

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 897/2015

Date of Institution ... 16.07.2015

Date of Decision ... 14.09.2021

Fazli Mabood S/o Gul Rehman, R/O Street No.6, Afghan Colony, Peshawar.
... (Appellant)

VERSUS

District Food Controller, Charsadda and three others.
... (Respondents)

Present:

SAIF ULLAH MOHIB ADVOCATE, --- For Appellant.

KABIRULLAH KHATTAK,
Additional Advocate General --- For respondents.

AHMAD SULTAN TAREEN --- CHAIRMAN
ROZINA REHMAN --- MEMBER(Judicial)

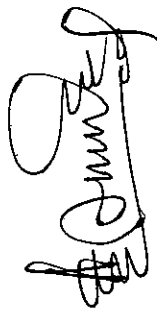
JUDGEMENT.

AHMAD SULTAN TAREEN, CHAIRMAN:- The appellant through service appeal described above in the heading has invoked the jurisdiction of this Tribunal with the prayer that respondents may be directed to grant him up-gradation to BS-16 and to pass order of retirement of the appellant in BS-17.

2. The facts of appeal in nutshell are that the appellant was appointed as Junior Clerk on 06.07.1973 in the respondent-department and in the course of career progression he was promoted as Assistant/Accountant (BS-11) named as the Head Clerk post in the Districts. His post was upgraded from BS-11 to BS-14 in the year 2007 and was further upgraded from BS-14 to BS-16 in the year 2014. The appellant while working at Charsadda as Head Clerk, he was at serial No.2 of the



seniority list and some posts of Superintendent (Bs-17) were lying vacant in the department. He was informed by the department of his seniority and was asked to give option for promotion for which he willingly submitted. Later on, he was placed at serial No.1 of the seniority list. Despite the above mentioned facts and his entitlement to be promoted to BS-17 according to the rules, the Departmental Promotion Committee (DPC) was intentionally delayed although it was mandatory to be held six months prior to the retirement of the appellant. On 18.03.2015 he was retired from service in BS-14 despite the fact that he was due for promotion to BS-17 and the posts were also available. Up-gradation was allowed to all Head Clerks by all DAO's but the nomenclature Head Clerks, Assistant and Accountant have created anomaly only by its name. The Finance Department upgraded pay scale of ministerial staff in the Provincial Government departments vide its notification dated 20.05.2014 but the said department through its memo dated 01.07.2014 omitted to mention the names of Head Clerks and Assistants who were also Assistants as per service book and promotion order was not noted for up-gradation in BS-16 and were left in BS-14 although they worked against the post of BS-16. The only anomaly which paved way for refusal of promotion/up-gradation to the employees of District Food Controller and those of Assistants/Accountants in the office of Assistant Director Food at regional level and Assistants as well as Can-Assistants in the office of Food Directorate was the letter of Finance Department mentioned above. The appellant has not been treated in accordance with law and has been discriminated against. The order of his retirement has been recorded illegally in BS-14 whereas he was working against the post of BS-16 and was posted against the same in accordance with law and rules. He was not allowed upgradation to BS-16 which even he deserved being Head Clerk of the department. The appellant's case was not placed before the departmental promotion committee on flimsy ground



and negligence of the superior. He had a right to be promoted in the last six months of his service and even on the date of his retirement he deserved the benefits of upper pay scale being eligible for the same. Having exhausted the remedy of Departmental appeal, the appellant preferred this appeal.

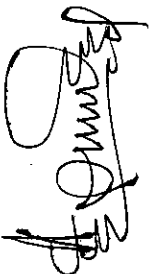
03. The respondents on notice of the appeal entered into proceedings and filed their parawise comments in due course of time. They raise several legal and factual objections and requested for dismissal of the appeal with costs.

04. We have heard the arguments and perused the record.

05. The respondents in their reply to para-3 of the facts in appeal asserted that as per criteria of seniority-cum-fitness, the case for promotion of the appellant was placed before the DPC, and on recommendation of the said committee in its meeting held on 21.03.2013, under the chairmanship of Secretary Food Government of Khyber Pakhtunkhwa, Mr Fazli Mabood, Head Clerk (appellant) was promoted to the post of Superintendent/Accountant (BS-16) on regular basis vide Food Directorate office order No. 3917/G-275-DPC dated 25.04.2013. After issuing of the promotion order, the appellant forwarded his application through DFC, Charsadda vide letter No. 384/DFC Charsadda dated 02.05.2013 stating that he was not willing for promotion to the next higher scale due to his some domestic affairs and was not in a position to avail the promotion; and requested for withdrawal of his promotion keeping him in his present pay scale as Head Clerk in DFC office Charsadda. On receipt of his application for reversion to the post of Assistant/Accountant/Head Clerk (BS-14), he was reverted to the post of Head Clerk vide order dated 23.05.2013 and it was clarified by the same order that as per



rules his promotion as Superintendent/Accountant (BS-16) on the basis of seniority will not be considered before completion of four years service w.e.f the date of issuance of order dated 23.05.2013. The order of promotion, the application of the appellant forgoing the same and order of withdrawal of the promotion as annexed with comments are available on file. Although the appellant did not disclose through the memorandum of appeal that he was regularly promoted to the higher post i.e Superintendent and the promotion was forgone by him, but it has become evident on the basis of record annexed with the comments of the respondents that the appellant despite having been promoted under due course did not avail the same at his own option. So, the factual account as given in the memorandum of appeal and discussed above as to pressing of the entitlement by appellant for his promotion to higher post i.e Superintendent is unwarranted because of his own act. Thus, he is not entitled for the relief meant for regular promotion to the post of Superintendent. However, during perusal of record it has been observed that the post of Assistant and Accountants in some cases were named as Head Clerk but because of this name, the originality of the post of Assistant and the Accountant could not be taken away. It is an open secret that the post with single nomenclature as Assistant or Accountant are in BS-16 almost in all departments of the government throughout the province. Certainly, the existence of post of Assistant in the respondent department with compound name as Assistant/Accountant/Head Clerk is anomalous necessitating rectification in the budget book etc to save the incumbents from discrimination. Therefore, the respondents are required to take up the matter with the Finance Department for correction of the nomenclature of the post from the compound names to the original name as Assistant or Accountant for their suitability for BPS-16. The appellant will be at liberty to take up his case with the respondent-department for rectification of his retirement order to include the BPS of his post as



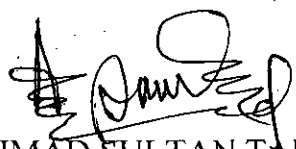
BS-16 instead of BS-14 through proper channel. In case he is not granted the relief at departmental level, legal course will be open for him notwithstanding dismissal of this appeal.

06. Subject to the observations herein above, this appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
14.09.2021



(ROZINA REHMAN)
MEMBER(J)



(AHMAD SULTAN TAREEN)
CHAIRMAN

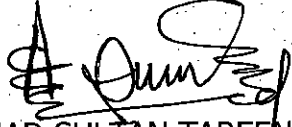
14.09.2021

Mr. Saifullah Mohib Advocate for appellant and Mr. Kabirullah Khattak, Addl. AG for the respondents present.

Vide our detailed judgment, this appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.


(ROZINA REHMAN)
Member(J)


ANNOUNCED
14.09.2021


(AHMAD SULTAN TAREEN)
Chairman

07.12.2020

Junior to counsel for appellant and Mr. Muhammad Jan, learned Deputy District Attorney alongwith Zafar Ullah AD for respondents present.

Due to general strike of the bar, the matter is adjourned to 26.02.2021 for hearing before D.B.

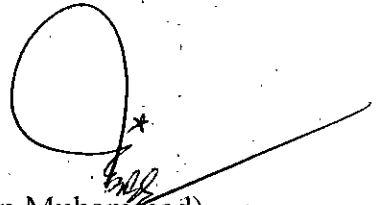

(Atiq-Ur-Rehman Wazir)
Member (E)


Chairman

26.02.2021

Junior to counsel for the applicant and Addl. AG for the respondents present.

The Hon'ble Chairman is on leave. Due to incomplete bench, the matter is adjourned to 25.05.2021 for hearing before the D.B.



(Mian Muhammad)
Member(E)

25.05.2021

Nemo for appellant.

Asif Masood Ali Shah learned Deputy District Attorney alongwith Zafar Ullah Khan A.D for respondents No.2 & 4 present. Nemo for respondents No.1 & 3.

Notice be issued to appellant/counsel and respondents No.1 & 3 for 14/09/2021 for hearing, before D.B.


(Atiq ur Rehman Wazir)
Member (E)


(Rozina Rehman)
Member (J)

_____.2020

Due to COVID19, the case is adjourned to

10/8/2020 for the same as before.


Reader

10.08.2020


Due to summer vacations case to come up for the same on
13.10.2020 before D.B.

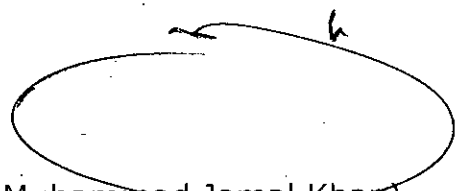

Reader

13.10.2020

Mr. Shakeel-ur-Rehman, brother of appellant, on behalf of the appellant is present. Mr. Usman Ghani, District Attorney alongwith representative of the department Mr. Muhammad Zafarullah, Assistant Director are also present.

Brother of appellant submitted that learned counsel is busy in the Hon'ble Peshawar High Court, Peshawar and requested for adjournment. Adjourned to 07.12.2020 on which to come up for arguments before D.B.


(Atiq-ur-Rehman Wazir)
Member (Executive)


(Muhammad Jamal Khan)
Member (Judicial)

Service Appeal No. 897/2015

20.03.2020

Due to general strike of Khyber Pakhtunkhwa Bar Council, learned counsel for the appellant is not available today. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Muhammad Zafarullah, AD for the respondents present. Adjourned to 22.05.2020 for arguments before D.B.


(Mian Muhammad)
Member


(M. Amin Khan Kundi)
Member

06.12.2019

Due to general strike of Khyber Pakhtunkhwa Bar Council learned counsel for the appellant is not available today. Mr. Ziaullah, Deputy District Attorney alongwith Mr. Zafarullah, AD for the respondents present. Adjourned to 05.02.2020 for arguments before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

05.02.2020

Since 5th February has been declared as public holiday on account of (Kashmir Day) therefore, the case is adjourned for the same on 13.02.2020 before D.B. Parties be informed accordingly.


READER

13.02.2020

Appellant in person and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Zafarullah, Assistant Director for the respondents present. Appellant seeks adjournment on the ground that his counsel is not available today. Adjourned to 20.03.2020 for arguments before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

18.11.2019

Appellant alongwith his counsel and Mr. Ziaullah, Deputy District Attorney alongwith Mr. Muhammad Zafarullah, Assistant Director for the respondents present. Original record submitted. Arguments on restoration application heard.

Perusal of the record reveals that the main service appeal was dismissed in default vide order dated 18.02.2019, the appellant submitted application for obtaining attested copy of impugned order on 04.03.2019 which was delivered to him on the same day and on the same day the appellant submitted application for restoration of the appeal which shows that the restoration application is well within time. Furthermore, the appellant has also stated in the application that his counsel could not appear due to the reason that he was in Islamabad and was suffering from severe flu and fever, therefore, non appearance was not deliberate but was due to the reasons mentioned in the application. Moreover, it is also well settled law that the appeals should be decided on merits rather technicalities.

Keeping in view the above facts, the restoration application is accepted and the main service appeal is restored to its original number. Case to come up for arguments on main service appeal on 06.12.2019 before D.B.



(Hussain Shah)
Member



(M. Amin Khan Kundi)
Member

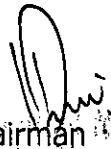
06.08.2019

Mr. Sikandar Khan, Advocate on behalf of counsel for applicant and Mr. Muhammad Jan, DDA alongwith Mr. Zafarullah Khan, ADF for respondents present,

Former requests for adjournment due to non-availability of his learned senior counsel.

Adjourned to 30.10.2019 before D.B.


Member


Chairman

31.10.2019

Mr. Sikandar Khan, Advocate on behalf of learned counsel for the applicant and Mr. Zia Ullah learned Deputy District Attorney alongwith Mr. Zafrullah ADF for the respondents present. Junior to counsel for the applicant seeks adjournment on the ground that senior counsel for the appellant is busy before the Hon'ble Peshawar High Court Peshawar. Adjourn. To come up for further proceedings on 06.12.2019 before D.B.


Member


Member

Post Cript

31.10.2019

later on learned counsel for the appellant appeared and requested for fixation of early date. Request acceded. To come up for further proceedings on 18.11.2019 before D.B. Notice be issued to the respondents to file written reply on the next date fixed as 18.11.2019.








Member


Member

Form-A
FORM OF ORDER SHEET

Court of _____

Appeal's Restoration Application No. 143/2019

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	04.03.2019	<p>The application for restoration of appeal No. 897/2015 submitted by Mian Mohibullah Kakakhel Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2	15-3-19	<p>This restoration application is entrusted to D. Bench to be put up there on <u>25-4-19</u></p> <p style="text-align: right;"> CHAIRMAN</p>
25.04.2019		<p>Counsel for the appellant present and seeks adjournment. Adjourned to 12.07.2019 for arguments on restoration application before D.B.</p> <p style="text-align: center;">  (AHMAD HASSAN) MEMBER  (M. AMIN KHAN KUNDI) MEMBER </p>
12.07.2019		<p>Counsel for the applicant and Mr. Ziaullah, DDA for respondents present. Counsel for the applicant seeks adjournment. Adjourned. Case to come up for arguments on 06.08.2019 before D.B.</p> <p style="text-align: center;">  Member  Member </p>

24.12.2018

Junior to counsel for the appellant and Mr. Kabirulah Khattak learned Additional Advocate General for the respondents present. Junior to counsel for the appellant requested for adjournment as senior counsel for the appellant is not in attendance. Adjourned. To come for arguments on 18.02.2019 before D.B.



Member



Member

18.02.2019 Nemo for the appellant. Learned Deputy District Attorney for the respondents present.

It is already 4:00 PM and the case has been called more than once. Despite, no one is in attendance on behalf of appellant. Dismissed for want of prosecution. File be consigned to the record room.



Member



Chairman

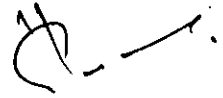
ANNOUNCED.
18.02.2019

24.07.2018

Learned counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 11.09.2018 before D.B



Member



Member

11.09.2018

Clerk to counsel for the appellant and Mr. Muhammad Jan learned Deputy District Attorney present. Clerk to counsel for the appellant requested for adjournment as learned counsel for appellant is not available. Adjourned. To come for arguments on 05.11.2018 before D.B.



(Hussain Shah)

Member



(Muhammad Hamid Mughal)

Member

05.11.2018


Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up on 24.12.2018.




READER

08.12.2017

Junior to counsel for the appellant present. Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Latif Khan, Supdt for the respondents also present. Junior to counsel for the appellant seeks adjournment as his senior counsel is not in attendance. Adjourned. To come up for arguments on 23.01.2018 before D.B.


(Ahmad Hassan)
Member (E)



(Muhammad Amin Khan Kundi)
Member (J)

23.01.2018

Clerk of the counsel for appellant present. Mr. Zia Ullah, DDA for the respondents present. Counsel for the appellant is not in attendance due to general strike of the bar. To come up for arguments on 16.03.2018 before D.B.


16-3-18


Member


Chairman

16.03.2018

Appellant absent. Learned counsel for the appellant is also absent. However, junior to senior counsel for the appellant present and seeks adjournment. Mr. Muhammad Jan, Deputy District Attorney for the respondents present. Adjourned. To come up for arguments on 09.05.2018 before D.B.


(Muhammad Amin Khan Kundi)
Member


(Muhammad Hamid Mughal)
Member

09.05.2018


The Tribunal is defunct due to retirement of Hon'ble Chairman. Therefore, the case is adjourned. To come on 29.07.2018


READER

18.01.2017

Appellant alongwith junior counsel and Mr. Rashid Jamal, Deputy Director Food with Mr. Ziaullah, GP for respondents present. Junior counsel requested for adjournment as senior counsel has left to attend some other courts. Adjournment granted. To come up for arguments on 23.05.2017 before D.B.


(AHMAD HASSAN)
MEMBER


(ASHFAQUE TAJI)
MEMBER

23.05.2017

Appellant in person present. Mr. Fakhr-e-Amin, Assistant alongwith Mr. Muhammad Jan, Deputy District Attorney for the respondents also present. Appellant requested for adjournment. Adjourned. To come up for arguments on 04.08.2017 before D.B.

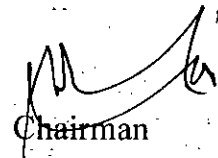

(GUL ZEB KHAN)
MEMBER


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

04.08.2017

Clerk of counsel for the appellant and Asstt. AG for the respondents present. Counsel for the appellant is not in attendance. Seeks adjournment. To come up for arguments on 08.12.2017 before the D.B.


