

**S.A 908/2019**

1<sup>st</sup> April, 2022

Counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG for the respondents present.


Learned for the appellant states that grievance of the appellant has been redressed by the respondent department and requested for withdrawal of the appeal. As a token of admission of his submission he signed the margin of order sheet. In view of the above, the appeal is dismissed as withdrawn. Consign.

Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal this 1st day of April, 2022.

  
**(MIAN MUHAMMAD)**  
Member (E)

  
**(KALIM ARSHAD KHAN)**  
Chairman



  
Asst. Secy  
01/04/2022

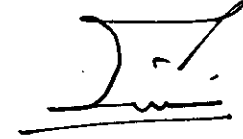
27.01.2022

Learned counsel for the appellant present. Muhammad Riaz Khan Paindakheil Assistant Advocate General for the respondents present.

Arguments could not be heard due to paucity of time, therefore, case is adjourned. To come up for arguments on 31.03.2022 before D.B.



(Rozina Rehman)  
Member (J)



(Salah-Ud-Din)  
Member (J)

31.03.2022

Counsel for the appellant and Mr. Kabirullah Khattak, Addl. A.G for the respondents present.

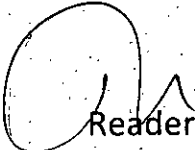
Former seeks adjournment to assist the court. Adjourned. To come up for arguments on 01.04.2022 before the D.B.

(Mian Muhammad)  
Member(Executive)

Chairman

15.02.2021

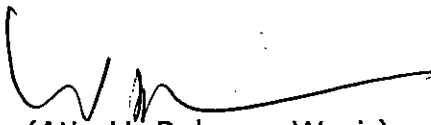
Due to Pandemic of Covid-19, the case is adjourned to  
26.05.2021 for the same.


  
Reader

26.05.2021

Mr. Naeem Jan Malik Advocate submitted Wakalat  
Nama in favor of appellant. Mr. Adeel Butt Additional  
Advocate General for respondents present.

Being freshly engaged learned counsel for the  
appellant requested for adjournment. Adjourned to  
15/9/21 for arguments before D.B.

  
(Atiq Ur Rehman Wazir)  
Member (E)

  
(Rozina Rehman)  
Member (J)

15.09.2021

Counsel for appellant present.

Muhammad Adeel Butt learned Additional A.G for  
respondents present.

Former made a request for adjournment. Request is  
accorded. To come up for arguments on 27.01.2022 before  
D.B.

  
(Rozina Rehman)  
Member (J)

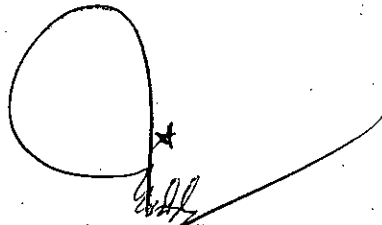
  
Chairman

15.07.2020

Counsel for the appellant present. Addl: AG for respondent present.

Written reply on behalf of respondent No.1 have already been submitted. Notice be issued to respondent No.2 for reply. Last opportunity granted.

Adjourned to 09.09.2020 before S.B.

  
(Mian Muhammad)  
Member(E)

09.09.2020

Junior to counsel for the appellant present. Nemo for the respondents.

Despite last opportunity the respondents have not furnished reply/comments. The matter is, therefore, posted to D.B for arguments on 24.11.2020.

  
Chairman

24.11.2020

Nemo for the appellant. Addl. AG for the respondents present.

Learned AAG informed that learned counsel for the appellant (Mr. Sher Afgan Khattak, Advocate) has passed away very recently. In the circumstances, notice be issued to appellant for next date.

Adjourned to 15.02.2021 for hearing before the D.B.

  
(Mian Muhammad)  
Member

  
Chairman

17.02.2020

Junior counsel for the appellant and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Fawad Afzal, Senior Clerk on behalf of respondent No. 1 present. Representative of respondent No. 1 submitted written reply on behalf of respondent No. 1. The same is placed on record. None present on behalf of respondent No. 2 nor written reply on his behalf submitted, therefore, notice be issued to respondent No. 2 with the direction to direct the representative to attend the court and submit written reply on the next date positively. To come up for written reply/comments on behalf of respondent No. 2 on 12.03.2020 before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

12.03.2020

Clerk to counsel for the appellant and Mr. Kabirullah Khattak, Additional AG for the respondents present. Written reply on behalf of respondent No. 1 has already been submitted. Neither written reply on behalf of respondent No. 2 submitted nor his representative is present, therefore, notices be issued to the respondent No. 2 with the direction to direct the representative to attend the court and submit written reply on the next date positively. Last opportunity is given to respondents to furnish written reply/comments. Adjourned to 21.04.2020 for written reply/comments before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

21.04.2020

Due to public holiday on account of COVID-19, the case is adjourned to 15.07.2020 for the same. To come up for the same as before S.B.

  
Reader

908/2019

16.10.2019

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

Learned AAG seeks time to contact the respondents and require submission of reply/comments on next date of hearing.

Adjourned to 20.11.2019 on which date the requisite reply/comments shall positively be furnished.

  
Chairman

20.11.2019

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

Learned AAG seeks time to contact the respondents and procure the requisite reply/comments. Adjourned to 07.01.2020 on which date the requisite reply/comments shall positively be submitted.

  
Chairman

07.01.2020

Junior to counsel for the appellant and Addl. AG present. No representative of the respondents is available.

Fresh notices be issued to the respondents for submission of written reply/comments on 17.02.2020 by way of last chance.

  
Chairman

23.08.2019

Counsel for the appellant present.

Learned counsel requests for time to further prepare the brief. Adjourned to 30.08.2019 for preliminary hearing before S.B.

  
Chairman

30.08.2019

Counsel for the appellant present.

The case of appellant is that he had passed M.A-Islamyat examination on 05.02.2013 and was entitled for upgradation alongwith his other colleagues on 27.02.2017. The relevant notification did not include the name of appellant while a corrigendum notification was issued on 31.05.2018 which provided for upgradation of appellant with immediate effect. In the said manner the service benefits of appellant as well as his seniority were compromised due to error on the part of the respondents. The departmental representation/appeal submitted in that regard also did not bear any fruit.

In view of available record and arguments of learned counsel instant appeal is admitted for regular hearing subject to all just exceptions. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 16.10.2019 before S.B.

