### BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 741/2019

Date of institution ..... 17.06.2019

Umer Wahab, PSHT (BPS-15), GPS Dam Jabbar, District Dir Upper.

#### VERSUS

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

<u>O R D E R</u> 26.04.2022

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here by

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In view of the above, the appeal in hand stands dismissed as withdrawn.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)

12.01.2022

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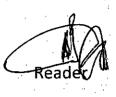
Mr. Haider Ali, Advocate junior of learned counsel for the appellant present. Mr. Riaz Khan Paindakheil, Asst. AG for respondents present.

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.

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Atiq-ur-Rehman Wazir) Member(E)

17.02.2021Due to Pandemic of Covid-19, the case is adjourned to24.05.2021 for the same.



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.

02.09.2021

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

READER

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

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.

 $\frown$  Adjourned to 26.11.2020 for arguments before D.B,  $\leftarrow$ 

(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.

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.



Chai

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.

05.09.2019

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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 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.

Chairm

Chairma

05.11.2019

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

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

# Form-A

## FORM OF ORDER SHEET

Court of 741/2019 Case No.-Order or other proceedings with signature of judge S.No. Date of order proceedings 3 1 2 The appeal of Mr. Umar Wahaber presented today by Mr. Noor 1-17/06/2019 Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please. REGISTRAR 17/6/19 This case is entrusted to S. Bench for preliminary hearing to be 2-24/05/19 put up there on 12/07/19 CHAIRMAN 12.07.2019 Learned counsel for the appellant present and seeks adjournment. Adjourn. To come up for preliminary hearing on 05.09.2019 before S.B. Mèmber

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

# Appeal No. 741 / 2019

VS

**UMAR WAHAB** 

## **EDUCATION DEPTT:**

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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. 741

Mr. Umer Wahab, PSHT (BPS-15), GPS Dam Jabbar, District Dir Upper

Khyber Pakhtukhwa Service Tribunal

/2019

. 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:

Filedto-day

Registrar

6119

all.

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.

### 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.11 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

- 5. That the appellant having no other efficacious, adequate and alternate remedy, approach this Honourable Tribunal on the following grounds amongst the others.

#### <u>G R O U N D</u>:-

- 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 <u>"that the state shall reduce disparity in the income and earnings of the individual including persons in the service of Pakistan".</u>
- **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 UMER WAHAB Through NOOR MOHAMMAD KHATTAK

#### MUHAMMAD MAAZ MADNI

&

### SHAH ZULLAH KHAN

Advocates High Court, Peshawar.

				CE OF THE DISTRICT O	DUCATION OFFICER	MALLI DIR UPPER	ALCONOLION (BOM		
			WORKING	PAPERS FOR DEPART	MENTAL PROMOTION	N LONAMATTLE FOR T	HE PROMOTION FROM		
				FSHT/SP	ST / PSTS (M) TEACHE	KIUSSI Geperal 5-			/
				· · ·	12				
	eccuitment	notion from SC1/C1			16				
	20 by prom	ation from PSH1/SPS1/PS1							
Dγ	and by promit	ation from SDM/DM			02				
0.429Q		otion from SAT/AT			01				
		ation from STI/TI			01				
		otion from S.Qari , Qari			01	·_ ·_ ·			
	-			48 .					
101 254	TETEACHIRS I	W FOR THE PROMOTION OF	551 General B-16				enrel \$\$7= 125 6		
		ancy= 48 in District Dir Upr		% Share of PSHT/SPS	1/PST			Wether Eligible or Not	Remarks
().		Sen:List No. Name of Teacher	Present place of posting D08	800	D/O Passing PTC		assistation	or Not	
•••	201101110				11	Acad:Oualii:	Prof: Qualif:	Eligible	 Recommende:
	42	AMIR MUHAMMAD	GPS Lei Baba	05.06.1962	25/01/1956	ÊA	PTC+8E0	Eligible	Recommented (
	1749	ISUHAMMAD MUNIR	GPS Mashanco Kase	01.03.1955	22/11/1997	EA	PIC+BED	Eligiple	Recommened (
2		SAHIS ZADA	GPS Shapa Amizokozi	02,21,1969	22/11/1932	52	PIC+Bed	Eligible	Recommented ()
	260	JAURANG ZEE	GPS Ussion Payeen No 2	61.04.1959	551211/005	E4.	PiC,CT.Bed	<u> </u>	Recommened
<u>`</u>	1253	IMUHAMMAD HAYAT	IGPS Ectal	01.04.1569	1 72/11/1992	- 454	P1C-C.1.9.Ed		Recommened ()
<u>+</u>	255		TIGPS Shafelo Khwar	1 15.07.1969	22/11/1992	84	PIC,Bed	Eligible	Recommened ()
	270	SULTAN ZES	GPS Jan Battal No-1	C1.06.1965	22/11/1992	144	PTC+BED	Eligible	
<u>_</u>	1275	INURAMIAD ALI	ICPS Statian	01,04,1970	22/11/1992	L'A	PIC, CI, Bed	Eligible	Recommenes
<sup>r</sup>		EALAM ZEB		C6.11.1572	22/11/1992	64	PTC+Sed	Eligible	Recommened
÷	292	MURAMMAD AYAZ	(GPS Velal Band Sect	03.02.1255	01.03.1953	NA +	PTC+3.5d	Eligible	Recommened
: >	254	IRAHAT ULLAH	GPS Gal Kar	15/07/1959	01.03.1993	MA :	PIC+E.Ed	Eligitia	Recommenes A
11	282	UMER WAHAB	GP5 Dam Jabbzr		01,03,1953		FTC+2.Ed	Eugipie	Recommered (
	12.2.	WARD UDDIN	GPS Kuisia Banel //G-2	02.10.1559	01.03.1993	54	PIC+BED	Elizisie	Recommenter O
	- <u></u>	EAKSTIAS ZAMIN	iGPS Urya khel	C6.07,1973		1 MA 1	PTC-C.T.B.Ed	Eligible	Wittist
		115 (A) 250	COS Green	03.05.1970	09.07.1953	1 10/1			

