Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for official respondents No. 1 to 4 and learned counsel for private respondent No. 5 present.

Learned counsel for the appellant seeks adjournment on the ground that he has not gone through the brief of the instant appeal. Adjourned. To come up for arguments on 28.10.2022 before the D.B at Camp Court D.I.Khan.

(Salah Ud Din)
Member (Judicial)
Camp Court D.I.Khan

(Kalim Arshad Khan) Chairman Camp Court D.I.Khan

28th Oct 2022

Appellant alongwith his counsel present. Mr. Kabirullah Khattak, Addl: AG for official respondents No. 1 to 4 and counsel for private respondent No.5 present.

Learned counsel for private respondent No.5 seeks adjournment on the ground that he has not prepared the case. To come up for arguments on 22.11.2022 before D.B at camp court D.I.Khan. P.P given to the parties.

(Rozina Rehman) Member(J) Q,

(Kalim Arshad Khan) Chairman Camp Court D.I.Khan 24.01.2022

Tour is cancelled, therefore, case is adjourned to 24.05.2022 for the same as before.

A R∉ader.

24.05.2022

Learned counsel for the appellant present. Mr. Farhaj Sikandar, District Attorney for official respondents present. Mr. Ismail Alizai, Advocate on behalf of private respondent No. 5 present and submitted in writing that private respondent No. 5 relies on the comments already submitted by official respondents No. 1 to 3. Adjourned. To come up for rejoinder, if any, as well as arguments on 26.07.2022 before the D.B at Camp Court D.I.Khan. The restraint order issued vide order sheet dated 24.11.2020 extended till the date fixed.

(Salah-Ud-Din) Member (J) Camp Court D.I.Khan

28.07.2022

Due to summer vacations, the case is adjourned to 29.09.2022 for the same as before.

То

22.11.2021

Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for official respondents No. 1 to 4 present. Private respondent No. 5 in person present and sought further time for submission of written reply/comments.

Written reply/comments on behalf of official respondents No. 1 to 3 has already been submitted while written reply/comments on behalf of respondents No. 4 & 5 are still awaited. Learned Deputy District Attorney is required to ensure submission of written reply/comments of official respondent No. 4 on the next date positively. Adjourned. To come up for submission of written reply/comments on behalf of respondents No. 4 & 5 on 24.01.2022 before the S.B at Camp Court D.I.Khan. The restraint order issued vide order sheet dated 24.11.2020 shall continue till the date fixed.

Challman Camp:Court D.I.Khan

Postscript

22.11.2021

In case the last chance as given above is not availed, the next adjournment shall be subject to prior payment of cost of Rs. 5000/- to the appellant failing which the case shall be fixed before D.B for arguments without reply deeming the same as waived off by the respondent No. 4 & 5.

Camp Court, D.I.Khan

29.09.2021

Learned counsel for the appellant present. Mr. Shafqat Awan Superintendent alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for official respondents No. 1 to 4 present. Private respondent No.5 in person present.

Reply/comments on behalf of official respondents No.1 to 3 have already been submitted.

Reply/comments on behalf of official respondent No.4 and private respondent No.5 not submitted, therefore, they are directed to furnish reply/comments within 10 days. In case the official respondent No. 4 & 5 failed to submit reply/comments within stipulated time from today, they shall have to seek extension of time through written application citing sufficient reasons. Otherwise, their right for submission of reply/comments shall stand ceased. To come up for arguments before the D.B on 22.11.2021 at Camp Court D.I. Khan. The restraint order issued vide order sheet dated 24.11.2020 shall continue till the date fixed.

(ATIQ-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)
CAMP COURT D.I.KHAN

1

25.03.2021 Counsel for the appellant present. Mr. Muhammad Rashid, DDA alongwith Mr. Muhammad Shafqat Awan, Supdt for official respondents No. 1 to 3 and private respondent No.5 in person present.

Representative of respondents No. 1 to 3 has submitted written reply/comments which is placed on file. Private respondent No.5 seeks time to submit the same on the next date. Notice be issued to private respondent No.4 for written reply/comments

Adjourned to 25.05.2021 before S.B at camp court D.I.Khan. The restraint order issued vide order sheet dated 24.11.2020 shall continue till the date fixed.

(Mian Muhammad)
Member(E)
Camp Court D.I.Khan

Due to coup, 19 thentor to come up for the same on 30/9/21

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21.12.200 Our to COVID 19, the close is adjourned to 25.3.2021 for the fame.

Tivo: Logi Courisel for the appellant present. LMm. Muhammadu Rashid, DDA alongwith Mm. Muhammad Shafqas Awan, Suputific. officiul-respondents No. 1 to 3 and private respondent No.5-in person-present.

submitted written reply/comments—. Then is placed on file. Private respondent No.5 seeks time to submit-the sume on the next date. Notice be issued to private aspondent No.4 for written-reply/comments.

Adjeurned To 25.05.2021 Tross_5周元tricamp court D.I.Khan.

(Men.Muhanunud) Micmi InE) Camp In (t-DarKhan 24.11.2020

Learned counsel for appellant and Muhammad Jan, learned DDA alongwith Zain-ul-Abideen Superintend and Muhammad Rafique Superintendent for official respondents and private respondent in person present.

Learned counsel for the appellant insisted to argue the application for interim relief whereas, the learned DDA requested to allow the respondent department to submit para wise comments before deciding the application for interim relief. As per order sheet dated 14.10.2020, notice of the application has already been given to the respondents for today, but the respondent department has neither submitted their reply to the appeal nor to the application hence it would be in the interest of justice to hear arguments on application

Learned counsel for the appellant argued that the respondent department are going to convene the DPC and promote the private respondents despite the fact that he is junior to the appellant. Learned counsel for the appellant has also referred to certain documents which shows victimization on the part of official respondents. He contended that the appellant has a good prima-facie case in his favor and if interim relief was declined he would suffer irreparable loss. He further argued that balance of convenience also lies in his favor and the appellant may kindly be allowed interim relief. On the other hand learned DDA rebutted his contention that the appellant has no primia-facie case in his favor. He also argued that if the relief is granted, the official respondents will suffer irreparable loss. He also pointed out that the balance of convenience lies in favor of the department and requested for dismissal of application.

After hearing the parties it would be in the interest of justice to restrain the official respondents from convening DPC in the mean time till date fixed. To come up for reply/comment on 21.12.2020 before S.B at Camp Court, D.I Khan.

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

Camp Court, D.I. Khan

Learned counsel for the appellant present. Preliminary arguments heard.

Points raised need consideration. Appeal is admitted to regular hearing. Subject to all just exceptions. The appellant is directed to deposit security and process fee within ten (10) days, thereafter notice be issued to the respondents for submission of written reply/comments on 2.11.2020 before S.B at Camp Court, D.I. Khan alongwith the appeal, there is an application for restraining the respondents not to convene the DPC and also not passed the final order in the matter till the final disposal of instant service appeal. Deputy Commissioner Tank is directed to submit the impugned office order dated 01.06.2017 and order dated 12.02.2019 which are impugned in the instant service appeal, but unfortunately not provided to the appellant in time by the quarter concern hence directed to provide the same on the next date positively. Notice of the application be also given to the respondents for the date fixed.

Appellant Deposited
Services Process Fee

Member (E)

14.10.2020

Dougt (

Learned counsel for the appellant present.

Preliminary arguments heard.

Appeal is admitted to regular hearing. Subject to alkelegal objections. The appellant is directed to deposit security and process fee within ten (10) days, thereafter notice be issued to the respondents for submission of written reply/comments on 29.11.2020 before S.B at Camp Court, D.I. Khan alongwith the appeal, there is an application for restraining the respondents not to convene the DPC and also not passed the final order in the matter till the final disposal of instant service appeal. Deputy Commissioner Tank is directed to submit the impugned office order dated 01.06.2017 and order dated 02.09.2019 which are impugned in the instant service appeal, but unfortunately not provided to the appellant in time by the quarter concern hence directed to provide the same on the next date positively. Notice of the application be also given to the respondents for the date fixed.

Member (E)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALPESHAWAR

Service Appeal No. 15\(\frac{68}{2018} \)

Date of Institution ...:

20.12.2018

Date of Decision

30.09.2020

Aman Ullah Khan Son of Khyber Khan, Field Officer C/O Directorate of Archeology and Museums, Khyber Pakhtunkhwa, Peshawar

(Appellant)

VERSUS

Secretary to Government of Khyber Pakhtunkhwa, Sports, Tourism, Culture, Archeology, Museum & Youth Affairs Department and three others.

