

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No.1006/2016

Engr. Nasir Zaman Khan,
SDO/Section Officer (Tech),
Public Health Engg: Department PeshawarAppellant

V E R S U S

Chief Secretary to
Govt. of Khyber Pakhtunkhwa & others Respondents

PARA WISE COMMENTS ON BEHALF OF RESPONDENTS NO.1 & 2

Respectfully Sheweth,

Preliminary Objections

1. That the appellant has got no locus standi.
2. That the appellant has not come to this Honorable Tribunal with clean hands.
3. That the appeal is time barred.
4. That the appellant is barred by law.
5. That the appeal is not maintainable in its present form.
6. The appeal is bad for mis-joinder/non-joinder of necessary parties.

Facts of the case

1. No comments. The same pertains to records of respondents No.3 & 4.
2. No comments. The same pertains to records of respondents No.3 & 4.
3. No comments. The same pertains to records of respondents No.3 & 4.
4. Correct to the extent that consequent upon their recommendation by the Khyber Pakhtunkhwa Public Service Commission, Peshawar, the appellant alongwith other 24 persons were appointed as Assistant Engineers/SDOs (BPS-17) in PHE Department on 19-04-2013, 21-04-2014 and 04-07-2014 (**Annex-I, II & III respectively**). Whereas the case of 6-candidates having domicile of FATA (Zone-I) was sent to the FATA Secretariat for further necessary action (**Annex-IV**).
5. Correct to the extent that after the appointment of appellant the seniority list was issued twice i.e. at the start of calendar years 2015 & 2016, however, the appellant has never objected on their tentative seniority within stipulated period of 30-days each year.
6. Correct to the extent that the appellant stands at S.No.50 & 52 of the joint seniority lists of 2015 & 2016 respectively whereas Respondents No.3 & 4 may better explain provision of merit list to the appellant.



7. Incorrect. According to the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989, the inter-se-seniority of civil servants shall be reckoned from the date of their regular appointment/promotion. The seniority of the appellant and all concerned has been fixed as per the ibid rules and the appellant stands at S.No.50 of the joint seniority list issued by the Department on 27-05-2016 (**Annex-V**). Furthermore, the applicant has given due place of his seniority i.e. at S.No.50 for which he deserves as per existing rules/policy of the provincial government. It is further added that the appellant is concealing facts from this Hon'ble Tribunal stating that he was astonished to see the seniority list issued by the Department. The seniority list is a notified public document issued by the department in respect of officers/officials wherein sufficient time are being given to the employees to raise objections pertaining to their seniority. No such objection has been received by the appellant in due course of time as specified under the rules.
8. Incorrect. Appeal/representation for the correction of seniority of the appellant was considered by the department and filed as it had no weightage being time barred and he has never objected on his tentative seniority within stipulated period of 30-days each year in 2015 & 2106.
9. Incorrect. The appellant has made appeal against the seniority on 24-05-2016 which was not only time-barred but also devoid of merits. The respondents also seek permission to raise additional grounds at the time of arguments.

GROUND:

- a. No comments. The same pertains to records of respondents No.3 & 4.
- b. Correct to the extent that total posts in 1st Advertisement No.01/2012 were 12 whereas in 2nd advertisement No.04/2012 were 13 (i.e. 10-General Quota & 3-Women Quota). Moreover, seniority of the appellant and all concerned has been fixed/reckoned from the date of their regular appointment/promotion as per the ibid rules and the appellant stands at S.No.50 of the joint seniority list issued by the Department on 27-05-2016 (**Annex-V ibid**).
- c. Incorrect and not admitted. The department strictly implemented the merit criteria of the recommendation of the Public Service Commission with due consideration of the date of appointment of all the recommendees of the Public Service Commission. No malafide intension is involved in the same.
- d. Incorrect and not admitted. The Department has issued seniority lists of the appellant and all concerned as per Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989 (**Annex-VI**) which provides that the inter-se-seniority of civil servants shall be reckoned from the date of their regular appointment/promotion.



- e. Incorrect and not admitted. While issuing seniority lists, no arbitrariness/uncertainty or deviation of law has been made by the Department; however, seniority of the appellant and all concerned has been fixed/reckoned from the date of their regular appointment/promotion as per Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989.
- f. Incorrect. The Department has acted according to standing instructions of the Provincial Government vide Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989.
- g. Incorrect. No malafide intention or discrimination has been made with the appellant or any other officer while issuing their seniority. The Department usually issuing/circulating tentative seniorities of all cadres of its employees amongst all concerned preferably in the month of January each year with the request to offer objections & omissions, if any, within one month for subsequent correction before issuance of the final seniority list. However, the appellant has never objected on his tentative seniority within stipulated period of 30-days each year in 2015 & 2106.
- h. Incorrect and not admitted. The appellant has been treated according to standing law and instructions of the Provincial Government i.e. Appointment, Promotion & Transfer, Rules, 1989. Furthermore, sufficient time was given to the appellant for submission of objection (if any) on the seniority list but nothing received from him during the stipulated period. Now, after passing more than three years, the appellant has raised objection on the same and wants his undue seniority which will further leads to open a series of court cases by his other colleagues.
- i. Correct to the extent that the public functionaries are duty bound to exercise their powers reasonably in a just and honest manner in the matters of appointment/promotion. Accordingly, the seniority of appellant has been fixed/reckoned according to standing instructions of the Provincial Government and the principle of justice. Thus, the appellant has no right to claim his undue seniority at this belated stage by depriving his colleagues.

In view of the position explained above, the appeal of the appellant may be dismissed with cost being devoid of any merit.



**SECRETARY PHE DEPARTMENT
GOVT. OF KHYBER PAKHTUNKHWA
(Respondent No.1 & 2)**



GOVERNMENT OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGG: DEPARTMENT

Dated Peshawar, the April 19, 2013

OFFER OF APPOINTMENT

No.SO(Estt)/PHED/1-122/2011. On the recommendations of the Khyber Pakhtunkhwa Public Service Commission and in pursuance of the provisions contained in Sub Section (2) of Section 19 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No.XVIII of 1973), as amended by the Khyber Pakhtunkhwa, Civil Servants (Amendment) Act, 2005 (Khyber Pakhtunkhwa Act No.IX of 2005), the Government of Khyber Pakhtunkhwa in the Public Health Engineering Department, is pleased to offer the appointment to the following candidates as Assistant Engineer / Sub Divisional Officer (BPS-17) in the Public Health Engineering Department @ Rs.16000-1200-40000, subject to the terms & conditions mentioned below:-

S.No.	Name of the Candidate
1.	Taskeen Ahmed D/O Ghulam Ahmed, Muhallah Albadar Village Chamnaka Tech. Havelian District Abbottabad. C.N.I.C # 13101-5900878-4
2.	Sania Mehtab D/O Abdullah Khan, House No. 127 Street 8, Sector L-1, Phase 3, Hayatabad Peshawar. C.N.I.C # 17301-8028176-6.
3.	Faiza Sana D/O Sana Ur Rehman, House No. C-106 Bicket Gunj Bazar Mardan. C.N.I.C # 16101-9463189-0

TERMS & CONDITIONS:

- i. You will get at the minimum of BPS-17 including usual allowances as admissible under the Rules. You will also be entitled to annual increment as per existing policy.
- ii. The above posts, for all intents and purposes, shall be within the definition of Civil Servants.
- iii. You will be governed by the Khyber Pakhtunkhwa Civil Servants Act 1973 and all the laws applicable to the Civil Servants and Rules framed there-under.
- iv. You will initially be on probation for a period of two years extendable upto three years.
- v. Your services will be liable to termination at any time without assigning any reason, before the expiry of the period of probation / extended period of probation, if your work or conduct during this period is found unsatisfactory. In such an event, you will be given one month's prior notice of termination from service or one month's pay in lieu thereof. In case you wish to resign at any time, one month's notice shall be necessary or in lieu of thereof one month's pay shall be forfeited.
- vi. Your appointment will be subject to verification of your domicile and testimonial from the concerned authorities / offices.
- vii. You will not be entitled to any TA/DA on your first appointment as Assistant Engineer. You will join duty at your own expenses.

2. In case the above terms and conditions are acceptable, you will have to join duty within one month without fail and produce an UNDERTAKING to this effect on a Stamp Paper worth Rs.30/- duly attested by the Oath Commissioner, to the PHE Department Government of Khyber Pakhtunkhwa, Civil Secretariat Peshawar.

3. In case of failure of response to the above offer within stipulated period as mentioned above, the offer shall stand cancelled subject to the extension for the acceptance by the Government.

S E C R E T A R Y

No.SO(Estt)/PHED/1-122/2011 Dated Peshawar, the April 19, 2013

Copy forwarded for information & necessary action to the:-

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Principal Secretary to Chief Minister Khyber Pakhtunkhwa Peshawar.
3. Special Assistant to Chief Minister Khyber Pakhtunkhwa Peshawar.
4. Chief Engineer (South/North) PHE Department Peshawar.
5. Deputy Secretary-II, Khyber Pakhtunkhwa Public Service Commission Peshawar w/r to his letters No.KPK-PSC-SR-VI/024192 dated 17.05.2011, No.KPK-PSC-SR-VI/024193 dated 17.05.2011, and No.KPK-PSC-SR-VI/024194 dated 17.05.2011.
6. PS to Chief Secretary Khyber Pakhtunkhwa Peshawar
7. PS to Secretary PHE Department Peshawar
8. Candidates concerned.
9. Office Order/Personal files


(HAMEEDULLAH SHAH)
DEPUTY SECRETARY (ADMN)



GOVERNMENT OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGG: DEPARTMENT

Dated Peshawar, the April 21, 2014

NOTIFICATION

No.SO(Estt)/PHED/1-122/2014: On their selection by the Khyber Pakhtunkhwa Public Service Commission, Peshawar, the Provincial Government is pleased to appoint the following Assistant Engineers/Sub Divisional Officers in the Public Health Engineering Department in BPS-17 plus other allowances as admissible under the rules with immediate effect:

S.No	Name of Candidate with father's name	S.No	Name of Candidate with father's name
1.	Hafizullah S/o Rahimullah Jan	8.	Rizwan Ullah S/o Hussain Ullah
2.	Muhammad Abid S/o Afzal Khan	9.	Arsalan Khan S/o Nasrullah Khan
3.	Muhammad Ilyas S/o Fidamand	10.	Nasir Zaman Khan S/o Muhammad Zaman Khan
4.	Atif Rauf Niazy S/o Abdur Rauf Niazy	11.	Syed Shahab Ud Din S/o Syed Haleem Shah
5.	Ijaz Ul Haq S/o Mehmood	12.	Fawad Ahmad S/o Nisar Ahmad
6.	Faisal Numan S/o Gul	13.	Shah Nawaz S/o Taj Muhammad
7.	Arshad Iqbal S/o Nisar Muhammad	14.	Iftikhar Azim S/o Lal Azim Khan

2. Their seniority will be determined in accordance with the merit assigned by the Khyber Pakhtunkhwa Public Service Commission. Their initial four months posting shall be considered as practical/undergoing training against the existing vacancies. They will have to pass the prescribed test on completion of four months training.

3. On their appointment, the following transfers/postings of Assistant Engineers/SDOs are hereby ordered with immediate effect, in the public interest:-

S.No	Name	From	To	Remarks
1.	Hafizullah BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	Assistant Design Engineer O/o the C.E (North) PHE Peshawar	Against the vacant post
2.	Muhammad Abid, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Balakot, Mansehra	Against the vacant post
3.	Muhammad Ilyas BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Pattan, Kohistan	Against the vacant post
4.	Atif Rauf Niazy, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Thall, Hangu	Against the vacant post
5.	Ijaz Ul Haq, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Dir Upper	Against the vacant post
6.	Faisal Numan, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Totalai Buner	Against the vacant post
7.	Arshad Iqbal, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Sheringal Dir Upper	Against the vacant post
8.	Rizwan Ullah, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Puran Shangla	Against the vacant post

9.	Arsalan Khan, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division D.I. Khan	Vice S.No.17
10.	Nasir Zaman Khan, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	Assistant Design Engineer O/o the C.E (South) PHE Peshawar	Against the vacant post.
11.	Syed.Shahab Ud Din, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Battagram	Against the vacant post
12.	Fawad Ahmad, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Daggar Buner	Against the vacant post
13.	Shah Nawaz, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	Assistant Design Engineer O/o the C.E (South) PHE Peshawar	Against the vacant post
14.	Iftikhar Azim, BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Lachi Kohat	Against the vacant post
15.	Mr.Zahid Kazmi, BPS-17	SDO PHE Project Sub Division Abbottabad	SDO Bulk Water Supply Unit, PHE Division Abbottabad. Also authorized to hold additional charge of the post of SDO PHE Project Sub Division Abbottabad till completion of the project.	Against newly created post
16.	Mohammad Afzal, BPS-17	SDO PHE Sub Division Kohat	SDO PHE Sub Division Chitral	Against the vacant post
17.	Zafrullah, BPS-17	SDO PHE Sub Division D.I. Khan	Assistant Design Engineer O/o the C.E (South) PHE Peshawar	Against the vacant post
18.	Zeeshan Khan, BPS-17	SDO PHE Sub Division Karak	SDO PHE Sub Division B.D Shah Karak	Against the vacant post
19.	Malik Mohammad Irfan, BPS-11	Sub Engineer PHE Division Lakki Marwat	PHE (OPS) Sub Division PHE Hangu	Against the vacant post
20.	Munawar Ahmad, BPS-11	Sub Engineer PHE Division Bannu	SDO (OPS) PHE Sub Division No.1 Bannu	Against the vacant post
21.	Fazle Mabood, BPS-11	Sub Engineer PHE Division Tor Ghar	SDO (OPS) PHE Sub Division Tor Ghar	Against the vacant post
22.	Sajjad Ali, BPS-11	Sub Engineer PHE Division Charsadda	SDO (OPS) PHE Sub Division Tank	Against the vacant post
23.	Mushtaq Ahmad, BPS-11	Sub Engineer PHE Division Battagram	SDO (OPS) PHE Sub Division Battagram	Against the vacant post
24.	Alam Zeb, BPS-11	Sub Engineer PHE Division Lakki Marwat	PHE Sub Division No.2 Bannu	Against the vacant post
25.	Khurshid Anwar, BPS-11	Sub Engineer PHE Division D.I. Khan	SDO PHE Sub Division Paharpur, D.I.Khan	Against the vacant post
26.	Laiq Zaman, BPS-11	Sub Engineer PHE Division Kohat	SDO (OPS) PHE Sub Division Kohat	Vice S.No.16
27.	Asif Farooq, BPS-11	Sub Engineer PHE Division Karak	SDO (OPS) PHE Sub Division Karak	Vice S.No.18

The Chief Engineer (South/North) PHED and Executive Engineers concerned to furnish the successful practical training certificates in respect of the only public service commission selectees and a common test be arranged by the Administrative Department so that their training capabilities assessed accordingly.

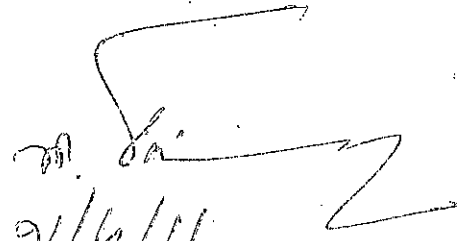
SECRETARY PHED

Endst: No & Date as above:

Copy forwarded for information & necessary action to the:-

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. Chief Engineer (South) PHE Khyber Pakhtunkhwa Peshawar
3. Chief Engineer (North) PHE Khyber Pakhtunkhwa Peshawar
4. Superintending Engineer PHE concerned.
5. Executive Engineer PHE concerned.
6. District Accounts Officer concerned.
7. Director Recruitment, Khyber Pakhtunkhwa Public Service Commission Peshawar w/r to his letters No.KPK-PSC-SR-VI/005546 and No.KPK-PSC-SR-VI/005549 dated 10.01.2014.
8. PS to Minister for PHE Khyber Pakhtunkhwa Peshawar.
9. PS to Chief Secretary Khyber Pakhtunkhwa Peshawar.
10. PS to Secretary PHE Department Khyber Pakhtunkhwa Peshawar.
11. Officers concerned.
12. Office Order/Personal Files.


21/04/2014
SECTION OFFICER (ESTT)


21/4/14



GOVERNMENT OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGG: DEPARTMENT

Dated Peshawar, the July 04, 2014

NOTIFICATION

No.SO(Estt)/PHED/1-122/2014: On their selection by the Khyber Pakhtunkhwa Public Service Commission, Peshawar, and in pursuance of the Peshawar High Court Abbottabad Bench Judgment dated 21.05.2014 in Writ Petition No.61-A of 2014, the Provincial Government is pleased to appoint the following Assistant Engineers/Sub Divisional Officers in the Public Health Engineering Department in BPS-17 plus other allowances as admissible under the rules with immediate effect:

S.No	Name of Candidate with father's name
1.	Sardar Sameer Asmat Gnadapur S/o Sardar Asmatullah Gandapur
2.	Sardar Khalid Asmat Gnadapur S/o Sardar Asmatullah Gandapur

2. Their seniority will be determined in accordance with the merit assigned by the Khyber Pakhtunkhwa Public Service Commission. Their initial four months posting shall be considered as practical/undergoing training against the existing vacancies. They will have to pass the prescribed test on completion of four months training.

3. On their appointment, the following transfers/postings of Assistant Engineers/SDOs are hereby ordered with immediate effect, in the public interest:-

S.No	Name	From	To	Remarks
1.	Sardar Sameer Asmat Gnadapur BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Allai Battagram	Vice S.No.3
2.	Sardar Khalid Asmat Gnadapur BPS-17	On initial appointment as Assistant Engineer/ SDO (BPS-17)	SDO PHE Sub Division Oghi Mansehra	Against the vacant post
3.	Mushtaq Ahmad BPS-11	SDO (OPS) PHE Sub Division Allai Battagram	Sub Engineer PHE Division Battagram	Against the vacant post

4. The Chief Engineer (North) PHED and Executive Engineers concerned to furnish the successful practical training certificates in respect of the above-mentioned public service commission selectees and a common test be arranged by the Administrative Department so that their training capabilities assessed accordingly.

SECRETARY PHED

Endst: No & Date as above:

Copy forwarded for information & necessary action to the:-

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. Chief Engineer (South) PHE Khyber Pakhtunkhwa Peshawar
3. Chief Engineer (North) PHE Khyber Pakhtunkhwa Peshawar
4. Registrar Peshawar High Court Abbottabad.
5. Superintending Engineer PHE Abbottabad
6. Executive Engineer PHE Battagram/Mansehra
7. District Accounts Officer Battagram/Mansehra
8. Director Recruitment, Khyber Pakhtunkhwa Public Service Commission Peshawar w/r to his letters No.KPK-PSC-SR-VI/005546 and No.KPK-PSC-SR-VI/005549 dated 10.01.2014.
9. PS to Minister for PHE Khyber Pakhtunkhwa Peshawar.
10. PS to Chief Secretary Khyber Pakhtunkhwa Peshawar.
11. PS to Secretary PHE Department Khyber Pakhtunkhwa Peshawar.
12. Officers concerned.
13. Office Order/Personal Files.


