30th Jan, 2023

Junior of learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Junior of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is busy in the august Supreme Court of Pakistan. Last opportunity is granted to argue the case on the next date failing which the case will be decided on the available record without arguments. Adjourned. To come up for arguments on \$\frac{12}{2}.0.\frac{2}{2}2023.\text{before D.B.}

(Muhammad Akbar Khan) Member (E)

(Kalim Arshad Khan) Chairman



Junior to counsel for appellant present.

Muhammad Riaz Khan Paindakhel, Learned Assistant Advocate General alongwith Aizazul Hasan, Assistant for respondents present.

File to come up alongwith connected Service Appeal
No. 9150/2020 titled "Hidayat Shah Vs Government of
Khyber Pakhtunkhwa" on 25.11.2022 for arguments before
D.B.

(Fareeha Paul) Member (E)

(Rozina Rehman) Member (J)

25.11.2022

Counsel for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present.

File to come up alongwith connected Service Appeal No. 9150/2020 titled "Hidayat Shah Vs Government of Khyber Pakhtunkhwa" on 30.01.2023 for arguments before the D.B.

(Fareeha Paul) Member (E)

(Rozina Rehman)
Member (J)

Due to Winter Vacations the case is adjourned to 25.04.2022 for the same as before.

B

READER

25.04.2022

1

Clerk of learned counsel for the appellant present. Mr. Aizazul Hassan Superintendent alongwith Mr. Muhammad Adeel Butt, learned Additional Advocate General for the respondents present.

File to come up alongwith 9150/2020 titled Hidayat Shah Vs Government of Khyber Pakhtunkhwa, on 18.07.2022 before the D.B.

(Rozina Rehman) Member (J) (Salah-Ud-Din) Member (J)

18.07.2022

Appellant present through counsel.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Aizazul Hassan Superintendent for respondents present.

File to come up alongwith connected Service Appeall No.9150/2020 titled "Hidayat Shah Vs. Government of Khyber Pakhtunkhwa" on 14.09.2022 for arguments before D.B.

(Fareeha Paul) Member(E) (Rozina Rehman) Member (J) 19.01.2021

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

Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to respondents for written ~ Process Fee reply/comments. To come up for written reply/comments on 19.05.2021 before S.B.

(Rozína Rek(man) Member (እ

19.05.2021

Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 01.09.2021 for the same as before.

Reader

01.09.2021

Junior to counsel for the appellant present. Mr.: Muhammad Butt, Additional Advocate General alongwith Muhammad Zain, AD for respondents present.

Learned AAG sought time for submission of written reply/comments. Adjourned. The respondents are directed to submit written reply/comments within 10 days. To come up for written reply/comments as well as arguments before the D.B on 28.12.2021.

> (MIAN MUHAMMAD) MEMBER (E)

Form- A

FORM OF ORDER SHEET

Court of		
•		•
•	9199 12020	·
Case No		

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	10/08/2020	The appeal presented today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the
•		Learned Member for proper order please.
		REGISTRAR
2-		This case is entrusted to S. Bench for preliminary hearing to be put
		up there on 2.11.2020
-		MEMBER(J)
2 11.2	020	Nemo for appellant.
	. ,	Since the Members of the High Court as well as of th

02

Since the Members of the High Court as well as District Bar Association, Peshawar, are observing strike today, therefore, learned counsel for appellant is not available today. Adjourned to 19.01.2021 on which date to come up for preliminary hearing before S.B.

> (Muhammad Jamal Khan) Member (Judicial)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Appeal No. 9247 /2020.

7	$-\mathbf{H}_{\mathbf{A}}$	•	•	
Mr. 2atia	Mussaun		. ,	
· · · · ·				Appellant

VERSUS

- 1. The Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat Peshawar.
- 2. The Secretary Establishment Department, Khyber Pakhtunkhwa, Peshawar.
- 3. The Secretary Local Government Development Department, Civil Secretariat, Peshawar
- 4. The Secretary (Finance) Department, Khyber Pakhtunkhwa Civil Secretariat, Peshawar
- 5. The Director General, Local Government & Rural Development Department, Khyber Pakhtunkhwa

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2	Affidavit	<u>-</u>	1-4
. 3	Notification No. SO(LG-I)2-188/SSRC/2018 dated 05.4.2018	A T	. 5
4	Notification No. SO(LG-I)2-188/SSRC/2018 dated 01.08.2018	Annex-I	6-7
5	Notification No. SO(LG-I)2-188/SSRC/2018 dated 16.10.2019 alongwith 1978 Service Rules	Annex-III Annex-III	8-11
6	No.SO (FR) FD/8-25/2014/Local Govt./3379 dated 1st February 2018	Annex-IV	19

Respondents

Through

Deponent

(2)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

4	Clarks	
Appeal No.	- Lu+	<u>/2020.</u>

Mr. Zahid Hussain

.Appellan

VERSUS

- 1. The Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat Peshawar.
- 2. The Secretary Establishment Department, Khyber Pakhtunkhwa, Peshawar.
- 3. The Secretary Local Government Development Department, Civil Secretariat, Peshawar.
- 4. The Secretary (Finance) Department, Khyber Pakhtunkhwa Civil Secretariat, Peshawar.
- 5. The Director General, Local Government & Rural Development Department, Khyber Pakhtunkhwa.

..Respondents

JOINT PARA WISE REPLY ON BEHALF OF RESPONDENTS No. 1 to 5

Respectfully Sheweth!

Preliminary Objections;

- i. The Appellants have no locus standi and cause of action.
- ii. The Appellants have not come to the Service Tribunal with clean hands.
- iii. The Appellants have submitted incorrect & irrelevant documents and concealing the facts & truth from the Honorable Service Tribunal.
- iv. The Appeal is not maintainable.
- v. The present appeal is time barred.
- vi. That the instant appeal is bad for mis-joinder and non-joinder of necessary and proper parties.
- vii. That this Honorable Tribunal lacks jurisdiction to adjudicate upon the matter.

ON FACTS

- 1. Pertains to record.
- 2. Incorrect, The Provincial Government vide Notification bearing No. SO (LG-I)2-188/SSRC/2018 dated 05.4.2018, No. SO (LG-I)2-188/SSRC/2018 dated 01.8.2018 and No. SO(LG-I)2-188/SSRC/2018 dated 16.10.2019 has allowed the channel of promotion to the appellant upto the post of Director (BPS-19) instead of Deputy Director (BPS-18) previously allowed under Service Rules Vide Notification No. DG (RWP)7(2)/73 dated 26-01-1978. (Annexure as I, II & III).
- 3. In reply, it is stated that the promotion quota to the post of Supervisor (BPS-14) still exists whereas promotion to the post of Assistant Accountant (BPS-14) has been abolished, being dying cadre. Similarly, the post, of Development Officer and Project Manager do not exist anymore, therefore, the same has been deleted from the Service



(3)

Rules thus wrongly pointed out by the petitioners. However, channel of promotion of the Village Secretary upto the post of Director (BPS-19) still exists.

- 4. The Provincial Government vide letter No.SO (FR) FD/8-25/2014/Local Govt./3379 dated 1st February 2018 (Annex-IV) has upgraded the posts of Village Secretary as under:
 - a. 850 posts of Village Secretary upgraded from BPS-07 to BPS-11 and re-designated as Senior Village Secretaries having 10 years' service.
 - b. 2961 posts of Village Secretary upgraded from BPS-07 to BPS-09 and redesignated as Junior Village Secretary having less than 10 years' service.

In addition to above,

c. 89 posts of Supervisor upgraded from BPS-09 to BPS-14.

The channel of promotion of Village Secretary upto the post of Director (BPS-19) is intact.

Therefore necessary amendments in the Service Rules Notified on 26.01.1978 have been made, keeping in the view the requisite length of service for promotion of Junior Village Secretary (BPS-9) to the post of Senior Village Secretary (BPS-11) and it is worth mentioning that the onward channel of promotion is still intact upto the post of Director (BPS-19).

It is further submitted that the length of service for promotion of Junior Village/Neighbourhood Secretary (BPS-09) to the post of Senior Village/Neighbourhood Secretary (BPS-11) has been reduced and amended from 10 years to 5 years vide Notification No. SO (LG-I) 2-188/SSRC/2018 dated 16.10.2019, thereby allowing straightaway promotion to the petitioners after completion of 5 years' service instead of waiting for 10 years.

