

28.07.2022

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


Reader

29.09.2022

Learned counsel for the appellant present. Mr. Muhammad Kamran, ADEO alongwith Mr. Muhammad Adeel Butt, Additional Advocate General for official respondents present. None present on behalf of private respondents No. 6 to 13.

Comments on behalf of official respondents submitted, copy of which handed over to learned counsel for the appellant.

Previous date was changed on Reader Note, therefore, notices be issued to private respondents No. 6 to 13 for submission of reply/comments through registered post. Adjourned. To come up for submission of reply/comments on behalf of private respondents No. 6 to 13 on 25.10.2022 before the S.B at Camp Court D.I.Khan.



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

25.10.2022

Appellant present through counsel.

Kabir Ullah Khattak, learned Additional Advocate General alongwith Muhammad Kamran ADEO for official respondents present. None present on behalf of private respondents No.6 to 12.

File to come up alongwith connected Service Appeal No.7509/2021 titled "Sohail Ahmad Shah Vs. Government of Khyber Pakhtunkhwa" on 22.11.2022 before S.B at Camp Court, D.I.Khan.



(Rozina Rehman)
Member (J)
Camp Court, D.I.Khan

3.02.2022

Due to retirement of the Hon'ble Chairman, the Tribunal is defunct. To come up for the same on 29.03.2022 before S.B.



Reader

29.03.2022

Counsel for the appellant present and heard.

The appeal is admitted to full hearing subject to all just and legal objections by the other side. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments on 24.05.2022 before S.B at camp court, D.I.Khan.



Chairman
Camp Court, D.I.Khan.

24.05.2022

Learned counsel for the appellant present and requested for further extension of time to deposit security and process fee, which have not been deposited within the stipulated period.

Learned counsel for the appellant is directed to deposit security and process fee within 04 working days, thereafter, notices be issued to the respondents through registered post for submission of reply/comments on 28.07.2022 before the S.B at Camp Court D.I.Khan.

Appellant Deposited
Security & Process Fee

3/6





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

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7514 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	06/10/2021	<p>The appeal resubmitted today by Mr. Muhammad Anwar Awan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench at Peshawar. Notices be issued to appellant/counsel for preliminary hearing to be put up there on <u>06/12/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Case Title: M. Azam ^{CHECK LIST} VS Govt of KPK etc

S#	CONTENTS	YES	NO
1	This Appeal has been presented by: <u>M. Anwar Azam ASE</u>		
2	Whether Counsel/Appellant/Respondent/Deponent have signed the requisite documents?	✓	
3	Whether appeal is within time?	✓	
4	Whether the enactment under which the appeal is filed mentioned?	✓	
5	Whether the enactment under which the appeal is filed is correct?	✓	
6	Whether affidavit is appended?	✓	
7	Whether affidavit is duly attested by competent Oath Commissioner?	✓	
8	Whether appeal/annexures are properly paged?	✓	
9	Whether certificate regarding filing any earlier appeal on the subject, furnished?	✓	
10	Whether annexures are legible?	✓	
11	Whether annexures are attested?	✓	
12	Whether copies of annexures are readable/clear?	✓	
13	Whether copy of appeal is delivered to AG/DAG?	✓	
14	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	✓	
15	Whether numbers of referred cases given are correct?	✓	
16	Whether appeal contains cutting/overwriting?		No
17	Whether list of books has been provided at the end of the appeal?	✓	
18	Whether case relate to this court?	✓	
19	Whether requisite number of spare copies attached?	✓	
20	Whether complete spare copy is filed in separate file cover?	✓	
21	Whether addresses of parties given are complete?	✓	
22	Whether index filed?	✓	
23	Whether index is correct?	✓	
24	Whether Security and Process Fee deposited? On	✓	
25	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? On	✓	
26	Whether copies of comments/reply/rejoinder submitted? On	✓	
27	Whether copies of comments/reply/rejoinder provided to opposite party? On		

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name:

M. Anwar Azam ASE

Signature:

Anwar

Dated:

03/08/2021

Reference your reply submitted in response to our observation, it is reiterated that the objections/observations rose by this office at serial no. 3, 4, 12 and 14 have not been removed and still stands. Therefore, the appeal in hand is returned for removing the above mentioned observations and resubmission with 15 days.

No. _____/S.T,

Dt. _____/2021

REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Sanaullah Shamim Gandapur Adv.
Supreme Court at D.I.Khan.

Respected Sir,
objection are rectified.

Shuaib

The appeal presented by Mr. Sana Ullah Shamim Gandapur Advocate today i.e. on 19.07.2021 is incomplete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

- 1- Addresses of appellants and respondents no. 11 to 90 are incomplete which may be completed according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 2- In all documents the name of the appellants may be highlighted.
- 3- Copy of departmental appeal in respect of appellants is not attached with the appeal which may be placed on it.
- 4- Annexures-A, C, E and G of the appeal are illegible which may be replaced by legible/better one.
- 5- Photo state has been made on double side of the leaf which is not acceptable the same may be made on one side.
- 6- One copy/set of the appeal in file cover be submitted for Second Member.
- 7- Memorandum of appeal may be got signed by the appellants.
- 8- Appeal has not been flagged/marked with annexures marks.
- 9- Wakalat nama is unattested.
- 10- Annexures of the appeal may be attested and affidavit may be got attested by the Oath Commissioner.
- 11- Appeal may be page marked according to the Index of the appeal.
- 12- Approved file cover is not used.
- 13- Certificate be given to the effect that appellants has not filed any service appeal on the subject matter earlier in the Tribunal.
- 14- Check list is not attached with the appeal.
- 15- 92 more copies/sets of the appeal along with annexures i.e complete in all respect may also be submitted with the appeal.

No. 1358 /S.T.

Dt. 19/07 /2021

REGISTRAR

SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Sanaullah Shamim Gandapur Adv.

Supreme Court at D.I. Khan

Respected Sir,
The addresses of appellants and respondents are in accordance with the Service Rules as mentioned in the Seniority list. Copy of departmental appeal is annexed. All annexures are certified and now legible. Photocopies are certified. One set of second member is attached and flagged. Wakalat nama is duly attested. Certificate is attached with appeal. Copies of respondents are attached. Objections received on 27.07.2021.

M. Anwar Anwar
(ASC)

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR
CAMP COURT DERA ISMAIL KHAN.

Appeal no. 7514 of 2021.

Muhammad Amir

VS

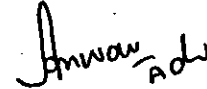
Govt Of KP & Others

INDEX

No.	Particulars	Annexure	Pages
1	Appeal		1-5
2	Copy appointment order	A	6-9
3	Copy of Regularization Order	B	10-12
4	Copy of Office order Dated 04-06-2020.	C	13
5	Copy of orders dated 24-06-2020	D	14
6	Copy of Seniority List	E	15-16
7	Copy of Departmental Appeal	F	17-20
8	Wakalat Nama	G	21

Your humble Appellant

Muhammad Amir
Through Counsel



Mohammad Anwar Awan
Advocate Supreme Court.

- 1 -

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Service Appeal No _____ /2021

MUHAMMAD AAMIR PST GPS BABBAR PAKKA.

