


FORM OF ORDER SHEET

Court of \_\_\_\_\_

Appeal No. 1185/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	26/05/2023	<p>The appeal of Mst. Bibi Saliha presented today by Mr. Amjad Ali Mardan Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on <b>30-05-2023</b>.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

Service Appeal No. 1185 /2023

Bibi Saliha wife of Iftikhar Ahmad resident of Sawaldher Tehsil and District  
Mardan .....Appellant

**VERSUS**

Govt of KPK through Secretary Elementary and Secondary Education  
KP, Civil Secretariat Peshawar and others

.....Respondents

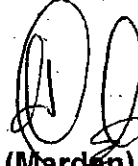
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*Bibi Sahib*

Through Appellant



Amjad Ali (Mardan)  
Advocate  
Supreme Court of Pakistan

Dated: 24/05/2023

*Amjad Ali*  
ADVOCATE  
SUPREME COURT

①

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

Service Appeal No. 1185 /2023

Bibi Saliha wife of Iftikhar Ahmad resident of Sawaldher Tehsil and District  
Mardan  
.....Appellant

**VERSUS**

1. Govt of KPK through Secretary Elementary and Secondary Education KP, Civil Secretariat Peshawar.
2. Secretary Elementary and Secondary Education KP, Civil Secretariat Peshawar.
3. Director of Elementary & Secondary Education KP at Directorate of E&SED Hashtangari Chowk, Near Qila Bala Hisar Peshawar.
4. District Education Officer (Female) Mardan

.....Respondents

**Appeal under Section 4 of Service Tribunal Act, against the appellate order/notification bearing Endst No 3519-25/F.No.AD(Lit-II)/SA7388/2021/Saleha Bibi/Mardan dated 09/05/2023 passed by Director Elementary & Secondary Education KP Peshawar whereby departmental appeal of the appellant is regretted thereby denying the salary, perks and privileges of promotion order dated 06/09/2017 under the contrivance of non-actualization when admittedly no service was effected upon the appellant or her Head Mistress or any follow up procedure from the Department which impugned notification/appellate order is illegal against law and facts without lawful authority, void ab initio and liable to be set aside.**

**Respected Sir,**

**Appellant humbly submits as under:**

1. That appellant is a permanent resident of Sawaldher District Mardan **(Copy of the CNIC of appellant is attached as Annexure A)**
2. That appellant is appointed as Physical Education Teacher (BPS-9) vide appointment order dated 14/11/2000 **(Copy of the appointment order dated 14/11/2000 is attached as Annexure A-1)**
3. That the post of the appellant is gradually upgraded to BPS-15.
4. That appellant while serving as PET (BPS-15) is transferred from GGMS Matha Jadeed to GGMS Shekray Baba vide office order bearing Endst No 5063/9/P/File dated 8/6/2015 **(Copy of the order dated 8/6/2015 is attached as Annexure B)**
5. That appellant is relieved from her posting at GGMS Matha Jadeed and transferred to Shekray Baba Katlang Mardan vide relieving chit dated 13/6/2015 **(Copy of the relieving chit dated 13/6/2015 is attached as Annexure C)**

6. That appellant (at serial no 6/seniority no 71) along with others is promoted to the post of Senior PET (BPS-16) vide notification bearing Endst No 549-55/File No.1/Promotion Senior PET B-16 dated 06/09/2017 which order is never communicated to the appellant **(Copy of the notification dated 06/09/2017 is attached as Annexure D)**
7. That appellant is adjusted from GGMS Shekray Baba to GGHS Mohib Ullah Banda against vacant post vide adjustment order bearing Endst No 9640-43/P.File Promotion PETS dated 23/09/2017 which again is never served upon the appellant and the appellant remained totally oblivion of the said order **(Copy of the adjustment order dated 23/09/2017 is attached as Annexure E)**
8. That since the promotion order dated 06/09/2017 and adjustment order dated 23/09/2017 were never served upon the appellant, the appellant continued duty as PET (BPS-15) as evident from the monthly salary statement for the month of April 2021 **(Copy of the monthly salary statement is attached as Annexure F)**
9. That on 22/05/2021, appellant through whatsapp group came to know from the tentative seniority list of Senior PETs (BPS-16) (wherein the name of the appellant is reflected at serial no 58 of the tentative seniority list) whereby it came to the knowledge of the appellant that she has been promoted to the post of Senior PET (BPS-16) vide promotion order dated 06/09/2017 & adjusted vide adjustment order dated 23/09/2017 which orders were never communicated to the appellant **(Copy of the tentative seniority list of Senior PETs is attached as Annexure G)**
10. That appellant immediately preferred departmental appeal dated 24/05/2021 to the respondent 4/DEO(F) Mardan which is duly dispatched through post office receipt and Acknowledgement due card **(Copy of the departmental appeal dated 24/05/2021 along with post office receipt and acknowledgement due card is attached as Annexure H)**
11. That despite lapse of statutory period of 90 days, the departmental appeal remained un-responded, therefore, the appellant filed service appeal no 7388/2021 before the Honorable KP Service Tribunal Peshawar **(Copy of the service appeal no 7388/2021 is attached as Annexure I)**
12. That this Honorable Tribunal vide judgment/order dated 28/10/2022 disposed of the service appeal in the following terms: **(Copy of the judgment/order dated 28/10/2022 is attached as Annexure J)**

“7. In view of the above, the departmental appeal of the appellant is remitted to the appellate Authority with the direction to decide the same through a speaking order in accordance with relevant law/rules within a period of one month of receipt of copy of this judgment. The appeal in hand is disposed of accordingly. Parties are left to bear their own costs. File be consigned to the record room.”
13. That the departmental appeal of the appellant is referred by the respondent no 4 (i.e DEO(F) Mardan) to respondent no 3 (i.e Director E&SED KP) vide letter no 9216 dated 13/12/2022 **(Copy of the letter dated 13/12/2022 is attached as Annexure K)**

14. That respondent no 3 vide notification bearing Endst No 3519-25/F.No.AD(Lit-II)/SA7388/2021/Saleha Bibi/Mardan dated 09/05/2023 regretted the departmental appeal of the appellant (**Copy of the impugned notification dated 09/05/2023 is attached as Annexure L**)

15. That after regrettal of the departmental appeal vide impugned notification dated 09/05/2023 which is illegal against law and facts and liable to be set aside, appellant approaches this Honorable Tribunal on the following grounds:

**GROUND:**

- A. Because appellant is qualified and eligible for promotion to the post of Senior Physical Education Teacher (BPS-16) and has rightly been promoted vide notification dated 06/09/2017 from the post of Physical Education Teacher (BPS-15) to Senior Physical Education Teacher (BPS-16).
- B. Because the promotion order dated 06/09/2017 as well as adjustment order dated 23/09/2017 have never been served upon the appellant.
- C. Because appellant has regularly performed duty which has been assigned to her as Physical Education Teacher upto date at GGMS Shekray Baba Mardan.
- D. Because appellant along with her husband are residing at village Sawaldher Mardan which is at a distance of 01 hour from GGMS Shekray Baba Katlang whereas 10 minute distance from GGHS Muhib Ullah Banda (**Affidavit to this effect in original is attached as Annexure M**)
- E. Because appellant has got more than 23 years of service and there is no complaint against the appellant throughout her service career.
- F. Because appellant fully satisfies the eligibility criteria of seniority cum fitness and therefore rightly promoted to the post of (BPS-16) w.e.f 06/09/2017.
- G. Because there is no reason for promoting appellant and then not acting upon the promotion order and allowing promotion of teachers who are junior to the appellant in the seniority list.
- H. Because a vested right of promotion to the post of Senior Physical Education Teacher (BPS-16) has accrued to the appellant w.e.f 06/09/2017 vide notification dated 06/09/2017 and therefore, as per the principle of locus poententiae the Department cannot recede back after accrual of vested right.
- I. Because even otherwise, the Department is maintaining seniority list of Senior PETs (BPS-16) (**already attached as Annexure G**) wherein name of the appellant has been included in the seniority list of SPETs (BPS-16) which shows that right of promotion to the post of SPET (BPS-16) has vested in the appellant.
- J. Because appellant cannot be divested of her vested right of promotion, particularly when there is no fault on the part of appellant.