Member


Chairman

23.11.2015

None present for appellant. Addl: A.G for respondents present. Requested for adjournment. To come up for written reply/comments on 3.3.2016 before S.B.


Chairman

03.03.2016

Appellant in person and Mr. Sultan Shah, Assistant alongwith Assistant AG for respondents present. Para-wise comments submitted. The appeal is assigned to D.B for rejoinder and final hearing for 24.6.2016.


Chairman

24.06.2016

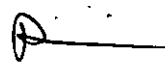
Clerk to counsel for the appellant and Mr. Ziaullah, GP for respondents present. Clerk to Counsel for the appellant requested for adjournment as general strike of the Bar. To come up for rejoinder and arguments on 20.10.2016.



Member


Member

20.10.2016

Appellant in person and Assistant AG for respondents present. Appellant requested for adjournment. Adjournment granted. To come up for arguments on 18.01.2017.


(ABDUL LATIF)
MEMBER


(PIR BAKHSH SHAH)
MEMBER.

26.08.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was initially appointed as Junior Clerk on 6.7.1973 and was promoted as Senior Clerk-cum-Accountant on 28.5.1992. That the said post was up-graded from BPS-14 to BPS-16 on 20.5.2014. That the appellant was promoted to BPS-16 vide office order dated 25.4.2013. That the appellant was entitled to further promotion as Superintendent (BPS-17) as his name was reflecting at Serial No. 2 of the seniority list and junior officials to appellant were promoted to the said post on 14.6.2014 while appellant ignored and stood retired from service on attaining the age of superannuation vide office order dated 18.3.2015 in BPS-14. That the appellant preferred departmental appeal for redressal of his grievances on 4.5.2015 which was not responded and hence the instant service appeal on 16.7.2015.

That the appellant was entitled to promotion to BPS-17 during his service and that after retirement he is entitled to the pensionary benefits of the same on notional promotion. Places reliance on case law reported as 2008 PLR 1434, 1998 SCMR 736 and 2012 SCMR 126.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 25.11.2015 before S.B. Notice of application be also issued for the date fixed.

Appellant Deposited
Security & Process Fee

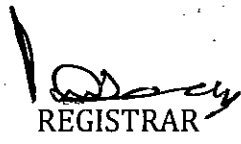





Chairman

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 897/2015

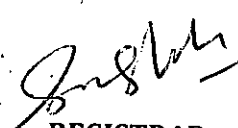
S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	10.08.2015	<p>The appeal of Mr. Fazali Mahbood resubmitted today by Mian Mohibullah Kakakhel Advocate may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p> REGISTRAR</p>
2	10-8-15	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>13-8-15</u></p> <p> CHAIRMAN</p>
3	13.08.2015	<p>Junior to counsel for the appellant present. Requested for adjournment. Adjourned to 26.8.2015 for preliminary hearing before S.B.</p> <p> Chairman</p>

The appeal of Mr. Fazli Mahbood son of Gul Rehman Afghan Colony Peshawar received to-day i.e. on 16.07.2015 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1- Copy of departmental appeal is not attached with the appeal which may be placed on it.

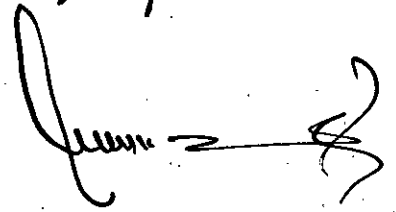
No. 1091 /S.T,

Dt. 16/7 /2015


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Mian Mohibullah Kakakhel Adv. Pesh.

Re submitted after completion on 5/08/2015.



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

IN RE:

Service Appeal No. 897 / of 2015

Fazli Mabood son of Gul Rehman... .. Appellant

VERSUS

District Food Controller Charsadda and others... .. Respondents

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Through:

M. Kaka
Appellant

Mian Mubibullah Kaka
Senior Advocate,
Supreme Court of Pakistan

Kakakhel Law Associates
(Advocates & Legal Consultant)
36-C, 2nd Floor Cantonment Plaza,
Saddar Road, Peshawar Cantt,
Cell # 0333-9167424

Dated: 16 .07.2015

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 897 /2015

**A.W.P. Province
Service Tribunal**

Diary No. 867

Dated 16-7-2015

Fazli Mabood S/o Gul Rehman,
R/o Street No.6, Afghan Colony, Peshawar.....Appellant

V E R S U S

1. District Food Controller, Charsadda
2. ✓ Director Food, KPK, Peshawar
Near General Bus Stand, Govt Godown, G.T.Road, Peshawar
3. Secretary Establishment,
Govt of KPK, Civil Secretariat, Peshawar
4. ✓ Secretary Food, Govt of KPK,
Benevolent Fund Building, Peshawar.....Respondents

Appeal under Section 4 of Khyber
Pakhtunkhwa Service Tribunal Act, 1974
against the order of retirement of the
appellant dated 18.03.2015, whereby the
appellant has been retired in BPS-14
from the office of District Food
Controller, Charsadda instead of BPS-17,
thus, the appellant suffered a loss of
length of service and financially.


Respectfully Sheweth:

1. That the appellant was appointed as Junior Clerk in the
Food Department on 06.07.1973, was promoted as Senior
Clerk in 1980, was posted as Assistant/ Accountant BPS-11,
which is a Head Clerk Post in the District.

re-submitted to the
and filed.


Registered

10/8/15

2. That the post of the appellant was upgraded from BPS-11 to BPS-14 in 2007 and further upgraded from BPS-14 to BPS-16 in the year 2014.
3. That when the appellant was working at Charsadda as Head Clerk he was at Serial No.2 of the Seniority List and some posts of Superintendents BPS-17 were lying vacant in the Department.
4. That the appellant was informed by the Department of his seniority and was asked to give option for promotion which he willingly submitted.
5. That subsequently the appellant was even at Serial No.1 of the seniority list.
6. That despite the above mentioned facts and entitlement of the appellant to be promoted to BPS-17 according to the rules, the Departmental Promotion Committee (DPC) for the same was intentionally delayed although it was mandatory to be held 6 months prior to the retirement of the appellant.
7. That on 18.3.2015 the appellant was retired from service in BPS-14 despite the fact that he was due for promotion to BPS-17 and posts for the same were also lying vacant.
8. That the department did not take any interest to provide the benefit of promotion to its employees against the rules.
9. That according to the Pension Rules an employee who is on the top of the seniority list and the post is vacant, is eligible for promotion at the date of his retirement, he may be promoted at the time of his retirement so that he could avail the benefit of the upper pay scale.
10. That upgradation has been allowed to all Head Clerks by all the DAOs.
11. That the Head Clerk, Assistant and Accountant have created anomaly only by its name.
12. That the Finance Department Khyber Pakhtunkhwa (Regulation Wing) has upgraded the pay scales of Ministerial Staff in all the Provincial

Departments/Offices vide its Notification dated 20.5.2014 but the Finance Department through its Memo dated 1.7.2014 omitted to mention the names of Head Clerks and Assistants who are also Assistant as per Service Book and promotion order was not noted for upgradation in new BPS-16 and were left in BPS-14 although they worked against the post of BPS-16.

13. That the matter was taken up with the Finance Department vide letter dated 1.12.2014 by respondent No.2 where the factual position was given and the matter was requested to be placed before the Upgradation Committee to change the nomenclature of the post of Accountant/Head Clerk in the Office of District Food Controller AND Assistant/Accountant in the Office of Divisional Assistant Director Food to Assistant and place the same in BPS-16.
14. That the appellant has a vested right to ask for BPS-17 and its benefits on retirement as under the rules he was entitled to the same.
15. That the only anomaly which paved way for refusal of promotion/upgradation to the employees of District Food Controller and those of the Assistant/Accountant in the Office of Assistant director Food at Divisional level and Assistant as well as Cane Assistant in the Office of Food Directorate Peshawar was a letter of Finance Department mentioned above.
16. That the letters dated 28.5.1992, 29.8.2014, 15.12.2014, Notification dated 24.3.2014, Option for Promotion in BPS-16 dated 2.5.2013, Office Order dated 25.4.2013, Office Order dated 18.3.2015, Office Order dated 9.9.1980, order dated 4.12.2014, letter dated 18.6.2015, Appellant Invoice Letter dated 20.5.2014 and GPF No. 0740987 are attached as annexures 'A', 'B', 'C', 'D', 'E', 'F', 'G', 'H', 'I', 'J', 'K' & 'L').
17. That the appellant has snot been treated in accordance with law and has been discriminated against.


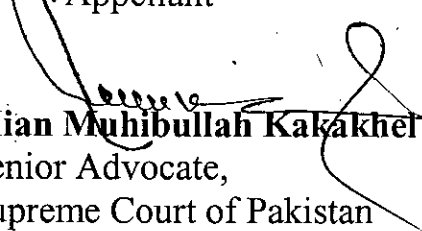
18. That the retirement order of the appellant has been recorded illegally in BPS-14 whereas he was working against the post of BPS-16 and was posted against the same in accordance with law and rules.
19. That the appellant was not allowed to upgradation to BPS-16 which even he deserved being Head Clerk of the Department.
20. That the appellant has been a victim of discrimination.
21. That the appellant's case was not placed before the Departmental Selection Committee on flimsy grounds and negligence of the superiors. The appellant had a right to be promoted in the last 6 months of his service and even on the date of his retirement he deserves the benefits of upper pay scale being eligible for the same.
22. That the facts is evident from record that the posts for promotion were available, the appellant was working in the department as Superintendent and the recent law laid down by the august Supreme Court of Pakistan has been disregarded by neglecting to hold DPC for promotion or to retire the appellant in the upper grade as admissible legally.
23. That the posts of BPS-17 are still available and the appellant needs to be promoted for the benefits of the same i.e. Pensionary Benefits or length of service if any.
24. That the anomaly or mistake of fact or law, act of omission or commission is at the part of the respondents, hence the appellant may

not be put to disadvantage for the whole of his life as the pension feed him in his retiring age and his family in the growing age.

It is, therefore, respectfully prayed that on acceptance of this Service Appeal the respondents may be directed to grant Upgradation to BPS-16 in view of the above submissions and to pass order of retirement in his respect in BPS-17.

Any other order deemed appropriate in the circumstances of the case may also be passed. The appellant may be allowed to put forward any other argument/document at the time of hearing of this Service Appeal.

Through:

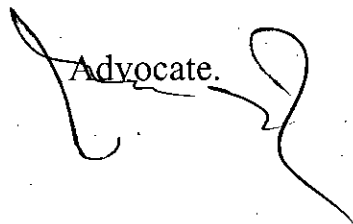

Appellant

Mian Muhibullah Kakakhel
Senior Advocate,
Supreme Court of Pakistan

Dated: 16.07.2015

Kakakhel Law Associates
(Advocates & Legal Consultants)
36-C, 2nd Floor Cantonment Plaza,
Saddar Road, Peshawar Cantt
Cell # 0333-9167424

CERTIFICATE:

Certified that as per instructions of my client no such Service Appeal on behalf of the appellant has earlier been filed in this Honourable Service Tribunal on the subject matter.


Advocate.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

IN RE:
Service Appeal No. _____ / of 2015

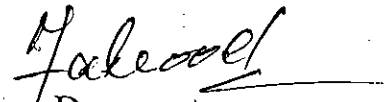
Fazli Mabood son of Gul Rehman... .. Appellant

VERSUS

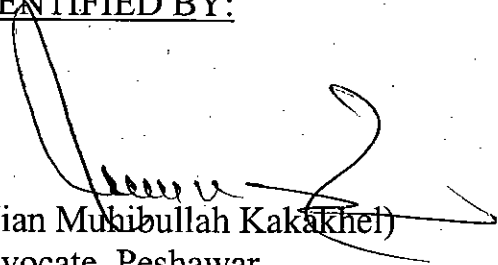
District Food Controller Charsadda and others... .. Respondents

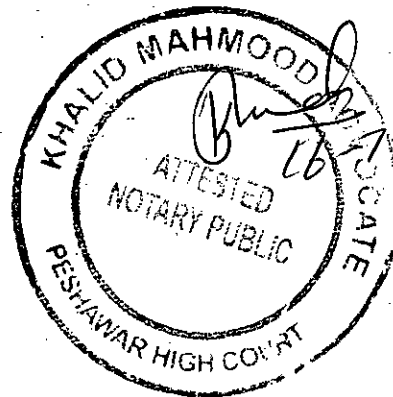
AFFIDAVIT

I, Fazli Mabood son of Gul Rehman, resident of Street # 6, Afghan Colony Peshawar, do hereby solemnly affirm and declare that the contents of the accompanying Service Appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.


Deponent

IDENTIFIED BY:


(Mian Muhibullah Kakakhel)
Advocate, Peshawar.



BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. _____/2015

Fazli Mabood.....Appellant

V E R S U S

District Food Controller, Charsadda & others.....Respondents

ADDRESSES OF PARTIES

APPELLANT

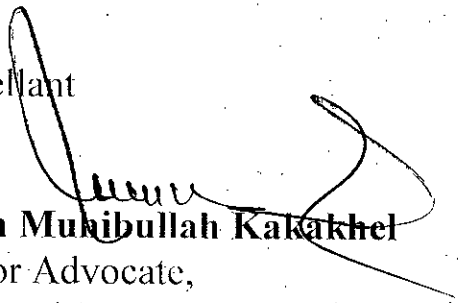
Fazli Mabood S/o Gul Rehman,
R/o Street No.6, Afghan Colony, Peshawar.

RESPONDENTS

1. District Food Controller, Charsadda
2. Director Food, KPK, Peshawar
Near General Bus Stand, Govt Godown, G.T.Road, Peshawar
3. Secretary Establishment,
Govt of KPK, Civil Secretariat, Peshawar
4. Secretary Food, Govt of KPK,
Benevolent Fund Building, Peshawar

Through

Appellant


Mian Muhibullah Kakakhel
Senior Advocate,
Supreme Court of Pakistan

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

C.M. No. _____ / of 2015

IN RE:

Service Appeal No. _____ / of 2015

Fazli Mabood son of Gul Rehman... .. Applicant

VERSUS

District Food Controller Charsadda and others... .. Respondents

APPLICATION FOR INTERIM RELIEF.

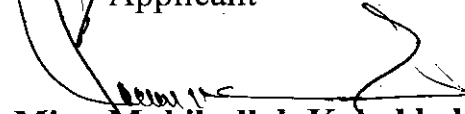
Respectfully Sheweth:

1. That the applicant has filed the accompanying Service Appeal before this Honourable Service Tribunal today in which no date of hearing has as yet been fixed.
2. That the appellant has a good prima facie case and is hopeful of its success.
3. That the grounds of the Service Appeal form an integral part of this application and may be read as such.
4. That in case the post is filled then the applicant's appeal will become infructuous as his promotion to BPS-17 is being sought.

It is, therefore, respectfully prayed that on acceptance of this application it may be directed that One Post of Superintendent/Accountant (BPS-16) in the Food Department may be kept vacant till final decision of the case.

Through:


Applicant


Mian Muhibullah Kakakhel
Senior Advocate,
Supreme Court of Pakistan

Dated: .07.2015

Kakakhel Law Associates
(Advocates & Legal Consultants)
36-C, 2nd Floor Cantonment Plaza,
Saddar Road, Peshawar Cantt
Cell # 0333-9167424

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

C.M. No. _____ / of 2015

IN RE:

Service Appeal No. _____ / of 2015


Fazli Mabood son of Gul Rehman... Appellant

VERSUS

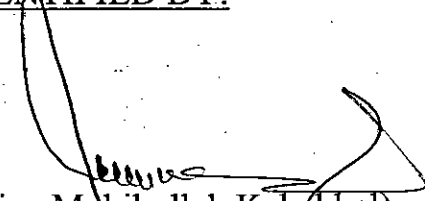
District Food Controller Charsadda and others... ... Respondents

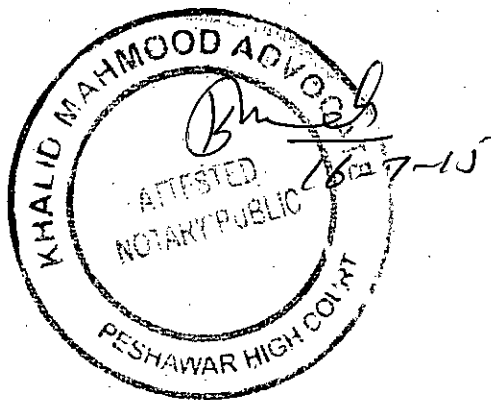
AFFIDAVIT

I, Fazli Mabood son of Gul Rehman, resident of Street # 6, Afghan Colony Peshawar, do hereby solemnly affirm and declare that the contents of this **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.


