


11.10.2022

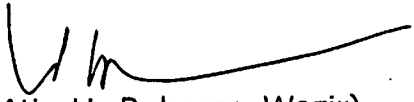
Junior to counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional AG for respondents present.

File to come up alongwith connected Service Appeal No. 2375/2021 titled "Ikram Ullah Vs. Government of Khyber Pakhtunkhwa" on 16.11.2022 before S.B.

  
(Fareeha Paul)  
Member (E)

12.01.2022

Learned counsel for the appellant present and submitted application for the grant of permission to deposit security & process fee. Application is allowed and learned counsel for the appellant is directed to deposit security & process fee within 03 working days. Thereafter, notice be issue to respondents for submission of reply/comments before the S.B on 15.03.2022

  
(Atiq-Ur-Rehman Wazir)  
Member (E)

15.03.2022

Due to retirement of the Worthy Chairman, case is adjourned to 07.06.2022 for the same as before.

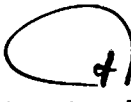
  
Reader

07.06.2022

Clerk to counsel for the appellant present.

  
Appellant Deposited  
Security & Process Fee

File to come up alongwith connected Service Appeal No.2375/2021 titled Ikram Ullah Vs. Government of Khyber Pakhtunkhwa on 25.07.2022 before S.B.

  
(Rozina Rehman)  
Member (J)

25.07.2022

Appellant present through counsel.

Kabir Ullah Khattak, learned Additional Advocate General for respondents present.

File to come up alongwith connected Service Appeal No.2375/2021 titled "Ikram Ullah Vs. Government of Khyber Pakhtunkhwa" on 11.10.2022 before S.B.

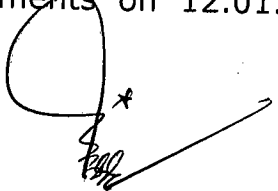
  
(Rozina Rehman)  
Member (J)

05.10.2021

Mr. Noor Muhammad Khattak, Advocate, for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant, in the instant service appeal, has challenged and assailed the impugned Service Rules of the respondent-department dated 24.07.2014 and 24.04.2018 whereby no quota has been specifically allocated for appellant's cadre i.e PST (IT). On non-action/response on his departmental appeal, the appellant approached Peshawar High Court in Writ Petition No. 596-P/2019 which was dismissed in limine on the ground of being wrong forum, vide order dated 03.09.2020. The appellant thereafter preferred departmental appeal on 20.10.2020 which was not responded within the stipulated statutory period hence the instant service appeal submitted in the Service Tribunal on 08.02.2021. On the question of limitation and maintainability, learned counsel for the appellant relied on the admission of an earlier Service Appeal No. 12230/2020 titled Fazal Hayat Versus Education Department etc. Moreover, judgement of the Larger Bench delivered by this Tribunal on 14.01.2021 in Service Appeal No. 868/2019 titled Iftikhar Khan Versus Government of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and three other respondents, was quoted through which the question of Service Rules and admissibility of service appeal against impugned Service Rules has been discussed at length and decided accordingly.

Points raised need consideration. The appeal is admitted to regular hearing subject to all legal objections including time limitation. 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 after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, the office shall submit the file with a report of non-compliance. File to come up for arguments on 12.01.2022 before the D.B.

  
(MIAN MUHAMMAD)  
MEMBER (EXECUTIVE)

23.07.2021

Junior to counsel for the appellant present and seeks adjournment due to non-availability of learned senior counsel for the appellant. Request accorded.

Case to come up for preliminary hearing on 05.10.2021 before S.B.

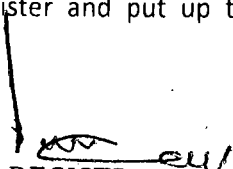



  
Chairman

Form- A

FORM OF ORDER SHEET

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

Case No. - \_\_\_\_\_ /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	08/02/2021	<p>The appeal presented today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>12/4/21</u></p> <p> CHAIRMAN</p>
	12.04.2021	<p>Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 20.07.2021 for the same as before.</p> <p> Reader</p>
	20.07.2021	<p>As 20<sup>th</sup> July, 2021 has been declared public holiday on account of Eid ul Azha, therefore, case is adjourned to 23.07.2021 for the same as before.</p> <p> Reader</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR**

APPEAL NO. 2380 /2021

AFZAL SHAH

VS

EDUCATION DEPTT

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4	Educational Testimonials	B	8-14
5	Notification Dated 24-07-2014	C	15-21
6	Notification Dated 24-04-2018	D	22-30
7	Judgment Dated 03-09-2020	E	31-34
8	Departmental Appeal	F	35
9	Vakalatnama	.....	36

**APPELLANT**

**THROUGH:**

**NOOR MOHAMMAD KHATTAK**

OFFICE: Flat No.4, 2<sup>nd</sup> Floor,

Juma Khan Plaza,

Near FATA Secretariat,

Warsak Road, Peshawar.

0345-9383141.

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

**APPEAL NO. \_\_\_\_\_/2021**

Mr. Afzal Shah, PST (BPS-12),  
GPS Bari Band, District Charsadda.

..... **APPELLANT**

**VERSUS**

- 1- The Government of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
- 2- The Secretary Finance Department, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 3- The Secretary Establishment Department, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 4- The Secretary, E&S Education Department, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 5- The Director, E&S Education, Khyber Pakhtunkhwa, Peshawar.

..... **RESPONDENTS**

**APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED SERVICE RULES NOTIFIED ON 24-7-2014 WHEREBY NOT INCLUDING THE SUBJECT OF COMPUTER SCIENCE IN THE ELIGIBILITY CRITERIA FOR PROMOTION OF DM's TO THE POST OF SST (BPS-16) AND AGAINST THE SERVICE RULES NOTIFIED ON 24-4-2018 TO THE EXTENT OF S. NO. 2 COLUMN NO.5 OF THE TABLE WHEREBY NO QUOTA HAS BEEN ALLOCATED FOR APPELLANT CADRE i.e. PST AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.**

**PRAYER:**

That on acceptance of this appeal the impugned service rules Notified on 24-07-2014 may kindly be amended/ modified to the extent of serial No. 1B column No.3 of the table by including/ inserting the computer science subject of the appellant in column No. 3 and the impugned service rules dated 24-04-2018 may kindly be amended/ modified to the extent of Serial No. 2 in column No.5 of the table by allocating promotion quota for the appellant's cadre i.e. PST and the respondents may further please be directed to consider the appellant for promotion to the posts of SST (BPS-16) or SST(IT) with all back benefits. Any other remedy which this august Service Tribunal deems fit that may also be awarded in favor of the appellant.