Appellant Deposited  
Security & Process Fee



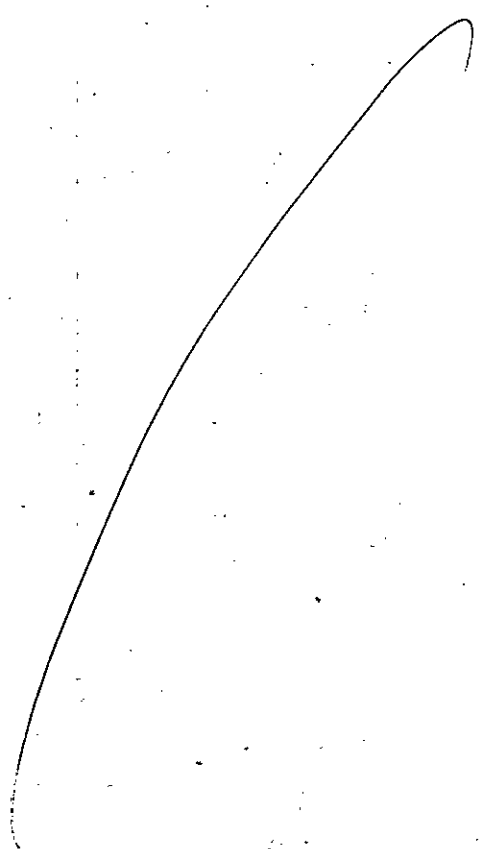
5/9/19

  
Chairman

Form- A  
FORM OF ORDER SHEET

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

Case No. - 908/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	10/07/2019	<p>The appeal of Mr. Noor Mir Khan resubmitted today by Sherafgan Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR 10/7/19</p>
2-	11/07/19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>23/08/19</u>.</p> <p> CHAIRMAN</p> 




The appeal of Mr. Noor Mir Khan Senior Theology Teacher GPS Yar Ahmad Kaly FR Peshawar received today i.e. on 17.06.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of notification dated 19.05.2014 mentioned in para-7 of the memo of appeal (Annexure-G) is not attached with the appeal which may be placed on it.
- 2- Annexures of the appeal may be attested.
- 3- Annexures of the appeal may be flagged.
- 4- Departmental appeal having no date be dated.

No. 1094 /S.T.

Dt. 18-6- /2019.

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Sherafgan Khattak Adv. Pesh.

Sir,

Needful has been done. In response to objection no. 1, the notification dated 19.05.14 has been annexed as annexure 'G'.

ii) All the annexures to the appeal have been attested.

iii) All the annexures to the appeal have been flagged.


iv) Departmental appeal bears its ~~of~~ date which can be seen.

- Sir, Resubmission of the appeal was inadvertently delayed due to ailment of the council who suffered stroke on 17<sup>th</sup> of June.

due to high sugar. After a few days he was ultimately taken to North West hospital. He was thoroughly examined and treated. Now he comparatively feels better. Discharged summary of the North West hospital is attached.

Therefore it is requested that the delay in resubmission may be condoned.

11-7-2019

  
SHRIRANGAN



Northwest General  
Hospital & Research Centre

## INPATIENT DISCHARGE SUMMARY

Name	SHER AFGHAN KHATTAK	Hospital No	061905987
Age/Gender	60 Year(s)/Male	Address	PESHAWAR
Ward/Bed No	Ward.4/418	Consultant	Dr. Arshad Hussain
Date of Admission	28-Jun-2019	Date of Discharge	29-Jun-2019

### DIAGNOSIS

vertigo  
CVA  
Dyslipidemia  
DM-II  
HTN

### HISTORY

The patient is a 60years old male known case of DM-II, HTN presented to us with the chief complaints of:

1. Vertigo
2. Hiccups
3. Epigastric discomfort
4. Generalized weakness

Patient was oriented in time place person at the time of presentation and maintaining blood pressures of 130/90mm/Hg and pulse of 90bpm.

### PROGRESS

Patient was admitted under the care of Endocrinologist and treated symptomatically for vertigo, hiccups and diabetic control. Has been worked up for CVA keeping in mind her MRI findings. (Multiple hyperintense foci in bilateral basal ganglia-ischemia). His carotid doppler showed 16-49% stenosis and Echo showed preserved systolic function.

He had deranged lipid profile for which his statin dose has been adjusted.

Patient is now clinically improved with good diabetic control and has been discharged on home medications.

### INVESTIGATION(S)

Free T4  
28-Jun-2019

Free T4:-- 1.17 ng/dl

Lipid Profile  
28-Jun-2019

Cholesterol:-- 239 mg/dl, HDL:-- 45.9 mg/dl, LDL:-- 162 mg/dl, Triglyceride:-- 230 mg/dl

### HOSPITAL MEDICATION

TAB : ZOPENT 40 MG

INJ : HUMULIN R

TAB : RAST 10 MG

TAB : THYROXIN 50 MCG

INJ : ONSET 8MG

TAB : SOFVASC 5MG

TAB : ASCARD 75MG

INJ : BASAGINE 100 IU/ML

TAB : STEMETIL 5MG

Sector A-3, Phase-V, Hayatabad, Peshawar. U.A.N: (091) 111-583-880, Ph: 091-5838800, Fax: 091-5822620  
Email: info@nwgh.pk, Web: www.nwgh.pk

A project of ALLIANCE HEALTHCARE (Pvt) Ltd.

BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL, PESHAWAR.

S.A.No. 908 /2019

Noor Mir Khan.....Appellant

Versus

Director of Education Merged Area (FATA), Peshawar..Respondents

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S.No.	Description of documents.	Annexure	Pages.
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3	Copy of the degree	A	6
4	Copy of the notification <u>26-6-12</u>	B	<u>7-8</u>
5	Copy of the notification dated 11.07.2012	C	<u>9-10</u>
6	Copy of the notification <u>27-2-17</u>	D	<u>11-12</u>
7	Copy of the notification <u>17-5-27</u>	E	<u>13</u>
8	Copy of notification <u>31-5-18</u>	F	<u>14-15</u>
9	Copy of notification dated 19.05.2014	G	<u>16</u>
10	Copy of the appeal.	H	<u>17</u>
11	Wakalatnama.		<u>18</u>

Appellant

Through



**Sher Afgan Khan Khattak**  
Advocate Supreme Court

Dated: 17.06.2019

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,  
PESHAWAR.

Khyber Pakhtukhwa  
Service Tribunal

Diary No. 859

Dated 17/6/2019

Service Appeal No. 908 /2019

Noor Mir Khan  
Senior Theology Teacher,  
Government Primary School Yar Ahmad Kaly,  
Hassan Khail, Sub Division (Ex-FR Peshawar)  
District Peshawar.....Appellant

Versus

- 1) Director of Education Merged Area (FATA), Peshawar.
- 2) The Government of Khyber Pakhtunkhwa through its Secretary Elementary and Secondary Education, Peshawar... Respondents

APPEAL U/S 4 OF THE SERVICE  
TRIBUNAL ACT, 1974.

Filed to-day

Registrar

17/6/19

Prayer-in-Appeal :

On acceptance of this appeal, the appellant's post of Senior Theology Teacher in BPS-16 be upgraded w.e.f. 20.02.2013 instead of 31.05.2018.

