

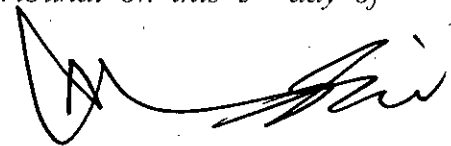
**ORDER:**

05<sup>th</sup> Oct, 2022

1. Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondents present.

2. When asked about the impugned order and departmental representation of the appellant against that, learned counsel for the appellant submitted that initially the appellant had filed writ petition before the Peshawar High Court, Dar Ul Qaza, Swat which was decided on 27.09.2017 converting the petition into appeal and for representation before the proper forum. Learned counsel very fairly submits that the appellant instead of, presenting the appeal before the departmental authority has, inadvertently, presented it before this Tribunal. He makes a submission that let this appeal be sent to the departmental authority for decision in accordance with law. The learned AAG did not controvert the same. Therefore, we send the appeal of the appellant to the departmental authority for decision within thirty days from receipt of this order. Thereafter the appellant may approach this Tribunal in case his grievance is not redressed in accordance with law. The appeal is disposed of in the above terms. Consign.

3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 5<sup>th</sup> day of October, 2022.*



(Kalim Arshad Khan)  
Chairman

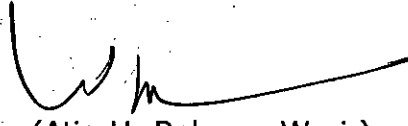


(Faveeha Paul)  
Member(Executive)

23.12.2021

Counsel for the appellant present. Mr. Muhammad Rasheed,  
Deputy District Attorney for respondents present.

File to come to up alongwith connected Appeal No. 30/2018 titled  
Gul Bahadar Vs Government before the D.B on 07.03.2022.

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

  
Chairman

7-3-22

*Due to retirement of the Honble  
Chairman the case is adjourned to  
30-6-22*

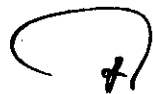
*of the  
Reserve*

30.06.2022

Nemo for the appellant. Mr. Kabir Ullah Khattak, Additional  
Advocate General for respondents present.

Previous date was adjourned on a Reader Note, therefore,  
notice for prosecution of appeal be issued to the appellant as well as  
his counsel through registered post and to come up for arguments  
on 05.10.2022 before D.B.

*Reader Note*

  
(Rozina Rehman)  
Member (J)

  
(Salah Ud Din)  
Member (J)

Service Appeal No. 29/2018

28.10.2019

None present on behalf of the appellant. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Nadir Khan, Superintendent for the respondents present. Called several times till 5:00 PM but no one appeared on behalf of the appellant nor he was present in person. Therefore, the appeal in hand is dismissed in default. File be consigned to the record room.

ANNOUNCED

28.10.2019

  
(Ahmad Hassan)  
Member

  
(M. Amin Khan Kundi)  
Member

27.05.2019

Clerk to counsel for the appellant and Mr. Kabirullah Khattak learned Additional Advocate General for the respondents present. Due to general strike on the call of Bar Council, learned counsel for the appellant is no in attendance. Adjourned. To come up for arguments on 18.07.2019 before D.B.



(Hussain Shah)  
Member



(M. Amin Khan Kundi)  
Member

18.07.2019

Learned counsel for the appellant present. Mr. Muhammad Jan learned Deputy District Attorney Mr. Nadar Khan Superintendent for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 18.09.2019 before D.B.



(Hussain Shah)  
Member



(M. Amin Khan Kundi)  
Member

18.09.2019

Appellant in person present. Addl: AG alongwith Mr. Nadar Khan, Supdt for respondents present. Appellant seeks adjournment as his counsel is not available today. Adjourn. To come up for arguments on 28.10.2019 before D.B.



Member



Member

23.01.2019 Junior to counsel for the appellant present. Zaki Ullah Senior Auditor representative of respondent No.4 present. Written reply on behalf of respondents No.1 to 4 already submitted. Written reply of respondent No.5 is still awaited. No one present on behalf of respondent No.5 notice be issued to respondent No.5 with direction to furnish written reply. Adjourn. To come up for written reply/comments on behalf of respondent No.5 on 13.02.2019 before S.B.

  
Member

13.02.2019 Clerk to counsel for the appellant present. Written reply on behalf of respondent No.5 is still awaited. No one present on behalf of respondent No.5. Notice be issued to respondent No.5 with direction to furnish written reply/comments on the next date fixed as 01.04.2019 S.B.

  
Member

01.04.2019 Clerk to counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Nadir Khan, Supdt for respondents no. 1 to 3, Mr. Zakiullah, Senior Auditor for respondent no.4 and Mr. Rehmat, Supdt for respondent no.5 present. Representative of respondents no. 5 stated that he rely on written reply of respondent no.4. Case to come up for rejoinder and arguments on 27.05.2019 before D.B.

  
(Ahmad Hassan)  
Member

20.08.2018

Counsel for the appellant and Mr. Kabirullah Khattak, for the respondents present. Security and process fee not deposited. Appellant is directed to deposit and process fee within Seven (07) days, thereafter notices be issued to the respondents for written reply/comments on 30.10.2018 before S.B.

Appellant Deposited  
Security & Process Fee

*MA*  
(Muhammad Amin Kundi)  
Member

30-10-18

*Due to Retirement of Honorable  
Chairman the Tribunal is non functional  
therefore the case is adjourned to come up  
for the same on 14-12-2018*

*Reader*


*R*  
14.12.2018

Counsel for the appellant present. Mr. Nazar Khan, Superintendent for respondents No. 1 to 3 and Mr. Zakiullah, Senior Auditor for respondent No. 4 alongwith Mr. Kabirullah Khattak, Additional AG for the respondents present. Written reply on behalf of respondents No. 1 to 4 submitted. Representative of respondent No. 5 is not present therefore, notice be issued to respondent No. 5 with the direction to direct the representative to attend the court and submit written reply on the next date positively. Adjourned. To come up for written reply/comments on behalf of respondent No. 5 on 23.01.2019 before S.B.

*MA*  
Muhammad Amin Khan Kundi  
Member

23.04.2018

None present on behalf of appellant. Mr. Kabir Ullah Khattak, Addl. AG for respondents present. Security and process fee not deposited. Appellant is directed to deposit security and process fee within seven(7) days, thereafter notices be issued to the appellant and his counsel to attend the court positively. To come up for 09.05.2018 before S.B.

  
Member


09.05.2018

The Tribunal is non functional due to retirement of the Honorable Chairman. Therefore, the case is adjourned. To come up for the same on 02.07.2018 before S.B.

  
Reader

02.07.2018

None present on behalf of appellant. Mr. Muhammad Jan, DDA for the respondents present. Security and process fee not deposited. Appellant is directed to deposit security and process fee within seven (07) days, thereafter notices be issued to the respondents for written reply/comments on 20.08.2018 before S.B.

  
Member

09.02.2018

‡ Clerk to counsel for the appellant present and seeks adjournment. Adjourned. To come up for preliminary hearing on 06.03.2018 before S.B.

  
(Ahmad Hassan)  
Member(E)

06.03.2018

Learned counsel for the appellant present. Preliminary arguments heard and case file perused.

6/11/18

Learned counsel for the appellant argued that the appellant was appointed in the Education Department District Dir Upper in pursuance of the advertisement published by respondents, as PST in BPS-07 vide order dated 27.03.2014. That on 01.07.2007, the pay fixation party has revised the pay of the appellant ironically reduced the basic pay scale of appellant from BPS-07 to BPS-05 and also started compulsory deduction from the monthly salary of appellant. Further argued that during that period, the appellant passed his F.A and the respondent No. 3 revised/adjusted the monthly pay of appellant in BPS-07 instead of BPS-09 i.e. the pay of appellant was fixed in new scale since 01.07.2011. That the post of PST was upgraded to B-12 since 30.06.2012 and thereafter promotions were given to the PSTs including appellant in BPS-14 vide order dated 29.05.2013. That the appellant has taken up the issue time and again with the respondents, but with no response. That the appellant preferred Writ Petition No. 650-P/2017 which was converted by the Peshawar High Court into appeal to be presented before proper forum.

Points raised need consideration. Admitted for regular hearing subject to all legal objections including limitation. The appellant is also directed to deposit security and process fee within (10) days, whereafter notice be issued to the respondents department for written reply/comments on 23.04.2018 before S.B.

  
(Gul Zeb Khan)  
Member



Form-A  
FORM OF ORDERSHEET

Court of \_\_\_\_\_

Case No. 29/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	8/1/2018	<p>The appeal of Mr. Muhammad Nabi resubmitted today by Mr. Jehan Afsar Khan Advocate, may be entered in the Institution Register and put up to Worthy Chairman for proper order please.</p> <p style="text-align: right;"><i>[Signature]</i> REGISTRAR 8/01/18</p>
2	11/01/18.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>22/01/18.</u></p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p>
20/01/2018	22.01.2018	<p><del>Represented Applicant</del> present and seeks adjournment as his counsel is not available. Adjournd to come up for the preliminary hearing on 02/02/2018 before S.B is not available. <del>Adjournd to come up for the preliminary hearing on 02/02/2018 before S.B is not available.</del></p> <p style="text-align: right;"><i>[Signature]</i> (Muhammad Hamid Mughal) MEMBER <del>(Muhammad Hamid Mughal)</del></p>

The appeal of Mr. Muhammad Nabi son of Abdul Hakim r/o village Dilshowarr Tehsil Warrai Distt. Dir Upper received today i.e. on 24.11.2017 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellant.
- 2- Annexures of the appeal may be attested.
- ③ Copy of impugned order is not attached with the appeal which may be placed on it.
- ④ Copy of departmental appeal is not attached with the appeal which may be placed on it.
- 5- Annexures of the appeal are not in sequence which may be annexed serial wise as mentioned in the memo of appeal.
- ⑥ The authority whose order is challenged has not been arrayed a party.

No. 2544 /S.T.

Dt. 27/11 /2017

*[Signature]*  
REGISTRAR 27/11/17  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Jehan Afsar Khan Adv. Pesh.

⑩ days extended.

⑤ days ~~with~~ extended. *7/12/17*

*[Signature]*  
19/12/17.

Objection nos 3, 4 and 6 are still -  
stand, the present appeal is returned again  
to the co-counsel for the appellant for completion  
and resubmission within 10 days.

*[Signature]*  
Registrar 26/12

No 2740 /S.T

Dt. 26/12 /2017.

objections removed and re-submitted on 07 <sup>12</sup>/<sub>17</sub>

~~objections~~ <sup>obj</sup> removed and re-submitted on 29-12-2017

All the objections are removed as concern parties including, Index complet and other documents are attached. the file is complet and re-submitted on. 05-01-2018

~~obj~~  
↓  
complet

(to be completed)

↓  
complet

objections removed and re-submitted on 07 <sup>12</sup>/<sub>17</sub>

1.21

BEFORE KHYBER PAKHTUN KHWA, SERVICE TRIABUNAL,  
PESHAWAR

Service Appeal No. 29 /2018

Muhammad Nabi \_\_\_\_\_ Appellant

*Versus*

Govt. of Khyber Pakhtun Khwa through Secretary Elementary and  
Secondary Education and others

\_\_\_\_\_ Respondents

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Through

  
Appellant

Dated: 17/11/2017

  
JEHAN AFSAR KHAN  
PAINDA KHEL  
Advocate High Court, Peshawar.

①

**BEFORE KHYBER PAKHTUN KHWA, SERVICE TRIBUNAL,  
PESHAWAR**

Service Appeal No. 29 /2018

Muhammad Nabi S/O Abdul Hakim R/O village Dilshowarr, Tehsil  
Warrai, District Dir Upper.

Appellant

Khyber Pakhtunkhwa  
Service Tribunal

Versus

Diary No. 1348

Dated 24-11-2017

1. Govt. of Khyber Pakhtun Khwa through Secretary Elementary and Secondary Education Department, Peshawar.
2. Director, Elementary and Secondary Education, Peshawar.
3. District Education Officer, Dir Upper
- ✓ 4. Accountant General Khyber Pakhtunkhwa Peshawar
5. Secretary to the govt of KPK Finance Dept Peshawar

Respondents

SERVICE APPEAL UNDER SECTION-4 OF THE <sup>Service</sup> ~~Act~~ <sub>Tribunals</sub> ACT, 1974 AGAINST THE ACT OF THE  
RESPONDENTS VIDE WHICH THEY HAVE REDUCED  
PAY SCALE, STARTED RECOVERY OF PAY, FOR A  
PERIOD OF 01-12-2004 TO 01-12-2012 AND ONWARD  
FROM THE SALARY OF APPELLANT VIDE FIXATION  
PARTY OBSERVATIONS DATED: 01-07-2007.

**PRAYER IN APPEAL:**

ON ACCEPTANCE OF THIS APPEAL, THE IMPUGNED  
ACTION AND INACTION ON THE PART OF  
RESPONDENTS VIDE WHICH THEY REDUCED THE  
SCALE OF APPELLANT, STARTED RECOVERY OF PAY  
AND NON-FIXATION OF PAY OF APPELLANT FOR  
PERIOD STARTED FROM 01-12-2004 TO 01-12-2012 AND  
ONWARD MAY KINDLY BE DECLARED AS ILLEGAL,  
UNLAWFUL AND VOID AB INITIO.

Filed to-day

Registrar.

24/11/17

Re-submitted to -day  
and filed.

Registrar  
27/11/17

Respectfully Sheweth!

The appellant most humbly submits as under:-

1. That the present appellant was appointed in the education department District Dir Upper pursuant to advertisement published by respondents as **Primary School Teacher** in BPS-7 vide order dated: 27-03-2014. It would be of axiomatic importance that the appellant at the time of appointment was having matriculation with PTC.  
{True Copy of Advertisement, Appointment order and education testimonials are attached as **Annexure-A, B & C**}.
2. That the appellant after appointment, was working with great zeal and devotion since date of arrival according to the rules of service and according to the wishes of the Superiors and having no complaint against the present appellant since his appointment.
3. That on 01-07-2007, the pay fixation party has revised the pay of the appellant and ironically reduced the basic pay scale of appellant from BPS-07 to BPS-05 and also started compulsory deduction from the monthly salary of appellant.  
{True copy of service book is attached, marked as **Annex-D**}
4. That during that period, the appellant passed his F.A and the respondent No. 3 revised/adjusted the monthly pay of appellant in BPS-07 instead of BPS-09 i.e. the pay of appellant was fixed in new scale since 01-12-2008.
5. That the post of PST was upgraded to BPS-12 since 30-06-2012 and thereafter promotions were given to the PSTs including appellant in BPS-14 vide order dated: 29-05-2013.  
{True copy of order dated: 29-05-2013 is attached, marked as **Annex-E**}
6. That the appellant before approaching this Hon'ble Tribunal for redressal of his grievances, approached to august Peshawar High Court, Mingora Bench through writ petition, which writ petition was returned to him in original for presenting the same before proper forum, i.e. Service Tribunal, which is also annexed with this appeal.  
{Writ petition is attached, marked as **Annex-F**}

7. That the appellant being aggrieved and dissatisfied from the action and inaction of the respondents, time and again visited their offices and requested them to cancel the order of reduction of pay scale, stop recovery of salary and also requested them to fix the salary of the appellant, but to no avail, hence the instant service appeal.

**GROUNDS:**

- A. Because the act of the respondents to reduce the basic pay scale of appellant from BPS-7 to BPS-5, his non-adjustment in BPS-09 on up-gradation of post of PST and recovery of pays is wrong, unjust, without lawful authority, against the law, rules and against the advertisement.
- B. Because according to the criteria given in the recruitment advertisement, qualification for the post of PST BPS-07 was Intermediate with one and half year Diploma of PTC or Matric with second division plus three years Diploma of PTC. The appellant was having requisite qualification as matric with diploma in PTC, so his appointment in BPS-07 was legal and according to advertisement, however, the act of pay fixation party to reduce the pay scale and started recovery of pay is illegal and unlawful.
- C. Because after appointment, the appellant further improved his education qualification and passed his F.A, so after getting higher qualification, the respondents were required to fix the pay of the appellant in BPS-09 instead of BPS-07 since 01-12-2008 but the respondents have failed to do so.
- D. Because pay scale of other PSTs were fixed in BPS-09 since 01-12-2004 till 01-12-2012 and those PSTs were appointed with the appellant in the year 2004 through same order but while fixing the pay of appellant, he has been dealt with different yardstick and has been blatantly discriminated by not fixing his pay in BPS-09.
- {True copy of service book of other PST is attached, marked as **Annex-G**}
- E. Because the respondents in **utter disregard to the principles of the fairness, merit and transparency** failed to redress the grievances of the appellant, hence the inaction on the part of respondents is against the law, illegal, unlawful and void ab initio and liable to be turned down.

- F. Because the appellant had been made victim of discrimination, demerits, partiality and favoritism without any just and reasonable cause thereby offending the fundamental rights of the appellant as provided by the constitution of 1973, hence the impugned inaction on the part of respondents is liable to be set at naught.
- G. Because the appellant was condemned unheard. Further no chance of personal hearing was given to the present appellant in order to redress his grievances which shows the malafide of the Respondents, hence needs interference of this Hon'ble Tribunal.
- H. Because the Respondents erroneously exercised their powers against judicial principle, and have passed the impugned action of reduction of pay scale and recovery of salary and opened a new pandora box in clear violation of Service law, hence, the said impugned order is liable to be set aside, and the appellant salary may kindly be re-fixed as has been fixed for other PSTs.
- I. The appellant crave for leave of the Hon'ble Tribunal to raise additional grounds at the time of arguments.

**IT IS, THEREFORE, MOST RESPECTFULLY PRAYED THAT ON ACCEPTANCE OF THIS APPEAL THIS HON'BLE TRIBUNAL MAY VERY GRACIOUSLY BE PLEASED TO:**

- i. DECLARE THE IMPUGNED ACTION OF RESPONDENTS VIDE WHICH THE REDUCED THE PAY SCALE, STARTED RECOVERY OF SALARY AND NON-FIXATION OF SALARY IN BPS-09 FOR PERIOD SINCE 01-12-2004 TO 01-12-2012 AS ILLEGAL, AND UNLAWFUL.**
- ii. DIRECT THE RESPONDENTS TO WITHDRAW THE ORDER OF REDUCTION OF PAY SCALE AND TO GIVE BACK THE RECOVERED AMOUNT OF SALARY TO APPELLANT WITH INTEREST.**




iii. DIRECT THE RESPONDENTS TO FIX THE SALARY OF APPELLANT IN BPS-09 FOR A PERIOD SINCE 01-12-2004 TO 01-12-2012 AND ONWARD.

iv. ANY OTHER RELIEF, THOUGH NOT SPECIFICALLY ASKED FOR, DEEMS APPROPRIATE TO THE HON'BLE TRIBUNAL MAY ALSO BE GRANTED.

Through:

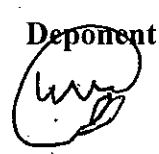
  
Appellant

Dated: 17/11/2017

  
**JEHAN AFSAR KHAN**  
**PAINDA KHEL**  
Advocate High Court, Peshawar.

VERIFICATION:

It is verified that all the contents of the instant appeal are true and correct and nothing has been concealed intentionally from this Hon'ble Tribunal.

Deponent  


**Note:** That no such like petition / Appeal on this subject matter has earlier been filed before this Hon'ble Tribunal.

(6)

**BEFORE KHYBER PAKHTUN KHWA, SERVICE  
TRIABUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_/2017

**Muhammad Nabi** \_\_\_\_\_ **Appellant**

*Versus*

**Govt. of Khyber Pakhtun Khwa through Secretary Elementary and  
Secondary Education and others** \_\_\_\_\_ **Respondents**

**APPLICATION FOR CONDONATION OF DELAY**


**Respectfully Sheweth:**

1. That the accompanied appeal is filed, in which no date of hearing is fixed.
2. That the appellant challenged the action and inaction of the respondents before august Peshawar High Court, Mingora Bench under bona fide intention which writ petition was returned to the appellant with direction to file the same before proper forum, hence the delay is not deliberate.
3. That the action complained of is in respect of financial matter i.e. salary, so no limitation run against the same, as the cause of action is of recurring one.
4. That the delay in filing the appeal is not deliberate and intentional but due to the reason mentioned above.
5. That the impugned order is illegal, so no limitation is run against an illegal order.
6. That the law, equity and fair play demands that the subject appeal may kindly be heard on merits rather on technicalities.

It is, therefore, most respectfully prayed that the delay in filing appeal may kindly be condoned and the decision may kindly be made on merits.

