

Form- A

## FORM OF ORDER SHEET

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

Case No.- \_\_\_\_\_ 1331/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	09/09/2022	<p>The appeal of Mr. Shahid Hussan presented today by Mr. Noor Muhammad Khattak Advocate. It is fixed for preliminary hearing before touring Single Bench at Swat on _____. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;">By the order of Chairman</p> <p style="text-align: right;">REGISTRAR</p>

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

APPEAL No. 1331 /2022

**SHAHID HUSSAIN VS EDUCATION DEPTT:**

**INDEX**

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*Shahid*  
PETITIONER

**THROUGH:**

*3*  
**NOOR MUHAMMAD KHATTAK  
ADVOCATE SUPREME COURT**

-1-

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

**APPEAL NO. 1331 /2022**

Shahid Hussain s/o Abdul Rahim,  
Primary School Teacher (PST),  
Govt. Primary School Gat Koto,  
District Malakand. -----

**APPELLANT**

**VERSUS**

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

-----  
**RESPONDENTS**

**APPEAL UNDER SECTION 04 OF THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED SERVICE  
RULES NOTIFIED ON 24-07-2014 WHEREBY THE SUBJECT OF  
COMPUTER SCIENCE WAS NOT INCLUDED IN THE ELIGIBILITY  
CRITERIA FOR PROMOTION OF PST TO THE POST OF SST (BPS-16)  
AND AGAINST THE SERVICE RULES NOTIFIED ON 24-04-2018 TO  
THE EXTENT OF S.NO.2 COLUMN NO.5 OF THE TABLE WHEREBY NO  
QUOTA HAS BEEN ALLOCATED FOR APPELLANT CADRE I.E PST(I.T)  
AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL  
OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY  
DAYS.**

**PRAYER:**

That on acceptance of this appeal, the impugned service rules notified on 24-07-2014 may kindly be amended/modified to the extent of S.No.IB column No3 of the table by including/inserting the computer science subject of the appellant in column No.3 and the impugned service rules dated 24-04-2018 may kindly be amended/modified to the extent of S.No.2 in column No.5 of the table by allocating promotion quota for the appellant cadre i.e. PST (I.T) and the respondents may further please be directed to consider the appellant for promotion to the posts of SST (BPS-16) with all back benefits. Any other remedy which this august Service Tribunal deems fit that may also be awarded in favor of the appellant.

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

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

1. That being eligible in all respects the appellant was appointed as PST in the respondent No.5 department and is serving the department quote efficiently and up to the entire satisfaction of his superiors.

Copy of the appointment order is attached as Annexure-----**A**

2. That it is pertinent to mention here that the appellant having qualification of Master of Computer Science & M.Ed was appointed/selected in the respondent No.5 department.

Copies of the educational testimonials are attached as Annexure-----

-----**B**

3. That it is important to mention here that the respondents' formulated service structure/rules of different teaching cadres vide Notification dated 24-07-2014 wherein at S.No.IB the post has been mentioned as SST(BPS-16) for which the qualification and eligibility has been mentioned in column No.3 i.e by including all subjects except the subject of appellant i.e computer science subject.

Copy of the Notification dated 24-07-2014 is attached as Annexure-----

-----**C**

4. That it is further to be mentioned here that the respondents vide Notification dated 24-04-2018 notified service structure/rules for different cadres of Information Technology including the post of Secondary School Teacher – Information Technology (SST-TT) (BPS-16) at S.No.2 and in column No.5 of the table wherein edibility for promotion to the post of SST was mentioned as follows:

- a) **Fifty percent by promotion on the basis of seniority-curn-fitness from amongst the Certified Teacher-IT with five years service as such and having he qualification prescribed for the post of Secondary School Teacher-IT.**

- b) **Fifty percent by initial recruitment**

But in the said Rules again these cadre of the appellant has been ignored i.e PST (IT).

Copy of the Notification dated 24-04-2018 is attached as Annexure-----

-----**D**

- 5- That the appellant feeling aggrieved from both of the notifications mentioned above had preferred a departmental appeal/ representation.

Copy of the departmental appeal is attached as annexure-----**E.**

- 6- That where after the appellant preferred a writ petition No.596-P/2019 before the august Peshawar High Court Peshawar, however, the same fall prey to dismissal on ground of non maintainability with the direction by the court to seek remedy from proper forum i.e Khyber Pakhtunkhwa Service Tribunal. Copy of judgment of the Peshawar High Court dated 03-09-2020 is attached as Annexure-----F
- 7- That having no other remedy the appellant preferred the instant appeal in this Hon'able Tribunal on the grounds interalia as under:-

### GROUNDS

- A- That by not including the subject of computer science in the impugned service rules dated 24-07-2014 and not allocating the quota for appellant cadre i.e. PST (I.T) in the impugned service rules dated 24-04-2018 is against the law, facts, norms of natural justice and materials on record , hence not tenable in the eyes of law and liable to be modified/rectified to the extent that subject of computer science in eligibility criteria in the service rules dated 24-07-2014 may be included and the quota of the appellant cadre be allocated in the service rules dated 24-04-2018.
- B- That the appellant has not been treated by the respondent Department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That the said service rules dated 24-07-2014 and 24-04-2018 are violative of section 9 of the Civil Servants Act, 1973 read with Rule-7 of the Appointment, Promotion & transfer Rules,1989.
- D- That the respondents has contravened the very essence of Rule 17(3) of the APT Rules 1989 as such the omission of respondents is not tenable in the eyes of law and liable to be rescinded.
- E- That the respondents discriminated the appellant by not giving his right which has already been meted with other similarly placed persons and provision to this effect is very much available in the services laws.
- F- That the respondents acted in arbitrary and malafide intentions by not allocating right place in seniority to the appellant.
- G- That the respondents violated Article 38(e) of the Constitution of Pakistan, 1973 by not giving rights of the appellant.

