# BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR.

COM NO:	 12023-
	 ,

Service Appeal No. 1630/2022

Asim Khan

\_V/S

Govt: of KP etc.

INDEX

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S.No	Documents	Annexure	Page No.
1.	Memo of Application		01
2.	Copy of order dt: 21.12.2020	A1	02
3.	Copy of relevant rules	A2	03-13

Asim Khen

THROUGH:

(SYED NOMAŃ ĂLI BUKHARI) ADVOCATE HIGH COURT

> Room No.FR-08, 4<sup>th</sup> Floor, Bilour Plaza Peshawar Cantt: Cell # 03339103240

# BEFORE THE KP SERVICE TRIBUNAL, PESHAWARDS

C.MNO! Service Appeal No. 1630/2022

Asim Khan

V/S

Govt: of K

APPLICATION FOR PLACING ON FILE CERTAIN DOCUMENT HEREWITH ATTACHED FOR PERUSAL OF HONORABLE APPLICATION COURT TO MEET THE END OF JUSTICE.

## RESPECTFULLY SHEWETH:

- 1. That the above titled Service Appeal is pending before this Hon'ble Tribunal and fixed in preliminary hearing stage on 21.02.2023.
- 2. That on last hearing the Honorable Chairman KP Service Tribunal, Peshawar directed the counsel for appellant to file the certain documents i.e relevant rules and other documents which is necessary for disposal of the instant appeal. So, therefore, the appellant wants to file these documents for the perusal of Honorable Service Tribunal to meet the ends of justice and to reach the fair conclusion.
- That the attached document with this application is hereby 3. annexed as Annexure A1 (order dated 21.12.2020) & relevant rules Annex-A2 respectively.
- 4. That there is no legal hurdle for allowing the CM in the interest of justice.

It is, therefore, most humbly prayed that the application may be allowed and the attached documents may please be considered as a part of the instant service appeal for perusal of Honorable Service Tribunal to meet the ends of justice and to reach the fair conclusion. Any other remedy which august Tribunal deems fit and appropriate that may also be awarded in favour of appellant.

THROUGH:

(SYED NOMAN ALI BUKHARI) ADVOCATE HIGH COURT





## **GOVERNMENT OF KHYBER PAKHTUNKHWA Energy & Power Department** 1<sup>st</sup> Floor, Block-A, Abdul Wali Khan Multiplex Civil Secretariat Peshawar Tel. 091-9223626 - Fax 091-9223624

Dated Peshawar, the 21st December 2020

57-09

### **CORRIGENDUM**

No.SO(E.I)/E&P/5-7/2019/Vol-III: In pursuance of this Department Notification No. SO(E.I)/E&P/5-7/2019/Vol-III dated: 1st July 2020, the Competent Authority is pleased to nomenclature/designation mentioned at Sr. No.3 in r/o Mr. Asim Khan (BPS-18) to be read as \*Deputy/Electric inspector instead of "Regional Electric Inspector" in the best public interest:-

> -sd-Secretary Energy & Power Department

## Endst: No. & Date Even:

Copy is forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.

2. Electric Inspector Provincial, Khyber Pakhtunkhwa Peshawar.

District Accounts Officer, Nowshera.

4. Regional Electric Inspectorate, Nowshera.

5. PS to Secretary Energy & Power Department.

PA to Addl: Secretary (Power), Energy & Power Deptt:
 PA to Addl: Secretary (Admn), Energy & Power Deptt:

8. Section Officer (Lit), Energy & Power Department.

Officer concerned.

10. Master file.

Section Officer (E.I)

# GOVERNMENT OF NORTH WEST FRONTIER PROVINCE IRRIGATION AND POWER DEPARTMENT.

Peshawar dated the, 17-8-2005.

No. ROL/I&P/ 11-26/03/----- In exercise of the power conferred by sub rule (2) of the rule 3 of the North West Frontier Province Civil Servants (Appointment, Promotion and Transfer)

West Pakistan Electric Inspector and Assistant Electric Inspector

West Pakistan Irrigation & Power Department (Electric Inspectorate)

Ministerial Establishment Recruitment Rules, 1964; and West Pakistan Electric Inspectorate (subordinate posts) Recruitment (iii) \*\*Rules, 1963,

The Irrigation and Power Department, in consultation with the Establishment Department and the Finance Department, hereby lays down the method of appointment, qualifications and other conditions specified in column 3 to 6 of the Appendix to this Notification, which shall be applicable to the posts in the Electric Inspector of the said Department specified in column 2 of

> SECRETARY TO GOVERNMENT NWFP, IRRIGATION & POWER DEPARTMENT.

