



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

**Service Appeal No.162/2023**

Muhammad Jamal s/o Noor Jamal ..... Appellant

**VERSUS**

Govt. of Khyber Pakhtunkhwa and others..... Respondents

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*Ausud*  
ASSISTANT  
HANGU

**IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

**PESHAWAR**

**APPEAL NO.162 of 2023**

Muhammad Jamal s/o Noor Jamal r/o Moh. Ghari Bazar Tehsil & District Hangu .....Appellant

**VERSUS**

Government of Khyber Pakhtunkhwa & Others..... Respondents

**JOINT PARA WISE COMMENTS ON BEHALF OF RESPONDENT NO.01 AND 02.**

Respectfully Sheweth:

**PRELIMINARY OBJECTIONS**

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 4406

Dated 16/3/2023

1. The Appellant has got no locus standi and cause of action to file the instant petition.
2. That the Appeal is barred by law and limitation.
3. That the Appellant has concealed the material facts from Honorable Service Tribunal.
4. That this Honorable Tribunal has got no jurisdiction to entertain the present appeal.

**FACTS:**

1. Correct to the extent that the Appellant was serving as Subedar Major, Levies Force Hangu
2. Correct to the extent that PATA Levies Force Regulation 2012 was issued to the Provincially Administered Tribal Areas and was implemented on Federal Levies Force stationed at Settled Districts of Khyber Pakhtunkhwa in the light of Home & tribal Affairs Department, Khyber Pakhtunkhwa letter No. F. SO(Levies)/HD/F.SD/1-2/2013/62609 Dated:19-11-2015 and SAFRON Division, Islamabad letter No.F.10(5)-LK/2006 Dated:11-11-2015. (copy attached as Annex A & B)
3. Correct. As explained in para-02.
4. Correct. But the said rules were implemented on Provincial Levies only while the Levies in District Hangu was Federally administered and has been absorbed into Province with effect from 18-03-2019 (copy attached as Annex-C)
5. Correct. But the said rules were implemented on Provincial Levies while the Levies in District Hangu was Federally administered.
6. Correct. The said rules have no explanation/details regarding service length/age of Subedar Major in Schedule-IV and was implemented only on Provincial Levies while the Levies in District Hangu was governed under Federal Levies Force Rules 2012 Amended 2013.
7. Correct. But District Hangu is a settled area since its inception and erstwhile FATA rules / acts are not applicable on District Hangu. The Federal Levies Force Hangu was absorbed into Province vide Section Officer (LK&B) SAFRON Division Islamabad letter No. F.8 (1)-LK/2019 dated: 18-03-2019 (copy attached as Annex-D).
8. Correct. But the said rules were implemented on erstwhile Federally Administered Tribal Area Levies, while the Levies in District Hangu was neither Federally Administered Tribal Area Levies nor Provincially Administered Tribal Area.
9. Correct. But the Khyber Pakhtunkhwa Levies Force Act, 2019 was not implemented on District Hangu Levies but on erstwhile Federally Administered Tribal Area and Provincially Administered Tribal Area (names of Districts mentioned in the Notification) (copy attached as Annex-E).
10. Correct. But the same Notification dated: 14-07-2020 was cancelled/repealed as it was hurting a huge number of Levies Force Personnel.
11. The Notification No. SO (Police-II) HD/1-3/ dated: 14-07-2020 was repealed because an enormous number of Levies Personnel were aggrieved as they, then, had a less chance of promotion in existence of above Notification. In order to provide more opportunities (promotion etc.) to Levies Personnel another Notification No. SO (Police-II)HD/MKD/Levies/Misc./2020 dated: 22-03-2021 (copy attached as Annex-F), was issued wherein Basic Pay Scales of Levies Force Personnel were not upgraded due to

financial impulse of the Government. However, after non acceptance / unfamiliar among the Levies Force Personnel of Khyber Pakhtunkhwa, the Government issued an additional Notification No. SO (Police-II) HD/1-3/FEDERAL LEVIES 2021 dated: 21-10-2021 (copy attached as Annex-G), wherein the Basic Pay Scales of Levies Force along with age of retirement was extended.

12. As per Notification of dated: 21-10-2021, the appellant had completed length of service i.e. 03 years service as Subedar Major and as in the light of Peshawar High Court Peshawar writ petition No.5092-P/2021 interim relief was granted to the appellant and after dismissal of case, the appellant was retired from service on 01-02-2023(copy attached as Annex-H).

It is pertinent to mention here that after introduction of Amendment in Federal Levies Force Rules 2012 Amended 2013 on dated: 25-08-2016, a large number of Force personnel in the province had been retired and at that time the appellant alongwith others has lodged application with plea that rank service notification issued by Home Department may be kept intact for the benefit of Force personnel for rapid promotion and in lieu of the said Notification the appellant was promoted as Subedar Major. (copy attached as Annex-I).

13. Honorable Peshawar High Court Peshawar vide its Judgment dated: 29-11-2022 has advised that the appellant/petitioner may approach Honorable Service Tribunal, if aggrieved.
14. Pertains to record.
15. No violation of fundamental rights have been done.
16. Incorrect. The petitioner has not submitted any single application regarding the subject matter at any competent forum.
17. That the respondents also seek permission to raise further points at the time of arguments.

It is therefore requested that on acceptance of instant Parawise comments, the appeal of the appellant may kindly be dismissed.



Respondent No. 01

The Secretary,

Home & Tribal Affairs Department  
Khyber Pakhtunkhwa, Peshawar.



Respondent No. 02

Deputy Commissioner/Commandant  
Levies Force Hangu

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

**Service Appeal No.162/2023**

Muhammad Jamal s/o Noor Jamal (r/o Moh. Ghari Bazar Tehsil & District Hangu ..... Appellant

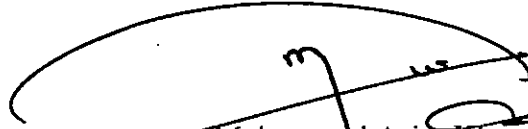
**VERSUS**

Govt. of Khyber Pakhtunkhwa and others ..... Respondents

**AFFIDAVIT**

I, Muhammad Asim Khan, Assistant, office of the Deputy Commissioner Hangu do hereby solemnly affirm and declare that contents of the accompanying joint Para wise comments on behalf of Deputy Commissioner / Commandant Levies Force Hangu as Respondent No.02 is true and correct to the best of my knowledge and belief and that nothing has been concealed from this Honorable Court.

**Deponent:**

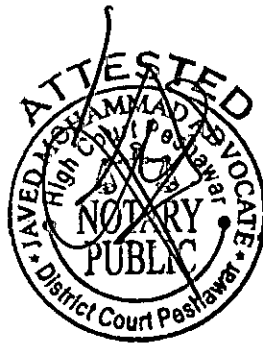


Muhammad Asim Khan Assistant  
Office of the Deputy Commissioner  
Hangu

(14101-9837906-5)

**Identified by:**

**Advocate General  
Khyber Pakhtunkhwa, Peshawar.**





Annexure :

"A"

Government of Khyber Pakhtunkhwa,  
Home & Tribal Affairs Department.

F. SO (Levies)/HD/F.SID/1-2/2013/ (62609)  
Dated Peshawar the 19<sup>th</sup> November, 2015

4

To

1. The D.C/Commandant, Levies, Hangu.-
2. The D.C /Commandant Levies, Kohat.
3. The D.C /Commandant Levies, Karak.
4. The D.C /Commandant Levies, Lakki Marwat.
5. The D.C /Commandant Levies, Torghar.

Subject: RULES FOR FEDERAL LEVIES WORKING IN SETTLED DISTRICTS

Sir,

I am directed to refer to the subject noted above and to forward herewith a copy of Government of Pakistan, Ministry of SAFRON letter No.F.10(5)I.K/2006 dated 11.11.2015 (self-explanatory) alongwith copy of PATA Levies Force Regulation, 2012 & PATA Federal Levies Force Service (Amended) Rules, 2013 for information / implementation, please.

Yours faithfully,

Encl: As above.

*[Signature]*  
SECTION OFFICER (LEVIES)  
Ph: 091-9210503 Fax No.091-9210201

Encls: No & date of even

Copy forwarded for information to:

- 1) The Commissioner, Hazara Division, Abbottabad.
- 2) The Commissioner, Kohat Division, Kohat.
- 3) The Commissioner, Bannu Division, Bannu.
- 4) Section Officer (I.K&B), Government of Pakistan, Ministry of State & Frontier Region, Islamabad w/r his letter quoted above
- 5) PS to Home Secretary, Khyber Pakhtunkhwa.

D.C.	
A.D.C	
Br.	
Dairy No	1133
Date	26-11-15

*[Signature]*  
SECTION OFFICER (LEVIES)

*[Signature]*  
ASSISTANT COMMISSIONER  
HANGU

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62609

No F. 10(5)-LK/2006  
Government of Pakistan's  
Ministry of States & Frontier Regions

Islamabad the 11<sup>th</sup> November, 2015.

The Secretary,  
Home & Tribal Affairs Department,  
Government of Khyber Pakhtunkhwa,  
**PESHAWAR.**

Subject:- **RULES FOR FEDERAL LEVIES WORKING IN SETTLED  
DISTRICTS.**

Q 221/c

I am directed to refer to Home & Tribal Affairs Department, Khyber Pakhtunkhwa letter No. F. SO(Levies)HD/F.SD/1-2/2013/(62609), dated 19<sup>th</sup> May, 2015 on the subject noted above.

2. It is to clarify that PATA Federal Levies Force Regulation/Service Rules, 2012 and Amended Service Rules, 2013 are also applicable on the Federal Levies Force stationed in Settled District of Khyber Pakhtunkhwa, with effect from the date of Notification i.e. 04<sup>th</sup> February, 2013.

3. This issues with the approval of Secretary, Ministry of States & Frontier Regions, Islamabad.

(MUHAMMAD KHAN BABAR)  
Section Officer (LK&B)  
Tele:- 9217050

DSP ✓  
SO (L)

ASP  
17/11

put up LTR  
17/11/15

15371

ASSISTANT COMMISSIONER  
HANGU

Government of Pakistan  
Ministry of States & Frontier Regions

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No.F.8(1)-LK/2019

Islamabad, the 18<sup>th</sup> March, 2019MEMORANDUM

Subject: - REPEAL OF FEDERAL LEVIES FORCE REGULATION, 2012 AND PROMULGATION OF KHYBER PAKHTUNKHWA LEVIES FORCE TRANSITION ORDINANCE, 2019 & KHYBER PAKHTUNKHWA KHASADAR FORCE (MAINTENANCE, REGULATION AND PROTECTION OF SERVICE) (TRANSITION) ORDINANCE 2019.

I am directed to convey that consequent to the 25<sup>th</sup> Constitutional Amendment, the Federally Administered Tribal Areas (Erstwhile FATA) and Provincially Administered Tribal Areas (Erstwhile PATA) stand merged in the Province of Khyber Pakhtunkhwa, and therefore, the President Islamic Republic of Pakistan or the Federation cannot make Regulations for erstwhile FATA anymore. All the functions performed by the Erstwhile FATA Secretariat, its Secretaries and Directorates also stand transferred to the concerned Departments of Government of Khyber Pakhtunkhwa.

2. The Federal Levies Force, Regulation, 2012 has been repealed through Khyber Pakhtunkhwa Levies Force Transition Ordinance ORD. NO, I of 2019 on 12<sup>th</sup> March, 2019 whereby the said Force stands provincialized. Similarly the Khasadar Force working in the erstwhile Federally Administered Tribal Areas through Executive Orders and instructions, for management of said areas within the framework of territorial and collective responsibility, also stands provincialized through Khyber Pakhtunkhwa Khasadar Force (Maintenance, Regulation and Protection of Service) (Transition) Ordinance ORD. NO, II of 2019.

3. Now therefore, all the administrative, legal and ancillary matters, including service appeals, promotions and litigation in respect of both the forces i.e. Levies Force and Khasadar Force have been transferred to the Government of Khyber Pakhtunkhwa and its relevant forums from 12<sup>th</sup> March, 2019, the date of the issuance of above said Ordinances.

4. It is clarified that Ministry of States and Frontier Regions (SAFRON) has ceased to be the controlling authority in respect of Levies Force and Khasadar Force working in erstwhile FATA & PATA. All concerned Commandants and other forums may kindly be informed accordingly.

(ASAD IQBAL)  
Section Officer (LK&B)

1. The Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar.
2. The Advocate General, Government of Khyber Pakhtunkhwa, Peshawar.
3. The Additional Chief Secretary, Merged Areas Secretariat, Warsak Road, Peshawar.

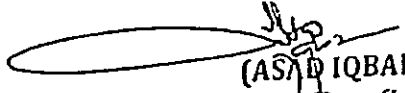
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*Asad*  
ASSISTANT COMMISSIONER  
HANGU

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4. The Secretary, Home & T.As, Department, Government of Khyber Pakhtunkhwa, Peshawar, with the request to constitute the promotion committee afresh for Levies Force excluding representation from Ministry of SAFRON.
5. Registrar, Federal Services Tribunal (FST), Islamabad, alongwith copies of the both ordinances for information please.
6. Registrar, Islamabad High Court (IHC), Islamabad.
7. Registrar, Peshawar High Court (PHC), Peshawar.
8. P.S to Secretary Law & Justice Division, S Block Pak Secretariat, Islamabad, alongwith copies of the both ordinances for information please.
9. P.S to Secretary Ministry of States & Frontier Regions (SAFRON), Islamabad.

  
(ASIM IQBAL)  
Section Officer (LK&B)

  
  
ASSISTANT COMMISSIONER  
HANGU



Government of Pakistan  
Ministry of States & Frontier Regions

&lt;&gt;&lt;&gt;&lt;&gt;

No.F.8(1)-LK/2019

Islamabad, the 18<sup>th</sup> March, 2019MEMORANDUM

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(ASAD IQBAL)  
Section Officer (LK&B)


1. The Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar.
2. The Advocate General, Government of Khyber Pakhtunkhwa, Peshawar.
3. The Additional Chief Secretary, Merged Areas Secretariat, Warsak Road, Peshawar.

Page.....2/


*Asst. Secy*  
ASSISTANT COMMISSIONER  
HANGU

:-2:-

4. The Secretary, Home & T.As, Department, Government of Khyber Pakhtunkhwa, Peshawar, with the request to constitute the promotion committee afresh for Levies Force excluding representation from Ministry of SAFRON.
5. Registrar, Federal Services Tribunal (FST), Islamabad, alongwith copies of the both ordinances for information please.
6. Registrar, Islamabad High Court (IHC), Islamabad.
7. Registrar, Peshawar High Court (PHC), Peshawar.
8. P.S to Secretary Law & Justice Division, S Block Pak Secretariat, Islamabad, alongwith copies of the both ordinances for information please.
9. P.S to Secretary Ministry of States & Frontier Regions (SAFRON), Islamabad.

  
(AS) IQBAL  
Section Officer (LK&B)

  
ASSISTANT COMMISSIONER  
HANGU

Annexure: 

EXTRAORDINARY  
GOVERNMENT



REGISTERED NO. PIII  
GAZETTE

10

**KHYBER PAKHTUNKHWA**

Published by Authority

PESHAWAR, MONDAY, 16<sup>th</sup> SEPTEMBER, 2019.

PROVINCIAL ASSEMBLY SECRETARIAT  
KHYBER PAKHTUNKHWA

**NOTIFICATION**

Dated Peshawar, the 16th September, 2019.

No. PA/Khyber Pakhtunkhwa/Bills-68/2019/7010.— The Khyber Pakhtunkhwa Levies Force Bill, 2019 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 12<sup>th</sup> September, 2019 and assented to by the Governor of the Khyber Pakhtunkhwa on 12<sup>th</sup> September, 2019 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

**THE KHYBER PAKHTUNKHWA LEVIES FORCE ACT, 2019.**  
**(KHYBER PAKHTUNKHWA ACT NO. XXXV OF 2019)**

*(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa, (Extraordinary), dated the 16th September, 2019).*

AN  
ACT

*to provide for the maintenance of Khyber Pakhtunkhwa Levies Force and to enable its transition to Khyber Pakhtunkhwa Police.*

WHEREAS after Constitution (Twenty-fifth Amendment) Act, 2018 (Act No. XXXVII of 2018), the erstwhile Federally Administered Tribal Areas have been merged in the Province of the Khyber Pakhtunkhwa, and Federal Levies Force, established under the Federal Levies Force Regulation, 2012, working in the said areas, has lost its legal status for working in the merged districts and sub-divisions.

AND WHEREAS it is in the best public interest to allow the Federal Levies Force to continue its functions in the merged districts and sub-divisions and to regulate and maintain it under the administrative control of the Government of Khyber Pakhtunkhwa:

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ASSISTANT COMMISSIONER  
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AND WHEREAS to achieve the objectives it is expedient to give legal status to the Federal Levies Force in the merged districts and sub-divisions and to re-visit its institutional structure and functional assignment for effective discipline, better performance and optimal utility:

It is hereby enacted as follows:

1. **Short title, application, extent and commencement.**---(1) This Act may be called the Khyber Pakhtunkhwa Levies Force Act, 2019.

(2) It shall apply to all the members of Levies Force.

(3) It shall extend to the districts and sub-divisions of the Province of Khyber Pakhtunkhwa as provided in the Schedule.

(4) It shall come into force at once.

**Definitions.**---In this Act, unless there is anything repugnant in the subject or context,-

(a) "Code" means the Code of Criminal Procedure, 1898 (Act of V of 1898);

(b) "Commandant" means the Commandant of the Levies Force;

(c) "Department" means the Home and Tribal Affairs Department of the Government of Khyber Pakhtunkhwa;

(d) "Deputy Director General" means the Deputy Director General of the Levies Force;

(e) "Director General" means the Director General of the Levies Force;

(f) "Government" means the Government of the Khyber Pakhtunkhwa;

(g) "Levies Force" means the Federal Levies Force, established under the repealed regulation and re-constituted, regulated and maintained under this Act;

(h) "Police" means the Khyber Pakhtunkhwa Police;

(i) "prescribed" means prescribed by rules.

(j) "Provincial Police Officer" means the Provincial Police Officer of Khyber Pakhtunkhwa Police;

(k) "public agency" means any department of Government, attached department, public authority, commission or autonomous body, setup under any statutory instrument, or public sector company or body corporate, owned, controlled or financed by Government;

*Mushtaq*

ASSISTANT COMMISSIONER  
HANGU

(m) "rules" mean rules made under this Act; and

(n) "Schedule" means the Schedule appended to this Act.

3. **Reconstitution and maintenance of Levies Force.**---(1) On commencement of this Act, the Levies Force shall be re-constituted and maintained by Government in accordance with the provisions of this Act and shall be known as the Khyber Pakhtunkhwa Levies Force, consisting of-

- (a) the Director General;
- (b) the Deputy Director General;
- (c) the Commandant; and
- (d) all existing strength of members of the Levies Force working in the merged districts and sub-divisions, as specified in the Schedule.

(2) The Director General, Deputy Director General and the Commandant shall be the officers of the Police.

(3) The District Police Officer shall be assigned the additional charge of the Commandant in the same district.

(4) The Regional Police Officer shall be assigned the additional charge of the Deputy Director General in their Police Region.

(5) The Deputy Director General, who shall be appointed by Government, in consultation with the Provincial Police Officer, in such manner and on such terms and conditions as may be prescribed.

**Explanation:** For the purpose of this section, Regional Police Officer and District Police Officer shall have the same meanings as are given to them, respectively, in the Khyber Pakhtunkhwa Police Act, 2017 (Khyber Pakhtunkhwa Act No. II of 2017).

4. **Superintendence, administration and control of the Levies Force.**---(1) The overall power of superintendence of the Levies Force shall vest in Government.

(2) The general administration and operational control of the Levies Force shall vest with the Director General to be exercised by him either directly or through the Commandant in the district.

5. **Powers and duties of the Levies Force.**---(1) Notwithstanding anything contained, in any other law for the time being in force, the Levies Force shall have the parallel policing powers as are assigned to the Police under the Code.

(2) Without prejudice to the generality of the forgoing policing powers under subsection (1), the Levies Force shall perform such institutional or organizational functions and duties as provided under the Khyber Pakhtunkhwa Police Act, 2017 (Khyber Pakhtunkhwa Act No. II of 2017).

6. **Liabilities of officers and members of the Levies Force.**---(1) It shall be the duty of every member of the Levies Force to obey and execute all lawful orders and instructions, issued to him by the Commandant or any other officer authorized in this behalf.

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*Musawar*  
 ASSISTANT COMMISSIONER  
 HANGU

(2) The Levies Force shall be an essential service and every member thereof shall be liable to serve whenever he is required to serve by the Director General.

7. **Constitution of Selection and Promotion Committees.**---Government shall notify the Selection and Promotion Committees for recruitment and promotion of employees of the Levies Force.

8. **Postings, transfers and distribution of the Levies Force.**---(1) The Commandant shall be competent to post and transfer members of the Levies Force within the district.

(2) The Director General shall be competent to post and transfer members of the Levies Force from one district to another.

(3) Subject to the decision of the Department, a sufficient number of members of the Levies Force shall be placed at the disposal of the District Administration in performing its legally mandated functions.

9. **Absorption.**---(1) Notwithstanding anything, contained in any other law for the time being in force, the members of the Levies Force may be absorbed in the Police, subject to the procedure as may be determined by Government.

(2) Until their absorption in the Police, the members of the Levies Force shall be governed by their existing terms and conditions of service under the Federal Levies Force (Amended) Service Rules, 2013.

10. **Assistance and support to Government functionaries.**---On the requisition of the District Administration, the Commandant shall provide assistance and support to the District Administration and Heads of all public agencies in the District, required for performing their official duties.

11. **Power to make rules.**---Government may make rules for carrying out the purposes of this Act.

12. **Act to override other laws.**---The provisions of this Act shall be in force notwithstanding anything repugnant or contrary contained in any other law for the time being in force.

13. **Indemnity.**---Except as otherwise expressly provided in this Act, no suit, prosecution or other legal proceedings shall lie against any member of the Levies Force, Government or any other authority for anything which is done in good faith or intended to be done under this Act or the rules.

**Explanation:** The phrase "good faith" shall have the same meaning as given to it in section 52 of the Pakistan Penal Code, 1860 (Act No. XLV of 1860).

14. **Removal of difficulties.**---If any difficulty arises in giving effect to any of the provisions of this Act, the Department may notify a committee to take a decision not inconsistent with the provisions of this Act, as may appear to it to be necessary for the purpose of removing the difficulty.

15. **Repeal and savings.**---(1) The Federal Levies Force Regulation, 2012 and the Khyber Pakhtunkhwa Levies Force Ordinance, 2019 (Khyber Pakhtunkhwa Ordinance No. III of 2019) are hereby repealed.

  
  
ASSISTANT COMMISSIONER  
HANGU

(2) Notwithstanding the repeal of the Federal Levies Force Regulation, 2012, under sub-section (1), the Federal Levies Force (Amended) Service Rules, 2013 shall continue to remain in force and the terms and conditions of service of all the members of the Levies Force shall be governed thereunder until new rules are made under this Act.

(3) Anything done, action taken, rule made or notification or orders issued under the Khyber Pakhtunkhwa Levies Force Ordinance, 2019 (Khyber Pakhtunkhwa Ord. No. III of 2019), and the Federal Levies Force Regulation, 2012, shall be deemed valid and the same shall not be called in question in any Court of law.

**SCHEDULE**  
[see section-1(3)]

**Part-A**

S.No.	District.
1.	Bajaur.
2.	Mohmand.
3.	Khyber.
4.	Orakzai.
5.	Kurram.
6.	South-Waziristan.
7.	North-Waziristan.

**Part-B**

S.No.	Sub-Division.
1.	Hasan Khel in district Peshawar.
2.	Darra Adam Khel in district Kohat.
3.	Bettani in district Lakki Marwat.
4.	Wazir in district Bannu.
5.	Jandofa in district Tank.
6.	Darazinda in district Dera Ismail Khan.

BY ORDER OF MR. SPEAKER  
PROVINCIAL ASSEMBLY OF KHYBER  
PAKHTUNKHWA

(AMJAD ALI)  
Secretary  
Provincial Assembly of Khyber Pakhtunkhwa

Printed and published by the Manager.

*Amjad Ali*  
*[Signature]*  
ASSISTANT COMMISSIONER  
MANGU

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To be substituted notification of even No & date.

GOVERNMENT OF KHYBER PAKHTUNKHWA  
HOME AND TRIBAL AFFAIRS DEPARTMENT

NOTIFICATION

Peshawar, dated the 22-3-2021

No. SO(Police-II)HD/MKD/Levies/Misc./2020:- In exercise of the powers conferred by Section-9 of the PATA Levies Force Regulation, 2012, the Provincial Government of Khyber Pakhtunkhwa is pleased to direct that in the PATA Federal Levies Force Service (Amended) Rules, 2013, the following further amendments shall be made, namely:-

Amendments

In the said rules:-

1. In Rule 4, sub-rule (1), the following shall be substituted, namely:

"(1) Commandant shall be the appointing authority for initial recruitment and promotion up to the rank of Subedar:

Provided that the appointing authority for purpose of promotion to the posts of Subedar Major and Superintendents shall be Secretary, Home Department."

2. For Rule 17, the following shall be substituted namely:

"17. Retirement: All Levy personnel shall retire as per Schedule-III and no extension in service after retirement shall be granted".

3. For Schedule-III, the following shall be substituted, namely:

"Schedule-III  
[see rule 17]

S. No.	Name of the Post / Rank	Qualification for Promotion	Length of Service / Age
1	Subedar Major (BS-16)	On the basis of Seniority-cum-fitness from amongst the Subedars having Intermediate Qualification	Thirty Seven Years or Three Years' Service as Subedar Major or Sixty Years of age whichever is earlier
2	Subedar (BS-13)	By promotion, on the basis of Seniority Cum Fitness in the following manner, namely: (i) Fifty Percent (50%) from amongst the Naib Subedars having Intermediate qualification; and (ii) Fifty Percent (50%) from amongst Naib Subedars having Secondary School Certificate	Thirty Five Years service or Five Years service as Subedar or Sixty years of age whichever is earlier
3.	Naib Subedar (BS-11)	By promotion, on the basis of Seniority Cum Fitness in the following manner, namely: (i) Fifty Percent (50%) from amongst the Hawaldars having intermediate	Thirty Three Years' Service or Seven Years' Service as Naib Subedar or Sixty Years of age whichever is earlier

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ASSISTANT COMMISSIONER  
HANGU



S. No.	Name of the Post / Rank	Qualification for Promotion	Length of Service / Age
4	Hawaladar (BS-08)	Qualification, and (ii) Fifty Percent (50%) from amongst Hawaldars	Thirty One years service or Three years service as Hawaldar or Fifty One years of age, whichever is earlier.
5	Naik (BS-07)		Twenty Nine years service or Three years service as Naik or Forty Eight years of age, whichever is earlier.
6	L/Naik (BS-06)		Twenty Seven years service or Three years service as L/Naik or Forty Five years of age, whichever is earlier.
7	Sepoy (BS-05)		Twenty Five years service or Forty Two years of age, whichever is earlier.

**SECRETARY TO  
GOVERNMENT OF KHYBER PAKHTUNKHWA,  
HOME & TRIBAL AFFAIRS DEPARTMENT**

**Copy forwarded to the:-**

1. Principal Secretary to the Governor, Khyber Pakhtunkhwa.
  2. Principal Secretary to the Chief Minister, Khyber Pakhtunkhwa.
  3. All Administrative Secretaries to Government of Khyber Pakhtunkhwa.
  4. Registrar, Peshawar High Court, Peshawar.
  5. All Commissioners, Khyber Pakhtunkhwa.
  6. All Deputy Commissioners, Khyber Pakhtunkhwa.
  7. Provincial Police Officers, Khyber Pakhtunkhwa.
  8. All Heads of Attached Department in Khyber Pakhtunkhwa.
  9. PSO to the Chief Secretary, Khyber Pakhtunkhwa.
  10. Accountant General, Khyber Pakhtunkhwa.
  11. Direction Information, Khyber Pakhtunkhwa.
  12. The Manger Government Printing & Stationery Department, Khyber Pakhtunkhwa.
- He is requested to publish the above Notification in the Extra Ordinary Gazette of Khyber Pakhtunkhwa and supply 50 copies (Printed) of the same to the Home Department.

Section Officer (Police-II)

*Attested*

**ASSISTANT COMMISSIONER**  
K-150

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GOVERNMENT OF KHYBER PAKHTUNKHWA  
HOME AND TRIBAL AFFAIRS DEPARTMENT

**NOTIFICATION**

Peshawar, dated the 21-10-2021

Annexure - G

17

NO. SO(POLICE-II)HD/1-3/FEDERAL LEVIES 2021:- In exercise of the powers conferred by Section-9 of the PATA Levies Force Regulation, 2012, and in continuation of this department notification No. SO(Police-II)HD/MKD/levies/Misc/2020 dated 22-03-2021, the Provincial Government of Khyber Pakhtunkhwa is pleased to direct that in the PATA Federal Levies Force Service (Amended) Rules, 2013, the following further amendments shall be made, namely:-

**SCHEDULE-III**

S. No.	Name of the Post / Rank	Length of Service / Age
1	Subedar Major (BS-16)	Thirty Seven Years of service or Three Years' Service as Subedar Major or Sixty Years of age whichever is earlier.
2	Subedar (BS-14)	Thirty Five Years of service or Five Years' service as Subedar or Sixty years of age whichever is earlier.
3	Naib Subedar (BS-11)	Thirty Three Years of Service or Seven Years' service as Naib Subedar or Sixty Years of age whichever is earlier.
4	Hawaldar (BS-09)	Thirty one years of service or fifty one year of age whichever is earlier.
5	Naik (BS-08)	Twenty nine years of service or forty nine years age whichever is earlier.
6	L/Naik (BS-08)	Twenty seven years of service or forty seven years age whichever is earlier.
7	Sepoy (BS-07)	Twenty five years of service or forty five year of age whichever is earlier.

**SCHEDULE-I**

S.N o	Post/ Rank	Eligibility for Promotion	Promotion Quota	Direct Quota	Qualification
1	Subedar Major (BS-16)	02 years' service as Subedar Or Total 21 years of service	100%		
2	Subedar (BS-14)	02 years' service as Naib Subedar Or Total 19 years of service	100%		
3	Naib Subedar (BS-11)	04 years' service as Hawaldar Or Total 17 years of service	100%		
4	Hawaldar (BS-09)	05 years' service as Naik Or Total 13 years of service	100%		
5	Naik (BS-08)	03 years' service as Lance Naik Or Total 08 years of service			
6	L/Naik (BS-08)	05 years' service as Sepoy			
7	Sepoy (BS-07)			100%	SSC
8	Head Armorer (BS-5)	05 years' service as Assistant Armorer.	100%		SSC Qualification with certificate of Armorer
9	Assistant Armorer (BS-1)			100%	SSC Qualification with certificate of Armorer

*Mushtaq*

SECRETARY TO  
GOVERNMENT OF KHYBER PAKHTUNKHWA,  
HOME & TRIBAL AFFAIRS DEPARTMENT

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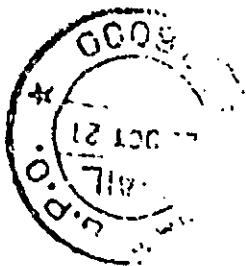
ASSISTANT COMMISSIONER  
HANGU

Copy forwarded to the:-

1. Principal Secretary to the Governor, Khyber Pakhtunkhwa.
2. Principal Secretary to the Chief Minister, Khyber Pakhtunkhwa.
3. All Administrative Secretaries to Government of Khyber Pakhtunkhwa.
4. Registrar, Peshawar High Court, Peshawar.
5. All Commissioners, Khyber Pakhtunkhwa.
6. All Deputy Commissioners, Khyber Pakhtunkhwa.
7. Provincial Police Officers, Khyber Pakhtunkhwa.
8. All Heads of Attached Department in Khyber Pakhtunkhwa.
9. PSO to the Chief Secretary, Khyber Pakhtunkhwa.
10. Accountant General, Khyber Pakhtunkhwa.
11. Direction Information, Khyber Pakhtunkhwa.
12. The Manger Government Printing & Stationery Department, Khyber Pakhtunkhwa. He is requested to publish the above Notification in the Extra Ordinary Gazette of Khyber Pakhtunkhwa and supply 50 copies (Printed) of the same to the Home Department.

Section Officer (Police-II)

21/10/2021



Handwritten signature or initials.

ASSISTANT COMMISSIONER  
HANGU

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DEPUTY COMMISSIONER/COMMANDANT  
LEVIES FORCE HANGU

Tel: 0925/621175-620167-623968  
Fax: 0925/620050, Email: [dcuhangu@gmail.com](mailto:dcuhangu@gmail.com)  
No. 3095-32 LA/DC (H)  
Dated: 01/02/2023

OFFICE ORDER


Consequent upon the dismissal of the Writ Petition No.5092-P/2021 lodged by Muhammad Jamal in the August Peshawar High Court Peshawar dated: 29-11-2022 and in pursuance of the Notification No. SO(Police-II)HD/1-3/Federal Levies 2021 dated: 21-10-2021, Muhammad Jamal s/o Noor Jamal, Subedar Major (BPS-16), Levies Force Hangu is hereby retired from service w.e.f. 17-02-2022(A/N), on completion of 03 years rank service as Subedar Major, in the best public interest.

  
Deputy Commissioner/Commandant  
of Levies Force Hangu

Even No. & Date

Copy to:

1. The Secretary to Govt: of Khyber Pakhtunkhwa, Home & TA's Department, Peshawar.
2. The Commissioner, Kohat Division, Kohat.
3. The Assistant Commissioner/Dy. Commandant, Levies Force, Hangu.
4. The District Accounts Officer, Hangu for information and necessary action.
5. The Section Officer (Police-II), Home & TA's Department, Khyber Pakhtunkhwa, Peshawar.
6. Muhammad Jamal s/o Noor Jamal r/o Ghari Bazar, Tehsil & District, Hangu.
7. Personal File.

  
Deputy Commissioner/Commandant  
of Levies Force Hangu

  
  
ASSISTANT COMMISSIONER  
HANGU

بمحضور جناب سیکریٹری سیفران، اسلام آباد۔

عنوان: درخواست برائے لیوی رولز

جناب عالی:

موردبانہ گزارش ہے کہ آپ کے زیرے سایہ بطور لیویز اہلکاران ڈیوٹی سرانجام دے رہے ہیں، سائلان بذریعہ درخواست استدا کرتے ہیں کہ کچھ ریٹائرڈ لیوی اہلکاران جن کی تعداد قلیل ہے نے پشاور ہائی کورٹ میں لیویز رولز (امینڈڈ) 2016 کے خلاف رٹ دائر کی ہے کہ مذکورہ رولز کا اطلاق روکا جائے اور دیگر رولز جن میں مختلف قواعد و ضوابط ہیں، لاگو کئے جائیں۔ جن سے صرف ان لوگوں کو فائدہ ہو گا جو ریٹائرڈ ہوئے ہیں یعنی وہ صرف مذکورہ رولز کو فقط اس وجہ سے روکنا چاہتے ہیں تاکہ وہ نوکری میں رکھے رہیں اور نکالے نہ جاسکیں یعنی ریٹائرڈ نہ کئے جاسکیں۔

التماس ہے کہ ہم سائلان استدعا کرتے ہیں کہ ہم صرف اور صرف رولز 2016 کا اطلاق چاہتے ہیں اور اس کے برخلاف کوئی بھی رولز قبول نہیں۔ کیونکہ رولز مذکورہ ہی سے نوکری ڈیوٹی پر موجود اہلکاران کا پرورش ہو سکے گا اور اگر کسی دوسرے رولز کا اطلاق ہوتا ہے تو نہ صرف ریٹائرڈ اہلکاران دوبارہ آئیں گے بلکہ پرورش اور بھرتی کا عمل رُک جائے گا اور یوں موجودہ اہلکاران اپنے جائز حقوق سے محروم ہو جائیں گے اور حق تلفی ہو گی۔

Ammended Rules 2016 کے اطلاق کیلئے ہم سائلان کوئی بھی جدوجہد

کریں گے، ہر فورم پر آواز اٹھائیں گے اور اسکے نفاذ کیلئے کوئی کسر اٹھانے نہیں رکھیں گے اور اگر ضرورت پڑتی ہے تو احتجاج بھی کریں گے۔

U.C.	
A.D.C	
Br.	
Date	9/8/16
Page	18-12-16

کاپی برائے اطلاع:

- جناب سیکریٹری ہوائیڈ ٹرائبل افئیرز، ڈیپارٹمنٹ خیبر پختونخواہ پشاور۔
- جناب ڈپٹی کمشنر/کمانڈنٹ فیڈرل لیویز فورس، ضلع ہنگو۔
- دستخط لیوی اہلکاران ہزارہ سنور (18-18-14101)
- مقرر (ناشیہ بیرون) - محمد جمال - 14101-5015679-1
- مقرر (ناشیہ بیرون) - محمد سعید - 14101-4403289-7
- مقرر (ناشیہ بیرون) - محمد سعید (7) - 14101-5727407-1
- مقرر (ناشیہ بیرون) - محمد سعید (8) - 14101-50141555-5
- مقرر (ناشیہ بیرون) - محمد سعید (9) - 14101-4696032-7
- مقرر (ناشیہ بیرون) - محمد سعید (10) - 14101-4696032-7
- مقرر (ناشیہ بیرون) - محمد سعید (11) - 21604-6034608-3
- مقرر (ناشیہ بیرون) - محمد سعید (12) - 14101-4696032-7

ASSISTANT COMMISSIONER

7

سازمان اسناد و کتابخانه ملی

14101-7208920-3	علی محمدی	سیاهی	معاونت اسناد
14102-0360223-7	علی محمدی	سیاهی	اداره اسناد
14101-017920205	علی محمدی	سیاهی	اداره اسناد
14102-0351199-9	فرید	سیاهی	سازمان اسناد و کتابخانه ملی
14101-07791003	علی محمدی	سیاهی	سازمان اسناد
14101-9161977-9	علی محمدی	سیاهی	سازمان اسناد
14101-5213905-9	علی محمدی	سیاهی	سازمان اسناد
14101-7844550-7	علی محمدی	سیاهی	سازمان اسناد
20160243198899	علی محمدی	سیاهی	سازمان اسناد
14101-5127655-1	عزیز رحمتی	سیاهی	سازمان اسناد
14101-8334879-9	عزیز رحمتی	سیاهی	سازمان اسناد
14101-9404522-9	علی محمدی	سیاهی	سازمان اسناد
14101-5306065-5	علی محمدی	سیاهی	سازمان اسناد
14101-6666145-3	علی محمدی	سیاهی	سازمان اسناد
14101-0778989-1	علی محمدی	سیاهی	سازمان اسناد
14101-0780244-3	علی محمدی	سیاهی	سازمان اسناد