

27.09.2022

Junior to counsel for appellant present.

Muhammad Riaz Khan Paindakheil learned Assistant Advocate General alongwith Bahraman ADEO and Muhammad Tufail Assistant for respondents present.

File to come up alongwith connected Service Appeal No.1615/2019 titled "Hussain Rehman Vs. Education Department" on 01.12.2022 before D.B.



(Fareeha Paul)  
Member (E)



(Rozina Rehman)  
Member (J)

01.12.2022

Junior to counsel for the appellant present.

Muhammad Adeel Butt learned Additional Advocate General alongwith Behrmand Khan Deputy Director for respondents present.

File to come up alongwith connected Service Appeal No.1615/19 titled "Hussain Rehman Vs Education Department" on 17.02.2023 before D.B.



(Fareeha Paul)  
Member (E)



(Rozina Rehman)  
Member (J)

14.04.2022

Appellant alongwith his counsel present. Mr. Naseer-Ud-Din Shah, Assistant Advocate General for the respondents present.

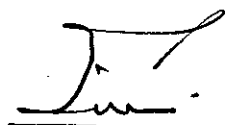
On 20.12.2021, my learned predecessor, while recording order sheet, observed that the respondents were afforded last opportunity for submission of written reply/comments, but they did not submit the same even till 20.12.2021. Another last opportunity was given to them to submit written reply/comments subject to cost of Rs.2000/- but again there is no written reply/comments filed by them. Vide even order it was also held that the right of reply/comments of the respondents shall be deemed as struck off in view of the above order. To come up for arguments before the D.B on 19.05.2022.

  
Chairman

19.05.2022

Clerk of learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Learned Member (Judicial) Ms. Rozina Rehman is on leave, therefore, arguments could not be heard. Adjourned. To come up for arguments on 21.07.2022 before the D.B.

  
(Salah-ud-Din)  
Member (Judicial)

21.07.2022

Junior to counsel for appellant present.

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

File to come up alongwith connected Service Appeal No.1615/2019 titled "Hussain Rehman Vs. Government of Khyber Pakhtunkhwa" on 27.09.2022 before D.B.

  
(Fareeha Paul)  
Member(E)

  
(Rozina Rehman)  
Member (J)

20.12.2021

Counsel for the appellant and Mr. Muhammad Muhammad Adeel Butt, Addl. AG for the respondents present.

The respondents were afforded with last opportunity for submission of written reply/comments but even today they have not submitted reply/comments and seek adjournment through learned AAG. Let the respondents be afforded with another last chance subject to cost of Rs. 2000/- on or before next date with the warning that in case they fail to submit the written reply/comments and cost, their right for reply/comments shall be deemed as struck off by virtue of this order. Case to come up for arguments on 22.02.2022 before the D.B.

  
Chairman

22.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 14.04.2022 for the same as before.

  
Reader

30.12.2020

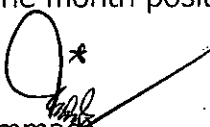
Due to summer vacation, case is adjourned to  
17.3.2021 for the same as before.

  
Reader

17.03.2021

Counsel for the appellant and Addl. AG for the respondents present.

On 13.08.2020, the proceedings were adjourned for arguments, however, on subsequent two occasions, the matter was adjourned on the strength of Reader's Note. Learned AAG requests for time to furnish the reply/comments due to the said reason. Adjourned to 19.05.2021. On the next date arguments on the appeal shall be addressed while the respondents shall furnish the reply within one month positively.

  
(Mian Muhammad)  
Member (E)

  
Chairman

19.5.2021

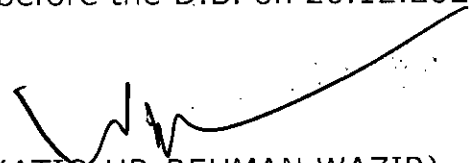
*Due to COVID-19, the case is  
adjourned to 10.9.2021 for the same.*

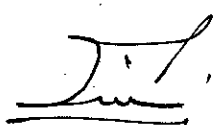


10.09.2021

Clerk of counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

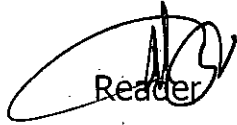
Clerk of counsel for the appellant stated that learned counsel for the appellant is unable to attend the Tribunal today due to strike of Lawyers. Adjourned To come up for arguments before the D.B. on 20.12.2021.

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

  
(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

28.10.2020

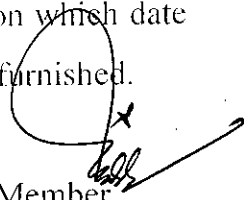
Proper D.B is on Tour, therefore, the case is  
adjourned for the same on 30.12.2020 before D.B.

  
Reader

04.03.2020

Junior to counsel for the appellant and Addl. AG for the respondents present

Learned AAG seeks time to contact the respondents and submit written reply. Adjourned to 13.04.2020 on which date the requisite reply/comments shall positively be furnished.

  
Member

13.04.2020


Due to public holiday on account of COVID-19, the case is adjourned to 07.07.2020 for the same. To come up for the same as before S.B.

  
Reader

07.07.2020

Counsel for the appellant present.

Mr. Kabir Ullah Khattak learned Additional Advocate General for the respondents present and seeks time to submit comments. Last chance is given for submission of reply as well as for reply to application for suspension of notification, on 13.08.2020 before S.B

  
Member (J)

13.08.2020

Counsel for the appellant present. Nemo for the respondents.

Despite last opportunity, the respondents have not furnished the requisite reply/comments. The matter is, therefore, posted to D.B for arguments on 28.10.2020.

  
Chairman

03.01.2020

Appellant present in person.

On the strength of admitting note dated 04.12.2019 handed down in Service Appeal No. 1058/2019, instant appeal is admitted to regular hearing subject to all just exceptions. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 27.01.2020 before S.B.

03/01/20  
Appellant Deposited  
Security & Process Fee

  
Chairman

27.01.2020

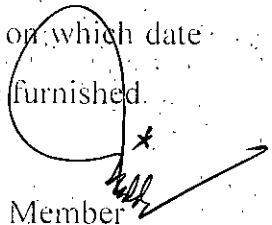
Clerk to counsel for the appellant present. Written reply not submitted. Irfan Assistant representative of the respondent department present and seeks time to furnish written reply/comments. Granted. To come up for written reply/comments on 04.03.2020 before S.B.

  
Member

04.03.2020

Junior to counsel for the appellant and Addl. AG for the respondents present

Learned AAG seeks time to contact the respondents and submit written reply. Adjourned to 13.04.2020 on which date the requisite reply/comments shall positively be furnished.

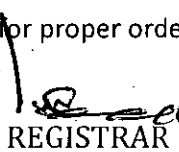

  
Member

Form- A

FORM OF ORDER SHEET

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

Case No.- 1629/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	03/12/2019	<p>The appeal of Mr. Muhammad Asim resubmitted today by Mr. Saadatullah Khan Tangi Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 21/12/19</p>
2-	04/12/19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>03/01/20</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>



The appeal of Mr. Arshad Ali SST GHSS Kotigram Dir Lower received today i.e. on 29.07:2019 is incomplete on the following score which is returned to the counsel for the appellatant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got singed by the appellatant.
- 2- Affidavit may be got attested by the Oath Commissioner.
- 3- Annexures of the appeal may be attested.
- ④ Copy of departmental appeal in respect of appellatant is not attached with the appeal which may be placed on it.
- ⑤ Copy of Writ Petition in respect of appellatant mentioned in the memo of appeal is not attached with the appeal which may be placed on it.
- 6: Necessary party may be made in the heading of the appeal.