**R/SHEWETH:**  
**ON FACTS:**

**Brief facts giving rise to the present appeal are as under:**

- 1- That the appellant was appointed as PST in the respondent No.5 Department and is serving the Department quite efficiently and up to the entire satisfaction of his superiors. Copy of the appointment order is attached as annexure..... **A.**
- 2- That it is pertinent to mention here that appellant qualification is B.Sc. in Computer Science and was appointed/ selected on this qualification in the respondent No.5 department. Copies of the educational testimonial are attached as annexure.....**B.**
- 3- That it is important to mention here that the respondents framed service structure/ rules of the different teaching cadres vide notification dated 24-07-2014, wherein Serial No. 1B the post has been mentioned as SST (BPS-16) for which the qualification and eligibility has been mentioned in column No.3 i.e. by including all subjects except the subject of appellant i.e. Computer science subject. Copy of the notification dated 24-07-2014 is attached as annexure ..... **C.**
- 4- That it is further to mention here that the respondents vide notification dated 24-04-2018 notified service structure/ rules for the different cadres of Information technology including the post of Secondary School Teacher- Information Technology SST (BPS-16) on Serial No.2 and in column No.5 of the table wherein eligibility for promotion to the post of SST-IT was mentioned as follows:
  - a) **Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-IT with five years service as such and having the qualification prescribed for the post of Secondary School Teacher –IT.**
  - b) **Fifty percent by initial recruitment.**But in the said Rules again the cadre of the appellant has been ignored i.e. PST Computer Science. Copy of the notification dated 24-04-2018 is attached as annexure..... **D.**
- 5- That where after Colleague of the appellant preferred a writ petition No. 596-P/2019 before the August Peshawar High Court, Peshawar and the same was dismissed as not maintainable and



was directed that he may seek his remedy from proper forum i.e. Khyber Pakhtunkhwa Service Tribunal Peshawar vide judgment dated 03-09-2020. Copy of the judgment dated 03-09-2020 is attached as annexure..... **E.**

**6-** That appellant feeling aggrieved from both of the notifications mention above had preferred a departmental appeal/ representation. Copy of the departmental appeal is attached as annexure.....**F.**

**7-** That having no other remedy the appellant preferred the instant appeal on the following grounds amongst others.

### **GROUND:**

A- That the by not including the subject of computer science in the impugned service rules dated 24-07-2014 and not allocating the quota for appellant cadre i.e. PST (Computer Science) in the impugned service rules dated 24-04-2018 is against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be modified/ rectified to the extent that subject of computer science in the eligibility criteria in the service rules dated 24-07-2014 may be included and the quota of the appellant cadre be allocated in the service rules dated 24-04-2018.

B- That appellant has not been treated in accordance with law and rules by the respondent Department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.

C- That the said service rules dated 24.7.2014 and 24.4.2018 are violative of Section-9 of the Civil Servant Act, 1973 read with Rule-7 of the Appointment, Promotion and Transfer Rules, 1989.

D- That the respondents acted in arbitrary and mala fide manner while issuing the impugned service rules dated 24-07-2014 and dated 24-04-2018 by not including the subject of computer science and not allocating the promotion quota for the cadre of appellant quota.

E- That the act and action of the respondents is discriminatory, therefore not tenable and liable to be modified/ rectified.

F- That under Article 38(e) of the Constitution of Pakistan 1973 state is bound to reduce disparity in the income and earning of the individuals including persons in the various service of Pakistan.

G- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 01.02.2021.

**APPELLANT**

  
**AFZAL SHAH**

**THOROUGH:**

  
**NOOR MOHAMMAD KHATTAK**

**KAMRAN KHAN**

**SHAHZULLAH YOUSAFZAI**

**&**

  
**AFRASIAB KHAN WAZIR**  
**ADVOCATES**

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

APPEAL NO. \_\_\_\_\_/2021

AFZAL SHAH

VS

EDUCATION DEPTT:

**APPLICATION FOR RESTRAINING THE RESPONDENTS**  
**NOT TO FILL UP THE SECONDARY SCHOOL TEACHER**  
**(BPS-16) POSTS FROM PROMOTION QUOTA TILL THE**  
**FINAL DISPOSAL OF THE INSTANT APPEAL**

**R.SHEWETH:**

1. That, the appellant has filed the above titled service appeal before this Honorable Tribunal in which no date has so far been fixed.
2. That, appellant filed the above mentioned service appeal against the impugned service rules dated 24.7.2014 & 24.4.2018 whereby no promotion quota has been allocated for PST Cadre.
3. That, all the three ingredients required for grant of stay are in favor of the appellant.
4. That, any other ground would be taken at the time of arguments with prior permission of this Honorable Tribunal.

It is therefore, most humbly prayed that on acceptance of this application the respondents may kindly be restrained not to fill up the posts of SST (BPS-16) & SST (I.T) from promotion quota till the disposal of the instant service appeal.

APPELLANT

AFZAL SHAH

THROUGH:

**NOOR MOHAMMAD KHATTAK**

ADVOCATE,

High Court Peshawar

**THE EXECUTIVE DISTRICT OFFICER (E&S) CHARSADDA**

**ORDER**

Consequent upon the approval of the competent authority the (male) PST candidates are hereby appointed on regular basis as PST in BPS-07 (male) as per existing rules/policy of the Govt. of Khyber Pukhtunkhwa in public service from the date of their taking over charge.

60% Open

Remarks	Posted At	Parent Name & Address
A.V.Post	GPS Marwandi	ra-u-Rehman S/O Hussain shah Vill: Qala
A.V.Post	GPS Ahmad Yar Kili	roz Khan S/O Inran Ullah Vill:Kula Dh: Bala
A.V.Post	GPS S.Sardar Ali	rahman S/O Shahuddin Vill: Gul abad Mera
A.V.Post	GPS Spinkat-2	ra- Ahmad S/O Lal Faqir Vill: M.Mughal
A.V.Post	GPS No.2 Ocha wala	faqir Khan S/O Ajmal Khan Vill: Dalazak SKF
A.V.Post	GPS Chamyaran	Muhammad Tariq S/O Ghulam Muhammad Vill:
A.V.Post	GPS Qader Abad	ra- S/O Abdul Jameel Vill: Harichand
A.V.Post	GPS Gul Abad	ra- Shah S/O Nazar Ali Shah Vill: Sheikh
A.V.Post	GPS Habib Abad	ah- Ullah Khan S/O Gul Jan Vill: Ajoon Kili
A.V.Post	GPS Hafizjee Qala	azi Aina ul Haq S/O Q. Tahseen ul Haq Vill:
A.V.Post	GPS Rafi Ullah Kili	Muhammad Zahid S/O Rizwan Ullah Vill:
A.V.Post	GPS Zarwar Korona	Muhammad Islam S/O Sher Ali Vill: Shabqader
A.V.Post	GPS Nawan Kili	ad Ali shah S/O Said Muhammad Vill: Kangra
A.V.Post	GPS Chitla Dheri	Muhammad Tariq S/O Mov: Mukhtar Vill:
A.V.Post	GPS Nawab Khan Kor:	rooz Shah S/O Shamsur Rehman Vill: Mera
A.V.Post	GPS Jamat	Muhammad Bilal S/O Shamsul Arifeen Vill:
A.V.Post	GPS Tootaki	Muhammad Sulman S/O Abdullah Vill: Chena
A.V.Post	GPS Karim Abad	ayan Ali S/O Akbar Ali Vill: Pinda Khel
A.V.Post	GPS Ghundai Korona	vaner Bilal S/O Muhammad Ismail Vill: Katozai
A.V.Post	SKF	al shah S/O Feroz Khan Vill: Kodinaka Tangi
A.V.Post	GPS No.1 Sherpao	Mat Ullah S/O M.Amir Nawab Vill: Agra
A.V.Post	GPS Anba dher-2	ah- Shah S/O Rahim shah Vill: Shaib Gul Mian
A.V.Post	GPS Pakistan Kili-2	amed Gul S/O Faqir Muhammad Vill: Kalyas
A.V.Post	GPS Musa Khel	adeem Khan S/O Khaiful Hassan Vill: Marghan
A.V.Post	GPS Zarwar Korona	ad- em Khan S/O Mukaram Khan Vill: Ataki
A.V.Post	GPS Daryab Korona	ah- Shah S/O Jan Alam Vill: Hashim Khan
A.V.Post	GPS Sukkar	Muhammad Khan S/O Misbah Ullah Vill: Hassanzai
A.V.Post	GPS Kano Kili	ehangir Khan S/O Maab Khan Vill: Khan Mir

