

FORM OF ORDER SHEET

Court of _____

C.O.C application No. 658/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	01/11/2022	<p>The C.O.C application of Mr. Mujahid Ali submitted today by Mr. Bashir Khan Wazir Advocate. Original file be requisitioned. It is fixed for hearing before Single Bench at Peshawar on _____. Notices be issued to appellant and his counsel.</p> <p style="text-align: right;">By the order of Chairman</p> <p style="text-align: right;">REGISTRAR</p>

BEFORE THE LEARNED SERVICE TRIBUNAL KPK

PESHAWAR

AAg

COC Petition No. 658/2022

IN Re:

Service Appeal No. 6171/2021

Mujahid Ali.....Appellant / Petitioner

VERSUS

The Chief Secretary & others..... Respondents.

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Petition Under Order 39 Rule 2 (3) CPC		1-6
2.	Application for suspension		7-9
3.	Copy of the suspension Order	A	10-14
4.	Copy of the impugned Order dated 21.10.2022	B	15
5.	Copy of Order dated 25.10.2022	C	16
6.	Copies of the relevant record	D	17-32

Mujahid Ali
Petitioner/Appellant
Through

Bashir Khan Wazir
BASHIR KHAN WAZIR
Advocate
High Court, Peshawar

Dated:- 22.11.2021

①

BEFORE THE LEARNED SERVICE TRIBUNAL KPK
PESHAWAR

COC Petition No. 658/2022

IN Re:

Service Appeal No. 6171/2021

Mujahid Ali

Assistant Director (IT)

Directorate of Transport & Mass Transit

Benevolent Fund Building, Peshawar Cantt.

..... **Appellant / Petitioner**

VERSUS

1. The Chief Secretary to the Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Transport & Mass Transit Department, Civil Secretariat Peshawar
3. The Director Transport & Mass Transit, Benevolent Fund Building, Peshawar Cantt.
4. Mr. Malik Shah Muhammad Khan Wazir, Minister Transport & Mass Transit, Civil Secretariat, Peshawar.

..... **Respondents**

PETITION FOR INITIATION OF
PROCEEDINGS UNDER ORDER 39 RULE 2
(3) CPC AGAINST THE RESPONDENTS FOR
INTENTIONALLY VIOLATING AND
DISOBEDIENCE OF THE ORDER OF THIS

(2)

HONOURABLE TRIBUNAL DATED
, WHEREBY THE IMPUGNED
TRANSFER ORDER DATED 10.06.2021
WAS SUSPENDED WHICH IS STILL IN
FIELD AND THE RESPONDENTS ARE
COMMITTING DISOBEDIENCE /
VIOLATION OF THE SAID ORDER,
WHILE ISSUED ANOTHER ORDER DATED
21.10.2022 AND THE POWERS OF THE
SUBJECT POST HAS BEEN TAKEN AND
GIVEN THE SAME TO THE INCOMPETENT
PERSON.

Respectfully Sheweth:-

The Appellant/Petitioner humbly submits as under:-

- 1) That the above titled Service Appeal has been filed before this Honourable Tribunal along with application for suspension of the impugned transfer Order, which is fixed for 17.11.2022.
- 2) That the petitioner is peaceful and law abiding citizen of Pakistan and belong to respectable family of the locality.
- 3) That the Petitioner / Appellant filed Application before the Hon'ble Tribunal for suspension of impugned Transfer Order of the Appellant, which after hearing the arguments this Hon'ble Tribunal

suspended the Transfer Order of the Appellant, meaning thereby that the Appellant / Petitioner shall hold his position as he had not been relieved his charge and thereafter the Appellant performing his duty on his original position. **(Copy of the suspension Order is attached as annexure A)**

- 4) That since then the respondents whenever realized that the impugned order was passed in unlawful manner, therefore, they were not having other option but to implement the order of this Hon'ble Tribunal, moreover the Appellant since the suspension of the Impugned order till date pressurized for doing illegal, unlawful and against the policy work for the respondents but the Appellant refused, thereafter they extended threats to the Appellant / Petitioner of being to be taken adverse action against the Appellant and inspite of the fact that this Hon'ble Tribunal suspended the illegal, impugned order passed by the respondents, once again they have issued the another order, dated 21.10.2022 by violating the orders of this Hon'ble Tribunal. **(Copy of the impugned Order dated 21.10.2022 is attached as annexure B)**
- 5) That as it is submitted in the main Appeal that the Appellant / Petitioner were refused to act according to wish and whims of the respondents by violating the policy guidelines, rules and regulations and the matter of the previous office holder was reportedly referred to the anti-corruption establishment and the respondents annoyed on the lawful act of the

(4)

Appellant / Petitioner by issuing of impugned order, all those records are present in the main Appeal and now the respondents by issuing the said order dated 21.10.2022, withdrawn all the powers related to the post and the same has been handed over to a person who is ineligible and is appointed for specific purpose for the post of DATA Base Administrator as convener / coordinator of Driving licence office Peshawar, while issued order dated 25.10.2022 just to treat the Appellant as rival and to torture him. **(Copy of Order dated 25.10.2022 is attached as annexure C)**

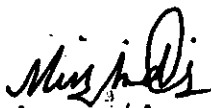

- 6) That the respondents assigned the duties of MLA to the person against whom the Appellant as well as other regular staff had submitted time and again observations to the competent authority, which was no avail and even it is the only one post against whom the present Appellant / Petitioner is performing his duty, neither on the same post the out cadre person can be posted, nor the Appellant / Petitioner can be transferred from this post and it is important to mention here that the person who has been assigned the duty of the subject post was appointed on contract basis and thereafter due to the regularization Act 2017 the number of contractual employees including him have been regularized for specific purpose and even outside their duty they are not permissible to be posted, however the respondents violated all the rules and laws just to harass, humiliate the Appellant and to accommodate

their blue eyed. (Copies of the relevant record are attached as annexure D) (5)

- 7) That acts of the above noted Respondents completely falls within the ambit of disobedience/violation of injunctions order dated ___ .06.2021, which is punishable under Order 39 Rule 2 (3) CPC upto six months imprisonment.
- 8) That other grounds will be raised at the time of arguments with the permission of this Honourable Court.

It is, therefore, most respectfully prayed that on acceptance of this Application, the Respondents may kindly be summoned through this Honourable Tribunal and the proceedings under Order 39 Rule 2 (3) CPC may kindly be initiated and they may kindly be sentenced upto six months for the violation of injunction order.

