3rd Feb, 2023

Clerk of learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Lawyers are on strike, therefore, case is adjourned. To come up for arguments on £8.05.2023 before D.B. Office is directed to notify the next date on the notice board as well as on the website pf the Tribunal.

(Muhammad Akbar Khan) Member (E)

' (Kalim Arshad Khan) Chairman Clerk of counsel for the appellant present.

Kabir Ullah Khattak learned Additional Advocate General for respondents present.

Lawyers are on general strike, therefore, case is adjourned to 23.11.2022 for arguments before D.B.

(Farecha Paul) Member (E)

(Rozina Rehman) Member (J)

23.11-2022

deleted. To come up for the hamme ar 23.1.23.

Rada

23.01.2023

Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

SCANNED KPST Peshawan

Learned Member (Judicial) Mr. Salah-ud-Din is on leave.

The bench is incomplete, therefore, the case is adjourned to 03.02.2023 for arguments before the D.B.

(Mian Muhammad) Member (Executive)



Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents

present.

Learned counsel for the appellant submitted that as the respondents have not yet filed reply, therefore, he could not prepared the case. He submits for a short adjournment for arguments. As the defense has already been struck off vide order sheet dated 17.06.2022, therefore, to come up vide order sheet dated 17.06.2022, therefore, to come up vide order sheet dated 17.06.2022 before the D.B. P.P given to

5

(Kalim Arshad Khan) Chairman

(Salah Ud Din)
(Salah Ud Din)

the parties and their counsels.

4.10.2022

Clerk of learned counsel for the appellant present: Mr. Asif Massood Ali Shah, Deputy District Attorney for the respondents

present.

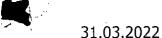
Clerk of learned counsel for the appellant requested for adjournment on the ground that learned counsel for the appellant is not available today due to strike of lawyers. Adjourned. To come up

for arguments on 12.12.2022 before the D.B.

(mid-bU-dalas)

(Salah-Ud-Din)
(L) nadmaM

(Mian Muhammad) Member (E)



Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG alongwith Syed Tariq Shah, Senior Auditor for respondent No. 4, Mr. Jafar Shah, Assistant, Mr. Tufail, SO and Mr. Sajid, Supdt for respondents No. 1 to 3 present.

Written reply/comments on behalf of respondent No.4 submitted which is placed on file. A copy of the same is handed over to the learned counsel for the appellant. Representatives of respondents No. 1 to 3 seeks; time to submit the same on the next date. Adjourned. To come up for written reply/comments of respondents No. 1 to 3 on 17.06.2022 before S.B.

(MIAN MUHAMMAD) MEMBER(E)

17th June 2022

Junior to counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG alongwith Safiullah Focal Person for the respondents present.

Despite two opportunities given to the respondents, they have not submitted reply. The respondents are given last opportunity to submit reply within 07 days from today, failing which their right to file reply shall be deemed as struck off by virtue of this order. To come up for arguments before the D.B on 28.07.2022. The case will not be adjourned on the ground of non-filing of reply/comments.

C

(Kalim Arshad Khan) Chairman

Late Diary

17th June 2022

Syed Tariq Shah, Senior Auditor turned up later and submitted reply on behalf of respondent No. 4, which is placed on file.

(Kalim Arshad Khan) Chairman 01.02.2022

ಭ Deposited

Learned counsel for the appellant while arguing the instant service appeal of 16 appellants stated in the main appeal of the appellant that he was appointed as Driver on fixed pay in the project MNCH on 29.10.2010. His services were regularized under Section-4 of the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018 vide notification dated 24.05.2019, w.e.f 07.03.2018 i.e from commencement of the Act. Consequent upon his regularization of services, the respondent-department started service book but without entries of previous service. It was on receipt of pay slip for the month of July 2021 when date of entry mentioned as 07.03.2018 instead of 2010. Feeling aggrieved, the appellant submitted departmental appeal on 09.08.2021 however no appellate order was passed on the departmental appeal within the statutory period where-after the service appeal was submitted in the Service Tribunal on 06.12.2021. It was further contended that the appellant is eligible and duly entitled for all back benefits of counting of previous service under Rule-2.3 of the West Pakistan Civil Services Pension Rules 1963 and Article-371(A)(i) of the Civil Services Regularization. Attention of the learned counsel for appellant was drawn to the promulgation of Khyber Pakhtunkhwa Civil Servants Pension Rules, 2021 under which the Khyber Pakhtunkhwa Pension Rules, 1955 have been repealed. On this point, learned counsel for the appellant submitted that it will be properly addressed when arguments on main appeal are to be heard by the D.B.

The appeal is admitted to regular hearing subject to all just legal objections including limitaiton. The appellant is directed to deposit & Process Fee security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 31.03.2022 before S.B.

> (Mian Muhammad) Member(E)

Form- A

FORM OF ORDER SHEET

Court of	,
•	
a Na	7847/2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge			
1	2 .	3			
1-	06/12/2021	The joint appeal of Mr. Shabir Ahmad & 16 others presented today by Mr. Muhammad Maaz Madni Advocate may be entered in the Institution			
		Register and put up to the Worthy Chairman for proper order please.			
		REGISTRAR			
2-		This case is entrusted to S. Bench at Peshawar for preliminary			
	•	hearing to be put there on $01/02/22$.			
		CHAIRMAN			
	· · · · · · · · · · · · · · · · · · ·				
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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

SERVICE APPEAL NO: 7847 /2021

SHABIR AHMAD & 16 Others

V/S

GOVT. OF KP & OTHERS

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4.	Copy of the Notification dated 24.05.2019	С	30 – 34
5.	Copy of the Service Books & Pay Rolls	D&E	35 – 138 ·
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Dated: 06-12-2021

APPELLANT

Through:

MUHAMMAD MAAZ MADNI ADVOCATE, High Court, Peshawar Office: TF-291 & 292

Office: TF-291 & 292
Deans Trade Centre, Peshawar Cantt:
0345-9090737, 0314-9965666

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

SERVICE APPEAL NO. /2021

- 1. SHABIR AHMAD s/o Bashir Ahmad, Driver (BPS-06) r/o Pordil Khan Kali Mardan Road, Charsadda
- 2. HAYAT ULLAH s/o Ikram Ullah, Driver (BPS-06) r/o Manki Khel, Prang, Tehsil & District Charsadda.
- 3. YAQOOB KHAN s/o Fazal Rahim, Driver (BPS-06) r/o Mufti Abad, PO Serdhery, Tehsil & District Charsadda.
- 4. ZAHID s/o Abdur Rehman, Driver (BPS-06) r/o Umer Khitab Kali, PO Sheikh Abad, Shah Afzal Abad, Charsadda
- 5. ASIF KHAN s/o Ashraf Khan, Driver (BPS-06) r/o Mohallah Baba Khel, PO Prang, Charsadda
- 6. MUHAMMAD AYAZ s/o Niaz Muhammad, Driver (BPS-06) r/o Abdul Ghani Khan Kali, Muhammad Nari, Charsadda
- 7. DAWOOD JAN s/o Sattar Gul, Driver (BPS-06) r/o District, Charsadda
- 8. SYED MUHAMMAD ARIF s/o Syed Salih Shah, Driver (BPS-06) r/o Fazal Abad Miangan Utmanzai, Tehsil & District, Charsadda
- 9. AKHTAR GUL s/o Mohib Gul, Driver (BPS-06)
 r/o Bacha Qala, Abazai, Tehsil Tangi, District Charsadda.
- 10.SHEHRYAR s/o Ghulam Muhammad, Driver (BPS-06)
 r/o Banda Saidan, Abazai Tehsil Tangi, District Charsadda
- 11. JEHAN SHER KHAN s/o Dilbar Jan, Driver (BPS-06) r/o Koz Kali, Khawaza Khel, District Swat.
- 12.BUNER GUL s/o Abdur Rehman, Driver (BPS-06)
 r/o Braj Kali, Muhammad Nari, District Charsadda
- 13.AYAZ KHAN s/o Nazar Gul, Driver (BPS-06) r/o Distict Mardan
- 14.KAKA KHAN s/o Shah Zada, Driver (BPS-06) r/o Khawza Khel, Langar, District Swat.
- 15.ABDUL HAMEED s/o Abdul Majeed, Driver (BPS-06)
 r/o Mohallah Dokhel Jorr, Tehsil Daggar, District Buner
- 16.SIRAJ s/o Rahim Dad, Driver (BPS-06)
 r/o Rahim Khan Kali, Tehsil & District Mardan

