

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

In Service Appeal No- 1365 /2022

Khyber Pakhtunkhwa
Service Tribunal
Diary No. 4565
Dated 29/3/2023

Naeem Akber
Mali Bannu Sports Complex Peshawar, Khyber Pakhtunkhwa....

..... Appellant

VERSUS

- 1 The Govt of Khyber Pakhtunkhwa through Chief Secretary
Civil Secretariat KP Peshawar.
- 2 Secretary to Govt of Khyber Pakhtunkhwa Ministry of Sports and Youth Affairs, Civil
Secretariat KP Peshawar.
- 3 The Director General of Sports, Khyber Pakhtunkhwa, Peshawar.
- 4 The Director Youth Affairs
Khyber Pakhtunkhwa, plot No-28 Sector E-8, Phase-VII Hayatabad Peshawar.

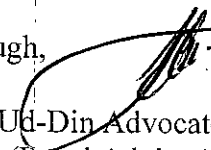
..... Respondents

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Assistant Director Litigation,
Directorate of Sports KPK

Through,


Jalal-Ud-Din Advocate High
Court (Legal Advisor)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

In Service Appeal No- 1365 /2022

Naeem Akber
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- 1 The Govt of Khyber Pakhtunkhwa through Chief Secretary
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- 3 The Director General of Sports, Khyber Pakhtunkhwa, Peshawar.
- 4 The Director Youth Affairs
Khyber Pakhtunkhwa, plot No-28 Sector E-8, Phase-VII Hayatabad Peshawar.

..... **Respondents**

JOINT PARA-WISE COMMENTS ON BEHALF OF RESPONDENTS NO. 2, 3

PRELIMINARY OBJECTIONS.

- (1) That the petitioner has no cause of action to file the instant appeal against the answering respondents.
- (2) That the petitioner has not come with clean hands to this honourable court.
- (3) That no prima facie case exist in favor of the Appellant.
- (4) That the instant petition is not maintainable in its present form.
- (5) That petitioner has no locus standi or cause of action to file instant petition.
- (6) That the appeal in hand is against the facts and policy, r

Respectfully Sheweth:

- 1 Para No-1 needs no comments.
- 2 Para No-1 needs no comments.
- 3 Para No-1 needs no comments.
- 4 Para No-1 needs no comments.
- 5 Para No-1 needs no comments.
- 6 Regarding Para No-6 it is submitted that, in the mean while the Amendment in the existing Service Rules on the analogy of the Establishment Department was under process before the Standing Service Rules Committee (SSRC).
- 7 Regarding Para No-7 it is submitted that, prior to the decision of the Honourable Peshawar High Court Peshawar in writ petition No-2676-P/2021. before amendment in Notification No.SO (Sports)1-8/2019/S.Rules dated 29.04.2019 for the subject matter, completion of record of the card of Employee, was in progress from all Districts Sports offices of the Province of KPK for the Seniority list of class IV was complied /updated, then in the meanwhile the Establishment Department amended the Service

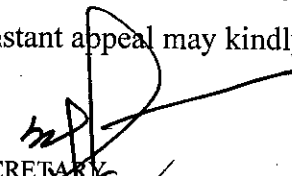
Rules of the junior clerks on 18.07.2019 under Notification No.SOE.IV(E&AD)/1-35/2014 wherein the Matriculate were placed eligible for promotion for the post of Junior clerk for a period of 04 years accordingly the Service & Recruitment Rules Directorate General of Sports, Khyber Pakhtunkhwa, were amended by the SSRC approved by the Chief Secretary and notified by the Sports Department vide Notification No. SO (Sports) 1-8/SR/2022/3899-14 dated 11.04.2022 wherein 33% percent by promotion on the bases of seniority-cum-fitness with at least Second division Intermediate certificate or its equivalent qualification, and as per decision of the Honourable Peshawar High Court Peshawar in writ petition No-2676- P/2021 in this regarding for the subject matter, again completion of record of the carder Employee is in progress from all Districts Sports offices of the Provence of KPK for the Seniority list of class IV (Copy of the notifications and seniority list are enclosed as annexure A, B, and C)


- 8 Para No-8 incorrect, as per decision of the Honourable Peshawar High Court Peshawar in writ petition No-2676-P/2021 in this regarding for the subject matter, completion of record of the carder Employee is in progress from all Districts Sports offices of the Provence of KPK for the Seniority list of class IV.
- 9 Para No-9 is incorrect, the work in progress regarding the subject matter.

