

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR CAMP COURT ABBOTTABAD.**

BEFORE: **KALIM ARSHAD KHAN ... CHAIRMAN**  
**FAREEHA PAUL ... MEMBER (Executive)**

*Service Appeal No.336/2018*

**Muazzam Ali, Food Grain Supervisor, Haripur.**

.....(*Appellant*)

Versus

1. **Govt. of Khyber Pakhtunkhwa Secretary Food, Peshawar.**
2. **Director Food, Directorate of Food Khyber Pakhtunkhwa Peshawar.**
3. **Deputy Director Food (A&C) Food Directorate, Khyber Pakhtunkhwa, Peshawar.**
4. **Divisional Assistant Director Food Hazara Division, Abbottabad.**
5. **District Food Controller, Haripur.**
6. **Shabir Ahmed, Food Grain Supervisor, District Food Controller Chitral.**
7. **Khalida, Food Grain Supervisor, District Food Controller Chitral.**
8. **Muhyu Din, Food Grain Supervisor, District Food Controller Chitral.**
9. **Farooq Ahmad, Food Grain Supervisor, District Food Controller Chitral.**
10. **Aftab Hussain, Food Grain Supervisor, District Food Controller Chitral.**
11. **Muhammad Manzoor Ul Haq, Food Grain Supervisor, District Food Controller Chitral.**
12. **Israr Ud Din Ahmad, Food Grain Supervisor, District Food Controller Chitral.**
13. **Muhammad riaz Ullah, Food Grain Supervisor, District Food Controller Chitral.**
14. **Syed Jehangir Shah, Food Grain Supervisor, District Food Controller Chitral.**
15. **Imtiaz Hussain Shah, Food Grain Supervisor, District Food Controller Chitral.**
16. **Sarwara, Food Grain Supervisor, District Food Controller Chitral.**
17. **Afida Sultan, Food Grain Supervisor, District Food Controller Chitral.**
18. **Naveed Ahmad, Food Grain Supervisor, District Food Controller Chitral.**
19. **Muhammad Zubair, Food Grain Supervisor, District Food Controller Chitral.**
20. **Sajjad Ali, Food Grain Supervisor, District Food Controller Chitral.**
21. **Muhammad Zubair, Food Grain Supervisor, District Food Controller Chitral.**
22. **Sajjad Ali, Food Grain Supervisor, District Food Controller Chitral.**
23. **Muhammad Riaz, Food Grain Supervisor, District Food Controller Chitral.**

24. **Islah Ud Din**, Food Grain Supervisor, District Food Controller Chitral.
25. **Saira Bibi**, Food Grain Supervisor, District Food Controller Chitral.
26. **Muhammad Shahab**, Food Grain Supervisor, District Food Controller Chitral.
27. **Habibullah**, Food Grain Supervisor, District Food Controller Chitral.
28. **Syed Karam Ali Shah**, Food Grain Supervisor, District Food Controller Chitral.
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32. **Zaina**, Food Grain Supervisor, District Food Controller Chitral.
33. **Nadir Wali Khan**, Food Grain Supervisor, District Food Controller Chitral.
34. **Mansoor Wali Shah**, Food Grain Supervisor, District Food Controller Chitral.

.....(*Respondents*)

Present:

Mr. Muhammad Zubair Khan Jadoon,  
Advocate.....For appellant.

Muhammad Jan,  
District Attorney.....For official respondents.

Clerk of counsel .....For private respondents

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Date of Institution.....22.02.2018

Dates of Hearing.....21.09.2022

Date of Decision.....21.09.2022

.....  
***Service Appeal No.337/2018***

**Muhammad Shoaib Lodhi**, Food Grain Supervisor, Mansehra.  
.....(*Appellant*)

Versus

1. **Govt: of Khyber Pakhtunkhwa** Secretary Food, Peshawar.
2. **Director Food**, Directorate of Food Khyber Pakhtunkhwa Peshawar.
3. **Deputy Director Food (A&C) Food Directorate**, Khyber Pakhtunkhwa, Peshawar.
4. **Divisional Assistant Director Food** Hazara Division, Abbottabad.
5. **District Food Controller**, Mansehra.

6. **Shabir Ahmed**, Food Grain Supervisor, District Food Controller Chitral.
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33. **Nadir Wali Khan**, Food Grain Supervisor, District Food Controller Chitral.
34. **Mansoor Wali Shah**, Food Grain Supervisor, District Food Controller Chitral.

.....(Respondents)

Present:

Mr. Muhammad Zubair Khan Jadoon,  
Advocate.....For appellant.

Muhammad Jan,  
District Attorney.....For official respondents.

Clerk of counsel.....For private respondents.

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Date of Institution.....22.02.2018

Dates of Hearing.....21.09.2022

Date of Decision.....21.09.2022

**APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 FOR DECLARATION TO THE EFFECT THAT THE APPELLANT HAS BEEN APPOINTED FOOD GRAIN SUPERVISOR (BPS-07) AND HAS BEEN PLACED JUNIORS TO THE APPOINTEES OF DISTRICT CHITRAL VIDE SENIORITY LIST DATED 20.12.2017 WHICH SHOULD HAVE BEEN FINALIZED KEEPING IN VIEW THE ORDER OF MERIT OF APPOINTMENT. BESIDES, SENIORITY OF FOOD GRAIN SUPERVISOR BPS-7 IS TO BE MAINTAINED HAS BEEN MAINTAINED AT PROVINCIAL LEVEL WHICH AS PER LAW AND ORDER OF MERIT OF APPOINTMENT, HENCE THE IMPUGNED SENIORITY LIST DATED 20.12.2017 IS AGAINST THE LAW AND ORDER OF MERIT AND THE SAME IS LIABLE TO BE SET ASIDE.**

**CONSOLIDATED JUDGMENT**

**KALIM ARSHAD KHAN CHAIRMAN:** Through this single judgment this appeal and connected appeal No.337/2018 both are decided as both are similar in nature.

2. Facts surrounding the appeals are that the appellants were appointed as Food Grain Supervisor (BPS-07) in the respondent-department vide office order dated 13.03.2017; that respondent No.2 instead of issuing of joint appointment orders of all the candidates on one date and time according to the order of merit issued order of 26 candidates of Chitral on 16.02.2017;

that the respondent-department issued appointment order of the appellant after 26 days of the appointment of other candidates of District Chitral vide office order dated 13.03.2017; that the appellants came to know that the candidates of District Chitral of the same batch had been appointed one month prior to the date of appointment of the appellants; that feeling aggrieved, the appellants filed departmental appeal before the competent authority for rectification/reconciliation of the seniority list on the basis of order of merit on 28.12.2017 which was rejected vide order dated 24.01.2018; that the appellants then filed the instant service appeal on 22.02.2018.

3. On receipt of the appeals and then admission to full hearing, the respondents were summoned, who, on putting appearance, contested the appeals by filing written reply raising therein numerous legal and factual objections. The defence setup was a total denial of the claim of the appellant.

4. We have heard learned counsel for the appellants and learned District Attorney for the official respondents No. 1 to 5.

5. The learned counsel for the appellants reiterated the facts and grounds detailed in the memo and grounds of the appeals while the learned District Attorney controverted the same by supporting the impugned order.

6. It is the case of the appellants that seniority list dated 20.12.2017 might be set aside and revised. The appellants were appointed through a separate process of selection made as a result of advertisement dated 11.10.2016 while the respondents, from whom the appellants claim seniority, were separately selected and appointed through the advertisement

dated 14.10.2016. It is contended that the department had intentionally delayed the process of selection and appointment of the appellants despite the fact that they had applied for appointment against an earlier advertisement and just for the purpose of making the private respondents senior to the appellants they were appointed earlier than the appellants. Admittedly the private respondents were appointed prior to the appointment of the appellants though there is a difference of only few days between the appointment of the appellants and the private respondents but there is no denial of the fact that the respondents were appointed through a separate selection process and earlier than the appellants. The contention made in the representation of the appellants with a prayer that separate seniority lists of the appellants and the private respondents should be prepared, has no place in the service rules, therefore, the department has regretted their request for preparation of seniority list.

7. In view of the above discussion the appeal is misconceived and is dismissed. Costs shall follow the event. Consign.

8. *Pronounced in open Court at Abbottabad and given under our hands and the seal of the Tribunal on this 21<sup>st</sup> day of September, 2022.*



**KALIM ARSHAD KHAN**  
Chairman  
Camp court Abbottabad



**FAREEHA PAUL**  
Member (Executive)  
Camp court Abbottabad

**ORDER**

21<sup>st</sup> Sept 2022

1. Appellant alongwith his counsel present. Mr. Muhammad Jan, District Attorney for official respondents No. 1 to 5 and clerk to counsel for private respondent No.6 to 34 present.
2. Vide our consolidated judgment of today, separately placed on file, this appeal is dismissed. Costs shall follow the event. Consign.
3. *Pronounced in open court in Abbottabad and given under our hands and seal of the Tribunal on this 21<sup>st</sup> day of Sept, 2022.*



(Kalim Arshad Khan)  
Chairman  
Camp Court Abbottabad



(Fareeha Paul)  
Member(E)  
Camp Court Abbottabad

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR. CAMP RTD**

BEFORE: **KALIM ARSHAD KHAN ... CHAIRMAN**  
**FAREEHA PAUL ... MEMBER (Executive)**

*Service Appeal No.336/2018*

**Muazzam Ali, Food Grain Supervisor, Haripur.**

.....(*Appellant*)

Versus

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3. **Deputy Director Food (A&C) Food Directorate, Khyber Pakhtunkhwa, Peshawar.**
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34. **Mansoor Wali Shah**, Food Grain Supervisor, District Food Controller Chitral.

.....(*Respondents*)

Present:

Mr. Muhammad Zubair Khan Jadoon,  
Advocate.....For appellant.

Muhammad Jan,  
District Attorney.....For official respondents.

*Clerk Council*  
*Attorno* for the Private *Respects*

Date of Institution.....22.02.2018

Dates of Hearing.....21.09.2022

Date of Decision.....21.09.2022

.....  
*Service Appeal No.337/2018*

**Muhammad Shoaib Lodhi**, Food Grain Supervisor, Mansehra.  
.....(*Appellant*)

Versus

35. **Govt: of Khyber Pakhtunkhwa** Secretary Food, Peshawar.
36. **Director Food**, Directorate of Food Khyber Pakhtunkhwa Peshawar.
37. **Deputy Director Food (A&C) Food Directorate**, Khyber Pakhtunkhwa, Peshawar.
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66. **Zaina**, Food Grain Supervisor, District Food Controller Chitral.
67. **Nadir Wali Khan**, Food Grain Supervisor, District Food Controller Chitral.
68. **Mansoor Wali Shah**, Food Grain Supervisor, District Food Controller Chitral.

.....(*Respondents*)

Present:

Mr. Muhammad Zubair Khan Jadoon,  
Advocate.....For appellant.

Muhammad Jan,  
District Attorney.....For official respondents.  
*Clerke Counsel for the Private Respondents.*

Date of Institution.....22.02.2018  
Dates of Hearing.....21.09.2022  
Date of Decision.....21.09.2022

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 FOR DECLARATION TO THE EFFECT THAT THE APPELLANT HAS BEEN APPOINTED FOOD GRAIN SUPERVISOR (BPS-07) AND HAS BEEN PLACED JUNIORS TO THE APPOINTEES OF DISTRICT CHITRAL VIDE SENIORITY LIST DATED 20.12.2017 WHICH SHOULD HAVE BEEN FINALIZED KEEPING IN VIEW THE ORDER OF MERIT OF APPOINTMENT. BESIDES, SENIORITY OF FOOD GRAIN SUPERVISOR BPS-7 IS TO BE MAINTAINED HAS BEEN MAINTAINED AT PROVINCIAL LEVEL WHICH AS PER LAW AND ORDER OF MERIT OF APPOINTMENT, HENCE THE IMPUGNED SENIORITY LIST DATED 20.12.2017 IS AGAINST THE LAW AND ORDER OF MERIT AND THE SAME IS LIABLE TO BE SET ASIDE.

CONSOLIDATED JUDGMENT

*Through this sight*

KALIM ARSHAD KHAN CHAIRMAN: ~~The~~ Facts surrounding the appeal <sup>3</sup> are that the appellant <sup>3</sup> ~~was~~ <sup>were</sup> appointed as Food Grain Supervisor (BPS-07) in the respondent, department vide office order dated 13.03.2017; that respondent No.2 instead of issuing of joint appointment orders of all the candidates on one date and time according to the order of merit issued order of 26 candidates of Chitral on 16.02.2017; that the respondent-department issued appointment order of the appellant, after 26 days of the appointment of other candidates of District Chitral vide office order dated 13.03.2017; that the appellant, came to know that the candidates of District Chitral of the same batch had been appointed one month prior to the date of appointment of the appellant; that feeling aggrieved, the appellant, filed department, appeal

*This appeal + the consolidated judgment are similar as both are decided as BTK with no difference.*

*Appel No. 337/2022*

before the competent authority for rectification/reconciliation of the seniority list on the basis of order of merit on 28.12.2017 which was rejected vide order dated 24.01.2018; that the appellant, then filed the instant service appeal on 22.02.2018:

2. On receipt of the appeal, <sup>-then</sup> and ~~its~~ admission to full hearing, the respondents were summoned, who, on putting appearance, contested the appeal by filing written reply raising therein numerous legal and factual objections. The defence setup was a total denial of ~~the~~ claim of the appellant.

3. We have heard learned counsel for the appellant, and learned District Attorney for the official respondents No. 1 to 5.

4. The learned counsel for the appellant, reiterated the facts and grounds detailed in the memo and grounds of the appeal, while the learned District Attorney controverted the same by supporting the impugned order.

5. It is the case of the appellant, that ~~the~~ seniority list dated 20.12.2017 might be set aside and revised. The appellants were appointed through a separate process of selection made as a result of advertisement dated 11.10.2016 while the respondents, from whom the appellants claim seniority, were separately selected and appointed through the advertisement dated 14.10.2016. It is contended that the department had intentionally delayed the process of selection, <sup>and appointment</sup> of the appellants despite the fact that they had applied for appointment against an earlier advertisement and just for the purpose of making the private

respondents senior <sup>to the appellants,</sup> they were appointed earlier than the appellants.

Admittedly the private respondents were appointed prior to the appointment of the appellants though <sup>issues</sup> there is a difference <sup>of only few days</sup> between the <sup>appointment of</sup> the appellants and the private respondents but there <sup>is</sup> no denial of the fact that the respondents were appointed through a separate selection process and earlier than the appellants. The <sup>contention made in the</sup> representation of the appellants <sup>is</sup> with a prayer that separate seniority lists of the appellants and the private <sup>respondents</sup> should be prepared, has no place in the service rules, therefore, the department has regretted their request for preparation of seniority list.

06. In view of the above discussion the appeal is misconceived and is dismissed. Costs shall follow the event. Consign.

07. *Pronounced in open Court at Abbottabad and given under our hands and the seal of the Tribunal on this 21<sup>st</sup> day of September, 2022.*


**KALIM ARSHAD KHAN**  
Chairman  
Camp court Abbottabad


**FAREEHA PAUL**  
Member (Executive)  
Camp court Abbottabad

20<sup>th</sup> July 2022

Appellant in person present. Mr. Noor Zaman Khattak, District Attorney alongwith Mr. Arshad Farooq, Asst: Deputy Director Food for respondents present.

Appellant seeks adjournment on the ground that his counsel is not available today. Last chance is given to the appellant to procure attendance of his counsel to argue this appeal failing which the appeal will be decided on the available record without arguments. To come up for arguments on 21.09.2022 before D.B at camp court Abbottabad.

  
(Salah Ud Din)  
Member (Judicial)

  
(Kalim Arshad Khan)  
Chairman  
Camp Court Abbottabad

27<sup>th</sup> April, 2022

None present on behalf of the appellant. Mr. Muhammad Adeel Butt, Addl. AG for the respondents present.

The matter pertains to the District Haripur, therefore, it be fixed before the D.B at Camp Court, Abbottabad on 17.05.2022. Notice be also issued to the appellant and his counsel for the date fixed.


  
(Fareeha Paul)  
Member (E)


  
Chairman

17.05 2022

Appellant in person present. Mr. Muhammad Asif Masood, Deputy District Attorney alongwith Mr. Shad Muhammad, DFC for respondents present.

