


13.06.2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mohsin Hassan, Assistant Litigation for the respondents present.

Reply on behalf of respondents not submitted. Notices be issued to the respondents for submission of written reply/comment. To come up for the same on or before 16.08.2022 before S.B at Camp Court Abbottabad.


(Fareeha Paul)
Member (E)
Camp Court A/Abad

18th Oct., 2022

Appellant present in person. Mr. . Kabirullah Khattak, Addl. Advocate General alongwith Naseerud Din Shah, S.O (Litigation) for the respondents present.

Written reply/comments on behalf of respondents have not been submitted. Representative of the respondents sought further time to submit reply/comments. Adjourned. To come up for written reply/comments on 27.12.2022 before S.B at camp court, Abbottabad.

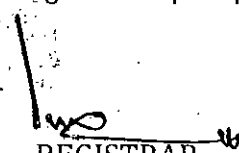

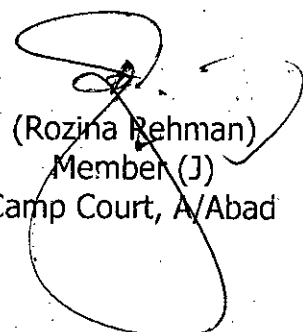

(Fareeha Paul)
Member(E)

Form- A

FORM OF ORDER SHEET

Court of _____

Case No. 505/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/04/2022	<p>The appeal of Mr. Shujjah Ali presented today by Mr. Muhammad Liaqat Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-	21.04.2022	<p>This case is entrusted to touring S. Bench at A.Abad for preliminary hearing to be put there on <u>21-04-2022</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p> CHAIRMAN</p> <p>Appellant present through counsel. Preliminary arguments heard. Record perused.</p> <p>Points raised need consideration. The appeal is admitted for 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 the respondents for submission of reply/comments. To come up for reply/comments on 15.06.2022 before S.B at Camp Court, Abbottabad.</p> <p> (Rozina Rehman) Member (J) Camp Court, A/Abad</p>

Rs-600/-
Appellant Deposited
Security & Process Fee
Shujjah
26/4/22

BEFORE THE HONORABLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR.

SERVICE APPEAL NO. 505 / 2022

SHUJJAH ALI S/O SHAHZAMAN SST (G) GOVERNMENT HIGH SCHOOL HARI KHAITAR TEHSIAL AND DISTRICT ABBOTTAD PRESENTLY LITIGATION OFFICER DISTRICT EDUCATION OFFICER (FEMALE) ABBOTTABAD..... APPELLANT

VS

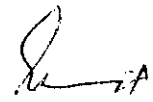
1. CHAIRMAN KPK PUBLIC SERVICE COMMISSION PESHAWAR.
2. GOVERNMENT KPK THROUGH SECRETARY ELEMENTARY & SECONDARY EDUCATION PESHAWAR.
3. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION PESHAWAR.
4. DISTRICT EDUCATION OFFICER (MALE) ABBOTTABAD.

RESPONDENTS


SERVICE APPEAL

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4.	Photocopy of CM	"C"	20-23
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Appellant 

Dated 11/04/2022


Through Muhammad Liaqat
Advocate of High court

①

BEFORE THE HONORABLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR.

SERVICE APPEAL NO. *So5* // 2022

SHUJAH ALI S/O SHAHZAMAN SST (G) GOVERNMENT HIGH SCHOOL HARI KHATAR TEHSIAL AND DISTRICT ABBOTTAD PRESENTLY LITIGATION OFFICER DISTRICT EDUCATION OFFCIER (FEMALE) ABBOTTABAD..... APPELLANT

VS

1. CHAIRMAN KPK PUBLIC SERVICE COMMISSION PESHAWAR.
2. GOVERNMENT KPK THROUGH SECRETARY ELEMENTARY & SECONDARY EDUCATION PESHAWAR.
3. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION PESHAWAR.
4. DISTRICT EDUCATION OFFICER (MALE) ABBOTTABAD.

RESPONDENTS

SERVICE APPEAL UNDER SECTION 4 OF KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974, RESPONDNTS ARE BE DIRECTED TO CONSIDER THE APPELALNT FOR THE GRANTING OF PERSONAL SCALE BPS-17 OF SET (G). WHEREBY THE DEPARTMENTAL APPEAL OF APPELLANT HAS NOT BEEN DECIDED WITH IN STATUTORY PERIOD.

PRAYER: ON ACCEPTANCE OF THE INSTANT SERVICE APPEAL, THE RESPONDNETS MAY GRACIOUSLY BE DIRECTED THE RESPONDNETS TO GRANT THE PERSONAL BPS-17 AND IMPLIMENT THE DICISION OF HONORBALE HIGH COURT PESHAWAR ABBOTTABAD BENCH DATED 09-10-2012 ALLOWED THE WRIT PEITION OF THE APPELALNT THAT RECOMMENDTION OFAPPELLANT MAY BE MADE FROM DATE

2

WHEN OTHER CANDADATES WERE RECOMMENDED FOR APPOINTED AS SET (G) 2012 PCS. AND NOW THE RESPONDNETS DENIED TO GRANT THE PERSONAL SCALE ON THE BAIS OF IMPUGNED ORDERS NO.PCS/SR-VI/091933 DATED 17-11-2016, NOTIFICATION ENDST: NO 4016-20/FILE-1/ADO/SST/PSC/APPOINTMENT/2016 DATED PESHAWR 20-01-2017, NOTIFICATION ENDST: NO 1017-24/EB-1/ DATED ABBOTTABAD 28-01-2017 TO APPELLANT. WHERE AS REVISED INTER-SE MERIT LIST OF PSC AND SENIORITY OF SET(G)2012 ISSUED TO APPELLATN WHOW IS ENTITLED FOR PERSONAL SCALE BPS-17 AS HAVE BEEN GRANTING TO FROM ME.

Respectfully Sheweth:

1. That Appellant had performed duties since 10-11- 1994 against CT post to till now regularly. We have not entertain any kind of leave duration my service.
2. That Appellant having prescribed qualification had applied for the post SET(G) vide advertisement 25-01-2009 for.post of SET (G) BPS16.And qualified exam with scored 52 marks in 2011.

(Photocopy of merit list & covering letter for ACRs are annexed as Annexure "A").

3. That, after the passing the interview appellant was not enlisted in the merit list of the SET (G) being scored high marks than the others candidates who got 50 marks in the merit list and they had recommended.
4. That, appellant had filed writ Petition No. 160/11 Titled " Shujjah Ali Vs Chairman PSC & others" and also filed CM NO. 497-A/2012 being aggrieved person. **(Photocopy of Writ Petition and CM are annexed as Annexure "B" & "C").**

5. That, Honorable High Court Peshawar Bench Abbottabad allowed the writ Petition of the appellant had directed to respondents to recommended the appellant with the others recommended candidates on date when other candidates were recommended .

(Photocopy of judgment dated 9-10-2012 is annexed as Annexure "D").

6. That, as per merit list of SST (G) and the recommended/selected candidates was appointed dated 20-3-2012 vide Notification endst : No. 6610-43.

(Photocopy of recommended candidates SET (G) is annexed as Annexure "E").

7. That, respondents filed CPLA against the judgment dated 9-10-2012, which was dismissed being time barred on 18-10-2016.at limnie.

(Photocopy of dismissal order of Honorable supreme court of Pakistan dated 18-10-2016 is annexed as Annexure "F").

8. That, after the dismissed of CPLA of the respondent's No. 1 issued appointment/recommendation order of the appellant dated 17-11-2016, instead of 2012 which is the violation of Honorable High Court order and also the violations of PSC rules.

(Photocopy of impugned order dated 17-11-2016 is annexed as Annexure "G").

9. That respondent No. 1 issued the revised inter-se merit list of SET (G) 2012, in which appellant merit is 1616.

(Photocopy of inter-se merit list is annexed as Annexure "H").

10. That respondent No. 3 in compliance with respondent No.1 issued the notification of appointment dated 20-1-2017 vide Endst: No 4016-20 on the disposal of respondent No. 4, and respondent No. 4 adjusted the appellant dated 22017.

(Photocopy of notification dated 20-1-2017, and adjustment order are as annexed as Annexure "I" & "J").

11. That, respondent No. 3 prepares the merit list of SET (G) 2012, in which appellant at serial No. 5053 at initial stage and now on-----.

(Photocopy of merit list of SET 2012 is annexed as Annexure "K").

12. That, felling aggrieved from the notification and the merit list of the SET (G), preferred a Departmental appeal before respondents No. 1 to 4.

(Photo Copy of Departmental Appeal is annexed as Annexure "L").

13. That the respondents have not decided the Departmental appeal of the appellant with in statutory Period.

14. That felling aggrieved the appellant seeks indulgence of this Honorable Tribunal for setting aside the impugned orders NO.:PCS/SR-VI/091933 dated 17-11-2016, Notification Endst: No 4016-20/FILE-1/ADO/SST/PSC/APPOINTMENT/2016 dated Peshawar 20-01-2017, Notification Endst: No 1017-24/eb-1/ dated Abbottabad 28-01-2017, passed by respondent No. 1 to 4, and be intact seniority of the appellant as per inter-se merit list by PSC in the light of Honorable High Court Peshawar Bench Abbottabad order.

GROUNDS

- a. That the order passed by respondent No 1 to 4 is illegal, unlawful, without lawful authority, having no legal effect on the rights of appellant and is liable to be set aside.
- b. That, appellant has quantity of service and qualifying service is equal and not entertained any kind of leave duration of my service period.
- c. That the appellant has been granted appointment as per Honorable High Court Peshawar Abbottabad along with the recommended candidates of the PSC.
- d. That appellant has been granted inter-se seniority and SET Seniority list 2012, in the light of Honorable High Court Peshawar decision, appointment should be made with the recommended candidates 2012 on the date where other candidates were recommended, The appellant is eligible for personal scale BPS-17 as per merit list. The act of respondents is unjust and against the principal of natural justice.
- e. That, respondents started the process of promotion of SET (G) for Personal scale BPS-17, in which appellant submitted ACRs as per the requirements but the respondent refuse to take the ACRS of the appellant on the ground that the length of service of the appellant SET is not completed, while the seniority of the appellant since 2012 which show that service of SET is 10 years completed. The act of respondent is the violation of justice, law and rules.
- f. That the refusal to consider the appellant on the basis of length of service is wrong, against the law, rules and justice. Respondents have wrongly appointed/recommendation in the compliance dismissal order of CPLA being time barred at himni. The Honorable Supreme Court had intact decision of High court Peshawar bench Abbottabad dated 9-10-2012.
- g. That it is a basic principal of law that a particular act is done in particular miner that act must be done in that miner if done otherwise it is nullity in law hence impugned order liable to be set aside.
- h. That where a authority is exercising its power conferred that should be in according with law .it is also necessary for such authority that it must exercise its power fairly, justly in the light of law on subject and cannot

deprive the appellant by accepting departmental representation of the appellant .


- i. That respondent have not decided the case of appeal with in statutory period, hence instance appeal is filed well with in time.

It is, therefore prayed that on acceptance of the instant service appeal, the impugned orders of NO.PCS/SR-VI/091933 Dated 17-11-2016, Notification Endst: NO 4016-20/FILE-1/ADO/SST/PSC/APPOINTMENT/2016 Dated Peshawar 20-01-2017, Notification Endst: NO 1017-24/EB-1/ Dated ABBOTTABAD 28-01-2017, may graciously be set aside the appellant may kindly be appointed as SET (G) 2012 instead of 2017 in service with all back benefits and consider the appellant for personal scale BPS 17 of SET (G) 2012.with other cadidates on seniority basis.

