


**BEFORE THE HONBLE KHYBER PAKHTUNKHWA**  
**SERVICES TRIBUNAL PESHAWAR**

**SERVICE APPEAL NO.1062/2022**

**NIGHT JEHAN (SDM) VS E&SE DEPARTMENT**

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District Education Officer  
(Female) Peshawar.

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

Khyber Pakhtunkhwa  
Service Tribunal

**SERVICE APEAL NO.1062/2022**

Diary No. 6404

Dated 12/07/23

**MS NAGHAT JEHAN (SDM) VS E&SE DEPARTMENT**

**PARA WISE COMMENTS OB BEHALF OF RESPONDENT NO. 1, 2 & 3**

Respectively Sheweth:

The Respondents submits below:

**PRELIMINARY OBJECTS**

1. That the appellant has got no cause of action/locus standi.
2. That the appellant has concealed material facts from this Hon'ble Tribunal.
3. That the appellant has been estopped by her own conduct to file the instant appeal before this Hon'ble Tribunal.
4. That the instant appeal is barred by law/limitation.
5. That the instant appeal is not maintainable in its present form.
6. That the instant appeal is bad for mis-joinder and non-joinder of necessary parties.
7. That the appellant has not come with clean hands to this Hon'ble Tribunal.

**REPLY ON FACTS.**

1. That Para-No.1 Pertains to Appellant's personal record.
2. That reply to Para -No. 1 &2 is incorrect and misleading against the facts. It is Submitted that the competent authority called the appellant to submit the relevant documents for preparation of Seniority list of SDM in 2013 but she failed provide the relevant documents in time, furthermore The instant service appeal is time barred by limitation/being past and close matter, because the appellant did not take any action/raise any Objection regarding her Serial No. in the promotion order issued in 2013 however she remained silent and inactive during that time of period by not filing an appeal against the tentative Sonority list of SDMs in 2013 and likely accepted the seniority list as it was presented in 2013. While the appellant stands at serial No. 7 in the last upgraded seniority list of SDM 31-12-2022.  
Upgraded seniority list of SDM 2022 as Annex A.
3. That Para-No.3 is incorrect and misleading against the facts, that the respondents/Officials are responsible to acting according rules and law, furthermore the respondent department preparing the seniority list of SDM and display the same under the rules & law.
4. That reply to Para No.4 is incorrect & misleading against the facts, it is submitted that competent authority promoted Respondent No. 4 &5 under rules and law.
5. That reply to Para No.5 has already been given in the above Para.
6. That reply to Para No. 6, 7 & 8, it is submitted that the respondent department prepared seniority list of the said cadre and display at the public place while departmental appeal of the appellant is not entertainable because her departmental appeal is time barred. (Above 5 years).

9. That reply Para No. 9 & 10, it is submitted that the respondent department acted upon rules law and policy, the appellant did not file an appeal against the seniority list of SDM in 2013 and nor arise any objection at her serial number on promotion order issued in 2013.

11. That the appellant has no cause of action to filed the instant service appeal In this Hon'ble Service Tribunal.

### GROUNDS

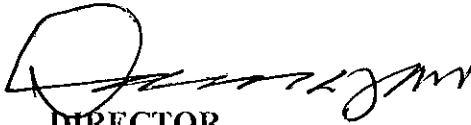
A: Ground-A is incorrect, misleading and against the facts, the respondents are bound to act upon the existing Law & rules.

B: Ground-B is incorrect and against the facts, it is submitted that the appellant did not file an appeal against 2013 SDM Seniority at that time nor arise any objection at S.No in promotion order (2013) & now her case is badly time barred. Last updated seniority list is already as Annex A

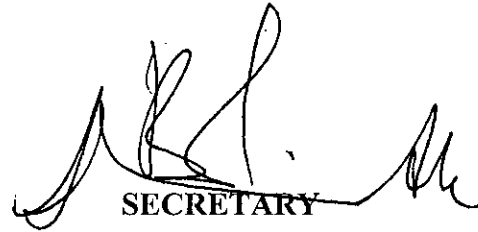
C. Ground -C is incorrect misleading against the facts, it is submitted that respondent department did not violated any right of the appellant but they acted upon law rules and policy.

D. Ground -D The respondent department also seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore most humbly prayed that on acceptance of this Para wise comments, the instant service appeal may very kindly be dismissed with cost.



