

10.08.2022

Appellant Deposited  
Security & Process Fee  
10/8

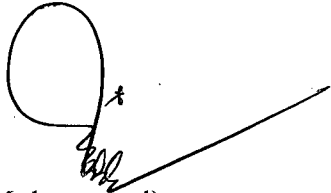
Learned counsel for the appellant present and submitted an application for submission of security and process fee. Application allowed with direction to submit security and process fee within 3 days, thereafter notices be issued to respondents for submission of written reply/comments. To come up for written reply/comments on 06.10.2022 before S.B.

  
(Fareeha Paul)  
Member (E)

06.10.2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG for the respondents present.

Written reply/comments have not been submitted. Learned AAG requested for further time. Request is accepted. To come up for written reply/comments on 28.11.2022 before S.B.

  
(Mian Muhammad)  
Member (E)

14.12.2021

Learned counsel for the appellant present.

Learned counsel for the appellant seeks adjournment on the ground that he has not prepared the brief. Adjourned. To come up for preliminary hearing on 23.02.2022 before S.B.

  
(MIAN MUHAMMAD)  
MEMBER (E)

24.02.2022

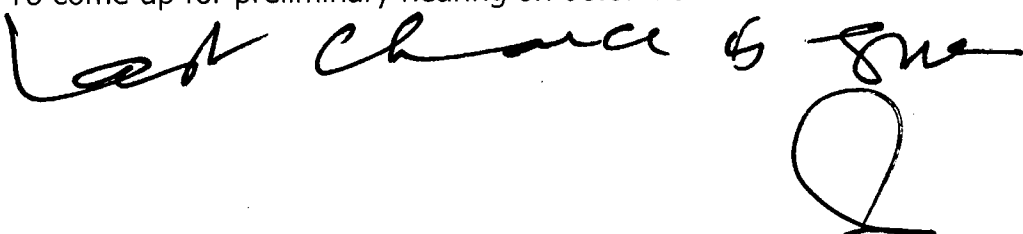
Due to retirement of the Hon'able Chairman, the case is adjourned to 23.05.2022 for the same before D.B.

  
Reader

23<sup>rd</sup> May, 2022

Counsel for the appellant present and seeks adjournment in order to properly assist the court. Adjourned.

To come up for preliminary hearing on 06.07.2022 before S.B.

*Last chance to give*  


(Kalim Arshad Khan)  
Chairman

06<sup>th</sup> July, 2022

Learned counsel for the appellant present.

Learned counsel says that appeals against the same order, filed by other appellants have already been admitted and are fixed for 10.08.2022. Therefore, this appeal is also admitted to full hearing, subject to all just and legal objections by the other side. The appellant is directed to deposit security and process fee within 10 days. Respondents be summoned through process serving agency of the learned Senior Civil Judge, Peshawar. To come up for written reply/comments on 10.08.2022 before S.B.



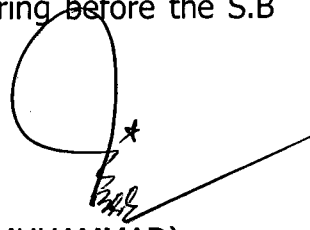
  
(Kalim Arshad Khan)  
Chairman

Form- A

FORM OF ORDER SHEET

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

Case No.- 7193 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	05/08/2021	<p>The appeal resubmitted today by Mr. L. Nawab Ali Noor 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>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>11-10-21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	11.10.2021	<p>Clerk of learned counsel for the appellant present.</p> <p>Clerk of learned counsel for the appellant seeks adjournment due to General Strike of the Peshawar Bar Association. Adjourned. To come up for preliminary hearing before the S.B on 14.12.2021.</p> <p style="text-align: right;"> (MIAN MUHAMMAD) MEMBER (E)</p>

7193/2021  
BEFORE THE SERVICE TRIBUNAL K.P.K PESHAWAR.

S. Appeal N O of 2021.

1. Yousaf Zada

.....(Appellant).

**VERSUS**

1. Govt of K.P.K through chief secretary and others

.....( Respondents).

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4	Waklat Nama		18

Through

Appellant

L.Nawab Ali Noor  
Advocate High Court  
Peshawar.  
03469076945

S. Appeal No. of 2021.

1. Yousaf zada S/O Gul ada GPS Dunkacha Makhoai Swat.

.....Appellant

**VERSUS**

1. Govt of K.P.K through Chief Secretary Civil Secretariat  
Peshawar.

2. Secretary Elementary and Secondary  
education K.P.K Civil Secretariat , Peshawar.

3. Director Elementary and Secondary  
education K.P.K Civil Secretariat , Peshawar.

.....Respondents

APPEAL UNDER SECTION - 4 OF THE KHYBER PUKHTOONKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE IMPUGNED SERVICE RULES NOTIFICATION DATED 24.7.2014 WHEREBY NOT INCLUDING THE COMPUTER SCIENCE SUBJECT/DEGREE HOLDER IN THE CRITERIA OF ELIGABILITY FOR THE PROMOTION OF PST, IT TO THE POST OF SST BPS -16 SAME IS AGAINST THE SERVICE RULES NOTIFIED IN THE NOTIFICATION DATED 24.4.2018 TO THE EXTENT OF SERIAL NO.2 COLUMN NO.5 OF THE TABLE WHEREBY NO QUOTA HAS BEEN ALLOCATED FOR APPELLANT CATER AS PST IT AND SAME TIME AWARDED TO ALL OTHERS AND TAKING ANY ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.