-4-

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

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

Dated: \_\_\_\_ .01.2022

APPELLANT  
*Shahid Hussain*  
SHAHID HUSSAIN

THROUGH:

*NOOR MOHAMMAD KHATTAK*  
NOOR MOHAMMAD KHATTAK

*KAMRAN KHAN*  
KAMRAN KHAN

*UMAR FAROOQ*  
UMAR FAROOQ

*WALEED ADNAN*  
WALEED ADNAN

*MUHAMMAD AYUB*  
MUHAMMAD AYUB

*&*  
*KHANZAD GUL*  
KHANZAD GUL  
ADVOCATES

**AFFIDAVIT**

I Shahid Hussain s/o Abdul Rahim, Primary School Teacher (PST), Govt. Primary School Gat Koto, District Malakand do hereby solemnly affirm that the contents of this **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.

*Shahid Hussain*  
DEPONENT

"A" -5-

**District Education Officer (M)**

**Malakand at Batkhela**

PH No. 0932-410281, 0932-410010

Fax 0932-410010

E-mail emismalakand@yahoo.com



**APPOINTMENT.**

Consequent upon recommendation of the Departmental Selection Committee, appointment of the following candidates are hereby ordered against the post of Primary School Teacher (PST). School based in BPS-12 (Rs.7000-500-22000) plus usual allowances as admissible under the rules on adhoc based contract under the existing policy of the Provincial Government, in Schools noted below on the terms and condition given below with effect from the date of their taking over charge:-

**PRIMARY SCHOOL TEACHER (PSTs) BPS-12**

S.#	NAME	FATHER'S NAME	DOMICILE	PERMANENT ADDRESS	PLACE OF POSTING
1	Asaf Khan	Muhammad Nawaz	Malakand	Village Gat koto	GPS Gat koto
2	Shahid Hussain	Abdul Rahim	Malakand	Moh: Bazid khel Thana	GPS Gat koto
3	Muzzamul Khan	Bakht Zamin	Malakand	Haibat Gram	GPS Haibat Gram
4	Sajjad	Shah Haidar	Malakand	Haibat Gram	GPS Haibat Gram
5	Alam Khan	Nek Muhammad	Malakand	Jalala Thana	GPS No.2 Jalala
6	Saeed Asghar	Main Munbar	Malakand	Bakhta Thana	GPS Nali
7	Ijaz	Sher Afzal	Malakand	Village Bakhta Thana	GPS Nali
8	Imran Badshah	Said Badshah	Malakand	Moh: Amir khel Alladand	GPS Amandara
9	Fazal Waqar	Satib Zada	Malakand	Moh: Amin Abad Alladand Dheri	GPS Shagai Amandara
10	Aziz Muhammad	Ghulam Muhammad	Malakand	Moh: Bagh village Malakand Khas	GPS Serai Jalal kot
11	Jehangir Khan	Sultan Muhammad	Malakand	Chani Dheri	GPS Banjagari
12	Zahid Khan	Mutabar Khan	Malakand	Gumbad Agra	GPS Gardai
13	Muhammad Hiyas	Noorul Amin	Malakand	Moh: Khan Palo Dheri Alladand	GPS Mataka
14	Muhammad Nawaz	Abdul Jamil	Malakand	Kot	GPS Brah
15	Zahid Badshah	Muhammad Arif	Malakand	Qulangi	GPS Beka Pirkhel
16	Zahid Ali	Bakhtiar Badshah	Malakand	Pirkhel	GPS Qila Pirkhel
17	Muhammad Zeb	Khan zeb	Malakand	Kama Agra	GPS kotoga
18	Jawad Ahmad	Muneebullah	Malakand	Totakan	GPS Matkani
19	Nihal Hussain	Muhammad Salim	Malakand	Palai	GPS Bama Bogari
20	Habibul Haq	Rahimul Haq	Malakand	Bazdara Bala	GPS Khog Dura
21	Atta Ullah	Amin Ullah	Malakand	Jalal Pur Palai	GPS Shah kot

*(Signature)*

-6-

TERMS & CONDIATION

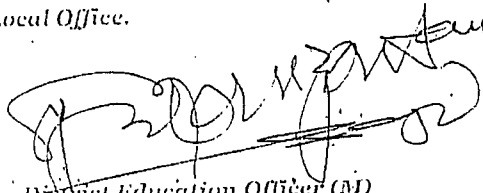
1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary basis initially for one year.
4. They should not be handed over charge if they exceeds 35 years or below 18 years of age.
5. Appointment is subject to the condition that the certificates/documents must be verified from the concerned authorities by the DEO (concerned) any one found producing bogus Certificate will be reported to the law enforcing agencies for further action.
6. Their services are liable to termination on one month's notice from either side. In case of resignation without notice their one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be drawn until and unless a certificate to the effect by DEO (concerned) is issued that their certificates are verified.
8. They should join their post within 10 days of the issuance of this notification. In case of failure to join their post within 10 days of the issuance of this notification, their appointment will expire automatically and no subsequent appeal etc shall be entertained.
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. Before handing over charge they will sign an agreement with the department, otherwise this order will not be valid.
11. They will be governed by such rules and regulations as may be issued from time to time by the Govt.
12. Their services shall be terminated at any time, in case their performance are found unsatisfactory during their contract period. In case of misconduct, they shall be proceeded under the rules framed from time to time.
13. Their appointments are made on School based, they will have to serve at the place of posting, and their services are not transferable to any other station.
14. Before handing over charge once again their document may be checked if they have not the required qualifications they may not be handed over charge.