(Respondents)

Barrister Mian Tajamal Shah

For Appellant

Mr. Muhammad Jan, **Deputy District Attorney**

For Respondents

Mrs. ROZINA REHMAN Mr. ATIQ-UR-REHMAN WAZI MEMBER (J) MEMBER (E)

JUDGEMENT: -.

Mr. ATIQ UR REHMAN WAZIR: - Appellant Mr. Aman Ullah Khan, initially appointed as Assistant/Curator (BPS-16) has approached this Tribunal with the prayers that respondents be directed to issue the final seniority list and to promote the appellant into his Basic Pay Scale/BPS-17 according to his seniority and from the date he was eligible for promotion.

The appeal of Mr. Akhtar Zaman Office of the Deputy Commissioner Tank received today i.e. on 14.10.2020 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- Copy of impugned orders dated 1/06/2017 and 12.02.2019 mentioned in the memo of appeal are not attached with the appeal which may be placed on it.

No. <u>2935</u>/S.T, Dt. <u>14/16</u>/2020.

> REGISTRAR SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR:

Mr. Muhammad Waqar Alam Adv. High Court Dera Ismail Khan.

Respected sir,

The Impungued order is are not Communited to by Chent hence in this verpeet my appoul has a very man being to chairman or acting chairman books very ungut mades involve in un publical appoul. inpunguel order a are scapt respondents office.

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Sin, The objection No. 1 of this office of reply of coursel for the appellant is submitted for order please Hon'ble Member

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR,

Service Appeal No. 1/946 of 2020

Akhtar Zaman

Versus

SMBR and others

Service Appeal

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| 4. | Copy of record of the Assistant Commissioner regarding note sheet in the matter of appellant and private respondents, alongwith application of RTI. | С | 24-24 |
| 5. | Copies of applications regarding promotion against the post of District Revenue Accountant alongwith final seniority list of NTRA. | D | 27-35 |
| 6. | Copy of Departmental appeal dated: 24/06/2020. | E | 36-37 |
| 7. | Wakalat Nama Mr. Waqar Alam | | 38-41 |

Dated: 11/10/2020

Akhtar Zaman

Amonth

Through Counsel

M. Waqar Alam Advocate High Court

BEFORE THE KHYBER PAKHTUNKHWA SERVICE Tribunal TRIBUNAL PESHAWAR,

Service Appeal No. <u>//946</u> of 2020

Dated #4/10/2020

Akhtar Zaman son of Sultan Mehmood r/o Ranwal Teshil and District Tank. Presently working in the office of Deputy Commissioner Tank against the post of Patwari/ Darogha Irrigation Tank.

..... (Appellant)

Versus

- 1. The Senior Member Board of Revenue & Estate Department Khyber Pakhtunkhwa, Peshawar.
- 2. Commissioner Dera Ismail Khan Division.
- 3. Deputy Commissioner District Tank.
- 4. District Account Officer Tank.
- 5. Mr. Zahid NAwaz s/o Haji Muhammad Nawaz r/o Qutab Colony Municipal Committee District Tank, Presently working as District Revenue Accountant acting Charge basis in Deputy Commissioner Office Tank.

..... (Respondents)

Service appeal under Section 4 of the Khyber Pakhtunkhwa service tribunal act 1974 against the impugned act of official respondents by promoting the Junior most employee of the department against the post of Tehsil Revenue Accountant and thereafter adjusted the same against the post of District Revenue Accountant Acting Charge basis by ignoring the promotion policy rules and regulations of the department and against the omission on the part of respondent No.02 for in decision of the departmental appeal which is against the law and violation of services laws & rules & the appellant was condemn unheard with malafide.

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Note: Addresses of parties given in the heading of service appeal are sufficient for the purpose of service.

Respectfully Sheweth:-

- That the Appellant is permanent resident of District Tank and is an energetic young man and was initially appointed vide order No. 580 dated: 22/08/2011 as Patwari against the vacant post by the Deputy Commissioner District Tank. Copy of appointment order is enclosed as <u>Annexure-A.</u>
- 2. That the Appellant was appointed/ adjusted against the post of Naib Tehsil Accountant vide order dated: 01/01/2014 and thereafter the appellant perform his duty to the entire satisfaction of his superiors as Naib Tehsil Revenue Accountant till 30/01/2018 and thereby suddenly without any legal justification the appellant was given another post in the office of Respondent No. 03 despite of regularizing the appellant against the post of Naib Tehsil Revenue Accountant. Copy of Service Book alongwith salary slips annexed as Annexure: B.
- 3. That the appellant was transferred from the post of Tehsil Revenue Account by the official respondent with malafide intention just to give benefit to the blue eyed cherish people i.e. private respondent No. 05.
- 4. That the appellant is the senior most Naib Tehsil Revenue Accountant according to the seniority list but despite of this fact the official respondents adjusted/ appointed private respondent No. 05 against the post of Tehsil Revenue Accountant on regular basis vide order dated: 01/06/2017 and thereafter by violating the promotions rules and regulations the same person was awarded the post of District Revenue Accountant on acting charge basis vide order dated: 12/02/2019. It is pertinent to mention here that all the orders issued in favor of private respondents was kept secrets in the office and the appellant frequently demanding the same orders from the quarter concerned but they are reluctant in this respect applications under Right To Information Act, were

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also be given by the appellant to the respondents which was not honored due to the reason best known to them. Copy of record of the Assistant Commissioner regarding note sheet in the matter of appellant and private respondents, alongwith application of RTI are enclosed as **Annexure: C.**

- 5. That the appellant has made frequent applications for promotion to the post of District Revenue Accountant to the quarter concerned which was not decided by the competent authorities. Copies of applications regarding promotion against the post of District Revenue Accountant alongwith final seniority list of NTRA are enclosed as **Annexure: D.**
- 6. That on 21/06/2020 the appellant was firstly got knowledge about the illegal act of the official respondents regarding the promotion of the private respondent No. 05 and thereafter the appellant made a departmental appeal on 24/06/2020 to respondent No. 02 which was not decided in the given statutory period. Copy of departmental appeal as **Annexure**:

 E. hence the instant appeal is being filed in this honorable Tribunal on the following grounds:

GROUNDS;

- a. That the impugned office order dated: 01/06/2017 and 12/02/2019 is illegal unjustified and without lawful authority and based on malafide, hence liable to be set aside by this Honourable Tribunal.
- b. That the appellant is the most senior and eligible candidate for the post of District Revenue Accountant but with malafide intention the official respondent has bent upon to provide illegal promotion in favour of private respondent No. 05 which is not tenable in the eye of law.
- c. That the in the note sheet of official respondents certain legal observations were made in respect of promotion given to private respondents against the post of Tehsil



Revenue Accountant and thereby District Revenue Accountant by ignoring the mandatory codal formalities, hence on this sole ground the impugned office orders is liable to be reversed.

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- d. That it is admitted fact as per criteria Patwari cannot be adjusted as Tehsil Revenue Accountant directly as the post of Tehsil Revenue Accountant should be fill up on the basis of Seniority cum fitness, hence the junior most Patwari who was appointed in the year 2014 and was given Tehsil Revenue Accountant in the year 2017 on regular basis by the official respondent by violating the seniority position and settled rules and regulations, hence on this sole ground the appeal of the appellant is liable to be accepted.
- e. That now the official respondents once again with malafide intention are ready to benefit the junior most employee of the department by promoting him against the post of District Revenue Accountant by calling departmental promotion meeting, hence the instant appeal is made against the illegal act and omissions on the part of official respondents.
- f. That on the applications of the appellant the note sheet issued by the Assistant Commissioner District Tank is very much cleared and making the case of the appellant as prima facie against the official respondents as well as private respondents, hence by considering the note sheet observations this Honourable Tribunal is humbly requested to allow the appeal of the appellant as prayed for.
- g. That according to the seniority list and service record the appellant is entitled for promotion against the post of District Revenue Accountant but unfortunately this right of the appellant was given malafidly to the private respondent by the official respondents which act is illegal and liable to be set aside by this Honourable Tribunal.
- h. That according to Notification dated: 23/01/2015 the promotion against District Revenue Accountant BPS-14

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the promote shall be promoted on the basis of seniority cum fitness from amongst the Tehsil Accountant of the District with at-least 03 years service as such but in the case of Private Respondent the official respondent ignored this law while giving the benefit hence on this sole ground the impugned order in favour of private respondents is liable to be set aside. Copy of Notification dated: 23-01-2015 is enclosed as ready reference.

