30<sup>th</sup> Jan, 2023

Junior of learned counsel for the appellant present. Mr. Naseerud-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 28.02.2023.before D.B.

(Muhammad Akbar Khan) Member (E)

(Kalim Arshad Khan) Chairman 14.09.2022

25.11.2022

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)

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) 28.12.2021

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

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)

READER

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

Apogliant Deposited

Process Fee

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 reply/comments. To come up for written reply/comments on 19.05.2021 before S.B.



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.

leader

01.09.2021

Junior to counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. 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.

A HE YOU

(MIAN MUHAMMAD) MEMBER (E)

Form- A

# FORM OF ORDER SHEET

Court of Case No.-2020 S.No. Date of order Order or other proceedings with signature of judge proceedings 2 1 З, The appeal presented today by Mr. Noor Muhammad Khattak 04/09/2020 1-Advocate may be entered in the Institution Register and put up to the Learned Member for proper order please. ... 2-REGISTRAR This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>2.11. 5-</u> 20 MEMBER()) ł Nemo for appellant. 02.11.2020 Since the Members of the High Court as well as of the 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.\_\_\_\_/2020

# KIFAYAT ULLAH

V/S

# GOVT. OF KP & OTHERS

S. NO	DOCUMENTS	ANNEXURE	PAGE					
1	MEMO APPEAL		1 - 3.					
2	Stay application		4.					
3	Appointment order	A	5.					
.4	Old service rules	B	6-8.					
5	Impugned Rules dated 5.4.2018	С	9.					
6	Impugned rules dt: 1.8.2018	D	10- 13.					
7	Impugned rules dt: 16.10.2019	E	14- 15.					
8	Notification	F	16.					
9	Departmental appeal	G	17- 18.					
10	Vakalat nama		19.					

TNDEY

**APPELLANT** 

THROUGH:

# NOOR MOHAMMAD KHATTAK, ADVOCATE

ROOM NO. 3, UPPER FLOOR, NEW ISLAMIA CLUB BUILDING, KHYBER BAZAR, PESHAWAR CITY 0345-9383141

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

APPEAL NO. 1025//2020 Khyber Pakhtukhwa Service Tribunal Diary No. 177 Appellant

# VERSUS

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

SERVICE APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED SERVICE RULES OF THE RESPONDENT DEPARTMENT NOTIFIED ON 5.4.2018, 1.8.2018 & 16.10.2019 WHEREBY THE PROSPECTS OF PROMOTION OF THE APPELLANT TO THE NEXT HIGHER SCALES HAS BEEN DONE AWAY AND AGAINST NO ACTION TAKEN ON THE DEPARTMENTAL APPEAL OF APPELLANT WITHIN THE STAUTTORY PERIOD OF NINETY DAYS

20 PRAYER: That on acceptance of this appeal the impugned rules Notified service on 5.04.2018, 1.8.2018 & 16.10.2019 may kindly be set aside and the old service Rules Notified on 26.11.1978 may be revived/restored and the respondents be directed to consider the appellant for promotion to the next higher scale/scales under the old rules notified on 26.01.1978. Any other remedy which this august Tribunal deems fit that may also be awarded in favour of the appellant.

# R/SHEWETH: ON FACTS:

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**1-** That the appellant is the employee of the respondent Department and is presently serving as Village Secretary since from the date of appointment till date quite efficiently

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2- That according to the service rules Notified on 26.1.1978 the initial scale of the appellant was in BPS-6 which was later on upgraded to BPS-7. That under the said Rules the prospects of promotion was on up to the post of Deputy Director (BPS-18) but later on vide impugned Notifications dated 5.4.2018, 1.8.2018 and 16.10.2019 the channel of promotion has been limited to the post of Developmental Officer (BPS-16) and where after no channel for promotion has been lift for the cadre of Village Secretary rather the channel of promotion has been washed/done away in utter violation of Civil Servant Act, 1973 & APT Rules, 1989. Copies rules and impugned rules are attached as annexure ...... B, C, D & E.

- **3-** That according to the old rules of 1978, after appointment the village secretaries has 75% promotion quota to the post of Supervisor (BPS-14) & Assistant Accountant (BPS-14), 50% quota was reserved from supervisor & Assistant Accountant to Development Officer (BPS-16) and where after from the post of Development Officer to the Village Secretary was in a combined share of 50% with amongst the sub-divisional officer and Assistant Director Engineer to the post of Assistant Director/Project Manager/Progress Officer, then, 75% quota was reserved from Assistant Director to the post of Deputy Director (BPS-18). All these promotions were based on the basis of seniority cum fitness. Copy of the rules is already attached.
- 4- The same service structure dated 26.01.1978 was amended vide notification dated 05-04-2018 whereby the post of village secretary was bifurcated into two sub cadres i.e. Senior Secretary Village Neighborhood Council (BPS-11) and Junior Secretary Village Neighborhood Council (BPS-09) and as such prospects of promotion was given from Junior Village Secretary to Senior and then to the post of Supervisor (BPS-14) with 75% quota. Copy of the impugned rules is already attached.
- 6- That appellant feeling aggrieved filed Departmental appeal but no reply has been received so for. Hence the present

appeal on the following grounds amongst the others. Copy of the Departmental appeal is attached as annexure ..... G.

#### **GROUNDS:**

- A- That the impugned service rules dated 5.4.2018, 1.8.2018 and 16.10.2019 framed by the respondents whereby ignoring the appellant from promotion to the next higher scales is against the Law, facts, norms of natural justice and materials on the record, hence not tenable and liable to be set aside.
- **B-** That the appellant has not been treated by the respondents in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the constitution of Islamic Republic of Pakistan 1973.
- **C-** That, the treatment meted out to the appellant is clear violation of the Fundamental Rights of the appellant as enshrined in the Constitution of Pakistan, 1973.
- **D-** That according to Article 37 of the Constitution the state is bound to promote social justice and eradication of social evils and accordingly the action and inaction of the respondents squarely falls in violation of the said Article.
- **E-** That, inspite of all the requisites available with the appellant the respondents acted in a malafide and arbitrary manner by issuing the impugned service rules dated 5.4.2018 & 16.10.2019.
- **F-** That, the appellant has been discriminated by the respondents on the subject noted above and as such the respondents violated the Principle of Natural Justice.
- **G-** That, the ignoring the appellant from promotion to the next higher scales is violative of Article-38 (e) of the Constitution of Pakistan, 1973.
- **H-** That the appellant seek permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 25.08.2020

AYAT ULLAH THROUGH: NOOR MOHAMMAD KHATTAK **ADVOCATE** 

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

C.M. NO.\_\_\_\_/2020 IN APPEAL NO.\_\_\_\_/2020

KIFAYAT ULLAH

VS

**GOVT: OF KPK & OTHERS** 

# APPLICATION FOR RESTRAINING THE RESPONDENTS NOT TO ACT UPON THE IMPUGNED SERVICE RULES DATED 5.4.2018, 1.8.2018 & 16.10.2019 TILL THE DISPOSAL OF THE ISNTANT SERVICE APPEAL

## **R.SHEWETH:**

- 1. That, the appellant has filed the above titled service appeal before this Honorable Tribunal in which no date has so far been fixed.
- 2. That, appellant filed the above mentioned service appeal against the impugned service rules dated <u>5.4.2018, 1.8.2018 & 16.10.2019</u> whereby the 75% promotion quota have been done/washed away.
- 3. That, all the three ingredients required for grant of stay are in favor of the appellant.
- 4. That, any other ground would be taken at the time of arguments with prior permission of this Honorable Tribunal.