Any other relief, which this Honourable Court deems just and appropriate in the circumstances of the case, not specifically asked for, may also be granted in favour of Petitioner against the Respondents.


Petitioner/Appellant
Through 
BASHIR KHAN WAZIR
Advocate
High Court, Peshawar

Dated:- 22.11.2021

(6)

BEFORE THE LEARNED SERVICE TRIBUNAL KPK
PESHAWAR

COC Petition No. _____/2022

IN Re:

Service Appeal No. 6171/2021

Mujahid Ali.....Appellant / Petitioner

VERSUS

The Chief Secretary & others..... Respondents

AFFIDAVIT!

I, Mujahid Ali Assistant Director (IT) Directorate of Transport & Mass Transit Benevolent Fund Building, Peshawar Cantt, do hereby solemnly affirm and declare on Oath that the contents of the above Petition are true and correct to the best of our knowledge and belief and nothing has been concealed from this Honourable Court.

Mujahid Ali
DEPONENT

Humaira Jaleel
Oath Commissioner

Endst. No. 31/10/2022

(7)

BEFORE THE LEARNED SERVICE TRIBUNAL KPK
PESHAWAR

COC Petition No. _____/2022

IN Re:

Service Appeal No. 6171/2021

Mujahid Ali.....Appellant / Petitioner

VERSUS

The Chief Secretary & others..... Respondents

APPLICATION FOR SUSPENSION OF
IMPUGNED ORDER DATED 21.10.2022,
TILL THE FINAL DISPOSAL OF THE
INSTANT APPEAL

Respectfully Sheweth:

1. That the above noted Appeal is pending adjudication before this hon'ble Tribunal, which is fixed for 17.11.2022
2. That the petitioner has got a good prima facie case in their favour, and are sanguine about its success.
3. That the balance of convenience also lies in favour of the petitioner.
4. That if the impugned Order dated 21.10.2022 is not suspended, then the petitioner would suffer irreparable loss.

5. That the facts and grounds of the Service Appeal may kindly be read as an integral part of this application.

It is, therefore, respectfully prayed that on acceptance of this application, the impugned order dated 21.10.2022 may kindly be suspended.

Musjid
Petitioner/Appellant
Through *Bashir*

BASHIR KHAN WAZIR
Advocate
High Court, Peshawar

Dated:- 22.11.2021

BEFORE THE LEARNED SERVICE TRIBUNAL KPK
PESHAWAR

COC Petition No. _____/2022

IN Re:

Service Appeal No. 6171/2021

Mujahid Ali.....Appellant / Petitioner

VERSUS

The Chief Secretary & others..... Respondents

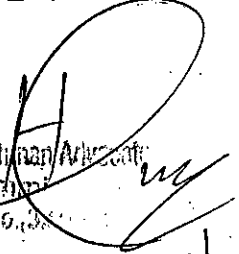
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Mujahid Ali

DEPONENT

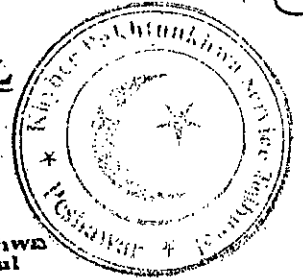
Hon'ble Chairman/Member
Oath Court
Encl. No. _____



31/10/2022

'A'
16

BEFORE THE LEARNED SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA PESHAWAR



Service Appeal No. 6171/2021

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 6502

Dated 16/6/2021

Mujahid Ali

Assistant Director (IT)

Directorate of Transport & Mass Transit

Benevolent Fund Building, Peshawar Cantt

..... Appellant

VERSUS

1. The Chief Secretary to the Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Transport & Mass Transit Department, Civil Secretariat Peshawar
3. The Director Transport & Mass Transit, Benevolent Fund Building, Peshawar Cantt.
4. Mr. Malik Shah Muhammad Khan Wazir, Minister Transport & Mass Transit, Civil Secretariat, Peshawar.

..... Respondents

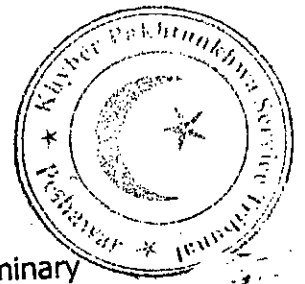
RECEIVED

16/6/2021

**SERVICE APPEAL UNDER SECTION 4 OF
KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL ACT 1974 AGAINST THE
IMPUGNED ORDER DATED 10.06.2021,
WHEREBY THE PRE-MATURE TRANSFER
ORDER HAS BEEN ISSUED VIDE WHICH
APPELLANT WAS TRANSFERRED FROM
THE MOTCR LICENSING AUTHORITY
KHYBER PAKHTUNKHWA TO THE
DIRECTORATE OF TRANSPORT & MASS TRANSIT**

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar



22.06.2021

Counsel for the appellant present. Preliminary arguments heard.

This appeal has been preferred to impugn the transfer order dated 10.06.2021. According to the copies of record annexed with the memorandum of appeal, the appellant was transferred and posted as Assistant Director (I:T) Motor Licensing Authority Khyber Pakhtunkhwa vide order dated 15.01.2021 and took over charge on 18.01.2021. In the capacity of A.D (IT), Driving License Branch Peshawar, the appellant vide his office letter No. DLB/PESHAWAR/21-23 dated 25.05.2021 addressed to the Director Transport and Mass Transit Khyber Pakhtunkhwa, pointed out some irregularities in record of Driving License Database including illegal editing. Statement of the appellant in pursuance to the said letter was obtained by the enquiry committee on 09.06.2021, copy whereof is also available on file. The appellant at the conclusion of his statement before the enquiry committee submitted some

Appellant Deposited
Security - Process Fee

proposal in bullet points as copied below:-

- > *Since there are solid evidence of forgery in the Driving License System and issuance of DIRECT driving licenses (which are used for acquiring jobs abroad and other such activities) for huge bribes, a high-level committee of technical IT experts hailing from intelligence agencies, crime investigation experts from intelligence agencies, and forensic experts may be formed to explore the complete system of the whole province, conduct formal*

ATTESTED

[Signature]
 Assistant Director
 Motor Licensing Authority
 Peshawar

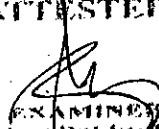
2

(2)

investigations of the computer operators and catch the real culprits. It is important to catch and punish the main mastermind of this scam--- a person/officer who had been leading this all forgery in the system and was a main financial beneficiary of this forgery. Without catching the real culprit, all sorts of departmental inquiries will end with no tangible outcomes; and this will further encourage the real culprits and they will feel confident that they cannot be caught. They will continue to do this forgery with more confidence and courage. This will defame our system, department, and country at large.