No. 1330 /S.T.,

Dt. 31-7 /2019.

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Saadatullah Khan Tangi Adv. Pesh.

*Re-submitted after completion*

Objection no.4 and 5 are still stand therefore, the appeal in hand is returned again to the counsel for the appellatant for completion and resubmission within 15 days. *17/8/19*

No. 1477 /S.T.,

Dt. 23/8 /2019.

  
REGISTRAR

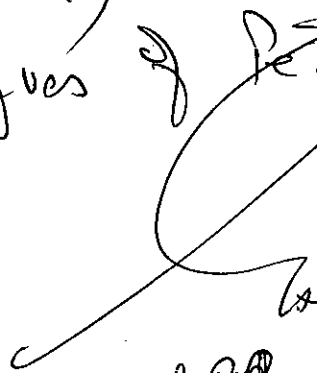
Mr.Saadatullah Khan Adv. Pesh.

Sir, D.A is at Page 24.  
Re-submitted after Completion

The Same may kindly be clubbed with

Case title "Gulam Abbas VS Govt"

fixed for 30.9.19. W.P was filed  
by other colleagues of Petitioner.



30.9.19

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

Service Appeal No. 1624 /2019

Arshad Ali.....**Appellant**

Versus

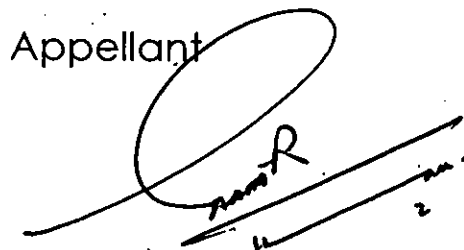
Govt. of KP through Secretary Elementary & Secondary  
Education, Peshawar.....**Respondent**

**I N D E X**

S#	Description of Documents	Annex	Pages
1.	Service Appeal		1-5
2.	Affidavit		6
3.	Addresses of parties		7
4.	Copy of Appointment Letter	A	8-14
5.	Copy of Notification dt.24.07.2014	B	15-20
6.	Copy of minutes of the meeting	C	21-23
7.	Copies of departmental Appeal and Writ Petition	D & E	24-29
8.	Wakalatnama		30

Appellant

Through



**Saadat Ullah Khan Tangi**

Advocate High Court

Cell No.0331-5030566

Dated 18.07.2019

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

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

Arshad Ali S/o Shehzad Gul,  
Appointed as SST, GHSS Kotigram,  
District Lower Dir.....**Appellant**

Versus

1. Govt. of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Peshawar
2. Govt. of Khyber Pakhtunkhwa through Chief Secretary Civil Secretariat, KPK Peshawar
3. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar

.....**Respondents**

**Service Appeal U/S 4 of the Service Tribunal Act, 1974 against the non consideration of the appellant for promotion to the post of SS(IT) in line with the Notification No.SO (PE)4-5/ SSRC/ meeting/ 2012/teaching Cadre dated 24.07.2014 published in official gazette and the same notification be also inserted in service rules 2019 and the appellant be considered for promotion to the post of SS(IT) on the basis of having master degree in Computer Science and having at least five year service as S.S.T (General/Science)**

---

**Respectfully Sheweth:**

The appellant humbly submits as under:

1. That the appellant having qualification of B.ED, Master in computer Science was appointed as S.S.T, BPS-16 vide order dated 30.04.2014. (Copy of appointment letter is Annexure "A").
2. That since his appointment till date the appellant is performing his duty to the best of his ability and has not given any chance to displeasure of his superiors.
3. That previously in the rules pertaining to the year 2014 the category of appellant i.e. Master in Computer Science was made eligible for promotion to the post of S.S BPS-17. (Copy of Notification dated 24.07.2014 is annexure "B").
4. That later on meeting of respondent was held on 10.03.2017 in which SSTs (General /Science) having M.Sc (Computer Science)/BS (Computer Science)/MIT may be given 50% quota for promotion to the post of SS(IT) B-17. (Copy of minutes of the meeting is annexure "C").

5. That the respondent in utter violation of the notification, and minutes of the meeting as aforesaid is making promotions from SSTs (General/Science) but to utter violation are not considering the appellant for the promotion to the post of S.S(IT).
6. That the respondent is bent upon not to insert the above mentioned notification in the Rules and thereby depriving the appellant from the promotion to the post of SS(IT).
7. That the appellant after exhausting departmental remedies knocked at the doors of august High Court for the redressal of his grievance but the Hon'ble High Court dismissed the Writ Petition for being non maintainable and directed the appellant to approach competent forum for redressal of his grievances. (Copies of departmental Appeal and W.P is Annexure "D" & "E" respectively).
8. That the appellant prefer the instant Appeal on the following grounds inter alia

**GROUND S:**

- A. That the non-considering of the appellant for promotion to the post of SS(IT) despite having requisite qualification of M.Sc Computer Science is in clear violation of Notification dated 24.07.2014 and minutes of the meeting dated 10.08.2017.
- B. That the non-insertion of the category of M.Sc Computer Science for the purpose of promotion to the post of SS(IT) is also violative of notification and minutes of the meeting mentioned above.
- C. That the appellant is quite eligible for promotion to the post of SS(IT) according to aforesaid minutes and Notification but the respondents is bent upon to deprive the appellant from his legal rights of promotion to the post of SS(IT).
- D. That the respondent is under legal obligation to act in accordance with law.
- E. That career progress is the right of every individual under the constitution of Pakistan.
- F. That the appellant reserves the right to agitate other additional grounds at the time of hearing.

It is, therefore prayed that on acceptance of the instant appeal non-considering of appellant for to the post of SS(IT) BPS-17 may kindly be declared as illegal, without lawful authority and notification mentioned above dated 24.07.2014 be also inserted in service rules 2019 and the appellant be considered for promotion to the post of SS(IT) BPS-17 on the basis of his Master Degree in Computer Science.

Through

Appellant



Saadat Ullah Khan Tangi  
Advocate High Court

Dated 18.07.2019

**CERTIFICATE**

No such like appeal has earlier been preferred before this Hon'ble Tribunal.



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

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

Arshad Ali.....**Appellant**

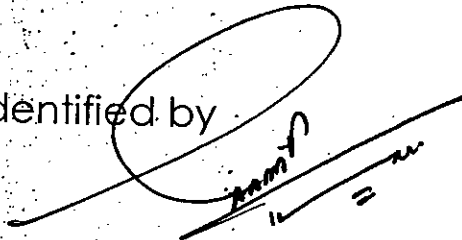
Versus

Govt. of KP through Secretary Elementary & Secondary  
 Education, Peshawar.....**Respondent**

**AFFIDAVIT**

I, Arshad Ali S/o Shehzad Gul, Appointed as SST, GHSS Kotigram, District Lower Dir, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

Identified by



**Saadat Ullah Khan Tangi**  
 Advocate High Court

CNIC#:

DEPONENT

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

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

Arshad Ali.....**Appellant**

Versus

Govt. of KP through Secretary Elementary & Secondary  
Education, Peshawar.....**Respondent**

**ADDRESSES OF PARTIES**

**APPELLANT:**

Arshad Ali S/o Shehzad Gul,  
Appointed as SST, GHSS Kotigram,  
District Lower Dir

**RESPONDENTS:**

1. Govt. of Khyber Pakhtunkhwa through Secretary  
Elementary & Secondary Education, Peshawar
2. Govt. of Khyber Pakhtunkhwa through Chief  
Secretary Civil Secretariat, KPK Peshawar
3. Director Elementary & Secondary Education  
Khyber Pakhtunkhwa Peshawar

Through

Appellant

**Saadat Ullah Khan Tangi**  
Advocate High Court

Dated 18.07.2019



(8) A  
Arshad Ali Khan  
s/o  
Shahzad Gul  
s/NO 54

**NOTIFICATION.**

Under the provision of The Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018 (Khyber Pakhtunkhwa Act No.1 of 2018) and in pursuance of the Govt. of Khyber Pakhtunkhwa Notification No: SO(S/F) E&SED/3-2/2018/SITT/Contract, Dated: 16-02-2018, the Services of the following Secondary School Teachers (SST Bio/Chem); (SST Maths/Physics). (SST General) appointed on Adhoc/Contract basis, are hereby regularized in BPS-16, on the SST posts in Teaching Cadre on the terms and conditions given below with effect from the date of their appointments.

