

ORDER

26th July, 2022

1. Counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Asst: AG for respondents present.

2. Vide our detailed order of today placed in Service Appeal No. 2511/2021 titled "Johar-vs- the Government of Khyber Pakhtunkhwa through Chief Secretary at Civil Secretariat, Peshawar and others" (copy placed in this file), this appeal is also decided on the said terms. Costs shall follow the events. Consign.

3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 26th day of July, 2022.*



(KALIM ARSHAD KHAN)
CHAIRMAN.



(SALAH UD DIN)
MEMBER(Judicial)

25th July, 2022

Clerk of learned counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Asst: AG for respondents present.

Clerk of learned counsel for the appellant seeks adjournment on the ground that learned counsel was busy before the Hon'ble Peshawar High Court, Peshawar. To come up for arguments on 26.07.2022 before the D.B alongwith the connected appeal.

(Salah Ud Din)
Member(Judicial)


(Kalim Arshad Khan)
Chairman

D

12.01.2022

Junior to counsel for the appellants present. Mr. Muhammad Adeel Butt, Addl. AG for respondents present.


Reply/comments on behalf of respondents are still awaited. Learned Additional Advocate General sought time for submission of reply/comments. Last opportunity is granted to respondents to furnish reply/comments on or before next date, failing which their right to submit reply/comments shall be deemed as struck off by virtue of this order. To come up for arguments before the D.B on 10.05.2022.


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

10th May, 2022

Counsel for appellants present. Mr. Riaz Khan Paindakheil, Assistant Advocate General for the respondents present.

Learned counsel for the appellants request for adjournment in order to properly assist the court. Request accepted. To come up for arguments on 25.07.2022 before the D.B.


(Fareeha Paul)
Member(E)


Chairman

14.06.2021

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

The respondents have not submitted written reply. Learned AAG is directed to contact the respondents. They are required to submit written reply/comments in office within 10 days, 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 18.10.2021 before the D.B.

1/1/2021

Chairman



Chairman


18.10.2021

Appellant present through representative.

Mr. Javed Ullah, Assistant Advocate General for respondents present.

Lawyers are on general strike. Reply on behalf of respondents is still awaited. Learned A.A.G requests for time to submit reply/comments. Last opportunity is granted with direction to furnish the same within 10 days positively. If the written reply/comments are not submitted within the stipulated time, right of respondents for submission of reply shall be deemed as struck off. To come up for arguments on 22.01.2022 before D.B.



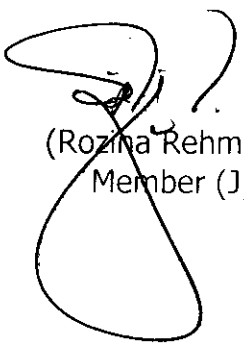

(ATIQU UR REHMAN WAZIR)
MEMBER (E)


(ROZINA REHMAN)
MEMBER (J)

FORM OF ORDER SHEET

Court of _____

Case No. 2956 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1-	15/02/2021	<p>The appeal of Mr. Abdul Qadir resubmitted today by Mr. Javed Iqbal Gulbela 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>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>11/03/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
2-	11.03.2021	<p>Appellant present through counsel. Preliminary arguments heard. File perused.</p> <p>Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to respondents for written reply/comments. To come up for written reply/comments on <u>14/06/2021</u> before S.B.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J)</p>


Appellant Deposited
Security & Process Fee

The appeal of Mr. Abdul Qadir Principal GHS Lajbouk Nowshera received today i.e. on 26/01/2021 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days:

- 1- Copy of departmental appeal against the impugned final seniority list dated 01/10/2020 and its rejection order are not attached with the appeal which may be placed on it. Annexure-F is an application/objection petition on tentative S. list but not a departmental appeal, beside this impugned seniority list was issued on 01.10.2020 and application (Annexure-F) was made on 21.09.2020 much before issuing the impugned seniority list meaning thereby there is no departmental appeal.
- 2- Page nos. 38 & 39 of the appeal are illegible which may be replaced by legible/better one.

No. 213 /S.T.

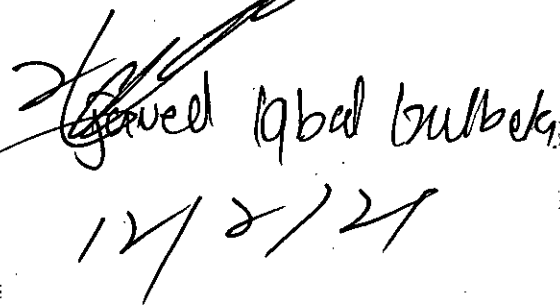
Dt. 29/01 /2021


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Javed Iqbal Gulbella Adv. Pesh.

Respected Sir,

Objection removed, resubmitted
after necessary completion.


Javed Iqbal Gulbella
12/2/21

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

In Service Appeal No- _____/2021

Abdul Qadir

Versus

Government of KPK & Others

I N D E X

S#	Description of Documents	Annexure	Page#
1.	Service Appeal		1-8
2.	Affidavit		9
3.	Memo of Addresses		10
4.	Copy of Office Notification NO.SO (S)3-1/ 2006/ Head Master (Male) dated 24-09-2007	"A"	11
5.	Copy of Notification No.BOV/FD/2-112/2011/04-Tier Formula Dated 28-02-2012	"B"	12-13
6.	Copy of Notification No. SO(S/M)E& SED/1-3/2016/Promotion BS-17 to BS-18 Dated 01-12-2016	"C"	14
7.	Copy of Notification No.SO (S/M)E &SED/32/2014/Recruitment of Principal (BS-18) (Male) dated 25-08-2015	"D"	15-21
8.	Copy of Impugned Seniority List	"E"	22-23
9.	Copy of Departmental Appeal	"F"	24
10.	Copy of W.P No: 4803-P/2020 and Order & judgment dated: 16/12/2020	"G & H"	25-30
11.	Other Documents	"I"	31-40
12.	WakalatNama		41

Dated: 25/01/2021


Appellant

Through


Javed Iqbal Gulbela
Advocate, High Court,
Peshawar

①

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

In Service Appeal No: 2750 /2021

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1645

Dated 26/01/2021

Abdul Qadir, Principal (BPS-18), Government High
School, Nowshera.

.....Appellant

VERSUS

1. Government of Khyber Pakhtunkhwa, through Chief Secretary at Civil Secretariat, Peshawar.
2. Secretary Elementary & Secondary Education, Government of Khyber Pakhtunkhwa at Civil Secretariat, Peshawar.
3. Director Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.

.....Respondents

**APPEAL U/S 4 OF THE KHYBER
PAKHTUNKHWA SERVICES
TRIBUNAL ACT 1974 AGAINST
THE IMPUGNED SENIORITY
LIST.**

Filed to-day

Registrar

Respectfully Sheweth,

Re-submitted to-day
and filed.

Registrar

1. That the Appellant is naturally born bona-fide citizen of Islamic Republic of Pakistan & hails from respectable family.
2. That after going through the mandatorily required criteria & after being envisaged

with the ordeals & inquisitions of selection process, the Appellant got appointed vide Office Notification NO.SO(S)3-1/2006/Head Master (Male) dated 24-09-2007 of the office of the then Secretary Schools & Literacy Department, Government of N.W.F.P, and was accordingly posted at different schools across Khyber Pakhtunkhwa (**Copy of Office Notification NO.SO(S)3-1/2006/HeadMaster (Male) dated 24-09-2007 is Annexed herewith as Annexure "A"**).

3. That before coming onto the main crux of the instant case, it would be appropriate to mention here that the Government of Khyber Pakhtunkhwa, Finance Department introduced and promulgated vide its Notification No.BOV/FD/2-112/2011/04-Tier Formula Dated 28-02-2012 introduced a 04 Tier Formula for Up-gradation of Teaching Cadre Posts in BPS-20, BPS-19, BPS-18 & BPS-17 at Elementary & Secondary Education Department in two phases. Moreover, equal number of Post in BPS-17 at the respondent Elementary & Secondary Education Department were abolished and were upgraded to BPS-18, BPS-19 & BPS-20 respectively. (**Copy of Notification No.BOV/FD/2-112/2011/04-Tier Formula Dated 28-02-2012 is Annexed herewith as Annexure "B"**).
4. That accordingly, as per the 4 tier formula of up-gradation, the employees serving in BPS-17 were upgraded phase wise to BPS-18, and in the same scenario, the Appellant were also upgraded to BPS-18 vide Notification No.SO(S/M)E&SED/1-3/2016/Promotion BS-17 to BS-18 Dated 01-12-2016 of the Office of

Elementary & Secondary Education Department in third phase. (Copy of Notification No.SO(S/M)E&SED/1-3/2016/Promotion BS-17 to BS-18 Dated 01-12-2016 is annexed herewith as Annexure "C").

5. That now coming onto the main epitome of the instant case; the Respondent Elementary & Secondary Education advertised certain posts of Principals (BPS-18) to be filled-in departmentally, through Khyber Pakhtunkhwa Public Service Commission, and in accordance of the same, 63 posts of Head Masters (BPS-18) were filled by the Respondent E&SE Department on recommendations of KPPSC vide Notification No.SO(S/M)E&SED/3-2/2014/Recruitment of Principal (BS-18) (Male) dated 25-08-2015. (Copy of Notification No.SO(S/M)E&SED/3-2/2014/Recruitment of Principal (BS-18) (Male) dated 25-08-2015 is annexed herewith as Annexure "D").
6. That the Respondent E&SE Department issued an Inter-se Seniority list for the year 2019, vide Notification NO.SO(SM)E&SED/2-2/2020/Final Seniority Principals/V.P/SSS Dated 01-10-2020 for teaching Cadre Posts, wherein the Head Masters recruited/appointed on 25-08-2015 has been placed ahead of the Appellant and his colleagues. (Copy of the Impugned Seniority List is annexed herewith as Annexure "E").
7. That before going to went out spleen upon the unfettered discrimination meted out to

the Appellant, it would be appropriate to mention here that the respondent department has introduced a new formula of 8-20, whereby, 80% of post of Teaching Cadre at Respondent E & SE department has been upgraded & remaining 20% fresh appointments have been illegally made by KPPSC. It is pertinent to mention here that the 80-20 formula was introduced in the 3rd Phase of up-gradation, whereby the Appellant have been made juniors than that of the freshly appointed ones & above all the subject posts are up-graded posts & not newly created posted where the alleged quota can be reserved. And above all the Appellant are to be brought at par with their colleagues, who got up-graded in initial two phases and the certainty is to be brought in lieu with Rule 17 of the Appointment, Promotion & Transfer Rules 1989 & Rule 17 of the FR & SR & in no canon of law than direct recruitees can be placed ahead of promotees.

8. That as per the supra mentioned certainties, coupled with the vivid fact of up-gradation formula, it would be of equal importance to mention here that those appointed back in the year 2015 are made senior in ranks in the impugned inter-se seniority list and have been placed in BPS-18, ahead of the Appellant & his colleagues, wherein, the Appellant are holding the very same position years back and that too from 2007. Now by virtue of what has been discussed above, how is it even possible to place juniors above in the seniority list and place them in BPS-18 (2015)?

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9. That feeling aggrieved from the above staged drama, the Appellant moved an application to the Secretary Elementary & Secondary Education Department, but the same was turned down with the observation that the seniority list is correct and no change in the seniority list can be made. **(Copy of Application is annexed herewith as Annexure "F")**.
10. That feeling aggrieved, the Appellant & others filed a Writ Petition No:4803-P/2020, which was disposed off with direction to approach this Hon'ble Service Tribunal. **(Copies of W.P No: 4803-P/2020 and Order & judgment dated: 16/12/2020 is annexed herewith as Annexure "G & H" respectively)**.
11. That the Appellant preferred the instant Appeal upon the following grounds inter-alia:-

GROUND:-

- A. That the Appellant is a naturally born bona-fide citizen of the Islamic Republic of Pakistan and is fully and equally, on equality basis, entitled to all basic and fundamental rights as enshrined in the fundamental law of the land, interpreted, guaranteed and enforced by the laws of the land and discrimination, particularly unfettered exercise of the discretionary powers vested in Public Functionaries are always deplored, discouraged and deprecated by the laws and law courts of the land.

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B. That where the Appellant was already in-line for his up-gradation as per the Notification No.BOV/FD/2-112/2011/04-Tier Formula Dated 28-02-2012 of the Finance Department, then how can fresh recruitments can be made to the posts of Head Masters and that too even before the up-gradation of the Appellant.

C. That the impugned seniority list is illegal and unlawful hence liable to be set-aside.

D. That the impugned seniority list is against the principles of natural justice and against the supreme law of the land.

E. That even if any notification or policy contradicts to the mother law, then the same has to be declared as illegal and illogical and unconstitutional.

F. That the respondent Elementary & Secondary Education Department has done utter violation of law and thus has made the newly appointed ones ahead of the Appellant in the impugned seniority list, which is not tenable in the eyes of law.

G. That the law & law courts of the land have always preferred and encouraged that law has to be followed and have always discouraged, deplored and depreciated any variation from the rules or its violation etc.

H. That under the mandate of Article 4 of the Constitution, no one can be treated

otherwise than in accordance with law, whereas Article 25 postulated that alike are to be treated alike, but here the case is volta-facie and totally different yardstick has been used to treat the petitioner.

