

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWARMisc. A. No. 47 /2023

IN

S. A. No. 1502/2022

Khyber Pakhtunkhwa
Service TribunalDiary No. 3149Dated 24-1-2023

Naqib Ullah S/O Abdur Rahim Khan,

Senior Secretary, Village Council,

Marmandi Azeem, Lakki Marwat Appellant

Versus

1. Director General, Local Govt.
& Rural Development
Department, Peshawar.
2. Secretary, Govt. of KP,
Local Government &
Rural Development
Department, KP,
Peshawar.
3. Assistant Director, Local Govt.
& Rural Development Department,
Lakki Marwat.
4. Allah Noor S/O Ghulam Sarwar
Secretary, VC Ahmad Khel,
Lakki Marwat. Respondents

**APPLICATION FOR RESTRAINING
RESPONDENTS FROM PROMOTION PROCESS
IN RESPECT OF R. NO. 04 TO THE POST OF
SUPERVISOR BEING MOST JUNIOR FROM
APPELLANT TILL THE FINAL DISPOSAL OF THE
CASE:**

Respectfully Sheweth,

1. That applicant filed the subject appeal before this hon'ble Tribunal wherein order dated 04-10-2022 of R. No. 01 has been challenged and is fixed on 14-02-2023 for argument before DB.
2. That on one hand, appellant has challenged the order dated 04-10-2022 and on the other hand, respondents has issued seniority list stood on 21-10-2022 placing R. No. 04 at S. No. 01 in utter disregard of law and rules. (Copies Attached)
3. That respondents are going to make promotion to the next higher post i.e. Supervisor on the disputed seniority position which the applicant has already challenged.
4. That balance of convenience lies in favor of appellant. He would suffer irreparable loss if the process of promotion is not stayed / stopped till the decision of appeal. The appellant has prima facie case in his favor.
5. That the grounds of main appeal may kindly be considered as part and parcel of the application for grant of Interim Relief.

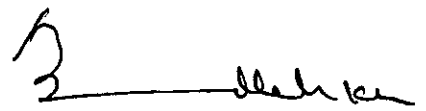
It is, therefore, most humbly prayed that the process of promotion on the basis of disputed seniority list dated 21-10-2022 be stayed till decision of the main appeal in the interest of justice.

]



Applicant

Through



Saadullah Khan Marwat
Advocate

Date: 24-01-2023

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Misc. A. No. /2023

IN

S. A. No. 1502/2022

Naqib Ullah

versus

DG & Others

AFFIDAVIT

I, Naqib Ullah, Applicant, do hereby solemnly affirm and declare that contents of **Application** are true and correct to the best of my knowledge and belief.



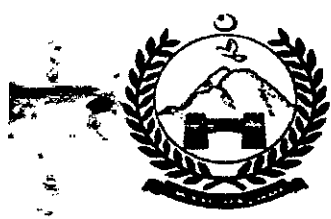
DEPONENT

ATTESTED

24-01-2023

4-10-22

4



**DIRECTORATE GENERAL
LOCAL GOVERNMENT & RURAL DEVELOPMENT
DEPARTMENT KHYBER PAKHTUNKHWA**

Dated Peshawar, the 4th October, 2022

ORDER

No. Director (LG) 3-1/Establishment/2022. /1675-81 The Director General LG&RDD being Appellate Authority heard the appeal on 22.09.2022 at 2:00 pm in his office in which the appellant Mr. Allah Noor and the defendant Mr. Naqib Ullah Village Council Secretaries were personally present.

2. After examination of the record, personal hearing of the appellant Mr. Allah Noor and defendant Mr. Naqib Ullah Village Council Secretaries, District Lakki Marwat, it was found that the appellants were adjusted against a post lower than his original scale.

3. Para 6(d) of the Surplus Pool Policy, states that: *"In case of adjustment against a post lower than his original scale, he shall be placed at the top of the seniority list of that cadre, so as to save him from rendering surplus again & becoming junior to his juniors"*

4. In light of the above, the appeal of the appellant Mr. Allah Noor, Village Council Secretary Lakki Marwat is accepted and Assistant Director LG&RDD Lakki Marwat shall issue the seniority list of Village/Neighborhood Council Secretaries, afresh accordingly.

