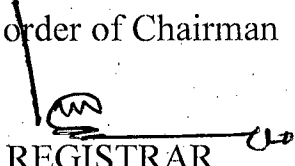


Form- A

## FORM OF ORDER SHEET

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

Case No.- 1555/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/11/2022	<p>The appeal of Mr.Sajjad Ali received today by registered post through Mr. Shahzad Shakoor Advocate. It is fixed for preliminary hearing before touring Single Bench at A.Abad on _____. Notices be issued to appellant and his counsel for the date fixed.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR.

Copy  
Hon. Member

Service Appeal No: 1555 of 2022

Sajjad Ali S/O Fazal-ur-Rehman, PSHT, GPS Dheri Kehal Tehsil &  
District Abbottabad.

Appellant

Versus

The Director, Directorate of Elementary & Secondary Education  
Department, Peshawar and 2 others


Respondents

SERVICE APPEAL

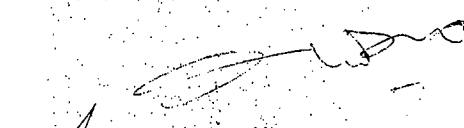

INDEX

S.No	DESC: OF DOCUMENTS	ANNEXURES	PAGE No
1	Memo; of Service Appeal with	---	01 to 05
2	Copy of order dated 28/02/2013.	A	06 to 09
3	Copy of office order dated 18/05/2013.	A-1	10
4	Copy of judgment dated 21/03/2019.	B	11 to 15
5	Copy of promotion orders dated 31/08/2018 & 07/03/2020.	C	16 to 21
6	Copy of 17/04/2019(order) & 06/01/2022(Notification).	D	22 to 23
7	Copy of execution petition.	E	24 to 25
8	Copy of and order dated 18/05/2022	F	26 to 28
9	Copy of departmental representation/ representation.	H	29
10	Power of attorney Wakalatnama	I	30 to 31

Dated 31/10/2022

  
(Rashid Iqbal Khan Jadoon)  
Advocate IBC Islamabad  
Attorney Abbottabad.

Through

  
(Sajjad Ali)  
Appellant  
  
(Shahzad Shakoor)  
Advocate High Court Abbottabad

Abbott Law Chamber

Office No 51, Ayub Tanoli lawyer plaza  
Abbottabad. 0333-5025002, 0316-9343818

(1)

**BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR.**

Service Appeal No: 1555 of 2022

Sajjad Ali S/O Fazal-ur-Rehman, PSHT, GPS Dheri Kehal Tehsil &  
District Abbottabad.

Appellant

**Versus**

- 1 The Director, Directorate of Elementary & Secondary Education  
Department, Peshawar.
- 2 The District Education Officer, Elementary & Secondary Education  
Department, Abbottabad.
- 3 Government of Khyber Pakhtunkhwa through Secretary (Elementary &  
Secondary Education), Department, Peshawar.

Respondents

**APPEAL** UNDER SECTION 4 OF KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL ACT 1974, FOR IMPLEMENTATION/  
GRANT OF MONETARY BENEFITS ETC RELATING TO  
PROMOTION ORDER (BPS 12 TO 14) DATED 18/05/2013 ISSUED  
UNDER ENDST NO 3654-60. INSTEAD OF SUBSEQUENT  
PROMOTION ORDERS DATED 31/08/2018, ISSUED UNDER  
ENDST NO 9507-12, DATED 17/04/2019 ISSUED UNDER ENDST  
NO 4524-31. AND FOR GRANT OF PROMOTION AND  
MONETARY BENEFITS ETC FROM BPS 14 TO 15 WITH EFFECT  
FROM 04/08/2016, INSTEAD OF PROMOTION ORDER (BPS 14  
TO 15) DATED 07/03/2020 ISSUED UNDER ENDST NO 1904-14.  
AND FOR ACCEPTANCE OF DEPARTMENTAL  
REPRESENTATION/APPLICATION

**PRAER:-**

ON ACCEPTANCE OF INSTANT SERVICE APPEAL,  
RESPONDENTS BE DIRECTED TO GRANT OF MONETARY  
BENEFITS ETC RELATING TO PROMOTION ORDER (BPS 12 TO  
14) DATED 18/05/2013 ISSUED UNDER ENDST NO 3654-60. AND

FOR GRANT OF PROMOTION AND MONETARY BENEFITS ETC FROM BPS 14 TO 15 WITH EFFECT FROM 04/08/2016. AND FOR ACCEPTANCE OF DEPARTMENTAL REPRESENTATION/ APPLICATION.

ANY OTHER RELIEF FOR WHICH THE PETITIONER IS ENTITLED AND SAME IS NOT ASKED/PRAyed SPECIFICALLY MAY KINDLY BE GRANTED IN THE FAVOUR OF THE PETITIONER TOO.

Respectfully Sheweth,

### FACTS

- 1) That appellant was serving as Primary school teacher in Education Department, was promoted as SPST on seniority basis, order issued on 28/02/2013 read with office order dated 18/05/2013. Copy of order dated 28/02/2013 & office order dated 18/05/2013 are annexed as Annexure "A" & "A-1"
- 2) That Department started departmental proceedings against appellant in the year 2015, and after completing all legal formalities, the said matter was decided by this Honourable Tribunal in service appeal No 65/2017 on 21/03/2019 and crux of the judgment is, period of reduction to lower post (PST) in BPS 12 to the extent of only one year, with effect from 11/05/2015 to 10/05/2016. Copy of judgment dated 21/03/2019 is annexed as Annexure "B"
- 3) That during the Court's proceedings in Service Appeal No 65/2017, department granted BPS 14 with effect from 31/08/2018, while after passing Judgment dated 21/03/2019, during the execution proceedings, department granted BPS 15 with effect from 07/03/2020, whereas he was/is entitled BPS 14 and BPS 15 with effect from 18/05/2013 & 04/08/2016 respectively, similarly respondents issued two orders dated 17/04/2019 & 06/01/2022.

Copy of promotion orders dated 31/08/2018, 07/03/2020, and (order)17/04/2019 & (Notification) 06/01/2022 are annexed as Annexure "C" & "D"

- 4) That during the execution proceedings before this Honourable Tribunal, on 18/05/2022, appellant requested to the Tribunal that above promotion matters & applications are lying for modification, on the basis of judgment passed by this Honourable Tribunal, but Court was not agreed with the submission of appellant and disposed the execution petition, the relevant operative part of Tribunal order is reproduced herein below for ready references.

"The petitioner claims that he was entitled for promotion and other benefits before and after the period of his punishment, which claim of the petitioner is totally irrelevant as that was not urged in the main appeal nor was such claim stated, maintained or decided in the judgment. Therefore, if any other grievance of the petitioner not related to the appeal already decided in his favour is there, he may adopt any legal way provided to him under the law."

Copy of execution petition and order dated 18/05/2022 are annexed as Annexure "E" & "F"

- 5) That under the directions of above order, Appellant submitted departmental representation/representation to the department, on 20/07/2022 in the circumstances of case, but there is no response taken by the respondents upon his representation/application and statutory period of 90 days have passed. Copy of departmental representation/representation is annexed as Annexure "G" Hence this appeal is filing within statutory period of 120 days after passing pendency period of 90 days, inters-alia on the following ground.

## Grounds

- 4
- a) That appellant factually and legally, being eligible for promotion benefits etc, with effect from 18/05/2013(BPS 14) & 30/05/2016 (BPS 15) and entitled under the prevailing law, but the same was denied to appellant by the respondents with no valid reasons and also no fault on his part.
  - b) That appellant is, once again, compelled to approach the Court of law, and in this respect he is being filed instant service appeal.
  - c) That the concerned officers of the department were supposed and morally bound to implement the judgment of the Tribunal in accordance with the settled law but the act of respondents was arbitrariness.
  - d) That though the decision of Tribunal was implemented but with immediate effect and such like omissions and commissions are made by the concerned respondents intentionally, purposely and also casual manner with out application of mind, which is illegal.
  - e) That it is undoubted fact that respondents illegally snatched the legal rights of the appellant in an uncivilized way in a very haste manner, which is against the equity and there is no single example is available in the civilized society.
  - f) That appellant is dragged into litigation, the conduct of the respondents is admittedly arbitrary capricious unjust and against all norms of justice and as such requires indulgence of this Honourable Court by awarding appropriate Cost to the respondents.
  - g) That respondents ignored the provisions of Article 4 and 25 of the Constitution of Pakistan while exercising their illegal issuance of carelessness orders.

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It is, therefore, respectfully prayed that on acceptance of instant service appeal, respondents be directed to grant of monetary benefits etc relating to promotion order (BPS 12 to 14) dated 18/05/2013 issued under Endst no 3654-60. and for grant of promotion and monetary benefits etc from bps 14 to 15 with effect from 04/08/2016. and for acceptance of departmental representation/ application.

Any other relief for which the petitioner is entitled and same is not asked/prayed specifically may kindly be granted in the favour of the petitioner too.

Dated 31/10/2022

(Sajjad Ali)  
Appellant

Through

(Rashid Iqbal Khan Jadoon)  
Advocate IBC Islamabad  
Attorney Abbottabad.

(Shahzad Shakoor)  
Advocate High Court Abbottabad

Abbott Law Chamber  
Office No -51, Ayub Tanoli lawyer plaza  
Abbottabad. 0333-5025002, 0316-9343818

Affidavit

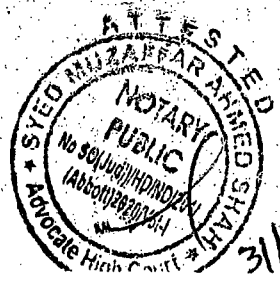
I, Sajjad Ali S/O Fazal-ur-Rehman, PSHT, GPS Dheri Kehal Tehsil & District Abbottabad, do here by affirm on oath that contents of instant appeal is correct and true according to my best knowledge and belief and nothing has been suppressed from this Honourable Tribunal and this instant appeal is first appeal & same nature of any other appeal is not pending before Honourable Tribunal

Dated 31/10/2022

CNIC No 13101-7935042-1

(Sajjad Ali)  
Appellant

DEPONENT



31/10/22

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) ABBOTTABAD

OFFICE ORDER

Consequent upon the recommendations of the departmental promotion committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No. SO(22A)/1-8/ESSE/2012 dated 11/7/2012 and Finance Department Endorsement No. SO(11)/10-22(1)/2010 dated 16/7/2012, the following Male PSTs BPS-12 are hereby promoted to the post of Senior Primary School Teacher BPS-14 (as per breakup) plus usual allowances as admissible under the rules on the regular basis under the existing recruitment policy of the Provincial Govt notified vide No. SO(12A)-5/SSRC/Meeting/2012/teaching cadre dated 13/11/2012 on the terms and conditions given below with immediate effect in the interest of public service.

