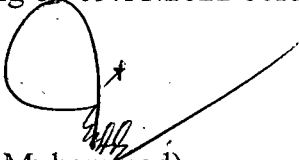


27.09.2022

Clerk of learned counsel for the appellant present. Mr. Naseer-Ud-Din Shah, Assistant Advocate General alongwith Mr. Qaiser Khan ADEO and Ali Shaheen for official respondents No. 1 to 4 & 7 present. Private respondent No. 6 in person present.

Due to general strike of the legal fraternity, the case is adjourned. To come up for preliminary hearing on 09.11.2022 before S.B.


(Mian Muhammad)
Member (E)

9-11-22

Since 9th November has been Declared as Public Holy Day therefor case is adjourned to 13-12-22 for ^{The} same S.B


Reader

SCANNED
KPST
Peshawar

12.04.2022

Learned counsel for the appellant present.

Let a pre-admission notice be issued to the respondents to file comments on the date fixed. To come up for comments/preliminary hearing on 07.06.2022 before S.B.



Chairman

07.06.2022

Junior to counsel for the appellant present.

Muhammad Riaz Khan Paindakheil learned Assistant Advocate General alongwith Qaiser Khan ADEO for official respondents No.1 to 4 present. Private respondent No.5 in person present.

Reply on behalf of respondents submitted. Copy of the same was handed over to junior counsel for appellant. Lawyers are on strike, therefore, case is adjourned. To come up for preliminary hearing on 27.07.2022 before S.B.



(Rozina Rehman)
Member (J)

27.07.2022

Counsel was informed telephonically due to non-availability of postal tickets.

No one present on behalf of appellant.

Notices be issued to appellant as well as his counsel for preliminary hearing on 27.09.2022 before S.B.




(Fareeha Paul)
Member (E)

The appeal of Mr. Sana Ullah, SPST, GPS Togh Bala, District Kohat received today i.e. on 07.03.2022 is incomplete on the following score which is returned to the counsel for the appellatant for completion and resubmission within 15 days.

1. Index of the appeal attached with the appeal is incomplete which may be completed according to Khyber Pakhtunkhwa Service Rules, 1974.
2. Memorandum of the appeal is unsigned which may be signed by the appellatant.
3. Checklist is not attached with the appeal.
4. Address of respondent no 5 is incomplete which may be completed according to Khyber Pakhtunkhwa Service Rules, 1974.
5. Annexures of the appeal may be attested.
6. Affidavit attached with the appeal is not attested by the Oath Commissioner.
7. Copy of letter dated 17/11/2020 and annexure G attached with the appeal are illegible which may be replaced by legible/better one.
8. Nine more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.


No. 051 /S.T,

Dt. 10-3- /2022



REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Asif Ali Shah Adv. Pesh.

Respected Sir,
15-days may kindly be extended for
submission of appeal.


25-03-2022

15 days time further extended.


25/3/2022

BEFORE THE SERVICE TRIBUNAL K.P.K.
PESHAWAR

Service Appeal No. 534 /2022

Sana Ullah.....Appellant

Versus

Govt. of K.P.K. & Others..... Respondents

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Appellant
Through:

Asif Ali Shah
Advocates High Court,
Peshawar
Cell No.0333-9006806

Dated: 04.03.2022

BEFORE K.P.K, SERVICE TRIBUNAL, K.P.K,

PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

Appeal No. 534 /2022

Diary No. 387

Dated 07/03/2022

Sana Ullah;
SPST, Government Primary School, Togh Bala, District Kohat.
Appellant

VERSUS

1. Govt. of K.P.K., through Secretary Elementary & Secondary Education, Civil Secretariat Peshawar.
2. Director Elementary & Secondary Education K.P.K., GT Road, Peshawar.
3. District Education Officer (Male) District Kohat.
4. Deputy District Officer (M) Kohat.
5. Higher Education Commission of Pakistan.
6. Muhammad Shafi, GPS Daqqar, Banda, District Kohat.
7. Vice Chancellor, University of Lakki Marwat.

Respondents

**APPEAL U/S 4 NWFP SERVICE TRIBUNAL
ACT 1974 AGAINST THE IMPUGNED ORDER OF
RESPONDENT NO. 2 DATED:29.10.2021
WHEREBY THE APPELLANT HAS NOT BEEN
PROMOTED AS SST (Maths/Physics) TEACHER.**

Prayer:

**IT IS, HUMBL Y PRAYED THAT ON ACCEPTANCE
OF THIS APPEAL THE IMPUGNED ORDER OF
RESPONDENT NO. 2 DATED:29.10.2021 MAY
KINDLY BE SET ASIDE AND THE RESPONDENTS
MAY KINDLY BE DIRECTED TO FOLLOW THE
LAW & RULES ITS TRUE LETTER AND SPIRIT
AND ALL ACTS DONE AGAINST TO THE POLICY
BE DECLARED VOID ABINITIO BEING AGAINST
THE FUNDAMENTAL RIGHTS GRANTED UNDER
THE CONSTITUTION OF ISLAMIC REPUBLIC OF
PAKISTAN.**

Filed to-day

Registrar

7/3/2022

(2)

FURTHER THE RESPONDENTS MAY KINDLY BE DIRECTED THAT A DPC MAY KINDLY BE HOLD FOR THE APPELLANT AND KINDLY MAY BE GIVEN his DUE POSITION FOR PROMOTION AND THE APPELLANT MAY BE PROMOTED AS PROMOTED AS SST (Maths/Physics) TEACHER WITH ALL BACK BENEFITS.

Respectfully Sheweth

FACTS:-

1. That the Appellant is permanent resident of District Kohat and as such hold domiciled certificate of the district concerned.
2. That the Appellant is serving as Senior Primary School Teacher. The Appellant having qualification of to be promoted to the post of SST (Maths / Physics) Technical and experience in his filed.
{Copies of Certificates are attached as annexure-A}
3. That the Government of KPK through Respondent No.1 issued a Notification No. SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre dated:13/11/2012 wherein the policy for appointment/promotion and transfer has been framed in light of Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
4. That the Appellant is the most senior in the SPSTs having qualification of SST (Maths / Physics) and entitled for promotion to the post of SST (Maths / Physics) according to policy / rules.
5. That the Appellant also filed so many representations / applications for redressal of their grievances, which was processed but till date the response is awaited.
{Copy of applications are attached as annexure-B}
6. That the respondent No.2 hold a DPC meeting and promoted some persons having qualification for SST General and in other files and Respondent No.6 was promoted to the posts of SST (Maths / Physics) besides the facts that the Respondent no.6 lacks required qualification but he obtained the Additional Marks degree on fraudulent manner. When the Appellant being eligible and entitled for post contacted the respondent No. 2 & 3, the respondents did not response positively.
{Copy of Order of DPC dated: 29.10.2021 is attached as annexure-C}

7. That the Appellant was aggrieved from this act of the Respondents preferred a departmental appeal to Respondent No.1 which was processed but not decided in the statutory period.

{Copy of departmental appeal is attached as annexure-D}

8. That the appellant now approaches this Honourable Tribunal against the above said order on the following grounds amongst the others:-

Grounds:

- A. That the Appellant have excellent service record which clearly shows that the Appellant has been performed his service regularly and during the said period his moral character was too excellent, hence, not considering in DPC for the promotion by the Respondents is a great discrimination and against the rules and regulation.
- B. That the Appellant is very hardworking and punctual in his duties, therefore, no complaint received by the Respondents against the Appellant but the Respondents unlawfully creating hurdles in the way of promotion of the Appellant, which is against the law and fundamental rights of the Appellant.
- C. That the Appellant is the most senior in his colleagues and according to rules and procedures he is entitle for promotion, but the acts of respondents not considering in the DPC meeting dated:29.10.2021 and considering the Respondent No.6 for promotion being lacks qualification in specific fields like Appellant, are illegal and unlawful act, which has fallen the Appellant as well as his family in a great mental crises, so needs interference of this Hon'ble Tribunal and the impugned promotion order merits reversal.
- D. That this conduct of the Respondents has not only enhanced the agonies of the Appellant, but it is also an example of misconduct, inefficiency, negligence, and mismanagement on the part of the Respondents No. 1 to 5 which needs to be judicially handled and curbed, inorder to save the poor masses and provide them an opportunity to lead their lives freely and with the enjoyment of all of their fundamental rights, which are provided for them in the Constitution of Islamic Republic of Pakistan 1973.
- E. That unless and until the proper Orders / direction of appellant's promotion are not issued, serious miscarriage of justice would be caused to the Appellant and the appellant would be suffered by the Orders of the Respondents which are fanciful, suffering from patent perversity and material irregularity, needs correction from this Hon'ble Court.
- F. That the Respondents erroneously exercised their discretion against judicial principle and not considered the Appellant

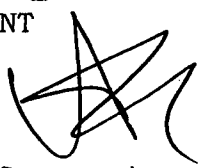
for promotion against the post and considered. the Respondent No.6 for promotion against the norms of justice.

- G. That the respondent No.6 have lacks basic qualification for admission in Physics then how Respondent No.7 allowed him for examination without out the consent and permission of respondent No.6, and how the respondents No.1 to 3 considered his qualification, which speaks a volume of corruption on part of respondents. (documents attached)
- H. That the Appellant has been discriminated without any just and reasonable cause and thereby offending the fundamental rights of the Appellant as provided by the constitution of 1973.
- I. That the Appellant, after running from pillar to post but of no avail, finally decided to approach this Hon'ble Court for seeking justice as no other adequate and efficacious remedy is available to them.
- J. That the Appellant reserves rights to advance other points at the time of hearing this petition.

IT IS, THEREFORE, PRAYED THAT IN VIEW OF THE ABOVE SUBMISSIONS THE INSTANT APPEAL MAY GRACIOUSLY BE ACCEPTED AS PRAYED FOR HEREIN ABOVE.


Saudi

APPELLANT
Through
Asif Ali Shah
&
Haseen Ullah Gamaryani
Advocate High Court,




VERIFICATION:

It is verified that (as per information given me by my client) all the contents of the instant appeal are true and correct and nothing has been concealed intentionally from this Hon'ble Tribunal.

Advocate 

Note:

That no such like petition / Appeal on this subject matter has earlier been filed before this Hon'ble Tribunal.

