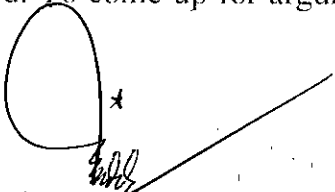



07.10.2022

Counsel for the appellant present. Mr. Kabir Ullah Khattak, Additional Advocate General for respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not prepared the brief. Adjourned. To come up for arguments on 07.11.2022 before D.B..


(Mian Muhammad)
Member (I)



(Kalim Arshad Khan)
Chairman


07.11.2022

Clerk to counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate for the respondents present.

Former requested for adjournment due to engagement of learned senior counsel for the appellant before Honourable Peshawar High Court today. Adjourned. To come up for arguments on 04.01.2023 before the D.B.


SCANNED
KPST
Peshawar


(Fareeha Paul)
Member (E)


(Rozina Rehman)
Member (J)

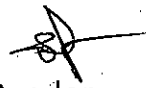
4-1-23

Due to rush of work, therefore
case is adjourned to 13-4-23


Reader

25.11.2021

Proper DB is not available, therefore, the case is adjourned to 3/3/22 for the same ^{as} before ~~D.B.~~


Reader

3-3-22

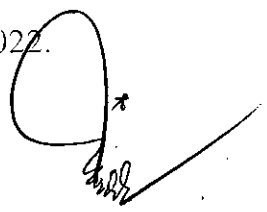
Due to Retirement of the Hon, ble Chairman the case is adjourned to come up for the same as before on 16-6-22

16.06.2022

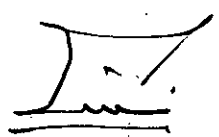
Counsel informed & Appellant

Nemo for the appellant. Mr. Asad Ullah Section Officer (Litigation) alongwith Mr. Kabirullah Khattak, Additional Advocate General for respondents present.

Respondents have already been submitted comments, which are available on file. Notice for prosecution of the appeal be issued to the appellant as well as his counsel and to come up for arguments before the D.B on 19.08.2022.



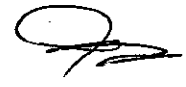
(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

19-8-22

Due to sickness vacation the case is adjourned to 7-10-22 for the same.



06.07.2021

Counsel for the appellant present. Preliminary arguments heard.

In particular nature of the prayer in appeal, the appellant is here to seek relief in relation to application of law i.e. the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018 in his favour like other similarly placed with him for extending the benefit of that law. Obviously, it is a rebuttable point whether the extension of said rules in light of appellant's prayer is doable in terms of merits of his case or not but it is the command of Constitution of Islamic Republic of Pakistan vide article 4 that it is the inalienable right of every citizen to be treated in accordance with law. Therefore, in such like cases, the question of limitation may not have much significance. The appeal is admitted to regular hearing, subject to all just and legal objections including limitation. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, the office shall submit the file with a report of non-compliance. File to come up for arguments on 25.11.2021 before the D.B.

SCANNED
KPST
Peshawar

Appellant Deposited
Security & Process Fee

18/7/21

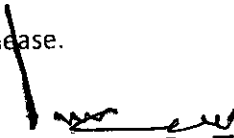


Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 5235 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	24/05/2021	<p>The appeal of Mr. Tahir Zada presented today by Mr. Amin-ur-Rehman Yousafzai Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	27/05/21	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>06/07/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

5235/21

Service Appeal No. ___/2021

Tahir Zada Appellant

....VERSUS....

Government of Khyber Pakhtunkhwa & another. Respondents

I N D E X

S.No.	Description of documents	Annex	Pages
1.	Grounds of Appeal		1-3
2.	Affidavit		4
3.	Addresses of the parties		5
4.	Copy of CNIC	A	6
5.	Copy of CV	B	7
6.	Copy of advertisement No. 5/2014, dated: 15.09.2014	C	8-11
7.	Copy of appointment Notification dated: 17.03.2016 alongwith recommendation letter dated: 14.10.2015 of KP Public Service Commission	D	12-14
8.	Copy of Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018 alongwith schedule	E	15-28
9.	Copy of representation/appeal dated: 09.05.2018 alongwith covering letters dated: 31.05.2018 & 04.07.2018	F	29-31
10.	Copy of appeal/ representation dated: 28.02.2019 alongwith covering letters dated: 13.03.2019, 30.07.2019 & 29.08.2019	G	32-35
11.	Copy of appeal/representation dated: 20.07.2020, received vide diary No.3982	H	36
12.	Copy of appeal/ representation dated: 25.01.2021	I	37
13.	Copy of order/ decision dated: 10.03.2021 of Respondent No.2	J	38-39
14.	Copy of appendix	K	40-43
15.	Wakalatnama		44


Appellant

Through

Amin ur Rehman Yusufzai


Sajjad Mehsud


Khalid Khan Mohmand


&


Muhammad Kareem Afridi

Advocates, Peshawar
3-A, Park Avenue, Bhattani Plaza,
University Town, Peshawar

Cell No.0321-9022964, 0333-9981464 & 0342-9101124

Dated: 21.05.2021


MISS UZMA BIBI
Advocate Peshawar

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No.____/2021

Tahir Zada S/O Haji Gulzada
Village Mohallah Muhammad Ali Khan Ward No.7,
Takht Bhai, Tehsil & District Mardan.
Presently posted as Planning & Monitory Officer
Wildlife Department Khyber Pakhtunkhwa at Peshawar. **Appellant**

....VERSUS....

1. Government of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa, Planning & Development Department, Civil Secretariat, Peshawar. **Respondents**

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL ACT, 1974, READ WITH ALL ENABLING PROVISIONS OF LAW, GOVERNING THE SUBJECT, AGAINST:

ORDER/DECISION, DATED: 10.03.2021 OF RESPONDENT NO.2, COMMUNICATED TO APPELLANT ON 26.04.2021, VIDE WHICH DEPARTMENTAL APPEAL DATED: 25.01.2021 OF THE APPELLANT, FOR INCLUSION OF HIS NAME IN PPS CADRE, BY WAY OF MODIFICATION/RECTIFICATION OF SCHEDULE-1 OF THE KHYBER PAKHTUNKHWA PROVINCIAL PLANNING SERVICE RULES, 2018, TO THE EXTENT OF POST OF PLANNING OFFICER (BPS-17), MENTIONED IN COLUMN NO.5, AT SERIAL NO.16, WHEREIN SINGLE POST, INSTEAD OF TWO POSTS OF PLANNING OFFICER (BPS-17), HAS BEEN MENTIONED.

PRAYER-IN-APPEAL:

On acceptance of instant appeal, impugned order/decision dated: 10.03.2021 of Respondent No.2 may be set aside and name of appellant may be ordered to be included in PPS Cadre, by way of modification/rectification/re-visiting Schedule-1 of the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018, to the extent of Column No.5, at Serial No.16, wherein two posts were required to be mentioned, instead of one post of Planning Officer (BPS-17), so as to avoid discriminatory treatment and to secure the ends of justice.

=====

Respectfully Sheweth:

1. That appellant is law abiding peaceful citizen of Pakistan and permanent resident of the province of Khyber Pakhtunkhwa. Moreover, he is MBA (Finance) from Institute of Management Sciences (IMS) University of Peshawar, in the year 2011-2013, with CGPA 3.60/4.00 and winner of IMS Sciences Merit Scholarship, **(Copies of CNIC & CV are attached as Annexures "A" "B" respectively).**
2. That Respondent Department invited applications through advertisement No.5/2014, dated: 15.09.2014, for numerous posts of different categories, including a post of Planning & Monitoring Officer (BPS-17) in the office of Chief Administrator Wildlife. **(Copy of advertisement No. 5/2014, dated: 15.09.2014 is attached as Annexure "C").**

3. That appellant, being qualified, applied for the aforementioned post of Planning & Monitoring Officer (BPS-17) and gone successfully through the entire process of selection and was recommended by the KP Public Service Commission to the Government of Khyber Pakhtunkhwa for appointment, vide letter No.123528, dated: 14.10.2015 and the Competent Authority was pleased to appoint appellant as Planning & Monitoring Officer (BPS-17), vide Notification dated: 17.03.2016.
(Copy of appointment Notification dated: 17.03.2016 alongwith recommendation letter dated: 14.10.2015 of KP Public Service Commission is attached as Annexure "D").
4. That Government of Khyber Pakhtunkhwa/ Respondent No.1, in exercise of powers conferred by section 26 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (KP Act No. XVIII of 1973), made the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018, vide Notification dated: 22.02.2018. Moreover Schedule-I, issued under Rule-3 of the rules ibid, was consisting the posts specified therein, although posts of other similarly placed employees were included therein, however, appellant was unilaterally excluded.
(Copy of Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018 alongwith schedule is attached as Annexure "E").
5. That appellant approached the Competent Authority through numerous departmental appeals/representations for inclusion of his name in the aforementioned PPS Cadre, evident from representation/appeal dated: 09.05.2018 alongwith covering letters dated: 31.05.2018 & 04.07.2018, appeal/representation dated: 28.02.2019 alongwith covering letters dated: 13.03.2019, 30.07.2019 & 29.08.2019, appeal/representation dated: 20.07.2020, received vide diary No.3982 and appeal/representation dated: 25.01.2021, which was finally considered at appropriate level but rejected by Respondent No.2, vide order/decision dated: 10.03.2021, unofficially communicated to appellant, on 26.04.2021.
(Copies of representation/appeal dated: 09.05.2018 alongwith covering letters dated: 31.05.2018 & 04.07.2018, appeal/representation dated: 28.02.2019 alongwith covering letters dated: 13.03.2019, 30.07.2019 & 29.08.2019, appeal/representation dated: 20.07.2020, received vide diary No.3982 and appeal/representation dated: 25.01.2021 & order/decision dated: 10.03.2021 of Respondent No.2, are attached as Annexures "F", "G", "H", "I" & "J" respectively).
6. That appellant, being aggrieved of non inclusion of his name in the PPS Cadre and subsequent dismissal of his departmental appeal by Respondent No.2, vide order/decision dated: 10.03.2021, approaches this Hon'ble Tribunal, inter-alia, on the following grounds:

GROUND S:

- A. That impugned decision/order dated: 10.03.2021 of Respondent No.2 is against the law, facts and peculiar circumstances of the case of appellant, hence carry no legal weight.
- B. That appellant has legal vested right to be included in the PPS Cadre within the meaning of Rule-3 of the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018, however he has been denied his such right under the garb of Schedule-I annexed with the rules ibid, which has caused grave miscarriage of justice.
- C. That similarly placed other employees of attached formation have been included in the PPS Cadre, evident from Serial No.1 & Serial No.18 of Schedule-I of the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018, needless to add that appendix, issued in pursuance of Schedule-1 ibid, by the Competent Authority, consisting of PPS members of service, is clearer than crystal that similarly placed employees available at Serial Nos.33 to 81 and 123 have been

included in PPS Cadre who also are employees of attached formation just like appellant, therefore, it can safely be concluded that appellant has been discrimination within the meaning of Article 25 of The Constitution of Islamic Republic of Pakistan, 1973.

(Copy of appendix is attached as Annexure "K")

- D. That appellant has neither been treated in accordance with law nor he has been extended equal protection of law, enshrined in Articles 4 & 10-A of the Constitution of Islamic Republic of Pakistan, 1973, hence indulgence of this Hon'ble Tribunal is imminent in order to ensure fair play and justice.
- E. That any other ground, with the permission of this Hon'ble Tribunal, will be taken at the time of arguments.

It is, therefore, most humbly prayed that on acceptance of instant appeal, impugned order/decision dated: 10.03.2021 of Respondent No.2 may be set aside and name of appellant may be ordered to be included in PPS Cadre, by way of modification/rectification/re-visiting Schedule-1 of the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018, to the extent of Column No.5, at Serial No.16, wherein two posts were required to be mentioned, instead of one post of Planning Officer (BPS-17), so as to avoid discriminatory treatment and to secure the ends of justice.

Any other relief, not specifically prayed for and deemed appropriate by this Hon'ble Tribunal in circumstances of the case, may also be granted.

[Signature]
Appellant
Through

[Signature]
Amin ur Rehman Yusufzai

[Signature]
Sajjad Mehsud

[Signature]
Khalid Khan Mohmand

&

[Signature]
Muhammad Kareem Afridi
Advocates, Peshawar
3-A, Park Avenue, Bhattani Plaza,
University Town, Peshawar

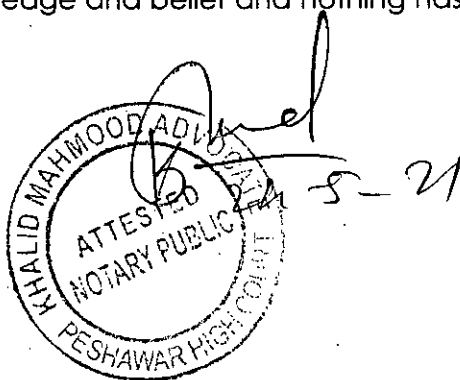
Cell No.0321-9022964, 0333-9981464 & 0342-9101124

Dated: 21.05.2021

VERIFICATION:

Verified on oath that the content of the instant Service Appeal are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Tribunal.

[Signature]
Miss Uzma Bt Bt
Advocate



[Signature]
Deponent

4

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No.____/2021

Tahir Zada **Appellant**

....**VERSUS**....

Government of Khyber Pakhtunkhwa & another.....**Respondents**

AFFIDAVIT

I, **Tahir Zada** S/O Haji Gulzada Village Mohallah Muhammad Ali Khan Ward No.7, Takht Bhai, Tehsil & District Mardan, do hereby solemnly affirm declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief, and that nothing has been kept concealed from this Hon'ble Tribunal.