It is therefore, most humbly prayed that on acceptance of this application the respondents may kindly be restrained not to act upon on the impugned service rules dated <u>5.4.2018</u>, <u>1.8.2018 & 16.10.2019</u> till the disposal of the instant service appeal.

THROUGH:

APPELLANT

NOOR MOHAMMAD KHATTAK ADVOCATE, High Court Peshawar

# OFFICE OF THE ASSISTANT DIRECTOR LOCAL GOVERNMENT & RURAL DEVELOPMENT DEPARTMENT DISTRICT KARAK

Dated 2 3 December 2015

#### OFFICE ORDER

<u>No. 946 / ADLG&RDD /KK( Recruitment)</u>: Consequent upon recommendation of the Selection & Recruitment Committee , the following candidates are hereby appointed as Secretary Village Council in BS-7 (-Rs.7490-415-19940) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government with immediate effect on the terms and conditions given below:

			· · · · · · · · · · · · · · · · · · ·
S#	Name of Candidate	Father Name	Vacant VC/ NC
			Against which
	-		appointed .
	Λlim Az <u>a</u> m	Ami Azam	Sabir Abad
2	Mohammad Zahid	Sardar Ali Khan	Delli Mela
3.	Tahir Mehmood	Amir Zada	Dhand Edul Khel
4	Ràshid Iqbal	Mir Sahib Khan	Plosar Sar
5	Asif Hayat	Nasrullafi Khanr	Chani Khel
. 6	Amjad Iqbal	Khiyal Marjan	Tarki Khel
7.	Irshah Dullah	-Abdul Ghafb.;	Jandrí
8	Shahzada irtan	Lal Shah Noor	Terkha Koi
9	Qismat Gul	Asal Gul	Dhooda Khel
1.0	Mohamud Atif	Asal Mohammad	Sarat Khel
1-1	Shahid Rasool	Rasool Khan	Soordog ,
12	hamdlah	Agal Badshah	Latamber Sharki.
1	Azmatullah .	Faizutlah Khan	Warana Latamber
-14	Unier Sohail	Umer Ghani	Mandawa
15	Mohammad Ijaz ul Haq	Mohammad Tahir Shah	Jaua Ismail Khel
16	Niamatullah	Qimat Jan	Makori ···
17	Muhammåd Salman zafar -	Raham badshah	Mammi Khel
18	Issa Hassan	Moin Gul	îeri
19	Hazrat Bilal	Zar Badshah	Teri Sapari y

			()//
¥	Name of Candidate	Father Name	Vacant VC/ NC Against which appointed
0	Mazhar Islam	Farooq Islam	Ahmadi Banda
	Mazhar Younus	Mohammad Rasool	Esak Khumari
2	Saeed Ur Rehman	Amal Jan	Mardan Khel
3	Zahid Kamal Akhtar	Khan Bad Shah	Gurguri
4	Wajahat lqbal	Khalid Iqbal	Dagar Nati Khuram Mohammao
	Mohammad Jehangir	Hamayun Khan	Zai
26	Umer Riaz	Umer Hayat Khan	Saikot
21	Mukhtar Ahmad	Fazal Mir	Warana Mir Hassan Khel
28	' Mohammad Zafran	Shahadat Khun	Warana Muskan
<u>-0</u> <u>-0</u>	Mohammad Adnar:	Monin Khan	Tatar Khel
30	Farman Ullah	Islam Badshah	ChowLara
	Ref Reference	HAHZARKA	Ghundi Kalla
- (14) 1392	Faisal Aziz Knan	Azir Ur Rehman	Ahmad Albad
33	Mohammad Sabir	Qadir Khan	Khujaki Kala
34	Nadir Ullah	Wazir Mohammad	Yaghi Muskan Siraj Khel
35	M.Gul Riaz Khan-	Din Meliammad Khan	Sarki Lawgher
36	Mohammad Haleem	Gul Dar Khan	Bogaraa
37	Asmatullah	Gul Qadir Khan	Shah Saleen
38	Kifayatullha	Noor Syad	Nara Nara
	M.Nisar Kauser	Saifullah Khun	Kari Dand
4(	) Naqibullah Khan	Ghutam Qadir	· 1
	1 Nasir Mahmood	Taj Mahmood	Nari Funos

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# Terms & Conditions

- (1) Their services will be considered regular and they will be eligible for pension/deduction of GP fund in terms of Khyber Pakhunkhwa Civil Servants Act 1973 as amended in 2013.
- 2) In case of quitting service they will have to give one month's notice. In case of resignation without notice, their one month's pay/allowances shall be forfeited to the Govt.

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- 3) They will produce health and age certificate from Medical Superintendent DHQ Hospital Karak.
- 4) They would be on probation for period of one year extendable for another one year.
- 5) They will be governed by such rules and regulations applicable to government employees as may be issued from time to time.
- 6) No TA/DA will be allowed to the appointees for joining their duty.

Assistant Dire LG & RDD, Karak-

# Endst: of even No. & Date :

- Copy forwarded to the:
  - 1) Director General Local Government & Rural Development Department
  - Khyber Pakhunkhwa, Peshawar.
  - 2). Deputy Commissioner Karak
  - 3) District Accounts Officer Karak
  - 4) Officials concerned
  - 5) Öffice Order file