Advocate 

(5)

BEFORE THE SERVICE TRIBUNAL K.P.K.
PESHAWAR

Service Appeal No. _____/2022

Sana Ullah.....Appellant

Versus

Govt. of K.P.K.& Others..... Respondents

Affidavit

It is hereby solemnly affirm and declare on oath that all the contents of the instant appeal are true and correct to the best of my Knowledge and belief and nothing has been concealed intentionally from this Honourable Court


Deponent



(6)

BEFORE THE SERVICE TRIBUNAL K.P.K.
PESHAWAR

Service Appeal No. _____/2015

Ihsan Ullah.....Appellant

Versus

Govt. of K.P.K.& Others..... Respondents

ADDRESSES OF THE PARTIES

APPELLANT:

Sana Ullah;
SPST, Government Primary School, Togh Bala, District Kohat.

RESPONDENTS:

1. Govt. of K.P.K., through Secretary Elementary & Secondary Education, Civil Secretariat Peshawar.
2. Director Elementary & Secondary Education K.P.K., GT Road, Peshawar.
3. District Education Officer (Male) District Kohat.
4. Deputy District Officer (M) Kohat.
5. Higher Education Commission of Pakistan.
6. Muhammad Shafi, GPS Daqqar, Banda, District Kohat.
7. Vice Chancellor, University of Lakki Marwat.



APPELLANT
Through:

Asif Ali Shah
Advocates High Court,
Peshawar

UJF MESHAWAR

Annex A

7

DEPARTMENT OF HIGHER EDUCATION
UNIVERSITY OF PESHAWAR

UNIVERSITY OF PESHAWAR
PESHAWAR

PHOTO

Enrolled Person

In

50

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UNIVERSITY OF PESHAWAR

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PESHAWAR

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UNIVERSITY OF PESHAWAR
PESHAWAR

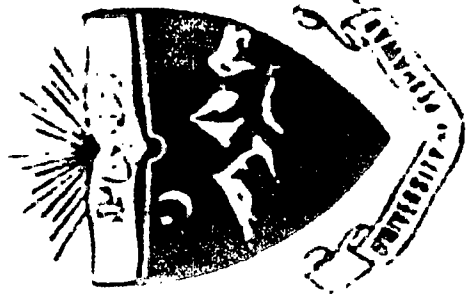
Pakistan

and a student

having passed the prescribed examination
held in 19 , is this day admitted by the University of Jeshwar

to the Degree of
Bachelor of Science
in the _____ division.

The examination was taken as a whole / in parts.



Serial No. _____

Registered No. _____

Roll No. _____

Result declared on _____

Registrar

Counsellor

Vice Chancellor

Handwritten signature
DEPARTMENT

9

BOARD OF
SECONDARY EDUCATION
PESHAWAR

CERTIFICATE

(Humanities Group)

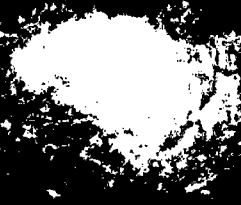
(Supplementary)

Board of Intermediate & Secondary Education
PESHAWAR

DETAILED MARKS CERTIFICATE
Secondary School Certificate Examination
(SCIENCE GROUP)

Session 1981-82 (Annual/Supplement)

Muhammad Saif
Muhammad Saif



Submitted before promotion order

11

dt: 11/10/2021

Annexure - B

بکھنور جناب ڈائریکٹر ایلمینٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخواہ۔

جناب عالی!

درخواست برآمد PSHT/SPST/F&T to SST(Phy, Maths) ڈی پی ای اعتراضات۔

گزارش کی جاتی ہے کہ میں شالہ گورنمنٹ پرائمری سکول تورغ بالا اور ہنمل خان گورنمنٹ پرائمری سکول گمبٹ نمبر ایس ٹی سیناری لست (2020) برائے پرموشن (PST to SST(M/P)) میں ٹاپ دو پوزیشنز پر تھے۔ لیکن سات سالہ مقررہ مدت پوری نہ ہونے کی وجہ سے ہماری پرموشن نہ ہو سکی۔ جب اس سال 2021 کی سیناری لست برائے PST to SST(M/P) پرموشن کے لئے دفتر ایس ڈی ای او (مردانہ) کوہاٹ کی طرف سے مرتب کی گئی تو اس میں دو اساتذہ محمد شفیع (PSHT) گورنمنٹ پرائمری سکول ڈگر بانڈہ اور مطیع اللہ (SPST) گورنمنٹ پرائمری سکول ملی ٹنگ نمبر ٹاپ پوزیشن پر ہیں۔ اور ڈی پی ای میں محمد شفیع کو پرموشن کے لئے اہل قرار دیا۔ لیکن ڈی پی ای پر ہمارے درج ذیل اعتراضات پائے جاتے ہیں۔ جن کو دور کرنا ڈی پی ای ممبران کی ذمہ داری ہے۔

- 1- یہ کہ محمد شفیع کی تاریخ تقریری 09/3/1992 اور مطیع اللہ کی تاریخ تقرری 04/5/2011 ہے۔ اگر یہ دونوں اساتذہ کرام معیار پر پورے تھے تو گذشتہ سیناری لستوں میں ان کے نام موجود کیوں نہ تھے؟
 - 2- یہ کہ اگر انہوں نے کوئی نئی ڈگری حاصل کی ہے۔ تو اسکی باقاعدہ اجازت (NOC) لی ہے؟ کیونکہ SST(Phy/Maths) کے لئے B.sc ڈگری کا ہونا لازمی ہے جو کہ ایک ریگولر ڈگری ہے۔
 - 3- یہ کہ اگر کوئی ایڈیشنل مضمون (فزکس/میٹھس) کی ڈگری لی گئی ہے تو وہ ہائر ایجوکیشن کے اصول و ضوابط کے مطابق ہے۔ مثلاً فزکس کو Bsc میں بطور ایڈیشنل مضمون لیا ہے تو فزکس انٹر FAI میں بطور مضمون پڑھا ہے یا نہیں؟
 - 4- یہ کہ بی۔ اے ڈگری کو ایڈیشنل سبیکٹ کے ذریعے سے بی۔ ایس۔ سی میں تو تبدیل نہیں کیا گیا جو کہ چند ایک یونیورسٹی سے کروایا جا رہا ہے؟ جسکی ہائر ایجوکیشن سے تصدیق لازمی ہے۔ کہ ایسا ممکن ہے یا نہیں؟
 - 5- یہ کہ مطیع اللہ مذکورہ بالا کی بی اے ڈگری 3rd تو نہیں؟ کیونکہ 2019 کی سیناری لست میں بی اے ڈگری تھرڈ ڈویژن لکھی گئی ہے۔
 - 6- یہ کہ اگر درج بالا اساتذہ کے کوآف بیلنگ درست ہیں تو دفتر ہذا ان اساتذہ کے تعلیمی اسناد ظاہر کیوں نہیں کرنا چاہتا۔
- لہذا آپ صاحبان سے عاجزانہ اپیل کی جاتی ہے۔ کہ ان تمام درج بالا اعتراضات کو دور کرنے اور ہماری تسلی کے لئے مذکورہ بالا دو اساتذہ کے تعلیمی اسناد Promotional File ملاحظہ کرنے کے احکامات صادر فرمائیں۔

العارض

مورخہ: 11 اکتوبر 2021

(ف)

5- گورنمنٹ (SPST) پرائمری سکول گمبٹ نمبر ایس ٹی سیناری لست۔

6- گورنمنٹ (SPST) پرائمری سکول گمبٹ نمبر ایس ٹی سیناری لست۔
7- گورنمنٹ (SPST) پرائمری سکول گمبٹ نمبر ایس ٹی سیناری لست۔
8- گورنمنٹ (SPST) پرائمری سکول گمبٹ نمبر ایس ٹی سیناری لست۔

1- شالہ اللہ (SPST) گورنمنٹ پرائمری سکول تورغ بالا کوہاٹ۔

2- ہنمل خان (SPST) گورنمنٹ پرائمری سکول گمبٹ نمبر ایس ٹی سیناری لست۔

3- محمد شفیع (SPST) گورنمنٹ پرائمری سکول گمبٹ نمبر ایس ٹی سیناری لست۔
4- محمد شفیع (SPST) گورنمنٹ پرائمری سکول گمبٹ نمبر ایس ٹی سیناری لست۔

1- جناب ڈسٹرکٹ ایجوکیشن ایفسر (مردانہ) کوہاٹ

2- جناب سیکریٹری ایلمینٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخواہ۔

3- جناب ڈپٹی کمشنر ضلع کوہاٹ۔

نوٹ: منسلک صفحات ۸۲۱ اور درخواست کیساتھ لف ہیں۔

Farooq

11/10/2021



October 18, 2021

To

The Director General

Academics, Division Higher Education Commission

H-9, Islamabad

Subject: At the same time Public and Private Universities offering two different Policies at B.Sc. level on the basis of F.Sc based Subject.

Respected Sir,

It is to inform you that earlier we have sent an application dated 07th Oct, 2021 about guidelines of 2-year B.A/B.Sc degree structure conversion and undergraduate admission criteria on the basis of inter level subjects. The matter is very serious and critical for us, as some of our department teachers only do additional subjects whose inter and undergraduate subjects are not compatible with each other, and the only purpose of which is to get promotion in any way. If we go through the different universities admission procedure and subject taking eligibility criteria, we will not find anywhere where you can get admission in **Physics** at undergraduate level without reading it in Intermediate level. So, on what HEC grounds does somebody do **Physics** when he appears in additional examinations?

Some of the admission eligibility criteria across the province at Bachelor of Studies level as under

I. **The inter-Arts candidates (Humanities Group)** may get the combination of Mathematics(A), Statistics and Computer Science in B.Sc. Part,1 provided the candidates have passed the subject of mathematics and statistics at the intermediate level. (University of Peshawar)

II. **BS Physics F.Sc/Pre-Engineering** (Reference BS Program Fall 2020 (University of Peshawar)

III. **BS Mathematics FA/F.Sc/General Science (with Maths)** (Reference BS Program Fall 2020 (University of Peshawar)

Farooq
ATTESTED

82 (DEO Kohat)
18-10-2021

9

V. **BS Mathematics** Inter Science with mathematics /F.Sc/Pre-Engineering (Kohat University of Science and Technology)

In the above scenario, the candidates will only get the admission and are eligible for **BS(Physics/Maths)**, when candidates have passed the subjects at the intermediate level.