That counsel for the appellant may kindly be allowed to raise additional grounds at the time of arguments.

PRAYER:

On acceptance/issuance of the instant service appeal the impugned office order no. 2457/bc dated: 01/06/2017 and order dated: 12/02/2019 passed in favor of the private respondent no. 05 may please be reversed and set aside and thereafter the respondents may be directed to promote the appellant against the post of district revenue accountant by following the seniority list in accordance with law and equity

Dated: 12/10/2020

Humble Appellant

Akhtar Zaman

Through Counsel

M. Wagar Alam

Advocate High Court

AFFIDAVIT

Akhtar Zaman son of Sultan Mehmood r/o Ranwal Teshil and District Tank. Presently working in the office of Deputy Commissioner Tank against the post of Patwari/ Darogha Irrigation Tank, the applicant, do hereby solemnly affirm and declare on oath that contents of above Service Appeal is true & correct to best my knowledge and that nothing has been concealed from whether the Honorable Court.

Identified by Counsel

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR,

Service Appeal No. <u>11946</u> of 2020

Akhtar Zaman Versus

SMBR and others

APPLICATION FOR THE INTERIM RELIEF

Respectfully Sheweth:-

- 1. That the Service appeal of the appellant is being field in this Honourable Tribunal and instant application may please be considered as part of main service appeal.
- 2. That the case of the appellant is prima facie against the respondents and balance of conveinece is also lies in favor of the appellant.
- 3. That the official respondents are going to arranged departmental promotion committee and are bent upon to promote the private respondents against the post of District Revenue Accountant by violating the settled rules and regulation of the department, hence they may please be restrained to not convene the DPC, and not passed the final order in the matter till the final disposal of instant service appeal.
- 4. That the Honourable Tribunal has got vast and ample power to entertain this service appeal.

In view of the above it is humbly prayed that the application in hand may please be accepted and the respondents be restrained to not convene the DPC and not passed the final order in the matter till the final disposal of instant service appeal.

Dated: 12/10/2020

Your humble appellant

Akhtar Zaman

Through Counsel

mywaller M. Waqar Alai Advocate High Court

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR,

| | Service A | Appeal | No. | C | f | 2020 |
|--|-----------|--------|-----|---|---|------|
|--|-----------|--------|-----|---|---|------|

Akhtar Zaman

Versus

SMBR and others

Service Appeal

AFFIDAVIT;

Akhtar Zaman son of Sultan Mehmood r/o Ranwal Teshil and District Tank. Presently working in the office of Commissioner Tank against the post of Patwari/ Darogha Irrigation Tank, the applicant, do hereby solemnly affirm and declare on oath that contents of above CM Petition are true & correct to best my knowledge and that nothing has been concealed from this Honorable Court.

DEPONENT

Identified by

M. Wagar Alam

Advocate High court

ANNEX A - 9-



OFFICE OF THE DISTRICT OFFICER (REVENUE & ESTATE)/COLLECTOR, TANK

No____/BC.

Dated 97 / 8 /2011.

OFFICE ORDER

Mr. Akhtar Zaman son of Sultan Mahmood (CNIC No.12201-8673911-9)

R/O Ranwal Tehsil and District Tank, being eligible in terms of prescribed qualification and merit, is hereby appointed as Patwari BPS-05 (5400-260-13200) plus usual allowances as admissible under the relevant Rules against the vacant post due to retirement of Patwari Muhammad Gul on 19th August, 2011, w.e.f.01/09/2011.

He will produce Medical Fitness certificate from the EDO Health / MS District HQ Hospital Tank.

District Officer (R&E)/Collector, Tank.

No. 581-85 /BC

Copy forwarded to the;-

- 1. District Coordination Officer, Tank.
- 2. District Accounts Officer, Tank.
- 3. Superintendent/Accountant DOR office Tank.
- 4. District Kanungo, Tank
- 5. Official concerned.

District Officer(R&E)/Collector, Tank.

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Tank

Pers #: 00646007 Mame:

Buckle: AKHTER ZAMAN

NAIB TEHSIL ACCOUNTANT

CNIC, No.1220186739119

GPF Interest Free

05 Active Temporary

PAYS AND ALLOWANCES:

0001-Basic Pay

1000-House Rent Allowance

1210-Convey Allowance 2005

1300 Medical Allowance

1973-Adhoc Allowance 2010@ 50% 148-15% Adhoc Relief All-2013

:199-Adhoc Relief Allow @10%

2211-Adhoc Relief All 2016 10%

Gross Pay and Allowances PEROUCTIONS:

1501-Benevolent Fund

Total Deductions

D:O.B .

P Sec:001 Month: February 2017 TK6054 -Deputy Commissioner Dist DEPUTY COMMISSIONER TANK

GPF #:

Old #:

TK6054

11,110.00

1,002.00

1,932,00

I,500.00

1,670.00

386.00

217.00

1,111.00

18,928.00

Subrc:

600,.00

18;328.00

LFP Quota:



NTN:

GPF #:

Old #:

S#:1

Tank

Pers #: 00646007

AKHTER ZAMAN

NAIB TEHSIL ACCOUNTANT

CNIC No.1220186739119 GPF Interest Free

05 Active Temporary

PAYS AND ALLOWANCES: 0001-Basic Pay

1000-House Rent Allowance

1210-Convey Allowance 2005

1300-Medical Allowance

1555-Stationery Allowance

1617-Patwar Khana Allowance

2148-15% Adhoc Relief All-2013

2199-Adhoc Relief Allow @10%. 2211-Adhoc Relief All 2016 10%

Gross Pay and Allowances

DEDUCTIONS:

3501-Benevolent Fund

1004-R. Benefits & Death Comp:

P Sec:001 Month:October 2018 TK6054 -Deputy Commissioner Dist

DEPUTY COMMISSIONER TANK

13,760.00 1,503.00

1,932.00

1,500:00

5.00.00

3,100.00

386.00

217.00

1,111.00

26,761.00

Subrc:

600.00

690.00

Total Deductions

1,290.00

25,471.00

D.O.B

21:12.1982

07 Years 02 Months 006 Days

LFP Quota: 4
HABIB BANK LIMITED TANK. 10170022521903





Respected Sir,

NOTE SHEET

It is submitted that:-

- 1. Brief history of Mr.Zahid Nawaz, appointment as Patwari(BPS-09) to promotion as DRA(PBS-14 on ACB).
- a. Mr.Zahid Nawaz son of Haji Muhammad Nawaz resident of Qutab Colony Municipal Committee, Tank Tehsil & District Tank was appointed as Patwari (BPS-09) vide Deputy Commissioner Tank Order No.544/BC, dated 23.01.2014.
- b. He was adjusted/posted as Tehsil Revenue Accountant (BPS-07) vide Deputy Commissioner Tank Order No.2457/BC, dated 01.06.017.
- c. Presently he was promoted to the post of District Revenue Accountant (BPS-14) on Acting Charge Basis vide Assistant Secretary (Estt:), Government of Khyber Pakhtunkhwa, Board of Revenue. Revenue & Estate Department Peshawar Order endst: No. Estt: V/DPC/NT/2019/3976-81, dated 12.02.2019.

2. Brief history of Mr.Akhtar Zaman, appointment as Patwari(BPS-09).

- Mr.Akhter Zaman S/O Sultan Mehmood resident of Ranwal Tehsil & District Tank was appointed as Patwari (BPS-05) vide this office order No.580/BC, dated 22.08.2011.
- ii. He was posted/transferred as Naib Tehsil Accountant in the Deputy Commissioner of the Serned as NTA up to office Tank with effect from 01:01:2014/10 30:01:2018.
- iii. He was posted/transferred to Patwari (As record Keeper) vide this office order No.1028/E.C, dated 30:01.2018.
- iv. He was transferred to Patwari Irrigation in (NTI) office Tank vide this office order

 No.7145/E.C, dated 19.10.2018 and presently working as Darogha in Head Zam

 Tank up till now.

- Submitted for perusal and further directions/guidance please.

Supdt:



OFFICE OF THE STANT COMMISSIONER

Respected Sir,

Reference PUC from the Board of Revenue, Khyber Pakhtunkhwa on the aforesaid caption may please be read with reference to this office Memo at page-22- and the proposed DFA and note sheet by the Establishment Clerk at "Flag A & B".

