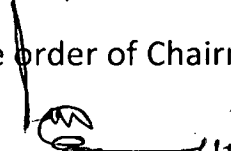


Form- A  
FORM OF ORDER SHEET

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

Execution Petition No. 677/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	15.11.2022	<p>The execution petition of Mst. Zubaida Hanif submitted today by Mr. Taimur Haider Khan Advocate. It is fixed for implementation report before Single Bench at Peshawar on _____. Original file be requisitioned. AAG has noted the next date. The respondents be issued notices to submit compliance/implementation report on the date fixed.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

AA9

**BEFORE THE KHYBER PAKHTUNKHAWA SERVICE  
TRIBUNAL, PESHAWAR.**

*Implementation*

Execution petition No. 677/2022  
In  
Service Appeal No. 2086/2019  
Vides judgment dated 19.05.2022



Mst. Zubaida Hanif, DEO (Female)

..... **Petitioner/Appellant**

**VERSUS**

Government of Khyber Pakhtunkhwa through Chief  
Secretary & others

..... **Respondents**

**INDEX**

Sr#	Description	Pages
1.	Execution/implementation petition	1-5
2.	Affidavit	6-
3.	Addresses of parties	7-
4.	Copy of the appeal No. 2086/2019 alongwith its judgment dated 19.05.2022 of this Hon'ble tribunal as well as application/Reminder to the respondents dated 30.08.2022 alongwith other relevant documents	8-24
5.	Wakalat Nama	25

**Appellant/Petitioner**

Through

**Taimur Haider Khan**  
Advocate, Supreme Court  
**Taimur Law Associates**

Office: - Office No.37<sup>th</sup>, 2<sup>nd</sup> Floor,  
Malik Tower, Pajjagi Road,  
Peshawar (0346-9192561)

①

**BEFORE THE KHYBER PAKHTUNKHAWA SERVICE**  
**TRIBUNAL, PESHAWAR.**

Execution/Implementation petition No. 677/2022

In

Service Appeal No. 2086/2019

Vides judgment dated 19.05.2022

Mst. Zubaida Hanif, DEO (Female), presently Deputy  
DEO(F) Mohmand, Ghallani District Mohmand.

..... **Petitioner/Appellant**

**VERSUS**

1. Government of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Peshawar. .
2. Secretary Establishment, Khyber Pakhtunkhwa, Peshawar. .
3. Secretary Education, Elementary & Secondary, Khyber Pakhtunkhwa, Peshawar. .
4. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.

..... **Respondents**

---

**EXECUTION PETITION AGAINST THE**  
**RESPONDENTS BY NOT COMPLYING**  
**WITH THE CLEAR CUT**  
**DIRECTION/JUDGMENT OF THIS**  
**HON'BLE TRIBUNAL VIDES DATED**  
**19.05.2022, WHEREBY THE APPEAL**  
**OF THE PETITIONER/APPELLANT HAS**  
**BEEN ALLOWED BY THIS HON'BLE**  
**COURT, BUT UNFORTUNATELY SINCE**  
**THE INCEPTION OF THE IBID**

(2)

**JUDGMENT THE RESPONDENTS ARE  
LETHARGIC TO PROMOTE THE  
APPELLANT ON THE POST OF DEO (F)  
(BPS-19) W.E.F. 17.05.2019, DESPITE  
THE FACT TIME AND AGAIN THE  
PETITIONER REQUESTED THE  
RESPONDENTS BY SHOWING THE  
ATTESTED COPY VIA APPLICATIONS  
OF THE JUDGMENT OF THIS HON'BLE  
TRIBUNAL BUT THE RESPONDENTS  
ARE TURNED TO DEAF EARS.**

---

**Prayer:**

**It is therefore most humbly prayed by acceptance of instant execution petition, on the basis of expounded subjects, facts the respondents may kindly be directed to comply with the clear cut direction of this Hon'ble tribunal by promoting the petitioner on regular basis to the post of DEO(F) BPS-19 w.e.f. 17.05.2019 with all back benefits and also humbly submit to take stern action as per the domain of law against the concern respondent by not giving the fundamental vested right of promotion to the petitioner/appellant.**