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DISTRICT COUCHTION OFFICER MALE DIR UPPER

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Willing the post on adhoc/acting chage basis/ contract.
 Nome of them is on deputation to any organization under the dedial / Provincial /Autonomous / Semil 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 -study. (1) of them during the last five years.
 No one is on log leave /La-Pakiston leave.
 Their appointment order against PSH1 / SPST/PST post is attached herewith.
 Their appointment order against PSH1 / SPST/PST post is attached herewith.
 The Seniority list of B-16 afficers is final, undisputed and not subjudice.
 The Departmental Promotion Committee is requested to determine the rest of subjudice.

32 Sulcher most/Eligible PST/SPT/PSHT teachers have been included in the list.

SSTS (M) Directorate of Elementary and Secondary Education



### <u>Notification</u>

Consequent upon the recommendations of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhiwa Elementary and Secondary Education Notification NoSO(PE)/4-5/SSRC/Meeting/2013/Teaching Cadre dated 24<sup>th</sup> 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)

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#### A.<u>SST (Bio/Chem)</u>

<u>1. Promotion to Senior PSHT/SPST/PST to SST (Bio/C</u>	hem) 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	Qualifica tion	Remarks
1	1086	, Ihsanullah GPS Markhano	1/3/1987	1/12/3006	BSc/B.Ed	Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (Bio/Chem) post
2	1324	lsrar Ahmad GPS Tangai	28/12/19 87	18/12/2008	BSc/B.Ed	do
3	1403	Mushtaq Ahmad GPS Tangai	1/12/198 7	1/8/2011	BSc/BED	do

#### B. <u>SST (Phy-Maths)</u>

1. PROMOTION OF PSHT/SPST/PST TO SST (Phy-Maths) B.	<u>PS-16</u>
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.N	S.L	Name of	Date of	Date of	Qualifica	Remarks
0	No	Official &	Birth	Appott: as	tion	
		Present .		Regular		
		Place of		PST	ļ	1 ·
1.		Posting		· · ·		
1	1280	Muhammad	20/4/1984	19/11/2008	BSc/B.Ed	Services placed at the disposal of DEO
		Wahab GPS			'	(M) Dir Upper for further posting
		Doro ·		· ·		against SST (Phy-Maths) post
2	1299	Faridullah	30/11/1986	1/12/2008	BSc/B.Ed	do
		- GPS Qila	1			
	1 '	Chukiatan				

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 $SSTs(M) \frac{Swat}{Swat} 2$ 

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C. <u>SST (General)</u> <u>1. PROMOTION OF SCT/CT TO SST (General) BPS-16</u>