APPELLANT 

Dated: 11/09/2022

THROUGH


 Muhammad Liaqat
 Advocate High Court, Abbottabad.

VERIFICATION:

Verified on the oath that the contents of forgoing petition are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honorable Court.


 APPELLANT

BEFORE THE HONORABLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR.

SERVICE APPEAL NO. -A/2022

SUJJAH ALI S/O SHAHZAMAN SST (G) GOVERNMENT HIGH SCHOOL
HARI KHATAR TEHSIAL AND DISTRICT ABBOTTAD PRESENTLY
LITIGATION OFFICER DISTRIC EDUCATION OFFCIER (FEMALE)
ABBOTTABAD..... APPELLANT

VS

1. CHAIRMAN KPK PUBLIC SERVICE COMMISSION PESHAWAR.
2. GOVERNMENT KPK THROUGH SECRETARY ELEMENTARY & SECONDARY EDUCATION PESHAWAR.
3. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION PESHAWAR.
4. DISTRICT EDUCATION OFFICER (MALE) ABBOTTABAD.

RESPONDENTS

SERVICE APPEAL

AFFIDAVIT

I MR: Sujjah Ali S/O Shahzaman Tehsil, District Abbottabad, SST (G) Government High School Hari Khatair, presently working as ADEO (litigation) District Education Officer (Female) Abbottabad, do hereby solemnly affirms and declare that the contents of forgoing appeal are true and correct to the best of my knowledge and belief and has been concealed therein from this Honorable Tribunal.


Appellant

Identified By:

11/04/2022

BEFORE THE HONORABLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR.

SERVICE APPEAL NO. -A/2022

SUJAH ALI S/O SHAHZAMAN SST (G) GOVERNMENT HIGH SCHOOL
HARI KHATAR TEHSIAL AND DISTRICT ABBOTTAD PRESENTLY
LITIGATION OFFICER DISTRIC EDUCATION OFFCIER (FEMALE)
ABBOTTABAD..... APPELLANT

VS

1. CHAIRMAN KPK PUBLIC SERVICE COMMISSION PESHAWAR.
2. GOVERNMENT KPK THROUGH SECRETARY ELEMENTARY & SECONDARY EDUCATION PESHAWAR.
3. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION PESHAWAR.
4. DISTRICT EDUCATION OFFICER (MALE) ABBOTTABAD.

RESPONDENTS

SERVICE APPEAL

CERTIFICATE

Certified that no appeal has earlier been filed by the appellant on the subject.
It is prayed that the titled appeal may please be fixed before this Honorable Court.

It is further certified that notice of appeal along with grounds of appeal has
been dispatched to the respondents.

...Appellant...

Through


Muhammad Liaqat
Advocate

Dated: 11 / 04 / 2022

BEFORE THE HONORABLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR.

SERVICE APPEAL NO. -A/2022

SUJJAH ALI S/O SHAHZAMAN SST (G) GOVERNMENT HIGH SCHOOL
HARI KHATAR TEHSIAL AND DISTRICT ABBOTTAD PRESENTLY
LITIGATION OFFICER DISTRIC EDUCATION OFFCIER (FEMALE)
ABBOTTABAD..... APPELLANT

VS

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3. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION PESHAWAR.
4. DISTRICT EDUCATION OFFICER (MALE) ABBOTTABAD.

RESPONDENTS

SERVICE APPEAL

LSIT OF BOOKS

1. Constitution of Islamic Republic of Pakistan 1973.
- 2.
3. Other law books shall be sited at bar.

...Appellant...

Through


Muhammad Liaqat
Advocate

Dated: 11/04 /2022

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BEFORE THE HONORABLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR.

SERVICE APPEAL NO. -A/2022

**SUJJAH ALI S/O SHAHZAMAN SST (G) GOVERNMENT HIGH SCHOOL
HARI KHATAR TEHSIAL AND DISTRICT ABBOTTAD PRESENTLY
LITIGATION OFFICER DISTRICT EDUCATION OFFICER (FEMALE)
ABBOTTABAD..... APPELLANT**

VS

**CHAIRMAN KPK PUBLIC SERVICE COMMISSION PESHAWAR &
OTHERS.....RESPONDENTS**

SERVICE APPEAL

ADDRESSES OF THE PARTIES.

Respectfully Sheweth:

Mr: Sujjah ALi S/O Shahzaman R/O Village Havelain Muhallah Astam Abad Tehsil
Havelian District Abbottabad.

...Appellant...

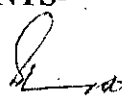
VERSUS

1. CHAIRMAN KPK PUBLIC SERVICE COMMISSION PESHAWAR.
2. GOVERNMENT KPK THROUGH SECRETARY ELEMENTARY & SECONDARY EDUCATION PESHAWAR.
3. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION PESHAWAR.
4. DISTRICT EDUCATION OFFICER (MALE) ABBOTTABAD.

1.

--RESPONDENTS--

...Appellant...



Through

Dated: 11/04/2022


Muhammad Liaqat
Advocate

OVERALL MERIT LIST FOR THE POST OF MALE S.E.T (ARTS GROUP)

Merit No.	Total Marks	Interview Marks	D/O Birth	Name with Father's Name	District/Zone
1.	73	48	09.10.77	Farmanullah S/O Gul Shah Nawaz Khan	Bannu/4
2.	71	48	10.03.77	Ubaid Ullah S/O Asmat Ullah	Swat / 3
3.	70	50	02.04.75	Bahader Sher S/O Shamsheer Khan	Swabi / 2
4.	70	50	01.02.79	Sohail Jan S/O Abdul Fattah	Charsadda / 2
5.	70	48	24.03.79	Saif ur Rehman S/O Gul Mar Jan	L/Marwat/4
6.	70	48	29.01.83	Sajid Waseem S/O Muhammad Hanif	Abbottabad / 5
7.	70	45	01.04.81	Imran Wadood S/O Mian Sherin	Malakand / 3
8.	69	48	05.04.82	Sar Anjam Khan S/O Bad Shah Gul	Kohat/4
9.	69	48	01.06.83	Kausar Khan S/O Easar Khan	Mohmand Agency / 1
10.	69	48	27.02.84	Rahim Ullah Khan S/O Sahar Din	Bannu/4
11.	68	48	02.03.72	Mustamir Khan S/O Muhammad Yousaf	Gadoon Swabi / 3
12.	68	48	01.04.77	Akhtar Zaman S/O Abdur Rehman	DIKhan/4
13.	67	50	11.01.81	Tahir Mehmood S/O Abdul Malik	Abbottabad / 5
14.	67	48	01.10.73	Muhammad Ashraf Kaleem Haider Batti S/O Ghulam Haider Batti	DIKhan/4
15.	67	48	18.12.78	Yasir Imran S/O Said Ghulam	DIKhan/4
16.	67	46	15.07.66	Itbar Khan S/O Muhammad Khan	Dir / 3
17.	67	40	19.05.77	Zahir Ali S/O Gul Rahman	Swabi / 2
18.	66	48	01.12.74	Rahmat Ullah S/O Muhammad Ali	L/Marwat/4
19.	66	48	18.09.80	Zafar Ali Khan S/O Zahir Din Shah	Karak/4
20.	66	48	06.04.85	Kaleem Ullah S/O Inayat Ullah	Dir / 8
21.	66	46	10.03.78	Qaisar Jehan S/O Nadir Khan	Mohmand Agency / 1
22.	66	46	25.03.81	Arshad Munir S/O Gul Zaman	Mansehra / 5
23.	66	45	20.01.75	Kamran Nawaz Chuhan S/O Muhammad Nawaz Khan	DIKhan/4
24.	66	45	24.03.75	Muhammad Nawaz S/O Habib Khan	Swat / 3
25.	66	45	17.04.75	Abdul Malik S/O Abdul Ghafoor	Malakand / 3
26.	66	45	22.04.76	Nasr Ullah Khan S/O Bakht Rawan	Buner / 3
27.	66	45	01.01.77	Nazir Gul S/O Rehman Gul	Mardan / 2
28.	66	45	01.01.78	Zamir Ullah S/O Gul Shahzad Khan	Karak/4
29.	66	45	29.04.79	Shah Jehan S/O Nawab Khan	Peshawar / 2
30.	66	45	08.02.83	Zahir Ullah Khan S/O Mahmood Khan	Bannu/4
31.	66	45	01.01.84	Mazhar ud Din S/O Fazal Rabbi	Dir / 3
32.	66	43	22.04.75	Imtiaz Hussain Shah S/O Akbar Hussain Shah	Haripur / 5
33.	65	48	01.01.70	Siyar Khan S/O Muhammad Dad Khan	Buner / 3
34.	65	48	25.02.78	Zafar Ali S/O Nawab Ali	Kohat/4
35.	65	48	27.03.80	Tariq Ahmad S/O Habib ul Hadi	Swat / 3
36.	65	48	09.04.81	Jehan Marin S/O Geshay	Shangla / 3

41.	65	45	01.02.70	Maha Jarin S/O Umrin	Shangla / 3
42.	65	45	01.01.74	Barkat Ullah S/O Shah Gulab	Dir / 3
43.	65	45	28.12.75	Javed Hassan S/O Rustam	Dir / 3
44.	65	45	15.04.76	Muhammad Ishaq S/O Ghulam Sadiq	Swat / 3
45.	65	45	20.08.76	Nawab Shah S/O Sahib Shah	Malakand / 3
46.	65	45	01.02.78	Ihsan Ullah S/O Muhammad Shah	Swat / 3
47.	65	45	12.04.79	Abdul Basir S/O Yar Muhammad Khan	Swat / 3
48.	65	45	10.11.80	Muzammil Khan S/O Fazal ur Rehman	Battagram / 3
49.	65	45	15.04.81	Irfan Ullah S/O Aman Ullah	Dir / 3
50.	65	45	27.01.84	Muhammad Zahid S/O Jamshaid Khan	Malakand / 3
51.	65	44	02.02.67	Rashid Ahmad S/O Faqir Muhammad	Swat / 3
52.	65	42	02.03.79	Qazi Tanveer Ahmad S/O Qazi Abdul Waheed	DIKhan/4
53.	65	42	01.01.82	Gul Muhammad S/O Shaday	Swat / 3
54.	65	42	01.02.82	Tasneef Ullah S/O Muhammad Hanif	DIKhan/4
55.	64	48	25.05.70	Tasnim ur Rehman S/O Muhammad Younas	Haripur / 5
56.	64	48	12.02.76	Mian Akbar Hayat S/O Shah Rome Mian	Swat / 3
57.	64	48	03.02.79	Rafaqat Hussain S/O Abdul Majeed	Abbottabad / 5
58.	64	46	01.05.70	Babar S/O Gul Muhammad	Mansehra / 5
59.	64	46	05.04.71	Gouhar Ali S/O Shaharyar	Malakand / 3
60.	64	46	16.12.77	Rawaiz Khan S/O Mursalin	Swabl Gadoon / 3
61.	64	46	04.03.80	Muhammad Farooq S/O Gula Noor Khan	F.R Bannu / 1
62.	64	45	04.04.72	Tal Wadan S/O Musafar	Swat / 3
63.	64	45	21.02.74	Mushtaq Ahmad S/O Abdul Aziz	Peshawar / 2
64.	64	45	25.03.74	Amar Ali S/O Nazar Ayub Khan	Karak/4
65.	64	45	05.04.74	Naveed Ahmad S/O Muhammad Farid Khan	Mansehra / 5
66.	64	45	20.02.76	Shafiq ur Rahman S/O Aziz ur Rahman	Swat / 3
67.	64	45	06.06.76	Anwar Said Zada S/O Sherin Zada	Dir / 3
68.	64	45	09.10.76	Bakht Nawaz S/O Aslam Khan	Battagram / 3
69.	64	45	01.06.77	Farzan Ullah S/O Abdul Samad	Malakand / 3
70.	64	45	06.02.79	Muhammad Iqbal S/O Namir Gul	Malakand / 3
71.	64	45	06.04.79	Muhammad Fayaz S/O Badshah Muhammad	Dir / 3
72.	64	45	08.03.80	Fazal Wahid S/O Sher Bahadar	Dir / 3
73.	64	45	14.01.86	Umer Farooq S/O Muhammad Taj	Abbottabad / 5
74.	64	45	28.06.86	Muhammad Anwar Khan S/O Muhammad Raza Khan	Karak/4
75.	64	44	25.01.79	Dil Shad Khan S/O Sham Sher Khan	Mohmand Agency / 1
76.	64	44	21.03.83	Zahid Ali Khan S/O Muhammad Ahshraf Khan	Abbottabad / 5
77.	64	43	15.06.77	Rahman Ullah S/O Muhammad	Dir / 3

