

6th October 2022

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

2. Learned counsel for the appellant submits that grievance of the appellant has been redressed and he wants to withdraw the instant appeal. As a token of admission of his submission he signed the margin of the order sheet. Dismissed as withdrawn. Consign.

3. *Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal on this 6th day of October, 2022.*

6/10/2022

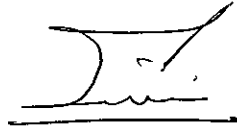
(Mian Muhammad)
Member (F)

(Kalim Arshad Khan)
Chairman

07.12.2021

Junior of learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. Haseeb Ullah, Superintendent for the respondents present.

Junior of learned counsel for the sought adjournment on the ground that learned senior counsel for the appellant is busy before the august Peshawar High Court, Peshawar. Adjourned. Case to come up for arguments on 10.03.2022 before the D.B.



(Salah-ud-Din)
Member (J)



Chairman

10-3-2022

Due to retirement of the Hon'ble Chairman the case is adjourned to come up for the same as before on 30-6-2022


Reader

30.06.2022

Junior of learned counsel for the appellant present. Mr. Naseer Ud Din Shah, Assistant Advocate General for respondents present.

Junior of counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is busy before Hon'ble Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 06.10.2022 before the D.B.



(Rozina Rehman)
Member (J)



(Salah Ud Din)
Member (J)

08.02.2021

Due to pandemic of Covid-19, the case is adjourned to 05.05.2021 for the same.

5-5-21

Due to COVID-19, the case is adjourned to 3-9-2021 for the same.

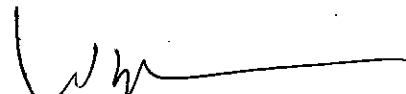

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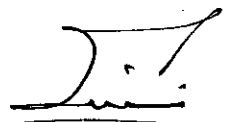

Reader

03.09.2021

Mr. Said Khan, junior of learned counsel for the appellant present. Mr. Haseeb Ullah, Superintendent alongwith Mr. Muhammad Rasheed, Deputy District Attorney for the respondents present.

Junior of learned counsel for the appellant sought adjournment on the ground that learned counsel for the appellant is ill. Adjourned. To come up for arguments before the D.B on 07.12.2021.


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


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

11.12.2020

Junior counsel for appellant present.

Kabir Ullah Khattak learned Additional Advocate General for official respondents No.1 to 4 present. Counsel for private respondent No.5 present.

Written reply was not submitted on behalf of appellant.5A request was made for adjournment on behalf of representative of respondents; allowed with direction to submit comments on the next date positively.

Annexed with the memo of appeal is an application for suspension of the impugned order dated 04.11.2020. Notice of the said application be served upon respondents and file to come up for submission of comments, reply to application and arguments on the said application, on 04.01.2021 before S.B.


(Rozina Rehman)
Member (J)

04.01.2021

Counsel for the appellant and Addl. AG alongwith Hasibullah, Superintendent for respondents No. 1 & 2 present.

Respondents No. 1 & 2 have submitted joint comments while respondent No. 3 has abstained to do the needful. To come up for arguments before D.B on 08.02.2021. The appellant may furnish rejoinder within a fortnight, if so advised.


Chairman

26.11.2020

Mr. Noor Muhammad Khattak, Advocate, for appellant is present.

The nutshell of what has been emphasized at the bar by the learned counsel representing appellant, is that despite the fact of foregoing his promotion to the post of Assistant in BPS-16 and conveying information to the authorities under whose auspices he rendered duties, his request was not entertained and he was promoted to the post of Assistant. The learned counsel stressed that due to certain health problems appellant cannot perform duties against the post of Assistant. All his endeavors made in this regard, highlighting the very issue did not yield positive hence, the present appeal.

The point so agitated at the bar needs consideration. The appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 11.12.2020 before S.B.

Appellant Deposited
Security & Process Fee

26/11/20

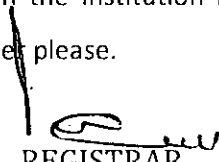

(MUHAMMAD JAMAL KHAN)
MEMBER (JUDICIAL)

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 13899 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/11/2020	<p>The appeal of Mr. Abdullah Jan resubmitted today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>2-</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>26/11/2020</u></p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Abdullah Jan, Senior Clerk C&W Division Tribal District Orakzai received today i.e. on 06.11.2020 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Annexures of the appeal are not in sequence which may be annexed serial wise as mentioned in the memo of appeal.
- 2- Copy of departmental appeal against the impugned order is not attached with the appeal which may be placed on it.

No. 3792 /S.T,


Dt. 6/11 /2020.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.


Mr. Noor Muhammad Khattak Adv. Pesh.

Sir,

All objections have been removed,
hence re-submitted today dated 10/11/2020.


10/11/2020.

Copy of departmental appeal is properly annexed as annex-1
and available on page 18 and the same has not been
responded within 90 days hence the instant appeal.
objection ~~objection~~ regarding objection 2 is answered
above. Resubmitted for instance


11/11/2020

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. _____/2020

ABDULLAH JAN

VS

GOVT: OF KP & OTHERS

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APPELLANT

THROUGH:


NOOR MOHAMMAD KHATTAK
ADVOCATE

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 13899/2020

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 14238

Dated 6/11/2020

Mr. Abdullah Jan, Senior Clerk (BPS-14),
C & W Division, Tribal District Orakzai.

..... **APPELLANT**

VERSUS

- 1- The Secretary Communication & Works Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Chief Engineer C&W Department, Khyber Pakhtunkhwa Peshawar.
- 3- The Executive Engineer C&W Division, Tribal District Orakzai.

..... **RESPONDENTS**

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE INACTION OF THE RESPONDENTS BY NOT CONSIDERING THE DEPARTMENTAL APPEAL OF THE APPELLANT FOR FOREGOING OF PROMOTION TO THE POST OF ASSISTANT (BPS-16) WITHIN THE STATUTORY PERIOD OF NINETY DAYS

R/SHEWETH:

ON FACTS:

Brief facts giving rise to the present appeal are as under:

1- That appellant is the law abiding and bonafide resident of village mashugaggar, District Peshawar and belongs to respectable family. Copies of the CNIC is attached as annexure.....**A.**

2- That appellant was initially appointed as junior clerk in respondents department vide order dated 14/07/1989 and since then appellant is serving in the same department quite efficiently and whole heartedly. Copy of appointment order is attached as annexure.....**B.**

That later on appellant was promoted to the post of senior clerk BPS-14 vide order dated 23/05/2018. Copy of promotion order is attached as annexure..... **C.**

That it is pertinent to mention that tentative seniority list of senior clerks BPS-14 of the respondents department has been circulated on 03/04/2020 whereby the name of appellant has

Filed to-day
[Signature]
Registrar
6/11/2020

Re-submitted to 3-day and filed.
[Signature]
Registrar
11/11/2020

been placed on serial No.35 of the aforementioned seniority list. Copy of the tentative seniority list is attached as annexure..... **D.**

- 5- That it is worth mentioning that respondents vide letter dated 25/08/2020 asked from respondent No.3 to provide all relevant record/report of senior clerks for considering them for promotion to the post of Assistant. Copy of letter is attached as annexure **E.**
- 6- That it is worth mentioning that appellant is suffering from various health problems and can't perform duties on the post of Assistant therefore appellant filed Departmental appeal before respondent No.1 for foregoing his promotion to the post Assistant in light of Rule 7 sub rule 5 of the APT, Rules, 1989 but the same has not been responded. Copy of Departmental appeal is attached as annexure..... **F.**
- 7- That the respondents instead of accepting the Departmental appeal of the appellant regarding forgoing of his promotion to the post of Assistant issued the order dated 4.11.2020 whereby the appellant has been posted against the post of Assistant in his own pay and scale. Copy of the order is attached as annexure **G.**
- 8- That feeling aggrieved the appellant filed the instant service appeal on the following grounds inter alia.

GROUND:

- A- That the action and inaction of the respondents by not considering the application of appellant for foregoing of promotion to the post of office assistant is against the law, facts and norms of natural justice.
- B- That the appellant has not been treated by the respondent Department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the constitution of Islamic Republic of Pakistan 1973.
- C- That the treatment meted out to the appellant is a clear violation of the Fundamental Rights of the appellant.
- D- That appellant is suffering from various health issues and foregoing his promotion is in the best interest of the public.
- E- That appellant has the right to forego promotion in light of Rule 7 sub rule 5 of appointment promotion and transfer Rules 1989 and respondents can't refuse it.

- F- That the appellant has been discriminated by the respondent Department on the subject noted above and as such the respondents violated the Principle of Natural Justice.
- G- That the order dated 4.11.2020 regarding posting of the appellant against the post of Assistant (BPS-16) in his own pay and scale is not tenable and liable to be set aside.
- H- That the appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that on acceptance of this service appeal the inaction of the respondents by not considering the application of appellant for foregoing of promotion to the post of Assistant (BPS-16) may kindly be declared as illegal, unlawful and ineffective upon the rights of appellant. That the respondents may pleas be directed forego the promotion of the appellant to the post of Assistant (BPS-16) in light of Sub Rule 5 of Rule 7 of APT Rules, 1989. Any other remedy which this august Tribunal deems fit that may also be awarded in favour of the appellant.

APPELLANT


ABDULLAH JAN

THROUGH:


NOOR MUHAMMAD KHATTAK

SHAHZULLAH YOUSAFZAI

&
KAMRAN KHAN
ADVOCATES

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

C.M. NO. _____/2020

IN

APPEAL NO. _____/2020

ABDULLAH JAN

VS

SECRETARY C&W & OTHERS

APPLICATION FOR SUSPENSION OF THE OPERATION
OF THE ORDER DATED 4.11.2020 TILL THE FINAL
DISPOSAL OF THE INSTANT APPEAL

R.SHEWETH:

1. That, the appellant has filed the above titled service appeal before this Honorable Tribunal in which no date has so far been fixed.
2. That, appellant filed the above mentioned service appeal against the in action of the respondents by not accepting the Departmental appeal of the appellant regarding forgoing of his promotion to the post of Assistant.
3. That the respondents instead of accepting the application of the appellant issued the order dated 4.11.2020 whereby the appellant has been posted against the post of Assistant in his own pay and scale.
4. That, all the three ingredients required for grant of stay are in favor of the appellant.
5. That, any other ground would be taken at the time of arguments with prior permission of this Honorable Tribunal.

It is therefore, most humbly prayed that on acceptance of this application the operation of the order dated 4.11.2020 may kindly be suspended till the disposal of the instant service appeal.

APPELLANT


ABDULLAH JAN

THROUGH:


NOOR MOHAMMAD KHATTAK

ADVOCATE,
High Court Peshawar

A-05

حکومت پاکستان

قومی شناختی کارڈ

17301-4755151-7



نام: محمد اظہار جان

پتہ:

دالہ/نور کاناہ، نور اکبر مرحوم

شناختی معلومات کوئی نہیں

تاریخ پیدائش: December 15, 1967

2201077411758212

کشفہ کارڈ کے بارے میں سب سے زیادہ

T06F2S 17301-4755151-7

قلمی/محلہ حاجی خلیل، ماشو گلر، ڈاک خانہ

بڈھ میر، تحصیل و ضلع پشاور

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137-92-165342

27/09/2022

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OFFICE OF THE CHIEF ENGINEER
C&W DEPARTMENT NWTF PESHAWAR

NO. 845-B/801-02 13-I(3)

Dated Peshawar, the 14/7/1990.

