

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.

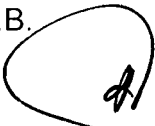

(Rozina Rehman)
Member (J)

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.

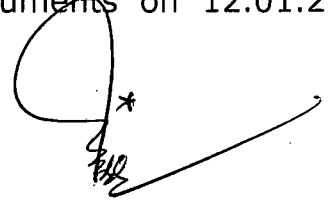

(Rozina Rehman)
Member (J)

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.

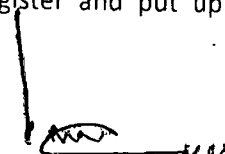




Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No. - 2396 /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 style="text-align: right;"> REGISTRAR</p> <p>2-</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>12/4/21</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>12.04.2021</p> <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 style="text-align: right;"> Reader</p> <p>20.07.2021</p> <p>As 20th 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 style="text-align: right;"> Reader</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 2396 /2021

MUHAMMAD ASAD ULLAH

VS

EDUCATION DEPTT

INDEX

S.NO	DOCUMENTS	ANNEXURES	PAGES
1	Memo of Appeal	1-4
2	Stay Application	5
3	Appointment order	A	6-10
4	Educational Testimonials	B	11-12
5	Notification Dated 24-07-2014	C	13-19
6	Notification Dated 24-04-2018	D	20-28
7	Judgment Dated 03-09-2020	E	29-32
8	Departmental Appeal	F	33
9	Vakalatnama	34

APPELLANT

THROUGH:

NOOR MOHAMMAD KHATTAK

OFFICE: Flat No.4, 2nd Floor,

Juma Khan Plaza,

Near FATA Secretariat,

Warsak Road, Peshawar.

0345-9383141.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. _____/2021

Mr. Muhammad Asad Ullah, PST (BPS-12),
GPS Muhammad Wali Killi, District Mardan.

..... 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 PST'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 regularized 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



MUHAMMAD ASAD ULLAH

THROUGH:

NOOR MOHAMMAD KHATTAK

KAMRAN KHAN

SHAHZULLAH YOUSAFZAI

&

**AFRASIAB KHAN WAZIR
ADVOCATES**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. _____/2021

MUHAMMAD ASAD ULLAH

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

MUHAMMAD ASAD ULLAH

THROUGH: 
NOOR MOHAMMAD KHATTAK
ADVOCATE,
High Court Peshawar



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
MARDAN

NOTIFICATION

Consequent upon the recommendations of the Departmental Selection Committee Mardan in its meeting held on 22-03-2016, appointment of the following candidates to hereby ordered against the post of Primary School Teacher (PST) on school & U/C based in BPS-12 (Rs.9055/- to 25545/-) plus usual allowances as admissible under the rules on ad-hoc basis for the period of one year under the existing levy of the Provincial Government, in the Teaching cadre on the terms and conditions given below with effect from their taking over charge in the schools as noted against each:-