Total No. of PST (M) Posts	2622
No. of Senior Primary School Teacher as per breakup	754
Share of promotion of Senior Primary School Teacher BPS-14 as per breakup	754
Net to be promoted as Senior Primary School Teacher BPS-14	570
No. of Deferred Cases due to reasons noted in working papers	007

Pine Photostat Link Road, Abbottabad  
0342-9441300

Attache

S.No	S/Slr. NO	Name of Teacher	Father Name	School	Circle	as under	Posting Circle
1	2	Mir Abbas Khan		Haji Gali		7	Haji Gali
2	3391	Muhammad Shakeel	KHALIL-UL-HEMAN	NATHAGAU			Nadja Gali
3	3392	Hafiz Ahmad Abbasi	Abul Ahmad Abbasi	GPS Main	Lora		Lora
4	3394	Ayub-ur-Rahman	Baqod Khan	GPS Kurli	Bhota		Dhamour
5	3395	Shabbir Ahmed	S. Ft. Ahsan	GPS DEAN	NATHAGAU		Nadja Gali
6	3396	M. Wahid	MUHAMMAD NAWAZ	GPS Bani Pir Khan	Q/abad		Q/abad
7	3398	MUZAMMAD	M. Mith	GPS Chahar	NATHAGAU		Nadja Gali
8	3400	Shoukat Ali	M. Yasin	GPS Chahar	NATHAGAU		Nadja Gali
9	3401	Muhammad Aftab	ALI ZAMAN	GPS Chahar	NATHAGAU		Nadja Gali
10	3404	King Nawaz	Doriman	GPS Nadi Gali	NATHAGAU		Nadja Gali
11	3406	GAJANES	M. SULEMAN	GPS Kurli	NATHAGAU		Nadja Gali
12	3407	Mohd Jawad	Mohd Khan	GPS Bani	NATHAGAU		Nadja Gali
13	3408	SPI-UD-01	Taj Muhammad	GPS Kurli	NATHAGAU		Nadja Gali
14	3409	Farooq-Ul-Haq	M. Farooq	GPS Kurli	NATHAGAU		Nadja Gali
15	3410	HA Iqbal Aman	Abdul Illi Aman	GPS Kurli	NATHAGAU		Nadja Gali
16	3414	Mir Hussain	M. Akbar	GPS Kurli	NATHAGAU		Nadja Gali
17	3415	Sajid Ahmed	M. Anwar	GPS Kurli	NATHAGAU		Nadja Gali
18	3416	M. NASEEM	M. KHANSHID	GPS BANDI PHULAN	NATHAGAU		Nadja Gali

District Education Officer

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S.No	S/ist. NO	Name of Teacher	Father Name	School	Circle	Promoted as SPST BPS 14 and posted as under	Posting Circle
209	1725	Muhammad Saleem	Muhammad Saleem	GPS Oakha Malkote	Birote	GPS Loonjal	Birote
210	1726	Sheer Afzal	M. Ayub	GPS Soban Gali	Sherwan	GPS Soban Gali	Sherwan
211	1727	Maik Ahmad	Yaj Muhammad	GMPS Bandhala	ATD	GPS Abirwala	Aid
212	1728	Muhammad Asif	Sumandar Khan	GMPS Kund Beer Wali	Dhamtour	GPS Bhalaj	Dhamtour
213	1729	Abdul Razzaq	M Iqbal	GPS Hayatola Village	Havelian	GPS Bhandi Chak	Havelian
214	1730	Ubbid ur Rehman	S M Yaqoob	GPS phulanwali	Havelian	GPS Phulan Wali	Havelian
215	1731	Muhammad Zehoor	Gul Zaf	GPS Dana Khan Kalan	Birote	GPS Dana Khan Kalan	Birote
216	1732	Obaid ur Rehman	Abdul Rasheed	GPS chak	Havelian	GPS Lori Syedain	Havelian
217	1734	M. Amin	Sakandar Hussain	GPS Khyalabai	Sherwan	GPS Chakay Bayan Khurd	Sherwan
218	1735	Shabeer Ahmed	Ajaj Dad	GMPS Dahan Khan Kalan	Birote	GPS Kham Khurd	Birote
219	1736	Khawaj Muhammad	Sher Muhammad	GPS Kala Kot	Sherwan	GPS Kala Kot	Sherwan
220	1737	Zehoor Ur Haq	Khawaj Muhammad	GPS ODDATHAR	Q/Abad	GPS Doba Ther	Q/Abad
221	1738	Tahir Zareen	Gul Zarin	GPS Mohol Payeen	Haja Gali	GPS Mohol Payeen	Havelian
222	1740	M Asif	Mohabbat Khan	GPS sojdan	Havelian	GPS Sohag	Dhamtour
223	1741	Muhammad Usman	Haji Ayub Khan	GPS Aah Abad	Dhamtour	GPS Gali	Birote
224	1743	Arshad Mehmood	Muhammad Yousef	GPS Oheri Bagh	NATHIAGAU	GPS Rinkol	Nathia Gali
225	1744	SAJJAD ALI	FATUL UR REMAN	GMPS TRADIA	NATHIAGAU	GPS Tupla Bawal	Nathia Gali
226	1745	AQIL MIR	ABDUL LATIF	GPS BANDA KASHIYABAN	Q/Abad	GPS Banda Noor Ahmad	Q/Abad
227	1746	Fiaz	ABDUL REMAN	GPS MAN	NATHIAGAU	GPS Puro Pajwal	Nathia Gali
228	1748	SHAFEEQ UR REMAN	MASLAM	GMPS Garhwal	NATHIAGAU	GPS Kaid Nagri Gola	Nathia Gali
229	1749	Hishiq Hussain	Abdul Rehman	GPS Jander Bari	Dhamtour	GPS Jander Bari	Dhamtour
230	1750	M Irfan	Sultan mohammad	GPS hayatola village	Havelian	GPS Barwal	Havelian
231	1751	Najam-ul-Parooq	S. Said, Hassan, Shah	GPS Haryal	BOI	GPS Haryal	BOI
232	1752	Muhammad Nawaz Khan	Rustam Khan	GPS Chakola	Birote	GPS Hotal	Birote
233	1753	Qamar Zaman	Muhammad Huzar	GMPS Loner H.Majwad	Birote	GPS Najar Majwal	Birote
234	1754	Munzeer Ahmad	Wazeer Muhammad	GPS Phola	Lora	GPS Phallah	Lora
235	1755	Abdul Hameed	M.YUSUF	GPS Chatar Nath	NATHIAGAU	GPS Chatar Nath	Nathia Gali
236	1756	Abdul Jameel	M anwar	GPS pepsi	Havelian	GPS Mag/ Dafa	Havelian
237	1757	ATTOQUE UR REMAN	M.SADDIQUE	GPS KUNDLA	NATHIAGAU	GPS Yehed Abad	Nathia Gali
238	1758	Shakeel Ahmed	Muhammad Ashraf	GPS Phulhote	Dhamtour	GPS Phulhote	Dhamtour
239	1759	M. Raiz	Perviz Muhammad	GPS Thana Khurd	Sherwan	GPS Thana Khurd	Sherwan
240	1760	Abdul Rashid	Abdul Qayyum	GPS Pakote	Haja Gali	GPS Pakote	Haja Gali
241	1761	Atiq ur Rehman	Kala Khan	GPS Pakote	BOI	GPS Haryala	BOI
242	1762	M. Saeed	M. Sadique	GMPS Saharan	NATHIAGAU	GPS Bajwan	Nathia Gali
243	1763	Shams ul Arifan	Abdul Qadeer	GPS Lecian Syedan	Birote	GPS Lezon Syedan	Birote
244	1764	Abdul Naeem	Abdul Karim	GPS Kotla	BOI	GPS Soloi Barjal	BOI
245	1765	Azhd Hussain	Gohar Rehman	GMPS Singai Kot	Birote	GPS Londi Majhri	Birote
246	1765	M. Naeem	Hazratul Khan	GPS Talwal	NATHIAGAU	GPS Kari Suraj	Nathia Gali
247	1767	Nazakat Ali	Sher Ahmed	GPS Mirpur Guld	Haja Gali	GPS Faggar Muhammad	Haja Gali
248	1769	M. Naeem	M. Yaqoob	GPS Dahan Tupla	NATHIAGAU	GPS Dahan Tupla	Nathia Gali
249	1771	SHAKEEL AHMED	MAUK DAD KHAN	GPS MANGAL	Q/Abad	GPS Mangal	Q/Abad
250	1772	Anjad mehmood	Sarwar Khan	GPS Bando Sabkhan	Havelian	GPS Bando Sab Khan	Havelian
251	1773	Saeed ur Rehman	Bostan Khan	GPS Aspader	ATD	GPS Aspader	Aid
252	1775	Muhammad Mushiq	Gul Zaman	GPS Kura Gali	Birote	GPS Kura Gali	Birote
253	1776	Niaz	Muhammad Bashir	GPS Rianda Mirza	Q/Abad	GPS Tarhena Mistran	Q/Abad
254	1777	ASGHAR ALI	M.SULEMAN	GPS MAIRA PASALA	NATHIAGAU	GPS Maira Pasala	Nathia Gali
255	1778	Mantoor Haidar	Haidar Zaman	GPS Boda	Haja Gali	GPS Boda	Haja Gali
256	1779	Gohar Rehman	Yaj Muhammad	GMPS Thahla Chuhla	Sherwan	GPS Kuzroza	Sherwan
257	1780	M Akbar	All akbar	GPS Mamdoh	Havelian	GPS Mamdoh	Havelian
258	1781	Muhammad Hafeez	Muhammad Aslam	GPS Bagh	Dhamtour	GPS Bagh	Dhamtour
259	1782	Arshad	Noor Zaman	GPS Dalola	BOI	GPS Dalola	BOI
260	1783	Mather Khan	Khurshed Khan	GPS Kukul	ATD	GPS Kukul	Aid
261	1784	Abdul Basir	Lal Khan	GPS Havelian No. 2	Havelian	GPS Havelian No. 2	Havelian
262	1785	Abdul Nazeem	Faqeer Muhammad	GPS Malkan	Havelian	GPS Malkan	Havelian
263	1787	Tamoor Urfan	All Asghar	GPS Sadra Gali	Dhamtour	GPS Narian	Dhamtour
264	1788	Shahid Hussain SHAH	Sabir Hussain Shah	GPS Hingra	Havelian	GPS Wadran	Havelian
265	1789	Abdul Majeed Khan	M. Yousef	GPS Dhiman	Lora	GPS Dhalan	Lora
266	1791	SAQIB KHAN	AMIN KHAN	GPS DANDA LAMDA	Q/Abad	GPS Danda Lamba	Q/Abad
267	1792	Fareez Khan	Akrom Khan	GPS AI Mirpur	ATD	GPS AI Mirpur	Aid
268	1793	Naza ul Mustafa Shah	S.Y. Hussain Shah	GPS Gohara Day Garan	Havelian	GPS Gohara Day Garan	Havelian
269	1794	Saifur Hayyat	M AFSAR KHAN	GPS MAIRA BARDI	NATHIAGAU	GPS Maira Bardi	Nathia Gali
			Var Muhammad	GPS Phala	Lora	GPS Phallah	Lora