Endst No. ROL/I&P/11-16/05

Dated Peshawar the

A copy of the above is forwarded to: -

All Administrative Secretaries to government NWFP, Peshawar.

Electric Inspector to Government of NWFP, Peshawar.

Manager Printing and stationery Department Peshawar, with the request to notify the rules in the gazette notification and supply 40 copies of the same to this department.

> RESEARCH OFFICER (L) Irrigation & Power Deptt

# GOVERNMENT OF NORTH WEST FRONTIER PROVINCE IRRIGATION AND POWER DEPARTMENT.

# **NOTIFICATION**

Peshawar, dated the 17.08.2005.



No.ROL/L&P/11-26/03/----- In exercise of the power conferred by sub rule (2) of the rule 3 of the North West Frontier Province Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in supersession of:-

- (i) West Pakistan Electric Inspector and Assistant Electric Inspector Recruitment Rules, 1963;
- (ii) West Pakistan Irrigation & Power Department (Electric Inspectorate)
  Ministerial Establishment Recruitment Rules, 1954; and
- (iii) West Pakistan Electric Inspectorate (subordinate posts) Recruitment Rules, 1963.

The Irrigation and Power Department, in consultation with the Establishment Department and the Finance Department hereby lays down the method of appointment, qualifications and other conditions specified in column 3 to 6 of the Appendix to this notification which shall be applicable to the posts in the Electric Inspector of the said Department specified in Column 2 of the Appendix.

# ---Sd---SECRETARY TO GOVERNMENT NWFP, IRRIGATION & POWER DEPARTMENT.

Endst No. ROL/I&P/11-20/03

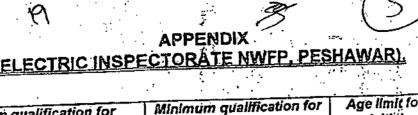
Dated Peshawar the 17/08/2005

A copy of the above is forward to:

- 1. All administrative Secretaries to government NWFP Peshawar.
- 2. Electric Inspector to Government of NWFP, Peshawar.
- 3. Manager Printing and Stationery Department Peshawar, with the request to notify the rules in the gazette notification and supply 40 copies soft the same to this department.

RESEARCH OFFICER (L)
IRRIGATION & POWER DEPTT

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S. No.	Nomenclature of Post	Minimum qualification for appointment by Initial recruitment.  3 a. Bachelor's Degree in	Minimum qualification for appointment by promotion.  Bachelor Degree in	Age limit for initial recruitment. 5 32-40 years	6 a) By promotion, on the basis of servicity-cum-fitness,	
	Electric Inspector	a. Bachelor's Degree in Electrical Engineering from a recognized University with seven years experience in the relevant field:	Electrical Engineering from a recognized University.		from amongst the Assistant Electric Inspectors (BS –17) with five years service as such; or	-
·		OR Master's Degree in Electrical Engineering with 5 years			b) If no suitable person is available for promotion, then by initial recruitment.	
		experience in the relevant field; and b. Registered as Professional Engineer with Pakistan Engineering Council.				
					a) Fifty percent by initial	
2.	Assistant: Electric inspector.	a. Bachelor's Degree in     Electrical Engineering from     recognized University; and     b. Registered as Professional	· .	22-26 years	b) fifty percent by promotion. on the basis of seniority- cum-fitness, from	
		Enginear with Pakistan	TESTED		amongst the Electric Sub- Inspectors with seven years service as such: Or In case no suitable person is available for promotion, then by initial	
	7/				recruitment. WP1046-2019- Ihsanuli	ah VS Govi K

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# APPENDIX (ELECTRIC INSPECTORATE NWFP, PESHAWAR)

S. No.	Nomenclat ure of Post	Minimum qualification for appointment by initial recruitment	qualification for appointment by promotion	Age limit for initial recrui tment	Method of Recruitment
	Electric Inspector	Bachelor Degree in Electrical Engineering from a recognized University with seven years experience in the relevant field; Master's Degree in Electrical Engineering with 5 years experience in the relevant field; and Registered as Professional Engineer with Pakistan ENGINEERING Council.	Bachelor Degree in Electrical Engineering from a recognized University	32-40 Years	a)By promotion on the basis of seniority-cumfitness, from amongst the Assistant Electric Inspectors BS-17 with five years service as such; If no suitable person is available for promotion, they by initial recruitment.
2.	Assistant Electric Inspector	Bachelor Degree in Electrical Engineering from a recognized University; and Registered as Professional Engineer with Pakistan Engineering Council.		22-25 Years	Fifty percent by initial recruitment; and Fifty percent by promotion on the basis of seniority-cumfitness, from amongst the Electric Sub-
			. :		Inspectors with seven years service as such or in case no suitable person is available for promotion, then by initial recruitment.