**SST (Bio/ Chem) 2014**

S#	Roll No.	Name	Address	Total Marks (out of 200)	Name of School	Appointment order No and dated	Extension order No and dated if any
1		Fazal Hussain	Village Khawas Post Office Asban Tehsil Adenzai Chuklara Dir Lower CNIC No 15307-4967616-7	148.51	GHS Asban	2068 25 dated 30-04-2014	2013-29 dated 28-01-2014
2	7810261	Atta Ullah	Khyber Pakhtun Khaw District Dir Lower Tehsil And Post Office Samar Bagh Village Kambati CNIC No 15303-6144426-9	138.23	GHS Dantat	-do-	-do-
3		Syed Ashfaq Ahmad	Village Mian Banda Tehsil And Post Office Timergara CNIC No 15302-0774090-5	137.95	GHS Manz Banda	-do-	-do-
4	7810317	Wasimullah	Tajak Book Depot Naz Market Main Bazar Timergara Dir Lower CNIC No 15302-3709623-5	134.42	GHS Maskim	-do-	-do-
5	7710387	Shakir Gillah	Osama Cloth Depo Zaib Plaza Near Baiton Hospital Timergara CNIC No 15100-8056498-1	133.41	GHS Shal Kandi	-do-	-do-
6		Tawab Ullah	Antine Travel Agency Gorgori Chowk Timergara CNIC No 15306-4826511-3	132.81	GHS Mian Kalai	-do-	-do-
7		Habib Ull Hassan	Sahnan Corporation Askary Cement Dealer Balambat Road CNIC No 15306-3311763-1	131.97	GHS Teor Qila	-do-	-do-

**2015**

S#	Roll No	Name	Address	Total Marks (out of 200)	School	Appointment order No and dated	Extension order No and dated if any
----	---------	------	---------	--------------------------	--------	--------------------------------	-------------------------------------

Dir Lower Male SST's Regularization order SSTs -2018

9

		Ilrahim	Ziari Talash Timergara Lower Dir CNIC No.15302-2401899-5		Shekaurat		
42	892000113	Wazir Rahman	Vill Barkali P.O And Teh Khal CNIC No.15702-2478072-3	119.32	GHS Laj Book	do	NA
43	770000110	Shahid Rahman	Village Warsak Post Office Chakdara Tehsil Adenzai District Lower Dir CNIC No.15107-4400808-5	119.13	GHS Osakai	do	NA
44	892000000	Shahid Ullah	Village And P.Oah Dush Khel Tehsil Timergara Dir Lower CNIC No.15302-5016151-5	118.93	GHS Uthala	do	NA
45	892000124	Ihsan Ullah	Village And Post Office Dug Post Office Karman Tehsil Munda Dir Lower CNIC No.15402-6391150-1	118.01	GHS Maskini	do	NA
46	770000136	Hussain Khan	Vpo Oach Mahallah Rehau Colony District Lower Dir CNIC No.15307-5717738-3	118.77	GHS Shauri	do	NA
47	892000204	Muhammad Khan	Village Cham Bala Tehsil And Post Office Smar Bagh Dir Lower CNIC No.15304-1342002-3	118.74	GHS Sadrkhalo "	do	NA
48	892000071	Liaqat Hussain	Village Gumbatka Talash Post Office Nasajin Tehsil Timergara District Lower Dir Kpk CNIC No.15402-5997351-1	118.71	GHS Mayar Jandool	do	NA
49	770000233	Naveed Sheher Yar	Village Spina Khawra Po Ramora Tehsil Adenzai District Dir Lower CNIC No.16102-3505920-1	118.60	GHS Spina Khawra	do	NA
50	892000037	Noor Jamal	Village Mankhai Kulanlara Post Office Kotkay Tehsil Munda District Lower Dir CNIC No.15304-5563018-1	118.52	GHS Mankhai	do	NA
51	892000120	Rahat Ullah	Po Sangola Pajeeu Tehsil Balambai Dist Dir Lower Kpk Pakistan CNIC No.15300-1554778-1	118.21	GHS Sangolai	do	NA
52	892000158	Ibrahim Khan	Irubena Gumbatka Talash Post Office Nasajin Talash CNIC No.15302-1804145-9	118.18	GHS Mayar Jandool	do	NA
53	892000255	Ahmad Shah	Village Mauram Poo Po Zaindara CNIC No.15405-0786157-1	117.5	GHS Mauram	do	NA
54	770000044	Arshad Ali Khan	Village And Po Kotgram Tehsil Adenzai Dir Lower CNIC No.15307-2000995-9	117.5	GHS Kotgram	do	NA
55	892000217	Ekht Zaman	Village Zausat Talash Tehsil Timergara Dist Lower Dir Kpk CNIC No.15202-8068400-5	117.22	GHS Mayar Jandool	do	NA
56	892000153	Rehan Ullah	Village And P.O Kotgram Dist Dir Lower Tehsil Adenzai Kpk CNIC No.15307-1752296-3	117.11	GHS Khair Abad	do	NA
57	770000210	Nasim Khan	Vill Shah Alam Baba P.O Tazagram CNIC No.15307-5912804-0	116.82	GHS Tazagram	do	NA
58	892000230	Aman Ullah	Vill And P.O Mahallah Balambai CNIC No.15300-8625420-5	116.73	GHS Spina Khawra	do	NA
59	770000204	Irfan Ullah	Village And Post Office Tawda Chma Tehsil Timergara, District Lower Dir	116.37	GHS Mayar Khakhazan	do	NA

10

41604-11

Subst: No. / File No. 17/A-14/SST/Adhoc/Apptt: Dated Peshawar the 27/3/2018.