SECTION OFFICER (ESTT)



GOVERNMENT OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGG: DEPARTMENT

No.SO(Estt)/PHED/4-1/2014
Dated Peshawar, the March 31, 2014

To

The Secretary,
Administration, Infrastructure & Coordination Deptt,
FATA Secretariat, Warsak Road Peshawar

Subject: **APPOINTMENT OF ASSISTANT ENGINEERS/SUB DIVISIONAL OFFICER (BPS-17) IN PHE DEPARTMENT.**

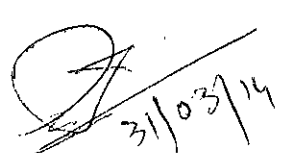
I am directed to refer to the subject noted above to state that the Khyber Pakhtunkhwa Public Service Commission, after fulfillment of all codal formalities, have selected/recommended 22-No suitable candidates for appointment as Assistant Engineers/SDOs (BPS-17) in the Public Health Engineering Department. Out of these candidates, the following candidates from Zone-I have been recommended:-

S.No	Name with Father's Name	Domicile / Zone
1.	Noor Ullah S/o Sawab Gul	Mohmand Agency / 1
2.	Jamshaid Hussain Bangash S/o Kamal Hussain Bangash	Kurram Agency / 1
3.	Kamran Khan S/o Khush Rang	Khyber Agency / 1
4.	Abrar Hussain S/o Akhtar Hussain	Kurram Agency / 1
5.	Muhammad Abbas S/o Kamil Badshah	Orakzai Agency / 1
6.	Mian Gul Khan S/o Juma Khan	S.W. Agency / 1

2. According to the Provincial Government Policy "Every Civil Servant recruited against Zone-I by the Khyber Pakhtunkhwa Public Service Commission shall directly report to FATA Secretariat".

3. Accordingly recommendations of the Khyber Pakhtunkhwa Public Service Commission alongwith original application forms & testimonials, medical fitness certificates and verification of domiciles of the above-mentioned recommendees are enclosed herewith for further necessary action as per policy.

4. Selected candidates have been directed to report to the FATA Secretariat.


31/03/14
SECTION OFFICER (ESTT)



ANNEXURE J GOVERNMENT OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGG: DEPARTMENT

Dated Peshawar, the May 27, 2016

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NOTIFICATION

No.SO(Estt)/PHE/13-77/2016. In pursuance of Section 8 (5) of the Khyber Pakhtunkhwa Civil Servants Act 1973, the final Seniority of Assistant Engineers/Assistant Design Engineers/Sub Divisional Officers (BPS-17) of the Public Health Engineering Department, as it stood on 01-01-2016, is notified as detailed below:-

Seniority No	Name	Academic Qualification	Date of Birth	Domicile	Date of 1 st Entry in the Govt. Service	Date of appointment/promotion in present grade	Remarks
1.	Sajjad ur Rehman	D.A.E (Mech)	01-12-1957	Abbottabad	20-03-1976	25-03-2008	
2.	Kifayatullah Khan	B.Sc (Civil) M.Sc (Civil)	14-02-1969	Bannu	16.09.1993	10.10.2009	He was deferred by the DPC in its earlier meeting held during the year 2008. He was promoted subsequently and he retained his original seniority.
3.	Barkatullah	B.Sc (Civil)	07-03-1961	N.W.A	18-12-1985	16-09-2008	
4.	Zafar Ullah	D.A.E (Mech)	15-04-1956	D.I.Khan	21.08.1976	30.08.2010	
5.	Amin Khan	D.A.E (Mech)	15-07-1956	Malakand	21.02.1977	30.08.2010	
6.	Muhammad Faisal Naeem	B.Sc (Civil)	19-01-1986	Swabi	09.09.2010	09.09.2010	
7.	Yousaf Khan	B.Sc (Civil)	01-03-1969	Swat	16-09-1993	03-06-2011	
8.	Ikramullah Shah	B.Sc (Civil)	04-04-1987	Battagram	23-09-2011	23-09-2011	
9.	Muhammad Wasim	B.Sc (Civil)	03-04-1983	Lakki Marwat	23-09-2011	23-09-2011	
10.	Gul Ajab Khan	B.Sc (Civil)	15-05-1980	S.W.A	23-09-2011	23-09-2011	
11.	Adnan Ahmed	B.Sc (Civil)	18-10-1986	Hangu	23-09-2011	23-09-2011	
12.	Junaid Hafeez	B.Sc (Civil) M.Sc (Civil)	01-01-1984	Peshawar	23-09-2011	23-09-2011	

Seniority No	Name	Academic Qualification	Date of Birth	Domicile	Date of 1st Entry in the Govt. Service	Date of appointment/promotion in present grade	Remarks
30.	Syed Zahid Hussain Kazmi	B. Tech (Hons)	11-10-1971	Abbottabad	26-02-1996	25-10-2013	
31.	Mohammad Yaqoob	B. Tech (Hons)	10-04-1963	Bannu	27-03-1990	25-10-2013	
32.	Masroor-ul-Hassan	D.A.E (Civil)	22-07-1956	D.I. Khan	30-10-1977	29-01-2014	
33.	Salim Javed	B.Sc (Civil)	01-04-1965	Malakand	22-11-1988	18-03-2014	Inducted in PHED in 2000
34.	Iftikhar Ahmad	B.Sc/M.S (Civil)	04-02-1966	Peshawar	29-12-1985	18-03-2014	
35.	Abdul Ghani	DAE (Mech)	15-02-1956	D.I. Khan	30-04-1978	18-03-2014	
36.	Muhammad Ashiq	D.A.E (Civil)	25-10-1961	Charsadda	18-03-1981	18-03-2014	
37.	Salim Khan	D.A.E (Civil)	11-12-1959	Lakki Marwat	13-09-1980	18-03-2014	
38.	Hafizullah	B.Sc (Civil)	13-12-1989	Bannu	21-04-2014	21-04-2014	
39.	Noor Ullah	B.Sc (Civil)	06-06-1987	Mohmand Agency	21-04-2014	21-04-2014	
40.	Muhammad Abid	B.Sc (Civil)	15-02-1989	Nowshera	21-04-2014	21-04-2014	
41.	Muhammad Ilyas	B.Sc (Civil)	06-05-1988	Swat	21-04-2014	21-04-2014	
42.	Atif Rauf Niazi	B.Sc (Civil)	04-04-1988	Bannu	21-04-2014	21-04-2014	
43.	Ijaz Ul Haq	B.Sc (Civil)	26-02-1989	Hangu	21-04-2014	21-04-2014	
44.	Sardar Sameer Asmat Gandapur	B.Sc (Civil)	14-02-1989	Abbottabad	04-07-2014	04-07-2014	His domicile was challenged in the PHC Abbottabad and the Court decided in his favour.
45.	Jamshed Hussain Bangash	B.Sc (Civil)	14-01-1989	Kurram Agency	21-04-2014	21-04-2014	
46.	Faisal Numan	B.Sc (Civil)	05-05-1985	Charsadda	21-04-2014	21-04-2014	

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Seniority No	Name	Academic Qualification	Date of Birth	Domicile	Date of 1st Entry in the Govt. Service	Date of appointment/ promotion in present grade	Remarks
47.	Arshad Iqbal	B.Sc (Civil)	11-01-1986	Swabi	21-04-2014	21-04-2014	
48.	Rizwan Ullah	B.Sc (Civil)	09-03-1986	Dir Lower	21-04-2014	21-04-2014	
49.	Arsalan Khan	B.Sc (Civil)	17-06-1988	Tank	21-04-2014	21-04-2014	
50.	Nasir Zaman Khan	B.Sc (Civil)	01-01-1987	Dir Lower	21-04-2014	21-04-2014	
51.	Syed Shahab Ud Din	B.Sc (Civil)	05-02-1989	Mansehra	21-04-2014	21-04-2014	
52.	Kamran Khan	B.Sc (Civil)	15-02-1989	Khyber Agency	21-04-2014	21-04-2014	
53.	Fawad Ahmad	B.Sc (Civil)	27-03-1988	Nowshera	21-04-2014	21-04-2014	
54.	Abrar Hussain	B.Sc (Civil)	16-03-1990	Kurram Agency	21-04-2014	21-04-2014	
55.	Shah Nawaz	B.Sc (Civil)	27-03-1988	Malakand	21-04-2014	21-04-2014	
56.	Iftikhar Azim	B.Sc (Civil)	07-04-1989	Karak	21-04-2014	21-04-2014	
57.	Sardar Khalid Asmat Gandapur	B.Sc (Civil)	23-03-1988	Abbottabad	04-07-2014	04-07-2014	His domicile was challenged in the PHC Abbottabad and the Court decided in his favour.
58.	Mohammad Abbas	B.Sc (Civil)	01-01-1990	Orakzai Agency	21-04-2014	21-04-2014	
59.	Mian Gul Khan	B.Sc (Civil)	12-01-1986	S.W.A	21-04-2014	21-04-2014	
60.	Fazle Mabood	D.A.E (Civil)	10-04-1961	Malakand	26-07-1981	13-02-2015	
61.	Sajjad Ali	D.A.E (Civil)	01-03-1962	Swabi	08-09-1981	13-02-2015	
62.	Mushtaq Ahmad	D.A.E (Civil)	20-10-1956	Mansehra	17-10-1981	13-02-2015	

Seniority No	Name	Academic Qualification	Date of Birth	Domicile	Date of 1st Entry in the Govt. Service	Date of appointment/promotion in present grade	Remarks
63.	Alam Zeb	D.A.E (Civil)	24-08-1960	FR Bannu	16-03-1982	13-02-2015	
64.	Allah Nawaz	D.A.E (Civil)	05-12-1959	Bannu	27-03-1982	13-02-2015	
65.	Khurshid Anwar	D.A.E (Civil)	04-03-1960	D.I. Khan	04-04-1982	13-02-2015	
66.	Malik Mohammad Irfan	B.Sc (Civil)	16-06-1959	D.I. Khan	22-11-1988	13-02-2015	
67.	Munawar Ahmad	B.Sc (Civil)	01-02-1960	Lakki Marwat	23-11-1988	13-02-2015	

SECRETARY TO GOVT. OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGG: DEPARTMENT

Dated Peshawar, the May 27, 2016

No.SO(Estt)/PHED/13-77/2016

Copy forwarded for information to the:-

- 1) Secretary to Governor, Khyber Pakhtunkhwa
- 2) Principal Secretary to Chief Minister Khyber Pakhtunkhwa
- 3) Chief Engineer (South/North) Public Health Engineering Department Khyber Pakhtunkhwa
- 4) Director (P&M) Public Health Engineering Department Khyber Pakhtunkhwa
- 5) All Superintending Engineers Public Health Engineering Department Khyber Pakhtunkhwa
- 6) All Executive Engineers Public Health Engineering Department Khyber Pakhtunkhwa
- 7) PS to Minister for PHE Khyber Pakhtunkhwa Peshawar
- 8) PS to Chief Secretary Khyber Pakhtunkhwa
- 9) PS to Secretary Establishment & Admn Department Khyber Pakhtunkhwa
- 10) PS to Secretary Public Health Engineering Department Khyber Pakhtunkhwa
- 11) Manager Government Printing Press for publication in the next issue of official gazette
- 12) Officers concerned
- 13) Office Order File / Personal Files


27/5/2016
SECTION OFFICER (ESTT)

Departmental Selection Committee;) provided that persons selected for appointment to post in an earlier selection shall rank senior to the persons selected in a later selection; and

(b) in the case of civil servants appointed otherwise, with reference to the date of their continuous regular appointment in the post; provided that civil servants selected for promotion to a higher post in one batch shall, on their promotion to the higher post, retain their inter se seniority as in the lower post.

Explanation. I:- If a junior person in a lower post is promoted to a higher post temporarily in the public interest, even though continuing later permanently in the higher post, it would not adversely effect the interest of his seniors in fixation of his seniority in the higher post.

Explanation. II:- If a junior person in a lower post is promoted to a higher post by superseding a senior person and subsequently that senior person is also promoted the person promoted first shall rank senior to the person promoted subsequently; provided that junior person shall not be deemed to have superseded a senior person if the case of the senior person is deferred for the time being for want of certain information or for incompleteness of record or for any other reason not attributing to his fault or demerit.

Explanation. III:- A junior person shall be deemed to have superseded a senior person only if both the junior and the senior persons were considered for the higher post and the junior person was appointed in preference to the senior person.

(2) Seniority in various cadres of civil servants appointed by initial recruitment vis-a-viz those appointed otherwise shall be determined with reference to the dates of their regular appointment to a post in that cadre; provided that if two dates are the same, the person appointed otherwise shall rank senior to the person appointed by initial recruitment.

(3)* In the event of merger/restructuring of the Departments, Attached Departments or Subordinate offices, the inter-se- seniority of the civil servants affected by the merger/ restructuring as aforesaid shall be determined in accordance with the date of their regular appointment to a cadre or post.

*Added vide No.SORI(E&A)/44-1/80(Vol;IV) Dated 28-5-2002

(4) The inter-se-seniority of civil servants in a certain cadre to which promotion is made from different lower posts, carrying the same pay scale shall be determined from the date of regular appointment/promotion of the civil servants in the lower post.

Provided that if the date of regular appointment of two or more civil servants in the lower post is the same, the civil servant older in age, shall be treated senior

18. **General Rules:-** In all matters not expressly provided for in these rules, civil servants shall be governed by such rules as have been or may hereafter be prescribed by Government and made applicable to them.

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

Service Appeal No. 1006/2016

Nasir Zaman

VS

PHE Deptt:

.....
**REPLY ON BEHALF OF RESPONDENTS
NO.7,8,9**
.....

RESPECTFULLY SHEWETH:

Preliminary Objections:

1. The appellant has no locus standi and cause of action.
2. The appellant has concealed material facts from this august Tribunal.
3. The appellant has not come with clean hands.
4. The appeal is time barred.
5. The appeal is maintainable.
6. The appeal is bad for non-joinder and misjoinder of parties.
7. The appeal is estopped by his own conduct to file the present appeal.

FACTS:

1. Pertain to record, hence no comments.
2. Pertain to record.
3. Pertain to record. However the KP Public Service Commission have advertised two advertisements for Assistant Sub Engineers and in 1st advertisement there were 12 post and those who applied 1st advertisement were recruited first, in which private respondents from 7 to 9 along with other are included, while in 2nd advertisement there were 10 posts and

those who applied for 2nd advertisement were recruited after that in which the appellant along with the other were included. Moreover similar nature appeal No.162/2014 was dismissed by this august Tribunal on 9.1.2017.

4. Pertain to record.
5. Pertain to record.
6. Incorrect. The seniority lists was prepared according to the seniority position of the officials and the private respondents from 7 to 9 are senior to the appellant as the private respondents from 7 to 9 were recruited on the basis of 1st advertisement while the appellant was recruited in the 2nd advertisement which means that the private respondents from 7 to 9 are senior than the appellant and were rightly placed in the seniority list.
7. Incorrect as replied in the above para.
8. Incorrect. The appellant has no cause of action and therefore respondent did not response on his representation.
9. Incorrect. The appellant has no cause of action and his appeal may be liable dismissed with cost.

GROUNDS:

- A. Incorrect. The respondents No.3 and 4 have acted in accordance with law as they advertised two advertisements for Assistant Sub Engineers and those who applied 1st advertisement were recruited first in which private respondents from 7 to 9 along with other are included, while those who applied for 2nd advertisement were recruited after that in which the appellant along with the other were included. Moreover the rules the ppellant annexed with the appeal is not relevant to the appellant as in that rules it is mentioned that if additional posts are recieved then they should be added already advertised but in the case of the appellant

there were two advertisement and two separate lists of recruitment.

- B. Incorrect. The KP Public Service Commission have advertised two advertisements for Assistant Sub Engineers and in 1st advertisement there were 12 post and those who applied 1st advertisement were recruited first, in which private respondents from 7 to 9 along with other are included, while in 2nd advertisement there were 10 posts and those who applied for 2nd advertisement were recruited after that in which the appellant along with the other were included. Therefore the appellant were rightly adjusted on his place at S.No. 50 in the seniority list.
- C. Incorrect. The As replied in above para.
- D. Incorrect. Hence denied.
- E. Incorrect. The respondents acted in accordance with law and rules.
- F. Incorrect. The respondents did not committed any act which is detrimental to the interest and fundamental rights of the appellant. Moreover the officials respondents acted according to law and rules and has rightly placed the appellant in the seniority list.
- G. Incorrect. The appellant has been treated according to law and rules and has rightly placed the appellant in the seniority list.
- H. Incorrect. As replied in the above paras.
- I. Incorrect. The public functionaries has acted in accordance with law and rules and has given due right to the appellant.

It is, therefore, most humbly prayed that the appeal in hand may be dismissed with cost through out merit and devoid of any legal footing.

Replying respondents
7,8,9,

Through:

(M. ASIF YOUSAFZAI)
ADVOCATE, PESHAWAR.

& 
(TAIMUR ALI KHAN)
ADVOCATE PESHAWAR.

AFFIDAVIT

It is affirmed and declared that the contents of reply are true and correct to the best of my knowledge and belief.


DEPONENT

ATTESTED
Oath Commissioner
Zahoor Khan Advocate
Distt: Court Peshawar

11 8 JAN 2017

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 1006/2016


Engineer Nasir Zaman Khan Appellant

VERSUS

Govt. of Khyber Pakhtunkhwa & others Respondents

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Assistant Director
Khyber Pakhtunkhwa
Public Service Commission Peshawar
(Respondents)

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 1006/2016

Engineer Nasir Zaman Khan **Appellant**

VERSUS

Govt. of Khyber Pakhtunkhwa & others **Respondents**

PARAWISE COMMENTS OF (RESPONDENTS NO. 03&04)

PRELIMINARY OBJECTIONS:

1. That the appellant has got no locus standi or cause of action against the replying respondent.
2. That the appellant has not approached to this Honorable Tribunal with clean hands.
3. That no discrimination / injustice has been done to the appellant.
4. That the acts of the replying respondents are in accordance with law and rules.

ON FACTS:

1. Pertains to record. No comments.
2. Correct.
3. Correct.
4. Pertains to record. No comments.
5. Both the seniority lists dated 17.03.2015 and 01.01.2016 were circulated by the Public Health Engineering Department.
6. Pertains to Public Health Engineering Department. Public Service Commission has provided inter se-merit. Not seniority list.
7. Pertains to Public Health Engineering Department.
8. Pertains to record. Needs no comments.
9. According to rule 17(a) of the Khyber Pakhtunkhwa (Appointment, Promotion & Transfer) rules, 1989 persons selected for appointment to the post in an earlier selection shall rank senior to persons selected in a later selection. **(Annex-A)** According to section 8(5) of the Khyber Pakhtunkhwa Civil Servants Act, 1973 the Khyber Pakhtunkhwa Public Service Commission seniority list shall be revised & notified in the official gazette at least once in a calendar year, preferably in the month of January. **(Annex-B)** The recommendations of the Public Service Commission were conveyed to the Public Health Engineering Department on 10.01.2014. The seniority list was updated by the department which has been challenged on 08.09.2016. The appeal of the appellant is badly time barred which may be rejected.