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	

	771		Dete of	Data of	Qualificati	Remarks
		Name of	Date of	Date of	Qualificali on	ICHIGI NO
2   I		Official &	Birth	Appott: as	on	
		Present		Regular CT		
		Place of				-
		Posting	2/2/10/6	1/8/1995	BA/B.Ed	Services placed at the disposal of DEO
	08	Muhammad	2/2/1966	1/0/1995	DAID.GU	(M) Dir Upper for further posting
		Riaz GHS			1	against SST (General) post.
		Sawani		1/0/2006		·····
	$\Pi$	Matiullah	6/10/1968	1/9/1995	BA/B.Ed	do
		GHSS Swani			D//D DI	do
·	14	Mumtaz	5/1/1967	8/9/1998	BA/B.Ed	
		Ahmad GCMHS Dir				1
	19	Khashi Ullah	15/9/1965	6/4/1999	BA/B Ed	do
	19	GHS	1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	0/4/1999	DADDLLU	
- 1		Chokiatan				
	20	Muhammad	3/2/1973	6/4/1999	BA/B.Ed	do
		Ishaq GHSS	5/2/19/5	0/4/1///	212 2.24	
- 1	.	Usherai	1			
	21	Khan Daraz	13/1/1974	.6/4/1999	BA/B.Ed	
	- '	GHSS Wari				·
	22 -	Nizam Ud	6/4/1964	7/4/1999	BA/B.Ed	do
•	•	Din GHS			1	
· · [		Daskoor				
	23	Mohib Ullah	7/1/1972	9/4/1999	BA/B.Ed	do
i		GHSS	1			
		Sheringal			· · · · · · · · · · · · · · · · · · ·	
,	24	Muhammad	18/1/1966	10/4/1999	BA/B.Ed	do
		Amin Khan	•			
		GHSS Wari				do
0	25	Muhammad	6/11/1964	11/5/1999	BA/B.Ed	ao
		Nazir GHS			· ·	
		Jan Bhattai				do
11	27	Rafi Ullah	4/3/1971	7/6/1999	BA/B.Ed	3
•	· ·	GHS				
		Bibyawar	5412(1074	14/7/1999	BA/B.Ed	dodo
12	28	Muhammad Usman	5/12/1974	14///1999	DA/D.LU	
	1	GCMHSS Dir		1.		
13	29	Khalil Ür	4/1/1978	15/7/1999	BA/B.Ed	
	1.	Rehman GHS			1	
		Pacha Kalay				
14	30	Khaista	2/10/1965	16/7/1999	BA/B.Ed	
		Muhammad	· ·			
		GHSS Gandigar				
15	32	Shams Ur	5/10/1977	16/7/1999	BA/B.Ed	do
13	1.2	Rahim GHS	511011511	10,711,77		
		Nihag				do
16	33	Muhammad	1/5/1965	18/5/1985	BA/B.Ed	ao
		Zamin GHS				
		Nagrail		20/7/1000	BA/B.Ed	do
17	36	Zahoor UI Islam GHSS	2/1/1975	20/7/1999	BAID.Ed	
		Sheringal				
18	37	Sahihzada	5/8/1969	1/11/1999	BA/B.Ed	do
	1''	Roohullah	5.001909			
• •	1 ·	GHS Rehan			1	1
	1.	Kol		·		do
19	38	Bakht Zada GHS	6/2/1966	1/11/1999	BA/B.Ea	

# Dir (U) SSTs (M) Sweet 3

PROMOTION OF PSHT/SPST/PST TO SST (Ge al) 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

			l			<u> </u>	
<i>S</i> .	S.L	Name of	Date of	Date of	Qualifica	Remarks	
No	No	Official &	Birth	Appott: as	tion		
		Present		Regular			
		Place of		PST		,	
		Posting		-			
1	42	Amir	5/6/1962	25/1/1986	BA/B.Ed	Services placed at the disposal of	
		Muhammad	-			DEO (M) Dir Upper for further	
		GPS Loi				posting against SST (General) post.	
· · .		Baba ,				posting against out (concilar) poot	
2	249	Muhammad	1/3/1965	22/11/1992	BA/B.Ed		
		Munir GPS					
		Mashango					
		Kass	•				
3	260	Sahibzada	2/1/1969	22/11/1992	BA/B.Ed	do	
		GPS Shaga		-			
		Amlooknar			}		
4	263	Aurangzeb	1/4/1969	22/11/1992	BA/B.Ed	do	
		GPS Daskoor					
		Payan No.2	1				
5	269	Muhammad	1/4/1969	22/11/1992	BA/B,Ed	do	
	· ·	Hayat GPS			i .		
	· ·	Batal					
6	270	Sultan Zeb	15/7/1969	22/11/1992	BA/B.Ed	do	
		GPS Shafalo			· ·	·	
-	0.70:	Khawar	14642046	22/11/1002	DA/D Cd	do	
7	279	Muhammad Ali GPS Jan	1/6/1965 -	22/11/1992	BA/B.Ed		
	í ·	Battai No.1			1		
8	289	Alam Zeb GPS	1/4/1970	22/11/1992	BA/B.Ed	do	
Ŭ	1.07	Shakani		22.71.772			
9	292	Muhammad	8/11/1972	22/11/1992	BA/B.ED	do	
ļ		Ayaz GPS	· ·		1		
	].	Kolal Bandi					
<u> </u>	<u> </u>	No.1	<u> </u>				
10	294	Rahat Ullah	3/2/1968	1/3/1993	BA/B.ED	do	
١	1	GPS Galkor		· .	<u></u>		
3.1	PROM	<b>10TION OF</b>	<u>SDM/DN</u>	<u>4 TO ŞST (</u>	<u>General)</u>	<u>BPS-16.</u>	
		o. of vacant			ral)	48	
25							
75	36						
04	02						
Po	02						
	02						
	Proposed for Promotion						
Live	conti	nenueujor	promotil			02	