The undersigned was handed over the file and verbally directed by the worthy DC Tank to probe into the matter. Complete record of the case was not provided by the Estt: Clerk, rather he verbally told that the remaining relevant papers might have been kept by the officials concerned i.e M/S Zahid Nawaz, DRA (ACB) and Akhatar Zaman Patwari/NTRA.

In order to unearth the fact, M/S Zahid Nawaz DRA, Akhtar Nawaz Patwari and Muhammad Haroon Estt; Clerk were directed vide this office Memo No. 540/AC/T dated 08.10.2019 (page 13) to provide the requisite record/relevant papers otherwise the case will be processed as per available record. In compliance, to the above letter dated 08.10, 2019, M/S Zahid Nawaz -DRA and Muhammad Haroon Estt: Clerk provided some relevant record/papers (photo-copies/files at Flag- $\mathcal C$.) whereas the applicant (Akhatar Nawaz) did not turn up nor provided any relevant record/documents.

BOR, Khyber Pakhtunkhwa Notification No. 1942/Estt:/1/135/8SRC dated 23.01.2015, in which method of recruitment/promotion criteria for the posts of DRA, Tehsil Accountant & Naib Tehsil Accountant is elaborated is annexed as (Flag " D").

The available record reveals that the applicant (Akhtar Nawaz) was initially appointed as Patwari(BPS-05) vide defunct DOR Office order bearing No. 580/BC dated 27.08.2011 (Flage E) while on 01.12.2011, the post of Patwari upgraded from BPs 05 to BPS 09 as per entries in his service book. The applicant (Akhtar Nawaz) transferred/posted as Naib

Anx - F (protex Copy not an article) Tehsil Revenue Accountant (NTRA) on 01.01.2014 and served as NTRA upto 30.01.2018. (04 years). However, there is no entries of his services as NTRA available in his service book, rather the applicant (Akhtar Zaman) has continuously drawn his salaries as Patwari (BPS-ATTESTED. 05) and in (BPS-09) since his appointment.

(Continue page-----

-26 -

His service profile is as under;-

| S# Name of post he remained posted | Duration |
|---|-----------------------------|
| 1- Patwari (BPS-05) | 27.08.2011 upto 31.12.2013 |
| 2- Posted as Naib Teshil Revenue Accountant | 01.01.2014 upto 29.01.2018. |
| Record Keeper | 30.01.2018 upto 18.10.2018 |
| | 19.10.2018 till date |

Observation:-

a- Against criteria, the applicant wants direct promotion from Patwari (BPS-09) to DRA and his service record does not qualify for that.

Mr. Zahid Nawaz DRA(ACB) was appointed as Patwari (BPS 09) vide Deputy Commissioner Tank Office Order No. 544/BC dated 23.01.2014 (Flag"] "). He was subsequently adjusted and posted as Tehsil Revenue Accountant on Regular Basis vide Deputy Commissioner Tank office order No. 2457/BC dated 01.06.2017 (Flag-]). Entry to this effect is available in the service book and official has drawn his salary as TRA in BPS 07 till his promotion as DRA (ACB). Proc. / Book. order olated 12-02-19. (Flg-K.).

a- Whether Departmental Promotion Committee meeting and other codal formalities were observed while appointing Mr. Zahid Nawaz Patwari to the post of TRA on Regular Basis in the year 2017?

b- As per criteria, Patwari cannot be adjusted as "TRA" directlas the post of TRA should be filled up amongst seniority-cum fitness basis of NTRA. In the instant case, this step is left and Mr. Zahid Nawaz Patwari has adjusted directly as TRA.

e- As per criteria, three years consecutive service as TRA is mandatory to the promotion for the post of DRA, whereas in the instant case this condition is not fulfilled.

Submitted for further necessary action please.

J. D.C. Fi

ile play

Ac Taul-

Assierum Commissioner Tank.

ATTESTED .

بخدمت جناب ڈیئی کمشنرصا حب ضلع ٹانک -27-

<u>درخواست برائے فراہمی ضروری کاغذات تعینانی احکامات نسبت زامد نواز پٹواری جس کو</u> مورخہ: 01/06/2017 کوریگولر بنیا دیر تخصیل ریونیوا کا وُنٹنٹ تعینات کیا گیا ہے اوراس کے بعدمور ند: 12/02/2019 كوڙسٹر كٹ ريونيوا كاوئٽنٹ خفيہ طور برلگاديا گيا۔

Right to Information Act

جناب عالی۔ سائل حسب ذیل عرض رساں ہے۔

ا ۔ بیک سائل رہائشی وسکونتی ضلع ٹا تک ہوں اور من سائل کومندرجہ ذیل کاغذات زیر قانون Right to Information Act فراہم کیے جاویں ۔ نقل شناختی کارڈلف

ا۔ نقل علم مورخہ: 01/07/2017 جس کے تحت زاہدنواز پڑواری کو تحصیل رو تیوا کا وُنٹوٹ تعینات کیا گیا۔

اا۔ نقل علم مورخہ: 12/02/2019 جس کے تحت زاہدنواز پڑواری کوڈسٹر کٹ رونیو ا كاوُنْنْ فعينات كيا گيا۔

iii نقل حكم مورخه: 01/01/2014 جس كي روسيمن سائل كونا ئب تخصيل اكاوَنتنك تعينات كيا گيا۔

جناب عالى مهرباني فرما كرمندرجه بالاربكاردمن سائل کوفرا ہم کردیں تا کہ قانون کے تقاضے پورے ہوسکیں۔ 🖴 مورخه: 21/06/2020

بخدمت جناب ا کاوئیٹ آفیسرصاحب ضلع ٹانک سے کھی ہے

درخواست برائے فراہمی ضروری کاغذات تعینانی احکامات نسبت زابد نواز بینواری جس کو مورخد: 01/06/2017 کوریگولر بنیاد برخصیل ربو نیواکاونڈیك تعینات کیا گیاہے اوراس کے بعد مورخد: 12/02/2019 کوڈسٹر کٹ ربو نیواکاونڈیك خفیہ طور برلگادیا گیا۔

Right to Information Act

جناب عالی۔ سائل حسب ذیل عرض رساں ہے۔

ا۔ یہ کہ سائل رہائش وسکونی ضلع ٹا تک ہوں اور من سائل کومندرجہ ذیل کا غذات زیر قانون Right to Information Act

ا۔ نقل عمم مورخہ: 01/07/2017 جس کے تحت زاہدنواز پڑواری کو تحصیل رونیوا کا وُنٹنٹ تعینات کیا گیا۔

اا۔ نقل تکم مورخہ:12/02/2019 جس کے تحت زاہدنواز پٹواری کوڈ سٹر کٹ رونیو اکاؤنٹوٹ تعینات کیا گیا۔

iii۔ نقل علم مورخه: 01/01/2014 جس کی روسے من سائل کونا ئب مخصیل اکاؤنٹنگ تعینات کیا گیا۔ تعینات کیا گیا۔

جناب عالی مہر بانی فرما کرمندرجہ بالاریکارڈمن سائل کوفراہم کردیں تا کہ قانون کے تقاضے پورے ہو سکیں۔ مورخہ:21/06/2020

اختر زمان ولدسلطان محمود سكنه رنو ال تخصيل وضلع ٹا نك_ روم ATTESTED Marreece

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Annex!

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- 29-

GOVERNMENT OF KHYBER PAKHTUNKHWA BOARD OF REVENUE

REVENUE & ESTATE DEPARTMENT

No. Estt: V/PF/Akhtar Zaman. T.A /DIK/ 1822 | Peshawar dated the 13/04/2018.

 T_{C}

The Deputy Commissioner

Tank:

SUBJECT: APPLICATION FOR PROMOTION TO THE POST OF DISTRICT REVENUE ACCOUNTANT.

I am directed to enclose copy of an application dated . 2018 submitted by Mr. Akhtar Zaman Tehsil Revenue Accountant of district Tank on the subject with the request to provide the following documents / information to enable this Department place the case before the Departmental Promotion Committee for consideration.

- 1. Final / undisputed seniority list of Tehsil Accountant for the year 2017.
- 2. Original ACRs alongwith synopsis of the recommendees (6 copies each).
- 3. Requisite / non involvement certificate.
- 4. Intimate as to whether the name of Tehsil Accountant who will be promoted to the post of District Revenue Accountant has been mentioned in the list of Plea Bargain is issued by the Supreme Court of Pakistan. A certificate to this effect may also be provided.

Assistant Secretary (Estt.)





OFFICE OF THE DEPUTY COMMISSIONER DISTRICT TANK

PHONE:0963-511326 & FAX:0963-510300

Dated 12 /04/2019.

