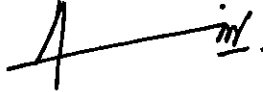


FORM OF ORDER SHEET

Court of _____

Appeal No. 1136/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/05/2023	<p>The appeal of Mr. Muhammad Shakeel resubmitted today by registered post through Mr. Muhammad Arshad Tanoli Advocate. It is fixed for preliminary hearing before touring Single Bench at A.Abad on _____</p> <p>By the order of Chairman  For REGISTRAR</p>

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

Service Appeal No. 11362023

Rafiq Javed, SCT (BPS-16), presently working against the post of In-charge Librarian BPS-17, Government Higher Secondary School No.1, Mansehra.

....APPELLANT

V E R S U S

The Secretary (E&SE) Education Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar & others.

...RESPONDENTS

**SERVICE APPEAL
INDEX**

S.#	Description	Page No.	Annexure
1.	Service appeal along with affidavit	1 to 11	
2.	Copy of order	12-18	"A" & "B"
3.	Copies of MLS Degree & Experience Certificate	19-23	"C" & "D"
4.	Copy of the request letter	24-25	"E"
5.	Copies of the orders	26-27	"F" & "G"
6.	Copy of the request & order	28-30	"H" & "I"
7.	Copy of direction dated 12.06.2014 and direction/order dated 01.10.2016	31-32	"J" & "J-1"
8.	Copy of departmental appeal	33-34	"K"
9.	Copy of order dated 24.09.2020 of this Honourable Tribunal	35-36	"L"
10.	Copy of Implementation Petition No.73/2022 and impugned order dated 03.03.2023	37-40	"M"
11.	Copy of certificate	41	"N"
12.	Copy of circular	42-44	"O"
13.	Wakalatnama	45	

Rafiq Javed
...APPELLANT

Through

Dated: _____/2023

(Muhammad Arspad Khan Tanoli)
Advocate Supreme Court of Pakistan

&

(Muhammad Ibrahim Khan)
Advocate High Court, Abbottabad

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

Service Appeal No. 1136 2023

Rafiq Javed, SCT (BPS-16), presently working against the post of Incharge Librarian BPS-17, Government Higher Secondary School No.1, Mansehra.

....APPELLANT

V E R S U S

1. The Secretary (E&SE) Education Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
2. The Director (E&SE) Khyber Pakhtunkhwa, Peshawar.
3. The Deputy Director Establishment (E&SE), Khyber Pakhtunkhwa, Peshawar.
4. The District Education Officer (Male), Mansehra.
5. District Accounts Officer Mansehra.

...RESPONDENTS

**SERVICE APPEAL UNDER SECTION 4 OF
KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL ACT 1974 FOR DECLARATION
TO THE EFFECT THAT THE RESPONDENT
TO GRANT OF PAY AND OTHER
EMOLUMENTS OF BPS-17 POST W.E.F
01.10.2016 TO till AND THE RESPONDENT
DEPARTMENT ARE FURTHER DIRECTED TO
ADJUST THE APPELLANT PERMANENTLY**

AGAINST THE POST OF LIBRARIAN IN BPS-
17.

PRAYER; ON ACCEPTANCE OF SERVICE
APPEAL, THE IMPUGNED REJECTION
LETTER DATED 03.03.2023 MAY BE SET-
ASIDE AND RESPONDENTS MAY BE
GRACIOUSLY BE DIRECTED TO GRANT OF
PAY AND OTHER EMOLUMENTS OF BPS-17
POST TO THE APPELLANT W.E.F 01.10.2016
TO TILL DATE FOR FULLY SHOULDERING
RESPONSIBILITY OF HIGHER POST WITH
ALL BACK AND CONSEQUENTIAL
BENEFITS. THE RESPONDENT MAY
FURTHER PLEASE BE DIRECTED TO
ADJUST THE APPELLANT PERMANENTLY
AGAINST THE POST OF LIBRARIAN IN BPS-
17 BEING HIGHLY QUALIFIED AND
EXPERIENCED. ANY OTHER REMEDY
WHICH THIS AUGUST TRIBUNAL DEEMS
FIT AND APPROPRIATE THAT MAY ALSO
BE AWARDED IN FAVOUR OF APPELLANT.

Respectfully Sheweth;-

The facts forming the background of the instant service appeal are arrayed as under;

1. That, the appellant was appointed as CT vide order dated 17.06.1993 and promoted to the post of SCT in BPS-16 vide order dated 7.11.2014. Since then performing his duty with great zeal and devotion whatsoever assign to him. **Copy of order is attached as Annexure "A" & "B".**

2. That, the appellant is highly qualified having the degree of M.Sc Librarian Science with the experience of about 10 years in Management of Libraries at University and Higher Secondary School level. **Copies of MLS Degree & Experience Certificate are attached as Annexure "C" & "D".**

3. That, keeping in view the capability of the appellant the competent authority of Hazara University Mansehra vide order dated 19.08.2008 and requested the worthy Secondary (E&SE) Educational Department

Peshawar for deputation of the appellant for a period of three years. The E&SE Department accepted the request and issue NOC vide order dated 22.02.2008. **Copy of the request letter is attached as Annexure "E".**

4. That, the concerned authority of Hazara University vide letter dated 28.11.2008 the appellant was posted as Officer Assistant in the Centre Library then after vide notification dated 18.02.2011 appointed as In-charge Library and 01.06.2011 further 02 years extension in deputation was granted. **Copies of the orders are attached as Annexure "F" & "G".**

5. That after completion of five years deputation the appellant repatriate the present department and was adjusted at GHS Shinkari and from their own recommendation/request of Principal GHSS NO.1 Mansehra the appellant was further adjust at GHSS No.1 Mansehra and handed over the charge of Librarian. **Copy of the request & order are attached as Annexure "H" & "I".**

6. That, vide order dated 12.06.2014 the Principal directed the appellant to functionalize the appellant to close the library of the school for its proper utilization. After retirement of the said Principal GHS No.1 Mansehra the another Principal Muhammad Saeed taking over the charge GHSS No.1 Mansehra he also issue the direction to hold the charge of Librarian in BPS-17 vide order/direction dated 01.10.2016. **Copy of direction dated 12.06.2014 and direction/order dated 01.10.2016 is attached as Annexure "J" & "J-1".**

7. That, thereafter the appellant being eligible and working against the higher post filed departmental appeal for the purpose of pay and allowances of the higher post in BPS-17 and for adjustment against the post of Librarian BPS-17 on regular basis. The appeal of the appellant has not been responded within the statutory period of 90 days hence, the appeal No.119 was filed which was converted into departmental appeal. **Copy of departmental appeal is attached as Annexure "K".**

8. That, appeal No.887-A/2019 of the appellant was converted into departmental appeal vide order dated 24.09.2020. **Copy of order dated 24.09.2020 of this Honourable Tribunal is attached as Annexure "L".**

9. That, the appellant filed implementation petition No.73/2022. As a result, the respondents department provides impugned rejection letter dated 03.03.2023 before the Camp Court, Abbottabad on 27.03.2023. **Copy of Implementation Petition No.73/2022 and impugned order dated 03.03.2023 is attached as Annexure "M".**

Hence, the instant service appeal is filed inter-alia on the following grounds;-

GROUND:-

a. That, not granting of pay and other emolument of BPS-17 and deciding the appeal of the appellant within statutory period of 90 days is against the law, rules and constitution.

- b. That, since 24.06.2014 the appellant has been working as Librarian at GHSS No.1, Mansehra to the entire satisfaction of the concerned certificate issued by the concerned authority. **Copy of certificate is attached as Annexure "N"**.
- c. That, appellant deserve to be appointed against the post of Librarian being qualified, experience, and working against the same post for a long period.
- d. That, Mr. Riaz Ahmad Ex-SET GHSS New Darband having nearly same facts and circumstances was appointed against the post of SS Pak Study.
- e. That, in another similar nature case Mr. Muhammad Fayyaz Junior Clerk was promoted to Senior Clerk.
- f. That not granting the pay benefits of BPS-17 post w.e.f 01.10.2016 till date and not taking action on the Departmental Appeal of the appellant within statutory period is against

the law, facts, norms of justice and material on record, therefore, not tenable.

g. That, the appellant has been shouldering the responsibilities of Higher Post of BPS-17 since 2014, therefore, he is legally entitled to all monetary benefits of BPS-17 post from the date he is performing his duty in BPS-17.

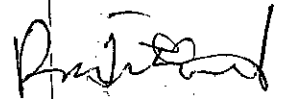
h. That the August Supreme Court of Pakistan has allowed as similar appeal on 30.09.2015 while deciding C.P No.1763/2015. Therefore, the appellant is also entitled under the principles of equality and equity.

i. That, even this August Tribunal has also allowed as similar appeal of Muhammad Khan V/s Education Appeal No.59/2006 on 15.06.2006, wherein the pay benefits of higher posts were allowed to the appellant. Therefore, being a similarly placed person, the appellant is also entitled to the same relief.

- j. That, the Khyber Pakhtunkhwa Finance Department has also issued a circular dated 17.08.2022 and 01.01.2013, wherein pay of higher post has been allowed to this incumbents who hold higher post. Copy of circular is attached as Annexure "O".
- k. That, the appellant, legally, cannot be deprived from the pay benefits of higher post, against which he has been performing his duties since 2016.
- l. That, the appellant seeks permission to advance others grounds and proofs at the time of hearing.

