


10.08.2022

Appellant's Application  
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.

*cost change is given.*

  
(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.



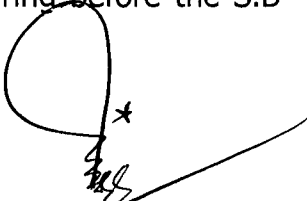
  
(Kalim Arshad Khan)  
Chairman

Form- A

FORM OF ORDER SHEET

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

Case No.- 7328 /2021

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge  |            |   |
|-------|---------------------------|---|------------|---|
| 1     | 2                         | 3   |            |   |
| 1-    | 26/08/2021                | <p>The appeal of Mr. Irfan 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;"><br/>REGISTRAR</p> <p>2-</p> | 11.10.2021 | <p>This case is entrusted to S. Bench at Peshawar. Notice be issued to appellant/counsel for preliminary hearing to be put up there on <u>11/10/21</u>.</p> <p style="text-align: right;"><br/>CHAIRMAN</p> <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;"><br/>(MIAN MUHAMMAD)<br/>MEMBER (E)</p> |

Reference your reply submitted in response to our observations, it is reiterated that the objections/observations raised by this office at serial no. 2, 3 and 5 have not been removed and still stands. Moreover memo of original file contains on five respondents while memo of spare copies of the same appeal contains on three respondents. Therefore, the appeal in hand is returned for removing the above mentioned observations and resubmission with 15 days.


No. 1604/S.T.

Dt. 11/08/2021.

  
REGISTRAR

L.Nawab Ali Noor Adv. Pesh.

*Respectfully Submitted*  
*Needfull done kindly put before the*  
*Court about with if any further objections.*

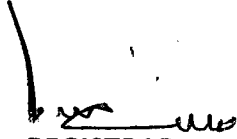


The appeal of Mr. Irfan son of Abdul Dayan GPS Wahid Abad Mardan received today i.e. on 12.07.2021 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Appeal has not been flagged/marked with annexures marks.
- ② Annexures of the appeal may be attested.
- ③ There are interruption between the heading and facts of the appeal, continuity be maintained in the paragraph of the memo of appeal according to sub-rule-2(b) of rules-6 of the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 4- Check list is not attached with the appeal.
- ⑤ One copy/set of the appeal for 2<sup>nd</sup> Member be submitted in file cover.
- 6- Certificate be given to the effect that appellant has not been filed any service appeal earlier on the subject matter in this Tribunal.

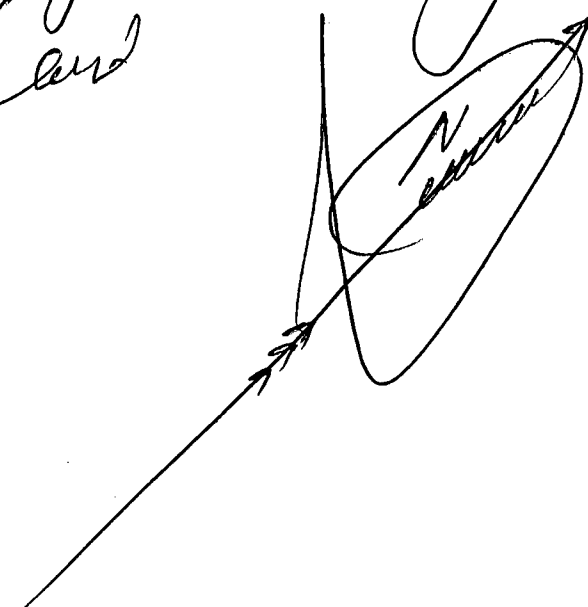
No. 1283 /S.T,

Dt. 13/07 /2021

  
REGISTRAR I  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. L. Nawab Ali Noor Adv. Pesh.

*Needfull done really put before the  
Card*



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

S. Appeal N O of 2021.

2328/2

1. Irfan S/O Abdul Dayan GPS Wahid Abad Mardan.

.....(Appellant).

**VERSUS**

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

.....( Respondents).

