

04.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 07.06.2022 for the same as before.

7.6.22

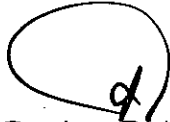
Mr. Peshawar H.C. is on Tour, therefore the case is adjourned to 24.8.22 for some.

Reader.

24.08.2022

Clerk of learned counsel for the appellant present. Mr. Sajid Khan Superintendent alongwith Mr. Naseer Ud Din Shah, Assistant Advocate General for the respondents present.

Clerk of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is unable to attend the Tribunal today due to some domestic engagements. Adjourned. Last opportunity is given. To come up for arguments on 31.10.2022 before the D.B.



(Rozina Rehman)
Member(J)



(Salah-Ud-Din)
Member(J)

31st Oct., 2022

Assistant to counsel for the appellant present. Mr. Naseerud Din Shah, Assistant Advocate General for the respondents present.

Request for adjournment was made due to engagement of learned senior counsel for the appellant before Honourable Peshawar High Court today. Adjourned To come up for arguments on 14.12.2022 before the D.B.



(Fareeha Paul)
Member (E)




(Kalim Arshad Khan)
Chairman

13.09.2021

Appellant present through counsel.

Usman Ghani learned District Attorney for respondents present.

The respondents after admission of appeal, were required to submit the comments within 10 days in office but failed. On office note, the time was extended vide order dated 12.07.2021 for 10 days. The department has not been able to file the comments in office and almost the same is the case almost in all other appeals because the respondents do not comply with the timeline given for filing of the comments in office. Although, this is a fit case for striking off the right of respondents for filing the comments but a last opportunity is given for the written reply/comments in office within 10 days. File to come up for arguments on 14.01.2022 before D.B.

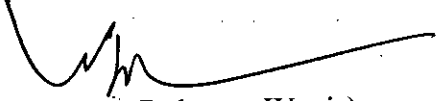

(Rozina Rehman)
Member (J)


Chairman

14.01.2022

Junior to counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for respondents present.

Former made a request for adjournment as senior counsel for the appellant is busy before Hon'ble Peshawar High Court, Peshawar. Adjourned. To come up for arguments before the D.B on 04.03.2022.


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


Chairman

12.07.2021

Learned Addl, A.G be reminded about the omission and for submission of reply/comments within extended time of 10 days.


Chairman

Stipulated period passed reply not submitted.

25.05.2021

Appellant present in person.

The appeal was admitted for regular hearing on 22.12.2020 with direction to the appellant for deposit of security and process fee within 10 days. Order was also passed for issuance of notices to the respondents for written reply/comments. The appellant was personally heard today. He stated that he was not told about deposit of the security and process fee. Today he has made to understand about this requirement and requests for time to deposit the same.

The appellant is directed to deposit security and process fee within three days positively. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days of the receipt of the notice, positively. If the written reply/comments are not submitted within the stipulated time, the office is directed to submit the file with a report of non-compliance. File to come up for arguments on 13.09.2021 before the D.B.

Appellant Deposited
Security & Process Fee

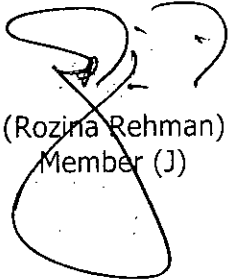
25/5/21


Chairman

22.12.2020

Appellant with counsel present. Preliminary arguments heard. File perused.

Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to respondents for written reply/comments. To come up for written reply/comments on 16.03.2021 before S.B.



(Rozina Rehman)
Member (J)

16.03.2021

Due to tour of Camp Court Abbottabad and shortage of Members at Principal Bench Peshawar, the case is adjourned to 25.05.2021 before S.B.



Reader

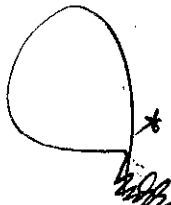
25.03.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 17.06.2020 before S.B.


Reader

17.06.2020

None for the appellant present. Notices be issued to the appellant and his counsel for preliminary hearing on 18.08.2020 before S.B.

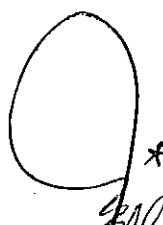

MEMBER

18.08.2020

Appellant in person present.

Former requests for adjournment as his counsel is not available today.

Adjourned to 09.10.2020 before S.B.


(Mian Muhammad)
Member(E)

09.10.2020

Appellant in person present. He has submitted Wakalatnama in favour of Mr. Kamran Sarwar Advocate and requested for adjournment due to engagement of his counsel before the Honourable Peshawar High Court today.

Adjourned to 23.12.2020 for hearing before S.B.

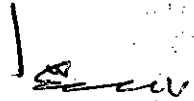



Chairman

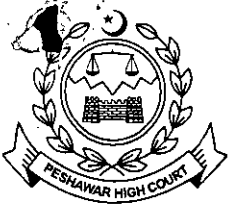
FORM-A

FORM OF ORDER SHEET

Court of _____

Case No. 2241/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1.	30/12/2019	<p>The present appellant initially went in writ petition before the Hon'ble Peshawar High Court Mingora Bench and the Hon'ble High Court vide its order dated 17/12/2019 treated the writ petition in an appeal and sent the same to this Tribunal for decision in accordance with law. The same may be entered in the Institution Register and put up to the Worthy Chairman for further order please.</p> <p style="text-align: right;"> REGISTRAR 30/12/19</p>
2.	06/01/20	<p>This case is entrusted to S.Bench for preliminary hearing to be put up thereon <u>07/02/2020</u></p> <p style="text-align: right;"> CHAIRMAN</p>
07.02.2020		<p>None present on behalf of the appellant. Notice be issued to appellant and his counsel for attendance and preliminary hearing for 25.03.2020 before S.B.</p> <p style="text-align: right;"> (MUHAMMAD AMIN KHAN KUNDI) MEMBER</p>



The
PESHAWAR HIGH COURT
Mingora Bench/Dar-ul-Qaza
Swat

All the Communications should be addressed to the Additional Registrar of this Bench.

Office: 0946-885005
Fax: 0946-885004
E-Mail: darulqazaswat2011@gmail.com

No. 5/30 /

Writ Petition Branch;

Dated: 23-12-19

To

The Chairman,
Khyber Pakhtunkhwa Service Tribunal,
KPK, Peshawar.

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 2338

Dated 27-12-19

Subject: Writ Petition No. 3910-P/2019

Bakhtawar Jan

----- Petitioner

Versus

Secretary E&SE KPK & others

----- Respondents

Dear Sir,

Enclosed, please find here with the certified copy of judgment dated 17-12-2019, passed by Hon'ble Division Bench of this Court in the above titled case along with original Writ Petition (36-Pages) for compliance of directions contained therein.

Kindly acknowledge the receipt of this letter along with its enclosure please.

Encl. a.a

Additional Registrar

21-12

21-12-19

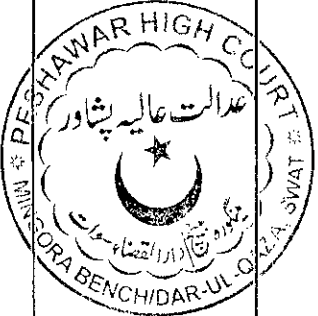
27

PESHAWAR HIGH COURT, MINGORA BENCH (DAR-UL-QAZA), SWAT

FORM OF ORDER SHEET

Court of

Case No..... of.....

1	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge and that of parties or counsel where necessary.
1	2	3
	<p>17-12-2019</p> 	<p><u>W.P No. 3910-P/2019</u></p> <p>Present: <i>Mr. Sabir Shah, Advocate for the petitioner.</i></p> <p><i>Mr. Wilayat Ali Khan, A.A.G along with respondent No. 3/Fida Muhammad District Accounts Officer, Dir Lower and Jami Shah Senior Auditor on behalf of respondent No. 3 in person.</i></p> <p style="text-align: center;">*****</p> <p><u>SYED ARSHAD ALI, J.-</u> Through the instant writ petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 ('Constitution'), the petitioner seeks the following relief;</p> <p style="text-align: center;"><i>"It is, therefore, most humbly prayed that on the acceptance of this writ petition:</i></p> <p>a) <i>The non-awarding annual increment of the year 2017 to the petitioner by the respondents No. 2, 3 & 4 may please be declared as illegal, unlawful, unconstitutional, against the fundamental rights of the petitioner.</i></p> <p>b) <i>The respondents No. 2, 3 & 4 may be directed to award annual increment of the year 2017 to the petitioner.</i></p> <p>c) <i>Any other relief of which the petitioner is entitled to and the petitioner has not asked for specifically, may also be granted in favor of the petitioner against the respondents."</i></p> <p>2. Learned counsel for the petitioner has relied</p>

SCANNED

upon the Notification dated 23.04.2019 of the Worthy Secretary Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department, whereby grievance of the petitioner was accepted by him, however the department is still not implementing the same.

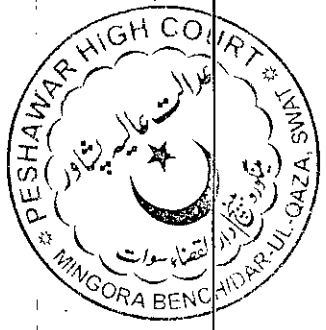
3. However, when learned counsel for the petitioner was confronted with the jurisdictional contour of this Court in view of the clear bar contained in Article 212 of the Constitution, to entertain any petition relating to the terms and conditions of services of any civil servant, he has frankly conceded and requested that this petition may be treated as departmental appeal in view of the law laid down by the august Supreme Court of Pakistan in the case of Muhammad Akram vs DCO, Rahim Yar Khan and others reported as 2017 SCMR 56 and be sent to the Khyber Pakhtunkhwa Service Tribunal for redressal of grievance of the petitioner.

4. In this view of the matter, the instant writ petition is converted into departmental appeal and the same be transmitted to the Worthy Khyber Pakhtunkhwa Service Tribunal for decision in accordance with law.

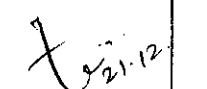
Announced
Dt: 17.12.2019


JUDGE


JUDGE



Certified to be True Copy


EXAMINER

Peshawar High Court, Qaza Swat
Authenticity of this copy is guaranteed by the Court Order 1984

Office 19/12

THE PESHAWAR HIGH COURT, MINGORA BENCH

L-QAZA SWAT

3910-P OF 2019

khtawar Jan Petitioner


Versus

f Khyber Pakhtun Khwa Elementary & Secondary
ion Department and others..... Respondents

E COMMENTS ON BEHALF OF DISTT ACCOUNTS OFFICER DIR LOWER AT
RA RESPONDENT NO 4

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notification dated: 23.04.2019	B	7
notification dated: 21.03.1993	C	8


DISTT ACCOUNTS OFFICER
DIR LOWER AT TIMERGARA

①

BEFORE THE PESHAWAR HIGH COURT, MINGORA BANCH DARUL QAZA SWAT
WRIT PETITION NO 3910-P/2019

MR Bakhtawar JanPetitioner

Versus

Secretary Elementary & Secondary Education Govt of Khyber
Pakhtun Khwa Peshawar & others.....Respondents

(PARAWISE COMMENTS ON BEHALF OF RESPONDENT NO 4)

Vetted

Preliminary objections

- 1 That the petitioner has no cause of action and locus standi
- 2 That the petitioner has not come to the service tribunal with clean hands
- 3 That the petitioner has concealed material facts from this honorable court
- 4 That the instant writ petition is badly time barred.
- 5 That the petitioner is not aggrieved person with the meaning of article 199 of the constitution of the Islamic Republic of Pakistan 1973.