To

Mr. Abdullah Jan S/O Moor Akbar
Village Mashugassar,
District Peshawar.

Subject: APPOINTMENT AS JUNIOR CLERK IN C&W DEPARTMENT.

You are hereby appointed as Junior Clerk on Rs.700/-PM in the Basic Pay Scale No.5 viz Rs.700-25-1200 plus usual allowances as admissible under the rules.

2- If you accept the post on the following conditions, you should report for duty to the Chief Engineer NWTF Peshawar. upto 30-7-1990 failing which the offer shall stand cancelled.

- 1- Your appointment is purely temporary and your services can be terminated at two weeks notice at any time without any reason being assigned irrespective of the fact that you may be holding a post other than the one to which you were originally appointed or on payment of two weeks pay in lieu of the notice.
- 2- In case you wish to resign at any time, two weeks notice shall be necessary otherwise two weeks pay shall be forfeited.
- 3- You shall be governed by such rules and orders relating, to Leave, T. L., Medical Attendance, Pay, Pension etc. as may be issued by Govt. from time to time for category of Govt. servants to which you will belong.
- 4- You will join duty on your own expenses.
- 5- You will have to produce a Medical Certificate of fitness alongwith Original Matriculation and Domicile Certificate on reporting for duty.
- 6- You will have to serve anywhere in the NWTF and in any Department of the Govt. of NWTF, when you are called upon to do so in the interest of public service.

S.E. (Dev) C&W
DIARY
DATE 12/3/90
CASE 16257
C.L.
S.E. (NW) 16/8/90
V.O.
D.R.(B)
D.R.(E)
A.C.
...

Sell
Chief Engineer

- Copy to:-
- 1- Chief Engineer (Dev) / (CDO) / C&W Deptt, NWTF Peshawar.
 - 2- Superintending Engineer,
 - 3- Executive Engineer,
 - 4- 17 of the official concerned.

The arrival of the official may please be intimated to all concerned.

will
Chief Engineer

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ATTESTED
MB

Abdullah Jan

Better Copy (6)

Page No. 07

OFFICE OF THE CHIEF ENGINEER
C&W DEPARTMENT NWFP PESHAWAR

No. 81C-B/801-02-/3-I(3)
Dated Peshawar the 14/7/1990

To
Mr. Abdullah Jan S/o Noor Akbar
Village Mashugaggar,
District Peshawar.

Subject: APPOINTMENT AS JUNIOR CLASS IN C&W DEPARTMENT.

You are hereby appointed as Junior Clerk on Rs. 700/-PM in the Basic Pay Scale No. 6 viz vs (sic) 25-1200 plus usual allowances as admissible under the rules.

2. If you accept the post on the following on the conditions, you should report for duty to the Chief Engineer Dev C&W upto 30-7-1990 failing which the offer shall stand cancelled.
 1. Your appointment is purely temporary and your services can be terminated at two weeks notice at any time without any reason being need grade irrespective of the fact that you may be holding a post other than the one to which you were originally appointed or on payment of two weeks pay in lieu of the notice.
 2. In case you wish to resign at any time, two weeks notice shall be necessary otherwise two weeks pay shall be forfeited.
 3. You shall be governed by such rules and orders relating, to Leave, T.A, Medical Attendance, Dry reason etc, as may be issued by govt from time to time for category of Govt servants to which you will belong.
 4. You will join duty on your own expense.
 5. You will have to produce a Medical Certificate of fitness alongwith original matriculation and domicile certificate on reporting for duty.
 6. You will have to serve any where in the NWFP and in any department of the Govt of NWFP whom you are called upon to do so in the interest of public service.

Sd/-
CHIEF ENGINEER

Copy to: -

1. Chief Engineer (Dev)/(CDO)/C&W Deptt: NWFP Peshawar.
2. Superintending Engineer. _____
3. Executive Engineer. _____
4. PS of the official concerned.

The arrival of the official may please be intimated to all concerned.

Sd/-
CHIEF ENGINEER

ATTACHED
AM



OFFICE OF THE CHIEF ENGINEER (FATA)
WORKS & SERVICES DEPARTMENT
PESHAWAR

No. 7265 /2/11-E

Dated Peshawar the, 23 /05/2018.

OFFICE ORDER

Consequent upon their promotion as Senior Clerk and placement their services at the disposal of this office vide Chief Engineer @ C&W Department Khyber Pakhtunkhwa Peshawar office order No. 177-E/4239/CE/C&WD, dated 18/5/2018, the following posting/adjustment of the Senior Clerks is hereby ordered with effect from the date of arrival noted against each in the public interest.

Sl. #	Name	From	To	Remarks
1	Behlol Khan	Waiting for posting	SDA Building FATA Sub Division Nawagai	Against the vacant post
2	Abdullah Jan-II	Waiting for posting	SDA Highway FATA Sub Division Bara	Against the vacant post
3	S. Munwar Shah	Waiting for posting	Senior Clerk o/o Chief Engineer FATA, W&SD Peshawar	Against the vacant post
4	Muhammad Yousaf	Waiting for posting	SDA Highway FATA Sub Division Jandola	Against the vacant post
5	Syed Jamal	Waiting for posting	SDA C&W FATA Sub Division South Kalaya	Against the vacant post
6	Shakir ullah	Waiting for posting	SDA Highway FATA Sub Division Landikotal	Against the vacant post
7	Zarif Khan	Waiting for posting	Senior Clerk, Highway FATA Division (Khyber at Jamrud	Vice No.19
8	Gul Afsar	Waiting for posting	SDA Highway FATA sub Division Khar-I	Against the vacant post
9	Muhammad Nasir	Waiting for posting	C&W FATA Sub Division Ghallanai-I	Against the vacant post
10	Gul Shad	Waiting for posting	C&W FATA Sub Division Ghallanai-II	Against the vacant post
11	Muhammad Zada	Waiting for posting	Senior Clerk o/o Chief Engineer FATA W&SD Peshawar	Against the vacant post
12	Shah Jehan	Waiting for posting	SDA C&W FATA Sub Division FR DIKhan	Against the vacant post
13	Hameedullah	Waiting for posting	SDA C&W FATA sub Division North Kalaya	Against the vacant post
14	Muhammad Sohail	Waiting for posting	SDA Highway FATA Sub Division Jamrud	Against the vacant post
15	Shamsud Din-II	Waiting for posting	SDA Highway FATA Sub Division Razmak	Relieving Mr. Taj Mohammad from the additional charge of SDA.
16	Ashiq Ali	Waiting for posting	Building FATA, Sub Division Central Kurram	Against the vacant post
17	Jawad Hussain	Waiting for posting	Highway FATA Sub Division Lower Kurram	Against the vacant post
18	Ali Gohar	Waiting for posting	Building FATA Sub Division Lanikotal	Against the vacant post
19	Zafer Ali	Senior Clerk Highway FATA Division Khyber at Jamrud	SDA Building FATA, sub Division Bara/Jamrud	Against the vacant post
20	Kalim Javed	Senior Clerk C&W FATA Division FR Tank/DIKhan	SDA C&W FATA Sub Division FR Tank	Against the vacant post
21	Sanab Gul	Senior Clerk o/o Chief Engineer FATA W&SD Peshawar	Adjusted against the vacant post of Junior Scale Stenographer o/o the CE FATA W&SD Peshawar	w.e.f 1.5.2018
22	Abdul Shakoor	SDA C&W FATA Sub Division FR Peshawar	SDA C&W FATA Sub Division Yousaf, Khel	Against the vacant post
23	Abdul Haleem	SDA Highway FATA Sub Divn: Khar-I	SDA Highway FATA Sub Divn: Khar-II	Against the vacant Post

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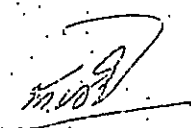
(Engr. Muhammad Uzair)
Chief Engineer

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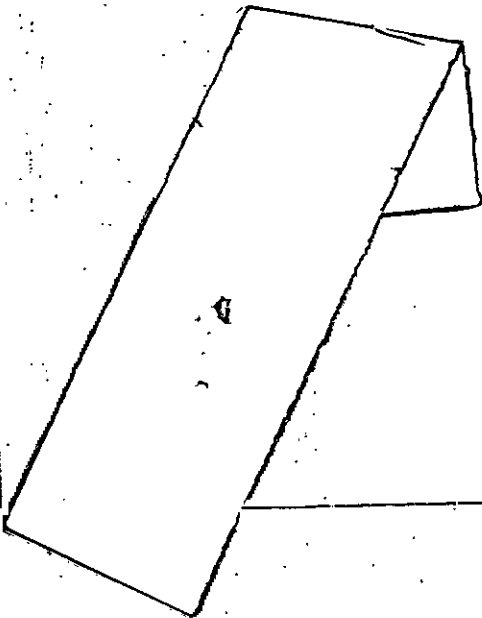
Copy to the:-

1. Chief Engineer @ C&W Department Khyber Pakhtunhwa Peshawar
2. Additional Accountant General (PR) Sub office Peshawar
3. Superintending Engineer, Northern C&W FATA Circle Peshawar
4. Superintending Engineer, Southern C&W FATA Circle Bannu
5. Executive Engineer, Building FATA Division Bajaur
6. Executive Engineer, Highway Division Bajaur
7. Executive Engineer, C&W FATA Division Mohmand at Ghallana
8. Executive Engineer, Highway FATA Division Khyber
9. Executive Engineer, Building FATA Division Khyber
10. Executive Engineer, C&W FATA Division FR Kohat/Peshawar at Kohat
11. Executive Engineer, C&W FATA Division Orakzai at Hangu
12. Executive Engineer, Highway FATA Division Kurram
13. Executive Engineer, Building FATA Division Kurram
14. Executive Engineer, Highway FATA Division NWA Miranshah
15. Executive Engineer, Highway FATA Division SWA Tank
16. Executive Engineer, Building Division SWA Tank
17. Executive Engineer, C&W Division FR Tank/DIKhan
18. Agency Accounts officer, Bajaur
19. Agency Accounts officer Mohmand
20. Agency Accounts officer Khyber
21. Agency Accounts officer Orakzai
22. Agency Accounts officer NWA
23. Agency Accounts officer SWA
24. Agency Accounts Officer Kurram
22. District Accounts officer DIKhan
23. District Accounts Officer Kohat
24. Official concerned.