GROUND.

a. Incorrect. The Khyber Pakhtunkhwa Public Service Commission has acted in accordance with law, rules, & its regulations. Appellant have mis conceived the regulations. The Khyber Pakhtunkhwa Public Service Commission invited applications for the posts of Assistant Engineer/SDO (BPS-17) in Public Health Department vide advertisement No. 01/2012 at Serial No.38 dated 28-02-2012. **(Annex-C)** In response to the advertisement 498 applications were received. List showing names and particulars of candidates is at **(Annex-D)**. Subsequently another requisition for ten additional posts was received from the Public Health Engineering Department. Applications were invited vide advertisement No.4/2012 Serial No.63 dated 28-09-2012. **(Annex-E)** In response to second advertisement 422 applications were received. List showing particulars of candidates for the post of Assistant Engineer/SDO (BPS-17), second advertisement is at **(Annex-F)**. The appellant belonging to Zone-3, applied for the post of Assistant Engineer/SDO (BPS-17) vide diary No. 144, advertisement No.1/2012. He appeared in the Ability test and obtained 78 marks out of 100, under Roll. No. 331/274. His name was at merit No. 22 out of 316 candidates. Subsequently, interviews were conducted w.e.f 02.12.2013 to 11.12.2013, for advertisement No. 1/2012 Candidates, including Nasir Zaman, were interviewed during which he obtained 40 marks. On the basis of merit list he was at Serial No. 10 of the merit order and had 3rd position in his Zone-3. Since there were total 12 vacancies and only 2 reserved for Zone -3 as per following zonal quota, therefore, two candidates at merit No. 2 & 8 were recommended for appointment against vacancies reserved for zone 3, **(Annex-G)** and the appellant was not recommended due to non – availability of 3rd vacancy in zone-3.

Merit	Zone-1	Zone-2	Zone-3	Zone-4	Zone-5	Total
03	02	02	02	02	01	12

Subsequently interviews were conducted for the advt. No. 4/2012 w.e.f 12.12.2013 to 19.12.2013. During the 2nd interview the appellant performed better than the earlier interview and obtained 43 marks in the interview. Ten Candidates including the appellant were recommended for appointment. Appellant was on the top of 2nd merit list. Result in respect of advt. No. 01.2012 Serial No. 38 was communicated by Public Service Commission vide letter No. KPK-PSC-SR-VI005546 to Public Health Engineering Department on 10.01.2014, in which the name of the appellant was not

included as explained above. Result with regard to ten additional posts advertised vide advt. No. 04.2012 Serial No. 63 was communicated vide letter No. KPK-PSC-SR-VI005549 to the Public Health Engineering Department. Since the appellant has been recommended for appointment on the basis of his 2nd interview therefore he has been rightly declared junior to candidates recommended against advt. No. 1.2012 S. No. 38. The appellant has failed to pinpoint the particular regulation and rule which allegedly has been violated by the Public Service Commission. The Public Service Commission Regulations no-where makes it incumbent upon the Public Service Commission a joint/single merit list of more than two Advertisements even if a single scrutiny/written test is conducted. However under Reg 6 (u) if additional posts are received from the Govt: before the completion of preliminaries in an earlier requisition, the same are advertised by notifying the addition in the press by way of corrigendum or through fresh advertisement at the discretion of the commission. In the instant case, the 2nd requisition was received after a lapse of more than seven months of the 1st advertisement and therefore the Public Service Commission decided to float a fresh advertisement. Single ability test for both the advertisements was conducted as per general practice in the Public Service Commission for the convenience of the candidates as well as for administrative convenience.

b. Incorrect. In the merit list for advertisement No. 1/2012 the appellant was at serial No. 10. There were two seats for zone-3 against which following candidates having better merit were recommended for appointment.

S.No	Merit Position	Names
1	2	Eng.Muhammas Ilyas
2	8	Eng. Rizwan Ullah

c. Incorrect. The appellant is misleading the Honorable Tribunal. In the first interview he obtained 40 marks. During second interview he obtained 43 marks.

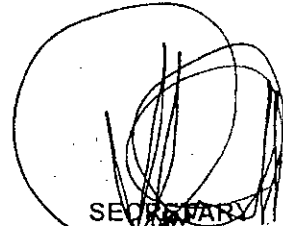
d. Pertains to Public Health Engineering Department.

- e. Not related to the replying respondent. No comments.
- f. Not related to the replying respondent. No comments.
- g. Incorrect. He has been treated in accordance with law. During first interview his performance was not outstanding.
- h. Incorrect. He has been treated in accordance with his performance.
- i. Incorrect. The Public Service Commission has rightly determined his merit.

It is, therefore, respectfully prayed that on acceptance of the submissions made herein above, the instant appeal may please be dismissed with costs having no legal footings.



CHAIRMAN
 KHYBER PAKHTUNKHWA
 PUBLIC SERVICE COMMISSION
 PESHAWAR
 (RESPONDENT NO.03)

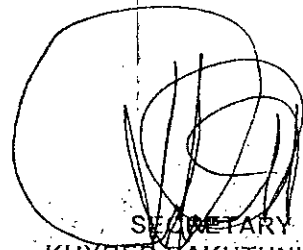


SECRETARY
 KHYBER PAKHTUNKHWA
 PUBLIC SERVICE COMMISSION
 PESHAWAR
 (RESPONDENT NO.04)

AFFIDAVIT

Stated on oath that the contents of this Para wise comments are true and correct & nothing has been concealed from this Honorable tribunal.

DEPONENTS



SECRETARY
 KHYBER PAKHTUNKHWA
 PUBLIC SERVICE COMMISSION
 PESHAWAR
 (RESPONDENT NO.04)

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Annex-A

GOVERNMENT OF KHYBER PAKHTUNKHWA

**THE KHYBER PAKHTUNKHWA CIVIL SERVANTS
(APPOINTMENT, PROMOTION AND TRANSFER)
RULES, 1989**

Compiled by:

O&M SECTION, REGULATION WING,
ESTABLISHMENT & ADMINISTRATION DEPARTMENT
GOVERNMENT OF KHYBER PAKHTUNKHWA

PART-VI

SENIORITY

17. **Seniority :-** (1) the seniority inter se of civil servants ¹(appointed to a service, cadre or post) shall be determined:-

- (a) in the case of persons appointed by initial recruitment, in accordance with the order of merit assigned by the Commission ²[or as the case may be, the Departmental Selection Committee;] provided that persons selected for appointment to post in an earlier selection shall rank senior to the persons selected in a later selection; and
- (b) in the case of civil servants appointed otherwise, with reference to the date of their continuous regular appointment in the post; provided that civil servants selected for promotion to a higher post in one batch shall, on their promotion to the higher post, retain their inter se seniority as in the lower post.

Explanation-I:- If a junior person in a lower post is promoted to a higher post temporarily in the public interest, even though continuing later permanently in the higher post, it would not adversely effect the interest of his seniors in fixation of his seniority in the higher post.

Explanation-II:- If a junior person in a lower post is promoted to a higher post by superseding a senior person and subsequently that senior person is also promoted the person promoted first shall rank senior to the person promoted subsequently; provided that junior person shall not be deemed to have superseded a senior person if the case of the senior person is deferred for the time being for want of certain information or for incomplete record or for any other reason not attributing to his fault or demerit.

Explanation-III:- A junior person shall be deemed to have superseded a senior person only if both the junior and the senior persons were considered for the higher post and the junior person was appointed in preference to the senior person.

(2) Seniority in various cadres of civil servants appointed by initial recruitment vis-à-vis those appointed otherwise shall be determined with reference to the dates of their regular appointment to a post in that cadre; provided that if two dates are the same, the person appointed otherwise shall rank senior to the person appointed by initial recruitment.

³(3) In the event of merger/restructuring of the Departments, Attached Departments or Subordinate Offices, the inter se seniority of civil servants affected by the merger/restructuring as aforesaid shall be determined in accordance with the date of their regular appointment to a cadre or post.

⁴(4) The inter-se-seniority of civil servants in a certain cadre to which promotion is made from different lower posts, carrying the same pay scale shall be determined from the date of regular appointment/promotion of the civil servants in the lower post.

¹ Substituted for the words appointment to a post in the same basic pay scale in a cadre by Notification No. SOR-I(S&GAD)4-1/80, dated 17-05-1989.
² The words inserted by Notification No. SOR-I(S&GAD)4-1/80/II, dated 04-02-1996.
³ Sub-rule (3) of Rule 17 added vide Notification No. SOR-I(E&AD)4-1/80/IV, dated 28-5-2002.
⁴ Sub-rule (4) of Rule 17 added vide Notification No. SOR-VI (E&AD) 1-3/2008 dated 19-11-2009.

7
For official use



Ann. B

GOVERNMENT OF KHYBER PAKHTUNKHWA

**THE KHYBER PAKHTUNKHWA CIVIL
SERVANTS ACT, 1973
(Khyber Pakhtunkhwa Act No. XVIII of 1973)**

Compiled by:

O&M SECTION, REGULATION WING
ESTABLISHMENT & ADMINISTRATION DEPARTMENT
GOVERNMENT OF KHYBER PAKHTUNKHWA

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(2) Any appointment of a civil servant by promotion or transfer to a service or post may also be made on probation as may be prescribed.

(3) Where, in respect of any service or post, the satisfactory completion of probation includes the passing of a prescribed examination, test or course or successful completion of any training, a person appointed on probation to such service or post who, before the expiry of the original or extended period of his probation, has failed to pass such examination or test or to successfully complete course or the training shall, except as may be prescribed otherwise-

- (a) if he was appointed to such service or post by initial recruitment, be discharged; or
- (b) if he was appointed to such service or post by promotion or transfer, be reverted to the service or post from which he was promoted or transferred and against which he holds a lien or, if there be no such service or post, be discharged:

Provided that in the case of initial appointment to a service or post, a civil servant shall not be deemed to have completed his period of probation satisfactorily until his character and antecedents have been verified as satisfactory in the opinion of the appointing authority.

7. Confirmation :- (1) A person appointed on probation shall, on satisfactory completion of his probation, be eligible for confirmation in a service or, as the case may be, a post as may be prescribed.

(2) A civil servant promoted to a post ¹[] on regular basis shall be eligible for confirmation after rendering satisfactory service for the period prescribed for confirmation therein.

(3) There shall be no confirmation against any temporary post.

(4) A civil servant who, during the period of his service, was eligible to be confirmed in any service or against any post retires from service before being confirmed shall not, merely by reason of such retirement, be refused confirmation in such service or post or any benefits accruing there-from.

(5) Confirmation of a civil servant in a service or post shall take effect from the date of occurrence of permanent vacancy in that service or post or from the date of continuous officiation, in such service or post, whichever is later.

8. Seniority:- (1) For proper administration of a service, cadre or ²[post], the appointing authority shall cause a seniority list of the members for the time being of such service, cadre or ³[post] to be prepared, but nothing herein contained shall be construed to confer any vested right to a particular seniority in such service, cadre or ⁴[post] as the case may be.

¹ The words "or grade" omitted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.

² The word "grade" substituted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.

³ The word "grade" substituted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.

⁴ The word "grade" substituted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.

(2) Subject to the provisions of sub-section (1), the seniority of a civil servant shall be reckoned in relation to other civil servants belonging to the same service or ¹[cadre] whether serving the same department or office or not, as may be prescribed.

(3) Seniority on initial appointment to a service, ²[cadre] or post shall be determined as may be prescribed.

³(4) Seniority in a post, service or cadre to which a civil servant is promoted shall take effect from the date of regular appointment to that post;

Provided that civil servants who are selected for promotion to a higher post in one batch shall, on their promotion to the higher post, retain their inter-se-seniority as in the lower post.

⁴(5) The seniority lists prepared under sub-section(1), shall be revised and notified in the official Gazette at least once in a calendar year, preferably in the month of January.

9. **Promotion:-**(1) A civil servant possessing such minimum qualifications as may be prescribed, shall be eligible for promotion to a ⁵[higher] post for the time being reserved under the rule for departmental promotion in ⁶[] the service or cadre to which he belongs.

(2) A post referred to in sub-section (1) may either be a selection post or a non selection post to which promotion shall be made as may be prescribed-

- (a) in the case of a selection post, on the basis of selection on merit; and
- (b) in the case of non-selection post, on the basis of seniority-cum-fitness.

10. **Posting and Transfer:-** Every civil servant shall be liable to serve anywhere within or outside the province, in any post under the Federal Government, or any Provincial Government or Local authority, or a corporation or body set up or established by any such Government:

Provided that nothing contained in this section shall apply to a civil servant recruited specifically to serve in a particular area or region:

Provided further that, where a civil servant is required to serve in a post outside his service or cadre , his terms and conditions of service as to his pay shall not be less favourable than those to which he would have been entitled if he had not been so required to serve.

11. **Termination of service:-** (1) The service of a civil servant may be terminated without notice-

- (i) During the initial or extended period of his probation:

¹ The word "grade" substituted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.
² The word "grade" substituted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.
³ Sub section (4) of Sec-8 substituted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.
⁴ Sub section (5) of Sec-8 added by Khyber Pakhtunkhwa Act No. 1 of 1989
⁵ The word "higher" inserted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.
⁶ The words "the higher grade of" omitted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.

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Annex "C"

**KHYBER PAKHTUNKHWA PUBLIC SERVICE
COMMISSION**

2- Fort Road Peshawar Cantt:

Website: www.nwfppsc.gov.pk

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

Dated: 28.02.2012

ADVERTISEMENT No. 01 / 2012.

Applications, on prescribed form, are invited for the following posts from Pakistani citizens having domicile of Khyber Pakhtunkhwa / F.A.T.A by 28.03.2012 (candidates applying from abroad by 11.04.2012). Incomplete applications and applications without supporting documents required to prove the claim of the candidates shall be rejected.

TWELVE (12) POSTS OF ASSISTANT ENGINEERS/ SDOs IN PUBLIC HEALTH ENGINEERING DEPARTMENT.

QUALIFICATION: Degree in B.E/ B.Sc Engineering (Civil) from recognized University.

AGE LIMIT: 21 to 32 years. **PAY SCALE:** BPS-17 **ELIGIBILITY:** Both Sexes.

ALLOCATION: Three to Merit, Two each to Zone-1,2,3,4, & One to Zone-5.

(ATTA-UR-REHMAN KHALIL)

Secretary

Khyber Pakhtunkhwa

Public Service Commission

Peshawar



Khyber Pakhtunkhwa Public Service Commission

2 Fort Road Peshawar Cantt
Phone : +92-091-9214131, 9212897, 9213563, 9213750
Fax : +92-091-9211795
Website : www.kppsc.gov.pk

11

RollNumber-wise report

Post: ASSISTANT ENGINEERS/ SDOS
Post Serial: 38
Post Vaccancy: 12
Advertisement: 01/2012
Closing Date: 28-03-2012
Total Candidates: 498

Annex-D

PRINT

S No	Diary#	Roll #	Marks	Name	Father Name	Zone	District	Action	Reason
1	406	1		AAMER NIAZ	MUHAMMAD NAZIR KHAN	2	PESHAWAR		17301-3790588-5
2	305	2		AAMIR GUL	NABI GUL	4	KARAK		38302-2691780-5
3		3		Aamir Irshad Khan	Muhammad Irshad Khan				13302-6417118-5
4	319	4		AAMIR NOUMAN	MUHAMMAD RASHID	2	NOWSHERA		17201-9001980-1
5	247	5		AAMIR RAHIM	ABDUL RAHIM	4	BANNU		11101-4262586-7
6	485	6		abdul ali khan	abdus salam khan	5	MANSEHRA		13501-1489706-1
7	404	7		ABDUL HAMEED	ABDUL RAUF	2	PESHAWAR		17301-6041773-9
8	35	8		ABDUL MALIK	HAJI ISMAIL	1	KURRAM AGY		17301-1028880-3
9	438	9		ABDUL QADIR	JAMSHAD KHAN	2	SWABI		16202-1003534-9
10	190	10		ABDUL QUDOOS	ABDUL NOOR DIN	1	NW AGY		21056-8741182-1
11	298	11		ABDUL SADIQ	AZIM GUL	3	DIR LOWER		15402-1411340-3
12	228	12		ABDUL WAHAB KHATTAK	AFTAB HUSSAIN KHATTAK	2	NOWSHERA		17301-0678595-7
13	81	13		ABDULLAH	MISRI KHAN	2	SWABI		16202-7964850-9
14	189	14		ABDULLAH	GULWAT KHAN	4	HANGU		14101-3832754-9
15	264	15		ABDUR RASHID	HAJI AMIR KHAN	1	MOHMAND AGY		16101-9936470-1
16	29	16		ABDUR REHMAN	NIAMAT ULLAH	2	CHARSADDA		17301-1306644-1
17	461	17		ABDUS SALAM	KHAN MUHAMMAD	3	BATTAGRAM		13202-6491168-9
18	159	18		ABID IQBAL	IQBAL MUHAMMAD	2	PESHAWAR		17301-4622494-3
19	51	19		ABID ULLAH KHAN	HAMID ULLAH KHAN	4	BANNU		11101-9135860-9
20	215	20		ABID UR REHMAN	ALAM GUL	2	SWABI		16201-7857036-9
21	69	21		ABRAR HUSSAIN	AKHTAR HUSSAIN	1	KURRAM AGY		21303-2870295-9
22	328	22		ABRAR ULLAH	HAYAT NOOR	4	KARAK		14203-7144150-5
23	26	23		ABUL QASIM	ABDUL BARI	3	BUNER		17301-5862842-7
24	383	24		ADANAN MALIK	AURRANG ZEB	3	DIR UPPER		15705-6088398-7
25	272	25		ADARSH JAVID	JAVID IQBAL	2	PESHAWAR		17301-5122263-1
26	4	26		Adeel Ahmed Khan	Taj Muhaimad Khan				14301-1512154-5
27	138	27		ADIL RAFIQ	MUHAMMAD RAFIQ KHAN	1	FR BANNU		17301-3293462-3
28	340	28		ADNAN ARSHAD	AURANGZEB	2	CHARSADDA		17301-5937802-9
29	61	29		ADNAN KHAN	MUHAMMAD AMIN JAN	4	DI KHAN		12101-2110023-3
30	266	30		ADNAN KHAN	MUHAMMAD RAFIQ	2	SWABI		16202-8769749-7
31	284	31		ADNAN KHAN	FAZAL SAMAD	3	DIR LOWER		15302-0386597-5
32	449	32		ADNAN MQASOOD	MAQSOOD ULLAH	2	NOWSHERA		17201-3176457-9