**PRAYERS:**

On acceptance of this service appeal this honorable court may graciously be pleased to set aside / declare, null and void / amended / modified the impugned service rules / notification dated 24.7.2014 to the extent of the S.NO. 1 B Column NO.3 the table by including / inserting / amending / Modifying service rules as well as service rules 24.2.2018 also may kindly be / inserting / amending / Modifying to the extent of S.NO. 2 column no. 5 and may please allocate promotion quota for appellant as PST IT for the promotion to the post of SST IT BPS -16 with all back benefit

It is further requested to consider the appellant for promotion for the post of SST IT BPS-16 with all back benefit from 2014 i.e from the date of notification benefit granted to others.

May also awarded the relief of 7 years duration of service also.

**RESPECTFULLY SUBMITTED,**

1. That appellant is civil servant doing their job in education department as PST.

(Copy of the appointment order as annexure A).

2. That appellant is highly educated hiring master degree holder in their relevant computer science subject along With PST/ CT, BED / MED decrees etc.

(Copies of the testimonials as annexure B).

3. That it is to be noted by your honor that following six cadres of SST ( BPS -16) are there in which the appellant cadre is PST (IT) which is only and lonely cadre of the appellant whom ignored, deprived from the promotion rights.

4. That It is further to be noted that till date even for the appellant cadre as PST.IT, even rules of promotion are complete silent which is further question mark before this honorable court?.

5. That so much so may visit the notification dated 24.7.14 in which for

category a,b,c,d qualification for which properly promotion rules are there and they are awarded the same from the date of notification while on other side appellant with qualification / degree of Computer science , Math A, Math B along with others subject ignored reason best known to them. **Copy of the notification 24.7.14 as annexure B.**

6. That It is further to be noted that till date even for the petitioners cadre ,whose subject is computer science at bachelor level even rules of promotion are complete silent which is further question mark before this honorable court ?.

7. That so much so may visit the notifications dated 24.7.14 ,24.4.2018 very interesting to see that in 24.7.2014 where cadre is there but subject subject ignore while 24.4.2018 subject of computer is there but cadre ignore which is great joke and pure question of discrimination before this Honorable court .

**Copy of notification 24.4.18 is attached as annexure C.**

8. That appellant filed departmental appeal before the competent authority but same is with no response within the statutory period.

**Copy of the Departmental appeal as annexure D.**

That appellant aggrieved from the same having others no adequate remedy approach this Honorable court on following amongst others

#### **GROUNDS:**

- a. That awarding the promotion , seniority back benefit to others while deprived the appellant cadre was/is illegal , unlawful, unconstitutional act of the respondents hence need modified, amend, and set aside the same up to the asking relief .
- b. That awarding the same relief to rest of five categories and deprived from the same benefit appellant and his cadres is question of

discrimination before this Honorable tribunal.

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- c. That notifications in questions is against the service rules, law ,constitution hence no way except to award the promotion quota to appellant/appellant cadre along with back benefit from the date of notification .
- d. That under what law and circumstances only appellant/appellant cadre deprived from promotion while rest of all are benefited through same notification and awarded relief with back benefit reason best known to them.
- e. That under the constitution appellant has the same rights like others civil servant but same not extend equally which is injustice.
- f. That act of the respondent to pick and chose is not justified at any cost which is against the basic provision of the constitution, law service rules.
- g. That action on the part of respondents amount to misuse of power and approach beyond from the jurisdiction under the law mentioned for.
- h. That superior court repeatedly delivered judgment in respect ART.4, 25 etc and present case respondents violated the same also.

It is therefore most humbly prayed that on acceptance of this service appeal your honor may graciously be to set aside / declare , null and void /amended /modified the notification dated 24.7.2014 to the extent of the S.NO. 1B column NO.3 of the table by including / inserting/ amending / Modifying service rules as well as service rules 24.2.2018 also may kindly be / inserting/ amending / Modifying to the extent of S.NO. 2 column no. 5 and may please allocate promotion quota for the appellant/appellant cadre.

It is further requested to consider the appellant for promotion for the post of SST IT BPS-16 with all back benefit from 2014 date of notification.



May also awarded the relief of 7 years duration of service also.

5

May please awarded any other relief for which appellant entitled not specifically mentioned deem appropriate may also awarded.

Dated:

Through

Appellant  
L.Nawab Ali Noor  
Advocate High Court  
Peshawar.

