

**Execution Petition 327/2021**

13<sup>th</sup> June, 2022

Petitioner in person present. Mr. Kabir Ullah Khattak, Additional Advocate General alongwith Mr. Asad Ullah Khan, SO (Litigation) for respondents present.

Petitioner states that final seniority list was issued, copy of the same is placed on file today. The petitioner if finds himself aggrieved of the said seniority list, may file fresh appeal against the said in accordance with law and rules. Since the order of the Tribunal has been complied with, therefore, the instant execution petition is disposed off. Consign.

*Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal this 13<sup>th</sup> day of June, 2022.*

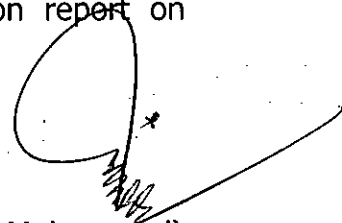


  
(Kalim Arshad Khan)  
Chairman

27.01.2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG alongwith Mr. Asad Ullah, SO (Lit) for respondents present.


Learned AAG seeks time to submit proper implementation report as the same is under process and will be finalized soon. Adjourned. To come up for proper implementation report on 14.03.2022 before S.B.



(Mian Muhammad)  
Member(E)

14.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 14.03.2022 for the same as before.



Reader

14.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 13.06.2022 for the same as before.



Reader.

D.F.A

**Execution Petition 327/2021**

13<sup>th</sup> June, 2022

Petitioner in person present. Mr. Kabir Ullah Khattak, Additional Advocate General alongwith ~~Mr.~~ Asad Ullah Khan, SO (Litigation) for respondents present.

Petitioner states that final seniority list was issued, copy of the same is placed on file today. The petitioner if find himself aggrieved of the said seniority list, ~~he~~ may file a fresh appeal against the said in accordance with law and rules. Since the order of the Tribunal has been complied with, therefore, the instant execution petition is disposed off ~~in the above terms.~~ Consign.

*Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal this 13<sup>th</sup> day of June, 2022.*

(Kalim Arshad Khan)  
Chairman

✓  
8/11/22  
K. Arshad Khan

LIST OF SB-I CASES FIXED BEFORE MR. KALIM ARSHAD KHAN CHARIMAN  
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR AT CAMP COURT SWAT

10/05/2022 (FRIDAY)

EXECUTION

S.NO	APPEAL	APPELLANT NAME	DEPTT	NEXT DATE
01	288/22	WAHID ZAMAN	COMM	

READER

E.P.No. 327/2021

Qaisar Alam vs Govt

06.01.2022

Nemo for the petitioner. Mr. Kabirullah Khattak, Addl. AG alongwith Asadullah Khan, S.O for the respondents present.

Respondents have not furnished proper implementation report. Representative of the respondents is strictly directed to submit proper implementation report on 20.01.2022 before S.B.

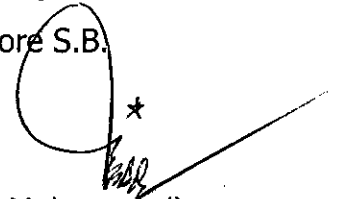


(Rozina Rehman)  
Member (J)

20.01.2022

Clerk of learned counsel for the petitioner present. Muhammad Adeel Butt, Addl: AG alongwith Mr. Muhammad Irshad, Assistant for respondents present.

Due to general strike of the bar, the case is adjourned. To come up for further proceedings on 18.03.2022 before S.B.



(Mian Muhammad)  
Member(E)

02.12.2021

Counsel for the petitioner present. Mr. Muhammad Adeel Butt, Addl: AG alongwith Mr. Asadullah Khan, SO (Lit) for respondents present.

Progress report on behalf of the respondents submitted which is placed on file. In the light of preceding order sheet dated 11.11.2021 the same position has been narrated in the reply/implementation report pertaining to the final seniority list of PPS Officers (BS-19) as stood on 28.10.2021. However, the question remains the same as the Service Tribunal has pointed out in its judgement dated 14.07.2021 in service appeal No. 3521/2021 titled Shah Fazil -vs- Government of Khyber Pakhtunkhwa which is regarding the redressal of question of seniority of the PPS officers. To come up further proceedings on 23.12.2021 before S.B.

  
(MIAN MUHAMMAD)  
MEMBER (E)

23.12.2021

Counsel for the petitioner and Mr. Muhammad Adeel Butt, Addl. AG alongwith Asadullah Khan, SO (Lit) for the respondents present.

Learned counsel for the petitioner seeks adjournment. Accorded. To come up for further proceedings on 06.01.2022 before S.B.

  
Chairman

11.11.2021

Counsel for the petitioner present.

Through this petition, the petitioner seeks execution of this Tribunal's judgment dated 14.07.2021, whereby the respondents were directed to decide objection of the appellant (present petitioner) and any other objection, if filed against the tentative seniority lists issued in February, 2021 and October, 2020. It was also observed that the official respondents are expected not to overlook the law on the subject, while deciding the objections about tentative seniority lists. According to submissions made at the bar on behalf of the petitioner, the respondent department has issued final seniority list without deciding the objections as required vide judgment of this Tribunal. If this is the case, the seniority list finalized without deciding objections in compliance with the judgment of this Tribunal is not workable for the purpose of promotion. Notice of petition at hands be given to the respondents for the next date. Case to come up on 02.12.2021 before S.B.

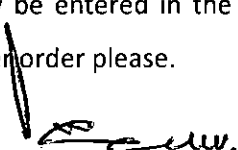
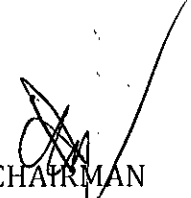


Chairman

Form- A  
FORM OF ORDER SHEET

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

Execution Petition No. 327 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	09.11.2021	<p>The execution petition of Mr. Qasir Alam submitted today by Mr. Shah Durrani Khattak Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This execution petition be put up before S. Bench on <u>11/11/2021</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
2-		



# KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

## CHECK LIST

*Qaiser Alam*

**Versus**

*Cvt of KPK*

..... Appellant

..... Respondents

S NO	CONTENTS	YES	NO
1.	This petition has been presented by: <u>Advocate</u> <u>Court</u>	√	
2.	Whether Counsel/Appellant/Respondent/Deponent have signed the requisite documents?	√	
3.	Whether appeal is within time?	√	
4.	Whether the enactment under which the appeal is filed mentioned?	√	
5.	Whether the enactment under which the appeal is filed is correct?	√	
6.	Whether affidavit is appended?	√	
7.	Whether affidavit is duly attested by competent Oath Commissioner?	√	
8.	Whether appeal/annexures are properly paged?	√	
9.	Whether certificate regarding filing any earlier appeal on the subject, furnished?	√	
10.	Whether annexures are legible?	√	
11.	Whether annexures are attested?		
12.	Whether copies of annexures are readable/clear?	√	
13.	Whether copy of appeal is delivered to AG/DAG?	√	
14.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	√	
15.	Whether numbers of referred cases given are correct?	√	
16.	Whether appeal contains cutting/overwriting?	x	
17.	Whether list of books has been provided at the end of the appeal?	√	
18.	Whether case relate to this court?	√	
19.	Whether requisite number of spare copies attached?	√	
20.	Whether complete spare copy is filed in separate file cover?	√	
21.	Whether addresses of parties given are complete?	√	
22.	Whether index filed?	√	
23.	Whether index is correct?	√	
24.	Whether Security and Process Fee deposited? On _____		
25.	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of original and annexures has been sent to respondents? On _____	√	
26.	Whether copies of comments/reply/rejoinder submitted? On _____		
27.	Whether copies of comments/reply/rejoinder provided to opposite party? On _____		

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name:- *Ali Chohan Durrani*

Signature:- *[Signature]*

Dated:- *09/11/2021*

BEFORE THE  
HONORABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL

In Re:

Implementation Petition No. 327 /2021

In Service Appeal No. 5964/2021

Decided on: 14. 07. 2021

I N D E X

S.NO.	Description	Annex	Page No.
1.	Execution Petition with Affidavit		1-4
2.	Memo of address		5
3.	Annex-A Copy of the Service Appeal No. 5964/2021 is Annex-A	A	6-13
4.	Copy of the Judgment	B	14-21
5.	Wakalatnama		22

Petitioner

Through



(ALI GOHAR DURRANI)

Advocate High Court

0332-9297427

[khaneliegohar@yahoo.com](mailto:khaneliegohar@yahoo.com)

SHAH | DURRANI | KHATTAK

(1)

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**BEFORE THE  
HONORABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL**

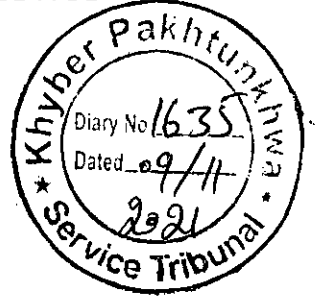
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In Re:

Implementation Petition No. 327 /2021

In Service Appeal No. 5964/2021

Decided on: 14. 07. 2021



**Qaiser Alam, Chief of Section, P&D Department, Presently  
Posted as Chief Planning Officer Health Department.**

(Appellant)

**Versus**

- 1. The Government of Khyber Pakhtunkhwa  
through Chief Secretary, Civil Secretariat, Peshawar.**
- 2. The Additional Chief Secretary,  
P&D Department, Civil Secretariat, Peshawar.**
- 3. The Secretary,  
Govt. of Khyber Pakhtunkhwa, Establishment Department,  
Civil Secretariat, Peshawar**
- 4. The Deputy Secretary,  
Planning & Development Department Peshawar**
- 5. Mr. Sher Gul, Senior Chief P&D Department.**
- 6. Mr. Adil Saeed Safi, Deputy Secretary, Prime Minister  
Secretariat, Islamabad**
- 7. Mr. Javed Khan, Chief Coordination, P&D Department  
Peshawar.**

(Respondents)

**EXECUTION PETITION TO GIVE EFFECT & IMPLEMENT  
THE JUDGMENT OF THIS HONORABLE TRIBUNAL  
DATED 14-07-2021.**

**Respectfully Sheweth.**

That the Appellant earnestly craves the permission of the Honorable Service Tribunal to submit as under:

1. That the petitioner filed Service Appeal No. 5964/2021 titled Qaiser Alam vs. Government of Khyber Pakhtunkhwa and others before this Honorable Tribunal.

**Copy of the Service Appeal No. 5964/2021 is Annex-A**

2. That this Honorable Service Tribunal was pleased to allow the service appeal on 14.07.2021 in the following terms:

"Vide our detailed judgment of today of this Tribunal placed on file on file of No.3521/2021 titled Shah Fazil Vs. Government of Khyber Pakhtunkhwa, the official respondents are directed to decide the objections of appellant and any other objection if filed 2020 against the tentative seniority lists issued in February,2021 and 2.020 October, 2021. As the seniority disputes between the appellant and the private respondents seems to be outcome of regularization of said respondents, therefore, official respondents are expected not to overlook the law on the subject, while deciding the objections about tentative seniority lists. It is further directed that official respondents shall not process the case for promotions until a final seniority list is issued. No order as to costs. File be consigned to the record room."

**Copy of the Judgment is Annex-B**

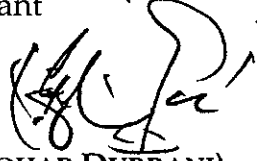
3. That the petitioner has since applied to the respondents to give effect to the judgment, however they have yet to implement the judgment of this Honorable Tribunal.
4. That the petitioner now approaches this Honorable Tribunal for directions to implement the judgment dated 14.07.2021 in the larger interest of justice and fair play.

**Prayer:**

It is therefore most humbly prayed that on the acceptance of this petition, may it please this honorable tribunal to so kindly direct the implementation of judgment dated 14.07.2021 in Service Appeal No. 5964/2021 titled Qaiser Alam vs. Government of Khyber Pakhtunkhwa through Chief Secretary and others, any other relief that this Honorable Tribunal may deem appropriate in the circumstances of the case may also be given.

  
Appellant

Through

  
(ALI GOHAR DURRANI)  
Advocate High Court  
0332-9297427  
[khaneliegohar@yahoo.com](mailto:khaneliegohar@yahoo.com)  
SHAH | DURRANI | KHATTAK

BEFORE THE  
HONORABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL

In Re:

Implementation Petition No. \_\_\_\_\_/2021

In Service Appeal No. 5964/2021

Decided on: 14. 07. 2021

Qaiser Alam VS.

The Government of Khyber Pakhtunkhwa and  
others.

AFFIDAVIT

AFFIDAVIT Of Mr. Qaiser Alam, Chief of Section, P&D Department,  
Presently Posted as Chief Planning Officer Health Department,

I, Mr. Qaiser Alam, Chief of Section, P&D Department, Presently Posted as  
Chief Planning Officer Health Department, Khyber Pakhtunkhwa,  
Peshawar do hereby solemnly declare and affirm on oath:-

That the enclosed Contempt petition has been drafted under my  
instructions.

I am personally conversant with the facts and circumstances of the case as  
contained therein and the facts and circumstances mentioned in the  
enclosed writ petition are true and correct to the best of my knowledge and  
belief.

Deponent  
CNIC# 17301-1541852-5

Identified by:

ALI GOHAR DURRANI  
Advocate High Court



5

BEFORE THE  
HONORABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL

In Re:

Implementation Petition No. \_\_\_\_\_/2021

In Service Appeal No. . 5964/2021

Decided on: 14. 07. 2021

**Qaiser Alam VS. The Government of Khyber Pakhtunkhwa and others.**

**Memo Of Address**

**Qaiser Alam, Chief of Section, P&D Department, Presently Posted as  
Chief Planning Officer Health Department.**

**Versus**

- 1. The Government of Khyber Pakhtunkhwa**  
through Chief Secretary, Civil Secretariat, Peshawar.
- 2. The Additional Chief Secretary,**  
P&D Department, Civil Secretariat, Peshawar.
- 3. The Secretary,**  
Govt. of Khyber Pakhtunkhwa, Establishment Department,  
Civil Secretariat, Peshawar
- 4. The Deputy Secretary,**  
Planning & Development Department Peshawar
- 5. Mr. Sher Gul, Senior Chief P&D Department.**
- 6. Mr. Adil Saeed Safi, Deputy Secretary, Prime Minister Secretariat,  
Islamabad**
- 7. Mr. Javed Khan, Chief Coordination, P&D Department Peshawar.**

Petitioner

Through



(ALI GOHAR DURRANI)

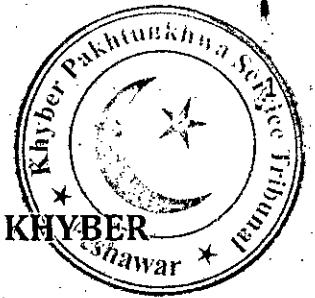
Advocate High Court

0332-9297427

[khaneliegohar@yahoo.com](mailto:khaneliegohar@yahoo.com)

SHAH | DURRANI | KHATTAK

Amer A



BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER  
PAKHTUNKHWA, PESHAWAR

Service Appeal No. 5964 of 2021

(6)

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 5880

Dated 04-06-2021

Qaiser Alam, Chief of Section, P&D Department, Presently Posted  
as Chief Planning Officer Health Department.

(Appellant)

Versus

1. The Government of Khyber Pakhtunkhwa  
through Chief Secretary, Civil Secretariat, Peshawar.
2. The Additional Chief Secretary,  
P&D Department, Civil Secretariat, Peshawar.
3. The Secretary,  
Govt. of Khyber Pakhtunkhwa, Establishment Department,  
Civil Secretariat, Peshawar
4. The Deputy Secretary,  
Planning & Development Department Peshawar
5. Mr. Sher Gul, Senior Chief P&D Department.
6. Mr. Adil Saeed Safi, Deputy Secretary, Prime Minister Secretariat,  
Islamabad
7. Mr. Javed Khan, Chief Coordination, P&D Department Peshawar.

( Respondents)

Filed to-day

Registrar

4/6/2021

APPEAL U/S 4 OF SERVICE TRIBUNAL ACT, 1974

PRAYER IN APPEAL:

Re-submitted to-day  
and filed.

That by accepting this appeal the appellant is prayed for:

Registrar

14/6/2021

The promotion orders of respondent No. 5 to BPS-20 without completing mandatory requirements of undergoing Senior Management Course (SMC) and respondent No. 6 to BPS-19 without undergoing Mid Career Management Course (MCMC) under notification issued on 26-9-2017, may be declared as null and void as planning cadre was already established at that time and individual department having no rights to process promotion cases of the

ATTESTED

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar




officers rather it was the mandate of the P&D Department to process cases for promotion. Further in which minutes of PSB, approval of summary for CM and then notification (all on the same day) speaks volume of ill intentions and malafide, hence may be declared as null and void.

- ii. The tentative seniority list dated 20.02.2020 and 31.10.2020 is against the law and facts and may kindly be declared as null and void.
- iii. Upgradation of post of the Chief Planning Officer (Health) to BPS-20 and the post of Deputy Chief Planning Officer BPS-19 may be declared as unlawful and void as the post of Chief Planning Officer in all of the departments of Provincial Government are in BPS-19
- iv. The promotion of respondent No. 7 to BPS-19 without getting regular promotion in BPS-18 in Local Government and Rural Development Department who was personally upgraded and through personal manipulation he secured a permanent position in BPS-18 and then promoted to BPS-19, be declared null and void and he may be reverted back to his original position in BPS-17.
- v. The appeal may be decided on the principal set by the Supreme Court of Pakistan in the judgment on petition No. 89/2011(2013/SCMR/1752).
- vi. Any other relief as deemed appropriate in the circumstances of case not specifically asked for may also be granted to the appellant.

**Respected Sheweth:**

- A. That the appellant, being the citizen of Pakistan and Employee of Government of Khyber Pakhtunkhwa, having legal and Constitutional rights duly guaranteed under the law and Rules.
- B. That the Planning & Development Govt. of Khyber Pakhtunkhwa ("The P&D Department") has been established way back in the year 1970/71 and is a major Policy Decision Making Stakeholder especially in the field of Development in the Province and plays the most important role in Policy-making. Moreover, with the passage of time, the developmental budget increased manifold due to increase in long, medium and short terms plans/ programme, Donors' assisted Projects etc. The P&D Department in order to cope with the situation & need has been strengthened by increase of its staff.
- C. That in order to streamline and integrate the Planning Cells in all the line Departments, the Provincial Govt. recently created the Provincial Planning Cadre called the Provincial Planning Service ("PPS") by amalgamating the posts/officers in Planning Cells of various Development Departments with the posts/officers of P&D Department and Service Rules were also notified vide Notification dated 22.02.2018. ( Copy of Notification/rules dated 22.02.2018 is Annexure-A)


**TESTED**  
  
 EXAMINER  
 Khyber Pakhtunkhwa  
 Service Tribunal  
 Peshawar

- D. That the appellant being governed under KP Civil Servants Act 1973 (KP Act No. XVIII of 1973) but the KP Provincial Planning Service Rules 2018 notified under section 26 of the civil servant Act 1973 are contradictory to the NWFP Civil Servant (appointment, promotion & Transfer) Rules 1989 notified under the same section 26 of the Civil Servant Act 1973. As per principal of justice, rules cannot be contradictory/ different from each other if made under the one and same law. In case of merger, APT rules 1989, section 17(3) which is reproduced below will apply.