**Through:**

Dated: 17/11/2017

  
**JEHAN AFSAR KHAN**  
**PAINDA KHEL**  
Advocate High Court, Peshawar.

7

**BEFORE KHYBER PAKHTUN KHWA, SERVICE  
TRIABUNAL, PESHAWAR**

Service Appeal No. \_\_\_\_\_ /2017

**Muhammad Nabi** \_\_\_\_\_ **Appellant**


*Versus*


**Govt. of Khyber Pakhtun Khwa through Secretary Elementary and  
Secondary Education and others**

\_\_\_\_\_ **Respondents**

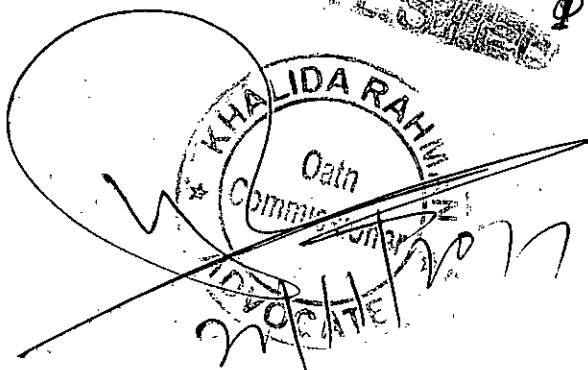
**AFFIDAVIT**

I, **Muhammad Nabi** S/O Abdul Hakim R/O village Dilshowarr, Tehsil Warrari, District Dir Upper, do hereby solemnly affirm and declare upon oath that the contents of the application are true and correct to the best of my knowledge & belief and nothing has been concealed or withheld from this Honourable Tribunal.

  
**Identified By:**  
**JEHAN AFSAR KHAN,**  
**Painda Khel,**  
**Advocate High Court, Peshawar.**

  
**Deponent**  
**Muhammad Nabi**  
**CNIC:**

5702-7645502-9

  
KHALIDA RAHIM  
Oath  
Commissioner  
PESHAWAR  
27/01/2017

**OFFICE OF THE DISTRICT COORDINATION OFFICER UPPER DIR.**

**NOTIFICATION.**

Consequent upon their selection by the Departmental Selection Committee, the competent authority has been pleased to appoint the following PST (PTC) male candidates on CONTRACT basis in the schools noted against their names subject to the following terms & conditions with immediate effect in the interest of public service:-

S#	Name	Father's Name	Qualif.	BPS	U/Council	Score open/U/C	Schools where Posted	Remarks
1	Ali Rahman	Bahadar Khan	BA/PTC	7	Dislawar	Open Merit 61.94	GPS Kohai	AVP
2	Mamoor Khan	Sher Azim	BA/PTC	7	Dislawar	56.25	GPS Bandan	AVP
3	Arshad Iqbal	Faizur Rahman	BA/PTC	7	Dislawar	52.76	GPS Kohai	AVP
4	Ronul Amin	Sardar Halim	MA/PTC	7	Wari	57.11	GPS Sahibabad	AVP
5	Badsha Zahid	Mohammad Khaliq	BA/PTC	7	Chapper	54.76	GPS Jugha Kadikhe	AVP
6	Badshah Munir	Abidur Rasool	BA/PTC	7	Wari	52.86	GPS Charkom Bala	AVP
7	Abdul Ali Khan	Baz Mohd.	BA/PTC	7	Dislawar	U/C Merit 51.72	GPS Barkhwar char	AVP
8	Mehmood Idrees	Rhamat Jan	BA/PTC	7	Dislawar	51.25	GPS Bislamai	AVP
9	Falak Naz	Khan Bahadar	BA/PTC	7	Dislawar	49.75	GPS Malanga	AVP
10	Muhram Khan	Ismail Khan	BA/PTC	7	Dislawar	48.46	GPS Bucha Khel	AVP
11	Saiful Islam	Gul Bahadar	BA/PTC	7	Dislawar	47.25	GPS Dehri Kadikhe	AVP
12	Khan Aman	Nasib Rawan	FA/PTC	7	Dislawar	45.18	GPS Malanga	AVP
13	Abdul Manan	Mohd Zaman	FA/PTC	7	Dislawar	44.94	GPS Bandan	AVP
14	Ismail Khan	Asmat Khan	FA/PTC	7	Dislawar	43.45	GPS Charkom(P)	AVP
15	Faramosh	Shamsud Din	FA/PTC	7	Dislawar	41.62	GPS Bucha Khel	AVP
16	Saifullah	Najmuddin	FA/PTC	7	Dislawar	41.59	GPS Shagai	AVP
17	Shah Jehan	Asra Ali Khan	FA/PTC	7	Dislawar	40.95	GPS Jai Kadikhil	AVP
18	Javid Iqbal	Zoormast	FA/PTC	7	Dislawar	40.4	GPS Charkom B/K	AVP
19	Tariq Khan	Iajbar Khan	FA/PTC	7	Dislawar	39.89	GPS Jai Kadikhel	AVP
20	Gul Bahadar	Gul Haidar Khan	SSC/PTC	7	Dislawar	31.6	GPS Jikat	AVP
21	Haya Khan	Inayat Khan	SSC/PTC	7	Dislawar	31.38	GPS Shagai	AVP
22	Siraj Ahmad	Sultan Ahmad	FA/PTC	7	Dislawar	35.13	GPS Kohai	AVP
23	Mohammad Naci	Abdul Hakim	SSC/PTC	7	Dislawar	32.98	GPS Rango	AVP

**TERMS & CONDITIONS.**

- 1- The appointments are made on contract basis initially for a period of THREE YEARS and contract period may be renewed only with those who have good servc record/ performance.
- 2- The Dy: Distt: Officer Male/ Female/ Drawing & Disbursing Officer concerned will verify their academic, professional and domicile certificates from the institutions concerned.No pay etc is allowed before the verification of certificates other-wise the DDO concerned will be personally held responsible for any consequences.
- 3- An agreement will be made between the Govt/Deptt: and employee failing which the appointment of the employee will stand authomatically cancelled
- 4- The contract is awarded on school to school basis and cannot be transferred to other schools.
- 5- The appointees are directed to produce Health & Age certificates from the concerend Medical Supdt.
- 6- Their age should not be less than 18 and above 35 years. However a relaxation of 5 years upper age limit is available to all appointees by the Govt.
- 7- No TA/DA is allowed
- 8- Charge report should be submitted to all concerned.
- 9- The appointees will be governed by such rules and regulations/ policy as prescribed by the Govt: from time to time.

(Captain Munir Azam)  
District Coordination Officer  
Upper Dir.

*Munir Azam*

27/03/2004

*Attested*  
*S*

PST 12 4/1/04

(9)

Endst No. 1710-15/DCO/S&L/Apptt:

Dated Upper Dir the:- 27/3/2004.

Copy forwarded to the:-

- 1- Secretary to Govt. of NWFP Schools & Literacy Deptt: Peshawar.
- 2- Zila Nazim Upper Dir.
- 3- Director Schools & Literacy NWFP, Peshawar.
- 4- Executive Distt. Officer Schools & Literacy Upper Dir.
- 5- District Accounts Officer Upper Dir.
- 6- Officials concerned.

FOR INFORMATION AND NECESSARY ACTION:

*Munir Azam*  
(Captain @ Munir Azam)  
District Coordination Officer  
Upper Dir.

*Attended*  
*C*

S. Raza, Shakir & Mujahid

Board of Intermediate & Secondary Education  
SAIDU SHARIF SWAT

DETAILED MARKS CERTIFICATE  
Secondary School Certificate Examination  
(GENERAL GROUP)



No 0046185 Session 19 93 (Annual/Supplementary)

Name Muhammad Nabi

Father's Name Abdul Hakeem Roll No. 10441

SUBJECT	Total number of marks allotted	MARKS OBTAINED	
		In figures	In words
1. English	150	66	Four hundred and Fifty three
2. Urdu	150	90	
3. Islamiat Comp.	75	54	
4. Pakistan Studies	75	26	
5. Gen: Mathematics	100	84	
6. General Science	100	48	
7. <u>gs</u>	100	65	
8. <u>pa</u>	100	50	
<b>Total</b>	<b>850</b>	<b>453</b>	

This certificate is issued errors and omissions excepted.

Prepared by [Signature]

Checked by \_\_\_\_\_

Date \_\_\_\_\_ 19 \_\_\_\_\_

[Signature]  
Controller of Examinations  
Board of Intermediate & Secondary Education  
SAIDU SHARIF SWAT

Attested

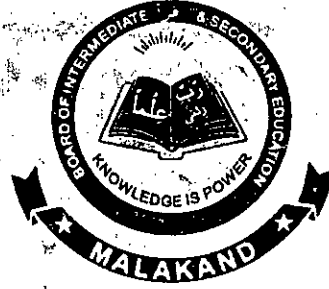
[Signature]

S.No. 69408

(11)



**BOARD OF INTERMEDIATE & SECONDARY EDUCATION MALAKAND**



**CHAKDARA (NWFP) PAKISTAN**

**INTERMEDIATE CERTIFICATE EXAMINATION  
DETAILED MARKS & PROVISIONAL CERTIFICATE  
INTERMEDIATE (ANNUAL PART-II) EXAMINATION, 2008**

Roll No: 66169  
Group: Humanities

Mohammad Nabi Son of Abdul Hakim  
of DIR (UPPER)

has secured the marks shown against each subject in the H.S.S.C. Examination held in the month of May as a Private candidate.

Subjects	Marks	Marks Obtained				Total	Marks in Words
		Part-I		Part-II			
		Theory	Pract	Theory	Pract		
English	200	37	--	34	--	71	Seventy-One
Urdu	200	40	--	38	--	78	Seventy-Eight
Islamic Education	50	32	--	--	--	32	Thirty-Two
Pakistan Studies	50	--	--	22	--	22	Twenty-Two
Islamic History	200	33	--	45	--	78	Seventy-Eight
Civics	200	38	--	33	--	71	Seventy-One
Islamic Studies	200	64	--	57	--	121	One Hundred Twenty-One
Total : 1100				Marks :		473-D	Four Hundred Seventy-Three Only
				Remarks :			

Prepared By : Habib-ur-Rao  
Checked By : Fayyaz  
Note: Errors / Omissions excepted. Any mistake in Name etc must be intimated within 30 days after receiving the above certificate.

Computer Cell BISE, Malakand.  
Date: 08.08.2008, (05:19 PM)

*Attested*

Controller of Examinations  
B.I.S.E, Malakand.

**ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD**

**DETAILED MARKS SHEET**

Roll No. 15463483

(2)

This is to certify that Mr./Ms. \_\_\_\_\_  
 son/daughter of \_\_\_\_\_  
 all the requirements for **Primary Teaching Certificate** with the  
 following courses in SPR 170, 2001 Semester :-

<u>Code</u>	<u>Course</u>	<u>Marks obtained</u>
613	Principles of Education	48 /100
614	Educational Psychology	49 /100
615	School Organisation	51 /100
616	School Community & Practical Arts	47 /100
617	Teaching of Urdu	48 /100
618	Teaching of Mathematics	55 /100
619	Teaching of Science and Physical Education	51 /100
620	Teaching of Islamiat and Social Studies	49 /100
611	Workshop and Teaching Practice	86 /100

He/She has obtained 56 % marks and has been placed in grade I

*Attended*

Date: 19-01-2002

*Faqeer*  
 Controller of Examinations

Note: The Detailed Marks Sheet is issued, errors and omissions excepted, as a notice on an entry appearing in it does not in itself confer any right or privilege independently to grant of a proper certificate which will be issued under the Regulations, in due course.

*Signature*



## درخواستیں مطلوب ہیں

ضلع دیر بالا کے سکول امیدواروں سے پرائمری سکول ٹیچرز PST مردانہ/زنانہ میں بھرتی کیلئے مندرجہ ذیل شیڈول اشرانگ کے تحت مجوزہ فارم پر درخواستیں مورخہ 31/01/2004 تک دفتر ہذا میں مطلوب ہیں۔

نمبر شمار	نام آسامی	قابلیت	سکیل	تاریخ نشست و مقام
1	پرائمری سکول ٹیچر PST	1- انٹرمیڈیٹ بمعہ PTC/ڈیڑھ سالہ ڈپلومہ یا میٹرک سیکنڈ ڈویژن بمعہ PTC تین سالہ ڈپلومہ 2- مندرجہ بالا قابلیت کی عدم دستیابی کی صورت میں ایف، اے/ایف ایس سی 3- مندرجہ بالا قابلیت کی عدم دستیابی کی صورت میں صرف میٹرک	BPS-7 BPS-6 PBS-5	09/02/2004 صبح 10 بجے سب ڈویژن دیر کے مردانہ امیدوار گورنمنٹ ڈگری کالج دیر سب ڈویژن دیر کے زنانہ امیدوار گورنمنٹ ماڈل سکول کس دیر سب ڈویژن واڑی کے مردانہ امیدوار گورنمنٹ ہائر سیکنڈری سکول سب ڈویژن واڑی کے زنانہ امیدوار گورنمنٹ گرلز ہائی سکول واڑی

شرائط نامہ (1) تقرری تین سال کیلئے کنٹریکٹ بنیاد پر اور ناقابل تبادلہ ہوگی۔ تین سال کے اختتام پر تقرری خود بخود ختم ہوگی۔ تاہم ضرورت کے پیش نظر اس میں توسیع کی جاسکتی ہے۔ وہی افراد اب / تقرری کے صورت میں باقاعدہ سرکاری ملازم تصور ہوں گے۔ (2) عمر کی حد 18 سے 35 سال ہے تاہم گورنمنٹ کے آرڈر نمبر VI (SOR) ای اینڈ اے ڈی) II-VOI(C)2003/10 مورخہ 9/9/2003 کے تحت پانچ سال کی رعایت دستیاب ہے۔ (3) -25% تقرری ضلع اوپن میرٹ اور 75% یونین کونسل میرٹ کی بنیاد پر ہوگی۔ (4) -2% کوڈ معذور افراد کیلئے ہے بشرطیکہ معذوری ان کی ڈیوٹی کی راہ میں رکاوٹ ہو لیکن اس کیلئے میڈیکل بورڈ کا سرٹیفکیٹ پیش کرنا لازمی ہوگا۔ (5) -اگر کسی یونین کونسل میں اہل امیدوار دستیاب نہ ہو تو خالی پوسٹوں پر اسی ضلع کے ملحقہ یونین کونسل سے اہل امیدواروں کو Stop-gop arrangement کے تحت اس شرط پر بھرتی کیا جائے گا کہ اس یونین کونسل میں امیدواروں کی دستیابی کے بعد ملحقہ یونین کونسل کے ٹیچرز کے کنٹریکٹ میں مزید توسیع نہیں کی جائے گی۔ (6) -درخواستیں صرف مجوزہ فارم پر ہر لحاظ سے مکمل اور درجہ اول آفیسر سے سرٹیفکیٹ پر تصدیق کے بعد داخل کریں درخواست فارم مبلغ 50 روپے کے عوض دفتر سے دستیاب ہے۔ (7) -صرف شارٹ لیٹڈ امیدوار انٹرویو میں حصہ لے سکیں گے۔ یہ لسٹ 16/2/2004 کو دیر اور واڑی میں ایجوکیشن دفاتر میں آویزاں کیا جائے گا۔ انٹرویو اصل سندات کی چیکنگ 18/02/2004 سے شروع ہوگا انٹرویو کا شیڈول 16/2/2004 کو دیر اور واڑی میں ایجوکیشن دفاتر میں آویزاں کیا جائے گا۔ (8) -اگر کوئی امیدوار نشست انٹرویو سے غیر حاضر ہو جائے تو اس کے انتخاب کا کوئی استحقاق باقی نہیں رہے گا۔ (9) -فرزیشن منتخب امیدوار کی تقرری کی صورت میں امیدوار کو معاہدہ فارم پر دستخط کرنا ہوں گا۔ اگر کوئی اس معاہدے پر دستخط نہ کرے تو اس کی سلیکشن خود بخود ختم ہو جائے گی۔ (10) -منتخب امیدواروں کے تمام اسناد اور ڈگریوں کے تصدیق کے بعد ہی تنخواہ جاری ہو سکے گی۔ جس کے اخراجات امیدوار کو خود برداشت کرنا ہوں گے۔ (11) -دوران سرکاری ملازمت جو ملازمین فوت ہو چکے ہیں۔ انکے بچوں کیلئے کوڈ مردوجہ قانون کے مطابق ہوگا۔ (12) -سرکاری ملازمین اپنے محکمہ کی توسط سے درخواست پیش کریں۔ (13) -عمر درخواستوں کی وصولی کے آخری دن تک شمار ہوگی۔ (14) -بوکس سرٹیفکیٹ پیش کرنے والوں کے خلاف سخت قانونی کارروائی کی جائے گی۔ اور FIR درج کیا جائے گا۔ (15) -ٹیٹ انٹرویو کیلئے کوئی TA/DA نہیں دیا جائے گا۔ (16) -میرٹ کا کلیہ تعلیمی سند کیلئے مخصوص کردہ نمبر X امتحان میں حاصل کردہ نمبر امتحان کے کل نمبر۔ (17) -نمبروں کی تقسیم (Revised 2003) کے مطابق P.S.T کی مندرجہ ذیل ہوگی میٹرک 30، پی ٹی سی/ڈپلومہ 30، انٹرمیڈیٹ 20، بی اے/بی ایس سی 10، ایم اے/ایم ایس سی 5، تدریسی تجربہ 3 سال کیلئے 5، 2 سال کیلئے 3 اور ایک سال کیلئے 2 نمبر۔ ہکل نمبرات = 100 (تجربہ صرف گورنمنٹ سکول میں تدریس تجربہ شمار ہوگا۔ (18) -ان کے علاوہ تقرری ان تمام شرائط کے تحت ہوں گی جو کہ گورنمنٹ کی طرف سے وقتاً فوقتاً روز ریکولیشن کی صورت میں نافذ العمل ہیں۔

روزنامہ آج 17 جنوری 2004

Attested

گل مراد خان

ایگزیکٹو ڈسٹرکٹ آفیسر سکولز اینڈ ایڈیویشن ضلع دیر بالا

**دو سو اسی تین مسطورہ ضمیمہ**

صفحہ 2 پر ان کے مطابق امیدواروں سے پانچویں سکول نمبر 1 PST 2003 کے بارے میں پوری کاپی جمع کروانی ہے۔

13A

1	پانچویں سکول نمبر 1 PST 2003 کے بارے میں پوری کاپی جمع کروانی ہے۔
2	پانچویں سکول نمبر 1 PST 2003 کے بارے میں پوری کاپی جمع کروانی ہے۔
3	پانچویں سکول نمبر 1 PST 2003 کے بارے میں پوری کاپی جمع کروانی ہے۔
4	پانچویں سکول نمبر 1 PST 2003 کے بارے میں پوری کاپی جمع کروانی ہے۔
5	پانچویں سکول نمبر 1 PST 2003 کے بارے میں پوری کاپی جمع کروانی ہے۔
6	پانچویں سکول نمبر 1 PST 2003 کے بارے میں پوری کاپی جمع کروانی ہے۔
7	پانچویں سکول نمبر 1 PST 2003 کے بارے میں پوری کاپی جمع کروانی ہے۔

2004 سی 17

17-9-2004

**گام مہاراجہ**

INF(SW)15

الہیہ سٹیٹ بینک کال آفس اینڈ ٹورلوشیٹ سروس

بالمقابل میں گیٹ H.S.S. گوآری

841261

3x12

36-10-04

Attested

J



GOVERNMENT OF PAKISTAN  
 ACCOUNTANT GENERAL N.W.F.  
 DISTRICT  
 PAY ROLL SYSTEM

(14) 2004

PAGE NO: 2894  
 PAYMENT ADVICE

BPS-7

(2)

PAYROLL 19 DECEMBER 2004

107-77-354949  
 GUL BAHADAR  
 F.T.C

DOB:06101977

N.I.CARD:  
 DY DISTT OFF (CR(M)EDU PRY  
 PRIMARY

BPS

(07)

N MALE MUSLIM

DEPTT CODE

04150 000 2

PAYMENTS		
001	PAY	2340.00
134	HR ALL	328.00
138	SPL:REL:AL..	351.00
179	U A ALL	75.00
175	MED ALL	210.00
141	AD REF	351.00
TOTAL ***		3655.00
DEDUCTIONS RECOVERIES		BALANCE
381	B FUND	35.00
341	G INS	44.00
337	E.W.F	3.00
TOTAL ***		82.00
<b>NET AMOUNT PAYABLE</b>		<b>3573.00</b>

*M. H. S. T. S. I.*  
*J*

D.O.ENT:30032004

DDA-30032004

QUALIFYING SERVICE  
 YRS MON  
 00 10

CASH PAYMENT (HRU DEPT



GOVERNMENT OF PAKISTAN  
ACCOUNTANT GENERAL N.W.F.P.  
DISTRICT Dir Upper  
PAY ROLL SYSTEM

15 2007 جنوری BPS-7

P Sec: 001 15th Jan 2007  
DP6017 -DY DISTT OFFICR PRY (M)  
Min: Education-Schools  
NTN:  
GPF #:   
Old #: 10777354949

3

Pers #: 00278185 -Buckle:  
Name: GUL BAHADAR  
Dsg: P T C  
NIC No.: 10777354949  
GPF Interest-Free

DEPTT CODE DP6017 -02

BPS 07 Contract/ Fixed Pay  
PAYS AND ALLOWANCES:

0001-Basic Pay	2,975.00
1000-House Rent Allowance	766.00
1300-Medical Allowance	425.00
1528-Unattractive Area Allow	75.00
1830-Special Relief All(2005)	351.00
1831-Adhoc Relief (2005)	351.00
1864-Dearnes Allowance (2006)	446.00
<b>Gross Pay and Allowances</b>	<b>5,389.00</b>
<b>DEDUCTIONS:</b>	
3501-Benevolent Fund	35.00
3604-Group Insurance	44.00
3640-Emp. Edu. Fund	4.00
<b>Total Deductions</b>	<b>83.00</b>
<b>NET AMOUNT PAYABLE</b>	<b>5,306.00</b>

Subrc:

Attested  
J

QUALIFYING SERVICE  
028 Years 15 Months 003 Days  
D.O.B 06.10.1977

LFP Quota:  
Payment through DDO.