- *A formal committee may be constituted to carry out proper and formal handing/taking of the Driving License Assets with MIS Manager who was earlier incharge of the Driving License operations. All the assets that have been purchased for driving license operations till date may be handed over to me, through a formal stock register. Many equipments (computers, printers, RFID cards, ribbons, Lamination, laminators, etc.) that were purchased for driving license operations are physically missing and have not been provided to me.*
- *One old server is still in the possession of MIS Manager which should be handed over to me as I carry the sole responsibility of overseeing the driving license operations.*
- *A new web-based system has been developed for driving license operations under the project "Establishment of Transport Inspection Stations in Khyber Pakhtunkhwa". Since the undersigned is the incharge officer of the driving license operations, it is therefore requested that the new web-based*

ATTESTED


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

system may be handed over to the undersigned to unify and streamline the new and the ongoing systems. It is again requested that a formal handing/taking of all the assets of the new system may be carried out through a committee while using the purchase order of the equipment and the equipment mentioned in the PC-I of the said project."

The impugned transfer order of the appellant was issued on the next day i.e. 10.06.2021 after the above mentioned statement was given by the appellant to the enquiry committee. According to the opening expressions of the notification of the appellant's transfer, the competent authority was pleased to order posting/transfer of the officers enumerated therein, in the best public interest. In peculiar circumstances as discussed before, there is a big question mark on the impugned order as its being in "Public interest". Let the respondents come up with their reply/comments that how they justify the impugned order in the realm of public interest. Consequently, this appeal is admitted for regular hearing in view of the said question. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days of the receipt of notices positively. If the written reply/comments are not submitted within the stipulated

Appellant Deposited
Security & Process Fee

[Signature]
22/6/21

ATTESTED

[Signature]
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(A)

time, the office is directed to submit the file with a report of non-compliance. File to come up for arguments on 16.07.2021 before the D.B.

The appeal is accompanied by an application for suspension of the impugned order. Notice of the application be also given to the respondents. Needless to say that things surrounding the impugned order make it a befitting case for interim relief. Accordingly, the operation of impugned order shall remain suspended till final decision of this service appeal, if not recalled earlier. It is further directed that the respondents shall not prohibit the appellant from performance of his duty in the meantime.


Chairman

ATTESTED

Khyber Pakhtunkhwa
Service Tribunal
Peshawar



DIRECTORATE OF TRANSPORT AND MASS TRANSIT

GOVERNMENT OF KHYBER PAKHTUNKHWA

Ground Floor, Benevolent Fund Building, Peshawar Cantt

Tel: 091-9214185

'B'
15

Dated: 21-10-2022

ORDER.

NO.DIR/TPT/1-82/P&T/4735-90 In exercise of power conferred under Rule 5 of Motor Vehicles Rules, 1969 and in supersession of earlier order/notification, the Competent Authority is pleased to withdraw the delegated powers of Motor Licensing Authority (MLA) Pakhtunkhwa Khyber Peshawar from Assistant Director (IT), in the best public interest with immediate effect. Hence forth all such powers shall rest with the undersigned till further orders.

Director
Transport & Mass Transit
Khyber Pakhtunkhwa

Endst: No & Date Even: /4735-90

Copy for information to the:

1. Secretary to Government of Khyber Pakhtunkhwa, Transport & Mass Transit Department.
2. All Divisional Commissioners, Khyber Pakhtunkhwa.
3. Secretary Provincial Transport Authority, Khyber Pakhtunkhwa.
4. All Secretaries RTAs, Khyber Pakhtunkhwa.
5. Deputy Director (Admn), Khyber Pakhtunkhwa.
6. Deputy Director (MIS), Khyber Pakhtunkhwa.
7. All ADCs (MLAs in districts), Khyber Pakhtunkhwa.
8. Khyber Pakhtunkhwa Data Center.
9. Assistant Director (IT), Directorate of Transport.
10. PS to Minister Transport & Mass Transit, Khyber Pakhtunkhwa.
11. Chief Motor Vehicle Examiner.
12. PA To Director Transport Khyber Pakhtunkhwa.
13. Master File.

Deputy Director(E)
Transport & Mass Transit
Khyber Pakhtunkhwa



Directorate of Transport & Mass Transit Khyber Pakhtunkhwa

Ground Floor Benevolent Fund Building, Sher Shah Suri Road Saddar Peshawar.

Twitter.com/DTMTKPK @ https://newtransport.kp.gov.pk/ ☎ 091-9214185 📠 091-9214186

Dated: 25 -10 - 2022

ORDER:

No. DIR/TPT/1-82/P&T/4815-20 The Competent Authority is pleased to declare Mr. Khawar Abbas Database Administrator (BPS-17) as Convener/Coordinator of Driving License Office Peshawar with the following Terms & Conditions:-

TORs

- Submission of cases to MLA Peshawar.
- Collection of Smart Card fee and its deposits into relevant head.
- Uploading of online driving licence record.
- Issuance/renewal and printing of Driving License.
- Any other duty assigned to him time to time.

Sd/-

Director Transport/
Motor Licensing Authority Peshawar
Khyber Pakhtunkhwa

Endst: No & Date Even: /4815-20

A copy is forwarded for information to the:-

1. Deputy Director Transport & Mass Transit, Khyber Pakhtunkhwa.
2. Deputy Director (MIS) Transport & Mass Transit, Khyber Pakhtunkhwa.
3. Budget & Accounts Officer, Transport & Mass Transit, Khyber Pakhtunkhwa.
4. PS to Secretary Transport & Mass Transit Department, Govt. of Khyber Pakhtunkhwa
5. Mr. Khawar Abbas DBA(BPS-17), Transport & Mass Transit, Khyber Pakhtunkhwa.
6. Assistant Director (Estt), Transport & Mass Transit, Khyber Pakhtunkhwa.