**Index**

| S.NO. | Description                | Annexure | Pages |
|-------|----------------------------|----------|-------|
| 1.    | Appeal and affidavit       |          | 1-5   |
| 2.    | Stay application           |          | 6     |
| 3.    | Appointment order          | A        | 7-8   |
| 4.    | Notification dated 24.7.14 | B        | 9-12  |
| 5.    | Notification dated 24.7.18 | C        | 13-15 |
| 6.    | Departmental Appeal        | D        | 16-17 |
| 4     | Waklat Nama                |          | 18    |

**Through**

**Appellant**

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

03469076945

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

S. Appeal No. of 2020.

1.Irfan S/O Abdul Dayan GPS Wahid Abad Mardan.

.....Appellant.

**VERSUS**

1.Govt of K.P.K Through Chief Secretary K.P.K,Civil Secretariat  
Peshawar.

2 Secretary Finance Department K.P.K Civil Secretariat ,  
Peshawar.

3 Secretary Establishment Department K.P.K Civil  
Secretariat , Peshawar.

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

5 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 WERE AWARDED TO  
ALL OTHERS AND TAKING ANY ACTION ON THE DEPARTMENTAL  
APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD  
OF NINETY DAYS.

**PRAYERS:**

2

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 decree holder in their relevant computer science subject along With PST/CT, BED / MED decrees etc.

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



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 ,24.7.2018 very interesting to see that in 24.7.2014 where cadre is there but subject subject ignore while 24.7.2018 subject of computer is there but cadre ignore which is great joke and pure question of discrimination before this Honorable court .

**Copy of notification 24.7.18 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

**GROUND:**

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.

4

- c. That notifications in questions is against the service rules, law ,constitution hence no way except to award the promotion quota to appellants/appellants cadre along with back benefit from the date of notification .
- d. That under what law and circumstances only appellants/appellants 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 appellants 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 choose 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 appellants/appellants cadre.

It is further requested to consider the appellants 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.

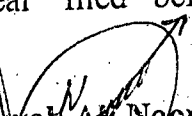
Dated:

Through

  
Appellant

L. Nawab Ali Noor  
Advocate High Court  
Peshawar.

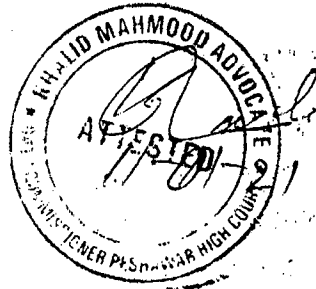
Certificate: certified that no such like service appeal filed before this Honorable tribunal.

  
L. Nawab Ali Noor  
Advocate High Court  
Peshawar.

AFFIDAVIT

I, Irfan S/O Abdul Dayan. GPS Wahid Abad Mardan, 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



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S. Appeal No. of 2020.

1.Irfan S/O Abdul Dayan GPS Wahid Abad Mardan.

.....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.

*Au*  
Applicant /Appellant

Through

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

**AFFIDAVIT.**

I, Irfan S/O Abdul Dayan GPS Wahid Abad Mardan ,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.

*Irfan*  
Deponent



OFFICE ORDER

Consequent upon the advertisement published in Daily Mashriq and Daily Anj Dated 11.08.2009 and Test/Interview held at GGHS No 1 on Mardan 31.08.2009/ 10.09.2009 respectively and approval given by the Departmental Selection Committee District Mardan in its meeting held on 04.01.2010 the undersigned being Competent Authority is pleased to appoint the following PST/Male Candidates in BPS\_07(3820-230-10720) Plus usual allowance as admissible to them under the rule against the vacant post at the schools noted against each with the date of their taking over charge in the interest of public service subject to the following existing terms and conditions.