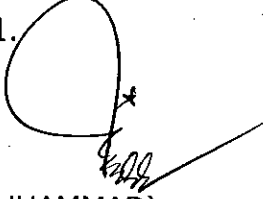
Appellant seeks adjournment on the ground that his counsel is not available today. Adjourned but as a last chance. To come up for arguments on 20.07.2022 before D.B at camp court Abbottabad.

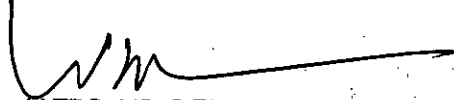
  
(Fareeha Paul)  
Member(E)

  
(Kalim Arshad Khan)  
Chairman  
Camp Court Abbottabad

13.09.2021

Counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for official respondents No.1 to 5 present. Clerk of learned counsel for Private respondents present and requested for adjournment that counsel for private respondents is not available today. Adjourned. To come up for arguments before the D.B on 18.10.2021.

  
(MIAN MUHAMMAD)  
MEMBER (EXECUTIVE)

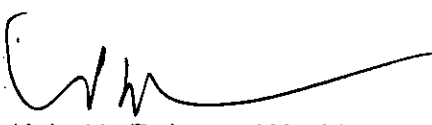
  
(ATIQ-UR-REHMAN WAZIR)  
MEMBER (EXECUTIVE)


18.10.2021

Appellant present through representative.

Muhammad Riaz Khan Paindakheil learned Assistant Advocate General for respondents present.

Lawyers are on general strike, therefore, case is adjourned. To come up for arguments on 13.01.2022 before D.B.


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

  
(Rozina Rehman)  
Member (J)

13.01.2022

Counsel for the appellant and Mr. Kabirullah Khattak, Addl. AG for the respondents present.

Due to paucity of time arguments could not be heard. To come up for arguments on 27.04.2022 before the D.B.

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

  
Chairman

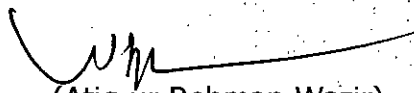


19.10.2020

Representative of appellant on behalf of appellant present.

Usman Ghani learned District Attorney alongwith Shaukat Zaman Assistant for respondents present.

Lawyers are on general strike therefore case is adjourned. To come up for arguments on 14.12.2020 before D.B at Camp Court, Abbottabad.



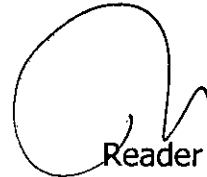
(Atiq ur Rehman Wazir)  
Member (E)  
Camp Court, A/Abad



(Rozina Rehman)  
Member (J)  
Camp Court, A/Abad

14.12.2020

Due to Covid-19, case is adjourned to 15.03.2021 for the same as before.



Reader

15.03.2021

Nemo for appellant.

Riaz Khan Paindakheil learned Assistant Advocate General alongwith Intiaz Muhammad Khan Divisional Assistant Director for respondents present.

Preceding date was adjourned on a Reader' note, therefore, appellant/counsel be put on notice for 16/06/2021 for arguments, before D.B at Camp Court, Abbottabad.




(Atiq ur Rehman Wazir)  
Member (E)  
Camp Court, A/Abad




(Rozina Rehman)  
Member (J)  
Camp Court, A/Abad

17.12.2019

Appellant in person and Mr. Usman Ghani, District Attorney alongwith Mr. Shoukat Zaman, Assistant for the respondents present. Appellant requested for adjournment on the ground that his counsel is not available today. Adjourned to 23.01.2020 for arguments before D.B at Camp Court Abbottabad.

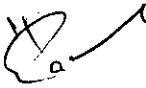
  
(Hussain Shah)  
Member  
Camp Court Abbottabad

  
(M. Amin Khan Kundi)  
Member  
Camp Court Abbottabad

23.01.2020

Clerk to counsel for the appellant present. Mr. Ziaullah, DDA for the respondents present. Due to general strike of the bar on the call of Khyber Pakhtunkhwa Bar Council, the case is adjourned. To come up for further proceedings on 18.02.2020 before D.B at camp court Abbottabad. Appellant be put on notice for the date fixed.

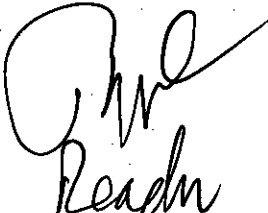
  
Member

  
Member  
Camp Court A/Abad

Due to covid ,19 case to come up for the same on <sup>13</sup>/<sub>4</sub> /20  
at camp court abbottabad.


  
Reader

Due to summer vacation case to come up for the same on <sup>19</sup>/<sub>10</sub> /  
<sup>2020</sup> at camp court abbottabad.

  
Reader

20.08.2019


Counsel for the appellant present. Mr. Muhammad Bilal learned Deputy District Attorney for respondents present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 23.10.2019 before D.B at camp court Abbottabad.

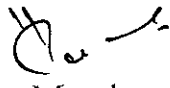
  
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Camp Court A/Abad

23.10.2019

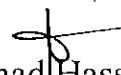
Appellant in person present. Mr. Usman Ghani, District Attorney alongwith Rashid Mehmood, Supdt for official respondents and private respondent no.22 in person as well as for other private respondents present. Appellant submitted rejoinder which is placed on file. Adjourn. To come up for arguments on 17.12.2019 before D.B at Camp Court, Abbottabad.

  
Member

  
Member  
Camp Court Abbottabad

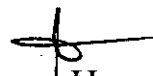
17.04.2019

Counsel for the appellant present. Mr. Muhammad Bilal, DDA alongwith Mr. Shoukat Zaman, Assistant for official respondents no. 1 to 5 present. Wakalant Nama of Mr. Khushdil Khan, Advocate on behalf of private respondents submitted and seeks time to submit written reply/comments. ~~Case to come up for written reply/comments on behalf of private respondents.~~  
Case to come up for written reply/comments on 19.06.2019 before S.B at camp court Abbottabad.

  
(Ahmad Hassan)  
Member  
Camp Court A/Abad

19.06.2019

Appellant in person and Mr. Muhammad Bilal, DDA alongwith Mr. Shoukat Zaman, Assistant for official respondents present. Clerk to counsel for private respondents present and submitted written reply/comments which <sup>are</sup> placed on file. Case to come up for rejoinder and arguments on 20.08.2019 before D.B at camp court Abbottabad.

  
(Ahmad Hassan)  
Member  
Camp Court A/Abad

21.12.2018

Mr. Muhammad Zubair Khan Jadoon, Advocate for appellant present.

Learned counsel for the appellant contends that the appellant was appointed in pursuance to advertisement dated 11.10.2016 while there was a separate advertisement for recruitment of Food Grain Supervisors but in District Chitral only. The respondent department, however, preferred to issue a combined seniority list for the whole Province whereby some of the juniors became senior to the appellant.


In view of the above the instant appeal is admitted for regular hearing. The appellant is directed to deposit of security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments on 19.02.2019 before the S.B at Camp Court, Abbottabad.

Appellant Deposited  
Security & Process Fee

Chairman  
Camp Court, A/Abad


19.02.2019

Appellant in person present. Mr. Muhammad Bilal Khan, Deputy District Attorney alongwith Mr. Imtiaz Ahmad Khan, Director for official respondents No. 1 to 5 and private respondents No. 22 & 26 in person present. Written reply on behalf of official respondents No. 1 to 5 submitted. Written reply on behalf of private respondents not submitted and requested for further adjournment. Adjourned. To come up for written reply/comments on behalf of private respondents on 17.04.2019 before S.B at Camp Court Abbottabad.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court Abbottabad

19.09.2018

Since 21st September, 2018 has been declared as public holiday on account of Moharram, therefore, case is adjourned to 16.11.2018 for preliminary hearing before the S.B at camp court, Abbottabad.

  
Chairman  
Camp court, A/Abad

16.11.2018




Clerk to Counsel for the appellant present. Due to retirement of the Hon'ble Chairman Service Tribunal is incomplete. Tour to Camp Court Abbottabad has been cancelled. To come up for the same on 21.12.2018 at camp court Abbottabad.

  
Recorder  
A/Abad

**Form-A**  
**FORM OF ORDERSHEET**

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

Case No. 336/2018


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	08/03/2018	<p>The appeal of Mr. Muazzam Ali resubmitted today by Mr. Muhammad Zubair Khan Jadoon Advocate may be entered in the Institution Register and put up to Learned Member for proper order please.</p> <p style="text-align: right;"> REGISTRAR 8/3/18</p>
2-	27-3-18	<p>This case is entrusted to Touring S. Bench at A.Abad for preliminary hearing to be put up there on <u>29-6-18</u>.</p> <p style="text-align: right;"> MEMBER</p>
29.06.2018		<p>Mr. Amir Shehzad, clerk to counsel for the appellant present. Clerk to counsel for the appellant made a request for adjournment that counsel for the appellant is not available today. Granted. To come up for preliminary hearing on 21.09.2018 before S.B at camp court, Abbottabad.</p> <p style="text-align: right;"> Chairman Camp court, A/Abad</p>

The appeal of Mr. Muazzam Ali Food Grain Supervisor Haripur received today i.e. on 22.02.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Addresses of respondent nos. 2 to 4 are incomplete which may be completed according to Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 2- Annexure-B of the appeal is missing.
- 3- Copy of impugned seniority list mentioned in para-5 of the memo of appeal (Annexure-E) is not attached with the appeal which may be placed on it.
- 4- Sub-rule-4 of rule-6 of the Khyber Pakhtunkhwa Service Tribunal rules 1974 requires that every civil servant to whom the relief claimed may affect shall be shown as respondent.
- 5- Three copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent may also be submitted with the appeal.

No. 390 /S.T,

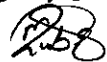
Dt. 23/02 /2018

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. M.Zubair Khan Jadoon Adv.  
High Court Abbottabad.

*All the deficiencies / objections are removed as per directions —*

*( Muhammad Zubair Khan Advocate  
Counsel for petitioners )*

  
Muhammad Zubair Khan Jadoon  
Advocate  
High Court Abbottabad



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

Service Appeal No. 336 /2018

Muazzam Ali Food Grain Supervisor, Haripur.

....APPELLANT

VERSUS

Government of Khyber Pakhtunkhwa Secretary Food Peshawar & others.

....RESPONDENTS

**SERVICE APPEAL**

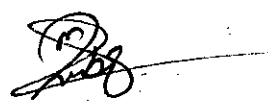
**INDEX**

S.#	Description	Page No.	Annexure
1.	Service appeal along with affidavit	1 to 10	
2.	Copies of advertisement of Food grain	11 to 12	"A"
3.	Copy of the impugned seniority list	13 to 14	"B"
4.	Copy is appointment order	15	"C"
5.	Copies of appeal & order	16 to 18	"D" & "E"
6.	Wakalatanama		

  
....APPELLANT

Through

Dated: \_\_\_\_\_/2018

  
(Muhammad Zubair Khan Jadoon)  
Advocate High Court, Abbottabad

1

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

Service Appeal No. 336 /2018

Muazzam Ali Food Grain Supervisor, Haripur.

....APPELLANT

**VERSUS**

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 264

Dated 22/2/2018

1. Government of Khyber Pakhtunkhwa Secretary Food Peshawar.
2. Director Food Directorate of Food KPK, Peshawar.
3. Deputy Director Food (A&C) Food Directorate, KPK Peshawar.
4. Divisional Assistant Director Food Hazara Division, Abbottabad.
5. District Food Controller Haripur.
6. Shabir Ahmed, Food Grain Supervisor, District Food Controller Chitral.
7. Khalida Food Grain Supervisor, District Food Controller Chitral.
8. Muhyu Din, Food Grain Supervisor. District Food Controller Chitral.
9. Farooq Ahmed, Food Grain Supervisor. District Food Controller Chitral.
10. Aftab Hussain, Food Grain Supervisor. District Food Controller Chitral.
11. Muhammad Manzoor ul Haq, Food Grain Supervisor,
12. Israr ud Din Ahmad, Food Grain Supervisor, District Food Controller Chitral.
13. Muhammad Riaz Ullah, Food Grain Supervisor, District Food Controller Chitral.
14. Syed Jehangir Shah, Food Grain Supervisor, District Food Controller Chitral.
15. Imtiaz Hussain Shah, Food Grain Supervisor, District Food Controller Chitral.
16. Sarwar, Food Grain Supervisor, District Food Controller Chitral.
17. Afida Sultan, Food Grain Supervisor, District Food Controller Chitral.

Filed to-day

Registrar

22/2/18

Re-submitted to-day  
and filed.

Registrar  
22/2/18

18. Naveed Ahmad, Food Grain Supervisor, District Food Controller Chitral.
19. Muhammad Zubair, Food Grain Supervisor, District Food Controller Chitral.
20. Sajad Ali, Food Grain Supervisor, District Food Controller Chitral.
21. Muhammad Zubair, Food Grain Supervisor, District Food Controller Chitral.
22. Sajad Ali, Food Grain Supervisor, District Food Controller Chitral.
23. Muhammad Riaz, Food Grain Supervisor, District Food Controller Chitral.
24. Islah ud Din, Food Grain Supervisor, District Food Controller Chitral.
25. Saira-Bibi, Food Grain Supervisor. — do —
26. Muhammad Shahab, Food Grain Supervisor. — do —
27. Habib Ullah, Food Grain Supervisor. — do —
28. Syed karam Ali Shah, Food Grain Supervisor. — do —
29. Suhail Ahmad, Food Grain Supervisor. — do —
30. Shair Azeem, Food Grain Supervisor. — do —
31. Ihtisham Ul Haq, Food Grain Supervisor. — do —
32. Zaina, Food Grain Supervisor. — do —
33. Nadir Wali Khan, Food Grain Supervisor. — do —
34. Mansoor Wali Shah, Food Grain Supervisor. — do —

(Respondents No. 6 to 34 Care of District Food Controller Chitral).

....RESPONDENTS

**SERVICE APPEAL** UNDER SECTION 4 OF  
KPK SERVICE TRIBUNAL ACT, 1974, FOR  
DECLARATION TO THE EFFETE THAT THE  
APPELLANT HAS BEEN APPOINTED AS

FOOD GRAIN SUPERVISOR BPS-7 & HAS BEEN PLACED JUNIORS TO THE APPOINTEES OF DISTRICT CHITRAL VIDE SENIORITY LIST DATED 20/12/2017 WHICH SHOULD HAVE BEEN FINALIZED KEEPING IN VIEW THE ORDER OF MERIT OF APPOINTMENT. BESIDES, SENIORITY OF FOOD GRAIN SUPERVISOR BPS-7 IS TO BE MAINTAINED HAS BEEN MAINTAINED AT PROVINCIAL LEVEL WHICH AS PER LAW & ORDER OF MERIT OF APPOINTMENT, HENCE THE IMPUGNED SENIORITY LIST DATED 20/12/2017 IS AGAINST THE LAW AND ORDER OF MERIT OF AND THE SAME IS LIABLE TO BE SET ASIDE.

---

**PRAYER:** ON ACCEPTANCE OF INSTANT APPEAL, THE IMPUGNED SENIORITY LIST DATED 20/12/2017 MAY BE SET ASIDE and THEREAFTER SENIORITY LIST OF THE APPELLANT MAY BE REVISED. ANY OTHER RELIEF WHICH HONOURABLE TRIBUNAL DEEM FIT AND APPROPRIATE IN THE CIRCUMSTANCES OF THE CASE.

---

Respectfully Sheweth: -

1. That respondent department advertised the post of Food grain supervisor BPS-7 for the entire KP vide dated 11/10/2016 and thereafter another advertisement for the appointment of Food grain supervisor BPS-7 for District Chitral only issued by respondents on 14/10/2016. Copies of advertisement of Food grain is attached as Annexure "A".
2. That the appellant alongwith candidates of Chitral applied for the said post and qualified test and interview.
3. That respondent No. 2 instead of issuing of joint appointment orders of all the candidates on one date and time according to the order of merit, But instead of following the law respondents No. 2 issued order of 26 candidates of Chitral on 16/02/2017. Copy of the impugned seniority list is attached as Annexure "B".

4. That the respondent department issued appointment order of the appellant after 26 days of the appointment of the candidates of District Chitral is issued appointment order of the appellant vide order of the appellant dated 13/03/2017. Copy is order is attached as Annexure "C".
5. That thereafter, the appellant came to know that the candidates of District Chitral of the same badge have been appointed one month prior to the date of appointment of the appellant. Copy of the impugned Seniority list already attached as Annexure "D".
6. That feeling aggrieved, the appellant filed departmental appeal before the competent authority for rectification/ reconciliation of the seniority list on the basis of order of merit on 28/12/2017 which was rejected by vide rejection order dated 24/01/2018. Copies of appeal & order are attached as Annexure "E" & "F", Hence feeling

aggrieved, the instant service appeal is filed inter-alia on the following grounds:-

**GROUND:-**

- a. That impugned seniority list is against the law, discriminatory, perverse, against the service laws, and against the principles of law settled by the superior courts, hence, the impugned seniority list is liable to be set and revised seniority list is to be issued keeping in view the laws on the subject.
  