33	236	33	ADNAN NOMI	HAJI BAHADAR	2	SWABI	16201-8944291-9
34	349	34	ADNAN SALAM	ABDUS SALAM	2	PESHAWAR	17301-6366815-1
35	33	35	ADNAN SARDAR	SARDAR HUSSAIN	3	SWAT	15602-5590816-1
36	262	36	AGHA WAQAR ALI SHAH	AGHA ZAHID ALI SHAH	2	PESHAWAR	17301-8291494-5
37	405	37	AHMAD ALI	SHAMSUL HAQ	2	MARDAN	16102-6731971-1
38	181	38	AHMAD ZEB	JEHAN ZEB	2	MARDAN	16101-1208163-3
39	484	39	AHMED UZAIR KHAWAR	MUHAMMAD KHAWAR PERVAIZ	5	ABBOTTABAD	13101-4941791-1
40	21	40	AIZAZ KHAN	FAZL I AHAD	3	MALAKAND AGY	15402-6164048-7
41	320	41	AJAB KHAN	BAKHT AFSAR	3	SWAT	15602-5488096-5
42	110	42	AJMAL KHAN	SAHIB ZADA	3	DIR LOWER	15307-2105387-1
43	315	43	ALAM ZEB	ABDUL QASIM	2	NOWSHERA	17201-7193109-9
44	116	44	ALAMZEB	NAZIR GUL	1	FR PESHAWAR	17301-4107366-3
45	369	45	ALAMZEB	DILWAR KHAN	1	NW AGY	21506-6518510-9
46	42	46	ALI ASGHAR BACHA	MOHARAM SAID	3	DIR LOWER	15306-9470303-5
47	367	47	ALTAH HUSSAIN SHAH	MUHAMMAD NASIR SHAH	3	CHITRAL	15202-3103371-1
48	84	48	ALTAH KHAN	BHADAR KHAN	2	CHARSADDA	17102-5386060-1
49	273	49	AMAR JAMIL KHAN BANGASH	MUHAMMAD JAMIL KHAN	4	HANGU	14101-9655809-7
50	479	50	AMIR MEHMOOD ASIM	SULTAN MEHMOOD	4	KARAK	14202-6527333-5
51	120	51	AMJAD ALI	FATCH REHMAN	3	DIR LOWER	15305-9215821-9
52	293	52	AMSHAID KHAN	SAID RAUF	1	SW AGY	16202-6971254-1
53	271	53	ANBAR ALI	SHARIF KHAN	3	MALAKAND AGY	15402-7465155-9
54	419	54	ANWAR UL HAQ	MALOOM JAN	1	BAJAUR AGY	21103-5551968-3
55	428	55	ANWAR UL HAQ	ABUL HAKIM	4	KARAK	14203-2059968-1
56	346	56	ARIF ARSHAD	NAZAR JAN	4	KARAK	17301-1362843-5
57	453	57	ARIF AZIM	FAZAL AZIM	3	MALAKAND AGY	15402-3496288-7
58	56	58	ARIF USMAN	KHUMAR ALI GUL	4	BANNU	11101-8220060-3
59	100	59	ARSALAN KHAN	NASRULLAH KHAN	4	DI KHAN	17301-3495842-9
60	200	60	ARSALAN KHAN	TARIQ MASUD	5	ABBOTTABAD	17301-2366447-3
61	147	61	ARSHAD IQBAL	NISAR MUHAMMAD	2	SWABI	16202-2155034-1
62	129	62	ARSHAD ULLAH KHAN	HAJI MUHAMMAD KHAN	4	LAKKI MARWAT	11201-8306715-7
63	30	63	ASAD ALI	FARMAN ALI	2	MARDAN	17301-0279837-3
64	440	64	ASAD ALI	MUHAMMAD SHUAIB	3	MALAKAND AGY	15401-3009426-9
65	176	65	ASAD KHAN	ENGR. RAHMAT ALI	3	SWAT	15602-6113275-9
66	375	66	ASAD MUNIR	GUL DIAZ KHAN	4	BANNU	22201-9861950-7
67	170	67	ASAD NABI	MUHAMMAD	4	KARAK	14203-9888862-3
68	459	68	ASFAND YAR	MUHAMMAD DAUD	4	DI KHAN	12101-9843936-7
69	343	69	ASFANDYAR KHAN	ABDUR REHMAN	3	BATTAGRAM	13202-5044284-7
70	325	70	ASHFAQ KHAN	AKBAR ALI KHAN	4	BANNU	11101-4353193-7
71	463	71	ASHGAR HUSSAIN SHAH	AHMAD ZUBAIR SHAH	3	SWAT	15601-1763961-9
72	111	72	ASHRAF ALI	AIN ULLAH KHAN	1	FR BANNU	11101-0322516-7
73	257	73	Ashraf Ilyas Khattak	Atlas Khan	4	KARAK	17301-1598745-5

74	68	74	ASIF IQBAL	GHULAM AKBAR	3	BUNER	15101-9858977-7
75	1	75	Asif Jarnal	Nisar Ahmad			15701-2496171-7
76	76	76	ASIF JAMAL	NISAR AHMED	3	DIR UPPER	15701-2496171-7
77	172	77	ASIF KHAN	JAVED KHAN	1	FR KOHAT	17301-3206323-1
78	237	78	ASIF SHAH AFRIDI	MEHBOOB SHAH AFRIDI	1	KHYBER AGY	17301-7451335-9
79	194	79	ASIF SHEBZAD	MUHAMMAD ISRAIL	2	SWABI	13301-2878271-3
80	313	80	ASIF ULLAH KHAN	ABDUL HAMEED KHAN	4	BANNU	11101-1472295-1
81	40	81	ASIM FAROOQ	ISLAM FAROOQ	4	KARAK	14202-1538473-1
82	83	82	Asim khan	Alam khan	5	MANSEHRA	13503-2482387-3
83	435	83	ASMAT WALI KHAN	SHAISTA KHAN	4	KARAK	14203-4562739-1
84	41	84	ASRAR AHMAD	SARBILAND KHAN	2	MARDAN	16101-1122443-7
85	380	85	ATHAR SAID	TAHIR SAID	3	DIR UPPER	15702-3117263-7
86	211	86	ATIF RAUF NIAZY	ABDUR RAUF NIAZY	4	BANNU	11101-0630343-1
87	10	87	ATIF SAEED	SYED AKBAR SHAH	2	MARDAN	16101-6253705-3
88	202	88	ATTA ULLAH	MANARAS KHAN	3	SWAT	15602-6744730-1
89	429	89	ATTAULLAH	MUHAMMAD SHER KHAN	1	BAJAUR AGY	15304-7373462-1
90	398	90	AYAZ AHMED KHAN	ABDUL QADIR	4	TANK	12201-5738998-1
91	210	91	AZMAT ALI	MUHAMMAD ASHRAF KHAN	5	ABBOTTABAD	13101-0983566-7
92	28	92	BABAR NASEEM	NASEEM UD DIN	2	PESHAWAR	17301-1215326-3
93	156	93	BAHADAR ZEIB	RASOOL GHULAM	3	DIR UPPER	15701-1239601-9
94	473	94	BAHAR ALI	FAZLI MOLA	2	NOWSHERA	17201-0477485-7
95	143	95	BILAL AHMAD	WISAL MUHAMMAD	2	NOWSHERA	17201-2926519-5
96	393	96	BILAL NISAR	NISAR MUHAMMAD	3	MALAKAND AGY	15402-5779416-3
97	387	97	DILAWAR JAN	SAZ MALUK	2	CHARSADDA	17102-1147926-9
98	442	98	EJAZ AHMAD	ABDUR RASHID	4	DI KHAN	12101-6125081-1
99	391	99	FAHAD DARWAISH	MUHAMMAD DARWAISH	2	PESHAWAR	17301-2686052-1
100	240	100	FAHAD NOOR	HAMID UL HAQ	2	PESHAWAR	17301-8072899-9
101	446	101	FAHEEM AHMAD	NUSRAT ALI	1	KHYBER AGY	17301-4324928-7
102	86	102	FAHEEM ULLAH KHAN	ATTA ULLAH KHAN	4	BANNU	11101-4070625-3
103	365	103	FAISAL FARHAD	FARHAD LAI	2	NOWSHERA	90406-0162849-9
104	175	104	FAISAL NUMAN	GUL	2	CHARSADDA	17101-7710348-7
105	308	105	FAIZAN AKBAR	AMIN AKBAR	2	SWABI	16201-6721663-7
106	259	106	FAKHRE ALMA	GUL NAWAZ KHAN	1	NW AGY	17201-7699295-5
107	22	107	FARAZ AHMAD	FAIZ MUHAMMAD FAIZ	2	MARDAN	17301-7751419-1
108	152	108	FARID ULLAH SHAH	M. SULTAN SHAH	4	BANNU	11101-7471751-3
109	109	109	FASIH AHMED KHAN	MIR AHMED KHAN	4	KARAK	14202-0984924-9
110	31	110	FAWAD AHMAD	NISAR AHMAD	2	NOWSHERA	17201-5313882-9
111	36	111	FAWAD BILAL	SHER BAZ KHAN	3	DIR UPPER	37101-1108345-3
112	260	112	FAWAD UL ISLAM	FAZLI MABOOD	2	SWABI	16202-0422644-7
113	26	113	FAYYAZ GUL	GULZAR GUL	1	SW AGY	17301-5641415-9
114	26	114	FAZAL KARIM	MUHAMMAD TARIQ MASOOD	1	SW AGY	12101-4140730-9

115	276	115	FAZLI GHAFAR	FAZLI SUBHAN	2	CHARSADDA	17102-193737535
116	493	116	FAZLI IMRAN	FAZLI RAHMAN	3	MALAKAND AGY	15401-9936246
117	397	117	FEHMED ULLAH	SAIF ULLAH	4	HANGU	33100-3094382
118	253	118	FIDA MUHAMMAD	MUHAMMAD GUL	3	SWAT	15602-9029584-7
119	107	119	FIDA ULLAH	MIR ASLAM SHAH	4	LAKKI MARWAT	11201-9975161-9
120	265	120	FURQAN KHATTAK	MUQADDAR KHAN	4	KARAK	17301-2500945-9
121	23	121	GHIYAS AHMAD	MUHAMMAD KARIM SHAH	3	CHITRAL	15201-0559044-3
122	106	122	GHUFRAN ULLAH	ATTA ULLAH	4	DI KHAN	12102-3082910-7
123	183	123	GHULAM MUHAMMAD	GUL MUHAMMAD	4	LAKKI MARWAT	11201-0327029-9
124	90	124	GUL RAZ MUHAMMAD KHAN	SARGAND KHAN	3	MALAKAND AGY	15401-7311917-7
125	291	125	HABIB UN NABI	GUL MADAR KHAN	3	SHANGLA	15505-9754493-9
126	199	126	HAFIZ MUHAMMAD JAMIL	HAFIZ STARAJ UD DJN	3	SWAT	15602-2328978-3
127	85	127	HAFIZ ULLAH	RAHIM ULLAH JAN	4	BANNU	11101-1226813-7
128	32	128	HAIDER ALI	SHAMS UR RAHMAN	3	MALAKAND AGY	15402-9348284-7
129	312	129	HAIDER ALI	QADAR KHAN	3	SWAT	15602-2548690-1
130	227	130	HAIDER KHAN BANGASH	ABDUL SAMIN KHAN	4	HANGU	17301-0225396-7
131	292	131	HAJI BAHADER	MUQADER KHAN	3	GADOON SWABI	16202-4572339-7
132	114	132	HAKHEEM JAN	WARIS KHAN	1	KHYBER AGY	21201-0921103-5
133	337	133	HAMD ULLAH	SAMI ULLAH	3	DIR LOWER	15306-5981202-3
134	281	134	HAMID AZIZ	AZIZ UR REHMAN	2	PESHAWAR	17301-6270365-1
135	336	135	HAMID ULLAH KHAN	TEHSIN ULLAH KHAN	4	BANNU	11101-2756971-5
136	231	136	HAMMAD ABDULLAH	ABDULLAH JAN	2	NOWSHERA	17301-0128886-5
137	358	137	HAMMAD ALI	SAJJAD HUSSAIN	4	DI KHAN	12101-7735462-5
138	301	138	HAMMAD KHALIQ	SAJJAD HUSSAIN	3	MALAKAND AGY	17301-0592742-3
139	12	139	HASEEB AKBAR	FAZL I AKBAR	2	CHARSADDA	17301-1638395-9
140	427	140	HASEEB ALI	MOHAMMAD IRSHAD KHAN	5	ABBOTTABAD	13101-3640554-7
141	31	141	HASSAN IQBAL	MUHAMMAD IQBAL	2	PESHAWAR	17301-9726830-5
142	63	142	HASSAN KHAN	FIDA MUHAMMAD	2	PESHAWAR	17301-3172238-5
143	472	143	HAZRAT BILAL	FAZAL QAYYUM	2	MARDAN	16102-0133984-1
144	140	144	HAZRAT ULLAH KHAN	NASRULLAH JAN	4	BANNU	11101-2686874-3
145	72	145	HILAL AHMAD	FIDA NEK AHMAD	3	MALAKAND AGY	15402-4858239-5
146	8	146	HIZBULLAH KHAN	AMAN ULLAH KHAN	4	DI KHAN	12101-5650345-9
147	127	147	HIZBULLAH KHAN	MAZULLAH KHAN	4	LAKKI MARWAT	11201-7868427-5
148	168	148	HUMAIRA MANSOOR	TARIQ MANSOOR	4	DI KHAN	12101-2196830-6
149	450	149	HUMMAD ALI	MUHAMMAD JAMIL HUSSAIN	2	PESHAWAR	17301-5664556-5
150	18	150	HUSSAIN AHMAD	REHAN SHER	2	SWABI	16202-4589779-9
151	454	151	HUSSAIN AHMED ABBAS	SAID AFSAR	5	ABBOTTABAD	13302-2825257-3
152	474	152	IBRAR UL HADI	NOOR UL HADI	3	SWAT	15601-4718447-3
153	25	153	IFTEKHAR AHMED	ABDUL QAYYUM	2	SWABI	42501-2129581-3
154	420	154	IFFIKHAR AHMAD	GUL KHAN	2	MARDAN	16102-9002738-3
155	131	155	IFTIKHAR AZIM	LAL AZIM KHAN	4	KARAK	14202-2579122-5

156	274	156	IHSAN ULLAH	FAIZ ULLAH KHAN	4	TANK	12201-1500079-4
157	436	157	IHSAN ULLAH	SHARIAT KHAN	1	ORAKZAI AGY	21602-1140016-9
158	381	158	IJAZ AHMAD	DILAWAR KHAN	2	PESHAWAR	17101-8257090-1
159	226	159	IJAZ UL HAQ	MEHMOOD	4	HANGU	14101-7209030-9
160	164	160	IKRAM ULLAH	ATTAUR RAHMAN	3	SWAT	15602-9156329-3
161	75	161	IMRAN KHAN	SHAH NAWAZ KHAN	1	SW AGY	12101-9953287-9
162	173	162	IMRAN KHAN	ASLAM KHAN	1	ORAKZAI AGY	17301-4903241-5
163	451	163	IMRAN KHAN	MALIK MAHIE	4	DI KHAN	12101-6874841-5
164	217	164	IMRAN SAEED KHAN	MUHAMMAD SAEED	3	DIR LOWER	15302-8291357-5
165	73	165	IMRAN ULLAH	INAYAT ULLAH	4	TANK	12201-4576647-5
166	55	166	INAM ULLAH KHAN	PURDIL KHAN	3	SWAT	15601-1043548-1
167	58	167	INAM ULLAH KHAN	IMTIAZ AHMAD	2	PESHAWAR	17301-3968743-5
168	363	168	INAMULLAH	SHER ALI	3	SWAT	15602-7913195-1
169	323	169	INAYAT ULLAH KHAN	ABDULLAH KHAN	1	FR BANNU	11101-6706875-3
170	151	170	IRFAN AHMAD	WAKEEL MUHAMMAD	3	MALAKAND AGY	15401-7791765-5
171	88	171	IRFAN ULLAH	ABDUL WAHID	3	SHANGLA	15501-2128233-7
172	121	172	IRFAN ULLAH	EISEB JAN	4	DI KHAN	12103-5645355-7
173	307	173	IRFAN ULLAH	EID GUL KHAN	4	KARAK	14203-1200936-1
174	401	174	IRFAN ULLAH	TAJ ALI KHAN	4	KARAK	14203-2285156-9
175	134	175	IRFAN ULLAH KHAN	INAYAT ULLAH KHAN	4	TANK	12201-3456781-7
176	491	176	ISHRAQ AHMAD	SAMIN JAN	2	PESHAWAR	17301-9141424-3
177	318	177	ISRAR UD DIN	SIRAJ UD DIN	3	SWAT	15602-4174752-1
178	239	178	ITJISAM	IKRAM ULLAH GRAN	2	CHARSADDA	17101-2219904-3
179	166	179	IZAZ ULLAH KHAN	MUHAMMAD IKRAM	3	DIR LOWER	15306-2714114-1
180	117	180	IZHAR AHMAD KHAN	DARWESH KHAN	2	PESHAWAR	17301-4485053-5
181	402	181	JAHAN ZAIB KHAN	KHAYAL SAID	3	MALAKAND AGY	15402-6800872-5
182	300	182	JAHANGIR KHAN AFRIDI	KHAIR KHAN AFRIDI	1	KHYBER AGY	21201-7188474-3
183	184	183	JAMAL KHAN	ARFAN	1	SW AGY	21708-8743996-9
184	416	184	JAMAL SHAH	MUHAMMAD JALAL	2	MARDAN	16102-7920857-5
185	66	185	JAMAL UD DIN	ABDUL AZIZ	3	DIR LOWER	15306-0506218-3
186	390	186	JAMSHAD HUSSAIN BANGASH	KAMAL HUSSAIN BANGASH	1	KURRAM AGY	17301-6710482-1
187	49	187	JEHAN ABID	JEHANDAR SHAH	3	DIR LOWER	15306-2724032-3
188	267	188	JUNAID AHMAD	AHMAD GUL	2	PESHAWAR	17301-1010708-7
189	299	189	JUNAID AKBAR	MUHAMMAD AKBAR	2	CHARSADDA	17102-7334928-9
190	263	190	JUNAID ALI	SAAD ULLAH KHAN	2	MARDAN	17301-0785151-1
191		191	Kalim Ullah	Karnal Khan			21505-3925636-9
192	457	192	KALIM ULLAH KHAN	ABDUL QADIR KHAN	4	LAKKI MARWAT	11201-0347987-7
193	347	193	KAMRAN FARAZ	GUL FARAZ	4	TANK	42301-7631287-3
194	212	194	KAMRAN HAMID KHAN	ABUDL HAMID KHAN	4	LAKKI MARWAT	11201-9621138-9
195	15	195	KAMRAN KHAN	NISAR HUSSAIN	2	NOWSHERA	17201-3626128-9
196	249	196	KAMRAN KHAN	KHUSH RANG	2	PESHAWAR	21201-1672580-5