DIRECTOR  
E&SE, Khyber Pakhtunkhwa  
Peshawar



SECRETARY  
E&SE, Khyber Pakhtunkhwa  
Peshawar



District Education Officer  
Female Peshawar

Annex A → 3

**OFFICE OF THE DISTRICT EDUCATION OFFICER FEMALE (E&S) EDUCATION PESHAWAR**

Revised Tentative Seniority List of Female S.DM Teachers of District Peshawar

**OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) EDUCATION PESHAWAR**

Updated Seniority List of SDM Teachers Female District Peshawar as stood on 31/12/2022

S#	School Name	TeacherName	FatherName	Acad Qualf	Subj	Profe Quali	Desig:	BPS	DOB	Domicile District	Date of First Appointed	D/O taking over charge in Present Post	D/O passing Professional Exam:	D/O Promotion to SDM Post	Date of taking over charge in this district/ passing	Date of Consideration	Remarks
1	GGHS BUDHNI	SHABNUM NAFEES	SYED GHULAM HABIB SHAH	BA		DM	SDM	16	23-11-1973	PESHAWAR	31-08-1995	01-09-1995	25-05-1996	21-02-2012	25-05-1996	21-02-2012	
2	GGHSS Hayat Abad	HUMERA NAZ	AMAN ULLAH KHAN	MA		BED	SDM	16	28/03/1970	PESHAWAR	31-10-1996	02-11-1996	14-05-1997	21-02-2012	14-05-1997	21-02-2012	
3	GGHS BUDHNI	RAHAT BIBI	ARBAB M.IQBAL	B.A		DM	SDM	16	01-05-1971	PESHAWAR	10-07-1997	01-09-1997	1995-96	21-02-2012	01-09-1997	21-02-2012	
4	GGHS GUL BAHAR	SHABINA	MUHAMMAD HASHAM KHAN	MA		B.ED	SDM	16	02-06-1974	PESHAWAR	26-06-1997	21-02-2013	14-05-1997	21-02-2012	01-07-1997	21-02-2012	
5	GGHSS BEGUM SHAHAB UD DIN	SAIRA JABEEN	FAZAL KARIM	MA	URDU	MED	SDM	16	26-10-1972	PESHAWAR	26-06-1997	21-02-2013	14-03-2012	21-02-2012	01-07-1997	21-02-2012	
6	GGHSS BSD PESH	SHAGUFTA NASEER	NASEER AHMAD	MA	URDU	MED	SDM	16	28-03-1975	PESHAWAR	30-10-1996	13-03-2013	28-02-2014	21-02-2012	02-11-1996	21-02-2012	
7	GGHS ACHINI PAYAN	NIGHAT JEHAN	MISRI KHAN	M.A		MED	SDM	16	15-04-1973	PESHAWAR	01-07-1997	13-03-2013	20-06-2014	21-02-2012	05-09-1994	21-02-2012	
8	GGHSS KHYBER COLONY	SHAKIRA BIBI	GHULAM JAFFAR	MA	Islamiyat	MED	SDM	16	21-05-1973	PESHAWAR	05-07-1997	21-02-2013	10-10-2017	21-02-2013	01-11-1998	21-02-2013	
9	GGHS SHEIKH ABAD	FOUZIA SHARIF	MUHAMAD SHARIF	MA	URDU	MED	SDM	16	01-10-1975	PESHAWAR	26-06-1997	05-07-1997	13-05-1997	21-02-2012	05-07-1997	21-02-2012	
10	GGHS BARA LANE	MARYUM NOOR	NOOR MOHAMMAD	MA	Islamiyat	MED	SDM	16	30-09-1971	PESHAWAR	26-06-1997	21-02-2013	30-08-1996	21-02-2012	01-12-1998	21-02-2012	
11	GGHS NO.1 CANTT.	NABILA NAZ	ASHIQ SALEEM	MA	URDU	MED	SDM	16	10-10-1970	PESHAWAR	05-05-1996	21-02-2013	01-01-2016	21-02-2012	18-05-1996	21-02-2012	
12	GGHSS LARAMA	SAFIA BEGUM	Haji SIRRAJ MUHAMMAD	B.A 3RD D		DM	SDM	16	02-11-1967	PESHAWAR	20-10-1993	21-02-2013	27-02-1998	21-02-2012	24-10-1993	21-02-2012	
13	GGHS CITY RAIL STATION	FARZANA SHAHEEN	GHULAM YAHYA	MA		BED	SDM	16	16-04-1976	PESHAWAR	05-04-1999	21-02-2013	21-11-2006	21-02-2012	06-04-1999	21-02-2012	
14	GGHSS UNIVERSITY TOWN	TAHIRA BEGUM	ABDUL SHAKOOR	M.A		MED	SDM	16	20-02-1976	PESHAWAR	05-04-1999	13-03-2013	1996-97	21-02-2012	08-04-1999	21-02-2012	
15	GGHSS COMPREHENSIVE	RUBINA SHAHEEN	HAZARI BHATTI	MA	FINEARTS	BED	SDM	16	01-08-1967	ABBOTTABAD	24-01-1991	21-02-2013	20-01-2012	21-02-2012	18-07-1999	21-02-2012	