82.	64	42	30.03.83	Muhammad Ali S/O Bakht Yar Khan	Swat / 3
83.	63	46	02.04.76	Khan Azam Afridi S/O Haji Sarfaraz Arfidi	Khyber Agency / 1
84.	63	46	25.04.80	Ibrahim Khan S/O Mursalin Khan	Bajaur Agency / 1
85.	63	46	06.04.82	Inam Ullah S/O Muhammad Hayat	N.W Agency / 1
86.	63	45	01.03.70	Sher Bacha S/O Muhammad Sharif Khan	Dir / 3
87.	63	45	27.12.72	Afzal Khan S/O Siraj	Swat / 3
88.	63	45	01.04.75	Muhammad Hayat Khan S/O Mian Said Rahim	Swat / 3
89.	63	45	11.03.79	Zafar Ali Shah S/O Muhammad Hakim Shah	Buner / 3
90.	63	45	16.11.79	Ikhtiar Muhammad S/O Wali Muhammad	Malakand / 3
91.	63	45	31.03.81	Muhammad Adil Khan S/O Humanyun Khan	Malakand / 3
92.	63	45	01.04.82	Sami ud Din S/O Muhammad Hanif	Swat / 3
93.	63	45	28.02.84	Muhammad Irfan S/O Muhammad Misbah	Swat / 3
94.	63	45	26.02.87	Aamir Zeshan S/O Saif ur Rehman	DIKhan/4
95.	63	44	04.04.72	Waris Mehmood S/O Mehmood	Mansehra / 5
96.	63	44	15.03.79	Muhammad Hamid ul Haq S/O Abdul Haq	Chitral / 3
97.	63	42	03.03.72	Meftah ud Din S/O Sayed Fazal Mabood Jan	Dir / 3
98.	63	42	10.09.73	Munib ur Rehman S/O Abdul Ghafoor	Abbottabad / 5
99.	63	42	03.03.75	Habib ur Rahman S/O Sadar Mula	Swat / 3
100.	63	42	15.04.75	Mahsood Ahmad Sultan S/O Muhammad Sadiq	DIKhan/4
101.	63	42	01.03.76	Muhammad Tariq S/O Ghari Muhammad	Malakand / 3
102.	63	42	01.03.76	Khan Muhammad S/O Wazir Muhammad	Swat / 3
103.	63	42	14.03.76	Afaq Ahmed S/O Muhammad Aslam	Mansehra / 5
104.	63	42	20.03.76	Muhammad Arif Khan S/O Falak Naz Khan	L/Marwat/4
105.	63	42	21.03.76	Sardar Bad Shah S/O Syed Mian Wal Shah	Swabi Gadoon / 3
106.	63	42	16.03.79	Muhammad Shuaib S/O Akbar Zaman	F.R Bannu / 1
107.	63	42	05.04.79	Muhammad Ismail S/O Noor Rahim	Bajaur Agency / 1
108.	63	42	15.03.80	Gulzar Ahmed S/O Sher Aman Khan	Swabi / 2
109.	63	42	01.05.80	Akhtar Hussain S/O Sher Bahadar Khan	Swat / 3
110.	63	42	10.01.82	Ali Rehman S/O Bahadar Khan	Dir/3
111.	63	42	03.02.82	Saeed Ullah S/O Fazal Wahab	Swabi Gadoon / 3
112.	63	42	09.02.82	Khuram Nadeem S/O Hakim Shah	DIKhan/4
113.	63	42	01.09.82	Musa Ali Khan S/O Zar Muhammad Khan	Bannu/4
114.	63	40	01.07.80	Sher Muhammad Khan S/O Abdur Rashid Khan	Bannu/4
115.	62	45	14.05.74	Raja Naqem Shahzad S/O Raja Muhammad Bisharat	Haripur / 5
116.	62	45	01.09.72	Arshad Ali Khan S/O Bakht Ali Khan	Swabi / 2
117.	62	45	13.03.73	Chahal Bahar S/O F	

1080	53	36	01.04.80	Said Farooq S/O Faiz Mahmood	Buner / 3
1081	53	36	11.04.80	Raham Diaz S/O Ramazan Khan	Karak/4
1082	53	36	12.08.80	Abdul Qayyum S/O Saad Ullah	Bajaur Agency / 1
1083	53	36	15.08.80	Muhammad Sheraz S/O Abdul Hayee	Abbottabad / 5
1084	53	36	18.09.80	Tahseen Ullah Khan S/O Ihsan Ullah Khan	Peshawar / 2
1085	53	36	28.01.81	Shafiq Hussain S/O Hussain Khan	Nowshera / 2
1086	53	36	10.02.81	Muhammad Khan S/O Lal Badshah	Dir / 3
1087	53	36	10.05.81	Syed Ajbar Hussain S/O Syed Imam Taqi	Orakzai Agency / 1
1088	53	36	15.06.81	Arshad Ali S/O Hakeem Khan	Malakand / 3
1089	53	36	08.10.81	Shoukat Iqbal S/O Sona Khan	DIKhan/4
1090	53	36	09.01.82	Irshad Ahmad S/O Mir Badshah	Mardan / 2
1091	53	36	12.01.82	Muhammad Irfan S/O Munawar Khan	Bannu/4
1092	53	36	15.02.82	Maseh Ullah S/O Abdul Karim	Dir / 3
1093	53	36	19.02.82	Muhammad Adrees S/O Sharm Gul	F.R Bannu / 1
1094	53	36	07.03.82	Siraj ud Din S/O Mian Jan	Dir / 3
1095	53	36	01.04.82	Amir Aziz S/O Muhammad Maroof	Mansehra / 5
1096	53	36	04.04.83	Rashid Ullah S/O Hayat Khan	N.W Agency / 1
1097	53	36	12.04.83	Abid Sarfaraz Abbasi S/O M. Sarfaraz Abbasi	Abbottabad / 5
1098	53	36	16.04.83	Umer Khitab Khan S/O Jamreaz Khan	Battagram / 3
1099	53	36	16.10.83	Abdul Nasir Waheed S/O Abdul Waheed Abbasi	Mansehra / 5
1100	53	36	12.02.84	Khalid Shah S/O Mian Zarif Shah	Malakand / 3
1101	53	36	20.03.84	Kaleemullah S/O Rehmatullah	Tank/4
1102	53	36	05.04.84	Basr Ullah Jan S/O Doctor Khan	F.R Bannu / 1
1103	53	36	01.08.84	Zia ur Rahman S/O Fazali Subhan	Dir / 3
1104	53	36	01.08.84	Zahidullah Khan S/O Mir Saeed Khan	Bannu/4
1105	53	36	12.02.85	Muhammad Ihsan S/O Qari Muhammad Saeed	Haripur / 5
1106	52	38	08.04.72	Khalid Mehmood S/O Muhammad Sabir	Haripur / 5
1107	52	36	12.03.65	Sakhi Mar Khan S/O Muhammad Lal Khan	N.W Agency / 1
1108	52	36	01.03.68	Nisar Ahmad S/O Muhammad Bashir	Dir/3
1109	52	36	17.03.69	Muhammad Naqib S/O Muhammad Habib	Kohat/4
1110	52	36	28.03.69	Noor Zada S/O Sher Zada	Peshawar / 2
1111	52	36	01.04.69	Sar Zamin Khan S/O Muhammadi Shah	Buner / 3
1112	52	36	15.11.71	Abdul Wahab S/O Bashir Ahmad	Haripur / 5
1113	52	36	02.02.72	Shujjah Ali S/O Shah Zaman	Abbottabad/5 Low Merit (Court Case)
1114	52	36	06.03.72	Musharraf Khan S/O Mir Samad Khan	Mansehra / 5
1115	52	36	08.03.74	Sajeed Gul S/O Zar Gul	Mohmand Agency / 1
1116	52	36	15.03.74	Zulfiqar Ahmed S/O Khani Zaman	Abbottabad / 5

15

1121	52	36	27.10.76	Muhammad Abdullah S/O Abdul Qawi	Swat / 3
1122	52	36	04.02.77	Mumtaz Ali Khan S/O Amtullah Khan	F.R Bannu / 1
1123	52	36	15.03.77	Syed Amjad Hussain S/O Syed Ghamen Hussain	Orakzai Agency / 1
1124	52	36	09.06.77	Safiullah Khan S/O Akhtar Munir Khan	Bannu/4
1125	52	36	06.09.77	Jamshed Khan S/O Sher Zaman	S.W Agency / 1
1126	52	36	20.12.78	Nooran Sher S/O Muhammad Sher	FR Peshawar / 1
1127	52	36	01.01.79	Shahzad Anjum S/O Abdul Latif	Peshawar / 2
1128	52	36	01.01.79	Ihsanullah Khan S/O Bakhmal Jan	Bannu/4
1129	52	36	30.04.79	Mushtaq Ahmad S/O Muhammad Rafique	UDA Mansehra / 3
1130	52	36	11.05.79	Gul Mir Krian S/O Muhammad Khan	N.W Agency / 1
1131	52	36	01.01.80	Noor Nawaz Khan S/O Muhammad Zaman	F.R Bannu / 1
1132	52	36	01.02.80	Hassan Basri S/O Mehrab Wali Shah	Chitral / 3
1133	52	36	15.02.80	Adil Nawab S/O Gul Nawab	Bajaur Agency / 1
1134	52	36	10.03.80	Said Hakim S/O Amin Gulab	Bajaur Agency / 1
1135	52	36	12.03.81	Muhammad Ismail S/O Ibrahim Khan	Chitral / 3
1136	52	36	21.04.81	Abadur Rahman S/O Namus Khan	Dir / 3
1137	52	36	17.09.81	Sajjad Ali S/O Mian Said	Swat / 3
1138	52	36	03.02.82	Akhtar Nawaz S/O Musa Khan	Battagram / 3
1139	52	36	22.09.82	Shafqat Hussain S/O Muhammad Ramzan	Abbottabad / 5
1140	52	36	15.12.82	Sifat Ullah S/O Bashir Khan	F.R Bannu / 1
1141	52	36	02.02.83	Sajad Ali S/O Hussain Ahmad	Shangla / 3
1142	52	36	07.06.84	Khalid Mehmood S/O Said Khanan	FR Peshawar / 1
1143	51	36	02.02.69	Khaista Rahman S/O Niaz Min	Bajaur Agency / 1
1144	51	36	10.07.69	Umer Farooq Khan S/O Ghulam Sarwar Khan	Abbottabad/5 Low Merit (Court Case)
1145	51	36	29.04.70	Lal Badshah S/O Malang Shah	Kohat/4
1146	51	36	01.07.70	Saif ud Din S/O Aman ud Din	Kurram Agency / 1
1147	51	36	17.05.71	Zahid Shah S/O Said Wali Shah	Mohmand Agy/1
1148	51	36	20.12.73	Abdul Wakeel S/O Lal Khan	Kohistan / 3
1149	51	36	12.03.74	Murad Khan S/O Gul Rahim	Khyber Agy/1
1150	51	36	05.09.74	Fida Hussain S/O Abbas Khan	F.R Bannu / 1
1151	51	36	08.06.75	Irshad Hussain S/O Ahmand Khan	D.I Khan/4
1152	51	36	04.01.77	Gul Ayaz S/O Abdul Amin	Khyber Agency / 1
1153	51	36	25.04.78	Muhammad Uzair S/O Aziz ur Rehman	Abbottabad / 5
1154	51	36	20.11.78	Zubair Akhtar S/O Muhammad Sharif	Haripur / 5
1155	51	36	01.04.79	Muzaffar Khan S/O Zafar Ali Khan	Karak/4
1156	51	36	15.08.79	Ikram ul Haq S/O Muhammad Din	Dir / 3
1157	51	36	01.01.81	Iftikhar Ali S/O Fazal Rabbi	Swat / 3
1158	51	36	11.03.84	Sham Sher Nawaz S/O Rab Nawaz	FR Peshawar / 1