- I. That such reckless demeanor of the Respondents is an unreasonable departure from the Principles of Policy contained within the Constitution requiring them to secure well-being of the Appellant by ensuring equitable adjustment of rights between the employer - Respondents and employee - Appellant.
- J. That as per the dictum and law governing the land, it is a prima-facie fact that where a law requires the thing to be done, that must be done in a particular manner and not otherwise.
- K. That from every angle, the impugned Seniority List is wrong, illegal, void, against the rights of the Appellant and is liable to be set aside, and by doing so, the Appellant be placed in the seniority list in accordance the law.
- L. That the Appellant seeks permission of this Hon'ble Tribunal to advance other relevant grounds at the time of arguments.

It is, therefore, most humbly prayed that on acceptance of the instant Service Appeal, Respondents be directed to place the Appellant at his due place and ahead of the direct recruitees under the mandate of Rule 17 of FR & SR and Rule 17 of Appointment, Promotion & Transfer Rules 1989.

8

Any other relief not specifically asked for may also graciously be extended in favor of the Appellant in the circumstances of the case.

Interim Relief:

By the way of Interim Relief, the Respondents be restrained from carrying any promotion to BPS-19 till the final disposal of the instant Service Appeal.

Dated : 25/01/2021


Appellant

Through


Javed Iqbal Gulbela

Saghir Iqbal Gulbela

Ahsan Sardar

Advocates, High Court,
Peshawar

Certificate:-

No such like Service Appeal for the same Appellant upon the same subject matter has earlier been filed by me, before this Hon'ble Tribunal.


ADVOCATE

(9)

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

In Service Appeal No-_____/2021

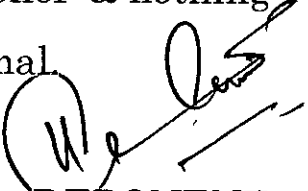
Abdul Qadir

Versus

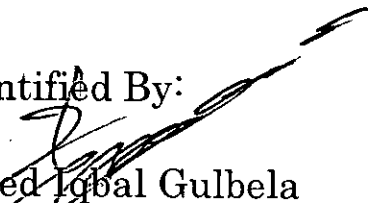
Government of KPK & Others

AFFIDAVIT

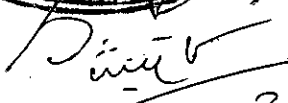
I, Abdul Qadir, Principal (BPS-18), Government High School, Nowshera, do hereby solemnly affirm & declare on oath that all contents of the instant Service Appeal are true & correct to the best of my knowledge and belief & nothing has been concealed from this Hon'ble Tribunal.


DEPONENT

Identified By:


Javed Iqbal Gulbela
Advocate, High Court,
Peshawar.




26-01-2021

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

In Service Appeal No- _____/2021

Abdul Qadir

Versus

Government of KPK & Others

ADDRESSES OF PARTIES

ADDRESS OF APPELLANT

Abdul Qadir, Principal (BPS-18), Government High School, Nowshera.

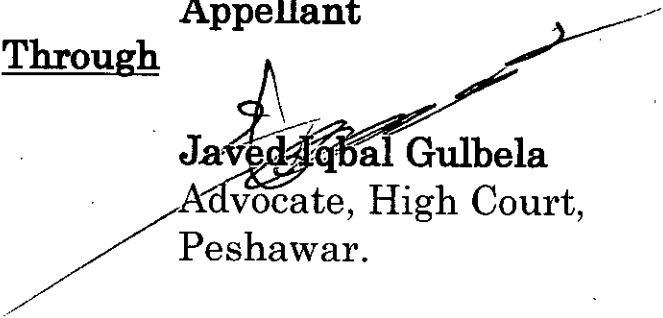
ADDRESSES OF RESPONDENTS

1. Government of Khyber Pakhtunkhwa, through Chief Secretary at Civil Secretariat, Peshawar.
2. Secretary Elementary & Secondary Education, Government of Khyber Pakhtunkhwa at Civil Secretariat, Peshawar.
3. Director Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar.

Dated : 25/01/2021


Appellant

Through


Javed Iqbal Gulbela
Advocate, High Court,
Peshawar.

10 A

**BEFORE THE HONBLE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL PESHAWAR**

In Re S.A _____/2021

Abdul Qadir

VERSUS

Government of Khyber Pakhtunkhwa and Others


**APPLICATION FOR TEMPORARY INJUNCTION / INTERIM
RELIEF**

Respectfully Sheweth

1. That the petitioner is filing the accompanying appeal, the contents of which may graciously be considered as integral part and parcel of the instant petition.
2. That prima facie case exist in favor of the Petitioner.
3. That if the respondents are not restrained from carrying out promotions, the Petitioner will suffer irreparable loss.
4. That balance of convenience is also lies in favor of Petitioner and is quite sanguine of his success.
5. That in the given circumstances, restraining the respondents from carrying out promotions is indispensable.

It is, therefore, most humbly prayed that on acceptance of the instant petition, the respondents be restrained from carrying any promotion to BPS-19 till the final disposal of the instant Service Appeal.

Dated: 25/01/2021


Appellant / Petitioner

Through

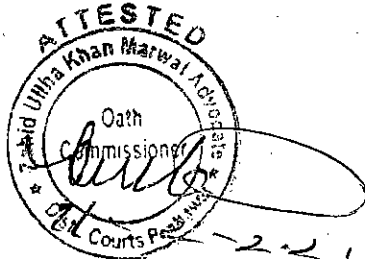

JAVED IQBAL GULBELA

Advocates High Court Peshawar

AFFIDAVIT

I, Abdul Qadir, Principal (BPS-18), Government High School, Nowshera, do hereby solemnly affirm & declare on oath that all contents of the instant Service Appeal are true & correct to the best of my knowledge and belief & nothing has been concealed from this Hon'ble Tribunal.

DEPONENT 



(11) (13)

Amendment - A
Ann A

GOVERNMENT OF NWFP
SCHOOLS & LITERACY DEPARTMENT

Dated Peshawar the 24-09-2007.

NOTIFICATION

NO.SO(S)3-1/2006/HeadMaster (Male). Consequent upon the recommendations of the NWFP Public Service Commission, the Competent Authority has been pleased to appoint the following Headmasters in BPS-17 (Rs.8210-615-20510) plus usual allowances as admissible under the rules on Regular basis but without pension and gratuity in terms of Section-19 of the Civil Servant Act 1973 as amended vide NWFP Civil Servants (Amendment) Act, 2005 with immediate effect under the provision of Establishment & Administration Department Circular bearing No.SOR-6(E&AD) 13-1/2005 dated 10-8-2005:

S.No	Name with Father's Name	Address.
1-	Abdul Bais Khan S/O Mir Abbas Khan	Hinjal Sherza Khan Near Mall Mandj Bannu City.
2-	Abdul Qadir S/O Abdus Sattar Vill: & PO Pabbi Moh: Khan Khaif H.No.641	Tehsil & District Nowshera.
3-	Abdul Qadir S/O Yoremas Nadir SET, GHS Kasht	District Chitral.
4-	Abdul Sattar Shah S/O Syed Hassan Shah Abdul Sattar Shah	PO Box No.148 G.P.O Abbottabad.
5-	Abdul Wadood S/O Abdul Mateen GHS No.1	Havelian Tehsil & Dist: Abbottabad.
6-	Abdur Rehman S/O Abdul Qadir Moh: Ayub Khaji Vill: PO Zaida	Tehsil & District Swabi.
7-	Abdur Rehman S/O Mohammad Alam Vill: Amal Khel (Zeri Gul)	BO Sheraki Tehsil & District Kohat (FR Kohat).
8-	Abid Ullah Afridi S/O Shah Baz Khan . Mr. Abidullah S/O Shah Baz Khan	SET at GHS.Aza Khel FR Kohat PO Beli Tong Dist: Kohat.
9-	Afzal Hussain S/O Taza Gul, Vill: Shinku Banda	Tehsil & PO District Hangu.
10-	Ahmad Saeed S/O-Muhammad Amin, Moh: Sultan Abad	Vill: & PO Adina Tehsil and District Swabi.
11-	Amir Badshah S/O Mohib Ullah, Vill: Shinjai	PO & Tehsil Munda District Dir Lower.
12-	Amir Zaman S/O Fazal Rehman, Iqbal Medical Store	Sakhkot Bazar Tehsil Dargai Malakand Agency.
13-	Amjad Ali S/O Manzoor Hussain, Amjad Ali S/O Manzoor Hussain	H.No.MC 2296 Moh: Khan Bandur District Mansehra.
14-	Anwar Khan S/O Dr. Ismail Khan, H.No.1306	St: 94 I-10/I Islamabad. -do-
15-	Anwar Saeed S/O Ghazi Mar Jan, Vill: & PO Ahmadabad	Tehsil Takht -e-Nasrati District Karak.
16-	Aqil Shah S/O Mehdi Shah, Opp:Govt:Post Graduate College	Pindj Road Kohat.
17-	Arshad Hussain S/O Noor Afzal, Vill: & PO Kohi Barmol	Tehsil & Dist: Mardan
18-	Arshad Javed S/O Hazrat Gul, Police Public Schools & College	Jamrud Road Peshawar.
19-	Ashraf Ali S/O Safdar Ali, SET GHS Kirman Kurram	Agency Parachinar.
20-	Assim Saeed S/O Mohammad Saeed, Basti Ustrana	Shumali near Boys Primary School Dera Ismail Khan.
21-	Aliq-Ur-Rehman S/O Amir Jan, Vill: Kote Kala	PO Dabb Tehsil & Dist: Karak.
22-	Bad Shah Mir Khan S/O Sher Ali Khan, Vill: & PO Tajori	Tehsil & Dist: Lakki Marwat.
23-	Bakht Muhammad Khan S/O Sahib Khan, Vill: & PO Shabqadar	Fort Moh: Halimzai Tehsil & District Charsadda.
24-	Faqir-Ud-Din S/O Muhammad Daud, H.No.584	Sector No.4 Khalabat Town Ship District Haripur.
25-	Faridullah Shah S/O Syed Hameed Shah, Vill: & PO Jamal Garhi	Tehsil & Dist: Mardan.
26-	Fazal-e-Kabir Afridi S/O Fatih Khan, Agency Education Officer	Khyber at Janfud.
27-	Fida Muhammad S/O Amir Muhammad, Moh: Musa Khel	Vill: & PO Baja Tehsil & District Swabi.
28-	Gohar Zaman S/O Faqir Gul, Vill: Inzargai	PO Katlang District Mardan.
29-	Gulzar Ali S/O Haji Asim Khan, Fazaja Degree College	Risal pur Cantt: District Nowshera.
30-	Gulzar Ali S/O Sardar Bahadur, Vill: & PO Dagi Moh: Juna Khel	District Swabi.
31-	Iftamid Khan S/O Safur Khan, Vill: & PO Mayor Moh: Shahbaz Khani	District Mardan.
32-	Iftamid Ullah Jinn S/O Ali Mujan, Vill: & PO Ghundi Mir Khan	Khel Moh: Nandar Khel Tehsil & District Karak.
33-	Hassan Jan S/O Adam Khan, Hassan Jinn C/O Detroil	Bump Charsadda Sugar Mills Charsadda.
34-	Hashmat Ali S/O Fazal-e-Wahab Khan H.No.132	St:-06 Sect: N Phase-IV Hayatabad Peshawar.
35-	Hayatullah Jinn S/O Ghazi Mar Jan Vill: Kalanger	PO Kakkj District Bannu.
36-	Hidayatullah S/O Inayatullah, Vill: & PO Nawagai (Chomla)	Tehsil Dargai District Buner.
37-	Iftamyer Khan S/O Muhammad Tahir, Moh: Nezer Khel	Swabi Vill: & PO and District Swabi.

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501



Haji Nisar Muhammad President
 Samiullah Khalil G. Secretary SOA
 Zakid Ullah Shah S.V.P SOA

Annⁿ Bⁿ

(12)

GOVT: OF KHYBER PAKHTUNKHWA
 FINANCE DEPARTMENT
 NO. BOV/FD/2-112/2011/04-Tier Formula.
 Dated Peshawar the 28th February, 2012.

To

The Secretary to Govt: of Khyber Pakhtunkhwa,
 Elementary & Secondary Education Department,
 Peshawar.

Subject: - UPDATION OF 04 TIER FORMULA.
 Dear Sir,

I am directed to refer to your Department letter No. SO(S/M) E&SED/7-34/2012/4-Tier Structure dated 01-02-2012 on the subject noted above and to state that consequent upon the approval of the competent authority Finance Department agrees to the updation of total sanctioned strength of 5164 posts i.e. BPS-20, BPS-19, BPS-18 and BPS-17 (as on 30-09-2009) of the Teaching cadre of Elementary & Secondary Education Department, on the basis of 04-Tier Formula, carrying the Ratio of 01:15:34:50, subject to the observance of all codal formalities. The 04-Tier formula was approved and introduced previously vide Finance Department letter No. FD (SR-I) 1-41/91 dated 15-11-1992. The current updation/up gradation shall be effective in two phases, as per details elaborated below.

BPS	Existing Position			Total Up gradation Due			Total Additionality		
	Male	Female	Total	Male	Female	Total	Male	Female	Total
BPS-20	9	4	13	36	15	51	(+)27	(+) 11	(+)38
BPS-19	176	28	204	541	233	774	(+) 365	(+) 205	(+) 570
BPS-18	480	119	599	1228	528	1756	(+) 748	(+) 409	(+)1157
BPS-17	2946	1402	4348	1806	777	2583	-1140	-625	-1765
Total	3611	1553	5164	3611	1553	5164	0	0	0
1st Phase effective from 01-07-2012			IInd Phase effective from 01-07-2013			Over all position on 01-07-2013			
BPS	Male	Female	Total	Male	Female	Total	Male	Female	Total
BPS-20	13	6	19	13	6	19	(+) 26	(+)12	(+)38
BPS-19	183	102	285	183	102	285	(+)366	(+)204	(+)570
BPS-18	374	205	579	374	204	578	(+)748	(+)409	(+)1157
BPS-17	-570	-313	-883	-570	-313	-882	-1140	-625	-1765
Total	0	0	0	0	0	0	0	0	0

I am to state that Finance Department further agrees to the up gradation of a total 1765 in BPS-20, BPS-19 and BPS-18 in two phases by abolishing equal number of posts in BPS-17, as per details given below.