Annex A-4

S#	School Name	TeacherName	FatherName	Acad Qualif	Subj	Profe Quali	Desig:	BPS	DOB	Domicile District	Date of First Appointed	D/O taking over charge in Present Post	D/O passing Professional Exam:	D/O Promotion to SDM Post	Date of taking over charge in this district/ passing	Date of Consideration	Remarks
16	GGHS KAGA WALA	FOZIA AMBREEN	AMIR KHAN	BA		DM	SDM	16	13-03-1977	PESHAWAR	09-12-1999	13-12-1999		21-02-2012	13-12-1999	21-02-2012	
17	GGHS ISLAMIA COLLEGIATE	GULE RANA	ABDUL LATIF	MA	Islamiyat	M-ED	SDM	16	05-02-1975	MARDAN	09-12-1999	21/02/2013	27-02-1998	21-02-2012	14-12-1999	21-02-2012	
18	GGHS KHAN MAST	FOZIA ANJUM	ABDUR RAHEEM	B.A		B-ED	SDM	16	10-11-1969	PESHAWAR	09-12-1999	15-03-2013	31-01-2011	21-02-2012	15-12-1999	21-02-2012	
19	GGHSS BADABER PESH	SARWAT JEHAN	MAAZ KHAN	MA	URDU	MED	SDM	16	12-03-1976	PESHAWAR	09-12-1999	16-12-1999	11-05-1999	21-02-2012	16-12-1999	21-02-2012	
20	GGHSS JOGIWARA	SHAZIA NOREEN	FAZALE KARIM	BA		BED	SDM	16	12-06-1972	PESHAWAR	09-12-1999	16/12/1999	11-05-1999	21-02-2012	16-12-1999	21-02-2012	
21	GGCMHS TEHKAL BALA	ROZINA HUMA	MALIK SHAH MUHAMMAD	BA		DM	SDM	16	01-03-1973	PESHAWAR	26-06-1997	28-05-2013	25-05-1996	28-05-2013	01-07-1997	28-05-2013	
22	GGHSS LANDI ARBAB	BIBI RUKHSANA	GHANIMAT SHAH	BA		BED	SDM	16	18/08/1974	KOHAT	01-09-1997	31-05-2013	14-05-1997	30-05-2013	13-10-1998	30-05-2013	
23	GGHS IRRIGATION COLONY	FARZANA TAJ	TAJ NABI	MA	URDU	DM MED	SDM	16	23-04-1975	PESHAWAR	09-01-1998	20-01-1998	05-11-1999	31-05-2013	20-01-1998	31-05-2013	
24	GGHSS LADY GRIFFITH	NASIM AKHTAR	QUDRATULLAH	MA	URDU	BED DM	SDM	16	24-02-1977	PESHAWAR	09-12-1999	21-11-2014	27-02-1997	21-11-2014	17-12-1999	21-11-2014	
25	GGHS MOHAMMADZAI	SHAISTA NASIM	SHER BAHADER	BA		DM	SDM	16	01-04-1971	PESHAWAR	09-01-1998	13-01-1998	25-04-2000	29-11-2014	01-12-2003	29-11-2014	
26	GGHS QUAID ABAD	ASIA NOREEN	WAHEED BAKHISH	BA		DM	SDM	16	22-04-1973	PESHAWAR	24-04-1996	29-11-2014	25-04-2000	29-11-2014	02-05-1996	29-11-2014	
27	GGHS NO.1 CANTT.	NAILA FATIMA	GHULAM AHMAD	M.A	URDU	BED	SDM	16	02-06-1975	PESHAWAR	09-12-1999	02-12-2014	17-01-2017	29-11-2014	01-01-2000	02-12-2014	
28	GGHS PAKKHA GHULAM	FARHAT BIBI	ROZI GUL	MA	Islamiyat	BED	SDM	16	01-01-1976	PESHAWAR	30-06-1997	28-07-2015	16-01-2015	23-07-2015	30/06/1997	23-07-2015	
29	GGHS QASAB KHANA	RASHIDA BANO	KHWAJA FIDA MOHD	M.A		BED	SDM	16	15-10-1973	PESHAWAR	09-01-1998	17-11-2015	18-07-2011	12-11-2015	20-01-1998	12-11-2015	
30	GGHS DABGARI GATE	SOMIA IJAZ	IJAZ HUSSAIN	BA		BED	SDM	16	08-01-1972	PESHAWAR	09-01-1998	02-12-2016	12-12-2014	26-07-2016	24-01-1998	26-07-2016	
31	GGHS SARBAND	KOUSAR NAHEED	RAHEEM GUL KHAN			DM	SDM	16	19-04-1968	MARDAN	25-03-1992	18-04-1992		24-04-2017	01-12-1992	24-04-2017	
32	GGHSS SUFAID SUNG	NAHEED PARVEEN	ABDUL QAYYUM	MA	Islamiyat	BED	SDM	16	10-01-1973	PESHAWAR	09-01-1998	15-08-2017	14-02-2017	10-08-2017	13-01-1998	10-08-2017	
33	GGCMHS NOUTHIA	BALQEES FATIMA	MUEEN KHAN	M.A (pcl Sci)	Pol. Sci	BED	SDM	16	22-10-1972	KOHAT	13-12-1999	15-08-2017	22-12-2005	10-08-2017	09-09-2000	10-08-2017	

