FORM OF ORDER SHEET

Court of	
Case No	122/ 2023

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	Са	se No
S No	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	13/1/2023	The appeal of Mr. Muzahair Ali resubmitted today by Mr. Abdur Rahman Mohmand Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on Parcha Peshi is given to appellant/counsel.
		By the order of Chairman REGISTRAR

The appeal of Mr. Muzahir Ali son of Sarwar Ali r/o village Perwar alizai Distt. Kurram received today i.e. on 11.01.2023 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

The print of the memo of appeal is dim, the same be replaced by legible/better one.

SERVICE TRIBUNÁL KHYBER PAKHTUNKHWA PESHAWAR.

Mr. Abdur Rehman Mohmand Adv.

High Court Pesh.

Resubmitted after replacing the nems of Appeal.

Advocate Latington

s.a.no.122_/2023.

MUZAHIR ALI	APPELLANT.
VERSUS	
GOVERNMENT OF KHYBER	PAKHTUNKHWA & OTHERS.
	PESPONDENTS

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3.	Copy of appointment letter Endst:No.3962-68/Edu dated 29/08/2003.	В	14
4.	Copy of the Notification No.SO(PE)/4-	С.	15-
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	Respondent No.2 department.	<u></u>	
6.	Copy of the said Notification Endst No. 3493-3562 dated 31.10.2014.	<u>E</u>	21-24
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Appellant Mi

Abdur Rahman Mohmand Advocate.CELL:03005991598

Mohmand Law Chamber Charsadda Road Near Fagirabad Police Station

E.Mail: rahman_advo@yahoo.com

s.A.No. 127/2029.

MUZAHIR ALI S/O SARWAR ALI R/O VILLAGE PEWAR ALIZAI P.O & TEHSIL PARACHINAR UPPER DISTRICT KURRAM.------ APPELLANT.

VERSUS

- I GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY ELEMENTARY AND SECONDARY EDUCATION SECRETARIATE BUILDING PESHAWAR.
- 2. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION KHYBER PAKHTUNKHWA, PESHAWAR.
- 3 THE DIRECTOR EDUCATION NEWLY MERGED DISTRICTS WARSAK ROAD, PESHAWAR.

 RESPONDENTS.

APPEAL U/S 4 OF THE SERVICE TRIBUNAL ACT, 1974 AGAINST ORDER DATED 11.10.2017 OF RESPONDENT FOR NON **OBSERVANCE** PROMOTION/SENIOROTY ORDER OF THE APPELLANT FROM THE DATE OF NOTIFICATION NO.SO(PE)/4-5/SSRC/MEETING/2013/TEACHING CADRE DATED 24TH JULY, 2014 FOR PROMOTION OF STT/TT TO SST (Phy/Maths) BPS-16, PASSED BY THE GOVERNMENT OF KHYBER PAKHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION BASED ON DISCRIMINATION, VIOLATION OF AGAINST FUNDAMENTAL RIGHT AND PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION AND TRANSFER RULES, 1989).

RESPECTFULLY SHEWETH!

- 1. That the Appellant is a naturally born law abiding citizen of the Islamic Republic of Pakistan and is qualified up to Master of science and Master of Education (M.ED).(Copies of CNIC is annexure "A" and credentials/ degree is annexure "A-1 to A-4").
- 2. That the Appellant was appointed as Theology Teacher (TT) through appointment letter Endst:No.3962-68/Edu dated 29/08/2003 by the Respondents department and has performed his duties or different locations with honesty and full devotion and has been a

responsible, hard worker, skiliful, dutiful, punctual and obedient teacher and presently the Appellant has promoted to the post of Secondary School Teacher (SST BPS-16) and is posted at GHS Pewar district Kurram. (Copy of appointment letter Endst:No.3962-68/Edu dated 29/08/2003 is Annexure "B").

- 3. That the Respondent Nc.1 i.e Government of Khyber Pakhtunkhwa Elementary and Secondary Education through NOTIFICATION NO.SO(PE)/4-5/SSRC/MEETING/2013/TEACHING CADRE DATED 24TH JULY, 2014 had issued criteria for promotion of teachers to next grades, which was equally applicable to provincial as well as employees working in Ex-FATA. (Copy of the Notification No.SO(PE)/4-5/SSRC/Meeting/2013/Teaching Cadre Dated 24TH July, 2014 is annexure "C").
- 4. That the Respondent No.2, Deputy Director (Estab) Elementary & Secondary Education Khyber Pakhtunkhwa through letter No.4954 dated 07.08.2014 and letter No.4874 dated 06.08.2014 requested Respondent No.3 to fill the vacant posts of SST (General/Science) in Government Higher Secondary/High & Middle Schools (M&F) FATA by promotion of in-service teachers under the existing rules. (Copy of the letter No.4954 dated 07.08.2014 of Respondent No.2 department is annexure "D").
- 5. That after requesting again and again by the Deputy Director (Estab) Elementary & Secondary Education Khyber Pakhtunkhwa through different letters Respondent No.3 delayed the process and did not consider the Appellant from his due date of promotion.
- 6. That following the above mentioned same Notification, the District Education Officer Male Hangu through Endst No.3493-3562 dated 31.10.2014 promoted 49 SCTs/CTs, SDMs/DMs, SATs/ATs, STTs/TTs, Senior Qaris/Qaris, PSHTs/SPSTs, to the post of SST (Bio-Chem), SST (Phy-Maths), SST(General) BPS-16. (Copy of the said Notification Endst No. 3493-3562 dated 31.10.2014 is annexure "E").
- 7. That after quit length of time, through letter Endst. No.2602-3 dated 09.03.2015, the Respondent No.3, wrote a letter to all the then Agency Education Officers ex-FATA to prepare category wise list (Male/Female) as per given proforma along with photo copies of the documents of the candidates for promotion against the post of SST. (Copy of letter No.2602-3 dated 09.03.2015 of the Respondent No.3 is annexure "F").
- 8. That the Respondent No.3 has not observed the appellant promotion from his due date i.e 24th July,2014 according to Notification but delay the process and lastly have passed his promotion ordered through letter Endst: No.16101-50 dated 11.10.2017 after a long time, hence appellant has not been treated in accordance with law, and appellant rights secured and guaranteed under the law and constitution have been violated. (Copy of promotion order/letter Endst: No.16101-50 dated 11.10.2017 of Respondent No.3 is annexure "G").
- That this order of Respondent No.3 has affected the Seniority/promotion of the Appellant because the Seniority of the SST teachers in Khyber Pakhtunkhwa and EX-FATA(Merged

District) are the same and not considering the appellant from the due date adversely affect the appellant right for seniority in Subject Specialist (SS) posts in Higher Secondary School as well as Headmasters in High Schools which is clear violation of fundamental rights of Appellant and against Notification Peshawar; dated the November 13, 2012. (Copy of Seniority list is annexure "H" while Copy of Notification Peshawar, dated the November 13, 2012 is annexure "I").

- 10. That the appellant time and again visited/requested the respondents to follow the said rules but all in vain.
- 11. That even after promotion of other colleagues of appellant, the Respondent No.3 has not observed the appellant promotion from his due date i.e 24th July,2014 according to Notification but delay the matter and lastly has ordered the promotion of the Appellant through letter Endst: No.16101-50 dated 11.10.2017 after a long time and adjustment letter No.1190-1232/Edu dated 18.10.2017 was issued. (Copy of adjustment order Endst. No.1190-12321 Edu dated 18.10.2017 is annexure "J"
- 12. That feeling aggrieved from the order dated 11.10.2017, the Appellant filed Departmental Appeal on dated 25.10.2017, before Respondent No.2.(Copy of Departmental Appeal dated 25.10.2017 is annexure "K").
- 13. That the Appellant frequently visited the office of Respondent No.3 for consideration of his departmental appeal but the official Authority delayed the matter and wants some more time for consideration, for which the appellant sent another reminder for consideration of departmental appeal on dated 15.01.2018. (Copy of Reminder application dated 15.01.2018 is annexure "L").
- 14. That the Appellant was informed that his departmental Appeal is under consideration and will be discussed with Respondents No. 2, but again respondents No.3 delayed the matter and lastly the appellant was informed that their other colleagues have filed their promotion appeals and he will also be treated when those appeals were finally decided.
- 15. That the appeals of other colleagues of the Appellant were finally decided by this Hon'able Tribunal on dated 14.07.2021 where all the appeals were accepted and the appellants in those appeals were held entitled for promotion from the date, the first batch of their other colleagues at provincial level were promoted in the year 2014 with all consequential benefits.

 (Copy of the Judgment dated 14.07.2021 of this Hon'able Tribunal in appeal No. 1266/2018 and connected appeals is annexure "M")
- 16. That due to the above mentioned reasons since seniority of the appellant was disturbed, Appellant had therefore locus standi to file this appeal, hence **Appellant** has no option but to knock the door of this honorable Court for his fundamental rights guaranteed under the constitution of Islamic republic of Pakistan, 1973.

GROUNDS:-

- I. That the Appellant has not been treated in accordance with law, and her rights secured and guaranteed under the law and constitution have been violated.
- II. That as per rules the respondents are duty bound to follow the APT Rules and the specified quota, but the same are not being followed by the respondents for a long time which is clear violation of fundamental rights of Appellant. Moreover the same APT Rules 1989, have been following in all Govt. Departments since its inception.
- III. That the Appellant has the required eligibility to promote since the Appellant has fulfilled the required criteria and job experience but was not promoted after quite long time but even when the Respondents No.1 to 2 promoted the appellant from dated 24th July, 2014, Respondents No.3 & 4 did not consider the same from its due date but delayed the process.
- IV. That the discrimination as observed by the respondents with Appellant is highly deplorable and condemnable, being unlawful, unconstitutional, without authority, without jurisdiction, against the norms of natural justice and equity and against the law on subject, hence liable to declared as such.
- V. That the acts of the respondents No.3 & 4 not making promotion order of the Appellant from 24th July,2014 is against the law and rules and as such the respondents are under obligation to make his promotion order according to the said Notification dated 24th July, 2014.
- VI. That the act of respondent No.4 not providing the category wise list (Male/Female) as per proforma along with photo copies of documents of the candidates for promotion against the post of SST is based on malafide, on ulterior motive and against the norm of natural justice.
- VII. That the action on the part of the Respondents have adversely affecting Appellant financial rights as protected by the constitution and the Appellant be treated at par like other employees of other District who were promoted from the 24th July,2014 and as such to equally dealt in accordance with the law and rules.
- VIII. That even the Appellant reported the matter to the respondents though various applications to observe the meritocracy policy but respondents are not issuing appropriate direction in this regard because Appellant is suffering for no fault on her part and as such all the appropriate direction needs to be issued to the respondents for complete redressal of the grievances of Appellant.
- IX. That the Appellant seek the permission of this Hon'able court to rely on additional grounds at the hearing of this petition.