BPS	w.e.f 01-07-2012			w.e.f 01-07-2013			Total of both phases.		
	Male	Female	Total	Male	Female	Total	Male	Female	Total
BPS-20	13	6	19	13	6	19	26	12	38
BPS-19	183	102	285	183	102	285	366	204	570
BPS-18	374	205	579	374	204	578	748	409	1157
BPS-17	-570	-313	-883	-570	-313	-882	-1140	-625	-1765
Total	0	0	0	0	0	0	0	0	0

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Audit copy, indicating Institution/District wise distribution of the 883 posts up graded in the Ist. w.e.f 01-07-2012 may be prepared and submitted for authentication during the N.F.Y 2012-2013. The same exercise be repeated for the posts up graded in the IInd phase w.e.f. 01-07-2013 in the F.Y 2013-2014.

Yours faithfully,

(HAYAT UR REHMAN)
BUDGET OFFICER-V

Encl: No & date as above.

Copies forwarded to: -

- 1- The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 2- The Director Bureau of Curriculum and Teachers Education Khyber Pakhtunkhwa A.Abad.
- 3- The Director PITE Peshawar.
- 4- The Section Officer (SR-I) Finance Department
- 5- The F.As to AFS (Budget) for information.
- 6- The P.A to Deputy Secretary (Budget-IV) Finance Department for information.
- 7- The P.A to Deputy Secretary (Regulation I & II) Finance Department for information..
- 8- Master File.

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

Dated Peshawar the December 01, 2016

NOTIFICATION

NO.SO(S/M) E&SED/1-3/2016/Promotion BS-17 to BS-18:

The Competent Authority, on the recommendations of the Provincial Selection Board, is pleased to promote/appoint the following one hundred and seventy six (176) Officers of Teaching Cadre of Elementary & Secondary Education Department from BS-17 to BS-18 on regular basis with immediate effect as under:-

Sr.#	Name	Sr.#	Name	Sr.#	Name
1	Noor Amal Khan	2	Munir Hussain	3	Imtiaz Ali
4	Muhammad Akram	5	Muhammad Imran Shah	6	Muhammad Sabih-ud-Din
7	Muhammad Shafiq Wazir	8	Ayaz Ahmad	9	Muhammad Tufail
10	Muhammad Inayat-ur-Rehman	11	Shafiq-ur-Rehman	12	Dost Muhammad Khan
13	Aqil Shah,	14	Abid Ullah Afridi	15	Hamid Iqbal
16	Zulfiqar Ali	17	Khail Muhammad	18	Sher Ali Khan
19	Ihsan Ullah	20	Muhammad Fayaz	21	Zafar Ali Khan
22	Muhammad Iqbal	23	Ishfaq Ahmad	24	Anwar Saeed
25	Arshad Javed	26	Abdul Qadir	27	Abdul Wadood
28	Fida Muhammad	29	Noor Muhammad	30	Naveed Malik
31	Rizwan Ullah	32	Muhammad Nasir	33	Amir Muhammad
34	Muhammad Abeer Aslam	35	Muhammad Niaz	36	Muhammad Ali Shah
37	Amin Ullah	38	Muhammad Shoaib	39	Gulzar Ali
40	Muhammad Khalid	41	Javed Sarwar	42	Muhammad Fayaz
43	Muhammad Hanif	44	Inam Ullah Shah	45	Salim Ahmad
46	Shakeel Ahmad	47	Sajad Ali	48	Fida Ullah Khan
49	Shahid Hayat	50	Ahsan Salim	51	Hamid Ullah Khan
52	Noor Sher Khan	53	Muhammad Bilal	54	Noor Hassan
55	Khalid Rehman Khan	56	Muhammad Musa	57	Mehar Zaman
58	Muhammad Israr	59	Khurshid	60	Sardar Hussain
61	Fazal Muner	62	Walayaz Khan	63	Muhammad Pervez
64	Akhtar Mahmood	65	Muhammad Kamal	66	Muhammad Ismail
67	Muhammad Amin	68	Tahir Gul	69	Muhammad Imran
70	Muhammad Hussain	71	Muhammad Saeed	72	Hassan Shah
73	Ather Khalil	74	Muhammad Hafeez-ur-Rehman	75	Hassan Jan
76	Ashraf Ali	77	Muhammad Ilyas	78	Abdul Qadir
79	Muhammad Ayaz	80	Ihtiram Khan	81	Muhammad Ismail
82	Said Rehman	83	Jamil Khan	84	Abdul Bais Khan

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

Dated Peshawar the August 25, 2015

NOTIFICATION

NO.SO(S/M/E&SED/3-2/2014/Recruitment of Principal (BS-18) (Male):- Consequent upon recommendations of Khyber Pakhtunkhwa Public Service Commission Peshawar, the Competent Authority is pleased to appoint the following fifty five (55) candidates of Teaching Cadre as Principals (BS-18) Male (Rs.25940-1950-64940) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government with immediate effect on the terms and conditions as given below:-

Sr. #	Name, Father Name and Address	Domicile/ Zone
1	Mr. Alam Zeb, S/O Jehan Zeb, Yousaf Zai Medical Store Hospital Road Timergara Tehsil Timergara Dir Lower.	Dir/ 03
2	Mr. Anis-ur-Rehman, S/O Toti Rehman, Moh: Ambar Cham District P.O and Tehsil Dir Upper.	Dir/ 03
3	Mr. Arif Ullah Khan S/O Ghulam Jan, Village and P.O Shahbaz Khel Tehsil & District Lakki Marwat.	Lakki Marwat/ 04
4	Mr. Aurang Zaib S/O Jahan Zen, House No.94 Sector No.4 Mohallah Darband Kalabat Town Ship Tehsil & District Haripur.	Haripur/ 05
5	Mr. Faisal Khan S/O Missal Khan, C/O Star Hardware and Paint Store, Main Bazar Havelian Tehsil Havelian Distt: Abbottabad.	Abbottabad/ 05
6	Mr. Ghulam Raziq S/O Fazli Raziq Village Zakhi Miana P.O Akbar Pura Tehsil & District Nowshera.	Nowshera/ 02
7	Mr. Ghulam Zahir S/O Ghulam Farooq Village & P.O Bishgram Tehsil Lal Qilla District Dir Lower.	Dir/ 03
8	Hafiz Shams-ur-Rehman S/O Ahmed Ali, C/O Moulvi Ahmad Ali General Store Hospital Road P.O Sarai Naurang Lakki Marwat.	Lakki Marwat/ 04
9	Mr. Hayat Ullah S/O Shams-ul-Qamar, Mohallah Pinda Khel P.O Charsadda Town Tehsil & District Charsadda.	Charsadda/ 02
10	Mr. Hikmatullah S/O Ali Muhammad C/O Yousaf Medicose Hospital road Sarai Naurang P.O Sarai Naurang Tehsil Sarai Naurang Distt: Lakki Marwat.	Lakki Marwat/04
11	Mr. Intiaz Ali S/O Allah Dad Regional Institute of Teachers Education (Male) Haripur.	Haripur/ 05
12	Mr. Inayat-ul-Haq S/O Lutfullah, C/O Doctor Ihsan-ul-Haq Al-Noor Medical Complex near Allaho-akbar Mosque Saidu Sharif Swat.	Shangla/03
13	Mr. Irfanullah S/O Amin Ullah House # 850, Sadiq Abad Gul Dara Chowk P.O Namak Mandi Kakshal Peshawar.	Dir/ 03
14	Mr. Ishaq Ali Shah S/O Muhib Ali Shah Village and P.O Urmay Payan Tehsil & District Peshawar.	Peshawar/ 02
15	Mr. Jamil-ur-Rehman S/O Said Akbar Khan Village & P.O Pabaini Tehsil & District Swabi.	Swabi/ 02
16	Mr. Jehad Muhammad S/O Shamsul Muhammad Mohallah Zakarya Khail village & P.O Kaddi Tehsil & Distt: Swabi.	Swabi/ 02
17	Mr. Kamal-ud-Din S/O Khesrow C/O Qamarudin Chatrali Mohd Dad Near Masjid Babus Salam Dabgari Peshawar.	Chitral/ 03
18	Mr. Khams-ul-Haq S/O Mian Habib Jan, Village Panam Dheri P.O Mathra Tehsil & Distt: Peshawar.	Peshawar/ 02
19	Mr. Khan Afsar S/O Mir Afzal, Tanawal Book Depott: Cantt: Bazar Abbottabad.	Abbottabad/ 05
20	Mr. Khurshid Alam S/O Qamar Zaman, Village & P.O Dheri Allahdand Moh: Azikhel Tehsil Bathkela District Malakand.	Malakand/ 03
21	Mr. Khurshid Khan S/O Mian Jan, Govt. Higher Secondary School Takht Bhai. District Mardan.	Mardan/ 02
22	Mr. Majeed Ullah S/O Gul Mulla, Village and P.O Hathian Teh Takht Bhai District Mardan. C/O Rahimullah Shopkeeper Hathian.	Dir/ 03

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Sr. #	Name, Father Name and Address	Domicile/ Zone
23	Mr. Mohabat Shah S/O Arifullah Jan C/O Tajak Book Depott Main Bazar Timergara Dir Lower.	Dir/ 03
24	Mr. Muhammad Ibrahim S/O Daud Khan, Mohallah, Walayat Khail Via Shahbaz village & P.O Tordher Tehsil Lahor District Swabi.	Swabi/ 02
25	Mr. Muhammad Ihsan Shah S/O Syed Daulat Shah, C/O Janbad Shah Chemist and Druggist Jamrud Bazar Khyber Agency.	Kly: Agy/ 01
26	Mr. Muhammad Irfan, S/O Faqir Gul 159 Durani House C/O Charsadda Medicose Street No.06 Tajabad Town P.O Peshawar University.	Peshawar/ 02
27	Mr. Muhammad Javid Khan S/O Hukmat Khan, Village & P.O Shabqadar Azim Khan Qilla Tehsil Shabqadar District Charsadda.	Charsadda/ 02
28	Mr. Muhammad Saddique S/O Alim Shah, C/O Lub Gas Agency Tehsil Road Karak.	Karak/ 04
29	Mr. Muhammad Siraj S/O Muhammad Ashraf, House #5261/E Moh: Kandar Kohat Road Bhana Mari Peshawar.	Peshawar/ 02
30	Mr. Munir Khan S/O Zarif Khan, Rehman General Store Aziz Market Dargai Bazar Malakand.	Malakan/ 03
31	Mr. Nizar Ali S/O Sardar Ali GHSS Tarnab Charsadda.	Charsadda/ 02
32	Mr. Riaz-ud-Din S/O Mohay-ud-Din, Village Gosam Tehsil Monda District Dir Lower.	Bajaur Agy:/ 01
33	Mr. Safeer Ullah Khan S/O Ruck-nu-Din Village Lass Garhi Bosti Khel Dara Adam Khel F.R Kohat.	F.R Kohat/ 01
34	Mr. Sajid Elahi S/O Imam Din, C/O Waheed Cloth House, Sohrab Market Balakot, District Mansehra.	Mansehra/ 05
35	Mr. Sajjad Ahmad S/O Muhammad Ayub Govt. Centenial Model School (GHS No.3) Mansehra.	UDA Mansehra/ 03
36	Mr. Sana-ul-Haq S/O Shams-ul-Haq Village & P.O Srikh Marozai Tehsil Shabqadar District Charsadda	Charsadda/ 02
37	Mr. Saqib Tanveer S/O Sakhi Muhammad Tanveer, 10 Civil Lines Jail Road D.I.Khan.	D.I.Khan/04
38	Mr. Sardar Muhammad S/O Mirza Khan Village & P.O Azakhel Payan Tehsil & Distt: Nowshera.	Nowshera/ 02
39	Sayed Zulfiqar Ali S/O Sayed Ali Bahadur Shah Village & P.O Nawagai Tehsil Mandarn District Buner.	Buner/ 03
40	Mr. Shafqat Hussain S/O Muhammad Ashraf, C/O Irshad Shopkeer Near Makki Masjid Link Road Abbottabad.	Abbottabad/ 05
41	Mr. Shah Zada S/O Haider Khan, Village & P.O Dehri Alladand Moh: Miras Khel Malakand.	Malakand/ 03
42	Mr. Sher Mohammad S/O Shamsor Rehman Vill: & P.O Chakesar Tehsil Chakesar District Shangla.	Shangla/ 03
43	Mr. Sher Yazdan S/O Abdul Dayan, Village Kurvi P.O Taru Jaba Tehsil & Distt: Nowshera.	Nowshera/ 02
44	Mr. Wali S/O Maq Bali, Village Sufaid Sung Moh: Wand Khel P.O Shahgai Bazar Tehsil & District Peshawar.	Peshawar/ 02
45	Mr. Taqweem-ul-Haq S/O Abdur Raziq House # F-46 Right Bank Colony Torbela Dam Tehsil Toppi District Swabi.	Swabi/ 02
46	Mr. Waqar Khan S/O Sifat Ullah, Village and P.O Masho Khel Kandi Fateh Khan Khel Kandi Tehsil and District Peshawar.	Peshawar/ 02
47	Mr. Zahoor Khan S/O Abdul Qayyum Khan Village Garhi Mali Khel P.O Badaber Teh&District Peshawar.	Peshawar/ 02
48	Mr. Amir Zeb S/O Mustafa Kamal, Govt. High School Rustam P.O Rustam District Mardan.	Mardan/ 02
49	Mr. Assim Saeed S/O Muhammad Saeed, Basti Ustrana North Near Boys Primary School Dera Ismail Khan.	D.I.Khan/ 04
50	Mr. Kifayatullah S/O Rafiullah Kahn Village & P.O Mayar Moh: Amukhel Tehsil & District Mardan.	Mardan/ 02
51	Mr. Munhamir Khan S/O Gul Rehman Village & P.O Gandaf Mohallah Shabi Khel Tehsil Topi District Swabi.	UDA Swabi/ 03
52	Mr. Saif-ur-Rehman S/O Sultan Khan Headmaster GHS Mandew Bannu.	Lakki Marwat/ 04
53	Mr. Sarfaraz Nathaniel S/O B-Nathaniel Alizabeth Girls School and College Dabgari Gardan Peshawar.	Peshawar/ 02
54	Mr. Shakil Ahmad S/O Mehtab Khan Govt. High School No.2, Becket Gunj Mardan.	Mardan/ 02

