

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

Service Appeal No. 136/2022

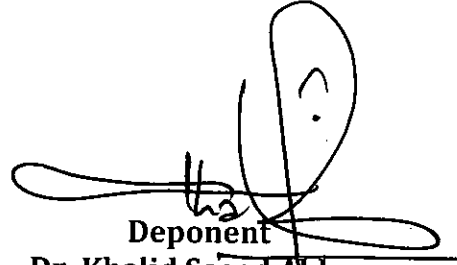
Mehmood Iqbal

VS

Government of KPK

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Deponent  
Dr. Khalid Saeed Akbar  
Divisional Litigation Officer  
Secretariat & Directorate of E&SE KP Peshawar  
0343-903-3399

01

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

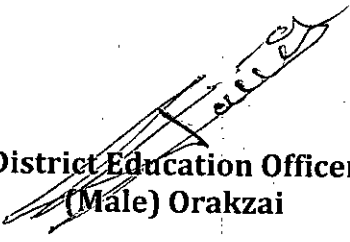
**Service Appeal No. 136/2022**

**Mehmood Iqbal Dy:DEO                      VS                      Government of KPK**

**COMMENTS ON BEHALF OF RESPONDENT NO. 6**

**Respectfully Sheweth**

- 1) That Mr. Mehmood Iqbal (Management Cadre) was transferred from the post of Dy: DEO (M) DIKhan to the post of Dy: DEO (Male) Orakzai vide Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification Dated 03.01.2022. Mr. Mehmood Iqbal (MC) did not attend/report this office. The appellant did not take charge of the post of Dy: DEO(Male) Orakzai. **(Notification is already annexed with service appeal as Annexure A)**
- 2) That Mr. Zahid Ullah (TC) was again transferred to the post of Dy: DEO (Male) Orakzai vide Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification Dated 26.01.2022 **(Notification is already annexed with service appeal as Annexure K)**
- 3) That the matter of transfer of Management Cadre Officers is related to the office of the Worthy Secretary E&SE Department Khyber Pakhtunkhwa Peshawar. The respondent No. 6 have no objection if Mr. Mehmood Iqbal (MC) is posted as Dy: DEO (M) Orakzai or Mr. Zahid Ullah (TC) is retained as Dy: DEO (M) Orakzai.

  
**District Education Officer**  
**(Male) Orakzai**

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

02

**Service Appeal No. 136/2022**

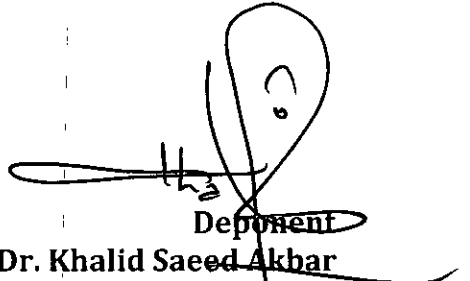
**Mehmood Iqbal**

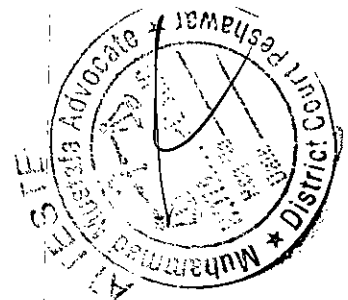
**VS**

**Government of KPK**

**Affidavit**

I, Dr. Khalid Saeed Akbar Divisional Litigation Officer for Secretariat and Directorate of Elementary & Secondary Education Department KPK Peshawar do hereby solemnly affirm and declared on oath that the contents of above mentioned service appeal are correct to the best of my knowledge and nothing has been concealed from this Honourable Tribunal.

  
Deponent  
**Dr. Khalid Saeed Akbar**  
12101-0899674-5  
0343-903-3399



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

03

**Service Appeal No. 136/2022**

**Mehmood Iqbal**

**VS**

**Government of KPK**

**Authority**

I, District Education Officer (M) Orakzai Respondent No. 6 do hereby authorized Dr. Khalid Saeed Akbar Divisional Litigation Officer for Directorate and Secretrate of E&SE Khyber Pakhtunkhwa Peshawar to attend this Honourable Service Tribunal KPK Peshawar on my behalf in connection with submission of para wise comments and till the decision of the service appeal.

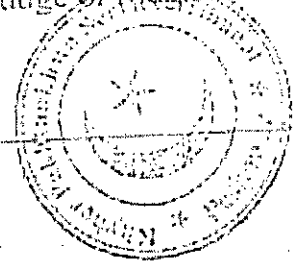
Respondent No.6

  
**District Education Officer**  
**(Male) Orakzai**

✓ Teaching Cadre should teach in schools & not in posts. (13) 13 (A)

Sr. No	Date of order/proceeding	Order or other proceedings with signature of Judge or Magistrate
1	2	3

MC vs TE ①



**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
Service Appeal No. 409/2019

Date of Institution ..... 01.04.2019  
Date of Decision ..... 07.08.2019

Muhammad Usman S/o Khan Gul District Tank presently SST/ADEO (Sports), District Education Office, Tank.

Appellant

Versus

1. Government of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education Department, Peshawar.
2. Deputy Secretary (Estab), Elementary & Secondary Education Department Khyber Pakhtunkhwa, Peshawar.
3. Director, Elementary & Secondary Education Department Khyber Pakhtunkhwa, Peshawar.
4. Assistant Director, Elementary & Secondary Education Department Khyber Pakhtunkhwa, Peshawar.
5. District Education Officer, (Male) Tank.
6. Muhammad Farooq, SST, GHS Umar Adda, Tehsil & District Tank.

Respondents

Mr. Muhammad Hamid Mughal-----Member(J)  
Mr. Ahmad Hassan -----Member(F)

07.08.2019

JUDGMENT

MUHAMMAD HAMID MUGHAL, MEMBER: Appellant

present. Learned counsel for the appellant present. Mr. Zia Ullah learned Deputy District Attorney for official respondents present. Private respondent No.7 alongwith his counsel present.

2. Brief facts of the case are that Director Elementary &

ATTACHED  
[Signature]

8.2019

Secondary Education Department Khyber Pakhtunkhwa, Peshawar (respondent No.3) vide order dated 16.08.2018 transferred the appellant Muhammad Usman (SST General) from GMS Kot Kat, District Tank and posted him as ADO (Sports) at the office of District Education Officer (Male) Tank. On the very next month of issuance of above mentioned order dated 16.08.2018, the respondent No.3 placed the services of the appellant at the disposal of DEO (Male) Tank for further adjustment at the vacant post of SST while private respondent No.7 (SST) was appointed in his place as ADEO (Sports) vide order dated 28.09.2018. Again on 06.11.2018 the previous transfer posting order dated 28.09.2018 regarding adjustment of the appellant as SST was withdrawn, resultantly the position of the appellant as ADEO (Sports) was restored. Finally on 17.12.2018 the above mentioned order dated 06.11.2018 was cancelled and the order in respect of private respondent No.7 as ADEO (Sports) was restored. This led to the present service appeal for restoration of transfer posting of the appellant as ADEO (Sports) Tank.

3. Learned counsel for the appellant argued that the impugned order dated 17.12.2018 is the outcome of malafide and a result of political victimization and that the same was issued to oblige the political figure.

4. As against that learned DDA assisted by the learned counsel for private respondent No.7 argued that the appellant has no vested right to claim posting of his choice; that the appellant being an



17.12.2018

influential person, got himself transferred to the post of ADEO (Sports) by using political channel; that earlier the appellant filed civil suit to regain his position as ADEO (Sports) District Tank; that initially the appellant was appointed as Class-IV official who secured promotion on the basis of 3<sup>rd</sup> Division B.A Degree and thereafter the appellant submitted BA Degree of 2<sup>nd</sup> Division which is illegal; that on the complaint of private respondent No.7 inquiry was also initiated against the appellant.

5. Arguments heard. File perused.

6. Both the appellant and private respondent No.7 belong to teaching cadre but were blessed with administrative cadre post one after the other.

7. Hon'ble Peshawar High Court Peshawar vide its judgment dated 18.11.2009 in Writ Petition No. 2937/2009 has observed that it is not befitting for teachers to hold administrative posts because they are getting benefits, but the students are suffering thus, they shall go to their respective places

8. The above mentioned judgment of Hon'ble Peshawar High Court Peshawar was implemented vide Notification dated 08.02.2019.

9. From the arguments advanced by the parties and record particularly the posting transfer orders available on file, it appeared that the Director Elementary & Secondary Education concerned has no capability to face political pressure and that his actions, as made impugned in the pleadings of the parties, fall within the ambit of

PHC  
decision

7  
8.2.2019

MC vs TC (4)

misuse of authority.

10. The parties (SSTs) could not demonstrate any exigency due to which they were adjusted against the administrative cadre post.

11. In the light of above, the respondent department is directed to appoint suitable officer belonging to administrative cadre, as ADEO (Sports) District Tank. The posting orders of both the appellant and private respondent No.7 against the administrative cadre post of ADEO (Sports) Tank shall be treated as cancelled. The respondent department is also directed to forthwith recall, all the transfer orders of the teachers against the administrative post. The present service appeal is disposed of in the above terms. Parties are left to bear their own costs. File be consigned to the record room.

Ahmad Hassan)  
Member

(Muhammad Hamid Mughal)  
Member

Certified true copy

**ANNOUNCED**  
05.08.2019

Khayber Pakhtunkhwa  
Service Tribunal  
Peshawar

AS per IT

Immediately put up for

8/8/19



Sumo

IN THE PESHAWAR HIGH COURT PESHAWAR

Writ Petition No. 3737P /2019



1. Nisar Muhammad  
DEO (M), Swabi.
2. Jehangir Khan,  
DEO (M), Charsadda.
3. Nawab Ali,  
DEO (M), Kolai Palas, Kohistan.
4. Oazi Tajamul  
DEO (M), Abbottabad.
5. Muhammad Tahir,  
DEO (M), Dir Upper..... Petitioners

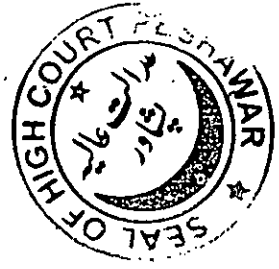
Versus

1. The Govt. of Khyber Pakhtunkhwa  
through Chief Secretary,  
Civil Secretariat, Peshawar.
2. The Secretary,  
Govt. of Khyber Pakhtunkhwa  
Elementary & Secondary Education Department,  
Civil Secretariat, Peshawar.
3. Zahid Muhammad  
DEO (M) on Acting Charge  
Directorate of Elementary & Secondary Education,  
G.T. Road, Peshawar.
4. Muhammad Azam Khan,  
DEO (M) on Acting Charge  
Directorate of Elementary & Secondary Education,  
G.T. Road, Peshawar.
5. Sheraz Ahmad,  
DEO (M) on Acting Charge  
Directorate of Elementary & Secondary Education,  
G.T. Road, Peshawar.
6. Iqbal Khan  
DEO (M) on Acting Charge  
Directorate of Elementary & Secondary Education,  
G.T. Road, Peshawar.