**Any other remedy which this Hon'ble tribunal deems fit and proper may also be granted in favour of the petitioner.**

**Respectfully Sheweth;**

3

- 1) That it is rudimentary to bring in to the kind knowledge of this Hon'ble tribunal that in order to favour the blue eyed people, the vested right of promotion of the petitioner from BPS-18 to BPS-19 DEO(F) has been mendaciously pensile due to some unjustifiable and baseless inquiry. When the respondents was having no successful destiny, the appellatant has strived from pillar to post to promote to the ibid post but unfortunately of no avail and finally for the vested right, the appellatant/petitioner has filed service appeal before this Hon'ble tribunal and after following the legal touchstone, vides judgment dated 19.05.2022 in service appeal No. 2086/2019, this Hon'ble tribunal has been pleased to allow the same and direction has been given to promote the petitioner/appellatant w.e.f. 17.05.2019 with all back benefits and vice versa for complete detail

*"in light of -available record and argument, presented by learned counsel of appellatant and the learned Assistant Advocate General the appeal in hand is allowed and the respondents are directed to process the promotion case of the appellatant and place it before provincial selection Board in its next meeting. They are further directed to give effect to the promotion from the date of promotion of erstwhile juniors of the appellatant, that is 17.05.2019, with all back benefits and release the salary of the appellatant also which has been stopped since 20.01.2019. Parties are left to bear their own costs.*

**(Copy of the appeal No. 2086/2019  
alongwith its judgment dated 19.05.2022**

of this Hon'ble tribunal as well as application/Reminder to the respondents dated 30.08.2022 alongwith other relevant documents are attached herewith)

(4)

- 2) That purposely the respondents are dilly dallying the promotion matter of the petitioner/appellant even after the lapse of 6 months of the judgment of this Hon'ble tribunal. Despite the fact the colleagues of the petitioner/appellant has been promoted on regular basis to the post of DEO (F) (BPS-19) in the year 2019, while the juniors from the appellant/petitioner has also been promoted to the post of DEO (F) (BPS-19) from SDEO (F) BPS-17. So much so, the respondent has with held the vested fundamental right for the last 4 years.
- 3) That the law demands justice may not only be done but it should manifestly be seen to be done, keeping in view the violation of the fundamental right of the petitioner and most importantly the reluctant approach of the respondents is clear from the fact that even they are not complying with the clear cut direction of this Hon'ble tribunal.
- 4) That any other points may be raised at the time of arguments for the best assistance of this Honorable Tribunal.

Prayer:

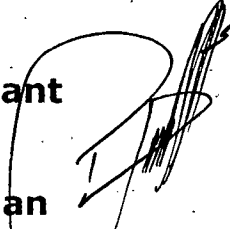
(5)

It is therefore most humbly prayed by acceptance of instant execution petition, on the basis of expounded subjects, facts the respondents may kindly be directed to comply with the clear cut direction of this Hon'ble tribunal by promoting the petitioner on regular basis to the post of DEO(F) BPS-19 w.e.f. 17.05.2019 with all back benefits and also humbly submit to take stern action as per the domain of law against the concern respondent by not giving the fundamental vested right of promotion to the petitioner/appellant.

Any other remedy which this Hon'ble tribunal deems fit and proper may also be granted in favour of the petitioner.

  
Petitioner/Appellant

Through

  
**Taimur Haider Khan**  
Advocate, Supreme Court  
**Taimur Law Associates**  
Office: Office No.37<sup>th</sup>, 2<sup>nd</sup> Floor,  
Malik Tower, Pajjagi Road,  
Peshawar (0346-9192561)

**CERTIFICATE:-**

It is stated that no such like execution/implementation petition has earlier been filed before this Hon'ble Tribunal.

  
ADVOCATE

(6)

**BEFORE THE KHYBER PAKHTUNKHAWA SERVICE  
TRIBUNAL, PESHAWAR.**

Execution petition No. \_\_\_\_\_/2022

In

Service Appeal No. 2086/2019

Vides judgment dated 19.05.2022

Mst. Zubaida Hanif, DEO (Female)

..... **Petitioner/Appellant**

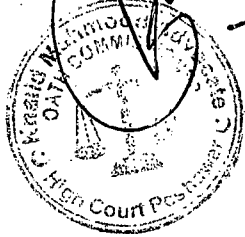
**VERSUS**

Government of Khyber Pakhtunkhwa through Chief  
Secretary & others .....

**Respondents**

**AFFIDAVIT**

I, Mst. Zubaida Hanif, DEO (Female), presently Deputy DEO(F) Mohmand, Ghallani District Mohmand, do hereby solemnly affirm and declare on oath that the contents of instant **execution/implementation petition** are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Tribunal.