LG & RDD, Karak

AT					
	1429	-			:
STED			<ul> <li>b) Five year experience in Agriculture, Animal Husbandry Education, Social Welfare, Planning&amp; Dev: or Forest in Grade-16 or above.</li> </ul>		
Rural Development (including the defunct basis Dentocracies Deptt) Project Managers & Progress Officers with at least years experience as such.	years .				
<ol> <li>25% by initial recruitment, and 75% by on merit with due regards to seniority from amongst the holders of the posts of Assistant Director</li> </ol>	Not less than 30 years and not more than 35		<ul> <li>a) 2<sup>nd</sup> Class Master Degree from a recognized University in Economics,</li> </ul>	Deputy Director	
6	5	4	3	2	
Method of appointment	Age limit for initial recruitments	Qualification for promotion	Qualification for initial recruitment	Nomenclature of post	S.No.
<b>No. Section Officer(LC-1) 2-188/93-Vol-II:</b> In exercise of the powers conferred by sub-rule (2) of the rule 3 of the North West Frontier Province Civil Servants (Appointment, Promotion and Transfer) Rules, 1975 and in consultation with the information services and General Administration Department and the Finance Department, the Local Government Cooperation, Social affairs, Tourism and Kural Development Department is pleased to by down the method of appointment, qualification and 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	rule (2) of the rule 3 of th n Department and the Pina m and others conditions sp pendix	wers conferred by sub-r d General Administratio appointment, qualificatic column 2 of the said ap	<b>No. Section Officer(LG-1) 2-188/93-Vol-11:</b> In exercise of the powers conferred by sub-rule (2) of Transfer) Rules, 1975 and in consultation with the information services and General Administration Department and Rural Development Department is pleased to be down the method of appointment, qualification and oth applicable to posts borne on the Rural Development Department specified in column 2 of the said appendix	'No. Section Officer( ') Rules, 1975 and in c al Development Depart le to posts borne on th	Fransfer and Kurz applicab
	NOTIFICATION 1: 26th January, 1978.	<u>NOTIFICATIO</u> Dated: 26th January,			
T FRONTIER PROVINCE RAL DEVELOPMENT DEPARTMENT	WEST FRONT D RURAL DEV	T OF NORTH LECTION AN	GOVERNMENT OF NORTH WES	LC	
<b>)19.</b>	PESHAWAR, WEDNESDAY, 12TH JUNE, 2019.	ESHAWAR, WEDNE	- - -		1
	Published by Authority	Published			
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EXTRAORDINARY

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GOVERNMENT



REGISTERED NO. PIII

GAZETTE

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	years			
ij,	and not more than 25			
	Not less than 1-8 years	Degree from recognized University	Supervisor	10
•				
By Initial Recruitment	Not less than 21 years	Explosional from recognized institute	Oversee	
		words per munite in typing		
· ·		shorthand in English and 40		
		b) Speed 100 words per minutes in		
	years	board and		
ii) 75% by selection on merit with due regards seniority from amongst	and not more than 25	<ul> <li>qualification from recognized</li> </ul>	(Senior Scale)	
(i	Not less than 18 years	a) Matriculation or equivalent	Stenographer	~
experience as such.				
holders of the post Village Secy: in the Dept: with at least years	years	-		
	and not more than 30		Accountant	
s ()	Not less than 21 years	Degree from recognized University	A second of the	
with least five years experience as such.				- -
holders of the Assitts:/Accountants/ Senior Stenographer /Senior Auditors				
By the selection on merit with due regards to seniority from amongst		1	supermonacin	0
holders of the post the overseers	Vears	Chiversity	1 JuleClor Engineer	
) [ii) 75% by selection on merit with due regards seniority from amongst	and not more than 30	qualification from a recognized		
j)	Not less than 21 years	Degree in Engineering or equivalent	Sub Divisional	
		Geography or Social Estenoiogy		n
		Public Admn: Political Science		
Note: Service in defunct vill: Depth and the purpose of service under this	_	Animal Husbandry, Agriculture,		
-	years	statistics, social works/ sociology,		
3	and not more than 30	recognized University in Economics,	Officer	
rs i) 50% by initial recruitment and	Not less than 21 years	2 <sup>nd</sup> Class Master Degree from a	Development	4
-	· ·	Department.		
service such		Audit Deptt: or Provincial Local Audit		
bolders of the nost Superintendent the Dentity with a least three years		or G.A.S qualified persons of Pakistan		—.
	and not more than 30	Commence / Business Administration.		,
ars i) 50% by initial recruitment and	Not less than 21 years	2 <sup>nd</sup> class Master's Degree in	Accounts Officer	<del>ر</del> ب
· · ·		Geography or Social Psychology, Physics, Chemistry, Mathematics		(-  -
		Science, Public Administration,	-	
(Assistant Director Engineer)		Animal Husbandry, Agril: Political		1
.,	Vegrs	statistics, social works sociology.	/Progress Officer	/
ي ا	and not more than 10		Project Manager	/
2	Not less than 21 v	at 2 <sup>m</sup> Class Master Degree from a	ASSISTANT PLACED	~

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Printed and published by the Manager, Staty, Ptg. Deptt., Khyher Pakhtunkhwa, Peshawar.

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ATTAUR REHMAN KHAN Secretary to Govt: of N.W.F.P. Local Govt:, Cooperation, Social Welfare, Tourism & **Rural Development Department.** Sd/-xxx

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K04 Government Of Khyber Pakhtunkhwa Local Government, Elections & Rural Development Department NOTIFICATION Dated Peshawar, the 05th April, 2018 No: SO(LG=1)2-188/SSRC/2018. 1981 In exercise of the power conferred by sub-rule (2) of the rille 3 of the Khyber Pakhtunkwha Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Local Government, Elections and Rural Development Department Khyber Pakhnunkhwa. In consultation with the Establishment & Administration Department and the Finance Department, is hereby directs that in this Department's Notification 2No. 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 Framely,  $-e^{-i}$ Atleast Second Class 21 to 30 lit Seventy-five (75), per, cent; by "10. Supervisor promotion, on the basis of Bachelor's Degree from a j years. seniority-cum-litness. from recognized University. amongst the Senior Secretary Village / Neighborhood Council: with atleast five (05) year service as such: and Twenty-five (25) per .: cent by ii) initial recruitment. .... (b) after serial No. 15, the following new entries shall be inserted, in the respectively columns. namély. By promotion on the basis of seniority-15A. Senior cum-fimess, from amongst the Junior Secretary Secretary Village / Neighborhood Village Council, with atleast ten (10) year Neighborhood service as such.T: and Council. (c) for serial No. 16, the following shall be substituted, in the respective columns, namely, Twenty (20) per cent by i) Atleast Second Class, 18 lo "16: Junior promotion, on the basis of -50 Intermediate or. Secretary seniority-cum-fitness, from amongst, the Naib Qasids and ់ កែលា equivalent qualification years. Village from's recognized Board Neighborhood Chowkidats in the Willage and atleast six (06)Council. Neighborhood Council with months' Certificate in seniority at tensil level, having from a Computer Secondary School Certificate in recognized institute with second division from a recognized Board or institute MSin experience and Office. Impage with three (03) year service as Internet." 3- jr such: and

ATTESTED

9/A

(ii) 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, Neighborhood-Council then the candidates: Village - // adjacent from Neighborhood Council: Provided further that in case

of non-availability of candidate Village 1 adjacent from Neighborhood Council then from Village 11/ other อกท Neighborhood Council in that Tehsil Council.

# SECRETARY TO GOVERNMENT OF KP TOCAL GOVE, FLUCTIONS & RURAL DEVELOPMENT DEPARTMENT Dated Peshawar, the 05th April, 2018.

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

Copy forwarded to:-

1: All Administrative Secretaries to Government of Khyber Pakhtunkhyu,

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 PSQ to Chief Secretary, Khyber Pakhuakhwa 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 Pakhlunkhwa.

