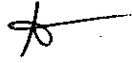


14.01.2019

None for the appellant present. Mr. Kabirullah Khattak, Adll:
AG for respondents present. To come up for rejoinder and arguments
on 11.03.2019 before D.B.



(Ahmad Hassan)
Member



(M. Amin Khan Kundi)
Member

11.03.2019

Appellant absent. Learned counsel for the appellant absent.
Mr. Zia Ullah learned Deputy District Attorney for the
respondents present. Adjourn. To come up for rejoinder and
arguments on 03.05.2019 before D.B



Member



Member

03.05.2019

None present for appellant. Mr. Muhammad Jan, Deputy District
Attorney for the respondents present. Case was called for several times but
none appeared on behalf of the appellant nor the appellant was present in
person. As such, the present service appeal is hereby dismissed in default.
File be consigned to the record room.

ANNOUNCED

03.05.2019



(AHMAD HASSAN)
MEMBER



(M. AMIN KHAN KUNDI)
MEMBER

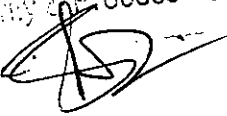
10.08.2018

Mr. Tariq Kamal, Advocate counsel for the appellant present and heard in limine.

Contends that the appellant has been bypassed in the seniority list by juniors to him and the dispute of seniority was already decided by this Tribunal in the present appeal of the appellant.

Points raised need consideration. The appeal is admitted to full hearing, subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 09.10.2018 before S.B.

Appellant Deposited
Security & Process Fee



09.10.2018

Counsel for the appellant Mr. Tariq Kamal Advocate present. Mr. Kabirullah Khattak, Addl. AG for the respondents present and made a request for adjournment. Granted. To come up for written reply/comments on 26.11.2018 before S.B.



Chairman



Chairman

26.11.2018

None present on behalf of the appellant. Addl. AG alongwith Muhammad Ilyas Statistical Officer for respondents No. 1, 2 and 3 present. Comments on behalf of respondents No. 1, 2 & 3 have been filed.

Adjourned for placing before a Division Bench for hearing on 14.1.2019. Private respondents may submit their comments/reply, if so advised, within fortnight.



Chairman

24.04.2018

Counsel for the appellant present and seeks adjournment. Adjourned. To come up for preliminary hearing on 10.05.2018 before S.B.

MA
(Muhammad Amin Khan Kundi)
Member

10.05.2018

The Tribunal is non-functional due to retirement of our Hon'ble Chairman. Therefore, the case is adjourned. To come up for same on 10.07.2018.

Q
Reader

10.07.2018





Counsel for the appellant present and requested for adjournment. Adjourned. To come up for preliminary hearing on 10.08.2018 before S.B.

MA
(Muhammad Amin Khan Kundi)
Member

Form-A
FORM OF ORDERSHEET

Court of _____

Case-No. 294/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	05/03/2018	<p>The appeal of Dr. Imran Ali resubmitted today by Mr. Tariq Kamal Advocate may be entered in the Institution Register and put up to Learned Member for proper order please.</p> <p style="text-align: right;"> REGISTRAR 5/3/18</p>
2-	06/03/18	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>19/03/18</u>.</p> <p style="text-align: right;"> MEMBER</p>
19.03.2018		<p>Learned counsel for the appellant present and seeks adjournment. Adjourn. To come up for preliminary hearing on 06.04.2018 before S.B</p> <p style="text-align: right;"> Member</p>
06.04.2018		<p>Appellant absent. Learned counsel for the appellant absent. Adjourn. To come up for preliminary hearing on 24.04.2018 before S.B</p> <p style="text-align: right;"> Member</p>

The appeal of Dr. Imran Ali SRO Sugarcane Agronomy SCRI Mardan received today i.e. on 28.02.2018 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Sub-rule-4 of rule-6 of the Khyber Pakhtunkhwa Service Tribunal rules 1974 requires that every memorandum of appeal the competent authority whose order is challenged shall be shown as respondent no.1.
- 2- Addresses of private respondent are incomplete which may be completed according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.

No. 419 /S.T,

Dt. 01/03 /2018

[Signature]
REGISTRAR 1/3/18
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Tariq Kamal Adv.Pesh.

Sir,

The appeal is resubmitted after removal of objections please

Tariq

Advocate

5/3/18

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

Service Appeal No 294/2018

Imran Ali SRO (Sugarcane Agronomy) SCRI, Mardan

.....**Appellant**

VERSUS

Dr. Zaheer Ullah Senior Director and others

.....**Respondents**

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Appeal		1-4
2.	Affidavit		5
3.	Copy of Application for Status quo along with affidavit		6-8
4.	Copy of the Seniority List	A	9-16
5.	Copy of Departmental Appeal	B	17-18
6.	Copy of the judgment dated 17.07.2012	C	19-23
7.	Wakalat Nama		24

Appellant

Through

Tariq Kamal
Tariq Kamal 27/2/018
Advocate, High Court
Peshawar
Cell#0301-5932818

Dated:- 26.02.2018

BEFORE THE KHYBER PAKHTUNKHWA SERVICE

TRIBUNAL PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

Service Appeal No. 294/2018

Diary No. 280

Date 28-2-2018

Imran Ali Senior Research Officer (Sugar Cane
Agronomy) Sugar Crop Research Institute Mardan

.....**Appellant**

VERSUS

1. Provincial Government Through Chief Secretary
Khyber Pakhtunkhwa, Peshawar.
2. Director General Agriculture Research KP IDS
Building Agriculture University.
3. Secretary Agriculture Govt of KP Civil Secretariat,
Peshawar.
4. Dr. Zaheer Ullah Khan Senior Director Agriculture
Research Institute , Tarnab, Peshawar
5. Dr. Abdus Samad PRO (Horticulture) Agriculture
Research Institute Tarnab, Peshawar.
6. Dr. Gulzar Ahmad PRO (Wheat) Cereal Crop
Research Institute Pir Sabaq, Nowshera.
7. Dr. Sayyad Asghar PRO (Vegetable) Acting Director
A Agriculture Research Station Bafa Mansehra.
8. Dr. Naeem Ahmad SRO (Rice) Agriculture Research
Institute Mingora Swat.
9. Mr Akhtar Nawaz PRO (Hort) Hazara Agriculture
Research Station Abbotabad.
10. Mr Anisur Rehman Entomologist FATA at Tarnab
Peshawar.

Filed to-day

Registrar

28/2/18

Re-submitted

Registrar

to-day 5/3/18

11. Mr Asifur Rehman PRO (Pathology) Hazara Agriculture Research Station Abbotabad.
12. Mr Ghufuran Ul Haq PRO (Pathology) Agriculture Research Institute Tarnab Peshawar.
13. Mr Muhammad Tahir SRO (Pathology) Sugar Crop Research Institute, Mardan.
14. Dr Faqir Gul SRO (Entomology) Acting Director Agriculture Research Station Buner.

.....**Respondents**

APPEAL U/S 4 OF KP SERVICES
TRIBUNAL ACT, 1974 AGAINST THE
SENIORITY LIST OF SENIOR
RESEARCH OFFICERS (BPS-18)
NOTIFIED ON 10TH OCTOBER, 2017.

PRAYER IN APPEAL:-

ON ACCEPTANCE OF THE INSTANT
APPEAL THE SENIORITY LIST MAY
PLEASE BE CORRECTED IN
ACCORDANCE TO LAW AND THE
APPELLANT BE PLACED SENIOR TO
THE RESPONDENT NO.4.

Respectfully Sheweth:-

Brief Facts:-

1. That the respondent No.3 circulated the seniority list of SROs (BPS-18) for the year 2016 in which the respondent No.4 who is junior to the appellant has been placed at serial No.8, while the appellant has been placed at serial No.27 to

2. That without addressing the objections raised by the appellant the respondent No.12 and 13 notified the same seniority list vide notification dated 10th October 2017. **(Copy of the Seniority List is attached as Annexure "A")**.
3. That the appellant submitted an appeal against the impugned seniority notified on 10.10.2017 before the competent authority on dated 03.11.2017 but to no avail. **(Copy of the Appeal dated 03.11.2017 is attached as Annexure "B")**.
4. That having no other adequate remedy the instant appeal is being preferred on the following grounds inter alia.

GROUND:-

- A. That the impugned seniority is not in line with Section 8 of Civil Servants Act, 1973 and Section 17 of appointment, promotion and transfer rules 1989, hence needs to be corrected accordingly.
- B. That the issue involved has been decided by the Hon'ble KP Service Tribunal Peshawar vide its judgment dated 17.07.2012. **(Copy of the Judgment is attached as Annexure "C")**.
- C. That the date of appointment of respondent No.1 is 25.07.1987 while that of the appellant is 19.03.1987 but respondent No.1 has

C. That the date of appointment of respondent No.1 is 25.07.1987 while that of the appellant is 19.03.1987 but respondent No.4 has wrongly been placed senior to the appellant, which is illegal and needs to be corrected.

D. That according to law and judgment of Hon'ble Tribunal dated 17.07.2012 all the respondents i.e respondent No. 4 to 14 are junior to the appellant, but have been placed senior which is nullity and needs to be corrected in accordance to law and above referred judgment.

E. That any other grounds in respect of the instant Appeal will be raised at the time of arguments with prior permission of the Hon'ble Tribunal.

It is, therefore, most humbly prayed that ON ACCEPTANCE OF THE INSTANT APPEAL THE SENIORITY LIST MAY PLEASE BE CORRECTED IN ACCORDANCE TO LAW AND THE APPELLANT BE PLACED SENIOR TO THE RESPONDENT NO.4.

Jamali
Appellant

Through

Tariq
Tariq Kamal Advocate
Advocate, High Court
Peshawar
5/2/18

Dated: 26.02.2018

VERIFICATION:-

It is to certify that no appeal etc has been submitted on the subject earlier to the instant one.