It is therefore, very humbly prayed, that on acceptance of service appeal, the impugned rejection letter dated 03.03.2023 may be set-aside and respondents may be graciously be directed to grant of pay and other emoluments of BPS-17 post to the appellant w.e.f 01.10.2016 to till date for fully shouldering responsibility of higher post with all back and consequential benefits. The

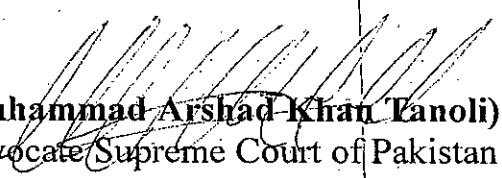
respondent may further please be directed to adjust the appellant permanently against the post of librarian in BPS-17 being highly qualified and experienced. Any other remedy which this august tribunal deems fit and appropriate that may also be awarded in favour of appellant.



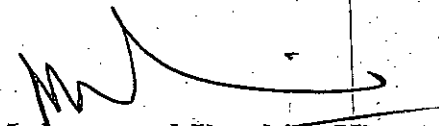
..APPELLANT

Through;

Dated; _____/2023



(Muhammad Arshad Khan Tanoli)
Advocate Supreme Court of Pakistan
&



(Muhammad Ibrahim Khan)
Advocate High Court, Abbottabad

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

Service Appeal No. _____ 2023

Rafiq Javed, SCT (BPS-16), presently working against the post of In-charge Librarian BPS-17, Government Higher Secondary School No.1, Mansehra.

....APPELLANT

V E R S U S

The Secretary (E&SE) Education Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar & others.

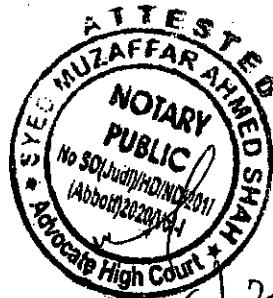
...RESPONDENTS

SERVICE APPEAL

AFFIDAVIT

I, Rafiq Javed, SCT (BPS-16), presently working against the post of In-charge Librarian BPS-17, Government Higher Secondary School No.1, Mansehra, do hereby solemnly affirm and declare that the contents of foregoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

Rafiq Javed
DEPONENT



Annex-A P12^A (53)

OFFICE OF THE DIRECTOR OF EDUCATION(S) HAZARA DIVISION ABBOTTABAD.

OFFICE ORDER NO. 58 /AE-III
 CT(MALE).
 DATED AT ABBAD THE, 17/6 /1993.

APPOINTMENT/ADJUSTMENT:

The following appointment/adjustment of the trained CT, candidates (Long Course) are hereby ordered against CT/SV post as noted against each in BPS-9(Rs.1185-72-2265) and BPS-14(Rs.1530-119-3315) in case of BA/BS(2nd; Division) plus usual allowances as admissible under the rules with effect from the date of their taking-over charge on the following terms & conditions in the interest of public service:-

S.NO.	Name/Father's Name/Qualification/ with Address.	School where posted/Adjust- -ed.	Remarks.
1.	Mr. Farhad Khan, FA/CT trd: work: ag: SV post at GMS, Gorakki.	GMS, Billah, Haripur.	ag: vacant CT post.
2.	Mr. Muhammad Hafeez, FA/CT trd: working ag: SV post at GHS, Kariplian, Haripur.	GMS, Kohala Payeen.	-do-
3.	Mr. Tahir Osman, FA/CT trd: working ag: SV post at GHS, Ghazi.	GHS, Sirikot.	ag: vacant CT post vice Mr. Musaddiq Shah proceeded on LPR wef 1.5.93.
4.	Mr. Muhammad Fiaz Khan, B.Sc CT trd: working ag: SV post at GMS, Phallah, A/Abad.	GHS, Nagri Tutial.	ag: vacant CT post.
5.	Mr. Tasnimur Rehman, BA/CT trd: working ag: SV post at GMS, Bagla, Hpr:	GMS, Cutba Dhaka.	ag: vacant n/c C.T. post.
6.	Mr. Muhammad Asif, M.Sc/CT trd: working ag: SV post at GHS, Seer.	GHS, Sarhan.	-do-
	Mr. Bashir Ahmed, BA/CT trd: work: ag: SV post at GMS, Jambura.	GHS, Rashing.	-do-
	Mr. Shaheed ul-Islam, B-Com/Ct Trd: working ag: SV post at GMS, Bagla.	GMS, Cutba Dhaka.	-do-
	Mr. Rafique Ahmed, BA/CT trd: work: ag: SV post at GMS, Kotla, Hpr:	GMS, Khoi Maira.	-do-
10.	Mr. Waqar Ahmed, FA/CT trd: work: ag: SV post at GHS, Sehaki Bala.	GMS, Khambian.	-do-
11.	Mr. Muhammad Afsar Abbasi, B.Sc/CT trd: work: ag: SV post at GMS, Pattan Kalan, A/Abad.	GMS, Makool Payeen.	-do-
12.	Mr. Altaf Ullah, BA/CT trd: work: ag: SV post at GMS, Hilkot.	GMS, Khambian.	-do-
13.	Mr. Naeem Gul, B.Sc/CT trd: work: ag: SV post at GHS, Dalola.	GMS, Tarhana.	ag: vacant CT post
14.	Mr. Muhammad Bashir, B.Sc/CT trd: working ag: SV post at GHS, Shungli Payeen, Mansehra.	GMS, Gurwal.	ag: vacant N/C C.T. post.

P-13

Mr. Ashraf Khan
Central Pakistan
Adjacent to
Abbottabad

....P/6....

15. Mr. Zahir Shah, B.Sc/CT Trd:work: GMS, Khoi Maira, ag: vacant N/
ag: SV post at GMS, Hassan Bai, Hpr: CT post.
16. Mr. Javeed Iqbal, FA/CT trd:work: GHS, Jalgali. -do-
17. Mr. Saleem Khan, FA/CT trd:work:ag: GMS, Kaneeri, ag: vacant CT
SV post at GMS, Kaneeri, H/Pur, vice Mr. Alta
Ahmed, Project
resumed CT post.
18. Mr. Abdul Hafeez, BA/CT trd:work:ag: GMS, Bagh, ag: vacant n/c
SV post at GHS, Seo (Kohistan). (Mansehra). C.T. post.
19. Mr. Muhammad Latif Khan, FA/CT trd: GMS, Pukshai, ag: vacant n/c
working ag: SV post at GMS, (Haripur). C.T. post.
20. Mr. Javaid Khan, CT trd: work:ag: " -do- -do-
SV post at GMS, Qazipur.
21. Mr. Amjad Saeed, BA/CT trd: work: " Tilli Hassan ag: vacant CT
ag: SV post at GMS, Sarhadna, H.Pur. Zai. (KD). vice Mr. Abdul
Qadoos, refuse
join CT post.
22. Mr. Muhammad Yousaf, BA/CT trd: S/O GMS, Asharbaa. ag: vacant CT
Muhammad Daud r/o Chetti Dehri,
Moh: Aurangzebabad, Bedra Road,
Mansehra.
23. Mr. Aneesur Rehman, BA/CT trd: S/O GMS, Battangi. ag: vacant n/c
Ghulam Mustafa, vill: Mandhiar, CT post.
PO Attershisha, Mansehra.
24. Mr. Muhammad Naseem, BA/CT trd: S/O GMS, Battangi. -do-
Talot Khan, PTC, GPS, Bersar
(Thakot) C/O Sher Badhar, Asstt:
SDEO(F) Battagram.
25. Mr. Muhammad Tahir, BA/CT trd: S/O GMS, Garwal. -do-
Gazi Karim Abdullah, Village,
Mandihar, PO Attershisha, Mansehra.
26. Mr. Hafiz Mujeebur Rehman, GMS, Shera Kot. ag: vacant CT
/CT trd: S/O Abdul Latif, vice Mr. Muham
Village Kander PO Phulra, Mansehra. Sharif, refuse
to join CT post.
27. Mr. Muhammad Maroof, BA/CT trd: GMS, Kalai (Kch) ag: vacant n/c
S/O Muhammad Farooq, Katvi Char CT post.
Kander, PO Shehal Mazullah, Man:
28. Mr. Tahir Ellahi, BA/CT trd: S/O GMS, Bag (Pttan) -do-
Imam Din, Vill: Bhangian, Teh: Kohistan.
B/Mansehra C/O Hazara Cloth House
Rustam Bazar, Balakot.
29. Mr. Munir Hussain, D-Com/CT trd: S/O -do- -do-
Habibur Rehman, Vill: & PO Bharyai,
Mansehra.
30. Mr. Khurshid Ahmed, MA/CT trd: S/O GMS, Banil Gilla. -do-
Muhammad Yasin, Vill: Pan Dheri, (Kohistan).
Khaki Doraha, Mansehra.
31. Mr. Khurshid Akhtar, FA/CT trd: S/O -do- -do-
Muhammad Firdoon Khan, Teh: Balakot
(Mansehra).