District Office  
 Nathia Gali

S.No	S/Slit. NO	Name of Teacher	Father Name	School	Circle	Promoted as SPS BPS 14 and posted as under	Posting Circle
500	2080	Sardar Rashid	M. NAMZAN	GPS QADIMA TRIDA	NATHIAGAU	GPS Gajdar Tajwal	Nathia Gali
501	2081	S. Sheela Begam	SY Maqbool Shah	GPS Moh Ghlan	NATHIAGAU	GPS Mohallah Qalam	Nathia Gali
502	2082	Muht Shoab	Gul Zorqan	GMPS Khat Khan Kalan	Birote	GPS Lund Mandu	Birote
503	2083	M. Saldar	M. Sulfman	GPS Bawala	Lora	GPS Darwar	Lora
504	2085	Jamil AMJAR	Ghulam Afzal	GPS Kanger Hoteer	Haja Gali	GPS Kanger Hoteer	Haja Gali
505	2086	Muht Aftab	Naseer Ahmed	GPS Dana Khan Kalan	Birote	GPS Dana Khan Kalan	Birote
506	2087	AMRIZ KHAN	ALI ZAMAN	GPS MAJRA PASALA	NATHIAGAU	GPS Mulla De Bagan	Nathia Gali
507	2088	M. Tanveer	M. Atam Khan	GPS Karaga	Lora	GPS Karaga	Lora
508	2089	KHALID MEHMDOO	M AJAB	GPS NATA BAGLA	NATHIAGAU	GPS Naryan	Nathia Gali
509	2090	M. Fiaz	M. Niaz	GPS Ghamir No. 2	Lora	GPS Ghamir No. 2	Lora
510	2091	Tanveer Ahmed	Marooq Ahmed	GPS Chafan	Birote	GPS Mohala	Birote
511	2092	Chamach Khan	Aurangzeb Khan	Chamhad	Sherwan	GPS Beram Gali	Sherwan
512	2094	Raja Khan	Mir Afzal Khan	GPS Kund Kund	Havelan	GPS Danda Sheikhhan	Havelan
513	2095	Muhammud Perwah	Muhammad Afzal	GPS Sarlan Bagh	Dhamtour	GPS Sarlan Bagh	Dhamtour
514	2096	Saif-ur-Rahman	M. Daqir	GPS Sunman	Lora	GPS Dissan	Lora
515	2097	Ajmal Khan	Ghulam Hussain	GPS Tarhal	Dhamtour	GPS Tarhal	Dhamtour
516	2098	Tariq Mehmood	Muhammad Akram	GPS Hari Khattar	Haja Gali	GPS Hari Khattar	Haja Gali
517	2099	Saghir Ahmed	Muht Yaqoob	GMPS Khat Khan Kalan	Birote	GPS Alabad	Birote
518	2101	Yasir Khan	Muhammad Akram Khan	GPS Khunn Dagal	Dhamtour	GPS Dabhan Syedlan	Dhamtour
519	2102	Shahd Sabar	Sabir Hussain	GPS Khunn Dagan	Dhamtour	GPS Bagh	Dhamtour
520	2103	M. Saeed	Dashir Mohd	GPS Kuthera	Sherwan	GPS Saind Gali	Sherwan
521	2104	M. Afzal	Abdur-Razaq	GPS Kull	Lora	GPS Bentran	Lora
522	2106	Muhammad Ashraf	Muhammad Sadiq	GPS Khakwala	Dhamtour	GPS Khakwala	Dhamtour
523	2107	Naveed Anjam	Mumtaz Ahmed	GPS Khat	Lora	GPS Bakhool	Lora
524	2108	Muhammad Imran	Rustam	GPS Dharlan	Dhamtour	GPS Jagg Mar	Dhamtour
525	2109	MUHAMMAD SAEED	M AKRAM	GPS SADIAL AKHROTA	NATHIAGAU	GPS SADIAL AKHROTA	Nathia Gali
526	2110	HADIS UR REHMAN	Lut Akbar	GPS JANGAR TAJWAL	NATHIAGAU	GPS Talveed Abad	Nathia Gali
527	2111	M. Adil	M. Saeed	GMPS Malra Bula	Lora	GPS Daslan	Birote
528	2112	IRSHAD Ahmed	MUNSIF KHAN	GMPS PAREANU	NATHIAGAU	GPS Naktar Pakho	Birote
529	2113	Jamshaid Ali	All Asghar	GPS Upper CHANDOR	NATHIAGAU	GPS Upper Chandor	Nathia Gali
530	2114	Adiq-ur-Rahman	M. Aasyal	GPS Tarala	Lora	GPS Dama Surjal Plock	Birote
531	2115	KHALID MEHMDOO	RUSTAM KHAN	GPS TIHANA KHURD	Sherwan	GPS Damaori	Sherwan
532	2116	Shoukat Hayat	M. Yaqub	GPS Theha	Haja Gali	GPS Kullian	Haja Gali
533	2117	QASIR KHAN	M SADIQ	GPS Dagan	NATHIAGAU	GPS Bagan	Nathia Gali
534	2118	Zameer Hussain	Muhammad Khan	GPS Gaidar	NATHIAGAU	GPS Gaidar	Nathia Gali
535	2119	Zahir	ALI ZAMAN	GAU BAGALA	NATHIAGAU	GPS Tajwal	Nathia Gali
536	2120	M. Younas	M. Sulhan	GMPS KARMATHAN	NATHIAGAU	GPS Kala Bagh	Nathia Gali
537	2121	Hiz-ur-Rahman	Rakim Dad	GPS Bantol Birote	Birote	GPS Kahu	Birote
538	2122	Mansoor Ahmed	M. Rajeeq	GPS TUNDA	NATHIAGAU	GPS Thunda	Nathia Gali
539	2123	Abdul Kareem	Muht Fareed	GMPS Upper Lahoor	Birote	GPS Lahoor	Birote
540	2125	Nadeem Shahzad	M. Afzal	GPS Bagla	Lora	GPS Dagle	Lora
541	2126	Jawad Iqbal	Mir Abdullah	GPS Naktar Pakho	Birote	GPS Naktar Pakho	Birote
542	2127	M Ameen	Wazir muhmmad	GPS chit pari	Havelan	GPS Chit Pari	Havelan
543	2128	Faisal Jahangir	M. Jahangir	GPS Naray Dooq	ATD	GPS Aspadar	Aid
544	2129	Muhammad Yousof	Muhammad Ayub	GMPS Gali Bagh	Dhamtour	GPS Duni Gali	Dhamtour
545	2130	Fayaz Khan	Karam dad Khan	GPS Amhala	Havelan	GPS Ghora Bagran	Havelan
546	2131	Ahmed Hawat	Muhammad Gultar	GPS Loter Biran Gali	Dhamtour	GPS Lower Biran Gali	Dhamtour
547	2132	Fida Hussain Shah	Yousaf Hussain Shah	GPS Kangar Malra	Lora	GPS Kangar Malra	Lora
548	2134	Imran	Ghaleb	GPS Serl Guhal	Havelan	GPS Serl Guhal	Havelan
549	2138	M. Sanaullah	Aid. Ur Rehman	GPS Upper Kehal	Q/Abad	GPS N 4 Aid	Aid
550	2138	Jehanzeb Khan	Ahmed Khan	GPS Jaggan	Dhamtour	GPS Jaggan	Dhamtour
551	2139	Zulfqar Ahmed	Muhammad Ishaq	GPS Sirbana	Dhamtour	GPS Sarlan Bagh	Havelan
552	2139	M. Arif	Jahagir Khan	GPS Noshera	Havelan	GPS Noshera	Havelan
553	2140	Wajid Hussain Shah	Sajjad Hussain Shah	GPS Dagan	Birote	GPS Dagan	Birote
554	2141	Affeerer Rehman	Baggy Khan	GPS Chatten A Khan	Haja Gali	GPS Merrit	Haja Gali
555	2143	Gul Faraz	HAJI MUHAMMAD HASSAN	GPS Dagan	NATHIAGAU	GPS Badlar	Nathia Gali
556	2144	Muhammad Asif	Faqir Muhammad	GPS Hali Lakhla	Sherwan	GPS Hali Lakhla	Sherwan
557	2145	Waseem Ahmed	MUHAMMAD SALEEM	GMPS Kharia Gali Margol	Birote	GPS Kharia Gali	Birote
558	2146	MUHAMMAD IMTIAZ	WALI HUSSAIN	GPS CHHATTIYAN	Q/Abad	GPS Alan de Malra	Q/Abad
559	2147	Muhammad Tabair	Abdul Ail	GPS Mohar Kalan	Dhamtour	GPS Tahara	Dhamtour
560	2148	M. Muneez	All Asghar	GPS Muzhan	Haja Gali	GPS Guhra	Haja Gali