DEPONENT

Tariq
Advocate
26/2/18

BEFORE THE KHYBER PAKHTUNKHWA SERVICE

TRIBUNAL PESHAWAR

Service Appeal No. _____/2018

Imran Ali SRO (Sugarcane Agronomy) SCRI, Mardan

.....**Appellant**

VERSUS

Dr. Zaheer Ullah Khan Senior Director ARI, Tarnab

and others.....**Respondents**

AFFIDAVIT

I, Imran Ali SRO (Sugarcane Agronomy) SCRI, Mardan, do hereby solemnly affirm and declare on Oath that the contents of the accompanying **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

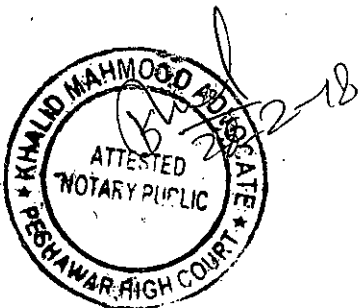
Identified by:-

Imran Ali

DEPONENT

CNIC#

Tariq Advocate
Tariq Kamal 27/2/18
Advocate, High Court
Peshawar



BEFORE THE KHYBER PAKHTUNKHWA SERVICE

TRIBUNAL PESHAWAR

Service Appeal No. _____/2018

Imran Ali SRO (Sugarcane Agronomy) SCRI, Mardan

.....**Appellant**

VERSUS

Dr. Zaheer Ullah Khan Senior Director ARI, Tarnab

and others.....**Respondents**

**APPLICATION FOR RESTRAINING THE
RESPONDENTS NO.12 &13 FROM
PROCESSING PROMOTION CASES OF
RESPONDENT NO.1 TO 11 FROM BS-18
TO BS-19 TILL DISPOSAL OF THE
INSTANT APPEAL.**

Respectfully Sheweth:-

The appellant submits as under:-

1. That the instant appeal is being filed before the Hon'ble Service Tribunal in which no date is fixed.
2. That the appeal of the appellant is based on cogent grounds and is likely to be decided in his favour.
3. That balance of convenience is also in favour of the appellant.

4. That if the promotion cases of the respondents No.1 to 11 are processed the appellant will suffer irreparable loss.

It is, therefore, most humbly submitted that the application may please be accepted and the respondents No.12 & 13 be restrained from processing promotion cases of respondents No. 1 to 11 from BS-18 to BS-19 till disposal of the instant appeal.

Jamali
Appellant

Through

Tariq Advocate
Tariq Kamal 27/2/018
Advocate, High Court
Peshawar

Dated:- 26.02.2018

BEFORE THE KHYBER PAKHTUNKHWA SERVICE

TRIBUNAL PESHAWAR

Service Appeal No. _____/2018

Imran Ali SRO (Sugarcane Agronomy) SCRI, Mardan

.....**Appellant**

VERSUS

Dr. Zaheer Ullah Khan Senior Director ARI, Tarnab
and others.....**Respondents**

AFFIDAVIT

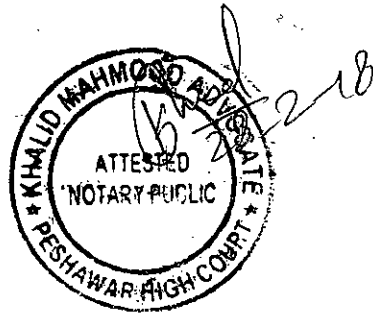
I, Imran Ali SRO (Sugarcane Agronomy) SCRI, Mardan,
do hereby solemnly affirm and declare on Oath that the
contents of the accompanying **Application** are true and
correct to the best of my knowledge and belief and
nothing has been concealed from this Hon'ble Court.

Identified by:-

Imran Ali
DEPONENT

Tariq Advocate
Tariq Kamal 27/2/018
Advocate, High Court
Peshawar

CNIC#





(9)

GOVERNMENT OF KHYBER PAKHTUNKHWA
AGRICULTURE, LIVESTOCK & COOP. DEPARTMENT
Dated Peshawar the, October 10, 2017

NOTIFICATION

NO.SOE(AD) II (2)391/2017.

In pursuance of Section,8 (D) of Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Rule, 17 of Khyber pakhtunkhwa Civil Servants (APT), Rules, 1989, final seniority list of officers in BPS-18 of Aericulture Department Research Wing as stood on 31st December, 2016 is notified /circulated:

S.No.	Name & Acedamic Qualification	Date of Birth/ Domicile	Date of 1st entry into Govt. Service	Regular Appointment/promotion to the present post			Present posting	Date of retirement	Remarks
				Date	BPS	Methods of recruitment			
1	2	3	4	5	6	7	8	9	10
1	Dr.Masood Jan MS USA Ph.D. AUP, Post Doc UK	30.04.1964 Charsadda	01.02.1989 Regular	01.10.2005	BS-18	By initial recruitment	Senior Research Officer/ Acting Director, CCRI, Pirsabak, Nowshera	29.04.2024	Seniority determined as per merit order assigned by Public Service Commission
2	Dr. M.Abdur Rauf M.Sc Hons Agri, Ph.D USA	10.10.1968 FR Peshawar	18.01.1992 Regular	06.12.2005	BS-18	By initial recruitment	PRO,Horticulturist, ARI, Mingora	09.10.2028	..do..
3	Dr.Abdul Bari M.Sc Hons Agri Ph.D AUP	01.12.1967 Swat	10.10.1994 Regular	01.06.2006	BS-18	By initial recruitment	Senior Research Officer/ Acting Director, ARI, Mingora	30.11.2027	..do..
4	Dr. Dil Fayaz Khan M.Sc Hons Agri Ph.D Australia	01.02.1965 Bannu	16.01.1991 Regular	01.10.2005	BS-18	By initial recruitment	Senior Research Officer / Acting Director, ARS, Bannu	31.01.2025	..do..
5	Dr. Sabir Gul Khan M.Sc Hons Agri. AUP Ph.D U.K., Post Doc UK	01.01.1962 Lakki Marwat	13.08.1987 Regular	01.10.2005	BS-18	By initial recruitment	Senior Research Officer/ Acting Director, BARS, Kohat	31.12.2021	..do..
6	Mr. Kazim Shah M.Sc Hons Agri	10.09.1960 D.I.Khan	19.03.1987 Regular	06.02.2006	BS-18	By promotion	PRO, Cereal/Acting Director, ARI, DIKhan	09.09.2020	By promotion
7	Mr.Afsarullah Khan M.Sc Hons Agri	25.02.1962 Bannu	19.03.1987 Regular	06.02.2006	BS-18	By promotion	SRO (Hort)/Acting Director, ARS, Serai Naurang, Bannu	24.02.2022	..do..
8	Dr.Zaheer Ullah Khan M.Sc Agri, Ph.D Newzealand Post Doc Japan Post Doc USA	30.03.1961 Bannu	25.07.1987 Regular	06.02.2006	BS-18	By promotion	PRO, (Hort)/ Senior Director, ARI, Tamab (Peshawar)	29.03.2021	..do..
9	Dr.Abdul Samad M.Sc Hons Agri Ph.D Newzealand	10.12.1960 Swabi	01.02.1989 Regular	01.11.2008	BS-18	By initial recruitment	PRO (Hort), ARI, Tarnab.	09.12.2020	Seniority determined as per merit order assigned by Public Service Commission
10	Dr.Gulzar Ahmad M.Sc Hons Agri Ph.D AUP	04.04.1967 Swabi	11.10.1994 Regular	01.04.2008	BS-18	By initial recruitment	PRO (Wheat) CCRI, Pirsabak, Nowshera	03.04.2027	Seniority determined as per merit order assigned by Public Service Commission
11	Dr.Syed Asghar M.Sc Hons Agri Ph.D China	12.02.1968 Kurram Agy	13.10.1994 Regular	09.10.2008	BS-18	By initial recruitment	PRO, Vegetable/ Acting Director. ARS. Baffa, Mansehra	11.02.2028	..do..

ATTESTED
Tariq Advocate
27/2/2018

18/10/17

(E) Please

17/11/17

12	Dr. Nacem Ahmad M.Sc Hons Agri Ph.D Arid Uni. R.Pindi	04.02.1971 Dir	16.07.1999 Regular	01.03.2009	BS-18	By initial recruitment	SRO (Rice), ARI, Mingora,	03.02.2031	..do..
13	Mr. Akhtar Naważ M.Sc (Hons) Hort MS (FR Germany)	15.03.1961 Manshra	01.09.1987 Regular	16.12.2008	BS-18	By promotion	SRO (Hort)/Acting Director, ARS, Swabi	14.03.2021	By promotion
14	Mr. Anisur Rehman M.Sc Hons Agri. M.S USA	29.03.1962 Peshawar	01.02.1989 Regular	16.12.2008	BS-18	By promotion	Entomologist, Agri. Research, FATA, Tarnab.	28.03.2022	..do..
15	Mr. Asifur Rehman M.Sc (Hons) Agri.	24.03.1965 Harripur	05.05.1992 Regular	16.12.2008	BS-18	By promotion	PRO, P.Pathology, HARS, A.Abad	23.03.2025	..do..
16	Mr. Ghufuranul Haq P.Sc (Hons) Agri.	01.09.1966 Charsadda	06.07.1999 Regular	16.12.2008	BS-18	By promotion	PRO, P.Pathology, ARI, Tarnab.	31.08.2026	..do..
17	Mr. Muhammad Tahir M.Sc (Hons) Agri.	15.09.1958 Swabi	29.10.1990	16.12.2008	BS-18	By promotion	SRO, P.Pathology/ Acting Director, SCRI, Mardan	14.09.2018	..do..
18	Dr. Faqir Gul Ph.D AUP	11.11.1963 Mardan	09.03.1989 Regular	01.01.2009	BS-18	By initial recruitment	SRO (Entomology)/ Acting Director, ARS, Buner.	10.11.2023	Seniority determined as per merit order assigned by Public Service Commission
19	Mr. Abdur Rauf M.Sc Hons Agri, M.S USA	18.02.1958 Bannu	10.04.1985 Regular	04.11.2016	BPS-18	By promotion	SRO (Maiz Agronomy), ARS S.Nurang Bannu	17.02.2018	By promotion
20	Dr. Manzoor Akbar M.Sc (Hons) Agri MS. USA, Ph.D Agron. AUH	10.08.1958 Swabi	25.09.1986	04.11.2016	BPS-18	By promotion	SRO Maize Agronomy CCRI, Pirsabak	09.08.2018	..do..
21	Dr. Imtiaz Ahmad M.Sc (Hons) Agri M.S SDSU, USA Ph.D Agron. AUP	01.07.1959 Charsadda	17.09.1986	04.11.2016	BPS-18	By promotion	SRO (Seed Technology) ARI, Tarnab,	30.06.2019	..do..
22	Dr. Abdul Rahman M.Sc Hons Agri MS Agron. USA, Ph.D AUP	12.02.1960 Peshawar	21.09.1986	04.11.2016	BPS-18	By promotion	SRO (Farm Management) ARI, Tarnab	11.02.2020	..do..
23	Mr. Abdul Majeed M.Sc Hons Agri	02.04.1960 D.I.Khan	01.10.1986	04.11.2016	BPS-18	By promotion	SRO (Rice) ARI, DI Khan	01.04.2020	..do..
24	Mr. Muhammad Subhan M.Sc Hons Agri	15.09.1957 Bannu	19.03.1987 Regular	04.11.2016	BPS-18	By promotion	SRO Soil Chemistry ARS, S/N Bannu	14.09.2017	..do..
25	Mr. Muhammad Suleman M.Sc Hons Agri	15.03.1958 Karak	19.03.1987 Regular	04.11.2016	BPS-18	By promotion	SRO Plant Pathology ARS, Karak	14.03.2018	..do..
26	Dr. Amjad Khan M.Sc Hons Agri M.S USA, Ph.D AUP	02.12.1962 Swat	19.03.1987 Regular	04.11.2016	BPS-18	By promotion	SRO Oilseed ARI, Mingora	01.11.2022	..do..
27	Mr. Imran Ali M.Sc Hons Agri	09.04.1961 Mardan	19.03.1987 Regular	04.11.2016	BPS-18	By promotion	SRO (Sugarcane Agro) ARI, Mingora	08.04.2021	..do..