Deponent

IDENTIFIED BY:


(Mian Muhibullah Kakakhel)
Advocate, Peshawar.



OFFICE ORDER

No. 9393 /G-275(A). Dated Beshwar the 28/5/1992.

FOOD DIRECTORATE
M.W.P.R. BESHWAR

(11)

On the recommendations of the Departmental Promotion

Committee the following Junior Auditor/Senior Clerks of this

Department are hereby promoted to the post of Assistant/Accountant

(BPS-11) with immediate effect:-

S.No. Name and present designation or post to which promoted.

1. Mr. Fida Mohammad, Junior Auditor, Food Directorate, MWP, Beshwar.

2. Mr. Ghulam Shah, Senior Clerk, Rationing Controller, Beshwar.

3. Mr. Fazal Mubod, Senior Clerk, District Food Controller, (R) Beshwar.

4. Mr. Abdul Aziz, Senior Clerk, MWP, Beshwar.

5. Assistant/Accountant (BPS-11)

6. Assistant/Accountant (BPS-11)

7. Assistant/Accountant (BPS-11)

8. Assistant/Accountant (BPS-11)

Their posting orders are being issued separately.

(Sd/-) (Signature)

Director, MWP, Beshwar

(Sd/-) (Signature)

End: No. 9394-98 /G-275(A). Dated Beshwar the 28/5/1992.

A copy is forwarded to:-

1. The Rationing Controller, Beshwar.

2. The Dist. Food Controller, (R) Beshwar.

3. The Storage & Procurement Officer, MWP, Beshwar.

4. The Ray; MWP Assistant Food Controller, MWP, Beshwar.

5. The District Controller, MWP, Beshwar.

Director, MWP, Beshwar

Dr. Farid Mahmood

(Signature)



OFFICE OF THE
DISTRICT FOOD CONTROLLER,
CHARSADDA

No 317 / DFC Charsadda.

Dated 29/08/2014.

Annex "B"

(12)

To:-

The Director Food,
K.P.K.Peshawar.

Subject:-

**NOTIFICATION REGARDING UPGRADATION OF POST OF
SUPERINTENDENT (BPS-16 ASSISTANT (BPS-14) SENIOR CLERK (BPS-09)
J/CLERK (BPS-07) TO. BPS 17, BPS-16, BPS-14 AND BPS-11.**

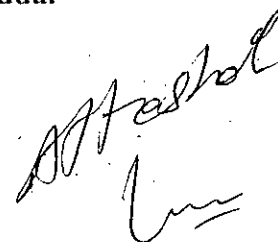
Memo:-

Please reference Food Directorate Khyber Pakhtunkhwa Peshawar letter No.4471-75/
ET-557 dated 07-08-2014 on the subject.

It is submitted that Finance Department Government of Khyber Pakhtunkhwa Peshawar (Regulation Wing) has upgraded the pay scales of Ministerial staff in all the Provincial departments/offices vide notification No.FD/SO (FR)/10-22/2014, dated 20-05-2014. The Budget allotment for the year 2014-15 issued by Finance department KPK vide memo No.BO-V II/FD/1-5/BE-2014-15 dated 01-07-2014, reveals that the post of Head Clerk and Accountant who are also Assistant as per service Book and promotion order have not been noted upgraded in New Basic Pay Scale-(BPS-16) but left in BPS-14 as per past.

It is therefore requested that the case may kindly be taken up with Finance Department KPK for rectification of the same as per notification of Finance Department KPK (Regulation Wing) noted above.


District Food, Controller
Charsadda.





FOOD DIRECTORATE,
KHYBER PAKHTUNKHWA
PESHAWAR

No. 7054 /ET-Uppgradation-2014

Dated 15/12/2014

Annex "C"

(13)

TO:

The Section Officer Food,
Government of Khyber Pakhtunkhwa
Food Department Peshawar

Subject: UPGRADATION OF POSTS OF, CANE ASSISTANT/, ACCOUNTANT AND HEAD CLERK (BS-14) AS (BS-16).

Memo:-

Please refer to this Directorate, letter No.5508/ET-Uppgradation-2014 dated 18-09-2014 on the subject noted above

2 It is submitted that the Government of Khyber Pakhtunkhwa Finance Department has, accorded sanction vide Notification No.FD/SO(FR)10-22/2014 dated 20-05-201, to the upgradation of pay scale of the following posts wherever exist, in all the Departments/Offices (except Civil Secretariat) of the Government of Khyber Pakhtunkhwa with immediate effect.

S.No	Nomenclature of the post	Existing Scale	Upgraded Scale
1	Superintendent	(BS-16)	(BS-17)
2	Assistant	(BS-14)	(BS-16)
3	Senior Clerk	(BS-09)	(BS-14)
4	Junior Clerk	(BS-07)	(BS-11)

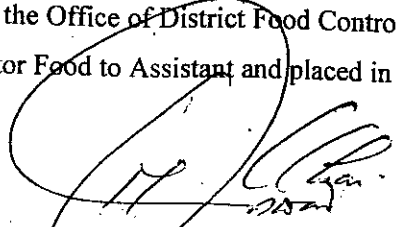
3 As per demands for grants for current Expenditure 2014-15 Vol-II (Part-G) issued by the Government of Khyber Pakhtunkhwa Finance Department, the Posts of Cane Assistant, in Cane Control Organization Accountant/ Head Clerk in District Offices and Assistant / Accountant in Divisional Offices has been reflected in (BS-14) where as the post of Assistant in Food Directorate has been upgraded to (BS-16)

4 The factual position is that before the recent upgradation the post of Head Clerk/ Accountant in the Offices of District Food Controllers, Assistant / Accountant in the Office of Assistant Director Food at Divisional level and Assistant as well as Cane Assistant in Food Directorate, Peshawar were in the same pay & scale and their Seniority was and is being maintained jointly, where as according to the new policy the Assistant in all Provincial Departments including Food Directorate has been upgraded in BS-16, where as Assistant /Accountant / Head Clerk/Cane Assistant are still in (BS-14). This anomaly on the one hand has created problems for the Department as in case any Assistant from Food Directorate is transferred to the Divisional /District Office of Food Department and or vice versa will be unable to draw his pay and allowances in higher or lower scale as the case may be and on the other hand the officials are also facing financial loss and mental agony which is badly affecting their efficiency.

5 The Service Rules of Food Department Khyber Pakhtunkhwa is placed at Annex-A. As per sanctioned strength of Assistant/ Accountant / Cane Assistant and Head Clerk (BS-16) Annex-B, the financial implication on upgradation to (BS-16) in Divisional / Cane Commissionerate (and District Offices of Food Department has been worked out a sum of Rs. 2584800/- Per Annum. Annex-C

14

6 In view of the above, you are requested to place the case before the upgradation committee to change the nomenclature of post of Accountant/ Head Clerk in the Office of District Food Controller and Assistant / Accountant in the Office of Divisional Assistant Director Food to Assistant and placed in BS-16.



**DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR.**



FOOD DIRECTORATE,
KHYBER PAKHTUNKHWA
PESHAWAR

No 1645 /ET-716

Dated 14/03/2014

Annex "D"

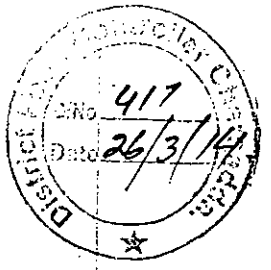
15

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NOTIFICATION

In pursuance to Rule-17 of the Khyber Pakhtunkhwa Government Servants (Appointment, Promotion and Transfer) Rules 1989, the competent authority has been pleased to notify the following Tentative Seniority List of Assistant / Accountant / Head Clerk / Cane Assistant and Senior Stenographer in the Food Directorate Khyber Pakhtunkhwa, Peshawar as it stood on 31-12-2013.

S.No.	Name of Government Servant	Designation	Qualification	Date of Birth	Domicile	Date of entry into Government service	Date of appointment to the present post	Method of Recruitment/ Appointment	Date of Superannuation Viz: 60 Years
1.	Ali Haider	Head Clerk	B.A	05.11.1956	Dir (lower)	21.04.1975	01.06.1981	By Initial recruitment	04.11.2016
✓ 2.	Fazli Mahbood	Head Clerk	Matric	07.05.1955	Peshawar	07.07.1973	02.06.1992	By Promotion	06.05.2015 ✓
3.	Shah Nawaz	Cane Asstt.	B.A	10.10.1958	Peshawar	08.05.1995	08.05.1995	By Initial recruitment	09.10.2018
4.	Muhammad Aslam	Assistant	Matric	08.10.1955	Peshawar	09.05.1977	25.07.1995	By Promotion	07.10.2015
5.	Jaffar Shah	Head Clerk	Matric	18.02.1957	Malakand	15.03.1978	29.05.1996	By Promotion	17.02.2017
6.	Hidayat Khan	Head Clerk	F.A	15.10.1958	Nowshera	12.11.1976	01.01.1997	By Promotion	14.10.2018
7.	Wazir Muhammad	Assistant	B.A	10.01.1958	Malakand	07.04.1979	01.01.1997	By Promotion	09-01-2018
8.	Manzoor Hussain Shah	Head Clerk	Matric	06.01.1958	Mansehra	24.06.1977	07.07.2000	By Promotion	05.01.2018
9.	Farrukh Sair	Assistant	Matric	03.02.1959	Peshawar	18.10.1980	07.07.2000	By Promotion	02.02.2019
10.	Mustajab Khan	Stenographer	B.A	12.04.1968	Peshawar	06.02.1993	16.07.2003	By Initial recruitment	11.04.2028
11.	Nasrullah Jan	Head Clerk	B.A	02.04.1962	Peshawar	18.10.1980	31.07.2003	By Promotion	01.04.2022
12.	Muhammad Ilyas	Head Clerk	Matric	08.04.1957	Abbottabad	09.05.1977	31.07.2003	By Promotion	07.04.2017
13.	Mauzzam Khan	Assistant	B.A	12.02.1957	Malakand	28.12.1978	31.07.2003	By Promotion	11.02.2017
14.	Farhad Khan	Assistant	F.A	19.09.1961	Peshawar	16.10.1980	31.07.2003	By Promotion	18.09.2021
15.	Falak Niaz	Assistant	Matric	28.03.1962	Charsadda	16.10.1980	31.07.2003	By Promotion	27.03.2022
16.	Jehanzeb Khan	Assistant	Matric	17.06.1962	Peshawar	16.10.1980	19.07.2004	By Promotion	16.06.2022



BPS-14

BPS-16
BPS-16
BPS-16

16

17	Muhammad Javed	Assistant	B.A	02.11.1956	Peshawar	18.10.1980	19.07.2004	By Promotion	01.11.2016
18	Afsar Zaman	Assistant	B.Com	13.07.1957	Bannu	01.01.1979	14.06.2006	By Promotion	12.07.2017
19	Tahira Zaib	Assistant	B.A	05-05-1982	Mansehra	18-08-2009	18-08-2009	By Initial recruitment	04-05-20+2
20	Muhammad Ibrahim	Assistant	M.A	30.04.1964	M.Agency	24.06.1982	14-12-2009	By Promotion	29-04-2024
21	Sherzada	Assistant	B.A	23.04.1958	Dir	12.12.1978	13-03-2010	By Promotion	22-04-2018
22	Gul Nasim Shah	Assistant	Matric	11.04.1958	Bannu	01.01.1981	13-03-2010	By Promotion	10-04-2018
23	Mumtaz Ali	Assistant	Matric	07-02-1956	Peshawar	22.-08.1981	07-10-2010	By Promotion	06.02.2016
24	Muhammad Haroon	Assistant	Matric	05.03.1957	Abbottabad	20.05.1977	29-11-2011	By Promotion	04-03-2017
25	Sher Mohammad	Assistant	Matric	04.02.1959	Kohat	25.08.1981	29-11-2011	By Promotion	03.02.2019
26	Liaqat Ali	Assistant	F.A.	04.03.1958	Kohat	25.08.1981	29-11-2011	By Promotion	03.03.2018
27	Niaz Ali	Assistant	Matric	27.02.1956	Kohat	01.05.1973	29-11-2011	By Promotion	26.02.2016
28	Muhammad Zarin Khan	Assistant	Matric	15.11.1959	Bannu	01.08.1979	29-11-2011	By Promotion	14.11.2019
29	Muhammad Abbas	Assistant	Matric	23.04.1963	Malakand	24.06.1982	29-11-2011	By Promotion	22.04.2023
30	Hashim Khan	Assistant	Matric	10.02.1963	Kohat	24.06.1982	29-11-2011	By Promotion	09.02.2023
31	Sher Ali Jan	Assistant	Matric	01.01.1958	Bajaur	24.06.1982	29-11-2011	By Promotion	31.12.2017
32	Muhammad Ishaq	Assistant	Matric	21.02.1956	Peshawar	15.09.1980	29-11-2011	By Promotion	20.02.2016
33	Islifaq-ur-Rehman	Assistant	F.A.	26.12.1962	Peshawar	21-04-81	31-05-2013	By Promotion	25.12.2022
34	Attaullah	Assistant	Matric	14.02.1961	D.I.Khan	07.11.80	31-05-2013	By Promotion	13.02.2021
35	Maqsood Ahmad	Assistant	Matric	06.04.1959	Chitral	12.07.82	31-05-2013	By Promotion	05.04.2019
36	Abir Khan	Assistant	F.A	01.05.1957	Chitral	12.07.82	31-05-2013	By Promotion	30.04.2017
37	Muhammad Shahid	Assistant	F.A.	14.02.1973	Peshawar	10.05.93	31-05-2013	By Promotion	13.02.2033
38	Ijaz Ahmad	Assistant	D.com	02.04.1973	Charsadda	10.05.93	31-05-2013	By Promotion	01.04.2033
39	Arshad Ali	Assistant	B.A	06.05.1969	Malakand	18.05.93	31-05-2013	By Promotion	05.05.2029
40	Hazrat Yousaf	Assistant	B.A.	08.04.1955	Swat	04.05.77	31-05-2013	By Promotion	07.04.2015
41	Abdul Wali Khan	Assistant	F.A.	01.02.1973	Peshawar	10.05.93	31-05-2013	By Promotion	30.01.2033
42	Bashir Muhammad	Assistant	Matric	18.03.1972	Mansehra	10.05.93	31-05-2013	By Promotion	17.03.2032
43	Shehreyar Khan	Assistant	Matric	03.02.1973	Mardan	10.05.93	31-05-2013	By Promotion	02.02.2033
44	Syed Zakir Shah	Assistant	D.com	27.02.1968	M. Agency	10.05.93	31-05-2013	By Promotion	26.02.2028
45	Vacant							By Promotion	
46	Vacant							By Promotion	
47	Vacant							By Promotion	
48	Vacant							By Promotion	
49	Vacant							By Promotion	
50	Vacant							By Initial recruitment	
								By Initial recruitment	

12, 14, 14, 14, 14, 14

Cost of Product

17

51	Vacant								By Initial recruitment
52	Vacant								By Initial recruitment
53	Vacant								By Initial recruitment
54	Vacant								By Initial recruitment
55	Vacant								By Initial recruitment
56	Vacant								By Initial recruitment
57	Vacant								By Initial recruitment
58	Vacant								By Initial recruitment
59	PA North Waziristan Agency								

Sd/-
DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR

Endorsement No & date even

Copy is forwarded to:-

- 1) The Section Officer Food Government of Khyber Pakhtunkhwa, Food Department Peshawar.
- 2) All Officers in Food Directorate Khyber Pakhtunkhwa, Peshawar.
- 3) Assistant Directors Food at Divisional level in Food Department Khyber Pakhtunkhwa
- 4) All District Food Controllers in Khyber Pakhtunkhwa
- 5) The Storage & Enforcement Officers NRC Azakhel & PRC Peshawar.
- 6) The Rationing Controller Peshawar.
- 7) Officials concerned.


ASSISTANT DIRECTOR FOOD (E)

03.01.1975	LAKKI	03.07.1993	02-03-2010	By Promotion	11.07.2030.
01.04.1970	Charsadda	04.07.1993	02-03-2010	By Promotion	26.02.2029
	Malakand	29.07.1993	02-03-2010	By Promotion	18.04.2029
				By Promotion	02.01.2035
				By Promotion	31.03.2030



Annex 'E' (18)

OFFICE OF THE
DISTRICT FOOD CONTROLLER,
CHARSADDA

No 384 / DFC Charsadda.

Dated 2/5/2013.

To


The Director Food,
Khyber Pakhtun Khwa,
Peshawar.

Subject:-
Memo

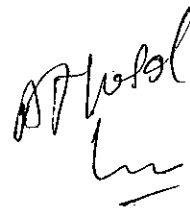
OPTION FOR PROMOTION IN BPS-16.

Enclosed please find herewith an option for promotion in BPS-16 in respect of Mr Fazle Mabood Head Clerk of this office for further necessary action please.