S/No	Name	F/Name	School	U/C	Date of Birth	Total Score	Remarks
U/C Aio							
1	Sajid Ali	Said Badshahi	GPS Moll Bala	Aio	06-03-1983	125.07	A.V.Post
2	Muhammad Naeem	Azeem Khan	GPS Pirano Barota	Aio	07-03-1987	125.82	A.V.Post
3	Muhammad Sheraz	Muhammad Rusool	GPS Pirano Barota	Aio	15-01-1983	110.59	A.V.Post
4	Imran Ali	Zardullah Khan	GPS Pirano Barota	Aio	22-03-1993	116.12	A.V.Post
5	Altab Ahmad Khan	Sher Zaman	GPS Moll Bala	Aio	27-12-1991	114.95	A.V.Post
6	Imtiaz Ali	Behroz Khan	GPS Moll Bala	Aio	10-03-1984	103.11	A.V.Post
U/C Babani							
7	Muhammad Aman	Muhammad Afzal	GPS Sagar Akbar Kili	Babani	08-04-1991	140.41	A.V.Post
8	Akhtar Munoor	Nawab Zada	GPS Sagar Akbar Kili	Babani	17-04-1984	136.73	A.V.Post
9	Shahid Ayaz	Fauzi Gul	GPS Sagar Akbar Kili	Babani	11-04-1984	119.95	A.V.Post
10	Muhammad Tariq	Fauzi Kooli	GPS No.1 Shingwa	Babani	07-03-1980	114.53	A.V.Post
11	Fazil Mulla	Abdul Hameed	GPS No.1 Shingwa	Babani	15-03-1992	112.54	A.V.Post
12	Ijaz Ahmad	Badullah Khan	GPS Sagar Akbar Kili	Babani	10-10-1982	112.20	A.V.Post
13	Abdul Hameed	Misbah Ud Duja	GPS Sagar Akbar Kili	Babani	20-04-1983	111.70	A.V.Post
14	Muhammad Ali	Sarfraz Khan	GPS Sagar Akbar Kili	Babani	15-03-1987	110.81	A.V.Post
15	Sheraz	Nawab Zada	GPS Sagar Akbar Kili	Babani	07-04-1988	108.40	A.V.Post
16	Fazal Raziq	Abdul Majid	GPS Sagar Akbar Kili	Babani	01-03-1980	105.71	A.V.Post
17	Shehzad Khan	Ramiz Gul	GPS Sagar Akbar Kili	Babani	30-09-1986	105.37	A.V.Post
U/C Babuzai							
18	Adiz Dad Shah	Hakim Dad Shah	GPS Mangian Babuzai	Babuzai	11-04-1987	119.60	A.V.Post
U/C Baghdada							
19	Mazhar Shah	Muhammad Shah	GPS No.1 Baghdada	Baghdada	16-08-1982	132.22	A.V.Post
20	Yasir Ali Khan	Ashraf Ull Din	GPS No.1 Baghdada	Baghdada	28-05-1993	120.15	A.V.Post
U/C Bagh-o-Iram							
21	Said Shah	Khalid Shah	GPS No.1 Bagh-o-Iram	Bagh-o-Iram	24-04-1986	90.00	A.V.Post
U/C Baghicha Dheri							
22	Warda Khan	Naimal Nadeem	GPS No.1 Baghicha Dheri	Baghicha Dheri	02-01-1992	123.01	A.V.Post
23	Fazal Hassan	Fazal Anwar	GPS No.2 Baghicha Dheri	Baghicha Dheri	10-06-1984	117.86	A.V.Post
24	Wisdom Ihsan	Ihsan Ullah	GPS No.1 Baghicha Dheri	Baghicha Dheri	25-03-1991	115.64	A.V.Post
25	Sabir Ur Rehman	Shamshur Rahman	GPS No.1 Baghicha Dheri	Baghicha Dheri	15-04-1991	100.53	A.V.Post
26	Mian Muftah Ull Din	Mian Sabir Ullah	GPS No.1 Baghicha Dheri	Baghicha Dheri	20-03-1992	82.47	A.V.Post
27	Fartan Ahmed	Sardar Ahmed	GPS No.1 Baghicha Dheri	Baghicha Dheri	15-02-1989	84.26	A.V.Post
28	Ilman Taj	Taj Taj	GPS No.1 Baghicha Dheri	Baghicha Dheri	01-02-1991	84.45	A.V.Post
U/C Bala Garhi							
29	Asad Ali	Chaudhary Asad	GPS No.1 Bala Garhi	Bala Garhi	12-11-1987	134.05	A.V.Post
30	Khalid Usman	Qari Dikar Ud Din	GPS No.1 Bala Garhi	Bala Garhi	10-04-1988	134.05	A.V.Post
31	Fawad Ali	Khan Sher	GPS No.1 Bala Garhi	Bala Garhi	03-03-1990	122.40	A.V.Post
32	Ahmed Ud Din	Ijaz Zaman	GPS No.1 Bala Garhi	Bala Garhi	15-03-1987	120.10	A.V.Post
33	Muhammad Adil	Azam Khan	GPS No.1 Bala Garhi	Bala Garhi	10-01-1987	114.96	A.V.Post
34	Sardar Anwar	Muhammad Yousaf	GPS No.1 Bala Garhi	Bala Garhi	01-01-1980	114.41	A.V.Post
U/C Bala Garhi							
35	Gauran Khan	Sher Aman	GPS Gulshan Altab Chani	Bala Garhi	06-04-1991	133.48	A.V.Post
36	Kaleem Ullah Jan	Anwar Ullah	GPS Gulshan Altab Chani	Bala Garhi	14-10-1985	116.16	A.V.Post
37	Muhammad Salman	Muhammad Shah	GPS Gulshan Altab Chani	Bala Garhi			