Qualifica Remarks tion Name of Official & Present S.No S.LDate of Date of Appott: as No Birth Place of Regular Aziz Ahmad GHS Gamseer DM 6/4/1999 Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post. MA/B.Ed 7/12/1975 1 2 Abdullah GHS Bin 11/5/1999 MA/B.Ed 2/2/1974 2 4 4. PROMOTION OF SAT/AT TO SST (General) BPS-16 Total No. of vacant Posts of SST (General) 48

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Dir (U) SSTs (M) Swat 4

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	0010(00)
	12
25% share initial recruitment	. 36
	02
75% share for Promotion of SAT/AT	02
Posts available for promotion	02
Proposed for Promotion	02
Recommended for promotion	01
Recommended for pre-	

Battinee									
S. No	S.L No	Name of Official & Present Place of	Date of Birth	Date of Appoit: as Regular AT	Qualifica tion	Remarks			
1	3	Posting Noor Rahman GHS Jelar	15/12/1963	1171171986	MA/B.Ed	Services placed at the DEO (M) Dir Upper posting against SST (Ge	disposal of for further eneral) post.		
1 17	5. Promotion of S STT/TT to SST (General) BPS-16 48 Total No. of vacant Posts SST (General) 12 36								
Z	25% share initial reaction.     02       75% share for Promotion.     02       64 % Share of promotion of STT/TT     02								
	Posts	available for	motion				02 02 01		
	Proposed for promotion 01								

<u>Recommended</u> J

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4 5 6

Ba	lanc	e							
	S.L	Name of	Date of	Date of	Qualifica	Remarks			
S. No	S.L No	Official &	Birth	Appoti: as	tion				
		Present Place of		Regular TT		Services placed at the disposal of DEO			
1	9	Posting Nisar Ul Haq	18/3/1979	1.5/3/2005	MA/B.Ed	Services placed at the disposit of (M) Dir Upper for further posting against SST.(General) post.			
		GHS Miana Doag		to SST	(General	) BPS-16 48			
		Doag Lotion of St			eneral)	12			
- E az	6.Promotion of S Qarl/Quirteesan     42       Total No. of vacant Posts of SST (General)     12       25% share initial recruitment     36       75% share for Promotion.     01								
7.	5% sł	tare for Pro	motion.	6 C Oar	i/Oari	01			

03 % Share of promotion of S Qari/Qar Posts available for promotion

Proposed for Promotion Recommended for promotion

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

# Terms and conditions:-.

They would be on probation for a period of one year extendable for another one year. They will be governed by such rules and regulations as may be issued from time to time by the Govt.

the Gout. 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. Charge report should be submitted to all concerned. Their Inter-Se- seniority on lower post will remain intact. No TA/DA is allowed for joining his duty. 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.

promoted he/She will be reversed.

Siv(U) SSTs (M) Strat- 5

2/ 2019

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

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 not the required relevant qulifications as per rules, they may not be handed over charge of the post.

#### (Hajiz Dr. Muhammaed Ibrahim)

Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar

4585-9 dst: No. / File No.2/Promotion SST B-16: Dated Peshawar the <u>22</u> Copy forwarded for information and necessary action to the: -Endst: No. 1. Accountant General Khyber Pakhtunkhwa Peshawar.

2. District Education Officer (M) Dir Upper.

0

- 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

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

#### THE SECRETARY (E&SE),

Government of Khyber Pakhtunkhwa, Peshawar.

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

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 Dir Upper. Recently, working paper for Departmental Urva Khel prepared for the promotion Committee was of Promotion 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. 11 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,

UMER WAHAB GPS Drm Jabbar, Dir Upper. 08-03-2019

То

Sir,

					NEW PROMOTION	COMMUTTEE	OR THE PROMOTI	ON FROM	
			WORKING PAPERS FO	OR DEPARTME	PSTs (M) TEACHER	TO SST Gener	ral B-16		119
				PSH1/SPST/	PSIS (W) TEACHER	0			
25% Initial R	lecruitment					0			
75%	40% by-pror	motion from SCT/CT	<u>.</u>			03			
Ъγ	20% by prot	mtion from PSHT/SPS	т/рรт			0			
promotion	4% by prom	otion from SDM/DM							
<b>r</b> , -		notion from SAT/AT							
4		notion from STT/TT							
		otion from S.Qari . Q							
	G. Total		<u> </u>						
LIST OF PSH	Ts TEACHERS	(M) FOR THE PROMO	TION OF SST General B-16				Genrel SST= 03	<u>.1</u>	
	ted SST (G) V		3				Qualification	Wether Eligible or Not	Remarks
S.No.	Sen:List No.	Name of Teacher	Present place of posting	DOB	D/O Passing PTC	Acad:Qualif:	Prof: Qualif:	or Not	-
0					·	MA	PTC+B.Ed	Eligible	Recommene
11	295	UMER WAHAB	GPS Jabai	15/07/1969	1/3/1993	MA	PTC+Bed+Med	Eligible	Recommene
12	296	WAHID UDDIN	GPS Kulala Bandi No-2	2/10/1969	1/3/1993	MA	PTC+Bed+Med	Eligible	Recommene
13	300	BAKHTIAR ZAMIN	GPS Urya khel	6/7/1973	1011990				