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ELECTRIC NASPECTORME NOVEE PERMANNAN	
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	No.	Nomenciature of	recruitment	appointment by promotion	initial	
Assistants, Accounts Assistants, Accounts Assistants, Accounts Assistants, Accounts Assistants and Serior Scale Stenographers with five years service as such: Provided that for the purpose of promotion of Senior Scale Stenographers with repost of Superintendent; the senior interse between Head Clerks, Assistants, Accounts	3	Superintendent				By pro-motion, on the basis
Assistants, Accounts Assistant and Senior Seale Stenographers with five years service as such Provided that for purpose of promotion of Senior Scale Stenographe to the post of Superintendent, the senior inter se between Head Clerks, Assistants, as the case on be, and Senior Scale Remographers shall, irrespective othe differen scales of pay held by then be othermined on the bas of continuous length of regular service to the respective posts, or, in a of a Head Clerks, Assistant, and Senior Scale Stenographer Senior Scale Stenographe Assistant, and Senior Scale Stenographe Senior Scale Stenographe Assistant, and Senior Scale Stenographe Senior Scale Stenographe Assistant, accounts Assistant, accounts Assistant, accounts Assistant, accounts Assistant, accounts Assistant, accounts Assistant Ascounts Assistant Accounts						amongst Head Clerks,
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Provided that for the purpose of promotion of Senior Scale Stenographe to the post of Superintendent, the senior inter se between Head Clerks, Assistants, Accounts Assistants, as the case metabolic the senior Scale Stenographers shall, irrespective of the different scales of pay held by the bed determined on the base of continuous length of regular service to the respective posts or, in careful that the senior Scale Stenographers shall, irrespective posts or, in careful that service to the respective posts or, in careful that service to the same date, the Head Clerks, Assistant Accounts Assistant, knowled to the respective post on the same date, the Head Clerk Assistant, knowled the Stenographe that Stenographers are the same date, stocked the same date, so the crase male be, shall rank senior to the Stenographers.			,		1	vears Service as such:
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Page 3 of 7



# GOVERNMENT OF KHYBER PAKHTUNKHWA ENERGY & POWER DEPARTMENT

STATE OF THE PARTY OF THE PARTY

House No. 69, Street No. 3, Shami Road, Peshawar Tel. 991-9212647 Fax 091-9212657

Dated Peshawar, the 1/2\_/07/2010

# VOTIFICATION

, No. SOG (E&P) /5 - 10 / Electric Inspector / 2009. In pursuance of the provisions contained in sub-rule (2) of the North-West Frontier ROL/I&P/II-26/03, dated 17-08-2005.-Province, Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, Energy & Power Department, in consultation with Establishment Department, Finance Department, Law, Parlianuentary Affairs & Human Rights Department and Public Service Commission, hereby directs that the following amendments shall be made in the Imigation & Power Department's Notification No AMENDMENT

the Appendix,

i) Against serial No. 1, for the existing entries, the following shall be substituted in the respective columns, namely,

	٠.,	
9	(e).	
Bachelor Degree in Electrical Engineering from a recognized University with ten years expenence in the retevant field and registered as professional Engineer with Palvistan Engineering Council.	Master's Degree in Electrical Engineering from a recognized University with seven years experience in the relevant field and registered as professional Engineer with Pakistan Engineering Council or	3.
	Veers Veers	•
provided that it no solution can have the second promotion then by initial recruitment."	By promotion, on the basis of seniority-cum-fitness from amongst Deputy Electric Inspectors having seven years service in BPS-18 or twelve years service in BPS-17 and above as Assistant Electric Inspector.	S.
Rent.	seniority-cum-filness c Inspectors having 18 or twelve years as Assistant Electric	

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WP1046-2019- Ihsanullah VS Govt K

# GOVERNMENT OF KHYBER PAKHTUNKHWA ENERGY & POWER DEPARTMENT.

# **NOTIFICATION**

# Peshawar, dated the 16.07.2010

No.ROL/L&P/11-26/03/----- In pursuance of the provisions contained in subrule (2) of the North West Frontier Province (Appointment, Promotion and Transfer) Rules, 1989, Energy & Power Department, in consultation with Establishment Department, Finance Department Law, Parliamentary Affairs & Human Rights Department and Public Service Commission, hereby directs that the following amendments shall be made in the Irrigation & Power Department's Notification No. ROL/I&P/II-26/03, dated 17.08.2005.