[Signature]

Assistant Director (Estt)
Transport & Mass Transit
Khyber Pakhtunkhwa

26



**GOVERNMENT OF KHYBER PAKHTUNKHWA
TRANSPORT & MASS TRANSIT DEPARTMENT**

Ph: 091-9223548
Fax: 091-9212558

Dated the Peshawar 18th October, 2022

17

NOTIFICATION

489
19-10-2022

No. SO(G)TD/11-2/Driving License/1387-90; The following committee is hereby constituted to oversee/monitor the restoration of online system of Driving License to curb fake online verification and issuance of Driving Licenses. The Committee shall check record of all the districts of last four months and will submit recommendations within a fortnight.

- | | |
|---|----------|
| 1. Deputy Secretary (Admin), Transport & Mass Transit Department | Chairman |
| 2. Deputy Director (Admin), Directorate of Transport & Mass Transit | Member |
| 3. Database Administrator, Directorate of Transport & Mass Transit | Convener |
| 4. Representative of Database Center Khyber Pakhtunkhwa | Member |
| 5. Mr. Murad Ali, Computer Operator, TIS | Member |

The Committee shall meet in the office of convener for preliminary discussion on 18th of October, 2022 and shall submit its interim report for re-opening of online verification before the closing hours on 18th of October, 2022.

-sd-
Secretary
Transport & Mass Transit Department
Khyber Pakhtunkhwa

Copy forwarded to the:

1. Director, Directorate of Transport & Mass Transit, Khyber Pakhtunkhwa.
2. BS to Minister Transport & Mass Transit Department Khyber Pakhtunkhwa.
3. PS to Secretary Transport & Mass Transit Department Khyber Pakhtunkhwa.
4. All Officers/Officials concerned.
5. Master File.





DISTRICT TRANSPORT OFFICE
DRIVING LICENSE BRANCH
PESHAWAR.

No. DLB/Pesh/106-108

Dated: 13-10-2022

To

The Director
Transport & Mass Transit.

Received
13-10-22
PA.

18

Subject: ONLINE VERIFICATION SYSTEM OF COMPUTERIZED DRIVING LICENSE.

Respected Sir,

Please refer to your letter No. Dir/TPT/DL/Misc/2-1/22/5665-8 dated:12-10-2022 on the subject noted above and to state that the uploading of data in timely manner is the responsibility of this office. As far as the undersigned is the responsible officer of Driving License operations, the said username and password cannot be handed over to anyone else being the sensitive matter and possibility of corrupt and illegal practices including issuance of direct licenses from Directorate as the same happened earlier which was communicated to the Office of Director Transport and Mass Transit vide this office letter No. DLB/PESH/21-23 dated: 25-05-2021 (enclosed for ready reference). Secondly, your good office has sent a letter No. Dir/TPT/DL/Misc/2122/76-77 dated 11-10-2022 to KP Data Center for shutdown of virtual server for online verification of driving license. This has caused an immense amount of inconvenience to the public all over the province and to those who have acquired the license of this department as they are unable to get their licenses verified online. Furthermore, this shut down of the server on your kind orders, has also hampered the issuance of the renewal process, duplicate, and endorsements of driving licenses all over the province. On technical grounds, the username and password of the online system have nothing to do with this shut down and maintenance of virtual server. The undersigned wants to clarify that your good self has been misled from technical standpoint and the statements in your subject letter are not accurate. Rather, your directions of shutting down the server has caused a major disruption to the public service delivery and hence, hampered the official business.

Moreover, it is brought into your kind notice that the administrative password and login details of the main database of driving license have not been handed over to the undersigned. In case of any breach of the protocols and standard operating procedures and non-observance of codal formalities in the driving license operations including the issuance of direct licenses in an unlawful manner (without driving test), the undersigned wants to inform your good self that this office will not take responsibility for any sort of such breach. Therefore, the administrative password and login details of the main database of driving license may kindly be handed over to the undersigned along with the agreement signed with the driving license software developer, please.

Yours faithfully,

Musjid
ASSISTANT DIRECTOR (IT)
DL Branch Peshawar

Enclst. No & Dated:

Copy is forwarded for information to the:

1. PS to Minister Transport and Mass Transit, Khyber Pakhtunkhwa.
2. PS to Secretary Transport and Mass Transit, Khyber Pakhtunkhwa.

Musjid
ASSISTANT DIRECTOR (IT)
DL Branch Peshawar

Received

13/10



DIRECTORATE OF TRANSPORT AND MASS TRANSIT
GOVERNMENT OF KHYBER PAKHTUNKHWA
Ground Floor, Benevolent Fund Building, Peshawar Cantt
Tel: 091-9214185

No: Dir/TPT/DL/Misc/2-1/22/5665-8 (19)
Dated: October 12, 2022

To

Mr. Mujahid Ali
Assistant Director IT/MLA, Peshawar.

Subject: **ONLINE VERIFICATION SYSTEM OF COMPUTERIZED DRIVING LICENCE**

Directorate of Transport hosted online verification system in the KP Data Center for verification of driving licence through the official website of Transport department as well as on the mobile app. Data uploading of driving licenses is being operated by the MLA office, G.T Road near Peshawar Bus Terminal whereas maintenance of application software, database and website of computerized driving licence have been controlled and updated in the Directorate of Transport. In order to maintain security & safety of driving licence data, Directorate of Transport shall also upload the data for online verification of driving licence on weekly basis.

In pursuance of maintenance & updation of online verification system; the Directorate of Transport has suspended its operation for 24-48 hours; for which you are required to share its Username & Password with the Directorate immediately so as to timely accomplish its maintenance & updation.

Since the aforesaid online system is directly linked with public service delivery & in this regard any delay in provision of Username & Password will not only affect the public service delivery but also hamper official business.

Therefore you are hereby directed to share requisite details well before closing of working hours today in order to ensure uninterrupted public service delivery.


Director Transport
Khyber Pakhtunkhwa

Endst. No. & Date Even 15665-8

Copy is forwarded for information to the:-

1. Deputy Director Admin, Directorate of Transport.
2. Deputy Director MIS, Directorate of Transport.
3. PS to Secretary Transport & Mass Transit Department, Govt. of Khyber Pakhtunkhwa.


Director Transport
Khyber Pakhtunkhwa



DIRECTORATE OF TRANSPORT & MASS TRANSPORT

KHYBER PAKHTUNKHWA

230 1st Floor Benevolent Fund Building,
Peshawar Cantt. Tel: 091-9212170/9214185

No. DIR/TPT/RTB 2022-23/3974-75

Dated: 05-09-2022

(2)

To,

Assistant Director (IT),
District Transport Office, Peshawar

Subject: **EXPLANATION-NON-DEPOSIT OF SMART CARD FEE RS.9.597 MILLION.**

Reference to subject noted above and to state that Transport Department has launched smart card system on 09-09-2021 for issuance of International Driving Permit (IDP) and commercial Driving Licenses (LTV,HTV,PSV etc.) in Khyber Pakhtunkhwa. As per cabinet decision (Gazette Notification dated 16-02-2022) smart card fee @ 300/per card was approved for all category of issuance of Driving License and it was decided that Rs.330/per card fee will be deposited in separate bank account.