Re-submitted to-day  
and filed.

Registrar

10/7/19

*Respectfully Sheweth;*

The appellant submits as under:-

- 1) That the appellant is Master of Arts in Islamiyat from University of Peshawar. He belongs to Sub Division Hassan Khail of Erstwhile (FATA) FR, Peshawar. (Copy of the degree is annexed as Annexure "A").
- 2) That in the year 2010 the competent authority of the Government of Khyber Pakhtunkhwa was pleased to allow upgradation of various posts and to this effect notification was issued by the Secretary to the Govt. of Khyber Pakhtunkhwa Elementary and Secondary Education on 26.06.2010. (Copy of the notification is annexed as Annexure "B").
- 3) That the finance department of the Province of Khyber Pakhtunkhwa was further pleased to notify the grant of sanction of the Khyber Pakhtunkhwa Government to the upgradation of the post for grant of incentive of higher pay scale to different categories of teachers in elementary and secondary education department. This notification was containing the details of method of upgradation. (Copy of the notification dated 11.07.2012 is annexed as Annexure "C").
- 4) That it was in the year 2017 when much awaited notification was issued by the Director Education FATA. The respondent No.1 whereby the Theology Teacher (M) B-15 were promoted to the post of Senior Theology Teacher in BPS-16, along with entitlement of all other allowances w.e.f. 20.02.2013. (Copy of the notification is annexed as Annexure "D").
- 5) That the appellant was fully qualified and entitled to avail this opportunity of upgradation and had been waiting for the long

time but was frustrated to know that his name was not included in the notification though his juniors were there. The appellant moved pillar to post for the inclusion of his name in notification for the purpose of upgradation of his post to BPS-16, finally the respondent No.1 was convinced by the appellant and he was pleased to issue corrigendum notification on 17.05.2017 and his name was notified to consider the appellant at serial No.14. (Copy of the notification is Annexure "E").

- 6) That in consequence of corrigendum notification stated above incorporating the name of the appellant issued on 31.05.2018 but the agonies of the appellant were yet to be ceased, this notification was entailing another unfairness, the notification was with immediate effect, not from the date wherefrom the first notification was issued w.e.f. 20.02.2013. (Copy of notification is Annexure "F").
- 7) That the appellant was well qualified at the time of first notification, he was entitled to the upgradation of his post but inadvertently his name was not included. Prior to the first notification dated 27.02.2017 similar notification was issued on 19.05.2014 which was withdrawn later on, on the protest of the teachers since it was given effect from 2014 while the teachers' community was demanding its applicability w.e.f. 2012 it was containing the name of appellant on serial No.4. (Copy of notification dated 19.05.2014 is Annexure "G").
- 8) That the appellant again embarked upon to knock the doors of various offices. At last he preferred departmental appeal to respondent No.1 but the appeal was not responded. (Copy of the appeal is annexed as Annexure "H").

It is, therefore, prayed that the appeal may be allowed with all back benefits.



Appellant


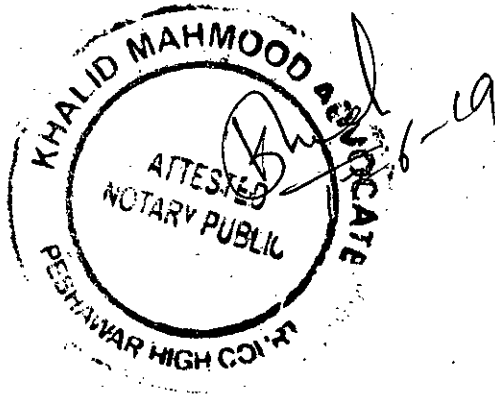
Through



**Sherafgan Khan Khattak**  
Advocate Supreme Court

**AFFIDAVIT**

I, do hereby affirm and declare on oath that the contents of the appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

  
Deponent



5

BEFORE THE CHAIRMAN KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL, PESHAWAR.

S.A.No. \_\_\_\_\_/2019

Noor Mir Khan.....Appellant

Versus

Director of Education Merged Area (FATA), Peshawar..Respondents

**ADDRESSES OF THE PARTIES**

**PETITIONER:**

Noor Mir Khan  
Senior Theology Teacher,  
Government Primary School Yar Ahmad Kaly,  
Hassan Khail, Sub Division (Ex-FR Peshawar)  
District Peshawar

**RESPONDENTS:**

- 1) Director of Education Merged Area (FATA), Peshawar.
- 2) The Government of Khyber Pakhtunkhwa through its Secretary  
Elementary and Secondary Education, Peshawar.

Appellant

Through

  
**Sher Afgan Khan Khattak**  
Advocate Supreme Court

University of Peshawar

Pakistan

Session: Annual 2012

NOOR MIR KHAN

son of

KHAN ZAMIR

and a

Private Candidate of District Peshawar having Passed the

prescribed examination held in August 2012 is this day admitted by the University Of Peshawar to

the Degree of Master of Arts in Islamiyat in 2nd Division

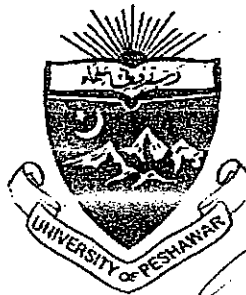
The examination was taken as a Whole

Registration No. 2888-PC-2218

Roll No. 34188

C.N.F.C.No. 17381-1486328-7

Result Declared on February 05, 2013



066023

HEAD MASTER  
G.H.S. Said Azam  
Killi F.R. Peshawar

*[Handwritten signature]*

Registrar

*[Handwritten signature]*  
Vice-Chancellor

*[Handwritten signature]*  
Agency Education Officer  
F.R. Peshawar

*[Handwritten signature]*

"A"

6

*Hotyfracton*

GOVT. OF KHYBER PAKHTUNKHWA  
FINANCE DEPARTMENT  
(REGULATION WING)

NO. SO(FR)/FD/10-22(E)/2010  
Dated Peshawar, the 26-06-2012

To  
The Secretary to Govt. of Khyber Pakhtunkhwa,  
Elementary & Secondary Education Department.

'B' ~~18~~  
7

Subject: - GRANT OF INCENTIVE OF HIGHER PAY SCALE/GRADE ON THE BASIS OF TIME SCALE TO THE DIFFERENT CADERS OF TEACHERS IN ELEMENTARY & SECONDARY EDUCATION DEPARTMENT KHYBER PAKHTUNKHWA.

Dear Sir,

I am directed to refer to your department letter No. SO (B & A)/i-18/E&SE/2008 dated 12.06.2012 on the subject noted above and to state that consequent upon the approval of the competent authority Finance Department agrees to allow upgradation of the posts as per details given below w.e.f 01/07/2012.