VERSUS

- 1. THE GOVERNMENT OF KHYBER PAKHTUNKHWA Secretary, Health Department, Civil Secretariat, Peshawar.
- 2. THE SECRETARY, Govt. of Khyber Pakhtunkhwa. Finance Department, Civil Secretariat, Peshawar.
- 3. THE DIRECTOR GENERAL HEALTH SERVICES,
 Khyber Pakhtunkhwa, Old FATA Secretariat, Warsak Road, Peshawar.
- 4. THE ACCOUNTANT GENERAL,
 Khyber Pakhtunkhwa, Fort Road, Peshawar Cantt:.
 Respondents

OF THE APPEAL UNDER SECTION-4 KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 READ WITH ALL ENABLING LAWS & RULES, AGAINST THE INACTION OF THE RESPONDENTS BY NOT COUNTING THE CONTRACT SERVICE OF THE APPELLANT TOWARDS REGULAR SERVICE I.E. w.e.f. INITIAL APPOINTMENT TILL 07-03-2018 FOR THE PURPOSE OF PAY PROTECTION AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL 09-08-2021 OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.

PRAYER:

That on acceptance of this appeal the respondents may kindly be directed to count the contract service of the appellant towards regular service i.e. w.e.f. initial appointment of the appellants till 07-03-2018 with all back benefits in light of Rule 2.3 of the West Pakistan Civil Services Pension Rules, 1963 and Article 371(A)(i) of the Civil Services Regulations. Any other remedy which this august Service Tribunal deems fit that may also be awarded in favor of the appellant.

Respectfully Sheweth: F A C T S:

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

1. That, the appellants are the employee of the respondent Department and were initially appointed by the Respondent No. 4 in a Project introduced by Ministry of Health Islamabad throughout Pakistan namely "Mother Neonatal Child Health"

(MNCH) Program from 2008 to 2010 onward after fulfilling the codal formalities required for the posts.

- 2. That, the appellants after receiving the appointment orders submitted their arrival report and started performing their assigned duties station with all zeal & zest and up to the entire satisfaction of their high ups without any breakage.
- 3. That, the Government of Khyber Pakhtunkhwa introduced the Khyber Pakhtunkhwa Employees (Regularization of Services) Act 2018 by regularizing employees of various projects working in Khyber Pakhtunkhwa including the project of the appellants i.e. MNCH Program at Serial No. 14 of the Schedule in the ibid Act.

- 4. That, most of the employees working in MNCH Program of Khyber Pakhtunkhwa were regularized after the introduction of the Khyber Pakhtunkhwa Employees (Regularization of Services) Act 2018 but appellants were deprived of their legal right of regularization.
- 5. That, appellants along with other colleagues of the MNCH Program Khyber Pakhtunkhwa whose services were not regularized in light of Regularization Act of 2018, filed Writ Petition No. 6549-P/2018 before the Honourable Peshawar High Court Peshawar which was decided in favour of the petitioners vide judgment dated 12.03.2019 and in light of the judgment dated 12.03.2019 the services of the appellants were regularized from the date of commencement of the Act i.e. 07.03.2018 vide the Respondent No. 1 notification dated 24.05.2019.

6. That with the issuance of the notification dated 24-05-2019 the service books of the appellants were also prepared and maintained by making necessary entries therein in the service books of the appellants and as such the date of entry into Government service entered in the Pay Rolls of the appellants are made as 07-03-2018 and not from the date initial appointments.

Copy of the Service Books & Pay Rolls are attached as ANNEXURE D& E.

7. That in light of the various notifications issued by Finance Division Islamabad as well as by Respondent No. 2 i.e. Finance

Department of Khyber Pakhtunkhwa regarding fixation of Pay/ Pay Protection in case of regularization of contract service without breakage but the fruition of the notifications *ibid* were not extended to the appellant and the appellant are deprived of the benefit by counting their previous service towards Pay, Pension & Promotion.

Copy of the Notifications are attached as ANNEXURE F.

8. That again when the salaries for the month of July 2021 was issued to the appellant the previous service served by the appellant were not counted towards pay, pension & promotion, hence, the appellants preferred Departmental Appeals dated 09-08-2021 before respondent no. 3 for inclusion of previous service in the regular service but till date no response has so far been received after passage of statutory period of 90 days.

9. That the appellant having no other efficacious, adequate and alternate remedy but to approach this Honourable Tribunal on the following grounds amongst others:

GROUNDS:

- A-That the inaction of respondents by not counting the previous service of the appellant rendered in the Health Department towards regular service of the in light of Rule 2.3 of the West Pakistan Civil services Pension Rules, 1963 and in light of Article 371 A (i) of the Civil service Regulations is against the law, facts, norms of natural justice and materials on the record hence not tenable and needs interference of this Honourable Tribunal.
- B- That appellant has not been treated in accordance with law and rules by the respondent Department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That the respondents acted in arbitrary and malafide manner by not counting the previous service of the appellant rendered in the Health Department towards regular service in light of Rule 2.3 of the West Pakistan Civil services Pension Rules, 1963 and in light of Article 371 A (i) of the Civil service Regulations is also discriminatory and against the norms of Natural Justice, therefore the same is not tenable in the eye of law.
- D-That under Article 38 (e) of the Constitution of Pakistan, 1973 state is bound to reduce disparity in the income and earning of the individuals including persons in the various services of

Pakistan, therefore in light of the above mentioned Article the appellants are fully entitle for counting of their previous contract service of the appellant rendered in the Health Department.

- E- That there is no breakage in service of appellants from the date of initial appointments till his regular appointment on 07-03-2018 when the Khyber Pakhtunkhwa (Regularization of Services) Act, 2018 was promulgated and the same is also against FR-22 (a) (i).
- F- That in light of Rule-2.3 of the West Pakistan Pension Rules, 1963 the appellant is fully entitle for the counting of his previous service served the Health Department.
- G-That the act of the respondents by not counting the previous contract service of the appellant rendered in the Health Department from the date of initial appointments is also against the notification issued by Finance Division Islamabad and also of the notification issued by Finance Department Khyber Pakhtunkhwa.
- H-That appellant seeks permission to advance other grounds and proofs at the time of hearing.

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

Dated: 02-12-2021 <u>Appellan</u> MAD / O Bashir Ahmad (4) ZAHID s/o Abdur Rehman (3) YAQOOB KHAN s/o Fazal Rahim (6) MUHAMMAD AYAZ 1/0 N/16z Muhammad s/o Syed Salih Shah Sattar Gul (7) DAWOO (10)-SHEHRYAR-STO Chulam Muhammad <u>UL</u> s/o Abdur Rehman (11) JEHAN SHER KHAN s/o Dilbar Jan (14) KAKA KHAN s/o Shah Zada (13) AYAZ KHAN /O Nazar Gul (15) ABDUL HAMEED s/o Abdul Majeed (16) SIRAJS/O Rabim Dad (17)NOOR UL WAHAB s/o Fazal Rehman,

Through:

MUHAMMAD MAAZ MADNIOGIZ

Advocate, High Court, Peshawar

CERTIFICATE

No, such like appeal has been filed or pending on the subject matter between the parties before this Honourable Tribunal.

•

I, Shabir Ahmad s/o Bashir Khan (Appellant No. 1), do hereby solemnly affirm on oath that the contents of the appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Tribunal.

AFFIDAVIT

DEPONENT 17101-1649486-3

NOTE:

Addresses of parties mentioned in the heading of the appeal is correct and sufficient for service (1515)

LIST OF BOOKS:

- 1. Constitution of Pakistan, 1973.
- 2. Service Laws.
- 3. Other relevant case Laws

02



OVERNMENT OF PAKISTAN MINISTRY OF HEALTH



National Maternal, Newborn & Child Health Program, Khyber Pakhtun Khwa

OFFICE ORDER

WINEXURE!