#### CERTIFICATE

1 It is certified that all the PSHT/SPST/PST (M) included in the panel for the promotion to SST Genera! 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 for 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

KP Service Tribunal, peshawa

OF 2019

Umar Mahab

(APPELLANT) \_(PLAINTIFF) (PETITIONER)

# <u>VERSUS</u>

Education Depti: (RESPUNDENT) (RESPONDENT)

I/We <u>managed</u> 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 . PSHT Ulog &

ACCEPTED NOOR MOHAMMAD KHATTAK

SHAHZULLAH KHAN YOUSAFZAI

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 PAKITUNKHAWA SERVICE TRUBNIL PESHAWAR.

#### Service Appeal No 741/2019.

Mr, Umar Wahab PSHT(BPS-15)GPS Dam Jabar, District Dir Upper.-----Appellant.

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#### 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.

06. Incorrect; and it is submitted that the appellant is not an aggrieved party. 07. 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.
  - 1. That further grounds, with the leave of this honorable court would be argued at time of arguments.
    - <u>PRAYER</u>

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

Directer Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar

Dist: Education Officer Male Dir Distt: Dir Upper

Directorate of Elementary and Secondary Education

# <u>otification</u>

Consequent poin the recommendations of the Departmental Promotion amittee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and condary Education Notification NoSO(PE)/4-5/SSRC/Meeting/2013/Teaching Cadre dated pr# July,2014, the following SUTS/CTS, SDMs/DMs, SATS/ATS, STTS/TTS, Senior Qaris/Qaris, PSHTs/SPSTs/TSTS are hereby promoted to the post of SST (Bio-Chem).SST (Phy-Maths), SST (General ) not 1 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.<u>SST (Bio/Chem)</u>

213

1. Promotion to Senior PSIIT/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 Na	Name of Official & Present Place of Posting	Date of Birth	Late of Appott: as Regular PST	Qualifica tion	Remarks .
1	1086	Hisamullah GPS Maekhano	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 Tanyar	28/12/19 87	15 7 22008	BSc B.Ed	······do······
د د	1403	Mushtaq Ahmad GPS Tangai	1/12/1981 7	1 2011	BSC/BED	

#### B. <u>SST (Phy-Maths)</u>

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 PS/IT/SPST/PST		02 2
Posts available for promotion		02
Proposed for Promotion	*.	02
Recommended for promotion		02

S N	S.I.	Name of	Date of	Dicof	Qualifica	Remarks -	].
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	1280	Muhammad	20/4/1984	15 11/2008	HSc/B.Ed	Services placed at the disposar of DEO	•
ł	ł	Wahab GPS -			ł	(M) Die Upper for Jurther posting	ļ.
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1	1	Chukiatan	L	<u> </u>	·	]	

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Directorate of Elementary and Secondary Education

## <u>otification</u>

Consequent open the recommendations of the Departmental Promotion mittee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and condary Education Notification NoSO(PE)/4-5/SSRC/Meeting/2013/Teaching Cadre dated 4th July,2014. the following St. Is/CTs, SDMs/DMs, SATs/ATs, STIs/ITs, Senior Qaris/Qaris, PSHTs/SPSTs/1 STs are hereby promoted to the post of SST (illo-Chem).SST (Phy-Maths), SST (General ) note 1 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 19 strict Education Officer concerned. A.<u>SST (Bio/Ch</u>em) 1. Promotion to Senior P:3117/SPST/PST to SST (Bio/Chem) BPS-16. Total No. of vacant Posts of ST (Bio-Chem) 25% share initial recruitment 75% share for Promotion. 03 20 % Share of promotion of PSHT/SPST/PST 02 Posts available for promotion 04 0 **Proposed for Promotion** 03 Recommended for promotion 03 Balance 03 01 S. S.L Name of Dute of Late of . Qualifica Remarks  $N_{O}$ NoOfficial & Birth Aspott: as tion Preseni ic gular PST Place of Posting 1 1086 lhsamillah 113,1987 1 212006 BSc/B.Ed Services placed at the disposal of DEO GPS (M) Dir Upper for further posting Markhano against SST (Bio/Chem) post 2 1314 Israr Ahmad 28/12/19 15/12/2008 RS. B.Ed ----do-----GPS Tangar 87 5 1303 Mushtaq 1/12/198 1 2011 BS&BED -----Ahmad GPS Tangai B. <u>SST (Phy-Maths)</u> 1. PROMOTION OF PSHT/SPS //PST TO SST (Phy-Maths) BPS-16 Total No. of SST Phy-Maths (M) Posts vacant Posts 10 25% share initial recruitment 75% share for Promotion. 03 07 20 % Share of promotion of PS+tT/SPST/PST 02 2 Posts available for promotion Proposed for Promotion O202 Recommended for promotion O2 $5.\overline{N}$ S.I., Name of Date of Dicof Qualifica Remarks No Official & Birth A, polt; as tion Present Renular Place of 12.1 Posting 1280 Muhammad 20/4/1984 12 -1-2008 HSC/R.Ed Services placed at the disposal of DEO Wahab GPS (M) Dir Upper for Jurther posting Doro against SST (Phy-Maths) post Faridullah 30/11/1986 1 2068 3 100 DSc/D.Ed -10-----**GPS** Qila Chokiatan ication Officer Jon Dists Dir Upper

