

10.08.2022

Appellant Submitted
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

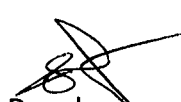
Learned counsel for the appellant present.

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

23rd May, 2022

Learned counsel for the appellant present and requests for adjournment in order to properly assist the court. Adjourned. To come up for preliminary hearing before SB on 06.07.2022. *Last chance is given*


(Kalim Arshad Khan)
Chairman

06th 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.

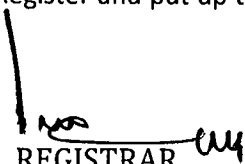

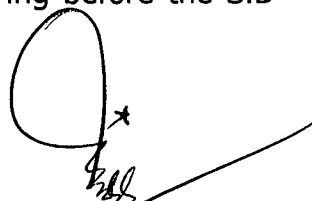
(Kalim Arshad Khan)
Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7321 /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. Akhter Ali 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> REGISTRAR</p>
2-		<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> 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> (MIAN MUHAMMAD) 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 and 3 have not been removed and still stands. Therefore, the appeal in hand is returned for removing the above mentioned observations and resubmission with 15 days.

No. 1601 /S.T.

Dt. 11/08 /2021.

L.Nawab Ali Noor Adv. Pesh.

REGISTRAR

Respectfully Submitted,

Respectfull done kindly put before the Court.


(Signature)

The appeal of Mr. Akhtar Ali son of Muhammad Pervi post office Dewana Baba Kalyari Matwani Daggar Buner received today i.e. on 09.07.2021 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 memo of appeal.
- 4- One copy/set of the appeal for 2nd Member be submitted in file cover.
- 5- Check list is not attached.
- 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. 1229 /S.T,

Dt. 12/07 /2021


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Nawab Ali Noor Adv. Pesh.

*Needfull done kindly put before the
Court.*

N. Noor

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

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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 C.**

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 D.

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 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

Ali
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, Akhtar Ali S/O Muhammad Perviz P/O Dewana Baba Kalyarri Matwani Tehsil Dager Distt Buner , 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.

Ali
Deponent



BEFORE THE SERVICE TRIBUNAL K.P.K PESHAWAR.

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S. Appeal No. of 2020.

1. Akhtar Ali S/O Muhammad Perviz P/O Dewana Baba Kalyarri Matwani
Tehsil Dager Distt Buner. **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

[Signature]
Applicant /Appellant

Through

L. Nawab Ali Noor Advocate
High Court Peshawar.

AFFIDAVIT.

I, Akhtar Ali S/O Muhammad Perviz P/O Dewana Baba Kalyarri Matwani
Tehsil Dager Distt Buner, do solemnly affirm and declare on oath



[Signature]
Respondent



OFFICE OF THE DISTRICT EDUCATION OFFICER (M/F)
DISTRICT BUNER
PHONE & FAX NO. 0939-510468
EMAIL: EDOBUNER@GMAIL.COM

APPOINTMENT.

Consequent upon recommendation of the District Selection Committee, appointment of the following candidates are hereby ordered against the post of C.T. School based in BPS-15 (Rs.8500-700-29500) @ Rs. 8500/- fixed plus usual allowances as admissible under the rules on adhoc basis on Contract under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with effect from the date of their taking over charge :-