ATTACHED

7

SrNo	Name	F/Name	School	U/C	Date of Birth	Total Score	Remarks
383	Wahad Gul	Rehmat Gul	GPS Arabi Banda	Seri Bahlol	12-03-1990	100.20	A.V.Post
	Ata Muhammad	Faiz Muhammad	GPS Arabi Banda	Seri Bahlol	14-03-1992	100.20	A.V.Post
384	Abdullah	Muhammad Ali Shah	GPS Gohar Khan Narsak	Seri Bahlol	12-02-1990	104.19	A.V.Post
385	Muhammad Iqbal	Mejood Gul	GPS Arabi Banda	Seri Bahlol	22-04-1993	100.94	A.V.Post
386	Irshad Ahmed	Johar Zaman	GPS Arabi Banda	Seri Bahlol	01-11-1991	101.30	A.V.Post
387	Muhammad Salim	Gul Amin	GPS Arabi Banda	Seri Bahlol	03-04-1997	101.13	A.V.Post
388	Shakir Ullah	Gul Ahmad	GPS Arabi Banda	Seri Bahlol	13-06-1992	101.13	A.V.Post
389	Hussain Ali	Gul Sher	GPS Arabi Banda	Seri Bahlol	01-07-1994	101.61	A.V.Post
390	Sajid Ali	Fazal Wahid	GPS No.1 Arabi Banda	Seri Bahlol	20-03-1993	101.50	A.V.Post
U/C Shahbaz Garhi							
391	Muhammad Inam Khan	Farhad Ali	GPS No.1 Arabi Banda	Shahbaz Garhi	06-06-1991	123.75	A.V.Post
392	Sajid Iqbal	Iqbal Khan	GPS Narsak	Shahbaz Garhi	20-07-1989	111.76	A.V.Post
393	Muhammad Mehboobul Han	Fazal Malik	GPS Arabi Banda	Shahbaz Garhi	21-04-1995	101.89	A.V.Post
394	Khalid Raza	Ahmad Salam	GPS Shahbaz Garhi No.3	Shahbaz Garhi	03-02-1990	100.67	A.V.Post
395	Zamin Khan	Sher Zaman	GPS Gohar Khan Narsak	Shahbaz Garhi	07-03-1990	99.30	A.V.Post
396	Waqar Ahmad	Ghulam Akbar	GPS No.2 Arabi Banda	Shahbaz Garhi	15-04-1990	99.70	A.V.Post
397	Muhammad Atoush Said	Jun Said	GPS Shahbaz Garhi No.1	Shahbaz Garhi	23-02-1990	100.79	A.V.Post
398	Muhammad Amir	Hussain Khan	GPS Arabi Banda	Shahbaz Garhi	01-03-1992	97.59	A.V.Post
399	Hamza	Burhan Ullah	GPS No.1 Arabi Banda	Shahbaz Garhi	23-04-1997	97.34	A.V.Post
400	Waleed Ahsan Akbar	Faqir Akbar	GPS No.1 Arabi Banda	Shahbaz Garhi	03-09-1993	94.93	A.V.Post
U/C Shamlat Pur							
401	Muhammad Asadullah	Aman Ullah	GPS Muhammad Wali	Shamlat Pur	12-07-1988	114.54	A.V.Post
402	Muhammad Arif	Abdul Mejeed	GPS Shamlat Roz Kili	Shamlat Pur	09-11-1982	114.17	A.V.Post
403	Hafiz Saifullah	Rahman Ullah	GPS Shamlat Pur	Shamlat Pur	26-04-1986	110.37	A.V.Post
404	Ajmal Shah	Ghanda Shah	GPS Shamlat Roz Kili	Shamlat Pur	01-03-1981	103.22	A.V.Post
U/C Shamozai							
405	Syed Inayat Shah	Mubarak Shah	GPS Khan Zamin Banda	Shamozai	09-03-1991	135.17	A.V.Post
406	Muhammad Ali	Mir Dad Khan	GPS Showa	Shamozai	04-01-1988	120.31	A.V.Post
407	Wali Khan	Hoya Gul	GPS Pabai	Shamozai	13-02-1979	122.86	A.V.Post
408	Niamat Ali	Malang Jan	GPS Masha Derakmi	Shamozai	02-01-1982	120.60	A.V.Post
409	Shakil Ahmed	Saki Muhammad	GPS Shamozai	Shamozai	04-03-1992	119.12	A.V.Post
410	Zaidur Shah	Hazrat Said	GPS Shamozai	Shamozai	01-01-1988	117.77	A.V.Post
411	Viqar Ullah Khan	Aman Ullah Khan	GPS Shamozai	Shamozai	02-01-1987	115.50	A.V.Post
412	Sajid Ali	Rahim Ullah	GPS Shamozai	Shamozai	21-04-1986	114.66	A.V.Post
413	Tariq Nawaz	Muhammad Nawaz	GPS Shamozai	Shamozai	27-04-1980	114.55	A.V.Post
414	Jahongir Khan	Muhammad Khan	GPS Shamozai	Shamozai	11-04-1990	113.10	A.V.Post
415	Mujeeb Ur Rehman	Syed Nazim Shah	GPS Arabi Banda	Shamozai	22-04-1963	112.28	A.V.Post
U/C Sher Garhi							
416	Shakil Khan	Said Khan	GPS Arabi Banda	Sher Garhi	03-03-1981	123.14	A.V.Post
417	Qasim	Lal Bahar Khan	GPS Arabi Banda	Sher Garhi	15-04-1988	116.70	A.V.Post
418	Misbah Ud Din	Noor Ali Jan	GPS Arabi Banda	Sher Garhi	09-03-1985	115.17	A.V.Post
U/C Takkar							
419	Khurshid	Nowshad	GPS Arabi Banda	Takkar	20-09-1981	125.33	A.V.Post
420	Sardar Ali	Jehan zeb Khan	GPS Arabi Banda	Takkar	11-04-1990	117.60	A.V.Post
421	Salah Ud Din	Fazal Mohi Ud Din	GPS Arabi Banda	Takkar	10-02-1985	112.13	A.V.Post