- 32. Mr. Jaffar Shah, FA/CT trd: S/O Miskeen Shah, Vill: & PO Bherkand, Mansehra. GMS, Harigah. (Kohistan). ag: vacant CT post.
- 33. Mr. Abdal Aziz, FA/CT trd: S/O Amin-ul-Maq, Vill: Khola (NullahE) PO Dubrian, Mansehra. GMS, Ghari Shabi Khel (Koh:). -do-
- 34. Mr. Shahzad Hussain Shah, FA/CT trd: S/O Rehman Shah, via: Baffa vill: & PO Nokot, Mansehra. GMS, Baneel (Jag) (Kohistan). ag: vacant n/c CT post.
- 35. Mr. Muhammad Jamil, FA/CT trd: S/O Muhammad Iqbal, PT/Govt: Mosque Primary School, Kashka, Haripur. GMS, Beila. (Kohistan). -do-
- 36. Mr. Muhammad Feroz FA/CT trd: work: ag: PTC post at GMS, Labourkot, Mansehra. GMS, Gaddar, (Kohistan). ag: vacant CT post
- 37. Mr. Sajjad Hussain Shah, FA/CT trd: B/O Mir Hussain Shah, Vill: & PO Notkot, Mansehra. GMS, S, Harban, (Kohistan). -do-
- 38. Mr. Banaras Khan MA/LLb CT Trd: work: U.D.C at O/O Asstt: Director (Field) Postal Life Insurance A'Abad. GHS, Seer (A'Abad) Agn: Vacant SV, post.
- 39. Mr. Muhammad Nawaz FSc/CT trd: S/O Abdul Sattar V:&PO, Jabba Mansehra. GHS; Pinal Sharif (Mansehra). -do-
- 40. Mr. Abdul Qadoos MA/B. Ed/CT trd: work: ag: PTC post at GPS, New Kharkot, Haripur. GMS, Khabbal. Haripur. -do-
- 41. Mr. Jamshed Ali BA/CT trd: S/O Raheem Ullah, Vill: & PO Mangli Teh: Balakot, Mansehra. GHSS, Darband. -do-
- 42. Mr. Muhammad Saleem, FA/CT trd: S/O Abdur Rehman, Moh: Titwal, Vill: & PO Balakot, Mansehra. GHS, Taloes. -do-
- 43. Mr. Muhammad Pervez, BA/B. Ed/CT trd: work: ag: PTC post at GPS, Jarral. GMS, Gul Bardi. -do-
- 44. Mr. Muhammad Javed S/O Muhammad (MA/ Sadiq, Vill: & PO Khaki, Mansehra. Edu: CT) GMS, Bat-Doga. -do-
- 45. Mr. Fazal Hayat, MA/CT trd: S/O Ghulam Subhani, Vill: & PO Bagrian, Mansehra. GHS, Kanai. -do-
- 46. Mr. Javaid Iqbal, FA/CT trd: S/O Muhammad Ayub, Vill: & PO Tanool Banda Via: Guli Bagh, Mansehra. GMS, Hilkot. -do-
- 47. Mr. Muhstaq MA/B. Ed, CT trd: work: ag: PTC post at GPS, Arab Khan, Mansehra. GHS, Salam Khand. Haripur. -do-
- 48. Mr. Muhammad Sagheer, MA/CT trd: S/O Shah Zaman, Vill: Garr PO Serai Saleh, Haripur. GHS, Baghpur Dheri. -do-
- 49. Mr. Muhammad Fqrid, MA/CT trd: work: ag: Qari post at GHS, Khairabad, Mansehra. GMS, Pattan Kalan. -do-

(Signature)
 Supreme Court of Pakistan

Ministry of Education
 Jinnah Plaza Adjacent to
 Dist: Bar Abbottabad

Contd: P/4...

R15

...P/4...

50. Mr. Saraj, FA/CT trd: S/O Khudadad Khan, Vill: Balhata PO Balakot, Mansehra. GMS, Malkot. ag: vacant SV post.
51. Mr. Inham Hussain Shah, BA/CT trd: S/O Mian Haleem Shah, C/O Superior Science Public School, Mansehra. GHS, Chamiali. -d-
52. Mr. Azhar Iqbal Qureshi, M. Sc/CT trd: S/O Mir Alam (Late) H.No. KL-449, Link Road, Aram Bagh, A/Abad. GHS, Khairagali. -d-
53. Mr. Rafiq Javed, BA/CT trd: S/O Ali Shah, C/O All Jewalare S, Kashmiri Bazar, Mansehra. GMS, Seri Khan Kadan. -d-
54. Mr. Hafeez-ur-Renhan, BA, CT/Trd: work: ag: DM post at GHS, Kailag (Haripur). GHS, Kalangir. -d- (Haripur)
55. Mr. Muhammad Ashraf, CT trd: working ag: PTC post at GPS, Malikpura, Abbottabad. GHS, Sarhan. Atd: -d-
56. Mr. Azma Hussain Kiani, MA/CT trd: S/O Raja Muzaffar Hussain Kiani, H.No. 292-KL, Mandi Mangle Sain, Link Road, A/Abad. GMS, Kheri. Haripur. -d-
57. Mr. Syed Afsar Shah, FA/CT trd: S/O Syed Umer Shah, C/O Raza Stationers, Vill: & PO Shinkiani, Mansehra. GMS, Kohela Payeen. Haripur. -d-

NOTES:-

1. NO TA/DA/TG is allowed. 2. Charge reports should be submitted to all concerned.
3. The teacher who are not willing to join CT post noted against their names & intend to remain on their existing SV post should submit a written refusal to this effect to this office.

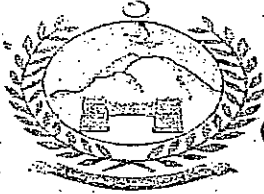
CONDITIONS:-

1. The appointment is purely on temporary basis and subject to termination at any time without notice or assigning any reason.
2. They should produce their age & health certificate from the MS concerned.
3. The Head of Institution/offices are required to check all original educational qualification certificates before hand over charge to them.
4. In case they wish to resign from service they will have to give one month's prior notice or forfeit one month pay in lieu of short notice.
5. The appointment shall stand automatically cancelled if they fail to join the post within 15 days of the issue of this order.
6. The newly appointee are required to get verify their academic certificates from board/university concerned.

Contd: on P/5.

Annex - B

CTs (M) Mansehra 1



Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar

PH No. 091-9210389, 9210938,

9210437, 9210957, 9210468

Fax 091-9210936, 0800-33857

E-mail rafiq_kk851@yahoo.com

DEOCM)
Mansehra

2-16

AD & Sec
put up on fi

Notification

Consequent upon the recommendations of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification NoSO(B&A)/1-18/E&SE/2012 dated 11.07.2012 and Finance Department Endorsement No SO(FR)/FD/10-22(E)/2010 dated 16.07.2012, the following Male CTs B-15 are hereby promoted to the post of Senior CT BPS-16 (Rs.10000-800-34000) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, on the terms and condition given below with immediate effect and further they will be posted in the Government Higher Secondary /High Schools by the District Education Officers concerned against the newly upgraded Senior CT BPS-16 posts, they will be posted by the District Education Officer concerned on "School based".

Total No. of CT (M) Posts duly verified by the DAO	812
1/3 share of Senior CT Posts	271
Share of promotion 100%	271
Already Promoted to the post of Senior CT B-16	271
SCT Promoted to the post of SST B-16	47
Posts available for promotion	47
Promoted to the post of Senior CT B-16	43
Deferred for promotion	04

S#	Sen NO	Teacher's Name	School	Date of Birth	Remarks
1	296	Muhammad Tahir	GHS Attershisha	1/3/1968	Services placed at the disposal of District Education Officer (M) Mansehra for further posting on "School based".
2	297	Siraj Ahmed	GHS Shohal Mazullah	8/3/1968	do
3	298	Javed Iqbal	GMS Chiri Kot	12/5/1971	do
4	299	Myousaf	GHS Baidra	5/3/1963	do
5	300	Abdul Aziz	GHS Ghanool	1/6/1968	do
6	301	Muhammad Maroof	GHS Shohal Mazullah	10/6/1965	do
7	302	Hafiz Majeed Jr Rehman	GHS Gali Badral	30/1/1967	do
8	303	Shahzad Hussain Shah	GHS Nokot	20/6/1970	do
9	304	Sajjad Hussain Shah	GHSS Sherpur	1/4/1971	do
10	305	Jafar Shah	GHS Timber Khola	1/3/1972	do
11	306	Rafiq Javed	GMS Kandara	23/3/1970	do
12	307	Muhammad Nawaz	GHS Jaba	15/7/1966	do
13	308	Jamshaid Ali	GHS Kot Gali	14/4/1964	do
14	309	Muhammad Saleem	GHS Balakot	8/5/1967	do
15	310	Itam Hussain Shah	GHS Timber Khola	14/1/1968	do
16	311	Azizi Ahmad	GHS Ghanool	1/4/1969	do
17	312	Mohd Feroz	GHS Labarkot	7/4/1971	do
18	313	Khush Raza	GHS Oghi	15/4/1966	do

Saleem O.S
Put up on
file
21/7/11

[Signature]
District Education Officer (M)
Mansehra
Minah Plaza Adjacent to
near Abbottabad

					do
19	314	Shakeel Ahmad	GHS Afzalabad	1/5/1971	do
20	315	Muhammad Aslam	GMS Chiri Ko	4/4/1968	do
21	316	Arshad Jamil	GHS Nokot	4/5/1970	do
22	317	Mohd Nawaz	GHSS Sherpur	7/2/1964	do
23	318	Amjad	GMS Chaniai	4/1/1966	do
24	321	Hussain Ahmad Shah	Gms Khanian	2/3/1965	do
25	322	Sshafaqat Ali Shah	GHS Gandhian	12/7/1966	do
26	323	Khalid Mehmood	GHS Shahalia	12/1/1969	do
27	324	S Mazhar Niazi	GHS Khawari	26/12/1966	do
28	325	Zahid Hussain	GHS Shinkiani	16/3/1964	do
29	327	Khawaja Zaman	GMS Chansair	10/1/1966	do
30	328	Ali Zaman	GHS Bandi Parow	10/3/1966	do
31	329	Anwar Zeb	GHS Kajla	13/3/1967	do
32	330	Gul Fraz	GHS Batora	2/4/1967	do
33	331	Naseer Ud Din	GMS Dotar	12/5/1968	do
34	332	Shabeer Ahmed	GHS Attershisha	20/4/1969	do
35	332 B	Umar Sadiq	GHS L Nawab	02/06/1969	do
36	333	Mati Ur Rehman	GHS Kolika	7/6/1969	do
37	335	Muhammad Saeed	GHS Attershisha	3/1/1964	do
38	336	Said Alam	GHS Naran	5/2/1964	do
39	338	Ehsan Ul Haq	GMS Zaffar Maidan	1/4/1967	do
40	339	Arshad Saeed	GHS Khaki	2/11/1968	do
41	340	Amjad Saeed	GHS Khaki	2/11/1968	do
42	341	Shabbir Ahmad	GMS Baffa Kalan	20/02/1969	do
43	342	Shafique-Ur-Rehman	GMS Talhatta	14/11/1964	do