Copy forwarded for information and necessary action to the:-

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

Dy. Director (Estab)  
Elementary and Secondary Education  
Khyber Pakhtunkhwa Peshawar

ML  
27/3/18

11

Khyll Dist Dir Lower CNIC  
No 15701 01278299  
Change Ad Post Bar-059a  
Faisal Post Dir Lower  
CNIC No 15701 01278299

Village Ad Post  
Office Badkhan Tehsil  
Adenzai Lower Dir  
CNIC No 15701 01278299

GHSS  
Asbatar

TERMS & CONDITIONS

1. The regularization will not be in favour of those, who have not taken over charge OR has remained absent from duty OR resigned from service and also not for those who are under disciplinary proceedings.
2. Their services shall be governed by the Khyber Pakhtunkhwa Civil Servant Act, 1973, the Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturer, Instructors and Doctors) Regularity Act, 2011 and such rules and Regulations as may be issued from time to time by the Government.
3. Their pay shall be released subject to the verification of academic and professional documents, testimonials from the concerned boards/universities, by the District Education Officers Concerned.
4. Their services will be considered regular and they shall be eligible for pension/ deduction of GP fund in terms of the Khyber Pakhtunkhwa Civil Servant Act, 1973 as amended in 2013.
5. Their services are liable to termination on one month notice from either side. In case of resignation without notice, their one month pay allowances shall be forfeited to the Government.
6. They shall possess the same qualification and experience required for the subject post on regular basis.
7. Their regularization shall not affect the promotion quota of the existing holders of posts in respective service cadre. They shall rank junior to all civil servants belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of The Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education (Appointment and Regularization of Services) Act, 2018 (Khyber Pakhtunkhwa Act No.1 of 2018), and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the Khyber Pakhtunkhwa Public Service Commission made before the commencement of this Act, are to be appointed to the respective service or cadre, irrespective of their actual date of appointment.
8. Their seniority shall be determined on the basis of their continuous services in cadre, provided that if the date of continuous service in case of two or more employees is the same, the employee elder in age shall rank senior to the younger one.

(Farid Ahmad Khattak)  
Director  
Elementary and Secondary Education  
Khyber Pakhtunkhwa Peshawar



**UNIVERSITY OF MALAKAND  
PAKISTAN**

**DETAILED MARKS CERTIFICATE**

Department of Computer Science & I.T

Session ( 2008-2012 )

Name: Arshad Ali Khan

F/Name: Shahzad Gul

Reg. No: 20080010021

BS (4-year) in Computer Science

Subjects	Maximum Marks	Credit Hours	Marks Obtained			
			Internal	Theory	Practical	Total
Islamic Studies	50	2		30		30
Functional English	50	3		31		31
Calculus-I	100	3	11	42		53
Physics	100	3	16	42		58
Fundamentals of Computers	100	4	17	46	18	81
1st Term Examination March-April 2009 Roll No: 121		Total Marks: 400	Result Date: Aug 20, 2009		Obtained Marks: 253	
Programming Concepts	100	4	17	46	18	81
Digital Logic Design	100	4	16	50	18	84
Discrete Mathematics	100	4	16	54		70
Calculus-II	100	3	16	59		75
2nd Supply Examination Sept-Oct 2011 Roll No: 251		Total Marks: 400	Result Date: Dec 27, 2011		Obtained Marks: 310	
Pakistan Studies	50	2		29		29
Programming Language-1	100	4	16	30	17	63
Data Structures	100	3	17	37	17	71
Communication Skills	50	3		40		40
Electronics-	100	3	19	47		66
3rd Term Examination April-May 2010 Roll No: 319		Total Marks: 400	Result Date: Jun 30, 2010		Obtained Marks: 269	
Programming Language-II	100	4	16	29	15	60
Computer Organization & Assembly Language	100	3	16	30	18	64
Operating System	100	4	17	36	17	70
Database-I	100	3	08	46	18	72
Statistics and Probability	100	3	20	53		73
4th Supply Examination Sept-Oct 2011 Roll No: 455		Total Marks: 500	Result Date: Dec 27, 2011		Obtained Marks: 339	
Data Communication & Networking	100	4	16	31	18	65
Programming Language-III	100	4	15	33	16	64
Software Engineering-I	100	4	16	35	16	67
Artificial Intelligence	100	3	18	46	18	82
5th Term Supply Examination March 2012 Roll No: 554		Total Marks: 400	Result Date: June 06, 2012		Obtained Marks: 278	
Computer Architecture	100	4	16	30	17	63
Database- II	100	3	16	31	17	64
Automata Theory	100	4	17	41	18	76
Network Strategies	100	4	17	45	16	78
Numerical Analysis	100	3	19	47		66
6th Term Examination Sept-Oct 2011 Roll No: 629		Total Marks: 500	Result Date: Dec 27, 2011		Obtained Marks: 347	
E-Commerce Application & Technologies	100	3	16	36	19	71
Internet Programming	100	4	18	44	18	80
Computer Graphics	100	3	17	45	17	79
Design & Analysis of Algorithms	100	3	18	45	17	80
Network Security	100	3	17	46	16	79
Software Engineering -II	100	4	18	50	15	83
7th Term Examination March 2012 Roll No: 719		Total Marks: 600	Result Date: June 06, 2012		Obtained Marks: 472	
Compiler Construction	100	4	18	38	18	74
Software Project Management	100	3	17	44	20	81
Multimedia Technology	100	4	17	53	16	86
Research Thesis (Software Project)	100	6		85		85
8th Term Examination September 2012 Roll No: 819		Total Marks: 400	Result Date: Jan 24, 2013		Obtained Marks: 326	

Total Result Status: Maximum Marks 3600 Obtained Marks 2594

Overall Percentage: 72.06 Total Credit Hours: 132

Errors and omissions are subject to subsequent rectification

# ALLAMA IQBAL OPEN UNIVERSITY, ISLAMABAD



13

Serial No. 130181 PROVISIONAL RESULT CARD

Name: MARSHAD ALI KHAN  
 Father's Name: SHAHZAD GUL  
 Address: VILL & P/O KOTIGRAM

Roll No. AZ600375  
 Registration No. 14NDL00529  
 Final Semester: SPR-2015

Tehsil: ADENZAI  
 District: DIR (LOWER)  
 has successfully completed MASTER OF EDUCATION ( M. ED )  
 TEACHER EDUCATION

The detail of passed courses is as under:

Semester	Course Code	Title of Course	Marks	
			Maximum	Obtained
SPR- 14	0840	EDUCATIONAL PSYCHOLOGY	100	61
SPR- 14	0831	FOUNDATIONS OF EDUCATION	100	65
SPR- 14	0837	EDUCATIONAL RESEARCH	100	64
SPR- 14	0838	CURRICULUM DEVELOPMENT & INSTRUCTIONS	100	62
AUT- 14	0826	HIGHER EDUCATION	100	71
AUT- 14	0827	SECONDARY EDUCATION	100	64
AUT- 14	0826	ELEMENTARY EDUCATION	100	71
AUT- 14	0829	TEACHER EDUCATION IN PAKISTAN	100	66
SPR- 15	6553	TEXTBOOK DEVELOPMENT-II	100	69
SPR- 15	6552	TEXTBOOK DEVELOPMENT-I	100	62
SPR- 15	6505	ISLAMIC SYSTEM OF EDUCATION	100	59
SPR- 15	6507	EDUCATIONAL MEASUREMENT & EVALUATION	100	69

CREDIT HOURS: 36

Total Marks / Obtained

1200 / 783

Result Declared on: MARCH 08, 2016

Percentage / Grade

65 B

Date of issue: MARCH 18, 2016

*M. Anwar*  
**Controller of Examinations**

**Disclaimer:**

This result card is issued provisionally, errors and omission excepted, as a notice only. Any entry appearing in this card dose not itself confer any right or privilege on a candidate for the grant of certificate/degree/diploma, which will be issued under the rules regulations on the basis of the original record of the university student.





