

BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL PESHAWAR
CAMP COURT ABBOTTABAD E.P. NO.193/2017

Muhammad Naveed S/O Fazil Dad, R/O village Bajna, Tehsil and District Mansehra.

Petitioner

Versus

- 1 Mr. Akhtar Hussain Shah, Secretary Establishment & Administration Department, Regulation Wing, Peshawar Civil Secretariat, (Previous).
- 2 Mr. Arshad Majeed, Secretary Government of Khyber Pakhtunkhwa, Department Regulation Wing, Peshawar Civil Secretariat, (Present).
- 3 Abdul Ahad Section Officer, Government of Khyber Pakhtunkhwa, Establishment Regulation Wing-II, Civil Secretariat Peshawar.
- 4 Mr. Asmatullah Khan Gandapur, Director/Secretary Government of Khyber Pakhtunkhwa, Food Department, , Food Directorate near Haji Camp Bus Stand Main G.T Road Peshawar (Previous).
- 5 Muhammad Akbar Khan, Secretary Food Government of Khyber Pakhtunkhwa, Food Department, , Food Directorate near Haji Camp Bus Stand Main G.T Road Peshawar (Previous).
- 6 Mr. Nisar Ahmed, Director Food Government of Khyber Pakhtunkhwa, Food Directorate near Haji Camp Bus Stand, G.T Road Peshawar.

Respondents

REPLY TO THE COC E.P NO. 193/2017 .

RESPECTFULLY SHEWETH,

2 Muhammad Naveed Ex-Senior Clerk (BS-07) of District Coordination Officer Mansehra (Surplus Pool of DCO Mansehra) was adjusted as Foodgrain Inspector (BS-06) vide Office Order issued No.1054/ET-542-SPA dated 26-01-2006. The post was upgraded to BS-07 with effect from 02-2008 and further upgraded to (BS-09) with effect from 31-12-2013 in the Food Department Khyber Pakhtunkhwa Peshawar. His pay was protected in (BS-07) according to Policy contained in E&AD Department circulated No. SOR-I(E&AD)1-200/98 dated 08-06-2001 (**Annex-I**). According to the policy in vogue at the time of adjustment, he was placed at the bottom of the Seniority List of Foodgrain Inspector (BS-06) as per instructions contained in Government of Khyber Pakhtunkhwa letter No. SOR-I(E&AD)1-200/98 dated 08-06-2001. In the mean time the Provincial Government of Khyber Pakhtunkhwa issued revised Surplus Policy dated 08-06-2001 vide Notification No. SOR-IV (R&AD) Dept/5-1/2205 dated 15-02-2006 (**Annex-II**)

3 Against his adjustment and placing at the bottom of Seniority List of Foodgrain Inspectors, on appeal to the Khyber Pakhtunkhwa Service Tribunal, the Khyber Pakhtunkhwa Service Tribunal gave its judgement dated 15-08-2016 of Para-8 which is reproduced below:-

"A careful perusal of para-6 of the policy letter dated 08-06-2001 would suggest that in case of adjustment of a surplus employee against a post in corresponding basic pay scale with different designation / nomenclature of the post, he was to be placed at the bottom of the seniority. It is nowhere mentioned in the said circular that an employee is to be placed at the bottom of the seniority list even if he is adjusted against a post lower than his original-scale. The subsequent circular dated 15-02-2006 is in fact a clarification of the policy earlier issued by the Provincial Government vide letter 08-06-2001 with an object to remove the anomaly and as such the appellant cannot be deprived of his right to claim senior position at the top of the seniority list of the cadre in which he was adjusted against a post lower than his original scale. It is not worthy that an employee otherwise junior to appellant but if adjusted against a lower post, after the amended policy letter dated 15-02-2006, and placed at the top of seniority list would rank senior to appellant. Therefore depriving the appellant from seniority may not be in accordance with mandate of service structure/ laws. We therefore hold that the appellant was entitled to be placed at the top of seniority list at the **relevant time** after the

clarification of policy as he was adjusted against a post lower than his original scale. (**Annex-III**)

4 As per Court decision, the Seniority List of AFC as it stood on 31-10-2016 was revised and accordingly circulated amongst the concerned AFCs (**Annex-IV**), in order to allow him relevant time / original place of seniority position i.e. in seniority list of AFC's as it stood on 16-06-2007 (**Annex-V**). After placement of Mr. Syed Asif Ali Shah (Already appointed as Assistant Director Food (BS-17), His case for appointment as DFC/S&EO/RC (BS-16) on acting charge basis with other officials was placed before the DPC. The Committee examined the working paper and recommended him for appointment to the post of DFC / S&EO / RC (BS-16) on acting charge basis, in view of Court decision (**Annex-VI**). To place his seniority at the relevant time further case for promotion/ appointment to the post of Assistant Director Food (BS-17) on acting charge basis was placed before the Committee. (A copy of Minutes of DPC is placed at **Annex-VII**). On attaining the age of superannuation of 60 years Mr. Muhammad Naveed Rationing Controller, Peshawar was retired from service on 12-01-2017. To allow the financial benefit to the ex-officer, case was sent to the Law Department Khyber Pakhtunkhwa (**Annex-VIII**). The Law Department advice that **"thus the relevant time was , his initial adjustment in Food Department from surplus pool. The Food Department may decide his appeal accordingly"**(**Annex-IX**) the following period as relevant time of promotion has been worked out from different time from seniority list of AFCs and DFCs.

- i) Promotion as Assistant Food Controller with effect from 26-06-2006 (**Annex-X**)
- ii) Promotion / Appointment as District Food Controller/ Storage & Enforcement Officer /Rationing Controller, Peshawar with effect from 16-05-2012 (**Annex-XI**)

5 The Establishment Department Khyber Pakhtunkhwa also advised that as per decision of Service Tribunal, the official was granted seniority and was placed on top of the seniority list and subsequently promoted / appointed to higher pay scales BS-16 accordingly. Thus, Service Tribunal's judgment appears to have been implemented in the instant case. Copy of letter No. SOR-III (E&AD)3-2/2013 (Vol-III) dated 04-05-2017 is placed at (**Annex-XII**)

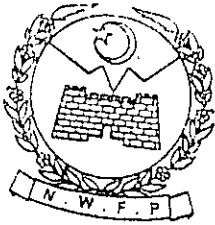
RESPONDENTS



Muhammad Akbar Khan,
Secretary to Government of Khyber Pakhtunkhwa
Food Department, Peshawar
Respondent No.05



Mr. Nisar Ahmed,
Director to Government of Khyber Pakhtunkhwa
Food Department, Peshawar
Respondent No.06



Annex - I

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FOOD DIRECTORATE NWFP
PESHAWAR

No. 1054 /ET-542/SPA

Dated 26 /01/2006.

OFFICE ORDER

Mr. Muhammad Naveed Khan Ex-Senior Clerk (BS-07) of the District Coordination Officer Manshra (Surplus Pool of DCO Mansehra) is hereby adjusted as Food grain Inspector/Cane Inspector (BS-06) in the Food Department NWFP, Peshawar.

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Consequent upon his adjustment, Mr. Muhammad Naveed is posted in the Office of District Food Controller, Mardan against the existing vacancy of Food grain Inspector (BS-06) with effect from the date of arrival in the office of District Food Controller, Mardan.

3.
Pay drawn by the above official will remain protected in (BS-07) according to Policy contained in Establishment and Administration, Department Circular No.SOR-1 (E&AD) 1-200/98, dated 8th June 2001.

1055-67
No. 1055-67 /ET-542/SPA
Copy is forwarded to: -

SD/-
DIRECTOR FOOD, NWFP,
PESHAWAR

Dated 26 /01/2006.

1. PS to Minister for Food, NWFP, for information of Minister Food, NWFP, Peshawar.
2. PS to Secretary Food for information of Secretary Food, NWFP
3. The Section Officer Surplus Pool, E&AD, NWFP, Peshawar for information with reference to his letter No. SOS. POOL (E&AD)1-14/99 dated 24-08-2005
4. The District Coordination Officer, Mansehra.
5. The District Accounts Officer, Mansehra & Mardan.
6. The District Coordination Officer, Mansehra for information. He is requested to provide to Personal File, ACRs/Assets of Mr. Muhammad Naveed Ex-Senior Clerk (BS-07) for record please.
7. PA to Director Food, for information of the Director Food, NWFP, Peshawar.
8. The Section Officer Food, Government of NWFP, Food Department Peshawar.
9. The Budget Officer/Pay Bill Assistant/Nazir, Food Directorate, NWFP, Peshawar.
10. The District Food Controller, Mardan
11. Mr. Muhammad Naveed for information and necessary action. He is directed to produce all documents related with his service from his parents Department for record of this Department.
12. ET-378/Personnel File.

Muhammad Naveed Khan
ASSISTANT DIRECTOR FOOD, NWFP, (E)
PESHAWAR.

PROCEDURE FOR ADJUSTMENT OF SURPLUS EMPLOYEES.

Notwithstanding anything contained in any other law, rules or regulation to the contrary, for the time being in force, the following procedure for the adjustment of surplus staff would be followed:-

- a. Before transferring an employee to the surplus pool, he should be given option by concerned department.
- (i) To proceed on retirement with normal retiring benefits under the existing rules,
- OR
- (ii) To opt for readjustment/absorption against a future vacancy of his status/ BPS which may not necessarily be in his original cadre/ department.
- b. Those who opt for retirement would be entitled for usual pension and gratuity according to the existing Government Servants Pension and Gratuity Rules of Provincial Government. Those who for absorption/re-adjustment, a category-wise seniority list would be caused in the Surplus Pool for their gradual adjustment against the future vacancies as and when occurred in any of the Government Departments. These adjustment shall be on seniority cum fitness basis. For this purpose the seniority list will be caused category-wise with reference to their respective dates of appointment in the cadre. In case where dates of appointment of two or more persons are the same, the person older in age shall rank senior and shall be adjusted first.
- c. Adjustment shall be made on vacant posts pertaining to initial recruitment quota from those in the surplus pool in the following manner:-
- (i) In case of occurring of vacancies in their corresponding posts in any Government Department/ Organization, the senior most employee in the surplus pool should be adjusted first.
- (ii) In case of cross cadre adjustment, the persons with such minimum qualification as prescribed in the relevant Service Rules for the post in question shall be adjusted keeping in view their seniority position.
- (iii) If an employee possess the basic academic qualification but lacks the professional/ technical qualification, he may be adjusted against such post subject to imparting the requisite training.
- (iv) (a) The surplus employees holding such posts which fall to promotion quota in about all the departments, he shall remain in the surplus pool till the availability of a post in the parent department.

OR

- (b) Where no equivalent post is available the civil servant may be offered a lower post in such manner, and subject to such conditions, as may be prescribed and where such civil servant is appointed to a lower post the pay being drawn by him in the post immediately preceding his appointment to a lower post shall remain protected.
- (d) If no suitable person is available in the surplus pool to be adjusted against the vacant/revived post, such a post would be filled up by initial recruitment in the prescribed manner after getting clearance from the E&AD.
- (c) Surplus Staff should be adjusted preferably in their home District(s). If not possible, then within the same Division, if staff is adjusted away from their District of Domicile in the first instance then on availability of post they should be considered for adjustment near to their home station.

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 (Signature)
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- (f) To facilitate the adjustment of Surplus Staff, it will be incumbent upon the Administrative Department to take up the case with Finance Department for revival of essential posts so retrenched as a result of general directive issued by Finance Department from time to time, giving cogent reasons/justification. Against the resultant revival/restoration of the post, the concerned department will place a requisition on the E&AD for transferring of a suitable surplus employee against the said post.
- (g) Unless the surplus employees in class IV are fully adjusted/absorbed against their respective graded posts in various Government Department/ Organizations, the general policy of the Finance Department regarding conversion of BPS-1 & 2 posts to posts in fixed salary @ Rs.2000/- per month for contractual appointed should be restricted to the above extent.

FIXATION OF SENIORITY

The interse seniority of the surplus employees after their adjustment in the various departments will be determined according to the following principles:-

- (a) In case a surplus employee could be adjusted in the respective cadre of his parent department he shall regain his original seniority in that cadre.
- (b) In case, however, he is adjusted in his respective cadre but in a department other than his parent department, he shall be placed at the bottom of the seniority list of that cadre.
- (c) In case of his adjustment against a post in corresponding basic pay scale with different designation/ nomenclature of the post, either in his parent department or any other department, he will be placed at the bottom of seniority list.

NOTE:

In case the Officer/official declines to be adjusted/ absorbed in the above manner in accordance with the priority fixed as per his seniority in the integrated list, he shall lose the facility/ right of adjustment/absorption and would be required to opt for pre-mature retirement from Government Service.

Provide that if/^{he} does not fulfill the requisite qualifying service for premature retirement he may be compulsorily retired from service by the competent authority.

§ 7. COMPETENT AUTHORITY TO NOTIFY/ ORDER ADJUSTMENT/ABSORPTION.

After the transfer of services of surplus employee to a Department for adjustment/absorption against a vacant/revived post, the Competent Authority to notify/ order his absorption/ adjustment shall be the respective appointing authority under the relevant rules for the post.

Provided that the decision of adjustment/ absorption of surplus employees by the E&AD shall be binding upon the respective appointing authorities.

Yours Obedient Servant

(MUHAMMAD HAMAYUN)
ADDITIONAL SECRETARY (REGULATION)

Please circulate this clarification amongst all concerned for their information and guidance.

Yours Faithfully,

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(ABDUL JALIL)
SECTION OFFICER (O.M)

O&M

Endst of Even No. & Date.

Copy forwarded to the:-

1. All Additional Secretaries in Estt: & Admn: Department.
2. All Deputy Secretaries in Estt: & Admn Department.
3. All Section Officer in Estt: & Admn: Department.

(O&M)

SECTION OFFICER (O.M)

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Amend-II

GOVERNMENT OF NWFP
ESTABLISHMENT & ADMN: DEPARTMENT
(REGULATION WING)

NO, SOR.VI (E&AD)/5-1/2005
Dated Peshawar, the 15th February 2006.