Certificate: certified that no such like service. appeal filed before this Honorable tribunal.

L.Nawab Ali Noor  
Advocate High Court  
Peshawar.

**AFFIDAVIT.**

I, Yousaf zada S/O Gul zada GPS-Dunkacha Makhoai do solemnly affirm and declare on oath that the contents of the accompanying service Appeal are true and correct to the best of my knowledge and belief and nothing been kept concealed from this Honorable tribunal.

Deponent



**BEFORE THE SERVICE TRIBUNAL K.P.K PESHAWAR.**

S. Appeal No. of 2020.

1. Yousaf Zada S/O Gul Zada GPS-Dunkacha Makhoai.  
..... Appellant.

**VERSUS**

1. Govt of K.P.K Through Chief Secretary K.P.K Peshawar and others.  
..... Respondents

**Application for stay over the appointment of SST till decision.**

**RESPECTFULLY SUBMITTED.**

1. That above titled service appeal is pending before this honorable court for adjudication, and no date of hearing has been fixed so far.
2. That service appeal is read as an integral part of this application.
3. That appellant have a good prima facie and arguable case, balance of convince lies in their favor if temporary injunction not granted will suffer irreparable loss and injury.

Under the above circumstances, humbly prayed that respondent may kindly be restrained from further any promotion till final decision of the instant service appeal

**Applicant / Appellant**

**Through**

**L. Nawab Ali Noor Advocate  
High Court Peshawar.**

**AFFIDAVIT.**

I, Yousaf Zada S/O Gul Zada GPS-Dunkacha Makhoai, do solemnly affirm and declare on oath that the contents of the accompanying service appeal are true and correct to the best of my knowledge and belief and nothing been kept concealed from this Honorable tribunal.

**Deponent**





A. A. 7

**OFFICE OF THE  
DISTRICT EDUCATION OFFICER (M)  
SHANGLA.**

**APPOINTMENTS ORDER:-**

Consequent upon the recommendations/Approval of District Selection Committee meeting held on 2/3/2016 vide his minutes bearing No. 2172-75 dated 2/3/2016 appointments of the following candidates are hereby ordered against the vacant posts of Primary School Teacher (PST) on the rules of adhoc policy on contract bases under the existing policy of the Provincial Government, as the terms and conditions given below with effect from the date of their taking over charge in the interest of public Services:-