*"In event of merger/ restructuring of department, attached department or subordinate offices, the inter se seniority of civil servants affected by the merger/ restructuring as aforesaid shall be determined in accordance with the date of their regular (initial) appointment to a cadre or post"*

**(Copy of NWFP Civil Servant (appointment, promotion & Transfer) Rules 1989 is attached as annexure B)**

- E. That the PPS Rules, 2018 have not taken into account the issue of merger. Thus seniority is determined on the basis of grades from the date of promotion, which is against the spirit of the civil servants Act 1973. Section 8 of the KP PPS Rules 2018 may be declared as void ib initio and seniority of the PPs officers may be determined afresh under section 17(3) of the KP APT Rules 1989.
- F. As per Judgment of the Supreme Court of Pakistan in the **petition No. 89/2011(2013/SCMR/1752)** declared absorption with backdated seniority as illegal because it directly affects the fundamental rights of civil servants and is violation of the Article 4 of the constitution which provides equal protection of law to every citizen to be treated in accordance with law, which is inalienable right of a citizen.
- G. That the P&D Department further intends to re-organize/ Reshuffles the seniority lists with its own logic to oblige staff recently absorbed in the cadre of Provincial Planning Services (PPS). Staff of erstwhile FATA, Capacity Building and M&E projects of P&DD and projects staff in other department were regularized by the Provincial government and later on absorbed in the Provincial Planning cadre. The P&D department is of the view that this staffs are entitled for backdated seniority with the absorption in the cadre of Provincial Planning Services, which is totally illegal and against the regularization act which clearly says that regularization of project staff shall not affect the seniority of the regular staff of the department and shall be placed at the bottom.
- H. That the staff of P&D of erstwhile FATA was hired under project and were given promotion just by upgrading the post in the PC-I of the project. Resultantly, a steno typist utilized his influence and relationships with high-ups and gets himself promoted to the post of Assistant Chief in BPS 18.

**ATTESTED**  
  
 EXAMINER  
 Khyber Pakhtunkhwa  
 Service Tribunal  
 Peshawar

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- I. That a substantial number of unfit and unmeritorious officers and beneficiaries have been absorbed in the Provincial Planning Services Cadre which will impinge on the self respect and dignity of the civil servants, who will be forced to work under their rapidly and unduly promoted fellow officers, and under those who have been inducted regardless of their (inductees) merit and as a result the genuine/bona fide civil servants will have prospects of their smooth progression and attainment of climax of careers hampered, hence it is violation of Article 14 of the Constitution.
- J. That the Provincial Planning Service (PPS) was notified in 13-7-2015 but the service rules of PPS were kept pending till creation of post of CPO Health (BPS-20) and Deputy Chief Planning Officer Health (BPS-19) for accelerated promotion of two blue eyed although the post of Chief Planning Officer in the rest of departments is still in BPS-19 and there was no post of Deputy CPO in the rest of department which speaks loud of the malafide on the part of Health Department.
- K. That after creation of these post and its reflection in the budget book 2016-17, the Health Department was such in hurry that it issued adjustment orders of respondent No. 5 to BPS-20 on 30-6-2016 when the budget was not effective (budget became effective from 1-7-2016).
- L. That when working paper was submitted by Health Department for promotion of respondent No. 5 to BPS-20 and respondent No. 6 to BPS-19 for consideration of Provincial Selection Board (PSB). The section officer PSB very candidly objected on the working paper as, "the case was examined in regulation wing of these department and it was observed that since the provincial planning service has been established under administrative control of planning and development department, therefore it would be appropriate to forward the case to planning and development department for obtaining their views". In spite of these observations, both the blue eyed officers (respondents No. 5 & 6) were promoted to BPS-20 and BPS-19 respectively secure top position in seniority for the upcoming unified cadre. (copy of working paper/ summary and notification is attached as annexure C,D &E).
- M. That the Senior Management Course Training was mandatory for promotion to BPS-20, but here again, as example of favoritism, respondent No. 5 was promoted to BPS-20 without undergoing mandatory Senior Management Course.
- N. That as a unique case, may be in the history of KP, meeting of PSB was held on the same day, minutes issued on the same day, summary submitted to Chief Minister on the same day, Chief Minister approved the summary on the same day and notification issued on the same day. This transpires that the whole process was carried out to give benefits to few blue eyes persons which is against the principles of natural justice and is malafide on the part of Government.

ATTESTED

EXAMINER  
Khyber Pakhtunkhwa  
Service Commission  
Peshawar

- O. That before merger of planning cells of different departments with Planning & Development Department and creation of unified cadre, different departments have different service rules/number of posts/qualification etc hence issues arising out of merger were not considered properly that resulted in loss of seniority for plaintiff. This issue was also raised by KP Public Service Commission and observed that, "There must be reasonable level of consistency in service rules. In order to achieve this objective, the establishment department must now undertake harmonization of these scattered rules and resubmit as early as possible" (**Observation of KP Public Service commission as annexure-F**).
  
- P. That the original service rules of Health Department were notified on 18-9-1980. The service rules very clearly mentioned qualification as well as 10 years experience in the Planning and development work. As respondent No. 6 joined Health department as Planning Officer in 2004 and since then he spent most of his time outside planning cell (on administrative posts using his personal relation), hence he was not eligible for promotion to the higher grade (Senior Planning Officer BPS-18, requiring 10 years experience in the field of Planning & Development). To remove this hurdle, he used the office of the then secretary Health to amend these service rules and was successful in amendments of service rules and its notification on 31-3-2012. In the amended/revised service rules, the mandatory service experience of 10 years in planning and development was altogether abolished/deleted to pave way for promotion of respondent No. 6 This also indicates the ill intentions and malafide on the part of all concerned.
  
- Q. That after creation of unified cadre, the notification of seniority list was intentionally delayed by planning and development department. As per rule the seniority list is to be notified in early January of each calendar year but here the seniority list was notified on 20-02-2020 to facilitate early nomination of blue eyed persons to the senior management course (a requirement for promotion to BPS-20) leaving rest of officers in litigation.
  
- R. That the Seniority lists were notified on 20-02-2020 without taking into consideration the induction/absorption Rules where the incumbents from other departments are to be absorbed in the main Department i.e Planning and Development Department through Provincial Selection Board, but here again this process was not followed and incumbents were adjusted in Planning & Development Department based on their promotion in their respective Departments which speaks volume of nepotism and favoritism. This act has badly affected the career of original officers of Planning and Development Department having more length of service. Hence respondent No. 6 who joined service in Health Department as Planning Officer BPS-17 in 2004 secured a senior position compared to the appellant who joined service in 1989. This all shows how the whole process was manipulated by few blue eyed for their personal benefits. As per rules the tentative seniority list issued on 20-2-20 was to be finalized within

TESTED  
 EXAMINER  
 Khyber Pakhtunkhwa  
 Service Tribunal

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officers, and under those who have been inducted in PPS without merit and as a result the genuine/bona fide civil servants will have prospects of their smooth progression and attainment of climax of careers hampered, hence it is violation of Article 14 of the Constitution.


- W. That the appellant aggrieved from the decision of the respondents filed representation on 01.10.2020 and subsequently on 09.11.2020 whereby the respondents did not reply the same within the stipulated period of time hence filed this appeal on the following amongst grounds.

(Copies of representations are attached as annexure I).

**GROUND:**

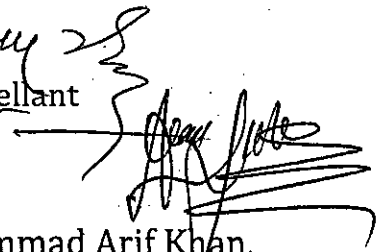
- A. That a substantial number of unfit and unmeritorious officers and beneficiaries have been absorbed in the Provincial Planning Services Cadre which will impinge on the self respect and dignity of the respondents, who will be forced to work under their rapidly and unduly promoted fellow officers, and under those who have been inducted regardless of their (inductees) merit and as a result the genuine/bona fide civil servants will have prospects of their smooth progression and attainment of climax of careers hampered, hence it is violation of Article 14 of the Constitution.
- B. That the principal and guidelines set in the Judgment of the Supreme Court of Pakistan in the petition No. 89/2011 (2013/SCMR/1752) have not been followed by allowing absorption with backdated seniority which is illegal and directly affects the fundamental rights of civil servants and is violation of the Article 4 of the constitution which provides equal protection of law to every citizen to be treated in accordance with law, which is inalienable right of a citizen.
- C. That manipulating the seniority list without any legal backing reveals the malafide intention on the part of establishment section of the P&D Department which is not tenable under the law.
- D. That the Appellant and other P&D Officers who have been suffered by inducting the unmeritorious and inexperienced employee and the promotional prospects of the respondents have been blocked.
- E. That the Appellant is not being treated according the principles of equity and fair-play and have been kept deprived from promotion in an arbitrary manner which has resulted in serious miscarriage of justice.
- F. That the appellant seek permission to advance other grounds and proof at the time of hearing.

It is, therefore, humbly prayed that the instant appeal may graciously be accepted in the following manner:

ATTESTED  
  
APPELLANT  
Tribunal

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- i. Upgradation of post of the Chief Planning Officer (Health) to BPS-20 and the post of Deputy Chief Planning Officer BPS-19 may be declared as unlawful and void as the post of Chief Planning Officer in all of the departments of Provincial Government are in BPS-19.
- ii. The promotion orders of respondent No 5 to BPS-20 without completing mandatory requirements of undergoing Senior Management Course (SMC) and respondent No. 6 to BPS-19 without undergoing Mid Career Management Course (MCMC) notified on 25-9-2017 may be declared as null and void as planning cadre was already established at that time and individual department having no rights to process promotion cases of the officers rather it was the mandate of the P&D Department to process cases for promotion. Further the hurry in which minutes of PSB, approval of summary for CM and then notification (all on the same day) speaks volume of ill intentions and malafide, hence may be declared as null and void.
- iii. The forth coming promotion of respondent No. 6 to BPS-20 may kindly be suspended till finalization of decision on the seniority/discriminatory service rules keeping in view length of service and natural justice process.
- iv. The promotion of respondent No. 7 to BPS-19 without getting regular promotion in BPS-18 in Local Government and Rural Development Department who was personally upgraded and through personal manipulation he secured a permanent position in BPS-18 and then promoted to BPS-19, be declared null and void and he may be reverted back to his original position in BPS-17.
- v. That the P&D Department shall be directed not to manipulate further the seniority list by giving backdated seniority to the employees absorbed in the cadre after notification of the Provincial Planning Service cadre.
- vi. The appeal may be decided on the principal set by the Supreme Court of Pakistan in the Judgment on petition No. 89/2011.
- vii. Any other relief as deemed appropriate in the circumstances of case not specifically asked for may also be granted to the appellant.

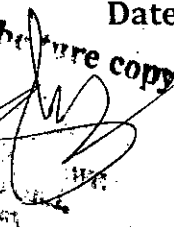
Appellant 

Through

Muhammad Arif Khan,  
Advocate,

08/11/21

Dated: 03/06/2021

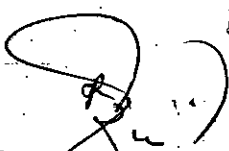


Certified to be true copy  
  
 K. H. Service Tribunal  
 Peshawar

No. of Pages  
 No. 3200  
 34/-  
 34/-  
 Date of Delivery of Copy 09/11/21

5964/2021

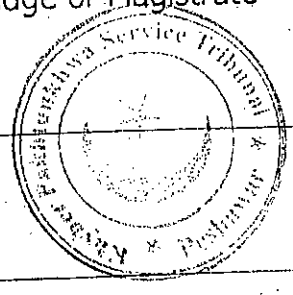
Service Appeal No. 5364/2021

Amax B

S.No	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
<p>As per order dated: 07/09/2021, in application No. 165/21, titled Qaisar Alam VS Chief Secretary.</p>	<p>14.07.2021</p>	<p><b>Present:</b></p> <p>Ali Gohar Durrani, Advocate ... For Appellant</p> <p>Muhammad Adeel Butt, Additional Advocate General ... For respondents</p> <p>Vide our detailed judgment of today of this Tribunal placed on file on file of No.3521/2021 titled Shah Fazil Vs. Government of Khyber Pakhtunkhwa, the official respondents are directed to decide the objections of appellant and any other objection if filed against the tentative seniority lists issued in February, <del>2021</del> <sup>2020</sup> and October, <del>2021</del> <sup>2020</sup>. As the seniority disputes between the appellant and the private respondents seems to be outcome of regularization of said respondents, therefore, official respondents are expected not to overlook the law on the subject, while deciding the objections about tentative seniority lists. It is further directed that official respondents shall not process the case for promotions until a final seniority list is issued. No order as to costs. File be consigned to the record room.</p> <p><b>ANNOUNCED.</b> 14.07.2021</p> <p><i>Certified to be true copy</i></p> <p> (Rozina Rehman) Member (J)</p> <p> (Ahmad Sultan Tareen) Chairman</p> <p></p> <p>14</p>

15 (ANNEX) B

Sr. No	Date of order/proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
	14.07.2021	<p style="text-align: center;"><u>BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,</u> <u>PESHAWAR.</u></p> <p style="text-align: center;">Appeal No. 3521/2021</p> <p style="text-align: right;">Date of Institution : 11.03.2021 Date of Decision : 14.07.2021</p> <p>Mr. Shah Fazil S/O Sardar Hussain, Senior Planning Officer, Higher Education Department, Khyber Pakhtunkhwa, Peshawar.</p> <p style="text-align: right;">(Appellant)</p> <p style="text-align: center;">Versus</p> <p>The Government of Khyber Pakhtunkhwa, through Secretary Establishment Civil Secretariat Peshawar.</p> <p style="text-align: right;">(Respondents)</p> <p style="text-align: center;"><u>JUDGMENT</u></p> <p><u>AHMAD SULTAN TAREEN, CHAIRMAN:</u> The appellant was part of the Planning Service Cadre of the Government of Khyber Pakhtunkhwa who after getting the appointment in BPS-17 in the said cadre on 25.02.2008 was further promoted to BPS-18 on 22.07.2019 as Senior Planning Officer. In the mean time, the Government of Khyber Pakhtunkhwa Planning Service Rules 2018 were promulgated providing to regulate the Planning Service cadre</p>



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SECRETARY  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR



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and the service structure. The ibid rules were published in through Notification No. SO(E)P&D/6-1/SR/PPD/2018 dated 22.02.2018. subsequently, the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 was passed and after receiving assent of the Governor in the March, 2018 was promulgated. The said Act resulted in regularization of services of employees working against project post under the P&D Department of Government of Khyber Pakhtunkhwa. The department issued a tentative seniority list, wherein, the appellant already holding the post in regular service of the Planning cadre and those other officers whose services were regularized on the strength of Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018, were dealt with by the department in the common seniority list. In the tentative seniority list, so issued on 20.02.2020, the appellant was shown at Serial No.23 which according to him is not a proper place and he filed representation against the said seniority list on 04.03.2020. Subsequently, the respondents issued another seniority list on 23.10.2020 and the appellant who was initially shown at serial No.23 of the tentative seniority list dated 20.02.2020 for employees in BPS-18, was suddenly sent to Serial No.55 of the subsequent seniority list. The appellant also filed representation against the subsequent seniority list on 17.11.2020 but no response was given from the department. He believes that his seniority was disturbed due to encadrement of the outsiders. (May be he is referring to the project employees subsequently,



ATTESTED  
  
 MEMBER  
 Khyber Pakhtunkhwa  
 Service Tribunal

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The appellant concluded factual part of his appeal with the submission in respect of the illegality committed by issuance of the tentative seniority list dated 23.10.2020 and encadrement of employees notified vide Notification dated 19.01.2020 by including them in the Provincial Planning Service Cadre. The appellant has approached this Tribunal for the solicited relief described under the prayer part of his memorandum of appeal at its end.

02. As far as the appeal No.5964 of 2021 is concerned, although nature of incumbency of the appellant is different from that of incumbency of the appellant of the above titled appeal; but the underlying issue hinges upon the common question of fact and law relating to the seniority list which was issued after incadrement of the project employees regularized under the law mentioned supra. Therefore, there seems no useful purpose to provide factual account of appeal No.5964/2021 here for the sake of brevity and the same shall stand disposed of in terms of this judgment.

03. As both the above mentioned appeals had not yet passed the stage of preliminary hearing and when they came up before S.B for such hearing, it was deemed appropriate to send the same to D.B for final hearing and disposal in limine having regard to necessity of first and second proviso to Sub Section (1) of Section 5 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974. The learned A.A.G present before us, was noticed for hearing as to final disposal of the appeal. He was confronted with the position

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 EXAMINER  
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 Service Tribunal  
 Peshawar

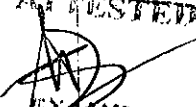
78

that the seniority list challenged in both the appeals are still tentative awaiting the disposal of objections filed against them by the appellants and may be by other aggrieved officers also. He in view of the said point was asked to get clarification from the department as to whether the final seniority list in pursuance of the impugned seniority list has been issued or not

04. Learned A.A.G after getting instructions from Mr. Arshad Khan Litigation Officer of the P&D Department, made a statement at the bar that the objections as filed by the appellant against the tentative seniority list impugned in the present appeals still remain undecided. Further stated that the department has prepared Working Paper for submission to P.S.B in respect of the respondents for consideration of their promotion case from BPS-19 to 20, on the basis of final seniority list issued on 31.01.2018. Needless to say that Sub Section-5 of Section-8 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 requires that seniority list prepared under Sub Section (1) shall be revised and notified in the official gazette at least once in a calendar year preferably in the month of January. The information given to the learned A.A.G by the Department and transmitted to us as noted above, is seemingly contrary to law as discussed before. Moreover, once the Department has issued a tentative seniority list in February, 2021 and October, 2021 followed by objections filed against it, the competent authority is legally obliged to settle those objections in accordance with law and then issue a final seniority list. The



ATTESTED

  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

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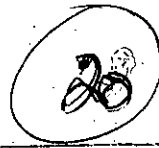


pursuit of the department to send a case for promotion to P.S.B, on old list, already in process of replacement seems not a fair exercise on the part of department. Therefore, without touching the merits of the case, we are inclined to decide the appeal in limine. It necessitates to observe that notice to private respondents is not necessary for the reason that we are not going to pass any order on merits of the tentative seniority list impugned before us. Rather we while keeping the same intact, will require the official respondents to finalize the seniority list after hearing and disposal of objections filed against it. Thus, the final decision affecting rights of parties rests with the competent authority among official respondents. If such decision aggrieves any party in this appeal, they would be at liberty to challenge the same under due course of law. Before coming to operative part of this order, we find it useful for every party to reproduce herein below Section-6 of the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018.