**PST MALE OPEN MERIT 60%**

| S.# | Name               | Father Name     | Name of Union-Council | Home Address                         | Total Score | School Where Appointed                      |
|-----|--------------------|-----------------|-----------------------|--------------------------------------|-------------|---|
| 1   | IQTIDAR ALI SHAH   | RAHIM SHAH      | GUJRAT                | Gujrat Mardan                        | 69.05       | GPS Bafo Banda no.2                         |
| 2   | MOHAMMAD QASIM     | SAID GHAWAS     | GARYALA               | Bahi Khan Mardan                     | 68.11       | GPS Pitayo Malandari                        |
| 3   | ASHFAQ AHMAD       | SHAH MUHAMMAD   | MUSLIM ABAD           | Shamsi Road Mardan                   | 66.99       | GPS Mohabat Abad                            |
| 4   | NEZAMUL HAQ        | HISAN UL HAQ    | LUND KHWAR            | Village: Muti Banda L/Khwar          | 66.74       | GPS No.1 Ghalla Dher                        |
| 5   | MOHAMMAD AMIN      | FAZAL RAHMAN    | KATI GHARI            | Village: Salak Katti Garhi           | 66.20       | GPS Salak Ghundao                           |
| 6   | YASIR ARAFAT       | GUL HABIB       | G.D.ZAI               | G.D.Zai Mardan                       | 66.14       | GPS No.2 Mohib Banda                        |
| 7   | MAHROOB ALI        | SAID WALI       | PIR SADDI             | VPO Pir Saddi                        | 65.28       | GPS Abdul Ghafoor Mayar                     |
| 8   | BASHIRUL AMIN      | MOHAMMAD ASGHAR | KOT DAULAT ZAI        | Village Kot Dolat Zai                | 64.66       | GPS G.I.Zai.No.2                            |
| 9   | SAEEDUR RAHMAN     | GHANIUR RAHMAN  | KOT DAULAT ZAI        | Village: Kot.Dolat Zai Ghari Kapura  | 64.59       | GPS.No.1 Ghalla.Dher                        |
| 10  | SUDHAIR SHAH       | QADIR SHAH      | PIR SADDI             | VPO Pir Saddi                        | 64.48       | GPS Sheikhan Killi                          |
| 11  | ANWAR SHEED BACHIA | MOHAMMAD SHER   | SERI BEHLOL           | Village: Qandaro T/Bhai              | 64.39       | GPS Said Amin No.1                          |
| 12  | MOHAMMAD QAYUM     | MIR AKBAR KHAN  | KATLANG 2             | Village:Kunj Katlang                 | 64.37       | GPS Mashal Khan Koroon                      |
| 13  | MOHAMMAD INAM KHAN | SHAMSHAD        | CHAMTAR               | Nissta Road Mardan                   | 64.36       | GEPS Mian Gulzara                           |
| 14  | ZUBAIR SHAH        | SALIM SHAH      | ALO                   | Vill: Saddiq Abad Alo                | 64.16       | GPS Pipal No.1                              |
| 15  | FAROOQ KHAN        | SANOBAR KHAN    | PAT BABA              | Village: Pati Khurd T/Bhai           | 64.15       | GPS Fathma                                  |
| 16  | JAVED KHAN         | ZAMIN KHAN      | SHER GARH             | Shergarh T/Bhai                      | 64.14       | GPS No.1 Ghalla Dher                        |
| 17  | MUHAMMAD RASAN     | HAMEED GUL      | JEHANGIR ABAD         | Village: Janday Kalpani              | 64.08       | GPS No.1 Ghalla Dher                        |
| 18  | ABDUL HALEEM       | HABIB UR RAHMAN | JALALA                | Lckson Depo No.2 Sher Garh           | 63.96       | GPS No.1 Ghalla Dher                        |
| 19  | SYED JAMAL SHAH    | MUKAMMIL SHAH   | KANDAR                | Village: Ghari Kapura Mardan         | 63.94       | GPS Mohib Banda No.3                        |
| 20  | FALAK NAZ KHAN     | SAKIB BAHADAR   | KOT DAULAT ZAI        | Village: Kot Ismail Zai Ghari Kapura | 63.80       | GPS No.1 Butseri                            |
| 21  | MOHAMMAD ISRAR     | TAJ ZARIN       | HATHIAN               | Village:Dad Muhammad Killi Hathian   | 63.79       | GPS Meskeen Abad<br>GPS Qadir Shah Pirsaddi |
| 22  | UMAR SHAH          | GUL DAD SHAH    | SHER GARH             | Shergarh T/Bhai                      | 63.71       |   |
| 23  | AKHTAR ALI         | SARDAR HUSSAIN  | G.I.ZAI               | G.D.Zai Mardan                       | 63.65       | GPS G.I.Zai.No.3                            |
| 24  | ABID ALI           | ZOR TALAB KHAN  | PAT BABA              | Village: Jamshedd Khan T/Bhai        | 63.63       | GPS Jamra Patbaba                           |
| 25  | ASIF IQBAL         | QASIM JAN       | BAGHDADA              | Village Baghdada Mardan              | 63.60       | GPS Ghalla Dher No.1                        |
| 26  | NAEEM KHAN         | ESSA KHAN       | TORU                  | Village: Kass Killi Toru Mardan      | 63.55       | GPS Kass Killi                              |
| 27  | SAJID ALI KHAN     | HIRAT GUL       | GUJAR GARHI           | Gujar Ghari Mardan                   | 63.53       | GPS Gujar Ghari                             |
| 28  | HIAQAT ALI         | LAL ZARIN       | PIR SADDI             | VPO Pir Saddi                        | 63.48       | GPS Palato                                  |