- 5. Irrelevant, hence denied.
- 6. As already explained, the channel of promotion has been maintained and amendments in Service Rules have been made after upgradation of the Village/Neighbourhood Secretary from BPS-07 to BPS-9 for Junior Village Secretary and BPS-07 and BPS-11 for Senior Village Secretary respectively.



Furthermore, as already explained the length of service for promotion to Senior Village/Neighbourhood Secretary has been reduced from 10 years to 5 years, hence appellants have no locus standi/cause of action to file the instant service appeal.

REPLY TO GROUNDS:

A. Incorrect, There is no bar in Service Rules for promotion from the post of Village Secretary (BPS-09) upto the post of Director (BPS-19) LG&RD. (Annex as I,II & III).

- B. Incorrect. The Appellants have been treated as per Law/Rules/Policy.
- C. Incorrect, Already explained above.
- D. Incorrect. The respondents acted as per Law/Rules/Policy.
- E. Incorrect. The Service Rules provide an ample opportunity for promotion of Village Secretary upto the post of Director (BPS-19) LG&RDD on his turn as per Law/Rules/Policy.
- F. Incorrect, already explained in Para 3, 4 and 6 of the facts.
- G. Incorrect. Promotions take place as per Law/Rules/Policy in vogue.
- H. The Respondents seek permission to produce further record and relevant arguments during the tribunal proceedings.

It is, therefore, humbly prayed that the instant Service Appeals being devoid of merits may be dismissed with cost please.

Director General LG&RD, Khyber Pakhtunkhwa Respondent No.5

Secretary LG,E&RDD, Khyber Pakhtunkhwa Respondent No.3

Secremy Finance Department, Khyber Pakhtunkhwa Respondent No.4

Secretary Establishment Department, Khyber Pakhtunkhwa

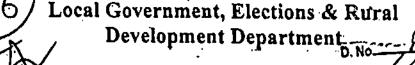
Respondent No.1 & 2

(5)

<u>BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL</u><u>PESHAWAR</u>

Appeal No. 9247 /2020.	
Mr. Zahid Hussain	4
Appell	ant
VERSUS	
 The Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretary Peshawar. The Secretary Establishment Department, Khyber Pakhtunkhwa, Peshawar. The Secretary Local Government Development Department, Civil Secretariat, Peshawar. The Secretary (Finance) Department, Khyber Pakhtunkhwa Civil Secretariat, Peshawar. The Director General, Local Government & Rural Development Department, KhyPakhtunkhwa. 	:
<u>AFFIDAVIT</u>	nts
I, Mr. Azaz-ul-Hassan office Assistant (Litigation) in Directorate General Local Government	٠.
& Rural Development, Peshawar solemnly affirm and declare on oath that Joint Para wise re	nent eply
in Appeal. No. 9247 Dahid Hussain"	·
are true and correct to the best of my knowledge & belief and nothing has been intention	ally
Deponent CNIC #. 17301-2416976 Cell #.0336-9170959	<u>-9</u>
Identified By	
The state of the s	

Advocate General Khyber Pakhtunkhwa



NOTIFICATION

DATED OF THE LOCAL GOVERNMENT

Dated Peshawar, the 05th April, 2018

No. SO(LG-1)2-188/SSRC/2018,-

In exercise of the power conferred by sub-rule (2)

of the rule 3 of the Khyber Pakhtunkwha Civil Servants (Appointment, Promotion and Transfer) Rules, 1089, the Local Government, Elections and Rural Development Department Khyber Pakhtunkhwa, in consultation with the Establishment & Administration Department and the Finance Department. hereby directs that in this Department's Notification No.

DG(RWP)7(2)7/3, dated 26.01.1978, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

for serial No. 10 the following shall be substituted, in the respective columns, namely:

*10.	Supervisor	Atleast Second Class Bachelor's Degree from a recognized University.	promotion, on the basis of seniority-cum-fitness. from
			village / Neighborhood Council, with atleast five (05) year service
			ii) Twenty-five (25) per cent by initial recruitment.":

(b) after serial No. 15; the following new entries shall be inserted, in the respectively columns, namely,

"15A:	Senior:	+	 By promotion, on the basis of seniority-
	Secretary .	•	cum-fitness, from amongst the Junior
	Village /		Secretary Village / Neighborhood
	Neighborhood		Council, with atleast ten (10) year
	Council.	· ·	service as such."; and

(c) for serial No. 16, the following shall be substituted, in the respective columns, namely:

16. Junior Secretary Village Neighborh Council.	Atleast Second Class Intermediate or equivalent qualification from a recognized Board and atleast six (06) months Certificate in Computer from a recognized Institute with experience in MS-Office, Impage and Internet;	promotion, on the basis of
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19/2/2018

GN 12

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Eighty (80) per cent by initial recruitment;

Provided that the candidate shall be preferably a bonafide resident of the same Village / Neighborhood Council. If such candidale-is not available in the same Village / Neighborhood Council then the candidates. adjacent Village Neighborhood Council:

Provided further that in case of non-availability of candidate adjacent Village Neighborhood Council then from Village other Neighborhood Council in that Tehsil Council.

SECRETARY TO GOVERNMENT OF KP LOCAL GOVT. ELECTIONS & RURAL DEVELOPMENT DEPARTMENT

SO(LG-D2-188/SSRC/2018.-

Dated Peshawar, the Q5 April, 2018

Copy forwarded to:

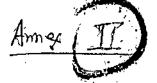
- 1. All Administrative, Secretaries to Government of Khyber Pukhtunkhwa.
- 2. All Divisional Commissioners in Khyber Pakhtunkhwa.
- 3: The Secretary to Governor, Khyber Pakhtunkhwa, Peshawar,
- 4. The PSO to Chief Minister, Khyber Pakhtunkhwa Peshawar.
- 3. The PSO to Chief Secretary, Khyber Pakhtunkhwa Peshawar.
- 6) The Director General, LG E&RDD, Khyber Pakhtunkhwa Peshawur.
- 7. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar,
- 8. All Head of Attached Departments in Khyber Pakhtunkhwa.
- 9. All Deputy Commissioners in Khyber Pakhtukhwa.
 - 10. The Registrar, Peshawar-High Court, Poshuwar,
 - 11. All District and Session Judges in Khyber Pakhtunkhwa.
 - 12. All Assistant: Directors, LG&RDD in Khyber Pakhtunkhwa.
 - 13. The Manager Government printing press. Peshawar for publication in the next Oovernment Gazettee Notification, 40 copies of the Notification may be sent to this Department.
 - 14. The PS to Senior Minister for LO, E&RO Khyber Pakhtunkhwa.
 - 15. The PS to Secretary LG. E&RDD Peshawar.
 - 16. The Office Order file.

SECTION OFFICER (ESTAB)

Phone # 091-9213224

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Government Of Khyber Pakhtunkhwa Local Government, Elections & Rural Development Department

NOTIFICATION

Dated Peshawar, the 01st August, 2018

No. SO(LG-D2-188/SSRC/2018.— In exercise of the power conferred by sub-rule (2) of the rule 3 of the Khyber Pakhtunkwha Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Local Government, Elections and Rural Development Department Khyber Pakhtunkhwa, in consultation with the Establishment & Administration Department and the Finance Department, is pleased to direct that in this Department's Notification No. DG(RWP)7(2)/73, dated 26.01.1978, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

(a) for Serial No. 1 the following shall be substituted, in the respective columns, namely:

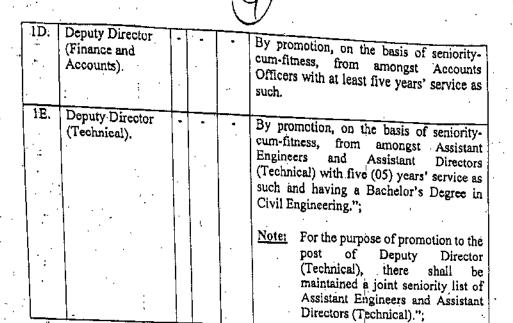
1,	2,	3.	4.	5.	6
"1.	Director General,	-	- 	•	By transfer from amongst PAS, PCS and PMS officers in BPS-20.".

b) for Serial No. 1A, the following shall be substituted, in the respective columns, namely:

. 1.	2,	3.	4,	5.	6
"1A.	Director.	-	•	1-	By promotion, on the basis of seniority-
		}			Directors and Assistant Directors (Senior)
					with at least seven (07) years' service as such or twelve (12) years' service as Assistant Director and above.
		, .			Note: For the purpose of promotion to the post of Director, there shall be maintained a joint seniority list of
:	-				Deputy Directors and Assistant Directors (Senior).";

after Serial No. 1A, as so substituted, the following new entries shall be inserted, in the respective columns, namely:

"1B.	Director (Technical).	•	<u>-</u>	-	By promotion, on the basis of seniority- cum-fitness, from amongst Deputy Directors (Technical) with at least seven (07) years' service as such or twelve (12) years' service, as Assistant Engineer and Assistant Director (Technical) and above.
1C	Deputy Director/Assistant Director (Senior).		- - 		By promotion, on the basis of seniority- cum-fitness, from amongst Assistant Directors with at least five (05) years' service as such.