**ATTENDED**

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7

33	Shah Faisal S/O Shah Jehan Vill: Prang Mian Killi	GPS No.2 Qazi Khel	A.V.Post
34	Jan Alam S/O Abdul Mabood vill: Shabra	GPS Gul Abad Shulgara	A.V.Post
35	Musawar Khan S/O Sardar Khan Vill: Hayat Khan Banda Tangi	GPS Shalam Jur	A.V.Post
36	Bakhat Munir S/O Gul Bad Shah Vill: Halimzai	GPS Nasratzai SKF	A.V.Post
37	Shaveed Ullah S/O Muhammad Roshen Vill: Buhar abad	GPS Charsadda No:1	A.V.Post
38	Majid Ali S/O Abdul Mustan vill: Harichand	GPS No.2 Harichand	A.V.Post
39	Muhammad Younas S/O S.Bakhat Bacha vill: Gan	GPS Mandani	A.V.Post
40	Muhammad Ali S/O Nawab Khan Vill: Marghan	GPS Rozi Band	A.V.Post
41	Mukhtar Ali S/O Gul Zada vill: Khan Mir Killi	GPS Zuhrah Gul Killi	A.V.Post
42	Mubir Ullah S/O Ashraf Khan Vill: Kula dher	GPS Chitral Bali Koroonā	A.V.Post
43	Saeed Gul S/O Haya Gul vill: Marghan Abazai	GPS Station Kili	A.V.Post
44	Muhammad Rehman S/O Ghani ur Rehman Vill: Gulshah gul Killi	GPS Spina Wari-1	A.V.Post
45	Muhammad Shah S/O Said Bahader Vill: Younas Khan Killi Tangi	GPS Kass Koroonā	A.V.Post
46	Muhammad Ilyas S/O Abdul Wakeel Vill: Qalari	GPS Haqdar Qalari	A.V.Post
47	Muhammad Shad Ali S/O Nouroz Khan Vill: Moh: Col: Dhakki	GPS Nan Killi	A.V.Post
48	Muhammad Ullah S/O Farman Ullah Vill: D.Sikander Khan	GPS No.1 Ghurmbak	A.V.Post
49	Muhammad Shah S/O Mohbat Shah Vill: Hayat Khan Banda Dhakki	GPS Bari Band	A.V.Post
50	Muhammad Rehman S/O H.Saeeddur Rehman vill: Bagg Ghar	GPS Nishan Abad	A.V.Post
51	Muhammad Shad Ali S/O Mastan Shah vill: Muhammad	GPS Sulai Kamar	A.V.Post
52	Muhammad Alamgir S/O M.Iqbal vill: Mirza Dher	GPS Cheena	A.V.Post
53	Muhammad Shah Jehan S/O Ishaq Khan vill: Pinda Khel	GPS Nazo Killi-2	A.V.Post
54	Muhammad Bakhat Amin S/O M.Zahir shah Vill: Tarnab	GPS Chita Tarnab	A.V.Post
55	Muhammad Khalid S/O Sher Zada Vill: Karkani	GPS Aladad Khel	A.V.Post
56	Muhammad Isman Ali Shah S/O Zahir shah Vill: Gulbahar No.2 Chd	GPS Prang No.2	A.V.Post
57	Muhammad Masih Ullah S/O Fazli Wahab Vill: Odigram	GPS Inzer Qala	A.V.Post
58	Muhammad Nazir Khan S/O Wasif Khan Vill: Sheikhan SKF	GPS No.1 Ghurmbak	A.V.Post
59	Muhammad Sarir S/O Fazli Elahi Vill: Ghazgi	GPS Malik Sherin Killi	A.V.Post
60	Muhammad Kamran Khan S/O Inam Ullah vill: Bari Band	GPS Kano Killi	A.V.Post
61	Muhammad Khan Inam S/O Inam Vill: Karimo Banda	GPS Khanjari	A.V.Post
62	Muhammad Shamsu zaman S/O Gul Zaman vill: Rajjar	GPS Marchaki No.1	A.V.Post
63	Muhammad Sardos Khan S/O Shah Tamas Khan vill: Akbarabad Sardheri	GPS Shakara	A.V.Post
64	Muhammad Aman S/O Fazli Elahi Vill: Behlol Khel	GPS Hassan Khel	A.V.Post
65	Muhammad Imdad Ali S/O Niamat Khan vill: Musa Killi	GPS Muhammad Nari	A.V.Post
66	Muhammad Saeed Gul S/O Zahir shah vill: Battagram	GPS Karidar Battagram	A.V.Post
67	Muhammad Mohsin zaman S/O Abdul Zaman vill: Qadeemabad Col: No.2	GPS Satti Abad	A.V.Post
68	Muhammad Saif Ali s/O Muhammad Jan Vill: Baba Khan Tangi	GPS Yousaf Khan Killi	A.V.Post
69	Muhammad Saif Ali S/O Akbar Khan vill: Utmanzai	GPS No.1 Utmanzai	A.V.Post

ATTESTED

Annexure "B"

8

INTERMEDIATE & SECONDARY EDUCATION  
PESHAWAR



DETAILED MARKS CERTIFICATE  
Secondary School Certificate Examination  
Session 2002 (Annual)

Name: Afzal Shah

Father's Name: Muhabat Shah

Roll No 45851

Subject	Marks	MARKS OBTAINED			
		The./P-A	Pract/P-B	Total	In Words
1. English	150	--	--	103	One Hundred Three
2. Urdu	150	--	--	92	Ninety-two
3. Islamiyat (Comp)	75	50	--	50	Fifty Only
4. Pakistan Studies	75	39	--	39	Thirty-Nine
5. New Riazi	100	70	--	70	Seventy Only
6. Physics	100	62	20	82	Eighty-Two
7. Chemistry	100	51	16	67	Sixty-Seven
8. Biology	100	44	20	64	Sixty-Four

Total 850

567-B	Five Hundred Sixty-Seven Only
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Remarks