S/o Muhammad Ramzan Tehsil Paroud D.I.Khan.

(Appellant)

**Khyber Pakhtunkhwa
Service Tribunal**

Diary No. 7298

Dated 15/7/2021

VERSUS

1. GOVERNMENT OF KHYBER PAKHTUNKHAWA THROUGH CHIEF SECRETARY, CIVIL SECRETARIAT, PESHAWAR
2. THE SECRETARY ELEMENTARY & SECONDARY EDUCATION, KHYBER PAKHTUNKHAWA, PESHAWAR.
3. DIRECTOR ELEMENTARY & SECONDARY EDUCATION, KHYBER PAKHTUNKHAWA, PESHAWAR.
4. ASSISTANT DIRECTOR (Estb:) ELEMENTARY & SECONDARY EDUCATION, KHYBER PAKHTUNKHAWA, PESHAWAR.
5. DISTRICT EDUCATION OFFICER (DEO) MALE, D.I.KHAN.

Amir

Amir
M. Amir Awat
Advocate Supreme Court
D.I.Khan

Filed to-day

Registrar

6. AQAL KHAN GPS NO.1 REHMANIKHEL DISTT: D.I.KHAN
7. ZIA UR REHMAN GPS NO.1 REHMANIKHEL DISTT: D.I.KHAN
8. HIZBULLAH KHAN GPS NO.1 TAKWARA DISTT: D.I.KHAN
9. MUHIB HUSSAIN SHAH GPS NO. 2 DHALLAH DISTT: D.I.KHAN
10. ASSAD HUSSAIN SHAH GPS WANDA TALGI DISTT: D.I.KHAN
11. ABDUR RAUF KHAN GPS KOT MASOODAN DISTT: D.I.KHAN
12. MUHAMMAD ZAFFAR GPS MANDHRA SAIDAN DISTT: D.I.KHAN

SERVICE APPEAL UNDER SECTION 4 OF SERVICE TRIBUNAL ACT 1974 TO DIRECT THE RESPONDANTS TO REVISE/CORRECT THE SENIORITY LIST ISSUED BY THE OFFICIAL RESPONDENTS AS PER DATE OF INITIAL APPOINTMENT AND PROMOTE THE APPELLANT AS PER THEIR SENIORITY ALONGWITH BACK AND FUTURE BENEFITS.

Respectfully Sheweth,

1. That Appellant is appointed as Primary School teacher through NTS on 17-05-2014 while Respondent No 11 to 17 are appointed as PST vide order Dated; 05-12-2014 on contract basis. Copy of Appointment Orders are Annexure A.
2. That the Appellant is Qualified PST and after his appointment, has been serving the Department with due diligence, utmost care and devotion, always tried to his best and has spotless service record. The Appellant and other were regularized on 10-03-2018. Copy of Order Dated; 10-03-2018 is Annexure B.
3. That on 04-06-2020, the concern District Education Officer vide Letter No. 11728 has sought guidance for preparing of seniority List of PSTs, the mechanism was provided by the Assistant Director (Estab;) Elementary and secondary Education Department Khyber Pakhtunkhwa (Respondent No. 04) then a Seniority list was prepared by Respondents. Copies of Office order Dated; 04-06-2020 and Office order Dated; 24-06-2020 and seniority list are Annexure C, D & E.
4. That on attaining knowledge on 16-03-2021, the appellant along with others has preferred departmental Applications/ Appeal through proper channel and being senior employee sought his promotion on the basis of his seniority with effect from their initial appointment Dated; 17-05-2014. Copies of appellant Departmental application/Appeal is Annexure F.
8. That feeling aggrieved from above said action appellants are constrained to approaches this honorable court on the following amongst other:

GROUND:

1. That the action of respondents is against facts and law, ultra vires, without Jurisdiction and against the Khyber Pakhtunkhwa Employees of Elementary and Secondary Education Department (Appointment and Regulation of Services) Act 2017 as well as Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989.
2. That as per rules framed by the government of KPK and also Regularization Act 2017, it is clearly mentioned that seniority of teachers would be reckoned from Section 4 of ibid Act but respondents without any lawful authority issued seniority list on its whims and wishes.
3. That as per appointment Order of petitioner issued on 17.05.2014, he was appointed in teaching cadre on terms and conditions mentioned in the Order from the date of their taking over charge but surprisingly the private respondents who were appointed on 05.12.2014, are placed senior to the petitioner on the basis of their marks which is totally against the policy and terms and conditions mentioned in the appointment order.
4. That while regularizing the petitioner and others Primary School Teachers vide Order dated: 10.03.2018 it was termed that their seniority shall be determined on the basis of their continuous service in cadre so appellant has took the charge of the post in May 2014 while private respondents took the charge in the month of December 2014 so appellant by efflux of time is senior to the private respondents.
5. That it is also evident from the regularization order dated: 10.03.2018, the PSTs appointed on 17.05.2014 are mentioned firstly and thereafter PSTs appointed on 05.12.2014 are mentioned in ibid Order which clearly reflect that the department has issued seniority of all PSTs appointed through the above-said orders.

Shiraz

In wake of above submissions, it is respectfully prayed that on acceptance of instant appeal, the seniority list may please be set aside/modified being illegal, void and against the Khyber Pakhtunkhwa Employees of Elementary and Secondary Education Department (Appointment and Regulation of Services) Act 2017 as well as Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules 1989 and appellant may graciously be promoted from BPS-12 to BPS- 14 with all back/ future benefit.

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OR

If any other efficacious relief which this august Tribunal may deem proper/appropriate in the interest of justice may also be granted to the Appellant.

YOUR HUMBLE APPELLANT

DATED: /06/2021

M. Aamir
MUHAMMAD AAMIR
(Through Counsels)
Sana Ullah Shamim Gandapur
SANA ULLAH SHAMIM GANDAPUR
Advocate supreme Court
of Pakistan D.I.Khan.

KANEEZ BATOOL
Advocate High Court D.I.Khan

AFFIDAVITE

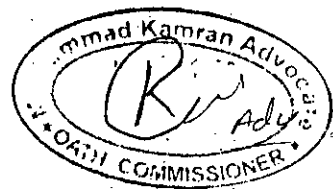
I, **MUHAMMAD AAMIR PST GPS BABBAR PAKKA**. The Appellant, do hereby solemnly affirm and declare on oath that all the contents of the Appeal are true and correct to the best of my knowledge and belief and noting has been deliberately concealed from this Honorable Court.

M. Aamir
Deponent

12101-4243356-7

Identified by Counsel;

Sana Ullah Shamim Gandapur
SANA ULLAH SHAMIM GANDAPUR
Advocate supreme Court
of Pakistan D.I.Khan.



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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Service Appeal No _____ /2021

MUHAMMAD AAMIR VERSUS GOVT OF K.P.K etc.

BOOKS REFERED:

- Constitution of Islamic Republic of Pakistan 1973.
- Service Laws.
- Case laws.

VERIFICATION: / *Cerification.*

I, **MUHAMMAD AAMIR**, verify that it is the first Appeal and no such Appeal has ever been preferred in this honorable Tribunal by the Appellant and all the contents of above Appeal/petition are true and correct.