8

S.No.	Name	FName	School	U/C	Date of Birth	Total Score	Remarks
425	Sher Afzal	Umar Khan	GPS Aminulla Mardana	Toru	21-05-1984	114.54	A.V.Post
426	Muhammad Zubair	Inayat Ullah	GPS Toru	Toru	28-01-1991	112.83	A.V.Post
427	Habib Ur Rahman	Zaidan Shah	GPS Aminulla Mardana	Toru	03-12-1989	106.21	A.V.Post

Terms & Conditions:

- 1- No TADA etc is allowed.
- 2- Charge report should be submitted to all concerned authorities.
- 3- Appointment is purely on temporary and adhoc basis initially for one year w.e.f their taking over charge.
- 4- They should not be handed over charge if they exceeds 35 years or below 20 years, except S.No.16,62,67,70,72,133,215,220,254,267,302,304,355,382,407 and 413 who have been granted sanction relaxation in upper age limit by the undersigned being competent authority.
- 5- Appointment is subject to the condition that the degree/certificate/documents must be verified from the concerned authorities by the Head of institution/Drawing Disbursing officer concerned and after verification these verified degrees/certificates should be sent to DEO Male Mardana office for pay release order in case of fake/forged certificate degrees detected later on their appointment order would be automatically canceled from the date of appointment and will be reported to the law enforcing agencies for legal action.
- 6- If any valid appeal received regarding the appointment against any candidate, the appointment order of that candidate will be with drawn who is lowest in the merit in the school of the same U/C
- 7- Their services are liable to termination on one months prior notice from either side. In case of resignation without notice his on-months pay/allowances shall be forfeited to the Government.
- 8- They should join their post within 15 days, in case of failure their appointment will expire automatically and no subsequent appeal etc shall be entertained.
- 9- Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
- 10- They will be governed by such rules and regulations as may be issued from time to time by the govt.
- 11- Their services shall be terminated at any time, in case their performance is found unsatisfactory during their contract period. In case of misconduct, they shall be proceeded under the rules framed from time to time.
- 12- Their appointment is made on school based, they will have to serve at the place of posting and their service is not transferable to any other station.
- 13- Before handing over charge once again their document may be checked if they have not the required relevant qualifications they may not be handed over charge.

(SIRAJ MUHAMMAD)
DISTRICT EDUCATION OFFICER
(MALE) MARDAN

Encls: No. 2145-G Prg. Branch Dated: 25/03/2016

Copy forwarded for information and necessary action to the:-

- 1 PS to Minister for Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 2 PS to Secretary to Government for Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 3 Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 4 District Account Officer Mardana
- 5 SDO Male Prg. Mardana and Toru U/Cs
- 6 DMO, MU Mardana
- 7 EMIS branch local office
- 8 Official Concerned
- 9 M/F/ku

[Signature]
25/3/2016
DISTRICT EDUCATION OFFICER
(MALE) MARDAN

ATTACHED

**OFFICE OF THE DISTRICT EDUCATION OFFICER
(MALE) MARDAN**



Permanent order

⑨

Notification.