(Syed Manzar Jan Sajid)  
District Education Officer (M)  
Malakand at Batkhela.

Endst: No. 1801-29 /PST(M), Appointment/Malakand : Dated the 05 /05/2014

Copy forwarded for information and necessary action to the:-

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Malakand.
3. Sub-Divisional Education Officer (M) Swat Ranizai at Batkhela.
4. Sub-Divisional Education Officer (M) Sama Ranizai at Dargai.
5. B & AO Local Office.
6. Assistant Programmer, DEMIS(M) Local Office.
7. Official Concerned.
8. M/File

  
District Education Officer (M)  
Malakand at Batkhela



S.No. 2481

7-  
"B"

# BOARD OF INTERMEDIATE & SECONDARY EDUCATION MALAKAND

## AT CHAKDARA N.W.F.P PAKISTAN

### SECONDARY SCHOOL CERTIFICATE EXAMINATION, DETAILED MARKS & PROVISIONAL CERTIFICATE

Session 2005 (Supply)

Roll No 13446 Enrolment No                      Group Science

Shahid Hussain Son of Abdul Rahim

of MALAKAND AGENCY has secured the marks shown against each subject in the  
Secondary School Certificate Examination held in the month of September as Private

Subject	Marks			MARKS OBTAINED					In Words
				9Th		10Th			
	Theory	Pract	Total	Th	Pract	Th	Pract	Total	
1. English	75		150	52	-	46	-	98	Ninety-Eight
2. Urdu	75		150	50	-	55	-	105	One Hundred Five
3. Islamic Education	75		75	68	-	-	-	68	Sixty-Eight
4. Pakistan Studies	75		75	-	-	46	-	46	Forty-Six
5. Maths	75		150	61	-	57	-	118	One Hundred Eighteen
6. Physics	75		150	49	-	44	11	104	One Hundred Four
7. Chemistry	75		150	49	-	42	13	104	One Hundred Four
8. Biology	75		150	50	-	48	14	110	One Hundred Ten Only
Total 1050				Marks			753-A	Seven Hundred Fifty-Three Only	
				Remarks					

Date of Birth (In Figures) 15 February, 1989(In Words) Fifteen February, One Thousand Nine Hundred Eighty-NineChecked by:                     

Mh.  
**MUHAMMAD BILAL**  
G.O (BPS-16)  
Directorate General of Law  
Human Rights, Peshawar

                      
Controller of Examinations  
B.I.S.E, Malakand

DMC Issued on: 30-NOV-2005 02:08 PM  
Note: Errors/Omissions excepted. Any Mistake in D.O.B & Name etc must be  
intimated within 30 days after receiving the above certificate.  
Computer Cell B.I.S.E, Malakand

S. No. 63258

ذی القعدة الحرام

Roll No 13446

-8-



Board of Intermediate and Secondary Education  
Malakand  
N.W.F.P. Pakistan  
Secondary School Certificate Examination  
Session 2005 ( Supply )

Enrol No: 1110510167339

Group Science

This is to certify that SHAHID HUSSAIN  
Son of ABDUL RAHIM  
and a resident of MALAKAND AGENCY

He has passed the Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Malakand held in September, 2005 as a Private Candidate. He obtained 753 Marks out of 1050 and has been placed in Grade A Representing Excellent.

The candidate passed in the following subjects.

- |                |            |                      |                     |
|----------------|------------|----------------------|---------------------|
| 1. English     | 2. Urdu    | 3. Islamic Education | 4. Pakistan Studies |
| 5. Mathematics | 6. Physics | 7. Chemistry         | 8. Biology          |

Date of birth according to admission form is: Fifteenth February Nineteen Eighty-Nine (15:02:1989)

Issue Date: 11 APR 2009

Asstt. Secretary

MUHAMMAD BILAL  
C.O (BPS-16)  
Directorate General of Law  
& Human Rights, Peshawar

Secretary

THIS CERTIFICATE IS ISSUED WITHOUT ALTERATION OR ERASURE.

S.No. 56303

-9-

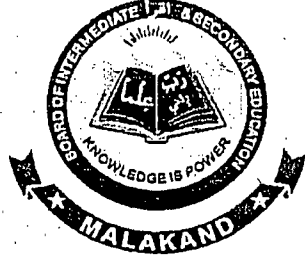
**BOARD OF INTERMEDIATE & SECONDARY EDUCATION MALAKAND**

**CHAKDARA (N.W.F.P) PAKISTAN**

**INTERMEDIATE CERTIFICATE EXAMINATION**

**DETAILED MARKS & PROVISIONAL CERTIFICATE**

**INTERMEDIATE (ANNUAL PART-II) EXAMINATION, 2008**



Roll No: 34496  
Group: Pre-Engineering

Shahid Hussain Son of Abdul Rahim  
of Lalazar Public School & College Thana

has secured the marks shown against each subject in the H.S.S.C Examination held in the month of May as a Regular candidate.

Subjects	Marks	Marks Obtained				Total	Marks in Words
		Part-I		Part-II			
		Theory	Pract	Theory	Pract		
English	200	51	--	53	--	104	One Hundred Four
Urdu	200	68	--	68	--	136	One Hundred Thirty-Six
Islamic Education	50	35	--	--	--	35	Thirty-Five
Pakistan Studies	50	--	--	35	--	35	Thirty-Five
Mathematics	200	57	--	36	--	93	Ninety-Three
Physics	200	54	8	58	9	129	One Hundred Twenty-Nine
Chemistry	200	48	11	59	12	130	One Hundred Thirty Only
Total: 1100		Marks:		<b>662-B</b>	Six Hundred Sixty-Two Only		
		Remarks:					

Prepared By: HABIB KHAN

Checked By:  
Note: Errors / Omissions excepted. Any mistake in Name etc must be intimated within 30 days after receiving the above certificate.