Category/Nomenclature of the teaching posts	Basic Pay Scales	Revised nomenclature & Pay Scales	Promotion to Higher scale
Primary school teachers	BPS-3	PST (BS-12) & PST (BS-15)	30,000 posts of PST presently sanctioned in various pay scales will be upgraded in BPS-12 with effect from 01.07.2012. 20,000 posts of the existing posts of PST in various existing Pay Scales may be upgraded to BPS-14 and re-designated as Senior PST teachers. The posts may be filled in by promotion from amongst the holders of posts of PST with minimum 10 years-long service as such. 22,768 posts of the existing posts of PST (one post in each Primary School) may be upgraded to BPS-15 and re-designated as Primary School Head Teacher, to be promoted from amongst Senior PST teachers on merit with due regard to seniority.
	FPS-6		
	BPS-7		
	BPS-9		
	BPS-10		
	BPS-12		
Middle/High/HS School teachers	1. CT	CT (BS-15) & SCT (BS-16)	All the existing posts of CT are to be upgraded in BPS-15, while 1/3 out of the total CT posts are to be upgraded to BPS-16 and to be re-designated as Senior CT, which will be filled through promotion from CT on merit with due regard to seniority subject to the condition that to fulfil minimum academic qualification required for the post of CT as per service rules.
	BPS-09		
	BPS-10		
	BPS-12		
	BPS-14		
	BPS-10		
2. AT	BPS-09	AT (BS-15) & SCT (BS-16)	All the existing posts of AT are to be upgraded in BPS-15, while 1/3 out of the total AT posts are to be upgraded to BPS-16 and to be re-designated as Senior AT, which will be filled through promotion from AT on merit with due regard to seniority subject to the condition that to
	BPS-10		
	BPS-12		
	BPS-14		
	BPS-10		
	BPS-15		


*Attended*  
*(Signature)*

*Signature*

8

3.TT	BPS-07	TT (BS-15) & STT (BS-16)	All the existing posts of TT are to be upgraded in BPS-15, while 1/3 out of the total TT posts are to be upgraded to BPS-16 and to be re-designated as Senior TT, which will be filled through promotion from TT on merit with due regard to Seniority subject to the condition that he fulfill the minimum academic qualification required for the post of TT as per service rules.
	BPS-09		
	BPS-10		
	BPS-12		
	BPS-14		
	BPS-15		
4.DM	BPS-09	DM (BS-15) & SDM (BS-16)	All the existing posts of DM are to be upgraded in BPS-15, while 1/3 out of the total DM posts are to be upgraded to BPS-16 and to be re-designated as Senior DM, which will be filled through promotion from DM on merit with due regard to Seniority subject to the condition that he fulfill the minimum academic qualification required for the post of DM as per service rules.
	BPS-10		
	BPS-12		
	BPS-14		
	BPS-15		
5.PET	BPS-09	PET (BS-15) & SPET (BS-16)	All the existing posts of PET are to be upgraded in BPS-15, while 1/3 out of the total PET posts are to be upgraded to BPS-16 and to be re-designated as Senior PET, which will be filled through promotion from PET on merit with due regard to Seniority subject to the condition that he fulfill the minimum academic qualification required for the post of PET as per service rules.
	BPS-10		
	BPS-12		
	BPS-14		
	BPS-15		
6.Qari/Qaria	BPS-07	Qari / Qaria (BS-12) & S. Qari / S. Qaria (BS-15)	All the existing posts of Qari/Qaria are to be upgraded in BPS-12, while 1/3 out of the total Qari/Qaria posts are to be upgraded to BPS-15 and to be re-designated as Senior Qari/Qaria, which will be filled through promotion from Qaries / Qarias on merit with due regard to Seniority subject to the condition that he fulfill the minimum academic qualification required for the post Qari/Qaria as per service rules.
	BPS-09		
	BPS-10		
	BPS-12		
	BPS-14		
	BPS-15		

- The Administrative Department however, should devise a policy in the framework of input/output criteria in terms of qualification, length of service, regularity, punctuality, results, curricular and co-curricular achievements and other performance indicators so that teachers do not take the scheme for granted but work for it.
- Audit copies may be prepared and furnished to this department for authentication please.

*Handwritten signature*  


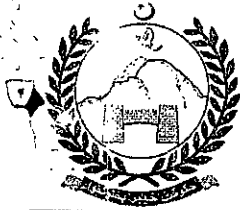
Yours faithfully,

*Handwritten signature*  
**(BIBI FATIMA)**  
 SECTION OFFICER (FR)

Copy is forwarded to:-

Budget Officer-V, Finance Department for information and further necessary action please.

*Handwritten signature*  
 SC (FR)



**GOVERNMENT OF  
KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

9

Dated Peshawar, 11.07.2012

**NOTIFICATION:**

**No. SO (B & A) /1-18/E&SE/2012:** Sanction of the Government of Khyber Pakhtunkhwa is hereby accorded to the up gradation of the posts for Grant of Incentive of Higher Pay Scale to different Categories/Cadres of teachers in Elementary & Secondary Education Department w.e.f. 01-07-2012 as per details given below:-

Sr. No.	Nomenclature of Teaching Cadre Post	Location	Existing Basic Pay Scale	New Approved Basic Pay Scale	Remarks
1.	Primary School Teacher (PST)	Govt. Primary School	BPS-5 BPS-6 BPS-7 BPS-9 BPS-10 BPS-12	(BPS-12)	The post of PST is upgraded to BPS-12. Accordingly, 33,497 posts of PSTs, already sanctioned in various pay scales are upgraded to BPS-12 for the present incumbents as well as future appointees.
2.	Senior Primary School Teacher (Sr. PST)	"do"	Newly Upgraded/Redesignated Post	(BPS-14)	22,331 posts of the existing PSTs in various existing pay Scales are upgraded to BPS-14 and redesignated as Senior PST. The posts will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
3.	Primary School Head Teacher (PSHT)	"do"	Newly Upgraded/Redesignated Post	(BPS-15)	20,804 posts of the existing PST's (one post in each Primary School) are upgraded to BPS-15 and redesignated as Primary School Head Teacher, and will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
4.	Certified Teachers (CT)	Govt. Middle/High/Higher Secondary School	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of CTs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
5.	Senior Certified Teachers (Sr. CT)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total CT posts are upgraded to BPS-16 and redesignated as Senior CTs which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
6.	Arabic Teachers (A.T)	"do"	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of ATs, are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
7.	Senior Arabic Teachers (Sr. AT)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total AT posts are upgraded to BPS-16 and redesignated as Senior AT, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
8.	Teacher of Theology (TT)	"do"	BS-07 BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of TTs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
9.	Senior Teacher of Theology (Sr. TT)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total TT posts are upgraded to BPS-16 and redesignated as Senior TT, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
10.	Drawing Masters (DM)	"do"	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of DMs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
11.	Senior Drawing Masters (Sr. DM)	"do"	Newly Upgraded/Redesignated Post	(BPS-16)	one thirds (1/3 <sup>rd</sup> ) of the total DM's posts are upgraded to BPS-16 and redesignated as Senior DM, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or

