

02.12.2022

Nemo for the appellant. Mr. Muhammad Jan, District Attorney for the respondents present.

SCANNED
KPST
Peshawar

Notices have not been issued to the appellant as well as his counsel, therefore, notices for prosecution of the appeal be issued to the appellant as well as his counsel through registered post and to come up for arguments on 27.01.2023 before the D.B.



(Rozina Rehman)
Member (J)



(Salah-Ud-Din)
Member (J)


27-1-23


Proper DB is not available,
Therefore case is adjourned
to 10-5-2023

&
Reader

14th Oct., 2022

Because of strike of the Bar, this matter is adjourned to 27.10.2022. Office is directed to notify the next date on the notice board as well as the website of the Tribunal.



(Fareeha Paul)
Member (E)



(Kalim Arshad Khan)
Chairman

27.10.2022

Nemo for the appellants. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Notice for prosecution of the appeal be issued to the appellants as well as his counsel and to come up for arguments before the D.B on 02.12.2022.


(Mian Muhammad)
Member (E)


(Salah-ud-Din)
Member (J)


Counsel was informed telephonically

SCANNED
K-37
Peshawar

04.01.2022

Counsel for the appellant and Mr. Asif Masood Ali Shah, DDA for the respondents present.

Former seeks adjournment in order to further prepare the brief. Request accorded. To come up for arguments on 07.04.2022 before the D.B.

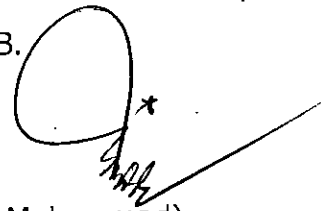

(Atiq-ur-Rehman Wazir)
Member(E)


Chairman

07.04.2022

None present for the appellant. Mr. Kabirullah Khattak, Addl. AG for the respondents present.

Notice be issued to appellant and his counsel for the date fixed. To come up for arguments on 11.07.2022 before D.B.


(Mian Muhammad)
Member(E)


Chairman


11-7-2022

*Due to Holidays of Eid Ul Azha
The case is adjourned to 14-10-2022*

*Ja
Reader*

03.03.2021


Due to COVID-19, the case is adjourned for the same on 02.06.2021 before D.B

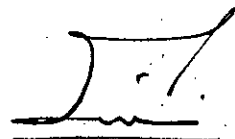

READER

02.06.2021

Nemo for the appellant. Mr. Farman Ahmad, Superintendent alongwith Mr. Riaz Ahmad Paindakheil, Assistant Advocate General for the respondents present.

Today's dated was posted on Note Reader, therefore, notice for prosecution of the appeal be issued to appellant as well as his counsel and to come up for arguments before the D.B on 16.09.2021.

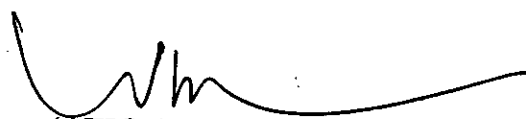

(ATIQU-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)

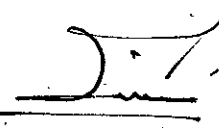

(SALAH-UD-DIN)
MEMBER (JUDICIAL)

16.09.2021

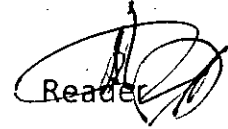
Learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Learned counsel for the appellant sought adjournment on the ground that he has not prepared the brie of the instant appeal. Adjourned. To come up for arguments before the D.B on 04.01.2022.


(ATIQU-UR-REHMAN WAZIR)
MEMBER (EXECUTIVE)


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

_____.2020 Due to COVID19, the case is adjourned to
___/___/2020 for the same as before.

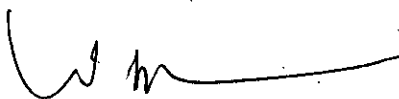

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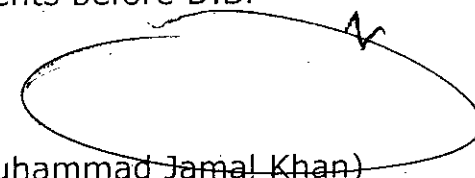
12.08.2020 Due to summer vacations case to come up for the same on
15.10.2020 before D.B.


Reader

15.10.2020 Mr. Nasir Salman, Advocate for appellant is present. Mr. Riaz
Ahmad Paindakheil, Assistant Advocate General for the respondents is
also present.

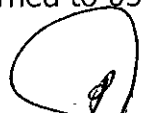
Learned counsel submitted that his senior counsel is not
available today and requested for adjournment. Adjourned to
09.12.2020 on which to come up for arguments before D.B.


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


(Muhammad Jamal Khan)
Member (Judicial)

09.12.2020 Junior to counsel for the appellant and Addl. AG
for the respondents present.

Learned senior counsel for the appellant has sent
an application for adjournment due to his illness.
Adjourned to 03.03.2021 for hearing before the D.B.

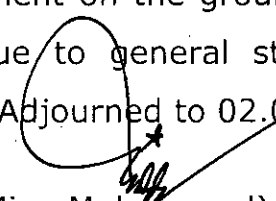

(Rozina Rehman)
Member(J)


Chairman

Service Appeal No. 654/2019

20.03.2020

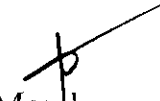
Appellant in person and Mr. Ziaullah, Deputy District Attorney for the respondents present. Appellant seeks adjournment on the ground that his counsel is not available today due to general strike of Khyber Pakhtunkhwa Bar Council. Adjourned to 02.06.2020 for arguments before D.B.



(Mian Muhammad)
Member


(M. Amin Khan Kundi)
Member

04.11.2019

Appellant with counsel present. Mr. Zia Ullah learned Deputy District Attorney alongwith Atta ur Rehman Admin Officer present. Learned counsel for the appellant submitted rejoinder which is placed on file and seeks adjournment. Adjourn. To come up for arguments on 13.12.2019 before D.B.


Member


Member

13.12.2019

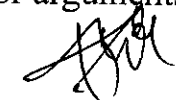
Clerk to counsel for the appellant present. Addl: AG alongwith Mr. Atta ur Rehman, Administrative Officer for respondents present. Clerk to counsel for the appellant seeks adjournment due to general strike of the bar. Case to come up for arguments on 12.02.2020 before D.B.



Member


Member

12.02.2020

Learned counsel for the appellant present. Mr. Usman Ghani learned District Attorney alongwith Mr. Atta Ur Rehman Administrative Officer for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 20.03.2020 before D.B.



(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

Service Appeal No. 654/2019

14.06.2019

None present on behalf of the appellant. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Atta-ur-Rehman, Administrative Officer for the respondent present and requested for further time for filing of written reply. Adjourned to 10.07.2019 for written reply/comments before S.B. Notice be also issued to the appellant for attendance for the date fixed.