Dared: 29/10/2010

No.PC/MNCH/8/08-1. It is hereby notified that Mr. Shabir Jan S/O Mr. Bashir Khan resident of District Nowshern is hereby appointed as Driver on fixed pay Rs. 7000/-per month & 5% as annual increment, against the vacant post for Ambulance Driver at the RHC, Muhammad Nari, District Charsadda, on contract basis for a period of two years (extendable) on the terms and conditions mentioned below, in addition to other prevalent rules and regulations applicable:

THIMS & CONDITIONS.

- He is declared medically fit for Govt. service by authorized Medical Superintendents DHQ Hospital / Police & Services Hospital Peslawar.
- He will be governed by the same rules and regulations as may be issued by the Govt.
- If he wishes to resign, he shall resign in writing by giving prior notice of one month or deposit one month pay in lieu of one month advance notice.
- His appointment is purely on contract basis and can be terminated without any notice or reason being assigned.
- He will not be entitled for any pension/gratuity for the services rendered. 5
- He has to join duty at his givn expenses. 6
- If the above terms and condition are acceptable to him, should report for duty to the office of the incharge, RHC Muhammad Nari, District Charsadda within one week 7: of issuance of this Office Order, failing which the offer will be considered as withdrawn:

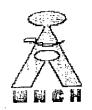
NATIONAL MNCH PROGRAM KHYBER PAKHTUN KHWA

Copy for information and necessary action to the:-

- Executive District Officer (Health) Charsadda.
- Incharge / Medical Superintendent, RHC Muhammad Nari, District Charsadda.
- Accounts Section, National MNCH Program, KPK.
- Official Concerned.



NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCH) PROGRAM, NWFP



26/05/09. Dated:

No.109-12/PC/MNCH/2099. It is hereby notified that Mr. Hayat Ullah S/O Mr. lkram Ullah resident of District Charsadda is hereby appointed as Driver on fixed pay Rs.7000/-per month & 5% as annual increment, against the vacant post for Ambulance Driver at the RHC Battagram, District Charsadda, on contract basis for a period of one year (extendable) on the terms and conditions mentioned below, in addition to other prevalent rules and regulations applicable:

TERMS & CONDITIONS.

- He is declared medically fit for Govt. service by authorized Medical Superintendent 1. DHQ Hospital / Police & Services Hospital Peshawar.
- He will be governed by the same rules and regulations as may be issued by the Govt. 2. from time to time.
- If he wishes to resign, he shall resign in writing by giving prior notice of one month or 3. deposit one month pay in lieu of one month advance notice.
- His appointment is purely on contract basis and can be terminated without any notice or 4. reason being assigned.
- He will not be entitled for any pension/gratuity for the services rendered. 5.
- He has to join duty at his own expenses. 6.
- If the above terms and condition are acceptable to him, should report for duty to the 7. office of the incharge, RHC Battagram, Charsadda within one week of issuance of this Office Order, failing which the offer will be considered as withdrawn.

(DR. SALAR KHAN) PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy for information and necessary action to the:-

- > Executive District Officer (Health), Charsadda.
- Medical Superintendent, DHQ Hospital, Charsadda.
- Incharge, RHC, Battagram, District Charsadda.
- Accounts Section, National MNCH Program NWFP Peshawar.
- Mr. Hayat Ullah S/O Mr. Ikram Ullah resident of District Charsadda.

National Maternal, Newborn & Child Health Program, House 45, Street No. 5, Defence officer Colony, Peshawar, NWFP Phone 00 92 91 9213202



GOVERNMENT OF PAKISTAN MINISTRY OF HEALTH



National Maternal, Newborn & Child Health Program, NWFP

OFFICE ORDER

Date: 6/5/03

No. PC.MNCH. H. 1740. It is hereby notified that Mr. Yaqoob Khan working as Helper in the CMW School Peshawar is hereby transferred against the vacant post of Driver in the DF. Hospital, Charsadda with immediate effect. He is further directed to join his duty at his new place of duty. Moreover same terms & conditions will be applied as mentioned in his original appointment order.

PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy for information and necessary action to the:-

- Medical Superintendent, DHQ Hospital, Charsadda.
- Principal, Community Midwifery School, Peshawar.
- > Accounts Section, National MNCH Program NWFP Peshawar.
- Difficial Concerned.

to be true copy



NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCII) PROGRAM, NV/FP

Dated:

No.109-12/IEINCENTED 55/. It is hereby notified that Mr. Zahid S/O Abdur Rehman resident of OFFICE ORDER District Charsadda, is hereby appointed as Naib Qasid, he will draw his salary against the post of Driver on fixed pay Rs. 4000/- against the vacant post at Community Midwifery School Charsadda, on contract basis for a period of one year (extendable) on the terms and conditions mentioned below, in addition to other prevalent rules and regulations applicable:

TERRIS & CONDITIONS.

He is declared medically fit for Govt, service by authorized Medical Superintendent Police & Services Hospital Peshawar.

He will be governed by the same rules and regulations as may be issued by the Govi. 2.

If he wishes to resign, he shall resign in writing by giving prior notice of one month or deposit one mouth pay in lieu of one month advance notice,

His appointment is purely on contract basis and can be terminated without any notice or 4.

He will not be entitled for any pension/gratuity for the services rendered.

If the above terms and condition are acceptable to him, should report for duty to the He has to join duty at his own expenses. 5. office of the undersigned within one week of issuance of this Office Order, failing which 6. 7. the offer will be considered as withdrawn.

Advocate

(DR. SALAR KĒAN)~ PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM. NWFP PESHAWAR.

Copy for information and necessary action to the:-

> Incharge Community Midwifery School, Charsadda.

> Accounts Section, National MNCH Program NWFP Peshawar.

Mr. Zahid S/O Abdur Rehman resident of District Charsadda.



NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCH) PROGRAM, NWFP

OFFICE ORDER

Dated:

No.109-12/MNCH/H/553 ___. It is hereby notified that Mr. Asif Khan S/O Mr. Asharaf Kh resident of District Charsadda is hereby appointed as Naib Qasid, he will draw his salary again the post of Driver on fixed pay Rs.4000/- per month, at Community Midwifery School Charsado on contract basis for a period of one year (extendable) on the terms and conditions mentioned below in addition to other prevalent rules and regulations applicable:

TERMS & CONDITIONS.

He is declared medically fit for Govt. service by authorized Medical Superintendent Police & Services Hospital Peshawar. 2.

He will be governed by the same rules and regulations as may be issued by the Govt.

3. If he wishes to resign, he shall resign in writing by-giving prior notice of one month or deposit one month pay in lieu of one month advance notice. 4.

His appointment is purely on contract basis and can be terminated without any notice or 5,

He will not be entitled for any pension/gratuity for the services rendered.

He has to join duty at his own expenses. 6.

If the above terms and condition are acceptable to him, should report for duty to the office of the undersigned within one week of issuance of this Office Order, failing which the offer will be considered as withdrawn.

> (DR. SALAR KHAN PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy for information and necessary action to the:-

Incharge Community Midwifery School, Charsadda.

> Accounts Section, National MNCH Program NWFP Peshawar.

> PA to Director National MNCH Program, NWFP Peshawar.

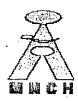
Mr. Asif Khan S/O Mr. Asharaf Khan resident of District Charsadda.

National Maternal, Newborn & Child Health Program, 13/F Khushal Khan Khaltak Road University Town, Peshawar. Telephone Nos. 091-9218638-43 Fax No.091-9218643

-921320g



NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCH) PROGRAM, NWFP



OFFICE ORDER

Dated: 13/05/09

No.109-12/PC/MNCH/2045. It is hereby notified that Mr. Muhammad Ayaz S/O Mr. Niaz Muhammad resident of District Charsadda is hereby appointed as Driver on fixed pay Rs.7000/-per month & 5% as annual increment, against the vacant post for Ambulance Driver at the RHC, Umarzai, District Charsadda, on contract basis for a period of one year (extendable) on the terms and conditions mentioned below, in addition to other prevalent rules and regulations applicable:

TERMS & CONDITIONS.