The Bank account was opened under the joint signatory of Director Transport and Assistant Director (IT), fee deposit of smart card @ 300/card and monthly reconciliation is the responsibility of account signatory. As per record no reconciliation submitted by signatory

As per bank statement dated 24-08-2022. Rs.21,333,300/- deposited by you in bank account. Details of cash deposit are as under:

S.No	Date of Transaction	Amount Deposited	Balance	Remarks
01	29-04-2022	7,000,000/-	7,000,000/-	Cash Deposit
08	20-05-2022	3,100,000/-	10,101,235/-	Cash Deposit
15	28-06-2022	897,200/-	11,026,468/-	Cash Deposit
16	06-07-2022	8,000,000/-	19,026,468/-	Cash Deposit
21	16-08-2022	502,500/-	19,650,852.17/-	Cash Deposit
22	23-08-2022	1,833,600/-	21,484,452.17/-	Cash Deposit
Total Cash Deposit		21,333,300/-		

Whereas Rs.30.903 Million shall be available in bank account as per report of Driving License (System Report). The comparison of both reports (Bank Statement and System Report) shows that deficiency of an amount Rs.9.597 Million has been found in the account.

You are therefore directed to explain, within (03) days, as to why the amount of Rs.9.597 Million has not yet been deposited in the bank account, as per the Government rules & procedures.

Furthermore you have been handed over the cheque book of said account to undersigned on dated 01-09-2022 at 4:00 PM; it has been found that Ninety-Six (96) Nos of cheques has been utilized in the cheque book, whereas the bank statement shows that no withdrawals of payment made from the said account. You are further directed to explain as to how these 96 Nos of cheques are detached along with their where about.

You are therefore directed to deposit Rs.9.597 Million in the bank account within 03 days, i repeat three days positively, failing which it shall be presumed that you have nothing to say anything in your defense, which may entail initiation of disciplinary as well as criminal proceedings.


DIRECTOR TRANSPORT

Endst. Of Even No. & Date /3974-75

Copy for information forwarded to the:-

1. PS to Secretary Transport & Mass Transit Department, Khyber Pakhtunkhwa.


DIRECTOR TRANSPORT

To

The Director
Transport and Mass Transit
Khyber Pakhtunkhwa.

Received (22)
12-09-22

Subject: EXPLANATION-NON-DEPOSIT OF SMART CARD FEE RS. 9.597 MILLION

Dear Sir,

Reference to your Letter No. DIR/TPT/RTB 2022-23/3974-75 dated: 05-09-2022 on the subject noted above and to state that your good office has asked me to explain that there is a deficit of Rs. 9.597 Million in the Driving License bank account.

First, there is a proper mechanism for collection and deposits of smart card fees in the bank account which is managed by the Accountant Driving License Branch Mr. Waseem and a Computer Operator. The reconciliation is done by the office of the undersigned on quarterly basis which is due in the first week of October. It is impossible that there is a deficit of a single penny. There must be a miscommunication at the end of your good office.

There could be a delay in the deposits due to the fact that fees are deposited in the account when they are deposited with the accountant of the Peshawar Office at the time of submitting data for printing of cards. The calculation mentioned in your letter includes driving licenses data which are not yet submitted to this office by the concerned districts and therefore, their fees are not reflected. The fees are collected manually at the districts and then submitted manually to the Accountant of DL branch Peshawar. The payments from other districts are not done on a periodic basis i.e., monthly or weekly but payments are made in an irregular manner i.e. deposits are made whenever cards are sent for printing. Also, all the districts which make payment of smart card fees are given proper receipts of every deposit. Please refer to the enclosed proformas which contain the details of payments made. It is evident that the payments of 4363 cards are pending just because their fees have not been deposited yet by the concerned districts.

Secondly, with regard to 91 cheques, the Director Transport Office had accorded approval for purchase of biometric devices for Nadra verification and equipment for conducting driving tests and for offices of driving licenses (including traffic cones for test, computers, printers, cupboards for driving test record keeping, etc.) on urgent basis, given the repeated demands from field offices. The approval for this equipment was accorded by the Office of Director Transport. However, your goodself directed the undersigned verbally to cancel all the cheques, stop all the payments, and discard all approvals of the Director Transport Office, though all the approval documentations are maintained by the undersigned. Since your goodself directed the undersigned not to make payments to vendors

for the equipment already purchased by this office and not to proceed with the approvals of Director Transport Office, the undersigned cancelled all the cheques on the direction of your good office. In addition to this, the vendors have already made delivery and they are pushing hard for the payments and damages claim due to delay in the payments.

Your good-self have given the charge of all driving license database and login users along with passwords, to MIS Manager, therefore, for the record the undersigned brings into your kind notice that in case of any corrupt practices including direct issuance of licenses or issuance of licenses in back dates, or direct issuance of HTV, Manager MIS will be responsible for all sorts of corruption in driving license. With this note, your good self is also informed that currently an additional ID of driving test Peshawar is being operated from Directorate and Driving License Peshawar cards are being printed in the Directorate. With this note, you are informed that the undersigned will not be responsible for any such illegal and corrupt practices.

Mujahid

Mujahid Ali
Assistant Director (IT)

Copy for information to:

1. PS to Secretary Transport and Mass Transit, Khyber Pakhtunkhwa.

18/9/22

Mujahid

Mujahid Ali
Assistant Director (IT)
Dated: 09 September, 2022

Received Today
18/9/22



DIRECTORATE OF TRANSPORT & MASS TRANSIT
GOVERNMENT OF KHYBER PAKHTUNKHWA
 (District Transport Office, Driving License Branch Peshawar)
 Tel: 011

24

No: OLB/Pesh/1
 Dated: January 03rd, 2022

54-55

To
 The Secretary to Government of Khyber Pakhtunkhwa,
 Transport & Mass Transit Department.

Subject: APPEAL REGARDING DETACHING PROMOTION, SERVICE MATTERS, AND JOB RESPONSIBILITIES OF REGULARIZED PROJECT EMPLOYEES FROM PARENT EMPLOYEES.