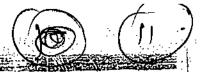
## **AMENDMENT**

In the Appendix:-

(i) Against serial No. 1, for the existing entries, the following shall be substituted in the respective columns, namely.

substituted in the respective	.commis, n	iainery
1.	2.	3.
(a) Master's Degree in Electrical	32-45	By promotion on the basis of
Engineering from a recognized	Years	seniority-cum-fitness, from
University with seven years	l.	amongst Deputy Electric
experience in the relevant field		Inspectors having seven years
and registered as profession		service in BPS-17 and above
Engineer with Pakistan	'	as Assistant Electric
Engineering Council; OR		Inspector; OR
(b) Bachelor Degree in Electrical	_	Provided that if no suitable
Engineering from a recognized		candidate is available for
University with ten years		promotion then by initial
experience in the relevant field		recruitment.
and registered as profession		
Engineer with Pakistan		
Engineering Council;		

ATB TO



(ii) After serial No. 1, the following new entries shall be inserted in the respective columns, namely,

1 1	2.	3.	4.	5.
1 1 1	Deputy Electric Inspector (BPS-18)	(a) Master's Degree in Electrical Engineering from a recognized University with five years experience in the relevant field and registered as professional Engineer with Pakistan	25 - 40 Years	By promotion, on the basis of seniority-cum-fitness from amongst Assistant Electric Inspectors having B. Sc. Degree in Electric Engineering with five years service as such:
		Engineering Council; or  (b) Bachelor Degree in Electrical Engineering from a recognized University with seven years experience in the relevant field and registered as professional Engineer with Pakistan Engineering Council		"Provided that if no suitable candidate is available for promotion then by initial recruitment."

(iii) Against serial No. 8, for the existing entries in columns No. 5, the following shall be substituted, namely,

(a) Fifty percent by initial recruitment; and

(b) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Senior Clerks with three years experience of Accounts matters, preparation of budget, estimates, reconcillation of Accounts.

3. NOT TH-

ATTESTED



EXTRAORDINARY

GOVERNMEN



REGISTERED NO. PIII

GAZETTI

# KHYBER PAKHTINKHWA

Published by Authority

PESHAWAR, WEDNESDAY, 15th SEPTEMBER, 2021.

# GOVERNMENT OF KHYBER PAKHTUNKHWA ENERGY & POWER DEPARTMENT

# NOTIFICATION

Dated Peshawar, the 16th July 2010.

Service Commission, hereby directs that the following amendments shall be made in the Irrigation & Power Department's Notification No. ROL/1&p/11-26/03, dated 17-08-2005; Transfer) Rules, 1989. Energy & Power Department, in consultation with Establishment Department. Finance Department, Law, Parliamentary Affair & Human Rights Department and Public No. SOG (E&P) 15-10 Electric Inspector / 2009.— In pursuance of the provisions contained in sub-rule (2) of the North-West Frontier province. Civil Servants (Appointment, Promotion and

AMENDMENT

# in the Appendix,

(1) Against script No.1. for the existing entries, the following shall be substituted in the respective columns, namely,

			:		
Engineer with Pakistan Engineering Council.	recognized University with ten years experience in	Engineer with Pakisian Engineering Council; or	in the felevant field and revietered as confessional	(a) Master's Degree in Electrical Engineering from a	3
# 1. #	-		Venrs	32-45	+
	Provided that if no suitable condidates is available for promotion then by initial recruitment."	Electric Inspector.	amongst Deputy Electric Inspectors having seven years service in	32-45 By promotion, on the basis of seniority-cum-fitness from	

(%)

291 KHYBER PAKHTUNKHIYA GUNERNAKENI GAZETIE, EXTRAORDINARY, 15°° SEPTEMBER, 2021

After serial No. 1, the following new entries shall be insured in the respective columns, namely.

		By proniotion, on the basis in seniories.	cum-fitness from amondest Assistant	Electric Inspectors having B.Sc. Danger	in Electric Engineering with five years	service as such:	Provided that if my suitable canadiana	ids available for promotive then by	Towns of the state
	-	26-10	Years						
3		(a) satisfier a Degree in Electrical	1 - The second of the second s	Card market as the live the value of the live of the l	icusts and the second	Control of the Contro		•	
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(iii) Against serial No. 8. for the existing entries in columns No. 5. the following shall be substituted, namely.

(b) Fifty percent by promotion, on the basis of sentiability-cum-filmess from amongst the Senior Clerks with three years experience of Accounts matters, preparation of budget, estimates reconciliation of Accounts". "(a) Fifty percent by initial resentiment and

tiv) Against serial No.9, the following shall be substituted in the respective columns mantely.

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Sderetary to Govt. of Khyber Pakhtunkhwa. Energy & Power Department