The Assistant Secretary (Estt) Government of Khyber Pakhtunkhwa Board of Revenue, Revenue & Estate Department Peshawar.

Subject:- APPLICATION FOR PROMOTION TO THE POST OF DISTRICT REVENUE ACCOUNTANT.

Memo:

Reference your office letter No. Estt: V/PF/Akhtar Zaman T.A/DIK/18221, dated 13/04/2019 on the subject cited above.

The following service period of Mr. Akhtar Zaman, Patwari is as under:

- 1. Mr.Akhtar Zaman s/o Sultan Mehmood resident of Ranwal Tehsil & District Tank was appointed as Patwari (BPS-05) vide this office letter No.580/BC, dated 22/08/2011.
- 2. He was posted/transferred as Tehsil Accountant in the Deputy Commissioner office Tank with effect from 01/01/2014 to 30/01/2018.
- 3. He was posted/transferred to Patwari (As Record Keeper vide this order No.1028/E.C. dated 30/01/2018
- 4. He was transferred to Patwari irrigation in (NTI) office Tank vide this office order No. [7145/E.C., dated 19/10/2018 and presently working as Darogha in Head ZamTank up till now

The requisite documents/information in respect of Mr. Akhtar ZamanTRA (BPS#07) are enclosed herewith as desired please.

Note: This office letter No. 3889/E.C, Dated 08/05/2018 addressed to your good office may please be considered as Null and void.

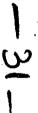
> DEPUTY COMMISSIONER DISTRICT TANK

ATTESTED TO

FINAL SENIORITY LIST OF NAIB TEHSIL REVENUE ACCOUNTANT IN RESPECT OF THE OFFICE OF THE DEPUTY COMMISSIONER DISTRICT TANK AS STOOD ON 31,12,2017.

| Name & | Designation | Scale | Date of | Qualification | DO 1st | Date of | Date of. | Remarks |
|----------------|-------------|-------|------------|---------------|------------|--------------|------------|---------------------------|
| Father Name | | in | Birth | | Entry into | promotion | Entry into | |
| | | BPS | • | | Govt: | into present | Present | |
| | | | | | service | post . | Scale | |
| · Akhter Zaman | Naib Tehsil | 05 | 21.12.1982 | B.A . | 27.08.2011 | 01.01.2014 | 30.01.2018 | Originally appointed as |
| S/O Sultan | Revenue | - | | • | | | *. | Patwari (BPS-05), posted/ |
| Mehmood | Accountant | | | ÷ | | : | | transferred as NTRA and |
| • | | | | , | | | | presently working as |
| | | | | | | | | Patwari (BPS-09). |

Deputy Commissioner Tank







GOVERNMENT OF KHYBER PAKHTUNKHWA, BOARD OF REVENUE,

REVENUE & ESTATE DEPARTMENT.

Facebook ID: www.facebook.com/bor.kpk92
Twitter ID: @RevenueBoardkp

091.9213989 Fax No:

The Deputy Commissioner,

SUBJECT:

POLICY/RULES FOR APPOINTMENT/RECRUITMENT OF PATWARI

Dear Sir.

I am directed to refer to your letter No. 1307/E.C. dated 06.03.2019 and to forwards herewith copy of updated/amended service rules for appointment of Patwaris as desired please.

Secretary (Esti)

Office of BC Tank Mವಾಣಾ Of Branch.

28 03:19

'DC Tank



OFFICE OF THE DEPUTY COMMISSIONER, DISTRICT TANK.

No / 2-5 7- /E.C.

Τo

The Assistant Secretary (Estt)
Government of Khyber Pakhtunkhwa
Board of Revenue, Reveneu & Estate Department
Peshawar.

Subject:-

APPLICATION FOR POMOTION TO THE POST OF DISTRICT

Memo:-

Reference your office letter No.Estt:V/PF/Akhtar Zaman T.A/DIK/18221, dated

13.04.2018 on the subject cited above.

The following service period of Mr. Akhter Zaman, Patwari is as under:-

- Mr.Akhter Zaman S/O Sultan Mehmood resident of Ranwal Tehsil & District Tank
 was appointed as Patwari (BPS-05) vide this office order No.580/BC, dated
 22.08.2011.
- He was posted/transferred as Naib Tehsil Accountant in the Deputy Commissioner office Tank with effect from 01.01.2014 to 30.01.2018.
- 3. He was posted/transferred to Patwari (As record Keeper) vide this office order No.1028/E.C, dated 30.01.2018.
- 4. He was transferred to Patwari Irrigation in (NTI) office Tank vide this office order No.7145/E.C, dated 19.10.2018 and presently working as Darogha in Head Zam Tank up till now.

The requisite documents/information in respect of Mr.Akhter Zaman, Patwari(BPS-09) are enclosed herewith as desired please.

All file of pool of a service of the
Deputy Commissioner Tank



FINAL SENIORITY LIST OF NAIB TEHSIL REVENUE ACCOUNTANT IN RESPECT OF THE OFFICE OF THE

DEPUTY COMMISSIONER DISTRICT TANK AS STOOD ON 31.12.2017

| | /Name | Dagi | | | STONER DISTR | act reares | TO STOOD OF | 31.12.2017 | | |
|-----|--------------|-------------|-------------|-------------|---------------|---------------------------------------|---------------|---------------------------------------|----------------|--------------|
| | Father Name | Designation | Scale | | | · · · · · · · · · · · · · · · · · · · | | | | |
| | .] | 1 | l in | Date of | Qualification | DO 1st | Date of | Date For | | 10.00 |
| | 1 | ľ· | BPS | Birth . | | Entry into | promotion | F 01 | Remarket | |
| • | Albin | L ' 1 | | | 1 | Govt: | into - | Entry into | 14.500多人也 | |
| | Akhter Zaman | Naib Tehsil | | | 1 1 | service | post | | and the second | |
| 1 | i – Suman i | Revenue | 05 | 21.12.1982 | | 27.08.2011 | 01 01 000 | Scale Scale | | |
| - / | Mehmood | · Oiluc | | 102 | B.A | | 01.01.2014 | 30.01.2018 | O | |
| - / | 1. | Accountant | . 1 | - 1 | . 1 | 1 | ĺ | · · · · · · · · · · · · · · · · · · · | a Bulling a | ppointed les |
| ٠/ | 1. | | · [- | 1 | | | . 1 | 3 3 7 | Patwari (BPS | 057V 200 |
| - | | <u> </u> | - 1 | 1 | | - 1 | | | ransferred as | NTD |
| • ` | • | | 1_ | | | | | | resently | and and |
| | • | | | | | ······ | L | 一一、海岸等於「中 | atwari Opo | orking as |
| , | | | | | | | | STATE SERVICE | | ストには正常に発える |

Doputy Commissioner.
Tank

FINAL SENIORITY LIST OF NAIB TEHSIL REVENUE ACCOUNTANT IN RESPECT OF THE DEPUTY COMMISSIONER DISTRICT TANK AS STOOD ON 31.12.2017.

AND TARREST AT INVESTIGATION OF THE PROPERTY O

| Name & Father Name | Designation | Scale in BPS | Date of Birth | Qualificatio n | DO 1st Entry into Govt: service | Date of promotion into present post | Date of Entry into Present Scale | |
|------------------------------------|--------------------------------------|--------------------|------------------|-------------------|---------------------------------|-------------------------------------|----------------------------------|--|
| Akhter Zaman S/O Sultan Mehmood | Naib Tehsil Revenue Accountant | 05 | 21.12.1982 | B.A | 27.08.2011 | 01.01:2014 | 30.01.2018 | Originally appointed as Patwari (BPS-09), posted/transferred as NTRA and presently working as patwari. |

ATTESTED

Deputy Commissioner Tank

- 36 -بخدمت جناب کمشنرصاحب ڈیرہ اساعیل خان ڈویژن

تحکماندا بیل برخلاف تھم مورخہ: 2017-06-01و 12/02/2019 مصدران ازان ڈپٹی کمشنز تعلیم ٹاکف جس کی روے زاہد نواز پڑواری کو بہلے تو تحصیل ریو نیوا کا وُنٹنٹ کی آسامی برغیر قانونی طور پرریگولر بنیا د پر بحرتی کیا گیا اوراس کے بعد مورخہ 12/02/2019 کو ڈسٹر کٹ ریو نیوا کا وُنٹنٹ کی آسامی برا یکٹنگ جارج کی بنیا د پر اوراس کے بعد مورخہ 12/02/2019 کو ڈسٹر کٹ ریونیوا کا وُنٹنٹ کی آسامی برا یکٹنگ جارج کی بنیا د پر تعینات کر دیا گیا ہے جو کہ نوٹیئیٹن مورخہ:23/01/2015 کے برخلاف ہے اس لیے ہر دواحکامات قائل منسوخی ہیں۔