#: 2963

GOVERNMENT OF PAKISTAN  
ACCOUNTANT GENERAL N.W.F.P.  
DISTRICT

(16) 22 October 2007  
BPS 5

Pers # : 00278185  
Name : GUL-BAHADAR  
Dsg. : PRIMARY SCHOOL TEACHER  
NIC No. : 10777354949  
CPF Interest Free

P Sec: 001 Month: October 2007  
DP6017 -DY DISTT OFFICER PRY (M)  
Min: Education Schools  
NTN  
CPF #:   
Old #: 10777354949

(4)

(05) Regular / Contract  
PAYS AND ALLOWANCES:

DEPTT CODE DP6017 -02

0001-Basic Pay	3,185.00
1000-House Rent Allowance	834.00
1300-Medical Allowance	425.00
1528-Unattractive Area Allow	75.00
1830-Special Relief All(2005)	351.00
1831-Adhoc Relief (2005)	351.00
1872-Dearnes Allowance-EEGRP09	446.00

Gross Pay and Allowances

5,667.00

DEDUCTIONS:

CPF Balance	2,484.00	Subrc:	414.00
3501-Benevolent Fund			35.00
3511-Addl Group Insurance			6.00
3604-Group Insurance			44.00
3640-Emp. Edu. Fund			4.00

*attested*  
J

Total Deductions

503.00

NET AMOUNT PAYABLE

5,164.00

QUALIFYING SERVICE D.O.B - 06.10.1977  
03 Years 07 Months 003 Days  
ernment Contribution To CPF :

LFR Quota:  
U B L SAHIB ABAD DIR  
100671-9  
414.00

30

(For use by Police Department only)

17

Heirs.

کری پی سی فٹ

Verification Roll No.

dated

received back

1) passed SSC Examination from BSE Saidu-Shari of Swat under Roll No 10247 session A 1993 marks obtained 453/850

2) Passed B.A from University of Malakand under Roll No 3613 getting 320/350 marks in 2nd Division R.D. on 11.1.201

453/850

Verification No 5031

Dated 09/07/2004

D.D.O (M) Prg: Edu: Wari Dir (U)

Signature of D.D.O (M) Wari Dir (U) Date

3) passed PTC Examination from A-9-0-U-9 Islamabad under Roll No 36463488

4) Passed M.A (Pashto) from University of Malakand under R. No 2217 session 2013 (Aug) getting 562/1100 marks and placed in 2nd Division Pleasurers examination 31-12-2013.

English Dated 19-1-2002

marks obtained 56%

Verification No 33608

Pashto dated 31-5-2004

Urdu

Signature of D.D.O (M) Wari Dir (U)

Plan-drawing

Training School Final examination

3) passed intermediate equivalent Examination (A) 2008 from B.S.E Malakand under Roll No. 66169

Other qualifications

Marks obtained 473/1100 and has been Drill Instructor in Grade (D)

Verification No 670 dated

Court Duties 17-01-2009. Results declared on 08-08-2008.

Reserve Duties

D.D.O (M) Prg: Edu: Wari Dir (U)

Attested T

Attested

31 18

The entries in this page should be renewed or re-attested at least every five years and the Signature to lines 9 and 10 should be dated.

Name: MOHAMMAD NABI ✓

Race: Afghan (Muslim) Pakistani.

Residence: village OSORI P.O. and FATH WARI DISTT DIR upper.

Father's name and residence: Abdul HAKEEM ✓

Date of birth by Christian era as nearly as can be ascertained:

5-4-1976

(Fifth April or 4th of seventy six)

Exact height by measurement:

5-7 ✓

Personal marks for identification:

Nil

Left hand thumb and Finger impression of (Non-Gazetted) officer:

Little Finger:



Ring Finger:



Middle Finger:



Fore Finger:



Thumb:



Attested

Signature of Government Servant:

Mahdoo

Attested  
[Signature]

Signature and designation of the Head of the Office, or other Attesting Officer.

[Signature]  
Dy. Dir. O.  
(R) War  
Dir Upper

29

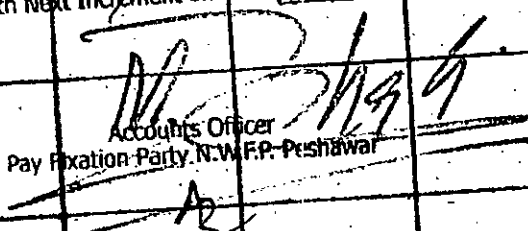
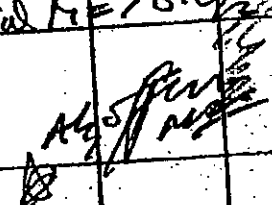
32

1	2	3	4	5	6	7	8	Signature and of the head or other authority in effect columns
Name of post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant	
PST GPs Kango	contract	contract	Rs 2220/pm	5820		30/3/2009	Mohd	
GPs Bueha-ichal	do	do	2260	2350/pm		12/04		
			pay scales revised -					
			BPS 7 (2535-140-5755)					
do	do	do	2535	2695/pm		7/2005		Deputy Edu Dist
do	do	do	2645	2835		12/2005		Deputy Edu Dist
do	do	do	2760	2975/pm		12/2006		Deputy Edu Dist
do	do	do	3185	3185/pm		7/2007		Deputy Edu Dist
GPs Qasim-Abad	do	do	3185	3185/pm		8/2007		Deputy Edu Dist
do	do	do	3320	3320/pm		12/2007		Deputy Edu Dist
PST post GPs Qasim-Abad	Temp	Temp	3980	3980 p.m.		07/07/2008		Deputy Edu Dist
			Revised fixation in BPS No. 5 (3340-140-8140)					
			00-e-b-01-07-2008					

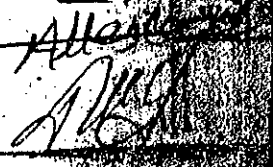
Added



6	9	10	11	12	13		14	15
					Nature and duration of leave taken	Allocation of period of leave on average pay up to four months for which leave salary is debitable to another Government		
Signature of Government Servant	Signature and Designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer.		Period	Government to which debitable	Reference to any records, certificate or award or praise of the Government
	<i>M.A. Dy. D. O. (M) Ward Dir Upper</i>	30/11/04	A/Ince	<i>M.A. Dy. D. O. (M) Ward Dir Upper</i>				
	<i>M.A. Dy. D. O. (M) Ward Dir Upper</i>	30/6/2005	pay revised	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>				appointed against post vide D.O. per upper under his No 1710-13 dated 27/3/2004 on contract basis S.No 23
	<i>M.A. Dy. D. O. (M) Ward Dir Upper</i>							
	<i>M.A. Dy. D. O. (M) Ward Dir Upper</i>							
	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>	30/11/2005	pay revised	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>				Service Verified w.e.f. 30/3/04 to 31/12/04 from The Office Record
	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>	30/11/2006	A/Ince	<i>M.A. Dy. D. O. (M) Ward Dir Upper</i>				Service regularised from the date of taking over. Chg since - 30-3-2004 vide EDO (S+L) D.O. order No. 12371-757E03/Reg 2 EDO/A.D. pry rd. 0/12/05 S.No 20.
	<i>M.A. Dy. D. O. (M) Ward Dir Upper</i>	30/6/2007	pay revised	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>				
	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>	1-8-07	Transfered	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>				Attested
	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>	30/11/2007	A/Ince	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>				Service Verified w.e.f. 1-2-2005 to 31-12-2005 from the a/c: rolls and other office record
	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>	30/06/2008	pay revised	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>				
	<i>M.A. Deputy Distt. Officer (M) Edu: pry: Ward Distt: Dir Upper</i>							
	<i>M.A. Dy. D. O. (M) Ward Dir Upper</i>	30/11/2008	A/Ince	<i>M.A. Dy. D. O. (M) Ward Dir Upper</i>				Attested

1 Name of post	2 Whether substantive or officiating and whether permanent or temporary.	3 If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	4 Pay in substantive post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of Appointment	8 Signature of Government Servant	9 Signature and Date of the head of the office or other attesting authority in attestation columns 1 & 2
2535/5								
of pay H:								
1207-4/04 to 4/04 A. 980								
1407-17/04 to 6/05 A. 980								
1657-7/05 to 4/05 A. 825								
1707-17/05 to 4/06 A. 2280								
2107-17/06 to 7/07 A. 1720								
2005								
OFFICE OF THE ACCOUNTANT GENERAL N.W.F.P. PESHAWAR. PAY FIXED IN THE REVISED BASIC PAY SCALES								
OF RS. 415-115-586579								
AT RS. 530 P.M.W.E.F. 1-07-2005								
With Next Increment on 1-12-2005								
 Accounts Officer Pay Fixation Party N.W.F.P. Peshawar								Attested 
pst post BPS No. 5 (3350-160-8140) GMPs. Qaim <sup>Asst</sup> Temp Temp. 4140/- P.M. 01/12/2008								
pst post Revised fixation in BPS No. 7 (3530-190-9230) GMPs. Qaim <sup>Asst</sup> Pay fixed on 01.12.2008 in BPS No. 5 Rs. 4140/- Pay revised on 02.12.2008 in BPS No. 7 Rs. 4290/-								

D.D.O (M)  
 Pr: Edu:  
 West Dir (U)

Attested  


8	9	10	11	12	13		14	15	
					Leave				
Nature of service	Signature and Designation of the head of the office or other attesting officer in attestation of columns 1 to 10	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer.	Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		Signature of the head of the office or other attesting officer.	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
						Period	Government to which debtable		
							Service Verified w.e.f 01-01-2003 to 31-12-2008 from The Office Record		
							Service Verified w.e.f 01-01-2003 to 31-12-2008 from The Office Record		
							Service Verified w.e.f 01-01-2003 to 31-12-2008 from the Office Record		
							D.D.O (M) Pry. Edu: Ward Dir (U)		
							<p>Arrested</p> <p>allowed graded pay scale as per vide Finance Department notification No. FDCSR-1/167-88 - dated 24.08.1988 and B.D. (CERSE) D/R upper Rs. Office No. 24494-97/1-17/2006/2000.C.P. dated 15.08.2008.</p> <p>Social no. 03.</p>		
							D.D.O (M) Pry. Edu: Ward Dir (U)		
							<p>option</p> <p>I am hereby opt to gain my pay Bps No. 7 due to upgradation of scale after allowing the arrears at L. Lower Scale on 01/12-2008 the rules 3(12) 1978.</p>		
							D.D.O (M) Pry. Edu: Ward Dir (U)		
							D.D.O (M) Pry. Edu: Ward Dir (U)		

Arrested

allowed graded pay scale as per vide Finance Department notification No. FDCSR-1/167-88 - dated 24.08.1988 and B.D. (CERSE) D/R upper Rs. Office No. 24494-97/1-17/2006/2000.C.P. dated 15.08.2008.

Social no. 03.

option I am hereby opt to gain my pay Bps No. 7 due to upgradation of scale after allowing the arrears at L. Lower Scale on 01/12-2008 the rules 3(12) 1978.

D.D.O (M)  
Pry. Edu:  
Ward Dir (U)

D.D.O (M)  
Pry. Edu:  
Ward Dir (U)

12/2008

upgraded to Bps No. 7

D.D.O (M)  
Pry. Edu:  
Ward Dir (U)

D.D.O (M)  
Pry. Edu:  
Ward Dir (U)

31/10/2008

Entry served

D.D.O (M)  
Pry. Edu:  
Ward Dir (U)

D.D.O (M)  
Pry. Edu:  
Ward Dir (U)





1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating and whether permanent or temporary.	If officiating, State (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.H.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant
PST post at GPS Kuhari							
<del>pay revision 01-7-2011 B-7/5800-320-15400</del>							
Do	T.P. T.P.	/7730/-	✓	-	-	7/2011	
Do	T.P. T.P.	/8040/-	-	-	-	12/2011	
<del>Revised Entry of fixation BPS No 7</del>							
B-7 (5800-320-15400)							
<del>pay on 30-6-2012 BPS No 7 8040/-</del>							
B-12 (7000-500-22000)							
<del>pay on 1-7-2012 BPS No 12 8500/-</del>							
m. Distt. Officer (Male) War: Dir (U)							
Do	T.P. T.P.	/8500/-	-	-	-	12/2012	
Do	T.P. T.P.	/8360/-	-	-	-	12/2012	
- 23 - SPST post							
GPS Muba	T.P. T.P.	/8360/-	-	-	-	18/2013	
Attested 							
Attested 							

8	9	10	11	12	13		14	15
					Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
20-15400 7 2011	m. h. l. m. D. D. O (M) Pry: Edu: Wart Distt Dir Upper	30/11/2011		m. h. l. m. D. D. O (M) Pry: Edu: Wart Distt Dir Upper				
12 2011	m. h. l. m. D. D. O (M) Pry: Edu: Wart Distt Dir Upper	30/11/2012	up gradation part	m. h. l. m. Dy: D. O Wart Dir Upper				
7 2012	m. h. l. m. Dy: D. O (M) Wart Dir Upper							
12 2012	m. h. l. m. D. D. O (M) Pry: Edu: Wart Distt Dir Upper	30/11/2013	Entry revised	SDEO (M) Wart Distt. Dir				
18 2013	SDEO (M) Wart Distt. Dir	30/11/2013	Entry revised	SDEO (M) Wart Distt. Dir				

up gradation part / Sem part up gradated and allowed EPS 10/12 w. E. F 1-7-2012 in sanction of whole pay of KPR. Ex SE Department Notification No SO (Ba 1-18/Ex SE/2012 Dated Peshawar 11/7/2012

Allowed Pre-mat increment Up-gradation of Pay Scale with effect from date of Up-gradation vide Govt of KPK Extra Department Notification No. FD/30/SR-02-12000 Dated 30-05-2013

Sub-Divisional Education Officer Male Primary Wart

Attested

Attested

(26)

(40)

1	2	3	4	5	6	7	8	
Name of post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant	
		BPS-14	Rs 9000	110-26300				
		BPS-9	Pay on 30.06.2012	Rs 8040/-				
		" - 12	Pay on 1.7.2012	Rs = 8500/-				
		" - 14	" " 30.5.2013	Rs = 8610/-				
		" - 14	" " 30.5.2013	Rs = 9220/-				
		" - 14	" " 1.12.2013	Rs = 9830/-				
		<b>SDEO (M)</b> <b>Wari Dir (U)</b>						
SPST Post UPS Mula		BPS-14	Rs 9000	110-26300				
		T-P	T-P	9830/-		12/1/2013		

Office of the Accounts Officer  
 Khyber Pakhtoon Khwa...  
 Pay Fixed @ Rs. 7200/-  
 Adj. 10-1500/-  
 R.B.P.S. 5800/-  
 Pay Fixed @ Rs. 7200/-  
 Date of Next increment is on 1-12-2011

Accounts Officer  
 Pay Fixation Party  
 Mr. Nasser

AHester

Do Te P. Te AA: 10400/-  
 - do - do - do - Rs = 11050/- pm

	315
	2074
	12
	074

AHester



(27)

(41)

8	9	10	11	12	15		14	13	
Signature of Government Servant	Signature and Designation of the head of the office or other attesting officer in attestation of columns 1 to 6	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer.	Nature and duration of leave taken	Leave		Signature of the head of the office or other attesting officer.	Entitlement to a period of leave in lieu of the Government Servant
						Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government	Period Government to which debitable		
	Revision of <u>Appointment</u>								
		30-6-2012	B-7	B-8090		post/scale upgraded to PPS-7			
		1-7-2012	B-12	B-8509		1-7-2012 scale and grade			
		1-7-2012	B-12	B-9009		B+SB Dept; Notification No			
		30-5-2013	B-14	B-9220		S.O (B+A) 1-16/11/12/2012			
		30-5-2013	B-14	B-9830		dt Psh; 11.7.2012.			
		1-12-2013	B-14	B-10440					

Mr. Mahan  
Sub-Division Education Officer  
Male Primary Wari

SDEO (M)  
Wari Dir (U) 2

promoted to PPS-14 scale  
PPO (M) Dis upper Endst  
No 1419 dt 28.5.2013  
at S.No 341

SDEO (M)  
Wari Dist. Dir

30.9.2014

Mr. Mahan  
S. D. E. O. (M)  
Wari Dist. Dir

SDEO (M)  
Wari Dir (U) 2

Service Verified  
W.e. 1.1.2013 to 31.12.2013  
From Acq: Roll & Office  
Record.

Attested

SDEO (M) Wari

PP @ 1398302 PM allowed  
PPS-14 WEP 1-1-2014 at Pwd  
of PPS 14/11/12/2012 to  
31-12-2013 = 1326593/ Wari

Mr. Mahan  
S. D. E. O. (M)  
Wari Dist. Dir

30.11.2014

Mr. Mahan  
SDEO (M)  
WARI

Mr. Mahan  
SDEO (M)  
WARI

30-12-2015

Mr. Mahan  
SDEO (M)  
WARI

1	2	3	4	5	6	7	8	9
Name of post.	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371, C.S.R.	Pay in substantive post.	Additional Pay for officiating.	Other emolument falling under the term "Pay".	Date of Appointment.	Signature of Government Servant.	Title and Designation of the officer attesting office in attestation of columns 1 to 8.
<i>Asst. Secy</i>		<i>BP3-14</i>	<i>103110</i>	<i>-790</i>	<i>34040</i>			<i>M</i>
<i>Asst. Secy</i>	<i>Perp.</i>	<i>Perp.</i>	<i>14290/-</i>	<i>-</i>	<i>-</i>	<i>7/1/2015</i>		<i>SPSO</i>
<i>-do-</i>	<i>-do-</i>	<i>-do-</i>	<i>15080/-</i>	<i>-</i>	<i>-</i>	<i>12/1/2015</i>		<i>M</i>
<i>-do-</i>	<i>-do-</i>	<i>-do-</i>	<i>18600/-</i>	<i>-</i>	<i>-</i>	<i>7/1/2016</i>		<i>M</i>
<i>-do-</i>	<i>-do-</i>	<i>-do-</i>	<i>19580/-</i>	<i>-</i>	<i>-</i>	<i>12/1/2016</i>		<i>A</i>
<i>Attested</i>								

28

48

*Attested*  
*ACh*

*Attested*  
*J*

*SPSO*  
*West Block*

*SPSO*  
*West Block*

*MUSK*  
*IRAN*

(30)

5/PPG

Ann 9<sup>th</sup>

(44)



- ۱۶۶۳۰ APTA JAWA -

**OFFICE OF THE DISTRICT EDUCATION OFFICER  
MALE DIR UPPER**

PH No.0944-881400 FAX-0944-880411- email- demisdirupper@gmail.com

**OFFICE ORDER**

Consequent upon the recommendation of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No.SO(B&A)/1-18/E&SE/2012 Dated 11/07/2012 and Finance Department Endorsement No. SO (FR) / FD / 10-22 (E) / 2010 dated 16/07/2012 the following Primary School Teacher (PST)-12 are hereby promoted to the Post of Senior Primary School Teachers (SPST) B-14 (8000- 610 -26300) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with immediate effect and further adjustment will be made w.e.f 01-08-2013 according to the upgradation rules/policy.