Terms and conditions:-

- 1 They would be on probation for a period of one year extendable for another one year.
- 2 They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 3 Their services can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be preceded under the rules framed from time to time.
- 4 Charge report should be submitted to all concerned.
- 5 Their Inter-Se- seniority on lower post will remain intact.
- 6 No TA/DA is allowed for joining his duty.
- 7 They will give an under taking to be recorded in their service book to the effect that if any over payment is made to him in light this order will be recovered and if he is wrongly promoted he will be reversed.

(Muhammad Rafiq Khattak)
Director
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar.

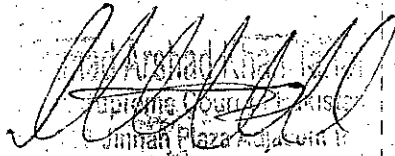
Endst: No. 2351-57 / File No.2/Promotion Senior CT B-16: Dated Peshawar the 17/11/2014.
Copy forwarded for information and necessary action to the:-

[Handwritten Signature]
Jinnah Plaza Adjacent to
Bar Abbotabad

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. District Education Officers (M) Mansehra.
3. District Accounts Officer Mansehra.
4. Official Concerned
5. PS to the Secretary to Govt: Khyber Pakhtunkhwa E&SE Department.
6. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
7. M/File

P-18

VK 17/11/17
Dy: Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar


Jinnah Plaza Peshawar

Dist: Bar Abbottabad

Serial No. 000005

شهادة التخرج

Registration No. 12-FIMS/MLIS-HU-5

Roll No. MLIS-S-008-2012

HAZARA UNIVERSITY

Mansehra, Pakistan

P-19



Signature of Registrar
Registrar
Abbottabad

The University in recognition of the fulfilment of prescribed requirements has conferred upon
Mr / Ms Rafiq Javed Son / Daughter of Ali Sher

The Degree of **MASTER OF LIBRARY AND INFORMATION SCIENCES** in the examination
field in June, 2014 session 2012-13 (Regular)

He / She was placed in 2.82 Division / Grade / CGPA.

[Signature]
Controller of Examinations

Date 19-November-2014

[Signature]
Vice Chancellor

[Signature]
Registrar

Annex-D
P-20



HAZARA UNIVERSITY
MANSEHRA

Ph: 0997-530732 Fax: 0997-414111

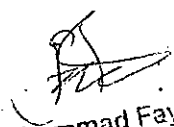
No. HU/PS/2014/ 213

February 06, 2014

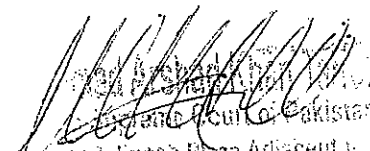
EXPERIENCE CERTIFICATE

It is certified that Mr. Rafiq Javed joined Hazara University in November 20, 2008 as Assistant Librarian in the Central Library of the University. He had served till December 11, 2011. During his tenure, Mr. Rafiq Javed rendered useful services to establish the nascent university library by assigning decimal data to all the thousands of books, which were procured from national, and international books foundation and the purchases carried out in the best interest of the university. Mr. Rafiq Javed had been a focal person during this historic process of establishing the Central Library.

We wish him all the best for his valuable experience in Library Sciences.


Qazi Muhammad Fayaz
S.S.T (Sc) BPS-17
GHS Shahelia Mansehra

Prof. Dr. Syed Sakhawat Shah
Vice Chancellor
Prof. Dr.
Syed Sakhawat Shah
Vice Chancellor
Hazara University Mansehra.


Qazi Muhammad Fayaz
S.S.T (Sc) BPS-17
GHS Shahelia Mansehra



Annex (CF)
HAZARA UNIVERSITY MANSEHRA, PAKISTAN

Phone No: 0997-414163 Fax No. 0997-530046

Email: hur@registrars@yahoo.com

P-21

F.No. 4(16)-HU/Reg-E-II/2018/178

February 23, 2018

EXPERIENCE CERTIFICATE

This is to certify that Mr. Rafiq Javed S/O Ali Sher (CT) joined Hazara University on deputation, in his own pay scale, on 26-11-2008. He served the Hazara University as per following detail:

1. Office Assistant w.e.f 26-11-2008 to 11-06-2009.
2. Assistant Librarian w.e.f 12-06-2009 to 11-12-2013.

[Handwritten Signature] 23/02/2018.

Deputy Registrar (Estb.-II)
Hazara University, Mansehra

CC:

1. Concerned File
2. Master File

[Handwritten Signature]
Deputy Registrar (Estb.-II)
Hazara University, Mansehra
Jinnah Plaza Adjacent to
Bar, Abbottabad

Deputy Registrar (Estb.-II)
Hazara University, Mansehra



HAZARA UNIVERSITY GARDEN CAMPUS

MANSEHRA, NWFP

Phone No.0997-414163 Fax No. 0997-530045

Email:huregistrar@yahoo.com

F. No. 4(1)-HU/Reg/2009/1932

October 12, 2009

P-22

NOTIFICATION

The Competent Authority has been pleased to approved an Award of Rs.20,000/= for following staff of Central Library as per distribution given below, on account of their performance during shifting the Library from its old building to Syed Ahmad Shaheed Library & Research Center Building and establishment of Syed Ahmad Shaheed Library:-

S.NO	NAME	DESIGNATION	AMOUNT CASH AWARD
1	Zubair Alam Khan	Deputy Registrar (project supervisor)	4500
2	Rafiq Javed	Incharge central library /Teaching Assistant	3000
3	Shahid Ali	Office Assistant	2500
4	Abdur Rauf	Office Assistant	2500
5	Muhammad Khurshid	UDC	2000
6	Nouman Mushrq	LDC	1500
7	Muhammad Bilal	N/Q	1000
8	Muhammad Saqib	N/Q	1000
9	Muhammad Sajid	N/Q	1000
10	Wajiullah	N/Q	1000

[Handwritten signature]
12/10/09

Prof. Sher Ali Khan
Registrar

Copy to:

1. PS to Vice Chancellor
2. PA to Registrar
3. Treasurer
4. RAD (Audit)
5. Central Library
6. Salary Section
7. Officer/Officials Concerned
8. Personal Files

[Handwritten signature]
Syed Ahmad Shaheed Library & Research Center
Jinnah Plaza Adjacent to
Bar, Abbottabad



HAZARA UNIVERSITY MANSEHRA, PAKISTAN

Phone No: 0997-414163 Fax No. 0997-530046

Email: huregistrar@yahoo.com

P-23

F. No. 4(2)-HU/Reg/2013/104

January 11, 2013

From:

The Registrar
Hazara University

To

Ms. Nageen Ainuddin,
Director, PASTIC National Centre,
Quaid e Azam University Campus
PO Box No. 1217, Islamabad.

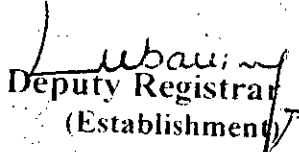
Subject:

TRAINING WORKSHOP ON "TOTAL LIBRARY SOLUTION IN PRESENT ERA, FROM FEBRUARY 11-15, 2013"

Please refer to your letter No. PNC/LIB/TAR/-1(1)2012/1976/12 dated 21-12-2012 on the subject cited above.

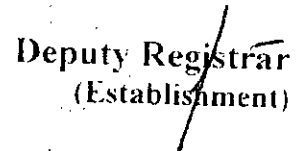
It is to inform that the Competent Authority has been pleased to nominate the following employees of this University for participation in the training workshop on "Total Library solution in present ERA, from February 11-15, 2013" organized by your centre.

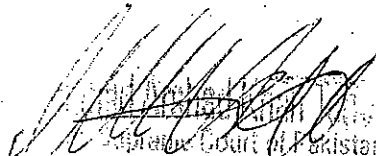
1. Mr. Rafiq Javed, Assistant Librarian
Central Library, Hazara University


Deputy Registrar
(Establishment)

Copy to:

1. PS to Vice Chancellor
2. PA to Registrar
3. Assistant Librarian Central Library
4. Master Files


Deputy Registrar
(Establishment)


Deputy Registrar
(Establishment)
23 Jinnah Plaza Adjacent to
Bar Abbottabad

Annex - E

P-24



HAZARA UNIVERSITY MANSHIRA, PAKISTAN
Phone No. 0997-41111 Fax No. 0997-510040
Email: huz-registrar@huz.edu.pk

F-File 4/10/11/Rep-11/2018/778

February 23, 2018

EXPERIENCE CERTIFICATE

This is to certify that Mr. Rafiq Javed S/O Ali Sher (CT) joined Hazara University on deputation, in his own pay scale, on 26-11-2008. He served the Hazara University as per following detail:

1. Office Assistant w.e.f 26-11-2008 to 11-06-2009.
2. Assistant Librarian w.e.f 12-06-2009 to 11-12-2013.

[Signature] 23/02/2018.