(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

10.07.2019

Appellant in person and Addl: AG alongwith Mr. Atta ur Rehman, Administrative Officer for respondents present.


Representative of the respondents has submitted written reply/comments which is placed on file.

Case to come up for arguments on 13.09.2019 before D.B.


Chairman

13.09.2019

Counsel for the appellant present. Asst: AG for respondents present. Learned counsel for the appellant seeks time to submit rejoinder. Granted. Case to come up for rejoinder and arguments on 04.11.2019 before D.B.


Member

Member

23.05.2019

Appellant with counsel present. Preliminary arguments heard.

The appellant Welder (BPS-07) has filed the present service appeal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the joint seniority list of Carpenter, Polisher, Sawyer and Welder of Pakistan Forest Institute as on 31.12.2018 (Annexure-A).

Learned counsel for the appellant argued inter-alia that the post of Technician (BS-12) is vacant since long on which the appellant had right to be promoted being the most senior Welder; that the respondent department is bent upon promoting another official illegally to the post of Technician.

Points raised need consideration. The present service appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to the respondents for written reply/comments. To come up for written reply/comments on 14.06.2019 before S.B.

Annexed with the memo of appeal is an application for interim relief. Notice of the same be also given to the respondents for the date fixed. The respondent department is directed not to make promotion on the post of Technician till the next date fixed.



Appellant Deposited
Security & Process Fee
28/5/19


Member

Form- A
FORM OF ORDER SHEET

Court of _____

Case No.- 654/2019


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	20/05/2019	<p>The appeal of Mr. Muhammad Shafiq-ur-Rehman resubmitted today by Mr. Bilal-ud-Din Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	21/05/19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>23/05/19</u></p> <p style="text-align: right;"> CHAIRMAN</p>

The appeal of Mr. Muhammad Shafiq-ur-Rehman son of Muzaffar Ali R/o PFI University of Peshawar received today i.e. on 09.05.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Annexures of the appeal may be attested.
- 2- Annexures of the appeal may be flagged.
- 3- Copy of appointment order mentioned in para-1 of the memo of appeal (Annexure-A) is not attached with the appeal which may be placed on it.
- 4- Annexure-E of the appeal is illegible which may be replaced by legible/better one.
- 5- Annexures of the appeal are not in sequence which may be annexed serial wise as mentioned in the memo of appeal.
- 6- Sub-rule-4 of rule-6 of the Khyber Pakhtunkhwa Service Tribunal rules 1974 requires that every civil servant to whom the relief claimed may affect shall also be shown as respondent.


No. 925 /S.T,

Dt. 10/5 /2019.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Bilal-ud-Din Khattak Adv. Pesh.

objection removed annexure attested, and
flagged. Copy of appointment order is on file
at page 14 annex-E., better copy filed,
at present there is no name of civil
servant who may be affected by this
appeal.



BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

Service Appeal No. 654/2019

Muhammad Shafiq ur Rehman.....(Appellant)

V E R S U S

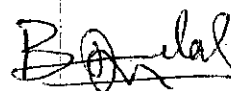
Director General Pakistan Forest Institute, University
Peshawar and another.....(Respondents)

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Appeal		1-3
2.	Affidavit		4
3.	Application with affidavit		5-7
4.	Addressees of the parties		8
5.	Copy of Seniority List	A	9
6.	Copy of Departmental Appeals	B	10-11
7.	Copy of letter dated 25/03/2019	C	12
8.	Copy of reminder appeal	D	13
9.	Copy of appointment order	E	14
10.	Wakalat Nama		15

Appellant

Through



Dated: 08/05/2019

Bilal ud Din Khattak
Advocate, High Court,
Peshawar.
Cell: 0333-9121558

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

Service Appeal No. 654/2019

Muhammad Shafiq ur Rehman S/o Muzaffar Ali R/o P.F.I,
University of Peshawar.....(Appellant)

V E R S U S

1. Director General Pakistan Forest Institute, ^{Pesh.} University, Peshawar. ☉
2. Director Product Research Division, ^{Pesh.} P.F.I, University, Peshawar.....(Respondents) ☉

**SERVICE APPEAL U/S 4 OF KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT,
1974.**

Respectfully Sheweth:

1. That the appellant is permanent Government Servant in Pakistan Forest Institute as Welder (BPS-07) in Forest Products Research Division ME Shop, he was appointed in 2004, since then he is on the same post without any promotion in his department. ~~Appointment order is attached as annexure "A".~~
2. That post of Technician BPS-12 is vacant since long in the same Section in EM Shop, Product Research Division on which the appellant had right to be promoted being most senior welder.

3. That it is pertinent to mention here that there are different sections in Forest Research Division, such as Wood Workshop, Vehicle Workshop & ME Shop etc, each Section has separate employees and seniority list one employee of one section cannot be promoted in other section due to different nature of work.
4. That the respondents issued an illegal seniority list where employees of different Section/ Cadre was combined in one Seniority List, with the appellant, which is totally illegal against the law and rules. (Copy of list is attached as annexure "A").
5. That when the appellant got knowledge of said Seniority List file departmental appeal on 30/01/2019. The said was not considered and misplaced by the respondents office and they asked the appellant to file fresh appeal on 28/02/2019 the appellant file appeal 2nd time.
6. That on 25/03/2019 the respondent issued the promotion process on the vacant post of Technician ME Shop and asked for ACR from only two employees

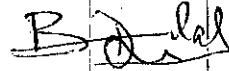
and ignored the appellant and not consider departmental appeal of the appellant. (Copy of appeals attached as annexure "C" & "D").

7. That such act of the respondents are illegal, void, against the law and rules, therefore, appellant is entitled to be promoted on the vacant post.
8. That any other grounds will be raised at the time of arguments with the prior permission of this Hon'ble Court.

It is, humbly prayed that on acceptance of this appeal the seniority list issued by respondent be declared illegal, against the law and be cancelled accordingly and respondents be directed to promoted the appellant in his own Section ME Shop on the vacant seat of Technician, being most senior.

Appellant

Through



Bilal ud Din Khattak
Advocate, High Court,
Peshawar.

Dated: 08/05/2019

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

Service Appeal No. _____/2019

Muhammad Shafiq ur Rehman.....(Appellant)

V E R S U S

Director General Pakistan Forest Institute, University of
Peshawar and another.....(Respondents)

AFFIDAVIT

I, Muhammad Shafiq ur Rehman S/o Muzaffar Ali R/o
P.F.I, University of Peshawar, solemnly affirm and declare that
the contents of the **Service Appeal** are true and correct to the
best of my knowledge and belief and nothing has been
concealed from this Hon'ble Tribunal.