MUHAMMAD AAMIR

-A-



**OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)
DERA ISMAIL KHAN**

(6)

APPOINTMENT

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

S.No	Roll No	NAME	FATHER'S NAME	CNIC	SCORE	PLACE OF POSTING	UNION COUNCIL
DERA ISMAIL KHAN							
1.	1760062	MUHAMMAD SHAHID	QAYYUM NAWAZ	12101-6286930-3	93.5	GPS DARWESHA	CHEHKAN
2.	1760177	BASIT AHMAD	MUHAMMAD AFZAL	12101-8038430-1	97.19	GPS GARA BALA	CHEHKAN
3.	1760752	NAVEED AHMAD	NAZIR AHMED	12101-2041550-9	109.58	GPS GARA HASSANI	CHEHKAN
4.	1760368	MUHAMMAD RAMZAN	SHER ZAMAN	12101-7034423-1	116.35	GPS GARA MORE	CHEHKAN
5.	1760733	RAHMAT ULLAH	SARFARAZ	12101-5709320-3	95.33	GPS HAIN DAN	CHEHKAN
6.	1760335	MAZHAR IQBAL	MUHAMMAD IQBAL	12101-4536514-5	87.57	GPS JANDI SINDH	CHEHKAN
7.	1761263	MUHAMMAD ABBAS	MUHAMMAD RAMZAN	12101-1989179-5	109.62	GPS JEVAVA SAHI	CHEHKAN
8.	1760735	MUHAMMAD SALEEM	KARIM BAKHSH	12101-0972120-3	117.46	GPS NO. 2 POTA	CHEHKAN
9.	1762690	MUHAMMAD NADEEM AKHTAR	MUHAMMAD ASLAM	12101-3818810-5	87.92	GPS NO. 2 POTA	CHEHKAN
10.	1761200	RAB NAWAZ	GUL SHER	12101-7539649-3	95.9	GPS NURANG UTTRA	CHEHKAN
11.	1761043	ABDUL BASAT	MAULVI GHULAM HASSAN	12101-3958240-7	116.49	GPS SHERU KOHNA	CHEHKAN
12.	1760108	SANA ULLAH	GHULAM QADIR	12101-9636197-3	88.45	GPS SIKANDAR SHUMALI	CHEHKAN
13.	1766822	SHAHZADA MUHIB ULLAH	MUHAMMAD ASLAM	12101-3837795-9	92.31	GPS SIWAC	CHEHKAN
14.	1760603	MUHAMMAD ALTAF KHAN	UMAR HAYAT KHAN	12101-7309163-5	98.29	GPS TAJ	CHEHKAN

Attested
M. A. Memon
A. Khan
District Education Officer
D.I.Khan

1

Appointment Orders PST (Male) Adhoc. D.Khan

S.No	Roll No	NAME	FATHER'S NAME	CNIC	SCORE	PLACE OF POSTING	UNION COUNCIL
596.	1760936	BASHIR AHMAD	ALLAH DAD	12101-0923553-7	111.75	GPS GARA GHUNS SHAH	Naivela
597.	1763432	MUHAMMAD IMRAN	GHULAM YASIN	12101-5142048-1	107.22	GPS GARA GHUNS SHAH	Naivela
598.	1760396	SHAUKAT IQBAL KHAN	AMAN ULLAH	12101-3535761-3	105.03	GPS GARA GHUNS SHAH	Naivela
599.	1760536	SHOAIB UR REHMAN	GHULAM SUBHANI	12101-2071864-1	125.38	GPS GARA RASHID	Naivela
600.	1762569	ABDUR RASHID	ABDUL MAJEED	12101-5364225-9	102.87	GPS GURMANI	Naivela
601.	1760217	MUHAMMAD SHEHZAD	GHULAM YASIN	12101-5046193-1	133.26	GPS HAJI BABBAI	Naivela
602.	1760744	MUHAMMAD IBRAHIM	IMAM BAKHSH	12101-0991881-9	123.29	GPS JATTA	Naivela
603.	1760725	ABDUL QADIR	NAZIR AHMAD KHAN	12101-5911194-3	112.09	GPS JATTA	Naivela
604.	1761905	MUHAMMAD KAMRAN	MALIK SUBA	12105-0344435-5	104.43	GPS JATTA	Naivela
605.	1760806	HAJI MUHAMMAD	ABDUR REHMAN	12101-7338172-9	98.28	GPS JH; MASSU	Naivela
606.	1760041	MUSHTAQ AHMAD	JUMA KHAN	12101-0924424-5	116.4	GPS KHANA SHARIF	Naivela
607.	1760268	AMAN ULLAH	ALLAH BAKHSH	12101-9678214-7	86.77	GPS BABAR KACHA	PAROA
608.	1763630	GHULAM ABBAS	MUHAMMAD ASLAM KHAN	12101-0413474-5	88.23	GPS BABAR PAKKA	PAROA
609.	1762943	MUHAMMAD AMIR	MUHAMMAD RAMZAN	12101-4243356-7	83.89	GPS BABAR PAKKA	PAROA
610.	1760642	MUHAMMAD RAMZAN	MUHAMMAD BAKHSH	12101-1470463-1	85.4	GPS BASTI MALIK MIR	PAROA
611.	1760457	MUHAMMAD SHAFQAT	ABDUL AZIZ	12101-2526976-1	87.77	GPS BHIRKI	PAROA
612.	1763977	MUHAMMAD IMRAN	LAAL KHAN	12101-7582792-7	85.37	GPS HAZARA KACHA	PAROA
613.	1762876	MUHAMMAD IMRAN	HAJI ISMAIL	12101-1324020-7	122.05	GPS JH; MACHI SHERQI	PAROA
614.	1760566	HAMADULLAH	GHULAM HUSSAIN	12101-6121532-1	89.18	GPS JH; SALAUD DIN	PAROA
615.	1763279	GHULAM MURTAZA	SIRAJ U DIN	12101-6724482-3	97.63	GPS NO.1 PAROA	PAROA
616.	1760592	GHULAM YASIN	AHMAD BAKHSH	12101-2858944-9	100.4	GPS NO.2 PAROA	PAROA
617.	1760407	INAM ULLAH	RAHMAT ULLAH KHAN	12101-2356055-5	86.53	GPS NO.2 PAROA	PAROA

Attested
M. A. MAMRAT AMIRAN
ADDL. DISTRICT OFFICER
PAROA

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Appointment Orders PST (Male) adhoc, Dikhan

S.No	Roll No	NAME	FATHER'S NAME	CNIC	SCORE	PLACE OF POSTING	UNION COUNCIL
618.	1760171	OBAID ULLAH	KHALIL UR RAHMAN	12101-0899685-3	124.87	GPS NO.3 PAROA	PAROA
619.	1762676	MUHAMMAD KHALID	SAIF ULLAH	12101-1005269-1	87.08	GPS NO.4 PAROA	PAROA
620.	1764238	SHAH NAWAZ	RAB NAWAZ	12101-0930161-1	92.85	GPS NO.5 PAROA	PAROA
621.	1761938	SAMI ULLAH	QADIR BAKHSH	12101-2693445-1	84.6	GPS NO.5 PAROA	PAROA
622.	1760563	RASHEED AHMAD	DUR MUHAMMAD	12101-5965545-1	86.05	GPS THAT SOLAN	PAROA