Respectfully sheweth,

FACTS

- 1 No comments
- 2 No comments
- 3 No comments
- 4 No comments
- 5 Incorrect that the petitioner has taken over the charge against the post of SS Bio BPS 17 (on eve of his promotion) on 10-10-2017 and his services are less than six months in BPS 17. He

could exercise option for re-fixation of pay on 01-12-2017 get annual increment in BPS 16 and then re-fix his pay in BPS but the petitioner has been benefited for more than increment at once. Therefore, his pay will be the same on 01-2017. As per LPC issued by the Distt. Accounts Officer, Baj (Annexure A). His pay in BPS-16 Rs:31070/-PM on 09-10-2017 His pay in BPS-17 Rs: 34970 /-PM on 10-10-2017 (Next stage premature increment). Meaning that the petitioner benefited more than one increment therefore, his pay will be the same 01-12-2017.


6 As explained in para 5 above

7 Incorrect that the petitioner was promoted to the post of SS BPS-17 on 30-05-2017 and his services placed at the disposal FATA Secretariat for further posting. Where the petitioner performed the duty against the post of BPS-16 SST up to 09-2017 (A.N) and adjusted as SS BPS-17 on 10-10-2017. services are less than six months in BPS-17. In the other h if the petitioner wants to exercise option for re-fixation pay on 01-12-2017, he could not avail the benefit of ann increment because he has been benefited for more than increment at once. The Notification No. SO (S/M/E&SE 1/2017/Adj of SS from FATA to Settle (BPS-17) dated 23-04-2 Govt of Elementary & Secondary Education department (Annexure shows that it was fault of the Department and allowed ann increment without rules and law because of the facts that petitioner has not been performed the duty against the post SS BPS-17. Moreover, the retrospective promotion not allo under the rules vides Govt: of Finance Department Letter da 21-03-1993 (Annexure C).

3
GROUNDS

- a) No comments.
- b) As explained in Para 5 and 7 above.
- c) As explained in Para 5 and 7 above.
- d) No comments.

Keeping in view of the above mentioned facts it is humbly prayed that the writ Petition having no merits may be dismissed with cost please.


DISTT ACCOUNTS OFFICER
DIR. LOWER AT TIMERGARA

43

BEFORE THE PESHAWAR HIGH COURT, MINGORA BENCH
DAR -UL-QAZA SWAT

W.P NO 3910-P OF 2019


Mr, Bakhtawar JanPetitioner

Versus

Govt of Khyber Pakhtun Khwa and others.....Respondents

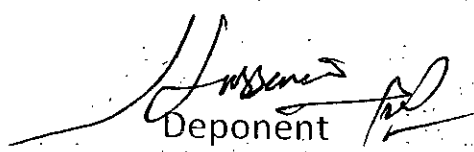
AFFIDAVIT

I Hussain Gul Assistant Treasury Officer Office of the District Accounts officer Dir Iov at Timergara do hereby affirm and declare that the contents of the accompanying P wise comments are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.


Add:Advocate General

PHC Darul Qaza Swat

(Mingora Bench)


Deponent

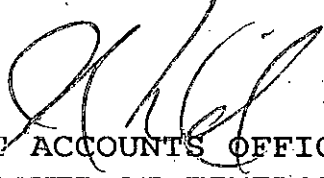
Hussian Gul

5

Authority Letter

Mr. Hussain Gul Assistant Treasury Officer Office of the District Accounts officer Dir Lower is hereby authorized to submit the Para wise comments in W.P No. 3910-P/2010.

Title: Bakhtawar Jan versus Govt of KPK on behalf of the under signed.


DISTRICT ACCOUNTS OFFICER
DIR LOWER AT TIMERGARA

6
Rensis

(Annexure A)

6

LAST PAY CERTIFICATE

1. Last pay certificate of Bakhtawar Jan ss personal No 00411910 of the Headmaster GHS Sahib Abad Bajaur Agency Proceeding to DAO Dir (L) at Timergara
2. He has paid up to 09-10-2017 On The following rates.

Pay = 31070	<u>Deduction:</u>
HRA = 1818	GP Fund = 3340
UAA = 3000	B. Fund = 250
CA = 5000	IncM tax = 240
MA = 1313 1500/-	R. Ben and Death
AR 13 = 740	Comp = 650
AR 15 = 1480 504/-	Total = 3946
AR 16 = 2612	
AR 17 = 3107	
COM.All = 2697	
Total = 52837	

52048/-
 Agency Accounts Officer
 Bajaur at Khar

Exchange compensation allowance:

3. He made over charge of the Office of 9-10-2017 AN on the _____ noon of _____
4. Recoveries are to be made from the pay of the Government servant as detailed as the reverse.
5. He has been paid leave salary as detailed below. Deductions have been made as noted on the reverse.

From _____	to _____	at Rs _____	a month
From _____	to _____	at Rs _____	a month
From _____	to _____	at Rs _____	a month
6. He is entitled to draw the following:
7. He is also entitled to joining time for _____ days.
8. The details to the Income Tax recovered from him up to date from the beginning of the current year are noted on the reverse.

Signature: _____
 Agency Accounts Officer
 Designation: _____ at Khar

Dated: _____

To,
 Mr. Jamil Shahi, The Dist. A/c Officer
 Dir at Timergara
 C.T.C
 6/11/2017
 Jussant

Registered



NOTIFICATION

Annexure (15) *(7)*
GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

-Dated Peshawar the April 23, 2019

NO.SO(S/M)/E&SED/2-1/2017/Adj of SS from FATA to Settle (BPS-17):

WHEREAS Mr. Bakhtawar Jan Subject Specialist Teacher was promoted to the post of the Subject Specialists Biology (BS-17) vide this department notification dated 30-05-2017 and his services were placed at the disposal of Additional Chief Secretary FATA for further adjustment.

2. AND WHEREAS the Social Sector Department FATA Secretariat vide notification dated 10-07-2017 repatriated him to this department due to non-availability of his relevant post in FATA.

3. AND WHEREAS this department vide notification dated 15-09-2017 adjusted him as Subject Specialist Biology (BS-17) GHSS Mian Kalay Dir Lower.

4. AND WHEREAS intime adjustment of said SS at right station was the responsibility of the department and there was no fault / inefficiency on his part and whereas as per section-7 of the I & Pension Rules, 2006 annual increment shall fall due on the 1st day of December every year, follow the completion of at least six months service at a stage in the relevant Revised National Pay Scale.

5. AND WHEREAS the said SS has been promoted to BS-17 on 30-05-2017 and has completed six months service in BS-17 upto 1st December, 2017.

6. NOW THEREFORE, the competent authority has decided that Mr. Bakhtawar Jan Subject Specialist (Biology), GHSS Mian Kalay Dir Lower is entitled for award of annual increment in BS-17 for the year 2017.

SECRETARY

Endst: of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male), Dir Lower.
4. District Accounts Officer Dir Lower.
5. PS to Secretary E&SE Department, Khyber Pakhtunkhwa, Peshawar.
6. Principal GHSS Mian Kalay Dir Lower
7. Office Order file.

C.T.C

Jussana

Muhammad Shoaib
(MUHAMMAD SHOAIB)
SECTION OFFICER (SCHOOLS MALE)

C
Annexure C

(8)

Retrospective Promotion Effect

Copy of letter No. SOR.I(S&GAD)1-29/75(Vol:III) dated 21.3.1993, from Section Officer(Reg:I)Govt:of NWFP, services and General Administration Department, addressed to Accountant General N.W.F.P. Peshawar.

Subject: PROMOTION POLICY OF THE PROVINCIAL GOVERNMENT.

Please refer to your memo No. H-24(106)/Corr/163 dated 8.3.1993, on the subject noted above.

2. It is felt that the contents of the policy contained in this Department's letter No. SORI(S&GAD)1-29/75(Vol:I), dated 3rd March, 1990 has not been appreciated correctly. The factual position is that promotion against higher posts with retrospective effect is not allowed under the existing policy. However, Selection of a higher post is a sort of sanction of financial benefits with no change in responsibilities of the incumbent and also assumption of charge of a higher post is not involved.

3. Accordingly, the sanctions of award of Selection Grade issued by the Education Department with effect from 27.1.1988, 1.2.1988 etc are valid.

Sd/-

(GHULAM SAMIR)
Section Officer(Reg)

OFFICE OF THE ACCOUNTANT GENERAL N.W.F.P. PESHAWAR.
NO. H-24(106)/Corr/1991/202 dated 29.3.1993.

Copy with a copy of this office memo under reference forwarded, for information and necessary action to:-

1. All DAOS/AOs, in N.W.F.P.
2. All Pre-audit Sections (Local).

Encl. (1)

C.T.C

Jussawar

29/3/93
ACCOUNTS OFFICER
N.W.F.P. PESHAWAR.

MS/

29/3/93

1-18

بعدالت عالیہ پشاور ہائی کورٹ میں گورنمنٹ سوات

قیمت ایک روپیہ	کورٹ فیس
----------------	----------

مورخہ 7- اکتوبر 2019ء منجانب پیٹرنر
 مقدمہ طتورجان بنام حکومت و غیرہ

دعویٰ جرم
 W.P.# 3910-M/2019

باعث تحریر آنکے

مقدمہ مندرجہ بالا میں اپنی طرف سے واسطے پیروی و جواب دہی و کل کاروائی متعلقہ آن مقام پشاور ہائی کورٹ میں گورنمنٹ سوات کیلئے صابر شاہ ایڈووکیٹ کو مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کمال اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ و تقرر ثالث و فیصلہ پر حلف دینے جو جواب دی اور اقبال دعویٰ اور درخواست ہر قسم کی تصدیق زرا اس پر دستخط کرنے کا اختیار ہوگا نیز بصورت عدم پیروی یا ڈگری ایک طرف یا اپیل کی برآمد ہوگی اور منسوخ ڈائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ بصورت ضرورت مذکور کے نسل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنی ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی جملہ مذکورہ بالا اختیارات حاصل ہونگے اور اسکا ساختہ برواختہ منظور و قبول ہوگا اور دوران مقدمہ میں جو خرچہ و ہر جانہ التوائے مقدمہ کے سبب سے ہا گا اسکے مستحق وکیل صاحب ہونگے۔ نیز بقایا و خرچہ کی وصولی کرتے وقت کا بھی اختیار ہوگا اگر کوئی تاریخ پیشی مقام دورہ ہر ہو یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہونگے کی پیروی مقدمہ مذکور لہذا وکالت نامہ لکھ دیا کہ مندرجہ

طتورجان
 Cell # 03005746744

Handwritten signature and notes in the bottom left corner.

المرقوم 7 ماہ اکتوبر

العبد گواہ شدہ العبد
 بمقام پشاور ہائی کورٹ میں گورنمنٹ سوات کے لئے منظور ہے

cell # 03005746744

A. Minerva Swa

P-2 (1-B)

IN THE PESHAWAR HIGH COURT PESHAWAR

Inst # 28893

Writ Petitions No. 3910-P/2019 with IR
In *M. Abbas / Annual Increment*

Bakhtawar Jan V /s Secretary Elementary

Presented by Kamran Sarwar
on behalf of appellant/petitioner.
Entered in the relevant register.

