

29.06.2022

Husband of the petitioner on behalf of petitioner present. Mr. Kabir Ullah Khattak, Additional Advocate General alongwith Muhammad Tufail, Assistant for respondents present.

Representative of the respondent department submitted notification Endst No.4426-29/F.No.Safia Gul/Inquiry/SA.No.1004/2018/Notification/2022 dated 29.06.2022 which is placed on file through which order of Service Tribunal implemented, according to this notification Mst. Safia Gul STT (BPS-16) was not entitled for promotion to the post of SST. Claim for the promotion to the post of SST is declined by maintaining the notification dated 21.12.2017.

In view of the above, instant petition is disposed off. File be consigned to record room.

Salaries and accounts of Director Elementary & Secondary Education Department Khyber Pakhtunkhwa Peshawar and District Education Officer (Female) Mardan are hereby released.

Announced.
29.06.2022


(Faeeha Paul)
Member (E)

P

25th May, 2022

Husband of the petitioner on behalf of the petitioner present. Mr. Kabir Ullah Khattak, AAG for respondents present.

Neither Implementation report has been submitted nor Cost of Rs. 2000/- deposited and there is no representative from the respondents in attendance. This Tribunal has no other alternative but to take action against respondents under Section 51 of the CPC. Show cause notice be issued to Director of Education Khyber Pakhtunkhwa, Peshawar and District Education Officer (F) Mardan. The Accountant General Khyber Pakhtunkhwa and District Accounts Officer, Mardan are directed to attach salaries as well as the accounts of their offices till further orders of this Tribunal.

Copy of this order sheet be sent to the Chief Secretary Khyber Pakhtunkhwa and Secretary Education Khyber Pakhtunkhwa to look into the conduct of the respondents and take necessary action against them under intimation to the Tribunal through its Registrar.

To come up on 29.06.2022 for further proceedings.

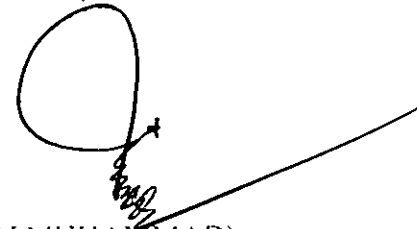


(Kalim Arshad Khan)
Chairman

28.03.2022

Husband of the petitioner present. Mr. Kabirullah Khattak
Addl: AG for respondents present.

Cost of Rs. 2000/- was imposed vide order sheet dated 16.12.2021 and the same has not been deposited as yet. Learned AAG is therefore, directed to make sure that the cost of Rs. 2000/- is deposited in the office of Registrar Service Tribunal before the next date. Adjourned. To come up for implementation on 25.05.2022 before S.B.



(MIAN MUHAMMAD)
MEMBER(E)

30.11.2021

Husband of the petitioner present. Mr. Kabirullah Khattak,
Addl: AG alongwith Mr. Wasiullah, Legal officer for respondents
present.

Learned AAG requested for a short adjournment which is
acceded to but as a last chance. To come up for implementation
report on 16.12.2021 before S.B.


(MIAN MUHAMMAD)
MEMBER (E)

16.12.2021

Husband of the petitioner present. Mr. Kabirullah Khattak,
Addl: AG for respondents present.

The case was adjourned on the request of learned AAG and
the department was given last chance to come up with
implementation report. However, no implementation report was
submitted today, hence, a cost of Rs. 2000/- is imposed to be
deposited in the office of Registrar Service Tribunal on the next
date. To come up for further proceedings on 07.02.2022 before
S.B.


(MIAN MUHAMMAD)
MEMBER (E)

07.02.2022

Due to retirement of the Hon'able Chairman, the case is
adjourned to 28.03.2022 before S.B for the same.


Reader

12.08.2021

Husband of the petitioner present. Mr. Kabirullah Khattak, Addl. AG for the respondents present. No representative of the respondents is available.

Learned AAG shall is directed to contact the respondents to take interest in the Execution Petition and come up with implementation report or otherwise with any valid objection. Case to come up on 14.10.2021 before S.B.


Chairman

15/10/21

14.10.2021

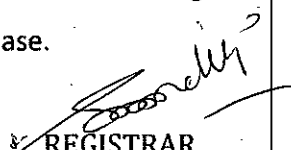


Husband of the petitioner present. Mr. Kabirullah Khattak, Additional Advocate General alongwith Mr. Haseen Ullah, Assistant for respondents present.

Implementation report not submitted. Learned AAG stated that the implementation / execution is under process and will be finalized soon. He requested for adjournment. Granted. To come up for further proceedings before the S.B on 30.11.2021.


(MIAN MUHAMMAD)
MEMBER (E)

FORM OF ORDER SHEET

Court of _____
 C.O.C No. 116 /2021

S.No	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	15.06.2021	<p>The C.O.C submitted by Mst. Safia Gul through Mr. Bilal Hassan, 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 C.O.C Petition be put up before S. Bench on <u>02/07/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
2-	02.07.2021	<p>Husband of the petitioner present.</p> <p>Notices be issued to respondents. To come up for reply & arguments on the point of maintainability of instant petition on 12.08.2021 before S.B.</p> <p style="text-align: right;"> Chairman</p>

BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

COC No 116 /2021

IN

Appeal No. 1004/18

Safia Gul W/o Sajid ali Shah R/o Sawaldher, Tehsil and District
MardanPetitioner

VERSUS

1. Chief Secretary Govt of KPK
2. Secretary Education KPK
3. Director Elementary and Secondary Education KPK.
4. District Education Officer (Female) Mardan
5. Huriyat begum at Govt Girls High School Toot Kalay
District MardanRespondents

Contempt of Court

INDEX

S.No.	Descriptions	Annex:	Pages	
			From	To
1	C.O.C Petition	"A"	1	2
2	Affidavit	"B"	0	1
3	Correct addresses	"C"	0	1
4	<i>Copy of judgment</i>	"D"	0	1
5	<i>Wakalat Nama</i>	"E"	0	1

Dated 15/06/2021

Petitioner

S. Gul
Mst. Safia Gul

Through

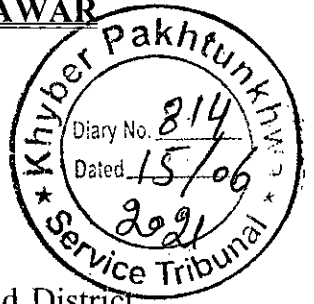
Bul
Bilal Hassan Advocate
Khadija Badshah Adv
B

BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

COC No _____/2021

IN

Appeal No. 1004/18



Safia Gul W/o Sajid ali Shah R/o Sawaldher, Tehsil and District
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VERSUS

1. Chief Secretary Govt of KPK
2. Secretary Education KPK
3. Director Elementary and Secondary Education KPK,
4. District Education Officer (Female) Mardan
5. Huriyat begum at Govt Girls High School Toot Kalay District
Mardan Respondents

Subject:- Application for initiating Contempt Proceedings against respondents No.4 in violation of judgment/order of this Hon'able Court dated 08/12/2020.