*Attached to be  
for copy*

Ann. A. 8

|    |                     |                 |                |   |       |                          |
|----|---------------------|-----------------|----------------|---|-------|--------------------------|
| 63 | MOHAMMAD SAJEEM     | FIDA MOHAMMAD   | MAYAR          | VPO Mayar Mardan                        | 61.72 | GPS Gado Mayar           |
| 64 | ABDUL JALIL KHAN    | SAZ MOHAMMAD    | KANDAR         | Village: Kandar                         | 61.64 | GPS Habib Khan Killi     |
| 65 | MOHAMMAD MOHSIN ZEB | MOHAMMAD SIHER  | GUJAR GARHI    | Gujar Ghari Mardan                      | 61.63 | GPS Jamal Ghari          |
| 66 | KHAN ZEB            | SAIDUR RAHMAN   | MAKORI         | Village: Sanga I/Khawar                 | 61.62 | GPS Jamal Ghari          |
| 67 | IMRAN KHAN          | NOUSHERA WAN    | JALALA         | Kodinak katlang road mardan             | 61.61 | GPS Kas Malandari        |
| 68 | JAVED SALMAN        | ABDUL HAMEED    | BABANI         | Village: Chceana Rustam                 | 61.52 | GPS Shanday              |
| 69 | ISRAR MOHAMMAD      | SALEH MOHAMMAD  | PALO DHERI     | VPO Pirsaddi T/Bhai                     | 61.5  | GPS Kula Dher            |
| 70 | QASIM JAN           | MUSA KHAN       | PIR SADDI      | Village: Mehmood Abad Gumat             | 61.47 | GPS Jamal Ghari          |
| 71 | IRFAN               | ABDUL DAYAN     | GUMBAT         | Toru Mardan                             | 61.45 | GPS Mehmood Abad Gumbat  |
| 72 | NOOR ZAMAN          | AMIR ZAMAN      | TORU           | Shahbaz Garhi Mardan                    | 61.44 | GPS Khan Bacha Kotey     |
| 73 | MOHAMMAD ARIF       | MOHAMMAD YOUNAS | SHAHBAZ GARHI  | Village: K.I. Zai Garhi Kapura          | 61.43 | GPS Narshak              |
| 74 | MOHAMMAD YASAR KHAN | GULRAISH KHAN   | KOT DAULAT ZAI | Village: Jamsheed Khan T/Bhai           | 61.35 | GPS No.3 Mohib Banda     |
| 75 | ARSHAD ALI          | ZORTALAB KHAN   | PAT BAIBA      | Village Sanga Banda VPO L/Khawar        | 61.25 | GPS Pirsaddi No.2        |
| 76 | ZAHID ALI SHAH      | FEROZ SHAH      | MAKORI         | VPO Takkar T/Bhai                       | 61.14 | GPS Garoo Rustam         |
| 77 | IMRAN KHAN          | RAB NAWAZ       | TAKKAR         | Village: Khair Abad T/Bhai              | 61.07 | GPS Miangano Pir Abad    |
| 78 | SHAH NAWAZ KHAN     | ZAR MOHAMMAD    | KOT JUNGARA    | Village: Haji Sher Hasan Killi Pirsaddi | 61.06 | GPS Pirsaddi Rustam      |