# University of Malakand Pakistan

(14)

## DETAILED MARKS CERTIFICATE

Serial No. 01987

Name: Arshad Ali Khan  
Father's Name: Shahzad Gul  
Registration No. 20080010021  
College/District: Vision College of Education Thana Malakand Agency  
Address: Vill & P/O Kotigram Dir L

Roll No. 2311

B.Ed. ANNUAL EXAMINATION 2013

Subject Name	Total Marks	Marks Obtained	Remarks
PERSPECTIVES OF EDUCATION & CONTEMPORARY ISSUES (NEW COURSE)	100	50	PASSED
SCHOOL ORGANIZATION & CLASSROOM MANAGEMENT (NEW COURSE)	100	46	PASSED
EDUCATIONAL PSYCHOLOGY (NEW COURSE)	100	69	PASSED
MEASUREMENT AND EVALUATION (NEW COURSE)	100	62	PASSED
CURRICULUM & INSTRUCTION (NEW COURSE)	100	60	PASSED
ISLAMIYAT/ ETHICS (for non-Muslims) (NEW COURSE)	50	20	PASSED
FUNCTIONAL ENGLISH (NEW COURSE)	50	22	PASSED
COMPUTER EDUCATION-I (NEW COURSE)	100	75	PASSED
TEACHING OF GENERAL SCIENCE (NEW COURSE)	100	45	PASSED
TEACHING OF MATHEMATICS (NEW COURSE)	100	42	PASSED
TEACHING SKILL DEVELOPMENT (TEACHING PRACTICE)	200	119	PASSED
Subject Passing Percentage (Theory & Practical Separately), Aggregate Percentage:	1100	610	

Examination held from Sep 03 To Sep 19, 2013

Result declared on 31-Dec-2013



Errors and Omissions are subject to subsequent rectification.

Examination was taken as a whole

Date of Issue: 31-Dec-2013

Prepared by: Amjad Shahzad

Controller of Examinations  
University of Malakand

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24<sup>th</sup> July, 2014.



NOTIFICATION

No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre:- In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&L/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB dated, 13-11-2007, and Notification No.SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012. the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

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

1	2	3	4	5
1.	Subject Specialist (BPS-17)	i. At least second class Master's Degree or four years BS Degree in the relevant subject; and ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.	23 to 35 years	(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3.  Note: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

(1)

				recruitment; and (b) fifty percent by initial recruitment.
IA	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3:  Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teacher with at least five years service as such and having qualification mentioned in column No. 3;  Note:- If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion queue shall be filled by initial recruitment; and  (b) fifty percent by initial recruitment"; and

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

1	2	3	4	5
1B.	Secondary School Teacher (BPS-16)	<p>I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject</p> <p>(a) (Chemistry, Botany or Zoology), Or (b) (Physics, Maths "A" or "B" or Statistics) Or (c) (Humanities and other equivalent groups at degree level with English as compulsory subject;</p> <p>and</p> <p>II. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualifications from a recognized University.</p>	21 to 35 years.	<p>1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner</p> <p>(a) forty per cent from amongst the Senior Certified Teachers (BPS-16), with at least five years service as Senior Certified Teacher and Certified Teacher as having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from among Senior Certified Teachers for promotion then the post shall be filled by promotion on the basis of seniority-cum-fitness from amongst Certified Teachers, with at least five years service as such as having qualification mentioned in column No. 3;</p> <p>(b) four per cent from amongst the Senior Drawing Masters (BPS-16), with at least five years service as Senior Drawing Masters and Drawing Masters as having qualification mentioned in column No.3:</p>

(a)

Senior Arabic Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Drawing Masters with at least five years service as such and having qualification mentioned in column No. 3;

(c) four per cent from amongst the Senior Arabic Teachers(BPS-16), with at least five years service as Senior Arabic Teachers and Arabic Teachers, and having qualification mentioned in column No.3:

Provided that if no suitable candidate is available from amongst Senior Arabic Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Arabic Teachers with at least five years service as such and having qualification mentioned in column No. 3;

(d) four per cent from amongst the Senior Theology Teachers(BPS-16), with at least five years service as Senior Theology Teachers and Theology Teachers and having qualification mentioned in column No.3:

(17)

Provided that if no suitable candidate is available from amongst Senior Theology Teachers for promotion, then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Theology Teachers with at least five years service as such and having qualification mentioned in column No. 3;

- (e) three per cent from amongst the Senior Qaris (BPS-16), with at least five years service as Senior Qari and Qari and having qualification mentioned in column No.3:

Provided that if no suitable candidate is available from amongst the Senior Qaris then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Qaris with at least five years service as such and having qualification mentioned in column No. 3;

- (f) twenty per cent from amongst the Primary School Head Teachers (BPS-16), with at least seven years service as Primary School Head Teachers and Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No. 3:

Provided that if no suitable candidate is available from amongst

(5)

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Endst : of even No & date:

1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
7. The Director of Education (FATA) Peshawar.
8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
14. All District Account Officer in Khyber Pakhtunkhwa.
15. All Agency Education Officer in FATA
16. All Agency Account Officer in FATA.
17. PS to Governor Khyber Pakhtunkhwa. Peshawar.
18. PS to Chief Minister Khyber Pakhtunkhwa. Peshawar.
19. PS to Chief Secretary Khyber Pakhtunkhwa. Peshawar.
20. PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.
22. Master file

  
ZAMIN KHAN MOMAN  
SECTION OFFICER (PRIMARY)



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Subject: MINUTES OF THE MEETING OF THE SSRC REGARDING ALLOTMENT OF 50% QUOTA TO SST (GEN/SC) FOR PROMOTION TO THE POST OF SS-IT

Meeting of the SSRC regarding the subject matter was held under the Chairmanship of Secretary Elementary & Secondary Education Department on 10/08/2017 at 11:00 am in the committee room of this Department. The following Officers/Officials of the concerned Department/attached Department attended the meeting.

The following attended the meeting:-

1. Dr. Shahzad Khan Bangash, Secretary E&SE Department (In Chair)
2. Mr. Qaisar Alam, Special Secretary (Est.) E&SE Department.
3. Mr. Muhammad Rafiq Khattak, Director E&SE, Peshawar.
4. Mr. Muhammad Shoaib, Deputy Secretary (A), E&SE Department
5. Mr. Javed Siddique, Deputy Secretary (R) Finance Department.
6. Mr. Naik Muhammad, Section Officer (Primary) E&SE Department.
7. Mr. Mohsin Mushtaq, Assistant (R-I) E&AD Department.

2. The forum was informed that E&SE Department vide Notification No. SOG/E&SED/1-86/SS.IT/2016 of E&SE Department Peshawar dated 15.08.2016 has notified the nomenclature of Information Technology Teaching Cadre/Posts serving in the Government High & Higher Secondary Schools of Khyber Pakhtunkhwa of E&SE Department, as Subject Specialist-IT (SS-IT/Computer Science) BPS-17 (Annex-A). Further E&SE Department vide Notification No. SO (PE)4-5/SSRC/Meeting/ 2013/ Teaching Cadre: dated 24/07/2014 has approved promotion to SS posts (BPS-17) from SST (BPS-16). The SST regular having 50% quota of the total sanctioned SS posts allotted for promotion (Annex-B). 50% quota has already been allotted for SSTs (General/Science) in 12 different subjects for Subject Specialist Post. But unfortunately, SSTs (General/Science) who have M.Sc (Computer Science)/BS (CS)/MIT qualification and are eligible for promotion to the post of SS (IT) B-17 have no quota for promotion.

3. In light of the above facts, this Department, therefore, proposed that all those SSTs (General/Science) who have M.Sc. (Computer Science)/BS (Computer Science)/MIT may be given 50% quota for promotion to the post of SS (IT) B-17 like other SSTs, so as to bring uniformity in the teaching cadre.