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Sr. #	Name, Father Name and Address	Domicile/ Zone
55	Mr. Shamsul Hadi S/O Mufassir Khan C/O Gulab Stationary Mart Near MCB Bank Battagram, District Battagram.	Battagram/ 03,
56	Mr. Tariq Jamal S/O Said Jamal, House No.440 Street No.10 Sector "R" Sheikh Maltoon Town Mardan.	Mardan/ 02

2. Consequent upon their appointment as Principal BS-18, they are posted on positions and stations as noted against each:

S.#	Name, Father's Name and Addresses	Domicile/ Zone	Posted as	Remarks
1.	Mr. Alamzeb S/O Jehanzeb, Yousaf Medical Store Hopital Road Timergara Tehsil Timergara Dir Lower	Dir /03	Vice Principal B-18 GHSS Khan Pur Dir Lower	Against Vacant Post
2.	Mr. Anis Ur Rehman S/O Toti Rehman, Mohallah Ambar Cham District PO and Tehsil Dir Upper	Dir /03	Principal B-18 GHSS Kulandi Dir Upper	--do--
3.	Mr. Arif Ullah Khan S/O Ghulam Jan, Village and PO Shabbaz Khel Tehsil and District Lakki Marwat	Lakki Marwat/04	Principal B-18 GHS Ranwal Tank	--do--
4.	Mr. Aurangzeb S/O Jehanzeb, House No.94 Sector No.4 Mohallah Darband Kalabat Town Ship Tehsil and District Haripur	Haripur/ 05	Principal B-18 GHS Sector No.3 KT Ship Haripur	Vice Serial No.56
5.	Mr. Faisal Khan S/O Misal Khan, C/O Star Hardware and Paint Store Main Bazar Havelian Tehsil Havelian District Abbottabad	A.A/05	Principal B-18 GHS Namal Abbottabad	Against Vacant Post
6.	Mr. Ghulam Raziq S/O Fazli Raziq, Village Sakhi Maina PO Akbar Pura Tehsil and District Nowshera	NSR/02	Vice Principal B-18 GHSS Rashaki Nowshera	--do--
7.	Mr. Ghulam Zahir S/O Ghulam Farooq Village and PO Bishgram Tehsil Lal Qilla District Dir Lower	Dir /03	Vice Principal B-18 GHSS Wari Dir Upper	--do--
8.	Mr. Hafiz Shamsur Rehman S/O Ahmad Ali C/O Molvi Ahmad Ali General Store Hopital Road PO Sarai Naurang Lakki Marwat	Lakki Marwat/04	Principal B-18 GHS Gara Baloch Tank	--do--
9.	Mr. Hayatullah S/O Shams Ul Qamar Mohallah Painsa Khel PO Charsadda Tehsil and District Charsadda	Chd/02	Principal B-18 GCMHS Turangzai Charsadda	--do--
10.	Mr. Yousaf Medicose Hospital Road Sarai Naurang PO Sarai Naurang Tehsil Sarai Naurang District Lakki Marwat	Lakki Marwat/04	Principal B-18 GHS Harama Tala Lakki Marwat	--do--
11.	Mr. Imtiaz Ali S/O Allah Dad RITE (M) Haripur	Haripur /05	Principal B-18 GHSS Kahal Haripur	--do--
12.	Mr. Inayat Ul Haq S/O Lutfullah C/O Dr. Ihsanul Haq Al-Noor Medical Complex near Allaho Akbar Mosque Saidu Sharif Swat	Shangla /03	Vice Principal B-18 GHS Sandovi Shangla	--do--
13.	Mr. Irfan Ullah S/O Amin Ullah House No.850 Sadiq Abad Gul dara Chowk PO Nimak Mandi Kakshal Peshawar	Dir /03	Vice Principal BS-18 GHSS Pir Pai Nowshera.	Vice Sr. No. 69
14.	Mr. Ishaq Ali Shah S/O Mohib Ali Shah Village and PO Urmar Payan Tehsil and District Peshawar	Peshawar /02	Principal B-18 GHS Bagatoo Hangu	--do--
15.	Mr. Jamil Ur Rehman S/O Said Akbar Khan Village and PO Pabini Tehsil and District Swabi	Swabi/02	Principal B-18 GHSS Kalu Khan Swabi	--do--
16.	Mr. Jehad Muhammad S/O Shams Ul Muhammad Mohallah Zakria Khel Village and PO Kaddi Tehsil and District Swabi	Swabi/02	Vice Principal B-18 GHS Swabi	--do--

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S.#	Name, Father's Name and Addresses	Domicile/Zone	Posted as	Remarks
17.	Mr. Kamal Ud Din S/O Khesrow C/O Qamar Ud din Chitral Mohallad Dad Near Masjid Babus Salam Dabgari Peshawar	Chitral/03	Vice Principal B-18 GCMHS Chitral	Vice Serial No.57
18.	Mr. Khams Ul Haq S/O Mian Habib Jan Village Panam Dheri PO Mathra Tehsil and District Peshawar	Peshawar /02	Principal B-18 GHS Rustam Khan Killy Zaim Charsadda	Vice Serial No.64
19.	Mr. Khan Afsar S/O Mir Afzal Tanwal Book Depott Cant Bazar Abbottabad	A.A/05	Principal BS-18 GHS Kutwal Abbottabad	Against Vacant Post
20.	Mr. Khurshid Alam S/O Qamar Zaman Village and PO Dheri Allah Dhand Mohallah Azikhel Tehsil Batkhela District Malakand	Malakand/ 03	Instructor B-18 RITE(M) Thana Malakand	--do--
21.	Mr. Khurshid Khan S/O Mian Jan GHSS Takht Bhai District Mardan	Mardan/02	Principal GHS Takhbhai Mardan	Vice Serial No.59
22.	Mr. Majeed Ullah S/O Gul Mulla Village and PO Hathian Tehsil Takht Bhai District Mardan C/O Rahim Ullah Shopkeeper Hathian	Dir/03	Vice Principal B-18 GHS Kot Malakand	Against Vacant Post
23.	Mr. Mohabat Shah S/O Arif Ullah Jan C/O Tajik Book Depott Main Bazar Timergara Dir Lower	Dir /03	Vice Principal B-18 GHSS Munda Dir Lower	--do--
24.	Muhammad Ibrahim S/O Daud Khan Mohallah Walayat Khel Via Shahbaz Village and PO Tordher Tehsil Lahor District Swabi	Swabi/02	Vice Principal B-18 GHS Tordher No.1 Swabi	--do--
25.	Muhammad Ihsan Shah S/O Syed Daulat Shah C/O Janbad Shah Chemist and Druggist Jamrud Bazar Khyber Agency	Khyber Agency/01	Service placed at the disposal of Director of Education (FATA)	FATA
26.	Muhammad Irfan S/O Faqir Gul 159 Durani House C/O Charsadda Medicose Street No.6 Tajabad Town PO Peshawar University	Peshawar/02	Vice Principal BS-18 GHSS Sherpao Charsada	Vice Sr. No. 62
27.	Muhammad Javed Khan S/O Hukmat Khan Village and PO Shabqadar Azim Khan Qilla Tehsil shabqadar District Charsadda	Charsadda/02	Principal B-18 GHS Zarbab Garhi Charsadda	Vice Serial No.58
28.	Muhammad Saddique S/O Halim Shah C/O Lub Gas Agency Tehsil Road Karak	Karak/04	Principal B-18 GHSS Mandori Kohat.	Vice Serial No.66
29.	Muhammad Siraj S/O Muhammad Ashraf House No.5261/E Mohallah Kander Kohat Road Bhana Mari Peshawar	Peshawar/02	Vice Principal B-18 GHSS Urmar Payan Peshawar	Against Vacant Post
30.	Mr. Munir Khan S/O Zarif Khan ,Rehman General Store Aziz Market Dargai Bazar Malakand	Malakand/03	Principal B-18 GHS Ghari Usmani Khel Malakand	Vice Sr. 61
31.	Mr. Riaz Ud Din S/O Mohay Ud Din , Village Gosam Tehsil Munda District Dir Lower	Bajour Agency /01	Services placed at the disposal of Director of Education	FATA
32.	Mr. Safir Ullah Khan S/O Ruck nud Din , Village Las Garhi Bosti Khel Dara Adam Khel FR Kohat	FR Peshawar/01	Services placed at the disposal of Director of Education	FATA
33.	Mr. Sajad Elahi S/O Imam Din , C/O Waheed Cloth House Sohrab Market Balakot District Mansehra	Mansehra /05	Vice Principal B-18 GHSS Jareed Mansehra	Against Vacant Post
34.	Mr. Sajad Ahmad S/O Muhammad Ayub , GCMHS No.3 Mansehra	Mansehra/05	V/Principal B-18 GHSS No.1 Mansehra	--do--
35.	Mr. Sana Ul Haq S/O Shams Ul Haq, Village and PO Srikh Marozai Tehsil Shabqadar District Charsadda	Charsadda/02	Instructor B-18 RITE (M) Mardan	--do--
36.	Mr. Saqib Tanvir S/O Shakhi Muhammad Tanvir, 10 Civil Lines Jail Road D.I.Khan	D.I.Khan/04	Instructor B-18 RITE (M) D.I.Khan	--do--

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S.#	Name, Father's Name and Addresses	Domicile/Zone	Posted as	Remarks
37.	Mr. Sardar Muhammad S/O Mirza Khan, Village and PO Aza Khel Payan Tehsil and District Nowshera	Nowshera/02	Vice Principal B-18 GHS Lahore Swabi	Against Vacant Post
38.	Syed Zulfiqar Ali S/O Syed Ali Bahader Shah, Village and PO Nawagai Tehsil Mandran District Buner	Buner/03	Vice Principal B-18 GHSS Nawagai Buner	--do--
39.	Mr. Shafqat Hussain S/O Muhammad Ashraf, C/O Irshad Shopkeeper near Makki Masjid Link Road Abbottabad	Abbottabad/05	Principal B-18 GHS Namli Mera Abbottabad	--do--
40.	Mr. Shahzada S/O Haider Khan, Village and PO Dheri Allahdhand Mohallah Mirash Khel Malakand	Malakand/03	Instructor B-18 RITE (M) Thana Malakand	--do--
41.	Mr. Sher Muhammad S/O Shams Ur Rehman, Village and PO Chakesar Tehsil Chakesar District Shangla	Shangla /03	Principal B-18 GHS Qambar Swat	--do--
42.	Mr. Sher Yazdan S/O Abdul Dayan, Village Kurvi PO Taru Jabba Tehsil and District Nowshera	Nowshera/02	Principal B-18 GHS Dagi Banda Nowshera	--do--
43.	Mr. Taj Wali S/O Maqbali, Village Sufaid Sang Mohallah Wadan Khel PO Shagai Bazar Tehsil and District Peshawar	Peshawar/02	Instructor B-18 RITE (M) Haripur	--do--
44.	Mr. Taqweem Ul Haq S/O Abdur Raziq, House No.F-46 Right Bank Colony Turbela Dam Tehsil Topi District Swabi	Swabi/02	Principal B-18 GHS Jhanda Swabi	--do--
45.	Mr. Waqar Khan S/O Sifat Ullah, Village and PO Mashokhel Kandi Fateh Khan Khel Tehsil and District Peshawar	Peshawar/02	Instructor B-18 RITE (M) Kohat	--do--
46.	Mr. Zahoor Khan S/O Abdul Qayum Khan, Village Garhi Mali Khel PO Badber Tehsil and District Peshawar	Peshawar /02	Principal B-18 GHS Sowarian Mardan	Vice Sr. No. 63
47.	Mr. Amir Zeb S/O Mustafa Kamal, GHS Rustam PO Rustam District Mardan	Mardan /02	Vice Principal B-18 GHSS Khair Abad Mardan	Against Vacant Post
48.	Mr. Asim Saeed S/O Muhammad Saeed, Basti Ustarana North near boys Primary School D.I.Khan	D.I.Khan/04	Principal B-18 GHS Himmat D.I.Khan	--do--
49.	Mr. Kifayat Ullah S/O Rafi Ullah Khan, Village and PO Mayar Mohallah Amukhel Tehsil and District Mardan	Mardan/02	Vice Principal B-18 GHSS Shah Baz Ghari Mardan	--do--
50.	Mr. Munhamir Khan S/O Gul Rehman, Village and PO Gandaf Mohallah Shabi Khel Tehsil Topi District Swabi	Swabi/02	Vice Principal B-18 GHSS Kabgani Swabi	--do--
51.	Mr. Saif Ur Rehman S/O Sultan Khan, HM GHS Mandew Bannu	Lakki Marwat/04	Principal B-18 GHSS Amandi Umar Khan Bannu	--do--
52.	Mr. Sarfaraz Nathaniel S/O B-Nathaniel, Alizbeth Girls School and College Dabgari Garden Peshawar	Peshawar /02	Instructor B-18 PITE Peshawar	--do--
53.	Mr. Shakeel Ahmad S/O Mehtab Khan, GHS No.2 Bicket Gunj Mardan	Mardan /02	Principal B-18 GHS Bakhshali Mardan	Vice Sr. 65
54.	Mr. Shams Ul Hadi S/O Musafar Khan, C/O Gulab Stationery Mart near MCB Battagram	Battagram/03	V/Principal B-18 GHSS Karori Mansehra	Against Vacant Post
55.	Mr. Tariq Jamal S/O Said Jamal, House No.440 Street No.10 Sector - R Sheikh Maltoon Town Mardan	Mardan/02	Principal BS-18 GHS Qasim Toru Mardan	--do--