46220

Be laid Before DB for orders on 23-JUL-19

Ad

Dated 22 JUL 2019

[Signature]
Reader

Dated 22 JUL 2019

Countersigned

Dated 22 JUL 2019

[Signature]
Deputy Registrar

1
27-July-2019

W.P 3910/2019 (MOTION CASES) (Provincial-Civil Services-Increment),
Adjourned by the court from 23-Jul-2019 and fixed before H.D.B on
08-Oct-2019. Inform Petitioner and his Counsel.

Adjournment by

Petitioner	Respondent
0	0

[Signature]
Deputy Registrar

1-c


BEFORE THE PESHAWAR HIGH COURT PESHAWAR

Check List

1	Case Title	Bakhtawar Jan Vs Secretary Elementary and Secondary/Education Khyber Pakhtunkhwa & others		
2	Case is duly signed		Yes	No
3	The law under which the case is preferred has been mentioned		Yes	No
4	Approved file cover is used		Yes	No
5	Affidavit is duly attested and appended		Yes	No
6	Case and annexure are properly paged and numbered according to index		Yes	No
7	Copies of annexure are legible and attested. If not, then better copies duly attested have been annexed		Yes	No
8	Certified copies of all the requisite documents have been filed		Yes	No
9	Certificate specifying that no case on similar grounds was earlier submitted in this court filed		Yes	No
10	Case is within time		Yes	No
11	The value for the purpose of court fee and jurisdiction has been mentioned in the relevant column		Yes	No
12	Court fee in shape of stamp paper is affixed. [For writ Rs. 500, for other as required]		Yes	No
13	Power of attorney is in proper form		Yes	No
14	Memo of addresses filed		Yes	No
15	List of books mentioned in the petition		Yes	No
16	The requisite number of spare copies attached. [Writ Petition-3 Nos, Civil Appeal (SB-1, DB-2), Civil Revision (SB-1, DB-2)]		Yes	No
17	Case (Revision/Appeal/Petition etc.) is filed on a prescribed form.		Yes	No
18	Power of Attorney is attested by jail authority (for jail Prisoners only).		Yes	No

It is certified that formalities/Documentations as required in column 2 to 18 above, have been fulfilled.

Name: **Kamran Sarwar Advocate**

Signature: 

Date: 19/07/2019

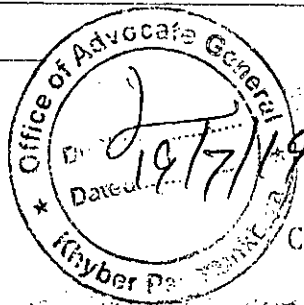
FOR OFFICE USE ONLY

Case No.: _____

Case Received on: _____

Complete in all respect: Yes/No (If No, the grounds: _____)

Date in Court: _____



Signature: _____

(Reader)

Date: _____

Countersigned: _____

(Deputy Registrar)

10

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR

Writ Petition No: _____/2019

Bakhtawar Jan R/O village Tangai , Tehsil: Salarzai, Bajaur..

_____ Petitioner.

AND

Secretary Elementary and Secondary/Education Khyber
Pakhtunkhwa & others

_____ Respondents

1. will you kindly treat the accompanying writ Petition under and accordance with the provisions of rules 9, Chapter 3-A rules order of the Hon'ble High Court Lahore volume v.

2. The ground of urgency is:

That the instant writ Petition relates to the Increment of the year 2017, therefore, in view of the grounds enumerated in the instant Petition needs urgent Fixation.



Kamran Sarwar

Advocate High Court

Dated: 18/07/019

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR

Writ Petition No: _____/2019

Bakhtawar Jan R/O village Tangai, Tehsil: Salarzai, Bajaur.

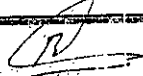
.....Petitioner.

Versus


Secretary Elementary and Secondary/Education Khyber
Pakhtunkhwa & others _____ Respondents.

Index

S/NO	SUBJECT	ANNEXURE	PAGE NO
1	Memo of Writ petition	---	1-4
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3	Addresses of Parties		6
4	Copy of Service Card.	"A"	7
5	Vide Notification dated 30-05-2017.	"B"	8-10
6	Vide Notification dated 10-07-2017	"C"	11-16
8	Vide Notification dated 15-0-2017	"D"	17-19
9	Vide Notification dated 23-04-2019	"E"	20
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12	Wakalat Nama		24


Petitioner

Dated: 18/07/2019


Kamran Sarwar
Advocate

IN THE PESHAWAR HIGH COURT, PESHAWAR
OPENING SHEET FOR WRIT BRANCH

Date of Filing: _____

District: Bajaur

Case Type: Writ Petition Nature of Original Proceeding: _____

Category Code				
5	0	7	1	8

(Categories & Subcategories are given at the back of the opening sheet)

Review/ Contempt of Court in respect of N.A

Writ of:	Habeas Corpus	Prohibition	Mandamus	Quo Warranto	Certiorari
----------	---------------	-------------	----------	--------------	------------

If Certiorari:

Forum which passed impugned order	Date	(I)nterlocutory/ (F)inal Order

Case Pertains to
 SB
 DB

Petitioner Name	Bakhtawar Jan S/O Muhammad Jan
Mobile No.	0344-9740809
Address	R/O village Tangai, Tehsil: Salarzai, Bajaur.
CNIC No.	21106-573684-3
Email Address	N.A.

Counsel for Petitioner (s)	KAMRAN SARWAR
Mobile No.	0336-9148236
Address	Mohallah Mohammad Abad, Village and P.O Tehkal Bala Peshawar.
CNIC No.	17301-9938764-7
Email Address	kami0959@yahoo.com

Respondents	1. Secretary Elementary and Secondary/Education Khyber Pakhtunkhwa. 2. The Secretary of Government of Khyber Pakhtunkhwa, Finance Department. 3. The Accountant General Khyber Pakhtunkhwa. 4. District Accounts Officer Dir Lower.
Address	As mentioned above.

Original Order/Action/Inaction Complained of:

B

Prayer

A. the non-awarding annual increment of the year of 2017 to the petitioner by the respondents No 2, 3, and 4 may please be declared as illegal, unlawful, unconstitutional, against the fundamental rights of the petitioner.

B. the respondent No 2, 3, 4 may be directed to award annual increment of the year 2017 to the petitioner.

C. Any other relief of which the petitioner is entitled to and the petitioner has not asked for specifically may be granted in favor of the petitioner against the respondents.

Law/Rules/governing the original proceedings/action/Inaction

1. Constitution of the Islamic Republic of Pakistan, 1973.
2. Any other Law Book, as per need,
3. Case Law.


Signature

Note: Any suggestion to improve the proforma will be appreciated.

BEFORE THE HON'BLE PESHAWAR HIGH COURT, PESHAWAR

W.P No. _____/2019

Bakhtawar Jan R/O village Tangai, Tehsil: Salarzai, Bajaur
_____ Petitioner.

Versus

1. Secretary Elementary and Secondary/Education Khyber Pakhtunkhwa.
2. The Secretary of Government of Khyber Pakhtunkhwa, Finance Department.
3. The Accountant General Khyber Pakhtunkhwa.
4. District Accounts Officer Dir Lower.

_____ Respondents.

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

Respectfully Sheweth:

1. That petitioner is a respectable citizen of Pakistan and is entitled to enjoy all the rights provided under the Constitution of Pakistan and was appointed as a Subject Specialist Teacher in the elementary and Education Department Khyber-Pakhtunkhwa. (Copy of Service card is attached as annexure A.)
2. That later on The Petitioner was promoted to the Subject Specialists Biology(BPS-17) vide notification dated 30-05-2017. While his services were placed at the disposal of Additional Chief Secretary FATA for further Adjustment. (Vide Notification dated 30-05-2017 is attached as annexure B.)

3. That the petitioner was repatriated to the education and elementary Department by Social sector department through vide notification dated 10-07-2017, due to non-availability of relevant post in FATA. (Vide Notification dated 10-07-2017 is attached as annexure, C,).
4. That later on the Petitioner was adjusted by the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Department as SS Biology(BPS-17)GHSS Mian kalay Dir lower through vide notification dated 15-09-2017. (Vide Notification dated 15-09-2017 is attached as annexure ,D,).
5. That according to the section 7 of the pay and pension Rules 2006 annual increment shall fall due on the 1st day of December every year, following the completion of at least six months services at a stage in the relevant revised National policy pay scale.
6. That the District Account officer Dir lower, denied the annual increment of 2017 to the petitioner due to non-completion of six months from his adjustment.
7. That the petitioner appeal to the Secretary Education against not giving annual increment of the year 2017, in response he issued a notification dated 23 -03-2019, in which he decided that the petitioner is entitled for award of annual increment in BPS-17 for the year 2017, as not adjustment at the right station was the responsibility of the department and there was no fault on the part of petitioner. (Vide Notification dated 23-03-2019 is attached as annexure ,E,).

Grounds:

- A. That the fundamental rights are guaranteed in the Article -2 A of the Constitution of Islamic Republic of Pakistan, 1973. in which it is said that, the state shall Guaranteed fundamental rights including equality before law, social, economic and political justice. However, in case of not Awarding Annual Increment is the volition of rights guaranteed by the Constitution of Islamic Republic of Pakistan.
- B. That the petitioner has not been treated in accordance with law rather has discriminated which is against the letter spirit of Article 4 and 25 of the according to the spirit of Constitution of Islamic Republic of Pakistan, 1973.
- C. That the petitioner appeal to the Secretary Education against not giving annual increment of the year 2017, in response he issued a notification dated 23 -03-2019, in which He decided that the petitioner is entitled for award of annual increment in BPS-17 for the year 2017, as not adjustment at the right station was the responsibility of the department and there was no fault on the part of petitioner.
- D. That the petitioner seeks permission to advance other grounds and proofs at the time of hearing.


It is, therefore, most humbly prayed that on the acceptance of this writ Petition:

A. the non-awarding annual increment of the year of 2017 to the petitioner by the respondents No 2,3,and 4 may please be declared as illegal, unlawful, unconstitutional, against the fundamental rights of the petitioner.

B. the respondent No 2,3,4 may be directed to award annual increment of the year 2017 to the petitioner.

C. Any other relief of which the petitioner is entitled to and the petitioner has not asked for specifically, may also be granted in favor of the petitioner against the respondents.


Petitioner

Through

Kamran Sarwar

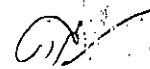
Advocate High Court

Certificate:

Certified that no writ pertaining to the subject matter had earlier been filed by the petitioner before this Hon'ble Court.

Books:

- 1. Constitution of the Islamic Republic of Pakistan,
- 2. Any other Law Book, as per need,
- 3. Case Law.


Advocate

BEFORE THE HON'BLE PESHAWAR HIGH COURT, PESHAWAR

W.P No. _____/2019

Bakhtawar Jan R/O village Tangai, Tehsil: Salarzai, Bajaur
_____ Petitioner.

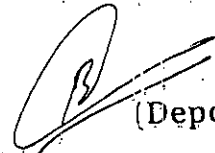
Versus

- 1. Secretary Elementary and Secondary/Education Khyber Pakhtunkhwa.
- 2. The Secretary of Government of Khyber Pakhtunkhwa, Finance Department.
- 3. The Accountant General Khyber Pakhtunkhwa.
- 4. District Accounts Officer Dir Lower.

_____ Respondents.


AFFIDAVIT

I, Bakhtawar Jan R/O village Tangai, Tehsil: Salarzai, Bajaur, solemnly affirm and declare on Oath that the contents of this petition are true and correct and nothing has been concealed from this Honorable Court.