*[Handwritten signature]*

" **6. Seniority.---**(1) *Except the employees mentioned in the proviso to Section-4 of this Act, whose services are to be regulated by their respective laws and rules, all other employees whose services are regularized under this Act or in the process of attaining service on regular basis on the commencement of this Act, and shall also rank junior to such other persons, if any, who, in pursuance of*

**ATTESTED**  
  
 EXAMINER  
 Khyber Pakhtunkhwa  
 Service Tribunal  
 Peshawar



*the recommendation of the Commission or Departmental Selection Committee, as the case may be, made before the commencement of this Act, are to be appointed to the respective service or cadre, irrespective of their actual date of appointment.*

*(2) The seniority inter-se of the employees, whose services are regularized under this Act within the same service or cadre, shall be determined on the basis of their continuous officiation in such service or cadre:*

*Provided that if the date of continuous officiation in the case of two or more employees is the same, the employee older in age shall rank senior to the younger one."*

*[Handwritten signature]*

05. We, while deciding this appeal in limine, direct the official respondents to decide the objections of appellant and any other objection if filed against the tentative seniority lists issued in February, 2021 and October, 2021. As the seniority disputes between the appellants and the private respondents seem to be outcome of regularization of said respondents, therefore, official respondents are expected not to overlook the law on the subject, while deciding the objections about tentative seniority lists. It is further directed that official respondents shall not process the case for promotions until a final seniority list is issued. No order

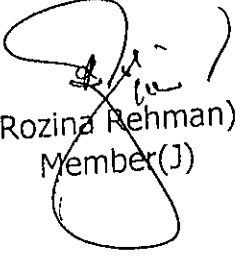
**ATTESTED**


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EXAMINER  
Service, Panchkula  
Haryana


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as to costs. File be consigned to the record room.

Announced:  
14.07.2021

  
(Rozina Rehman)  
Member(J)

  
(Ahmad Sultan Tareen)  
Chairman

**Certified to be true copy**  
  
**EXAMINER**  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Date of Presentation of Application 16/8/21  
Number of Words 3200  
Copying Fee 34/-  
Urgent 4/21  
Total 38/-  
Name of Copyist \_\_\_\_\_  
Date of Completion of Copy 16/8/21  
Date of Delivery of Copy 16/8/21

# POWER OF ATTORNEY

BEFORE THE Hon'ble Service Tribunal Peshawar K.P.  
No. \_\_\_\_\_ of 2021

Gaizer Alam

VERSUS

Govt of KP and others

I/we Petitioner do hereby

appoint & constitute SHAH | DURRANI | KHATTAK (a registered law firm) as counsel in the above mentioned case, to do all or any of the following acts, deeds and things:-

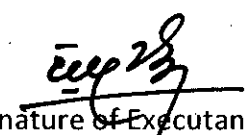
1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal or any other court/tribunal in which the same may be tried or heard and any other proceedings arising out of or connected therewith.
2. To sign, verify and file Plaint/Written Statement or withdraw all proceedings, petitions, suit appeals, revision, review, affidavits and applications for compromise or withdrawal, or for submission to arbitration of the said case, or any other document, as may be deemed necessary or advisable by him for proper conduct, prosecution or defence of the said case at any stage.
3. To do and perform all other acts which may be deemed necessary or advisable during the course of the proceedings.

## AND HEREBY AGREE:-

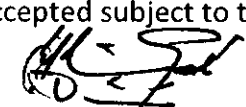
- a) To ratify whatever the said Advocates may do in the proceedings in my interest
- b) Not to hold the Advocates responsible if the said case be proceeded ex-parte or dismissed in default in consequence of their absence from the Court/Tribunal when it is called for hearing or is decided against me/us.
- c) That the Advocates shall be entitled to withdraw from the prosecution of the said case if the whole OR any part of the agreed fee remains unpaid.

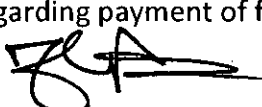
In witness whereof I/We have signed this Power of Attorney/Wakalat Nama hereunder the contents of which have been read/explained to me/us and fully understood by me /us this 6<sup>th</sup> day of

Nov 2021 at Peshawar

  
Signature of Executant(s)

Accepted subject to term regarding payment of fee.

  
ALI GOHAR DURRANI  
Advocate High Court  
0332-9297427

  
ZARAK SHAH  
Advocate High Court  
0333-8335886

  
BABAR KHAN DURRANI  
Advocate High Court  
0301-8891818

SHAH | DURRANI | KHATTAK (a registered law firm)  
House No. 231-A, Street No. 13, New Shami Road, Peshawar.



**KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

No. 2281-87 / ST

Dated: 17/11 /2021

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281  
Fax:- 091-9213262


To

1. The Chief Secretary,  
Government of Khyber Pakhtunkhwa,  
Peshawar.
2. Additional Chief Secretary P & D Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.
3. Secretary Establishment Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.
4. Deputy Secretary P & D Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.
5. Mr. Sher Gul, Senior Chief P & D Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.
6. Mr. Adil Saeed safi, Deputy Secretary, Prime Minister Secretariat,  
Government of Pakistan,  
Islamabad.
7. Mr. Javed Khan, Chief Coordination, P & D Department,  
Government of Khyber Pakhtunkhwa,  
Peshawar.

Subject: ORDER IN EXECUTION PETITION NO. 327/2021 MR. QAISAR ALAM.

I am directed to forward herewith a certified copy of order dated 11.11.2021 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR



**Form 'A'**

**Judicial Branch**

**To be filled by the Counsel.**

Case Number	EP No: 249/21					
Case Title	Daisy Alam vs Govt					
Date of Institution						
Bench	SB	<input checked="" type="checkbox"/>	DB	<input checked="" type="checkbox"/>		
Case Status	Fresh		Pending	<input checked="" type="checkbox"/>		
Stage	Notice		Motion	<input checked="" type="checkbox"/>	PAN	
Urgency to be clearly stated.	Respondent are going to issue Seniority List.					
Nature of the relief Sought.	Seniority					
Next date of hearing.	13/06/22 13/06/22					
Alleged Target Date						
Counsel for	Petitioner <input checked="" type="checkbox"/>		Respondent		In Person	

*Ather Ali Saeed*

**Signature of counsel/party**

# PESHAWAR HIGH COURT, PESHAWAR

## PROFORMA FOR EARLY HEARING.

Change it

Form 'B'

Judicial Branch

Inst#.

Early Hearing. 652 -P/2022

In case No. 249 -p/2021

Qaiser Alam vs Qwi

Presented by Zeesha Nadeem Clerk on behalf of appellant/plaintiff.  
Entered in the relevant registrar.

Put up alongwith main case ✓

Last date fixed	<u>14-03-22</u>
Reason(S) for last adjournment, if any by the Branch Incharge.	<u>Tribunal Defunct.</u>
Date(s) fixed in the similar matter by the Branch Incharge.	
Available dates HVC branch.	<u>NFA</u>

A  
01/06/22  
ASSTT: REGISTRAR (FIXATION).

Dated \_\_\_\_\_

Regretted

S  
16/22  
Registrar  
DEPUTY REGISTRAR (J).

Dated \_\_\_\_\_

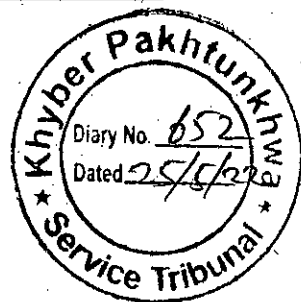
ADDITIONAL REGISTRAR (J).

Dated \_\_\_\_\_

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

In Re:

S.A No. 249 /2022



Qaisar Alam

Vs.

Govt. of Khyber Pakhtunkhwa  
& others

**APPLICATION FOR EARLY HEARING**

**Respectfully Sheweth:**

1. That the titled appeal is pending adjudication before this Hon'ble Tribunal, which is now fixed for hearing on 13.06.2022.
2. That respondents are going to issue final seniority list and if the titled appeal is not fixed earlier, the appellant would suffer an irreparable loss, hence the instant application.
3. That further delay in disposal of the titled appeal will maximize agonies of appellant, hence proprietary demands acceleration of the date fixed to an early date.

It is, therefore, most humbly prayed that on acceptance of instant application, the date fixed i.e. 13.06.2022 may be accelerated to an early date, convenient to this Hon'ble Tribunal, in the best interest of justice & equity.

Applicant/Appellant

Through

*Ali Gohar Durrani*

**Ali Gohar Durrani**

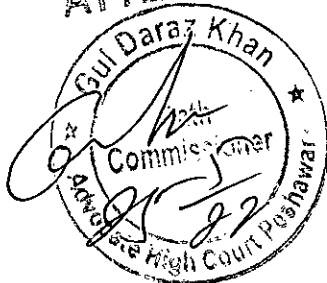
Advocate

High Court Peshawar

Dated: 25.05.2022

**AFFIDAVIT**

It is stated on oath that the contents of the instant **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



DEPONENT



XVII  
Dated Peshawar 28/10/2021

**NOTIFICATION.**

No. SO(E)P&D/3-4/PPS/SL5/2020: In pursuance of Section-8 of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-17 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules 1989 and with the approval of competent authority, Final Seniority List of Provincial Planning Service Officers (PPS BS-19) Khyber Pakhtunkhwa as stood on 28/10/2021 is hereby notified/circulated for general information.

**FINAL SENIORITY LIST OF PPS BS-19 OFFICERS.**

Sr.No	NAME OF OFFICER WITH ACADEMIC QUALIFICATION	DATE OF BIRTH & DOMICILE	DATE OF 1 <sup>ST</sup> ENTRY INTO GOVT: SERVICE.	DATE OF OFFICIATION	REGULAR APPOINTMENT/PROMOTION TO THE PRESENT POST				REMARKS: IF ANY.
					DATE	BPS	METHOD OF RECRUITMENT/ APPOINTMENT	PRESENT POSTING WITH DATE.	
1	<u>Dr. Asad Ali Khan,</u> MBBS.	<u>14-03-1966</u> Kohat	19-03-1992	-	01-07-2005	BS-19	By Initial recruitment	Director General, Law & Human Rights. (06-02-2020)	
2	<u>Muhammad Tariq Khan,</u> M.A (Economics)/ L.L.B, P.G.D (Public Administration), MA (Health Management Planning & Policy) University of Leeds, UK.	<u>30-01-1963</u> Abbottabad	08-06-1992	-	22-10-2019	BS-19	By Promotion	Chief Planning Officer, Minerals Development Department. (02-09-2020).	Regained his Seniority w.e.f. 26-09-2017
3	<u>Mr. Adil Saeed,</u> M.A (Economics), M.Phil (Economics), M.Sc (Disaster Management). PGD (Project Management).	<u>04-04-1981</u> Mohmand	01-11-2004	-	26-09-2017	BS-19.	By Promotion	Deputy Secretary, Prime Minister's Office, Islamabad on deputation basis. (31-08-2018)	
4	<u>Mian Khalid Ullah Jan,</u> M.Sc (Economics).	<u>01-11-1967</u> Charsadda	09-10-1994	-	04-01-2018	BS-19	By Promotion	Chief of Section (Industries), P&D Department (01-12-2020).	
5	<u>Engr. Sher Azam Khan,</u> BSc Civil Engineering and MSc Structural Engineering.	<u>25-11-1965</u> Karak	07-03-2018	28-03-2009	07-03-2018	BS-19	By Initial recruitment	Director (South), M&E, P&D Department. (01-12-2020).	

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9/5

6.	Syed Zain Ullah Shah, B.Sc (Electrical Engineering).	05-08-1974 Lakki Marwat	07-03-2018	20-10-2011	07-03-2018	BS-19	By Initial recruitment	Chief of Section (PP&H), P&D Department (24-01-2020)	
7.	Muhammad Ayaz, M.Sc (Hons) Horticulture.	18-03-1963 Mansehra	07-03-2018	22-09-2015	07-03-2018	BS-19	By Initial recruitment	Director (Technical), M&E, P&D Deptt. (01-12-2020)	
8.	Mr. Akhtar Rehman, D.Sc (Civil Engineering).	31-03-1969 F.R Kohat	14-04-1994	-	24-01-2019	BS-19	By Promotion	Senior Chief of Section (PSDP), P&D Department in his own pay & scale. (06-08-2021)	
9.	Mr. Mushtaraf Khan, M.A (Economics).	02-04-1962 Buner	06-06-1995	-	24-01-2019	BS-19	By promotion	Project Director, "Public Policy & Social Projection Reforms Unit" SDU, P&D Department. (22-01-2020)	
10.	Mr. Shah Nawaz Khan, M.B.A (Finance) Pakistan, M.B.A (Accounts & Finance) U.S.A.	01-12-1977 Mardan	12-06-2008	-	22-10-2019	BS-19	By promotion	Chief Planning Officer, Local Govt. Elections & Rural Development Department (22-01-2020)	Regained his Seniority w.e.f. 24.01.2019
11.	Mr. Abdul Haleem, M.Sc (Statistics).	15-03-1969 Hangu	07-06-1995	-	24-01-2019	BS-19	By promotion	Director (P&C), Peshawar High Court On deputation basis. (30-01-2017)	
12.	Mr. Javed Khan, M.B.A.	12-03-1966 Peshawar	29-02-1992	-	24-01-2019	BS-19	By Promotion	Chief of Section (Coordination), P&D Department (26-11-2018)	
13.	Mr. Qaiser Alam Khan, M.Sc (Hons) Agriculture, M.A. Economics, M.S (Envl. Syst Ana & Mgt) Netherlands.	20-09-1966 Peshawar	30-05-1989	-	24-01-2019	BS-19	By Promotion	Chief Planning Officer, Health Department. (14-05-2020)	
14.	Mr. Ilyas Mehmood, M.Sc (Hons) Agriculture.	02-09-1969 Charsadda	22-06-1995	-	24-01-2019	BS-19	By Promotion.	Deputy Chief Planning Officer, Health Deptt. (07-01-2019)	

15.	<u>Syed Zahir Ali Shah,</u> Master's in Public Administration.	<u>05-09-1970</u> Peshawar	22-06-1995	-	24-01-2019	BS-19	By Promotion	DG, PCNA, P&D Department. (08-01-2019)
16.	<u>Mr. Bahrullah Khan,</u> M.A (Economics).	<u>30-11-1970</u> Mohmand	03-09-2004	-	24-01-2019	BS-19	By Promotion	Chief of Section (Health), P&D Deptt. (02-08-2019)
17.	<u>Muhammad Siraj Munir,</u> M.Sc (Statistics), M.Sc (Maths)	<u>12-10-1978</u> Peshawar	23-12-2006	-	22-10-2019	BS-19	By Promotion	Chief M&E Officer "Strengthening of Planning" E&SE Deptt (22-01-2020)
18.	<u>Mr. Hashmat Ali,</u> M.B.A (Finance)	<u>22-03-1978</u> Swabi	18-05-2007	-	22-10-2019	BS-19	By Promotion	Economic Advisor, Industries Department (01-12-2020)

CHIEF SECRETARY  
KHYBER PAKHTUNKHWA.

Endst: No. & Date even.

Copy forwarded to the:

1. Secretary to Govt of Pakistan, Prime Minister's Office, Islamabad.
2. Secretaries to Govt of Khyber Pakhtunkhwa, Law & Parliamentary Affairs, Industries & Commerce, Minerals Development, Local Government & Rural Development, Home & Tribal Affairs, Health, Social Welfare and Elementary & Secondary Education Department.
3. Registrar, Peshawar High Court, Peshawar.
4. Director General (SDU), P&D Department.
5. Director General (M&E), P&D Department.
6. Officers concerned.
7. In-charge, Resource Centre, P&D Department with the request to upload the same on the official website of P&D Department.
8. PS to Additional Chief Secretary, P&D Department
9. PS to Secretary, P&D Department.
10. PS to Special Secretary, P&D Department.
11. PAs to Additional Secretary-II/Deputy Secretary-II, P&D Department.

(SONA KHAN) 20/1/2020  
Section Officer (Establishment)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

**EXECUTION PETITION NO. 327/2021.**

**IN APPEAL NO. 5964/2021**

**MR. QAISER ALAM**

.....**APPLICANT / APPELLANT**

**VERSUS**

Government of Khyber Pakhtunkhwa through Chief Secretary & others.

.....**RESPONDENTS**

**IMPLEMENTATION REPORT ON BEHALF OF RESPONDENTS.**

**RESPECTFULLY SHEWETH:**

- 1) Correct.
- 2) Correct to the extent that a working paper for promotion of PPS (BS-19) Officers to the post of PPS (BS-20) was submitted to Establishment Department for placement before PSB prior to receipt of Order dated 14.07.2021, however, after receipt of the said Order, the working paper which was on agenda of PSB on 30<sup>th</sup> / 31<sup>st</sup> July, 2021 was withdrawn and the order of the Hon'able Service Tribunal was implemented in letter and spirit.
- 3) Correct to the extent that the petitioner had applied for implementation of the judgment / order. In this regard, it is submitted that after establishment of PPS Cadre and inclusion of employees regularized under the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018, the tentative seniority list of PPS (BS-19) alongwith others were circulated on 20.02.2020 (Annex-I). In response, five PPS (BS-19) Officers raised observations (Annex-II). By following the

prescribed procedure a Note for Chief Secretary (being competent authority) was moved in the instant case for approval of seniority list for the officers in (BS-18) and above which was returned by Establishment Department with observations (**Annex-III**). In order to address the observations of Establishment Department, a meeting was held on 13.08.2020 under the Chairmanship of Secretary, P&D Department including the representatives of Establishment and Law Departments. In the meeting, it was decided (**Annex-IV**) that seniority lists of PPS (BS-17) and above (employees of various projects of P&D Department as well as Planning Cells of various Administrative Departments) regularized under Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 and PPS (BS-17) and above of P&D Department, Merged Areas (erstwhile FATA) be fixed with effect from the date of their regular appointments to a cadre or post in their respective grade/post as per provision of Rules-17(3) of APT Rules, 1989 and as per advice of Establishment Department tendered vide letter No. SOR.III(E&AD)5-2/2011(A), dated 03.09.2019 (**Annex-V**).

In pursuance of the decision of the meeting, a Note for Chief Secretary was again submitted to Establishment Department (**Annex-VI**) which was again returned with the advice to re-circulate the seniority lists. Accordingly, tentative seniority list of PPS (BS-19) was again issued on 23.10.2020 (**Annex-VII**). In response, 11 PPS (BS-19) Officers raised their observations/representations (**Annex-VIII**). In order to resolve the issues of seniority of PPS cadre, a committee under the chairmanship of Secretary, Establishment Department was constituted vide Notification dated 08.02.2021 (**Annex-IX**). The committee in its meeting held on 02.06.2021 unanimously agreed (**Annex-X**) that P&D Department may resolve the issues of seniority of PPS Cadre in light of Rule-8 of PPS Rules 2018, under Section-4 and Section-6(2) of the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 and under Section-8(4) of the Civil Servant Act, 1973.

Again Note for Chief Secretary was submitted for approval in July, 2021 (**Annex-XI**) which was returned by Establishment Department with observations (**Annex-XII**). Tentative seniority list of PPS (BS-19) was



again circulated vide letter dated 06.08.2021 and officers were asked to indicate errors / omissions (**Annex-XIII**). In response, six PPS (BS-19) Officers out of 18 raised observations which were examined and proposals were made against each as per rules (**Annex-XIV**). A Note for Chief Secretary was again submitted (**Annex-XV**) and Establishment Department after examining the case, submitted the same to Chief Secretary which was approved by him (**Annex-XVI**). After approval, final seniority list of PPS (BS-19) was issued on 28.10.2021 (**Annex-XVII**).