- b. That the respondent department with malafide intentions just to spoil the carrier of appellant, issued the appointment orders of the candidates of District Chitral one month prior to the appointment of the appellant. As per article 25 of the constitution of Islamic Republic of Pakistan Act, 1973 each and every person is equal before law and no discrimination on

the basis of color, creed and locality be made. Therefore, appointment order of the candidates of District Chitral issued by respondent No.2 dated 16/02/2017 is absolutely against the law.

- c. That as per service rules, seniority of employees in BPS-7 including the food grains supervisor BPS-7 is maintained either at District level and in some cases is at Divisional level. If in case, seniority of the appellant is fixed at district or Divisional level, then, no grievance of the appellant arises. Here in this case, respondent department without adhering to the service rules issued impugned seniority list showing the candidates of Chitral at the top of the seniority list is void ab-initio. Because no law/ rules exists wherein the candidates of particular area is given priority/ preference while fixing of the seniority of their appointment.



- d. That there is no cavil with the proposition that the seniority is always fixed on the thumb rule i.e order of merit. Irrespective of the fact that one take over the charge first or otherwise. It is also note worthy that the food grains supervisors selected from the District Chitral and the appellant has been selected out of the same badge. Therefore, seniority of the appellant and the candidate of Chitral is to be issued on the basis of merit keeping in view their marks in the final merit list visa viz the marks of the candidates from Chitral who have illegally been shown senior from the appellant.
- e. That in case seniority of FGS so appointed in not differentiate on the basis of appointed in Chitral having domicile condition with other FGS of rest of the province having zone wise criteria, in future on promotion to next stage i.e on post of Food grain inspector in the entire province KPK

most candidates will be from District Chitral as there is a large number of posts of FGS in District Chitral as compared to rest of the Province means fresh candidates in Chitral will be appointed and on promotion will be expanded in rest of the province.

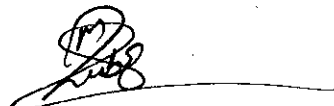
- f. That the candidates of District Chitral has already been given are benefit i.e appointment in their own District, Hence, the other benefit at the same time cannot be given so as to deprive the appellant from his seniority.
- g. That no other efficacious, speedy and adequate remedy is available to appellant except to the file instant appeal.
- h. That the other points shall be urged at the time of arguments.

It is, therefore, humbly prayed that on acceptance of instant appeal is impugned seniority list dated 20/12/2017 may be set aside thereafter seniority list of the appellant may be revised. Any other relief which deem fit and appropriate in the circumstances of the case.

  
...APPELLANT

Through

Dated: \_\_\_\_\_/2018

  
(Muhammad Zubair Khan Jadoon)  
Advocate High Court, Abbottabad

**VERIFICATION:-**

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

  
...APPELLANT

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

Service Appeal No. \_\_\_\_\_/2018

Muazzam Ali Food Grain Supervisor, Haripur.

....APPELLANT

VERSUS

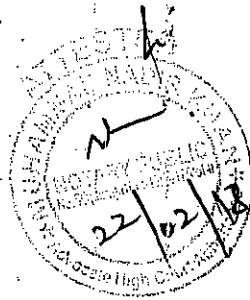
Government of Khyber Pakhtunkhwa Secretary Food Peshawar & others.

....RESPONDENTS

**SERVICE APPEAL**

**AFFIDAVIT**

I, Muazzam Ali Food Grain Supervisor, Haripur, do hereby solemnly affirm and declare that the contents of forgoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Tribunal.



DEPONENT

*Muazzam Ali*

ANNEXURE A

Food Directorate KPK Jobs 2016 Clerks & Supervisors Latest Advertisement Job Ad shown on this page is taken from Express Newspaper on 11-10-2016

Applications are invited from suitable candidates holding Pakistani Citizenship and having domicile of the relevant Zones for the vacant posts of Junior Clerk (BS-11) and Foodgrain Supervisor (BPS-07) in Food Department, Khyber Pakhtunkhwa as per detail given below:-

S.No.	Name of Post & Scale	No. of Posts	No of posts in each Quota / Zone		Qualification/Experience	Age Limit
			Female Quota	Other		
1	Junior Clerk (BPS-11)	25	Female Quota	08	Matriculation or equivalent qualification from a recognized Board with typing speed of 30 words per minute.	18-30
			Disable Quota	01		
			Minority Quota	01		
			Zone-I	06		
			Zone-III	03		
			Zone-IV	05		
2	Foodgrain Supervisor (BPS-07)	14	Female Quota	02	Matriculation or equivalent qualification from a recognized Board	18-30
			Zone-I	03		
			Zone-II	03		
			Zone-III	02		
			Zone-IV	01		
			Zone-V	03		

**Term & conditions**

- 1) Application forms and other details are available at NTS website, www.nts.org.pk, which must be read carefully before applying for the aforesaid posts.
- 2) NTS will charge Rs.450 / per application from the candidates as Test Processing Fee for the whole process. Fee can be submitted through prescribed Fee Slip in any online Branch of HBL, UBL, ABL and MCB of Khyber Pakhtunkhwa.
- 3) Form should be filled in carefully by the candidates as the provided information will be considered as final for further processing.
- 4) Not fulfilling any of the statements written in the application form will automatically exclude the candidate from the whole process.
- 5) Original Bank Slip and attested photocopies of all academic and experience certificates should be attached with the application form at the time of submission.
- 6) NTS Test will serve for short listing/screening purpose only. Post Test process will be performed by the Food Department Khyber Pakhtunkhwa itself, as per prescribed procedure.
- 7) After their appointment, the selected candidates could be posted any where in Khyber Pakhtunkhwa.
- 8) The competent authority reserves the right to change any condition, increase / decrease the number of vacancies or cancel the recruitment process by assigning valid reasons.
- 9) Only short listed candidates shall be called for interview.
- 10) No TA / DA shall be paid for test/interview.
- 11) The in-service candidates of Government / Semi Government Departments / Organizations are required to...

*Attested & Verified*  
*Muhammad Zubair Khan Jadoon*  
*Advocate*  
*High Court, Peshawar*

Mutawaz Police Jobs (500+ Posts)

PPSC Jobs (556+ Posts)

Atomic Energy Jobs (Multiple Posts)

POE Jobs (69+ Posts)

Pak Army Jobs (Commission / Civilians)

PPSC Jobs (Multiple Posts)

12

# Foodgrain Supervisor Jobs in Food Department KPK 2016 October NTS Application Form Download Latest

NEWS 14-Oct-2016 (Friday) in The News

Share This Ad With Your Friends



Positions:

- 29 Foodgrain Supervisors (BPS-07)

City:

- Jobs in Chitral
- Jobs in KPK

*Verified*  
 Muhammad Zubair Khan Jadoon  
 Advocate  
 High Court Abbottabad

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### FOOD DIRECTORATE, KHYBER PAKHTUNKHWA PESHAWAR

# APPLICATIONS REQUIRED

Applications are invited from suitable candidates holding Pakistani Citizenship and having domicile in District Chitral for the following vacant posts of Foodgrain Supervisor (BPS-07) in Food Department Khyber Pakhtunkhwa:-

S.No.	Name of Post & Scale	No. of Posts	No of posts in each Area of District Chitral	PRC of	Qualification/Experience	Age Limit
	Foodgrain Supervisor (BPS-07)	29	Female Quota	03	Matriculation or equivalent qualification from a recognized Board	18-30
			Disable Quota	01		
			Minority Quota	01		
			Arraidu, Domel, Drosh, Ursoon, Madaklasht, Bumburat, Shoghore, Susoam, Arkari, Lutkoh, Gohore, Gollen, Kuragh, Mastuj, Laspiro, Yarkhoon, Broghil, Oveer, Gohkir, Kusht, Mulkoh, Kushum, Terich, Tarkoh, Kech and Khot			

**Term & conditions**

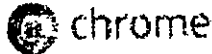
- 1) Application forms and other details are available at NTS Website, www.nts.org.pk, which must be read carefully before applying for the aforesaid posts.
- 2) NTS will charge Rs.450 / per application from the candidates as Test Processing Fee for the whole process. Fee can be submitted through prescribed Fee Slip in any online Branch of HBL, UBL, ABL and MCB of Khyber Pakhtunkhwa.
- 3) Form should be carefully filled in by the candidates because the provided information will be considered as final for further processing.
- 4) Not fulfilling any of the statements written in the application form will automatically exclude the candidate from the whole process.
- 5) Original Fee Slip and attested photocopies of all academic and experience certificates should be attached with the application form at the time of submission.
- 6) NTS Test will serve for short listing/screening purpose only. Post test process will be performed by the Food Department Khyber Pakhtunkhwa itself vis-a-vis the shortlisted candidates as per prescribed procedure.
- 7) Preference will be given to the candidate(s) hailing from the Union Councils where these Provincial Reserved Centres are located.
- 8) The competent authority reserves the right to change any condition, increase/decrease the number of vacancies or cancel the recruitment process by assigning valid reasons.
- 9) Only short listed candidates for a particular Provincial Reserve Centre or against a prescribed reserved quota shall be called for interview.
- 10) No TA/DA shall be paid for test/interview.
- 11) The in service candidates of Government/ Semi Government Departments / Organizations are required to apply through proper channel.
- 12) The candidates shall have to apply for the post (s) within 15 days of the requisite publication.
- 13) The quota reserved for females / disabled/minority shall be on open merit within District Chitral.

For further information, candidates may please contact NTS at 051-8444441

**DIRECTOR FOOD KHYBER PAKHTUNKHWA PESHAWAR**

"SAY NO TO CORRUPTION" Also available on www.khyberpakhtunkhwa.gov.pk INF(P)5910

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Please click the download link near the end of this webpage to Download Application Form for these jobs.

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View More Jobs by Publication Date

Search More Jobs by Keywords

13

ANNEXURE-B

PC



ذریعہ

verified -  
[Signature]

GOVERNMENT OF KHYBER PAKHTUNKHWA,  
DIRECTORATE OF FOOD,  
PESHAWAR

No. 5399 /ET-716

Dated Peshawar, the 21/December, 2017

Muhammad Zubair Khan Jadgon  
Agent

High Commissioner  
[Signature]

NOTIFICATION

In pursuance to Rule-17 of the Khyber Pakhtunkhwa Government Servants (Appointment, Promotion and Transfer) Rules 1989, the competent authority has been pleased to notify the Seniority List of Foodgrain Supervisors (BS-07) in Food Directorate Khyber Pakhtunkhwa, Peshawar as it stood on 14-12-2017.

S.No	Name of Govt. Servant	Qualification	Date of Birth	Domicile	Date of entry into Govt. Service	Date of appointment to the Present Post	Method of Recruitment / Appointment	Date of Superannuation
1.	Muhammad Ali Yousaf	B.Sc	22-08-1987	D.I.Khan	03-05-2012	03-05-2012	By initial recruitment	21-08-2047
2.	Zakir Bilal	Metric	24-02-1997	Bannu	18-04-2016	18-04-2016	By initial recruitment	23-02-2057
3.	Sher Ayub	MA	01-12-1987	Chitral	18-04-2016	18-04-2016	By initial recruitment	30-11-2047
4.	Miss Shaista Naz	Metric	10-01-1992	Peshawar.	18-04-2016	18-04-2016	By initial recruitment	09-01-2052
5.	Muhammad Atif	Metric	02-03-1998	Peshawar.	10-01-2017	10-01-2017	By initial recruitment	01-03-2049
6.	Shabir Ahmad	MSc (Economic)	09-11-1986	Chitral	16-02-2017	16-02-2017	By initial recruitment	06-11-2049
7.	Khalida	MSc (Statistic)	07-01-1987	Chitral	16-02-2017	16-02-2017	By initial recruitment	06-01-2046
8.	Muhyi Din	M.A (Islamiyat)	12-02-1987	Chitral	16-02-2017	16-02-2017	By initial recruitment	11-02-2047
9.	Farooq Ahmad	MBA	01-09-1987	Chitral	16-02-2017	16-02-2017	By initial recruitment	30-08-2047
10.	Aftab Hussain	MBA (Finance)	01-03-1988	Chitral	16-02-2017	16-02-2017	By initial recruitment	30-02-2048
11.	Muhammad Manzoor ul Haq	MA (English)	15-07-1988	Chitral	16-02-2017	16-02-2017	By initial recruitment	14-07-2048
12.	Israr ud Din Ahmad	M.A	10-11-1988	Chitral	16-02-2017	16-02-2017	By initial recruitment	09-11-2048
13.	Muhammad Riaz Ullah	MA (Political Science)	01-01-1990	Chitral	16-02-2017	16-02-2017	By initial recruitment	31-12-2050
14.	Syed Jehangir Shah	M.A (Economic)	12-02-1990	Chitral	16-02-2017	16-02-2017	By initial recruitment	11-02-2050
15.	Imtiaz Hussain Shah	MSc (Physiology)	14-02-1990	Chitral	16-02-2017	16-02-2017	By initial recruitment	13-02-2050
16.	Sarwar	MSc (Economic)	25-02-1990	Chitral	16-02-2017	16-02-2017	By initial recruitment	24-02-2050
17.	Afida Sultan	M.A (English)	30-03-1990	Chitral	16-02-2017	16-02-2017	By initial recruitment	29-03-2050
18.	Naveed Ahmad	M.A (Economic)	05-02-1991	Chitral	16-02-2017	16-02-2017	By initial recruitment	04-02-2051
19.	Muhammad Zubair	MLIS	01-10-1991	Chitral	16-02-2017	16-02-2017	By initial recruitment	30-09-2051
20.	Sajad Ali	B.S (Sociology)	08-10-1991	Chitral	16-02-2017	16-02-2017	By initial recruitment	07-10-2051
21.	Muhammad Riaz	M.Com	01-02-1992	Chitral	16-02-2017	16-02-2017	By initial recruitment	31-01-2052
22.	Islah ud Din	M.A(Physical Educ.)	15-10-1992	Chitral	16-02-2017	16-02-2017	By initial recruitment	14-10-2052
23.	Saira Bibi	M.A Physics	07-10-1992	Chitral	16-02-2017	16-02-2017	By initial recruitment	06-10-2052

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25.	Habib Ullah	B.Com	03-01-1990	Chitral	16-02-2017	16-02-2017	By initial recruitment	02-01-2050
26.	Syed Karam Ali Shah	BSc	06-06-1992	Chitral	16-02-2017	16-02-2017	By initial recruitment	05-06-2052
27.	Suhail Ahmad	B.A	30-05-1994	Chitral	16-02-2017	16-02-2017	By initial recruitment	29-05-2054
28.	Shair Azeem	BSc	10-06-1994	Chitral	16-02-2017	16-02-2017	By initial recruitment	29-05-2052
29.	Ihtisham Ul Haq	B.A	10-06-1994	Chitral	16-02-2017	16-02-2017	By initial recruitment	09-06-2054
30.	Zaina	MA (Political Science)	05-03-1988	Chitral	16-02-2017	16-02-2017	By initial recruitment	04-03-2048
31.	Nadir Wali Khan	M. Com	10-01-1990	Chitral	16-02-2017	16-02-2017	By initial recruitment	09-01-2050
32.	Mansoor Wali Shah	MSc (Comp: Science)	15-06-1990	Chitral	16-02-2017	16-02-2017	By initial recruitment	14-06-2050
33.	Mr. Naseeb Khan	MA (Political Science)	19-05-1986	Khyber Agency	13-03-2017	13-03-2017	By initial recruitment	18-05-2046
34.	Qazi Junaid Bacha	M.Com (Managmt:Finance)	03-01-1987	Mardan	13-03-2017	13-03-2017	By initial recruitment	02-01-2047
35.	Mujeeb ur Rehman	BSc (Hons)	05-01-1987	Bajour Agency	13-03-2017	13-03-2017	By initial recruitment	04-01-2047
36.	Mauzzam Ali	MBA (Finance)	22-02-1989	Abbottabad	13-03-2017	13-03-2017	By initial recruitment	21-02-2049
37.	Mr. Gohar Zaman	BS (Hons-Biotechnology)	12-04-1989	FR Bannu	13-03-2017	13-03-2017	By initial recruitment	11-04-2049
38.	Mr. Azam Khan	BS (Hons-Biotechnology)	20-08-1989	Dir Lower	13-03-2017	13-03-2017	By initial recruitment	19-08-2049
39.	Muhammad Shoaib Lodhi	MSc (Economic)	25-10-1989	Abbottabad	13-03-2017	13-03-2017	By initial recruitment	24-10-2049
40.	Syed Zeeshan Mubarak	BS (Hons) Chemistry	16-11-1989	Mansehra	13-03-2017	13-03-2017	By initial recruitment	15-11-2049
41.	Safar Muhammad	MA (Political Science)	12-01-1990	Malakand	13-03-2017	13-03-2017	By initial recruitment	11-01-2050
42.	Muhammad Wahid Khan	MSc (Hons) Agriculture	22-06-1990	Dir Lower	13-03-2017	13-03-2017	By initial recruitment	21-06-2050
43.	Muhammad Shehzad	BSc (Hons)	05-05-1991	Peshawar	13-03-2017	13-03-2017	By initial recruitment	04-05-2051
44.	Sana Yousaf	B.S (Hons) Statics	06-03-1992	Abbottabad	13-03-2017	13-03-2017	By initial recruitment	05-03-2052
45.	Muhammad Salman	BS (Hons) Commerce	01-08-1992	D.I.Khan	13-03-2017	13-03-2017	By initial recruitment	31-07-2052
46.	Arifa Sidiqi	M.A (Archaeology)	13-05-1993	Chitral	13-03-2017	13-03-2017	By initial recruitment	12-05-2053
47.	Iftikhar Ahmed	Metric	06-05-1993	Malakand	26-05-2017	26-05-2017	By initial recruitment	05-05-2053
48.	Sardar Ali Niazi	BA	14-01-1990	Chitral	09-08-2017	09-08-2017	By initial recruitment	13-01-2050
49.	Muhammad Sajid	BA	18-02-1988	D.I.Khan	09-08-2017	09-08-2017	By initial recruitment	17-02-2048

verified  
 Muhammad Zubair Khan Jaloon  
 Advocate  
 High Court Abbottabad

verified  
 Muhammad Zubair Khan Jaloon  
 Advocate  
 High Court Abbottabad

sd/-  
 DIRECTOR FOOD  
 KHYBER PAKHTUNKHWA  
 PESHAWAR.