4. In the above context, the service rules/structure of SST (General/Science) & SST (IT) were approved as tabulated below: -



	Nomenclature of the post	Minimum Qualification for appointment by initial recruitment or by transfer.	Age Limit	Method of recruitment
1	Subject Specialist-Information Technology (SS-IT) (B-17) Government Higher Secondary Schools/ Govt. comprehensive High Schools and other equivalent posts in the Teaching Cadre.	i.) Master Degree in Computer Science/IT at least in 2 <sup>nd</sup> Division or equivalent qualification from any recognized University. ii.) Bachelor Degree of Education (B.Ed) at least in 2 <sup>nd</sup> Division from any recognized University	21-35	a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Secondary School Teacher-IT with at least five years' service AND Secondary School Teacher (SST) (General/Science) possessing master degree in IT or equivalent qualification with 05 years' experience b). Fifty percent by initial recruitment.  Note: If no suitable candidate is available for promotion in the relevant cadre than by initial recruitment.  Their seniority may be clubbed with SS and amendment may be made in the existing service rules.
2.	Secondary School Teacher Information Technology (SST-IT) (B-16) Govt. High /Higher Secondary Schools	i). Bachelor Degree with the subject of Computer Science at least in 2 <sup>nd</sup> Division or equivalent; Qualification from any recognized institution. ii). Bachelor Degree of Education (B. Ed) at least in 2 <sup>nd</sup> Division from any recognized institution.	21-35	a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Computer Lab In-charge with (05) years' service having the qualification prescribed for the post of IT Teacher. b). Fifty percent by initial recruitment.  Note: If no suitable candidate is available for promotion in the relevant cadre than by initial recruitment.
3.	Junior Teacher- Information Technology (JT-IT) (B-12) Govt. High/Higher Secondary Schools	Intermediate or equivalent qualification from any recognized institution with one-year Diploma in IT/Computer Science from any recognized institution and Certified Teacher Certificate/Diploma or equivalent qualification from any recognized institution.	18-35	By initial recruitment.

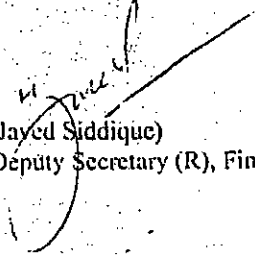
The committee members discussed the proposed amendments in the service rules/structure for the SST (General/Science) & SST (IT) in depth and were agreed upon unanimously.


**Decisions:**


The following decisions were made in consensus: -


- i. The proposed amendments in the service rules/structure as depicted in the above table was approved.
- ii. Nomenclature of the post of CT(IT) was changed as Junior Teacher Information Technology (JT-IT)
- iii. Seniority of SST (General/Science) & SST (IT) will be clubbed together immediately for the purpose of promotion in light of the above amended service rules for the post of SST (General/Science) & SST (IT) to the post of SS(IT/Computer Science)


The meeting ended with vote of thanks to/from the Chair.

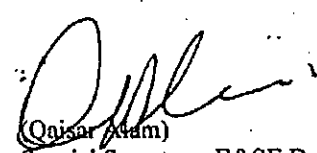
  
(Jayed Siddique)  
Deputy Secretary (R), Finance Department

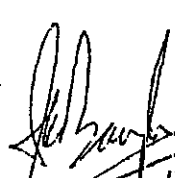
  
(Mohsin Mushtaq)  
Assistant (R-I), E&AD Deptt:

  
Naik Muhammad  
Section Officer (Primary), E&SE Department

  
Muhammad Shoaib  
Deputy Secretary (A), E&SE Deptt:

  
(Mohammad Rafique Khattak)  
Director, E & SE, Peshawar

  
(Qaisar Adam)  
Special Secretary, E&SE Deptt:

  
12/9/17  
Dr. Shahzad Khan Bangash  
Secretary E&SE Department  
(Chairman)

"D"

To,  
The Most Respected  
Secretary E & SE Department  
Khyber Pakhtunkhwa Peshawar.

Through The Director  
E & SE Department  
K.P.K.

Subject, Appeal For S,ST (Gen/Sc) Promotion to  
SS(IT) according to the SSRC meetings  
on 10/08/2017 & on 02/01/2018 Regarding  
allocation of 50% & 20% Quota to SST (Gen/Sc)  
For Promotion to the Post of SS(IT)

Respect Sir,

that we i.e (Atiqur Rahman, Muhib Ullah, Barkat Ullah,  
Ali Akbar, Ihsan Uddin, Aftab Uddin, Gayyur Khan, Ghous Zaman, Muhammad Hashim,  
Kehin Ullah; H. Shad Ali Khan, Muzaffar Soud, Niaz Ahmad, Mujahid Farooq, Sadiq,  
Hussain Rehman, Fazli Bavi & Rafiq Ahmad Khan)

Serving against S,ST (Gen/Sc) Posts in the E & SE Deptt;

With most veneration it is to bring in your kind notice that  
50% quota has already been allotted for SSTs (Gen/Sc) in the  
different subjects for Subject Specialist Post but unfortunately,  
SST (Gen/Sc) who have M.S (Computer Science) / BS(CS) / M.IT  
qualifications & are eligible for promotion to the Post of SS(IT)

B.S-17 have no quota for promotion.

But in the SSRC meeting on 10/08/2017, E & SE Deptt  
Proposed that all those SST (Gen/Sc) who have M.Sc  
(Computer Science) / BS(CS) / M.IT may be given 50%.

-24-A

Quota for promotion to the Post of SS (IT) BLS-17 Like other SSTA; So as to bring uniformity in teaching Cadres.

in the SSRC meeting on 02/02/2018 EOSE Dept. may be given 20% quota for Promotion.

Now according to the SSRC meeting on 10/08/2017 & on 02/01/2018 the quota should be properly notified.

Thanks

Dated; 13/09/2018

① Atiqur Rahman

D.S (Admin)

② Mahib Ullah

etc.

(Recd.)  
Dated 13/9/2018

13/9/18

25

"E"

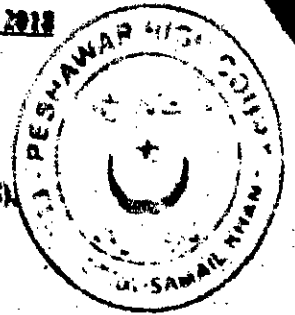
**JUDGMENT SHEET**  
**IN THE PESHAWAR HIGH COURT, D.I. KHAN BENCH**  
*(General Department)*

**Writ Petition No. 877-D with C.A. Nos. 1099-D & 1101-D of 2018**

**Abdul Ahad and 9 others**

**Versus**

**Govt. of Khyber Pakhtunkhwa through Secretary (E&S)  
Peshawar and seven others**



**JUDGMENT**

Date of hearing: **30.01.2019**

For petitioners: **Muhammad Anwar Awan Advocate**

For respondents: **Mr. Kamran Hayat Miankhel, Addl:  
A.G and Mr. Zia ur Rehman Qazi  
Advocate**

**S.M. ATTIOUE SHAH, J.** Through the instant petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioners Abdul Ahad and others have prayed that:-

*"In wake of above submission it is respectfully prayed that on acceptance of this writ petition may kindly direct the respondent to collect the documents from SST (General/Science) for promotion as Subject Specialist (IT) and consider them according to rules. It is also further prayed that may kindly direct the respondents to amend or interpret the promotion rules by providing ample opportunity to SST (General/Science) as Subject Specialist (IT) BS-17."*