TERMS & CONDITIONS

1. NO F/W/A etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year from the date of issuance.
4. He should not be handed over charge if he exceeds 35 years or below 18 years of age. Age relaxation case may be submitted to competent authority (if required).
5. Appointment is subject to the condition that the certificate/documents must be verified from the concerned authorities by the DEO, anyone found producing bogus Certificate will be reported to the law enforcing agencies for further action. Expenditure on verification will be borne by the appointees.
6. His services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be drawn until and unless a certificate regarding verification of his documents is issued by this office.
8. He should join his post within 10 days of the issuance of this notification. In case of failure to join the post within stipulated period, his appointment will stand expired automatically and no subsequent appeal etc shall be entertained.
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. Before handing over charge, he will have to sign an agreement with the Department; otherwise this order will not be valid.
11. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
12. His services shall be terminated at any time, in case his performance is found unsatisfactory during his contract period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
13. His appointment is made on School based, He will have to serve at the place of posting, and His service is not transferable to any other station.

M. Attested
 At: M. Attested
 D. Aman

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13. His appointment is made on School based. He will have to serve at the place of posting, and His service is not transferable to any other station.
14. Before handing over charge, once again their document may be checked by the DDO concerned, if they have not the required relevant qualifications as per rules or in case of any degree/certificate issued after January 20, 2014 against which he claimed score for merit they may not be handed over charge of the post.
15. The appointee must belong to the same union council where school is situated; otherwise, the DDOs are directed, not to hand over the charge.


Zia-ud-Din
District Education Officer (M)
DIKHAN

Endst No. 7135-7765 /PST(M) NTS

Dated DIKkhan the 17-05-2014

Copy forwarded for information and necessary action to:

1. The Director E&SE Khyber Pakhtunkhwa, Peshawar
2. The District Comptroller of Accounts DIKHAN.
3. The PS to the Secretary to Govt. Khyber Pakhtunkhwa E&SE Department.
4. The SDEOs (Male) DIKhan/Paharpur/Paroa/Kulachi.
5. The Candidates Concerned.
6. Master File.


District Education Officer (M)
DIKHAN

Attested

- B -

Regularization Order PST/(NTS Adhoc) (2018) Dera Ismail Khan



OFFICE OF THE
DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN
Tel: 09669280128- 09669280131
Email: emisdikhan@gmail.com

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NOTIFICATION:

In pursuance of Section-3 of the Khyber Pakhtunkhwa Employees of Elementary & Secondary Education Department (Appointment & Regularization of Services) Act, 2017, read with section-1 sub-section-(2) of the Act ibid and Law Department Government of Khyber Pakhtunkhwa advice bearing No. ALD-III/Legis:1(4)2017/Vol-1/9888-90 dated 20/03/2017 & Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification No. SO(S/F)E&SED/3-2/2018/SITT/Contract dated 22-02-2018, the services of following Primary School Teachers (PSTs) are hereby regularized in BPS-12 with effect from the date of their initial appointment.

Sr	RollNo	Name	Total Marks (out of 200)	School	UC	Appointment order No and dated	Extension order No and dated if any	CNIC
1	1760002	MUHAMMAD SHAHID	93.5	GPS DARWESHA	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-6286930-3
2	1760477	BASHIR AHMAD	97.19	GPS GARA BALA	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-8038430-1
3	1760752	NAVEED AHMAD	109.58	GPS GARA HASSANI	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-2041550-9
4	1760368	MUHAMMAD RAMZAN	116.35	GPS GARA MORE	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-7034423-1
5	1760733	RAHMAT ULLAH	95.33	GPS HAIN DAN	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-5709320-3
6	1760335	MAZHAR IQBAL	87.57	GPS JANDI SINDHI	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-4536514-5
7	1762690	MUHAMMAD NADISEM AKHTAR	87.92	GPS NO. 2 POTA	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-3818810-5
8	1764200	RAD NAWAZ	95.9	GPS NURANG UTRA	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-7539649-3
9	1764043	ADDUL BASAT	116.49	GPS SHERU KOHNA	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-3958240-7
10	1760108	SANA ULLAH	88.45	GPS SIKANDAR SHUMALI	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-9636197-3
11	1760822	SHAHZADA MUHIB ULLAH	92.31	GPS SIWAG	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-3837795-9
12	1760603	MUHAMMAD ALTAF KHAN	98.29	GPS TAJ	Chehkan	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-7309163-5
13	1762586	MATI ULLAH	112.95	GPS BASTI DIRKHAN	DD# 1	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-8937011-7
14	1763381	MUHAMMAD JAVED KHAN	98.86	GPS CHAH BAREY WALA	DD# 1	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-5971143-9
15	1760005	MUHAMMAD YOUNIS	127.49	GPS KACHI PAIND KHAN	DD#2	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-3032309-7
16	1763031	MUHAMMAD WAQAR AHMAD	112.77	GPS NO. 1 THOYA FAZIL	DD#2	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-7810587-1
17	1760365	MALIK UMMAIR YASIN	107.28	GPS NO. 1 THOYA FAZIL	DD#2	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-4061211-7
18	1760921	AFNAN KHAN	103.37	GPS NO. 1 THOYA FAZIL	DD#2	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-0217588-7
19	1760280	AZMAT ULLAH	101.43	GPS NO. 2 THOYA FAZIL	DD#2	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-0953316-5
20	1760338	SAMI ULLAH KHAN	91.13	GPS NO. 2 THOYA FAZIL	DD#2	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-7097201-5
21	1760755	MALIK MUHAMMAD IRFAN	88.19	GPS TAHIM ABAD	DD#2	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-8201696-9
22	1760815	MUHAMMAD HASHIM	102.24	GPS BASTI DHAPPAN WALI	Deewala	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-0936562-1
23	1760648	MUHAMMAD ILYAS	107.04	GPS CHAH MALIK WALA	Deewala	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-7076340-5
24	1760028	MUHAMMAD EHSAN	105.62	GPS CHAH MALIK WALA	Deewala	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-0940620-9
25	1760808	ZUBAIR AHMAD	103.41	GPS MADNI TOWN	Deewala	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101-3119858-5

Attested

M. Anwar
District Education Officer
Dera Ismail Khan

Handwritten signature

(11)