Under the provision of The Khyber Pakhtunkhwa Employers of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018 [Khyber Pakhtunkhwa Act No.1 of 2018], Services of the following Primary School Teachers appointed on adhoc basis on Contract, are hereby regularized in BPS-12, on the same posts in Teaching Cadre on the terms and condition given below with effect from the date of their appointment on the PST post :-

Appointment 2016

Sl	Roll No	Name	Permanent Address with CNIC No	Total Marks Out of 200	School where posted	Appointment order No and dated	Extension order No and dated if any
1	451701305	Sardar Ahmad	Jari manzil par Jalsial bakhshali mardan	114.41	GPS Bakhshali	2145/G dated 25-03-2016	2007/G dated 15-03-2016
2	451701136	Khalid Usman	mohallah gufran village and p/o Bakhshali mardan	124.95	GPS Bakhshali	2145/G dated 25-03-2016	2007/G dated 15-03-2016
3	452601182	Amir ud Din	mohallah gufran village and p/o Bakhshali mardan	120.11	GPS Bakhshali	2145/G dated 25-03-2016	2007/G dated 15-03-2016
4	451701126	Fayad Ali	VPO Bakhshali	122.4	GPS Jaffer abad	2145/G dated 25-03-2016	2007/G dated 15-03-2016
5	452501116	Muhammed Aul Eban	VPO Bakhshali	114.66	GPS Jaffer abad	2145/G dated 25-03-2016	2007/G dated 15-03-2016
6	452301383	Ilyas ahmad	PO Jaffer abad	122.4	GPS Jaffer abad	2145/G dated 25-03-2016	2007/G dated 15-03-2016
7	452301074	Rafiq Jaffer	PO Jaffer abad	121.2	GPS Jaffer abad	2145/G dated 25-03-2016	2007/G dated 15-03-2016
8	452301335	Amir ud Din	PO Jaffer abad	121.2	GPS Jaffer abad	2145/G dated 25-03-2016	2007/G dated 15-03-2016
9	452601027	Sardar Ahmad	Sarkhi dhari BUSTAM	105.73	GPS PESHKAND	2145/G dated 25-03-2016	2007/G dated 15-03-2016
10	451700971	Imdad Ali	Sarkhi dhari BUSTAM	108.62	GPS PESHKAND	2145/G dated 25-03-2016	2007/G dated 15-03-2016
11	452201046	Sayad ul Islam	Sarkhi dhari BUSTAM	105.73	GPS PESHKAND	2145/G dated 25-03-2016	2007/G dated 15-03-2016
12	451700941	SAIFULLAM	Sarkhi dhari BUSTAM	108.62	GPS PESHKAND	2145/G dated 25-03-2016	2007/G dated 15-03-2016
13		Farhad Ali	Chagharzai GUJRAT	105.27	GPS Chagharzai	2145/G dated 25-03-2016	2007/G dated 15-03-2016
14		Noor Khan	Dalasa GUJRAT	105	GPS Fatima	2145/G dated 25-03-2016	2007/G dated 15-03-2016
15		Altal Hussain	Zabbar GUJRAT	104.69	GPS Fatima	2145/G dated 25-03-2016	2007/G dated 15-03-2016
16	452200790	Abbas Ali	Dalasan GUJRAT	115.61	GPS Fatima	2145/G dated 25-03-2016	2007/G dated 15-03-2016

[Signature]