DEPONENT

CNIC: 1730113837327

Cell No. 03330916412

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

C.M. No. ____/2019

In

Service Appeal No. ____/2019

Muhammad Shafiq ur Rehman.....(Appellant)

VERSUS

Director General Pakistan Forest Institute, ^{Pesh.} University, Peshawar and another.....(Respondents)

**APPLICATION FOR SUSPENSION OF
THE IMPUGNED PROMOTION
PROCESS, TILL THE FINAL DISPOSAL
OF THE MAIN APPEAL.**

Respectfully Sheweth:

1. That the above mentioned appeal is being filed before this Hon'ble Tribunal, in which no date of hearing has yet been fixed.
2. That on the face of it, the appellant has got a strong arguable case and is sanguine about its success.

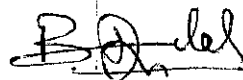
3. That the balance of convenience also in favour of appellant.

4. That respondent are going to finalize the promotion process which will effect the promotion of the appellant, if the above said promotion process is not suspended that the appellant would sustain an irreparable loss.

It is, therefore prayed that on acceptance of this application, the impugned promotion process may kindly be suspended, till the final disposal of the main appeal.

Appellant

Through



Bilal ud Din Khattak
Advocate, High Court,
Peshawar.

Dated: 08/05/2019

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

C.M. No. ____/2019

In

Service Appeal No. ____/2019

Muhammad Shafiq ur Rehman.....(Appellant)

V E R S U S

Director General Pakistan Forest Institute, University of
Peshawar and another.....(Respondents)

AFFIDAVIT

I, Muhammad Shafiq ur Rehman S/o Muzaffar Ali R/o
P.F.I, University of Peshawar, solemnly affirm and declare that
the contents of the **Application** are true and correct to the
best of my knowledge and belief and nothing has been
concealed from this Hon'ble Tribunal.



DEPONENT

CNIC: 1730113837327

Cell No. 03330916412

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

Service Appeal No. _____/2019

Muhammad Shafiq ur Rehman.....(Appellant)

V E R S U S

Director General Pakistan Forest Institute, University of
Peshawar and another.....(Respondents)

ADDRESSES OF THE PARTIES

APPELLANT:

Muhammad Shafiq ur Rehman S/o Muzaffar Ali R/o P.F.I,
University of Peshawar.

RESPONDENTS:

1. Director General Pakistan Forest Institute,^{Pesh.} University, of
Peshawar.
2. Director Product Research Division, ^{Pesh.} P.F.I, University, of
Peshawar.

Appellant

Through

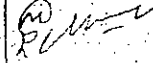


Dated: 08/05/2019

Bilal ud Din Khattak
Advocate, High Court,
Peshawar.

Annex A

9

SENIORITY LIST OF CARPENTER, POLISHER, SAWYER, WELDER OF PFI ON 31-12-2018								
S.No	Name of Official	Designation	BPS	Qualification	Date of Birth	Date of 1st Entry into Govt. Service	Date of regular appointment in present post	Signature
1	Muhammad Yousaf	Sawyer	BS-07		10/05/1963	24/01/1985	24/01/1985	
1	Mr. Muhammad Idrees	Carpenter	BS-07		01/07/1959	20/03/1983	01/12/1987	
2	Mr. Baz Muhammad	Carpenter	BS-07		16/05/1965	21/03/1983	30/04/1998	
3	Mr. Javed Masih	Carpenter	BS-07		15/06/1975	15/10/1998	03/03/2004	
2	Mr. Jehanzeb Ahmed	Polisher	BS-07		20/03/1969	18/02/2004	18/02/2004	
1	Mr. Shafiq-ur-Rehman	Welder	BS-07		08/10/1973	19/02/2004	19/02/2004	

یہ صحت جناب ڈائریکٹر جنرل صاحب پاکستان فارمنس انٹرنیشنل پرائیویٹ لمیٹڈ

بذریعہ: ڈائریکٹر، فارمنس پرائیویٹ لمیٹڈ، لیسٹریج ڈویژن

مکھن: ڈیپارٹمنٹل ایپل Departmental Appeal

جناب عالی!

موردہ تازگیوں میں کہ فدوی گزشتہ 15 سال سے اے۔ ای۔ ڈی، پاکستان

میں بطور ریٹائرڈ عام کمرزبانہ اور ریٹائرڈ لے ساؤتھ، پاکستان ای۔ ای۔

شعبہ جی فوش (سٹریٹ) سے چلا رہا ہے۔

یہ کہ حال ہی میں آپ لوگوں نے سینجیاری لیسٹ جاری کی ہے اور

فدوی کو سینجیاری لیسٹ میں ووٹ ڈالنے کے لئے شامل کر دیا گیا ہے

حالانکہ ووٹ ڈالنے کے لئے، سینجیاری اور مکنجی، پاکستان ای۔ ای۔

شعبہ جی، پاکستان ای۔ ای۔ اور ان کے انچارج، عینہ جی، لیسٹ سے ایک ای۔

اس کے نتیجے میں کہ فی سینجیاری لیسٹ بنائی جائے جس میں مکنجی، پاکستان

کی لیسٹ ایک بنائی جائے تاکہ فدوی کی سینجیاری متاثر نہ ہو اور

حق تلفی نہ ہو۔

پہلے میری درخواست سے کہ فدوی لے ساؤتھ، پاکستان ای۔ ای۔ اور عام کمرزبانہ

کرنے کے ادا کو نہیں کرتے ہیں اے۔ ای۔ ڈی، پاکستان ای۔ ای۔

لیسٹ بنائی جائے اور اس کو اپنے لیسٹ میں شمولیت کے لئے

میں درخواستیں لکھی ہیں۔ (محمد شفیع)

30/1/19

بخدمت جناب ڈائریکٹر جنرل صاحب، پاکستان فارمسٹ انسٹی ٹیوٹ، پشاور
بوساطت ڈائریکٹر، فارمسٹ پراڈکٹس ریسرچ ڈویژن

مضمون: Departmental Appeal / Representation against Seniority list

جناب عالی!

