

BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA, PESHAWAR

Service Appeal NO. 1456/2022

Rafi Ullah, Ex-Director Planning BPS-19 Directorate of Agriculture Engineering,  
Khyber Pakhtunkhwa

**Appellant**

**VERSUS**

1. Government of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar;
2. The Secretary Agriculture, Government of Khyber Pakhtunkhwa, Agriculture, Livestock Fisheries & Cooperative Department.

**RESPONDENTS**

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**APPELLANT**

**VERSUS**

1. Government of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar;
2. The Secretary Agriculture, Government of Khyber Pakhtunkhwa, Agriculture, Livestock Fisheries & Cooperative Department.

**RESPONDENTS**

**PARA WISE REPLY ON BEHALF OF RESPONDENTS.**

**RESPECTFULLY SHEWETH:**

**PRELIMINARY OBJECTIONS**

1. That the appellant has no cause of action and locus standi to file the instant appeal.
2. That the appeal is not maintainable in its present form as it is based on malafide intentions.
3. That the appellant is estopped by his own conduct, to bring the present appeal
4. That the instant appeal is bad for misjoinder and non-joinder of parties.
5. That the appeal of the appellant is barred by law and limitation.
6. That the appellant has got no prima facie to file instant appeal.

**REPLY TO FACTS**

1. No comments.
2. No comments.
3. Correct to the extent that the appellant was promoted to the post of Director Planning (BPS-19) after fulfilling the prescribed procedure on 04.02.2022 through Provincial Selection Board (PSB).

4. Correct to the extent that the august Peshawar High Court, Peshawar judgement dated 22.09.2020 states as reproduced below: -

*This Court could not intervene, in such factual controversy, while writ jurisdiction could only be invoked, if the established right of a person is infringed. No any right of petitioner is taken away by the impugned look-after order, in favour of respondent No.4, therefore, this petition being devoid of merit is disposed of in term that respondents shall fill up the vacant post on regular basis, in accordance with law and rules on the subject, within 60 days.*

It is pertinent to mention here that the status of the post of Director, Agricultural Engineering BS-19 was not clear till April, 2021 as the Provincial Government was involved in litigation regarding the age of retirement of Civil Servants and had filed CPLA/Appeal against the judgment of the Peshawar High Court dated 19.02.2020 in Writ Petition No. 5673-P/2019 on account of reinstating of the Khyber Pakhtunkhwa Civil Servants (Amendment) Act, 2019. Therefore, the said vacancy was reserved for the Ex-Director, Agricultural Engineering (now retired from service) vide Government of Khyber Pakhtunkhwa, Agriculture, Livestock and Cooperative Department Notification No. SOE (AD)/20-63/83/Mahmood Jan/Retirement case/462 dated 05.04.2021 (**Annexure-A**) as per Khyber Pakhtunkhwa Civil Servants (Amendment) Ordinance, 2021 (**Annexure-B**).

Furthermore, the Appellant was also involved in a departmental inquiry which was finalized during the month of April, 2021, (**Annexure-C**) while PERs of the Petitioner for the period 19.03.2020 to 31.12.2020 were also pending at his end for which he was already informed by Director, Agricultural Engineering, Khyber Pakhtunkhwa, Tarnab Peshawar vide his office letter No. 4152-64/DAE/Estt: 3/30 dated 12.04.2021(**Annexure-D**) and letter No. 7355-68/DAE/Estt: 3/30 dated 08.06.2021 (**Annexure- E**).

In view of the above, the promotion case of the appellant was not processed, as the availability of Performance Evaluation Report (PERs) is mandatory for consideration of promotion cases through Provincial Selection Board (PSB). The requisite PERs were received on 09.08.2021 from the Appellant and then the promotion case was processed through Government of Khyber Pakhtunkhwa,

Agriculture, Livestock and Cooperatives Department vide letter dated 25.10.2021  
**(Annexure-F).**

On recommendations of the Provincial Selection Board, in its meeting held on 02.12.2021, the appellant was promoted/posted to the post of Director Planning vide Notification dated 04.02.2022 **(Annexure-G)**

5. Incorrect and not admitted. Factual position is given in Para-04 of the facts above.
6. Incorrect and not admitted as the departmental appeal was time barred.

**GROUND.**

- A. Incorrect and not admitted. Factual position is given in Para-04 of the facts above.
- B. No comments.
- C. Incorrect and not admitted. Factual position is given in Para-4 of the facts above.
- D. Incorrect. The respondents acted in accordance with laws.
- E. Incorrect and not agreed. The respondents always acted upon the rules/regulations in public interest.
- F. Incorrect and not agreed. Factual position is given in Para-4 of the facts.
- G. Needs no comments.
- H. That the respondents may be allowed to raise and submit additional grounds during the course of arguments.

It is, therefore, most humbly prayed that on acceptance of the para-wise comments, the appeal being devoid of merits may graciously be dismissed with cost.

**Chief Secretary,**  
Government of Khyber Pakhtunkhwa,  
**(Respondent No.01)**

**Secretary,**  
Government of Khyber Pakhtunkhwa,  
Agriculture, Department  
**(Respondent No.02)**



A  
GOVERNMENT OF  
KHYBER PAKHTUNKHWA  
AGRICULTURE LIVESTOCK FISHERIES & COOPERATIVE  
DEPARTMENT

Dated Peshawar, the 05<sup>th</sup> April, 2021

**NOTIFICATION**

**NO. SOE (AD)/20-63/83/Mehmood Jan/Retirement Case: 462** In terms of Rule-20 of the Khyber Pakhtunkhwa Civil Servants Revised Leave Rules, 1981 and instructions issued from time to time, sanction is hereby accorded to encashment of leave preparatory to retirement, equal to 365 days in favour of **Mr. Mahmood Jan, Ex-Director (BS-19) Agriculture Engineering, Khyber Pakhtunkhwa, Peshawar (BS-19) w.e.f 11.09.2018 to 11.09.2019.**

02. In pursuance of Sub Sections (1&2) of Section-13(A) of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No.XVIII of 1973), read with Sub-Section (3) thereof, and in supersession of Notification **NO.SOE(AD)20-63/83** dated 18-03-2020 Mr. Mahmood Jan, Ex-Director (BS-19) Agriculture Engineering, Khyber Pakhtunkhwa, Tarnab, Peshawar stands retired from Government Service with effect from **11-09-2019** on attaining the sixtieth (60<sup>th</sup>) years of age, as his date birth is **12-09-1959.**

03. Any salary, allowances and other ancillary benefits received or drawn by him on or after **11-09-2019** till date, shall be deemed to have been validly received and drawn.

Order of Mr.  
Director, Agric Engineering  
K.W.P.S., Tarnab Peshawar  
Slip No. 2208  
dated 6-4-21

Sd/-  
**SECRETARY AGRICULTURE**  
Khyber Pakhtunkhwa  
Tarnab

**Endst. of Even No. & Date.**

Copy forwarded for information and necessary action to the:-

- 1) The Accountant General, Khyber Pakhtunkhwa, Peshawar.
- 2) The Director General, Agriculture Engineering, Khyber Pakhtunkhwa, Peshawar.
- 3) The Director, Agriculture Engineering, Khyber Pakhtunkhwa, Tarnab, Peshawar.
- 4) Officer concerned.
- 5) P.S to Secretary Establishment Department, Government of Khyber Pakhtunkhwa.
- 6) P.S to Secretary, Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
- 7) P.A to Deputy Secretary (Admn.), Agriculture, Livestock and Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
- 8) Master file.

*[Handwritten signature]*

11/04/21  
E.H. Anwar  
20/04/21  
Section Officer (Litigation)  
Agriculture, Livestock & Coop. Department  
Khyber Pakhtunkhwa Peshawar

SECTION OFFICER ESTT:  
AGRICULTURE DEPARTMENT



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ESTABLISHMENT DEPARTMENT  
No. SO(Policy)E&AD/1-13/2019  
Dated Peshawar, the 30<sup>th</sup> March, 2021

21  
P.6

To

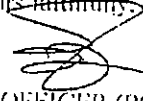
1. The Additional Chief Secretary, Khyber Pakhtunkhwa,  
Planning & Development Department.
2. The Senior Member Board of Revenue,  
Khyber Pakhtunkhwa.
3. All Administrative Secretaries to  
Government of Khyber Pakhtunkhwa.
4. All Heads of Attached Department,  
Khyber Pakhtunkhwa.
5. All Divisional Commissioner, Khyber Pakhtunkhwa.

Subject: KHYBER PAKHTUNKHWA CIVIL SERVANTS (AMENDMENT)  
ORDINANCE, 2021

Dear Sir,

I am directed to refer to the subject and to enclose herewith a copy of the Khyber Pakhtunkhwa Civil Servants (Amendment) Ordinance, 2021 issued vide notification No. LEGIS:1 (21) 73 dated 26-03-2021. Specimen Notifications under Section 13(A)(1) and Section 13A(2) of ibid Ordinance are attached for further necessary action at your end please.

Yours faithfully,

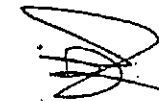
  
SECTION OFFICER (POLICY)

ENDST: NO. & DATE EVEN

Copy forwarded to:-

1. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
2. The Principal Secretary to Chief Minister Khyber Pakhtunkhwa.
3. The Accountant General, Khyber Pakhtunkhwa.
4. The Registrar, Peshawar High Court, Peshawar.
5. PSO to Chief Secretary, Khyber Pakhtunkhwa.
6. All Section Officers in Establishment & Administration Department.
7. PS to Secretary Establishment Department, Khyber Pakhtunkhwa.
8. PS to Special Secretary (Reg), Establishment Department.
9. PS to Special Secretary (Estab), Establishment Department.

Stamp: Peshawar  
No. 3866  
Date: 20-6-21

  
SECTION OFFICER (POLICY)

7  
30/6/21  
30/06/21  
Estab  
30/06/21



# KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, FRIDAY, 26<sup>TH</sup> MARCH, 2021.

## GOVERNMENT OF THE KHYBER PAKHTUNKHWA LAW, PARLIAMENTARY AFFAIRS AND HUMAN RIGHTS DEPARTMENT.

### NOTIFICATION

Dated Peshawar, the 26<sup>th</sup> March, 2021.

No. LEGIS:1 (21) 73 -- The following Ordinance by the Governor of the Khyber Pakhtunkhwa is hereby published for general information:

### THE KHYBER PAKHTUNKHWA CIVIL SERVANTS (AMENDMENT) ORDINANCE, 2021.

(THE KHYBER PAKHTUNKHWA ORD. NO. II OF 2021)

An  
Ordinance

*further to amend the Khyber Pakhtunkhwa Civil  
Servants Act, 1973*

WHEREAS it is expedient further to amend the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973) in the manner hereafter appearing;

AND WHEREAS the Provincial Assembly is not in session and the Governor of the Province of the Khyber Pakhtunkhwa is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by Clause (1) of Article 128 of the Constitution of the Islamic Republic of Pakistan, the Governor of the Khyber Pakhtunkhwa is pleased to make and promulgate the following Ordinance:

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*Muhammad*  
Secretary, Law, Parliamentary Affairs and Human Rights Department  
Peshawar

1. Short title and commencement:--- (1) This Ordinance may be called the Khyber Pakhtunkhwa Civil Servants (Amendment) Ordinance, 2021.

(2) It shall come into force from 31<sup>st</sup> July, 2019.

2. Substitution of section 13 of the Khyber Pakhtunkhwa Act No. XVIII of 1973. --- In the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973), hereinafter referred to as the said Act, for section 13, the following shall be substituted, namely:

"13. Retirement from service.--- (1) A Civil Servant shall retire from service on the completion of sixtieth (60<sup>th</sup>) year of his age.

(2) A Civil Servant may opt to retire early from service, after completion of twenty five (25) years of qualifying service or attaining the age of fifty five (55) years, whichever is later.

(3) Notwithstanding anything contained in sub-sections (1) and (2), the competent authority may in the public interest, direct that a Civil Servant may retire from service, from such date, as may be determined by the competent authority, after he has completed twenty (20) years of service, qualifying for pension or other retirement benefits, in the manner as may be prescribed:

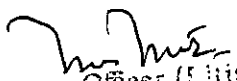
Provided that no direction under this sub-section shall be made until the Civil Servant has been informed in writing of the grounds on which it is proposed to make the direction, and has been given a reasonable opportunity of showing cause against the said direction.

*Explanation.*- In this section, the expression "competent authority" means the appointing authority prescribed in rule 4 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989."

3. Insertion of section 13A of the Khyber Pakhtunkhwa Act No. XVIII of 1973. --- In the said Act, after section 13, as so substituted, the following new section shall be inserted, namely:

"13A. Protection of certain acts.--- (1) All the Civil Servants, who were conditionally retired from service on or after 31<sup>st</sup> day of July, 2019 shall, for all intents and purposes, be deemed to have been regularly retired from service on the date of attaining sixtieth (60<sup>th</sup>) years of age.

(2) Any Civil Servant, who has completed sixty (60) years of age but is not retired from service, by virtue of or in pursuance of the Khyber Pakhtunkhwa Civil Servants (Amendment) Act, 2019, shall be deemed to have been retired from service from the date when such Civil Servant has completed sixty (60) years of age.

  
Section Officer (Litigation)  
Agriculture, Livestock & Coop. Department  
Khyber Pakhtunkhwa Peshawar



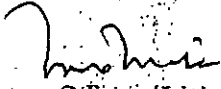
(3) Any salary, allowances and other ancillary benefits received or drawn by such Civil Servant under this section on or after 31<sup>st</sup> day of July, 2019 shall be deemed to be validly received and drawn.

Peshawar,  
Dated 25<sup>th</sup> March, 2021

SHAH FARMAN  
Governor of the Khyber Pakhtunkhwa

MASOOD AHMAD  
Secretary to Government of the Khyber Pakhtunkhwa  
Law, Parliamentary Affairs and Human Rights  
Department

Printed and published by the Manager,  
State Ptg. Deptt., Khyber Pakhtunkhwa, Peshawar.

  
Section Officer (Litigation)  
Agriculture, Livestock & Coop. Department  
Khyber Pakhtunkhwa Peshawar



(9)

**GOVERNMENT OF  
KHYBER PAKHTUNKHWA  
AGRICULTURE LIVESTOCK & COOPERATIVE  
DEPARTMENT**

Dated Peshawar, the 1<sup>st</sup> April, 2021

**NOTIFICATION**

**NO. SOE (AD)9-3/2014/AE: 1459** WHEREAS, Mr. Rafiullah Khan, Agriculture Engineer (BS-18) District Mardan, and Mr. Majid Jahangir, Senior Clerk (BS-14) office of the Section Officer (Establishment), Agriculture Department were proceeded against under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011 for the charges mentioned in the charge sheet and statement of allegations.

2. AND WHEREAS, Mr. Muhammad Fayaz, Additional Secretary, Zakat & Social Welfare Department was appointed as Inquiry Officer to conduct inquiry against the said officer/official for the charges levelled against them.

3. AND WHEREAS, the Inquiry Officer after considering the allegations, evidence on record, explanation of the officer/official, submitted his report, where under the charges levelled against the accused officer/official have not been proved.

4. NOW THEREFORE, the Competent Authority, after having considered the charges, evidence on record, the explanation of the accused officer/official, finding of the Inquiry Officer and in exercising his powers under Rule 14(5)(i) of the Khyber Pakhtunkhwa, Government Servants (Efficiency & Discipline) Rules, 2011 has been pleased to **exonerate** the officer/official from all the charges levelled against them.

**SD/-  
SECRETARY AGRICULTURE  
KHYBER PAKHTUNKHWA**

**Endst. of even No. & Date.**

Copy forwarded for information and necessary action to: -

1. The Director Agriculture Engineering, Khyber Pakhtunkhwa, Peshawar.
2. The Director General, Soil and Water Conservation, Khyber Pakhtunkhwa.
3. The District Accounts Officer, Mardan.
4. Officer concerned.
5. P.S to Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar.
6. P.S to Secretary Establishment Department, Government of Khyber Pakhtunkhwa, Peshawar.
7. P.S to Secretary Agriculture, Livestock, Fisheries & Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
8. P.A to Deputy Secretary (Admn) Agriculture, Livestock, Fisheries & Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
9. Official concerned.
10. Master File.

Section Officer  
Agriculture Department  
Khyber Pakhtunkhwa  
Peshawar

Dispatched  
Date: 4/2/21  
Agriculture & Livestock & Coop  
Deptt: Peshawar

g/c  
Section Officer-Estt.  
Agriculture Department



www.agriengineering.kp.gov.pk  
D  
DIRECTORATE OF AGRICULTURAL ENGINEERING, KHYBER  
PAKHTUNKHWA, TARNAB, PESHAWAR

G.T.Road, Tarnab Peshawar ☎️ & ☎️ 091-2964063  
E-mail daekpktarnab@gmail.com



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P.10

No. 4146-57 /DAE/Estt:/3/30 dated Tarnab, the 12 / 04 /2021  
To,

1. The Asstt: Agricultural Engineer, Tarnab Peshawar.
2. The Assistant Agricultural Engineer, Chitral.
3. The Assistant Agricultural Engineer, Mansehra.
4. The Agricultural Engineer, Haripur.
5. The Assistant Agricultural Engineer, Swat.
6. The Agricultural Engineer, Malakand at Bathkela

Subject: ANNUAL CONFIDENTIAL REPORTS. P 205

Reference: Your office letter No. 669/AE Peshawar dated 01.03.2021, No. 63/AE Chitral dated 01.02.2021, No. 121/AE Mansehra dated 08.03.2021, No. 127/AE Haripur dated 11.03.2021, No. 217/AE Swat dated 17.03.2021 and No. 202/AE Mkd dated 03.03.2021. 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Memo:

The Annual Confidential Reports for the period 01.01.2020 to 31.12.2020 received with letters under reference are returned herewith with the remarks that the said ACR's may be re-submitted (in-duplicate) in two portions for countersignature of the Countersigning Authority as per detail given to proceed further in the matter.

1. 01.01.2020 to 18.03.2020 for countersignature of Engr. Mahmood Jan, Ex-Director.
2. 19.03.2020 to 31.12.2020 for countersignature of Engr. Nazeer Abbas, present Director.

You are further directed to furnish a certificate regarding that nothing of ACR's are pending of Officers/Officials pertaining to your office.

(Encl: as above:)

Director,  
Agricultural Engineering,  
Khyber Pakhtunkhwa; Tarnab, Peshawar

No. 4152-64 /DAE/Estt:/3/30 dated Tarnab, the 12 / 04 /2021  
Copy of the above is forwarded to: -

1. All Agricultural Engineers in Khyber Pakhtunkhwa;
  2. All Deputy Directors in Khyber Pakhtunkhwa;
  3. All Assistant Agricultural Engineers in Khyber Pakhtunkhwa;
- for information and similar necessary action.

Section Officer (Litigation)  
Agriculture, Livestock & Coop. Department  
Khyber Pakhtunkhwa Peshawar

Director,  
Agricultural Engineering,  
Khyber Pakhtunkhwa; Tarnab, Peshawar



www.agriengineering.kp.gov.pk  
DIRECTORATE OF  
AGRICULTURAL ENGINEERING,  
KHYBER PAKHTUNKHWA, TARNAB, PESHAWAR  
G.T. Road, Tarnab Peshawar,  
☎ & ☎ 091-2964063  
E-mail daekpktarnab@gmail.com



11

**CONFIDENTIAL**

No. 7354 /DAE/Estt: /3/30  
To,

dated Tarnab, the

08 / 06 / 2021

The Secretary,  
Government of Khyber Pakhtunkhwa,  
Agriculture, Livestock & Coop: Department,  
Peshawar.

Subject: **PERFORMANCE EVALUATION REPORT.**  
Memo:

The Performance Evaluation Report (In duplicate) in respect of the following Officer for the period noted against each are submitted herewith for favour of countersignature and one copy thereof may be returned to this office please.

| S# | Name with designation.                                       | Period.                  |
|----|--|--------------------------|
| 1. | Engr. Rafiullah Khan,<br>Agricultural Engineer.              | 01.01.2020 to 18.03.2020 |
| 2. | Engr. Naseem Javed,<br>Agricultural Engineer.                | 01.01.2020 to 18.03.2020 |
| 3. | Engr. Mansoorullah Khan,<br>Assistant Agricultural Engineer. | 01.01.2020 to 18.03.2020 |

(Encl: as Above)

Director,  
Agricultural Engineering,  
Khyber Pakhtunkhwa, Tarnab, Peshawar

No. 7355-68 /DAE/Estt: /3/30

dated Tarnab, the

08 / 06 / 2021

Copy of the above is forwarded to: -

1. All Agricultural Engineers in Khyber Pakhtunkhwa;
  2. The Deputy Director of this office;
  3. The Deputy Director (Planning) of this office;
  4. All Assistant Agricultural Engineers in Khyber Pakhtunkhwa;
- for information with reference to this office Endst: No. 4152-64/DAE/Estt: 3/30 dated 12.04.2021 and they are once again directed to furnish the pending ACR's of him/her-self as well as of the Officers/Officials pertaining to their offices in two portion (01.01.2021 to 18.03.2021 and 19.03.2020 to 31.12.2020) or otherwise provide a certificate regarding that nothing of ACR's are pending.

Director,  
Agricultural Engineering,  
Khyber Pakhtunkhwa, Tarnab, Peshawar

Director,  
Agricultural Engineering,  
Khyber Pakhtunkhwa, Tarnab, Peshawar



3/32 F (12) P-128  
GOVERNMENT OF  
KHYBER PAKHTUNKHWA  
AGRICULTURE LIVESTOCK & COOPERATIVE DEPARTMENT

SOE(AD)V-7/PSB Cases/18-19/AE/2021/1937  
Dated Peshawar, the October 25<sup>th</sup>, 2021

To,

The Section Officer (PSB),  
Establishment Department,  
Khyber Pakhtunkhwa, Peshawar.

Subject:

WORKING PAPER FOR PROVINCIAL SELECTION BOARD REGARDING  
PROMOTION OF AGRICULTURAL ENGINEER / DEPUTY DIRECTOR  
AGRICULTURAL ENGINEERING / DEPUTY DIRECTOR PLANNING (BS-18)  
TO THE POST OF BS-19 OF AGRICULTURAL ENGINEERING WING OF  
AGRICULTURE DEPARTMENT

I am directed to refer to the subject noted above and to enclose herewith 7 sets of working papers of officers of Agricultural Engineering wing of Agriculture Department for promotion from BS-18 to the post of BS-19, complete in all respect alongwith presentation (soft form) for placing before Provincial Selection Board for consideration, in light of order sheet dated 14.10.2021 of the Honorable Peshawar High Court, Peshawar in COC No. 262-P/2021 in WP No. 2150-P/2020 (Annex-A).


Encls. As Above:

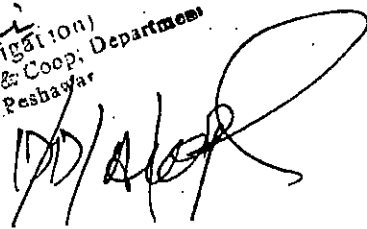
  
SECTION OFFICER-ESTT:

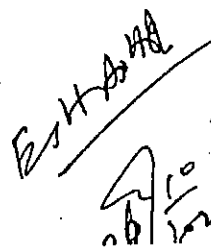
Endst. Of even No. & Date.

Copy forwarded to:

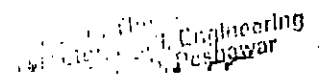
1. P.S to Chief Secretary, Khyber Pakhtunkhwa. A copy of the order sheet dated 14.10.2021 of the Honorable Peshawar High Court, Peshawar in COC No. 262-P/2021 in WP No. 2150-P/2020 is attached herewith for information, please.
2. The Director, Agricultural Engineering, Khyber Pakhtunkhwa, Peshawar.
3. The Section Officer (Litigation), Agriculture, Livestock, Fisheries & Cooperative Department, Khyber Pakhtunkhwa, Peshawar for information, please.
4. P.S to Secretary, Agriculture, Livestock, Fisheries & Cooperative Department Khyber Pakhtunkhwa, Peshawar.
5. P.A to Deputy Secretary (Admn), Agriculture, Livestock, Fisheries & Cooperative Department Khyber Pakhtunkhwa, Peshawar.
6. Master File

  
Section Officer (Litigation)  
Agriculture, Livestock & Coop. Department  
Khyber Pakhtunkhwa Peshawar





  
SECTION OFFICER-ESTT:

  
Agricultural Engineering  
Peshawar

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GOVERNMENT OF KHYBER PAKHTUNKHWA  
AGRICULTURE LIVESTOCK FISHERIES &  
COOPERATIVE DEPARTMENT

P.13  
Annex I

Dated Peshawar, the 4<sup>th</sup> February, 2022

**NOTIFICATION**

**NO. SOE(AD)3(3)Posting Transfer/AE/21/177** Consequent upon the Promotion of Engr. Rafiullah, Deputy Director Planning (BS-18) to the post of (BS-19) vide this Department's Notification No. SOE(AD)V-7/FSB/AE/21/29 dated 12<sup>th</sup> January, 2022, the Competent Authority is pleased to post him as Director Planning (BS-19), Directorate of Agricultural Engineering, Khyber Pakhtunkhwa, Tarnab Peshawar in the best interest of public service with immediate effect.

02. The officer on his promotion is authorized to actualize his promotion against the existing post.

SD/-  
SECRETARY AGRICULTURE

**Endst. of Even No. & Date:**

Copy forwarded for information and necessary action to:

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. The Director, Agricultural Engineering, Khyber Pakhtunkhwa, Peshawar.
3. P.S to Minister for Agriculture, Livestock, Fisheries & Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
4. P.S to Secretary Agriculture, Livestock, Fisheries & Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
5. P.A to Deputy Secretary (Admn), Agriculture, Livestock, Fisheries & Cooperative Department, Khyber Pakhtunkhwa, Peshawar.
6. Officer concerned/Personal File.
7. Master File.

ATTESTED

SECTION OFFICER-ESTT:  
AGRICULTURE DEPARTMENT

Section Officer (Litigation)  
Agriculture, Livestock & Coop; Department  
Khyber Pakhtunkhwa Peshawar

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR**

Service Appeals No. 1456 of 2022

Eng. Rafiullah Khan .....Appellant

**Versus**

Government of Khyber Pakhtunkhwa and Others .....Respondent

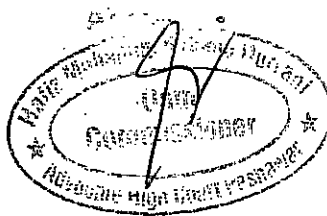
**AFFIDAVIT**

I, Janat Khan, Superintendent BPS-17, Agriculture Engineering Department, Khyber Pakhtunkhwa do hereby solemnly affirm and declare that the Joint Para Wise comments in the above tilted cases are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.

Deponent

CNIC No.17301-5749129-5  
Cell No. 0345-9395389

20 FEB 2023



BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

Service Appeals No. 1456 of 2022

Eng. Rafi Ullah

.....Appellant

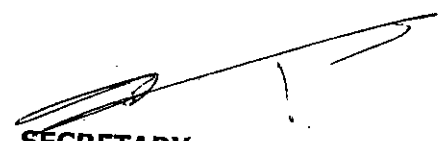
**Versus**

GOVERNMENT OF KHYBER PAKHTUNKHWA AND OTHERS

.....Respondents

**AUTHORITY LETTER**

I, hereby authorize Mr. Janat Khan, Superintendent BPS-17, O/O Agricultural Engineering Khyber Pakhtunkhwa Peshawar to file Para wise comments as well as pursue the case on behalf of respondents in the Khyber Pakhtunkhwa Service Tribunal, Peshawar till decision of the case.



**SECRETARY**

Government of Khyber Pakhtunkhwa,  
Agriculture Department  
(Respondent No.2)