-sd/-

**DIRECTOR GENERAL
LG & RDD**

Endst. Of even No.& Date.

Copy of the above is forwarded to the:

1. All Directors in Directorate General LG&RDD Khyber Pakhtunkhwa, Peshawar.
2. Assistant Director LG&RDD, Lakki Marwat.
3. PA to Director General LG&RDD, Khyber Pakhtunkhwa.
4. Officials concerned.
5. Office file.

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**DEPUTY DIRECTOR (ADMIN/HR)
LG&RDD**



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21-10-2022
OFFICE OF THE ASSISTANT DIRECTOR (I/Q)
- LOCAL GOVT. & RURAL DEVELOPMENT
DEPARTMENT, LAKKI MARWAT.

No. 1278
Dated Oct 21, 2022.

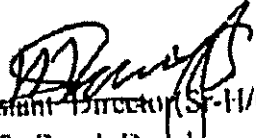
To

All the Secretaries
Village & Neighborhood Councils
in District Lakki Marwat.

SUBJECT:- FINAL SENIORITY LIST OF SENIOR SECRETARIES VILLAGE AND
NEIGHBORHOOD COUNCILS IN DISTRICT LAKKI MARWAT AS
STOOD ON 21.10.2022

Memo.

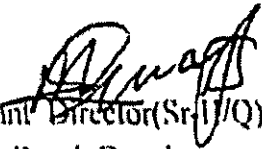
Final Senority List of Senior Secretaries Village and Neighborhood
Councils in District Lakki Marwat as stood on 21.10.2020 is hereby circulated
amongst all Secretaries VCs/NCs, after inviting objections/suggestions vide
this office letter No.1264, dated 12.10.2022, for your information and record.

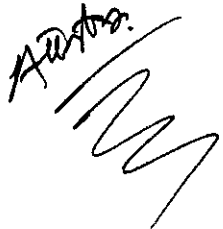

Assistant Director (Sr-I/Q)
Local Govt. & Rural Development
Department, Lakki Marwat.

Even No. & Date.

Copy forwarded to:-

The Director General, Local Govt. & Rural Development Department, KPK,
Peshawar for information please.


Assistant Director (Sr-I/Q)
Local Govt. & Rural Development
Department, Lakki Marwat