12.	Physical Education Teachers (PET's)	"do"	BS-09 BS-10 BS-12 BS-14 BS-15	(BPS-15)	All the existing posts of PETs are upgraded to BPS-15 for the present incumbents to the post as well as future appointees.
13.	Senior Physical Education Teachers (Sr. PET's)	"do"	Newly Upgraded/ Redesignated Post	(BPS-16)	One thirds (1/3 <sup>rd</sup> ) of the total PETs posts are upgraded to BPS-16 and redesignated as Senior PET, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.
14.	Qari/Qaria	"do"	BPS-7 BPS-9 BPS-10 BPS-12 BPS-14 BPS-15	(BPS-12)	All the existing posts of Qari/Qaria are upgraded to BPS-12 for the present incumbents to the post as well as future appointees.
15.	Sr.Qari/Sr.Qaria	"do"	Newly Upgraded/ Redesignated Post	(BPS-15)	One thirds (1/3 <sup>rd</sup> ) of the total Qari/Qaria posts are upgraded to BPS-15 and redesignated as Senior Qari/Qaria, which will be filled in the manner as may be prescribed by the Elementary & Secondary Education Department by making necessary service rules or amending the existing service rules, if any, for the post.

2. A policy shall also be devised in the framework of input/output criteria in terms of qualification, length of service, regularity, punctuality, results, curricular and co-curricular achievements and other performance indicators, so that the teachers do not take the scheme for granted but work for it.

3. District wise/ school wise breakup of the posts is enclosed herewith as Annexure-A.

**SECRETARY**

Endst: No. SO(FR)/FD/10-22(E)/2010 Dated Pesh: the 16/07/2012

Copy is forwarded to Accountant General Khyber Pakhtunkhwa, Peshawar.  
All District Account Officers

*(Signature)*  
**SECTION OFFICER (FR)**  
FINANCE DEPARTMENT

Endst. Of even Number & Date.

Copy of the above is forwarded to:

1. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department, with reference to his letter No SO(FR)/FD/10-22(E)/2010 dated 26.06.2012.
2. P.S. to Secretary, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
3. P.S. to Special Secretary, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
4. P.S. to Deputy Secretary-II, E&SE Department, Khyber Pakhtunkhwa, Peshawar.
5. P.S. to Minister of E&SE, Khyber Pakhtunkhwa.
6. The Director, E&SE Khyber Pakhtunkhwa, Peshawar.
7. All the Executive District Officers, E&SE Khyber Pakhtunkhwa.
8. The Managing Director, Printing Press, Khyber Pakhtunkhwa, Peshawar.
9. Master file.

*(Signature)*  
**(NOOR ALAM KHAN WAZIR)** 11/07/2012  
**SECTION OFFICER (B&A)**  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT



TT(M)

**FATA SECRETARIAT**  
**Directorate of Education**Warsak Road Peshawar, Pakistan  
Phone. 091-9210166 Fax 091-9210216

No. \_\_\_\_\_

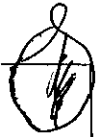
dated 24/02/2017

**Notification:**

Consequent upon the recommendation of the Departmental Promotion Committee and in pursuance of the Govt: of Pakistan Finance Division (Regulation Wing) Notification No.1(32)R-1/2015-582/2016 dated 25.7.2016 Islamabad, SO (Edu) Notification No.FS/SO(Edu)/SSD/Up-Gradation/2882-94 dated 22.6.2016 and duly Endorsed by Directorate of Education FATA vide No.8233-60 dated 8.8.2016, the following TT (M) B-15 are hereby promoted to the post of Sr.TT (M) B-16 (Rs.15880-1280-54280) plus usual allowances as admissible under the rules on regular basis on terms and conditions given below with effect from 20.2.2013 and further they will be posted in the Govt: Higher Secondary / High Schools by the Agency Education Officer concerned against the newly upgraded Sr.TT BPS-16 posts.

Total No. of TT (M) Posts duly verified by the AGPR	84
1/3 share of Senior TT Posts	28
Share of promotion 100%	28
Already promoted to B-16 Sr.TT	Nil
No of Senior TT Posts available for promotion	28
Recommended for promotion to Sr. TT	10

A 11/3/16



S#	S.L.#	Name of teacher	Place of posting.	Date of birth.	Date of Regular Apptt: against TT Post	Remarks
1	24	Muhammad Shoab	GMS Muhammadi Shah	4.5.1972	5.10.1994	Services placed at the disposal of AEO FR Peshawar for further posting
2	38	Haq Nawaz Khan	GHS Sra Dargai	9.3.1974	1.10.1995	Services placed at the disposal of AEO FR Peshawar for further posting
3	47	Noor Said	GHS Faridi	25.9.1979	20.10.2001	Services placed at the disposal of AEO FR Peshawar for further posting
4	48	Ashar Shah	GPS Sher Dil	10.1.1976	22.10.2001	Services placed at the disposal of AEO FR Peshawar for further posting
5	49	Ramdad Khan	GMS Bazmir	4.11.1976	22.10.2001	Services placed at the disposal of AEO FR Peshawar for further posting
6	51	Inam Sher	GHS Zareen Khel	25.7.1979	24.10.2001	Services placed at the disposal of AEO FR Peshawar for further posting
7	53	Khial Ghamir	GPS Daulat Khan	1.4.1976	8.10.2002	Services placed at the disposal of AEO FR Peshawar for further posting
8	54	Islam Hakeem	GPS Zaman Shah	24.11.1976	1.6.2003	Services placed at the disposal of AEO FR Peshawar for further posting
9	55	Samin Khan	GHS Kohi Hassan Khel	20.12.1979	1.9.2003	Services placed at the disposal of AEO FR Peshawar for further posting
10	57	Zia Muhammad	GHS Shamshatop	8.9.1982	1.9.2003	Services placed at the disposal of AEO FR Peshawar for further posting

24/2/17

12

60	Mahboob Ali	GPS Nadir Khan	2.1.1981	7.12.2004	Services placed at the disposal of AEO FR Peshawar for further posting
63	Muhammad Nazim	GPS Garay Shahmat Khel	3.2.1979	25.11.2005	Services placed at the disposal of AEO FR Peshawar for further posting
64	Muhammad Jehangir	GPS Sher Badshah	25.9.1977	1.9.2006	Services placed at the disposal of AEO FR Peshawar for further posting
65	Muhammad Rasool	GPS Gul Faraz	3.1.1981	1.9.2007	Services placed at the disposal of AEO FR Peshawar for further posting

**Terms & Conditions:**

1. They would be on probation for a period of one year, extendible for another one year.
2. They will be governed by such rules and regulations as may be issued from time to time by the Govt.
3. Their services can be terminated at any time in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
4. Charge report should be submitted to all concerned.
5. Their Inter-Se-Seniority on the lower post will remain intact.
6. No TA/DA is allowed for joining him/her duty.
7. They will give an undertaking to be recorded in their Service Book to the effect that any over payment is made to him in the light this order will be recovered and if he is wrongly promoted, he will be reversed.