Regularization Order PST / (NTS Adhoc) (2018) Dera Ismail Khan

Sr	RollNo	Name	Total Marks (out of 200)	School	UC	Appointment order No and dated	Extension order No and dated if any	CNIC
523	1760636	HIDAYAT ULLAH	124.5	GPS BUCHRI	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 5048995-5
524	1763478	MUHAMMAD RIZWAN	98.29	GPS GARA ASHIQ	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 5192880-1
525	1760936	BASHIR AHMAD	111.75	GPS GARA GHUNS SHAH	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 0923553-7
526	1760396	SHAIKAT IQBAL KHAN	105.03	GPS GARA GHUNS SHAH	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 3535761-3
527	1760536	SHOAIB UR REHMAN	125.38	GPS GARA RASHID	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 2071864-1
528	1762569	ABDUK RASHID	102.87	GPS GURMANI	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 5364225-9
529	1760744	MUHAMMAD IBRAHIM	123.29	GPS JATTA	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 0991881-9
530	1760725	ABDUL QADIR	112.09	GPS JATTA	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 5911191-3
531	1761905	MUHAMMAD KAMRAN	104.43	GPS JATTA	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12105- 0344435-5
532	1760806	HAI MUHAMMAD	98.28	GPS JH; MASSU	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 7338172-9
533	1760041	MUSHTAQ AHMAD	116.4	GPS KHANA SHARIF	Naivela	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 0524424-5
534	1760268	AMAN ULLAH	86.77	GPS BABAR KACHA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 9678214-7
535	1763630	GHULAM ABBAS	88.23	GPS BABAR PAKKA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 0413474-5
536	1762943	MUHAMMAD AMIR	83.89	GPS BABAR PAKKA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 4241356-7
537	1760642	MUHAMMAD RAMZAN	85.4	GPS BASTI MALIK MIR	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 1470463-1
538	1760457	MUHAMMAD SHAFQAT	87.77	GPS BHIRKI	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 3526976-1
539	1763977	MUHAMMAD IMRAN	85.37	GPS HAZARA KACHA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 7582792-7
540	1760566	HAMAD ULLAH	89.18	GPS JH; SALAUD DIN	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 6121532-1
541	1763279	GHULAM MURTAZA	97.63	GPS NO.1 PAROA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 6214482-3
542	1760592	GHULAM YASIN	100.4	GPS NO.2 PAROA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 2858044-9
543	1760407	INAM ULLAH	86.53	GPS NO.2 PAROA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 2356055-5
544	1762676	MUHAMMAD KHALID	87.08	GPS NO.4 PAROA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 1005269-1
545	1764238	SHAH NAWAZ	92.85	GPS NO.5 PAROA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 0930161-1
546	1761938	SAMI ULLAH	84.6	GPS NO.5 PAROA	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 2693445-1
547	1760563	RASHEED AHMAD	86.05	GPS THAT SOLAN	Paroa	No. 7135-7765 Dated 17-05-2014	No. 15408-14 Dated 02-06-2017	12101- 5065545-1
548	1760493	NAIMAT ULLAH	83.49	GPS CHEHKAN	Chehkan	No. 23048- 23274/PST(NTS) dated 05-12-2014	No. 4921-5138 dated 06-03-2018	12101- 8224182-1
549	1760901	HAFIZ MUHAMMAD TAHIR RASHID	100.25	GPS GARA AHMAD	Chehkan	No. 23048- 23274/PST(NTS) dated 05-12-2014	No. 4921-5138 dated 06-03-2018	12101- 4607199-9
550	1763522	ASIF NAWAZ	85.22	GPS GARA DAD	Chehkan	No. 23048- 23274/PST(NTS) dated 05-12-2014	No. 4921-5138 dated 06-03-2018	12101- 4701491-3
551	1760227	MUHAMMAD BILAL	111.67	GPS GARA MORE	Chehkan	No. 23048- 23274/PST(NTS) dated 05-12-2014	No. 4921-5138 dated 06-03-2018	12101- 7201439-7
552	1763614	MUHAMMAD YASIR KHAN	94.95	GPS NO. 1 POTA	Chehkan	No. 23048- 23274/PST(NTS) dated 05-12-2014	No. 4921-5138 dated 06-03-2018	12101- 4119138-3
553	1763177	TAHSEEN ULLAH	84.31	GPS SHERU KOHNA	Chehkan	No. 23048- 23274/PST(NTS) dated 05-12-2014	No. 4921-5138 dated 06-03-2018	12101- 5027815-5
554	1760400	MUHAMMAD QASIM MUDDASSIR	95.46	GMPS AYESHA MASJID NOW AT GPS FAQBER ABAD	DD# 1	No. 23048- 23274/PST(NTS) dated 05-12-2014	No. 4921-5138 dated 06-03-2018	12101- 5719694-9
555	1760649	NAJAM ALI	108.59	GMPS CHAH SARWAR NOW AT GPS CHAH BARAY WALA	DD# 1	No. 23048- 23274/PST(NTS) dated 05-12-2014	No. 4921-5138 dated 06-03-2018	12101- 0919804-9

As
Attested
 M. A. Mian
 Ad:
 D. H. Mian

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MINORITY QUOTA

Sr	RollNo	Name	Address	Total Marks (out of 200)	School	UC	Appointment order No and dated	Extension order No and dated if any	CNIC
1	2332000995	RISHI HANS	DIKhan	90.48	GPS NEW ABADI KOTLA SAIDAN	Kotla Saidan	No. 12081-12231 dated 05-05-2017		12101-8047233-8
2	2331000974	SHANKAR	DIKhan	88.76	GPS KHANA SHARIF	Lunda Sharif	No. 25757-67 dated 09-11-2017		12101-0970843-7

TERMS & CONDITIONS

- The regularization will not be in favour of those, who have not taken over charge or has remained absent from duty or resigned from service and also not for those who are under disciplinary proceedings.
- Their services shall be governed by the Khyber Pakhtunkhwa Civil Servants Act, 1973, the Khyber Pakhtunkhwa (Appointment, Deputation, Posting & Transfer of Teachers, Lecturers, Instructors & Doctors) Regulatory Act, 2011, and such rules and regulations as may be issued from time to time by the government.
- Their pay shall be released subject to verification of academic documents/testimonials from the concerned Board/University by the District Education Officer Concerned.
- Their services shall be considered regular and they shall be eligible for pension/deduction of GP fund in terms of the Khyber Pakhtunkhwa Civil Servants Act, 1973 as amended in 2013.
- Their services are liable to termination on one month prior notice from either side. In case of resignation without notice, their one month pay/allowances shall be forfeited to the Government treasury.
- They shall possess the same qualification and experience required for a regular post.
- They shall have not resigned from their services or terminated from services on account of misconduct, inefficiency or any other ground before commencement of this ACT. The DDO concerned should ensure this condition before the draw of their pay as regular servants.
- Their regularization shall not affect the promotion quota of existing holders of posts in respective service cadres.
- The employees whose services are regularized under The Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018 (Khyber Pakhtunkhwa Act No.1 of 2018) or in the process of attaining service at the commencement of The Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018 (Khyber Pakhtunkhwa Act No.1 of 2018) shall rank junior to all civil servants belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of The Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018 (Khyber Pakhtunkhwa Act No.1 of 2018); and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the Commission made before the commencement of this Act, are to be appointed to the respective service or cadre, irrespective of their actual date of appointment.
- Their seniority shall be determined on the basis of their continuous service in cadre, provided that if the date of continuous service in the case of two or more employees is the same, the employees older in age shall rank senior to the younger one.

Sd/-
 (ATTA ULLAH KHAN MINA KHEL)
 DISTRICT EDUCATION OFFICER
 (MALE) DERA ISMAI KHAN

Endst: No. 8712-10760 /Estt (Primary)

Dated DIKhan the 10/03 /2018

Copy forwarded for information and necessary action to the: -

- PS to the Secretary, to Govt: Khyber Pakhtunkhwa E&SE Department.
- Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- District Nazim DIKhan.
- Deputy Commissioner DIKhan.
- District Comptroller of Accounts DIKhan.
- Deputy District Education Officer (Male) DIKhan.
- All Sub Divisional Education Officers (M) in District DIKhan.
- All Assistant Sub Divisional Education Officers (M) Circles in District DIKhan.
- All Head Teachers Concerned.
- Teachers Concerned.
- Master File.