Identified By:

Tahir
DEPONENT
CNIC #: 16102-0249352-9

Cell.No: 0348-9404445

Amin ur Rehman Yusufzai
Advocate, Peshawar

[Handwritten signature]

[Handwritten signature]
ATTESTED
NOTARY PUBLIC
PESHAWAR HIGH COURT
24-5-21

5

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Service Appeal No. ____/2021

Tahir Zada **Appellant**

..... **VERSUS**

Government of Khyber Pakhtunkhwa & another **Respondents**

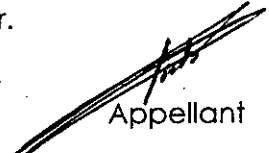
ADDRESSES OF THE PARTIES

APPELLANT:

Tahir Zada S/O Haji Gulzada
Village Mohallah Muhammad Ali Khan Ward No.7, Takht Bhai, Tehsil & District Mardan.
Presently posted as Planning & Monitory Officer Wildlife Department Khyber
Pakhtunkhwa at Peshawar.

RESPONDENTS:

1. Government of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa, Planning & Development Department, Civil Secretariat, Peshawar.



Appellant
Through

Amin ur Rehman Yusufzai


Sajjad Mehsud

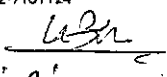

Khalid Khan Mohmand

&


Muhammad Kareem Afridi
Advocates, Peshawar
3-A, Park Avenue, Bheftani Plaza,
University Town, Peshawar

Dated: 21.05.2021

Cell No.0321-9022964, 0333-9981464 & 0342-9101124


MISS Uzma Bibi
Advocate Peshawar

Annex "A" (6)

PAKISTAN National Identity Card
ISLAMIC REPUBLIC OF PAKISTAN

Name: Tahir Zada
Father Name: Gul Zada
Gender: M | Country of State: Pakistan
Identity Number: 16102-0249352-9 | Date of Birth: 15.03.1988
Date of Issue: 22.08.2018 | Date of Expiry: 22.08.2028

Holder's Signature

16102-0249352-9

گمشدہ کارڈ ملنے پر قریبی پولیس سٹیشن میں ڈال دیں

505521087614

Attested
[Signature]

Contact

Ward no 7 Takht Bhai District Mardan,
Khyber Pakhtunkhwa, Pakistan.
D.O.B: 15/03/1988
CNIC: 16102-0249352-9

Amir "B"

+92-348-9404445

@ tahirzada88@gmail.com

**TAHIR ZADA S/O GUL ZADA****Objective**

To work with an organization that values hard work and dedication. I want a career oriented start right from the beginning. I want to utilize and exploit my potential and abilities in a competitive environment.

Education

2011-2013 MBA (1.5); majoring in finance

Institute Of Management Sciences Peshawar, Pakistan

Honor: CGPA: 3.60/4.00, Awarded IM/Sciences Merit Scholarships

2006-2010 B.B.A (Hons); majoring in finance

Institute Of Management Sciences Peshawar, Pakistan

Honor: CGPA: 3.80/4.00, Awarded USAID & IM/Sciences Merit Scholarships

2004-2006 High School

Govt. Post Graduate College, Mardan, Khyber Pakhtunkhwa, Pakistan

Honor: 842/1100 - 'A' Grade. Stood among top 20 students.

2003-2004 School

Islamia Public School, Mardan, Khyber Pakhtunkhwa, Pakistan

Honor: 641/850 - 'A' Grade. Stood 2nd in Class.

Skills**Computer Operations:**

Excellent command of MS Office Applications i.e. Ms Word, Ms Excel, Ms PowerPoint, I had working knowledge of SPSS and Smart PLS

Presentation Skills

Excellent presentation skills and verbal abilities.

Experience

Currently working as Planning and Monitoring Officer, Wildlife Department Khyber Pakhtunkhwa in Peshawar Wildlife Head-office since April, 2016. Previously, appointed on the posts of Agency Population Officer and Agency Zakat Officer in the Social Sectors Department (Ex-FATA Secretariat).

Interests

- Reading news columns, editorials.
- Watching dramas, movies and sports.

References

Chief Conservator Wildlife

Khyber Pakhtunkhwa Wildlife Department.

Email: chief.conservator@gmail.com Phone: 091-9211479.

Mohammad Iqbal

Deputy Director Planning Forestry Environment and Wildlife Department.

Email: pcfewdkp@gmail.com Phone: 091-9211477.

Attested

Annex "C"

8

**KHYBER PAKHTUNKHWA PUBLIC SERVICE
COMMISSION**

2- Fort Road Peshawar Cantt:

Website: www.kppsc.gov.pk

Tele: Nos. 091-9214131, 9213563, 9213750, 9212897

Dated: 15.09.2014


ADVERTISEMENT No. 05 / 2014.

Applications, on prescribed form, are invited for the following posts from Pakistani citizens having domicile of Khyber Pakhtunkhwa / F.A.T.A by **14.10.2014** (candidates applying from abroad by **28.10.2014**). Incomplete applications and applications without supporting documents required to prove the claim of the candidates shall be rejected.

AGRICULTURE LIVESTOCK & COOPERATIVE DEPTT:	
1.	<p>TWO (02) POSTS OF RESEARCH OFFICER (FODDER & FORAGES) IN AGRICULTURE LIVESTOCK & FISHERIES DEPARTMENT.</p> <p>QUALIFICATION: M.Sc. Agriculture preferably in Agronomy or equivalent qualification from a recognized University.</p> <p>AGE LIMIT: 25 to 32 years. PAY SCALE: BPS-17 ELIGIBILITY: Both sexes. ALLOCATION: One each to Zone-3 & Zone-4.</p>
2.	<p>ONE (01) POST OF AGRICULTURE OFFICER IN AGRICULTURE LIVESTOCK & FISHERIES DEPARTMENT.</p> <p>QUALIFICATION: M.Sc. Agriculture preferably in Agronomy or equivalent qualification from a recognized University.</p> <p>AGE LIMIT: 25 to 32 years. PAY SCALE: BPS-17 ELIGIBILITY: Both sexes. ALLOCATION: Merit.</p>
3.	<p>FOUR (04) POSTS OF COMPUTER OPERATOR IN LIVESTOCK & COOPERATIVE (FISHERIES) DEPARTMENT.</p> <p>QUALIFICATION: Second Class Graduation with one year Diploma in IT from Board of Technical Education or its Equivalent.</p> <p>AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-12 ELIGIBILITY: Both sexes. ALLOCATION: One each to Zone-1, Zone-2, Zone-3 and Zone-4.</p>
4.	<p>FOUR (04) POSTS OF FISHERIES SUPERVISOR IN LIVESTOCK & COOPERATIVE (FISHERIES) DEPARTMENT.</p> <p>QUALIFICATION: F.Sc Pre Medical in 2nd Division from a recognized Board.</p> <p>AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-11 ELIGIBILITY: Both sexes. ALLOCATION: One each to Zone-1, Zone-2, Zone-3 and Zone-4.</p> <p style="text-align: right;"><i>Attested</i></p>

8

ENVIRONMENT DEPARTMENT

5.	<p>ONE (01) POST OF ASSISTANT DIRECTOR/ENVIRONMENTAL PROTECTION OFFICER IN ENVIRONMENT PROTECTION AGENCY (E.P.A).</p> <p>QUALIFICATION: Bachelor's Degree in Mechanical / Agricultural / Civil / Chemical Technology from a recognized University OR Master/s Degree from a recognized University in Environmental Planning & Management/Environmental Engineering / Forestry / Fisheries / Wildlife / Range Science / Watershed Management / Ecology / Agriculture / Chemistry / Bio-Chemistry / Physical Chemistry / Physics / Botany / Zoology / Analytical Chemistry / Geology / Hydrology / Economics / City & Regional Planning.</p> <p>AGE LIMIT: 21 to 35 years. PAY SCALE: BPS-17 ELIGIBILITY: Both sexes. ALLOCATION: Merit.</p>
6.	<p>ONE (01) POST OF PLANNING AND MONITORING OFFICER IN THE OFFICE OF CHIEF CONSERVATOR OF WILDLIFE</p> <p>QUALIFICATION: 2nd Class Master Degree in Forestry, Agriculture, Computer Science, Business / Public Administration, Economics.</p> <p>AGE LIMIT: 21 to 32 years. PAY SCALE: BPS-17 ELIGIBILITY: Both sexes. ALLOCATION: Merit</p>
7.	<p>ONE (01) POST OF VETERINARY OFFICER / SURGEON IN THE OFFICE OF CHIEF CONSERVATOR OF WILDLIFE</p> <p>QUALIFICATION: (a) At least Second Division Doctor of Veterinary Medicine (DVM) or equivalent qualification in Veterinary Sciences, from a recognized University or Institute; and (b) Registered with Pakistan Veterinary Medicine Council.</p> <p>AGE LIMIT: 18 to 28 years. PAY SCALE: BPS-17 ELIGIBILITY: Both sexes. ALLOCATION: Merit</p>
8.	<p>ONE (01) POST OF STATISTICAL INVESTIGATOR IN THE OFFICE OF CHIEF CONSERVATOR OF FOREST</p> <p>QUALIFICATION: Master's Degree in statistics, Mathematics or Economics from a recognized University.</p> <p>AGE LIMIT: 21 to 28 years. PAY SCALE: BPS-16 ELIGIBILITY: Both sexes. ALLOCATION: Merit</p>
9.	<p>ONE (01) POST OF OFFICE ASSISTANT IN THE OFFICE OF CHIEF CONSERVATOR OF WILDLIFE</p> <p>QUALIFICATION: Graduate from a recognized University.</p> <p>AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-14 ELIGIBILITY: Both sexes. ALLOCATION: Zone-3</p> <p style="text-align: right;"><i>Attested</i> </p>

GENERAL CONDITIONS

- (i) Age shall be reckoned on 14.10.2014. Maximum age limit as prescribed in the recruitment rules shall be relaxed upto 10 years for Disabled persons and Govt Servants who have completed 2 years continuous service and upto 3 years for candidates belonging to backward areas specified in the appendix attached to the Khyber Pakhtunkhwa Initial Appointment to Civil Posts (Relaxation of Upper Age Limit) Rules, 2008. However, a candidate shall be allowed relaxation in age in one of the above categories provided that the candidates from backward areas, in addition to automatic relaxation of three years shall be entitled to one of the relaxations available to Govt. Servants, general or disabled candidates, whichever is relevant and applicable to them. Employees or ex-employees of development projects of the Government of Khyber Pakhtunkhwa and employees or ex-employees of development projects of the Federal Government under the administrative control of the Government of Khyber Pakhtunkhwa shall also be entitled to age relation equal to the period served in the projects, subject to a maximum limit of ten years provided that this age relaxation shall not be available in conjunction with any other provisions of the age relaxation rules.
- (ii) Only the qualification possessed on the closing date of the advertisement fixed for the incountry candidates shall be taken into consideration.
- (iii) Degrees / Diploma / Experience Certificates / Testimonials of unrecognized Institution are not accepted. Only original Degrees / Certificates are accepted, however, the candidates can apply on provisional certificate signed by the Controller of Examination of the respective institution. The candidates shall produce original degrees / certificates before their selection. Detail Marks Certificates for all the examinations shall necessarily be required and these should be attached with the application forms.
- (iv) Candidates applying against disabled posts must attach with their application forms a disability certificate from the Provincial Council for Rehabilitation of Disabled Persons as well as disability certificate from the respective Medical Superintendent/ Medical Board showing therein the specific disability.
- (v) Govt. / Semi Govt. / Autonomous / Semi Autonomous Bodies employees may apply direct but their Departmental Permission Certificates should reach within 30 days of the closing date.
- (vi) Applications should be on the prescribed application form obtainable from the listed below branches of the NATIONAL BANK OF PAKISTAN. Application Fee is Rs.285/- (Rupees Two Hundred Eighty Five only) for all the candidates. In addition to the application fee, the candidates will have to pay Rs.15/- (rupees fifteen only) on account of Bank Charges. Separate application form will be required for each advertised category of posts. Application forms obtained other than the specified branches of the National Bank will be considered invalid and such applications will not be entertained. The applications on plain paper or Photostat shall not be accepted. Incomplete and late applications shall not be accepted which shall be rejected. Candidates can also apply online through the Commission's website (www.kpppsc.gov.pk). However the application fee needs to be deposited in State Banks of Pakistan or a National Bank of Pakistan Branch under head of account No. C02101- Organs of State-Examination Fee of KP PSC through Challan on or before the closing date. The same alongwith attested copies of all the documents need to be submitted to the Commission within 10 days.
- (vii) Applications must be submitted within time as no extra time is allowed for postal transit. The applications if submitted on the last date for receipt of applications must reach the Commission's office by the closing hours.
- (viii) Applicants married to Foreigners are considered only on production of the Govt. Relaxation Orders.
- (ix) No applicant shall be considered in absentia on paper qualifications unless, he/she possesses exceptionally higher qualifications than the minimum prescribed qualification for a particular post(s).
- (x) Govt. reserves the right not to fill any or fill more or less than the advertised post(s).
- (xi) Candidates who have already availed three chances by physical appearance before the Commission and have failed for the post(s) having one and the same qualifications and scale of pay shall be ineligible.

M. H. Q. A. S. T. A. D.

- (xii) Experience wherever prescribed shall be counted after the minimum qualifications for the post(s), if not specifically provided otherwise against the advertised post(s).
- (xiii) The candidates applying for posts requiring experience are advised to fill in the requisite proforma and provide the experience certificate available on the Commission's website and submit it alongwith the application form. The application form without this proforma and certificate shall not be accepted/ processed.
- (xiv) In case the number of applications of candidates is disproportionately higher than the number of posts, short listing will be made in anyone of the following manner: -
- Written Test in the Subject.
 - General Knowledge or Psychological General Ability Test.
 - Academic and/or Professional record as the Commission may decide.