**ATTESTED**  
EXAMINER  
Peshawar High Court

**FILED TODAY**  
Deputy Registrar  
10 JUL 2019

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



WP No. 3737-P/2019

**JUDGMENT.**

Date of hearing: 22.10.2019

Petitioner: Nisar Muhammad & others - Mr. Khalid Raza

Respondents: By: Mr. Noor Muhammad & others - Respondents.  
& - Special Officer District Dera

**WAQAR AHMAD SETH, CJ:-** Petitioners, Nisar

Muhammad and others, through the instant Writ Petition, seek issuance of an appropriate writ declaring the decision of respondents to dislodge the petitioners from the posts occupied by them by adjusting respondents No. 3-7 thereagainst as without lawful authority, and of no legal effect; hence, this Court may direct the respondents to act in the matter in accordance with law and not to disturb the petitioners by unlawful adjusting respondents No. 3-7 against the posts occupied by petitioners being senior regular officers in BPS-19.

2. In essence, grievance of the petitioners is that they are Officers of the Elementary & Secondary Education Department, Government of Khyber Pakhtunkhwa (Teaching

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

Cadre) and serving against the posts of Management Cadre in BPS-19) since 2012-2013 while respondents No. 3 to 7 being juniors to them are going to be posted against the posts of petitioners as is evident from the Notification dated 31.05.2019; hence, the instant Writ Petition.

3. Respondents No. 1 & 2 have filed their comments and opposed the writ of petitioners.

4. Arguments heard and record perused.

5. Admittedly, petitioners belong to Teaching Cadre and have been posted against the post of Management Cadre as stopgap arrangement due to shortage of officers in Management Cadre, however, after filing Writ Petition No. 4274-P/2016 before this Court by Management Cadre, the same was disposed of vide order dated 11.01.2018 with direction to the respondents to finalize the case for making provision in the Rules with regard to promotions in the Management Cadre within three months with further direction to rationalize posting/transfer against Management Cadre posts in light of relevant rules/policy. In compliance thereof, the respondents have framed service rules for Management

**ATTESTED**

EXAMINER  
Peshawar High Court

Cadre and notified the same for promotion upto BPS-20 vide

Notification dated 27.03.2019; hence, keeping in view the

aforsaid Service Rules, the action of respondents for

adjusting respondents No. 3 to 7 against the petitioners' post is

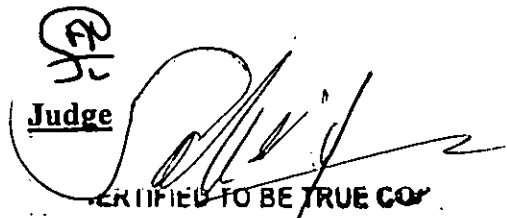
in accordance with law and no writ can be issued in favour of

petitioners.

6. Resultantly, the Writ Petition being without any merit is hereby dismissed.

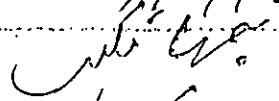
**ANNOUNCED.**  
Dated: 22.10.2019

  
**Chief Justice**

  
**Judge**  
CERTIFIED TO BE TRUE COPY

EXAMINER  
Peshawar High Court, Peshawar  
Authoritative Under Article 87 of  
The Constitution of Pakistan 1973

14 JUN 2022

40875  
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Date of Preparation 14/6/2022  
Date of Delivery of copy 14/6/2022  
Received By: 

**BEFORE THE HON'BLE PESHAWAR HIGH COURT, PESHAWAR.**

**In Re: W.P No/775-P/2019**

1. Iftikhar Khan s/o Tahir Khan  
r/o Technical College, Pajaggi, Tehsil and District Peshawar.
2. Muhammad Ajmal s/o Muhammad Zada  
r/o Dir Bala Town, Tensil and District Upper Dir.

**PETITIONERS**

**VERSUS**

1. Government of Khyber Pakhtunkhwa  
through Chief Secretary,  
Civil Secretariat Peshawar.
2. Secretary,  
Elementary and Secondary Education Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.
3. Director,  
Elementary and Secondary Education Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.
4. Secretary,  
Establishment Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.
5. Special Secretary,  
Elementary and Secondary Education Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.
6. Chief Minister  
Province of Khyber Pakhtunkhwa.
7. Idrees Azam  
Principle
8. Muhammad Tahir  
Principle Government Higher Secondary School  
Gandi Gar.



**RESPONDENTS**

**PETITION UNDER ARTICLE 199 OF THE CONSTITUTION  
OF ISLAMIC REPUBLIC OF PAKISTAN, 1973.**

**Respectfully Sheweth:**

Brief facts, leading to the instant writ petition are as under:

1. That the petitioners are domiciliary of District Peshawar and Dir Upper respectively and are bonafide residents of province of Khyber Pakhtunkhwa. Copies of CNICs of petitioners are enclosed as **"A"**.

**ATTESTED**  
EXAMINER  
Peshawar High Court

2. That in pursuance of National Education Policy, 2009 the Elementary and Secondary Education Department separated management cadre from teaching cadre vide Notification dated 04.05.2009 with nomenclature as follows:

- District Education Officer E&SE (DEO BPS-19);
- Deputy Director Education Officer E&SE (DDEO BPS-18);
- Sub-Divisional Education Officer E&SE (SDEO BPS-17); and
- Assistant District Education Officer/Assistant Sub-Divisional Education Officer E&SE (ASDEO/ADEO BPS-16).

Consequently, this Hon'ble Court while disposing off WP No.2937/2009 directed the Chief Secretary, Khyber Pakhtunkhwa and other official respondents to implement the Government Policy with full force ensuring that teaching cadre be posted in educational institutions to teach the students while those belonging to administrative cadre shall hold the post relating to administration. Attested copy of Judgment/Order passed in WP No. 2937/2009 dated 18.11.2009 is enclosed as "B".

3. That despite the Notification dated 04.05.2009 separating teaching cadre and management cadre of employees of Elementary and Secondary Education Department, followed by Judgment/Order dated 18.11.2009 passed by this Hon'ble Court, the respondent No.2/Secretary Elementary and Secondary Education Department vide Notification dated 07.04.2012 amended the earlier Notification making employees of Management cadre transferable to Teaching cadre and vice versa. The said Notification dated 07.04.2012 was challenged before this Hon'ble Court through WP No. 3663/2012 titled "*Sultan Muhammad versus Government of Khyber Pakhtunkhwa etc*". The said writ petition was allowed vide Judgment/Order dated 08.05.2013 whereby the impugned Notification dated 07.04.2012 was set at naught being in contravention of main policy/statute. Attested copy of WP No. 3663/2012 alongwith Judgment/Order dated 08.05.2013 are enclosed as "C".

4. That despite clear Judgments of this Hon'ble Court the official respondents again due to political interference and pressure transferred a number of officers from Teaching cadre to the positions of Management cadre vide Notification dated 26.09.2016, thus depriving the officers of Management cadre from their due promotions in the Management cadre. The aggrieved officers of Management cadre were therefore constrained to approach this Hon'ble Court through WP No. 4274/2016, interalia, against the filling of posts of SDEO from employee other than of management cadre and for issuance of restraining orders not

ATTESTED

EXAMINER

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

WP No. 1775-P/2019

**JUDGMENT.**



Date of hearing: 22.10.2019

Petitioner: Iftikhar Khan (w/h) by:- Mo. Amir Javed - Advocate.

Respondents: by:- Syed Qasim Ali Shah O.A.

**WAQAR AHMAD SETH, CJ:-** Petitioners,

Iftikhar Khan and another, through the instant Writ Petition,

seek issuance of an appropriate writ declaring the impugned

Notification dated 08.03.2019, whereby respondents No. 7 &

8 belong to Teaching Cadre have been transferred/posted to

Management Cadre/Administrative Cadre, is illegal, without

lawful authority, having been issued in absolute disregard of

law, judgments/orders passed by this Hon'ble Court in Writ

Petition No. 2937/2009 dated 18.11.2019, Writ Petition No.

3663/2012 dated 08.05.2013, Writ Petition No. 4274/2016

dated 11.01.2018 and Notification dated 08.02.2019; thus,

liable to be struck down/quashed. They further seek issuance

**ATTESTED**  
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Peshawar High Court

of an appropriate writ declaring that any/all transfers/postings

of respondents No. 7 and 8/Teaching cadre staff to the

Management/Administrative Cadre posts within their home

Districts is illegal, unlawful, in absolute disregard of law,

judgments/orders passed by this Hon'ble Court and

Notification dated 08.02.2019; thus, merits to be set

aside/quashed with further direction to the respondents to

follow and comply with the judgment of this Hon'ble Court

passed in Writ Petition No. 2937/2009 dated 18.11.2009, Writ

Petition No. 3663/2012 dated 08.05.2013, Writ Petition No.

4274/2016 dated 11.01.2018 and Notification dated

08.02.2019 issued in pursuance thereof and also issued

direction to the respondents to act in accordance with law by

transferring/posting/promotion officers of Management Cadre

to the posts of District Education Officer and to restrain the

respondents from taking any action/s in violation of law as

ATTESTED  
EXAMINER  
Peshawar High Court



well as Government Policy duly notified vide Notification dated 08.02.2019.

2. Arguments heard and record perused.

3. Perusal of the record would reveal that in

pursuance of National Education Policy, 2009, the Elementary

& Secondary Education Department separated Management

Cadre from Teaching Cadre vide Notification dated

04.05.2009 and recently, in view of judgment of this Court

dated 11.01.2018 rendered in Writ Petition No. 4274-P/2016,

respondents have also framed service rules for Management

Cadre duly notified vide Notification dated 27.03.2019, but

inspite of that, respondents No. 7 & 8, who belong to

Teaching Cadre, have been adjusted in Management Cadre

vide impugned Notification, which is illegal, unlawful and in

absolute disregard of law; thus, the same is liable to be struck

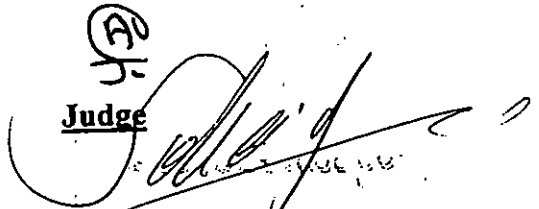
down/quashed.

**ATTESTED**  
EXAMINER  
Peshawar High Court

4. Resultantly, the Writ Petition is allowed and the  
 [redacted]  
 impugned Notification dated 08.03.2019, whereby  
 [redacted]  
 respondents No. 7 & 8 have been transferred from Teaching  
 [redacted]  
 Cadre to Management Cadre, is set aside with direction to the  
 [redacted]  
 concerned respondent (s) to strictly observe the law/policy by  
 not adjusting the teaching cadre staff in management cadre

**ANNOUNCED.**  
**Dated: 22.10.2019**

  
**Chief Justice**

  
**Judge**

14 JUN 2022

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 received By [Signature]

BEFORE THE PESHAWAR HIGH COURT PESHAWAR



Executive  
to  
teach  
Ruler  
you MC

Writ Petition No.

3663-P of 2012

Sultan Mahmood Mian son of Mumtaz,  
resident of Deolai Tehsil Kabal District Swat ...