- K. Because on promotion to the post of SPET (BPS-16) vide notification dated 06/09/2017, appellant is entitled for the perks and privileges of the post of SPET from the date of promotion order.
- L. Because the Department failed to communicate/serve the promotion order dated 06/09/2017 as well as adjustment order dated 23/09/2017 upon the appellant as well as the concerned school which fact is fortified by the certificate granted by the Head Mistress GGMS Shekray Baba Mardan and therefore, appellant cannot be penalized for the omission of the respondents **(Copy of the certificate is attached as Annexure N)**
- M. Because even otherwise, the appellant is not relieved from the post occupied by her at GGMS Shekray Baba Mardan wherein she is still performing duties to the entire satisfaction of the superiors.
- N. Because the promotion order dated 06/09/2017 as well as adjustment order dated 23/09/2017 are still in field and have not been set aside or withdrawn and therefore, respondents are bound to act upon their own notifications/orders.
- O. Because appellant has served the respondents as PET since the year 2000 and the non-grant of promotion to the post of SPET (BPS-16) despite being senior, fit and eligible for post in question is a case of hardships and made to work in the same post despite promotion to higher post without any plausible reason.
- P. Because taking of any sort of duty from the civil servants is the prerogative of the administrative Department and the civil servant cannot refuse the same. However, the pay of the post cannot be denied to the civil servant.
- Q. Because as per section 17 of the KP Civil Servant Act 1973, appellant is entitled for the pay of the post of SPET (BPS-16) and it is no more a bounty as per celebrated judgments of the Supreme Court of Pakistan as well as this Honorable Court.
- R. Because if the promotion order dated 06/09/2017 is not acted upon, the appellant would have no prospect/line of promotion and made to work on the existing post for the rest of her life which is illegal, unwarranted in the facts and circumstances of the case.
- S. Because appellant under no cannon of justice and fair play can be subjected to remain as PET (BPS-15) for the entire service career and is un-precedented in the entire Departments of KP.
- T. Because impugned notification dated 09/05/2023 is illegal, arbitrary, whimsical, coram non iudice, oppressive & based on malafide.
- U. Because there is no law or rules which support the withdrawal of a promotion order upon non-actualization, more particularly, when the same is neither served upon the appellant nor any notice to this effect has been given to the appellant nor any explanation is called from the appellant nor any show cause notice has been issued to the appellant for not obeying the promotion order dated 06/09/2017.
- V. Because the principle of natural justice i.e Audi Alteram Partem has been seriously offended in the instant case and without issuance of show cause notice, penal action against the appellant is highly illegal.

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- W. Because the impugned order dated 09/05/2023 mentions that an inquiry was conducted but neither any charge sheet, statement of allegation, show cause notice nor the appellant is associated with the inquiry proceedings nor any opportunity of personal hearing is provided to the appellant.
- X. Because principles of natural justice are deemed to be enshrined in every statute whether specifically provided or not as per PLD 1964 SC.
- Y. Because as per impugned notification, appellant has been left high and dry with no prospect of promotion inspite of promotion to the post of SPET (BPS-16)
- Z. Because even alternatively, any civil servant is entitled for time scale promotion in case of 10 years of service. So appellant is even otherwise, eligible for time scale promotion.
- AA. Because appellant cannot be subjected to serve in a lower grade of BPS-15 for more than 10 years as even in case of non-promotion, the upgradation policy of the Provincial Government comes to the rescue of the civil servants and appellant.
- BB. Because appellant has been discriminated qua his other colleagues and juniors, which is against Article 25 & 27 Constitution of Pakistan 1973.
- CC. Because appellant has not been dealt in accordance with law, thereby violating Article 4 of the Constitution of Pakistan 1973 which is fundamental right of every citizen.
- DD. Because appellant is entitled for the monetary and service back benefits w.e.f 06/09/2017 as appellant has performed duty in the Department as per their orders and when appellant is admittedly, promoted to BPS-16 then non-grant of perks and privileges for the same when admittedly there is no service upon the appellant as substantiated by the certificate Head Mistress of GGMS Shekray Baba Mardan, so the fault squarely lies upon the Department which cannot be switched over to the appellant under any canon of justice and fair play.
- EE. Because performing duty at the promoted post was more favourable to the appellant while considering it from the angle of distance from her place of abode as well as the duty in the higher post as well as the perks and privileges of the same.
- FF. Because there is no occasion for the appellant to refuse or dis-obey the order of the respondent, more particularly, in the shape of promotion to the higher post wherein appellant would be thankful rather than displeased.
-



**PRAYER:**

6

It is therefore humbly prayed that on acceptance of this service appeal;

- I. Impugned appellate order/notification bearing Endst No 3519-25/F.No.AD(Lit-II)/SA7388/2021/Saleha Bibi/Mardan dated 09/05/2023 passed by Director Elementary & Secondary Education KP Peshawar may please be declared as illegal, void ab initio, against principle of locus poententiae and principle of natural justice and may please be set aside.
- II. Appellant may please be graciously granted salaries, perks and privileges of the post of Senior Physical Education Teacher (BPS-16) w.e.f 06/09/2017 as per the promotion order dated 06/09/2017 with all back service and monetary benefits and ensuing benefits.
- III. Appellant may please be granted upgradation to the post of BPS-16 from PET (BPS-15) on satisfactory completion of 10 years of service on 13/11/2010 with all back benefits as per policy of upgradation of the Provincial Government.
- IV. Any other relief deemed fit in the circumstances of the case and not specifically asked for may also be graciously granted.

*Bibi Saleha*

Through

Appellant

Amjad Ali (Mardan)  
Advocate  
Supreme Court of Pakistan

Dated: 24/05/2023

*Amjad Ali*  
ADVOCATE  
SUPREME COURT

**AFFIDAVIT**

I, Bibi Saliha wife of Iftikhar Ahmad resident of Sawaldher Tehsil and District Mardan (appellant) do hereby solemnly affirm and declare that all the contents of this service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Tribunal.

*Bibi Saleha*

Deponent

234  
23/5/2023  
*Amjad*

PAKISTAN National Identity Card  
ISLAMIC REPUBLIC OF PAKISTAN

Name  
Bibi Saliha

Husband Name  
Iftikhar Ahmad

Gender: F Country of Stay: Pakistan

Identity Number: 16101-8895304-0 Date of Birth: 02.02.1980

Date of Issue: 19.12.2019 Date of Expiry: 19.12.2029

Holder's Signature

Handwritten: نی بی صالحہ  
افتخار احمد  
Aur (A) (7)

رجسٹرڈ: علقہ منڈوخیل، ساوالا، تحصیل کالنگٹ، ضلع  
مردان

16101-8895304-0

رجسٹرڈ: علقہ منڈوخیل، ساوالا، تحصیل کالنگٹ، ضلع  
مردان

504271154914  
138-80-651156

Uman Y. Malik  
Registrar General of Pakistan

گمشدہ کارڈ ملنے پر قریبی لیو بکس میں ڈال دیں

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Better copy of Annexure A-1  
~~Annexure A-1~~

MS  
R

OFFICE OF THE AGENCY EDUCATION OFFICER KURRAM AGENCY PARACHINAR

APPOINTMENT

Consequent upon the approval of the Selection Committee, Miss: Bibi Saleha D/o Saddur Reshid is hereby appointed as P.S.T at Govt Girls Middle School Shalozen Kurram Agency against the vacant PET post with effect from the date of her taking over charge IN B.P.S NO.9 fixed.

- Notice:-
1. She is directed to produce her Medical Certificate from the Medical Supdt A.H.Q Hospital Peshawar.
  2. Her age should be between 18-40 years.
  3. Her appointment is purely made on temporary basis and liable to termination at any time without assigning any notice, in case she wishes to resign her post she will have to give one month prior notice or forfeit one month pay in lieu thereof.
  4. Charge report in duplicate should be submitted to this office.
  5. No payment will be made to the appointee until and unless her domicile, academic and professional certificates are got verified from the concerned institution.
  6. If She failed to take over charge with fifteen days, her appointment order will automatically be considered as cancelled.

S/d

Agency Education Officer,  
Kurram Agency Parachinar


Encl: No 4485-89/ Edu Dated 14/11/2000.

Copy of the above is forwarded to:-

1. Director of Education FATA N.W.F.P Peshawar.
2. Agency Accounts Officer Kurrem.
3. Accountant Local Officer.
4. Teacher concerned.
5. School concerned.
6. Office record.

S/d

Agency Education Officer,  
Kurram Agency Parachinar.

Attest  
  
ADVOCATE  
SUPREME COURT

Annexure A-I

P/5

~~Annexure A~~

OFFICE OF THE AGENCY EDUCATION OFFICER KURRAM AGENCY PARACHINAR

APPOINTMENT

*Amman*  
**ATTESTED**

Consequent upon the approval of the Selection Committee, Miss: Bibi Saleha D/O Saad Rashid is hereby appointed as P.E.T at Govt Girls Middle School Shalozan Kurram Agency against the vacant PET post with effect from the date of her taking over charge IN B.P.S NO.9 fixed.

- Notes:-
1. She is directed to produce her Medical Certificate from the Medical Supdt A.H. Hospital Parachinar.
  2. Her age should be between 18-40 years.
  3. Her appointment is purely made on temporary basis and liable to termination at any time without assigning any notice, in case she wishes to resign her post she will have to give one month prior notice or forfeit one month pay in lieu thereof.
  4. Charge report in duplicate should be submitted to this office.
  5. No payment will be made to the appointee until and unless her domicile, academic and professional certificates are got verified from the concerned institution.
  6. If She failed to take over charge with fifteen days, her appointment order will automatically be considered as cancelled.