CONSEQUENTIAL TRANSFER/ ADJUSTMENT

Sr.#	Name and Designation	Consequential-Proposed Posting	Remarks
56	Mr. Jamil Khan, HM B-17 working on B-18 at GHS Sector No.3 KT Ship Haripur	HM B-17 GHS Laban Bandi Haripur	Against Vacant Post
57	Mr. Mir Wali Khan, HM B-17 working on B-18 at GCMHS Chitral	HM B-17 GHS Shaghoor Chitral	--do--

Daudzai Law Chamber
 Advocate High Court Peshawar
 Mob: 033-3540550/

Sr.#	Name and Designation	Consequential-Proposed Posting	Remarks
58	Mr. Ayaz HM B-17 working on B-18 at GHS Zarbab Garhi Charsadda	HM B-17 GHS Attakai Charsadda	Against Vacant Post
59	Abbas Gul, V/Principal BS-18 GHSS Takhbhai Mardan	SS PS BS-18 GHSS Takkar Mardan	Vice Sr. 60
60	Ihsanullah, SS PS BS-18 GHSS Takkar Mardan	Principal B-18 GHS Wartair Malakand	Against Vacant Post
61	Mr. Nek Muhammad HM B-17 working on B-18 at GHS Garhi Usmani Khel Malakand	HM B-17 GHS Prangai Malakand	--do--
62	Basharat Ullah HM BS-17 working on BS-18 GHSS Sherpao Charsadda	HM B-17 GHS Kula Dhand Charsadda	--do--
63	Nasir Ahmad SS Phy BS-18 working as Principal BS-18 GHS Sowarian Mardan	SS Phy BS-18 GHSS Ghani Dheri Malakand	--do--
64	Mr. Hamidullah HM B-17 working on B-18 at GHS Rustam Khan Killy Ziam Charsadda	HM B-17 GHS Gonda Charsadda	--do--
65	Mr. Saleem Khan, HM B-17 working on B-18 at GHS Bakhshali Mardan	HM B-17 GHS Guli Bagh Mardan	--do--
66	Mr. Farid Shah HM BS-17 working on BS-18 at GHSS Mandoori Kohat	HM B-17 GHS Shaidan Chuntra Karak	--do--
67	Mr. Khan Gul SS Maths BS-18 GHSS Boi Abbottabad	Vice Principal BS-18 GHSS Nawansher Abbottabad	Against Vacant Post
68	Mr. Muhammad Naeem SS Economics BS-17 GHSS Laloza Bannu Promoted to BS-18	SS Economics BS-18 GHSS Bagnotar Abbottabad	Against Vacant Post
69	Muhammad Javid Vice Principal BS-18 GHSS Pir Pai Nowshera	SS (English) BS-18 GHSS Pir Pai Nowshera	Against Vacant Post

3. **Terms & Conditions of Service in r. o. officers from Sr. No. 1 to 55 above are as under:**

1. Their services will be considered regular and they will be eligible for pension/deduction of GP fund in terms of Khyber Pakhtunkhwa Civil Servants Act 1973 as amended in 2013.
2. Their services are liable to termination on one month's notice from either side. In case of resignation without notice, their one month's pay/allowances shall be forfeited to the Govt.
3. They would be on probation for period of one year extendable for another one year.
4. They will be governed by such rules and regulations as may be issued from time to time.
5. Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, they will be proceeded against under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011 as amended from time to time.
6. Their recruitment shall be School Based and shall not be transferable to any other School.
7. The appointees should join their posts within 30 days of the issuance of this notification. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar would furnish a certificate to the effect that the candidates have joined the posts otherwise, after one month of the issuance of this Notification, failing which their candidature shall expire automatically and no subsequent appeal etc. shall be entertained.
8. Charge report should be submitted to all concerned.
9. Notification can be downloaded from our website: www.kpese.gov.pk
10. No TA/DA will be allowed to the appointees for joining their duty.

Endst: of even No. & Date

Copy forwarded to the:

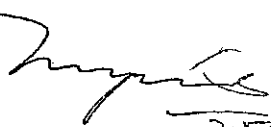
1. Accountant General, Khyber Pakhtunkhwa.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officers (Male), concerned.
4. Director (Recruitment), Khyber Pakhtunkhwa Public Service Commission.
5. District Accounts Officers concerned.

SECRETARY

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405509

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7. PS to Minister for E&SE Khyber Pakhtunkhwa.
8. PS to Secretary E&SE Department, Khyber Pakhtunkhwa, Peshawar.
9. PS to Special Secretary E&SE Department, Khyber Pakhtunkhwa, Peshawar.
10. Incharge EMISE E&SE Department.
11. Officers concerned.
12. Office order file.


25/01/15
(MUJEEB-UR-REHMAN)
SECTION OFFICER (SCHOOLS/MALE)

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

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Ann^m E^v



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the October 11, 2020

NOTIFICATION

NO. SO(SM)T&SED/2-2/2020/Final Seniority Principals/ P/SSS. In exercise of the powers conferred under Sub-Section (b) of Section 8 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No XVII of 1973) the Final Seniority List of Principals/Vice Principals/Senior Subject Specialists (SS/S) Teaching Cadre Elementary & Secondary Education Khyber Pakhtunkhwa as it stood on 01-12-2019 is hereby notified for information of all concerned.

Encl: As above

Chief Secretary
Khyber Pakhtunkhwa

Ends of even No. & Date:

Copy forwarded to the:

1. Director, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar with the request to circulate the final seniority list to all concerned.
2. Director, Curriculum & Teachers Education Khyber Pakhtunkhwa, Abbottabad
3. Director, P.T.E. Khyber Pakhtunkhwa, Peshawar.

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

S.#	Name of Officers with Qualification	D.O Birth	Domicile	Date of 1st Entry In Edu. Deptt.	Present Post date	BPS	Method of Reclut.	Designation/Place of Posting	Remarks
576	Shahid Hayat s/o Hayat Gul SS (Economics)	01.01.1977	Charsadda	31/01/2007	01/12/2016	18	By Promotion	SS GHSS Utmanzai Charsadda	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
577	Ahsan Salim s/o Muhammad Salim SS (Physics)	25.01.1977	ATD	11/01/2007	01/12/2016	18	By Promotion	SS GHSS Badi Dhundan Abbottabad	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
578	Hamid Ullah Khan s/o Daraz Khan SS (Chem)	05.02.1978	FR Bannu	19/10/2007	01/12/2016	18	By Promotion	SS FATA	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
579	Noor Sher Khan s/o Gul Rauf Khan SS (Biology)	20.06.1978	NWA	19/10/2007	01/12/2016	18	By Promotion	SS FATA	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
580	Muhammad Bilal S/O Ashraf Gul SS Maths	13.03.1979	Nowshera		01/12/2016	18	By Promotion	SS GHSS Jalozai Nowshera	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
581	Munir Ali Shah MA/M.Ed.	11.03.1972	Bannu	21/08/1998	16/10/2017	18	By Promotion	Pr. B-18 GHSS Dilasa Khan Mandew, Bannu	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
582	Noor Hassan s/o Abdul Hassan B.A.B.Ed.	04.04.1963	Mardan	09/01/1985	01/12/2016	18	By Promotion	VP GHSS Rustam Mardan	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
583	Khalid Rahman Khan s/o Fazal Rehman Khan B.A.B.Ed.	04.08.1972	Ahtr	26/05/1999	01/12/2016	18	By Promotion	VP GCMHS No.2 Abbottabad	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
584	Muhammad Musa s/o M Zaher Khan B.A.B.Ed.	04.01.1961	Chitral	31/08/1989	01/12/2016	18	By Promotion	VP GHSS Morlashi, Chitral	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
585	Mehar Zaman s/o Lal Zarin B.A.B.Ed.	21.01.1963	Mardan	11/04/1987	01/12/2016	18	By Promotion	Principal GHS Shamsbad Abad Mardan	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
586	Muhammad Israr s/o Fazal Aziz B.A.B.Ed.	03.01.1963	Dir	07/07/1986	01/12/2016	18	By Promotion	VP GHS Bagh Maidan Dir Lower	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
587	Khurshid s/o Gul Faraz B.A.B.Ed.	09.08.1964	Karak	30/01/1991	01/12/2016	18	By Promotion	SS/HM GCMHS Kohat	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
588	Sardar Hussain s/o Badam Khan B.A.B.Ed.	20.01.1965	M.Agency	17/02/1991	01/12/2016	18	By Promotion	FATA	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
589	Iftikham ul Haq MA/M.Ed.	20.08.1971	Nowshera	25/11/1990	16/10/2017	18	By Promotion	Pr. B-18 GHS Adamzal, Nowshera	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
590	Fazal Muner s/o Akhtar Muner SS (English)	06.05.1972	Mardan	19/10/2007	01/12/2016	18	By Promotion	SS GHSS No.1 Mardan	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
591	Walayar Khan s/o Ghani Gul (Economics)	07.08.1969	Bannu	31/01/2007	01/12/2016	18	By Promotion	SS GHSS Doabad Hangu	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
592	Muhammad Pervez s/o Mir Zaman SS (Stat)	04.10.1972	Mansehra	09/12/2005	01/12/2016	18	By Promotion	SS GHSS No.1 Mansehra	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
593	Akhtar Mahmood s/o Hayat Khan SS (English)	12.04.1977	Kohat	17/09/2003	01/12/2016	18	By Promotion	Principal GHSS Nandraga Kohat	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
594	Muhammad Kamal s/o Awalla Khan SS (History Cum Civics)	01.06.1977	Karak	19/10/2007	01/12/2016	18	By Promotion	SS GHSS Warana Karak	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
595	Muhammad Ismail s/o Fazlur Rehman SS (Economics)	01.07.1977	Bajour	31/01/2007	01/12/2016	18	By Promotion	SS FATA	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
596	Muhammad Amin s/o Muhammad Ayub SS (Maths)	02.02.1970	Mansehra	19/09/2006	01/12/2016	18	By Promotion	SS GHSS Baffa Mansehra	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
597	Tahir Gul s/o Ghulam Nabi SS (English)	02.02.1975	SWA	31/01/2007	01/12/2016	18	By Promotion	VP GHSS Seraf Saleh, Haripur	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
598	Muhammad Imran S/O Wali Jan MAM Ed	02.02.1975	SWA	08/11/2005	01/12/2016	18	By Promotion	SS GHSS Ramak DIKhan	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
599	Muhammad Hussain s/o Zargul SS (Maths)	14.01.1968	Moh.Agy	04/10/2006	01/12/2016	18	By Promotion	SS GHSS Ayub Khan Killi Swabi	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
600	Muhammad Saeed s/o Muhammad Shafiq SS (History Cum Civics)	21.04.1970	Swat	19/10/2007	01/12/2016	18	By Promotion	SS GHSS Baldara Swat	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
601	Hassan Shah s/o Muskeen Shah SS (Maths)	20.03.1977	Haripur	19/09/2006	01/12/2016	18	By Promotion	SS GHSS Seraf Saleh Haripur	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
602	Ather Khalil s/o Khalil ur Rehman SS (Maths)	26.07.1977	ATD	19/09/2006	01/12/2016	18	By Promotion	SS GHSS Behali, Mansehra	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
603	Muhammad Hafeez ur Rehman s/o Abdur Rehman SS (Economics)	23.07.1979	ATD	31/01/2007	01/12/2016	18	By Promotion	SS GHSS Kot Najibulla Haripur	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
604	Hassan Jan s/o Adam Khan B.A.B.Ed.	01.01.1962	Peshawar	28/03/1996	01/12/2016	18	By Promotion	Pr. GHS Rajjar No.2 Charsadda	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
605	Ashraf Ali s/o Saifur Ali B.A.B.Ed.	26.03.1968	K-Agency	18/01/1988	01/12/2016	18	By Promotion	FATA	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
606	Muhammad Ilyas s/o M. Yousaf B.A.B.Ed.	15.12.1966	Peshawar	07/07/1987	01/12/2016	18	By Promotion	Principal GHS Dabgar Gilgit Peshawar	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016
607	Abdul Qadir s/o Abdul Sattar B.A.B.Ed.	09.04.1968	Nowshera	07/07/1999	01/12/2016	18	By Promotion	Principal GHS Ali Balg, Nowshera	No.SO(S/M)E&SED/1-3/2016/Promotion B-17 to B-18 dated 01-12-2016



RECEIVED
 ADVOCATE HIGH COURT PESHAWAR
 05/12/2016

Am F

24

Dated: 21 Sep. 2020

To
The Secretary
Elementary and Secondary Education
Khyber Pakhtunkhwa.