1163	51	36	21.10.85	Younis Ali Khan S/O Muhammad Ali Khan	L/Marwat/4
1164	50	36	10.06.65	Muhammad Ishfaq Khan S/O Muhammad Yaqoob Khan	Haripur / 5
1165	50	36	13.04.69	Muhammad Ashraf S/O Noor Dad	Mansehra / 5
1166	50	36	14.08.72	Nusrat Ali S/O Hidayat Ali	Kurram Agency / 1
1167	50	36	10.03.77	Muhammad Hayat S/O Aziz Khan	Mohmand Agency / 1
1168	50	36	01.05.77	Aziz Ahmad S/O Ali Rahmat	Chitral / 3
1169	50	36	18.05.77	Gul Akbar S/O Ziarat Gul	Mohmand Agency / 1
1170	50	36	02.03.79	Muhammad Bashir S/O Muhammad Nazir	Mansehra / 5
1171	50	36	07.01.81	Zahid Ullah S/O Sher Ajam Khan	N.W.Agy/1
1172	50	36	20.03.82	Qamar Abbas S/O Muhammad Akber	Kurram Agency / 1
1173	50	36	06.07.83	Muhammad Ishfaq S/O Abdul Nawaz	Karak/4
1174	50	36	05.01.84	Ahmad Shaheen S/O Hisamud din	Hangu/4
1175	50	36	02.03.85	Rahat Jan S/O Ashoor Khan	Bajaur Agency / 1

Annexure B

(17)

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH

W.P No. _____/2011

Shujjah Ali CT son of Shah Zaman resident of Village Havelian Tehsil & District
Abbottabad and another.

...PETITIONERS

VERSUS

Chairman Khyber Pakhtunkhwa, Public Service Commission, Peshawar and
another.

...RESPONDENTS

WRIT PETITION

APPLICATION FOR PERMISSION TO TAKE PART IN
INTERVIEWS WHICH WILL BE CARRIED OUT

Respectfully Sheweth: -

1. That the petitioners have filed accompanying writ petition before this Honourable Court, contents of the same may please be read as an integral part of this application
2. That the petitioners have brought a good prima facie arguable case and balance of convenience also tilts in their favour.

That if the petitioners will not allowed to take part in interview they will suffer with irreparable loss.

FILED BY DAY
Additional Registrar
Peshawar High Court
Abbottabad Bench
15/3/11

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Examiner 13/3/11
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Acts Ord 1973

(B)

It is, therefore, humbly prayed that on acceptance of instant application, the petitioners be permitted to take part in interviews which will be carried out.

Dated 15/03/ 2011

Through *[Signature]* ...PETITIONERS
(Ch. Abdur Rauf Chohan)
Advocate High Court, Abbottabad

AFFIDAVIT

I, Shujjah Ali CT son of Shah Zaman resident of Village Havelian Tehsil & District Abbottabad, do hereby solemnly affirm and declare that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.

[Signature]
DEPONENT

Identified By:-

(Ch. Abdur Rauf Chohan)
Advocate High Court, Abbottabad

839/173 273
AED
15
Shujjah Ali son of
Shah Zaman
Village Havelian Tehsil
Distt Abbottabad

Certified to be True Copy

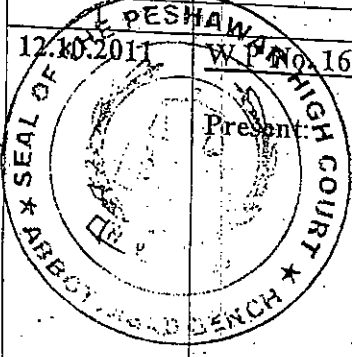
Examined *[Signature]*
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 of Act 1973

[Signature]
15/3

RECORDED
15/3/11

PESHAWAR HIGH COURT, ABBOTTABAD BENCH

FORM 'A'
FORM OF ORDER SHEET

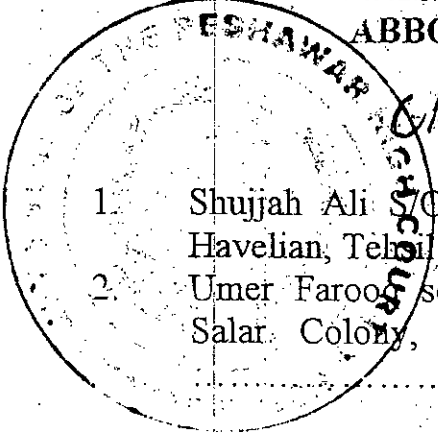
Date of Order or Proceedings	ORDER OR PROCEEDINGS WITH SIGNATURE OF JUDGE/JUDGES
12.10.2011	2
	W.P. No. 160/2011
	Present: Mr. Abdur Rauf Chohan, Advocate, for petitioners.
	Nemo for respondents.

	Respondents have not been served. Notice be issued to respondents.
	C.M No. <u>J.R. 2011.</u>
	Notice. In the mean time, the petitioners are allowed to sit in the interview on their own risk and costs.
	<p>Certified to be True Copy</p> <p>Examiner <i>[Signature]</i></p> <p>Peshawar High Court Abbottabad Bench Authorized Under Sec 75 A.C.S. Ordns</p> <p><i>SD: JUDGE S</i></p>

Annexure C

20

BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD



C.M. No. 497-A/ of 2012

1. Shujjah Ali S/O Shah Zaman R/O Village Havelian, Tehsil and District Abbottabad.
 2. Umer Farooq son of Ghulam Sarwar R/O Salar Colony, Qalandarabad, Abbottabad
- Petitioners

VERSUS

1. Chairman Khyber Pakhtun Khwa, Public Service Commission, Peshawar.
 2. Superintendent for Director PCS Peshawar
- Respondents.

PETITION UNDER SECTION 151 CPC
FOR CORRECTION OF JUDGMENT
PASSED IN WRIT PETITION NO.160
OF 2011.

Respectfully Sheweth!

1. That, the above-titled writ petition was filed before this Honourable High Court, which decided on 13.09.2012 in favour of petitioners.

(Copy of Writ and order are annexed as annexure "A" & "B").

2. That, the relief given in the final judgment on 13.09.2012 had already been given in an order, which was passed in an application for interim

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Examiner
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 73 A & 15 Ordins

32
No 6-10-12

[Handwritten signature]
16/10/12

relief. The application for permission to take part in interview was moved before this august High Court which was allowed in order sheet dated 12.10.2011.

(Copies of application and order are annexed as annexure "C" & "D").

3. That, the petitioner took part in interview which was held by competent authority and were declared as passed this fact was also confirmed by the representative of respondents which is evident from order sheet dated 23.05.2012 of this Honourable Court. But the name of petitioners were not enlisted in the list which was recommended by respondents. But as per order of the court respondents submitted additional list of the petitioners according to which they stand eligible for the post.

(Copy of order sheet is annexed as annexure "E" and list is annexure "F").

4. That, after all this hectic routine and by intervention of the court putting the respondent on right path which has been prescribed by law, the

17
J. M. Khan
10/10/11
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 Examiner
 Peshawar High Court
 Abbottabad Bench
 Authorized Under Sec 75 A & B Ordms

petitioners passed their exam after passing through the process of the authority in which it is held the petitioner came on criteria.

5. That, the petitioners ought to be recommended for the posts of S.E.T by the respondent but as writ petition was pending in this august High court, respondents were waiting for final adjudication and then were ready to recommend the petitioners as they had already passed interview and had enough marks to be recommended but inadvertently in the final judgment of the court respondents were ordered to take interview of the petitioners instead of giving order to recommend for the post of S.E.T.

6. That, august High Court in verbal order recommended the petitioners but inadvertently the same was not incorporated in written judgment for which petitioners are giving affidavit in this respect.

FILED TODAY

[Signature]
Additional Registrar
Peshawar High Court
Abbottabad Bench

(Copy of affidavit are annexed as annexure "G").

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[Signature]
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Acts Ordms

7. That, respondents are duty bound to follow law which also in favour of petitioners. It is the right of petitioners and respondent have to recommend them on the vacant post of S.E.T Post as there are 17 posts lying vacant.
8. That, to meet the ends of justice, it is the most proper the petitioner be recommended from the date when other candidates were recommended.

PRAYER: -

In the circumstances, it is humbly prayed that this petition may very kindly be accepted, the order for recommendation may kindly be passed in place of order for interview. The recommendation of the petitioner may be made from the date when other candidate were recommended.

Dated 02.10.2012

Shujjah Ali
...Petitioner

Through

(Signature)
ISHTIAQ AHMED KHAN,
Advocate High Court,
Mansehra.

Certified to be True Copy

15/10/12
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Act Ordms

FILED TODAY

(Signature)
Additional Registrar
Peshawar High Court

Annexur D

24

PESHAWAR HIGH COURT ABBOTTABAD BENCH

JUDICIAL DEPARTMENT

JUDGMENT SHEET

C.M. No.497 of 2012

Date of hearing 9-10-2012

Petitioner Shujah Ali & Co. by Mr. M. Jehangir Khan, AAG

Respondents Govt by Mr. M. Nawaz Khan, AAG

KHALID MAHMOOD, J. Shujah Ali and another

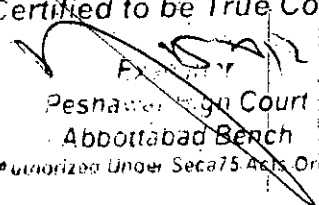
petitioners have filed this petition praying for :-

“ that on acceptance of this petition, the order for recommendation may kindly be passed in place of order for interview. The recommendation of the petitioner may be made from the date when other candidates were recommended”.