SPECIFIED BRANCHES OF THE NATIONAL BANK OF PAKISTAN.

- (1) Main Branches of:
Parachinar, Mardan, Swabi, Malakand, Shangla, Chitral, Timargara, Daggar, D.I.Khan, Bannu, Karak, Kohat, Hangu, Lakki Marwat, Abbottabad, Haripur, and Mansehra
- (2) Saddar Road Branch, Tehkal Payan Branch, G.T Road (Nishtar Abad) Branch and University Campus Branch Peshawar.
- (3) Tehsil Bazar Branch Charsadda, Nowshera Cantt: Branch, Bank Square Branch Mingora and City Branch Tank

Note: -The candidate who apply for the post(s) are advised to make sure that they are eligible for the post in all respects because eligibility of the candidate will be determined strictly according to the rules after conduct of all essential tests.

(HAYAT HUSSAIN)
Accounts Officer
(for Secretary)
Khyber Pakhtunkhwa
Public Service Commission
Peshawar

Attested
[Signature]

Annexure "D"

12



GOVERNMENT OF KHYBER PAKHTUNKHWA
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT

Dated Pesh: 17th March, 2016

NOTIFICATION

No SO(Estt)FF&WD/II-6/PSC/2k14: The Competent Authority, on the recommendation of Khyber Pakhtunkhwa Public Service Commission, has been pleased to appoint Mr. Tahir Zada S/O Haji Gul Zada R/O Mohallah Muhammad Ali Khan, Ward No.7, Takht Bhai, District Mardan as Planning & Monitoring Officer BS-17 (Rs.16000-1200-40000), in Wildlife Department, Khyber Pakhtunkhwa, subject to the Terms and Conditions mentioned hereunder:-

TERMS AND CONTIONS

- a. He will get pay at the minimum of BPS-17 including usual allowances as admissible under the rules. He will also be entitled to annual increment as per existing policy;
- b. He shall be governed by the Khyber Pakhtunkhwa Civil Servants Act, 1973, and other laws applicable to the Civil Servants and the rules made there-under;
- c. He shall be on probation initially for a period of one year extendable for further one year;
- d. In case of resign at any time, fourteen days notice shall be necessary or in lieu thereof fourteen days pay shall be forfeited;
- e. He shall produce a medical certificate of fitness from Medical Superintendent, Civil Hospital Peshawar and character certificate from any gazetted officer;
- f. His retention in service shall be subject to verification of his domicile testimonials and antecedents etc. from the concerned authorities/offices;
- g. His appointment shall be liable to be terminated at any time without assigning any reasons before the expiry of the period of probation/extended period of probation, if his performance during this period is not found satisfactory;
- h. He will join duty at his own expenses as no TA/DA shall be admissible there-for;
- i. His inter-se-seniority shall be determined as per relevant rules and in the light of the Merit Order drawn by the Khyber Pakhtunkhwa Public Service Commission.

2. If the above Terms and Conditions are acceptable to him, he should submit arrival report to the Chief Conservator Wildlife, Khyber Pakhtunkhwa for duty, within 30-days of issuance of this Notification, under intimation to this department.

Attested

SECRETARY TO GOVT: OF KHYBER AKHTUNKHWA
FORESTRY, ENVIRONMENT & WILDLIFE
DEPARTMENT.

- P.T.O.

13

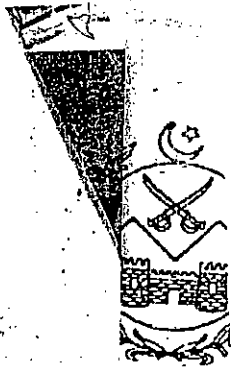
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Endst: No. SO (Estt) FE & WD / II - 6 / PSC / 2k14 /

Dated Pesh: the 17th March, 2016.



Copy is forwarded to:-

1. PS to Secretary Forestry, Environment & Wildlife Department.
2. Chief Conservator Wildlife, Khyber Pakhtunkhwa.
3. Director Recruitment, Khyber Pakhtunkhwa Public Service Commission w/r to his letter No. 995049 dated 07/08/2015.
4. Director Budget & Accounts Cell, Forestry, Environment & Wildlife Department.
5. Mr. Shah Zada S/O Haji Gul Zada R/O Mohallah Muhammad Ali Khan, Ward No. 7, Bhal District Mardan.
6. Personal file of the officer.
7. Master file.
8. Office order file.

S. U.
(SYED KAZIM HUSSAIN SHAH)
SECTION OFFICER (ESTT)

Attested

Subject:

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CONFIDENTIAL

Phone : 091-9213551
Fax : 091-9211795
Website : www.kppsc.gov.pk

**KHYBER PAKHTUNKHWA
PUBLIC SERVICE COMMISSION
2-Fort Road, Peshawar Cantt.**



No. 123528
Dated: 14-10-2015

To.

The Secretary to Govt. of Khyber Pakhtunkhwa,
Environment Department, Peshawar.

Subject: - **RECRUITMENT TO ONE (01) POST OF PLANNING & MONITORING OFFICE (BPS-17) IN THE OFFICE OF CHIEF CONSERVATOR WILDLIFE ADVT: 5/2014 S.NO.06.**

Dear Sir,

I am directed to refer to your letter No. SO(Estt)Env/II-6/2k9/1740A dated 07.04.2014 on the subject noted above and to state that the Commission recommends **Mr. Tahir Zada S/O Haji Gul Zada of Mohmand Agency** to the Government for appointment against the subject cited post reserved for merit being 1st vacancy of 1st block.

2. Recommendation in favour of the recommendee is provisional subject to his medical fitness and verification of all documents / testimonials by the Department.

03. Original application (*with enclosures*) of the above recommendee is enclosed herewith for your record.

04. Kindly acknowledge receipt the same.

Yours faithfully.

Encl: *As above*

(GHULAM DASTAGIR AHMAD)
Director Recruitment

Attested

Tr 0/4

EXTRAORDINARY
GOVERNMENT



REGISTERED NO. PIII

GAZETTE

15

KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, THURSDAY, 22nd FEBRUARY, 2018

GOVERNMENT OF THE KHYBER PAKHTUNKHWA
PLANNING AND DEVELOPMENT DEPARTMENT

NOTIFICATION

Peshawar, Dated: 22nd February, 2018

NO. SO(E)P&D/6-1/SR/PPS/2018 .- In exercise of the powers conferred by section 26 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973), the Government of the Khyber Pakhtunkhwa is pleased to make the following rules, namely:

THE KHYBER PAKHTUNKHWA PROVINCIAL PLANNING SERVICE RULES, 2018.

1. **Short title application and commencement.**— (1) These rules may be called the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018.

(2) These rules shall apply to the recruitment and promotion to the posts in Provincial Planning Service.

(3) These rules shall come into force at once.

2. **Definitions.**— In these rules, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say—

- (a) "appointing authority" means the appointing authority as specified in rule 6 of these rules;
- (b) "Commission" means the Khyber Pakhtunkhwa Public Service Commission;
- (c) "Government" means the Government of the Khyber Pakhtunkhwa Province;
- (d) "Department" means the Planning and Development Department;
- (e) "Departmental Examination" means the prescribed examination to be conducted by the Department for confirmation within probationary period or for promotion to higher post, as the case may be;

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- (f) "Departmental Training" means any training prescribed by Government, the successful completion whereof is necessary for promotion to BS-19 and 20 or any change in the training required from time to time;
- (g) "Schedule" means the Schedule appended to these rules;
- (h) "Service" means the Provincial Planning Service; and
- (i) "Secretariat" means the Civil Secretariat as defined in clause (r) of rule 2 of the Khyber Pakhtunkhwa Government Rules of Business, 1985.

3. **Constitution of the Service.**— The Service shall consist of the posts as specified in Schedule-I and such other posts as may be added to it from time to time.

4. **Method of recruitment.**— (1) The method of recruitment, minimum qualification, age limit and other matters related thereto for the Service shall be such as specified in Schedule-II.

(2) **Initial recruitment** to the Service shall be made through an examination conducted by the Commission.

(3) The standard and syllabus of examination for the Service shall be such as specified in Schedule-III.

5. **Training.**— On appointment to the post borne in the Service in BPS-17 via initial recruitment, every officer so appointed shall successfully complete six months mandatory training at any academy or institute decided by Government as per Module specified in Schedule-IV. The training shall be followed by a Departmental Examination as specified in Schedule-V, to be conducted by the Academy or institute, as the case may be.

6. **Appointing Authority.**— The Chief Secretary, Khyber Pakhtunkhwa shall be the appointing authority for posts borne on the Service in BPS-17.

7. **Savings.**— In all other matters not expressly provided for in these rules, the members of the Service shall be governed by the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and any other rules pertaining to the terms and conditions of service made or deemed to have been made under the Khyber Pakhtunkhwa Civil Servants Act, 1973.

8. **Transitional.**— The seniority position of various officers appointed in planning cadres of various Departments and brought on the strength of the Service on coming into force of these rules shall be considered from the date of their regular appointment to posts in their present Basic Scales of pay:

Provided that where two or more civil servants have been appointed to their present Basic Scale on the same day, the older in age shall be considered senior.

9. Repeal and saving.— (1) On coming into force of these rules, the service rules of the concerned line Departments shall stand repealed to the extent of the posts as given in Schedule-I.

(2) Any person appointed to a post specified in Schedule-I before the commencement of these rules shall, on commencement of these rules, be deemed for all intents and purposes to have been validly appointed under these rules on the authority of the Planning and Development Department as assigned to it under the Khyber Pakhtunkhwa Government Rules of Business, 1985, and his/her affairs shall henceforth be administered by the Planning and Development Department in accordance with these rules and any other rules for the time being in force and made applicable to him/her in accordance with the Khyber Pakhtunkhwa Government Rules of Business, 1985.

SCHEDULE-1
(see rule 3)

S. No	Department		Name of Posts	Basic Scale	No. of Posts	Total No.
	1		2	3	4	5
1	Planning and Development Department	Main P&D	Senior Chief	20	4	51
			Chief of Section	19	9	
			Director (M&E)	19	1	
			Assistant Chief	18	10	
			Research Officer	17	13	
		PPI Cell	Director	19	1	
			Assistant Chief	18	1	
			Research Officer	17	6	
		DG PERRA	Director Planning & Tech.	19	1	
			Program Manager	18	4	
		Assistant Director	17	1		
2	Elementary and Secondary Education Department	Chief Planning Officer	19	1	10	
		Senior Planning Officer	18	3		
		Planning Officer	17	5		
		Statistical Officer	17	1		
3	Higher Education, Archives and Libraries Department	Chief Planning Officer	19	1	06	
		Deputy Chief Planning Officer	18	1		
		Senior Planning Officer	18	1		
		Planning Officer	17	2		
		Statistical Officer	17	1		
4	Health Department	Chief Planning Officer	20	1	09	
		Deputy Chief Planning Officer	19	1		
		Senior Planning Officer	18	2		
		Planning Officer	17	5		
5	Industries, Commerce and Technical Education Department	Economic Advisor	19	1	04	
		Assistant economic Advisor	18	1		
		Research Officer	17	2		
6	Zakat, Ushr, Social Welfare, Special Education and Women Empowerment Department.	Senior Planning Officer	18	1	03	
		Planning Officer	17	1		
		Monitoring Officer	17	1		

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S. No	Department	Name of Posts	Basic Scale	No. of Posts	Total No.
	1	2	3	4	5
7	Sports Tourism, Archaeology, Museum and Youth Affairs Department.	Planning Officer	17	1	01
8	Information and Public Relations Department	Planning Officer	17	1	01
9	Transport Department	Senior Planning Officer	18	1	02
		Planning Officer	17	1	
10	Excise and Taxation Department	Taxation Analyst cum SPO	18	1	03
		Economist	18	1	
		Research Officer	17	1	
11	Agriculture and Livestock Department	Chief Planning Office	19	1	06
		Deputy Director Planning	18	1	
		Deputy Director Monitoring	18	1	
		Planning Officer	17	1	
		Assistant Statistical Officer	17	1	
		Assistant Director Planning	17	1	
12	Public Health Engineering Department.	Planning Officer	17	1	01
13	Local Government, Elections and Rural Development Department	Planning Officer	18	1	01
14	Mineral Development Department	Chief Planning Officer	19	1	07
		Sr. Planning Officer	18	2	
		Planning Officer	17	4	
15	Science and Technology and Information Technology Department	Sr. Planning Officer	18	1	04
		Planning Officer	17	3	
16	Environment, Wildlife and Forestry Department	Deputy Director Planning	18	1	02
		Planning Officer	17	1	
17	Labour Department	Research Officer	17	1	01
18	Rescue 1122	Director Planning	19	1	04
		Deputy Director Planning	18	1	
		AD Planning	17	2	
19	District Positions	Planning/Technical Officers	17	25	25
	BPS-20		5		
	BPS-19		19		
	BPS-18		35		
	BPS-17		57 + 25 = 82		
	Grand Total		141		

SCHEDULE-II

(see rule 4(1))

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S.No	Nomenclature of Posts	Minimum qualification	Age Limit	Method of Recruitment
I	II	III	IV	V
1	Provincial Planning Service (PPS) (BPS-20) as per detail at Schedule-I	---	---	By promotion on the basis of seniority-cum-fitness, from amongst PPS officers holding posts in BS-19 and having at least five (05) years service in BPS-19 or seventeen (17) years service against posts in BS-17 and above and have undergone Senior Management Course (SMC) or any other training course prescribed by Government.
2	Provincial Planning Service (PPS) (BPS-19) as per detail at Schedule-I	---	---	<p>i. Eighty five percent (85%) by promotion on the basis of seniority-cum-fitness, from amongst PPS officers holding posts in BS-18 and having at least seven (07) years service in BPS-18 or twelve (12) years service against posts in BS-17 and above and have undergone Mid Career Management Course (MCMC);</p> <p>ii. ten percent (10%) by transfer from amongst Officers of PAS/APUG/PMS/PCS; and</p> <p>iii. five percent (05%) by appointment through horizontal transfer from officers of Government owned autonomous organizations with at least twelve (12) years regular service in BPS-17 and above having qualification prescribed for initial recruitment of officers of Provincial Planning Service (PPS) (BPS-17).</p>