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21-10-2022

FINAL SENIORITY LIST OF SENIOR SECRETARIES VILLAGE & NEIGHBOR HOOD COUNCILS IN DISTRICT LAKKI MARWAT STOOD ON 21-10-2022

S.#	Name of Senior Secretary	Fathers Name	D.O.Birth	D.O. Appointment	D.O. Adjustment	Parent Deptt:	Edu:	Remarks
1	Allah Noor Khan	Ghulam Sarwar	03.08.1967	21.10.1992	03.02.2002	R&E	B.A	Ex-
2	Khalid Hayat Khan	M. Hayat Khan	15.01.1965	30.04.1988	-	LGRDD	M.A	-do-
3	Naqibullah Khan	Abdur Rahim Khan	16.06.1968	30.04.1988	-	LGRDD	B.A	-do-
4	Jamil Khan	Salim Khan	18.01.1969	30.04.1988	-	LGRDD	B.A	-do-
5	M. Yousaf Khan	Tehsil Khan	04.01.1966	19.07.1990	-	LGRDD	F.A	-do-
6	Irfan ullah Khan	Saadullah Khan	08.08.1967	26.12.1992	-	LGRDD	F.A	-do-
7	Ikram ullah Khan	Sherin Jan	04.08.1972	26.12.1992	-	LGRDD	F.A	-do-
8	Sifat Ullah Khan	Bahadar Khan	10.04.1974	03.10.1995	-	LGRDD	F.A	-do-
9	M. Humayun Khan	Akbar Khan	02.04.1974	05.10.1995	-	LGRDD	F.A	-do-
10	M. Zaman	Bayaz Khan	02.11.1974	26.12.1992	30.06.2001	LGRDD	Matric	Ex-J/Clerk
11	Dil Nawaz Khan	M. Aslam Khan	01.09.1975	08.10.1995	30.06.2001	LGRDD	Matric	-do-
12	Saeed Ur Rehman	Shoista Khan	02.01.1971	16.03.1995	23.08.2001	C&W	F.A	-do-
13	Karim Bakhsh	Fazal Melmood	12.03.1971	09.08.1993	31.08.2001	R&E	Matric	-do-
14	Mir Shahadat Khan	Afzal Khan	20.03.1974	21.11.1992	10.09.2001	LGRDD	Matric	-do-
15	M. Iqbal	Habibullah Khan	12.09.1974	12.02.1996	06.08.2003	R&E	Matric	Ex-J/Clerk
16	Samiullah Khan	Zarwali Khan	20.09.1972	10.10.1992	03.04.2004	Educ.	F.A	-do-
17	Ijaz Khan	Taj Ali Khan	18.09.1975	05.07.1995	31.01.2005	C&W	Matric	Draftman
18	Hakim Jan	Nadir Khan	01.12.1983	26.01.2016	26.01.2016	LGRDD	M.A	Secretary
19	Ghani Ur Rehman	Abdul Rehman	01.09.1985	26.01.2016	26.01.2016	LGRDD	M.A	-do-
20	Muhammad Iqbal	Sher Dil Khan	01.09.1985	26.01.2016	26.01.2016	LGRDD	M.A	-do-
21	Inam Ullah	Mosam Khan	17.01.1986	26.01.2016	26.01.2016	LGRDD	M.Phil	-do-
22	Sami Ullah	Baist Khan	05.03.1986	26.01.2016	26.01.2016	LGRDD	M.A	-do-
23	Abdul Rauf Khan	Abdul Rahim	12.08.1986	26.01.2016	26.01.2016	LGRDD	M.A	-do-
24	Ghafnor Ahmad	Ghulam Daud	05.02.1987	26.01.2016	26.01.2016	LGRDD	M.A	-do-
25	Salimullah	Sahib Nour	14.04.1987	25.10.2005	26.01.2016	LGRDD	B.A	-do-
26	Ziaullah Khan	Raham Dil Jan	11.08.1987	26.01.2016	26.01.2016	LGRDD	M.A	-do-
27	Farman Ullah	Saif Ullah Khan	02.09.1987	26.01.2016	26.01.2016	LGRDD	M.A	-do-
28	Samiullah Khan	Inayat Ullah Khan	05.04.1988	26.01.2016	26.01.2016	LGRDD	M.A	-do-
29	Abdul Basir	Abdul Hameed	16.04.1988	26.01.2016	26.01.2016	LGRDD	MBA	-do-
30	Samiullah	Noor Khatam Khan	08.01.1989	26.01.2016	26.01.2016	LGRDD	M.A	-do-
31	Sabir Shah	Muhammad Zaman	16.02.1989	26.01.2016	26.01.2016	LGRDD	M.A	-do-

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09.06.2022

~~18/06/22~~

**OFFICE OF THE ASSISTANT DIRECTOR LOCAL GOVERNMENT
& RURAL DEVELOPMENT DEPARTMENT LAKKI MARWAT**

Phone #: 0969-538043
No. 969 /AD/LG/RD

Email: adlakkimarwat@gmail.com
Dated: 07/06/2022

To
The All Secretaries
Village & Neighborhood Councils
District Lakki Marwat

Subject:- **FINAL SENIORITY LIST OF VCs/NCs SECRETARIES IN DISTRICT
LAKKI MARWAT STOOD ON: 09/06/2022.**

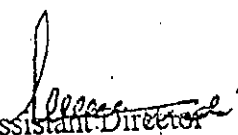
Memo:

In pursuance of the directions contained in the Directorate General, Local Govt: & Rural Development Department, KP letter No. Director(LG)3-1/Establishment/2021/20338, dated 09-05-2022, the seniority list of VCs/NCs Secretaries has been finalized after inviting objection/suggestions from all the secretaries, as provided under the rules. A copy of the final Seniority List of Secretaries VCs/NCs of District Lakki Marwat as stood on 09-06-2022 is enclosed herewith for your information and record.

Assistant Director
Local Govt: & Rural Development
Department, Lakki Marwat

Even No & Date:

Copy forwarded to the Director General, Local Govt: & Rural Development Department Khyber Pakhtunkhwa, Peshawar for information w/r to above please.