Encl: (one)


District Food Controller,
Charsadda.

2/5/13





FOOD DIRECTORATE
KHYBER PAKHTUNKHWA,
PESHAWAR
No. 3917 /G-275-DPC
Dated 25/04/2013

Annex 'F'

19

OFFICE ORDER.

On the recommendation of the Departmental Promotion Committee of Food Department Khyber Pakhtunkhwa, in its meeting held on 21-03-2013, under the chairmanship of Secretary Food Government of Khyber Pakhtunkhwa, the competent authority is please to promote the following Assistants / Accountants / Head Clerks (BS-14) to the post of Superintendents / Accountants (BS-16) on regular basis with immediate effect.

S. No	Name of Official	Present Designation & Pay Scale	Promoted as
1)	Mr. Ali Haider Head Clerk DFC office Dir Lower	Head Clerk (BS-14)	Promoted as Superintendent / Accountant (BS-16) on regular basis.
2)	Mr. Fazli Mahbood Head Clerk DFC office Charsadda	Head Clerk (BS-14)	Promoted as Superintendent / Accountant (BS-16) on regular basis.
3)	Mr. Abdul Aziz Superintendent on acting charge basis	Already appointed on acting charge basis as Superintendent / Accountant (BS-16)	Promoted as Superintendent / Accountant (BS-16) on regular basis.

2

Their postings / transfers order will be follows latter on.

DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR.

Endorsement No & Date Even

A copy is forwarded to:-

1. PS to Minister Food for information of the Minister Food Government of Khyber Pakhtunkhwa, Peshawar
2. PS to Secretary Food for information of the Secretary Food Government of Khyber Pakhtunkhwa, Peshawar
3. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
4. All Officers / Officials in Food Directorate Khyber Pakhtunkhwa, Peshawar.
5. The Concerned District Accounts Officers in Khyber Pakhtunkhwa.
6. The Section officer Food, Government of Khyber Pakhtunkhwa, Food Department Peshawar for information with reference to his letter No. SOF/1-3/DPC/Vol:IX/357 dated 16-04-2013. He is requested to kindly process case for appointment of Mr. Muhammad Asif Assistant Accounts Officer / Statistical Officer (BS-16) to the post of Assistant Accounts Officer (BS-17) on acting charge basis in Food Directorate being appointment in (BS-17) scale.
7. The Assistant Directors Food Peshawar, Malakand, Kohat, Mardan & Hazara Divisions.
8. The concerned District Food Controllers in Khyber Pakhtunkhwa.
9. The Nazir / Pay-Bill Assistant, Food Directorate Khyber Pakhtunkhwa, Peshawar.
10. Officers / Officials concerned / Personal File.

DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR

Office Order for Promotion of DFC-Superrt -dated 22-04-2013.doc



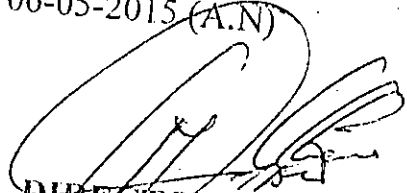
Annex 'G'
FOOD DIRECTORATE
KHYBER PAKHTUN KHWA
PESHAWAR
No 1510 / PF-710

20

Dated 18/03/2015

OFFICE ORDER


On attaining the age of superannuation (i.e. Sixty Years) Mr. Fazli Mehbood Head Clerk (BS-14) office of District Food Controller Charsadda will stand retired from Government Service on 06-05-2015 (A.N)



DIRECTOR FOOD
KHYBER PAKHTUN KHWA
PESHAWAR.

Endorsement Even No & Date

A copy is forwarded to:-

1. The District Accounts Officer Charsadda.
2. The Section Officer Food Government of Khyber Pakhtunkhwa Food Department Peshawar.
3. The Assistant Director Food Peshawar Division at Peshawar.
4. The District Food Controller Charsadda.
5. Mr. Fazli Mehbood Head Clerk office of DFC Charsadda for information & necessary action
6. Personal File.


DIRECTOR FOOD
KHYBER PAKHTUN KHWA
PESHAWAR.

Attd


Office Order:

Food Directorate NWFP,
Peshawar.

Dated, Pesh. the 9/9/1980.

Annex "A"

(21)

No. 27947

The following promotions of Junior Clerks to the posts of Senior Clerks in the District Offices are hereby ordered, in the interest of public service, with immediate effect.

S.No.	Name of Official	From	To
1.	Mr. Ghulam Adir.	Jr. Clerk in office of the DFC DIKhan.	Sr. Clerk in office of the DFC DIKhan
2.	Mr. Mohammad Fazail.	-do-	-do-
3.	Mr. Jafarullah	Jr. Clerk in office of the DFC Mardan.	Sr. Clerk in office of the DFC, Mardan.
4.	Mr. Adalat Khan	Jr. Clerk in office of the DFC Swat.	Sr. Clerk in office of the DFC, Swat.
5.	Mr. Dilawar Khan	Jr. Clerk in office of the DFC Bannu.	Jr. Clerk in Office of the DFC Bannu.
6.	Mr. Chafar Ali Shah	-do-	-do-
7.	Mr. Ghaffar Shah	Jr. Clerk in office of the R.C. Peshawar.	Sr. Clerk in office of the R.C. Pesh.
8.	Mr. Abdul Aziz	Jr. Clerk in office of the DFC (R) Peshawar.	Sr. Clerk in office of the DFC (R) Peshawar.
9.	Mr. Fida Mohd.	Jr. Clerk in office of the DFC (R) Peshawar.	Sr. Clerk in office of the DFC (R) Peshawar.
10.	Mr. Hidayat Khan.	-do-	-do-
11.	Mr. Farid Rehbood	-do-	-do-
12.	Mr. Shamsher Khan.	-do-	-do-
13.	S. Javid Ali Shah	Jr. Clerk in office of the S&EO Pesh.	Sr. Clerk in office of the S&EO Pesh.

(Dost Mohammad Khan Wazir)
Director Food NWFP,
Peshawar.

No. 27948 - 73

/KC.

A copy is forwarded to:-

1. The Accountant General, NWFP;
2. Distt. Accounts Officers DIKhan, Mardan, Swat & Bannu;
3. Rationing Controller Peshawar/All District Food Controllers in NWFP;
4. The Deputy Director Accounts Food Directorate, NWFP;
5. All Officials concerned;

For Information and necessary action.

Director Food NWFP,
Peshawar.

Added

/-slm/



— Annex "J" (22)
OFFICE OF THE
DISTRICT FOOD CONTROLLER,
CHARSADDA

No 836 / DFC Charsadda.

Dated 4/12/2014.

To:-

The Director Food,
K.P.K.Peshawar

Subject:-
Memo

OPTION FOR PROMOTION.

In continuation this office letter No.384/DFC Charsadda dated
02/05/2014 on the subject cited above.

In this connection an option received from Mr.Fazle Mabood Assisnt/
Head clerk of this office for promotion in the next higher scale as superintendent in
BPS-17, which is sent to your office for further necessary action please,

District Food Controller,
Charsadda.

[Handwritten signature]
4/12/14

Attchal

23

To:-

The Director Food,
K.P.K.Peshawar

Subject:-
R/Sir

OPTION FOR PROMOTION.

I Fazle Mabood Assistant/Head Clerk office of the District Food Controller, Charsadda is willing for promotion in the next higher scale as superintendent BPS-17

Fazle Mabood
Fazle Mabood 4/12/14
Assistant/Head Clerk
DFC Office Charsadda.



NOTIFICATION

In pursuance of Rule-17 of the Khyber Pakhtunkhwa, Government Service Rules, 1974, the Government is pleased to Notify the following Tentative Seniority List of Superintendents:

S.No	Name of Officer	Qualification	Date of Birth
1.	Mr. Allah Dad Superintendent (BS-16)	M.A/LLB	24-02-1954
2.	Mr. Latif Superintendent (BS-16)	B.A	09-03-1955
3.	Mr. Nisar Khan Accountant (BS-16)	Matric	01-11-1955
4.	Mr. Hadi Khan Superintendent (BS-16)	Matric	20-12-1956
5.	Abdul Aziz Superintendent (BS-16)	Matric	01.02.1955
6.	Muhammad Irshad Superintendent (BS-16)	Matric	10.02.1959
7.	Vacant		
8.	Vacant		

Endorsement Even No & date

Copy is forwarded to

1. The Section Officer Food Government of Khyber Pakhtunkhwa, Food Department
2. All Deputy Directors Food, Food Directorate Khyber Pakhtunkhwa Peshawar
3. The Superintendents / Accountants Food Directorate, Khyber Pakhtunkhwa Peshawar

Attested
by



GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT

Annex 'J'

25

Dated Peshawar, the June 18, 2015

NOTIFICATION

NO.SO(E-I)/E&AD/5-1/2015, The Competent Authority on the recommendations of the Provincial Selection Board is pleased to promote the following PMS BS-17 officers to (PMS BS-18), on regular basis, with effect from 08.04.2015, in terms of Para-VII of the Promotion Policy-2009, circulated by the Establishment Department vide letter No. SOE-III(E&AD)/1-3/2008 dated 28.1.2009.

- i. Mr. Aqeel Ahmad
- ii. Mr. Jehanzeb-I
- iii. Mr. Usman Shah-II

2. Consequent upon above, they are posted as Deputy Secretaries, in Higher Education, Transport & Finance Departments respectively against the vacant posts, w.e.f. 08.04.2015. However, their promotion as well as assumption of charge in BPS-18, against the posts of Deputy Secretaries, shall be on notional basis.

CHIEF SECRETARY
GOVERNMENT OF KHYBER PAKHTUNKHWA

Endst. OF EVEN NO. & DATE.

Copy forwarded to the:-

1. Principal Secretary to Governor, Khyber Pakhtunkhwa.
2. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
3. Secretary to Govt of Khyber Pakhtunkhwa, Finance Department.
4. Secretary to Govt of Khyber Pakhtunkhwa, Higher Education Department.
5. Secretary to Govt. of Khyber Pakhtunkhwa, Transport Department.
6. Accountant General, Khyber Pakhtunkhwa.
7. PS to Chief Secretary, Khyber Pakhtunkhwa.
8. PS to Secretary Establishment/ PS to SS(E)/ PA AS(E), AS(HRD)/D.S(A)/D.S(E)/ SO(Secret)/ SO(E.II)/SO (HRD-I)/SO(E.IV)/E.O/ACSO Cypher/D.D. IT and Director Protocol E&AD, Khyber Pakhtunkhwa.
9. Officers concerned.
10. Manager, Govt. Printing Press Peshawar.

M. J. Siddiqi
(MUHAMMAD JAVED SIDDIQI)
SECTION OFFICER (ESTT. I)

A-lalif

Affesd

2

Amir K



**GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)**

Dated Peshawar, the 20-05-2014

26

NOTIFICATION

NO.FD/SO(FR)10-22/2014 The competent authority has been pleased to accord sanction to the upgradation of pay scales of the following posts, wherever exist, in all the Departments / Offices (except Civil Secretariat) of the Government of Khyber Pakhtunkhwa with immediate effect:

S. No.	Nomenclature of the post	Existing Scale	Upgraded Scale
1	Superintendent	BS-16	BS-17
2	Assistant	BS-14	BS-16 ✓
3	Senior Clerk	BS-09	BS-14
4	Junior Clerk	BS-07	BS-11

- The pay of the existing incumbents of the posts shall be fixed in higher pay scales at a stage next above the pay in the lower pay scale.
- All the concerned Departments will amend their respective service rules to the same effect in the prescribed manner.

**SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT**

Endst No. & Date even.

Copy of the above is forwarded for information and necessary action to the:-

- PS to Additional Chief Secretary, FATA.
- All Administrative Secretaries Government of Khyber Pakhtunkhwa.
- Senior Member, Board of Revenue, Khyber Pakhtunkhwa Peshawar.
- Accountant General, Khyber Pakhtunkhwa, Peshawar.
- Secretary to Governor, Khyber Pakhtunkhwa, Peshawar
- Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
- Secretary Provincial Assembly, Khyber Pakhtunkhwa.
- All Heads of Attached Departments in Khyber Pakhtunkhwa.
- Registrar, Peshawar High Court, Peshawar.
- All Deputy Commissioners, Political Agents, District & Sessions Judges / Executive District Officers in Khyber Pakhtunkhwa.
- Chairman, Khyber Pakhtunkhwa, Public Service Commission, Peshawar.
- Registrar, Service Tribunal Khyber Pakhtunkhwa.
- All the Autonomous and Semi Autonomous Bodies in Khyber Pakhtunkhwa.
- Secretary to Govt. of Punjab, Sindh and Baluchistan, Finance Department, Lahore, Karachi and Quetta.
- The District Comptroller of Accounts, Peshawar, Mardan, Kohat, Bannu, Abbottabad, Swat and D.I. Khan.
- The Senior District Accounts Officer Nowshera, Swabi, Charsadda, Manipur, Mansehra and Dir-Lower.
- The Treasury Officer, Peshawar.
- All District/Agency Accounts Officers in Khyber Pakhtunkhwa / FATA.
- PSO to Senior Minister for Finance, Khyber Pakhtunkhwa.
- PSO to Chief Secretary, Khyber Pakhtunkhwa.
- Director Local Fund Audit, Khyber Pakhtunkhwa Peshawar.
- PS to Finance Secretary.
- PS to All Additional Secretaries / Deputy Secretaries in Finance Department.
- All Section Officers/Budget Officers in Finance Department.
- Abbas Khan President of Khyber Pakhtunkhwa Civil Secretariat Superintendent, Assistant Clerks Association with reference to his application No. PR/KPS/SACA/2-1/2013 dated 8-01-2014

(SHAUKAT ULLAH)
SECTION OFFICER (FR)

Attended

Annex 'L'

(27)

G.P.F. No II/GA-8845/ess

Personal No. 999-90-0740987

No. 0740987

7-7-73 to 31-12-94

Attended

(For use in Police Department only).

28

Heirs.

1.

2.

3.

Verification Roll No.

dated

received back

Left thumb-impression.

Qualifications	Date	Qualifications	Date
English		<i>MATRIC</i> First Arts Distt. Food Controller (R) Peshawar.	
Pashtu		B. L. or B. A.	
Urdu		Pleadership examination	
Plan-drawing		Training School final examination	
Finger print		Other qualifications—	
Drill instructing			
Court duties			
Reserve duties			

D. B.—A line to be drawn under the qualification possessed.

Note.—The entries in this page should be renewed or re-attested at least every five years and the signature in lines 9 and 10 should be dated.