REPLY ON GROUNDS:

- A. In correct. as per decision of the Honourable Peshawar High Court Peshawar in writ petition No-2676-P/2021 in this regarding for the subject matter, completion of record of the carder Employ is in progress from all Districts Sports offices of the Provence of KPK in accordance with the rules and law.
- B. In correct. As explained para-A above
- C. In correct. The appellatant has not been deprived from any legal right.
- D. In correct. The Youth affairs having their separate Directorate.
- E. In correct. As explained above.
- F. In correct. As explained para-8 above.
- G. In correct.
- H. In correct, for the subject matter, completion of record of the carder Employee is in progress from all Districts Sports offices of the Provence of KPK in accordance with the rules and law.
- I. No comments.
- J. In correct.
- K. No comments
- L. In correct, for the subject matter, completion of record of the carder Employee is in progress from all Districts Sports offices of the Provence of KPK in accordance with the rules and law.
- M. In correct, As explained above.
- N. In correct, As explained above.
- O. No comments,
- P. No-comments.

It is, therefore most humbly prayed that keeping in view the above submissions, the instant appeal may kindly be dismissed with cost.


SECRETARY
TO GOVT OF KHYBER PAKHTUNKHWA
SPORTS DEPARTMENT, PESHAWAR
RESPONDENT NO. 2


DIRECTOR GENERAL OF
SPORTS
KHYBER PAKHTUNKHWA
RESPONDENT NO. 3

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

In Service Appeal No- 1365 /2022

Naeem Akber
Mali Bannu Sports Complex Peshawar, Khyber Pakhtunkhwa....

..... **Appellant**

VERSUS

1. The Govt of Khyber Pakhtunkhwa, through Chief Secretary Civil Secretariat KP Peshawar.
2. Secretary to Govt of Khyber Pakhtunkhwa Ministry of Sports and Youth Affairs, Civil Secretariat KP Peshawar.
3. The Director General of Sports, Khyber Pakhtunkhwa, Peshawar.
4. The Director Youth Affairs
Khyber Pakhtunkhwa, plot No-28 Sector E-8, Phase-VII Hayatabad Peshawar.

..... **Respondents**

AFFIDAVIT

I, Ashfaq Ahmad, Assistant Director Litigation, Directorate of Sports Khyber Pakhtunkhwa, do hereby solemnly affirm and declare on oath that the contents of Para-wise comments on behalf of Respondents are true and correct to the best of my knowledge and belief that nothing has been concealed from this Hon'ble Court.

Identified by

Jalal uddin
Advocate Peshawar



DEPONENT

CNIC No.17301-5047147-1



Sports are essential for the development of a happy, healthy & vigorous society

DIRECTORATE GENERAL SPORTS
KHYBER PAKHTUNKHWA
PESHAWAR SPORTS COMPLEX, PESHAWAR CANTT.
Ph: # 9212767, Fax # 9212766

Court Case/

/2022

Dated: 30-03-2022

AUTHORITY LETTER

Mr. Jalal-Ud-Din Advocate High Court (Legal Advisor) is hereby authorized to attend the Service Tribunal Peshawar on behalf of Secretary Sports Department Khyber Pakhtunkhwa and Director General Sports Khyber Pakhtunkhwa regularly in the case titled Naeem Akber Vs Govt. of Khyber Pakhtunkhwa & Others till the decision of the case.

Director Operation

For

DIRECTOR GENERAL OF
SPORTS
KHYBER PAKHTUNKHWA

4-3

Annex A 30



GOVERNMENT OF KHYBER PAKHTUNKHWA,
SPORTS, TOURISM, ARCHAEOLOGY, MUSEUMS & YOUTH AFFAIRS DEPARTMENT.