ATTESTED

Tasid
Advocate
27/2/2018

28	Dr. Azim Khan M.Sc Agri, MS & Ph.D USA	05.05.1961 Karak	19.03.1987 Regular	04.11.2016	BPS-18	By promotion	SRO (Pulses Breedings) ARS Karak	04.05.2021	..do..
29	Dr. Tariq Jan M.Sc Hons Agri, Ph.D A.U.P	30.04.1962 Charsadda	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Miscellaneous Crops), ARI, Tarnab	29.04.2022	
30	Dr. Basim Ahmad M.Sc Hons Agri Ph.D PBG (AUP)	09.03.1962 Mardan	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Nursery Production) ARI, Tarnab.	08.03.2022	..do..
31	Mr. Ahmad Said M.Sc Hons Agri	27.12.1962 Swabi	26.07.1987	04.11.2016	BPS-18	By promotion	Deputy Director Outreach, Directorate of Outreach	26.12.2022	..do..
32	Mr. Humayun Khan M.Sc Hons Agri	03.10.1959 Karak	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Vegetable) ARI, DI Khan	02.10.2019	
33	Mr. Nazir Ahmad M.Sc (Hons) Agro. Plant Breeding & Genetics	12.05.1960 Peshawar	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Vegetable) ARI, Tarnab	11.05.2020	..do..
34	Dr. Muhammad Javed Khan M.Sc Hons Agri MS USA, Ph.D (AUP)	01.09.1961 Karak	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry) ARS Karak	31.08.2021	..do..
35	Mr. Inayat Hussain Shah M.Sc Hons Agri	01.09.1960 D.I. Khan	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Sugarcan Agro) ARI, DI Khan	31.08.2020	..do..
36	Mr. Muhammad Shah Sawar M.Sc Hons Agri, M.S USA	02.01.1964 Bannu	08.03.1989	04.11.2016	BPS-18	By promotion	SRO Oilseed ARI, Tarnab.	01.01.2024	..do..
37	Dr. Ehsan Ullah M.Sc Hons Agri, Ph.D UK	20.03.1962 Mal/Agency	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Potato) ARI, Mingora, Swat	19.03.2022	..do..
38	Mr. Muhammad Anwar M.Sc Hons Agri, M.S USA	08.02.1962 Mardan	08.03.1989	04.11.2016	BPS-18	By promotion	SRO, ARS, Swabi	07.02.2022	..do..
39	Mr. Nayyar Iqbal M.Sc Hons Agri	08.04.1965 Mansehra	11.02.1989	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry) HARS, Abbottabad	07.04.2025	..do..
40	Syed Muhammad Shah Madni M.Sc Hons Agri	20.09.1963 Nowshera	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Soil Microbiology), SPN, ARI, Tarnab	19.09.2023	..do..
41	Dr. Barkat Ali Khan M.Sc Hons Agri, Ph.D AUP	01.10.1964 Bannu	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Pesticide Residue), SPN, ARI, Tarnab	30.09.2024	..do..
42	Mr. Noora Jan M.Sc Hons Agri, MS USA	15.02.1962 Charsadda	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Soil Fertility) SPN, ARI, Tarnab	14.02.2022	..do..
43	Mr. Abdur Raqib M.Sc Hons Agri, MS USA	17.06.1957 Abbottabad	04.02.1989	04.11.2016	BPS-18	By promotion	SRO Entomology ARS, Baffa, Mansehra	16.06.2017	..do..
44	Mr. Muhabat Khan M.Sc (Hons) Agri	02.01.1960 Mardan	09.03.1989	04.11.2016	BPS-18	By promotion	SRO (Entomology) SCRI, Mardan	01.01.2020	..do..
45	Mr. Muhammad Shirin Khan M.Sc (Hons) Agri	10.04.1962 Mansehra	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Horticulture) ARS, Baffa, Mansehra	09.04.2022	..do..
46	Mr. Muhammad Ilyas M.Sc (Hons) Agri	06.01.1961 Malakand	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Pome Fruits) ARI, Mingora	05.01.2021	..do..
47	Mr. Muhammad Aqeel M.Sc (Hons) Agri	02.08.1962 Karak	08.03.1989	04.11.2016	BPS-18	By promotion	SRO (Pulses Agro) ARS, Karak	01.08.2022	..do..
48	Mr. Muhammad Akram M.Sc (Hons) Agri	11.01.1961 Bannu	21.07.1989	04.11.2016	BPS-18	By promotion	SRO (Soil Microbiology) ARS, Tarnab	10.01.2021	..do..

Taxid Advocate
 ATTESTED 27/2/2018

28	Dr. Azim Khan M.Sc Agri, MS & Ph.D USA	05.05.1961 Karak	19.03.1987 Regular	04.11.2016	BPS-18	By promotion	SRO (Pulses Breedings) ARS Karak	04.05.2021	..do..
29	Dr. Tariq Jan M.Sc Hons Agri, Ph.D A.U.P	30.04.1962 Charsadda	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Miscellaneous Crops), ARI, Tarnab	29.04.2022	..do..
30	Dr. Basim Ahmad M.Sc Hons Agri Ph.D PBG (AUP)	09.03.1962 Mardan	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Nursery Production) ARI, Tarnab.	08.03.2022	..do..
31	Mr. Ahmad Said M.Sc Hons Agri	27.12.1962 Swabi	26.07.1987	04.11.2016	BPS-18	By promotion	Deputy Director Outreach, Directorate of Outreach	26.12.2022	..do..
32	Mr. Humayun Khan M.Sc Hons Agri	03.10.1959 Karak	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Vegetable) ARI, DI Khan	02.10.2019	..do..
33	Mr. Nazir Ahmad M.Sc (Hons) Agro. Plant Breeding & Genetics	12.05.1960 Peshawar	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Vegetable) ARI, Tarnab	11.05.2020	..do..
34	Dr. Muhammad Javed Khan M.Sc Hons Agri MS USA, Ph.D (AUP)	01.09.1961 Karak	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry) ARS Karak	31.08.2021	..do..
35	Mr. Inayat Hussain Shah M.Sc Hons Agri	01.09.1960 D.I. Khan	26.07.1987	04.11.2016	BPS-18	By promotion	SRO (Sugarcan Agro) ARI, DI Khan	31.08.2020	..do..
36	Mr. Muhammad Shah Sawar M.Sc Hons Agri, M.S USA	02.01.1964 Bannu	08.03.1989	04.11.2016	BPS-18	By promotion	SRO Oilseed ARI, Tarnab.	01.01.2024	..do..
37	Dr. Ehsan Ullah M.Sc Hons Agri, Ph.D UK	20.01.1962 Mal/Agency	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Potato) ARI, Mingora, Swat	19.03.2022	..do..
38	Mr. Muhammad Anwar M.Sc Hons Agri, M.S USA	08.02.1962 Mardan	08.03.1989	04.11.2016	BPS-18	By promotion	SRO, ARS, Swabi	07.02.2022	..do..
39	Mr. Nayyar Iqbal M.Sc Hons Agri	08.04.1965 Manshra	11.02.1989	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry) HARS, Abbottabad	07.04.2025	..do..
40	Syed Mahmood Shah Madni M.Sc Hons Agri	20.09.1963 Nowshera	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Soil Microbiology), SPN, ARI, Tarnab	19.09.2023	..do..
41	Dr. Barkat Ali Khan M.Sc Hons Agri, Ph.D AUP	01.10.1964 Bannu	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Pesticide Residue), SPN, ARI, Tarnab	30.09.2024	..do..
42	Mr. Noora Jan M.Sc Hons Agri, MS USA	15.02.1962 Charsadda	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Soil Fertility) SPN, ARI, Tarnab	14.02.2022	..do..
43	Mr. Abdur Raqib M.Sc Hons Agri, MS USA	17.06.1957 Abbottabad	04.02.1989	04.11.2016	BPS-18	By promotion	SRO Entomology ARS, Baffa, Manshra	16.06.2017	..do..
44	Mr. Muhabat Khan M.Sc (Hons) Agri	02.01.1960 Mardan	09.03.1989	04.11.2016	BPS-18	By promotion	SRO (Entomology) SCRI, Mardan	01.01.2020	..do..
45	Mr. Muhammad Shirin Khan M.Sc (Hons) Agri	10.04.1962 Manshra	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Horticulture) ARS, Baffa, Manshra	09.04.2022	..do..
46	Mr. Muhammad Ilyas M.Sc (Hons) Agri	06.01.1961 Malakand	01.02.1989	04.11.2016	BPS-18	By promotion	SRO (Pome Fruits) ARI, Mingora	05.01.2021	..do..
47	Mr. Muhammad Aqeel M.Sc (Hons) Agri	02.08.1962 Karak	08.03.1989	04.11.2016	BPS-18	By promotion	SRO (Pulses Agro) ARS Karak	01.08.2022	..do..
48	Mr. Muhammad Akram M.Sc (Hons) Agri	11.01.1961 Bannu	21.01.1989	04.11.2016	BPS-18	By promotion	SRO (Entomology) ARS, Baffa	10.01.2021	..do..