- 1. He is declared medically fit for Govt. service by authorized Medical Superintendent DHQ Hospital / Police & Services Hospital Peshawar.
- 2. He will be governed by the same rules and regulations as may be issued by the Govt. from time to time.
- 3. If he wishes to resign, he shall resign in writing by giving prior notice of one month or deposit one month pay in lieu of one month advance notice.
- 4. His appointment is purely on contract basis and can be terminated without any notice or reason being assigned.
- 5. He will not be entitled for any pension/gratuity for the services rendered.
- 6. He has to join duty at his own expenses.
- 7. If the above terms and condition are acceptable to him, should report for duty to the office of the Executive District Office (H) Charsadda within one week of issuance of this Office Order, failing which the offer will be considered as withdrawn.

PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy for information and necessary action to the:-

ALLESTEL

to be

Executive District Officer (Health), Charsadda.

Medical Superintendent, DHQ Hospital, Charsadda.

Incharge, RHC Umarzai, District Charsadda.

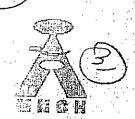
> Accounts Section, National MNCH Program NWFP Peshawar.

Mr. Muhammad Ayaz S/O Mr. Niaz Muhammad resident of District Charsadda.

National Maternal, Newborn & Child Health Program, House 45, Street No. 5, Defence officer Colony, Peshawar, NWFP
Phone 00 92 91 9213202



NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCH) PROGRAM, NWFP



OFFICE ORDER

Dated://05/09

No.109-12/PC/MNCH/ 1620. It is hereby notified that Mr. Dawcod Jan S/O Mr. Sattar Gul resident of District Charsadda is hereby appointed as Driver on fixed pay Rs.7000/-per month & 5% as annual increment, against the vacant post for Ambulance Driver at the RHC Sherpoo, District Charsadda, on contract basis for a period of one year (extendable) on the terms and conditions mentioned below, in addition to other prevalent rules and regulations applicable:

TERMS & CONDITIONS.

- 1. He is declared medically fit for Govt. service by authorized Medical Superintendent DHQ Hospital / Police & Services Hospital Peshawar.
- 2. He will be governed by the same rules and regulations as may be issued by the Govt. from time to time.
- 3. If he wishes to resign, he shall resign in writing by giving prior notice of one month or deposit one month pay in lieu of one month advance notice.
- 4. His appointment is purely on contract basis and can be terminated without any notice or reason being assigned.
- 5. He will not be entitled for any pension/gratuity for the services rendered.
- 6. He has to join duty at his own expenses.
- 7. If the above terms and condition are acceptable to him, should report for duty to the office of the incharge, RHC Sherpoo, Charsadda within one week of issuance of this Office Order, failing which the offer will be considered as withdrawn.

(DR. SALAR KHAN)

PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy for information and necessary action to the:-

Executive District Officer (Health), Charsadda.

> Medical Superintendent, DHQ Hospital, Charsadda.

> Incharge, RHC, Sherpoo, District Charsadda.

Accounts Section, National MNCH Program NWFP Peshawar.

Mr. Dawood Jan S/O Mr. Sattar Gul resident of District Charsadda.

TESTEL to true copy

National Marernal, Newborn & Child Health Program, House 45, Street No. 5, Defence officer Colony, Peshawar, NWFP Phone 00.92 91 9213202



NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCH) PROGRAM, NWFY

OFFICE ORDER

On the recommendation of Selection Committee, the following are here by appointed as Driver in BPS-04 plus usual allowances as admissible under the rules of "Support to National MNCH Program NWFP" Peshawar, against the vacant posts, on contract basis for a period of one year (extendable) on the terms and conditions mentioned below, in addition to other prevalent rules and regulations applicable:

e NO	NAME FATHER NAME
S.NO.	Akhtar Gul Mohib Gul
$\sqrt{1}$	Sardar Ali Syed Amir Jan
· 2.	Khanzada Said Raza
4.	Kishwar Khan Gul Dad Khan

TERMS & CONDITIONS.

There are declared medically fit for Govt. service by authorized Medical Superintendent & Services Hospital Peshawar

The will be governed by the same whos and regulations as may be issued by the Govt.

from time to time. If they wish to resign, they shall resign in writing by giving prior notice of one month or . 3. deposit one month pay in lieu of one month advance notice.

Their appointment is purely on contract basis and can be terminated without any notice or reason being assigned.

They will not be entitled for any pension/gratuity for the services render. . .

They have to join duty at their own expenses.

If the above terms and condition are acceptable to them, they should report for duty to the office of the undersigned within one week of issuance of this Office Order, failing which the ofter will be considered as withdrawn.

> (DR. CAPT. MUHAMMAD SALIM) PROVINCIAL COORDINATOR NATIONAL MNCH PROCESAM NWFP PESHAWAR.

Copy for information and necessary action to the:-

Finance Officer, National MNCH Program NWFP Peshawar.

PA to Director General Health Services, NWFP Peshawar.

Official Concerned.

ជាចំ សាមគ្គ ១១១១។ Adv. Lot

National Maternal, Newborn & Child Health Program, 13/P Khushal Khan Khanak Road University Town, Peshawar Telephone Nos. 091-9213638-43 Fax No.091-92.3643



WHEN THE WARLSTAN

核氧化物 A STEEL STATE STATE STATE OF STAT CITE DETERMEDITATION COLLEGE RAM, NWFP

OFFICE ORDER

Dated: 31/6/19

No 109-12/PC/MNCHW//// Miss hereby not hed that Mr. Shehryar S/O Mr. Ghulam Muliammad resident of District Charsadda is hereby appointed as Ambulance Driver on fixed pay Rs. 7000/per month & 5% as ambulance charging against the vacant post for Ambulance Driver at the Civil Abopital, Tangi. District Charsadda on contract basis for a period of one year (extendable) on the terms and conditions mentioned below in addition to other prevalent rules and regulations applicable:

TERMS & CONDITIONS

He is declared inedically hit lor Gove service by authorized Medical Superintendent DHQ Hospital / Police & Services Hospital Pushawar.

He will be governed by the same rules and regulations as may be issued by the Govt. 2.

from time to time:

If he wishes to resign he shall resign in writing by giving prior notice of one month or deposit one month pay in lieu of one month advance notice.

His appointment is purely on confract basis and can be terminated without any notice or reason being assigned.

He will not be entitled tor any pensional army togethe services rendered.

He has to join duty at his own expenses.

He has to join duty at his own expenses.

He has to join duty at his own expenses.

He has to join duty at his own expenses. office of the Incharge / Medical superintendent, Civil Hespital, Tangi, District Charsadda within one week of issuance of this Office Order, failing which the offer will he considered as withdrawn.

FIDR SALAR KHA PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy for information and necessary detion to the

Incharge / Medical Superintendent Civil Flospital. Tangi, District Chargeda.

Accounts Section. National MINCH Programs (vizitor)

Mr. Shehryar S/O Mr. Ghulam Mulianinnid resident of District Charsade ...

National Maternal, Newborn & Child-Health Program Flouse, 15 Street, No. 5, Defence officer Colony, Peshawar, NWFP

OFFICE OF THE EXECUTIVE DOWNTRY TO THE HEALTH CHREADDA. 56/6-19EDO(H) CHARSADDA: DATED THE

copy forwarded to the ...

Provincial Coordinator National MNCH Programs Peshawar.

Senior Medical Officer Tacharge THO: Hospital Targi.

3. Accountant WMCH Trogramm Charandda

official concerned

tor information and Waction.

EXECUTIVE DISTRICT OFFICER





(A'TIONAL MATERNAL, NEWBORN & Le îld Health (MNCH) program, nwep

OFFICE Civ. F.

Dated: // 55 20 68

No.169-12401-12401-12401-12401-1240 of the Mr. Jehan Sher Khan S/O Li.. Dilbar Jan resident of District Swat is hereby appointed as Naib Qasid, he will draw his salar; against the post of Driver on inset pasy Rs.7000/-per month against the vacant post at Communit, Midwifery School Swat, on contrast breis for a period of one year (extendable) on the terms and conditions mentioned below, in addition to other prevalent rules and regulations applicable:

R. M. L. C. Con Lin is

- 1. He is distinct medically fit for Govt, service by authorized Medical Supermundent DHQ Frequent Police & Services Hospital Peshawar.
- 2. He will be granted by the same rules and regulations as may be issued by one flow time to date.
- 3. If he seemes to resign, he shall resign in writing by giving prior notice of one that the deput it on to the pay in lieu of one month advance notice.
- 4. Ells appointment is purely on contract basis and can be terminated without any notice or reason terms as agreed.
 - 5. He will move equited for any pension/gratuity for the services rendered.
 - Ite has a jou duty at his own expenses.
- If the her actual and condition are acceptable to him, he should report for a 3 to the affice of the undersigned within one week of issuance of this Office Order, fan its which the other will be considered as withdrawn.