S.#	Name	Present School	Place of Posting	Remarks
1	Abdul Walid	GPS Shawkand	GPS Shawkand	Promoted to BPS-14
2	MUHAMMAD JAN	GMPS TOAPI	GMPS TOAPI	Promoted to BPS-14
3	MIRAJ UDDIN	GPS BATAL	GPS BATAL	Promoted to BPS-14
4	FAQIR SHAH	GPS KASS BARIKOT	GPS KASS BARIKOT	Promoted to BPS-14
5	MUHAMMAD AYUB	GMPS MOHIB ABAD	GMPS MOHIB ABAD	Promoted to BPS-14
6	Muhammad Nawaz Khan	GPS Doryal	GPS Doryal	Promoted to BPS-14
7	Ihsan Ullah	GPS Sarbala	GPS Sarbala	Promoted to BPS-14
8	ALI AHMAD	GPS REHAN KOT NO.1	GPS REHAN KOT NO.1	Promoted to BPS-14
9	Jehan zeb	GPS akhoon banda	GPS akhoon banda	Promoted to BPS-14
10	Niaz Bar Khan	GPS Malok Banda	GPS Malok Banda	Promoted to BPS-14
11	Bacha Anwar	GPS Pashta	GPS Pashta	Promoted to BPS-14
12	MUBARAK ZEB	GPS Chinar Mohallah	GPS Chinar Mohallah	Promoted to BPS-14
13	Darwish Khan	GPS Shaga	GPS Shaga	Promoted to BPS-14
14	Shah Faisal	GPS Banda Kakad	GPS Banda Kakad	Promoted to BPS-14
15	Umer Dadshah	GPS Tangai	GPS Tangai	Promoted to BPS-14
16	Jehan Zeb	GPS Bandi	GPS Bandi	Promoted to BPS-14
17	ABDUL MANAN	GPS chinar cham	GPS chinar cham	Promoted to BPS-14
18	NAEEM ULLAH	GPS KANDOW JABBER	GPS KANDOW JABBER	Promoted to BPS-14
19	Yar zamin	GPS Nasirabad	GPS Nasirabad	Promoted to BPS-14
20	SAFARAT JAN	GPS NANGRI	GPS NANGRI	Promoted to BPS-14
21	Abdul Azim Khan	GPS Shawkand	GPS Shawkand	Promoted to BPS-14
22	Shah Perviz	GPS Bakani	GPS Bakani	Promoted to BPS-14
23	MUHAMMAD IQBAL	GPS PALAM	GPS PALAM	Promoted to BPS-14
24	RAHMAT ZAMAN	GPS GAMSEER JABBAR	GPS GAMSEER JABBAR	Promoted to BPS-14
25	Misbah u din	GPS Umrah (P)	GPS Umrah (P)	Promoted to BPS-14
26	ABDUR RAHMAN	GPS SAMANG	GPS SAMANG	Promoted to BPS-14
27	Hamid Khan	GPS Islamabad	GPS Islamabad	Promoted to BPS-14
28	Khalid Bashir	GPS Charkoom Payeen	GPS Charkoom Payeen	Promoted to BPS-14
29	SIRAJ UDDIN	GPS CHUKIATAN	GPS CHUKIATAN	Promoted to BPS-14
30	Bakht said	GPS shahkani 2	GPS shahkani 2	Promoted to BPS-14
31	Shah Jehan	GPS Wari (P)	GPS Wari (P)	Promoted to BPS-14
32	Riaz Ahmad	GPS Gogyal	GPS Gogyal	Promoted to BPS-14
33	Sardar Khan	GPS Sarkai	GPS Sarkai	Promoted to BPS-14
34	NAZIR RAHMAN	GPS SINGARAM	GPS SINGARAM	Promoted to BPS-14
35	ABDUL HAMEED	GPS BIN BALA	GPS BIN BALA	Promoted to BPS-14
36	Muhammad Zahir Khan	GPS Chapper	GPS Chapper	Promoted to BPS-14
37	ABID UR RAHMAN	GPS SHARMAI	GPS SHARMAI	Promoted to BPS-14
38	HAMID ULLAH	GPS DABAR	GPS DABAR	Promoted to BPS-14
39	MOHAMMAD ZADA	GPS Sia Nagha	GPS Sia Nagha	Promoted to BPS-14
40	ZAHIR SAI EH	GPS Duro	GPS Duro	Promoted to BPS-14
41	IHSAN ULLAH	GPS MALUK KHAWAR	GPS MALUK KHAWAR	Promoted to BPS-14
42	MOMIN KHAN	GPS BIN BALA	GPS BIN BALA	Promoted to BPS-14
43	SAIF UR RAHMAN	GPS HAYAGAI SHARQI	GPS HAYAGAI SHARQI	Promoted to BPS-14
44	ABDULLAH	GPS KANDOW JABBER	GPS KANDOW JABBER	Promoted to BPS-14
45	Laiq Husain	GPS Biraray	GPS Biraray	Promoted to BPS-14
46	Raham Said	GPS Malok Banda	GPS Malok Banda	Promoted to BPS-14

Attested

Attested

(31)

(BPS)

(45)

بِسْمِ اللّٰهِ الرَّحْمٰنِ الرَّحِیْمِ 419 548 348 BPS-14

321	DAHADAR SAID	GPS BIBYAWAR	GPS BIBYAWAR	Promoted to BPS-14
322	Abdul Manan	GPS Karbadi	GPS Karbadi	Promoted to BPS-14
323	Rahman Ullah	GMPS Chindaag	GMPS Chindaag	Promoted to BPS-14
324	Mamur Khan	GPS Badan	GPS Badan	Promoted to BPS-14
325	Abdul Hamid	GPS Ghuli Bugh (B)	GPS Ghuli Bugh (B)	Promoted to BPS-14
326	Abdul Aziz	GPS Jabayo	GPS Jabayo	Promoted to BPS-14
327	INAYAT ULLAH	GPS KOLAL BANDAI NO.2	GPS KOLAL BANDAI NO.2	Promoted to BPS-14
328	AMIN ULLAH	GPS CHANGAL	GPS CHANGAL	Promoted to BPS-14
329	SHAH WAZIR	GPS JANDRAI	GPS JANDRAI	Promoted to BPS-14
330	MUJTAHIR SHAH	GPS PETAW DANDA	GPS PETAW DANDA	Promoted to BPS-14
331	BAKHT SALEEM KHAN	GPS ALMAS	GPS ALMAS	Promoted to BPS-14
332	Mohd; Nawaz	GPS Sher Alkal	GPS Sher Alkal	Promoted to BPS-14
333	HABIB UL HALIM	GPS MAMOSI KASS	GPS MAMOSI KASS	Promoted to BPS-14
334	KHAN MUHAMMAD	GPS GALKORE	GPS GALKORE	Promoted to BPS-14
335	MUHAMMAD TAHIR	GPS BIN BALA	GPS BIN BALA	Promoted to BPS-14
336	GUL MUHAMMAD KHAN	GMPS BUNDESH	GMPS BUNDESH	Promoted to BPS-14
337	IFTIKHAR UDDIN	GPS GADAI (SAMANG)	GPS GADAI (SAMANG)	Promoted to BPS-14
338	Jehan Ullah	GPS Abid Khan	GPS Abid Khan	Promoted to BPS-14
339	GUL ZAMAN KHAN	GPS DAMBARKOON	GPS DAMBARKOON	Promoted to BPS-14
340	Nawshorawan	GPS Maskari	GPS Maskari	Promoted to BPS-14
341	Mohad; Nabi	GMPS Qasim Abad	GMPS Qasim Abad	Promoted to BPS-14
342	ATTA ULLAH	GPS ARAKAND NO1	GPS ARAKAND NO1	Promoted to BPS-14
343	AHYA UDDIN	GPS SAWNI BALA	GPS SAWNI BALA	Promoted to BPS-14
344	Gulzaib Khan	GPS Daskori (p) 1	GPS Daskori (p) 1	Promoted to BPS-14
345	GUL SAIFULLAH KHAN	GPS SRAH SHAH	GPS SRAH SHAH	Promoted to BPS-14
346	Ali Azghar Khan	GPS Sarbala	GPS Sarbala	Promoted to BPS-14
347	Rahim Zeda	GPS Shikya A	GPS Shikya A	Promoted to BPS-14
348	NASEEB GUL	GPS DOON PAYEEN NO.2	GPS DOON PAYEEN NO.2	Promoted to BPS-14
349	Gul Bahadar	GPS Distawar	GPS Distawar	Promoted to BPS-14
350	TAJ MUHAMMAD	GPS DATOOR	GPS DATOOR	Promoted to BPS-14
351	SADBAR KHAN	GMPS PINGAS	GMPS PINGAS	Promoted to BPS-14
352	IHSAN ULLAH	GPS BELA	GPS BELA	Promoted to BPS-14
353	JEHAN ZEB	GPS KAIR	GPS KAIR	Promoted to BPS-14
354	Fazir Rahman	GPS Karpal	GPS Karpal	Promoted to BPS-14
355	LIUHIB ULLAH	GPS KARAPA	GPS KARAPA	Promoted to BPS-14
356	IKRAM UL HAO	GPS SHAGA (SERATAI)	GPS SHAGA (SERATAI)	Promoted to BPS-14
357	INAYAT ULLAH	GPS KAIR	GPS KAIR	Promoted to BPS-14
358	Abul Ali Khan	GPS Jockat	GPS Jockat	Promoted to BPS-14
359	SALEH MUHAMMAD	GPS BELO GANSHAL	GPS BELO GANSHAL	Promoted to BPS-14
360	Saliullah	GPS Dogram	GPS Dogram	Promoted to BPS-14
361	Nisaruddin	GPS Kagano Khwr	GPS Kagano Khwr	Promoted to BPS-14
362	DAUGHT SARDAR	GPS SRAH SHAH	GPS SRAH SHAH	Promoted to BPS-14
363	MUBARAK ZAIU	GPS PALAM	GPS PALAM	Promoted to BPS-14
364	SAHIB ZADA	GPS TALOO	GPS TALOO	Promoted to BPS-14
365	TASLEEM HUSSAIN	GPS MAMOSI KASS	GPS MAMOSI KASS	Promoted to BPS-14
366	SHER ZAMIN	GPS SIAL KAS	GPS SIAL KAS	Promoted to BPS-14
367	Khaista Badshah	GPS K Karpal	GPS K Karpal	Promoted to BPS-14
368	Mohad; Suliman	GPS Dabona	GPS Dabona	Promoted to BPS-14
369	Ikrum Ullah	GPS Maskari	GPS Maskari	Promoted to BPS-14
370	Zia Ullah	GPS Karpal	GPS Karpal	Promoted to BPS-14
371	NISAR AMIAD	GPS TANGISAR	GPS TANGISAR	Promoted to BPS-14
372	Rehman Ullah	GPS Shaga	GPS Shaga	Promoted to BPS-14
373	RIAZ MAHMOOD	GPS BABOZOO BALA	GPS BABOZOO BALA	Promoted to BPS-14
374	Shani Mehmood	GPS Maskari	GPS Maskari	Promoted to BPS-14
375	ABOULLAH	GPS KAMO	GPS KAMO	Promoted to BPS-14
376	IBRAHIM	GPS KATAN BALA	GPS KATAN BALA	Promoted to BPS-14
377	Lok Zada	GPS Maskari	GPS Maskari	Promoted to BPS-14
378	OBALD ULLAH	GPS DADA QULANDAI	GPS DADA QULANDAI	Promoted to BPS-14
379	AZIZ UR RAHMAN	GPS NOOR KHEL	GPS NOOR KHEL	Promoted to BPS-14
380	MOHAMMAD HUSSAIN	GPS REHAN KOT NO.2	GPS REHAN KOT NO.2	Promoted to BPS-14
381	HTISHAM UL HAO	GPS KARAPA	GPS KARAPA	Promoted to BPS-14
382	BADAR UDDIN	GPS KATEER	GPS KATEER	Promoted to BPS-14
383	WAHEED ULLAH	GPS GUJARO KASS	GPS GUJARO KASS	Promoted to BPS-14

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BPS-14

388	RAHMAN ZAMIN	GPS Seratai #2	GPS Seratai #2	Promoted to BPS-14
389	SHAKIR UL LAH	GPS DARAMDALA PAYEEN	GPS DARAMDALA PAYEEN	Promoted to BPS-14
390	Fafameesh Khan	GPS KM Gujar (Deferred)	GPS KM Gujar (Deferred)	Promoted to BPS-14
391	ZIA UR RAHMAN	GPS JABA PAYEEN	GPS JABA PAYEEN	Promoted to BPS-14
392	Mabuloh	GPS Kandro S	GPS Kandro S	Promoted to BPS-14
393	Haya Khan	GPS Qunjay	GPS Qunjay	Promoted to BPS-14
394	TAZA MOHAMMAD	GPS KARAPA	GPS KARAPA	Promoted to BPS-14
395	Islamuddin	GPS Palaw	GPS Palaw	Promoted to BPS-14
396	SARFED UL HAQ	GPS ELO KASS	GPS ELO KASS	Promoted to BPS-14
397	BAKHT MUNIR	GPS SINGAPAM	GPS SINGARAM	Promoted to BPS-14
398	Mohibullah	GPS Palaw	GPS Palaw	Promoted to BPS-14
399	Anir Zeb	GPS Galkor 02	GPS Galkor 02	Promoted to BPS-14
400	FARMAN ULLAH	GPS DOON BALA	GPS DOON BALA	Promoted to BPS-14
401	Sultan zeb	GPS Aakhgram p	GPS Aakhgram p	Promoted to BPS-14
402	Iqqat aif khan	GPS kumra	GPS kumra	Promoted to BPS-14
403	SAID HAMID	GPS KASS SHINGARA	GPS KASS SHINGARA	Promoted to BPS-14
404	MUHAMMAD SADIQ	GPS SUNDRAI	GPS SUNDRAI	Promoted to BPS-14
405	FAZAL AHAD	GPS BIN PAYEEN	GPS BIN PAYEEN	Promoted to BPS-14
406	Mohimood Idrees	GPS Jughbanj	GPS Jughbanj	Promoted to BPS-14
407	Ali Mas Khan	GPS K Maskari	GPS K Maskari	Promoted to BPS-14
408	Noor Zamin	GPS Sail Kali	GPS Sail Kali	Promoted to BPS-14
409	Shaukat Hayat	GPS Darokai	GPS Darokai	Promoted to BPS-14
410	ABDUL GHANI	GPS KAMO	GPS KAMO	Promoted to BPS-14
411	HOOR-UL HAQ	GPS KASS SHINGARA	GPS KASS SHINGARA	Promoted to BPS-14
412	Ajmal Khan	GPS Salehag	GPS Salehag	Promoted to BPS-14
413	MOHAMMAD TAQI	GPS MALUK KHAWAR	GPS MALUK KHAWAR	Promoted to BPS-14
414	Said Habib	GPS Salehag	GPS Salehag	Promoted to BPS-14
415	HISSAN ULLAH	GPS KOHISTAN DAHIDA	GPS KOHISTAN DAHIDA	Promoted to BPS-14
416	Shamshad Khan	GPS Kallgam	GPS Kallgam	Promoted to BPS-14
417	BAKHT-DILAWAR KHAN	GPS TARPATAR NO.1	GPS TARPATAR NO.1	Promoted to BPS-14
418	Muzamil Khan	GPS Jehangio	GPS Jehangio	Promoted to BPS-14
419	MOHAMMAD NABI	GPS Amlooknar	GPS Amlooknar	Promoted to BPS-14
420	Jaykibir Rahman	GPS Bandai P	GPS Bandai P	Promoted to BPS-14
421	Kafim Ullah	GPS Warf No.2	GPS Warf No.2	Promoted to BPS-14
422	Mohammad Wahab	GPS Qwanja	GPS Qwanja	Promoted to BPS-14
423	Tariq Khan	GPS Dislawar	GPS Dislawar	Promoted to BPS-14
424	CHEER ZAMIN KHAN	GPS URYA KHEL	GPS URYA KHEL	Promoted to BPS-14
425	Nazir Ahmad	GPS Husan Bagh	GPS Husan Bagh	Promoted to BPS-14
426	Affab Khan	GPS Galkor 02	GPS Galkor 02	Promoted to BPS-14
427	Jehan Zaida	GPS Matar NO2	GPS Matar NO2	Promoted to BPS-14
428	Qadar Hayat Khan	GPS langai	GPS langai	Promoted to BPS-14
429	INAYAT JALAL	GPS MAIDAN KHAWAR	GPS MAIDAN KHAWAR	Promoted to BPS-14
430	Rafi Ullah	GPS Wari NO1	GPS Wari NO1	Promoted to BPS-14
431	Said Sajjad Ali	GPS Islamabad	GPS Islamabad	Promoted to BPS-14
432	ABDUL MAJEED	GPS CHANGAL	GPS CHANGAL	Promoted to BPS-14
433	FAZAL RAHIM	GPS TARPATAR NO.1	GPS TARPATAR NO.1	Promoted to BPS-14
434	SAMI UL HAQ	GPS NAR KOON	GPS NAR KOON	Promoted to BPS-14
435	Mohad iqbal	GPS Karpai	GPS Karpai	Promoted to BPS-14
436	Zahir Shah	GPS Karpai	GPS Karpai	Promoted to BPS-14
437	Gul Zaman	GPS K Karpai	GPS K Karpai	Promoted to BPS-14
438	IRSHAD ALI	GPS MANA KHOWAR	GPS MANA KHOWAR	Promoted to BPS-14
439	AFZAL BAMA	GPS LAR DOGG	GPS LAR DOGG	Promoted to BPS-14
440	AHMAD WALI	GPS PENGAS	GPS PENGAS	Promoted to BPS-14
441	Mali Ullah	GPS Bandaini D	GPS Bandaini D	Promoted to BPS-14
442	JAVID IQBAL	GPS QADIR KALI	GPS QADIR KALI	Promoted to BPS-14
443	Gaz Mohammad Khan	GPS Shalga A	GPS Shalga A	Promoted to BPS-14
444	MOHAMMAD SHAHID	GPS GANSHAL BALA	GPS GANSHAL BALA	Promoted to BPS-14
445	Abadur Rahman	GPS Bagam	GPS Bagam	Promoted to BPS-14
446	Mohad Shoaib	GPS Talaw	GPS Talaw	Promoted to BPS-14
447	Muhammad Shoaib	GMPS DUTATA	GMPS DUTATA	Promoted to BPS-14
448	RAZA KHAN	GPS GURRI PAYEEN	GPS GURRI PAYEEN	Promoted to BPS-14
449	SHAFI ULLAH	GPS GANSHALL PAYEEN	GPS GANSHALL PAYEEN	Promoted to BPS-14
450	ATA UL HAQ	GPS Doon Serai No.2	GPS Doon Serai No.2	Promoted to BPS-14
451	MOHAMMAD SALAM	GPS SHONGA	GPS SHONGA	Promoted to BPS-14

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456	ASGHAR KHAN	GMPS BUNRE	GMPS BUNRE	Promoted to BPS-14
457	Badshah Munir	GPS Shalga Daman	GPS Shalga Daman	Promoted to BPS-14
458	KHURSHED ISLAM	GPS PASHRAK	GPS PASHRAK	Promoted to BPS-14
459	Wali Khan	GPS Mirawra	GPS Mirawra	Promoted to BPS-14
460	NIZAMUDDIN	GPS KISAN KHEL NO.1	GPS KISAN KHEL NO.1	Promoted to BPS-14
461	MUHAMMAD ISMAIL	GPS SADIQA	GPS SADIQA	Promoted to BPS-14
462	FAZAL BABSHAH	GPS DARORA	GPS DARORA	Promoted to BPS-14
463	Gul Azim Khan	GPS Bagam	GPS Bagam	Promoted to BPS-14
464	Rahim Badshah	GPS dehan chappur	GPS dehan chappur	Promoted to BPS-14
465	BADSHAH UDOIN	GPS SERATAI NO1	GPS SERATAI NO1	Promoted to BPS-14
466	Uqat Khan	GPS Ballaji (P)	GPS Ballaji (P)	Promoted to BPS-14
467	MUSAFAR SHAH	GPS BESHU NO.2	GPS BESHU NO.2	Promoted to BPS-14
468	MOHAMMAD YOUNAS	GPS KALPANI	GPS KALPANI	Promoted to BPS-14
469	Mainosh	GPS Malagojar	GPS Malagojar	Promoted to BPS-14
470	HABIB ULLAH	GPS CHANGAL	GPS CHANGAL	Promoted to BPS-14
471	ABDUL WALI	GPS DANKAR	GPS DANKAR	Promoted to BPS-14
472	MUHAMMAD AZHAR	GPS JUN BANDA	GPS JUN BANDA	Promoted to BPS-14
473	GUL MOHAMMAD	GPS ZALAM KOT	GPS ZALAM KOT	Promoted to BPS-14
474	Tilawat Khan	GPS Jelar No.1	GPS Jelar No.1	Promoted to BPS-14
475	IMDAD ULLAH	GPS QALA CHUKIATAN	GPS QALA CHUKIATAN	Promoted to BPS-14
476	MUHAMMAD ISMAIL	GPS BIN PAYEEN	GPS BIN PAYEEN	Promoted to BPS-14
477	Ubaid Ullah	GPS Rambial	GPS Rambial	Promoted to BPS-14
478	MOHAMMAD ISMAIL	GPS GHWARIQ	GPS GHWARIQ	Promoted to BPS-14
479	ARIF ULLAH	GPS BIN PAYEEN	GPS BIN PAYEEN	Promoted to BPS-14
480	IMDAD ULLAH	GPS MAKHRANO KASS	GPS MAKHRANO KASS	Promoted to BPS-14
481	LAL MOHAMMAD	GPS KASS BARKAND No2	GPS KASS BARKAND No2	Promoted to BPS-14
482	HAYAT KHAN	GPS ELO KASS	GPS ELO KASS	Promoted to BPS-14
483	AMIR ZAMAN	GPS SHAQOR BALA	GPS SHAQOR BALA	Promoted to BPS-14
484	Asad Ullah	GPS Rango	GPS Rango	Promoted to BPS-14
485	Ashfaq Ali	GPS Muha	GPS Muha	Promoted to BPS-14
486	IKRAM UDDIN	GMPS SHAHQOR PAYEEN	GMPS SHAHQOR PAYEEN	Promoted to BPS-14
487	JEHAN BAHADAR	GPS MANO BANDA	GPS MANO BANDA	Promoted to BPS-14
488	MUMTAZ ALAM	GPS MEDAN PATRAK	GPS MEDAN PATRAK	Promoted to BPS-14
489	AMIN UL HAQ	GMPS BANAH KHELA	GMPS BANAH KHELA	Promoted to BPS-14
490	EJAZ UL HAQ	GPS JANSATTI NO.1	GPS JANSATTI NO.1	Promoted to BPS-14

**TERMS & CONDITIONS:-**

- 1- They would be on probation for a period of one year extendable for another one year.
- 2- They will be governed by such rules and regulations as may be issued from time to time by the Government.
- 3- Their services can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be preceded under the rules framed from time to time.
- 4- Charge report should be submitted to all concerned.
- 5- Their Inter-Se- seniority on lower post will remain intact.
- 6- No TADA is allowed for joining his duty.
- 7- In Case of refusal from promotion they will give an undertaking to this effect and it would be recorded in their service book.