Dated Peshawar, the 29/04/2019

NOTIFICATION

No.SO(Sports)1-8/2019/S.Rules :- In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in supersession of all previous Notifications, issued in this behalf, the Sports, Culture, Tourism, Youth Affairs, Archaeology and Museums Department, in consultation with the Establishment Department and the Finance Department, hereby lays down the method of recruitment, qualifications and other conditions specified in Column Nos. 3 to 5 of the Appendix to this Notification, which shall be applicable to the posts in the Directorate General of Sports, as specified in Column No. 2 of the said Appendix:

APPENDIX

S.No.	Nomenclature of post.	Minimum qualification for appointment by initial recruitment.	Age limit.	Method of recruitment.
1.	2.	3.	4.	5.
1.	Director General (BPS-20).		-	By promotion, on the basis of seniority-cum-fitness, from amongst the Directors (BPS-19), having two (2) years' service in BPS-19 and seventeen (17) years service in BPS-17 and above: Provided that if no suitable officer is available for promotion then by transfer from amongst the PAS/PMS/PCS officers.

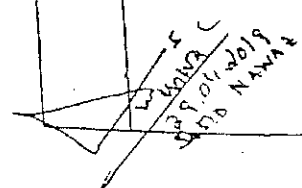
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2.	Director (BPS-19).		--	<p>By promotion, on the basis of seniority-cum-fitness, from amongst the Deputy Directors (BPS-18) and Regional Sports Officers (BPS-18) having seven(07) years' service as such or twelve(12) years' service in BPS-17 and above.</p> <p>Note: For the purpose of promotion, a joint seniority list of Deputy Directors and Regional Sports Officers shall be maintained.</p>
3.	Deputy Director / Regional Sports Officer (BPS-18).			<p>By promotion, on the basis of seniority-cum-fitness, from amongst Assistant Directors (BPS-17), District Sports Officers (BPS-17) and Administrators (BPS-17), having five years' service as such.</p> <p>Note: For the purpose of promotion, a joint seniority list of the Assistant Directors, District Sports Officers and Administrators shall be maintained.</p>
4.	Chief Coach (BPS-18).			<p>By promotion, on the basis of seniority-cum-fitness, from amongst the Senior Coaches (BPS-17), having five years service as such.</p>
5.	Assistant Director (BPS-17).	<p>At least Second Class Master's Degree or BS(4 years) in Social Sciences, Management Science, Sports Sciences or its equivalent qualification from a recognized University.</p>	<p>22 to 35 years.</p>	<p>(a) Forty per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Superintendents (BPS-17), with two years service as such;</p> <p>(b) ten per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Budget and Accounts Officers (BPS-16), with two years service as such; and</p> <p>(c) fifty per cent by initial recruitment.</p>

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 SAJIB NAHAR

- 6 -

6.	District Sports Officer (BPS-17).	At least Second Class Master's Degree or BS (4 years) in Social Sciences, Management Science, Sports Sciences or its equivalent qualification from a recognized University.	22 to 35 years.	By initial recruitment.
7.	Administrator (BPS-17).	At least Second Class Master's Degree or BS (04 years) in Business Administration, Public Administration, Sports Sciences or its equivalent qualification from a recognized University.	22 to 35 years.	(a) Ten per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Manager-cum-Groundmen (BPS-16), with five years service as such; and (b) ninety per cent by initial recruitment.
8.	Senior Coaches (BPS-17).	At least Second Class Bachelor's Degree or its equivalent qualification from a recognized University with five (5) years' experience as Coach in the relevant games before or after Graduation as recognized by the Directorate General of Sports with- (a) at least second position in the relevant individual sports event as a player at the National level, organized by Pakistan Olympic Association, Pakistan Sports Federation concerned or Pakistan Sports Board; or (b) participation as a team member as a playing player in the relevant National level sports competition, organized by Pakistan Olympic Association, Pakistan Sports Federation concerned or Pakistan Sports Board and team secured at least Second position. Note: Preference shall be given to International sports person in the relevant field.	22 to 40 years.	(a) Seventy per cent by promotion, on the basis of seniority-cum-fitness, from amongst Coaches (BPS-16) with at least three years service as such; and (b) thirty per cent by initial recruitment.