PROVINCIAL COORDIÑATĞR NATIONAL MNCH PROCKAM

NWFP PESHAWAK

Copy for information are excessary action to the:-

Incharge Contonualty Midwifery School, Swat.

Accounts Section, National MNCH Program NWFP Peshawar. ..

> I.fr. Jehan Suer Khan S/O Mr. Dilbar Jan resident of District Swat.

WITESTED WITE

National Material, Newbels & Child Health Progress, House 45, Street No. 5, Defence officer Could, Progress, 170, 73 Phone 09 92 91 9213202



NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCH) PROGRAM, NWFP



Dated: 10-06-2009

No.109-12/PC/MNCH/ 2154. It is hereby notified that Mr. Buner Gul S/O Mr. Abdur Rehman OFFICE ORDER resident of District Charsadda is hereby appointed as Driver on fixed pay Rs.7000/-per month & 5% as annual increment, against the vacant post for Ambulance Driver at the BHU, Mohamma Nari, on contract basis for a period of one year (extendable) on the terms and conditions mentione below, in addition to other prevalent rules and regulations applicable:

- He is declared medically fit for Govt. service by authorized Medical Superintendent TERMS & CONDITIONS. 1.
- He will be governed by the same rules and regulations as may be issued by the Govt. 2 from time to time.
- If he wishes to resign, he shall resign in writing by giving prior notice of one month or 3.
- His appointment is purely on contract basis and can be terminated without any notice or 4.
- He will not be entitled for any pension/gratuity for the services rendered.
- If the above terms and condition are acceptable to him, should report for duty to the office of the Executive District Officer (Health) Charsadda within one week of 5. issuance of this Office Order, failing which the offer will be considered as withdrawn. 6. 7.

DR. SALAR KHAN PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

CODY

Copy

Copy for information and necessary action to the:-

> Executive District Officer (Health), Charsadda.

Medical Superintendent, DHQ Hospital, Charsadda. Incharge, BHU, Mohammad Nari, District Charsadda.

Accounts Section, National MNCH Program NWFP Peshawar.

Mr. Buner Gul S/O Mr. Abdur Rehman resident of District Charsadda.

National Mi

National Maternal, Newborn & Child Health Program, House 45, Street No. 5. Defence officer Colony, Peshawar, NY



NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCH) PROGRAM, NWFP

OFFICE ORDER

Dated: 8/7/08

No.109-12/MNCH/H/ 522. It is hereby notified that Mr. Ayaz Khan S/O Mr. Nazar Gul resi of District Mardan is hereby appointed as Naib Qasid, he will draw his salary against the po-Driver on fixed pay Rs.4000/-per month at Community Midwifery School Mardan, on con basis for a period of one year (extendable) on the terms and conditions mentioned below, in add to other prevalent rules and regulations applicable:

TERMS & CONDITIONS.

He is declared medically fit for Govt. service by authorized Medical Superintenden 1. Police & Services Hospital Peshawar.

He will be governed by the same rules and regulations as may be issued by the Govt 2.

from time to time.

If he wishes to resign, he shall resign in writing by giving prior notice of one month of 3. deposit one month pay in lieu of one month advance notice.

His appointment is purely on contract basis and can be terminated without any notice or 4.

reason being assigned. He will not be entitled for any pension/gratuity for the services rendered. 5.

He has to join duty at his own expenses. 6.

If the above terms and condition are acceptable to him, should report for duty to the office of the undersigned within one week of issuance of this Office Order, failing which the offer will be considered as withdrawn.

> (DR. SALAR KHAN) PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy for information and necessary action to the:-

Incharge Community Midwifery School, Mardan.

> Accounts Section, National MNCH Program NWFP Peshawar.

> PA to Director National MNCH Program, NWFP Peshawar.

Mr. Ayaz Khan S/O Mr. Nazar Gul, District Mardan.

Advatale

MUR GODY

National Maternal, Newborn & Child Health Program, 13/F Chushal Khan Khattak Road University Town, Peshawar. Telephone Nos. 091-9218638-43 Fax No:091-9218643





NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCH) PROGRAM, NWFP



Dated: 01.09-09.

OFFICE ORDER

No.109-12/PC/MINCH/3594-27 , It is hereby notified that Mr. Kaka Khan S/O Mr. Shah Zada resident of District Swat is hereby appointed as Driver on fixed pay Rs. 7000/-per month & 5% as annual increment, against the vacunt post for Ambulance Driver at the Civil Haspital Khwaza Khela, District Swat on contract basis for a period of one year (extendable) on the terms and conditions mentioned below, in addition to other prevalent rules and regulations applicable:

TERMS & CONDITIONS.

He is declared medically fit for Govt, service by authorized Medical Superintendent DHQ Hospital / Police & Services Hospital Peshawar.

He will be governed by the same rules and regulations as may be issued by the Covt. irom time to time.

If he wishes to resign, he shall resign in writing by giving prior notice of one month or 3. deposit one month pay in lieu of one month advance notice.

His appointment is purely on contract basis and can be terminated without any notice or 4. reason being assigned.

He will not be entitled for any pension/gratuity for the services rendered.

He has to join duty at his own expenses. Ó.

If the above terms and condition are acceptable to him, should report for duty to the office of the Incharge / Medical Superintendent, Civil Hospital, Khavaza Khela, District Swar within one wask of issuance of this Office Order, failing which the offer will be considered as withdrawn.

> DR. SALAR KHA PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM

NWFP PESHAWAR

Copy for information and necessary action to the:-

Executive District Officer (Health) Swat.

Incharge / Medical Superintendent, Civil Hospital, Khwaza Khela, District Swat.

Accounts Section, National MNCH Program NWFP Peshawar.

> Mr. Kaka Khan S/O Mr. Shah Zada resident of District Swat.

National Maternal, Newborn & Child Health Program, House 45, Street No. 5, Defence officer Colony, Peshawar, NWFP Plione 00 92 91 92 (3202





NATIONAL MATERNAL, NEWBORN & CHILD HEALTH (MNCH) PROGRAM, NWFP

Dated: 07 /1/ \$000

No.109-12/WINCH/H////43 _. It is hereby notified that Mr. Abdul Hamid S/O Mr. Abdul Majeed resident of District Buner is hereby appointed as Naib Qasid, he will draw his salary against the post of Driver on fixed pay Rs.4000/-per month, against the vacant post at Community Midwifery School Buner, on contract basis for a period of one year (extendable) on the terms and conditions mentioned below, in addition to other prevalent rules and regulations applicable:

TERMS & CONDITIONS

He is declared medically fit for Govt. service by authorized Medical Superintendent 1. Police & Services Hospital Peshawar.

2. He will be governed by the same rules and regulations as may be issued by the Govt.

from time to time.

If he wishes to resign, he shall resign in writing by giving prior notice of one month or 3. deposit one month pay in lieu of one month advance notice.

His appointment is purely on contract basis and can be terminated without any notice or 4.

reason being assigned. He will not be entitled for any pension/gratuity for the services rendered.

5. He has to join duty at his own expenses. 6.

If the above terms and condition are acceptable to him, should report for duty to the 7. office of the undersigned within one week of issuance of this Office Order, failing which the offer will be considered as withdrawn

> PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy for information and necessary action to the:-

Incharge Community Midwifery School, Buner.

Accounts Section, National MNCH Program NWFP Peshawar. 10 500

Mr. Abdul Hamid S/O Mr. Abdul Majeed resident of District Buner.