- 4) As explained above, since the objections of the appellant have been decided as judgment of Hon'able Service Tribunal and as per rules, therefore, the final seniority list issued on 28.10.2021 is in accordance with the rules / laws.

**PRAYER:**

Keeping in view of the above, since compliance to the directions of Hon'able Tribunal has been made and all codal formalities related to finalization of seniority of PPS (BS-19) Officers have been adhered to, therefore, it is very humbly prayed that the Implementation Petition may graciously be dismissed with cost and allow the respondents to process the case for promotion of PPS (BS-19) Officers as per final seniority list issued on 28-10-2021.

  
**SECTION OFFICER (Estt.)**  
P&D Department



GOVERNMENT OF KHYBER PAKHTUNKHWA  
PLANNING & DEVELOPMENT DEPARTMENT

No. SO(E)P&D/3-4/SLs/PPS/2020.  
Dated Peshawar, February 20, 2020.

1. Secretary to Govt of Khyber Pakhtunkhwa, Law Department.
2. Secretary to Govt of Khyber Pakhtunkhwa, Industries Department.
3. Secretary to Govt of Khyber Pakhtunkhwa, Home & TAs Department.
4. Secretary to Govt of Khyber Pakhtunkhwa, Minerals Development Department.
5. Secretary to Govt of Khyber Pakhtunkhwa, Local Government Department.
6. Secretary to Govt of Khyber Pakhtunkhwa, Energy & Power Department.
7. Secretary to Govt of Khyber Pakhtunkhwa, Elementary & Secondary Education Department.
8. Registrar, Peshawar High Court, Peshawar.
9. Director General, Sustainable Development Unit (SDU), P&D Department.
10. Director General, M&E, P&D Department.
11. Director General, PCNA, P&D Department.

Subject: TENTATIVE SENIORITY LIST OF PROVINCIAL PLANNING SERVICE OFFICERS (PPS BS-19).

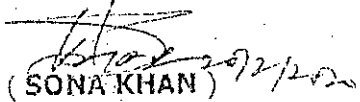
Dear Sir,

I am directed to refer to the subject noted above and to forward herewith a copy of tentative seniority list of PPS BS-19 Officers alongwith certificate proforma with the request that the same may be circulated amongst the PPS BS-19 Officers working in your respective department.

I am further directed to request you to direct all concerned that the certificate may be returned to this department duly signed, indicating error/omission, if any, for the purpose of rectification alongwith attested supporting documents within 15 days (upto 05.03.2020) positively. In case of receipt of no response by the due date, it would be presumed that particulars have been accepted as correct.

Yours faithfully,

Encl: As above.

  
(SONA KHAN)  
Section Officer(Estt:)

Endst: Number & Date even.

Copy forwarded to the:

1. PS to Additional Chief Secretary, Khyber Pakhtunkhwa.
2. PS to Secretary, P&D Department.
3. PAs to Additional Secretary-I/Deputy Secretary-II, P&D Department.
4. Mr. Riaz Ahmad, Resource Centre, for uploading the same on the official website of P&D Department.

  
Section Officer(Estt:)

	<u>Mr. Qaiser Alam Khan,</u> M.Sc (Hons) Agriculture, M.A. Economics, M.S (Envt. Syst. Ana & Mgt) Netherlands	<u>20-09-1966</u> Peshawar	30-05-1989	24-01-2019	BS 19		By Promotion	On Deputation to Safe City Project, Peshawar, Home & T.A's Department as Deputy P.D, PMU. (07-01-2019).	---
9.	<u>Mr. Ilyas Mehmood,</u> M.Sc (Hons) Agriculture	<u>02-09-1969</u> Charsadda	22-06-1995	24-01-2019	BS 19		By Promotion.	Deputy Chief Planning Officer, Health Department. (07-01-2019).	---
10.	<u>Syed Zahir Ali Shah,</u> Master's in Public Administration	<u>05-09-1970</u> Peshawar	22-06-1995	24-01-2019	BS 19		By Promotion	Director General, PCNA, P&D Deptt: on deputation basis. (08-01-2019)	---
11.	<u>Mr. Bahrullah Khan,</u> M.A (Economics)	<u>30-11-1970</u> Mohn and	03-09-2004	24-01-2019	BS 19		By Promotion	Chief of Section (Health), P&D Department (02-08-2019)	---
12.	<u>Muhammad Tariq Khan,</u> M.A (Economics)/ L.L.B, P.G.D (Public Administration)	<u>30-01-1963</u> Abbottabad	08-06-1992	22-10-2019	BS 19		By Promotion	Chief Planning Officer, Minerals Development Department. (22-01-2020)	---
13.	<u>Mr. Shah Nawaz Khan,</u> M.B.A (Finance) Pakistan, M.B.A (Accounts & Finance) U.S.A	<u>01-12-1977</u> Mardan	12-06-2008	22-10-2019	BS 19		By Promotion	Chief Planning Officer, Local Govt. Elections & Rural Development Department (22-01-2020)	---
14.	<u>Muhammad Tariq Safi,</u> Master's in Public Administration	<u>10-05-1961</u> FATA	01-03-1992	22-10-2019	BS 19		By Promotion	Chief Planning Officer, Energy & Power Department (04-02-2020)	---
15.	<u>Muhammad Siraj Munir,</u> M.Sc (Statistics), M.Sc (Maths)	<u>12-10-1978</u> Peshawar	23-12-2005	22-10-2019	BS 19		By Promotion	Chief M&E Officer "Strengthening of Planning" in E&SE Department (22-01-2020)	---

*[Handwritten signature]*  
29/12/20

**TENTATIVE SENIORITY LIST OF PPS BS-19 OFFICERS AS STOOD ON 20.02.2020.**

SR. NO.	NAME OF OFFICER WITH ACADEMIC QUALIFICATION	DATE OF BIRTH & DOMICILE	DATE OF 1 <sup>ST</sup> ENTRY INTO GOVT: SERVICE.	DATE OF APPOINTMENT/PROMOTION TO THE PRESENT POST	BPS	DATE OF ENTRY INTO PPS	METHOD OF RECRUITMENT/ APPOINTMENT	PRESENT POSTING WITH DATE.	REMARKS
1.	<u>Dr. Asad Ali Khan,</u> M.B.B.S	<u>14-03-1966</u> Kohat	19-03-1992	01-07-2005	BS 19		By Initial recruitment	Director General, Law & Human Rights, KPK. (06-02-2020).	---
2.	<u>Mr. Adil Saeed,</u> M.A (Economics), M.Phil (Economics), M.Sc (Disaster Management), PGD (Project Management)	<u>04-04-1981</u> Mohmand	01-11-2004	26-09-2017	BS 19		By Promotion	Deputy Secretary Prime Minister's Office, Islamabad on deputation basis. (31-08-2018).	---
3.	<u>Mian Khalid Ullah Jan,</u> M.Sc (Economics)	<u>01-11-1967</u> Charsadda	09-10-1994	04-01-2018	BS 19		By Promotion	Economic Advisor, Industries Deptt. (04-01-2018).	---
4.	<u>Mr. Akhtar Rehman,</u> B.Sc (Civil Engineering)	<u>31-03-1969</u> F.R Kohat	14-04-1994	24-01-2019	BS 19		By Promotion	Chief of Section (Infrastructure), P&D Department. (15-02-2019).	---
5.	<u>Mr. Musharaf Khan,</u> M.A (Economics)	<u>02-04-1962</u> Buner	06-06-1995	24-01-2019	BS 19		By promotion	Project Director, "Public Policy & Social Projection Reforms Unit" SDU, P&D Department on deputation basis. (22-01-2020)	---
6.	<u>Mr. Abdul Haleem,</u> M.Sc (Statistics)	<u>15-03-1969</u> Hangu	07-06-1995	24-01-2019	BS 19		By promotion	On deputation to Peshawar High Court as Director (P&C). (30-01-2017).	---
7.	<u>Mr. Javed Khan,</u> M.B.A	<u>12-03-1966</u> Peshawar	<u>29-02-1997</u>	24-01-2019	BS 19		By Promotion	Chief of Section (Coordination), P&D Department. (26-11-2018).	---

*[Handwritten Signature]*  
29/2/2020

16	<u>Hashmat Ali</u> B.A (Finance)	<u>22-03-1978</u> Swabi	18-05-2007	22-10-2019	BS 19		By Promotion	Chief Planning Officer, E&SE Department (22-01-2020)	---
17	<u>Engr. Sher Azam Khan</u> M.S (Civil Engineering)	<u>25-11-1965</u> Karak	07-03-2018	07-03-2018	BS 19	09-01-2020	By Inclusion	Director Technical (M&E), P&D Department (01-04-2009)	---
18	<u>M. Iamjad Ayaz</u> M.Sc (Hons) Horticulture	<u>18-03-1963</u> Mansehra	07-03-2018	07-03-2018	BS 19	09-01-2020	By Inclusion	Director Evaluation (M&E), P&D Department (22-09-2015)	---
19	<u>Syed Zain Ullah Shah</u> B.Sc (Electrical Engineering)	<u>05-08-1974</u> Lakki Marwat	<del>07-03-2018</del>	07-03-2018	BS 19	09-01-2020	By Inclusion	Chief of Section (PP&H), P&D Department (24-01-2020)	---

## OBSERVATIONS/REPRESENTATIONS MADE BY PPS BS-19 OFFICERS

II

S#	Name & Designation of officer	Tentative seniority list No.	Observation/points raised	Assessment/Remarks	Proposals.
1.	Mr. Qaiser Alam, Deputy Project Director, PMU for Peshawar Safe City Project	8	<p>The officer has informed as under:-</p> <p>i. PPS Service Rules are contradictory to the APT Rules, 1989, and requested that the same may be declared as null and void and seniority may be determined afresh under Section 17(3) of Khyber Pakhtunkhwa, APT Rules, 1989.</p> <p>ii. He was promoted to BS-19 on acting charge basis on 23.06.2017 while the officers at Sr.No. 2,3,7 were promoted after that date and have been placed senior. As per rules, officer promoted on acting charge shall be considered first to the higher post but in the instant case junior officers have been placed senior.</p> <p>iii. The officer at Sr.No.7 was never promoted to BS-18 on regular basis rather his post was upgraded as personal to him. This need to be enquired from the working paper submitted by LG&amp;RD deptt.</p>	<p>The stance of the officer has been examined and found incorrect on the following grounds:</p> <p>i. PPS Service Rules are not contradictory to APT Rules, 1989 rather these are in-consistence with the provision of Section-4 of Civil Servant Act, 1973 and Rule-3 (2) of the APT Rules, 1989 (Annex-I&amp;II).</p> <p>ii. The officer was appointed in BS-19 on acting charge basis against the post became available due to posting of P&amp;D officers (BS-19) on deputation basis prior to establishment of PPS Cadre. Moreover, under Rule-9 (6) of APT Rules 1989, acting charge appointment does not confer any vested right for regular promotion to the post held on acting charge basis (Annex-III). Furthermore, there are no such rules according to which officer promoted on acting charge basis shall be considered to the higher post.</p> <p>iii. The officer at Sr. No. 7 i.e. Muhammad Javed Khan was recommended by the PSB in its meeting held on 04.08.2011 for his promotion against the upgraded post</p>	<p>It is proposed that the request of the officer may be regretted and filed being devoid of merit and not covered under the rules.</p>

			iv. In Column No.5, present entry 24.01.2019 may be replaced as 23.06.2017.	of Planning Officer (BS-18) on regular basis (Annex-IV). Accordingly, he was promoted to the post of Planning Officer (BS-18) vide LG&RD Deptt notification (Annex-V). iv. The date of promotion of the officer to post of PPS BS-19 i.e. 24.01.2019 is correct instead of 23.06.2017 as explained above.	
2	Muhammad Tariq Khan, (PPS BS-19)	12	The officer has requested for restoration of his original seniority w.e.from the date of promotion of his erstwhile juniors i.e. 26-09-2017 (Annex-VI). The officer has also requested for insertion of additional qualification in the seniority list i.e. MA (Health Management Planning & Policy) University of Leeds, UK (Annex-VII).	The request of the officer regarding regaining of his seniority was processed and after approval, the same was forwarded to Establishment Deptt for advice. In response, Establishment Department has invited attention of this Deptt to the Section-8 of the Khyber Pakhtunkhwa Civil Servant Act, 1973 and Rule-17 of the Khyber Pakhtunkhwa Civil Servant (APT) Rules, 1989 and advised to follow the same being quite clear (Annex-VIII). Since the request of the officer is covered under the Civil Servant Act, APT Rules as well as promotion policy, therefore, he is entitled to regain his seniority w.e.from the date of promotion of his erstwhile juniors i.e. 26-09-2017. The officer has provided a copy of degree of Master of Arts (Health Management, Planning & Policy) University of Leeds, UK in support of his claim (Annex-IX).	i. It is proposed that the officer may be allowed to regain his seniority w.e.f. 26-09-2017 i.e. the date of promotion of his erstwhile juniors. ii. It is also proposed that we may insert his qualification in the seniority list accordingly.
3.	Engr. Sher Azam Khan, Director (Technical), M&E	17	The officer has intimated that under Section-6 (1) of Khyber Pakhtunkhwa Regularization of Services Act, 2018, his seniority becomes at Sr. No. 04 instead of 17 as the officer from Sr. No. 5 to 16 were promoted to the post of PPS	The stance of the officer that he is senior than the officer at Sr. No. 5 to 16 is incorrect as the officer at Sr. No. 5 to 16 were promoted to the post of PPS BS-19 on 24.01.2019 and 22.10.2019 while he	i. It is proposed that the request of the officer may be regretted and filed being devoid of merit and not covered under the rules.

			<p>BS-19 after the date of his regularization. He has therefore, requested that his seniority may be corrected as S.No.04 instead of S.No.17).</p> <p>The officer has also requested for insertion of qualification in the seniority list as BSc Civil Engineering and MSc Structural Engineering (Annex-X).</p>	<p>was included into PPS Cadre vide Notification dated 09.01.2020, therefore, he is entitled for seniority into PPS BS-19 w.e.f. 09.01.2020. Moreover, the officer has misinterpreted the Section 6(1) of Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 as all employees regularized under the Act ibid will be junior to the civil servant belonging to the same service or cadre and not senior as claimed by him. Furthermore, the seniority of the officers regularized under the Act and included into PPS vide notification dated 09.01.2020 has been determined on the basis of inter-se seniority lists provided by the concerned projects/Departments as well as in accordance with Rule-17 (3)(4) of APT Rules and Section-6(2) of the Regularization of Services Act, 2018. The officer has provided a copy of his BSc Civil Engineering, MSc Structural Engineering in favour of his claim (Annex-XI).</p>	<p>ii. It is also proposed that we may insert his qualification in the seniority list accordingly.</p>
4.	Muhammad Ayaz, PPS BS-19 Director, M&E	18	<p>The officer has intimated that under Section-6 (1) of Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018, his seniority becomes at Sr. No.5 instead of 18 as the officer from Sr. No. 5 to 16 were promoted to the post of PPS BS-19 after the date of his regularization. He has therefore, requested that his seniority may be corrected as at S.No.05 instead of S.No.18 (Annex-XII).</p>	<p>The stance of the officer that he is senior than the officer at Sr. No. 5 to 16 is incorrect as the officer at Sr. No. 5 to 16 were promoted to the post of PPS BS-19 on 24.01.2019 and 22.10.2019 while Muhammad Ayaz was included into PPS Cadre vide Notification dated 09.01.2020, therefore, he is entitled for seniority into PPS BS-19 w.e.f. 09.01.2020. Moreover, the officer has misinterpreted the Section 6(1) of Khyber Pakhtunkhwa Employees</p>	<p>It is proposed that the request of the officer may be regretted and filed being devoid of merit and not covered under the rules.</p>



				<p>(Regularization of Services) Act, 2018 as all employees regularized under the Act ibid will be junior to the civil servant belonging to the same service or cadre and not senior as claimed by him. Furthermore, the seniority of the officers regularized under the Act and included into PPS vide notification dated 09.01.2020 has been determined on the basis of inter-se seniority lists provided by the concerned projects/Departments as well as in accordance with Rule-17 (3)(4) of APT Rules and Section-6(2) of the Regularization of Services Act, 2018. As per inter-se seniority provided by M&amp;E, he is junior to Engineer Sher Azam Khan at Sr. No. 17, therefore, he cannot become senior to him.</p>	
5.	Syed Zain Ullah Shah Chief PP&H, P&D	19	<p>The officer has intimated that under Section-6 (1) of Khyber Pakhtunkhwa Regularization of Services Act, 2018, his seniority becomes at Sr. No.6 instead of 19 as the officer from Sr. No. 4 to 16 were promoted to the post of PPS BS-19 after the date of his regularization. He has therefore, requested that his seniority may be corrected as S.No.06 instead of S.No.19 (Annex-XIII).</p>	<p>The stance of the officer that he is senior than the officer at Sr. No. 4 to 16 is incorrect as the officer at Sr. No. 4 to 16 were promoted to the post of PPS BS-19 on 24.01.2019 and 22.10.2019 while he was included into PPS Cadre vide Notification dated 09.01.2020, therefore, he is entitled for seniority into PPS BS-19 w.e.f. 09.01.2020. Moreover, the officer has misinterpreted the Section 6(1) of Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 as all employees regularized under the Act ibid will be junior to the civil servant belonging to the same service or cadre and not senior as claimed by him. Furthermore, the seniority of the officers</p>	<p>It is proposed that the request of the officer may be regretted and filed being devoid of merit and not covered under the rules.</p>

				regularized under the Act and included into PPS vide notification dated 09.01.2020 has been determined on the basis of inter-se seniority lists provided by the concerned projects/Departments as well as in accordance with Rule-17 (3)(4) of APT Rules and Section-6(2) of the Regularization of Services Act, 2018.	
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GOVERNMENT OF KHYBER PAKHTUNKHWA  
PLANNING & DEVELOPMENT DEPARTMENT

NOTE FOR CHIEF SECRETARY, KHYBER PAKHTUNKHWA

Subject: ISSUANCE OF FINAL SENIORITY LISTS OF PPS BS-20, PPS BS-19 AND PPS BS-18 OFFICERS.

Tentative Seniority Lists of PPS BS-20, PPS BS-19 and PPS BS-18 Officers were circulated vide letters dated 20-02-2020 and officers were asked to indicate errors/ omissions, if any, for rectification along-with attested supporting documents within 15 days i.e. 05-03-2020 (F/A, B&C).

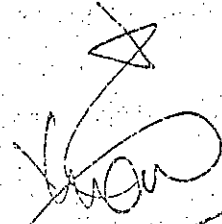
2. In response, none of PPS BS-20 Officer has made any representations/ observations but officers at Sr. No. 3 of the tentative seniority list PPS BS-20 has been died on 25.03.2020 while officer at Sr. No. 32 of the tentative seniority list of PPS BS-18 has been retired from service on 30.01.2020, therefore, they are required to be excluded from their respective final seniority lists. However, five (05) PPS BS-19 out of 19 and twenty five (25) PPS BS-18 Officers out of 61 have also made observations (F/D&E).