Dy. Inspector of Police  
 District Office  
 Faisalabad

9

S.No	S/Inst. NO	Name of Teacher	Father Name	School	Circle	Promoted as PST BPS 14 and posted as under	Posting Circle
561	2149	Murizat Alam	Abdul Jabbar	GPS KAGHAN	NATHIAGAU	GPS Kaghan	Nathia Gali
562	2150	Muhammad Ascom	Hafiz Muhammad Akram	GPS Khwra	Dharmour	GPS Banda Showaban	Dharmour
563	2151	M. Naji	Gulzar Khan	GPS Karhaki	Hajja Gali	GPS Karhaki	Hajja Gali
564	2152	Waqar Ahmed	M. Mumtaz	GPS Dubran	Hajja Gali	GPS Dubran	Hajja Gali
565	2153	Usqat Hussain	Muhammad Shafiq	GPS Beger Mall	Dharmour	GPS Beger Mall	Dharmour
566	2154	Usqat Ali	Ghulam Haider	GPS Chahi Bala	Dharmour	GPS Patotay	Dharmour
567	2155	M. Saad	M. Niaz	GPS Kerj Sarfaj	NATHIAGAU	GPS Kerj Sarfaj	Nathia Gali
568	2156	Muhammad Aniq	Abdul Wahid	GPS Sarhan Bagh	Dharmour	GPS Sarhan Bagh	Dharmour
569	2157	Shafiq Ali	All Akber	GPS Sargi Malka	ATO	GPS Sheryal	Aid
570	2158	Muhammad Shaid	Muhammad Najam Mir	GPS Dhoke	Dharmour	GPS Dhoke	Dharmour

**Terms and conditions:-**

01. They would be on probation for a period of One Year extendable for another one year.
02. They will be governed by such rules and regulations as may be issued from time to time by Govt.
03. Their Services can be terminated at any time. In case his performance is found unsatisfactory during probationary period. In case of ~~poor~~ conduct, he shall be proceeded under the rules framed time to time.
04. Charge report should be submitted to all concerned.
05. Their inter-Se- Seniority on the lower post will remain intact.
06. No TA/DA is allowed for joining his duty.
07. They will give an under taking to be recorded in their Service Books to the effect that if any over payment is made to him in light of this order will be recovered and if he is wrongly promoted he will be reversed.

Muhammad Riaz Khan Swati  
District Education Officer(M)  
Abbottabad

Endst No 1511-18 Promotion for PST BPS-12 TO Senior PST BPS-14 Dated ATD the 28/2/2013

Copy forwarded for information and necessary action to the:-

01. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
02. PS To Secretary to Govt Khyber Pakhtunkhwa E&SE Department.
03. Dy: District Education Officer(M) Abbottabad.
04. Sub: Dy: Education Officer(M) Abbottabad.
05. All ADOs Circles.
06. District Accounts Officer Abbottabad.
07. B&AO Local Office.
08. All concerned.
09. Office File.

Dy: District Education Officer(M)  
Abbottabad

Pine Photostat Link Road, Abbottabad  
0342-9441300

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) ABBOTTABAD

OFFICE ORDER

ANNEXTURE A-1

This office order issued vide Endst: No. 1511-18 dated 28.2.2013 regarding promotion of PST (B-12) to SPST (B-14) & held in abeyance under Endst: No. 1557-65 dated 05.3.2013 is hereby restored under usual terms & conditions in the interest of public service with immediate effect.

sd/-  
DISTRICT EDUCATION OFFICER (MALE)  
ABBOTTABAD.

Endst: No. 3654-60/EB

Dated 18.5.2013

Copy forwarded for information to:

1. Secretary to Government of Khyber Pakhtunkhwa, U&SID Peshawar.
2. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
3. Deputy District Education Officer (M) Abbottabad.
4. District Comptroller of Accounts Abbottabad.
5. Sub Divisional Education Officer (M) Abbottabad.
6. All the ADOs (Circles) Abbottabad.
7. B&AO Local Office.
8. All concerned.

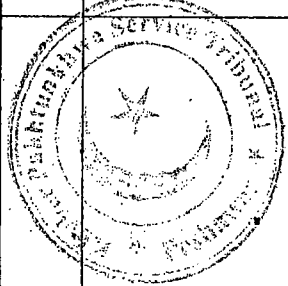

*[Signature]*  
18/5/2013  
DY: DISTRICT EDUCATION OFFICER (M)  
ABBOTTABAD

Pine Photostat Link Road, Abbottabad  
0342-9441300

*Attested*  
*[Signature]*

(11)

ANNEXURE  
B

No	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
	21.03.2019	<p style="text-align: center;"><b><u>BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL</u></b></p> <p style="text-align: center;"><b>Service Appeal No. 65/2017</b></p> <p>Date of Institution ..... 09.01.2017 Date of Decision ..... 21.03.2019</p> <p>Sajjad Ali S/o Fazal ur Rehman (PST) Government Primary School Bagh, Abbottabad.</p> <p style="text-align: right;"><b>Appellant</b></p> <p style="text-align: center;"><b>Versus</b></p> <ol style="list-style-type: none"><li>1. Secretary Elementary &amp; Secondary Education Government of Khyber Pakhtunkhwa Peshawar.</li><li>2. Director Elementary &amp; Secondary Education Government of Khyber Pakhtunkhwa Peshawar.</li><li>3. District Education Officer (Male) Abbottabad.</li></ol> <p style="text-align: right;"><b>Respondents</b></p> <p>Mr. Muhammad Hamid Mughal-----Member(J) Mr. Muhammad Amin Kundi -----Member(E)</p> <p style="text-align: center;"><b><u>JUDGMENT</u></b></p> <p><b><u>MUHAMMAD HAMID MUGHAL, MEMBER:</u></b> - Learned counsel for appellant and Mr. Muhammad Bilal learned Deputy District Attorney present.</p> <p style="text-align: right;"><b>ATTESTED</b>  <b>EXAMINER</b> Khyber Pakhtunkhwa Service Tribunal, Peshawar</p>

21-3-2019

dated 11.05.2015 whereby major penalty of reduction to lower post of PST (B-12) was imposed upon the appellant with recovery of Rs. 196141/- on the charge of willful absence w.e.f 01.05.2014 to 28.02.2015 (09 months) and drawl of Rs.196141/- irregularly/unlawfully/fraudulently as a salary from government exchequer. The appellant has also made impugned the order dated 05.12.2016 through which his departmental appeal was rejected.

3. Learned counsel for the appellant argued that the appellant was performing duties as SPST in the Education Department when Show Cause Notice dated 14.03.2015 was issued to the appellant charging with willful absence from duty w.e.f. 01.05.2014 to 28.02.2015 (09 months); that the appellant submitted reply to the Show Cause Notice dated 14.03.2015; that the respondent No.3 without conducting any regular inquiry passed the impugned order of punishment dated 11.05.2015; that the departmental appeal filed by the appellant against the order dated 11.05.2015 was also rejected on no good grounds. Next contended that the impugned orders are against law and norms of justice; that legal requirements were not observed before passing of the original impugned order; that the appellant is innocent and malafidely charged; that no time has been specified in the original impugned order for which the punishment of reduction to lower post shall remain effective.

4. As against that learned Deputy District Attorney argued

21-3-2019

ATTORNEY

8



13

of misconduct of irregular/unauthorized drawl of Rs.50936/- as pay during the period w.e.f 01.03.2014 to 30.04.2014 from government exchequer, resultantly, the appellant was directed to deposit the amount of Rs. 50930/- illegally drawn by him; that the appellant again absented himself from duty w.e.f 01.05.2014 to 28.02.2015 (09 months) and fraudulently drawn salary of the said period amounting to Rs. 196141/-; that proper Show Cause Notice was issued to the appellant to which the appellant also submitted reply; that upon submission of departmental appeal by the appellant against the original impugned order dated 11.05.2015, the appellate authority also got conducted an inquiry and the inquiry officer submitted his report; that the inquiry officer in his report gave findings/recommendation that the departmental appeal of the appellant is baseless.

5. Arguments of learned counsel for the appellant and learned Deputy District Attorney heard. File perused.

6. Admittedly the appellant was served with Show Cause Notice to the effect that he was found absent from duty w.e.f 01.05.2014 to 28.02.2015 (09 months) without any application/information as per report of SDEO Abbottabad vide his letter No.283 dated 26.02.2015. Perusal of the reply of the appellant to the Show Cause Notice would divulge that there is no averment on the part of the appellant that he performed duties during the period 01.05.2014 to 28.02.2015. The

21-3-2019

ATTESTED

EXAMINER  
 Cyber & Information  
 Services Section  
 Islamabad

the appellant. The relevant contents of the same are reproduced as under:

موردبانہ گزارش ہے کہ بجائے (SPST) کا آرڈر جون 2013 کو GPS توپاہ میں ہوا تھا۔ مذکورہ بالا ٹیچر مسلسل غیر حاضر رہا ہے۔ جس پر سابقہ DEO صاحب نے اس کی دو سالانہ ترقیاں روک دی تھیں۔ اور اس کے بعد اس پر ریکوری بھی ہوئی تھی۔ اس کے باوجود سال 2014 کو پھر مسلسل غیر حاضر رہا۔ اس سے قبل ADO سرکل شرافت خان صاحب کو باقاعدہ طور پر مسلسل غیر حاضری رپورٹ دیتا رہا ہوں۔ لیکن یہ باقاعدہ طور پر اپنی ٹیگ کی دکان چلاتا رہا اور ڈیوٹی کی کوئی پروانہ کی ہے۔ اور نہ ہی ڈیوٹی کرتا ہے۔

جناب عالی آپ کی خدمت میں اپیل ہے کہ مذکورہ بالا ٹیچر کے خلاف قانونی کارروائی عمل میں لاتے ہوئے اسے GPS توپاہ سے ٹرانسفر کیا جائے تاکہ بچوں کی تعلیمی حالت کو بہتر بنایا جاسکے۔

7. Perusal of the impugned order dated 05.12.2016 of the appellate authority would show that upon the submission of departmental appeal the appellant was called for personally hearing by the appellate authority and in the light of his statement, inquiry was also conducted but the inquiry officer in his report termed the departmental appeal of the appellant baseless.

8. In the given circumstances learned counsel for the appellant remained unable to demonstrate that charge against the appellant is false, similarly learned counsel for the appellant could not demonstrate that the impugned order regarding recovery of Rs.196141/- is arbitrary or based on malafide.