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1. All Administrative Secretaries to Govt. of NWFP.
2. The Secretary to Governor, NWFP.
3. The Secretary to Chief Minister, NWFP.
4. All District Coordination Officers/Political Agents in NWFP.
5. The Registrar, Peshawar High Court Peshawar.
6. The Registrar, NWFP Service Tribunal Peshawar.
7. All Head of Attached Departments.
8. The Secretary, NWFP Public Service Commission.
9. The Secretary, Board of Revenue NWFP Peshawar.
10. All Heads of Autonomous/Semi-Autonomous Bodies in NWFP.
11. The Director Anti-Corruption Establishment NWFP Peshawar.

Subject: AMENDMENT IN THE SURPLUS POOL POLICY.

Dear Sir,

I am directed to refer to the subject cited above and to state that Surplus Pool Policy circulated vide letter No. No.SOR-1(E&AD)1-200/98, dated 8th June 2001 has been reviewed. It has been decided by the competent authority to add following sub paras to the relevant paras of the policy: -

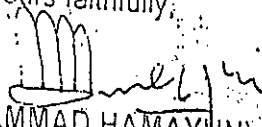
(i) Sub para (c) (v) added to para-5

C(v) In case an employee already adjusted against a lower post is declared surplus again, he shall regain his original pay scale.

(ii) Sub para-(d) added to para (6)

(d) In case of adjustment against a post lower than his original scale, he shall be placed at the top of seniority list of that cadre, so as to save him from being rendered surplus again & becoming junior to his juniors.

Yours faithfully,


(MUHAMMAD HAMAYUN) 15-2-06
SPECIAL SECRETARY (REGULATIONS)

Encl No. & Date even.

Copy forwarded to:

1. The Accountant General, NWFP, Peshawar.
2. Private Secretary to Governor, NWFP, Peshawar.
3. Private Secretary to Chief Minister, NWFP, Peshawar.
4. All District & Agency Account Officers.

The Director Food, NWFP,
Peshawar.

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Subject: AMENDMENT IN THE SURPLUS POOL POLICY

R/Sir,

Respectfully it is submitted that I was considered surplus from Deputy Commissioner office Mansehra. Where I was posted as Senior Clerk getting my pay in EPS-7.

My posting to Food Department NWFP was ordered in BPS-06 vide office order No. 1054/ET-542/SPA dated 26.01.2006. On my Posting to Food Department I was placed at the seniority list of Foodgrains Inspector i.e. at the bottom.

Recently the Govt. of NWFP, Establishment and Administration Department (Regulation Wing) vide their letter No. SOR-VI (E&AD) /5-1 /2005 dated 15.2.2006 vide sub para -2:- has been pleased to revise the surplus pool policy. An abstract of sub para (d) added to para-6 is narrated below:-

Sub para (d) added to para (6)

“(d) In case of adjustment against a post lower than his original scale. He shall be placed at the top of the seniority list of that cadre, so as to save him from being rendered surplus again & becoming Junior of his juniors.”

In the light of the above facts and new/ revised policy of the Provincial Government it is earnestly requested to kindly consider my case with due favour on merit basis and I may kindly be placed at the top of the seniority list and obliged.

Thanks.

Yours Obediently,

M. Naveed

Mr. Muhammad Naveed
Foodgrain Inspector
DFC Office Mardan

Date tel: 31-3-06

No 620 /DFC/Mdn

Dated Mardan the 31 /03/2006


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The Director Food,
NWFP, Peshawar.

SUB:- AMENDMENT IN THE SURPLUS POOL POLICY

Memo:

Enclose please find herewith an application of Mr. Muhammad Navced Khan Foodgrains Inspector of this office is forwarded in original for further necessary action please.


Abdul Jali
District Food Controller
Mardan

through UMS NO: 737 dated 31-3-2006
Post Office Mardan.

BEFORE THE KHYBER PAKHTUNKHWA,
SERVICE TRIBUNAL PESHAWAR

Appeal no. 83/2015

Muhammad Naveed son of Fazal Dad,
resident of Village Bajna, Tehsil and
District Mansehra.....Appellant

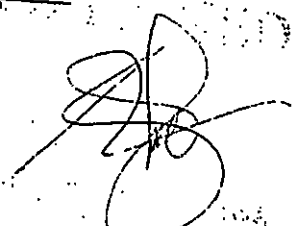
S.W.F. Province
Service Tribunal
Salary No. 772
Dated 06-7-2015

Versus

- 1) Government of Khyber Pakhtunkhwa through Secretary Establishment and Administration Department, Peshawar
- 2) Director Food, Khyber Pakhtunkhwa Peshawar.....Respondents

APPEAL UNDER SECTION 4 OF NWFP
(NOW KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL ACT 1974) QUA
NOT DECIDING DEPARTMENTAL APPEAL
NO. 1253/ET DATED 14.04.2015 AND
INSTEAD OF DECIDING THE
DEPARTMENTAL APPEAL LETTER NO.
2468/PF-1125 DATED 13.05.2015 WAS
SENT TO APPELLANT WITH REFERENCE
TO PREVIOUS DECISION DATED
05.05.2010.

Respected Sir,



- 1) That, petitioner was appointed is District Administration and was serving in BPS-7 in Deputy Commissioner, Office Mansehra.

Submitted to-day
3/7/15

Submitted to-day
3/7/15

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6.	Page of Order or proceedings.	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

CAMP COURT ABBOTTABAD

APPEAL NO. 831/2015

Mr. Muhammad Naveed Versus Government of Khyber Pakhtunkhwa through Secretary Establishment & Administration Department, Peshawar and another.

JUDGMENT

15.08.2016

MUHAMMAD AZIM KHAN AFRIDI, CHAIRMAN:-

Appellant with counsel and Mr. Muhammad Siddique, Senior Government Pleader for respondents present.

2. Mr. Muhammad Naveed son of Fazal Dad hereinafter referred to as the appellant has preferred the instant service appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 for seeking seniority by placing him at S.No. 1 of the seniority list maintained by the Food Department for BPS-06.

3. Brief facts giving rise to the present appeal are that the appellant was serving as Senior Clerk (BPS-07) in the office of Deputy Commissioner, Mansehra and was declared surplus in the year, 2001 and later-on adjusted in Food Department in BPS-06 vide office order dated 26.01.2006. That the appellant was to be placed at the top of the seniority list in BPS-06 but he was placed at the bottom of the same constraining the appellant to institute Writ Petition No. 494-A/2012

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which was disposed of vide judgment dated 17.01.2013 with the directions to respondent No. 1 to decide the grievances of the appellant within a period of 60 days. That the department did not acceded to the request of the appellant constraining the appellant to prefer another Writ Petition No. 23-A/2014 which was dismissed by the hon'ble High Court, Abbottabad Bench vide judgment dated 24.09.2014 where-against the appellant preferred Civil Petition No. 2336/2014 before the august Supreme Court of Pakistan which was disposed of on 25.3.2015 with the direction to the respondents to decide the departmental appeal/representation of the appellant by the departmental authority. That vide order dated 13.05.2015 the departmental appeal of the appellant was turned down and hence the instant service appeal.

4. Learned counsel for the appellant argued that as per policy of the provincial government issued vide notification dated 08.06.2001 read with amended policy issued vide notification dated 15.02.2006 the appellant was entitled to enlistment at S.No. 1 of the seniority list as he was serving in BPS-07 while he was adjusted as Food Grain Inspector in BPS-06.

5. Learned Senior Government Pleader argued that the appellant was adjusted as Food Grain Inspector BPS-06 on 26.01.2006 in the light of notification dated 08.06.2001 while the amended policy was issued on 15.02.2006 and as such the appellant was not entitled to claim seniority on the strength of the said notification with retrospective effect. That the appeal is therefore liable to dismissal.

6. We have heard arguments of learned counsel for the parties and

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perused the record.

7. According to notification dated 08.06.2001 issued by Establishment and Administration Department of the provincial government policy for declaring government servants as surplus and their subsequent absorption/adjustment was laid down which was further amended vide circular letter dated 15.02.2006 wherein the following sub-para (d) added to para-(6) of the original policy issued vide notification dated 08.06.2001.

"Sub para-(d) added to para (6).

(d) *In case of adjustment against a post lower than his original scale, he shall be placed at the top of seniority list of that cadre, so as to save him from being rendered surplus again and becoming junior to his juniors."*

8. A careful perusal of para-6 of the policy letter dated 08.06.2001 would suggest that in case of adjustment of a surplus employee against a post in corresponding basic pay scale with different designation/nomenclature of the post, was to be placed at the bottom of the seniority. It is nowhere mentioned in the said circular that an employee is to be placed at the bottom of the seniority list even if he is adjusted against a post lower than his original scale. The subsequent circular dated 15.02.2006 is in fact a clarification of the policy earlier issued by the provincial government vide letter dated 08.06.2001 with an object to remove the anomaly and as such the appellant cannot be deprived of his right to claim senior position at the top of the seniority list of the cadre in which he was adjusted against a post lower than his original scale. It is note worthy that an employee otherwise junior to appellant but if adjusted against a lower post after the amended policy

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letter dated 15.2.2006 at the top of seniority list would rank senior to appellant. Therefore depriving the appellant from seniority may not be in accordance with mandate of service structure/laws. We therefore hold that the appellant was entitled to be placed at the top of seniority list at the relevant time after the clarification of policy as he was adjusted against a post lower than his original scale. The appeal is accepted in the above terms. Parties are left to bear their own costs. File be consigned to the record room.

Announced
15.08.2016

Sd/- M. Azim Khan Afridi,
Chairman

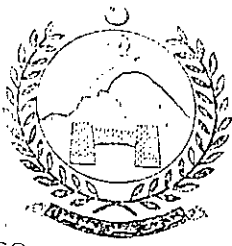
Sd/- Abdul Latif,
Member

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FOOD DIRECTORATE
KHYBER PAKHTUNKHWA,
PESHAWAR

No. 6578 /ET-716

Dated 7/11/2016

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TO:-

1. All Officers/ Officials in Food Directorate, Peshawar.
2. All Assistant Directors Food at Divisional level in Food Department Khyber Pakhtunkhwa
3. All District Food Controllers in Khyber Pakhtunkhwa
4. The Storage & Enforcement Officers, NRC Azakhel & PRC Peshawar
5. The Rationing Controller Peshawar.

Subject:- REVISED SENIORITY LIST OF ASSISTANT FOOD CONTROLLER AS IT STOOD ON 31.10.2016.

Memo:-

In compliance of Judgement of Khyber Pakhtunkhwa Service Tribunal Camp Court Abbottabad announced on 15-08-2016 in case of Appeal No.831/2015 regarding acceptance of Seniority Appeal of Mr. Muhammad Naveed AFC Office of DFC Mansehra, the Seniority List of Assistant Food Controller as it stood on 31-10-2016, is revised and enclosed herewith for circulation amongst your concerned staff. Please acknowledge receipt.

2 Variation if any, in the list be pointed out within stipulated period of one week of the receipt of the Seniority list, otherwise it will be presumed that you have no objection to the seniority position as contained in the list and it shall be treated as final and undisputed.

Amal
DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR

Endorsement No and Even date

- Copy for information to
1. The Registrar Khyber Pakhtunkhwa Service Tribunal Peshawar with reference to Appeal No. 831/2015.
 2. The Section Officer Food Government of Khyber Pakhtunkhwa Food Department Peshawar for information.
 3. Mr. Muhammad Naveed AFC Office of District Food Controller, Manshra.

Amal
DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR.

411/201

**REVISED SENIORITY LIST OF ASSISTANT FOOD CONTROLLERS (BS-14) IN THE FOOD DIRECTORATE
KHYBER PAKHTUNKHWA, PESHAWAR AS IT STOOD ON 31-10-2016.**