(29)

1. Name .. MR. FAZAL-E-MANBOOD

2. Race .. (MUSLIM)

3. Residence .. BABRA, TEHSIL CHARSAKDA
DISTT. PESHAWAR.

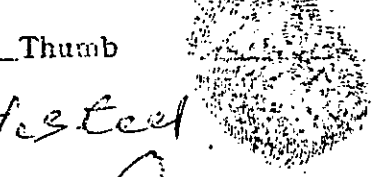
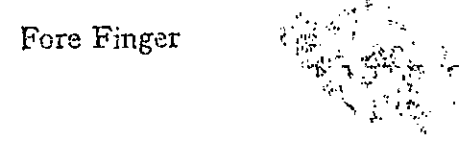
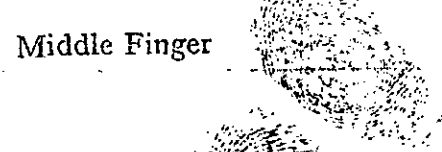
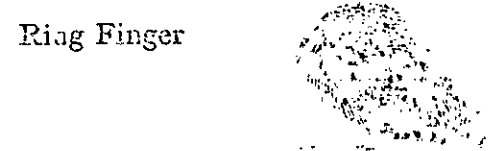
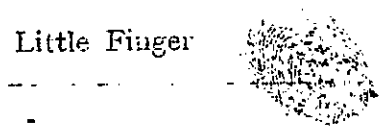
4. Father's name and residence .. M. GUL REHMAN VILLAGE BABRA
TEH. CHARSAKDA, DISTT. PESHAWAR

Date of Dirth by Christian Era as nearly as can be ascertained .. 7-5-1955 (Seventh May, one thousand five hundred & fifty five)

6. Exact height by measurement .. 5-4

7. Personal marks for identification .. A small mole on the face?

8. Left hand thumb and finger impression of (non-gazetted) officer



9. Signature of Government servant .. *Fazl. Manbood*

(Signature)

(Signature)

10. Signature and Designation of the Head of the Office, or other Attesting Officer.


Re-Attested on 29-5-92 | Re-attested on 27-05-1992

(Signature)

Distt Peshawar
27/5/92

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating, and whether permanent or temporary	If officiating state - (i) substantive appointment or (ii) whether service counts for pension under Art. 371, C. S. R.	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "Pay"	Date of appointment	Signature of Government servant
Finnish Cook							
15-1780/2-220	Subs.	-	150/-	-	-	7-7-73 (FM)	Page 1st
15-2801	Emply.	-	156/-	-	-	1-12-74	Page 1st
-- 11 --	-- 11 --	-	162/-	-	-	1-12-75	Page 1st
-- 11 --	-- 11 --	-	168/-	-	-	1-12-76	Page 1st
15-12-470	-- 11 --	-	310/-	-	-	1-5-77	Page 1st
- 11 0 -	-	-	320/-	-	-	1/77	Page 1st

Inspection - 1/2/78
 Under Memo No. 1472
 Date 2.6.1978


 23/6/78

(31)

9 Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting officer	13 Leave Allocation of periods of leave on average pay up to four months for which leave salary is debitable to another Government Nature and duration of leave taken Period to which debitable	14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or commendation, reward or praise of the Government servant
M. A. Qureshi	30/11/74	Amendment	M. A. Qureshi			
M. A. Qureshi	30/11/75		M. A. Qureshi			
M. A. Qureshi	30/11/76		M. A. Qureshi			
M. A. Qureshi	30/11/77	Revision of MP. Scale	M. A. Qureshi			
M. A. Qureshi	30/6/77	Transfer to DFC(U) Office Peshawar	M. A. Qureshi			
M. A. Qureshi	31/10/77		M. A. Qureshi			

① Service transferred from 7-7-73 to 31-5-76 from the office copies of pay bills

Granted (15) days casual leave (Retiree) 16-30/6/77

Retirement Allowance paid to one month Rs. 210/-

Estimated for payment during 6/2/77 to 11/6/77 Rs. 39/10

2/2/77 to 30/6/77 30/6

Service transferred from 1/7/77 to 31-10-77 into the office of pay bills

PAY FIXED IN THE REVISED PAY SCALES (1-1-1977) OF Rs. 350/- 12-780 at Rs. 350/- With next increment 1-1-77

ASST. ACCOUNTANT GENERAL PESHAWAR

[Handwritten signature]

315
12
327
12
339
12
351
12
363

(3)

1 Name of post	2 Whether substantive or officiating and whether permanent or temporary	3 If officiating state— (i) substantive appointment or (ii) whether service counts for pension under Art. 371, C. S. R.	4 Pay in substantive post	5 Additional pay for officiating	6 Other emoluments falling under the term "Pay"	7 Date of appointment	8 Signature of Government servant
grade 290-10-350 12-470	substantive		320/-			1-12-77	Fazal Mehmood
do	do		330/-	X		1-12-78	Fazal Mehmood
do	do		340/-	X		1-12-79	Fazal Mehmood
315-12-399/14-525 S. clerk D.F.C. office Bhanu	do		363/-	X		9-2-80	Fazal Mehmood
do	do		375/-	X		1-7-81	Fazal Mehmood
do	do		387/-	X		1-12-81	Fazal Mehmood
do	do		399/-	X		1-12-82	Fazal Mehmood

Culting attached

Sanction is hereby accorded to the relaxation of Provisions contained in FR-22(b) so as to give pay of Mr. Fazal Mehmood Junior clerk on his promotion to the post of Senior clerk in NPS No 6 viz 315-12-399/14-525-16-608 at the rate which it would have been fixed under the rules of officiating pay in respect of his old post as Junior clerk NPS No 5 viz Rs 290-10-350/12-470-14-540 was his substantive pay.

9	10	11	12	13	14	15	
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Allocation of periods of leave on average pay up to four months for which leave salary is debitable to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded particulars or censure, or reward or praise of the Government servant

M.P. 30/11/78
 M.P. 30/11/78
 M.P. 30/11/78
 M.P. 30/11/78
 M.P. 30/11/78

Special Allowance
 Annual Allowance 1980
 Services verified from 1.6.80 to 31.12.80
 District Food Controller
 1/4/81

RECREATION ALLOWANCE
 EQUAL TO 22 MONTHS
 PAY-VIZ. RS. 170/2
 ADMITTED FOR PAYMENT
 DURING THE MONTH 12/80
 UNDER TOKEN 6382
 DATED 14/12/80

Assistant Accounts Officer
 Assistant Accountant General
 N.W.P.F.
 15/12

Service verified from 1.11.77 to 31.12.78 from the office copies of pay bills.
 M.P.

Allowance
 30th To 1st Month
 Pay viz Rs. 165/2
 Admitted for Payment
 During the month 6/29
 Under Token No. 16125
 Dated 24/6/79

Assistant Accounts Officer
 N.W.P.F.

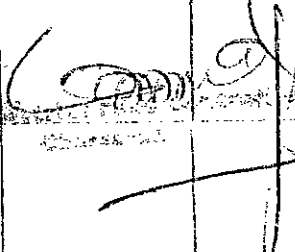
Service verified from 1.1.79 to 31.12.79 from the office copies of pay bills

Service verified from 1.1.80 to 31.5.80 from the office copies of pay bills.

Service verified from 1.6.80 to 31.12.80 from the office copies of pay bills.

DISTRICT FOOD CONTROLLER
 PILLAY

Scale Revised

1 Name of post	2 Whether substantive or officiating, and whether permanent or temporary	3 If officiating state— (i) substantive appointment or (ii) whether service counts for pension under Art. 373, C. S. R.	4 Pay in substantive post	5 Additional pay for officiating	6 Other emoluments falling under the term "Pay"	7 Date of appointment	8 Signature of Government servant
Basic Pay Scale	540	20-94			✓		
Senior clerk	86/Temp		680/-			7/83	Asst. Magistrate
- do -	- do -		700/-			12/83	Asst. Magistrate
- do -	- do -		730/-			12/84	Asst. Magistrate
- do -	- do -		100/-	Indemnity		7/25-13	Asst. Magistrate
- do -	- do -		740/-			12/85	Asst. Magistrate
Cutting Attested.			100/-	Indemnity		7/85	13-50/-
			133/-	Indemnity		7/86	18/-

Signature of head of office

7/13

20/13

20

10

Position for Position 1925 Years
For The Period

(35)

1	2	3	4	5	6	7	8		10
							13	14	
Signature and designation of the head of the office or other attesting officer in attestation of columns 7 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Allocation of periods of leave on average pay up to four months for which leave salary is debitable to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government servant	Leave	
								Period	Government to which debitable
<p>7-7-83</p> <p>1983</p> <p>199/50</p> <p>2/83</p> <p>6907</p> <p>3-2-83</p> <p>A.G. N.W.F.P.</p> <p>Annual Increment</p> <p>30 $\frac{11}{83}$</p> <p>Annual Increment</p> <p>30 $\frac{11}{84}$</p> <p>Annual Increment</p> <p>30 $\frac{11}{85}$</p> <p>Annual Increment</p> <p>30 $\frac{11}{86}$</p> <p>Annual Increment</p>								<p>Service verified from 1-12-82 to 30-11-84 for the office of P.S. Officer</p> <p>Checked</p> <p>28 4/3/89</p>	
District Road Controller (R) Peshawar	District Road Controller (R) Peshawar	District Road Controller (R) Peshawar	District Road Controller (R) Peshawar	District Road Controller (R) Peshawar	District Road Controller (R) Peshawar	District Road Controller (R) Peshawar	District Road Controller (R) Peshawar	<p>T-5519</p> <p>5/77</p> <p>Accrual Diff: of Pay w.e. 1-9-78</p> <p>viz R 279-87</p> <p>ASST: A/c's Office</p> <p>T-4059</p> <p>5/78</p> <p>Accrual Diff: of Pay w.e. 1-4-80 to 31/80</p> <p>viz Rs 55/01</p> <p>ASST: A/c's Office</p> <p>ASST: A/c's Office</p>	
								<p>Service verified for 1-12-83 to 30-11-84 for the office of P.S. Officer</p>	
<p>30 $\frac{11}{86}$ Annual Increment</p> <p>District Road Controller (R) Peshawar</p>								<p>District Road Controller (R) Peshawar</p>	

Release of

Release of

Release of

55%

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

ASST: A/c's Office

T-4059
5/78
Accrual Diff: of Pay
w.e. 1-4-80 to 31/80
viz R 205/45

ASST: A/c's Office

30 $\frac{11}{85}$ Annual Increment

Service verified for 1-12-83 to 30-11-84 for the office of P.S. Officer

30 $\frac{11}{86}$ Annual Increment
District Road Controller (R) Peshawar

District Road Controller (R) Peshawar

36

1	2	3	4	5	6	7	
Name of post	Whether substantive or officiating, and whether permanent or temporary	If officiating state— (i) substantive appointment or (ii) whether service counts for pension under Art. 372, C. S. R.	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "Pay"	Date of appointment	Signature of Government servant

Basic Pay Scale 540 - 90 - 940

Senior class. off/Temp

760/-

12/86

Asst. Mahant

137/- Inden pay

Scale: 750 - 31 - 1370

BB-9

do - do -

1060/-

12/87

Asst. Mahant

do - do -

1091/-

12/87

(P.S.-9) 830 - 38 - 1590

do - do -

1134/-

All entries attested

Asst. Mahant

do - do -

1134/-

12/87

Asst. Mahant

do - do -

1134/-

12/87

Asst. Mahant

37

9	10	11	12	13	14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, of reward or praise of the Government servant
				Allocation of periods of leave on average pay up to four months for which leave salary is debitable to another Government Period: to which debitable		

1983

Office of the Assistant General
 M. T. P. Peshawar.
 Pay fixed on Basic Pay Scales 1980
 of Rs. 540-22-940 B.C. No. 6
 of 6/30/81 M. v. S. J. 17.88
 with effect from 1.12.83

Asstt. Accounts Officer
 Asstt. Accountant General
 N.W.F.P.
 27/11

Service verified from
 1-12-84 to 30-11-85
 in office copies of the
 pay bills.

A. Mahan

Checked up to 30-11-85

- (i) India pay from 1-7-85 not recorded in office.
- (ii) Nomination / Leave A/c not prepared & attached to file. Why?

Service verified from 1-12-84 to 30-11-85
 in office copies of the pay bills.

over

over

over

over

[Signature]
 Distt. Food Controller (R)
 Peshawar.

30/6/87

[Signature]
 Distt. Food Controller (R)
 Peshawar.

[Signature]
 Distt. Food Controller (R)
 Peshawar.

30/11/87

Annual Increment

[Signature]
 Distt. Food Controller (R)
 Peshawar.

[Signature]
 Distt. Food Controller (R)
 Peshawar.

[Signature]
 Distt. Food Controller (R)
 Peshawar.

Allowed BPS NO 9
 with effect from
 1/7/87 vide Food
 Dir: NWFP Pesh
 office order NO
 1938/ET/557
 X/11 dt 7/2/88

[Signature]
 Distt. Food Controller (R)
 Peshawar.

30/11/87

Annual Increment

[Signature]
 Distt. Food Controller (R)
 Peshawar.

[Signature]
 Distt. Food Controller (R)
 Peshawar.

40

Name of post	Whether substantive or officiating, and whether permanent or temporary	If officiating state— (i) substantive appointment or (ii) whether service counts for pension under Art. 371, C. S. R.	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "Pay"	Date of appointment	Signature of Government servant
BPS-9 Revised BPS 1185-72-2265							
S/ Clerk BPS No. 9			Rs 1823/	75/ Cash allow.		1/6/91	Fazli Mahmood
- do - BPS-9.			Rs 1905/	75/ Cash allow.		1/12/91	Fazli Mahmood
Promoted as Asst/Acct. in BPS-11 (1275-86-2565)							
Asst./Acct. BPS (11)			Rs 2049/			28/5/92	Fazli Mahmood
- do -			Rs 2135/			1/12/92	Fazli Mahmood
- do -			Rs 2221/			1/12/93	Fazli Mahmood
Revised Pay Scale 1725-116-3465 (11)			3000/			1/6/95	Fazli Mahmood
Pay on 31/5/94			Rs 2221/				
Revised pay on 1/6/94			Rs 3001/				

9	10	11	12	13	14	15
				Leave		
				Allocation of periods of leave on average pay up to four months for which leave salary is debitable to another Government		
				Government to which debitable		

Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8

Date of termination of appointment

Reason of termination (such as promotion, transfer, dismissal, etc.)

Signature of the head of the office or other attesting officer

Nature and duration of leave taken

Allocation of periods of leave on average pay up to four months for which leave salary is debitable to another Government

Government to which debitable

Signature of the head of the office or other attesting officer

Reference to Act recorded punishment or censure, or reward or praise of the Government servant

74391
215

Arrear of difference of Pay & HRA due to granted Selection Grade D-9 w.e.f 1/7/87 to 4/88 @ the following rate
 7/87 to 11/87 pay - 6,741/- = 3701 ✓
 " " HRA 1.36% " = 1801 ✓
 12/87 to 4/88 pay 6,431/- PH 7.79% = 395 ✓
 HRA 36% PH

Total Rs. 9452/-

April Salary

NORTH WEST FRONTIER PROVINCE
PESHAWAR

3/5/88

30/11/89 Annual Increment

A. Shah A. Shah

30/11/89 Annual Increment

District Food Controller (P)

Peshawar

1060/- (750-31-13202)
1060/-

31/5/91

Revised

District Food Controller (P)
Peshawar

Service verified from 1/12/86 to 30/11/87 from the office copies of the pay bills.

Signature of District Food Controller (P)

Peshawar

Service verified from 1/12/87 to 30/11/88 from the office copies of the pay bills.

Signature of District Food Controller (P)

Peshawar

Service verified from 1/12/88 to 30/11/89 from the office copies of the pay bills.

A. Shah

Service verified from 1/12/89 to 30/11/90 from the office copies of the pay bills.

Signature of District Food Controller (P)

Peshawar

(40)

Name of post	Whether substantive or officiating, and whether permanent or temporary	If officiating state— (i) substantive appointment or (ii) whether service counts for pension under Art. 371, C. S. R.	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "Pay"	Date of appointment	Signature of Government official servant of c
BB-9 Revised BPS 1185-72-2265							
S/ Clerk BPS No. 9			Rs 1833/			1/6/91	Fazl Mahomed
- do - BB-9			Rs 1905/			1/12/91	Fazl Mahomed
Promoted as Assst/Acct in BPS-11 (1275-86-2565)							
Assst/Acct BPS (11)			Rs 2049/			28/5/92	Fazl Mahomed
- do -			Rs 2135/			1/12/92	Fazl Mahomed
Revised Pay Scale 1725-116-3465 (11)							
			Rs 2221/			1/12/93	Fazl Mahomed
			3000/			1/6/95	Fazl Mahomed
		Pay on 31/5/94	Rs 2221/				
		Revised pay on 1/6/94	Rs 3001/				

541

9	10	11	12	13	14	15
Signature and designation of the officer or other person attesting in attestation columns 1 to 8	Pay fixed in BPS-11	Reason of termination (such as promotion, transfer, dismissal)	Signature of the officer or other person attesting in attestation columns 1 to 8	Allocation of periods of leave on average pay up to four months for which leave salary is payable to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government servant
	28-5-1992	Pay stage in BPS-11	Pre-mature increments BPS-11	1985-86	1985-86	

iv) Pay fixed on 28/5/92 in BPS-11

Service verified from 1/12/90 to 30/11/91

Distt Food Controller (R) Peshawar.

Distt Food Controller (R) Peshawar.

30/11/91 Annual Increment.

(17) Service verified from 1/12/91 to 30/11/92

Distt Food Controller (R) Peshawar. 27/5/92 (Promoted as Asstt/Actt) vide BPS-11 promoted as Assistant

Distt Food Controller (R) Peshawar. Promoted as Assistant/Actt vide Director Food NWFP. Peshawar NO 9393/C-275(A) dt. 28/5/1992 also Edised vide NO 9394-98/C-275(A) dt 28/5/92 with immediate effect from 28/5/92.

Distt Food Controller (R) Peshawar. 30/11/92 Annual Increment

Distt Food Controller (R) Peshawar.

Distt Food Controller (R) Peshawar. 17/12/93

Drawn arrears of pay and HR on 4/8 Promotion as Asstt B-11 for 6/92 amounting to Rs. 184/50.

1991-Fixation 30-11-93 Annual Increment Distt Food Controller (R) Peshawar. Pay Scales 199: of Rs. 1185-72-2245 (B-1) P.M.W.E.F. 1-6-1991 and next increment on 1-12-1991

Asstt. Actt. General NWFP

1991-Fixation

Accounts Office Pay Fixation Part NWFP, Peshawar

Service verified with 1/12/92 to 30-11-93. Distt Food Controller (R) Peshawar.

Handwritten notes in the left margin: "allowed", "not allowed", "in arrears", "allowed", "not allowed", "in arrears".