Taxi Advocate
ATTACHED 27/2/2018

69	Mr. Mehmood ur Rehman M.Sc Hons Agri	15.04.1964 Karak	01.04.1995	04.11.2016	BPS-18	By promotion	Deputy Director Outreach, Directorate of Outreach	14.04.2024	..do..
70	Dr. Tajir Hussain M.Sc Hons Agri, Ph.D (AUP)	01.05.1966 Kurram Agency	12.04.1995	04.11.2016	BPS-18	By promotion	SRO (Hort) Kurram Agency	30.04.2026	..do..
71	Mr. Muhammad Ilyas M.Sc Hons Agri	13.03.1967 Kohat	15.07.1999	04.11.2016	BPS-18	By promotion	SRO (Cereal) BARS, Kohat	12.03.2027	..do..
72	Mr. Nisar Naeem M.Sc Hons Agri	25.04.1971 Peshawar	16.07.1999	04.11.2016	BPS-18	By promotion	SRO (Citrus Fruits) ARI, Tarnab	24.04.2031	..do..
73	Dr. Roshan Ali M.Sc Hons Agri, Ph.D AUP	03.11.1969 Swat	15.07.1999	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry) ARI, Mingora, Swat	02.11.2029	..do..
74	Mr. Muhammad Tahir M.Sc Hons Agri	12.09.1967 Mardan	15.07.1999	04.11.2016	BPS-18	By promotion	SRO (Sugarcane Breeding) SCRI, Mardan	14.09.2027	..do..
75	Mr. Fazal Maula M.Sc Hons Agri	08.12.1969 Swat	16.07.1999	04.11.2016	BPS-18	By promotion	SRO (Entomology) ARI, Mingora, Swat	07.12.2029	..do..
76	Mr. Aminullah M.Sc Hons Agri	05.05.1967 Bannu	16.07.1999	04.11.2016	BPS-18	By promotion	SRO ARS, Bannu	04.05.2027	..do..
77	Dr. Rahmani Gul M.Sc Hons Agri	18.10.1962 Dir (L)	16.07.1999	04.11.2016	BPS-18	By promotion	SRO (Vegetable) ARI, Mingora, Swat	17.10.2022	..do..
78	Mr. Tahir Sajjad M.Sc Hons Agri	20.09.1972 Abbottabad	16.07.1999	04.11.2016	BPS-18	By promotion	SRO (Sunflower) ARI, Tarnab	19.09.2032	..do..
79	Mr. Sartaj Ali M.Sc Hons Agri	01.04.1971 Mardan	06.07.1999	04.11.2016	BPS-18	By promotion	SRO (Sugar Beet Breeding) SCRI, Mardan	31.03.2031	..do..
80	Dr. Ahmad Abbass M.Sc Hons Agri, Ph.D	15.03.1969 Mansehra	22.07.1999	04.11.2016	BPS-18	By promotion	SRO (Cereal) ARS, Baffa, Mansehra	14.03.2029	..do..
81	Mr. Miftahud Din M.Sc Hons Agri	14.04.1972 Bajaur Agen	19.07.1999	04.11.2016	BPS-18	By promotion	SRO (Plant Pathology) FATA Directorate Tarnab	13.04.2032	..do..
82	Dr. Ijaz Akhtar M.Sc Hons Agri	20.05.1971 Charsadda	08.11.2005	04.11.2016	BPS-18	By promotion	SRO (GPU) ARI, Tarnab	19.05.2031	..do..
83	Mr. Noor Habib Khan M.Sc Hons Agri	02.10.1978 Dir (L)	08.11.2005	04.11.2016	BPS-18	By promotion	SRO ARS, Bunir	01.10.2038	..do..
84	Dr. Irfanullah Khan M.Sc Hons Agri	10.03.1975 Nowshera	08.11.2005	04.11.2016	BPS-18	By promotion	SRO (Entomology) CCRI, Pirsabak, Nowshera	09.03.2035	..do..
85	Mrs. Shaista Masroor M.Sc Hons Agri	26.02.1979 Peshawar	19.01.2005	04.11.2016	BPS-18	By promotion	Deputy Director Outreach, Directorate of Outreach	25.02.2039	..do..
86	Mr. Muhammad Younus M.Sc Hons Agri	24.08.1974 Buner	08.11.2005	04.11.2016	BPS-18	By promotion	SRO (Entomology) ARI, Tarnab	23.08.2034	..do..
87	Mrs. Rozina Naz M.Sc Hons Agri	13.01.1976 Khy. Agency	01.02.2005	04.11.2016	BPS-18	By promotion	Deputy Director Outreach, Directorate of Outreach	12.01.2036	..do..
88	Mr. Bilal Iqbal M.Sc Hons Agri	17.03.1964 Mal. Agency	08.11.2005	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry) CCRI, Pirsabak, Nowshera	16.03.2024	..do..
89	Mr. Sajjad Anwar M.Sc Hons Agri	08.02.1976 Mardan	20.02.2006	04.11.2016	BPS-18	By promotion	SRO ARS, Charsadda	07.02.2036	..do..

ATTACHED
Tahir Advocate
27/2/2018

14

69	Mr. Mehmood ur Rehman M.Sc Hons Agri	15.04.1964 Karak	01.04.1995	04.11.2016	BPS-18	By promotion	Deputy Director Outreach, Directorate of Outreach	14.04.2024	..do..
70	Dr. Tajir Hussain M.Sc Hons Agri, Ph.D (AUP)	01.05.1966 Kurram Agency	12.04.1995	04.11.2016	BPS-18	By promotion	SRO (Hort) Kurram Agency	30.04.2026	..do..
71	Mr. Muhammad Ilyas M.Sc Hons Agri	13.03.1967 Kohat	15.07.1999	04.11.2016	BPS-18	By promotion	SRO (Cereal) BARS, Kohat	12.03.2027	..do..
72	Mr. Nisar Naeem M.Sc Hons Agri	25.04.1971 Peshawar	16.07.1999	04.11.2016	BPS-18	By promotion	SRO (Citrus Fruits) ARI, Tarnab	24.04.2031	..do..
73	Dr. Roshan Ali M.Sc Hons Agri, Ph.D AUP	03.11.1969 Swat	15.07.1999	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry) ARI, Mingora, Swat	02.11.2029	..do..
74	Mr. Muhammad Tahir M.Sc Hons Agri	12.09.1967 Mardan	15.07.1999	04.11.2016	BPS-18	By promotion	SRO (Sugarcane Breeding) SCRI, Mardan	14.09.2027	..do..
75	Mr. Fazal Maula M.Sc Hons Agri	08.12.1969 Swat	16.07.1999	04.11.2016	BPS-18	By promotion	SRO (Entomology) ARI, Mingora, Swat	07.12.2029	..do..
76	Mr. Aminullah M.Sc Hons Agri	05.05.1967 Bannu	16.07.1999	04.11.2016	BPS-18	By promotion	SRO ARS, Bannu	04.05.2027	..do..
77	Dr. Rahmani Gul M.Sc Hons Agri	18.10.1962 Dir (L)	16.07.1999	04.11.2016	BPS-18	By promotion	SRO (Vegetable) ARI, Mingora, Swat	17.10.2022	..do..
78	Mr. Tahir Sajjad M.Sc Hons Agri	20.09.1972 Abbottabad	24.07.1999	04.11.2016	BPS-18	By promotion	SRO (Sunflower) ARI, Tarnab	19.09.2032	..do..
79	Mr. Sartaj Ali M.Sc Hons Agri	01.04.1971 Mardan	06.07.1999	04.11.2016	BPS-18	By promotion	SRO (Sugar Beet Breeding) SCRI, Mardan	31.03.2031	..do..
80	Dr. Ahmad Abbass M.Sc Hons Agri, Ph.D	15.03.1969 Mansehra	22.07.1999	04.11.2016	BPS-18	By promotion	SRO (Cereal) ARS, Baffa, Mansehra	14.03.2029	..do..
81	Mr. Miftahud Din M.Sc Hons Agri	14.04.1972 Bajaur Agen	19.07.1999	04.11.2016	BPS-18	By promotion	SRO (Plant Pathology) FATA Directorate Tarnab	13.04.2032	..do..
82	Dr. Ijaz Akhter M.Sc Hons Agri	20.05.1971 Charsadda	08.11.2005	04.11.2016	BPS-18	By promotion	SRO (Genetics) Tarnab	19.05.2031	..do..
83	Mr. Noor Habib Khan M.Sc Hons Agri	02.10.1978 Dir (L)	08.11.2005	04.11.2016	BPS-18	By promotion	SRO ARS, Bannu	01.10.2038	..do..
84	Dr. Irfanullah Khan M.Sc Hons Agri	10.03.1975 Nowshera	08.11.2005	04.11.2016	BPS-18	By promotion	SRO (Entomology) CCRI, Pirsabak, Nowshera	09.03.2035	..do..
85	Mrs. Shaista Masroor M.Sc Hons Agri	26.02.1979 Peshawar	19.01.2005	04.11.2016	BPS-18	By promotion	Deputy Director Outreach, Directorate of Outreach	25.02.2039	..do..
86	Mr. Muhammad Younus M.Sc Hons Agri	24.08.1974 Buner	08.11.2005	04.11.2016	BPS-18	By promotion	SRO (Entomology) ARI, Tarnab	23.08.2034	..do..
87	Mrs. Rozina Naz M.Sc Hons Agri	13.01.1976 Khy. Agency	01.02.2005	04.11.2016	BPS-18	By promotion	Deputy Director Outreach, Directorate of Outreach	12.01.2036	..do..
88	Mr. Bilal Iqbal M.Sc Hons Agri	17.03.1964 Mal. Agency	08.11.2005	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry) CCRI, Pirsabak, Nowshera	16.03.2024	..do..
89	Mr. Sajjad Anwar M.Sc Hons Agri	08.02.1976 Mardan	20.02.2006	04.11.2016	BPS-18	By promotion	SRO ARS, Charsadda	07.02.2036	..do..