(Deponent)


Bakhtawar Jan
NIC # 21106-5736841-3
Cnic # 03449740809

IDENTIFIED BY

KAMRAN SARWAR
Advocate

no. 574

Certified that the above
affirmation was made on
day of July
A.D. 2019
at _____
who was identified by
who is present

Bakhtawar Jan
Bajaur
KAMRAN SARWAR


7/8/19

BEFORE THE HON'BLE PESHAWAR HIGH COURT, PESHAWAR

W.P No. _____/2019

ADDRESSES OF PARTIES

Bakhtawar Jan R/O village Tangai, Tehsil: Salarzai, Bajaur
_____ Petitioner.

Versus

1. Secretary Elementary and Secondary/Education Khyber Pakhtunkhwa.
2. The Secretary of Government of Khyber Pakhtunkhwa, Finance Department.
3. The Accountant General Khyber Pakhtunkhwa.
4. District Accounts Officer Dir Lower.

_____ Respondents.



Petitioner
Through

Counsel
0336-9148236

Office: Flat Number 3rd floor Harroon Minsion, Khyber
Bazar, Peshawar.


AL

Avesh A

F

GOVERNMENT
OF PUNJAB PAKISTAN


BAKHTAWAR JAN
SS-Biology (BPS-17)
Personal No: 00411910



Issuing Authority

Elementary / Secondary /

Father Name: MUHAMMAD ANI
 Blood Group: O+ive
 CNIC: 21106-673680-3
 Date of Birth: 16-04-1981
 Issue Date: 10-09-2018
 Contact No: 0303-8262230
 School Head Contact: 0307-853718
 Permanent Address: Village: Tangi, Tehsil: Satafzal,
 Bahawalpur



Barcode

Service Center: Bahawalpur

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 30-05-2017

Annex "B"

8

NOTIFICATION

No.SO(PE)/2-6/DPC Meeting/SST-SS (28/02/2017): On the recommendations of the Departmental Promotion Committee, the Competent Authority is pleased to promote the following Five Hundred and Eighty Five (585) Male SSTs (BS-16) to the post of Subject Specialist (BS-17) on regular basis with immediate effect:-

S#	S# in Sub:	Sen: #	Name & Present School Address	Proposed Station	Remarks
1	1	805	Shah Nawaz Khan SST, GHSS Hakim Haved, Bannu	SS (Biology) BS-17 GHSS Choraki Kohat	Against Vacant Post
2	2	1692	Mir Qabaz Khani SST, GHS Mama Khel Banochi, Bannu	SS (Biology) BS-17 GHSS Al-Hamid Wali Noor Bannu	Against Vacant Post
3	3	2004	Riaz Muhammad SST, GCMHS Barkhela, Malakand	SS (Biology) BS-17 GHSS Chakdara Dir Lower	Against Vacant Post
4	4	2722	Nazif Khan SST, GHS Daraka Aziz Khan, Lakki	SS (Biology) BS-17 GHSS Daraka Aziz Khan Lakki Marwat	Against Vacant Post
5	5	3202	Adil Nawaz Khan SST, GHS Mir Azam Kor, Bannu	SS (Biology) BS-17 GHSS Kandahar Khan Karak	Against Vacant Post
6	6	3219	Yahya Khan SST, GHS Rizen Khel, Bannu	SS (Biology) BS-17 GHSS Abdul Khel Lakki Marwat	Against Vacant Post
7	7	3351	Aziz Khan SST, GHS Fazal Shah Meta Khel, Bannu	SS (Biology) BS-17 GHSS Mashra Mansoor Lakki Marwat	Against Vacant Post
8	8	3360	Fakhrul Amin SST, GCMHS Manghoz, Swabi	SS (Biology) BS-17 GHSS Mansahdar Swabi	Against Vacant Post
9	9	3378	Iqbal ud Din SST, GHS Behzadi Chakar Kot, Kohat	SS (Biology) BS-17 GHSS Saleema Sikandar Khel Bannu	Against Vacant Post
10	10	3400	Muhammad Shahzaib Ghaffar SST, GHS Lakari Kaniza, Peshawar	SS (Biology) BS-17 GHSS Tehkal Bala Peshawar	Against Vacant Post
11	11	3479	Tahir ud Din SST, GHS Sarozai, Hangu	SS (Biology) BS-17 GHSS Muhammad Khatwaja Hangu	Against Vacant Post
12	12	3502	Muhammad Atif SST, GHSS Labat, Swat	SS (Biology) BS-17 GHSS Labat Swat	Against Vacant Post
13	13	3520	Muhammad Tahir SST, GHS Khungi, Dir Lower	SS (Biology) BS-17 GHSS Sado Dir Lower	Against Vacant Post
14	14	3523	Siddique Ahmed SST, GHS Haji Mora, D.I. Khan	SS (Biology) BS-17 GHSS Kachi Paund Khan D.I. Khan	Against Vacant Post
15	15	3536	Syed Ali Afzal SST, GHS Qabad Shah Khel, Kurram Agency	Services placed at the disposal of ACS FATA.	
16	16	3589	Noor Khan SST, AAEO, SWA Education Office	Services placed at the disposal of ACS FATA.	
17	17	3624	Muhammad Daud SST, GHS Khazan Gul Kot, Manzar Khel, NWA	Services placed at the disposal of ACS FATA.	
18	18	3637	Khushdil Khan SST, GHS Mira Khel, Bannu	SS (Biology) BS-17 GHSS Landiwah Lakki Marwat	Against Vacant Post
19	19	3658	Naik Rehman SST, GHSS Shahbaz Azmat Khel, Bannu	SS (Biology) BS-17 GHSS Shakardara Kohat	Against Vacant Post
20	20	3654	Noor Zada SST, GHS Pinda Banda, Karak	SS (Biology) BS-17 GHSS Muslim Abad Kohat	Against Vacant Post
21	21	3663	Syed Naimatullah Shah SST, GHS Ganji Daud Shah, Bannu	SS (Biology) BS-17 GHSS Kotka Mohammad Khan Bannu	Against Vacant Post
22	22	3585	Kamran Ullah SST, GHS Dheri Saidan, Bannu	SS (Biology) BS-17 GHSS Dhand Saghi Kohat	Against Vacant Post

9

Serial No 29

2

9

23	1704	Eakhtasvar Jan SST GHS Sahib Abad, Bajour Agency	Services placed at the disposal of ACS FATA.	
24	3709	Fooli Niaz Khan SST GHS Jhandu Khel Bannu	SS (Biology) BS-17 GHSS Dallah Hangu	Against Vacant Post
25	3735	Shakir Ullah Khan SST GHSS Jani Khel, Bannu	SS (Biology) BS-17 GHSS Ibrahimzai Hangu	Against Vacant Post
26	3736	Atta Muhammad Khan SST GHS Shukrullah Hussain Mandan, Bannu	SS (Biology) BS-17 GHSS Khadzai Kohat	Against Vacant Post
27	3747	Muhammad Irshad SST GHS Spina Khawara, Dir Lower	SS (Biology) BS-17 GHSS Tangai Dir Lower	Against Vacant Post
28	3753	Tariq Masood SST GHS Ranwal, Tank	SS (Biology) BS-17 GHSS Mulazai Tank	Against Vacant Post
29	3761	Muhammad Zeb Khan Kakar SST GHS Gul Khitab Koroon, Charsadda	SS (Biology) BS-17 GHSS Rajjar-2 Charsadda	Against Vacant Post
30	3768	Burhanud Din SST GHS Khar, Bajour Agency	Services placed at the disposal of ACS FATA.	
31	3778	Ali Muhammad SST GHS Chanar, Buner	SS (Biology) BS-17 GHSS Batara Buner	Against Vacant Post
32	3819	Muhammad Noor SST GHSS Eiddak, NWA	Services placed at the disposal of ACS FATA.	
33	3823	Noor Ayub Khan SST GHS Taj Muhammad Kot Sheran Thana, NWA	Services placed at the disposal of ACS FATA.	
34	3843	Tariq Yarqosh Gilani SST GHS No.1 D/Alindand, Malakand	SS (Biology) BS-17 GHSS Bicket Gunj Mardau	Against Vacant Post
35	3855	Noor Nawaz Khan SST GHS Khan Khel, Mandozai, Lakki	SS (Biology) BS-17 GHSS Kheru Khel Pacca Lakki Marwat	Against Vacant Post
36	3876	Muhammad Younas Khan SST, GHS Mandan, Bannu	SS (Biology) BS-17 GHSS Tappi Kanda Karak	Against Vacant Post
37	3877	Muhammad Daud SST GHS Ghani Dheri Malakand.	SS (Biology) BS-17 GHSS Saddi Mardan	Against Vacant Post
38	3919	Matiullah SST GHS Darmai, Swat	SS (Biology) BS-17 GHSS Sakhara Swat	Against Vacant Post
39	3956	Ibrahim Khalilullah SST GHS No.2 Zaida, Swabi	SS (Biology) BS-17 GHSS Punipir Swabi	Against Vacant Post
40	3935	Sher Muhammad SST GHSS Khesghii Payan, Nowshera	SS (Biology) BS-17 GHSS Nowshera Kalan	Against Vacant Post
41	4006	Irshad Ullah SST GCET Mir Ali, NWA	Services placed at the disposal of ACS FATA.	
42	4013-A	Muhammad Qasim SST GHSS Nari Panos, Karak	SS (Biology) BS-17 GHSS Nari Panos Karak	Against Vacant Post
43	4015	Akhtar Said SST GHS Qillagai, Dir Lower	SS (Biology) BS-17 GHSS Rchanpur Dir Lower	Against Vacant Post
44	4046	Manzoor Ahmad SST GHS Land, NWA	Services placed at the disposal of ACS FATA.	
45	4049	Fazal Hamid SST GCMHS Wadudia, Swat	SS (Biology) BS-17 GHSS Kabal Swat	Against Vacant Post
46	4053	Muhammad Umer Faynz Khan SST GHS Mira Khel, Bannu	SS (Biology) BS-17 GHSS Chanda Khurram Karak	Against Vacant Post
47	4054	Attullah SST GHS Shamzan Kot, NWA	Services placed at the disposal of ACS FATA.	
48	4061	Adnan Khan SST GSMDS Mathra, Peshawar	SS (Biology) BS-17 GHSS No2 Peshawar City	Against Vacant Post
49	4063	Ashfaq Ahmad Khan SST GZSHS Darani, Malakand	SS (Biology) BS-17 GHSS Shakor Charsadda	Against Vacant Post
50	4070	Mehboob Alam SST GHS Bagra, Buner	SS (Biology) BS-17 GHSS Agarai Buner	Against Vacant Post
51	4091	Ijaz Khan SST GHS Katti Garhi, Mardan	SS (Biology) BS-17 GHSS Katti Garhi Mardan	Against Vacant Post
52	4166	Niazullah SST GCET Mir Ali, NWA	Services placed at the disposal of ACS FATA.	
53	4170	Naimat Ullah Khan SST AAEO, SWA	Services placed at the disposal of ACS FATA.	

29

581	77	2791	Qasim Jan SST GHS Kakul, Abbottabad	SS (Urdu) BS-17 GHSS Rich Bhean, Abbottabad	Against Vacant Post
582	78	2794	Muhammad Nazir SST GHS Timber Khola Mauselira	SS (Urdu) BS-17 GHSS Jalgali, Manshra	Against Vacant Post
583	79	2821	Hafiz Tariq Bilal SST GHSS No. 2 Kohat	SS (Urdu) BS-17 GHSS Dhoola Kohat	Against Vacant Post
584	80	2851	Shabir Ahmad SST GMS Gali Barian, Abbottabad	SS (Urdu) BS-17 GHSS Dirore Abbottabad	Against Vacant Post
585	81	2908	Habib ur Rehman SST GHSS Murvali, D.I.Khan	SS (Urdu) BS-17 GHSS No.3 D.I.Khan	Against Vacant Post

2. On their promotion, the Subject Specialist concerned will be on probation for a period of one year in terms of Section 6(2) of NWFP Civil Servant Act, 1973 read with Rule 15(1) of the NWFP Civil Servant (Appointment, Promotion & Transfer) Rules, 1989.