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197	123	197	KAMRAN ULLAH	MUHAMMAD ARIF	1	FR BANNU	11101-1435404-7
198	102	198	KAMRAN ULLAH KHAN	ASMAT ULLAH KHAN	4	LAKKI MARWAT	11201-1799906-7
199	98	199	KASHIF ALI	KHADIM ALI	2	PESHAWAR	17301-3069843-7
200	130	200	KASHIF ALI	BASHIR AHMED	2	CHARSADDA	17301-5189545-5
201	296	201	KASHIF NIGAR	NIGAR UL HAQ	2	PESHAWAR	17301-8243203-5
202	432	202	KHAIR UR RAHMAN	HUKAM KHAN	3	MALAKAND AGY	15402-2380686-5
203	2	203	Khalid Meraj	Meraj Ud Din			12101-5139210-3
204	57	204	KHALID SIKANDAR	MUHAMMAD SAEED KHAN	2	PESHAWAR	17301-8296461-9
205	141	205	KHALID USMAN	SARDAR ALI KHAN	4	LAKKI MARWAT	11201-0907369-5
206	192	206	KHALID USMAN	UMAR DIN	1	FR KOHAT	17101-0305218-9
207	270	207	KHALIL ASGHAR	ASGHAR ALI KHAN	2	NOWSHERA	17201-4960061-3
208	334	208	KHALIL ULLAH	NAQEEB AHMAD	3	DIR LOWER	15303-9940940-3
209	286	209	KHUSHAL KHAN KHATTAK	SULTAN SHERIN	2	NOWSHERA	17201-6671803-5
210	133	210	KIFAYAT ULLAH KHAN	MUHAMMAD HANIF KHAN	4	BANNU	1110190286263
211	466	211	LAI KHAN	ZAKEEM KHAN	4	DI KHAN	21701-9602292-1
212	348	212	LIAQAT ALI	ALI REHMAN	2	NOWSHERA	17201-2512155-7
213	36	213	LIAQAT ALI KHAN	SAYED ALI SHAH	4	LAKKI MARWAT	11201-4454655-3
214	407	214	MAAZ HUSSAIN SHAH	TARIQ HUSSAIN SHAH	4	KOHAT	14301-6155699-7
215	469	215	MAHMOOD AHMAD	AYAZ KHAN	4	KARAK	14203-5031581-3
216	99	216	MAHMOOD AHMAD KHAN MASOOD	QIBLA KHAN	1	SW AGY	17301-4075873-1
217	235	217	MAJID KHAN	DAULAT KHAN	2	CHARSADDA	17101-1290566-3
218	193	218	MALIK SALMAN SHAFIQ	SHAFIQ UR REHMAN	3	DIR LOWER	15602-1641745-5
219	218	219	MAQSOOD ANWAR	ANSWAR KHAN	3	DIR LOWER	16102-3138738-5
220	89	220	MAQSOOD UR REHMAN	MOMAN KHAN	5	HARIPUR	61101-0631094-3
221	332	221	MARIA MAHMOOD AHMED	MUHAMMAD MAHMOOD AHMED	5	ABGOTTABAD	13101-3086902-4
222	104	222	MARYAM AKBAR	ABDUL AKBAR	3	MALAKAND AGY	17301-6908186-4
223	205	223	MASAUD AHMAD KHAN	RIZWAN ULLAH	2	NOWSHERA	17201-1379424-3
224	186	224	MASROOR SHAHAB	FAZAL SHER	2	SWABI	16202-9578736-3
225	9	225	MEHBOOB ALI	FAZLI HADI	3	MALAKAND AGY	15401-0875946-1
226	132	226	MIAN ASFHAN ALI GUL	MIAN ALI GUL	2	CHARSADDA	17102-6888311-1
227	87	227	MIAN GUL KHAN	JUMMA KHAN	1	SW AGY	21707-2611614-5
228	220	228	MIAN NAJEEB ULLAH	MAIN TABI ULLAH	3	DIR LOWER	17301-3052798-7
229	310	229	MINHAJ UD DIN	IFTIKHAR UD DIN	3	DIR LOWER	15302-1005198-9
230	149	230	MIR AMAN	NISAR KHAN	2	NOWSHERA	17201-8692267-3
231	64	231	MOHAMMAD ZIA ULLAH	MIR HAKIM	3	CHITRAL	15201-0603184-5
232		232	Mohammad Zia ur Rahman	Ahmed			13401-9656991-3
233	245	233	MOHSIN AKBAR	WALIAT KHAN	2	NOWSHERA	17201-9735921-5
234	345	234	MUBASHIR MUMTAZ	MUMTAZ SHEHZADA	5	MANSEHRA	13503-8462012-5
235	155	235	MUHAMMAD ABBAS	KAMIL BAD SHAH	1	ORAKZAI AGY	14101-2983306-1
236	422	236	MUHAMMAD ABDUL MUNAIM	ABDUL KARIM	4	DI KHAN	17301-2777911-9
237	468	237	MUHAMMAD ABID	AFZAL KHAN	2	NOWSHERA	17201-2607062-1

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238	146	238	MUHAMMAD ADNAN	SIRAJ GUL	2	CHARSADDA	17101-5126306-1
239	195	239	MUHAMMAD AFAZ SHAH	MUHAMMAD AYUB SHAH	4	KOHAT	14301-0993129-3
240	137	240	MUHAMMAD AMAR RAFIQ	MUHAMMAD RAFIQ KHAN	1	FR BANNU	17301-3183962-3
241	487	241	MUHAMMAD ANWAR	NASEER AHMAD	2	SWABI	17301-3614016-3
242	197	242	MUHAMMAD ANWAR KHAN	TILA MUHAMMAD KHAN	4	LAKKI MARWAT	11201-4929869-3
243	94	243	MUHAMMAD ARIF	SUBHAN UD DIN	2	CHARSADDA	17101-3636462-9
244	481	244	MUHAMMAD ASIF KHAN	FAZAL KHALIQ	2	SWABI	16201-0703870-9
245	455	245	MUHAMMAD ASKAR	FAZAL I RABI	1	BAJAUR AGY	21105-9738395-7
246	379	246	Muhammad Awaiz	Muhammad Farooq	5	MANSEHRA	13101-9430292-3
247	254	247	MUHAMMAD AYAZ	AKHTAR NUNIR	3	MALAKAND AGY	15401-0744950-7
248	456	248	MUHAMMAD AYAZ	MUHAMMAD AFSAR	5	ABBOTTABAD	13101-0995982-1
249	241	249	MUHAMMAD AYAZ KHAN	HABIB ULLAH KHAN	1	MOHMAND AGY	17301-0701075-3
250	414	250	MUHAMMAD BAHADAR KHAN	GUL AHMED KHAN	1	BAJAUR AGY	21103-7410438-7
251	196	251	MUHAMMAD DAUD JAN	SARDAR BHADUR	2	PESHAWAR	17301-5540610-5
252	360	252	MUHAMMAD FAHEEM	ABDUL JALIL	2	PESHAWAR	17301-2266971-3
253	329	253	MUHAMMAD FAHEEM JAN	MUHAMMAD YOUSAF	2	NOWSHERA	17301-9270523-5
254	179	254	MUHAMMAD FAIZAN	ALTAF UR REHMAN	5	MANSEHRA	13503-2738891-5
255	362	255	Muhammad Farhan Malik	Muhammad Bakht Malik	4	DI KHAN	12101-3099615-9
256	214	256	MUHAMMAD FAWAD NISAR	HAJI JAN NISAR	2	CHARSADDA	13101-7445973-1
257	478	257	MUHAMMAD HAFEEZ KHAN	FAREED KHAN	5	ABBOTTABAD	13101-5248461-9
258	209	258	MUHAMMAD HAMID	MUHAMMAD AKRAM	2	SWABI	16202-3277712-5
259	232	259	MUHAMMAD HASHAM RAHIM	ABDUR RAHIM	2	SWABI	17301-3365774-7
260	341	260	MUHAMMAD IBRAR	NADIR KHAN	4	KARAK	14301-8708162-7
261	314	261	MUHAMMAD IDRIS	MUHAMMAD GUL	1	KHYBER AGY	17102-0499376-7
262	389	262	MUHAMMAD IHSAN	ABDUL WAHAB	2	PESHAWAR	17301-6723584-9
263	167	263	MUHAMMAD IKRAM	JEHAN ALAM	3	DIR LOWER	15307-7406245-5
264	112	264	MUHAMMAD ILYAS	FIDA MAND	3	SWAT	15602-4231063-5
265	162	265	MUHAMMAD IQBAL	IFTIKHAR HUSSAIN	2	PESHAWAR	17301-5662913-7
266	289	266	MUHAMMAD IRFAN	MUHAMMAD YOUSAF	2	NOWSHERA	17301-1913949-3
267	128	267	MUHAMMAD IRSHAD	MUHAMMAD SULEMAN	4	KARAK	14202-2542421-7
268	187	268	MUHAMMAD IRSHAD	MIAN MUHAMMAD USMAN	2	NOWSHERA	17201-0695912-7
269	224	269	MUHAMMAD ISMAIL	SHAMSUDDIN	1	BAJAUR AGY	21103-9715404-3
270	376	270	MUHAMMAD ISRAIL	KHAIWA GUL	2	NOWSHERA	17201-1780489-9
271	11	271	MUHAMMAD ISRAR YAQUB	MUHAMMAD YAQUB	4	BANNU	11101-1194727-5
272	278	272	MUHAMMAD JASIM ALI KHAN	PERVEZ KHAN	7	NOWSHERA	17201-2239145-9
273	268	273	MUHAMMAD JAWAD IQBAL	ZARIF KHAN	3	MALAKAND AGY	15402-1390099-7
274	78	274	MUHAMMAD JUNAID	MUHAMMAD ALAM	5	ABBOTTABAD	13101-4503173-9
275	250	275	MUHAMMAD KHANAN	GUL KHANAN	1	KURRAM AGY	14101-3980128-9
276	359	276	MUHAMMAD MUJTABA KHAN	AZMAT GHAFUOR	2	PESHAWAR	17301-6348496-9
277	223	277	MUHAMMAD MUNIR	RAZIM GUL	4	HANGU	14101-8922071-7
278	306	278	MUHAMMAD MURTAZA KHAN	MUHAMMAD NAWAZ	4	BANNU	54400-6575090-9

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279	54	279	MUHAMMAD NAEEM	SHARIF KHAN	3	SWAT	15602-4118108-9
280	238	280	MUHAMMAD NAEEM	NAZ MUHAMMAD	2	CHARSADDA	17301-3747224-5
281	37	281	MUHAMMAD NAWAB	ISLAM GUL	3	SWAT	15001-4676798-3
282	344	282	MUHAMMAD NOUMAN ZAHID	MUHAMMAD ISMAIL ZAHID	4	KOHAT	17301-8729549-5
283	188	283	MUHAMMAD OMER ZAMAN	MUHAMMAD SULAIMAN	5	HARIPUR	13302-2666943-9
284	371	284	MUHAMMAD QASIM	MUHAMMAD WAZEER	2	SWABI	16201-9420219-9
285	52	285	MUHAMMAD RIAZ	MUHAMMAD NAZEER	2	PESHAWAR	17301-1531838-5
286	394	286	MUHAMMAD RIAZ	PASHAM KHAN	4	LAKKI MARWAT	14301-3868003-9
287	468	287	MUHAMMAD RIZWAN	RAHIM BAD SHAH	4	KARAK	14202-1330414-1
288	441	288	MUHAMMAD SADIQ	SULATN MUHAMMAD	4	TANK	12201-6439590-9
289	150	289	MUHAMMAD SAFI ULLAH	SULTAN MOHAMMAD	3	DIR UPPER	15701-3763396-5
290	399	290	MUHAMMAD SAJID	MALIK MUHAMMAD SADIQ	4	DI KHAN	12101-7822760-9
291	443	291	MUHAMMAD SALMAN KHAN	IMTIAZ UR REHMAN	2	SWABI	16201-4588449-5
292	424	292	MUHAMMAD SHOAB	ZHID HUSSAIN	4	DI KHAN	12101-7874916-5
293	489	293	MUHAMMAD SHOAB	SHER AFZAL	2	MARDAN	16102-7003790-3
294		294	Muhammad Siddique Ghazi	Muhammad Ghazi Khan			71501-7747159-9
295	201	295	MUHAMMAD SOHAIL JAVED	MUHAMMAD JAVED RAHIM	4	DI KHAN	12101-6250437-3
296	27	296	MUHAMMAD SOHAIL SHAMS	SHAMS ULLAH KHAN	4	KARAK	14202-2982412-7
297	413	297	MUHAMMAD SULAIMAN KHAN	FIDA MUHAMMAD	2	MARDAN	16101-0242878-9
298		298	Muhammad Sulaiman Zeb Khan	Sultan Zeb			16202-3560415-1
299	53	299	MUHAMMAD SULIMAN KHAN	ROZI GUL	2	PESHAWAR	17301-6705240-5
300	409	300	MUHAMMAD TARIQ SHAH	MUHAMMAD TAQI	3	KOHISTAN	13401-1502990-9
301	191	301	MUHAMMAD TUFAIL	ASADULLAH	2	PESHAWAR	17301-3523541-7
302	174	302	MUHAMMAD UMAR	SARFARAZ KHAN	5	HARIPUR	13302-5989638-5
303	356	303	MUHAMMAD USMAN SHAFI	MUHAMMAD SHAFI	2	PESHAWAR	17301-2732857-7
304	275	304	MUHAMMAD USMAN BADSHAH	ABDUL RAHMAN BADSHAH	2	PESHAWAR	17301-7907547-9
305	368	305	MUHAMMAD USMAN KHAN	SHAH NIAZ KHAN	4	BANNU	11101-9685145-3
306	408	306	MUHAMMAD WALAYAT KHAN	MUHAMMAD KIFAYAT KHAN	3	DIR LOWER	15307-1358088-3
307	496	307	MUHAMMAD WALI KHAN	SARDAR SHAH JEHAN KHAN	1	FR DI KHAN	12101-5841116-9
308	377	308	MUHAMMAD WAQAS	NOOR MUHAMMAD	2	MARDAN	16101-9665745-3
309	425	309	MUHAMMAD WAQAS	AMIR KAHNAN	1	MOHMAND AGY	17301-7614995-9
310	353	310	MUHAMMAD YASIR	MUHAMMAD ISRAR	4	HANGU	14101-6489050-3
311	82	311	MUHAMMAD YASIR MAHSUD	AYUB GUL KHAN	1	SW AGY	21702-0973730-7
312	93	312	MUHAMMAD YOUSAF	MEHTAB KHAN	3	DIR LOWER	15302-1042348-9
313	465	313	MUHAMMAD ZAKIR ULLAH	AJAB KHAN	3	DIR LOWER	15302-6011230-3
314	492	314	MUHAMMAD ZEESHAN	MUHAMMAD FAWAD	2	PESHAWAR	17301-5046781-9
315	447	315	MUHAMMAD ZEESHAN KHAN	INAM ULLAH	2	MARDAN	16101-6554739-7
316	213	316	MUHAMMAD ZUBAIR KHAN	BEHRAM KHAN AFRIDI	1	KHYBER AGY	21201-7113253-3
317	177	317	MUHAMMAD ZUBAIR KHAN	MUHAMMAD NAWAZ KHAN	4	DI KHAN	12103-8774561-1
318	71	318	MUJAHID NASEER	NASRULLAH JAN	2	PESHAWAR	17301-5396087-1
319	384	319	HUJJB ALAM	FAZAL KHALIQ	3	SWAT	15602-7679943-1



320	470	320	MUNAWAR HAYAT	SHAH ZADA KHAN	2	NOWSHERA	17201-9693644-5
321	464	321	MURTAZA KAMAL	KAMAL KHAN	1	FR BANNU	22201-7429694-5
322	437	322	MUSHTAQ HUSSAIN	ABDUS SALAM	2	MARDAN	16101-3260179-7
323	335	323	MUSTAFA KAMAL	USMAN ALI	3	SWAT	15602-7522682-5
324	169	324	NADIR RAMZAN MUHAMMAD	DIN MUHAMMAD	4	KARAK	14203-4919993-5
325	158	325	NAEEM AHMAD	NABI REHMAT	3	CHITRAL	15201-7284639-7
326	350	326	NAEEM ULLAH KHAN	ATTA ULLAH KHAN	2	MARDAN	17301-1630799-3
327	476	327	NAILA SAJJAD	SAJJAD HUSSAIN SHAH	5	ABBOTTABAD	37406-5682494-0
328	74	328	NAQIB ULLAH	ZABTA KHAN	4	LAKKI MARWAT	11201-0883536-3
329	91	329	NASIR ALI	SHER ALI KHAN	3	CHITRAL	13201-0862859-1
330	203	330	NASIR HUSSAIN	HAJI IQBAL HUSSAIN	1	KURRAM AGY	21303-8527286-1
331	144	331	NASIR ZAMAN KHAN	MUHAMMAD ZAMAN KHAN	3	DIR LOWER	15302-4940437-1
332	364	332	NAUMAN AMIN	FAZLI AMIN	2	NOWSHERA	17201-2513412-9
333	16	333	NAVEED IQBAL	JUMA RAZ KHAN	1	MOHMAND AGY	17301-1763982-3
334	6	334	Naveed khan	Fran bacha	3	SWAT	15602-7457490-1
335	19	335	NAVEED KHAN	FALAK NAZ	3	SWAT	15602-5691997-7
336	124	336	NAVEED KHAN	GRAN BACHA	3	SWAT	15602-7457490-1
337	430	337	NAVEED KHAN	JEHANGIR KHAN	3	DIR LOWER	15307-7766858-5
338	494	338	NAVEED ULLAH	ISMAIL KHAN	3	DIR LOWER	16306-7992487-5
339	370	339	NEZAM UD DIN	GHULAM NOOR	3	DIR LOWER	15302-0875368-3
340	288	340	NISAR ALAM	MEHR AMIN	4	KARAK	14203-2039687-1
341	95	341	NIZA UD DIN	MUHAMMAD ZARIN	3	DIR LOWER	16102-8151430-9
342	317	342	NOMAN	HAJI ABDUL HANAN	1	FR DI KHAN	17301-7006196-1
343	331	343	NOOR ULLAH	SAWAB GUL	1	MOHMAND AGY	16101-8948994-7
344	415	344	NOUMAN KHATTAK	JEHANZEB KHATTAK	2	CHARSADDA	17101-7041437-5
345	145	345	NUMAN KHAN	SIRAJ GUL	2	CHARSADDA	1710123787593
346	96	346	OMAIR	INDERYAS	2	MARDAN	16101-9585873-5
347	339	347	OMAR SHAHID	SHAHID MEHMOOD	2	PESHAWAR	17301-8894315-7
348	67	348	PIR IMRAN	PIR SYED BADSHAH	2	MARDAN	16102-6938166-9
349	324	349	QAISAR KHAN	UMER KHAN	3	SWAT	15602-3379093-1
350	302	350	QAISER JAMAL	IHSAN ULLAH	2	PESHAWAR	17301-1376826-1
351	471	351	QAISER SHAHZAD	SHEHZADA KHAN	2	NOWSHERA	00000-0000000-0
352	460	352	QAMAR ZAMAN	AZAD KHAN	2	PESHAWAR	17301-6619936-1
353	423	353	QASIM JAN	FAREEDULLAH	2	SWABI	16201-0466601-7
354	113	354	QASIM KHAN	BADSHAH RAHMAN	3	DIR LOWER	15307-9408440-5
355	439	355	QAWIULLAH	MIDRAR ULLAH	2	NOWSHERA	17201-1197007-7
356	355	356	QAZI KHAWAR GOHAR	QAZI ALI GOHAR	2	MARDAN	16101-1804078-5
357	374	357	RAB NAWAZ SHAH	RIAZ BADSHAH	2	NOWSHERA	17201-8961681-3
358	467	358	RAFEEQ ULLAH	DARYA KHAN	1	NW AGY	21508-8813586-7
359	148	359	RAFI ULLAH KHAN	ARSALA KHAN	1	SW AGY	21508-5935308-5
360	361	360	RAHAT ULLAH	HAIDAYAT ULLAH	2	SWABI	16201-6551832-1