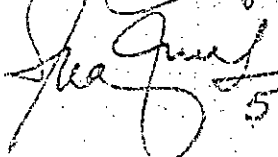
3. The representations/observations of the officers have been analyzed/examined on the basis of available record and provisions of relevant rules, proposals have been made against each officer (F/F&G).

4. In terms of Section 8 of Khyber Pakhtunkhwa Civil Servant Act, the Appointing Authority is required to cause seniority list of the members of service (F/H) and by virtue of Rule 4(1)(a) of the Appointment, Promotion and Transfer Rules, 1989, Chief Minister is the Appointing Authority for PPS BS-20, PPS BS-19 and PPS BS-18 (F/I). However, the Competent Authority has delegated his powers to the Chief Secretary, Khyber Pakhtunkhwa to approve the issuance of seniority lists of the

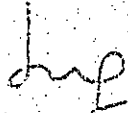
members of a service, cadre or post for which Chief Minister Khyber Pakhtunkhwa is the Appointing Authority (F/J).

5. In view of the above, Chief Secretary, Khyber Pakhtunkhwa (competent authority in the instant case), is requested to accord approval for issuance of final seniority lists of PPS BS-20, PPS BS-19 and PPS BS-18 placed at F/K, L&M based on the proposals contained against each in column-7 of F/F&G.

  
(HUMAYUN)  
Secretary, P&D Department

  
5.6.20

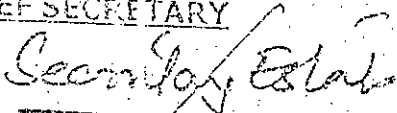
Additional Chief Secretary  
Planning & Development  
Govt. of Khyber Pakhtunkhwa

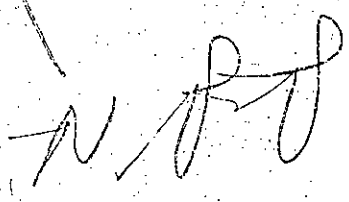
  
08.06.2020

C.S.O to C.S.  
Govt. of Khyber Pakhtunkhwa

ADDITIONAL CHIEF SECRETARY.

CHIEF SECRETARY





PS TO ACS P&D DEPTT.  
Diary No. 462  
Dated 05-6-20  
No. 167  
Dated 05-6-2020

118  
9/6/2020

06. Note for Chief Secretary, Khyber Pakhtunkhwa regarding issuance of final seniority list of PPS officers BS-20, BS-19 and BS-18 vide (F/A, B & C) has been examined in light of Establishment Department Instructions dated 10.03.2020 (F/W). It is observed that the following details are not annexed by the Administrative Department:-

- i. Sanctioned strength of the cadre/posts duly attested by the Administrative Department.
- ii. Copies of Budget Book of the Financial Year in which the seniority list is proposed for approval duly attested by the Administrative Department.
- iii. Certificate to the effect that the Seniority list is circulated and not subjudice in any Court of law.
- iv. Place of posting of the incumbent included in the seniority list.

07. Moreover, 05 officers of BS-19 and 25 officers of BS-18 of PPS cadre have made observations as mentioned in Para 2 of the Note which are required to be disposed off at Department level before issuance of final seniority list.

08. The Note is therefore, returned to the Administrative Department to fulfill the above requirements and resubmission of a clear case for approval of the competent authority.

(SYED JAMAL-UD-DIN SHAH)  
Secretary Establishment  
June, 19, 2020

Secretary, P&D

Secretary  
P&D Department  
Dialy  
Dated 22-6-2020

1139  
19/6/2020

File No. 545  
Date: 22-6-2020

Reference paras-6-8 of the Note.

Replies to the observations contained in para-6 of the Note are as under:

i. Detail of sanctioned strength of the cadre/ posts duly attested is as under:

Sr. No.	Nomenclature of Post	Sanctioned strength	Filled	Remarks
1.	PPS BS-20.	05	02	Updated schedule-I of the PPS Rules at F/AA.
2.	PPS BS-19.	27.	19.	
3.	PPS BS-18.	66.	61	

- ii. Copies of Budget Book of the financial year 2019-20 are at F/AE
- iii. Certificate to the effect that the Seniority Lists are circulated and not subjudice at any court of law are at F/AC.
- iv. Place of posting of incumbent officers has been given in Column-8 of the Seniority lists of BS-18, 19 & 20 respectively.

10. In order to address the observation of the Establishment Department, contained in para-7 of the Note, a meeting was held on 13.08.2020 at 1100 hours at P&D Department level which was attended by representatives of Establishment and Law Department. In the meeting, it was decided that seniority lists of the PPS BS-17 and above (employees of various projects of P&D Department as well as Planning Cells of various Administrative Departments) regularized under Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 and PPS BS-17 and above officers of P&D Department, Merged Areas (Erstwhile FATA) be fixed with effect from the date of their regular appointments to a cadre or post in their respective grade/post as per provision of Rule-17(3) of the APT Rules, 1989 and as per advice of Establishment Department tendered vide letter No. SOR.III(E&AD)5-2/2011(A), dated 03.09.2019 (F/AD). Minutes of the meeting are at F/AE. Moreover, the observations/ objections of the five (05) PPS BS-19 Officers and twenty-five (25) PPS BS-18 Officers have been evaluated /assessed in light of the decision of the meeting (F/AF&F/AG) and the

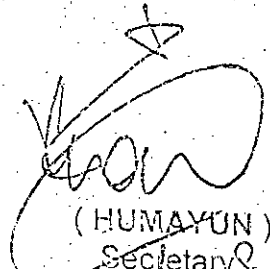
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seniorities of the officers have been re-fixed w.e. from the date of their regular appointments, promotion/ regularization, accordingly.

11.

In view of the above, the Chief Secretary, Khyber Pakhtunkhwa (competent authority in the instant case) is requested to accord approval for issuance of final seniority lists of PPS ES-20, PPS BS-19 and PPS BS-18 Officers placed at F/AH, F/AI and F/AJ based on the decision contained against each in Column-7 of F/AF&AG.

1706  
28/20  
07/89

  
(HUMAYUN)  
Secretary  
P&D Department  
27/11  
Secretary (P&D) Deptt:

Secretary, Establishment.

PS/Secy E&AD/KP  
Diary No. 1189  
FTS No. 1189  
Date 27/11/89

N. G. P.

12. The Note regarding issuance of final seniority list of PPS BS-20, PPS BS-19 and PPS BS-18 officers submitted by P&D Department was previously examined and observations were communicated to Administrative Department vide Paras-6 & 7 of the Note. The Administrative Department has conducted a meeting to resolve the issues in the seniority lists on 13.08.2020 under the Chairmanship of Secretary P&D which was attended by members of Law and Establishment Department and unanimously agreed upon, that seniority of the PPS cadres will be issued in light of Rule-17 (3) of the APT Rules, 1959 (F/AH) and as per advice of Establishment Department vide letter dated 03.09.2019 (F/AD). In light of the said decision taken in the meeting, observations raised by (05) PPS BS-19 officers and (25) PPS BS-18 officers have also been addressed and seniority of the officers have been re-fixed with effect from the date of their regular appointments / promotion /regularization (F/AF & F/AG). However, it is observed that the Administrative Department has not circulated the said tentative seniority list amongst the concerned officers after the said meeting.

13. The Note is, therefore, returned to the Administrative Department to fulfill the aforementioned requirement and resubmit the same for approval of the competent authority.

(SYED JAMAL-UD-DIN SHAH)  
Secretary Establishment  
September, 21, 2020

~~Secretary P&D~~

Secretary  
P&D Department  
Diary No. 17706  
Dated 21/9/20

Diary No. 877  
Date 21/9/2020

PS/Secy EAAD/KE  
Diary No. 11/17  
FTS No.  
Date 21/9/20



VI

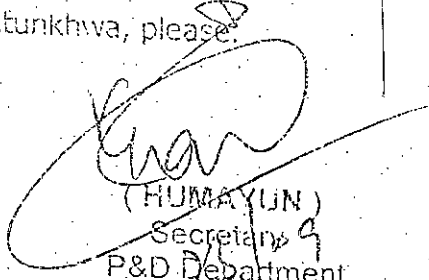
14

Reference paras-12-13 of the Note.

14. In term of Section-8(5) of Khyber Pakhtunkhwa Civil Servants Act, 1973, (F/B), tentative Seniority Lists of PPS BS-20, PPS BS-19 and PPS BS-18 Officers were circulated vide letters dated 20-02-2020 and officers were asked to indicate errors/omissions, if any, for rectification along-with attested supporting documents within 15 days (F/A, B & C). In response, 05 PPS BS-19 Officers and 25 PPS BS-18 Officers made representations which were analyzed/ examined and on the basis of available record/rules, proposals were made against each officer (F/F&G) and were submitted to Establishment Department for approval of Chief Secretary, Khyber Pakhtunkhwa being competent in the instant case. However, Establishment Department vide para-7 of the Note asked this Department to dispose of the observations of the officers mentioned in para-2 of Note.

15. In order to decide the observations, a meeting was called attended by representatives of Establishment Department and Law Department. In light of the decision of the meeting, observations of the officers were settled and draft final seniority lists (F/AH, AI & AJ) were submitted to Establishment Department for approval of Chief Secretary, Khyber Pakhtunkhwa being competent authority. Therefore, tentative seniority lists of PPS BS-20, PPS BS-19 and PPS BS-18 Officers are not required to be circulated again. If the same are issued, officers will make again representations and will open a pandora box which will lead to wastage of time and officers will be suffered for nothing due to not finalization of the seniority lists.

16. In view of the above, proposal contained in para-11 of the Note is re-submitted for approval of Chief Secretary, Khyber Pakhtunkhwa, please.

  
(HUMAYUN)  
Secretary  
P&D Department.

Secretary, Establishment.

A.P.P.

Chief Secretary  
P&D Department  
Copy No. 1706  
Dated 23/9/20

Secretary ESAD/KP  
Diary No. 1169  
FTS No. 97  
Date 23/9/20

17. The Note regarding issuance of final seniority list of PPS BS-20, BS-19 and BS-18 officers moved by P&D Department was earlier examined vide Paras 12 & 13 of the Note and the P&D Department was asked to re-circulate the seniority list after addressing the reservations of 05 BS-19 and 25 BS-18 officers of PPS Cadre as agreed upon in a meeting held on 13.08.2020. However, the P&D Department has re-submitted the seniority lists of BS-18, 19 and 20 PPS officers without circulation making the plea that it will open a Pandora box which will lead to wastage of time. As per Instructions of Establishment Department dated 10.03.2020, certification to the effect that the seniority list is circulated and not subjudice in any Court of law is mandatory to avoid any kind of further litigation.

18. The Note is, therefore, returned to the Administrative Department to fulfill the aforementioned requirement and resubmit the case for approval of the competent authority.

*M*  
 (MUTAHER ZEB)  
 Secretary Establishment  
 Oct, 20<sup>th</sup>, 2020

*W*  
 21/10/20

Secretary, P&D  
 P16 *discuss*  
 SO (Estn)

Approved by  
 P&D Department  
 Dery No. 1706  
 Dated 21/10/20

Approved by  
 P&D Department  
 P/Secy P&D MP  
 P/Secy P/Secy  
 Dery No. 1706  
 Date 21/10/20

S.O. Estn (P&D)  
 Dery No. 53  
 Date 22.10.2020

MINUTES OF THE MEETING HELD ON 13/08/2020 AT 1100 HOURS IN THE COMMITTEE ROOM OF P&D DEPARTMENT.

Subject: MEETING TO DISCUSS FIXATION OF SENIORITIES OF PPS BS-17, PPS BS-18, PPS BS-19 AND PPS BS-20 OFFICERS.

A meeting under the Chairmanship of Secretary, P&D Department was held on 13/08/2020 at 11:00 AM in the Committee Room of P&D Department to discuss the subject matter.

2. The following attended the meeting:

- i. Syed Habib ul Hassan Gillani,  
Deputy Secretary (R-II), Establishment Department.
- ii. Mr. Imran Khan,  
Assistant Legal Drafter, Law Department

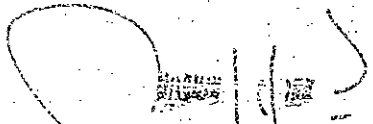
3. The Chairman welcomed the participants and apprised that tentative seniority lists of PPS Officers in BS-17 and above were issued on 20.02.2020 with the directions to intimate errors/ omissions if any. In response, 03 PPS BS-19 Officers, 25 PPS BS-18 Officers and 56 PPS BS-17 Officers made their representations and all of them requested for fixation of their seniority w.e.f. the date of their regular appointment/promotion. Similarly, two PPS BS-18 and 06 PPS BS-17 Officers/employees of Agency Planning Cell of FATA also requested for fixation of their seniority w.e. from the date of their regular appointment/ promotion.


4. The Chairman also apprised the forum about the advice of Establishment Department regarding fixation of employees of P&D Department, Merged Areas (erstwhile FATA) whereby it has been advised to determine their seniority from the date of their regular appointments in line with Section-8 of Civil Servant Act, 1973 and Rule-17 of APT Rules, 1989.


5. After detail deliberation, the forum unanimously decided that seniority lists of the PPS BS-17 and above (employees of various projects of P&D Department as well as Planning Cells of various Administrative Departments) regularized under Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 and PPS BS-17 and

above officers of P&D Department, Merged Areas (Erstwhile FATA) be fixed with effect from the date of their regular appointments to a cadre or post in their respective grade/post as per provision of Rule-17(3) of the APT Rules, 1989 and as per advice of Establishment Department tendered vide letter No. SOR.III(E&AD)5-2/2011(A), dated 03.09.2019.

6. The meeting ended with a vote of thanks from and to the chair.

  
(Syed Habib ul Hassan Gillani),  
Deputy Secretary (R-II),  
Establishment Department.

  
(Imran Khan),  
Assistant Legal Drafter,  
Law Department.

  
(HUMATUN)  
Secretary P&D Department.

I I 26/18

18

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ESTABLISHMENT DEPARTMENT  
(REGULATION WING)

Secretary  
P&D Department

Letter No. 2051

NO. SOR III(E&AD) 5-2/2011 (A)

Dated Peshawar the September 3, 2019

To

33  
6-9-19

The Secretary to Govt of Khyber Pakhtunkhwa,  
Planning & Development Department.

547  
4-9-19

Subject

ADVICE REGARDING FIXATION OF SENIORITY OF OFFICERS  
OF P&D DEPARTMENT; MERGED AREAS SECRETARIAT IN  
RESPECTIVE SENIORITY LISTS OF PROVINCIAL PLANNING  
SERVICE (PPS) CADRE

Dear Sir,

I am directed to refer to P&D Department letter No. SO(E)P&D/9-37/PPS/2019 dated August 19, 2019 on the subject noted above and to advise that employees of P&D Department merged areas (erstwhile FATA) had earlier been declared surplus, therefore, the seniority of these employees are required to be determined from the date of their regular appointment in line with Section 8 of Civil Servant Act, 1973 and Rule 17 of APT Rules, 1989.

Yours faithfully,

7

*Tru*

*(Signature)*  
(KHALIL-UR-RAHMAN)  
SECTION OFFICER



GOVERNMENT OF KHYBER PAKHTUNKHWA  
PLANNING & DEVELOPMENT DEPARTMENT

19

No. SO(E)P&D/3-4/SLs/PPS/2020.  
Dated Peshawar, October 23, 2020.

To

1. Principal Secretary to Prime Minister of Pakistan, PM's Secretariat, Islamabad.
2. Secretary to Govt of Khyber Pakhtunkhwa, Law Department.
3. Secretary to Govt of Khyber Pakhtunkhwa, Industries Department.
4. Secretary to Govt of Khyber Pakhtunkhwa, Health Department.
5. Secretary to Govt of Khyber Pakhtunkhwa, Minerals Development Department.
6. Secretary to Govt of Khyber Pakhtunkhwa, Local Government Department.
7. Secretary to Govt of Khyber Pakhtunkhwa, Energy & Power Department.
8. Secretary to Govt of Khyber Pakhtunkhwa, Elementary & Secondary Education Department.
9. Secretary to Govt of Khyber Pakhtunkhwa, Public Health Engineering Department.
10. Registrar, Peshawar High Court, Peshawar.
11. Director General, Sustainable Development Unit (SDU), P&D Department.
12. Director General, M&E System, P&D Department.
13. Director General, PCNA, P&D Department.

Subject:

**TENTATIVE SENIORITY LIST OF PROVINCIAL PLANNING SERVICE OFFICERS (PPS BS-19).**

Dear Sir,

I am directed to refer to the subject noted above and to forward herewith a copy of tentative seniority list of PPS BS-19 Officers along-with certificate proforma with the request that the same may be circulated amongst the PPS BS-19 Officers working in your respective department.

I am further directed to request you to direct all concerned that the certificate may be returned to this department duly signed, indicating error/omission, if any, for the purpose of rectification alongwith attested supporting documents **within 30 days (upto 22.11.2020)** positively. In case of receipt of no response by the due date, it would be presumed that particulars have been accepted as correct.

Yours faithfully,

Encl: As above.

PO-3  
received on  
13/10/2020

OK

(SONA KHAN)  
Section Officer(Estt:)

Endst: Number & Date even.

Copy for [redacted] to the:

1. Chief of Sections (Health, PP&H, Infrastructure and Coordination) in P&D Department.
2. PS to Additional Chief Secretary, Khyber Pakhtunkhwa.
3. PS to Secretary, P&D Department.
4. PAs to Additional Secretary-I/Deputy Secretary-II, P&D Department.
5. Mr. Riaz Ahmad, Resource Centre, for uploading the same on the official website of P&D Department.