SUBJECT: APPEAL FOR CORRECTION IN TENTATIVE SENIORITY LIST OF OFFICERS BPS 18 E & SED KHYBER PAKHTUNKHWA AS IT STOOD ON 2020.

Respected Sir,

1. We were selected as HM BPS-17 through KPPSC and posted at various schools and placed in inter seniority list from S.No. 809 to S.No. 1238 by E& SED KP vide SO(S) 3-2/2006/SS (M) dated 18.1.2007 (Merit-2004). (Annexure 1)
2. In the 4-tier formula posts were upgraded from BPS-17 to BPS-18 on 28.2.2012. (4-tier copy attached)
3. We were promoted to BPS-18 on 01-12-2016 against the upgraded posts in the 4-tier formula from the 80% quota fixed for departmental promotion
4. Our seniority was fixed in BPS-18 as from S.NO 542 to S.NO 697.
5. Now in the BPS-18 Seniority we have not been placed against the original positions that is S. No: 542 AQIL SHAH to S.NO: 697 ANWAR SHAH.
6. It is also worthwhile to mention that Newly appointed principal BPS-18 from 20% quota fixed through KPPSC Peshawar vide S.NO: 478 SARFARAZ to S.NO: 541 INAM ULLAH. This newly appointed principals have been placed Senior than me.
7. In this regard the honourable Supreme Court of Pakistan, Peshawar High Court & Service Tribunals have already decided the same nature cases. (Copy Attached)
8. It is therefore, requested that we may be placed at our due and original position according to 2010 PLC (C.S) 760, 2007 SCMR 682, 2006 SCMR 1938, 1998 SCMR88, 1997 SCMR 515, 1994 PLC (C.S) 411, 1985 SCMR page No. 1158 in the BPS-18 seniority list to maintain inter seniority on the basis of merit made by Khyber Pakhtunkhwa Public Service Commission and Oblige.

Yours Obediently,



ABDUL QADIR
PINCIPAL BPS-18
Seniority No: 607
GHS Ali Baig Nowshera.
0333-9032382.

IAVED IQBAL Gul Bela
Daudzal Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

24 A

To

The Chief Secretary
Khyber Pukhtunkhwa Peshawar.

Subject: **DEPARTMENTAL APPEAL.**

Mode: **Through Proper Channel**

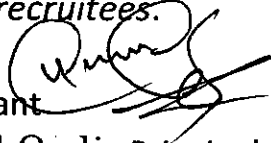
Respected Sir!

With utmost respect & due difference, the Appellant very humbly solicits the instant Departmental Appeal to the following effect:-

1. That after going through the mandatorily required criteria, the Appellant got appointed vide Notification No: SO(S)3-1/2006/Head Master (Male) dated 24-09-2007.
2. That it was in the back drop of 2012 that the Government of Khyber Pakhtunkhwa vide Notification No: BOY/FD/2-112/2011/04-Tier Formula dated 28-02-2012, tier Formula was introduced & posts were upgraded from BPS-17 to BPS-18.
3. That the Appellant was promoted to BPS-18 on 01/12/2010 against the upgraded 4-Tire Formula from the 80% quota fixed for Departmental Promotion.
4. That KPK E&SE advertised certain posts of Principals BPS-18 which were filled through KPK Public Service Commission by the KPK E & SE Department upon the recommendations of KPK Public Service Commission in 2015.
5. That KPK E & SE issued an inter-se seniority list for the year 2019 vide impugned Notification No: SO(SM) E&SED/2-2/2002 final Seniority Principals / V.P/ SSS dated 1-10-2020 wherein the H.M recruited/ appointed in 2015 has been placed ahead of the Appellant which is wrong and illegal, hence liable to be set aside/modified.

It is, therefore, most humbly requested that on acceptance of the instant Departmental Appeal, the impugned Seniority List dated 01-10-2020 may kindly modified & the Appellant be place at his due place and ahead of the Kohatect recruitees.

Dated: 30/10/2020

Appellant 
Abdul Qadir Principal
BPS-18 Govt. High School
Nowshera

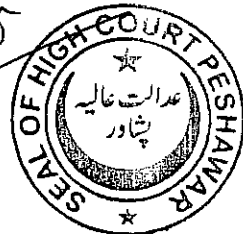
~~JAVED IQBAL, Gul Bela
Daudzai Laj, Chahiber
Advocate High Court Peshawar
Mob: 999-999999~~

25

**BEFORE THE HON'BLE PESHAWAR HIGH COURT
PESHAWAR**

In W.P No 4803f /2020

Amended - G



1. Abdur Raheem, Principal (BPS-18), Government High School, Serai - Swabi.
2. Muhammad Saif Rehman, Principal (BPS-18), Government High School, Dhindah, Haripur.
3. Fida Muhammad, Principal (BPS-18), Government High School, Golo Dheri, Swabi.
4. Meer Qadam Khan, Principal (BPS-18), Government High School, Togh Bala, Kohat.
5. Hashmat Khan, Principal (BPS-18), Government High School, Sherpao, Charsadda.
6. Noor Zaman, Instructor (BPS-18), RITE (Regional Institute of Teachers Training), Bannu.
7. Khursheed Ahmed, Vice Principal (BPS-18), Government High School, Khanaspur - Ayubia, Abbottabad.
8. Ishfaq Ahmed, Vice Principal (BPS-18), Government High School, Loora, Abbottabad.
9. Salahuddin Khan, Principal (BPS-18), Government High School, Dir Upper.
10. Mousam Khan, Principal (BPS-18), Government High School, Peshawar.
11. Hamid Khan, Principal (BPS-18), Government High School, Mardan.
12. Abdul Qadir, Principal (BPS-18), Government High School, Nowshera.
13. Abdur Rehman, Principal (BPS-18), Government High School, Khyber.
14. Muhammad Afzal, Principal (BPS-18), Government High School, Hangu.
15. Shafi Ullah, Principal (BPS-18), Government High School, Swat.
16. Noor Ullah, Principal (BPS-18), Government High School, Chitral.
17. Shamim Raza, Principal (BPS-18), Government High School, Lakki Marwat.

FILED TODAY

Deputy Registrar

20 OCT 2020

JAVED IQBAL Ghalib
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405

ATTESTED

EXAMINER
Peshawar High Court

(Scribble) (26)

18. Muhammad Hussain Azad, Principal (BPS-18),
Government High School, Karak.

.....Petitioner

VERSUS

1. Government of Khyber Pakhtunkhwa, through Chief Secretary at Civil Secretariat, Peshawar.
2. Secretary Elementary & Secondary Education, Government of Khyber Pakhtunkhwa at Civil Secretariat, Peshawar.
3. Secretary Finance, Government of Khyber Pakhtunkhwa at Civil Secretariat, Peshawar.
4. Secretary Law, Parliamentary Affairs & Human Rights, Government of Khyber Pakhtunkhwa at Civil Secretariat, Peshawar.
5. Secretary Establishment, Government of Khyber Pakhtunkhwa at Civil Secretariat, Peshawar.

.....Respondents

**PETITION UNDER ARTICLE 199 OF
CONSTITUTION OF THE ISLAMIC
REPUBLIC OF PAKISTAN 1973.**

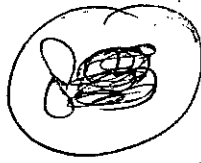
Respectfully Sheweth,

1. That the Petitioners are naturally born bona-fide citizens of Islamic Republic of Pakistan & hails from respectable families across the province.
2. That after going through the mandatorily required criteria & after being envisaged with the ordeals & inquisitions of selection process, the Petitioners got appointed vide Office Notification NO.SO(S)3-1/2006/Head Master (Male) dated 24-09-2007 of the office of the then Secretary Schools & Literacy

FILED TODAY
Deputy Registrar
20 OCT 2020

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

ATTESTED
EXAMINER
Peshawar High Court



27

Annexure - H

Judgment Sheet
PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT.

W.P.No.4803-P/2020

Abdur Raheem and others
Versus
Government of Khyber Pakhtunkhwa
through Chief Secretary and others.



Date of hearing 16.12.2020

Petitioner by: Mr. Javed Iqbal Gulbela, advocate.

JUDGEMENT

IJAZ ANWAR. J:- The instant writ petition has been filed under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 with the following prayer:

“It is, therefore, most humbly prayed that on acceptance of the instant writ petition, an appropriate writ may very graciously be issued by directing the Respondents to act in accordance with law.

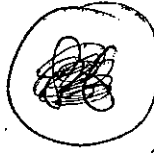
It is further prayed that the respondents be directed to place the petitioners ahead of the direct recruitees under the

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**mandate of Rule 17 of FR
& SR and Rule 17 of
Appointment, Promotion
& Transfer Rules, 1989.**

2. In essence, the petitioners have called in question the final seniority list of Principals/Vice Principals/SSS BPS-18 (Male) Khyber Pakhtunkhwa (Teaching Cadre) as it stood on 31.12.2019.

3. Arguments heard and record perused.

4. The main grievance of petitioners is that they are claiming seniority over the direct recommendees of the Public Service Commission on the ground that their delayed upgradation would not be affected and that they will maintain their seniority alongwith their batch who were earlier upgraded.

5. We have examined the case and find that on the one hand, petitioners are claiming seniority over the direct recruits, albeit none of the persons are impleaded as party who are going to be


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(Scribble)

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affected. Besides, seniority is one of the terms and conditions of service as provided under section 8 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Rule-17 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989 and the instant matter can better be agitated before the Service Tribunal in accordance with law. On the one hand, there is bar of Article 212 of the Constitution of Islamic Republic of Pakistan for entertaining matters pertaining to the terms and conditions of service and on the other hand, in view of Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, petitioners have alternate remedy available in the shape of submitting service appeal before the Tribunal constituted under the Service Tribunal Act, 1974.

6. Thus for the reasons stated above, this petition is misconceived. It is dismissed being not maintainable. Needless to mention that petitioners

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may approach the Service Tribunal if they are so
advised in accordance with law.

[Signature]
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JUDGE

Announced on;
Dated. 16.12.2020

D.B. Hon'ble Mr. Justice Ikramullah Khan & Hon'ble Mr. Justice Ijaz Anwar

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EXAMINER
Peshawar High Court, Peshawar
Authorised Under Article 8.7 of
The Qanun-e-Shahadat Order 1984

16 JAN 2021

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Annexure - I
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**GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT**

Dated Peshawar the April 16, 2015

NOTIFICATION

NO.SO(S/M) E&SED/1-3/2014/Promotion BS-17 to BS-18/4-tier 2nd Phase : The Competent Authority on the recommendations of the Provincial Selection Board is pleased to promote/appoint the following (520) Officers of Teaching Cadre of Elementary & Secondary Education Department from BS-17 to BS-18 on regular basis with immediate effect as under except Sr. No. 17.

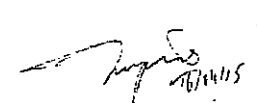
Sr.#	Name	Sr.#	Name	Sr.#	Name
1	Mr. Gul Yar Khan	2	Mr. Fateh Gul	3	Mr. Nusratullah
4	Mr. Ghulam Baqi Jan	5	Mr. Amal Shah	6	Mr. Aurang Zeb
7	Mr. Inayatullah	8	Mr. Kifayat Ullah Jan	9	Mr. Ghulam Rabbani
10	Mr. Muhammad Yaqoob	11	Mr. Muqarrab Khan	12	Mr. Abdur Rashid
13	Mr. Mir Haider	14	Mr. Ismail	15	Mr. Abdur Rehman
16	Mr. Nizakat-ur-Rehman	17	Mr. Iqbal Munir	18	Mr. Muhammad Siraj
19	Mr. Naeem Jan	20	Mr. Muhammad Pervez	21	Mr. Abdullah Shah
22	Mr. Hakam Khan	23	Mr. Gul Ambar Khan	24	Muhammad Idrees Khan
25	Mr. Abdul Malik	26	Mr. Mustafa Khan	27	Mr. Abbas Gul
28	Muhammad Zareen Khan	29	Muhammad Khurshid	30	Mr. Mehboob Ilahi
31	Mr. Fazal Rehman	32	Mr. Sherzada	33	Mr. Suhrab Khan
34	Mr. Akhtar Hussain	35	Mr. Abdul Qayum	36	Mr. Inayat ullah
37	Mr. Muhammad Sadiq	38	Mr. Hidayatullah Kahn	39	Mr. Fida Muhammad
40	Mr. Ghazi Marjan	41	Muhammad Sher Ali Khan	42	Mr. Fazal Muhammad
43	Mr. Riaz Hussain	44	Mr. Farzand Ali	45	Mr. Sharif ullah Khan
46	Mr. Abdul Latif	47	Mr. Zahid Hussain	48	Mr. Ihsan-ul-Haq
49	Mr. Muhammad Jamshaid	50	Mr. Hidayat-ur-Rehman	51	Mr. Gul Aslam
52	Mr. Irshad Ahmad	53	Mr. Almas Khan	54	Mr. Muhammad Ali
55	Mr. Abdullah Khan	56	Mr. Muhammad Shafiq	57	Mr. Khalid Ahmad
58	Mr. Iftikhar Ahmad	59	Mr. Saeed Ahmad	60	Mr. Muhammad Mubashir
61	Mr. Shah-e-Room	62	Mr. Zulfqar Ali	63	Mr. Zafar Javed Qureshi