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361	234	361	RAHEEL SALEEM	MUHAMMAD SALEEM	4	LAKKI MARWAT	12101-0985221-7
362	126	362	REHMAT ULLAH KHAN	MUHAMMAD ISHAQ KHAN	4	DI KHAN	12101-5145918-3
363	304	363	RIFAT ULLAH KHAN	HANIF ULLAH KHAN	2	PESHAWAR	17301-7091793-9
364	385	364	RIZWAN	ABDUR REHMAN	4	DI KHAN	12101-5453323-9
365	125	365	Rizwan Ullah	Hussain Ullah	3	DIR LOWER	15301-9229167-9
366	38	366	RIZWAN ULLAH KHAN	ZAKIR ULLAH KHAN	3	DIR LOWER	15302-0284567-7
367	322	367	SADIQ ALI	IJAZ HUSSAIN	4	KOHAT	14301-2013618-5
368	136	368	SAFEER ULLAH	SHAHADAT KHAN	4	KARAK	14203-3445533-1
369	396	369	SAFI ULLAH	KHAIK UL BASHAR	2	NOWSHERA	17201-5238298-5
370	475	370	SAHIBZADA JALAL AHMAD	SAHIBZADA NASIR AHMAD	2	PESHAWAR	17301-7813803-1
371	20	371	SAHIBZADA MUHAMMAD ABDULLAH	SAHIBZADA ABDUS SAMAD	2	SWABI	16202-8414571-9
372	386	372	SAID NABI	UMAR NABI	3	MALAKAND AGY	15401-0694394-9
373	311	373	SAIMAN KHAN	HAMISH GUL	2	PESHAWAR	17301-9210010-9
374	342	374	SAJID ALI	AKBAR ALI	1	KURRAM AGY	21303-0690302-9
375	388	375	SAJID KAHN	SADBAR KHAN	1	MOHMAND AGY	16101-1640500-1
376	372	376	SAJID ZAMAN	SAPSAR KHAN	5	ABBOTTABAD	13101-3552987-5
377	357	377	SAJJAD ALI	FARMOSH KHAN	3	SWAT	15602-0506340-3
378	482	378	SAJJAD HUSSAIN	NIJAT HUSSAIN	1	KURRAM AGY	21303-5408062-5
379	354	379	SALEEM JAVED	MUHAMMAD	3	SWAT	15601-1985228-5
380	92	380	SALEEM KHAN	MUHAMMAD ALI KHAN	4	HANGU	14101-9744453-5
381	46	381	SALMAN ALI	ABDUR RASHID	2	CHARSADDA	17101-3514220-7
382	204	382	SALMAN KHAN	GUL MUHAMMAD	2	MARDAN	17301-3290918-7
383	295	383	SALMAN TARIQ	MUHAMMAD KHAN	3	SWAT	15602-4004014-3
384	366	384	SAMIULLAH	SAEED ULLAH	3	CHITRAL	15202-8596924-9
385	378	385	SAMIULLAH KHAN	MUHAMMAD REHMAN	1	SW AGY	12101-4397994-3
386	279	386	SAMIULLAH KHAN KHALIL	HIDAYAT ULLAH	2	PESHAWAR	17301-9927201-5
387	260	387	SANA ULLAH	NIJAZ WALI KHAN	4	KARAK	14203-0748142-3
388	294	388	SANA ULLAH	FAZL I AKBAR	2	PESHAWAR	17301-1294734-7
389	373	389	SANAULLAH	MUHAMMAD ALI KHAN	3	DIR LOWER	15302-6438121-9
390	216	390	SANGIN FARIS	GULAB MIAN	1	MOHMAND AGY	17102-2832099-7
391	462	391	SANGLE MARJAN	HUSSAIN JAN	1	KURRAM AGY	21302-7854780-1
392	103	392	SANIA MEHTAB	ABDULLAH KHAN	4	LAKKI MARWAT	17301-8028176-6
393	3	393	Sardar Alam	Musaib Shah			17201-9955861-7
394	255	394	SARDAR ATTA UR REHMAN KHAN	OBAID UR REHMAN KHAN	2	NOWSHERA	17201-1606910-5
395	426	395	SARDAR IBRAHIM	AMIN UR REHMAN	3	DIR UPPER	15702-1411933-7
396	45	396	SARDAR KHALID ASMAT	SARDAR ASMAT ULLAH KHAN	5	ABBOTTABAD	13101-1152999-1
397	43	397	SARDAR SAMEER ASMAT GANDAPUR	SARDAR ASMAT ULLAH GANDAPUR	5	ABBOTTABAD	13101-9092614-3
398	338	398	Sawab Gul	Arab Gul	1	BAJAUR AGY	16101-0223117-7
399	48	399	SAYED MUJTABA HUSSAIN	SAYED SAFDAR ALI SHAH	1	KURRAM AGY	21303-7141233-7
400	178	400	SAYYED AWAIS ULLAH	QAMAR GUL	2	CHARSADDA	17101-2930894-1
401	283	401	SAYYED HABIB ULLAH SHAH	PIR GHULAM MEHMOOD SHAH	4	LAKKI MARWAT	11201-5973786-9

402	65	402	SHABIR AHMAD	FAQIR KHAN	3	DIR LOWER	15306-0799264-1
403	139	403	SHABIR AHMAD	INAHID ALI SHAH	4	LAKKI MARWAT	17301-6367247-1
404	79	404	SHAFAT ULLAH KHAN	HAYAT ULLAH KHAN	4	LAKKI MARWAT	11201-6052340-0
405	400	405	SHAFI ULLAH	ABDUL GHAFFAR	4	DI KHAN	12102-1009074-0
406	382	406	SHAFIQ ULLAH	SHAFI ULLAH	1	BAJAUR AGY	21107-7854814-7
407	246	407	SHAFIQ UR REHMAN	FAQIR KHAN	2	NOWSHERA	17201-4368462-3
408	444	408	SHAFQAT ULLAH SHAH	SAIF ULLAH SHAH	4	BANNU	11101-1459593-7
409	431	409	SHAH FAHAD KHAN	MOHAMMAD NAZIR KHAN	3	DIR LOWER	15306-4903458-9
410	118	410	SHAH NAWAZ	TAJ MUHAMMAD	3	MALAKAND AGY	17301-8334099-3
411	198	411	SHAHID ALI KHAN	JEHAN SARDAR	3	DIR LOWER	15305-1468056-1
412		412	SHAHID ULLAH	Amir Sardar			11201-5029549-7
413	411	413	SHAHID ZIA	MALEY KHAN	4	LAKKI MARWAT	11201-0881227-3
414	282	414	SHAHIDA GUL	GUL SHAHZADA	3	MALAKAND AGY	15401-9523635-0
415	13	415	SHAHRYAR ALI KHAN	NAWAB ALI KHAN	2	PESHAWAR	17101-5422988-3
416	458	416	SHAHZAD ALI KHAN	SAID ALI KHAN	3	DIR LOWER	15302-0744869-3
417	333	417	SHAHZAD HADI	FAZAL HADI KHALID	2	PESHAWAR	17301-7663267-9
418	221	418	SHAHZAD NASEER	NASEER UD DIN	2	MARDAN	16101-9077268-7
419	17	419	SHAIQ AHMAD	SHER BADAN	4	KARAK	14201-6844441-7
420	160	420	SHAKIR ULLAH	HAZRAT ALI	4	KARAK	14203-3882777-7
421	165	421	SHAMS UL ISLAM	ZAHOR UL ISLAM	4	KARAK	14203-5880052-1
422	248	422	SHAMS UL KHALIQ	FAZAL KHALIQ	3	DIR LOWER	17301-6812158-0
423	321	423	SHARIF ULLAH	ABDUL SHARIF	4	KARAK	14203-6973811-7
424	142	424	SHARIQ PERVEZ	SULTAN PERVEZ	2	PESHAWAR	17301-1336030-5
425	157	425	SHERZADA KHAN	MUHAMMAD AKRAM	4	DI KHAN	12101-4495909-7
426	434	426	SHIVA	JODE LAL	4	DI KHAN	12101-9864163-1
427	122	427	SIKANDAR KHAN	GUL KHAN	2	PESHAWAR	17301-1600499-9
428	77	428	SOHAIL ANWAR	WAQAR ANWAR	4	KOHAT	14301-6237051-3
429		429	Sohail Hashim	Hashim Ali Khan			17201-7010909-3
430	258	430	SUFIA MARIAM	RIAZ MUHAMMAD	1	NW AGY	17201-0755179-2
431	297	431	SUHAIL	MIR AZAM KHAN	1	SW AGY	16202-5147088-9
432	44	432	SYED ALLAH YAR ALI SHAH	SYED IFTIKHAR ALI SHAH	2	PESHAWAR	17301-9109720-5
433	171	433	SYED AWASI ALI SHAH	MUMTAZ SAID	2	MARDAN	16101-8142198-9
434	418	434	SYED AZMAT ALI SHAH	MIAN GUL ZADA	1	SW AGY	15601-7084304-5
435	352	435	SYED BILAL AHMAD SHAH	SYED MAHMOOD SHAH	2	NOWSHERA	17201-7029716-5
436	285	436	SYED EHTISHAM MUSHAHID	SYED MUSHAHIDIN SHAH	2	PESHAWAR	17301-8377580-1
437	403	437	SYED IBARHIM SHAH	SYED ANWAR SHAH	5	HARIPUR	13302-2609027-7
438	251	438	SYED IKRAM ULLAH JAN	SYED MUHAMMAD ISHAQ	1	SW AGY	16202-5242578-1
439	47	439	SYED NASEEM SHAH	MUHAMMAD NAEEM SHAH	2	PESHAWAR	17301-8732125-5
440	480	440	SYED RAZA HASSAN	SYED METHAB UL HASSAN	4	KOHAT	14301-7131770-5
441	225	441	SYED SALMAN LIAQAT	MIAN LIAQAT ULLAH	2	NOWSHERA	17201-9205452-3
442	242	442	SYED SHAHAB UD DIN	SYED HALEEM SHAH	5	MANSEHRA	13503-2436509-1

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443	287	443	SYED WASIQ ZAHID SHAH	SYED ZAHID HUSSAIN SHAH	5	MANSEHRA	13503-7161158-7
444	490	444	SYED ZEENAT ULLAH SHAH	SYED MALI SHAH	4	BANNU	11101-2889711-9
445	244	445	TAHIR	JAMSHED KHAN	2	MARDAN	16101-7953501-9
446	277	446	TAHIR IQBAL	MUKARAM KHAN	2	PESHAWAR	17301-5747337-9
447		447	tahir jamal	abdul jamal khan			11101-7067954-3
448	105	448	TAHIRA GUL	KHURSHEED ANWAR	5	HARIPUR	13302-1882342-4
449	243	449	TAIMUR HASSAN	ABDUS SATTAR	2	MARDAN	16101-2433558-1
450	486	450	Tanweer-ud-din	INHAN-UD-DIN	2	NOWSHERA	17201-2172171-3
451		451	TARIQ AZIZ	HAJI WASAL KHAN AFRIDI			21201-9399/81-1
452	115	452	TARIQ FAZAL	FAZAL E DAYAN KHAN	3	KOHISTAN	13302-1258561-5
453	24	453	TARIQ JAMAL	MUHAMMAD USMAN	4	BANNU	11101-3833873-7
454	108	454	TARIQ KHAN	MUJARRAB KHAN	3	BATFAGRAM	13202-7481593-1
455	70	455	TARIQ MAHMOOD	MUHAMMAD RIAZ	5	ABBOTTABAD	13101-5329355-7
456	452	456	TARIQ SIDDIQUE	MUHAMMAD SIDDIQUE	4	HANGU	14101-4823173-5
457	327	457	TARIQ USMAN SAEED	MUHAMMAD SAEED	4	LAKKI MARWAT	11201-2791784-3
458	154	458	TUFAIL FAZAL	FAZAL RABBI	2	SWABI	160194327525
459	97	459	TUFFAIL KHAN	MUHAMMAD AFZAL KHAN	3	DIR LOWER	15302-4922978-3
460	208	460	UBAID ULLAH	WALI MUAHMMAD	2	SWABI	16202-2226671-3
461	206	461	UMAR AYAZ KHAN	QADIR MUHAMMAD	4	KARAK	14203-1688024-3
462	395	462	UMAR MAHSOOD	AWAZ GUL	1	SW AGY	12101-4130013-1
463	410	463	UMAR SOHAIL	UMAR RASOOL	3	SWAT	15602-0251201-3
464	230	464	USMAN AHMAD	SAJJAD AHMAD	2	CHARSADDA	17301-6533871-3
465	495	465	USMAN HAYAT	FATEH KHAN	2	PESHAWAR	17301-6540201-5
466	80	466	USMAN KHAN	IBAD UR RLHMAN	3	DIR LOWER	15302-9600858-9
467	101	467	WAHID ULLAH	KASHAK KHAN	3	DIR LOWER	15305-5076271-3
468	412	468	WAJID MASOOD	MOHAMMAD MASOOD	2	PESHAWAR	17301-6231120-5
469	417	469	WALI MUHAMMAD	SHADI KHAN	1	ORAKZAI AGY	21604-2409138-7
470	303	470	WAQAR AHMAD	SHAD MUHAMMAD	2	NOWSHERA	17201-3690632-7
471	34	471	WASEEM JAN	MUHAMMAD UMAR	2	CHARSADDA	17101-7965944-5
472	119	472	WASEEM SAJJAD	SAJJAD SAMAD	2	NOWSHERA	17201-7368499-9
473	477	473	WASEEM ULLAH JAN	SARDAR MUHAMMAD	2	PESHAWAR	17301-6434270-1
474	229	474	WASIM AKBAR	ALI AKBAR	5	ABBOTTABAD	17301-3429713-9
475	290	475	WASIM JAMIL	KHAN AMIR	1	FR KOHAT	14301-1066905-1
476		476	Wasiq Mansoor	Ishtiaq Ahmed			13101-0879126-9
477	421	477	YASIR RASHEED ABBASI	MUHAMMAD RASHEED ABBASI	5	ABBOTTABAD	13101-2529380-1
478	233	478	ZAFAR ULLAH KHAN BANGASH	HABIB ULLAH KHAN	1	KURRAM AGY	17301-1535829-9
479	433	479	ZAHID GUL	SALAM KHAN	1	NW AGY	21506-1084086-5
480	39	480	ZAHID ULLAH	MUHAMMAD TAJ	4	KARAK	14203-9139355-7
481	153	481	ZAHID UMAR	YMAR SARDAR	4	KARAK	14203-4940139-1
482	309	482	ZAHOOR SHAH	ANWAR SHAH	4	LAKKI MARWAT	11201-1140806-9
483	222	483	ZAIB ULLAH	SHAD AMIN	1	NW AGY	21505-0816413-1

484	62	484	ZAIGHAN ALI	KAUSAR ALI	4	KOHAT	17301-8531646-5
485	163	485	ZAKIR ULLAH	ATTAUR RAHMAN	3	SWAT	15602-4568752-7
486	180	486	ZAKIR ULLAH	SAIF ULLAH	4	KARAK	14203-2149090-7
487	261	487	ZEESHAN AHMAD	DAWA KHAN	2	MARDAN	16101-3450866-9
488	185	488	ZEESHAN JELANI	GHULAM JELANI QURESHI	4	TANK	17301-7922210-9
489	109	489	ZEESHAN KHAN BASEER	MUHAMMAD BASEER KHAN	2	PESHAWAR	17301-1359967-7
490	50	490	ZEESHAN SALEEM	UMER DARAZ SALEEM	4	DI KHAN	12101-0958551-5
491	256	491	ZEESHAN WAHID	FAZAL WAHID	2	PESHAWAR	17301-4315551-9
492	182	492	ZIA UL ISLAM	MOHD TAJ UL ISLAM	2	MARDAN	16101-2750594-3
493	135	493	ZIA,ULLAH	NIAMAT ULLAH	4	LAKKI MARWAT	12101-3393379-7
494	59	494	ZIA UR RAHMAN	AZIZ UR RAHMAN	3	SWAT	15602-3417648-5
495	392	495	ZIA UR RAHMAN	KHALIL UR REHMAN	2	MARDAN	16101-8599638-5
496	60	496	ZIA UR REHMAN	SAHIB REHMAN	1	NW AGY	21506-5127995-3
497	280	497	ZIARAT GUL	MUNIR KHAN	1	MOHMAND AGY	17301-1255016-5
498	445	498	ZOHAIB JEHAN	JEHAN UL WAHAB	2	PESHAWAR	17301-3540847-5

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**KHYBER PAKHTUNKHWA PUBLIC SERVICE
COMMISSION**

2- Fort Road Peshawar Cantt:

Website: www.kppsc.gov.pk

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

Dated: 28.09.2012

ADVERTISEMENT No. 04 / 2012.

Applications, on prescribed form, are invited for the following posts from Pakistani citizens having domicile of Khyber Pakhtunkhwa / F.A.T.A by 25.10.2012 (candidates applying from abroad by 08.11.2012). Incomplete applications and applications without supporting documents required to prove the claim of the candidates shall be rejected.

TEN (10) POSTS OF ASSISTANT ENGINEERS/SDOs (GENERAL QUOTA)

QUALIFICATION: Degree in B.E/B.Sc Engineering (Civil) from a recognized university.

AGE LIMIT: 21 to 32 years. **PAY SCALE:** BPS-17 **ELIGIBILITY:** Both Sexes.

ALLOCATION: Three to Merit, Two each to Zone-1 and 5, One each to Zone-2, 3 and 4.

(ATTA-UR-REHMAN KHALIL)

Secretary

Khyber Pakhtunkhwa
Public Service Commission
Peshawar

**BEFORE THE KHYBER PAKHTUNKHWA, SERVICE
TRIBUNAL, PESHAWAR**

In Re:
S.A.No.1006/2016

Engr. Nasir Zaman Khan

VERSUS

Govt. of KPK etc

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3.	Copy of Call Letter	R/1	7
4.	Copy of recommendation letter dated 31.01.2013	R/2	8
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6.	Copy of charge assumption reprotos	R/4	10-12

(7) Wakalat nama

13

Taskeen Ahmad

Respondent No.13

Sarfaraz Khan

Respondent No.14

F. S. Khan

Respondent No.15

Through

Ilyas

Akhtar Ilyas
Advocate, Peshawar

6B, Haroon Mansion,

Khyber Bazaar Peshawar.

Date: 16/12/2016.

(D)

**BEFORE THE KHYBER PAKHTUNKHWA, SERVICE
TRIBUNAL, PESHAWAR**

In Re:
S.A.No.1006/2016

Engr. Nasir Zaman Khan

VERSUS

Govt. of KPK etc

**REPLY BY AND ON BEHALF OF
RESPONDENTS NO.13 TO 15**

Sheweth:

PRELIMINARY OBJECTIONS:

1. The appellant has got no cause of action to file instant service appeal against the replying respondents.
2. The appeal is not competent in its present form.
3. The appellant has suppressed/ concealed material facts from this Hon'ble Tribunal, hence on this score alone the appeal is liable to rejection.
4. The appellant has not come to this Hon'ble Tribunal with clean hands.
5. The seniority is not a vested right of a Civil Servant, hence the instant appeal is liable to rejection on this score too.