Chief Engineer


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TENTATIVE SENIORITY LIST

The Tentative Seniority List of Senior Clerk (BPS-14) in Communication & Works Department (as stood on 30/04/2020) is hereby notified as under:

S.No	Name of Official	Father's Name	Domicile	Qualification	DOB	Date of Appointment to PWD	Date of Appointment to Class	Remarks
1	Anwar Shad	Gul Shad	Peshawar	B.A	05/03/1961	05/01/1982	12/10/1999	Forgone his promotion for 2nd time vide application dated 26/06/2015. therefore Superceded permanently for promotion.
2	Tanveer Ahmad Siddiqui	Sher Ahmad Siddiqui	Peshawar	Matric	15/02/1963	07/05/1985	26/08/2009	DAO (Emergency Cadre)
3	Fazle Ahmad	Abdul Khaliq	Peshawar	M.A.	15/05/1963	08/05/1985	26/08/2009	Forgone his Promotion for 1st time vide application dated 19/02/2018
4	Nooruddin	Wali Khan	Chitral	Matric	01/02/1967	08/05/1985	26/08/2009	Forgone his Promotion for 1st time vide application dated 03/05/2018
5	Mohammad Saeed	Gul Manan	Karak	Matric	10/11/1963	09/06/1985	01/01/2011	Forgone his Promotion for 1st time vide Superintending Engineer C&W Circle Kohat letter No.2913/3 dated 21/3/2018.
6	Mohammad Hafeez	Mohammad Shafiq	Kohat	Matric	02/01/1969	15/02/1988	01/01/2011	Forgone his Promotion for 1st time vide application dated 22/11/2016
7	Mohammad Ibrar	Hazrat Yousaf	Malakand	Matric	03/04/1965	04/02/1990	01/01/2013	
8	Mujeebur Rahman-III	Alam Sher	Peshawar	Matric	10/10/1971	06/02/1990	01/10/2013	Forgone his promotion for 1st time vide his application received on 11/09/2019
9	Maqsood Ali	Qamar Ali	Mardan	Matric	10/08/1970	11/02/1990	01/10/2013	
10	Syed Kifayat Shah	Syed Kiramat Shah	Peshawar	Matric		07/03/1990	06/05/2014	
11	Muhammad Jehanzeb	Azizur Rahman	Peshawar	Matric	12/06/1962	07/03/1990	06/05/2014	
12	Ikramullah	Mir Dad Khan	Peshawar	Matric	12/06/1962	07/03/1990	06/05/2014	
13	Muhammad Riaz-II	Mir Fayaz	Nowshera	Matric	01/04/1969	07/03/1990	06/05/2014	
14	Wazir Mohammad	Ali Ahmad	Peshawar	Matric	11/04/1964	08/03/1990	06/05/2014	
15	Ibrahim-I	Mir Alam Gul	Swal	B.A.	01/06/1963	12/03/1990	06/05/2014	
16	S.Alamzeb Shah	S.Iqbal Shah	Nowshera	Matric	15/04/1964	03/03/1990	04/01/2015	
17	Abid Ali	Farzand Ali Khan	Bannu	D.Com	03/03/1969	08/03/1990	08/10/2015	
18	Kishwar Nabi	Amir Ghani	Mardan	B.A.	10/04/1961	10/03/1990	17/11/2015	
19	Zafar Ali-I	Yar Shah	Khyber	Matric	05/04/1969	10/03/1990	31/10/2017	
20	Maqsood Ahmad	Ghulam Mohammad	Peshawar	B.A	17/10/1971	10/03/1990	29/01/2018	
21	Mohammad Ijaz	Ghulam Haider	Swabi	Matric	09/12/1970	16/03/1990	29/01/2018	
22	Abdul Karim	Sarfaraz	Charsadda	Matric	18/10/1971	19/03/1990	29/01/2018	

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Sl. No.	Name of Office	Father's Name	Residence	Qualification	DOB	Appointment Date	Appointment Class	Remarks
			Abbottabad	F.A.	02/02/1970	07/04/1990	18/05/2018	
24	Zakir Hussain	Monammad Ayub	Abbottabad	F.A.	04/08/1967	09/04/1990	18/05/2018	
25	Danish Gul	Qalandar Khan	Abbottabad	Matric	15/04/1967	12/04/1990	18/05/2018	
26	Monammad Rahman	Dilawar Jan	Swat	F.A.	14/04/1970	13/04/1990	18/05/2018	
27	S. Rashid Ali Shah	S. Hashmat Ali Shah	Kohat	Matric	03/08/1964	14/04/1990	18/05/2018	
28	Ansar Hussain Shah	Rehmat Shah	Kohat	F.A.	09/01/1969	14/04/1990	18/05/2018	
29	Ayaz Hussain	Allah Bakhsh	DI.Khan	Matric	20/04/1966	15/04/1990	18/05/2018	
30	Behloul Khan	Gul Mohammad	Mohmand	Matric	15/03/1970	02/05/1990	18/05/2018	
31	Mohammad Ikram	Suleman Shah	Mardan	Matric	11/04/1968	16/05/1990	18/05/2018	
32	Saifullah-II	Bakhat Jamal	Lakki	Matric	21/10/1964	19/05/1990	18/05/2018	
33	Aminul Haq	Amir-ur-Mulk	Mardan	Matric	21/04/1964	18/09/1985	18/05/2018	
34	Murad Jalal	Haji Afridi Khan	Mardan	B.A.	03/01/1969	07/07/1990	18/05/2018	
35	Abdullah Jan-II	Noor Akbar	Peshawar	B.A.	15/12/1967	15/07/1990	18/05/2018	
36	Naveed Ahmad-I	Zahood Ahmad	Mardan	F.A.	07/02/1970	25/07/1990	18/05/2018	
37	Khurshid Ali-III	Tal-e-Zar	Swat	F.A.	01/01/1965	07/08/1990	18/05/2018	
38	Mohammad Toqir	Farid Khan	Abbottabad	Matric	10/04/1971	07/08/1990	18/05/2018	
39	S. Munawar Shah	Syed Faqir Shah	Peshawar	I)D.Com- (ii) B.A	25/02/1971	01/09/1990	18/05/2018	
40	Mohammad Yunis	Fateh Khan	Kohat	Matric	10/04/1970	05/09/1990	18/05/2018	
41	Khan Mohammad Khan	Mohammad Ayub Khan	Bannu	F.A	01/01/1967	25/08/1991	18/05/2018	
42	Imran Gul	Gul Sher Ali	DI.Khan	Matric	20/01/1973	10/09/1991	18/05/2018	
43	Muhammad Yousaf-II	Mohammad Nawaz Khan	Lakki	D.Com	20/11/1965	12/09/1991	18/05/2018	
44	Said Jamal	Said Oasim	Orakzai	Matric	10/02/1971	12/09/1991	18/05/2018	
45	Zahiruddin	Mohammad Usman	Karak	Matric	04/01/1969	14/09/1991	18/05/2018	
46	Amal Khan	Yousaf Khan	Bannu	Matric	15/01/1972	14/09/1991	18/05/2018	
47	Abdul Malik-II	Abdul Akbar Khan	Peshawar	B.A.	04/04/1963	15/09/1991	18/05/2018	
48	Shakirullah	Sharbat Khan	Peshawar	Matric	20/04/1967	15/09/1991	18/05/2018	
49	M. Feroz Khan	Mian Mohammad	Dir Lower	Matric	15/06/1971	15/09/1991	18/05/2018	

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S.No.	Name of Official	Father's Name	Domicile	Qualification	DOB	Date of Appointment	Date of Appointment	Remarks
23.	Imtiaz Aman	Jans Khan	Peshawar	Matric	02.02.1970	07.04.1990	18.05.2018	
24.	Zakir Hussain	Mohammad Ayub	Abbottabad	F.A	04.05.1967	02.04.1990	18.05.2018	
25.	Danish Gul	Dalandar Khan	Abbottabad	Matric	15.04.1967	13.04.1990	18.05.2018	
26.	Mohammad Rahman	Dilawar Jan	Swat	F.A	04.04.1970	14.04.1990	18.05.2018	
27.	S.Rashid Ali Shah	S. Hashmat Ali Shah	Kohat	Matric	03.08.1964	14.04.1990	18.05.2018	
28.	Ansar Hussain Shah	Rahmat Shah	D.I Khan	F.A	09.01.1969	16.04.1990	18.05.2018	
29.	Ayaz Hussain	Allah Bakhsh	Mohmand	Matric	20.04.1966	02.05.1990	18.05.2018	
30.	Behlool Khan	Gul Mohammad	Mardan	Matric	16.03.1970	16.05.1990	18.05.2018	
31.	Mohammad Ikram	Suleman Shah	Lakki	Matric	11.04.1968	02.05.1990	18.05.2018	
32.	Saifullah-II	Bakhat Jamal	Mardan	Matric	21.10.1964	16.05.1990	18.05.2018	
33.	Aminul Haq	Amir ul Mulk	Mardan	Matric	21.04.1964	19.05.1990	18.05.2018	
34.	Murad Jalal	Haji Afridi-Khan	Peshawar	B.A	03.01.1969	18.09.1985	18.05.2018	
35.	Abdullah Jan-II	Noor Akbar	Peshawar	B.A	15.12.1967	15.07.1990	18.05.2018	
36.	Naveed Ahmad-I	Zahood Ahmad	Swat	F.A	07.02.1970	07.02.1970	18.05.2018	
37.	Khurshid Ali-III	Tale Zar	Abbottabad	F.A	01.01.1965	25.07.1990	18.05.2018	
38.	Mohammad Toqir	Farid Khan	Peshawar	Matric	10.04.1971	07.08.1990	18.05.2018	
39.	S.Munawar Shah	Syed Faqir Shah	Kohat	I D.Com II B.A	25.02.1971	07.08.1990	18.05.2018	
40.	Mohammad Yunis	Fateh Khan	Bannu	Matric	10.04.1970	01.09.1990	18.05.2018	
41.	Khan Mohammad Khan	Mohammad Ayub Khan	Ol Khan	F.A	01.01.1967	05.09.1990	18.05.2018	
42.	Imran Gul	Gul Sher Ali	Lakki	Matric	20.01.1973	25.08.1991	18.05.2018	
43.	Muhammad Younas -II	Mohammad Nawaz Khan	Orakzai	D.Com	20.11.1966	10.09.1991	18.05.2018	
44.	Said Jamal	Said Qasim	Karak	Matric	10.02.1971	12.09.1991	18.05.2018	
45.	Zahiruddin	Mohammad Usman	Bannu	Matric	04.01.1969	12.09.1991	18.05.2018	
46.	Amal Khan	Yousf Khan	Peshawar	Matric	15.01.1972	14.09.1991	18.05.2018	
47.	Abdul Malik-II	Abdul Akbar Khan	Peshawar	B.A	04.04.1963	14.09.1991	18.05.2018	
48.	Shakirullah	Sharbat Khan	Peshawar	Matric	20.04.1967	15.09.1991	18.05.2018	
49.	M.Feroz Khan	Mian Mohammad	D.I Khan	Matric	15.09.1991	15.09.1991	18.05.2018	