(d) against Serial No. 2, in column No. 2, the slash and words "/Planning Officer" shall be deleted.

(e) against Serial No. 3, in columns 3 and 6, the following shall respectively be substituted, namely:

"At least Second Class Master's. Degree in Commerce / Business Administration/BS (Honours) Finance and Accounting or its equivalent qualification from a recognized University.	Accomitants with at least tive (02) years, service
	(ii) fifty (50) per cent by initial recruitment.".

against Serial No. 5, in column No. 2, for the words "Sub Divisional Officer", the words and brackets "Assistant Director (Technical)" shall be substituted.

(g) against Serial No. 7, in column Nos. 2 and 6, for the existing entries, the following shall respectively be substituted, namely:

2.	f.
"Assistant,	 (i) Seventy-five per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Senior Clerks with at least three years' service as such; and (ii) twenty-five percent by initial recruitment.";

(h) against Serial No. 9, in column No. 6, in clause (iii), the full-stop, appearing at the end shall be replaced by colon and thereafter the following proviso shall be added, namely:

"Provided that if no suitable officer is available for promotion then by transfer.";

(i) after Serial No. 9, as so amended, the following new entries shall be inserted, in the respective columns, namely:

1.	2.	3.	4.	5.	6.
"9B.	Auto CAD Operator.	(a) At least Second Class Bachelor's Degree from a recognized University	•	18 to 30 years.	By initial recruitment.";
			l	İ	



(b) six months Diploma in Civil AutoCAD	
from a recognized Technical Institute; and	
(c) at least two years' experience in relevant field,	

(i) for Serial No. 11 the following shall be substituted, in the respective columns, namely:

. 1.	2.	3.	4.	5.	6.
11.	Accountant.	At least Second Class Bachelor's Degree in Business Administration or its equivalent qualification, from a recognized University.		21 to 30 years.	By initial recruitment: Provided that till the appointment of a suitable person on initial recruitment the post shall be filled by transfer.";

(k) for Serial No. 14, the following shall be substituted, in the respective columns, namely:

Computer Operator.	(a) At least Second Class Bachelor's Degree in	,	21 to 32	By initial
Operator.	1		- 1	
	1		years.	recruitment.";
	Computer Science	.]	. 1	
- ;	(BCS)/ Information			
:	Technology (BIT)			
	1 1 5 5 1			1
	equivalent			
i	qualification from a	ļ	ļ	
1.	recognized		ļ	· .
	University; or			
	(b) At least Second Class		١.	1
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		Technology (BiT) (04-years) or its equivalent qualification from a recognized University; or (b) At least Second Class Bachelor's Degree from recognized University with one year Diploma in Information Technology from a	Technology (BIT) (04-years) or its equivalent qualification from a recognized University; or (b) At least Second Class Bachelor's Degree from recognized University with one year Diploma in Information Technology from a recognized Board of	Technology (BiT) (04-years) or its equivalent qualification from a recognized University; or (b) At least Second Class Bachelor's Degree from recognized University with one year Diploma in Information Technology from a recognized Board of

(l) after Serial No. 19, the following new entries shall be inserted, in the respective columns, namely:

1.	2.	3,	4.	5.	6.
"19A.	Driver.	Preferably literate and holding a valid Driving	-	18 to 40 years.	By initial recruitment."; and
:		License.			

(m) for Serial No. 20, in column No. 2, after the word and slash "Chowkidar/", the word "Sweeper" shall be added.

SECRETARY TO GOVERNMENT OF KP LOCAL GOVT. ELECTIONS & RURAL DEVELOPMENT DEPARTMENT

No. SO(LG-I)2-188/SSRC/2018.-

Dated Peshawar, the 01st August, 2018

Copy forwarded to:-

- 1. All Administrative Secretaries to Government of Khyber Pakhtunkhwa.
- 2. All Divisional Commissioners in Khyber Pakhtunkhwa.
- 3. The Secretary to Governor, Khyber Pakhtunkhwa, Peshawar.
- 4. The PSO to Chief Minister, Khyber Pakhtunkhwa Peshawar.
- 5. The PSO to Chief Secretary, Khyber Pakhtunkhwa Peshawar.
- 6. The Director General, LG, E&RDD, Khyber Pakhtunkhwa Peshawar.
- 7. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
- 8. All Head of Attached Departments in Khyber Pakhtunkhwa.
- 9. All Deputy Commissioners in Khyber Pakhtukhwa,
- 10. The Registrar, Peshawar High Court, Peshawar.
- 11. All District and Session Judges in Khyber Pakhtunkhwa.
- 12. All Assistant Directors, LG&RDD in Khyber Pakhtunkhwa.
- 13. The Manager Government printing press, Peshawar for publication in the next Government Gazettee Notification. 40 copies of the Notification may be sent to this Department.
- 14. The PS to Secretary LG, E&RDD Peshawar.

15. The Office Order file.

(HAJI MUHAMMAD) SECTION OFFICER (ESTAB) Phone # 091-9213224



Government Of Khyber Pakhtunkhwa Local Government, Elections & Rural Development Department



NOTIFICATION

Dated Peshawar, the 16th October, 2019

No. SO(E)LG/2-188/SSRC/2019.-

In exercise of the powers conferred by sub-rule (2)

of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer)

Rules, 1989, the Local Government, Elections and Rural Development Department Khyber

Pakhtunkhwa, in consultation with the Establishment & Administration Department and the

Finance Department hereby directs that in this Department's Notification No. DO(RWP)7(2)/73

dated 26.01.1978, the following further amendments shall be made, namely:

AMENDMENTS

in the Appendix,-

a) of Against Serial No. 2, in column No. 6, for the existing entries, the following shall be substituted, namely:

- "Fifty per cent by initial recruitment through Khyber Pakhtunkhwa Public EServices Commission on the pattern of syllabus prescribed for the Officers in Provincial Management Service.";
- ii) Forty per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Progress Officers with at least three years service as such; and
- Ten percent by promotion, on the basis of seniority-cum-fitness, from amongst the Senior Scale Stenographers and Assistants with at least three years service . as such.";

Note: For purpose of promotion to the post of Assistant Director against ten percent quota, there shall be maintained a joint seniority list of Senior Scale Stenographers and Assistants,";

- against Serial No. 3, in column No.6, for the existing entries, the following shall be substituted, namely:
 - i) "Fifty (50) per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Superintendents with at least three years service as such; and
 - Fifty (50) per cent by initial recruitment.";

against Serial No.5, in column No. 6, for the existing entries, the following shall be Application namely:

"Twenty per cent by promotion, on the basis of seniority-cum-fitness, from amongst diploma holder Sub-Engineers with at least ten years service as such and have passed the prescribed Departmental Examination;

Ten per cent by promotion, on the basis of seniority-cum-fitness, from amongst Sub-Engineers with at least five years service as such and who possess Bachelor's Degree in Engineering or its equivalent qualification from a recognized University; and

Seventy per cent by initial recruitment.";

against Serial No. 6, in column No.6, for the words, colon and slash "Assistants/Accountants/Senior Scale Stenographer", the word "Accountants" shall be substituted:

- against Serial No. 15A, in column No.6, for the word, figure and brackets "ten (10)", the word, figure and brackets "five (05)" shall be substituted; and
- against Serial No. 16, in column No.6 for the existing entry, the following shall be substituted, namely:
 - Twenty (20) per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Naib Qasids and Chowkidars in the Village Council / Neighborhood Council with seniority at Tehsil level, having Secondary School Certificate in Second Division from a recognized Board or Institute and six months Diploma in IT from recognized Board / Institute with three (03) years service as such: and
 - Eighty (80) per cent by initial recruitment:

Provided that the candidate shall be preferably a bonafide resident of the same Village / Neighborhood Council. If such candidate is not available in the same Village Council / Neighborhood Council then the candidate from adjacent Village Council / Neighborhood Council;

Provided further that in case of non-availability of candidate from adjacent? Village Council / Neighborhood Council then from any other Village Council / Neighborhood Council in that Tehsil.".

