



for its proper verification and in case the degree is verified the appellant may be dealt with in accordance with the provisions of Rule-17 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989 and the consistent view of the Tribunal as well as the superior courts regarding promotion and grant of seniority in case of deferment. After making an application by the appellant to the competent Authority, the competent Authority shall get it verified within a period of 30 days. Disposed of as above. Consign.

3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 03rd day of May, 2023.*


(Salah-ud-Din)
Member (Judicial)


(Kalim Arshad Khan)
Chairman

03rd May, 2023

1. Learned counsel for the appellant present. Mr. Asad Ali Khan, Assistant Advocate General alongwith Mr. Rahat Shah, Deputy Director on behalf of official respondents and Mr. Waqar Khalil, Advocate on behalf of private respondents No. 7 to 13 present.

2. Instant appeal is filed by the appellant against the promotion Notification dated 15.03.2022 deferring him from promotion on the ground that his Bachelor of Technology (Hon's) Degree was not verified by the Higher Education Commission. The representative of the respondents referred to annexure-V page 21 filed with the comments/reply, which is a letter of the Higher Education Commission Islamabad bearing No. Ref. 5-3/SAD(Att. Cell)/HEC/2021/40 dated 07.01.2022 wherein the name of the appellant is figured at serial No. II and in the remarks column it was observed by the Higher Education Commission that the degree of the appellant was not attested by the HEC against attestation ticket number 2248478 and the said ticket was allotted to someone else as per record of the Commission. It was further observed that legible/readable copy of the degree should be arranged showing complete registration number to further examine the case in detail. When confronted with the situation, the representative said that the department had not sent the legible/readable copy of the degree as that was not provided by the appellant to the department. Learned counsel for the appellant submits the appellant may be permitted to submit copy of the degree as required by the Higher Education Commission and to make an application to the concerned Authority