1

3	Provincial Planning Service (PPS) (BPS-18) as per detail at Schedule-I			<p>i. Ninety percent (90%) by promotion on the basis of seniority-cum-fitness from amongst the officers of Provincial Planning Service (PPS) in BS-17 having at least five (05) years service; and</p> <p>ii. ten percent (10%) by transfer from amongst Officers of PAS/APUG/PMS/PCS.</p>
4	Provincial Planning Service (PPS) (BPS-17) as per detail at Schedule-I	<p>a. At least Second Class Master's Degree or Bachelor of Studies (four years) from a recognized University or equivalent qualification in any of the fields namely Economics, Development studies, Agriculture Science, Health Planning and Management, Industrial Economics, Educational Planning and Management, Public Administration, Statistics, Business Administration, Commerce, Computer Science, Political Science, Environmental Management, Environmental Engineering, International Relations, Development Planning or</p> <p>b. At least Second Class B.Sc/B.E Degree from a recognized University in Civil Engineering or Electrical Engineering or Urban and Regional Planning or City Development and Regional Planning or Town Planning.</p>	21 to 30 years	<p>i. Ten percent (10%) by initial recruitment through departmental examination in a prescribed manner to be determined by the Department and conducted by the Khyber Pakhtunkhwa Public Service Commission from amongst the in-service employees working in Planning Cells of various Departments and the Planning and Development Department's Staff in BPS-11 and above.</p> <p>Provided that only those shall be eligible who possess the required qualification as mentioned against the post in Column No. III.</p> <p>Provided further that upon selection, the candidates shall undergo seven (07) weeks mandatory training in the field of project planning and management as specified in Schedule-IV.</p> <p>Provided further that if no suitable person is available then by initial recruitment; and</p> <p>ii. ninety percent (90%) by initial recruitment.</p>

SCHEDULE-III
(see rule 4(3))

The Syllabus and standard of examination for the Provincial Planning Service shall include the following five compulsory papers and viva voce as per the details given below:

S.No.	Subject/Paper		Maximum Marks	Syllabus
1	English (Précis & Composition)		100	(1) Grammar and Vocabulary (2) Reading Comprehension and Analysis (3) Précis Writing
2	English Essay		50	Candidates will be required to write one or more essays in English. A wide choice of subjects will be given.
3	General Knowledge	Economy of Pakistan (70 Marks)	150	<ol style="list-style-type: none"> 1. Definition and measurement of development, characteristics of under development, rethinking on the concept of development, Growth vs. Redistributive Justice, absolute and relative poverty, basic needs approach. 2. Planning experience of Pakistan: A critical evaluation of the strategy of economic planning. 3. Agricultural development in Pakistan: Changes in agriculture policies over plan periods, major monetary and fiscal measures to promote agricultural development, Green Revolution strategy and its implications for growth and redistribution. Land Reforms and changes in the tenure system 1950 – 1980, Cooperative Farming. 4. Industrial development in Pakistan: Early industrialization strategy, creation of Financial and Development Institutions, major monetary and fiscal measures to promote industrial development, changing role of public sector over the plan periods, evaluation of nationalization policy, concentration of industrial income and wealth. 5. Role of foreign trade and aid in economic development. Trends of Pakistan's Balance of Payments, changes in direction of trade, trends in Pakistan's major exports and imports, causes of significant changes in the trends, the role of migration and remittances in Pakistan's economy, costs and benefits of Foreign Aid. 6. Privatization, denationalization and deregulation, conceptual and operational aspects, international comparisons.

		Current Affair (50 Marks)		<p>Candidates will be expected to display such general knowledge of History, Geography and Politics as is necessary to interpret current affairs:</p> <ol style="list-style-type: none"> i. Pakistan's relations with its neighbours. ii. Pakistan's relations with big powers. iii. International economic issues and Pakistan. iv. Pakistan's role in regional and international organizations. v. Structure of Pakistan's economy, economic planning, and development strategies. vi. Central issues and problems in the educational system. vii. Major economic, social and political issues of the world as reflected and discussed in periodicals and newspapers.
		Everyday Science (30 marks)		<ul style="list-style-type: none"> • Introduction <ul style="list-style-type: none"> - Nature of science: Brief history, contribution of Muslims in the evolution and development of science. Impact of science on society. • The Physical Sciences <ol style="list-style-type: none"> (a) Constituents and structure:- Universe, galaxy, solar system, sun, earth, minerals (b) Processes of Nature:- Solar and Lunar Eclipses; day and night and their variation; (c) Energy :- Sources and resources of energy, energy conservation; <ol style="list-style-type: none"> (i) Ceramics, Plastics, Semiconductors; (ii) Computers, Satellites; (iii) Antibiotics, Vaccines, Fertilizers, Pesticides • Biological Sciences <ol style="list-style-type: none"> (i) The basis of life – the cell, chromosomes, genes, nucleic acids (ii) The building blocks – proteins, hormones and other nutrients. Concept of balanced diet. Metabolism. (iii) The human body – a brief account of human physiology and human behavior.

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4	Islamyat	50	<ol style="list-style-type: none"> 1. Need of religion and its role in human life, Islam and other religions 2. Fundamental beliefs and practices of Islam. <ol style="list-style-type: none"> (a) Tauheed (Unity of Allah), Risalat (Finality of Prophethood), Akhirat (Day of Judgment) (b) Salat, Soum, Zakat, Hajj, Jihad 3. Islamic way of life <ol style="list-style-type: none"> (i) Sources of Shariah: The Quran, Sunnah, Ijma (Consensus), Qiyas and Ijtihad (Reasoning) (ii) Social system in Islam: Responsibilities and mutual relationship of members of family, separate role of man and woman in an Islamic social setup, concept of women's freedom in Islam, responsibilities of man and woman in character-building of new generation (iii) Islamic political system: - Legislative system, Judicial system (iv) Muslim ummah: Role and objectives of Muslim Ummah 4. Quranic Ayat and their translation Following last (10) surrahs of the Holy Quran and their translations:- Surrah Al-Feel to Surrah An-Nas.
5	Economics	100	<ol style="list-style-type: none"> 1. Micro Economics: Consumer behaviour, determination of market demand and supply, theory of the Firm, producer's equilibrium pricing of the factors of production. 2. Macro Economics: Basic economic concepts, National Income Accounting, consumption function and multiplier, determination of equilibrium level of income and output, inflation. 3. Money and banking: Functions of money, Quantity Theory of money, the Fisher and Cambridge Formulations, systems of note issue, credit creation, functions and central banks, instruments of credit control, Theory of Liquidity Preference. 4. Public Financing: Government expenditure, sources of government revenue, types of taxes, incidence of different taxes, public debt, objectives, methods of repayment, deficit financing. 5. International Trade: Theory of comparative cost, arguments for protection, balance of payments, international liquidity, international money and banking institutions.

(1)

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6	Viva Voce	50
1.	English (Précis & Composition)	100 Marks
2.	English Essay	50 Marks
3.	General Knowledge	150 Marks
4.	Islamiat	50 Marks
5.	Economics	100 Marks
6.	Viva Voce	50 Marks
	Total:	500 Marks

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SCHEDULE-IV

(see rule 5)

**Training Module for Provincial Planning Service,
Khyber Pakhtunkhwa officers**

(Twenty four (24) weeks Training including four (4) weeks for study tours)

- Module I:** General Management and Organizational Development (three (3) weeks)
Module II: Personal Knowledge and Skills (two (2) weeks)
Module III: E-Government (three (3) weeks)
Module IV: Project Planning and Management (seven (7) weeks)
Module V: Secretariat - Office Management (five (5) weeks)

Module	Course	Contents	Duration
I	General Management and Organizational Development.	<ul style="list-style-type: none"> • How to manage through subordinates. • To know the process of hiring, firing, or promotion of employees. • To have knowledge about effective planning, delegating, coordinating, staffing, organizing, and decision making to attain better service delivery. • Gender sensitization 	3 weeks
II	Personal Knowledge and Skills	<ul style="list-style-type: none"> • Drafting skills and the manner of writing official letters, summaries, notes, minutes of the meetings, file note etc (both manual and computerized) • Listening skills • Speaking/communication skills • Presentation skills • Briefing skills • Report writing (general & technical) • Time management • Stress management • Dispute resolution • Team building • Humaneering and attitude building. 	2 weeks
III	E-Government	<p>Specific:</p> <ul style="list-style-type: none"> • MS Word • MS Excel • MS PowerPoint • MS Project • File Tracking • E-Office • HR Data basing <p>General:</p> <ul style="list-style-type: none"> • Using internet, browsing, surfing, downloading • Email • MIS 	3 weeks

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Module	Area	Contents	Duration
IV	Project Planning and Management	<ol style="list-style-type: none">1. Basic concepts i.e. economic development, economic growth, Gross Domestic Produce (GDP), Gross National Produce (GNP), determinants of economic development, features of developing economy.2. Economic planning---characteristics of planning, objective and types.3. Evolution of planning machinery in Pakistan.4. Project and project cycle5. Project documents i.e. PC-II, PC-I, PC-III, PC-IV & PC-V.6. How planned projects are practically implemented.7. Composition and competency of development forums i.e. DDAC, DDWP, PDWP, CDWP, ECNEC, NEC.8. Concepts of Sponsoring Agency, Executing Agency, Planning Manual, PSDP, ADP, Pre-PDWP meeting, Umbrella project, Non-ADP project, project revision and its types, administrative approval, audit copy, re-appropriation, punching of funds and BOQ.9. Tendering.10. Identification and valuation of costs and benefits, NPV, IRR.11. Cost effectiveness analysis.12. Network analysis - PERT / CPM for project management. BC Ratio, sensitivity analysis, CPM, Gantt Chart, Pie Diagram, RBM framework.13. Project Policy14. Role and responsibilities of Project Director and Project Management Professional Course (PMP).	7 weeks

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V	Secretariat - Office Management	<ol style="list-style-type: none"> 1. Government of Khyber Pakhtunkhwa Organ gram – various Administrative, regulatory setups. 2. Coordination mechanisms between administrative authorities, Departments, attached Departments and autonomous, semi-autonomous bodies. 3. Charter of duties of different government Departments devolved and non-devolved with special introduction to regulatory Departments such as Finance Department, Planning and Development Department, Law Department and Establishment Department. 4. The Khyber Pakhtunkhwa Civil Servants Act, 1973. 5. The Khyber Pakhtunkhwa Government Rules of Business, 1985. 6. The Khyber Pakhtunkhwa Civil Servants Appointment, Promotion and Transfer Rules, 1989. 7. Manual of Secretariat Instructions, Appeal and Conduct Rules. 8. Court cases–time limitations and procedure. 9. Revised Leave Rules, 1981. 10. Policies recruitment, postings, transfers, deputation, surplus pool. 11. Delegation of Powers Rules. 12. Anti-corruption laws – NAB Ordinance. 13. The Khyber Pakhtunkhwa Local Government Act, 2013. 14. Assembly Business. 	5 weeks
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Note: The duration of modules only indicates the time given to them five lectures per day of one hour each, five days a week. Monthly tests shall be conducted for each Module.

Study Tour: Four Weeks

Destination	Focal Point	Duration
Punjab	Planning and Development Department, Chamber of Commerce and Industry, Local Government Department, Administration Department Civil Secretariat Lahore. Study of any signature project of development sector.	One Week
Sindh	Planning and Development Department, Chamber of Commerce and Industry, Local Government Department, Administration Department Civil Secretariat Karachi. study of any signature project of Development sector.	One week
Islamabad	Pakistan Planning and Management Institute, Pakistan Institute of development Economics, CDA.	One week
Baluchistan	Planning and Development Department, Chamber of Commerce and Industry, Local Government Department, Administration Department Civil Secretariat Quetta. Study of any signature project of development sector.	One week

SCHEDULE-V

(see rule 5)

Departmental Examination

Last week of training shall also include written examination and finalization of marks based on the following outline:	
Written Test (Modules)	50 Marks
Various Assignments during Training (Preparation of Project Documents/ADP/Re-appropriation proposals/Working Papers/Minutes of the meeting)	20 Marks
Conduct Reports During Training (Punctuality, participation, discipline, initiatives, Group Discussions, attitude, response)	20 Marks
Module Based Test Scores:	10 Marks
Total	100 Marks
Note: Passing marks will be 60	

Attachment: The trainees, for the purpose of acquaintance with practical disposal of Official/Government business, shall undergo three month attachment on rotation at different sections of Planning and Development Department, Finance Department, Project Implementation Units (PIUs) and Planning Cells of different line departments.

Objectives:

- (i) To acquaint the trainee with general office work of the Departments.
- (ii) To educate the trainee towards understanding the provincial budget making, planning and financial processes.
- (iii) To expose the trainee to development initiatives of different sectors, both private and public funded;
- (iv) To inculcate proper attitude in the UT with regard to interaction with the general public

**Secretary to,
Government of the Khyber Pakhtunkhwa
Planning and Development Department.**

Amlexar (E)

OFFICE OF THE CHIEF CONSERVATOR WILDLIFE KHYBER PAKHTUNKHWA
PESHAWAR

(29)

To

The Chief Conservator Wildlife
Khyber Pakhtunkhwa, Peshawar.