جناب عالى: من سائل البيلانك حسب ذيل عرض رسال مول ـ

ا۔ یہ کہ من سائل آنجناب کے ماتحت سال 2011 سے فرائض منصی ادا کرتا چلا آر ہا ہوں من سائل کو جناب ڈپٹی کمشنر ٹا تک نے مور ند: 01/01/2014 کو ٹائب مخصیل اکا وَنٹن کی آسامی پر تعدیات کیا جہر پر پر من سائل نے برطابات تا نون 30/01/2018 تک کام کیا اور 4سال تک ٹائب مخصیل اکا وَنٹن کی آسامی پر تعینات رہنے کے بعد من سائل کو ای آسامی پر تعینات رہنے کے بعد من سائل کے جونیئر زام نواز من سائل کو ای تبائی کے جونیئر زام نواز پڑواری کو خفیہ طور رپر تعینات کر دیا اور اس کی تعیناتی کی نبیت ہر دوا حکا مات بھی من سائل کو بوجود درخواست گزار نے کے فراہم نہ کے گئے اس لیے من سائل ہر دوا حکا مات کو و بر دو بذر بعد اپیل ہذا چیلنے کرتا ہوں۔

گراؤنڈزاپ<u>ل:</u>

الف۔ یہ کہ ہر دواحکامات جو کہ زاہد نواز پٹواری کے حق میں خفیہ طور جاری کیے گئے وہ سراسر غلط خلاف قانون خلاف الفاف واقعات اور خلاف منسوخی ہے۔

ب۔ یہ کمن سائل سینئر موسٹ ہونے کی وجہ ہے آسامی ڈسٹر کٹ ریو نیوا کا وَنَشْف پر تعیناتی کا حقدار ہوں جب کہ زاہد نواز پڑواری برطابق قانون آسامی ڈسٹر کٹ ریو نیوا کا وَنَشْف پر کسی طور تعیناتی کا حق ندر کھتا ہے جب کہ قانونی کے مطابق جو ملازم تخصیل ریو نیوا کا وَنَشْف کی آسامی پر تمین سال کام کر چکا ہواس کو ڈسٹر کٹ ریو نیوا کا وَنَشْف کی آسامی پر تعین سائل جو کہ 4 سال تک تخصیل اکا وَنشُف کی آسامی پر کام کر چکا ہے اور سنیارٹی میں بھی زاہد نواز ہے آگے ہے لیکن میاسی بنیادوں پر قانون کی دھیاں اڑاتے ہوئے اپنے من پند شخص کو ترتی دیتا سپر یم کورٹ کے فیصلوں کی منافی ہے۔

رج۔ یہ کہ ہردواحکامات جو کہ خفیہ طور پر زاہدنواز پٹواری کے جن میں جاری کیے گئے ہیں ان کومن سائل کوفراہم نہ کرنا بھی بد نیتی واضح کرتا ہے اس لیے آنجناب سے بھی استدعا ھیکہ ہر دواحکامات جناب ڈپٹی کمشنر ضلع ٹا تک سے طلب کر کے فیصلہ کریں کہ وہ قانونی احکامات ہے یا غیر قانونی اور ان کی ایک کا پی من سائل کوفراہم کردے تو من سائل آپ ہی۔ مشکور رہے گا۔

لهذااستدعاهیکه بمنظوری ایل بذاهم <u>-00-2017 محدران ازان وی کمشنر شلع</u> <u>ٹانک کو</u> کالعدم قرار دیاجاد ہے اور من سائل کوڈسٹر کٹ ریو نیوا کا وَنفیٹ کی آسامی پرمستقل بنیادوں پرترقی دی جادے تاکہ انصاف کے تقاضہ پورے ہوسکے۔

مورفه:24/06/2020

اختر زمان ولدسلطان محمود سكندرنوال مخصيل وضلع ثانك ____

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TESTED

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BETTER COPY

GOVERNMENT OF KYBERPAKHTUKHWA

BORD OF REVENUE / REVENUE AND ESTATE DEPARTMENT.

JENSALDAR, NATE TEHSTLDAR/SUBORDINATED REVENUE SERVICE RULTS, 201.

NOTIFICATON
Peshawar, dated 23-01-2015

No.1942/Esttl/135/SSRC: In pursuance of the provision contained in sub-rule (2) of rule 3 of the Khyber Pakhtukhwa civil servants (appointment, promotion and transfer) Rules,1989 read with the Cabinet division Notification#SRO.457(1)/2001 dated 28th june, 2001 and in supersession of all previous rules issues in this behalf, conditions specified in column 3 to 7 of the Appendix to this Notification and applicable to posts born on the cadre strength of Revenue and Estate Department specified in column 2 of the said appendix.

APPENDIX

| S.No Nomenciature of Appointing Minimum Qualification of appointment for appointment for appointment or by transfer premotion for appointment or by transfer premotion. 1 Tehsildar Administrative Second class Graduation from any University recognized by the Higher Tear for initial | twenty percent 100 |
|---|---|
| 1 Tehsilder Administrative Second class Graduation from any Gri: 21.29 (a) 1 Tehsilder Administrative Second class Graduation from any Gri: 21.29 (a) 1 Tehsilder Year for initial | twenty percent |
| (BPS 16) Sercetary (SIABR) Education Commission (b) | recruitment and sixty percent by promotion on the basis of joint seniority-cumbers from amongst Halb |
| 4 de | Tensiders, District in the Accountants, District illiners, and Sub-Registrar with at him live year service. Twenty percent by promotion of the basis of joint seniority-cumfitness from amongst Assistent of |
| | the Office of Ecord of Revenue, officers of Commissioners and Popular Commissioners and Political Agents having the year service as such. |

Million Diment Right

GOVERNMENT OF KHYBER PAKHTUNKHWA BOARD OF REVENUE IREVENUE AND ESTATE DEPARTMENT.

> NOTIFICATION Peshawar, dated 23-01-2015

1. 12/Estivi35/SSRC. In pursuance of the provisions contained in sub-rule (2) of rule 3 of the North West Frontier Province Civil Servants (Appointment, Promotion and Control of Rules, 1939 read with the Cabinet Division Notification No. SRO. 457(1)/2001 dated 28th June, 2001 and in supercession of all previous rules issued in this behalf, the Revenue and Estate Department, in consultation with the Establishment and the Finance Department, hereby lays down the method of recruitment, qualification and other condition. Specified in column 3 to 7 of the Appendix to this Notification and applicable to posts born on the cadre strength of Revenue and Estate Department specified in column 2 of the said appendix:

'APPENDIX

| | | | | 15 | 6 | 1 |
|------|--|---------------------------------------|---|---|---|--|
| . 1. | Nomenclature of the post Tehsildar (BPS 16) | Administrative Secretary (SMBR) | Affininum Outlification for appointment by initial recruitment or by transfer Second class Graduation from any University recognized by the Higher Education Commission | Minimum Outlification for appointment by premotion Deleted | Age limit 21 - 30 years For initial recruitment | (a) Twenty percent by initial recruitment; and (b) Sixty percent by promotion, on the basis of joint sezionity-cum-finess from amongst Kaib Tehsildars, District Revenue Accountant, District Kanungos and Sub-Registrar with at least five years service. (c) Twenty percent by promotion on the basis of joint senionity-cum-fitness from amongst Assistants of the office of Board of Revenue, offices of Commissioners, Deputy Commissioners and Political Agents having fit years service as such. |
| | Į. | | | ! | | - |