DISTRICT EDUCATION OFFICER
 (MALE) DERA ISMAI KHAN

Attested
 M. A. MAMIT AMIN
 Ac. DIKhan



Ends: No. 11728-1

Dated: 01/06/2020

To:

The Director
Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar

- C -

- 13 -

Subject: GUIDANCE REGARDING SENIORITY LIST OF PST

Respected Sir,

It is stated for your kind information that a letter bearing No. 34832 dated 13/12/2019 on the subject cited above has been submitted to your good office but no guidance is provided in this regard till yet.

It is requested that seniority list of PST (NTS) is under process of updating now. Necessary guidance is required on the following points.

1. Whether the seniority list is updated according to merit score of the teachers or from their date of taking over charge and then on wage.
2. In the year 2014 that appointments of PST (NTS) were made in two phases i.e. on May 2014 & December 2014. Whether these phases may be merged together and then determine their seniority or otherwise.

[Signature]
DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN

Ends: No. 11729-331

Dated: 01/06/2020

Copy for information to the:-

1. PA to Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar
2. Deputy District Education Officer (Male) DIKhan
3. All the SDEQ's (Male) in District Dera Ismail Khan
4. PA to DEO (Male) DIKhan.

Noted

[Signature]
DISTRICT EDUCATION OFFICER
(MALE) DERA ISMAIL KHAN

14

88

Amir D-10 (4)



**DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION
KHYBER PAKHTUNKHWA PESHAWAR.**

No. 6416 /F. No. Appeal D I Khan
Dated Peshawar the 24.6 /2020.

To:

The District Education Officer (M)
D I Khan.

Subject: **GUIDANCE REGARDING SENIORITY LIST OF PST.**

Memo:-

I am directed to refer to your office letter No. 11728 dated 04.06.2020, on the subject cited above and to ask you to prepare seniority list of PSTs strictly in accordance with APT Rules 1989 and the KP Employees (Regularization of Service) Act 2018.

24/6/2020
Assistant Director (Estab :)
Elementary & Secondary Edu:
Khyber Pakhtunkhwa Peshawar.

Copy forwarded to the:-

1. P.A to Director Elementary and Secondary Education local office.

[Signature]
Assistant Director (Estab :)
Elementary & Secondary Edu:
Khyber Pakhtunkhwa Peshawar.

Attested
M. Amir Khan
Advocate Supreme Court
D.I.Khan

(51)

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DERA ISMAIL KHAN

FINAL SENIORITY LIST OF PRIMARY SCHOOL TEACHERS (BPS 12) TO SENIOR PRIMARY SCHOOL TEACHERS (BPS 14)
(DIRECT APPOINTMENT, APPOINTED THROUGH DECEASED SON / MEDICAL BOARD QUOTA AND NTS)

Handwritten notes and stamps: "AT 10/11/84", "M. A. NAWAZ", "D. I. KHAN", "DISTRICT OFFICE", "DERA ISMAIL KHAN".

The committee consists of following members.

1. Mr. Muhammad Shafiq Principal, GCMHS No.1 D.I.Khan (Chairman)
- Mr. Asim Saeed Principal, GHS Himmat D.I.Khan (Member)
- Mr. Muhammad Danish Roman Khan SST-IT, GHS No.5 D.I.Khan (Member)

he committee after consultation with the respective ASDEOs of all the 11 circles and SDEOs of five tehsils of District D.I.Khan, compiled the seniority list. The committee gave ample time for correction and modification of the list.

The concerned SDEOs have given certificates that if any discrepancy appears in the list they will be held responsible.

The list was formulated according to the policy, rules and regulations given by the office/directorate.

SERIAL NO	CNIC	NAME	FATHER NAME	DOMICILE	PRESENT PLACE OF POSTING	DATE OF BIRTH	DATE OF TAKING CHARGE	SCORE	TEHSIL	METHOD OF APPOINTMENT	REMARKS
1	12101-8104636-5	SHAH JAHAN	GUL DAD	DIK	GMPS JALAL BORING	17 Mar 1961	01 Feb 1979		DIKHAN	DIRECT APPOINTMENT	
2	12101-8000082-7	AZIZ ULLAH	SAAD ULLAH	DIK	GPS DIN PUR	20 May 1961	26 May 1982		DIKHAN	DIRECT APPOINTMENT	
3	12103-1490966-3	MUSHTAQ AHMAD	RAB NAWAZ	DIK	GPS MITHA PUR KALAN	10 Apr 1962	16 Dec 1982		PAHARPUR	DIRECT APPOINTMENT	
4	12103-1482132-1	ALLAH NAWAZ	MUHAMMAD NAWAZ	DIK	GPS KALA GORH	10 Sep 1962	17 Nov 1983		PAHARPUR	DIRECT APPOINTMENT	
5	12013-3841194-3	GHANI-UR-REHMAN	SHER DIL	DIK	GPS NO.1 PAHARPUR	01 Nov 1962	20 Dec 1983		PAHARPUR	DIRECT APPOINTMENT	
6	12101-0961741-7	ASEEM KHAN	AZAM KHAN	DIK	GPS GILOTI	01 May 1963	19 May 1984		DIKHAN	DIRECT APPOINTMENT	
7	12101-0965650-3	MUHAMMAD RASHID	GHULAM JEELANI	DIK	GPS KOKAR GHARBI	10 Sep 1961	05 Sep 1984		DIKHAN	DIRECT APPOINTMENT	
8	12102-2150050-7	ABDUL SAMAD KHAN	ABDUL GHAFAR	DIK	GPS BASTI BALOCHAN	28 Apr 1961	17 Oct 1984		DARABAN KALAN	DIRECT APPOINTMENT	
9	12101-0939011-5	ABDUL RASHID	IMAM BAKHSI	DIK	GMPS HAZARA PAKKA	15 Oct 1963	17 Oct 1984		PAROVA	DIRECT APPOINTMENT	
10	12103-1501762-9	MUHAMMAD ABBAS SHAH	ABDUL HUSSAIN SHAH	DIK	GPS SAID ALIYAN	15 Apr 1965	17 Oct 1984		PAHARPUR	DIRECT APPOINTMENT	