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Checked By: \_\_\_\_\_

Date: 29-06-2002

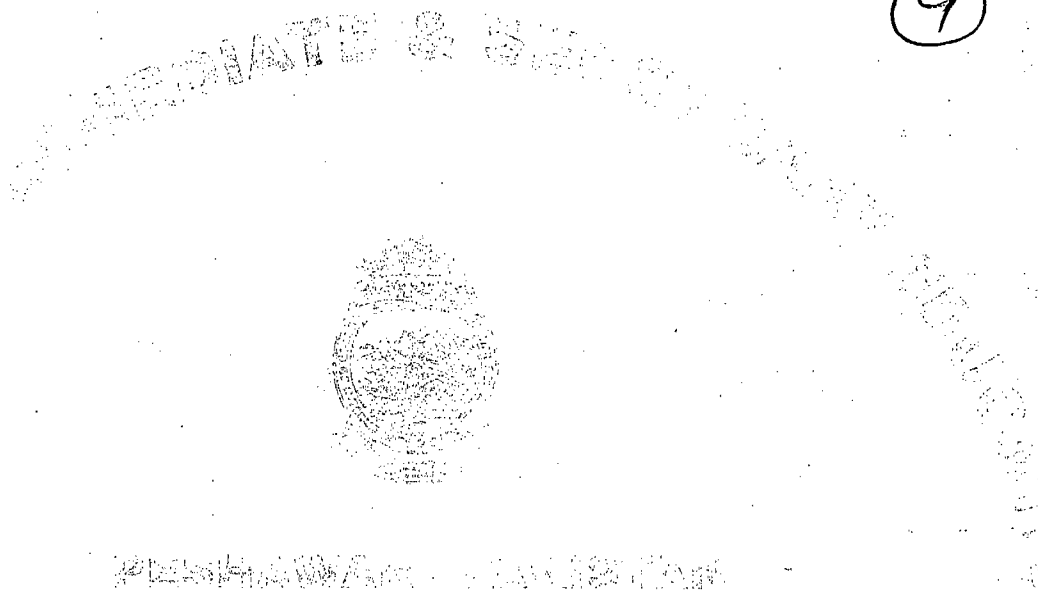
Note: Error / Omission are excepted

Khaksar and BRAINS Software Enterprise (KBSofT)

Controller of Examinations

**ATTESTED**

9



**DETAILED MARKS CERTIFICATE**  
**INTERMEDIATE (SUPPLY) EXAMINATION, 2004**  
**PRE-ENGINEERING ( Part-II )**

Name: AFZAL SHAH  
 Father: MUHABBAT SHAH

Roll No: 2017

Subject	Marks	Marks Obtained				Total	Marks in Words
		Part-I		Part-II			
		Theory	Pract	Theory	Pract		
Eng	200	49	--	62	--	111	One Hundred Eleven
Urdu	200	72	--	65	--	137	One Hundred Thirty-Seven
Islamic Education	50	37	--	--	--	37	Thirty-Seven
Pakistan Studies	50	--	--	30	--	30	Thirty Only
Mathematics	200	61	--	53	--	114	One Hundred Fourteen
Physics	200	44	17	55	20	136	One Hundred Thirty-Six
Chemistry	200	41	19	33	19	112	One Hundred Twelve
<b>Total : 1100</b>						677-B	Six Hundred Seventy-Seven Only
<b>Remarks :</b>						MI	

Witnessed by: \_\_\_\_\_  
 Date: January, 2005  
 Director / Omissions accepted.  
 Cell: BISE, Peshawar.

Controller of Examinations

**ATTESTED**

**University of Peshawar**  
**Pakistan**

10

**Detailed Marks Certificate**  
**Bachelor of Science (B.Sc.)**

**Part-2**  
**Annual Examination 2007**

**Govt Postgraduate College, Charsadda**



**Regular**

Name: **ABDUL KHALID SHAH**  
Father's Name: **ABDUL KHALID SHAH**

Gender: **Male** Roll No: **8496**  
Registration No: **2005-CH-1843**

Papers	Max Marks	Marks Obtained	
		In Figures	In Words
Comp. Science	75	44	Forty Four
Contemporary Mathematics	75	42	Forty Two
Classical Mathematics	75	43	Forty Three
Pak Studies	40	26	Twenty Six
<b>Part I</b>	<b>285</b>	<b>175</b>	<b>One Hundred and Seventy Five</b>
<b>Part II</b>	<b>550</b>	<b>330</b>	<b>Three Hundred and Thirty</b>

Conditions & regulations are subject to subsequent modification.

**Chances Available: 1**

**The Examination was taken As a Whole**

**Division: 1st**

Examination Period: 04-Jul-2007 to 04-Aug-2007

Result Declaration Date: Friday, October 12, 2007

Issue Date: 10/10/07

**CONTROLLER OF EXAMINATIONS**  
**UNIVERSITY OF PESHAWAR**

Computerized

No. 0040905

**ATTESTED**



No. 188

11

# University of Peshawar



## Pakistan Detailed Marks Certificate

Master of Science in Mathematics  
Final

Annual Examination 2010

Govt: Post Graduate College Mardan



Name: SHAH Gender: Male Roll No: 7480  
Father: MUHABAT SHAH Registration No: 2005-CH-1843 Regular

Papers	Max Marks	Marks Obtained	
		In Figures	In Words
Mathematical Statistics-IX	100	42	Forty Two
Differential Geometry-X	100	74	Seventy Four
Numerical Analysis-XI	100	56	Fifty Six
Measure Theory & Integration-XIII	100	71	Seventy One
Viva	100	60	Sixty Only
Hydrodynamics & Differential Equations	100	40	Forty Only
	500	283	Two Hundred and Eighty Three
	1100	626	Six Hundred and Twenty Six

Errors and omissions are subject to subsequent rectification.

Chances Availed: 2

The Examination was taken in Parts

Division: 2nd

Examination Period: 14-Jul-2010 to 19-Aug-2010

Result Issue Date: Friday, March 25, 2011

Issue Date: 2011

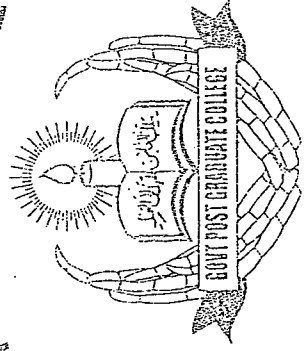
(Dr. Mohammad Shafi)  
ADDITIONAL CONTROLLER OF EXAMINATIONS  
UNIVERSITY OF PESHAWAR

**ATTESTED**

12

S. No. 42

GOVERNMENT POST-GRADUATE COLLEGE MARDAN



Provisional Certificate

Certify that Mr. Afzal Shah son of Mr. Mubabab Shah board/University Reg No. 2005-CH-1843 who appeared from this College at the Msc Mathg examination held in Sole A under Roll No. 7480

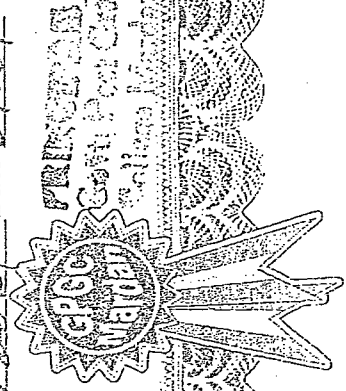
of Mardan Board/University has according to the Gazette supplied to the undersigned by the Controller of Examination BISE Mardan/University of Peshawar has been declared successful in the said examination.