No. 8923 /WL/(PMO)

Dated Peshawar the 9/15/2018

Subject: INCLUSION OF POST OF PLANNING AND MONITORING
OFFICER, WILDLIFE DEPARTMENT KHYBER PAKHTUNKHWA
IN SCHEDULE-I OF KHYBER PAKHTUNKHWA PROVINCIAL
PLANNING SERVICE RULES, 2018.

Reference: Letter No. SO(E)P&D/6-1/SR/PPS/2018 dated 22-02-2018

Sir,

It is stated hereby that the post of Planning and Monitoring Officer, Wildlife Department Khyber Pakhtunkhwa has not been included in the Schedule-I of Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018.

Therefore, it is requested that the same may kindly be processed for inclusion with the quarter concerned, please.

Suzal

Tahir 09/05/2018

Tahir Zada
Planning and Monitoring Officer
Wildlife Head Office Peshawar.

re pwr

28/05/18

Attested

30

OFFICE OF THE CHIEF CONSERVATOR WILDLIFE KHYBER PAKHTUNKHWA
PESHAWAR

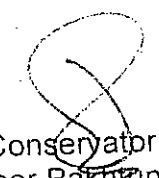
To
The Section Officer (Esttt)
Government of Khyber Pakhtunkhwa
Forestry, Environment and Wildlife
Department, Peshawar


No. 8022 W/L/E; dated Peshawar the 31/5 / 2018

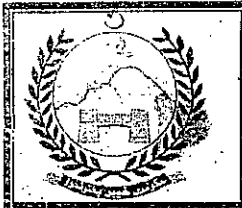
Subject: INCLUSION OF POST OF PLANNING AND MONITORING OFFICER,
KHYBER PAKHTUNKHWA WILDLIFE DEPARTMENT IN SCHEDULE-I OF
KHYBER PAKHTUNKHWA PROVINCIAL PLANNING SERVICES RULES,
2018

It is submitted that the Government of Khyber Pakhtunkhwa Planning and Development Department has notified the "Khyber Pakhtunkhwa Provincial Planning Service Rules". 2018 vide notification No.SO(E)P&D/6-1/SR/PPS/2018, dated 22-02-2018 (copy enclosed). The Wildlife Department has also a post of Planning and Monitoring Officer (BPS-17), therefore it is requested to approach the quarter concerned to include the post of Planning and Monitoring Officer of the Wildlife Department in Schedule-I of the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018 please.

Encl: attached


Chief Conservator Wildlife
Khyber Pakhtunkhwa
Peshawar
31/5/18

Attested




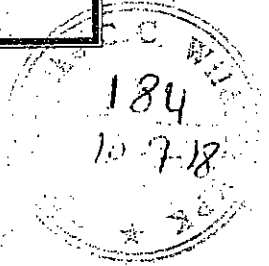
GOVERNMENT OF KHYBER PAKHTUNKHWA
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT

NO.SO(Estt)/FE&WD/1-44/2016/6881-82
Dated Peshawar the, 07th July, 2018

(31)


To

The Chief Conservator Wildlife,
Khyber Pakhtunkhwa,
Peshawar.



Subject: - INCLUSION OF THE POST OF PLANNING AND MONITORING OFFICER KHYBER PAKHTUNKHWA WILDLIFE DEPARTMENT IN SCHEDULE-I OF KHYBER PAKHTUNKHWA PROVINCIAL PLANNING SERVICE RULES, 2018

I am directed to refer to your letter No: 8727/WK/E, dated 31st May, 2018 on the subject captioned above and to say that Provincial Planning Service (PPS) consist of posts meant for Secretariat. Therefore, this department regrets its inability to accede to the subject request.


(HAFIZ ABDUL JALIL)
SECTION OFFICER (ESTT)


Endst: No: & date even

Copy is forwarded for information to PS to Secretary, Forestry, Environment & Wildlife Department, Khyber Pakhtunkhwa.

SECTION OFFICER (ESTT)

No. 330 W/L (E) Dated Peshawar the 11/7/2018. ✓

Copy forwarded to Mr. Tahir Zada Planning and Monitoring Officer Wildlife Head Office, Peshawar for information and necessary action.


Chief Conservator Wildlife
Khyber Pakhtunkhwa
Peshawar

Attested



Annexa

9

32

OFFICE OF THE CHIEF CONSERVATOR WILDLIFE KHYBER PAKHTUNKHWA
PESHAWAR

No 6507 WL/PMO

dated Peshawar the 28-02-2019

To

The Chief Conservator Wildlife
Khyber Pakhtunkhwa, Peshawar.

Subject: INCLUSION OF THE POST OF PLANNING AND MONITORING OFFICER
KHYBER PAKHTUNKHWA WILDLIFE DEPARTMENT IN SCHEDULE-I OF
THE KHYBER PAKHTUNKHWA PROVINCIAL PLANNING SERVICE RULES,
2018.

Reference: Your endorsement letter No. 330/WL (E) dated 11/07/2018 and Section officer (Estt) letter No. SO (Estt) FE&WD/1-44/2016/6881-82 dated 08/07/2018.

It is submitted hereby that the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018 Schedule-I contains all planning related posts of both the administrative as well as attached departments/directorates. It is further stated that Serial No. 1 and Serial No.18 of the Schedule-I of the said rules includes the posts of Director Planning & Technical, Programme Manager and Assistant Director of Directorate General PERRA and the posts of Director Planning, Deputy Director Planning and Assistant Director Planning in Rescue 1122 Directorate respectively.

Therefore, it is requested that the post of Planning and Monitoring Officer in Khyber Pakhtunkhwa Wildlife Department may also be processed for inclusion in the Schedule-I of the said Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018, with the quarter concerned, on the analogy of the inclusion of the posts of the above mentioned attached directorates in the Khyber Pakhtunkhwa Provincial Planning Services Cadre, please.

Tahir Zada 28/02/2019 o/c
Tahir Zada
Planning and Monitoring Officer
Wildlife Head office Peshawar

Attested
As

PP10

33

OFFICE OF THE CHIEF CONSERVATOR WILDLIFE KHYBER PAKHTUNKHWA
PESHAWAR

To

The Section Officer (Estt)
Government of Khyber Pakhtunkhwa
Forestry, Environment and Wildlife
Department, Peshawar.

No. 6845 /WL/E,

dated Peshawar the 13-03-2019

Subject: INCLUSION OF THE POST OF PLANNING AND MONITORING OFFICER
KHYBER PAKHTUNKHWA WILDLIFE DEPARTMENT IN SCHEDULE-I
OF THE KHYBER PAKHTUNKHWA PROVINCIAL PLANNING SERVICE
RULES, 2018.

Reference: Your letter No. SO (Estt) FE&WD/1-44/2016/6881-82 dated 08/07/2018.

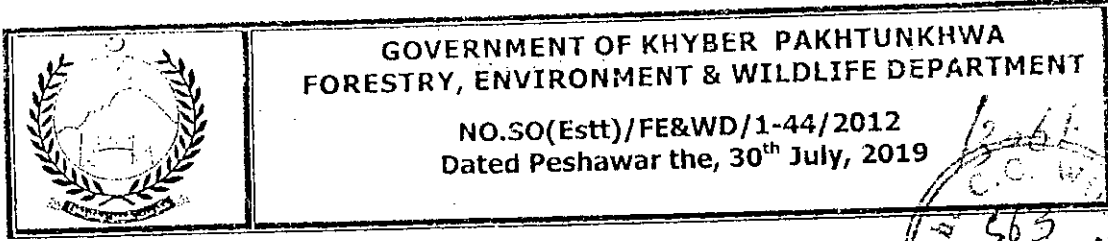
It is submitted that the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018 Schedule-I contains all posts related to planning of both the administrative as well as attached departments/directorates. It is further stated that Serial No. 1 and Serial No.18 of the Schedule-I of the rules ibid includes the posts of Director Planning & Technical, Programme Manager and Assistant Director in the Directorate General PERRA and Director Planning, Deputy Director Planning and Assistant Director Planning in the Rescue 1122 Department of the Government of Khyber Pakhtunkhwa respectively.

Therefore, it is requested to approach the quarter concerned to include the post of Planning and Monitoring Officer of the Khyber Pakhtunkhwa Wildlife Department in the Schedule-I of the rules ibid on the analogy of the posts in the above mentioned attached directorate/department that are included in the Khyber Pakhtunkhwa Provincial Planning Services Cadre, please.

Attested
[Signature]

[Signature]
Chief Conservator Wildlife
Khyber Pakhtunkhwa
Peshawar

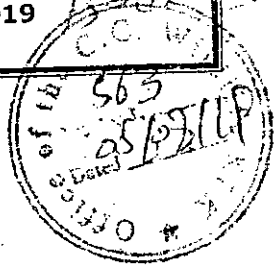
3
131-214



39

To

The Section Officer (Estt),
Planning & Development Department,
Khyber Pakhtunkhwa,
Peshawar.



Subject: - **INCLUSION OF THE POST OF PLANNING AND MONITORING OFFICER (BS-17) WILDLIFE DEPARTMENT IN THE SCHEDULED OF PPS CADRE**

I am directed to refer to the subject captioned above and to enclose herewith a copy of Chief Conservator Wildlife, Khyber Pakhtunkhwa self contained letter No: 8727/WL/E, dated 31st May, 2019 alongwith an application dated 25th July, 2019 in respect of Mr. Tahir Zada, Planning and Monitoring Officer, Wildlife Department, Khyber Pakhtunkhwa.

It is to state that the Wildlife Department, Khyber Pakhtunkhwa has one sanctioned post of Planning and Monitoring Officer (BS-17) under normal budget, therefore, the Wildlife Department through its letter in question has requested for inclusion of the said post in the Schedule-I of the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2008.

It is, therefore, requested to examine the subject case in light of the aforementioned rules for further appropriate necessary action, under intimation to this department, please.

Encl: As above

(HAFIZ ABDUL JALIL)
SECTION OFFICER (ESTT)

Endst: No: & date even

Copy is forwarded for information to:

1. Chief Conservator Wildlife, Khyber Pakhtunkhwa w/r to his letter quoted above.
2. PS to Secretary, FE&W department, Khyber Pakhtunkhwa.

Inform the PMS accordingly.
A.E.

[Signature]
SECTION OFFICER (ESTT)

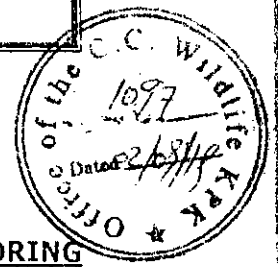
[Handwritten signature]

35



GOVERNMENT OF KHYBER PAKHTUNKHWA
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT

NO.SO(Estt)/FE&WD/1-44/2012
Dated Peshawar the, 29th August, 2019



To

The Chief Conservator Wildlife,
Khyber Pakhtunkhwa,
Peshawar.

Subject: - **INCLUSION OF THE POST OF PLANNING AND MONITORING OFFICER KHYBER PAKHTUNKHWA WILDLIFE DEPARTMENT IN SCHEDULE-I OF KHYBER PAKHTUNKHWA PROVINCIAL PLANNING SERVICE RULES, 2018**

I am directed to refer to your letter No: 6845/WL (E), dated 13th March, 2019 on the subject captioned above and to say that it has been replied by the Planning & Development Department that the Provincial Planning Service Cadre has been established for planners of P&D Department as well as planners of Planning Cells of Administrative Departments. Moreover, the planning related posts have been included in the schedule of PPS cadre which are only on Secretariat level.

Therefore, the P&D department regrets its inability to accede to the request for inclusion of the post of Planning and Monitoring Officer in Wildlife Department, Khyber Pakhtunkhwa, being at Directorate level.


(HAFIZ ABDUL LATIF)
SECTION OFFICER (ESTT)

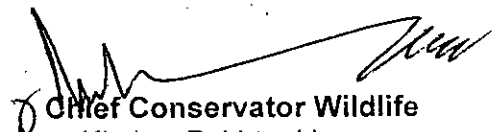
Endst: No: & date even


Copy is forwarded for information to PS to Secretary, Forestry, Environment & Wildlife Department, Khyber Pakhtunkhwa.

97 agreed by me for
sent to DMO W.L.H.V. office
SECTION OFFICER (ESTT).

No. 2008 WL(E) Dated Peshawar the 02-08- /2019. ✓

Copy forwarded to Planning Monitoring Officer Wildlife Head Office Peshawar for information and record.


Chief Conservator Wildlife
Khyber Pakhtunkhwa
Peshawar

Attested


PP10

To

The Chief Secretary
Khyber Pakhtunkhwa
Peshawar.

091-9210124-205 Annexes (H)
3982
C.S.D.No (36)
20-7-2020

Subject:

**INCLUSION OF POST OF PLANNING AND MONITORING OFFICER
KHYBER PAKHTUNKHWA WILDLIFE DEPARTMENT IN
SCHEDULE-I OF THE KHYBER PAKHTUNKHWA PROVINCIAL
PLANNING SERVICE RULES, 2018.**

It is submitted that the undersigned was appointed through Public Service Commission as Planning and Monitoring Officer in Wildlife Department, attached department of Forestry, Environment and Wildlife Department. This is a single cadre post and does not have a career path in comparison with other posts in the department. This post has the same job description as of other planning officers in the province.

When the Khyber Pakhtunkhwa Provincial Planning Service (PPS) Cadre was established and subsequent PPS rules 2018 were notified, the undersigned approached the Planning and Development Department through the good office of Secretary, Forestry, Environment and Wildlife Department on the subject cited above vide letter No. SO (Estt)/FEWD/1-44/2012 dated 30-06-2019 (copy enclosed). The Planning and Development Department replied which states that the provincial planning service cadre has been established for planners of P&D Department as well as planners of planning cells of administrative department (copy enclosed) The same reply further states that the planning related posts have been included in the schedule of PPS cadre which are only at Secretariat level. The reply was contradiction of its own PPS rules 2018 which consisted of planning related posts both of secretariat as well as directorate namely DG PERRA and Rescue 1122 (Copy enclosed). Later on all the posts in Directorate General of Monitoring and Evaluation, Sustainable Development Unit and Urban Policy Unit and other were included in the same PPS cadre which are at directorate level (Copy) An appeal was submitted to the Additional Chief Secretary P&D Department vide ACS office diary no 479 dated 02-07-2020 (copy enclosed) for review but no response so far.