Petitioner

VERSUS

1. Government of Khyber Pakhtunkhwa  
through Chief Secretary Khyber Pakhtunkhwa,  
Civil Secretariat, Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa  
Elementary and Secondary Education Department,  
Civil Secretariat, Peshawar.
3. Secretary Establishment Khyber Pakhtunkhwa,  
Civil Secretariat, Peshawar.
4. Director Elementary and Secondary Education  
Khyber Pakhtunkhwa, Peshawar ...

Respondents

17/12/12

WRIT PETITION UNDER ARTICLE 199 OF  
THE CONSTITUTION OF ISLAMIC  
REPUBLIC OF PAKISTAN, 1973.

Respectfully Sheweth:

1. That the petitioner was appointed as EDO (Executive District Officer) Elementary & Secondary Education on 24.2.2011 which is the Executive/Management Branch of Education Department. He was duly selected through Public Service Commission after proper advertisement and adoption of legal procedure.
2. That respondent No. 1 has transferred the petitioner from his executive post to the Teaching Cadre of the Education Branch of the Government

FILED TODAY

District Peshawar

26 DEC 2012

ATTESTED

EXAMINER

Peshawar High Court

(22)

9

vide order dated 25.10.2012. (Copy of the impugned Transfer Order dated 25.10.2012 is attached as annexure 'A').

3. That some of the Executive District Officers were transferred in Teaching Cadre of Education Department which transfer orders were challenged by the Executive District Officers vide several Writ Petitions and this Honourable Court cancelled their transfer made in violation of the policy separating Management Cadre from Teaching Cadre. (Copy of the policies and orders are attached as annexure 'B').
4. That under the new education policy the Administrative/Management Branches/Cadres of the Elementary and Secondary Education in Khyber Pakhtunkhwa were separated which came into force and now the two Branches are totally separate, said policy received the approval of this Honourable Court in at least three various judgments. (Copy of the judgment of this Honourable Court dated 3.2.2010 is attached as annexure 'C').
5. That subsequently the respondents high handedness and ulterior political motives became unbearable as the transfers of the officers of Management Cadre were still being made by the Education Department despite the categorical orders of the Honourable High Court and the declaration thereto by this Honourable Court that the officers of the Management Cadre cannot be transferred to Teaching Cadre.
6. That this Honourable Court took cognizance of the matter vide COC Petition before this Honourable in which the Honourable Chief Justice of this Honourable Court took very serious notice of the matter: (Copy of COC and order of this Honourable Court dated 3.4.2012 are attached as annexure 'D').
7. That despite the orders in writ petitions, declaration of this Honourable Court and the order in COC passed by this Honourable Court the petitioner has been transferred on 25.10.2012 which is politically motivated and against the orders of this Honourable Court.

FILED TODAY

Deputy Registrar

26 DEC 2012

ATTESTED  
EXAMINER  
Peshawar High Court

**Judgment Sheet**  
**IN THE PESHAWAR HIGH COURT,**  
**PESHAWAR**  
[JUDICIAL DEPARTMENT]

Writ Petition No.3663-P/2012



**JUDGMENT**

Date of hearing: 08-05-2013

Petitioner(s): (Sultan Mahmood) By  
Mian Mohibullah Kaka Khel Advocate

Respondent(s): (Govt. of KPK etc) By  
Mr. Malik Mujtaba Khan A.A.G.

**ROOH-UL-AMIN KHAN, J** :-This common judgment shall dispose of instant writ petition, as well as connected Writ Petition No.3664-P of 2012, titled, "Muhammad Ibrahim Vs Secretary to Government of Khyber Pakhtunkhwa Elementary and Secondary Education Department Civil Secretariat, Peshawar and 03 others", as both are involving similar controversy.

2. Petitioners Sultan Mahmood Mian and Muhammad Ibrahim, who are EDOs (Executive District Officers) Elementary & Secondary Education, are aggrieved from the orders of respondent No.1 dated 23.07.2012,

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

10.09.2012, 11.09.2012 and 25.10.2012, as well as notification dated 07.04.2012, vide which they have been transferred from the "Executive Cadre" to the "Teaching Cadre", thus, seek issuance of an appropriate writ declaring the above-mentioned orders to be illegal, without jurisdiction and lawful authority; hence, liable to be set aside. As per contents of the petitions, petitioners were selected and appointed as EDOs i.e. the Executive Posts, through Public Service Commission, but respondent No.1, in violation and utter disregard of the judgments of this Court in various writ petitions, reference of which has been given in the petitions and COC, transferred the petitioners to the Teaching Cadres.

3. Learned counsel for the petitioners argued that where under the Policy guidelines, approved by the Cabinet, the educationists core has been reserved for teaching purpose and the management core has been entrusted with the duties of administration of the Education Department, the transfer orders of the petitioners from the Executive Posts to the Teaching Cadre, are liable to be set aside. He argued that where the old Policy was in the field and the writ asked for, issued in another writ petitions by this court, the subsequent amendment, making the service of the management and teaching cadres, transferable from one cadre to another, cannot

*Handwritten signature*

ATTESTED

EXAMINER

Peshawar High Court

be operated in contrary of the main Policy, as such, the respondents cannot be allowed to violate the writ of this Court, in such a manner.

4. As against that, the learned counsel for the respondents defended that impugned orders by submitting that through the subsequent amendment, the Government has made the transfer eligible from one cadre to another, hence, both the petitions are liable to be rejected.

5. We have given our anxious consideration to the respective arguments of the learned counsel for the parties and have gone through the record.

6. This is universally admitted fact that education provides a paved way in development of nations. The everlasting endeavor to make the lives comfortable and the unquenchable thirst to probe into truth made the people to put forth strenuous trials to bring such an explosion in knowledge in various aspects. Consequently, today man has secured power to create energy, to cultivate land, to conserve water, and make its effective use. This is possible because of requisite interest on knowledge, which can be imparted through education. Education is an apprenticeship of human life and a vital need to result at natural, harmonious and progressive development of child's latent powers and innate talents. Thus

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EXAMINED  
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the basic aim of education is the overall growth of an individual which in its turn enhances the growth of the society. Various schemes were launched to achieve the hallmark of total literacy before the dawn of the millennium. Hence, in this connection National Commission for Govt. Reforms recommended certain reforms in Education sector, including separation of teaching and management cadres. Consequently the provincial government commenced work for setting up a separate management cadre and it was formally established in early 2009.

7. By notification dated 04-05-2009, the Government of NWFP Elementary and Secondary Education Department in consultation with Establishment and Finance Departments notified separate Rules for management cadre, wherein the following method of recruitments, qualification and other conditions laid down:-

**QUALIFICATION:** (i) Ph.D in Education and Seven years teaching/administrative experience in Govt: reorganized educational institutions/Office; or (ii) M.Phil in Education and Nine years teaching/administrative experience in Govt: recognized educational institutions / office; or (iii) M.A / M.Sc in 2nd Div with M.Ed / M.A (Education) / M.A (Education Planning & Management) or equivalent qualification with at least twelve years teaching / administrative experience in

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Govt: recognized educational institutions / office.

Age Limit for appointment against the said post was prescribed as 35 to 50 Years.

Under the Rules applicable to the posts of schools Management Cadre in the Elementary and Secondary Education department, the method for recruitment was provided as under:-

By initial recruitments in the following manner:

- (a) Forty percent by initial recruitment from amongst open market; and
- (b) Sixty percent by initial recruitment from amongst the Teaching Cadre having the qualification as mentioned in column No 3.

8. The formation of Management Cadre was aimed at streamlining the affairs in the offices of Executive District Officers (EDOs) and Directorate of the E&SE. Prior to bifurcation of the two Cadres, school principals from the Teaching Cadre were usually picked up as EDOs, who were often transferred from their posts back to the schools under pressure from the political figures belonging to ruling parties and high ups in the Education Department. The government introduced the Management Cadre and banned transfer of EDOs back to schools in order to remove fear of transfer

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among them and ensure efficiency and smooth work in offices.

9. After the above narrated process, the Provincial Government sent the requisition to the Public Service Commission for appointment of twenty six (26) posts of Executive District Officer/Additional Director (BPS-19), from the persons possessing the qualification mentioned in preceding Para 7. The Public Service commission advertised the posts and after Test and Interview recommended the successful, qualified candidates for recruitment. On recommendation of Public Service Commission, the provincial Government issued the notification of appointment of Executive District Officer (BPS-19). Soon after resuming charge by the EDOs, complaints started pouring against them, even by several lawmakers, who had also lodged complaints with Khyber Pakhtunkhwa Chief Minister against mismanagement by some of the EDOs. Usually the lawmakers would complain against the EDOs for dodging them when they approached for some official work. Consequently the first attempt of landing in the field of illegality was made by issuing the transfer order of one Abdul Malik from Management cadre to Teaching Cadre.

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10. The learned counsel for the respondents invaded the petition that the jurisdiction of this Court is barred under Article 212 of the Constitution of Islamic Republic of Pakistan 1973, as the matter purely pertains to the terms and conditions of the service. No doubt, petitioners are civil servants and the posting and transfer of a civil servant is an incident relate to the terms and conditions of service. But the matter before us is not a routine transfer under section 10 of Civil Servant Act; it is, therefore, this Court has already taken cognizance in similar other cases involving the same controversy, as in the instant petitions. Moreover, the High Court would not sit as a silent spectator and to shut its eyes and to refuse the relief claimed against an illegal and void order on the question of want of jurisdiction. In Bibi Halima's case, cognizance of the same controversy was taken by this Court, observing that **"The High Court cannot fold its hands to sit as a silent spectator and refuse the relief prayed for on the objection of want of jurisdiction"**. Before instant writ petitions, WP No.1561/2009 was decided by his lordship Hon'ble the Chief Justice and the same was disposed of by way of following order:-

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"Their main grievance is that under the new policy the Government is going to separate the

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two cadres i.e. Administrative and Teaching Cadre from each other, with the view that each cadre is put at proper place and both are made more beneficial to the department and students in particular. This policy has been endorsed by this Court at least in three judgments thus, got judicial approval and that too, in writ jurisdiction. The petitioners apprehend that due to the separation, their interest and right already accrued to them would be adversely affected.

Today, the learned A.A.G. and the Secretary Elementary & Secondary Education, Government of NWFP, Peshawar stated at the bar that in the Course of separation the petitioners would be properly placed like others and would not be discriminated in any manner nor in the said course their terms and conditions of service would be affected, including service benefits and that the entire process would be carried out fairly and in transparent manner, so that each one deserving any post is given that seat.

In view of the above legal position and because of the statement given at the bar, we see no reason to proceed further with this petition; hence, the same is disposed of accordingly”.

Similarly, WP No.3519 of 2011 was decided on 14.02.2012, involving the same controversy and his Lordship Hon'ble the Chief Justice of this Court was please to pass the following order:

“By this single judgment, we propose to decide Writ Petitions Nos.3519, 3520, 3482, 3560 and 2961 of 2011, because Mr. Naveed Akhtar, Additional Advocate General made a statement at the bar that all the petitioners would be readjusted and would be posted on the administrative/executive posts, according to the policy of the Government duly approved by the

*Naveed Akhtar*

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Cabinet and the needful would be done within a period of one month.