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			Ahmad GCMHS Dir							
	-	19	Khashi Ullah	15/9/19:	6/4/1999	BA/B.Ed-		·do	··	
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	5	20	Muhammad	3/2/197	6/4/1999	BA/B.Ed		.∴ <b>-</b> ₫0		
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	7	22	<u>GHSS Wart</u> Nizani Ud	6/4/190	7/4/1999	BA/B.Ed		do-		
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Proposed for Promotion     02       Dist: Education Offic     Recommended for promotion     02       Male Dir Disit: Dir Up 734     S.L     Name of No     Date of Official & Birth     Dirte of Aj rott:     Qualifical Remarks       1     2     Aziz Ahmad     7/12/1975     6/4     999     MA-B.Ed     Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.       2     4     Abdultah     2/2/1974     11/1     1999     MA-B.Ed	( total we	1010 25% 75% 04% Post	il No. share share Share Shar Sova	of vacant 1 e initial rec ! for Proma "c of proma ilable for p	Posts of S vruitmen otion. otion of S vromotio	- <u>ST (G</u> 	enera		<u></u>	12 36 02 V
No     Official & Present Place of Posting     Birth     Af vott: as     tion       1     2     Aziz Ahmad GHS     7/12/1975     6/4     999     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     2/2/1974     11/2     1999     MA-B.Ed     Services placed at the disposal of DEO (M) Dir Upper for further posting against SST (General) post.	Dist: Education Offic Mais Dir Dist: Dir Upr	Prop Reco	posed mmc	for Promo nded for pi	tion romotion				· · · · · · · · · · · · · · · · · · ·	02
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shey will be governee by such rules and regulations as may be issued from time Jihe Gout.

Their posting will be made on School based, they will have to serve at the place and their service is no transferable to any other station.

Before handing over  $z^{+}$  arge once again their document may be checked if they h required relevant gule valions as permules, they may not be handed over charge c

> (Hafiz Dr. Muhammaed Ibrahim) Director

SSTs

Elementary and Sciendary Education Khyber Pakhtunkhwa Peshawar

/ 1-10 No.2/Promotion SST B-16: Dated Peshawar the  $2^{-2}$ Endst: No. Copy forwarded for information and necessary action to the: -1. Accountant General Khyber Pakhtunkhwa Peshawar.

- District Education Officer (M) Dir Upper. 2.
- District Accounts Officer Dir Upper. 3.

5 90

- Official Concerned. 4.
- PS to the Seerchary to Goet: Khyber Pakhtunkhwd E&SE Department. 5.
- PA to the Direc or E&SE Khyber Pakhtunkhwa, Peshawar. 6.
- M/File 7.

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16 6 81 1

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

otion Officer Male Dir Dist. Dir Upper £P.

# O FICE OF THE DISTRICT EDUCATION OFFICER (MALE)

Ġ,

Dir Upper (Phone # 0 44-884100) E-mail: <u>deomdirupper@gmail.com</u>

### OFFICE ORDER

Consequent upon their promotion from SCTs/CTs,SDMs,STTs,SATs,S.Qaris 8PS-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 exixting policy of the provincial Government, on the terms and conditions given below, vide Director, Elementary & Secondary Education Khyber Pakht nkhwa Peshawar Notification Endst No. 4585-90/F.No.2/Promotion SST B-16 Peshawa the Dated: 22/02/2019 they are hereby further adjusted in the schools noted against each with immediate effect. ASCT/CT to SST (G)