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 Senior Minister for LG.E&RD Khyber Pakhtunkhwa.

15. The PS to Secretary LG.E&RDD Peshawar.

6. The Office Order file.

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(HAU MUHANMAD) SECTION OFFICER (ESTAB) Phone # 091-9213224

EXTRAORDINARY

GOVERNMENT



**REGISTERED NO. PIII** 

GAZETTE

# D-10

# KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, WEDNESDAY, 12TH JUNE, 2019.

GOVERNMENT OF THE KHYBER PAKHTUNKHWA LOCAL GOVERNMENT, ELECTIONS AND RURAL DEVELOPMENT

<u>DEPARTMENT.</u>

#### **NOTIFICATION**

Peshawar, dated the 1st August 2018.

No. SO (LG-I)2-188/SSRC/2018.-In exercise of the powers conferred by sub-rule (2) of the rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Local Government, Elections and Rural Development Department, in consultation with the Establishment and 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)

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 officer in BPS-20.".

(b)

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

1.	2.	3.	4.	5.	6.
"1 <i>4</i>	A. 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.
ATT	ESTED				<u>Note:</u> 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).";

1425

KHYBER PAKHTUNKWHA GOVT: GAZETTE, EXTRAORDINARY, 12th JUNE

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

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

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, (e) namely:

3.		6.
"At least Second Class Master's Degree in Commerce / Business Administration/BS (Honours) Finance and Accounting or its equivalent qualification from a recognized University.	(i)	Fifty (50) per cent by promotion, on the basis on the basis of seniority-cum- fitness, from amongst the Accountants with at least five (05) years service as such: Provided that if no suitable officer is available for promotion then by transfer.; and
ATTESTED	(ii)	fifty (50) per cent by initial recruitment."

(d)

1426

# KHYBER PAKHTUNKWHA GOVT: GAZETTE, EXTRAORDINARY, 12th JUNE, 2019 1427

- 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)

(f)

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

2.		6.
"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 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.	<ul> <li>(a) At least Second Class Bachelor's Degree from a recognized University;</li> </ul>	-	18 to 30 years.	By initial recruitment.";
		(b) six months Diploma in Civil AutoCAD from a recognized Technical Institute; and			
		(c) at least two years experience in relevant field.			

(j)

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 Business Administration		years.	recruitment:
ATT	ESTED	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:

	L.	4.		GOVT: GAZETTE, EX	4.	5.	6.
. '	"14.	Computer	(a)	At least Second		21 to 32	By initial
		Operator.		Class Bachelor's		· years.	recruitment.";
				Degree in		,	, iourantinom.
	.			Computer	. •		
				Science (BCS)/			
				Information			
				Technology			
	1	-		(BIT) (04-years)			
		-		or its equivalent		1	
	1			qualification			
	· ·			from a		-	
			Í	recognized			
				University; or			
			(b)	At least Second			
				Class Bachelor's			
				Degree from			
			1	recognized	· .	-	
				University with		]+ 	
	ļ .			one year			
		1		Diploma in	-		
			· ·	Information	1		
				Technology from			
	1			a recognized			
				Board of		ł	
				Technical			
				Education.			

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

<u> </u>	2.	3.	4.	5.	6.
"19A. 	Driver.	Preferably literate and holding a valid Driving License.	-	18 to 40 years.	By initial recruitment.": and

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

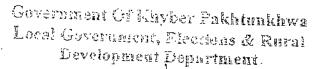
SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA LOCAL GOVERNMENT ELECTIONS AND RURAL DEVELOPMENT DEPARTMENT.

Printed and published by the Manager, Staty. Ptg. Depti., Khyber Pakhtunkhwa, Peshawa

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(l)

(j) <sup>+</sup>



#### NOTIFICATION

# No. SO(E)LG/2-138/SSRC/2019.-

Paule NOS

Dated Feshawar, the 16th October, 2019

1. I.

E-(1'

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, numery:

#### AMENDMENTS

In the Appendix,-

3)

b)

ii)

- Against Strip! No. 2, in column No. 6, for the existing entries, the following shall be substituted, numely:
  - "Fifty per cent by Initial recruitment through Khyber Pakhtunkhwa Public i) Services. Commission on the pattern of cyllabus prescribed for the Officers in Provincial Management Service,":
  - Forty per cent by promotion, on the basis of seniority-cum-fitness, from amongst ii) the Progress Officers with at least duce years service as such, and
  - Ten percent by promotion, on the basis of semiority-cum-fitness, from amongst iii) the Senior Scale Stenographers and Assistants with at least three years service
  - Mote: For purpose of promotion to the post of Assistant Director against ten percent quoto, 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, annely,
    - "Fitty (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

ii) - Fifty (50) per cent by initial recruitment ";

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

- i) . "Twenty per cem 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-cura-fitness, from amongst, Sub-Engineers with at least live 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 reeruitment.",

against Strial No. 6. in column No.6. for the words, colon; and slash "Assistants/Accountants/Sector 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 "rive (05)" shall be substituted; and

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



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

ii) Eighty (80) per cent by minul recruitment:

Provided that the candidate shall be preferably a bonafide resident of the same Village / Neighborhood Conneil. It 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 Tohsil.".

> SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA LG.E&RD DEPARTMENT

> > Dated Peshawar, the 16<sup>th</sup> October, 2019

#### Nr. SO(E)E.G/Z-138/SSRC/2019.

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e)

i}.

#### Copy forwarded to:-

1. All Administrative Secretaries to Government of Khyber Pakhtunkhwa,

All Divisional Comarssioners in Rhyber Pakhtunkhwa. The Secretary to Governor, Khyber Pakhatakiawa, Peshawar,

The PSO to Chief Minister, Khyber Pakhrunkhwa Peshawar. 5. The PSO to Cluef Secretary, Klipher Polytunkhwa Peshawar,

5. The Director General, LC.F&RDD, Khyber Pakhtunkhwa Peshawar. The Secretary, Khyber Pakhunkhwa Public Service Commission, Peshawar,

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All Head of Aureched Departments in Khyber Pakhtunkhya, All Deputy Commissioners in Khyber Pakhtunkitwa. Ο.

10. The Registrar, Peshawar High Court, Peshawar,

11. All District and Session Judges in Khyber Pakhtunkhwa

-12-All-Assistant Directors: ECKCRDD in Khyber Pakinankhiva

13. The Manager Government printing press, Peshawar for publication in the next Governmen: Gozence Notification, 100 copies of the Notification may be sent to this Department. H. The IS to Senior Minister for LG EXIRC Khyber Pakhtunkhwa.