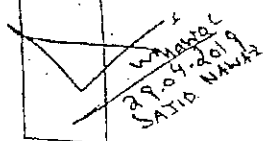


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9.	Doctor (BPS-17).			By transfer of a suitable Doctor from the Health Department of Government.
10.	Physiotherapist (BPS-17).			By transfer of a suitable Physiotherapist from the Health Department of Government.
11.	Superintendent (BPS-17).			By promotion, on the basis of seniority-cum-fitness, from amongst the Assistants (BPS-16) and Senior Scale Stenographers (BPS-16), with five years service as such: Provided that if no suitable official is available for promotion then by transfer from any Government Department. Note: For the purpose of promotion, a joint seniority list of Assistants and Senior Scale Stenographers shall be maintained.
12.	Coaches (BPS-16).	At least Second Class Bachelor's Degree or its equivalent qualification from a recognized University with two (2) years' experience as Coach in the relevant games before or after Graduation as recognized by the Directorate General of Sports.	20 to 40 years.	(a) Sixty per cent by promotion, on the basis of seniority-cum-fitness, from amongst Junior Squash Coaches (BPS-10) and Junior Coaches (BPS-10) with at least two years services as such: and (b) forty per cent by initial recruitment. Note: For the purpose of promotion, a joint seniority list of Junior Squash Coaches and Junior Coaches shall be maintained.



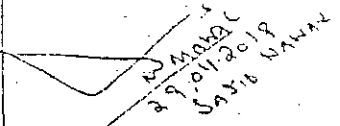
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		<p>organized by Pakistan Olympic Association or Pakistan Sports Federation and team secured at least second position.</p> <p>Note: Preference shall be given to International sports person in the relevant field.</p>		
13.	Manager-cum-Ground man (BPS-16).	<p>(a) At least Second Class Bachelor's Degree or its equivalent qualification from a recognized University with participation in any National level Cricket tournament as a playing player and having at least three years experience in office management or administration; or</p> <p>(b) at least Second Class Bachelor's Degree or its equivalent qualification from a recognized University with Diploma in Physical Education and participation in the Inter University or Inter Board competitions as a Cricket player.</p>	20 to 32 years.	<p>(a) Twenty-five per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Supervisors (BPS-15) with five years' service as such; and</p> <p>(b) seventy-five per cent by initial recruitment.</p>
14.	Budget and Accounts Officer (BPS-16).	At least Second Class Master's Degree or BS (04 years) in Business Administration (Finance), Commerce (Accounts) or its equivalent qualification, from a recognized University.	22 to 32 years.	By initial recruitment.

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15.	Senior Scale Stenographer (BPS-16).		20 to 32 years.	<p>By promotion, on the basis of seniority-cum-fitness, from amongst the Stenographers (BPS-14) with at least five years' service as such:</p> <p>Provided that if no suitable person is available for promotion then by transfer from any Government Department.</p>
16.	Assistant (BPS-16).	At least Second Class Bachelor's Degree or its equivalent qualification from a recognized University.	18 to 30 years.	<p>(a) Seventy-five per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Senior Clerks (BPS-14) with at least five years' service as Junior Clerk and Senior Clerk; and</p> <p>(b) twenty-five per cent by initial recruitment.</p>
17.	Computer Operator (BPS-16).	<p>(a) At least Second Class Bachelor's Degree in Computer Science/Information Technology (BCS/BIT four years) or its equivalent qualification, from a recognized University; or</p> <p>(b) at least Second Class Bachelor's Degree or its equivalent qualification, from a recognized University with one year Diploma in Information Technology or its equivalent qualification, from a recognized Board of Technical Education.</p>	18 to 28 years.	<p>By initial recruitment.</p> <p style="text-align: right;">  27/01/2019 S.A. H. HANNA </p>