NOTE: This Certificate is given, errors and omissions excepted, only with the student be admitted to a College and is not to be held equivalent to the Certificate to be given him by the Controller of Exams: BISE Mardan/Univrity of Peshawar.

Marks Obtained 686 Out of 1100 Grade B and Division B and

Conduct Good Date 24-04-2011

Signature of Principal Govt Post Graduate College Mardan



ATTACHED

13



# ABDUL WALI KHAN UNIVERSITY MARDAN, PAKISTAN

## TRANSCRIPT

MEMBER COLLEGE OF EDUCATION, MARDAN  
B.Ed

Ijaz Shah

Father's Name: Muhabat Shah

908

Registration No: 11-AU-KCEM-M-76

1st Semester (Spring, 2011)							
Course	Total Marks	Marks Obtained	CR Hrs	NG	GP	GPA	Remarks
Psychology of Education	100	68	3	2.8	8.4		
Methods of Instruction	100	68	3	2.8	8.4		
Classroom Organization & Management	100	68	3	2.8	8.4		
Adult Literacy	100	68	3	2.8	8.4		
Child Education	50	35	2	3	6		
Second English	50	33	2	2.6	5.2		
	<b>500</b>	<b>340</b>	<b>16</b>		<b>44.8</b>	<b>2.80</b>	<b>Promoted</b>
2nd Semester (Fall, 2011)							
Course	Total Marks	Marks Obtained	CR Hrs	NG	GP	GPA	Remarks
Developmental Psychology	100	73	3	3.3	9.9		
Personality Assessment	100	77	3	3.7	11.1		
Second English	100	59	3	1.9	5.7		
History of Pak Studies	100	72	3	3.2	9.6		
Statistics	100	50	3	1	3		
Teaching Practice	200	120	6	4	24		
	<b>700</b>	<b>451</b>	<b>21</b>		<b>63.3</b>	<b>3.01</b>	<b>Passed</b>
			<b>37</b>		<b>108.1</b>		

Overall GPA: 2.92

Examinations are subject to subsequent rectification

Registration Date: - May 04, 2012

Signature: Ijaz

Signature: Shahzad Khan

Controller of Examinations

**ATTESTED**

14

Serial No. 375

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD



TRANSCRIPT

DMC 186154  
Name: AFZAL SHAH  
Father's Name: MUHABAT SHAH  
Address: HAYAT KHAN BANDA DHAKKI P/O DHAKKI

Roll No. BN613699  
Registration No. 07AMD0163  
Enrollment Semester SPR-2017  
Final Semester AUT-2017



Tehsil: TANGI  
District: CHARSADA

has successfully completed MASTER OF EDUCATION (M.ED One Year)  
The list of passed courses is as under

Semester	Course Code	Title of Courses	Marks	
			Maximum	Obtained
SPR	0831	FOUNDATIONS OF EDUCATION	100	60
SPR	0837	EDUCATIONAL RESEARCH	100	63
SPR	0838	CURRICULUM DEVELOPMENT & INSTRUCTIONS	100	66
SPR	0840	EDUCATIONAL PSYCHOLOGY	100	63
SPR	6505	ISLAMIC SYSTEM OF EDUCATION	100	73
SPR	6507	EDUCATIONAL MEASUREMENT & EVALUATION	100	67
AUT	0826	ELEMENTARY EDUCATION	100	68
AUT	0827	SECONDARY EDUCATION	100	62
AUT	0828	HIGHER EDUCATION	100	65
AUT	0829	TEACHER EDUCATION IN PAKISTAN	100	72
AUT	6552	TEXTBOOK DEVELOPMENT-I	100	67
AUT	6553	TEXTBOOK DEVELOPMENT-II	100	68

ATTESTED

Major: TEACHER EDUCATION  
Total Credit Hours 36  
Result Declared on OCTOBER 04, 2018  
Date of Issue OCTOBER 12, 2018

Total Marks/Obtained 1200 / 794  
Percentage/Grade 66 / B

*Mansoor*  
Controller of Examinations

Disclaimer: This transcript is issued provisionally, errors and omission excepted, as a notice only. Any entry appearing in this card does not itself confer any right on a candidate for the grant of certificate/degree/diploma, which will be issued under the rules/regulations on the basis of original records of the university student.

Annexure "C"

15

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT



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

**NOTIFICATION**

**No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre:-** In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB dated, 13-11-2007, and Notification No.SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made, namely:

**AMENDMENTS**

In the Appendix,-

(i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

1	2	3	4	5
1.	Subject Specialist (BPS-17)	i. At least second class Master's Degree or four years BS Degree in the relevant subject; and  ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.	23 to 35 years	(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3.  Note: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

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IA	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	<p>recruitment; and (b) fifty percent by initial recruitment.</p> <p>(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3:</p> <p>Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>Note:- If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment; and</p> <p>(b) fifty percent by initial recruitment"; and</p>
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**ATTESTED**



(ii) against Serial No. 1B, as so renumbered, for the existing entries, the following shall be substituted, in respective columns, namely:

1	2	3	4	5
1B	Secondary School Teacher (BPS-16)	<p>I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject</p> <p>(a) (Chemistry, Botany or Zoology), Or (b) (Physics, Maths "A" or "B" or Statistics) Or c-s</p> <p>(c) (Humanities and other equivalent groups at degree level with English as compulsory subject;</p> <p>and</p> <p>II. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A. Education or equivalent qualifications from a recognized University.</p>	21 to 35 years.	<p>I. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:</p> <p>(a) forty per cent from amongst the Senior Certified Teachers (BPS-16), with at least five years service as Senior Certified Teacher and Certified Teacher and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Certified Teachers, with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(b) four per cent from amongst the Senior Drawing Masters(BPS-16), with at least five years service as Senior Drawing Masters and Drawing Masters and having qualification mentioned in column No.3:</p>

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Provided that if no suitable candidate is available from amongst Senior Drawing Masters for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Drawing Masters with at least five years service as such and having qualification mentioned in column No. 3;

(c) four per cent from amongst the Senior Arabic Teachers(BPS-16), with at least five years service as Senior Arabic Teachers and Arabic Teachers, and having qualification mentioned in column No.3:

Provided that if no suitable candidate is available from amongst Senior Arabic Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Arabic Teachers with at least five years service as such and having qualification mentioned in column No. 3;

(d) four per cent from amongst the Senior Theology Teachers(BPS-16), with at least five years service as Senior Theology Teachers and Theology Teachers and having qualification mentioned in column No.3:

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*[Signature]*



Provided that if no suitable candidate is available from amongst Senior Theology Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Theology Teachers with at least five years service as such and having qualification mentioned in column No. 3;

(e) three per cent from amongst the Senior Qaris (BPS-16), with at least five years service as Senior Qari and Qari and having qualification mentioned in column No.3:

Provided that if no suitable candidate is available from amongst the Senior Qaris then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Qaris with at least five years service as such and having qualification mentioned in column No. 3;

(f) twenty per cent from amongst the Primary School Head Teachers (BPS-16), with at least seven years service as Primary School Head Teachers and Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No. 3:

Provided that if no suitable candidate is available from amongst

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Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers with at least seven years service as Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No.3:

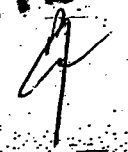
Provided further that if no suitable candidate is available from amongst Senior Primary School Teachers for promotion then the post shall be filled from amongst Primary School Teachers with at least seven years service as such and having qualification mentioned in column No. 3; and

(ii) twenty Five percent by initial recruitment.