Respected Sir,

Please refer to the subject noted above and to state that the employees of a project named "Automation of Transport Department" were regularized through an Act. Under this project, a Management Information System Cell was created to computerize the printing of route permits only. After regularization, MIS cell employees including Manager MIS, Database Administrator, Network Administrator, Assistant Network Administrator, and computer operators became the part of Directorate of Transport and Mass Transit. Since then, they have been interfering in other affairs and mandate of Directorate of Transport and Mass Transit which includes driving license as well. With this application, I appeal your good office that promotion, job description, and all other service matters of the employees of MIS cell may be framed in a way that they do not disrupt and affect the service career and job responsibilities of the parent/indigenous employees of this Directorate. It is humbly requested that employees of MIS cell should be confined to work on printing of route permits only and should not interfere in other IT related matters of this Directorate as it has never been their mandate.

Yours faithfully,

Mus Jind 6-1-22
 Assistant Director (IT)/MLA
 Driving License Branch Peshawar

End of Evon No. and Date.

A copy is forwarded for information to PA to Director Transport & Mass Transit, Khyber Pakhtunkhwa.

For views / comments please
 AD (F&TS) 27/1/2022

Assistant Director (IT)/MLA
 Driving License Branch Peshawar

please put up white no route permit files



**DIRECTORATE OF TRANSPORT & MASS TRANSIT
KHYBER PAKHTUNKHWA**

(Driving License Branch, Peshawar)

No DLB/Pesh/ 86
Dated: 23-06-2022

To

The Secretary to Government of Khyber Pakhtunkhwa
Transport & Mass Transit Department.

**Subject: SUBSEQUENT SECOND APPEAL REGARDING DETACHING PROMOTION,
SERVICE MATTERS AND JOB RESPONSIBILITIES OF REGULARIZED
PROJECT EMPLOYEES FROM THOSE OF PARENT EMPLOYEES.**

Respected Sir,

Please refer to the subject noted above and to state that the undersigned had submitted a written appeal to your good office (a copy enclosed for ready reference vide Annex-A).

The employees of a project named "Automation of Transport Department-Computerization of Route Permits" were regularized through a Provincial Assembly Act passed in 2017 (copy of Act enclosed vide Annex-B wherein it is clearly mentioned about computerization of route permits). Under this project, a Management Information System Cell was created in 2011 with a sole function of computerizing the printing of route permits only. After regularization, MIS cell employees including Manager MIS, Database Administrator, Network Administrator, and computer operators became the part of Directorate of Transport and Mass Transit (notification attached vide Annex-C). In this Notification, it is noteworthy to mention here that Mr. Muhammad Imran was regularized for leading this MIS cell as MIS Manager (Copy of PC-1 enclosed vide Annex-D). Later on, he used his resources and connections in Finance Department and changed the nomenclature of his designation and included the term "IT", though he is not authorized to interfere in other IT related matters of Directorate. Since then, MIS Manager has been interfering in other affairs and mandate of Directorate of Transport and Mass Transit which includes driving license and all IT related procurements. I request that this may be inquired as how his nomenclature has been changed without taking administrative/parent department into loop.

Moreover, the current service rules and minutes (annexed vide Annex-E) have been framed in a manner that my promotion has been channelized to the post of MIS Manager. This is extremely unfair as I am an indigenous employee of this department whereas the regularization of MIS Manager has been an obstacle in my promotion. I request that a new position of DD(IT)/DD (Driving License) may be created and I, along with other indigenous employees of this Directorate, may be given right to get promoted to that position.

With this application, I appeal to your good office that promotion, job description, functions, and all other service matters of the employees of MIS cell may be framed in a way that they do not disrupt and affect the service career and job responsibilities of the parent/indigenous employees of this Directorate. It is humbly requested that employees of MIS cell should be confined to work on printing of route permits only and should not interfere in other IT related matters (including driving license) of this Directorate as it has never been their mandate.

For a fair review and comments on this humble submission of mine, my application may kindly be forwarded to Establishment Department for comments and examination, please. I shall be highly obliged for your act of kindness.

Yours faithfully,

MUJAHID ALI
ASSISTANT DIRECTOR (IT)

To

17 August 2020

96

Secretary to the
Government of Khyber Pakhtunkhwa
Transport & Mass Transit Department.

Subject: APPEAL REGARDING DETACHING PROMOTION, SERVICE MATTERS, AND JOB RESPONSIBILITIES OF REGULARIZED PROJECT EMPLOYEES FROM THOSE OF PARENT EMPLOYEES.

Respected Sir,

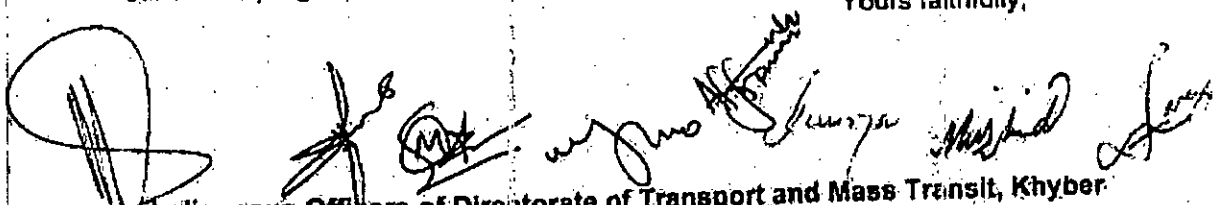
Please refer to the subject noted above and state that the employees of two projects named "Automation of Transport Department" and "Business Development Unit (BDU)" were regularized through an Act in 2017.

Under the project "Automation of Transport Department", a Management Information System Cell was created to computerize the printing of route permits only. After regularization, MIS cell employees including Manager MIS, Database Administrator, Network Administrator, Assistant Network Administrator, and computer operators became the part of Directorate of Transport and Mass Transit.

Under the project "Business Development Unit (BDU)", Business Development Officer, Traffic Engineer and Development Officer, and Budget and Accounts Officer became part of this Directorate. This unit aims to create and promote transport businesses in the province.