9. It may however be observed that in the impugned order the

ATTESTED

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

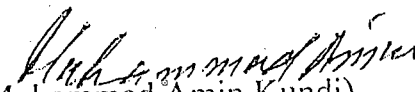





15

Clause-b of Sub Rule-1 of Rule-4 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 punishment of reduction to lower post can be awarded for a maximum period of five (05) years.

10. In the light of above discussion while keeping in view the circumstances of the case, the major penalty of reduction to lower post of PST (B-12) shall remain effective for a period of one (01) year from the date of issuance of punishment order i.e. w.e.f 11.05.2015. The present service appeal is partially accepted in the above terms. Parties are left to bear their own costs. File be consigned to the record room.


  
(Muhammad Amin Kundi)  
Member

  
(Muhammad Hamid Mughal)  
Member

ANNOUNCED.  
21.03.2019

Certified to be true copy

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Date of Presentation of Appeal 21-3-2019  
Number of Words 2400  
Copying Fee 14-00  
Urgent 2-00  
Total 16-00  
Name of Co.   
Date of Completion of Copy 02-4-19  
Date of Delivery of Copy 02-4-19

Annexure C, (16)  
SPST

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) ABBOTTABAD

**Notification:** Consequent upon the recommendation of the Departmental Promotion Committee and in pursuance to the Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification issued vide No. SO (B&A)/I-18/E&SE/2012 dated 11.7.2012, Finance Department Endst: No.S0(PR)/FD/10-22(E)/2010 dated 16.7.2012 & further amendment vide Notification No. SO (PE)4-5/SSRC/Meeting/2012/Teaching Cadre/2017 dated 30/01/2018, the following (107) Primary School Teachers are hereby promoted to the post of SPST BPS-14 (Rs.15180-1170-50280) plus usual allowances as admissible under the rules on regular basis on the terms & conditions given below and are hereby further posted against vacant post of SPST BPS-14 in the schools noted against their names with immediate effect.

S#	PST Ser#	Name of Teacher	Present School	Place of posting	Remarks
1	2144	Sajjad Ali	GPS Bagh	Promoted & posted in the same school	Against V/Post
2	2175	Fazal Kareem	GPS Upper Lahoor	do	Against V/Post
3	2183	Jamshid Khan	GPS Bansenl	do	Against V/Post
4	2197	Zaheer Gul	GPS Akhreeela No. 01	do	Against V/Post
5	2198	Faisal Sarfraz	GPS Salyot	do	Against V/Post
6	2200	Ifthikhar Ahmed	GPS Gurdawaragali	do	Against V/Post
7	2201	Shakeel Ahmed Khan	GPS Chamrad	do	Against V/Post
8	2202	Sohail Mehboob	GPS Jabbri	do	Against V/Post
9	2204	Faisal Ali	GPS Gall Dhok	do	Against V/Post
10	2205	Muhd Mushlaq	GPS Kutwal	do	Against V/Post
11	2206	Muhammad Ashfaq	GPS Dalola	do	Against V/Post
12	2208	Munir H. Shah	GPS Muslmabad	do	Against V/Post
13	2209	M. Farooq	GPS Dhani Bol	do	Against V/Post
14	2210	Muhd Sajid	GPS M/Rehmat Khan	do	Against V/Post
15	2211	Tarveer Ahmed	GPS Banda Nabl	do	Against V/Post
16	2213	Raja Muhd Yasir	GPS Sarbhana	do	Against V/Post
17	2214	Muhammad Saleem	GPS Kutwal	do	Against V/Post
18	2215	M. Mushtaq	GPS Dhani	do	Against V/Post
19	2216	M. Asif Khan	GPS Naroka	do	Against V/Post
20	2217	Abdul Hameed	GPS Banda Qazi	do	Against V/Post
21	2218	M. Naveed Gul	GPS Gordwara Gall	do	Against V/Post
22	2219	Gul Nashad	GPS Sherwan	do	Against V/Post
23	2220	Abdul Qadeer	GPS Dobather	do	Against V/Post
24	2222	Rizwan Sultan	GPS No. 5 Atd	do	Against V/Post
25	2223	Muhd Imran	GPS Badala	do	Against V/Post
26	2224	M. Akram	GPS Chah	do	Against V/Post
27	2225	Babar Khan	GPS Main de Serl	do	Against V/Post
28	2227	Nisar Ahmed Akram	GPS Bissan Lora	do	Against V/Post
29	2235	Muhammad Rizwan	GMPS Morkandi	do	Against V/Post
30	2236	Shakeel Ahmed	GPS Nardoba	do	Against V/Post
31	2240	Nazir Ahmad	GPS Kundla	do	Against V/Post
32	2242	Jamshaid	GPS Gulaga	do	Against V/Post
33	2243	M. Rizwan	GPS Kakote	do	Against V/Post
34	2244	Mujahid Khan	GPS Havelian No. 03	do	Against V/Post
35	2245	Haseeb Mehboob	GPS Nathlagali	do	Against V/Post
36	2246	Naseem Akhtar	GPS Narhoter	do	Against V/Post
37	2248	Naseer Ahmed	GPS Bandi Mansoor	do	Against V/Post
38	2249	Naseer Ahmed	GPS Kala Kot	do	Against V/Post
39	2250	Akhtar Zeb	GPS Salyote	do	Against V/Post
40	2252	Sana-ullah Khan	GPS Dhantour	do	Against V/Post
41	2253	M. Pervez	GPS Missrah Gojri	do	Against V/Post
42	2254	Zakir Husstan	GPS Gehar	do	Against V/Post
43	2259	SAEED AKHTAR	GPS Qalanderabad	do	Against V/Post
44	2260	Babar Zeb	GPS Dhantour	do	Against V/Post
45	2261	Ishtiaq Ahmed	GPS Sial	do	Against V/Post
46	2263	Wahed-ur-Rehman	GPS Khan Khurd	do	Against V/Post
47	2265	Qasir Mahmood	GPS Akhreeela No 1	do	Against V/Post
48	2267	Shabir Ahmed	GPS Talaq Ban	do	Against V/Post

49	2270	Rafaqat Ali	GPS Saddia	do	Against V/Post
50	2272	Muhammad Flaz	GPS Gali Banian	do	Against V/Post
51	2272-A	Muhammad Naveed	GPS Uper Salhad	do	Against V/Post
52	2275	Abdul Qadeer Abbasi	GPS Taroo Bandi	do	Against V/Post
53	2276	Salfur Reliman	GPS Rankot	do	Against V/Post
54	2277	M. Sraaj	GMPS Palarwal	do	Against V/Post
55	2279	Safdar Rehman	GPS Akhreeela No 1	do	Against V/Post
56	2280	HABIB UR REMAN	GPS Noor Mung	do	Against V/Post
57	2282	Muhd Shabeer	GPS Bari Bagta	do	Against V/Post
58	2283	M. Nisar	GPS Suma Karaga	do	Against V/Post
59	2284	Asad Khan	GPS Thanda Chowra	do	Against V/Post
60	2285	Zaid-ul-Hussain	GPS Takhar	do	Against V/Post
61	2287	Nasir Khan	GPS Upper Salhad	do	Against V/Post
62	2288	Nasir Mahmood	GPS Nareela	do	Against V/Post
63	2289	Ghulam Mustafa	GMPS Dakhan Khan Kalan	do	Against V/Post
64	2291	M. Rehan	Gps gharl phulgran	do	Against V/Post
65	2292	Abid Khan	GPS Ghoal No.01	do	Against V/Post
66	2293	Shahzad Khan	GPS Bankote	do	Against V/Post
67	2294	Ollawar	GPS Banda Nabl	do	Against V/Post
68	2295	Muhammad Fazal	GPS Itlan da Mafra	do	Against V/Post
69	2297	Roshan Deen	GPS Kaseel	do	Against V/Post
70	2298	Gul Khatab	GPS Makool Payain	do	Against V/Post
71	2299	Naiz Khan	GPS Mannan	do	Against V/Post
72	2300	M. Naveed	GPS Bandi Sarara	do	Against V/Post
73	2302	Shabir Ahmed	GPS Jab Kari	do	Against V/Post
74	2303	Abdul Hameed	GPS Kunj Qadeem	do	Against V/Post
75	2304	Gulfaraz Ahmed	GPS Dhaki Khater	do	Against V/Post
76	2305	Majid Khan	GPS Dhara	do	Against V/Post
77	2306	M. Abid	GPS Derra	do	Against V/Post
78	2307	Fazal-e-Razaq	GPS Chattri	do	Against V/Post
79	2308	Imfiaz-ur-Rehman	GPS No.1 Havelan	do	Against V/Post
80	2309	Zubair Khan	GPS No.01 Mirpur	do	Against V/Post
81	2311	Wajid Khan	GPS Besala	do	Against V/Post
82	2312	M.Pervalz	GPS Batangan	do	Against V/Post
83	2313	Junaid Ahmed	GPS Darra	do	Against V/Post
84	2314	Muhammad Javed	GPS BAGH	do	Against V/Post
85	2315	Zafar Iqbal	GPS No.04 Atd	do	Against V/Post
86	2317	Aftab Ahmad	GPS Upper Salhad	do	Against V/Post
87	2318	M. Azhar	GPS Sadra	do	Against V/Post
88	2319	M.Sharaqat	GPS Tairori	do	Against V/Post
89	2320	Hafeez Ahmed	GPS Banda Ghazan	do	Against V/Post
90	2321	Safeer Ahmed	GPS Mehail	do	Against V/Post
91	2322	M. Azeem Khan	GPS Upper Gohal	do	Against V/Post
92	2323	M. Abid	GPS Sultanpur	do	Against V/Post
93	2324	Wali-Ur-Rehman	GPS Kaglan	do	Against V/Post
94	2325	FAYYAZ KHAN JADOON	GPS BANDI DRUNDAN	do	Against V/Post
95	2326	Tariq Mehmood	GPS Azrabad	do	Against V/Post
96	2328	Abdus Salam	GPS Chehr	do	Against V/Post
97	2329	Hamayat-ur-Rahman	GPS Rooper	do	Against V/Post
98	2330	M. Irshad	GPS Noja Bandi	do	Against V/Post
99	2331	Shoukat Nazir	GPS BANDA SHER KHAN	do	Against V/Post
100	2332	M. Sadiq	GPS Gandjala	do	Against V/Post
101	2334	Azhar Mehmood	GPS Hill Malra	do	Against V/Post
102	2335	M. Shafiq	GPS Bagotar	do	Against V/Post
103	2336	Ajab Khan	GPS Langrial	do	Against V/Post
104	2337	Tahir Khan	GPS Choona Kari	do	Against V/Post
105	2338	Arshad Mehmood	GPS Aspadar	do	Against V/Post
106	2339	Sajid Mehmood	GPS Phulwall	do	Against V/Post
107	2340	MAJID KHAN	GPS # 1 Nawar Shehr	do	Against V/Post