S.#	RollNo	Name	Father's Name	Permanent Address	Place of posting
1	1410140	WASIM AKRAM	SALIH	VILLAGE SURA DISTRICT BUNER	GHS DAKARA
2	1410135	HABIB UN NABI	AHMAD RASHID	VILLAGE BESHONAI DISTRICT BUNER	GHS DOKADA
3	1410236	ABID ALI	PERVAIZ KHAN	VILLAGE GHURGHUSHTO DISTRICT BUNER	GHS JANAK BANDA
4	1410094	AMAD AKHTAR	NISAR AKHTAR	VILLAGE NAWAGAI DISTRICT BUNER	GHS JANAK BANDA
5	1410280	HAYAT MUHAMMAD KHAN	AJAM DAD	VILLAGE JOWAR DISTRICT BUNER	GHS KATKALA
6	1410192	LATIF AHMAD	IQBAL KHAN	VILLAGE SURA DISTRICT BUNER	GHS KHARARAI
7	1410128	SHAHID IOBAL	SHER BAHADAR KHAN	VILLAGE NAWAGAI DISTRICT BUNER	GHS KHARARAI
8	1410178	SALMAN AKHTAR	NISAR AKHTAR	VILLAGE NAWAGAI DISTRICT BUNER	GHS KHARARAI
9	1410057	SHER MUHAMMAD KHAN	JUMA GUL	VILLAGE KATKALA DISTRICT BUNER	GHS NANSER
10	1410250	ZIA UR RAHMAN	MUHAMMAD SALAM	VILLAGE CHEENA DISTRICT BUNER	GHS PANDIR
11	1410233	ABDUL WADOOD	ABDUL JALIL	VILLAGE REGA DISTRICT BUNER	GHS PANDIR
12	1410193	IBRAR AHMAD	SAEED AHMAD	VILLAGE DIWANA BABA DISTRICT BUNER	GHS PANDIR
13	1410185	MOHAMMAD ILYAS	RAHMAT GUL	VILLAGE HISAR DISTRICT BUNER	GHSS GHAZIKOT
14	1410310	RAFIQ ULLAH	HAMIDULLAH	VILLAGE HISAR DISTRICT BUNER	GHSS GHAZIKOT
15	1410389	ISHAQ	AJMAL KHAN	VILLAGE SANGARA DISTRICT BUNER	GHSS GHAZIKOT
16	1410187	MUKRAMIN SHAH	RAZA SHAH	VILLAGE KALPANI DISTRICT BUNER	GMS BALO KHAN
17	1410088	UMAR ZADA	FAQIR ZADA	VILLAGE SHNAI DISTRICT BUNER	GMS BHAI KALAY
18	1410240	FAZAL AHAD	MUHAMMAD ZADA	VILLAGE JOWAR DISTRICT BUNER	GMS BHAI KALAY
19	3210454	AHMAD SALEEM	MUHAMMAD SHUAIB	VILLAGE PACHA KALAY DISTRICT BUNER	GMS CHALANDRAI
20	1410175	AHMAD ULLAH	SANI MULA	VILLAGE DIWANA BABA DISTRICT BUNER	GMS CHALANDRAI
21	1410369	SHAHID ALI KHAN	AZIZUR RAHMAN	VILLAGE GULBANDI DISTRICT BUNER	GMS DAB SERAI
22	3111288	SYED MEHAR ALI SHAH	SYED SHOUKAT ALI SHAH	VILLAGE MALKA DISTRICT BUNER	GMS HALL
23	1410283	SALAH UDDIN	BAKHT ZARIN	VILLAGE TORWARSAK DISTRICT BUNER	GMS JANGDARA TORWARSAK
24	1410312	HAJI NAWAB	SHER HAYYAT	VILLAGE SALARZI KOHAY DISTRICT BUNER	GMS KINGERGALI
25	1410003	MUHAMMAD RAFIQ	JEHAN WALI	VILLAGE TORWARSAK DISTRICT BUNER	GMS KOHAY
26	1410051	WAHID SHAH	MALOOK	VILLAGE KALPANI DISTRICT BUNER	GMS KOT GOKAND

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27	1410292	HASHTAMAND	AMIR GHAMASH	VILLAGE REGA DISTRICT BUNER	GMS KOZSHAMNAL
28	1410154	DAVID AHMAD	FAZLI WAHEED	VILLAGE NAWAGAI DISTRICT BUNER	GMS MALAKPUIR
29	1410152	ABDUL RAHMAN	GUL NAZAR	VILLAGE HISAR DISTRICT BUNER	GMS MALAKPUIR
30	1410349	SAEED ULLAH KHAN	RAZA KHAN	VILLAGE NAGRAI DISTRICT BUNER	GMS MALKA
31	1410159	MUHAMMAD WAHAB	SHAHFAR	VILLAGE BELANDAI DISTRICT BUNER	GMS MERAGAI
32	1410267	KAMAL SAID	KIZAM SAID	VILLAGE AMNAWAR DISTRICT BUNER	GMS MERAGAI
33	1410058	AHMAD GHAFUOR	ABDUR RAZIQ	VILLAGE NAWAGAI DISTRICT BUNER	GMS MULABANDA
34	1410215	MUHAMMAD SAJID	SAID WAHID	VILLAGE TANGORA DISTRICT BUNER	GMS PANGALAY
35	1410350	IKRAM ULLAH	ZAR MUHAMMAD	VILLAGE DIWANA BABA DISTRICT BUNER	GMS SHANGARA
36	1410504	AKHTAR ALI	MUHAMMAD PARYALZ	VILLAGE MATWARH DISTRICT BUNER	GMS SHERALI


TERMS & CONDITION

1. No J.A.F.C. is allowed
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year.
4. They should not be handed over charge if he exceeds 35 years or below 18 years of age.
5. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO Any one found producing bogus Certificates/Degrees will be reported to the law enforcing agencies for further action.
6. The services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be drawn until and unless a certificate to the effect by DEO is issued that his certificates/Degrees are verified.
8. If, should join his post within 10 days of the issuance of this notification. In case of failure to join their post within 10 days of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. Before handing over charge he will sign an agreement with the department, otherwise this order will not be valid.
11. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
12. His services shall be terminated at any time, in case his performance is found unsatisfactory during his contract period. In case of misconduct, he will be proceeded under the rules framed from time to time.
13. His appointment is made on School based, He will have to serve at the place of posting, and his service is not transferable to any other station.
14. Before handing over charge Principals/Head Masters concerned will check their documents, if they have not the required qualifications they may not be handed over charge.