3. No. TA /DA allowed.

SECRETARY

Endst. No. & date as above.

Copy to:

1. The Additional Chief Secretary (FATA), FATA Secretariat Warsak Road Peshawar.
2. The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
3. The Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
4. The Accountant General Khyber Pakhtunkhwa, Peshawar.
5. PSO to Chief Secretary to Govt. of Khyber Pakhtunkhwa.
6. The Director (E&SE) Khyber Pakhtunkhwa Peshawar, with a request to circulate this notification among all concerned.
7. The Director Education FATA, Warsak Road, Peshawar.
8. The Director Curriculum & Teachers Education, Abbottabad.
9. The Deputy Director (EMIS), E&SE Department, with the request to upload the notification of E&SE Department website (www.kpsc.gov.pk).
10. The District Education Officers, Elementary & Secondary Education concerned.
11. The District Accounts Officers concerned.
12. PS to Secretary E&SE Department.
13. Subject Specialist concerned.
14. Office File.

(NAIK MUHAMMAD)
SECTION OFFICER (PRIMARY)



FATA SECRETARIAT
(SOCIAL SECTORS DEPARTMENT)
WARSAK ROAD PESHAWAR
 Dated Peshawar the July 10, 2017

NOTIFICATION

No. SO/Edu/SSD/FATA/5336-945
 Consequent upon their promotion from SST to the post of Subject Specialist and placement of their services at the disposal of Additional Chief Secretary FATA vide Govt. of Khyber Pakhtunkhwa (Elementary & Secondary Education Department) Notification No. SO(PE)/2-6/DPC Meeting/SS/SS (28-02-2017) dated 30-05-2017 and with the approval of the Competent Authority, the following SSTs promoted to the post of Subject Specialists (BS-17) are hereby adjusted against the vacant posts in the schools/Stations mentioned against their names below Wed 30-05-2017 in the interest of public service, while the terms & conditions will remain the same as notified in the mentioned above notification.

S/#	Name/Designation & Present place of posting	Domicile	Promoted / Adjusted as	Remarks
1	Mr. Syed Ali Afzal SST-GHS Qubad Shah Khel Kurram Agency.	Kurram Agency	SS in Biology at GHSS Saira Badaberan-PR Peshawar	AVP
2	Mr. Noor Khan SST/AEED/SWA Now SST GHS Kari Kot SWA	SWA	SS in Biology at GHSS Ashkar Kot SWA.	Vice S.No. 71
3	Mr. Muhammad Daud SST-GHS Khazan Gul Kot Manzar Khel NWA.	FR-Bannu	SS in Biology & Services placed at disposal of E & SE Department KP. (on his own request)	Due to non availability of subject post in FATA.
4	Mr. Bakhtawar Jan SST-GHS Sahib Abad Bajaur Agency	Bajaur Agency	SS in Biology & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
5	Mr. Burhan Ud Din SST-GHS Khar Bajaur Agency.	Bajaur Agency	SS in Biological GHSS Spin Dhandi Khylat Agency.	AVP
6	Mr. Muhammad Noor SST-GHSS Eidak NWA.	NWA	SS in Biology at GHSS Ashkar Kot SWA Agency.	AVP
7	Mr. Noor Ayub Khan SST-GHS Taj Muhammad Kot Shera Tala NWA.	NWA	SS in Biology at GHSS Eidak NWA.	Against vacant Chemistry post.
8	Mr. Irshad Ullah SST-GCET Mir Ali NWA.	NWA	SS in Biology at GCET Mirali NWA.	Vice S.No. 89 against the post of SS in Maths.
9	Mr. Manzoor Ahmad SST-GHS Land NV/A.	NWA	SS in Biology & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
10	Mr. Attaullah SST-GHS Shamazan Kot NWA.	FR Bannu	SS in Biology & Services placed at disposal of E & SE Department KP.	Due to non-availability of subject post in FATA.
11	Mr. Niaz Ullah SST-GCET Mir Ali NWA.	NWA	SS in Biology at GCET Mirali NV/A.	Against post of librarian (Already occupied)
12	Mr. Naimatullah Khan AAED SWA.	SWA	SS in Biology at GHSS Shahoor SWA.	AVP

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Handwritten number 843 and 33.

Handwritten number 16739 and 137.

Handwritten checkmark and number 5.

13	Mr. Surat Khan SST GHS Shin Dhand FR Kohat.	FR Bannu	SS in Biology & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
14	Mr. Sajjad Halder SST GHS Sakhi Marjan wargara FR Lakki.	FR Bannu	SS in Biology & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
15	Mr. Gulam Hazrat SST GHS Sagi Bala Mohmand Agency.	Mohmand Agency	SS in Chemistry at GHSS Spin Dhand Khyber Agency	Vice S.No.82
16	Mr. Zahid Iqbal SST GHS Hameed Khan Killi Mohmand Agency.	Mohmand Agency	SS in Chemistry at GHSS Shahoor SWA.	AVP
17	Mr. Aftab Alam SST GHS Aftab Talab Khyber Agency.	Mohmand Agency	SS in Chemistry & Services placed at disposal of E & SE Department KP (on his own request)	Due to non availability of subject post in FATA.
18	Mr. Abdul Qayum SST GHS Khaddi NWA.	NWA	SS in Economics & Services placed at disposal of E & SE Department KP (on his own request)	Due to non availability of subject post in FATA.
19	Mr. Akhtar Nawaz SST GMS Hassan Shah Kot NWA.	NWA	SS in Economics & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
20	Mr. Saifullah SST GMS Barwejai SWA.	SWA	SS in Economics at GHSS Shahoor SWA.	AVP
21	Mr. Muhammad Rehman SST GHS Pir Sahib Jan Kot NWA.	NWA	SS in Economics & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
22	Mr. Muhammad Ashraf Khan SST GHS Land NWA.	NWA	SS in Economics & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
23	Mr. Abdul Shakoor SST GHSS No.1 Jamrud Khyber Agency	Orakzai Agency	SS in English & Services placed at disposal of E & SE Department KP (on his own request)	Due to non availability of subject post in FATA.
24	Mr. Nasim Ullah SST GHS Khazan Gul Kot NWA.	FR Bannu	SS in English & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
25	Mr. Abdul Samad SST GHS Haider Khel NWA.	NWA	SS in English at GHSS Eldak NWA.	AVP
26	Mr. Amir Rehman SST GMS Muhammad Yar Kot SWA.	SWA	SS in English at GHSS Ashkar Kot SWA.	AVP
27	Mr. Ahmad Ud Din SST GMS Langar Khel SWA Now GCET Male Jamrud Khyber Agency.	NWA	SS in English at GHSS Spin Dhand Khyber Agency	Vice S.No.80 against the post of SS in Statistic.
28	Mr. Nawab Zada AAEO FR Lakki.	FR Lakki	SS in English at GHSS Shahoor SWA.	Vice S.No.73 against the post of SS in Pashto
29	Mr. Arbab Husain SST GHS Burki Kurram Agency.	Kurram Agency	SS in English at GHSS Shalozan Kurram Agency.	AVP
30	Mr. Muhammad Imran SST GHS Murga FR DI Khan.	FR Bannu	SS in English & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.

31	Mr. Mehmood Ur Rehman SST GHS Din Muhammad Kor Tank.	FR Bannu	SS in English & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
32	Mr. Haneef Khan SST GHS Baza Kurram Agency.	FR Bannu	SS in English at GHSS Kalaya Orakzai Agency.	AVP
33	Mr. Taqweem Ul Haq SST GHS Biland Khel Orakzai Agency now at GHS Paya Kohat.	FR Bannu	SS in English & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
34	Mr. Asadullah AAEO Orakzai Agency.	Orakzai Agency	SS in H/Civics at GHSS Kalaya Orakzai Agency.	AVP
35	Mr. Fazaal Wahab SST GHS Raghgen AAEO AED Office Bajaur Agency.	Bajaur Agency	SS in H/Civics at GHSS Ganda Bajaur Agency.	Mice S.No. 88 against the post of SS in English.
36	Mr. Bilal Ahmad SST GHS Nadir Bodin Khel FR Bannu.	FR Bannu	SS in H/Civics at GHSS Nadir Bodin Khel FR Bannu.	Post already occupied
37	Mr. Faiz ur Rehman SST GHS Loi Sam Bajaur Agency.	Bajaur Agency	SS in H/Civics & Services placed at disposal of E & SE Department KP.	Due to non availability of the subject post in FATA.
38	Mr. Gul Muhammad SST GHS Sharbatal Bajaur Agency.	Bajaur Agency	SS in H/Civics & Services placed at disposal of E & SE Department KP. (on his own request)	Due to non availability of subject post in FATA.
39	Mr. Dast Ali SST GMS Kuz Kadi Mohmand Agency.	Mohmand Agency	SS in H/Civics at GHSS Ghallanar Mohmand Agency.	Mice S.No. 92 against the post of SS in English.
40	Mr. Sher Awal Din SST GMS Warzakal SWA.	SWA	SS in H/Civics at GHSS Ashkar Kot SWA.	AVP
41	Mr. Akhtar Khan SST GHS Bait Killa Kunjak Bannu District.	Khyber	SS in H/Civics & Services placed at disposal of E & SE Department KP.	Due to non availability of subject post in FATA.
42	Mr. Iqrar Muhammad SST GHS Lora Malna Khyber Agency.	Khyber Agency	SS in H/Civics & Services placed at disposal of E & SE Department KP. (On his own request)	Due to non availability of subject Post in FATA.
43	Mr. Shakeel Ahmad SST GMS Sher Khan Kot NWA.	NWA	SS in H/Civics & Services placed at disposal of E & SE Department KP.	Due to non availability of subject Post in FATA.
44	Mr. Shakirullah SST GMS Akbar Khan Kot Spulga NWA.	NWA	SS in H/Civics & Services placed at disposal of E & SE Department KP.	Due to non availability of subject Post in FATA.
45	Mr. Muhammad Ashraf SST GHS Uchat Kurram Agency.	Kurram Agency	SS in H/Civics & Services placed at disposal of E & SE Department KP.	Due to non availability of subject Post in FATA.
46	Mr. Fazli Subhan SST GHS Bandagai Bajaur Agency.	Bajaur Agency	SS in Islamiyat & Services placed at disposal of E & SE Department KP. (on his own request)	Due to non availability of subject Post in FATA.
47	Mr. Muhammad Shah SST GHS Khar Bajaur Agency.	Bajaur Agency	Refused to accept SS post	On his own request
48	Mr. Zafar Ali GMS Jahba Now at GHS Sur kamar Khyber Agency.	NWA	SS in Islamiyat & Services placed at disposal of E & SE Department KP.	Due to non availability of subject Post in FATA.