Tajir Advocate
27/2/018

	Mr. Nasirud Din M.Sc Hons Agri	10.08.1981 Peshawar	09.05.2006	04.11.2016	BPS-18	By promotion	Deputy Director M&E Directorate General Agricultural Research	09.08.2041	
91	Mr. Akhtar Ali M.Sc Hons Agri	07.02.1971 Mal. Agency	09.03.2007	04.11.2016	BPS-18	By promotion	SRO (Cereal) ARI, Mingora Swat	06.02.2031	..do..
92	Mr. Anjad Ali M.Sc Hons Agri	03.01.1982 Swabi	20.03.2007	04.11.2016	BPS-18	By promotion	SRO ARS, Swabi	02.01.2042	..do..
93	Dr. Mushtaq Ahmad M.Sc Hons Agri	28.05.1977 Mardan	14.03.2007	04.11.2016	BPS-18	By promotion	SRO (Sugar Beet Breeding) SCRI, Mardan	27.05.2037	..do..
94	Dr. Amna Saduzai M.Sc Hons Agri	16.01.1979 Peshawar	01.11.2007	04.11.2016	BPS-18	By promotion	SRO (Potato) ARI, Tarnab	15.01.2039	..do..
95	Miss Isma Khurshid M.Sc Hons Agri	07.03.1983 Mansehra	01.11.2007	04.11.2016	BPS-18	By promotion	SRO (Vegetable) HARS, Abbottabad	06.03.2043	..do..
96	Miss Zishan Gul M.Sc Hons Agri	03.03.1978 Abbottabad	01.07.2008	04.11.2016	BPS-18	By promotion	SRO (Potato) HARS, Abbottabad	02.03.2038	..do..
97	Mr. Muhammad Arif M.Sc Hons Agri	12.08.1981 Nowshera	20.03.2008	04.11.2016	BPS-18	By promotion	SRO (Cereal) ARI, Tarnab	11.08.2041	..do..
98	Mr. Zahid Iqbal M.Sc Hons Agri	12.03.1982 Karak	01.04.2008	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry) BARS, Kohat	11.03.2042	..do..
99	Mr. Iqbal Hussain M.Sc Hons Agri	18.05.1980 Kurram Agri	18.03.2008	04.11.2016	BPS-18	By promotion	SRO SW, Agency	17.05.2040	..do..
100	Mrs Tayyeba Samreen M.Sc Hons Agri	02.03.1983 Peshawar	22.03.2008	04.11.2016	BPS-18	By promotion	SRO (Soil Physis) Directorate of SPN ARI, Tarnab	01.03.2043	..do..
101	Mr. Abdul Qadous M.Sc Hons Agri	02.08.1971 Lakki Marwat	01.04.2008	04.11.2016	BPS-18	By promotion	SRO (Wheat Agro) ARI, S. Nurang	01.08.2031	..do..
102	Mr. Zahid Saleem M.Sc Hons Agri	03.12.1975 Kohat	01.11.2007	04.11.2016	BPS-18	By promotion	SRO (Entomology) BARS, Kohat	02.12.2035	..do..
103	Mr. Islam Zada M.Sc Hons Agri	20.01.1973 Mal. Agency	15.12.2007	04.11.2016	BPS-18	By promotion	SRO (Sugarcane) Breeding SCRI, Mardan, Jabban Farm	19.01.2033	..do..
104	Mrs. Bibi Haleema M.Sc Hons Agri	15.03.1975 Karak	01.09.2007	04.11.2016	BPS-18	By promotion	SRO (Plant Phy), ARI, Tarnab, Peshawar	14.03.2035	..do..
105	Mr. Javed Rahman M.Sc Hons Agri	12.04.1983 Swat	28.08.2007	04.11.2016	BPS-18	By promotion	SRO (Food Technology) ARI, Mingora, Swat	11.04.2043	..do..
106	Dr. Ghazal Miraj M.Sc Hons Agri Ph.D (AUP)	01.05.1980 Peshawar	18.03.2008	04.11.2016	BPS-18	By promotion	SRO (Bio Chemistry), SPN, ARI, Tarnab	30.04.2040	..do..
107	Mr. Muhammad Khalid M.Sc Hons Agri	01.04.1982 Charsadda	17.09.2008	04.11.2016	BPS-18	By promotion	Deputy Director Planning, Directorate General Agricultural Research	31.03.2042	..do..
108	Dr. Muhammad Asim M.Sc Hons Agri Ph.D AUP	02.10.1972 Nowshera	11.10.2008	04.11.2016	BPS-18	By promotion	SRO (Minor Cereal) CCRI, Pirsabak, Nowshera	01.10.2032	..do..
109	Mr. Shahid Ali M.Sc Hons Agri	28.09.1975 Charsadda	23.09.2008	04.11.2016	BPS-18	By promotion	SRO (Soil Chemistry), SPN ARI Tarnab Peshawar	19.09.2035	..do..

ATTACHED
Yasir Advocate
27/2/018

16

110	Mr. Mehboob Ahmed M.Sc Hons Agri	04.02.1978 Haripur	28.06.2008	04.11.2016	BPS-18	By promotion	SRO (Entomology) HARS, Abbottabad	03.02.2038	...do..
-----	-------------------------------------	-----------------------	------------	------------	--------	--------------	--------------------------------------	------------	---------

Sd/-
Chief Secretary

Endst. No. and Date even

Copy forwarded to the:-

- 1 Secretary to Governor, Khyber Pakhtunkhwa.
- 2 Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
- 3 Director General Agricultural Research, Khyber Pakhtunkhwa.
- 4 PS to Chief Secretary, Khyber Pakhtunkhwa.
- 5 PS to Secretary Establishment, Khyber Pakhtunkhwa.
- 6 PS to Secretary Agriculture, Livestock and Coop; Khyber Pakhtunkhwa
- 7 Officers Concerned
- 8 Manager, Govt. Printing Press, Peshawar.


DR. MIR AHMAD KHAN
SECTION OFFICER (ESTT)

Tasadd Advocate
ATTACHED 27/2/019

To

The Honorable Chief Minister
Khyber Pakhtunkhwa

Subject:

**REPRESENTATION/ APPEAL AGAINST THE SENIORITY LIST
OF SENIOR RESEARCH OFFICER (BPS-18) NOTIFIED ON 10
OCTOBER, 2017.**

Respected Sir,

Appellant humbly submits as under.

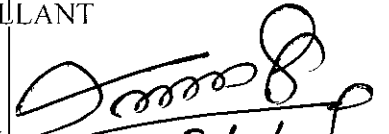
That the seniority list was circulated among the officers in which the appellant is reflected on S.No. 27 where as respondent No 1 is reflected at S.No 8 which was objected by the appellant on legal and factual grounds. (Copy of seniority lists dated 10/10/2017) annexed as **annexure A**.

Grounds of Appeal.

- a) That the officer shown on seal no 8 Dr Zaheer Ullah Khan is junior to the appellant and has wrongly been shown senior besides the fact that date of appointment of the officer on seal no 8 is 25/ 07/1987 while the date of appointment of the appellant is 19/03/1987.
- b) That the inter/se seniority of the officer shall be determined according to section 8 of civil servants Act 1973, and section 17 of appointment promotion rules 1989.
- c) That this issue has also been decided by the Honorable Khyber Pakhtunkhawa services tribunal vide its judgment dated 17 /07/2012. Copy of judgment is annexed (**annexure B**.)
- d) That the seniority in question is not in lined with section 8 of civil servant acts 1973 and section 17 of appointment promotion and transfer rules 1989 and the same needs rectification accordingly.

Therefore it is humbly requested that the seniority list of Senior Research officers BS- 18 notified on 10/10/2017 may please be corrected by placing appellants senior to respondent no 1 (Dr Zaheer Ullah) in the seniorit list of BS-18 by implementing the judgment dated 17/07/2012 of the Honorable Services Tribunal, in its true letter and spirit.

APPELLANT


3/11/2017

(IMRAN ALI)
Senior Research Officer
SCRI, Mardan

o/c.

ATTESTED

Tasir
Advocate
27/2/018

BEFORE THE PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Appeal No. 1146/2011

Date of Institution 10.6.2011
Date of Decision 17.7.2012

Imran Ali Research Officer, ART, Tarnab.

(Appellant)

VERSUS

1. Director General, Agriculture Research, IDS Building, Agricultural University Khyber Pakhtunkhwa, Peshawar
2. Government of Khyber Pakhtunkhwa through Secretary, Food, Agriculture, Livestock and Cooperation Department, Peshawar.
3. Vice Chancellor, Khyber Pakhtunkhwa Agriculture University, Peshawar.

(Respondent)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 19/4, AGAINST THE ORDER/LETTER DATED 13.5.2011 OF RESPONDENT NO. 1 WHEREBY REPRESENTATION OF THE APPEAL HAS BEEN REJECTED.

MR. AKHTAR ILYAS,
Advocate

For Appellant

MR. ARSHAD ALAM,
Addl. Government Pleas

For respondents.

SYED MANZOOR ALI SHAH,
MR. FAREEDULAH KHAN,

MEMBER
MEMBER

JUDGEMENT

SYED MANZOOR ALI SHAH, MEMBER:- This appeal has been filed by Mr. Imran Ali, Research Officer, Agriculture Research Institute, Tarnab, Peshawar, under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 19/4, against the order dated 13.5.2011, whereby his representation has been rejected.

2. Brief facts of the case are that initially services of the employees of the Agriculture Research were governed by the general rules applicable to the civil servants in the Khyber Pakhtunkhwa. These rules were replaced by the Khyber Pakhtunkhwa Agriculture Department (Recruitment and Appointment) Rules, 1981. Vide notification dated 2.2.2008, some amendments were made in 1981 rules, introducing certain changes in the method of recruitment for various post.

ATTESTED

Taxil
Advocate
27/2/08

in the Agriculture Research Wing. These rules do carry Schedule-II wherein subject groups are provided. These subject groups are practically followed by recruiting the officials having qualification of the same subject nor they provide for a separate cadre but separate seniority is awarded to the officers of each separate subject groups. These groups are optional and any officer having Bachelors Degree or above in any Agricultural related subjects can enter into any group. The officers in functional groups consisting of smaller number of officers/officials are getting rapid promotion than the officers/officers who happened to fall in larger functional groups. To remove the anomaly the Director General Agriculture Research office (respondent No. 1) addressed a letter dated 27.11.2010 to respondent No. 2 wherein he requested for abolition of Schedule II from the rules of 1981. Feeling aggrieved, the appellant filed Writ Petition No. 42/2011, vide order dated 15.2.2011, the writ was disposed of and it was treated as a representation before the departmental authority, and sent to Secretary, Food, Agriculture, Livestock and Cooperation Department, Peshawar for decision strictly in accordance with law within a month's time. The representation was rejected vide order dated 13.5.2011, hence the present appeal.

3. The appeal was admitted to regular hearing on 6.7.2011 and notices were issued to the respondents. Respondents No. 1 and 2 have filed their joint written reply and contested the appeal.