Deputy Registrar (Estb.-II)
Hazara University, Manshira

CC:

1. Concerned File
2. Master File

[Signature]
Deputy Registrar (Estb.-II)
Hazara University, Manshira
33 Jinnah Plaza Adjacent to
Distt. Bar Abbottabad

Deputy Registrar (Estb.-II)
Hazara University, Manshira

Annex "E"

P-25

~~Signature~~

KANDAR

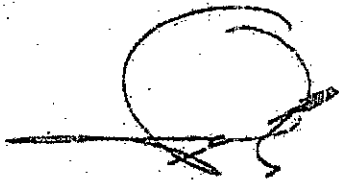
**OFFICE OF THE EXECUTIVE DISTRICT OFFICER
(SCHOOLS & LITERACY) DEPARTMENT, DISTRICT
MANSEHRA.**

No. 20131

Date 22/8/2008

NO OBJECTION CERTIFICATE

It is certified that Mr. RAFIQ JAVED C.T is a bonafide member of NWFP Schools & Literacy Department presently working at GHSS No.1, Mansehra. If his services are placed at the disposal of Hazara University, Mansehra this parent organization will have no objection.



**EXECUTIVE DISTRICT OFFICER,
(Schools & Literacy),
Mansehra.
EXECUTIVE DISTRICT OFFICER
ELTY & SECY EDUCATION
MANSEHRA**

**DISTRICT OFFICER (MALE)
ELTY & SECY EDUCATION
MANSEHRA**

Signature
District Court
Jinnah Plaza Adjacent
Distt: Bar Abbottabad

~~Annex~~ Annex of #
P-26
HAZARA UNIVERSITY MANSEHRA, PAKISTAN

Phone No: 0997-414163 Fax No. 0997-530046

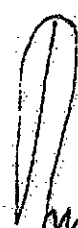
Email: huregistrar@yahoo.com

F. No. 4(2)-HU/Reg/2011/1938

June, 2011

OFFICE ORDER

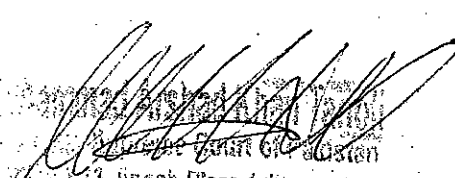
In pursuance of the letter of Executive District Officer (E&SE), Mansehra vide No.7503-06 dated 17-05-2011 the Competent Authority has been pleased to grant extension to Mr. Rafique Javed, Teaching Assistant, Central Library in his term of deputation for further period of two years w.e.f 25-11-2011 to 24-11-2013 on the existing terms and conditions.


Deputy Registrar
(Establishment)
11/6/11

Copy to:

1. PS to Vice Chancellor
2. PA to Registrar
3. Incharge Central Library
4. Treasurer
5. Deputy Director Audit
6. Executive District Officer (E&SE) Mansehra
7. Principal Govt Higher Secondary School Mansehra.
8. Officer concerned
9. Personal File
10. Relevant File


Deputy Registrar
(Establishment)
11/6/11


Registrar
Huzefa Jinnah Plaza Adjacent to
Dist: Bar Abbottabad

Annex-G

F. No. 4(1)-HU/Reg/2011/77

February 18, 2011

NOTIFICATION

The Syndicate vide Item No. 22 of its 20th meeting held on 21-10-2010 has unanimously approved the appointments of the following employees on deputation basis whose services have been borrowed from other Govt. Departments/universities:-

S. No.	Name & Designation	Lending / Reference
1	Dr. Fayaz Ullah, Assistant Professor Department of Agriculture, Haripur Campus	Govt. University of Muzaffargarh Reg/2007/180 dated 1 Jun 2007 (for two years)
2	Ms. Salma Bibi, PST Aurangabad Model School & College against the post of stenographer	Education Department BDO Office Manshera, Faisalabad Reg/2007/1949 dated 14 May 2007 (for three years)
3	Mohammad Rafique Javed, Incharge Librarian	Education Department BDO Office Manshera, Faisalabad Higher Secondary School-1 Manshera in/11/2006 and scale vide No. 42/HU/Reg/2008/2006 dated 25 Nov 2008 (for three years)
4	Mr. Kain Khan Awan, Associate Professor, Political Science	Higher Education Archives and Librarian Department Higher Panchajanya Pathwar Principal Manshera Degree College Manshera as Associate Professor vide No. 42/HU/Reg/2010/218 dated 5 Jul 2010
5	Mr. Abid Hussain, Assistant Admin Officer, Haripur Campus	Education, Assistant District Officer Education, District Sud Sahib Circle as Assistant Admin Officer vide No. 42/HU/Reg/2008/1422 dated 18 Mar 2008 (for three years)

[Signature]
 18/02/11

Copy for Information & Necessary actions

1. PS to Vice Chancellor
2. PA to Registrar
3. Coordinator, Havelian Campus
4. Coordinator, Haripur Campus
5. Treasurer
6. The Provost
7. Director Academics
8. R/D/Audit
9. Relevant File

[Signature]
 Supreme Court of Pakistan
 Plot # 23 Jinnah Plaza Adjacent to
 Dist: Bar Abbottabad

[Signature]
 Registrar
 (Haripur Campus)

Annex

RP

P-28

4

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MANSEHRA.

MUTUAL TRANSFER ORDER.

Consequent upon the provision of NOC from the both Principals, the competent authority is hereby adjust the following teacher with their own pay and grade in the best interest of public service with immediate effect.

S.No:	Name & Designation.	From	To
1.	Rafiq Javed.	GHS Shinkari.	GHSS No I Mansehra.
2.	S Shoukat Hussain Shah.	GHSS No I Mansehra	GHS Shinkari

NOTE.

1. In this connection necessary entries to this effect should be made in their service books.
2. Charge report should be submitted to all concerned.
3. No TA/DA is allowed.



DISTRICT EDUCATION OFFICER,
(MALE) MANSEHRA.

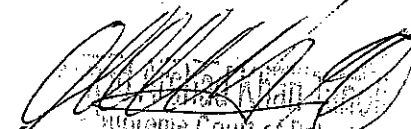
Endstt: No: 2416-20

Dated Mansehra the, 10/3 /2014.

Copy to the :-

1. District Accounts Officer Mansehra.
2. Principal, GHSS No: I Mansehra/Principal GHS Shinkari.
3. Teacher concerned.
4. Office File.


DISTRICT EDUCATION OFFICER,
(MALE) MANSEHRA.


Supreme Court of Pakistan
33 Jinnah Plaza Adjacent to
Bar Abbottabad

Annex 'Q'

I
Annex-T
P-29

To

The District Education Officer,
Mansehra KPK.

Subject: Mutual transfer (CT post) between GHSS No.1 and GHS Shinkiri

R/Sir,

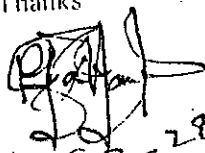
It is humbly requested you that we want mutual transfer against the ~~CT post~~ of CT between GHSS No.1 Mansehra and GHS Shinkiri. Sir kindly grant us mutual transfer so that we can perform our duties in a more better way as this is convenient for both of us and also in the great interest of both schools. It will help us to exert our energies totally for education purposes and we should give better services for the department.

Thanks

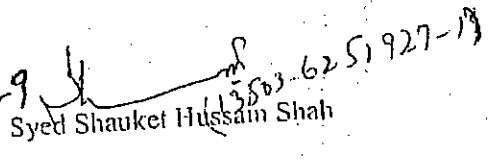
Present posted as

Rafiq Javeed

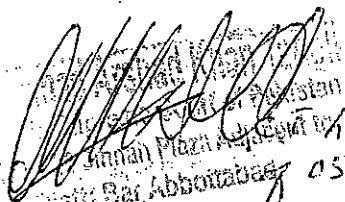
CT GHS Shinkiri



13503-283915-9


13503-6251927-19

CT GHSS No.1 Mansehra



Recommended with the remarks that Mr. Rafiq Javeed has Master Degree in Library Science with an experience of 05 years at Hazara University, Mansehra and GHSS No.1 Mansehra has a valuable library without any professional i.e. Librarian etc. His transfer will be highly beneficial to the school.

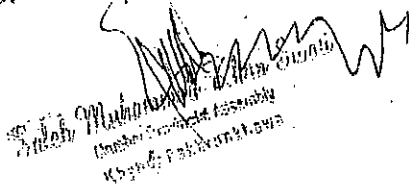
DEO. M. M. P.

Principal
Govt. Higher Socy. School
No. 1 (E/M) Mansehra.

Please. May be mutual
Transfer against
Same post

on the provision of subs.
if the transfer is not
then under signed,
no objection

8/3/21


District Education Officer
Mansehra District Assembly
Khyber Pakhtunkhwa

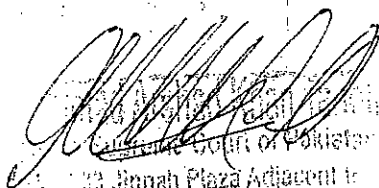
OFFICE OF THE PRINCIPAL GHSS NO.1 MANSEHRA


NO OBJECTION CERTIFICATE

P-30

Certificate that Mr RAFIQ JAVED SCT/LIBRARIAN Government Higher Secondary School No 1 Mansehra is permanent employee of Government Khyber Pakhtunkhwa since 22/06/1993.