Computer Cell BISE, Malakand.  
Date: 07.08.2008. (10:57 AM)

Abdul

**MUHAMMAD BILAL**  
C.O (BPS-16)  
Directorate General of Law  
Peshawar

Controller of Examinations  
B.I.S.E, Malakand.

S.No. 15319

Board of Intermediate & Secondary Education, Malakand at Chakdara, FATA, Pakistan  
Higher Secondary School Certificate Examination



Pre-Engineering Group  
Session 2008 ( Annual )

Roll No 34496

SHAHID HUSSAIN

This is to certify that

ABDUL RAHIM

Son of

LALAZAR PUBLIC SCHOOL & COLLEGE THANA

and a student of

registered no 64717-B/MKD-2007 has passed the Higher Secondary School Certificate Examination of the Board of Intermediate and Secondary Education, Malakand held in May, 2008 as a Regular Candidate. He obtained 662 Marks out of 1400 and has been placed in Grade B

Representing Very good.

The examination was taken as a whole

Issue Date: 11 APR 2009

*[Signature]*

Supdt.

*[Signature]*  
**MUHAMMAD BILAL**  
C.O (BPS-16)  
Directorate General of Law  
& Human Rights, Peshawar

Secretary

This certificate is issued without alteration or erasure.

1  
10  
1



# UNIVERSITY OF MALAKAND

PAKISTAN  
DETAILED MARKS CERTIFICATE

S.No. A 169171

-11-

Name: SHAHID HUSSAIN  
Father's Name: ABDUL RAHIM  
Registration No. 2008560018

Govt. Degree College Thana Malakand Agency



Roll No. 31294

B.Sc PART-II COMPART ANNUAL EXAMINATION 2011

Subject Name	Total Marks	Marks Obtained	Remarks
COMPUTER SCIENCE	75	59	PASSED
MATH-A	75	28	PASSED
STATISTICS	75	44	PASSED
PAK. STUDY	40	18	PASSED
B.Sc PART-I	285	198	PASSED
Subject Passing Percentage: 33 (Theory & Practical Separately), Aggregate Percentage: 36		550	347

Examination Held From Jun 14 to Jul 07, 2011

Result Declared on 25-Aug-2011



Errors and Omissions are subject to subsequent rectification  
Examination was taken as a whole/in parts

Date of Issue: 25-Aug-2011

Prepared by: Amiad Shahzad

*th*  
MUHAMMAD BILAL  
C.O (BPS-16)  
Directorate General of Law  
& Human Rights, Peshawar

*[Signature]*  
Controller of Examinations  
University of Malakand

UNIVERSITY OF MALAKAND  
PAKISTAN

Serial No. 019274



Session 2008-2010

SHAHID HUSSAIN Son of ABDUL RAHIM Registration No. 2008560018 Student of Govt. Degree College  
Thana Malakand Agency having passed the prescribed examination held in Jun-Jul, 2011 under Roll No. 31294  
is admitted by the University of Malakand to the degree of

**Bachelor of Science**

in First Division

The examination was taken in Parts.

*h.*

**MUHAMMAD BILAL**  
C.O (BPS-16)  
Directorate General of Law  
& Human Rights, Peshawar

*[Signature]*  
Controller of Examinations

-12-

Result Declared on 25-Aug-2011  
Issuance Date 23-Jan-2014

Countersigned

*[Signature]*  
Vice-Chancellor



# University of Malakand Pakistan

## DETAILED MARKS CERTIFICATE

Serial No. 032234

-13-

Name: SHAHID HUSSAIN  
 Father's Name: ABDUL RAHIM  
 Registration No. 2008560018  
 College/District: Department of Computer Science, University of Malakand  
 Address: Moh: Bazid Khail Thana Distt: Malakand

### Master of Science in Computer Science

Roll Number: 20008 Annual Examination 2014		Maximum Marks	Obtained Marks	Remarks
Subject Name	Previous			
Paper-I	OPERATING SYSTEM	100	85	PASSED
Paper-II	DATABASE	100	84	PASSED
Paper-III	DATA STRUCTURE	100	85	PASSED
Paper-IV	DATA COMMUNICATION AND NETWORKS	100	64	PASSED
Paper-V	OBJECT ORIENTED PROGRAMMING	100	66	PASSED
Paper-VI	DIGITAL LOGIC AND DESIGN	100	80	PASSED
Examination held from Aug 12 To Sep 11, 2014		Result declared on 24-Nov-2014		
		600	464	

Roll Number: 20027 Annual Examination 2014		Maximum Marks	Obtained Marks	Remarks
Subject Name	Final			
Paper-VII	JAVA AND ANALYSIS OF ALGORITHM	100	69	PASSED
Paper-VIII	ARTIFICIAL INTELLIGENCE	100	66	PASSED
Paper-IX	COMPILER CONSTRUCTION	100	60	PASSED
Paper-X	ELECTRONIC COMMERCE	100	76	PASSED
Paper-XI	SOFTWARE ENGINEERING	100	69	PASSED
VIVA / THESIS		100	84	PASSED
Examination held from Aug 12 To Sep 11, 2014		Result declared on 07-May-2015		
		600	424	

Result Status:	Passed	1200	888	1st Division
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The examination was taken as a whole  
 Errors and Omissions are subject to subsequent rectification.