**DEPONENT**

CNIC#35202-6917145-6  
Cell No. 0344-5026533



(7)

**BEFORE THE KHYBER PAKHTUNKHAWA SERVICE  
TRIBUNAL, PESHAWAR.**

Execution petition No. \_\_\_\_\_/2022  
In  
Service Appeal No. 2086/2019  
Vides judgment dated 19.05.2022

Mst. Zubaida Hanif, DEO (Female)

..... Petitioner/Appellant

**VERSUS**

Government of Khyber Pakhtunkhwa through Chief  
Secretary & others ..... Respondents

**ADDRESSES OF THE PARTIES**

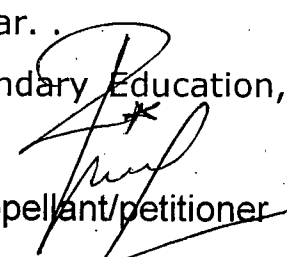
**APPELLANT:**

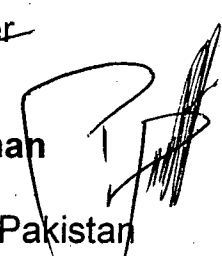
Mst. Zubaida Hanif, DEO (Female), presently Deputy  
DEO(F) Mohmand, Ghallani District Mohmand.

**RESPONDENTS:**

1. Government of Khyber Pakhtunkhwa through Chief  
Secretary, Khyber Pakhtunkhwa, Peshawar. .
2. Secretary, Establishment, Khyber Pakhtunkhwa,  
Peshawar. .
3. Secretary Education, Elementary & Secondary,  
Khyber Pakhtunkhwa, Peshawar. .
4. Director Elementary & Secondary Education, Khyber  
Pakhtunkhwa, Peshawar.

Through

  
Appellant/petitioner

  
**Taimur Haider Khan**  
Advocate,  
Supreme Court of Pakistan  
**Taimur Law Associates**  
Off: 37<sup>th</sup>, 2<sup>nd</sup> Floor, Malik  
Tower, Peshawar  
Cell No.0346-9192561

cc A  
Primum

(8)

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

Service Appeal No. 2036 /2019

Mst. Zubaida Hanif, District Education Officer (Female), resident of Toheed Colony Near Habibullah Colony, Abbottabad.

...APPELLANT

VERSUS

Govt. of Khyber Pakhtunkhwa, through Chief Secretary, Khyber Pakhtunkhwa Peshawar & others.

....RESPONDENTS

**SERVICE APPEAL**

**INDEX**

S. #	Description	Page #	Annexures
1.	Service appeal alongwith affidavit	1 to 9	
2.	Copy of transfer order dated 09/08/2019	10 to 11	"A"
3.	Copies of Evaluation and Performance Certificate	12 to 19	"B"
4.	Copy of minutes of the meeting of PSB dated 17/05/2019 and formal order of conducting enquiry against the appellant letter dated 28/05/2019	20 to 25	"C" & "D"
5.	Copy of the departmental appeal	26 to 31	"E"
6.	Wakalatnama	32	

...APPELLANT

Dated: 19/12 /2019

Through

(Muhammad Arshad Khan Tanoli)  
Advocate High Court Abbottabad

ATTESTED

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

(9)

Service Appeal No. 2086 /2019

Mst. Zubaida Hanif, District Education Officer (Female), resident of Toheed Colony Near Habibullah Colony, Abbottabad.

**Khyber Pakhtunkhwa  
Service Tribunal**  
...APPELLANT

Diary No. 2310  
Dated 24/12/19

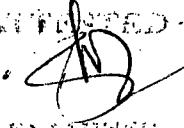
VERSUS

1. Govt. of Khyber Pakhtunkhwa, through Chief Secretary, Khyber Pakhtunkhwa Peshawar.
2. Secretary Establishment, Khyber Pakhtunkhwa, Peshawar.
3. Secretary Education Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
4. Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.

....RESPONDENTS

**SERVICE APPEAL** UNDER SECTION 4 OF  
SERVICE TRIBUNAL ACT, 1974, FOR  
DECLARATION TO THE EFFECT THAT THE  
APPELLANT IS SERVING IN BPS-18 IN  
MANAGEMENT CADRE AND SHE WAS  
ELIGIBLE FOR PROMOTION FROM BPS-18  
TO BPS-19 BUT HER PROMOTION WAS  
DEFERRED BY THE PSB IN THEIR MEETING  
DATED 17/05/2019 ON THE SOLE GROUND

~~ATTESTED~~

ATTESTED  
  
APPELLANT  
Khyber Pakhtunkhwa

THAT AN ENQUIRY WAS PENDING AGAINST HER. AS PER LAW, PROMOTION OF THE APPELLANT CANNOT BE DEFERRED ON THE BASIS PENDING ENQUIRY. BESIDES, AT THE TIME OF DEFERMENT NO ENQUIRY WAS PENDING AGAINST THE APPELLANT, HENCE, DEFERMENT OF THE APPELLANT IS ILLEGAL, AGAINST THE LAW ON THE SUBJECT.