On the other hand, some universities offer additional subjects at 2-year B.Sc level and do not follow the eligibility criteria on inter-based studied subjects. Here the question arises that at the same time how the universities adopted two kinds of admission policies and give special kind of relief for late college students whose subject eligibility criteria doesn't meet the required HEC standard. Secondly a person did not study physics as a subject at intermediate level, then by what method a candidate of simple B.A did **physics** as an additional subject.

On these above backgrounds, we request and appeal to you to share with us HEC guidelines and eligibility criteria for the 2-year B.Sc through the Directorate of Elementary Secondary & Education Department KPK. If the higher authorities do not take action against those which are actively involved to violate the HEC rules in the name of promotion purposes, then it will not only affect already qualified teachers and the children as well, where a simple arts degree holder will take 9th and 10th science subject classes. In the whole process, we primary science teachers have been affected more for the last three years since 2018.

We need an answer to this simple question as per HEC admission policy, that if somebody has not studied Physics at intermediate level, then can he choose Physics as a subject at bachelor level or take additional physics?

We demand immediate relief and justice from all the decision makers and requested to reverifall their education credentials specially F.Sc and B.Sc subject combination as per HEC admission policy.

Thanking you,

Yours Sincerely,

Applicants Details:

1. Sanaullah SPST GPS Togh Bala, No-01 Kohat
2. Fehmal Khan SPST GPS Gumbat, No-01
3. Touqeer Muhammad SPST GPS Naak Band, 01 Kohat

Sanaullah

Fehmal

Touqeer

Touqeer

ATTESTED

4. Arshad Mahmood SPST GPS Tappi Kohat

5. Naveed Iqbal PST GPS Sur Gul No,02 Kohat

Arshad
Naveed Iqbal
(14)

Copy to:

- ✓ 1. Director Elementary Secondary Education Department KPK
2. Secretary Elementary Secondary Education Department KPK
3. District Education Officer (Male) Kohat
4. Education Minister KPK

Tawad
ATTESTED

15

Dated: 07-10-21

To

Director Elementary Secondary Education Department
Peshawar, KPK

Subject: Serious Reservations About the SST(M/P) DPC, which took place on Sep 29, 2021 of District Kohat.

Respected Sir,

Reference to the subject, we have serious reservations about the DPC, which has taken place at the Kohat. During DPC we were not informed and able to get the information of these candidates because many of them were included for the first time in seniority list and considered for promotion. We appeal that their education credentials to be verified in accordance with the higher education commission policy, specifically their B.Sc subject admission criteria on the basis of F.Sc subjects. We will keep our reservations in front of the committee, whatever the result will come, we will accept it in accordance with HEC policy.

In Kohat DPC, we have found many individuals in which one of them is BA third division. His BA 3rd division was clearly mentioned in 2019 seniority list and surprisingly he was considered for SST(Maths+Physics) promotion. Although in SST promotion rules no third division is allowed to get any promotion. In addition the policy in this regard is very clear that no one is allowed to change their initial recruitment degree or marks. While additional examination has no relationship with improvement of marks or improvement of division. We request the higher authorities to re-verify their documents particularly inter and undergraduate subjects combination.

The Higher Education Commission
notification No. HEC/ACAD/BA.BSC/PHASED.OUT/2020/571 November
17, 2020 universities /Degree awarding institutes are directed not to offer
admission in the two year BA/B.Sc programs and that the degrees shall not be
recognized by HEC for students enrolled in these programs after December 31,
2018.

Jawad
ATTES

(16)

In the light of above notification those universities whose awarded additional subjects certificate and degree should be verified by HEC instead of their universities and affiliated colleges.

Higher Education Commission:

In second part of application, we seek guidance from the Higher Education Commission about BA/B.Sc degree admission criteria particularly as an additional subject selection at undergraduate level on the basis of subjects studied at intermediate level .

Case 1:

Our first query is that some candidates in the education department take admission for additional subjects from different universities and convert their two-year BA(General) degree into B.Sc(Science). Here the question arises how the degree structure completely changed from general arts to natural science group, because before that we haven't heard and seen such kinds of practices in the past.

Is there any HEC policy and guidelines which allow somebody to convert their undergraduate degree structure from arts to science group?

Case 2:

Our second question is how public and private universities allow a candidate to do B.Sc additional subjects even if he has not even studied these subjects at inter level. We have seen many people who have never studied Physics, Mathematics, Biology, Chemistry at Intermediate level, so on what grounds does the public and private universities allow them to take one or two subjects as an additional subject. We are sure that your esteemed organization will have enough and fruitful information to respond the issue.

Our request is not based on malice. We believed in merit and transparency and it is our legal and constitutional right to raise a voice against any practice that is illegal.

Fawad
ATTESTED

(13)

We sincerely hope that we will be guided on these two major issues which will not only simplify HEC policy and will remove the ambiguity at all levels.

Thanks and Regards,

- o Application supporting documents are attached herewith

Copy to:

1. Director General, Regional Coordinator HEC, Phase-5 Hayatabad Peshawar
2. District Education Officer (Male) Kohat
3. Deputy Commissioner Kohat
4. Secretary Elementary Secondary Education Department KPK
5. Education Minister KPK

Applicants Details:

1. Sanaullah SPST GPS Fateh Khan Banda Kohat
2. Arshad Mahmood SPST GPS Tappi Kohat
3. Mubashir SPST GPS Ghuraizai Kohat
4. Asif Khan SPST GPS Shah Abad Jerma Kohat
5. Touqeer Khan SPST GPS Naak Band Kohat
6. Naveed Iqbal SPST GPS Sur Gul No,2 Kohat
7. Yousaf Khan PST GPS Alfalah Colony Kohat
8. Muhammad Iqbal SPST GPS Cheechana Kohat

Sanaullah
Arshad Mahmood
Mubashir

Asif

Touqeer Khan
Naveed Iqbal

Yousaf Khan
Muhammad Iqbal

Fawad

ATTESTED



بائیر ایجوکیشن کمیشن
HIGHER EDUCATION COMMISSION

Government of Pakistan, Islamabad

Sector H-4
Islamabad, Pakistan
Phone : 011-4602114
Fax : 011-4602112
www.hec.gov.pk
mailing@hec.gov.pk

Office of the
Assistant Director (Academics)

No. HEC/ACAD/BA-BSC/PLANNED/C.I. 2019/571

November 17, 2020

SUBJECT: UNAUTHORIZED OFFERING OF TWO YEAR BA/BSC DEGREE PROGRAMS BY UNIVERSITIES

Aprior of the decision of the Higher Education Commission (HEC) to phase-out two year BA/BSc programs after the academic year 2018, and subsequent communication of the policy vide Letter No. 9-2(16)/Phasing out BA/BSc/Curr/HEC/2016/982 dated March 15, 2017 and No. 15-54/A&C/2019/HEC/691 dated July 11, 2019, it has been noticed with grave concern that these programs are still being offered by universities / Degree Awarding Institutes (DAIs) and their affiliated colleges.

In this regard, universities / Degree Awarding Institutes (DAIs) are directed not to offer admissions in the two year BA/BSc programs and that the degrees shall not be recognized by HEC for students enrolled in these programs after December 31, 2018.

Mulibet
MULIBINAD ALI BAIG

Vice Chancellors/Rectors/Heads
All Public & Private Sector Universities/Degree Awarding Institutes

Copy for information to:

1. ES to Chairman, Higher Education Commission, Islamabad
2. ES to Executive Director, Higher Education Commission, Islamabad
3. Managing Director (Quality Assurance Agency), Higher Education Commission, Islamabad
4. Director General (Quality Assurance Division), Higher Education Commission, Islamabad
5. Director General (Academics Division), Higher Education Commission, Islamabad
6. Director General (M&A Division), Higher Education Commission, Islamabad
7. In-Charge Regional Center, Higher Education Commission, Karachi
8. In-Charge Regional Center, Higher Education Commission, Lahore
9. In-Charge Regional Center, Higher Education Commission, Peshawar
10. In-Charge Regional Center, Higher Education Commission, Quetta

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Annexive = 06

- the subjects (Theory and Practical separately) and 45% in the aggregate.
- (b). For passing Part-II examination a candidate must obtain 33% marks in each of the subjects (Theory and Practical separately) and 45% in the aggregate.
- 3.3 Candidates who pass their B.A/B.Sc part-1 examination in private capacity shall not be allowed admission in B.A/B.Sc part-2 in regular capacity.
- 3.4 Admission on migration basis from other Universities may be allowed in B.A/B.Sc Part-II on the condition that the candidate will have to appear in Part-I and Part-II examinations simultaneously. Migration shall only be allowed to the affiliated colleges of the University of Malakand. In case of ambiguity in courses the case will be referred to the Equivalence Committee.
- 3.5 Re-admission in 3rd year (Part-I) may be allowed in changed subject/subjects, once whether passed or failed in B.A/B.Sc. Part-I (3rd year), whereas in such cases the old Registration will also be changed on payment of Rs. 1000/- (One Thousand).

3.6 Additional Subject Examination

- i) After passing full B.A/B.Sc Part-I and Part-II examinations, one can appear in any one or two additional arts subjects in which the applicant wants to appear as private candidate within two years of passing the B.A/B.Sc. Examination.
- ii) Separate fees should be deposited for Part-I and Part-II.
- iii) Separate examination forms should be submitted along with DMC's of Part- I and Part-II, CNIC or Domicile photocopies, original Bank Receipt and three photographs for each examination form should be attested from any Class One officer to reach the concerned examinations section on time;
- iv) Additional examination has no relationship with improvement of marks or improvement of division;
- v) Fees: As per prescribed rates.

3.7 Subject combination for B.A/B.Sc

All arts candidates shall take 4 subjects, two from compulsory and two from optional/elective subjects.

Compulsory Subjects:

Part I:	(1)	English-A	(2)	Islamiat
Part II:	(1)	English-B	(2)	Pakistan Study

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KOHAT UNIVERSITY OF SCIENCE & TECHNOLOGY.

Admission & Students Affairs Section

Kohat 26000, Khyber Pakhtunkhwa, Pakistan, Ph # 0922-554557-554565 Fax # 554556

• BS Computer Science	ICS/F.Sc (Pre-Engineering / Pre-Medical) / DAE with at least 45% marks "The students who passed FSc (Premedical) must pass deficiency courses of mathematics of 06 credit hours within one year"
• BS Physics	F.Sc with at least 45% marks in Physics & Mathematics and also in aggregate
• BS Mathematics	Inter Science with Mathematics / F.Sc (Pre-Engineering) with at least 45% marks in aggregate
• BS Statistics	FA / FSc / Equivalent with Mathematics or Statistics with at least 45% marks
• BS Tourism & Hospitality Management	FA / FSc / Equivalent with at least 45% marks
• BBA	ICS / Inter Science / F.A / F.Sc / DAE / DBA / D.Com with at least 45% marks
• BS English	F.A / F.Sc with at least 45% marks

ATTACHED
FROM

*

16

S# Annexure #04

27

Programme

Eligibility

2.