It is therefore, most humbly prayed that on acceptance of the instant appeal:

(A) An appropriate direction may please be issued and the promotion order of the Appellant may kindly be ordered

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from the date of Notification i.e 24th July,2014 like other employees of his own district as well of the other districts.

(B) That appellant may kindly be compensate with all back benefits from the date of Notification i.e 24th July,2014 till the disposal of this Service Appeal.

(C) And any other relief not specifically prayed and to which the Appellant is found entitled may also be granted.

APPELLANT

THROUGH

ABDUR RAHMAN MOHMAND ADVOCATE HIGH COURT PESHAWAR.

NOTE:

No such like appeal for the same appellant upon the same subject matter has earlier been filed by me before this Hon'able Tribunal.

Advocate.

Ri fringly

S.A.No...../2022

MUZAHIR ALI **VERSUS** GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY ELEMENTARY AND SECONDARY EDUCATION PESHAWAR AND OTHERS.

AFFIDAVIT:

I, Muzahir Ali S/O Sarwar Ali R/O Village Pewar Alizai P.O & Tehsil Parachinar Upper District Kurram do hereby sciemnly affirm and declare on oath that the contents of the instant appeal are true and correct to the best of my knowledge and belief and that nothing has been concealed or kept secret from this Hon'able court.

Identified By Advocate

ABDUR RAHMAN MOHMAND
ADVOCATE HIGH COURT, PESHAWAR.

DEPONENT



S.A.No...../2022

MUZAHIR ALI **VERSUS** GOVERNMENT OF KHYBER: PAKHTUNKHWA THROUGH SECRETARY ELEMENTARY AND SECONDARY EDUCATION PESHAWAR AND OTHERS.

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Identified By Advocate

ABDUR RAHMAN MOHMAND ADVOCATE HIGH COURT, PESHAWAR.

DEPONENT

S.A.No...../2022.

MUZAHIR ALI **VERSUS** GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY ELEMENTARY AND SECONDARY EDUCATION PESHAWAR AND OTHERS.

ADDRESSES OF THE PARTIES:

APPELLANT:

MUZAHIR ALI S/O SARWAR ALI R/O VILLAGE PEWAR ALIZAI P.O & TEHSIL PARACHINAR UPPER DISTRICT KURRAM.

RESPONDENTS:

- 1. GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY ELEMENTARY AND SECONDARY EDUCATION SECRETARIATE BUILDING PESHAWAR.
- 2. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION KHYBER PAKHTUNKHWA, PESHAWAR.
- 3. THE DIRECTOR EDUCATION NEWLY MERGED DISTRICTS WARSAK ROAD, PESHAWAR.

DATED:10.08.2022

APPELLANT

THROUGH

ABDUR RAHMAN MOHMAND ADVOCATE HIGH COURT PESHAWAR.

S.A.No...../2022.

MUZAHIR ALI **VERSUS** GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY ELEMENTARY AND SECONDARY EDUCATION PESHAWAR AND OTHERS.

APPLICATION FOR CONDINATION OF DELAY IN ABOVE TITLED CASES IF ANY.

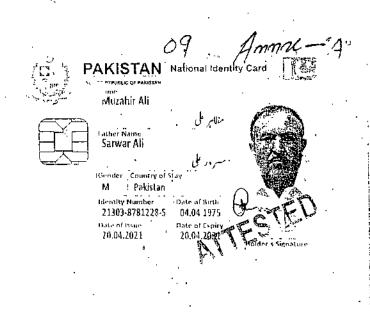
- 1. That the impugned appeals are filed before this Hon'able court and is fixed for today.
- 2. That there are some delay in the above titled appeals but the said delay was never intentional but due to verbal promises of the respondents.
- 3. That the Respondent No.3 hand over the matter in dispute to Respondents No.2 who accompanied the appellant to civil secretariat Peshawar to resolve the issue but the respondents delayed the matter.
- 4. That even law favours adjudication of cases on merit rather on technicalities.
- 5. That there is no legal bar on acceptance of this petition.

It is therefore requested that on acceptance of this petition the above titled appeal may kindly be condoned in the best interest of justice.

Appellant Through

Abdur Rahman Mohmand

Advocate High Court Peshawar.



21303-8781228-5 كاك عاد پاراټ، سيوه على زكي، تحسيل اي العالم المانية الماني

مُشَده كار دُمِلَ بِي قَريبِي لِينْر بكس ميں ذال ديں

(10) Ammix—A/2



Serial No. 52985

Certified that Mr. / Ms. MAZAHIR ALI

Son / Daughter of SARWAR ALI

Registration No: 03AKM0143

Roll No: BC651750

having successfully completed the prescribed requirements

in semester SPRING 2016

is awarded the degree of

Master of Education (M.Ed.)

He/She has secured 65 % marks and has been placed in B grade.

COURTED LIVER OF EXAMPLIANT BY

Result declared on: March 17, 2017

Date of Issue: July 18, 2017

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Allerted

NJUNCTION WITH THE TRANSCRIPT/PROVISIONAL CERTIFICATE SSUED SEPARATELY

The Court

Plana Iqual Open University



Serial No.112751

Certified that Mr. / Ms. MAZAHIR ALI
Son / Daughter of SARWAR ALI
Registration No: 03-AKM-0143 Roll No: 0-649220
having completed the prescribed some airements in semester
Bachelor of Lougation (R.Ed)
Deputy Controller Deputy Controller Altania lqbal Open University He/She has secured 62 % marks and Aslandbar placed in B grade.

CONTROLLER OF EXAMINATIONS

Result declared on:

July 26, 2005

ISLAMABAD, DATED;

May 18, 2008

MA

THIS DEGREE IS TO BE READ IN CONJUNCTION WITH THE TRANSCRIPT, ISSUED BEFORE THE

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Serial No. 7993

Certified that Mr. / Ms. MAZAHIP ALI	
Son / Daughter of SARWAR ALI	-
Registration No: 03-AKM-0143 Roll No: S-518070	
having completed the prescribed requirements in semester	
AUTUMN 2010 is awarded the degree of:	
Master of Science	
PAKISTAN STUDIES	
He/She has secured 59 % marks and has been placed in C grade.	
Aud 1	
CONTROLLER OF EXAMINATIONS Result declared on: August 30, 2011 Result declared on: August 30, 2011	s a t
THIS DEGREE IS TO BE READ IN CONJUNCTION WITH THE TRANSCRIPT, ISSUED SEPARATELY	

NECKARAGE.



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resident of village	-	:	•	•

He/She is an eligible candidate to avail himself/herself of the seats reserved for Tribal Areas Kohat Division Kohat Backward Area Kurram Agency.

Tehsildar Mahal/P/T.
PNT (FR)

AssituPolitical Agent,

Political Agent, Kurram Parachinar

Helested

APPOINTMENT

Consequent upon the approval by the Selection committee, Mr.Muzahir Ali S/O Sarwar Ali is hereby appointed as Theology teacher at Govt High School Borki Eurram Agency against the vacant T.T post in the interest of public service with effect from 1.9.2005 in B.P.S NO.7/B.P.S NO.9(if passed FA/F.So exam in 2nd Division)plus usual allowance as admissible under the rules on contract basis:

- Note: 1. He is directed to produce his Nedical certificate from the Medical Supdt A.W.Q Hospital arosimar.
 - 2. His age should be between 18-25 years.
 - 5. His appointment is purely made on temporary basis and limble to termination at any time without assigning any notice, in case wants to resign his post, he will have to give one month prior notice or farfiet one month pay in lieu thereof.
 - 4. Charge report should be submitted to this office.
 - 55. No payment will be made to the appointees, unless his domicile academic and professional certificate are got verified from the Issuing authorities concerned.
 - 5. If he failed to take over charge within 15 days, his appointment will automatically be considered as cancelled.

Agency Education Officer Kurram Agency Parachinar

Undst Wc3362-68 /Edn Dated 23/8 /2003 Copy forwarded to the:-

DOM TOTAL AND A STATE OF THE STATE OF

1. Birector of Education FATA N. W. F.P Peshawar.

2. Agency Accounts Officer Kurram.

3. Accountant Local Office.

4. Candidate concerned.

5. Office file.

ATTESTED

Agency Education Officer Kurnem Agency Parachinar

GOVERNMENT OF KHYBER PAKHTUNKHWA ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24th Inly, 2014.

NOTHICATION

and Secondary Education Department in consultation with the Establishment Department and the Finance Department 4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made, namely: hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vvl-II dated, 09-04-2004 rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary <u>No. SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre</u>:- In pursuance of the provisions contained in sub-rule (2) of No.S0(G)S&L/1-69/06/Vol-1/DPE/LIB dated, No.SO(PE)

In the Appendix,-

AMENDMENTS

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	(a) forty per cent from amongst the Senior	_	(a) (Chemistry, Botany or Zoology),		
			(a) (Chaming groups with two subject	•	
	district concerned in the following manner:		conversity on need basis from the		
		years.	Degree's from a recognized	ייהמכיופי (חיד יויידיווי)	-
	1. Senerati Rino not cent by machine	30 Ut 16	I. At least second class Rachelor	Teacher (ppc - C)	14 13
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Directorate of Elementary & Secy: Education Khyber Pakhtunkhwa, Peshawar. No. 149 SW/F.No. SST Promotion to SS Posts

То

The Director of Education (FATA), FATA Secretariat Warsak Road, Peshawar.