4. Arguments heard and record perused.

The learned counsel for the appellant argued that the functional groups (subject groups) formed vide schedule-II of the 1981 Rules are meant only for efficient working of specialized and well-trained scientists in their respective subjects and they do not constitute separate cadres that may justify seniority and promotion in each functional group. Such a practice adopted by the respondent department due to misinterpretation and misuse of rules. The functional groups are optional and are not subject related. He further argued that these functional groups and the separate promotion within the groups have given irrational results. The officers in smaller functional groups get rapid promotion while in the larger groups the process of promotion is very slow. He stated that functional groups do not constitute separate cadres notwithstanding, the matter of seniority in the respondent department is regulated by Section 8 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, which provide that the interse seniority of the officers shall be maintained at a

ATTESTED

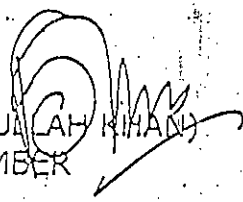
Tariq Advocate


27/2/018

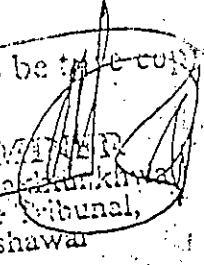
22

Muhammad Ibrar, No. 1161/2011, Dr. Bashir Ahmad, No. 1162/2011 Akram Khan, No. 1163/2011 Zahoor-ul-Haq, No. 1164/2011 Mir Abbas Khattak, No. 1165/2011 Mahabat Khan, No. 1166/2011 Muhammad Javed, No. 1167/2011 Sadur Rehman, No. 1168/2011 Tariq Jan, No. 1169/2011 Muhammad Aqeel, No. 1170/2011 Ayub Jan, No. 1171/2011 Zameer Hussain, No. 1172/2011 Shah Sawar, No. 1173/2011 Azim Khan, No. 1174/2011 Inayat Hussain, No. 1175/2011 Nazir Ahmad, No. 1176/2011 Humayun Khan, No. 1177/2011 Sharafat Gul, No. 1178/2011 Muhammad Anwar, No. 1179/2011 Habibullah, No. 1180/2011 Tahir Sajjad, No. 1181/2011 Ghulam Rasool in the same manner.

ANNOUNCED
17.7.2012.

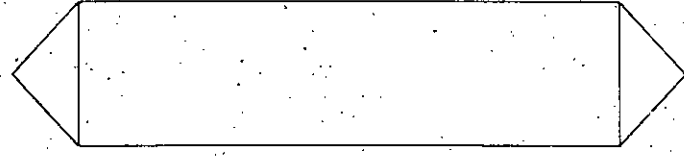

(FAREEDULLAH KHAN)
MEMBER


(SYED MANZOOR ALI SHAH)
MEMBER

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 17-7-2012
Number of Cases 2000
Copying 12
Urgent 12
Total 12
Date of Delivery 12-9-2012
12-9-2012

ATTESTED,



2018ء پنجاب

موردہ 97 فروری

بنام

عمران علی

مقدمہ

دعویٰ

جیم

ڈاکٹر ظہیر الحسن خان وغیرہ

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ آن مقام لیسارہ کیلئے طارسی مکمل آرڈر کیسٹ کو مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دینے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک دروپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانبہ التوائے مقدمہ کے سبب سے دہوگا۔ کوئی تاریخ پیش مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

2018ء

ماہ فروری

97

المرقوم

عمران علی

Yasir

الع د گ و ا الع
مقام لیسارہ
Attested & Accepted
Yasir Advocate
27/2/2018

67

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

Appeal no. 294 of 2018

Mr. Imran Ali.....appellant

VERSUS

- 1. Chief Secretary to Govt. of KPK.
- 2. Director General, Agriculture Research System Agriculture University of Peshawar.
- 3. Secretary, Agriculture, Livestock and Cooperative Department Peshawar.

.....Respondents

INDEX

S.No	Description of documents	Annexures	Pages
1.	Reply	-	1-3
2.	Affidavit	-	4
3.	Annexures	-	5-8
4.	Promotion Copy of Res 4 A	-	9
5.	Judgment dt: 1-3-16 of Appellant B	-	10-13
6.	Vetted Copy	-	14-17

(Seal)
 Director General
 KPK, Agril. Res.
 Peshawar.



BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

Reply of the Respondents

in

Appeal # 294 of 2018

Mr. Imran Ali.....Appellant

VERSUS

1. Chief Secretary to Govt. of KPK.
2. Director General, Agriculture Research System Agriculture University of Peshawar.
3. Secretary, Agriculture, Livestock and Cooperative Department Peshawar.
.....Respondents

Preliminary objections:

1. That the appellant has got no locus standi to file this appeal.
2. That the appellant has suppressed the facts from this court and tried to mislead this Honorable Court and has not come to the tribunal with clean hands.
3. That the appellant is not an aggrieved person thus has no cause of action.
4. That the appellant has been estopped by his own conduct to file the appeal.
5. That the appeal is back for non-joinder and misjoinder of unnecessary parties.
6. That both the appellant and respondents are promoted to BPS-19 vide order dated 23.05.2018, so, the appeal become anfractuous

Respectfully Sheweth:

Facts:

1. **Not correct and misleading.** Respondent No. 4, Dr. Zaheerullah, got promoted to grade-18 earlier, that is, on 6/2/2006, while the appellant got promoted to grade-18 later, on 04/11.2016, that is why the former was placed senior to the appellant in the seniority list of grade-18 officers. As per APT Rules (copy of the promotion order of the Respondent No.4 is A and of the appellant is "B").

2. The appellant made no observation. Respondents No2 and 3 notified the said seniority list, after fulfilling all the codal formalities, required for the approval of seniority list and purely in accordance with law and rules.
3. Not correct. The appeal of the appellant was not addressed to the immediate authority, that is, Director General Research, rather it was addressed to the Chief Minister, and not through proper channels.
4. No comments. However, reply on the grounds are as under.

Grounds

A. No correct. The seniority list in question was prepared according to section 8 of Civil Servant Act 1973 and section 17 of Appointment promotion and transfer rules 1989, which says that **the inter-se seniority of civil servants in a certain cadre to which promotion is made from different lower posts, carrying the same pay scale shall be determined from the dates of regular appointment/promotion of the civil servants in the lower post.** In the instant seniority list, the officers who got promoted earlier to grade-18 were placed senior to those who got promoted later.

B. The judgment of the KP Service Tribunal dated 17/ 7/2012, was followed by another judgment of this court dated, 1-3-2016, in which the officers who got promoted to grade-18 earlier were given finality and hence were regarded senior to those coming to grade18 later (para 4 of the judgment enclosed as Annexure C).

C. The said merit order determined the seniority of appellant in grade-17 but the present seniority will be determined by promotion of the officers to grade-18 as per Law and Rules.

D. Incorrect as per para mentioned above.

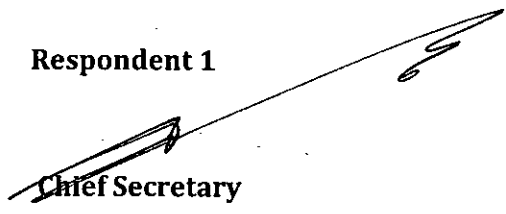
E. No comments.

The respondents may be allowed to argue on any other ground at the time of hearing with the permission of this Honourable court.

Prayers

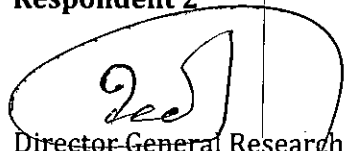
In view of the above mentioned comments, it is humbly prayed that the Petition, being vexatious, may kindly be vacated with costs there ground

Respondent 1



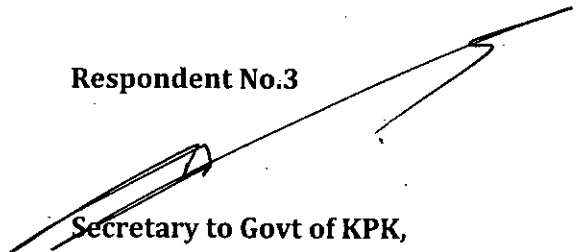
**Chief Secretary
Government of KP
KPK Peshawar**

Respondent 2



**Director-General Research
Research System
University of Peshawar**

Respondent No.3



**Secretary to Govt of KPK,
Secretary ,Agriculture, Live stocks and
Cooperatives departments**

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

Mr. Imran Ali.....Appellant

VERSUS

4. Chief Secretary to Govt. of KPK.

74

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

Mr. Imran Ali.....Appellant

VERSUS

1. Chief Secretary to Govt. of KPK.
 2. Director General, Agriculture Research System Agriculture University of Peshawar.
 3. Secretary, Agriculture, Livestock and Cooperative Department Peshawar.
-Respondents

Affidavit

I, Mohammad Ilyas, Senior Statistician, office of the Senior Director, Agricultural Research Institute Tarnab Peshawar, do hereby solemnly affirm that the contents of the reply on behalf of respondent No 1 to 03 are true and correct to the best of my knowledge and nothing has been concealed from this Honorable Court.

Deponant



CNIC No. 12101-9141944-3

Identified by

Advocate General

(Directorate General Agri. Research System)
N.W.F.P. Peshawar

ANR-A-5

DATED: 26/06/2006

OFFICE ORDER

Consequent upon the recommendation of Selection Board NWFP Agril. University Peshawar made in its meeting held on 6.2.2006, the Syndicate in its meeting held on 3.6.2006, the Competent Authority has been pleased to approve the promotion of the following officers of Agril. Res. System w.e. from 6.2.2006.

S.No.	Name and Designation	Promoted to the post
1.	Mr. Umer Rahim, Asstt. Agronomist (BPS-17 Sup.)	Senior Res. Officer/Sugarbeet Agronomist (BPS-18)
2.	Mr. Khan Bahadur, Asstt. Agro. (BPS-17 Sup.)	Senior Res. Officer/Agronomist Sugarcane (BPS-18)
3.	Mr. Farhad Khan, Asstt Hort. (BPS-17 Sup.)	Senior Res. Officer/Horticulturist (BPS-18)
4.	Mr. Hamdullah Azim, Asstt Agril. Chemist (BPS-17 Sup.)	Senior Res. Officer/Agril. Chemist (BPS-18)
5.	Mr. Muhammad Zamir Hussain, Asstt Agril. Chemist (Soils) (BPS-17 Sup.)	Senior Res. Officer/Agril. Chemist (BPS-18)
6.	Syed Rashid Ahmad Asstt Agril. Chemist (BPS-17 Sup.)	Senior Res. Officer/Agril. Chemist (BPS-18)
7.	Mr. Kazim Shah, Asstt Botanist Economic (BPS-17 Sup.)	Senior Res. Officer/Oilseed Botanist (BPS-18)
8.	Mr. Qayyum Nawaz, Res. Officer (BPS-17)	Senior Res. Officer/ Plant Physiologist (BPS-18)
9.	Mr. Jan Muhammad, Asstt Tech (Commercial) (BPS-17 Sup.)	Senior Res. Officer/ Food Technologist (BPS-18)
10.	Mr. Sakibzada Qayyum Ahmad, Asstt Botanist (Maize) (BPS-17 Sup.)	Senior Res. Officer/ Senior Res. Officer (Cereal) (BPS-18)
11.	Mr. Sahib Noor, Asstt Ento. (BPS-17 Sup.)	Senior Res. Officer/ Entomologist (BPS-18)
12.	Mr. Muhammad Qasid Saeed, Asstt Entomologist (BPS-17 Sup.)	Senior Res. Officer/ Entomologist (BPS-18)
13.	Mr. Irshad Ahmad, Asstt Plant Pathologist (BPS-17 Sup.)	Senior Res. Officer/ Plant Pathologist (BPS-18)
14.	Mr. Tehsinullah, Asstt Hort. (BPS-17 Sup.)	Senior Res. Officer/ Horticulturist (BPS-18)
15.	Mr. Afsarullah Khan, Asstt Hort. (BPS-17 Sup.)	Senior Res. Officer/ Horticulturist (BPS-18)
16.	Dr. Zaheerullah, Asstt. Hort. (BPS-17 Sup.)	Senior Res. Officer/ Horticulturist (BPS-18)
17.	Mr. Rohullah Asstt. Agri. Chemist (BPS-17 Sup.)	Senior Res. Officer/ Agril. Chemist (BPS-18)
18.	Mr. Mir Abas, Asstt. Agril. Chemist (BPS-17 Sup.)	Senior Res. Officer/ Agril. Chemist (BPS-18)
19.	Mrs. Qudsia Sultana, Asstt. Agril. Chemist (BPS-17 Sup.)	Senior Res. Officer/ Agril. Chemist (BPS-18)