(14)

49	Mr. Siraj-ud-Din SST GHS Khar Bajaur Agency.	Bajaur Agency	SS in Islamiyat at GHSS Gardai Bajaur Agency.	Vice S. No. 76 against the post of SS in Statistics.
50	Mr. Rehman Poor SST GHS Hurmaz NWA.	NWA	SS in Islamiyat & Services placed at disposal of E & SE Department KP.	Due to non-availability of subject post in FATA.
51	Mr. Siraj-ul-Haq SST GHS Loi Sam Bajaur Agency.	Bajaur Agency	SS in Maths at GHSS Gardai Bajaur Agency.	AVP
52	Mr. Abbas Ali SST GHS Nasti Kot Kurram Agency.	Kurram Agency	SS in Maths at GHSS Kalaya Orakzai Agency.	Vice S. No. 86 against the post of SS in Economics.
53	Mr. Inayat Ullah SST GMS Wochar Dahanu Kot SWA.	SWA	SS in Maths at GHSS Shahoor SWA.	AVP
54	Mr. Asmat Ullah SST GHS Shakaj SWA.	SWA	SS in Maths & Services placed at disposal of E & SE Department KP.	Due to non-availability of subject post in FATA.
55	Mr. Muhammad Raqib SST GHS Akhunval FR Kohat.	FR Kohat	SS in Maths at GHSS Spin Dhand Khyber Agency.	AVP
56	Mr. Abdus Salam SST GHS Inayat Killa Bajaur Agency.	Bajaur Agency	SS in Pak Study at GHSS Sama Badabera FR Peshawar.	Vice S. No. 77
57	Mr. Muhammad Farooq SST GHSS Nadir Boin Khel FR Bannu.	FR Bannu	SS in Pak Study & Services placed at disposal of E & SE Department KP.	Due to non-availability of subject post in FATA.
58	Mr. Shahab Ud Din SST GMS Land Char Khel NWA.	NWA	SS in Pak Study at GHSS Shahoor NWA.	Vice S. No. 81
59	Mr. Ismail Khan SST GHS Sandu Khel Mohmand Agency.	Mohmand Agency	SS in Physics at GHSS Ghallana Mohmand Agency.	Vice S. No. 83
60	Mr. Hassan Zaman SST GHS Abu Khon FR Bannu.	FR Bannu	SS in Physics at GHSS Ashkar Kot SWA.	AVP
61	Mr. Irfanullah SST GHSS Jamrud Khyber Agency.	NWA	SS in Physics at GHSS Jamrud Khyber Agency.	Vice S. No. 79
62	Mr. Muhammad Farooq SST GHS Shago Bajaur Agency.	Bajaur Agency	SS in Physics at GHSS Spin Dhand Khyber Agency.	Vice S. No. 81
63	Mr. Hazrat Hussain SST GHS Wana SWA.	SWA	SS in Statistics at GHSS Shahoor SWA.	Vice S. No. 70
64	Mr. Inamullah Khan SST GHS Sargarah Muhammad Khan FR Lakkhi.	FR Bannu	SS in Statistics GHSS Ashkar Kot SWA.	Vice S. No. 72
65	Mr. Shafulah SST GHS Mata Killa Bajaur Agency.	Bajaur Agency	SS in Urdu & Services placed at disposal of E & SE Department KP. (on his own request)	Due to non-availability of subject post in FATA.
66	Mr. Muslim Khan SST GHS Mata Killa Bajaur Agency.	Bajaur Agency	SS in Urdu at GHSS Gardai Bajaur Agency.	AVP
67	Mr. Muhammad Iqbal Shah SST GMS Masap Mela SWA.	SWA	GHSS Shahoor SWA Agency.	AVP
68	Mr. Raza Ali Gul Fam SST GMS Garbina Kurram Agency.	Kurram Agency	SS in Urdu at GHSS Ashkar Kot SWA.	Vice S. No. 75

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69	Mr. Jaffar Khan SS in Statistics GHSS Gul Akbar Killi FR-Peshawar.	FR Peshawar	SS in Group at GHSS Eidak NWA.	AVP
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Consequential Transfer

70	Mr. Jamshid Khan SS in Statistics GHSS Shahoor SWA.	FR Bannu	Service placed at the disposal of E&SE Department KP.	On his own request
71	Mr. Ashraf Ali SS in Chemistry GHSS Ashkan Kot SWA.	FR Bannu	Service placed at the disposal of E&SE Department KP.	On his own request
72	Mr. Noor Muhammad SS in Statistics GHSS Ashkan Kot SWA.	Khyber Agency	Service placed at the disposal of E&SE Department KP.	On his own request
73	Mr. Inamullah SS in Pashto GHSS Shahoor SWA.	Mohmand Agency	Service placed at the disposal of E&SE Department KP.	On his own request
74	Mr. Khalid Khan SS in English GHSS Gardai Bajaur Agency.	Mohmand Agency	Service placed at the disposal of E&SE Department KP.	On his own request
75	Mr. Noor Zada SS in Urdu GHSS Ashkan Kot SWA.	FR Bannu	Service placed at the disposal of E&SE Department KP.	On his own request
76	Mr. Atta-ur-Rahman SS in Economics GHSS Ashkan Kot SWA.	FR Bannu	Service placed at the disposal of E&SE Department KP.	On his own request
77	Mr. Taj Mir Shah SS in Pak Study GHSS Sama Bada Beera FR Peshawar.	Mohmand Agency	Service placed at the disposal of E&SE Department KP.	On his own request
78	Mr. Fazal Akbar SS in Statistics GHSS Gardai Bajaur Agency.	Bajaur Agency	Service placed at the disposal of E&SE Department KP.	On his own request
79	Mr. Raziq Shah SS in Physics GHSS Jamrud Khyber Agency.	Mohmand Agency	Service placed at the disposal of E&SE Department KP.	On his own request
80	Mr. Miskeen Khan SS in Statistics GHSS Spin Dhand Khyber Agency.	Mohmand Agency	Service placed at the disposal of E&SE Department KP.	On his own request
81	Mr. Sana Ullah SS in Pak Study GHSS Shahoor SWA.	Bajaur Agency	Service placed at the disposal of E&SE Department KP.	On his own request
82	Mr. Gul Wabid SS in Chemistry Spin Dhand Khyber Agency.	Bajaur Agency	Service placed at the disposal of E&SE Department KP.	On his own request
83	Mr. Khalid Khan SS in Physics GHSS Gallanai Mohmand Agency.	Mohmand Agency	Service placed at the disposal of E&SE Department KP.	On his own request
84	Mr. Majeed Gul SS Pashto B-17 GHSS No.1 Peshawar cantt. waiting for adjustment.	Kurram Agency	Principal at GHS Ali Zai Kurram Agency.	Vice S.No. 50 in his pay and scale.
85	Mr. Misbaullah SS Economics GHSS Shahoor SWA.	NWA	SS in Economics at GHSS Eidak NWA.	A/P
86	Mr. Sabir Hussain SS Economics GHSS Kalaya Orakzai Agency.	Kurram Agency	SS in Economics at GHSS Shalozan Kurram Agency.	A/P

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87	Mr. Musim Shah SS (Bio) working against Economics GHSS Gardai Bajaur Agency.	Bajaur Agency	SS in Biology GHSS Gardai Bajaur Agency.	ASP
88	Mr. Yaqoob Khan SS in Economics working against Pashto GHSS Gardai Bajaur Agency.	Bajaur Agency	SS in Economics at GHSS Gardai Bajaur Agency.	Vice S.No. 2
89	Mr. Nazeem Ur Rehman SS in Maths working against instructor post GCET Miral NWA.	NWA	SS in Maths at GHSS Eidak NWA.	ASP
90	Mr. Sherin Gul Principal GHS Ali zai Kurram Agency.	Kurram Agency	Principal GHSS Sadda Kurram Agency.	Against the Vacant post of principal B-19 in his own pay and scale.
91	Mr. Ayub Khan SS in Physics GHSS Spin Dhand Khyber Agency.	Mohmand Agency	Service placed at the disposal of E&SE Department KP.	Vide section officer schools (Male) letter No. SO (SK/E&SE)/ 2-1/2017 transfer from FATA dated 20/06/2017.
92	Mr. Muhammad Nisar SS in English GHSS Ghalanai Mohmand Agency.	Mohmand Agency	Service placed at the disposal of E&SE Department KP.	-do-
93	Mr. Sanobar Khan SSS (B-18) under transfer to GHS Jalaka Mela Orakzai Agency.		Retained against the post of SSS (B-18) at GCET Habib Ullah.	Already occupied.
94	Mr. Amir Muhammad Head Master / Instructor GCET Kotka Habib Ullah FR Bannu.		GHS Jalaka Mela Orakzai Agency.	Against the vacant Principal post in his own pay and scale.

Secretary Social Sectors Department FATA

Copy of the above is forwarded to the:

1. Secretary Elementary & Secondary Education Khyber Pakhtunkhwa.
2. Secretary Social Sectors Department FATA.
3. AGPR (Sub Office) Peshawar.
4. Director Elementary & Secondary Education Khyber Pakhtunkhwa.
5. Director Education FATA.
6. Agency Education Officers concerned.
7. Agency / District Accounts Officers Concerned.
8. Principals concerned.
9. Officers Concerned.

Abdul Maman
Section Officer Education



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the September 15, 2017

NOTIFICATION:

NO.SO(SM)E&SED/2-1/2017/ Adjustment of SS form FATA to Settle (BS-17): In continuation to this department notification No.SO(PE)/2-6/DPC/Meeting (31-1-2017) dated 30-05-2017 and consequent upon their repatriation from FATA vide FATA Secretariat Notification No. SO(Edu/SSD/FATA/5936-945 dated 10-07-2017, adjustment of the following Subject Specialist (BS-17) is hereby ordered on the posts/stations as mentioned against each in the interest of public service with immediate effect:

Sr.#	Name & Designation	Proposed Place	Remarks
1.	Mr. Muhammad Daoud, SS (Biology) BS-17 (Awaiting Posting)	SS (Biology) BS-17 GHSS Shah Saleem, Karak	Against vacant post
2.	Mr. Sajjad Haider, SS (Biology) BS-17 (Awaiting Posting)	SS (Biology) BS-17 GHSS Masha Mansoor Lakki Marwat	Against vacant post
3.	Mr. Bakhtawar Jan, SS (Biology) BS-17 (Awaiting Posting)	SS (Biology) BS-17 GHSS Mian Killi, Dir Lower.	Against vacant post
4.	Mr. Aftab Alam, SS (Chemistry) BS-17 (Awaiting Posting)	SS (Chemistry) BS-17 GHSS No 1 Charsadda	Against vacant post
5.	Mr. Muhammad Ashraf, SS (Economics) BS-17 (Awaiting Posting)	SS (Economics) BS-17 GHSS Bakka Khel, Bannu	Against vacant post
6.	Mr. Abdul Shakoor, SS (English) BS-17 (Awaiting Posting)	SS (English) BS-17 GHSS Shekhan Peshawar	Against vacant post
7.	Mr. Nasim Ullah, SS (English) BS-17 (Awaiting Posting)	SS(English) BS-17 GHSS Landiwa Lakki Marwat	Against vacant post
8.	Mr. Muhammad Imran, SS (English) BS-17 (Awaiting Posting)	SS English BS-17 GHSS Serai Narang Lakki Marwat	Against newly created post
9.	Mr. Mahmood ur Rehman, SS (English) BS-17 (Awaiting Posting)	SS(English) BS-17 GHSS Mamash Khel Bannu	Against newly created post
10.	Mr. Taqweem ul Haq, SS (English) BS-17 (Awaiting Posting)	SS(English) BS-17 GHSS Naran Bannu	Against newly created post
11.	Mr. Faiz ur Rehman, SS (H/Civics) BS-17 (Awaiting Posting)	SS (H/Civics) BS-17 GHSS Mayar Dir Lower	Against vacant post