| 79 | WAJID ALI           | ALAM ZEB        | SERI BEHLOL    | Village: Qandar T/Bhai                  | 60.99 | GPS Said Amin No.1       |
| 80 | ISMAIL AHMAD        | SIHAMROZ KHAN   | MADAY BABA     | Village: Mady Baba T/Bhai               | 60.99 | GPS Ghazi Baba           |
| 81 | MUHAMMAD NAZIR      | MOHAMMAD NASIM  | RUSTAM         | Rustam Mardan                           | 60.99 | GPS Qamar Abad           |
| 82 | ZAHID               | KHALID KHAN     | MAKORI         | Village: Gul Pur PO Hathian             | 60.98 | GPS Jalil Abad           |
| 83 | ABDULLAH            | BASHIR AHMAD    | SHAMOZAI       | Village: Inayat Khan Banda Katlang      | 60.97 | GPS Matla Dherakai       |
| 84 | WAKEEL AHMAD        | HABIB KHAN      | JALALA         | Jalala T/Bhai                           | 60.93 | GPS Sher Abad palo       |
| 85 | RAHMAT ULLAH        | MOHAMMAD NAZIR  | PAT BAIBA      | Village: Chuwa Garib Abad T/Bhai        | 60.92 | GPS No.1 T/Bhai          |
| 86 | SHAFIQ ALAM         | AKBAR KHAN      | SHER GARH      | Badraga T/Bhai                          | 60.87 | GPS Char Gulli           |
| 87 | KHURSHID ALI        | MUHAMMAD SHAH   | PIR SADDI      | Village: Muhammad Sharif PO Pirsaddi    | 60.87 | GPS PeshKand             |
| 88 | IFTIKHAR            | SHER ALI        | DAMANE KOH     | Sugar Mills Colony T. Bhai              | 60.85 | GPS Ghalla Dher No.1     |
| 89 | DARWAISH HASSAN     | KHURASAN        | G.D.ZAI        | G.D.Zai Mardan                          | 60.84 | GPS Jalal Machi          |
| 90 | NIZAM UDDIN         | MIRAJ UDDIN     | RUSTAM         | Village: Qamar Abad Rustam              | 60.83 | GPS Suri Malandari       |
| 91 | MOHAMMAD ISMAIL     | TAZA GUL        | GHALA DIJER    | Village: Shera Ghund Mardan             | 60.81 | GPS Tikadar Killi        |
| 92 | NAWAB ALI KHAN      | RAHAM DIN       | PIR SADDI      | VPO Pirsaddi T/Bhai                     | 60.8  | GPS Umar Abad Sawal Dher |
| 93 | ZAMIN WALI          | JAMDAD ALI      | KOHI BARMOL    | Village: /Po Mian Khan                  | 60.79 | GPS No.1 Kohi Barmol     |
| 94 | SAFDAR ALI          | IMRAN ULLAH     | GUJRAT         | Bakshali VPO Jugara                     | 60.77 | GPS No.1 Sawal Dher      |
| 95 | ZAHID               | MOULADAD KHAN   | TAKEAR         | VPO Takkar T/Bhai                       | 60.77 | GPS Moliyano Killi       |
| 96 | MIRAN SHAH          | SARFARAZ KHAN   | MADAY BABA     | Village: Mady Baba T/Bhai               | 60.77 | GPS Yah Kohi             |