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Sl. No.	Name of Officer	Father's Name	Religion	Qualification	DOB	Date of Appointment	Date of Appointment	Remarks
						1971	1991	2018
50	Zahir Khan	Mohammad Umar	Malakand	Matric	06/04/1971	16/09/1991	18/05/2018	
51	Nasib Khan	Mubayaz Khan	Swabi	Matric	01/01/1969	18/09/1991	18/05/2018	
52	Fernad Mohammad	Abdul Wazir	Charsadda	Matric	02/03/1972	26/09/1991	18/05/2018	
53	Saeedur Rahman	Haji Habibour Rahman	Charsadda	F.A.	22/05/1970	29/09/1991	18/05/2018	
54	Naveed Ahmad-II	Shad Mohammad	Swabi	Matric	10/04/1971	07/10/1991	18/05/2018	
55	Gul Afsar	Shamal Khan	Bannu	D.Com	07/07/1973	21/12/1991	18/05/2018	
56	Rahmanullah Khan	Badiuzaman	Charsadda	B.A.	02/10/1973	24/12/1991	18/05/2018	
57	Mohammad Nasir Khan	Mohammad Nazir	Swat	F.A.	26/04/1966	07/02/1990	18/05/2018	As Naib Qasid from 07.02.90 to 17.10.93
58	Riaz Shahid	Fazal Wahid	Charsadda	Matric	15/03/1961	19/02/1990	18/05/2018	As Record Lifter from 19.02.90 to 17.10.93
59	Gul Shad	Sultan Mohammad	Peshawar	Matric	10/09/1966	01/04/1990	18/05/2018	As Daftari from 01.04.90 to 17.10.93
60	Furqanullah	Habibullah	Peshawar	D.Com/BA	25/10/1970	23/07/1990	18/05/2018	As Daftari from 23.07.90 to 29.10.93
61	Riaz Khan	Abdul Hakim	Swat	F.A.	21/01/1973	18/10/1993	03/10/2018	Inter Se-Seniority shall Remain Intact
62	Gohar Ali	Mohammad Ashraf	Swat	F.A.	05/02/1974	18/10/1993	18/05/2018	
63	Aurangzeb-VI	Jehangir Khan	Swat	Matric	02/04/1974	31/10/1993	18/05/2018	
64	Mohammad Zada	Mohammad Ghani	Peshawar	F.A.	01/06/1964	01/09/1980	18/05/2018	As Sweeper form 01.09.80 to 31.10.93
65	John Masih	Ghani Masih	DI.Khan	F.A.	09/06/1969	15/01/1987	18/05/2018	As Naib Qasid from 15.01.87 to 31.10.93
66	Shah Jehan-II	Allah Dad	Khyber	D.Com	06/06/1972	01/11/1993	18/05/2018	
67	Hameedullah	Mosum Khan	Malakand	Matric	02/02/1973	01/11/1993	18/05/2018	
68	Fazal Ghaffar	Gul Habib	Malakand	Matric	16/03/1973	02/11/1993	18/05/2018	
69	Arshad Khan	Mahabat Khan	Malakand	Matric	07/08/1971	03/11/1993	18/05/2018	
70	Mohammad Schail	Shah-Zaman	Malakand	Matric	07/03/1965	06/11/1993	03/10/2018	Inter Se-Seniority shall Remain Intact
71	Mustafa Ahmad-III	Ali Kunbar	NWA	Matric	07/03/1965	06/11/1993	18/05/2018	Disabled Quota
72	Nisar Ali Khan	Mohammad Aslam	Bannu	Matric/D.Com	19/09/1967	06/11/1993	18/05/2018	
73	Shamsuddin-II	Badshah Khan	NWA	F.A.	06/08/1974	06/11/1993	18/05/2018	
74	Aftab Khan	Haji Mohammad Umar	SWA	B.A.	10/04/1963	08/11/1993	18/05/2018	
75	Ashiq Ali	Mukhtar Ali	Kurram	F.A.	15/12/1971	08/11/1993	18/05/2018	
76	Jawad Hussain	Ashraf Ali	Kurram	F.A.	07/05/1972	14/11/1993	18/05/2018	

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S.No. 12

Department of Education, Government of Punjab, Lahore. Father's Name, District, Qualification, DOB, Appointment Date, Appointment Title, Post No.

S.No.	Father's Name	District	Qualification	DOB	Appointment Date	Appointment Title	Post No.	
78	Inamullah Khan	Gula Dir Khan	L.A.A.	03/12/1972	14/10/1994	B/05/2018		
79	Ali Gohar	Khail Baz	Khyber	F.A.	01/11/1956	10/01/1995	16/05/2018	
80	Mohammad Shah	Gnujam Haider	SWA	F.A.	17/04/1957	10/01/1995	03/10/2018	
81	Noor Salam	Mir Salim Khan	NWA	M.Sc/B.Ed	15/08/1968	10/01/1995	03/10/2018	
82	Taj Muhammad-I	Mohammad Akbar Khan	NWA	B.A.	01/04/1969	10/01/1995	03/10/2018	
83	Sher Afzal	Mohammad Khan	Mohmand	F.A.	14/01/1970	10/01/1995	03/10/2018	
84	Rahatullah-II	Zar Gul	FR Bannu	F.A.	19/05/1972	10/01/1995	03/10/2018	
85	Robina Nazli	Sadar Mohammad	Peshawar	B.Com	22/02/1974	10/01/1995	03/10/2018	Female Quota
86	Liaqat Ali-IV	Tila Mohammad	Peshawar	B.A.	11/06/1969	11/01/1995	03/10/2018	Disabled Quota
87	Waqar Ahmad Afridi	Mohammad Ishaq Khan	FR Peshawar	D.Com	01/04/1973	12/01/1995	03/10/2018	
88	Hassan Khan	Asal Khan	Mohmand	F.A.	10/03/1975	12/01/1995	03/10/2018	
89	Arzali Khan	Behram Khan	Mohmand	F.A.	02/02/1971	15/01/1995	03/10/2018	
90	Sartaj Khan	Said Jamal	Mohmand	F.Sc	03/04/1971	15/01/1995	03/10/2018	
91	Zahir Gul	Khaista Gul	Bajaur	M.A/D.Com	05/04/1972	15/01/1995	03/10/2018	
92	Sabir Ali	Shaukat Ali	FR Kohat	F.A.	01/01/1973	15/01/1995	03/10/2018	
93	Arbab Hussain	Nawab Ali	Kurram	F.A.	07/03/1974	15/01/1995	03/10/2018	
94	Fazal Wahid	Yar Zamin	Bajaur	Matric	11/04/1976	15/01/1995	03/10/2018	
95	Alamgir Khan	Abdur-Rahman	SWA	Matric	10/01/1977	15/01/1995	03/10/2018	
96	Mumtaz Hussain	Sadat Hussain	Kurram	B.Sc.	30/04/1969	16/01/1995	03/10/2018	
97	Asif Ali	Usman Khan	Peshawar	F.A.	03/04/1967	01/02/1995	03/10/2018	
98	Muhammad Ayaz-III	Faqir Mohammad	Charsadda	F.A.	02/01/1970	01/02/1995	03/10/2018	
99	Sartaj Anwar	Taj Ghafoor	Mardan	B.A.	01/05/1971	01/02/1995	03/10/2018	
100	Shabir Zaman	Shah Zaman	Nowshera	F.A.	31/07/1971	01/02/1995	03/10/2018	
101	Mir Abbas Khan	Khan Shah	Peshawar	Matric	05/08/1971	01/02/1995	03/10/2018	
102	Ihsan Akbar	Ali Asghar	Mardan	F.A.	12/03/1972	01/02/1995	03/10/2018	
103	Noor Alam Khan	Mian Khan	Charsadda	Matric	05/04/1972	01/02/1995	03/10/2018	

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104	Naseem Khan-I	Muham Khan	Nowshera	F.A.	24/01/1973	01/02/1995	09/01/2019	Inter Se Seniority shall Remain Intact
105	Mohammad Usman	Saniyazada Armas Gul	Charsadda	F.A.	03/04/1973	01/02/1995	11/04/2019	Inter Se Seniority shall Remain Intact
106	Imtiaz Ali	Hazrat Baig	Charsadda	F.A.	25/03/1974	01/02/1995	03/10/2018	Inter Se Seniority shall Remain Intact
107	Khan Pasand	Noor Hassan	Charsadda	Matric	12/04/1974	01/02/1995	03/10/2018	Inter Se Seniority shall Remain Intact
108	Irshad Qadir	Gul Bahadur	Charsadda	Matric	04/05/1974	01/02/1995	03/10/2018	
109	Asif Masood	Bahadur Khan	Peshawar	F.A.	24/05/1975	01/02/1995	09/01/2019	Inter Se Seniority shall Remain Intact
110	Sabir Shah	Abdul Malik	Peshawar	F.A.	04/01/1968	02/02/1995	03/10/2018	Inter Se Seniority shall Remain Intact
111	Sultanzeb	Nazir Ahmad	Peshawar	Matric	20/11/1969	02/02/1995	09/01/2019	
112	Naseemud Din	Tawabud Din	Nowshera	M.A.	03/03/1970	02/02/1995	09/01/2019	
113	Niaz Mohmmad	Mohammad Sher	Swabi	F.A.	05/11/1967	06/02/1995	09/01/2019	
114	Mohammad Hujaj Khan	Jangrez Khan	Mardan	Matric	22/04/1974	06/02/1995	09/01/2019	
115	Faheem Siraj	Siraj Mohammad	Peshawar	B.A.	08/01/1969	08/02/1995	09/01/2019	
116	S. Arshad Ali Shah	Waqif Ali Shah	Swabi	B.A.	28/03/1972	09/02/1995	09/01/2019	Disabled
117	Ali Akbar	Rahmani Gul	Bunair	B.A.	30/04/1967	16/02/1995	09/01/2019	
118	Faizud Din	Jalalud Din	Chitral	Matric	16/04/1964	20/02/1995	09/01/2019	
119	Zafar Iqbal	Sadbar Khan	Dir Lower	Matric	03/03/1973	20/02/1995	09/01/2019	
120	Amin Khan	Saiful-Malook	Dir-Lower	Matric	17/03/1974	20/02/1995	09/01/2019	
121	Izharul Haq	Faqir Mohammad	Swat	F.A.	25/04/1975	20/02/1995	09/01/2019	
122	Muhammad Aleem Khan	Daulat Khan	Dir Lower	F.A.	03/01/1970	22/02/1995	09/01/2019	
123	Sadar Azam	Dilawar Khan	Chitral	FA	12/12/1971	23/02/1995	09/01/2019	
124	Mohammad Naeem	Danish Khan	Bunair	F.A.	03/03/1972	23/02/1995	09/01/2019	
125	Muhammad Rafiq	Muhammad Khan	Malakand	Matric	02/03/1964	26/02/1995	09/01/2019	
126	Nasirud Din	Ghulam Nabi	Chitral	F.A.	01/01/1970	26/02/1995	09/01/2019	
127	Zafar Ali-II	Amir Khan	Malakand	Matric	05/04/1970	26/02/1995	09/01/2019	
128	Mohammad Raza	Saifur Rahman	Malakand	Matric	01/04/1967	27/02/1995	09/01/2019	
129	Muhammad Shah	Ghulam Rabbani	Swat	F.A.	01/01/1968	27/02/1995	09/01/2019	
130	Muhammad Arshad	Kamal Din	Mansehra	F.A.	12/05/1972	27/02/1995	09/01/2019	