S#	Name of Candidate.	Father's Name	Name of U/C	Merit	Place of posting
1	FARHAD ALI	SHER ALI KHAN	Aloch	139.15	GPS Aloch No.1
2	HUSSAIN ALI	MUHAMMAD RAFIQ	Aloch	123.16	GPS Aloch No.1
3	SHAHZAD ALI	MUHAMMAD ISRAIL	Aloch	121.33	GPS Bagyar
4	NAEEMUD DIN	WAZIR KHAN	Aloch	121.31	GPS Bunirwall
5	NAVEED ULLAH	SAHRIFULLAH	Aloch	118.68	GPS Kadona Puran
6	QARIB ULLAH	ZARSHAN KHAN	Aloch	115.17	GPS Dara Serai
7	JAVED ISLAM	RAHMANI GUL	Aloch	114.55	GPS Bunirwall
8	ADNAN ALI KHAN	ABDUL KABIR	Aloch	114.21	GPS Kadona Puran
9	WALI KHAN	SULTAN NAZEER	Aloch	113.75	GPS Aloch No.1
10	IHSAN ULLAH	HAZRAT YOUNAS	Aloch	111.54	GPS Bagyar
11	NI' Z AHMAD	UMAR HAYAT	Aloch	108	GPS Dara Serai
12	NOORUL ISMLAM	MUHAMMD SHAH	Aloch	106.23	GPS Bunirwall
13	IZHAR ULLAH	MUHAMMAD RAHMAN	Aloch	105.82	GPS Bagilla Puran
14	HAMEED ULLAH	MUHAMMAD ISHAQ	Aloch	104.87	GPS Dara Serai
15	JAVED UR REHMAN	HAZRAT ISHAQ	Aloch	104.87	GPS Bunirwall
16	MUHAMMAD ARSHAD	MAUHAMMAD RAFIQ	Aloch	104.39	GPS Kikor Puran
17	IKRAM ULLAH	GHANI RAHMAN	Aloch	103.52	GPS Kotkay Puran
18	JAN MUHAMMAD	GUL DADAI	Aloch	102.99	GPS Chilgram
19	SAFDAR ALI	TAJ MUHAMMAD	Aloch	101.43	GPS Nimkalay Puran
20	TARIQ AHMAD	ROZI KHAN	Aloch	101.39	GPS Aloch No.1
21	IZHAR ALI	BAKHT QAYOUM	Aloch	100.46	GPS Kadona Puran
22	MUHAMMAD AZHAR	MUHAMMAD RAHMAN	Aloch	100.27	GPS Bagilla Puran
23	JAWHAR ALI	WAJID ALI	Aloch	98.83	GPS Kotkay Puran
24	IJAZ AHMAD	AZIM KHAN	Aloch	98.12	GPS Jambal
25	RIAZ	TOTI GUL	Aloch	98.07	GPS Jambal
26	NAEEM SHAH	IBRAHIM SHAH	Aloch	97.2	GPS Nimkalay Puran
27	SAEED ANWAR	HAZRAT ISHAQ	Aloch	97.09	GPS Kikor Puran
28	MEHTAB AHMAD	ZAFAR ALI	Aloch	96.84	GPS Bagyar
29	ATAUR RAHMAN	INAYAT UR RAHMAN	Aloch	96.58	GPS Kulalal
30	IHSAN UDDIN	WAZIR KHAN	Aloch	96.07	GPS Dara Serai
31	SHAFQAT ULLAH	LATIF UR RAHMAN	Aloch	94.26	GPS Dara Serai
32	MURAD ALI	FAZAL KHALIQ	Aloch	93.9	GPS Kikor Puran
33	AFEEN ULLAH	FAKHRUL ISLAM	Aloch	93.41	GPS Kikor Puran
34	FAZAL RAZIQ	ABDUL NABI	Alpurai	121.99	GPS Tango Basi
35	SHER AKBAR	SHERIN DAD	Alpurai	118.52	GPS No.2 Alpurai
36	MUHAMMAD RASHAD	JAYFOOR	Alpurai	117.81	GPS Manal Ser
37	MUHAMMAD USMAN	MEHMOOD KHAN	Alpurai	115.23	GPS Gandaw
38	SARDAR ALI	MUHAMMAD RASOOL	Alpurai	113.43	GPS Kass Basi
39	BASHIR AHMAD	MUHAMMAD RAHIM	Alpurai	111.49	GPS Manal Ser
40	AMIN UL HAQ	ABDUL KHALIQ	Alpurai	110.65	GPS Kag Basi
41	AFTAB AHMAD KHAN	KHAYBARIN	Alpurai	110.15	GPS No.2 Alpurai
42	IKRAM ULLAH	KHAN MEEN	Alpurai	108.7	GPS No.2 Alpurai
43	M. MUJAHID KHAN	BAKHTYAR	Alpurai	107.7	GPS Dara Manafkheil
44	UMAR SUBHAN	SAID UMAR	Alpurai	105.88	GPS Falza Basi
45	FAZAL RABBI	MUHAMMAD SHOAB	Alpurai	105.22	GPS Seen Basi
46	MUHAMMAD ASAD	ABDUL KABIR KHAN	Alpurai	105.07	GPS Wahab Kheil Kotkay
47	MIAN HABIBUL HAQ	SAID BACHA	Alpurai	104.97	GPS Bess
48	SAFDAR ALI	MUHAMMAD SHAER	Alpurai	104.05	GPS Bess
49	SHER RAHMAN	ALI MUHAMMAD	Alpurai	102.34	GPS Bess
50	ATTA ULLAH	CHARI GUL	Alpurai	102.11	GPS Bess
51	MUHAMMAD MUSA	MUHAMMAD USMAN	Alpurai	99.92	GPS Bunyala
52	SAID MUKHTYAR	GUL BADSHAH	Alpurai	99.48	GPS Kag Basi
53	SHAMSHIR ALI KHAN	SARANZEB	Alpurai	99.39	GPS Manwan
54	RAHMAT ALI	ITBAR KHAN	Alpurai	99.04	GPS Manwan