1	2	3	4	5	6	7	8	9	10
S.No.	Name of Govt Servant	Qualification	Date of birth	Domicile	Date of entry in to Govt service	Date of appointment to the post of FG/ Cane Inspector	Date of appointment to the present post	Method of recruitment	Date of superannuation
1.	Mr. Muhammad Naved	BA /LLB	13.01.1957	Mansehra					
2.	Mr. Taj Bar Khan	B.A.	16.07.1957	Dir Lower	18.05.1978	01.02.2006	22-04-2016	By Promotion	12.01.2017
3.	Mr. Aman Ullah	F.A.	15.06.1957	M.Agency	23.06.1982	01.01.1997	14-12-2009	Already appointed as DFC /S&EO/RC (BS-14) on acting charge basis w.e.f 23-12-2015	15.07.2017
4.	Mr. Fazli Bari	B.A.	02.02.1961	Chitral	22.06.1982	25.03.1998	14-12-2009	By Promotion	14.06.2017
5.	Muhammad Zubair	B.A.	01.02.1970	Swat	22.06.1982	30.08.2000	14-12-2009	By Promotion	01.02.2021
6.	Mr. Mehmood-ur-Rahman	C.Com.	02.11.1969	Kohat	09.05.1993	30.08.2000	06-04-2010	By Promotion	31.01.2030
7.	Mr. Salah-ud-Din	B.A.	25.11.1972	Peshawar	09.05.1993	30.08.2000	06-04-2010	By Promotion	01.11.2029
8.	Muhammd Arshad	B.A.	15.09.1967	Charsadda	09.05.1993	30.11.2000	06-04-2010	By Promotion	24.11.2032
9.	Syed Wazir Shah	M.A.	08.06.1959	Mansehra	09.05.1993	30.11.2000	06-04-2010	By Promotion	14.09.2027
10.	Mr. Aftab Umar Khan	MA	04-08-1985	Mohmand Agency	19-05-2010	-	19-05-2010	By Promotion	07.06.2019
11.	Muhammad Tariq	B.Sc	01.03.1970	Peshawar	09.05.1993	17.06.2005	21-10-2011	By initial recruitment	03-08-2045
12.	Mr. Ansar Qayum	B.A	11.07.1970	Mansehra	09.05.1993	20-12-2003	06-04-2010	By Promotion	28.02.2030
13.	Mr. Abdul Hafeez	M.A	07.07.1969	Charsadda	09.05.1993	20.12.2003	21-10-2010	By Promotion	10.07.2030
14.	Mr. Arshad Hussain	B.A	01.01.1970	Chitral	09.05.1993	20.12.2003	04-10-2011	By Promotion	06.07.2029
15.	Mr. Ali Asghar Khan	B.A	28.02.1972	Mardan	09.05.1993	20.12.2003	04-10-2011	By Promotion	31.12.2030
16.	Mr. Shabir Ahmad Khan	LLB	30.04.1966	FR Peshawar	09.05.1993	20.12.2003	18-02-2012	By Promotion	27.02.2032
17.	Mr. Said Nawaz	B.Com	20.03.1972	Chitral	09.05.1993	20.12.2003	18-02-2012	By Promotion	29.04.2026
18.	Mr. Jamshed Khan Afridi	B.A	20.06.1972	K/Agency	09.05.1993	20.12.2003	18-02-2012	By Promotion	19.03.2032
19.	Mr. Sohail Habib	Matric	14.02.1968	Bannu	09.05.1993	20.12.2003	21.05.2012	By Promotion	19.06.2032
20.	Mr. Sheraz Anwar	F.A	05.02.1974	Mansehra	09.05.1993	20.12.2003	21.05.2012	By Promotion	13.02.2028
21.	Mr. Muhammad Azam	B.B.A	22.11.1988	S. Wazirstan Agency	07.08.2015	-	07.08.2015	By initial recruitment	04.02.2034
22.	Mr. Tausif Iqbal	M.B.A	01.10.1987	Karak	07.08.2015	-	07.08.2015	By initial recruitment	21.11.2048
23.	Muhammad Shakeel	M.B.A	10.04.1984	Abbottabad.	07.08.2015	-	07.08.2015	By initial recruitment	30.09.2047
24.	Miss Uzma Kanwal	M.A	03.12.1990	Abbottabad.	07.08.2015	-	07.08.2015	By initial recruitment	09.04.2044
25.	Mr. Zafar Alam Riza	M.A	03.01.1987	Chitral	07.08.2015	-	07.08.2015	By initial recruitment	02.12.2050
26.	Mr. Shujaat Hussain Shah	M.Sc	10.04.1987	Mansehra	07.08.2015	-	07.08.2015	By initial recruitment	02.01.2047
27.	Mr. Hafeez-ur Rehman	B.A	18.04.1984	Dir Lower	07.08.2015	-	07.08.2015	By initial recruitment	09.04.2047
28.	Mr. Adnan Khan	M.A	27.06.1989	Peshawar	07.08.2015	-	07.08.2015	By initial recruitment	17.04.2044
29.	Mr. Muhammad Akbar	BA	05.12.1962	Peshawar	01.03.1982	25.08.2004	22-04-2016	By initial recruitment	26.06.2049
30.	Mr. Muhammad Salim Iqbal	D.Com	15.07.1969	Peshawar	04.08.1990	25.08.2004	22-04-2016	By Promotion	04.12.2022
31.	Mr. Muhammad Salim	M.A Pol: Science	18.04.1965	Nowshera	14.07.1993	17.06.2005	22-04-2016	By Promotion	14.07.2029
32.	Mr. Gulab Gul	MA Pol: Science	01.02.1967	Karak	14.07.1993	17.06.2005	22-04-2016	By Promotion	17.04.2025
								By Promotion	31.12.2027

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33.									
34.	Mr. Muhammad Khalid	FA	02.05.1973	Peshawar	04.03.2006	04-03-2006	22-04-2016	By Promotion	01.05.2033
35.	Mr. Usman Khan	B.A	01-01-1975	Dir	03-11-2008	03-11-2008	22-04-2016	By Promotion	31.12.2035
36.	Mr. Muhammad Shoaib	F.A	11.04.1966	Mansehra	04.07.1993	05-11-2008	22-04-2016	By Promotion	10.04.2026
37.	Mr. Amjid Khan	Matric	05.01.1975	Malakand	15.08.1993	05-11-2008	22-04-2016	By Promotion	04.01.2035
38.	Mr. Mohammad Zubair	M.A	21.09.1970	Mardan	16.08.1993	12-01-2009	22-04-2016	By Promotion	20.09.2030
39.	Mr. Saif Ali Shah	B.Sc	03.03.1969	Kohat	19.08.1993	12-01-2009	22-04-2016	By Promotion	02.03.2029
40.	Mr. Gul Zareen Shah	M.A	15.04.1957	Bannu	24.10.1994	12-01-2009	22-04-2016	By Promotion	14.04.2017
41.	Syed Wasim Shah	F.Sc	15-02-1987	Kohat	13-08-2009	13-08-2009	22-04-2016	By Promotion	14-02-2047
42.	Mr. Rashid Saeed	B.A	15.03.1974	DIKhan	22.05.1995	26-12-2009	22-04-2016	By Promotion	14.03.2034
43.	Mr. Aman Khan	F.Sc	02.08.1968	Bannu	09.05.1993	05-11-2008	04-08-2016	By Promotion	01.08.2028
44.	Mr. Ashfaq Khan	B.A	25.03.1977	Mardan	22.05.1995	26-12-2009	04-08-2016	By Promotion	24.03.2037
45.	Mr. Riaz Ahmad	M.A	01.03.1966	Chitral	02.05.1995	26-12-2009	04-08-2016	By Promotion	28.02.2026
46.	Mr. Ateeq-ur Rehman	B.A	01.05.1977	M/Agency	03.05.1995	26-12-2009	04-08-2016	By Promotion	30.04.2033
	Mr. Angoor Shah	M.A	01.06.1963	K/Agency	06.08.1995	26-12-2009	04-08-2016	By Promotion	31.05.2025

[Signature]
 ASSISTANT DIRECTOR FOOD (E)

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SENIORITY LIST OF ASSISTANT FOOD CONTROLLERS IN FOOD DEPARTMENT AS STOOD ON 16-06-2007

Total sanctioned posts	39
Held	36
Vacant	03

1	2	3	4	5	6	7	8	9	10
S.No.	Name of Govt Servant	Qualification	Date of birth	Domicile	Date of entry in to Govt service	Date of appointment to the post of FGI/Cane Inspector	Date of appointment to the present post	Method of recruitment	Date of supernation
1	Gul Andaz	BA	15.12.1950	Bannu	07.05.1973	07.05.1973	14.03.1995	By Promotion	14.12.2010
2	Salim Iqbal	BA	30.10.1952	Peshawar	10.08.1972	16.12.1973	12.10.1995	By Promotion	29.10.2012
3	Jamshed Ashraf Baig	FA	26.07.1952	Peshawar	01.04.1975	01.04.1975	23.12.1996	By Promotion	25.07.2012
4	Fida Muhammad	MATRIC	22.02.1954	Mansehra	22.08.1972	23.08.1975	12.10.1995	By Promotion	21.02.2014
5	Imtiaz Mohammad Khan	MSC	31.03.1972	Battagra	23.11.1995	-	23.11.1995	By initial recruitment	30.03.2032
6	Rashid Jamal	BA LLB	07.03.1969	Peshawar	26.11.1995	-	26.11.1995	By initial recruitment	06.03.2029
7	Nazir Rehman	MA	05.04.1970	FR Bannu	16.11.1995	-	16.11.1995	By initial recruitment	04.04.2030
8	Syed Fazle Manan	FA	02.09.1948	Bajor	29.9.1975	29.09.1975	01.12.1996	By Promotion	01.09.2008
9	Sanaullah Khan	MATRIC	15.11.1948	Bannu	19.08.1976	19.08.1976	17.06.2005	By Promotion	14.11.2008
10	Syed Iqbal Hussain Shah	BA	25.8.1958	Mansehra	28.04.1977	28.04.1977	23.12.1996	By Promotion	24.08.2018
11	Sarfraz Khan	BA	04.01.1952	Abbaottabad	06.06.1977	06.06.1977	07.02.1998	By Promotion	03.01.2012
12	Jan Nisar Khan	FA	28.04.1951	Peshawar	13.06.1977	13.06.1977	07.02.1998	By Promotion	27.04.2011
13	Abdur Rashid	FA	01.06.1953	Mansehra	02.05.1973	01.03.1979	01.09.2000	By Promotion	31.05.2013
14	Mohammad Anwar	MATRIC	04.04.1953	Peshawar	03.06.1973	15.06.1978	25.03.1998	By Promotion	03.04.2013
15	Ihsan Ali	FA	15.01.1951	Mardan	03.05.1973	18.10.1979	07.02.1998	By Promotion	14.01.2011
16	Javed Sultan	METRIC	13.01.1956	Bannu	15.07.1975	24.01.1980	30.08.2000	By Promotion	12.01.2016
17	Asfandyar Khan	METRIC	17.04.1953	Mardan	03.05.1973	20.03.1980	02.09.2000	By Promotion	16.04.2013
18	Amanullah Khan Afridi	BA	05.08.1949	Khyber	05.05.1973	22.03.1980	30.08.2000	By Promotion	04.08.2009
19	Haji Faridullah Khan	FA	28.12.1947	Peshawar	19.05.1973	01.06.1980	30.08.2000	By Promotion	27.12.2007
20	Khanzada Khan	FAC	05.03.1956	Bannu	02.11.1980	02.11.1980	01.12.2002	By Promotion	04.03.2016
21	Amanullah Khan Mohmand	FA	09.01.1949	Peshawar	03.05.1973	07.04.1981	17.06.2005	By Promotion	08.01.2009
22	Syed Afsar Ali Shah	METRIC	13.3.1949	Mansehra	01.10.1974	08.06.1982	31.07.2003	By Promotion	12.03.2009
23	Qazi Fida Ur Rehman	BA	05.02.1963	Bannu	22.06.1982	22.06.1982	31.07.2003	By Promotion	04.02.2023
24	Mohammad Iqbal	BA	11.04.1960	Malakand	23.06.1962	23.06.1982	31.07.2003	By Promotion	10.04.2030
25	Faridullah Khan Afridi	FA	15.10.1958	D.I.Khan	26.06.1982	26.06.1982	31.07.2003	By Promotion	14.10.2018
26	Mohammad Munir Khan	FA	24.05.1952	Abbottabad	19.04.1972	08.06.1982	20.12.2003	By Promotion	23.05.2012

Annex-V

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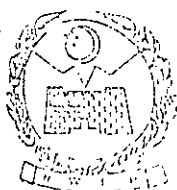
27	Aamir Bang	BA	13.03.1983	Kohat	03.10.1974				
28	Pir Hashmat Ali Shah	BA	03.08.1951	S.Wab. stan	03.10.1974	07.06.1985	30.07.2005	By Promotion	09.03.2010
29	Mohammed Khalid Khan	BA	01.13.1963	Peshawar	03.01.1986		30.07.2005	By Promotion	09.03.2010
30	Jawad Ali	BA LLB	13.03.1983	Peshawar	30.07.2005			By Promotion	30.09.2013
31	Syed Asif Ali Shah	BA LLB	11.01.1988	Peshawar	30.07.2005		29.04.2005	By initial recruitment	17.03.2043
32	Mr. Shewaz Tariq	BA	12.11.1981	Abbottabad	30.07.2005		30.07.2005	By initial recruitment	10.01.2048
33	Amjad Ali	BA	01.01.1975	Charsadda	04.03.2006		30.07.2005	By initial recruitment	11.11.2041
34	Manzoor Ahmad	FA	10.03.1950	Peshawar	07.07.1973	26.03.1985	30.07.2005	By initial recruitment	31.12.2034
35	Obaid ur Rehman	FA BCOM	13.04.1953	Mardan	27.03.1975	24.03.1985	23.05.2005	By Promotion.	09.03.2010
36	Bashir Ahmad	METRIC	04.02.1955	Chitral	01.06.1977	14.03.1985	23.05.2005	By Promotion	12.04.2013
37	Vacant							By Promotion.	03.02.2015
38	Vacant								
39	Vacant								

Seniority List of AFC as stood on 16-06-2007

No. 2/4 12-16/ET-716

NWFP, PESHAWAR (E)

[Handwritten signature]



FOOD DIRECTORATE NWFP
PESHAWAR

No. 10466-85 /ET/716

Dated 06/09/2006

Handwritten initials and numbers: 401, 81

To,

1. All District Food Controllers in NWFP.
2. The Storage & Enforcement Officer, Peshawar & Azakhel.
3. The Rationing Controller, Peshawar.

Subject : SENIORITY LIST OF ASSISTANT FOOD CONTROLLERS/APEAL FOR SENIORITY.

Memo :

In pursuance of the decision taken by the Competent Authority on recommendations of seniority committee headed by Deputy Director Accounts, Food Directorate, NWFP Peshawar, in appeal cases of Mr. Sanaullah Khan Mr. Mohammad Iqbal and Mr. Muhammad Zafarullah Khan Assistant Food Controllers, the seniority list of Assistant Food Controller has been revised and is accordingly circulated for your information. Please, acknowledge its receipt, and circulate it among the Assistant Food Controllers working under your Administrative control.

2. Variation, if any, in the list be pointed out within two weeks time of the receipt of the seniority list, otherwise it will be presumed that the concerned Assistant Food controllers working under your control have no objection to their seniority position as contained in the list and it shall be treated as final and undisputed.

Handwritten note: 11/15/06 dated 15-9-2006

E.No. 18486-92 /ET-716

Signature of Director Food, NWFP
DIRECTOR FOOD, NWFP
PESHAWAR

Dated 06/09/2006

A copy is forwarded to :

1. The Section Officer Food, for information and necessary action please.
2. The Deputy Director Accounts, Food Directorate, Peshawar, for information and necessary action with reference to the meeting of seniority Committee dated 11.8.2006.
3. The Assistant Director Food (Coordination), Food Directorate, Peshawar, for information and necessary action please.
4. The Regional Audit Officer, Food Directorate, Peshawar, for information and necessary action please.
5. Appellants concerned for information and necessary action.