15 The PS to Secretary LG.E&RDD Peshawar.

16. The Office Order file.

(HAJI MUHAMMAD) SECTION OFFICER (ESTAB) Phone # 901-9213224



GOVERNMENT OF THE PUNJAB LOCAL GOVT. & COMMUNITY DEVELOPMENT DEPARTMENT 16

Dated Lahore the 27th July, 2018

# NOTIFICATION

NO.SO.Admn-IiLG)1-4/15: The Competent Authority is pleased to approve up-gradation of the following posts of Secretary Union Councils appointed under the Punjab LG&RD Service Rules, 1981 and Punjab Government District Service (Town/Tehsil Municipal cadre) Rules 2005 w.e.f 01.07.2018:-

••	Sr#	Post	Present Scale	Up gradation
	l	- 1	· .	<u></u>
	1.	Únion Secretary (Committee)	BS- 07	BS-11
	2.	Union Secretary (CD)	BS-11	BS-14

2. The additional financial implication shall be met out of the budget of the respective.Union Councils.

#### SECRETARY

LOCAL GOVT. & COMMUNITY DEVELOPMENT DEPARTMENT

#### NO & DATE EVEN

A copy is forwarded for information & necessary action to: -

- 1. The Secretary, Government of the Punjab, Finance Department
- 2. The Director General, LG&CD Pumab Lahore with the request to amend the service rules accordingly.
- 3. All the Directors, LG&CD in the Punjab:
- 4. All the District Accounts Officers in the Punjab.
- 5. All the Deputy Directors, LG&CD in the Punjab
- 6. All Chairmen of Union Councils, in the Punjab.
- 7. The Assistant Director (UC), at the PHQ, Lahore.

TESTÉ

8. Master file.

(MAGMOOD AHMAD). DEPUTY SECRETARY (ADMN.)

CĊ:-

Rana Mahboob Hussain, All Punjab Secretarias UCs Association Punjab.

ATOESTED

#### THE SECRETARY,

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

Subject:

# DEPARTMENTAL APPEAL AGAINST THE NOTIFICATIONS DATED 5.4.2018 & 16.10.2019 AND FOR THE REVIVAL/ RESTORATION THE OLD SERVICE STRUCTURE NOTIFIED ON 26.011978.

Sir,

Γo

Most respectfully, it is stated that I am working as Village Secretary under your kind control. I am qualified and performing my duties with my full devotion. According to the service structure notified on 26.01.1978, the prospects of promotion for Village Secretaries were in line. That according to the said rules of 1978, after appointment the village secretaries has 75% promotion quota to the post of Supervisor and Assistant Accountant (BPS-14), 50% quota was reserved from Supervisor & Assistant Accountant to Development Officer (BPS-16) and where after from the post of Development Officer to the Village Secretary was in a combined share 50% with amongst the sub-divisional officer and Assistant Director Engineer to the post of Assistant Director/Project Manager/Progress Officer, then 75% quota was reserved from Assistant Director to the post Deputy Director (BPS-18). All these promotions were based on the basis of seniority cum fitness. The same service structure dated 26.01.1978 was amended vide notification dated 05-04-2018 whereby the post of Village Secretary was bifurcated into two sub cadres i.e. Senior Secretary Village Neighborhood Council (BPS-11) and Junior Secretary Village Neighborhood Council (BPS-14) with 75% quota.

Astonishingly the old service structure was further amended through impugned notification dated 16-10-2019 whereby the channel of promotions has been limited to the post of Developmental Officer (BPS-16) and where after no channel for promotion has been lift for the cadre of Village Secretary rather the channel of promotion has been washed/done away in utter violation of law & APT rules, 1989.

It is therefore, requested that the impugned Notifications dated 15.04.2018 & 16.10.2019 may be set aside and the old service Rules Notified on 26.11.1978 may be revived/restored and as such I may be considered for promotion under the old rules dated 26.01.1978.

Dated: <u><u>3</u> / <u>5</u> /2020</u>

Obediently Yours,

Kitgyat ullah Secretary (VC/NC Council) U/C <u>Shanwa Gudikhel</u> (ve shah Cell No: 0345905311

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VAKALATNAMA BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNA PESHAWAR OF 2020 (APPELLANT)-Kifayat cellah (PLAINTIFF) (PETITIONER) <u>VERSUS</u> (RESPONDENT) Gont: of ICP & Others (DEFENDANT) I/Me\_llifayat ullah 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 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 YOUSAFZAI MIR ZAMAN SA AFRASIAB KHAN WAZIR ADVOCATES OFFICE: Flat No.4, 2<sup>nd</sup> Floor, Juma Khan Plaza, near FATA Secretariat, Warsak Road, Peshawar. Mobile No.0345-9383141

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# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

- 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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4	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 1 <sup>st</sup> February 2018	Annex-IV	19

Respondents

Through

202/lassan

Deponent

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

<u>Appe</u>	al No. 1025	/2020.		
Mr	Kijayat	ullah	 •	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.

#### 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



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.

- The Provincial Government vide letter No.SO (FR) FD/8-25/2014/Local Govt./3379 dated 1<sup>st</sup> 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.
    - J 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 up to 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

Securitary Finance Department, Khyber Pakhtunkhwa Respondent No.4

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

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Appeal No. 025 /2020.

int ulla Mr. 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.

#### <u>AFFIDAVIT</u>

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.  $10251^{\circ}$  (1997) (1997) (1997) (1997) (1997) are true and correct to the best of my knowledge & belief and nothing has been intentionally

concealed from this Honorable Court.

11594

Deponent CNIC #. <u>17301-2416976-9</u> Cell #.<u>0336-917</u>0959

Identified By

Advocate General Khyber Pakhtunkhwa



	Local Governi Develop	ment, Elections & Rural
1970	NOTIFICAT	-D. NO
	n64201B	Dated Peshawar, the 05th April, 2018
No. SO	LG-I)2-188/SSRC/2018 In exercis	e of the power conferred by sub-rule (2)
of the r	ale 3 of the Khyber Pakhtunkwha Civil Servan	ts (Appointment, Promotion and Transfer)
	1989, the Local Government, Elections and	
Pakhtu	skhwa, in consultation with the Establishmer	nt & Administration Department and the
Financ	Department, hereby directs that in	n this Department's Notification No.
DG(R	VP)7(2)/73. dated 26.01.1978. the following fur	rther amendments shall be made, namely:
<b>a</b>	AMENDMEN	
In the	Appendix	17
i for <sub>i</sub> ser	al No? 10 the following shall be substituted, in t	the respective columns namely:
		ゔ/゙゚゚゚゚゚ゝ
-10.	Supervisor Atleast Second Class 21 to Bachelor's Degree from a years recognized University.	s. promotion, on the basis of seniority-cum-fitness, from
	N I I I I I I I I I I I I I I I I I I I	amongst the Senior Secretary Village / Neighborhood Council,
-		with atleast five (05) year service as such: and ii) Twenty-five (25) per cent by
(b) ef	er seriel No. 15, the fellowing series in the	initial recruitment.":
namel	er serial No. 15: the following new entries sha y.	in be inserved, in the respectively columns,
		By promotion, on the basis of seniority-
	Secretary Village /	cum-fitness, from amongst the Junior Secretary Village / Neighborhood
	Neighborhood	Council, with atleast ten (10) year service as such."; and
	Council.	
	serial No. 16, the following shall be substituted Junior Atleast Second Class 18	
	Secretary Intermediate or 30	
	Village / equivalent qualification yea Neighborhood from a recognized Board	ars, seniority-cum-fitness, from
	Council. and atleast six (06)	amongst the Naib Qasids and Chowkidars in the Village /
1*	months Certificate in Computer from a	Neighborhood Council with
	recognized Institute with	seniority at tehsil level, having Secondary School Certificate in
	experience in MS.	second division. from a
Saints	Office. Impage and Internet:	recognized Board or Institute
	The man and a second second	with three (03) year service as such; and
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Eighty (80) per cent by Initial 11) recruitment;