In the light of the above exposition, the undersigned appeals to your good-self for justice, please.

Alfred
[Signature]

Tahir Zada
20-07-2020 ✓
Tahir Zada
Planning and Monitoring Officer
Wildlife Department Peshawar.

C.S.D.No 448 ^{more} (I)
Dated: 25-01-2021

Reminder

(37)

To

The Chief Secretary
Khyber Pakhtunkhwa
Peshawar.

[Signature]
25-1-2021

Subject:

INCLUSION OF POST OF PLANNING AND MONITORING OFFICER
KHYBER PAKHTUNKHWA WILDLIFE DEPARTMENT IN SCHEDULE-I
OF THE KHYBER PAKHTUNKHWA PROVINCIAL PLANNING SERVICE
RULES, 2018.

Reference: The same application submitted vide CS. Diary No.3982 dated 20-07-2020.

It is submitted that the undersigned was appointed through Public Service Commission as Planning and Monitoring Officer in Wildlife Department, attached department of Forestry, Environment and Wildlife Department. This is a single cadre post and does not have a career path in comparison with other posts in the department. This post has the same job description as of other planning officers in the province.

When the Khyber Pakhtunkhwa Provincial Planning Service (PPS) Cadre was established and subsequent PPS rules 2018 were notified, the undersigned approached the Planning and Development Department through the good office of Secretary, Forestry, Environment and Wildlife Department on the subject cited above vide letter No. SO (Estt)/FEWD/1-44/2012 dated 30-06-2019 (copy enclosed). The Planning and Development Department replied which states that the provincial planning service cadre has been established for planners of P&D Department as well as planners of planning cells of administrative department (copy enclosed) The same reply further states that the planning related posts have been included in the schedule of PPS cadre which are only at Secretariat level. The reply was contradiction of its own PPS rules 2018 which consisted of planning related posts both of secretariat as well as directorate namely DG PERRA and Rescue 1122 (Copy enclosed). Later on all the posts in Directorate General of Monitoring and Evaluation, Sustainable Development Unit and Urban Policy Unit and other were included in the same PPS cadre which are at directorate level (Copy) An appeal was submitted to the Additional Chief Secretary P&D Department vide ACS office diary no 479 dated 02-07-2020 (copy enclosed) for review but no response so far.

In the light of the above exposition, the undersigned appeals to your good-self for justice, please.

[Signature]

[Signature] 25-01-2021
Tahir Zada
Planning and Monitoring Officer
Wildlife Department Peshawar.



GOVERNMENT OF KHYBER PAKHTUNKHWA
PLANNING & DEVELOPMENT DEPARTMENT

Annex 2 (J)

No. SO(E)P&D/071/19-38/Committee/2020.
Dated Peshawar, March 10, 2021.

38

To

PS/Secy E&AD KE

Diary No. 1954

Date 10-3-21

The Secretary to Govt of Khyber Pakhtunkhwa,
Establishment Department.

Subject: INCLUSION OF POST OF PLANNING & MONITORING OFFICER,
KHYBER PAKHTUNKHWA WILDLIFE DEPARTMENT IN SCHEDULE-I
OF THE KHYBER PAKHTUNKHWA PROVINCIAL PLANNING
SERIVCE.

Dear Sir,

I am directed to refer to Establishment Department letter No. SOR-III
(E&AD)2-2/2014, dated 01.03.2021 on the subject noted above and to state that
Provincial Planning Service Cadre was established for planning professionals of P&D
Department as well as Planning Cells of Administrative Departments at Secretariat level
only.

I am further directed to inform that only planning oriented posts alongwith
incumbents can be included in the Schedule-I of the Cadre on Secretariat level. As the
applicant officer is an employee of attached formation of Forestry, Environment and
Wildlife Department, therefore, he cannot be included in the PPS Cadre being devoid of
rules.

Yours faithfully,

(SONA KHAN) 1078/221
Section Officer (Estt.)

Endst. Of even Number & Date.

Copy forwarded to the:

1. PS to Secretary, Khyber Pakhtunkhwa.
2. PA to Additional Secretary-I, P&D Department.

Section Officer (Estt.)
1078/221

Secretary (P&D) Govt of Khyber Pakhtunkhwa
D.No. 129
Date 11-03-21

FR-111
SSR
ASR
11/3

Attested

Un-officially Communicated
to appellant on 28-4-2021.

39



GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(REGULATION WING)

NO. SOR.III(E&AD)2-2/2014
Dated Peshawar the 14th April, 2021.

To

The Secretary to Govt. of Khyber Pakhtunkhwa,
Forestry, Environment & Wildlife Department.

Subject: - **INCLUSION OF POST OF PLANNING AND MONITORING OFFICER
KHYBER PAKHTUNKHWA WILDLIFE DEPARTMENT IN SCHEDULE-I OF
THE KHYBER PAKHTUNKHWA PROVINCIAL PLANNING SERVICE.**

Sir,

I am directed to refer to the self explanatory application submitted by Mr. Tahir Zada, Planning & Monitoring Officer, Directorate of Wildlife to the Chief Secretary Khyber Pakhtunkhwa on the subject noted above and to enclose herewith a copy of Planning & Development Department letter No. SO(E)P&D/071/19-38/Committee 2020 dated 10-03-2021 for disposal of the case.

Encl:A.A

Yours faithfully,

SECTION OFFICER(R-III)
Phone#091-9211793

Copy for information:

Mr. Tahir Zada, Planning & Monitoring Officer, of Wildlife Department Khyber Pakhtunkhwa.

SECTION OFFICER(R-III)

Attested
/

NO.	NAME OF OFFICER WITH ACADEMIC QUALIFICATION	DESIGNATION	BPS	DEPARTMENT
1	Engr. Asif Shahab	Assistant Chief	18	CBP, P&D Department
2	Amin Khan Bangash	Assistant Chief	18	CBP, P&D Department
3	Ms. Palwasha Rehman	Assistant Chief	18	CBP, P&D Department
4	Dr. Kashif Nazir	Assistant Chief	18	CBP, P&D Department
5	Rafiq Jan	Assistant Chief	18	CBP, P&D Department
6	Tensil Zaman	Assistant Chief	18	CBP, P&D Department
7	Muhammad Ayaz	Assistant Chief	18	CBP, P&D Department
8	Abdul Aziz Abbasi	Assistant Chief	18	CBP, P&D Department
9	Faiz Arbab	Research Officer	17	CBP, P&D Department
10	Engr. Nasir Khan	Research Officer	17	CBP, P&D Department
11	Engr. Naveed Ishtiaq	Research Officer	17	CBP, P&D Department
12	Ali Hussain	Research Officer	17	CBP, P&D Department
13	Waqas Ghaus	Research Officer	17	CBP, P&D Department
14	Engr. Muhammad Tariq	Research Officer	17	CBP, P&D Department
15	Shahbaz Khan	Research Officer	17	CBP, P&D Department
16	Junaid	Research Officer	17	CBP, P&D Department
17	Muhammad Irfan	Research Officer	17	CBP, P&D Department
18	Tahir Aman	Research Officer	17	CBP, P&D Department
19	Pir Bilal Muhammad	Research Officer	17	CBP, P&D Department
20	Mian Ayub Gul	Research Officer	17	CBP, P&D Department
21	Asim Javed	Research Officer	17	CBP, P&D Department
22	Taimur Arbab	Research Officer	17	CBP, P&D Department
23	Engr. Yasir Adnan	Research Officer	17	CBP, P&D Department
24	Engr. Qazi Muhammad Zohaib	Research Officer	17	CBP, P&D Department
25	Zainab Khatoon	Research Officer	17	CBP, P&D Department
26	Syed Shoaib Ali Shah	Research Officer	17	CBP, P&D Department
27	Muhammad Shoaib	Research Officer	17	CBP, P&D Department
28	Mukhtar Ahmad	Research Officer	17	CBP, P&D Department
29	Muhammad Tariq	Research Officer	17	CBP, P&D Department
30	Hizbullah Khan	Research Officer	17	CBP, P&D Department
31	Ozair Rahim	Research Officer	17	CBP, P&D Department
32	Arbab Waqid Khan	Research Officer	17	CBP, P&D Department
33	Sher Azam Khan	Director Technical	19	M&E, P&D Department
34	Waheed Afzal	Director Technical	19	M&E, P&D Department
35	Muhammad Ayaz	Director Evaluation	19	M&E, P&D Department

40

38	Ashraf Shahzad Bangash	Deputy Director	19	M&E, P&D Department
	Saleem Shah	Deputy Director	18	M&E, P&D Department
39	Asim Riaz Muhammad Ali	Deputy Director	18	M&E, P&D Department
40	Hidayat Ullah	Deputy Director	18	M&E, P&D Department
41	Muhammad Imran Khan	Deputy Director	18	M&E, P&D Department
42	Sikandar Khan	Deputy Director	18	M&E, P&D Department
43	Aftab Haider	Deputy Director	18	M&E, P&D Department
44	Muhammad Shoab	Deputy Director	18	M&E, P&D Department
45	Shahzad Khan	Deputy Director (Evaluation)	18	M&E, P&D Department
46	Ashfaq Khan	Deputy Director	18	M&E, P&D Department
47	Afrasiyab Khattak	Deputy Director	18	M&E, P&D Department
48	Alam Zeb	Deputy Director	18	M&E, P&D Department
49	Changiz Alam Durrani	Deputy Director	18	M&E, P&D Department
50	Kamran Ali Khan	Assistant Director	17	M&E, P&D Department
51	Ejaz Hamid	Assistant Director (Evaluation)	17	M&E, P&D Department
52	Pir Muhammad Raza Shah	Assistant Director	17	M&E, P&D Department
53	Ms. Shaista Qaiser	Assistant Director	17	M&E, P&D Department
54	Amjad Ali Shah	Assistant Director	17	M&E, P&D Department
55	Khurshid Alam	Assistant Director	17	M&E, P&D Department
56	Asrar Ahmad	Assistant Director	17	M&E, P&D Department
57	Aftab Alam	Assistant Director	17	M&E, P&D Department
58	Muhammad Adeel Khan	Assistant Director	17	M&E, P&D Department
59	Muhammad Yasir Mahsud	Assistant Director	17	M&E, P&D Department
60	Naveed-Ullah	Assistant Director	17	M&E, P&D Department
61	Pir Tariq Shah	Assistant Director	17	M&E, P&D Department
62	Tariq Ikram	Assistant Director	17	M&E, P&D Department
63	Muhammad Awais	Assistant Director	17	M&E, P&D Department
64	Fahad Noor	Assistant Director	17	M&E, P&D Department
65	Wajid Anwar	Assistant Director	17	M&E, P&D Department
66	Hizbullah Khan	Assistant Director	17	M&E, P&D Department
67	Abdul Wadood Shah	Assistant Director	17	M&E, P&D Department
68	Babar Naseem	Assistant Director	17	M&E, P&D Department
69	Mujahid Naseer	Assistant Director	17	M&E, P&D Department
70	Muhammad Amar Rafiq	Assistant Director	17	M&E, P&D Department
71	Ejaz Ahmad	Assistant Director	17	M&E, P&D Department
72	Zahid Gul	Assistant Director	17	M&E, P&D Department
73	Obaid Ur Rehman	Assistant Director	17	M&E, P&D Department

Attested
Cg

(42)

75.	Tahir Hassan	Assistant Director	17	M&E P&D Department
	Vacant	Assistant Director	17	M&E P&D Department
76.	Syed Nasir Jamil	Senior Geographic Information System Specialist	18	UPU P&D Department
77.	Hamayun Khan	Communication Specialist	18	UPU P&D Department
78.	Ms. Hina Gul	Monitoring & Evaluation Specialist	18	UPU P&D Department
79.	Sonail Ahmad	Transport Specialist	18	UPU P&D Department
80.	Adnan Salim Khan	Urban Planner	18	UPU P&D Department
81.	Riaz Noor	Urban Economist	18	UPU P&D Department
82.	Vacant	Chief of Section	19	P&DD Merged Areas
83.	Abdur Rehman	Assistant Chief	19	P&DD Merged Areas
84.	Amir Bashir	Research Officer	17	P&DD Merged Areas
85.	Vacant	Research Officer	17	P&DD Merged Areas
86.	Rizwan Javed	Agri Business Officer-I	17	Agriculture Department
87.	Syed Ishfaq Ahmad	AD Planning cum Agri Business Officer-II	17	Agriculture Department
88.	Vacant	Chief M&E Officer	19	E&SE Department
89.	Jamshed Akram	M&E Officer (Tech)	17	E&SE Department
90.	Mubashar Muzaffar	M&E Officer (Tech)	17	E&SE Department
91.	Taj Muhammad Khan	M&E Officer (Tech)	17	E&SE Department
92.	Kifayat Ullah Khan	M&E Officer (Tech)	17	E&SE Department
93.	Sah Ullah	M&E Officer (Tech)	17	E&SE Department
94.	Syed Zain Ullah Shah	Chief Planning Officer	19	Energy & Power Deptt
95.	Khurram Shanzad Durrani	Planning Officer	17	Energy & Power Deptt
96.	Arif Ullah Shah	Planning Officer	17	Energy & Power Deptt
97.	Pir Ahmad	Planning Officer	17	Energy & Power Deptt
98.	Waqas Ahmad	Planning Officer	17	Energy & Power Deptt
99.	Ijaz Ali Shah	Planning Officer	17	Energy & Power Deptt
100.	Muhammad Luqman Hakeem Khan	Planning Officer	17	Energy & Power Deptt
101.	Muhammad Kamran	Planning Officer	17	Food Department
102.	Muhammad Khanan	Civil Engineer	17	Food Department
103.	Haseeb Ullah Khan	Economist	17	Food Department
104.	Vacant	Chief Planning Officer	19	LG&RD Department
105.	Vacant	Senior Planning Officer	18	LG&RD Department
106.	Muhammad Shah Khan	Planning Officer	17	LG&RD Department
107.	Sardar Ahmad	Planning Officer	17	LG&RD Department
108.	Engr. Ubaid Khan	Planning Officer	17	LG&RD Department
109.	Vacant	Planning Officer	17	LG&RD Department