مذکورہ گذارش ہے کہ فدوی گذشتہ پندرہ سال سے ایم ای ورکشاپ میں بطور ویلڈر کام کر رہا ہے اور ویلڈنگ کے ساتھ
ورکشاپ کے باقی شعبے بھی خوش اسلوبی سے چلا رہا ہے۔

جناب عالی! میں آپ کی توجہ بنیادی نکتہ کی طرف کروانا چاہتا ہوں کہ اگر محمد شفیق الرحمن، ویلڈر، ایم ای ورکشاپ کو ووڈ ورکشاپ کے
ساتھ ملایا جا رہا ہے۔ تو وہیکل ورکشاپ کے سہیل اور بشیر کو کیوں نہیں ملایا گیا اور اگر انہیں اس سینارٹی لسٹ میں شامل نہیں کیا گیا تو صرف
مجھے ہی کیوں اس سینارٹی لسٹ میں شامل کیا گیا ہے اور صرف محمد شفیق الرحمن، ویلڈر سے ہی امتیازی سلوک کیوں۔ جناب عالی! صاف
ظاہر ہوتا ہے کہ میری حقیقی سینارٹی کو محروم کر کے تھیس پچا کہ کسی اور کو اسکا فائدہ دینا چاہتے ہیں۔

جناب عالی! فدوی کو سینارٹی لسٹ میں ووڈ ورکشاپ کے ساتھ شامل کر دیا گیا ہے حالانکہ ووڈ ورکشاپ، وہیکل ورکشاپ اور
ملکیٹنکل ورکشاپ الگ الگ شعبے کی ورکشاپس ہیں اور ان کے انچارج وغیرہ ہمیشہ سے الگ الگ رہے ہیں۔

اس لئے مہربانی فرما کر نئی سینارٹی لسٹ بنائی جائے جس میں ملکیٹنکل ورکشاپ کی لسٹ الگ بنائی جائے تاکہ فدوی کی سینارٹی
مستحکم ہو اور میری حق تلفی نہ ہو۔

اس وقت زاہد علی، ورکشاپ انڈنٹ محمد انور فیٹر اور بندہ شفیق الرحمن ولڈر کی پوسٹ پر کام کر رہے ہیں زاہد علی ایف پی آر ڈی جبکہ
فٹر کی خدمات فارمسٹ ایجوکیشن کے پاس ہیں۔

برائے مہربانی عاجزانہ درخواست ہے کہ فدوی کے ساتھ نا انصافی اور ظلم و زیادتی کرنے کے ارادے کو ترک کرتے ہوئے ایم ای
شاپ کی سینارٹی لسٹ بنائی جائے جو ابھی تک نہیں بنائی گئی بصورت دیگر میرے ساتھ نا انصافی، ظلم و زیادتی کرنے پر فدوی عدالت عالیہ
سے رجوع کرنے کا حق محفوظ رکھتا ہے۔

22/02/2019

الحاضر

محمد شفیق الرحمن

Submitted to DFPRI

22/02/2019
hany mekup

آپ کا نام بعد ملازم
محمد شفیق الرحمن، ویلڈر، ایف پی آر ڈی
No: 33/FPRI/2019
Submitted to the DC, PFI
(mediation under the rules)

Qth

22/02/2019

(12)

Annex C



GOVERNMENT OF KHYBER PAKHTUNKHWA
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT
PAKISTAN FOREST INSTITUTE, PESHAWAR

Ph: +92 91 9221224, 9216995, Fax: +92 91 9221233



No. 439 /F.III (07)-Estt

Dated 25 / 3 / 2019

To

1. Mr. Muhammad Yousaf
Sawyer
2. Sohail Ahmed,
Motor Mechanic
Forest Products Research Division,
PFI, Peshawar

Subject: Supply of Missing ARC's

I am directed to refer to the subject cited above and state that to expedite your promotion case, ACRs for the years mentioned against your name are required to this office.

S.No	Name & Designation	Year of the Missing ACRs	Signature
1.	Mr. Muhammad Yousaf, Sawyer	ACR Dossier from the date of your appointment upto 2018	
2.	Mr. Sohail Ahmed, Motor Mechanic	ACR Dossier from the date of your appointment upto 2018	

It is, therefore, requested to process your ACRs by your concerned officer and sent to this office (complete in all respect) within 05 working days for further necessary action accordingly.

Administrative Officer (G)

(13) Annex - "D"

بخدمت جناب ڈائریکٹر جنرل صاحب، پاکستان فارسٹ انسٹی ٹیوٹ، پشاور

یوساٹ ڈائریکٹر، فارسٹ پرائوٹائزیشن ریسرچ ڈویژن

جناب عالی!

اگزارش ہے کہ فدوی انسٹی ٹیوٹ ہذا میں بطور ویلڈر مورخہ 19-2-2004 سے ڈیوٹی سرانجام دے رہا ہے مگر ذرائع سے معلوم ہوا ہے کہ نئے سروس رولز میں میری پروموشن لائن نہیں رکھی گئی ہے جس کی وجہ سے فدوی کورپوریشن ٹیک پروموشن نہیں ملے گی۔ فدوی نے اس سے پہلے بھی پروموشن لائن open کرنے کے لئے ڈیپارٹمنٹل اپیل کی تھی مگر تاہاں اس پر کوئی کارروائی عمل میں نہیں لائی گئی ہے۔

آپ جناب سے التماس ہے کہ فدوی کی پروموشن لائن open کرنے کے لئے احکامات صادر فرما کر نہایت مشکور فرمادیں۔ مزید برآں فدوی کو نئے سروس رولز اور سینارٹی لسٹ کی کاپی مہیا کرنے کے لئے بھی احکامات صادر فرما کر نہایت مشکور فرمائیں۔

العارض

محمد شفیق الرحمن

محمد شفیق الرحمن، ویلڈر ایم ای شاپ، فارسٹ پرائوٹائزیشن ریسرچ ڈویژن

آپ کا نائب بعد از ملازم

Forwarded to:-

مورخہ: 29-4-2019

29/4/2019

Forwarded to D.G. PFI for
consideration under the rules, please.

D.G. PFI

30/4/2019

No 126/PFRD(01)/2019

Dated 30/4/2019

14

Annex 'E'

OFFICE ORDER NO. 72
Government of Pakistan
Pakistan Forest Institute

Peshawar the 13/1/2004

NAME: - Mohammed Shafiqur-Rehman
FATHER'S NAME: Muzaffar Ali
DATE OF BIRTH: 8-10-1973
N.I.C. NO: 1739-1383739-7
EDUCATIONAL QUALIFICATION: Matric
2 years Machinest certificate
HOME ADDRESS: H-No 2595, Ghaznavi
Building, Tippu Sultan Road, Peshawar
Canth.