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA LG,E&RD DEPARTMENT

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Dated Peshawar, the 16th October, 2019

Copy forwarded to:-

- 1. All Administrative Secretaries to Government of Khyber Pakhtunkhwa.
- 2. All Divisional Commissioners in Khyber Pakhtunkhwa.
- 3. The Secretary to Governor, Khyber Pakhtunkhwa, Peshawar.
- 4. The PSO to Chief Minister, Khyber Pakhtunkhwa Peshawar.
- 5. The PSO to Chief Secretary, Khyber Pakhtunkhwa Peshawar.
- 6. The Director General, LG, E&RDD, Khyber Pakhtunkhwa Peshawar.
- 7. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
- 8. All Head of Attached Departments in Khyber Pakhtunkhwa.
- All Deputy Commissioners in Khyber Pakhtunkhwa.
- 34: 10. The Registrar, Peshawar High Court, Peshawar.
 - 11. All District and Session Judges in Khyber Pakhtunkhwa.
 - 12. All Assistant Directors, LG&RDD in Khyber Pakhtunkhwa.
 - 13. The Manager Government printing press, Peshawar for publication in the next Government Gazettee Notification. 100 copies of the Notification may be sent to this Department.
 - 14. The PS to Senior Minister for LG, E&RD Khyber Pakhtunkhwa.
 - 15. The PS to Secretary LO, E&RDD Peshawar.
 - 16. The Office Order file.

(HAJI MUHAMMAD) SECTION OFFICER (ESTAB)

Phone # 091-9213224



GOVERNMENT OF NORTH WEST FRONTIER PROVINCE LOCAL GOVERNMENT, ELECTION AND RURAL DEVELOPMENT DEPARTMENT

NOTIFICATION

Peshawar, dated the 26th January, 1978

others conditions specified in column 3 to 6 of the appendix to this Notification, which shall be applicable to posts borne on the Rural Development Department specified in column 2 of the said appendix. Welfare, Tourism and Rural Development Department is pleased to lay down the method of appointment, qualification and Province No DG(RWP) 7(2)/73: In exercise of the powers conferred by sub-rule (2) Civil Servants (Appointment, Promotion and Transfer) Rules, 1975 and in consultation with the Information, and General Administration Department and the Finance Department, the Local Government Cooperation, of the rule 3 of the North West Frontier Social

(Atta Ur Rehman Khan

Secretary to Govt: of N.W.F.P.
Local Govt:, Cooperation,
Social Welfare, Tourism and
Rural Development Department

No. DG (RWP) 7/(2) 73

Copy of the above forwarded to the:

- All Administrative Secretaries to Government of NWFP
- All Divisional Commissioners in NWFP
- 3. Secretary to Governor, NWFP, Peshawar
- 4. Secretary, Public Service Commission, NWFP, Peshawar
- 5. All Heads of Attached Department in NWFP
- All Deputy Commissioner/Political Agent in NWFP.
- All District and Session Judge in NWFP.
- 8. Registrar, Peshawar High Court Peshawar
- Deputy Secretary-II, I S&GAD
- 0. All Section Officer in S&GAD
- Section Officer (Legis), Govt of NWFP, Law Department with to SO Reg 1(4)76/452 dated 8th October, 1978
- Section Officer (Inform:), Govt of NWFP, S&GAD with reference to his letter No SO 5-III(IS&GAD)4-6/75 dated 8th
- 13. of the Notification may be sent to this Department. Manager Government Printing Press, Peshawar for publication in the next Government Gazettee Notification, 30 Copies
- Deputy Director (PWP), Rural Development, NWFP, Peshawar for information with reference to so-Services-III IS&RAD No.SOS-III(S&GAD)4-6/75 dated 21st January, 1978.

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GOVERNMENT OF KHYBER PAKHTUNKHWA FINANCE DEPARTMENT (REGULATION WING)

NO.SO(FR)FD//8-25/2014/Local Govt./3379

Dated Peshawar, the 01-02-2018

To

The Secretary to Govt: of Khyber Pakhtunkhwa, Local Government Department.

Subject: -

SERVICE STRUCTURE FOR THE POST OF SUPERVISOR AND VILLAGE/NEIBOURHOOD COUNCIL SECRETAIRES.

Dear Sir,

I am directed to refer to your Department letter No. SO(LG-I)2-176/2016 dated 16-01-2018 on the subject noted above and to say that the Competent Authority has been pleased to upgrade 3501 posts of <u>VILLAGE / NEIBOURHOOD COUNCIL</u>

<u>SECRETAIRES</u> and 89 posts of Supervisor in Local Government Department in the following manner:-

Total Smetioned Strength of Village / Neibourhood Council Secretaries (BPS-07)	Council Secretaries upgra	ded from 1	Number of Post BPS-11 and Secretaries Vi having at least 1	re-designated illage/Neibourl	as Senior hood/Council
3501	2651			850	· · · · · · · · · · · · · · · · · · ·
Total Sanctioned Strength of	Supervisor (BPS-09) Number	er of posts	s upgraded t	to BPS-14	with same

J.	Total Sanctioned Strength	of Supervisor (BPS-09)	Number of posts upgraded to BPS-14	with same
			nomenclature of the posts	
	89	, 	89	
				

2. The Administrative Department may prepare service rules of the aforesaid posts and notify after fulfillment of all codal formalities.

3. Audit copy may be prepared and sent to this department for authentication.

Copy is forwarded to: -

Yours faithfully

SECTION OFFICER (FR)

SECTION OFFICER (FR)

Budget Officer (PFC-III), Finance Department for information and necessary action.

OF 2020

OF 2020

OF 2020

OF 2020

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

(RESPONDENT)
(DEFENDANT)

I/We

Takiol Husain

Do hereby appoint and constitute NOOR MOHAMMAD

KHATTAK, Advocate, Peshawar to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to

KHATTAK, Advocate, Peshawar to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated.____/2020

CLIENT

ACCEPTED
NOOR MOHAMMAD KHATTAK

SHAHZULLAH YOOSAFZAI

MIR ZAMAN SAFI

OFFICE:

Flat No.3, Upper Floor, Islamia Club Building, Khyber Bazar, Peshawar City Phone: 091-2211391

Mobile No.0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Appeal No. 9247 /2020.

M	Ir. Zatid Hussain	
	VERSUS	Appellan
1.	The Government of Khyber Pakhtunkhwa through Chief Secretary, Civil S	Secretaria
4. 5.	The Secretary Establishment Department, Khyber Pakhtunkhwa, Peshawar. The Secretary Local Government Development Department, Civil Secretariat, Peshamar. The Secretary (Finance) Department, Khyber Pakhtunkhwa Civil Secretariat, Peshamar. The Director General, Local Government & Rural Development Department Pakhtunkhwa	

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4	Notification No. 50(LC-1)2-188/SSRC/2018 dated 05.4.2018.	Annex-I	6-7
 -	Notification No. SO(LG-I)2-188/SSRC/2018 dated 01.08.2018	Annex-II	8-11
5 ——	Notification No. SO(LG-I)2-188/SSRC/2018 dated 16.10.2019 alongwith 1978 Service Rules	Annex-III	12-18
6	No.SO (FR) FD/8-25/2014/Local Govt./3379 dated 1st February	 	
	2018	Annex-IV	19

Respondents

....Respondents.