DIARY NO. 1145
DATE 15-9-06
RECEIVED
SUBMITTED

PTO

Signature of Director Food, NWFP
DIRECTOR FOOD, NWFP
PESHAWAR

SENIORITY LIST OF ASSISTANT FOOD CONTROLLERS IN FOOD DEPARTMENT AS STOOD ON 31.8.2006

GN-Seniority List of AFD-07-09-2005

Total sanctioned posts	40
Held	35
Vacant	5

S.No.	Name of Govt. Servant	Qualification	Date of birth	Domicile	Date of entry into govt service	Date of appointment to the post of FGI/Care Inspector	Date of appointment to the present post	Method of recruitment	Date of superannuation
1	Gul Andaz	B.A	15.12.1950	Bannu	07.05.1973	07.05.1973	14.03.1985	By promotion	14.12.2010
2	Salim Iqbal	B.A	30.10.1952	Peshawar	10.08.1972	16.12.1973	12.10.1995	By promotion	29.13.2012
3	Jamshed Ashraf Baig	F.A	26.07.1952	Peshawar	31.04.1975	01.04.1975	23.12.1996	By promotion	25.07.2012
4	Fida Muhammad	Matric	22.02.1954	Mansehra	22.08.1972	23.08.1975	12.10.1995	By promotion	21.02.2014
5	Nazir Rehman	M.A	05.04.1970	FR Bannu	15.11.1995	-	16.11.1995	By initial recruitment	04.04.2030
6	Mutiaz Muhammad Khan	MS.C	31.03.1972	Battagram	23.11.1995	-	23.11.1995	By initial recruitment	30.03.2032
7	Rashid Jamal	B.A L.L.B	07.03.1969	Peshawar	23.11.1995	-	26.11.1995	By initial recruitment	06.03.2029
8	Syed Fazle Manan	F.A	02.09.1948	Bajor	29.09.1975	29.09.1975	01.12.1996	By promotion	01.03.2008
9	Sanaullah Khan	Matric	15.11.1948	Bannu	19.08.1975	19.08.1975	17.06.2005	By promotion	14.11.2003
10	Syed Iqbal Hussain Shah	B.A	25.08.1958	Mansehra	23.04.1977	23.04.1977	23.12.1996	By promotion	24.03.2018
11	Sarfraz Khan	B.A	04.01.1952	Abbottabad	05.06.1977	05.06.1977	07.02.1998	By promotion	03.01.2012
12	Jan Nisar Khan	F.A	28.04.1951	Peshawar	13.06.1977	13.06.1977	07.02.1998	By promotion	27.04.2011
13	Mudur Rashid	F.A	01.06.1953	Mansehra	02.05.1973	01.06.1973	01.09.2000	By promotion	31.03.2013
14	Mohammad Anwar	Matric	04.04.1953	Peshawar	03.06.1973	15.05.1973	25.03.1998	By promotion	03.04.2015
15	Imran Ali	F.A	15.01.1951	Mardan	03.05.1973	18.10.1975	07.02.1998	By promotion	14.01.2011
16	Laved Suran	Matric	13.01.1958	Bannu	15.07.1975	24.01.1997	30.08.2000	By promotion	12.01.2016
17	Masand Yaq Khan	Matric	17.04.1953	Mardan	03.05.1973	20.03.1990	30.08.2000	By promotion	16.04.2013
18	Mehnaz Khan Afridi	B.A	05.08.1949	Khyber	05.05.1973	22.03.1990	30.11.2000	By promotion	04.08.2009
19	Haji Farooq Khan	F.A	26.12.1947	Peshawar	15.05.1973	01.05.1990	01.12.2002	By promotion	27.12.2007
20	Mahzaba Khan	F.S.C	15.03.1955	Bannu	02.11.1980	02.11.1980	17.05.2005	By promotion	14.03.2016
21	Mamnoon Khan	F.A	09.01.1949	Peshawar	03.05.1973	07.04.1991	31.07.2003	By promotion	03.01.2009
22	Maria Khan	M.A	19.04.1947	Mardan	22.05.1973	01.03.1991	31.09.2003	By promotion	13.04.2007
23	Muhammad Munir Khan	F.A	13.03.1945	Mansehra	01.10.1974	03.03.1992	31.07.2003	By promotion	12.03.2009
24	Muhammad Ali Shah	F.A	24.05.1952	Abbottabad	19.04.1972	08.05.1992	20.12.2003	By promotion	23.05.2012
25	Muhammad Hashmat Ali Shah	B.S.C	15.08.1951	S.Waziristan	03.10.1974	09.05.1992	01.07.2005	By promotion	14.03.2011
26	Muhammad Saqib	F.A	03.04.1950	Kohat	01.10.1974	12.05.1992	29.12.2003	By promotion	02.04.2010
27	Qazi Fidaur Rehman	B.A	05.02.1963	Bannu	22.06.1982	22.06.1982	31.07.2003	By promotion	04.02.2023
28	Mohammad Iqbal	B.A	11.04.1960	Malakand	23.03.1982	23.06.1992	31.07.2003	By promotion	10.04.2020
29	Farid ulah Khan Afridi	F.A	15.10.1958	Khyber	26.06.1982	26.06.1992	20.12.2003	By promotion	14.10.2018
30	Mohammad Zafarullah	B.A	01.10.1953	Dir Khan	03.01.1986	-	29.04.2005	By initial recruitment	30.09.2023
31	Jawad Ali	B.A LLB	18.03.1963	Peshawar	30.07.2005	-	30.07.2005	By initial recruitment	17.03.2043
32	Syed Asif Ali Shah	B.A LLB	11.01.1981	Peshawar	01.05.2005	-	01.05.2005	By initial recruitment	10.01.2041
33	Basfir Ahmad	Matric	04.02.1955	Chitral	01.05.1977	14.03.1995	15.07.2005	By promotion	03.02.2015
34	Obaidur Rehman	F.A B.Com	13.04.1953	Mardan	27.03.1975	24.03.1995	15.03.2005	By promotion	12.04.2013
35	Munoor Ahmad	F.A	13.03.1950	Peshawar	07.07.1973	25.03.1995	15.03.2005	By promotion	09.03.2013



Annex-VI

GOVERNMENT OF KHYBER PAKHTUNKHWA
DIRECTORATE OF FOOD
PESHAWAR

No. 32 /G-275-DPC
Dated Peshawar, the 24 / January-2017

23
23

OFFICE ORDER.

On the recommendation of the Departmental Promotion Committee in its meeting held on 23-12-2017, the competent authority is pleased to promote/ appoint the following Assistant Food Controller (BS-14) to the post of District Food Controller / Storage & Enforcement Officer / Rationing Controller (BS-16) on regular / acting charge basis with immediate effect.

2 On promotion/ appointment to the next higher scale, the following postings/transfers of District Food Controllers , Storage & Enforcement Officer and Rationing Controller Peshawar are hereby ordered with immediate effect in the public interest.

S. No	Name of Officer / Officials with present designation	Present place of posting	Promoted/ posted as
1)	Mr. Muhammad Naveed AFC	DFC Office Mansehra	On appointment to the post of DFC / S&EO/ RC (BS-16) on acting charge basis with immediate effect, he is transferred and posted as Rationing Controller, Peshawar.
2)	Mr. Tajbar Khan AFC (Already appointed as DFC /S&EO/ RC (BS-16) on acting charge basis)	S&EO PRC Peshawar.	On promotion to the post of DFC / S&EO/ RC (BS-16) on regular basis with immediate effect, he will continue as Storage & Enforcement Officer PRC Peshawar.
3)	Mr. Amanullah AFC	Presently working against the post of DFC Dir Upper in his own pay & scale.	On appointment to the post of DFC / S&EO/ RC (BS-16) on acting charge basis with immediate effect, he will continue as DFC Dir Upper.

Note:- 1 They shall be on probation period for a period of one year which can be extended subject to their performance as per rules.

DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR.

Endorsement No & Date Even

Copy for information to:-

1. PS to. Minister Food Khyber Pakhtunkhwa, Peshawar
2. PS to Secretary Food Khyber Pakhtunkhwa, Peshawar
3. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
4. The District Accounts Officers, Mansehra, Dir Upper and Haripur.
5. The Manager, National Bank of Pakistan Dir Upper, Mansehra, Abbottabad and Haripur
6. The Assistant Directors Food Peshawar, Malakand and Hazara Divisions
7. The Treasury Officers, Peshawar, Dir Upper, Mansehra, Abbottabad and Haripur.
8. The District Food Controllers Mansehra and Dir Upper.
9. The Storage & Enforcement Officer PRC Peshawar.
10. The Rationing Controller, Peshawar.
11. Officers concerned/ Personal File.

DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR

04.01.16

24/12/16

MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING HELD ON 23-12-2016 AT 03:00 PM IN THE OFFICE OF THE SECRETARY FOOD, KHYBER PAKHTUNKHWA, PESHAWAR.

A meeting of the Departmental Promotion Committee was held under the chairmanship of Secretary Food Khyber Pakhtunkhwa, Peshawar in his office on 23-12-2016 at 03:00 P.M. The following members attended the meeting:

- | | | |
|-------|--|--------|
| (i) | Mr. Askar Khan
Deputy Secretary Food,
Food Department Khyber Pakhtunkhwa | Member |
| (ii) | Mr. Rashid Jamal
Deputy Director Food (A&C)
Food Directorate, Peshawar. | Member |
| (iii) | Mr. Moazam Khan
Section Officer (R-II)
Finance Department Khyber Pakhtunkhwa. | Member |
| (iv) | Mr. Muhammad Salim Shah
Section Officer (R-III)
Establishment Department Khyber Pakhtunkhwa. | Member |

The case for promotion of 01 (One) Assistant Food Controller (already appointed as District Food Controller (BS-16) on acting charge basis) on regular basis and appointment of 02 (two) Assistant Food Controllers (BS-16) to the post of District Food Controller (BS-16) on acting charge basis in Food Department, as included / explained in the working papers of the Departmental Promotion Committee, ^{was} ~~were~~ discussed by the Committee at length. The Committee made the following recommendations:-

S.No	Name of Official	Place of posting	Recommended as
	Mr. Muhammad Naveed Assistant Food Controller (BS-14)	District Food Controller Office Manshara	Recommended for appointment as District Food Controller / Storage & Enforcement Officer / Rationing Controller (BS-16) on acting charge basis with immediate effect as per decision of Khyber Pakhtunkhwa Service Tribunal dated 15-08-2016.
	Mr. Tajbar Khan Assistant Food Controller (Already appointed as DFC/S&EO/RC (BS-16) on acting charge basis).	Storage & Enforcement Officer, PRC Peshawar.	Recommended for promotion to the post of District Food Controller/ Storage & Enforcement Officer/Rationing Controller (BS-16) on regular basis with immediate effect.
	Mr. Amanullah Assistant Food Controller (BS-14)	Presently working as DFC Dir Upper in his own pay & scale.	Recommended for appointment as District Food Controller / Storage & Enforcement Officer / Rationing Controller (BS-16) on acting charge basis with immediate effect.

The meeting ended with a vote of thanks from & to the chair.

23.12.2016

[Signature]
DEPUTY SECRETARY FOOD,
FOOD DEPARTMENT KHYBER
PAKHTUNKHWA

[Signature]
SECTION OFFICER (R-II)
FINANCE DEPARTMENT
KHYBER PAKHTUNKHWA

23.12.16

[Signature]
DEPUTY DIRECTOR FOOD (A&C) FOOD
DIRECTORATE, PESHAWAR

02/11/2017

[Signature]
SECTION OFFICER (R-III)
ESTABLISHMENT DEPARTMENT
KHYBER PAKHTUNKHWA.

[Signature]
SECRETARY FOOD
KHYBER PAKHTUNKHWA
PESHAWAR.



Annex-VII

GOVERNMENT OF
KHYBER PAKHTUNKHWA
FOOD DEPARTMENT

NO.SOF/1-3/DPC/Vol.XI/ 3688 -
Dated Pesh: the 09-01-2017

To

1. The Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department, Peshawar.
2. The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department, Peshawar.

Subject:- MEETING OF DEPARTMENTAL PROMOTION COMMITTEE.

Dear Sir,

I am directed to refer to the subject noted above and to state that the meeting of the Departmental Promotion Committee of Food Department to be held under the chairmanship of Secretary Food Khyber Pakhtunkhwa in his office on **11th January 2017 at 11:00AM.**

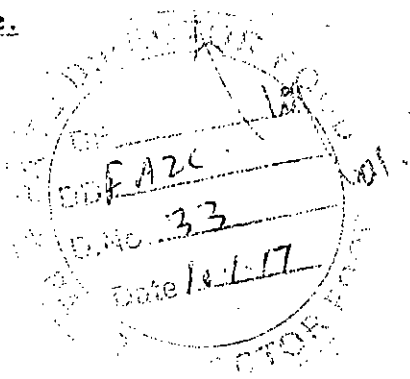
02. Agenda of the meeting will be as under:-

Promotion of Muhammad Naveed DFC/ S&EO/ RC (EPS-16) on acting charge basis against the post of Assistant Director (BPS-17), in the light of court's decision dated 15-08-2016.

03. You are, therefore, requested kindly to depute a well-conversant representative of your Department to attend the above-cited meeting on the scheduled date and time. Working papers are enclosed, please.

Encl: as above.

Yours faithfully,



ADE

SECTION OFFICER (GENERAL)

C.C:-

1. P.S to Secretary Food Khyber Pakhtunkhwa.
2. P.A to Deputy Secretary Food, Khyber Pakhtunkhwa.
3. P.A to Director Food Khyber Pakhtunkhwa.