Annex-5

S#	School Name	TeacherName	FatherName	Acad Qualif	Subj	Profe Quali	Desig:	BPS	DOB	Domicile District	Date of First Appointed	D/O taking over charge in Present Post	D/O passing Professional Exam:	D/O Promotion to SDM Post	Date of taking over charge in this district/ passing	Date of Consideration	Remarks
34		NAJMA SHAHEEN	NAZIR SAID	MA		DM	SDM	16	30-05-1971	MARDAN	23-05-1996	25-05-1996	25-04-2000	05-01-2018	01-05-2000	05-01-2018	
35	GGHS HARYANA PAYAN	KANIZ FATIMA	MALIK IMTIYAZ HAMID	BA		MED	SDM	16	01-03-1979	PESHAWAR	29-05-2004	25-01-2018	17-03-2017	25-01-2018	03-06-2004	25-01-2018	
36	GGHS HAYAT ABAD P-3	FAZEELAT NAHEED	ABDUL RAHIM	MA	URDU	DM M-ED	SDM	16	15-05-1970	PESHAWAR	29-05-2004	25-01-2018	25-01-2007	25-01-2018	31-05-2004	25-01-2018	
37	GGHSS JOGIWARA	GHAZALA BIBI	KHALIL UR RAHMAN	MA		MED	SDM	16	04-03-1975	PESHAWAR	04-02-2000	25-01-2018	25-04-2000	25-01-2018	09-02-2000	25-01-2018	
38	GGHS YAKA TOOT PESHAWAR	SARWAT YASMEEN	SAJID YAR KHAN	MA		M-ED	SDM	16	28-02-1978	PESHAWAR	18-08-1999	04-03-2020	04-02-2012	04-03-2020	19-08-1999	04-03-2020	
39	GGHS SURIZAI PAYAN	BAKHTMEENA BEGUM	Taza Gul	BA		DM	SDM	16	01-01-1977	PESHAWAR	15-12-1999	04-03-2020	07-02-1998	04-03-2020	01-10-2001	04-03-2020	
40	GGHS PAF SHAHEEN CAMP	NASIRA KHATTAK	TILLA MUHAMMAD KHAN	MA	Islamiyat	M-ED	SDM	16	21-09-1964	MARDAN	29-03-1999	24-05-2021	18-03-2021	04-03-2020	01-07-2006	04-03-2020	
41	GGHSS JOGIWARA	NOSHEEN MASOOD	MASOOD KHAN	BA			SDM	16	01-01-1979	PESHAWAR	02-02-1998	04-03-2020		04-03-2020	07-04-1998	04-03-2020	
42	GGHS BASHIR ABAD	PARVEEN BEGUM	MUHAMMAD SADDIQE	M.A		DM B-ED	SDM	16	02-03-1975	CHARSADDA	17-11-1994	07-03-2020	22-02-1998	04-03-2020	23-05-2006	04-03-2020	
43	GGHS Palosi Maghdarzal	ASMA SALEEM	MOHAMMAD SALEEM	BA	M.ED	DM	SDM	16	15-09-1971	PESHAWAR	09-01-1998	15-01-1998	29-03-2018	04-03-2020	15-01-1998	04-03-2020	
44	GGHS CIVIL COLONY	ZAHIDA HASSAN	MAHBOOB UL HASSAN	B.A	DM	DM	SDM	16	13-03-1978	PESHAWAR	29-05-2004	01-06-2004	11-05-1999	04-03-2020	01-06-2004	04-03-2020	