In view of the statement made at the bar by the learned Additional Advocate General, that too categorically, all these writ petitions are disposed of. The respondents shall abide by the undertaking given to the Court within a period of one month positively. Needless to remark that the readjustment of the petitioners as was stated at the bar must be adhered to.

11. Recently Writ Petition No.819 of 2012, titled, "Zuhra Jalal Vs Govt of KPK E&S Education, was decided by this Court on 11.07.2012, whereby the transfer order of Zuhra Jalal from Executive and Management Cadre to Teaching Cadre was set aside in the case (Supra), and it was held:-

**"True that posting and transfer falls within the terms and conditions of service but in this case a duly prescribed policy was flagrantly violated by the Minister and on account of political interference, as an academic set up, it becomes in constitutional obligation of every Government to adhere and follow the policy once it is formulated by it and must be given true effect in letter and spirit unless departure therefrom became inevitable and unavoidable, otherwise, making such policy will throw the system and management of the Government into disarray and ultimately the effect would be on the students to desert and get education from these Institutions".**

12. Undisputedly the Education Department has been apportioned in to two Cadres viz "Management Cadre" and "Teaching Cadre". For joining the management cadre, it was

*Karwan*

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mandatory for the educationists to qualify the test and interview from Public Service Commission. The Rules contemplates the pavement for promotion from the post of Executive District Officer/Additional Director (BPS-19) to the post of Director (Elementary and Secondary) and Director (Curriculum and Teacher Education) COMBINED (BPS-20), while the members of Teaching Cadre would not be entitled for promotion to the above mentioned post in BPS 20. The transfer from Teaching Cadre to Management Cadre would frustrate the entire policy and shall devastate the appointment already made through Public Service Commission. The appointment through Public Service shall not be considered a futile exercise as the same has shed a vested right on the appointees.

13. For the purpose of administration of service, the Appointing Authority is under legal obligation to cause a Seniority List of the Member of civil service in accordance with their Cadre or Post. Cadre is not defined in Civil Servant Act or Rules hereunder; however, its dictionary meaning is "a small group of people specially trained for a particular purpose or profession".

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14. The Hon'ble Supreme Court in case of "Niamatullah Butt & others Vs The Government of the Punjab" (1988 SCMR 1453), interpreted the word "Cadre" in the following manner:-

**Cadre" is the strength of a service or part of a service, sanctioned as a separate unit and each Cadre consists of a certain number of Posts".**

15. It is manifest from the above meaning and definition that "Cadre" is a separate group of employees in one or different department, with their distinct number of post and strength, thus under the statute it is imperative on the authority to cause a separate Seniority List of Management Cadre for their onward promotion to the higher rank in their hierarchy. Intermingling of both the cadre must upset and perturb the seniority of the employees of both the cadre, which would not only affect their carrier prospects, but also would be an infringement and contravention of mandatory statutory law.

16. The standard of the education in Pakistan is very low. There are many factors which are contributing to this phenomenon. One of these factors is the deteriorating political interference in policy making. For the above reason, it is common to find well-crafted and coherent policy designs failing to attain desired results in Education Department, in the

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province. In recent past the lawmakers introduced the management cadre and banned transfer of EDOs back to schools in order to remove fear of transfer among them and ensure efficiency and smooth work in offices, but after a short span of time they have started rolling it back merely to put their grip tight on the officer. Such kind of arbitrary and questionable methods of appointments, promotions and transfers of officers by political superiors would lead to corrosion of the moral basis of its independence. It would strengthen the temptation in services to collusive practices with politicians to avoid the inconvenience of transfers and to gain advantages by ingratiating themselves to political masters and they would do the politicians' biddings rather than adhere to rules.

17. Civil Servants are the backbone of our Country.  
They shall be provided with the necessary organizational and  
technical conditions in which they may perform their tasks in  
compliance with the principles and standards demanded by the  
civil service. Civil servants shall be entitled to protection of  
their physical and moral integrity during performance of their  
official activity. In wake of the above we have no hesitation  
to hold that the posts of the Teaching and Management

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employees, would be non transferable and they would not be transferred from one cadre to another cadre. Transfer from one cadre to the other cadre is not permissible and the same being whimsical, arbitrary and punitive in nature and therefore, in violation of fundamental right enshrined in constitution of Pakistan 1973.

18. The learned counsel for the respondents argued that the Rule/policy has been reviewed by the Provincial Government in the year 2012, whereby the Rules 2009, have been amended and by now, the employees of both the Cadres i.e. Management and Teaching may be transferred inter-se. He referred to the "foot note" on the amended Rules 2012, which read as under:-

**"The Phrase "by transfer for" in these service rules shall mean transfer of the Officer from Teaching Cadre to Management Cadre and vice versa for posting purpose in pursuance of section 10 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No.XVIII of 1973) and shall not vest a right of appointment or absorption or promotion against the post on regular basis".**

19. We have noted with great concern that this amendment was necessitated and introduced, when this court decided WP No.3519, titled, "Abdul Malik Vs Govt of KPK",

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whereby the transfer order of above mentioned Abdul Malik from Management Cadre to the Teaching Cadre was set aside.

It is an admitted fact that the petitioners have been appointed against their respective posts through Public Service

Commission and mere endorsement of a foot-note would not

change the terms and conditions of the service of the

petitioners. The above-mentioned note would never occupy

the place of a statute, and would not prevail upon or render

redundant the parent statute. According to the well established

principle of Interpretation of Statute and in particular any

proviso attached to the main section would not render

redundant or in effective the substantial provision of the main

section. Reliance may be placed on case titled, "Enmay Zed

Publications (Pvt) Vs Sindh Labour Appellate Tribunal"

(2001 SCMR 565). We are afraid, the arguments in our

considered view is not sustainable. If the argument of the

learned counsel for the respondent is accepted, not only Rules

2009, would be rendered redundant but the entire Policy and

*Lawyer*

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the subsequent amended rules would also become in effective and the purpose for which the same Rules were enacted i.e. to bring Reforms and improve the education sector would also failed and frustrate. Besides, the entire exercise done through Public Service Commission would also be devastated, affecting the legal vested right of the petitioners, which is not permissible under the law. The petitioners have been appointed, through public Service Commission, after qualifying the competitive test of interview. Their selection is purely on merit basis, which has never denied by the respondents. It is also not controverted by the respondents that they have been appointed under the Rules 2009. In these eventualities the amended Rules would not operate retrospectively. In this regard the august Supreme Court has settled the law in case titled, "Water and Power Development Authority, Lahore Versus Haji Abdul Aziz" (2012 SCMR 965) in the following words:-

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"Rules operated prospectively and if a right was created in favour of an employee under the old rule, it could not be taken away on the ground that the amended rule had allowed others to compete."

Courts have on several occasions held that retrospective legislation can be held invalid on the ground that it is unreasonable or beyond the legislative competence. Here we are agree to hold that the Latin Maxim i.e. "**Salus Populi Est Suprema Lex**" is fully applicable here, which means the welfare of the people is the supreme for the law.

20. The last limb of the arguments of respondent is that the newly-recruited EDOs failed to deliver, while mismanagement and corruption increased in their offices because they had no fear of transfer from their posts. No doubt Corruption is not a problem tormenting education department alone in Pakistan. It pervades the whole world, even countries that are the flag-bearers of modern learning and boast of a top-class academia. In this part of the country it is an open secret that education sector is rife with corruption from top to bottom, even to the extent of withdrawal of extra monthly pay, salaries of ghost teachers, unauthorized provident funds, pension on retirement drawn multiple times and the illegal appointment of teachers. How the officials of the education

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department played havoc with government funds is really shocking, but Corruption charges against individual should not be made a criterion to roll back or banish the entire system of management cadre in education department. Likewise the transfer of employee from management cadre to teaching cadre is not the solution and elucidation for elimination and eradication of corruption from education department. The corrupt element may not be inflicted with mild stick of transfer, rather they shall be dealt with iron hand. Anti-corruption laws, Pakistan Penal Code and National Accountability Ordinance, provides punishment for corruption and corrupt practices, while the Government Servants (Efficiency and disciplinary Rules) 1973, Government Servants (conduct) Rules and Removal from Service (Special Power) Ordinance provides penalties for misconduct and inefficiency. Mere transfer of corrupt officer from one place to another would further encourage corruption. Stern action required to be taken against corrupt officials and they would not be allowed to move scot free.

21. In wake of the above, the amendment notification dated 07-04-2012, being in contravention of the main policy/statute, is declared as illegal, arbitrary and against

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law, hence set aside. Likewise, the impugned orders of the  
 [redacted]  
 respondents qua transfer of the petitioners from the Executive  
 [redacted]  
 Cadre to the Teaching Cadre, being not permissible and the  
 [redacted]  
 same being whimsical, arbitrary and punitive in nature and  
 [redacted]  
 therefore, in violation of fundamental rights enshrined in  
 Constitution of 1973 and in contravention of Rules and  
 [redacted]  
 policy, hence, are not sustainable. Consequently, both the  
 petitions are allowed and the impugned orders of respondent  
 No.1 are set aside.

**Announced:**

08.05.2013

*M. J. ...*  
JUDGE

40873  
 Date of Presentation: 14/6/2022  
 No of Pages: 20-9  
 Copying fee: 20/-  
 Date of Preparation of copy: 14/6/2022  
 Date of Delivery of copy: 14/6/2022  
 Received By: *[Signature]*  
 Office  
 8/6/13

*[Signature]*  
JUDGE

SENT TO ...  
 ...  
 ...

14 JUN 2022

L.B

**[BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR.]**

Civil Misc No. \_\_\_\_\_/2022 in  
Service Appeal No. 136/2022

Mr Mahmood Iqbal


vs

Govt of KP etc

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Yours Humble Appellant  
Through Counsel

  
Mr Khalid Mahmood  
Advocate DIKhan

①

**[BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRBUNAL PESHAWAR.]**

Civil Misc No. \_\_\_\_\_/2022 in  
Service Appeal No. 136/2022

Mr Mahmood Iqbal

vs

Govt of KP etc

**REJOINDER TO THE COMMENTS OF RESPONDENTS NO: 08**

Respectfully Sheweth;

Appellant humbly submits the following reply to the comments of respondent.