Sl No	Name	Address	Category	Value	Location
131	ANWAR KHAN	FOOZ KHAN	Butyal	103.56	GPS Bobai Bala
132	MUHAMMAD IQBAL	HANIFA	Butyal	103.52	GPS Kerai Besham
133	WASEEM AKRAM	IHSANUL ALEEM	Butyal	103.11	GPS Khatako Sar
134	SAYED ABID ALI SHAH	SYED AFTAN ALI SHAH	chakisar	120.1	GPS Siknai Kandawgay
134	AZAM KHAN	YOUSAF KHAN	chakisar	109.14	GPS Khadang
135	TASNEEMUL HAQ	KAFAYAT ULLAH	chakisar	106.04	GPS Chakisar B. Paw
138	SANAULLAH	DUNYA GUL	chakisar	102.9	GPS Tambal Dand
137	ARSHAD ALI	MUHAMMAD JEHANGIR	chakisar	99.62	GPS Chakisar K. Paw
138	ZAHID ZAMAN	HABIB AHMAD	chakisar	98.8	GPS Chakisar K. Paw
139	HAIDER ALI KHAN	TAIF KHAN	chakisar	89.89	GPS Khadang
140	ALAMGIR ALI KHAN	TAIF KHAN	chakisar	86.38	GPS Siknai Kandawgay
141	ZIA ULLAH	DUNYA DAR	chakisar	88.24	GPS Siknai Kandawgay
142	BASHARAT SAEED	MUHAMMAD SAEED	chakisar	85.79	GPS Siknai Bala
143	SALEEMULLAH	DUNYA GUL	chakisar	85.28	GPS Saidano Dehrai
144	MOHAMMAD SHER	MUHAMMAD YOUNAS	chakisar	84.4	GPS Siknai Bala
145	ZAFAR ALI	MUHAMMAD SABOOR	chakisar	84.26	GPS Saidano Dehrai
146	ZAFAR IQBAL	MUHAMMAD KHAN	Chawga	83.37	GPS Chakisar B. Paw
147	FAZAL HADI	FAZAL ALEEM	Chawga	101.11	GPS Akrai
148	QADAR RAHMAN	SHAMSHER RAHMAN	Chawga	99.26	GPS Balna Makhozi
149	ZAHIDEEN	MUHAMMAD RAFIQ	Chawga	98.73	GPS Balna Makhozi
150	ISLAM UL HAQ	SHER MUHAMMAD	Chawga	98.3	GPS Chowga
151	INAYAT ULLAH	SHAHID ZADA	Chawga	97.12	GPS Chowga
152	BAKHT SULTAN	BAKHT. BILAND KHAN	Chawga	95.46	GPS Baqilia Makhozi
153	SABIR RAHMAN	ABDUL SADIQ	Chawga	93.47	GPS Dunkacha Makhozi
154	ZIA UR REHMAN	GUL RAHMAN	Chawga	92.58	GPS Dunkacha Makhozi
155	HUSAN IQBAL	HAIDAR ALI	Chawga	90.68	GPS Dunkacha Makhozi
156	YOUSUF ZADA	NASIB ZADA	Chawga	89.68	GPS Dunkacha Makhozi
157	TAQWEEM UL HAQ	AMIR NAWAB	Chawga	88.4	GPS Akrai
158	FAZAL KHALIQ	ABDUL WADOOD	Chawga	88.12	GPS Lochana
159	SAJJAD ALI KHAN	MARI JAN	Damoral	123.25	GPS Kandaray Damorai
160	INAM ULLAH	ABDUL WADOOD	Damoral	119.34	GPS Kikor No.2
161	NOOR RAHMAN	MIAN RAHMAN	Damoral	116.82	GPS Sorban
162	SHAFEEQUE AHMAD	MOLANA ROOM	Dandai	121.66	GPS Barkalay Dandai
163	KARIM ULLAH	FAZAL QAYOUM	Dandai	114.77	GPS Barkalay Dandai
164	MUHAMMAD ZUBAIR	MIAN ZARIN	Dandai	109.01	GPS Chagum Dandai
165	MUSHTAQ AHMAD	JAMIL AHMAD	Dandai	102.75	GPS Jaba Dandai
166	INAYAT ULLAH	INAMULLAH	Dehrai Alpurai	122.13	GPS Falza Mora
167	ARSHAD IQBAL	SULTAN ZARIN	Dehrai Alpurai	112.27	GPS Shalawoo
168	BAKHT SHAH ZADA	GUL HASSAN	Dehrai Alpurai	111.91	GPS Chakat No.1
169	MAHBOOBUR RAHMAN	QADAR ZAMAN	Dehrai Alpurai	111.51	GPS Mata Awan
170	BAKHT KAMAL	BAKHT RAWAN	Dehrai Alpurai	109.88	GPS Kahoo Mayar
171	IQBAL HUSSAIN	TAJ MUHAMMAD	Dehrai Alpurai	108.99	GPS Dawlat Kalay
172	RAHMAT ALI	KHANI GUL	Dehrai Alpurai	108.84	GPS Banr Sangrei
173	MUHAMMAD IQBAL	MUHAMMAD JAN	Dehrai Alpurai	105.18	GPS Dehrai
174	SARDAR ALI	QAISAR KHAN	Dehrai Alpurai	104.85	GPS GPS Dehrai
175	KHURSHED AHMAD	JEHAN ZEB	Dehrai Alpurai	102.35	GPS Dawlat Kalay
176	MUHAMMAD USMAN	MEHMOOD SHAH	Dehrai Alpurai	102.35	GPS Dolo
177	IHSAN UD DIN	MUHAMMAD JAN	Dehrai Alpurai	101.07	GPS Mata Awan
178	SHEREEN ZADA	FAZAL KARIM	Dehrai Alpurai	99.71	GPS Dawlat Kalay
179	MUHAMMAD IBRAR	MUHAMMD ZAMAN	Dehrai Alpurai	99.65	GPS Dawlat Kalay
180	MUMTAZ HUSSAIN	AMIR ZEB	Dehrai Alpurai	99.38	GPS Zara
181	ABDUL MALIK	GHULAM QADAR	Dehrai Alpurai	99.01	GPS Rahim Ser
182	FAIZ UR RAHMAN	MUHAMMAD NAZIR	Dehrai Alpurai	97.81	GPS Juragh Zara
183	SHAFI UR REHMAN	MUHAMMAD RASHID	Dehrai Alpurai	97.18	GPS Banda Dawlat Kalay
184	MAHIR ZADA	JUMA ZAR	Dehrai Alpurai	97.16	GPS Dehrai
185	SAEED AKBAR	BUNERAY	Ismaeel Kheil	120.18	GPS Ziar Banr
186	ZUBAIR AHMAD	MUHAJIR ULLAH	Ismaeel Kheil	117.19	GPS Sheen Koprai
187	RASHID ULLAH	MUHAMMAD RAZIQ	Ismaeel Kheil	113.51	GPS Bela Makhozi
188	RASHID ULLAH	KASHAF DUJA	Ismaeel Kheil	112.29	GPS Braim
189	MUHAMMAD ISLAM	UMAR KHITAB	Ismaeel Kheil	110.26	GPS Barjo Kanay
190	MUHAMMAD ILYAS	IHSAN ULLAH	Ismaeel Kheil	110.03	GPS Braim
191	SAEEDUL ABRAR	MUHAJIR ULLAH	Ismaeel Kheil	108.18	GPS Kund Machkandi
192	ZAHID ALI	MUHAMMAD ALAM	Ismaeel Kheil	105.43	GPS Machkandai
193	IJAZ ALI	ROSHAN KHAN	Ismaeel Kheil	102.5	GPS Braim
194	MUMTAZ ALI	SAQIB	Ismaeel Kheil	102.38	GPS Loyadara
195	FARMAN ALI	MUHAMMAD SALIH	Ismaeel Kheil	102.38	GPS Koz Paw
196	ANWAR ALI	SHER DIL	Ismaeel Kheil	100.58	GPS Meragzai
197	FAZAL RAZIQ	MUHAMMAD SHARIF	Ismaeel Kheil	99.99	GPS Meragzai
198	ZAHID ALI	TAHIR RAHMAN	Ismaeel Kheil	98.64	GPS Gumyar
199	NUSRAT SHAH	IQBAL SHAH	Ismaeel Kheil	98.31	GPS Dambara Chowga
200	AMAN ULLAH	PAHIM ULLAH	Kamach N Kheil	102.35	GPS Kharwy
201	ROHAN ULLAH	RAHMAT SHAH	Kamach N Kheil	93.156	GPS 28 Kolkay
202	HAFAEZ ULLAH	NASIB SAHIB	Kamach N Kheil	90.6	GPS 28 Kolkay
203	NAWAB SHAH	MUSHARAF SHAH	Kamach N Kheil	79.21	GPS Sarkoob
204	AZIZ UR REHMAN	MUHAMMAD SAYAD	Kamach N Kheil	75.98	GPS Bair Kamach
				74	GPS Kamach Dehrai