BS
Electronics

F.Sc. with
(Pre-Engg or
DAE
Electronics
or Electrical)
with at least
45% marks.

3.

BS
Mathematics

F.A/F.Sc/Genera
Science
(with Maths)
having at
least 45%
marks.

4.

BS Physics

F.Sc (Pre-
Engg) with at
least 45%
marks.

2 more rows

 <http://www.uop.edu.pk> > 2nd...

DOC

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X

BS Program Fall 2020 CONTENTS -
University of Peshawar

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University of Peshawar

Private Examinations

BA and BSc

Subject Combination for B.A (Private)

There are 4 subjects, two are compulsory and two are elective.

Compulsory Subjects:

Part 1:

1. English-A
2. Islamyat

Part 2:

1. English-B
2. Pakistan Study

One out of the following languages

1. English Elective
2. Urdu
3. Pashto
4. Arabic
5. Persian

One or Two out of the following subjects

1. Archaeology
2. Economics
3. Education
4. History
5. International Relations
6. Islamic Studies
7. Law
8. Philosophy
9. Political Science
10. Social Work
11. Sociology
12. Anthropology

1. Math-A and Math-B subjects can be taken by those students who have studies Mathematics in F.Sc.
2. Private students cannot opt those subjects which includes practical, including Journalism.
3. Syllabus of B.A/ B.Sc can be downloaded from the Download Section.

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ANNEXURE - E
Promotion of SST of District Kohat

Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar

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Notification

Consequent upon the recommendation of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No.SO(B&A)/1-18/E&SE/2012 dated 11.7.2012 and Finance Department Endorsement No.SO(FR)/FD/ 10-22(E)2010 dated 16.7.2012, the following CT/SCT, and PSHT/SPST/PST (Male) are promoted to the posts of SST (General), SST (Bio/Chem) and SST (Maths/Phy) in BPS-16 (Rs.18910-1520-64510) respectively, plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, on the terms and condition given below with immediate effect.

A. SST (General)

ITEM NO.1:- PROMOTION OF CT /SCT TO SST (G) BPS-16 ON REGULAR BASIS

Total No. of Vacant Post of SST(G)	12
25% Initial Recruitment Quota	03
75% by Promotion Quota	09
40% CT/SCT Promotion quota to SST(G)	4.8
Proposed CT/SCT for Promotion to SST(G)	04
Deferred CT/SCT for Promotion to SST(G)	01

S.No	Sen#	Name of official	Name of School	Date of Birth	Date of 1st Appointment as Regular CT	Qualif:	Remarks
1.	1	Subhan Ud Din	GHSS Shakardara	02-09-1962	02-09-1987	MA(2nd), BED	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (G) BPS-16 on regular basis with immediate effect.
2.	14	Zulfiqar Ali Khan	GHSS Bilitang	15-04-1973	04-10-1995	MA(1ST), B.Ed	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (G) BPS-16 on regular basis with immediate effect.
3.	16	Abdul Basit	GHSS NO.1 Kohat	03-01-1966	05-10-1995	BA, B.Ed	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (G) BPS-16 on regular basis with immediate effect.
4.	17	Sabir Hussain	GHS Kharmatoo	15-02-1965	10-10-1995	BA, B.Ed	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (G) BPS-16 on regular basis with immediate effect.

ITEM NO.2:- PROMOTION OF PST/SPST/PSHT TO SST (G) BPS-16 ON REGULAR BASIS

Total No. of Vacant Post of SST(G)	12
25% Initial Recruitment Quota	03
75% by Promotion Quota	09
20% PST/SPST/PSHT to SST(G)	02.40
Proposed PST/SPST/PSHT for Promotion to SST(G)	01
Deferred PST/SPST/PSHT for Promotion to SST(G)	01

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S.No	Sen#	Name of official	Name of School	Date of Birth	Date of 1st Appointment as Regular PST	Academic & Professional Qualification	Remarks
1	10	Muhammad Shafiq	GPS KTM Area	18.06/1965	12.09/1988	BA B.Ed	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (Bio/Chem) BPS-16 on regular basis with immediate effect.

B. SST (Bio/Chem)

ITEM NO.1:- PROMOTION OF CT/SCT TO SST (Bio/Chem) BPS-16 ON REGULAR BASIS

Total No. of Vacant Post of SST (Bio/Chem)	04
25% Initial Recruitment Quota	01
75% by Promotion Quota	03
40% CT/SCT Promotion quota to SST (Bio/Chem)	1.60
Proposed CT/SCT for Promotion to SST (Bio/Chem)	1

S.No	Sen#	Name of official	Name of School	Date of Birth	Date of 1st Appointment as Regular CT	Academic & Professional Qualification	Remarks
1	233	Kiramat Ali	GMS Star Sam	21-03-1984	14-03-2015	M.Sc. B.Ed	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (Bio/Chem) BPS-16 on regular basis with immediate effect.

ITEM NO.2:- PROMOTION OF PSHT/SPST/PST to SST (Bio/Chem) BPS-16 ON REGULAR BASIS

Total No. of Vacant Post of SST (Bio/Chem)	04
25% Initial Recruitment Quota	01
75% by Promotion Quota	03
20% PST/SPST/PSHT to SST (Bio/Chem)	0.80
Proposed PST/SPST/PSHT for Promotion to SST (Bio/Chem)	01

S.No	Sen#	Name of official	Name of School	Date of Birth	Date of 1st Appointment as Regular PST	Academic & Professional Qualification	Remarks
1	1	Shah Abdul Aziz	GPS Dhoda No.1 Kohat	22/08/1989	01/02/2012	B.Sc/MA/ PTC/B.Ed	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (Bio/Chem) BPS-16 on regular basis with immediate effect.

C. SST (Maths/Phy)

ITEM NO.1:- PROMOTION OF CT/SCT TO SST (Maths/Phy) BPS-16 ON REGULAR BASIS

Total No. of Vacant Post of SST (Maths/Phy)	04
25% Initial Recruitment Quota	01
75% by Promotion Quota	03
40% CT/SCT Promotion quota to SST (Maths/Phy)	1.60
Proposed CT/SCT for Promotion to SST (Maths/Phy)	02

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Promotion of SST of District Kohat

S.No	Name of official	Name of School	Date of Birth	Date of 1st Appointment as Regular C.T	Qualif:	REMARKS
276	Nazim	GHSS Sumari Pawan	10-01-1988	16-03-2015	M.SC,B.Ed	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (Maths/Phy) BPS-16 on Regular Basis with immediate effect.
278	Ah Muhammad	GHSS Biltaup	11-01-1988	14-03-2015	M.Sc(Phy), B.Ed	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (Maths/Phy) BPS-16 on Regular Basis with immediate effect.

ITEM NO.2:- PROMOTION OF PST/PSIT/SPST to SST (Maths/Phy) BPS-16 ON REGULAR BASIS

Total No. of Vacant Post of SST(Maths/Phy)	
75% Initial Recruitment Quota	04
75% by Promotion Quota	01
20% PST/SPST/PSIT to SST(Maths/Phy)	03
Proposed PST/SPST/PSIT for Promotion to SST(Maths/Phy)	0.8
	1

S.No	S.No	Name of official/Desig:	Name of School	Date of Birth	Date of 1st Appointment as Regular PST	Academic & Professional Qualification	REMARKS
1	1	Muhammad Shafi	GPS Daggar Banda	21/01/1969	09/03/1992	B.Sc/Math/Phy	Services are placed at the disposal of DEO (M) Kohat for adjustment against the post of SST (Maths/Phy) BPS-16 on Regular Basis with immediate effect.

Terms and Conditions:-

- 1 They would be on probation for a period of one year extendable for another one year.
- 2 They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 3 Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, they shall be proceeded under the rules framed from time to time.
- 4 Charge report should be submitted to all concerned.
- 5 Their Inter-Se- seniority on lower post will remain intact.
- 6 No TA/DA is allowed for joining the duty.
- 7 They will give an under taking to be recorded in their service books to the effect that if any over payment is made to them in light this order, will be recovered and if they are wrongly promoted, they will be reversed.
- 8 Before handing over charge, their documents may be checked. If they have not the required relevant qualification as per rules, they may not be handed over the charge of the post.
- 9 Those who have been promoted on the basis of additional subjects, there promotion is subject to the condition of the outcomes of HEC.

(Hafiz Dr. Muhammad Ibrahim)
Director

Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

Endst: No 5266-72 / File No.5/Promotion of SST (BPS-16) Dated Peshawar the: 29/10/2021

Copy forwarded for information and necessary action to the:-

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. District Education Officer (M) Kohat.
3. District Accounts Officer Kohat.
4. Officials Concerned.
5. PS to the Secretary to Govt: Khyber Pakhtunkhwa E&SE Department
6. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar
7. M/File

Deputy Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

Annexure - D

26

To

The Secretary E&SE,
Khyber Pakhtunkhwa

Subject :Appeal against promotion of Muhammad Shafi (PSHT) District Kohat having subjects deficiency at inter level.

Respected Sir,

With humble submission it is stated that recently promotions order of SST'S issued by the Directorate of Elementary and Secondary Education of various teaching cadres. Including the promotion order of Muhammad Shafi, a Primary School Head Teacher (PSHT) to SST(Maths, Physics) from Kohat, who did not meet the criteria. (Promotion order attached)

The description is given as:

1. That the above-mentioned teacher has studied Physics as an additional subject from the University of Lakki Marwat in 2020, because for the promotion of SST (Phy, Maths) the subject of Physics and Maths in graduation are mandatory. But he did not studied Physics as a subject at inter-level which is indispensable. (DMC'S Attached)

2. According to HEC Notification No. 9-2(16)/Phasing Out/BA/B.sc/Curri/HEC/2016/982 dt:March 15,2017 and No. 15-54/A&C/2019/HEC/691 dt:July 11,2019 B.Sc degree is unacceptable after December 2018 while the above mentioned teacher has done Additional Physics(B.sc) in October 2020(after 2 years of closing date of two years BA/Bsc programs). (HEC Notification attached).