*[Handwritten signature]*

ASSISTANT DIRECTOR FOOD (F)

- Endorsement No & date even**  
 Copy for information to:-
- 1) The Section Officer General, Government of Khyber Pakhtunkhwa, Food Department Peshawar.
  - 2) All Assistant Directors Food at Divisional level in Food Department Khyber Pakhtunkhwa
  - 3) All District Food Controllers in Khyber Pakhtunkhwa
  - 4) The Storage & Enforcement Officers' NRC Azakhel & PRC Peshawar.
  - 5) The Rationing Controller Peshawar.
  - 6) Officials concerned.



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ANNEXURE - 2



GOVERNMENT OF KHYBER PAKHTUNKHWA  
DIRECTORATE OF FOOD  
PESHAWAR.

No 856/ET-Appointment of FGS  
Dated Peshawar, the 13 March, 2017

**OFFICE ORDER**

On the recommendations of the Departmental Selection Committee adduced in its meeting held from 08-03-2017 to 09-03-2017, Mr. Muazzam Ali S/O Sultan Bakht Mazhar Ali House Number 371/18 Noor Colony Kalapul Murre Road District Abbottabad is hereby appointed as Foodgrain Supervisor (BPS-07) against initial recruitment quota and posted in the office of District Food Controller Haripur with immediate effect:-

2. His appointment against the post of Foodgrain Supervisor (BS-07) shall be on the following terms and conditions:-

- His appointment as Foodgrain Supervisor (BS-07) in Food Department Khyber Pakhtunkhwa would be purely on temporary basis.
- Benevolent Fund and G.P. Fund will be deducted from him as required under the relevant rules.
- He will join duty at his own expenses.
- He will furnish attested copies of his original documents.
- His Services will be subject to medical fitness for Government Service for which he shall produce Health and Age Certificates from the concerned Medical Superintendent.
- He will be governed by the rules and regulation issued by the Government from time to time for such category of Government Servants to which he belongs.
- In case of resignation at any time one month's notice will be necessary other wise one month's salary will be forfeited from him, in lieu thereof.
- He shall be on probation for a period of one year, which can be extended subject to his performance as per rules

3. He shall submit his arrival report for duties to the Office of District Food Controller, Haripur by 27<sup>th</sup> March, 2017. If he fails to report for duties, within the stipulated period his appointment order shall stand cancelled.

**Endorsement No & Even Date**

Copy forwarded to:-

- PS to Minister Food Government of Khyber Pakhtunkhwa Peshawar.
- PS to Secretary Food Government of Khyber Pakhtunkhwa Peshawar.
- The District Accounts Officer Haripur.
- The Assistant Director Food Hazara Division at Abbottabad.
- The District Food Controller Haripur.
- Mr. Muazzam Ali S/O Sultan Bakht Mazhar Ali House Number 371/18 Noor Colony Kalapul Murre Road District Abbottabad
- Personal File.

*Bamat*  
DIRECTOR FOOD  
KHYBER PAKHTUNKHWA  
PESHAWAR 13/03/17

*Bamat*  
DIRECTOR FOOD  
KHYBER PAKHTUNKHWA  
PESHAWAR 13/03/17

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(14)

ANNEXURE - D

To,

The Director Food,  
Khyber Pakhtun Khwa,  
Peshawar.

verified

Muhammad Zubair Khan Jadoon  
Advocate  
High Court Abbottabad

Through Proper Channel:-

Subject: - APPEAL FOR RESTORATION OF SENIORITY OF FOODGRAIN SUPERVISORS.

R/Sir,

It is submitted that I was appointed Food grain Supervisor in the office of District Food Controller Haripur on dated 13/03/2017. The appointments of Foodgrain Supervisor in KPK were made through same advertisement but now the seniority list received from the Food Directorate KPK Peshawar is shows that the appointment of FGS made in Chitral District shown Senior from the supervisor of other Districts of KPK and as such there was required for maintain of separate seniority list for Chitral District instead of on the level of KPK Province for which the seniority of the undersigned as well as all other Foodgrain Supervisors of KPK Province have badly affected and need its restoration on the basis of actual ground reality position.

You are requested to kindly re-examine the seniority list of Foodgrain Supervisors and seniority list in respect of Foodgrain Supervisor working at District Chitral may kindly be maintained separately so that our basic right of seniority may not be suffered please.

(Muazzam Ali)  
Foodgrain Supervisor  
District Food Controller Office  
Abbottabad

OFFICE OF THE DISTRICT FOOD CONTROLLER ABBOTTABAD

No. \_\_\_\_\_ dated \_\_\_\_\_

Copy in original is forwarded to the Director Food KPK Peshawar for information and favorable consideration please.

DISTRICT FOOD CONTROLLER  
ABBOTTABAD

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# ANNEXURE - E

verified

Muhammad Zubair Khan Jadoon  
Advocate  
High Court Abbottabad

16

Abbottabad



GOVERNMENT OF KHYBER PAKHTUNKHWA,  
DIRECTORATE OF FOOD  
PESHAWAR

No. 411 /PF-1377

Dated 24 /January, 2018

verified

To

1. All Assistant Directors Food at Divisional level in Food Department Khyber Pakhtunkhwa.
2. All District Food Controllers in Khyber Pakhtunkhwa.
3. The Storage & Enforcement Officers NRC Azakhel & PRC Peshawar.

Subject:-

**APPEAL AGAINST THE SENIORITY LIST OF FOODGRAIN SUPERVISORS AS IT STOOD ON 14-12-2017.**

Memo:-

Reference District Food Controllers, Abbottabad and Mansehra letters No. 2810/ dated 28-12-2017 and No. 50-50/ET dated 05-01-2018, on the subject noted above.

2. As per appeals of M/s Muhammad Shoaib Lodhi, Muazzam Ali and others Foodgrain Supervisors of Food Department, Khyber Pakhtunkhwa against the seniority position of FGS of District Chitral, detail reply are as under:-

- 1) There are 30 PRCs and 25 Sale Points in District Chitral. In order to overcome the deficiency of executive staff at District Chitral, the Provincial Government has sanctioned 23 fresh posts of Foodgrain Supervisors (BS-07), so that each PRC could get one Foodgrain Supervisor for proper supervision. Being unattractive area coupled with the boarding / lodging problems & language barrier etc. officers and officials from the down districts generally shirk to perform duties in the area. Even the locals of Lower Chitral do not feel comfortable, if posted at Distant Upper Chitral and vice versa. It is this need of the hour to introduce reformatory steps including induction of the local officials, preferably those hailing from the particular valleys where food storages are located.

2) In this context the Provincial Food Committee in its meeting dated 21<sup>st</sup> July 2016, propounded the following recommendations:-

Proposal of the Food Department is tenable. A summary should be moved for approval of the Honourable Chief Minister Khyber Pakhtunkhwa to accord approval for induction of locals against the vacant posts of Foodgrain Supervisors (BS-07), through the competitive processes of NTS mechanism, from among the locals of Chitral District with due regard for the candidates belonging to the valleys where PRC are located.

3) As per recommendation of Provincial Food Committee meeting dated 21<sup>st</sup> July 2016 summary was moved to the Chief Minister Khyber Pakhtunkhwa for relaxing the Appointment, Promotion & Transfer Rules, 1989, with the ground that Zonal allocation is mandatory for such initial appointments, whereby the local candidates would get very nominal share. On the other hand, the induction of candidates from other District against the post meant for Chitral District has been proved counter-productive in the past, in that they not only absent themselves on one pretext or the other, but also strives for their postings out of Chitral. For instance, three Foodgrain Supervisors (M/s Abdul Salam, Amjad Ali & Usman Javed) appointed in 2012, never performed their duties at Chitral and removed from service under the Government of Khyber Pakhtunkhwa.

*in pdt*  
*mm to all concerned*  
*Ok*

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verified  
Sub

Muhammad Zubair Khan Jadoon  
Advocate  
High Court Abbottabad

4) The competent authority considered the views of Food Department Khyber Pakhtunkhwa and the recruitment of local candidates against the vacancies of Foodgrain Supervisors (BS-07) for District Chitral in relaxation of rules as a special case through the competitive processes of NTS and prescribed merit criteria. After proper approval the candidates of District Chitral were appointed against the vacant posts of FGS for District Chitral after completion of all codal formalities.

5. As above there is no such like rules to maintain a separate seniority list of FGS for District Chitral. Therefore, combined tentative seniority list of FGS was circulated amongst all concerned. Informed all concerned accordingly.

DEPUTY DIRECTOR FOOD (A&C)  
KHYBER PAKHTUNKHWA  
PESHAWAR

Endorsement No and Even date

Copy for information to:-

1. Muhammad Shoaib Lodhi, Foodgrain Supervisor, office of DFC Mansehra with reference to his application dated 17-10-2017.
2. Mr. Muazzam Ali, FGS office of DFC Abbottabad now Haripur with reference to his application dated Nil.
3. All Foodgrain Supervisors in Food Department Khyber Pakhtunkhwa.

DEPUTY DIRECTOR FOOD (A&C)  
KHYBER PAKHTUNKHWA  
PESHAWAR

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

**Appeal No. 336**

Muazzam Ali, Foodgrain Supervisor, Haripur.

**Appellant**

**Versus**

- 1 The Secretary Food Government of Khyber Pakhtunkhwa, Food Department Peshawar.
- 2 The Director Food, Khyber Pakhtunkhwa, Food Department Peshawar
- 3 The Deputy Director Food (A&C), Food Directorate Peshawar
- 4 The Assistant Director Food Hazara Division at Abbottabad
- 5 The District Food Controller, Haripur

**Respondents**

**PARA WISE COMMENTS ON BEHALF OF RESPONDENTS**  
**NO. 01 TO 05**

**Respectfully Sheweth**

**Preliminary objections.**

1. That the appeal is not maintainable as it is not in proper form.
2. That the appellant is estopped to file the present Appeal.
3. That the appellant has got no cause of action against the respondents.
4. That the issue invoked in present appeal is purely administrative and needs to be dealt with as such.
5. That the appellant has not come to the Tribunal with clean hands. Material facts have been concealed from this Honourable Tribunal. Thus, the appellant is not entitled to the relief prayed for
6. That the appellant has got no locus standi to prefer the appeal against respondents.
7. That the appellant is neither aggrieved person nor does he has locus standi to file the instant Appeal.

**ON FACTS:**

1. As Chitral District has peculiar geo-social conditions, vast territorial jurisdiction, remote localities, scattered population, difficult communication links and the area is prone to natural calamities, therefore, the Provincial Government has made special arrangements of Food Security for the District since long. Only one Provincial Reserve Centre (PRC) exists in other District of Khyber Pakhtunkhwa, there are 32 such PRCs & about 100 Sale points (mini-godowns) in the District. Due to weak Administrative Control and Management issues, numerous cases of infestations / damages of wheat and embezzlement have been detected.

In order to overcome the deficiency of executive staff, the Provincial Government had sanctioned 23 posts of Foodgrain Supervisors (BS07) as special one time arrangement, so that each PRC may have one Foodgrain Supervisor for proper supervision. Being unattractive area coupled with the boarding / lodging problems & language barrier etc, officers and officials from the down districts generally not to perform duties in the area. Even the locals of Lower Chitral do not feel comfortable, if posted at distant Upper Chitral and vice versa. It was thus need of the hour to introduce reformative steps including induction of the local official, preferably those hailing from the particular valleys where food storages are located. Therefore, approval of the competent authority by relaxing the appointment rules, were productive in ensuring reformation, punctuality and

proper supervision of Government property. Above all, the masses being poor having inherent sense of deprivation in all walks of life shall have a sigh of relief. The Provincial Food Committee in its meeting dated 21<sup>st</sup> July 2016, propounded the following recommendations in this context:-

Proposal of the Food Department is tenable. A summary was moved for approval of the Honourable Chief Minister Khyber Pakhtunkhwa, to accord approval for induction of locals against the vacant posts of Foodgrain Supervisors (BS-07), through the competitive processes of NTS mechanism, from among the locals of Chitral District with due regard for the candidates belonging to the valleys where PRCs are located.

According to Khyber Pakhtunkhwa Government servants Appointment, Promotions & Transfers Rules, 1989, allocation of Zonal allocation is mandatory for such initial appointments: whereby the local candidates would get very nominal share. On the other hand, the induction of candidates from other Districts against the posts meant for Chitral District, has proved counter-productive in the past, in that they not only absent themselves on one pretext or the other, but also strives for their postings out of Chitral.

Therefore, Food Directorate Khyber Pakhtunkhwa, Peshawar was of the considered views that recruitment of local candidates against the vacancies of Foodgrain Superiors (BS-07) through the competitive processes of NTS and prescribed merit criteria, in relaxation of rules as a special case, will be in the fitness of things from every point of view—punctuality, effective administrative control, financial discipline and alleviation of sense of deprivation of the local populace. On moving the summary, the Establishment Department endorsed the proposal of Food Department that considering the logic and ground realities presented by the Food Department, in the summary, the Hon,able Chief Minister Khyber Pakhtunkhwa, may approve as one time dispensation under extra ordinary situation. Accordingly, the Honourable Chief Minister Khyber Pakhtunkhwa approved the summary. **(Annex-I)**

On approval the summary, against the vacant posts meant for Chitral, application were invited through advertisement from the suitable candidates holding the Pakistani Citizenship and having Domicile of District Chitral through competitive process of NTS. **(Annex-II)**. After screening Test of NTS, candidates were short listed. And after completion of all codal formalities, local Chitrali's were appointed on 16-02-2017 against the vacant posts of FGS for PRCs Chitral on the basis of their due merit positions. While the other vacant posts of Junior Clerks (BS-11) and Foodgrain Supervisors (BS-07) meant for the Province in share of Zonal allocations were also advertised. After screening Test of NTS for the posts of Junior Clerks and Foodgrain Supervisors, candidates were short listed for both positions including the appellant and were appointed on 13-03-2017 on the basis of their due merit positions.

Further added that there is no such like rules to maintain a separate seniority list of FGS for District Chitral. Therefore, combined tentative seniority list of FGS was circulated amongst all concerned. **(Annex-III)**.