This Department has no objection on his appointment in any other Department/post.


Rafiq Javed
SCT/Librarian
23 Jinnah Plaza Adjacent to
Bar Abbotabad

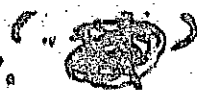

PRINCIPAL
GHSS NO.1 MANSEHRA

PRINCIPAL
GHSS No:
Mansehra

Annex - J

P-31

Annex



L

32

7

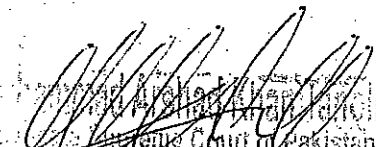
Experience Certificate


It is certified that Mr. Rafiq Javed S/O Ali Sher SCT of this Institution has been working against the vacant post of Librarian (BPS-17) since 12.06.2014.

The applicant has done his Master in Library Science and has been handling this library quite efficiently for the last four years.

He by his own efforts arranged about four thousand books through donation which were added to the library.

He is an efficient highly skillful and dedicated employee who always remains ready to take up responsibility.


Principal
District Court of Pakistan
Office No. 30 Jinnah Plaza Adjacent to
Distt. Bar, Abbottabad


Principal
G.H.S. No. 1
Mansehra

Annex - J-1

Annex (T)


P-32

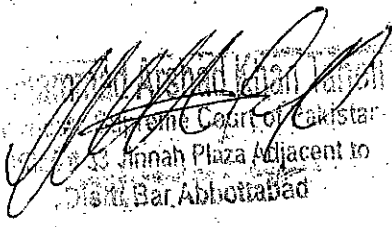
OFFICE OF THE PRINCIPAL GOVT: HIGHER SECONDARY SCHOOL NO.1 (MANSEHRA)

Subject:- CHARGE OF LIBRARIAN AGAINST THE VACANT POSTS OF BPS-17

Mr. Rafique Javed SCT of this school is directed to take over the charge of the post of librarian BPS.17 w.e.f 01/10/2016 till further order.

The concerned full fills all the pre-requisites for the above said post. He is the man of exemplary qualities and also devoted.


Principal
GHSS No.1 Mansehra
01-10-16


District Bar, Abbottabad

Annex - K

P-33

To

The Secretary
Government of Khyber Pakhtunkhwa
E&SE Department Peshawar

Subject:

APPEAL FOR APPOINTMENT AGAINST THE VACANT POST OF LIBRARIAN AT GHSS NO.1
MANSEHRA, BEING ELIGIBLE AND QUALIFIED

Respected Sir,

The appellant submits as under,

1. That appellant was appointed as CT Director Hazara Division Endst NO 126 vide 74-813 dated 17/6/1993 and promoted to the post of SCT BPS- 16 Vide Director E&SE Khyber Pakhtunkhwa Peshawar Endst No. 2351-57 dated 17-11-2014. (Copies annexed as Annexure (A & B) respectively).
2. That the appellant is highly qualified having the degree of M.Sc. library Science with an experience of about ten years in management of libraries at university and higher Secondary School level. Copy of degree of M.Sc. library science is attached here with for perusal please, as Annexure (C).
3. That keeping in view the capability of the appellant. The competent authority of Hazara University Manselra vide letter no HU/Reg/2008/876/Dated 19-08-2008 requested the worthy Secretary E&SE Education Deptt. Peshawar for deputation for a period of three years. (Copy of the requested letter dated 19-8-2008 is annexed as Annexure- D).
4. That the E&SE being parent department issued NOC Vide letter NO. 20131 Dated 22-02-2008. (Copy of the NOC dated 22/02/2008 is annexed as Annexure (E)).
5. That in response to the above said letter dated 19/8/2018. The Government of NWFP E & SE Department Peshawar vide letter NO So (PE) 9-6/CT/08 Rafiq Javed Dated 08/9/2008 requested the Director E&SE Peshawar to communicate his views / commets in the matter for further process. (Copy of the letter dated 08/09/2008 is annexure-F).
6. That the worthy Director E&SE NWFP Peshawar vide letter NO 5018/531/A-15/CT/DM Deputation Dated 15/9/2008 asked the than EDO E AND SE Mansehra to decide the case at his own level being the competent authority in the matter and inform them to the office of the Secretary to Government of NWFP E&SE department Peshawar accordingly. (Copy of the letter Dated 15/09/2008 is annexed as annex (G)).
7. That in response to the above referred letter dated 15/09/2008. The EDO (E & SE) Mansehra. Vide letter No 24300. Dated 18/09/2008. Has allowed the competent authority of Hazara University to appoint the appellant on Deputation initially for a period of three years. (Copy of the letter Dated 18/9/2008 is annexure H).
8. That after completion of entire process the vice chancellor (competent authority) of Hazara University Manselra vide letter NO 9(2) - Hu/Reg/2008/2496 November 20.2008 issued the offer / Deputation letter to the appellant (copy of the letter Dated 20/11/2008 is annexed as annexure (I)).
9. That the concerned authority of Hazara University vide letter No. fno.4(2)-HU/Reg/2008.2554 November 28/2008 posted the appellant as office assistant in the Central library, Then after vide Notification No F NO(4(1)-HU/Reg/2011/477 February 18-2011 appointed as incharge library. (Copy of the letter Dated 25/11/2008 and 18/2/2011 is annexed as annexures (k & L) respectively).
10. That after completion of three years deputation period the competent Universit authority of the Hazara ty on the excellent performance of the appellant regarding the library management forwarded request to the Govt of Khyber Pakhtunkhwa E&SE Peshawar for further extension in Deputation for a period of Two years which was positively responded by the parent department and resultantly vide Office Order No. F.No4(2)-HV/reg/2011/1438 June 01-2011 granted extension in deputation for a period of two years. (Copy of the letter dated 6/6/2011 is annexed as Annexure -M).
11. That after completion of five years deputation period in central library Hazara University Mansehra the competent authority of the aforesaid university vide Letter No 4(2) HU/Reg/2013 dated 1/3/2013 was very much pleased as the in service of the appellant and further requested to the parent department for third time. Extension in deputation period of the appellant, which

was not possible under the rule / law. (Copy of the letter dated 1/3/2013 is annexed as annexure - N).

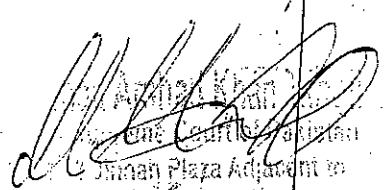
- 12. That the competent authority of the aforesaid university was desirous for permanent absorption of the appellant, but it was not favorable beneficial for the appellant being permanent employee of E&SE department and having 22 years' service at his credit and cash award certificate.
- 13. That the experience certificate awarded by the experience certificate awarded by the competent authority of the Hazara University Mansehra is annexure O & P respectively.
- 14. That after repatriation to the parent department the appellant was adjusted at GHS Shinkhari and from there on the recommendation / request of principal GHSS No. 1 Mansehra the appellant was further adjusted at GHSS No. 1 Mansehra. Copy of recommendation / request and order dated 10/3/2014 is annexure Q & S respectively.
- 15. That vide order Book No 396 dated 12/6/2014 the principal (BS-20) Directed the appellant to functionalize the closed library of the school for its proper utilization. (Copy of order book dated 12/6/2014 is annex-S).
- 16. After the retirement Mr. Javed Principal GHSS.NO.1 Mansehra Muhammad Saeed (BS-20) taking over the charge GHSS.NO.1 Mansehra. He also issuing me as librarian (BPS-17) on dated 1-10-2018. (Copy of order dated 01-10-2016 is annexure-T.)
- 17. That since 24/6/2014 the appellant has been working as librarian at GHSS No. 1 Mansehra to the entire satisfaction of the concerned office / staff and students as well. In this regard an experience certificate issued by the concerned authority is annex-U.)
- 18. That appellant deserve to be appointed against the post of librarian being qualified, experienced, and working against the same post for a long period.
- 19. That Mr. Riaz Ahmad Ex.SET GHSS New Darband having nearly same facts and circumstances was appointed against the post of SS Pak Study. (Copy of the court order is annexure-V).
- 20. That in an-anther similar nature case Mr. Muhammad Fayyaz J/C was promoted to S/C. (Copy of the court order dated 14/10/2008 is annexure-W).

It is therefore in the light of the above stated humble submission prayed that the instant appeal of the appellant may be accepted and appellant be appointed against the post of librarian at GHSS No. 1 Mansehra in the interest of Justice.

Appellant

Rafiq Javed
SCT / InCharge Library
GHSS No. 1 Mansehra

Dated: 2/1/2019

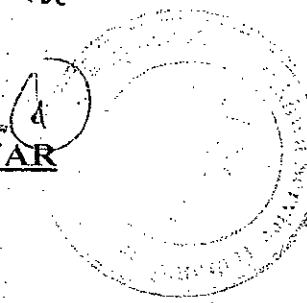

Rafiq Javed
Jinnah Plaza Adjacent to
Bar Abbottabad

Q-35

Annex L

Annex L

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR



APPEAL NO. 287 /2019

Khyber Pakhtunkhwa
Service Tribunal

Entry No. 681

Date 30/4/2019

Rafiq Javed, SCT (BPS-16),
Presently working against the Post of Incharge Librarian BPS-17,
Government Higher Secondary School No. 1 Mansehra.