Therefore we appeal to you in this regard that the above mentioned teacher who has not studied Physics as a subject at Inter level (FA/F.sc) then how he can get admission in additional Physics at graduate level and we also request to you that this issue be addressed and forwarded to Higher Education Commission for guidelines and his degree legitimate status to avoid the un-qualified candidates promotion in best interest of secondary school students as well as trend of short cut promotion tactic in KP education department.

We will be thankful to you for this act of kindness.

Yours Sincerely,

Dated: 05/11/2021

1. Sana Ullah (SPST/B.sc) GPS Togh Bala(Kohat)
2. Fehmal Khan (SPST/B.sc) GPS No.1 Gumbat (Kohat)
3. Tauqir Muhammad (SPST/B.sc) GPS No.1 Nakband(Kohat)
4. Mobasser Ahmad (SPST/B.sc) GPS Parshai (Kohat)
5. Tufail Shah (PST/B.sc) GPS Togh Bala Kohat
6. Muhammad Kamran(PST) GPS Ashiq Colony (Kohat)
7. Naveed ul Haq (PST/B.sc) GPS Surgul
8. Muhammad Ubaid Ullah Anwar (PST/B.sc) GPS Ghurzai No.1
9. Arshad Mehmood (SPST/B.sc) GPS Tappi Kohat
10. Yousaf Khan (PST/B.sc) GPS Alfalah Colony Kohat

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11. Asif Khan (PST/B.sc) GPS Shah Abad Jerma Kohat
12. Muhammad Iqbal (SPST/B.sc) GPS Cheechana Kohat

Note : In this regards an application already submitted to Director E&SE before the issuance of promotion order via dispatch No: UMS217639048 dt:08/10/2021(GPO Kohat) and an application submitted to DEO(M) Kohat via registry No:RGL58075770.

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Name: Mohammad Shafiq
Father Name: Mohammad Hussain
Registration No: 2019-ULM-NPP-007882

Hall No: 76807

Annexure - E

28

PART-I

Subjects	Marks Obtained			Total	In Words	Remarks
	Marks	Th	Per			
Physics	75	36	8	44	Very Poor	
Total: 75, Obtained: 44 (58.67%) Demand: Pass						

Total Marks: 120 | Obtained Marks: 44 | Pass: 60 | 50% Pass

PART-II

Subjects	Marks Obtained			Total	In Words	Remarks
	Marks	Th	Per			
Physics	75	67	8	50	Very Poor	
Total: 75, Obtained: 50 (66.67%) Demand: Pass						

Total Marks: 120 | Obtained Marks: 50 | Pass: 60 | 50% Pass

Exam Held In Oct. 2020
Result Declaration Date: Nov 14, 2020
Issue Date: Nov 16, 2020

Prepared By: [Signature] Checked By: Controller of Examination

For any information, please contact the Controller of Examination.

Handwritten signature and stamp.

ANKI MARWAT

1100, Pakistan

TRANSCRIPT

ADDITIONAL STUDENT BACHELOR OF SCIENCE

2013 Annual

Institute/ Department Name (Print Candidate)

Name: Mohammad Shafiq

Father Name: Muhammad Hussain

Registration No: 2013-ULM-NPP-007882

Roll No: 76907

PART-I

Subjects	Marks	Marks Obtained		Total	Out of Marks	Percentage
		Final	Final			
Physics	75	56	8	64	85	85
Marks Obtained as (Final Mark) 210						
Marks Obtained as (Final Mark) 210						

Roll No: 150 | Obtained Marks: 64 | Marks Total: 75 | Pass

Exam Held in Oct: 2013

Result Declaration Date: Nov 18, 2013

Issue Date: Nov 18, 2013

(There are no marks if it is not filled in the blank)

PART-II

Subjects	Marks	Marks Obtained		Total	Out of Marks	Percentage
		Final	Final			
Physics	76	47	8	55	71	71
Marks Obtained as (Final Mark) 147						
Marks Obtained as (Final Mark) 147						

Roll No: 150 | Obtained Marks: 55 | Marks Total: 76 | Pass

Prepared By: [Signature]

Checked By: [Signature]

Controller of Examination

REGISTERED

Bested copy. 28
Annexure - E



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 091-9223587

29

No. SO(PE)E&SED/2-6/DPC Meeting-Upgradation/Application/2021
Dated Peshawar the 11-11-2021

To

The Director,
Elementary & Secondary Education,
Khyber Pakhtunkhwa.

Subject: - APPEAL AGAINST PROMOTION OF MUHAMMAD SHAFI (PSHT)
DISTRICT KOHAT HAVING SUBJECTS DEFICIENCY AT INTER
LEVEL.

Dear Sir,

I am directed to refer to the subject noted above and to forward herewith a copy of self-explanatory application along-with its enclosures, submitted by Mr. Sana Ullah, SPST/B.sc, GPS Togh Bala and others, for further necessary action under relevant rules/policy.

Encl: As Above.

Yours faithfully,

(Mian Hussain Din)
SECTION OFFICER (PE)

Copy forwarded for information to the PS to Secretary, E&SE Department.

SECTION OFFICER (PE)

392
16-11-2021

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University of Peshawar

Private Examinations

BA and BSc

Subject Combination for B.A (Private)

There are 4 subjects, two are compulsory and two are elective.

Compulsory Subjects:

Part 1:

1. English-A
2. Islamyat

Part 2:

1. English-B
2. Pakistan Study

One out of the following languages

1. English Elective
2. Urdu
3. Pashto
4. Arabic
5. Persian




One or Two out of the following subjects

1. Archaeology
2. Economics
3. Education
4. History
5. International Relations
6. Islamic Studies
7. Law
8. Philosophy
9. Political Science
10. Social Work
11. Sociology
12. Anthropology

1. Math-A and Math-B subjects can be taken by those students who have studies Mathematics in F.Sc.
2. Private students cannot opt those subjects which includes practical, including Journalism.
3. Syllabus of B.A/ B.Sc can be downloaded from the Download Section.

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50	7284			
ایڈویکٹ: اہف علی شاہ		پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
بار کونسل ایسوسی ایشن نمبر: ke-10-7418		رابطہ نمبر: 0333-9 006806		

بعدالت جناب: سروس ٹریبونل حمید پختونخواہ، پشاور

مجاناب: Amellant	دعویٰ: Service Appeal
رشاء اللہ	علت نمبر:
بنام	مورخہ:
گورنمنٹ KPK وغیرہ	جرم:
	تھانہ:

باعت تحریر آگے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی حاصلیت
 آن مقام پشاور کیلئے اہف علی شاہ و حسین احمد مریانی ایڈویکٹس کو وکیل مقرر
 کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو
 راضی نامہ کرنے و تقرر ثالث و فیصلہ بر خلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز
 دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی
 کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب
 مقرر شدہ کو وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا
 دوران مقدمہ میں جو خرچہ ہر جانبہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 07-03-2022




مقام _____ واہ شد _____ کے لیے منظور ہے۔

Accepted

نوٹ: اس وکالت نامہ کی فوٹو کاپی ناقابل قبول ہوگی۔



Sara Ullah

7284	50			
ایڈوکیٹ: اصف علی شاہ				
بار کونسل ایسوسی ایشن نمبر: 10-7418-ke				
رابطہ نمبر: 0333-9006806				

پشاور بار ایسوسی ایشن، خیبر پختونخواہ

بعدالت جناب: *سرسرینوئل سعید پختونخواہ، پشاور*

منجانب: Appellant	دعویٰ: Service Appeal
نشانی: گورنمنٹ ایڈووکیٹس ایسوسی ایشن، پشاور	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:

باعت تحریر آگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی سحلیتہ
آن مقام پشاور کیلئے اصف علی شاہ حسین ایڈووکیٹ کو وکیل مقرر
کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو
راضی نامہ کرنے و تقرر ثالث و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق
زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز
دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی
کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب
مقرر شدہ کو وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا
دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے
باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 07-03-2022

العواہ العواہ العواہ

کے لیے منظور ہے۔

Accepted

نوٹ: اس وکالت نامہ کی فونو کاپی ناقابل قبول ہوگی۔

(Signature)

Sara Ullah

"B"
Pre admission Notice
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR. S.B

No. *Regd*

Appeal No. 534 of 20 22
Sana Ullah Appellant/Petitioner

Through Secy: (ERSE) Respondent

Respondent No. 7

Notice to: Vice Chanceller University of Lakki Marwat

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 *on 7-6-22 at 8.00 A.M. If you wish to urge anything against the appellat/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 10 Day of 5 20 22

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

"B"

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

Regd
No.

S. B

Appeal No.....534..... of 2022

.....Sana Ullah.....Appellant/Petitioner

Versus

.....Through Secy. (E&SE) Pesh.....Respondent

Respondent No.....3.....

Notice to: - District Education officer (male)
Kohat

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 *on.....7-6-22.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this.....10.....

Day of.....5.....20 22

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

"B"

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

Resd
No. -

S.B

Appeal No.....*534*..... of 20*22*

.....*Sana Ullah*..... Appellant/Petitioner

Versus

through Secy: Pesh..... Respondent

Respondent No.....*6*.....

Notice to: -*Mohammad Shafi GPS Daggar*
Banda Distt Kohat

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 *on.....*7 June 22*.....at **8.00 A.M.** If you wish to urge anything against the appellatant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing **4 copies** of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this.....*5*.....

Day of.....*5*.....*2022*

S
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

Pre admission Notice "B"

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

Regd

No.

Appeal No. 534 of 20 22

Sana Ullah Appellant/Petitioner

Through Secy: (E&SE) Pesh Respondent

Respondent No. 4

Notice to: DEPUTY DISTRICT OFFICER (M) Kohat

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 *on 7-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

Given under my hand and the seal of this Court, at Peshawar this 10

Day of 5 20 22

[Signature]

[Signature]

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

"B"

Pre admission Notice

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

**JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.**

Regd
No.