Issuance Date: 11-May-2015

Prepared by: Amjad Shahzad

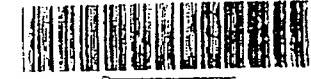
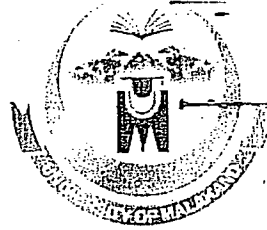
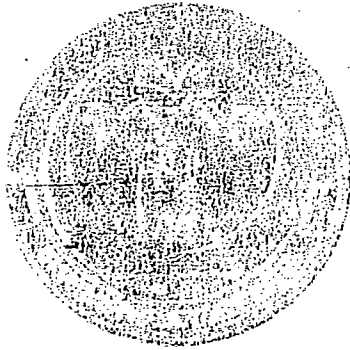
Checked by:

MUHAMMAD BILAL  
 C.O (BPS-16)  
 Directorate General of Law  
 & Human Rights, Peshawar

Controller of Examinations  
 University of Malakand

UNIVERSITY OF MALAKAND  
PAKISTAN

Serial No. 030331



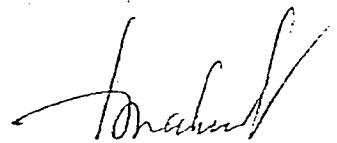
Session 2011-2013

SHAHID HUSSAIN Son of ABDUL RAHIM Registration No. 2008560018 Student of Department of Computer  
science, University of Malakand having passed the prescribed examination held in Aug-Sep, 2014 under Roll  
No. 20027 is admitted by the University of Malakand to the degree of

Master of Science

in Computer Science in First Division


The examination was taken as a whole.

  
Controller of Examinations

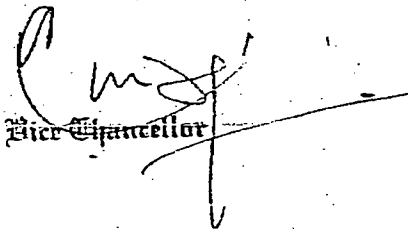
-14-

Result Declared on 07-May-2015

Issuance Date 29-Feb-2016

  
MUHAMMAD BILAL  
C.O (BPS-16)  
Directorate General of Law  
& Human Rights, Peshawar

Countersigned

  
Vice-Chancellor



ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD



Serial No. 172665

PROVISIONAL RESULT CARD

Name: SHAHID HUSSAIN  
 Fathers's Name: ABDUL RAHIM  
 Address: VILL. THANA MOH. BAZID KHAIL P/O  
 THANA  
 Tehsil: BATAKHELA  
 District: MALAKAND

Roll No: Z644149  
 Registration No. 07NMD0636  
 Final Semester: SPR- 2008

-15-

has successfully completed PRIMARY TEACHING CERTIFICATE

The detail of passed courses are as under:

Semester	Course Code	Title of Course	Marks	
			Maximum	Obtained
AUT- 07	0615	SCHOOL ORGANIZATION & MANAGEMENT	100	70
AUT- 07	0614	EDUCATIONAL PSYCHOLOGY	100	57
AUT- 07	0613	PRINCIPLES OF EDUCATION	100	60
AUT- 07	0616	SCHOOL COMMUNITY & PRACTICAL ARTS	100	72
SPR- 08	0619	TEACHING OF SCIENCE & PHYSICAL EDUCATION	100	68
SPR- 08	0618	TEACHING OF MATHEMATICS	100	62
SPR- 08	0617	TEACHING OF URDU	100	61
SPR- 08	0611	PRACTICAL WORKSHOP & TEACHING PRACTICE	100	64
SPR- 08	0620	TEACHING OF ISLAMIAT & SOCIAL STUDIES	100	67

*Mh*

**MUHAMMAD BILAL**  
 C.O (BPS-16)  
 Directorate General of Law  
 & Human Rights, Peshawar

CREDITS: 5

Total Marks / Obtained 900 / 581

Result Declared on MARCH 14, 2009

Percentage / Grade 65 B

Date of issue APRIL 04, 2009

**Controller of Examinations**

**Disclaimer:**

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

Alama Iqbal Open University  
Islamabad

Serial No 187428

-16-



Certified that *Mr./Ms.* SHAHID HUSSAIN  
*Son/Daughter of* ABDUL RAHIM  
*Registration No* 07-NMD-0636 *Roll No* Z-644149  
*Semester* SPRING 2008 *having met all the requirements*  
*under the semester system is this day awarded the*

Primary Teaching Certificate

*He/She has secured* 65 % *marks*  
*and has been placed in* B *grade*

*M.*  
MUHAMMAD BILAL  
C.O (BPS-16)  
Directorate General of Law  
& Human Rights, Peshawar



Result declared on: March 14, 2009

Date of issue: May 15, 2009

*H.*  
Controller of Examinations

Note: This certificate is issued without alteration/versuro.  
The detail of courses is overlaid.

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD  
PROVISIONAL RESULT CARD



-17-

Serial No.

Name  
Father's Name  
Address

Roll No. AT057923  
Registration No. 07NMDC0633  
Final Semester AUT - 2013

Tehsil  
District  
has successfully completed

The detail of passed courses is as under:

Semester	Course Code	Title of Course	Marks	
			Maximum	Obtained
		ISLAMIC FINANCE	100	58
		ISLAMIC BANKING	100	54
		ISLAMIC COMMERCIAL BANKING	100	57
		ISLAMIC FINANCE	100	69
		ISLAMIC COMMERCIAL BANKING	100	60
		ISLAMIC COMMERCIAL BANKING & TEACHING PRACTICE	100	80
		ISLAMIC COMMERCIAL BANKING	100	64
		ISLAMIC COMMERCIAL BANKING	100	59
		ISLAMIC COMMERCIAL BANKING	100	58