*[Signature]*  
DISTRICT EDUCATION OFFICER  
MALE DIR UPPER

Endost.: No. 149-24/F.No.07/DEO(M)/ADO(Estab:)/Primary (M) Dated Dir Upper the 29/05/2013

Copy forwarded for information and necessary action to the:-

1. District Accounts Officer Dir Upper.
2. Sub Divisional Education Officer Male Dir.
3. Sub Divisional Education Officer Male Wari.
4. Budget and Account Officer Local Office.
5. A.P EMIS Local Office.
6. Official concerned.
7. M/File.

Shjehan- 262

*[Signature]*  
DISTRICT EDUCATION OFFICER  
MALE DIR UPPER

Attest  
*[Signature]*

Attested

*[Signature]*

**BEFORE THE HON'BLE PESHAWAR HIGH COURT,  
MINGORA BENCH / DARUL OAZA, SWAT**

W.P. No. 650 -M/2017.

- (1) Gul Bahadar son of Gul Haidar Khan, resident of Village Dilshowarr, Tehsil Warrari, District Dir Upper;
- (2) Muhammad Nabi son of Abdul Hakim, resident of Village Dilshowarr, Tehsil Warrari, Dir Upper ..... Petitioners.

**VERSUS**

- (1) Secretary to Government of Khyber Pakhtoonkhwa, Elementary & Secondary Education department, Peshawar.
- (2) Secretary to Government of Khyber Pakhtunkhwa, Finance Department, Peshawar.
- (3) Accountant General, Khyber Pakhtunkhwa, Peshawar.
- (4) Auditor General, Khyber Pakhtunkhwa, Peshawar.
- (5) Director, School & Literacy, Khyber Pakhtunkhwa, Peshawar.
- (6) Commissioner, Malakand Division, at Saidu Sharif, Swat.
- (7) Deputy Commissioner, Dir Upper.
- (8) District Education Officer (Male), Dir Upper.
- (9) District Accounts Officer, Dir Upper ..... Respondents.

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

**Respectfully Sheweth:**

- 1. That the respondent No.8 issued an advertisement in daily newspaper "AAJ", whereby advertised vacancies of PSTs in Education Department and invited applications from eligible

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candidates as per criteria given in the advertisement. (Copy of advertisement is Annexure "A").

2. That in light of above mentioned advertisement, the petitioners amongst others submitted applications for their appointment against vacant posts by attaching their academic as well as professional educational documents. (Copies of academic/professional documents of petitioners are Annexure "B & C" respectively).
3. That the petitioners appeared in the tests and interviews and successfully qualified the same, upon which, the petitioners amongst others were appointed as PST(s) against the vacant posts in BPS-7 vide Notification/order bearing Endst: No.1710-15/ DCO/S&L/Apptt: dated 27/03/2004 on the basis of criteria given in the aforesaid advertisement. (Copy of Notification bearing Endst: No.1710-15/DCO/S&L/Apptt dated 27/03/2004 is Annexure "D").
4. That on 01/07/2007, the fixation party under the control of respondents No.3 & 4 have revised the pay of the petitioners and ironically reduced the Basic Pay Scale of petitioners from BPS-07 to BPS-05 by starting compulsorily deduction from the monthly pays of the petitioners. (Copy of salary pay-slips and service books are Annexure "E & F").

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(3)

- 5. That after passing F.A, the respondent No.8 revised/adjusted the monthly pays of petitioners in BPS-07 instead of BPS-09 i.e. the pay of petitioner No.2 was fixed in BPS-07 from 02/12/2008 while the pay of petitioner No.1 was fixed in BPS-07 from 01/07/2011, however, on 30/06/2012 the post of PST was upgraded to BPS-12 by Government of Khyber Pakhtunkhwa and thereafter, promotions were given to the PSTs including the petitioners in BPS-14 by the respondent No.8 vide office order bearing Endst: No.1419-24/F.No.07/DEO(M)/ADO(Establ:) Primary(M) dated 29/05/2013. (Copy of order No.1419-24/F.No.07/DEO(M)/ADO(Establ:)Primary(M) dated 29/05/2013 is Annexure "G").
  
- 6. That the respondents were time & again contacted by the petitioners for the redressal of their grievances as they were dealt discriminately but with no fruitful result, while having no other adequate remedy except the indulgence of this Hon'ble Court by filing the instant Constitutional Petition, inter alia, on the following grounds: -

**GROUND:**

- i. That the act of respondents to reduce the basic pay scale of petitioners from BPS-7 to BPS-5, their non-adjustment in BPS-09 on upgradation of post of PST and recovery of pays is wrong, unjust, without lawful authority, against

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the law, rules and golden principles of Shariah as well as conditions mentioned in the recruitment advertisement so published.

- ii. That according to the criteria given in the recruitment advertisement, academic/professional qualification for the appointment of PST (Male/female) BPS-07 was Intermediate with one & half year Diploma of PTC or Metric with second division plus three years Diploma of PTC, however, in case of non-availability of qualified candidates as per above criteria, then FA/FSc in BPS-06 and in case of non-availability of such candidates, then only metric in BPS-05, further elaborated as under:-

Vacancy	Eligibility	Scale
PST (Male/Female)	(1) Intermediate with PTC 1½ years Diploma or Metric in Second division with PTC 03 years Diploma; or	BPS-07
	(2) In case of non-eligibility as per above criteria, then F.A/FSc.	BPS-06
	(3) In case of non-eligibility of above only Metric.	BPS-05

- iii. That both the petitioners having matric with Second Division plus three years PTC Diploma at the time of their appointment, so the petitioners after successfully qualifying the tests & interviews were rightly appointment as PSTs in BPS-07 as per criteria No.1 above while reducing their scale from BPS-07 to BPS-05

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alongwith recovery of pays from the petitioners by the respondents is completely discriminatory, also against the law, rules and golden principles of Shariah.

- iv. That later on, the petitioners have further improved their qualification as the petitioner No.2 passed Intermediate examination on 08/08/2008 while the petitioner No.2 passed intermediate examination on 16/07/2011. So, according to the rules/policy it was incumbent upon the respondents to fix the pay of petitioner No.2 in BPS-09 from 01/12/2008 instead of BPS-07 while the pay of petitioner No.1 in BPS-09 from 01/08/2011 instead of BPS-07 but they failed to do so.
- v. That the pay scale of other PSTs were fixed in BPS-09 from 01/12/2004 till 01/12/2012 but the petitioners were dealt with discriminately by not fixing their pay scale in BPS-09 during the aforesaid period and were wrongly fixed as BPS-07. In this respect, copies from the service book of one Muharam Khan, PST are attached herewith as Annexure "H" for ready reference).
- vi. That the Constitution of Islamic Republic of Pakistan, 1973 and statutory laws provides equal rights to be equally enjoyed by the citizens of Pakistan without any discrimination and the State functionaries are not allowed to use their authority contrary to Constitution.

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- vii. That the petitioners have been dealt with discriminately by the respondents, hence violated the fundamental rights of the petitioners as envisaged by the Constitution of Islamic Republic of Pakistan, 1973.
- viii. That it is expedient to declare the acts of respondents regarding reduction of pay scale of petitioners from BPS-07 to BPS-05, recovery of pay and non-fixation of pay scale of petitioners in BPS-09 during the period from 01/12/2004 till 01/12/2012, wrong, arbitrary, ultra vires, void ab-initio, without lawful authority, violative to the fundamental rights of the petitioners and against the law of Shariah, consequently, the respondents may be compelled to make the required correction and directed to pay the benefit of BPS-09 to the petitioners during the aforesaid period of their services as PSTs.
- ix. That further reasons shall be advanced at the time of argument with the kind permission of this Hon'ble court.

It is, therefore, humbly prayed that on acceptance of this writ petition, this Hon'ble Court may graciously be pleased to declare the acts of respondents regarding reduction of pay scale of petitioners from BPS-07 to BPS-05, recovery of pay and non-fixation of pay scale of petitioners in BPS-09 during the period from 01/12/2004 till 01/12/2012, wrong, arbitrary, ultra vires, void ab-initio, without lawful authority, violative to the fundamental rights of the petitioners and against the law of Shariah, hence this Hon'ble Court may kindly issue writs and direct the respondents to make the required correction in the entire service record of the petitioners and further direct to pay

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the benefits of BPS-09 to the petitioners during the aforesaid period of their services as PSTs.

Any other remedy which this august court deems just, appropriate & efficacious may also be awarded though specifically not been prayed for in the instant petition, but the interest of justice demand so.

**Petitioners**

Through counsel

(AKHTAR MUNIR KHAN)  
ADVOCATE HIGH COURT.

Office: New Zahoor Market, Mingora Swat.  
Cell: 0346-8006009

**List of Books:**

1. Constitution of Pakistan, 1973;
2. Civil Servant Act;
3. Govt. Recruitments and upgradation Policy;
4. Service Rules;
5. Case law on the subject.

(AKHTAR MUNIR KHAN)  
ADVOCATE HIGH COURT.

**CERTIFICATE**

It is certified that as per information furnished by the petitioners, this is the first ever writ petition instituting before this Hon'ble Court and no such like other writ petition of the same subject matter has earlier been filed by the petitioners or is pending before this Hon'ble Court.

(AKHTAR MUNIR KHAN)  
ADVOCATE HIGH COURT.

FILED TODAY  
12 SEP 2017

Additional Registrar

(8) (41)

**BEFORE THE HON'BLE PESHAWAR HIGH COURT,  
MINGORA BENCH / DARUL OAZA, SWAT**

W.P No. 650 -M/2017

Gul Bahadar & one another ..... Petitioners

**VERSUS**

Govt: of K.P & others ..... Respondents

**AFFIDAVIT**

I, Gul Bahadar son of Gul Haidar Khan, resident of Village Dilshowarr, Tehsil Warrari, District Dir Upper, do hereby solemnly affirm & declare on oath that contents of the above titled writ petition are true & correct to the best of my knowledge & belief, and nothing has been kept concealed from this Hon'ble Court.

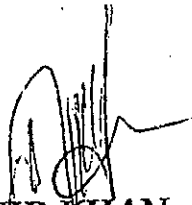
Deponent





**GUL BAHADAR**  
N.I.C 15702-2507378-7

Identified by



**AKHTAR MUNIR KHAN**  
**ADVOCATE HIGH COURT.**

(9) (42)

**BEFORE THE HON'BLE PESHAWAR HIGH COURT,  
MINGORA BENCH / DARUL QAZA, SWAT**

W.P No. 650 -M/2017

Gul Bahadar & one another ..... Petitioners

**VERSUS**

Govt: of K.P & others ..... Respondents

**MEMO OF ADDRESS**

**Petitioners Addresses:**

- (1) Gul Bahadar son of Gul Haidar Khan, resident of Village Dilshowarr, Tehsil Warrari, District Dir Upper.
- (2) Muhammad Nabi son of Abdul Hakim, resident of Village Dilshowarr, Tehsil Warrari, Dir Upper.

Cell No. 0313-9746602 NIC # 15702-2507378-7

**Respondents Addresses:**

- (1) Secretary to Government of Khyber Pakhtoonkhwa, Elementary & Secondary Education department, Peshawar.
- (2) Secretary to Government of Khyber Pakhtunkhwa, Finance Department, Peshawar.
- (3) Accountant General, Khyber Pakhtunkhwa, Peshawar.
- (4) Auditor General, Khyber Pakhtunkhwa, Peshawar.
- (5) Director, School & Literacy, Khyber Pakhtunkhwa, Peshawar.
- (6) Commissioner, Malakand Division, at Saidu Sharif, Swat.
- (7) Deputy Commissioner, Dir Upper.
- (8) District Education Officer (Male), Dir Upper.
- (9) District Accounts Officer, Dir Upper.

**Petitioners**

Through counsel

(AKHTAR MUNIR KHAN)  
ADVOCATE HIGH COURT.

Office: New Zahoor Market, Mingora Swat.  
Cell: 0346-8006009



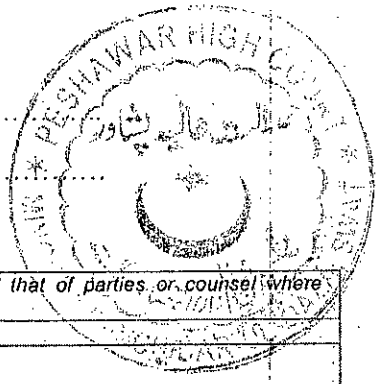
(43)

**PESHAWAR HIGH COURT, MINGORA BENCH**  
**(DAR-UL-QAZA), SWAT**

**FORM OF ORDER SHEET**

Court of .....

Case No ..... of .....

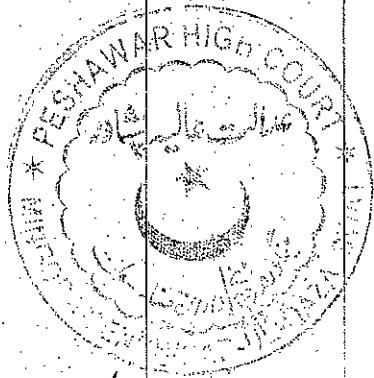


Serial No. of order or proceeding	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge and that of parties or counsel where necessary.
1	2	3
	27.09.2017	<p><b><u>W.P No. 650-M/2017</u></b></p> <p><b>Present:</b> Mr. Akhtar Munir Khan, Advocate for Petitioners.</p> <p style="text-align: center;">***</p> <p><b><u>ISHTIAQ IBRAHIM, J.-</u></b> Through this petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioners are seeking issuance of a writ to the respondents with the following prayers.</p> <p><i>“It is, therefore, humbly prayed that on acceptance of this writ petition, this Hon’ble Court may graciously be pleased to declare the acts of respondents regarding reduction of pay scale of petitioners from BPS-07 to BPS-05, recovery of pay and non-fixation of pay scale of petitioners in BPS-09 during the period from 01/12/2004 till 01/12/2012, wrong, arbitrary, ultra vires, void ab-initio, without lawful authority, violative to the fundamental rights of the petitioners and against the law of Shariah, hence, this Hon’ble Court may kindly issue writs and direct the respondents to make the required correction in the entire service record of the petitioners and further direct to pay the benefit of BPS-09 to the petitioners during the</i></p>

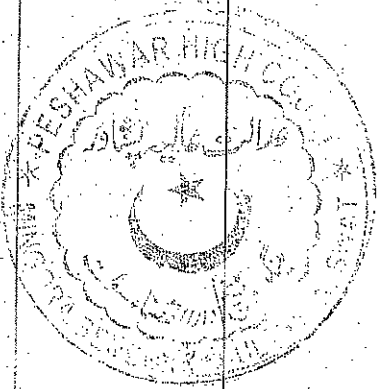


*aforesaid period of their services as PSTs."*

2. Brief facts of the case are that the petitioners applied for the post of PST in response to the advertisement of the respondent No.8. They appeared in the test, qualified the same and were finally appointed vide Notification/order bearing Endsts: No.1710-15/DCO/S&L/Apptt dated 27.03.2004. On 01.7.2010 the fixation party under the control of respondents No.3 & 4 revised the pay of petitioners and ironically reduced their Basic Pay Scale from 07 to 05 by starting compulsory deduction from their monthly salary. According to the decision of concerned authority, on passing F.A, respondent No.8 revised/adjusted the monthly pay of the petitioners in BSP-07 instead of BSP-09 i.e. the pay of petitioner No.2 was fixed in BSP-07 from 02/12/2008 while that of petitioner No.1 in BSP-07 from 01/7/2011, however, on 30.06.2012 the post of PST was upgraded to BSP-12 by the Government of Khyber Pakhtunkhwa, thereafter promotions were given to PSTs including the petitioners in BSP-14 by respondent No.8 vide office order No.1419-24/F.No.07/DEO(M)/ADO (Estabt:)Primary(M) dated 29.5.2013 and that the petitioners approached to the respondents time and again for redressal of their grievances but they were dealt



(45)



discriminately, hence, this writ petition.

3. At the very outset, learned counsel for the petitioners submitted that he will not press this petition, if the same is converted into appeal for presentation before the proper forum. Learned Additional Advocate General, present in the Court in some other matters, has got no objection on the conversion of this writ petition into appeal, hence, this writ petition is converted into appeal to be presented before the proper forum. However, this is open for the forum before which the appeal is to be presented to take up the appeal under all valid and legal objections, if any, while disposing of the same.

4. This writ petition is disposed of in the above terms accordingly. Office is directed to hand over the original petition to petitioners and retain a copy thereof for record of this Court.

Announced  
27.09.2017

No. 5664  
Name of Applicant Lu. J  
Date of Presentation of Applicant 28/10/17  
Date of Court 28/10/17  
No of Cases 128  
Urgent 24/  
Fee Charged 24/  
Date of Delivery of Copies 28/10/17

MOHAMMAD IBRAHIM KHAN  
JUDGE

ISHFAQ IBRAHIM  
JUDGE

Sabz Ali/

Certified to be true copy

Office  
29/8

EXAMINER

(For use in Police Department only).

Note:- The en should

Heirs.

- 1.
- 2.
- 3.

Name: .

Race: \_

Residen

Verification Roll No.

dated

received back

Father

~~AA~~

Date c nearly

Left Thumb Impression

Exact

Qualification

(A-1998)

Date

Qualification

Date

1) passed SSC Examination  
in Annual ~~1998~~ <sup>1998</sup> from BISE  
English Saidu Shariq Swat under  
Roll No 16000 Marks obtained  
850/962 = Result declared  
on 18-8-1998 =

3) passed PTE Examination  
From Ayo U Islam Abad  
First Arts Session Spring 2001 =  
under Roll No 645785/  
Getting 55% Marks Result  
B.L. or B.A. on 19-1-2002.

Persor

Left h of (Nc

Urdu

*[Signature]*  
Deputy Distt. Officer  
(Edu) Mils. Ward  
Distt: DIR (Up)

Deputy Distt. Officer  
(Edu) Mils Ward  
Distt: DIR (Up) *[Signature]*

Little

Plan-drawing

2) passed FA. Examination  
Session Annual 2000 from  
Finger Print BISE Saidu Shariq under  
Roll No 234046 Mark  
obtained 100/585 Result  
Declared on 22-8-2000

4) passed BA Examination  
From University of Peshawar  
Training School Final examination  
in session 2003 (Annually)  
under Roll No 100929  
Other qualifications -  
Marks obtained 70/50  
Result Declared on 23/6/2004

Middl

Thum

Court Duties

*[Signature]*  
Deputy Distt. Officer  
(Edu) Mils Ward  
Distt: DIR (Up)

*[Signature]*  
Deputy Distt. Officer  
(Edu) Mils Ward  
Distt: DIR (Up) *[Signature]*

Signa

Reserve Duties

Signa Head Office

*[Signature]*

*[Signature]*

N.B. - Line to be drawn under the qualification possessed.