National Maternal, Newborn & Child Health Program, House 45, Street No. 5, Defence officer Colony, Peshawar, NWFP



NATIONAL MATERIAL NEW DOLLAR SMEE

OFFICEORDER

Daled: / 7-06-98

No. 102-12/MNCIP/I/ Sel. It is hereby mulfied that Mr. Simi S/O Mr. Rahim Dad in hereby mulfied as Driver on fixed pay Ps.4000V per month, against the vacant post at Community Midwifery School Kohat, on contract basis for a period of one year (extendable) on the terms and with the prevalent rules and regulations applicable:

TERMS & CONDITIONS.

- 1. He is declared medically lit for Govt, service by authorized Medical Superintendent Police & Services Hospital Peshawar.
- 2. He will be governed by the same rules and regulations as may be issued by the Govt.

 from time to time.
- If he wishes to resign, he shall resign in writing by giving prior notice of one month or deposit one month pay in her of one month advance notice.
- 4. His appointment is parely on contract basis and can be terminated without any notice of reason being assigned
- 5. He will not be entitled for any pension/grainity for the services rendered
- 6. He has to join duty at his own expenses.
- 7. If the above terms and condition are acceptable to him, should report for duty to the office of the undersigned within any week of issuance of this Office Order, failing which the offer will be considered as withdrawn.

ATTESTEL to be the copy

(DR. SALAR KUAN)

PROVINCIAL COORDINATOR NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy for information and necessary action to the:-

- Incharge Community Midwifery School, Kohat.
- Accounts Section, National MNCH Program NWEP Peshawar.
- Mr Siraj S/O Mr. Rahim Dad.





vi fional maternal, newborn & CHILD HEALTH (MNCHI PROGRAM, NWFP

FICE OF DEB

Dated 24/11/03

the 109 12/W NULL'S 12 St. It is hereby notified that Mr. Sour of Waltab Sitt Mr. Fazad fichers a hereby of process as Naib Quald, he will draw the animy against the post of their er the fixed pay Re-701,07-per month & 8% as annual insection, against the vacant perfor-Community Lindwiss y School Manches on costupe, busin for a period of one year restricted to on the terror and constituents mentioned below. It ad Brief to other provident rules, and regulations. وتعديد والروون

Prices & POVULLED

He is declined medically fit for Gove service by authorized Medica. Superintendant Politica de Services i lospital Peshawar.

has will be governous by the same rules and regulations in may be casted by the Octo. 1.

If he arshes to reagh, he shall resign in writing by giving prior notice of one month or deposit one month pay in lieu of one month advance; notice,

His appointment is parely on contract busis and can be terminated without any notice of

contact for any pension/granuty for the service condered. សារភាព នៃសារ He will not

If the above the end condition are acceptable to him, should report for dut, to be He has to join buty a lies over expenses adfice of the andersigned within one work of assumes of this Office Order, failing was ch the of er will commidered as withdeases

> PROVINCIAL COURDINATOR CATIONAL MNCH PROGESM HWFP PESEA & A.

Copy for information and accusary action to their

adedical Super members, DHQ Haspital, Mundicial Accounts Section National MINCH Program NWFB Feshawar.

lylr, Noor us of alich \$40 Mr. Fazzi Rekraun.

Rational Material, Reviews & Could ble alle Program, Hambell, Street No. 5, then ag After Colony Perhansar, tow P Pariot (id 12 3) \$21 1202





COVERNMENT OF PAKISTAN MINISTRY OF HEALTH



Nation of Child Sould Program, NWPP

OUGCEORNIE

Date 30/4/07

No. 19 MACHAIL And the continued that Mr. Noor of Wahab Site life is a terrorian working as Names, a construct the post of Driver in the Executive Mathetal things of the continue the CMW School Swabl & Mr. Zahir Mahabatat a single man Nath Quald is here. The continue to the CMW School Swabl & Mr. Zahir Mahabatat a single man to Quald with particular their new place of day. Moreover, and terrorial decorations will be a continued in their original appointment and at

DR. SAYAR KRAN-2-LORD PROVINCIAL COORDINATIONAL MINETI PROGRAMAN NWEEP PESHAWAR

Copy for information and more sury action to the:-

> fixeemire the continuer (Health) Swabi.

Principal, Caramann, Midwifery School Swabi.
 Accounts Sacana, National MNCH Program NWFP Peshawar.

5 Official Constraint

ATTESTED TOPY



GOVERNMENT OF PAKISTAN MINISTRY OF HEALTH



National Maternal, Newborn & Child Health Program, HWY?

D. 6. 29/07/09 OFFICE ORDER No.109-12/MNCH/H/ 2013 . The competent authority has been pleased to adjust all the Naib Qasid working against the post of Driver in the Community Mitwifery Schools (NINCII Program, NWFP) on the original post of Driver with the same terms & conditions as mentioned in their appointment order. Further more, the official concerned are directed to submit their arrival report as Driver to office of the undersigned through their respective Principal, CMW School.

> PROVINCIAL COORDINATION NATIONAL MNCH PROGRAM NWFP PESHAWAR.

Copy forwarded to the:-

> All Principal, Community Midwifery Schools, with the request to get the arrival report from the official concern & submit to the office of the undersigned proceed further.

Accounts Section, National MNCH Program NWFP Peshawar, for information and necessary action.

to he fres copy Advecate











Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018

Khyber Pakhtunkhwa Act No. X of 2018

AN ACT to provide for the appointment and regularization of services of certain employees appointed on adhoc basis against civil posts and contract basis against project posts in the Province of Khyber Pakhtunkhwa

2nd Mar 2018

WHEREAS it is expedient to provide for the appointment and regularization of services of certain employees appointed on adhoc basis against civil posts and contract basis against project posts in the Province of Khyber Pakhtunkhwa;

It is hereby enacted as follows:

- I. Short title, application and commencement. (1) This Act may be called the Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018.
- (2) It shall apply to all the employees as defined in clause (e) of subsection (1) of section 2 of this Act.
 - (3) It shall come into force at once.
- 2. Definitions. (1) In this Act, unless the context otherwise requires;
 - (a) "Commission" means the Khyber Pakhtunkhwa Public Service Commission;

ATTESTED

to be (Carry

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wp5098 2019 Shabir Anmad vs Govt full USB 41 PG







Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018

- "contract appointment" means the appointment of a duly qualified (b) person, for a specific period, made against project posts, in a prescribed manner;
- "Departmental Selection Committee" means a Departmental (c)Selection Committee, constituted for the purpose of making selection for initial recruitment to civil post under a Government Department or office of Government;
- "Government" means the Government of Khyber Pakhtunkhwa; (d)
- "employees" mean duly qualified, -(e)
 - one hundred and fifty-eight (158) District Specialists of Health Department, who are appointed on adhoc basis against civil posts w.e.f. 4th July, 2017 and holding such civil posts till the commencement of this Act; and
 - persons, who are appointed in the projects on contract (ii) basis in accordance with the project policy;
- "Government Department" means a Government Department, as (f) defined in the Khyber Pakhtunkhwa Government Rules of Business, 1985;
- "law or rule" means law or rule, for the time being in force (g)governing the selection and appointment of civil servants;
- "project" means a perpetual nature project, the continuation of (h) which and conversion to regular budget is essential for service delivery duly identified by the Departments and reflected in the Schedule;
 - "civil post" means a civil post under Government or in connection with the affairs of Government to be filled in on the recommendation of the Commission;
- "project post" means a post in the project; and (i)
- (k) "Schedule" means a Schedule appended to this Act.
- The expression "adhoc appointment" shall have the same meaning (2)assigned to It in the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtynkhwa Act No. XVIII of 1973).
- Regularization of services of adhoc employees .---Notwithstanding anything contained in any law or rules, the employees at sub-clause (i) of clause (e) of sub-section (1) of section 2 of this Act, appointed on adhoc basis against civil posts and holding such civil posts till the commencement of this Act, shall be deemed to have been validly appointed on regular basis, from the date of commencement of this Act, subjected werification of their qualifications and other credentials by the concerned Government Denartment.