On the recommendations of the Departmental Selection Committee and with the approval of the Competent Authority, Mr. Mohd. Shafiqur-Rehman whose particulars are given in the margin is appointed to officiate against the post of welder in BPS-5 (Rs. 2100-100-5100) plus usual allowances in the Pakistan Forest Institute, Peshawar on the terms and conditions incorporated in this office letter No. 718/F.VI(2)-Estt dt 13-2-2004 w.e.f. 14-2-2004 (F.N)

Director General
Pakistan Forest Institute
Peshawar

704-6
No. /F.VI(2)-Estt., Dated the 6/3/2004

- A copy is forwarded to:-
1. The Administrative Officer (B&A), PFI
 2. ✓ DFPRD, Peshawar
 3. Mr. Shafiqur-Rehman Welder
 - 4.
 - 5.

c:\faiz\appointm.ord

Director General
Deputy Director
Pakistan Forest Institute
Peshawar

“BETTER COPY”

OFFICE ORDER NO. 72

Government of Pakistan
Pakistan Forest Institute

Peshawar the 06/03/2004

NAME: Mohammad Shafiq-Ur-Rehman
FATHER'S NAME: Muzzffar Ali
DATE OF BIRTH: 8-10-1973
N.I.C NO. 17301-1383732-7
EDUCATIONAL QUALIFICATION: Metric 2
Years Machinist Certificate
HOME ADDRESS: H. No. 2595, Ghaznavi
Building, Tipu Sultan Road, Peshawar Cantt

On the recommendations of the Departmental Selection Committee and with the approval of the competent Authority Mr. Mohd Shafiq-Ur-Rehman whose particulars are given in the margin is appointment to officiate against the post of Welder in BPS-5 (Rs. 2100-100-5100) plus usual allowances in the Pakistan Forest Institute, Peshawar on the terms and conditions incorporated in this office letter No. 7/8/F.VI(2)-Estt dt 18-2-2004 w.e.f 19-2-2004 (F.N)

SD/-
Director General
Pakistan Forest Institute
Peshawar

Esdt No. 704-6/F.Vi(2)-Estt: Dated the 6/3/2004

A Copy is forwarded to:-

1. The Administrative (B&A), PFI.
2. DFPRD, Peshawar
3. Mr. Shafiq-Ur-Rehman, Welder
- 4.
- 5.

SD/-
Director General
Pakistan Forest Institute
Peshawar

قیمت 50 روپے	13904			
ایڈوکیٹ: <u>B. D. Lal</u>		پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
بار کونسل/ایسوسی ایشن نمبر: <u>Bc-10-7992</u>				
رابطہ نمبر: <u>6333-9121558</u>				

بعدالت جناب: صدر منسٹر سروس ٹریڈ یونین پشاور

دعویٰ:	منجانب: <u>Applicant</u>
علت نمبر:	<u>محمد شفیع الرحمن</u>
مورخہ:	<u>بنام</u>
جرم:	<u>ڈی. جی. P.F. 1</u>
تھانہ:	

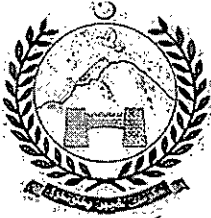
باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ
 آن مقام سلاطین ضلع کیلئے ایڈووکیٹ کو وکیل مقرر
 کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو
 راضی نامہ کرنے و تقرر ثالث و فیصلہ برحلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز
 دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی
 کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب
 مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا
 دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 9/05/19

العبد گواہ شد العبد

مقام Peshawar کے لیے منظور ہے۔



GOVERNMENT OF KHYBER PAKHTUNKHWA
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT
PAKISTAN FOREST INSTITUTE, PESHAWAR
Ph: +92 91 9221224, 9216995, Fax: +92 91 9221233



No. **965** /Appeal No. 654/2019

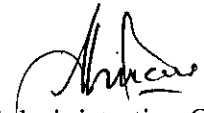
Dated **5/7/** 2019

To

The Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar

Subject: **PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO. 1 & 2
IN APPEAL NO. 654/2019 FILED BY MUHAMMAD SHAFIQ-UR-
REHMAN, WELDER (BPS-07), PFI, PESHAWAR**

I am directed to refer to the above cited subject case and find enclosed herewith ~~05~~ copies of Parawise comments on behalf of respondents No. 1 & 2 in appeal No. 654/2019 filed by Mr. Shafiq-ur-Rehman, welder (BPS-07), Pakistan Forest Institute (PFI), Peshawar, duly vetted by Assistant Advocate General Khyber Pakhtunkhwa Service Tribunal, Peshawar for further necessary action accordingly.


Administrative Officer (G)

Cc:

APS to Director General, PFI, Peshawar.

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
Service Appeal No. 654/2019

Mr. Muhammad Shafique-ur-Rehman, S/o Muzaffar Ali, Welder, PFI, Peshawar.

.....APPELLANT

VERSUS

1. The Director General, Pakistan Forest Institute, Peshawar.
2. The Director Forest Products Research Division, Pakistan Forest Institute, Peshawar.

.....RESPONDENTS

PARAWISE COMMENTS ON BEHALF OF RESPONDENT NO. 1&2

Respectfully Sheweth:

Preliminary Objections:

1. That the appellant has no legitimate cause of action.
2. That the appellant has no locus standi to file instant appeal.
3. That the petition is not maintainable due to mis-joinder and non-joinder of necessary parties.
4. That no ground has been, mentioned in the appeal, hence the same is not maintainable.

FACTS


1. Correct.
2. That Pakistan Forest Institute (PFI), Peshawar had been an Attached Department of Ministry of Environment, Islamabad till 30-06-2011. Later on, consequent upon the 18th Constitutional Amendment Ministry of Environment, Islamabad was ceased to exist w.e.f. 01-07-2011 (**Annex-A**). Consequently, PFI, Peshawar was devolved to Government of Khyber Pakhtunkhwa and all its employees including the appellant were transferred to government of Khyber Pakhtunkhwa on deputation basis on their own basic pay of scale under the Civil Servant Act, 1973. Later on, all the employees of PFI, including the appellant, were provincialized vide notification dated 09-01-2018. The Provincial Government of Khyber Pakhtunkhwa declared PFI is an Attached Department of Environment (now Forestry, Environment & Wildlife) Department. It is further added that due to devolution of PFI, Peshawar all the Appointment, Promotion and Transfer Rules became dysfunctional to the extent of PFI. Therefore, no fresh appointment or promotion cases were processed. However, currently, fresh service rules of PFI have been approved by the competent authority and issued vide notification dated 16-04-2019. In PFI there exist 04 sanctioned posts of Technicians. ^(Annex-B) Currently, out of these 04 posts two posts are lying vacant. As per the said service rules the post of Technician is reserved 100% for initial recruitment (**Annex-B**). Therefore, the promotion of the appellant against the post of Technician is not permissible.
3. That in fresh service rules of PFI, as per policy of provincial government, single line of promotion has been given to each post. However, no promotion line for few posts including post of Welder exists in the said service rules. An anomaly committee has been constituted to address such anomalies and to make recommendations for provision of promotion lines (**Annex-C**). The departmental appeal / application of the appellant has been forwarded to the committee. A fresh

case for creation of promotion line for such posts, including the "Welder" will be processed in the light of recommendation of the committee.