42

1	2	3	4	5	6	7	8	9
Name of post	Whether substantive or officiating, and whether permanent or temporary	If officiating state— (i) substantive appointment or (ii) whether service counts for pension under Art. 371, C. S. R.	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "Pay"	Date of appointment	Signature Government servant	Signature of other officer in charge
<p>Revised pay scale</p> <p>1725-116-3465 (11)</p> <p>Asstt./Acctt.</p>			<p>3011/-</p> <p>3171/-</p>	<p>7</p>		<p>1-6/94</p> <p>1-12/94</p>	<p>[Signature]</p>	<p>[Signature]</p>
<p><u>OFFICE OF THE DISTRICT FOOD CONTROLLER CHARSAWA</u></p>								
<p>Revised Pay scale (11)</p> <p>1725-116-3465.</p> <p>Asstt./Acctt.</p>			<p>3233/00 -</p>			<p>1-1/95</p> <p>1-18/95</p>	<p>[Signature]</p>	<p>[Signature]</p>

43

nature of government servant

Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8

Date of termination of appointment

Reason of termination (such as promotion, transfer, dismissal, etc.)

Signature of the head of the office or other attesting officer

Nature and duration of leave taken

Leave - Allocation of periods of leave on average pay up to four months for which leave salary is debitable to another Government Period to which debitable

Signature of the head of the office or other attesting officer

Reference to any recorded punishments or censure, or reward or praise of the Government servant

Service verified from the pay bill office

30/11/95

Annual Increment

[Signature]

Distt Food Controller (R) Peshawar

Service verified from the pay bill office copy was forwarded to 30/11/95

31/12/94

Transfer to DFC office Chabodda vicin post vide Director Food NWFP, Peshawar office order NO 25286/EP-298-III dated 12/12/1994, and relieved on 29.12.94 AM

Distt Food Controller (R) Peshawar

Service verified from 1-12-94 to 30-11-95 from the pay bill office copy.

RSANDA

Service verified from

29/2/96

Transfer to Food Directorate NWFP Peshawar vide office order No 3173 19-275-A II dt 15/2/96

Service verified for the pay roll for 1-12-95 to 29/2/96

[Signature]
Distt Food Controller (R) Peshawar
29/2/96

29/2/96

44

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating, and whether permanent or temporary	If officiating state— (i) substantive appointment or (ii) whether service counts for pension under Art. 371, C. S. R.	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "Pay"	Date of appointment	Signature Government servant
Revised BPS NO - 1725-116-3465.							
Assistant	Temp	Offg	3233/			31/96	Publ. Mahomed
Assistant	Perf	Off	3233/	-	-	31/96	
OFFICE OF THE S & EO NRC AZAKHEL, DIST. NOWSHERA							
do	do	do	3233/			4/96	Publ. Mahomed
do	do	do	3349/			12/96	
do	do	do	3349/			17/97	Publ. Mahomed
do	do	do	3349/			12/97	
do	do	do	3465/			12/97	Publ. Mahomed
Move-over BPS 12 1830-130-3780							
Assistant	Temp.	Offg.	Rs 3520/			12/98	Publ. Mahomed
Granted Moveover in BPS-12 (1830-130)3780) vide DF. NWFP. Peshawar Office Order NO 18453/4-275 /DPC dt 7-8-99. WEF 1/12/1998.							
District Food Controller Charghat							
<p>11/12 9/9/91</p> <p>Moveover 583/05</p> <p>the copy of the order from 31/99</p> <p>CA Dec 12/98</p> <p>3520/11</p> <p>12/98</p>							

9	10	11	12	13	14	15	
				Leave			
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8		Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Allocation of periods of leave on average pay up to four months for which leave salary is debit to another Government	Reference to any recorded punishment or censure, or reward or praise of the Government servant
						Government Period to which debit	
<p>Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8</p> <p><i>31/96</i> <i>Assistant Director Food</i> <i>Food Dept. W.P.P.</i></p>		<i>30/96</i>	<i>Transferred to S&E NRC, Azakhel vide Director Food order No. 5131/9-275-A-10 dated 31-3-96.</i>	<i>for</i> <i>Assistant Director Food</i> <i>Food Dept. W.P.P.</i>	<i>for</i>	<i>Service verified w.c.f. 1-3-96 to 31-3-96 from the pay bills and acquaintance Rolls.</i>	
<p>Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8</p> <p><i>30/97</i> <i>117/97</i> <i>District Food Controller</i> <i>Charsadda</i></p>		<i>30/97</i>	<i>Transferred to DDE office vide Director Food order No. 14781/Peshawar dt-3/7/97</i>	<i>for</i> <i>Assistant Director Food</i> <i>Food Dept. W.P.P.</i>	<i>for</i>	<i>Service verified from 1/4/96 to 30/1/96 from the three copies of pay bills.</i>	
<p>Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8</p> <p><i>30/97</i> <i>117/97</i> <i>District Food Controller</i> <i>Charsadda</i></p>		<i>30/97</i>	<i>Transferred to DDE office vide Director Food order No. 14781/Peshawar dt-3/7/97</i>	<i>for</i> <i>Assistant Director Food</i> <i>Food Dept. W.P.P.</i>	<i>for</i>	<i>Service verified from 1/1/96 to 31/6/97 from the office copies of the pay bills.</i>	
<p>Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8</p> <p><i>30/97</i> <i>117/97</i> <i>District Food Controller</i> <i>Charsadda</i></p>		<i>30/97</i>	<i>Transferred to DDE office vide Director Food order No. 14781/Peshawar dt-3/7/97</i>	<i>for</i> <i>Assistant Director Food</i> <i>Food Dept. W.P.P.</i>	<i>for</i>	<i>Service verified w.c.f. 7/1/97 to 30/1/97 from the pay bills etc etc.</i>	
<p>Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8</p> <p><i>30/97</i> <i>117/97</i> <i>District Food Controller</i> <i>Charsadda</i></p>		<i>30/97</i>	<i>Transferred to DDE office vide Director Food order No. 14781/Peshawar dt-3/7/97</i>	<i>for</i> <i>Assistant Director Food</i> <i>Food Dept. W.P.P.</i>	<i>for</i>	<i>Service verified w.c.f. 12/1/97 to 30/1/97 from pay bills etc etc.</i>	

Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8

275

1/108
18/8/98
From 17507 order of 2/97 to 4/98
each allow up to 97 to 4/98
and 5-11/97 for 4/2 4/98

30/97
117/97
District Food Controller
Charsadda

48

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating, and whether permanent or temporary	If officiating state— (i) substantive appointment or (ii) whether service counts for pension under Art. 371, C. S. R.	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "Pay"	Date of appointment	Signature of Government servant
Assistant (BPs 12) by Moveover. 1830-130-3780	Temp	Office of the DFC Charsadda	449.	3650/-	-	1/12/99	Signature of Govt. servant
BB-12 1830-130-3780	Temp	Office of the DFC Charsadda	449.	Rs 3780/-	-	1/12/2000	Signature of Govt. servant
<p>Office of the Distt. Accounts Office Charsadda. Pay fixed in the revised pay scales 19-44 of Rs. 725-116-345. (B.P.S. 11-1) P.M. w.e.f 1-6-1994 With Next increment on 1-12-1994</p> <p>Distt. Accounts Office Charsadda</p>							
Assistant RBPS-11-RBPS-2001 2590-175-7840	Temp	Office of the DFC Charsadda	449.	5740/-	-	1/12/2001	Signature of Govt. servant
DO	DO	DO	DO	Rs 5915/-	-	1/12/2002	Signature of Govt. servant
Assistant RBPS 11 (2001) 2590-175-7840	Temp	Office of the Rationing Controller Peshawar	449	Rs 5915/-	-	01/8/2003	Signature of Govt. servant

Granted Moveover in BPs-13 (1994) 1950-144-4110
 Wef 01-12-2001 vide Director Food NUFF Peshawar
 OO Edt No 6174-6285/G-275/DPE dt 25-9-2003
 (at SNo30)

See Revised entry
 on Page 22.

RATIONING CONTROLLER
 PESHAWAR
 5/10/2003

REVISION CONTROL

(47)

9	10	11	12	13	14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Leave	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government servant
<i>District Food Controller Charsadda</i>	2001 (A.9)		<i>[Signature]</i>	Allocation of periods of leave on average pay up to four months for which leave salary is debitable to another Government Period to which debitable	<i>Service verified w.e.f 12/12/99 to 30-11-2000 from pay bills, pay rolls etc.</i>	
<i>District Food Controller Charsadda</i>	2001 (R.B.P. - 2001)		<i>[Signature]</i>		<i>Service verified w.e.f 12/12/99 to 30-11-2000 from pay bills and other office record.</i>	
<i>District Food Controller Charsadda</i>	2002 (30-11-02)		<i>[Signature]</i>		<i>Service verified w.e.f 12/12/2000 to 30-11-2001 from pay bills and other office record.</i>	
<i>District Food Controller Charsadda</i>	2003 (Transfer to Peshawar)		<i>[Signature]</i>		<i>Service verified w.e.f 12/12/2001 to 30-11-2002 from pay bills, pay rolls and other office record.</i>	
RATIONING CONTROLLER, PESHAWAR	31-7-03		<i>[Signature]</i>		<i>Service verified from 1-12-2002 to 31-7-03 from office record and pay bill.</i>	

17/11/12

17/11/12

4-4110
Peshawar
2003

Pay in B.P. 12.00 @ 3732/12/02

[Signature]
District Food Controller
Charsadda

[Signature]
District Food Controller
Charsadda

[Signature]
District Food Controller
Charsadda

48

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating and whether permanent or temporary.	If officiating state— (i) substantive appointment or (ii) whether service under the provisions of the 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000	Pay in substantive post	Additional pay for officiating	Other emoluments falling under the term "Pay"	Date of appointment	Signature of Government
<u>Office of THE Rationing Controller Pestawara</u>							
Assistant BPS-12 1830-130-3780	Tempy	Offg.	Rs 3780/-		01/12/2000		
Assistant BPS-13 (By Merit) 1950-144-4110	See entry on page 20	—do—	Rs 3822/-		01/12/2001		
Assistant BPS-11 (RBPS 2001) 2590-175-7840	—do—	—do—	Rs 5915/-		1/12/2001		
—do—	—do—	—do—	Rs 6090/-		1/12/2002		
—do—	—do—	—do—	Rs 6265/-		1/12/2003		
—do—	—do—	—do—	Rs 6440/-		1/12/2004		

OFFICE OF THE RATIONING CONTROLLER
 PAY ENTRY IN THE
 PAY MATRIX FOR THE
 POST OF ASSISTANT
 RATIONING CONTROLLER
 PESTAWARA
 2590-175-7840
 5915/-

01/12/2004

Signature of Government
 19/12/2004
 1/12/2003
 1/12/2002
 1/12/2001
 01/12/2000

8	10	11	12	13		14	15	
				Nature and duration of leave taken	Leave			
					Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government			Signature of the head of the office or other attesting officer
				Period	Government to which debitable			
<p><i>Signature of the head of the office or other attesting officer in station of rank 1 to 8</i></p> <p><i>Signature of Government servant</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p> <p>30/11/2001</p> <p>(A)</p>		<p><i>Reason of termination (such as promotion, transfer, dismissal, etc.)</i></p> <p>(A) Granted moreover on P/S-13 (1994). See entry on Page 20 of S/Book w.e.f 1-12-2001</p>		<p><i>Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government</i></p> <p><i>Signature of the head of the office or other attesting officer</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p>		<p><i>Reference to any recorded punishment or censure, or reward or praise of the Government Servant</i></p>		
<p><i>RATIONING CONTROLLER PESHAWAR.</i></p> <p>1/12/2001</p>		<p><i>Reason of termination (such as promotion, transfer, dismissal, etc.)</i></p> <p>(P/S 2001)</p>		<p><i>Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government</i></p> <p><i>Signature of the head of the office or other attesting officer</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p>		<p><i>Reference to any recorded punishment or censure, or reward or praise of the Government Servant</i></p>		
<p><i>RATIONING CONTROLLER PESHAWAR.</i></p> <p>30/11/2002</p> <p>(A-9)</p>		<p><i>Reason of termination (such as promotion, transfer, dismissal, etc.)</i></p>		<p><i>Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government</i></p> <p><i>Signature of the head of the office or other attesting officer</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p>		<p><i>Reference to any recorded punishment or censure, or reward or praise of the Government Servant</i></p>		
<p><i>RATIONING CONTROLLER PESHAWAR.</i></p> <p>30/11/2003</p>		<p><i>Reason of termination (such as promotion, transfer, dismissal, etc.)</i></p>		<p><i>Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government</i></p> <p><i>Signature of the head of the office or other attesting officer</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p>		<p><i>Reference to any recorded punishment or censure, or reward or praise of the Government Servant</i></p> <p><i>Drawn Rs=4435/- on account of surch on 13-13 w.e.f 1/12/2001 to 30-9-2003 vide T.No.13740 dt. 3/10/03</i></p>		
<p><i>RATIONING CONTROLLER PESHAWAR.</i></p> <p>30/11/2003</p>		<p><i>Reason of termination (such as promotion, transfer, dismissal, etc.)</i></p> <p><i>Transferred to Fedl Directorate NWFP, Peshawar - vide D.O Fedl NWFP office m/c - No 44252 - 726 - 275/AM dated 2/9/04</i></p>		<p><i>Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government</i></p> <p><i>Signature of the head of the office or other attesting officer</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p>		<p><i>Reference to any recorded punishment or censure, or reward or praise of the Government Servant</i></p> <p><i>Service verified w.e.f 8/6/30-11/03. for pay bills / reg. bills + other head etc.</i></p>		
<p><i>RATIONING CONTROLLER PESHAWAR.</i></p> <p>30/12/2003</p>		<p><i>Reason of termination (such as promotion, transfer, dismissal, etc.)</i></p> <p><i>Annual Audit</i></p>		<p><i>Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government</i></p> <p><i>Signature of the head of the office or other attesting officer</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p>		<p><i>Reference to any recorded punishment or censure, or reward or praise of the Government Servant</i></p> <p><i>Drawn Rs=750/- on account of Special pay of Cash w.e.f 10/03 to 31/7/04 vide Dec/82</i></p>		
<p><i>RATIONING CONTROLLER PESHAWAR.</i></p> <p>30/12/2003</p>		<p><i>Reason of termination (such as promotion, transfer, dismissal, etc.)</i></p> <p><i>Annual Audit</i></p>		<p><i>Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government</i></p> <p><i>Signature of the head of the office or other attesting officer</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p>		<p><i>Reference to any recorded punishment or censure, or reward or praise of the Government Servant</i></p> <p><i>Drawn Rs=750/- on account of Special pay of Cash w.e.f 10/03 to 31/7/04 vide Dec/82</i></p>		
<p><i>RATIONING CONTROLLER PESHAWAR.</i></p> <p>30/12/2003</p>		<p><i>Reason of termination (such as promotion, transfer, dismissal, etc.)</i></p>		<p><i>Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government</i></p> <p><i>Signature of the head of the office or other attesting officer</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p>		<p><i>Reference to any recorded punishment or censure, or reward or praise of the Government Servant</i></p> <p><i>Drawn Rs=750/- on account of Special pay of Cash w.e.f 10/03 to 31/7/04 vide Dec/82</i></p>		
<p><i>RATIONING CONTROLLER PESHAWAR.</i></p> <p>30/12/2003</p>		<p><i>Reason of termination (such as promotion, transfer, dismissal, etc.)</i></p>		<p><i>Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government</i></p> <p><i>Signature of the head of the office or other attesting officer</i></p> <p><i>RATIONING CONTROLLER PESHAWAR.</i></p>		<p><i>Reference to any recorded punishment or censure, or reward or praise of the Government Servant</i></p> <p><i>Drawn Rs=750/- on account of Special pay of Cash w.e.f 10/03 to 31/7/04 vide Dec/82</i></p>		

Signature of Government servant

Signature of the head of the office or other attesting officer in station of rank 1 to 8

Signature of the head of the office or other attesting officer

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of the Officer of Government Station

Revised BPS No. 11 (2980-200-8980)

Rs. 7380/2 P.M.

7/05

Fazli M. Ahmed
Fazli M. Ahmed

11

Rs. 7580/2 P.M.

12/2005

Fazli M. Ahmed

10

Rs. 7580/2 ✓

08/08/2006

Fazli M. Ahmed

11

Rs = 7780/1

12/2006

10	11	12	13		14	15	
			Leave				
Signature of the head of the office or other attesting officer	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Allocation of period of leave on, average pay upto four months for which leave salary is debitable to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
				Period	Government to which debitable		

High M. J. Peshawar
 Mr. M. J. Peshawar
 Mr. M. J. Peshawar

B-Pay scale revised on 1-7-2005
 vide P.O (PRC) 1-1/2005 dt. 9-7-2005.

[Signature]
 Assistant Accounts Officer
 Food Department: N-W.F.P
 Peshawar.