67

Note: The entries on this page should be renewed or re-attested at least every five years and the Signature to lines 9 and 10 should be dated.

Name: Mr. MUHAMMAD KHAN

Race: Muslim/Pakistani

Residence: vill. Distawer p.o. Sahibabad Tehsil  
Wari Dist: DIR UP



Father's name and residence:  
Mr. ISMAIL KHAN. vill: Distawer p.o Sahibabad  
Tehsil Wari Dist: DIR UP



Date of birth by Christian era as  
nearly as can be ascertained:  
(01-08-1981)  
1st: AUGUST: Nineteen Hundreds and Eighty one


Exact height by measurement:  
5' 6" (Five feet six inch)

Personal marks for identification:  
= Nil

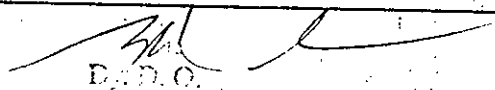
Left hand thumb and Finger impression  
of (Non-Gazetted) officer:

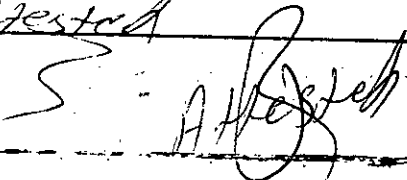
Little Finger:  Ring Finger: 

Middle Finger:  Fore Finger: 

Thumb: 

Signature of Government Servant: 

Signature and designation of the  
Head of the office, or other Attesting  
Officer.   
D.D.O.  
(Edu) (Male) Wari  
Dist: DIR (Up)

Attested  


Date  
5/22/81  
Result  
6  
only

1	2	3	4	5	6	7	8	9
Name of Post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term "pay"	Date of Appointment	Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4
PST post at G.P.S. Rangoo.	Contract Temp.	BPS No 7 (2220-120-5820) Contract Temp. = Rs. 2220/-				19 <sup>th</sup> Oct 29 <sup>th</sup> 29-3-04	cutting date Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4
do.	do.	do.	Rs. 2340/-			1 <sup>st</sup> Dec 12/2004	Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4
(BPS No. 9: (2410-145-6710))								
Revision fixation of pay due to award of BPS No 9 w.e.f. 29-3-2004								
do.	Contract	Contract	Rs. 2410/pm.			29-3-04	Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4
do.	do.	do.	Rs. 2555/pm			1 <sup>st</sup> Dec 12/04	Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4
do.	do.	do.	do.	pay Revision.	BPS No 9	(2770-165-7720)	Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4
do.	do.	do.	do.	do.	do.	Rs. 2935/pm.	Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4
P.S. Sahil Street	do.	do.	do.	do.	do.	Rs. 3100/pm	Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4
do.	do.	do.	do.	do.	do.	Rs. 3265/pm	Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4
pay Revision on 1-7-2007 (3185-190-8885)								
do.	do.	do.	do.	do.	do.	Rs. 3755/-	Signature of Government Servant	Signature and Designation of the head of the office or other attesting authority in attestation columns 1 to 4

Approved

Attested

(42)

8	9	10	11	12	13		14	15	
					Leave				
Signature of Government Servant	Signature and Designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitabale to another Government		Signature of the head of the office or other attesting officer.	Reference to any recorded punishment or cesure, or reward or praise of the Government Servant
						Period	Government to Which debitabale		
		30-11-04							appointed against PST post vide D.C.O DIR upper Under his order No 1710-15 Dated 27-3-2004 on Casualty Basis. S. No 10 UC
									Dislaced
									Service verified
		30-11-04							to 30-11-2005 from pay bills office record
		30-6-05	pay revision						
		30-11-05							Service verified
		30-11-06							Service verified
		30-6-2007	pay revision						to 30-6-2007 from pay bills office record

Attended

Attended

J. Doshi

1	2	3	4	5	6	7	8	9
Name of Post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term "pay"	Date of Appointment	Signature of Government servant	Signature and of the head of or attests in attests columns

2005  
 OFFICE OF THE ACCOUNTANT GENERAL  
 N.W.F.P. PESHAWAR.  
 PAY FIXED IN THE REVISED BASIC  
 PAY SCALES 2005  
 OF RS. 2557/- TO 3557/-  
 AT RS. 2557/- P.M.W.F.P.  
 With Next Increment on

1-07-2005  
 1-12-2005

Accounts Officer,  
 Fixation Party N.W.F.P. Peshawar

*Handwritten signature*

*Handwritten signature*

(49)

8	9	10	11	12	13		14	15
Signature of Government servant	Signature and Designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Leave		Signature of the head of the office or other attesting officer.	Reference to any recorded punishment or cesure, or reward or praise of the Government Servant
					Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
						Period		

Service verified  
 1.7.87

1031/2007/...

*[Handwritten signature]*  
 ...

*[Handwritten signatures]*



1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term "pay"	Date of Appointment	Signature of Government servant
	pay		2940	160	7740		
Subst. Post	Temp	Temp	3420	p.m.	-	1 7/2007	[Signature]
do	do	do	3580	p.m.	-	1 12/2007	[Signature]
Upgradation of pay scales from B.P.S No. 7 to B.P.S No. 9 (3185-190-8885).							
Post post	Temp	Temp	3755	P.M.	-	2 12/07	[Signature]
Revised Entry due to upgradation from B.P.S No. 7 to B.P.S No. 9 (3185-190-8885) w.e.f. 10/2007. Pay fixed on 1.12.2007 in B.P.S No. 7 Rs. 3580/- Pay fixed on 02.12.2007 in B.P.S No. 9 Rs. 3755/-							
Dy. D. O. (M) Ward Dir Upper							
Revised fixation in B.P.S No. 9 (3890-230-10790) w.e.f. 01.07.2008							
Post post	Temp	Temp	4510/-	(4505/-) P.M.	-	01/07/2008	[Signature]
do	do	do	4740/-	P.M.	-	01/12/2008	[Signature]

re and Des head of the attesting columns 1 to

Dy. D. O. (M) Dir U

Dy. D. O. (M) Dir U

Dy. D. O. (M) Dir U

Dy. D. O. (M) Dir U

Dy. D. O. (M) Dir U

Approved

[Signature]

(50)

8	9	10	11	12	13		14	15	
Signature of government servant	Name and Designation of head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer.	Nature and duration of leave taken	Leave Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		Signature of the head of the office or other attesting officer.	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
						Period	Government to which debitable		
	J. D. ... Dir Upper	30/11/2007	...	...				[Signature]	
	Dy: ... Dir Upper	01/12/2007	allowed B.P.S. No. 9	...				[Signature]	
	Dy: ... Dir Upper							[Signature]	

option  
I do hereby opt to receive my pay in B.P.S. No. 9 about last fixation of pay scale upto allowing the annual increment in lower scale

01/12/2007 till the rules B.P.S. No. 9 from 1/12/2007 @ 3(10) 1978

01/12/2007 till the rules B.P.S. No. 9 from 1/12/2007 @ 3(10) 1978

01/12/2007 till the rules B.P.S. No. 9 from 1/12/2007 @ 3(10) 1978

19/7  
Dued to 1728/- in arrears of B.P.S. No. 9 from 2/12/07 to 30/6/2008

Service verified as of date 30/12/2008 from the office of Dy: ...

Attested Attested

1	2	3	4	5	6	7	8	9
Grade of Post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term "pay"	Date of Appointment	Signature of Government servant	Signature and Designation of the head of the office attesting in attestation columns 1 to 9
PST Post G.P.S. Sahib Akhond		BPS No 9 (3820-230-10720)				1/12/2008	<i>[Signature]</i>	(Edin) D.D. Pty: 50
Do	T-P	T-P. 85200/-				1/12/2010	<i>[Signature]</i>	m. h. D. D. Pty: 50
<p>2007 OFFICE OF THE ACCOUNTANT GENERAL N.W.F.P. PESHAWAR PAY FIXATION IN THE REVISED BASIC PAY SCALES OF RS. 23700-150-27600 AT RS. 31200/- P.W.F.F. 1-07-2007 1-12-2007 With Next Increment on</p> <p><i>[Signature]</i> Accounts Officer</p> <p>Pay Fixation Party N.W.F.P. Peshawar</p>								
Payroll			Payment					
old			11395/-					
new			nil					
Total			11395/-					
The payment may be balanced and made entry in books.								
<p>17/12/08</p> <p>17/12/08</p>								
Do	T-P	T-P. 85200/-				1/12/2011	<i>[Signature]</i>	m. h. D. D. Pty: 50
Do	T-P	T-P. 85200/-				1/12/2011	<i>[Signature]</i>	m. h. D. D. Pty: 50

*[Handwritten signature]*

*[Handwritten signature]*



1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term "pay"	Date of Appointment	Signature of Government servant
PSI							
Subst. Post							
Police Constable B.P. No. 17000-5000							
B.P. No. 380-1600							
Pay on 20-6-2012 in B.P. No. 9021							
Pay on 1-7-2012 in B.P. No. 12							
			M. Sub. in Deputy Education Officer (Male) Wari (U)				
1/7/12						12/7/12	
1/7/12						12/7/12	
12/7/12						12/7/12	
P-12		Revised Entry of upgradation scale BPS No 12					
Pay on 1-12-2012 in B.P. No. 9240							
Pay on 2-12-2012 in B.P. No. 12 = 9500/-							
Sub-Divisional Education Officer			Male Primary Wari				
SPST Post at SPS Subik Block						2/12/2012	
Pay on 2-12-2012 in B.P. No. 9500/-							
Revised fixation of promotion BPS No 14							
Pay on 29-5-2013 in BPS No 12 = 9500/-							
Pay on 30-5-2013 in BPS No 14 = 9830/-							
Pay on 1-6-2013 in B.P. No. 14 = 10440/-							
Sub-Divisional Education Officer			Male Primary Wari				
Pay on 30-5-2013						30-5-2013	

*Attest*

*Attest*

(52)

9 Signature of Government servant	10 Name and Designation of the officer attesting of columns 1 to 8	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting officer.	13 Leave		14 Signature of the head of the office or other attesting officer.	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant	
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government			
					Period			Government to which debitable
	<del>upgradation post scale BPS No 2 WEF 1-7-2012 Sanctioned vide Govt. of K.P.K ExSE Department Notification No SO (B+A) 18/ExSE/2012 Dated 11/7/2012</del>							
	<del>m. h. w. B.D. (M) Distt Dir Upper</del>		<del>Deputy Distt: Officer (Male) Wari Dir (U)</del>			<del>1-1-2012 3/11/2012</del>		
	<del>m. h. w. B.D. (M) Distt Dir Upper</del>		<del>upgradation BPS No B.D.E.O. (M) 12 Wari Distt: Dir Upper.</del>			<del>upgradation post/scale BPS No 12 WEF 1-7-2012 vide Govt. of K.P.K: ExSE Department Notification No SO (B+A) 1-18/ExSE/2012 Dated 11-7-2012</del>		
	<del>B.D.E.O. (M) Distt: Dir Upper</del>					<del>Sub-Divisional Education Officer Male Primary Wari</del>		
	<del>B.D.E.O. (M) 2013 Distt: Dir Upper</del>		<del>promoted to SPST Post BPS No 14 WEF 29/15/2013 vide DBO (M) ExSE Dir C.P. Notification No 1419-24/F.No 07/DEO (M) BDO (C) Sub/primary (M) Dated 29/15/2013 S.No 313</del>					
			T.No. 230 Date 11-11-13 Paid Rs. 16724/- as arrear of pay & Allowance from 2-12-12 to 31-10-13 and pay @ Rs 10440/- active from 1-11-13 to 13-11-13			<del>Sub-Divisional Education Officer Male Primary Wari</del>		
	<del>B.D.E.O. (M) Distt: Dir Upper</del>							

ATTACHED ATTACHED

1	2	3	4	5	6	7	8	9
Name of Post	Whether substan- tive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term "pay"	Date of Appointment	Signature of Government servant	Signature and Desig- ne head of the c her attesting o in attestation o columns 1 to 8
S/501 411 Sabit Ali								
DO		1-16 (2005-15-74300)				1/12 2013	<i>[Signature]</i>	<i>[Signature]</i>
1-7-2007	Promotion	Pay Band B-9 (3185-10-8885)						
1-7-2008	Promotion	Pay Band B-9 (3870-23-1270)						
1-7-2009	Promotion	Pay Band B-9 (6200-380-1760)						
1-7-2011	Promotion	Pay Band B-12 (7000-500-2200)						
30-5-2013	Promotion	Pay Band B-14 (11050)						
1-12-2013	Promotion	Pay Band B-14 (11660)						

Divisional Education Officer  
Male Primary Ward

*[Signature]*

*[Signature]*

9		10		11		12		13		14		15		
Signature of Government servant	Signature and Designation of the head of the office or other attesting officer in attestation of columns 1 to 8		Date of termination or appointment		Reason of termination (such as promotion, transfer, dismissal, etc.)		Signature of the head of the office or other attesting officer.		Leave		Signature of the head of the office or other attesting officer.		Reference to any recorded punishment or censure, or reward or praise of the Government Servant	
									Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government				
									Period	Government to which debitale				
		30 5 2014												

Allowed Pre-mature increment up to graduation of Pay Scale with effect from date of Up-Gradation vide Govt. of KPK Finance Department Notification No.FD(SO-SR-1)2-1202014 Dated 30-05-2014.

Sub-Divisional Education Officer  
Middle Primary Ward

31/12/2013 to 31/12/2014  
Mr. M. Khan  
S. D. O. (1)  
Ward No. 02, U. P. S.

T.No. 228 Date 2/7/15  
Rs. 1586/- arrears of pay &  
allowance from 1/6/15 to 30/6/15  
into pay @ Rs. 1280/-  
E. Khan  
S. D. O.

30 11  
2014  
Mr. M. Khan  
S. D. O. (1)  
Ward No. 02, U. P. S.

Attended Attested



1	2	3	4	5	6	7	8	9
Name of Post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term "pay"	Date of Appointment	Signature of Government servant	and Designation of the attesting officer (Mns 1 to 8)
SPGT PAW AT LPS								
Sahibzada		B-14 (8000-610-26300)						
DO	Temp	Temp B	12880/-			12/2014	<i>[Signature]</i>	M. N. Vari Dist
1-7-2011		B-14 (10340-790-34040)						
B-14 (8000-610-26300)		Revised fixation of pay provision				1-7-2015		
1-7-2015		B-14 (10340-790-34040)						
B-14 (8000-610-26300)		pay on 30-6-2015	B-14 B: 12880/-					
1-7-2015		B-14 (10340-790-34040)						
DO	Temp	Temp B	16660/-			17/2015	<i>[Signature]</i>	B.D.
DO	DO	DO	17450/-			12/2015		ST
-DO-	-DO-	-DO-	21540/-			17/2016		ST
-DO-	-DO-	-DO-	22520/-			12/2016		ST

*[Handwritten signature]*

*[Handwritten signature]*

(59)

Signature of Government servant	Name and Designation of head of the office or attesting officer Columns 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer.	Leave		Signature of the head of the office or other attesting officer.	Reference to any recorded punishment or censure, or reward or praise of the Government Servant	
					Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitible to another Government			
						Period			Government to which debitible
<i>[Signature]</i>	<i>[Signature]</i> S. D. ... Ward Dist. ...	30-11-2015	Resignation 1-7-2015	<i>[Signature]</i>					
<i>[Signature]</i>	<i>[Signature]</i> D. D. ... Ward Dist. ...	30-11-2015	Resignation	<i>[Signature]</i>					
<i>[Signature]</i>	<i>[Signature]</i> S. D. ... Ward Dist. ...	30-11-2016	Resignation	<i>[Signature]</i>					
<i>[Signature]</i>	<i>[Signature]</i> S. D. ... Ward Dist. ...	30-11-2016	Resignation	<i>[Signature]</i>					
<i>[Signature]</i>	<i>[Signature]</i> S. D. ... Ward Dist. ...	30-11-2016	Resignation	<i>[Signature]</i>					
<i>[Signature]</i>	<i>[Signature]</i> S. D. ... Ward Dist. ...	30-11-2016	Resignation	<i>[Signature]</i>					

Arrested *[Signature]*





## Before the Khyber Pakhtunkhwa Peshawar

**Appeal No. 29 & 30/2018**

Mr. Gul Bahadur & Muhammad Nabi.....Petitioner

V/S

Government of Khyber Pakhtunkhwa through,  
Secretary E & SE Peshawar and others.....Respondents

**(Reply on Behalf of Respondent No. 4)**

### INDEX

S.NO.	PARTICULAR.	ANNEXURE.	PAGE.
1.	Para Wise Reply	-----	1-3
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①

**Before the Khyber Pakhtunkhwa Service Tribunal  
Peshawar**

**Appeal No. 30 of 2018**

Gul Bahader (Pst) Tehsil Warrari District Dir Upper.....Appellant

V/S

Government of Khyber Pakhtunkhwa through Secretary,  
Elementary & Secondary Education Department Peshawar & others.....Respondents

**(Reply on Behalf of Respondent No. 4)**

**Preliminary Objections:-**

1. That the appellant has no cause of action.
2. That the appellant has no locus standi.
3. That the appeal in hand is not maintainable.
4. That the instant appeal is time barred.
5. That the appeal is based on malafide and liable to be dismissed.
6. As the appellant was appointed and working in District Dir Upper which falls under the Audit jurisdiction of DAO Dir upper appellant has not made DAO Dir upper as Respondent in the instant appeal. Hence the appeal in hand is not maintainable liable to be dismissed.

**Summary of the Case:-**

The Basic pay scale for appointment as primary school teachers (PST) with prescribe qualification and other condition hereby lays down the method of recruitment rules / policy specified in column 2 to 5 appendix to Notification vide No. SOG/S&L/1-28/SSRC/, Dated: 23/12/2003 of the Government of Khyber Pakhtunkhwa School and literacy Department, Peshawar (Annex-A).

In 2003 Notification dated: 23/12/2003, the service rules and basic qualification for appointment as PST for BPS-7 was approved as FA/FSC with PTC certificate or one and half year Diploma in Elementary Education or SSC with PTC three years Diploma in Elementary Education.

The appellant was appointed as PST in BPS-7 instead of BPS-5 on the basis of Matric with PTC Certificate. The appellant was not possessing PTC three years Diploma in Elementary Education as required in recruitment rules. Hence he was not entitled for BPS-7 on 23/3/2004. On acquiring the qualification of F.A in 2008 he was entitled for BPS-7 which has been the Prescribe Qualification for BPS-7 and was allowed BPS-7 accordingly.

**Respectfully Sheweth:-**

1. The appellant was appointed as PST in BPS-7 instead of BPS-5 on 27/03/2004 which is against the recruitment rules/ Policy of the Government of Khyber Pakhtunkhwa School and Literacy Department Notification vide No.SOG/S&L/1-28/SSRC/ Dated: 23/12/2003.

Where in the Prescribed Qualification and other conditions specified in column 2 to 5 of Appendix to this notification which will be applicable to the post of PST male of Government of Khyber Pakhtunkhwa School and Literacy Department.

**Salary Package:-**

- (i) FA/FSCPTC/Diploma in Elementary Education or SSC (Matric) PTC with three years Diploma in Elementary Education BPS-7.
- (ii) FA/FSC .....BPS-6. (Annex-B)
- (iii)Metric (SSC).....BPS-5.

2. No Comments.

3. The Pay of the appellant was correctly fixed in BPS-5 instead of BPS-7 on 27/03/2004 and BPS-7 instead BPS-9in 2008 according to recruitment rules dated 23.12.2003 as notified by School & Literacy Department, Government of Khyber Pakhtunkhwa.

4. In light of Government of Khyber Pakhtunkhwa Finance Department Notification No.FD.SO (FR) 10-22/2007 dated:26/01/2008 (Annex-c). The incumbents of PST trained teachers having FA/FSC were granted/Allowed BPS-9 w.e.f 01/09/2007. This was upgradation<sup>ed</sup> one time only i.e. those who had acquired qualification FA/FSC after 01/10/2007 will be entitled for BPS-7 rather than BPS-9 because only the incumbents of the post as on 01/10/2007 were up graded to BPS-9.The Appellant has passed FA after 1/10/2007 and was not entitled to BPS-9 in light recruitment policy dated: 23/12/2003. Read with Finance Department order dated: 26/01/2008.