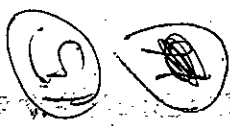
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Sl. No.	Name of Officer	Family Name	Domicile	Qualification	DOB	Appointment Date	Appointment Class	Remarks
132	Nusrat Nawaz	Abdur Rehman	Mansehra	Matric	23/04/1974	27/02/1995	09/01/2019	
133	Mohammad Bakhtiar	Khani Zaman	Mansehra	Matric	27/06/1975	27/02/1995	09/01/2019	
134	Aurangzeb-VII	Ghulam Haider	Mansehra	Matric	05/07/1975	27/02/1995	09/01/2019	
135	Waseem Iqbal	Mohammad Iqbal	Abbottabad	Matric	06/04/1970	28/02/1995	11/04/2019	Inter Se Seniority shall Remain Intact
136	Syed Mushtaq Hussain Shah	Ali Asghar Shah	Abbottabad	Matric	20/04/1970	07/03/1995	09/01/2019	
137	Mohammad Qasim Jan	Mir Salam Jan	Bannu	Matric	13/04/1967	10/03/1995	11/04/2019	
138	Iqbal Khan-II	Zardar Khan	Karak	Matric	05/08/1968	10/03/1995	11/04/2019	
139	Ghulam Qasim	Ashiq Hussain	Tank	F.A.	07/04/1970	13/03/1995	11/04/2019	
140	Niamatullah Khan	Faizullah	DI.Khan.	Matric	05/09/1971	13/03/1995	11/04/2019	
141	Zahid Ali-II	Sikandar Khan	Abbottabad	F.A.	02/12/1972	13/03/1995	11/04/2019	
142	Aminullah-II	Amir Qadir Khan	Bannu	Matric	02/03/1973	13/03/1995	11/04/2019	
143	Akhtar Zaman	Gulab Sher	Karak	Matric	03/03/1974	13/03/1995	11/04/2019	
144	Tariq Ijaz Khan	Gul Nawaz Khan	Bannu	Matric B.Com	18/02/1969	14/03/2009	11/04/2019	
145	Abdul Latif	Fatehullah	Tank	Matric	07/04/1963	22/03/1995	11/04/2019	
146	Syed Sajid Hussain Shah	Syed Mohabbat Shah	Abbottabad	Matric	02/02/1971	30/03/1995	11/04/2019	
147	Shamsuddin-III	Rustam Khan	Chitral	F.A.	01/06/1969	05/04/1995	11/04/2019	
148	Muhammad Ayaz-V	Gul Baz	DI.Khan	Matric	05/03/1975	05/04/1995	11/04/2019	
149	Kamran Mughal	Gul Baz	DI.Khan	Matric	15/04/1975	11/04/1995	11/04/2019	
149	Kamran Mughal	Abdul Jalil	Abbottabad	Matric	15/04/1975	11/04/1995	11/04/2019	
150	Kamran-Jan	Late Muzaffar Khan	Nowshera	Matric	14/09/1971	12/04/1995	11/04/2019	
151	Hayatur Rahman	Amanullah	Dir Lower	D.Com	11/10/1968	13/04/1995	08/10/2019	
152	Imtiaz Ahmad	Wazir Mohammad	Mardan	B.A.	15/09/1966	28/04/1995	08/10/2019	
153	Saadat Ali Haidri	Mohammad Iqbal	DI.Khan	D.Com	10/10/1973	19/06/1995	08/10/2019	
154	Ibadullah	Yar Mohammad Khan	Peshawar	F.A.	09/05/1972	20/06/1995	08/10/2019	
154	Ibadullah	Yar Mohammad Khan	Peshawar	D.Com	11/05/1974	22/06/1995	08/10/2019	
155	Mohammad Jehanzeb	Kachkol Khan	Peshawar	D.Com	11/05/1974	22/06/1995	08/10/2019	
155	Mohammad Jehanzeb	Kachkol Khan	Peshawar	D.Com	11/05/1974	22/06/1995	08/10/2019	
156	Shah Qias Khan	Mehrban	Bannu	B.A.	07/05/1968	25/06/1995	08/10/2019	

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No	Name of Officer	Father's Name	Residence	Qualification	DOB	Date of Appointment	Date of Re-Appointment	Remarks
157	Amjad Zaman	Khan Zaman	Mardan	F.A	15/04/1974	28/08/1995	08/10/2019	
158	Shaukat Hayat	Farooq Khan	Abbottabad	B.A.	14/07/1969	06/07/1995	08/10/2019	
159	Ajab Khan-II	Gul Bad Shan	Bannu	Matric	08/03/1974	23/10/1995	08/10/2019	
160	Saleemur Rahman	Amir Rahman	Maroon	F.A	02/10/1968	12/10/2002	08/10/2019	Previous service with co-operative department for 07/02/1957 to 11/10/2002 and adjusted in C&W Department by the DCO D.I.Khan.
161	Muhammad Saeed	Muhammad Bakhsh	DIKhan	F.A	08/03/1976	20/11/1994	08/10/2019	Previous Service 20/11/1994 to 31/01/2005 as Lab Assistant. XEN C&W Lakki Marwat No.10316/3-E dated 26/04/2019.
162	Tariq Mehmood Khan	Muhammad Amin Khan	Lakki Marwat	F.A	08/03/1976	20/11/1994	08/10/2019	Appointment by DCO Tank.
163	Mehar Ali Shah	Dil Afza	Tank	Matric	05/08/1981	25/05/2005	08/10/2019	Appointment by DCO Tank.
164	Sami Ullah Khan	Muhammad Yaqoob	Tank	B.Sc	24/03/1983	25/05/2005	08/10/2019	As Laboratory Assistant from 02.04.95 to 31.07.05
165	Zahid Ismail Shah	Haji Ismail Shah	Bannu	F.Sc	10/05/1974	02/04/1995	08/10/2019	Under Deceased's son quota
166	Atif Iqbal	Javed Iqbal	Charsadda	Matric	01/04/1985	22/11/2006	08/10/2019	Under Deceased's son quota
167	Sanaullah	Gul Roz Khan	Mardan	Matric	15/04/1988	23/11/2006	08/10/2019	Under Deceased's son quota

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Ch. Tanvir
CHIEF ENGINEER (CENTRE)

Copy of the above forwarded to:-

1. The Secretary to Govt of Khyber Pakhtunkhwa, C&W Department Peshawar.
2. The Chief Engineer (North) C&W Department, Peshawar.
3. The Chief Engineer (CDO) C&W Department, Peshawar.
4. The Chief Engineer (FA/A), W&S Department, Peshawar.
5. The Chief Engineer (EQAA), C&W Department at Abbottabad.
6. The Managing Director, Pakhtunkhwa Highways Authority, Peshawar.
7. Project Director FMR/PMU C&W Department Peshawar.
8. All the Superintending Engineers in C&W Department Khyber Pakhtunkhwa (i/c Merged Area).
9. All the Executive Engineers in C&W Department Khyber Pakhtunkhwa (i/c Merged Area).
10. Deputy Director IT C&W Secretariat Peshawar. He is requested to upload the Final Seniority list on C&W official Website.

ATTESTED TO BE TRUE COPY

N. Inayatullah
ADMINISTRATIVE OFFICER

Note: Please get it noted from the officials & if any objections regarding name, Father name, Qualification etc. are received thereupon, may be sent to this office with documentary proofs within 15-Days for further course of action.

16

ES

16/18/11

1. All Chief Inspectors (Civil) Working from C.E.C. Zone, C.W.D. Department Peshawar District
2. The Managing Director P.W.A. Peshawar
3. All Superintending Engineers in C.W.D. Department Khayber Pakhtunkhwa
4. All Executive Engineers in C.W.D. Department Khayber Pakhtunkhwa
5. The Project Director P.W.A. P.W.A.

Subject: PROVISION OF AGRAL PERFORMANCE EVALUATION REPORTS

I am directed to refer to the subject cited above and to inform you that the Performance Evaluation Reports, comprising synopsis, reports and Certificate of Award or Non-Involvement in disciplinary Jurisdiction Cases of the following Senior Staff working under your respective offices, may please be forwarded to the office of the Chief Engineer, Peshawar, for their promotion cases.

This may be assigned Top Most Priority please.

1.	Anwar Shad
2.	Muhammad
3.	Mohammad Saad
4.	Mohammad Hafeez
5.	Mohammad Ibrar
6.	Muhammad Patimara-Si
7.	Maqsood Ali
8.	Syed Kifayat Shah
9.	Muhammad Jehanzeb
10.	Ikrumullah
11.	Muhammad Riaz-Ul
12.	Wazir Mohammad
13.	Ibrahim-I
14.	S. Alamzeb Shah
15.	Abid Ali
16.	Kishwar Habi
17.	Zafar Ali-I
18.	Maqsood Ahmad
19.	Mohammad Hafeez
20.	Abdul Karim
21.	Imtiyaz Khan
22.	Zakir Hussain
23.	Danish Gul
24.	Mohammad Rahman
25.	15. Rashid Ali Shah
26.	Ansar Hussain Shah
27.	Mujaz Hussain

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mb

**OFFICE OF THE CHIEF ENGINEER (CENTRAL)
COMMUNICATION & WOMEN DEPARTMENT
KHYBER PAKHTUNKHWA PESHAWAR.**

No. 177- R/228/CEC/C&WO
Dated Peshawar 25/04/2020

To

1. All Chief Engineers (North / Merged Areas / CDO/ Env)
C&W Department Khyber Pakhtunkhwa.
2. The Managing Director
PKHA Peshawar.
3. All Executive Engineers.
in C&W Department Khyber Pakhtunkhwa.
4. The Project Directors
P&NRDA/PMU

Subject:

PROVISION OF ACRS/ PERFORMANCE EVALUATION REPORTS.

I am directed to refer to the subject noted above and to state that the ACRs Performance Evaluation Reports' alongwith synopsis, supported with Certificate on account of Non Involvement in Disciplinary / Judicial / Criminal Case of the following Senior Clerks working under your respective offices, may please be submitted to the office of the (sic) for processing their promotion cases.

This may be assigned Top Most Priority please.