Sir,

Petitioner humbly submits as under

1. That the petitioner had filed appeal No. 1004/2018 before this Hon'able court being aggrieved of notification dated 21/12/2017 whereby, private respondents No.5 was promoted as SST from the post of STT and she is also disagreed with the seniority list of STTs (Female) District Mardan dated 17/08/2019, whereby, the respondent NO.5 was placed at S. No. 16 while, the name of the present petitioner was entered at Serial No.37. (Copy of the petition is hereby attached.
2. That, the said petition was argued by the counsels of the parties and vide order and judgment dated 08/12/2020, the said appeal was allowed with the directions;

“That, the departmental authority i-e respondents shall re-consider the disputed seniority list and re-settle it strictly in accordance with the rules and service record of the petitioner as well as respondent No.5. Both of them shall be provided with the

opportunity to present their respective stance before finalizing the sit and the exercise shall be completed by the respondents with two months from the date of receipt of copy of the judgment”.

3. That as the order is passed by this Hon'able court on 08/12/2020 but no implementation is carried out upon the same nor considered the petitioner for the said promotion list hence, the petitioner has got not other option except to file the instant petition before this Hon'able court. (Copy of the order is hereby attached).
4. That respondents have committed offence under contempt of court to violate the order/judgment of this Hon'able Court dated 08/12/2020 for which, they are liable to be sentenced Under The Contempt of Court Proceedings Act.

It is therefore humbly prayed, that on acceptance of this petition, contempt of Court proceedings against respondents may please be initiated and may please be punished as per law accordingly. It is further prayed that petitioner may please be considered in the said list by directing the respondents. Any other order, deem fit may also be graciously awarded.

Dated 15/06/2021.

Petitioner

Mst. Safia Gul

Through

Bilal Hassan Advocate
Khalid Baalshah adu

(K) u

BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

COC No _____/2021

IN

Appeal No. 1004/18

Safia Gul W/o Sajid ali Shah R/o Sawaldher, Tehsil and District
MardanPetitioner

VERSUS

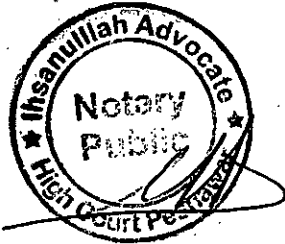
1. Chief Secretary Govt of KPK
2. Secretary Education KPK
3. Director Elementary and Secondary Education KPK,
4. District Education Officer (Female) Mardan
5. Huriyat begum at Govt Girls High School Toot Kalay
District MardanRespondents

Contempt of Court

AFFIDAVIT

I, do hereby solemnly affirm and declare on oath that all the
contents of the petition above are true and correct to the best of
my knowledge and nothing has been concealed from this
Hon'able Court.

Solemnly Affirm before me Deponent _____



15 JUN 2021

BEFORE THE SERVICE TRIBUNAL, KPK, PESHAWAR

COC No _____/2021

IN

Appeal No. 1004/18

Safia Gul W/o Sajid ali Shah R/o Sawaldher, Tehsil and District
MardanPetitioner

VERSUS

1. Chief Secretary Govt of KPK
2. Secretary Education KPK
3. Director Elementary and Secondary Education KPK,
4. District Education Officer (Female) Mardan
5. Huriyat begum at Govt Girls High School Toot Kalay
District MardanRespondents

Contempt of Court

Respected Sir,

Correct addresses of the parties are the following

Petitioner:-


Safia Gul W/o Sajid ali Shah R/o Sawaldher. Tehsil and District
Mardan

Respondents:-


1. Chief Secretary Govt of KPK
2. Secretary Education KPK
3. Director Elementary and Secondary Education KPK,
4. District Education Officer (Female) Mardan
5. Huriyat begum at Govt Girls High School Toot Kalay
District Mardan

Dated 15/06/2021

Petitioner


Mst. Safia Gul

Through


Bilal Hassan Ahsan
Khalid Badshah

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 1004/2018

Date of Institution ... 08.08.2018

Date of Decision ... 08.12.2020

Safia Gul W/O Sajid Ali Shah R/O Sawaldher Tehsil and District Mardan.
... (Appellant)

VERSUS

The Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar and four
others.
... (Respondents)

Present.

Mr. Atta-ur-Rehman Mandokhel,
Advocate.

... For appellant

Zara Tajwar,
Deputy District Attorney.

... For official respondents.

MR. HAMID FAROOQ DURRANI,
MR. ATIQ-UR-REHMAN WAZIR,


... CHAIRMAN
... MEMBER(E)

JUDGMENTHAMID FAROOQ DURRANI, CHAIRMAN:-

1. The appellant is aggrieved of notification dated 21.12.2017, whereby, private respondent No. 5 was promoted as SST from the post of STT. She is also disagreed with the seniority list of STTs (Female) District Mardan dated 17.08.2019, whereby, the respondent No. 5 was placed at S.No. 16 while the name of appellant was entered at S.No. 37.

2. Learned counsel for the appellant as well as learned Deputy District Attorney on behalf of the official respondents heard and available record gone through. Pertinently, the respondent No. 5 was proceeded against ex-parte on 25.06.2019, due to non-appearance/non-representation.

ATTESTED


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

3. Learned counsel for the appellant contended that the appellant was appointed as T.T on 01.05.1990 while respondent No. 5 gained appointment as such from 05.08.1995. For all intents and purposes the appellant was senior to respondent No. 5. He referred to the final seniority list of T.Ts (Female) District Mardan dated 16.01.2017 and pointed out that the appellant was shown at S. No. 25. On the other hand, the respondent No. 5 was given a place at S.No. 73. It was also contended that the appellant was denied her seniority which ultimately resulted in the issuance of impugned seniority list. She filed several applications and also a departmental representation on 21.02.2018, but to no avail. He relied on judgment reported as 1999 TD(Service) 68.

Learned DDA, on the other hand, argued that the appeal in hand was barred by time, therefore, was not to be entertained. She further stated that the appellant was less qualified than the respondent No. 5. For that reason too, the former could not find mention in the impugned notification.

4. We have considered the available record and have found that in the above mentioned seniority list prepared in the year 2017 the appellant was at a much higher place in seniority than the respondent No. 5. On the contrary in the seniority list of STTs (Female) District Mardan drawn in the year 2019 she was pushed down to a much lower serial number. The respondents remained unsuccessful in setting forth any defence qua notice to the appellant regarding proposed change in the list. It is also not disputed that the date of first entry into government service of the appellant was 01.05.1990 while that of respondent No. 5 was 01.12.2007.