2- As per contents of petition, petitioners filed Writ Petition No.160 of 2011, which was decided in their favour on 13.09.2012. The petitioners took part in interview and were declared as passed but names of petitioners were not enlisted in the list which was recommended by the respondents for the posts of S.E.T and the said fact has inadvertently been not mentioned in the impugned judgment.

3- Mr. Masood Zaman, Deputy Secretary, Public Service Commission present in Court stated that interview of candidates has already been conducted and undertake to consider the petitioners in the light of judgment of this Court.

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Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 A & B, Ordins

for recommendation of names of petitioners for the post of S.E.T.

4- The petitioners took part in interview and were declared as passed but names of petitioners were not enlisted in the list, which was recommended by the respondents for the posts of S.E.T. This fact has also been admitted by Mr. Masood Zaman, Deputy Secretary, Public Service Commission present in Court. The representative of Public Service Commission also undertook to consider the petitioners in the light of judgment of this Court for the purpose of recommendation of names of petitioners for the post of S.E.T.

5- In the light of the above, this writ petition is allowed and respondents are directed to consider the petitioners in the light of judgment of this Court for the purpose of recommendation of names of petitioners for the post of S.E.T.

Announced.
09.10.2012

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15/12
Examiner
Peshawar High Court
Abbottabad Bench
Authorized Under Sec 75 Act & Ordns

SO JUDGES

OFFICE OF THE EXECUTIVE DISTRICT OFFICER(ELEM&SE)A.ABAD**ADJUSTMENT**

In pursuance of the appointment notification in respect of SST(General)B-16 issued by the Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar on the recommendation of Public Service Commission Khyber Pakhtunkhwa Peshawar under Endst No 2347-54/File No;2/A-14/SST/PSC/Apptt; dated 013/03/2012 and No;2577-2805/ File No;-2/A-14/SST/PSC/Appott;dated 14/03/2012,the following SSTs (General)are hereby adjusted against vacant posts in the schools noted against their names on the usual terms and conditions contained in their appointment notifications in the interest of public service from the date of taking over charge.

S/NO;	Name with father's name	Place of Adjustment	Remarks
1	Muhammad Faisal Siddique s/o Muhammad Siddique	GHS Pattan Khurd	Against vacant post of SST(General).
2;	Kafayat-ur-Relman s/o Badi-uz-Zaman	GMS Dabban	-do-
3	Asghar Mehmood s/o Muhammad Razaid	GHSS Birote	-do-
4	Mubashar Hussain s/o Muhammad Idris	GHS Nagri Bala.	-do-
5	Muhammad Shahnawaz Khan s/o Gul Zaman	GMS Pirkote	-do-
6	Noman Shahzad s/o Maqbool Hussain	GHS Nagri Totial	-do-
7	Tahir Mehmood s/o Abdul Malik	GHS Stora	-do-
8	Amjid Khan s/o Safdar Khan	GHS Rajoja	Take over the charge on 28/3/2012
9	Khair Zaman s/o Muhammad Ayub	GHSS Mohri Bed Behan	Against vacant post of SST(General)
10	Liaqat Ali s/o Ali Akbar Qureshi	GMS Riala	-do-
11	Muhammad Aftab s/o Muhammad Bashir	GHSS Lora	-do-
12	Muhammad Siddique s/o Gul Khan	GMS Khukhriala	-do-
13	Shafqat Hussain s/o Muhammad Ramzan	GHS Ghari Noor Pur	-do-
14	Shahzad Ahmed Abbasi s/o Abdul Razzaq Abbasi	GHSS Nathiagali	-do-
15	Tahir Hussain Shah s/o Sanaullah Shah	GMS Thathi Faqir Sahib	-do-
16	Abid Khan s/o Abdul Khaliq	GMS Topa Khan Kalan	-do-
17	Saraj-ur-Rehman s/o Habib-ur-Rehman	GHS Beerangali	-do-

Terms and conditions; given in above Notifications are reproduced —

1. His services will be considered regular but without pension & Gratuity in terms of Section-19 of the NWFP Civil Servant Act, 1973 as amended vide NWFP Civil Servants (Amendment) Act,2005. He will however be entitled to Contributory Provident Fund in such a manner at such rates as prescribed by the Govt.
2. In case he is already in Govt service and working against Pensionable post on regular basis before 1st day of July 2001, without any service break, on application to Khyber Pakhtunkhwa Public Service Commission through proper channel and selection by the Commission, is appointed and allowed choice of option either to retain benefit of pension and gratuity as allowed to him under his previous terms of appointment or to avail the benefit of Contributory Provident Fund allowed to him under new appointment.

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3. His service is liable to termination on one month's notice from either side. In case of resignation without notice his one month's pay /allowances shall be forfeited to the Govt.
4. He should join his post within 30 days of issuance of this notification. In case of failure to join their post within one month of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
5. He would be on probation for a period of one year extendable for another one year.
6. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
7. His services can be terminated at any time in case his performance is found unsatisfactory during probationary period. In case of misconduct; he shall be proceeded under the rules framed from time to time.
8. Charge report should be submitted to all concerned.
9. The EDO concerned would furnish a certificate to the effect that the candidate has join the post or otherwise after one month of the issue of his posting order.
10. The EDO concerned will verify their documents before release of pay.
11. His seniority will be maintained as determined by the Khyber Pakhtunkhwa Public Service Commission.
12. NO TA/DA will be allowed to appointee for joining his duty.

(MUHAMMAD RIAZ SWATI)
EXECUTIVE DISTRICT OFFICER
ELEM&SECY;EDU;ABBOTTABAD

Endst No 660-43 /EB-I(M) Adjustment SST/PSC/Dated Atd 20/3/ /2012

Copy of the above is forwarded for information & necessary action to the;

1. Director Elem&Secy; Education Khyber Pakhtunkhwa Peshawar.
2. District Coordination Officer Abbottabad.
3. District Comptroller of Accounts Abbottabad with the remarks not to release the pay of above named SSTs till verification of documents by concerned Board/Universities etc through post.
- 4-15. Principals/Headmasters of concerned schools with the directions to follow the conditions contained in appointment orders. It is also directed not to release the pay of the above SSTs concerned till the verification of the documents by the Board/Universities etc
- 16-30. Concerned for compliance.


DISTRICT OFFICER
ELEM & SECY DUCATION
ABBOTTABAD

Ammeria (P)

IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

28

Present
MR. JUSTICE GULZAR AHMED
MR. JUSTICE MAQBOOL BAQAR

CIVIL PETITION NO. 191-P OF 2013
(Against the judgment dated 09.10.2012 of
the Peshawar High Court, Abbottabad
Bench in CM No. 497/2012)

KPK Public Service Commission thr. Chairman & another Petitioner(s)

VERSUS

Shujjah Ali & Another Respondent(s)

For the Petitioner(s) : Mian Arshad Jan, Addl. AG, KPK
Mian Saad Ullah Jandoli, AOR

For Respondent No.1 : Shujjah Ali, In person

Date of Hearing : 18.10.2016

ORDER

GULZAR AHMED J. This petition is barred by 138 days. An application for condonation of delay has been filed in which the reason for delay is given in para 4 as follows:

"That the subject case was delayed due to the reasons of late supply of documents to this office and process of rendering opinion for filing CPLA in the August Supreme Court of Pakistan by the Committee constituted in Law department against the judgment of Peshawar High Court dated 09.10.2012."

2. We have noted many times that this explanation for condonation of delay is not acceptable and has never been accepted by the Court but such applications keep on coming before the Court. The relevant department of KPK should take measures to ensure that all petitions filed before this Court are within time and, if any delay occurs, the person who is responsible in causing of such delay should be proceeded against. This application for condonation of delay is, therefore, dismissed. The petition being time barred is also dismissed.



Peshawar
18.10.2016

18/10/16

Sd/- Gulzar Ahmed, J.
Sd/- Maqbool Baqar, J.

Certified to be true copy

[Signature] 19/10/16
Deputy Registrar,
Supreme Court of Pakistan,
Peshawar

Ammexun

CONFIDENTIAL

29

Phone : 091-9213551
Fax : 091-9211795
Website : www.kppsc.gov.pk

**KHYBER PAKHTUNKHWA
PUBLIC SERVICE COMMISSION**
2-Fort Road, Peshawar Cantt.

No. PSC/SR-VI/ 691933

Dated: 17 - 11 - 2016



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

Subject: **RECRUITMENT TO THE POSTS OF MALE SENIOR ENGLISH TEACHER (BPS-16)
IN ELEMENTARY & SECONDARY EDUCATION DEPARTMENT ADVT: NO. 01/2009
S.NO.52 (COURT CASE)**

Dear Sir,

In compliance with Supreme Court Judgment dated; 18.10.2016 and to state that the Commission recommends the following candidates to the Government for appointment against the subject cited posts:-

Merit Order	Name with father's Name	District / Zone
1.	Shujjah Ali S/O Shah Zaman	Abbottabad/5
2.	Umar Farooq Khan S/O Ghulam Sarwar Khan	Abbottabad/5

- Recommendation in favour of the recommendees is provisional subject to their medical fitness and verification of all the documents/testimonials by your department.
- Inter-Se Merit of the selectees will be communicated later on.
- Original application (with enclosures) of the above two (02) recommendees are enclosed herewith for your record.
- Kindly acknowledge receipt the same.

Yours faithfully,

DBE AS
17/11
Encl: As above.

(GHULAM DASTAGIR AHMAD)
Director Recruitment

2512
17/11

Pl. process
SO (SP/5)

25
18-11-16

11156
001116

Annexure H

30



GOVERNMENT OF KHYBER-PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
No. SO(PE)E&SED/3-9/Public Service Commission/2013
Dated Peshawar the 17-08-2017

To

The Director,
Elementary & Secondary Education
Peshawar

Subject: - REVISED COMBINED INTER-SE-MERIT LIST OF MALE SET/SST FOR
VARIOUS SUBJECT ADVT. NO. 01/2009 S.NO 52.

Dear Sir,

I am directed to refer to the subject noted above and to enclose herewith a copy of letter No. PSC/SR-11/95761 dated 11/08/2017, along with relevant documents/combined inter-merit list of male SET/SST for various subject, received from Khyber Pakhtunkhwa, Public Service Commission, for appropriate necessary action at your end, please:

Yours faithfully,

u k

Encl: as above.

(NAIK MUHAMMAD)
SECTION OFFICER (PRIMARY)

31

SE/SEAD
3-9/PSC

Tele: 091-9214131

Fax- 091-9211795

KHYBER PAKHTUNKHWA
PUBLIC SERVICE COMMISSION
2-FORT ROAD, PESHAWAR
CANTT
(NEAR GOVERNOR HOUSE)



No. PSC/SR-II

Date: 11/8/17

To,

The Secretary,
To Government of Khyber Pakhtunkhwa,
Elementary & Secondary Education Department Peshawar.

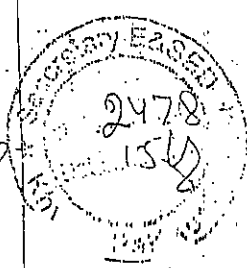
Subject: REVISED COMBINED INTER-SE-MERIT LIST OF MALE
SET /SST FOR VARIOUS SUBJECT ADVT; NO, 01/2009
S.NO. 52:

Dear Sir,

In continuation of our letter No PSC/SR-II/82363-64, dated 10/06/2015 and to state that subsequent to the appointment of M/S Shujjah Ali S/O Shah Zaman and Khaista Rahman S/O Niazmin, against the vacant post of SST and to enclose herewith tentative revised combined inter-se-merit of Male SET's/SST's, (General/Science/Earth Quake/Disabled) advertisement No. 01/2009 S.NO. 52, after insertion of the above candidates at Merit No. 1616, 1638 for your record.