*sof*  
Agency Education Officer  
Kurram Agency Parachinar

Endst No 4485-89 Edu Dated 14/11 2000

Copy of the above is forwarded to the:-

1. Director of Education PAF. N.W.F.P Peshawar.
2. Agency Accounts Officer Kurram.
3. Accountant Local Office.
4. Teacher concerned.
5. School concerned.
6. Office record.

~~Agency Education Officer  
Kurram Agency Parachinar~~

*Amjad Ali*  
ADVOCATE  
SUPREME COURT



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MARDAN

PHONE/FAX NO. 0937-9230150

Email Address: emismardand\_deofemale @Yahoo.com

Aux (B)  
P/B (9)  
Amir - B  
Aalam

**OFFICE ORDER**

**ATTESTED**

Mst. Bibi Saliha PET BPS-15 is hereby transferred from GGMS Matha Jadeed to GGMS Shekray Baba, in her own pay and scale against vacant post, with immediate effect, in the interest of public service.

**Note:** No. TA/DA is allowed

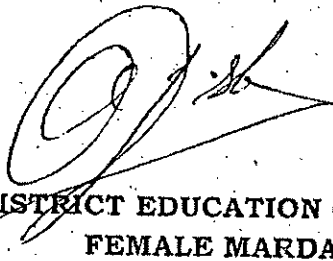
Necessary entries should be made in her Service Books.

(DILSHAD BEGUM)  
DISTRICT EDUCATION OFFICER,  
FEMALE MARDAN.

Endst. No. 5063/5 / P/File dated Mardan the 8/6 /2015

Copy forwarded to the:-

- ✓ 1. District Account Officer Mardan.
2. B& AO Local Office.
3. Head Mistresses concerned
4. Officials Concerned.
5. Personal File.

  
DISTRICT EDUCATION OFFICER,  
FEMALE MARDAN.



Attested  
*Amir Ali*  
ADVOCATE  
SUPREME COURT

Better copy of page 10 Annexure C

~~Copy~~ ~~Copy~~

Relieving Chit

Bibi Saliha PET G.G.M.S

Matha Jaded is hereby

Relieved of his duty today

13-06-2015 to G.G.M.S

Shikray baba Katlang Mardan  
No.

S/d


Head Mistress

G.G.M.S Matha Jadeed

Katlang

Stamp and

Sigh 13/6/2015.

  
Anjum Ali  
ADVOCATE  
SUPREME COURT

Annexure C

~~10/10~~ (10)

Annexure - G  
- Annex

Relieving Chit

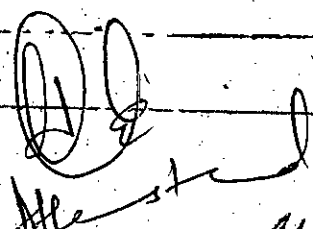
ATTESTED

Bibi Saliba PET G.G.M.S.  
Mutha Jadedet is hereby  
relieved of his duty today  
13-6-2015 to G.G.M.S.  
Shikaraj Baba Kothari Mandem  
No.

AK

CG

Shikaraj amet  
13/6/2015



Anjad Ali  
ADVOCATE  
SUPREME COURT

1



Directorate of Elementary and Secondary Education  
Khyber Pakhtunkhwa Peshawar

PH No. 091-9225340- 9225341,

9225338, 9225339

Fax 091-9225345

E-mail rafiq\_kk851@yahoo.com

PET (F) Mardan. 1

Annexure D

11

Notification

ATTESTED

Consequent upon the recommendations of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No.SO(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 Female PETs B-15 are hereby promoted to the post of Senior PET BPS-16(Rs. 18910-1520-64510) 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 PET BPS-16 posts, they will be posted by the District Education Officer concerned.

Total No. of sanctioned posts of PETs	194
1/3 share of Sr. PET posts	65
Sr; PETs Posts filled by Promotion	51
Sr; PET posts available vacant	14
Posts available for Promotion	14
Promoted to the post of Senior PET B-16 in this order	13

S. No.	Sl. No.	Name of Official	Date of Birth	Date of Appointt; as Regular PET	Remarks	
1	66	Fahmeeda Yasmeen	Gghs Dheri Katlang	15/09/1985	10/02/2005	Services placed at the disposal of DEO (F) Mardan for further posting.
2	67	Shabina Rahman	Gghs Likpani	06.04.1978	11/02/2005	-----do-----
3	68	Shehnaz Begum	Ggms Khan Pur	02/01/1979	22/02/2005	-----do-----
4	69	Shazia Rani	Ggms Samar Qand Kor;	15/04/1973	15/12/2005	-----do-----
5	70	Laila Khalid	Gghs Kot Jungara	20/04/1986	31/03/2007	-----do-----
6	71	Bibi Saliha	Ggms Shikray Baba	02/02/1980	04/08/2007	-----do-----
7	72	Toseef Begum	Gghs Sheikh Yousaf	06/03/1982	03/09/2007	-----do-----
8	73	Afshan Akbar	Gghss Sokai	27/01/1987	02/02/2008	-----do-----
9	74	Salma Naheed	Ggms Nodeh	23/08/1979	02/02/2008	-----do-----
10	75	Tahassum Begum	Gams Nasir killi	26/08/1979	20/02/2008	-----do-----

Attested

Amjad Ali  
ADVOCATE  
SUPREME COURT

P.T.O

B



(12)

**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)

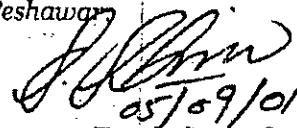
Director

Elementary and Secondary Education  
Khyber Pakhtunkhwa Peshawar.

Endst: No. 549-55 / File No.1/Promotion Senior PET B-16; Dated Peshawar the 01/09/2017.

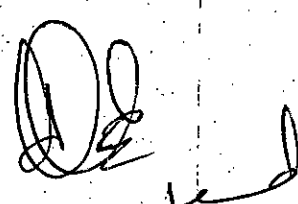
Copy forwarded for information and necessary action to the: -

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. District Education Officers (F) Mardan.
3. District Accounts Officer Mardan.
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

  
 05/09/2017

 Dy: Director Estab (Female)  
 Elementary and Secondary Education  
 Khyber Pakhtunkhwa Peshawar

\*/Noor\*/

  
 Advocate  
 SUPREME COURT

Annexure (E) (13)

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MARDAN

PHONE/FAX NO. 0937-9230150

Email Address: emismardan\_deofemale@yahoo.com

**ADJUSTMENT ORDER.**

Consequent upon the promotion for PETs (Female) to Senior PETs BPS-16 vide Director of Elementary & Secondary Education Khyber Pakhtun Khwa Peshawar Notification issued under Endst No.549-55/File No.1/Promotion Senior PETs B-16 dated Peshawar the 06.09.2017 and Finance department Endst No 50 (FR)/FD/10-22(E)/2010 dated 16.07.2012 the following (Female) PETs B-15 are hereby Promoted Senior PETs BPS-16@ (18910-1520-64510) plus usual allowances and adjusted in the High/Higher Schools as noted against each from the date of issue of above Notification in the interest of public service on the terms and condition as noted below with immediate effect.

**ATTESTED**

S.No	Sen #	Name of official	Present place of duty	Adjusted at	Remarks
1.	66	Fatmehda Yasmeen	GGHS Dheri Katlang	GGHS Dheri Katlang	Already Occupied
2.	67	Shabina Rahman	GGHS Lakpani	GGHS Dheri Lakpani	Already Occupied
3.	68	Shehnaz Begum	GGMS Khan Pur	GGHSS Khazana Dheri	AVP
4.	69	Shazia Rani	GGHS Samar Qand Koroona	GGHS Samar Qand Koroona	Already Occupied
5.	70	Laila Khalid	GGHS kot Jungara	GGHS Ward No 4 T,Bhai	AVP
6.	71	Bibi Saliha	GGMS Shikray Baba	GGHS Mohib Ullah Banda	AVP
7.	72	Toseef Begum	GGHS Sheikh Yousaf	GGHS Siekh Yousaf	Already Occupied
8.	73	Afshan Akbar	GGHSS Sokai	GGHSS Sokai	Already Occupied
9.	74	Salma Naheed	GGMS Nodeh	GGHSS No 1 Mardan	V.S.No 16
10.	75	Tabassum Begum	GGMS Nasir Killi	GGHS Qazi Abad	V.S.No 16
11.	76	Nayab	GGMS Mehtar Ghundi	GGHS Jalala	AVP
12.	77	Sunaira	GGMS Shah Zaman Qala	GGHSS Kot Jungara	V.S.No 5
13.	78	Sara Khan	GGHS Takht Bhai	GGHS Takht Bhai	Already

**CONSEQUENTIAL POSTING TRANSFER**

14	Neelum PET	GGHS Qazi Abad	GGHS Chill Banda	AVP
15	Kousar Naz PET	GGMS China Rustam	GGHS Muhammad Ali Killi	AVP
16	Jayda SPET	GGHS No1	GGHS Manga	AVP

**Terms and condition.**

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 Service can be terminated at any time, in case her performance is found unsatisfactory during probation period in case of misconduct, they will be preceded under the rules framed from time to time.
4. Charge report should be submitted to all concerned.
5. Their inter District Seniority on lower post will remain intact.
6. No TA/D is allowed for joining his duty.
7. They will give on 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.