*Muhammad Bilal*  
**MUHAMMAD BILAL**  
 C.O (B) 161  
 Directorate General of Law  
 & Human Rights, Pesnawar

Total Marks / Obtained 900 / 558  
 Percentage / Grade 62 B

Result Declared on

Date of issue

*Muhammad Bilal*  
**Controller of Examinations**

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

**ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD**  
**PROVISIONAL RESULT CARD**



-18-

Serial No. 796948

Name: SHAHID HUSSAIN  
 Father's Name: ABDUL RAHIM  
 Address: MCH. KANDY BAZIR KHAIL THANA MALAKAND

Roll No. 84548821  
 Registration No. 07NMDO636  
 Final Semester SPR-2015

Tehsil: BARKHELA  
 District: MALAKAND  
 has successfully completed BACHELOR OF EDUCATION (B. ED)

The detail of passed courses is as under:

Semester	Course Code	Title of Course	Marks	
			Maximum	Obtained
AUT- 14	0513	SCHOOL ORGANIZATION	100	53
AUT- 14	0651	ENGLISH (COMPULSORY)	100	57
AUT- 14	0516	EDUCATIONAL PSYCHOLOGY & CURRICULUM	100	53
AUT- 14	0512	PERSPECTIVES OF EDUCATION	100	67
AUT- 14	0652	ISLAND PAKISTAN AND MODERN WORLD	100	76
AUT- 14	0514	EVALUATION, GUIDANCE & RESEARCH	100	60
SPR- 15	0653	TEACHING OF MATHEMATICS	100	87
SPR- 15	0654	TEACHING OF PHYSICS	100	66
SPR- 15	0655	WORKSHOP & TEACHING PRACTICE	100	87

*Muhammad Bilal*  
**MUHAMMAD BILAL**  
 C.O (R-16)  
 Directorate General of Law  
 & Human Rights, Peshawar

CREDITS: 5

Total Marks / Obtained

900 / 620

Result Declared on: JANUARY 14, 2016

Percentage / Grade

67 B

Date of issue

JANUARY 25, 2016

*Muhammad Bilal*  
**Controller of Examinations**

**Disclaimer:**

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

Serial No. 141604

-19-

ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD  
TRANSCRIPT



DMC No. 165475  
Name SHAHID HUSSAIN  
Father's Name ABDUL RAHIM  
Address MOH. BAZID KHAIL THANA MALAKAND  
Tehsil BARKHELA  
District MALAKAND

Roll No. BI600858  
Registration No. 07NMD0636  
Enrollment Semester SPR-2016  
Final Semester SPR-2017



has successfully completed MASTER OF EDUCATION ( M.ED )  
TEACHER EDUCATION

The detail of passed courses is as under

Semester	Course Code	Title of Courses	Marks	
			Maximum	Obtained
SPR- 15	0831	FOUNDATIONS OF EDUCATION	100	64
SPR- 16	0837	EDUCATIONAL RESEARCH	100	67
SPR- 16	0838	CURRICULUM DEVELOPMENT & INSTRUCTIONS	100	70
SPR- 16	0840	EDUCATIONAL PSYCHOLOGY	100	69
AUT- 16	0826	ELEMENTARY EDUCATION	100	64
AUT- 16	0827	SECONDARY EDUCATION	100	62
AUT- 16	0828	HIGHER EDUCATION	100	68
AUT- 16	0829	TEACHER EDUCATION IN PAKISTAN	100	69
SPR- 17	6505	ISLAMIC SYSTEM OF EDUCATION	100	65
SPR- 17	6507	EDUCATIONAL MEASUREMENT & EVALUATION	100	65
SPR- 17	6552	TEXTBOOK DEVELOPMENT-I	100	69
SPR- 17	6553	TEXTBOOK DEVELOPMENT-II	100	66

*Muhammad Bilal*  
MUHAMMAD BILAL  
C.O.E. (15)  
Directorate General of Law  
& Human Rights, Peshawar

Credit Hours 36  
Result Declared on MARCH 29, 2018  
Date of Issue APRIL 10, 2018

Total Marks/Obtained 1200 / 798  
Percentage/Grade 67 / B

*Muhammad Bilal*  
Controller of Examinations

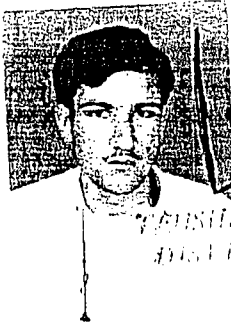
Disclaimer:  
This result card/transcript is issued provisionally, errors and omission excepted, as a notice only. Any entry appearing in this card does not itself confer any right or privilege on a candidate for the grant of certificate/degree/diploma, which will be issued under the rules/regulations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

-20-

# DOMICILE CERTIFICATE

I declare that I was born of parents who are permanently domiciled in N.W.F.P. having belonged to it by birth/settled in it.

I belong by birth to village / Muhallah BAZEED KHAIL / THANA  
Tehsil BATKHELA District MALAKAND



signature of the applicant Shahid

Dated 27 / 8 / 2005

Pursuance to the declaration dated 27 / 8 / 2005

filled by SHAHID HUSSAIN son/daughter of ABDUL UR RAHIM domiciled

in the N.W.F.P, it is hereby certified that the said SHAHID HUSSAIN  
is born of parents who are permanent residents of the N.W.F.P, having belonged to it  
by birth/settled in it.

I have satisfied myself from personal/my knowledge verification that the above  
declaration is true and certify.