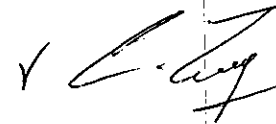
4. That PFI comprises of 06 divisions and Forest Products Research Division (FPRD) is one of them. The incumbents of the post of Welder (appellant post), Carpenter, Sawyer and Polisher are working in same division i.e. FPRD. It is further to clarify that before approval of the fresh service rules of PFI, a combined seniority list of the incumbents of the posts of Welder (appellant post), Carpenter, Sawyer and Polisher was issued accordingly. However, after approval of fresh service rules of PFI the seniority list has been revised accordingly in the light of fresh service rules (**Annex-D**)
5. Incorrect. As explained in Para 3 & 4 above.
6. Incorrect. As per fresh service rules of PFI the incumbents of the post of Sawyer and Motor Mechanic are eligible for promotion against the post of Foreman (Wood Workshop) and Foreman (Vehicle Workshop) respectively. No promotion case against the post of Technician as mentioned by the appellant has been processed in PFI, as the post of technician is reserved for initial recruitment.
7. Incorrect. As explained in Para-6 above.
8. No comments.

Furthermore, no ground in support of appeal has been mentioned.

In view of the above, the appeal, being devoid of merit, may kindly be dismissed in limini.

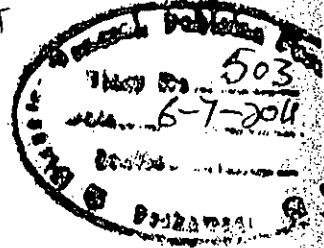


Director General,
Pakistan Forest Institute,
Peshawar
Respondent No. 1



Director,
Forest Products Research Division,
Pakistan Forest Institute,
Peshawar
Respondent No. 2

Annex - A



TO BE PUBLISHED IN THE NEXT ISSUE
OF GAZETTE OF PAKISTAN PART-I

No. 3-45/2011-Admn-I
GOVERNMENT OF PAKISTAN
MINISTRY OF ENVIRONMENT

Islamabad, the 30th June, 2011.

NOTIFICATION

On reorganization of Federal Secretariat in pursuance of Constitution (Eighteenth Amendment) Act, 2010 (Act No.X of 2010), the following office / organization alongwith employees (list attached) under the **Ministry of Environment** is transferred to the **Government of Khyber Pakhtunkhwa** on deputation under Section 10 of the Civil Servants Act, 1973 on their existing posts in the same Basic Scales of pay:-

1. Pakistan Forests Institute (PFI), Peshawar

(Akhtar Saeed)
Section Officer

The Manager,
Gazette of Pakistan
Printing Corporation Pakistan Press,
Karachi

CC: -

1. Secretary, Inter Provincial Coordination Division, Islamabad.
2. Secretary, Finance Division, Islamabad.
3. Secretary, Cabinet Division, Islamabad.
4. Secretary, Establishment Division, Islamabad.
5. Chief Secretary, Government of Khyber Pakhtoonkhwa, Peshawar
- ✓ 6. Director General (PFI), Peshawar
7. Mr. Attique Hussain Khokhar, Director General M.S Wing, Establishment Division, Islamabad.
8. Officer / Official concerned
9. Office Copy.

Per. up pt.
5/7/11
30/6/11
Ad(G.) — *5/7/11*

Akhtar Saeed
(Akhtar Saeed)
Section Officer



GOVERNMENT OF
KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
NO. BO-II/FD/1-4/Env/2011-12
Dated Peshawar the 28.07.2011

To

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

SUBJECT: DEVOLUTION UNDER 18TH AMENDMENT BUDGET ESTIMATES
2011-12 IN R/O PAKISTAN FOREST INSTITUTE.

Dear Sir,

I am directed to refer to your letter No.B&A/11-12/Bud/PFI/5595, dated 16.07.2011 on the subject noted above and to say that Finance Department agrees to the creation of Five Hundred and six (506) posts of various categories for the employees of Pakistan Forest Institute, transferred from Government of Pakistan Ministry of Environment Islamabad vide notification No. 3-45/2011-Admn-I, dated 30.06.2011 to Khyber Pakhtunkhwa under 18th Constitution Amendment on their existing posts in the same basic pay scales, w.e.f. 01.07.2011 as per following break-up:-

S. No.	Name of Post	BPS	No. of Posts
1.	Director General	20	1
2.	Director, Biological Sciences Research Division	19	1
3.	Director, Forest Products Research Division	19	1
4.	Director, Forest Education Division	19	1
5.	Director, Biological Sciences Research Division	19	1
6.	Coordinator Sericulture	19	1
7.	Senior Research Officer	18	4
8.	Forest Botanist	18	1
9.	Incharge Medical Officer	18	1
10.	Wood Seasoning & Preservation Officer	18	1
11.	Forest Pathologist	18	1
12.	Forest Chemist	18	1
13.	Assistant Professor of Forestry	18	4
14.	Logging Officer	18	1
15.	Wildlife Management Specialist	18	1
16.	Extension Specialist	18	1
17.	Watershed Management Specialist	18	1
18.	Range Management Officer	18	1
19.	Deputy Director (Technical)	18	1
20.	Forest Geneticist	18	1
21.	Central Silviculturist	18	1
22.	Forest Mensuration Officer	18	1
23.	Forest Economist	18	1
24.	Senior Pulp & Paper Officer	18	1
25.	Soil Chemist	18	1
26.	Medicinal Plant Botanist	18	1
27.	Forest Entomologist	18	1
28.	Librarian	17	1
29.	Assistant Forest Economist	17	1
30.	Bio-chemist	17	1
31.	Lady Medical Officer	17	1
32.	Assistant Silviculturist	17	7
33.	Executive Officer	17	1
34.	Lecturer in Forestry	17	3
35.	Assistant Wood Technologist	17	1
36.	Assistant Forest Entomologist	17	3
37.	Plant Physiologist	17	1
38.	Assistant Composite Wood Officer	17	1
39.	Assistant Economic Botanist	17	1
40.	Assistant Wood Seasoning Officer	17	1
41.	Assistant Wood Technology Officer	17	1