**ATTESTED**  
**EXAMINOR**  
Peshawar High Court  
D.I. Khan Bench

2. The petitioners are serving as Secondary School Teacher (General/Science) and seek issuance of writ

directing the respondents to collect documents from SST (General/Science) for promotion as Subject Specialist (IT) and to consider them according to rules and further directions to respondents to amend or interpret the promotion rules by providing ample opportunity to SST (General/Science) as Subject Specialist. Admittedly, the petitioners are civil servants and the matter in question relates to the terms and conditions of their service and in such like cases this Court has no jurisdiction to issue directions for the promotion of petitioners or direction for amendment in the Rules in question. In this respect, reliance is placed on the cases of Province of Punjab, Communication and Works Department, Lahore. Vs. Liaquat Ali Bukhari (1998 PLC(CS) 901), Muhammad Zafar Ali. Vs. Federation of Pakistan through Secretary Establishment, Islamabad (2018 PLC(CS) 116) and Hafiz Muhammad Ilyas. Vs. Government of Khyber Pakhtunkhwa (2018 PLC(CS) N 40). The Honourable Supreme Court of Pakistan in the case of Government of Khyber Pakhtunkhwa. Vs. Hayat Hussain (2016 SCMR 1021) held that:-

"No vested right of a government employee was involved in the matter of promotion or the rules determining their eligibility or fitness. High Court had no jurisdiction by means of constitution petition to strike down such rules."

ATTEST  
 21-02  
 EXAMINOR  
 Chahwar High Co.  
 O.I. Khan 64

Thus, in view of above facts, it has conclusively been resolved that High Court has no jurisdiction to entertain matters relating to civil servants monitoring terms and conditions of their service, or any ground whatsoever.

3. Accordingly for the reasons stated above, this petition is not maintainable and is dismissed alongwith enlisted C.Ms and interim relief. However, the petitioners are at liberty to approach the competent forums for the redressal of their grievance, if so advised.

Announced  
Dt. 30.01.2019  
11:00 AM

JUDGE

JUDGE

(20)  
Hon'ble Mr. Justice S.M. Anwar Shah  
Hon'ble Mr. Justice Shabir Ahmad

off  
12/2/19

G.R. No. 557  
Applicant: Received and 12-22-19  
Copy: 20  
No of Pages: 05 page  
Copy fee: 04  
Urgent Fee: 20/-  
Total Fee: 24/-  
Copy ready for int: 12-22-19  
Copy del. recd. on: 12-22-19  
Signature of S. Anwar  
12-22-19

Confirmed to go Blue Copy  
12-22-19  
S. M. Anwar Shah  
S. M. Anwar Shah  
S. M. Anwar Shah  
S. M. Anwar Shah  
S. M. Anwar Shah

BEFORE PESHAWAR HIGH COURT BENCH AT D.I.KHAN

Writ No. 817 of 2018.



1. Abdul Aliul R/O Ghulam Muhammad S/O Aliul D.I.Khan currently working at GC/HS no. D.I.Khan as SST (Physics & Mathematics).
2. Kalim Ullah S/O Rehmat Ullah Cas + Baluch R/O Mohallah Ahmad Saib Eld Gah D.I.Khan currently working as ASDEO SST (General) chudwan circle District D.I.Khan.
3. Dr. M. Naseem Ullah S/O Fateh Ullah R/O Gillani Town near Wensum College D.I.Khan Currently posted at GHS Haji Mora as SST (General), (Phd).
4. Ghulam Abbas S/O Ghulam Qasim R/O Village Mialy Tehsil Parova D.I.Khan currently posted at GHS Mangal SST (General).
5. Abdul Ghafoor S/O Ghulam Nabl Khan R/O Village Lunda Para Tehsil Parova D.I.Khan currently posted as GHS Wanda Sheru D.I.Khan SST (General).
6. Muhammad Imran S/O Haji Ismail R/O Parova D.I.Khan currently posted at GMS Malaikhi SST (General).
7. Muhammad Bilal S/O Malik Muhammad Amir R/O Currently posted at GHS SST (General) Gara Rahid D.I.Khan.
8. Rafi Ullah S/O Hameed Ullah R/O Kot Nawuz District Tank, currently working as ASDEO Education Office Tank SST (General).
9. Asmat Ullah S/O Rahmat Ullah R/O Shadi Khel Village Daraki District Tank SST (General).
10. Muhammad Farooq S/O Rahim Baksh R/O Village Chah Khan Wala Tehsil Parova D.I.Khan currently posted at GHS Parova as SST (Physics & Mathematics).

*Handwritten signature/initials*

VERSUS

Attested  
EXAMINOR  
Peshawar High Court  
D.I.Khan District



- (29)
1. Govt of Khyber Pakhtunkhwa through Secretary (E&S) Education Peshawar.
  2. Govt of Khyber Pakhtunkhwa through Secretary Establishment Department Peshawar.
  3. Govt of Khyber Pakhtunkhwa through Secretary Finance Department Peshawar.
  4. Govt of Khyber Pakhtunkhwa through Secretary Law Peshawar.
  5. Director General (E&S) Education Khyber Pakhtunkhwa Peshawar.
  6. Deputy Director EMIS (S&SK) Department Khyber Pakhtunkhwa Peshawar.
  7. District Education Officer (Male) D.I.Khan.
  8. District Account Officer D.I.Khan.

**PETITION UNDER ARTICLE 199 OF CONSTITUTION  
OF THE ISLAMIC REPUBLIC OF PAKISTAN, 1973.**

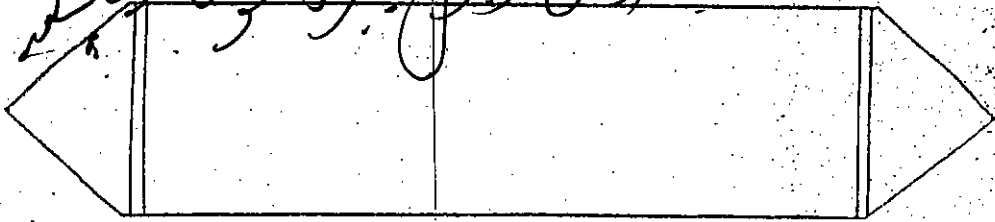
Respectfully Sheweth:

The facts leading rise to present writ petition in brief are:

1. That petitioner having degree of Bachelor of Science, appointed as Secondary School Teacher (General/Science). Copy of academic qualifications and notifications are annexure A & B.
2. That petitioner also acquired the degree of Master of Computer Science. Copy of Certificates is annexure C.
3. That respondent vide notification no. SO (PE) 4-5/SSRC/Meeting/2013/Teaching Cadre dated 24<sup>th</sup> of July 2014 approved some amendments regarding promotion of Secondary School Teacher BPS-16 to subject specialist BPS-17, according to which 50% promotion should be made on the basis of seniority cum fitness for the relevant subject amongst the SST with at least 5 year service along with 2<sup>nd</sup> class Master Degree or 4 year BS degree in the relevant subject. Copy of Notification is Annexure D.
4. That after the amendments some promotions were made but Secondary School Teacher (General/Science) were ignored reason best known to the respondents. In the

At 12:51 PM  
12-02-19  
EXAMINOR  
Peshawar High Court  
D.I.Khan District

بعد الت کوس ٹریبونل غیر اختیار ان کے لئے



2 پنجاب ایبل ٹریبونل  
بنام حکومت

ارشاد علی

کوس ایبل

موضوع  
مقدمہ  
دعوی  
جرم

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب وہی وکل کاروائی متعلقہ  
آن مقام کوس ٹریبونل کیلئے ~~مسترد اور کاروائی~~ کے لئے ~~مسترد اور کاروائی~~ معافی فرما