Appeal is hopelessly time barred.

6. appeal is false and frivolous, entitling the applying respondents to special compensatory costs.

FACTS.

3 pertains to record. However, respondents no.13-15 have also applied against the posts of Female Assistant Engineer/ SDOs (Woman) Quota; after scrutiny of the documents they were also called for interview by Public Service Commission vide call letter dated 20-12-2012 (Copy of call letter is attached as Annex "R/1"). After qualifying the stated interview, the respondents No.13-15 were recommended by the Public Services Commission against the posts of Female Assistant Engineer/ SDOs BPS-17 in Advertisement No.04/2012 (S.No.64) vide Recommendation Letter dated 31.01.2013 (Copy is attached as Annex "R/2")

4. Correct. However, after observing all codal formalities respondent No.2 issued offer of appointment to respondents No.13-15 vide order dated: 19-04-2013. On the same day i.e 09-04-2013 they assumed the charge. (Copy of

appointment order and charge assumption reports are attached as Annex "R/3" and "R/4")

5. Not relates to the replying respondents.
6. Not relates to the replying respondents. However, it may not be out of place to mention here that the appellant cannot claim seniority over the respondents No.13-15 for the simple reason that the respondents No.13-15 have recommended for appointment earlier; they applied against the Woman Quota; they appointed on 19.04.2013, while appellant appointed on 21.04.2014 much later than the respondents, so much so, they assumed the charge much prior than the appellant. So the appellant cannot compete himself with the respondents No.13-15 in the matter of seniority.
7. Not relates to the replying respondents.
8. The tentative seniority list issued on 29.02.216, while the representation was submitted on 24.05.2016, which is hopelessly time barred as the time provided for objection/ representation was 30 days. Furthermore, no appeal can be preferred against the tentative seniority list.
9. That final seniority list has been circulated vide 27.05.2016, which has not been impugned

Prayer:

It is, therefore, prayed that the appeal under reply being bereft of merit may kindly be dismissed with costs against the replying respondents.

Taskeen Ahmed

Respondent No.13

Sarifullah

Respondent No.14

[Signature]

Respondent No.15

Through

Akhtar Uyas

Akhtar Uyas
Advocate, Peshawar

BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL, PESHAWAR

In Re:
S.A.No.1006/2016

Engr. Nasir Zaman Khan

VERSUS

Govt. of KPK etc

AFFIDAVIT

I, Sania Mentab (Respondent No.14).

do by affirm and declare on oath that the contents of the **REPLY** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

Sania Mentab

Deponent



(REGISTERED)

Annex - R/1 (7)

54435

K.P.K PUBLIC SERVICE COMMISSION
2-Fort Road, Peshawar Cantt, (Near Governor House)
RH No. 9213563
Fax No. 9211795



No.K.P.K-PSC-SR-VI/

Dated: 29/12/12

To,

FAIZA SANA D/O SANA-UR-REHMAN
H.NO.C-106, BICKET GUNJ.BAZAR MARDAN.

Post Paid
P.O Peshawar

Subject: RECRUITMENT OF THREE (03) POSTS OF ASSISTANT ENGINEER/SDO'S (BPS-17) FOR (WOMEN QUOTA) IN PUBLIC HEALTH ENGINEERING DEPARTMENT. (ADVT: NO.04/2012.S.NO.64).

1. In response to your application for the subject cited post, you are provisionally called for interview in the Commission's Office at 2-Fort Road, Peshawar Cantt, Near Governor House at 08:30 a.m hours on 01 / 01 / 2013 for oral test (interview). Please bring original certificates, degrees and testimonials that will be returned to you on conclusion of your interview.

2. You should rectify the following deficiencies three days before interview positively failing which the Commission will reject your application and shall not interview you for the above post:-

- A. Attested three latest Photographs.
- B. _____
- C. _____
- D. _____
- E. _____

Note:- Result of selected candidates will be displayed at our website WWW.KPPSC.gov.Pk very soon after the last date of the interview.

Attested

Superintendent

(CONFIDENTIAL)

Annex - R/2 (8)

399

K.P.K PUBLIC SERVICE COMMISSION
2 Fort Road, Peshawar Cantt. (Near Governor House)
PH.No. 9213563
Fax No. 9211795



No.K.P.K-PSC-SR-VI / _____

Dated, / /

31/d

Secretary PHE Deptt:
1747
31/11/13

To

The Secretary to Govt: of Khyber Pakhtunkhwa,
Public Health Engineering Department,
Peshawar.

Subject:

RECRUITMENT OF THREE (03) POSTS OF ASSISTANT ENGINEER/SDO'S (BPS-17) FOR (WOMEN QUOTA) IN PUBLIC HEALTH ENGINEERING DEPARTMENT. (ADVT: NO.04/2012.S.NO.64).

Dear Sir,

I am directed to refer to your letter No: SO(Est)PHED/1-122/2011 dated 26.06.2012 on the subject noted above and to state that the Commission recommends the following three (03) candidates to Government for appointment against the subject cited posts:-

DSA-81
31/11/2013

S.No.	Name with Father's Name	Domicile/Zone
1.	Taskeen Ahmed D/O Ghulam Ahmed ✓	Abbottabad/5
2.	Sania Metab D/O Abdullah Khan	Lakki Marwat/4 ✓
3.	Faiza Sana D/O Sana Ur Rehman	Mardan/2

- 2) Recommendation in favour of the above recommendees is provisional subject to their medical fitness and verification of domicile/ testimonials by the Department.
- 3) The inter-se-merit of the selectees will be communicated on finalization of entire series of interview. The serial chronological order will not confer any right of seniority.
- 4) Original applications (with enclosures) of the above three (03) recommendees are enclosed herewith for your record. Please acknowledge receipt.

(urgent)
DSA
na. pl.
1/12/13
ASST

31/11
SO(E)

Yours faithfully,-

(GHULAM DASTAGIR AHMAD)
DIRECTOR RECRUITMENT

Attested

30.11.2013
138
01.11.13.



**GOVERNMENT OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGG: DEPARTMENT**

Dated Peshawar, the April 19, 2013

OFFER OF APPOINTMENT

No.SO(Estt)/PHED/1-122/2011. On the recommendations of the Khyber Pakhtunkhwa Public Service Commission and in pursuance of the provisions contained in Sub Section (2) of Section 19 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No.XVIII of 1973), as amended by the Khyber Pakhtunkhwa, Civil Servants (Amendment) Act, 2005 (Khyber Pakhtunkhwa Act No.IX of 2005), the Government of Khyber Pakhtunkhwa in the Public Health Engineering Department, is pleased to offer the appointment to the following candidates as Assistant Engineer / Sub Divisional Officer (BPS-17) in the Public Health Engineering Department @ Rs.16000-1200-40000, subject to the terms & conditions mentioned below:-

S.No.	Name of the Candidate
1.	Taskeen Ahmed D/O Ghulam Ahmed, Muhallah Albadar Village Chamnaka Tech. Havelian District Abbottabad. C.N.I.C # 13101-5900878-4
2.	Sania Mehtab D/O Abdullah Khan, House No. 127 Street 8, Sector L-1, Phase 3, Hayatabad Peshawar. C.N.I.C # 17301-8028176-6.
3.	Faiza Sana D/O Sana Ur Rehman, House No. C-106 Bicket Gunj Bazar Mardan. C.N.I.C # 16101-9463189-0

TERMS & CONDITIONS:

- i. You will get at the minimum of BPS-17 including usual allowances as admissible under the Rules. You will also be entitled to annual increment as per existing policy.
- ii. The above posts, for all intents and purposes, shall be within the definition of Civil Servants.
- iii. You will be governed by the Khyber Pakhtunkhwa Civil Servants Act 1973 and all the laws applicable to the Civil Servants and Rules framed there-under.
- iv. You will initially be on probation for a period of two years extendable upto three years.
- v. Your services will be liable to termination at any time without assigning any reason, before the expiry of the period of probation / extended period of probation, if your work or conduct during this period is found unsatisfactory. In such an event, you will be given one month's prior notice of termination from service or one month's pay in lieu thereof. In case you wish to resign at any time, one month's notice shall be necessary or in lieu of thereof one month's pay shall be forfeited.
- vi. Your appointment will be subject to verification of your domicile and testimonial from the concerned authorities / offices.
- vii. You will not be entitled to any TA/DA on your first appointment as Assistant Engineer. You will join duty at your own expenses.

Sh

Attended

2. In case the above terms and conditions are acceptable, you will have to join duty within one month without fail and produce an **UNDERTAKING** to this effect on a Stamp Paper worth Rs.30/- duly attested by the Oath Commissioner, to the PHE Department Government of Khyber Pakhtunkhwa, Civil Secretariat Peshawar.

3. In case of failure of response to the above offer within stipulated period as mentioned above, the offer shall stand cancelled subject to the extension for the acceptance by the Government.

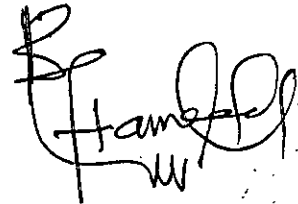
SECRETARY

No.SO(Estt)/PHED/1-122/2011

Dated Peshawar, the April 19, 2013

Copy forwarded for information & necessary action to the:-

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Principal Secretary to Chief Minister Khyber Pakhtunkhwa Peshawar.
3. Special Assistant to Chief Minister Khyber Pakhtunkhwa Peshawar.
4. Chief Engineer (South/North) PHE Department Peshawar.
5. Deputy Secretary-II, Khyber Pakhtunkhwa Public Service Commission Peshawar w/r to his letters No.KPK-PSC-SR-VI/024192 dated 17.05.2011, No.KPK-PSC-SR-VI/024193 dated 17.05.2011, and No.KPK-PSC-SR-VI/024194 dated 17.05.2011.
6. PS to Chief Secretary Khyber Pakhtunkhwa Peshawar.
7. PS to Secretary PHE Department Peshawar.
8. Candidates concerned.
9. Office Order/Personal files



(HAMEEDULLAH SHAH)
DEPUTY SECRETARY (ADMN)

19/4/2013

Attended
E.

Annex - R/4-10

OFFICE OF THE SUB DIVISIONAL OFFICER PHE SUB
DIVISION NO.1 ABBOTTABAD.

CHARGE ASSUMPTION CERTIFICATE.

In compliance of Secretary to Govt. of Khyber Pakhtunkhwa
Public Health Engineering Department Peshawar office order No. SO (ESII) PHED 1-44/2012-13
Dated 30/4/2013, Mst. Taskeen Ahmed hereby assumes the charge of Sub Divisional Officer,
Public Health Engineering Sub Division No.1 Abbottabad today 30/4/2013 (A.Noon)

(Engr. Taskeen Ahmed)
SUB DIVISIONAL OFFICER
PUBLIC HEALTH ENGG: S/DIVN; No.1,
ABBOTTABAD

No. DL E-11 / Dated Abbottabad the 30 /4/2013

Copy forwarded to the:-

1. Special Assistant to Chief Minister Khyber Pakhtunkhwa.
2. Accountant General Khyber Pakhtunkhwa Peshawar.
3. Chief Engineer (South/North) PHE Department Khyber Pakhtunkhwa Peshawar.
4. Superintending Engineer PHE Circle, Abbottabad.
5. District Accounts Officer Abbottabad.
6. Private Secy: to Secretary PHE Department Khyber Pakhtunkhwa Peshawar.
7. ✓ Executive Engineer Public Health Engg: Division Abbottabad.
8. Manager National Bank of Pakistan Main Branch Abbottabad.

(Signature)
(Engr. Taskeen Ahmed)
SUB DIVISIONAL OFFICER
PUBLIC HEALTH ENGG: S/DIVN; No.1,
ABBOTTABAD

RJC
secy
Q
XBN
7/5/13

Attended
(Signature)

11

CHARGE ASSUMPTION CERTIFICATE

In pursuance of the Secretary to Government of Khyber Pakhtunkhwa Public Health Engineering Department, Peshawar Notification No. SO(F.S.T) PHED/1-44/2012-13, dated 30.04.2013, I Sanja Mehtao (BPS-17) Sub Divisional Officer, Public Health Engineering Department hereby assume the charge of the post of Sub Divisional Officer PHE Sub Division No.1 Peshawar today on 03/05/2013 (F.N.)

(Engr. Sanja Mehtao)
Sub Divisional Officer
Public Health Engineering
Sub Division No.1 Peshawar.

Encl: No. E-1/ 1-11

Dated Peshawar the 3/05/2013

Copy forwarded to the:-

- 1- Secretary to Government of Khyber Pakhtunkhwa PHED, Peshawar.
- 2- Accountant General Khyber Pakhtunkhwa Peshawar.
- 3- Chief Engineer (S) PHED Khyber Pakhtunkhwa Peshawar.
- 4- Chief Engineer (N) PHED Khyber Pakhtunkhwa Peshawar.
- 5- Deputy Commissioner, Peshawar.
- 6- Superintending Engineer PHE Circle, Peshawar.
- 7- PS to Secretary PHED Khyber Pakhtunkhwa Peshawar.
- 8- Manager State Bank of Pakistan Peshawar.
- 9- Treasury Officer, Peshawar.
- 10- Executive Engineer, PHE Division Peshawar.
- 11- Personal File.

Diary No. 449
Case No. 25-13
Dated 03/05/13

Sanja Mehtao

Sanja Mehtao
Sub Divisional Officer
Public Health Engineering
Sub Division No.1 Peshawar.

Attested

12

OFFICE OF THE
SUB DIVISIONAL OFFICER
PUBLIC HEALTH ENGG: SUB DIVN:
MARDAN

No. 01/E-1
Dated, Mardan the 8th/05/2013

CHARGE ASSUMPTION CERTIFICATE.

In compliance with the Notification issued vide Secretary to the Govt: of Khyber Pakhtunkhwa Establishment Department bearing No. SO(ESTT)PHED/1-44/2012-13 dated 03/05/2013, I Engr. Miss Faiza Sana assumed the charge of Sub Divisional Officer Public Health Engineering Sub Division Mardan today i.e. 03/05/2013 (F.N).

(MISS FAIZA SANA)
SUB DIVISIONAL OFFICER
P.H.E SUB DIVISION
MARDAN

Dated, Mardan the 8th/05/2013

No. 01/E-1
Copy forwarded to:-

- 1- The Principal Secretary to Govt: of Khyber Pakhtunkhwa.
- 2- The Principal Secretary to Chief Minister Khyber Pakhtunkhwa.
- 3- The Secretary to Govt: Pakhtunkhwa Public Health Engineering Department Peshawar.
- 4- The Superintending Engineer, PHE: Circle, Mardan.
- 5- The Executive Engineer, PHE: Division Mardan.
- 6- The District Accounts Officer Mardan.
- 7- The Manager National Bank of Pakistan Mardan.
- 8- Officer concerned.
- 9- O/O File/Personal Files.

F. Sana
SUB DIVISIONAL OFFICER
P.H.E SUB DIVISION
MARDAN

Attest
[Signature]

Before the Service Tribunal KPK Peshawar

Service Appeal No. 1006/2016

Engr. Nasir Zaman Khan.....Appellant

VS

Government of Khyber Pakhtunkhwa and Others ...Respondents

Rejoinder on Behalf of Appellant to the comments of Respondents
No 1 & 2

On Preliminary Objection

1. Para 1 is incorrect. The appellant is aggrieved by the Acts of respondents hence he has locus standi and cause of Action against the respondents especially respondent no 1 & 2.
2. Incorrect, the appellant has fulfilled all the legal and codal formalities for the redressal of his grievances but due to the illegal and unlawful act he was compelled to approach to this hon'ble tribunal, so the appellant has come to this hon'ble tribunal with clean hands.
3. Incorrect.
4. Incorrect, Hence denied.
5. Incorrect.
6. Incorrect.

On Facts

1. Correct
2. Correct
3. Correct
4. Para 4 is incorrect, Moreover it is averred that the recommendation of KP Public Service Commission Peshawar, (Annexure B-II & B-III) of the original appeal it is clearly mentioned at Para 4 that " **the serial chorological order will not confer any right of seniority. Inter-se-merit will be sent later on**". It is quite clear that seniority should be based only on merit and not chronological order.
5. Para 5 is incorrect and misleading. Moreover **The [Khyber Pakhtunkhwa] Civil Servants Act, 1973 clearly stated that " The seniority lists prepared shall be revised and notified in the official Gazette at least once in a calendar year, preferably in the month of January", (Annexure-I)**. It is clear that issuance of seniority list in the 1st month of every calendar year is a continuous processes and can be challenged any time after identification of mistakes if any. The concept of time bared is not justified.
6. Para 6 is misleading, However respondents No 2 puts their responsibility on Respondent No 3 & 4 in spite of explaining their position, whereas Respondents No 3 & 4 clearly admitted that inter-se-merit list was communicated to the department.
7. Para 7 is incorrect, misleading and frivolous, Moreover the Justification given by the Respondents No 1 & 2 is totally out of context. The respondents have concealed the facts and also raised baseless allegations of concealing the facts on the appellant. The (Respondents No. 1 & 2) is misleading the Hon 'able Tribunal as it is crystal clear from Part -VI Para 17-a of **'The Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989"(Annexure-II)** that seniority shall be determined on the basis of merit. The Public Service commission

(Respondents No. 3 & 4) admitted at Para 6 of their reply that the Inter-se-merit list was communicated to PHED (Respondents No. 2), which is attached at **Annexure H** to the original appeal. Inter-se-merit list was communicated to the (Respondents No. 2) vide No/PSC/SR-1/080724 dated 20.05.2015. The Said letter of inter-se-merit has been concealed by the (Respondents No. 1 & 2) and admits its fault by saying that Joint seniority list was issued on 27.05.2016 which clearly shows malifide intention of the respondents. It is further to say that the inter-se-merit was communicated to PHED (Respondents No. 2) not the appellant, therefore stance of the (Respondents No. 1 & 2) that sufficient time was given is not justified. It is clear now that Violation of inter-se-merit has been made by the (Respondents No. 1 & 2) by issuing wrong joint seniority list in spite of timely receiving of inter-se-merit list. The most interesting fact is that the inter-se-merit has been communicated by public service commission (Respondents No. 3 & 4) upon request from Public Health Engineering Department (Respondents No. 2) vide letter No SO(Estt)PHED/1-122/2014 dated 04.07.2014.

That this is also averred that the appellant had filed a Representation to respondent No 1, through proper channel on 24.05.2016 with humble request to review seniority case of the appellant based on solid grounds, but in spite of disposing off, the seniority list was issued in very hurry on 27.05.2016. The (Respondents No. 1 & 2) was under official obligation to provide the same to the appellant officially which was not provide officially. However after revealing the fact that seniority list has been issued, the appellant received a copy of the issued seniority list on personal request, hence the appellant re-appealed to the respondents No 1 through proper channel on 22.06.2016. It shows the ill desires and malifide intention of the respondents.