This 31st day of August, 2005

COUNTERSIGNED  
DISTRICT REVENUE OFFICER

MUHAMMAD BILAL  
C.O. (161)  
Director General of  
& Human Rights, Peshawar

DEPUTY DISTRICT REVENUE OFFICER

Deputy District Officer  
(Judicial) Malakand  
at Batkhela

No. 8921

Dated 31/8/05



تصدیق

-21/A-

- (۱) یہ کہ مسی اسماء شاہد حسین ولد ابحت ارجوبہ عبدالرحیم  
ساکن \_\_\_\_\_ کے نام \_\_\_\_\_ کا اصلی پیدائشی باشندہ ہے جو کہ  
میرے حلقہ نیابت اختیار حدود میں واقع ہے۔
- (۲) یہ کہ مسی اسماء مذکورہ قوم افغان قبیلہ \_\_\_\_\_ لیسرفرتی سے تعلق  
رکھتا رکھتی ہے۔
- (۳) یہ کہ مسی اسماء مذکورہ نے قبل ازیں کوئی ڈومیسائل سرٹیفکیٹ حاصل نہیں کیا ہے۔
- (۴) یہ کہ مسائل اسماء مذکورہ بالڈومیسائل سرٹیفکیٹ کا حقدار ہے۔ مذکورہ بالا کو میری ذاتی ذمہ داری پر  
ڈومیسائل سرٹیفکیٹ دیا جائے۔

والدینٹ (مردہ) 7- 1448338- 15402

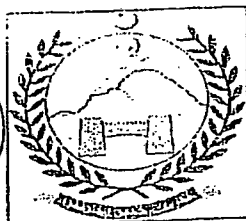
ہد ملان بلواری  
مہر

دستخط: M. Ghaffar  
نام: محمد غفران  
عہدہ: پٹواری تحصیل تھلہ

رپورٹ پوسٹ مکمانڈر جسٹس عالی گنڈاپوش صاحب عبدالرحیم صاحب  
کہ مسی شاہد حسین ولد عبدالرحیم صاحب نقان ملا گنڈاپوش صاحب  
باشندہ ہے۔ مسائل قوم افغان قبیلہ لیوسفرتی سے تعلق رکھتا ہے اور  
نہ مال حلیا مالک ہے۔ مسائل نقان دکنواری سے عدم مسز امامت ہے۔  
نہ کس کے دل صاحب صالح صاحب نقان صاحب کما و اولاد 7- 1448338- 15402  
حاصل کیا ہے۔ رپورٹ ہے۔  
رٹ پوسٹ مکمانڈر تھلہ

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

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



**NOTIFICATION**

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

AMENDMENTS

In the Appendix,-

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

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



-23-

1A

				recruitment; and (b) fifty percent by initial recruitment.
1A	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3:  Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3;  Note:- If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment; and  (b) fifty percent by initial recruitment"; and

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

1	2	3	4	5
1B.	Secondary School Teacher (BPS-16)	<p>I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject</p> <p>(a) (Chemistry, Botany or Zoology), Or (b) (Physics, Maths "A" or "B" or Statistics) Or (c) (Humanities and other equivalent groups at degree level with English as compulsory subject;</p> <p>and</p> <p>II. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A. Education or equivalent qualifications from a recognized University.</p> <p style="text-align: center;">&gt;   </p> <p style="text-align: center;">A</p>	21 to 35 years.	<p>1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:</p> <p>(a) forty per cent from amongst the Senior Certified Teachers (BPS-16), with at least five years service as Senior Certified Teacher and Certified Teacher and having qualification mentioned in column No.3:</p> <p style="padding-left: 40px;">Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Certified Teachers, with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(b) four per cent from amongst the Senior Drawing Masters(BPS-16), with at least five years service as Senior Drawing Masters and Drawing Masters and having qualification mentioned in column No.3:</p>

Computer may be included in the list  
 -24-  
 (1)

-25-

16

--	--	--	--

Provided that

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

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

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

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

-26-

4

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

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

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

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

Provided that if no suitable candidate is available from amongst

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

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

(ii) twenty five percent by initial recruitment.

Note:

I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.

II. Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately."

~~27~~

27-

~~27~~

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Endst : of even No & date:

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

(ZAMIN KHAN MOMAND)  
SECTION OFFICER (PRIMARY)

-28-

4

"D"

-29-

20

EXTRAORDINARY  
GOVERNMENT



REGISTERED NO. PIII  
GAZETTE

**KHYBER PAKHTUNKHWA**

Published by Authority

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

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

**NOTIFICATION**

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

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

**APPENDIX:**

S.No	Nomenclature of the post	Minimum qualification for appointment by initial recruitment/transfer	Age limit	Method of recruitment
1	Subject Specialist- Information Technology (SS-IT) (BNS-IT)	<p>At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BOS/BSCS) Honours (4 years) or equivalent qualification from a recognized University; and</p> <p>Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of higher appointment.</p>	21-55	<p>a) Fifty percent by promotion on the basis of seniority-cum-fittest from amongst the Secondary School Teacher-IT with at least five years service; and</p> <p>b) Fifty percent by initial recruitment.</p> <p>Provided that if no suitable candidate is available for promotion, then by initial recruitment.</p>

BETTER COPY ~~XXXXXXXXXX~~

**B**

**KHYBER PAKHTUNKHWA**

**Published by Authority**

**PESHAWAR, TUESDAY, 24<sup>th</sup> April, 2018.**

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

**NOTIFICATION**

**Peshawar dated 24<sup>th</sup> April 2017**

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

**APPENDIX:**

S.No.	Nomenclature of the Post	Minimum qualification for appointment by initial recruitment transfer	Age Limit	Method of recruitment
2.	Secondary School Teacher Information Technology (SST-IT) (BPS-16)	<p>i. At least Second Class Master's Degree in Computer Science or information Technology or Bachelor's Degree in Computer Science (BCS/BSCS Honours 4 years) or Bachelor's Degree with a subject of Computer Science or equivalent Qualification for a recognized University; and</p> <p>ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	21-35	<p>a) Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-IT with five years service as such and having the qualification prescribed for the post of Secondary School Teacher I.T.</p> <p>b) Fifty percent by initial recruitment.</p> <p>Provided that if no suitable candidate is available for promotion then by initial recruitment.</p>