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| | 2 | 3 | 4 | 5 | 6 | 7 |
|---|--|---------------------------------------|---|------------------|--------------|---|
| 5. | District Revenue Accountant (BPS 14) | Administrative Secretary (SMBR) | - | - | - | By promotion, on the basis of seniority-cum-fitness, from amongst the Tehsil Accountant of the district with at least three year service as such. |
| 6. | Kanungo (BPS – 11) | District Collector | - | - | | By Promotion, on the basis of seniority-cum-fitness, from amongst the Patwaris and Naib Office Kanungos of the district concerned with three years service as such and who have passed the Departmental examination of Kanungo. |
| 7. | Tehsil Accountant | District Collector | - | - | - | By promotion on the basis of seniority-cum-fitness from amongst the Naib Tehsil Accountants having three (03) years service as such. |
| 8. 18. 19. 19. 19. 19. 19. 19. 19. 19. 19. 19 | .Patwari (BPS – 09) | District Collector | Intermediate or equivalent qualification, who have passed the Patwar Examination. | - | 18 to 35 | "By initial appointment from amongst the Patwar passed candidate entered in the Tehsil Patwar candidate register maintained by District Collector of the district concerned. |
| 9. | Naib Tehsil Accountant / Naib Tehsil Office Kanungo | District Collector | | - | - | By transfer from amongst the Patwaris. |

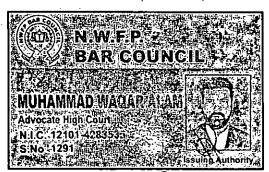
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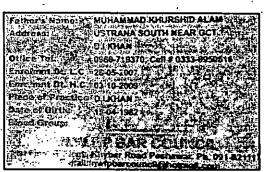


Sd/-SECRETARY TO GOVERNMENT REVENUE AND ESTATE DEPARTMENT

License # B.C (KPK) 1049-44

وكالبث نامه





Khyber takhtunknwa Service Tri - Ch. Govt of KPR Service نفصیل دعویٰ یا جرم نے ماعث تحريرة نكه

مقدمه مندرجه بالاعنوان میں اپی طرف واسطے ہیر دی وجوابد ہی برائے پیشی یا تصفیہ مقدمہ بمقام 🔼 <u>۵ 🗚 ک</u> محمدوقارعالم ايرووكيث بائى كورث

کوحسب ذیل شرا نظ پروکیل مقرر کی ہے، کہ ہر پیٹی پرخود بذر بعیریختیار خاص روبر وعدالت حاضر ہوتار ہوں گا۔اور ہرونت پکارے جانے مقدمہ وکیل صاحب موضوف کو اطلاع دیکرحاض عدالت کروںگا،اگر پیشی پرمظم حاضرنه ہوا،اورمقد مدمیری غیرحاضریٰ کی وجہ سے کسی طور پرمیرے برخلاف ہوگیا،تو صاحب موصوف اسکے کسی طرح ذمہ دار ندہوں مے۔ نیز وکیل صاحب موصوف صدر مقام کچبری کے علاوہ کے اوقات سے پہلے یا پیچیے یا بروز تعطیل پیروی کرنے کے ذمددار ندہوں مے۔اور مقد محمدر کچبری کےعلاوہ اور جگہ ساعت ہونے یا بروز تعطیل یا کچبری کے اوقات کے آ مے پیچھے کیش ہونے پرمظمر کوکوئی نقصان بینے تواس کے ذمہ داریااس کے واسطے کسی معاوضہ کے اداکرنے پابیاندوالی کرنے کے بھی موصوف ذ مددارنہ ہول مے۔ جھ کوکل ساختہ پر داخطہ صاحب موصوف مثل کردہ ذات خودمنظور دقبول ہوگا۔ اور صاحب موصوف کو عرضی دعوی یا جواب دعوی یا درخواست اجرائے ڈکری ونظر تانی ایل مگرانی و ہرتسم درخواست پردستخط وتقدین کرنے کا بھی اختیار ہوگا۔اور کسی تھم یا ڈگری کرانے اور ہرتسم کا روپیدوصول کرنے اور رسید دینے اور داخل کرنے اور ہرتم کے بیان دینے اور اُس پر ٹالش یا راضی نامہ دفیصلہ پر حلف کرنے ، اقبال دعویٰ کا بھی اختیار ہوگا ، اور بصور اُت مقرر ہونے تاریخ پیشی مقدمہ نمرکورہ ہیرون از کچبری صدر پیروی مقدمہ نمرکورہ نظر ٹانی واپیل ونگرانی و برا آ مدگی مقدمہ یامنسونی ڈگری پیکطرف یا درخواست عظم امتناعی آیا ترتی یا مرفآري قبل از فيصله اجرائے وگري بھي صاحب موصوف كوبشرط ادائيكي عليحد ومختانه بيروي كا اختيار ہوگا اورتمام ساخته پر داخته صاحب موصوف مثل كرده ذات خودمنظور و تبول هوگا-اوربصورت ضرورت صاحب موصوف کوبیجی اختیار هوگا که مقدمه نمرکوره پااسکیکس جزوکی کاروائی پابصورت درخواست نظر ثانی ایپل پانگرانی پاویگرمعا بلیه مقدمه ندکوره کمی دوسرے دکیل یا بیرسٹرکواپنے بجائے یا اپنے ہمراہ مقرر کریں ،اورا پیے مشیر قانون کوبھی ہرامریس وہی اورو پسے اختیارات حاصل ہوں گے ، جیسے صاحب موصوف کو عاصل ہیں،ادروہ ان مقدمہ میں جو کچھ ہر جاندالتواء پڑیگا،وہ صاحب موصوف کاحق ہوگا۔ مگرصاحب موصوف کو پوری فیس تاریخ پیشی سے پہلےاداند کروں گا۔ تو صاحب موصوف کو پوراا ختیار ہوگا کہ کی مقدمہ کی بیروی ندکریں اورالی صورت میں میراکوئی مطالب کی شم کاصاحب موصوف کے برخلاف نہیں ہوگا۔ Acoespteal.

لبذاد کالت نامدکھدیا ہے۔ تا کہ سندر ہے

مضمون وکالت نامهن لیاب_اوراچی طرح سمجھ لیاہے اور منظور

الخراكان دريم البلاث

محدوقارعالم ايژووكيٺ مائي كورت

ail: waqaralam1982@gmai.com

12201-8673911-9

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

| PESHAWAR. | |
|--|---|
| | 7/3 |
| No. | م ا |
| Appeal No. 11946 | |
| ishtar Laman | Appellant/Petitioner |
| - Versus | .9 |
| In SM13R, 15PH Por | Respondent |
| Respondent No. | 3 |
| | . H. Tarek |
| Notice to: Defrity Commissioner Di | Sil loving, |
| | • |
| WHEREAS an appeal/petition under the provision Province Service Tribunal Act, 1974, has been presented/re the above case by the petitioner in this Court and notice has hereby informed that the said appeal/petition is fixed for *on 2.2 | been ordered to issue. You are hearing before the Tribunal to urge anything against the xed, or any other day to which sed representative or by any e, therefore, required to file in 4 copies of written statement ease also take notice that in manner aforementioned, the gistrar of any change in your tained in this notice which the ir correct address, and further ed sufficient for the purpose of |
| Copy of appeal is attached. Copy of appeal has already | ady been sent to you vide this |
| office Notice Nodateddated | |
| Given under my hand and the seal of this Court, at | |
| Day of | o. |
| at Camp Court D. I. Kham | Registrar, |
| Knyber Pak | htunkhwa Service Tribunal |

The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.

Peshawar.

2. Always quote Case No. While making any correspondence.

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

| No. | | • | _ | | | · • |
|-------------------------------|--|--|--|---|--|--|
| | | o | | of 20 | 20 | • |
| · | Aki | htar Zar | NAN | Appella | ant/Petitioner | |
| | | SMBR | ersus | Posh: | | |
| | ther | 2011/8K | 12/14 | R | espondent | • |
| | • | | | No | | ••••• |
| Notice to: _ | _ Distt. | · Arecum | A Office | er / | ouls. | |
| | | | | | • | |
| WHE | REAS an appe | eal/petition und | ler the provis | sion of the | North-West | Frontier |
| the above chereby info *on | ervice Tribunal ase by the petitioner detitioner you as ay be postpone duly supported b at least seven o any other docu your appearance ition will be hear | said appeal/persaid appeal/persaid appeal/persaid appeal/persaid appeal/persaid at 8.00 are at liberty to did either in person your power of days before the aments upon we can the date and decided in the date | urt and notice tition is fixed A.M. If you we lo so on the date son or by autif Attorney. You date of hearifixed and in fixed and in your absence fixed for hear | has been ore for hearing ish to urge te fixed, or a horised reputate, thereforg 4 copies. Please also the manner e. | dered to issue the before the anything againg other day resentative of the required of written so take notice aforemention | e. You are Tribunal ainst the to which or by any to file in tatement e that in oned, the |
| address. If | ou by registered you fail to furniven in the appeal ed to this addre | sh such address l/petition will b | your address e e deemed to be | contained ir | this notice v t address, an | vhich the d further |
| | | | | | | |
| Copy | of appeal is at | tached. Copy o | f appeal has a | dready been | sent to you | viae tnis |
| office Notic | ce No | | dated | | | 20,11 |
| Give | n under my har | nd and the seal | of this Court, | at Peshawa | | LO 1/20 |
| Day of | * | out: | •••••• | 20 20 | | • |
| at | Campl | wurt D | .1. Velu | Keg | June reduce | ·. |
| • | • | | Khyber l | Pakhtunkh | V | lribunal, |
| | | | | Pesh | awar. | |

. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.