(Hashim Khan)  
Director Education FATA

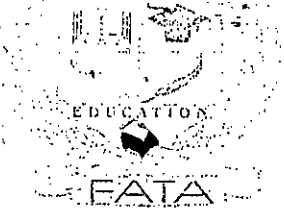
Endst: No. 3391-3420 /File No.1/Promotion Senior CT B-16 dated 27/2/2017  
Copy for information and necessary action is forwarded to the:

1. Accountant General (PR) Sub Office, Peshawar.
2. Agency Education Officer, FR Peshawar.
3. AG Office Khyber Pakhtunkhwa Peshawar.
4. PS to Additional Chief Secretary FATA.
5. PS to Secretary SSD, FATA.
6. PS to Secretary Finance FATA Secretariat.
7. PA Director Education, local Directorate.
8. Official concerned.
9. Master File.

*Handwritten signature*  
*Handwritten mark*

||  
24/2/17  
Addl: Director (Estab)  
Directorate of Education, FATA






OFFICE OF THE  
 AGENCY EDUCATION OFFICER  
 FR PESHAWAR  
 BLOCK: 8 NEAR INFORMATION DEPTT:  
 KHYBER ROAD, PESHAWAR, K.P.K  
 Phone No. 091-9210145  
 No. 1095 Dated 12/5/17

"E" (13)


To  
 The Director Education,  
 FATA Peshawar.

Subject:- CORRIGENDUM/UP-GRADATION NOTIFICATION FOR Sr. TT  
 Memo:-

Reference to your Notification Endst:No. 3391-3420/File No.1/Promotion Sr. TT B-16 dated; 27.02.2017 on the subject cited above, it is stated that in up-gradation notification of Sr.TT Mr. Muhammad Rasool TT @GPS Gul Faraz FR Peshawar at S.No. 14 and Sr.S. No.68 has been mistakenly up-graded to BPS-16. In light of above para it requested to issue corrigendum and consider Mr. Noor Mir TT as Sr. TT instead of Mr. Muhammad Rasool TT at S.No.14 in Up-gradation Notification of Sr. TT. It is further added that all relevant documents (i.e S/Books, ACRs, Bio data) for ready reference.

  
 AGENCY EDUCATION OFFICER  
 of FR PESHAWAR.

~~DDC ESS/HS / ODT~~  
 Pl. dm ans  
 " "   
 12/7/17

A 1/2/17  




TT(M)

## Directorate of Education

Wareck Road Peshawar, Pakistan  
Phone 031-9210116 Fax 031-9211216

No. \_\_\_\_\_

Dated / / 2018

"F"  
14**Notification:**

Consequent upon the recommendation of the Departmental Promotion Committee and in pursuance of the Govt. of Pakistan Finance Division (Regulation Wing) Notification No.1(32)R-1/2015-562/2016 dated 25.7.2016 Islamabad, SO (Edu) Notification No.FS/SO(Edu)/SSD/Up-Gradation/2882-94 dated 22.6.2016 and duly Endorsed by Directorate of Education FATA vide No.8233-60 dated 8.8.2016, the following TT (IA) B-15 are hereby promoted to the post of Sr.TT (M) B-16 (Rs.18910-1520-64510) plus usual allowances as admissible under the rules on regular basis on terms and conditions given below with immediate effect and further they will be posted in the Govt. Higher Secondary/High Schools by the Agency Education Officer concerned against the upgraded post

Total No of TT (IA) Posts duly verified by the AGPR	66
1/3 share of Senior TT Posts	29
Share of promotion 100%	29
Already promoted to B-16 Sr. TT	13
No. of Senior TT Posts available for promotion	16
Recommended for promotion to Sr. TT	16

No.	Name of teacher	Place of posting	Date of birth	Date of Regular Appnt. against TT Post	Remarks
24	Muhammad Haeem Snan	GHS Shamshatoo	24.11.1965	13.11.1990	Services placed at the disposal of AEO FR Peshawar for further posting
33	Abdul Sharif	GHS Sra Dargai	07.09.1976	22.11.1994	Services placed at the disposal of AEO FR Peshawar for further posting
33	Muhammad Ayaz	GPS Taj Muhammad	04.04.1974	11.04.1995	Services placed at the disposal of AEO FR Peshawar for further posting
40	Akbar Hussain	GPS Syed Abbas	03.01.1975	13.04.1995	Services placed at the disposal of AEO FR Peshawar for further posting
42	Noor Mir	GPS yar Ahmad	01.02.1976	01.10.1995	Services placed at the disposal of AEO FR Peshawar for further posting
45	Inam Ullah	GHS Janakor	15.10.1974	01.11.1999	Services placed at the disposal of AEO FR Peshawar for further posting
50	Muhammad Arif	GPS Miam Khel	01.01.1979	18.10.2001	Services placed at the disposal of AEO FR Peshawar for further posting
54	Arbab Mir	GSMZHSS sama Badaber	06.01.1984	01.09.2003	Services placed at the disposal of AEO FR Peshawar for further posting
55	Umar Khayam	GPS Abdur Rashid	02.09.1983	01.12.2004	Services placed at the disposal of AEO FR Peshawar for further posting

FR Peshawar

F-6  
1080  
5/3/2018

15

	Name of Teacher	Place of Posting	Date of Birth	Date of Regular Apptt. against Post	Remarks
56	Allaf Ahmad	GPS Sher Baz Killi	01.03.1981	25.02.2005	Services placed at the disposal of AEO FR Peshawar for further posting
58	Muhammad Rasool	GPS Gul Faraz	03.01.1981	01.09.2007	Services placed at the disposal of AEO FR Peshawar for further posting
59	Muhammad Arif	GHS Kohi Hassan khel	15.03.1982	01.09.2009	Services placed at the disposal of AEO FR Peshawar for further posting
60	Rab Nawaz	GPS Yar Ali	15.04.1982	01.09.2009	Services placed at the disposal of AEO FR Peshawar for further posting
61	Muhammad Imran	GPS Mashar Khan	03.04.1984	01.09.2009	Services placed at the disposal of AEO FR Peshawar for further posting
62	Muhammad Tufail	GPS Zarman Shah Killi	30.04.1985	01.09.2009	Services placed at the disposal of AEO FR Peshawar for further posting
63	Khial Hassan	GPS Yar Ali Killi	08.10.1987	01.09.2009	Services placed at the disposal of AEO FR Peshawar for further posting

**Terms & Conditions:**

- 1. They would be on probation for a period of one year, extendible for another one year.
- 2. They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 3. Their services can be terminated at any time in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
- 4. Charge report should be submitted to all concerned.
- 5. Their Inter-Se-Seniority on the lower post will remain intact.
- 6. No TA/DA is allowed for joining him/her duty.
- 7. They will give an undertaking to be recorded in their Service Book to the effect that any over payment is made to him in the light this order will be recovered and if he is wrongly promoted, he will be reversed.