193	452300873	ZAIN UL ABIDEEN	MACHINE KORONA TAWAS ROAD	90.1	MUHAMMAD KHEL	2145/G 25/03/2016	2009/03/2017
194	452100954	LAI MUHAMMAD	BANDAL PAR HOTI	122.45	GPS BANDAL	2145/G 25/03/2016	2009/03/2017
195	452201238	SAKIB ARSALA KHAN	ILYAS KHAN KORONA PAR HOTI	100.77	GPS BANDAL	2145/G 25/03/2016	2009/03/2017
196	452201272	AZIZ UR RAHMAN	SADI KHEL MAYAR	119	GPS BHATA KORONA	2145/G 25/03/2016	2009/03/2017
197	451701019	AMIR ULLAH	SHERDI KHAN HOTI	112.07	GPS BHANDA KHEL	2145/G 25/03/2016	2009/03/2017
198	452200949	BILAL QAYUM	PARA MEDICAL COLONY D.H.Q.H.Mardan	112.86	GPS LIVE COLONY NO 1	2145/G 25/03/2016	2009/03/2017
199	452200819	MUHAMMAD AMIR	ITAHAD COLONY KARWAN ROAD	112.06	GPS CIVIL COLONY NO 2	2145/G 25/03/2016	2009/03/2017
200	452300880	Fir Ijaz Shah	Mohalla Piran Zormandi Mayar	122.62	GPS GADDO MAYAR	2557/G 23-04-2016	2009/03/2017
201	452201355	Weftah Ullah	Mohalla Aka Khel No. 2 Mayar 16101-0905601-5	114.89	GPS GADDO MAYAR	4004/G 28-05-2016	2009/03/2017
202	452101171	Muhammad Ilyas	Mohalla Nicher Abad Mayar	109.68	GPS GADDO MAYAR	2557/G 23-04-2016	2009/03/2017
203	451701315	MUHAMMAD ZUBAIR	GULIBAGH HOTI	106.63	GPS GULI BAGH	2145/G 25/03/2016	2009/03/2017
204	452101154	NOOR WAJID	TAUS BANDA	91.68	GPS HARA KHELI	2145/G 25/03/2016	2009/03/2017
205	452201281	MUHAMMAD ABSHAD	BAKO DIHERI PAR HOTI	93.69	GPS HARA KHELI	2145/G 25/03/2016	2009/03/2017
206	452401173	MUHAMMAD ASIF KHAN	BAKO DIHER PAR HOTI	84.74	GPS HARA KHELI	4362/G 01-05-2016	2009/03/2017
207	452200826	QAZI ABBAS	ZOORMANDI MAYAR	123.19	GPS JABA MAYAR	2145/G 25/03/2016	2009/03/2017
208	452200938	SYED ASAD ALI SHAH	MOH MIANGAN KANDAR	116.85	GPS KANDAR NO 3	2145/G 25/03/2016	2009/03/2017
209	452501100	IRFAN ULLAH JAN	TARIQ COLONY MARDAN	131.58	GPS KARWAN ROAD	2145/G 25/03/2016	2009/03/2017
210	452501048	MUHAMMAD SHAHAB UO D.H.	GHANI HI MAYAR	110.04	GPS MAYAR NO 1	2145/G 25/03/2016	2009/03/2017
211	452400983	MUHAMMAD ASAD ULLAH	MUSLIAM ABAD MARDAN	110.03	GPS MUSLIAM ABAD	2145/G 25/03/2016	2009/03/2017
212		MUHAMMAD ASAD ULLAH	QAYUM ABAD P/O	113.51	GPS QAYUM ABAD P/O	2145/G 25/03/2016	2009/03/2017
213		MUHAMMAD UMAR KHAN	MUSLIAM ABAD MARDAN	110.03	GPS MUSLIAM ABAD	2145/G 25/03/2016	2009/03/2017
214	452501195	ALAM ZEB	CHAK ALA DAD KHEL	91.87	GPS PANI ALA DAD KHEI	2145/G 25/03/2016	2009/03/2017
215	452200875	MUHAMMAD TAHIR	VPD PAR HOTI	112.87	GPS PAR HOTI	2145/G 25/03/2016	2009/03/2017
216	451701209	MUHAMMAD ISMAIL	ALLA DAD KHEI NALI PAR	109.63	GPS PURANA HOTI	4094/G 27-05-2016	2009/03/2017
217		HAMEED KHAN	SHARIF ABAD P/O QASIM	112.74	GPS QARI ABAD QASIM	2145/G 25/03/2016	2009/03/2017
218	451700974	LAIQ ZAQA	VILLAGE QASIM MARDAN	116.07	GPS QASIM NO 1	2145/G 25/03/2016	2009/03/2017
219	452501199	MUHAMMAD ASAD	MOH NOSHAD PAR HOTI	120.59	GPS SHAHDANI	2145/G 27/03/2016	2009/03/2017

Handwritten signature and stamp at the bottom of the page.



بِسْمِ اللّٰهِ الرَّحْمٰنِ الرَّحِیْمِ

Serial No: 02594

Session: 2005-09

UNIVERSITY OF WAH
WAH CANTT

TRANSCRIPT OF CREDIT

MUHAMMAD ASADULLAH
Name

AMANULLAH
Father's Name

UW-05-CPS-BS-027
Registration No.