Please acknowledge receipt.

SOP
15/8/17



(Fazal Qayyum)
Assistant Director-II

SS
15/8/17

DC (AB)
15/8/17

53	36	13.11.78	Hameed Ullah S/O Muhammad Nazir	Mardan / 2	Arts
53	36	11.04.79	Ala ud Din S/O Shahab ud Din	Bajaur Agency / 1	Arts
53	36	30.04.79	Ajaz Ullah S/O Gul Daud Khan	F.R Bannu / 1	Arts
53	36	21.09.79	Asad Ullah S/O Sharif Ullah	Charsadda / 2	Arts
53	36	08.02.80	Nadeem Akhtar S/O Muhammad Nazeer	Mansehra / 5	Arts
53	36	12.08.1980	Abdul Qayyum S/O Muhammad Nazeer	Mansehra / 5	Arts
53	36	15.08.80	Muhammad Sheraz S/O Abdul Hayee	Abbottabad / 5	Arts
53	36	18.09.80	Tahseen Ullah Khan S/O Ihsan Ullah Khan	Peshawar / 2	Arts
53	36	28.01.81	Shafiq Hussain S/O Hussain Khan	Nowshera / 2	Arts
53	36	02.03.81	Nazir Ullah S/O Shamsul Qamar	Battagram	Arts (E.Q)
53	36	10.05.81	Syed Ajbar Hussain S/O Syed Imam Taqi	Orakzai Agency / 1	Arts
53	36	09.01.82	Irshad Ahmad S/O Mir Badshah	Mardan / 2	Arts
53	36	19.02.82	Muhammad Adrees S/O Sharm Gul	F.R Bannu / 1	Arts
53	36	01.04.82	Amir Aziz S/O Muhammad Maroof	Mansehra / 5	Arts
53	36	04.04.83	Rashid Ullah S/O Hayat Khan	N.W Agency / 1	Arts
53	36	12.04.1983	Abid Sarfaraz Abbasi S/O M. Sarfaraz Abbasi	Abbottabad / 5	Arts
53	36	16.10.1983	Abdul Nasir Waheed S/O Abdul Waheed Abbasi	Mansehra / 5	Arts
53	36	05.04.84	Basr Ullah Jan S/O Doctor Khan	F.R Bannu / 1	Arts
53	36	12.02.85	Muhammad Ihsan S/O Qari Muhammad Saeed	Haripur / 5	Arts
52	38	08.04.72	Khalid Mehmood S/O Muhammad Sabir	Haripur / 5	Arts
52	38	06.07.83	Muhammad Ishfaq S/O Abdul Nawaz	Karak / 4	Arts (Disable)
52	37	06.02.74	Muhamimad-Manzoor Khan S/O Nimballa	Kohistan	Arts (E.Q)
52	37	02.03.77	Zia'ur Rehman S/O Taj Muhammad	Battagram	Arts (E.Q)
52	36	12.03.65	Sakhi Mar Khan S/O Muhammad Lal Khan	N.W Agency / 1	Arts
52	36	28.03.69	Noor Zada S/O Sher Zada	Peshawar / 2	Arts
52	36	05.11.70	Taj Malook S/O Ikhtiar Malook	Battagram	Arts (E.Q)
52	36	15.11.1971	Abdul Wahab S/O Bashir Ahmad	Haripur / 5	Arts
52	36	02.02.72	Shujah Ali S/O Shah Zaman	Abbottabad / 5	Arts
52	36	06.03.72	Musharraf Khan S/O Mir Samad Khan	Mansehra / 5	Arts
52	36	1.11.73	Muzamil Shah S/O Yar Khan	Peshawar / 2	Arts (E.Q)
52	36	08.03.74	Sajeed Gul S/O Zar Gul	Mohmand Agency / 1	Arts
52	36	15.03.74	Zulfiqar Ahmed S/O Khani Zaman	Abbottabad / 5	Arts
52	36	01.09.75	Mubashar Hassan S/O Muhammad Idris	Abbottabad / 5	Arts
52	36	10.02.76	Sabir Shah S/O Tamash Khan	Khyber Agency / 1	Arts
52	36			F.R Bannu	Arts

34

626.	52	36	20.12.78	Nooran Sher S/O Muhammad Sher	FR Peshawar / 1	Arts
627.	52	36	01.01.79	Shahzad Anjum S/O Muhammad Khan	N.W Agency / 1	Arts
628.	52	36	11.05.79	Gul Mir Khan S/O Muhammad Khan	N.W Agency / 1	Arts
629.	52	36	01.01.80	Noor Nawaz Khan S/O Muhammad Zaman	F.R Bannu / 1	Arts
630.	52	36	15.02.1980	Adil Nawab S/O Gul Nawab	Bajaur Agency / 1	Arts
631.	52	36	10.03.80	Said Hakim S/O Amin Gulab	Bajaur Agency / 1	Arts
632.	52	36	22.09.82	Shafqat Hussain S/O Muhammad Ramzan	Abbottabad / 5	Arts
633.	52	36	15.02.82	Sifat Ullah S/O Bashir Khan	F.R Bannu / 1	Arts
634.	52	36	07.08.84	Khalid Mehmood S/O Said Khanan	FR. Peshawar/1	Arts
635.	51	37	28.10.74	Bad Shah S/O Jandar Shah	Kohistan	Arts (E.Q)
636.	51	36	25.04.78	Muhammad Uzair S/O Aziz ur Rehman	Abbottabad / 5	Arts
637.	51	36	20.11.78	Zubair Akhtar S/O Muhammad Sharif	Haripur / 5	Arts
638.	51	36	02.03.69	Khaista Rahman S/O Niazmin	Bajaur Agency / 1	Arts
639.	51	36	20.05.84	Muhammad Ishaq S/O Issa Khan	Mansehra / 5	Arts
640.	50	36	10.06.65	Muhammad Ishfaq Khan S/O Muhammad Yaqoob Khan	Haripur / 5	Arts
641.	50	36	13.04.69	Muhammad Ashraf S/O Noor Dad	Mansehra / 5	Arts
642.	50	36	02.03.79	Muhammad Bashir S/O Muhammad Nazir	Mansehra / 5	Arts
643.	49	36	27.8.75	Fazal Wahid S/O Pir Muhammad Khan	Buner/3	Arts (Disable)

**Directorate of Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar**



PH No. 091-9210389, 9210938,
9210437, 9210957, 9210468
Fax 091-9210936
E-mail desekpk@yahoo.com

Notification.

Consequent upon the recommendation of the Khyber Pakhtunkhwa Public Service Commission and compliance with the judgment of August Supreme Court dated 18-10-2016, the appointment in respect of Mr. Shujjah Ali S/O Shah Zaman Mohallah Astam Abad Village & PO Havelian District Abbottabad is hereby ordered against the post of Secondary School Teacher (SST Gen) in BPS-16 (Rs.15880-1280-54280) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with immediate effect and further his Services are placed at the disposal of DEO(Male) Abbottabad for further posting against vacant SST (General) post.

Terms and conditions:-

1. His services will be considered regular under the Khyber Pakhtunkhwa, Civil Servant Amended Act, 2013 and Finance Department Circular NO. SOS R-III/FD/12-1/2005 dated 27-02-2013.
2. His services are liable to termination on one month's notice from either side. In case of resignation without notice her one-month pay/allowances shall be forfeited to the Government.
3. He should join his post within 30 days of the issuance of this notification. In case of failure to join his post within one month of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
4. He would be on probation for a period of one year extendable for another one year.
5. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
6. His services can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
7. Charge report should be submitted to all concerned.
8. The DEO (M) concerned would furnish a certificate to the effect that the candidate has joined the post or otherwise after one month of the issue of his posting order.
9. The DEO concerned will verify his documents before release of pay.
10. His seniority will be maintained as determined by the Khyber Pakhtunkhwa Public Service Commission.
11. No TA/DA will be allowed to the appointee for joining his duty.

(Muhammad Rafiq Khattak)

Director

Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

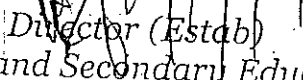
Endst: No. *4016-20* / File No.1/ADO/SST/PSC/Apptt;/2016 Dated Peshawar the *20/11* 2017.

Copy forwarded for information and necessary action to the: -

1. Accountant General Khyber Pakhtunkhwa Peshawar.

36

2. Secretary Khyber Pakhtunkhwa Public Service Commission Peshawar.
3. District Education Officer (Male) Abbottabad.
4. District Accounts Officer Abbottabad.
5. Official Concerned.
6. PS to the Secretary to Gout: Khyber Pakhtunkhwa E&SE Department.
7. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
8. M/File


Dy. Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

OFFICE OF THE DISTRICT EDUCATION OFFICER (M) ABBOTTABAD.

(37)

NOTIFICATION.

Annexure 195

In pursuance to the Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar Notification issued vide Endst: No.4016-20/File No.1/ADO/SST/PSC/Apptt/2016 dated 20-01-2017, whereby Mr.Shujah Ali S/O. Shah Zaman Mohallah Astem Abad Village and PO Havelian District Abbottabad, presently working as CT at Government Model High School Havelian is hereby appointed against the post of SST(G) in BPS-16 (Rs.15880-1280-54280) plus usual allowances as admissible under the rules on regular basis under the existing policy of Provincial Government in teaching cadre and further posted against the vacant post of SST(G) at GHS Hari Khaitar on the terms and conditions given below with immediate effect.

TERMS AND CONDITIONS.

1. His services will be considered regular under the Khyber Pakhtunkhwa, Civil Servant Amended Act, 2013 and Finance Department Circular No. SOS R-III/FD/12-1/2005 dated 27-02-2013.
2. His Services are liable to termination on one month's notice from either side. In case of resignation without notice his one month pay/allowance shall be forfeited to the Government.
3. He should join his post within 30 days of the issuance of this notification. In case of failure to join his post within one month of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
4. He would be on probation for a period of one year extendable for another one year.
5. He will be governed by such rules and regulations as may be issued from time to time by the Govt:
6. His services can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
7. Charge report should be submitted to all concerned.
8. The Principal concerned would furnish a certificate to the effect that the candidate has joined the post or otherwise after one month of issue of his posting order.
9. This office will verify his documents before release of pay.
10. His seniority will maintained as determined by the Khyber Pakhtunkhwa Public Service Commission.
11. No TA/DA is allowed for joining his duty.

SD

**DISTRICT EDUCATION OFFICER (M)
ABBOTTABAD.**

Dated A/Abad the 28/1/2017

Endst: No. 1017-24 /EB-I/2

Copy forwarded to:-

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Abbottabad.
3. PS to Secretary to Govt: of Khyber Pakhtunkhwa Elementary & Secondary Education Department Peshawar.
4. Principal Government Model High School Havelian.
- ✓ 5. Head Master Government High School Hari Khaitar.
6. Budget & Accounts Officer Local Office.
7. Assistant Programmer EMIS Branch local office.
8. Teacher concerned.

mmj

**DISTRICT EDUCATION OFFICER (M)
ABBOTTABAD**

Annexure 'K'
Final merit list of SET Through PSC 2012
EgS Directorate Kpk.