(Appellant)

VERSUS

1. The Secretary (E&SE) Education Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
2. The Director (E&SE) Khyber Pakhtunkhwa, Peshawar.
3. The Deputy Director Establishment (E&SE) Khyber Pakhtunkhwa, Peshawar.
4. The District Education Officer (Male) Mansehra.

(Respondents)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 FOR DIRECTING THE RESPONDENT TO GRANT OF PAY AND OTHER EMOLUMENTS OF BPS-17 POST W.E.FROM 01.10.2016 TILL DATE AND THE RESPONDENT DEPARTMENT ARE FURTHER DIRECTED TO ADJUST THE APPELLANT PERMANENTLY AGAINST THE POST OF LIBRARIAN BPS-17 AND AGAINST NOT TAKING ON THE DEPARTMENT APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF 90 DAYS.

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE RESPONDENT MAY BE GRACIOUSLY THE DIRECTED TO GRANT OF PAY AND OTHER EMOLUMENTS OF BPS-17 POST TO THE APPELLANT W.E.FROM 01.10.2016 TILL DATE FOR FULLY SHOULDERING RESPONSIBILITY OF

File-to-day
30/4/19

Resubmitted to-day and filed.

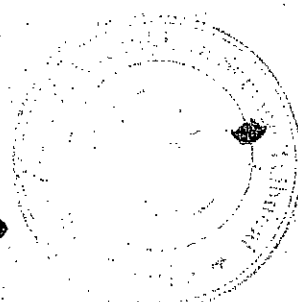
Resubmitted to-day 27/4/19

ACCEPTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Appeal No. 887/2019
Rafiq Javed vs Govt

P-36




24.09.2020

Appellant alongwith counsel present.

Learned counsel argued the matter at some length and then stated that the appellant would be satisfied in case the respondent No. 1 is required to decide the departmental appeal of the appellant on its merits and at an early occasion.


The request of appellant ~~is worth~~ ⁸ appeared to be reasonable. The concerned respondent shall do the needful in accordance with the request of appellant. The appeal in hand is disposed of accordingly.

Needless to note that the appellant shall be at liberty to pursue his remedy in accordance with law in case he is unsatisfied with the outcome of departmental appeal. File be consigned to the record.


Chairman

ANNOUNCED

24.09.2020

Certified true copy

Chairman
Services Tribunal
Punjab

Date of Presentation of Application 23/6/21
Number of Words 800
Copying Fee 10.00
Urgent 4.00
Total 14.00
Name of Applicant —
Date of Completion of Copy 23/6/21
Date of Delivery of Copy 23/6/21

4 Annex - M P-37

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

CM No. _____ -A/2022

IN

Appeal No.887-A/2019

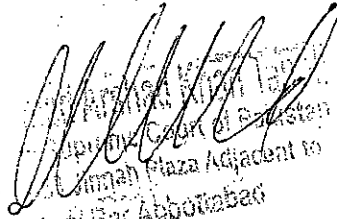
Rafiq Javed ASDEO, Circle Baffa, District Mansehra.

...APPELLANT

VERSUS

The Secretary (E&SE) Education Government of Khyber Pakhtunkhwa,
Civil Secretariat, Peshawar & Others.

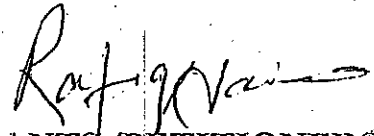
...RESPONDENTS


Rafiq Javed
Advocate Supreme Court of Pakistan
Lahore Plaza Adjacent to
Bar Abbotsabad

APPLICATION

INDEX

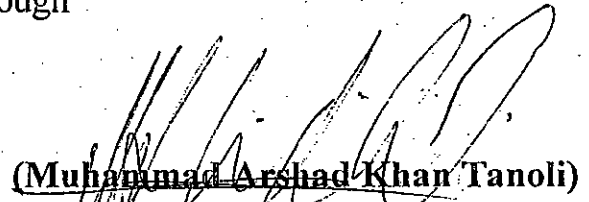
S.#	Description	Page No.	Annexure
1.	Implementation Application	1 to 3	
2.	Copy of appeal No.887 /2019	4-7	"A"
3.	Copy of order dated 25/09/2020	8-9	"B"
4.	Wakalatnama	10	



...APPLICANTS /PETITIONERS

Through

Dated: _____ /2022


(Muhammad Arshad Khan Tanoli)
Advocate Supreme Court of Pakistan

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

CM No. _____ -A/2021

Rafiq Javed ASDEO, Circle Baffa, District Mansehra.

...APPELLANT

VERSUS

1. The Secretary (E&SE) Education Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
2. The Director (E&SE) Khyber Pakhtunkhwa Peshawar.
3. The Deputy Director Establishment (E&SE) Khyber Pakhtunkhwa Peshawar.
4. The District Education Officer (Male) Mansehra.

...RESPONDENT

SERVICE APPEAL**APPLICATION FOR PLACING OF THE ORDER**

DATED 24.09.2020 IN APPEAL NO. 887/2019

WHEREIN THE HONORABLE TRIBUNAL

DISPOSED-OFF THE CAPTIONED APPEAL WITH

THE DIRECTION TO THE RESPONDENT TO

DECIDE DEPARTMENTAL APPEAL OF THE

APPELLANT BUT THE SAME HAS NOT SO FAR

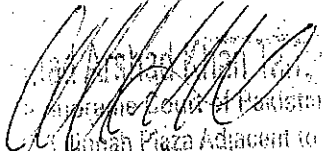
BEEN DECIDED BY THE DEPARTMENT.

Respectfully Sheweth:-


1. That, the appellant filed service appeal No. 887/2019 regarding grant of salary of BPS-

17 as librarian. (Copy of appeal No. 887/19 is attached as Annexure "A").

2. That this Honourable tribunal, at the very outset, disposed-off the appeal of the appellant with the direction to the respondents to decide the departmental appeal of the appellant vide order dated 24.09.2020. (Copy of order dated 24.09.2020 of this Honourable tribunal alongwith departmental appeal dated 02.01.2019 is annexed as Annexure "B").
3. That the respondents, inspite of direction of this Honourable Tribunal did not bother to decide departmental appeal of the appellant which amounts to the contempt of Court.



 Advocate Supreme Court of Pakistan
 Durrani Plaza Adjacent to
 W. I. Bar Abbotabad

In view of the above, it is prayed that respondent may be directed to decide the departmental appeal dated 02.01.2019 of the appellant, failing which, contempt of Court proceedings may be initiated to punish them.


 ...APPLICANT/PETITIONER

Dated: _____/2022

Through


 (Muhammad Arshad Khan Tanoli)
 Advocate Supreme Court of Pakistan



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**GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

Dated Peshawar March 03, 2023

NOTIFICATION

No. SOLI-IDE&SED/1-3/SA#887/19 the appellant namely Mr. Rafiq Javed was appointed against the post of CT teacher (BPS-09) vide order dated 17-06-1993 & later on promoted to the post of SCT (BPS-16) vide order dated 17-11-2014 on the basis of seniority-cum-fitness as per rules & policy in vogue.

2. whereas, during the course of service, the then Principal GHSS No.1 Mansehra, issued instructions to the teacher concerned vide order book of the school dated 01-10-2016 for working as in charge of the school library on temporary basis for looking after & smooth running of the student activities in the school library.
3. And whereas, in the meanwhile the teacher concerned, invoked the constitutional jurisdiction under Article-212 of the constitution of Islamic Republic of Pakistan through filing Service Appeal No. 887/2020 before the Hon'ble Service Tribunal, Peshawar for grant of pay & allowances of higher post (BPS-17) as well as absorption against the post of Librarian (BS-17) on regular basis.
4. And whereas, the Hon'ble Service Tribunal, Peshawar decided the Service Appeal No. 887/2020 of the appellant vide order dated 24-09-2020, whereby, the case of the appellant was converted into Departmental Appeal with the directions to the Respondent No.1/Secretary E&SE Department to decide the same on merit.
5. And whereas, in compliance of the order ibid, the case of the appellant was referred to the meeting of Departmental Appellate Committee, held on 27-02-2023 under the chairmanship of Additional Secretary (General) E&SE Department, wherein, pro & contra evidences of the case were thoroughly discussed. The Committee has unanimously concluded that the appellant is not entitled to the pay, allowances as well as absorption as Librarian (BS-17) on the following grounds:-
 - i. The appointment against the post in question, comes under purview of Khyber Pakhtunkhwa Public Service Commission after the due process of recruitment.
 - ii. That no proper order has been passed by the Competent Authority / Secretary E&SE.
 - iii. The appellant is serving as SST (Q) which is a teaching cadre post, while the post of Librarian is non-teaching cadre post, against which he cannot be promoted/absorbed under the rules & policy.
 - iv. That similar nature Service Appeals No. 885/2015 & 1084/2016 have been decided by the Honorable Service Tribunal, Peshawar in favor of the Respondent Department on 18-09-2017 & 19-03-2018, upheld by the August Supreme Court of Pakistan in C.P No. 4813/2017 & 2097/2019 respectively.

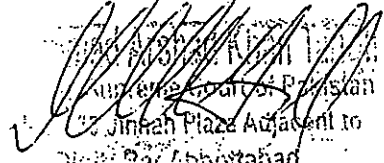
Now, therefore, in compliance of the order dated 09-04-2020 of the Hon'ble Service Tribunal, Peshawar, having gone through the record of the case & recommendations of the Departmental Appellate Committee meeting held on 27-02-2023, being Competent Authority/Respondent No.1, in the instant case, is of the firm opinion that the appellant is not entitled to the service benefits and permanent adjustment against the post of Librarian BPS-17 as prayed for in his main appeal remitted to the Respondent Department as representation vide judgment ibid. Hence, the Departmental Appeal of the appellant is hereby regretted in the best public interest.