  
Section Officer (Estt:)

23/1/20



GOVERNMENT OF KHYBER PAKHTUNKHWA  
PLANNING & DEVELOPMENT DEPARTMENT

Dated Peshawar 23/10/2020

**TENTATIVE SENIORITY LIST OF PPS BS-19 OFFICERS.**

SR. NO.	NAME OF OFFICER WITH ACADEMIC QUALIFICATION	DATE OF BIRTH & DOMICILE	DATE OF 1 <sup>ST</sup> ENTRY INTO GOVT. SERVICE.	REGULAR APPOINTMENT/PROMOTION TO THE PRESENT POST				REMARKS IF ANY.
				DATE	BPS	METHOD OF RECRUITMENT / APPOINTMENT	PRESENT POSTING WITH DATE.	
1.	<u>Dr. Asad Ali Khan,</u> MBBS.	<u>14-03-1966</u> Kohat	19-03-1992	01-07-2005	BS 19	By Initial recruitment	On deputation to (Law & Human Rights) KPK as Director General (06-02-2020)	---
2.	<u>Muhammad Tariq Khan,</u> M.A (Economics)/ L.L.B, P.G.D (Public Administration), MA (Health Management Planning & Policy) University of Leeds, UK.	<u>30-01-1963</u> Abbottabad	08-06-1992	22-10-2019	BS 19	By Promotion	Chief Planning Officer, Minerals Development Department. (02-09-2020)	Regained his Seniority w.e.f. 26-09-2017
3.	<u>Mr. Adil Saeed,</u> M.A (Economics), M.Phil (Economics), M.Sc (Disaster Management), PGD (Project Management).	<u>04-04-1981</u> Mohmand	01-11-2004	26-09-2017	BS 19	By Promotion	Deputy Secretary, Prime Minister's Office, Islamabad on deputation basis. (31-08-2018)	---
4.	<u>Mian Khalid Ullah Jan,</u> M.Sc (Economics).	<u>01-11-1967</u> Charsadda	09-10-1994	04-01-2018	BS 19	By Promotion	Economic Advisor, Industries Department (04-01-2018)	---
5.	<u>Engr. Sher Azam Khan,</u> BSc Civil Engineering and MSc Structural Engineering.	<u>25-11-1965</u> Karak	07-03-2018	07-03-2018	BS 19	By Initial recruitment	Director Technical (M&E), P&D Department (01-04-2009)	---
6.	<u>Muhammad Ayaz,</u> M.Sc (Hons) Horticulture.	<u>18-03-1963</u> Mansehra	07-03-2018	07-03-2018	BS 19	By Initial recruitment	Director Evaluation (M&E), P&D Department. (22-09-2015)	---
7.	<u>Syed Zain Ullah Shah,</u> B.Sc (Electrical Engineering).	<u>05-08-1974</u> Lakki	07-03-2018	07-03-2018	BS 19	By Initial recruitment	Chief of Section (PP&H), P&D	---



		Marwat					Department (24-01-2020)	
8.	<u>Mr. Akhtar Rehman,</u> B.Sc (Civil Engineering).	<u>31-03-1969</u> F.R Kohat	14-04-1994	24-01-2019	BS 19	By Promotion	Chief of Section (Infrastructure), P&D Department (15-02-2016)	---
9.	<u>Mr. Musharaf Khan,</u> M.A (Economics).	<u>02-04-1962</u> Buner	06-06-1995	24-01-2019	BS 19	By promotion	Project Director, "Public Policy & Social Projection Reforms Unit" SDU, P&D Department. (22-01-2020)	---
10.	<u>Mr. Shah Nawaz Khan,</u> M.B.A (Finance) Pakistan, M.B.A (Accounts & Finance) U.S.A.	<u>01-12-1977</u> Mardan	12-06-2008	22-10-2019	BS 19	By promotion	Chief Planning Officer, Local Govt. Elections & Rural Development Department (22-01-2020)	Regained his Seniority w.e.f. 24.01.2019
11.	<u>Mr. Abdul Haleem,</u> M.Sc (Statistics).	<u>15-03-1969</u> Hangu	07-06-1995	24-01-2019	BS 19	By promotion	Director (P&C), Peshawar High Court On deputation basis. (30-01-2017)	---
12.	<u>Mr. Javed Khan,</u> M.B.A.	<u>12-03-1966</u> Peshawar	29-02-1992	24-01-2019	BS 19	By Promotion	Chief of Section (Coordination), P&D Department (26-11-2018)	---
13.	<u>Mr. Gaiser Alam Khan,</u> M.Sc (Hons) Agriculture, M.A. Economics, M.S (Envt. Syst. Ana & Mgt) Netherlands.	<u>29-09-1966</u> Peshawar	30-05-1989	24-01-2019	BS 19	By Promotion	Chief Planning Officer, Health Department. (14-05-2020)	---
14.	<u>Mr. Ilyas Mehmood,</u> M.Sc (Hons) Agriculture.	<u>02-09-1969</u> Charsadda	22-06-1995	24-01-2019	BS 19	By Promotion.	Deputy Chief Planning Officer, Health Deptt. (07-01-2019)	---
15.	<u>Syed Zahir Ali Shah,</u> Master's in Public Administration.	<u>05-09-1970</u> Peshawar	22-06-1995	24-01-2019	BS 19	By Promotion	DG, PCNA, P&D Deptt (08-01-2019)	---
16.	<u>Mr. Bahrullah Khan,</u> M.A (Economics).	<u>30-11-1970</u> Mohmand	03-09-2004	24-01-2019	BS 19	By Promotion	Chief of Section (Health), P&D Deptt. (02-08-2019)	---

17.	<b>Muhammad Tariq Safi,</b> Master's in Public Administration	<u>10-05-1961</u> FATA	01-03-1992	22-10-2019	BS 19	By Promotion	Director (Technical), PHE Deptt (07-10-2020)	---
18.	<b>Muhammad Siraj Munir,</b> M.Sc (Statistics), M.Sc (Maths)	<u>12-10-1978</u> Peshawar	23-12-2006	22-10-2019	BS 19	By Promotion	Chief M&E Officer "Strengthening of Planning" E&SE Deptt (22-01-2020)	---
19.	<b>Mr. Hashmat Ali,</b> M.B.A (Finance)	<u>22-03-1978</u> Swabi	18-05-2007	22-10-2019	BS 19	By Promotion	Chief Planning Officer, E&SE Department (22-01-2020)	---

## OBSERVATIONS/REPRESENTATIONS MADE BY PPS BS-19 OFFICERS

VIII

S#	Name & Designation of officer	Tentative seniority list No.	Observation/points raised	Assessment/Remarks	Proposals.
1.	Muhammad Tariq Chief Planning Officer, Mines & Mineral Deptt	2	The Officer has requested that his date of entry into government services may be replaced as 25.05.1992 instead of 08.06.1992.	The officer has provided a copy of his appointed notification dated 08.06.1992 according to which his date of appointment is 26.05.1992 (Annex-I). He has also provided a copy of his pay roll according to which his date of entry into service is 25.05.1992.	The date of entry into service of the officer concerned may be replaced as 26.05.1992.
2.	Mian Khalid (PPS BS-19) Economic Advisor, IC&TE Deptt	04	The officer has informed that he was regularly promoted to BS-19 on 04.01.2018 by PSB prior to establishment of PPS Cadre on 22.02.2018. After establishment of PPS Cadre, final seniority list of PPS BS-19 was issued in which the name of Muhammad Tariq was not existed. The officer has stated that in the PSB meetings held on 26.12.2018 & 23.09.2019 deferred the promotion case of Muhammad Tariq. Moreover, he has stated that the service record of Muhammad Tariq is dubious because of which his seniority should not be affected. Furthermore, the officer has stated that he has successfully availed the SMC training and fulfilled all of its pre-requisites, therefore, he has requested that his promotion case may be placed before forthcoming PSB.	The officer at Sr. No. 02 i.e. Muhammad Tariq regained his seniority in pursuance of the advice of Establishment Deptt as he was deferred by the PSB in its various meetings for promotion to BS-19. Resultantly, his junior i.e. Adil Saeed was promoted to BS-19. Finally, Muhammad Tariq got his promotion to the post of PPS BS-19 on 22-10-2019 and regained his seniority w.e. from 26.09.2017 i.e. the date of promotion of his erstwhile juniors as per rules. Therefore, the claim of the officer is incorrect.	The request of the officer is not covered under the rules, hence, regretted.
3.	Muhammad Ayaz (PPS BS-19), Director (Evaluation), M&E, P&D Deptt	06	The officer has stated that his seniority position may be placed at Sr. No. 5 instead of 06. He has further stated his first entry into Govt service may be corrected as 22.09.2015 instead 07.03.2018. Moreover, he has informed that 4 employees at Sr. No.1, 3 4 and 5 are senior to him as they were appointed/promoted before the commencement of this Act while officer at.	The officer at Sr. No. 02 i.e. Muhammad Tariq regained his seniority in pursuance of the advice of Establishment Deptt as he was deferred by the PSB in its various meetings for promotion to BS-19. Resultantly his junior i.e. Adil Saeed was promoted to BS-19. Finally, Muhammad Tariq got his promotion to the post of PPS	The request of the officer is not covered under the rules, hence, regretted.

			<p>Sr. No.2 is junior to him after the commencement of Regularization Act. Therefore, he has requested that he may be given seniority at Sr. No. 6 instead of Sr. No.6.</p>	<p>BS-19 on 22-10-2019 and regained his seniority w.e. from 26.09.2017 i.e. the date of promotion of his erstwhile juniors as per rules. Furthermore, the request of the officer regarding replacement of date of entry into service as 22.09.2015 instead 07.03.2018 is also incorrect as he was appointed in Project on 22.09.2015 hence, his request cannot be considered. Therefore, the claims of the officer are incorrect.</p>	
4.	<p>Mr. Musharraf Khan (PPS BS-19), PD, PP&amp;SPRU, SDU,P&amp;D Deptt</p>	09	<p>The officer has stated tentative seniority list was issued in February, 2020 which was required to be finalized after addressing the objections of affected staff but it is astounding that another tentative seniority list has been issued by P&amp;D Deptt. He has further stated that the Regularization Act provides that all the regularized employees shall rank junior to all regular civil servants. Moreover, he has stated only PSB is competent forum to absorb/induct the employees in any cadre but all the regularized project employees have been inducted in PPS without any legal provision. Furthermore, two employees of Directorate have been inducted in the PPS Cadre, which is not only against the decision of Supreme Court but also against the decision of Provincial Cabinet. Therefore, he has requested that he may be given seniority at Sr. No.3 instead of Sr. No.9.</p>	<p>The officer at Sr. No.2 regained his seniority w.e.f. 26.09.2017 i.e. the date of promotion of his erstwhile juniors, similarly the services of officers at Sr. No. 5, 6 &amp; 7 were regularized w.e.f. 07.03.2018 while the officer was promoted to PPs BS-19 on 24.01.2019. Therefore, the request of the officer is not correct. Moreover, the officer at Sr. No. 05.06 &amp; 07 have been included into PPS in pursuance of the decision of the Provincial Cabinet as well as assigned seniorities from the date of their regular appointment in pursuance of the recommendation of the meeting held under the chairmanship of Secretary, P&amp;D Deptt attended by the representatives of Establishment and law Deptts. Hence, the claim of the officer is incorrect.</p>	<p>The request of the officer is not covered under the rules, hence, regretted.</p>
5.	<p>Mr. Shahnawaz Khan (PPS BS-19), Chief Planning Officer, LG&amp;RD Deptt</p>	10	<p>The officer has requested for placement of his name at Sr. No. 07 instead of 10.</p>	<p>The request of the officer has been examined and found devoid of merit/rules. Moreover, he has been assigned Sr. No. 10 in the seniority of PPS BS-19 officer according to date of his regular promotion i.e. 22.01.2019.</p>	<p>The request of the officer is not covered under the rules, hence, regretted.</p>

				Furthermore, all entries in the seniority list have been checked and found in order.	
6.	Mr. Abdul Haleem (PPS BS-19) Director (P&D), PHC	11	The officer has informed that he was promoted on acting charge basis on 23.06.2017 therefore, his present entry in Column-5 may be replaced as 23.06.2017 instead of 24.01.2019. The officer has further stated that Mr. Musharaf Khan standing at Sr. No.9 in the seniority list is junior to him, therefore, he may be placed under him in the seniority list. Moreover, the officer has requested that all the regularized officers included in the seniority list of PPS BS-19 may be placed at the bottom.	Under Rule-9 (6) of APT Rules 1989, acting charge appointment does not confer any vested right for regular promotion to the post held on acting charge basis. Furthermore, Mr. Musharraf and the applicant were appointed on the same date, however, Mr. Musharraf older in age has been given seniority above him. The plea of the officer has been examined and found devoid of merit/rules.	The request of the officer is not covered under the rules, hence, regretted.
7.	Mr. Qaiser Alam Chief Planning Officer, Health Department	13	The officer concerned mostly objected on inclusion of M&E officers in the seniority list of PPS Cadre and their subsequent placed before him. In support of his claim, he has referred regularization Act, 2018. He also objected on Mr. Javed Khan at Sr. No. 12 that he has never been promoted in BS-18 rather he was granted personal upgradation while in the seniority list this stance was concealed. The officer has also referred Judgement of Supreme Court dated 31.01.2014. Therefore, he has requested that his seniority may be fixed at Sr.No. 5 instead of 13.	The stance of the officer has been examined and found incorrect as all the officers have been given seniority positions as per rules/policy. Moreover, the officer at Sr. No. 12 i.e. Muhammad Javed Khan was recommended by the PSB in its meeting held on 04.08.2011 for his promotion against the upgraded post of Planning Officer (BS-18) on regular basis (Annex-II). Accordingly, he was promoted to the post of Planning Officer (BS-18) vide LG&RD Deptt notification (Annex-III).	The request of the officer is not covered under the rules, hence, regretted.
8.	Mr. Ilyas Mahmood Deputy Chief Planning Officer, Health Department.	14	The officer has informed that officers at Sr. No.5, 6 & 7 have been placed as senior to him while they were not civil servant upto 2018. Similarly, officer at Sr. No.2 and 10 were promoted to the PPS BS-19 on 22.10.2019 while he was promoted on 24.01.2019. they have regained their seniority and placed senior to him which is incorrect. Officer at Sr. No.12 has been placed senior to him while his promotion is also doubtful. He has therefore	The stance of the officer has been examined and found incorrect as the officers at Sr. No.5, 6 & 7 have been given seniority positions as per rules/policy. Moreover, the officers at Sr. No.2 and 10 were deferred by the PSB and regained their seniorities as per rules. Similarly, officer at Sr. No. 12 i.e. Muhammad Javed Khan was recommended by the PSB in its meeting held on 04.08.2011 for his	The request of the officer is not covered under the rules, hence, regretted.

			requested for placement of his seniority at right place.	promotion against the upgraded post of Planning Officer (BS-18) on regular basis (Annex-II). Accordingly, he was promoted to the post of Planning Officer (BS-18) vide LG&RD Deptt notification (Annex-III).	
9.	Syed Zahir Ali Shah PPS BS-19 DG, PCNA.	15	The officer has informed that officers at Sr. No.5, 6 & 7 have been placed as senior to him while they were not civil servant upto 2018. Similarly, Officer at Sr. No.12 has been placed senior to him while his promotion is also doubtful. He has therefore requested for placement of his seniority at right place.	The stance of the officer has been examined and found incorrect as the officers at Sr. No.5, 6 & 7 have been given seniority positions as per rules/policy. Similarly, officer at Sr. No. 12 i.e. Muhammad Javed Khan was recommended by the PSB in its meeting held on 04.08.2011 for his promotion against the upgraded post of Planning Officer (BS-18) on regular basis (Annex-II). Accordingly, he was promoted to the post of Planning Officer (BS-18) vide LG&RD Deptt notification (Annex-III).	The request of the officer is not covered under the rules, hence, regretted.
10	Mr. Siraj Munir (PPS BS-19) Chief (M&E), E&SE Deptt.	18	The Officer has informed that his seniority was at Sr. No.15 in the tentative seniority list issued in February, 2020 while in the tentative seniority list issued in October, 2020, he is standing at Sr. No.18. The officer has further informed that all the regularized officers have been included in the PPS Cadre and they have been given back dated seniority, which is against the Supreme Court decision and due which his seniority has also been affected. Therefore, the officer has requested that his original seniority may be restored and all the regularized officers may be placed at the bottom in light of the Supreme Court decision.	The stance of the officer has been examined and found incorrect as the officers at Sr. No.5, 6 & 7 have been given seniority positions as per rules/policy.	The request of the officer is not covered under the rules, hence, regretted.
11	Mr. Hashmat Ali (PPS BS-19) Chief Planning Officer,	19	The Officer has informed that his seniority was at Sr. No.16 in the tentative seniority list issued in February, 2020 while in the tentative seniority list issued in October, 2020, he is	The stance of the officer has been examined and found incorrect as the officers at Sr. No.5, 6 & 7 have been given seniority positions as per rules/policy.	The request of the officer is not covered under the rules, hence, regretted.

	E&SE Deptt.	standing at Sr. No.19. The officer has further informed that all the regularized officers have been included in the PPS Cadre and they have been given back dated seniority, which is against the Supreme Court decision and due which his seniority has also been affected. Therefore, the officer has requested that his original seniority may be restored and all the regularized officers may be placed at the bottom in light of the Supreme Court decision.		
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GOVERNMENT OF KHYBER PAKHTUNKHWA  
PLANNING & DEVELOPMENT DEPARTMENT

Dated Peshawar, February 08, 2021

28

IX

**NOTIFICATION:**

No. SO(Estt.)P&D/3-4/SLs/PPS/2020. The Competent Authority is pleased to constitute a Committee comprising of the following to determine/ decide fixation of seniorities of PPS BS-17 and above officers:

- |    |  |          |
|----|--|----------|
| 1. | Secretary to Govt of Khyber Pakhtunkhwa, Establishment Department.                             | Chairman |
| 2. | Secretary to Govt of Khyber Pakhtunkhwa, Law, Parliamentary Affairs & Human Rights Department. | Member.  |
| 3. | Secretary to Govt of Khyber Pakhtunkhwa, P&D Department.                                       | Member   |


**ToRs:** The committee will examine the issue of fixation of seniorities of PPS BS-17 and above Officers, after merger of erstwhile FATA into Khyber Pakhtunkhwa as well as regularization of projects employees in BS-17 and above under Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018, and their subsequent inclusion in the PPS Cadre.

CHIEF SECRETARY  
KHYBER PAKHTUNKHWA

**Endst. No. & date even.**

Copy forwarded to the:

1. Secretary to Govt of Khyber Pakhtunkhwa, Establishment Department.
2. Secretary to Govt of Khyber Pakhtunkhwa, Law, Parliamentary Affairs and Human Rights Department.
3. PSO to Chief Secretary, Khyber Pakhtunkhwa.
4. PS to Additional Chief Secretary, P&D Department.
5. PS to Secretary, P&D Department.
6. PA to Additional Secretary-II, P&D Department.
7. PA to Deputy Secretary-II, P&D Department.

  
(SONA KHAN) 372/p.  
Section Officer (Estt.)





GOVERNMENT OF KHYBER PAKHTUNKHWA  
ESTABLISHMENT DEPARTMENT  
(REGULATION WING)

X 29

NO. SOR.III(E&AD)5-10/2014  
Dated Peshawar, June 24<sup>th</sup>, 2021.

Additional Secretary-II  
Diary No. 290 ME  
Dated 28.06.21

SECRETARY  
Diary No. 793  
Dated 25/6

To

The Secretary to Govt. of Khyber Pakhtunkhwa,  
Planning & Development Department.

Subject: MINUTES OF THE MEETING REGARDING SENIORITY OF PPS OFFICERS

Sir,

I am directed to refer to the subject noted above and to enclose herewith approved minutes of the meeting held on 02.06.2021 under the chairmanship of Secretary, Establishment Department regarding seniority of PPS Officers for further necessary action, please.

Encl:A.A

Yours faithfully,

*[Signature]*  
SECTION OFFICER(R-III)  
Phone# 091-9211793

Copy for information to:-

1. PS to Secretary Establishment Department, Khyber Pakhtunkhwa.
2. PS to Special Secretary (Regulation) Establishment Department Khyber Pakhtunkhwa.
3. PA to Additional Secretary (Regulation-I), Establishment Department Khyber Pakhtunkhwa.