---

**PRAYER:** ON ACCEPTANCE OF THE INSTANT SERVICE APPEAL THE RESPONDENTS MAY KINDLY BE DIRECTED (I) TO PLACE THE NAME OF THE APPELLANT IN THE WORKING PAPER FROM BPS-18 TO BPS-19 IN THE NEXT PSB MEETING (II) TO PROMOTE THE APPELLANT W.E.F THE DATE OF PROMOTION OF HER JUNIOR COUNTER PART EMPLOYEES I.E 17/05/2019, (III) TO PAY SALARY OF THE APPELLANT W.E.F JAN, 2019 TO TILL DATE FORTH WITH ANY OTHER RELIEF WHICH THIS HONOURABLE TRIBUNAL DEEMS APPROPRIATE IN THE

ATTESTED

SECRETARY  
 TRIBUNAL  
 DISTRICT JUDICIAL OFFICE  
 DISTRICT JUDICIAL OFFICE  
 DISTRICT JUDICIAL OFFICE

CIRCUMSTANCES OF THE CASE MAY ALSO  
BE GRANTED TO THE APPELLANT.

11)

Respectfully Sheweth:-

That the facts forming the background of the instant service appeal are arrayed as under; -

1. That the appellant is serving as District Education Officer (Female) at District Shangla and is serving with due diligence and upto the required standard of respondent department. Copy of transfer order dated 09/08/2019 is attached as Annexure "A".
2. That the appellant earned performance evaluation report in Column "B" Besides, the appellant was awarded certificate of excellence by the District Administration as well as by the respondent, Department. Copies of Evaluation and Performance Certificate are attached as Annexure "B".
3. That overall performance of the appellant is duly recognized by the respondents department but contrary to the facts that she was deferred by the

ATTESTED

ATTESTED  
Signature  
District Education Officer  
Shangla

PSB on 17/05/2019 with the remarks that the "Secretary informed the board that an enquiry has been initiated against her". Hence, the board recommended is differed her promotion from BPS-18 to BPS-19 vide minutes of the meeting of PSB dated 17/05/2019 and a formal letter for conducting of enquiry against the appellant was issued on 28/05/2019. Copy of minutes of the meeting of PSB dated 17/05/2019 and formal order of conducting enquiry against the appellant letter dated 28/05/2019 are attached as Annexure "C" & "D".

4. That the appellant feeling aggrieved filed departmental appeal against the impugned deferment on 29/05/2019 but respondent No. 1 did not send reply to the appellant so far. Copy of the departmental appeal is attached as Annexure "E", Therefore the instant service appeal is being filed, inter-alia on the following grounds;-

**GROUND:-**

- a) That deferment of the appellant is illegal against the law because when law prescribes

ATTESTED

*[Handwritten signature]*

(13)

a thing to be done in a particular manner that must be done in that manner and not otherwise. There is no fetters/ clog on promotion during pendency of enquiry. As stated above, the enquiry was ordered against the appellant after the deferment of the appellant from promotion which is contrary to the law and is malafide.

b) That the appellant is presently serving as District Education Officer Female, against the post of BPS-19 in District Shangla. It is further submitted that the applicant being BPS-18 Management cadre officer after is serving against the post of BPS-19 as DEO(F) since 2013 to till date.

c) That this fact may not be left to fade in oblivion that the petitioner was and is eligible for promotion in all respect but the promotion of the petitioner has been deferred without lawful justification, whenever the appellant is considered for promotion from BPS-18 to BPS-19 that

ATTESTED

ATTESTED

141

must be given effect w.e.f date of her deferment.

d) That respondents department has led the appellant to the place which is utterly unknown to the principles of jurisprudence natural justice, good governance and fair play. Respondent department during the PSB meeting has miserably failed to appreciate the law on the subject and caused irreparable loss to the appellant in terms of pay and allowances in BPS-19.

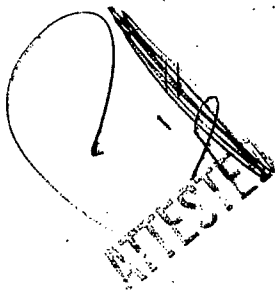
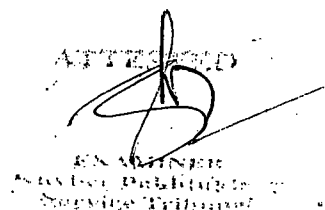
e) That it is worth mentioning here that respondent department without any reason has estopped salary of appellant w.e.f Jan, 2019 to till date. It is further submitted that the salary of Civil Servant can not be stopped by the whims and wishes of the high-ups. Non payment of salary against the services rendered by a Civil Servant is the negation of fundamental rights. Law demands that the appellant may be paid salary for services rendered by her towards the department.