(SAMINA GHANI)

DISTRICT EDUCATION OFFICER  
(FEMALE)MARDAN.

Dated Mardan the 23/7/2017

Endst.No. 9640-43 /P. File Promotion PETS

Copy forwarded for information and necessary action to the:-


1. Director (E&SE)Khyber Pakhtun khwa Peshawar
2. District Accounts office Mardan.
3. Principal/Head Mistress Concerned.
4. Official concerned
- 5.
- 6.

DISTRICT EDUCATION OFFICER  
(FEMALE)MARDAN

Attested  
Amjad Ali  
ADVOCATE  
SUPREME COURT

1 of 1

Dist. Govt. KP-Provincial  
District Accounts Office Mardan  
Monthly Salary Statement (April-2021)

Annexure (F) 14  


Personal Information of Miss BIBI SALEHA d/w/s of SAAD UR RAHMAN

Personnel Number: 00392015

CNIC: 1610188953040

NTN:

Date of Birth: 02.02.1980

Entry into Govt. Service: 16.11.2000

Length of Service: 20 Years 05 Months 016 Days

Employment Category: Vocational Temporary

Designation: PHYSICAL EDUCATION TEACHE

80003440-DISTRICT GOVERNMENT KHYBE

DDO Code: MR6046-DISTT. OFFICER ( F/ SEC) MARDAN

Payroll Section: 003

GPF Section: 001

Cash Center: 7

GPF AC No: EDU KU-004160 Interest Applied: Yes

GPF Balance:

447,185.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil BPS: 15

Pay Stage: 17

Wage type	Amount	Wage type	Amount
0001 Basic Pay	38,730.00	1000 House Rent Allowance	2,349.00
1210 Convey Allowance 2005	2,856.00	1300 Medical Allowance	1,500.00
2148 15% Adhoc Relief All-2013	810.00	2199 Adhoc Relief Allow @210%	546.00
2211 Adhoc Relief All 2016 10%	2,807.00	2224 Adhoc Relief All 2017 10%	3,873.00
2247 Adhoc Relief All 2018 10%	3,873.00	2264 Adhoc Relief All 2019 10%	3,873.00

Deductions - General

Wage type	Amount	Wage type	Amount
3015 GPF Subscription	-2,890.00	3501 Benevolent Fund	-1,200.00
3609 Income Tax	-420.00	3990 Emp. Edu. Fund KPK	-125.00
4004 R. Benefits & Death Comp.	-600.00	4200 Professional Tax	-1,200.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance
------	-------------	------------------	-----------	---------

Deductions - Income Tax

Payable: 6,297.90 Recovered till APR-2021: 3,884.00 Exempted: 1574.28 Recoverable: 839.62

Gross Pay (Rs.): 61,217.00 Deductions: (Rs.): -6,435.00 Net Pay: (Rs.): 54,782.00

Payee Name: BIBI SALEHA

Account Number: 1645-9

Bank Details: NATIONAL BANK OF PAKISTAN, 230921 GOJRAT GOJRAT,

Leaves: Opening Balance: Aailed: Earned: Balance:

Permanent Address:

City: MARDAN

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:


City:

Email: missirikharr2280@gmail.com

System generated document in accordance with APPM 4.6.12.9(130696/23.04.2021-v3.0)

All amounts are in Pak Rupees

Errors & omissions excepted (SERVICES/30.04.2021-04:57:35)

  
Attested  
Amjad Ali  
ADVOCATE  
SUPREME COURT



School



21 May 2021

Annexure **G**  
**15**

Messages and calls are end-to-end encrypted. No one outside of this chat, not even WhatsApp, can read or listen to them. Tap to learn more.

Forwarded

OFFICE OF THE DISTRICT OFFICER (FEMALE) MARDAN  
Tentative Seniority List of SPET(Female)

S.R.	Name of Teacher	Father Name	SPET	Grade	Academic Qualification	Professional Qualification	Date of Birth	Qualification	Date of last Appointment in Educational Department	Date of Taking over Charge of present Post	Date of Discharge of PET Professional Qualification	Place of Posting / Name of School
1	...	...	...	...	...	...	...	...	...	...	...	...
2	...	...	...	...	...	...	...	...	...	...	...	...
3	...	...	...	...	...	...	...	...	...	...	...	...
4	...	...	...	...	...	...	...	...	...	...	...	...
5	...	...	...	...	...	...	...	...	...	...	...	...

pdf SPET.pdf

3 pages • 389 KB • pdf

11:26 am ✓

Forwarded

OFFICE OF THE DISTRICT OFFICER (FEMALE) MARDAN  
Tentative Seniority List of PET(Female)

S.R.	Name of Teacher	Father Name	PET	Grade	Academic Qualification	Professional Qualification	Date of Birth	Qualification	Date of last Appointment in Educational Department	Date of Taking over Charge of present Post	Date of Discharge of PET Professional Qualification	Place of Posting / Name of School
1	...	...	...	...	...	...	...	...	...	...	...	...
2	...	...	...	...	...	...	...	...	...	...	...	...
3	...	...	...	...	...	...	...	...	...	...	...	...
4	...	...	...	...	...	...	...	...	...	...	...	...
5	...	...	...	...	...	...	...	...	...	...	...	...

pdf PET.pdf

5 pages • 620 KB • pdf

11:26 am ✓

*Attested*  
*Amjad Ali*  
ADVOCATE  
SUPREME COURT



16

OFFICE OF THE DISTRICT OFFICER (FEMALE) MARDAN  
Tentative Seniority List of SPET(Female)

*Handwritten signature and notes on the left margin.*

S.#	Name of Teacher	Father Name	BPS	Designation	Academic Qualification	Professional Qualification	Date of Birth	Domicile	Date of 1st Appointment in Education Department	Date of Taking over Charge at present Post	Date of Declaration of PET Professional Examination	Place of Posting Name of School
1	SHAHEEN ARA	SIKANDAR KHAN	16	SPET	MA	JDPE	22-10-1965	MARDAN	22-04-1990	30-08-1996	30-08-1996	GGCMHSS Katlang
2	HADIA BEGUM	MOLVI LUTF ULIAH	16	SPET	MA	M.Ed	16-08-1970	MARDAN	27-05-1992	30-08-1996	30-08-1996	GGHSS NO.1 MARDAN
3	ROBINA AKHTAR	ABDUL GHAFAR	16	SPET	MA	MSC	20-04-69	MARDAN	24-03-92	30-08-96	30-08-96	GGCMHSS CANAL ROAD MDN
4	SHAHNAZ PARVEN	ABDUL QADAR	16	SPET	MA, MSC	PET	13-04-1973	MARDAN	15-04-1992	30-08-1996	30-08-1996	GGHSS QASMI
5	SAEEDA BEGUM	ZIA UL ISLAM	16	SPET	MA	MSC	10-11-1972	MARDAN	01-11-1992	13-05-1997	13-05-1997	GGHSS Rustam
6	ROBINA NAZ	ZAR KHITAB	16	SPET	BA	JDPE	10-09-1977	MARDAN	06-04-1999	06-04-1999	04-02-1999	GGHS HOTI NO2
7	Jalila B'bi	S. Fazal Muhammad	16	SPET	BA	PET	01-05-1968	MARDAN	18-05-1993	11-05-1999	11-05-1999	GGHS Qasim Toru
8	SAMINA GOHAR	SADAM GUL	16	SPET	MSC	MED	25-01-1970	MARDAN	18-12-1989	11-05-1999	11-05-1999	GGHSS Hathian
9	MARYAM BEGUM	AKRAM KHAN	16	SPET	MSC	HPE	15-03-1968	MARDAN	24-02-1991	11-05-1999	11-05-1999	GGHS JALALA
10	NASEEM BEGUM	MUMBER KHAN	16	SPET	MA	M.Ed	27-12-1973	MARDAN	12-11-1994	11-05-1999	11-05-1999	GGHS KORAGH
11	ZEENAT BIBI	HAZRAT SHAH	16	SPET	BA	MSC	25-07-1977	MARDAN	24-04-1996	25-04-2000	25-04-2000	GGHS MUHIB ULLAH BANDA
12	ZAINAB BIBI	HAZRAT GUL	16	SPET	MA	MSC	31-08-1969	MARDAN	09-09-1995	25-04-2000	25-04-2000	GGHS GUMBAT
13	TILAWAT	PACHA KHAN	16	SPET	BA	MPED	22-05-1975	MARDAN	20-09-1995	25-04-2000	25-04-2000	GGHS JAMAL GARH
14	MAGINA BIBI	MUHAMMAD NABI	16	SPET	BA	B.ED /SDPE	01-12-1971	MARDAN	22-10-1995	25-04-2000	25-04-2000	GGHS RUSTAM KHEL
15	SHAKEELA	MOHABAT SHAH	16	SPET	BA	JDPE	02-01-1965	MARDAN	09-01-1996	25-04-2000	25-04-2000	GGHSS Gujrat.
16	TABASUM NAZ	ABDUL KHALIQ	16	SPET	BA	JDPE	18-09-1976	MARDAN	22-06-1997	25-04-2000	25-04-2000	GGHS LABOUR COLONEY
17	MUNIA BEGUM	MUHAMMAD SADIQ	16	SPET	BA	PET	08-07-1978	MARDAN	17-09-1996	25-04-2000	25-04-2000	GGHS CHARGULLI
18	NASREEN	ABDUL WADOOL	16	SPET	BA	PET	28-11-1972	MARDAN	09-09-1995	28-04-2000	28-04-2000	GGHS KAS KOROONA
19	NAJMA NIGAR	NABI ULLAH	16	SPET	MA	M.PED	25-12-1976	MARDAN	25-09-1996	26-04-2000	28-04-2000	GGHS PAR HOTI
20	REHANA YASMELN	MUHAMMAD SIDDIQUE	16	SPET	BA	MSC	11-03-1975	MARDAN	01-08-1995	01-11-2000	25-04-2000	GGHSS IKRAM PUR
21	FOZIA	GHULAM MEHBOOB	16	SPET	MA	SDPE	01-01-1974	MARDAN	31-08-1995	15-11-2001	31-03-2001	GGHSS PALO DHERI
22	SAEEDA NASAR	NASRULLAH KHAN	16	SPET	MA	JDPE	16-05-1964	MARDAN	27-08-1995	21-11-2001	21-11-2001	GGHS SURKH DHERI
23	NASEEM BIBI	FAZALI KHALIQ	16	SPET	BA	PET	01-07-1967	MARDAN	31-01-1996	31-03-2002	31-03-2002	GGHS MACHI
24	NADIA BASHIR	BASHIR AHMAD	16	SPET	BA	PET /B Ed	13-04-1971	MARDAN	17-02-1991	31-03-2002	31-03-2002	GGHS SARO SHAH
25	RUQIA BEGUM	ZARDUL KHAN	16	SPET	MA	B.Ed	01-01-1970	MARDAN	06-05-1992	31-03-2002	31-03-2002	GGHS TAKKAR
26	NABEELA DURRANI	SUFAID KHAN	16	SPET	BA	MSC	01-02-1972	MARDAN	12-09-1995	31-03-2002	31-03-2002	GGHS TAMBOLAK
27	FARZANA	MEHBOOB SHAH	16	SPET	BA	PET	20-09-1968	MARDAN	22-08-1996	31-03-2002	31-03-2002	GGHS MOHMAMM MAINA
28	RABIA BIBI	ABDUL HAKIM	16	SPET	MA	M.PED	03-03-1973	MARDAN	23-09-1996	31-03-2002	31-03-2002	GGHS PIRSADDI
29	NAZLI ZAFAR	ZAFAR ALI KHAN	16	SPET	MA	M.Ed	10-08-1971	MARDAN	18-07-1995	13-01-2003	13-01-2003	GGHS BUGHDADA