Received
12-05-2017
11-01-17

Suprat E
RUB/B-A
11/1/2017

36
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**MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING HELD
ON 11-01-2017 AT 11:00 PM IN THE OFFICE OF THE SECRETARY-CUM-DIRECTOR FOOD, KHYBER
PAKHTUNKHWA, PESHAWAR.**

A meeting of the Departmental Promotion Committee was held under the chairmanship of Secretary-cum-Director Food, Khyber Pakhtunkhwa, Peshawar in his office on 11-01-2017 at 11:00 hours. The following attended the meeting:


- | | | |
|-------|---|--------|
| (i) | Mr. Maqbool Khan Khatak
Deputy Secretary (R-II)
Establishment Department Khyber Pakhtunkhwa | Member |
| (ii) | Mr. Askar Khan
Deputy Secretary Food,
Food Department Khyber Pakhtunkhwa | Member |
| (iii) | Mr. Mushtaq Ahmad
Section Officer (FR) Finance Department Khyber Pakhtunkhwa | Member |

2. As per Court's decision, the cases of Mr. Muhammad Naveed, AFC (already appointed as District Food Controller / Storage & Enforcement Officer / Rationing Controller, Peshawar (BS-16) on acting charge basis for further appointment to the post of Assistant Director Food (BS-17) on acting charge basis in Food Department, as explained in the working paper, was discussed by the Departmental Promotion Committee at length. The Committee made the following observations/ recommendations:-


S.No	Name of Official	Current post and place of posting	Observation (s) / Recommendation (s)
1.	Mr. Muhammad Naveed AFC (Already appointed as DFC/S&EO/RC (BS-16) on acting charge basis).	Rationing Controller Peshawar (BS-16)	<p>1) In the light of Court's decision, the Department has already restored the seniority of Mr. Muhammad Naveed, AFC, and revised seniority of AFCs (as it stood on 30-10-2016) has been issued accordingly. On the basis of revised Seniority List of AFCs, the DPC in its meeting held on 23-12-2016 recommended him for appointment to the next higher scale (BS-16) on acting charge basis. On the recommendation of the DPC, he has been appointed as DFC/ S&EO / RC (BS-16) on acting charge basis on 04-01-2017.</p> <p>2) There is no provision in the Rules for appointment on acting charge basis for an officer/ official who is already appointed on acting charge basis which is yet to be regularized & has not completed the requisite length of service required for promotion to the next higher scale. Therefore, Appointments, Promotions and Transfers Rules, 1989 do not allow the instant case of promotion (to BS-17) before regular promotion & followed by completion of the requisite length of service in the present pay scale (BS-16).</p> <p>3) As per record No. Junior officer to him has been promoted to the post of Assistant Director Food (BS-17)</p> <p>4) Food Department has already implemented the decision of the Court in this behalf, as per rules.</p>

The meeting ended with a vote of thanks from & to the chair.

DEPUTY SECRETARY FOOD,
FOOD DEPARTMENT
KHYBER PAKHTUNKHWA


SECTION OFFICER (FR)
FINANCE DEPARTMENT
KHYBER PAKHTUNKHWA


DEPUTY SECRETARY (R-II)
ESTABLISHMENT DEPARTMENT
KHYBER PAKHTUNKHWA


SECRETARY-CUM-DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR.

Annex - VIII

27
482
366



GOVERNMENT OF KHYBER PAKHTUNKHWA
DIRECTORATE OF FOOD
PESHAWAR

No. 765 /PF-^{March}
Dated Peshawar the, 03 /February-2017

OFFICE ORDER

Consequent upon the appointment of Mr. Muhammad Naveed AFC (BS-14) to the post of DFC/S&EO/RC (BS-16) in the light of judgment of Khyber Pakhtunkhwa, Service Tribunal dated 15-08-2016, this Directorate earlier office order for retirement on attaining the age of superannuation of 60 years as AFC (BS-14) vide No. 4737/PF dated 02-09-2016 is hereby withdrawn.

On attaining the age of superannuation (i.e. Sixty Years) Mr. Muhammad Naveed Khan Rationing Controller Peshawar (BS-16) is hereby retired from Government Service with effect from 12-01-2017 (A.N)

**DIRECTOR FOOD
KHYBER PAKHTUN KHWA
PESHAWAR.**

Endorsement Even No & Date

A copy is forwarded to:-

1. PS to Secretary Food Khyber Pakhtunkhwa.
2. The Accountant General Khyber Pakhtunkhwa, Peshawar.
3. The Rationing Controller Peshawar.
4. Mr. Muhammad Naveed Khan RC Peshawar.
5. Personal File.

Bamat
**DIRECTOR FOOD
KHYBER PAKHTUN KHWA
PESHAWAR.** 01.03.17



Annex-~~A~~ 7-4

GOVERNMENT OF KHYBER PAKHTUNKHWA
LAW, PARLIAMENTARY AFFAIRS &
HUMAN RIGHTS DEPARTMENT

No. SO(OP-I)/LD/5-6/2012-VOL-IV /2017
DATED: PESH: THE 06 MARCH, 2017

428
38
11
4577
6-3-17

To

The Secretary to Govt of Khyber Pakhtunkhwa,
Food Department.

Subject:

ANTIDATION OF PROMOTION AS ASSISTANT FOOD
CONTROLLER AND DISTRICT FOOD CONTROLLER.

Dear Sir,

110

I am directed to refer to your Department's letter No. SOG/7-4/14-
15/P.X/3947 dated 28/02/2017 on the subject noted above and to state that the
Service Tribunal held that the appellant was entitled to be placed at the top of
seniority list at the relevant time after the clarification of policy as he was
adjusted against a lower post than his original scale. Thus the relevant time
was, his initial adjustment in Food Department from surplus pooled. The Food
Department may decide his appeal accordingly, that whether he was grant top
seniority position from the date of his initial adjustment as directed by the
Service Tribunal or otherwise.

Yours Faithfully,

[Signature]
Section Officer (Opinion-I)

Endst: of even No. & date.

Copy forwarded to the P.S to Secretary Law, Department.

Section Officer (Opinion-I)

SO(57)
Process, P13.
h
06/03

put up

1/2/17
2/03/2017
slc
17/03/17



Annex - IX

GOVERNMENT OF
KHYBER PAKHTUNKHWA
FOOD DEPARTMENT

29

NO.SOG/7-4/14-15/P.X/ 3947.
Dated Pesh: the 28-02-2017

To
The Secretary,
Government of Khyber Pakhtunkhwa,
Law Department.

Subject: ANTIDATION OF PROMOTION AS ASSISTANT FOOD CONTROLLER
AND DISTRICT FOOD CONTROLLER.

Dear Sir,

I am directed to enclose herewith an appeal of Mr. Muhammad Naveed Khan, on the subject noted above (Annex-A) and to say that appellant herein was previously working as Senior Clerk (BS-07) in the office of Deputy Commissioner, Mansehra. In the year, 2001, he was declared surplus and adjusted in the Food Department as Foodgrain Inspector (BS-06) on 26.01.2006, as per Surplus Pool Policy. The official preferred an appeal before the Service Tribunal, Peshawar on the plea that he was to be placed at the top of the seniority list in accordance with Surplus Pool Policy as he had been adjusted in a lower scale. The Court decided the case in his favour vide judgement dated 15.08.2016 (Annex-B). The Scrutiny Committee of Law Department did not find the case fit for filing an appeal in the Supreme Court of Pakistant (Annex-C). The official was, therefore placed at the top of the seniority list of Assistant Food Controller (as he was then Assistant Food Controller) in pursuance of Court's judgement, as referred to above. Consequently, he was appointed against the post of District Food Controller/S&EO on acting charge basis with immediate effect vide order dated 04.01.2017 (Annex-D) on the recommendation of the DPC. Meanwhile the official got retired from service w.e.f 12.01.2017.

02. Law Department is therefore requested to examine the instant appeal in the light of the Court's aforementioned decisions and subsequent action taken by this department and to advise whether the appeal of Mr. Muhammad Naveed Khan, Ex-DFC is tenable or otherwise please.

Encl: As above.

Yours faithfully,

FAZC
247
3-3-17

AD/E
SECTION OFFICER (GENERAL)

C.C:

- 1. Director Food, Khyber Pakhtunkhwa.
- 2. PS to Secretary Food, Khyber Pakhtunkhwa.

Supdt (EY)
RUE/12/AT
Please Part of
2/3/17

To,

The Secretary to Govt of Khyber Pakhtunkhwa,
Food Department.

Subject: ANTI-DATION OF PROMOTION AS ASSISTANT FOOD CONTROLLER AND DISTRICT
FOOD CONTROLLER.

Dear Sir,

With due respect it is stated that the undersigned was working in office of DC Mansehra in Senior Clerk (BPS-7). In the year, 2001, the undersigned was declared surplus. On 26.1.2006, the undersigned was adjusted in the lower Scale as FGI (BPS-6) in Food Department. In accordance with surplus pool policy, it was required to place the undersigned on top of the seniority list of FGI (BPS-06) as stood on 26.1.2006, however, the undersigned was awarded the seniority at the bottom of FGI.

2. The Hon'ble Courts was gracious enough to allow the undersigned the correct seniority position vide judgment dated 15.08.2016. The seniority of the undersigned has to be reckoned from 26.1.2006 below the name of Syed Asif Ali Shah AFC and above the name of Bashir Ahmad FGI (Reference is invited to Seniority list of AFC as stood on 31.8.2006 (Copy enclosed)).

3. The Department has not implemented the aforementioned judgment in its true sense. The undersigned was promoted as AFC on 22.4.2016 and subsequently was appointed on acting charge as DFC (BPS-16) on 4.1.2017 whereas on fixation of seniority, the undersigned was entitled for promotion as AFC on 15.6.2006 i.e the date my erstwhile junior Mr Bashir Ahmad was promoted as AFC and as DFC (BPS-16) on 16.5.2012 i.e the date of from the date of my erstwhile junior Mr Bashir Ahmad was promoted.

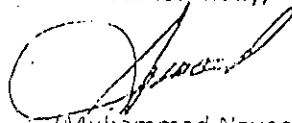
2. As per Hon'ble Supreme Court ruling the promotion is always made from the date of occurrence of vacancy. (Copies of the judgments are enclosed)

3. It is, therefore, requested that the undersigned may be promoted with all consequential benefits as AFC w.e.f. 15.6.2006 and as DFC w.e.f. 16.5.2012 from the dates my erstwhile juniors were promoted.

Encl: (10)

Rehman
15/02/17/

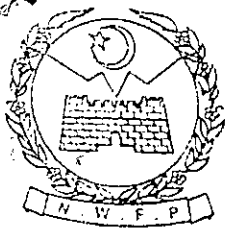
Your faithfully,



(Muhammad Naveed Khan),
Ex- DFC Food Department
Khyber Pakhtunkhwa

Annex-X

22



FOOD DIRECTORATE NWFP,

PESHAWAR

No. 77-79/ET-716-IV

Dated 15/03/2010

[Signature]

TO:-

1. All District Food Controllers in NWFP.
2. The Storage & Enforcement Officers, PRC Peshawar & NRC Azakhel.
3. The Rationing Controller, Peshawar.

Subject:-

SENIORITY LIST OF ASSISTANT FOOD CONTROLLER AS IT STOOD ON 05-03-2010

Memo:-

The Seniority List of Assistant Food Controllers as it stood on 05-03-2010 is enclosed herewith for your information. Please acknowledge receipt and circulate it amongst the concerned staff under your administrative control.

2 Variation if any, in the list be pointed out within stipulated period of two weeks time of the receipt of the Seniority List, otherwise it will be presumed that the concerned Assistant Food Controllers working under your control have no objection to their seniority position as contained in the list and it shall be treated as final and un disputed

[Signature]

DIRECTOR FOOD NWFP,
PESHAWAR.

No. 77-79-23 /ET-716-IV

Dated Peshawar, the 15/03/2010

Copy is forwarded to:-

1. The Section Officer, Food, Food Department NWFP, Peshawar for information.
2. All Deputy Directors Food in Food Directorate, NWFP, Peshawar.
3. The Assistant Director Food (Inspection) Food Directorate, NWFP, Peshawar
4. The Superintendent (Establishment) & (Inspection), in Food Directorate, NWFP, Peshawar for information and necessary action.

[Signature]


DIRECTOR FOOD NWFP,
PESHAWAR.

Total sanctioned posts	48
Held	36
Vacant	12

1	2	3	4	5	6	7	8	9	10
S.No.	Name of Govt Servant	Qualification	Date of birth	Domicile	Date of entry in to Govt service	Date of appointment to the post of FGI/Cane Inspector	Date of appointment to the present post	Method of recruitment	Date of superannuation
1.	Jan Nisar Khan	F.A	28.04.1951	Peshawar	13.06.1977	13.06.1977	07.02.1998	By Promotion	27.04.2011
2.	Javed Sultan	Matric	13.01.1956	Bannu	15.07.1975	24.01.1980	30.08.2000	By Promotion.	12.01.2016
3.	Asfandyar Khan	Matric	17.04.1953	Mardan	03.05.1973	20.03.1980	02-09-2000	By Promotion	16.04.2013
4.	Khanzada Khan	F.Sc	05.03.1956	Bannu	02.11.1980	22.06.1982	31.07.2003	By Promotion	14.03.2016
5.	Qazi Fida Ur Rehman	B.A	05.02.1963	Bannu	22.06.1982	23.06.1982	31.07.2003	By Promotion	04.02.2023
6.	Mohammad Iqbal	B.A	11.04.1960	Malakand	23.06.1962	26.06.1982	31.07.2003	By Promotion	10.04.2030
7.	Faridullah Khan Afridi	F.A	15.10.1958	D.I.Khan	26.06.1982	08-06-1982	20-12-2003	By Promotion	14.10.2018
8.	Muhammad Munir	F.A	24-05-1952	Abbottabad	19-04-1972	12.06.1982	20.12.2003	By Promotion	23-05-2012
9.	Ashfaq Jan Bangush	F.A	03.04.1950	Kohat	01.10.1974	09.06.1982	20.12.2003	By Promotion	02.04.2010
10.	Pir Hashmat Ali Shah	B.Sc	15.08.1951	S.Waziristan	03.10.1974	-	01.07.2005	By initial recruitment	14.08.2011
11.	Mohammad Zafarullah Khan	B.A	01.10.1963	Lakki Marwat	30.07.2005	-	29.04.2005	By initial recruitment	30.09.2023
12.	Jawad Ali	B.A / LLB	18.03.1983	Peshawar	30.07.2005	-	30.07.2005	By initial recruitment	17.03.2043
13.	Syed Asif Ali Shah	B.A / LLB	11.01.1988	Peshawar	30.07.2005	-	30.07.2005	By initial recruitment	10.01.2048
14.	Ainjad Ali	B.A	01.01.1975	Charsadda	04.03.2006	-	30.07.2005	By initial recruitment	31.12.2034
15.	Manzoor Ahmad	F.A	10.03.1950	Peshawar.	07.07.1973	26.03.1985	23.05.2006	By Promotion.	09.03.2010
16.	Obaid ur Rehman	F.A / B.Com	13.04.1953	Mardan	27.03.1975	24.03.1985	23.05.2006	By Promotion	12.04.2013
17.	Bashir Ahmad	Matric	04.02.1955	Chitral	01.06.1977	14.03.1985	23.05.2006	By Promotion	03.02.2015
18.	Amir Nawab	F.A.	08.04.1954	Malakand	01.04.1979	14.03.1985	05-11-2008	By Promotion	17.04.2014
19.	Kifayat Khan	B.A.	01.11.1959	Peshawar	20.02.1986	20.08.1986	05-11-2008	By Promotion	31.10.2019
20.	Ajab Khan	M.Sc.	13.08.1955	Swat	03.04.1979	13.06.1993	06-01-2009	By Promotion.	12.08.2015
21.	Din Muhammad Gul	Matric	18.02.1954	Kohat	22.10.1974	01.08.1994	06-01-2009	By Promotion	17.02.2014
22.	Raja Iftikhar Ahmed	F.A.	30.05.1954	Abbottabad	01.07.1982	17.11.1994	06-01-2009	By Promotion	29.05.2014
23.	Nazakat Hussain Shah	Matric	14.01.1955	Manshra	17.05.1995	17.05.1995	31-01-2009	By Promotion	13.01.2015
24.	Hasham Khan	M.A.	18.10.1971	M.Agency	08.02.1996	08.02.1996	31-01-2009	By Promotion	17.10.2031
25.	Sher Fayaz	M.A.	02.01.1969	Chitral	08.02.1996	08.02.1996	13-06-2009	By Promotion	01.01.2029
26.	Adil Badshah	B.Sc.	15.04.1972	Karak	08.02.1996	08.02.1996	13-06-2009	By Promotion	14.04.2032

3. The Assistant Director Food in Food Directorate, NWFP, Peshawar for information.
4. The Superintendent Food (Inspection) Food Directorate, NWFP, Peshawar for information and necessary action.