Subject: DEPARTMENTAL PROMOTION FROM SCTS/CT/SDM/DM/ SAT/ AT/SIT/TT & S. QARIES/QARIES TO THE POST OF REGULAR.

M≥ma:

In continuation of this Directorate letter No. 4874 dated 0G-08-2014 on the subject cited above and to request you to fill the vacant posts of SST (General/Science) in Government Higher Secondary/High & Middle Schools (M&F) FATA by promotion of in-service teachers under the existing rules already conveyed to you under the above cited letter number and date under intimation to all concerned.

> Elementary & Secy: Education Khyber Pakhtuni

Endst: No.

Copy of the above is forwarded for information to:-

PS to Minister for E&SE Khyber Pakhtunkhwa.

2. PS to Secretary to Govt. of Khyber Pakhtunkhwa, E&SE Department.

3. PA to Director (E&SE) Khyber Pakhtunkhwa, Peshawar.

Deputy Director (Estb) Elementary & Secy; Education. Khyber Pakhtunkhwa





OFFICE OF THE DISTRICT EDUCATION OFF (MALE) HANGU Phone # 0925-621083

Consequent upon the recommendations of the Departmental Promotion Committee and in pursuance of the Govt: of Khyber Pakhtunktiwa Elementary and Secondary Education Not SO(PE)/4-5/8SRC/heeting/2013/Teaching Cadre dated 24/07/2014, the following SCTs/CTs/DMs/SATs/STTs/Ts/Carl/PSHTs/SPSTs and PSTs are hereby promoted to the post of SST(Bio-Chem) SST (Phy-Mains) SST(General) noted organist each BPS-16(Ps:10000-800-34000) plus usual allowance as admissible under the rules on regular basis under the existing policy of the Provincial Govt, on the terms and condition given thelpw with immediate effect and further they all are hereby adjusted against vacant posts noted against each on "School based"

٤.	1.PRUMOTION OF SCT/(CT/PHSt/SPST	TO THE POST OF CCT.
	(Bio-Chem) BPS-16		. 9 (112) 031 0F 551

1. Mr.Shabab Hussain CT 2. Muhammd Raham Jan, CT 3. Muhammad Sharif PST 4. Khiat Dac Khan DM	GHS Shahu Khei GMS Sero Khel GPS Gandiri Waziran	where adjusted GHS Lodhi Khel GHS Mamoon Banda GHS Gandir Waziran	1 . 1
PROMOTION OF SCT/CT/PHST/ (Phy-Maths) BPS-16	SPST TO THE POST O	F SST	
St. Name of Office			

	(Phy-Maths) BPS-16	0, 0,	I O THE POST C	DF SST	
· Sr	Name of Official	i Lossa	ent Place of		
' No	<u>.</u> ,	Post	tent Place of	Name of School	Remarks
1	Mr.Muhammad Yousaf SCT.		Naryab	where adjusted	
2	Noor Sahib Khan CT	SHS	Muhammod Khawaja	GHS Naryab	AVP
3 .	Azmat All CT:			CHS Muhammad Khawaja	
: 4	Majeed Gui CT	(GHS	Ibrahimzai.	GCMHS No.1 Hangu.	-do-
5	Rehmat Khan CT	: GHB	Kahi Hangu	GHS Kahi .	i-de-
· ē	Muhammad'Hilal CT	GHS	No.2 Haligu.	GHS, No 2 Hangu.	-do-
17	i Qayum Gul CT	GHS	reranimzari	GCMHS No.1 Hangu.	1 4-4-4- · · ·
: <u>8</u> -			Thall	GHS; Sarozai Hangu	-00-1
: ŏ '	Amir Khanan CT	GMS	Alwara Mia	GHS,Bilyamina	da-
	Abdul Samad PST	GPS	No.2 Chapri Naryab	GHS Shanawor Maguet	-d4-

	<u> .c.m. Manan C.</u> T.	GMS Alwara Min	Chicago I	-uu
9	Abdul Samad PST.	GMS Alwara Mila	GFIS, Bilyamina	-de-
PRO	MOTION OF SCT/CT/PHST/	GPS No.2 Chapri Naryab	GHS, Shanawori Narvab	-do-
	WO HOW OF SCHOT PHST	SPS11TO THE POST O	FRET	
	(GENERAL) BPS-16	,	, 001	j.
Şr ,	Name of Official	1_	* `	j.
Nσ	' ame of official	Present Place of	Name of School	المعارية المأجلين
'''	,	Posting	THE OF GENERAL	Remarks
[]	Sami ud Din SCT,		where adjusted	1
ا ا	Ashrof Humania	GCMHS No.1 Hangu	GCMHS No.1 Hangu	1 100
	Ashraf Hussain SCT	GHS Naryb	Cuch	/ AVP
	Saeed ud Din SCT:	GHE K	. I GHS Naryb.	-do-
4	Inab Gul SCII	GHS Karbogha	GHS Darsamand	-110
່ ເ ່:	A	GHS Kahi :	GHS Kahi . "	-19:
	Aman ullah Khan SCT	GHS Mianji Khel	One rail	-00-
'a j	Nizam Khan SCJ	oud a	GMS Qadri Banda	-do-
' - " '	ha Name of her	GHS Serozai	GMS Tari Banda.	
ing 14	M.Murad Khan	SCT GCMIS No 1 Hangu	CCM and Canda	-50-
€ 1	Mr.Mumtaz Ullah SCT	Cuchi	GCMHS No 1 Hangu	-00-
. 9	Gul Ondror About 1000	GHS Karbogha	GHS, Torawori,	
i	Gul Qadeer Ahmad SCT	GHS Togh Sarai	O TO TO BWOIL	-00-
10	Habib Ali SCT		GHS Togh Sarai	5
11	Muhammad Pret	GHS Ibrahimzai	CHO	_¦ -₫0- ·
12	Muhammad Raheem 9CT -	GHS Bagalo	GHS, Ibrahimzai	do-
	I Ain wash Set	1-2: A contain	GMS Turk 6	1 10-
13	Spaling Reham	GHS Togh Sarai	GMS Turki Banda	·/ -po-
14	Shafi ur Rehman SCT	GHORL	IGHS Took C. "."	. L. ha.
×45.		GHS Chamba Gul	GHS Togh Sarai.	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
16	I MUDA CORPORATION TO THE STATE OF THE STATE	1.33(0.5) Ubox ==	1 3000 1 2000	j-60-
17	Khana Olh SCT	A GCMara ii	CHE THE GUI	la ·
/		GCMHS No.1 Hangu	GHS Thall	Ho.
. 16	Sajad Hussain SCT	GHSS Dallan	GCMHS No.1 Hangu	19-1
13	Oshire Ssain SCT		Change Hange	1-60:
<u> 20</u>	Music Pad Shah SC	GCMHS No.1 Harry	SASS Dalla- Jougo	1 11 11 11
(Munay Had Shah Shah		L. I GHO CO. T. P.	
	Osbil Bad Shah SCT Muslim had Shah SCT Muslim had Shah SCT	GHS Shanawori Nany	GHS Shahu Khel	Q1 to 1 -
		Chisimanawns	1,000 Saron 1001	A Tribuilly
	/\d	Charles Nanc	165°C. "Year ''(and the to





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OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) HANGU

Consequent upon the recommendations of the Departmental Promotion Committee and in pursuance of the Govt. of Khyber Pakhtunkhwa Elementary & Secondary Education Notification No.SO (PE)/4-5/SSRC/Meetin/2013/Teaching Cadre dated 24.07.2014, the following SCTS/CTS/DMS/SATs/STTS (TTs/Qari/PHSTs/SPSTs and PSTs are hereby promoted to the post of SST (Bio-Chem) SST (Phy-Math) sST (General) noted against teach BPS-16 (Rs.10000-800-34000) plus usual allowance as admissible under rules on regular basis under the existing policy of the provincial Govt, on the terms and condition given below with Immediate effect and further they all are hereby adjusted against vacant posts noted against each on school based

1. Promotion of SCT/CT/PHST/SPST to the post of SST (Blo-Chem) BPS-16

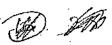
·ſ		Name of Official	<u> </u>	•	
	Sr.		Presence place of posting	Name of school	Remarks
-	No.				remarks
ŀ].	Mr. Shabab Hussaln CT	GHS Shahu Khel		' .
ŀ		Manual Kanım Jan C T	C140 C	GHS Lodhi-Khel	AVP
ŀ		indiania Starif, P.S.I	CDC O	GHS Mamoon Banda	-do-
L	Promi	Khial Dar Khan DM	GCMHS No.1, Hangu	GHS Gandlr Waziran	-do-
		otion of SCT/CT/PHST/SPST to the	post of SST	GCMHS No.1, Hangu	-do-

(<u>Pny-Ma</u> ths) BP\$-16			
Sr. Name of Official	Processes -law-	· ·	
No. Mr. Muhammad Voya-5007	Presence place of posting		Remarks
2. Noor Sahib Khan CT	GHS Naryab	Where adjusted GHS Naryab	AVP
3. Azmat Lai CT	GHS Muhammad Khawaja GHS Ibrahimzaji	GHS Muhammad Khawala	-do-
4. Majeed Gul CT	GHS Kahi Hangu	GCMHS No.1 Hangu	-do-
Rehmat Khan CT Muhammad Hilal CT	GHS No.2 Hariou	GHS Kahi GHS, NO.2, Hangu	-do-
7. Qayum Gul CT	GHS Ibrahimzai	GCMHS No.1 Hangu	-do-
8. Amir Khanan CT:	GHS Thall GMS Alwara Mila	GHS, Sarozai Hangu	-do-
9. Abdul Samand, P.S.T. Promotion of SCT/CT/PHST/SPST to the	GHS No.2 Chapri Naryab	GHS, Bilyamina GHS Shanawori Haryab	-do-
The state of the s	ne post of SST	On Shittlewon Haryab	-do-