17

S.#	Name of Teacher	Father Name	BPS	Designation	Academic Qualification	Professional Qualification	Date of Birth	Domicile	Date of 1st Appointment in Education Department	Date of Taking over Charge at present Post	Date of Declaration of PET Professional Examination	Place of Posting / Name of School
30	BIBI NASEEMA	NOOR MUHAMMAD KHAN	16	SPET	MSC HPE	B.Ed	06-09-1973	CHATRAL	01-07-1997	01-04-2003	31-03-2002	GGHS BAKRI BANDA
31	SEEMA RAHMAN	RAHMAN UDDIN	16	SPET	BA	PET	01-08-1974	MARDAN	16-12-1999	18-09-2003	05-05-2003	GGHSS BAGHICHA DHERI
32	SAIMA NOSHEEN	JEHAN ZEB KHAN	16	SPET	BA	PET / B.ED	15-02-1980	MARDAN	09-02-2004	09-02-2004	28-07-2003	GGHS GUJAR GARHI
33	SHAGUFTA NAZ	MEHMOOD SHAH	16	SPET	BA	B.ED	05-01-1972	MARDAN	21-06-1993	03-06-2004	03-06-2004	GGHSS Takht Bhai
34	SAIMA BIBI	SHEHBAZ KHAN	16	SPET	MA	B.ED	02-02-1982	MARDAN	01-09-2004	01-09-2004	28-07-03	GGHS SHEIKHANO BANDA
35	MEHNAZ BEGUM	NAJAB KHAN	16	SPET	MSC HPE	JDPE	06-01-1980	MARDAN	01-09-2004	01-09-2004	02-03-2002	GGMS PARKHO DHERI
36	KHAIRUN NAS	DOST MUHAMMAD	16	SPET	BA	B.ED	02-03-1980	MARDAN	01-09-2004	01-09-2004	19-01-2001	GGHS GUNJAI
37	SADIA BIBI	KHITAB UD DIN	16	SPET	BA	B.ED	18-08-1979	MARDAN	01-09-2004	01-09-2004	19-01-2001	GGHS SHANKAR MAHAL
38	ZEENAT SHAKIR	PIR SHAKIR ULLAH	16	SPET	MA	MSC	06-07-1980	MARDAN	01-09-2004	01-09-2004	19-01-2001	GGHS MADAY BABA
39	MARIA	MUHAMMAD KHAN	16	SPET	BA	MSC	15-08-1981	MARDAN	01-09-2004	01-09-2004	19-01-2001	GGHS KOPER
40	TASKEEN ZAR DIN	ZARDEEN KHAN	16	SPET	BA	JDPE	20-03-1973	MARDAN	01-09-2004	01-09-2004	01-06-2002	GGHSS Toru
41	Mussarat Shaheen	Muhammad Khan	16	SPET	BA	PET	09-04-1976	MARDAN	01-09-2004	01-09-2004	24-06-2002	GGHSS Sayal Dher
42	PARVEEN BEGUM	YAR MUHAMMAD	16	SPET	BA	PET	05-04-1980	MARDAN	01-09-2004	01-09-2004	28-07-2003	GGHS MAYAR
43	TAHIRA NAZ	ISLAM UD DIN	16	SPET	BA	JDPE	13-11-1981	MARDAN	01-09-2004	01-09-2004	13-01-2003	GGHSS Shahbaz Garhi
44	TAYYABA KHAN	FATEH MUHAMMAD KHAN	16	SPET	MA	JDPE / B.ED	05-05-1982	MARDAN	01-09-2004	01-09-2004	17-11-2003	GGHSS ALO
45	SOBIA ARIFIN	SAIDUL ARIFEEN	16	SPET	BA	PET	13-04-1982	MARDAN	09-02-2005	09-02-2005	07-06-2002	GGHS CHAM DHERI
46	NAVEEDA NAWAB	NAWAB ZADA	16	SPET	BA	PET	02-02-1983	MARDAN	04-02-2005	04-02-2005	29-10-2004	GGHSS KHAZANA DHERI
47	FARZANA FIDA	FIDA MUHAMMAD KHAN	16	SPET	MA	JDPE	11-06-1975	MARDAN	05-02-2005	05-02-2005	28-08-2004	GGHS BABENI
48	SAIMA SATTAR	ABDUL SATTAR KHAN	16	SPET	MA	MS	20-02-1983	MARDAN	07-02-2005	07-02-2005	03-06-2004	GGHSS Hathian
49	NAZ BEGUM	MUHAMMAD IBRAHIM	16	SPET	BA	MSC	20-02-1983	MARDAN	08-02-2005	08-02-2005	20-10-2004	GGHSS SHAH DHAND
50	HUMAIRA	ZAKIR ULLAH	16	SPET	MA	M.SC	18-04-1979	MARDAN	10-02-2005	10-02-2005	26-06-2002	GGHS AKBAR ABAD
51	Salama Begum	Muhammad Abass	16	SPET	MA	B.ED	11.03.1981	MARDAN	10.02.2005	10.02.2005	20.10.2004	GGHS Shamshad Abad
52	Najma Bibi	Muhammad Abass	16	SPET	MA	M.ED	03.03.1983	MARDAN	10.02.2005	10.02.2005	20.10.2004	GGMS Garhi Doulat Zai
53	Fahmeeda Yasmin	MUSLIM KHAN	16	SPET	BA	PET	15.09.1985	MARDAN	10.02.2005	10.02.2005	20-10-2004	GGHS Dheri Katlang
54	Shabina Rahman	LAL BAHADAR	16	SPET	BA	JDPE	06.04.1978	MARDAN	11.02.2005	11.02.2005	26-06-2004	GGHS Dheri Lakpani
55	Shehnaz Begum	QAMAR GUL	16	SPET	BA	PET	02.01.1979	MARDAN	22.02.2005	22.02.2005	20-10-2004	GGHSS KHAZANA DHERI
56	Shazia Rani	MUHAMMAD RAFIQ	16	SPET	MA	M.ED	15.04.1973	MARDAN	15.02.2005	15.02.2005	15-12-2005	GGHS Samar Qand Koroon
57	Laila Khalid	KHALID KHAN	16	SPET	MA	MSC	20.04.1986	MARDAN	31.03.2007	31.03.2007	00/00/2005	GGHS Ward No 04 Takht Bhai
58	Bibi Saliha	SAEED UR RASHEED	16	SPET	MA	PET	02.02.1980	MARDAN	04.08.2007	04.08.2007	05-05-2003	GGHS Mohib Ullah Banda
59	Tousif Begum	INAYATULLAH	16	SPET	MA	B.ED	06.03.1982	MARDAN	05.02.2007	03.02.2007	00/00/2006	GGHS Shikh Yousaf
60	Afshan Akabar	FAZLI AKBAR	16	SPET	MA	MSC	27.01.1987	MARDAN	02.02.2008	02.02.2008	27-09-2005	GGHSS Sokai
61	Salam Naneed	SYED IKRAM ULLAH JAN	16	SPET	BA	PET	23.08.1978	MARDAN	02.02.2008	02.02.2008	27-09-05	GGHS NO 1.Mardan