It is by now well-settled that the right to maintain position in seniority list is vested in a civil servant and the same cannot be withdrawn/alterd

ATTESTED



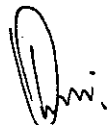
EXAMINER
Khyber Pakhtukhwa
Service Tribunal
Peshawar




without providing an opportunity to him/her of being heard. In the instant case no such opportunity was ever provided to the appellant.

5. In the circumstances of the case, we do not consider appropriate to strike down the impugned promotion notification of respondent No. 5. The appeal is, however, partially allowed in terms that the departmental authority/respondents shall re-consider the disputed seniority list and re-settle it strictly in accordance with the rules and service record of appellant as well as respondent No. 5. Both of them shall be provided with the opportunity to present their respective stance before finalizing the list. The exercise shall be completed by the respondents within two months from the date of receipt of copy of instant judgment. The promotion order dated 21.12.2017 shall be modified accordingly, if need be.

Parties are left to bear their respective costs. File be consigned to the record room.




(HAMID FAROOQ DURRANI)
CHAIRMAN



(ATIQ-UR-REHMAN.WAZIR)
MEMBER(E)

ANNOUNCED
08.12.2020

Certified to be true copy


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 15/6/21
Number of Words 1200
Copying Fee 14.00
Urgent 4.00
Total 18.00
Name of Copyist _____
Date of Completion of Copy 15/6/21
Date of Delivery of Copy 15/6/21

قیمت
50 روپے

87176



ایڈویٹ: خالد مارفہ / مال حسنی
بار کونسل / ایسوسی ایشن نمبر: Bc-17-7423 / Bc-10-1771
رابطہ نمبر: 0318-2293 733 /

پشاور بار ایسوسی ایشن، خیبر پختونخواہ

بعدالت جناب: مسٹر مسٹر سوسونیل کے پی کے خادر

منجانب: سلمان	دعویٰ:
کھضلیہ دیکل زو جہ سجد علی شاہ	علت نمبر:
	مورخہ:
جینٹلمنری کوآپریٹو سوسائٹی	جرم:
	تھانہ:

باعث تحریر آنگہ

صحت علیٰ باہر خود

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ

آن مقام ڈیوارہ ایلیے خالد مارفہ / مال حسنی کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقریر ثالث و فیصلہ برحلف دینے جو اب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل گزرائی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے لے کر اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور ان کا ساختہ پر داخلہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانباً اتوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سندر ہے

المقوم: 15-6-2021

مقام خادر کے لیے منظور ہے۔

نوٹ: اس وکالت نامہ کی فونو کاپی ناقابل قبول ہوگی۔

Subject: - IMPLEMENTATION OF THE JUDGEMENT DATED 08/12/2020.

60. Mst: Safia Gul has challenged/ impugned the promotion Order/ Notification dated 21-12-2017, to the extent of promotion in respect of private Respondent No. 05 Huriyat Begum GGHS Toot kaly District Mardan, whereby, he has been promoted from STT to SST BPS-16 while the appellant further contented that being senior to the Respondent No.05, he was ignored for the said promotion by the Respondent Department.

61. Appeal of the appellant decided vide judgment dated 08/02/2020 passed by the Honorable Khyber Pakhtunkhwa Service Tribunal Peshawar, whereby, the case of the appellant has been remitted/remanded to the Respondent Department for deciding the fact of the appellant & the Respondents were directed to re-consider the disputed seniority list and re-settle it strictly in accordance with rules & service record of appellant as well as Respondent No.05. Both of them shall be provided with the opportunity to present their respective stance before finalizing the list

62. In pursuance of the judgement dated 08-12-2020, DEO (F) Mardan conducted inquiry and has submitted inquiry report to this Directorate vide letter dated 21-05-2021 a copy whereof is also placed on file on page (52). The inquiry committee recommended that the teacher concerned be promoted to the post of SST with effect from 21-11-2017 and seniority be also given with effect from 21-11-2017.

63. Now the appellant has filed Execution Petition No. 161/2021 before the Service Tribunal Peshawar for implementation the judgment ibid. During the Court proceeding, the legal representative of the DEO concerned stated before the Court that the case of the appellant along with inquiry report has been forwarded to the Directorate E&SE for disposal, whereupon, the Court strictly directed the under signed for disposal of the same in submission of implementation report before the Court on 08-12-2021.

64. *For what has been discussed above, it is suggested that the case in hand be referred to Deputy Director Establishment (F) to implement the judgment ibid in the light of outcomes of the inquiry report dated 04-01-2021, to avoid consequences of noncompliance against the Worthy Director E&SE Khyber Pakhtunkhwa so that implementation report be submitted before the Khyber Pakhtunkhwa Service Tribunal Peshawar.*

[Signature]
26.11.2021
AD (Lit: II)

65. Deputy Director (Legal):

Para - 64/N is submitted for approval please.

[Signature]
26/11/21

66
[Signature]
W. Director

para 65 agreed.
[Signature]
29/11/21

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DD (Legal) 0

Follow para-66 IN please

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DD E/F 0



KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

No. 1181-82 /ST Dated 26/05 /2022

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

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


To

The Accountant General
Khyber Pakhtunkhwa,
Peshawar.

Subject: **ORDER IN CONTEMPT OF COURT NO. 116/2021 TITLED SAFIA GUL -VS- CHIEF SECRETARY, GOVERNMENT OF KHYBER PAKHTUNKHWA, PESHAWAR AND OTHERS.**

Sir,

I am directed to forward herewith attested copy of order dated 25th May, 2022 passed by this Tribunal on the above subject for attachment of **salary as well as accounts of the office of the Director Elementary and Secondary Education, Peshawar till further order by the Tribunal. A report of attachment be sent to the Registrar of this Tribunal.**



(WASEEM AKHTAR)
REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR

No. _____ /ST

Dated ____ / ____ /2022

Copies forwarded to:

1. PS to Worthy Chairman Khyber Pakhtunkhwa Service Tribunal, Peshawar


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR



KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

No. 1183-84/ST Dated 26/05/2022

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

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

To

The District Education Officer (F)
District Mardan,
Khyber Pakhtunkhwa.

Subject: **SHOW CAUSE NOTICE IN CONTEMPT OF COURT NO: 116/2021 TITLED SAFIA GUL -VS- CHIEF SECRETARY, GOVERNMENT OF KHYBER PAKHTUNKHWA, PESHAWAR & OTHERS.**

I am directed to say that COC No. 116/2021 was filed in this Tribunal against the respondents for disobedience of the order dated 08-12-2020 passed by this Tribunal in Service Appeal No. 1004/2018 titled Safia Gul VS Chief Secretary, Government of Khyber Pakhtunkhwa and others.