(i)





*460 Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018

4. Regularization of services of project employees.—Notwithstanding anything contained in any law or rules, the employees of sub-clause (ii) of clause (e) of sub-section (1) of section 2 of this Act, appointed on contract basis against project posts and holding such project posts till the commencement of this Act, shall be deemed to have been validly appointed on regular basis from the date of commencement of this Act, subject to verification of their qualifications and other credentials by the concerned Government Department:

Provided that the terms and conditions of services of employees reflected at S. No. 5 of the Schedule shall further be governed under the National Disaster Management Authority Act, 2010 (Act XXIV of 2010) and Regularization made thereunder, and the terms and conditions of services of employees reflected at S. No. 6 & 7 of the Schedule shall be governed under the Khyber Pakhtunkhwa Emergency Rescue Services Act, 2012 (Khyber Pakhtunkhwa Act No. XV of 2012).

- 5. General conditions for regularization.--- For the purpose of regularization of the employees under this Act, the following general conditions shall be observed:
 - (i) the service promotion quota of all service cadres shall not be affected;
 - (ii) the employees shall posses the same qualification and experience as required for a regular post;
 - the employees have not resigned from their services or terminated from service on account of misconduct, inefficiency or any other grounds before the commencement of this Act; and
 - the service of such employees shall be deemed to have been regularized only on the publication of their names in the Official Gazette.
- 6. Seniority. (1) Except the employees mentioned in the proviso to section 4 of this Act, whose services are to be regulated by their respective laws and rules, all other employees whose services are regularized under this Act or in the process of attaining service at the commencement of this Act, shall rank junior to all civil servants belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act, and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the Commission or Departmental Selection Committee, as the case may be, made before the commencement of this Act, are to be appointed to the respective service or cadre, irrespective of their actual date of appointment.
- (2) The seniority inter-se of the employees, whose services are regularized under this Act within the same service or cadre, shall be determined on the basis of their continuous officiation in such service or cadre:

Provided that if the date of continuous officiation in the case of two or more employees is the same, the employee older in age shall rank senior to the younger

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wp5098 2019 Shabir Ahmad vs Govt full USB 41 PG



Khyber Pakhtunkhwa Employees (Regularization of Services) Act, 2018

7. Removal of difficulties. — If any difficulty arise in giving effect to any of the provisions of this Act, the Chief Minister may make such order not inconsistent with the provisions of this Act as may appear to it to be necessary for the purpose of removing such difficulty:

Provided that no such powers shall be exercised after the expiry of one year from the coming into force of this Act.

8. **Overriding effect.** — Notwithstanding anything to the contrary contained in any other law or rule for the time being in force, the provisions of this 'Act shall have an overriding effect and the provisions of any such law or rule to the extent of inconsistency to this Act shall cease to have effect.

Schedule See section 2(1)(h)(k)

- Capacity Bullding of Planning ad Development Department.
- 2. Establishment of M&E System in Khyber Pakhtunkhwa.
- 3. Sustainable Development Unit, Planning and Development Department.
- 4. Urban Policy Unit, Planning and Development Department.
- 5. Provincial Reconstruction, Rehabilitation & Settlement Authority under Provincial Disaster Management Authority.
- 6. Establishment of Emergency Rescue Services (Rescue 1122) in 16 Districts.
- 7. Establishment of Planning, Monitoring & Evaluation Wing in ERS (Rescrience STED 112) Headquarter.
- Roll Back Malaria Control Progam.
- 9. Prime Minister's Progam for prevention and control of Hepatitis.
- 10. Establishment of Financial Management Cell in Health Department
- 11 Establishment of Safe Blood transfusion.
- 12. Strengthening of TB Control Progam Khyber Pakhtunkhwa.
- Establishment of Procurement Cell in office of DG Health Service, Peshawar.
- 14. Mother, Neonatal and Child Health (MNCH) Program in Khyber Pakhtunkhwa.

Social Health Protection Initiative for Khyber Pakhtunkhwa.

stablishment of Bacha Khan Medical College, Mardan.

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GOVERNMENT OF KHYBER PAKHTUNKHWA HEALTH DEPARTMENT

Amnexuse-C

Poshawar, Dated the 24.05.2019

NOTIFICATION

No. E&A/Health/2-65/2019: In pursuance of the Provincial Cabinet Khyber Pakhtunkhwa decision dated 09-05-2019 and Peshawar High Court, Peshawar Judgement dated 12-03-2019, this Department's carlier provisional notification of even number dated 02-04-2019 shall stand superseded, and consequent upon the approval of Khyber Pakhtunkhwa Provincial Cabinet dated 09.05.2019, the following staff of "Mother, Neonatal and Child Health (MNCH) Program in Khyber Pakhtunkhwa" appointed on adhoc/contract basis, are hereby regularized in terms of Section 4 of the Khyber Pakhtunkhwa Employees (Regularization of services) Act, of Section 4 of the Khyber Pakhtunkhwa Employees (Regularization of the Act i.e. 2018 against the posts as mentioned below from the commencement of the Act i.e. 207.03.2018:-

C	7.03.2	2018:-		BPS	Designation	as
		Name	F/Name		per PC-I	
۱٤	6#	Name	Maaz Ullah Khan	17	Office	. : 1
-	1.	Seema Gul	Maaz Unan Imaa		Superintenden	<u></u>
١	1.		Muhammad Rasool	16	Computer	·]
\ 	2	Azmat Ullah			Operator	
-			Abdul Hameed Khan	. 16	Computer Operator	:
ŀ	3.	Noor Ahmad	Abbita	\	Accountant	
- 1	_		Sar Taj	16_	Accountant	
-	.4.	Wakcel Taj	Muhammad Ali Saccd	16	Vecommen	
ţ	5.	Asad Saccd	Durrani	·	Accountant	
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ľ	6.	Kamran Ahmad Khan	Sayed Rangeen Shah	16	Junior Clerk	
Ì	7.	Sayed Osama Zahid	Abdul Aziz	11	Junior Clerk	***
1	8.	Naveed Ahmad	Muhammad Afzal	11_	Junior Clerk	
.	9.	Norcen Afzal	Bashir Ahmad Khan	11	Junior Clerk	٠.
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	14.	Asghar Khan	HabeebUllah Khan	06	Driver	
더	15.	Mati Ullah	Nazar Gul	_ 06	Driver	
	16.	Ayaz Khan	Karam Dad Khan	06		
	17.	Amir Shehzad	Bashir Khan	06		
	18.	Shabir Ahmad	Wali Ur Rehman	06		
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GOVERNMENT OF KHYBER PAKHTUNKHWA HEALTH DEPARTMENT

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Services of the

GOVERNMENT OF KHYBER PAKHTUNKHWA HEALTH DEPARTMENT

			Gul Mocen	03	Helper
1	117.	Niaz Moeen	Jafar Khan	03	Helper
	118.	Noman Khan	Khan Jahan	03	Helper
	119.	·Durdana Khan		03	Helper
Γ	120.	Tariq Aziz	Noor Ahmad	03	Helper
	121.	Nisar Muhammad	Yar Muhammad	703	Sweeper
	122.	Shaheen Bibi	W/O Munir Lal	03	Sweeper
T	123.	Arnin Khan	Qutab Khan	03	Sweeper
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r	130.	Anwar Gul	Muhammad Gul	03	Sweeper
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ŀ	138.	Taj Mail Shah	Sardar Khan	03	Sweeper
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ŀ	140.	Rafi Ullah Khan	HabibUllah Khan	03_	Cook
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ŀ	$\frac{1}{142}$.	Ms. Zahida Perveen	Mehboob Ahmad	_03_	Cook
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-	144.	Ms. Gaman Begum	Jan Ullah	_03_	Cook
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7	146.	Mushtaq Ali	Fida Muhammad	03	Cook
刃	147.	Ms. Momin Nisa	Wazir Muhammad	03	Cook
/		Sheer Nadar	Barakat Ullah	03	Cook
	148.	Nadar Khan	Ghafoor Khan	03_	Cook
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1	151.	Muhammad Subhan	Muhammad Sher	03	Cook
İ	152	Williammad Subman	Idan	_	
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8	158.		Shahbaz Khan	03	Chowkidar
유	159.	Muhammad Hayat	Abdul Malik	03	Chowkidar
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wp5098 2019 Shabir Ahmad vs Govt full USB 41 PG