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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. Village from: adjacent Neighborhood Council:

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

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

Dated Peshawar, the 05th April, 2018

#### No. SO(LG-I)2-188/SSRC/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, Pushawar,

11. All District and Session Judges in Knyber Pakhtunkhwa.

12. All Assistant Directors, LG&RDD in Khyber Pakhtunkhwa.

13. The Manager Government printing press. Peshawar for publication in the next Government Gazettes Notification. 40 sopjes of the Notification may be sent to this Department.

14. The PS to Senior Minister for LO, E&RD Khyber Pakhtunkhwa.

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

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16. The Office Order file. 

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्वम् MH SECTION OFFICER (ESTAB Phone # 091-9213224

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



# NOTIFICATION

the following further amendments shall be made, namely: pleased to direct that in this Department's Notification No. DG(RWP)7(2)73, dated 26.01.1978, consultation with the Establishment & Administration Department and the Finance Department, is the Local Government, Elections and Rural Development Department Khyber Pakhtunkhwa, in 3 of the Khyber Pakhtunkwha Civil Servants (Appointment, Promotion and Transfet) Rules, 1989, No. SO(I.G. D2-188/SSRC/2018.- In exercise of the power conferred by sub-rule (2) of the rule Dated Peahawary the 01ª August 2018

#### **WENDWERLS**

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ļ	By transfer from amongst PAS, PCS and PMS officers in BPS-20.",	-		:	"I. Director General.	]
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	ituted, in the respective columns, namely:	jisqns a	o lleria	Bniwol	r Scrial No. 1 the fol	oî I è

for Serial No. 1A, the following shall be substituted, in the respective columns, namely: (9)

		_				1
Deputy Directors (Senior).";						
post of Director, there shall be maintainted a joint seniority list of			1	:		
Note: For the purpose of promotion to the			•			
such or twelve (12) years' service as Assistant Director and above.					* . *	
cum-fitness, from amongst Deputy Directors and Assistant Directors (Senior) with at least seven (07) years' service as				:	•	1
By promotion, on the basis of seniority-	-	-	_:	Director.		
·	5		<b>.</b> .E	ז'	'T'	•

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

					ч.,
service as such.					;
By promotion, on the basis of seniority- cum-fitness, from amongst Assistant Directors with at least five (05) years'	•	-	-	Députy Director/Assistant' Director (Senior),	י דכיי
Assistant Director (Technical) and above.			t		
years' service, as Assistant Engineer and					
(07) years' service as such or twelve (12)		1	•		• .
Directors (Technical) with at least seven		· ·	l		:
cum-fitness, from amongst Deputy				.(lesindəəT)	·
By promotion, on the basis of seniority-	-		.	Director	:я <b>г</b> .,

1D.	Deputy Director (Finance and Accounts).		By promotion, on the basis of seniority- cum-fitness, from amongst Accounts Officers with at least five years' service as such.
1£.	Deputy Director (Technical).	 •	By promotion, on the basis of seniority- cum-fitness, from amongst Assistant Engineers and Assistant Directors (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 of Assistant Engineers and Assistant Directors (Technical).";

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

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

3. "At least Second Class Master's Degree in Commerce / Business Administration/BS (Honours) Finance and Accounting or its equivalent qualification from a recognized University.	<ul> <li>6.</li> <li>(i) Fifty (50) per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Accountants with at least five (05) years' service as such:</li> <li>Provided that if no suitable officer is available for promotion then by transfer.; and</li> </ul>
	(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.

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

<u> </u>	6.
"Assistant.	<ul> <li>(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</li> <li>(ii) twenty-five percent by initial recruitment.";</li> </ul>

against Serial No. 9, in column No. 6, in clause (iii), the full-stop, appearing at the **(h)** 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.";

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,	<ul> <li>(a) At least Second Class Bachelor's Degree from a recognized University;</li> </ul>	•	18 to 30	By initial recruitment.";
<u> </u>	<u> </u>				`

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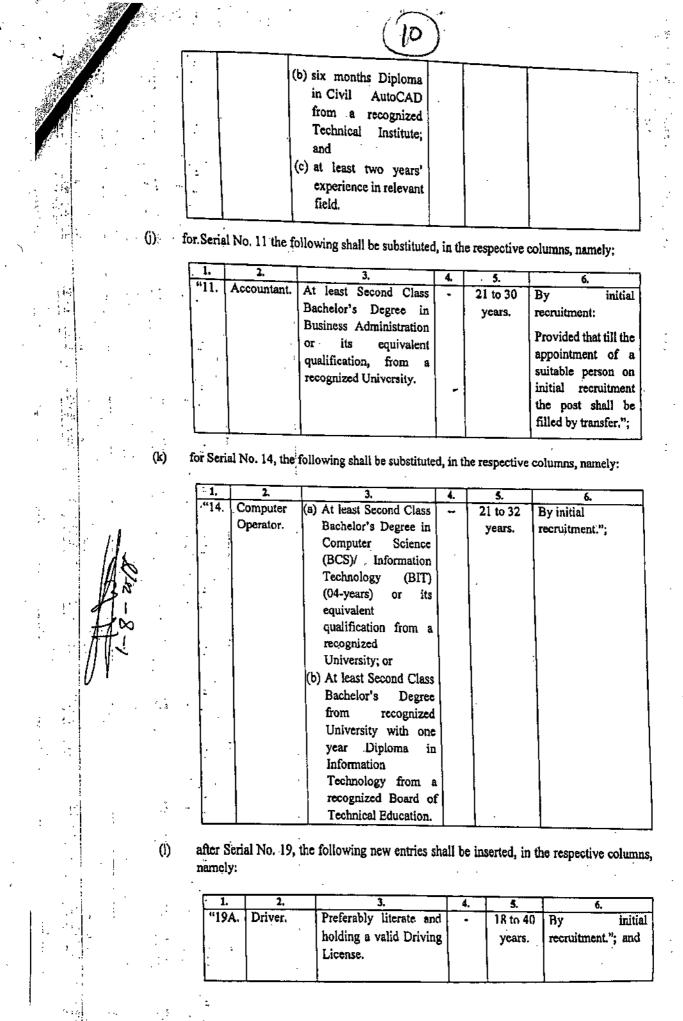
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for Serial No. 20, in column No. 2, after the word and slash "Chowkidar/", the word "Sweeper" shall be added.