That when the above execution petition came up for hearing before this Tribunal on 25th day of May, the following orders were passed:

"Husband of the petitioner on behalf of the petitioner present. Mr. Kabir Ullah Khattak, AAG for the respondents present.

Neither implementation report has been submitted nor Cost of Rs. 2000/- deposited and there is no representative from the respondents in attendance. This Tribunal has no other alternative but to take action against respondents under Section 51 of the CPC. Show cause notice be issued to Director of Education Khyber Pakhtunkhwa, Peshawar and District Education Officer (F) Mardan. The Accountant General Khyber Pakhtunkhwa and District Accounts Officer, Mardan are directed to attach salaries as well as the accounts of their offices till further orders of this Tribunal.

Copy of this order sheet be sent to the Chief Secretary Khyber Pakhtunkhwa and Secretary Education Khyber Pakhtunkhwa to look into the conduct of the respondents and take necessary action against them under intimation to the Tribunal through its Registrar.

To come up on 29-06-2022 for further proceedings."

You are, therefore, served with show cause notice to explain as to why appropriate action may not be initiated against you for non-compliance of order of this Tribunal dated 08-12-2022.

o/c

(WASEEM AKHTAR)

REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR

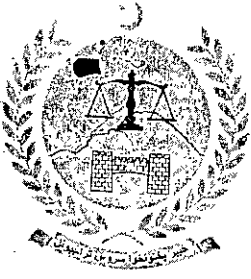
No. _____/ST

Dated ____/____/2022

Copies forwarded to:

1. PS to Worthy Chairman Khyber Pakhtunkhwa Service Tribunal, Peshawar

REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR



KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

No. 1185-86/ST Dated 28/05/2022

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

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

To

The Director Elementary and Secondary Education,
Peshawar, Khyber Pakhtunkhwa.

Subject:

SHOW CAUSE NOTICE IN CONTEMPT OF COURT NO: 116/2021 TITLED SAFIA GUL -VS- CHIEF SECRETARY, GOVERNMENT OF KHYBER PAKHTUNKHWA, PESHAWAR & OTHERS.

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"Husband of the petitioner on behalf of the petitioner present. Mr. Kabir Ullah Khattak, AAG for the respondents present.

Neither implementation report has been submitted nor Cost of Rs. 2000/- deposited and there is no representative from the respondents in attendance. This Tribunal has no other alternative but to take action against respondents under Section 51 of the CPC. Show cause notice be issued to Director of Education Khyber Pakhtunkhwa, Peshawar and District Education Officer (F) Mardan. The Accountant General Khyber Pakhtunkhwa and District Accounts Officer, Mardan are directed to attach salaries as well as the accounts of their offices till further orders of this Tribunal.

Copy of this order sheet be sent to the Chief Secretary Khyber Pakhtunkhwa and Secretary Education Khyber Pakhtunkhwa to look into the conduct of the respondents and take necessary action against them under intimation to the Tribunal through its Registrar.

To come up on 29-06-2022 for further proceedings."

You are, therefore, served with show cause notice to explain as to why appropriate action may not be initiated against you for non-compliance of order of this Tribunal dated 08-12-2022.

5/L

(WASEEM AKHTAR)

REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR

Dated ___/___/2022

.../ST

ies forwarded to:

PS to Worthy Chairman Khyber Pakhtunkhwa Service Tribunal, Peshawar

REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR



KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

No. 1179-80/ST Dated 26/05/2022

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

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

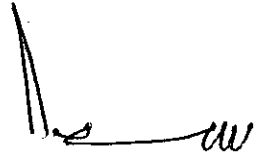
To

The District Account Officer
Mardan,
Khyber Pakhtunkhwa.

Subject: **ORDER IN CONTEMPT OF COURT NO. 116/2021 TITLED SAFIA GUL -VS- CHIEF SECRETARY, GOVERNMENT OF KHYBER PAKHTUNKHWA, PESHAWAR AND OTHERS.**

Sir,

I am directed to forward herewith attested copy of order dated 25th May, 2022 passed by this Tribunal on the above subject for attachment of **salary as well as accounts of the office of the District Education Officer (F), Mardan till further order by the Tribunal. A report of attachment be sent to the Registrar of this Tribunal.**



(WASEEM AKHTAR)
REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR

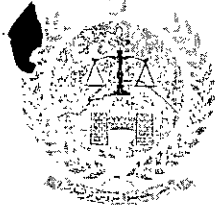
No. _____/ST

Dated ____/____/2022

Copies forwarded to:

1. PS to Worthy Chairman Khyber Pakhtunkhwa Service Tribunal, Peshawar


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR



KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

No: 1187-88 /ST Dated: 26/05 /2022

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. Chief secretary Govt of KPK
2. Secretary E & SE Govt of KPK

Subject: ORDER IN COC NO 116/21 SAFIA GUL VS CHIEF SECRETARY & SECRETARY EDUCATION

I am directed to forward herewith a certified copy of order dated 25.05.2022 passed by this Tribunal on the above subject for information please.

Encl: As Above.


(WASEEM AKHTAR)

REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.



**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT KHYBER PAKHTUNKHWA PESHAWAR**

NOTIFICATION.

1. **Whereas**, Mst: Safia Gul was appointed as TT (BPS-15) in District Nowshera vide order dated 01-05-1990 & subsequently was transferred to District Mardan on her own request vide Inter-District-Transfer order dated 16-05-1994. She was promoted to the post of STT (BPS-16) vide order 26-08-2016. One, Mst: Hurriyat Begum Ex-TT (now SST) was also appointed as TT (BPS-15) in District Dir Lower vide order dated 05-08-1995 and later on she was also transferred from Dir Lower to District Mardan on her own request vide order 01-12-2007. She was promoted as STT (BPS-16) vide order dated 10-12-2014, issued by the Directorate E&SE KP. Later on, Mst: Hurriyat Begum was promoted to the post of SST (BPS-16) vide Notification dated 21-12-2017 on the grounds of her service record & seniority-cum-fitness, whereas, Mst: Safia Gul was not promoted to the post of SST (BPS-16) on the grounds of lower position in the Seniority List of STT (BPS-16).
2. **And whereas**, feeling aggrieved, Mst: Safia Gul Begum invoked the constitutional jurisdiction under Article 212 of the constitution of Islamic Republic of Pakistan, 1973 through filing Service Appeal 1004/2018 under case titled Mst; Safia Gul Vs Govt: of KP & Others before Khyber Pakhtunkhwa Service Tribunal, Peshawar, wherein she had impugned the promotion order dated 21-12-2017 of Mst: Hurriyat Begum & made her a Respondent No.5 with the contention that Respondent No.5 was not entitled for the promotion in question being junior to the appellant in seniority & prayed for setting aside the Notification Dated 21-12-2017 to extent of Respondent No. 5.
3. **And whereas**, the case of the appellant was decided vide Judgement Dated 08-12-2020 by the Honorable Service Tribunal, Peshawar, whereby directions have been given to the Respondents vide para-8/operative part of the judgement and is hereby re-produced as under:

“The departmental authority/respondents shall re-consider the disputed seniority list & re-settle it strictly in accordance with the rules & service record of the appellant as well as respondent.5. Both of them shall be provided with the opportunity to present their respective stance before finalizing the list. The exercise shall be completed by the respondents within two months from the date of receipt of copy of the instant judgment. The promotion order dated 21-12-2017 shall be modified accordingly, if needed”
4. **And whereas**, in compliance of the Judgement dated 08-12-2020, the Directorate E&SE KP constituted an inquiry committee vide Notification bearing Endst: No. 6069-74 dated 17/01/2022, the inquiry committee submitted its report to the Respondent Department wherein, it was categorically concluded by the committee that the appellant was at lower position in seniority (S.No. 37), whereas, the Respondent No.5/Hurriyat Begum was at higher position (S.No. 16) in the seniority list of STT (BPS-16) maintained & issued by the District Education Officer (F) Mardan. The committee further concluded that at the time of promotion, Respondent No.5/Hurriyat Begum was most eligible candidate for promotion to the post of SST (BPS-16) & was senior in seniority to the present appellant.

5. **And whereas**, the committee recommended in its report that the inquiry conducted vide office Endst No. 5518/G dated 29-12-2020 by DEO (F) Mardan may recalled on the grounds of being misdirected, contrary to the facts/circumstances & violative to the prescribed rules of business in terms of jurisdiction/competency as the matter in issue comes under the purview of the Directorate of E&SE Khyber Pakhtunkhwa Peshawar.

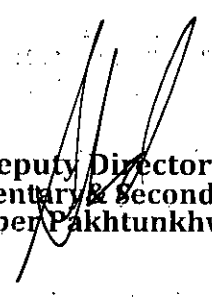
Now therefore, in pursuance of the Judgment Dated 08-12-2020 passed by Honorable Khyber Pakhtunkhwa Service Tribunal, & consulting with the recommendations of the inquiry committee discussed hereinabove, I, Hafiz Dr. Muhammad Ibrahim, is of the considered opinion that the appellant namely Mst: Safia Gul STT (BPS-16) was not entitled for promotion to the post of SST (BPS-16) in terms of Section-8 of Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Rule-17(2) of Khyber Pakhtunkhwa (Appointment Promotion & Transfer) Rules, 1989 & her claim for the promotion to the post of SST is hereby declined by maintaining the Notification dated 21-12-2017. Moreover, the inquiry conducted vide office Endst No. 5518/G dated 29-12-2020 by DEO (F) Mardan, is hereby recalled on the grounds of being misdirected & violative to prescribed rules of business in terms of jurisdiction/competency with immediate effect & in the interest of justice please.

4426-29
DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

Endst: No: _____ /F. No. Safia Gul/Inquiry/SA No.1004/2018/Notification/2022
Dated Peshawar the: 29/06 /2022

Copy forwarded for information & n/action to the:-

- 1 ✓ Learned Registrar Khyber Pakhtunkhwa Service Tribunal Peshawar.
- 2 Additional Secretary (General) E&SE Department Khyber Pakhtunkhwa Peshawar.
- 3 District Education Officer (Female) Mardan.
- 4 Deputy Director (Legal) E&SE Department Khyber Pakhtunkhwa Peshawar.
- 5 Mst. Safia Gul STT District Mardan.
- 6 Master file.


Deputy Director (Estab-F)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar



**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT KHYBER PAKHTUNKHWA PESHAWAR**

INQUIRY REPORT

1. BACKGROUND OF THE INQUIRY

Mst: Safia Gul STT (BPS-16) District Mardan has invoked the constitutional jurisdiction under Article 212 of Islamic Republic of Pakistan, 1973 through filing Service Appeal No. 1004/2018 under case titled Mst; Safia Gul Vs Govt: of KPK & Others before Khyber Pakhtunkhwa Service Tribunal, Peshawar, wherein she has impugned the promotion order dated 21-12-2017, whereby the Private Respondent No.5 namely Mst: Hurriyat Begum Ex-STT (now SST) has been promoted from STT to SST (BPS-16). The appellant has further contended that Mst: Hurriyat Begum Ex- STT (now SST), being junior to the appellant was promoted to SST (B-16) vide the impugned order 21-12-2017 while the appellant was deprived from her rightful promotion from STT to SST (BPS-16). Prayer of the appellant is hereby reproduced as under:

PRAYER OF THE APPELLANT:

THAT ON ACCEPTANCE OF THIS APPEAL THE APPELLANT'S QUALIFICATION AND SENIORITY CUM FITNESS MAY KINDLY BE CONSIDER FOR THE SAID POST/PROMOTION AND THE ORDER OF THE RESPONDENT NO.3 MAY PLEASE BE REVOKED/SET ASIDE PASSED IN FAVOUR OF THE RESPONDENT NO.5 AND RESPONDENT NO.3 MAY BE PLEASED BE DIRECTED TO ISSUE ORDER OF APPOINTMENT/PROMOTION OF THE APPELLANT FOR THE SAID POST.

The Honorable Service Tribunal decided the aforementioned Service Appeal vide judgment Dated 08-12-2020, whereby directions have been given to the Respondents vide para- 8/operative part of the judgement and is hereby re-produced as under:

"The departmental authority/respondents shall re-consider the disputed seniority list & re-settle it strictly in accordance with the rules & service record of the appellant as well as respondent.5. Both of them shall be provided with the opportunity to present their respective stance before finalizing the list. The exercise shall be completed by the respondents within two months from the date of receipt of copy of the instant judgment. The promotion order dated 21-12-2017 shall be modified accordingly, if need be",

In pursuance of the Judgement dated 08-12-2020 of Honorable Khyber Pakhtunkhwa Service Tribunal Peshawar in Service Appeal No. 1004/2018, the following inquiry committee has been constituted vide Notification bearing Endst: No. 6069-74 dated 17/01/2022, issued by the Director E&SE/Respondent No.3 to inquire the matter in issue, pertaining to seniority/promotion of appellant i.e. Mst; Safia Gul STT & Respondent No. 5 i.e. Mst Hurriyat Begum Ex-STT (now SST):

- 1) Deputy Director (F) Estab-I Local Directorate.....Chairperson**
- 2) Deputy Director (M) Estab-I Local Directorate.....Member**
- 3) Deputy Director (Legal) Local Directorate.....Member**
- 4) Legal Representative (Lit-II) Local Directorate.....Member**