	General BPS-16		•	
Sr.	Name of Official	I Day		
No.	<u>L</u>	Presence place of posting		Remarks
1.	Mr. Muhammad Yousaf SCT	GCMCUN	Where adjusted	Remarks
2	Noor Sahib Khan CT	GCMSH No.1 Hangu	GCMSH No.1 Hangu	AVP
3.	Azmat Lai CT	GHS Naryab	I GHS Narvab	-do-
4.	Majeed Gul CT	GHS Karbogha GHS Kahi	GHS Darsamand :	-do-
5.	Rehmat Khan CT		GHS Kahi	-do-
6.	Muhammad Hilal CT	GHS Mianji Khle GHS Serozai	GMS Qadri Banda	-do-
7.	Qayum Gul CT	SCT GCMHS No. 4	GMS Tan Banda	-do-
8.	Amir Khanan CT.	SCT GCMHS No.1, Hangu	GCMHS No.1, Hacqu	-do-
9.	Abdul Samand, P.S.T.	GHS Karbogha	GHS Toawari	-do-
10.	Habibi Ali SCT	GHS Togh Sarai	GHS, Togh Sarai	-do-
11.	Muhammad Raheem, SCT	GHS Ibrahimzai GHS Bagoto	GHS, Ibrhalmzai	-do-
12.	Ain Ullah SCT.	CHC Table 0	GMS, Turki Banda	-do-
13.	Shafi ur Rehman SCT	GHS Togh Sarai	GHS Togh Sarai	-do-
14.	thsan ud Din, SCT.	GHS Chamba Gul	GHS, Chamba Gul	-do-
<u> 15. </u>	Muhammad Karim SCT	GHS THall	GHS Thall,	-do-
16.	Khana Din SCT	GCMHS No.1, Hangu	GCMHS No.1, Hangu	-do-
<u>17. [</u>	Shah Muhammad SCT	GHSS Dallan	GHSS Dallan	
18.	Salad Hussain SCT.	GCMHS No.1 Hangu	GHS Shahu khel	-do-
19.	Qabil Bad Shah SCT	GHS Serozai	GHS Serozai	-do-
20.	Muslim Bad Shah SCT	GHS TOghsari	GHS Khazina	-do-
21.	Munawar Khan; SCT	GHS Shanawori Naryab	GHS Shanaworl Naryab	-do-
		GHS Chamba Gul	GMS, Togh Chaper	-do-

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Muniaz Gui SCT Allah ud Din SCT Allah ud PST School PST Ishlaq Hussain PST Jamil Ahmad PST Allah Muhammad Isqual PST Allah Mehmood PST Allah Ullah SDM Awal Noor Khan SDM Awal Noor Khan SDM Allah Salf ur Rehman SDM Allah Mr. Aldayal Ullah SAT Allah Mr. Aldayal Ullah SAT Bakhiar Ahmad Shakir TT Jaz Ahmad TT Abdur Rehman Qari Zig ull Haq Qari	GHS Darshi GHS Kahi GHS Kahi GHS Thail GHS Mianji Khel GHS Gandiri Wazıran GHS Gandiri Wazıran GHS Shailkhan Banda GPS Ibrahimzai No.1 GPS Chapri Hangu GPS Shanalwori Hangu GPS Jaddell Banda GPS Jaddell Banda GPS No.4 Hangu GPS Warasia No.1 GPS Warasia No.1 GPS Navi Cand GPS No.1 Sero Zai GPS No.1 Sero Zai GPS Chamba Gul GHS Bagato GHS Bagato GHS Dallan GHS Muhammad Khawaia GCMHS No.1 Hangu GHS No.2 Hangu GMS Shamal Din GCMHS No.1 GCMHS No.1 GHS Soahia	GMS Sero Khel GMS Shanawan Hangu. GMS Darband GMS Chapri Waziran GMS Chapri Waziran GMS Chapri Waziran GMS Amor Chinu GMS, Amor Chinu GMS Bagato. GMS Mamoon Banda GMS Mamoon Banda GHS Kotki Bala GMS Earh Abas Khel GMS Samana GMS Torawon GMS Torawon GHS, No 2 Hangu GHSS Doaba	
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They would be on a probation for a period of One Year extendable for another one year. They will be governed by such rules and regulations as may be issued from time to lime by the

Their Services Services can be terminated at any time in case their performance is found unsatisfactory during probationary period. In case of misconduct, they shall be preceded under

Charge report should be submitted to all concerned Their inter-se-Seniority will remain intact

No TAJDA etc is allowed for joining his duty

They will give an undersking to be recorded in their Service Book to the effect strats if any overpayment is made to him in light this order will be recovered and if he is wrongly promoted

They will be governed by such rules and regulation as may be issued from time to time by

Their posting will be made on school based they will have to served at the place of posting and

 their posting will be made on school based they will have to served at the place of posting and their services is not transferable to any other station.
 Before taking over charge once again their documents may be check if they have not the Before taking over charge once again their documents may be check it they have not required relevant qualification as per rules they may not be handed over charge of the most

DISTRIUCT EDUCATION OFFICER

Endst No 3493-356.2/ SST Premolipn/Estab Dated Hangu the 31.10.2014

Endst No 3493-356.Z/ SST Promotion/Estab Dated Hangu I.
Cop) of the above is forwarded for information and nebessary action to the .
Accountant General Knyber Pakhtur-Khwar Pashawar
PS to Secretary to Government of Khyber Bashtur Khwa Elementary & Secondary E
PA to Director Elementary & Secondary Education Knyber, Pakhtur Khwa Peshawar
All Principals/Headmasters concerned
All Principals/Headmasters concerned
SDEC(Mala) Hangu
Accountant Middle School Local Office
Official concerned iwa Elementary & Secondary Educa

Master File

DISTRIUCT EDUCATION OFFICER (MALE) HANGU

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G Č,		Muhammad Riaz SCT,	GHS Darshi	GHS Darshi	-do-	1
٠,	3	Mumitaz Gui SCT,	GHS Kahi	GHS Kahi	-do-	
- 	1924 .	Aljab ud Din SCT,	GHS Thall	GHS Thall	-do- () .
Á	125	Mujeeb ur Rehman SCT,	GHS Mianji khel	GHS Thall	-do-] .
从	26.	Habib Gul P.S.T ,	GHS Gandin Waziran	GHS Gandiri Waziran	-do-	١.
	27.	I Farid Khan P.S.T	GPS Shaikan Banda	GMS Wach Bazar.	-do-]
	28.	Muazam Ali P.S.T	GPS Ibrhaimzai No.1	GHS Ibrahimzai	-do-]
	29	Ishfq Husain P.S.T	GPS Chapri Hangu	GHS Shahu Khel	-do-]
.]	30.	Wali Muhammad Khan P.S.T	GPS Srazamaka No.1	GMS Azimi Banda	-do-	J
٠	31	Jamil Ahmad P.S.T	GPS Shanawori Hangu	GPS Shanawori Hangu	-do-]
-	32:	Mr. Muhammad Sadigue P.S.T	GPS Jadded Banda	GMS Sero Khel	-do-]
Ĺ	33.	Muhammad Igbal P.S.T	GPS No.4, Hangu	GMS Shanawori Hangu	-do-	}
.[34.	Khalid Mehmood P.S.T	GPS Warasta No.1	GMS Darband	-do-	
Ί	35.	Rabil Kha Jan P.S.T	GPS Navi Dand	GRS Chapri Wazirari	-do-]
	36.	Hayat Muhammad Khan P.S.T	GPS Sheikh Wali Korona	GHS Chapri Waziran	-do-	
	37.	Muhammad Nauman P.S.T	GPS No.1 Sero Zai	GMS Mamood Banda	-da-]
L	38.	Musam Gul P.S.T . I	GPS Chamba Gul	GMS, Anar Chima	-00-] .
L	39.	Bait Ullah SDM	GHS Bagoto	GMS Bagoto	-do-]
-	4Ü.	Awal Noor Khan SDM	GHS Dallan	GHS Mamoon Banda	-do-	7
-	<u>41. </u>	Saif ur Rehman SDM	GHS Muhammad Khwaja	GHS Muhammad Khwaja	-do-]
-	42.	Nazir Ullah SAT,	GHS Muhammad Khwaja	GHS Kotki Bala	-do-]
_	<u>43.</u>	Mr. Hidayat Ullah SAT,	GCMHS No.1, Hangu	GMS Barh Abas Khel	-do-]
	44.	Mr Abdur Rehman SAT,	GHS No.2, Hangu	GMS No.2 Hangu	-do-	7
_	45.	Salih Din SST	GCMHS No.1, Hangu	GMS Samana	-do-	7
	4G.	Bakhtiar Ahmad Shakir TT	GMS Shamal Din	GMS Torawori	-do-]
_	47.	ljaz Ahmad TT	GCMHS No.1	GHS No.2 Hangu	-do-	1.
-	48.	Abdur Rehman Qari	GHSS Doaba	GHSS Doaba	-do-	1
┗-	49.	Zia ui Haq Qari	GCMHS No.1, Hangu	GMS Hangu	-do-	7
		with a time as a contrat are.				_

TERMS AND CONDITION:-

They would be on probation for a period of one year extendable for a further period of one year.

They will be governed by such rules and regulations as and when issued from time to time by the provincial Govt.

3. Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, they shall be proceeded under the rules framed from time to

Charge report should be submitted to all concerned.

Their inter-se seniority remain intact. 5.

NO TA/DA is allowed for Joining his duty.

They will give an under taking to be recorded in their service book to the effect that if any over payment is made to him/her in the list of this order will be recovered and if he/she is wrongly promoted, he/she will be reverted.

They will be governed by such rules and regulation as many be issued from time to time by government. Their posting will be made on school based they will have to served at the place of posting and their

services is not transferable to any other station. .

Before taking over charge once again their documents may be check if they have not the required relevant qualification as per rules they may not be handed over charge of the post.

> Sd/-DISTRICT EDUCATION OFFICER (MALE) HANGU .

Endst. No.3493-3562/SST promotion/Estab Dated Hangu the 31.10.2014 Copy of the above is forwarded for information and necessary action to tile.

Accountant General Khyber Pakhtunkhwa, Péhsawar

- PS to Secretary to Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department, Peshawar.
- PA to Director Elementary & Secondary Education Department, Peshawar.

Altestal

All principles/Headmasters/.concurred SOEO (Male) Hangu

- 6. 7. Accountant Middle School Local Office
- Official concerned.