5. The Post of all PST Teachers who were drawing pay in BPS-5, BPS-6, BPS-7 BPS-9 and BPS-10 were up gradated to BPS-12 w.e.f 01/07/2012 vide Notification No.F.D (FR)/F.D/10-22 dated: 16/07/2012 (Annex-D).

6. No Comments.


7. Fixation of Pay was made in light of Finance Department instruction incorporated in the Notification as well as recruitment rules / policy as mentioned in para-1, 4 and 5. The grievances of the Petitioner was against the policy issued vide Notification dated: 23/12/2003.

**Grounds :-**

- A. The pay of the appellant was fixed in light of recruitment rules/policy Notification dated: 23/12/2013.
- B. Incorrect. The factual position is that the appellant was not possessing the requisite qualification on 27/03/2004 i.e. FA/FSC PTC/Diploma in Elementary Education or SSC (Matric) PTC Three year Diploma in Elementary Education for BPS-7. Hence he was not entitled for BPS-7 on 27/03/2004.
- C. As per Para "4".
- D. As per Para "4".
- E. In lights of above mentioned Notification No.SOG/S&L/1-28/SSRC dated: 23/12/2003. The appellant was entitled for BPS-5 on 27/03/2004 and on acquiring FA Qualification in 2008 was entitled for BPS-7 as it has been declared as maximum prescribed qualification for appointment to the Post of PST in BPS-7. (Annex-A) (Appendix-B).

The Action taken by the pay fixation party is correct and in accordance with Notification / Standing order/rules issued by the Government of Khyber Pakhtunkhwa School and Literacy Department and Finance Department from time to time.

Keeping in view the above mentioned facts it is therefore humbly prayed that the appeal in hand having no merits may be dismissed with cost.

  
A.M. ACCOUNTANT GENERAL  
KHYBER PAKHTUNKHWA



(A) NWFP (P) (4)

GOVERNMENT OF THE N.W.F.P.,  
SCHOOLS AND LITERACY DEPARTMENT.

NOTIFICATIONS

Peshawar, dated the 23/12/2003.

No. SO(S&L/1-28/SSRC. In pursuance of the provisions contained in sub-rule (2) of rule (3) of the North-West Frontier Province Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in modification of this Department Notification No. SO(PE)4-3/2001/PTC, Service Rules, dated 22.1.2002, the Schools & Literacy Department in consultation with the Establishment Department and Finance Department hereby lays down the method of recruitment, qualification and other conditions specified in column 3 to 5 of the appendix to this Notification which will be applicable to the post of Primary School Teacher (PST) Male in the Directorate of the Schools & Literacy, North-West Frontier Province.

SECRETARY TO GOVERNMENT OF N.W.F.P.  
SCHOOLS & LITERACY DEPARTMENT.

Copy to:-

1. All Administrative Secretaries to Government of NWFP.
2. Secretary to Governor, NWFP.
3. Secretary to Chief Minister, NWFP.
4. All Directors in Schools & Literacy Department, NWFP, Peshawar.
5. Director Information, NWFP with the request to give wide publicity.
6. P.S to Minister for Education.
7. All EDOs (S&L) in NWFP.
8. The Manager, Government Press for publication in the next issue of Government gazette.

*[Signature]*  
SECTION OFFICER (GENERAL)

6

(Annex-c)



GOVERNMENT OF NWFP  
FINANCE DEPARTMENT  
(REGULATION WING)

Dated Peshawar, the 26<sup>th</sup> January, 2008.

4

NOTIFICATION

NO.FD/SO/FR/10-22/2607. In supersession of this Department's letter No.SO(FR)10-22(3)/2605 dated 01-10-2007 and in pursuance of the decisions of the meeting held under the Chairmanship of Secretary Establishment on 2-1-2008, the Competent Authority is pleased to allow upgradation for the incumbents of the posts as per details given below w.e.f. 1-10-2007:-

26/1/08  
86047

S.NO	Existing Designation and Pay Scale	Qualification	Upgraded Scale
1	Primary School Teacher PTH (BPS-07)	FA/PSc and are trained teachers	BPS-09 (one time only)
2	Primary School Teacher (BPT) with requisite experience remained as Head Teachers and Mistress of Primary Schools (BPS-07)	Having 10 years service	BPS-12 (one time only)
3	Q.A. (BPS-09)	BA/BSc and are trained teachers	BPS-15 (one time only)
4	SA (BPS-10)	With at least ten years service. Upgradation to the post shall be made through DPC as per laid down procedure.	BPS-17
5	Q.A. (BPS-07)	Haqz Quran with SSC	BPS-12

SECRETARY TO GOVT. OF NWFP  
FINANCE DEPARTMENT

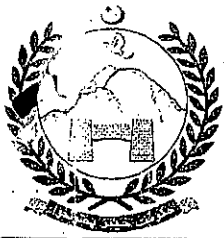
Encls No. 2 Bare copy.

Copy of the above is forwarded for information and necessary action to the:-

- 1) All the Secretaries in NWFP, Peshawar.
- 2) All the DCOs/EDOs Schools & Literacy Department, NWFP.
- 3) Accountant General, NWFP, Peshawar.
- 4) Director Schools & Literacy NWFP, Peshawar.
- 5) Director of Education FATA NWFP, Peshawar.
- 6) PSO to Chief Minister, NWFP.
- 7) PSO to Chief Secretary, NWFP.
- 8) PS to Secretary Finance Department, NWFP.
- 9) All District/Agency Accounts Officers in NWFP.

(NAIR KHAN)  
SECTION OFFICER (FR)

1243  
9/1



**GOVERNMENT OF  
KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

Dated Peshawar, 11.07.2012

**NOTIFICATION:**

**No. SO (B & A) /1-18/E&SE/2012:** Sanction of the Government of Khyber Pakhtunkhwa is hereby accorded to the up gradation of the posts for Grant of Incentive of Higher Pay Scale to different Categories/Cadres of teachers in Elementary & Secondary Education Department **w.e.f. 01-07-2012** as per details given below:-

Sr. No.	Nomenclature of Teaching Cadre Post	Location	Existing Basic Pay Scale	New Approved Basic Pay Scale	Remarks
1.	Primary School Teacher (PST)	Govt. Primary School	BPS-5 BPS-6 BPS-7 BPS-9 BPS-10 BPS-12	(BPS-12)	The post of PST is upgraded to BPS-12. Accordingly, 33,497 posts of PSTs, already sanctioned in various pay scales are upgraded to BPS-12 for the present incumbents as well as future appointees.
2.	Senior Primary School Teacher (Sr. PST)	"do"	Newly Upgraded/Redesignated Post	(BPS-14)	22,331 posts of the existing PSTs in various existing pay Scales are upgraded to BPS-14 and redesignated as Senior PST. The posts will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
3.	Primary School Head Teacher (PSHT)	"do"	Newly Upgraded/Redesignated Post	(BPS-15)	20,804 posts of the existing PST's (one post in each Primary School) are upgraded to BPS-15 and redesignated as Primary School Head Teacher, and will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
4.	Certified Teachers (CT)	Govt. Middle/High/Higer Secondary School	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of CTs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
5.	Senior Certified Teachers (Sr. CT)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total CT posts are upgraded to BPS-16 and redesignated as Senior CTs which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
6.	Arabic Teachers (A.T)	"do"	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of ATs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
7.	Senior Arabic Teachers (Sr. AT)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total AT posts are upgraded to BPS-16 and redesignated as Senior AT, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
8.	Teacher of Theology (TT)	"do"	BS-07 BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of TTs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
9.	Senior Teacher of Theology (Sr. TT)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total TT posts are upgraded to BPS-16 and redesignated as Senior TT, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
10.	Drawing Masters (DM)	"do"	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of DMs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
11.	Senior Drawing Masters (Sr. DM)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	one thirds (1/3 <sup>rd</sup> ) of the total DM's posts are upgraded to BPS-16 and redesignated as Senior DM, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or

12.	Physical Education Teachers (PET's)	"do"	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of PETs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
13.	Senior Physical Education Teachers (Sr. PET's)	"do"	Newly Upgraded/ Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total PETs posts are upgraded to BPS-16 and redesignated as Senior PET, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
14.	Qari/Qaria	"do"	BPS-7 BPS-9 BPS-10 BPS-12 BPS-14 BPS-15	(BPS-12)	All the existing posts of Qari/Qaria are upgraded to BPS-12 for the present incumbents to the post as well as future appointees.
15.	Sr.Qari/Sr.Qaria	"do"	Newly Upgraded/ Redesignated Post	(BPS-15)	One thirds (1/3 <sup>rd</sup> ) of the total Qari/Qaria posts are upgraded to BPS-15 and redesignated as Senior Qari/Qaria, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules if any, for the post.

2. A policy shall also be devised in the framework of input/output criteria in terms of qualification, length of service, regularity, punctuality, results, curricular and co-curricular achievements and other performance indicators, so that the teachers do not take the scheme for granted but work for it.

3. District wise/ school wise breakup of the posts is enclosed herewith as Annexure-A.

**SECRETARY**

Endst: No. SO(FR)/FD/10-22(E)/2010 Dated Pesh: the 16/07/2012

Copy is forwarded to Accountant General Khyber Pakhtunkhwa, Peshawar.  
All District Account Officers

*(Signature)*  
**SECTION OFFICER (FR)**  
**FINANCE DEPARTMENT**

Endst. Of even Number & Date.

Copy of the above is forwarded to:-

1. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department, with reference to his letter No SO(FR)/FD/10-22(E)/2010 dated 26.06.2012.
2. P.S. to Secretary, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
3. P.S. to Special Secretary, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
4. P.S. to Deputy Secretary-II, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
5. P.S. to Minister of E&SE, Khyber Pakhtunkhwa.
6. The Director, E&SE Khyber Pakhtunkhwa, Peshawar.
7. All the Executive District Officers, E&SE Khyber Pakhtunkhwa.
8. The Managing Director, Printing Press, Khyber Pakhtunkhwa, Peshawar.
9. Master file.

*(Signature)*  
**(NOOR ALAM KHAN WAZIR)**  
**SECTION OFFICER (B&A)**  
**ELEMENTARY & SECONDARY EDUCATION**  
**DEPARTMENT**

9212635  
*(Signature)*

11/07/2012

# Before the Khyber Pakhtunkhwa Peshawar

Appeal No. 29 & 30/2018

Mr. Gul Bahadur & Muhammad Nabi.....Petitioner

V/S

Government of Khyber Pakhtunkhwa through,  
Secretary E & SE Peshawar and others.....Respondents

(Reply on Behalf of Respondent No. 4 )

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4.	Finance Deptt. Letter Dated.26.11.2008	C	6
5.	Notification Dated.16.07.2012	D	7

**Before the Khyber Pakhtunkhwa Service Tribunal  
Peshawar**

**Appeal No. 30 of 2018**

Gul Bahader (Pst) Tehsil Warrari District Dir Upper.....Appellant

V/S

Government of Khyber Pakhtunkhwa through Secretary,  
Elementary & Secondary Education Department Peshawar & others.....Respondents

**(Reply on Behalf of Respondent No. 4)**

**Preliminary Objections:-**

1. That the appellant has no cause of action.
2. That the appellant has no locus standi.
3. That the appeal in hand is not maintainable.
4. That the instant appeal is time barred.
5. That the appeal is based on malafide and liable to be dismissed.
6. As the appellant was appointed and working in District Dir Upper which falls under the Audit jurisdiction of DAO Dir upper appellant has not made DAO Dir upper as Respondent in the instant appeal. Hence the appeal in hand is not maintainable liable to be dismissed.

**Summary of the Case:-**

The Basic pay scale for appointment as primary school teachers (PST) with prescribe qualification and other condition hereby lays down the method of recruitment rules / policy specified in column 2 to 5 appendix to Notification vide No. SOG/S&L/1-28/SSRC/, Dated: 23/12/2003 of the Government of Khyber Pakhtunkhwa School and literacy Department, Peshawar (Annex-A).

In 2003 Notification dated: 23/12/2003, the service rules and basic qualification for appointment as PST for BPS-7 was approved as FA/FSC with PTC certificate or one and half year Diploma in Elementary Education or SSC with PTC three years Diploma in Elementary Education.

The appellant was appointed as PST in BPS-7 instead of BPS-5 on the basis of Matric with PTC Certificate. The appellant was not possessing PTC three years Diploma in Elementary Education as required in recruitment rules. Hence he was not entitled for BPS-7 on 23/3/2004. On acquiring the qualification of F.A in 2008 he was entitled for BPS-7 which has been the Prescribe Qualification for BPS-7 and was allowed BPS-7 accordingly.

**Respectfully Sheweth:-**

1. The appellant was appointed as PST in BPS-7 instead of BPS-5 on 27/03/2004 which is against the recruitment rules/ Policy of the Government of Khyber Pakhtunkhwa School and Literacy Department Notification vide No.SOG/S&L/1-28/SSRC/ Dated: 23/12/2003.

Where in the Prescribed Qualification and other conditions specified in column 2 to 5 of Appendix to this notification which will be applicable to the post of PST male of Government of Khyber Pakhtunkhwa School and Literacy Department.

**Salary Package:-**

(i) FA/FSCPTC/Diploma in Elementary Education or SSC (Matric) PTC with three years Diploma in Elementary Education BPS-7.

(ii) FA/FSC .....BPS-6. (Annex-B)

(iii)Metric (SSC).....BPS-5.

2. No Comments.

3. The Pay of the appellant was correctly fixed in BPS-5 instead of BPS-7 on 27/03/2004 and BPS-7 instead BPS-9 in 2008 according to recruitment rules dated 23.12.2003 as notified by School & Literacy Department, Government of Khyber Pakhtunkhwa.

4. In light of Government of Khyber Pakhtunkhwa Finance Department Notification No.FD.SO (FR) 10-22/2007 dated:26/01/2008 (Annex-c). The incumbents of PST trained teachers having FA/FSC were granted/Allowed BPS-9 w.e.f 01/09/2007. This was upgradation<sup>ed</sup> one time only i.e. those who had acquired ~~o~~ qualification FA/FSC after 01/10/2007 will be entitled for BPS-7 rather than BPS-9 because only the incumbents of the post as on 01/10/2007 were up graded to BPS-9.The Appellant has passed FA after 1/10/2007 and was not entitled to BPS-9 in light recruitment policy dated: 23/12/2003. Read with Finance Department order dated: 26/01/2008.

5. The Post of all PST Teachers who were drawing pay in BPS-5, BPS-6, BPS-7 BPS-9 and BPS-10 were up gradated to BPS-12 w.e.f 01/07/2012 vide Notification No.F.D (FR)/F.D/10-22 dated: 16/07/2012 (Annex-D).

7. Fixation of Pay was made in light of Finance Department instruction incorporated in the Notification as well as recruitment rules / policy as mentioned in para-1, 4 and 5. The grievances of the Petitioner was against the policy issued vide Notification dated: 23/12/2003.

**Grounds :-**

- A. The pay of the appellant was fixed in light of recruitment rules/policy Notification dated: 23/12/2013.
- B. Incorrect, The factual position is that the appellant was not possessing the requisite qualification on 27/03/2004 i.e. FA/FSC PTC/Diploma in Elementary Education or SSC (Matric) PTC Three year Diploma in Elementary Education for BPS-7. Hence he was not entitled for BPS-7 on 27/03/2004.
- C. As per Para "4".
- D. As per Para "4".
- E. In lights of above mentioned Notification No.SOG/S&L/1-28/SSRC dated: 23/12/2003. The appellant was entitled for BPS-5 on 27/03/2004 and on acquiring FA Qualification in 2008 was entitled for BPS-7 as it has been declared as maximum prescribed qualification for appointment to the Post of PST in BPS-7. (Annex-A) (Appendix-B).

The Action taken by the pay fixation party is correct and in accordance with Notification / Standing order/rules issued by the Government of Khyber Pakhtunkhwa School and Literacy Department and Finance Department from time to time.

Keeping in view the above mentioned facts it is therefore humbly prayed that the appeal in hand having no merits may be dismissed with cost.

  
ACCOUNTANT GENERAL  
KHYBER PAKHTUNKHWA



(Annex-14) (P)

GOVERNMENT OF THE N.W.F.P.  
SCHOOLS AND LITERACY DEPARTMENT.

NOTIFICATIONS

Peshawar, dated the 23/12/2003.

No. SOG/S&L/1-28/SSRC. In pursuance of the provisions contained in sub-rule (2) of rule (3) of the North-West Frontier Province Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in modification of this Department Notification No. SO(PI)4-3/2001/PTC, Service Rules, dated 22.1.2002, the Schools & Literacy Department in consultation with the Establishment Department and Finance Department hereby lays down the method of recruitment, qualification and other conditions specified in column 3 to 5 of the appendix to this Notification which will be applicable to the post of Primary School Teacher (PST) Male in the Directorate of the Schools & Literacy, North-West Frontier Province.

SECRETARY TO GOVERNMENT OF N.W.F.P.  
SCHOOLS & LITERACY DEPARTMENT.

Copy to:-

1. All Administrative Secretaries to Government of NWFP.
2. Secretary to Governor, NWFP.
3. Secretary to Chief Minister, NWFP.
4. All Directors in Schools & Literacy Department, NWFP, Peshawar.
5. Director Information, NWFP with the request to give wide publicity.
6. P.S. to Minister for Education.
7. All IEOs (S&L) in NWFP.
8. The Manager, Government Press for publication in the next issue of Government gazette.

*[Signature]*  
SECTION OFFICER (GENERAL)

Appendix


FINAL/DATED 23.12.2003

S. No.	NOMENCLATURE OF THE POST.	MINIMUM QUALIFICATION FOR APPOINTMENT BY INITIAL RECRUITMENT.	AGE LIMIT	METHOD OF RECRUITMENT.
1	2	3	4	5
1.	Primary School Teacher (P.S.T) (Male)	1. (a) F.A/F.Sc. or equivalent qualification from a recognized Board; and (b) Primary School Teaching Certificate (PTC) or one and a half years Diploma in Elementary Education from a recognized Institute; OR (a) Secondary School Certificate in Second Division with PTC/three years diploma in Elementary Education.  2. In case of non-availability of candidate possessing the above qualification FA, FSc, or equivalent qualification from a recognized board. OR 3. In case of non-availability of candidate possessing any of the above qualification, Secondary School Certificate from a recognized board.	18-35 years	By initial recruitment in the following manner:  25% recruitment shall be made on district level merit and 75% on Union Council level merit.  Provided that 2% of the vacancies shall be filled from such disable candidates whose disability does not hinder in performance of their duty.  <u>Note:-</u> In case eligible candidates in a certain Union Councils are not available, the recruitment on vacant post will be filled from the adjacent Union Councils in the same district possessing the qualification as a step-gap arrangement; provided that their contract shall not be extended after a qualified candidate/s in the Union Council concerned become available.

EXPLANATION.

Salary Package

1. FA/FSc PTC/Diploma in Elementary Education or SSC.PTC with 3 years Diploma in Elementary Education .....BPS-07.
2. FA/FSc.....BPS-06
3. Matric (SSC).....BPS-05

  
 Secretary to Government of N.W.F.P.  
 Schools and Literacy Department.



GOVERNMENT OF NWFP  
FINANCE DEPARTMENT  
(REGULATION WING)

Dated Peshawar, the 26<sup>th</sup> January, 2008.

(Annex-e)

3

NOTIFICATION

NO.FD/SO(FR)10-22/2007. In supersession of this Department's letter No.SO(FR)10-22(BY)2007 dated 01-10-2007 and in pursuance of the decisions of the meeting held under the Chairmanship of Secretary Establishment on 7-1-2008, the Competent Authority is pleased to allow upgradation for the incumbents of the posts as per details given below w.e.f. 1-10-2007:-

S.NO	Existing Designation and Pay Scale	Qualification	Upgraded Scale
1	Primary School Teacher (PST) (BPS-07)	FA/FSc and are trained teachers	EPS-09 (one time only)
2	Primary School Teacher (PST) with requisite experience remained as Head Teacher/Mistress of Primary Schools (BPS-07)	Having 10 years service	BPS-12 (one time only)
3	BA/BSc (BPS-09)	BA/BSc and are trained teachers	BPS-15 (one time only)
4	SPM (BPS-16)	With at least ten years service. Upgradation to the post shall be made through DPC as per laid down procedure.	BPS-17
5	Qadriya (BPS-07)	Hafiz Quran with SSC	BPS-12

AS  
26/1/08  
AS  
AS

SECRETARY TO GOVT. OF NWFP  
FINANCE DEPARTMENT

Encl. No. & Date even.