2. PROCEDURE OF INQUIRY

In pursuance of the Notification dated 17-01-2022 of the Respondent No.3, the inquiry committee visited the office of District Education Officer (F) Mardan on dated 09-06-2022. Prior to visit, DEO concerned was intimated that the presence of the appellant, Respondent No.5 & ADO (Establishment) concerned be directed to appear before the committee on the scheduled date, time & venue. Consequently, the appellant appeared before the committee, wherein, she was cross examined, her statement was recorded by the committee & questionnaire was also served upon her. Dealing Assistant concerned & Respondent No.5 appeared before the committee in the Directorate E&SE on dated 17-06-2022, wherein, Respondent No.5 was cross-examined and her statement was also recorded by the committee. Before making sensible conclusion in the matter, the following record/documents of the appellant and Respondent No.5/Hurriyat Begum were thoroughly compared, perused and cross-examined by the committee:

- 1) 1st appointment orders of the Mst: Safia Gul & Mst: Hurriyat Begum as TT (BPS-15).
- 2) Inter District Transfer orders of Mst: Safia Gul & Mst: Hurriyat Begum from Nowshera & Dir Lower respectively to District Mardan.
- 3) Seniority Position of Mst: Safia Gul & Mst: Hurriyat Begum in seniority List against the post of TTs (BPS-15).
- 4) Seniority Position of Mst: Safia Gul & Mst: Hurriyat Begum in seniority List against the post of STT (BPS-16).
- 5) Promotion order of Mst: Hurriyat Begum to the post of STTs (BPS-16)

3. FACTS OF THE CASE

- 1) That available service record would depicts that Mst: Safia Gull was appointed against the TT post vide appointment order dated 01-05-1990 in District Nowshera & latter on, she applied for her Inter-District-Transfer i.e from District Nowshera to District Mardan which was allowed & vide order dated 16-05-1994 she was transferred from District Nowshera to Mardan & subsequently she was further adjusted against the noted post at Govt Higher Secondary School Sawal Dher District Mardan. On the other hand, Respondent No.5 namely Mst: Hurriyat Begum was appointed as TT vide order dated 05-08-1995 as TT (BPS-15) in District Dir Lower & then she was transferred from Dir Lower to District Mardan vide Order Dated 01-12-2007 with her adjustment at Govt: Girls High School Tamulak Mardan against her original post of TT in BPS-15.
- 2) That under the mandatory provision of Section-8 of Khyber Pakhtunkhwa Civil Servants Act-1973, the District Education Officer (F) Mardan issued Seniority List Dated 16-01-2017 against the TT (BPS-15), wherein, Mst: Safia Gul has been shown at S.No. 25 while Mst: Hurriyat Begum with her qualification M.A BE.d was shown at S.No. 73 which would clearly depicts that Mst: Safia Gul TT was senior to Mst: Hurriyat Begum in the Seniority List of TT post in BPS-15.
- 3) That Mst: Hurriyat Begum was promoted from TT (BPS-15) to the post of STT (BPS-16) vide Order/Notification dated 10-12-2014 on the basis of Seniority-cum-Fitness while the appellant was not promoted to the post of STT (BPS-16) in the same order on the grounds for lacking prescribe qualification (for having no Master Degree in Islamiyat) for promotion to STT. Later on, she got her Master Degree in Islamiyat from Abdul Wali Khan University Mardan on 02-02-2016 & subsequently she was promoted to the post of STT (BPS-16) vide

Order Dated 26-08-2016 in view of the promotion policy notified on dated 13-12-2011 by the Respondent Department. As the Mst. Huriyat Begum was promoted earlier (w.e.f. 10-12-2014) to the post of STT than the appellant (w.e.f. 26-08-2016) & in this way Mst. Huriyat Begum has become senior to the present appellant in the Seniority List of STT BPS-16 under Section-8 of Khyber Pakhtunkhwa civil servant act 1973 read with Rule-17 (2) of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotions and Transfer Rule 1989).

- 4) That as per the seniority list of STTs BPS-16, issued by the DEO (F) Mardan Respondent No. 5 has been shown at S. No. 16 while the appellant has been shown at S. No. 37. In view of the Seniority position against the STT post, Respondent No.5 was promoted to the SST (G) Post by the Respondent No.3 vide Notification order 21-12-2017 after due process of law & observing the codal formalities.
- 5) That vide office order No. 551/6 dated 29-12-2020, the then DEO (F) Mardan has constituted & inquiry committee comprising of the Principals GHSS Baghdada & GHSS Sowaryar District Mardan in the titled case who submitted a misdirected inquiry report on dated 04-01-2021 in favor of the appellant which is liable to be recalled on the grounds of against the facts & circumstances of the case as well as in violation of the prescribed rules of business in terms of jurisdiction/competency of the DEO (F) Mardan as the matter is directly falls within the domain of the Directorate of E&SE Khyber Pakhtunkhwa, Peshawar.

4. **FINDINGS**

In view of the narrated facts, perusal of the available record and documentary evidence, the committee has come to the following conclusions: -

- 1) That as per the final seniority list pertaining to TTs in B-15, issued by the DEO (F) Mardan, the appellant was placed at S. No. 25 whereas, the Respondent No.5/Hurriyat Begum was placed at S. No. 73 which would show that the appellant was stood senior to the Respondent No.5 in the Seniority list of TT BPS-15.
- 2) That during the promotion process from TT to STT in District Mardan, the Respondent No.5 was promoted to the post of STT in B-16 vide order dated 10-12-2014, issued by the DEO (F) Mardan on the strength of her M.A in Islamiyat. As the appellant did not possess the prescribed qualification of Shahadat-Ul-Alamia or M.A Islamiyat that is why, she was not promoted to the STT post on the grounds of lacking the prescribed qualification of Shahadat-Ul-Alamia or M.A Islamiyat. The appellant passed her M.A (Islamiyat) from the AWKU Mardan on dated 02-02-2016 & subsequently she was promoted to the post of STT in BPS-16 vide order dated 26-08-2016 by the DEO concerned.
- 3) That in view of the afore made discussion in Para-2, the Respondent No. 5 was placed at S. No. 16, whereas, the appellant has been shown at S.No.37 in the final Seniority list pertaining to the STTs maintained & issued by the DEO (F) Mardan under Section-8 Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Rules 17 (2) of APT Rules 1989. On this analogy, the appellant has become junior to the Respondent No.5. Hence, order dated 21/12/2017, passed by the Director E&SE Khyber Pakhtunkhwa Peshawar in a capacity of being a competent authority in the title case which is legal & liable to be maintained & warrants no interference of the committee .