Through

Deponent

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

74020	Appeal No.	9247	/2020.
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VERSUS

- 1. The Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat
- 2. The Secretary Establishment Department, Khyber Pakhtunkhwa, Peshawar.
- 3. The Secretary Local Government Development Department, Civil Secretariat, Peshawar.
- 4. The Secretary (Finance) Department, Khyber Pakhtunkhwa Civil Secretariat, Peshawar.
- 5. The Director General, Local Government & Rural Development Department, Khyber Pakhtunkhwa.

JOINT PARA WISE REPLY ON BEHALF OF RESPONDENTS No. 1 to 5

Respectfully Sheweth!

Preliminary Objections:

- i. The Appellants have no locus standi and cause of action.
- ii. The Appellants have not come to the Service Tribunal with clean hands.
- The Appellants have submitted incorrect & irrelevant documents and concealing the iii. facts & truth from the Honorable Service Tribunal.
- iv. The Appeal is not maintainable.
- The present appeal is time barred.
- That the instant appeal is bad for mis-joinder and non-joinder of necessary and proper vi.
- vii. That this Honorable Tribunal lacks jurisdiction to adjudicate upon the matter.

ON FACTS

- 1. Pertains to record.
- 2. Incorrect, The Provincial Government vide Notification bearing No. SO (LG-I)2-188/ SSRC/2018 dated 05.4.2018, No. SO (LG-I)2-188/SSRC/2018 dated 01.8.2018 and No. SO(LG-I)2-188/SSRC/2018 dated 16.10.2019 has allowed the channel of promotion to the appellant upto the post of Director (BPS-19) instead of Deputy Director (BPS-18) previously allowed under Service Rules Vide Notification No. DG (RWP)7(2)/73 dated 26-01-1978. (Annexure as I, II & III).
- 3. In reply, it is stated that the promotion quota to the post of Supervisor (BPS-14) still exists whereas promotion to the post of Assistant Accountant (BPS-14) has been abolished, being dying cadre. Similarly, the post, of Development Officer and Project Manager do not exist anymore, therefore, the same has been deleted from the Service



Rules thus wrongly pointed out by the petitioners. However, channel of promotion of the Village Secretary upto the post of Director (BPS-19) still exists.

- 4. The Provincial Government vide letter No.SO (FR) FD/8-25/2014/Local Govt./3379 dated 1st February 2018 (Annex-IV) has upgraded the posts of Village Secretary as under:
 - a. 850 posts of Village Secretary upgraded from BPS-07 to BPS-11 and re-designated as Senior Village Secretaries having 10 years' service.
 - b. 2961 posts of Village Secretary upgraded from BPS-07 to BPS-09 and redesignated as Junior Village Secretary having less than 10 years' service.

In addition to above,

c. 89 posts of Supervisor upgraded from BPS-09 to BPS-14.

The channel of promotion of Village Secretary upto the post of Director (BPS-19) is intact.

Therefore necessary amendments in the Service Rules Notified on 26.01.1978 have been made, keeping in the view the requisite length of service for promotion of Junior Village Secretary (BPS-9) to the post of Senior Village Secretary (BPS-11) and it is worth mentioning that the onward channel of promotion is still intact upto the post of Director (BPS-19).

It is further submitted that the length of service for promotion of Junior Village/Neighbourhood Secretary (BPS-09) to the post of Senior Village/Neighbourhood Secretary (BPS-11) has been reduced and amended from 10 years to 5 years vide Notification No. SO (LG-I) 2-188/SSRC/2018 dated 16.10.2019, thereby allowing straightaway promotion to the petitioners after completion of 5 years' service instead of waiting for 10 years.

- 5. Irrelevant, hence denied.
- 6. As already explained, the channel of promotion has been maintained and amendments in Service Rules have been made after upgradation of the Village/Neighbourhood Secretary from BPS-07 to BPS-9 for Junior Village Secretary and BPS-07 and BPS-11 for Senior Village Secretary respectively.

Furthermore, as already explained the length of service for promotion to Senior Village/Neighbourhood Secretary has been reduced from 10 years to 5 years, hence appellants have no locus standi/cause of action to file the instant service appeal.

REPLY TO GROUNDS:

A. Incorrect, There is no bar in Service Rules for promotion from the post of Village Secretary (BPS-09) upto the post of Director (BPS-19) LG&RD. (Annex as I,II & III).

- B. Incorrect. The Appellants have been treated as per Law/Rules/Policy.
- C. Incorrect, Already explained above.
- D. Incorrect. The respondents acted as per Law/Rules/Policy.
- E. Incorrect. The Service Rules provide an ample opportunity for promotion of Village Secretary upto the post of Director (BPS-19) LG&RDD on his turn as per Law/Rules/Policy.
- F. Incorrect, already explained in Para 3, 4 and 6 of the facts.
- G. Incorrect. Promotions take place as per Law/Rules/Policy in vogue.
- H. The Respondents seek permission to produce further record and relevant arguments during the tribunal proceedings.

It is, therefore, humbly prayed that the instant Service Appeals being devoid of merits may be dismissed with cost please.

Director General LG&RD, Knyber Pakhtunkhwa Respondent No.5

Secretary LG, E&RDD, Khyber Pakhtunkhwa Respondent No.3

Secretary Finance Department,
Khyber Pakhtunkhwa
Respondent No.4

Secretary Establishment Department, Khyber Pakhtunkhwa Respondent No.1 & 2

(5)

BÉFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Appeal No. 9247	<u>/2</u> 020.
-----------------	----------------

VERSUS

1. The Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat Peshawar.

2. The Secretary Establishment Department, Khyber Pakhtunkhwa, Peshawar.

3. The Secretary Local Government Development Department, Civil Secretariat, Peshawar.

4. The Secretary (Finance) Department, Khyber Pakhtunkhwa Civil Secretariat, Peshawar.

5. The Director General Local Government & Pakhtunkhwa Civil Secretariat, Peshawar.

5. The Director General, Local Government & Rural Development Department, Khyber Pakhtunkhwa.

..Respondents

AFFIDAVIT

I, Mr. Azaz-ul-Hassan office Assistant (Litigation) in Directorate General Local Government & Rural Development, Peshawar solemnly affirm and declare on oath that Joint Para wise reply in Appeal. No. 1247 2ald Hussan

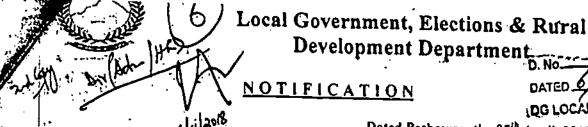
are true and correct to the best of my knowledge & belief and nothing has been intentionally concealed from this Honorable Court.

Deponent

CNIC #. <u>17301-2416976-9</u> Cell #.0336-9170959

Identified By

Advocate General Khyber Pakhtunkhwa



IDG LOCAL GOVERNMENT

Dated Peshawar, the 05th April, 2018

No. SO(LG-1)2-188/SSRC/2018,-

In exercise of the power conferred by sub-rule (2)

of the rule 3 of the Khyber Pakhtunkwha Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Local Government, Elections and Rural Development Department Khyber Pakhtunkhwa, in consultation with the Establishment & Administration Department and the Finance Department. hereby directs that in this Department's Notification No.

DG(RWP)7(2)73, dated 26.01.1978, the following further amendments shall be made, namely:

AMENDMENTS

in the Appendix.-

for serial No. 10 the following shall be substituted, in the respective columns, namely

*	*10.	Supervisor	Atleast Second Class Bachelor's Degree from a recognized University.	21 to 30 it	promotion, on the basis of seniority-cum-fitness, from amongst the Senior Secretary Village / Neighborhood Council, with atleast five (05) year service	IY
				i	 (as such::and i) Twenty-five (25) per cent by initial recruitment."; 	

(b) after serial No. 15; the following new entries shall be inserted, in the respectively columns, namely.