Endst: of even No. and date

Copy forwarded for information & w/action to the:-

1. Learned Registrar Khyber Pakhtunkhwa Service Tribunal, Peshawar.
2. Learned AAG, Khyber Pakhtunkhwa Service Tribunal, Peshawar.
3. Director Elementary & Secondary Education Khyber Pakhtunkhwa.
4. Section Officer (Primary-Male) E&SE Department.
5. District Education Officer (Male) Mansehra.
6. PS to Secretary E&SE Department.
7. P.A to Additional Secretary (General) E&SE Department.
8. P.A to Deputy Secretary (Legal-I) E&SE Department.
9. Master file.

SECRETARY


Secretary
Government of Khyber Pakhtunkhwa
Jinnah Plaza Adjacent to
New Bar Abbottabad


Section Office (Litigation-II) 03.03.23

Annexure N

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7

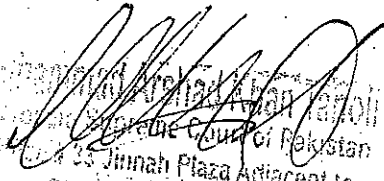
Experience Certificate


It is certified that Mr. Rafiq Javed S/O Ali Sher SCT of this Institution has been working against the vacant post of Librarian (BPS-17) since 12.06.2014.

The applicant has done his Master in Library Science and has been handling this library quite efficiently for the last four years.

He by his own efforts arranged about four thousand books through donation which were added to the library.

He is an efficient highly skillful and dedicated employee who always remains ready to take up responsibility.


Rafiq Javed S/O Ali Sher
SCT
35 Jinnah Plaza Adjacent to
Distt. Bar Abbottabad


Principal
GHSS No. 1
Mansehra
PRINCIPAL
G.H.S. No. 1
Mansehra

Annex 2

GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)

NO. FD (P/R) 1-1/2012
Dated Peshawar the 17-08-2012

To

1. All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
2. The Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
3. The Secretary to Governor, Khyber Pakhtunkhwa.
4. The Secretary to Chief Minister, Khyber Pakhtunkhwa.
5. The Secretary, Provincial Assembly, Khyber Pakhtunkhwa.
6. All Heads of Attached Departments in Khyber Pakhtunkhwa.
7. All District Coordination Officers in Khyber Pakhtunkhwa.
8. All Political Agents / District & Sessions Judges in Khyber Pakhtunkhwa.
9. The Registrar, Peshawar High Court, Peshawar.
10. The Chairman, Public Service Commission, Khyber Pakhtunkhwa.
11. The Chairman, Services Tribunal, Khyber Pakhtunkhwa.

Subject:

APPOINTMENT OF AN OFFICER OF LOWER GRADE TO A POST OF HIGHER GRADE AND GRANT OF PAY OF THE HIGHER POST.

Dear Sir,

In pursuance to the Finance Division's Office Memorandum No. F-8(4)R-2/97-1204/99 dated 24-07-2009, the Government of Khyber Pakhtunkhwa has decided that pay of the higher post will be admissible to civil servants during the period of appointment on higher post-subject to the following conditions:

i. The officer has been appointed on the higher post by the authority competent to make appointment on that post.

ii. The officer is fully qualified in every respect to be appointed to that higher post.

iii. The officer discharges all the duties and responsibilities of the higher post independently and severed all connections with his lower post.

iv. The pay of the higher post will be fixed presumptively w.e.f. the date the officer assumes charge of the higher post and it will include the increments of the pay scale of the higher post for the period of higher post appointment on that post. In such cases premature increment shall not be admissible. However, the officer will be entitled to the arrears of pay and allowances from the date he assumes the charge of the higher post.

v. On relinquishment of charge of the higher post or on transfer or on regular promotion to that higher post, the pay will be re-fixed with reference to original scale of pay of the post held by the officer and increments carried (if any) on higher post will count for increments in his original scale as per provisions of FR-26.

ATTESTED

(cont'd....P/2)

ATTESTED



GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)

NO. FD (PRC) 1-1/2012
Dated Peshawar the 01-01-2012

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To:

1. All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
2. The Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
3. The Secretary to Governor, Khyber Pakhtunkhwa.
4. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
5. The Secretary, Provincial Assembly, Khyber Pakhtunkhwa.
6. All Heads of Attached Departments in Khyber Pakhtunkhwa.
7. All District Coordination Officers in Khyber Pakhtunkhwa.
8. All Political Agents / District & Sessions Judges in Khyber Pakhtunkhwa.
9. The Registrar, Peshawar High Court, Peshawar.
10. The Chairman, Public Service Commission, Khyber Pakhtunkhwa.
11. The Chairman, Services Tribunal, Khyber Pakhtunkhwa.
12. All Divisional Commissioners in Khyber Pakhtunkhwa.

Subject: APPOINTMENT OF AN OFFICER OF LOWER GRADE TO A POST OF HIGHER GRADE AND GRANT OF PAY OF THE HIGHER POST.

Dear Sir

In continuation of this Department's circular letter of even number dated 17-08-2012 on the subject noted above and to state that certain Departments have approached this Department for the grant of benefits of higher post to the incumbent appointed from a lower post, but while examining the cases a question has arisen as how to ascertain / examine the eligibility under the conditions of para-i(ii) of this Department's circular letter No. FD (PRC) 1-1/2012 dated 17-08-2012.

The case has been examined in consultation with Finance Division and clarification with regard to para-i(ii) of the Finance Department's circular letter No. FD (PRC) 1-1/2012 dated 17-08-2012 is as under:-

"In cases of officers who are appointed to higher post by the competent authority and who discharge the duties of a higher post in their service / cadre, they would be allowed pay of the higher post only if they fulfill the prescribed conditions of promotion to the higher post as laid down in the Recruitment Rules and satisfactory completion of mandatory training (where so prescribed)."

I am therefore, directed to request that before forwarding any case to the Finance Department the above provision should invariably be examined by the concerned department and the following documents / information should also be furnished to this Department for proper disposal of the cases on merit:-

Approval of the competent authority & notification.

Charge assumption report of higher post.

Charge relinquishment report of lower post.

Service statement duly attested by Accountant General / DDO etc.

[Handwritten signature]
Secretary
Finance Department
Government of Khyber Pakhtunkhwa
Peshawar

ATTESTED

Section Officer

[Handwritten signature]
Section Officer

P-44 (25)

[Handwritten signature]

- v. Completion certificate of mandatory training, where required.
- vi. Seniority list duly attested by concerned Administrative Department.
- vii. Specific conditions / requirements if any which necessitated the appointment of officer / official on higher post.
- viii. Reference of Recruitment Rules or copy of relevant recruitment rules applicable to the higher pay scale / post.

Yours Faithfully,

[Signature]
 (MUHAMMAD IMTIAZ AYUB)
 Additional Secretary (Regulation)

Encls: No: FD (PRC) 1-1 /2012,

Dated Peshawar the 1st Jan, 2013

A Copy is forwarded for information to the:-

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Secretaries to Government of Punjab, Sindh & Balochistan, Finance Department.
3. All Autonomous / Semi Autonomous Bodies in Khyber Pakhtunkhwa.

[Signature]
 (MASOOD KHAN)
 Deputy Secretary (Reg-II)

Encls: No & Date even.

A copy for information is forwarded to:-

1. The Director, Treasuries & Accounts, Khyber Pakhtunkhwa.
2. All the District Comptroller of Accounts in Khyber Pakhtunkhwa.
3. The Director, Local Fund Audit, Khyber Pakhtunkhwa, Peshawar.
4. The Director, FMIU, Finance Department.
5. The Treasury Officer, Peshawar.
6. All the District & Agency Accounts Officers, Khyber Pakhtunkhwa / FATA.
7. All the Section Officers / Budget Officers in Finance Department, Khyber Pakhtunkhwa, Peshawar.
8. The Private Secretary to Minister Finance, Khyber Pakhtunkhwa.
9. The Private Secretary to Secretary / P.As to Special Secretary, Additional Secretaries / Deputy Secretaries in Finance Department.

[Signature]
 (SHAIKAT ULLAH)
 Section Officer (SR-1)

ATTESTED

(SHAIKAT ULLAH)
Section Officer (SR-1)

Bar, Abbottabad

ATTESTED

کورٹ فیس

وکالت نامہ

Service Tribunal of Peshawar بعدالت

Rafique Javed عنوان: C.A. of hph 20

Appellant منجانب:

Service Appeal نوعیت مقدمہ:

باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے اسے پیروی و جواب دہی کل کارروائی متعلقہ آں مقام

M. Ashraf Khan Tareeli Adv. S. C. 3 Ibrarim Khan Adv. H. C.

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا نیز وکیل صاحب موصوف کو کرنے راضی نامہ و تقرر ثالث و فیصلہ بر حلف و دینے اقبال و دعویٰ اور بصورت دیگر ڈگری کرانے اجراء وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور کی کل یا کسی جزوی کارروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا ساختہ پرداختہ مجھ کو منظور و قبول ہوگا۔ دوران مقدمہ جو خرچہ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔ نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جزو بقایا ہو تو وکیل صاحب موصوف مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست بمراد استجارت نالش بصیغہ مفلسی کے دائرہ کرنے اور اس کے پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

المقوم:

Accepted

بمقام:

Accepted

M. Ibrarim Khan
Adv. H. C.

Ashraf Khan Tareeli Adv.
S. C.