(38)

FINAL SENIORITY LIST OF SSTS GENERAL SCIENCE TECHNICAL AND COMMERCE OF ELEMENTARY AND SECONDARY EDUCATION KHYBER PAKHTUNKHWA STOOD ON 01.01.2018								
S.No	Name and Qualification	School/Office	Year of B.Ed	Date of Birth	Domicile	Date of Ist. Appnt. in Edu Deptt.	Date of Appoint./Appr of SET	Remarks
1	2	3	4	5		6	7	8
1	ABDUL MAJEED SST (TECH) MA MED (AGRO TECH)	GHS CHAH MALWANA D.I KHAN	1992	04.01.1965	D.I KHAN	09.03.1986	09.03.1986	
2	MUHAMMAD AYUB SST (TECH)	GCMS NO.1 D.I KHAN	1988	26.10.1963	D.I KHAN	15.12.1985	29.03.1986	
3	MR. MAJEED GUL SST MA EDUCATION	GHS BAGH BAN FURA AKORA KHATTAK NOWSHERA	1989	26.02.1960	NOWSHERA	2.9.1982	12.11.1990	
4	ZAKIR ULLAH SST (TECH)	GHS BAGHDADA MARDAN	1990	02.01.1954	MARDAN	27.12.1990	27.12.1991	
5	ISRAJ KHAN SST TECHNICAL	GHS TAKHT BHAI MARDAN	1992	30.11.1955	MARDAN	17.01.1991	17.01.1991	
6	MUHAMMAD HASSAN SST (TECH)	GHS EUS KAMAR KHYBER AGENCY	1991	16.05.1959	NWA	06.04.1992	16.10.1991	
7	MUHAMMAD SALIM SST (TECH)	GHS D.1 MINGORA SWAT	1991	05.05.1960	SWAT	16.5.1992	16.10.1991	
8	NOOR ELAHI S/O FAZAL ELAHI SST BA (TECHNICAL)	GHS NO.1 HARIPUR	1991	06.01.1962	HARIPUR	26.09.1963	16.10.1991	
9	NAOIB ULLAH SST (TECHNICAL)	GHS MIRAN SHAH NWA	1991	12.04.1953	FR BANNU	16.10.1991	16.10.1991	
10	MAUSAD ALI S/O USMAN WALI SST (TECHNICAL)	GHS NO.2 BANNU	1991	09.04.1964	FR BANNU	19.06.1996	16.10.1991	
10-A	MUSAD HASSAN S/O KHUDA BAKSH SST MA BED	GHS KURRAI DI KHAN	1992	15.16.1963	DI KHAN	15.11.1987	29.12.1992	
11	MUSAIN AHMED S/O NOOR MUHAMMAD SST MA BED	GOVT. SHAHEED RIYAZAN EARLY R HIGHER SECONDARY SCHOOL, UTMANZAI CHARSADDA	15.04.1993	01.04.1955	MOHAMMAD AGENCY	02.03.1987	15.04.1993	
12	MR. HIDAYAT ULLAH SST MA MED	GHS DABLI LAWAGI FR KARAK	29.04.1993	03.03.1966	KARAK	07.04.1988	29.04.1993	FOR URGENT PROMOTION
13	MR. SHAGIR AHMAD SST MA B.ED	GCMS ABBOTTABAD	1992	10.6.1964	HARIPUR	23.09.1985	07.03.1993	
14	MR SALIM KHAN SST BSC.B.ED	GMS DASHKA SWA	5.3.1994	15.09.1961	SWA	11.3.1987	05.03.1994	
15	MR SHAH JEHAN SST	GHS MOHANDARI, MANSEHRA	5.3.1994	22.10.1961	MANSEHRA	23.11.1989	05.02.1994	
16	GUL FARAZ SST MA B.ED	GHS SHAHRAZ KHEL LAKKI MARWAT	6.5.1994	6.3.1964	FATA	11.3.1990	08.05.1994	
17	MR ZAHID HUSSAIN SST	GHS NO.2 TANGI CHARSADDA	6.5.1994	7.5.1960	CHARSADDA	10.12.1989	06.05.1994	
18	MR.YOUSAF KHAN MA.B.ED	GHS MANKIAL SWAT	6.5.1994	10.7.1962	SWAT	12.12.1989	10.11.1994	
19	MR NAZIR SHAH SST BA BED	GHS MALANGAI BAJOUR AGENCY	6.5.1994		FATA	25.03.1989	10.11.1994	
20	MR MUHAMMAD HANIF		1994			10.11.1994	10.11.1994	
21	MR MUHAMMAD AWAIS	GHS HAAWAL	1994	24.03.1963	ABBOTTABAD	29.05.1989	10.11.1994	
22	MR ASGHAR KHAN		1994			10.11.1994	10.11.1994	
23	MR MUHAMMAD TAHIR		1994			10.11.1994	10.11.1994	
24	MR ZAHIDULLAH SST BA BED	GHS MOHAMMAD KHEL NWA	1994		FATA	10.11.1994	10.11.1994	
25	MR SAEIR REHMAN		1994			23.10.1986	10.11.1994	
26	MR SAID ALI BAKIASH		1994			15.11.1994	10.11.1994	
27	MR MUBARAK SHAH SST	GHS YOUSAF KHEL MOHAGY	1994	1.9.1965	MOHAMMAD AGENCY	10.3.1993	10.11.1994	
28	MR SHAMSHER KHAN MA.B.ED	GHS HAKIMI KHAN BANNU	1994	1.2.1962	BANNU	10.11.1994	10.11.1994	
29	MR ALTAJ HUSSAIN SALS.B.ED	GHS MATHIA GALI A ABAD	1994	5.3.1965	ABBOTTABAD	1.10.1983	10.11.1994	
30	MR NAMULLAH MSC.B.ED	GHS JALBAI SWABI	1994	2.3.1965	SWABI	10.11.1994	10.11.1994	
31	MR SAIFUR RAHMAN		1994			10.11.1994	10.11.1994	
32	MR KHALID DAD KHAN	GHS HAZHI KALLAN NWA	1994	14.03.1970	FR BANNU	10.11.1994	10.11.1994	
33	MR NAZIR MUHAMMAD BSC.B.ED	GHS WANDA AURANGZEE	1994	4.5.1964	BANNU	10.11.1994	10.11.1994	
34	MR KHALID RAHMAN		1994			10.11.1994	10.11.1994	
35	MR SHAH KARIM		1994			10.11.1994	10.11.1994	
36	MR ARSHAD		1994			10.11.1994	10.11.1994	

S.No	Name and Qualification	School/Office	Year of B.Ed	Date of Birth	Domicile	Date of Ist. Apptt: in Edu Deptt;	D/o of Apptt: /A/ of SET
5066	MUHAMMAD IDREES SST MA MED	GMS DABAK SYED KHEL BANNU	2007	19.02.1982	FR BANNU	14.03.20*2	14.03.2012
5067	AMIR AZIZ MA.MED	GHS OGI	2007	1.4.1982	MANSEHRA	3.1.2008	07.03.2012
5068	RASHID ULLAH SST MA MED	NORTH WAZIRISTAN AGENCY	2007	4.4.1983	NWA	14.03.2012	14.03.2012
5069	ABID SARFAZ ABBASI	ABBOTTABAD	2007	12.04.1963	ABBOTTABAD	14.03.2012	14.03.2012
5070	ABDUL NASIR WAHEED MA.MED	GHS EANDI PAROW	2009	16.10.1983	MANSEHRA	07.03.2012	07.03.2012
5071	BASRULLAH JAN SST MA MED	GHS Ghezaan KURRAM AGENCY	2009	05.04.1984	FR BANNU	14.03.2012	14.03.2012
5072	MUHAMMAD IHSAN MA.MED	GMS KUNGRUCHA	2009	12.2.1985	HARIPUR	29.08.2009	19.04.2012
5073	KHALID MAHMOOD MA.MED	GHS NOORDI	1999	8.4.1972	HARIPUR	6.11.1996	16.12.2012
5074	MUHAMMAD ISHFAO SST MA MED	GHS TAKHTI HASRATI KARAK	2008	06.07.1983	KARAK	14.03.2012	14.03.2012
5075	MUHAMMAD MANZOR KHAN	KOHISTAN	2008	06.02.1974	KOHISTAN	14.03.2012	14.03.2012
5076	ZIA UR REHMAN S/O TAJ MUHAMMAD SST MA MED	GHS NO.2 BATTAGRAM	2004	02.03.1977	BATTAGRAM	18.10.1997	07.09.2012
5077	SAKHI MAR KHAN SST MA MED	GHS Raahzi Killa NWA	2003	12.03.1965	NWA	01.09.1988	20.03.2012
5078	NOOR ZADA MA.MED	GHS PAKHA GHULAM	2009	28.03.1969	PESHAWAR	13.03.1993	3.12.2012
5079	TAJ MALOOK MA.BED	GHS PESHAWARORA	1998	05.11.1970	BATTAGRAM	16.06.1995	25.07.2012
5080	ABDUL WAHAB MA.MED	GHS BAGRA HARIPUR	2002	15.11.1971	HARIPUR	11.04.1995	17.03.2012
5081	SHUJA ALI S/O SHAH ZAMAN SST MA EDUCATION	GHS HARI KHAITER ABBOTTABAD	2002	02.02.1972	ABBOTTABAD	10.11.1994	20.01.2017
5082	MUSHARAF KHAN MA.MED	GMS CHULUNDRIAN	2008	6.3.1972	MANSEHRA	14.03.2012	13.03.2012
5083	MUZAMIL SHAH	PESHAWAR	2008	01.11.1973	PESHAWAR	14.03.2012	17.03.2012
5084	SAJEED GUL S/O ZAR GUL SST MA.MED	MOHMAND AGENCY	2008	8.3.1974	MOHMAND AGENCY	2.9.2010	17.03.2012
5085	ZULFIQAR AHMAD	ABBOTTABAD	2008	15.03.1974	ABBOTTABAD	14.03.2012	17.03.2012
5086	MUBASHIR HASAN MA.MED	GHS NAGRI BALA, ABBOTTABAD.	2007	1.9.1975	ABBOTTABAD	28.04.1998	22.03.2012
5087	SABIR SHAH	KHYBER AGENCY	2007	10.02.1976	KHYBER AGENCY	14.03.2012	17.03.2012
5088	MUMTAZ ALI KHAN	FR BANNU	2007	04.02.1977	FR BANNU	14.03.2012	17.03.2012
5089	SYED AMJAD HUSSAIN S/O SYED GHAMIN HUSSAIN SST MA.MED	GHS MARAI PAYAN KOHAT	2005	15.03.1977	ORAKZAI AGENCY	10.04.2002	17.03.2012
5090	JAMSHID KHAN	SOUTH WAZIRISTAN	2008	06.09.1977	SWA	17.03.2012	17.03.2012
5091	NOORAN SHER	FR PESHAWAR	2008	20.12.1978	FR PESHAWAR	17.03.2012	17.03.2012
5092	SHAHZAD ANJUM MA.MED	G.S.O.Z.C.M.H.S.SCHOOL. NO.2 PESHAWAR CITY	2005	1.1.1979	PESHAWAR	20.11.2004	03.05.2012
5093	GUL MIR KHAN	NORTH WAZIRISTAN AGENCY	2006	11.05.1979	NWA	17.03.2012	17.03.2012
5094	NOOR NAWZ KHAN	GHS CHALARAI MAKEEN (SWA)	2005	1.1.1980	FR BANNU	20.03.2012	21.03.2012
5095	ADIL NAWAB SST MA MED	GHS SHARBATAI BAJOUR AGENCY	2006	15.02.1980	BAJOUR AGENCY	17.03.2012	17.03.2012
5096	SAID HAKIM MA. ME	GMS CAMBAR BARANS BAJOUR AGENCY	2008	10.3.1980	BAJOUR AGENCY	20.05.2004	07.03.2012
5097	SHAFQAT HUSSAIN SST MA MED	GHS DANNAH ABBOTTABAD	2006	22.09.1982	ABBOTTABAD	14.03.2012	14.03.2012
5098	SIFAT ULLAH SST MA MED	GMS KHWAJADAR KHEL JANI KHEL	2008	15.12.1982	FR BANNU	08.03.2012	08.03.2012
5099	KHALID MEHMOOD SST MA MED	GHS SHAMSHA TOO FR PESHAWAR	2008	07.06.1984	FR PESHAWAR	14.03.2012	14.03.2012
5100	BAD SHAH FA.BED	ASOFO (F) CIRCLE	2003	28.10.1974	KOHISTAN	14.10.1994	5.9.2012
5101	MUHAMMAD OZAIR S/O AZIZ UR REHMAN SST MA MED	GHS MAIRA REHMAN KHAN ABBOTTABAD	2005	25.04.1976	ABBOTTABAD	01.03.2000	09.03.2012
5102	ZUBAIR AKHTAR	HARIPUR	2008	20.11.1978	HARIPUR	17.03.2012	17.03.2012
5103	KHAISTA RAHMAN S/O NIAZ AIN SST MA MED	GHS KOTKAI CHARMANG BAJOUR AGENCY	2004	02.03.1969	BAJOUR AGENCY	15.06.1993	25.03.2017
5104	MUHAMMAD ISHAQ	MANSEHRA	2006	26.05.1984	MANSEHRA	17.03.2012	17.03.2012