1.	Anwar Shad
2.	Nooruddin
3.	Mohammad Saeed
4.	Mohammad Hafecz
5.	Mohammad Ibrar
6.	Not Relevant
7.	
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MB

28	Behlool Khan
29	Mohammad Ikram
30	Saifullah-II
31	Aminul Haq
32	Murad Jalal
33	Abdullah Jan-II ✓
34	Naveed Ahmad-I
35	Khurshid Ali-III
36	Mohammad Toqir
37	S. Munawar Shah
38	Mohammad Yunis
39	Khan Mohammad Khan
40	Imran Gul
41	Muhammad Yousaf-II
42	Said Jamal
43	Zahiruddin
44	Amal Khan
45	Abdul Malik-II
46	Shakirullah
47	M. Feroz Khan
48	Zarif Khan
49	Nasib Khan
50	Farhad Mohammad
51	Saeedur Rahman
52	Naveed Ahmad-II
53	Gul Afsar
54	Rahmanullah Khan
55	Mohammad Nasir Khan
56	Riaz Shahid
57	Gul Shad
58	Furqanullah

17

(Handwritten mark)

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(Handwritten signature)

ADMINISTRATIVE OFFICER

Copy to PA to Chief Engineer (Centre) C&W Department Peshawar for information please

(Handwritten signature)

ADMINISTRATIVE OFFICER

(Handwritten initials)

To

F-18


The Secretary
Communication & Works Deptt:
Khyber Pakhtunkhwa


Subject APPLICATION FOR FORGOING PROMOTION AS ACCOUNT CLERK
(BPS-14)

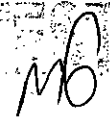
With most respect it is stated that I was appointed in the department as junior clerk (BPS-07) and later on I was promoted as senior clerk (BPS-14) in May 2018. It came to my knowledge that the department is intending to promote me from the post of senior clerk (BPS-14) to accounts clerk (BPS-14) however due to my domestic problems and weak health, I want to forgo the promotion.

It is therefore requested that on acceptance of this application I may not be promoted as accounts clerk (BPS-14).

Your Obediently


Abdul Jan Senior Clerk (BPS-14)
C&W Division Tribal
District Orakzai


ATTESTED TO BE
TRUE COPY

ATTESTED




Dated Peshawar the 04/11/2020

OFFICE ORDER

G-19

The following senior most Senior Clerks (BS-14) of C&W Department are hereby transferred (in relaxation of Ben) and posted as Accounts Clerks in their own pay & scales (as stop gap arrangement), against the existing vacancies, with immediate effect, in the public interest: -

Sl #	Name with designation	From	To	Remarks
1.	Mr. Anwar Shad	Senior Clerk O/O XEN Building Division Tribal District Khyber	Accounts Clerk (OPS) O/O XEN Building Division-II Peshawar	Existing Vacancy
2.	Mr. Nooruddin	Senior Clerk O/O SE C&W Circle Peshawar	Accounts Clerk (OPS) O/O XEN C&W Division Upper Chitral	Existing Vacancy
3.	Muhammad Saeed	Senior Clerk O/O XEN Building Division Tribal District South Waziristan at Tank	Accounts Clerk (OPS) O/O XEN Building Division Tribal District South Waziristan at Tank	Existing Vacancy
4.	Muhammad Ibrar	Senior Clerk O/O XEN C&W Division Haripur	Accounts Clerk (OPS) O/O XEN C&W Division Torghar.	Existing Vacancy
5.	Mr. Maqsood Ali	Senior Clerk O/O XEN Highway Division Mardan	Accounts Clerk (OPS) O/O XEN C&W Division Swabi	Existing Vacancy
6.	Syed Kifayat Shah	Senior Clerk O/O SE (Northern) C&W Tribal Circle Peshawar	Accounts Clerk (OPS) O/O SE (Northern) C&W Tribal Circle Peshawar	Existing Vacancy
7.	Muhammad Jehanzeb	Senior Clerk O/O CE (Merged Areas) C&WD Peshawar	Accounts Clerk (OPS) O/O SE (Southern) C&W Tribal Circle Bannu	Existing Vacancy
		Senior Clerk O/O SE PBC Peshawar	Accounts Clerk (OPS) O/O XEN PBC-II Peshawar	Existing Vacancy
		Senior Clerk O/O CE (Merged Area) C&WD Peshawar	Accounts Clerk (OPS) O/O SE (Northern) C&W Tribal Circle Peshawar	Existing Vacancy
10.	Mr. Wazir Muhammad	Senior Clerk O/O XEN Building Division-II Peshawar	Accounts Clerk (OPS) O/O MD PKHA Peshawar	Existing Vacancy
11.	Mr. Ibrahim-I	Senior Clerk O/O XEN C&W Division Shangla	Accounts Clerk (OPS) O/O XEN Building Division Swat	Existing Vacancy
12.	Syed Alamzeb Shah	Senior Clerk O/O XEN Building Division-II Peshawar	Accounts Clerk (OPS) O/O XEN Highway Division Nowshera	Existing Vacancy
13.	Mr. Abid Ali	Senior Clerk O/O XEN C&W Tribal Sub-Division Darazinda/ Jandola at DIKhan	Accounts Clerk (OPS) O/O XEN Highway Division Tribal District South Waziristan at Tank	Existing Vacancy
14.	Mr. Kishwar Nabi	Senior Clerk O/O XEN C&W Division Swabi	Accounts Clerk (OPS) O/O XEN C&W Division Swabi	Existing Vacancy
15.	Mr. Zafar Ali-I	Senior Clerk O/O XEN Building Division-I Peshawar	Accounts Clerk (OPS) O/O XEN Building Division Tribal District Khyber	Existing Vacancy

ATTESTED

Sl #	Name with designation	From	To	Remarks
16.	Muhammad Ijaz	Senior Clerk O/O XEN C&W Division Swabi	Accounts Clerk (OPS) O/O XEN C&W Division Swabi	Existing Vacancy
17	Mr. Abdul Karim	Senior Clerk O/O XEN C&W Division Charsadda	Accounts Clerk (OPS) O/O XEN C&W Division Charsadda	Existing Vacancy
18	Mr Imtiaz Khan	Senior Clerk O/O XEN Highway Division Peshawar	Accounts Clerk (OPS) O/O Principal Consulting Architect C&WD Peshawar	Existing Vacancy
19	Mr Zakir Hussain	Senior Clerk O/O SE C&W Circle Abbottabad	Accounts Clerk (OPS) services placed at the disposal of CE (Centre) for further posting	-
20	Mr Danish Gul	Senior Clerk O/O XEN C&W Division Hanpur	Accounts Clerk (OPS) O/O SE C&W Circle Battagram at Mansehra	Existing Vacancy
21	Muhammad Rehman	Senior Clerk O/O XEN Highway Division Swat	Accounts Clerk (OPS) O/O XEN C&W Division Malakand	Existing Vacancy
22	Mr Rashid Ali Shah	Senior Clerk O/O XEN Highway Division DIKhan	Accounts Clerk (OPS) O/O XEN C&W Division Hangu	Existing Vacancy
23.	Syed Anser Hussain Shah	Senior Clerk O/O XEN PBC-II Peshawar	Accounts Clerk (OPS) O/O XEN C&W Division Karak	Existing Vacancy
24	Mr Ayaz Hussain	Senior Clerk O/O XEN C&W Division DIKhan	Accounts Clerk (OPS) O/O XEN C&W Division Tank	Existing Vacancy
25.	Mr. Behloul Khan	Senior Clerk O/O XEN Building Division Bajaur	Accounts Clerk (OPS) O/O XEN Highway Division Tribal District Khyber	Existing Vacancy
26.	Muhammad Ikram	Senior Clerk O/O XEN C&W Division Dir Lower	Accounts Clerk (OPS) O/O XEN Highway Division Mardan	Existing Vacancy
27	Mr. Saifullah-II	Senior Clerk O/O XEN C&W Division Kohat	Accounts Clerk (OPS) O/O XEN C&W Division Lakk Marwat	Existing Vacancy
28.	Mr. Aminul Haq	Senior Clerk O/O XEN Building Division Nowshera	Accounts Clerk (OPS) O/O XEN Building Division Nowshera	Existing Vacancy
29.	Mr. Murad Jafar	Senior Clerk O/O XEN Building Division-II Peshawar	Accounts Clerk (OPS) O/O XEN Building Division Nowshera	Existing Vacancy
30.	Mr. Abdullah Jan-II	Senior Clerk O/O XEN C&W Division Tribal District Orakzal	Accounts Clerk (OPS) O/O XEN C&W Division Tribal District Orakzal	Existing Vacancy
31.	Mr. Naveed Ahmad-I	Senior Clerk O/O XEN C&W Division Swabi	Accounts Clerk (OPS) O/O XEN C&W Division Dir Upper	Existing Vacancy
32.	Mr. Khurshid Ali-III	Senior Clerk O/O XEN C&W Division Shangla	Accounts Clerk (OPS) O/O XEN C&W Division Shangla	Existing Vacancy
33.	Muhammad Toqeer	Senior Clerk O/O XEN C&W Division Abbottabad	Accounts Clerk (OPS) services placed at the disposal of CE (Centre) for further posting.	-
34.	Syed Munawar Shah	Senior Clerk O/O CE (Merged Area) C&WD Peshawar	Accounts Clerk (OPS) O/O SE (Southern) C&W Tribal Circle Bannu	Existing Vacancy
35.	Muhammad Younis	Senior Clerk O/O XEN PBMC Peshawar	Accounts Clerk (OPS) O/O SE C&W Circle Kohat	Existing Vacancy
36.	Mr. Khan Muhammad Khan	Senior Clerk O/O XEN Highway Division Tribal District North Waziristan at Miranshan	Accounts Clerk (OPS) O/O XEN C&W Tribal Sub- Division Darazinda/ Jandola DIKhan	Existing Vacancy

Sl #	Name with designation	From	To	Remarks
37.	Mr. Imran Gul	Senior Clerk O/O XEN C&W Division Lakki Marwat	Accounts Clerk (OPS) O/O XEN Building Division DIKhan	Existing Vacancy
38.	Muhammad Yousaf	Senior Clerk O/O XEN C&W Division Tank	Accounts Clerk (OPS) O/O XEN C&W Division Lakki Marwat	Existing Vacancy
39.	Mr. Said Jamal	Senior Clerk O/O XEN C&W Division Tribal District Orakzai	Accounts Clerk (OPS) O/O XEN XEN C&W Tribal Sub- Division Dara Adam Khel/ Hassan Khel at Kohat	Existing Vacancy

CHIEF ENGINEER (CENTRE)

Copy to the: -

1. Secretary to Govt of Khyber Pakhtunkhwa C&W Department Peshawar.
2. Accountant General Khyber Pakhtunkhwa Peshawar.
3. Chief Engineers (North/ Merged Areas/ CDO) C&W Department Peshawar.
4. Chief Engineer (East) C&W Department Abbottabad.
5. Managing Director PKHA Peshawar.
6. Principal Consulting Architect C&W Department Peshawar.
7. Superintending Engineers (Concerned) C&W Department.
8. Executive Engineers (Concerned) C&W Department.
9. District Accounts Officers, District (Concerned).
10. Officials concerned.