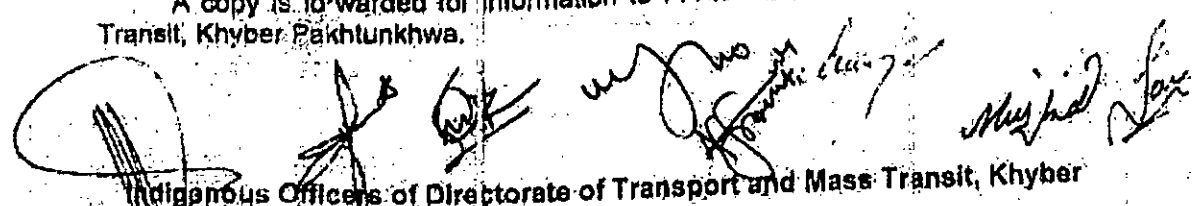
Since their regularization, the above-mentioned regularized project employees are assigned overlapping functions including driving license issuance and other matters to be performed by parent/indigenous officers of the Directorate appointed either through Public Service Commission or promoted as per quota. The overlapping functions do not fall into the ambit of regularized project employees already specified at the time of creation of their projects. With this application, we appeal to your good office that promotion, job description, and all other service matters of the employees of MIS cell and BDU unit may be framed in a way that they do not disrupt and affect the service career and job responsibilities of the parent/indigenous employees of this Directorate. It is humbly requested that employees of MIS cell and EDU unit may be confined to work as per their dedicated functions and may not be assigned overlapping functions of this Directorate as it is not their mandate. Moreover, it is requested that the service structure of the regularized project employees may be developed independently and detached from that of the parent employees so that the fundamental right of our career progression is not compromised.

Yours faithfully,


Indigenous Officers of Directorate of Transport and Mass Transit, Khyber Pakhtunkhwa.

Encl. No & Dated:

A copy is forwarded for information to PA to Director Transport and Mass Transit, Khyber Pakhtunkhwa.


Indigenous Officers of Directorate of Transport and Mass Transit, Khyber Pakhtunkhwa.



GOVERNMENT OF KHYBER PAKHTUNKHWA

Man Rashid Hussain Block, Civil Secretariat, Peshawar
Tel: 091-9211762, Fax 091-9212556

Dated Peshawar 21st December

Act Date: 01-06-2017

NOTIFICATION

No. SO(G) / TD / 12-04 / 2017-18 / ROS Act 2017 / 7400-12. In pursuance of Khyber Pakhtunkhwa Employees of Transport Department (Regularization of Services) Act 2017 (KHYBER PAKHTUNKHWA ACT NO.XX OF 2017), services of the following Officers/officials of the Transport & Mass Transit Department, Khyber Pakhtunkhwa are regularized against the posts which they were serving on contract basis:-

S.No.	Name of Officers/Officials	Designation/BPS
01	Muhammad Imran	MIS Manager/Deputy Director MIS (BPS-18)
02	Khawar Abbas	Data Base Administrator (BPS-17)
03	Saddam Umair Sami	Network Administrator (BPS-17)
04	Mian Muhammad Zubair	Assistant Network Administrator (BPS-16)
05	Farhan Nisar	Computer Operator (BPS-16)
06	Khaista Bacha	Computer Operator (BPS-16)
07	Mian Irfan Uddin	Computer Operator (BPS-16)
08	Faridullah Khan	Computer Operator (BPS-16)
09	Bashir Ahmad	Computer Operator (BPS-16)
10	Baber Fasih	Computer Operator (BPS-16)
11	Abdul Sattar	Computer Operator (BPS-16)
12	Faizan Ahmad	Computer Operator (BPS-16)
13	Muhammad Faizan Shah	Computer Operator (BPS-16)
14	Irfan Jehan	Computer Operator (BPS-16)
15	Tahir Jamal Hassan	Computer Operator (BPS-16)
16	Adnan Ayub	Assistant Accountant (BPS-14)
17	Azhar Ali	Driver (BPS-04)
18	Noor Muhammad	Naib Qasid (BPS-03)
19	Irfan Khan	Sweeper (BPS-03)
20	Waqas Saliheen	Business Development Officer (BPS-19)
21	Bashir Ahmad	Traffic Engineer & Development Officer (BPS-18)
22	Shah Nawaz	Budget & Account Officer (BPS-17)
23	Safdar Mahboob	Office Assistant (BPS-16)
24	Irfan Nisar	Office Assistant (BPS-16)
25	Baseer Ahmad	Office Assistant (BPS-16)
26	Muhammad Ashfaq	Computer Operator (BPS-16)
27	Asim Ullah	Computer Operator (BPS-16)
28	Abdul Ghafoor	Naib Qasid (BPS 03)
29	Zarshad Khan	Naib Qasid (BPS 03)
30	Ikhtiar Gul	Chowkidar (BPS 03)

Terms and conditions of their regularization are as under:-

- As per section 3 of the said Act, the above employees of ATD (CRP) (Sr. No.1-19) project and as per section 4 of the said Act the above employees of BDU (Sr. No. 20-30) project were appointed on contract basis by the Government in the Directorate of Transport and in compliance to the said Act they shall be deemed to have been so validly appointed to those posts on regular basis from the date of commencement of this Act, respectively.

DDO O/O Director Transport
Directorate of Transport
Khyber Pakhtunkhwa

(PTO)

ii. As per section 6 of the said Act:

- a. The above employees whose services are regularized under this Act, shall rank junior to all other employees, belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act in the department.
- b. The seniority inter se of the employees, whose services are regularized under this Act, within the same services or cadre, shall be determined on the basis of their continuous officiation in such services or cadre.

CHIEF SECRETARY
KHYBER PAKHTUNKHWA

Encls. No. and date even:-

Copy forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa.
2. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
3. PSO to Chief Secretary, Khyber Pakhtunkhwa.
4. All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
5. Director Transport and Mass Transit, Khyber Pakhtunkhwa.
6. The Secretary to Speaker, Provincial Assembly, Khyber Pakhtunkhwa.
7. The Deputy Speaker, Provincial Assembly, Khyber Pakhtunkhwa.
8. Chairman, Khyber Pakhtunkhwa Public Service Commission, Fort Road Peshawar.
9. Manager, Government Printing Press Department, Khyber Pakhtunkhwa for publication in the Official Gazette.
10. PS to Additional Chief Secretary (P&D), Khyber Pakhtunkhwa.
11. PS to Secretary Transport and Mass Transit, Khyber Pakhtunkhwa.
12. Officers/Officials concerned.


SECTION OFFICER (Admn)
TRANSPORT & MASS TRANSIT DEPARTMENT

EXTRAORDINARY
GOVERNMENT



REGISTERED NO. P.III

GAZETTE 29

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, THURSDAY, 1ST JUNE, 2017.