2. Pertains to records.
3. As per reply given at Para-1 of the above.
4. As per reply given at Para-1 of the above
5. As per reply given at Para-1 of the above.
6. As per reply given at Para-1 of the above.


**GROUND.**

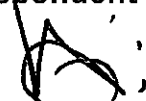
- a. Incorrect. As per reply given at Para-01 of the facts. However, there is no such like rules to maintain a separate seniority list of FGS for District Chitral. Therefore, combined tentative seniority list of FGS was circulated amongst all concerned
- b. Incorrect. As per reply given at Para-01 of the facts.
- c. Incorrect. As per reply given at Para-01 of the facts.
- d. Incorrect. As per reply given at Para-01 of the facts.
- e. Incorrect. As per reply given at Para-01 of the facts.
- f. Incorrect. As per reply given at Para-01 of the facts.
- g. No comments.
- h. The respondents may be allowed to raise additional grounds at the time of arguments.

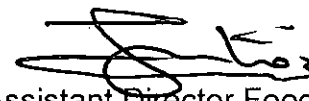
The appeal having no legal footing may, therefore, be dismissed with cost please.

**RESPONDANTS**

  
Secretary Food,  
Government of Khyber Pakhtunkhwa,  
Food Department, Peshawar  
**Respondent No.1**

  
Director Food,  
Khyber Pakhtunkhwa,  
Peshawar  
**Respondent No.2**

  
Deputy Director Food (A&C),  
Food Directorate Peshawar  
**Respondent No.3**

  
Assistant Director Food  
Hazara Division at Abbottabad  
**Respondent No.4**

  
District Food Controller,  
Haripur  
**Respondent No.5**



FOOD DEPARTMENT  
KHYBER PAKHTUNKHWA  
PESHAWAR



FOD-1052

**SUMMARY FOR THE CHIEF MINISTER KHYBER PAKHTUNKHWA**

Subject: **APPOINTMENT OF FOOD-GRAINS SUPERVISORS (BS-7) FROM AMONG THE LOCALS OF CHITRAL IN RELAXATION OF RULES.**

Dated: 02-08-2016

As Chitral District has got peculiar geo-social conditions, vast territorial jurisdiction, remote localities, scattered population, difficult communication links and the area is prone to natural calamities, therefore, the Provincial Government has made special arrangements of food security for this District since long. As against only one Provincial Reserve Center (PRC) per other Districts of Khyber Pakhtunkhwa, there are 32 such Ware-houses & about 100 sale points (mini-godowns) in that District. Due to slack administrative control and management issues, numerous cases of infestations / damages of wheat and embezzlement have been detected. Report of the Secretary Food Khyber Pakhtunkhwa is worth perusal (Annex-I).

2. In order to overcome the deficiency of executive staff, the provincial government has recently sanctioned 23 posts of Food-grains Supervisors (BPS-7) so that each PRC could get one Food-grains Supervisor for proper supervision. Being unattractive area coupled with the boarding / lodging problems & language barrier etc, officers and officials from the down-districts generally shirk to perform duties in the area. Even the locals of Lower Chitral do not feel comfortable, if posted at distant Upper Chitral and vice versa. It is thus need of the hour to introduce reformative steps including induction of the local officials, preferably those hailing from the particular valleys where food storages are located. These arrangements, if approved by the competent authority by relaxing the appointment rules, shall be productive in ensuring reformation, punctuality and proper supervision of government property. Above all, the masses being poor having inherent sense of deprivation in all walks of life shall have a sigh of relief. The Provincial Food Committee in its meeting dated 21<sup>st</sup> July 2016, propounded the following recommendations in this context:-

*Proposal of the Food Department is tenable. A summary should be moved for approval of the Honorable Chief Minister Khyber Pakhtunkhwa to accord approval for induction of locals against the vacant posts of Food-grain Supervisors (BPS-7), through the competitive processes of NTS mechanism, from among the locals of Chitral District with due regard for the candidates belonging to the valleys where PRCs are located.*  
**(Annex-II)**



3. According to Khyber Pakhtunkhwa Government Servants Appointments, Promotions & Transfers Rules 1989, allocation of Zonal allocation is mandatory for such initial appointments (Annex-III); whereby the local candidates would get very nominal share. On the other hand, the induction of candidates from other Districts against the posts meant for Chitral District, has been proved counter-productive in the past, in that they not only absent themselves on one pretext or the other, but also strives for their postings out of Chitral. For instance, three Food-grains Supervisors (M/s Abdussalm, Amjad Ali & Usman Javed) appointed in 2012 never performed their duties at this station and are now facing proceedings under the Government Servants Efficiency & Discipline Rules, 2011.

4. Therefore, Food Department is of the considered views that recruitment of local candidates against the vacancies of Food-grains Supervisors (BPS-7) through the competitive processes of NTS and prescribed merit criteria, in relaxation of rules as a special case, will be in the fitness of things from every point of view – punctuality, effective administrative control, financial discipline and alleviation of sense of deprivation of the local populace. Hon'able Chief Minister Khyber Pakhtunkhwa might like to consider the requisite proposal in the best public interest.

5. Para-4 of the summary is for approval of the Chief Minister Khyber Pakhtunkhwa.

*Smad*

SECRETARY FOOD

01-08-16.

*[Signature]*

02-8-2016

Haidar Khan Lodhi  
Minister For Food  
Khyber Pakhtunkhwa

MINISTER FOR FOOD,  
KHYBER PAKHTUNKHWA.

SECRETARY ESTABLISHMENT,  
KHYBER PAKHTUNKHWA.

CHIEF SECRETARY,  
KHYBER PAKHTUNKHWA.


CHIEF MINISTER,  
KHYBER PAKHTUNKHWA.

*N.P.P*

6. The summary for Chief Minister regarding appointment of Food Grain Supervisor (BS-07) from amongst the locals of Chitral in relaxation of rules has been examined.

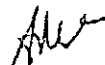
7. The post of Food Grain Supervisor is meant for initial recruitment on zonal allocation basis under which the District of Chitral will get its share but the share will not be enough to cater for the requirement of the department. Justification given by the department at para-2 of the summary is convincing and the argument that being unattractive area coupled with boarding and lodging problems and language barrier the officials from down district generally shirk to perform duties in the area, is logical.

8. Considering the logic and ground realities presented by the Department, Establishment Department endorses the proposal of Food Department contained in Para-4 of the Summary for approval of Chief Minister Khyber Pakhtunkhwa as one time dispensation under extra ordinary situation.

  
(Humaira Ahmed)  
Secretary Establishment  
September 06, 2016

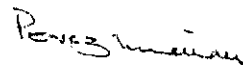
~~Chief Secretary Khyber Pakhtunkhwa.~~

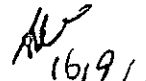
~~Chief Minister~~

  
8/9/2016  
Chief Secretary  
Govt. of Khyber Pakhtunkhwa.

9- Para 8 is approved



  
15.9.2016  
Chief Secretary  
Govt. of Khyber Pakhtunkhwa.

  
16/9/16  
Chief Secretary  
Govt. of Khyber Pakhtunkhwa.

10. Secretary Food

D.S. (Food)

A copy of this may be shared with the DF. for further processing.  
A.  
16-09-16.

http://www.daily-mashriq.com.pk

اللہ تعالیٰ سے سزاوارکے شہر پشاور

**DAILY MASHRIQ PESHAWAR**

روزنامہ

سید تاج میر شاہ

پشاور

عہدہ کے ہائی

Rs. 4

50 سالہ اشاعت کے

پشاور اور اسلام آباد کی ایک وقت شائع ہونے والا شہر اشاعت قومی اخبار

ABG CERTIFIED

جلد 60

بدھ 17 عمر البرام 1438ھ 19 اکتوبر 2016ء 04 کا تک قیمت 12 روپے

شمارہ 59

10

**FOOD DIRECTORATE,  
KHYBER PAKHTUNKHWA PESHAWAR.**

**APPLICATION REQUIRED**

Applicants are invited from suitable candidates holding Pakistani Citizenship and having domicile of District Chitral for the following vacant posts of Foodgrain Supervisor (BPS-07) in Food Department Khyber Pakhtunkhwa:-

S. No.	Name of Post & Scale	No. of Posts	No of posts in each Area of PRC of District Chitral	Qualification / Experience	Age Limit
1	Foodgrain Supervisor (BPS-07)	29	Female Quota 03 Disable Quota 01 Minority Quota 01 Arranda, Domel, Druah, Ursoun, Madaklashit, Dumburat, Shoghore, Susoon, Arkari, Luthoh, Gohore, Cullen, Kuragh, Mastuj, Laspure, Yarkhoon, Broghit, Oveer, Gohdur, Koshi, Mulkoh, Kushum, Terich, Torkoh, Rech and Khot	Matriculation or equivalent qualification from a recognized Board	18-30

**Term & conditions**

- Application forms and other details are available at NTS Website, [www.nts.org.pk](http://www.nts.org.pk), which must be read carefully before applying for the aforesaid posts.
- NTS will charge Rs.450 / per application from the candidates as Test Processing Fee for the whole process. Fee can be submitted through prescribed Fee Slip in any outline Branch of HBL, UNL, ABL and MCB of Khyber Pakhtunkhwa.
- Form should be carefully filled in by the candidates because the provided information will be considered as final for further processing.
- Not fulfilling any of the statements written in the application form will automatically exclude the candidate from the whole process.
- Original Fee Slip and attested photocopies of all academic and experience certificates should be attached with the application form at the time of submission.
- NTS Test will serve for short listing/screening purpose only. Post test process will be performed by the Food Department Khyber Pakhtunkhwa itself vis-a-vis the shortlisted candidates as per prescribed procedure.
- Preference will be given to the candidate(s) hailing from the Union Councils where these Provincial Reserved Centres are located.
- The competent authority reserves the right to change any condition, increase/decrease the number of vacancies or cancel the recruitment process by assigning valid reasons.
- Only short listed candidates for a particular Provincial Reserve Centre or against a prescribed reserved quota shall be called for interview.
- No. TA/DA shall be paid for test/interview.
- The in service candidates of Government, Semi Government Departments / Organizations are required to apply through proper channel.
- The candidates shall have to apply for the post (s) within 15 days of the requisite publication.
- The quota reserved for females / disabled/minority shall be an open merit within District Chitral.

For further information, candidates may please contact NTS at 051-8444441

**DIRECTOR FOOD  
KHYBER PAKHTUNKHWA PESHAWAR.**

Info@KPGovt • @InfoKPGovt • Send KP to 8333  
INF(P)5910



**NOTIFICATION**

In pursuance to Rule-17 of the Khyber Pa  
List of Foodgrain Supervisors (BS-07) in Food Directorate

S.No	Name of Govt. Servant	Qualification
1.	Muhammad Ali Yousaf	B.Sc
2.	Zakir Bilal	Metric
3.	Sher Ayub	MA
4.	Miss Shaista Naz	Metric
5.	Muhammad Atif	Metric
6.	Shabir Ahmad	MSc (Economic)
7.	Khalida	MSc (Statistic)
8.	Muhyu Din	M.A (Islamiyat)
9.	Farooq Ahmad	MBA
10.	Aftab Hussain	MBA (Finance)
11.	Muhammad Manzoor ul Haq	MA (English)
12.	Israr ud Din Ahmad	M.A
13.	Muhammad Riaz Ullah	MA (Political Science)
14.	Syed Jehangir Shah	M.A (Economic)
15.	Irtiaz Hussain Shah	MSc (Physiology)
16.	Sarwar	MSc (Economic)
17.	Afida Sultan	M.A (English)
18.	Naveed Ahmad	M.A (Economic)
19.	Muhammad Zubair	MLIS
20.	Sejad Ali	B.S (Sociology)
21.	Muhammad Riaz	M.Com
22.	Istah ud Din	M.A(Physical Educ.)
23.	Saira Bibi	M.A Physics
24.	Muhammad Shahab	BSc

(5)

WAKALAT NAMA

S. Appeal no. 336/2018

IN THE COURT OF Chief Justice Pakistan Supreme Tribunal

Muazzam Ali & others

Furd Civilian Supervisor Hariz Khan Appellant(s)/Petitioner(s)

VERSUS

in Secretary Furd & others

Respondent(s)

I/We Shohir Ahmed & others do hereby appoint **Mr. Khush Dil Khan, Advocate Supreme Court of Pakistan** in the above mentioned case, to do all or any of the following acts, deeds and things.

1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal in which the same may be tried or heard and any other proceedings arising out of or connected therewith.
2. To sign, verify and file or withdraw all proceedings, petitions, appeals, affidavits and applications for compromise or withdrawal or for submission to arbitration of the said case, or any other documents, as may be deemed necessary or advisable by them for the conduct, prosecution or defence of the said case at all its stages.
3. To receive payment of, and issue receipts for, all moneys that may be or become due and payable to us during the course of proceedings.

**AND hereby agree:-**

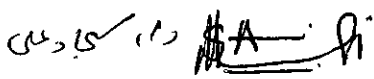
- a. That the Advocate(s) shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fee remains unpaid.

In witness whereof I/We have signed this Wakalat Nama hereunder, the contents of which have been read/explained to me/us and fully understood by me/us this \_\_\_\_\_

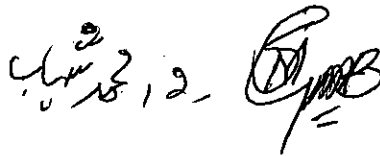
Attested & Accepted by :



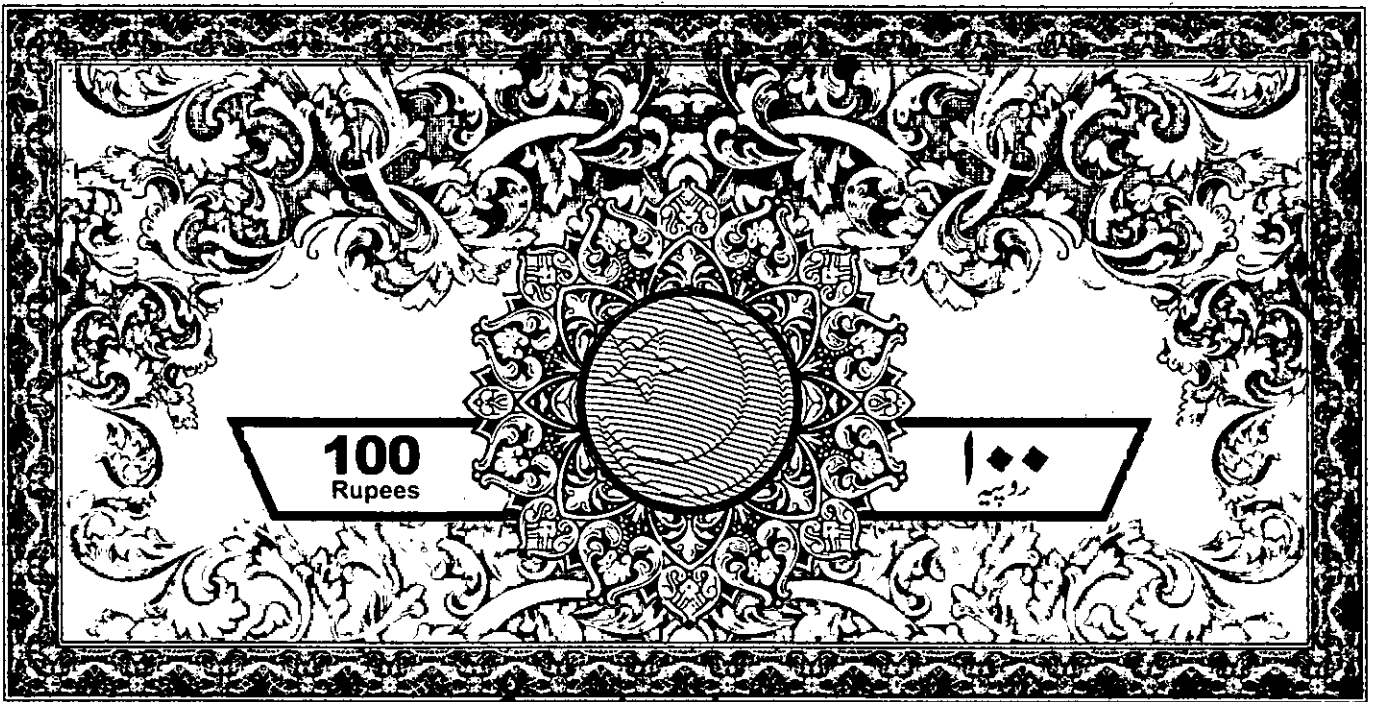
**Khush Dil Khan,**  
Advocate,  
Supreme Court of Pakistan  
9-B, Haroon Mansion  
Off: Tel: 091-2213445