Attsted to be true copy of

Ann A. 9

- 4- The DDO Male Mardan/Takht Bhai ADOs Circle Head Teacher should furnish certificate to the effect that the candidates have joined posts within 15 days or otherwise the appointment order shall automatically stand canceled.
- 5- They will be on probation for a period of two years.
- 6- Their appointment are subject to further condition that they are domiciled of District Mardan for 60% Open Merit/District Merit, Disable and Concerned Union Council in case of 40% Union Council Merit.
- 7- All those Candidates who have obtained Certificate/Diploma from private colleges/ institutions they will take 3 month refresher course in the relevant field on the reasonable tuition fees which shall be deposited in the concerned RITE/college.
- 8- They are required to produce health and age certificate from the concerned Medical Superintendent before taking over charge.
- 9- They are not allowed to take over charge if their age is less than 18 years and more than 35 years.
- 10- No TA/DA is allowed.
- 11- The DDO Male Mardan/Takht Bhai ADOs Circle Head Teacher check their original Certificate/Degree/DMC and Domicile before taking over charge.
- 12- In case of valid appeal of senior most candidates, the junior most candidate in the relevant merit list will be replaced either open merit /District Merit or UC Merit.
- 13- Their Appointments are subject to the verification of all the certificates/degrees/DMC/Domicile if any bogus/Fake certificate/degree was found appointments will be considered automatically cancelled from the of issue.
- 14- The Deputy District Officer Mardan and T.Bhai, ADOs Circle, and Head Teacher may not hand over charge to the appointees if there is no vacant post in the school.
- 15- If the Drawing and Disbursing Officer should submit a certificate for release of pay as under:-

Mr. S/O \_\_\_\_\_ R/O \_\_\_\_\_ appointed against PST Post at GPS \_\_\_\_\_ vide order No. \_\_\_\_\_ at  
 S No \_\_\_\_\_ Total score \_\_\_\_\_ 60 % and 40% His certificates/degrees/DMC and Domicile certificate of District Mardan and  
 Union Council \_\_\_\_\_ have been personally verified and found correct. In case of any discrepancy if detected later on  
 will be the sole responsibility of the undersigned

Signature \_\_\_\_\_ Name \_\_\_\_\_  
 DDO /ADO Circle Male GPS. \_\_\_\_\_  
 (HANIF ULLAH)  
 EXECUTIVE DISTRICT OFFICER  
 E&S EDUCATION MARDAN

Undst No. S30- 6 Dated 22-1- /2010

Copy of the above as forwarded for Information and necessary action

- 1- Director Elementary and Secondary Education NWFP Peshawar
- 2- District Co-ordination Officer Mardan
- 3- District Accountant Officer Mardan
- 4- District Officer (Male) E&S Local Office
- 5- Principal/Head Master Concerned.
- 6- ADO (F) Local Office.
- 7- Budget and Accountant Officer local office
- 8- The Candidates Concerned.

all  
 1 m 10  
 PRINCIPAL  
 E&S EDUCATION MARDAN  
 EXECUTIVE DISTRICT OFFICER  
 E&S EDUCATION MARDAN

Attended to be true copy.  
 [Signature]



Ann. B-9



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

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

NOTIFICATION

No.SO(PE)4-5/SSRC/Meeting/2013/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)<br><i>IT subject</i> | i. At least second class Master's Degree or four years BS Degree in the relevant subject; and<br><br>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.<br><br>NOTE: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial |

Handwritten notes in Urdu: "SSRC Meeting 2013", "Subject Specialist", "IT subject", "BPS-17", "23 to 35 years", "Fifty per cent by promotion", "Seniority-cum-fitness", "Secondary School Teachers (BPS-16)", "at least five years service", "having qualification mentioned in column No. 3", "NOTE: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial".