Copy of the above is forwarded for information and necessary action to the:-

- 1) All the Secretaries in NWFP, Peshawar.
- 2) All the DCOs/EDOs Schools & Literacy Department, NWFP.
- 3) Accountant General, NWFP, Peshawar.
- 4) Director Schools & Literacy NWFP, Peshawar.
- 5) Director of Education FATA NWFP, Peshawar.
- 6) PSO to Chief Minister, NWFP.
- 7) PSO to Chief Secretary, NWFP.
- 8) PS to Secretary Finance Department, NWFP.
- 9) All District/Agency Accounts Officers in NWFP.

(NAIB KHAN)  
SECTION OFFICER (FR)

1243  
98/1



(Annex - B)

**GOVERNMENT OF  
KHYBER PAKHTUNKHWA**  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar, 11.07.2012

**NOTIFICATION:**

**No. SO (B & A)/1-18/E&SE/2012:** Sanction of the Government of Khyber Pakhtunkhwa is hereby accorded to the up gradation of the posts for Grant of Incentive of Higher Pay Scale to different Categories/Cadres of teachers in Elementary & Secondary Education Department w.e.f. 01-07-2012 as per details given below:-

Sr. No.	Nomenclature of Teaching Cadre Post	Location	Existing Basic Pay Scale	New Approved Basic Pay Scale	Remarks
1.	Primary School Teacher (PST)	Govt. Primary School	BPS-5 BPS-6 BPS-7 BPS-9 BPS-10 BPS-12	(BPS-12)	The post of PST is upgraded to BPS-12. Accordingly, 33,497 posts of PSTs, already sanctioned in various pay scales are upgraded to BPS-12 for the present incumbents as well as future appointees.
2.	Senior Primary School Teacher (Sr. PST)	"do"	Newly Upgraded/Redesignated Post	(BPS-14)	22,331 posts of the existing PSTs in various existing pay Scales are upgraded to BPS-14 and redesignated as Senior PST. The posts will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
3.	Primary School Head Teacher (PSHT)	"do"	Newly Upgraded/Redesignated Post	(BPS-15)	20,804 posts of the existing PST's (one post in each Primary School) are upgraded to BPS-15 and redesignated as Primary School Head Teacher, and will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
4.	Certified Teachers (CT)	Govt. Middle/High/Higher Secondary School	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of CTs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
5.	Senior Certified Teachers (Sr. CT)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total CT posts are upgraded to BPS-16 and redesignated as Senior CTs which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
6.	Arabic Teachers (A.T)	"do"	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of ATs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
7.	Senior Arabic Teachers (Sr. AT)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total AT posts are upgraded to BPS-16 and redesignated as Senior AT, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
8.	Teacher of Theology (TT)	"do"	BS-07 BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of TTs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
9.	Senior Teacher of Theology (Sr. TT)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total TT posts are upgraded to BPS-16 and redesignated as Senior TT, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
10.	Drawing Masters (DM)	"do"	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of DMs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
11.	Senior Drawing Masters (Sr. DM)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	one thirds (1/3 <sup>rd</sup> ) of the total DM's posts are upgraded to BPS-16 and redesignated as Senior DM, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or

**THE HONORABLE SERVICE TRIBUNAL KHYBER PAKHTUN KHWAS PESHAWAR.**

Service appeal No..... 29/2018.

Mr. Muhammad Nabi S/O Abdul Hakim, Tehsil wari District Dir Upper.....Appellant.

**Versus**

01- The Govt. of Khyber Pakhtunkhwa through secretary of Elementary and Secondary Education Department Peshawar.

02- Director Elementary & Secondary Education Peshawar.

03- The District Education Officer Male Dir Upper..... Respondents

**Written reply on behalf of respondents.**

**Respectfully sheweth.**

**PRELIMINARY OBJECTIONS.**

- 01- That the appellant has <sup>got</sup> no cause of action.
- 02- That the appellant has not come to the Service Tribunal with clean hands.
- 03- That the appellant has been, estopped by his own conduct to file the instant appeal.
- 04- That the appellant has no locus standi.
- 05- That the appeal is not maintainable in its present form.
- 06- That the appeal is time barred.
- 07- That the appeal is bad due to non-joinder and misjoinder of necessary parties.
- 08- That the tribunal has no jurisdiction to adjudicate the matter.

**OBJECTIONS ON FACTS.**

- 01- Pertain to record, hence needs no comments.
- 02- Subject to proof.
- 03- In correct, the appellant qualification was at the time of appointment was SSC PTC and he should have been appointed in PBS -5 but due to the over sight/mistake he had been appointed in BPS -07 and on 01-07-2007 the pay fixation party has revised his scale and order recovery of pay drawn in PBS-7.
- 04- In correct, during the period, the appellant passed FA and his pay was adjusted in PBS -7 and it is submitted further that as per the advertisement FA/FSc with PTC was to be appointed in BPS -07. It is pertinent to note that candidate has been appointed in BPS-05 on obtaining FA/PTC qualification his pay was adjusted in BPS-07 and then in BPS-09 was awarded as per rules.
- 05- Correct.
- 06- Pertain to law hence need no comments.
- 07- In correct and hence denied.

**OBJECTIONS ON GROUNDS.**

- A- Incorrect, the act of the respondent to reduce basic pay scale of the appellant from BPS -7 to BPS No-5 and the recovery is legal, according to rules and advertisement.
- B- Incorrect, as per advertisement the recruitment criteria was SSC with one and half years diploma(PTC) was to be appointed in BPS-05.
- C- In correct, after passing FA,the appellant was awarded BPS-07 instead of BPS-09 in the light of rules that upgradation of the scale is to be made stepwise.
- D- In correct and hence denied. No discrimination has been committed by the respondent
- E- Incorrect, the in action on the part of the respondent is according to law and rules.
- F- Incorrect, and hence denied.
- G- In correct, and hence denied.
- H- In correct, the reduction of pay scale was made by the pay fixation party who works under the jurisdiction of Accountant general Khyber Pakhtunkhwa.
- I- Other grounds, would be raised at the time of arguments with the leave of this honorable court.

**PRAYER**

It is therefore, humbly prayed that on acceptance of this comments, the appeal may kindly be dismissed with cost in the favor of respondents please.

**RESPONDENTS**

01- The secretary of Elementary and Secondary Education Department Peshawar. \_\_\_\_\_

02- The Director Elementary & Secondary Education Peshawar \_\_\_\_\_

03- District Education Officer Male Dir Upper \_\_\_\_\_


assigned  
AS



**OFFICE OF THE DISTRICT EDUCATION OFFICER MALE DIR UPPER.**

**AUTHORITY LETTER.**

Mr. Nadar Khan, Supdtt; O/O DEO Dir Upper is hereby authorized to attend the Honorable Darul Qaza Mingora bench Swat in connection with submission of comments in WP No. 798-M/2018 in respect of Mr; sahib Zada Petitioner V.S DEO (M) Dir Upper on the behalf of the undersigned.

  
DISTRICT EDUCATION OFFICER  
MALE DIR UPPER  
District Education Officer  
Male Dir Upper

**BEFORE THE SERVICE TRIBUNAL PESHAWAR HIGH COURT MINGORA BANCH  
AT SWAT**

SA No.29/2018.

Muhammad Nabi S/O Abdul Hakim R/O Wari Tehsil Wari District Dir Upper -----Petitioners.

Versus

Govt. of KPK and others -----Respondents.

**AFFIDAVIT.**

I, Mr; Nadar khan superintendent BPS -17 Male Dir Upper, do hereby solemnly affirm and declare on oath that the contents of the joint written reply submitted by respondents No. 3 are true and correct to the best of my knowledge and belief as per office record and that nothing has been concealed from this Hon: Court.

Deponent  
  
NADAR KHAN

**SUPRINTENDENT OFFICE OF THE  
DISTRICT EDUCATION OFFICER MALE  
DIR UPPER.**

CNIC. NO.15701-1204308-1



06.09.2021

Petitioner present through counsel.


Asif Masood Ali Shah learned D.D.A for respondents present.

Arguments on application heard. Record perused.

Application in hand was filed for restoration of appeal which was dismissed in default on 28.10.2019.

As per record, appeal was dismissed in default on 28.10.2019, whereas, application seeking restoration was filed on 06.11.2019.

In view of the above, instant application stands accepted. File stands restored on the payment of cost of Rs.1000/-. It be properly registered. Application stands consigned to the record room, copy whereof be placed on original file. To come up for arguments in the main appeal on 23.12.2021 before D.B.



(Rozina Rehman)  
Member (J)



Chairman

10.12.2020

Nemo for the appellant is present. Mr. Kabirullah Khattak, Additional Advocate General, for the respondents is present. Due to COVID-19; the case is adjourned to 02.03.2021 before D.B.



READER

02.03.2021

Due to COVID-19, the case is adjourned for the same on 31.05.2021 before D.B

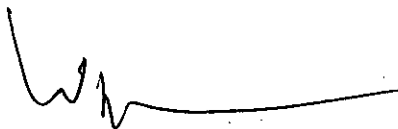


READER


31.05.2021

Learned counsel for the appellant present. Mr. Muhammad Rasheed, Deputy District Attorney for the respondents present.

Former sought adjournment being not prepared for arguments today. Adjourned. To come up for arguments before the D.B on 06.09.2021.

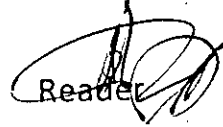


(ATIQ-UR-REHMAN WAZIR)  
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

.2020                      Due to COVID19, the case is adjourned to  
13/8/2020 for the same as before.

  
Reader

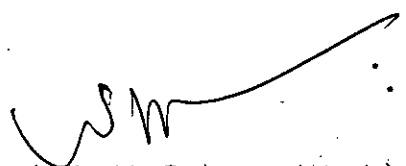
13.08.2020                      Due to summer vacations case to come up for the same on  
16.10.2020 before D.B.

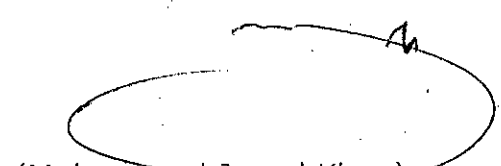
  
Reader

16.10.2020                      Junior counsel for petitioner present. Mr.  
Muhammad Jan learned Deputy District Attorney for  
respondents present.

Former requests for adjournment as senior counsel  
for petitioner is busy before Hon'ble Peshawar High  
Court Peshawar.

Adjourned to 10.12.2020 for arguments before D.B.

  
(Atiq-Ur-Rehman Wazir)  
Member

  
(Muhammad Jamal Khan)  
Member

12.02.2020

Learned counsel for the petitioner present. Mr. Muhammad Jan learned Deputy District Attorney alongwith Mr. Nadar Superintendent and Sajid Superintendent for the respondents present. Learned counsel for the appellatant seeks adjournment. Adjourned. To come up for further proceedings on 20.03.2020 before D.B.



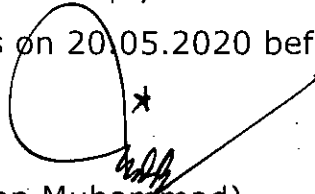
(Hussain Shah)  
Member



(M. Amin Khan Kundi)  
Member

20.03.2020

Clerk to counsel for the applicant and Mr. Kabirullah Khattak, Additional AG for the respondents present. Reply on restoration application on behalf of respondents not submitted. Learned Additional AG seeks further time to obtain reply on restoration application from respondents. To come up for reply on restoration application as well as arguments on 20.05.2020 before D.B.



(Mian Muhammad)  
Member



(M. Amin Khan Kundi)  
Member



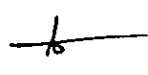

12.02.2020

Learned counsel for the petitioner present. Mr. Kabirullah Khattak learned Additional AG alongwith Mr. Yaqoob Khan H.C.

Form-A  
FORM OF ORDER SHEET

Court of \_\_\_\_\_

Appeal's Restoration Application No. 415/2019

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	06.11.2019	<p>The application for restoration of appeal No. 29/2018 submitted by Mr. Jehan Afsar Paindakhel Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR 6/11/19</p>
2		<p>This restoration application is entrusted to D. Bench to be put up there on <u>10-1-2020</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>Due to general strike of ... Hyder Pak ... ... ... proceedings ...</p>
10.01.2020		<p>None for the petitioner present. Notices be issued to the respondents for submission of written reply on application of restoration of appeal. To come up for further proceedings on <u>12.02.2020</u> before D.B. Petitioner be also put on notice for the date fixed.</p> <p style="text-align: center;"> Member</p> <p style="text-align: right;"> Member</p>




- (2)
- B. *That the clerk of counsel has attended the Honourable Tribunal and also marked attendance on behalf of counsel for petitioner but unfortunately at the time of call he failed the proper representation in the above titled case.*
- C. *That law favors decision on merit of avoids technicalities moreover the application is quit with in time.*
- D. *That valuable rights of petitioner is involved for its decision on merit.*

*It is, therefore, most humbly prayed that on acceptance of this application the above tilted case may kindly be restored for its decision on merit.*

Dated:- 06/11/2019

Petitioner/Appellant

Through:-

  
Jehan Afsar Paindakhel  
Advocate, Peshawar.

**AFFIDAVIT:-**

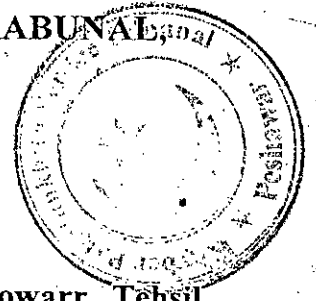
*As per instruction of my client It is, stated on oath that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.*



(3) (1)

BEFORE KHYBER PAKHTUN KHWA, SERVICE TRIBUNAL  
PESHAWAR

Service Appeal No. 29 /2018



Muhammad Nabi S/O Abdul Hakim R/O village Dilshowarr, Tehsil Warrai, District Dir Upper.

Appellant

Khyber Pakhtunkhwa  
Service Tribunal

Versus

Diary No. 1348

Dated 24-11-2017

1. Govt. of Khyber Pakhtun Khwa through Secretary Elementary and Secondary Education Department, Peshawar.
2. Director, Elementary and Secondary Education, Peshawar.
3. District Education Officer, Dir Upper
- ✓ 4. Accountant General Khyber Pakhtunkhwa Peshawar
5. Secretary to the govt of KPK Finance Dept Peshawar

Service

SERVICE APPEAL UNDER SECTION-4 OF THE  
Tribunals ACT, 1974 AGAINST THE ACT OF THE  
RESPONDENTS VIDE WHICH THEY HAVE REDUCED  
PAY SCALE, STARTED RECOVERY OF PAY, FOR A  
PERIOD OF 01-12-2004 TO 01-12-2012 AND ONWARD  
FROM THE SALARY OF APPELLANT VIDE FIXATION  
PARTY OBSERVATIONS DATED: 01-07-2007.

PRAYER IN APPEAL:

ON ACCEPTANCE OF THIS APPEAL, THE IMPUGNED  
ACTION AND INACTION ON THE PART OF  
RESPONDENTS VIDE WHICH THEY REDUCED THE  
SCALE OF APPELLANT, STARTED RECOVERY OF PAY  
AND NON-FIXATION OF PAY OF APPELLANT FOR  
PERIOD STARTED FROM 01-12-2004 TO 01-12-2012 AND  
ONWARD MAY KINDLY BE DECLARED AS ILLEGAL,  
UNLAWFUL AND VOID AB INITIO.

Filed to-day

Registrar.

24/11/17

Re-submitted to -day  
and filed:

Registrar  
24/11/17

Respectfully Sheweth!

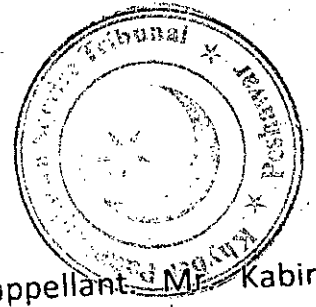
The appellant most humbly submits as under:-

ATTACHED

Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar



Service Appeal No. 29/2018



28.10.2019

None present on behalf of the appellant, Mr. Kabirullah Khattak, Additional AG alongwith Mr. Nadir Khan, Superintendent for the respondents present. Called several times till 5:00 PM but no one appeared on behalf of the appellant nor he was present in person. Therefore, the appeal in hand is dismissed in default. File be consigned to the record room.

ANNOUNCED

28.10.2019

*(Handwritten signature of Ahmad Hassan)*

(Ahmad Hassan)  
Member

*(Handwritten signature of M. Amin Khan Kundi)*

(M. Amin Khan Kundi)  
Member

Certificate to be true copy  
*(Handwritten signature)*  
Kinyanjui Karuri  
Sd. W. Karuri  
Peshawar

Date of Presentation of Application 29-10-19  
Number of Pages 1600  
Copying Fee 20-00  
Urgent -  
Total 20-00  
Name of Applicant [Signature]  
Date of Completion of Copy 05-11-19  
Date of Delivery of Copy 05-11-19

DAILY LIST FOR MONDAY, 28 OCTOBER, 2019

BEFORE:-

MR. JUSTICE ABDUL SHAKOOR

Court No: 5

BANKING CASES(NOTICE)

1. Ex.P 1-P/2005() **M/S IDBP** Alamzeb Khan  
**V/s**  
**M/S Massive Attack** Misbahullah Khan (Islamaba  
Barrister Syed Mudasser Am  
Shahid Raza Malik, Jehan Z  
Saqib Raza  
Misbahullah Chamkani
- CM 12(2) 6/2014 BOS Hassan Khan and others  
No 4-P/13 **V/s**  
M/S Industrical Development Bar  
of Pakistan and others

LABOUR TRIBUNAL (MOTION)

1. Lab. A 7-P/2019() **Kohat Cement Company Ltd** Yasir Saleem  
**V/s** (Date By Court)  
**Ghias ud Din,** Bilal Ahmad Kakaizi
2. Lab. A 29-P/2019 Chief Executive Officer KP Jehan Afsar Paindakhel  
14/2019 with cm() **OGCL**  
**V/s**  
**Zuhaib Hassan**

LABOUR TRIBUNAL (PRE-ADMISSION)

3. Lab. R 1-P/2018 **Raz Muhammad Shinwari** Bilal Ahmad Kakaizi  
448/2019 with **V/s**  
cm(converted **State life Insurance Corporatio** Yasir Saleem  
from LA 29-P/2017 **of Pakistan etc**  
into Labour  
Revision)

LABOUR TRIBUNAL (NOTICE)

DAILY LIST FOR MONDAY, 28 OCTOBER, 2019

BEFORE:-

MR. JUSTICE MUHAMMAD IBRAHIM KHAN

Court No: 7

MOTION CASES

- |  |  |                      |
|--|--|----------------------|
| 1. W.P 1767-P/2012<br>(Civil)(12(2) CPC<br>Matter, Disputed<br>property) | Khitab Gul and others<br>V/s<br>Raza Khan and others | Syed Rehman<br>_____ |
|--|--|----------------------|

NOTICE CASES

- |   |   |  |
|---|---|--|
| 1. RFA 125-P/2006()   | Auqaf Department<br>V/s<br>Habibur Rehman<br>Auqaf Department<br>V/s<br>MST Zamrocta                                      | Muhammad Tariq Javed<br>_____<br>Fawad Abdul Sattar (Nowshera)<br>Muhammad Tariq Javed<br>_____<br>Fawad Abdul Sattar (Nowshera)<br>Syed Iqbal Shah<br>_____<br>Muhammad Tariq Javed<br>_____<br>Hizar Hayat Daudzai, Fawad<br>Abdul Sattar (Nowshera) |
| i RFA 124/2006 part<br>heard by HJ-VI)  | Auqaf Department<br>V/s<br>Hafiz Said Mahmood   | Jan Muhammad Khan<br>_____<br>Jehan Afsar Paindakhel<br>_____  |
| ii RFA 126/2006   | Fazal Amin & others<br>V/s<br>Behram Khan & Others  | Malik Haroon Iqbal<br>_____<br>Usman Pirzada.  |
| 2. CM 8488/2015<br>With C.R 536-<br>P/2015<br>(Possession)(Aga<br>nst decree (stay<br>on 14-09-2015)) | Abdul Sattar<br>V/s<br>Inam Ullah   | Syed Muhammad Ilyas<br>_____<br>Asad Jan, Shumail Ahmad B<br>_____<br>Asad Jan, Haji Muhammad Z<br>Shah<br>_____<br>Sved Muhammad Ilvas  |
| 3. CM 12(2) 41-<br>P/2018(in wp<br>2886-P/2018<br>(order passed by<br>HJ-VI))                         | M/s Mardan Ways CNG<br>V/s (Date By Court)<br>GM SNGPL etc<br>General Manager SNGPL<br>V/s<br>M/s Mardan Ways CNG Station |  |
| 4. RFA 290-<br>P/2015(Stay on<br>10.11.2015 (Rs.<br>49482480/-)                                       | Rev. in RFA 79/2019<br>with CM No. 18-P/2019<br>in RFA 290-P/2015   |  |