ADMINISTRATIVE OFFICER

ATTACHED

M. O.

VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

_____ OF 2020

Abdullah Jan

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Govt. of KP & others

(RESPONDENT)
(DEFENDANT)

I/We Abdullah Jan

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

Dated. _____/_____/2020

Abdullah Jan
CLIENT

NOOR MOHAMMAD KHATTAK
ACCEPTED

SHAHZULLAH YOUSAFZAI

MIR ZAMAN SAFI

&

AFRASIAB KHAN WAZIR
ADVOCATES

OFFICE:
Flat No.4, 2nd Floor, Juma Khan
Plaza, near FATA Secretariat,
Warsak Road, Peshawar.
Mobile No.0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

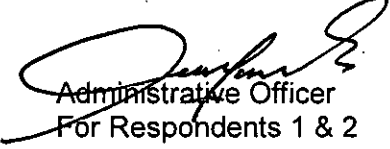
Service Appeal No.13899/2020

ABDULLAH JAN
Senior Clerk (BPS-14)
C&W Division, Tribal District
Orakzai

V/S Secretary C&W Department & Others

INDEX

SI No.	Description of the documents	Annex	Pages
1	Written Comments of Respondent-3 (Chief Engineer (Centre) C&WD	-	1 – 4
2	Affidavit	-	5
3	Establishment Department Notification No.SO(Policy)E&AD/1-3/2020 dated 06/08/2020.	I	6
4	Application of Mr. Abdullah Jan Senior Clerk to the Secretary C&WD	II	7


Administrative Officer
For Respondents 1 & 2

①

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

SERVICE APPEAL NO. 13899/2020

ABDULLAH JAN

Senior Clerk (BPS-14)

C&W Division, Tribal District Orakzai.....**Appellant**

VERSUS

1. The Secretary Communication & Works Department Khyber Pakhtunkhwa Peshawar.
2. The Chief Engineer (Centre) C&W Department Khyber Pakhtunkhwa Peshawar.
3. The Executive Engineer C&W Division Tribal District Orakzai.

.....**Respondents**

**COMMENTS OF OFFICIAL RESPONDENTS NO.1 & 2 WHEREAS
RESPONDENT NO.3 IS IRRELEVANTLY ARRAYED AS PARTY HAVING
NO AUTHORITY IN THE MATTER OF POSTING/ TRANSFER OF
CLERICAL ESTABLISHMENT IN THE C&W DEPARTMENT**

RESPECTFULLY SHEWETH!

PRELIMINARY OBJECTION

1. The instant Service Appeal is incompetent in the present form as prayed and filed because, appellant preferred application for forgo on 26/08/2020 to the Respondent-1 which was yet to be decided and he should have to wait for the reply or after completion of 90-days of the grievance, then went in suit which he not waited and filed Service Appeal in the Tribunal before the period of limitation. Further there was not issued any final or Appellate orders, so under what grounds he states submitted Departmental Appeal.
2. The Appellant has concealed the facts from the Tribunal and stressed upon the sub rule-5 of Rule-7 (Appointment, Promotion & Transfer) Rules, 1989, while the said sub rule-5 is stand deleted by the Govt vide Notification No.SO(Policy)E&AD/1-3/2020 dated 06/08/2020 (Annex-I), so the appellant

(2)

was well aware of the specific rule and as such his application for forgo he placed on Respondent-1 (directly) on 26/08/2020, meaning thereby, TWENTY days later of the ibid amendment in Rule-7, hence the Appeal is liable to be dismissed on this score alone.

3. The appellant as per Annex-F (at Page-18) has tried on his part to deceive the matter by affixing date, 03/08/2020 under his signature, whereas that one application which he submitted in the office of Respondent-1 (Secretary C&W Department) not bear such an date, which is Annexed-II, there arise a question, why he tried to do this act because he was well aware that the sub rule-5 of Rule-7 was stand "Deleted" on 06/08/2020, this attempt on the part of Appellant also speaks about his character and what to say as Law abiding official.
4. The instant Appeal is premature before this Honorable Court.

ON FACTS

1. Pertains to record, however attention is invited to Para-3 of the preliminary objection which by itself speaks about his Law abiding attitude.
2. The appellant stance about his appointment orders dated 14/07/1989 as Junior Clerk is incorrect, the memo of appointment was issued on 14/07/1990, he joined service as Junior Clerk on 15/07/1990.
3. Correct as per official record.
4. Correct to the extent of Para-4 of the Appeal.
5. Correct to the extent that Annual Confidential Reports were called of officials who were coming within the promotion zone on the one and on the other it is proregative that Annual Confidential Reports of officials always be drawn on year to year after the closing of a Calendar Year and it is a continuous process in all the Govt Departments.
6. The case of appellant is not so, because when he belongs to village Mashugagar, District Peshawar and is fond to continue and remain as Senior Clerk in BPS-14 at the same station with same status/ cadre, he should have applied for posting to the nearest station of his District Peshawar on that very grounds of suffering from various Health problems which he never reported

during the whole of his service. So far, filing of his Departmental Appeal before Respondent-1 (Secretary C&W Department) under sub rule-5 of Rule-7 of the Appointment, Promotion & Transfer Rules, 1989 relates that very rules stands "Deleted" on 06/08/2020 as narrated in Para-3 of the Preliminary objection. On the other appellant is not posted as Assistant rather he is posted (not promoted) on the post of Accounts Clerk in the same pay scale 14 (as stop gap arrangements), which the appellant enjoys as Senior Clerk (BS-14). Appellant had to perform as Accounts Clerk in the same office at Orajkzai and not as Assistant, which according to his stance is high job vigorous post.

- 7. Incorrectly drafted this Para-7 of the Service Appeal, because the one, he is not posted as Assistant, the 2nd due to the "Deletion" of sub rule-5 of Rule-7 (Appointment, Promotion & Transfer) Rules, 1989 by the Competent Authority (Chief Secretary of the Khyber Pakhtunkhwa) on 06/08/2020 there was No force/ weightage in the departmental appeal to have been acceded to, where he had not been promoted as Assistant.
- 8. The replying respondent will say that the Appellant is not an aggrieved person, he is not dislocated from that very station and assigned the same status of Pay Scale viz BPS-14 being identical cadre post.

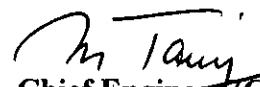
ON GROUNDS

- A. Incorrectly assumed on the part of replying Respondent(s), instead that is the appellant who tried to conceive the Court on wrong interpretation of Govt Rules/ Regulations and stated his case as promotion to the post of Assistant.
- B. Incorrect altogether. As replied above.
- C. Incorrect altogether. As replied above.
- D. This Para-D of grounds is ambiguous, if the appellant actually was/ is suffering Health issues, he should have brought in written with documentary proof (Doctor's Advice) for his posting to nearest Station to Peshawar as Senior Clerk-cum-Accounts Clerks in that very Pay Scale, BPS-14, which he enjoys, only it is a mere excuse on the part of Appellant to misinterpret the matter by invoking this Court.

- E. Incorrect. The replying Respondents have to act according to rules/ regulations and there is no vested right of the Appellant to forego any promotion due to the Deletion of that very said sub rule-5 of Rule-7 as expressed in above Paras of reply at any stage for the present or in due course of time.
- F. Incorrect and baseless stance, rather that is the Appellant who tried to conceive the Court with its wrong interpretations of rules/ regulations.
- G. Incorrect statement, the Appellant is not posted as Assistant (B-16), but he is posted on the post of Accounts Clerk in the same pay scale, BS-14. Appellant status of the orders dated 04/11/2020, falling at Sl. No.30 can be had, which the appellant, time to time trying to conceive the Court.
- H. The replying Respodnent(s), humbly states that there is no weightage in the instant Appeal, so the appellant losts any permission to be granted to him in the matter of so stated dispute.

In the wake of above said circumstances, the instant Appeal is incompetent, frivolous, vaxious, does not meet the merits, is liable to dismissal with cost and “fine” by wrong quotations of rules/ regulations, deceiving and attempted by fixing the date viz 03/08/2020 on the paper filed as Annex-F (Page-18) with his appeal giving the impression that, he has filed departmental appeal before the “Deletion” of that very sub rule-5 of Rule-7 (Appointment, Promotion & Transfer) Rules, 1989, but he is might ignorant of rules/ regulations. Any Rules, Amended/ Deleted will ever be construed/ termed Amended from the date of original legistive. The Appointment, Promotion & Transfer, 1989 have been promulgated by the Govt. on the 31st January, 1989, so any consequent amendment thereto will be construed from the date of abinitio.


 Secretary to Govt of KP
 C&W Department
 (Respondent No.1)


 Chief Engineer (Centre)
 C&W Department
 (Respondent No.2)

(5)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No.13899/2020

ABDULLAH JAN
Senior Clerk (BPS-14)
C&W Division, Tribal District
Orakzai

V/S Secretary C&W Department &
Others

AFFIDAVIT


I, Mehboob Ali, Administrative Officer (BS-17) Office of the Chief Engineer (Centre) C&W Department do hereby solemnly affirm and declare that the contents of the accompany Service Appeal are correct to the best of my knowledge and nothing has been concealed from this Honorable Service Tribunal.

I am further undertake that no such Service Appeal is filed before this Honorable Service Appeal.

Deponent

IDENTIFIED BY

ADDL ADVOCATE GENERAL
Khyber Pakhtunkhwa
Public Service Tribunal
Peshawar


(Mehboob Ali)
Administrative Officer
O/O Chief Engineer (Centre)
C&W Department Peshawar



**GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(REGULATION WING)**

NOTIFICATION

Dated Peshawar the, 06 / 8 /2020

No.SO(Policy)E&AD/1-3/2020: In exercise of the powers conferred by section 26 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No.XVIII of 1973), the Chief Minister of Khyber Pakhtunkhwa is pleased to direct that in the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989, the following further amendment shall be made, namely:

AMENDMENT

In rule 7, sub-rule (5) shall be deleted.

**CHIEF SECRETARY
GOVERNMENT OF THE KHYBER PAKHTUNKHWA**

ENDST: NO & EVEN DATE

Copy is forwarded to:-

1. Additional Chief Secretary, Govt. of Khyber Pakhtunkhwa, Planning & Development Department.
2. The Senior Member Board of Revenue, Khyber Pakhtunkhwa.
3. All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
4. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
5. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
6. All Divisional Commissioners in Khyber Pakhtunkhwa.
7. All Heads of Attached Departments in Khyber Pakhtunkhwa.
8. All Autonomous/Semi Autonomous Bodies in Khyber Pakhtunkhwa.
9. All Deputy Commissioners in Khyber Pakhtunkhwa.
10. The Registrar Peshawar High Court, Peshawar.
11. The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar.
12. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
13. The Deputy Director (IT), E&A Department.
14. All Section Officers in Establishment & Administration Department.
15. The Section Officer (Admn), Administration Department with the request to arrange 20 gazette copies.
16. The Caretaker, Administration Department.