18.	Supervisor (BPS-15).	At least Second Division Intermediate Certificate or its equivalent qualification from a recognized Board, with Junior Diploma in Physical Education.	20 to 32 years.	(a) Ten per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Hostel Superintendents (BPS-00) with three (03) years service as such; and (b) ninety per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Caretakers (BPS-08) and Store Keepers (BPS-08) with two (02) years service as such. Note: For the purpose of promotion, a joint seniority list of Care Takers and Store Keepers shall be maintained.
19.	Stenographer (BPS-14).	(a) At least Second Division Intermediate Certificate or its equivalent qualification from a recognized Board with- (b) speed of fifty (50) words per minute in shorthand in English and thirty-five (35) words per minute in typing; and (c) knowledge of Computer in using MS Word and MS Excel.	18 to 30 years.	By initial recruitment.
20.	Senior Clerk (BPS-14).			By promotion, on the basis of seniority-cum-fitness, from amongst the Junior Clerks (BPS-11) with at least two years' service as such.
21.	Junior Clerk (BPS-11).	At least Second Division Intermediate Certificate or its equivalent qualification from a recognized Board with a speed of thirty (30) words per minute in typing.	18 to 30 years.	(a) Thirty-three per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Naib Qasids (BPS-03), Chowkidars (BPS-03), Security Guards (BPS-03), Watchmen (BPS-03), Males (BPS-03), Ground-men (BPS-03), Cleaners (BPS-03), Conductors (BPS-03), including holders of other equivalent posts in the Directorate General of Sports.

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 S. A. NAWAZ

				<p>having at least two years' service as such who have passed Intermediate Examination; and</p> <p>(b) <u>sixty-seven per cent by initial recruitment.</u></p> <p>Note: For the purpose of promotion, a joint seniority list of Naib Qasids, Chowkidars, Security Guards, Watchmen, Malies, Ground-men, Cleaners, Conductors, including holders of other equivalent posts in the Directorate General of Sports shall be maintained:</p> <p>Provided that if two or more officials have acquired the Intermediate Certificate in the same session, the inter se seniority in the lower post shall be maintained for the purpose of determining seniority in the higher post and where a senior official does not possess the requisite qualification at the time of filling of a vacancy, the official next junior to him possessing the requisite qualification shall be promoted in preference to the senior official or officials:</p> <p>Provided further that where a senior official does not possess the requisite qualification at the time of filling of a vacancy, the official next junior to him possessing the requisite qualification shall be promoted in preference to the senior official or officials.</p>
22.	Junior Squash Coach/Junior Coach (BPS-10)	At least Second Division Secondary School Certificate or its equivalent qualification from a recognized Board, with three (3) years' experience as Coach in the relevant games before or after Secondary School Certificate; and	25 to 40 years.	By initial recruitment.

REVENUE
 DEPARTMENT
 DISTRICT OFFICE
 LAHORE

		<p>(a) first or second position in the relevant individual sports event as a player at the National level organized by Pakistan Olympic Association or Pakistan Sports Federation; or</p> <p>(b) participation as a player in the relevant National level sports competition organized by Pakistan Olympic Association or Pakistan Sports Federation and the team secured at least second position.</p> <p>Note: Preference shall be given to International sports persons in the relevant field.</p>		
23.	Hostel Superintendent (BPS-10).	At least Second Division Secondary School Certificate or its equivalent qualification from a recognized Board with at least five years' experience in the relevant field.	18 to 30 years.	By initial recruitment.
24.	Care Taker / Store Keeper (BPS-08).	At least Second Division Secondary School Certificate or its equivalent qualification from a recognized Board.	25 to 35 years.	(a) Twenty per cent by promotion, on the basis of seniority-cum-fitness, from amongst Tube Well Operators (BPS-05), Wood Workers (BPS-05), Electrician (BPS-05) and Plumber (BPS-05) with three (03) years' service as such:

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				<p>(b) fifty per cent by promotion, on the basis of seniority-cum-fitness, from amongst Electricians (BPS-03), Plumbers (BPS-03), Tube-Well Operators (BPS-03) and Generator-Operators (BPS-03), with three years' service as such; and</p> <p>(c) thirty per cent by initial recruitment.</p> <p>Note: For the purpose of promotion, joint seniority lists of Tube Well Operators (BPS-05), Wood Workers (BPS-05), Electricians (BPS-05) and Plumbers (BPS-05), and Electrician (BPS-03), Plumber (BPS-03), Tube-Well Operator (BPS-03) and Generator Operators (BPS-03), shall respectively be maintained.</p>
25.	Driver (BPS-6).	<p>Literate having valid Light Transport Vehicle driving license issued by the competent authority:</p> <p>Provided that preference shall be given to those who have vast experience in driving, repair and maintenance of vehicles.</p>	18 to 40 years.	By initial recruitment.
26.	Tube Well Operator/ Wood Worker/ Electrician (BPS-5).	At least Second Division Secondary School Certificate or its equivalent qualification from a recognized Board with at least five years practical experience in the relevant field.	18 to 40 years.	By initial recruitment.