#### 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.

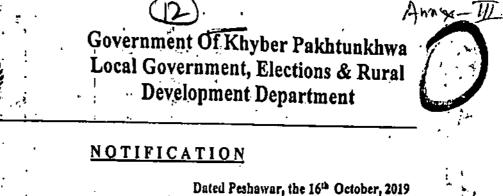
12. All Assistant Directors, LG&RDD in Khyber Pakhtunkhwa.

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.

(HAJIWUHAMMAD) SECTION OFFICER (ESTAB) Phone # 091-9213224



âte. 1.4 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,<sup>5</sup> 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 1: dated 26.01.1978, the following further amendments shall be made, namely: i AMENDMENTS win in the Appendix,-2 a) if Against Serial No. 2, in column No. 6, for the existing entries, the following shall be i. substituted, namely: "Fifty per cent by initial recruitment through Khyber Pakhtunkhwa Public i١ 2 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 ii) the Progress Officers with at least three years service as such; and 11 iii) 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."; ij, Note: For purpose of promotion to the post of Assistant Director against ten percent 44 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 **b**] 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."; ii) against Serial No.5, in column No. 6, for the existing entries, the following shall be C) ٠. Aubstituted, 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 eventy per cent by initial recruitment.";

Pone # 091-9213224 SECTION OFFICER (ESTAB) (TAMMAHUM ILAH) ile. The Office Order file. 15. The PS to Secretary LO, E&RDD Peshawar. 14. The PS to Senior Minister for LG, E&RD Khyber Pakhtunkhwa. Cazettee Notification. 100 copies of the Notification may be sent to this Department. 13. The Manager Government printing press, Peshawar for publication in the next Government 12. All Assistant Directors, LO&RDD in Khyber Pakhtunkhwa. 11. All District and Session Judges in Khyber Pakhtunkhwa. Alf (10, The Registrar, Peshawar High Court, Peshawar. All Deputy Commissioners in Khyber Pakhtunkhwa. All Head of Attached Departments in Khyber Pakhungkhwa. -8 The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar, ЧĽ 6. The Director General, LO, E&RDD, Khyber Pakhtunkhwa Peshawar. 5. The PSO to Chief Secretary, Khyber Pakhtunkhwa Peshawar. 4. The PSO to Chief Minister, Khyber Pakhtunkhwa Peshawar, 3. The Secretary to Governor, Khyber Pakhtunkhwa, Peshawar. A Wyber Pakhunkhwa. I. All Administrative Secretaries to Government of Klyyber Pakhtunkhwa. د بالألغ -: o) bobrewrol (qo) \*\*\*\* Dated Perhawar, the J6" October, 2019 ٠ŗ۱ PAKHTUNKHWA LG, E&RD DEPARTMENT SECRETARY TO COVERUMENT OF KHYBER Neighborhood Council in that Tehsil Village Council / Neighborhood Council then from any other Village Council / Provided further that in case of non-availability of candidate from adjacent Council' Netghborhood Council; Village Council / Neighborhood Council then the candidate from adjacent Village same Village / Neighborhood Council. If such candidate is not available in the same Provided that the candidate shall be preferably a bonafide resident of the ii) Eighty (80) per cent by initial recruitment: in IT from recognized Board / Institute with three (03) years service as such: and second Division from a recognized Board or Institute and six months Diploma Council with seniority at Tehsil level, having Secondary School Certificate inamongst the Maib Qasids and Chowkidars in the Village Council / Neighborhood i) Twenty (20) per cent by promotion, on the basis of seniority-cum-fitness, from substituted, namely: 👘 🗝 🐨 • •• • • • against Serial No. 16, in column No.6 for the existing entry, the following shall be Ŧ the word, figure and brackets "five (05)" shall be substituted; and te) 12 againat Serial No. 15A, in column No.6, for the word, figure and brackets "ten (10)", petutized, so the الراجع م 1 "Assistants/Accountants/Senior Scale Stenographer", the word "Accountants" shall against Serial No. 6, in column No.6, for the words, colon and slash

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

#### NOTIFICATION

Peshawar, dated the 26<sup>th</sup> January, 1978

--sd-(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: In exercise of the powers conferred by sub-rule (2) of the rule 3 of the North West Frontier Province Civil Servants (Appointment, Promotion and Transfer) Rules, 1975 and in consultation with the Information, Services and General Administration Department and the Finance Department, the Local Government Cooperation, Social Welfare, Tourism and Rural Development Department is pleased to lay down the method of appointment, qualification and 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.

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

Copy of the above forwarded to the:-

- 1. All Administrative Secretaries to Government of NWFP.
- 2. 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.
- 6. All Deputy Commissioner/Political Agent in NWFP.
- 7. All District and Session Judge in NWFP.
- 8. Registrar, Peshawar High Court Peshawar.
- 9. Deputy Secretary-II, I S&GAD
- 10. All Section Officer in S&GAD.
- 11. Section Officer (Legis), Govt of NWFP, Law Department with to SO Reg 1(4)76/452 dated 8th October, 1978.
- 12. Section Officer (Inform:), Govt of NWFP, S&GAD with reference to his letter No SO 5-III(IS&GAD)4-6/75 dated 8th October, 1978.
- 13. Manager Government Printing Press, Peshawar for publication in the next Government Gazettee Notification, 30 Copies of the Notification may be sent to this Department.
- 14. 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.