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S.No	Name and Qualification	School/Office	Year of B.Ed	Date of Birth	Domicile	Date of Issu Apptt./In Edu Deptt:	D/o of Appointt./Appr of SET	Remarks
5105	MUHAMMAD ISHAFAD KHAN MA MED	GHS DHEENDHA	2011	10.6.1965	DARIPUR	17.09.1996	03.01.2012	
5106	MUHAMMAD ASHIRAF SST BA BED	GHS AHL MANSEHRA	2008	13.04.1969	MANSEHRA	03.05.1999	08.03.2012	
5107	MUHAMMAD BASHIR SST MA BED	MANSEHRA	2008	02.03.1979	MANSEHRA	17.03.2012	17.03.2012	
5108	FAZAL WAHID SST MA BED	BUNER	2008	27.08.1975	BUNER	17.03.2012	17.03.2012	

CERTIFICATE:

It is certified that the Seniority List is Final, Undisputed & not Subjective in any Court.

Annexure 41

41

To

1. The Chairman PCS KPK Peshawar.

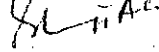
Subject: **DEPARTMENTAL REPRESENTATION AGAINST THE RECOMMENDATION ORDER OF PCS KPK DATED 17-11-2016, AND ISSUE APPOINTMENT LETTER AS PER THE DIRECTION OF HONORABLE HIGH COURT FOR 2012 AS PCS RECOMMENDED THE ELIGIBLE RECOMMENDED CANDIDATES AND GRANTED PROMOTION ON THAT BATCH.**

Respected Sir.

It is stated that I prepare my ACRS for the promotion as Personal Scale BPS -17 and went to file ACRs at the office of the Directorate of Director Elementary & Secondary Education KPK Peshawar. The office of the Directorate to refuse to take the ACRs of the appellant for promotion of personal Scale on the basis of services less than 10 years.

1. That the appellant was qualified PCS Exam in the year 2011-2012, and was not enlisted in the merit list of the eligible candidates, and filed Writ Petition NO. 160-A/2011 and CM 497-A/2012.
2. That the Honorable High Court Peshawar Bench Abbottabad allowed the writ Petition dated 09-10-2012, in the light of Honorable High Court Peshawar the Chairman PCS KPK enlisted the appellant in the inter-Se Merit list 2012. And the case of the appellant was forward to Directorate of Elementary and Secondary Education for appointment.
3. That Elementary & Secondary Education KPK Peshawar issue revised seniority list SST (G) in the year 2012, in which the appellant enlisted. (Photocopy of PCS seniority is attached)
4. That the appellant SST (G) post order was issued in the year 2016, while granted seniority w.e.f 2012, the service of the appellant would be considered in 2012 instead of 2016 as per the seniority according to Honorable High Court Peshawar Bench Abbottabad order dated 09-10-2012.
5. That the Chairman PCS filed appeal against the Honorable High Court Peshawar Bench Abbottabad which was dismissed being time barred at limini.

Therefore it is requested to grant the Personal Scale BPS-17 with all back benefits those who are recommended in the enlisted merit list of PCS 2012 for the post of SST (G), some of them are low scoring than the appellant.

Shujjah Ali 
SST (G)
GHS Hari Khtar Abbottabad.
Presently
Litigation Officer
DEO (F) Atd.

Dated 10-09-2022

(42)

OFFICE OF THE DISTRICT EDUCATION OFFICER FEMALE ABBOTTABAD.

No. 194
Dated 6/11/2022


To

The Director
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar.

Subject: **SUBMISSION OF ACR'S FOR PROMOTION AS PERSONAL SCAE BPS-17**

Memo:

It is stated that Mr SHUJJA ALI S/O SHAH ZAMAN has been working as Litigation officer in the office of under signed being LLB. His original post is SST (G), his ACR's are presented for further process please.


District Education officer
Female Abbottabad.
District Education Officer
(Female) Abbottabad

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR

43

Reg. Csk
3/2/18

OFFICE ORDER.

Mr. Shujah Ali SST GHS, Hari Khater District Abbottabad is hereby deputed to the office of the District Education Officer (F) Abbottabad to work in Litigation Section till further orders.

However he will draw his salary from the GHS, Hari Khater District Abbottabad.

Compliance report should be submitted to all concerned.

DIRECTOR

Endst. No. 105-7 / F. No. 436/Vol-26/ADEO (M) Transfers/KP.
Dated Peshawar the 1-2 2018.

Copy of the above is to the:-

1. Accountant General Khyber Pakhtunkhwa, Peshawar.
2. District Education Officer (M&F) Abbottabad.
3. District Accounts Officer Abbottabad.
4. Principal concerned.
5. Official concerned.
6. PA to Director (E&SE) Khyber Pakhtunkhwa, Peshawar.
7. Master File.

1215
6-2-18

[Signature]
Deputy Director (Estab)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

Addressed
Pls to be
need full
6-2-2018

وکالت نامہ

کورٹ میں

پروانہ: صاحب سروس ٹریڈنگ کمپنی (P.K.) لاہور

عنوان: شیخ اعلیٰ ایم جی ایم ایس ایم سی ایم ڈی لاہور

مقام: ایبٹ آباد / شیخ اعلیٰ

تاریخ: ۱۰/۱۱/۲۰۲۰

بابت گریبانگ

مقدمہ: مندرجہ ذیل اپنی طرف سے دائرے پیروی و جواب دی گئی کارروائی متعلقہ اس مقام

محمد الیاس ابرو وکالت صاحب کے

کو مکمل پیروی کے لئے تیار کیا گیا ہے کہ صاحب موصوف کی مکمل کارروائی کا کمال اختیار و مکمل صاحب
 موصوف کو کرنے کی اجازت دے اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور
 وصولی چیک روپیہ وغیرہ کی وصولی اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور
 کی مکمل یا کسی جزوی کارروائی کے لئے کسی اور مکمل یا مختار صاحب کا کوئی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار
 بھی ہوگا اور صاحب مقرر شدہ کو مکمل وکالت اور ویسے ہی اختیارات ہوں گے اور اس کا راجحہ پر ماضیہ مجھ کو منظور
 قبول ہوگا۔ دراصل مقدمہ چلنے پر جو ہر جانب اٹھائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے
 نیز جو یا رقم وصول کرنے کا بھی اختیار ہوگا تاکہ کوئی دشمنی مقام دورہ پر ہو یا دے سے باہر ہو تو مکمل صاحب موصوف
 پابند ہوں گے کہ پیروی مقدمہ مذکور کریں اور اگر تقرر کردہ میں کوئی جزو بتایا ہو تو مکمل صاحب موصوف
 مقدمہ کی پیروی کے پابند نہیں ہوں گے۔ نیز درخواست بحرا اور تجارت نامہ پیش رہنے کی مصلحتی کے دائرہ کرنے اور اس کی
 پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ گریبانگ کو دیا تاکہ سند ہے

المقوم:

Attested
 Accepted
 [Signature]
 Advocate

مقام:

شیخ اعلیٰ ایم جی ایم ایس ایم ڈی لاہور
 10/11/2020

To
The Director
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar.

Subject: CONSIDER THE APPELLANT AS SST FOR THE PERSONAL SCALE BPS-17 ACCORDING TO INTER-SE MERIT LIST NO. 16/16/2012.

Memo: SST merit list no 3053

It is stated that the appellant was promoted CT to SST through PCS examination vide Honorable Peshawar High Court judgment dated 9-10-2012 in Writ Petition No Cm 497/12 Titled Shujjah Ali versus Chairman PCS KPK etc. department approach for CPLA No 191-P-13 which was dismissed being time barred dated 18-10-16. Further stated that the department appointed the appellant in the year 2017 but the seniority was adjusted as per inter-se merit list SST in the year 2012.

It is therefore requested to promoted/grant personal scale as per the inter-se merit list as per law. I shall be very thankful to you for this act of kindness.

Your Sincerely

Shujjah Ali

SST (G)

GHS Hari (Chairman ATD)

Date

03319099923

6/01/2022

"B"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

No. *Reed*

TB A/Abad

Appeal No. *505* of 20 *22*

Shujja Ali Appellant/Petitioner

Chairman PSC Pgl Respondent

Respondent No. *4*

Notice to: *District Education offices (M)*
A/Abad.

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on *15-6-22* at **8.00 A.M.** If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this *22*

Day of *5* 20 *22*

at camp court
A/Abad.


Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.

“B”

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

Recd

TB AIAbad

No.

505

Appeal No. of *2022*

SHUJJA ALI

Appellant/Petitioner

Chairman PSC Pesh

Versus

Respondent

Respondent No. *4*

Notice to:

*District Education Officer (M)
AIAbad.*

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on *15-6-22* at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

- Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No. dated

Given under my hand and the seal of this Court, at Peshawar this *22*

Day of *5* 20 *22*

*at camp court
AIAbad.*



Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
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“B”

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

TB A/A

No.

Appeal No. 505 of 20 22

Shujza Ali Appellant/Petitioner

Versus
Chairman PSC Pesh Respondent

Respondent No. 3

Notice to: Director (ESSE) Pesh

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 15-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.


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Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this 26

Day of 5 2022

at camp court
AIAbad.


 Registrar
 Khyber Pakhtunkhwa Service Tribunal,
 Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
 2. Always quote Case No. While making any correspondence.

“B”

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.**

No.

Appeal No..... 505 of 20 22

..... Shujja Ali Appellant/Petitioner
Versus

..... Chairman PSC Pesh Respondent
Respondent No..... 3

Notice to: — Director (ESSE) Pesh —

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this.....24.....

Day of.....5²⁰ 22

at camp court
A/Abad.


Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.