*Handwritten signature*

(Hashim Khan)  
Director Education FATA

Dist. No. 7649-80 /File No.1/Promotion Senior TT B-16 dated 31/5 /2018  
Copy for information and necessary action is forwarded to the:

*Handwritten signature*



FATA SECRETARIAT  
DIRECTORATE OF EDUCATION

KPK WARSAK ROAD PESHAWAR, PAKISTAN  
PHONE 091-9210166 FAX 091-9210716

NO. \_\_\_\_\_  
DATED PESH: 11/11/2014

Notification.

**Annexure "G"**

In pursuance of the Elementary & Secondary Education Department Khyber Pakhtunkhwa Notification No.(B&A)/1-18/E&SE 2012 dated 11.7.2012 and consequent upon recommendation of Departmental Promotion Committee, the following T.Ts B-15 (Male) in FR Peshawar are hereby upgraded to the post of Senior T.T (B-16) Rs.(10000-800-34000) plus usual allowances as admissible under the rules on regular basis under the existing policy of Provincial Govt. in teaching cadre. They are placed at the disposal of AEO FR Peshawar for further adjustment on the terms & conditions mentioned below with immediate effect.

S.No.	Name of Teachers	Place of posting	Remarks
1.	Shams-ur-Rahman	GPS.Faridi No.2	Considered suitable for promotion of the post of Senior T.T BPS-16 on regular basis with immediate effect.
2.	Muhammad Shoab	GMS.Muhammadi Shah	-do-
3.	Haq Nawaz Khan.	GHS.Sra Dargai.	-do-
4.	Noor Mir Khan	GPS.Pakhi Kandow	-do-
5.	Noor Said	GHS.Faridi	-do-
6.	Asghar Shah	GPS.Sher Dil.	-do-
7.	Ramdad Khan	GMS.Baz Mir	-do-
8.	Inam Sher	GHS.Kandi Zarin Khel	-do-
9.	Khial Ghamir	GPS.Daulat Khan	-do-
10.	Islam Hakeem	GPS.Zaman Shah	-do-
11.	Samin Khan	GHS.Kohi Hassan Khel	-do-
12.	Zia Muhammad	GHS.Shamshatoo	-do-
13.	Mehboob Ali.	GPS.Nadar Khan	-do-
14.	Muhammad Nazeem	GPS.Garay Shamat Khel	-do-
15.	Muhammad Jehangir	GPS.Sher Bad Shah	-do-
16.	Muhammad Rasool	GPS.Gul Faraz.	-do-

Terms and Conditions

1. They will be on probation for a period of one year extendable for another one year.
2. They will be governed by such rules and regulations issued from time to time by the Government.
3. Their services can be terminated at any time. In case their performance is found unsatisfactory during probation period, in case of misconduct they will be preceded under the rules framed from time to time.
4. Charge reports should be submitted to all concerned.
5. Their inter seniority on lower post will remain intact
6. No TA/DA is allowed for joining his/her duty.
7. They will give an under taking to be recorded in their service Books to the effect that if any over payment made to them in the light of this order will be recovered from them and if they are wrongly promoted they will be reversed

Director Education FATA

Endst:No. 6882-906

Dated Pesh:the 19/5/2014.

Copy forwarded to the:-

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. Accountant General Khyber Pakhtunkhwa Peshawar.
3. District Accounts Officer concerned.
4. Agency Education Officer FR Peshawar
5. Official concerned.
6. P.A to Director Education FATA.

Additional Director (Estab)  
Directorate of Education FATA

بھنور جناب ڈائریکٹر صاحب آف ایجوکیشن ضم شدہ علاقہ (فاٹا) پشاور

17

محکمہ اپیل دربارہ درستی نوٹیفیکیشن (Upgradation)

جناب عالی!

H

سائل حسب ذیل عرض رساں ہے

(۱) یہ کہ سائل اکتوبر 1995 سے ایف آر پشاور میں بطور تیا لوجی ٹیچر کام کر رہا ہے۔

(۲) یہ کہ سائل کو بموجب حکم نمبر 6882-904 بتاریخ 19-05-2014 (آدماز دفتر ڈائریکٹر محکمہ تعلیم فاٹا ورسک روڈ پشاور) سکیل 16 میں بطور سینئر TT ترقی دی گئی تھی۔

(۳) یہ کہ سینئر TT کے لئے MA اسلامیات لازمی شرط ہے اور سائل نے 5 فروری 2013 کو MA اسلامیات کا امتحان پاس کیا ہے۔

(۴) یہ کہ ایگزٹیشن کا آڈر 20-02-2013 سے جاری ہوا ہے۔

(۵) یہ کہ بموجب ایگزٹیشن پالیسی نوٹیفیکیشن نمبر SO(FR)/FD/10-22(E)/2010 بتاریخ 16-07-2012 سائل بطور سینئر TT حقدار تھا۔

(۶) یہ کہ بموجب نوٹیفیکیشن نمبر CT -B-16 /promotion senior 3391-3420/fileNo. 1 بتاریخ 27-02-2017 بمطابق سناری ٹی لسٹ (جس میں

سائل کی سناری ٹی مطابق تعلیمی استعداد سریل نمبر 4 ہے) میں اہل اور قابلیت کے مطابق TT اساتذہ کو بطور سینئر TT ایگزٹ کیا گیا۔ لیکن نوٹیفیکیشن ہذا میں محکمہ غلطی کی وجہ سے

سائل کا نام بطور سینئر TT شامل نہ تھا۔ جو کہ قابل درستی تھا۔

(۷) یہ کہ محکمہ غلطی کی درستی کے لئے اس سے قبل سائل نے محکمہ کو بار بار درخواستیں صادر کئے۔ جن پر کوئی عمل درآمد نہیں ہو سکا۔

(۸) یہ کہ سائل کو بموجب نوٹیفیکیشن نمبر Sr.TT B-16 /promotion 7649-80/file No.1 بتاریخ 31-05-2018 کو بطور سینئر TT ایگزٹ کیا گیا ہے۔ جس

میں سائل سریل نمبر 5 میں درج ہے۔ تاہم یہ ایگزٹیشن 31-05-2018 کو Immediate effect سے کرائی گئی ہے۔ جبکہ سائل 20-02-2013 سے بطور سینئر