Urban Policy Unit

Attested

(43)

	vacant	Director Technical	19	Irrig
	Vacant	Economist	18	Irrig
111.	Engr. Nadir Iqbal	Senior Planning Officer	18	Irrig
112.	Syed Qamar Abbas	Environmentalist	18	Irrig
113.	Vacant	Monitoring Officer	17	Irrig
114.	Vacant	Planning Officer	17	Irrig
115.	Khan Muhammad	Planning Officer	17	Hor
116.	Jalal Ahmad	Planning Officer	17	Hor
117.	Muhammad Ismail Mohmand	Planning Officer	17	Hor
118.	Vacant	Director Planning & Monitoring	19	PHI
119.	Vacant	Planning Officer	17	PHI
120.	Vacant	Planning Officer	17	PH
121.	Vacant	Chief Planning Officer	19	Sp
122.	Vacant	Senior Planning Officer	18	Sp
123.	Alamgir Khan	Monitoring Officer	17	Sp

- (b) "Commission" means the Khyber Pakhtunkhwa Public Service Commission;
- (c) "Government" means the Government of the Khyber Pakhtunkhwa Province;
- (d) "Department" means the Planning and Development Department;
- (e) "Departmental Examination" means the prescribed examination to be conducted by the Department for confirmation within probationary period or for promotion to higher post, as the case may be;

Attested
AK

(1)

وکالت نامہ

بعدالت صبا فیروز خان صاحبہ کے لئے
 طالبہ زادیہ نام
 حکومت خیبر پختونخواہ
 دعویٰ اجرم سرویس ریل
 تھانہ ایف آئی آر تاریخ

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے بیروی و جوابدہی بمقام
 امین الرحمن یوسفزئی ایڈووکیٹ ہائی کورٹ و فیڈرل شریعت کورٹ آف پاکستان،

سجاد احمد محسود اینڈ خالد خان مہمند ایڈووکیٹس ہائی کورٹ، پشاور محمد رفیع آفریدی ایڈووکیٹ

کو بدین شرط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور بوقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر
 حاضر عدالت کروں گا اگر پیشی پرسن منظر حاضر نہ ہو اور مقدمہ بیروی غیر حاضری کی وجہ سے کسی طور میرے برخلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں
 گے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کے کسی اور جگہ یا پکھری کے مقررہ اوقات سے پہلے یا پیچھے یا بزدور تعطیل بیروی کرنے کے ذمہ دار نہ ہوں گے۔ اگر
 مقدمہ علاوہ صدر مقام پکھری کے کسی اور جگہ ساعت ہونے یا بزدور تعطیل یا پکھری کے اوقات کے آگے پیچھے پیش ہونے پرسن منظر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا
 اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختار نامہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داخستہ صاحب موصوف مثل کردہ ذات
 خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ و جواب دعویٰ اور درخواست اجراء کے ذمہ داری اخیل و گمرانی ہر قسم کی درخواست پر دستخط و تصدیق کرنے کا بھی
 اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجرا کرانے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور پروتھانی وراثتی نامہ کو فیصلہ بر
 خلاف کرنے، اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور بصورت اخیل و برآمدگی مقدمہ یا منسوخی ڈگری کی طرف درخواست حکم انتہائی یا ترقی یا گرفتاری قبل از اجراء ڈگری
 بھی موصوف کو بشرط ادا ہوگی علیحدہ مختار نامہ بیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا اس کے کسی جزو کی کاروائی کے
 واسطے یا بصورت اخیل، اخیل کے واسطے کسی دوسرے وکیل یا ہیرسٹر کو بجائے اپنے یا اپنے ہمراہ مقرر کریں۔ اور ایسے شیر قانون کو ہر امر میں وہی اور دینے ہی اختیارات
 حاصل ہوں گے۔ جیسے کہ صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانہ التوا پڑے گا۔ وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو
 پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی بیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف
 کے برخلاف نہیں ہوگا۔ لہذا یہ مختار نامہ لکھ دیا کہ سندر ہے مورثہ 21/5/2021 مضمون مختار نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

مذکورہ بالا تمام شرطیں
 سجاد احمد محسود
 اینڈ خالد خان مہمند

ATTESTED & ACCEPTED:

Amin ur Rehman Yusufzai
Advocate High Court

[Signature]

[Signature]
Tahit Zuda

Federal Shariat Court of Pakistan
CNIC: 17301-5813582-3
Cell No. 0321-9022964
BC-10-7562

Sajjad Ahmad Mehsud
Advocate High Court
Peshawar

[Signature]

&
Khalid Khan Mohmand
Advocate High Court
Peshawar.

[Signature]

Attested
[Signature]
M. Kareem Adv Adv

BE No 10-1115

BC = 10 - 33 89

Mauz Ashraf Khalid Miss Uzma Bibi
Advocate Peshawar Advocate Peshawar

03/03/22

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

Service Appeal No.5235/2021

Mr. Tahir Zada, Planning & Monitoring Officer, Office of Chief Conservator, Khyber
Pakhtunkhwa

..... **APPELLANT**

VERSUS

Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar & others.

..... **RESPONDENTS**

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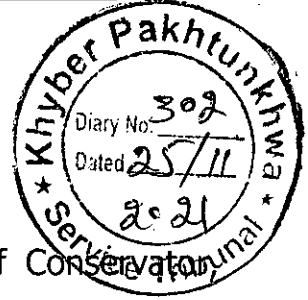
DEPONENT

Through


SECTION OFFICER (LIT:)

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR.

Service Appeal No.5235/2021



Mr. Tahir Zada, Planning & Monitoring Officer, Office of Chief Conservator,
Khyber Pakhtunkhwa

..... **APPELLANT**

VERSUS

1. Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar.
2. Secretary to Govt of Khyber Pakhtunkhwa, Planning & Development Department.

..... **RESPONDENTS**

JOINT PARA-WISE COMMENTS ON BEHALF OF RESPONDENTS

PRELIMINARY OBJECTIONS

- 1- That the appeal is not maintainable in its present form.
- 2- That the appellant has got no locus standi cause of action to file the instant appeal.
- 3- That the appellant did not come to the Tribunal with clean hands.
- 4- That the appeal is not maintainable due to Mis-Joinder and Non-Joinder of necessary and proper parties.
- 5- That the appellant concealed the material facts from the Honorable Tribunal.
- 6- That the appeal is barred by Law & Rules.
- 7- That the appeal is time-barred.

RESPECTFULLY SHEWETH:

1. Pertains to record.
2. Pertains to record of Chief Conservator of Wildlife.
3. Pertains to record of Chief Conservator of Wildlife.
4. Incorrect. Provincial Planning Service (PPS) Cadre was established for professionals of Planning and Development Department and those

recruited against the regular posts of Planning Cells of Administrative Departments at Secretariat level. Only planning related posts at Civil Secretariat level were included in the Schedule-I of the PPS Cadre.

5. Correct to the extent that departmental appeal / presentation was received and processed accordingly. The same was regretted on the basis that only planning oriented alongwith incumbents on Secretariat level are included in the Schedule-I of the PPS Cadre. The appellant being an employee of attach formation of Forestry, Environment and Wildlife Department cannot be included in PPS Cadre being devoid of rules.
6. Incorrect. The appellant has got no cause of action and locus standi to file the subject appeal.

GROUNDS:

Para-A Incorrect. The decision / order dated 10.03.2021 is in accordance with law and rules of PPS cadre as the Provincial Planning Service Cadre was established for professionals of P&D Department and Planning Cells of Administrative Departments on Secretariat level only. Since, the appellant is an employee of attached formation of Wildlife Department, therefore, he is not entitled for inclusion into PPS Cadre. Peshawar High Court, Peshawar vide its judgment dated 26.05.2021 in Writ Petition No. 2176-P/2020 dismissed the petition of a similar placed person (an employee of attached formation of Livestock and Dairy Dev. Department) being misconceived and without merits (**Annex-I**). The Peshawar High Court, Peshawar vide its judgment dated 08.07.2020 in another Writ Petition No. 2971-P/2018 dismissed the same being employees of Provincial Inspection Team (attached formation) (**Annex-II**).

Para-B Incorrect. As explained in para-A above.

Para-C Incorrect. No employee of attached formation has been included in the Schedule-I of PPS Cadre rather the employees referred by the

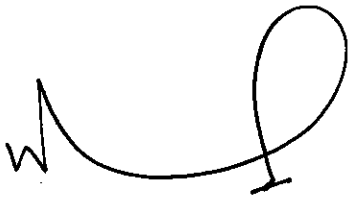
appellant are employees of Establishment of M&E which is an integral part of P&D Department at Secretariat level. Similarly, Officer at Sr. No. 123 i.e. Mr. Alamgir Khan is an employee of Sports Department at Secretariat level and not attached formation. Detail reply is given in Paras ibid.

Para-D Incorrect. Since, the appellant is an employee of attached formation of Forestry, Environment and Wildlife Department, therefore, he was / is not entitled for inclusion in PPS Cadre, hence, he has been treated in accordance with law / rules.

Para-E That the respondents also seek leave of this Hon'ble court to raise further points at the time of arguments.

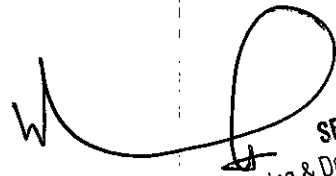
PRAYER

Keeping in view of the above, it is very humbly prayed that the appeal may graciously be dismissed with cost.



CHIEF SECRETARY
Khyber Pakhtunkhwa,
(RESPONDENT NO.1).

7/4



SECRETARY,
Planning & Development Department,
Government of Khyber Pakhtunkhwa.
SECRETARY
Planning & Develop Department
(RESPONDENT NO.2).

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR.

Service Appeal No.5235/2021

Mr. Tahir Zada, Planning & Monitoring Officer, Office of Chief Conservator, Khyber Pakhtunkhwa

..... **APPELLANT**

VERSUS

Government of Khyber Pakhtunkhwa through Chief Secretary & others

..... **RESPONDENTS**

AFFIDAVIT

I, Assad Ullah Khan, Section Officer (Lit:), Planning & Development Department do hereby solemnly affirm and declare on oath that the contents of Comment are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Honourable Tribunal, intentionally.

identified by
25/11/21

Asad Advocate General
(Service Tribunal) K.P.K
Peshawar.

Assad
Section Officer (Lit:)
Planning & Dev: DEPONENT
K.P.K.

CNIC No. 17301-6715993-1
Cell # 0313-0993747

JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT

W.P. No.2176-P/2020

Muhammad Imtiaz

Vs.

**Government of Khyber Pakhtunkhwa through Chief
Secretary and others**

Date of hearing 26.05.2021
Petitioner(s) by: **Mr. Nazir Ahmad, Advocate.**
Respondent(s) by: **Barrister Babar Shehzad Imran,
AAG.**

JUDGMENT

IJAZ ANWAR, J. This writ petition has been filed
under Article 199 of the Constitution of Islamic Republic of
Pakistan, 1973, with the following prayer:-

*“On acceptance of this constitutional writ petition,
the respondents may be directed:-*

- A. To provide a service structure to the petitioner
at par with the other similarly placed
employees of Planning oriented post and place
the name and service of the petitioner in PPS
cadre considering him being placed in
Schedule-I of the Provincial Planning Service
and the Khyber Pakhtunkhwa Provincial
Service Rules 2018 be equally applicable to
him w.e.f. the date it is applicable to others.*
- B. Consequent thereof, extend all benefits of the
PPS cadre to the petitioner and include his
name in the seniority of February 20th, 2020.*
- C. Declare any conduct/order/notification
especially of officers included in the list issued*

in 2018 and tentative list issued on February 20th, 2020, debarring the petitioner from PPS cadre arbitrary, malafide and void ab-initio based on pick and choose with no effect upon the rights of the petitioner”.

2. Facts, in brief, leading to the institution of this writ petition are that initially, on the recommendations of the Khyber Pakhtunkhwa Public Service Commission, petitioner was appointed as Research Officer (Fodder & Forages) (BPS-17) in the year, 2016. Vide Notification dated 01.02.2017, he was posted as Monitoring Officer on deputation basis in the project of “Strengthening of Planning Cell & Monitoring of Developmental Project of Agriculture Department” and later on, was transferred on deputation basis against the post of Planning Officer in the Planning Cell and is still working on the said post. It is alleged that having no service structure of the post of Planning and Research Officers, the Provincial Government has proposed a Provincial Planning Service (PPS) Cadre. In this regard, a summary was put up before the worthy Chief Minister of Khyber Pakhtunkhwa, who duly approved the same and vide Notification dated 22.02.2018, “the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018 (hereinafter to be referred as “the Rules, 2018”)” were promulgated. Accordingly, all planning oriented posts were included in the PPS Cadre; however, the petitioner’s name was ignored. In this regard, petitioner and others

approached this Court by filing a writ petition which was converted into departmental appeal/ representation and was sent to the respondents for its decision, however, the same was rejected on the ground that he is an employee of the attached Department. Being aggrieved, petitioner filed the instant writ petition and is seeking issuance of writ to the respondents for inclusion of his name and service in the PPS Cadre.