**1. Preliminary objections**

- 1-12. Incorrect misconceived and thus denied. The denial of rights mala-fide, discrimination and malfeasance on the part of respondents provided a valid cause of action and locus standi and depriving from due rights has provided a cause of action to appellant to file present service appeal. More over all objection vehemently denied.
13. Incorrect / Not Admitted. Strongly Denied. That the appellant has received salaries from Post of Deputy DEO and respondent No. 08 from the post of Principle GHS Himmat. Copy of Salary Slips are attached as **Annexure A, A1**

**Para-wise Reply on Facts:**

**Para No.1.** Incorrect / Not Admitted. Strongly Denied.

**Para No.2.** Incorrect / Not Admitted. Strongly denied. That the appellant has been performing duties and engaged with election commission of Pakistan in revision of electoral roles as ARO, MC, DIKhan circle 1-13 vide later dated: 21-10-2021 and returning officer VC/NC DIKhan local government election 2022 vide letter Dated 25-10-2021 and till dated: 08-06-2022. **(Annexure B, C, D and E)**

**Para No.3.** Incorrect / Not Admitted. Strongly denied. Needs no reply.

**Para No.4.** Incorrect / Not Admitted. Strongly denied. Recently vide Notification Dated: 17-06-2022, all Teaching Cadres were transferred from the post of Management Cadre. **(Annexure F)**

**Para No.5.** Incorrect /Not Admitted. Strongly denied. The Appellant was posted as Deputy DEO Male DIKhan vide Notification dated: 30-07-2020 on OPS by competent authority. The Tenure of appellant as Deputy DEO DIKhan was more than 17 months and transferred to Orakzai as Deputy DEO on also OPS. **(Annexure G)**

**Para No.6.** Incorrect /Not Admitted. Strongly denied. That complaint to the Prime Minister on Pakistan citizen portal was found false. And the appellant was exonerated vide letter dated 21-09-2021. **(Annexure H and H1) (H2)**



**Para No.7.** Incorrect /Not Admitted. Strongly denied. Need no reply.

**REPLY ON GROUND:**

**Para No. a.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. b.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. c.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. d.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. e.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. f.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. g.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. h.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. i.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. j.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. k.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. l.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

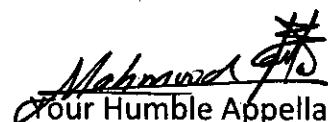
**Para No. m.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

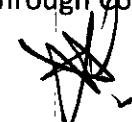
**Para No. n.** Incorrect /Not Admitted. Strongly denied. Reply as in the above paras

**Para No. o.** That there is no ground available to respondent to argue.

It is therefore humbly prayed that in light of above submissions, the service appeal may kindly be allowed as prayed for.

Dated: \_\_/\_\_/2022

  
Your Humble Appellant  
Through Counsel

  
Ahmad Ali Khan  
Advocate Supreme Court

  
Mr Khalid Mahmood  
Advocate DIKhan

**[BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRBUNAL PESHAWAR.]**

Civil Misc No. \_\_\_\_\_/2022 in  
Service Appeal No. 136/2022

Mr Mahmood Iqbal

vs

Govt of KP etc

**AFFIDAVIT**

I Mahmood Iqbal Deputy DEO Male, the Appellant do hereby solemnly affirm and declare on oath that all the para-wise contents of above rejoinder are true and correct to the best of my knowledge, information and belief and that nothing has been deliberately concealed from this honorable tribunal.

Dated: / /2022

*Mahmood Iqbal*  
Deponent

12103-2247176-3

Identify by Counsel

*Khalid Muhammad Adv.*

**Dist. Govt. KP-Provincial**  
**District Accounts Office D.I.Khan**  
**Monthly Salary Statement (January-2022)**



Alex  
 (A)  
 (9)

**Personal Information of Mr MEHMOOD IQBAL d/w/s of KHAIRATI KHAN**

Personnel Number: 00189899      CNIC: 1210322471763      NTN:  
 Date of Birth: 01.12.1967      Entry into Govt. Service: 17.01.1998      Length of Service: 24 Years 00 Months 016 Days

**Employment Category: Active Permanent**

Designation: DEPUTY DISTRICT EDUCATION      80001837-DISTRICT GOVERNMENT KHYBE  
 DDO Code: DI6297-

Payroll Section: 002      GPF Section: 001      Cash Center:  
 GPF A/C No: EDUDK011685      Interest Applied: Yes      **GPF Balance:**      947,490.00

Vendor Number: 30428240 - MAHMOOD IQBAL SDEO ( M )

**Pay and Allowances:**      Pay scale: BPS For - 2017      Pay Scale Type: Civil      BPS: 17      Pay Stage: 13

Wage type		Amount	Wage type		Amount
0001	Basic Pay	60,270.00	1001	House Rent Allowance 45%	6,650.00
1210	Convey Allowance 2005	5,000.00	1947	Medical Allow 15% (16-22)	2,194.00
2148	15% Adhoc Relief All-2013	1,140.00	2199	Adhoc Relief Allow @10%	789.00
2211	Adhoc Relief All 2016 10%	4,020.00	2224	Adhoc Relief All 2017 10%	6,027.00
2247	Adhoc Relief All 2018 10%	6,027.00	2265	Adhoc Relief All 2019 05%	3,013.00
2309	Adhoc Relief All 2021 10%	6,027.00	2315	Special Allowance 2021	6,074.00

**Deductions - General**

Wage type		Amount	Wage type		Amount
3017	GPF Subscription	-4,270.00	3501	Benevolent Fund	-1,500.00
3609	Income Tax	-3,406.00	3990	Emp.Edu. Fund KPK	-250.00
4004	R. Benefits & Death Comp:	-900.00			0.00

**Deductions - Loans and Advances**

Loan	Description	Principal amount	Deduction	Balance
6505	GPF Loan Principal Instal	100,000.00	-3,000.00	64,000.00

**Deductions - Income Tax**

Payable: 37,953.83      Recovered till JAN-2022: 20,924.00      Exempted: 0.02-      Recoverable: 17,029.85

**Gross Pay (Rs.): 107,231.00      Deductions: (Rs.): -13,326.00      Net Pay: (Rs.): 93,905.00**

Payee Name: MEHMOOD IQBAL  
 Account Number: PLS 5121-3  
 Bank Details: UNITED BANK LIMITED, 210637 PAHARPUR PAHARPUR,

Leaves:      Opening Balance:      Aailed:      Earned:      Balance:

Permanent Address: DIKHAN  
 City: D.I.KHAN      Domicile: NW - Khyber Pakhtunkhwa      Housing Status: No Official  
 Temp. Address:  
 City:      Email: mahmoodiqbal67@gmail.com

Alex  
 (A)  
 (9)

**Dist. Govt. KP-Provincial**  
**District Accounts Office D.I.Khan**  
**Monthly Salary Statement (February-2022)**



Alex  
 (A)  
 (S)

**Personal Information of Mr MEHMOOD IQBAL d/w/s of KHAIRATI KHAN**

Personnel Number: 00189899. CNIC: 1210322471763 NTN:  
 Date of Birth: 01.12.1967 Entry into Govt. Service: 17.01.1998 Length of Service: 24 Years 01 Months 013 Days

**Employment Category: Active Permanent**

Designation: DEPUTY DISTRICT EDUCATION 80001837-DISTRICT GOVERNMENT KHYBE  
 DDO Code: DI6297-  
 Payroll Section: 002 GPF Section: 001 Cash Center:  
 GPF A/C No: EDUDK011685 GPF Interest applied **GPF Balance:** 1,027,456.00 (provisional)  
 Vendor Number: 30428240 - MAHMOOD IQBAL SDEO ( M )  
**Pay and Allowances:** Pay scale: BPS For - 2017 Pay Scale Type: Civil BPS: 17 Pay Stage: 13

Wage type		Amount	Wage type		Amount
0001	Basic Pay	60,270.00	1001	House Rent Allowance 45%	6,650.00
1210	Convey Allowance 2005	5,000.00	1947	Medical Allow 15% (16-22)	2,194.00
2148	15% Adhoc Relief All-2013	1,140.00	2199	Adhoc Relief Allow @10%	789.00
2211	Adhoc Relief All 2016 10%	4,020.00	2224	Adhoc Relief All 2017 10%	6,027.00
2247	Adhoc Relief All 2018 10%	6,027.00	2265	Adhoc Relief All 2019 05%	3,013.00
2309	Adhoc Relief All 2021 10%	6,027.00	2315	Special Allowance 2021	6,074.00

**Deductions - General**

Wage type		Amount	Wage type		Amount
3017	GPF Subscription	-4,270.00	3501	Benevolent Fund	-1,500.00
3609	Income Tax	-3,406.00	3990	Emp.Edu. Fund KPK	-250.00
4004	R. Benefits & Death Comp:	-900.00			0.00

**Deductions - Loans and Advances**

Loan	Description	Principal amount	Deduction	Balance
6505	GPF Loan Principal Instal	100,000.00	-3,000.00	61,000.00

**Deductions - Income Tax**

Payable: 37,953.80 Recovered till FEB-2022: 24,330.00 Exempted: 0.08- Recoverable: 13,623.88

**Gross Pay (Rs.): 107,231.00 Deductions: (Rs.): -13,326.00 Net Pay: (Rs.): 93,905.00**

Payee Name: MEHMOOD IQBAL  
 Account Number: PLS 5121-3.  
 Bank Details: UNITED BANK LIMITED, 210637 PAHARPUR PAHARPUR,

Leaves: Opening Balance: Aailed: Eamed: Balance:

Permanent Address: DIKHAN  
 City: D.I.KHAN Domicile: NW - Khyber Pakhtunkhwa Housing Status: No Official  
 Temp. Address: City: Email: mahmoodiqbal67@gmail.com



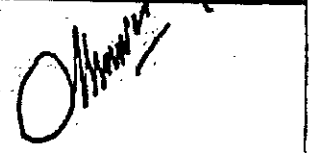
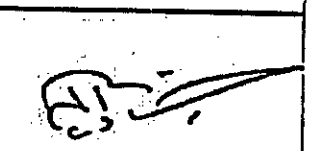
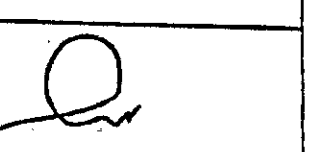
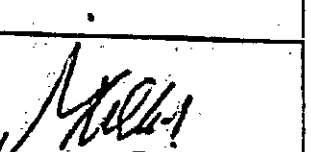
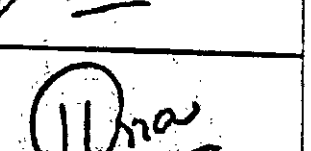
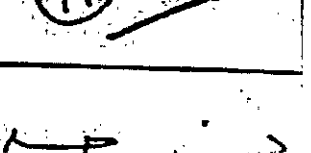
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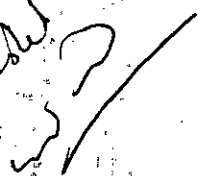
Page (B) 8

**ATTENDANCE SHEET**

(Dated: 03-03-2022)

**Training of Assistant Registration Officers for Periodical Revision of Electoral Rolls, 2021-22.  
Verification of un-verified voters (2nd Phase)**

S.No	Name of ARO	Designation	Contact No.	Signature with date
1	M. Naseeb Khan	ADEO (M)	0334 2727219 0341 2244225	
2	Shakeel Ahmad	ADEO (M) - Sp. Sr	03329638821	 03/2/22
3	Hashmatullah	ADEO Kulachi	03428366646	
4	Haroon ur Rashid	ASDEO Pampar	0345-9830054	
5	FAZAL SUBHANI	SST. GHSS W/LALI	03467864784	
6	Tariq AZIZ	S.S.T GHSS Yank	0346-7870161	
7	M. Hassan	SST GHSS Shor Kot	0345 9847588	
8	Muhammad Bilal	ADEO (M) PED	03339967044	

Attest  


**ATTENDANCE SHEET**

(Dated: 03-03-2022)

**Training of Assistant Registration Officers for Periodical Revision of Electoral Rolls, 2021-22.  
verification of un-verified voters (2nd Phase)**

70

S.No	Name of ARO	Designation	Contact No.	Signature with date
9	Ayed Ufat Ali Shah	ASDEO circle Darabani Khurd	03459888811	
10	Mohammad Taqi Shah	ASDEO circle Paroa	03411022501	
11	Mahmood Iqbal	DY: DEO (M) DIX	0341-9676140	
12	Ghulam Shabbir	SST GHS Paroa	0346-9502365	
13	ISRAR AHMED	ASDEO Dharki Circle	03467849034	
14	Arjumand Khan	ASDEO Daraban Kalan	03467843512	
15				
16				

Attended  
W.D.