S.B

Appeal No..... 534 of 2022

..... Sana Ullah Appellant/Petitioner

Versus

Govt of KP through Mr. Saad (E8SE) Respondent

Respondent No..... 5

Notice to: - Higher Education Commission of Pakistan

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 *on..... 7-6-22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

Given under my hand and the seal of this Court, at Peshawar this..... 10

Day of..... 5 20 22

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

بخدمت جناب رحبہ ارا صاحب خیبر پختون خواہ سروس ٹریبونل پشاور
جناب عالی

گزارش ہے کہ سائل محکمہ تعلیم میں اپنی سرسز سرانجام دے رہا ہے
سائل پر محترم جناب ثناء اللہ حال SST ٹیچر توغ بالا غبرائے

سروس اپیل بحضور جناب سروس ٹریبونل دائر کی ہے
جناب عالی گزارش ہے کہ میں مستی محمد شفیع ولد محمد حسین

حال SST ٹیچر GHS زیارت شیخ اللہ داد کوہاٹ

محکمہ تعلیم کے کمنٹس پر ریپلائی کرتا ہوں

میں غریب ٹیچروں اور انگ سے وکیل کا خرچہ

برداشت نہیں کر سکتا

العارض

محمد شفیع ولد محمد حسین

SST GHS زیارت شیخ اللہ داد



Respondent No 6

Appeal No 534

2022

BEFORE K.P.K. SERVICE TRIBUNAL, K.P.K. PESHAWAR

Appeal No.534/2022

Sana Ullah, SPST, Government Primary School, Togh Bala, District Kohat. ~~~~~ (Appellant)

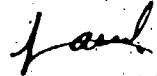
--- VERSUS ---

Govt. of K.P, K, through Secretary Elementary & Secondary Education, Civil Secretariat Peshawar. ~~~~~ (Respondents)

INDEX OF DOCUMENTS

S#	Description of Documents	Annexure	Pages
1	Comments to Service Appeal No.534-B/2022		1-2
2	Affidavit		3
3	Authority letter		4
4	Relevant Documents		5-11
5	Wakalat Nama		12

Dated: 26/07/2022


(HAMID KHAN)
Advocate High Court, Bannu

BEFORE K.P.K. SERVICE TRIBUNAL, K.P.K. PESHAWAR**Appeal No.534/2022**Sana Ullah, SPST, Government Primary School, Togh Bala, District Kohat. ~~~~~ **(Appellant)****VERSUS**Govt. of K.P, K, through Secretary Elementary & Secondary Education, Civil Secretariat Peshawar. ~~~~~ **(Respondents)****Comments on behalf of Respondent No.7.****Respectfully Sheweth:****Preliminary objections:**

1. That the appellant has got no cause of action or locus standi to bring the above titled appeal against the Respondents.
2. That the University of Lakki Marwat is an autonomous body which indecently has to deal with the academic matter in accordance with its own legal frame work.
3. That the appellant has misconstrued and concealed material facts in order to put some sort of force in their otherwise legally incompetent Appeal.
4. That the appellant is estopped by his own acts and conduct to file the instant appeal.
5. That the appeal suffers from mis-joinder and non-joinder of necessary parties.
6. That the present appeal is frivolous, vexatious and the answering Respondents have been dragged into unnecessary litigation for no fault on their part.
7. That the appeal is not competent in its present form.
8. That the appellant has not approached this court with clean hands, rather has invoked extraordinary jurisdiction of this tribunal/court for protection of ill-gotten gain.

ON FACTS.

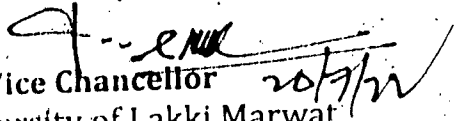
1. Relates to the appellant.
2. Relates to the appellant and record.
3. Relates to the respondent No.1,
4. Relates to the record.
5. Para-5 of the facts does not relates to respondent No 7
6. Para-6 of the facts relates with respondents No.2 & 6
7. Para-7 of the facts relates to the Appellant and Respondent No 1.
8. Relates to the record.

GROUNDS

- a. Para-A of the ground does not relates to respondent No 7 Hence needs no comments.
- b. Para-B of the grounds does not relates to respondent No 7 Hence needs no comments
- c. Para-C of the grounds does not relates to respondent No 7. Hence needs no comments.
- d. Para-D of the grounds does not relates to respondent No.7. Hence needs no comments.
- e. Para-E of the grounds does not relates to respondent No.7. Hence needs no comments.

fau

- f. Para-F of the grounds does not relate to respondent No.7. Hence needs no comments.
- g. It is submitted that all those candidates who had Science Subjects in HSSC i.e. Chemistry, Physics, Mathematics, Zoology, Botany etc. and they have already completed the BA/BSC are eligible for admission in additional subjects with the condition that they have completed the Lab Work at any of the Government College. This University verifies all the certificates issued by the Principal of the college before issuing them the roll numbers. (copies of relevant documents are annexed as annexure "A")
- h. Para-H of the grounds does not relate to respondent No.7. Hence needs no comments.
- i. Para-I of the grounds does not relate to respondent No.7. Hence needs no comments.
- j. Needs no comments; however the respondents cannot be taken in surprise


Vice Chancellor
University of Lakki Marwat

(3)

BEFORE K.P.K. SERVICE TRIBUNAL, K.P.K. PESHAWAR

Appeal No. 534/2022

Sana Ullah, SPST, Government Primary School, Togh Bala, District

Kohat. ~~~~~ (Appellant)

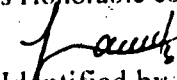
--- VERSUS ---

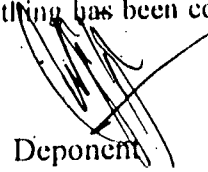
Govt. of K.P, K, through Secretary Elementary & Secondary Education,

Civil Secretariat Peshawar. ~~~~~ (Respondents)

AFFIDAVIT

I Dr. Mahad Jehangir, Lecturer/deputy Director Admin & Security University of Lakki
Marwat do here by solemnly affirm on oath and declare that the contents of Comments are
true and correct to the best of my knowledge and belief and nothing has been concealed
from this Honorable court.


Identified by Counsel


Deponent



(4)

BEFORE K.P.K. SERVICE TRIBUNAL, K.P.K. PESHAWAR

Appeal No.534/2022

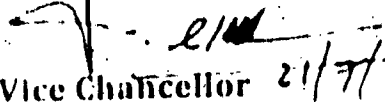
Sana Ullah, SPST, Government Primary School, Togh Bala, District
Kohat. ~~~~~ **(Appellant)**

--- VERSUS ---

Govt. of K.P, K, through Secretary Elementary & Secondary Education,
Civil Secretariat Peshawar. ~~~~~ **(Respondents)**

Authority Letter

Dr. Mahad Jehangir, Lecturer /deputy Director Admin & Security University of Lakki
Marwat is hereby authorized to appear before the Honorable K.P.K. Service Tribunal
Peshawar in Service Appeal No. 534/2022 filed by Sana Ullah against the Govt of K.P.K.
and others to submit documents on behalf of the University.


Vice Chancellor 21/7/22
University of Lakki Marwat

JUDGMENT SHEET

**PESHAWAR HIGH COURT,
MINGORA BENCH SWAT
(Judicial Department)**

**W.P. No. 936-M/2020
With Interim Relief**

JUDGMENT

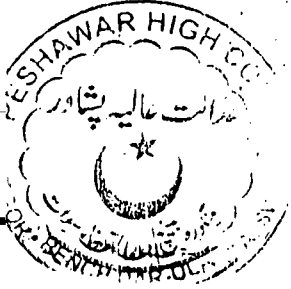
Date of hearing: 30.11.2021

**Petitioners:- (Faheem-ur-Rahman & others) by
Syed Abdul Haq, Advocate.**

**Respondents:- (Govt: of KPK & others) by Mr.
Sohail Sultan, Astt: A.G and Mr. Hamid Khan,
Advocate (via video link).**

WIOAR AHMAD, J.:- Petitioners have filed the instant constitutional petition under Article 199 of the Constitution of Islamic Republic of Pakistan 1973, with the following prayer;

- (i) *It is humbly prayed that the official respondents may kindly be directed not to consider the candidates for promotion who got their DMC from University of Lakki Marwat or any other University.*
- (ii) *It is further prayed that the PST employees like Fazal Javed & Muhammad Usman etc who are at the top of seniority list may kindly be stayed till the final disposal of instant writ petition.*
- (iii) *It is also prayed that official respondents may kindly be directed to exclude all those PST employees (Bachelor in Art) who got their DMC of Additional Science Subject from the seniority list & the said list may kindly be revisited & the petitioners be listed at appropriate position according to their entitlement.*
- (iv) *More so, the university concern may kindly be strictly directed not to allow the candidates in schedule examination of BSc, all those who applied for getting DMC of additional science subject.*



ATTESTED

Examiner
Peshawar High Court Bench
Mingora Darul-Quza, Swat

- (v) *Any other relief available in the circumstances of the case, not specifically asked for, may also be granted to the petitioners."*

2. Learned counsel for petitioners submitted during the course of his arguments that the department has given criteria in such a way wherein the academic qualification have been described with subjects rather than degrees in fulltime courses. He stated that it was due to such anomaly that some people have been able to obtain certificates from the University of Lakki Marwat as private candidates in science subjects and thereafter they had got their promotion to the post of Secondary School Teacher (SST) BPS-16. They are teaching science subjects in schools despite the fact that they had not passed the BSc degrees and they had never remained fulltime students of the University or its affiliated colleges for award of such degrees. He added that this Court while giving its judgment in the case of "Shafi-ur-Rahman v/s Vice Chancellor University of Malakand & others" ("W.P. No. 630-M of 2016") had no doubt directed respondents (University of Malakand) to make arrangement for examination of the petitioners in science subjects i.e. Chemistry and Physics as private candidates, but said judgment has been set

ATTESTED

Examiner

Peshawar High Court Bench
Mingora Darul-Ul-Uloom, Sivat

aside by the Hon'ble Supreme Court of Pakistan in its judgment dated 08.06.2020 rendered in Civil Appeal No. 1613 of 2019. He added that the University of Lakki Marwat has been taking examination of the science subjects from private candidates who have studied BA courses instead of BSc. Besides such courses have also been requiring regular studies and laboratory work, in an institution.