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27.	Life Guard (BPS-04).	At least Second Division Secondary School Certificate or its equivalent qualification from a recognized Board. with participation in at least at the District level swimming competitions.	18 to 40 years.	By initial recruitment.
28.	Electrician / Plumber / Generator Operator (BPS-03).	Certificate from a recognized technical institution in the relevant field with two years practical experience.	18 to 40 years.	By initial recruitment.
29.	Tube Well Operator (BPS-03).	At least Middle passed from a recognized Board.	18 to 40 years.	By initial recruitment.
30.	Naib Qasid (BPS-03).	Preferably literate.	18 to 40 years.	By initial recruitment.
31.	Chowkidar/Security Guard/ Watchman/ Cleaner (BPS-03).	Literate with sound physique, having two years relevant experience.	18 to 40 years.	By initial recruitment.
32.	Mali / Ground-man (BPS-3).	Literate with two years relevant working experience.	18 to 40 years.	By initial recruitment.

-15-

33.	Conductor (BPS-03).	Preferably literate.	18 to 40 years.	By initial recruitment.
34.	Sweeper (BPS-03).	Literate.	18 to 40 years.	By initial recruitment.

sd/x
Secretary to Government of Khyber Pakhtunkhwa
Sports, Tourism, Archaeology, Museums &
Youth Affairs Department

Dated Peshawar, the 29/04/2019

Endst: No. No.SO(Sports)1-8/2019/S.Rules:

Copy forwarded to the:-

- 1) All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
- 2) Secretary to Governor Khyber Pakhtunkhwa.
- 3) Principal Secretary to Chief Minister Khyber Pakhtunkhwa.
- 4) Accountant General Khyber Pakhtunkhwa.
- 5) Director General Sports, Khyber Pakhtunkhwa Peshawar.
- 6) Secretary Public Service Commission Khyber Pakhtunkhwa Peshawar.
- 7) Registrar Peshawar High Court / Service Tribunal Peshawar.
- 8) All Regional Sports Officers / District Sports Officers, Khyber Pakhtunkhwa.
- 9) Manager Government Stationary & Printing Department.
- 10) PS to Chief Secretary Khyber Pakhtunkhwa Province.
- 11) PS to Secretary Sports Department Khyber Pakhtunkhwa Peshawar.
- 12) PA to Additional Secretary Sports Department Khyber Pakhtunkhwa Peshawar.
- 13) Office Order File.

(Sajid Nawaz)
Section Officer Sports



10

ESTABLISHMENT DEPARTMENT
(ESTABLISHMENT WING)

Dated Peshawar, the 18th July, 2019

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NOTIFICATION

No.SOE.IV(E&AD)/1-35/2014:-

In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Establishment and Administration Department, in consultation with the Finance Department, is hereby directs that in this Department's Notification No.SOE.IV (E&AD)/1-35/2012 dated 6th December, 2012, the following amendments shall be made, namely.

AMENDMENTS

In the APPENDIX, for Serial No.4, the following shall be substituted, namely:

1.	2.	3.	4.	5.
4.	Junior Clerk.	(i) FA/ F.Sc with second division or equivalent qualification from a recognized Board, and (ii) a speed of thirty (30) words per minute in typing. <i>A.S.</i>	18 to 30 years.	(a) Forty per cent by promotion, on the basis of seniority-cum-fitness, from amongst Daftaris, Gestetner Operators, Qasids and Naib Qasids including holders of other equivalent posts in the Secretariat with two years service as such, who have passed FAF.Sc Examination or its equivalent qualification from a recognized Board; and (b) sixty per cent by initial recruitment. <i>Note:</i> For the purpose of promotion, there shall be maintained a common seniority list of Daftaris, Gestetner Operators, Qasids, Naib Qasids, etc. with reference to the dates of their acquiring the FAF.Sc qualification.