(SULTAN MAHMOOD MIAN)
DISTRICT EDUCATION OFFICER (M/F)
DISTRICT BUNER.

Enrol No 1373-78 Dated 10/5/2014.

- Copy forwarded for information and necessary action to the:-
1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
 2. Deputy Commissioner Buner.
 3. District Accounts Officer Buner.
 4. Medical Superintendent DHQ Hospital Buner.
 5. Principals / Head Masters Concerned
 6. Officers Concerned.


DISTRICT EDUCATION OFFICER (M/F)
DISTRICT BUNER.



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24th 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) IT subject	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. NOTE. If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

Added to
File
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SSRC Meeting
Subject Specialist
IT subject
BPS-17
23 to 35 years
50% promotion

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.	<p>Secondary School Teacher (BPS-16)</p> <p>(SST)</p> <p>Computer Science</p>	<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), 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) (ہنر) and (Computer Science) (کمپیوٹر سائنس)</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>	<p>21 to 35 years.</p> <p>DM</p>	<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>

Comp
f:- P.S

Subject
Computer Science
P.S (IT)

Computer Science is not present

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			<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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Mr. B. B. (12)

				<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>Note:</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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Allocated do.
From 1971
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EXTRAORDINARY
GOVERNMENT



REGISTERED NO. P11
GAZETTE

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, TUESDAY, 24th APRIL, 2018. →

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

NOTIFICATION

Peshawar, dated: 24th April 2017

No.SO(GTE&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	Subject Specialist- Information Technology (SS-IT) (BPS-17)	<p>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>

امین زینب

CT IT

CT IT Subject
ex PST/CT cadre

Handwritten notes and signatures at the bottom of the page.

Examining Branch
Session Controller

14

1542 KHYBER PAKHTUNKHWA GOVERNMENT GAZETTE, EXTRAORDINARY, 24th APRIL, 2018

<p>2. Secondary School Teacher-Information Technology (SST-IT) (BPS-I)</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>(CTI)</p> <p>pa 15</p>	<p>i. At least 2nd 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 KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

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

Attached to
to Pw Copy

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Annexure (15)

(30)

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 (SS-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 nd Division or equivalent qualification from any recognized University. ii.) Bachelor Degree of Education (B.Ed) at least in 2 nd 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 then 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) (B-16) Govt. High/ Higher Secondary Schools	i). Bachelor Degree with the subject of Computer Science at least in 2 nd Division or equivalent Qualification from any recognized institution. ii). Bachelor Degree of Education (B. Ed) at least in 2 nd 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 then by initial recruitment.
3	Junior Teacher- Information Technology (JT-IT) (B-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.

(SS-IT)

(SST-IT)

IT

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

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TO, THE SECRETARY EDUCATION KHYBER PUKHTOON
KHWA.

DEPARTMENTAL APPEAL NO OF 2021.

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 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

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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. 5 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: 1/4/2021


Appellant

بعد الت

Before the S.T
K.P.K. Peshawar

Akhtar Ali

2 پیغام
مخاطب

VS

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

Appellant

مورد
مقدمہ
دعوی
جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی و کل کارروائی مصحفہ
 آن مقام سسرور میں نمبر 100/19/1957 کے تحت درج ذیل کے اہیل کے لیے ایک نوٹس علی التوا ارسال کیا گیا ہے۔
 مقررہ کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کمال اختیار ہوگا۔ نیز
 وکیل صاحب کو راضی نامہ کرنے و تقرر رہا اس کے بعد بر حلف دیئے جواب دہی اور اقبال دعویٰ اور
 بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ اور دیگر امور درخواست ہر قسم کی تصدیق
 زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کے لئے اپیل کی ہر قسم کی
 اور مشنوں نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ ان امور کی ضرورت
 مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمواہ یا ایجنٹ کے
 تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیارات حاصل ہوں گے۔
 اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جہانہ التوا کے مقدمہ کے
 سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حدت باہر ہو تو وکیل صاحب پابند ہوں
 گئے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

سزا سسرور میں نمبر 100/19/1957 کے تحت درج ذیل کے اہیل کے لیے ایک نوٹس علی التوا ارسال کیا گیا ہے۔