3. Contentions of learned counsel for the petitioners have been carrying some weight but it is for the department concerned to consider this aspect of the case. We, in the circumstances, would not like to intervene in the matter and would rather leave it to the department concerned. This petition is accordingly converted into a representation and ordered to be sent to the Secretary as well as Director Elementary & Secondary Education Government of Khyber Pakhtunkhwa for deciding same within a period of three months. So far as criteria of the University of Lakki Murwat is concerned, same is also not falling under the domain of this Court but any of the petitioners would be at liberty to file a complaint in this

ATTESTED:

Examiner
Peshawar High Court Bench
Ringora Darul-Qaza, Swat.

respect before the Higher Education Commission Government of Pakistan. Office is directed to transmit original writ petition along with a copy of this order to the authorities of Elementary & Secondary Education Department Government of Khyber Pakhtunkhwa and shall also retain a copy of same for office record. The instant constitutional petition is accordingly disposed of.



ANNOUNCED
Di: 30.11.2021

S.No 49
Name of Applicant Fazal Raza
Date of Presentation of Applicant 23-02-2022
Date of Completion of Copies 23-02-2022
No of Copies 10
Urgent Fee 50/-
Fee Charged 50/-
Date of Delivery of Copies 23-02-2022

[Handwritten Signature]
JUDGE

[Handwritten Signature]
JUDGE

Certified to be true copy

[Handwritten Signature]
EXAMINER 23-02-2022

Peshawar High Court, Mangora/Dar-ul-Qaza, Swat
Authorized Under Article 47 of Qanoon-e-Shahadat Order 1984

03/14/2021



ہائیر ایجوکیشن کمیشن

HIGHER EDUCATION COMMISSION

Government of Pakistan, Islamabad

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Islamabad, Pakistan
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Office of the
Assistant Director (Curriculum)

No. 5-4/CU/AS/GU/HEC/2021/2387
February 07, 2022

Subject: Clarification regarding Examination of Additional Science Subjects

Dear Sir

Please find attached herewith minutes of the meeting held at Higher Education Commission Islamabad on 28th December, 2021 regarding subject matter for your information and further necessary action.

As per recommendation of the Committee "the candidates with additional science subjects could be considered for promotion, however as suggested by the participants, to ensure the quality for SST (Science) positions, the Directorate of Elementary & Secondary Education Peshawar/concerned D&Os may conduct a test for candidates having additional science subjects after BA for better scrutiny of the qualified candidates for promotion on the given positions."

Best regards.

For record
with
07/2/22
(MUHAMMAD ASLAM)

The Registrar
University of Lakki Marwat
GPGC (Boys), District Lakki Marwat, Khyber Pakhtunkhwa

DCR

- iii. APS to Advisor (Academics & Accreditation) HEC Islamabad.
- iv. Office Copy.

(10)

MINUTES OF THE MEETING REGARDING CLARIFICATION / EXAMINATION OF ADDITIONAL SCIENCE SUBJECTS AT B.A LEVEL (28-12-2022)

A meeting of all stakeholders regarding private examination of additional science subjects after BA was held in HEC on Tuesday, 28th December, 2021. The meeting was chaired by Muhammad Raza Chohan, Advisor, Academics & Accreditation HEC Islamabad. Other participants of the meeting were;

S/No.	Name
1.	Mr. Qazi Abid Iqbal Director (Curriculum) HEC Islamabad
2.	Mr. Hidayatullah Kasi Deputy Director (Curriculum) HEC Islamabad
3.	Mr. Abid Wahab Deputy Director (SAD) HEC Islamabad
4.	Mr. Muhammad Aslam Assistant Director (Curriculum) HEC Islamabad
5.	Mr. Inam Ullah Khan Registrar University of Lakki Marwat
6.	Mr. Muhammad Aslam Khan Director Graduate Studies & Research Gomal University D.I Khan
7.	Mr. Akhtar Ameen Deputy Controller Examination University of Peshawar
8.	Mr. Fazle Wahid Deputy Director Establishment Division Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa
9.	Mr. Muhammad Zahid District Education Officer (Male) Swabi
10.	Mr. Muhammad Shoukat District Education Officer (Male) Abbottabad
11.	Mr. Muhammad Sheraz District Education Officer (Male) Hangu

2. The meeting started with the name of Allah the most Beneficent and Merciful. The Advisor Academics & Accreditation welcomed the participants and highlighted purpose and importance of the meeting. The chair emphasized to discuss every aspect of the case from academic to administrative and encouraged participants to provide complete information about the policies to reach an amicable solution with mutual consensus.

3. The committee discussed the existing issues in detail and after detailed deliberation and keeping in view the suggestions of all stakeholders, following recommendations were made:-

1. As far as award of degrees and offering of admission / enrollment in particular program or courses are concerned, being autonomous bodies universities are competent to offer it as per their rules and subsequent approval of their statutory bodies. Keeping in view, no such violation of rules is observed in case of offering admission in additional science subjects for BA graduates as per given criteria. Further, such enrollments are already stopped due to phasing out of BA/BSc degrees in 2019.

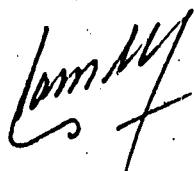
[Handwritten Signature]

During discussion, it was informed by Mr. Fazle Wahid, representative of Directorate of Elementary & Secondary Education Peshawar that hundreds of such cases of teachers have already been considered where BA degree holders are considered for SST (Science) promotions on the basis of passing additional science subjects in respective directorate.

iii. After careful study of the service rules, it was observed that a Bachelor Degree (14 years education) with mentioned subjects are required for SST positions. There is no mention of BA or BSc, hence the BA degree holders having passed the additional science subjects under any university may not be refused or filtered out as per given criteria.

iv. Keeping in view the previous practice and space available in service rules of the Directorate, the candidates with additional science subjects could be considered for promotion, however as suggested by the participants, to ensure the quality for SST (Science) positions, the Directorate of Elementary & Secondary Education Peshawar/concerned DEOs may conduct a test for candidates having additional science subjects after BA for better scrutiny of the qualified candidates for promotion on the given positions.

4. The meeting ended with the vote of thanks by the chair.



①

BEFORE THE HONOURABLE SERVICE TRIBUNAL PESHAWAR
SERVICE APPEAL NO. 534/2022

SANA ULLAH SPST GPS TOGH BALA KOHAT..... APPELLANT

V/S

DISTT EDUCATION OFFICER (MALE) KOHAT & OTHER..... RESPONDENTS

Parawise comments on behalf of Respondent No: 1 to 4

Respectfully Sheweth

Preliminary objections:

1. That the appellant has got no cause of action locus standi.
2. That the instant Service appeal is badly barred by time.
3. That the appellant has concealed material facts from the Hon'able Tribunal in the instant service appeal.
4. That the instant service appeal is against the relevant provisions of law.
5. That the appellant has not come to this Hon'able Tribunal with clean hands.
6. That the appellant is estopped by his own conduct to file the instant appeal.
7. That the instant service appeal is not maintainable in the present form & circumstances of the case.
8. That the appeal of the appellant is bad for mis-joinder & non joinder of necessary parties.

FACTS

1. That the Para No: 1 of the fact is pertain to record.
2. That the Para No: 2 of the fact is correct to the extent that the appellant is serving in Education Department rest of the Para is incorrect as the appellant does not possess the required criteria for promotion as well as according to the seniority list prepared by the respondent department on dated 11.08.2021 in which the appellant seniority serial no is at 06.(Copy of seniority list Math's Phy Teachers annexed as **annexure A**) It is also further added that the appellant also not covered the length of service for promotion (Copy of Notification No: SO(PE)4-5/SSRC/Meeting/2013/Teaching cadre dated 24.07.2014 Annexed as **annexure B**).
3. That Para No: 3 of the facts is incorrect the mentioned Notification No: SO(PE)4-5/SSRC/Meeting/2012/Teaching cadre dated 13.11.2012 have been amended vide Notification no; SO(PE)4-5/SSRC/Meeting/2013/Teaching cadre dated 24.07.2014 in

which Para No: "f" is self-explanatory. Hence the appellant instance is not tenable & the rules already explained therein.

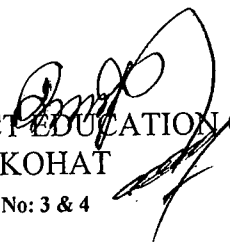
- 4. That Para No: 4 is incorrect already explained in Para No: 3 above.
- 5. That Para No: 5 of the facts is correct to the extent that the representation were preferred by the appellant which entertained accordingly & scrutinized his documents on the day of his personal hearing in the light of his appeals/applications consequences of his personal hearing were communicated on the spot. (Annexure C)
- 6. That the Para No: 6 of the facts is totally incorrect the allegations is not tenable the respondent department made promotion according to rules & policy/ Notifications after due necessary deliberation & with vary consultation after perusing & observing clarification from quarter concerns. (Copy annexed as Annexure D)
- 7. That Para No: 7 of the facts is incorrect the appellant is not aggrieved person so far as the decision of the respondents in relation to statutory Period is wrongly manipulated by concealing the material facts, the appellant deliberately not appearing before the forum within the time. Hence denied.
- 8. That Para No: 8 need no comments.


GROUNDS:-


- A,B. That Para No: A & B of the ground are incorrect. The respondent department never ever did any wrong in the presence of rules already established for all in general.
- C,D. That Para No: C & D of the ground are incorrect & irrelevant the appellant intent the indulgences of the Hon'able tribunal for wrongful gains for his personal benefits so far as the contention has already been explained in leading paras of the fact.
- E. That Para No: E of the ground is incorrect as stated above that the appellant is not aggrieved person & due to lack of his inabilities does not challenged the notification contents which were amended & not discussed the actual crux of the matter.
- F. That Para No F of the ground has no discretionary power in the matter in hand of the appellant as all the codel formalities duly observed which preparing the seniority list according to the law.

- G. That Para No G of the ground is incorrect the appellant conceals the material fact that the allegation leveled against other respondent in context of corruption is wrong falls with malicious intention without any cogent evidence respondent department did each & everything according to rules & policy without indulging in any practice not warranted by law.
- H. That Para No H of the ground is incorrect already discussed in leading paras.
- I. That Para No: I of the ground has no concerned with the respondent departments as liberty to approach before any forum for any grievances if so advised.
- J. That Para J of the ground is legal.

It is therefore humble prayed that on acceptance of this Parawise comments instant appeal may very kindly be dismissed with cost.