AS-II

SOE

SECTION OFFICER(R-III)

Subject: -

MINUTES OF THE MEETING HELD ON 02.06.2021 AT 11.00 AM UNDER THE CHAIRMANSHIP OF SECRETARY ESTABLISHMENT DEPARTMENT, KHYBER PAKHTUNKHWA REGARDING SENIORITY OF PPS OFFICERS.

A meeting was held under the chairmanship of Secretary, Establishment Department, Khyber Pakhtunkhwa on 02.06.2021 at 11.00 AM in his office regarding Seniority of Provincial Planning Officers (PPS). Following attended the meeting: -

1. Akhtar Saeed Turk, Special Secretary (Regulation), Establishment Department.
2. Arshad Ali, Additional Secretary, Planning & Development Department.
3. Kashif Iqbal Jilani, CSO to Chief Secretary, Establishment Department.
4. Saira, Deputy Legal Drafter, Law Department.
5. Inam Ullah Khan, Section Officer(R-III), Establishment Department.
6. Sona Khan, Section Officer (Establishment), Planning & Development Department.

2. Opening the discussion, the chairman welcomed the participants. The representative of Planning & Development Department (Administrative Department) briefed the forum that Provincial Planning Service (PPS) Cadre was created through Notification, Dated 22.02.2018. Soon after that Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 was passed and published on 07.03.2018 whereby employees of various Projects of Khyber Pakhtunkhwa were regularized.

3. To look into the anomalies of Regularized Projects employees, a committee known as Ministerial Committee was constituted on the direction of Provincial Cabinet through its decision dated 26.02.2019.

4. The Committee submitted its recommendations on 06.03.2019 which were approved by Provincial Cabinet on 09.05.2019 and decided that "All the position created by Finance Department for all the regularized projects under the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 shall be created/placed at the strength of attached formations of respective administrative departments except the positions of Planning Cells".

05. In order to resolve the issue of the seniority, Planning & Development Department constituted various committees dated 30.04.2018 & 19.04.2019 wherein, 1<sup>st</sup> seniority list (F/A) was finalized, however, 05 PPS BS-19 officers submitted observations on the tentative seniority list. The committee issued another list (F/B), upon which 11 officers of PPS (BS-19) Cadre submitted observations.

06. After thorough discussion, the forum unanimously agreed that P&D Department may resolve the issue of the seniority of BS-19 officers of PPS Cadre as per the following guidelines:

- i. The Planning officers seniority position after creation of PPS Cadre on 22.02.2018 shall be determined under Rule-8 of PPS Rules, 2018 (F/A).
- ii. Seniority of the employees who were regularized under Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 shall be determined from the date of the commencement of the Act i.e 07.03.2018 under Section-4 and their inter-se seniority shall be determined under Section-6 (2) of the Act ibid (F/B).
- iii. Those PPS officers who were promoted to PPS BS-19, their seniority shall be determined from the date of their regular promotion to present Scale, under Section-8(4) of Civil Servants Act, 1973 (F/C).

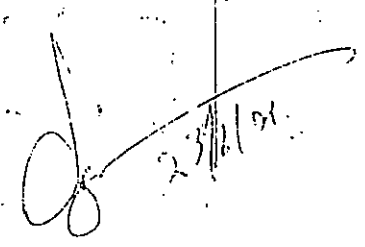
*[Handwritten signature]*  
23/6/21

In light of the above decisions seniority list of the 19 PPS Officers (BS-19) may be prepared as under:-

03. PPS Officers who joined in PPS Cadre (BS-19) under the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 are placed in seniority list in light of Para-6(ii) i.e from the date of Regularization i.e 07.03.2018 and from the date of continuous officiation in light of Section-6, Sub-Section-2 of Act ibid.

b. The remaining 12 PPS Officers from Serial No.8 to 19 were promoted from BS-13 to BS-19 and are placed in seniority list from their date of promotion in light of Para-6(iii) of the minutes i.e under Section-8(4) of Khyber Pakhtunkhwa Civil Servants Act, 1973.

07. The meeting ended with a vote of thanks to and from the chair.





NOTE FOR CHIEF SECRETARY, KHYBER PAKHTUNKHWA

Subject: ISSUANCE OF FINAL SENIORITY LISTS OF PPS BS-20, PPS BS-19 AND PPS BS-18 OFFICERS.

A Note for Chief Secretary, Khyber Pakhtunkhwa on the subject case was submitted for his approval, however, Establishment Department advised vide paras-12 and 17 of the Note ibid to re-circulate the seniority lists of PPS Cadre Officers (F/A). Accordingly, tentative seniority lists of PPS BS-20, BS-19 and BS-18 were circulated vide letters dated 23.10.2020 and officers were asked to indicate errors/ omissions, if any, for rectification along-with attested supporting documents within 30 days (F/B, C&D).

2. In response, none of PPS BS-20 Officer has made any representations/ observations but officer at Sr. No. 17 of the tentative seniority list of PPS BS-19 and officer at Sr. No. 35 was removed from service while officers at 47, 53 and 54 of the tentative seniority list of PPS BS-18 have been retired from service, therefore, they are required to be excluded from their respective final seniority lists. However, eleven (11) PPS BS-19 out of 19 and twenty-seven (27) PPS BS-18 Officers out of 61 have also made observations (F/E & F).

3. In order to resolve the issues of seniorities of PPS Cadre, a Committee under the chairmanship of Secretary, Establishment Department was constituted vide Notification dated 08.02.2021 (F/G). The committee in its meeting held on 02.06.2021 unanimously agreed that P&D Department may resolve the issues of the seniorities of PPS Cadre in light of Rule-8 of PPS Rules 2018, under Section-4 and Section-6(2) of the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 and under Section-8(4) of Service Servant Act, 1973 (F/H).

4. The tentative seniority list of PPS BS-20, PPS BS-19 and PPS BS-18 circulated vide letters dated 23.10.2020 were already prepared as per above referred decision of the Committee (F/B, C&D).


5. The representations/observations of the PPS BS-19 and 18 officers have been analyzed/examined on the basis of available record and provisions of relevant rules, proposals have been made against each officer (F/I&J). The seniority lists were circulated and the same are neither disputed nor subjudice at any court of law (F/K).

6. Detail of sanctioned strength of the cadre/ posts duly attested is as under:

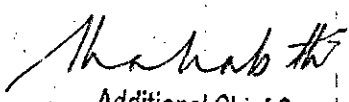
Sr. No.	Nomenclature of Post	Sanctioned strength	Filled	Remarks
1.	PPS BS-20.	05	01	Updated schedule-I of the PPS Rules at F/L.
2.	PPS BS-19.	28.	18	
3.	PPS BS-18.	70.	57	

7. In terms of Section-8 of Khyber Pakhtunkhwa Civil Servant Act, the Appointing Authority is required to cause seniority list of the members of service (F/M) and by virtue of Rule 4(1)(a) of the Appointment, Promotion and Transfer Rules, 1989, Chief Minister is the Appointing Authority for PPS BS-20, PPS BS-19 and PPS BS-18 (F/N). However, the Competent Authority has delegated his powers to the Chief Secretary, Khyber Pakhtunkhwa to approve the issuance of seniority lists of the members of a service, cadre or post for which Chief Minister Khyber Pakhtunkhwa is the Appointing Authority (F/O).

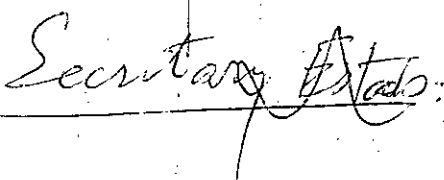
6. In view of the above, Chief Secretary, Khyber Pakhtunkhwa (competent authority in the instant case) is requested to accord approval for issuance of final seniority lists of PPS BS-20, PPS BS-19 and PPS BS-18 placed at F/P, Q&R based on the proposals contained against each in column-6 of F/I&J.

  
 (AMER SULTAN TAREEN)  
 Secretary, P&D Department

ADDITIONAL CHIEF SECRETARY.

  
 Additional Chief Secretary  
 Planning & Development Deptt:  
 Govt: of Khyber Pakhtunkhwa

CHIEF SECRETARY

  
 Secretary

P.T.O

Secretary (Judicial)  
 P&D Department  
 D.No. 2450  
 Date 09/07/21

CAIC, S Khyber Pakhtunkhwa  
 No. 2087  
 Date 08/07/21

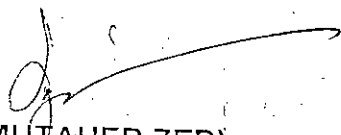
PS TO ACS P&D DEPTT:  
 Diary No. 1273  
 Date 7/7/21  
 S-7-2-1

07. Note moved by Planning & Development Department regarding approval of final seniority lists of PPS Officers in BS-20, BS-19 & BS-18 has been examined and observed that the Administrative Department while preparing seniority list of BS-19 PPS Officers has not followed Section-6(2) of Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 in deciding seniority.

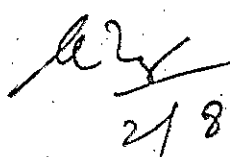
08. Furthermore, the nature of Seniority lists of BS-18 and BS-17 PPS Officers are different from that of BS-19 PPS Officers which are being scrutinized at the Establishment Department, however, the following information regarding BS-18 & 17 PPS Officers have been informally requisitioned but have not yet been provided by the Administrative Department.

1. Detail of Erstwhile FATA employees included/inducted in the PPS Cadre i.e their present appointment order in BS-18 & BS-17 to know as to whether they have been regularized from projects or otherwise.
2. Detail of employees regularized through Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 on 07.03.2018 and their first appointment orders in BS-18 & 17 before regularization.

09. Note may, therefore, be returned to the Administrative Department for clarification of the above observations and provision of the document mentioned at Para-9 ante.

  
 (MUTAHER ZEB)  
 Secretary Establishment  
 July, 30, 2021

Chief Secretary, Khyber Pakhtunkhwa

  
 2/8  
 Chief Secretary  
 Govt. of Khyber Pakhtunkhwa

10. ACS

Additional Secretary-II  
 D/O No. 911  
 Dated 23-08-21

HS IV 5566 P&D/AD/II  
 D/O No. 1273 RD  
 Dated 2-8-21

No. 2089  
 Date 30/8/21

PS/Secy E&AD/KP  
 Query No. 1721  
 FTS No. \_\_\_\_\_  
 Date 30/7/21

MPP

XV


Reference paras-7-10.

11. After assigning the seniority to three PPS BS-19 Officers regularized under the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 on the basis of their officiation as per Section-6(2), tentative seniority list was circulated vide letter dated 06.08.2021 and officers were asked to indicate errors/omissions, if any, for rectification alongwith attested supporting documents within fifteen days (F/AA).

12. In response, six (06) PPS BS-19 Officers out of 18 have made observations (F/AB), which have been examined and proposals have been made against each accordingly (F/AC).

13. As far as seniority of PPS BS-18 and 17 Officers is concerned, a separate case will be submitted and seniority of those officers regularized under Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 will be determined as per Section-6(2).

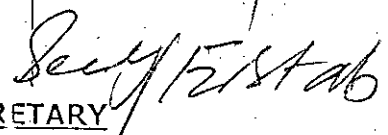
14. In view of the above, Chief Secretary, Khyber Pakhtunkhwa (competent authority in the instant case) is requested to accord approval for issuance of final seniority lists of PPS BS-20 and PPS BS-19 Officers placed at F/P&AD based on the proposals contained against each in column-6 of F/AC.

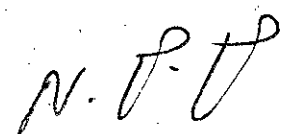
  
( AMER SULTAN TAREEN )  
Secretary, P&D Department

ADDITIONAL CHIEF SECRETARY.

  
Additional Chief Secretary  
Planning & Development  
Govt. of Khyber Pakhtunkhwa

CHIEF SECRETARY





SECRETARY P&D  
Diary No. 1455  
Date: 01-9-21

PS TO AGO P&D DEPT  
Diary No. 1455  
Date: 01-9-21

PS/Secy P&D  
Diary No. 172  
Date: 2/9/21

PS/Secy P&D  
Diary No. 172  
Date: 2/9/21

15. Note moved by Planning & Development Department regarding approval of final seniority lists of PPS Officers in BS-20 & BS-19 has been examined.

16. Planning & Development Department has rectified the seniority list of PPS BS-19 officers in light of Establishment Department observation vide Para-7 of the Note and has re-arranged the incumbents in light of Section-6(2) of Khyber Pakhtunkhwa, Employees (Regularization of Services) Act, 2018. Moreover, the Administrative Department has re-circulated the rectified seniority list amongst the incumbents vide (F/AA), in response to which, 06 PPS BS-19 Officers submitted observations which were examined by Administrative Department vide (F/AC) and rejected being not covered under the Rules. The observations have been examined and Establishment Department endorses the proposal of Administrative Department vide (F/AC).

17. The Administrative Department vide Para-13 of the Note further stated that the seniority lists of PPS BS-18 & 17 officers will be submitted separately.

18. Chief Secretary, Khyber Pakhtunkhwa being competent authority may like to approve proposal of the Administrative Department contained in Para-14 of the Note in terms of Establishment Department Instructions dated 26.07.2010 (Annex-III).

*Zakir Hussain Afridi*  
(ZAKIR HUSSAIN AFRIDI)  
Secretary Establishment  
13 September, 2021

Chief Secretary, Khyber Pakhtunkhwa

*Sery Estab*

*Secretary PPD*

*Wg*  
28/10  
Chief Secretary

*W. P. Afridi*  
28/10/21  
SECRETARY ESTABLISHMENT  
Establishment & Administration  
Department.

*S.O. (A)*

*Signed. P. H. Afridi*

*P. H. Afridi*  
28/10/21

SECRETARY P&D  
Diary No. 29  
Dated: 26-10-21

Diary No. 29  
Dated: 27-09-21

SECRETARY (E) & AD  
Diary No. 1781  
Dated: 18/09/2021

CA to Chief Secretary  
Khyber Pakhtunkhwa  
Diary No: 2987  
Dated: 13/09/2021

*Lo*





GOVERNMENT OF KHYBER PAKHTUNKHWA  
PLANNING & DEVELOPMENT DEPARTMENT

XIII

37

No. SO(E)P&D/S-4/SLs/PPS/2021.  
Dated Peshawar, August 06, 2021.

To

All PPS BS-19 Officers.

Subject: TENTATIVE SENIORITY LIST OF PROVINCIAL PLANNING SERVICE OFFICERS (PPS BS-19).

Dear Sir,

I am directed to refer to the subject noted above and to forward herewith a copy of tentative seniority list of PPS BS-19 Officers along-with certificate proforma with the request to return the certificate to this Office/Department duly signed, indicating error/omission, if any, for the purpose of rectification along-with attested supporting documents within 15 days (upto 22.08.2020) positively. In case of receipt of no response by the due date, it would be presumed that particulars have been accepted as correct.

Yours faithfully,

Encl: As above.

(SOPIA KHAN)  
Section Officer (Estt.)

Encl: Number & Date even.

Copy forwarded to the:

1. Incharge, Resource Centre, for uploading the same on the official website of P&D Department.
2. PS to Additional Chief Secretary, Khyber Pakhtunkhwa.
3. PS to Secretary, Establishment Department.
4. PS to Secretary, P&D Department.
5. PAs to Additional Secretary-II/Deputy Secretary-II, P&D Department.

Section Officer (Estt.)

CERTIFICATE

Subject: TENTATIVE SENIORITY LIST OF PROVINCIAL PLANNING SERVICE (PPS) OFFICERS PPS BS-19.

It is certified that I have gone through my particulars mentioned at Sr. No. \_\_\_\_\_ of the tentative seniority list of PPS Officers BS-19 and found them correct, except at the following columns:-

S.#	Column No.	Present entry	To be replaced by	Remarks.

The following discrepancies are also brought into the notice:-

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_

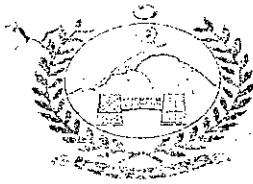
Note: Additional sheet may be used, if required, please.

Name: \_\_\_\_\_

PPS BS-19 \_\_\_\_\_

Designation \_\_\_\_\_

Date: \_\_\_\_\_



GOVERNMENT OF KHYBER PAKHTUNKHWA  
PLANNING & DEVELOPMENT DEPARTMENT

TENTATIVE SENIORITY LIST OF PPS BS-19 OFFICERS.