s #	S.:#	Name of Teacher	Present chool	School where Adjusted	Remarks
1	<u></u> 11	Matiullah	GHSS Sy ani	GHSS Swani	A,V. Post
2	14	Mumtaz Ahmad	GCMH: Dir	GCMHS Dir	Pay will be active after the retirement of Said Akbar SST (G)
3	19	Khashi Ullah	GHS-Chukiatan	GMS Dir Khan	A.V.Post
4	20	Mohammad Ishaq	GHSS U herai	GHS Achar	A.V. Post
5	20	Khan Daraz Khan	GHSS Wuri	GHS Wari	Already Occupied
6	22	Nizamuddin	GHS Darkor	GHS Daskore	Already Occupied
7	23	Mohibullah	GHSS Sh ringal	GHS Doon Bala	A.V. Post
8	23	Mohd Amin Khan	GHSS Wasi	GHS Jelar	A.V. Post
9	25	Mohd Nazir	GHS Janl hatti	GHS Shahikot	A,V. Post
10	27	Rafiullah	GHS Bib awar	GMS Hattan	A.V. Post
11	28	Mohammad Usman	GCM1 S Dir	GHS Dobando	A.V. Post
12	29	Khalilur Rahman	GHS Pack a Kaley	GHSS Pachakalay	Already Occupied
13	30	Khaista Mohd	GHSS Gandigar	GHSS Pachakalay	A.V. Post
14	32	Shamsur Rahim	GHS Neha ;	GHSS Nehag	A.V. Post
15	33	Mohammad Zamin	GHS Nag 1	GHS Nagrail	Already Occupied
16	36	Zahoorul Islam	GHSS Patrak	GHSS Patrak	A.V. Post
17	30	Sahibzada Rohullah	GHS Reh inkot	GMS Kass Chinda Kot	A.V. Post
	38	Bakht Zada	GHS Karl abanj	GHS Karkabanj	Already Occupied

	,	Aziz Ahmad	GHS Gainseer	GHS Ganshall	A.V. Post
2	 	Abdullah	GHS Bir Bala	GMS Sonai	A.V. Post
		CCTUC	,		

#### <u>3, Sт</u> SST (G)

	GHS, Miana Doag	GMS Roghano kalay	A.V. Post
A A S.Qari to SST(G)	:	· .	

A.V. Post GHS Jelar GHSS Wari Subhan Ud Din Male Dr Dist: D SHT.SPST.PST to SST(G)

	42	Amir Muhammad	GPS Loi Baba	GMS Pataw	A.V. Post
	249	Muhammad Munir	GPS Mashango Kass	GMS Kass Shingara	A.V. Post
3	260	Sahib Zada	GPS Shara Amlooknar	GHS Doog Payeen	A.V. Post
4	263	AurangZeb	GPS Daskore P No.2	GHS Mattar	A.V. Past
5	269	Muhammad Hayat	GPS Batal	GHS Beyar	A.V. Post
6	270	SultanZeb	GPS Shaitalo khwar	GHS Ganidat	A.V. Post
-	279	Muhammad Ali	GPS Janbhatti No.1	GMS Nasrat	A.V. Post
8	289	Alam Zeb	GPS Shaliani	GHSS Berari	A.V. Post
9	292	Muhainma Ayaz	GPS Kolel Bandi No.1	GMS Sheratkal	A.V. Post
10	292	RahatUllah	GPS Gali ore	GMS Bandan	A.V. Post

#### ST to SST(Maths : Phy:)

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

<b>1</b> 1086 Ihsan Ulah	GPS Markhano	GHSS Berari	A.V. Post
2 1324 Israe Algood	GPS Tangai	GHSS Nehag	A.V. Post
3 1403 Mushtaq Ahmad	GPS Tangai	GHS Mattar	A.V. Post

#### TERMS AND COMMENT

- 01- They would be on probation for a period one year extendable for another one year.
- 02- They will be reverned 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-se Seniority on lower post will remain intact.
- 06- No /TA/Data and wed 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. Tany will be reversed to the previous post.
- Q8- Before housing over charge their document may be checked if they have not the required/relation transformer rules, they may not be handed over charge of the post.

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

/ 2019

Distre Education Officer Male Dir Distre Dir Hoper Male Dir Endst No. 2603-05/F.No.52/DEO (M)/Estb (S) Dated:

Copy forwarder for Commation to the:-

- 1. Director of the paintary & Secondary Education Khyber Pakhtunkhwa.Peshawar.
- 2. District Accesses 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 INTAL PROMOTION COMMITTEE FOR THE PROMOTION FROM

(8)

Ī		WORKING PAPERS FOR DEPARTMENTAL PROMOTION CONTROL B-16 PSHT / SPST / PSTs (M) TEACHER TO SST General B-16	
ŗ		PSHT / SPST / PSTs (M) TEALHER TO 351 CEREMAN	r
-		12	i
1	25% http://al.Re	ecrevitment G(9)	ł
		Taps by promotion from SCI/CI	
- 1		20% by pramtion from PSHT/SPS1/PS1 02	· ·
i		4% by promotion from SDM/DM 01	1
	promotion	4 % by promotion from SAT/AT 01	
	l	4% by promotion from STT/TT 01	 ]
	1	3% by promotion from S.Qari . Qari       3% by promotion from S.Qari . Qari	1
		3% by promotion nom state	1