Signature of Executants



Also special  
Attorney  
for rest of  
Respondent  
(Private)



کبدالت جناب خیر بخشو خراسرو اس شریبون کشیاور  
مقدم عنوان عظیم علی وغیرہ بنام سکریٹری فوڈ KPK وغیرہ

منگہ مسلمان دی شہیر احمد فوڈ گٹ من سیرو انڈسٹری سکرٹری صحت ال دی جی جی الدین دی فاروق احمد  
دی محمد منظور الحق دی اسرار الدین احمد دی محمد ریاض اللہ دی سیر جہانگیر شاہ دی احتسار  
صین شاہ دی سرور دی اقمیرہ سلطان دی لوسید احمد دی محمد زبیر دی سجاد علی  
دی محمد ریاض دی صلاح الدین دی محمد شہاب دی حبیب اللہ دی سید کریم علی شاہ دی سید ال  
دی شہیر عظیم دی احتشام الحق دی زینا دی ندری دی خان دی مقصود علی شاہ ساکنان  
ضلع صحت ال کٹریم نیا کی رو سے بیان کرتے ہیں کہ چار طرف آئی مقدم عنوان بالا کبدالت  
بالا میں زیر سماعت ہے ہم چونکہ دور دراز علاقے سے تعلق رکھتے ہیں اور وہاں کے لوگوں کو  
میں اصالتاً عدالت حضور حاضر ہو کر مقدمہ بالا کی پیروی کرنے سے قاصر ہیں بدین وجہ ہم  
اسی طرف سے مسی محمد شہاب الدین دلدل فریہ احمد ساکنی لنگہ درویش و سجاد علی دلدل سلطان  
شاہ ساکنی روٹی گرم صبیح جو خود بھی مقدمہ مذکورہ بالا میں فریہ احمد کو اپنا مختار مقرر کرتے ہیں  
اختیارات دیتے ہیں کہ وہ چاروں طرف سے مقدمہ بالا کی پیروی کریں و مختار مقررین  
جو اس درخواست اور فریہ احمد و اس کے فریہ احمد کے فریہ احمد کے فریہ احمد کے فریہ احمد کے  
میں حاصل مختاران جو صوف کو قبول فرمائیں کر دیں لہذا یہ مختار نام کٹریم لنگہ درویش  
اختیار دینے والے

اختیار کٹریم

اختیار دینے والے

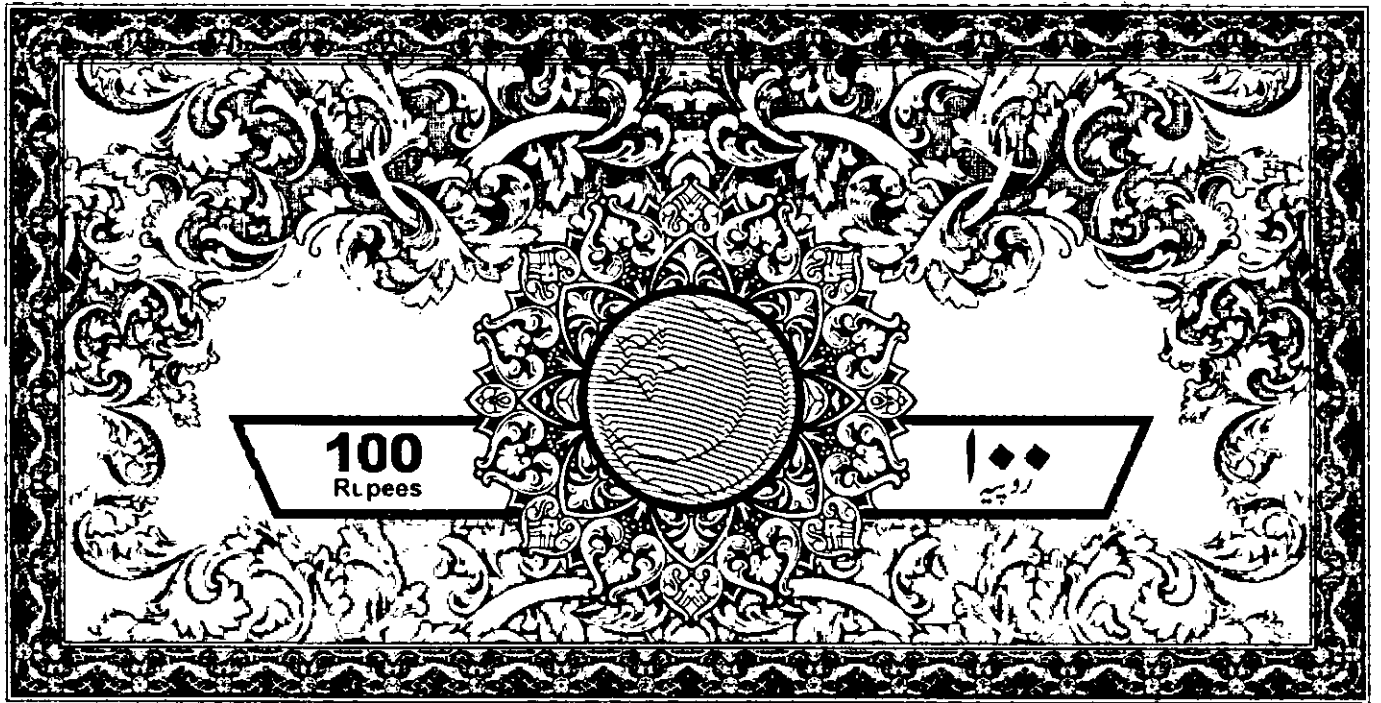
دی محمد شہاب الدین السید

دی شہیر احمد العبد

دی سجاد علی السید

السید

دی جی جی الدین



- |                                |                                 |
|--------------------------------|---------------------------------|
| (16) محمد شہباز<br>السید       | (3) العبد<br>فاروق آف<br>Blamad |
| (17) محمد شہباز<br>السید       | (4) محمد شہباز<br>السید         |
| (18) سید فریح علی شاہ<br>السید | (5) سید محمد علی شاہ<br>السید   |
| (19) سید محمد علی شاہ<br>السید | (6) سید محمد علی شاہ<br>السید   |
| (20) سید محمد علی شاہ<br>السید | (7) سید محمد علی شاہ<br>السید   |
| (21) احتشام الحق<br>السید      | (8) احتشام الحق<br>السید        |
| (22) سید محمد علی شاہ<br>السید | (9) سید محمد علی شاہ<br>السید   |
| (23) سید محمد علی شاہ<br>السید | (10) سید محمد علی شاہ<br>السید  |
| (24) سید محمد علی شاہ<br>السید | (11) سید محمد علی شاہ<br>السید  |
|                                | (12) سید محمد علی شاہ<br>السید  |
|                                | (13) سید محمد علی شاہ<br>السید  |
|                                | (14) سید محمد علی شاہ<br>السید  |
|                                | (15) سید محمد علی شاہ<br>السید  |

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

**PESHAWAR**

**SERVICE APPEAL NO.336/2018**

**Muazzam Ali,  
Food Grain Supervisor,.....Appellant.**

**Versus**

**The Secretary,  
Govt. of Khyber Pakhtunkhwa,  
Food Department, Peshawar and others.....Respondents.**

**INDEX**

<b>S.No.</b>	<b>Description of Documents</b>	<b>Date</b>	<b>Annexure</b>	<b>Pages</b>
1.	Copy of Reply by the respondent NO.6 TO 20, 23, 24 & 26 TO 34.			1-5
2.	Copy of Appointment Order of respondents No. 20 with related documents.	16-02-2017	A	6-8
3.	Copy of Appointment Order of respondents No. 26 with related documents.	16-02-2017	B	9-10

*sd*  
**Private Respondents  
No. 6 TO 20, 23,  
24 & 26 TO 34.**

**Through**

*(Signature)*  
**Khush Dil Khan**  
Advocate,  
Supreme Court of Pakistan  
9-B, Haroon Mansion,  
Khyber Bazar, Peshawar.  
Cell # 091-2213445

**Dated: 18/06/2019**



**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**  
**SERVICE APPEAL NO.336/2018**

Muazzam Ali,  
Food Grain Supervisor,.....Appellant.

Versus

The Secretary,  
Govt. of Khyber Pakhtunkhwa,  
Food Department, Peshawar and others.....Respondents.

**REPLY ON BEHALF OF PRIVATE RESPONDENTS**  
**NO.6 TO 20, 23, 24 & 26 TO 34.**

Respectfully Sheweth,

**Preliminary Objections:**

Preliminary objections raised by answering respondents are erroneous and frivolous, the detailed replies thereof are as under:-

- I. That the service appeal is not maintainable in its present form and shape and liable to be dismissed in limine.
- II. That appellant has no cause of action and locus standi, purposely filed this appeal just to harass the private respondents.
- III. That the appellant has not come in this Hon'ble Court with clean hands and material facts have been concealed from this Hon'ble Tribunal.

**Facts:**

1. That it is correct to this extent that two different advertisements have been published in the different news papers copies of which are already attached with the appeal and reply of the Government. The first advertisement dated 11-10-2016 for the appointment against the twenty five posts of Junior Clerk (BPS-11) and fourteen posts of Food Grain Supervisor (BPS-7) made on the basis of Province with allocation of the post to respective zones with women quota.

In the second advertisement which was published on 14-10-2016 for the appointment against twenty nine posts of Food Grain Supervisor (BPS-7) only for the candidates of District Chitral. It is pertinent to mention that in view of particular condition, environment and atmosphere of District Chitral the Food Department requested the Hon'ble Chief Minister through summary for creation / sanctioning new posts of the Food Grain Supervisor (BPS-7) for local candidates of District Chitral. The summary was duly processed and then approved by Chief Minister on 15-09-2016. The copy of summary is already attached with the reply of Government.

2. That the para 2 of the appeal is pertaining to record so no need of reply however, the answering respondents being local persons applied to the posts specifically advertised for the local candidates of District Chitral dated 14-10-2016. They also appeared in the screening test conducted through NTS which they qualified with merit and then interviewed by the departmental selection committee resultantly they

were selected and recommended for the requisite appointment on merit, in pursuance of which the appointment order was issued to the answering respondents on same and one date 16-02-2017 individually. They submitted their Joining Report in the Office of District Food Controller District Chitral after completing codal formalities including Medical Fitness Certificates. Copies of the Appointment Orders of respondents No. 20 and 26 with the Arrival Report and Medical Fitness Certificate are attached as **Annexure / Reply - A & B**.

3. That the para 3 of appeal is incorrect so denied. The process of selection in respect of local candidates of District Chitral was completed earlier after due process and then issued the appointment order of the selectees of the District Chitral against the specific posts advertised through separate advertisements and seniority assigned to them in according to order of merit of their selection. Since the selection of the answering respondents was completed earlier in pursuance of which appointment orders were issued accordingly.
4. That para 4 of the appeal is contrary to office record so denied. Since the selection process was completed earlier and assigned them in order to merit inter se so rightly assigned them senior position in the seniority list according to their earlier positions than the appellant.
5. That the para 5 of appeal is related to record so no need of reply.
6. That the para 5 of appeal is related to record so no need of reply.

**Reply to Grounds:**

- A. That seniority in question was properly determined in view of the rules on subject and rightly assigned the senior position to answering respondents in view of their earlier selection on merit.
- B. That the ground B is related to record so no need of reply.
- C. That the ground C of the appeal is based on exaggeration and evasive in nature so denied.
- D. That the ground D of appeal is incorrect and against the law.
- E. That the ground E is incorrect so denied.
- F. That the ground F is incorrect so denied.
- G. That the ground G is incorrect as the appellant has no cause of action and he is stopple by his own conduct neither he challenged the summary regarding the creation of new posts nor the specific advertisement or challenged the selection process of the answering respondents so at this belated stage they cannot avail the benefit on the basis of seniority list because the seniority list based in order of merit of the answering respondents.
- H. That in this case the appellant only challenged the seniority list but he has not challenged the final order of the appellate authority so only on this score the appeal of appellant is not maintainable and liable to be dismissed.

It is, therefore, humbly prayed that on acceptance of this reply of answering respondents may graciously be rejected / dismissed the appeal of the appellant with the cost.

*sd*  
**Private Respondents**  
**No. 6 TO 20, 23,**  
**24 & 26 TO 34.**

**Through**

*[Signature]*  
**Khush Dil Khan**  
Advocate,  
Supreme Court of Pakistan

*&*  
*[Signature]*  
**Ashraf Ali Khattak,**  
Advocate,  
*High Court, Peshawar*

**Dated: 18/06/2019**



GOVERNMENT OF KHYBER PAKHTUNKHWA  
DIRECTORATE OF FOOD  
PESHAWAR.

No 516 /ET-Appointment of FGS  
Dated Peshawar, the 16th February, 2017

Annex A  
P-6

OFFICE ORDER

On the recommendations of the Departmental Selection Committee adduced in its meeting held from 03-02-2017 to 06-02-2017, Mr. Sajad Ali S/O Sultan Shah Village Rui Post Office Garam Chashma Chitral is hereby appointed as Foodgrain Supervisor (BPS-07) against initial / respective recruitment quota at District Chitral, with immediate effect:-

2. His appointment against the post of Foodgrain Supervisor (BS-07) shall be on the following terms and conditions:-

- His appointment as Foodgrain Supervisor (BS-07) in Food Department District Chitral would be purely on temporary basis.
- Benevolent Fund and G.P. Fund will be deducted from him as required under the relevant rules.
- He will join duty at his own expenses.
- He will furnish attested copies of his original documents.
- His Services will be subject to medical fitness for Government Service for which he shall produce Health and Age Certificates from the concerned Medical Superintendent.
- He will be governed by the rules and regulation issued by the Government from time to time for such category of Government Servants to which he belongs.
- In case of resignation at any time one month's notice will be necessary other wise one month's salary will be forfeited from him, in lieu thereof.
- He shall be on probation for a period of one year, which can be extended subject to his performance as per rules

3. He shall submit his arrival report for duties to the Office of District Food Controller, Chitral by 3<sup>rd</sup> March, 2017. If he fails to report for duties, within the stipulated period his appointment order shall stand cancelled.

DIRECTOR FOOD  
KHYBER PAKHTUNKHWA  
PESHAWAR

Endorsement No & Even Date

Copy forwarded to :-

- PS to Minister Food Government of Khyber Pakhtunkhwa Peshawar.
- PS to Secretary Food Government of Khyber Pakhtunkhwa Peshawar.
- The District Accounts Officer, Chitral.
- The Assistant Director Food Malakand Division with the directions to arrange necessary training in consultation with the District Food Controller, Chitral as well as Food Directorate, Peshawar.
- The District Food Controller, Chitral.
- Concerned Candidate / Personal File.

DIRECTOR FOOD  
KHYBER PAKHTUNKHWA  
PESHAWAR.

16/02

The District Food Controller,  
Chitral.

Arrival Report

P-7

R/Sir,

Please refer to Food Directorate  
Khyber Pakhtunkhwa Peshawar office  
order vide No. 516/ET- Appointment of  
FGS Dated Peshawar the 16<sup>th</sup>  
February, 2017. I beg to submit my  
arrival report for duty as Foodgrain  
Supervisor (BPs-07) in your office  
today on 01-03-2017. (F.N).

HIC

Yours obediently,  
~~AA~~ Sajad Ali

Pl informed to Dfc

Foodgrain Supervisor

and Place on Record. BPs (07)

1/3/2017

MEDICAL CERTIFICATE.

P-8

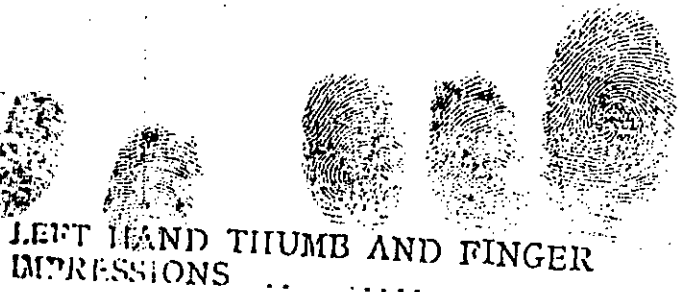
Name of Official..... Mr. Sajad Ali  
 Caste or race..... Muslim  
 Father's name..... Mr. Sultan Shah  
 Residence..... Village P. W. Post office Garam Chahma  
Tehsil & District Central  
 Date of birth..... 08/10/1991  
 Exact height by measurement..... 5' 6"  
 Personal mark of identification..... NIL  
 Signature of the Official..... [Signature]  
 Signature of head of office.....