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز  
وکیل صاحب کو رضی نامہ کرنے و تقریر ثالثہ فیصلہ برخلاف دیئے جواب وہی اور اقبال دعویٰ اور  
بہ صورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق  
زرائع پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا ایبل کی برآمدگی اور منسوخ  
نیز دائر کرنے ایبل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور  
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار  
ہوگا۔ اور صاحب مقرر شدہ کو کسی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ  
پرواخذہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب ہے وہ ہوگا۔  
کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی  
مذکور کریں۔ لہذا اذکالت نامہ لکھدیا کہ مندر ہے۔

ارشاد علی و امیر احمد

الرقوم 26  
ماہ جولائی 2018

واہ العبد  
کے لئے منظور ہے۔  
Ameshtul  
6  
accepted

بنام کوس ٹریبونل

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



C.M No. \_\_\_\_\_/2020

In

Service Appeal No. ~~1818~~/2019

Arshad Ali Khan.....Petitioner

**Vs**

Govt of KPK & Others.....Respondents

Subject:- **APPLICATION FOR EARLY HEARING IN THE**  
**CAPTIONED CASE ALONG WITH CONNECTED**  
**PETITIONS.**

**Respectfully Sheweth:-**

The petitioner humbly submits as under:-

- 1- That the captioned connected Service Appeals is pending adjudication before this August Tribunal for 07.07.2020.
- 2- That the respondents issued notification dated 08.06.2020, and it is very necessary to restrain them from acting upon the same, that's why the petitioners preferred stay applications in the same.
- 3- That the date given is too late and the petitioner request this Hon'ble Tribunal that as such the noted date may please be expedited and be fixed at earliest.

It is therefore, respectfully prayed that on acceptance of this application the above titled case may kindly be fixed at earliest to meet the ends of justice.

Petitioners

**Saadat Ullah Khan Tangi**  
Advocate High Court  
Peshawar  
Cell#0331-5030566

Through

Dated:-23.06.2020

*Shall remain posted  
to the date already fixed:*  
*26/6*

( )

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

C.M No. \_\_\_\_/2020

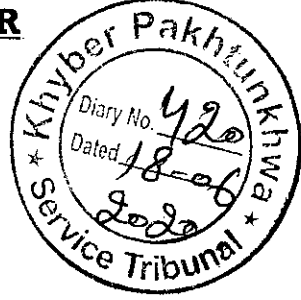
In

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

Arshad Ali Khan .....Petitioner

**Vs**

Govt of KPK & Others.....Respondents



Subject:- **APPLICATION FOR SUSPENSION OF NOTIFICATION**  
**NO.332-52 SS (IT) PROMOTION DATED PESHAWAR**  
**THE 08/06/2020, TILL THE FINAL DISPOSAL OF THE**  
**SERVICE APPEAL.**

**Respectfully Sheweth:-**

The petitioner humbly submits as under:-

- 1- That the captioned Service Appeal is pending adjudication before this August Tribunal for 07.07.2020.
- 2- That the Directorate of E&SE KPK issued notification No.332-52 SS (IT) Promotion dated Peshawar the 08.06.2020 inviting application/documents for Promotion of SST (IT) BS-16 to SS (IT) BS-17 Regular. (**Attested Copy of Notification is attached as Annexure "A"**).
- 3- That vide the said notification, the respondents intends to deprive the petitioner from his valuable rights of promotion, that's why the petitioner seeks indulgence of this Hon'ble Court for restraining the respondents from acting upon the same till the final disposal of the Service Appeal on the following grounds inter alia.

**GROUND:-**

A- That the impugned notification is against the law on the point and violative of fundamental rights of the petitioner as well as against promotion Rules 2014 & Minutes of SSRC dated 10.08.2017.

*Put up to the court*

*Reader*

2

B- That the petitioner has good prima facie case, Balance of Convenience lies in favour of petitioner & if impugned notification is not suspended the petitioner would face irreparable loss as the petitioner is discriminated in the matter.

**It is, therefore, prayed that on acceptance of the instant application, notification impugned above may kindly be suspended till final disposal of the main service appeal.**

Through

Petitioner

  
A circular stamp is visible over the signature, containing some illegible text.

**Saadat Ullah Khan Tangi**

Advocate High Court

Peshawar

Cell#0331-5030566

Dated:-15.06.2020

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

C.M No. \_\_\_\_/2020

In

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

Arshad Ali Khan .....Petitioner

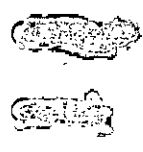
**Vs**

Govt of KPK & Others.....Respondents

**AFFIDAVIT**

I, Arshad Ali Khan S/O Shahzad Gul (Petitioner), do hereby solemnly affirm and declare on oath that the contents of this **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

*Arshad Ali*  
DEPONENT



Identified by

*Saadat Ullah Khan Tangi*

**Saadat Ullah Khan Tangi**

Advocate High Court

Peshawar

*Mud*  
*16-6-2020*



Directorate of Elementary & Secondary Education Khyber  
Pakhtunkhwa

No. 379-12 SS (IT) Promotions

Dated Peshawar the: 8/16/2020

To

1. All the District Education Officers (Male) Khyber Pakhtunkhwa
2. All the District Education Officers (Male) Newly Merged District in Khyber Pakhtunkhwa

Subject: SUBMISSION OF APPLICATION/DOCUMENTS FOR PROMOTION OF  
SST (IT) BS-16 TO THE POST OF SS (IT) BS-17 REGULAR

Memo:

I am directed to refer to the subject cited above and to state that the Elementary & Secondary Education (E&SE) Khyber Pakhtunkhwa intends the promotions of SSTs(IT) (Male) BS-16 to the post of Subject Specialist (SS-IT) BS-17 (Regular), hence you are directed to inform the SSTs (IT) concerned having regular appointments up to 2014 against SST (IT) post in your respective districts to provide the applications alongwith relevant documents as per detail given below for the purpose of promotions to SS (IT) post on the following format.

S#	Sen#	Name	Qual:	Div in master	Prof: Qual:	DOB	Domicile	DO 1 <sup>st</sup> appt	DO of appt as regular	Contact#	Remarks if any

Note: - the relevant documents will be consisting of:

1. Bio Data/CNIC
2. 1<sup>st</sup> App: order/Contract Order
3. Regular App: as SST IT BS-16
4. Service Certificate
5. Non involvement certificate (duly countersigned by DEO)
6. Last 5 Years results
7. Pay slip
8. synopsis
9. ACRs (from 1<sup>st</sup> app: till 2019) Synopsis / ACRs should be submitted in separate file and documents in separate file, ACR and synopsis should be handed over with the conveying letter from concerned D.E.O to ACR brach.
10. All certificate/degrees with DMCs (duly attested)
11. Domicile
12. Information as per format referred to the above may be provided in hard.
13. Applications/Documents/ information should be reached to this directorate within (10) days after the issuance of this letter.
14. Candidates having 3<sup>rd</sup> division in Mater are not eligible.

DEPUTY DIRECTOR (ESTAB)

Directorate of Elementary & Secondary  
Education Khyber Pakhtunkhwa

8/16/2020

Endst.No. \_\_\_\_\_ Dated \_\_\_\_\_/2020

Copy of the above is forwarded to the: -

1. PA to Secretary to Govt: E& SE Deptt Khyber Pakhtunkhwa
2. PA to Director E&SE Khyber Pakhtunkhwa Peshawar

DEPUTY DIRECTOR (ESTAB)

Directorate of Elementary & Secondary  
Education Khyber Pakhtunkhwa