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*[Handwritten signature]*

SHOULD BE SUBJECTS OF THE MATRICULATION BOARD AND SHOULD BE RECOGNIZED BY THE BOARD

SECRETARY TO GOVERNMENT OF HYDERABAD DEPARTMENT  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

<p>By initial recruitment</p>	<p>18-22 At least 1st Division Intermediate School Certificate or equivalent qualification from a recognized institution and Diploma in Information Technology Computer Science from any recognized institution or Board with one year qualification from a recognized School Certificate or equivalent</p>	<p>1 Certified Teacher-Information Technology (CT-IT) (BPS-11)</p>
<p>21-25 a) Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-I with five years service as such and having the qualification prescribed for the post of Secondary School Teacher-I. b) Fifty percent by initial recruitment. Provide that it is suitable for promotion, then by initial recruitment.</p>	<p>21-25 i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BCS/BSCS Honours 4 years) or Bachelor's Degree with a subject of Computer Science or equivalent Qualification from a recognized University and ii. A master Degree in Education (B.Ed) or equivalent Qualification from a recognized University. Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her recruitment.</p>	<p>2 Secondary School Teacher-Information Technology (SST-IT) (BPS-15)</p>

1542 KHYBER PAKHTUNKHWA GOVERNMENT GAZETTE, EXTRAORDINARY, 24th APRIL, 2016

50% Fresh  
50% CT (IT)



- 30 -

"E"

-31-

To

The Director,  
F&S Education,  
KPK Peshawar.

Subject:- Application for promotion

Respected Sir,

With due respect it is to bring in your kind notice that ~~we~~ I was inducted as PST in Elementary & Secondary Education Department. All other PSTs & CTs are eligible to be promoted to SST (General, science) but unfortunately PSTs and CTs (whose subjects in BSc are Computer Science are excluded from promotion of SST (IT).

Therefore the PSTs and CTs should be given the opportunity that may also render their services like other PSTs and CTs.

Yours sincerely  
Shahid Hussain (PST)  
BPS, Ghat Voto

Dated: 26-05-2022

-32- F 20

JUDGMENT SHEET  
PESHAWAR HIGH COURT, PESHAWAR  
JUDICIAL DEPARTMENT  
W.P. No.596-P/2019

Muhammad Raees Gul and another  
Vs.  
Government of Khyber Pakhtunkhwa through  
Chief Secretary Khyber Pakhtunkhwa,  
Peshawar and 06 others

JUDGMENT

Date of hearing 03.09.2020

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

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

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

\*\*\*\*\*

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

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



ATTESTED  
EXAMINER  
Peshawar High Court

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

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

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

3. Arguments heard and record perused.

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

ATTESTED

EXAMINER  
Peshawar High Court

APPEAL  
LEARNED COUNSEL  
HIGH COURT

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

1997  
and "Mohsen-ul-Salam (2006 SCMR 456)"  
Azhar Khan Baloch (2015 SCMR 456)"  
and others (1991 SCMR 1041)". "All

can be made to the cases of "I. A. Sherwani

Pakistan, 1973. In this regard, reference

the Constitution of Islamic Republic of

this Court is barred under Article 212 of

Act, 1974. Besides, the jurisdiction of

Khayber Pakhtunkhwa Service Tribunals

Service Tribunal established under the

proper forum is Khayber Pakhtunkhwa

and conditions of service, for which the

viries of rules purely relates to the terms

we are of the view that questioning the

from future prospect of promotion, albeit,

petitioners and also about depriving them

discrimination so meted out to the

petitioners has laid much stress upon the

5. Learned counsel for the

Teacher (BPS-16)

field cadre for the post of Senior Science

(Computer Science) are not included in the


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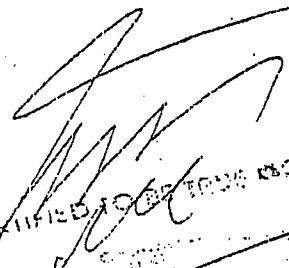
(Signature)

33

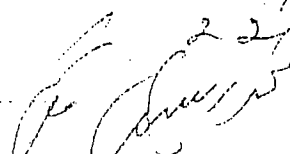
contained in Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 and also in view of the availability of alternate remedy to the petitioners, this writ petition is not maintainable. Accordingly, it is dismissed in limine. Needless to observe that petitioners may approach to the Khyber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

Announced  
Dt: 03.09.2020

  
(11) Hon'ble Justice Ikramullah Khan and Hon'ble Mr. Justice Ijaz Anwar

  
EXHIBIT FOR THE COURT  
22 SEP 2020

9042  
1508 22/9/2020

Date of: 22/9/2020  
Received by: 

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

APPEAL NO: \_\_\_\_\_ OF 2022

Shahid Hussain

(APPELLANT)  
(PLAINTIFF)  
(PETITIONER)

**VERSUS**

Education Dept

(RESPONDENT)  
(DEFENDANT)

I/We Shahid Hussain

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

Dated. \_\_\_\_/\_\_\_\_/2022

Shahid

**CLIENT**

**ACCEPTED**

**NOOR MOHAMMAD KHATTAK**  
&

Umar Farooq  
**UMAR FAROOQ**

Waleed Adnan  
**WALEED ADNAN**

M Ayub  
**M AYUB**

Haider Khan  
**HAIDER KHAN**  
**ADVOCATES**

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