33) Service verified from
 from 1-9-2004 to
 30-11-2004 from
 the office copies of the
 Pay Rolls.

[Signature]
 Assistant Accounts Officer
 Food Department: N-W.F.P
 Peshawar.

30-11-2005.

34) Service verified from
 01-12-2004 to 30-11-2005
 from the office copies
 of pay rolls.

[Signature]
 Assistant Accounts Officer
 Food Department: N-W.F.P
 Peshawar.

Transferred to D.F.C
 Charsadela vide office
 order No. 17457/9-275
 dated 08-08-2006.

[Signature]
 Assistant Accounts Officer
 Food Department: N-W.F.P
 Peshawar.

35) Service verified from
 01-12-2005 to 31-08-06
 from the office copies
 of pay rolls.

[Signature]
 Assistant Accounts Officer
 Food Department: N-W.F.P
 Peshawar.

(29)
 30-11-2006.

[Signature]
 Sr. Food Controller
 CHARSELELA

Service verified
 from 1-9-2006 to
 30-11-2006 from the
 office copies of
 Pay Rolls.

[Signature]
 Sr. Food Controller
 CHARSELELA

52

1 Name of Post	2 Whether substantive or officiating and whether permanent or temporary	3 If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	4 Pay in substantive Post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of Appointment	8 Signature of Government
<u>RBS-2107 (Rs-3430-230-10330)</u> BPS-11							
HC/Asstt.	Temp	off	Rs=8950/-			17/2007	[Signature]
<u>UP Gradation of BPS</u> HC - Assistant BPS-14 Rs=4100-315-13550						17/2007	[Signature]
Assistant - BPS-14 Rs=4100-315-13550	Temp	off	Rs=9455/-			12/2007	[Signature]
<u>R B. Scale BPS-14</u> Rs=4920-380-16320						17/2008	[Signature]
<u>Asstt BPS-14</u> Rs=4920-380-16320						12/2008	[Signature]

8 Signature of Government Official	9 Name and Rank of the head of the office or other officer in charge of the department	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant
					Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitabe to another Government.		
			30 ⁶ / ₂₀₀₇ Revised Basic Pay Scal 7/2007	<i>[Signature]</i> Distt: Food Controller CHARSADDA				
			30 ⁶ / ₂₀₀₇ Basic Pay Scal UP graded vide Finance Dept. Notification No. FD/50/(FR) 7-2/2007 dt. 28/7/2007	<i>[Signature]</i> Distt: Food Controller CHARSADDA				
			(A-9) on 30 ¹¹ / ₀₇	<i>[Signature]</i> Distt: Food Controller CHARSADDA			Service verified from 1 ¹² / ₂₀₀₆ to 30 ¹¹ / ₂₀₀₇ from The office copies of Pay Roll.	
			1 ⁷ / ₂₀₀₈ Revised Basic Pay Scal on 1-7-2008	<i>[Signature]</i> Distt: Food Controller CHARSADDA				
			A-9 on 30 ¹¹ / ₂₀₀₈	<i>[Signature]</i> Distt: Food Controller CHARSADDA			Service verified from 1 ¹² / ₂₀₀₇ to 30 ¹¹ / ₂₀₀₈ from The office copies of Pay Roll.	
				<i>[Signature]</i> Distt: Food Controller CHARSADDA			<i>[Signature]</i> Distt: Food Controller CHARSADDA	

Salmon

Salmon

Salmon

Salmon

Salmon

1 Name of Post	2 Whether substantive or officiating and whether permanent or temporary	3 If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371	4 Pay in substantive Post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of Appointment	8 Government
<p>Revised entry due to award of one Spl. Increment Wef 1-9-2007 FD No. FD SR-1/2-4/2008 dt 4-4-2009 BPS-14 = 4100-315-13550</p>							
Asstt./H.C.	Temp	Offg	Rs 9140/-			1/7/2007	
do	do	do	Rs 9455/-			1/9/2007	
RPS-2008 DO (4920-380-16320)	Temporary	Offg	Rs 11780/- Rs 11780/- ✓			1/7/2008	
do	do	do	Rs 12140/-			1/12/2008	
<p>BPS-14 (4920-380-16320) Asstt./H.C. Rs = 12520/- 1/12/2009</p>							

11/1/2007
 11/1/2007
 11/1/2007
 11/1/2007

11/1/2009

9 Signature and Name of the head of the office or other attesting officer in Government columns 1 to 8	10 Date of termination of appoint- ment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant	
				Nature and dura- tion of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitabe to another Government			
					Period			Government to which debitabe
<i>Subced</i> <i>Subced</i> <i>Subced</i> <i>Subced</i>			<i>[Signature]</i> District Food Controller Charsadda.			<i>DR 376-71 U 10-09</i> <i>Drawn 8090/...</i> <i>one Spl. Kind of 19 to 31-7-09</i>		
			<i>[Signature]</i> District Food Controller Charsadda.			<i>DR Dist. A/c's officer Charsadda</i>		
<i>Subced</i>			<i>[Signature]</i> District Food Controller Charsadda.			<i>Service useful w/e 1/12/2008 to 30/11/2009 for the office of pay roll</i>		
			<i>[Signature]</i> District Food Controller Charsadda.	<i>[Signature]</i> District Food Controller Charsadda.		<i>[Signature]</i> District Food Controller Charsadda.		
			<i>[Signature]</i> District Food Controller Charsadda.	<i>Transferred to S&EO Post in via D/Food N&P Behr office chara. pt. 6392/ET-378-1U dt - 16/3/2010</i>		<i>Service useful from 1/12/2009 to 31-3-2010 for the office concern of pay roll</i>		
			<i>[Signature]</i> District Food Controller Charsadda.	<i>[Signature]</i> District Food Controller Charsadda.		<i>[Signature]</i> District Food Controller Charsadda.		
				<i>Drawn Transfer fund 6316/ET. A. dt. 11-06-36/14 dt 3-5-2010 for Rs 12917/-</i>				
				<i>Accounts Officer</i> <i>[Signature]</i>				
				<i>[Signature]</i> N.W.F.A. Peshawar <i>3/5</i>				

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay."	Date of Appointment	Signature of Government
BPS-14 (4920-380-16920) Ass. Tr. H/C		Temp off		Rs= 12900/-		12/2010	[Signature]
BPS-14 (2000-610-26300) Ass. Tr. H/C		-	-	Rs= 20810/-		7/2011	[Signature]
-		-	-	Rs= 21420/-		12/2011	[Signature]
-		-	-	Rs= 22030/-		12/2012	[Signature]

8	9	10	11	12	13		14	15
					Nature and duration of leave taken	Leave Allocation of period of leave on average pay upto four months for which leave salary is debitabale to another Government		
nature of appointment	Signature of the head of the office or other attesting Officer	Reason of termination (such as promotion, transfer, dismissal, etc.)	Date of termination of appointment	Signature of the head of the office or other attesting Officer	Period	Government to which debitabale	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant

Transferred to DFC Office, Charsadda vide Director Food Khyber Durkhan Khawar, Peshawar Office order No: 6132/PF, dated 18-06-2010.

*Signature of the head of the office
110 P. B. Canton, Peshawar*

Service verified from 1-4-2010 to 30-6-2010

*A-9
30/11/2010*

from the office copies of the Pay bill.

*District Food Controller
Charsadda*

*Signature of the head of the office
110 P. B. Canton, Peshawar*

Revised basic pay scale on - 01-07-2011

TR - No. — dk

*District Food Controller
Charsadda*

Service verified from the office copy of pay roll w/e 2-4-2010 to 30-11-2010.

*A-9 on
30/11/2011*

*District Food Controller
Charsadda*

*District Food Controller
Charsadda*

*District Food Controller
Charsadda*

Service verified from the office of pay roll w/e 12-11-2010 to 30-11-2011

*A-9 on
30/11/2012*

*District Food Controller
Charsadda*

*District Food Controller
Charsadda*

*District Food Controller
Charsadda*

Service verified from the office copy of pay roll w/e 1-12-2011 To 30-11-2012

*District Food Controller
Charsadda*

Signature of Government	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Leave		Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant	
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government			
					Period			Government to which debitable
				Transferred to S.S.B.O. Rest. Mal D/Kood K.R.K. Rest. Office Order No. 4162/214891 dt: 03-2013			Service verified from 1-7-2012 to 30-4-2013 from the Office Copy of pay roll.	

Wood
4
2013

District Food Controler
Charsadda.

District Food Controler
Charsadda.

District Food Controler
Charsadda.

To: The Secretary to Government of
Khyber Pakhtunkhwa, Finance Department,
Civil Secretariat, Peshawar.

Through: PROPER CHANNEL

Subject: DEPARTMENTAL APPEAL/REPRESENTATION

60
Received on 07/05/15
Diary Clerk
Food Department
KPK Peshawar

Respected Sir,

1. The episode which formed the background of this case is that the petitioner while serving in the Food Department as Assistant/Head Clerk in BPS-11, an upgradation scheme was launched by the Provincial Government and he was upgraded to BPS-14, in the year 2007.
2. That during the year May 2014 the posts of Assistant were upgraded from BPS-14 to BPS-16. The petitioner was holding the post of Assistant/Head Clerk but the same was not upgraded due to the policy of the Government, that the Assistants serving in all the Departments would be benefited to upgradation. The petitioner was not promoted to the next grade, simply for the reason that the Policy was covering only to the Assistants in all the departments. It was an inherent defect which blocked the way of promotion of all other posts. The petitioner only with all others protested which remained unattended. The Finance Department also realized the omission and promised to set right the omission in the next Budget but the petitioner is attaining the age of Superannuation on 06.05.2015, therefore, he would not be able

Attested
[Signature]

to reap the future benefits despite the fact that he was entitled for the same but suffered due to legal defect.

In view of the aforesaid facts it is respectfully prayed that since the petitioner is proceeding on retirement on 6.5.2015, therefore, his case may kindly be reconsidered to protect his Pension and allied benefits.

Yours Obediently;

Fazli Mabood

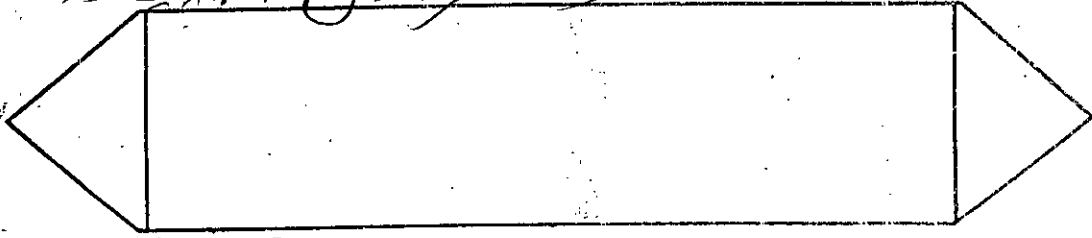
(Fazli Mabood) 4/5/15-

Assistant/Head Clerk
District Food Controller Office
Charsadda

Dated: 04.05.2015

~~AS1~~ Attested *[Signature]*

بعدالت سرس رسول پبلک لٹریچر اور



2015ء منجانب

فضل محمود بنام ڈسٹرکٹ سوشل ورکس اور سوشل ورکس

مورخہ
مقدمہ
دعویٰ
جرم

باعث تحریراً نکتہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ
آن مقام پر ریشہ کیلئے سبب و سبب الیہ کا حاصل اور اس کے

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالثہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور صولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی
نیز دائر کرنے اپیل ٹرانس و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساتھ
پر دانستہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جاندا التوائے مقدمہ کے سبب سے وہ ہوگا۔
کوئی تاریخ پیشی مقام دورہ پر ہر یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
مذکور کریں۔ لہذا اذکالت نامہ لکھد یا کہ سندر ہے۔

الرقوم ۱۵ ماہ جولائی 2015ء

واہ الع

کے لئے منظور ہے۔

شاور

بنام

(MIAN MUHIBULLAH (KAKHAR))
ADV PESH.

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR


No. 1713 ST Dated 6 / 11 / 2015

To

The Director,
Food,
Peshawar.

Subject: - Order

I am directed to forward herewith a certified copy of order dated 26.8.2015 passed by this Tribunal on the above subject for strict compliance.


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Appeal No.897/2015

Mr. Fazli Mabood S/O Gul Rehman,
R/O Street No. 6, Afghan Colony, Peshawar.

Appellant

Versus

1 District Food Controller Charsadda.

2 Director Food,
Khyber Pakhtunkhwa, Peshawar

Respondents

3 Secretary Establishment
Government of Khyber Pakhtunkhwa Peshawar

4 Secretary Food
Government of Khyber Pakhtunkhwa,
Benevolent Fund Building Peshawar.

PARA WISE COMMENTS ON BEHALF OF RESPONDENTS
NO. 01 TO 04

1. That the appeal is not maintainable in its present form.
2. That the appellant is estopped to file the present Appeal by his own conduct.
3. That the appellant has got no cause of action.
4. That the issue invoked in present appeal is purely administrative and needs to be delat with as such.
5. That the appeal is time barred.
6. That the appellant has not come to the Tribunal with clean hands. Material facts have been concealed from this Honourable Tribunal. Thus, the appellant is not entitled to the relief prayed for
7. That the appellant has got no locus standi to prefer the appeal against respondents.
8. That the appellant is neither aggrieved person nor does he have locus standi to file the instant Appeal.
9. That all the grounds raised by the appellant in the present appeal have been agitated in the already subjudice writ petition, hence the appeal is liable to be dismissed with cost.
10. That this Honourable Tribunal has got no jurisdiction to entertain the Appeal.
11. That the appeal is not maintainable under section 4 as no D/A is filed by appellant.

Respectfully Sheweth:-

Para wise Comments are as under.

1. Correct.
2. Correct.
3. As per criteria of Seniority cum-fitness the case for promotion of the appellant was placed before the DPC, and on recommendation of the Departmental Promotion Committee of Food Department Khyber Pakhtunkhwa, in its meeting held on 21-03-2013, under the Chairmanship of Secretary Food Government of Khyber Pakhtunkhwa, Mr. Fazli Mehbood Head Clerk was promoted to the post of Superintendent / Accountant (BS-16) on regular basis vide Food Directorate office order No. 3917/G-275-DPC dated 25-04-2013 **(Copy placed at Annex-A).**

After the issuance of Office Order regarding promotion to the post of Superintendent/ Accountant (BS-16), Mr. Fazli Mabood Head Clerk forwarded his

application through DFC Charsadda vide letter No.384/DFC-Charsadda dated 02-05-2013 stating that he was not willing for promotion to the next higher scale due to his some domestic affairs and not in a position to avail promotion at present. He also stated that in light of letter issued by the Government of Khyber Pakhtunkhwa, Establishment Department (Regulation Wing) vide letter No. SOR-V(E&AD)1-3/2009/Vol. VIII dated 20-10-2011 duly endorsed by Food Directorate Peshawar vide No.21940/G-275-AP-Rules-1989 dated 31-10-2011 to all concerned; his promotion order may be withdrawn and keep him in his present pay scale as Head Clerk (BS-14) in DFC Office Charsadda **(Copy placed at Annex-B).**

On receipt of his application for reversion to the post of Assistant/ Accountant /Head Clerk (BS-14) he was retained on the post of Head Clerk vide Food Directorate Office Order No. 4668/G-275-DPC dated 23-05-2013 and it was clarified vide the same letter that as per rules his promotion as Superintendent /Accountant (BS-16) on the basis of seniority will not be considered before completion of four (04) years service with effect from the date of issuance the office order i.e. dated 23-05-2013 **(Copy placed at Annex-C).**

4. As per reply given at Para-03 above.
5. As per reply given at Para-03 above.
6. As per reply given at Para-03 above.
7. As per reply given at Para-03 above. However the Honourable Tribunal has no jurisdiction to order for promotion of a retired person.
8. As per reply given at Para-03 above.
9. As per reply given at Para-03 above.
10. The Government of Khyber Pakhtunkhwa Finance Department has accorded sanction vide Notification No. FD /SO (FR)10-22/2014 dated 20-05-2014, to the upgradation of pay scale of the following posts wherever exist, in all the Departments/Offices (except Civil Secretariat) of the Government of Khyber Pakhtunkhwa with immediate effect.

S.No	Nomenclature of the post	Existing Scale	Upgraded Scale
1	Superintendent	(BS-16)	(BS-17)
2	Assistant	(BS-14)	(BS-16)
3	Senior Clerk	(BS-09)	(BS-14)
4	Junior Clerk	(BS-07)	(BS-11)

As per demands for grants for current Expenditure 2014-15 Vol-II (Part-G) issued by the Government of Khyber Pakhtunkhwa Finance Department, the Posts of Accountant/ Head Clerk in District Offices and Assistant / Accountant in Divisional Offices has been reflected in (BS-14) where as the post of Assistant in Food Directorate has been upgraded to (BS-16), therefore, all Divisional / Districts offices of Food Department Khyber Pakhtunkhwa, were informed accordingly **(Copy placed at Annex-D)**. Food Directorate also took up the case for upgradation of posts of Assistant/Accountant / Head Clerk in Divisional/ District Offices of Food Department Khyber Pakhtunkhwa vide letter No.7054/ET-Upgradation-2014 dated 15-12-2014.