On their promotion, the transfers/postings of the following officers are hereby ordered in the interest of public service.

S.No	Name and desig.	From	To	Remarks
1.	Mr. Umar Rahim, SRO/Sugarbeet Agronomist.	Sugar Crops Res. Instt. Mardan.	Sugar Crops Res. Instt. Mardan.	Existing vacancy.
2.	Mr. Khan Bahadur, SRO/Agronomist Sugarcane.	Agril. Res. Station, Serai Naurang (Bannu).	Agril. Res. Station, Serai Naurang (Bannu).	-do-
3.	Mr. Farhad Khan, SRO/Horticulturist	Agril. Res. Station, FATA South Waziristan Agency.	Agril. Res. Station (FATA) South Waziristan.	Existing vacancy

4.	Mr. Hamdullah Azim, SRO/ Agril. Chemist	Agril. Res. Station , Serai Naurang (Bannu).	Barani Agril. Res. Station, Kohat.	Adjusted as Senior Res. Officer (Soils).
5.	Mr. Muhammad Zamir Hussain, SRO/ Agril. Chemist (Soils)	Chemistry Section, Agril. Res. Instt. Tarnab (Peshawar).	Chemistry Section, Agril. Res. Instt. Tarnab (Peshawar).	Adjusted as Agril. Chemist (Soils).
6.	Mrs. Qudsia Sultana, SRO/ Agril. Chemist	-do-	Cereal Crops Res. Instt. Pirsabak (Nowshera).	i) Adjusted against the post of Entomologist. ii) However she will continue working in Chemistry Section ARI, Tarnab (Pesh) till further order.
7.	Mr. Kazim Shah, SRO/Oilseed Botanist.	Agril. Res. Instt. D. I. Khan	Agril. Res. Instt. D. I. Khan	Existing Vacancy
8.	Mr. Qayyum Nawaz, SRO/Plant Physiologist	Agril. Res. Station , Serai Naurang (Bannu).	Agril. Res. Instt. Tarnab (Peshawar).	Vice Dr. Nasrullah Jan Malik transferred.
9.	Dr. Nasrullah Jan Malik, Rotational Crops drawing pay against the post of Plant Physiologist.	Agril. Res. Instt. Tarnab (Peshawar).	Agril. Res. Instt. Tarnab (Peshawar)	i) Adjusted as Marketing Specialist under scheme Restructuring of Horticulture Research Development in NWFP. ii) However he will continue working in Directorate General Agril. Res. Instt. Tarnab (Pesh) till further order.
10.	Mr. Jan Muhammad, SRO/ Food Technologist	Food Technology Section, ARI, Tarnab (Peshawar).	Agril. Res. Station, Mingora (Swat).	Vice Mr. Adam Khan, transferred.
11.	Mr. Adam Khan, Food Technologist.	Agril. Res. Station, Mingora (Swat)	Food Technology Section, ARI, Tarnab (Pesh).	Vice Muhammad Hussain transferred
12.	Mr. Muhammad Hussain, Sotrage Packing and Grading Specialist.	Food Technology Section, ARI, Tarnab (Peshawar).	Food Technology Section, ARI, Tarnab (Peshawar).	Adjusted as Food Technologist against the existng vacancy.
13.	Mr. Sahibzada Qayyum Ahmad, SRO (Cereal).	Agril. Res. Station, Baffa (Mansehra).	Agril. Res. Station, Baffa (Mansehra).	Existing Vacancy.
14.	Mr. Sahib Noor SRO/Entomologist drawing pay from CCRI, Pirsabak (Nowshera) and physically working in Agril. Res. Station, S/N (Bannu).	Cereal Crops Res. Instt. Pirsabak (Nowshera).	Agril. Res. Station, Baffa (Mansehra).	-do-
15.	Mr. Muhammad Qasid Saeed, SRO/ Entomologist.	Entomology Section, ARI, Tarnab (Peshawar).	Sugar Crops Res. Instt. Mardan.	-do-
16.	Mr. Irshad Ali, SRO/Plant Pathologist.	Cereal Crops Res. Instt. Pirsabak (Nowshera).	Sugar Crops Res. Instt. Mardan.	-do-
17.	Mr. Tehsinullah, SRO/ Horticulturist	Agril. Res. Instt. D. I. Khan	ARS, Ahmad Wala Karak	Adjusted against the post of P. Pathologist.
18.	Mr. Muhammad Amin, Hort.	Agril. Res. Instt. D.I. Khan	Agril. Res. Instt. D. I. Khan	Adjusted against the post of Plant Pathologist.

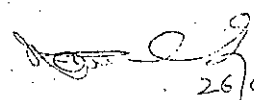
19.	Dr. Zaheerullah, SRO/Hort.	Agril. Res. Instt. Tarnab (Peshawar).	Agril. Res. Instt. Tarnab (Pesh).	Vice Mr. Jamshair Khan transferred.
20.	Mr. Jamshair Khan, Horticulturist.	Agril. Res. Instt. Tarnab (Peshawar).	Agril. Res. Instt. Tarnab (Peshawar).	Adjusted as Floriculturist under scheme Restructuring of Horticulture Res. Development in NWFP.
21.	Mr. Afsarullah, SRO/Hort.	Agril. Res. Station, S/N (Bannu).	ARI, D.I. Khan.	Vice the officer at S.No. 18 above.
22.	Mr. Rohullah, SRO/ Agril. Chemist	Sugar Crops Res. Instt. Mardan.	Chemistry Section, ARI, Tarnab (Peshawar).	i) Adjusted as Soil Fertility Officer. ii) However he will work as Incharge Soil and Water Testing Lab. Mardan.
23.	Mir Abbas, SRO/ Agril. Chemist	Agril. Res. Instt. Tarnab (Pesh).	Agril. Res. Station, Mingora (Swat).	Adjusted as. Soil Physics.
24.	Syed Rashid Ahmad, SRO/ Agril. Chemist	Chemistry Section, ARI, Tarnab (Pesh).	Barani Agril. Res. Station, Kohat.	Existing Vacancy.
25.	Dr. Farhad Khan, Asstt. Botanist (Maize) drawing pay from CCRI, Pirsabak and physically working in ARS Baffa (Mansehra).	Cereal Crops Res. Instt. Pirsabak (Nowshera).	Agril. Res. Station, Baffa (Mansehra).	Vice Sahibzada Qayyum Ahmad promoted.

Sd/-
(Dr. Nawab Khan Marwat)
Director General Research
Agriculture Research System
NWFP, Peshawar

No. 6423-68 / Estt/DGAR dated Peshawar the 26/06/2006 Copy to:-

1. The Director General, Agril. Res. Instt. Tarnab (Pesh).
2. The Director, Sugar Crops Res. Instt. Mardan.
3. The Director, Soil Plant Nutrition, ARI, Tarnab (Peshawar).
4. The Director, Barani Agril. Res. Station, Kohat.
5. The Director, Agril. Res. Station, Baffa (Mansehra).
6. The Director, (Hort) FATA ARI, Tarnab (Pesh).
7. The Director, Agril. Res. Instt. D.I. Khan.
8. The Director, Agril. Res. Station, Mingora (Swat).
9. The Director, Cereal Crops Res. Instt. Pirsabak (Nowshera).
10. The Agronomist/ Incharge, ARS S/N (Bannu).
11. The Agril. Chemist (Soils) ARI, Tarnab (Pesh).
12. The Food Technologist, ARI, Tarnab (Pesh).
13. The Entomologist, ARI, Tarnab (Peshawar).
14. The Horticulturist, ARI, Tarnab (Peshawar).
15. The Floriculturist, ARI, Tarnab (Peshawar).
16. Add. Accountant General Pak Revenue NWFP Peshawar.
17. The Agency Accounts Officer, South Waziristan Agency.
18. The Registrar, NWFP Agril. Uni. Peshawar.
19. The Plant Physiologist, ARI, Tarnab (Peshawar).
20. The Gram Botanist, ARS, Ahmad Wala Karak.
21. All Officers concerned.

for information and n/action.


 26/06/06
 Director General Research
 Agriculture Research System
 NWFP, Peshawar
 26/6/06

(Directorate General Agril. Res. System)
NWFP Peshawar

No. 6484-89 /DGAR:
Dated 26-6- /2006

OFFICE ORDER

In light of promotion of the officers of Agricultural Research System w.e from 6.2.2006 approved by the Syndicate in its meeting held on 3.6.2006, the transfers/postings of the following officers of Agril. Research System are hereby ordered in the interest of public service.