No.F.1 (26)/2021-REG (DEC)  
OFFICE OF THE  
DISTRICT ELECTION COMMISSIONER  
D.I.KHAN

Dated, May 09, 2022

OFFICE ORDER

In pursuance of the Provincial Election Commissioner, Khyber Pakhtunkhwa, Peshawar office letter No. F. 16 (1)/2021-Els (PEC) dated October 08, 2021 and subsequent letter of even number dated April 25, 2022, the appointment of **123 No. Display Center Incharges**, as per ARO-Wise enclosed statements, is hereby made, to be engaged for inviting claims, objections and applications for corrections at display centers relating to the jurisdiction mentioned against each for the period of 30-days w.e.from 21-05-2022 to 19-06-2022 during the Periodical Revision of Electoral Rolls, 2021-22 in respect of District D.I.Khan.

(HAYATULLAH JAN)  
District Election Commissioner  
D.I.Khan

**Copy forwarded for information to:**

1. The Provincial Election Commissioner, KP, Peshawar.
2. The Regional Election Commissioner, D.I.Khan Division, D.I.Khan.
3. The Deputy Commissioner, D.I.Khan.
4. The District Education Officer (Male), D.I.Khan alongwith enclosure (29-Pages) for information and issuance of necessary directions to all DCIs accordingly.
5. The Revising Authorities of District D.I.Khan.
6. The Assistant Registration Officers of District D.I.Khan.

(HAYATULLAH JAN)  
District Election Commissioner  
D.I.Khan

Attested  
[Signature]

Av

9

2. Mahmood Iqbal  
Deputy District Education Officer (Male) D.I. Khan  
ARO: M.C. D.I. KHAN (CIRCLE 01-13)

Sr. No.	Name of Display Center	Name, Designation & Contact No. of Display Center Incharge	ELECTORAL AREA	BLOCK CODE
6	Govt Primary School Basti Dhirkhan	Raza Hussain, PSHT GPS Basti Dir Khan 0340-9207078	کلاں کورن آباد	56050101
			کلاں کورن / کلاں کورن	56050102
			کلاں کورن / کلاں کورن	56050103
			کلاں کورن	56050104
			کلاں کورن / کلاں کورن	56050105
			کلاں کورن	56050106
7	Govt High School No.06 D.I.Khan	Zaffar Abbas, SST (M/P) GHS No.06 D.I.Khan 0334-7211895	کلاں کورن	56050201
			کلاں کورن / کلاں کورن	56050202
			کلاں کورن / کلاں کورن	56050203
			کلاں کورن / کلاں کورن	56050205
			کلاں کورن	56050206
			کلاں کورن / کلاں کورن	56050204
			کلاں کورن / کلاں کورن	56050301
			کلاں کورن	56050302
			کلاں کورن	56050304
			کلاں کورن / کلاں کورن	56050306
			کلاں کورن	56050303
			کلاں کورن	56050305
			کلاں کورن / کلاں کورن	56050401
			کلاں کورن / کلاں کورن	56050402
8	Govt Primary School No.06 D.I.Khan	Ashiq Latif, SPST GPS No.06 D.I.Khan 0333-9953438	کلاں کورن	56050403
			کلاں کورن	56050404
			کلاں کورن	56050405
			کلاں کورن	56050406
			کلاں کورن / کلاں کورن	56050501
			کلاں کورن	56050502
9	Govt Primary School No.04 D.I.Khan	Abdur Rehman, PSHT GPS No.04 D.I.Khan 0344-9400481	کلاں کورن	56050503
			کلاں کورن / کلاں کورن	56050504
			کلاں کورن / کلاں کورن	56050507
			کلاں کورن	56050505
			کلاں کورن	56050506
			کلاں کورن	56050509
			کلاں کورن	56050508
			کلاں کورن	56050601
			کلاں کورن	56050602
			کلاں کورن	56050603
10	Govt Primary School Faqir Abad D.I.Khan	Qasim Mudasir, PST GPS Faqir Abad D.I.Khan 0301-2073703	کلاں کورن / کلاں کورن	56050604
			کلاں کورن	56050605
			کلاں کورن	56050612
			کلاں کورن / کلاں کورن	56050606
			کلاں کورن	56050607
			کلاں کورن	56050613
			کلاں کورن	56050613

Attest  
5/3

HAYATULLAH JAN  
District Election Commissioner  
D.I.Khan



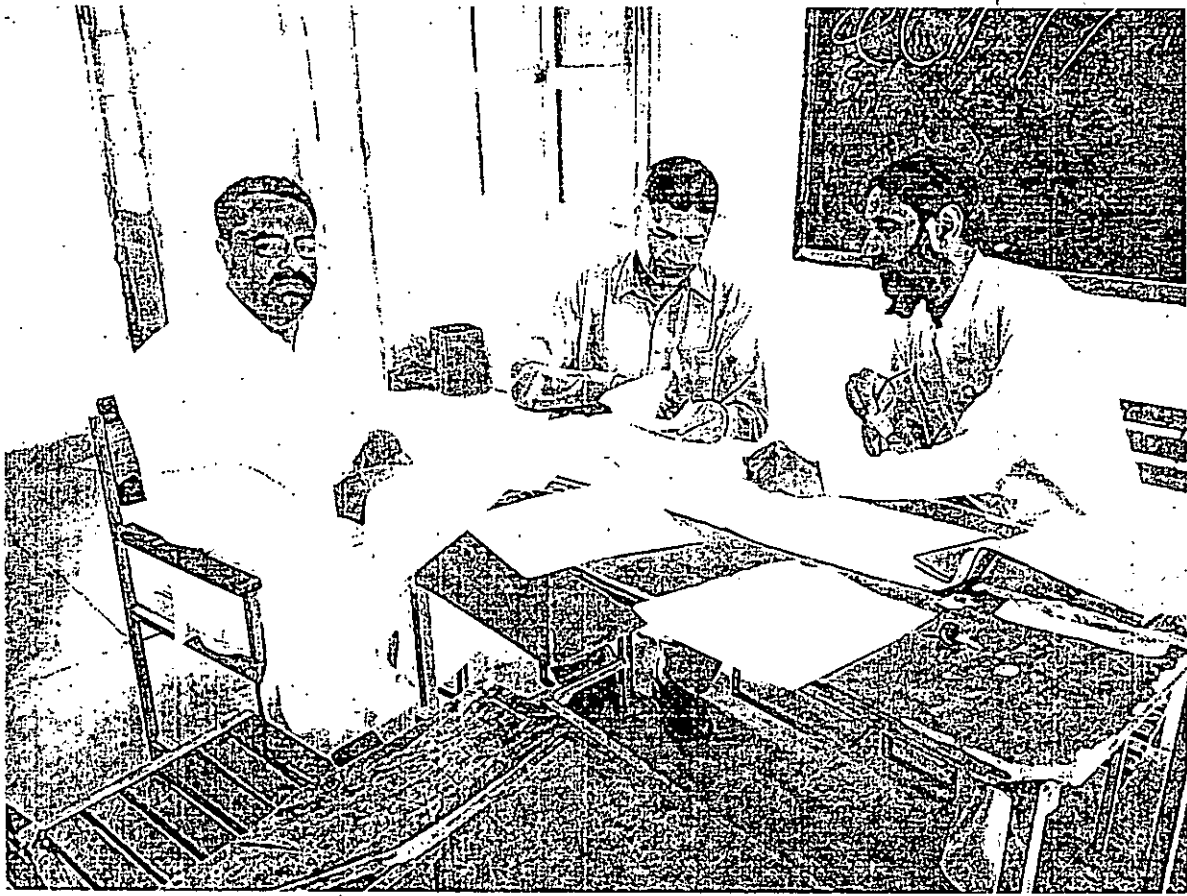


11	Govt Middle School Thaheem Abad D.I.Khan	Qamar Gul, DM GMS Thaheem Abad D.I.Khan 0345-9144230	سید سعید آباد	56050608
			نور آباد / ماریہ کلاں	56050609
			نور آباد / اقبال نگر	56050610
			نور آباد	56050614
12	Govt Higher Secondary School No.03 D.I.Khan	Noor Ahmed, SST(G) GHSS No.03 D.I.Khan 0346-7879497	شاہجہان شہید آباد / شہریاں	56050611
			ملا دیوان صاحب	56050701
			ملا دیوان صاحب	56050702
			ملا گوسایا والا	56050703
			ملا گوسایا والا	56050704
			ملا دیوان صاحب / حیات آباد	56050801
			ملا حضرت باال	56050802
			ملا حسن پور	56050803
13	Govt Primary School No.10 D.I.Khan	Jamil Ahmad, PSHT GPS No.10 D.I.Khan 0346-7874664	ملا حسن پور	56050804
			ملا نوری والا / کڑی پٹری	56050805
			ملا کاترا والا / لوہا والا	56050806
			ملا آسٹن / حیات آباد	56050901
			ملا آسٹن	56050902
			پرانی بڑی سڑکی	56050903
			پانڈی والا	56050904
			گھنٹن میر کلاں	56050905
			سریان اربن	56050906
			پتی کا چھپا والا / شیخوالی	56050907
			ملا روشن چراغ	56051001
			ملا کڑی پٹری	56051002
			ملا کڑی پٹری	56051003
14	Govt Middle School No.02 D.I.Khan	Muhammad Yaqoob, SST GMS No.02 D.I.Khan 0345-9889557	پرانی کلاں / فیروز آباد کلاں	56051004
			ملا کڑی پٹری	56051005
			ملا پشاور / ملا کلاں	56051101
			ملا شہب / ملا کلاں	56051109
			ملا گازیان	56051102
			گلی باغوالی / سعد آباد	56051103
			زکوری ہاؤس	56051104
			کریم کلاں / چاندپل والا	56051105
			گھنٹن میر کلاں / توسیف آباد	56051106
			طابق آباد / گلیانی ہاؤس	56051107
15	Govt College of Technology D.I.Khan	Shujaat Ali, Lecturer Govt College of Technology D.I.Khan 0334-1164186	طابق آباد / گلیانی ہاؤس	56051110
			گلیانی ہاؤس / انجم آباد	56051108
			ملا ہمدان / ندھکے والا	56051201
			ملا شہب / ماسٹر نگر	56051202
			ملا ندھکے والا	56051203
			ملا نور علی	56051204
			ملا نور علی	56051205
			ملا کریم سہوڑی	56051301
17	Govt Higher Secondary School No.02 (Islamia) D.I.Khan	Muhammad Hafeez, SST GHSS No.02 (Islamia) D.I.Khan 0347-9849904	ملا کریم سہوڑی	56051302
			ملا کریم سہوڑی	56051303
			ملا کریم سہوڑی	56051304
			ملا کریم سہوڑی	56051305
			ملا کریم سہوڑی / ملا کلاں	56051305