18

Terms & Conditions:-

1. On their promotion, the teacher concerned will be on probation for a period of one year in terms of section-6(2) of Khyber Pakhtunkhwa Civil Servant Act 1973 read with rule-15(1) of Civil Servant (Appointment, Promotion & Transfer) Rules 1989.
2. They will be governed by such rules and regulations as may be issued from time to time by the Govt.
3. 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 under the rules framed time to time.
4. Their Inter-Se-Seniority on the lower post will intact.
5. They will give an undertaking to be recorded in their Service Books to the effect that if any over payment is made to them will be recovered and if they are wrongly promoted they will be reversed.
6. They should join their posts within fifteen days (15) of the issuance of this order. In case of failure to join their post within 15 days, their promotion will expire automatically and no subsequent appeal will be entertained.
7. Necessary entries should be recorded in their service books.
8. Charge report should be submitted to all concerned.
9. Checking of verification of all documents shall be ensured by the DDO concerned.
10. NO TA/DA is allowed.

QAZI TAJAMAL HUSSAIN  
DISTRICT EDUCATION OFFICER (MALE)  
ABBOTTABAD

Endst: No. 9507-12 /Promotion PST to SPST 5/2018

Dated 31/8 /2018

Copy forwarded to the:

- 1 PS to Secretary Govt: of Khyber Pakhtunkhwa E&SED Peshawar
- 2 Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 3 District Monitoring Officer (IMU) Abbottabad
- 4 District Comptroller of Accounts Abbottabad
- 5 Sub Divisional Education Officer (M) Abbottabad
- 6 Sub Divisional Education Officer (M) Havelian
- 7 Assistant Programmer EMIS Local Office
- 8 Teacher concerned

DISTRICT EDUCATION OFFICER (MALE)  
ABBOTTABAD

## NOTIFICATION

Consequent upon the recommendation of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification issued vide No. SO (B&A)/1-18/E&SE/2012 dated 11.7.2012 & Finance Department Endst: No. SO(FR)/FD/10-22(E)/2010 dated 16.7.2012, No. SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre dated 13.11.2012 & No. & No. No. SO(PE)4-5/SSRC/ Meeting /2012/ Teaching Cadre/2017 dated 30.01.2018, the following SPSTs are hereby promoted to the post of PSHT BPS-15 (Rs.16120-1330-56020) plus usual allowances as admissible under the rules on regular basis on the terms & conditions given below and are hereby adjusted at the stations noted against their names with immediate effect.

Sr #	Sen:#	Name of Teacher	Present School	Place of posting	Remarks
1.	156	Kareem Dad	GPS Nankoni	GPS Bagla No.3	Against V/Post
2.	262	Muhammad Javed	GPS Thathi Ahmed Khan	GPS Chakar Baylan Kalan	-do-
3.	266	Shoukat Hussain	GPS Dhera	GPS Kolalian	-do-
4.	680	Muhammad Saleem	GPS Chatri	GPS Bandiall	-do-
5.	1045	Tariq Khan	GPS Aspedar	GPS Chooria Colony	-do-
6.	1254	Muhammad Mumtaz	GPS No. 05 ATD	GPS Nalbeer	-do-
7.	1312	Nazar Muhammad	GPS Kasala	GPS Kasala	-do-
8.	1357	M. Ibrahim	GPS Riail	GPS Riail	-do-
9.	1427	Saghir Ahmed	GPS No.2 Mirpur	GPS Banda Nabl	-do-
10.	1519	Mir Daz Khan	GPS Nalotha	GPS Nalor 'a	-do-
11.	1599	M. Tariq Javed	GPS Ghori	GPS Banserl	-do-
12.	1600	Muhammad Hanif	GPS Barlan	GPS Jab Karl	-do-
13.	1620	Sajjad Ahmad	GPS Naryat	GPS Rankot	-do-
14.	1663	Abdul Nasir	GPS Juhna	GPS Chakar Bian khurd	-do-
15.	1737	ZAHOR UL HAQ	GPS Tarhana Mistrian	GPS Tarhana Mistrian	-do-
16.	1744	Sajjad Ali	GPS Bagh	GPS Ocharian	-do-
17.	1755	Abdul Hameed	GPS Secr Gah	GPS Chalar Natha	-do-
18.	1762	M. Saeed	GPS S/Katha	GPS Kalal Kote	-do-
19.	1769	M. Raheem	GPS Dakhan Tupla	GPS Dakhan Tupla	-do-
20.	1832	Muhammad Akram	GPS Dობather	GPS Beesala	-do-
21.	1862	Waheed Hassan	GPS Danna Bagan	GPS Danna Bagan.	-do-
22.	1867	Safeer Khan	GPS Qalanderabad	GPS Rian Da Maira	-do-
23.	1881	Muhammad Ishtiaq	GPS Bankote	GPS Kutli Phulkote	-do-
24.	1899	Saeed Akhter	GPS Main De Serl	GPS Chahran	-do-
25.	1904	Hanif Khan	GPS Upper Kunj	GPS Namli Maira	-do-
26.	1907	Rab Nawaz Khan	GPS Chehr	GPS Chehr	-do-
27.	1917	Shakeel Ahmed	GPS Khatla Jabi	GPS Katha Jabbi	-do-
28.	1921	AMJAD HUSSAIN	GPS Qalanderabad	GPS Mast Malra	-do-
29.	1928	Zahid Gul	GPS Mohar Khurd	GPS Narrlan Sarbana	-do-
30.	1939	Muhammad Shafqat	GPS Toemil	GPS Rich Ehan	-do-
31.	1986	Muhammad Nadeem	GPS Nakar Malhotra	GPS Riata	-do-
32.	2005	Rashid Iqbal	GPS Muslim Town	GPS Maira Kalan	-do-
33.	2018	Sher Baz	GPS Malra Hasnal	GPS Maira Hasnal	-do-
34.	2038	Muhammad Asghar	GPS Malkot Payeen	GPS Dakhan Bagan	-do-
35.	2061	Jalil-ur-Rehman	GPS Kangar Hoter	GPS Kanger Hoter	-do-
36.	2062	Muhammad Ayaz	GPS JICA Dhamtour	GPS Banda Bazdar	-do-
37.	2063	Liqat Ali	GPS Badla	GPS Khushi Kote	-do-
38.	2064	M. Jalangeer	GPS Palasi	GPS Sial Khan	-do-
39.	2066	Muhammad Zariab	GPS Majuhan	GPS Majuhan	-do-
40.	2067	M. Faiz	GPS Kalkote	GPS Kalkot	-do-
41.	2068	Muhammad Ahmed Abbasi	GPS Tupa Khan Kalan	GPS Nakar Khan Kalan	-do-
42.	2070	Anayat-Ur-Rehman	GPS Tupla	GPS Tupla	-do-
43.	2071	Afraiz Ahmed	GPS Dhaka Malkot	GPS Dakha Malkot	-do-
44.	2072	Gul Zaib Shah	GPS Dherlan	GPS Dherlan	-do-
45.	2073	Inam-ul-Huq	GPS Naroka	GPS Naroka	-do-
46.	2076	M. Rashid	GPS Darra	GPS Sirla	-do-
47.	2077	Sajjad Ahmed	GPS Dakhan Nalotha	GPS Kutli Bagh	-do-

48.	2070	M. Khalid	GPS Kalas	GPS Kalas	-do-
49.	2079	Aurangzeb	GPS Lundi Mandri	GPS Sangrary	-do-
50.	2080	Sardar Rashid	GPS Bagh	GPS Kanthiala Bagh	-do-
51.	2082	Muht Shoaib	GPS Lundi Mandri	GPS Ramkot	-do-
52.	2083	M. Safdar	GPS Neelo	GPS Neelo	-do-
53.	2085	Jamil Akhtar	GPS Satora	GPS Chattan Ahmed Khan	-do-
54.	2087	AMREZ KHAN	GPS M/De Barlan	GPS Saman Payeen	-do-
55.	2088	M. Tanveer	GPS Summa	GPS Summa	-do-
56.	2090	M. Fiaz	GPS Ghamblr No. 2	GPS Ghambeer No.2	-do-
57.	2091	Tanveer Ahmed	GPS Nara	GPS Khoi Bagla	-do-
58.	2092	Chanzeb Khan	GPS Behram Gali	GPS No. 2 Havelian	-do-
59.	2094	Riaz Khan	GPS Malkan	GPS Sajawal	-do-
60.	2095	Muhammad Pervaiz	GPS Karatti Bagh	GPS Khukwala Bagh	-do-
61.	2096	Saif-ur-Rahman	GPS Phallah	GPS Dannah	-do-
62.	2097	Ajmal Khan	GPS Sarian Bagh	GPS Sarian Bagh	-do-
63.	2098	Tariq Mehmood	GPS Hart Khalter	GPS Hari Khetar	-do-
64.	2099	Saghir Ahmed	GPS Topa Khan Kolan	GPS Jattal	-do-
65.	2101	Yasir Khan	GPS JICA Dhamtour	GPS Dheri Kehal	-do-
66.	2104	M. Afzaal	GPS Bashkoll	GPS Thakriala	-do-
67.	2106	Muhammad Ashraf	GPS Nav: Village	GPS Usma Dheri	-do-
68.	2110	HABIB UR REMAN	GPS Bijwan	GPS Bijwan	-do-
69.	2111	M. Adil	GPS Lora	GPS Lora	-do-
70.	2113	Jamshaid Ali	GPS Upper Chanjer	GPS Upper Chanjer	-do-
71.	2114	Atiq-ur-Rahman	GPS Bagla No 2	GPS Bagla No.2	-do-
72.	2115	KHALID MEHMOOD	GPS No.4 Atd	GPS Noormong	-do-
73.	2116	Shoukat Hayat	GPS Dakhan Tatreela	GPS Thunda	-do-
74.	2118	Zameer Hussain	GPS Pirkote	GPS Pir Kot	-do-
75.	2122	Manzoor Ahmed	GPS Gaider	GPS Gaider	-do-
76.	2124	Muht Sparis	GPS Jullal	GPS Sui Na Kather	-do-
77.	2125	Nadeem Shahzad	GPS No. 01 Havelian	GPS Thoha	-do-
78.	2128	Faisal Jahangir	GPS L/ Dana Mandroch	GPS Tharyati	-do-
79.	2129	Muhammad Yousaf	GPS Karatti Bagh	GPS Karati Bagh	-do-
80.	2130	Fayaz Khan	GPS Dheri Malra	GPS Dheri (Dhamtour)	-do-
81.	2133	Fida Hussain Siah	GPS Lanjian Syedian	GPS Lanjian Syedian	-do-
82.	2134	Imran	GPS Seri Gujrat	GPS Seri Gujrat	-do-
83.	2136	Jehanzeb Khan	GPS Jaggian	GPS Jaggian	-do-
84.	2141	Affeeser Rehman	GPS Panakha	GPS Panakha	-do-
85.	2144	Muhammad Asif	GPS Hall Lakhla	GPS Seri Sher Shah	-do-
86.	2145	Waseem Ahmed	GPS Khushtkote	GPS Arwar	-do-
87.	2146	MUHAMMAD IMTIAZ	GPS Bandi Dhundan	GPS Dheri Dumkach	-do-
88.	2149	Mumtaz Alam	GPS Chanoach	GPS Chanoch	-do-
89.	2150	Muhammad Azeeem	GPS Jaswal	GPS Jaswal	-do-
90.	2153	Liaqat Hussain	GPS Sarian Bagh	GPS Khann	-do-
91.	2156	Muhammad Attiq	GPS Takhar	GPS Rian	-do-
92.	2157	Shafiqat Ali	GPS Jandar Bari	GPS Lower Malsa	-do-
93.	2159	M. Shahid Ramzan	GPS Gal Dhoke	GPS Galdhok	-do-
94.	2164	Hamid-ul-Wakeel	GPS Choonaa	GPS Kumar Bandi	-do-
95.	2165	Saeed Anwar	GPS Bandi Malra	GPS Bagnoter	-do-
96.	2167	Ahsanullah	GMPS Bankote	GPS Mujhaid Abad	-do-