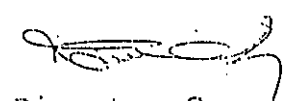
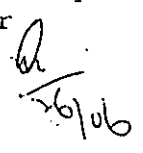
S. No	Name and Designation	From	To	Remarks
1.	Mr. Jamshair Khan, Floriculturist.	Agril. Res. Instt. Tarnab (Peshawar)	Horticulture Section, ARI, Tarnab (Peshawar)	Vice Dr. Zaheerullah transferred.
2.	Dr. Zaheerullah, Horticulturist.	Hort. Section, Agril. Research Instt. Tarnab (Peshawar).	Agril. Res. Instt. Tarnab (Peshawar).	Adjusted as Floriculturist under Scheme Restricting of Horticulture Res. Development in NWFP vice the officer at S.No.1 above.

sd/-
(Dr. Nawab Khan Marwat)
Director General
Agricultural Research System
NWFP, Peshawar

No. 6484-89 /Estt/DGAR. Dated Peshawar the 26/06/2006
Copy to:-

1. The Director General, Agril. Res. Instt. Tarnab (Peshawar).
2. The Horticulturist, ARI, Tarnab (Peshawar).
3. The Floriculturist, ARI, Tarnab (Peshawar).
4. All officers concerned.

for information and n/action.


Director General
Agricultural Research System
NWFP, Peshawar
26/06/06 



7/177
GOVERNMENT OF KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

Ann-B

9

Dated Peshawar, the May 23, 2018

3172
 29/5/18

NOTIFICATION.

NO. SOE (AD) V-7/2018/RW.

On recommendations of the Provincial Selection Board (PSB), the competent authority is pleased to promote the following BS-18 Officers of Agriculture Research to BS-19 on regular basis with immediate effect:-

S.No.	Name of Officer	S.No.	Name of Officer
1.	Dr. Masood Jan	2.	Dr. Muhammad Abdur Rauf
3.	Dr. Abdul Bari	4.	Dr. Dil Fayyaz Khan
5.	Dr. Sabir Gul Khan	6.	Mr. Kazim Shah
7.	Mr. Afsarullah Khan	8.	Dr. Abdul Samad
9.	Dr. Gulzar Ahmad	10.	Dr. Syed Asghar
11.	Dr. Naeem Ahmad	12.	Mr. Akhtar Hameed
13.	Mr. Anisur Rehman	14.	Mr. Asifur Rehman
15.	Mr. Ghufranal Haq	16.	Mr. Muhammad Talib
17.	Dr. Faqir Gul	18.	Dr. Manzoor Ahmad
19.	Dr. Imtiaz Ahmad	20.	Dr. Sadur Rehman
21.	Mr. Abdul Majeed	22.	Dr. Amjad Khan
23.	Mr. Imran Ali	24.	Dr. Azim Khan
25.	Dr. Tariq Jan	26.	Dr. Bashir Ahmad
27.	Mr. Ahmad Said	28.	Mr. Hamayun Khan
29.	Mr. Nazir Ahmad	30.	Dr. Muhammad Javed Khan
31.	Mr. Inayat Hussain Shah	32.	Mr. Muhammad Shahi Sawar
33.	Dr. Ehsan Ullah	34.	Mr. Muhammad Anwar
35.	Mr. Sharafat Gul	36.	Mr. Nayyar Iqbal
37.	Syed Mehmood Shah Madni	38.	Dr. Barkat Ali Khan
39.	Mr. Noora Jan	40.	Mr. Muhabat Khan
41.	Mr. Shirin Khan	42.	Mr. Muhammad Hameed
43.	Mr. Muhammad Aqeel	44.	Mr. Muhammad Akram
45.	Mr. Zubair Shah	46.	Mr. Muhammad Rafiq
47.	Mr. Muhammad Sajjad	48.	Dr. Muhammad Iqbal
49.	Mr. Muhammad Ibrahim	50.	Dr. Khalilur Rehman

2. They will be on probation for a period of one year in terms of Rule-15 of APT Rule, 1989. Their posting order will follow subsequently.

SECRETARY TO
GOVT. OF KHYBER PAKHTUNKHWA
AGRICULTURE, L/STOCK AND COOP. DEPTT:

Endst. of even No. & Date.

Copy forwarded for information and necessary action to the:-

1. Director General, Agriculture Research, Khyber Pakhtunkhwa, Peshawar.
2. Accountant General, Khyber Pakhtunkhwa, Peshawar.
3. Officers concerned.
4. P.S to Chief Minister, Khyber Pakhtunkhwa.
5. PS to Minister for Agriculture, Khyber Pakhtunkhwa.
6. PS to Chief Secretary, Khyber Pakhtunkhwa.
7. PS to Secretary Agriculture, Khyber Pakhtunkhwa.
8. Personal file of the officer's concerned.
9. Master file.

Judith
 Director Planning
 Agriculture Research Deptt

Manzoor Ahmad
 (MANZOOR AHMAD ABIDI)
 SECTION OFFICER-AGRI

SWAR AL
AOE
 28/5/18



10

Ann-c

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR.

Execution Petition no. 1/2013

Appeal No. 1146/2011.

Date of institution. 10/6/2011.

Date of decision. 17/7/2012.

Dr. W. J. P. Poonjra
Secretary
Date: 27/07/12

Imran Ali Research Officer, ARI, Tarnab.....Appellant.

Versus

Director General, Agriculture Research IDS Building, Agriculture University Khyber Pakhtunkhwa, Peshawar and others. Respondents.

Application by appellant for issuance of directions to respondents to implement the order dated 17/7/2012 passed in favour of the appellant by this Honourable Tribunal.

Respectfully Sheweth,

It is submitted as under: -

1.

That the above titled appeal was preferred by the appellant before this Honourable Tribunal, which was accepted vide order dated 17/7/2011. (Copy of the order is attached herewith).

ATTESTED

Director General,
2. Peshawar

That the period of about five and a half month has been passed but the order passed by the

01.3.2016

Petitioner in person and Mr. Nazir Hussain, D.G

Research and Mr. Abdul Latif, Ex-DGR in person present.

2. Arguments already heard at length and record perused.

3. The question of preparation of separate seniority lists on the basis of Functional Groups was settled by this Tribunal vide its judgment dated 17.7.2012, against which the government filed CPLA which was declined by the august Supreme Court of Pakistan vide its judgment dated 20.6.2013. For implementation of the said judgment of this Tribunal dated 17.7.2012, petitioner Imran Ali, Abdur Rauf, Habibullah and Muhammad Hussain submitted separate execution petitions. The respondents have submitted their compliance report through D.G Research.

4. It is the contention of the petitioners (BPS-17) that according to judgment of this Tribunal dated 17.7.2012, a joint seniority list be prepared of the Senior Research officers (BS-17) with reference to their dates of original appointment in BPS-17. This may be observed that the respondent department while taking Functional Groups as separate cadres for sufficient long time, had been maintaining separate seniority lists and on its basis had also been promoting officers accordingly. This may further be observed that this practice was not challenged or objected to at the relevant times in the past. Hence, the instant contention of the petitioners BS-17 that their joint seniority list

may be made from their date of appointments irrespective of such promotion to higher scale from time to time made on the basis of seniority lists based on functional groups, and which practice continued for sufficient long time, cannot be accepted as the same would mean giving retrospective effect to judgment of this Tribunal dated 17.7.2012. Secondly, those promotions were not questioned at the relevant times and thus have got finality under the principles of locus poenitentiae.

5. We have perused the compliance report of the department and have also heard learned counsel for the parties at length in the light of which the Tribunal has reached to the conclusion that the instant execution petitions are misconceived and impractical. In the circumstances it would be proper to let the department to move ahead by preparing seniority list in accordance with law and rules as directed by this Tribunal in its judgment dated 17.07.2012 and in case any party feels aggrieved from a particular adverse action or entry in the seniority list or promotion, it has a right to challenge it if so advised, in accordance with law and rules.

6. In the circumstances, the Tribunal is of the considered view that in view of the above said contentions of the petitioners, these execution petitions amounts to abuse of process of the Tribunal, therefore, the same are rejected and also the status quo order, if any, stands vacated. Parties are left to bear their own costs. File be consigned to the record room.

objected to at the relevant times in the past. Hence, the instant contention of the petitioners BS-17 that their joint seniority list

7. This order will also dispose off connected execution petitions No. 02/2012 Habibullah, No. 3/2012 Abdur Rauf, and No. 17/2013 Muhammad Hussain in the same manner.

ANNOUNCED
01.3.2016

Self-Member

Self-Member

Certified to be true copy
[Signature]
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Issuance: 04-03-2016

Number of Pages: 1600

Copies: 10

Urgent: 9

Total: 12

Name of Comptroller: *[Signature]*

Date of Completion: 04-03-2016

Date of Delivery: 04-03-2016

14

623/AAJ
8/10/18

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

Appeal no. 294 of 2018

Mr. Imran Ali.....appellant

VERSUS

1. Chief Secretary to Govt. of KPK.
2. Director General, Agriculture Research System Agriculture University of Peshawar.
3. Secretary, Agriculture, Livestock and Cooperative Department Peshawar.

.....Respondents

INDEX

S.No	Description of documents	Annexures	Pages
1.	Reply		—
2.	Affidavit		—
3.	Annexures <i>Promotion copy of Res 4-A</i> <i>judgment 1-37-18</i>	<i>Appellant B</i> <i>C</i>	— — —

2018
DG. Agric. Res
KPK, Pesh.

- 3. Not correct. The appeal of the appellant was not addressed to the immediate authority, that is, Director General Research, rather it was addressed to the Chief Minister, and not through proper channels.
- 4. No comments.

Grounds

A. No correct. The seniority list in question was prepared according to section 8 of Civil Servant Act 1973 and section 17 of appointment promotion and transfer rules which says that **the inter-se seniority of civil servants in a certain cadre to which promotion is made from different lower posts, carrying the same pay scale shall be determined from the dates of regular appointment/promotion of the civil servants in the lower post.** In the instant seniority list, the officers who got promoted earlier to grade-18 were placed senior to those who got promoted later.

B. The judgement of the KP Service Tribunal dated 17/ 7/2012, was followed by another judgement of this court dated, 1-3-2016, in which the officers who got promoted to grade-18 earlier were given finality and hence were regarded senior to those coming to grade-18 later (para 4 of the judgement enclosed as Annexure A).

C. The said merit order determined the seniority of appellant in grade-17 but the present seniority will be determined by promotion of the officers to grade-18.

D. No comments.

E. No comments.

The respondents may be allowed to argue on any other ground at the time of hearing with the permission of this Honourable court.

Prayers

In view of the above mentioned comments, it is humbly prayed that the Petition, being vexatious, may kindly be vacated with costs there ground

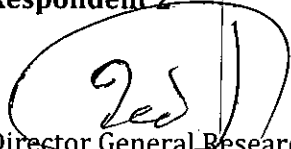
Respondent 1

Chief Secretary

Government of KP

KPK Peshawar

Respondent 2



Director General Research

Research System

University of Peshawar

Respondent No.3

Secretary to Govt of KPK,

Secretary ,Agriculture, Live stocks and