



Late Diary  
10<sup>th</sup> Oct, 2022

Despite direction for fixation of the cases for the shortest possible dates, the office has fixed this case for a longer date. The Reader of the court is wanted to be careful in future. The date fixed in this case is accelerated to 25/11/2022. Notices be issued to the parties and their counsel for the date fixed.

  
(Fareeha Paul)  
Member(E)


  
(Kalim Arshad Khan)  
Chairman

15<sup>th</sup> Nov. 2022 Assistant to learned counsel for the appellant present.

Mr. Kabirullah Khattak, Addl. Advocate General for the respondents present.

Former requested for adjournment due to engagement of learned senior counsel for the appellant before Honourable Peshawar High Court. Adjourned. Being old case of 2019, last chance is given. To come up for arguments on 27.12.2022 before the D.B.


SCANNED  
10/11/2022  
Peshawar

  
(FAREEHA PAUL)  
Member(E)

  
(ROZINA REHMAN)  
Member (J)

27-12-22

Due to winter vacation the case is adjourned to 3-4-23  
Before the same

  
Reader

30<sup>th</sup> May, 2022

Learned counsel for the appellant present. Mr. Naeer ud Din Shah, Assistant AG alongwith Dr. Hamid Ullah, SRO for the respondents present.

Learned counsel for the appellant submitted an application for permission to amend the appeal. Application is allowed. Learned counsel for the appellant is directed to submit amended memo of appeal alongwith annexure complete in all respects in office within a week positively. Copy of which be given to the respondents. To come up for arguments on 04.08.2022 before the D.B.

  
(Mian Muhammad)  
Member(E)

  
(Kalim Arshad Khan)  
Chairman

4-8-2022


Proper DB not available the case is  
adjourned to 10-10-2022

  
Reader

10<sup>th</sup> Oct, 2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Learned counsel for the appellant has submitted amended appeal which is available on file. To come up for reply/arguments on 15.12.2022 before the D.B.


  
(Fareeha Paul)  
Member(Executive)

(Kalim Arshad Khan)  
Chairman

02.11.2021

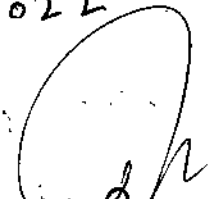
Appellant present in person and Mr. Javidullah,  
Asstt. AG for the respondents present.

The learned Member (Judicial) is on leave,  
therefore, case is adjourned. To come up for arguments  
on 07.02.2022 before the D.B.

  
Chairman

7-2-2021

Due to retirement of the  
Honble Chairman the case is  
adjourned to come up for the same  
as before on 30-5-2022

  
Reader

A.No. 505/2019, Haidar Ali

03.03.2021

Due to COVID-19, the case is adjourned for the same on 09.04.2021 before D.B

  
READER

9.4.2021


due to COVID-19, the case is adjourned to 27.7.21 for the same.

  
Reader

27.07.2021

Appellant alongwith his counsel Mr. Gohar Ali, Advocate, present. Dr. Hameed Ullah, Senior Research Officer alongwith Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not met preparation for arguments. Adjourned. To come up for arguments before the D.B on 02.11.2021.

  
(ATIQ-UR-REHMAN WAZIR)  
MEMBER (EXECUTIVE)


  
(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

20.09.2021

Case was fixed for 02.11.2021 but on the written request of learned counsel for appellant, case file was requisitioned.

Counsel for appellant and Kabirullah Khattak learned Additional Advocate General for respondents present.

Former made a request for adjournment. Request is accorded. To come up for arguments on 02.11.2021 before D.B.

  
(Rozina Rehman)  
Member (J)

  
Chairman

19-5.2020

Due to COVID19, the case is adjourned to  
10/8/2020 for the same as before.

Reader

10.08.2020

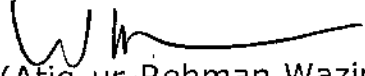
Due to summer vacations case to come up for the same on  
13.10.2020 before D.B.

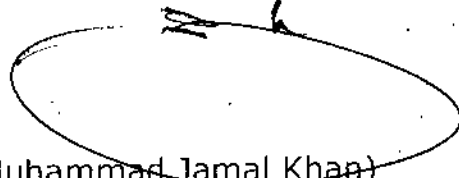
Reader

13.10.2020

Appellant is present in person. Mr. Kabirullah Khattak,  
Additional Advocate General alongwith representative of the  
department Dr. Hameed Ullah Khan, Senior Research Officer are also  
present.

Appellant submitted that his counsel is busy in the Hon'ble  
Peshawar High Court, Peshawar and requested for adjournment.  
Adjourned to 07.12.2020 on which to come up for arguments before  
D.B.

  
(Atiq-ur-Rehman Wazir)  
Member (Executive)

  
(Muhammad Jamal Khan)  
Member (Judicial)

07.12.2020

Due to pandemic of Covid-19, the case is adjourned to  
03.03.2021 for the same as before.

Reader

19.12.2019

Appellant in person and Addl. AG alongwith Dr. Hameedullah, SRO for the respondents present.

Representative of respondents seeks time to furnish the requisite reply/comments. Last opportunity granted. To come up for written reply/comments on 03.02.2020 before S.B.

Chairman



03.02.2020

Appellant in person present. Addl: AG alongwith Mr. Hamidullah, Senior Research Officer for official respondents no. 1 to 4 and private respondent no. 5 and 6 in person present. Written reply on behalf of official respondents no. 1 to 4 submitted, while private respondents no. 5 and 6 rely on the same. Case to come up for arguments on 17.03.2020 before D.B.

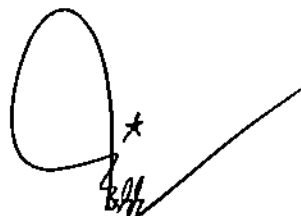
Member



17.03.2020

Appellant in person present. Addl: AG alongwith mr. Zubair Khan, Senior Clerk and Mr. Sajid, Supdt for respondents present. Due to general strike on the call of Peshawar Bar Council, the instant case is adjourned. To come up for arguments on 19.05.2020 before D.B.

(MAIN MUHAMMAD)  
MEMBER



(M.AMIN KHAN KUNDI)  
MEMBER



505/19

11.09.2019

Mr. Mir Zaman Safi Advocate for learned counsel for the appellant present.

An application for extension of time to deposit security and process fee has been submitted on behalf of the appellant. It is mentioned in the application that on the last date of hearing when the appellant was on his way back from the Tribunal premises he suffered a heart attack and is hospitalized till date. Due to the said fact the requisite deposit could not be made in time.

The grounds noted in the application warrant its accepted. The same is allowed and the period for making the requisite deposit is extended by another period. After the deposit office shall issue notices to the respondents for submission of reply/comments on 07.10.2019 before S.B.

Appellant Deposited  
Security Process Fee

11/9/19

Chairman 

07.10.2019

Appellant in person and Addl. AG alongwith Hameedullah, SRO for the respondents present.

Representative of respondents requests for time to submit reply/comments. To come up for written reply/comments on 06.11.2019 before S.B.

Chairman 

06.11.2019

Appellant in person and Addl. AG alongwith Dr. Hameedullah, Senior Research Officer for the respondents present.

Representative of respondents seeks time to furnish the requisite reply. Adjourned to 19.12.2019 on which date the reply/comments shall positively be submitted.

Chairman 

24.05.2019

Appellant with counsel present. Preliminary arguments heard.

The appellant (Office Assistant) has filed the present service appeal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 being aggrieved against the promotion of his junior colleagues to the post of Superintendent while ignoring him on the pretext of want/missing of his PERs for 18 years. The appellant has annexed office order dated 11.12.2018 (Annexure-E) as the impugned order.

Points urged need consideration. The appeal is admitted for regular hearing subject to all the legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for written reply/comments. To come up for written reply/comments on 19.07.2019 before S.B.

  
Member

19.07.2019

Appellant in person present.

An application for extension of time to deposit the security and process fee has been moved today. The reason for non-deposit of requisite deposit is stated to be the ignorance of appellant regarding the rules. Further it is noted that his learned counsel also did not instruct him to do so.

The application is allowed and period for deposit of security and process fee is extended for another three working days. After the deposit, notices to the respondents shall be issued for submission of written reply/comments on 11.09.2019 before S.B.

Chairman 



SCANNED  
KPSTI  
Reshewa



Form- A  
FORM OF ORDER SHEET

Court of \_\_\_\_\_


Case No. 505/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	15/04/2019	<p style="text-align: center;">The appeal of Mr. Haider Ali resubmitted today by Mr. Gohar Ali Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 15/4/19</p>
2-	22/04/19	<p style="text-align: center;">This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>24/05/19</u></p> <p style="text-align: right;"> CHAIRMAN</p>

Appellant has impugned two separate orders against different cause of action. He also preferred two separate departmental appeals against the said orders. Therefore, the appeal is returned to the counsel for the appellant with the observations that the appellant is required to file two separate service appeals against each order under the law.

No. 712 /S.T,

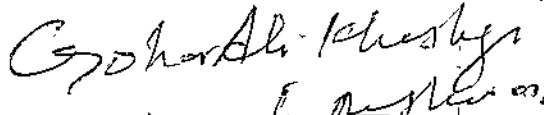
Dt. 5-4-2019

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Gohar Ali Adv. Pesh.

Sir.

The objection above has been removed by submitting two separate appeals. re-submitted for perusal please.

  
Gohar Ali Kheshgi  
Advocate High Court  
Peshawar

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 620

Dated 15/4/2019

11/4/2019

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

Service Appeal No. 505 /2019

Haider Ali.....(Appellant)

**V E R S U S**

Director, General (Research), Livestock and Dairy  
Development Department and others.....(Respondents)

**I N D E X**

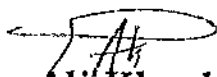
<b>S.No</b>	<b>Description of Documents</b>	<b>Annex</b>	<b>Pages</b>
1.	Service Appeal		1-6
2.	Addresses of the parties		7-8
3.	Appointment letter, Jr. Clerk/ SC/Assistant.	A	9-11
4.	Seniority list of the Assistants.	B	12-13
5.	Letter of respondents of PER Wanted	C	14
6.	Reply to letter of PER	D	15
7.	Notification of promotion to Superintendent.	E	16
8.,	Departmental appeal of appellant	F	17

  
Appellant

Through

**Gohar Ali Khesghi**  
Advocate High Court  
Peshawar

Dated: 03/04/2019

  
**Gohar Ali Khesghi**  
Advocate High Court,  
Peshawar.  
Cell No. 0345-9082942

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**

**PESHAWAR.**

Service Appeal No. \_\_\_\_\_/2019

Haider Ali S/O Fazali Wadood R/O Village and P.O. Cheena,  
Tehsil and District Charsadda, posted as Assistant in the  
Office of Director General (Research) Livestock and Dairy  
Development Department, Khyber Pakhtunkhwa,  
Peshawar.....(Appellant)

**V E R S U S**

1. Director General (Research), Livestock and Dairy  
Development Department Khyber Pakhtunkhwa, Peshawar.
2. Secretary Agriculture Livestock and Cooperatives  
Department, Khyber Pakhtunkhwa, Civil Secretariat  
Peshawar.
3. Government of Pakistan through Chief Secretary, Khyber  
Pakhtunkhwa, Civil Secretariat, Peshawar.
4. Secretary Finance Khyber Pakhtunkhwa, Civil Secretariat,  
Peshawar.
5. Mohammad Ikram Assistant in the Office of the Director  
General (Research) Livestock and Dairy Development  
Department Peshawar now promoted as Superintendent in  
the same office.

Gohar Ali Kheshgi  
Advocate High Court  
Peshawar

6. Shamshad Ali Assistant in the Office of the Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa Peshawar now promoted as Superintendent in the same office.....(Respondents)

APPEAL U/S 4 OF KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL,  
1974, CONSIDERING THE APPELLANT  
FOR PROMOTION TO THE POST OF  
SUPERINTENDENT ON THE BASIS OF  
SENIORITY LIST AND ELIGIBILITY AND  
SETTING ASIDE THE IMPUGNED ORDER  
OF THE PROMOTION OF RESPONDENTS  
NO. 5 AND 6 WHICH IS WRONG AND  
ILLEGAL ANNEXURE-E BEARING NO.  
SO(LFC)AD-E-(373)/2018, DATED  
11/12/2018.

Gohar Ali Khashgi  
 Advocate High Court  
 Peshawar

**Respectfully Sheweth:**

The appellant submits as under:

1. That appellant was appointed as Junior Clerk in 23<sup>rd</sup> April 1984 in Agriculture Department of Research and Livestock, Peshawar, then Senior Clerk and now posted as Assistant as mentioned above dated 01/04/1988, Annexure-"A".
2. That final seniority list of the Assistants as by promotion and initial appointment was circulated in which the appellant stood at Serial No. 2 while respondent No. 5 stood at Serial No. 4 due to removal of Serial No. 4 of the list, and Respondent No. 6 at Serial No. 3 of the list as annexure "B".
3. That respondents officials as authority processed the promotion of the Assistants in Research, Livestock and Dairy Development Department in which the appellant being a Senior to Respondents No. 5 and 6 was not considered for the want of missing PERS for 18 years, in that connection a letter was written to Director Livestock Research

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and Dairy Development Department as annexure "C" which was duly replied by appellant as annexure "D".

4. That respondent No. 2 did not consider the reply of the appellant and notified the promotion of Respondent No. 5 and 6 and neglected the appellant for promotion as annexure "E".
5. That appellant aggrieved of the order notification of Respondent No. 2 filed a departmental appeal to respondent No. 3 for ~~repeal~~<sup>reappraisal</sup> of his grievances which is still pending undecided, respondent No. 3 slept over it and 90 days have been elapsed as annexure "F".
6. That the appellant may also be allowed to rely on additional ground at the time of arguments please:

**GROUNDS:**

- A. That promotion of juniors and neglecting of senior is unlawful, illegal one.

Gohar Ali Kheshgi  
Advocate High Court  
Peshawar


- 5
- B. That production of PER in the responsibility of respondents, not of the appellant.
- C. That the appellant is eligible and fit for promotion.

It is, therefore, humbly prayed that on acceptance of this appeal, the impugned notification of promotion of junior neglecting senior one, is to be set aside and consider the appellant for promotion w.e.f the date of promotion of junior of the appellant with back benefit or any other relief which deems fit may also be granted please, as annexure "E".

  
Appellant

Through

Gohar Ali Khashgi/  
Advocate High Court  
Peshawar

  
**Gohar Ali Khashgi**  
Advocate High Court,  
Peshawar.

Dated: 03/04/2019



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

Service Appeal No. \_\_\_\_\_/2019

Haider Ali.....(Appellant)

**VERSUS**

Director General (Research), Livestock and Dairy  
Development Department and others.....(Respondents)

**AFFIDAVIT**

I, Haider Ali S/O Fazale Wadood R/O Village and P.O. Cheena, Tehsil and District Charsadda, posted as Assistant in the Office of Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar, do hereby solemnly affirm and declare that all the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



**DEPONENT**  
CNIC: 17101-0361281-1



Gohar Ali Khan  
Advocate  
Peshawar

7

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

Service Appeal No. \_\_\_\_\_/2019

Haider Ali.....(Appellant)

**V E R S U S**

Director General (Research), Livestock and Dairy  
Development Department and others.....(Respondents)

**ADDRESSES OF THE PARTIES**

**APPELLANT:**

Haider Ali S/O Fazale Wadood R/O Village and P.O.  
Cheena, Tehsil and District Peshawar, posted as Assistant  
in the Office of Director General (Research) Livestock and  
Dairy Development Department, Khyber Pakhtunkhwa,  
Peshawar.

**RESPONDENTS:**

1. Director General (Research), Livestock and Dairy  
Development Department Khyber Pakhtunkhwa, Peshawar.
2. Secretary Agriculture Livestock and Cooperatives  
Department, Khyber Pakhtunkhwa, Civil Secretariat  
Peshawar.
3. Government of Pakistan through Chief Secretary Khyber  
Pakhtunkhwa, Civil Secretariat, Peshawar.

Gohar Ali Khan  
Advocate High Court  
Peshawar


4. Secretary Finance Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
5. Mohammad Ikram, Assistant in the Office of the Director General (Research) Livestock and Dairy Development Department Peshawar now promoted as Superintendent in the same office.
6. Shamshad Ali Assistant in the Office of the Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa Peshawar now promoted as Superintendent in the same office.

  
Appellant

Gohar Ali Kheshgi  
Advocate High Court  
Peshawar

Through

Dated: 03/04/2019

  
**Gohar Ali Kheshgi**  
Advocate High Court,  
Peshawar.

Mr. Haider Ali S/O Fazli Wadood is hereby offered a temporary post of Junior Clerk in B-5(526-18-880) Plus annual allowances as admissible under the rules at the Livestock Research & Development Farm, Surezai.

His appointment in the project is purely on temporary basis and his service will be terminated at any time without assigning any reason and serving any previous notice.

He has to join his duty at his own expenses.

He will have to produce a medical certificate of fitness if his services continued beyond six months.

He will be liable to transfer any where in North West Frontier Province.

In case, he wishes to resign at any time fifteen days notice will be necessary or in lieu thereof a 15 days pay will be forfeited.

If he accepts the offer on the above terms and conditions he should report for duty to the project Director of the Livestock Farm at Surezai immediately.

GO/- R X X  
(DR. S. Y. ANSARI)  
DIRECTOR.

SO. 1698-1703/VRI dated Peshawar the 21/4/1984.

Copy of the above forwarded for information & necessary action to:-

1. Mr. Haider Ali S/O Fazli Wadood C/O Mohd Ilyas, Typist  
Office of the Deputy Director, Poultry, Peshawar.
2. The Accountant General, N.W.F.P., Peshawar.
3. The Project Director, LS Research & Dev. Farm, Surezai.
4. The Supdt: Budget & Accounts, Vtd., Peshawar.
5. Office Order file.
6. Personal file of the individual concerned.

A. Khesgi  
Gaffar Ali Khesgi  
Advocate High Court  
Peshawar

S. H. Ansari  
(DR. S. Y. ANSARI)  
Senior Research Officer (Admin)  
for Director.  
16/4

10

*Beths*

OFFICE OF THE PROJECT DIRECTOR LIVE STOCKS RESEARCH DEVELOPMENT FORM  
SURIZAI P.O. BOX NO. 1137 G.P.O., PESHAWAR CANTT

ORDER

As per recommendations of departmental Promotion Committee  
Mr. Haider Ali, Senior Clerk BPS-9 Livestock Research Development  
NWFP Farm Surizai is hereby promoted as Assistant with effect from  
01.04.1988, viz Rs. 910-45-1830.

(DR. MUHAMMAD BASHIR QURESHI)  
Director

No. 170-75/(35) Estb:/LS/83 Dated Surizai the 26.3.1988

Copy of above is forwarded to:-

1. Director General Research NWFP Agricultural University, Peshawar for information please.
2. Audit officer Agricultural Research Institute Tarnab Farm for information please.
3. Mr. Haider Ali, Senior Clerk Livestock Research Development Surizai, Peshawar.
4. The Assistant Budget and Account Livestock Research Development Surizai, Peshawar.
5. Personal file.
6. Office order file.

*Ali*  
*Gona*  
Advocate High Court  
Peshawar

(DR. MUHAMMAD BASHIR QURESHI)  
Director

... ..

... .. of the ... ..  
... .. Mr. Haidar Ali, Senior Clerk, ... ..  
... .. in ... .., ... .., ... ..  
... .., with effect from ... .., via no. ... ..

( Mr. ... .. )  
Director.

No. 177-75 / (SS) ... .., dated, ... .., the 26/1/1975.

Copy of the above for ... ..

- 1. ... .. Director (Finance) ... .., Agriculture University ... .., for information, please.
- 2. ... .. Mr. ... .., Agriculture Research Institute, Karnal, ... .. for information.
- 3. Mr. Haidar Ali, Senior Clerk, / ... .., ... ..
- 4. ... .. (Account ... ..) / ... .., ... ..
- ✓ 5. ... .. file.
- 6. ... .. file.

( Mr. ... .. )  
Director  
25/3

... ..

*A. ... ..*  
Gohar Ali ... ..  
Advocate / ... .. Court  
Poonah

ORDER

Under the provision of rule-12 of the West Pakistan Ministerial service Rules, 1963, sanction is hereby accorded to the relaxation of conditions, "Three years experience as Senior Clerk", as laid down in column No.6 against serial No.2 of appendix 'b' to the said rules, in the case of Mr. Haider Ali, Senior Clerk of Livestock Research Development Farm, Surizai, for the purposes of his promotion to the post of Assistant in the above office.

(DR. MUHAMMAD BASHIR QURESHI)  
Director.

No.184/ Dated, Surizai, the 15.3.1988.

Copy of the above is forwarded to:-

1. Director General Research NWFP Agricultural University, Peshawar for information please.
2. Audit officer Agricultural Research Institute Tarnab Farm for information please.
3. Mr. Haider Ali, Senior Clerk Livestocks Research Development Surizai, Peshawar.
4. The Assistant Budget and Account Livestocks Research Development Surizai, Peshawar.
5. Personal file.
6. Office order file.

*A. H. Qureshi*  
Gohar Ali Kheshgi  
Advocate Peshawar  
Peshawar

(DR. MUHAMMAD BASHIR QURESHI)  
Director.

Director of Agriculture, Punjab, India, is hereby accorded to the relaxation of the condition, three years or more as laid down in column No. 6 against serial No. 2 of the list to the extent of Mr. Haider Ali, Senior Research Officer, Punjab Agricultural University, Ludhiana, Punjab, India, in the case of his promotion to the post of Director of Agriculture, Punjab, India, above of 1953.

*sd/xyz*

Dr. Mohammad Bashir (Punjab) Director

No. 1841

Dated, Ludhiana, the 15/1/58

I

Copy of the order forwarded to:-

- ✓ V The Director (Finance), Punjab Agricultural University, Ludhiana for necessary leave.
- / The Joint Officer, Agriculture Research Institute, Ludhiana, Punjab for information please.
- ✓ S/ The Senior Research Officer, Division of Pests in Agricultural Institute, Ludhiana.
- / The Assistant, Accounts and St. Live Stock Research Institute.
- ✓ S/ Mr. Haider Ali, Senior Clerk, Livestock Research Institute, Ludhiana.
- ✓ S/ Personal file.
- ✓ S/ Office order file.

*Gether*  
 Advce  
 11/1/58

*[Signature]*  
 (Dr. Mohammad Bashir (Punjab) Director)  
 14/1/58

"S. 111"/C  
 (15/1/58)





NOTIFICATION

No. DG(Res)/

Civil Servants

(Research Win

S.No	Name acade
01	Mr. M. B.A
02	Mr. H S.S.C
03	Mr. S. P.A
Ret- 04	Mr. So M.A
05	Mr. M. S.S.C
	Mr. Sh D.Cm
07	Mr. Ab F.A
08	Mr. Ma S.S.C
09	Mr. Ah B.A



**DIRECTORATE GENERAL (RESEARCH)  
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT  
KHYBER PAKHTUNKHWA, PESHAWAR**

Ph #: 091-9210248, 091-92  
Fax#: 091-9210220

Directorate General (Research)  
& Development Department  
Peshawar

Date: 28/1/2018  
Date: 29/1/2018

No. DG(Res)/L&DD/Est-I(169)2014/Vol.III/992-93

Dated Peshawar the 26/01/2018

To

The Director,  
Livestock Research & Development, Peshawar

Subject:

MISSING PERS OF MR. HAIDER ALI, ASSISTANT (BPS-16).

Reference telephonic discussion on the subject cited above.

In this regard, it is stated that promotion case of Superintendent/Accounts Officer /Estate Manager is under process for which PERs of Mr. Haider Ali, Assistant, Livestock Research & Development, Peshawar included in the penal are required. During preparation of synopsis it was noted that PERs of the official concerned for the following period are not available/missing.

1. PERs for the year from 1984 to 1994 (10 years)
2. PERs for the year from 2002 to 2009 (08 years)

You are therefore requested to provide the PERs of the official concerned for the above mentioned missing period for further necessary action please.

*(Signature)*

(DR. MIRZA ALI KHAN)  
Director General (Research)

Dated Peshawar the 26/01/2018

No. DG(Res)/L&DD/Est-I(169)2014/Vol.III/

Copy of the above is forwarded to Mr. Haider Ali, Assistant, Livestock Research & Development, Peshawar for information and to provide detail of reporting and countersigning officers and proof that you had submitted your PERs to reporting officers.

(DR. MIRZA ALI KHAN)  
Director General (Research)

*(Signature)*  
Advocate General  
Peshawar

*DA may be  
communicated to  
the official concerned  
for doing as needed  
as desired.*

*(Signature)*  
Advocate General  
Peshawar

General

Respected Sir,

QD  
P-15


As per remarks of the Director General (Research), Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar vide endorsement No. DG(Res)/L&DD/Est-1(169)2014/Vol-111/992-93, dated 26.01.2018, regarding "Missing PERs of the undersigned for the following period after laps of 09 years.

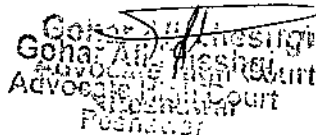
1. With effect from 1984 to 1994. (10 years).
2. With effect from 2002 to 2009, (08 years).

In this connection, it is please stated that the promotion case for the post of assistant to the post of Superintendent, is under process. In this regards, the ACR / PER of the undersigned was asked by the superintendent, Estb. Veterinary Research Institute, Peshawar, but the same PER from 1984 to 1994 and 2002 to 2009 were not found in the record. On confirmation from the then in charge / custodian of ACR / PER i.e. (Mr. Noor Zaman Shah), he verbally stated that the PER for the said period were handed over to Mr. Habib ur-Rahman, PA while Mr. Habib-Ur-Rahman has verbally stated that the PER in question were not received from Mr. Noor Zaman Shah, the then in charge of PER.

In light of the above situation it is requested that the concerned dealing hand may be asked / direct to search out the above PERs so that the case could be process further well in time please

O.S.  
Dir. L/S

  
Haider Ali,  
Assistant.

  
Gohar Ali Anisig  
Advocate High Court  
Peshawar



GOVERNMENT OF KHYBER PAKHTUNKHWA  
AGRICULTURE, LIVESTOCK & COOPERATIVES  
DEPARTMENT

Dated Peshawar the 11<sup>th</sup> December, 2018

**NOTIFICATION**

**No.SO(LFC)AD-E-1(373)/2018:** The Competent Authority is pleased to order the posting/transfer of the following officers of Livestock & Dairy Development (Research Wing) in the best interest of public service with immediate effect:

S#	Name	From	TO
1.	Mr. Noor Zaman Shah	Superintendant (Budget & Accounts)	Superintendant Foot & Mouth Vaccine Research Center, Peshawar (Transfer)
2.	Mr. Muhammad Siddique	Foot & Mouth Disease Vaccine Research Center	Account Officer Directorate General (Research) L&DD Khyber Pakhtunkhwa, Peshawar, Against Vacant Post (Transfer)
3.	Mr. Muhammad Farooq Jan	Assistant Directorate General (R)L&DD	Superintendent (Establishment) Directorate General (R)L&DD, Against Vacant Post (On Promotion)
4.	Mr. Shamshad Ali	Assistant Directorate General (R) L&DD	Superintendent Directorate of Livestock Research & Development KPK Peshawar. (On Promotion)
5.	Mr. Muhammad Ikram	Assistant DG(R) Office	Estate Manager DG(R)L&DD
6.	Mr. Habib Ur Rehman	Superintendent (Establishment)	Superintendent (Budget & Accounts) Vice No.01

Sd/xx  
SECRETARY AGRICULTURE  
KHYBER PAKHTUNKHWA.

Endst: No. & date even.

Copy For information and necessary action to:

1. Accountant General, Khyber Pakhtunkhwa.
2. Director General (Research), Livestock & Dairy Dev. Deptt. Khyber Pakhtunkhwa, Peshawar.
3. P.S to Minister for Agriculture, Livestock, Fisheries & Cooperative Khyber Pakhtunkhwa.
5. P.S to Secretary, Agriculture, Livestock & Coop: Department, Khyber Pakhtunkhwa.
6. Officers Concerned.
7. Personal files of the officers concerned.

General Advocate High Court  
Peshawar

(AJMAL KHAN)  
SECTION OFFICER (LFC)

PER

To

The Chief Secretary,  
Govt: of Khyber Pakhtunkhwa,  
Civil Secretariat Peshawar.

Through: Proper Channel

Subject: PROMOTION TO THE/OFFICE SUPERINTENDANT / ACCOUNT OFFICER/  
ESTATE MANAGER (BS-17) IN DIRECTORATE GENERAL (RESEARCH)  
LIVESTOCK AND DAIRY DEVELOPMENT DEPARTMENT, KHYBER  
PAKHTUNKHWA, PESHAWAR.

Kindly refer to the notification of the Government of Khyber Pakhtunkhwa Agriculture, Livestock, fisheries and cooperative Department vide No. SO(LFC)AD-E-1(373)/2018 Dated 11<sup>th</sup> December, 2018 (Annex-I).

Sir,

It is please stated that I am presently working as Office Assistant (BS-16) at Livestock & Dairy Development, Khyber Pakhtunkhwa, Peshawar since 1988. It is further stated that as per seniority list circulated vide Notification No. DG(Res)L&DD/Est-II(206)/93, dated 1<sup>st</sup> January, 2018, I have been included at S. No. 2, (Annex-II). It is further added that when the case for promotion to the post of Superintendent was moved in October 2018, I was not recommended to be promoted probably due to missing PERs with effect from 1984 to 1994 & 2002 to 2009. Needless to mention here that I have approached to Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar. through several letters (Annex-III) that keeping record of PERs was the responsibility of Director, Livestock Research & Development, Khyber Pakhtunkhwa, Peshawar and Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar, while I had regularly submitted my PER for each calendar year as per prevailing rules and procedure and has never been informed regarding my missing PERs. Therefore, your good office is requested to conduct proper inquiry in my missing PERs.

Sir,

It is also to bring in your kind notice that Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar constituted an inquiry committee to dig out the causes and fix responsibility regarding my missing PERs. but the committee instead of doing their task as per mandate, rather pointed out that my promotion to Assistant was not found as per rules despite a lapse of 30 years.

Sir,

The recent promotion of Junior officials to the post of Superintendent (BS-17) while ignoring me being a senior most is in violation of rules and procedure and justice.

Therefore, it is humbly requested that my request for promotion as office Superintendent (BS-17) may be considered sympathetically in light of the prevailing rules and procedure.




Yours obediently

Haider Ali

Office Assistant,  
Livestock Research & Development,  
Khyber Pakhtunkhwa Peshawar.  
(Call No. 0316-8863518)

General Secretary  
Government of Khyber Pakhtunkhwa  
Civil Secretariat Peshawar

Received  
27/12/18

50 Gohar Ali Kheshgi Advocate High Court Peshawar ایڈویکیٹ: <u>گوہر علی خیشگی</u> بار کونسل ایسوسی ایشن نمبر: <u>107418</u> رابطہ نمبر: <u>031-9990991</u>	  
<b>پشاور بار ایسوسی ایشن، خیبر پختونخوا</b>	

بعدالت جناب: سر جسٹری جنرل ایچ جی آر کے

منجانب: <u>اسلامت</u> <u>حمید علی اسلامت</u> پینام <u>شوہر علی احمد</u>	دعویٰ: <u>سر جسٹری اپیل</u> علت نمبر: _____ مورخہ: _____ جرم: _____ تھانہ: _____
<b>باعث تحریر آنکہ</b>	

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی متعلقہ  
 آن مقام کوہاٹ کیلئے گوہر علی خیشگی اور ڈاکٹر گل کو وکیل مقرر  
 کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو  
 راضی نامہ کرنے و تقرر ثالث و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق  
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز  
 دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی  
 کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب  
 مقرر شدہ کو وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا  
 دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے  
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 3/4 / 2016

المعد گواہ شد المعد

مقام کوہاٹ کے لیے منظور ہے۔ Allotted Document

AI

Gohar Ali Kheshgi  
 Advocate High Court  
 Peshawar

نوٹ: اس وکالت نامہ کی نوٹو کاپی ناقابل قبول ہوگی

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

Service Appeal No. \_\_\_\_\_/2019

Haider Ali.....(Appellant)

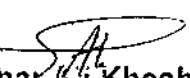
**V E R S U S**

Director General (Research), Livestock and Dairy  
Development Department and others.....(Respondents)

**I N D E X**


S.No	Description of Documents	Annex	Pages
1.	Service Appeal		1-5
2.	Addresses of the parties		6
3.	Seniority list of the assistants	A	10-13
4.	Letter of respondents of PER Want	B	14
5.	Reply to letter B	C	15-
6.	Notification of promotion impugned	D	16-
7.	Departmental appeal of appellant	E	17
8.	Transfer Order of the appellant	F	18
9.	Departmental appeal against the transfer order	G	19
10.	Wakalat Nama		20

  
Appellant

  
Gohar Ali Khesghi  
Advocate High Court  
Peshawar

Through

Dated: 03/04/2019

  
Gohar Ali Khesghi  
Advocate High Court,  
Peshawar.  
Cell No. 0345-9082942

/

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

Service Appeal No. \_\_\_\_\_/2019

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 588

Dated 04/4/2019

Haider Ali S/o Abdul Wadood R/o Village and P.O. Cheena,

Tehsil and District Peshawar, posted as Assistant in the

Office of Director General (Research) Livestock and Dairy

Development Department, Khyber Pakhtunkhwa,

Peshawar.....(Appellant)

**V E R S U S**

1. Director General (Research), Livestock and Dairy  
Development Department Khyber Pakhtunkhwa, Peshawar.

2. Secretary Agriculture Livestock and Cooperatives  
Department, Khyber Pakhtunkhwa, Civil Secretariat  
Peshawar.

3. Government of Pakistan through Chief Secretary Khyber  
Pakhtunkhwa, Civil Secretariat, Peshawar.

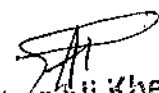
4. Secretary Finance Khyber Pakhtunkhwa, Civil Secretariat,  
Peshawar.

5. Mohammad Ibrahim Assistant in the Office of the Director  
General (Research) Livestock and Dairy Development

Filed to-day

Registrar

5/4/19

  
Gohar Ali Khashgi  
Advocate at Court  
Peshawar

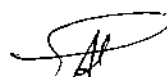


2

Department Peshawar now promoted as Superintendent in the same office.

6. Shamshad Ali Assistant in the Office of the Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa Peshawar now promoted as Superintendent in the same office.....(Respondents)

APPEAL U/S 4 OF KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL,  
1974, CONSIDERING THE APPELLANT  
FOR PROMOTION TO THE POST OF  
SUPERINTENDENT ON THE BASIS OF  
SENIORITY LIST AND ELIGIBILITY AND  
SETTING ASIDE THE IMPUGNED ORDER  
OF THE PROMOTION OF RESPONDENTS  
NO. 5 AND 6 WHICH IS WRONG AND  
ILLEGAL AND ALSO SETTING ASIDE THE  
TRANSFER ORDER OF THE APPELLANT  
TO D.I.KHAN AS A REACTION OF THE  
DEPARTMENTAL APPEAL, FILED BY  
APPELLANT.

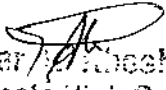
  
Gohar Ali Kheshgi  
Advocate High Court  
Peshawar

3

**Respectfully Sheweth:**

The appellant submits as under:

1. That appellant was appointed as Junior Clerk in 23<sup>rd</sup> April 1984 in Agriculture Department of Research and Livestock, Peshawar, then Senior Clerk and now posted as Assistant as mentioned above dated 01/04/1988.
2. That final seniority list of the Assistants as by promotion and initial appointment was circulated in which the appellant stood at Serial No. 2 while respondent No. 5 stood at Serial No. 4 due to retirement of Serial No. 4 of the list, and Respondent No. 6 at Serial No. 3 of the list as annexure "A".
3. That respondents officials as authority processed the promotion of the Assistants in Research, Livestock and Dairy Development Department in which the appellant being a Senior to Respondents No. 5 and 6 was not considered for the want of missing PERS for 18 years, in that connection a letter was written to Director Livestock Research

  
Gohar Abbas  
Advocate High Court  
Peshawar

and Dairy Development Department as annexure "B" which was duly replied by appellant as annexure "C".

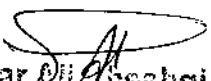
4. That respondent No. 2 did not consider the reply of the appellant and notified the promotion of Respondent No. 5 and 6 and neglected the appellant for promotion as annexure "D".
5. That appellant aggrieved of the order notification of Respondent No. 2 filed a departmental appeal to respondent No. 3 for redressal of his grievances which is still pending undecided, respondent No. 3 slept over it and 90 days have been elapsed as annexure "E".
6. That instead of disposing departmental appeal, the appellant was transferred to Dera Ismail Khan as annexure "F".
7. That appellant has filed departmental appeal against the transfer order which was totally based on malafide intention of the respondents as annexure "G" which is still pending as transfer of

the appellant was not matured and tenure was already compelled on out statutes is not in public interest but with malafide intention and ulterior manner needs to be set aside.

- 8. That the appellant may also be allowed to rely on additional ground at the time of arguments please:

**GROUND:**


- A. That the promotion of appellant was differed on the the baseless grounds, needs to be set aside, not maintainable.
- B. That promotion of juniors and neglecting of senior is unlawful, illegal one.
- C. That production of PER in the responsibility of seniors, not of the appellant.
- D. That transfer of the appellant is result of malafide intention and ulterior motive of the respondents.

  
**Gohar Dilshad**  
 Advocate High Court  
 Peshawar


It is, therefore, humbly prayed that on acceptance of this appeal, the transfer order of the appellant and notification of promotion of junior neglecting senior one, is to be set aside and consider the appellant for promotion w.e.f the date of promotion of junior of the appellant please.

  
Appellant

Through

  
Gohar Ali Kheshgi  
Advocate High Court  
Peshawar

Dated: 03/04/2019

  
Gohar Ali Kheshgi  
Advocate High Court,  
Peshawar.

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

Service Appeal No. \_\_\_\_\_/2019

Haider Ali.....(Appellant)

**V E R S U S**

Director General (Research), Livestock and Dairy  
 Development Department and others.....(Respondents)

**AFFIDAVIT**

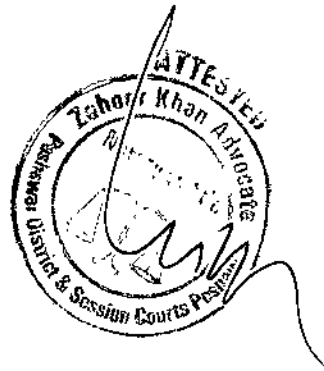
I, Haider Ali S/o Abdul Wadood R/o Village and P.O. Cheena, Tehsil and District Peshawar, posted as Assistant in the Office of Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar, do hereby solemnly affirm and declare that all the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

*HA*

**DEPONENT**

CNIC: 171010361281-1

*GA*  
 Gohar Ali Kheslegi  
 Advocate High Court  
 Peshawar



8

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

Service Appeal No. \_\_\_\_\_/2019

Haider Ali.....(Appellant)

**V E R S U S**

Director General (Research), Livestock and Dairy  
Development Department and others.....(Respondents)


**ADDRESSES OF THE PARTIES**

**APPELLANT:**

Haider Ali S/o Abdul Wadood R/o Village and P.O. Cheena,  
Tehsil and District Peshawar, posted as Assistant in the  
Office of Director General (Research) Livestock and Dairy  
Development Department, Khyber Pakhtunkhwa, Peshawar.

**RESPONDENTS:**

1. Director General (Research), Livestock and Dairy  
Development Department Khyber Pakhtunkhwa, Peshawar.
2. Secretary Agriculture Livestock and Cooperatives  
Department, Khyber Pakhtunkhwa, Civil Secretariat  
Peshawar.
3. Government of Pakistan through Chief Secretary Khyber  
Pakhtunkhwa, Civil Secretariat, Peshawar.
4. Secretary Finance Khyber Pakhtunkhwa, Civil Secretariat,  
Peshawar.

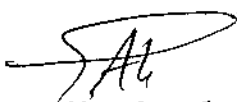
  
Ghazal Akhshegi  
Advocate High Court  
Peshawar

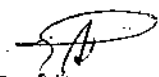
5. Mohammad Ibrahim Assistant in the Office of the Director General (Research) Livestock and Dairy Development Department Peshawar now promoted as Superintendent in the same office.
6. Shamshad Ali Assistant in the Office of the Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa Peshawar now promoted as Superintendent in the same office.

  
Appellant

Through

Dated: 03/04/2019

  
**Gohar Ali Khesghi**  
Advocate High Court,  
Peshawar.

  
**Gohar Ali Khesghi**  
Advocate High Court  
Peshawar



خدمتِ قیامِ حرمین سرورِ شریعتین ۱۹۱۸ء

حیدرآباد بینک خدمت  
۱۱/۱۹

درفوست مراد زمانہ راجدات ہمارے  
ادفالی سکریٹری رقم

ضابطہ

سائیکل - ڈیل عرفان سالا

دیر گذشتہ نامہ سچ ۱۹۱۶ء پر سائیکل دوات

میں بیس بیس ٹی ٹی - ڈیم دوات میں سائیکل

مارٹ وٹک ٹرا - جس کا جیسے نامہ مقرر

سائیکل تقریر ہمارے ہاں اور ڈیر ہاں ہے

دیر سائیکل بی بی ہاں - سکریٹری رقم

کرنا - گناہت وہی راجد ہاں سکتے ہر سکریٹری

ن لقمہ جو رورڈ نا ہاں پورا اسد عا ج کڈ مار سکریٹری ہاں

مہر و خزانہ کی راجد ترقی

۱۱۱۹/۱۹

*(Handwritten signature)*

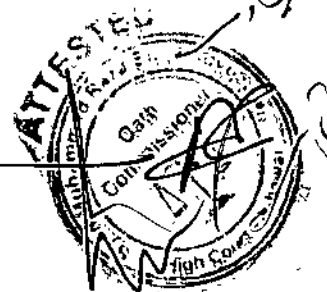
حیدرآباد سائیکل بلڈنگ کمپنی (جی ڈی ونگ)

بہار عین

صفا رورڈ

۱۱۱۹/۱۹

کھانا



**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 505/2019

Haider Ali.....Appellant


Versus

The Director General (Research) and others.....Respondants

**REPLY/PARAWISE COMMENTS ON BEHALF OF RECONDENTS NO. 1,2,3 & 4**

**INDEX**

S.No	Description of Documents	Annexures	PageNos
01	Parawise Comments	—	I-II
02	Promotion Order as Senior Clerk and Assistant	A	1-2
03	Service Rules 1983	B	3-9
04	Minutes of DPC meeting	C	10-13



Dr. Hamid Ullah Khan  
Departmental Representative  
Livestock & Dairy Development Department  
(Research Wing) Khyber Pakhtunkhwa, Peshawar

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 505/2019

Haider Ali.....Appellant

Versus

The Director General (Research) and others.....Respondants

**REPLY/PARAWISE COMMENTS ON BEHALF OF RECONDENTS NO. 1,2,3 & 4**

Respectfully Sheweth;

**Preliminary Objections:**

- a- Appellant has got no Locus Standi or cause of action to file the instant case.
- b- That the Appellant has come to the Tribunal with unclean hands. He has suppressed the material facts from this honorable Tribunal and tried to mislead, hence deserve dismissal on this score alone.
- c- That the Appellant is not aggrieved persons
- d. That the factual controversy is involved in the case, which cannot be adjudicated upon.
- e. That the instant Appeal is barred by law.

**Facts**

1- Correct to the extent that the appellant has been appointed as a Junior Clerk 23-04-1984 but on a temporary post in the project of Livestock Research and Development Farm Surezai Peshawar and promoted to the post of Senior Clerk on 01-05-1986. and promoted to the post of Assistant on 01-04-1988. Further he was promoted to the post of Assistant without the recommendations of

Departmental Promotion Committee (DPC) which is mandatory under the law Annex- A  
Page: 1-2, & Annex- B page: 3-9. Hence his promotion to Assistant is amount to out  
of turn promotion which has been declared illegal and even un Islamic by the Supreme  
Court of Pakistan in the judgment reported as 2010 PLC- CS page No- 924

- 2- Pertains to record.
- 3- Incorrect. The appellant was duly considered by the DPC and deferred for want of PERs  
as well as the penalty of recovery amounting of Rs. 0.076 million was also imposed along  
with withholding of one annual increment for one year. His appeal was also under trial in  
the Service Tribunal. Annex- C Page : 10-13
- 4- Incorrect. As per para-3, he has been duly considered and deferred by the competent forum,  
hence no right of the appellant is violated.
- 5- Pertains to record
- 6- No reply

**GROUND:**

- A. Incorrect. Seniority is not the sole criteria for promotion. He was duly considered and  
deferred.
  - B. Incorrect. Production and preparation of PERs is the duty of the appellant which he badly  
failed to provide. Hence he was deferred from promotion under 2009 promotion policy
  - C. Incorrect. Detailed reply has been given in the above para.
- It is therefore humbly prayed that the appeal being devoid of merit may be dismissed with  
cost.

Respondent No: 1

*[Signature]*  
**Director General (Research)  
Livestock & Dairy Development  
Department Khyber Pakhtunkhwa**

Respondent No: 3

*[Signature]*  
**Chief Secretary  
Government of Khyber Pakhtunkhwa**

Respondent No: 2

*[Signature]*  
**Secretary  
Agriculture, Livestock and  
Cooperative Department  
Government of Khyber Pakhtunkhwa**

Respondent No: 4

*[Signature]*  
**Secretary Finance  
Government of Khyber Pakhtunkhwa**

**Verification:**

It is hereby solemnly affirmed declare on oath that the contents of the instant reply are true and  
correct to the best of my knowledge and belief and nothing has been concealed from this honorable  
Tribunal

*[Signature]*  
**Dr. Hamid Ullah Khan  
Departmental Representative**

OFFICE OF THE PROJECT DIRECTOR LIVESTOCK RESEARCH & DEVELOPMENT IN,  
N.W.F.P., LIVESTOCK RESEARCH FARM, SUREZAI, P.O. BOX NO. 1137 G.P.O.  
PESHAWAR CANTT.

ORDER

With effect from 01-05-1986, Mr. Haider Ali, Junior Clerk Livestock Research and Development in N.W.F. Province, Livestock Research Farm, Surezai is hereby promoted to the post of Senior Clerk in BPS-6 (540-20-940).

*Self*

( DR. MOHAMMAD BASHIR QURESHI )  
Project Director.

No. 272-78/F(17)/Estb/Ls:1984 dated, Surezai, the 11 /05/1986.

Copy of the above forwarded for information and necessary action to:-

1. Mr. Haider Ali, Junior Clerk Livestock Research Farm, Surezai.
2. The Accountant General, NWFP, Peshawar.
3. The Registrar, Agricultural University Peshawar.
4. The Director, Veterinary Research Institute, Peshawar.
5. The Assistant Budget & Account Livestock Research Farm, Surezai.
6. Office order file for record.
7. Personal file.

*Signature*

( DR. MOHAMMAD BASHIR QURESHI )  
Project Director.

X  
X  
X  
X  
X

Annex - A - P/NO. (2)

1972

... of the ...  
... Mr. ...  
... and development in ...  
... a direct ...

( ... )  
*[Signature]*

No. 170-75 / (52) ...  
... 26/1/1972

- 1. The Director ( ... ) ...
- 2. The ...
- 3. Mr. ...
- 4. The Assistant ( ... ) ...
- 5. ...
- 6. ...

( ... )  
*[Signature]* 25/3

21.11.72

ORDER

As per recommendations of departmental Promotion Committee  
Mr. Haider Ali, Senior Clerk BPS-9 Livestock Research Development  
NWFP Farm Surizai is hereby promoted as Assistant with effect from  
01.04.1988, viz Rs. 910-45-1830.

(DR. MUHAMMAD BASHIR QURESHI)  
Director

No. 170-75/(35) Estb:/LS/83 Dated Surizai the 26.3.1988

Copy of above is forwarded to:-

1. Director General Research NWFP Agricultural University, Peshawar for information please.
2. Audit officer Agricultural Research Institute Tarnab Farm for information please.
3. Mr. Haider Ali, Senior Clerk Livestock Research Development Surizai, Peshawar.
4. The Assistant Budget and Account Livestock Research Development Surizai, Peshawar.
5. Personal file.
6. Office order file.

(DR. MUHAMMAD BASHIR QURESHI)  
Director

*Ali*  
Advocate  
Peshawar

GENERAL

Annex - B P. No. 3  
Annexure

GOVERNMENT OF NORTH WEST FRONTIER PROVINCE  
AGRICULTURE, FORESTS & COOPERATION DEPARTMENT

NOTIFICATION

Dated Peshawar the \_\_\_\_\_/83.

No. S0(COOP)VRI.1(13)/B/KC/83. In pursuance of the provisions contained in sub-rule(2) of rule 3 of the North West Frontier Province Civil Servants(Appointment, Promotion and Transfer) Rules, 1975, and in consultation with the S&GAD and Finance Department, the Agriculture, Forests and Cooperation Department hereby lays down the method of recruitment qualifications and other conditions specified in column 5 to 6 of the Appendix to this notification, which shall be applicable to posts in column 2 of the said appendix.

Secretary to Government of  
North West Frontier Province,  
Agriculture, Forests and  
Cooperation Department.

No. S0(Coop)VRI.1(13)/B/KC/83/14403-11 Dated 19. 5. 1983.

A copy is forwarded to:-

1. Secretary, S&GAD Government of N.W.F.P.
2. Secretary, Finance Department, Government of N.W.F.P.
3. Secretary, Law Department, Government of N.W.F.P.
4. Director, Veterinary Research Institute, NWFP, Peshawar.
5. Secretary, NWFP, Public Service Commission, Peshawar.
6. Manager, Government Press Peshawar for publication in the Government Gazette.
7. Section Officer(R-II) S&GAD Government of N.W.F.P.
8. Section Officer(SR-II) Finance Department, Government of NWFP.
9. Section Officer(Legis), Law Department, Government of NWFP (With 10 copies).

Sd/-x-x-x  
Section Officer(Coop)



Annex-B-D No 4

Method of Recruitment

SCHEDULE 'B'

2	Minimum qualifications prescribed for appointment by initial recruitment.	Minimum qualifications prescribed for promotion.	Age limit for initial recruitment.	Method of recruitment
PART-A				
			5	

Director, Veterinary Research Institute, NWFP, Peshawar.

2. Senior Research Officer.

I (a) DVM or B.Sc(AH) plus  
 (b) Ph.D in the relevant subject from a recognized University;

30 Years  
 45 Years

By promotion, on the basis of selection on merit, from amongst & senior most officers of the Department holding posts in Grade-18 with at least 12 years service in the Department, seniority being considered only in the case of officers having practically the same standard of merit.

25% by initial recruitment.  
 75% by promotion from amongst Research Officer with at least 10 years experience in the cadre and at least four research publications.

II (a) DVM or B.Sc(AH) plus  
 (b) M.Sc with major in the relevant subject from a recognized University plus University plus  
 (c) 5 years service in the department. Preference will be given to those possessing notable publications.

3. Research Officer

I (a) DVM or B.Sc(AH) plus  
 (b) M.Sc with major in relevant subject from a recognized University plus  
 (c) 3 years service in the Department (R or V) or B.V.Sc or B.Sc(AH) plus  
 II (a) DVM OR B.V.Sc or B.Sc(AH) plus  
 (b) 5 years experience in the Department Preference will be given to those having notable publications.

25 Years  
 35 Years

25% by initial recruitment.  
 75% by promotion on the basis of senior fitness from amongst holders of the posts of Veterinary Officer (Research) with at least 5 years experience and two notable research publications.

Note:-

4224	MUXARAM KHAN	00101670	PRINCIPAL RESEARCH OFFICER	03	FILED
01181	FAIZUL HASSAN	00101495	LABORATORY ATTENDANT	03	FILED
170281	MUHAMMAD ABDI	00101684	LABORATORY ATTENDANT	03	FILED
002526	JAWAD AHMAD	00101684	LABORATORY ATTENDANT	03	FILED

Annex-B - P.W. 5 (25)

Sl. No.	Minimum qualifications prescribed for recruitment.	Minimum qualifications prescribed for promotion.	Age limit for recruitment.	Method of recruitment.
2				
3				
4				
5				
6				

PART-A

Veterinary Officer (Research) DVM or B.Sc(AH) 21 Years to 28 Years (a) By initial recruitment or (b) By transfer of Veterinary Officer (Health) from extension wing.

State Manager. By promotion on the basis of Seniority cum-fitness from amongst the office Superintendents with at least 5 years service as such.

1st Superintendant. (a) M.Sc in the relevant subject from a recognized University; of (b) B.Sc in Animal Husbandry from a recognized University with five years experience in the subject. (a) By transfer from amongst suitable Veterinary Officer with at least 5 years experience in the line (b) If no suitable officer is available then by initial recruitment.

Statistical Officer. Graduate (2nd Division) in Statistics or Mathematics or economics with Statistics as one of the subjects from a recognized University. By initial recruitment.

Electrical cum Mechanical Supervisor. Diploma Electrical/Mechanical Engineering from a recognized Polytechnic Institute or College of Technology. 18 Years to 25 Years. By initial recruitment.

Mechanical cum Electrical Technician. Diploma in Mechanical/Electrical Engineering from a recognized Polytechnic Institute or College of Technology. 18 Years to 25 Years. By initial recruitment.

Librarian. Diploma in Library Science or 10 years practical experience in Library work. By initial recruitment.

42624	MUKARAM KHAN	00101870	PRINCIPAL RESEARCH OFFICER	00	
81104	FAIZ UL HASSAN	00101496	LABORATORY ATTENDANT	01	FILLED
74228	MUHAMMAD ABO	00101899	NAB QASID	02	FILLED
842736	JAWAD AHMAD				

Annex-B. P.V.U. 6

26

SCHEDULE VI

2	3	4	5	6
Assistant Inspector Non Technician.	Qualified Stock Assistant, holding three months Certificate in Artificial Insemination from College of Veterinary Science Lahore or Agriculture University Islamabad or any recognized institution.	Qualifications prescribed for promotion.	10 years to 25 years.	By initial recruitment.
Assistant Estate Manager.	(i) Matric with experience of cultivation, estate management and control of labour; or			By initial recruitment.
	(ii) Matric having certificate in Agriculture from recognized Agriculture Training Institute.			By initial recruitment.
13. Field Assistant.	(i) Matric having certificate of Field Assistant from a recognized Agriculture Training Institute.			By promotion on the basis of seniority cum-fitness from Laboratory Assistants having 10 years experience as such.
14. Laboratory Technician.				
15. Laboratory Assistant.	Matric with Science.	Matriculation from a recognized Board.		25% by initial recruitment; and 75% by promotion on the basis of seniority cum-fitness from Amenssory Attendant, S.S.C. with five years experience in the cadre.
16. Stock Assistant	(i) Matric. (ii) Certificate from the Animal Husbandry Department of having passed the prescribed course of training.			By initial recruitment.

4284	MUKDAM KHAN	80221840	PRINCIPAL RESEARCH OFFICER	00101870	PRINCIPAL RESEARCH OFFICER	19	FILLED
81164	FAIZ UL HASBAN	80221844	LABORATORY ATTENDANT	00101466	LABORATORY ATTENDANT	03	FILLED
782288	MUHAMMAD ABBAS	80221843	NAB QASID	00101698	NAB QASID	03	FILLED
862176	JAWID AHMAD						

25 47

Annex-B. P. No. 7



Minimum qualifications prescribed for appointment by initial recruitment or by transfer.	Minimum qualifications prescribed for promotion	Age limit for initial recruitment	Method of recruitment.
	4	5	6

PART-A

Laboratory Attendant	Preferably Illiterate.	-	18 Years to 25 Years	By initial recruitment.
Driver (Heavy)	Possessing a valid Tractor Driving Licence	-	-do-	By Initial recruitment.
Printer	Possessing a valid driving Licence	-	-do-	By initial recruitment.
Printer	Preferably possessing a certificate from a recognized Institute.	-	-do-	By initial recruitment.
Printer	Preferably possessing a certificate from a recognized Institute.	-	-do-	By initial recruitment.

42824	MUKARAM KHAN	80221848	LABORATORY ASSISTANT	00101848	LABORATORY ASSISTANT	19	FILLED
81184	FAIZ UL HASSAN	80221845	PRINCIPAL RESEARCH OFFICER	00101870	PRINCIPAL RESEARCH OFFICER	03	FILLED
782208	MUHAMMAD ABID	80221844	LABORATORY ATTENDANT	00101485	LABORATORY ATTENDANT	03	FILLED
842736	JAWAD AHMAD	80221843	NAB QASID	00101658	NAB QASID	03	FILLED

~~58~~

Suprintendent

For Promotion.

5

6

Assistant

StenoGrapher  
Senior Scale.

StenoGrapher  
Junior scale.

(i) Metric or equivalent qualifications for a recognized Board and  
(ii) A speed of 100 w.p.m in shorthand in English and 40 w.p.m in typing.

(a) Metric or equivalent qualifications for a recognized Board and

(b) A speed of 80 w.p.m in shorthand in English and 35 w.p.m in typing.

18 years  
25 years

18 years  
25 years.

Note:

By Promotion on the basis of seniority-cum-merit, from amongst (i) Assistants with at least 5 years service as such & (ii) Junior Scri StenoGraphers with at least 5-years service as such who have passed the Government Examination, if any.  
As per seniority list of Assistants and senior scale stenographers shall be maintained for the purpose of Promotion to the post of Superintendent provided that when the date of continuous appointment of an Assistant and senior scale stenographer is the same, the Assistant shall rank senior to the senior scale stenographer.

By Promotion on the basis of seniority-cum-fitness amongst senior clerks with at least 3 years service as such who have passed the Department examination if any for each promotion.

1.50% by initial recruitment.  
11.50% by promotion on the basis of seniority-cum-fitness from amongst Junior scale stenographers with at least 3 years service as such.  
(i) By initial recruitment.

8274	MAKRAM KHAN	8275	LABORATORY ATTENDANT	8276	LABORATORY ATTENDANT	8277	LABORATORY ATTENDANT
8194	FAIZ UL HASAN	8278	LABORATORY ATTENDANT	8279	LABORATORY ATTENDANT	8280	LABORATORY ATTENDANT
7328	MAHAMMAD ARO	8281	LABORATORY ATTENDANT	8282	LABORATORY ATTENDANT	8283	LABORATORY ATTENDANT
8273	JAWAD AHMAD	8284	LABORATORY ATTENDANT	8285	LABORATORY ATTENDANT	8286	LABORATORY ATTENDANT

SCHEDULE III

27/11/44

Annex-B P.W. 9

27/11/44

Designation	Minimum qualifications prescribed for appointment by Initial Recruitment or by transfer.	Minimum qualifications prescribed for promotion.	Age limit for promotional recruitment.	Method of Recruitment.
Senior Clerk/ Store Keeper.			5	6
Junior Clerk/ Record Keeper.	Matric or equivalent qualification or 1 year experience as a Middle or equivalent qualifications.		15 years 25 years 40 years	By promotion on the basis of seniority cum-fitness from amongst Junior Clerks/Record Keeper with at least 2 Years service as such. By Initial recruitment.
Data/Cum- Duplicating Machine Operator.			10 Years to 25 Years.	By promotion from amongst holders of posts at serial No. 8 with middle standard Examination or if no suitable qualified person is available, then by initial recruitment. By Initial recruitment.
Faiz Qasid/Chowkidar/ Beheti/Grass cutter/ Packer/Cultivation attendant Cattle Attendant/Shepherd/ Cattle Attendants/Gawalla/ Milkery Attendants/Gawalla/ Watch Man/ Head Gawalla.				

42624	MUKARAM KHAN	80221848	LABORATORY ASSISTANT	00101870	PRINCIPAL RESEARCH OFFICER	19	FILLED
81161	FAIZ UL HASSAN	80221845	PRINCIPAL RESEARCH OFFICER	00101485	LABORATORY ATTENDANT	20	FILLED
782298	MUHAMMAD ABID	80221844	LABORATORY ATTENDANT	80101896	NAIB QASID	20	FILLED
882736	JAWAD AHMAD	80221843	NAIB QASID				



Annex C.P. No. 10

GOVERNMENT OF KHYBER PAKHTUNKHWA  
AGRICULTURE LIVESTOCK & COOPERATIVE  
DEPARTMENT

Dated Peshawar, the November 14, 2018

**NOTIFICATION**

No. SO(LFC)/AD-E-1338/2018/ On the recommendation of Departmental Promotion Committee held on 17/10/2018, the competent authority has been pleased to promote the following Assistants (BPS-16) to Superintendent (BPS-17) in Directorate General (Research) Livestock & Dairy Development Department Khyber Pakhtunkhwa Peshawar with immediate effect.

S. #	NAME OF OFFICIAL	FROM	TO
1	Mr. Muhammad Farooq Jan	Assistant (BPS-16)	Superintendent BPS-17 (On Regular Basis)
2	Mr. Shamshad Ali	-do-	-do-
3	Mr. Muhammad Ikram	-do-	-do-
4	Mr. Habib Ur Rehman	Superintendent BPS-17 (Acting Charge)	-do-

- On promotion, the officers shall be on probation for a period of one year terms of Section 6(2) of Khyber Pakhtunkhwa, Civil Servant Act, 1973 read with rule 15(1) of Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer) Rules, 1987 and extendable for another year with specific orders of the appointing authority within 2 months of the expiry of first year of probation as specified in Rules 15(2) of ibid rules.

Sd/-  
SECRETARY  
AGRICULTURE, LIVESTOCK &  
COOP. DEPARTMENT.

ENDST: of Even No. & Date

Copy of the above is forwarded to:

- Director General (Research), Livestock and Dairy Development Department Khyber Pakhtunkhwa, Peshawar with the request to submit Posting/Transfer proposal of the Promoted officers.
- PS to Secretary Agriculture, Livestock Fisheries and Cooperative Department Khyber Pakhtunkhwa Peshawar.
- P.A to Dy. Secretary (Admin), Agriculture, Livestock Fisheries and Cooperative Department Khyber Pakhtunkhwa Peshawar.

*Signature*  
11/11/18

**MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING**  
**PROMOTION OF OFFICE ASSISTANT (BS-16) TO THE POST OF**  
**SUPERINTENDENT (BS-17) ON REGULAR BASIS:**

The Departmental Promotion Committee meeting was held on 17/10/2018 under the chairmanship of Secretary Agriculture Department to consider the promotion of Office Assistant (BS-16) to the post of Superintendent (BS-17) on regular basis and one case of Superintendent (BS-17) (acting charge basis) to the post of Superintendent (BS-17) on regular basis. List of participants is attached at FLAG-A.

plus  
took

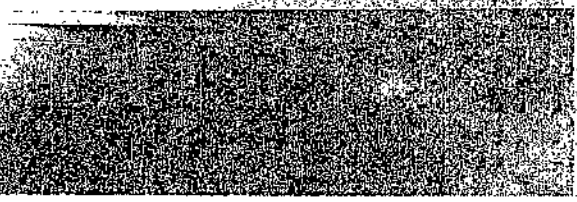
2. The following method of recruitment has been prescribed for the post of Superintendent:-

"75% by promotion on the basis of seniority cum fitness from amongst the office assistant (BS-16) with at least five years service as such and 25 % by promotion on the basis of seniority cum fitness from amongst the Senior Scale Stenographer (BS-16) with at least five years service as such"

3. The Departmental Promotion Committee considered three Office Assistant (BS-16) for promotion against the vacant posts of Superintendent (BS-17) and one Superintendent (BS-17) (already appointed on acting charge basis) to the post of Superintendent (BS-17) on regular basis. After threadbare deliberation the committee recommended as follows (BS-17):-

S.No	Name	Departmental Committee Recommendation
01.	Muhammad Farooq Jan	His date of birth is 01/04/1962. He entered into government service on 20/02/1982 and promoted to the post of Assistant (BS-16) on 08/01/2002. His PERs grading is generally good. The Committee recommended him for promotion to the post of Superintendent (BS-17) on regular basis.
02.	Mr. Shamshad Ali	His date of birth is 02/02/1964. He entered into government service on 03/02/1982 and promoted to the post of Assistant (BS-16) on 28/10/2005. His PERs grading is generally good. The Committee recommended him for promotion to the post of Superintendent (BS-17) on regular basis.

JH






S.No	Name	Departmental Committee Recommendation
03.	Mr. Haider Ali	<p>His date of birth is 01/02/1962. He entered into government service on 23/04/1984 and promoted to the post of Assistant (BS-16) on 01/04/1988.</p> <p>The Committee recommended deferring his case due to missing of PERs for the period from 1984 to 1994 and 2002 to 2009. Furthermore it was observed that his promotion to the post of Assistant was not made by the recommendation of Departmental Promotion Committee. A penalty of recovery amounting of Rs. 0.076 million was also imposed alongwith withholding of one annual increment for one year. His appeal is also under trial in the Service Tribunal.</p>
04.	Mr. Muhammad Ikram	<p>His date of birth is 06/10/1965. He entered into government service on 01/08/1985 and promoted to the post of Assistant (BS-16) on 01/01/2010. His PERs grading is generally good.</p> <p>The Committee recommended him for promotion to the post of Superintendent (BS-17) on regular basis.</p>
5.	Mr. Habib ur Rehman	<p>He was appointed to the post of Superintendent (BS-17) on acting charge basis on 21/02/2017. He has completed the tenure required for regular promotion.</p> <p>The Committee recommended him for promotion to the post of Superintendent (BS-17) on regular basis.</p>

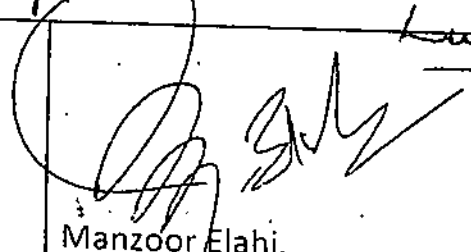
The meeting ended with a note of thanks from & to the Chair.

Annex C P. NO: (13)

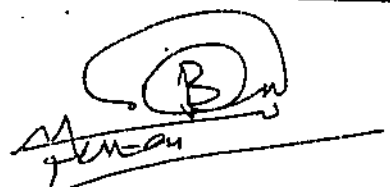
DPC of Assistant (BPS-16) to BPS  
Livestock Re



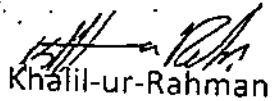
Mirza Ali Khan  
Director General (Research)  
L&DD



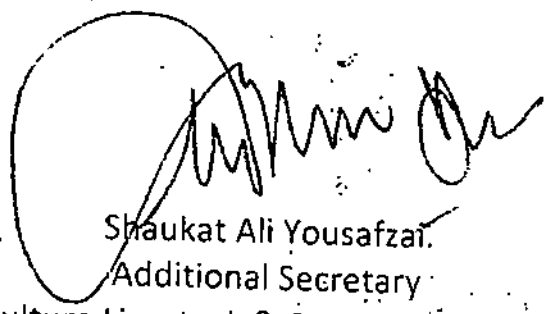
Manzoor Elahi  
Deputy Secretary (Admn) Agriculture  
Department



Barkat Khan  
Section Officer  
Finance Department



Khalil-ur-Rahman  
Section Officer (R-III)  
Establishment Department



Shaukat Ali Yousafzai  
Additional Secretary  
Agriculture Livestock & Cooperative Department

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 505/2019

Haider Ali.....Appellant

Versus

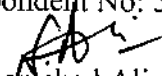
The Director General (Research) and others.....Respondants

**REPLY ON BEHALF OF REPENDENTS NO. 6**

Respectfully Sheweth;

1, Shamshad Ali respondent No- 6, rely on the reply of official respondents No-1 and  
2. Submitted, please

Respondent No: 5

  
Shamshad Ali  
Superintendent

Livestock & Dairy Development Department  
(Research Wing). KP

To

Dated 18/08/2020.

368

The Director General (Research),  
Livestock & Dairy Development Department,  
Khyber Pakhtunkhwa, Peshawar.

Through: Proper Channal.

Subject: REQUEST FOR 365 DAYS LEAVE ENCASHMENT


Please to the subject noted above.

It is please stated that the undersigned had requested for 365 days LPR on dated 23.07.2020 but due to some domestic issue and financial crisis, the undersigned is in need of money.

Therefore, it is please requested that sanction for 365 days leave encashment may please be accorded instead of 365 days LPR with effect from 20<sup>th</sup> September, 2019 (A.N).

It is further requested that if possible then the applicant may please be adjusted against the vacant post of office assistant at Livestock Research & Development, Khyber Pakhtunkhwa, Peshawar to process the pension case from Accountant General, Khyber Pakhtunkhwa, Peshawar. Because being aged person it is very much difficult for me to process the pension case from District Account Office, D. I. Khan.

Therefore, I will be grateful to you for this act of kindness.

  
Haider Ali,  
Office Assistant,  
VR&DIC, D.I. Khan.



**DIRECTORATE GENERAL (RESEARCH)**  
**LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT**  
**KHYBER PAKHTUNKHWA, PESHAWAR**



Bacha Khan Chowk Khyber Pakhtunkhwa Peshawar  
livestockres.kp.gov.pk

091-9210218,  
091-9210220

Facebook.com/livestockresearchkp  
Twitter.com/livestockreskp  
dg.ddr@kp.gov.pk

**ORDER**

Under Rules 20 of Khyber Pakhtunkhwa Civil Servants Revised Leave Rules 1981, sanction is hereby accorded to the encashment of leave equal to 365-days pay in lieu of leave preparatory to retirement with effect from 20/09/2019 to 18/09/2020 in favor of Mr. Haider Ali, Assistant (BPS-16) Veterinary Research & Disease Investigation Center, D.I.Khan.

The official shall stand retired prematurely from Government service with effect from 18/09/2020 (A.N) on his own request.

*Handwritten signature*  
Director General  
(Research)

No. DG(Res)/L&DD/Est-II/PF(14)95/ 7898-7903

Dated Peshawar the 09/09/2020

Copy of the above is forwarded for information & necessary action to:-

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. The Director, Veterinary Research Institute, Khyber Pakhtunkhwa, Peshawar.
3. The Incharge, Veterinary Research & Disease Investigation Center, D.I.Khan w/r to his letter No. VR&DIC/DIK//Est-II/PF/2020/874 dated 18.08.2020.
4. The District Account Officer, D.I.Khan.
5. Mr. Haider Ali, Assistant, Veterinary Research & Disease Investigation Center, D.I.Khan w/r to his application dated 18/08/2020.
6. Office order file.

*Handwritten signature*  
Director General  
(Research)

*Handwritten date*  
18/9/2020

لکھنؤ کے صدر - صہبہ من عبدالکرم کو جو 10 کروڑ  
کروڑوں کی لائی آئی ہے اور  
صہبہ - عالی -

گزارش کی تھی ہے۔ کہ مسائل نے لکھنؤ کو  
عبدالکرم نے اس میں جمع کیا ہے۔ آج جو اسے 19/7  
کو عبدالکرم نے اس میں تاریخ ہے۔ لیکن جب میں حاضر  
ہوئے تو پتہ چلا کہ اس میں تو سکوریٹی نہیں جمع  
ہیں ہوئی جو کہ مجھے اسکا علم نہیں تھا۔ کہ اس میں  
سکوریٹی بھی جمع کرنی پڑے گی اور نہ میں نے اس میں  
وکیل چاہے سے پوچھا۔

لکھنؤ اسٹریٹ کی حالت ہے۔ کہ مسائل  
موقع دیکھتے کہ سکوریٹی جمع کرانے  
معاون رہتا۔

اللہ  
آپ کا محفل صدر علی گڑھ 2019/2020

عور  
19-07-2019

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

Amended Appeal No: 505 /2019  
In  
Service appeal No. 505/2019

Haider Ali.....(Appellant)

**VERSUS**


Director General (Research), Livestock and Dairy Development  
Department and others.....(Respondents)

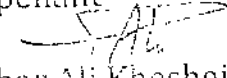
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Dated: 28/07/2022

Through,

  
Appellant

  
Gohar Ali Khesghi  
Advocate High Court,  
Peshawar.  
Cell No. 0345-9082942

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

Amended appeal No 505/2019

Service Appeal No. \_\_\_\_\_/2019

Haider Ali S/O Fazali Wadood R/O Village and P.O. Cheena,

Tehsil and District Charsadda, posted as Assistant in the Office of

Director General (Research ) Livestock and Dairy development

Department, Khyber Pakhtunkhwa,

Peshawar,.....(Appellant)

**VERSUS**

1. Director General (Research) Livestock and Dairy Development Department Khyber Pakhtunkhwa, Peshawar.
2. Secretary Agriculture Livestock and Cooperatives Department, Khyber Pakhtunkhwa, Peshawar.
3. Government of Pakistan through Chief Secretary Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
4. Secretary Finance Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
5. Mohammad Ikram Assistant in the Office of the Director General (Research) Livestock and Dairy Development Department Khyber Pakhtunkhwa, Peshawar now promoted as Superintendent in the same office.



Dated 28/7/2022.

1(338)/2018/ DATED 14 NOV. 2018.

WRONG AND ILLEGAL AS ANNEXURE-E BEARING NO. SO(LFC)/ADE-  
OF THE PROMOTION OF RESPONDENTS NO. 5 AND 6 WHICH IS  
LIST AND ELIGIBILITY AND SETTING ASIDE THE IMPUGNED ORDER  
OF THE POST OF SUPERINTENDENT ON THE BASIS OF SENIORITY  
TRIBUNAL, 1974, CONSIDERING THE APPELLANT FOR PROMOTION  
APPEAL U/S 4 OF KHYBER PAKHTUNKHWA, PESHAWAR SERVICE

Office.....(Respondents).

Peshawar now promoted as Superintendent in the same  
Livestock and Dairy Development Department Khyber Pakhtunkhwa,  
6. Shamsad Ali Assistant in the office of the Director General (Research)

**Respectfully Sheweth:**

The appellant submits as under:

1. That appellant was appointed as Junior Clerk in 21th April 1984 in Agriculture Department of Research and Livestock , Peshawar, then Senior Clerk and now posted as Assistant as mentioned above dated 01/04/1988- Annexure "A".
2. That final seniority list of the Assistant as by promotion and initial appointment was circulated in which the appellant stood at Serial No. 2 while respondent No.5 at Serial No. 4 due to removal of Serial No. 4 of the list, and Respondent No. 6 at Serial No. 3 of the list as Annexure "B".
3. That respondents officials as authority processed the promotion of the Assistant in Research, Livestock and Dairy Development Department Khyber Pakhtunkhwa, Peshawar in which the appellant being as Senior to Respondents No. 5 and 6, was not considered for the want of missing PERs for 18 years, in that connection as letter was written to the Director Livestock Research and Development Department Khyber Pakhtunkhwa, Peshawar as annexure "C" Which was duly replied by appellant as annexure "D".

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4. That respondent No. 2 did not consider the reply of the appellant and notified the promotion of Respondent No. 5 and 6 and neglected the appellant for promotion impugned as Annexure "E".

5. That appellant filed appeal in which the notification of transfer order was annexed instated of promotion order which is replaced by appellant with the permission of tribunal as "F".

6. The appellant aggrieved of the order notification of Respondent No. 2 filed as a departmental appeal to respondent No. 3 for redressal of his grievances which is decided *and rejected* by the respondent NO. 3 but not communicated to the appellant, received copy on own efforts dated 13 June, 2022 Annexure "G & H".

7. That the appellant may also be allowed to rely on additional ground at the time of arguments please.

5

**GROUNDS.**

A. That promotion of juniors and neglecting of senior is unlawful, illegal one.

B. That production of PER is the responsibility of respondents, not the appellant.


C. That the appellant is eligible and fit for promotion.

It is therefore, humbly prayed that on acceptance of this appeal, the impugned notifications of promotion of junior neglecting senior one and its rejection to be set aside and consider the appellant for promotion with effect from the date of promotion of junior of the appellants with all back benefits <sup>or</sup> ~~and~~ any other relief which deems fit may also be granted please.

  
Appellant

Through

Dated: 28/07/2022

  
**Gohar Ali Kheshgi**  
Advocate High Court,  
Peshawar.

6

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

Service Appeal No. \_\_\_\_/2022.

Haider Ali.....(Appellant)

**V E R S U S**

Director General (Research) Livestock and Dairy Development  
Department Khyber Pakhtunkhwa, Peshawar and others.....  
(Respondents).

**AFFIDAVIT**

Haider Ali S/O Fazali Wadood R/O Village and P.O. Cheena, Tehsil and  
District Charsadda, posted as Assistant in the Office of Director General  
(Research ) Livestock and Dairy development Department, Khyber  
Pakhtunkhwa, Peshawar, do hereby solemnly affirm and declare that all  
the contents of the accompanying **Service Appeal** are true and correct to  
the best of my knowledge and belief and nothing has been concealed  
from this Hon'ble Tribunal.

  
**DEPONENT**

CNIC: 17101-0361281-1

7

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

Service Appeal No. \_\_\_\_/2022.

Haider Ali.....(Appellant)

**V E R S U S**

Director General (Research) Livestock and Dairy Development  
Department Khyber Pakhtunkhwa, Peshawar and  
others.....(Respondents).

**ADDRESSES OF THE PARTIES**

**APPELLANT:**

Haider Ali S/O Fazali Wadood R/O Village and P.O. Cheena, Tehsil  
and District Charsadda, posted as Assistant in the Office of Director General  
(Research ) Livestock and Dairy development Department, Khyber  
Pakhtunkhwa, Peshawar.

8

RESPONDENTS:

1. Director General (Research), Livestock and Dairy Development Department  
Khyber Pakhtunkhwa, Peshawar.
2. Secretary Agriculture Livestock and Cooperatives Department, Khyber  
Pakhtunkhwa, Civil Secretariat Peshawar.
3. Government of Pakistan through Chief Secretary Khyber Pakhtunkhwa, Civil  
Secretariat, Peshawar.
4. Secretary Finance Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
5. Mohammad Ikram, Assistant in the Office of the Director General  
(Research) Livestock and Dairy Development Department Peshawar now  
promoted as Superintendent in the same office.
6. Shamshad Ali Assistant in the Office of the Director General(Research),  
Livestock and Dairy Development Department Khyber Pakhtunkhwa,  
Peshawar now promoted as Superintendent in the same office.

  
Appellant

Through

Dated: 28/07/2022



**Gohar Ali Kheshgi**  
Advocate High Court,  
Peshawar.

9

BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,  
PESHAWAR

Amended Appeal No. \_\_\_\_\_/2022

In

Appeal No: 505/2019

Haider Ali

**VERSUS**

Agricultural & Livestock Department

APPLICATION FOR CONDONATION  
OF DELAY IF LIES

Respectfully Sheweth,

*The applicant submits as under:*

1. That the appellant has filed appeal before the Service Tribunal in which the next date is 04/08/2022 for submission of amended appeal.
2. That the impugned order is received on my own efforts because it was kept secret but the late one is not intentionally but due to the reason stated above.
3. That if the case is fit on merit it should not be discarded.

*It is therefore, most humbly prayed that on acceptance of this application, the delay if any may be condoned.*

Dated: 28/07/2022

  
APPELLANT

Through

  
GOHAR ALI

Advocate, High Court Peshawar.

NOTE:-

As per information by my client, no such like appeal for the same petitioner, upon the same subject matter has earlier been filed before this Hon'ble Court.

  
Advocate.



(A)  
1-9

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AGRICULTURAL RESEARCH INSTITUTE, PESHAWAR.

Mr. Haider Ali S/O Fazli Wadood is hereby offered a temporary post of Junior Clerk in H-5(520-16-830) Plus annual allowances as admissible under the rules at the Livestock Research & Development Farm, Surezai.

His appointment in the project is purely on temporary basis and his service will be terminated at any time without assigning any reason and serving any previous notice.

He has to join his duty at his own expenses.

He will have to produce a medical certificate of fitness if his services continued beyond six months.

He will be liable to transfer any where in North west frontier province.

In case, he wishes to resign at any time fifteen days notice will be necessary or in lieu thereof a 15 days pay will be forfeited.

If he accepts the offer on the above terms and conditions he should report for duty to the project Director of the Livestock Farm at Surezai immediately.

60/- X X X  
(DR. M. Y. ANSARI)  
DIRECTOR.

SO. 1698-1702/VRI Dated Peshawar the 21/4/1984.

Copy of the above forwarded for information & necessary action to:-

1. Mr. Haider Ali S/O Fazli Wadood C/O Mohd Ilyas, Typist  
Office of the Deputy Director, Poultry, Peshawar.
2. The Accountant General, N.W.F.P., Peshawar.
3. The Project Director, Livestock Research & Development Farm, Surezai.
4. The Suptt. Budget & Accounts, Vtd., Peshawar.
5. Officer Order file.
6. Personal file of the individual concerned.

A. Kheshgi  
Goffar Ali Kheshgi  
Advocate High Court  
Peshawar

S. H. Ansari  
(DR. S. H. ANSARI)  
Senior Research Officer (Admin)  
for Director.  
16/4

Annex A: ~~(14)~~  
P- (14)

OFFICE OF THE PROJECT DIRECTOR LIVESTOCK RESEARCH & DEVELOPMENT IN,  
N.W.F.P., LIVESTOCK RESEARCH FARM, SUREZAI, P.O. BOX NO. 1137 G.F.O.  
PESHAWAR CANTT.

ORDER.

With effect from 01-05-1986, Mr. Haider Ali, Junior Clerk Livestock Research and Development in N.W.F. Province, Livestock Research Farm, Surezai is hereby promoted to the post of Senior Clerk in BPS-6 (540-20-9102).

*Self*

( DR. MOHAMMAD DASHIR QURESHI  
Project Director.

No 272-78/P(17)/Estb/Ls/1984 dated, Surezai, the 11 /05/1986.

Copy of the above forwarded for information and necessary action to:-

1. Mr. Haider Ali, Junior Clerk Livestock Research Farm, Surezai.
2. The Accountant General, NWFP, Peshawar.
3. The Registrar, Agricultural University Peshawar.
4. The Director, Veterinary Research Institute, Peshawar.
5. The Assistant Budget & Account Livestock Research Farm, Surezai.
6. Office order file for record.
7. Personal file.

*[Signature]*

( DR. MOHAMMAD DASHIR QURESHI )  
Project Director.

X  
X  
X  
X  
X

*A. Us. [Signature]*

~~12~~ 12

Bettal

OFFICE OF THE PROJECT DIRECTOR LIVE STOCKS RESEARCH DEVELOPMENT FORM  
SURIZAL P.O. BOX NO. 1137 G.P.O., PESHAWAR CANTT

ORDER

AS per recommendations of departmental Promotion Committee

Mr. Haider Ali, Senior Clerk BPS-9 Livestock Research Development  
NWFP Farm Surizal is hereby promoted as Assistant with effect from  
01.04.1988, viz Rs. 910-45-1830.

(DR. MUHAMMAD BASHIR QURESHI)  
Director

No. 170-75/(35) Estb:/LS/83 Dated Surizal the 26.3.1988

Copy of above is forwarded to:-

1. Director General Research NWFP Agricultural University, Peshawar for information please.
2. Audit officer Agricultural Research Institute Tarnab Farm for information please.
3. Mr. Haider Ali, Senior Clerk Livestock Research Development Surizal, Peshawar.
4. The Assistant Budget and Account Livestock Research Development Surizal, Peshawar.
5. Personal file.
6. Office order file.

(DR. MUHAMMAD BASHIR QURESHI)  
Director

Ahsan  
General Manager  
Agricultural High Court  
Peshawar

13

~~CONFIDENTIAL~~

... of the de ...  
... Mr. H. S. ...  
... in ...  
... with effect from ...

(Mr. ...)  
Director.

No. 170-25 / ... dated ... 26/1/1970.

Copy of the above for ...

- 1. The Director of ...
- 2. ...
- 3. Mr. H. S. ...
- 4. ...
- 5. ...
- 6. ...

(Mr. ...)  
Director  
25/3

...

General ...  
...

18 (14)

Bashir

OFFICE OF THE PROJECT DIRECTOR LIVE STOCKS RESEARCH DEVELOPMENT FARM  
SURIZAI P.O. BOX NO. 1137 G.P.O. PESHAWAR CANTT.

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ORDER

Under the provision of rule-12 of the West Pakistan Ministerial service Rules, 1963, sanction is hereby accorded to the relaxation of conditions, "Three years experience as Senior Clerk", as laid down in column No.6 against serial No.2 of appendix 'b' to the said rules, in the case of Mr. Haider Ali, Senior Clerk of Livestock Research Development Farm, Surizai, for the purposes of his promotion to the post of Assistant in the above office.

(DR. MUHAMMAD BASHIR QURESHI)  
Director.

No.184/ Dated, Surizai, the 15.3.1988.

Copy of the above is forwarded to:-

- ✓ 1. Director General Research NWFP Agricultural University, Peshawar for information please.
2. Audit officer Agricultural Research Institute Tarnab Farm for information please.
3. Mr. Haider Ali, Senior Clerk Livestocks Research Development Surizai, Peshawar.
4. The Assistant Budget and Account Livestocks Research Development Surizai, Peshawar.
5. Personal file.
6. Office order file.

(DR. MUHAMMAD BASHIR QURESHI)  
Director.

*Handwritten signature and stamp:*  
Muhammad Bashir Qureshi  
Director  
Peshawar

153

Under the provision of rule-11 of the West Pakistan Financial Service Rules, 1957, sanction is hereby accorded to the relaxation of the condition, "Three years of service as Senior Clerk", as laid down in column No. 6 against serial No. 2 of Appendix 'A' to the said rules, in the case of Mr. Haider Ali, Senior Clerk of the Livestock Research & Development Farm, Faisalabad, for the purpose of <sup>his</sup> promotion to the post of Assistant in the above office.

sd/xyz

Dr. Mohammad Nasir Ghouse,  
Director.

No. 184 / Faisalabad, Suezai, Date 15/3/1988

I

Copy of the order forwarded to:-

- ✓
- /
- ✓
- ✓
- ✓
- ✓
- ✓
- 7/

The Director (Finance) Govt. Agricultural University, Faisalabad for information please.

The Audit Officer, Agriculture Research Institute, Faisalabad, Faisalabad for information please.

The Senior Research Officer, (Gen) Division of Veterinary Research Institute, Faisalabad.

The Assistant, Accounts & Budget, Livestock Research Farm, Suezai.

Mr. Haider Ali, Senior Clerk, Livestock Research Farm, Suezai.

Personal file.

Office order file.

*Handwritten signature and stamp*

*Handwritten signature*  
(Dr. Mohammad Nasir Ghouse)  
Director.

14/3

1117/88



DIRECTORATE GENERAL (RESEARCH)  
LIVESTOCK AND DAIRY DEVELOPMENT DEPARTMENT,  
KHYBER PAKHTUNKHWA, PESHAWAR.

Dated Peshawar the 1<sup>st</sup> January, 2018.

**NOTIFICATION**

No. DG(Res)/L&DD/Es-II (286)/93/:

In pursuance of Section-8 (1) of Khyber Pakhtunkhwa, Civil Servants Act, 1973 read with Rule-17 of Khyber Pakhtunkhwa, Civil Servants (Appointment, Promotion & Transfer) Rules, 1989. The final seniority list of Office Assistant (BPS-16) at Livestock & Dairy Development Department (Research Wing), Khyber Pakhtunkhwa, Peshawar, as stood on 01.01.2018 is notified /circulated as under:-

S. No	Name of Official with academic qualification	Date of Birth and Domicile	Date of 1 <sup>st</sup> entry into Government Service	Regular appointment/promotion to present posts		Present appointment	Remarks
				Date	Method of Recruitment		
01	Mr. Muhammad Farooq Jan, B.A	01-04-1962 Peshawar	20-02-1982	08-01-2002	16 By Promotion	Assistant	<i>already promoted</i>
02	Mr. Haidar Afr, S.S.C	01-02-1962 Charsadda	23-04-1984	01-04-1988	16 By Promotion	Assistant	
03	Mr. Shamshad Ali, P.A	02-02-1964 Karak	03-02-1982	28-10-2005	16 By Promotion	Assistant	
04	Mr. Sami Ullah Khan, Durrani M.A	08-09-1984 Bannu	21-02-2006	21-02-2006	16 By Initial Recruitment	Assistant	Status disputed due to placement of services on the disposal of Transition of Department and subsequent reappointment.
05	Mr. Mohammad Ikram, S.S.C	06-10-1965 Mardan	01-08-1985	01-01-2010	16 By Promotion	Assistant	
06	Mr. Shahid Hussain, D.Com	05-04-1965 Mausehra	20-04-1987	01-04-2011	16 By Promotion	Assistant	Status disputed due to placement of services on the disposal of Transition of Department and subsequent reappointment.
07	Mr. Abdul Ayaz, P.A	09-02-1960 Khyber Agency	22-10-1987	01-04-2011	16 By Promotion	Assistant	
08	Mr. Maula Dard Khan, S.S.C	02-05-1970 Bannu	02-05-1988	01-10-2013	16 By Promotion	Assistant	
09	Mr. Ahmad Khan, B.A	09-05-1969 Swat	26-10-1989	01-10-2013	16 By Promotion	Assistant	

R-6  
Returned to transport depot on despatch

R-5

*GA*  
Gulzar Ali Khoshgi  
Advocate High Court  
Peshawar

16

*M*

*GA*  
Gulzar Ali Khoshgi  
Advocate High Court  
Peshawar

*Office Assistants*

B-1

*already promoted*

*Ret*

*Returned to transport depot on despatch*

R-5

B  
17

B

A  
P- ~~19~~ 19  
A

10	Mr. Inikhar Ali, S.S.C.	15-03-1969 Peshawar	20-10-1990	01-01-2014	16	By Promotion	Assistant
11	Mr. Abdur Rashid, M.A.	03-03-1968 D.I.Khan	29-10-1989	06-01-2015	16	By Promotion	Assistant
12	Mr. Mohammad Fayyaz, F.A.	10-08-1972 Peshawar	30-06-1991	31-12-2016	16	By Promotion	Assistant
13	Mr. Daud Shah, SSC	06-03-1970 Peshawar	02-07-1991	31-12-2016	16	By Promotion	Assistant
14	Mr. Kamal Badshah, M.A.	06-04-1968 Bannu	13-12-1994	31-12-2016	16	By Promotion	Assistant
15	Mr. Amin Jan, S.S.C.	11-03-1973 Charsadda	13-12-1994	25-05-2017	16	By Promotion	Assistant
16	Mr. Muhammad Siraj, B.A.	01-04-1975 Charsadda	13-12-1994	25-08-2017	16	By Promotion	Assistant
17	Mr. Muhammad Solani, F.A.	12-09-1971 Charsadda	14-12-1994	25-08-2017	16	By Promotion	Assistant
18	Mr. Niaz Ahmad, M.Com	01-10-1974 Hangu	20-12-1995	01-10-2017	16	By Promotion	Assistant

Notes - The Official at S.No. 02 (Mr. Haidar Ali) himself has accepted the seniority position vide his undertaking dated 19-10-2001. He has also declared that he shall never initiate re-open his seniority case before any authority at Government level or court of law, or at any other level.  
Certified that the above seniority list is final and undisputed.

(DR. YAKA ALIKHAN)  
Director  
03/01/18

A  
Director  
03/01/18



BC  
P-1514  
18



DIRECTORATE GENERAL (RESEARCH)  
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT  
KHYBER PAKHTUNKHWA, PESHAWAR  
Ph #: 091-9210248, 091-9210220  
Fax#: 091-9210220

Director General (Research)  
& Development  
Peshawar  
Date: 29/1/18  
284

No. DG(Res)/L&DD/Est-1(169)2014/Vol.III/992-93

Dated Peshawar the 26/01/2018

To

The Director,  
Livestock Research & Development, Peshawar

Subject:

MISSING PERS OF MR. HAIDER ALI, ASSISTANT (BPS-16).

Reference telephonic discussion on the subject cited above.

In this regard, it is stated that promotion case of Superintendent/Accounts Officer /Estate Manager is under process for which PERs of Mr. Haider Ali, Assistant Livestock Research & Development, Peshawar included in the penal are required. During preparation of synopsis it was noted that PERs of the official concerned for the following period are not available/missing.

1. PERs for the year from 1984 to 1994 (10 years)
2. PERs for the year from 2002 to 2009 (08 years)

You are therefore requested to provide the PERs of the official concerned for the above mentioned missing period for further necessary action please.

*Mirza Ali Khan*

(DR. MIRZA ALI KHAN)  
Director General (Research)

Dated Peshawar the 26/01/2018

No. DG(Res)/L&DD/Est-1(169)2014/Vol.III/

Copy of the above is forwarded to Mr. Haider Ali, Assistant, Livestock Research & Development, Peshawar for information and to provide detail of reporting and counter signing officers and proof that you had submitted your PERs to reporting officers.

(DR. MIRZA ALI KHAN)  
Director General (Research)

General Manager  
Livestock Research & Development  
Peshawar

*DR. Mirza Ali Khan  
Commissioned to  
The official concerned  
for doing the needed  
as desired*

*27/1*

*29/1/2018*

General

Respected Sir,


As per remarks of the Director General (Research), Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar vide endorsement No. DG(Res)/L&DD/Est-1(169)2014/Vol-111/992-93, dated 26.01.2018, regarding "Missing PERs of the undersigned for the following period after laps of 09 years.

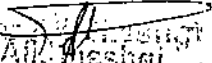
1. With effect from 1984 to 1994, (10 years).
2. With effect from 2002 to 2009, (08 years).

In this connection, it is please stated that the promotion case for the post of assistant to the post of Superintendent, is under process. In this regards, the ACR / PER of the undersigned was asked by the superintendent, Estb. Veterinary Research Institute, Peshawar, but the same PER from 1984 to 1994 and 2002 to 2009 were not found in the record. On confirmation from the then in charge / custodian of ACR / PER, i.e. (Mr. Noor Zaman Shah), he verbally stated that the PER for the said period were handed over to Mr. Habib ur-Rahman, PA while Mr. Habib-Ur-Rahman has verbally stated that the PER in question were not received from Mr. Noor Zaman Shah, the then in charge of PER.

In light of the above situation it is requested that the concerned dealing hand may be asked / direct to search out the above PERs so that the case could be process further well in time please

O.S.  
Dir. L/S

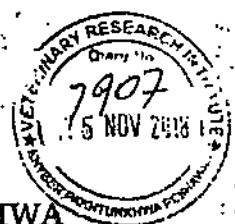
  
Haider Ali,  
Assistant.

  
Gohar Ali Peshhori  
Advocate High Court  
Peshawar

Amir E

P

20 244



GOVERNMENT OF KHYBER PAKHTUNKHWA  
AGRICULTURE, LIVESTOCK & COOPERATIVE  
DEPARTMENT

Dated Peshawar, the November 14, 2018

**NOTIFICATION**

No.SO(LFC)/AD-E-I(338)/2018/ On the recommendation of the Departmental Promotion Committee held on 17/10/2018, the competent authority has been pleased to promote the following Assistants (BPS-16) to Superintendent (BPS-17) in Directorate General (Research) Livestock & Dairy Development Department Khyber Pakhtunkhwa Peshawar with immediate effect.

S #	NAME OF OFFICIAL	FROM	TO
1	Mr. Muhammad Farooq Jan	Assistant (BPS-16)	Superintendent BPS-17 (On Regular Basis)
2	Mr. Shamsad Ali	-do-	-do-
3	Mr. Muhammad Ikram	-do-	-do-
4	Mr. Habib Ur Rehman	Superintendent BPS-17 (Acting Charge)	-do-

- On promotion, the officers shall be on probation for a period of one year terms of Section 6(2) of Khyber Pakhtunkhwa, Civil Servant Act, 1973 read with rule 15(1) of Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer) Rules, 1989 and extendable for another year with specific orders of the appointing authority within 2 months of the expiry of first year of probation as specified in Rules 15(2) of ibid rules.

Sd/-  
**SECRETARY**  
AGRICULTURE, LIVESTOCK &  
COOP: DEPARTMENT.

ENDST: of Even No. & Date


Copy of the above is forwarded to:

- Director General (Research), Livestock and Dairy Development. Department Khyber Pakhtunkhwa, Peshawar with the request to submit Posting/Transfer proposal of the Promoted officers.
- PS to Secretary Agriculture, Livestock Fisheries and Cooperative Department Khyber Pakhtunkhwa Peshawar.
- P.A to Dy. Secretary (Admn), Agriculture, Livestock Fisheries and Cooperative Department Khyber Pakhtunkhwa Peshawar.

Allyshad SA

E.H. 15/11/18  
SAC

SECTION OFFICER (LFC)  
14/11/18

The Govt. Service Tribunal Khyber Pakhtunkhwa  
S. Appeal No. 505/2019 F (21) 

Flacid Ali vs. Director General research Livestock & Dairy Dev. Department Fathima  
Put up to the court with relevant appeal  
Subject - Application for permission to amend the appeal.

Reader  
P/siv. please file the appellant's submissions as under.

- 1- That the appeal was filed before this tribunal in which the next date is 2/11/2021 and fixed for arguments.
- 2- That in the appeal appellant wants to challenge the ~~transfer~~ promotion order of the respondents but erroneously annexed the transfer order of the respondents, which needs to be amended in the notification of promotion instead of transfer.
- 3- That there is no bar on amendment which is in the interest of justice.
- 4- That in order to streamline legally needs to amend the appeal in process.

Therefore it is requested to allow the appellant to make amendment in the appeal please.

Dated. 27/7/2021.

Pb  
Appellant.

through. SAP  
C/o Flacid Ali (Khyber Pakhtunkhwa)  
advocate psh

Certified to be true copy  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

(22) ~~22~~

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**

**PESHAWAR.**

Service Appeal No. 505 /2019



Haider Ali S/O Fazali Wadood R/O Village and P.O. Cheena,  
Tehsil and District Charsadda, posted as Assistant in the  
Office of Director General (Research) Livestock and Dairy  
Development Department, Khyber Pakhtunkhwa,  
Peshawar.....(Appellant)

**V E R S U S**

1. Director General (Research), Livestock and Dairy  
Development Department Khyber Pakhtunkhwa, Peshawar.
2. Secretary Agriculture Livestock and Cooperatives  
Department, Khyber Pakhtunkhwa, Civil Secretariat  
Peshawar.
3. Government of <sup>K.P.</sup>Pakistan through Chief Secretary, Khyber  
Pakhtunkhwa, Civil Secretariat, Peshawar.
4. Secretary Finance Khyber Pakhtunkhwa, Civil Secretariat,  
Peshawar.
5. Mohammad Ikram Assistant in the Office of the Director  
General (Research) Livestock and Dairy Development  
Department Peshawar now promoted as Superintendent in  
the same office.

Consent of the  
Advocate General  
Peshawar

Certified to be true copy

**EXAMINER**  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

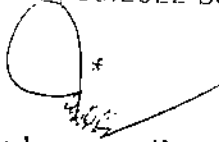
Submitted to -day  
and filed.  
Registrar  
15/4/19.

P- F  
~~23~~  
23

30<sup>th</sup> May, 2022

Learned counsel for the appellant present. Mr. Naeer<sup>S</sup> ud Din Shah, Assistant AG alongwith Dr. Hamid Ullah, SRO for the respondents present.

Learned counsel for the appellant submitted an application for permission to amend the appeal. Application is allowed. Learned counsel for the appellant is directed to submit amended memo of appeal alongwith annexure complete in all respects in office within a week positively. Copy of which be given to the respondents. To come up for arguments on 04.08.2022 before the D.B.




(Mian Muhammad)  
Member(E)



(Kalim Arshad Khan)  
Chairman

Certified to be true copy

  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Date of Presentation of Application 28-7-22  
Number of Words 1200  
Copying Fee 14/-  
Expend 5/-  
Total 18/-  
Name of Applicant  
Date of Completion of Copy 28-7-22  
Date of Delivery of Copy 28-7-22

PICR

To

Annex G  
P — JB (24)  
The Chief Secretary,  
Govt: of Khyber Pakhtunkhwa,  
Civil Secretariat Peshawar.

Through: Proper Channel

Subject: PROMOTION TO THE POST OF OFFICE SUPERINTENDANT / ACCOUNT OFFICER/ ESTATE MANAGER (BS-17) IN DIRECTORATE GENERAL (RESEARCH) LIVESTOCK AND DAIRY DEVELOPMENT DEPARTMENT, KHYBER PAKHTUNKHWA, PESHAWAR.

Kindly refer to the notification of the Government of Khyber Pakhtunkhwa Agriculture, Livestock, fisheries and cooperative Department vide No.SO(LFC)AD-E-I(338)/2018 Dated 14<sup>th</sup> November, 2018 (Annex-I).

Sir,

It is please stated that I am presently working as Office Assistant (BS-16) at Livestock & Dairy Development, Khyber Pakhtunkhwa, Peshawar since 1988. It is, further stated that as per seniority list circulated vide Notification No. DG(Res)L&DD/Est-II(206)/93, dated 1<sup>st</sup> January, 2018, I have been included at S. No. 2. (Annex-II). It is further added that when the case for promotion to the post of Superintendent was moved in October 2018, I was not recommended to be promoted probably due to missing PERs with effect from 1984 to 1994 & 2002 to 2009. Needless to mention here that I have approached to Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar. through several letters (Annex-III) that keeping record of PERs was the responsibility of Director, Livestock Research & Development, Khyber Pakhtunkhwa, Peshawar and Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar. while I had regularly submitted my PER for each calendar year as per prevailing rules and procedure and has never been informed regarding my missing PERs. Therefore, your good office is requested to conduct proper inquiry in my missing PERs.

Sir,

It is also to bring in your kind notice that Director General (Research) Livestock and Dairy Development Department, Khyber Pakhtunkhwa, Peshawar constituted an inquiry committee to dig out the causes and fix responsibility regarding my missing PERs, but the committee instead of doing their task as per mandate, rather pointed out that my promotion to Assistant was not found as per rules despite a lapse of 30 years.

Sir, The recent promotion of Junior officials to the post of Superintendent (BS-17) while ignoring me being a senior most is in violation of rules and procedure and justice.

Therefore, it is humbly requested that my request for promotion as office Superintendent (BS-17) may be considered sympathetically in light of the prevailing rules and procedure.

Yours obediently



Haider Ali  
Office Assistant,  
Livestock Research & Development,  
Khyber Pakhtunkhwa Peshawar.  
(Call No. 0316-8863518).



P-H (24) 250

**DIRECTORATE GENERAL (RESEARCH)**  
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT  
KHYBER PAKHTUNKHWA, PESHAWAR



Badsha Khan Chowk, Khyber Pakhtunkhwa Peshawar  
Lcldr.kpdata.gov.pk

091-9210218, 091-9210248,  
091-9210220

Facebook.com/livestockresearchkp  
Twitter.com/livestockreskp

No.DG(Res)/L&DD/E-I/(169)/2018/Vol-IV/7106-9 Dated Peshawar the 07/09/2021

To

✓  
The Mr. Haider Ali,  
Ex-Assistant, (Rtd)  
DLR&D Peshawar.

**SUBJECT: PROMOTION TO THE POST OF OFFICE SUPERINTENDENT/ACCOUNT OFFICER/ESTATE MANAGER (BPS-17) IN DIRECTORATE GENERAL (RESEARCH), LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT KHYBER PAKHTUNKHWA, PESHAWAR**

Refer to your letter No. nil dated 17/08/2021 addressed to Chief Secretary Govt: of Khyber Pakhtunkhwa, Civil Secretariat Peshawar on the subject cited above.

1. It is stated that your promotion was deferred on 17/10/2018 by Departmental Promotion Committee. Therefore, after 02 years & 10 months the Departmental appeal is badly time barred.
2. You are already retired from service on 18/09/2020 upon your own request.
3. Your case is sub-judice vide service appeal Nou. 581 dated 24/05/2019 in Khyber Pakhtunkhwa Service Tribunal.

Therefore the appeal could not be processed at this belated stage.

Director General  
(Research)

No.DG(Res)/L&DD/E-I/(169)/2018/Vol-IV/

Dated Peshawar the \_\_\_/09/2021

Copy of the above is forwarded to:

1. The Section Officer (LFC) Government of Khyber, Agriculture, Livestock, Fisheries, Cooperative Department Peshawar for information.
2. The Section Office (Litigation) Government of Khyber, Agriculture, Livestock, Fisheries, Cooperative Department Peshawar for information.
3. Focal Person service tribunal along with copy of appeal for information and necessary action please.

Director General  
(Research)



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قیمت 50 روپے	32930			
ایڈویکٹ: گوپری خواجگی		پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
بار کونسل/ ایسوسی ایشن نمبر: 10.7448				
رابطہ نمبر: 03459082942				

بعدالت جناب: عنبر کھٹون خواہ عکس اسٹریٹ ٹریڈ سنٹر

مخاطب: ایڈووکیٹ	دعویٰ:
 <p>بنام محکمہ عدلیہ پشاور</p>	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:

**باعث تحریر آنگہ**

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی متعلقہ  
 آن مقام کے لئے کیے گئے گوپری خواجگی کے لئے اور گوپری خواجگی کے لئے  
 کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو  
 راضی نامہ کرنے و تقررات و فیصلہ برحلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق  
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز  
 دائرہ کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی  
 کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب  
 مقرر شدہ کو کوئی جملہ مذکورہ با اختیار حاصل ہوں گے اور اس کا ساختہ پر واضح منظور و قبول ہوگا  
 دوران مقدمہ میں جو خرچہ ہر جانبہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے  
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سدر ہے

الرقوم: 2022  
 PESHAWAR BAR ASSOCIATION  
 KHYBER PAKHTUNKHWA

مقام: پشاور کے لیے منظور ہے

5/11/22

نوٹ: اس وکالت نامہ کی کارروائی کا اصل قبول ہوگی۔