Master File



FATA SECRETARIAT I DIRECTORATE OF EDUCATION

MOST IMMEDIATE.

Τo

All the Agency Education Officers In FATA.

<u>CEPARTMENTAL</u> PROMOTION SCTS/CT/SDM/DM/SAT/AT/STT/TT&S, <u>FROM</u> FOST OF SSTS (BS-16) Regular.

Memo;

I am directed to enclose herewith the Deputy Director (Estab) Elementary & Secondary Education Khyber Pakhtunkhwa letter No.4954/F.No.SST promotion to SSIposts dated 7/8/2014 alongwith criteria on the above noted subject.

Keeping in view the criteria; kindly prepare category wise list (Male/Female) as per below proforma alongwith photo copies of documents of the candidate for promotion against the post of SST for onward submission to the quarter

	Name of Teachers	Desig;	BPS.	1 ~	Professional Qualification	lst .	Domicile	
		 •	-			Apptt; on present		-
	 .	 !				post,	1 .	

Deputy Directress (Estab)

Endst;No._

1. Deputy Director (Estab) Elementary & Secondary Khyber Pakhtunkhwa w/r to his letter mentioned above and telephonic discussion with Supdt; (Estab) E&SE Khyber Pakhtunkhwa that the information as per proforma may be checked & necessary guidance may be intimated if any please.

P.A to Director Education FATA.

Deputy Directress (Estab)

Anne

Kurum SST (M).





FATA SECRETARIAT DIRECTORATE OF EDUCATION KIIYBER PAKHTUNKHWA, WARSAK ROAD PESHAWAR, PAKISTAN PHONE. 091-9210166 FAX 091-9210216

	, , , , , , , , , , , , , , , , , , , ,	TAX 091-9210216	
	N1		
;	Date	2017	
		-,;	

Notification

In pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education No.SO(PE)/4-5/SSRC/Meeting/2013/Teaching Cadre dated 24th July,2014 and recommendations of the Departmental Promotion Committee, the following SCTs/CTs, SDMs/DMs, SATs/ATs, STTs/TTs, Senior Qaris/Qaris, PSHTs/SPSTs/PSTs of Kurrant Agency, are RPS-16 (Ps. 18910-2520-64510) plus usual allowances as admissible under the rules of regular basis of public service.

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- 1	4	_ 28 _	5.110 (58)(1		╼┈┼╌┼┈╌	 -	•		Kurram for furt Blo/Chem (BPS			against S\$T	τ΄ [
- 1	-	1 28	Akba Shah	CHIS Kirman	\$/8/196	. . .	F 1174	1,	Services placed	-10/ hos	¥		
-		-	-	_	.		5/12/15.13	BSe/M.Ed	Services placed Kurram for furti Bio/Chem (Aps.			zai ol VEO	,]
-	3 .	96	Muhammad Qasin Ud			-			Bio/Chem (BPS	16) post	ing.	against SST	Г
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Hussain Parachinar 26/4/1969 25/12/1993 BSc/M.Ed Kurram for further pasting against SST Phy/Math (BPS-16) post. Muhammad GHS Makhizai 18/2/1970 5/10/1995 BSc/B.Ed Services placed at the disposal of AEO Kurram for further posting against SST Phy/Math (BPS-16) post. Services placed at the disposal of AEO Kurram for further posting against SST Phy/Math (BPS-16) post.		63	Hussain	, ,	17/4/1969		BŞc/M.Ed	Services placed at th Kurram for further p Phy/Math (BPS-16) p	disposal of AEO esting against SST pst.
75 Sadiq Khan Makhizai 18/2/1970 5/10/1995 BSc/B.Ed Services placed at the disposal of AEO Kurram for further posting against services	_ -	64	Hussain	I	26/4/1969	25/12/1993		Nutrain for further bi	Stine against com
Provimath (BPS-16) pdst.			Sadiq Khan		18/2/1970	5/10/1995		Services placed at the	disposal of AEO

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7	107	Shah	tikot	16/4/196	8	21/9/1998		BSc/M.Ed	Kurram for furth	ner'i	opsting against SST
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8	112.	Ashiq Piussain	GHS Kirman	1 8/3/1966	i	1/10/1998	ŀ	05¢/8.Ed	Services placed - Kurcam for fucti	at ti heli	ie disposal of AEO
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9	113	Kamal Hussain	GHS	4/4/1965	Ì	3/11/1998		BSc/B.Ed	Services placed	at t	a disposal of AEO
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10	125	Muhib Ali	GHS	5/4/1966		11/11/2000		35 40 - 1	Services placed	at t	e disposal of AEO
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3	305	Javid Hussain	Parachina	1/4/1977	l	1/9/2005	ns	c/B.Ed	Services placed a	t thi	disposal of AEO
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 S_{i} N.I.Place of Posting Date of Date of Official Qualificat Annotte ox Remarks Regular Ci S.Hussain **GSNHHSS** Services placed at the disposal of AEO Kurram for further posting against SST General (EP\$ 15) post.

Services placed at the disposal of AEO Kurram for further posting against SST General (EP\$-15) post. 7 1 15/7/1962. Afzal 18/6/1987 Shalozan BA/B.Ed Amir **PHME** 2 8 Habibullah 20/4/1964 Sadda 8/7/1987 BA/B.Ed Khan Services placed at the disposal of AEO Kurram (de further posting against SST General (BPS-16) post.

Services placed at the disposal of AEO Kurram for further posting against SST General (BPS-16) post.

Services placed at the disposal of AEO Kurram for further posting against SST General (BPS-16) post. Mehbooh 3 q GHS Bork 20/4/1958 Ali 29/11/1937 MA/B.Ed Israr 14 GSNHHSS 4 12/4/1||63 Hussain 29/11/1987 Shalozan MA/B.Ed GISHS Oildar 5 20 Parachina 6/9/1965 Huasain 17/10/1989 Kurram for fultifier posting against SST General (BeS-18) post. BA/B.Ed Khadim Services placed at the disposal of AEO Kurram for further posting against SST General (BPS-16) post.

Services placed at the disposal of AEO Kurram for further posting against SST 6 GHS Kuni 25 7/5/196b Hussain 14/11/1990 Ali Zai BA/B.Ed. Jehan GHS 7 29 Muhamma MÀ/M.E 20/2/1953 14/11/1990 Chappri General (8FS-16) post. S.Muham GHS 8 Services placed at the disposal of AEO 30 mad Ali MA/M.E 3/3/196\$ Kirman 14/11/1990 Kurram for further posting against SST General (BPS-16) post. Shah GISHS Zinar Services placed at the disposal of AEO Kusram for further posting against SST General (EPS-16) post. 35 9 Parachina 6/4/1962 Hussain 22/10/1991 8A/8,E∦ GISHS S.Ahmad $\frac{\lambda_0}{40}$ Services placed at the disposal of AEO Kurram for further posting against SST 10 Parachina 5/2/1965 MA/M.E Raza 5/3/1992 d General (BPS-16) post. GHS 11 41 Services placed at the disposal of AEO Kurram for further posting against SST General (8PS-16) post. Mansab Ali 1/3/1966 MA/M.E Kirman 5/4/1992 d GISHS S.Igbal 12 42 Services placed at the disposal of AEO Parachina MA/M.E 1/2/1966 : Hussain Kurram for further posting against SST 27/5/1992 General (BP\$-15) post. AbdulGhay GHS 13 43 Services placed at the disposal of AEO 1/11/957 ur Khan Bilyamin 22/11/1992 BA/B.Ed Kurram for further posting against SST General (BPS-16) post. GHS S.Imdad Services placed at the disposal of AEO 14 44 Qubadsha Hussain 8/3/1971 2/3/1993 Kurram for further posting against SST General (BPS-16) post. MA/B.Ed khel Janan Services placed a tipe disposal of AEO Kurram for further porting against S5T General (B95-10) vist. 15 46 11/11/195,₂ Alizai Hussain--7/3/1993 ма/в.ед S.Kamalir GHS Mali 16 48 Services placed at the disposal of AEO Kurram for further iposting against SST General (UPS-16) post. 25/8/1969 Husssain Kali BA/M.Ed PROMOTION OF PSHT/SPST/PST TO SST (General) I Total No. of SST General (M) Posts vacant Posts 25% share initial recruitment 48 75% share for Promotion. 12 20 % Share of promotion of PSHT/SPST/PST 36 Posts available for promotion 8 Promoted through this order 8 8 S.NSliNName of Official Place of D/O Birtl Qualifpostino Appoli; Remarks cation regular PST Muhd GPS 1 Services placed at tile disposal of AEO 15 Yaqoob Khapyang 6/5/1963 25/1/1986 MA/M.Ed Kusram for further posting against SST Khan General (BPS-16)

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		1.5

1/2		11 7			1	1		, ,
<i>.</i> .	2.	16	Khan Muhammad	GPS Tangai	25/12/19 62	20/8/1986	MA/B.Ed	Services placed a title disposal of AEO Kurram for further posting against SST General (BPS-16) posti
	3	25	Irshad Hussain	GPS Alamkhel	G/4/1967	17/9/1987 2 8	MA/M.Ed	Services placed at the disposal of AEO Kurram for further posting against SST General (BPS-18) post
	4	33	Muhammad Rehman	GPS Sakhi Ahmad Shah	27/1/197	17/1/199ó	BA/B.Ed	Services placed at the Hisposal of AEO Kurram for further posting against SST General (BPS-16) post
	5	42	Abid Hussain khan Kali	GPS Abduilah	20/2/196	24/9/1991	BA/B.Éď	Services placed at the Hisposal of AEO Kurram for further posting against SST: General (BPS-16) post
;	6:	46	Rashid Ali	GPS College Colony	15/3/196 8	22/10/2391	BAIM.Ed.	Services placed at the risposal of AEO . Kurram for further posting against SST General (BPS-15) post
.,,•	7	49	Gul Hussaln	GPS Noorki	22/4/196 5	4/3/1992	BA/B.Ed	Services placed at the disposal of AEO Kurram for Further posting against SST General (BPS-16) post
chkin at Afia	.8	52	Muhammad Ibrahim	GPS No-2 Parachina r	1 1	4/3/1992	MA/B.Ed	Services placed at the disposal of AEO Kurram for further posting against SST General (BPS-16) post
	3.)	PRON	AOTION O	FSDM/1	MTOS	T (Genera	(l) BPS	
	101	<u>at Na</u>	of SST G	meral (1)	1) Posts	vacant Pos	sts	1 24
	-57	i SIIII	re initial r	<u>ecruitme</u>	at i		1	! . 1 . 6 .