45	GGHSS COMPREHENSIVE	SHEHZADI SARWAT	TAJ MUHAMMAD	B.A		DM	DM	15	31-07-1970	PESHAWAR	01-09-2004	01-09-2004	11-05-1999	04-03-2020	01-09-2004	04-03-2020	
46	GGHS NAHAQI	MEENA GUL	FAZLE MOLA	BA	BED	DM	SDM	16	27-06-1976	PESHAWAR	30-10-1999	05-08-2010	05-05-2003	05-08-2020	10-07-2005	05-08-2020	
47	GGMS KARAR KHAN (NMD)	NAZIA BEGUM	ABDUL SALAM	MA	Islamiyat	M-ED	SDM	16	01-04-1977	PESHAWAR	31-08-2005	08-12-2020	31-03-2002	07-12-2020	01-09-2005	08-12-2020	
48	GGHS NISHTAR ABAD	ASIA PARVEEN	SYED BUZARG SHAH	MA	PAK STD	BED/MED	SDM	16	01-02-1978	NOWSHERA	13-03-2004	18-05-2021	31-03-2002	18-05-2021	01-09-2006	18-05-2021	
49	GGHSS MIAN GUJAR	SHAISTA QAISAR	KHALID KHAN	BA		DM/BED	SDM	16	17-05-1977	CHARSADDA	09-12-1999	24-05-2021	26-07-2008	24-05-2021	18-12-2006	24-05-2021	
50	GGHS DABGARI GATE	ASMA BIBI	ABDUL KHANAN	MA	Islamiyat	BED	SDM	16	02-03-1978	MANSEHRA	01-02-2006		17-03-2004		01-11-2009		

BEFORE THE HONBLE KHYBER PAKHTUNKHWA

SERVICES TRIBUNAL PESHAWAR


SERVICE APPEAL NO.1062/202

NIGHT JEH VS E&SE DEPARTMENT

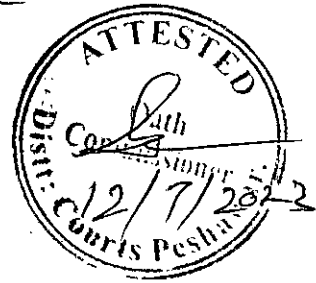
REPLY ON BEHALF OF RESPONDENT NO.1, 2 &3

AFFIDAVIT

It is solemnly affirmed and declare on oath that the contents of this para wise comments on behalf of DEO (Female) Peshawar are correct to the best of my knowledge and that nothing has been concealed from this Hon'ble tribunal. *It is further stated on Oath that in this appeal the answering respondents have neither been placed ex-parte nor their defense is struck off.*



District Education Officer  
(Female) Peshawar





**OFFICE OF THE DISTRICT EDUCATION OFFICER  
(FEMALE) PESHAWAR**

**AUTHORITY LETTER**

**It is certified that Miss. Shandan Ghani ADO (Female) Litigation office of the District Education Officer (Female) Peshawar is hereby authorized to attend the Hon'ble Service Tribunal Peshawar Khyber Pakhtunkhwa on my behalf.**

**District Education Officer  
(Female) Peshawar**