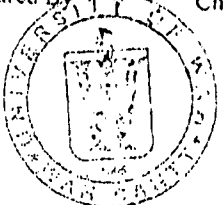
BS (Hons)
Degree/Course

COMPUTER SCIENCES
Department

CGPA 2.542/4.000
Total Credit Hrs: 132

Date of Issue: 09-12-2009
Result Declaration Date: 25-11-2009

Prepared By _____
Checked By _____



CONTROLLER OF EXAMINATION

Course Code	Course Title	Credit Hrs	Grade
1st Semester:			
CPS-100	Basic Computational Studies	3	C+
CPS-301	Introduction of Programming	4	A
MATH-301	Calculus-I	3	C+
PKS-108	Pakistan Studies	3	B
STAT-109	Statistics and Probability	3	C+
1 st Semester GPA 2.969/4.000			
2nd Semester:			
CPS-302	Object Oriented Programming-I	4	C
CPS-107	Digital Logic Design	4	C
PHY-206	Circuit Theory	3	C
ISL-106	Islamic Studies	2	A
ENG-102	Communication Skills	2	C
MATH-314	Elementary Linear Algebra	3	C
2 nd Semester GPA 2.222/4.000			
3rd Semester:			
CPS-305	Data Base Management System	3	C
CPS-303	Data Structure	3	C
CPS-306	Data Communication & Network	3	B+
CPS-304	Object Oriented Programming-II	4	C+
CPS-311	Financial Accounting	3	C+
MAT-309	Discrete Mathematics	3	C
3 rd Semester GPA 2.421/4.000			
4th Semester:			
CPS-308	Software Engineering-I	3	C+
CPS-307	Computer Architecture	3	C+
CPS-316	Web Programming	3	B+
CPS-312	Network Security	3	B+
CPS-314	Financial Management	3	C
PHY-405	Electronics	3	D
4 th Semester GPA 2.333/4.000			
5th Semester:			
CPS-313	Software Engineering-II	3	C+
CPS-318	Automata Theory	3	B+
CPS-315	Operating System	3	B+
CPS-344	Wireless Network	3	C
CPS-310	Human Resource Management	3	B
MATH-323	Differential Equation	3	C
5 th Semester GPA 1.667/4.000			
6th Semester:			
CPS-321	Final Project Computing	3	C+
CPS-324	Software Project Management	3	C+
CPS-326	Database System II	4	C
CPS-328	Signal Image Processing	4	C+
6 th Semester GPA 2.357/4.000			
7th Semester:			
CPS-317	Visual Programming	3	C
CPS-323	Computer Construction	3	C+
CPS-306	Modeling & Simulation	4	C
CPS-324	Mobile Computing	3	C
7 th Semester GPA 1.231/4.000			
8th Semester:			
CPS-319	Microprocessor & Assembly Language	4	B+
CPS-322	Computer Graphics	3	C+
CPS-327	Artificial Intelligence	3	C+
CPS-329	Project	6	B+
8 th Semester GPA 3.125/4.000			
Status: Degree Completed			
* Improved Courses			

NOTE: Should any error in the Transcript be made inadvertently the University reserves the rights to correct the same.

Quaid Avenue, The Mall, Wah Cantt. Pakistan. Tel: 92 51 9314101 - 10 Ext: 22255-6 Fax: 92 51 9314311

[Handwritten signature]

19/8/2020

BED_DMC.jpg

12

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD



Serial No. 400027 PROVISIONAL RESULT CARD

Name: TARIQ MUHAMMAD
 Father's Name: QADIR HUSSAIN
 Address: MALL TOWER, BORDO, KARACHI

Roll No. 00044513
 Registration No. 3200000157
 Final Semester SEP-2019

Tehsil: BARDAN
 District: BARDAN

has successfully completed BY ORDER OF CONTROLLER OF EXAMINATIONS

The detail of passed courses is as under:

Semester	Course Code	Title of Course	Marks	
			Maximum	Obtained
AUT-12	0512	PERSPECTIVES IN EDUCATION	100	69
AUT-12	0513	SCHOOL ORGANIZATION	100	72
AUT-12	0514	EVALUATION QUALITY OF RESEARCH	100	70
AUT-12	0515	EDUCATIONAL PSYCHOLOGY & CURRICULUM	100	67
AUT-12	0601	ENGLISH (COMPOUND)	100	70
AUT-12	0602	ISLAM, PAKISTAN AND MODERN WORLD	100	54
SEP-19	0605	WORKSHOP & TEACHING PRACTICE	100	65
SEP-19	0607	TEACHING OF GENERAL SCIENCE	100	63
SEP-19	0608	TEACHING OF MATHEMATICS	100	30

CREDITS 6

Total Marks / Obtained

700 / 604

Result Declared on

05/08/2020

Percentage / Grade

67.14

Date of issue

20/08/2020

Controller of Examinations

Disclaimer:

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



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

Peshawar, dated the 24th 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

--	--	--	--

Primary School Teachers promotion then the post promotion, on the basis of fitness, from amongst School Teachers with at least seven years service as Senior Primary Teachers and Primary School Teachers and having qualification as specified in column No.3:

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

(ii) twenty Five per cent recruitment.

Note:

- I. If no suitable candidate is available for promotion to the relevant cadre of the post falling in their respective categories shall be filled by initial recruitment.
- II. Posts of General SST and SST-2 Science shall be filled on promotion or initial recruitment basis separately.

[Handwritten signature]

	<p>1A- Director Physical Education (BPS-17)</p>	<p>At least second class Master's Degree in Physical Education from a recognized University.</p>	<p>22-35 years</p>	<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>
--	---	--	--------------------	--

Stamp and signature area at the bottom left of the page.