ATTESTED

ATTESTED  
BY  
OFFICE ASSISTANT  
Service Tribunal  
Bhopal

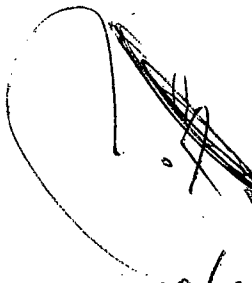


- f) That the only source of bread and butter of the appellant is her monthly salary. As a result, the appellant is hardly meet the unavoidable house hold expenses of her dependant children.
- g) That no stretch of the imagination disentitled the appellant for promotion. The promotion of the appellant has been deferred without lawful justification whenever appellant is considered for promotion from promotion from BPS-18 to BPS-19 that must be given effect from the date of her deferment.
- h) That this fact may be left to fade in oblivion that the appellant is serving against BPS-19 post as DEO (F) since 2011 to 2018. It is further submitted the ~~per~~ performance of the appellant although out her carrier remained excellent which is also reflected from PERs and performance certificate.
- i) That there is no other prompt, efficacious remedy, available to the appellant except the instant service appeal.

A handwritten signature in black ink is written over a rectangular stamp. The stamp contains the text "RECEIVED" in a bold, sans-serif font, with some smaller, less legible text below it.A handwritten signature in black ink is written over a rectangular stamp. The stamp contains the text "ATTACHED" in a bold, sans-serif font, with some smaller, less legible text below it.

j) That the instant appeal is filed well within time.

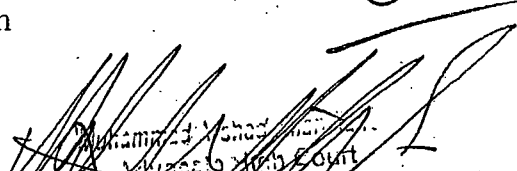
It is, therefore, humbly prayed that on acceptance of the instant service appeal the respondents may kindly be directed (I) to place the name of the appellant in the working paper from BPS-18 to BPS-19 in the next PSB meeting (II) to promote the appellant w.e.f the date of promotion of her junior counter part employees i.e 17/05/2019, (III) salary of the appellant w.e.f Jan, 2019 to till date may be paid to the appellant forth with. Any other relief which this Honourable tribunal deems appropriate in the circumstances of the case deems fit.

 ATTESTED

Dated: 19/12/2019

Through

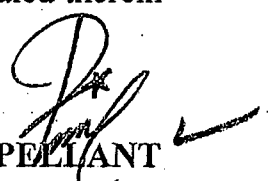
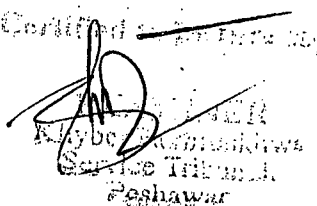
  
...APPELLANT

  
(Mohammad Arshad Khan Tanoli)  
Advocate High Court, Abbottabad

VERIFICATION:-

Verified on oath that the contents of foregoing appeal are true and correct to the best of our knowledge and belief and nothing has been concealed therein from this Honourable Court.

10-11-22  
3200  
341-  
38/-  
10-11-22  
10-11-22  
Date of Delivery of Copy

  
...APPELLANT  
Certified true copy  
  
Syed Arshad Khan  
Service Tribunal  
Peshawar

(17)

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

Service Appeal No. \_\_\_\_\_/2019.

Mst. Zubaida Hanif, District Education Officer (Female), resident of Toheed Colony Near Habibullah Colony, Abbottabad.

...APPELLANT

VERSUS

Govt. of Khyber Pakhtunkhwa, through Chief Secretary, Khyber Pakhtunkhwa Peshawar & others.