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826	12101-3815127-9	MUHAMMAD ISHFAQ	MALKA	DIK	GPS HIMMAT WALA	13 Feb 1987	05 Dec 2014	85.03	DIKHAN	NTS
827	12104-2450301-9	IKRAM ULLAH	KHDUA BAKHSH	DIK	GPS KOHAWAR	24 Apr 1988	17 May 2014	85.02	DARABAN KALAN	NTS
828	12102-2131184-5	MUHAMMAD ISMAIL KHAN	AJIMAD NAWAZ KHAN	DIK	GPS KOT MUSA	04 Apr 1982	17 May 2014	84.97	DARABAN KALAN	NTS
829	12101-3610423-7	MUHAMMAD NUMAIR ADIL	MALIK INAYAT ULLAH	DIK	GPS KAT SHAHANI	02 Feb 1985	17 May 2014	84.78	PAROVA	NTS
830	12101-5736347-3	MOHAMMAD YAQOOB	MUHAMMAD RAMZAN	DIK	GPS SARDARAY WALA	15 Mar 1989	17 May 2014	84.61	DIKHAN	NTS
831	12101-2693445-1	SAMI ULLAH	QADIR BAKHSH	DIK	GPS PAROVA NO 5	02 Dec 1990	17 May 2014	84.60	PAROVA	NTS
832	12104-3355116-7	MUHAMMAD AMJAD	ALAM SHER	DIK	GPS GARA RAMZI	01 Jan 1994	17 May 2014	84.60	DARABAN KALAN	NTS
833	12101-4611793-9	BASHIR AHMAD	MUHAMMAD RAMZAN	DIK	GPS NO 3 KECH	07 Feb 1981	17 May 2014	84.37	DIKHAN	NTS
834	12101-4466515-7	ABDUL QAYYUM	HAQNAWAZ	DIK	GPS RAMAK NO 1	20 Apr 1984	17 May 2014	84.32	PAROVA	NTS
835	12101-5027815-5	TAHSEEN ULLAH	FAZAL AHMAD	DIK	GPS NO. 2 POTA	14 Aug 1992	05 Dec 2014	84.31	DIKHAN	NTS
836	12102-5507317-1	MUHAMMAD TUFAIL	ABDUL LATIF	DIK	GPS SHAH ALAM	08 Jan 1993	17 May 2014	84.08	DARABAN KALAN	NTS
837	12101-5753979-5	INTIZAR HUSSAIN	MUKHTIYAR HUSSAIN	DIK	GPS NAIVELA	25 Dec 1991	05 Dec 2014	83.96	PAROVA	NTS
838	12101-6888027-9	ABDUR REHMAN	HOTE KHAN	DIK	GPS NO 2 JK/MOHANA	01 Mar 1984	17 May 2014	83.92	DIKHAN	NTS
839	12101-4243356-7	MUHAMMAD AAMIR	MUHAMMAD RAMZAN	DIK	GPS BABBAR PAKKA	16 Mar 1990	17 May 2014	83.89	PAROVA	NTS
840	12101-3594168-7	MAZHAR HUSSAIN	ASHIQ HUSSAIN	DIK	GPS MURYALI	07 Apr 1989	05 Dec 2014	83.85	DIKHAN	NTS
841	12101-9261062-7	GHULAM SAMDANI	GHULAM RABBANI	DIK	GPS JAVID NAGGER	25 Feb 1981	17 May 2014	83.71	DIKHAN	NTS
842	12101-2531840-9	MUHAMMAD IRFAN	ALLAH WASAYA	DIK	GPS WANDA BALOCH KOKAR	20 Feb 1989	05 Dec 2014	83.71	DIKHAN	NTS
843	12101-9168133-3	MUHAMMAD SALEEM	YASEEN	DIK	GPS AZIZ ABAD	05 Jan 1989	05 Dec 2014	83.68	DIKHAN	NTS
844	12102-4362397-9	SYED MUHAMMAD FARHAN SHAH	ABDUL MANAN SHAH	DIK	GPS BHUKKI	14 Apr 1991	17 May 2014	83.64	DARABAN KALAN	NTS
845	12101-0992030-7	MUHAMMAD ISHAQ KHAN	AMAN ULLAH KHAN	DIK	GPS DHANDLAH	01 Mar 1981	05 Dec 2014	83.62	PAROVA	NTS
846	12101-5653347-5	ZIA UR REHMAN	ATTA UR REHMAN	DIK	GPS IJAZ ABAD	01 Oct 1989	05 Dec 2014	83.59	DIKHAN	NTS
847	12101-8224182-1	NAIMAT ULLAH	MUHAMMAD AMEER	DIK	GPS NO. 1 HAJI MORAH	06 Jun 1984	05 Dec 2014	83.49	DIKHAN	NTS
848	12101-0951619-7	SHAH BARAN	SHAH JAHAN	DIK	GPS SHEIKH YOUSAF	01 May 1979	05 Dec 2014	83.48	DIKHAN	NTS

M. A. KHAN
M. A. KHAN
M. A. KHAN

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- F -

Received
10
29/03/21

D. No # 5184
29/03/21

District Education Officer
(Male) Khan

To: 1. The District Education Officer (Male) D. I. Khan

Subject: Appeal against the Seniority/promotion order of PST (BPS-12) and PST (BPS-14)

Respected Sir,

Most respectfully, it is stated that District Education Officer D. I. KHAN advertised for the post of PSTs (BPS-12) in January 2014.

After the qualification of the test and eligibility criteria, we were appointed to the above-mentioned posts on 17 May 2014, but those who were found ineligible due to deficiencies like age problem, degree verification, and result awaiting, were appointed six months later on 5 December 2014, in the second phase.

Another interesting fact is that the difference between 1st and 2nd phases (seniors and juniors) of six months was also maintained in both cases: awarding increments and implementing permanency orders.

But when the Seniority/promotion orders issued both seniors and juniors merged in one category and the Seniority/promotion of PSTs (recruited through NTS) made on the basis of score, which is contrary to the 2018 act of KP assembly and 1989 APT rule (Annex "A" & "B").

So we humbly request you that as the case of Seniority/promotion order of PSTs is concerned:

Section 4(2) of KP Employees of E&SED (Appointment and Regularization of Services) Act states that: seniority of inter-se of those employees, whose services are regularized under this Act within the Cadre, shall be determined on the basis of their continuous service in Cadre, provided that if the date of continuous service in the case of two or more employees is same, the employee older in age shall rank senior to the younger one.

This act was also endorsed by the Elementary and Secondary Education Department notification related to the Seniority/promotion order which was issued on 16 Feb 2018 in paragraph 2 part 1 (annex "C").

In the light of this act DEO D. I. Khan issued an order for permanency on 10/03/2018, the article 10 of this order also emphasize that Seniority/promotion will be granted on the basis of date of appointment and age as the KP assembly has passed the act (annex "D").

Attested
M. A. Khan
District Education Officer
(Male) Khan

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18

On 04/06/2020 District Education Officer sought an advice regarding seniority and Seniority/promotion of PSTs to Director Education (E&SED) Khyber Pakhtunkhwa (annex "E")

Later on, 24/06/2020 Director Education in answer to the said letter stated that the "Seniority/promotion will be awarded based on the 1989 APT rule and the 2018 KP assembly act." (annex "F").

The sub section (4) of article (17) of CIVIL SERVANTS (APPOINTMENT, PROMOTION & TRANSFER) RULES, 1989 rules states that:

"The inter se-seniority of civil servants in a certain cadre to which promotion is made from different lower posts, carrying the same pay scale shall be determined from the date of regular appointment/promotion of the civil servants in the lower post.

Provided that if the date of regular appointment of two or more civil servants in the lower post is the same, the civil servant older in age, shall be treated senior."