*Handwritten signature and notes on the left margin.*

18

S.#	Name of Teacher	Fahter Name	BPS	Designation	Academi c Qualificat ion	Professi onal Qualific ation	Date of Birth	Domicile	Date of 1st Appointmen t in Education Department	Date of Taking over Charge at present Post	Date of Declration of PET Professional Examinaiton	Place of Posting / Name of School
62	Tabasum Begum	MUHAMMAD IBRAHIM	16	SPET	BA	JDPE	06.02.1978	MARDAN	04.02.2008	04.02.2008	27-09-2005	GGHS Qazi Abad
63	Nayab	MAROOF KHAN	16	SPET	MSC	SDPE	24.03.1979	MARDAN	04.02.2008	04.02.2008	21-11-2005	GGHS JALALA
64	Summaira	ZARDIN KHAN	16	SPET	MSC	M.ED	20.04.1979	MARDAN	04.02.2008	04.02.2008	21-11-2005	GGHSS Kot Jungara
65	Sara Khan	MUBARAS KHAN	16	SPET	MSC	HPE	13.08.1981	MARDAN	04.02.2008	04.02.2008	21-04-2005	GGHS Takht Bhai
66	Neelam		16	SPET	Msc	HPE						

*Handwritten signature and stamp*  
S. SUPRENTENDENT

Annexure (H)  
(19)

Regd A/D

~~Annexure~~ D

To

The District Officer (Female)  
E.S.E, Mardan.

*Attest*  
ATTESTED

Through proper chanal.

Subject:- Proper fixation of pay.

Respectable Madame,

It is submitted that I am employed as SPET (BPs-16) and posted at The GGMS Shikray Baba Mardan.

On 22-05-2021, on consulting the monthly salary statement for the month of April, 2021, it was revealed that I am paid salary in BPs-15 instead of BPs-16.

(Copy attached).

It is submitted that I was promoted as SPET (BPs-16) vide Endorsement No.9640-43/P File promotion PETs dated 23-09-2017. But my salary is not re-fixed in BPs-16.

(Copy attached).

It is requested that my salary may be re-fixed accordingly.

Dated:- 24-05-2021.

Your's obediently,

*Attested*  
*Amjad Ali*  
ADVOCATE  
PREMIER COURT

*Bibi Saliha*  
(Miss Bibi Saliha)  
S.P.E.T



20  
A. H. S. V. B. B.

No. 296 For Insurance Marking & Insurance  
Star RGL57447852  
uninsured letters of not more than  
the initial weight prescribed in the  
Post Office Guide or on which no  
acknowledgment is required

Received a registered letter addressed to \_\_\_\_\_  
Date Stamp \_\_\_\_\_

Initials of Receiving Officer \_\_\_\_\_  
\*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 500 (in words) Five hundred

Insurance fee Rs.	Ps.	Weight (in grams)	Kilo
		500	0.5

Name and address of sender \_\_\_\_\_  
04/7/10

E

Attested  
Anjad Ali  
ADVOCATE  
SUPREME COURT

21

*[Handwritten scribble]*

ADDRESS

*Aman*

REGISTERED



**ACKNOWLEDGEMENT DUE CARD**

Miss Bibi Saleha (S.P.E.T) نام  
محمد ادریس خان ایڈووکیٹ مردان  
ڈاکخانہ تحصیل - ضلع

پوسٹ کوڈ  
(پست کارڈ نمبر پر لے)

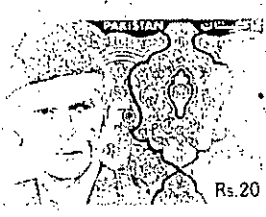
RP-54

رسید

۱۶

رجسٹرڈ یا بیرہ بھیجنے والے کو پست پر دیئے گئے پتہ پر واپس بھیجا جائے۔

The District Officer  
برائے (نام) FSE  
وزن (ٹنوں میں) ۱۰ گرام



تاریخ ۲۵/۵/۲۱  
قیمت: دس روپے - Rs. 10/-



*[Handwritten signature]*  
Advocate  
SUPREME COURT

Annexure I  
22

Before The Provincial Service Tribunal Peshawar.

Appeal No. \_\_\_\_\_ / 2021.

Mst Bibi Saleha D/O Saadur Rashid (wife of Iftikhar Ahmad) (S.P.E.T,  
The Govt. Girls Middle School Shikray Baba Mardan) resident of  
Mohallah Mandookhal village sawaldher Mardan.

Appellant.

Versus

1. The Secretary, The Elementary and Secondary Education Department, KPK, Peshawar.
2. The Director, The Elementary and Secondary Education Department, KPK, Peshawar.
3. The District Education Officer (Female), The Elementary & Secondary Education Department Mardan.

Respondents.


-----

Appeal Under Section-4 of the Service Tribunal Act, 1974, against the non-fixation of Pay of Appellant in BPs-16.

-----

FACTS:-

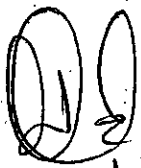
1. That the Appellant was appointed as PET (Physical Education Teachress) in BPs No.9 vide Endorsement dated 14-11-2000. (Copy Annexure-"A").

  
Amjad Ali  
ADVOCATE  
SUPREME COURT

2. That gradually the salary of Appellant raised to BPs No.15.
3. That while posted at the Governement Girls Middle School Shikray Baba, Mardan, she alongwith others, was promoted to the post of Senior Physical Education Teachress (BPs No.16) by The Director/<sup>DEO</sup>Respondent No.2 vide Endorsenemt No.549-55/File No.1/ Promotion Senior PET/B-16 dated 06-09-2017. (Copy Annexure-"B").
4. That on 22-05-2021, on consulting her monthly salary slip for the month of April, 2021, the Appellant learnt that she was still being paid the salary in BPs-15 and that her pay is not fixed in BPs-16, on her promotion. (Copy Annexure-"C").
5. That the Appellant preferred representation to The <sup>DEO</sup>Director/Respondent No.2 on 24-05-2021 through proper channel. (Copies Annexure-"D to F").
6. That inspite of the lapse of the statutory period, the Representation is unresponded.

GROUNDS:-

- (I) that on promotion to BPs-16 the Appellant had the legal right to have been paid salary in BPs-16 by fixation of her pay in the promoted scale of pay i.e; BPs-16.
- (II) that there was no reason for not fixing her pay in the promoted scale i.e; BPs-16.
- (III) that the Appellant while persuing to know~~ing~~ the fate of her representation, she learnt that on promotion she was ordered to be transferred &

  
 Mst. Amjad Ali  
 ADVOCATE  
 SUPREME COURT

posted as such in the Govt; Girls High School Mohibullah banda, by the DEO/Respondent No.3 vide Endst; No. 9640-43 dated 23-09-2017. But, the said order is not communicated to the Appellant nor to the Head Mistress, Govt; Girls Middle School Shikray Baba Mardan, till date.

(Copy Annexure-"G").

(IV) that even, the Appellant was not relieved from the post at The GGMS Shikray Baba. Resultantly, the Applicant is still performing her duties there.

(Copies Annexure-"H & I").

(V) that the fixation of pay is recurring cause of action and accrcues every month, when the deficiency is noticed.

(VI) that Appellant seeks leave of this Hon,ble Tribunal to claim further grounds also.

*Attested*

It is prayed that on acceptance of this Appeal, the fixation of pay of Appellant from the date of her promotion to BPs-16 with arrears there-of may be ordered.

*Amjad Ali*  
ADVOCATE  
SUPREME COURT

The costs of this Appeal may also be awarded in favour of Appellant against the Respondents.

Dated: -01-09-2021.

Appellant

*Bibi Saleha*  
(Mst Bibi Saleha)

Through:-

*Adam*  
Muhammad Adam Khan  
Advocate, Mardan.

Before The Provincial Service Tribunal Peshawar.

Appeal No. \_\_\_\_\_ / 2021.

Mst; Bibi Saleha V/S The Secy; Education Deptt; etc;

AFFIDAVIT

I, Mst Bibi Saleha/the Appellant, do hereby stated on solemn affirmation that the contents of the above Appeal are true and correct to the best of my knowledge and belief and nothing is concealed from this Honourable Tribunal.