2. Always quote Case No. While making any correspondence.

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

| No. | 153 |
|--|--|
| Appeal No | 9.4.6of 20 20 |
| Akhtar In | アアグラン Appellant/Petitioner Versus |
| SMB.R. | |
| | Respondent No |
| . K/O Gulab Ca | lamy Nuncipal Committee |
| WHEREAS an appeal/petition | under the provision of the North-West Frontier |
| the above case by the petitioner in this hereby informed that the said appea *onat 8 appellant/petitioner you are at liberty the case may be postponed either in Advocate, duly supported by your pow this Court at least seven days before along with any other documents upo | has been presented/registered for consideration, in Court and notice has been ordered to issue. You are l/petition is fixed for hearing before the Tribunal .00 A.M. If you wish to urge anything against the to do so on the date fixed, or any other day to which person or by authorised representative or by any er of Attorney. You are, therefore, required to file in the date of hearing 4 copies of written statement in which you rely. Please also take notice that in ate fixed and in the manner aforementioned, the led in your absence. |
| given to you by registered post. You saddress. If you fail to furnish such add address given in the appeal/petition w | date fixed for hearing of this appeal/petition will be should inform the Registrar of any change in your ress your address contained in this notice which the ill be deemed to be your correct address, and further ered post will be deemed sufficient for the purpose of |
| Copy of appeal is attached. Co | py of appeal has already been sent to you vide this |
| office Notice No | dated |
| Given under my hand and the | seal of this Court, at Peshawar this |
| Day of | 2020 |
| at camplant | Registrar, |
| | Khyber Pakhtunkhwa Service Tribunal, Peshawar. |
| | W |

1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.

2. Always quote Case No. While making any correspondence.

Note:

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

| | • | | | 10 | |
|--|--|--|--|--|---|
| No. | | | | | |
| | Appeal No | 1199 War Zos | <u>.</u> | of 20 20 | , |
| | AA | War To | managan | ; | |
| | 4 | | | | er |
| • | - | Versus | | / | |
| | the S | Versus MBR 167 | 12 11000 | Respondent | |
| • | • | | • | | • |
| | • | Ke | espondent No | | |
| Notice to: | Commissi | siscer, D | Rava 150 | nuil 101 | han |
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| | | | | | - |
| *onappellant/pet the case may Advocate, du this Court at alongwith ar default of yo | titioner you are a be postponed e ly supported by y least seven day ny other docume our appearance o | d appeal/petitionat 8.00 A.M. I t liberty to do so o ither in person or our power of Atto s before the date ents upon which on the date fixed and decided in you | If you wish to un the date fixed read by authorised rney. You are, the of hearing 4 conyou rely. Please and in the mar | orge anything , or any other of representative erefore, requicates opies of writte e also take no | against the day to which we or by any ired to file in a statement otice that in |
| given to you address. If yo address given | by registered po ou fail to furnish s n in the appeal/pe l to this address b | n in the date fixed est. You should inf such address your stition will be deen sy registered post v | form the Regist address contain ned to be your co | rar of any cha led in this noti orrect address | ange in your ce which the , and further |
| . Сору о | of appeal is attac | hed. Cop y of ap pe | eal has already | been sent to y | ou vide this |
| office Notice | No | date | d | | |
| Given | under my hand a | and the seal of thi | s Court, at Pesl | hawar this | 2a.lh |
| Day of | | ast. | 20 7 2 | D. | |
| ÷ | | t D. I. K. | Khyber Pakhtu | Registrar, nkhwa Servi | ce Tribunal, |
| | • | | · | Peshawar. | |

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

Note:

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

| No |
|---|
| Appeal No |
| Ala Lie Lynnagy Appellant/Petitioner |
| Versus 1 |
| the SMBR 14. De Jesh! Respondent |
| Respondent No |
| Notice to: - Deputy Commissioner Dist. Tank |
| Home in - bell comments come Bishi lank |
| WHEREAS an appeal/petition under the provision of the North-West Frontier |
| Province Service Tribunal Act, 1974, has been presented/registered for consideration, in |
| the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal |
| *onat <u>8.00 A.M.</u> If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which |
| the case may be postponed either in person or by authorised representative or by any |
| Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement |
| along with any other documents upon which you rely. Please also take notice that in |
| default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence. |
| Notice of any alteration in the date fixed for hearing of this appeal/petition will be |
| given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the |
| address given in the appeal/petition will be deemed to be your correct address, and further |
| notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition. |
| Copy of appeal is attached. Copy of appeal has already been sent to you vide this |
| |
| office Notice Nodateddated |
| Given under my hand and the seal of this Court, at Peshawar this |
| Day of |
| |
| at Camp Court D. 1. Khan |
| $\mathcal{H} = \mathcal{M}$ |
| Registrar, Khyber Pakhtunkhwa Service Tribunal |
| Peshawar. |

2. Always quote Case No. While making any correspondence.

^{1.} The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.

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

| | PESHAWAR. | 7B |
|--|---|---|
| No. Appeal No | 11946 atar Zuman | . of 202 |
| | SMBR MAR A | Appellant/Petitioner |
| | Resnandent No | Respondent |
| Notice to: _ Desth. | Aucunt OH | us Tank |
| WHEREAS an appeal | l/petition under the provision o | f the North-West Frontier |
| Province Service Tribunal A the above case by the petition hereby informed that the service on | Act, 1974, has been presented/reginer in this Court and notice has be aid appeal/petition is fixed for hand. If you wish to at liberty to do so on the date fixed either in person or by authorised your power of Attorney. You are, to ays before the date of hearing 4 counts upon which you rely. Please on the date fixed and in the mid and decided in your absence. | stered for consideration, in een ordered to issue. You are earing before the Tribunal urge anything against the d, or any other day to which d representative or by any therefore, required to file in copies of written statement se also take notice that in anner aforementioned, the |
| given to you by registered address. If you fail to furnish | ion in the date fixed for hearing of post. You should inform the Reging of his such address your address contained to be your solve by registered post will be deemed | strar of any change in your ined in this notice which the correct address, and further |
| Copy of appeal is atta | ached. Copy of appeal has alread | y been sent to you vide this |
| office Notice No | dated | 11/2 |
| Given under my hand | d and the seal of this Court, at Pe | |
| at Comp Co | pust D.1 Klian | Juli |
| | | Registrar, |

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

Peshawar.

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

| No. | |
|---|---|
| | 7.66 of 2020 |
| | MANNAppellant/Petitioner |
| The SMBR | ersus 19 Ple Respondent |
| - | · · |
| Tabil Nac | uaz Sto HariM. Names |
| Notice to: - R/O. Quick | Respondent No. S ea 3 Sto Hay, M. Name 2 Colony Municipal Committee Ht. Tank, |
| WHEREAS an appeal/petition und | It: Tank, ler the provision of the North-West Frontier |
| Province Service Tribunal Act, 1974, has a the above case by the petitioner in this Couhereby informed that the said appeal/pet*on | been presented/registered for consideration, in art and notice has been ordered to issue. You are stition is fixed for hearing before the Tribunal A.M. If you wish to urge anything against the loso on the date fixed, or any other day to which son or by authorised representative or by any f Attorney. You are, therefore, required to file in the date of hearing 4 copies of written statement which you rely. Please also take notice that in fixed and in the manner aforementioned, the in your absence. |
| given to you by registered post. You show address. If you fail to furnish such address address given in the appeal/petition will be | e fixed for hearing of this appeal/petition will be ald inform the Registrar of any change in your syour address contained in this notice which the e deemed to be your correct address, and further post will be deemed sufficient for the purpose of |
| • | of appeal has already been sent to you vide this |
| office Notice No | |
| Given under my hand and the seal | of this Court, at Peshawar this |
| | 20 22 |
| at Camp Court | D. 1. Keliani Registrar, |
| | Khyber Pakhtunkhwa\ Service Tribunal, |
| | Peshawar. |

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Note: