

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 740/2019

Date of institution 17.06.2019

Bakhtiar Zamin, PSHT (BPS-15), GPS Urya Khel, District Dir Upper.

VERSUS

The Government of Khyber Pakhtunkhwa through Secretary (E&SE)
Department, Civil Secretariat, Khyber Pakhtunkhwa, Peshawar and
two others.

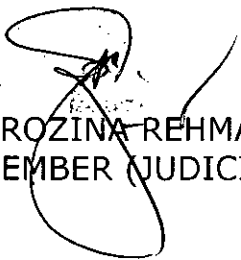
ORDER
26.04.2022


Mr. Noor Muhammad Khattak, Advocate, for the appellant
present. Mr. Muhammad Adeel Butt, Additional Advocate General for
the respondents present.

Learned counsel for the appellant stated at the bar that he
wants to withdraw the instant service appeal without any further
proceedings. In this respect, written endorsement of learned counsel
for the appellant obtained at margin of order sheet.

In view of the above, the appeal in hand stands dismissed as
withdrawn. Parties are left to bear their own costs. File be consigned
to the record room.

ANNOUNCED
26.04.2022


(ROZINA REHMAN)
MEMBER (JUDICIAL)


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

*I hereby withdraw the
instant appeal of
Noor Muhammad Khattak*

12.01.2022

Mr. Haider Ali, Advocate junior of learned counsel for the appellant present. Mr. Riaz Khan Paindakheil, Asst. AG for respondents present.

Former made a request for adjournment as senior counsel for the appellant is busy before Hon'ble Peshawar High Court, Bannu Bench. Adjourned. To come up for arguments before the D.B on 26.04.2022.

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


Chairman


17.02.2021

Due to Pandemic of Covid-19, the case is adjourned to
24.05.2021 for the same.


Reader

24.05.2021

Due to demise of the Worthy Chairman, the Tribunal is
non-functional, therefore, case is adjourned to
02.09.2021 for the same as before.


Reader

02.09.2021

Due to summer vacations, the case is adjourned to
12.01.2022 for the same as before.


READER

18.06.2020

Due to Covid-19, the case is adjourned. To come up for the same on 08.09.2020 before D.B



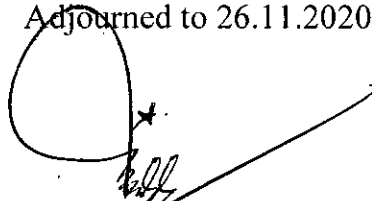
Reader

08.09.2020

Mr. Afrasiab Khan Wazir, Advocate, Junior to senior counsel for the appellant is present. Mr. Usman Ghani, District Attorney alongwith Mr. Hussain Ahmad, Litigation Officer for respondents present.

Formal request for adjournment that his senior counsel is busy in august Peshawar High Court, Peshawar.

Adjourned to 26.11.2020 for arguments before D.B.



(Mian Muhammad)
Member (E)



(Muhammad Jamal)
Member(J)

26.11.2020

Junior to counsel for the appellant and Zara Tajwar, DDA alongwith Ahmad Hussain Litigation Officer for the respondents present.

Request for adjournment is made due to engagement of learned counsel for the appellant before Honourable High Court today. Adjourned to 18.02.2021 for hearing before the D.B.



(Mian Muhammad)
Member(E)



Chairman

18.12.2019

Junior to counsel for the appellant and Addl. AG alongwith Sardaraz Khan, ADEO for the respondents present.

Representative of the respondents furnished the reply on behalf of the respondents, which is placed on record. The appeal is assigned to D.B for arguments on 24.02.2020. The appellant may furnish rejoinder, within one month, if so advised.



Chairman

24.02.2020

Junior to counsel for the appellant present. Mr. Riaz Khan Paindakheil learned Assistant Advocate General alongwith Sardaraz ADO present. Junior to counsel for the appellant seeks adjournment as senior counsel is not available. Adjourn. To come up for arguments on 27.03.2020 before D.B.



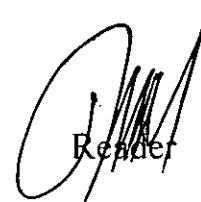
Member



Member

27.03.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 18.06.2020 before D.B.



Reader

05.09.2019

Counsel for the appellant present.

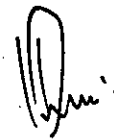
Contends that the appellant while performing his duty as PSHT was considered eligible for promotion as SST and was also recommended for the purpose through working paper prepared on 08.01.2019. On the contrary the impugned notification dated 22.02.2019 did not include the name of appellant. The available posts for promotion of SST against PSHT/SPST/PST ~~was~~ ^{were} 13 ~~posts~~ as transpired in the working paper but was incorrectly noted in the impugned notification as 10 posts. That the appellant was thereby denied his due promotion without any valid reason.

In view of available record and arguments of learned counsel, instant appeal is admitted for regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 05.11.2019 before S.B.

Appellant Deposited
Security & Process Fee

11/9/19

Chairman



05.11.2019

Counsel for the appellant and Addl. AG alongwith Sardaraz Khan, ADEO for the respondents present.

Representative of respondents seek time to furnish the comments. Adjourned to 18.12.2019 on which date the requisite reply/comments shall positively be submitted.

Chairman

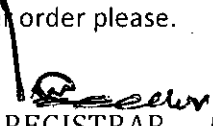




Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ 740/2019 _____

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	17/06/2019	<p>The appeal of Mr. Bakhtiar Zamin presented today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR 12/6/19</p>
2-	24/06/19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>12/07/19</u></p> <p> CHAIRMAN</p>
	12.07.2019	<p>Learned counsel for the appellant present and seeks adjournment. Adjourn. To come up for preliminary hearing on 05.09.2019 before S.B.</p> <p> Member</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Appeal No. 740 /2019

BAKHTIAR ZAMIN

VS

EDUCATION DEPTT:

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
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3.	Impugned Notification	B	5- 9.
4.	Departmental appeal	C	10.
5.	proposal	D	11.
6.	Vakalat nama	12.

APPELLANT

THROUGH:

NOOR MOHAMMAD KHATTAK,
ADVOCATE

Flat No. 3, Upper Floor,
Islamia Club Building,
Khyber Bazar, Peshawar
0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

SERVICE APPEAL NO. 740 /2019

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 858

Dated 17/6/2019

Mr. Bakhtiar Zamin, PSHT (BPS-15),
GPS Urya Khel, District Dir Upper.

..... APPELLANT

VERSUS

1. The Govt. of Khyber Pakhtunkhwa through Secretary (E&SE) Department, Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.
2. The Director (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer (M), District Dir Upper.

..... RESPONDENTS

SERVICE APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED NOTIFICATION DATED 22.2.2019 WHEREBY COLLEAGUES OF THE APPELLANT HAS BEEN PROMOTED TO THE POST OF S.S.T (G) (BPS-16) WHILE THE APPELLANT HAS BEEN IGNORED INSPITE OF ELIGIBILITY AND SENIORITY CUM FITNESS AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS

PRAYER:

That on acceptance of this Service appeal the impugned Notification dated 22.2.2019 may very kindly be modified/rectified to the extent of appellant and the respondents may please be directed to consider the appellant for promotion to the post of S.S.T (BPS-16) w.e.f. 22.2.2019 with all back benefits including seniority. Any other remedy which this august Tribunal deems fit that may also be awarded in favour of the appellant.

Filed to-day
Registrar
17/6/19

R/SHEWETH:

FACTS:

Brief facts which give rise to the instant appeal is as under:-

1. That appellant is the employee of the respondent Department and is serving the respondent Department as PSHT (BPS-15) quite efficiently and up to the entire satisfaction of his superiors.
2. That according to the seniority list of PSHT's (BPS-15) of District Dir Upper the appellant has been at serial No.13 of the said list. That according to the working papers total 13 posts of SST (BPS-16) were lying vacant in District Dir Upper and as such the appellant being at serial No.12 of the seniority list has been recommended by the respondent No.3 for promotion to the post

of SST (BPS-16).. Copy of the working paper is attached as annexure **A.**

3. That appellant was quite hope full for his promotion to the post of SST (BPS-16) but vide impugned Notification dated 22.2.2019 colleagues of the appellant were promoted to the post of SST (BPS-16) while the appellant was ignored without any reason and clear justification. Copy of the impugned Notification dated 22.2.2019 is attached as annexure **B.**
4. That feeling aggrieved the appellant filed Departmental appeal against the Notification dated 22.2.2019 before the respondent no.1. That during the pendency of the said Departmental appeal the respondent No.3 again send the proposal regarding promotion of the appellant and his other two colleagues but of no avail. Copies of the Departmental appeal and proposal are attached as annexure **C and D.**
5. That the appellant having no other efficacious, adequate and alternate remedy, approach this Honourable Tribunal on the following grounds amongst the others.

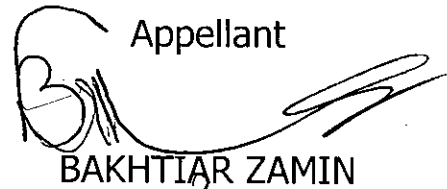
GROUND:-

- A. That the impugned Notification dated 22.2.2019 is against the Law, Facts, norms of natural justice and materials available hence not tenable and liable to be set aside.
- B. That the appellant has not been treated by the respondents in accordance with law and rules on the subject noted above and as such the respondents are clearly violating Article 4 and 25 of the constitution of Islamic Republic of Pakistan 1973.
- C. That the respondents have not acted in accordance with law and rules governing on the subject by not promoting the appellant to the post of S.S.T (BPS-16) inspite of seniority cum fitness.
- D. That according to the rules of the respondent Department the appellant is fully eligible and entitled to be promoted on the post of S.S.T (BPS-16) with all back benefits.
- E. That the respondents discriminated the appellant on the subject noted above and as such violated section-9 of the Civil servant Act, 1973 read with Rule-7 of the appointment, promotion and transfer Rules, 1989.
- F. That the appellant has served the Department for a long period with unblemished service record and having seniority cum fitness, therefore, the appellant have the right to be promoted to the post of S.S.T (BPS-16).

- G.** That the inaction of the respondent by not promoting the appellant to the post of S.S.T (BPS-16) inspite of Seniority and eligibility is against the Article-38 (e) of the constitution of Pakistan, 1973 which enshrines "*that the state shall reduce disparity in the income and earnings of the individual including persons in the service of Pakistan*".
- H.** That the respondents acted in arbitrary and malafide manner by ignoring the appellant from promotion and issuing the impugned Notification dated 22.2.2019.
- I.** That any other grounds will be raised at the time of arguments with prior permission of this Honourable Tribunal.

It is, therefore most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 10.6.2019

Appellant

BAKHTIAR ZAMIN

Through

NOOR MOHAMMAD KHATTAK

MUHAMMAD MAAZ MADNI

&

SHAH ZULLAH KHAN
Advocates High Court,
Peshawar.

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DIR UPPER
 WORKING PAPERS FOR DEPARTMENTAL PROMOTION COMMITTEE FOR THE PROMOTION FROM
 PSHT / SPST / PSTs (M) TEACHER TO SST General B-16

A-4

Initial Recruitment	12
20% by promotion from SCT/CT	18
20% by promotion from PSHT/SPST/PST	13
4% by promotion from SDM/DM	02
4% by promotion from SAT/AT	01
4% by promotion from STT/TL	01
3% by promotion from S.Qari. Qari	01
	48

LIST OF PSHTs TEACHERS (M) FOR THE PROMOTION OF SST General B-16

Total Expected SST (G) Vacancy= 48 in District Dir Upper.

20% Share of PSHT/SPST/PST

Genrel SST= 13

S.No.	Ser:List No.	Name of Teacher	Present place of posting	DOB	D/O Passing PTC	Qualification		Wether Eligible or Not or Not	Remarks
						Acad:Qualif:	Prof: Qualif:		
1	42	AMIR MUHAMMAD	GPS Loi Baba	05.06.1962	25/01/1986	BA	PTC+BED	Eligible	Recommended
2	245	MUHAMMAD MUNIR	GPS Mashango Kass	01.03.1955	22/11/1992	BA	PTC+BED	Eligible	Recommended
3	260	SAHIB ZADA	GPS Snaga Amloknar	02.01.1959	22/11/1992	BA	PTC+Bed	Eligible	Recommended
4	263	AURANG ZEB	GPS Daskor Payeen No-2	01.04.1969	22/11/1992	BA	PTC,CT,Bed	Eligible	Recommended
5	259	MUHAMMAD HAYAT	GPS Batai	01.04.1969	22/11/1992	MA	PTC-C.T.B.Ed	Eligible	Recommended
6	270	SULTAN ZEB	GPS Shafiqo Khwar	15.07.1969	22/11/1992	BA	PTC, Bed	Eligible	Recommended
7	275	MUHAMMAD ALI	GPS Jan Battal No-1	01.06.1955	22/11/1992	MA	PTC+BED	Eligible	Recommended
8	289	ALAM ZEB	GPS Shakari	01.04.1970	22/11/1992	MA	PTC, CT, Bed	Eligible	Recommended
9	297	MUHAMMAD AYAZ	GPS Kotla Baneli No-1	08.11.1972	22/11/1992	BA	PTC+BEd	Eligible	Recommended
10	254	RAHAT ULLAH	GPS Gal Kor	03.02.1958	01.03.1993	MA	PTC+B.Ed	Eligible	Recommended
11	295	UMER WAHAB	GPS Dam Jabbar	15/07/1969	01.03.1993	MA	PTC+B.Ed	Eligible	Recommended
12	300	WAHID UDDIN	GPS Kufala Baneli No-2	02.10.1969	01.03.1993	MA	PTC+B.Es	Eligible	Recommended
13	300	EAKHTIAR ZAMIN	GPS Urya khel	06.07.1973	01.03.1993	BA	PTC+BED	Eligible	Recommended
14	312	JEHAN ZEB	GPS Sengar	03.05.1970	09.07.1993	MA	PTC-C.T.B.Ed	Eligible	W/List

4

CONDITIONS

- It is certified that all the PSHT/SPST/PST (M) included in the panel for the promotion to SST General Post.
- Hold the posts on regular basis and none of them is holding the post on adhoc/acting chage basis/ contract.
- Have completed the required minimum length of qualifying service and qualifications as required for promotion to the post of SST under the rules.
- None of them is on deputation to any organization under the dedral / Provincial /Autonomous / Semi autonomous / Internation Organization.
- Neither any disciplinary /departmental proceedings/Anti corruption/judicial enquiry is pending against them nor has any penalty been imposed upon any one of them during the last five years.
- No one is on long leave /Ex-Pakistan leave.
- Their ACRs,Synopsis are free from adverse remarks..
- They are all alive and serving.
- Their appointment order against PSHT / SPST/PST post is attached herewith.
- The Seniority list of B-16 officers is final, undisputed and not subjudice.
- The Departmental Promotion Committee is requested to determine the suitability of the above PSHT/SPST/PST for promotion to SS B-16 post with immediate effect
- Sooner most/Eligible PST/SPT/PSHT teachers have been included in the list.

Recommended
 w/o serial # 01 to
 serial # 13 for
 promotion to SST (G).

District Education Officer
 Dir Upper

Muhammad (R/S)

DISTRICT EDUCATION OFFICER
 MALE DIR UPPER



SSTs (M) *Dir Upper* 1

Directorate of Elementary and Secondary Education

B-5

Notification

Consequent upon the recommendations of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification NoSO(PE)/4-5/SSRC/Meeting/2013/Teaching Cadre dated 24th July, 2014, the following SCTs/CTs, SDMs/DMs, SATs/ATs, STTs/TTs, Senior Qaris/Qaris, PSHTs/SPSTs/PSTs are hereby promoted to the post of SST (Bio-Chem), SST (Phy-Maths), SST (General) noted against each BPS-16 (Rs. 18910-1520-64510) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, on the terms and condition given below with immediate effect and further they will be posted by the District Education Officer concerned.

A. SST (Bio/Chem)

1. Promotion to Senior PSHT/SPST/PST to SST (Bio/Chem) BPS-16.

Total No. of vacant Posts of SST (Bio-Chem)	11
25% share initial recruitment	03
75% share for Promotion.	02
20 % Share of promotion of PSHT/SPST/PST	04
Posts available for promotion	03
Proposed for Promotion	03
Recommended for promotion	03
Balance	01

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular PST	Qualification	Remarks
1	1086	Ihsanullah GPS Markhano	1/3/1987	1/12/2006	BSc/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (Bio/Chem) post
2	1324	Israr Ahmad GPS Tangai	28/12/1987	13/12/2008	BSc/B.Ed	-----do-----
3	1403	Mushaaq Ahmad GPS Tangai	1/12/1987	1/8/2011	BSc/BED	-----do-----

B. SST (Phy-Maths)

1. PROMOTION OF PSHT/SPST/PST TO SST (Phy-Maths) BPS-16

Total No. of SST Phy-Maths (M) Posts vacant Posts	10
25% share initial recruitment	03
75% share for Promotion.	07
20 % Share of promotion of PSHT/SPST/PST	02
Posts available for promotion	02
Proposed for Promotion	02
Recommended for promotion	02

S.No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular PST	Qualification	Remarks
1	1280	Muhammad Wahab GPS Doro	20/4/1984	19/11/2008	BSc/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (Phy-Maths) post
2	1299	Faridullah GPS Qila Chukiatan	30/11/1986	1/12/2008	BSc/B.Ed	-----do-----

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C. SST (General)

1. PROMOTION OF SCT/CT TO SST (General) BPS-16

Total No. of vacant Posts of SST (General)	48
25% share initial recruitment	12
75% share for Promotion.	36
40 % Share of promotion of SCT/CT	19
Posts available for promotion	19
Proposed for Promotion	19
Recommended for promotion	

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular CT	Qualificati on	Remarks
1	08	Muhammad Riaz GHS Sawani	2/2/1966	1/8/1995	BA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.
2	11	Matiullah GHSS Swani	6/10/1968	1/9/1995	BA/B.Ed	-----do-----
3	14	Mumtaz Ahmad GCMHS Dir	5/11/1967	8/9/1998	BA/B.Ed	-----do-----
4	19	Khashi Ullah GHS Chokiatan	15/9/1965	6/4/1999	BA/B.Ed	-----do-----
5	20	Muhammad Ishaq GHSS Ushera	3/2/1973	6/4/1999	BA/B.Ed	-----do-----
6	21	Khan Daraz GHSS Wari	13/1/1974	6/4/1999	BA/B.Ed	
7	22	Nizam Ud Din GHS Daskoor	6/4/1964	7/4/1999	BA/B.Ed	-----do-----
8	23	Mohib Ullah GHSS Sheringal	7/1/1972	9/4/1999	BA/B.Ed	-----do-----
9	24	Muhammad Amin Khan GHSS Wari	18/1/1966	10/4/1999	BA/B.Ed	-----do-----
10	25	Muhammad Nazir GHS Jan Bhattai	6/11/1964	11/5/1999	BA/B.Ed	-----do-----
11	27	Raft Ullah GHS Bibyaware	4/3/1971	7/6/1999	BA/B.Ed	-----do-----
12	28	Muhammad Usman GCMHSS Dir	5/12/1974	14/7/1999	BA/B.Ed	-----do-----
13	29	Khatil Ur Rehman GHS Pacha Kalay	4/1/1978	15/7/1999	BA/B.Ed	
14	30	Khaista Muhammad GHSS Gandigar	2/10/1965	16/7/1999	BA/B.Ed	-----do-----
15	32	Shams Ur Rahim GHS Nihag	5/10/1977	16/7/1999	BA/B.Ed	-----do-----
16	33	Muhammad Zamin GHS Nagrail	1/5/1965	18/5/1985	BA/B.Ed	-----do-----
17	36	Zahoor Ul Islam GHSS Sheringal	2/1/1975	20/7/1999	BA/B.Ed	-----do-----
18	37	Sahibzada Roohullah GHS Rehan Kot	5/8/1969	1/11/1999	BA/B.Ed	-----do-----
19	38	Bakht Zada GHS Karkabanj	6/2/1966	1/11/1999	BA/B.Ed	-----do-----

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M.S.P.

2. PROMOTION OF PSHT/SPST/PST TO SST (General) BPS-16.

Total No. of vacant Posts of SST (General)	48
25% share initial recruitment	12
75% share for Promotion.	36
20 % Share of promotion of PSHT/SPST/PST	10
Posts available for promotion	10
Proposed for Promotion	10
Recommended for promotion	10

(7)

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular PST	Qualifica tion	Remarks
1	42	Amir Muhammad GPS Loi Baba	5/6/1962	25/1/1986	BA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.
2	249	Muhammad Mumir GPS Mashango Kass	1/3/1965	22/11/1992	BA/B.Ed	-----do-----
3	260	Sahibzada GPS Shaga Amlooknar	2/1/1969	22/11/1992	BA/B.Ed	-----do-----
4	263	Aurangzeb GPS Daskoor Payan No.2	1/4/1969	22/11/1992	BA/B.Ed	-----do-----
5	269	Muhammad Hayat GPS Batal	1/4/1969	22/11/1992	BA/B.Ed	-----do-----
6	270	Sultan Zeb GPS Shafalo Khawar	15/7/1969	22/11/1992	BA/B.Ed	-----do-----
7	279	Muhammad Ali GPS Jan Battai No.1	1/6/1965	22/11/1992	BA/B.Ed	-----do-----
8	289	Alam Zeb GPS Shakani	1/4/1970	22/11/1992	BA/B.Ed	-----do-----
9	292	Muhammad Ayaz GPS Kolal Bandi No.1	8/11/1972	22/11/1992	BA/B.ED	-----do-----
10	294	Rahat Ullah GPS Galkor	3/2/1968	1/3/1993	BA/B.ED	-----do-----

3. PROMOTION OF SDM/DM TO SST (General) BPS-16.

Total No. of vacant Posts of SST (General)	48
25% share initial recruitment	12
75% share for Promotion.	36
04 % Share of promotion of SDM/DM	02
Posts available for promotion	02
Proposed for Promotion	02
Recommended for promotion	02

S.No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular DM	Qualifica tion	Remarks
1	2	Aziz Ahmad GHS Gamseer	7/12/1975	6/4/1999	MA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.
2	4	Abdullah GHS Bin Bala	2/2/1974	11/5/1999	MA/B.Ed	-----do-----

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4. PROMOTION OF SAT/AT TO SST (General) BPS-16.

Total No. of vacant Posts of SST (General)	48
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[Faint stamp]

C. SST (General)

1. PROMOTION OF SCT/CT TO SST (General) BPS-16

Total No. of vacant Posts of SST (General)	48
25% share initial recruitment	12
75% share for Promotion.	36
40 % Share of promotion of SCT/CT	19
Posts available for promotion	19
Proposed for Promotion	19
Recommended for promotion	

6

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appoint. as Regular CT	Qualification	Remarks
1	08	Muhammad Riaz GHS Sawani	2/2/1966	1/8/1995	BA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.
2	11	Matiullah GHSS Swani	6/10/1968	1/9/1995	BA/B.Ed	-----do-----
3	14	Mumtaz Ahmad GCMHS Dir	5/1/1967	8/9/1998	BA/B.Ed	-----do-----
4	19	Khashi Ullah GHS Chokiatan	15/9/1965	6/4/1999	BA/B.Ed	-----do-----
5	20	Muhammad Ishaq GHSS Ushera	3/2/1973	6/4/1999	BA/B.Ed	-----do-----
6	21	Khan Daraz GHSS Wari	13/1/1974	6/4/1999	BA/B.Ed	
7	22	Nizam Ud Din GHS Daskoor	6/4/1964	7/4/1999	BA/B.Ed	-----do-----
8	23	Mohib Ullah GHSS Sheringal	7/1/1972	9/4/1999	BA/B.Ed	-----do-----
9	24	Muhammad Amin Khan GHSS Wari	18/1/1966	10/4/1999	BA/B.Ed	-----do-----
10	25	Muhammad Nazir GHS Jan Bhattai	6/11/1964	11/5/1999	BA/B.Ed	-----do-----
11	27	Rafi Ullah GHS Bibyawar	4/3/1971	7/6/1999	BA/B.Ed	-----do-----
12	28	Muhammad Usman GCMHSS Dir	5/12/1974	14/7/1999	BA/B.Ed	-----do-----
13	29	Khalil Ur Rehman GHS Pacha Kalay	4/1/1978	15/7/1999	BA/B.Ed	
14	30	Khaista Muhammad GHSS Gandigar	2/10/1965	16/7/1999	BA/B.Ed	-----do-----
15	32	Shams Ur Rahim GHS Nihag	5/10/1977	16/7/1999	BA/B.Ed	-----do-----
16	33	Muhammad Zamin GHS Nagrail	1/5/1965	18/5/1985	BA/B.Ed	-----do-----
17	36	Zahoor Ul Islam GHSS Sheringal	2/1/1975	20/7/1999	BA/B.Ed	-----do-----
18	37	Sahibzada Roohullah GHS Rehan Kot	5/8/1969	1/11/1999	BA/B.Ed	-----do-----
19	38	Bakht Zada GHS Karkabanj	6/2/1966	1/11/1999	BA/B.Ed	-----do-----

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25% share initial recruitment	12
75% share for Promotion.	36
04 % Share of promotion of SAT/AT	02
Posts available for promotion	02
Proposed for Promotion	02
Recommended for promotion	02
Balance	01

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular AT	Qualifica tion	Remarks
1	3	Noor Rahman GHS Jelar	15/12/1963	11/11/1986	MA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.

5. Promotion of S STT/TT to SST (General) BPS-16

Total No. of vacant Posts SST (General)	48
25% share initial recruitment	12
75% share for Promotion.	36
04 % Share of promotion of STT/TT	02
Posts available for promotion	02
Proposed for Promotion	02
Recommended for promotion	02
Balance	01

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular TT	Qualifica tion	Remarks
1	9	Nisar Ul Haq GHS Miana Doag	18/3/1979	15/3/2005	MA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.

6. Promotion of S Qari/Qari to SST (General) BPS-16

Total No. of vacant Posts of SST (General)	48
25% share initial recruitment	12
75% share for Promotion.	36
03 % Share of promotion of S Qari/Qari	01
Posts available for promotion	01
Proposed for Promotion	01
Recommended for promotion	01

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular Qari	Qualifica tion	Remarks
1	1	Subhan Ud Din GHSS Wari	10/8/1969	14/5/1999	MA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.

Terms and conditions:-

- 1 They would be on probation for a period of one year extendable for another one year.
- 2 They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 3 Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, they shall be preceded under the rules framed from time to time.
- 4 Charge report should be submitted to all concerned.
- 5 Their Inter-Se- seniority on lower post will remain intact.
- 6 No TA/DA is allowed for joining his duty.
- 7 They will give an under taking to be recorded in their service book to the effect that if any over payment is made to him in light this order will be recovered and if he/she is wrongly promoted he/She will be reversed.

- 8 They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 9 Their posting will be made on School based, they will have to serve at the place of posting, and their service is not transferable to any other station.
- 10 Before handing over charge once again their document may be checked if they have not the required relevant qualifications as per rules, they may not be handed over charge of the post.

(Hafiz Dr. Muhammaed Ibrahim)


Director

Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

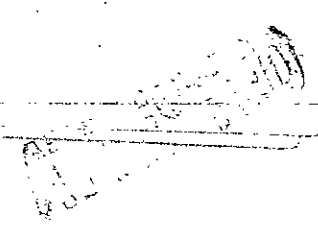
Endst: No. 4585-90 / File No.2/Promotion SST B-16: Dated Peshawar the 22/2/2019

Copy forwarded for information and necessary action to the: -

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. District Education Officer (M) Dir Upper.
3. District Accounts Officer Dir Upper.
4. Official Concerned.
5. PS to the Secretary to Govt: Khyber Pakhtunkhwa E&SE Department.
6. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
7. M/File


Dy. Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar





To

THE SECRETARY (E&SE),
Government of Khyber Pakhtunkhwa, Peshawar.

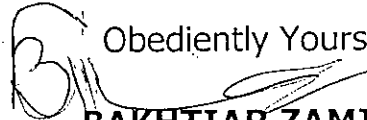
Subject: **DEPARTMENTAL APPEAL AGAINST THE PROMOTION
ORDER DATED 22-02-2019**

Sir,

Most respectfully is stated that I am working as Primary School Head Teacher (PSHT) under the administrative control of District Education Officer (Male) Dir Upper in Government Primary School Urya Khel Dir Upper. Recently, working paper for Departmental Promotion Committee was prepared for the promotion of PSHT/SPST/PSTs (M) Teachers to the post of SST General (BPS-16) in which 14 PSHTs were short listed for promotion to the next higher scale of SST General (BPS-16) as per 20% Quota for promotion, from Serial No. 1 to serial No. 13 were placed in the eligible as well as recommended list of the working paper and one PSHT at Serial No. 14 was also placed in the eligible but in the waiting list and I was placed at Serial No. 13 of the list. Astonishingly, when I saw the promotion order of SST (General) BPS-16 dated 22-02-2019 only 10 PSHTs were given promotion and I was differed being not only eligible but also recommended in the working paper prepared for promotion and no plausible reason was shown for the differing me from promotion.

It is, therefore, most kindly requested that promotion order dated 22-02-2019 may kindly be modified and I may be consider for promotion to the post of SST (General) BPS-16 with all consequential back benefits including seniority.

Dated: 08-03-2019

Obediently Yours,

BAKHTIAR ZAMIN
GPS Urya Khel, Dir Upper.
08-03-2019


D - (11)

WORKING PAPERS FOR DEPARTMENTAL PROMOTION COMMITTEE FOR THE PROMOTION FROM PSHT / SPST / PSTs (M) TEACHER TO SST General B-16		
25% Initial Recruitment		0
75% by promotion	40% by promotion from SCT/CT	0
	20% by promotion from PSHT/SPST/PST	03
	4% by promotion from SDM/DM	0
	4% by promotion from SAT/AT	0
	4% by promotion from STT/TT	0
	3% by promotion from S.Qari . Qari	0
G. Total		03

LIST OF PSHTs TEACHERS (M) FOR THE PROMOTION OF SST General B-16									
Total Expected SST (G) V:					Genrel SST= 03				
S.No.	Sen:List No.	Name of Teacher	Present place of posting	DOB	D/O Passing PTC	Qualification		Wether Eligible or Not or Not	Remarks
						Acad:Qualif:	Prof: Qualif:		
11	295	UMER WAHAB	GPS Jabai	15/07/1969	1/3/1993	MA	PTC+B.Ed	Eligible	Recommended
12	296	WAHID UDDIN	GPS Kulala Bandi No-2	2/10/1969	1/3/1993	MA	PTC+Bed+Med	Eligible	Recommended
13	300	BAKHTIAR ZAMIN	GPS Urya khel	6/7/1973	1/3/1993	MA	PTC+Bed+Med	Eligible	Recommended

CERTIFICATE

- 1 It is certified that all the PSHT/SPST/PST (M) included in the panel for the promotion to SST General Post.
- 2 Hold the posts on regular basis and none of them is holding the post on adhoc/acting chage basis/ contract.
- 3 Have completed the required minimum length of qualifying service and qualifications as required for promotion to the post of SST under the rules.
- 4 None of them is on deputation to any organization under the dedral / Provincial /Autonomous / Semi-autonomous / Internation Organization.
- 5 Neither any disciplinary /departmental proceedings/Anti corruption/judicial enquiry is pending against them nor has any penalty been imposed upon any one of them during the last five years.
- 6 No one is on long leave /Ex-Pakistan leave.
- 7 Their ACRs,Synopsis are free from adverse remarks.
- 8 He is all alive and serving.
- 9 His appointment order against PSHT / SPST/PST post is attached herewith.
- 10 The Seniority list of B-16 officers is final, undisputed and not subjudice.
- 11 The Departmental Promotion Committee is requested to determine the suitability of the above PSHT/SPST/PST for promotion to SS B-16 post with immediate effect
- 12 Seioner most/Eligible PST/SPT/PSHT teachers have been included in the list.


 DISTRICT EDUCATION OFFICER
 MALE DIR UPPER

VAKALATNAMA

Before the KP Service Tribunal, Peshawar

_____ OF 2019

Bakhtiar Zaman

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Deptt.

(RESPONDENT)
(DEFENDANT)


I/We Bakhtiar Zaman

Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. ____/____/2019



CLIENT

ACCEPTED
NOOR MOHAMMAD KHATTAK
&

MIR ZAMAN SAFI
ADVOCATES

OFFICE:

Flat No.3, Upper Floor,
Islamia Club Building, Khyber Bazar,
Peshawar City.
Phone: 091-2211391
Mobile No. **0345-9383141**

BEFORE THE KHYBER PAKHTUNKHAWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No 740/2019.

Mr, Bakhtyar Zamin PSHT(BPS-15)GPS Urya Khel, District Dir Upper.-----Appellant.

VERSUS

1. Govt of KPK through Secretary Education, Peshawar.
2. Director of Education, E&SE, KP Peshawar.
3. District Education Officer (M) Dir Upper.-----Respondents

Reply on the behalf of the Respondents.

Respectfully sheweth.

PERLIMINARY OBJECTIONS.

01. That the appellant has no cause of action.
02. That the appellant has not come to the service tribunal with clean hands.
03. That the appellant has been , estopped by his own conduct to file the instant appeal.
04. That the appellant has no locus standi.
05. That the appeal is not main table in its present form.
06. That the appeal is time barred.
07. That the appeal is bad due to mis-joinder and non-joinder of necessary parties.

OBJECTION ON FACTS.

01. Pertain to the personal record of the appellant, hence need no comments.
02. Incorrect, and it is submitted that in session 2018-19 total vacant SST(G) posts were 48, out of them 12, posts were reserved for initial recruitment @ 25% while the rest 75% were reserved for in-service promotion @75% share. Their further cadre wise break-up is as under.

Total No, of SST(G) vacant posts=48, share of initial recruitment @ 25%= $25/100*48=12$.

In-service promotion, share 75%, $75/100*48=36$.

CT,s share @ 40%, $40/100*48=19$ approximately.

PSHT,s share@ 20%, $20/100*48=10$

DM,AT,TT, Qari @ 4+4+4+3=15%.DM,TT,AT,Qari= 15/100*48=7.

03. Incorrect, it is submitted that total post were of PSHT share 10 and the appellant stood at S.No, 13, for ten posts.

04. Incorrect, and it is submitted that the appellant is not an aggrieved party in term of promotion.

05. Incorrect and denied.

OBJECTIONS ON GROUNDS.

- A. Incorrect, the impugned notification dated 22-02-2019 is according to law, norms, facts and natural justice.
- B. Incorrect, the appellant has been treated in accordance with law and rules.
- C. Incorrect, the appellant has been has been treated in accordance with law.
- D. Incorrect, the appellant was not eligible as per seniority list.
- E. Incorrect and it is submitted that no violation of rules what so ever has been made in case of the appellant.
- F. Incorrect, and hence denied.
- G. Incorrect, and it is submitted that no violation of any article of the constitution of Islamic Republic of Pakistan has been made.
- H. Incorrect and hence denied.
- I. That further grounds, with the leave of this honorable court would be argued at time of arguments.

PRAYER


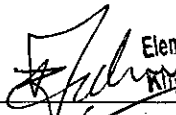
It is therefore, humbly prayed that on acceptance of this comments, the appeal may kindly be dismissed with cost in the favor of respondents please.

RESPONDENTS

1. The Govt. of Khyber Pakhtunkhwa through Secretary E&SE Peshawar

2. The Director Elementary & Secondary Education Peshawar

3. District Education Officer Male Dir Upper



Director
Elementary & Secondary Education
Khyber-Pakhtunkhwa Peshawar
Distt: Education Officer
Male Dir Distt: Dir Upper



Notification

Consequent upon the recommendations of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification NoSO(PE)/4-5/SSRC/Meeting/2013/Teaching Cadre dated 21st July, 2014, the following S.Os/CTs, SDMs/DMs, SATs/ATs, STTs/TTs, Senior Qaris/Qaris, PSHTs/SPSTs/PSTs are hereby promoted to the post of SST (Bio-Chem). SST (Phy-Maths), SST (General) notal against each BPS-16 (Rs. 18910-1520-64510) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, on the terms and condition given below with immediate effect and further they will be posted by the District Education Officer concerned.

A. SST (Bio/Chem)

1. Promotion to Senior PSHT/SPST/PST to SST (Bio/Chem) BPS-16.

Total No. of vacant Posts of SST (Bio-Chem)	11
25% share initial recruitment	03
75% share for Promotion.	02
20 % Share of promotion of PSHT/SPST/PST	04 ✓
Posts available for promotion	03
Proposed for Promotion	03
Recommended for promotion	03
Balance	01

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appoint: as Regular PST	Qualification	Remarks
1	1086	Ihsanullah GPS Markhano	1/3/1987	1/2/2006	BSc/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (Bio/Chem) post
2	1324	Israr Ahmad GPS Tangai	28/12/1987	18/12/2008	BSc/B.Ed	do
3	1403	Mushfaq Ahmad GPS Tangai	1/12/1987	1/2011	BSc/BED	do

B. SST (Phy-Maths)

1. PROMOTION OF PSHT/SPST/PST TO SST (Phy-Maths) BPS-16

Total No. of SST Phy-Maths (M) Posts vacant Posts	10
25% share initial recruitment	03
75% share for Promotion.	07
20 % Share of promotion of PSHT/SPST/PST	02 ✓
Posts available for promotion	02
Proposed for Promotion	02
Recommended for promotion	02

S.No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appoint: as Regular PST	Qualification	Remarks
1	1280	Muhammad Wahab GPS Doro	20/4/1984	18/11/2008	BSc/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (Phy-Maths) post
2	1299	Faridullah GPS Qila Chukraton	30/11/1986	1/2/2008	BSc/B.Ed	do

[Signature]
Distt. Education Officer
Main Dir. Distt. Dir Upper

(General)

PROMOTION OF SCT/CT TO SST (General) BPS-16

No. of vacant Posts of SST (General)	48
Share initial recruitment	12
Share for Promotion	36
5% Share of promotion of SCT/CT	19 ✓
Posts available for promotion	19
Proposed for Promotion	19
Recommended for promotion	

S. No	S.L No	Name of Official & Present Place of Posting	Date of birth	Date of Appoint as Regular CT	Qualification	Remarks
1	08	Muhammad Riaz GHS Sawani	2/2/1968	1/8/1995	BA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.
2	11	Matiullah GHSS Swani	6/10/1968	1/9/1995	BA/B.Ed	-----do-----
3	14	Mumtaz Ahmad GCMHS Dir	5/1/1966	8/9/1998	BA/B.Ed	-----do-----
4	19	Khashi Ullah GHS Chokiatan	15/9/1965	6/4/1999	BA/B.Ed	-----do-----
5	20	Muhammad Ishaq GHSS Usherai	3/2/1977	6/4/1999	BA/B.Ed	-----do-----
6	21	Khan Daraz GHSS Wari	13/1/1971	6/4/1999	BA/B.Ed	
7	22	Nizami Ud Din GHS Daskoor	6/4/1966	7/4/1999	BA/B.Ed	-----do-----
8	23	Muhib Ullah GHS Sheringal	7/1/1977	9/4/1999	BA/B.Ed	-----do-----
9	24	Muhammad Amin Khan GHSS Wari	18/1/1966	10/4/1999	BA/B.Ed	-----do-----
10	25	Muhammad Nazir GHS Jan Bhattai	6/11/1964	11/5/1999	BA/B.Ed	-----do-----
11	27	Rafi Ullah GHS Bibyawar	4/3/1977	7/6/1999	BA/B.Ed	-----do-----
12	28	Muhammad Usman GCMHSS Dir	5/12/1964	14/7/1999	BA/B.Ed	-----do-----
13	29	Khalil Ur Rehman GHS Pacha Kalay	4/1/1977	15/7/1999	BA/B.Ed	
14	30	Khanista Muhammad GHSS Gandayar	2/10/1965	16/7/1999	BA/B.Ed	-----do-----
15	32	Shams Ur Rahim GHS Nihag	5/10/1965	16/7/1999	BA/B.Ed	-----do-----
16	33	Muhammad Zamir GHS Nagrat	1/5/1966	18/5/1985	BA/B.Ed	-----do-----
17	36	Zahoor Ul Islam GHSS Sheringal	2/1/1977	20/7/1999	BA/B.Ed	-----do-----
18	37	Sahibzada Roshidullah GHS, Rehman Kot	5/8/1977	1/11/1999	BA/B.Ed	-----do-----
19	38	Bakht Zada GHS Karkabani	6/2/1966	1/11/1999	BA/B.Ed	-----do-----

Fahim

Distt: Education Officer
Male Dir Distt: Dir Upper

3

Dir (U)
SSTs (M) ~~Swat~~ 3

PROMOTION OF PSHT/SPST/PST TO SST (General) BPS-16.

Total No. of vacant Posts of SST (General)	48
25% share initial recruitment	12
75% Share of promotion of PSHT/SPST/PST	36
Posts available for promotion	10 ✓
Proposed for Promotion	10
Recommended for promotion	10

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular PST	Qualifica tion	Remarks
1	42	Amir Muhammad GPS Loi Baba	5/6/1962	25/1/1986	BA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.
2	249	Muhammad Munir GPS Mashango Kass	1/3/1965	22/11/1992	BA/B.Ed	-----do-----
3	260	Sahibzada GPS Shaga Amlooknar	2/1/1960	22/11/1992	BA/B.Ed	-----do-----
4	263	Aurangzeb GPS Daskoor Payan No.2	1/4/1960	22/11/1992	BA/B.Ed	-----do-----
5	269	Muhammad Hayat GPS Batal	1/4/1960	22/11/1992	BA/B.Ed	-----do-----
6	270	Sultan Zeb GPS Shafato Khawar	15/7/1960	22/11/1992	BA/B.Ed	-----do-----
7	279	Muhammad Ali GPS Jan Battai No.1	1/6/1965	22/11/1992	BA/B.Ed	-----do-----
8	289	Alam Zeb GPS Shukani	1/1/1970	22/11/1992	BA/B.Ed	-----do-----
9	292	Muhammad Ayaz GPS Kolal Bandi No.1	8/11/1972	22/11/1992	BA/B.ED	-----do-----
10	294	Rahat Ullah GPS Galkor	3/2/1968	1/3/1993	BA/B.ED	-----do-----

3. PROMOTION OF SDM/DM TO SST (General) BPS-16.

Total No. of vacant Posts of SST (General)	48
25% share initial recruitment	12
75% share for Promotion.	36
04 % Share of promotion of SDM/DM	02 ✓
Posts available for promotion	02
Proposed for Promotion	02
Recommended for promotion	02

[Handwritten Signature]

Distr: Education Officer
Male Dir Distr: Dir Upper

S.No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appott: as Regular DM	Qualifica tion	Remarks
1	2	Aziz Ahmad GHS Gamscer	7/12/1975	6/1/1999	MA.B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.
2	4	Abdullah GHS Bin Bala	2/2/1974	11/1/1999	MA B.ED	-----do-----

4. PROMOTION OF SAT/AT TO SST (General) BPS-16.

Total No. of vacant Posts of SST (General)	48
--	----

2 initial recruitment	12
75% share for Promotion.	36
04% share of promotion of S/AT	02
Posts available for promotion	02
Proposed for Promotion	02
Recommended for promotion	02
Balance	01

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appoint as Regular	Qualification	Remarks
1	3	Noor Rahman GHS Jelar	15/12/1963	11/11/1986	MA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.

5. Promotion of S STT/TT to SST (General) BPS-16

Total No. of vacant Posts SST (General)	48
25% share initial recruitment	12
75% share for Promotion.	36
04% Share of promotion of STT/TT	02
Posts available for promotion	02
Proposed for Promotion	02
Recommended for promotion	02
Balance	01

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appoint as Regular TT	Qualification	Remarks
1	9	Nisar Ul Haq GHS Miana Doag	18/3/1979	15/8/2005	MA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.

6. Promotion of S Qari/Qari to SST (General) BPS-16

Total No. of vacant Posts of SST (General)	48
25% share initial recruitment	12
75% share for Promotion.	36
03% Share of promotion of S Qari/Qari	01
Posts available for promotion	01
Proposed for Promotion	01
Recommended for promotion	01

S. No	S.L No	Name of Official & Present Place of Posting	Date of Birth	Date of Appoint as Regular Qari	Qualification	Remarks
1	1	Subhan Ud Din GHSS Wari	10/8/1969	1-5/1999	MA/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.

[Signature]
Distt. Education Officer
Male Dir Distt. Dir Upper

Terms and conditions:-

- 1 They would be on probation for a period of one year extendable for another one year.
- 2 They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 3 Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, they shall be proceeded under the rules framed from time to time.
- 4 Charge report should be submitted to all concerned.
- 5 Their Inter-Se- seniority on lower post will remain intact.
- 6 No TA/DA is allowed for joining his duty.
- 7 They will give an under taking to be recorded in their service book to the effect that if any over payment is made to him in light this order will be recovered and if he/she is wrong, promoted he/She will be reversed.

[Signature]

They will be governed by such rules and regulations as may be issued from time to time by the Govt.

Their posting will be made on School based, they will have to serve at the place of posting and their service is not transferable to any other station.

Before handing over charge once again their document may be checked if they have the required relevant qualifications as per rules, they may not be handed over charge of the station.

(Hafiz Dr. Muhammaed Ibrahim)
Director
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

41585-90

Endst: No. / File No.2/Promotion SST B-16: Dated Peshawar the 22/2/19

Copy forwarded for information and necessary action to the: -

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. District Education Officer (M) Dir Upper.
3. District Accounts Officer Dir Upper.
4. Official Concerned.
5. PS to the Secretary to Govt: Khyber Pakhtunkhwa E&SE Department.
6. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
7. M/File

[Signature]
Dy: Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar
21/2/19

[Signature]
Distt. Education Officer
Male-Dir Distt. Dir Upper

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OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)

Dir Upper (Phone # 01144-884100) E-mail: deomdirupper@gmail.com

OFFICE ORDER

Consequent upon their promotion from SCTs/CTs,SDMs,STTs,SATs,S.Qaris BPS-15/16 and PSHTs/SPSTs/PSTs BPS-1 /14/15 to the post of Secondary School Teachers (SSTs) (General),(Maths:Phy),(Bio:Chem:) noted against each PBS-16 (Rs.18910-1520-64510) plus usual allowance as admissible under the rules on regular basis under the existing policy of the provincial Government, on the terms and conditions given below, vide Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar Notification Endst No. 4585-90/F.No.2/Promotion SST B-16 Peshawar the Dated: 22/02/2019 they are hereby further adjusted in the schools noted against each with immediate effect.

1. SCT/CT to SST (G)

S.#	S.:#	Name of Teacher	Present School	School where Adjusted	Remarks
1	11	Matiullah	GHSS Swani	GHSS Swani	A.V. Post
2	14	Mumtaz Ahmad	GCMHS Dir	GCMHS Dir	Pay will be active after the retirement of Said Akbar SST (G)
3	19	Khashi Ullah	GHS Chakiatan	GMS Dir Khan	A.V. Post
4	20	Mohammad Ishaq	GHSS Uherai	GHS Achar	A.V. Post
5	21	Khan Daraz Khan	GHSS Wari	GHS Wari	Already Occupied
6	22	Nizamuddin	GHS Daskor	GHS Daskore	Already Occupied
7	23	Mohibullah	GHSS Sheringal	GHS Doon Bala	A.V. Post
8	24	Mohd Amin Khan	GHSS Wari	GHS Jelar	A.V. Post
9	25	Mohd Nazir	GHS Janbhatti	GHS Shahikot	A.V. Post
10	27	Rafiullah	GHS Bibinwar	GMS Hattan	A.V. Post
11	28	Mohammad Usman	GCMHS Dir	GHS Dobando	A.V. Post
12	29	Khalilur Rahman	GHS Pachakalay	GHSS Pachakalay	Already Occupied
13	30	Khaista Mohd	GHSS Gandigar	GHSS Pachakalay	A.V. Post
14	32	Shamsur Rahim	GHS Nehag	GHSS Nehag	A.V. Post
15	33	Mohammad Zamin	GHS Nagail	GHS Nagrail	Already Occupied
16	36	Zahoorul Islam	GHSS Patrak	GHSS Patrak	A.V. Post
17	37	Sahibzada Rohullah	GHS Rehankot	GMS Kass Chinda Kot	A.V. Post
18	38	Bakht Zada	GHS Karkabanj	GHS Karkabanj	Already Occupied

2. SDM to SST (G)

1	2	Aziz Ahmad	GHS Gamseer	GHS Ganshall	A.V. Post
2	4	Abdullah	GHS Bir. Bala	GMS Sonai	A.V. Post

3. STT to SST (G)

1	9	Nisarul Haq	GHS, Miana Doag	GMS Roghano kalay	A.V. Post
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4. S.Qari to SST (G)

1	1	Subhan Ud Din	GHSS Wari	GHS Jelar	A.V. Post
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5. PSHT, SPST, PST to SST (G)

1	42	Amir Muhammad	GPS Loi Baba	GMS Pataw	A.V. Post
2	249	Muhammad Munir	GPS Mashango Kass	GMS Kass Shingara	A.V. Post
3	260	Sahib Zada	GPS Shajja Amlooknar	GHS Doog Payeen	A.V. Post
4	263	Aurang Zeb	GPS Daskore P No.2	GHS Mattar	A.V. Post
5	269	Muhammad Hayat	GPS Batall	GHS Beyar	A.V. Post
6	270	Sultan Zeb	GPS Shahtalo khwar	GHS Ganadat	A.V. Post
7	279	Muhammad Ali	GPS Janbhatti No.1	GMS Nasrat	A.V. Post
8	289	Alam Zeb	GPS Shakani	GHSS Berari	A.V. Post
9	292	Muhamma Ayaz	GPS Kollal Bandi No.1	GMS Sheratkal	A.V. Post
10	294	Rahat Ullah	GPS Galiore	GMS Bandan	A.V. Post

Distt. Education Officer
Male Dir Distt. Dir Upper

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SPST to SST (Maths: Phy:)

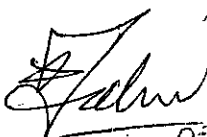
S.:#	Name of Teacher	Present School	School where Adjusted	Remarks	
1	1280	Mohammad Wahab	GPS Duro	GHSS Swani	A.V. Post
2	1299	Farid Ullah	GPS Qila Chukyatin	GHS Shahikot	A.V. Post

SPST to SST (Bio: Chem:)

1	1086	Ihsan Ullah	GPS Markhano	GHSS Berari	A.V. Post
2	1324	Israr Ahmad	GPS Tangai	GHSS Nehag	A.V. Post
3	1403	Mushtaq Ahmad	GPS Tangai	GHS Mattar	A.V. Post

TERMS AND CONDITIONS:-

- 01- They would be on probation for a period one year extendable for another one year.
- 02- They will be governed by such rules and regulations as may be issued from government time to time.
- 03- Their services can be terminated at any time, in case their performance is found unsatisfactory during the probation period. In case of miss-conduct they will be preceded under the rules framed from time to time.
- 04- Charge report should be submitted to all concerned.
- 05- Their enter-ss Seniority on lower post will remain intact.
- 06- No /TA/DA allowed for joining their new post.
- 07- They will give an undertaking to be recorded in their service books to the effect that if any overpayment is made to them in light of this order will be recovered and if they are wrongly promoted. They will be reversed to the previous post.
- 08- Before handing over charge their document may be checked if they have not the required/related qualifications as per rules, they may not be handed over charge of the post.


Distt: Education Officer
Male Dir Distt: Dir Upper

(ABDUL HAQ)
DISTRICT EDUCATION OFFICER (M)
DIR UPPER

Endst No. 2603-05/F.No.52/DEO (M)/Estb (S) Dated: 01/03/2019

Copy forwarder for information to the:-

1. Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Dir Upper.
3. Principal/Head Master/In-charge concerned.
4. Teachers concerned.


DISTRICT EDUCATION OFFICER (M)
DIR UPPER

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DIR UPPER
 WORKING PAPERS FOR DEPARTMENTAL PROMOTION COMMITTEE FOR THE PROMOTION FROM
 PSHT / SPST / PSTs (M) TEACHER TO SST General B-16

25% Initial Recruitment	12
75% promotion	36
40% by promotion from SCT/CT	16
20% by promotion from PSHT/SPST/PST	02
4% by promotion from SDM/DM	01
4% by promotion from SAT/AT	01
4% by promotion from STT/TT	01
3% by promotion from S.Qari . Qari	01
	48

LIST OF PSHTs TEACHERS (M) FOR THE PROMOTION OF SST General B-16						20 % Share of PSHT/SPST/PST		Genrel SST= 13 ✓		Wether Eligible or Not or Not	Remarks
Total Expected SST (G) Vacancy= 48 in District Dir Upper .						Qualification					
S.No.	Sen:List No.	Name of Teacher	Present place of posting	DOB	DiO Passing PTC	Acad:Qualif:	Prof: Qualif:				
1	42	AMIR MUHAMMAD	GPS Loi Baba	05.06.1962	25/01/1986	BA	PTC+BED			Eligible	Recommended OK
2	249	MUHAMMAD MUNIR	GPS Mashango Kass	01.03.1965	22/11/1992	BA	PTC+BED			Eligible	Recommended OK
3	260	SAHIB ZADA	GPS Shaga Amlookn:	02.01.1969	22/11/1992	BA	PTC+Bed			Eligible	Recommended OK
4	263	AURANG ZEB	GPS Daskor Payeen No-2	01.04.1969	22/11/1992	BA	PTC.C.T.B.Ed			Eligible	Recommended OK
5	255	MUHAMMAD HAYAT	GPS Batai	01.04.1969	22/11/1992	MA	PTC.C.T.B.Ed			Eligible	Recommended OK
6	270	SULTAN ZEB	GPS Shafiq Khwar	15.07.1969	22/11/1992	BA	PTC.Bed			Eligible	Recommended OK
7	275	MUHAMMAD ALI	GPS Jan Battai No-1	01.06.1965	22/11/1992	MA	PTC+BED			Eligible	Recommended OK
8	269	ALAM ZEB	GPS Snakani	01.04.1970	22/11/1992	MA	PTC, CT, Bed			Eligible	Recommended OK
9	267	MUHAMMAD AYAZ	GPS Kotal Bandi No-1	06.11.1972	22/11/1992	BA	PTC+Bed			Eligible	Recommended OK
10	254	RAHAT ULLAH	GPS Gai Kor	03.02.1968	01.03.1993	MA	PTC+B.Ed			Eligible	Recommended OK
11	295	UMER WAHAB	GPS Dam Jabbar	15/07/1969	01.03.1993	MA	PTC+B.Ed			Eligible	Recommended OK
12	231	WAHID UDDIN	GPS Kujala Bandi No-2	02.10.1969	01.03.1993	MA	PTC+B.Ed			Eligible	Recommended OK
13	230	BAKHSH ZAMIN	GPS Urya khet	06.07.1973	01.03.1993	BA	PTC+BED			Eligible	Recommended OK
14	1312	JEHAN ZEB	GPS Sangar	03.05.1970	09.07.1993	MA	PTC.C.T.B.Ed			Eligible	W/List

CERTIFICATE

- It is certified that all the PSHT/SPST/PST (M) included in the panel for the promotion to SST General Post.
- Hold the posts on regular basis and none of them is holding the post on adhoc/acting chage basis/ contract.
- Have completed the required minimum length of qualifying service and qualifications as required for promotion to the post of SST under the rules.
- None of them is on deputation to any organization under the dedral / Provincial /Autonomous / Semi autonomous / Internation Organization.
- Neither any disciplinary /departmental proceedings/Anti corruption/judicial enquiry is pending against them nor has any penalty been imposed upon any one of them during the last five years.
- No one is on long leave /Ex-Pakistan leave.
- Their ACRs,Synopsis are free from adverse remarks.
- They are all alive and serving.
- Their appointment order against PSHT / SPST/PST post is attached herewith.
- The Seniority list of B-16 officers is final, undisputed and not subjudice.
- The Departmental Promotion Committee is requested to determine the suitability of the above PSHT/SPST/PST for promotion to SS B-16 post with immediate effect
- Senior most/Eligible PST/SPT/PSHT teachers have been included in the list.

Recommended
 ref serial # 01 to
 serial # 13 for
 promotion to SST (G).

Fahim
 Distt: Education Officer
 Male Dir Distt: Dir Upper

DISTRICT EDUCATION OFFICER
 MALE DIR UPPER

18/10/2023
 District Education Officer
 Male Dir Upper
 (Muhammad Ali)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 740/2019.

Mr. Bakhtyar Zamin PSHT (BPS-15) GPS Uryakhel, District Dir Upper..... Appellant

Verses

Govt. of KPK and others..... Respondents

AFFIDAVIT.

I, Mr. Sardaraz Khan, ADEO (Lit) Male Dir Upper, do hereby solemnly affirm and declare on oath that the contents of the joint reply submitted by respondents are true and correct to the best of the knowledge and belief as per office record and that nothing has been concealed from this Hon: Court.

Deponent



SARDARAZ KHAN
ADEO (Lit) Office of the DEO (Male)
Dir Upper

CNIC. No. 15702-2476972-1