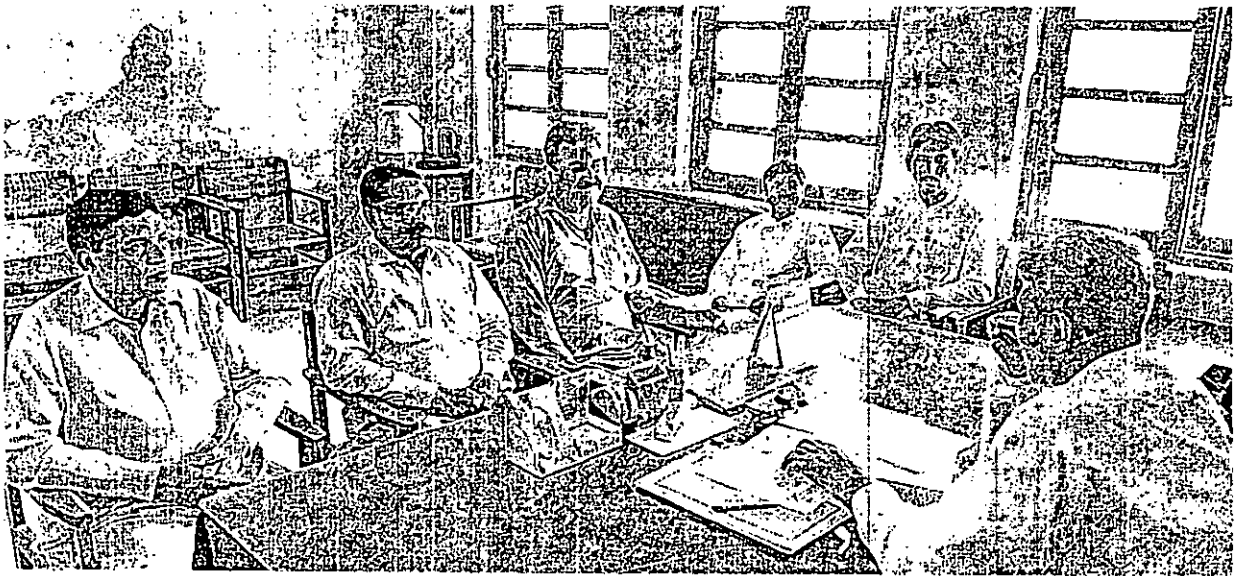
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HAYAT ULLAH JAN  
District Election Commissioner  
D.I.Khan

Auri (A)  
(B)  
(C)



Mr. Mahmood Iqbal DDEO (M) DIKhan , ARO-2, Visited today at GHSS No.04 DIKhan display centre for Electoral Rolls data rectification, Mr. Khalid Khan DCI briefed about the matter, ARO issued different directions for the smooth delivery of assignment for general public.



Tehsil DIKhan AROs meeting held in the office of Tehsil DIKhan Revising authority for discussion about Electoral Rolls data rectification process through different display centres, The chair issued different instructions & finalised schedule / channel for receiving & dispose of all types of forms within frame work.

Attested  
W.D.

Annex E  
12

**ATTENDANCE SHEET**  
(Dated: 08-06-2022)

Meeting of Assistant Registration Officers during display period of Periodical Revision of Electoral Rolls, 2021-22.

S.No.	Name of ARO	Designation	Contact No.	Signature with date
1	M. Hassan	SST	03459847588	
2	Haroon ur Rashid	SST/ ASDEO	0345-9882054	
3	Tariq Aziz	SST	0346 7870161	
4	FAZAL SUBHANI	SST	03467864789	
5	Hasmatullah	SST/ASDEO	03428366646	
6	Ulfat Ali Shah	ASDEO	03459888811	
7	Mahmood Iqbal	DY:DEO	0341-9676140	
8	Shakeel Ahmad	ASDEO	03329638621	

Annex  
23

3

### ATTENDANCE SHEET

(Dated: 08-06-2022)

Meeting of Assistant Registration Officers during display period of Periodical Revision of Electoral Rolls, 2021-22.

S.No	Name of ARO	Designation	Contact No.	Signature with date
9	Zameer Ahmad	ASDEO (AR)	03467860910	
10	Muhammad Tajidul	ASDEO Pando	03411022501	
11	Muhammad Saleem	ASDEO (M) <sup>City</sup> <sub>side</sub>	03449401601	
12	Arijumand Khan	ASDEO (M) <sup>Side</sup> <sub>side</sub>	03457843512	
13	Ghulam Shabir	SST	03469502365	
14	Muhammad Bilal	ADEO PED	03339967044	
15	Naseeb Khan	ADEO (PFD)	03342727 219	
16				



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. (011-922)3588

MSF

(F)

(14)

Dated Peshawar the June 17<sup>th</sup>, 2022

**NOTIFICATION:**

**NO.SO(MC)E&SED/4-16/2022/PT/POSTING/TRANSFER/MC:** The following posting / transfers of Officers of Elementary & Secondary Education Department are hereby ordered in the best public interest, with immediate effect: -

S#	Name & designation	From	To
1.	Muhammad Idress (MC BS-19)	DEO (Male) Peshawar	Additional Director, Directorate of E&SE (Vice No-2)
2.	Mr. Sajjad Akbar (MC BS-19)	Additional Director, Directorate of E&SE	DEO (Male) Peshawar (Vice No-1)
3.	Mr. Zahid Hussain (MC BS-19)	Awaiting posting	DEO (Male) Torghar (AVP)
4.	Hafiz Muhammad Nawaz (MC BS-19)	Awaiting posting	DEO (Male) Battagram (Vice No-27)
5.	Mr. Liaqat Ali (MC BS-18)	Deputy DEO (Male) Mohmand	DEO (Male) Kurram in OPS (Vice No-6)
6.	Mr. Sultan Muhammad Principal (BS-19)	DEO (Male) Kurram	His services are placed at the disposal of Directorate of E&SE.
7.	Mr. Abdul Malik (MC BS-18)	Awaiting posting	DEO (Male) Charsadda in OPS (AVP)
8.	Mr. Umar Zaman Khan (MC BS-19)	Awaiting posting	DEO (Male) Kolai Palis (AVP)
9.	Mr. Sheraz Ahmad (MC BS-19)	DEO (Male) Karak	His services are placed at the disposal of Directorate of E&SE.
10.	Muhammad Sheraz (MC BS-19)	DEO (Male) Hangu	DEO (Male) Kohat (AVP)
11.	Muhammad Shaukat (MC BS-19)	DEO (Male) Abbottabad	DEO (Male) Mohmand (AVP)
12.	Mr. Abdur Rehman (MC BS-18)	Deputy DEO (Male) Dir Upper	DEO (Male) Kohistan Upper (AVP) in OPS
13.	Muhammad Amin (MC BS-19)	DEO (Male) Kohistan Upper	DEO (Male) Dir Lower
14.	Mr. Shireen Zada Principal (BS-18)	DEO (Male) Bajaur in OPS	His services are placed at the disposal of the Directorate of E&SE.
15.	Mr. Hidayatullah (MC BS-18)	Deputy DEO (Male) Malakand	DEO (Male) Bajaur in OPS (Vice No-14)
16.	Mr. Hayat Khan (MC BS-18)	Deputy DEO (Male) Peshawar	DEO (Male) Hangu in OPS (Vice No-10)
17.	Mr. Nisar Ahmad (MC BS-18)	Deputy DEO (Male) Hangu	DEO (Male) Tank in OPS (AVP)
18.	Muhammad Tanveer (MC BS-18)	DEO (Male) Mansohra in OPS	DEO (Male) Abbottabad in OPS (Vice No-11)
19.	Mr. Muzaffar Ali (MC BS-18)	DEO (Male) Chitral Lower in OPS	DEO (Male) Shangla in OPS
20.	Mr. Mukhtiar Ahmad (MC BS-18)	Deputy DEO (Male) Haripur	DEO (Male) Haripur in OPS (AVP)
21.	Mr. Mehmood Ghaznavi (MC BS-18)	DEO (Male) Chitral Upper in OPS	DEO (Male) Chitral Lower in OPS
22.	Mr. Miftah-ud-Din (MC BS-18)	Deputy DEO (Male) Dir Lower	DEO (Male) Chitral Upper in OPS (Vice No-21)

P.T.O



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**GOVERNMENT OF KHYBER PAKHTUNKHWA**  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 171-9223328

23.	Mr. Said Hussain Principal (BS-19)	DEO (Male) Khyber	His services are placed at the disposal of the Directorate of E&SE.
24.	Muhammad Uzair Ali (MC BS-19)	DEO (Male) Dir Lower	DEO (Male) Khyber (Vice No-23)
25.	Mr. Fareedullah Principal (BS-19)	DEO (Male) Orakzai	His services are placed at the disposal of the Directorate of E&SE.
26.	Mr. Aliq ur Rehman (MC BS-18)	Deputy DEO (Male) Karak	DEO (Male) Orakzai in OPS (Vice No-25)
27.	Mr. Bakht Zada Principal (BS-19)	DEO (Male) Battagram	His services are placed at the disposal of the Directorate of E&SE.
28.	Mr. Aurangzeb (MC BS-18)	Deputy DEO (Male) Shangla	DEO (Male) Karak in OPS (Vice No-9)
29.	Mr. Tahir Shah (MC BS-18)	Deputy DEO (Male) Nowshera	DEO (Male) Kohistan Lower (AVP)
30.	Mst. Samina Iltaf (MC BS-19)	Awaiting posting	DEO (Female) Battagram (AVP)
31.	Mst. Naghmana Sardar (MC BS-19)	DEO (Female) Mansehra	DEO (Female) Kohistan Lower (AVP)
32.	Mst. Rehana Yasmin (MC BS-18)	Deputy DEO (Female) Kolai Pallas (Kohistan)	DEO (Female) Mansehra in OPS (Vice No-31)
33.	Mst. Asmat Ara (MC BS-19)	DEO (Female) Dir Lower	DEO (Female) Bajaur (AVP)
34.	Mst. Haleema Bibi Principal (BS-19)	DEO (Female) Chitral Lower	Her services are placed at the disposal of Directorate of E&SE.
35.	Mst. Habiba Bibi Principal (BS-19)	DEO (Female) Kohistan Upper	Her services are placed at the disposal of Directorate of E&SE.

**SECRETARY TO GOVT. OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT**

**Endst: of even No.& date:**

**Copy forwarded for information to the: -**

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officers (Male & Female) of the concerned district.
4. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
5. District Accounts Officers of the concerned district.
6. PS to Minister E&SE Khyber Pakhtunkhwa.
7. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
8. Officers concerned.
9. Master file.