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162.	Muhammad Saccd	Abdul Sami	03	Chowkidar
163.	Amir Waheed	Atta Ur Rehman	03	Chowkidar
164.	Muhanımad Ayaz	Muhammad Sattar		
1		Khan Laiq Bacha	03	Chowkidar
165.	Fazal Wadood	Behram Khan	03	Chowkidar
166.	Sadat Khan	Noor Subhan	03	Chowkidar
167	Rahim Rehmani		03	Chowkidar
168.	Gharat Ali Khan	Zarnanus	03	Chowkidar
169.	Qutub Ud Din	Abdur Raheem	03	Chowkidar
170.	Gul Baz Khan	Ameer Baz Khan	03	Chowkidar
171.	Mir Wali Shah	Mirza Ali Shah	03	Chowkidar
172	Nizaam Ullah	Saeed Ullah	03	Chowkidar
173	Waheed Khan	Abdul Jalil	03	Chowkidar
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175	Aslam Baig	Amir Khan	03	Chowkidar
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184		Muhammad Yar	03_	Chowkidar
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186		Sayed Muhammad	03_	Chowkidar
187		Taj Muhammad Khan	03	Chowkidar
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190		Tila Muhammad	03_	Chowkidar
191		Wazir Husain	03	Chowkidar
192		Shehzada	03	Chowkidar
193	. Imran	Jafar Shah	03	Chowkidar
194	. Salman Khan	Udiat Division		

All the controlling officers shall verify the credentials of the above mentioned staff from concerned boards/institutes and submit a complete report to this Department. In case found fake/ambiguous, the regularization shall stand cancelled automatically ab initio.

The entre-c-seniority shall be determined as per rules.

SECRETARY TO GOVT. OF KHYBER PAKHTUNKWA HEALTH DEPARTMENT

Endst: No. & date even:

Copy forwarded to the:

To Be True Copy

Accountant General, Khyber Pakhtunkhwa.

Director General, Health Services, Khyber Pakhtunkhwa.

Project Director, Mother, Neonatal and Child Health (MNCH) Program in Khyber

Pakhtunkhwa with the request to continue their emoluments for posts being held by them and shift the same to regularize post which shall stand created w.c.f the date of formal notification by the Finance Department.

PSO to Chief Secretary, Khyber Pakhtunkhwa.

PS to Minister for Health Khyber Pakhtunkhwa.

PS to Secretary/Spl: Secretary, Health Department

Officer/Official concerned

wp5098 2019 Shabir Ahmad vs Govt full USEFFFION OFFICEIX (GENERAL) HEALTH DEPARTMENT

Department: HOUTH - MNCH



inc. Stop of Alignment

Designation Date of appointment

Place of Posting/Station

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(For Civil Servants & Police Department)

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Note: The entries on this page should be renewed are re-attested as least every five years in the signature to lines 11 and 12 should be cated
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1. Name Shahis. Ahmad
2. NIC No 1710/- 1649486-3
3. Race Misher 4. District of Domicile Charsacldg
5. Residence Possil and Distr Charles seda
6. Father name and residence Pashir Ichan
7. Date of Birth by Christian era as nearly as can be ascertained: 06-09-1990
8. Exact height by measurement: 5 Feets 3 Inches. (53)
9. Personal Marks for Identification:
10. Left Hand Thumb and Finger Impression of (Non Gazetted Officer) Little Finger Ring Finger Middle Finger
Little Finger Ring Finger Middle Finger
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2. Signature & Designation of the Head of the Office, or other attesting officer.

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(For Civil Servants & Police Department)



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Note: The entries on this page should be renewed are re-attested as least every five years in the signature to line

1. Name Hayatullala	
2. NIC No. 17101-0358809-1	
3. Race Addian	
5. Residence Told	100
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and residence Rramullal Dit	
7. Date of Birth by Christian era as nearly as can be ascertained: 12-04-1975	
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<u>6.</u>	Father name and residence ABD UR REHMAN
7.	Date of Birth by Christian era as nearly as can be ascertained: 1979
8.	Exact height by measurement: 5.7%
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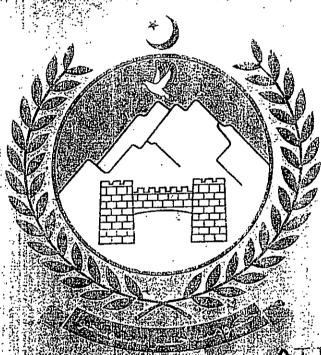
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Grade 1 to 15 (Non Gazetted)



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(For Civil Servants & Police Department)

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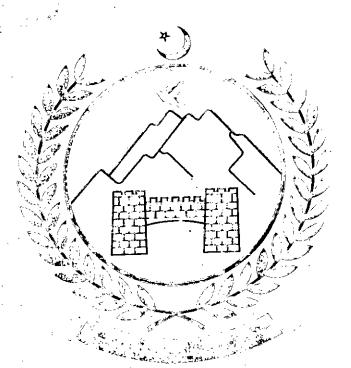
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Grade 1 to 15 (Non Gazetted)



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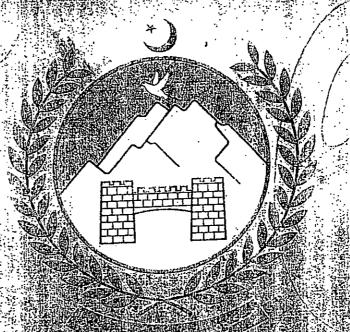
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Grade 1 to 15 (Non Gazetted)



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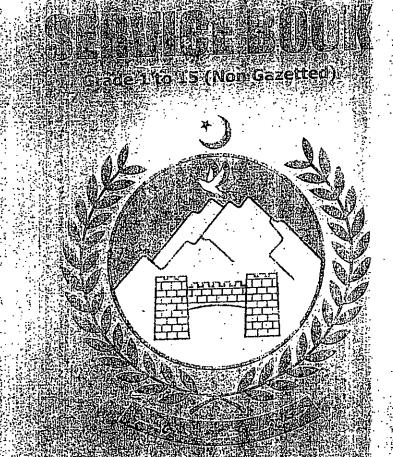
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Reserve Duties

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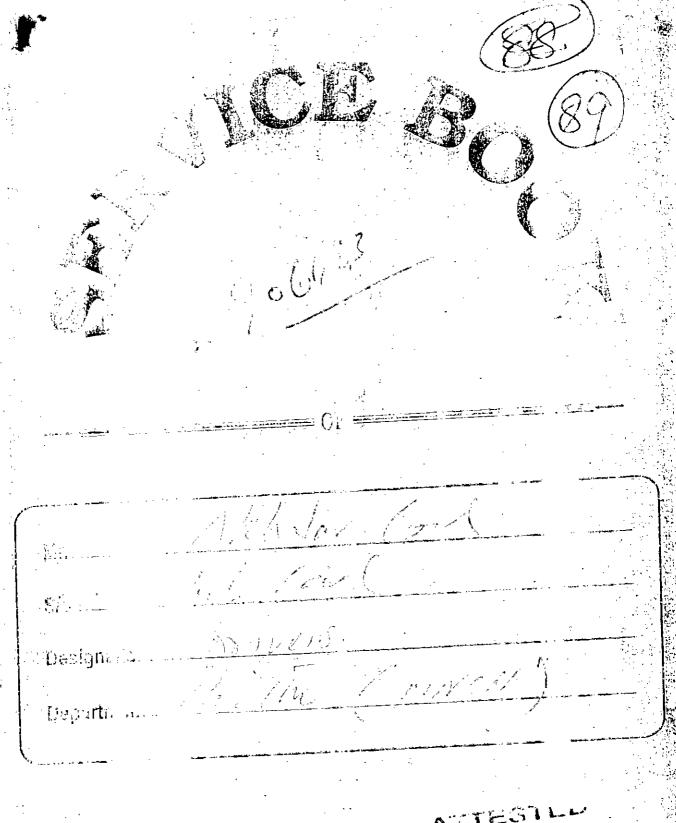
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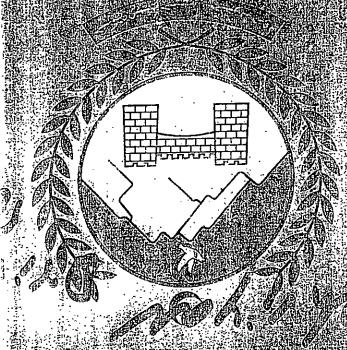
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