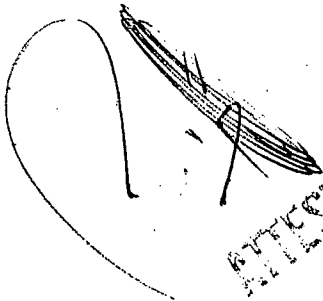
...RESPONDENTS

**SERVICE APPEAL**

**AFFIDAVIT**

I, Mst. Zubaida Hanif, District Education Officer (Female), resident of Toheed Colony Near Habibullah Colony, Abbottabad, do hereby solemnly affirm and declare that the contents of foregoing service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

  
DEPONENT

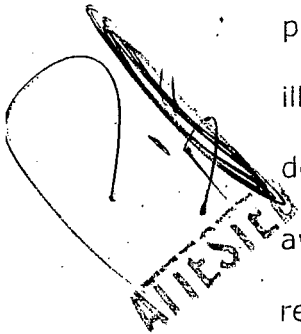
  
ATTESTED



Shangla. Her overall performance had been duly recognized by the respondent department but she was deferred by Provincial Selection Board in its meeting held on 17.05.2019 with the remarks, "Secretary informed the board that an inquiry has been initiated against her." On the basis of that the board recommended to defer her promotion. A formal letter for conducting the inquiry against the appellant was issued on 28.05.2019. The inquiry committee submitted its report based on which a notification dated 10.12.2021 was issued and the appellant was exonerated from the charges levelled against her. The appellant filed departmental appeal to the Chief Secretary Khyber Pakhtunkhwa against the impugned deferment on 27.05.2019 but it was not responded. The respondent department without any reason stopped the salary of the appellant w.e.f 20.01.2019 till date.

3. Respondents were put on notice but reply/comments were not submitted despite repeated directions, hence the right of submission of written reply/comments was struck off. We have heard the learned counsel for the appellant as well as the Assistant Advocate General and perused the case file with connected documents minutely and thoroughly.

4. The learned counsel for the appellant contended that the case of promotion was deferred on the basis of a pending inquiry which was illegal and that instead of promoting the appellant the respondent department stopped the salary also. He affirmed that the appellant was awarded certificate of excellence by the District Administration and the respondent department. She has been graded "good" and "fit for promotion" in her PERs. The learned Assistant Advocate General could not deny the fact that promotion of the appellant could not be deferred

A handwritten signature in black ink is written over a rectangular stamp. The stamp contains the word "ATTACHED" in capital letters.

A handwritten signature in black ink, consisting of a stylized name followed by a flourish.

20

on the basis of a pending inquiry in which the appellants were exonerated also.

5. In the light of available record and the arguments presented by learned counsel for the appellants and the learned Assistant Advocate General the appeal in hand is allowed and the respondents are directed to process the promotion case of the appellants and place it before Provincial Selection Board in its next meeting. They are further directed to give effect to the promotion from the date of promotion of erstwhile juniors of the appellants, that is 17.05.2019, with all back benefits and release the salary of the appellants also which has been stopped since 20.01.2019. Parties are left to bear their own costs. Consign.

6. Pronounced in open court in Abbotabad and given under our hands and seal of the Tribunal this 19<sup>th</sup> day of May, 2022.

(KALIM ARSHAD KHAN)  
Chairman

(FAREEHA PAUL)  
Member (E)

10/11/22

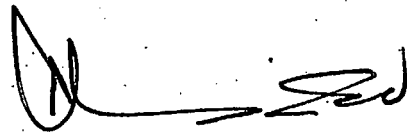
12cc  
14/-  
4/-  
18/-

10/11/22  
10/11/22

Mr. Muhammad Arshad Khan Tanoli, Advocate for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present. Arguments heard and record perused.

2. Vide our detailed judgement containing 03 pages, we have arrived at the conclusion that this appeal is allowed and the respondents are directed to process the promotion case of the appellant and place it before Provincial Selection Board in its next meeting. They are further directed to give effect to the promotion from the date of promotion of erstwhile juniors of the appellant, that is 17.05.2019, with all back benefits and release the salary of the appellant also which has been stopped since 20.01.2019. Parties are left to bear their own costs. Consign.

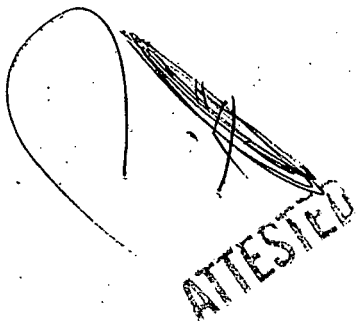
3. Pronounced in open court in Abbotabad and given under our hands and seal of the Tribunal this 19<sup>th</sup> day of May, 2022.



(KALIM ARSHAD KHAN)  
Chairman



(FARZEHA PAUL)  
Member (E)



To

The Secretary E&SE Department,  
Khyber Pakhtunkhwa  
Peshawar.