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Sr.#	Name	Sr.#	Name	Sr.#	Name
64	Mr. Nasrullah Zeb	65	Mr. Muhammad Aslam	66	Mr. Alam Zeb Khan
67	S. Muhammad Tariq	68	Mr. Nizar Ali	69	Mr. M. Daraz Khan
70	Mr. Chen zeb	71	Mr. Jamil Ahmad	72	Mr. M. Riaz Khan
73	Mr. Muhammad Sadiq	74	Mr. Iqbal Ali shah	75	Mr. Azim Khan
76	Mr. Akhtar Waheed	77	Mr. Norani Gul	78	Mr. Khalil-ur-Rehman
79	Mr. Tayyab Shahzad	80	Mr. Sher Ali Khan	81	Mr. Sher Habib
82	Mr. Gul Islam	83	Mr. Daud-ur-Rehman	84	Mian Zia-ud-Din
85	Mr. Israj Ali	86	Mr. Sajjad Aziz	87	Mr. Muhammad Shafqat
88	Mr. Mahboob Khan	89	Mr. Jehanzeb	90	Mr. Jan Sahib Ali
91	Mr. Wali ullah	92	Mr. Sair ullah	93	Mr. Mehrab Gul
94	Mr. Raza Muhammad	95	Mr. Muhammad Israr	96	Mr. Muhammad Younas
97	Mr. Hayat Muhammad	98	Mr. Ihsanullah	99	Mr. Khizar Hayat
100	Mr. Gulfam Iqbal	101	Mr. Niamat ullah	102	Mr. Habib-ur-Rehman
103	Mr. Zard Ali Khan	104	Muhammad Ayaz Khan	105	Mr. Abdur Rashid
106	Mr. Muhammad Anwar	107	Mr. Hazrat Umar	108	Mr. Faiz-ur-Reham
109	Mr. Khan Gul Jadoon	110	Mr. Nadeem Sultan	111	Mr. Iqbal Ali
112	Mr. Amin-ur-Haq	113	Mr. Javid Akhtar	114	Mr. Said Badshah
115	Mr. Khan Badshah	116	Syed Latif shah	117	Mr. Muhammad Ghulam
118	Mr. Muhammad Rahim	119	Mr. Fayaz Ahmad	120	Mr. Muhammad Askar
121	Mr. Muzafar Shah	122	Mr. Mehboob-ur-Rehman	123	Mr. Lal Wadood
124	Mr. Younis Ali Khan	125	Mr. Fazal Rabbi	126	Mr. Farid Khan
127	Mr. Tariq Farooq	128	Mr. Shahbaz Muhammad	129	Malik Muhammad Naeem
130	Mr. Khurshid Ali Khan	131	Mr. zainullah	132	Mr. Hamid Hussain
133	Mr. Abdul Hamid	134	Mr. Ghulam Daud Khan	135	Mr. Ihsan Ullah
136	Mr. Munir Khan	137	Mr. Ahmad Saeed	138	Mr. Shahid Ali
139	Mr. Muhammad Salim	140	Mr. Muhammad Tahir	141	Mr. Salar Islam Tariq
142	Syed Muhammad Ayaz Shah	143	Mr. Gul Nawab Khan	144	Mr. Amir Sultan
145	Mr. Muhammad Tahir	146	Mr. Numan Ali	147	Mr. Inayatullah Khan
148	Mr. Rafiullah Khan	149	Mr. Muhammad Hameed	150	Mr. Izzat Khan
151	Mr. Farzand Ali Khan	152	Mr. Warqa Hussain	153	Mr. Muhammad Wakil
154	Mr. Qudrat Ali Khan	155	Mr. Abid Hussain	156	Mr. Fazal Wahab


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Sr.#	Name	Sr.#	Name	Sr.#	Name
157	Mr. Nisar Ahmad	158	Mr. Bakht Kawan	159	Mr. Abdul Ala
160	Mr. Mir Aslam	161	Mr. Munawar Khan	162	Mr. Abdus Shakoor
163	Mr. Jehanzeb	164	Mr. Akram Said	165	Muhammad Jalil Khan
166	Mr. Farman Ali	167	Mr. Sharif-ud-Din	168	Said Muhammad Khan
169	Mr. Habibullah	170	Said Aman Ullah Shah	171	Mr. Qayyum Nawaz
172	Mr. Habibullah Khan	173	Mr. Shah Jehan Khan	174	Mr. Usman Ghani
175	Mr. Muhammad Rafiq	176	Mr. Nawab Khan	177	Mr. Saif ullah Khan
178	Mr. Zahid Ullah	179	Mr. Faqir Muhammad	180	Mr. Muhammad Ibrahim
181	Mr. Ashraf Ali Khan	182	Mr. Aman ullah Khan	183	Muhammad Umar Khan
184	Mr. Habib Ali	185	Mr. Muhammad Islam	186	Mr. Hakim Ullah
187	Mr. Akhtar Abbas	188	Mr. Muhammad Alam	189	Mr. Akhtar Ali
190	Mr. Hamid Ullah	191	Mr. Ajmal Qadir	192	Mr. M Irfan Ullah
193	Mr. Abdur Rehman	194	Mr. Abdul Nawaz Khan	195	Mr. Sana ullah
196	Mr. Khurshid Alam	197	Mr. Mujeeb Ullah	198	Mr. Changez Khan
199	Mr. Shaukat Rehman	200	Mr. Muhammad Nabi	201	Mr. Pervaiz Khan
202	Mr. Saeed Ahmad	203	Mr. Iftikhar Ahmad.	204	Mr. Fazli Umar
205	Muhammad Rizwanullah	206	Mr. Bashir Ahmad	207	Mr. Muazam Shah
208	Mr. Shahid Ahmad	209	Mr. Muhammad Tariq	210	Mr. Atiqur Rehman
211	S. Shah Hassan Shah	212	Mr. Iqtidar Ali	213	Mr. Mutahir Khan
214	Mr. Zaiullah	215	Mr. Nasirullah	216	Mr. Muhammad Javed
217	Mr. Khaliq Dad Khan	218	Muhammad Naeem Khan	219	Mr. Muhammad Azim
220	Mr. Nawazish Mehboob	221	Mr. Johar Ali	222	Mr. Zia-ul-Islam
223	Mr. Abdur Raziq	224	Mr. Aziz-ur-Rehman	225	Mr. Ali Said.
226	Mr. Ismatullah Khan	227	Mr. Noor-ul-Qamar	228	Mr. Abid Hussain
229	Mr. Riaz	230	Mr. Abdur Rashid	231	M. Naqem Siddiqui
232	Mr. Asmatullah	233	Mr. Muhammad Aslam	234	Mr. Muhammad Yousaf
235	Mr. Tahir Jan	236	Mr. Gohar Hayat	237	Mr. Hamid Khan
238	Mr. Mohibullah Khan	239	Mr. Sabir Rehman	240	Mr. Abdul Basir
241	Mr. Muhammad Nazir	242	Mr. Asghar Ali	243	Mr. Habib-ur-Rehman
244	Mr. Muhammad Riaz	245	Mr. Ghulam Zahir	246	Mr. Sajjad Akbar
247	Mr. Saeed-ur-Rehman	248	Muhammad Roman Khan	249	Mr. Shaukat Ali
250	Mr. Nazirullah Khan	251	Mr. Kamal Ahmad	252	Mr. Zahid Iqbal

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Sr.#	Name	Sr.#	Name	Sr.#	Name
253	Mr. Muhammad Sayyar	254	Mr. Inayatullah Khan	255	Mr. Mukhtair Ali
256	Mr. Aziz Ahmad	257	Mr. Khalil-ur-Rehman	258	Mr. Akbar Saeed
259	Mr. Akbar Khan	260	Mr. Abdul Ali Khan	261	Mr. Minhaj-ud-Din
262	Mr. Shah Saud	263	Muhammad Sadiq Shah	264	Mr. Sabir Khan
265	Mr. Sajad Hussain	266	Mr. Waheed Shah	267	Mr. Sher Muhammad
268	Mr. Muhammad Quresh	269	Mr. Abdur Rahim	270	Mr. Waheedullah
271	Mr. Amir Rehman	272	Mr. Dost Muhammad	273	Mr. Akbar Zaman
274	Mr. Latifullah Khan	275	Mr. Noor Muhammad	276	Mr. Niamat Shah
277	Mr. Rehman Ghani	278	Mr. Muhammad Faisal	279	Mr. Jaffar Ali Khan
280	Mr. Azmat Alam	281	Mr. Shaukat Malik	282	Mr. Khaista Muhammad
283	Mr. Inayatur Rehman	284	Mr. Fayaz Ahmad Khan	285	Muhammad Saeed Khan
286	Mr. Shaukat Ali	287	Mr. Abdul Wali Khan	288	Mr. Muhammad Usman
289	Mr. Umer Zaman	290	Mr. Bakht Afsar	291	Mr. Gul Nawaz
292	Mr. Aziz-ul-Haq	293	Mr. Abdul Bar	294	Mr. Shakeel Iqbal
295	Mr. Muhammad Javed	296	Mr. Noor Alam Khan	297	Mr. Muslih-ud-Din
298	Mr. Shamin Ali	299	Muhammad Shoaib Khan	300	Mr. Musharraf Khan
301	Mr. Abdul Fatah	302	Mr. Muhammad Salar	302	Mr. Muhammad Saleem
304	Mr. Naseer Ahmad	305	Mr. Noor Hazrat	306	Mr. Noor Wali
307	Mr. Abid Ali	308	Mr. Farooq Usman	309	Mr. Gul Nazir Khan
310	Mr. Sarfaraz Khan	311	Mr. Fazal Rabbi	312	Mr. Amir Muhammad
313	Mr. Irshad Ahmad	314	Mr. Aamir Khan	315	Mr. Muhammad Ibrahim
316	Mr. Master Khan	317	Mr. Haider Zaman	318	Muhammad Owais Zahid
319	Mr. Zulfiqar Ahmad	320	Mr. Zahoor-ur-Rehman	321	Mr. Khalid Khan
322	Mr. Abdur Rashid	323	Mr. Ishtiaq Ahmad	324	Mr. Inam-ur-Rehman
325	Mr. Mir Sardar	326	Mr. Tariq Khan	327	Mr. Zain-ul-Abidin
328	Mr. Irfan Tayyab	329	Mr. Rahim Din	330	Mr. Gul Zaman
331	Mr. Nazir Khan	332	Mr. Shad Muhammad	333	Khawaja Faiz un Nasir
334	Mr. Muhammad Amin	335	Mr. Muhammad Zakir	336	Hafiz Tayyab Ali Shah
337	Mr. Fayaz Aftab	338	Mr. Aziz-ur-Rehman	339	Mr. Arif Ali
340	Mr. Said Basher Kamal	341	Mr. Azaz ullah	342	Mr. Riaz-ul-Haq
343	Mr. Liaq Zaman	344	Mr. Fawad Alam Khan	345	Mr. Mohib-ur-Rehman
346	Mr. Muhammad Abbas	347	Mr. Mukhtiar-ur-Rehman	348	Hafiz Ihsanullah

Javed Iqbal
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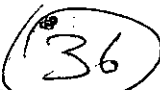
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Sr.#	Name	Sr.#	Name	Sr.#	Name
349	Mr. Muhammad Rehman	350	Mr. Abdul Hamid Qureshi	351	Hafiz Ihsanullah
352	Mr. Muhammad Amjad	353	Mr. Saif-ur-Rehman	354	Mr. Mumtaz Muhammad
355	Mr. Hussain Ali Khan	356	Mr. Waqar Ahmad	357	Mr. Javed Khan
358	Mr. Zahid Ali	359	Syed Irshad Hussain Shah	360	Mr. Juma Khan
361	Mr. Umar Zahid Khan	362	Mr. Muhammad Khalid	363	Mr. Jehangir Khan
364	Mr. Abdul Karim	365	Mr. Akbar Said	366	Mr. Anwarullah
367	Mr. Anwar Baig	368	Mr. Fazal Mahmood	369	Mr. Nisar Ahmad
370	Mr. Inayatullah	371	Mr. Muhammad Yaqoob	372	Mr. Jannt Gul
373	Mr. Inayatullah	374	Qazi Amir Hatam	375	Mr. Raza Hassan
376	Mr. Muhammad Kamran	377	Mr. Ghulam Rabbani	378	Mr. Farooq Ahmad
379	Mr. Muhammad Haroon	380	Muhammad Imtiaz Khan	381	Mr. Atifullah
382	Mr. Ashraf Raza	383	Mr. Javed Khan	384	Mr. Akbar Ali
385	Mr. Khan Zada	386	Mr. Subhanullah	387	Muhammad Irshad
388	Mr. Din Muhammad	389	Mr. Allah Nawaz	390	Mr. Amir Sultan
391	Mr. Abdur Rehman	392	Mr. Anwarullah	393	Mr. Ahmad Saeed
394	Mr. Shafqat Ali Khan	395	Mr. Muhabat Shah	396	Mr. Manzoor Elahi
397	Mr. Tariq Hayat	398	Mr. Abdul Mahmood	399	Mr. Muhammad Riaz
400	Mr. Anwar Iqbal	401	Mr. Abdul Manaf	402	Mr. Attaullah
403	Mr. Minhaj-ud-Din	404	Mr. Rehmat Ali	405	Mr. Muhammad Basher
406	Qazi Shafiq-ur-Rehman	407	Mr. Noor-ul-Wahab	408	Mr. Nasim Muhammad
409	Mr. Irshad Ahmad	410	Muhammad Iqbal	411	Muhammad Rasool
412	Mr. Arshad Hussain	413	Mr. Zakir ullah Khan	414	Mr. Afsar Khan
415	Mr. Sher Ghulam Khan	416	Mr. Gul Zada	417	Mr. Muazzam Khan
418	Mr. Sher ur Rehman	419	Mr. Inayat-ur-Rehman	420	Mr. Zahid Ullah
421	Mr. Abdul Bari	422	Mr. Sherin Zada	423	Mr. Abdullah Khan
424	Mr. Sher Ali Khan	425	Mr. Anwar Zaman	426	Mr. Amir Ali Khan
427	Mr. Hazrat Hussain	428	Mr. Muhammad Iqbal	429	Mr. Arif Sobail
430	Mr. Fazal Manan	431	Mr. Khadim Muhammad	432	Mr. Zahid Qayyum
433	Mr. Muhammad Nadeem	434	Muhammad Ali Siddique	435	Mr. Noor Badshah
436	Mr. Rana Baz Khan	437	Mr. Zahir Shah	438	Mr. Akmal Khan
439	Mr. Hussain Ahmad	440	Mr. Qamar Shehzad	441	Mr. Muhammad Ismail
442	Mr. Fazal Hussain	443	Mr. Bakhtiar Ahmad	444	M. Khalid Mahmood