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24<sup>th</sup> July, 2014.

Am. B-9

NOTIFICATION

No.SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre:- In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB dated, 13-11-2007, and Notification No.SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

(i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

1	2	3	4	5
"1"	Subject Specialist (BPS-17) <i>IT subject</i>	i. At least second class Master's Degree or four years BS Degree in the relevant subject; and  ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.	23 to 35 years	(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3.  <i>NOTE. If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial</i>

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Subject Specialist  
IT subject  
BPS-17  
23 to 35 years

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(ii) against Serial No. 1B, as so renumbered, for the existing entries, the following shall be substituted, in respective columns, namely:

1	2	3	4	5
1B.	Secondary School Teacher (BPS-16)  (SST) Computer Science 2017-18	I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject (a) (Chemistry, Botany or Zoology), Or (b) (Physics, Maths "A" or "B" or Statistics) Or (c) (Humanities and other equivalent groups at degree level with English as compulsory subject; (سائنس) (کمیونٹی سائنس) and II. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualifications from a recognized University.	21 to 35 years.  CT  DM	1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:  (a) forty per cent from amongst the Senior Certified Teachers (BPS-16), with at least five years service as Senior Certified Teacher and Certified Teacher and having qualification mentioned in column No.3:  Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Certified Teachers, with at least five years service as such and having qualification mentioned in column No. 3;  (b) four per cent from amongst the Senior Drawing Masters (BPS-1), with at least five years service as Senior Drawing Masters and Drawing Masters and having qualification mentioned in column No.3:

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Computer Science is not present