- 4) That the Act of the Respondent Department with regard to the grant of promotion Respondent No. 5 namely Hurriyat Begum on the basis of her seniority list No. 16 is within legal sphere & liable to be maintained in view of the aforesaid facts of the case.
- 5) That placing reliance on the Tentative Seniority list pertaining to the STTs Cadre in District Mardan accrued any vested legal right promotion to the appellant to void chain of litigation from those STTs are not falling within the promotion zone for promotion against the SSTs in District Mardan.
- 6) The appellant has not filed any Departmental appeal against the seniority list already displayed by the District Office for filling of appeals for correction of the same within the time limitation, hence got finality under the rules in view of a reported judgments 2010 PLC (CS) 946 (SC), 2011 PLC (CS) 718 (SC), 2010 SCMR 450, 2010 & PLC (CS) 357 (SC).

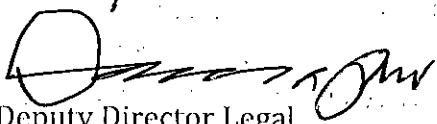
5. **RECOMMENDATIONS:**


Now therefore, having gone through the whole case record along with consulting the relevant provisions of law, rules & Judgement of the Honorable Service Tribunal in the titled case, the inquiry committee recommends that:

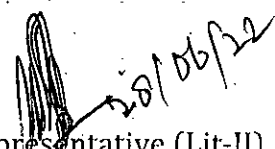
- 1) The promotion Notification No. 5083-88/F.No.2/Promotion/SST/B-16 dated 21-12-2017 of the Respondent No.3/Director E&SE KPK Peshawar is legal & liable to be maintained in favor of the Respondent No.5 namely Hurriyat Begum in view of her service record & seniority against the STT (B-16) post in the Respondent Department.
- 2) The previous inquiry report dated 04-01-2021 in favor of the appellant is liable to be re-called on the grounds of contrary to the facts & circumstances of the case as well as in violation of the prescribed Rules of Business in terms of lack of jurisdiction/competency of the DEO (F) Mardan as the matter is directly falls within the domain/competency of the Directorate of E&SE Khyber Pakhtunkhwa Peshawar.
- 3) The Appellant namely Safia Gul is not entitled for her promotion against the SST (G) BPS-16 w.e.f. 21-12-2017 in District Mardan as she has failed to prove her eligibility for promotion before the inquiry committee in view of her seniority position against the STT (B-16) issued & maintained by DEO (F) Mardan, however, she shall be entitled for promotion against the SST (G) in BPS-16 post as & when she got eligible in terms her Seniority & qualification after observing the relevant rules & policy by the Department.

Dated: 28/16/2022.


Deputy Director (F) Estab/M-I
(Chairperson)


Deputy Director Legal
(Member)


Deputy Director (M) Estab/M-I
(Member)


Legal Representative (Lit-II)
(Member)

NO 145/17
Restoration appeal

بلدالت جناب جج صاحب سر ویس ٹریبیونل خیبر پختونخواہ پشاور

محمد صبیح

بنام

- ۱۔ سیکریٹری لوکل گورنمنٹ
- ۲۔ سیکریٹری فنانس خیبر پختونخواہ
- ۳۔ سیکریٹری اسٹبلشمنٹ
- ۴۔ پی ٹیکسیشن پارٹی بذریعہ A.G
- ۵۔ ڈپٹی کمشنر صاحب چارسدہ
- ۶۔ اسسٹنٹ ڈائریکٹر لوکل گورنمنٹ چارسدہ
- ۷۔ ڈسٹرکٹ اکاؤنٹ آفیسر چارسدہ

درخواست نمٹ، مراد قانونی دادرسی مابیت حکم عدالت حضور

جناب عالی! سائل حسب ذیل عرض رساں ہے:

۱۔ یہ کہ سائل کو عدالت حضور نے اپنی عدالتی احکام جو کہ لف درخواست نمٹا ہے میں صاف طور پر عدالت حضور کی حکم مذکورہ پر اندر دو ماہ قبل درآند کرنے کا ذکر حکم ہے۔

۲۔ یہ کہ آرڈر عدالت حضور اپیل نمبر 999/2010 بمورد نمبر 08 ستمبر 2015ء کو صادر فرمایا گیا ہے مگر تا حال سائل کو اپنی قانونی حق ملنے میں شدید پیدائشی دباؤ ہے۔

۳۔ یہ کہ اب سائل عدالت حضور کو فریادی / یاد دہانی کے طور پر درخواست خذادے رہا ہے تاکہ عدالت حضور کی حکم مذکورہ پر عمل درآند یعنی بنانے یا بروہ حکم جو فرین انصاف، عدالت حضور ہو مندرجہ فرمائے جانے کی استدعا ہے۔

لہذا استدعا ہے کہ منظور کی درخواست سائل کی فریاد پر مناسب احکامات صادر فرمایا جائے۔

المرقوم: 07/08/2017

محمد صبیح

سیکرٹری یونین کونسل

بمقام اسسٹنٹ ڈائریکٹر لوکل گورنمنٹ چارسدہ

0333-9334403 - 0313-9706272

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

In Re: Service Appeal No. 999 /2010

Muhammad Sabeeh s/o Haji Fazal Ghani
Secretary, Union Council Dehri Zardad, Charsadda

.....Appellant

Versus

1. The Government of NWFP,
through
Chief Secretary NWFP, Peshawar
2. The District Co-ordination Officer
Charsadda
3. The Assistant Co-ordination Officer
Charsadda
4. The Assistant Accountant General
Office of Accountant General, NWFP, Peshawar
5. The Accounts Officer,
Pay Fixation Party, Office of Accountant General NWFP,
Peshawar
6. The District Accounts Officer,
Charsadda
7. The Section Officer (SR-1)
Finance Department (Regulation Wing),
Government of NWFP, Peshawar
8. The Section Officer (Estab)
Local government, elections and Rural Development Department

.....Respondents

Service Appeal under Section 4 of the
Service Tribunal Act, 1974 readwith
honourable High Court Order in WP No.
881/2010 further readwith this
honourable Tribunal Order dated
07.09.2011.