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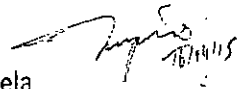
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Sr.#	Name	Sr.#	Name	Sr.#	Name
445	Mr. Mukhtiar Muhammad	446	Mr. Ghulam Murtaza	447	Mr. Zahid Iqbal
448	Muhammad Ali Asghar	449	Mr. Muddasir Shah	450	Mr. Anees Muhammad
451	Mr. Jehangir Khan	452	Mr. Askar Ali	453	Mr. Dira Wadan
454	Mr. Nazir Ullah	455	Mr. Sikandar Hayat	456	Mr. Muhammad Amin
457	Mr. Khan Wali Shah	458	Haji Khuda Bakhash	459	Mr. Nasib Gul
460	Mr. Muhammad Nawaz	461	Mr. Abdur Rauf	462	Mr. Bahadar Zeb
463	Mr. Nasrullah	464	Mr. Murad Ali	465	Mr. Muhammad Shafiq
466	Mr. Muhammad Idress	467	Mr. Zaheen ullah	468	Mr. Murad Ali
469	Mr. Sanat Ullah	470	Mr. Muhammad Abid	471	Mr. Saeed-ur-Rehman
472	Said Akbar	473	Mr. Amjid Ali	474	Mr. Farshed ullah
475	Mr. Saran zeb Mian	476	Mr. Muntazir	477	Mr. Sajid Ahmad
478	Mr. Abdur Rauf	479	Mr. Maqsood Ali	480	Mr. Ghani-ur-Rehman
481	Mr. Muhammad Iqbal	482	Mr. Saifullah	483	Mr. Munawar Shah
484	Mr. Farooq Shah	485	Mr. Khurshid Alam	486	Bakhtiar Muhammad
487	Mr. Muhammad Ishaq	488	Mr. Riaz Ahmad	489	Mr. Taj Muhammad
490	Mr. Sher Nawab	491	Khawaja Muhammad	492	Mr. Ghulam Hussain
493	Mr. Liaqat Ali Khan	494	Mr. Amir Muhammad	495	Muhd. Naveed Safdar
496	Mr. Noor-ul-Basar	497	Mr. Hayat Muhammad	498	Mr. Zainullah
499	Mr. Muhammad Javed	500	Muhammad Iqbal Khan	501	Mr. Sher Muhammad
502	Mr. Iftikhar	503	Mr. Alamzeb	504	Mr. Muhammad Zahir
505	Mr. Inam ullah	506	Muhammad Zakirullah	507	Mr. Raees Ahmad
508	Mr. Niaz Khan	509	Syed Farooq shah	510	Mr. Akhtar Nawab
511	Syed Raza Shah	512	Mr. Shah Faisal	513	Mr. Hayat Khan
514	Mr. Munir Ahmad	515	Mr. Sami Ullah	516	Mr. Khalil-ur-Rehman
517	Mr. Niamat Ali	518	Mr. Khalid Iqbal	519	Muhammad Sarwar
520	Mr. Mukhtiar Ahmad				

2. In terms of Section 6(2) of Khyber Pakhtunkhwa Civil Servent Act, 1973 read with rule-15(1) of the Khyber Pahtunkhwa Civil Servent (Appointment, Promotion & Transfer) rules, 1989 the above male officers of the Teaching Cadre on their promotion shall be on probation for a period of one year.

3. Consequent upon the above, the following postings/transfers are hereby ordered henceforth.


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2۔ کمیٹی برائے مورخہ 13 اپریل 2015ء کو اپنے منعقدہ اجلاس میں مذکورہ معاملے پر غور کیا جس میں مندرجہ ذیل اراکین کمیٹی نے شرکت کیں۔

- (i) جناب محمد عارف صاحب ایم پی اے
- (ii) جناب عبدالکریم صاحب ایم پی اے
- (iii) محترمہ آمنہ سردار صاحبہ ایم پی اے

3۔ محترمہ آمنہ زیب طاہر خیل صاحبہ، ایم پی اے خصوصی دعوت پر مذکورہ اجلاس میں شرکت کی۔

4۔ کمپنی نے چاردرجائی ترائی کے 1992ء کے فارمولے میں 20 فیصد آسامیوں کو پروموشن سے منہا کرنے اور مذکورہ کٹوتی کی آسامیوں کو ابتدائی بھرتی قواعد سے منسلک کرنے سے متاثرہ ہیڈ ماسٹروں کی درخواست (لف الف) پر جناب مظفر سید صاحب، صوبائی وزیر خزانہ کی سفارش پر از خود نوٹس لیتے ہوئے غور کیا۔ جس میں محکمہ ابتدائی و ثانوی تعلیم، محکمہ خزانہ قانون سے مذکورہ معاملے میں رائے طلب کی جو کہ بالترتیب درج ذیل ہیں۔

(الف) اسپیشل سیکرٹری، محکمہ ابتدائی و ثانوی تعلیم (جناب مسرت شاہین خان صاحب) نے کہا کہ محکمہ ہذا درخواست کنندہ گان کے اس موقف سے اتفاق کرتا ہے کہ محکمہ ہذا درخواست کنندہ گان کے اس موقف سے اتفاق کرتا ہے کہ یہ نئی تحقیق کردہ آسامیاں نہیں ہیں بلکہ یہ صرف اپ گریڈ آسامیاں ہیں اسلئے ان پر 80 فیصد اور 20 فیصد کا فارمولہ لاگو نہیں ہوتا۔ مزید براں گریڈ 17 سے جو آسامیاں گریڈ 18 میں اپ گریڈ کی گئی ہیں اسکے برابر تعداد میں گریڈ 17 کی آسامیاں ختم کی گئی ہیں۔ لہذا اگر گریڈ 17 میں سو (100) فیصد ترقیاں نہیں دی گئی اور یہ بیس (20) فیصد تعیناتیاں پبلک سروس کمیشن کے ذریعے بار سے فوری طور پر کی گئیں تو گریڈ 17 میں موجود 20 فیصد لوگ سرپلس ہو جائیں گے جس سے محکمہ تعلیم کے لئے مسائل پیدا ہوں گے۔

(ب) ڈائریکٹر، محکمہ ابتدائی و ثانوی تعلیم جناب محمد رفیق خٹک صاحب نے کہا کہ چار درجاتی فارمولے 1992ء میں رائج کیا گیا کہ اس وقت ہیڈ ماسٹر کی آسامی گریڈ 17 میں تھی اور ترقی نہ ہونے پر آپ صاحبان عدم اطمینان کا شکار تھے۔ قواعد کے مطابق ہر پانچ سال بعد مذکورہ فارمولے پر عمل درآمد کرے لیکن محکمہ کی کوتاہی کے باعث اس پر کارروائی نہیں کی جاسکی۔ بیس (20) سال بعد 2012ء میں حکومت نے دوبارہ مذکورہ فارمولے پر عمل درآمد شروع کیا لیکن محکمہ عملہ کی طرف سے اعتراض کی وجہ سے 20 فیصد آسامیوں کو ترقی کے حصہ سے کم کیا گیا۔ لیکن محکمہ عملہ نے موقف اختیار کیا کہ 80 فیصد آسامیوں کو ترقی پر جبکہ 20 فیصد آسامیوں کو نئی بھرتی کے تحت پر کی جائیں۔ محکمہ ابتدائی و ثانوی محکمہ تعلیم کا موقف تھا کہ یہ نئی تخلیق شدہ آسامیاں نہیں ہیں بلکہ موجودہ آسامیوں کو اپ گریڈ کیا گیا ہے۔ نیز گریڈ 17 کی نئی آسامیوں پر بھری کے دوران 20 فیصد نئی بھرتی ان ہی آسامیوں میں سے کی گئی ہیں۔ لہذا ان پر 80 اور 20 فیصد فارمولہ لاگو نہیں ہوتا۔

(ج) سیکشن آفیسر محکمہ خزانہ (جناب مراد احمد صاحب) نے درخواست کنندہ گنمان کے موقف کی تائید کی اور بتایا کہ محکمہ پہلے ہی سے مذکورہ کیس میں تائید کا فیصلہ دے چکا ہے۔

(ر) ڈپٹی سیکرٹری، محکمہ قانون، پارلیمانی امور و انسانی حقوق نے رائے دی کہ چونکہ مذکورہ آسامیوں کا نام کلچر (Nomenclature) تبدیل نہیں ہوا۔ لہذا 20/80 کا فارمولہ ان پر لاگو نہیں ہوتا۔

5۔ کمیٹی نے درج بالا اراء کا بغور جائزہ لیتے ہوئے متفقہ طور پر سفارش کی کہ 20 فیصد کٹوتی کو فوری طور پر ختم کر کے سال 1992ء کے چار درجاتی فارمولے کے تحت اپ گریڈ آسامیوں پر ترقیاں کی جائیں تاکہ متاثرہ ہیڈ ماسٹروں کی داد رسی ہوسکے اور انصاف کو بول بالا ہو۔

6۔ پیراگراف نمبر 5 میں مندرج سفارش کو بغرض منظوری ایوان کو پیش کی جاتی ہے۔

(فیصل زمان)

چینرمین،

مجلس قائمہ نمبر 25 برائے محکمہ عملہ

JAVED IQBAL, Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
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PROVINCIAL ASSEMBLY OF KHYBER PAKHTUNKHWA

DATE: 04-12-15

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مجلس قائمہ نمبر 25 برائے محکمہ عملہ

وکالت نامہ

بعدالت: ص ۶ - سرسبز ٹریڈنگ کمپنی

عند التدارک بنام حضور صاحب
مخانب زینت دعویٰ سرسبز ٹریڈنگ
تاریخ ۲۱/۱۱/۲۰۲۱

باعث تحریر آنکہ مقدمہ مندرجہ بالا عنوان اپنی طرف سے واسطے پیروی و جواب دہی
بمقام کے لئے جاوید اقبال گل بیلہ ایڈووکیٹ سہائتی گھوکٹ کھجڑی میں شرط وکیل
مقرر کیا ہے۔ کہ میں ہر پیشی کا خود یا بزرگیہ مختار خاص روبرو عدالت حاضر ہوتا ہوں گا۔ اور بوقت پکارے جانے مقدمہ وکیل
صاحب موصوف کو اطلاع دے کر حاضر عدالت کرونگا، اگر پیشی پر من مظهر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے
کسی طور پر میرے برخلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہونگے۔ نیز وکیل صاحب موصوف صدر
مقام پچھری کی کسی اور جگہ یا پچھری کے مقررہ اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہونگے۔ اگر
مقدمہ علاوہ صدر مقام پچھری کے کسی اور جگہ سماعت ہونے یا بروز تعطیل یا پچھری کے اوقات کے آگے پیچھے پیش ہونے پر
من مظهر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختار نہ واپس کرنے کے بھی
صاحب موصوف ذمہ دار نہ ہونگے۔ مجھے کوکل ساختہ پرداخت صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور
صاحب موصوف کو عرضی دعویٰ و جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل و نگرانی ہر قسم کی درخواست پر دستخط و
تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کے روپیہ وصول کرنے اور رسید دینے اور داخل
کرنے اور ہر قسم کے بیان دینے اور سپروٹائشی و راضی نامہ فیصلہ برخلاف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور
بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم انتہائی یا ترقی یا گرفتاری قبل از اجراء ڈگری بھی موصوف
کو بشرط ادا نیگی علیحدہ مختار نہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا
اس کے کسی جزو کی کاروائی کے واسطے یا بصورت اپیل، اپیل کے واسطے دوسرے وکیل یا پیرسٹر کو بجائے اپنے یا اپنے ہمراہ
مقرر کریں اور ایسے مشیر قانون کے ہر امر وہی اور ویسے ہی اختیارات حاصل ہونگے جیسے کے صاحب موصوف کو حاصل
ہیں۔ اور دوران مقدمہ میں جو کچھ ہر جانہ التواء پڑے گا۔ اور صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو
پوری فیس تاریخ پیشی سے پہلے ادا نہ کرونگا تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت
میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا مختار نامہ لکھ دیا کہ سند رہے۔
مورخہ ۲۱/۱۱/۲۰۲۱

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