**Note:**

- I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.
- H. Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately."

**ATTESTED**



SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

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**Endst : of even No & date:**

1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar.
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
7. The Director of Education (FATA) Peshawar.
8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
14. All District Account Officer in Khyber Pakhtunkhwa.
15. All Agency Education Officer in FATA.
16. All Agency Account Officer in FATA.
17. PS to Governor Khyber Pakhtunkhwa. Peshawar.
18. PS to Chief Minister Khyber Pakhtunkhwa. Peshawar.
19. PS to Chief Secretary Khyber Pakhtunkhwa. Peshawar.
20. PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.
22. Master file

**ATTESTED**

(ZAMIN KHAN MOMAND)  
SECTION OFFICER (PRIMARY)

(7)

Annxure D

22

EXTRAORDINARY  
GOVERNMENT



REGISTERED NO. PIII  
GAZETTE

**KHYBER PAKHTUNKHWA**

Published by Authority

PESHAWAR, TUESDAY, 24<sup>th</sup> APRIL, 2018.

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

**NOTIFICATION**

Peshawar, dated: 24<sup>th</sup> April 2017.

**No.SO(G)/E&SE/1-85/I.T/2017:-** In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in supersession of the notification issued in this behalf, the Elementary and Secondary Education Department in consultation with the Establishment & Administration Department and Finance Department hereby lays down the method of recruitment, qualification and other conditions specified in column No. 2 to 5 of the Appendix to the Notification which shall be applicable to the posts of Information Technology Teaching Cadre (Male/Female) in the Elementary and Secondary Education Department as specified in column No.2 of the said Appendix:

**APPENDIX:**

S.No.	Nomenclature of the post	Minimum qualification for appointment by initial recruitment transfer	Age limit	Method of recruitment
1	2	3	4	5
1	Subject Specialist- Information Technology (SS-IT) (BPS-17)	i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BCS/BSCS Honours, 4 years) or equivalent qualification from a recognized University; and ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University. Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.	21-35	a) Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Secondary School Teacher-IT with at least five years service; and b) Fifty percent by initial recruitment. Provided that if no suitable candidate is available for promotion, then by initial recruitment.

**ATTESTED**

*[Signature]*

*[Signature]*

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2.	Secondary School Teacher-Information Technology (SST-IT) (BPS-16)	<p>i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BCS/BSCS Honours 4 years) or Bachelor's Degree with a subject of Computer Science or equivalent Qualification from a recognized University; and</p> <p>ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	21-35	<p>a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-II with five years service as such and having the qualification prescribed for the post of Secondary School Teacher-IT.</p> <p>b). Fifty percent by initial recruitment.</p> <p>Provided that if no suitable candidate is available for promotion, then by initial recruitment.</p>
3.	Certified Teacher-Information Technology (CT-IT) (BPS-12)	<p>i. At least 2<sup>nd</sup> Division Intermediate School Certificate or equivalent qualification from a recognized Institution or Board with one year Diploma in Information Technology Computer Science from any recognized institution; and</p> <p>ii. Certified Teacher Certificate (CT) or Associate Degree in Education (ADE) from any recognized institution/ University</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	18-35	By initial recruitment.

50% CT (IT)

50% Fresh

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

**ATTESTED**

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

**ATTESTED**



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24

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Subject: MINUTES OF THE MEETING OF THE SSRC REGARDING ALLOTMENT OF 50% QUOTA TO SST (GEN/SC) FOR PROMOTION TO THE POST OF SS-IT

Meeting of the SSRC regarding the subject matter was held under the Chairmanship of Secretary Elementary & Secondary Education Department on 10/08/2017 at 11:00 am in the committee room of this Department. The following Officers/Officials of the concerned Department/attached Department attended the meeting.

The following attended the meeting:-

1. Dr. Shahzad Khan Bangash, Secretary E&SE Department (In Chair)
2. Mr. Qaisar Alam, Special Secretary (Dist.) E&SE Department.
3. Mr. Muhammad Rafiq Khattak, Director E&SE, Peshawar.
4. Mr. Muhammad Shoaib, Deputy Secretary (A), E&SE Department
5. Mr. Javed Siddique, Deputy Secretary (R) Finance Department.
6. Mr. Malik Muhammad, Section Officer (Primary) E&SE Department.
7. Mr. Mohsin Mushfaq, Assistant (R-I) E&AD Department.

2. The forum was informed that E&SE Department vide Notification No. SOG/E&SED/1-86/SS.IT/2016 of E&SE Department Peshawar dated 15.08.2016 has notified the nomenclature of Information Technology Teaching Cadre/Posts serving in the Government High & Higher Secondary Schools of Khyber Pakhtunkhwa of E&SE Department, as Subject Specialist-IT (SS-IT/Computer Science) BPS-17 (Annex-A). Further E&SE Department vide Notification No. SO (PE)-5/SSRC/Meeting/ 2013/ Teaching Cadre: dated 24/07/2014 has approved promotion to SS posts (BPS-17) from SST (BPS-16). The SST regular having 50% quota of the total sanctioned SS posts allotted for promotion (Annex-B). 50% quota has already been allotted for SSTs (General/Science) in 12 different subjects for Subject Specialist Post. But unfortunately, SSTs (General/Science) who have M.Sc (Computer Science)/BS (CS)/MIT qualification and are eligible for promotion to the post of SS (IT) B-17 have no quota for promotion.

3. In light of the above facts, this Department, therefore, proposed that all those SSTs (General/Science) who have M.Sc. (Computer Science)/BS (Computer Science)/MIT may be given 50% quota for promotion to the post of SS (IT) B-17 like other SSTs, so as to bring uniformity in the teaching cadre.

4. In the above context, the service rules/structure of SST (General/Science) & SST (IT) were approved as tabulated below -

**ATTESTED**

*[Signature]*

Nomenclature of the post	Minimum Qualification for appointment by initial recruitment or by transfer.	Age Limit	Method of recruitment
1. Subject Specialist-Information Technology (SS-IT) (B-17) Government Higher Secondary Schools/ Govt. comprehensive High Schools and other equivalent posts in the Teaching Cadre.	i.) Master Degree in Computer Science/IT at least in 2 <sup>nd</sup> Division or equivalent qualification from any recognized University. ii.) Bachelor Degree of Education (B.Ed) at least in 2 <sup>nd</sup> Division from any recognized University.	21-35	a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Secondary School Teacher-IT with at least five years' service AND Secondary School Teacher (SST) (General/Science) possessing master degree in IT or equivalent qualification with 05 years' experience. b). Fifty percent by initial recruitment.
2. Secondary School Teacher Information Technology (SST-IT) (B-16) Govt. High /Higher Secondary Schools	i). Bachelor Degree with the subject of Computer Science at least in 2 <sup>nd</sup> Division & equivalent Qualification from any recognized institution. ii). Bachelor Degree of Education (B. Ed) at least in 2 <sup>nd</sup> Division from any recognized institution.	21-35	a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Computer Lab. In-charge with (05) years' service having the qualification prescribed for the post of IT Teacher. b). Fifty percent by initial recruitment. Note: If no suitable candidate is available for promotion in the relevant cadre than by initial recruitment.
3. Junior Teacher- Information Technology (JT-IT) (B-12) Govt. High/Higher Secondary Schools	Intermediate or equivalent qualification from any recognized institution with one-year Diploma in IT/Computer Science from any recognized institution and Certified Teacher Certificate/Diploma or equivalent qualification from any recognized institution.	18-35	By initial recruitment.