Senior Secretary Village / Neighborhood Council.			By promotion, on the basis of seniority- cum-fitness, from amongst the Junior Secretary Village / Neighborhood Council, with atleast ten (10) year service as such."; and
	Secretary Village / Neighborhood	Secretary Village / Neighborhood	Secretary Village / Neighborhood

(c) for serial No. 16, the following shall be substituted, in the respective columns, namely:

16.	Secretary Village / Neighborhood Council,	Atleast Second Class Intermediate or equivalent qualification from a recognized Board and atleast six (06) months Certificate in Computer from a recognized Institute with experience in MS- Office, Impage and Internet:	30. years,	promotion, on the basis of seniority-cum-fitness, from amongst the Nalb Qasids and Chowkidars in the Village / Neighborhood Council with seniority at tehsil level, having Secondary School Certificate in second division, from a recognized Board or Institute with three (03), year service as such; and
-----	---	---	---------------	---

l) Eighty (80) pen cent by initial recruitment;

Provided that the candidate shall be preferably a bonafide resident of the same Village / Neighborhood Council. If such candidate is not available in the same Village / Neighborhood Council then the candidates, from adjacent Village / Neighborhood Council:

Provided further that in case of non-availability of candidate from adjacent Village / Neighborhood Council then from any other Village / Neighborhood Council in that Tehsil Council.

SECRETARY TO GOVERNMENT OF KP LOCAL GOVT. ELECTIONS & RURAL DEVELOPMENT DEPARTMENT

No. SO(LG-1)2-188/SSRC/2018.-

Dated Peshawar, the Q51 April, 2018

Copy forwarded to:

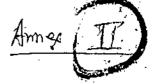
L. All Administrative, Secretaries to Government of Khyber Pakhtunkhwa.

ţ

- '2. All Divisional Commissioners in Khyber Pakhtunkhwa,
- 3: The Secretary to Governor, Khyber Pakhtunkhwa, Peshawar,
- 4. The PSO to Chief Minister, Khyber Pakhtunkhwa Peshawar.
- 5. The PSO to Chief Secretary, Khyber Pakhtunkhwa Peshawar.
- 6). The Director General, LG.E&RDD. Khyber Pakhtunkhwa Peshawur.
- 7. The Secretary, Khyber Rakhtunkhwa Public Service Commission, Peshawar.
- 8. All Head of Attached Departments in Khyber Pakhtunkhwa.
- 9. All Deputy Commissioners in Khyber Pakhtukhwa.
 - 10. The Registrat. Peshawar-High Court. Poshuwar.
 - 11. All District and Session Judges in Khyber Pakhtunkhwa.
 - 12. All Assistant Directors, LG&RDD in Khyber Pakhtunkhwa.
 - 13. The Manager Government printing press. Peshawar for publication in the next-Government Gazettee Notification. 40 copies of the Notification may be sent to this Department.
 - 14. The PS to Senfor Minister for LO, E&RD Khyber Pakhtunkhwa.
 - 15. The PS to Secretary LG G&RDD Peshawar.
 - 16. The Office Order file.

SECTION OFFICER (ESTAB)
Phone # 091-9213224







Government Of Khyber Pakhtunkhwa Local Government, Elections & Rural Development Department

NOTIFICATION

Dated Peshawar, the 01st August, 2018

No. SO(LG-D2-188/SSRC/2018.— In exercise of the power conferred by sub-rule (2) of the rule 3 of the Khyber Pakhtunkwha Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Local Government, Elections and Rural Development Department Khyber Pakhtunkhwa, in consultation with the Establishment & Administration Department and the Finance Department, is pleased to direct that in this Department's Notification No. DG(RWP)7(2)/73, dated 26.01.1978, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

(a) for Serial No. 1 the following shall be substituted, in the respective columns, namely:

Į	1,_	2,	3.	4.	5.	6
	"1.'	Director General.	•	*	•	By transfer from amongst PAS, PCS and PMS officers in BPS-20.".

(b) for Serial No. 1A, the following shall be substituted, in the respective columns, namely:

1.	2,	3.	4.	5.	1 6
"IA.	Director.				By promotion, on the basis of seniority- cum-fitness, from amongst Deputy Directors and Assistant Directors (Senior) with at least seven (07) years' service as such or twelve (12) years' service as Assistant Director and above. Note: For the purpose of promotion to the post of Director, there shall be maintained a joint seniority list of Deputy Directors and Assistant Directors (Senior).";

after Serial No. 1A, as so substituted, the following new entries shall be inserted, in the respective columns, namely:

"1B.	(Technical).	•	-	By promotion, on the basis of seniority- cum-fitness, from amongst Deputy Directors (Technical) with at least seven (07) years' service as such or twelve (12) years' service, as Assistant Engineer and Assistant Director (Technical) and above.
1C	Deputy Director/Assistant Director (Senior).		 <u> </u>	By promotion, on the basis of seniority- cum-fitness, from amongst Assistant Directors with at least five (05) years' service as such.



1D.	Deputy Director (Finance and Accounts).	By promotion, on the basis of seniority cum-fitness, from amongst Account Officers with at least five years' service a such.
IE.	Deputy Director (Technical).	By promotion, on the basis of seniority cum-fitness, from amongst Assistant Engineers and Assistant Director (Technical) with five (05) years' service as such and having a Bachelor's Degree in Civil Engineering,";
		Note: For the purpose of promotion to the post of Deputy Director (Technical), there shall be maintained a joint seniority list or Assistant Engineers and Assistant Directors (Technical).";

(d) against Serial No. 2, in column No. 2, the slash and words "Planning Officer" shall be deleted.

against Serial No. 3, in columns 3 and 6, the following shall respectively be substituted, namely:

"At least Second Class Master's Degree in Commerce / Business Administration/BS (Honours) Finance and Accounting or its equivalent qualification from a recognized University.	seniority-cum-fitness, from amongst the Accountants with at least five (05) years' service
	

against Serial No. 5, in column No. 2, for the words "Sub Divisional Officer", the words and brackets "Assistant Director (Technical)" shall be substituted.

against Serial No. 7, in column Nos. 2 and 6, for the existing entries, the following shall respectively be substituted, namely:

2.	
"Assistant.	(i) Seventy-five per cent by promotion, on the basis of seniority cum-fitness, from amongst the Senior Clerks with at least three years' service as such; and (ii) twenty-five percent by initial recruitment.";

(h) against Serial No. 9, in column No. 6, in clause (iii), the full-stop, appearing at the end shall be replaced by colon and thereafter the following proviso shall be added, namely:

"Provided that if no suitable officer is available for promotion then by transfer.";

(i) after Serial No. 9, as so amended, the following new entries shall be inserted, in the respective columns, namely:

1	2.	3,	4.	5.	6
*9B	Auto CAD Operator,	(a) At least Second Class Bachelor's Degree from a recognized University;	. •	18 to 30 years.	By initial recruitment.";



i ' .	
	(b) six months Diploma in Civil AutoCAD from a recognized Technical Institute; and (c) at least two years' experience in relevant
	field.

(i) for Serial No. 11 the following shall be substituted, in the respective columns, namely:

1,	2,	3.	4.	5.	6.
"11.	Accountant.	At least Second Class		21 to 30	By initial
' · 	,	Bachelor's Degree in		years.	recruitment:
		Business Administration or its equivalent qualification, from a recognized University.	•		Provided that till the appointment of a suitable person on initial recruitment the post shall be filled by transfer,";

(k) for Serial No. 14, the following shall be substituted, in the respective columns, namely:

- 1,	2.	: 3,	4,	5.	6.
"14.	Computer	(a) At least Second Class		21 to 32	By initial
	Operator.	Bachelor's Degree in	 	years.	recruitment.";
-		Computer Science			
		(BCS)/ Information	١.		
, ,		Technology (BIT)	Ì		
÷		(04-years) or its			
		equivalent			
	-	qualification from a			
]	: •	recognized	[]		
)·-		University; or			1
		(b) At least Second Class			,
1		Bachelor's Degree		} ,	
ŀ	<u> </u>	from recognized	1	· i	1
,	1.	University with one	L		1
١.	-	year Diploma in			
		Information	-	·	• .
1 .	-	Technology from	a		
."		recognized Board of			
Į.		Technical Education.	- 1	1 .	

(1) after Serial No. 19, the following new entries shall be inserted, in the respective columns, namely:

· 1.	2,	3.	4.	5.	6.
"19A.	Driver.	Preferably literate and	-	18 to 40	By initial
		holding a valid Driving		years.	recruitment."; and
		License.			•
	1		1		

(V)

(m) for Serial No. 20, in column No. 2, after the word and slash "Chowkidar/", the word "Sweeper" shall be added.