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Ann. B 10

(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) | <p>I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject</p> <p>(a) (Chemistry, Botany or Zoology),<br/>Or<br/>(b) (Physics, Maths "A" or "B" or Statistics)<br/>Or<br/>(c) (Humanities and other equivalent groups at degree level with English as compulsory subject;</p> <p>(Computer Science) (کمپیوٹر سائنس) and (ہیومنٹائزیشن) (ہیومنٹائزیشن)</p> <p>II. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualifications from a recognized University.</p> | 21 to 35 years. | <p>1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:</p> <p>(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:</p> <p>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;</p> <p>(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:</p> |

Ans  
f:- P.S

(SST)  
کے لئے پوزیشن  
اور ایڈمیشن  
کے لئے پوزیشن  
اور ایڈمیشن

(Computer Science)  
کے لئے پوزیشن

Computer Science is not present

Subject  
کے لئے پوزیشن  
اور ایڈمیشن

Attached to be a copy of

|  |  |  |   |  |
|--|--|--|---|--|
|  |  |  | <p style="text-align: center;">(1)</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-15), 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> |
|--|--|--|---|--|

(5)

15/11/20  
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 File Copy  
 A

Mr. B. B. (2)

|  |  |  |  |  |  |
|--|--|--|--|--|--|
|  |  |  |  |  | <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>  |

Attested do  
J. S. S. C. E. T.  
A

*Handwritten:* 14

1542 KH/BER PAKHTUNKHYA 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 (i), 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's 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>Certified Teacher-Information Technology (CT-IT) (BPS-12)</p> <p><i>(CT)</i></p> <p><i>EC pa 15</i></p> | <p>i. At least 3<sup>rd</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 (i), 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 KH/BER PAKHTUNKHYA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Printed and published by the Manager,  
Sabbir & P. O. P. Khuzdar, Peshawar.

*Handwritten:* CTC

*Handwritten:* Attached to  
P. O. P. Khuzdar  
*[Signature]*

Annex - C (15)

(15)

2022 - (15)

| 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)<br>Higher Government 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.<br>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<br>Secondary School Teacher (SST) (General/Science) possessing master degree in IT or equivalent qualification with 05 years' experience<br>b). Fifty percent by initial recruitment.<br>Note: If an suitable candidate is available for promotion in the relevant cadre then by initial recruitment.<br>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) (B-16)<br>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.<br>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.<br>b). Fifty percent by initial recruitment.<br>Note: If no suitable candidate is available for promotion in the relevant cadre then by initial recruitment.   |
| 3  | Junior Teacher- Information Technology (JT-IT) (B-12)<br>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.  |

(SST)

(SST IT)

IT

The committee members discussed the proposed amendments in the service rules/structure for the SST (B-16) & SST (IT) in depth and were agreed upon unanimously. - 59/10/2022

Ann. D- 16

TO, THE SECRETARY EDUCATION KHYBER PUKHTOON  
KHWANA.

DEPARTMENTAL APPEAL NO OF 2020.

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED  
SERVICE RULES NOTIFICATION DATED 24.7.2014  
WHEREBY NOT INCLUDING THE COMPUTER SCIENCE  
SUBJECT/DEGREE HOLDER IN THE COMPUTER SCIENCE  
ELIGABILITY 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 decrees 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

*Annex 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 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 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 1/4/21*

*[Signature]*  
Appellant



Before Mr S.T. V.P.K  
Gujar

دور  
مقدمہ  
دعویٰ  
جزم

Appellant

2ء منجانب  
بنام

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

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ  
آن مقام سسرورسٹریٹریٹس ایڈیشن کے اہل کاروائی کے اہل کاروائی متعلقہ  
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
وکیل صاحب کو راضی نامہ کرنے و تقریر جالیہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور  
بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ اور دیگر امور کی درخواست ہر قسم کی تصدیق  
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کی طرف سے باجیل کی برآمدگی  
اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر خانی و پیروی کرنے کا مختار ہوگا۔ اگر ضرورت  
مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے  
تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیار حاصل ہوں گے  
اور اس کا ساختہ پرداختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے  
سبب سے دہوگا۔ کوئی تارخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں  
گے۔ کہ پیروی مذکور کریں۔ لہذا کالت نامہ لکھ دیا کہ سندر ہے۔

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المزوم

مقام سسرورسٹریٹریٹس ایڈیشن کے لئے منظور ہے۔