27.	Shad Muhammad	M.Sc.	25.05.1966	Mansehra	08.02.1996	01.06.1996	14-12-2009	By Promotion	24.15.2026
28.	Aurangzab	F.A.	18.01.1957	M.Agency	22.06.1982	23.12.1996	14-12-2009	By Promotion	27.11.2017
29.	Muhammad Nawab	B.Sc.	16.10.1958	FR Peshawar	22.06.1982	23.12.1996	14-12-2009	By Promotion	15.10.2018
30.	Mr. Hayat Khan	B.A	01.10.1961	Lakki Marwat	26.06.1982	23.12.1996	14-12-2009	By Promotion	25.05.2021
31.	Sher Afzal	F.A.	02.04.1960	FR Bannu	22.06.1982	23.12.1996	14-12-2009	By Promotion	01.04.2020
32.	Taj Bar Khan	F.A.	16.07.1957	Dir	23.06.1982	01.01.1997	14-12-2009	By Promotion	15.07.2017
33.	Abbas Khan	F.A.	06.05.1952	DIKhan	01.10.1983	25.03.1998	14-12-2009	By Promotion	05.05.2012
34.	Iqbal Hussain Afridi	B.A.	05.09.1962	K.Agency	22.06.1982	25.03.1998	14-12-2009	By Promotion	04.09.2022
35.	Aman Ullah	F.A.	15.06.1957	M.Agency	22.06.1982	25.03.1998	14-12-2009	By Promotion	14.06.2017
36.	Fazli Bari	B.A.	02.02.1961	Chitral	22.06.1982	30.08.2000	14-12-2009	By Promotion	01.02.2021
37.	Vacant							By initial recruitment	
38.	Vacant							By initial recruitment	
39.	Vacant							By initial recruitment	
40.	Vacant							By initial recruitment	
41.	Vacant							By initial recruitment	
42.	Vacant							By initial recruitment	
43.	Vacant							By initial recruitment	
44.	Vacant							By initial recruitment	
45.	Vacant							By Promotion	
46.	Vacant							By Promotion	
47.	Vacant							By Promotion	
48.	Vacant							By Promotion	


 ASSISTANT DIRECTOR FOOD (E)
 NWFP PESHAWAR

34



Annex - XI

FOOD DIRECTORATE,
KHYBER PAKHTUNKHWA
PESHAWAR

No 3217 /ET-716

Dated 21/10/2014

DTC - 2014

43

NOTIFICATION

In pursuance to Rule-17 of the Khyber Pakhtunkhwa Government Servants (Appointment, Promotion and Transfer) Rules 1989, the competent authority has been pleased to notify the following Final Seniority List of District Food Controller / Storage & Enforcement Officers / Rationing Controller Peshawar (BS-16) in the Food Department as it stood on 30-04-2014.

S.No	Name of Officer	Qualification.	Date of Birth.	Domicile	Date of entry into Government service.	Date of appointment to the present post.	Method of Recruitment /Appointment	Date of Superannuation
1.	Rashid Jamal	B.A /LLB	07.03.1969	Peshawar	26.11.1995	10-09-2009	By Promotion	06.03.2025
2.	Nazir Rehman	M.A	05.04.1970	FR Bannu	16.11.1995	10-09-2009	By Promotion	04.04.2025
3.	Syed Iqbal Hussain Shah	B.A	25.08.1958	Mansehra	28.04.1977	10-09-2009	By Promotion	24.08.2025
4.	Qazi Fida Ur Rehman	B.A	05.02.1963	Bannu	22.06.1982	30-03-2011	By Promotion	04.02.2025
5.	Mohammad Iqbal	B.A	11.04.1960	Malakand	23.06.1962	30-03-2011	By Promotion	10.04.2025
6.	Fariidullah Khan Afridi	F.A	15.10.1958	FR Peshawar	26.06.1982	30-03-2011	By Promotion	14.10.2025
7.	Mohammad Zafarullah Khan	B.A	01.10.1963	D.I.Khan	03.01.1986	12-01-2012	By promotion	30.09.2025
8.	Jawad Ali	B.A /LLB	18.03.1983	Peshawar	30.07.2005	12-01-2012	By promotion	17.03.2025
9.	Syed Asif Ali Shah	B.A /LLB	11.01.1988	Peshawar	30.07.2005	12-01-2012	By promotion	10.01.2025
10.	Amjad Ali	B.A	01.01.1975	Charsadda	04.03.2006	12-01-2012	By promotion	31.12.2025
11.	Bashir Ahmad	Matric	04.02.1955	Chitral	23.05.2006	16-05-2012	By Promotion	03.02.2025
12.	Ijaz Mahmood	B.A	27.05.1987	South Waziristan Agency	25-10-2013	25-10-2013	By Initial Recruitment	16.05.2025
13.	Noor Hayat	M.Sc (Hon)	23.02.1989	Mohamand Agency	25-10-2013	25-10-2013	By Initial Recruitment	22.02.2025
14.	Muhammad Shahab-ud Din	M.A (Political Science)	30.12.1987	Charsadda	25-10-2013	25-10-2013	By Initial Recruitment	01.01.2025
15.	Muhammad Ashfaq	M.A (LR)	02-01-1985	Dir lower	25-10-2013	25-10-2013	By Initial Recruitment	01.01.2025
16.	Abu Bakr	M.A	02-04-1986	Peshawar	25-10-2013	25-10-2013	By Initial Recruitment	01.04.2025
17.	Khan Zaman	M.A	01-04-1976	Karak	25-10-2013	25-10-2013	By Initial Recruitment	30.04.2025

Note The newly appointee DFCs/ S&EOs/RC (BS-16) of PSC given at Serial No.12 to 17 will not confer any right of Seniority till receiving of proper Merit List from Khyber Pakhtunkhwa Public Service Commission.

SD/
DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR

Endorsement No & date etc.

Copy is forwarded to:-

1. The Section Officer Food, Government of Khyber Pakhtunkhwa, Food Department Peshawar.
2. All Assistant Directors Food at Divisional level in Food Department Khyber Pakhtunkhwa.
3. All District Food Controllers in Khyber Pakhtunkhwa.
4. The Storage & Enforcement Officers PRC Peshawar and NRC Azakhel.
5. The Rationing Controller Peshawar.
6. Concerned File

ASSISTANT DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR

100

Annex-XII 8.1

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~~439~~



**GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT & ADMN. DEPARTMENT
(REGULATION WING)**

4/7/17
05/5/17

Food Department No. SOR-III (E&AD) 3-2/2013 (Vol-III)
Dated Peshawar the May 04, 2017

To

The Secretary to Govt. of Khyber Pakhtunkhwa,
Food Department

6042
05-05-2017


Subject: -

**ANTI-DATION OF PROMOTION AS ASSISTANT FOOD
CONTROLLER AND DISTRICT FOOD CONTROLLER**

Dear Sir,

I am directed to refer to Food Department letter No. SOF/8-1/2016/5173 dated 18.04.2017 on the captioned subject and to say (that as per decision of Service Tribunal, the official was granted seniority on top of the seniority list and subsequently promoted/appointed to higher pay scales BS-16 accordingly. Thus, Service Tribunal's Judgment appears to have been implemented in the instant case.)

Yours faithfully


(Abdul Ahad)

SECTION OFFICER (R-III)
Phone No.9211793

SOLE
↑
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OS



GOVERNMENT OF
KHYBER PAKHTUNKHWA
FOOD DEPARTMENT

NO.SOF/8-1/2016/ 5773
Dated Pesh: the 18-04-2017

37

To,

The Secretary,
Government of Khyber Pakhtunkhwa,
Establishment Department.

Subject:-

ANTIDATION OF PROMOTION AS ASSISTANT FOOD
CONTROLLER AND DITRICT FOOD CONTROLLER.

Dear Sir,

I am directed to refer to the subject noted above and to enclose
herewith a copy of Director Food Khyber Pakhtunkhwa self-explanatory
letter No. 1191/PF-1125-II dated 17-04-2017 alongwith its enclosures for
advice, please.

Encl: As above.

Yours faithfully,

SECTION OFFICER (GENERAL)

CC:-

- 1. Director Food, Khyber Pakhtunkhwa w/r to his letter as referred to above.
- 2. PS to Secretary Food, Khyber Pakhtunkhwa.

FCATC)

476

18/4/17

DDF (A&L)

Supdt (E)

Sum
19.4.17

Rec R/B A/P

19/4/17



GOVERNMENT OF
KHYBER PAKHTUNKHWA,
DIRECTORATE OF FOOD
PESHAWAR

No 1191 /PF-1125-II
Dated 17 /April, 2017

Handwritten initials and signature

To

The Section Officer General
Government of Khyber Pakhtunkhwa,
Food Department Peshawar.

Subject:-

**ANTIDATION OF PROMOTION AS ASSISTANT FOOD CONTROLLER AND
DISTRICT FOOD CONTROLLER**

Memo:-

Reference your letter No.SOF/8-1/2016/4069 dated 16-03-2017, on the subject noted above.

2 Muhammad Naveed Ex-Senior Clerk (BS-07) of District Coordination Officer Mansehra (Surplus Pool of DCO Mansehra) was adjusted as Foodgrain Inspector (BS-06) vide Office Order issued No.1054/ET-542-SPA dated 26-01-2006. The post was upgraded to BS-07 with effect from 02-2008 and further upgraded to (BS-09) with effect from 31-12-2013 in the Food Department Khyber Pakhtunkhwa Peshawar. His pay was protected in (BS-07) according to Policy contained in E&AD Department circulated No. SOR-I(E&AD)1-200/98 dated 08-06-2001 (Annex-I). The policy in vogue at the time of adjustment he was placed at the bottom of the Seniority List of Foodgrain Inspector (BS-06) as per instructions contained in Government of Khyber Pakhtunkhwa letter No. SOR-I(E&AD)1-200/98 dated 08-06-2001. In the mean time the Provincial Government of Khyber Pakhtunkhwa issued revised the Surplus Policy dated 08-06-2001 vide Notification No. SOR-IV (R&AD) Deptt/5-1/2205 dated 15-02-2006 (Annex-II)

3 Against his adjustment and placing at the bottom of Seniority List of Foodgrain Inspectors on appeal to the Khyber Pakhtunkhwa Service Tribunal, and as per judgement dated 15-08-2016 of Para-8 which is reproduced below:-

“A careful perusal of para-6 of the policy letter dated 08-06-2001 would suggest that in case of adjustment of a surplus employees against a post in corresponding basic pay scale with different designation / nomenclature of the post, was to be placed at the bottom of the seniority. It is nowhere mentioned in the said circular that an employee is to be placed that the bottom of the seniority list even if he is adjusted against a post lower than his original scale. The subsequent circular dated 15-02-2006 is in fact a clarification of the policy earlier issued by the Provincial Government vide letter 08-06-2001 with an object to remove the anomaly and as such the appellant cannot be deprived of his right to claim senior position at the top of the seniority list of the cadre in which he was adjusted against a post lower than his original scale. It is not worthy that an employee otherwise junior to appellant but if adjusted against a lower post after the amended policy letter dated 15-02-2006 at the top of seniority list would rank senior to appellant. Therefore depriving the appellant from seniority may not be in accordance with mandate of service structure/ laws. We therefore hold that the appellant was entitled to be placed at the top of

seniority list at the relevant time after the clarification of policy as he was adjusted against a post lower than his original scale. (Annex-III)

4 As per Court decision, the Seniority List of AFC as it stood on 31-10-2016 was revised and accordingly circulated amongst the concerned AFCs (Annex-IV). To allow his relevant time / original place of seniority position i.e. in seniority list of AFC's as it stood on 16-06-2007 (Annex-V). After placement of Mr. Syed Asif Ali Shah (Already appointed as Assistant Director Food (BS-17), His case for appointment as DFC/S&EO/RC (BS-16) on acting charge basis with other officials was placed before the DPC, the Committee examined the working paper and recommends him for appointment to the post of DFC / S&EO / RC (BS-16) on acting charge basis being Court decision (Annex-VI). To place his seniority at the relevant time further case for promotion/ appointment to the post of Assistant Director Food (BS-17) on acting charge basis was placed before the Committee. A copy of Minutes of DPC is placed at (Annex-VII). On attaining the age of superannuation of 60 years age Mr. Muhammad Naveed Rationing Controller, Peshawar was retired from service on 12-01-2017. To allow the financial benefit to the ex-officer, case was sent to the Law Department Khyber Pakhtunkhwa (Annex-VIII). The Law Department advice that "thus the relevant time was , his initial adjustment in Food Department from surplus pooled. The Food Department may decide his appeal accordingly"(Annex-IX) the following period as relevant time of promotion has been work out from different time froms seniority list of AFCs and DFCs.