Assistant Director
Local Govt: & Rural Development
Department, Lakki Marwat



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09-06-2022

Final Seniority List of VCs/NCs District Lakki Marwat STOOD ON: 09-06-2022

S.No	Name of Secretary VC	Father's Name	Date of Birth	Date of Appointment	Date of Adjustment	Parent Deptt:	Qualification	Remarks
1	Khalid Hayat Khan	M. Hayat Khan	15.01.1965	30.04.1988	-	LGRD	M.A	-do-
2	Naqibullah Khan	Abdur Rahim Khan	16.06.1968	30.04.1988	-	LGRD	B.A	-do-
3	Jamil Khan	Salim Khan	18.01.1969	30.04.1988	-	LGRD	B.A	-do-
4	M. Yousaf Khan	Tehsil Khan	04.01.1966	19.07.1990	-	LGRD	B.A	-do-
5	Irfanullah Khan	Saadullah Khan	08.08.1967	26.12.1992	-	LGRD	F.A	-do-
6	Ikramullah Khan	Sherin Jan	04.08.1972	26.12.1992	-	LGRD	F.A	-do-
7	Siffat Ullah Khan	Bahadar Khan	10.04.1974	03.10.1995	-	LGRD	F.A	-do-
8	M. Humayun Khan	Akbar Khan	02.04.1974	05.10.1995	-	LGRD	F.A	-do-
9	M. Zaman	Bayaz Khan	02.11.1974	26.12.1992	30.06.2001	LGRD	Matric	Ex-J/Clerk
10	Dil Nawaz Khan	M. Aslam Khan	01.09.1975	08.10.1995	30.06.2001	LGRD	Matric	-do-
11	M. Yousaf	Shadi Khan	11.05.1964	29.05.1966	23.08.2001	R&E	M.Com	-do-
12	Saeed Ur Rehman	Shaista Khan	02.01.1971	16.03.1995	23.08.2001	C&W	F.A	-do-
13	Karim Bakhs	Fazal Mehmood	12.03.1971	09.08.1993	31.08.2001	R&E	Matric	-do-
14	Mir Shahadat Khan	Afzal Khan	20.03.1974	21.11.1992	10.09.2001	LGRD	Matric	-do-
15	Allah Noor	Ghulam Sarwar	03.08.1967	21.10.1992	03.02.2002	R&E	B.A	Ex-S/Clerk
16	M. Iqbal	Habibullah Khan	12.09.1974	12.02.1996	06.08.2003	R&E	Matric	Ex-J/Clerk
17	Samiullah Khan	Zarwali Khan	20.09.1972	10.10.1992	03.04.2004	Educ.	F.A	-do-
18	Ijaz Khan	Taj Ali Khan	18.09.1975	05.07.1995	31.01.2005	C&W	Matric	-do-
19	Hakim Jan	Nadir Khan	01.12.1983	26.01.2016	26.01.2016	LGRD	M.A	Sec.VC/NC
20	Ghani Ur Rehman	Abdul Rehman	01.09.1985	26.01.2016	26.01.2016	LGRD	M.A	-do-
21	Muhammad Iqbal	Sher Dil Khan	01.09.1985	26.01.2016	26.01.2016	LGRD	M.A	-do-
22	Inam Ullah	Mosam Khan	17.01.1986	26.01.2016	26.01.2016	LGRD	M.Phil	-do-
23	Sami Ullah	Baist Khan	05.03.1986	26.01.2016	26.01.2016	LGRD	M.A	-do-
24	Abdul Rauf Khan	Abdul Rahim	12.08.1986	26.01.2016	26.01.2016	LGRD	M.A	-do-
25	Ghafoor Ahmad	Ghulam Daud	05.02.1987	26.01.2016	26.01.2016	LGRD	B.A	-do-
26	Salimullah	Sahib Noor	14.04.1987	25.10.2005	26.01.2016	LGRD	M.A	-do-
27	Vacant	...	...	...	...	...	...	...
28	Vacant	...	...	...	...	...	...	...
29	Vacant	...	...	...	...	...	...	...
30	Vacant	...	...	...	...	...	...	...
31	Vacant	...	...	...	...	...	...	...

[Signature]
Assistant Director
IG & RDD Lakki Marwat

[Signature]