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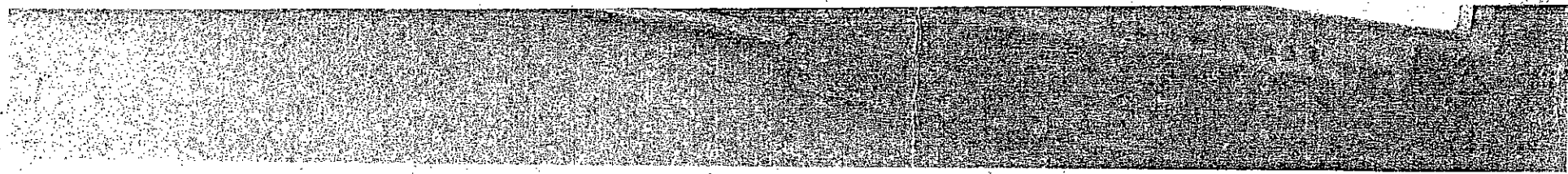
Provided that-

- (i) if two or more officials have acquired the FA/F.Sc qualification in the same session, the inter se seniority in the lower post shall be maintained for the purpose of determining seniority in the higher post;
- (ii) where a senior official does not possess the requisite qualification at the time of filling up a vacancy, the official next junior to him possessing the requisite qualification shall be promoted in preference to the senior official or officials;

Provided further that The condition of FA/F.Sc or its equivalent qualification from a recognized Board, as laid down at clause (a) shall not apply for a period of four years from the date of commencement of this Notification to the existing matriculate incumbents of the post of Dattans, Gestetner Operators, Qasids and Naib Qasids including holders of other equivalent posts for promotion to the post of Junior Clerk (BS-11) "

CHIEF SECRETARY
KHYBER PAKHTUNKHWA

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1. All Administrative Secretaries to Government of Khyber Pakhtunkhwa, Civil Secretariat, Khyber Pakhtunkhwa Peshawar.
2. The Senior Member of Board of Revenue.
3. The Principal Secretary to Governor, Governor's Secretariat, Khyber Pakhtunkhwa.
4. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
5. The Secretary Provincial Assembly, Khyber Pakhtunkhwa.
6. The Secretary, Khyber Pakhtunkhwa Public Service Commission —
7. Deputy Director (IT), Establishment & Administration Department with the request to upload on the official website.
8. PS to Chief Secretary Khyber Pakhtunkhwa.
9. PS to Secretary Establishment Department.
10. PS to Special Secretary (Estt), Establishment Department.
11. PS to Special Secretary (Reg), Establishment Department.
12. PA to Addl. Secretary (Estt/Reg), Establishment Department.
13. PA to Addl. Secretary (HRD Wing) Establishment Department.
14. All the Deputy Secretaries in Establishment Department.
15. All Section Officers, Establishment Department, Khyber Pakhtunkhwa Peshawar.
16. The Manager Government Printing Press for publication in the Extra Ordinary Gazette with the request to provide 50 copies of Gazette.

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(HAZRAT JAMAL)
SECTION OFFICER (E-IV)



GOVERNMENT OF KHYBER PAKHTUNKHWA
SPORTS, TOURISM, CULTURE, ARCHAEOLOGY, MUSEUMS & YOUTH AFFAIRS
DEPARTMENT

NOTIFICATION

Peshawar, dated the 11th April, 2022

No. SO (Sports) 1-8/SR/2022/399-14 in pursuance of the provisions contained in sub-rule (2) of rule (3) of Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer) Rules, 1989 the Sports, Tourism, Culture, Archaeology, Museums & Youth Affairs Department in consultation with the Establishment Department and Finance Department, is hereby directs that in this Department's Notification No. SO (Sports) 1-8/2019/S.Rules, dated: 29th April, 2019, the following amendments shall be made, namely:

AMENDMENTS

In the Appendix, for Serial No. 21, the following shall be substituted, namely:

1	2	3	4	5
"21.	Junior Clerk (BPS-11)	(a) At least Second Division Intermediate Certificate or its equivalent qualification from a recognized Board; and (b) a speed of thirty (30) words per minute in typing and capable to work on Computer in MS Office.	18 to 30 years.	(a) Thirty three (33%) percent by promotion, on the basis of seniority-cum-fitness from amongst the holders of the posts of Naib Qasid, Chowkidar, Security Guard, Watchman, Mali, Ground-man, Cleaner, Conductor and other equivalent posts possessing the qualification as specified in Column No. 3 with at least two (2) years service as such; and (b) sixty seven (67%) percent by initial recruitment.