- i) Promotion as Assistant Food Controller with effect from 26-06-2006 (Annex-X)
- ii) Promotion / Appointment as District Food Controller/ Storage & Enforcement Officer /Rationing Controller, Peshawar with effect from 16-05-2012 (Annex-X)

5 In view of the position explained above, the Establishment Department Khyber Pakhtunkhwa may kindly be approached for seeking necessary advice regarding his seniority position at relevant time, in different pay scale as mentioned above in favour of ex-officer concerned please.

/ .
DIRECTOR FOOD
KHYBER PAKHTUN KHWA
PESHAWAR.

Endorsement No & Date Even

Copy for information to Mr. Muhammad Naveed Ex- Rationing Controller Peshawar with reference to his application dated 17-02-2017.

? 2

DIRECTOR FOOD
KHYBER PAKHTUN KHWA
PESHAWAR. 14/ 604

Therefore to request that opinion of Establishment
Department with retrospective effect of the revised surplus pool policy may
be furnished in the instant case, please.

Encl: as above.

Yours faithfully,



SECTION OFFICER (GENERAL)

CC to:

1. Director Food, Khyber Pakhtunkhwa
2. P.S. Secretary Food Khyber Pakhtunkhwa.



GOVERNMENT OF KHYBER PAKHTUNKHWA
FOOD DEPARTMENT

NO.SOG/1.3/DPC/2018/Vol,
Dated Pesh: 15-06-2018

670

091-9225375

Fooddepartmentkpk@gmail.com

@fooddepartme

@foodsecretariat

To

✓
The Director Food,
Khyber Pakhtunkhwa,
Peshawar.

Subject:-

MINUTES OF DEPARTMENTAL PROMOTION COMMITTEE MEETING
HELD ON 30.05.2018 REGARDING PROMOTION OF MR. NAVEED
EX-RC PESHAWAR.

Dear Sir,

I am directed to refer to the subject noted above and to enclose herewith a copy of minutes of DPC meeting held on 30-05-2018 regarding promotion of Mr. Muhammad Naveed, Ex-RC Peshawar, duly signed by all concerned, for further necessary action, please.

Yours faithfully,

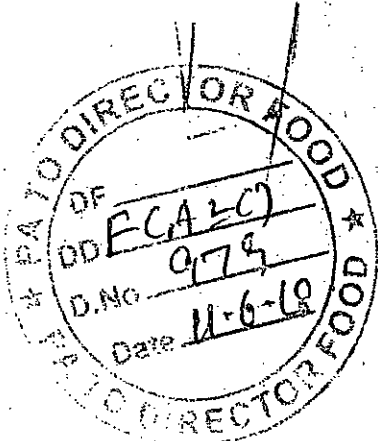
SECTION OFFICER (GENERAL)

Encl: as above.

CC to:-

P.S to Secretary Food Khyber Pakhtunkhwa.

Supd (E)
GA
12/6





155

**GOVERNMENT
KHYBER PAKHTUNKHWA
FOOD DEPARTMENT**

Subject:- MINUTES OF THE MEETING OF DEPARTMENTAL PROMOTION COMMITTEE DATED 30-05-2018.

A meeting of the Departmental Promotion Committee was held on 30-05-2018 at 11:00 a.m under the chairmanship of Secretary Food in his office for making recommendation to the antedated promotion of Ex-Rationing Controller, Peshawar Mr. Muhammad Naveed (BS-16) to the post of Assistant Director Food (BS-17) in wake of the judgment of the Service Tribunal Peshawar Camp Court Abbottabad in Execution Petition No.193/2017 dated 18-01-2018. The following attended the meeting:

- | | |
|---|--------|
| 1. Mr. Ahmad Kamal
Deputy Secretary Food | Member |
| 2. Mr. Nisar Ahmad
Director Food | Member |
| 3. Mr. Hidayatullah
S.O (FR), Finance Dept. | Member |
| 4. Mr. Shal-ul Ahmad
S.O(R-III), Establishment Dept. | Member |

2. The Deputy Secretary Food briefed the committee about the case. Mr. Muhammad Naveed (Ex-DFC/RC(BS-16) was adjusted in Food Directorate in one step lower scale as FGI (BS-06) from the surplus pool of DCO Mansehra on 26-01-2006 and accordingly he was placed at the bottom of seniority list pertaining to the relevant cadre as per policy instructions in-vogue at that time. Later on the officer claimed seniority at the top of seniority list through Service Tribunal, Peshawar as per revised surplus pool policy issued by Government on 15-02-2006. The Tribunal accepted the appeal in its judgment dated 15-08-2016 and accordingly the officer (serving as AFC at the time of judgment) was placed at the top of the Seniority List and consequently promoted as DFC. After retirement, the officer claimed seniority with retrospective effect through an appeal before the Service Tribunal, Camp Court Abbottabad vide Execution Petition No. 193/2017.


...the case for consideration of promotion

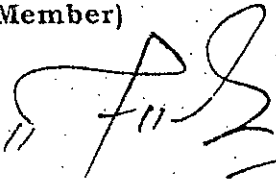
DFC/Storage & Enforcement Officer/Rationing Controller, Peshawar with effect from 16.5.2012 as per advice of the Establishment Department in light of Court decision dated 18.01.2018.

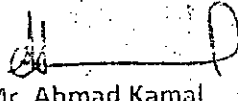
4. It was brought to the notice of the Committee that there are three cases of same nature in which different decisions have been received from Service Tribunal. Service Appeal No.349/2017 filed by Mr. Noor Khan, AFC versus Director Food, Khyber Pakhtunkhwa and others in the Khyber Pakhtunkhwa Service Tribunal for seniority on the basis of judgment in case of Mr. Muhammad Naveed dated 15.8.2016 and has been decided vide judgment dated 08.2.2018. Accordingly the case was placed before the Scrutiny Committee of Law Department for filing CPLA in the Supreme Court of Pakistan and accordingly was found fit for CPLA due to different decision of the Services Tribunal.

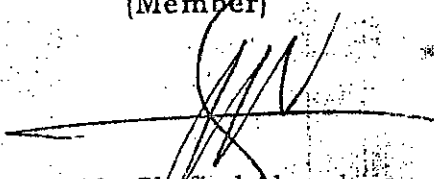
5. The Committee after thorough examination of the case decided that the Law Department may be approached again for advice through a detailed reference for re-examination of the case in the present scenario when this Department has filed CPLA in the Supreme court of Pakistan, in Noor Khan AFC case on the same grounds.


6. Meeting ended with a mutual vote of thanks to and from the chair.


Mr. Nisar Ahmad
Director Food
(Member)


Mr. Hidayatullah
S. O (FR), Finance Deptt:
(Member)


Mr. Ahmad Kamal
Deputy Secretary Food
(Member)


Mr. Shafi-ul Ahmad
S.O (R-III), Establishment Deptt:
(Member)


Mr. Muhammad Akbar Khan
Secretary Food
(Chairman)



GOVERNMENT OF KHYBER PAKHTUNKHWA
DIRECTORATE OF FOOD,
PESHAWAR

No: 1996 /PF-1125-III

Dated: 21/06/2019

091-9225378

M fooddirectoratkpk@gmail.com

@fooddirectoratkpk

@fooddirectoratkpk

To

The Rationing Controller,
Peshawar.

Subject:-

ARREAR CLAIM IN RESPECT OF MUHAMMAD NAVEED EX-RATIONING
CONTROLLER PESHAWAR

Memo:-

The Accounts Officer Pension (1) Office of Accountant General, Khyber Pakhtunkhwa Peshawar has returned the arrear claim in respect of Muhammad Naveed Ex-Rationing Controller Peshawar with the remarks that :-

"Pension case is returned in original with the remarks Revised Pension Papers may be provided with case.

Moreover, revised LPC may also be obtained from concerned Pay Roll and revised basic pay may be updated in SAP system by submitting source in Payroll of this office".

2 After doing the needful the case may be forwarded to the Accountant General Khyber Pakhtunkhwa Peshawar for consideration in early date.

Enclosed: Service Book (In original) with relevant documents.

Hassan
DIRECTOR FOOD
KHYBER PAKHTUN KHWA
PESHAWAR

Endorsement No & Date Even

Copy for information to:

- 1) The Section Officer General, Government of Khyber Pakhtunkhwa, Food Department Peshawar with reference to his letter No. SOG/Food/1-8/2018/2828 dated 24-04-2019.
- 2) The Assistant Director Food, Peshawar Division, Peshawar.
- 3) The Rationing Controller, Peshawar with reference to his letter No.2577-78/ dated 22-11-2018.
- 4) Mr. Muhammad Naveed Ex- Rationing Controller Peshawar.

Hassan
DIRECTOR FOOD
KHYBER PAKHTUN KHWA
PESHAWAR

Rev pension (I) N-83/16-17/2436

Dated 13/6/19

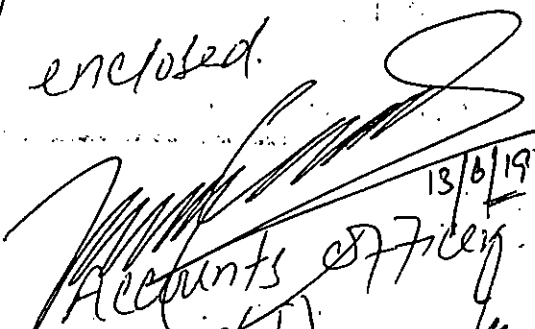
To

Director Food,
KPK Peshawar.

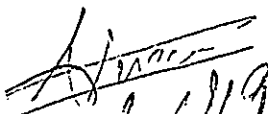
Subject: Revised pension Case in R/O Mohammad Naveed Ex.
Rationing Controlling Officer Peshawar.

Memo: Refer to your office letter no 1761/PF-1125-111 dated
27-05-19 on subject noted above.
pension Case is returned in original with
remarks that Revised pension papers may
be provided with pension Case.

Moreover, Revised LPE may be obtained from
concerned payroll & revised basic pay may
be updated in SAP system by submitting
source in payroll section of this office.
Revised pension Case is enclosed.


Accounts Officer
Pension (I)
13/6/19

R=0024


13/6/19

عدالت صواب چیرمین صاحب سروس ٹرینڈنگ لٹیاور

Execution Petition 010-193/2017

مہر نوید خان وہ مفلح ڈھان سندھ ٹیچنگ کالج ضلع مائٹروہ ریٹائرڈ
راشدنگ ٹرینڈنگ لٹیاور - پتھر: اختر حسین شاہ سیکری
ایڈیشنٹ چیرمین جنٹون خواہ ریٹیرہ

صواب عالی :- مقررہ تاریخ میں 12/11/2018

1: یہ کہ سائل کا یہی عرضہ میں سال قبل منسلک سرٹیفکیٹ
ع - جس پر عمل درآمد نا حال نہیں ہے۔

2: یہ کہ مقررہ تاریخ پیشی سے قبل بھی صواب چیرمین
صاحب کی سب حالتیں ہیں ع - جس وقت تک سرٹیفکیٹ
کے سائل کا مقدمہ میں تاریخ مہلتی رہی ہے - اور
اب سائل نے مقدمہ میں آئندہ تاریخ پیشی نوٹ
مقررہ ہے - نہ جانا -

کی تاریخ ایسی ماہ دسمبر میں کیسب کورٹ آف آباد
میں رکھ کر منظور مائٹروہ (پٹیشنر)
انوار علی -

مہر نوید خان مفلح ڈھان ضلع مائٹروہ (پٹیشنر)

For reasons noted in the application,
the date of hearing may be
accelerated to 19/12/2018
at Abbottabad with notice
to respondents for the date
fixed.

put up to the court along with
relevant execution petition.

3/12/18

3/12/18



GOVERNMENT OF
KHYBER PAKHTUNKHWA,
DIRECTORATE OF FOOD
PESHAWAR

No. 1191 /PF-1125-II
Dated 17 /April, 2017

To

The Section Officer General
Government of Khyber Pakhtunkhwa,
Food Department Peshawar.

Subject:-

**ANTIDATION OF PROMOTION AS ASSISTANT FOOD CONTROLLER AND
DISTRICT FOOD CONTROLLER**

Memo:-

Reference your letter No.SOF/8-1/2016/4069 dated 16-03-2017, on the subject noted above.