Dated:-01-09-2021.

Deponent: Bibi Saleha  
(Mst Bibi Saleha)

*[Signature]*  
**ATTESTED**  
DILARAM KHAN  
Advocate  
NOT y Public Mardan  
no. 31 Dated 08  
2021

*[Signature]*  
Attested

*[Signature]*  
ADVOCATE  
SUPREME COURT



Before The Provincial Service Tribunal Peshawar

Appeal No. 7388 / 2021.

Annexure J  
26  
Diary No. 7518  
Date 01/09/20

Mst Bibi Saleha D/O Saadur Rashid (wife of Iftikhar Ahmad) (S.P.E.T,  
The Govt; Girls Middle School Shikray Baba Mardan) resident of  
Mohallah Mandookhal village sawaldher Mardan.

Appellant.

Versus

1. The Secretary, The Elementary and Secondary Education Department, KPK, Peshawar.
2. The Director, The Elementary and Secondary Education Department, KPK, Peshawar.
3. The District Education Officer (Female) , The Elementary & Secondary Education Department Mardan.

Respondents.

-----

Appeal Under Section-4 of the Service Tribunal Act, 1974, against the non-fixation of Pay of Appellant in BPs-16.

-----

10/9/2021  
FACTS:-

1. That the Appellant was appointed as PET (Physical Education Teachress) in BPs No.9 vide Endorsement dated 14-11-2000.

(Copy Annexure-"A").

ATTESTED  
  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR**

Service Appeal No. 7388/2021

Date of Institution ... 01.09.2021

Date of Decision ... 28.10.2022



Mst. Bibi Saleha D/O Saadur Rashid (Wife of Ifikhar Ahmad) (S.P.E.T, Government Girls Middle School Shikray Baba Mardan) R/O Mohallah Mandookhol Village Sawaldher Mardan.

... (Appellant)

**VERSUS**

The Secretary, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar and two others.

... (Respondents)

MR. MUHAMMAD ADAM KHAN,  
Advocate

For appellant.

MR. MUHAMMAD RIAZ KHAN PAINDAKHEL,  
Assistant Advocate General

For respondents.


SALAH-UD-DIN  
MIAN MUHAMMAD

MEMBER (JUDICIAL)  
MEMBER (EXECUTIVE)

**JUDGMENT:**

**SALAH-UD-DIN, MEMBER:-** Precisely stated the averments as raised by the appellant in her appeal are that she was appointed as Physical Education Teacher (BPS-9) in Education Department vide order dated: 14.11.2000 and her salary was gradually raised up to BPS-15. The appellant while posted at Government Girls Middle School Shikray Baba, Mardan was promoted to the post of Senior Physical Education Teacher (BPS-16) vide Notification dated 06.09.2017. Upon promotion of the appellant in BPS-16, her salary

ATTESTED

  
ATTESTER  
Khyber Pakhtunkhwa  
Services Tribunal  
Peshawar



was not fixed in BPS-16, therefore, she filed representation on 24.05.2021, which was not responded, hence the appellant filed the instant service appeal for redressal of her grievance.

28

2. Respondents contested the appeal by way of submitting para-wise comments, wherein they refuted the assertions as raised by the appellant in her appeal.

3. Learned counsel for the appellant has contended that the appellant joined service as Physical Education Teacher in the year 2000 and was promoted to the post of Senior Physical Education Teacher (BPS-16) vide Notification dated 06.09.2017 but she has not been paid the salary of BPS-16, which is against the fundamental rights of the appellant guaranteed under the Constitution of Islamic Republic of Pakistan; that vide adjustment order dated 23.09.2017, the appellant was adjusted at Government Girls High School Mohib Ullah Banda but the said order was neither communicated to the appellant nor she was relieved from Government Girls Middle School Shikray Baba, Mardan and she is still performing her duty in the said school; that the appellant perused her salary slip for the month of April 2021 and came to know that she is still being paid salary of BPS-15; that the appellant was promoted to BPS-16 on 06.09.2017, therefore, she is entitled for fixation of her salary in BPS-16 with effect from the said date but the respondents have failed to fix her salary in BPS-16.

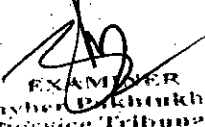
4. On the other hand, learned Assistant Advocate General for the respondents has argued that upon promotion of the appellant to the

ATTESTED  
 EXAMINER  
 Khayr Pakhtunkhwa  
 Service Tribunal  
 Peshawar

post of Senior Physical Education Teacher on 06.09.2017 (BPS-16), her services were placed at the disposal of DEO (F) Mardan for further posting; that the respondent-department has issued adjustment order dated 23.09.2017, whereby the appellant was adjusted as Senior Physical Education Teacher (BPS-16) at Government Girls High School Mohib Ullah Banda but she failed to assume the charge of her post in the said school, therefore, her salary could not be fixed in BPS-16 for the reason that she has not at all actualized her promotion; that the appellant was well aware of her adjustment in GGHS Mohib Ullah Banda but she deliberately avoided actualization of her promotion in the said school.

5. We have heard the arguments of learned counsel for the parties and have perused the record.
6. A perusal of the record would show that the appellant was promoted as Senior Physical Education Teacher (BPS-16) vide Notification dated 06.09.2017 and her services were placed at the disposal of District Education Officer (Female) Mardan. Vide order dated 23.09.2017, the appellant was adjusted at Government Girls High School Mohib Ullah Banda as Senior Physical Education Teacher (BPS-16), however, it is the contention of the appellant that she was not communicated the aforementioned order of her adjustment and she continued her duty at Government Girls Middle School Shikray Baba, Mardan. On the other hand, it is the contention of the respondents that upon promotion of the appellant to the post of Senior Physical Education Teacher (BPS-16) vide Notification dated

ATTESTED

  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

06.09.2017, she was adjusted at Government Girls High School Mohib Ullah Banda vide order dated 23.09.2017 but she deliberately avoided to actualize her promotion in the said school, therefore, she is not entitled for fixation of her salary in BPS-16. Keeping in view the nature of controversy between the parties, it deems appropriate that the appellate Authority shall first decide the departmental appeal of the appellant. We would, therefore, refrain from giving any finding on merits lest it may not prejudice the case of either party.

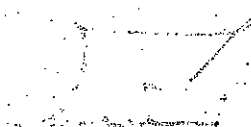
7. In view of the above, the departmental appeal of the appellant is remitted to the appellate Authority with the direction to decide the same through a speaking order in accordance with relevant law/rules within a period of one month of receipt of copy of this judgment. The appeal in hand is disposed of accordingly. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED

28.10.2022



(MIAN MUHAMMAD)  
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

Certified to be true copy

CHIEF CLERK  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Date of Presentation of Application 28/10/2022  
Number of Words 2000  
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Urgent —  
Total 22/-  
Name of Copyist —  
Date of Completion of Copy 07/12/2022  
Date of Delivery of Copy 07/12/2022

30



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MARDAN

PHONE: 0937-9250150

Postal Address: Government Secretariat, Mardan, Khyber Pakhtunkhwa

No. 9216 Dated Mardan the 13-12 /2022

To

The Director  
Elementary & Secondary Education  
Department Khyber Pakhtunkhwa Peshawar

Amne-vure

(K)  
(31)

**SUBJECT:** JUDGMENT IN SERVICE APPEAL NO. 7380/2021 HIBI SALIHA VERSUS GOVT OF  
KPK Peshawar

**Memo:-**

I refer here with a copy of judgment dated 28.10.2022 passed by the KP Service tribunal for strict compliance and also directed to the appellate authority to decided the departmental appeal with in a period of one month of receipt of copy this judgment and is hereby forwarded for necessary action please.

An early action will be highly appreciated being court matter.