JMM
11/04/2022

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Note: A joint seniority list of Naib Qasids, Chowkidars, Security Guards, Watchmen, Malis, Ground-men, Cleaners, Conductors shall be maintained for the purpose of promotion with reference to the date of appointment or acquiring the qualification as specified in Column No 3, whichever is later.

Provided that-

- i. if two or more officials have acquired the F./F.Sc qualification in the same session, the inter-seniority in the lower post shall be maintained for the purpose of determining seniority the higher post; and
- ii. where a senior official does not possess the requisite qualification at the time of filling of a vacancy, the official next junior to him possessing the requisite qualification shall be promoted in preference to the senior official or officials:

Provided further that the condition of F./F.Sc or its equivalent qualification from a recognized Board, as laid down at clause (a) shall not apply till the expiration of the period specified in the second proviso of Column No. 5 against Serial No. 4 of the Establishment Department's amendment Notification No. SOE IV (E&AD)/1.35/2014, dated: 18.07.2019, the existing matriculate incumbents of the posts of Naib Qasid

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11/07/2019

- 21 -

				Chowkidar, Security Guard, Watchman, Mali, Groundman, Cleaner, Conductor for promotion to the posts of Junior Clerk (BPS-11)".
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Sd/
Secretary to Govt. of Khyber Pakhtunkhwa
Sports, Culture, Tourism, Youth Affairs,
Archaeology & Museums Department

Endst No. SO (Sports) 1-8/SR/2022/

Peshawar, dated the 11th April, 2022

Copy to the:-

1. All Administrative Secretaries to Government of Khyber Pakhtunkhwa.
2. Director General Sports, Khyber Pakhtunkhwa (with the request to pursue the case with Printing & Stationary Department for publication the same in the extraordinary issue of Khyber Pakhtunkhwa Govt. Gazette)
3. All Deputy Commissioners, Khyber Pakhtunkhwa.
4. Secretary, Public Service Commission, Khyber Pakhtunkhwa, Peshawar.
5. Registrar Peshawar High Court, Khyber Pakhtunkhwa.
6. Registrar Service Tribunal, Khyber Pakhtunkhwa, Peshawar.
7. Deputy Legislation Officer-III, Law Department, Peshawar (w/r to his letter No. DLO-III/Reg: 1(12)76/Vol-III/822-24.W.E dated 17-01-2022)
8. Manager, Government Printing Press, Peshawar for publication in the next issue of the Government Gazette, 50 copies of the Gazette Notification when published may be send to this department, please.
9. Section Officer (SR-I) Establishment & Administration Department, Govt. of Khyber Pakhtunkhwa.
10. Section Officer (SR-III), Finance Department, Govt. of Khyber Pakhtunkhwa.
11. Section Officer (Admn) Staff Training Institute, Establishment & Administration Department, Khyber Pakhtunkhwa.
12. All Section Officers, Sports and Youth Affairs Department, Khyber Pakhtunkhwa.
13. PS to Secretary Sports and Youth Affairs Department, Khyber Pakhtunkhwa.
14. PAs to AS-I&II, Sports and Youth Affairs Department, Khyber Pakhtunkhwa.
15. PAs to DS-I, II, III & IV, Sports and Youth Affairs Department, Khyber Pakhtunkhwa.

(Handwritten Signature)
(Khan Raziq)
Section Officer (Sports)

(Handwritten Signature)
19/04/2022

- 22 -

Chowkidar, Security Guard, Watchman, Mali, Groundman, Cleaner, Conductor for promotion to the posts of Junior Clerk (BPS-11)".

Sd/-
Secretary to Govt. of Khyber Pakhtunkhwa
Sports, Culture, Tourism, Youth Affairs,
Archaeology & Museums Department

Endst No. SO (Sports) 1-8/SR/2022/

Peshawar, dated the 11th April, 2022

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(Handwritten Signature)
(Khan Raziq)
Section Officer (Sports)

(Handwritten Signature)
14/02/2022