**ATTESTED**

*[Signature]*

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

DECISIONS:

The following decisions were made in consensus: -

- i. The proposed amendments in the service rules/structure as depicted in the above table was approved.
- ii. Nomenclature of the post of CT(IT) was changed as Junior Teacher Information Technology (JT-IT)
- iii. Seniority of SST (General/Science) & SST (IT) will be clubbed together immediately for the purpose of promotion in light of the above amended service rules for the post of SST (General/Science) & SST (IT) to the post of SS(IT/Computer Science)

The meeting ended with vote of thanks to/from the Chair.

(Javed Siddique)  
Deputy Secretary (R), Finance Department

(Mohsin Mushtaq)  
Assistant (R-I), E&AD Deptt:

Naik Muhammad  
Section Officer (Primary), E&SE Department

Muhammad Shoaib  
Deputy Secretary (A), E&SE Deptt:

(Mohammad Rafique Khattak)  
Director, E & SE, Peshawar

(Qaiser Alam)  
Special Secretary, E&SE Deptt:

Dr. Shahzad Khan Bungash  
Secretary E&SE Department  
(Chairman)

**ATTESTED**





**GOVT. OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT**

Dated: Peshawar, the August 15, 2018.

27

**SANCTION**

No. SQHS&A/VI-18/2018/IT Teacher. Sanction of the Government of Khyber Pakhtunkhwa is hereby accorded to the creation of posts of Senior IT Teacher (BS-17), IT Teacher (BS-16) and Computer Lab Incharge (BS-12) for the Government High & Higher Secondary Schools in Khyber Pakhtunkhwa, w.o.f. 08-01-2018 as per detail given below, subject to the observance of all codal formalities before incurrence of expenditure.

Description	Designation of posts	No. of Posts	Remarks
"150559-Establishment of 500 IT Labs in Govt. High & Higher Secondary Schools in Khyber Pakhtunkhwa"	Senior IT Teacher (BS-17)	27	List of schools with their names printed on the back side.
	IT Teacher (BS-16)	172	
	Computer Lab Incharge (BS-12)	368	
"180151-Establishment of 500 IT Labs in Govt. High Schools in Khyber Pakhtunkhwa (Phase-III)"	IT Teacher (BS-16)	451	
	Computer Lab Incharge (BS-12)	458	
<b>Total</b>		<b>1476</b>	

2. The expenditure involved is debitabale to the Functional-cum-object classification 09-Education Affairs and Services 092-Secondary Education Affairs and Services 0921-Secondary Education Affairs and Services 092101-Secondary Education A01-Employees Related Expenses and shall be met out from within the Account-IV.

Secretary to Govt. of Khyber Pakhtunkhwa  
Elementary & Secondary Education Deptt:

Endst No. BOV/ED/2-38/2018-19

Dated Pesh, the 10/10/2018

Copy of above is forwarded to:

1. The Accountant General Khyber Pakhtunkhwa.
- 2-26. All the District Accounts Officers in Khyber Pakhtunkhwa

**BUDGET OFFICER-V  
FINANCE DEPARTMENT**

Endst. of even number & date.

Copy forward for information to tier:-

1. The Budget Officer-V, Finance Department, Govt. of Khyber Pakhtunkhwa.
2. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa with the request to circulate the same to all the District Education Officers (M/F).
3. The Project Manager-IT/Deputy Director (EMIS), E & S Education Department.
4. All the Deputy Commissioners in Khyber Pakhtunkhwa.
5. Master File.

**ATTESTED**

(MURTAZA KHAN)  
SECTION OFFICER (BUDGET)

28

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S.NO.	Nomenclature of the post	Minimum qualification for appointment by initial recruitment transfer	Age Limit	Method of recruitment
1	2	3	4	5
1	Subject specialist- Information Technology (SS-IT) (BPS-17) <i>CST</i>	i. At least second class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in computer science (BCS/BSCS Honours 4 years) or equivalent qualification from a recognized University; and  ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.  Note : A candidate did not have the qualification under clause(ii), shall acquire the same within three years from the date of his/her appointment	21-35 years	1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:  (a) Twenty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-IT with at least five years' service and having the qualification prescribed for the post of Secondary School Teacher-IT  Provided that if no suitable candidate is available for promotion then by initial recruitment:  (b) Twenty percent by promotion on the basis of seniority-cum-fitness from amongst the Senior Certified Teachers (BPS-16) with at least five years' service as Senior Certified Teacher and Certified Teacher and having the qualification mention in Column No.3:  Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filed by promotion, on the basis of seniority-cum-fitness, from amongst Certified teachers, with at least five years service as such and having qualification mentioned in column-No.3:  (c) Four percent from amongst the Senior Drawing-Master (BPS-16), with at least five-years service as senior Drawing Masters and drawing Masters and having qualification mentioned in column No.3:  Provided that if no suitable candidate is available from amongst Senior Drawing Masters for promotion then the post shall be filed by promotion, on the basis of seniority-cum-fitness, from amongst Drawing Masters, with at least five years service as such and having qualification mentioned in column No.3:

**ATTESTED**

*[Handwritten signature]*

20% CT-IT

CT 20%

4% DM

29

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			<p>(d) Four percent from amongst the Senior Arabic Teachers (BPS-16), with at least five years service as senior Arabic Teachers and Arabic Teachers and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Arabic Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Arabic Teachers, with at least five years service as such and having qualification mentioned in column No.3:</p> <p>(e) Four percent from amongst the Senior Theology Teachers (BPS-16), with at least five years service as senior Theology Teachers and Theology Teachers and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Theology Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Theology Teachers, with at least five years service as such and having qualification mentioned in column No.3:</p> <p>(f) Three percent from amongst the Senior Qaris Teachers (BPS-16), with at least five years service as Senior Qaris Teachers and Qaris Teachers and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Qaris Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Qaris Teachers, with at least five years service as such and having qualification mentioned in column No.3:</p> <p>(g) Twenty percent from amongst the Primary Head Teachers (BPS-16), with at least seven years service as Primary Head Teachers and Senior Primary Teachers and Primary Teachers and having</p>
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				<p>qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers, with at least seven years service as Senior primary School Teachers and Primary School Teachers and having qualification mentioned in column No.3:</p> <p>Provided further that if no suitable candidate is available from amongst Senior Primary Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Primary School Teachers, with at least seven years service as and having qualification mentioned in column No.3: and</p> <p>(II) twenty Five percent by initial recruitment.</p> <p><b>NOTE:</b></p> <p>I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment</p> <p>II. Post of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately."</p>
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*[Handwritten signature]*

Annxure "E"

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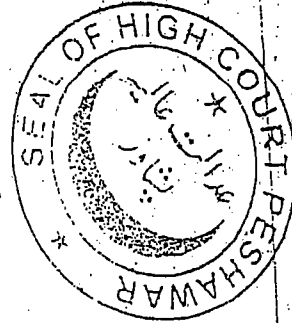
JUDGMENT SHEET  
PESHAWAR HIGH COURT PESHAWAR  
JUDICIAL DEPARTMENT

W.P. No.596-P/2019

Muhammad Raees Gul and another

Vs.