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			<p style="text-align: center;">(4)</p> <p style="text-align: center;">Qari</p> <p style="text-align: center;">(PST)</p>	<p>Provided that if no suitable candidate is available from amongst Senior Theology Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Theology Teachers with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(e) three per cent from amongst the Senior Qaris (BPS-16), with at least five years service as Senior Qari and Qari and having qualification mentioned in column No. 3;</p> <p>Provided that if no suitable candidate is available from amongst the Senior Qaris then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Qaris with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(f) twenty per cent from amongst the Primary School Head Teachers (BPS-16), with at least seven years service as Primary School Head Teachers and Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No. 3;</p> <p>Provided that if no suitable candidate is available from amongst</p>
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				<p>Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers with at least seven years service as Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No. 3.</p> <p>Provided further that if no suitable candidate is available from amongst Senior Primary School Teachers for promotion then the post shall be filled from amongst Primary School Teachers with at least seven years service as such and having qualification mentioned in column No. 3; and</p> <p>(ii) twenty five percent by initial recruitment.</p> <p><b>Note:</b></p> <p>i. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.</p> <p>ii. Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately."</p>
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EXTRAORDINARY  
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REGISTERED NO. PIII

GAZETTE

**KHYBER PAKHTUNKHWA**

Published by Authority

PESHAWAR, TUESDAY, 24<sup>th</sup> APRIL, 2018. →

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

**NOTIFICATION**

Peshawar, dated: 24<sup>th</sup> April 2017

No.SO(G7/E&SE/1-85/I.T/2017:- In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in supersession of the notification issued in this behalf, the Elementary and Secondary Education Department in consultation with the Establishment & Administration Department and Finance Department hereby lays down the method of recruitment, qualification and other conditions specified in column No. 2 to 5 of the Appendix to the Notification which shall be applicable to the posts of Information Technology Teaching Cadre (Male/Female) in the Elementary and Secondary Education Department as specified in column No.2 of the said Appendix:

**APPENDIX:**

S.No	Nomenclature of the post	Minimum qualification for appointment by initial recruitment transfer	Age limit	Method of recruitment
1	2	3	4	5
	Subject Specialist- Information Technology (SS-IT) (BPS-17)	<p>i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BCS/BSCS Honours 4 years) or equivalent qualification from a recognized University; and</p> <p>ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	21-35	<p>a) Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Secondary School Teacher-IT with at least five years service; and</p> <p>b) Fifty percent by initial recruitment:</p> <p>Provided that if no suitable candidate is available for promotion, then by initial recruitment</p>

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CT IT

CT IT Subject  
CT Cadre

Specific subject  
Peshawar  
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Examining Branch  
Session Court

Mr. C-14

1542 KHIBER PAKHTUNKHWA GOVERNMENT GAZETTE, EXTRAORDINARY, 24<sup>th</sup> APRIL, 2018

<p>2. Secondary School Teacher-Information Technology (SST-IT) (BPS-11)</p>	<p>i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BCS/BSCS Honours 4 years) or Bachelor's Degree with a subject of Computer Science or equivalent Qualification from a recognized University; and</p> <p>ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	<p>21-35</p>	<p>a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-IT with five years service as such and having the qualification prescribed for the post of Secondary School Teacher-IT.</p> <p>b). Fifty percent by initial recruitment.</p> <p>Provided that if no suitable candidate is available for promotion, then by initial recruitment.</p>
<p>3. Certified Teacher Information Technology (CT-IT) (BPS-12)</p> <p>(CT)</p> <p>pa 15</p>	<p>i. At least 2<sup>nd</sup> Division Intermediate School Certificate or equivalent qualification from a recognized Institution or Board with one year Diploma in Information Technology Computer Science from any recognized institution; and</p> <p>ii. Certified Teacher Certificate (CT) or Associate Degree in Education (ADE) from any recognized institution/ University</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	<p>18-35</p>	<p>By initial recruitment.</p>

SECRETARY TO GOVERNMENT OF KHIBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Printed and published by the Manager,  
Slaty. & Ptg. Dept., Khyber Pakhtunkhwa, Peshawar.

Attached to  
to Mr. C-14

Handwritten initials/signature

Annexure (B)

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No	Nomenclature of the post	Minimum Qualification for appointment by initial recruitment or by transfer.	Age Limit	Method of recruitment
1	Subject Specialist-Information Technology (ES-IT) (B-17) Government Higher Secondary Schools/ Govt. comprehensive High Schools and other equivalent posts in the Teaching Cadre.	i.) Master Degree in Computer Science/IT at least in 2 <sup>nd</sup> Division or equivalent qualification from any recognized University. ii.) Bachelor Degree of Education (B.Ed) at least in 2 <sup>nd</sup> Division from any recognized University.	21-35	a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Secondary School Teacher-IT with at least five years' service AND Secondary School Teacher (SST) (General/Science) possessing master degree in IT or equivalent qualification with 05 years' experience b). Fifty percent by initial recruitment. Note: If no suitable candidate is available for promotion in the relevant cadre than by initial recruitment. Their seniority may be clubbed with SS and amendment may be made in the existing service rules.
2	Secondary School Teacher Information Technology (SST IT) (D-16) Govt. High/ Higher Secondary Schools	i). Bachelor Degree with the subject of Computer Science at least in 2 <sup>nd</sup> Division or equivalent Qualification from any recognized institution. ii). Bachelor Degree of Education (B. Ed) at least in 2 <sup>nd</sup> Division from any recognized institution.	21-35	a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Computer Lab in-charge with (05) years' service having the qualification prescribed for the post of IT Teacher. b). Fifty percent by initial recruitment. Note: If no suitable candidate is available for promotion in the relevant cadre than by initial recruitment.
3	Junior Teacher- Information Technology (JT-IT) (D-12) Govt. High/ Higher Secondary Schools	Intermediate or equivalent qualification from any recognized institution with one-year Diploma in IT/Computer Science from any recognized institution and Certified Teacher Certificate/Diploma or equivalent qualification from any recognized institution.	18-35	By initial recruitment.