**PROVINCIAL ASSEMBLY SECRETARIAT,
KHYBER PAKHTUNKHWA**

NOTIFICATION

Dated Peshawar, the 1st June, 2017.

No. PA/Khyber Pakhtunkhwa/Bills/2017/18409.—The Khyber Pakhtunkhwa Employees of Transport Department (Regularization of Services) Bill, 2017 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 22nd May, 2017 and assented to by the Governor of the Khyber Pakhtunkhwa on 29th May, 2017 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

**THE KHYBER PAKHTUNKHWA EMPLOYEES OF TRANSPORT DEPARTMENT
(REGULARIZATION OF SERVICES) ACT, 2017**

(KHYBER PAKHTUNKHWA ACT NO. XX OF 2017)

(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa, (Extraordinary), dated the 1st June, 2017).

**AN
ACT**

To provide for the regularization of the services of employees appointed on contract/ fixed pay basis against the project posts of Automation of Transport Department- Computerization of Route Permit (ATD-CRP) Project and Business Development Unit (BDU) Project and others in the Transport & Mass Transit Department, Khyber Pakhtunkhwa.

PREAMBLE.---WHEREAS It is expedient to provide for the regularization of services of employees of Automation of Transport Department- Computerization of Route Permit (ATD-CRP) and Business Development Unit (BDU) of the ADP Projects and certain other contract/fixed pay employees, in the public interest;

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It is hereby enacted as follows:

1. **Short title and commencement.** --- (1) This Act may be called the Khyber Pakhtunkhwa Employees of Transport Department (Regularization of Services) Act, 2017.
 - (2) It shall come into force at once.
2. **Definitions.** --- (1) In this Act, unless the context otherwise requires,
 - (a) "ADP" means Annual Development Programme Project, falls against the code "90393" and "90040" having name "Automation of Transport Department (Computerization of Route Permits) (ATD-CRP) and Establishment of Business Development Unit (BDU) in Transport Department respectively.
 - (b) "ATD-CRP employees" means those employees who were appointed by the Government on contract/fixed pay basis in the Automation of Transport Department-Computerization of Route Permit Project under the respective ADP;
 - (c) "BDU employees" means those employees who were appointed by the Government on contract/fixed pay basis in Business Development Unit Project, under respective ADP;
 - (d) "Department" means the Transport & Mass Transit Department of Government;
 - (e) "Government" means the Government of the Khyber Pakhtunkhwa;
 - (f) "law or rule" means the law or rule for the time being enforce governing the selection and appointment of civil servants;
 - (g) "PBT employees" means those employees who were appointed by the Road Transport Board on contract/fixed pay basis in Peshawar Bus Terminal;
 - (h) "Post" means the post of contract employees under the ADP and are required to be regularized upon commencement of this act;
 - (i) "Project" means the post of contract employees under the ADP of Automation of Transport Department- Computerization of Route Permit (ATD-CRP) and ADP of Establishment of Business Development Unit (BDU) in Transport Department; and
 - (j) "Project Post" means a post in the ADP project;
- (2) The expression "contract appointment" shall have the same meaning¹ as respectively assigned to them in Khyber Pakhtunkhwa Civil Servants Act 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973)

3. Regularization of Services of ATD-CRP Employees.---Notwithstanding anything contained in any law or rule, all ATD-CRP employees appointed on contract/fixed pay basis holding the project post since January 2011 under the ADP shall be deemed to have been so validly appointed to those posts on regular basis from the date of commencement of this Act, in the basic Pay Scale of the post as initially appointed.

Provided further that those ATD-CRP employees in their Basic Pay Scales, who are appointed on regular basis under this Act, for their further posting would be on the strength of Directorate of Transport & Mass Transit, Khyber Pakhtunkhwa.

4. Regularization of Services of BDU Employees.--- Notwithstanding anything contained in any law or rule, all BDU employees appointed on contract/fixed pay basis under the ADP who have served against the project posts for minimum period of five year since start of the project till 31st December 2016 and those whose service contract extended upto 30th June 2017, shall be deemed to have been so validly appointed to those posts on regular basis from the date of commencement of this Act, in the Basic Pay Scale of the post as initially appointed,

Provided further that those BDU employees in their Basic Pay Scales, who are appointed on regular basis under this Act, for their further posting would be on the strength of Directorate of Transport & Mass Transit, Khyber Pakhtunkhwa.

5. Regularization of Services of PBT Employees. --- Notwithstanding anything contained in any law or rule, Administrator, Manager, Computer Operators, CCTV Operators, Plumbers, Electricians, Tube Well Operators, Naib Qasids and Security Guards of PBT appointed on contract/fixed pay basis holding the post shall be deemed to have been so validly appointed to those posts on regular basis from the date of commencement of this Act,

Provided that a scrutiny committee shall be constituted by the Road Transport Board and it shall verify the qualification, experience and other criteria for PBT employees against which they were appointed.

Provided further that those PBT employees in their Basic Pay Scales, who are appointed on regular basis under this Act, for their further posting would be on the strength of Directorate of Transport & Mass Transit. Khyber Pakhtunkhwa.

6. Determination of Seniority. ---(1) The ATD-CRP employees, who are appointed under this Act shall rank junior to all other employees, belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act in the Department,

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

1201 KHYBER PAKHTUNKHWA GOVERNMENT GAZETTE, EXTRAORDINARY, 1st JUNE, 2017

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

(3) The BDU employees, who are appointed under this Act shall rank junior to all other employees, belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act in the Department,

(4) The seniority inter se of the BDU employees, who 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 BDU employees is the same, the employee older in age shall rank senior to the younger one.

(5) The PBT employees, who are appointed under this Act shall rank junior to all other employees, belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act in the Department,

(6) The seniority inter se of the PBT employees, who 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 PBT employees is the same, the employee older in age shall rank senior to the younger one.

7. **Removal of difficulties.** --- if any difficulty arises in giving effect to any provision of this Act, Government may make such order not inconsistent with the provisions of this Act as may appear to it to be necessary for the purpose of removing such difficulty.

8. **Overriding effect.** ----Notwithstanding any thing to the contrary contained in any other law or rule for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rule to the extent of this Act shall cease to have effect.

**BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER PAKHTUNKHWA**

(AMANULLAH)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa

کے لئے برقرار رکھیں

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نور محمد - لہذا ان کے ساتھ ہونا

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