42	Assistant Forest Geneticist	17	1
43	Pulp & Paper Officer (Technology)	17	1
44	Pulp & Paper Officer (Chemistry)	17	1
45	Research Officer (Silkworm Rearing)	17	1
46	Research Officer (Farm Forestry)	17	5
47	Research Officer (Cocoon & Silk Technology)	17	1
48	Research Officer (Watershed Sociology)	17	1
49	Assistant Forest Chemist	17	1
50	Wildlife Biologist	17	1
51	Assistant Forest Engineer	17	4
52	Wildlife Ecologist	17	1
53	Administrative Officer	17	2
54	Forest Manager	17	1
55	Assistant Forest Ecologist	17	1
56	Forest Ranger	16	8
57	Research Assistant	16	3
58	Technical Assistant	16	5
59	Superintendent	16	4
60	Assistant Librarian	16	1
61	Assistant Wood Working Officer	16	1
62	Computer	16	3
63	Stenographer	15	6
64	Assistant	14	7
65	Boiler man	14	1
66	Female Nurse	14	1
67	Stenotypist	12	5
68	Male Nurse	11	1
69	Senior Storekeeper	11	1
70	Foreman	11	2
71	Ropeway Operator	11	2
72	Technician	11	6
73	Technical Assistant	11	1
74	Museum Assistant	11	1
75	Khateeb-cum-Pesh-Imam	10	1
76	Lab. Technician	10	2
77	Photographer	10	2
78	Accountant	09	7
79	Upper Division Clerk	09	7
80	Lower Division Clerk	07	27
81	Forester	07	11
82	Field Assistant	07	24
83	Lab. Assistant	07	9
84	Plant Operator	07	2
85	Mason	07	1
86	Driver-cum-Mechanic	07	1
87	Midwife	06	1
88	Storekeeper	06	1
89	Compounder	06	1
90	Assistant Storekeeper	05	1
91	Herbarium keeper	05	1
92	Polisher	05	2
93	Motor Mechanic	05	2
94	Sawyer	05	1
95	Carpenter	05	4
96	Mechanic	05	1
97	Gas Plant Mechanic	05	1
98	Forest Guard	05	2
99	Physical Training Instructor	05	1

100	Welder	05	1
101.	Assistant Curator	05	1
102	Garden Supervisor	05	1
103.	Driver	04	20
104.	Tractor Driver	04	1
105	Filter	03	1
106.	Tennis Marker	03	1
107	Photographer Assistant	03	1
108	Lab. Attendant	02	12
109.	Daftan	02	1
110	Jamadar Armed Guard	02	1
111.	Hawaladar Armed Guard	02	1
112.	Library Attendant	01	1
113.	Sport Attendant	01	4
114.	Cook	01	2
115	Cook for Gust House	01	1
116	Masalchi	01	1
117	Butler	01	2
118	Bearer	01	14
119	Workshop Attendant	01	1
120	Dai	01	1
121.	Plant Collector	01	3
122	Plant Mounter	01	2
123	Khalasi	01	11
124	Cleaner	01	5
125	Jamadar Sanitary Worker	01	1
126	Sanitary Worker	01	15
127.	Naib Qasid	01	58
128	Museum Attendant	01	1
129.	Armed Guard	01	33
130	Head Mali	01	1
131.	Mali	01	56
Total:			506

2 The Administrative Department may prepare necessary audit copy indicating therein total financial implications involved on account of pay & allowance and other necessary operating expenses and send to this department for authentication.

Yours faithfully,


(SYED NOOR AHMAD SHAH)
BUDGET OFFICER-II

Endst of even No. & date

Copy forwarded to

1. The Accountant General, Khyber Pakhtunkhwa.
2. The Director General, Pakistan Forest Institute, Peshawar.
3. The Director FMIU, Finance, Department with the request to create new DDO Code for the office Director General, Pakistan Forest Institute, Peshawar.

BUDGET OFFICER-II

Annex - C



GOVERNMENT OF KHYBER PAKHTUNKHWA
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT
PAKISTAN FOREST INSTITUTE, PESHAWAR
Ph: +92 91 9221224, 9216995, Fax: +92 91 9221233



(SAY NO TO CORRUPTION)

Dated 14/6/2019

OFFICE ORDER

No. 101 /F.VI(179)-Estt: In order to rectify the anomalies and to address grievances of the employees of Pakistan Forest Institute (PFI) related to the fresh service rules of PFI, notified on 16-04-2019, the following anomaly committee is hereby constituted:

- | | |
|-------------------------------------------------------------------------|----------|
| 1. Mr. Ayaz Khan Marwat , Director, Forestry Research Division (BPS-19) | Chairman |
| 2. Mr. Ahmed Zamir, Assistant Professor of Forestry (BPS-18) | Member |
| 3. Mr. Yousaf Shah, Administrative Officer (B&A) (BPS-17) | Member |
| 4. Mst. Sanam Zarif, Bio-Chemist (BPS-17) | Member |

TORs of the committee

- To examine all the applications of the concerned employees of PFI, Peshawar regarding their grievances / reservations.
- To point out anomalies (if any) in the service rules of PFI.
- To propose revision / amendment in the cases of anomalies, where necessary with justification.
- To propose bifurcation / re-designation or change of nomenclature, where necessary, with justification.
- Preparation of draft letters / summaries / cases / working papers for bifurcation / re-designation or change of nomenclature accordingly.
- Preparation of cases / working papers for submission to SSRC.
- Already settled cases / rules will not be discussed on the forum of the committee meeting.

The Committee will submit the genuine cases with viable solutions within 15 days. Administrative Officer (G) will provide the relevant documents to the committee, as and when demanded.



Director General

No. 571 /F.VI (179)-Estt

dated 14/6/2019

CC:

1. All Additional Director Generals, PFI, Peshawar.
2. All Directors, PFI, Peshawar.
3. Chairman of the committees.
4. Deputy Director (Tech), PFI, Peshawar.
5. All members of the committee.
6. Administrative Officer (G), PFI with the instructions to provide relevant record to the chairman of the committee, as and when needed.
7. Notice Board.


Director General

SENIORITY LIST OF DIFFERENT POSTS OF PFI (DFPRD)

S.No	Name of Official	Designation	BPS	Qualification	Date of Birth	Date of 1st Entry into Govt. Service	Date of regular appointment in present post
1	Muhammad Shafique	Stenotypist	BS-14	B.A	23-04-1986	26-03-2007	26-07-2007

1	Mr. Sohail Ahmed	Motor Mechanic	BS-07		03-02-1963	04-07-1982	04-07-1982
2	Mr. Bashir Masih	Motor Mechanic	BS-07		17-10-1968	15-10-1987	15-04-2003

1	Mr. Shafiq-ur-Rehman	Welder	BS-07		08/10/1973	19/02/2004	19/02/2004
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1	Mr. Zahid Ali	Workshop Attendant	BS-04	Metric	12-07-1981	03-02-2003	05-01-2006
1	Mr. Muhammad Ajmal,	Rope Way Operator	BS-12	Btech. Hons, (Mechanical Power, PGD GIS & RS)	18-10-1962	25-02-1984	25-02-1984
2	Mr. Muhammad Tariq	Technician	BS-12		12.09.1967	05.12.1990	05.12.1990
3	Mr. Rehmatullah	Technician	BS-12	M.Sc Political Science and Post Graduate Diploma in GIS & RS	12-03-1979	25-09-2008	20-05-2014

GOVERNMENT OF KHYBER PAKHTUNKHWA
FORESTRY RESEARCH DIVISION
PAKISTAN FOREST INSTITUTE, PESHAWAR

Ph: +92 91 9221224, Fax: +92 91 9221233



No. 338 /Estt(13)/DFR

Dated 26th September, 2019

To

The Director General,
Pakistan Forest Institute,
Peshawar.