#### Terms & Conditions:

1. On their promotion, the teacher concerned will be on probation for a period of one year in terms of section-6(2) of Khyber Pakhtunkhwa Civil Servant Act 1973 read with rule 15(1) of Civil Servant (Appointment, Promotion & Transfer) Rules 1989.
2. They will be governed by such rules and regulations as may be issued from time to time by the Govt.
3. 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 under the rules from time to time.
4. Their inter-Se-Seniority on lower post will remain intact

- (10) (21)
5. They will give an undertaking to be recorded in their service book to the effect that if any over payment is made to them in the light of this order will be recovered and if they are wrongly promoted they will be reversed.
  6. They should join their post within 15 days of the issuance of this notification. In case of failure to join their posts within 15 days of the issuance of this notification, their promotion will expire automatically and no subsequent appeals will be entertained.
  7. Necessary entry should be recorded in their original service books.
  8. Charge report should be submitted immediately to all concerned.
  9. Checking of verification of all the documents shall be ensured by the DDO concerned.
  10. No. TA/DA is allowed.

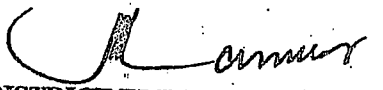
Sd/xxxxxx  
DISTRICT EDUCATION OFFICER (M)  
ABBOTTABAD

Endst: No. 1904-14 /Prom of SPST to PSHT

Dated 7/3 /2020

Copy forwarded to:

1. PS to Secretary to Govt. of Khyber Pakhtunkhwa, E&SED Peshawar.
2. Director - E&SED Khyber Pakhtunkhwa Peshawar.
3. District Monitoring Officer (IMU) Abbottabad.
4. District Accounts Officer Abbottabad.
5. Principal/Headmaster concerned.
6. Sub Divisional Education Officer (M) Abbottabad
7. Sub Divisional Education Officer (M) Havelian
8. Sub Divisional Education Officer (M) Lora.
9. Sub Divisional Education Officer (M) Lower Tanawal
10. Teachers concerned.
11. M/File.

  
DY: DISTRICT EDUCATION OFFICER (M)  
ABBOTTABAD

Annexure D,

22

**OFFICE OF THE DISTRICT EDUCATION OFFICER (M) ABBOTTABAD**

**ORDER**

In pursuance to the Judgment of Honorable Khyber Pakhtunkhwa Service Tribunal Peshawar passed in service appeal No.65/2017 announced on 21.3.2019, major penalty of reeducation to lower post of PST B-12 imposed on Mr. Sajjad Ahmed, Ex-SPST GPS Tupla Tajwal (presently posted at GPS Bagh) vide this office Endst: No.4026-28 dated 11.5.2015 shall remain effective for a period of one year i.e. 11.5.2016 from the date of issuance of punishment order dated 11.5.2015.

*Sd/-*  
District Education Officer (M)  
Abbottabad

Dated 17/4/2019

Endst No 4524-31 /EB-II/ Litig Branch/

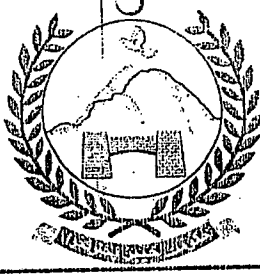
Copy forwarded for information and necessary action to the:-

1. The Registrar Honorable Khyber Pakhtunkhwa Service Tribunal Peshawar w/r to judgment passed in set appeal No.65/2017 dated 21.3.2019.
2. Director E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Comptroller of Accounts Abbottabad.
4. Sub Divisional Education Officer (M) Abbottabad with the remarks that relevant entries be made in his service book.
5. PS to the Secretary to Govt. Khyber Pakhtunkhwa E&SE Department Peshawar.
6. AP EMIS local office.
7. Candidate Concerned.
8. Master File.

*Sd/-*  
District Education Officer (M)  
Abbottabad



OFFICE OF THE DISTRICT EDUCATION OFFICER (M) ABBOTTABAD



No. \_\_\_\_\_ /ADEO Primary

Dated: 06/10/2022

23

0992-9310102, 0992-330131

EDO.Education.Atd@gmail.com

NOTIFICATION:

In pursuance to the directions of Honourable Service Tribunal vide order dated 27-09-2021 in Execution Petition No. 146/2020, the office order issued under Endst: No. 4524-31/EB-II/ dated 17-04-2019 is hereby superseded. As the penalty imposed upon Mr. Sajjad Ali SPST, presently working as PSHT, GPS Ocharian, Abbottabad for a period of one year stood ended on 10-05-2016. Accordingly he is hereby restored to his original post i.e. SPST BPS-14 w.e.f. 11-05-2016 and eligible for his restoration benefit of SPST from the 11-05-2016, if not already availed.

-sd-

District Education Officer (M)  
Abbottabad

Endst: No. 78-81

Dated: 06/10/2022

Copy forwarded for information to the:-

1. Registrar, Khyber Pakhtunkhwa Service Tribunal Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Accounts Officer Abbottabad.
4. SDEO (M), Abbottabad with the direction to submit the compliance report.

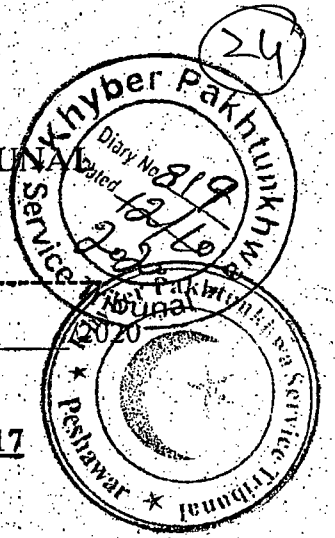
District Education Officer (M)  
Abbottabad

*[Handwritten Signature]*  
06/10/22

D2  
33

Annexure E

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
CAMP COURT, ABBOTTABAD



Execution Petition No. \_\_\_\_\_

IN

Service Appeal No. 65/2017

Decided on 21/03/2019

Sajjad Ali S/o Fazal-ur-Rehman PSHT, Government Primary School Ocharian,  
District, Abbottabad.

....PETITIONER

VERSUS

1. Govt of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Department, Peshawar.
2. Director Elementary & Secondary Education Department, Peshawar.
3. District Education Officer (Male), Elementary & Secondary Education Department, Abbottabad.

.....RESPONDENTS

IMPLEMENTATION OF JUDGMENT DATED 21/03/2019, PASSED BY  
LEARNED KPK SERVICE TRIBUNAL, CAMP COURT ABBOTTABAD IN  
SERVICE APPEAL NO.65/2017.

Respectfully Sheweth:

1. That, the title petitioner was appointed as PST on 03/07/1997 in E&SE Department and promoted from BPS-12 to BPS-14 on 28/02/2013 and the said promotion was implemented on 18/05/2013 and the petitioner took over charge as a SPST (BPS-14).
2. That, petitioner was imposed major penalty in the light of inquiry report due to which petitioner was reverted from BPS-14 to BPS-12 on 11/05/2015 vide order No.4026-28 issued by respondent No.3.
3. That, petitioner submitted an departmental appeal on 29/05/2015 against the said impugned order dated 11/05/2015 which was not honored by the respondent No.2 and resultantly, petitioner filed a Service Appeal No.65/2017 before the this Hon'ble tribunal which was partially accepted and it was decided that the major penalty, reduction to lower scale (BPS-12) shall remain effective for one year. The relevant Para of the judgment is as under:-

ATTESTED  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal

"in the light of above discussion while keeping in view the circumstances of the case, the major penalty of reduction to lower post of PST (BPS-12) shall remain effective for a period of one (01) year from the date of issuance of punishment order i.e. w.e.f. 11/05/2015. The present service appeal is partially accepted in the above terms".  
(COPY of Judgment is attached as Annexure "A")

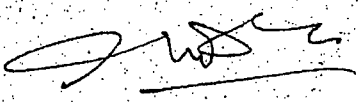
4. That, on 07/03/2020, petitioner was promoted with immediate effect in to BPS-15 vide order No.1904-14, issued by respondent No.3 and petitioner took over charge in BPS-15 on 10/03/2020.(Copy of promotion order is attached as Annexure "B")

**GROUND:**

- a. That, respondents did not implemented the Judgment / order of this Hon'ble Tribunal with letter and spirit.
- b. That, the punishment period of the petitioner has already, been completed on 10/05/2016 but inspite of that, respondents did not promoted the petitioner in to BPS-14 and also not granted the benefits till 07/03/2020.
- c. That, on 30/05/2015, respondent No.3 issued the promotion orders of the teacher in to BPS-15, who were most junior from the petitioner.
- d. That, respondents are legally bound to implement the judgment of this Hon'ble Tribunal with letter and spirit without using any delaying tactics.