3. In view of the averments made in the instant petition, comments were called from respondents No.1, 3 and 4, who furnished the same, wherein, they opposed the issuance of desired writ asked for by the petitioner.

4. At the very outset of hearing, the learned AAG, representing the respondents, produced a copy of the judgment passed in the case of "Khalid Khan and others Vs. Government of Khyber Pakhtunkhwa, Peshawar and others (W.P. No.2971-P/2018)" and contended that the case of similar nature, claiming same relief, has already been dismissed by the Division Bench of this Court; as such, this petition is also deserved similar treatment.

5. Learned counsel for the petitioner argued that the case of petitioner is distinguishable from the one decided by this Court. He further argued that petitioner was initially appointed as Research Officer (Fodder & Forages) (BPS-17) and thereafter, posted on deputation basis as Monitoring Officer and that since April, 2017, he is serving

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in the capacity of Planning Officer. He next argued that vide gazette Notification dated 22.02.2018, "the Khyber Pakhtunkhwa Provincial Planning Service Rules, 2018" were promulgated and thereby, the Planning Officers of different Administrative Departments were brought in one fold of PPS Cadre. He, while referring to the initial proposal for PPS Cadre, contended that petitioner, being similar placed employee holding the post of Research Officer and subsequently Planning Officer, has every right to be inducted in the PPS Cadre. In response to the query regarding job description of the petitioner, he, while referring to the qualification of the petitioner and one mentioned in Schedule 2 of "the Rules, 2018", stated that he holds the qualification in Agriculture Sciences. He then referred to the provisional seniority list maintained, in which, according to him, numerous officers, having same qualifications, find their place.

6. The learned AAG, representing the respondents, on his turn, argued that the job description of the petitioner and that of the requirement of "the Rules, 2018" are altogether different. He further argued that the substantive post of the petitioner is Research Officer (Fodder & Forages) (BPS-17) and merely because posting on deputation to a post of Planning Officer in a Project will give no right, whatsoever, for his induction in the PPS Cadre. He reiterated the arguments that earlier identical

petition has already been dismissed by this Court on the ground of jurisdiction. He lastly argued that in the recruitment rules of the Department, petitioner has ample chances of promotion and therefore, the petition in hand is misconceived, accordingly, it is liable to be dismissed.

7. Arguments heard. Record perused.

8. We have noted that the Division Bench of this Court in the case of "Khalid Khan and others Vs. Government of Khyber Pakhtunkhwa, Peshawar and others" has, infact, decided exactly similar matter. We refer with the approval para 5 and 6, being relevant to the present case, as under:-

"5. We were not assisted by the learned counsel in regard to the job description of a Research Officer in PIT and other Departments to be similar. The PIT has its own rules and services of employees therein are regulated by the rules thereof. Only similarity of name of Research Officer in Department or Departments would not make entitle each and every research officer to be inducted in PPS Cadre rather it is the job description and lack of further scope of promotion of Research Office in other departments which were unified in distinct Cadre Services. Petitioners have also challenged the rules, on test stone of Article 4, 9 and 25 of the Constitution of Islamic Republic of Pakistan, 1973, while the issue under discussion is purely pertaining to terms and conditions of Services which this Court otherwise, too, in view of explicit bar, placed under Article 212 of the Constitution over exercise of jurisdiction by this Court could not be resolved.

6. As, Government is legally free to frame policies and make rules for different departments in

accordance with their mandate conferred by Civil Servants Act, 1973 and the Constitution, 1973, therefore, this Court could not place any embargo over the due and legal exercise of Government to frame rules for a particular Department or departments, as far as, the same are not illegal. Petitioners are also failed to describe their job description viz-a-viz the job description of Research Officer in other departments. Reasonable classification is not prohibited, however, petitioners are not at all discriminated within their own Cadre within their own Provincial Inspection Team employees".

9. Besides, we have noted that prior to filing this petition, petitioner and others have earlier approached this Court by filing a Writ Petition bearing No.1415-P/2018 which was treated as departmental representation/appeal vide order dated 13.02.2019 and has sent it to the respondents for its decision. The same was rejected vide letter dated 18.03.2019. The reasons given for its rejection, being relevant to the case, are reproduced as under:-

"AND WHEREAS, your representation has been examined and observed that Provincial Planning Service Cadre has been established only for planning professionals of Planning & Development Department and for regular professionals of Planning Cells of Administrative Departments at Secretariat level only.

AND WHEREAS, all of you are the employees of attached entities of Agriculture, Livestock, Fisheries and Cooperative Department and not regular than the regular employees of Planning Department.

AND WHEREAS, as per Service Rules of Provincial Planning Service Cadre, there is no provision for



absorption/induction of employees other than the regular employees of Planning Cells of Administrative Departments at Secretariat level.

AND WHEREAS, upon examination of record/ documents, it has been revealed that all of you are the employees of attached enteritis, hence, your representative cannot be entertained being not covered under the Provincial Planning Service Rules”.

10. In order to ascertain the aims and objects of creating a separate Cadre for the Planning Officers, the justifications in the proposal, so given, being relevant, are reproduced as below:-

- a. All departments could equally benefit from experience of the planning professionals.*
- b. Inter departmental transfers against planning related positions will pose a positive office both on performance of the department and the planning/research officers.*
- c. Performance of the Planning Professionals will improve by having multi-sectoral experience.*
- d. The long outstanding issue of promotion of planning professional will be solved.*
- e. It has no financial implications at any level as all posts are duly sanctioned in different departments.*
- f. It does not involve any demand for quota in any other service group/cadre.*

Thus, it was never intended to merely provide a service structure to a class of employees rather to establish a Planning Cell of specialized Officers in Planning from separate Departments.

11. The Division Bench of this Court, while deciding earlier petition, has observed that it being factual



controversy about the nature of the job, the question was left to be determined by the appropriate forum. We were provided with the job description of the substantive post of the petitioner. Being relevant, the same is reproduced as

under:-

1. To assist Senior Research Officer/Assistant Director in working Fodder Crops.	Date of the Post
2. Disseminate the knowledge of Fodder Production.	
3. Attends demonstration and field trial on Fodder Crops at Nilgiris.	

12. Petitioner also claims provision of service structure and placement of his name in the PPS Cadre. He has also questioned the provisional seniority list of the PPS Cadre. The Rules, 2018, about excluding the post of the petitioner, he cannot claim induction in the PPS Cadre. Similar is the case of addition of his name in the provisional seniority list of the PPS Cadre, because, none of the Planning Officer(s) who may be affected on such addition is/are named as respondent(s).

13. There is yet another aspect of the case, the Planning Officer of the Livestock and Dairy Department was duly included in the PPS Cadre and thus, petitioner cannot claim any discrimination. The argument that some of the Research Officers of different Departments were included in the PPS Cadre is no ground for claiming

discrimination on the ground that Research Officer specifically appointed for Fodder and Forages in Livestock and Dairy Development Department has certainly a separate job description to that of a Research Officer in the Labour Department or in Planning and Development Department. We have also noted that the substantive post of the petitioner is Research Officer (Fodder & Forages) and merely because he is posted as Planning Officer in a Project will not give him any right to claim inclusion in the PPS Cadre.

14. For the reasons stated above, we are of the view that petitioner has failed to make out a case for interference of this Court. Accordingly, this petition, being misconceived and without merits, stands dismissed.

Announced
Dt:26.05.2021

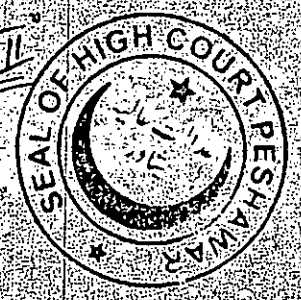
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JUDGE

[Signature]
JUDGE

(DB) Hon'ble Mr. Justice Lal Jan Khattak and Hon'ble Mr. Justice Ijaz Anwar

In The Peshawar High Court Peshawar

Annex - II



Writ Petition no _____/2018

- 1. Khalid Khan S/O Yousaf Khan Research Officer (BPS-17)
 - 2. Waleed Khan Afridi S/O Fida Afridi Research Officer (BPS-17)
 - 3. Noman Khan S/O Hayat-Ur Rehman Research Officer (BPS-17)
- (Provincial Inspection Team KPK Peshawar) Petitioners

VERSUS

- 1. Government of Khyber Pakhtunkhwa through Chief Secretary Civil Secretariat Peshawar
- 2. Secretary Government of KPK Planning and Development Department
- 3. Secretary Establishment Government of KPK Peshawar Respondents

Writ Petition under Article 199 of the Constitution of Islamic Republic of Pakistan read with Article 4 and 25 of the Constitution.

On acceptance of this Constitutional Writ Petition a writ may be issued to the Respondents with a direction to add the post of the Petitioners in Schedule 1 Of the Government of KPK Planning and Development Department (The KPK Planning Service Rules 2018) as they are similarly placed to all those who are already in Schedule 1 of the Provincial Planning service (PPS) and add them to the newly created cadre PPS with all terms and conditions extended thereto OR if there is any need of any amendment suitable for inclusion of the post of the Petitioner, it may be done accordingly.

Respectfully Sheweth:-

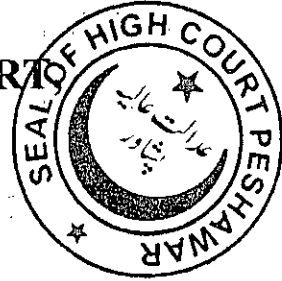
ATTESTED

EXAMINER Peshawar High Court

1. That the Provincial Public Service Commission advertised three post of Research Officer (BPS-17 in Provincial Inspection team through advertisement no 02/2013 AT S. No. 20 and the Petitioners been qualified and eligible applied for it hence were selected and appointed accordingly and the Petitioners joined service in the Provincial Inspection team as a Research office BPS-17 w.e.f 10.12.2014 (The Appointment and posting orders are attached as Annexure A)

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Judgment sheet
PESHAWAR HIGH COURT
PESHAWAR
Judicial Department



WP No.2971-P/2018

**“Khalid Khan & others
Vs.
Govt. of KPK, Peshawar etc”**

JUDGMENT

Date of hearing: **08.07.2020**
Petitioner (s) by: **Mr. Nazir Ahmad, Advocate**
Respondent (s) by: **Mr. Mujahid Ali Khan, AAG**

IKRAMULLAH KHAN, J.- Through the instant writ petition, petitioners have prayed for the following relief:

“On acceptance of this Constitutional writ petition a writ may be issued to the respondents with a direction to add the post of the petitioners in schedule 1 of the Government of KPK Planning and Development Department (The KPK Planning Service Rules, 2018) as they are similarly placed to all those who are already in Schedule 1 of the Provincial Planning Service (PPS) and add them to the newly created cadre PPS with all terms and conditions extended thereto. OR If there is any need of any amendment suitable for inclusion of the post of the petitioner, it may be done accordingly.”

ATTESTED

EXAMINER
Peshawar High Court

promotion of research officer, in other department which were united in distinct Cadre Services. Petitioners have also not challenged the rules, on test stone of Article 4, 9 and 25 of the Constitution of Islamic Republic of Pakistan, 1973, while the issue under discussion is purely pertaining to terms and conditions of services, which this Court, otherwise too, in view of explicit bar, placed under Article 212 of the Constitution over exercise of jurisdiction by this Court could not resolve.

6. As Government is legally free to frame

policies and make rules for different departments in Government. The members of service staff created by Government Act, 1973 and the Constitution, 1973, therefore, this Court could not place any embargo over the due and legal exercise of Government to frame rules for a particular Department or departments, as far as, the same are not illegal. Petitioners are also failed to describe their job description in the job description of Research Officer in other departments. Reasonable classification is not prohibited, however, petitioners cannot discriminate within their own Cadre

ATTESTED
EXAMINER
Peshawar High Court

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within their own Provincial Inspection Team employees.

7 For the reasons mentioned hereinabove, this writ petition is dismissed, however, petitioners if so advice, may approach Competent forum/Tribunal as the case may be, for redressal of their grievance.

Announced:
08.07.2020

JUDGE

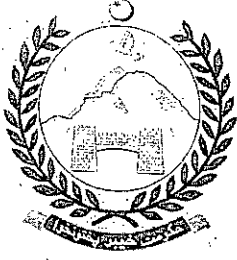
JUDGE

(DB) Hon'ble Mr. Justice Ikramullah Khan & Hon'ble Mr. Justice Muhammad Naem Anwar

Shahid

[Signature]
CERTIFIED TO BE TRUE COPY
EXAMINER
Peshawar High Court, Peshawar
Authorised Under Article 87 of
The Qanun-e-Shahadat Order 1984
31 AUG 2020

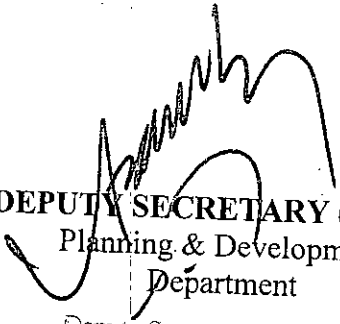
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**GOVERNMENT OF KHYBER PAKHTUNKHWA
PLANNING & DEVELOPMENT DEPARTMENT**

AUTHORITY LETTER

Mr. Assad Ullah Khan Section Officer (Litigation), Planning & Development Department is hereby authorized to look after / defend all court cases as well as submission of Para-wise comments / affidavit etc. in the courts on behalf of Additional Chief Planning & Development Department, Khyber Pakhtunkhwa as well as Secretary Planning and Development Department.


DEPUTY SECRETARY (Admn.)
Planning & Development
Department

Deputy Secretary (Admn.)
P&D Deptt:
Govt. of Khyber Pakhtunkhwa