Government of Khyber Pakhtunkhwa through  
Chief Secretary Khyber Pakhtunkhwa;  
Peshawar and 06 others



JUDGMENT

Date of hearing 03.09.2020

Mr. Zahid Ullah Zahid, Advocate, for the petitioners.

Mr. Arshad Ahmad Khan, AAG, for the Provincial Government, a/w Mr. Jehangir Khan, AD (Litigation), Directorate of E&SED, Peshawar and Mr. Dawood Khan, ADO, office of DEO, Peshawar.

Mr. Aftab Khan, Advocate, for the private respondent No.7.

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IAZ ANWAR, J. Muhammad Raees Gul and another, petitioners herein, through the instant Constitutional petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, have prayed for the following relief:-

*"It is, therefore, most graciously prayed that while allowing this writ petition, an appropriate writ may kindly be issued by declaring the act of omitting the subject of*

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EXAMINER  
Peshawar High Court

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Computer Science from promotion to the post of SST is illegal, unlawful, discriminatory and without lawful authority with the direction to consider and include the subject of Computer Science in the criteria for promotion to the post of SST.

Any other relief though not specifically asked for to which the petitioner is found entitled in the circumstances may also be granted".


2. Keeping in view the averments made in the instant petition, comments were called from the respondents who furnished the same accordingly, wherein, they opposed the issuance of desired writ, as prayed for.

3. Arguments heard and records perused.

4. Perusal of the record reveals that petitioners have called in question the recruitment rules notified vide Notification dated 24.07.2014; whereby, according to them, the incumbents, holding the posts of Primary School Teacher (BPS-12) with qualification of

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EXAMINER  
Peshawar High

ATTESTED



Compute Science, are not included in the  
feed cadre for the post of Senior Science  
Teacher (BPS-16):

5. Learned counsel for the  
petitioners has laid much stress upon the  
discrimination so meted out to the  
petitioners and also about depriving them  
from future prospect of promotion, albeit,  
we are of the view that questioning the  
vires of rules purely relates to the terms  
and conditions of service, for which the  
proper forum is Khyber Pakhtunkhwa  
Service Tribunal established under the  
Khyber Pakhtunkhwa Service Tribunals  
Act, 1974. Besides, the jurisdiction of  
this Court is barred under Article 212 of  
the Constitution of Islamic Republic of  
Pakistan, 1973. In this regard, reference  
can be made to the cases of "L.A. Sherwani  
and others (1991 SCMR 1041)", "Ali  
Azhar Khan Baloch (2015 SCMR 456)"  
and "Mobeen-ul-Salam (2006 SCMR  
100)".

6. Thus, for the reasons recorded  
hereinabove and in view of the bar

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Peshawar High Court

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contained in Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 and also in view of the availability of alternate remedy to the petitioners, this writ petition is not maintainable. Accordingly, it is dismissed in limine. Needless to observe, that petitioners may approach to the Khyber Pakhtunkhwa Service Tribunal, Peshawar for the redressal of their grievance, if they are so advised.

Announced  
Dt: 03.09.2020

JUDGE

JUDGE

(DD) Hon'ble Justice (Karamullah Khan) and Hon'ble Mr. Justice (Jat Singh)

Unrevised-2020

6285  
Date of Presentation of Application 3/9/2020  
No of Pages 11-2  
Copyies  
Total 14  
Date of Preparation of Copy 7/9/2020  
Date of Delivery of copy 7/9/2020  
received By [Signature]

[Signature]  
CERTIFIED TO BE TRUE COPY  
Authorised Signatory  
The Registrar General 199  
07 SEP 2020

**ATTESTED**

[Signature]



To,

The Director,  
E&SE Department,  
Khyber Pakhtunkhwa, Peshawar

Answer F\*

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Subject:

**DEPARTMENTAL APPEAL AGAINST THE IMPUGNED SERVICE RULES DATED 24.07.2014 AND 24.04.2018 WHEREBY NO PROMOTION QUOTA HAS BEEN ALLOCATED FOR THE CADRE OF PST & CT (WHOSE SUBJECTS IN B.SC ARE COMPUTER SCIENCE).**

Respected Sir,

Most respectfully it is stated that I am the employee of your good self-Department and performing my duty as DM at GPS Bari Band, District Charsadda quite efficiently and upto the entire satisfaction of my superiors. It is pertinent to mention here that all the other Primary School Teachers and Certified Teachers have the promotion criteria/quota to the post of SST, SST (General & Science). That service rules dated 24.07.2014 and 24.04.2018 framed by the respondent Department no promotion quota has been allocated for promotion from the post of PSTs and CTs (who has the qualification of B.Sc in Computer Science) to the post of SST/SST (IT). That the undersigned feeling aggrieved from the service rules mentioned above preferred this Departmental appeal before your good self.

It is therefore, most humbly prayed that on acceptance of this Departmental appeal the impugned service rules Notified on 24.07.2014 may very kindly be amended/modified to the extent of Serial No.1B column No.3 of the table by including/inserting the computer science subject of the appellant in column No.3 and the impugned service rules dated 24.04.2018 may kindly be amended/modified to the extent of Serial No.2 n column No.5 of the table by allocating promotion quota for the cadre of PST and CT. Any other remedy which your good self deems fit that may also be awarded in favor of the applicant.

Dated: 20.10.2020

Your Obediently



AFZAL SHAH, PST

GPS Bari Band, District Charsadda

**ATTESTED**

**VAKALATNAMA**

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

\_\_\_\_\_ OF 2021

Afzal Shah (APPELLANT)  
(PLAINTIFF)  
(PETITIONER)

**VERSUS**

Education Deptt (RESPONDENT)  
(DEFENDANT)



I/We Afzal Shah  
Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. \_\_\_\_/\_\_\_\_/2021



**CLIENT(S)**

**ACCEPTED**  
**NOOR MOHAMMAD KHATTAK**  
**15401-0705985-5**  
**BC-08-0853**  
**&**

**KAMRAN KHAN**  
  
**AFRASIAB KHAN WAZIR**  
  
**HAIDER ALI**  
**ADVOCATES**

OFFICE:  
Flat No.4, Upper Floor,  
Juma khan plaza near (FATA) Secretariat  
Warsak road Peshawar.  
Mobile No. **0345-9383141**