SECRETARY TO GOVERNMENT OF KP LOCAL GOVT. ELECTIONS & RURAL DEVELOPMENT DEPARTMENT

No. SO(LG-I)2-188/SSRC/2018.-

Dated Peshawar, the 01" August, 2018

Copy forwarded to:-

- 1. All Administrative Secretaries to Government of Khyber Pakhtunkhwa.
- 2. All Divisional Commissioners in Khyber Pakhtunkhwa.
- 3. The Secretary to Governor, Khyber Pakhtunkhwa, Peshawar.
- 4. The PSO to Chief Minister, Khyber Pakhtunkhwa Peshawar.
- 5. The PSO to Chief Secretary, Khyber Pakhtunkhwa Peshawar.
- 6. The Director General, LG, E&RDD, Khyber Pakhtunkhwa Peshawar.
- 7. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
- 8. All Head of Attached Departments in Khyber Pakhtunkhwa.
- 9. All Deputy Commissioners in Khyber Pakhtukhwa.
- 10. The Registrar, Peshawar High Court, Peshawar.
- 11. All District and Session Judges in Khyber Pakhtunkhwa.
- 12. Ali Assistant Directors, LG&RDD in Khyber Pakhtunkhwa.
- 13. The Manager Government printing press, Peshawar for publication in the next Government Gazettee Notification. 40 copies of the Notification may be sent to this Department.
- 14. The PS to Secretary LG, E&RDD Peshawar.

15. The Office Order file.

(HAJI MUHAMMAD) SECTION OFFICER (ESTAB) Phone # 091-9213224



Government Of Khyber Pakhtunkhwa Local Government, Elections & Rural Development Department



NOTIFICATION

Dated Peshawar, the 16th October, 2019

No. SO(E)LG/2-188/SSRC/2019,-

In exercise of the powers conferred by sub-rule (2)

of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer)

Rules, 1989, the Local Government, Elections and Rural Development Department Khyber

Pakhtunkhwa, in consultation with the Establishment & Administration Department and the

Finance Department hereby directs that in this Department's Notification No. DG(RWP)7(2)/73

dated 26.01.1978, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,

a) : Against Serial No. 2, in column No. 6, for the existing entries, the following shall be substituted, namely:

- "Fifty per cent by initial recruitment through Khyber Pakhtunkhwa Public . Services Commission on the pattern of syllabus prescribed for the Officers in Provincial Management Service.";
- Forty per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Progress Officers with at least three years service as such; and
- Ten percent by promotion, on the basis of seniority-cum-fitness, from amongst the Senior Scale Stenographers and Assistants with at least three years service " . as such.";

Note: For purpose of promotion to the post of Assistant Director against ten percent quota, there shall be maintained a joint seniority list of Senior Scale Stenographers and Assistants.";

- against Serial No. 3, in column No.6, for the existing entries, the following shall be substituted, namely:
 - "Fifty (50) per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Superintendents with at least three years service as such; and
 - Fifty (50) per cent by initial recruitment.";

against Serial No.5, in column No. 6, for the existing entries, the following shall be pubstituted, namely:

"Twenty per cent by promotion, on the basis of seniority-cum-fitness, from amongst diploma holder Sub-Engineers with at least ten years service as such and have passed the prescribed Departmental Examination;

Ten per cent by promotion, on the basis of seniority-cum-fitness, from amongst Sub-Engineers with at least five years service as such and who possess Bachelor's Degree in Engineering or its equivalent qualification from a recognized University; and

Seventy per cent by initial recruitment.";

against Serial No. 6, in column No.6, for the words, colon and slash. "Assistants/Accountants/Senior Scale Stenographer", the word "Accountants" shall be substituted;

against Setial No. 15A, in column No.6, for the word, figure and brackets "ten (10)", the word, figure and brackets "five (05)" shall be substituted; and

against Serial No. 16, in column No.6 for the existing entry, the following shall be substituted, namely:

i) Twenty (20) per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Naib Qasids and Chowkidars in the Village Council Neighborhood

Council with seniority at Tehsil level, having Secondary School Certificate in Second Division from a recognized Board or Institute and six months Diploma in IT from recognized Board / Institute with three (03) years service as such: and

i) Eighty (80) per cent by initial recruitment:

Provided that the candidate shall be preferably a bonafide resident of the same Village Adelghborhood Council. If such candidate is not available in the same Village Council Aeighborhood Council then the candidate from adjacent Village Council Aeighborhood Council;

Provided further that in case of non-availability of candidate from adjacent Village Council \ Neighborhood Council then from any other Village Council \

РАКНТИИКНWA LG, E&RD DEPARTMENT PAKHTUNKHWA LG, E&RD DEPARTMENT

Dated Peshawar, the 16th October, 2019

Nº ZO(E) PCU-188/22BCU019-

Copy forwarded to:-

1. All Administrative Secretaries to Covernment of Klyyber Pakhtunkhwa.

All Divisional Commissioners in Khyber Pakhtunkhwa.
 The Secretary to Governor, Khyber Pakhtunkhwa, Peshawar.

the DCG in Chief Minister, Khuher Pakhumkhwa Pechawar

I. The PSO to Chief Minister, Khyber Pakhtunkhwa Peshawar.

The PSO to Chief Secretary, Khyber Pakhtunkhwa Peshawat.

The Director General, LQ₁E&RDD, Khyber Pakhtunkhwa Peshawar.
 The Secretary, Khyber Pakhtunkhwa Pupile Service Commission, Peshawar.

8. All Head of Attached Departments in Khyber Pakhiunkhwa.

9. All Deputy Commissioners in Khyber Pakhtunkhwa.

10. The Registrat, Peshawat High Court, Peshawat.

All District and Session Judges in Khyber Pakhtunkhwa.
 All Assistant Directors, LG&RDD in Khyber Pakhtunkhwa.

13. The Manager Government printing press, Peshawar for publication in the next Government.
Gazettee Motification. 100 copies of the Motification may be sent to this Department.

14. The PS to Senior Minister for LG, E&RD Khyber Pakhlunkhwa,

15. The PS to Secretary LO, E&RDD Peshawar.

16. The Office Order file.

БРОРС НОЛ-313234 (НУД МОНУМУД)



GOVERNMENT OF NORTH WEST FRONTIER PROVINCE LOCAL GOVERNMENT, ELECTION-AND RURAL DEVELOPMENT DEPARTMENT

NOTIFICATION

Peshawar, dated the 26th January, 1978

others conditions specified in column 3 to 6 of the appendix to this Notification, which shall be applicable to posts Welfare, Tourism and Rural Development Department is pleased to lay down the method of appointment, qualification and borne on the Rural Development Department specified in column 2 of the said appendix Services and General Civil Servants Administration Department and the Finance Department, the Local Government Cooperation, exercise (Appointment, Promotion and Transfer) Rules, 1975 and in consultation with the Information, the powers conferred by sub-rule of the rule 3 of the North West Fronties

(Atta Ur Rehman Khan)
Secretary to Govt: of N.W.F.P
Local Govt:, Cooperation,
Social Welfare, Tourism and
Rural Development Department

No. DG (RWP) 7/(2) 73

Copy of the above forwarded to the:-

- 1. All Administrative Secretaries to Government of NWFP
- All Divisional Commissioners in NWFP
- Secretary to Governor, NWFP, Peshawar.
- 4. Secretary, Public Service Commission, NWFP, Peshawar
- All Heads of Attached Department in NWFP.
- All Deputy Commissioner/Political Agent in NWFP
- 7. All District and Session Judge in NWFP
- Registrar, Peshawar High Court Peshawar
- Deputy Secretary-II, I S&GAD
- 10. All Section Officer in S&GAD
- Section Officer (Legis), Govt of NWFP, Law Department with to SO Reg 1(4)76/452 dated 8th October, 1978
- Ņ Section Officer (Inform:), Govt of NWFP, S&GAD with reference to his letter No. SO 5-III (IS&GAD) 4-6/75 dated 8th
- Manager Government Printing Press; Peshawar for publication in of the Notification may be sent to this Department the next Government Gazettee Notification, 30 Copies
- Deputy Director (PWP), Rural Development, NWFP, Peshawar for information with reference to so-Services-III IS&RAD No.SOS-III(S&GAD)4-6/75 dated 21st January, 1978.