	<u> </u>	M) FOR THE PROMOTION OF SST	General B-16		7 lof 7		Genrel SST= 123 L	The later has	Remarks
OF PSHT	TEACHERS	A in District Oir Upper	20 %	% Share of PSHT/SPS	D/O Passing PTC		Qualification	Wether Eligible or Not	ine ine ine
al Expecte	d SST (G) Vac	ancy= 48 in District Dir Upper.	Present place of posting	008	D/O Passing Pro	Acad:Qualif:	Prof: Qualit:	or Not	
	Sen:List No.	Name of Teacher		I	I	BA	PTC+BED	Eligible	Recommended
	1	<u> </u>	GPS Loi Baba	05.06.1962	25/01/1986	EA EA	PTC+BED	Eligible	Recommened OY
1	42	AMIR MUHAMMAD	GPS Mashango Kasa	01.03.1965	22/11/1992		PTC+Bed	Eligible	Recommened OX
7.	249	MUHAMMAD MUNIR	GPS Shaga Amlooknar	02.01.1969	22/11/1932	БА	PIC.CT.Bed	Eligible	Recommened OK
3	260	SAHIS ZADA	GPS Daskor Payeen No-2	01.04.1969	22/11/1992	BA	PTC-C.T.B.Ed	Eligible	Recommened C
4	263	AURANG ZEB		01.04.1969	22/11/1992	AM	PTC.Bed	Eligible	Recommened of
	255	MUHAMMAD HAYAT	IGPS Batal	1 15.07.1969	22/11/1992	ВА		Elia.ble	Recommened & K
		SULTAN ZES	GPS Shafelo Khwar	C1.06.1965	22/11/1992	T MA	PTC+BED	Eligible	Recommened
5 	273	MURAMMAD ALI	GPS Jan Battai No-1		22/11/1932	MA	PTC, CT. Bed		Recommened C
	1276	ALAM ZEB	CPS Snekani	01 04.1970	22/11/1992	8A	PIC+Bes	Eligible	Recommended
83	1759		GPS Kolal Banci No-1	08.11.1972		.1	PTC+8 5d	£ligible	Recommenced
с. Г	1257	MUHAMMAD AYAZ	CP5 Gol Kor	03 02 1968	01.03.1953		PICAELC	Elipid a	Recommened OK
		RAFET ULLAH	GPS Dam tabbar	15'07/1969	01.03.1993		FTC+B.Es	1 Eligiore	Recommened Dr
11	295,	UMER WAHAB		02.10.1969	01.03.1993	Ab)	PTC+BED	Eligisie	Recommened D
		WARD UDDIN	GPS Kuisla Bandi /Ic-2	06.07.1973	01.03.1993	BA		Eligible	W/List
·	,	EARSTIAR ZAMIN	GPS Urya khei	63 05 1970	09.07.1993	M.A	PIC-C 1.8.20		
	1233	DEBAN ZEB	GPS Sangar					بحني ا	70
<u>, 11</u>	<u>5</u> 1 It is certify 2 Hold the p 3 Have com 4 None of th 5 Neither at of them d	JEAN JOINT JEAN JOINT JEAN ZEB ed that all the PSHT/SPST/PST ( bosts on regular basis and none- pleted the required minimum le hem is on deputation to any org ny disciplinary /departmental p furing the last five years. on long leave /Ex-Pakistan leav all alive and serving. cointment order against PSHT / ority list of B-16 officers is final, artmental Promotion Committee most/Eligible PST/SPT/PSHT tea	M) included in the panel for the of them is holding the post on ad ength of qualifying service and qu anization under the dedral / Pro roceedings/Anti cor:uption/judi	promotion to 537 of dhoc/acting chage ba ualifications as requi ivincial /Autonomou cial enquiry is pendi	isis/ contract. ired for promotion to s / Semi autonomous ng against them nor h	i the post of SST un 5 / Internation Orga nas any penalty bee	der the rules. Re- nization. en imposed upon any one -	rice backs in to	5,57 65. 5,57 65.
	6 No one is 7 Their ACF 8 They are 9 Their app 10 The Senio	on long leave /Ex-Pakistan leav As, Synopsis are free from advers all alive and serving. cointment order against PSHT / ority list of B-16 officers is final, ority list of B-16 officers is final,	e. e remarks. SPST/PST post is attached herew undisputed and not subjudice. e is requested to determine the	vith suitability of the abo	ive PSHT/SPST/PST fo	or promotion to 55	1' B-16 post with immediate e	flect	CIFICER 1
	11 The Depa 12 Solomer (	most/Eligible PST/SPT/PSHT tea	chers have been included in the	list.		Salul	mi resper	DISTRICT COCATION MALE DIS UPP	

#### ;: GREE ATE

DISTRICT COUCATION OFFICER MALE DIR UPPER

Mar Contraction Provident

Distr. En Distr. En Upren Male En Distr.

#### BEFORE THE KHYBER PA HWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 741/2019.

Mr. Umar Wahab PSHT (BPS-15) GPS Dam Jabar, 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

Asich

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

CNIC. No. 15702-2476972-1