TT حقدار ہے۔ جو کہ قابل درستی ہے۔

استدعا ہے کہ منظور اپیل ہذا سائل کی ایگزٹیشن بطور سینئر TT بجائے 31-05-2018، مورخہ 20-02-2013 سے تبدیل کرانے کے احکامات صادر فرمائی

جائے۔

عین نواز شہوگی

Ats

العارض

اپکا تابع فرمان ٹولز میٹر خان معلم دینیات

GPS یار احمد کلے حسن خیل سب ڈویژن (سابقہ ایف آر پشاور) ضلع پشاور

قیمت  
50 روپے

17515

Sher Afgan ایڈوکیٹ

بار کونسل / ایسوسی ایشن نمبر: 21

رابطہ نمبر: 277627762 33290



پشاور بار ایسوسی ایشن، خیبر پختونخوا

بعدات جناب: Refer to KP Service Tribunal Pet

منجانب: Appellant

دعویٰ: Service Appeal

علت نمبر:

مورخہ

جرم:

تھانہ

بنام

## باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ

آن مقام Peshاور کیلئے Sher Afgan کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ برحلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 17-6-2019

العبد \_\_\_\_\_ واہ شد \_\_\_\_\_ العبد

مقام Peshaur کے لیے منظور ہے۔

Acceptance

**BEFORE THE KHYBER PUKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

**Appeal No: 908/2019.**

NOOR MIR KHAN.....**Appellant**

**VERSUS**

The Director Education Merged Area (FATA).....**Respondents**

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**Appeal No: 908/2019.**

NOOR MIR KHAN..... **Appellant**

**VERSUS**

The Director Education Merged Area (FATA)..... **Respondents**

**Para-wise comments on behalf of respondent.**

**Respectively Sheweth:**

**Preliminary Objection:**

1. That the appellant has got no cause of action to file the instant appeal.
2. That the appellant has not come to this Honourable Tribunal with clean hands.
3. That the appellant has concealed material facts from this Honourable Tribunal.
4. That the appellant is estopped by his own conduct to bring the present appeal

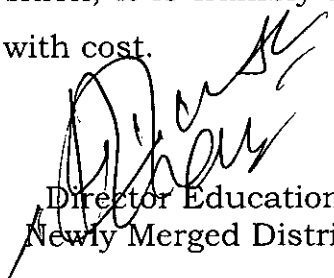
**Facts:**

1. No comments. Pertain to record.
2. No comments. Pertain to record.
3. No comments. Pertain to record.
4. No comments. Pertain to record.
5. No comments. Pertain to record.
6. Incorrect. The respondent department being bound by law acted in accordance with law, however, Promotion was allowed from 31.5.2018 as per rules/policy due to incomplete of service record of the appellant. It is further submitted that as per promotion policy mentioned in establishment code Khyber Pakhtunkhwa (Revised Edition 2011), 'Promotion will always be notified with immediate effect' hence the promotion was granted to the appellant w.e.f. 31.5.2018 i.e. with immediate effect (Annex-A,B.Ⓞ).
7. Incorrect. That the appellant was not entitled for promotion under the rules due to short comings of the requisite documents.
8. No comments.

**Pray:**

Keeping in view the above factual position, it is humbly requested that the instant appeal may kindly be dismissed with cost.

Respondent

  
Director Education  
Newly Merged Districts



**AFFIDAVIT.**

7

We the above respondents do hereby declare and affirm on oath that the above comments are true and correct to the best of our Knowledge and belief and that nothing has been concealed from this Honorable Tribunal.

**Respondent**

  
**Director Education  
Newly Merged Districts**

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 461 /ST

Dated 21-02- 2020

To


The Secretary E&SE,  
Government of Khyber Pakhtunkhwa,  
Peshawar.

Subject: -

ORDER IN APPEAL NO. 908/2019, MR. NOOR MIR KHAN.

I am directed to forward herewith a certified copy of order dated 17.02.2020 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR  
KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR.

**BEFORE THE KHYBER PUKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

**Appeal No: 908/2019.**

NOOR MIR KHAN.....**Appellant**

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**Para-wise comments on behalf of respondent.**

**Respectively Sheweth:**

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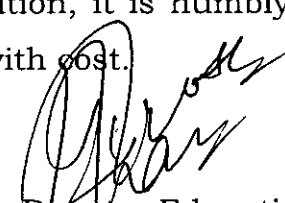
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8. No comments.

**Pray:**

Keeping in view the above factual position, it is humbly requested that the instant appeal may kindly be dismissed with cost.

Respondent

  
Director Education  
Newly Merged Districts

**AFFIDAVIT.**

We the above respondents do hereby declare and affirm on oath that the above comments are true and correct to the best of our Knowledge and belief and that nothing has been concealed from this Honorable Tribunal.

**Respondent**

  
**Director Education  
Newly Merged Districts**

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68450



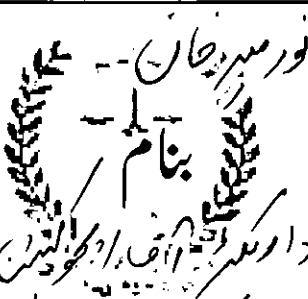
ایڈویکٹ: نعیم خان سعیدی A.S.

بار کونسل ایسوسی ایشن نمبر: B.C. 4988

رابطہ نمبر: 03459106578

پشاور بار ایسوسی ایشن، خیبر پختونخواہ

بعدالت جناب: حمیر من خیر پختونخواہ سردار سید منوئل پشاور

مخائب: Appellant	
 نور مسیح خان بنام ڈاکٹر سید امجد علی شاہ صاحب مدظلہ العالی صاحب مدظلہ العالی	دعوی:
	علت نمبر:
	موردہ:
	جرم:
	تھانہ:

### باعت تحریر آگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ محکمہ سب کے نام پر  
 آن مقام لکھا اور کہیے۔ نعیم خان سعیدی ایڈویکٹ کے نام پر لکھا گیا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کمال اختیار ہوگا، نیز وکیل صاحب کو  
 راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق  
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز  
 دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی  
 کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب  
 مقرر شدہ کو وہی جملہ مذکورہ اختیارات حاصل ہوں گے اور اس کا ساختہ پر داخستہ منظور و قبول ہوگا  
 دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے  
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 26/5/2024  
 DEWAWAR BARI  
 KANBER DAKHTUMHWP

مقام پشاور کے لیے منظور ہے۔

لوڈ نعیم خان و صاحبان سعیدی

نوٹ: اس وکالت نامہ کی فونو کالی ناقابل قبول ہوگی۔

AD  
 Anam

Attested &  
 accepted by  
 Naeem Jan malik  
 adv