DISTRICT EDUCATION OFFICER  
(FEMALE) MARDAN

*[Signature]*  
Dated \_\_\_\_\_ /2022

Endst: No \_\_\_\_\_

Copy for information to the:-

1. SO (Litigation ii) secretary of E&SED KPK Peshawar

*[Signature]*  
Attested  
*Amjad Ali*  
ADVOCATE  
SUPREME COURT

Muhammad Iqbal Anwar Branch Office (DCCP) Mardan

DISTRICT EDUCATION OFFICER  
(FEMALE) MARDAN

*[Signature]*

**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT KHYBER PAKHTUNKHWA, PESHAWAR**

**NOTIFICATION.**

1. Whereas, the appellant namely Mst: Bibi Saleha PET GGMS Shikrny Baba District Mardan was promoted to the post of Senior PET (BS-16) on regular basis along with other incumbents vide Notification bearing Endst: No. 549-55 Dated 06/09/2017, issued by the Directorate E&SE Khyber Pakhtunkhwa Peshawar. In pursuance of the order ibid, the District Education Officer (F) Mardan posted/adjusted the teacher concerned as Senior PST (BS-16) at GGHS Mohib Ullah Banda District Mardan vide Order bearing Endst: No. 9640-43 Dated 23/09/2017.
2. And whereas, the appellant has invoked the constitutional jurisdiction under Article-212 of the constitution of Islamic Republic of Pakistan through filing Service Appeal No.7388/2021 before the Honorable-Khyber Pakhtunkhwa Service Tribunal, Peshawar, whereby, the appellant has prayed for fixation of pay from the date of her promotion w.e.f. 06-09-2017 to Senior PET (BPS-16) with arrears.
3. And whereas, the afore-noted petition has been decided by the Honorable Khyber Pakhtunkhwa Service Tribunal, Peshawar vide judgement dated 28-10-2022, whereby, the appeal has been converted in to the Departmental appeal of the appellant & has been remitted to the appellate authority to decide the same through the speaking order in accordance with relevant law/Rules.
4. And whereas, in compliance of the judgement supra, the case of the appellant was referred to the Departmental Appellate Committee meeting held on dated 02-03-2023 under the Chairmanship of Worthy Director E&SE, wherein, an opportunity of personal hearing was also afforded to the appellant. After bare perusal of the pro & contra evidences of case, statement of DEO (F) Mardan & plea/contention of the appellant, the committee unanimously concluded that the appellant is not entitled to the fixation of pay/salaries & other ancillary service benefits against the SPET (BPS-16) post on the ground that she has not actualized the post in question in accordance Law/Rules & vogue.

Now therefore, in compliance of the judgement dated 28-10-2022 of the Honorable Khyber Pakhtunkhwa Service Tribunal, Peshawar, having gone through the whole case record, consulting with the relevant provision of laws/rules in vogue & in exercise of the powers conferred upon the undersigned being competent authority, the plea of the appellant for fixation of pay & other ancillary service benefits against the Senior PET (BPS-16) post w.e.f. 06/09/2017 is hereby turned down as the appellant has not actualized the post in question, hence, the Departmental Appeal of the appellant is hereby regretted with immediate effect in the interest of public service.

(Dr. Iqbal Khan)

**DIRECTOR**

Elementary & Secondary Education  
Khyber Pakhtunkhwa Peshawar

3519-05  
Endst: No. \_\_\_\_\_ /P No.AD(Lit-II)/SA7388/2021/Saleha Bibi/Mardan.

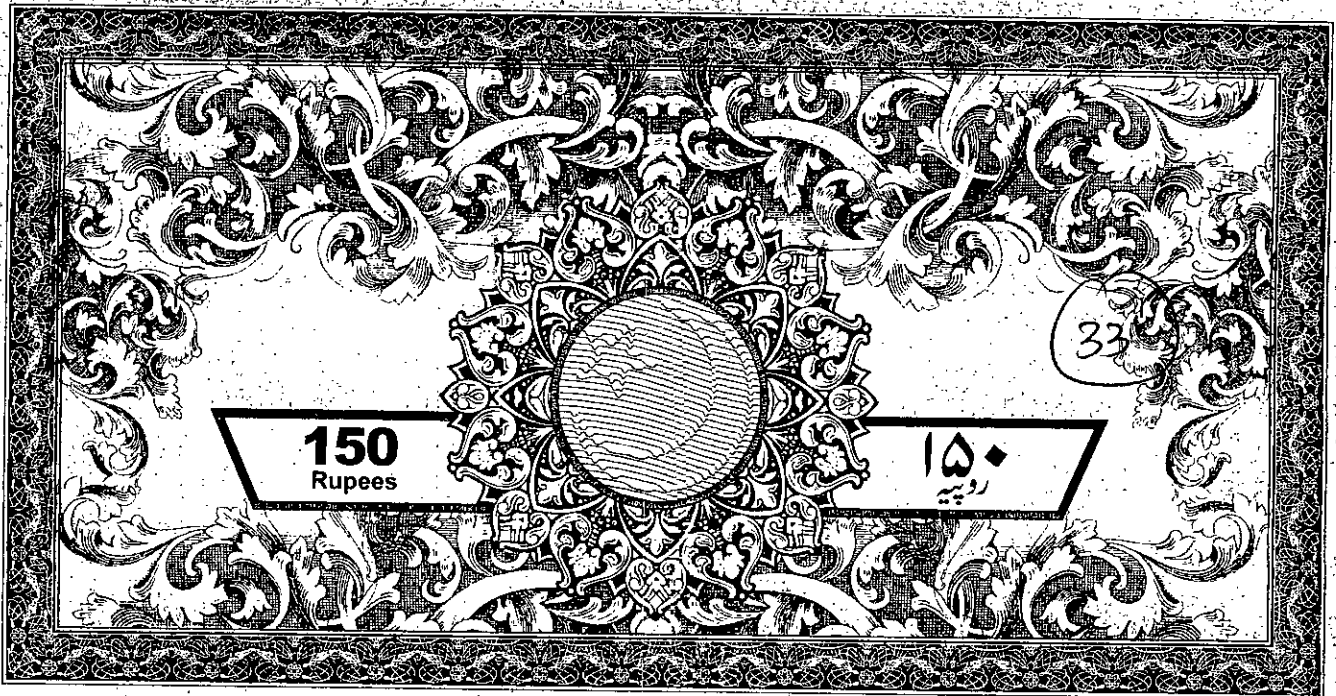
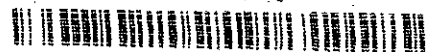
Dated Peshawar the 09/05/2023

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

1. Learned Registrar Khyber Pakhtunkhwa Service Tribunal Peshawar.
2. Learned Additional Advocate General Khyber Pakhtunkhwa Service Tribunal Peshawar.
3. Additional Secretary (G) E&SE Department Khyber Pakhtunkhwa, Peshawar.
4. District Education Officer (Female) Mardan.
5. Deputy Director (Legal) E&SE Khyber Pakhtunkhwa Peshawar.
6. Official concerned.
7. Master file.

Deputy Director (F & A)  
Elementary & Secondary Education  
Khyber Pakhtunkhwa Peshawar

Attested  
Amjad Ali  
ADVOCATE  
PREME COURT



## AFFIDAVIT

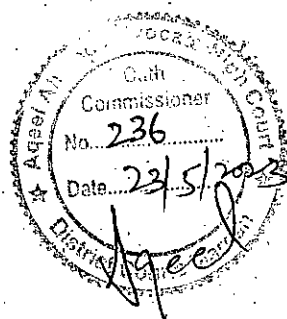
I, **Bibi Saliha** wife of **Iftikhar Ahmad** resident of **Sawaldher Tehsil and District Mardan**, do hereby solemnly affirm & verify on oath that I am residing with my husband namely **Iftikhar Ahmad** at village **Sawaldher Tehsil and District Mardan**. I along with my husband have been residing at village **Sawaldher Mardan** wherein **GGMS Shekray Baba Katlang** is at a distance of 01 hour from my residence i.e **Sawaldher Mardan** and **GGHS Muhib Ullah Banda** is at 10 minute distance from my residence i.e **Village Sawaldher**.

Deponent

*Bibi Saliha*

**Bibi Saliha** wife of **Iftikhar Ahmad**  
resident of **Bakhshali Tehsil and District Mardan**

Dated: 23/05/2023



Page-3

CERTIFICATE

X/I  
Annexure N  
34  
Husain

The record of this school shows that letter No.9640-43 dated 23-09-2017 issued from the office of the DEO (F) Mardan in respect of Bibi Saliha transfer and posting at the GGHS Mohibullah Banda Mardan is not received in this school.

H.M.GGMS

Shekray Baba Mardan

*[Handwritten signature]*  
[Faint official stamp]

*[Handwritten signature]*  
Anjad Ali  
ADVOCATE  
SUPREME COURT

X/I

بعدالت  
ڈیڑہ غنوجوہ سروس ٹرسٹ سٹیٹ پاسور

35

2023 منجانب Appellant

مورخہ: 22/5/2023

مقدمہ: بی بی صالحہ

دعویٰ: Service appeal

جرم:

باجت تحریر آئیڈے

مقدمہ مندرجہ عنان بالا اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ

آئیڈے امجد علی ایڈووکیٹ سپریم کورٹ آف پاکستان

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کمال اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ

برحلاف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء وصولی چیک دروپیہ عرضی دعویٰ اور درخواست ہر قسم کی تصدیق زاریں پر

دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری کی پٹرن یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا

اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختیار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار

ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بااختیارات حاصل ہوں گے اور اس کا ساختہ پرواختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ و جانہ

التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔

لہذا وکالت نامہ لکھ دیا کہ سنڈ رہے۔

2023

ماہ صی

المرقوم: 22

العبد

گواہ

العبد

Accepted by,

کے لیے منظور ہے۔

بمقام پاسور

Bibi Saalikh

(Appellant)

03444793757

iftikharipst2004@gmail.com

Amjad Ali

ADVOCATE

SUPREME COURT

BC 105506

0321-9882434 0321-9870175

Email: amjadaliadv@yahoo.com

امجد علی ایڈووکیٹ سپریم کورٹ آف پاکستان، ڈسٹرکٹ گورٹس، مردان