for       Qualification       Not less than initial recruitment         in       for promotion       initial for method of appointment         in       a       Not less than i) 25% by initial recruitment and 75% by and yor not more than andry.         in       30 years and amongst the holders of the posts of the				Machiellacies.		-
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Nomenclature of post         Qualification for initial recruitment         Qualification for promotion         Math for initial initial science, Public         Math of appointment           2         3         2 <sup>21</sup> Class Master's Deputy         3         4         5         8           0         2 <sup>21</sup> Class Master's Directors         2 <sup>221</sup> Class Master's Deputy         Not loss than initial recruitment and 7% by Depres from a mence then Mainal Eubandry, April: Political Science, Public Manine Eugend to seniority for Animal Eugend to seniority for Social Psychology; and the year Social Psychology; Social Psychology; and for year Social Psychology; Social Psychology; and for year Social Psychology; Social Psychology; and for year Social Psychology; Social Psych		•	-	Administration,	-	
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Nomenclature of post         Qualification for initial recruitment         Consist for promotion initial recognized         Method of appointment           2         3         3         4         5         6           Deputy         a)         2 <sup>rd</sup> Class Master's recognized         Not less than interval         1) 25% by initial recruitment and 75% by initial recruitment and 75% by and merit with due regard to seniority fro amongst the holders of the posts of inclusing the defeor Rural Development (including the defeor Rural Development Social Former in Agrin: Folitical Social Sychology; and social Vertex and social Vertex and and the post and social Vertex and social (Assistant Engineers)         Initial recruitment and treat seniority from amongst holders the post Development Officers and Sub- Divisional (Assistant Engineers and social Case Master's borders bonders borders bonders					Officer	
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Momenclature         Qualification for initial recruitment         Qualification for promotion         Method of appointment           2         3         4         5           2         3         4         5           2         3         4         5           2         3         4         5           2         3         4         5           2         3         4         5           2         3         4         5           2         3         4         5           3         4         5         6           2         3         4         5         6           2         3         4         5         6           2         3         9         9         125%         b) initial recruitment and 75% by 30 years and amongst the holders of the posts of not more than amongst the holders of the posts of not more than         Assistant Director Rural Development (including the defunct basis Democracie Department) Project Managers & Progress Officers with at least years experience as such.           b)         Five year Planing & Dev: or Forcet in Grade-16         5         5           9         Scial Welfare, Planing & Dev: or Forcet in Grade-16         5         5	by initial recruitment	less	-	2 <sup>nd</sup> Class Master'	Assistant	N
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tors with atleast five					
the post of Senior Clerks. Junior	/ears	. ,			
regard seniority from amongst hol	more		University	•	
(ii) 75% by selection on meri	vears	· ·	ь.	Accountant	
than i) 25% by initial recruitment and	Not less the		Degree from	Assistant /	7
experience as such.					
			-		
Assistant/Accountants/ Senior Stenographer					<u> </u>
to seniority from amongst holders of the					
By the selection on merit with due regard	-	 I	I	Superintendent	<u>ح</u>
			University		,
			recognized	Engineer	
post the Overseers.	30 years	n from a	qualification	Director	
			equivalent	/Assistant	
ii) 25% by selection on meri	21 years a	or	Engineering	Officer	
than 1) 75% by initial recruitment and	Not less t		Degree in	Sub Divisional	 س
		Psychology	or Social Pe		
		Geography	Science Geo	-	
		cal	Admn: Political		
be treated as service in th	_	Public	Agriculture,		
purpose of service		Husbandry,	Animal Husba		
Note:Service in defunct Vill:Aid Department		sociology,	works/ socio		
		social	statistics,	*	
with at least 10 years service.			Economics,		 . ,
ч.	30 years	in			-
seniority from amongst hol			recognized		
ii) 50% by selection on meri	vears	<b>بع</b>	Degree from	Officer	
than i) 50% by initial recruitment and	Not less t	Master	2 <sup>nd</sup> Class Ma	Development	4
		tment.	Audit Department		
		Local	Provincial :		
		tment or	Audit Department		
		Pakistan	ns of		
with a least three years service such.		fied	G.A.S qualified		
sod	30 years	ion, or			
n regard to			Business		
ii) 50% by selection on merit w	_	Commence /	Degree in C	Officer	
than i) 50% by initial recruitment and	Not less t	Master's	2 <sup>nd</sup> class Ma	Accounts	
	(10)				
	P				
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8	Stenographer	a) Matriculation or	1 11	Not less than	i) 25% by initial recruitment and
	(Senior Scale)	equivalent		18 years and	ii) 75% by selection on merit with due
		qualification		not more than	regard to seniority from amongst holde
		from recognized		25 years	of the post Stenographer (Junior Scale
		board and		25 years	or the post stenographer (Junior Scale
	·	b) Speed 100 words			Í
	ļ	per minutes in			
		shorthand in			
		English and 40			
		words per minute			
		in typing.			
9	Overseer	Diploma in Engineering	<u> </u>	Not loss than	By Initial Recruitment
		from a recognized	ĺ	21 years and	by inicial Recruitment
	}	institute		not more than	
			Ì.		
10	Supervisor,	Degree from recognized		25 years Not less than	
	Rural Dev:	University			
		ourverorey	}	21 years and not more than	ii) 75% by selection on merit with due
					regard to seniority from amongst
				25 years	holders of the post Village Secy: ir
		· .			Department with least years
				2	experience as such.
11	Senior Auditor	Degree from recognized	······································	Not less than	i) 50% by initial recruitment and
		University		18 years and	ii) 50% by selection on merit with
		Note: Preference will	1	not more than	regard to seniority from among
-		be given to persons		25 years	holders of the post Jun
		holding Degree with			Auditor/Snr.Clerks in the Departme
		Commerce as one of the			with a least three years service suc
	· · ·	subjects or equivalent			with a reast three years service suc
		qualification in	Į		
		Accounts			
12	Stenographer	a) Matriculation or		Not less than	i) 50% by initial recruitment and
	(Junior Scale)	equivalent		18 years and	ii) 50% by selection on merit with a
		qualification from	· · · ·	not more than	regard to seniority from among
		recognized board		25 years	holders of the post of Steno-typis
		and		u	in the Deptt.
	}	b) Speed 80 words per	`		in the Deptt.
<b>)</b> .	,	minutes in			· · · · ·
·		shorthand in			
	·	English and 35		· · · [	· · ·

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recrutullent		-			
Qualification prescribed for initial	· .	•			
three y				-	
Daftaries and Peon in the Department	-				-
merit from amongst holders of the post	25 years		recognized board	· .	-
n ii) Not more than 20% by selection on	not more than		qualification from		
recruitment and	18 years and				
n i) Not less than 80% by initial	Not less than		Matriculation or	Junior Clerk	.17
	25 years				
In .	not more than				
	18 years and		recognized Board	Secretary	
By Initial F	Not less than	ł	Intermediate from	Village	16
three years service such.					
with a					
seniority from amongst holders of the post				-	
By selection on merit with due regard to		I	I	Senior Clerk	ں ۲
	25 years		recognized board		
n	not more than	-	qualification from		
	18 years and		equivalent		
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			typing		
			words per minute in		
		<del>.</del> .	English and 35		
cribed for initial re			shorthand in		
the			minutes in		
_			b) Speed 60 words per		
Junior Clerk in the Department with a			and		
Π,	25 years		recognized board		
ii) Not more t	not more than		qualification from		
recruitment and	18 years and		eguivalent		
an i) Not less than 50% by initial	Not less than		a) Matriculation or	Steno Typist	13
		(	typing		
		(11)	words per minute in		
-		<u>s</u> )			].
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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: - 1

# 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:-

poortion in the poortion of the	BPS-07 to BPS-09 having less than	Number of Posts upgraded from BPS-07 to BPS-11 and re-designated as Senior Secretaries Village/Neibourhood/Council having at least 10 years or more service.
3501	2651	850

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.

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

Yours faithfully

Copy is forwarded to: -

SECTION OFFICER (FR)

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

SECTION OFFICER (FR)