*In the light of above submissions, it is very humbly prayed that respondents may kindly be directed to implement the Judgment of this Hon'ble tribunal dated 21/03/2019 with letter and spirit.*

Dated: 01/10/2020

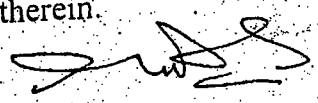
  
Sajjad Ali .....Petitioner

Through: Counsel


**AFFIDAVIT:**

I, Mr.Sajjad Ali S/o Fazal-ur-Rehman PSHT, Government Primary School Ocharian, District, Abbottabad, the petitioner, do hereby solemnly affirm and declare that the contents of instant application are true and correct to the best of my knowledge and belief and that nothing has been concealed therein.

Dated: 01/10/2020

  
DEPONENT

Certified to be true copy

  
Officer  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Annexure F,

26

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL, CAMP COURT ABBOTTABAD,**

Execution Petition No. 146/2020  
In Service Appeal No. 65/2017



**BEFORE: KALIM ARSHAD KHAN --- CHAIRMAN**

**Sajjad Ali S/o Fazal-ur-Rehman, PSHT, Government Primary  
School Ocharian, District, Abbottabad.**

.....(Petitioner)

**Versus**

1. **Govt: of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Peshawar.**
2. **The Director, Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.**
3. **District Education Officer (Male), elementary & Secondary Education Department, Abbottabad.**

.....(Respondents)

**Present:**

Abdur Rauf Chohan,  
Advocate ..... For Petitioner.

Muhammad Riaz Khan Painsa Khel,  
Assistant Advocate General ..... For respondents.

Date of Institution.....12.10.2020  
Dates of Hearing.....18.05.2022  
Date of Decision.....18.05.2022

**IMPLEMENTATION OF JUDGMENT DATED 21.03.2019,  
PASSED BY THE HON'BLE SERVICE TRIBUNAL,  
KHYBER PAKHTUNKHWA, CAMP COURT,  
ABBOTTABAD IN SERVICE APPEAL NO. 65/2017.**

**JUDGMENT**

**KALIM ARSHAD KHAN CHAIRMAN,** Vide judgement

dated 21.03.2019 appeal No. 65/2017 filed by the petitioner was

allowed in the following terms:

**ATTESTED**  
  
**EXAMINER**  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

26

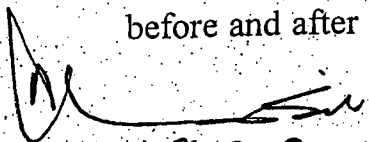
Perusal of the impugned order dated 05.12.2016 of the appellate authority would show that upon the submission of departmental appeal the appellant was called for personal hearing by the appellate authority and in the light of his statement, inquiry was also conducted but the inquiry officer in his report termed the departmental appeal of the appellant baseless.


In the given circumstances learned counsel for the appellant remained unable to demonstrate that charge against the appellant is false, similarly learned counsel for the appellant could not demonstrate that the impugned order regarding recovery of Rs. 196141/- is arbitrary or based on malafide.

It may however be observed that in the impugned order the Clause-b of Sub-Rule-1 of Rule-4 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 punishment of reduction to lower post can be awarded for a maximum period of five(05) years.

In the light of above discussion while keeping in view the circumstances of the case, the major penalty of reduction to lower post of PST (BS-12) shall remain effective for a period of one(01) year from the date of issuance of punishment order i.e w.e.f 11.05.2015. The present service appeal is partially accepted in the above terms. Parties are left to bear their own costs. File be consigned to the record room.

2. In compliance of the above judgment the respondent-department has also issued notification bearing Endst: No. 78-81 dated 06.01.2022 restoring the petitioner to his original post i.e SPST (BS-14) w.e.f. 11.05.2016 holding him eligible for restoration of benefits from 11.05.2016 and thus the terms of judgment were complied with by the department. The petitioner claims that he was entitled for promotion and other benefits before and after the period of his punishment, which claim of the

  
18/5/22

ATTESTED  
  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal

petitioner is totally irrelevant as that was not urged in the main appeal nor was such claim stated, maintained or decided in the judgment. Therefore, if any other grievance of the petitioner not related to the appeal already decided in his favour is there, he may adopt any legal way provided to him under the law. As regards this execution petition it has no force and thus is dismissed. Consign.

3. Pronounced in open Court at Abbottabad and given under my hand and the seal of the Tribunal on this 18<sup>th</sup> day of May, 2022.



*KALIM ARSHAD KHAN*  
 CHAIRMAN  
 CAMP COURT ABBOTTABAD

Certified to be true copy

*KALIM ARSHAD KHAN*  
 Khyber Pakhtunkhwa  
 Service Tribunal  
 Peshawar

Date of Presentation of Application 03/06/22  
 Number of Words 1600  
 Copying Fee 18/-  
 Urgent \_\_\_\_\_  
 Total 18/-  
 Name of Copy \_\_\_\_\_  
 Date of Completion of Copy 10/6/22  
 Date of Delivery of Copy 10/6/22

To

Annexure, H,

29

The Director of Elementary & Secondary Education Department, Khyber Pakhtunkhwa Peshawar.

Through

The District Education Officer (Male)  
Abbottabad.

Subject

DEPARTMENTAL REPRESENTATION/APPLICATION

- i) FOR IMPLEMENTATION/GRANT OF MONETARY BENEFITS ETC RELATING TO PROMOTION ORDER (BPS 12 TO 14) DATED 18/05/2013 ISSUED UNDER ENDST NO 3654-60.  
INSTEAD OF
  - a) SUBSEQUENT PROMOTION ORDERS DATED 31/08/2018, ISSUED UNDER ENDST NO 9507-12,
  - b) DATED 11/05/2016 ISSUED UNDER ENDST NO 4524-31.
- ii) FOR GRANT OF PROMOTION AND MONETARY BENEFITS ETC FROM BPS 14 TO 15 WITH EFFECT FROM 04/08/2016, INSTEAD OF PROMOTION ORDER (BPS 14 TO 15) DATED 07/03/2020 ISSUED UNDER ENDST NO 1904-14.

Respected sir

With due respect, It is stated that KPK Service Tribunal Peshawar decided the service appeal no 65 of 2017 on 21/03/2019, and in its execution Petition no 146/2020, the department filed an order dated 06/01/2022 issued under Endst no 78-81, whereby department did not properly restore the actual position and legal benefits of his promotion and monetary benefits.

2) That as per factual and legal position, department was to restore the application of promotion order (BPS 12 to 14) dated 18/05/2013 issued under Endst no 3654-60 and then promote appellant from BPS 14 to 15 with effect from 04/08/2016, instead of promotion order (BPS 14 to 15) dated 07/03/2020 issued under Endst no 1904-14.

3) That appellant requested the Tribunal on 18/05/2022 for the irregularities and illegally issuance of above orders, but Honourable Tribunal directed to appellant that all these entitlements are not covered by the Order under implementation and for the same, appellant may prefer application/representation for his rights under the law, on the same directions appellant is being submitted instant departmental application.

It is therefore requested that above request as cited in the subject above may please be granted in the interest of justice.

Dated 20/07/2022



Sajjad Ali S/O Fazal-ur-Rehman, PSHT, GPS  
Ochharian, Tehsil & District Abbottabad.





محمد امجد علی ولد محمد سلطان سہیل نوزاد 17 جون 1977ء، جوبن لاہور، پاکستان

100 / 17.05.2022 046

Muhammad Subhally  
Stamp Vinder  
100 Vinder, 100 Vinder, 100 Vinder

Muhammad Subhally  
Stamp Vinder  
100 Vinder, 100 Vinder, 100 Vinder

POST OFFICE  
LAHORE

محمد امجد علی ولد محمد سلطان سہیل

13101 - 7935742

لاہور

S.No. 176258

Name of Advocate

DBA NO.

TBA NO.

BC No.



R.s.200/=

وکالت نامہ

بعدالت K.P Service Tribunal Peshawar  
عنوان: سجاد علی  
نوعیت مقدمہ: APPELLANT  
نام حکومت (ایجوکیشن ٹریبونل) (مناظرین)

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے دائرے پیروی و جوابدہی برائے عہدے یا تفسیر مقدمہ بمقام ایسٹ ایف اے کے لیے

شہزاد سکور ایجوکیشن ٹریبونل ایسٹ ایف اے  
کو حسب ذیل شرائط پروکیل مقرر کیا ہے کہ میں ہر پیشگی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا ہوں گا اور بروقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشگی پر مظہر حاضر نہ ہوا اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی جگہ یا کچہری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ کچہری کے علاوہ کسی اور جگہ سماعت ہونے پر یا بروز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا بختمانہ کے واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داختمہ صاحب موصوف مثل کردہ ذات منظور و مقبول ہوگا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کرانے اور ہر قسم کارروائی وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس پر ثانی و راضی نامہ و فیصلہ برحلف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا اور بصورت جانے بیرونجات از کچہری صدر اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم انتہائی یا قرتی یا گرفتاری قبل از گرفتاری و اجراءے ڈگری بھی صاحب موصوف کو بشرط ادا تنگی علیحدہ محتانہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکور یا اس کے کسی جزو کی کارروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے وکیل کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ ہر جانہ التوا پڑے گا وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشگی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

مورخہ: 22/10/22

لہذا وکالت نامہ لکھ دیا ہے کہ سند ہے۔

مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔ دن ماہ سال

نوٹ: وکالت نامہ کی فوٹو کاپی قابل قبول نہ ہوگی

Accepted

Handwritten signature and stamp

Handwritten signature and stamp