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
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12.	Mr. Gul Muhammad, SS (H/Civics) BS-17 (Awaiting Posting)	SS(H/Civics) BS-17 GHSS Aboha Swat	Against vacant post
13.	Mr. Iqbal Muhammad, SS (H/Civics) BS-17 (Awaiting Posting)	SS(H/Civics) BS-17 GHSS Ghala Dher Mardan	Against vacant post
14.	Mr. Shakeel Ahmad, SS (H/Civics) BS-17 (Awaiting Posting)	SS (H/Civics) BS-17 GHSS Karbogha Sharif, Hangu	Against vacant post
15.	Mr. Shakir Ullah, SS (H/Civics) BS-17 (Awaiting Posting)	SS (H/Civics) BS-17 GHSS Nagn Bala, Abbottabad	Against vacant post
16.	Mr. Muhammad Ashraf, SS (H/Civics) BS-17 (Awaiting Posting)	SS (H/Civics) BS-17 GHSS Ziarat Kaka Sahib, Nowshera	Against vacant post
17.	Mr. Fazal e Subhan, SS (Islamiyat) BS-17 (Awaiting Posting)	SS (Islamiyat) BS-17 GHSS Mian Kili, Dir Lower	Against vacant post
18.	Mr. Rehman Noor, SS (Islamiyat) BS-17 (Awaiting Posting)	SS (Islamiyat) BS-17 GHSS Shorkot D.I. Khan	Against Vacant Post
19.	Mr. Shafi Ullah, SS (Urdu) BS-17 (Awaiting Posting)	SS(Urdu) BS-17 GHSS Mayar Dir Lower	Against vacant post
20.	Mr. Jamshed Khan, SS (Stats) BS-17 (Awaiting Posting)	SS (Stats) BS-17 GHSS Muhammad Zai, Kohat	Against vacant post
21.	Mr. Ashraf Ali SS (Chemistry) BS-17 (Awaiting Posting)	SS (Chemistry) BS-17 GHSS Landiwa Lakki Marwat	Against vacant post
22.	Mr. Noor Muhammad, SS (Stats) BS-17 (Awaiting Posting)	SS (Stats) BS-17 GHSS Gul Bela Peshawar	Against vacant post
23.	Mr. Inam Ullah, SS (Pashto) BS-17 (Awaiting Posting)	SS (Pashto) BS-17 GHSS Shakoora Charsadda	Against vacant post
24.	Mr. Khalid Khan, SS (English) BS-17 (Awaiting Posting)	SS (English) BS-17 GHSS Baghdada, Mardan	Against vacant post
25.	Mr. Fazal Akbar SS Stat BS-17 Repatriated from FATA (Awaiting Posting)	SS State BS-17 GHSS Mandana Charsadda	Against vacant post
26.	Mr. Raziq Shah, SS (Physics) BS-17 (Awaiting Posting)	SS (Physics) BS-17 GHSS Gul Bahar, Peshawar City	Against vacant post
27.	Mr. Miskeen Khan SS State BS-17 Repatriated from FATA (Awaiting Posting)	SS State BS-17 GHSS Khanjar Mardan	Against vacant post
28.	Mr. Gul Wahid, SS (Chemistry) BS-17 (Awaiting Posting)	SS (Chemistry) BS-18 GHSS Munda, Dir Lower; wrong posting	Against vacant post

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

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29.	Mr. Khalid Khan, SS (Physics) BS-17 (Awaiting Posting)	SS (Physics) BS-17 GHSS Khanjar Mardan	Against vacant post
30.	Mr. Ayub Khan, SS (Physics) BS-17 (Awaiting Posting)	SS(Physics) BS-17 GHSS Sowaryan Mardan	Against newly created post
31.	Mr. Muhammad Nisar, SS (English) BS-17 (Awaiting Posting)	SS(English) BS-17 GHSS No.2 Matta Mughal. Khet Shabqadar Charsadda	Against vacant post
32.	Mr. Farid ulah Shah, SS (Islamiat) BS-17 (Awaiting Posting)	SS (Islamiat) BS-17 GHSS Chaghar Mati Peshawar	Against vacant post

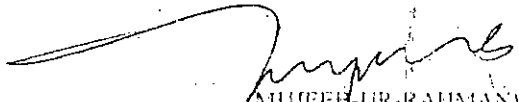
2. No TA/DA is allowed.

SECRETARY

Ends: of even No. & Date:

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (M), concerned.
4. District Accounts Officer, concerned.
5. PS to Secretary E&SE Department, Khyber Pakhtunkhwa.
6. PS to Minister E&SE Department, Khyber Pakhtunkhwa.
7. Incharge EMISE E&SE Department.
8. Officers concerned.
9. Office order file.


(MUJEEB-UR-RAHMAN)
SECTION OFFICER (SCHOOLS/MALE)



Dated Peshawar, the April 23, 2019

NOTIFICATION**NO.SO(S/M)/E&SED/2-1/2017/Adj of SS from FATA to Settle (BPS-17)**

WHEREAS Mr. Bakhtawar Jan Subject Specialist Teacher was promoted to the post of the Subject Specialists Biology (BS-17) vide this department notification dated 30-05-2017 and his services were placed at the disposal of Additional Chief Secretary FATA for further adjustment.

2. AND WHEREAS the Social Sector Department FATA Secretariat vide notification dated 10-07-2017 repatriated him to this department due to non-availability of his relevant post in FATA.

3. AND WHEREAS this department vide notification dated 15-09-2017 adjusted him as SS Biology (BS-17) GHSS Mian Kalay Dir Lower.

4. AND WHEREAS intime adjustment of said SS at right station was the responsibility of the department and there was no fault / inefficiency on his part and whereas as per section-7 of the Pay & Pension Rules, 2006 annual increment shall fall due on the 1st day of December every year, following the completion of at least six months service at a stage in the relevant Revised National Pay Scale.

5. AND WHEREAS the said SS has been promoted to BS-17 on 30-05-2017 and has six months service in BS-17 upto 1st December, 2017.

6. NOW THEREFORE, the competent authority has decided that Mr. Bakhtawar Jan Subject Specialist (Biology), GHSS Mian Kalay Dir Lower is entitled for award of annual increment in BS-17 for the year 2017.

SECRETARY

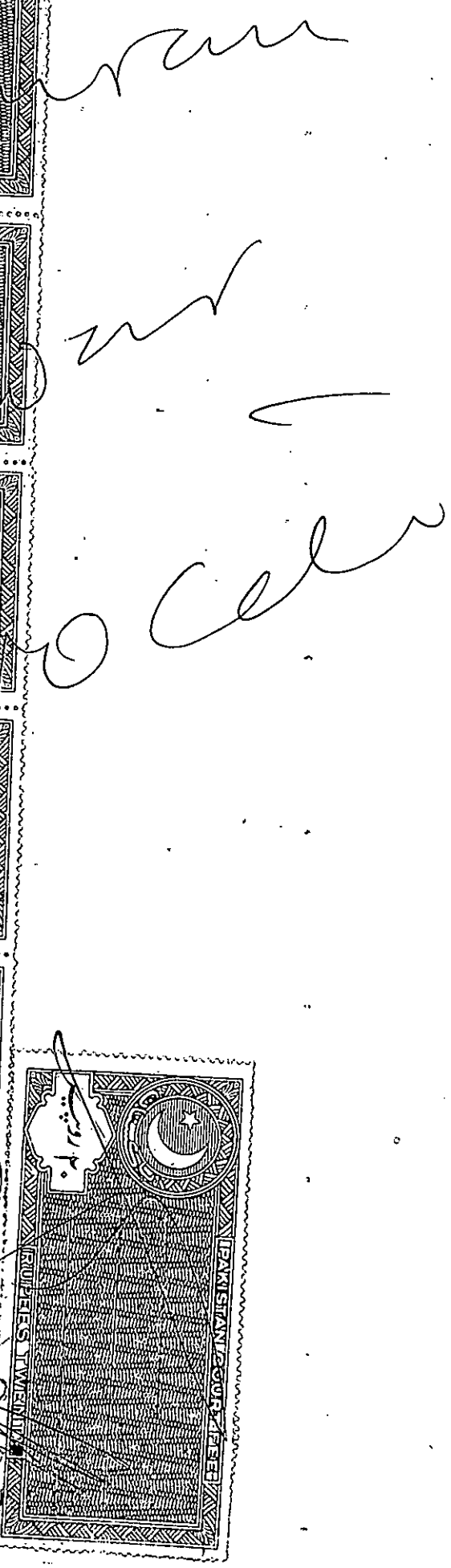
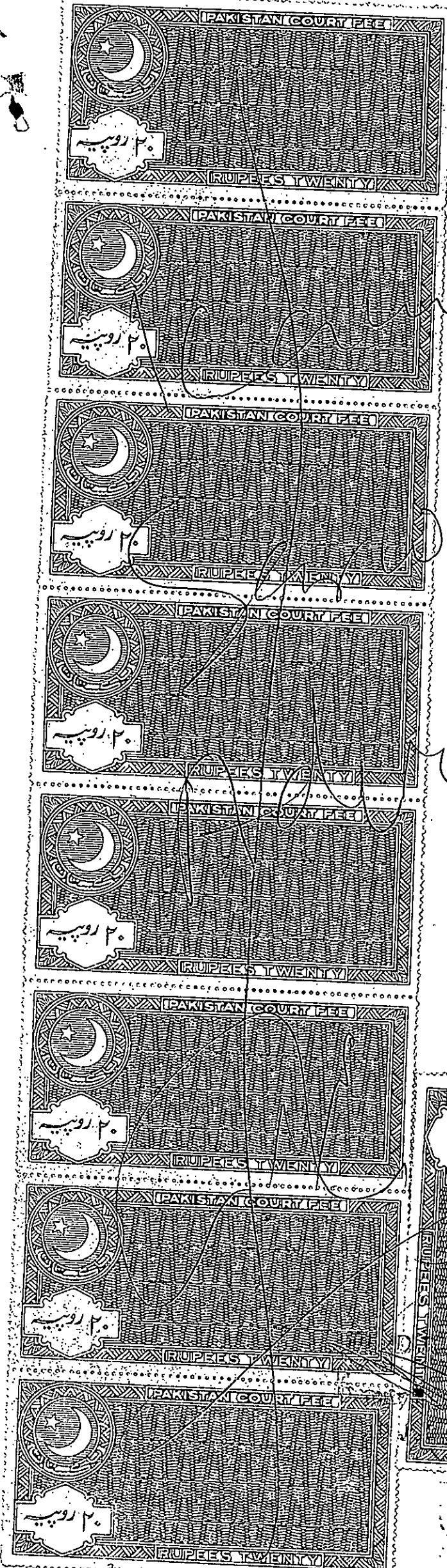
Endst: of even No. & Date.

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male), Dir Lower.
4. District Accounts Officer Dir Lower.
5. PS to Secretary E&SE Department, Khyber Pakhtunkhwa, Peshawar.
6. Principal GHSS Mian Kalay Dir Lower
7. Office Order file.