Isaac Ali Qazi Danish Ali Qazi
Advocates

12, K-3, Phase-III, Hayatabad, Peshawar
Phone: 5817132, 5818446, Mobile: 0300 8594555
Email: isaac.ali.qazi@gmail.com
www.isaacalaw.org

گورنمنٹ آف پاکستان ڈائریکٹریٹ آف آرڈرنگ & GDP چارٹرڈ

درخواست گزار کے مفیٹیشن

صاحب عالی! گزارش حسب ذیل ہے

یہ کہ مسائل نے پے مفیٹیشن کے سلسلے میں عداوت صفا
عمر میں سروریں ڈیٹوں میں شمار میں ایک اپیل دائر

کنا تھا - یہ کہ عداوت حضور نے مسائل کے حق میں کیس کا مسئلہ

صادر کیا ہے اور رقم عداوت "60" دن کے اندر اندر

مسئلہ پر عمل درآمد کرنے کا حق صادر کیا ہے

(نقل منہ محمد عبدالغفور صاحب)

لہذا استدعا ہے کہ عداوت حضور کے
مسئلہ کی زون میں مسائل کے پے مفیٹیشن کا حق
صادر فرمائی جائے

05-10-2015
مسائل محمد صالح ولد افضل علی سکریٹری
ک/ان ڈیپارٹمنٹ زبردستی کے چارٹرڈ

Received
Application of M. Sahin
5/10/15

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) Whether service counts for pension under Art. 37-1 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term "pay"	Date of Appointment	Signature of Government servant
<p>In Pursuance of the Honourable Service Tribunal, Hyderabad Panchtuntakwa, Panchawat Decision Announced on 08/09/2015, Entry Revised on Appointment against the Lower Grade i.e J/Clerk at DC office Charsadda w.e. from 03/08/1988.</p>							
BPS-06 (790-31-1370)	925/1011 (978)	949	01/12/1988				
BPS-05 (700-85-1200)	925+24PP	03/08/1988					
BPS-09 (1605-97-3060)	2860/2860		01/19/98			Move Over	
BPS-09 (1605-97-3060)	2860/2860		01/12/99			A/Gne	
BPS-09 (1605-97-3060)	2963/3060		01/12/2000			A/Gne	
BPS-10 (1660-107-3265)	3060/3265		01/12/2001			Move Over	
BPS-07 (2920-120-5820)	4620/4740		01/12/2001			Pay Revision	
BPS-07 (2920-120-5820)	4740/4860		01/12/2002			A/Gne	
BPS-07 (2920-120-5820)	4860/4980		01/12/2003			A/Gne	
BPS-06 (1065-54-1875)	4980/5100		01/12/2004			A/Gne	
BPS-07 (2555-140-6755)	5775/5775		01/07/05			Pay Revision	
BPS-06 (1440-73-2535)	5915/6555		01/12/05			A/Gne	
BPS-06 (1440-73-2535)	6555/6495		01/12/06			A/Gne	
BPS-07 (2940-160-7740)	7100/7100		01/07/07			Pay Revision	
BPS-07 (2940-160-7740)	7260/7260		01/12/07			A/Gne	
BPS-07 (2555-140-6755)	7860/7860		01/07/08			Pay Revision	
BPS-07 (1540-88-2800)	9277/9277		01/12/96			Move Over	
BPS-07 (1540-88-2800)	9860/9860		01/12/97			A/Gne	

10	11	12	13		14	15
			Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		

Station of officer on of A to 8

Date of termination or appointment

Reason of termination (such as promotion, transfer, dismissal, etc.)

Signature of the head of the office or other attesting officer

Nature and duration of leave taken

Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government

Signature of the head of the office or other attesting officer

Reference to any recorded punishment or reward or praise of the Government Servant

8850/- 01/12/08 A/Gne

9040/- 01/12/09 A/Gne

~~9230/- 01/09/10 Upgradation of Post to BPS-07~~

9230/- + ~~190/- (PP)~~ 01/12/10 A/Gne

BPS-07(5800-320-15400)

15400/- + ~~390/- (PP)~~ 01/07/11 Pay Revision

15400/- + ^{330/-} ~~640/- (PP)~~ 01/12/11 A/Gne

15400/- + ^{500/-} ~~920/- (PP)~~ 01/12/12 A/Gne

15400/- + ^{960/-} ~~1480/- (PP)~~ 01/12/13 A/Gne

~~15400/- + 1600/- (PP) 01/06/14 Promotion on upgradation~~

15400/- + ^{1280/-} ~~2920/- (PP)~~ 01/12/14 A/Gne

BPS-07(7490-415-19940)

19940/- + ^{1660/-} ~~2490/- (PP)~~ 01/07/15 Pay Revision

19940/- + ^{2075/-} ~~2905/- (PP)~~ 01/12/15 A/Gne present

24520/- @ 2550 PP Cutting attested

Assistant Director
Local Govt. & RDD
Charsadda

Assistant Director
Local Govt. & RDD
Charsadda

No order of promotion from 1/6/19.
Office of the Accountant General
E.W.F.P. Peshawar.
Pay fixed in the Revised Pay Scales 1991
of Rs. 2940-160-7720
@ Rs. 7150/- P.M.W.E.P. 1-7-1997
with Next increment on 1-12-1997

Office of the Accountant General
E.W.F.P. Peshawar.
Pay fixed in the Revised Pay Scales 1991
of Rs. 3530-190-9230
@ Rs. 8660/- P.M.W.E.P. 1-6-1998
with Next increment on 1-12-1998

Accounts Officer
Asstt Accountant General
E.W.F.P. Peshawar

Accounts Officer
Asstt Accountant General
E.W.F.P. Peshawar

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary.	If officiating, state (i) substantive appointment, or (ii) Whether service counts for pension under Art. 371 C.S.R.	Pay in substantive post	Additional pay for officiating	Other emolument falling under the term 'pay'	Date of Appointment	Signature Government servant
		Office of the Accountant General N.W.F.P. Peshawar.	Pay fixed in the Revised Pay Scales 1956			Office of the Accountant General N.W.F.P. Peshawar.	Pay fixed in the Revised Pay Scales 1956
		of Rs. 154.00/- P.M.W.E.P. 1-7-11 With Next Increment on 1-12-11				of Rs. 199.40/- P.M.W.E.P. 1-7-11 With Next Increment on 1-12-11 ⊕ 166.00 PP	
		Accounts Officer Asstt Accountant Genl N.W.F.P. Peshawar				Accounts Officer Asstt Accountant Genl N.W.F.P. Peshawar	
		Office of the Accountant General N.W.F.P. Peshawar.	Pay fixed in the Revised Pay Scales 1956				
		of Rs. 92.20 - 5.10 = 87.10 ⊕ 255.00 PP				of Rs. 24.520/- P.M.W.E.P. 1-7-16 With Next Increment on 1-12-15	
		Accounts Officer Asstt Accountant Genl N.W.F.P. Peshawar					

19940/7
+ 1660 PP.
11/2
Ktd

Sanctions for grant
of money
Rs. 7 to Rs. 8
due on 1-12-97
Rs. 8 to Rs. 9 on 1-12-99
may pl. be obtained
from the competent
authority

1660 PP
11/2

11/4/11
Ktd

Let.

i) In Pursuance of Service Tribunal decision sanction for more over leave to leave is required.

ii) Revised pay fixation of the pay revision, 1991, 1996, 2001, 2005, 2007, 2008, 2011 and 2015 may be made from the pay fixation party.

iii) After fulfillment of 1 and 2 the case is old than 28 years therefore, sanction of investigation of arrears claim for the said period may be made from Govt. of K.P.I.K. Finance Dept file.
 2000/2001