(22)

Subject: REQUEST/APPEAL FOR PROMOTION OF DDEO (F)  
BPS-18 TO DEO (F) 2-19

Respected sir,

The applicant humbly submits as under:

1. That I am serving as DDEO (F) BPS-18 w.e.f 2011 till to date.
2. That in the past PSB meeting held on 17.05.2019 I was deferred from promotion being eligible on the basis of baseless inquiry. (Copy Annexed as "A"). The said inquiry was based on personal grudges which was too much delayed and finalized in the period of three years with zigzag situation. Finally the undersigned exonerated from the baseless allegation on 10<sup>th</sup> \_\_\_\_\_ 2021 with clean hand. (Copy Annexed as "B").
3. Continuously, one another inquiry initiated against me with the baseless allegations which is not in my jurisdiction but a minor penalty imposed for the sack of anonymous reason. (Copy Annexed as "C & D"). Now I was eligible for promotion but it is sorrowful situation for me that When I requested that my promotion case may be sent for the coming PSB. I was astonished when the Director of E&SE informed me that another inquiry is pending for the last one year. This inquiry is also based on some personal interest which was initiated during my service at District Kolai Palas on anonymous complaint (Voice of Students) Whereas in that inquiry the undersigned submitted reply well in time before 11 Months to Ex.DEO (M) Kohistan Lower Hafiz Nawaz, who was the member of the inquiry and the Ex. DG Sports Peshawar, Asfanyar Khattak was Chairman in the said inquiry. Still the inquiry is kept pending and no further progress is here in this regard. Respected Sir, there is no fault and pendency on my part.
4. Sir All my second and third stage juniors have been promoted and I being senior most and have more than eleven years service on the same scale, only differed again and again on pending baseless inquiries from the last four years.

Honorable Sir,

In helpless situation, I was approached to Honorable Service Tribunal Peshawar KPK in Service Appeal No.2086/2019 with title Zubaida Haneef DDEO FEMALE VS Govt. of KPK. The Honorable service Tribunal KPK delivered crystal judgment and issued directions to all official Respondents to include the name of applicant in the upcoming PSB along with all back benefits and Seniority W.EF 17-05-2019. JUDGMENT COPY ANNEXED AS "D",

Therefore, you are requested to kindly consider my promotion case in light of aforementioned facts with Honorable Service Tribunal KPK Judgment on humanitarian ground, please.

Zubaida Haneef  
DEO (F) Dist. Mardan

CC.

1. PSO TO Honorable Chief Secretary, Govt. of KPK.
2. Director E&SE, KPK, PESHAWAR
3. Registrar, Honorable Service Tribunal Peshawar.
4. Honorable Direction, ESED, KP, Peshawar
5. Section Officer PSB, KPK, PESHAWAR
6. P.S All Members of PSB

D No 2326  
01/09/22  
DIRE NMD

22.05.2022  
31/8/22  
S. Secy Edu  
Pesh





GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 091-9223488

231

Dated Peshawar 2<sup>nd</sup> November, 2022

**NOTIFICATION**

**NO.SO(MC)E&SED/4-16/2022/Posting/Transfer/MC/:** The following posting/transfers are hereby ordered with immediate effect, in the best public interest:

Sr. No	Name of officer	From	TO	Remarks
1.	Mst. Bibi Haleema Sadia (MC BS-18 a.c.b)	Deputy DEO (Female) Karak	Deputy DEO (Female) Bannu	Vice S.No.2
2.	Mst. Nadia Begum (MC BS-17)	Deputy DEO (Female) Bannu in OPS	Deputy DEO (Female) Karak in OPS	Vice S.No.1
3.	Mr. Riaz Khan (MC BS-17)	SDEO (Male) Lachi, Kohat	Deputy DEO (Male) Bannu in OPS	Vice S.No.6
4.	Mr. Tariq Khan (MC BS-17)	SDEO (Male) Bannu	SDEO (Male) Serai Naurang, Lakki Marwat	Vice .S.No.5
5.	Mr. Arshad Khan (MC BS-17)	SDEO (Male) Serai Naurang, Lakki Marwat	SDEO (Male) Bannu	Vice S.No.4
6.	Mr. Dilawar Khan (MC BS-17)	Deputy DEO (Male) Bannu in OPS	SDEO (Male) Lachi, Kohat	Vice S.No.3

2. Compliance report may be submitted to this office within **Seven days** positively.

SECRETARY TO THE GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

**Endst: of even No.& date:**

Copy forwarded for information to the: -

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officers (Male) concerned.
4. District Accounts Officer concerned.
5. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
6. PS to Minister E&SE Khyber Pakhtunkhwa.
7. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
8. Officers concerned.
9. Master file.