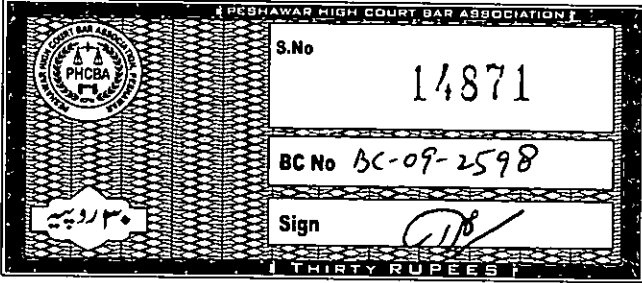
(MUHAMMAD SHOAIB)
 SECTION OFFICER (SCHOOLS MALE)

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وکالت نامہ

بعدالت پشاور ہائی کورٹ پشاور



مورخہ
مقدمہ
دعویٰ
جرم

Bakhtawar Jan / Petitioner
2019ء منجانب
بنام

Writ Petition

Secretary Elementary and
Secondary Education KPK &
Others / Respondents

باعث تحرے آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطہ پیروی و جواب وہی وکل کاروائی، متعلقہ آن مقام لیسٹنڈ جرنل کیلئے کابریلین سیمپور ایڈووکیٹ ہائی کورٹ مقرر کر کے اقرار کیا جاتا ہے۔ کہ وکیل موصوف کو مقدمہ کی کل کاروائی کا مکمل اختیار حاصل ہوگا نیز وکیل صاحب کو عرضی دعویٰ داخل کرنے، جواب دعویٰ، اپیل، نظر ثانی کا بھی اختیار حاصل ہو گا نیز وکیل صاحب بصورت ڈگری برخلاف من اختیار دہندہ اپیل، نگرانی، نظر ثانی از عدالت ابتداء تا عدالت انتہا یعنی سپریم کورٹ آف پاکستان دائر کر سکتا ہے وکیل موصوف بصورت عدم پیروی کاروائی یکطرفہ یا ڈگری یکطرفہ کیخلاف درخواست دائر کر سکتا ہے اور وکیل موصوف میری جانب سے مقدمہ میں بصورت ڈگری چیک یا نقد روپیہ کی شکل میں وصولی کر سکے گا اور مزید یہ کہ وکیل موصوف مقدمہ متذکرہ کی کل یا جزوی کاروائی کیلئے اپنی بجائے دیگر وکیل بھی اپنے ساتھ مقرر کر سکتا ہے جس کو بھی وہ جملہ اختیار حاصل ہونگے جو کہ وکیل موصوف کو حاصل ہیں مجھے اس صورت میں تمام ساختہ پرداختہ منظور و قبول ہوگا لہذا میں نے وکالت نامہ ہذا تحریر کر کے اس پر دستخط/ نشان انگشت ثبت کر دیا ہے تاکہ سند رہے۔

بختاور جان ولد مہدیان ساکن گاؤں تنگی تحصیل سالارزی باجوڑ
واہ الہ

CNIC # 21106-573684-3

18 جولائی 2019ء

وہ الہ


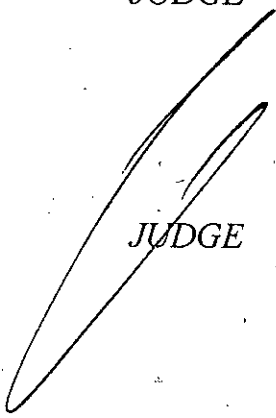
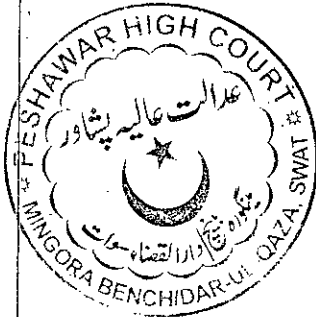
کے لئے منظور ہے۔



20 JUL 2019
بمقام پشاور

IN THE PESHAWAR HIGH COURT, PESHAWAR

FORM OF ORDER SHEET

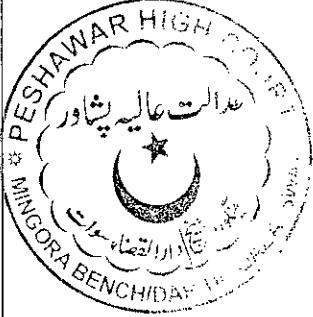
Date of order or proceedings.	Order or other proceedings with signature (s) of Judge(s)
(1)	(2)
23.07.2019	<p><u>W.P.No.3910-P/2019</u></p> <p><u>Present:</u> Mr. Kamran Sarwar, Advocate for the petitioner.</p> <p style="text-align: center;">***</p> <p>Comments of respondent No.4 be called for, so as to reach this court positively within a fortnight.</p> <div style="text-align: right; margin-right: 100px;">  JUDGE </div> <div style="text-align: right; margin-right: 100px;">  JUDGE </div> <div style="text-align: center; margin-top: 100px;">  </div> <div style="text-align: left; margin-top: 50px;"> <p>SCANNED</p> </div>

PESHAWAR HIGH COURT, MINGORA BENCH (DAR-UL-QAZA), SWAT

FORM OF ORDER SHEET

Court of

Case No. of

1	Date of Order or Proceedings 2	Order or other Proceedings with Signature of Judge and that of parties or counsel where necessary. 3
	08-10-2019	<p><u>W.P No. 3910-P/2019</u></p> <p>Present: <i>Mr. Sabir Shah, Advocate for the petitioner.</i></p> <p><i>Mr. Wilayat Ali Khan, A.A.G for the respondents.</i></p> <p>*****</p> <p>The learned A.A.G present in Court in some other cases accepts notice on behalf of the respondent No. 4 who shall file comments within fortnight.</p> <p>Adjourned to a date in office.</p> <p style="text-align: right;"><i>[Signature]</i> JUDGE</p> <p style="text-align: right;"><i>[Signature]</i> JUDGE</p> <div style="text-align: center;">  </div>

Office 9/10

“A”

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

No.

S.B

APPEAL No. 2261/ of 20

19

Bakhtawar Jan

Appellant/Petitioner

Versus

Recd

Secretary Elementary Education Peshawar
RESPONDENT(S)

Notice to Appellant/Petitioner

Bakhtawar Jan

R/O village Tangai, Tehsil
Sadarzai, Bajaur.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on

25/3/2020

at

9: am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

Registrar

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.



-Dated Peshawar the April 23, 2019

NOTIFICATION

NO.SO(S/M)/E&SED/2-1/2017/Adj of SS from FATA to Settle (BPS-17):

WHEREAS Mr. Bakhtawar Jan Subject Specialist Teacher was promoted to the post of the Subject Specialists Biology (BS-17) vide this department notification dated 30-05-2017 and his services were placed at the disposal of Additional Chief Secretary FATA for further adjustment.

2. AND WHEREAS the Social Sector Department FATA Secretariat vide notification dated 10-07-2017 repatriated him to this department due to non-availability of his relevant post in FATA.

3. AND WHEREAS this department vide notification dated 15-09-2017 adjusted him as SS Biology (BS-17) GHSS Mian Kalay Dir Lower.

4. AND WHEREAS intime adjustment of said SS at right station was the responsibility of the department and there was no fault / inefficiency on his part and whereas as per section-7 of the Pay & Pension Rules, 2006 annual increment shall fall due on the 1st day of December every year, following the completion of at least six months service at a stage in the relevant Revised National Pay Scale.

5. AND WHEREAS the said SS has been promoted to BS-17 on 30-05-2017 and has six months service in BS-17 upto 1st December, 2017.

6. NOW THEREFORE, the competent authority has decided that Mr. Bakhtawar Jan Subject Specialist (Biology), GHSS Mian Kalay Dir Lower is entitled for award of annual increment in BS-17 for the year 2017.

SECRETARY

Endst: of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male), Dir Lower.
4. District Accounts Officer Dir Lower.
5. PS to Secretary E&SE Department, Khyber Pakhtunkhwa, Peshawar.
6. Principal GHSS Mian Kalay Dir Lower
7. Office Order file.


(MUHAMMAD SHOAB)
SECTION OFFICER (SCHOOLS MALE)

WAKALAT NAMA

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

Service Appeal-224/19 OF 2019

Bakhtawar Jan

.....Petitioner

Versus

Education Department

.....Respondent

Know all to whom these presents shall come that I / we, the undersigned appoint **Kamran Sarwar** Advocate High Court, Peshawar.

To be the advocate for the Bakhtawar Jan / Petitioner in the above – mentioned case to do all the following acts, deeds and things or any of these that is to say.

1. To act, appear and plead in the above – mentioned case in this court or any other court in which the same may be tried or heard in the first instance or in appeal or review or revision or execution or in any other stage of its progress until its final decision.
2. to present pleadings, appeals, cross objections or petitions for execution, review, revision, withdrawal compromised or other petitions or affidavits or other documents as shall be deemed necessary or advisable for the prosecution /defense of the said case to all its stage.
3. to withdraw or compromise the said case or submit to arbitration any differences or disputes that shall arise touching or in any manner relating to the said case:
4. To receive manies and grant receipts therefore and to do all other act and thing which may be necessary to be done for the progress in the courses of the prosecution / defense of the case.
5. To employee authorize any other legal practitioner assist or exercise the power and authority hereby conferred on the Advocate whenever he may think to do so.


And I/we hereby agree to ratify whatever the Advocate or his substitute shall do in this behalf, and I/we hereby agree not to hold the Advocate or His Substitute responsible for the result of the said case in consequence of his absence from the court when the said case is called up for hearing.

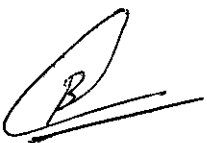
And I /we hereby agree that in the event of the whole or any part of the fee agreed by me/us to be paid to the Advocate remaining unpaid he shall be entitled to withdraw from the prosecution/defense of the said case until the same is paid.

Wherefore I / we hereunder set my / our hands to these present the contents of which have been explained to and understood by me/us.

The 9th day of October in the year 2020

Attested & Accepted


Kamran Sarwar
Advocate, High Court Peshawar
Contact No. 0336-9148236


Signature / Thumb

"B"

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

SB

No.

Regd

Appeal No. 2241 of 20

Bakhtawar Jan Appellant/Petitioner

Secy E8SE Kp Pesh. Respondent

Respondent No. 4

Notice to:

Distt. Accounts Officer Dir Lower

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

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

Given under my hand and the seal of this Court, at Peshawar this 2th Day of June 20

[Signature]
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

“B”

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

SB

No.

Appeal No. 2241 of 2019

Bakhtawaz Jan Appellant/Petitioner

Secy E&SE Pesh. Respondent

Respondent No. 1

Secretary Elementary and Secondary Education
KP Peshawar.

Notice to: —

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on.....13/9/2021.....at 8.00 A.M. If you wish to urge anything against the appellants/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

Given under my hand and the seal of this Court, at Peshawar this.....2th.....

Day of.....June 2021.....

[Handwritten signature]
14/10/21

[Handwritten signature]
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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"B"

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

SB

No.

Appeal No. 2241 of 2019

Bakhtawar Jan Appellant/Petitioner

Secy E&SE Pesh. Respondent

Respondent No. 2
The Secretary of Govt, of KPK Finance
Deptt Peshawar.

Notice to: -

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 13/9/2021 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

Given under my hand and the seal of this Court, at Peshawar this.....2th

Day of.....June 2021

Secy: Finance. KPK
Date: 14/6

[Signature]
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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

"B"

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

SB

No.

Appeal No. 2241 of 2019

Bakhtawar Jan Appellant/Petitioner

Versus

Secy ERSE KP Pesh Respondent

Respondent No. 3

Notice to:

The Accountant General KPK Peshawar

[Signature]
ASST. ACCT. GEN. KHYBER PAKHTUNKHWA

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 13/9/2019 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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

Given under my hand and the seal of this Court, at Peshawar this 2 ¹⁵.....

Day of June 2019

[Signature]
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

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