Seal of Office.....

[Signature]  
 District Food Controller  
 Central

I do hereby certify that I have examined Mr. Sajad Ali a candidate for employment in the office of the District Food Controller, Garam Chahma and can not discover that he had any disease communicable or other constitutional affection or bodily infirmity except..... NIL

I do not consider this as disqualification for employment in the office of the D.F.C. His age according to his own statement..... 26 years and by appearance about Twenty Six years.



[Signature]  
 MEDICAL SUPERINTENDENT  
 DISTRICT HOSPITAL CENTRAL  
 District Superintendent.





GOVERNMENT OF KHYBER PAKHTUNKHWA  
DIRECTORATE OF FOOD  
PESHAWAR.

No S20 /ET-Appointment of FGS  
Dated Peshawar, the 16th February, 2017

Amrsc: B

9.

OFFICE ORDER

On the recommendations of the Departmental Selection Committee adduced in its meeting held from 03-02-2017 to 06-02-2017, Muhammad Shahab S/O Farid Ahmad Khan R/O New Ghulam Palace Room No.19 behind Gharbi Police Station Saddar Peshawar is hereby appointed as Foodgrain Supervisor (BPS-07) against initial / respective recruitment quota at District Chitral, with immediate effect:-

2. His appointment against the post of Foodgrain Supervisor (BS-07) shall be on the following terms and conditions:-

- His appointment as Foodgrain Supervisor (BS-07) in Food Department District Chitral would be purely on temporary basis.
- Benevolent Fund and G.P. Fund will be deducted from him as required under the relevant rules.
- He will join duty at his own expenses.
- He will furnish attested copies of his original documents.
- His Services will be subject to medical fitness for Government Service for which he shall produce Health and Age Certificates from the concerned Medical Superintendent.
- He will be governed by the rules and regulation issued by the Government from time to time for such category of Government Servants to which he belongs.
- In case of resignation at any time one month's notice will be necessary other wise one month's salary will be forfeited from him, in lieu thereof.
- He shall be on probation for a period of one year, which can be extended subject to his performance as per rules

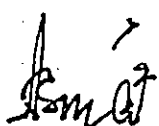
3. He shall submit his arrival report for duties to the Office of District Food Controller, Chitral by 3<sup>rd</sup> March, 2017. If he fails to report for duties, within the stipulated period his appointment order shall stand cancelled.

DIRECTOR FOOD  
KHYBER PAKHTUNKHWA  
PESHAWAR

Endorsement No & Even Date

Copy forwarded to :-

- PS to Minister Food Government of Khyber Pakhtunkhwa Peshawar.
- PS to Secretary Food Government of Khyber Pakhtunkhwa Peshawar.
- The District Accounts Officer, Chitral.
- The Assistant Director Food Malakand Division with the directions to arrange necessary training in consultation with the District Food Controller, Chitral as well as Food Directorate, Peshawar.
- The District Food Controller, Chitral.
- Concerned Candidate / Personal File.

  
DIRECTOR FOOD  
KHYBER PAKHTUNKHWA  
PESHAWAR.

16/02

1

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

Moazzam Ali

**VERSUS**

Govt. of KPK etc

**SERVICE APPEAL No. 336/2018**

**REJOINDER ON BEHALF OF PETITIONER**

Respectfully Sheweth;-

**PRELIMINARY OBJECTIONS:**

1. That Para No. 1 comments is incorrect hence denied. The appeal is in proper forum.
2. That Para No. is incorrect, hence denied.
3. That Para No. 3 is incorrect. The appellant has cause of action.
4. That Para No. 4 is incorrect, hence denied.
5. That Para No. 5 is incorrect. Hence denied.

6. That para No. 6 is incorrect. The appellant has locus standi.
7. That Para No. 7 is incorrect. The appellant has been aggrieved and the grievances of the appellant were not properly redressed by the respondents and left the appellant with no option but to file the instant appeal.

**FACTUAL OBJECTIONS:-**

1. Para No. 1 of the comments is not correct and improperly arranged the real situation is that the respondent department advertised 14 posts of Foodgrain Supervisors BPS-7 on the zonal basis for the entire Province Khyber Pakhtunkhwa on dated 11/10/2016 while another advertisement regarding appointment of Local Chitralis against 29 posts of Foodgrain Supervisor BPS-7 for PRCs i.e Arrandu, Domel, Drosh, Ursoon, Madaklasht Bubmorate, Shoghore, Susoom, Arkari, Lotkoh, Gobore Gollen, Kuragh, Mastuj Laspure Yarkhun, Borghal, Oveer, Gohkri, Kohst, Malkoh, Kushum,

Terich, Turkoh, Rech & Koht of District Chitral only issued by respondents on 14/10/2016.

The respondents were required that before making advertisement in the press proper criteria for promotion of these candidates out of District Chitral in future on the basis of seniority at Chitral District level were required to be ascertained in the approval for appointment of Local Chitrali, that after appointment these FGS will purely be remain at Chitral and their promotion to be post of FGI Chitral, AFC Chitral and DFC Chitral and further promotion will be considered from joint seniority list of DFCs, which was not done by the respondents at the time of advertisement of these FGS who were appointed against the zonal basis of Food Department Khyber Pakhtunkhwa.

That as the zonal posts of FGS was advertised in the press three days before the advertisement for appointment to the post of FGS from Local Chitrali, so after completion the process of appointment of FGS for Zonal basis, then start the process of appointment of Local Chitrali as per one time approval for appointment as FGS from

District Chitral, but the respondent No.2 was started 1<sup>st</sup> the appointment process of local candidates of District Chitral and accordingly issued their appointment orders for PRCs at District Chitral on 16/02/2017 and then start the Zonal appointment of FGS which was completed on 13/03/2017. Thus the cause of the respondents directly affected including the basic right of seniority position with all other FGS in the Province.

That respondents were required that to give the benefit of appointment of FGS from of local District Chitral, their seniority shall maintained separately on the basis of District Chitral and further promotion to the higher posts at Chitral out of province. As the problem will again create to the public of District Chitral when they promoted against the higher posts out of District Chitral and posted in the other Districts of the province. So to provide the benefit to the public of Chitral, their seniority/ promotion required within District Chitral against the higher posts. Thus after feeling aggrieved, the appellant filed departmental appeal before the competent authority for rectification/

reconciliation of the joint seniority list on the basis of order of merit, which was rejected by vide rejection order dated 24/01/2018 without any basic ground. Hence, denied.

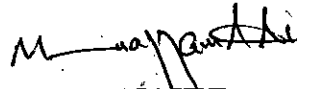
2. Para No. 2 needs no reply.
3. Para No. 3 is incorrect, not properly replied.
4. Para No. 4 is incorrect, not properly replied.
5. Para No. 5 is incorrect, not properly replied.
6. Para No. 6 is incorrect, not properly replied.

**GROUND:-**

- a) Para "a" of grounds is incorrect while the para "a" of the grounds of appeal is correct.
- b) That Para "b" of the comments is incorrect hence denied while para "b" of the appeal is correct.

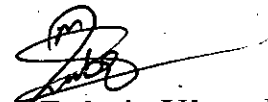
- c) That Para "c" of the comments is incorrect hence denied while para "c" of the appeal is correct.
- d) That Para "d" of the comments is incorrect hence denied while para "d" of the appeal is correct.
- e) That Para "e" of the comments is incorrect hence denied while para "e" of the appeal is correct.
- f) That Para "f" of the comments is incorrect hence denied while para "f" of the appeal is correct.
- g) That Para "g" of the comments is incorrect hence denied while para "g" of the appeal is correct.
- h) That Para "h" of the comments is incorrect hence denied while para "h" of the appeal is correct.

In view the above, it is prayed that on acceptance of the rejoinder the appeal be allowed as prayed for.

  
...PETITIONER

Through

Dated: 16/10 /2019

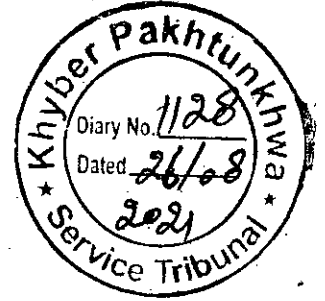
  
(Muhammad Zubair Khan Jadoon)  
Advocate High Court, Abbottabad



BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA  
PESHAWAR.

Service Appeal No.336/ 2018

Muazzam Ali Food Grain Supervisor, Abbottabad.  
..... Appellant



VERSUS

1) Government of KPK & others. .... Respondents.

APPLICATION FOR EARLY HEARING OF THE  
ABOVE TITLE CASE AND GRANT OF STATUS QUO  
AGAINST THE RESPONDENT

Respectfully Sheweth:-

1. That the above mentioned appeal is pending before the learned before the Hon' able Service Tribunal and fixed for 13/09/2021.
2. That the Respondent issued vide letter No. 3484/ET-269 (PER) dated 11/08/2021 in which they demand performance evaluation reports (PERS) for promotion purpose which effect our case. (Copy of letter has attached).

It is therefore most humbly prayed that on acceptance of this application the above title Service Appeal may kindly be fixed for an early date and grant of status quo as convenient to this Hon' able Tribunal.

Dated 26/08/2021

Appellant  
*Muazzam Ali*  
Muazzam Ali

Food Grain Supervisor, Abbottabad

*Recd up to the court  
subject appeal  
Mr. Joomal  
26/8/21*

*Recd  
NFA  
06/9/2021*

S.No	Name of official	Designation	Deficiency of PERs for the period of
<b>Assistant</b>			
1.	Arshad Ali Khan	Assistant	2019,2020
2.	Abdul Wali Khan	Assistant	2017 to 2020
3.	Bashir Muhammad	Assistant	2019,2020
4.	Shehreyar Khan	Assistant	2019,2020
5.	Asif Khan	Assistant	2019, 2020
6.	Naseer Ahmed	Assistant	2019,2020
7.	Hazrat Ullah	Assistant	2018,2019,2020
8.	Zaheer Abbas	Assistant	2014 to 2020
9.	Muhammad Ayaz	Assistant	2018 to 2020
10.	Zahid Ali	Assistant	2014 to 2020
11.	Syed Faridoon	Assistant	2019, 2020
12.	Muhammad Ibrahim	Assistant	2018 to 2020
13.	Arshad Farooq	Assistant	2017 to 2020
14.	Gohar Ali	Assistant	2018 to 2020
15.	Arshad Ali Khan	Assistant	2019,2020
<b>Senior Clerk</b>			
1.	Raheem Gul	Senior Clerk	2019, 2020
2.	Abdul Wali Khan	Senior Clerk	2016 to 2020
3.	Muhammad Ayaz	Senior Clerk	2019, 2020
4.	Ismail	Senior Clerk	2018 to 2020
5.	Aiif Shah	Senior Clerk	2019, 2020
6.	Aminullah	Senior Clerk	2018 to 2020
7.	Shahid Khan	Senior Clerk	2019, 2020
8.	Gul Nawaz	Senior Clerk	2020
9.	Muhammad Jamil	Senior Clerk	2020
10.	Samad Nasir	Senior Clerk	2020
11.	Jaffar Khan	Senior Clerk	2016 to 2020
12.	Raheem Gul	Senior Clerk	2020
13.	Muhammad Ishaq Nawaz	Senior Clerk	2016
14.	Tila Muhammad	Senior Clerk	2019
15.	Mazzullah Khan	Senior Clerk	2020
16.	Jaffar Khan	Senior Clerk	2016 to 2020
<b>Assistant Food Controller</b>			
1.	Iqbal Hussain Afridi	Assistant Food Controller	2011,2016 to 2019
2.	Muhammad Azam Khan	Assistant Food Controller	2015,2016,2019 2020
3.	Tausif Iqbal	Assistant Food Controller	2018, 2019
<b>Junior Clerk</b>			
1.	Zubair Ali Khan	Junior Clerk	2020
2.	Fazal Hadi	Junior Clerk	2020
3.	Imran Khan	Junior Clerk	2020
4.	Haseeb Anwar	Junior Clerk	2020
5.	Fawad Ali Shah	Junior Clerk	2020
6.	Asad-Ur-Rehman	Junior Clerk	2020
7.	Umar Farooq	Junior Clerk	2020
8.	Ibrar Ali Shah	Junior Clerk	2020
9.	Gohar Iqbal	Junior Clerk	2020
10.	Kousar Shaheen	Junior Clerk	2020
11.	Asma Adween	Junior Clerk	2020

12	Nadeem Khan	Junior Clerk	2020
13	Mst. Samina Sajjad	Junior Clerk	2016, 2019, 2020
14	Mr. Abdul Rehman	Junior Clerk	2019, 2020
15	Mr. Mohibullah	Junior Clerk	2019, 2020
17	Muhammad Gayab	Junior Clerk	2013, 2017, 2019, 2020
18	Sarwar Ali	Junior Clerk	2020
19	Rafiq Ahmad	Junior Clerk	2013, 2018, 2020
20	Sardar Rizwan	Junior Clerk	2016, 2019, 2020
21	Sajid Hussain	Junior Clerk	2019, 2020
22	Noor Shahid	Junior Clerk	2016, 2019, 2020
24	Jehan Nawaz	Junior Clerk	2018 to 2020
25	Nabeela Alam	Junior Clerk	2019, 2020
26	Muhammad Nasir	Junior Clerk	2019, 2020
27	Amara Urooj	Junior Clerk	2019, 2020
28	Khush Bakht	Junior Clerk	Complete
29	Asad Ullah	Junior Clerk	2019, 2020
30	Safia Naz	Junior Clerk	2018 to 2020
31	Oazi Mashood J Sayaf	Junior Clerk	2019, 2020

#### Foodgrain Inspector

1.	Sami Ullah Jan	Foodgrain Inspector	2019, 2020
2.	Mukhtar Ahmad	Foodgrain Inspector	2011 to 2020
3.	Dinar Wali	Foodgrain Inspector	1997 to 2004, 2011 to 2020
4.	Azhar Pervaz	Foodgrain Inspector	2019, 2020
5.	Muhammad Raiz Ahmad	Foodgrain Inspector	2019, 2020
6.	Said Halim	Foodgrain Inspector	2019, 2020
7.	Bashir Gul	Foodgrain Inspector	2019, 2020
8.	Paristan	Foodgrain Inspector	2019, 2020
9.	Niaz Ali	Foodgrain Inspector	2020
10.	Rohul Amin	Cane Inspector	2019
11.	Sahibzada Ziad Moharomad	Cane Inspector	1997 to 2006, 2012, 2015, 2016, 2019, 2020
12.	Muhammad Sharif	Cane Inspector	1997 to 2007, 2018 to 2020
13.	Muhammad Nadeem	Foodgrain Inspector	2016
14.	Manzoor Alam	Foodgrain Inspector	2018 to 2020

#### Foodgrain Supervisor

1.	Said Abdul Salam	Foodgrain Supervisor	2016 to 2020
2.	Usman Javed	Foodgrain Supervisor	2013, 2015 to 2020
3.	Zakir Bilal	Foodgrain Supervisor	2019, 2020
4.	Sher Ayub	Foodgrain Supervisor	2018 to 2020
5.	Ms Shaista Naz	Foodgrain Supervisor	2017 to 2020
6.	Muhammad Atif	Foodgrain Supervisor	2018 to 2020
7.	Shabir Ahmad	Foodgrain Supervisor	2018 to 2020
8.	Muhyn Din	Foodgrain Supervisor	2018 to 2020
9.	Farooq Ahmad	Foodgrain Supervisor	2018 to 2020
10.	Muhammad Manzoor Ul Haq	Foodgrain Supervisor	2018 to 2020
11.	Israr ud Din Ahmad	Foodgrain Supervisor	2018 to 2020
12.	Muhammad Riaz Ullah	Foodgrain Supervisor	2018 to 2020
13.	Syed Jehangir Shah	Foodgrain Supervisor	2018 to 2020
14.	Imtiaz Hussain Shah	Foodgrain Supervisor	2018 to 2020
15.	Sarwar	Foodgrain Supervisor	2018 to 2020
16.	Afiza Sultan	Foodgrain Supervisor	2018 to 2020

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

Service Appeal No.336/ 2018

Muazzam Ali Food Grain Supervisor, Abbottabad.  
..... Appellant

**VERSUS**

1) Government of KPK & others. .... Respondents.