3. PROMOTION OF SDM/DM TO SST (General) B	PS-				*- 1
1 otal No. of SST General (M) Posts vacant Posts			- 11 	0.1	
25% share initial recruitment	- 		— <u>: -</u>	<u> </u>	
75% share for Promotion.	1	···	╼╏┦╼┼┥	12	
4 % Share of promotion of SDM/DM		'''	` -	10	
Posts available for promotion					
Promoted through this order					— <u>·</u>
		······································		_ 	

1.35 3.5	Place of Date of Birth	1 25 1 1 7	Qualifi- ation	Remarks
	SHS 24/12/1 Irman 957	! 19/10/1978	3.Fd	Services placed at the disposal of AEO Kurram for further posting against SST General (BPS-16) post.

4. PROMOTION OF SAT/AT TO SST (General) BPS-16 ON REGULAR BASIS

The case of promotion of SAT/AT to the post of SST (General) BPS-16 was considered and the DPC recommended as under:-

Total No. of vacant Posts of SST (General)	<u> </u>	
25% share initial recruitment	+	24
75% share for Promotion.	 ,- -	18
4 % Share of promotion of SAT/AT (")	+	! 1
Promoted through this order		1.
11 on oted through this order		1 .

S.	S.L.	Name of	Place of	Date of	Date of	Qualifi-	Remarks
No	No	Official	Posting	Birth	Apport: as	cation	
1	23	S.Nabi Hussaiii	Kunj -	1/1/1969	1/9/2000	1	Services placed at the disposal of AEO Kurram, for further posting against SST General (8PS-16) post.

5. PROMOTION OF STI/TT TO SST (General) BPS-16.	<u> </u>		1.2
Total No. of vacant Posts of SST (General)	1 3,	<u>,</u> 24.	<u>.</u>
25% share initial recruitment		6	
75% share for Promotion. 4% Share of promotion of SII/II	1 1	18	
Posts available for promotion	11	1	
Promoted through this order	111	1	
	- 111		

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. J. v.	y N.L. Nu − − − − − − − − − − − − − − − − − −	Name of Official	Place of Posting	Date of Birth		Date of Appeteran Regular Tr	Qualifi- vation	Remarks
	51	Arbab Hussain	GISHS Parachinar	1/4/197	_[_	26/11/198 9	MA/B.Ed	Services placed at the disposal of AEO Kurram for further posting against SST General (BPS-16) post.
5. P1	<u> </u>	TION C	FS.Qari/t	Qari TO	SS	T (Öener	in boc.	
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75%	Shar	a Por Dr	omotion.	SILL			1.	6
700	0.1	C.J.O.F. I. I.	omotion.			T-		· · · · · · · · · · · · · · · · · · ·
4 70	Share	<u>s of pro</u> i	nution of	S.Qarik	Oa	1.1		18
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Pro	motec	l throug	this ord	63				
	S.L			 		<u> </u>		
S.No	No.	Name of Official	Place of Posting	Birth .	. 4	Date of Appottras Regular TT	Qualifi- cation	Remarks
	i	Aziz	CHE	 		seguar 11	· · · · · · · · · · · · · · · · · · ·	
1	10	Ahmad	.GHS Ghuzghari	10/7/197 8 -	1	1/9/2004	MĄ/B.Ed	Services placed at the disposal of AEO Kurram for further posting
	¹ 			<u> </u>		·		against SST General (RDS_15) and

Terms and conditions:-.

They would be on probation for a period of one year extendable for a further period of one

the Province over ed by such rules and regulations as and when issued from time to time by They will be raid

the Frankeit Goot.

Their services can be terminated at any time, in ease their performance is found insatisfactory during probationary period. In ease of misconduct, they shall be proceeded under the rules 3

Charge report should be submitted to all concerned. No TATOM is allowed for joining his duty.

They will give an under taking to be recorded in their service book to the effect that if any over payment is made to him/her in the light of this order will be recovered and if he she is wrongly 7

Before handing over charge once again their document may be checked if they have not the

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prescribed qualifications as per rules, they may not be handed over charge of the post. The prescribed qualifications/ documents may be verified from the concerned Universities/ Institutions by the AEO concerned.

(Hashim Khan) Director Education FATA

Dated Peshawaf the // /10/2017. Copy forwarded for information and necessary action to the: -

Accountant General (PR) Sub Office, Peshawar
 Director E&SE Khipper Pakhamkhwa, Peshawar

3. Agency Education Officer Kurram Agency.
4. Agency Accounts Officer Kurram Agency.
5. PS to ACS FATA.

PS to the Secretary SSD, FATA Secretariat, Peshawar.

7. PS to the Secretary Finance Department FATA Sectretariat Peshawar.

8. PA to Director Education, FATA.

9. Promotees Concerned.

10. M/File, .

Endst: No.

0000 Addl: Director (Estlib) Directorate of Education, FATA

	6683 3.70		Qualification M.Sc(Maths)M.Ed BIA	School/Office GHS ODIGRAM GMS Karakhile	Year of B.E.d 2013	of Date of Birth 21/03/1987	Dumicile 987 Swat	TI TELLIN	- 	Date of Ist: Appttin Ed. Deptt; 03/09/2009	Date of Ist: Dife of Appoint. Appttin Edu Approf Deptt: SST 03/09/2009 08/11/2017	Date of let: Dit of Appaintt. Medit Appatrin Edu Apparof Score SST 03/09/2009 08/11/2017	Dis of Appoints! NApprof 5
<			MA Political Science	GHS Bughd	2000	04/12/1963	Kunam			m 25/08/1964		7864/B0/52	7864/B0/52
			MIA Urdu	GISHS Parachinar	2005	01/12/1965	66 Kurranı	1 5		01/10/1986		01/10/1986	01/10/1986
	6692		MA Islamyat	GHS Teri Mangal	2005	04/06/1987	87 Kurran			17/09/1987		17/09/1987	17/09/1987
ζ.	6693	Dilder Hussein	B/A	GMS Alamsher	2011	09/06/1965	Kurram	- 5 I		.8861/50/13		.8861/50/13	.8861/50/13
(6694	Rashid Ali	8/A	GISHS Parachinar	2013	15/03/1968	в Кипеп	ä ,		28/09/1988		28/09/1988	28/09/1988 10/11/2017
<u> </u>	ē695	Syed Hussain Akbar Shan	M/A Urdu	GHS Kimao	8221	9961/50/83	6 Кипал	3		12/08/1989		12/08/1989	12/09/1989 10/11/2017
<u> </u>	9599	Arbab Hussain	MA Urdu, "Islamyat	GHS Nastikot	2000	04/01/1970	Кипал	3]		22/11/1989		22/11/1989	22/11/1989 10/11/2017
: 	6697	Mohammad	MiA Pashto	GHS Kunj Ali Zaj	1998	25/03/1966	Килап	7		14/01/1990	14/01/1990	14/01/1990	1401/1990 10/1/2017
	6698	inayat Hussain	MIA Political Science	GMS Gharbina Parachicar	1999	04/02/1988	Килам	- 1		14/01/1990		14/01/1990	14/01/1990 10/11/2017
,- T D-	6199	Syed Ahmad Raza	MA History	GMS Khomasa	2002 0	02/05/1965	Kurram	- 1		03/02/1992		03/02/1992	03/02/1992 10/11/2017
3		Gul Hussain	A/B	GMS Mirnay	2017 2:	22/04/1965	Kurram		OVED	03/04/1992 10/	03/04/1992 10/11/2017		
5 T 40	- 1	Muhanmad Ibrahim	myat	GMS Kachkeena	2009 25	29/01/1971	Килап	1	40.60	03/04/1992 10/1	03/04/1992 10/11/2017		
- <u> </u>	L *	NETSEC ALL		GHS Kirman	1999 03	03/01/1966	Kuran	!	04/05	04/05/1992 10/1	04/05/1992 10/11/2017		10/11/2017
•,		Syed Nati Hussah	myat		1998	01/01/1989	Китап	f !	E0/50	05/09/1992 10/1	05/09/1992 10/11/2017	 	
1 2		Syed Indad Hussein		Shah Khel	1999 03/	03/08/1971	Кштап	i	02/02/	02/02/1983 10/11	02/02/1983 10/11/2017		
<u> </u>		Mond All	\ Political Sciance	GHS Nasilkot 19	1999 04/6	04/05/1368 R	Кипап	1	/50/SD	1,4701 E661/60/90	G5/09/1993 10/11/2017	<u> </u>	<u> </u>
	0.00	Sylvent State	WA G	GHS Samir 2000		10/03/1968 K	Кипап	ļ	29/09/1	29/09/1994 10/11/	29/09/1994 10/11/2017		

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) SECONDARY EDUCATION DEPARTMENT. EQF THE KHYBER PAKHTONKHIVA

Education Department in consultation with the Establishment Department and the France Department hereby lays down the method of recruitment and which shall be applicable to all the posts specified in the Appendix to this Notification which shall be applicable to all the posts specified in Collumn No. 2 of the Servants (Appointment, Promotion and Transfer) Rules, 1989 and in supersession of all Northeations issued in this behalf, the Elementary and Sectionary No.80). PE) 4-888RCIM well the 2012 Control of the provisions contained in subrule (2) of rule 3 of the Khyber Pakhfunkbwa Civi

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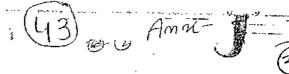
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OFFICE OF THE AGENCY EDUCATION OFFICER KURRAM AGENCY AT PARACHINAR

P.NO.0926311391 Fax No.0926311391 Email: kysah110 @gmail.com

<u>ADJUSTMENT</u>

Consequent upon the approval by Departmental Selection Committee and Director of Education FATA Peshawar Endst No. $\frac{1600-50}{600-50}$ dated $\frac{1-10-2017}{600-500}$ in BPS-16 in the schools noted against their names with effect from $\frac{185-60-2017}{600-500-500}$:

Teacher/Designation I. Mr., Muhamujad C.T. GHS Kunj Alizai GHS Kunj Alizai against vacant post S.Mussain Alchar Shah C.T. GHS Kirman GHS Kirman against vacant post GHS Mr., Cohnr Alt C.T. GHS Shiagak GHS Warld against vacant post GHS Mr., Ashij Elasanin C.T. GHS Pownr GHS Pownr GHS Pownr against vacant post GHS Pownr against vacant post GHS Pownr against vacant post GHS Pownr GHS Pownr GHS Pownr against vacant post GHS Mahoora against vacant post GHS Mali Kali against vacant post GHS Mir Janual against vacant post GHS Mir Janual against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post GHS Mali Kali against vacant post	Si	Mame of		
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<i>2</i> 3	S.Qabil Hussain D.M	GMS Shakardara	GHS Zeran against vacant post
24	S.Hussain Afzal C.T	G.S.N.H.H.S.S Shalozan	GMS Karakhela against vacant post
25	Mr, Mehboob Ali C.T	GHS Burki	GHS Burki against vacant post
26	Mr, Israr Hussain C.T	G.S.N.H.H.S.S Shalozan	GHS Bughdi against vacant post
27	Mr, Dildar Hussain C.T	G.I.S.H.S Parachinar	GMS Bughaki against vacant post
28	Mr, Khadim Hussain C.T	GHS Kunj Alizai.	GHS Amalkot against vacant post
29	S.Ahmad Raza C.T	G.I.S.H.S Parachinar	GMS Khomosa against vacant post
30	Mr, Mansab Ali C.T	GHS Kirman	GHS Kirman against vacant post.
31	S.iqbal Hussain C.T	G.I.S.H.S Parachinar	GHS Bughdi against vacant post
32	S.Imdad Hussain C.T	GHS Qubadshah Khel	GHS Qubadshah Khel against vacant post
33	S.Kamal Hussain C.T	GHS Mali Kali	GMS Jallander against vacant post
34	Mr, Irshad Hussain PST	GPS Alam Khel Pewar	GHS Terimangal against vacant post
35	Mr, Abid Hussain PST	GPS Abdullah Khan Kali *	GHS Shingak against vacant post
36	Mr, Rashid Ali PST	GPS College Colony	G.I.S.H.S Parachinar against vacant post
37	Mr, Gul Hussain PST	GPS Noorki	GMS Mirmai against vacant post
38	Mr, Muhamad Ibrahim l'ST	GPS No.2 Parachinar	GMS Kachkina against vacant post
39	Mr, Alim Khan D.M	GHS Kirman	GMS Shakardara against vacant post
10	S.Nabi Hussain A.T	GHS Kunj Alizai	GMS Kharlachi against vacant post
11	Mr, Arbab Hussain T.T	G.L.S.H.S Parachinar	GHS Nastikot against vacant post
12	Mr. Mubammad Bashir L.M.	GHS Pewar	GHS Shingak against vacant post
13	Mr, Gulfam Hussain T.T	GHS Kirman	GHS Zeran against vacant post

Agency Education Officer Kurram Agency Parachinar

Endst No 1190 - 12321 Edu

/2017

Copy forwarded to the:-

1. cor of Education FATA Peshawar with reference to his No.cited above please.

2. Principals/Headmesters concerned.

3. Agency Accounts Officer Kurram Agency

4. Teachers concerned

J. Office file.

Agency Education Officer Kurram Agency Parachinar



Anna - K

THE DIRECTOR EDUCATION FATA
FATA SECRETARIAT DIRECTORATE OF EDUCATION
KHYBER PAKHTUNKHWA, WARSAK ROAD
PESHAWAR.

DEPARTMENTAL APPEAL AGAINST ORDER DATED 11.10.2017 FOR DISCRIMINATION, VIOLATION OF FUNDAMENTAL RIGHT AND NON OBSERVANCE OF PROMOTION/SENIOROTY OF THE APPELLANT FROM THE DATE OF NOTIFICATION NO.SO(PE)/4-5/SSRC/MEETING/2013/TEACHING CADRE DATED 24TH JULY, 2014 FOR PROMOTION OF STT/TT TO SST (Phy/Maths) BPS-16.

RESPECTED SIR!

Appellant submits as under:

- 1. That the Appellant was appointed as Theology Teacher (TT) on dated 29.08.2003 by the Respondents department and has performed his duties on different locations with honesty and full devotion and has been a responsible, hard worker, skillful, dutiful, punctual and obedient teacher and presently the Appellant has promoted to the post of Secondary School Teacher (SST BPS-16) and is posted at GHS Pewar district Kurram.
- 2. That the Government of Khyber Pakhtunkhwa Elementary and Secondary Education through NOTIFICATION NO.SO(PE)/4-5/SSRC/MEETING/2013/TEACHING CADRE DATED 24TH JULY, 2014 and recommendation of the Departmental Promotion Committee has promoted the Appellant to the post of Secondary School Teacher (SST BPS-16) on dated 11.10.2017 instead of 24.07.2014
- 3. That the Deputy Director (Estab) Elementary & Secondary Education Khyber Pakhtunkhwa through letter No.4954 dated 07.08.2014 and letter No.4874 dated 06.08.2014 requested you to fill the vacant posts of SST (General/Science) in Government Higher Secondary/High & Middle Schools (M&F) FATA by promotion of in-service teachers under the existing rules.
- 4. That after requesting again and again by the Deputy Director (Estab) Elementary & Secondary Education Khyber Pakhtunkhwa through different letters your worthy office delayed the process and did not consider the Appellant for his due promotion.
- 5. That following the above mentioned same Notification, the District Education Officer Male Hangu through Endst No.3493-3562 dated 31.10.2014 promoted 49 SCTs/CTs, SDMs/DMs, SATs/ATs, STTs/TTs, Senior Qaris/Qaris, PSHTs/SPSTs, to the

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- 6. That your August office has not observed the appellant promotion from his due date i.e 24th July,2014 according to Notification and has order the same through letter Endst No.16101-50 dated 11.10.2017, So Appellant has not been treated in accordance with law, and appellant rights secured and guaranteed under the law and constitution have been violated.
- 7 That this order of your office has affected the Seniority/promotion of the Appellant because the Seniority of the SST teachers in Khyber Pakhtunkhwa and FATA are the same and not considering the appellant from the due date adversely affect the appellant right for seniority in Subject Specialist in Higher Secondary School as well as Headmasters in High Schools which is clear violation of fundamental rights of Appellant.
- 8. That the discrimination as observed by this office with Appellant is highly deplorable and condemnable, being unlawful, unconstitutional, without lawful authority, without jurisdiction, against the norms of natural justice, equity and against the law on subject, hence liable to be declared void ab initio.
- That the act of your good office' not making promotion order from the date of Notification of Khyber Pakhtunkhwa i.e 24th July,2014 is based on malafide, and ulterior motive.
- 10. That the action on the part of your good office has been affecting adversely appellant financial rights as protected by the constitution and the Appellant be treated at par like other employees who are promoted and as such to equally dealt in accordance with the law and rules.

It is therefore, most humbly prayed that on acceptance of the instant departmental appeal an appropriate direction may please be issued and the promotion order of the Appellant may kindly be ordered from the date of Notification i.e 24th July,2014 and any other relief not specifically prayed and to which the Appellant is found entitled may also be granted.

DATED:25-10-2017

APPELLANT

Muzahir Ali S/O Sarwar Ali R/O Village Pewar Alizai P.O & Tehsii Parachinar Upper District Kurram.

THE DIRECTOR EDUCATION FATA
FATA SECRETARIAT DIRECTORATE OF
EDUCATION KHYBER PAKHTUNKHWA, WARSAK
ROAD PESHAWAR.

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REMINDER FOR CONSIDERATION OF DEPARTMENTAL APPEAL AGAINST UNJUST ORDER DATED 11.10.2017 FOR DISCRIMINATION, VIOLATION OF FUNDAMENTAL RIGHT AND NON OBSERVANCE OF PROMOTION/SENIOROTY OF THE APPELLANT FROM THE DATE OF NOTIFICATION NO.SO(PE)/4-5/SSRC/MEETING/2013/TEACHING CADRE DATED 24TH JULY, 2014 FOR PROMOTION OF STT/TT TO SST (Phy/Maths) BPS-16.

RESPECTED SIR!

Appellant submits as under:

That in continuation of the departmental appeal dated 25.10.2017 on the subject cited above and to request you that the promotion order of the Applicant may kindly be ordered from the date of Notification i.e 24th July,2014 because your August office has not observed the applicant promotion from his due date i.e 24th July,2014 according to Notification and has order the same through letter Endst No.16101-50 dated 11.10.2017, So Applicant has not been treated in accordance with law, and applicant rights secured and guaranteed under the law and constitution have been violated. Furthermore this order of your office has affected the Seniority/promotion of the Applicant because the Seniority of the SST teachers in Khyber Pakhtunkhwa and FATA are the same and not considering the applicant from the due date adversely affect the applicant right for seniority in Subject Specialist in Higher Secondary School as well as Headmasters in High Schools which is clear violation of fundamental rights of Applicant.

It is therefore requested that applicant promotion order may kindly be reviewed in the light of the departmental appeal dated:25.10.2017 in the best interest of justice.

DATED:15-01-2018

APPLICANT

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MUZAHIR ALI S/O SARWAR ALI R/O VILLAGE PEWAR ALIZAI P.O & TEHSIL PARACHINAR UPPER DISTRICT KURRAM.

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 1266/2018

Date of Institution

09.10,2018

Date of Decision

14.07.2021

Arzal Shah SST (BIO/CHEM BPS-16) Government High School Sandu Khel Mohmand Agency Government of Khyber Pakhtunkhwa Education Department.

(Appellant)

VERSUS

Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and eight others.