18

to be filled by
seniority-cum-
Primary
seven years
of School
Teachers
mentioned in

to suitable
amongst
teachers for
to be filled
Teachers
as such
mentioned in

by initial

available in
teachers,
proportion quota
percentage.

1 Science
filled by
one, each on

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

ATTESTED

[Signature]

--	--	--

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:

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

ATTESTED

A

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

19

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 (E&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

(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)

(7)

EXTRAORDINARY
GOVERNMENT



REGISTERED NO. PIII

G A Z E T T E

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, TUESDAY, 24th APRIL, 2018.

GOVERNMENT OF KHYBER PAKHTUNKHWA ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

NOTIFICATION

Peshawar, dated: 24th April 2017

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

APPENDIX

S.No.	Nomenclature of the post	Minimum qualification for appointment by initial recruitment/transfer	Age limit	Method of recruitment
1	Subject Specialist- Information Technology (SS-IT) (BPS-17)	<p>i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree Bachelor's Degree in Computer Science (BCI/BSC) Honsours (4 years) or equivalent qualification from a recognized University.</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>	31-35	<p>a) Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Secondary School Teacher-IT with at least five years service; and</p> <p>b) Fifty percent by initial recruitment.</p> <p>Provided that if no suitable candidate is available for promotion, then by initial recruitment.</p>

<p>2. Secondary School Teacher-Information Technology (SST-IT) (BPS-16)</p>	<p>i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BC/BS/CS Honours 4 years) or Bachelor's Degree with a subject of Computer Science 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.</p>	<p>3. Certified Teacher-Information Technology (CT-IT) (BPS-12)</p>	<p>i. At least 2nd Division Intermediate School Certificate or equivalent qualification from a recognized Institution or Board with one year Diploma in Information Technology Computer Science from any recognized Institution; and ii. Certified Teacher Certificate (CT) or Associate Degree in Education (ADE) from any recognized Institution/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.</p>
<p>a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-IT with five years service as such in the post of Secondary School Teacher-IT. b). Fifty percent by initial recruitment. Provided that if no suitable candidate is available for promotion, then by initial recruitment.</p>	<p>18-35</p>	<p>By initial recruitment.</p>	<p>18-35</p>

50% Fresh
 50% CT (IT)

21

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
 ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

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

[Handwritten signature]

[Handwritten initials]

[Handwritten text]

27

[Handwritten mark]

			<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>
--	--	--	---

RT UT

47
RT

37
Q.N

207
PST

ATTESTED

[Handwritten signature]

28

			<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>NOTE:</p> <p>I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment</p> <p>II. 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>
--	--	--	--

ATTESTED

[Handwritten signature]

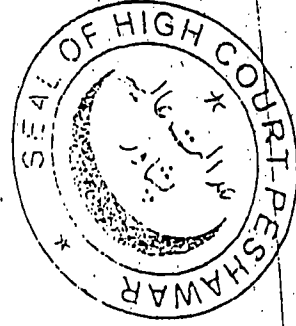
JUDGMENT SHEET
PESHAWAR HIGH COURT PESHAWAR
JUDICIAL DEPARTMENT

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, w/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.

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

ATTESTED

ATTESTED
EXAMINER
Peshawar High Court

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 record 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

ATTESTED
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

ATTESTED
EXAMINER
Peshawar High Court

ATTESTED

Scanned by CamScanner

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

(DB) The Chief Justice, Islamabad - Served to the Hon. Justice J. A. Sheikh

6285
Date of Presentation of Application 3/9/2020
No of Pages 11-p
Copying
Total 144
Date of Preparation of copy 7/9/2020
Date of Delivery of copy 7/9/2020
Received By [Signature]

[Signature]
07 SEP 2020

ATTESTED

[Signature]

To,

Annex F

33

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

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 PST at GPS Muhammad Wali Killi, District Mardan 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



MUHAMMAD ASAD ULLAH, PST
GPS Muhammad Wali Killi, Mardan

ATTESTED

VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

_____ OF 2021

Muhammad Asadullah

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Deptt

(RESPONDENT)
(DEFENDANT)

I/WE Muhammad Asadullah

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

W. H. Khan

CLIENT(S)

ACCEPTED

NOOR MOHAMMAD KHATTAK

15401-0705985-5

BC-08-0853

&

KAMRAN KHAN

AFRASIAB KHAN WAZIR

Haider Ali
HAIDER ALI
ADVOCATES

OFFICE:

Flat No.4, Upper Floor,

Juma khan plaza near (FATA) Secretariat

Warsak road Peshawar.

Mobile No. **0345-9383141**