  
(SECTION OFFICER (Management Cadre))  
17/66/2023



**GOVERNMENT OF KHYBER PAKHTUNKHWA**  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 091-9223588

Dated Peshawar the January 03<sup>rd</sup>, 2022

**NOTIFICATION**

**NO. SO(SF)E&SED/4-16/2021/POSTING/TRANSFER/MC:** The Competent Authority is pleased to order the posting / transfer of the following officers of Elementary & Secondary Education, Khyber Pakhtunkhwa with immediate effect, in the public interest: -

Sr. No.	Name & designation	From	To
1.	Mr. Mahmood Iqbal (MC BS-17)	Deputy DEO (Male) DI Khan in OPS	Deputy DEO (Male) Orakzai in OPS (Vice No-4)
2.	Muhammad Riaz (MC BS-17)	SDEO (Male) Lachi Kohat	Deputy DEO (Male) Upper Kurram in OPS (Vice No-5)
3.	Mr. Liaqat Ali (MC BS-18)	Waiting for posting	Deputy DEO (Male) Lower Kurram (Vice No-6)
4.	Mr. Zahid Ullah (TC BS-18)	Deputy DEO (Male) Orakzai	Principal GHSS Manjakot Torghar against the vacant post
5.	Syed Mir Hussain (TC BS-18)	Deputy DEO (Male) Upper Kurram	Principal GHSS Samir Upper Kurram against the vacant post.
6.	Mr. Sherin Gul (TC BS-18)	Deputy DEO (Male) Lower Kurram	Principal GHS Bilyamin Lower Kurram against the vacant post.

**SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT**

**Endst: of even No.& date:**

**Copy forwarded for information to the: -**

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male) concerned.
4. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
5. District Accounts Officers concerned.
6. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
7. Officers concerned.
8. Master file.

**(HAPEEZ UR REHMAN SHAH)**  
SECTION OFFICER (Management Cadre)



OFFICE OF THE DISTRICT EDUCATION OFFICER  
(MALE) DERA ISMAIL KHAN

Tell# 0966-9280128/0966-9280131

Email: [emisdikhan@yahoo.com](mailto:emisdikhan@yahoo.com)

ANEF H  
17

No: 19448

Dated 21/09 /2021

To

The Director,  
Elementary and Secondary Education Department,  
Peshawar.


**SUBJECT: APPEAL TO TAKE ACTION AGAINST DEPUTY DEO (M) DIKHAN**

Memo:

Reference Pakistan Citizen Portal complaint no. KP300821-88977912 (MB) dated 03-09-2021 on above noted subject, I feel the honor to submit my views /remarks after thoroughly checked all allegations against the said officer as mentioned in the complaint.

1. The said officer is working in this office as Deputy District Education Officer (M) from 04-08-2020 on stop gap status, with the core of my satisfaction.
2. The said officer not only completed all official's service books till date, but also established a uniform mechanism for regular maintenance of service books, which really a great achievement and beneficiary for official staff.
3. The said officer also reported / countersigned all cadres PER/ACRs submitted in this office.
4. The said officer also manage monthly staff statement procedure, which resolved many problems well in time, it also provide the support to this office for timely provision of all type of school / staff information for further process.
5. The said officer also completed all his account matters well in time and nothing is pending on his behalf.
6. The said official has no official vehicle, but inspected most middle schools during his tenure.
7. The said officer also provide me solid support for completion of official businesses well in time.
8. I also found him most regular, polite & task achievement personality, which really lessen the official burden in this office.

Altogether 3/

  
District Education Officer  
(Male) Dera Ismail Khan

Ends: No. 19449

Copy is forwarded to the

1. PA to District Education Officer (Male) DI Khan.

District Education Officer  
(Male) Dera Ismail Khan





Amef (41) (18)



**Prime Minister's Performance  
Delivery Unit (PMDU)  
Pakistan Citizen's Portal (PCP)**  
District Education Office (M), Dera Ismail Khan  
Khyber Pakhtunkhwa  
**KP300821-88977912 (MB)**

Print Date: 03/09/2021

**A. Complaint Details**

<b>DATE OF COMPLAINT</b>	30/08/2021	<b>CURRENT STATUS</b>	In Progress (since 4 Days, 0 months, 0 years)
<b>COMPLAINT CATEGORY/ LEVEL 1:</b>	Education	<b>COMPLAINT SUB-CATEGORY/ LEVEL 2:</b>	Elementary & Secondary (General Complaint)
<b>LOCATION OF COMPLAINT:</b>	Peshawar (Khyber Pakhtunkhwa, Pakistan)	<b>COMPLAINT ADDRESS:</b>	Secretary Education, Peshwar Government of Khyber Pakhtunkhwa
<b>GPS ADDRESS:</b>	Hidden by citizen	<b>CITIZEN PROFILE</b>	Hidden by Citizen
<b>COMPLAINT SUBJECT</b>	Complaint of Harassment against DDEO Male DIKhan		

**Contents**

Dear Sir kindly find attached file. complaint against DDEO Male by All Teachers of Middle Schools DIKhan.

*Application is on the back side.*

**Attachment**

This complaint has 1 attachment.

**B. Complaint Processing History**

#	DATED	FROM	TO	STATUS	REMARKS
1	02/09/2021	Addl. Director Establishment	DO Education (M), Dera Ismail Khan	In-progress	Respected DEO, complaint is submitted with the directions that conduct a fact finding inquiry with in 10 days positively. Regards
2	31/08/2021	Addl. Director Establishment	Citizen	In-progress	Referred to ADDE
3	30/08/2021	Directorate of Elementary & Secondary Education	Addl. Director Establishment	In-progress	Dear sir, look into the matter please.
4	30/08/2021	Initiated	Directorate of Elementary & Secondary Education	In-progress	Complaint has been assigned to Directorate of Elementary & Secondary Education

(19)

Amey (H)

To

**The Secretary Education,  
Elementary & Secondary Education Department,  
Khyber Pakhtunkhwa, Peshawar.**

**Subject: Appeal to take action against Deputy DEO (M) D.I.Khan.**

**Respected Sir,**

It is very humbly stated in order to bring in your kind notice the subjected cited above that Dy.DEO (M) D.I.Khan continuously harassing the teacher by blaming them as **thief** without any proof. He has created hurdles and obstacle in office routine work in order to get **bribe**. He never signs Service Books, ACR or any sort of bills (TA, DA & Arrears). He deliberately harasses them through cunning ways that ultimately diminishes the efficiency and performance of the teachers. He always degrades them by expressing insulting behavior. He has no moral character and good will to route this office especially dealing with Middle schools. All the academics and official routine has been badly effected by taunting behavior of the Dy;DEO (M) D.I.Khan.

We very seriously regret the word **thief** and his act of **harassment** with fouled language used for the teachers.

It is therefore kindly requested to launch inquiry against this official and to suspend him from service immediately.

**All Middle School Teachers (M)  
District Dera Ismail Khan.**

Amey  


JUDGMENT SHEET  
PESHAWAR HIGH COURT, PESHAWAR  
JUDICIAL DEPARTMENT

W.P No.4274-P/2016

JUDGMENT



Date of hearing.....11.01-2018.....

Petitioner: (Ghulam Habib etc) By Mian Mohibullah  
Kakakhel, Advocate.

Respondents: By Mr. Moeen-ud-Din Hamayun, AAG  
alongwith Mr. Muhammad Rafique Khattak,  
Director, Education.

\*\*\*\*

QALANDAR ALI KHAN, J.- Ghulam Habib and 21  
others, petitioners, challenged notifications with regard  
to appointment of private respondents from Teaching  
Cadre as SDEO (BPS-17), which were admittedly  
Management Cadre Posts.

2. In their writ petition, the petitioners pointed out  
that on the basis of National Education Policy, 2009,  
the Elementary & Secondary Education (E&SE)  
Department separated Management Cadre from  
Teaching Cadre vide notification dated 04.05.2009;  
with nomenclature of Posts of Management Cadre as  
follows;

- District Education Officer E&SE (DEO BPS-  
19);

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19 JAN 2018

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- Deputy District Education Officer E&SF (DDEO BPS-18);
- Sub-Divisional Education Officer E&SF (SDEO BPS-17); and
- Assistant District Education Officer/Assistant Sub-Divisional Education Officer E&SF (ASDEO/ADEO BPS-16).

The petitioners were appointed as Assistant District Education Officers (ADEOs B-16) on the recommendation of the Khyber Pakhtunkhwa, Public Service Commission, vide notification dated 05.05.2011. According to the petitioners, the Government of Khyber Pakhtunkhwa did not frame/issue Service Rules/Service Structure of the petitioners deliberately, thereby trying to derail the system of Management Cadre and issued amended notification dated 07.04.2012 whereby the rules framed in pursuance of Education Policy, 2009, were amended to the extent of making employees of Management Cadre transferable to the Teaching Cadre and vice versa. The said notification dated 07.04.2012 was challenged before this Court in W.P No.3663- P/2012, titled Sultan Mehoob Mian..Vs..Government of Khyber Pakhtunkhwa and others, which was accepted vide judgment dated 08.05.2013, thereby declaring the impugned notification dated.07.04.2012

ATTESTED  
 EXAMINER  
 Post Office High Court  
 19 JAN 2013

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 [Signature]

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in contravention of main Policy/Statute, illegal, arbitrary and against the law; but the posts of SDEOs (BPS-17) formally known as DDOs/Assistant Directors (BPS-17) remained to be occupied by the Officers from Teaching Cadre despite the same being purely Management Cadre posts since the Establishment of the Management Cadre. Likewise, Officers from Teaching Cadre were appointed/posted against the newly created 88 posts of SDEOs/Assistant Directors (BPS-17) in the Management Cadre by the respondent/department vide notification No.26.09.2016, in contravention of the Government Policy in 2009. The petitioners claimed that they were in the promotion zone, and they were thus deprived of promotion by promoting teachers from Teaching Cadre to take up positions of Management Cadre; hence the instant writ petition by the petitioners with prayer for issuance of writs against the respondents for (a) framing of Service Structure for employees of Management Cadre within reasonable time; (b) filling of posts of SDEOs from employees of the Management Cadre (Petitioners); (c) not posting anyone out of Teaching Cadre against the said posts in presence of employees of Management Cadre; (d) issuance of seniority list of the petitioners in Management Cadre; and (e) setting aside impugned

ATTESTED  
 EXAMINER  
 Peshawar High Court  
 19 JAN 2019

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also judgment of this Court. Anyhow, since the impugned transfers/postings have been made as a stopgap arrangement till postings/appointments of regular SDEOs (BPS-17), according to statement at bar of the Director Education and learned AAG, and process for making provision in the rules with regard to promotions in the Management Cadre is in the final stages, the writ petition is disposed of in the terms that besides finalizing the case for making provision in the Rules with regard to promotions in the Management Cadre within three months of the receipt of this judgment/order; the respondent/department shall also rationalize postings/transfers against Management Cadre posts in the light of the relevant rules/policy and judgment of the Court.

2P



Announced  
11-01-2013

*[Signature]*  
JUDGE  
*[Signature]*  
JUDGE

\*M. Iqbal\*  
(D.D) Hon'ble Mr. Justice Rosh-ul-Anin Khan.  
Hon'ble Mr. Justice Qalandar Ali Khan.

6577  
Resolution of Application *[Signature]*  
28  
Researcher of Copy *[Signature]*  
Secretary of Court *[Signature]*  
*[Signature]*

CERTIFIED TO BE TRUE COPY  
Examiner  
Peshawar High Court, Peshawar  
Authorized Under Article 47 of  
The Qanun-e-Shahadat Order 1984  
19 JAN 2013

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