2 Muhammad Naveed Ex-Senior Clerk (BS-07) of District Coordination Officer Manshehra (Surplus Pool of DCO Manshehra) was adjusted as Foodgrain Inspector (BS-06) vide Office Order issued No.1054/ET-542-SPA dated 26-01-2006. The post was upgraded to BS-07 with effect from 02-2008 and further upgraded to (BS-09) with effect from 31-12-2013 in the Food Department Khyber Pakhtunkhwa Peshawar. His pay was protected in (BS-07) according to Policy contained in E&AD Department circulated No. SOR-I(E&AD)1-200/98 dated 08-06-2001 (Annex-I). The policy in vogue at the time of adjustment he was placed at the bottom of the Seniority List of Foodgrain Inspector (BS-06) as per instructions contained in Government of Khyber Pakhtunkhwa letter No. SOR-I(E&AD)1-200/98 dated 08-06-2001. In the mean time the Provincial Government of Khyber Pakhtunkhwa issued revised the Surplus Policy dated 08-06-2001 vide Notification No. SOR-IV (R&AD) Deptt/5-1/2205 dated 15-02-2006 (Annex-II)

3 Against his adjustment and placing at the bottom of Seniority List of Foodgrain Inspectors on appeal to the Khyber Pakhtunkhwa Service Tribunal, and as per judgement dated 15-08-2016 of Para-8 which is reproduced below:-

“A careful perusal of para-6 of the policy letter dated 08-06-2001 would suggest that in case of adjustment of a surplus employees against a post in corresponding basic pay scale with different designation / nomenclature of the post, was to be placed at the bottom of the seniority. It is nowhere mentioned in the said circular that an employee is to be placed that the bottom of the seniority list even if he is adjusted against a post lower than his original scale. The subsequent circular dated 15-02-2006 is in fact a clarification of the policy earlier issued by the Provincial Government vide letter 08-06-2001 with an object to remove the anomaly and as such the appellant cannot be deprived of his right to claim senior position at the top of the seniority list of the cadre in which he was adjusted against a post lower than his original scale. It is not worthy that an employee otherwise junior to appellant but if adjusted against a lower post after the amended policy letter dated 15-02-2006 at the top of seniority list would rank senior to appellant. Therefore depriving the appellant from seniority may not be in accordance with mandate of service structure/ laws. We therefore hold that the appellant was entitled to be placed at the top of

D NO: 736
17/4/2017



**GOVERNMENT OF
KHYBER PAKHTUNKHWA
FOOD DEPARTMENT**

Dated Peshawar the 17/11/2016

NOTIFICATION

No. SOF/1-3/13-14/Vol-VI/ 34/7 On promotion of the following officers against the posts of Assistant Director Food (BPS-17)/ Superintendent (BPS-17) vide notifications of even No. dated 10-11-2016, the competent authority is pleased to order their posting as noted against each:-


S.No	Name of Official	From	To
1.	Syed Asif Ali Shah	DFC Kohistan	ADF D.I. Khan against the vacant post.
2.	Mr. Jaffar Shah	Office of DFC Malakand at Dargai	Superintendent (Audit) Food Directorate, against the vacant post.

Sd/-
**SECRETARY TO GOVT. OF KHYBER PAKHTUNKHWA
FOOD DEPARTMENT, PESHAWAR**

Endst: No. & date even

Copy of the above is forwarded for information to:-

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director Food, Khyber Pakhtunkhwa, Peshawar.
3. All Deputy/Assistant Directors Food in Khyber Pakhtunkhwa.
4. P.S to Minister Food, Khyber Pakhtunkhwa.
5. P.S to Secretary Food, Khyber Pakhtunkhwa.
6. District Accounts Officers, Malakand and Kohistan.
7. Districts Food Controllers, Malakand and Kohistan.
8. Officers concerned.


SECTION OFFICER FOOD



FOOD DIRECTORATE,
HYDERABAD
PUNJAB

No. 5466/C-6 (Service Tribunal)

Dated the 13 / 12 / 2018

To,


✓ The Assistant Director Food,
Hazara Division at Abbottabad.

Subject: - APPEAL NO.193/17 OF 2018 MR. NAYEED AND OTHERS
APPELLANT / PETITIONER VERSUS SECRETARY
ESTABLISHMENT AND OTHERS

Memo:-


Reference Section Officer (Lit) letter No. SO(Lit)/Food/7-4/14-15/P.X/1853 dated 07-12-2018, on the subject.

You are therefore directed to provide the minutes of Departmental Promotion Committee meeting and adjustment order of the appellant/petitioner in the Honourable Service Tribunal on 19-12-2018 positively.


BY DIRECTOR FOOD,
HYDERABAD

Endst: No & Date Even.

Copy is forwarded to the Section Officer (Lit) for information.


BY DIRECTOR FOOD,
HYDERABAD

MOST IMMEDIATE



**GOVERNMENT OF KHYBER PAKHTUNKHWA
FOOD DEPARTMENT**

NO. 500/P.F./DPC/VAL.XI/1232
Dated Pesh: the 05-08-2018

001-9221373

www.governmentofkpk.gov.pk

@fooddeptpk

@fooddeptpk

To

1. The Secretary, Establishment Department, Peshawar.
2. The Secretary, Finance Department, Peshawar.

Subject: **MEETING OF DEPARTMENTAL PROMOTION COMMITTEE**

Dear Sir,

I am directed to refer to the subject noted above and to state that meeting of the Departmental Promotion Committee of Food Department will be held under the chairmanship of Secretary Food, Khyber Pakhtunkhwa in his office on **15.08.2018 at 11.00 a.m** on the following agenda (working papers are enclosed).

1. **PROMOTION OF ASSISTANTS (BS-16) TO THE POST OF SUPERINTENDENTS (BS-17) ON REGULAR BASIS.**
2. **PROMOTION OF ASSISTANT FOOD CONTROLLER (BS-14) TO THE POST OF DISTRICT FOOD CONTROLLER (BS-17) ON REGULAR BASIS.**
3. **PROMOTION/APPOINTMENT OF MR. MUHAMMAD NAVEED, EX-NATIONING CONTROLLER, PESHAWAR, ON RELEVANT POST AS PER COURT JUDGEMENT DATED 15.01.2018. (Services Tribunal, Camp Court Abbottabad asked for submission of implementation report in the equity item no. 09 on 28-08-2018).**

You are therefore requested to kindly appoint a well conversant representative of your Department to attend the meeting as per schedule.

Encl: As above.

Yours faithfully,

SECTION OFFICER (GENERAL)

CC along with working paper to:-

- 1. Director, Food, Khyber Pakhtunkhwa.
- 2. Deputy Secretary, Food, Khyber Pakhtunkhwa.
- 3. Secretary, Food, Khyber Pakhtunkhwa.

Shahid (D) / Peshawar
will attend work
preparation

147/06 FGI B-7
156/06 APC B-11
162/12 BFC B-16

17/10/2018

**MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING HELD
ON 27-08-2018 AT 11:00 AM IN THE OFFICE OF THE SECRETARY FOOD, KHYBER PAKHTUNKHWA,
PESHAWAR.**

A meeting of the Departmental Promotion Committee was held under the chairmanship of Secretary Food, Khyber Pakhtunkhwa Peshawar in his office on 27-08-2018 at 11:00 A.M. The following members attended the meeting:-

- | | | |
|-------|---|--------|
| (i) | Ahmad Kamal
Deputy Secretary Food, Khyber Pakhtunkhwa, | Member |
| (ii) | Mr. Riaz-ul Karim
Deputy Director Food (A&C) Food Directorate, Peshawar. | Member |
| (iii) | Mr. Shafi ul Ahmad
Section Officer (R-III)
Government of Khyber Pakhtunkhwa Establishment Department
Peshawar. | Member |
| (iv) | Mr. Tariq Mehmood,
Superintendent,
Government of Khyber Pakhtunkhwa Finance Department
Peshawar | Member |

2 The Departmental Promotion Committee examined the case for consideration of promotion of Mr. Muhammad Naveed Ex-Rationing Controller, Peshawar from relevant time as Assistant Food Controller (BS-11) with effect from 15-06-2006 and as District Food Controller / Storage & Enforcement Officer / Rationing Controller, Peshawar (BS-16) with effect from 16-05-2012 as per advice of Law Department in light of Court decision dated 18-01-2018.

3 Muhammad Naveed Khan Ex-Rationing Controller (BS-16) was adjusted in Food Directorate in one step lower scale as Foodgrain Inspector (BS-06) from the surplus pool of DCO Mansehra on 26-01-2006 and accordingly he was placed at the bottom of seniority list pertaining to the relevant case as per policy instructions in vogue at that time. Later on the officer claimed seniority at the top of seniority list through Service Tribunal, Peshawar as per revised surplus pool policy issued by Government on 15-02-2006. The Tribunal accepted the appeal in its judgment dated 15-08-2016 (and accordingly the officer (serving as AFC at the time of judgment) was placed at the top of the Seniority List and consequently he was appointed as DFC/S&EO/RC (BS-16).

4 After retirement, the officer claimed seniority with retrospective effect through an appeal before the Service Tribunal, Camp Court Abbottabad vide Execution Petition No.193/2017. The case was placed before the Departmental Promotion Committee in its meeting held on 30-05-2018 for consideration of promotion of Mr. Muhammad Naveed, Ex-Rationing Controller, Peshawar from relevant time as Assistant Food Controller, with effect from 15-06-2006 and District Food Controller / Storage & Enforcement Officer / Rationing Controller Peshawar with effect from 16-05-2012 as per advice of the Establishment Department in light of Court decision dated 18-01-2018.

5 The Departmental Promotion Committee examined the case in his earlier meeting dated 30-05-2018 and recommended that the Law Department may also be approached again for advice for re-examination of the case. The Law Department advice that implementation of Judgment passed in service appeal No.831/2015 dated 15-08-2016 titled as Mr. Muhammad Naveed versus Government of Khyber Pakhtunkhwa has already attained finality and the same will not be set out as precedent in other cases as it is a judgment in personum not in rem. Hence, in view of the above Administrative Department is advised to implement the judgment in order to avoid contempt of Court proceedings.



GOVERNMENT OF KHYBER PAKHTUNKHWA
DIRECTORATE OF FOOD,
PESHAWAR

No: 4494/G-275-DPC

Dated: 04/10/2018

091-9225378

fooddirectorategk@gmail.com



@fooddirectorategk



@fooddirectorategk

OFFICE ORDER.

In compliance of the minutes of the Departmental Promotion Committee meeting held on 27-08-2018 under the chairmanship of Secretary Food Khyber Pakhtunkhwa and in continuation of this Directorate earlier office orders No.4911/G-275-DPC dated 31-05-2013, No. 2288 / G-275-DPC dated 22-04-2016 and No. 2466/ET-678 dated 03-05-2016 the competent authority is pleased to promote Mr. Muhammad Naveed, Foodgrain Inspector (BS-07) to the post of Assistant Food Controller (BS-11) on regular basis with effect from 15-06-2006 as relevant time to implement the judgment of Khyber Pakhtunkhwa Service Tribunal dated 18-01-2018 in the case of Service Appeal No.831/2015 Muhammad Naveed VS Government of Khyber Pakhtunkhwa.

[Signature]
DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR

Endorsement No & Date Even

Copy for information to:-

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. PS to Secretary Food Khyber Pakhtunkhwa, Peshawar.
3. The concerned District Accounts Officers in Khyber Pakhtunkhwa.
4. The Additional Registrar Khyber Pakhtunkhwa Service Tribunal with reference to judgment dated 18-01-2018.
5. All Assistant Directors Food at Divisional level in Khyber Pakhtunkhwa.
6. All District Food Controllers in Khyber Pakhtunkhwa.
7. The Storage & Enforcement Officers PRC Peshawar and NRC Azakhel.
8. The Rationing Controller, Peshawar.
9. Official concerned/ Personal File.

[Signature]
DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR



GOVERNMENT OF KHYBER PAKHTUNKHWA
DIRECTORATE OF FOOD,
PESHAWAR

No: 4193 /G/275-DPC

Dated: 06/1/2018

091-9225378



fooddirectoratkpk@gmail.com



@fooddirectoratkpk



@FoodDirectorate

OFFICE ORDER.

In compliance of the minutes of the Departmental Promotion Committee meeting held on 27-08-2018 under the chairmanship of Secretary Food, Khyber Pakhtunkhwa and in continuation of this Directorate earlier office order No 32/G/275-DPC dated 04-01-2017, the competent authority is pleased to promote Mr. Muhammad Naveed Assistant Food Controller (BS-14) to the post of District Food Controller / Storage & Enforcement Officer / Rationing Controller (BS-16) on regular basis with effect from 16-05-2012 as relevant time to implement the judgment of Khyber Pakhtunkhwa Service Tribunal dated 18-01-2018 in the case of Service Appeal No 831/2015 Muhammad Naveed VS Government of Khyber Pakhtunkhwa.

[Signature]
DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR

Endorsement No & Date-Even

Copy for information to:-

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. PS to Secretary Food, Khyber Pakhtunkhwa, Peshawar.
3. The concerned District Accounts Officers in Khyber Pakhtunkhwa.
4. The Additional Registrar Khyber Pakhtunkhwa Service Tribunal with reference to his judgement dated 18-01-2018.
5. All Assistant Directors Food at Divisional level in Khyber Pakhtunkhwa.
6. All District Food Controllers in Khyber Pakhtunkhwa.
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8. The Rationing Controller, Peshawar.
9. Officer concerned/ Personal File.

[Signature]
DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR

[Signature]

DBA number

520

BC No.

09-2521

S.No 99861

Secretary
District Bar Association
Abbottabad

Name of Advocate

سید وقار نقوی

وکالت نامہ

بعدالت جناب: KPK سروس سٹریٹون

عنوان: سید وقار نقوی نام: APO

منجانب: سائل نوعیت مقدمہ: کو صغیر عدالت

باعث تحریر آنکہ: کو صغیر عدالت

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے بیرونی وجوہات ہی برائے پیشی یا تہفہ مقدمہ بمقام سید وقار نقوی کے لیے

سید وقار نقوی اندر عدالت صغیر کی طرف سے

کو حسب ذیل شرائط پر کھیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا ہوں گا اور بروقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر مظہر حاضر نہ ہوا اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروقت تعطیل بیرونی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ پکھری کے علاوہ کسی اور جگہ سماعت ہونے پر یا بروقت تعطیل یا پکھری کے اوقات کے آگے پیچھے پیش ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا بخاندانے کے واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پرواختہ صاحب موصوف مثل کردہ ذات منظور و مقبول ہوگا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی دہرتم درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کرنے اور ہر قسم کارروپی وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس پر ثالثی و راضی نامہ و فیصلہ برحلف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا اور بصورت جانے میر و نجات از پکھری صدر اپیل و برآمدگی مقدمہ یا منسوخ ڈگری یا منسوخ درخواست حکم امتناعی یا قرتی یا گرفتاری قبل از گرفتاری و اجراءے ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ مختانہ بیرونی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکور یا اس کے کسی جزو کی کارروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے وکیل کو بھی ہر امر میں وہی اور ایسے اختیار حاصل ہوگا جسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ ہر جانب التوا پڑے گا وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری میں تاریخ پیشی سے پہلے اذانہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی بیرونی نہ کریں اور اس صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

مورخہ: 2019-8-21

مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔ دن ماہ سال

Waqar Nazki