Sr.No	NAME OF OFFICER WITH ACADEMIC QUALIFICATION	DATE OF BIRTH & DOMICILE	DATE OF 1 <sup>ST</sup> ENTRY INTO GOVT. SERVICE.	DATE OF OFFICIATION	REGULAR APPOINTMENT/PROMOTION TO THE PRESENT POST				REMARKS IF ANY.
					DATE	BPS	METHOD OF RECRUITMENT/ APPOINTMENT	PRESENT POSTING WITH DATE.	
1.	<u>Dr. Asad Ali Khan,</u> MSBS.	<u>14-03-1966</u> Kohat	19-03-1992		01-07-2005	BS-19	By Initial recruitment	Director General, Law & Human Rights. (08-02-2020)	
2.	<u>Muhammad Tariq Khan,</u> M.A (Economics)/ L.L.B, P.G.D (Public Administration), MA (Health Management Planning & Policy) University of Leeds, UK.	<u>30-01-1963</u> Abbottabad	08-06-1992		22-10-2018	BS-19	By Promotion	Chief Planning Officer, Minerals Development Department. (02-09-2020).	Regained his Seniority w.e.f. 26-09-2017
3.	<u>Mr. Adil Saeed,</u> M.A (Economics), M.Phil (Economics), M.Sc (Disaster Management), PGD (Project Management).	<u>04-04-1981</u> Mohmand	01-11-2004		26-09-2017	BS-19	By Promotion.	Deputy Secretary, Prime Minister's Office, Islamabad on deputation basis (31-08-2018)	
4.	<u>Mian Khalid Ullah Jan,</u> M.Sc (Economics).	<u>01-11-1987</u> Charsadda	09-10-1994		04-01-2018	BS-19	By Promotion.	Chief of Section (Industries), P&D Department (01-12-2020).	
5.	<u>Engr. Sher Azam Khan,</u> BSc Civil Engineering and MSc Structural Engineering.	<u>25-11-1965</u> Karak	07-03-2018	29-03-2009	07-03-2013	BS-19	By Initial recruitment	Director (South): M&E, P&D Department. (01-12-2020).	
6.	<u>Syed Zain Ullah Shah,</u> B.Sc (Electrical Engineering).	<u>05-08-1974</u> Lakki Marwat	07-03-2013	20-10-2011	07-03-2013	BS-19	By Initial recruitment	Chief of Section (PP&H), P&D Department (24-01-2020)	

7	<u>Muhammad Ayaz,</u> M.Sc (Hons) Horticulture.	<u>16-02-1963</u> Mian chire	07-03-1918	22-09-2015	07-03-2018	BS-19	By Initial recruitment	Director (Technical), M&E, F&D Deptt: (01-12-2020)	
8	<u>Mr. Akhtar Rehman,</u> B.Sc (Civil Engineering).	<u>31-03-1969</u> F.F. Kohat	14-04-1964		24-01-2019	BS-19	By Promotion	Chief of Section (PSDF), F&D Department (01-12-2020)	
9	<u>Mr. Musharaf Khan,</u> M.A (Economics)	<u>02-04-1962</u> Buner	06-06-1985		24-01-2019	BS-19	By promotion	Project Director, "Public Policy & Social. Projection Reforms Unit" S&D, F&D Department. (22-01-2020)	
10	<u>Mr. Shah Nawaz Khan,</u> M.B.A (Finance) Pakistan, M.B.A (Accounts & Finance) U.C.A.	<u>01-12-1977</u> Mardan	12-06-2008		22-10-2019	BS-19	By promotion	Chief Planning Officer, Local Govt. Elections & Rural Development Department (22-01-2020)	Regained his Seniority w.o.f. 24.01.2019
11	<u>Mr. Abdul Haseem,</u> M.Sc (Statistics).	<u>15-03-1969</u> Hangu	07-06-1995		24-01-2019	BS-19	By promotion	Director (F&D), Peshawar High Court On deputation basis. (30-01-2017)	
12	<u>Mr. Javed Khan,</u> M.B.A.	<u>12-03-1966</u> Peshawar	29-02-1992		24-01-2019	BS-19	By Promotion	Chief of Section (Coordination), F&D Department (26-11-2018)	
13	<u>Mr. Qaiser Alam Khan,</u> M.Sc (Hons) Agriculture, M.A. Economics, M.S (Envl. Syst. Ana & Mgt) Netherlands.	<u>20-05-1963</u> Peshawar	30-05-1989		24-01-2019	BS-19	By Promotion	Chief Planning Officer, Health Department. (14-05-2020)	
14	<u>Mr. Ilyas Mahmood,</u> M.Sc (Hons) Agriculture.	<u>02-09-1969</u> Charsadda	22-06-1995		24-01-2019	BS-19	By Promotion.	Deputy Chief Planning Officer, Health Deptt. (07-01-2019)	
15	<u>Syed Zahir Ali Shah,</u> Master's in Public Administration.	<u>05-09-1970</u> Peshawar	22-06-1995		24-01-2019	BS-19	By Promotion	DG, PCNA, F&D Department. (08-01-2019)	

16.	<u>Mr. Bahrullah Khan,</u> M.A (Economics).	<u>30-11-1970</u> Mohmand	03-09-2004	-	24-01-2019	BS-19	By Promotion	Chief of Section (Health), P&D Deptt. (02-08-2019)	-
17.	<u>Muhammad Siraj Munir,</u> M.Sc (Statistics), M.Sc (Maths)	<u>12-10-1978</u> Peshawar	23-12-2006	-	22-10-2019	BS-19	By Promotion	Chief M&E Officer "Strengthening of Planning" E&SE Deptt (22-01-2020)	-
18.	<u>Mr. Hashmat Ali,</u> M.B.A (Finance)	<u>22-03-1978</u> Swabi	18-05-2007	-	22-10-2019	BS-19	By Promotion	Economic Advisor, Industries Department (01-12-2020).	-

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## OBSERVATIONS/REPRESENTATIONS MADE BY PPS BS-19 OFFICERS

S#	Name & Designation of officer	Tentative seniority list No.	Observation/points raised	Assessment/Remarks	Proposals.
1.	Mian Khalid (PPS BS-19) Chief of Section (Industries), P&D Deptt.	04	The officer has informed that he was regularly promoted to BS-19 on 04.01.2018 by PSB prior to establishment of PPS Cadre on 22.02.2018. After establishment of PPS Cadre, final seniority list of PPS BS-19 was issued in which the name of Muhammad Tariq was not existed. The officer has also stated that PSB in its meeting held on 26.12.2018 deferred the promotion case of Muhammad Tariq. Moreover, he has further stated that the service record of Muhammad Tariq is dubious, therefore, his seniority should not be affected. The officer has also intimated that he has successfully availed the SMC training and fulfills all pre-requisites for promotion to PPS BS-20, therefore, he has requested that seniority list may be reviewed in accordance with law and rules and he may be placed at Sr. No.03 instead of 04.	The officer at Sr. No. 02 i.e. Muhammad Tariq regained his seniority in pursuance of the advice of Establishment Deptt as he was deferred by the PSB in its various meetings for promotion to BS-19. Resultantly, his junior i.e. Adil Saeed was promoted to BS-19. Finally, Muhammad Tariq got his promotion to the post of PPS BS-19 on 22-10-2019 and regained his seniority w.e. from 26.09.2017 i.e. the date of promotion of his erstwhile juniors as per rules. Therefore, the claim of the officer is incorrect.	The request of the officer not covered under the rule hence, regretted.
2.	Mr. Akhter Rehman (PPS BS-19), Sr. Chief (PSDP), P&D Deptt	08	The officer has informed that he was promoted on acting charge basis on 23.06.2017 while the officers at Sr. No. 2, 3 & 4 were promoted after 23.06.2017. Hence, he is senior to them as per rules. Moreover, officer at Sr. No. 5, 6 & 7 were regularized under Regularization Act, 2018 and according to Section-6 of the Act ibid, they are junior to him. The officer has also requested to follow the principals and guidelines in the Judgement of Supreme Court of Pakistan in the Petition No. 89/2011. He has therefore, requested for his placement at Sr. No. 02 instead of 08.	The officer was appointed on acting charge basis before establishment of PPS cadre against the temporarily vacant post of BS-19 officers working on deputation in other Departments, and there were no clear vacant posts of BS-19. Moreover, under Rule-9 (6) of APT Rules 1989, acting charge appointment does not confer any vested right for regular promotion to the post held on acting charge basis. Furthermore, as per decision of the Committee under the chairmanship of Secretary Establishment Deptt, held on 02.06.2021, the officer is	The request of the officer is not covered under the rules hence, regretted.

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				entitled for his seniority from the date of his regular promotion to the post of PPS BS-19. Therefore, the plea of the officer has been examined and found devoid of merit/rules.	
3.	Mr. Abdul Haleem (PPS BS-19) Director (P&D), PHC	11	The officer has informed that he was promoted on acting charge basis on 23.06.2017 while the officers at Sr. No. 2, 3 & 4 were promoted after 23.06.2017. Hence, he is senior to them as per rules. Moreover, officer at Sr. No. 5, & 7 were regularized under Regularization Act, 2018 and according to Section-5 of the Act ibid, they are junior to him. The officer has further stated that Mr. Musharaf Khan standing at Sr. No.9 in the seniority list is also junior to him. The officer has also requested to follow the principals and guidelines in the Judgement of Supreme Court of Pakistan in the Petition No. 89/2011. He has therefore, requested for his placement at Sr. No. 03 instead of 11.	The officer was appointed on acting charge basis before establishment of PPS cadre against the temporarily vacant post of BS-19 officers working on deputation in other Departments, and there were no clear vacant posts of BS-19. Moreover, under Rule-9 (6) of APT Rules 1989, acting charge appointment does not confer any vested right for regular promotion to the post held on acting charge basis. Furthermore, Mr. Musharraf and the applicant were appointed w.e.f. 06.06.1995 and 07.06.1995 vide Notification dated 21.07.1995, hence, Mr. Musharraf is senior to the applicant (Annex-I). Moreover, as per decision of the Committee under the chairmanship of Secretary Establishment Deptt, held on 02.06.2021, the officer is entitled for his seniority from the date of his regular promotion to the post of PPS BS-19. Furthermore, the Supreme Court Judgement referred by the applicant is about absorption of a civil servant from non-cadre post to the cadre post which has no relevancy with the Establishment of PPS Cadre as no non cadre civil servant has been absorbed in the said Cadre. Therefore, the plea of the officer has been examined and found devoid of merit/rules.	The request of the officer not covered under the rule hence, regretted.

4. Mr. Qaiser Alam Chief Planning Officer, Health Department	13	<p>The officer has requested for assigning of seniority w.e.f. 23.06.2017 instead of 24.01.2019. The officer has mostly objected on inclusion of officers regularized under the Regularization of Services Act, 2018 in the seniority list of PPS Cadre and their subsequent placed before him. He also objected on Mr. Javed Khan at Sr. No. 12 that he has never been promoted in BS-18 rather he was granted personal upgradation while in the seniority list this stance was concealed. The officer has also referred Judgement of Service Tribunal dated 14.07.2021 for fixation of his seniority. The applicant also pointed out that officer at Sr. No. 02 &amp; 10 were promoted on 22.10.2019 and they have been placed senior to him.</p>	<p>The officer was appointed on acting charge basis before establishment of PPS cadre against the temporarily vacant post of BS-19 officers working on deputation in other Departments, and there were no clear vacant posts of BS-19. Moreover, under Rule-9 (6) of APT Rules 1989, acting charge appointment does not confer any vested right for regular promotion to the post held on acting charge basis. Furthermore, the officer at Sr. No. 12 i.e. Muhammad Javed Khan was recommended by the PSB in its meeting held on 04.08.2011 for his promotion against the upgraded post of Planning Officer (BS-18) on regular basis. Accordingly, he was promoted to the post of Planning Officer (BS-18) vide LG&amp;RD Deptt Notification (Annex-II). As per decision of the Committee under the chairmanship of Secretary Establishment Deptt, held on 02.06.2021, the officer is entitled for his seniority from the date of his regular promotion to the post of PPS BS-19. Furthermore, the Supreme Court Judgement referred by the applicant is about absorption of a civil servant from non-cadre post to the cadre post which has no relevancy with the Establishment of PPS Cadre as no non cadre civil servant has been absorbed in the said Cadre. Similarly, officer at Sr. No. 02 &amp; 10 were deferred by the PSB and they were promoted to the post PPS BS-19 on 22.10.2019 and have regained their seniorities. Therefore, the plea of the officer has been examined and found</p>	<p>The request of the officer not covered under the rule hence, regretted.</p>
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5.	Mr. Siraj Munir (PPS BS-19) Chief (M&E), E&SE Deptt.	17	The Officer has informed that his seniority was at Sr. No.15 in the tentative seniority list issued in February, 2020 while in the tentative seniority list issued in October, 2020, he is standing at Sr. No.17. The officer has further informed that all the regularized officers have been included in the PPS Cadre and they have been given back dated seniority, which is against the Supreme Court decision and due which his seniority has also been affected. Therefore, the officer has requested that his original seniority may be restored and all the regularized officers may be placed at the bottom in light of the Supreme Court decision.	devoid of merit/rules. The stance of the officer has been examined and found incorrect as the officers senior to him have been given seniority positions as per rules/policy as well as per decision of the Committee under the chairmanship of Secretary Establishment Deptt, held on 02.06.2012, therefore, the officer is entitled for his seniority from the date of his regular promotion to the post of PPS BS-19.	The request of the officer not covered under the rule hence, regretted.
6.	Mr. Hashmat Ali (PPS BS-19) Economic Advisor, Industries Deptt.	13	The Officer has informed that his seniority was at Sr. No.16 in the tentative seniority list issued in February, 2020 while in the tentative seniority list issued in October, 2020, he is standing at Sr. No.18. The officer has further informed that all the regularized officers have been included in the PPS Cadre and they have been given back dated seniority, which is against the Supreme Court decision and due which his seniority has also been affected. Therefore, the officer has requested that his original seniority may be restored and all the regularized officers may be placed at the bottom in light of the Supreme Court decision.	The stance of the officer has been examined and found incorrect as the officers senior to him have been given seniority positions as per rules/policy as well as per decision of the Committee under the chairmanship of Secretary Establishment Deptt, held on 02.06.2021, therefore, the officer is entitled for his seniority from the date of his regular promotion to the post of PPS BS-19.	The request of the officer not covered under the rule hence, regretted.



GOVERNMENT OF KHYBER PAKHTUNKHWA  
PLANNING & DEVELOPMENT DEPARTMENT

XVII

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Dated Peshawar 28/10/2021

**NOTIFICATION.**

No. SO(E)P&D/3-4/PPS/SLs/2020: In pursuance of Section-8 of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-17 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules 1989 and with the approval of competent authority, Final Seniority List of Provincial Planning Service Officers (PPS BS-19) Khyber Pakhtunkhwa as stood on 28/10/2021 is hereby notified/circulated for general information.

**FINAL SENIORITY LIST OF PPS BS-19 OFFICERS.**

Sr.No	NAME OF OFFICER WITH ACADEMIC QUALIFICATION	DATE OF BIRTH & DOMICILE	DATE OF 1 <sup>ST</sup> ENTRY INTO GOVT. SERVICE.	DATE OF OFFICIATION	REGULAR APPOINTMENT/PROMOTION TO THE PRESENT POST				REMARKS IF ANY.
					DATE	BPS	METHOD OF RECRUITMENT/ APPOINTMENT	PRESENT POSTING WITH DATE.	
1.	Dr. Asad Ali Khan, MBBS.	14-03-1966 Kohat	19-03-1992	-	01-07-2005	BS-19	By Initial recruitment	Director General, Law & Human Rights. (06-02-2020)	
2.	Muhammad Tariq Khan, M.A (Economics)/ L.L.B, P.G.D (Public Administration), MA (Health Management Planning & Policy) University of Leeds, UK.	30-01-1963 Abbottabad	08-06-1992	-	22-10-2019	BS-19	By Promotion	Chief Planning Officer, Minerals Development Department. (02-09-2020).	Regained his Seniority w.e.f. 26-09-2017
3.	Mr. Adil Saeed, M.A (Economics), M.Phil (Economics), M.Sc (Disaster Management), PGD (Project Management).	04-04-1981 Mohmand	01-11-2004	-	26-09-2017	BS-19	By Promotion	Deputy Secretary, Prime Minister's Office, Islamabad on deputation basis. (31-08-2018)	
4.	Mian Khalid Ullah Jan, M.Sc (Economics).	01-11-1967 Charsadda	09-10-1994	-	04-01-2018	BS-19	By Promotion	Chief of Section (Industries), P&D Department (01-12-2020).	
5.	Engr. Sher Azam Khan, BSc Civil Engineering and MSc Structural Engineering.	25-11-1965 Karak	07-03-2018	28-03-2009	07-03-2018	BS-19	By Initial recruitment	Director (South), M&E, P&D Department. (01-12-2020).	

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6.	<u>Syed Zain Ullah Shah,</u> B.Sc (Electrical Engineering).	<u>05-08-1974</u> Lakki Marwat	07-03-2018	20-10-2011	07-03-2018	BS-19	By Initial recruitment	Chief of Section (PP&H), P&D Department (24-01-2020)	
7.	<u>Muhammad Ayaz,</u> M.Sc (Hons) Horticulture.	<u>18-03-1963</u> Mansehra	07-03-2018	22-09-2015	07-03-2018	BS-19	By Initial recruitment	Director (Technical), M&E, P&D Deptt: (01-12-2020)	
8.	<u>Mr. Akhtar Rehman,</u> B.Sc (Civil Engineering).	<u>31-03-1969</u> F.R Kohat	14-04-1994	-	24-01-2019	BS-19	By Promotion	Senior Chief of Section (PSDP), P&D Department in his own pay & scale (06-08-2021)	
9.	<u>Mr. Musharaf Khan,</u> M.A (Economics).	<u>02-04-1962</u> Buner	06-06-1995	-	24-01-2019	BS-19	By promotion	Project Director, "Public Policy & Social Projection Reforms Unit" SDU, P&D Department. (22-01-2020)	
10.	<u>Mr. Shah Nawaz Khan,</u> M.B.A (Finance) Pakistan, M.B.A (Accounts & Finance) U.S.A.	<u>01-12-1977</u> Mardan	12-06-2008	-	22-10-2019	BS-19	By promotion	Chief Planning Officer, Local Govt. Elections & Rural Development Department (22-01-2020)	Regained his Seniority w.e.f. 24.01.2019
11.	<u>Mr. Abdul Haleem,</u> M.Sc (Statistics).	<u>15-03-1969</u> Hangu	07-06-1995	-	24-01-2019	BS-19	By promotion	Director (P&C), Peshawar High Court On deputation basis. (30-01-2017)	
12.	<u>Mr. Javed Khan,</u> M.B.A.	<u>12-03-1966</u> Peshawar	29-02-1992	-	24-01-2019	BS-19	By Promotion	Chief of Section (Coordination), P&D Department (26-11-2018)	
13.	<u>Mr. Qaiser Alam Khan,</u> M.Sc (Hons) Agriculture, M.A. Economics, M.S (Envl. Syst. Ana & Mgt) Netherlands.	<u>20-09-1966</u> Peshawar	30-05-1989	-	24-01-2019	BS-19	By Promotion	Chief Planning Officer, Health Department. (14-05-2020)	
14.	<u>Mr. Ilyas Mehmood,</u> M.Sc (Hons) Agriculture.	<u>02-09-1969</u> Charsadda	22-06-1995		24-01-2019	BS-19	By Promotion.	Deputy Chief Planning Officer, Health Deptt. (07-01-2019)	


15.	<u>Syed Zahir Ali Shah,</u> Master's in Public Administration.	<u>05-09-1970</u> Peshawar	22-06-1995	-	24-01-2019	BS-19	By Promotion	DG, PCNA, P&D Department. (08-01-2019)	-
16.	<u>Mr. Bahrullah Khan,</u> M.A (Economics).	<u>30-11-1970</u> Mohmand	03-09-2004	-	24-01-2019	BS-19	By Promotion	Chief of Section (Health), P&D Deptt. (02-08-2019)	-
17.	<u>Muhammad Siraj Munir,</u> M.Sc (Statistics), M.Sc (Maths)	<u>12-10-1978</u> Peshawar	23-12-2006	-	22-10-2019	BS-19	By Promotion	Chief M&E Officer "Strengthening of Planning" E&SE Deptt (22-01-2020)	-
18.	<u>Mr. Hashmat Ali,</u> M.B.A (Finance)	<u>22-03-1978</u> Swabi	18-05-2007	-	22-10-2019	BS-19	By Promotion	Economic Advisor, Industries Department (01-12-2020).	-

CHIEF SECRETARY  
KHYBER PAKHTUNKHWA.

Ends: No. & Date even.

Copy forwarded to the:

1. Secretary to Govt of Pakistan, Prime Minister's Office, Islamabad.
2. Secretaries to Govt of Khyber Pakhtunkhwa, Law & Parliamentary Affairs, Industries & Commerce, Minerals Development, Local Government & Rural Development, Home & Tribal Affairs, Health, Social Welfare and Elementary & Secondary Education Department.
3. Registrar, Peshawar High Court, Peshawar.
4. Director General (SDU), P&D Department.
5. Director General (M&E), P&D Department.
6. Officers concerned.
7. In-charge, Resource Centre, P&D Department with the request to upload the same on the official website of P&D Department.
8. PS to Additional Chief Secretary, P&D Department.
9. PS to Secretary, P&D Department.
10. PS to Special Secretary, P&D Department.
11. PAs to Additional Secretary-II/Deputy Secretary-II, P&D Department.

  
(SONA KHAN) 28/1/2020  
Section Officer (Establishment)