M. Arshad

Annex II (7)

To

The Secretary
Communication & Works Deptt:
Khyber Pakhtunkhwa

AST/DSA

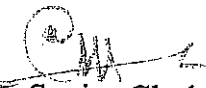
Subject APPLICATION FOR FORGOING PROMOTION AS ACCOUNT CLERK
(BPS-14)

With most respect it is stated that I was appointed in the department as junior clerk (BPS-07) and later on I was promoted as senior clerk (BPS-14) in May 2018. It came to my knowledge that the department is intending to promote me from the post of senior clerk (BPS-14) to accounts clerk (BPS-14) however due to my domestic problems and weak health, I want to forgo the promotion.

It is therefore requested that on acceptance of this application I may not be promoted as accounts clerk (BPS-14)

Forgoing

Your Obediently


Abdul Jan Senior Clerk (BPS-14)
C&W Division Tribal
District Orakzai

SOCD
Abdul Jan
27/8

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No.13899/2020

ABDULLAH JAN
Senior Clerk (BPS-14)
C&W Division, Tribal District
Orakzai

V/S Secretary C&W Department & Others

INDEX

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3	Establishment Department Notification No:SO(Policy)E&AD/1-3/2020 dated 06/08/2020.	I	6
4	Application of Mr. Abdullah Jan Senior Clerk to the Secretary C&WD	II	7


Administrative Officer
For Respondents 1 & 2

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL NO. 13899/2020

ABDULLAH JAN

Senior Clerk (BPS-14)

C&W Division, Tribal District Orakzai.....**Appellant**

VERSUS

1. The Secretary Communication & Works Department Khyber Pakhtunkhwa Peshawar.
2. The Chief Engineer (Centre) C&W Department Khyber Pakhtunkhwa Peshawar.
3. The Executive Engineer C&W Division Tribal District Orakzai.

.....**Respondents**

COMMENTS OF OFFICIAL RESPONDENTS NO.1 & 2 WHEREAS RESPONDENT NO.3 IS IRRELEVANTLY ARRAYED AS PARTY HAVING NO AUTHORITY IN THE MATTER OF POSTING/ TRANSFER OF CLERICAL ESTABLISHMENT IN THE C&W DEPARTMENT

RESPECTFULLY SHEWETH!

PRELIMINARY OBJECTION

1. The instant Service Appeal is incompetent in the present form as prayed and filed because, appellant preferred application for forgo on 26/08/2020 to the Respondent-1 which was yet to be decided and he should have to wait for the reply or after completion of 90-days of the grievance, then went in suit which he not waited and filed Service Appeal in the Tribunal before the period of limitation. Further there was not issued any final or Appellate orders, so under what grounds he states submitted Departmental Appeal.
2. The Appellant has concealed the facts from the Tribunal and stressed upon the sub rule-5 of Rule-7 (Appointment, Promotion & Transfer) Rules, 1989, while the said sub rule-5 is stand deleted by the Govt vide Notification No.SO(Policy)E&AD/1-3/2020 dated 06/08/2020 (Annex-I), so the appellant

was well aware of the specific rule and as such his application for forgo he placed on Respondent-1 (directly) on 26/08/2020, meaning thereby, TWENTY days later of the ibid amendment in Rule-7, hence the Appeal is liable to be dismissed on this score alone.

- 3. The appellant as per Annex-F (at Page-18) has tried on his part to deceive the matter by affixing date, 03/08/2020 under his signature, whereas that one application which he submitted in the office of Respondent-1 (Secretary C&W Department) not bear such an date, which is Annexed-II, there arise a question, why he tried to do this act because he was well aware that the sub rule-5 of Rule=-7 was stand "Deleted" on 06/08/2020, this attempt on the part of Appellant also speaks about his character and what to say as Law abiding official.
- 4. The instant Appeal is premature before this Honorable Court.

ON FACTS

- 1. Pertains to record, however attention is invited to Para-3 of the preliminary objection which by itself speaks about his Law abiding attitude.
- 2. The appellant stance about his appointment orders dated 14/07/1989 as Junior Clerk is incorrect, the memo of appointment was issued on 14/07/1990, he joined service as Junior Clerk on 15/07/1990.
- 3. Correct as per official record.
- 4. Correct to the extent of Para-4 of the Appeal.
- 5. Correct to the extent that Annual Confidential Reports were called of officials who were coming within the promotion zone on the one and on the other it is proregative that Annual Confidential Reports of officials always be drawn on year to year after the closing of a Calendar Year and it is a continuous process in all the Govt Departments.
- 6. The case of appellant is not so, because when he belongs to village Mashugagar, District Peshawar and is fond to continue and remain as Senior Clerk in BPS-14 at the same station with same status/ cadre, he should have applied for posting to the nearest station of his District Peshawar on that very grounds of suffering from various Health problems which he never reported

during the whole of his service. So far, filing of his Departmental Appeal before Respondent-1 (Secretary C&W Department) under sub rule-5 of Rule-7 of the Appointment, Promotion & Transfer Rules, 1989 relates that very rules stands "Deleted" on 06/08/2020 as narrated in Para-3 of the Preliminary objection. On the other appellant is not posted as Assistant rather he is posted (not promoted) on the post of Accounts Clerk in the same pay scale 14 (as stop gap arrangements), which the appellant enjoys as Senior Clerk (BS-14). Appellant had to perform as Accounts Clerk in the same office at Orajkzai and not as Assistant, which according to his stance is high job vigorous post.


7. Incorrectly drafted this Para-7 of the Service Appeal, because the one, he is not posted as Assistant, the 2nd due to the "Deletion" of sub rule-5 of Rule-7 (Appointment, Promotion & Transfer) Rules, 1989 by the Competent Authority (Chief Secretary of the Khyber Pakhtunkhwa) on 06/08/2020 there was No force/ weightage in the departmental appeal to have been acceded to, where he had not been promoted as Assistant.
8. The replying respondent will say that the Appellant is not an aggrieved person, he is not dislocated from that very station and assigned the same status of Pay Scale viz BPS-14 being identical cadre post.

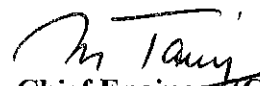
ON GROUNDS

- A. Incorrectly assumed on the part of replying Respondent(s), instead that is the appellant who tried to conceive the Court on wrong interpretation of Govt Rules/ Regulations and stated his case as promotion to the post of Assistant.
- B. Incorrect altogether. As replied above.
- C. Incorrect altogether. As replied above.
- D. This Para-D of grounds is ambiguous, if the appellant actually was/ is suffering Health issues, he should have brought in written with documentary proof (Doctor's Advice) for his posting to nearest Station to Peshawar as Senior Clerk-cum-Accounts Clerks in that very Pay Scale, BPS-14, which he enjoys, only it is a mere excuse on the part of Appellant to misinterpret the matter by invoking this Court.

- E. Incorrect. The replying Respondents have to act according to rules/ regulations and there is no vested right of the Appellant to forego any promotion due to the Deletion of that very said sub rule-5 of Rule-7 as expressed in above Paras of reply at any stage for the present or in due course of time.
- F. Incorrect and baseless stance, rather that is the Appellant who tried to conceive the Court with its wrong interpretations of rules/ regulations.
- G. Incorrect statement, the Appellant is not posted as Assistant (B-16), but he is posted on the post of Accounts Clerk in the same pay scale, BS-14. Appellant status of the orders dated 04/11/2020, falling at Sl. No.30 can be had, which the appellant, time to time trying to conceive the Court.
- H. The replying Respodnent(s), humbly states that there is no weightage in the instant Appeal, so the appellant loses any permission to be granted to him in the matter of so stated dispute.

In the wake of above said circumstances, the instant Appeal is incompetent, frivolous, vaxious, does not meet the merits, is liable to dismissal with cost and "fine" by wrong quotations of rules/ regulations, deceiving and attempted by fixing the date viz 03/08/2020 on the paper filed as Annex-F (Page-18) with his appeal giving the impression that, he has filed departmental appeal before the "Deletion" of that very sub rule-5 of Rule-7 (Appointment, Promotion & Transfer) Rules, 1989, but he is might ignorant of rules/ regulations. Any Rules, Amended/ Deleted will ever be construed/ termed Amended from the date of original legislative. The Appointment, Promotion & Transfer, 1989 have been promulgated by the Govt. on the 31st January, 1989, so any consequent amendment thereto will be construed from the date of abinitio.


Secretary to Govt of KP
 C&W Department
 (Respondent No.1)


Chief Engineer (Centre)
 C&W Department
 (Respondent No.2)

(5)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
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Service Appeal No.13899/2020

ABDULLAH JAN
Senior Clerk (BPS-14)
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V/S Secretary C&W Department &
Others

AFFIDAVIT

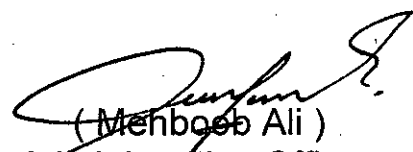
I, Mehboob Ali, Administrative Officer (BS-17) Office of the Chief Engineer (Centre) C&W Department do hereby solemnly affirm and declare that the contents of the accompany Service Appeal are correct to the best of my knowledge and nothing has been concealed from this Honorable Service Tribunal.

I am further undertake that no such Service Appeal is filed before this Honorable Service Appeal.

Deponent

IDENTIFIED BY

ADDL ADVOCATE GENERAL
Khyber Pakhtunkhwa
Public Service Tribunal
Peshawar


(Mehboob Ali)
Administrative Officer
O/O Chief Engineer (Centre)
C&W Department Peshawar



**GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(REGULATION WING)**

NOTIFICATION

Dated Peshawar the, 06 / 8 /2020

No.SO(Policy)E&AD/1-3/2020: In exercise of the powers conferred by section 26 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No.XVIII of 1973). the Chief Minister of Khyber Pakhtunkhwa is pleased to direct that in the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989, the following further amendment shall be made, namely:

AMENDMENT

In rule 7, sub-rule (5) shall be deleted.

**CHIEF SECRETARY
GOVERNMENT OF THE KHYBER PAKHTUNKHWA**

ENDST: NO & EVEN DATE

Copy is forwarded to:-

1. Additional Chief Secretary, Govt. of Khyber Pakhtunkhwa, Planning & Development Department.
2. The Senior Member Board of Revenue, Khyber Pakhtunkhwa.
3. All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
4. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
5. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
6. All Divisional Commissioners in Khyber Pakhtunkhwa.
7. All Heads of Attached Departments in Khyber Pakhtunkhwa.
8. All Autonomous/Semi Autonomous Bodies in Khyber Pakhtunkhwa.
9. All Deputy Commissioners in Khyber Pakhtunkhwa.
10. The Registrar Peshawar High Court, Peshawar.
11. The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar.
12. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
13. The Deputy Director (IT), E&A Department.
14. All Section Officers in Establishment & Administration Department.
15. The Section Officer (Admn), Administration Department with the request to arrange 20 gazette copies.
16. The Caretaker, Administration Department.

Mardhaty

To

The Secretary
Communication & Works Deptt:
Khyber Pakhtunkhwa

Annex II (7)

6444
21-2-2018
AST/DSA


Subject APPLICATION FOR FORGOING PROMOTION AS ACCOUNT CLERK (BPS-14)

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M. Arshad Ali