*Naseer*  
02.11.22

(NASEER ABBAS KHALIL)  
SECTION OFFICER (Management Cadre)

*[Handwritten signature]*  
SECRETARY



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 091-4221581

241

**NOTIFICATION**

Dated Peshawar the July 28<sup>th</sup>, 2022

**NO.SQ/ICJE&SED/1-3/2022/PROMOTION(MC-BS-18):** On the recommendations of the Provincial Selection Board, in its meeting held on 08-07-2022, the following Deputy District Education Officers / Deputy Directors (Female MC BS-18) of Elementary & Secondary Education Department are hereby promoted / appointed as District Education Officers / Additional Directors (MC BS-19) on regular / acting charge basis, with immediate effect: -

Sr. No	Name of officer	Remarks
1.	Mst. Bibi Razia (MC BS-19)	Promoted on regular basis
2.	Mst. Abida Shaheen (MC BS-19)	Promoted on regular basis
3.	Mst. Rukhsana Rahim (MC BS-19 a.c.b)	Appointed on acting charge basis
4.	Mst. Ghazala Anjum (MC BS-19 a.c.b)	Appointed on acting charge basis

2- The officer at Sr. No-1 & 2, on promotion will remain on probation for a period of one year in terms of Section-6(2) of the Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-15(1) of the Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer) Rules-1989 which will be extendable for another year with the specific orders of Appointing Authority within two months of the expiry of the first year of promotion period as provided in Rules-15(2) of the Rules ibid.

3- The posting / transfer notification in respect of the above officers will be issued later on.

SECRETARY TO THE GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

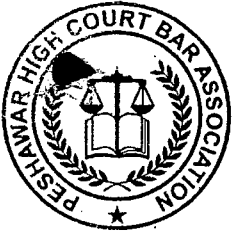
Endst. of even No. & date:

Copy forwarded for information to the: -

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. All District Education Officers (Female) in Khyber Pakhtunkhwa.
4. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
5. District Accounts Officers of the concerned districts.
6. PS to Secretary Establishment Department, Khyber Pakhtunkhwa.
7. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
8. Officers concerned.

*Naseer*  
26.7.22  
(NASEER ABBAS KHALIL)  
SECTION OFFICER (Management Cadre)

*Attesha*



25

**POWER OF ATTORNEY**

IN THE COURT OF Honble Khyber Pakhtun Khwa Service Tribunal Date: \_\_\_\_\_

Ref.# \_\_\_\_\_

Mst. Zubaida Hanif, DEO (Petitioner)  
(Appellant)  
(Plaintiff)

Peshawar

Versus

Govt of K.P & others

(Defendant)  
(Respondent)

I/We, the undersigned do hereby nominate and appoint

**TAIMUR HAIDER KHAN  
ADVOCATE, SUPREME COURT**

On behalf of Petitioner/Appellant  
Know all to whom these presents shall come that I/We the undersigned appoint; the above named Advocate in District Peshawar, in the above mentioned case to do all the following acts, deeds and things.

1. To act, appear and plead in the above mentioned case in this court or any other court in which same may be tried or heard in the first instance or in appeal or review or revision or application or at any other stage of its progress until its final decision.
2. To present pleadings, appeals, case objection or petitions for execution, review, revision, withdrawal, compromise or other petitions or affidavits or other documents as shall be deemed necessary or advisable for the prosecution/defence of the said case at all stages.
3. To withdraw or compromise the said case or submit to arbitration any difference or disputes that shall arise touching or any manner relating to said cause.
4. To employ, authorize any other legal practitioner to assist or exercise the power in authority hereby conferred on the advocate whenever he may think to do so.

AND I/We, hereby agree to ratify whatever the advocate or his substitute shall do in this behalf and I/We hereby agree not to hold the advocate or his substitute responsible for the result of the case in consequences of his absence from the Court when the said case is called up for hearing.

AND I/We in case of expiry of the said advocate any full fee or part payment thereof, will not claim in any manner whatsoever, or in case of disengagement of the said advocate will not make any claim regarding fee.

*Accepted by Taimur Haider Khan Advocate Supreme Court*

*Zubaida Hanif  
35202-69171456*

(Signature/thumb impression of the Executant)

Mst- Zubaida Hanif, DEO (Female)

Presently Deputy DEO (F) Mohmand  
Chailan District Mohmand

Dated: 11-11-2022

Accepted subject of the terms  
And full payment of Settled Fee

**Taimur Haider Khan  
Advocate, Supreme Court**