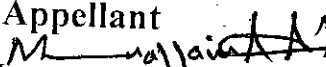
**APPLICATION FOR EARLY HEARING OF THE  
ABOVE TITLE CASE AND GRANT OF STATUS QUO  
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**Respectfully Sheweth:-**

1. That the above mentioned appeal is pending before the learned before the Hon' able Service Tribunal and fixed for 13/09/2021.
2. That the Respondent issued vide letter No. 3484/ET-269 (PER) dated 11/08/2021 in which they demand performance evaluation reports (PERS) for promotion purpose which effect our case. (Copy of letter has attached).

It is therefore most humbly prayed that on acceptance of this application the above title Service Appeal may kindly be fixed for an early date and grant of status quo as convenient to this Hon' able Tribunal.

Dated 26/08/2021

Appellant  
  
Muazzam Ali

Food Grain Supervisor, Abbottabad

GOVERNMENT OF KHYBER PAKHTUNKHWA  
DIRECTORATE OF FOOD,  
PESHAWAR

No: 3484/ET-269-PER  
Dated: 11/08/2021

091-9225378 [M fooddirectoratkpk@gmail.com](mailto:fooddirectoratkpk@gmail.com) [f @fooddirectoratkpk](https://www.facebook.com/fooddirectoratkpk) [t @fooddirectoratkpk](https://twitter.com/fooddirectoratkpk)


To

1. All Assistant Directors Food at Divisional level in Food Department Khyber Pakhtunkhwa.
2. All District Food Controllers in Khyber Pakhtunkhwa.
3. The Storage & Enforcement Officers NRC Azakhel & PRC Peshawar.
4. The Rationing Controller Peshawar.

Subject:  
Memo

PERFORMANCE EVALUATION REPORTS (PERS)


In continuation of this Directorate letter No. 333/ET-269 dated 13-01-2021, and in order to finalize the promotion cases of officers and officials to the next higher scale, the Personal Performance Evaluation Reports for the period as mentioned in the attached list of your own and your staff may be furnished with 07 days positively.

  
DEPTY DIRECTOR FOOD (A&C),  
KHYBER PAKHTUNKHWA,  
PESHAWAR

Endorsement No & Date Even

Copy is forwarded to

1. The Section Officer General, Government of Khyber Pakhtunkhwa Food Department, Peshawar.
2. PS to Secretary Food, Khyber Pakhtunkhwa.
3. PA to Director Food Khyber Pakhtunkhwa.
4. Concerned

  
DEPTY DIRECTOR FOOD (A&C),  
KHYBER PAKHTUNKHWA,  
PESHAWAR

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4.	Haseeb Anwar	Junior Clerk	2020
5.	Fawad Ali Shah	Junior Clerk	2020
6.	Asad-Ur-Rehman	Junior Clerk	2020
7.	Umar Farooq	Junior Clerk	2020
8.	Ibrar Ali Shah	Junior Clerk	2020
9.	Gohar Iqbal	Junior Clerk	2020
10.	Kousar Shaheen	Junior Clerk	2020
11.	Asma Adween	Junior Clerk	2020

Scanned with CamScanner

12.	Nadeem Khan	Junior Clerk	2020
13.	Mst. Samina Sajjad	Junior Clerk	2016, 2019, 2020
14.	Mr. Abdur Rehman	Junior Clerk	2019, 2020
15.	Mr. Mohibullah	Junior Clerk	2019, 2020
17.	Muhammad Giyab	Junior Clerk	2015, 2017, 2019, 2020
18.	Sarwar Ali	Junior Clerk	2020
19.	Rafiq Ahmad	Junior Clerk	2019, 2018, 2020
20.	Sardar Rizwan	Junior Clerk	2016, 2019, 2020
21.	Sajid Hussain	Junior Clerk	2019, 2020
22.	Noor Shahideh	Junior Clerk	2016, 2019, 2020
24.	Jehan Nawab	Junior Clerk	2018 to 2020
25.	Nabeela Alam	Junior Clerk	2019, 2020
26.	Muhammad Nasir	Junior Clerk	2019, 2020
27.	Amara Urooj	Junior Clerk	2019, 2020
28.	Khush Bakht	Junior Clerk	Complete
29.	Asad Ullah	Junior Clerk	2019, 2020
30.	Safia Naz	Junior Clerk	2018 to 2020
31.	Oazi Mashood Sayaf	Junior Clerk	2019, 2020

#### Foodgrain Inspector

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2.	Mukhtar Ahmad	Foodgrain Inspector	2011 to 2020
3.	Dinar Wali	Foodgrain Inspector	1997 to 2004, 2011 to 2020
4.	Azhar Pervaz	Foodgrain Inspector	2019, 2020
5.	Muhammad Raiz Ahmad	Foodgrain Inspector	2019, 2020
6.	Said Halim	Foodgrain Inspector	2019, 2020
7.	Bashir Gul	Foodgrain Inspector	2019, 2020
8.	Paristan	Foodgrain Inspector	2019, 2020
9.	Niaz Ali	Foodgrain Inspector	2020
10.	Rohul Amin	Cane Inspector	2019
11.	Sahibzade Zia-ud-Mohammad	Cane Inspector	1997 to 2006, 2012, 2015, 2016, 2019, 2020
12.	Muhammad Sharif	Cane Inspector	1997 to 2007, 2018 to 2020
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14.	Manzoor Alam	Foodgrain Inspector	2018 to 2020

#### Foodgrain Supervisor

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4.	Sher Ayub	Foodgrain Supervisor	2018 to 2020
5.	Ms Shaista Naz	Foodgrain Supervisor	2017 to 2020
6.	Muhammad Atif	Foodgrain Supervisor	2018 to 2020
7.	Shabir Ahmad	Foodgrain Supervisor	2018 to 2020
8.	Muhyn Din	Foodgrain Supervisor	2018 to 2020
9.	Farooq Ahmad	Foodgrain Supervisor	2018 to 2020
10.	Muhammad Manzoor Ul Haq	Foodgrain Supervisor	2018 to 2020
11.	Israr ud Din Ahmad	Foodgrain Supervisor	2018 to 2020
12.	Muhammad Riaz Ullah	Foodgrain Supervisor	2018 to 2020
13.	Syed Jehangir Shah	Foodgrain Supervisor	2018 to 2020
14.	Imtiaz Hussain Shah	Foodgrain Supervisor	2018 to 2020
15.	Sarwar	Foodgrain Supervisor	2018 to 2020
16.	Afida Sultan	Foodgrain Supervisor	2018 to 2020

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

**Service Appeal No.336/ 2018**

Muazzam Ali Food Grain Supervisor, Abbottabad.  
..... **Appellant**

**VERSUS**

1) Government of KPK & others. .... **Respondents.**

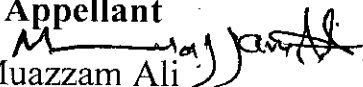
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Dated 26/08/2021

**Appellant**  
  
Muazzam Ali

Food Grain Supervisor, Abbottabad



GOVERNMENT OF KHYBER PAKHTUNKHWA  
DIRECTORATE OF FOOD,  
PESHAWAR

No: 3484/ET-269-PER

Dated: 11/08/2021

091-9225378  [fooddirectoratekp@gmail.com](mailto:fooddirectoratekp@gmail.com)  @fooddirectoratekp  @fooddirectorate


To

1. All Assistant Directors Food at Divisional level in Food Department Khyber Pakhtunkhwa.
2. All District Food Controllers in Khyber Pakhtunkhwa.
3. The Storage & Enforcement Officers NRC Azakhel & PRC Peshawar.
4. The Rationing Controller Peshawar.

Subject:  
Memo

**PERFORMANCE EVALUATION REPORTS (PERS)**

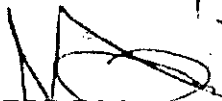
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DEPTY DIRECTOR FOOD (A&C),  
KHYBER PAKHTUNKHWA,  
PESHAWAR

**Endorsement No & Date Even**

Copy is forwarded to

1. The Section Officer General, Government of Khyber Pakhtunkhwa Food Department Peshawar.
2. PS to Secretary Food, Khyber Pakhtunkhwa.
3. PA to Director Food Khyber Pakhtunkhwa.
4. Concerned

  
DEPTY DIRECTOR FOOD (A&C),  
KHYBER PAKHTUNKHWA,  
PESHAWAR



S.No	Name of official	Designation	Deficiency of PERs for the period of
<b>Assistant</b>			
1.	Arshad Ali Khan	Assistant	2019,2020
2.	Abdul Wali Khan	Assistant	2017 to 2020
3.	Bashir Muhammad	Assistant	2019,2020
4.	Shehreyar Khan	Assistant	2019,2020
5.	Asif Khan	Assistant	2019, 2020
6.	Naseer Ahmed	Assistant	2019,2020
7.	Hazrat Ullah	Assistant	2018,2019,2020
8.	Zaheer Abbas	Assistant	2014 to 2020
9.	Muhammad Ayaz	Assistant	2018 to 2020
10.	Zahid Ali	Assistant	2014 to 2020
11.	Syed Faridoon	Assistant	2019, 2020
12.	Muhammad Ibrahim	Assistant	2018 to 2020
13.	Arshad Farooq	Assistant	2017 to 2020
14.	Gohar Ali	Assistant	2018 to 2020
15.	Arshad Ali Khan	Assistant	2019,2020
<b>Senior Clerk</b>			
1.	Raheem Gul	Senior Clerk	2019, 2020
2.	Abdul Wali Khan	Senior Clerk	2016 to 2020
3.	Muhammad Ayaz	Senior Clerk	2019, 2020
4.	Ismail	Senior Clerk	2018 to 2020
5.	Atif Shah	Senior Clerk	2019, 2020
6.	Aminullah	Senior Clerk	2018 to 2020
7.	Shahid Khan	Senior Clerk	2019, 2020
8.	Gul Nawaz	Senior Clerk	, 2020
9.	Muhammad Jamil	Senior Clerk	2020
10.	Samad Nasir	Senior Clerk	2020
11.	Jaffar Khan	Senior Clerk	2016 to 2020
12.	Raheem Gul	Senior Clerk	2020
13.	Muhammad Ishaq Nawaz	Senior Clerk	2016
14.	Tila Muhammad	Senior Clerk	2019
15.	Mazzullah Khan	Senior Clerk	2020
16.	Jaffar Khan	Senior Clerk	2016 to 2020
<b>Assistant Food Controller</b>			
1.	Iqbal Hussain Afridi	Assistant Food Controller	2011,2016 to 2019
2.	Muhammad Azam Khan	Assistant Food Controller	2015,2016,2019 2020
3.	Tausif Iqbal	Assistant Food Controller	2018, 2019
<b>Junior Clerk</b>			
1.	Zubair Ali Khan	Junior Clerk	2020
2.	Fazal Hadi	Junior Clerk	2020
3.	Imran Khan	Junior Clerk	2020
4.	Haseeb Anwar	Junior Clerk	2020
5.	Fawad Ali Shah	Junior Clerk	2020
6.	Asad-Ur-Rehman	Junior Clerk	2020
7.	Umar Farooq	Junior Clerk	2020
8.	Ibrar Ali Shah	Junior Clerk	2020
9.	Gohar Iqbal	Junior Clerk	2020
10.	Kousar Shaheen	Junior Clerk	2020
11.	Asma Adween	Junior Clerk	2020

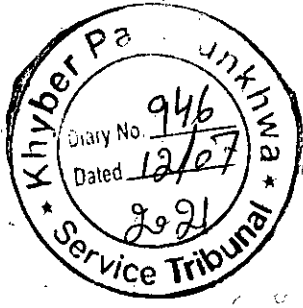
12.	Nadeem Khan	Junior Clerk	2020
13.	Mst. Samina Sajjad	Junior Clerk	2016, 2019, 2020
14.	Mr. Abdur Rehman	Junior Clerk	2019, 2020
15.	Mr. Mohibullah	Junior Clerk	2019, 2020
17.	Muhammad Qiyab	Junior Clerk	2013, 2017, 2019, 2020
18.	Sarwar Ali	Junior Clerk	2020
19.	Rafiq Ahmad	Junior Clerk	2013, 2018, 2020
20.	Sardar Rizwan	Junior Clerk	2016, 2019, 2020
21.	Sajid Hussain	Junior Clerk	2019, 2020
22.	Noor Shahidin	Junior Clerk	2016, 2019, 2020
24.	Jehan Nawab	Junior Clerk	2018 to 2020
25.	Nabeela Alam	Junior Clerk	2019, 2020
26.	Muhammad Nasir	Junior Clerk	2019, 2020
27.	Arnara Urooj	Junior Clerk	2019, 2020
28.	Khush Bakht	Junior Clerk	Complete
29.	Asad Ullah	Junior Clerk	2019, 2020
30.	Safia Naz	Junior Clerk	2018 to 2020
31.	Qazi Mashood Sayaf	Junior Clerk	2019, 2020
<b>Foodgrain Inspector</b>			
1.	Sami Ullah Jan	Foodgrain Inspector	2019, 2020
2.	Mukhtar Ahmad	Foodgrain Inspector	2011 to 2020
3.	Dinar Wali	Foodgrain Inspector	1997 to 2004, 2011 to 2020
4.	Azhar Pervaz	Foodgrain Inspector	2019, 2020
5.	Muhammad Raiz Ahmad	Foodgrain Inspector	2019, 2020
6.	Said Halim	Foodgrain Inspector	2019, 2020
7.	Bashir Gul	Foodgrain Inspector	2019, 2020
8.	Paristan	Foodgrain Inspector	2019, 2020
9.	Niaz Ali	Foodgrain Inspector	2020
10.	Rohul Amin	Cane Inspector	2019
11.	Sahibzada Ziad Mohammad	Cane Inspector	1997 to 2006, 2012, 2015, 2016, 2019, 2020
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13.	Muhammad Nadeem	Foodgrain Inspector	2016
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<b>Foodgrain Supervisor</b>			
1.	Said Abdul Salam	Foodgrain Supervisor	2016 to 2020
2.	Usman Javed	Foodgrain Supervisor	2013, 2015 to 2020
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14.	Imtiaz Hussain Shah	Foodgrain Supervisor	2018 to 2020
15.	Sarwar	Foodgrain Supervisor	2018 to 2020
16.	Afida Sultan	Foodgrain Supervisor	2018 to 2020

لہذا اس جانب سے درخواستیں منظور ہوتی ہیں

to the worthy chair - pu  
of relevant appeal

بنا مہر علی دہلوی صاحب

فونڈ کارپوریشن شہرہ آباد  
مکمل طور پر ایسٹاٹا



Reader

درخواستیں ہر ایک کی منتقلی کیس میں

336/2018

(محکم علی)

جانب سے  
مہر علی دہلوی صاحب  
کیس نمبر ایک شریف شہرہ آباد  
قانون کی پاسورڈ کرتا ہے

Application allowed along with  
appeal no 337/18. Notice  
be issued to all the  
concerned.

15/7/2021

بنا مہر علی دہلوی صاحب  
درخواستیں شہرہ آباد کیس میں  
نیز ایسٹاٹا نمبر 336/2018 کو کیسوں کی منتقلی  
مہر علی دہلوی صاحب کیس میں  
مہر علی دہلوی صاحب کے متعلق ایسٹاٹا  
کیس نمبر 333/5049453

13/09

12/7/21  
ایسٹاٹا

Muhammad

مہر علی دہلوی صاحب  
Civil No. 13101-6632762-7  
Mob No 0333 5049453

بعدالت جناب سر و سس ٹر بیونٹن کلیمپ گورنٹ ایسٹ ایلڈ

و عظم علی بنام حکومت

محمد شعیب لودھی بنام حکومت

درخواست بجز او تہد ملی تاریخ پستی بوجہ بیماری  
و کسل ایپلینٹ

جناب عالی ادرواست وکیل ہے۔

ادریکہ عدالت عنوان میں آئے تاریخ پستی ہر اے بجٹ ضرور  
ہے۔

2۔ و کسل ایپلینٹ بوجہ بیماری آئے عدالت جناب میں  
حاضر سے قاضی اور آئندہ تاریخ پستی ضرور  
حاضر و بجٹ کو یقینی بنانا چاہئے گا۔

3۔ و کسل ایپلینٹ کے قلمی حقوق کا سوال ہے۔

لہذا اس کے ساتھ تاریخ پستی ہر اے بجٹ ضرور  
حکم صادر فرما جاوے۔

المترقا 20/07/22 ایسٹ ایلڈ  
و عظم علی محمد شعیب لودھی — ایپلینٹ