SUBJECT: **SUGGESTION / RECOMMENDATION**

Reference: This office letter No. 326 /Estt(13)-DFR, dated 29th August 2019 (copy attached).

In continuation of this office order No. 101 /F.VI(179)-Estt, dated 14-06-2019, on the above cited subject, the revised suggestion / recommendation for the post of Welder (BPS-07) S.No. 119 of the recruitment rules is submitted for your kind consideration please. The application in this context was submitted by Mr. Said Akhtar Khan, AWWO (BPS-16) on behalf of Mr. Muhammad Shafiq, Welder (BPS-07), PFI (Copy attached).

Sr. No.	Application No.	Name	Existing Suggestion	Final Suggestion
03.	53	Said Akhtar Khan, Assistant Wood Working Officer (BPS-16) Related to Muhammad Shafiq, Welder (BPS-07)	The case of Welder (BPS-07) was examined. There was found no opening in promotion line for him. Therefore, it is suggested that he may be placed in promotion line in the panel line with Sawyer (BPS-07), Polisher (BPS-07) and Carpenter (BPS-07) against the post of Foreman Wood Workshop (BPS-12) S.No.86 of Recruitment Rules. Diploma in Wood Workshop may be exempted in promotion line.	The case was discussed on the forum of anomaly committee and it was found that Muhammad Shafiq, Welder (BPS-07) S.No. 119 of the recruitment rules, is working in ME Shop and the post of Technician is also lying in ME Shop therefore it will be more appropriate to put him in the promotion line of Technician (BPS-12), S.No. 83 of the recruitment rules of PFI. This decision will strengthen the ME Shop. Therefore the case was reconsidered. It is also suggested that there may be 25% quota for promotion to the post of Technician (BPS-12) instead of initial recruitment.

URGENT

26/09/2019

Chairman
Anomaly Committee
PFI, Peshawar.

5DT
A3 27/9/19

27/09/19
AO(G) OS ESTT

Application NO. 53

To

Director General,
Pakistan Forest Institute,
Peshawar.

Subject: TO CONSIDER THE PROMOTION LINE OF MR. MUHAMMAD SHAFIQ, WELDER (BPS-7)

Sir

I appreciate the struggle of Anomaly Committee to deal with cases of anomaly in such a large number. As Mr. Muhammad Shafiq, Welder (BPS-7), S.NO. 119 had no promotion line in the Promotion Rules of 2019 and an opening have been created for him. I have come to know that the committee has recommended Mr. Muhammad Shafiq, Welder (BPS-7) to be kept in the promotion line of Foreman (Wood Workshop)(BPS-12).

No doubt it is a good decision but Mr. Muhammad Shafiq is performing his duties in ME Shop and it would be more better if he may be put in promotion line for the post of Technician (BPS-12), which is also lying in ME shop. In this way his experience will be utilized in right place and in his own ME Shop and will become an asset for the Institution.

As the recommendations of the Committee have already been put to you sir for further process, but the matter is of importance for the betterment of Work Shop and the Institute, therefore it is requested Chairman, Anomaly Committee may be ordered in this respect and this case may also be included in the list of recommendations.

Said Akhtar Khan
Said Akhtar Khan,

AWWO/Officer Incharge ME Shop,
Pakistan Forest Institute,
Peshawar

Chairman Anomaly Committee

*Please consider it as its
seems logical.*

*Az
26/9/19*

BEFORE THE CHAIRMAN SERVICE TRIBUNAL,
KPK

Muhammad Shafiq

V/S

D.G PFI

REJOINDER ON BEHALF OF APPELLANT TO THE
COMMENTS OF RESPONDENTS

Respectfully Sheweth

1. That the comments filed by respondents is totally false, baseless and based on misrepresentation, and concealed the real facts and is based on malafide.
2. That the promotion live has been given to all the posts. The appellant has been malafidely deprived from promotion. Such rules is illegal, void against the law and fundamental rights of the appellant and is liable to be struck down. In all nature of post there is quota for promotions. There are various examples of promotions in the PFI without any promotion line. Atif Majeed DDT was promoted to BPS-19. Tufail plant operator was promoted to BPS-16 from BPS-8, Ajmal operator promoted from BPS-12 to 16, Rehmatullah Technical Assistant, who was on


deputation, was promoted as Technician without Rules, who was junior to the Appellant.

3. That the appellant is more senior in his section and is legally entitle to be promoted.

It is, therefore, most humbly prayed that the comments of respondents may kindly be rejected, and the new rules for promotion of the year 2019 may kindly be declared illegal, against the law and against the fundamental rights of the appellant, the Appellant be promoted to the post of Technician BPS.

Appellant


Through

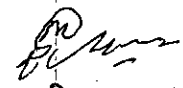

Bilal-ud-Din
Advocate High Court
Peshawar

Dated: ___/11/2019

Affidavite,

stated on oath that the contents of this rejoinder are true and correct.


ATTESTED
KHALIDA RAHMAN
ADVOCATE
OATH COMMISSIONER
PESHAWAR
11/11/2019


Deponent.

To

Director General,
Pakistan Forest Institute,
Peshawar.

Subject: TO CONSIDER THE PROMOTION LINE OF MR. MUHAMMAD SHAFIQ, WELDER (BPS-7)

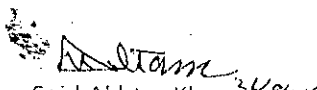
Sir

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As the recommendations of the Committee have already been put to you sir for further process, but the matter is of importance for the betterment of Work Shop and the Institute, therefore it is requested Chairman, Anomaly Committee may be ordered in this respect and this case may also be included in the list of recommendations.

Chairman Anomaly Committee
Please consider it as its
seems logical.
Azi
26/9/19


Said Akhtar Khan,
AWWO/Officer Incharge ME Shop,
Pakistan Forest Institute,
Peshawar



GOVERNMENT OF KHYBER PAKHTUNKHWA
FORESTRY RESEARCH DIVISION
PAKISTAN FOREST INSTITUTE, PESHAWAR



Ph: +92 91 9221224, Fax: +92 91 9221233

No. 338 /Estt(13)/DFR

Dated: 26 September 2019

To:

The Director General,
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Peshawar.

SUBJECT: SUGGESTION / RECOMMENDATION

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[Signature]

[Signature]

26/09/19

[Signature]

Chairman
Anomaly Committee
PFI Peshawar

[Signature]

Before The Service Tribunal Peshawar

shafiq ur Rehman --- vs. --- P.R.I.

Application for adjournment.

Respectfully sheweth.

1. That the above Title Case is filed for today for argument.

2. That the Counsel for the appellant attended the Court today, but due to some illness is not in position to argue the case today.

It is humbly Prayed the case may kindly be adjourned for some other Date.

Counsel for Appellant

Bilal

Bilal ud Din Advocate
High Court