 DISTRICT EDUCATION OFFICER
 (MALE) KOHAT
 Respondents No: 3 & 4


 DIRECTOR
 ELEMENTARY & SECONDARY EDUCATION
 KHYBER PAKHTUNKHWA PESHAWAR
 Respondents No2


 SECRETARY
 TO GOVT ELEM & SEOCY EDUCATION
 DEPARMENT KHYBER PKAHTUNKHWA
 PESHAWAR
 Respondents No1

BEFORE THE HONOURABLE SERVICE TRIBUNAL PESHAWAR
SERVICE APPEAL NO. 534/2022

SANA ULLAH SPST GPS TOGH BALA KOHAT..... APPELLANT

V/S

DISTT EDUCATION OFFICER (MALE) KOHAT & OTHER..... RESPONDENTS

Parawise comments on behalf of Respondent No: 1 to 4

Affidavit

I, Qasir Khan Wazir Deputy District Education Officer (Male) Kohat do hereby solemnly affirm and declare on oath that the contents of the accompanying Parawise comments are true and correct to the best of my knowledge and belief and nothing has been concealed withheld from this Honourable Service Tribunal.

Deponent

Qasir Khan Wazir
QASIR KHAN WAZIR
DEPUTY DISTRICT EDUCATION OFFICER
(MALE) KOHAT
District Education Officer
(Male) Kohat

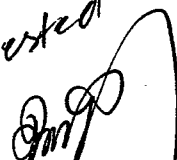
ATTESTER


Armat Ali Adil
Notary Public
Judicial Complex Peshawar
-2022

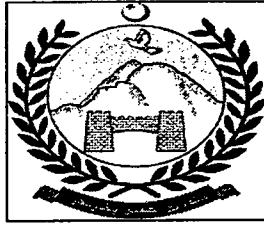
OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) KOHAT

Seniority list of Primary Teachers for Promotion to SST (Maths/Physics) 11/08/2021

Sr	Name	Father Name	School Name	BPS	Birth	1st Apptt	Pass PTC	Pass BEd	Academic	Professional	BA Div	BSc Subjects	Seniority	Remarks
1	Muhammad Shafi	Muhammad Hussain	GPS Dagar Banda	15	21/01/1969	09/03/1992	22/10/1991	31/03/1998	B.Sc	B.Ed	2nd	(M/P Additional)	31/03/1998	Eligible
2	Mati Ullah	Lubab Gul	GPS Billitang No,1	14	17/03/1983	04/05/2011	29/09/2010	25/01/2007	MA	PTC/CT/B.Ed	2nd	Maths Phy	04/05/2011	Eligible
3	Waseem Khan	Rahim Khan	GPS KDA No,1	14	09/03/1982	25/02/2013	17/09/2010	22/12/2005	MSc	PTC/Bed	2nd	Maths A+B,Stat+Phy (Addl)	25/02/2013	Eligible
4	Taj Muhammad	Ghulam Muhammad	GPS Jangle Khel No,1	14	16/03/1985	25/02/2013	17/09/2010	14/01/2016	MA	PTC/CT/Bed/Med	2nd	Phy,Maths,State,CS	25/02/2013	Eligible
5	Irfan Ullah	Subidan Gul	GPS Mir Banda	14	03/09/1984	27/02/2013	28/02/2012	09/01/2014	MA	PTC/CT/ BED	2nd	Maths A+ Stat+CS+Phy (Addl)	27/02/2013	Eligible
6	Sana Ullah	Ilyas Khan	GPS Togh Bala No,1	14	09/11/1984	23/05/2014	24/06/2013	14/01/2016	BSc	PTC/CT/B.Ed	2nd	Maths , Phy	23/05/2014	Service less than 7 yrs
7	Fehmal Khan	Faheem Gul	GPS Gumbat No,1	14	23/10/1987	23/05/2014	17/09/2010	16/01/2015	MSc (Pak)	PTC/Bed	2nd	Maths A+B, Phy	23/05/2014	Service less than 7 yrs
8	Arshad Mehmood	Naseer Khan	GPS Tappi	14	05/01/1980	13/03/2015	20/05/2000	05/01/2015	MSc	PTC/CT/BED	2nd	Maths, Stat, Phy	13/03/2015	Service less than 7 yrs
9	Naveed Shezad	Noor Muhammad	GPS PAF Base	14	04/04/1983	14/03/2015	24/06/2013	16/01/2015	B.Tech (Hon)	PTC/CT/Bed/MED	2nd	B.Tech Engineering	16/01/2015	Service less than 7 yrs
10	Mubasir Ahmad	Ghafoor ur Rehman	GPS Parshai	14	08/09/1987	14/03/2015	28/02/2012	20/01/2015	BSc	B.Ed	1st	Maths A+B, Phy	14/03/2015	Service less than 7 yrs
11	Touqeer Muhammad	Ghafoor ur Rehman	GPS Nak Band No,1	14	07/06/1991	14/03/2015	28/02/2012	16/01/2015	B.Sc	Maths A+ B, Phy	2nd	Maths A+ B, Phy	14/03/2015	Service less than 7 yrs
12	Muhammad Ayaz	Muhammad Azam	GPS Billitang No,1	12	30/03/1991	19/03/2016	12/01/2015		B.TECH	BED	2nd	Maths , Phy	19/03/2016	Service less than 7 yrs
13	Muhammad Iqbal	Sard Ali Khan	GPS Chechana	12	04/08/1988	22/03/2016	12/01/2015	17/01/2017	MA	PTC/CT/BED	2nd	Maths A+B, Phy	22/03/2016	Service less than 7 yrs
14	Wajahat Shah	Mutahir Shah	GPS Dhall Behzadi	12	07/04/1987	01/04/2017	01/07/2016	01/07/2013	MSC	BED	2nd	Maths , Phy	01/04/2017	Service less than 7 yrs

Attested

Dy. Distt. Edu Officer
(Male) Kohat


District Education Officer
(Male) Kohat



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

Peshawar, dated the 24th 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,-

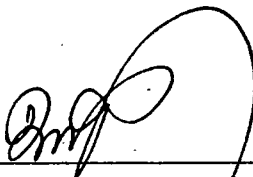
(i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

1	2	3	4	5
"1.	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

**Dy: Dist. Edu Officer
(Male) Kohat**

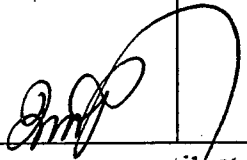
(1)

				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

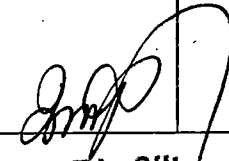

Dy. Distt. Edu Officer
(Male) Kohat

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

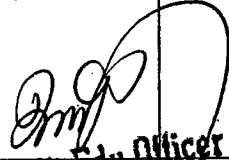
1	2	3	4	5
"1B.	Secondary School Teacher (BPS-16)	<p>I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject</p> <p>(a) (Chemistry, Botany or Zoology), Or (b) (Physics, Maths "A" or "B" or Statistics) Or (c) (Humanities and other equivalent groups at degree level with English as compulsory subject;</p> <p style="text-align: center;">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>	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="text-align: center;">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>


 Dy: Distt: Edu Officer
 (Male) Kotah

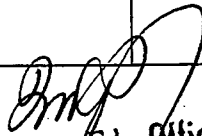
				<p>Provided that if no suitable candidate is available from amongst Senior Drawing Masters for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Drawing Masters with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(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:</p> <p>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;</p> <p>(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:</p>
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 Dy: Distt. Edu Officer
 (Maie) Kohat

				<p style="text-align: right;">10</p> <p>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;</p> <p>(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:</p> <p>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;</p> <p>(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:</p> <p>Provided that if no suitable candidate is available from amongst</p>
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 Dy: Dist: Edu Officer
 (Male) Kohat

				<p>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:</p> <p>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</p> <p>(ii) twenty Five percent by initial recruitment.</p> <p>Note:</p> <p>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.</p> <p>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.”</p>
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Dy: Distt. Edu Officer
(Male) Kohat

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**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*


Dy: Distt. Edu Officer
(Male) Kohat

(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)

انکوائری بابت درخواست بر خلاف شرح شیخ PSHT پر

پیموشن ایس۔ ایس۔ ٹی (نرسنگ + تھیس) SST

یادداشت :- کوالر کمپاینٹ / ڈائری نمبر 82 صفحہ 2021-10-18 کے تحت ڈسٹرکٹ

ایجوکیشن آفیسر (اردو) کوامٹ نے زیر دستخطی کو اس سلسلے میں

انکوائری آفیسر شریکی۔

لہذا زیر دستخطی نے صفحہ 28 ¹⁰/₂₀₂₁ کو اس سلسلے میں انکوائری کی

اور مکمل ریکارڈ چیک کیا۔ جو کہ مندرجہ ذیل ہے۔

مذکورہ بالا پیموشن صفحہ 3-09 سے کمپنٹ PSHT پیموشن ہوئی ہے اور اس وقت

SST (M+Phy) میں سرپل نمبر آ پیموشن۔ اور ان کے کوائف مندرجہ ذیل ہے۔

- 1- میٹرک سائنس 513/850 حاصل کردہ نمبر 2/10/19
- 2- انٹرمیڈیٹ سائنس 479/1150
- 3- BSc (ڈپل ماکس) 247/50
- 4- ایڈیشنل سینیٹ نرسنگ 94/150
- 5- بی۔ ایڈ۔ 529/900

مندرجہ بالا ریکارڈ کے مطابق مذکورہ پیموشن کوائف اور سینیٹ کے

کوائف سے پیموشن کا حقدار پیموشن میں ہے۔

18/10/2021
Assistant Sub-Divisional
Edu: Officer (M) Gumbat

Attested
Deputy District Education Officer
(Male) Khat



ہائر ایجوکیشن کمیشن

HIGHER EDUCATION COMMISSION

Government of Pakistan, Islamabad

10, Markazi, P.O. Box 124
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Office of the
Assistant Director (Curriculum)

No 5-A/CU/AS/GU/HEC/2021/2387
February 07, 2022

Subject: Clarification regarding Examination of Additional Science Subjects

Dear Sir

Please find attached herewith minutes of the meeting held at Higher Education Commission Islamabad on 28th December, 2021 regarding subject matter for your information and further necessary action.

As per recommendation of the Committee "the candidates with additional science subjects could be considered for promotion, however as suggested by the participants, to ensure the quality for SST (Science) positions, the Directorate of Elementary & Secondary Education Peshawar/concerned DFOs may conduct a test for candidates having additional science subjects after BA for better scrutiny of the qualified candidates for promotion on the given positions".

Best regards

Dy: Distt. Edu Officer
(Male) Kohat

(MUHAMMAD ASLAM)

Deputy Director (Establishment)
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