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(SST IT)

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The committee members discussed the proposed amendments in the service rules/structure for the SST (General/Science) & SST (IT) in depth and were agreed upon unanimously.

Ann. D- 16

TO, THE SECRETARY EDUCATION KHYBER PUKHTOON  
KHWA.

DEPARTMENTAL APPEAL NO OF 2024.

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED  
SERVICE RULES NOTIFICATION DATED 24.7.2014  
WHEREBY NOT INCLUDING THE COMPUTER SCIENCE  
SUBJECT/DEGREE HOLDER IN THE CRITERIA OF  
ELIGIBILITY FOR THE PROMOTION OF PST,S TO THE  
POST OF SST BPS -16 SAME IS AGAINST THE SERVICE  
RULES NOTIFIED IN THE NOTIFICATION DATED 24.4.2018  
TO THE EXTENT OF SERIAL NO.2 COLUMN NO.5 OF THE  
TABLE WHEREBY NO QUOTA HAS BEEN ALLOCATED FOR  
APPELLANT / APPELLANT CADRE AS PST\*IT\* AND SAME  
TIME AWARDED TO ALL OTHERS.

**RESPECTFULLY SUBMITTED,**

1. That with great respect it is stated that I am performing my  
duty as PST BPS-12. That I am highly educated master degree  
holder in relevant computer science subject along with PST/  
CT, BED / MED degrees etc. I done my duty with full devotion  
and never raised any objection from the student or any other side.  
it is to be noted by your honor that following six cadres of  
SST (BPS -15) are there in which my cadre is PST (IT) which  
is the only and lonely cadre whom, ignored, deprived from the  
promotion rights. That my cadre PST IT, even rules of promotion  
are complete silent which is further question mark before your  
honor? That notification dated 24.7.14 in which specifically  
mentioned the promotion on base of strength of service which  
is 7 years as well as 75% quota on basis of seniority cum

Ann-D-17

fitness i being full fill all mentioned required above even then I was not awarded promotion. That if I am entitled for appointment on basis of the same qualification while on other side I am not entitled for the promotion while rest is entitled which is great discrimination. That entire five category except PST.IT my cadre computer science not mentioned in rules for promotion.

It is therefore most humbly prayed that on acceptance of this service appeal your honor may graciously be pleased to set aside /declare, null and void/amended /modified the notification dated 24.7.2014 to the extent of the S.NO. 1B Colmn NO. 3 of the table by including /inserting/amending /Modifying service rules as well as service rules 24.2.2018 also may kindly be /inserting/amending /Modifying to the extent of S.NO. 2 column no. 5 and please allocate promotion quota for the appellant, appellant cadre.

It is further requested to consider me for promotion for the post of SST \*IT\* BPS-16 with all back benefit from 2014.

May also awarded the relief to me of 7 years duration of service also.

May please awarded any other relief for which me entitled not specifically mentioned deem appropriate may also awarded.

Dated: 11/4/2021

*Yan*  
Appellant

Yousaf Zada

Appellant

2 مخدوم  
بنام

vs

Govt of K.P.K. through Chief  
Secretary & others

مورد  
مقدمہ  
دعوی  
جو

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب وہی وکل کاروانی کے  
 آن مقام میں شہر میں سٹیٹ لیکچرر کے ایجنٹ کے طور پر کام کرنے والے ہیں اور ان کے  
 مقررہ کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروانی کا کمال اختیار ہوگا۔ نیز  
 وکیل صاحب کو راضی نامہ کرنے و تقریر نامہ لکھنے پر حلف دینے جواب وہی اور اقبال دعویٰ اور  
 بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ اور دعویٰ اور درخواست ہر قسم کی تصدیق  
 زرائع پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری کے طرفہ اپیل کی ہرمانگی  
 اور مغسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ اور اس کے ضرورت  
 مقدمہ مذکور کے کل یا جزوی کاروانی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے  
 تقریر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے  
 اور اس کا ساختہ پر داخہ منظور قبول ہوگا و دران مقدمہ میں جو خرچہ ہر جائہ التوا کے مقدمہ کے  
 سبب سے ہوگا کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں  
 گے کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ مستند ہے۔

بنام مسٹر وکیل مسٹر منوچل K.P.K. لکھنؤ