(Respondents)

MR. HIDAYAT ULLAH KHATTAK & MR. ABDUR REHMAN MOHMAND

Advocates

For Appellants

MR. MUHAMMAD RIAZ AHMED PAINDAKHEIL Assistant Advocate General

For Respondents

MR. SALAH-UD-DIN MR. ATTQ-UR-REHMAN WAZIR

MEMBER (JUDICIAL)
MEMBER (EXECUTIVE)

JUDGMENT

ATIO-UR-REHMAN WAZIR MEMBER (E):- This judgment shall dispose of the instant Service Appeal as well as the following connected Service Appeals as common question of law and facts are involved therein.

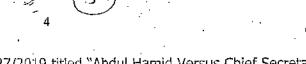
1) Service Appeal bearing No.1267/2018 titled "Abi Hayat Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education

Secretariat building Peshawar and others",

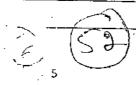
- 2) Service Appeal bearing No. 1268/2018 titiled "Shams Ur -Rahman Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 3) Service Appeal bearing No. 1269/2018 titled "Karim Khan Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 4) Service Appeal bearing No. 1270/2018 titiled "Abdul Hakim Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 5) Service Appeal bearing No. 1271/2018 titiled "Stana Gul Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education __Secretariat building Peshawar and others".
- 6) Service Appeal bearing No. 1272/2018 titiled "Mohammad Idress Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
 - 7) Service Appeal bearing No. 1273/2018 titled "Mansoor Ahmad Khan Versus Government" of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
 - 8) Service Appeal bearing No. 1274/2018 titiled "Khial Zada Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
 - 9) Service Appeal bearing No. 1275/2018 titled "Nizam-ud-Din Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
 - 10) Service Appeal bearing No. 1276/2018 titled "Sher Mohammad Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".

- 11) Service Appeal bearing No. 1277/2018 titled "Rahmat Said Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 12) Service Appeal bearing No. 1278/2018 titled "Javid Akhter Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 13) Service Appeal bearing No. 1279/2018 titled "Munawar Khan Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 14) Service Appeal bearing No. 1280/2018 titiled "Said Alam Shah Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 15) Service Appeal bearing No. 1281/2018 titled "Lateef Ullah Versus Government of Khyher Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 16) Service Appeal bearing No. 1282/2018 titled "Mst. Khalida Safi Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 17) Service Appeal bearing No. 1283/2018 titiled "Zar Gul Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 18) Service Appeal bearing No. 1284/2018 titled "Imtiaz Gul Versus Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Secretariat building Peshawar and others".
- 19) Khaista Sher Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat,
 Peshawar and others".

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- 20) Service Appeal bearing No. 327/2019 titled "Abdul Hamid Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 21) Service Appeal bearing No. 651/2018 titled "Sabeel Hassan Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 22) Service Appeal bearing No. 652/2018 titled "Anwar Ali Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 23) Service Appeal bearing No. 653/2018 titled "Javed Hassan Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 24) Service appeal bearing No. 654/2018 titled "Luqman Hakeem Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 25) Service Appeal bearing No. 655/2018 titled "Aziz-ur-Rehman Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 26) Service Appeal bearing No. 656/2018 titled "Muhammad Muneer Khan Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 27) Service Appeal bearing No. 657/2018 titled "Mst. Shah Begum Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 28) Service Appeal bearing No. 658/2018 titled "Munir Khan Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 29) Service Appeal bearing No. 659/2018 titled "Mst. Fahmeeda Begum Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 30) Service Appeal bearing No. 660/2018 titled "Muhammad Baz Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 31) Service Appeal bearing No. 661/2018 titled "Hanif Jan Versus Chief Secretary, Knyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 32) Service Appeal bearing No. 662/2018 titled "Sher Afzal Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".



- 33) Service Appeal bearing No. 663/2018 titled Mst. Dil Taj Begum Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 34) Service Appeal bearing No. 664/2018 titled "Raees Khan Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 35) Service Appeal bearing No. 665/2018 titled "Syed Hijab Hussain Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 36) Service Appeal bearing No. 666/2018 titled "Eid Muhammad Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 37) Service Appeal bearing No. 667/2018 titled "Fazal Hakeem Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 38) Service Appeal bearing No. 668/2018 tittled "Syed Zamir Hussain Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 39) Service Appeal bearing No. 669/2018 titled "Janat Khan Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 40) Service Appeal bearing No. 670/2018 titled "Ayan Ali Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- 41) Service Appeal bearing No. 671/2018 titled "Sohail Khan Versus Chief Secretary, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar and others".
- Brief facts of the case are that the appellants are primarily aggrieved by inaction of the respondents to the effect that promotions of the appellants were delayed for no good reason, which adversely affected their seniority positions as well as sustained financial loss. The appellant, Mr. Afzal Shah and 18 others were serving under Agency Education Officer, Mohmand Agency (Now District Mohmand) and the appellant Mr. Khaista Sher and 22 others were serving under Agency Education Officer, Orakzai Agency (Now District Orakzai). All the appellants were promoted to the post of Secondary School Teachers (SST) (BPS-16) vide order dated 11-10-2017, which, as per stance of the appellants were required to be promoted in 2014.

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Feeling aggrieved, the appellants preferred respective departmental appeals against the impugned order dated 11-10-2017, which were not responded to, and hence the appellants filed service appeals in this Tribunal with prayers that promotions of the appellants may be considered from 24-07-2014 or the date when other employees serving in settled districts were promoted along with all back benefits.

- 03. Written reply/comments were submitted by the respondents.
- Learned counsel for the appellant Mr. Afzal Shah and 18 others has contended that the appellants have not been treated in accordance with law and their rights secured under law and constitution have been violated; that the respondents delayed promotions of the appellants for no good reason, which adversely affected their seniority positions and made them junior to those, who were promoted at settled district level in 2014; that the delay occurred due to lethargic attitude of respondents, otherwise the appellants were equally fit for promotion like their counterparts working in settled districts; that the appellants were discriminated which is highly deplorable, being unlawful and contrary to the norms of natural justice; that inaction on part of the respondents have adversely affected financial rights of the appellants as protected by the Constitution. He further added that the appellant be treated at par like other employees of districts who were promoted in 2014 in pursuance of notification dated 24-07-2014 and shall equally be dealt with in accordance with law and rules.
- Learned counsel for the appellant Mr. Khaista Sher and 22 others mainly relied on the arguments of the learned counsel for the appellant Mr. Afzal Shah and 18 others with further arguments that departmental appeals of the appellants were not considered and the appellants were condemned unheard; that as per constitution every citizen is to be treated equally, while the appellants have not been treated in accordance with law, which need interference.



- Learned Assistant Advocate General appeared on behalf of respondents has contended that as per Para-VI of promotion policy, promotions are always made with immediate effect and not with retrospective effect; that promotion is neither a vested right nor it can be claimed with a retrospective effect. Reliance was placed on 2005 SCMR 1742. Learned Assistant Advocate General argued that promotions of the appellants were made in accordance with law and rule and no discrimination was made. He further argued that some of the appellants submitted successive appeals, which is violation of Rule 3(2) of Appeal Rules, 1986. Learned Assistant Advocate General prayed that appeals of the appellants being devoid of merit may be dismissed.
- 07. We have heard learned counsel for the parties and have perused the record.
- A perusal of record would reveal that all the appellants were employees of the provincial government, who were deputed to serve in Ex-FATA under the control of Director of Education Ex-FATA, whereas their other colleagues working in settled districts were working under the control of Director of Education at provincial level. The provincial Government vides Notification dated 24-07-2014 had issued criteria for promotion of teachers to next grades, which was equally applicable to provincial as well as employees working in Ex-FATA. To this effect, the provincial directorate of Elementary & Secondary Education KP vide letter dated 07-08-2014 had asked the Directorate of Education Ex-FATA to fill in the vacant posts of SST in Ex-FATA by promotion of in-service teachers under the existing service rules. The said letter lingered in the Directorate of Ex-FATA for almost seven months, which finally was conveyed to all Agency Education Officers vide letter dated 09-03-2015 with directions to submit category wise lists of candidates for promotion against the post of SST. Agency Education Officers took another two years and seven months, while submitting such information to the directorate of Ex-FATA and finally the appellants

were promoted vide order dated 11-10-2017. On the other hand, the office of the District Education Officer in the settled district took timely steps and the promotions were made possible in the same year i.e. 2014. Placed on record is a Notification dated 01-11-2014 issued by District Education Officer Charsada, whereby promotions had been made in pursuance of the Notification dated 24-07-2014 in the same year, whereas promotions in Ex-FATA were made in 2017 with delay of more than three years. Placed on record is another Notification dated 14-03-2017 issued by Directorate of Education Ex-FATA promoting Certified Teachers (CT) (BPS-15) to the post of Senior CT (BPS-16) w.e.f 20-02-2013, negating their own stance that promotions are always made with immediate effect. Similarly placed teachers was extended the benefit of their promotion with retrospective effect, however the respondents are denying the same to the appellants for the reasons best known to them. The material available on the record, would suggest that the appellants were treated with-discrimination.

- 09. The appellants are primarily aggrieved by the inaction of the respondents to the effect that all the appellants were otherwise fit for promotion to the post of SST, but their promotions were delayed due to slackness of the directorate of education, which adversely affected their seniority position as well as suffered financially due to intentional delay in their promotions. The respondents also did not object to the point of their fitness for further promotion at that particular time.
- 10. We have observed that seniority of the appellants as well as their other counterparts working at Districts level had been maintained at Agency/District level before their promotion to the post of SST, whereas upon promotion to the post of SST, the seniority is maintained at provincial level and the appellants who were promoted in 2017 in comparison to those, who were promoted in 2014, would definitely find place in the bottom of the seniority list maintained at provincial level with dim future prospects of their further promotions, as well as they were kept

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deprived of the financial benefits accrued to them after promotion for no fault of them, hence they were discriminated. It was noted with concern that the only reason for their delayed promotion was slackness on part of directorate of education Ex-FATA and its subordinate offices at Agency level, which had delayed their promotions for more than three years for no fault of the appellants.

11. In view of the foregoing discussion, the instant appeals are accepted and all the appellants are held entitled for promotion from the date, the first batch of their other colleagues at provincial level were promoted in the year 2014 with all consequential benefits. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED 14.07.2021

(SALAH-UD-DIN)
MEMBER (JUDICIAL)

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

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