		!	Ì	•
S.No. Nomenclature	Qualification for	Qualification	Age limit for	Method of appointment
	μ.	for promotion	initial	
			recruitments	
1 2	ω	4	5	1 -
Deputy	a) 2 nd Class Master's		Not less than	_
	Degree from a		~	merit with due regard to seniority
	ized	-	t more	amongst the holders of the posts
-	University in	-	_	Assistant Director Rural Development
		•	_	g the defunct ba
,	Statistics, Social) Pro
•	to.			Officers with at least years
	Γ.		-	as such.
			-	
	Ò	-		
•	Admn: Geography or			
•	Social Psychology;	-		
-	and			-:
	b) Five year			
	experience in	-		
. 1	Agriculture, Animal_			
-	Husbandry Education,			
	Social Welfare,			
	y. bu			
	rorest in Grade-16		-	
	or above.			
: 2 Assistant	a) 2 nd Class Master's	- •	t less	y initial recruit
Director/	Degree from a		years	i) 50% by selection on
Project	recognized		not more than	ard seniority from
Manager	University in	-	30 years .	evelopment O
/Progress	Economics,	· ·,·		Divisional (Assistant Engineers)
	Statistics, Social	-	•	
	Works/ Sociology,	-		
	Animal Husbandry,			
•	\sim			
	Science, Public	-		
***	Administration,	-		
	173			
	Psychology, Physics,	-	•	
	Chemistry,	÷		
	Mathematics.			

THOUSE CALL CALL CALL CALL CALL CALL CALL CAL					
itors with atleast five					•
the post of senior Clerks Junior -	70	•		*	
	not more than		University		
ii) 75% by selection on merit with due	21 years and		recognized	Accountant	•
25% by initial recruitment and	Not less than		Degree from	Assistant /	7
experience as such.					
/Senior Auditors with least five years					<u> </u>
/ Senic	-	٠.			
gst hold		í			<u>.</u>
the selection on merit with due re		Ι΄		Superintendent	9
			University		
			recognized	Engineer	
of the post the Overseers.	30 years		qualification from a	Director	
regard to seniority from amongst holders	not more than		equivalent	/Assistant	
ii) 25% by selection on merit with due	21 years and	-	Engineering or	Officer	-
) 75% by initial recr	Not less than		Degree in	Sub Divisional	ر دن
			or Social Psychology	-	
			Science Geography		-
deptt.		; ;	Admn: Political		1
clause be treated as service in the			Agriculture, Public	_	
and the purpose of service under this	-	-	Animal Husbandry,	-	
in defunct Vill:Aid Depar			works/ sociology,		
			statistics, social		
with at least 10 years service.			Economics,	-	-
the post Supervisor, RD in the Department	30 years	•	University in		- <u>.</u>
regard-semiority from amongst holders of	not more than		recognized		,
ii) 50% by selection on merit with due	21 years and		Degree from a	Officer	
i) 50% by initial recruitment and	Not less than		2 nd Class Master	Development	4
		-	Audit Department.		
		, .	Provincial Local		
			Audit Department or	*	
	•		persons of Pakistan		
with a least three years service such.			.G.A.S qualified		-
of the post Superintendent the Department	30 years		Administration, or		_
yard to seniority from an	not more than		Business		
ii) 50% by selection on merit with due	21 years and		Degree in Commence /	Officer	_
i) 50% by initial recruitment and	Not less than		2 nd class Master's	Accounts	ω
	100	-			-
		-			
		-			

•

•			1	,	
· 8	Stenographer	a) Matriculation or	- (11	Not less than	i) 25% by initial recruitment and
0	(Senior Scale)	equivalent		18 years and	ii) 75% by selection on merit with due
	(Petitor Scare)	gualification	•	not more than	regard to seniority from amongst holders
	•	from recognized		25 years	of the post Stenographer (Junior Scale).
		board and			
	, ,	b) Speed 100 words	-		
İ .	-	per minutes in	. ;		
· ·		shorthand in			
		English and 40			
ľ		words per minute	•		
		in typing.	ı	,	
		Diploma in Engineering		Not less than	By Initial Recruitment
. 9	Overseer	·	•	21 years and	
		from a recognized		not more than	
		institute		25 years	
		D. Francisco de la constancia de la cons			i) 25% by initial recruitment and
10	Supervisor, -	Degree from recognized	•	_21_years and	ii) 75% by selection on merit with due
1	Rural Dev:	University-	*	not more than	1
. "			•	25 years	holders of the post Village Secy: in
-	1			23 Acara	Department with least years
İ					experience as such.
				, _	
		Denne from recognized	<u> </u>	Not less than	i) 50% by initial recruitment and
11	Senior Auditor	- I	•	18 years and	ii) 50% by selection on merit with due
		University Note: Preference will	•	not more than	1
				25 years	holders of the post Junior
		be given to persons holding Degree with		25 years	Auditor/Snr Clerks in the Department
1	'		•		with a least three years service such.
		Commerce as one of the	1		
		subjects or equivalent	•	-	
		qualification in		•	
		Accounts	<u> </u>	Not less than	i) 50% by initial recruitment and
12	Stenographer	a) Matriculation or		18 years and	ii) 50% by selection on merit with due
	(Junior Scale)	equivalent		not more than	regard to seniority from amongst
		qualification from		25 years	holders of the post of Steno-typists
		recognized board		50 Acuta	in the Deptt.
5	· · · · · · · · · · · · · · · · · · ·	and		•	
		b) Speed 80 words per	}	,	
i		minutes in			
•	`,	shorthand in	· · ·		
	` '	English and 35			

			· ·	<u> </u>	<u> </u>	
ĺ			words per minute in typing	0		i) Not less than 50% by initial
	13	Steno Typist	a) Matriculation or equivalent qualification from recognized board		Not less than 18 years and not more than 25 years	recruitment and ii) Not more than 50% by selection on merit from amongst holders of the post
,			and b) Speed 60 words per minutes in shorthand in	- ,		Junior Clerk in the Department with a least three years service such. Who have the minimum qualification prescribed for initial recruitment.
]			English and 35 words per minute in typing			
	14	Junior Auditor	Matriculation or equivalent qualification from recognized board		Not less than 18 years and not more than 25 years	
	15	Senior Clerk		- :	_	By selection on merit with due regard to seniority from amongst holders of the post Junior Clerk in the Department with a least three years service such.
	16	Village Secretary	Intermediate from recognized Board	. –	Not less than 18 years and not more than 25 years	By Initial Recruitment
	17	Junior Clerk	Matriculation or equivalent qualification from recognized board		Not less than 18 years and not more than 25 years	merit from amongst holders of the post
	-		- .			Daftaries and Peon in the Department with a least three years service such. Qualification prescribed for initial recruitment



GOVERNMENT OF KHYBER PAKHTUNKHWA FINANCE DEPARTMENT (REGULATION WING)

NO.SO(FR)FD//8-25/2014/Local Govt./3379

Dated Peshawar, the 01-02-2018

Τo

The Secretary to Govt: of Khyber Pakhtunkhwa, Local Government Department.

Subject: -

SERVICE STRUCTURE FOR THE POST OF SUPERVISOR AND VILLAGE / NEIBOURHOOD COUNCIL SECRETAIRES.

Dear Sir.

I am directed to refer to your Department letter No. SO(LG-I)2-176/2016 dated 16-01-2018 on the subject noted above and to say that the Competent Authority has been pleased to upgrade 3501 posts of <u>VILLAGE / NEIBOURHOOD COUNCIL</u>

<u>SECRETAIRES</u> and 89 posts of Supervisor in Local Government Department in the following manner:-

Total Sanctioned Strength of Village / Neibourhood Council Secretaries (BPS-07)	Number of Vil Council Secretarion BPS-07 to BPS-09 10 years of service	es upgraded from having less than	Number of Posts BPS-11 and r Secretaries Vill having at least 10	e-designated lage/Neibourh	as Senior ood/Council
3501	26	51		850	· · · · · · · · · · · · · · · · · · ·
Total Sanctioned Strength of St	pervisor (BPS-09)	Number of po		BPS-14 v	vith same:
89		1 .	89	·	

2. The Administrative Department may prepare service rules of the aforesaid posts and notify after fulfillment of all codal formalities.

3. Audit copy may be prepared and sent to this department for authentication.

Copy is forwarded to:

Yours faithfully

SECTION OFFICER (FR)

Budget Officer (PFC-III), Finance Department for information and necessary action.

SECTION OFFICER (FR)