Similarly, the seniority order list made by District Education Officer (DEO) Haripur, Khyber Pakhtunkhwa, is based on KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION & TRANSFER) RULES, 1989 and THE KHYBER PAKHTUNKHWA EMPLOYEES (REGULARIZATION OF SERVICES) ACT, 2018.

Last but not the least, there are several paradoxes in the Seniority/promotion orders of primary school teachers of NTS based 2014.

First of all from serial number 01 to serial number 203 seniority awarded on the basis of date of appointment and age while from serial number 204 to onward seniority awarded on the basis of score(marks) achieved in initial test.

There are several omissions in the seniority list of PSTs of district D I Khan.

The District Education Officer merged the juniors and seniors and promoted them as a single badge but they were dealt differently in previous government activity (increment and permanency).

The Seniority/promotion of the SSTs in the entire province, weather recruited through Commission or NTS, have been awarded on the basis of date of 1st appointment i.e. date of taking over charge and then on age while in case of PSTs. Here, the rule was completely ignored.

Attested
M. Amir
Advocate
D.I.Khan

It was clearly stated that Seniority/promotions orders will be designed accordance to "THE KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, SENIORITY/PROMOTION & TRANSFER) RULES, 1989 and KP assembly act 2018 but in practice they are completely ignored.

Therefore, we humbly request you that Seniority/promotion orders should be cancelled & redesigned according to KP Assembly act 2018 and 1989 APT rule w. e. f. date of promotion order i.e. 08/12/2020.

We also have submitted the same application beforehand to your worthy office on dated: 04/01/2021.

Date: 15-03-2021

[Signature]
Yours obediently,
PSTs (List attached)
District: D. I. Khan

Attested
M. A. MAJID
Advisor to District Officer
D.I. Khan

- LIST of PSAs DISTRICT
1. حرولیت PST GPS نمبر 9373705
 2. امراد حسین PST GPS نمبر 7996732
 3. احسان الہ PST GPS نمبر 7878562
 4. عبدالمطین PST GPS نمبر 9839260
 5. عبدالغفار PST GPS نمبر 7988866
 6. عبدالقیوم PST GPS نمبر 0374
 7. شاہ فائر PST GPS نمبر 2653616
 8. ممتاز حسین PST GPS نمبر 9849865
 9. فرید علی PST GPS نمبر 8596979
 10. گلزار علی
 11. محمد اسحاق
 12. محمد زمان
 13. مظاہر شاہ
 14. محمد امجد
 15. عارف اللہ
 16. سید اختر
 17. محمد آصف

18. نواز احمد
19. حاجی احمد
20. محمد علی
21. محمد بلال
22. محمد اقبال
23. طارق حسین
24. ناصر محمود
25. اختر ضیہ
26. حاجی محمد
27. غلام قاسم
28. فدا احمد
29. محمد اصغر
30. رحمت اللہ
31. احسان اللہ
32. رحمت اللہ

M. Aslam
Gulzar
hulzar
Amjad
Siddique
Sanaullah
Asif



SUPREME COURT
BAR ASSOCIATION
PAKISTAN

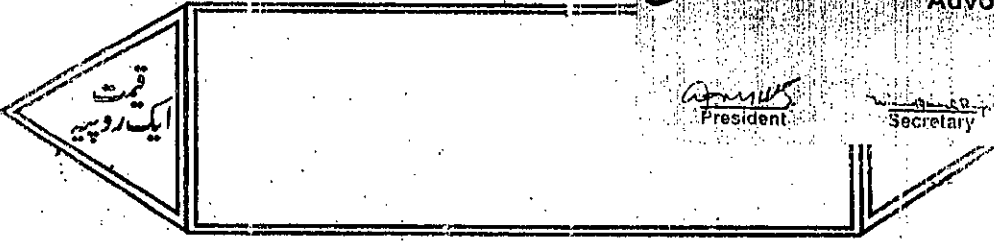


وکالت نامہ

Sanaullah Shamim Gandapur
Advocate

President

Secretary



21-

بعدالت جناب سر دس بیرونل لہور
منجانب محمد عامر
بنام حکومت KP
دعوی یا ترمیم
تفصیل دعوی یا ترمیم

باعث تحریر آنگہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے بیرونی و جوابدہی برائے پیشی یا تصفیہ مقدمہ بمقام ڈپٹی
محمد الورد الموان لہور کے لئے
کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ نمائندہ یا خاص کردہ و عدالت حاضر ہوتا ہوں گا اور ہر وقت ایک سے جانتے مقدمہ وکیل صاحب
موصوف کو اطلاع دیکر حاضر عدالت کروں گا، اگر پیشی پر منظر حاضر نہ ہوں اور مقدمہ میری غیر ممانعت کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف
اسکے کسی طرح ذمہ دار نہ ہوں گے، نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل بیرونی کرنے کے
ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل بیرونی کرنے کے ذمہ دار نہ
ہوں گے اور مقدمہ صدر مقام پکھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے پیچھے پیش ہونے پر منظر کو کوئی نقصان پہنچے تو اس کے ذمہ
دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا عین واپس کرنے سے بھی موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل معاوضہ پر داخستہ صاحب موصوف شکل کردہ
ذات خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ یا جواب دعویٰ یا درخواست اجراء کے ذمہ دار نہ ہوں گے اور اس کا کوئی بھی حصہ نہ لینے کا
بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کرنے اور ہر قسم کا رویہ وصول کرنے اور سیدہ سیدے اور وائل کرنے اور ہر قسم کے بیان دینے اور اس پر حاشی یا راسخی نامہ فیصلہ پر
حلف کرنے، اقبال دعویٰ کا بھی اختیار ہوگا۔ اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکورہ بیرون اور پکھری صدر بیرونی مقدمہ مذکورہ نظر ثانی و اعلیٰ و گمرانی و برآمدگی
مقدمہ یا مشورتی ڈگری یا طرف یا درخواست حکم امتناعی یا ترقی یا گرفتاری یا گرفتاری عمل از فیصلہ اجراء کے ذمہ دار نہ ہوں گے اور صاحب موصوف کو بشرط ادا کی طبعہ عین بیرونی کا اختیار ہوگا
اور تمام سائنٹ پر داخستہ صاحب موصوف شکل کردہ ذات خود منظور قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزو
کا کارروائی یا بصورت درخواست نظر ثانی اعلیٰ یا گمرانی یا دیگر معاملہ مقدمہ مذکورہ کی دوسرے وکیل یا ایئر سٹر کو اپنے جواز سے ہٹا کر اس پر مقرر کریں اور ایسے مشیر قانون کو
بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے، جیسے صاحب موصوف کو حاصل ہیں، اور دوران مقدمہ میں جو جہاں ہر جائزہ انعام پڑے گا وہ صاحب
موصوف کا حق ہوگا مگر صاحب موصوف کو پوری پیش تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی بیرونی نہ کریں اور ایسی
صورت میں ہر کوئی مطالبہ کی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا اذناست نامہ لکھ دیا ہے تاکہ سند ہے

مورخہ ان 201

مضمون وکالت نامہ سن رہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے

العبد العبد العبد

[Large handwritten signature]

M. Jamil. PST

Anwar Adh

M. A. ...
D. ...