8. The respondent No. 2 is misleading the hon' able Tribunal, as appeal was not considered. In case of consideration the respondent No 1 & 2 would have to reply the appellant officially within 90 days of the appeal and should give solid reasons/justifications of dismissing the appeal. Since the appeal of the appellant is not dismissed which shows that stance of the appellant is correct and admitted by the department.
9. The concept of the respondent No 1 & 2 is not justified. **Section 8 sub section 5 of The [Khyber Pakhtunkhwa] Civil Servants Act, 1973 clearly stated that "The seniority lists prepared shall be revised and notified in the official Gazette at least once in a calendar year, preferably in the month of January"**. Issuance of seniority is a continuous process under the act and can be challenged any time after identification of mistakes if any.

OnGrounds:

- a) Correct
- b) In-correct. The public Service commission (Respondents No. 3 & 4) vide their recommendation letter Annexure B-II & B-III having same date of issuance i-e 10.01.2014 clearly mentioned that **' the serial chorological order will not confer any right of seniority. Inter-se-merit will be sent later on"**. It is quite clear that seniority should be based only on merit and not on chronological order.
- c) Incorrect. Moreover the merit criteria have been by-passed, as chronological order was followed in the seniority list instead of merit list. Furthermore the inter-se-merit list communicated to the (Respondents No. 2) vide No/PSC/SR-1/080724 dated 20.05.2015 is concealed by the department, as no where it is mentioned in the reply of the (Respondents No. 1 & 2).
- d) Incorrect and baseless. Moreover Inter-se-merit list is not followed, as an example Ms Taskeen Ahmad, Ms Sania Mehtab and Ms Faiza Sana are appearing at S.No. 27, 28 and 29 respectively and appellantis at Sr. No 50 of the departmental seniority list. The name

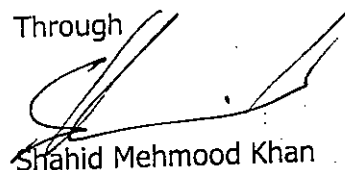
of the same officers appeared at Sr. No 04, 05 and 13 while that of the appellant is at Sr. NO 1 of the inter-se-merit list which shows great injustice with the appellant. As an another example of further gross contradiction, the name of Mr. Hafizullah is at Sr. No 38 of the departmental seniority list and that of Mr. Noorullah is at Sr. NO 39 while in the inter-se-merit list of the public service commission Mr. Hafizullah is at Sr. No 1 while Mr. Noor ullah is at sr. No 6 which clearly show that great injustice has been made in the seniority list.

- e) Incorrect and baseless. Moreover no rules has been followed, As a matter of fact an additional support document i-e recommendation letter of the Ms Taskeen Ahmad, Ms Sania Mehtab and Ms Faiza Sana, issued by public service commission (respondents No. 3 & 4) to PHE Department (Respondent no. 2) which clearly states that **"The inter-se-merit of the selectees will be communicated on finalization of the entire series of interviews. The serial chronological order will not confer any right of seniority"(Annexure-III)**. It is quite clear that combined inter-se-merit list shall be followed by the (Respondents No. 1 & 2) which is not followed in the instant case.
- f) Incorrect.
- g) Incorrect. Moreover Section 8 sub section 5 of **The [Khyber Pakhtunkhwa] Civil dc Servants Act, 1973 clearly stated that " The seniority lists prepared under shall be revised and notified in the official Gazette at least once in a calendar year, preferably in the month of January"**. The stance of the (Respondents No. 1 & 2) is baseless. The seniority of the department is challenged due to ill desires and malifide intention of the (Respondents No. 1 & 2) and because the appellant is deprived from the legal right. The appellant therefore knocked the door of the Hon 'able Court/tribunal to seek justice due to such miscreants in the Government Departments.
- h) Repetition and baseless, Hence denied.
- i) Repetition and baseless, Hence denied.

It is therefore most Humbly Prayed that on acceptance of this Rejoinder the appeal of the appellant may kindly be allowed as prayed for in the main appeal.

Appellant

Through



Shahid Mehmood Khan
Advocate High Court Peshawar

Provided that in the case of initial appointment to a service or post a civil servant shall not be deemed to have completed his period of probation satisfactorily until his character and antecedents have been verified as satisfactory in the opinion of the appointing authority.

7. (1) A person appointed on probation shall on satisfactory completion of his probation, be eligible for confirmation in a service or, as the case may be, a post as may be prescribed. Confirmation.

(2) A civil servant promoted to a post ¹[* * *] on regular basis shall be eligible for confirmation, after rendering satisfactory service for the period prescribed for confirmation therein.

(3) There shall be no confirmation against any temporary post.

(4) A civil servant who, during the period of his service, was eligible to be confirmed in any service or against any post retires from service before being confirmed shall not merely by reason of such retirement, be refused confirmation in such service or post or any benefits accruing there from.

(5) Confirmation of civil servant in a service or post shall take effect from the date of occurrence of permanent vacancy in that service or post or from the date of continuous officiation, in such service or post, whichever is later.

8 (1) For proper administration of service, cadre or ²[post] the appointing authority shall cause a seniority list of the members for the time being of such service cadre or ³[post] to be prepared but nothing herein contained shall be construed to confer any vested right to a particular seniority in such service, cadre or ⁴[post] as the case may be. Seniority.

(2) Subject to the provisions of sub-section (1), the seniority of a civil servant shall be reckoned in relation to other civil servants belonging to the same service or ⁵[cadre] whether serving in the same department or office or not, as may be prescribed.

(3) Seniority on initial appointment to a service, ⁶[Cadre] or post shall be determined as may be prescribed.

(4) Seniority in a post, service or cadre to which a civil servant is promoted shall take effect from the date of regular appointment to that post;

1. The word "or grade" omitted by Khyber Pakhtunkhwa Ord. No. IV of 1985.
 2. The word "Grade" substituted by Khyber Pakhtunkhwa Ord. No. IV of 1985.
 3. The word "Grade" substituted by Khyber Pakhtunkhwa Ord. No. IV of 1985.
 4. The word "Grade" substituted by Khyber Pakhtunkhwa Ord. No. IV of 1985.
 5. The word "Grade" substituted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.
 6. The word "Grade" subs. by Khyber Pakhtunkhwa Ord No. IV of 1985.

“(5) The seniority lists prepared under sub-section (1) shall be revised and notified in the official Gazette at least once in a calendar year, preferably in the month of January.”]

9. (1) A civil servant possessing such minimum qualification as may be prescribed shall be eligible for promotion to a ²[higher] post for the time being reserved under the rules for departmental promotion in ³[* * *] the service or cadre to which he belongs.

Promotion.

(2) A post referred to in sub-section (1) may either be a selection post or a non-selection post to which promotion shall be made as may be prescribed —

(a) in the case of a selection post, on the basis of selection on merit; and

(b) in the case of a non-selection post, on the basis of seniority – cum- fitness.

10. Every civil servant shall be liable to serve anywhere within or outside the Province in any post under the Federal Government, or any Provincial Government or local authority, or a an corporation or body set up or established by any such Government:

Posting and transfers.

Provided that nothing contained in this section shall apply to a civil servant recruited specifically to serve in a particular area or region:

Provided further that where a civil servant is required to serve in a post outside his service or cadre, his terms and conditions of service as to his pay shall not be less favourable than those to which he would have been entitled if he had been so required to serve.

11. (1) The service of civil servant may be terminated without notice.-

Termination of services.

(i) during the initial or extended period of his probation:

Provided that, where such civil servant is appointed by promotion on probation or, as the case may be, is transferred from one ⁴[service] cadre or post to another ⁵[service] as he holds a line against his former post in such ⁶[service] or

1. Added vide Khyber Pakhtunkhwa Act No.1 of 1989.

2. The word “higher” inserted vide Khyber Pakhtunkhwa Ord.No.V of 1985.

3. The words “the higher grade of” omitted by Ord.No. IV of 1985.

4. The word “Grade”, subs.by Khyber Pakhtunkhwa Ord.No.IV of 1985.

5. The word “Grade”, subs.by Khyber Pakhtunkhwa Ord.No.IV of 1985.

6. The word “Grade”, subs.by Khyber Pakhtunkhwa Ord.No.IV of 1985.

PART-VI

SENIORITY

17. **Seniority :-** (1) the seniority inter se of civil servants ⁴⁷(appointed to a service, cadre or post) shall be determined:-

- (a) in the case of persons appointed by initial recruitment, in accordance with the order of merit assigned by the Commission ⁴⁸[or as the case may be, the Departmental Selection Committee;] provided that persons selected for appointment to post in an earlier selection shall rank senior to the persons selected in a later selection; and
- (b) in the case of civil servants appointed otherwise, with reference to the date of their continuous regular appointment in the post; provided that civil servants selected for promotion to a higher post in one batch shall, on their promotion to the higher post, retain their inter se seniority as in the lower post.

Explanation-I:- If a junior person in a lower post is promoted to a higher post temporarily in the public interest, even though continuing later permanently in the higher post, it would not adversely effect the interest of his seniors in fixation of his seniority in the higher post.

Explanation-II:- If a junior person in a lower post is promoted to a higher post by superseding a senior person and subsequently that senior person is also promoted the person promoted first shall rank senior to the person promoted subsequently; provided that junior person shall not be deemed to have superseded a senior person if the case of the senior person is deferred for the time being for want of certain information or for incomplete record or for any other reason not attributing to his fault or demerit.

Explanation-III:- A junior person shall be deemed to have superseded a senior person only if both the junior and the senior persons were considered for the higher post and the junior person was appointed in preference to the senior person.

(2) Seniority in various cadres of civil servants appointed by initial recruitment vis-à-vis those appointed otherwise shall be determined with reference to the dates of their regular appointment to a post in that cadre; provided that if two dates are the same, the person appointed otherwise shall rank senior to the person appointed by initial recruitment.

⁴⁹(3) In the event of merger/restructuring of the Departments, Attached Departments or Subordinate Offices, the inter se seniority of civil servants affected by the merger/restructuring as aforesaid shall be determined in accordance with the date of their regular appointment to a cadre or post.

⁵⁰(4) The inter-se-seniority of civil servants in a certain cadre to which promotion is made from different lower posts, carrying the same pay scale shall be determined from the date of regular appointment/promotion of the civil servants in the lower post.

Provided that if the date of regular appointment of two or more civil servants in the

⁴⁷ Substituted for the words appointment to a post in the same basic pay scale in a cadre by Notification No. SOR-I(S&GAD)4-1/80, dated 17-05-1989.

⁴⁸ The words inserted by Notification No. SOR-I(S&GAD)4-1/80/II, dated 04-02-1996.

⁴⁹ Sub-rule (3) of Rule 17 added vide Notification No. SOR-I(E&AD)4-1/80/IV, dated 28-5-2002.

⁵⁰ Sub-rule (4) of Rule 17 added vide Notification No. SOR-VI (E&AD) 1-3/2008 dated 19-11- 2009.

Before the Service Tribunal KPK Peshawar

Service Appel No. 1006/2016

Engr. Nasir Zaman Khan.....Appellant

VS

Government of Khyber Pakhtunkhwa and Others ...Respondents

Rejoinder on Behalf of Appellant to the comments of Respondents
No 3 & 4

On Preliminary Objection

1. Para 1 is incorrect. The appellant is aggrieved by the Acts of respondents hence he has locus standi and cause of Action against the respondents especially respondent no 3 & 4.
2. Incorrect, the appellant has fulfilled all the legal and codal formalities for the redressal of his grievances but due to the illegal and unlawful act he was compelled to approach to this hon'ble tribunal, so the appellant has come to this hon'ble tribunal with clean hands.
3. Incorrect.
4. Incorrect, Hence denied.

On Facts

1. Correct
 2. Correct
 3. Correct
 4. Correct
 5. Correct
 6. Correct
 7. Correct
 8. Correct
 9. The reply of respondents No 3 & 4 is incorrect, as merit was not followed by the respondents No 3 & 4. **Furthermore Section 8 sub section 5 of The [Khyber Pakhtunkhwa] Civil Servants Act, 1973 clearly stated that " The seniority lists prepared shall be revised and notified in the official Gazette at least once in a calendar year, preferably in the month of January". (Annexure-I).** Preparation of revised seniority list is a continuous process and can be challenged any time after identification of mistakes and violation of rules and regulations. The stance of the Public Service Commission (Respondents No. 3 & 4), that case is time bared is baseless, Furthermore the concept of earlier selection and later selection by (Respondents No. 3 & 4) is not justified because the recommendations letter of 12 Asst Engineers/SDOs (Advt No 01/2012) and 10 Asst Engineers/SDOs (Advt No 04/2012) was sent to PHE Department on same date i-e 10/01/2014. The inter-se-merit list of the 25 Asst Engineers/SDOs was communicated to the department with a single letter dated 20.05.2015.
- The appellant therefore aggrieved and disappointed from the respondents and knocked the door of the Hon 'able Tribunal to seek justice due to such miscreants in the Government Departments.

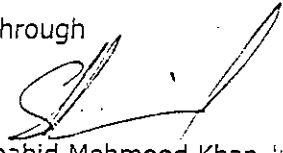
On Grounds:-

- a. Incorrect. The respondent No 3 & 4 violated laws, rules and regulations. The rules of Public service commission are rightly interpreted. Para 6-u(i) stated that "Additional posts if received before the completion of preliminaries in an earlier requisition shall be added to the post already advertised by notifying the addition in the press either by way of corrigendum or through fresh advertisement at the discretion of the commission". In the instant case single written test is conducted for two advertisements. As test is preliminary for recruitment, the respondents No 3 & 4 were required to add post of the later requisition with the post already advertised under rule 6-u (i). It is further to clarify that No-where it is mentioned in the Public Service Commission rules that single written test shall be conducted for two advertisements. The justification of the Respondents No 3 & 4 regarding Para 6-u(i) that "the requisition was received from the (Respondents No. 1 & 2) after a lapse of more than seven months of the 1st advertisement and the commission decided to float a fresh advertisement". In the presence of rules of Public service commission which is quite clear, under which rules and regulations fresh advertisement was decided and floated by the respondent No 3 & 4. The stance of the respondents No 3 & 4 that single ability test was conducted as per General practice and for the convenience of the candidates is a not justified. Being a recruiting public body the concept of general practice is not-understandable, Furthermore a person/candidates attends two interview can also attends two tests.
- b. Incorrect. Moreover as per justification of the appellant at Para (a) it is further to clarify that In the instant case the appellant appeared in both the interviews, Furthermore the recommendations letter of 12 Asst Engineers/SDOs (Advt No 01/2012) and 10 Asst Engineers/SDOs (Advt No 04/2012) were sent to Respondent No 2 on same date i-e 10/01/2014. The inter-se-merit list of the 25 Asst Engineers/SDOs was also communicated to the respondent No 2 with a single letter dated 20.05.2015. Due to injustice of the respondents the appellant knocked the door of the Hon'able Tribunal for seeking justice that a consolidate merit list of all the 25 candidates may be prepared based on marks and merit and the appellant be given the right merit position which is position 5 out of the 25 candidates.
- c. Facts quoted from Public Service commission rules. After consolidation of the merit of 25 Asst Engineers/SDOs the appellant deserve the right to be place at position 5 out of 25 candidates based on merit.
- d. Correct
- e. Incorrect
- f. Incorrect
- g. Incorrect
- h. Incorrect
- i. Incorrect

It is therefore most Humbly Prayed that on acceptance of this Rejoinder the appeal of the appellant may kindly be allowed as prayed for in the main appeal.

Appellant

Through


Shahid Mehmood Khan
Advocate High Court Peshawar

Provided that in the case of initial appointment to a service or post a civil servant shall not be deemed to have completed his period of probation satisfactorily until his character and antecedents have been verified as satisfactory in the opinion of the appointing authority.

7. (1) A person appointed on probation shall on satisfactory completion of his probation, be eligible for confirmation in a service or, as the case may be, a post as may be prescribed. Confirmation.

(2) A civil servant promoted to a post [* * *] on regular basis shall be eligible for confirmation, after rendering satisfactory service for the period prescribed for confirmation therein.

(3) There shall be no confirmation against any temporary post.

(4) A civil servant who, during the period of his service, was eligible to be confirmed in any service or against any post retires from service before being confirmed shall not merely by reason of such retirement, be refused confirmation in such service or post or any benefits accruing there from.

(5) Confirmation of civil servant in a service or post shall take effect from the date of occurrence of permanent vacancy in that service or post or from the date of continuous officiation, in such service or post, whichever is later.

8 (1) For proper administration of service, cadre or ²[post] the appointing authority shall cause a seniority list of the members for the time being of such service cadre or ³[post] to be prepared but nothing herein contained shall be construed to confer any vested right to a particular seniority in such service, cadre or ⁴[post] as the case may be. Seniority.

(2) Subject to the provisions of sub-section (1), the seniority of a civil servant shall be reckoned in relation to other civil servants belonging to the same service or ⁵[cadre] whether serving in the same department or office or not, as may be prescribed.

(3) Seniority on initial appointment to a service, ⁶[Cadre] or post shall be determined as may be prescribed.

(4) Seniority in a post, service or cadre to which a civil servant is promoted shall take effect from the date of regular appointment to that post;

1. The word "or grade" omitted by Khyber Pakhtunkhwa Ord. No. IV of 1985.
 2. The word "Grade" substituted by Khyber Pakhtunkhwa Ord. No. IV of 1985.
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 5. The word "Grade" substituted by Khyber Pakhtunkhwa Ordinance No. IV of 1985.
 6. The word "Grade" subs. by Khyber Pakhtunkhwa Ord No. IV of 1985

“(5) The seniority lists prepared under sub-section (1) shall be revised and notified in the official Gazette at least once in a calendar year, preferably in the month of January.”

9. (1) A civil servant possessing such minimum qualification as may be prescribed shall be eligible for promotion to a ²[higher] post for the time being reserved under the rules for departmental promotion in ³[* * *] the service or cadre to which he belongs.

Promotion.

(2) A post referred to in sub-section (1) may either be a selection post or a non-selection post to which promotion shall be made as may be prescribed —

(a) in the case of a selection post, on the basis of selection on merit; and

(b) in the case of a non-selection post, on the basis of seniority — cum- fitness.

10. Every civil servant shall be liable to serve anywhere within or outside the Province in any post under the Federal Government, or any Provincial Government or local authority, or a corporation or body set up or established by any such Government:

Posting and transfers.

Provided that nothing contained in this section shall apply to a civil servant recruited specifically to serve in a particular area or region:

Provided further that where a civil servant is required to serve in a post outside his service or cadre, his terms and conditions of service as to his pay shall not be less favourable than those to which he would have been entitled if he had been so required to serve.

11. (1) The service of civil servant may be terminated without notice.—

Termination of services.

(i) during the initial or extended period of his probation:

Provided that, where such civil servant is appointed by promotion on probation or, as the case may be, is transferred from one ⁴[service] cadre or post to another ⁵[service] as he holds a line against his former post in such ⁶[service] or

1. Added vide Khyber Pakhtunkhwa Act No. I of 1989.

2. The word “higher” inserted vide Khyber Pakhtunkhwa Ord. No. V of 1985.

3. The words “the higher grade of” omitted by Ord. No. IV of 1985.

4. The word “Grade”, subs. by Khyber Pakhtunkhwa Ord. No. IV of 1985.

5. The word “Grade”, subs. by Khyber Pakhtunkhwa Ord. No. IV of 1985.

6. The word “Grade”, subs. by Khyber Pakhtunkhwa Ord. No. IV of 1985.