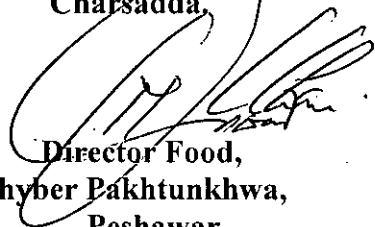
11. As per reply given at Para-10 above.
12. As per reply given at Para-10 above. However the Government of Khyber Pakhtunkhwa, Finance Department issued Corrigendum vide No. BO-VII/FD/1-5/BE-2015-16 dated 30-09-2015 regarding the entries of Designation of Assistant / Head Clerk / Accountant in the Budget Book of Food Department vide Pages No-745 to 873 of the Demand Book for the current year 2015-16 Vol:III (Part-G) and letter No. BOVII/FD/1-5/BE-2015-16 dated 01-07-2015 and stated that Assistant/Accountant / Head Clerk may be made / read as Assistant well after the retirement of the appellants who retired from service on 06-05-2015.
13. As per reply given at Para-12 above.
14. As per reply given at Para-03 & 12 above. However promotion is not a vested right.
15. As per reply given at Paras-03 to 12 above.
16. As per reply given at Paras-03-12 above.


17. The appellant has been treated in accordance with law & rules and has not been discriminated against
18. Incorrect. As per reply given at Paras-03-17 above.
19. As per reply given at Paras-03-17 above.
20. As per reply given at Paras-03-17 above.
21. As per reply given at Para-03 above.
22. As per reply given at Para-03 above. However promotion after retirement is not right of the Appellant.
23. As per reply given at Para-03 above.
24. As per reply given at Paras-03-12 above.


The appellant having no legal footing may therefore be dismissed / rejected with cost please.

RESPONDANTS NO. 1& 4


**District Food Controller
Charsadda.**


**Director Food,
Khyber Pakhtunkhwa,
Peshawar**


**Secretary Establishment
Government of Khyber Pakhtunkhwa
Peshawar**


**Secretary Food
Government of Khyber Pakhtunkhwa,
Benevolent Fund Building
Peshawar.**



184

Amara-A

**FOOD DIRECTORATE
KHYBER PAKHTUNKHWA,
PESHAWAR**

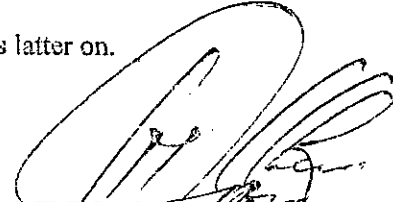
No 3917 /G-275-DPC
Dated 25/04/2013

OFFICE ORDER.

On the recommendation of the Departmental Promotion Committee of Food Department Khyber Pakhtunkhwa, in its meeting held on 21-03-2013, under the chairmanship of Secretary Food Government of Khyber Pakhtunkhwa, the competent authority is please to promote the following Assistants / Accountants / Head Clerks (BS-14) to the post of Superintendents / Accountants (BS-16) on regular basis with immediate effect.

S. No	Name of Official	Present Designation & Pay Scale	Promoted as
1)	Mr. Ali Haider Head Clerk DFC office Dir Lower	Head Clerk (BS-14)	Promoted as Superintendent / Accountant (BS-16) on regular basis.
2)	Mr. Fazli Mahbood Head Clerk DFC office Charsadda	Head Clerk (BS-14)	Promoted as Superintendent / Accountant (BS-16) on regular basis.
3)	Mr. Abdul Aziz Superintendent on acting charge basis	Already appointed on acting charge basis as Superintendent / Accountant (BS-16)	Promoted as Superintendent / Accountant (BS-16) on regular basis.

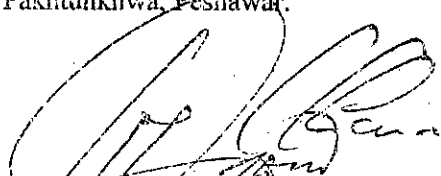
2 Their postings / transfers order will be follows latter on.


**DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR.**

Endorsement No & Date Even

A copy is forwarded to:-

1. PS to Minister Food for information of the Minister Food Government of Khyber Pakhtunkhwa, Peshawar
2. PS to Secretary Food for information of the Secretary Food Government of Khyber Pakhtunkhwa, Peshawar
3. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
4. All Officers / Officials in Food Directorate Khyber Pakhtunkhwa, Peshawar.
5. The Concerned District Accounts Officers in Khyber Pakhtunkhwa.
6. The Section officer Food, Government of Khyber Pakhtunkhwa, Food Department Peshawar for information with reference to his letter No. SOF/1-3/DPC/Vol:IX/357 dated 16-04-2013. He is requested to kindly process case for appointment of Mr. Muhammad Asif Assistant Accounts Officer / Statistical Officer (BS-16) to the post of Assistant Accounts Officer (BS-17) on acting charge basis in Food Directorate being appointment in (BS-17) scale.
7. The Assistant Directors Food Peshawar, Malakand, Kohat, Mardan & Hazara Divisions.
8. The concerned District Food Controllers in Khyber Pakhtunkhwa.
9. The Nazir / Pay Bill Assistant, Food Directorate Khyber Pakhtunkhwa, Peshawar.
10. Officers / Officials concerned / Personal File.


**DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR**

Annex-B

186



OFFICE OF THE
DISTRICT FOOD CONTROLLER,
CHARSADDA

No 384 / DFC Charsadda.

Dated 2/5 /2013.

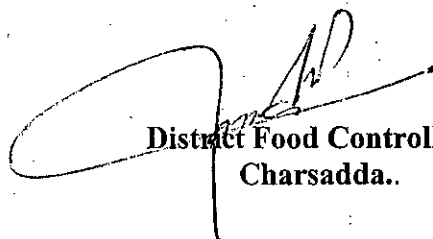
To

✓
The Director Food,
Khyber Pakhtun Khwa,
Peshawar.

Subject:- OPTION FOR PROMOTION IN BPS-16.
Memo

Enclosed please find herewith an option for promotion in BPS-16 in respect of Mr Fazole Mabood Head Clerk of this office for further necessary action please.

Encl: (one)



District Food Controller,
Charsadda..


3/5

3942
-3-5
ESH

Supdt / E

2
7-5-13

ADP/ES

R/CEA-I
6/5
06/05/13

To

The Director Food
Khyber Pakhtunkhwa,
Peshawar.

187

Subject:-

**PROMOTION FROM THE POST OF HEAD CLERK TO
THE POST OF SUPERINTENDENT/ ACCOUNTANT (BS-
16)**

Sir,

Please refer to Food Directorate office order No. 3917/G-275-DPC dated 25-04-2013. On recommendation of Departmental Promotion Committee of Food Department Khyber Pakhtunkhwa in its meeting held on 21-03-2013, under the Chairmanship of Secretary Food Khyber Pakhtunkhwa, the committee recommended me for promotion to the post of Superintendent / Accountant (BS-16) on the basis of Seniority cum-fitness.

2 In this connection it is stated that I was already been requested that I am not willing for promotion to the next higher scale due to my some domestic affairs.

3 It is therefore, requested that in light of my domestic circumstances I am not in position to avail my promotion at present and as per Government of Khyber Pakhtunkhwa, Establishment Department (Regulation Wing) vide letter No. SOR-VI (E&AD)1-3/2009/Vol:VIII dated 22-10-2011, duly endorsed to all in Food Directorate Peshawar vide No. 2.1940/G-275-APT Rules-1989 dated 31-10-2011, that the promotion order may kindly be withdrawn and remain in my present pay scale as Head Clerk (BS-14) in DFC office Charsadda.

Thanks,

Dated 30/04/2013

Yours obediently

Fazli Mabood
Fazli Mabood 30/4/13
Head Clerk
Office of DFC Charsadda



**GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(REGULATION WING)**

Dated Peshawar, the 22nd October, 2011

NOTIFICATION.

No.SOR-VI (E&AD)1-3/2009/Vol-VIII: - In exercise of the powers conferred by Section 26 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No.XVIII of 1973), read with this Department's Notification No.SOR-I(S&GAD)1-206/74/Vol:V, dated 18th April 1989, the Chief Minister of the Khyber Pakhtunkhwa is pleased to direct that in the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the following further amendments shall be made, namely:

AMENDMENTS

1. In Rule-7, after sub-rule (4), the following new sub-rule shall be added, namely:

"(5) If on an order of promotion or before promotion any civil servant declines in writing, to accept promotion, such civil servant shall not be considered for such promotion for the next four years following the order.

Provided that if he declines to avail the benefit of promotion for the second time, then he shall stand superseded permanently for such promotion."

2. In rule 9, sub-rule (2) shall be deleted.

**CHIEF SECRETARY
GOVERNMENT OF THE KHYBER
PAKHTUNKHWA**

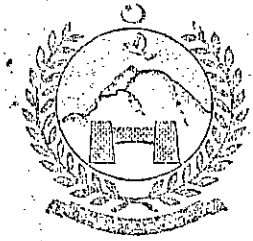
Endst: No. and dated even.

Copy forwarded to:-

1. Additional Chief Secretary, Govt of Khyber Pakhtunkhwa, Planning & Development Department.
2. Additional Chief Secretary (FATA), FATA Secretariat Peshawar.
3. The Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
4. All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
5. The Secretary to Governor, Khyber Pakhtunkhwa.
6. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
7. The Registrar, Peshawar High Court, Peshawar.
8. The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar.
9. The Director General, Provincial Disaster Management Authority.
10. All Additional Secretaries, Deputy Secretaries and Section Officers in Establishment & Administration Department.
11. Private Secretaries to all Provincial Ministers in Khyber Pakhtunkhwa.
12. Private Secretary to Chief Secretary Khyber Pakhtunkhwa, Peshawar.
13. Private Secretary to Secretary Establishment Department.
14. Private Secretary to Secretary Administration Department.
15. The Incharge Resource Centre, Estt:&Admn: Department.
16. The Manger, Government Printing and Stationary Department for Publication in the official Gazette and supply of 20-copies thereof at an early date.

(ASHFAQ KHAN)
SECTION OFFICER (REG: VI)

ACC
DS(E)
DIR(P)
Copy file as disamb.
20/10/11
3591



OFFICE ORDER.

1970

Amma-e

FOOD DIRECTORATE
KHYBER PAKHTUNKHWA,
PESHAWAR
No 4668 /G-275-DPC
Dated 23/05/2013

On recommendation of Departmental Promotion Committee in its meeting held on 21-03-2013, Mr. Fazli Mehbood Head Clerk (BS-14) office of District Food Controller Charsadda now office of S&EO PRC Peshawar was promoted to the post of Superintendent / Accountant (BS-16) vide Food Directorate office order No. 3917/G-275-DPC dated 25-04-2013, is hereby reverted to the post of Assistant / Accountant / Head Clerk (BS-14) on his own request, in light of Notification Government of Khyber Pakhtunkhwa Establishment Department No. SO (Reg-VI) E&AD/1-3/2009/ Vol-VIII dated 22-10-2011 duly endorsed by Food Directorate Peshawar to all concerned vide No. 21940/G-275-APT Rules -1989 dated 31-10-2011, under amendment in (Appointment, Promotion and Transfer) Rules 1989 of Rules-7 after Sub-Rule (4) the adding of Sub-Rule-5. He is allowed to continue as Head Clerk in the office of DFC Charsadda as usual.

On acceptance of his application for reversion to the post of Assistant / Accountant / Head Clerk (BS-14) his again promotion as Superintendent / Accountant (BS-16) on the basis of seniority will not be considered before completion of four (04) years service with effect from the date of issuance of this Office Order.

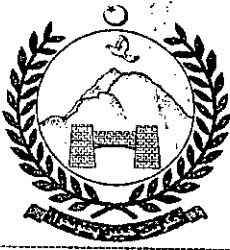
Sd/-
DIRECTOR FOOD
KHYBER PAKHTUNKHWA
PESHAWAR.

Endorsement No & Date Even

A copy is forwarded to:-

1. PS to Minister Food for information of the Minister Food Government of Khyber Pakhtunkhwa, Peshawar
2. PS to Secretary Food for information of the Secretary Food Government of Khyber Pakhtunkhwa, Peshawar
3. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
4. All Officers / Officials in Food Directorate Khyber Pakhtunkhwa, Peshawar.
5. The Concerned District Accounts Officers in Khyber Pakhtunkhwa.
6. The Section officer Food, Government of Khyber Pakhtunkhwa, Food Department Peshawar for information.
7. The Assistant Directors Food Peshawar, Malakand, Kohat, Mardan & Hazara Divisions.
8. The District Food Controller Charsadda for information with reference to his letter No. 384/DFC Charsadda dated 02-05-2013.
9. The Storage & Enforcement Officer PRC Peshawar for information.
10. Mr. Ali Haider Head Clerk DFC office Dir Lower for information with reference to his application / option dated 30-04-2013.
11. Personal File. *official cond.*

ASSISTANT DIRECTOR FOOD (E)
KHYBER PAKHTUNKHWA
PESHAWAR



ET-upgndmtr Annd-D

GOVERNMENT OF
KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT

195

No. BO-VII/FD/1-5/BE-2015-16
Dated Peshawar the 30th September, 2015

CORRIGENDUM.

The following entries in the budget of Food Department vide pages No. 745 to 873 of the Demands for Grants Current Expenditure for 2015-16 VOL-III (Part-G) and letter No. BOVII/FD/1-5/BE-2015-16 dated 01.07.2015 may be made/ read as under:-

Existing Entries

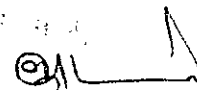
Entries now to be read/made

S.No	Name of Posts	Name of posts read/made
1.	Assistant/Head Clerk/Accountant	Assistant


(MUSHTAQ AHMAD)
Budget Officer-VII

1. The Secretary Food, Food Department Khyber Pakhtunkhwa Peshawar with references your letter No. SOF/1-48/2014-15/VOL-II/1127 dated 10/09/2015 with the condition that the similar post of Head Clerk/Accountant will not be created in future in the Department and its effect may be taken up in budget book 2016-17.
2. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
3. The Director Food, Khyber Pakhtunkhwa, Peshawar.
4. All Divisional Assistant Director Food Khyber Pakhtunkhwa.
5. All District Food Controller, Khyber Pakhtunkhwa.
6. All District Account Officers, Khyber Pakhtunkhwa.
7. Master File.

Endst. No. & Date even.


Budget Officer-VII

Copy forwarded to the Director FMIU, Finance Department for necessary action please.

RICE/BAT
01/10

DF	
DD	EST
Diary No	8858
Dated	01-10-15

ADPCE/SUPDCE


Budget Officer-VII

VAKALATNAMA

IN THE Khyber PAKHTOONKHWA SERVICES TRIBUNAL,

[✓]
Service
Criminal/ Bail Application/ Civil /Appeal/Writ Petition / No. _____ /20 _____

FALL-E-MABOOD

Appellant(s)

Petitioner(s)

VERSUS

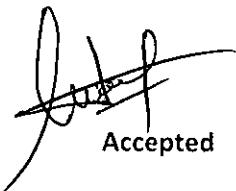
DISTRICT FOOD CONTROLLER CHARSAKDA

Respondent(s)

I/We FALL-E-MABOOD

the Appellant(s) Petitioner(s) Respondent(s) in the above Suit/Appeal/Petition/ Reference do hereby appoint and retain Saifullah Muhib Advocate, Peshawar to act and appear for me/us in the above Suit/Appeal/ Writ Petition/Reference and on my/our behalf to conduct and prosecute (or defend) the same and all proceedings that may be taken in respect of any application connected with the same or any decree or order passed therein and Applications for REVIEW to file and obtain return of documents, and to deposit and receive money on my/our behalf in the said Suit/Appeal/Writ Petition/Reference and in Application for Revenue, and to represent me/us and to take all necessary steps on my/our behalf in the above matter. I/we agree to ratify all acts done by the aforesaid Advocate in pursuance of this Authority.

Dated this the 26th day of August 2015


Accepted


Plaintiff(s) Appellant (s)/petitioner(s)/Respondent(s)

Saifullah Muhib

Advocate

Kakakhel Law Associates (Advocates & Legal Consultants) 36-C, 2nd Floor, Cantonment Plaza, Saddar Road, Peshawar Cantt, Khyber Pakhtunkhwa, Peshawar.

Ph: 091-5250412, Cell: 0334-4440744 Email: info@kakakhellaw.com