08th May, 2023

Learned Counsel for the appellant present. Mr. Fazal Shah Mohamand, Additional Advocate General for the respondents present.

Vide our detailed order of today placed in service appeal No. 1382/2019 titled "Usman Ghani Vs Government of Khyber Pakhtunkhwa through Secretary Education and others" (copy placed in this file), this appeal is also disposed of. Cost shall follow the event. Consign.

SCANNED

Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 08^{th} day of May, 2023.

ha Paul)

Member (E)

Kaleem Ullah

(Kalim Arshad Khan) Chairman

13th April, 2023

Today this and connected appeals were brought by the Incharge of the pending files Branch. I was astonished to note that for what purpose the Reader had given such a long date in these appeals, which has caused quite long delay in disposal of these appeals. This act on the part of Reader has also paved way for a number of other aspersions on the reputation of the Tribunal, therefore, Mr. Pir Muhammad, Superintendent/working as Reader at the relevant point of time is called upon to explain his position as to why such act of negligence, carelessness, inefficiency, irresponsible conduct and done by him and for the above acts why he should not be proceeded against under the relevant rules. His reply should reach the undersigned on 17.04.2023, the date given by him in the matters.

POCTATION OF THE PARTY OF THE P

(Kalim Arshad Khan) Chairman

Adnan Shah, PA

- 17th April, 2023 1. Counsel for the appellant present. Mr. Muhammad Jan,
 District Attorney alongwith Mr. Muhammad Zahid Khan, SDEO
 for the respondents present.
 - 2. Arguments heard. Learned senior counsel for the appellant wants to make some more submission. He may do make on 08.05.2023 before the D.B. P.P given to the parties.

(Fareeha Paul) Member (E)

(Kalim Arshad Khan) Chairman

A PORT

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG alongwith Hussain Ali, Litigation Officer for respondents present.

It was pointed out that a number of other appeals on the same subject matter were fixed on different dates. It was, therefore, requested that all such appeals might be clubbed and heard together. This case is thus adjourned to 17/2/2023 before the D.B. Learned counsel for the appellant is directed to submit an application to the Registrar of this Tribunal mentioning the details of all such appeals alongwith dates fixed therein within a week so that all such appeals could be fixed together with this appeal. On receipt of the application containing details of all similar appeal, the Registrar shall fix all those for the above date.

(Salah Ud Din) Member(Judicial)

(Kalim Arshad Khan) Chairman 1 .5

Counsel for the appellant present.

Mr.Javed Ullah, Learned Assistant Advocate General alongwith Mr. Hussain Ali, Litigation Officer for respondents present.

Learned counsel for the appellant seeks adjournment as he has not prepared the brief.) Granted. To come up for arguments on 13.12.2021 before D.B.

(Rozina Rehman) Member(J)

13-12-21

DB is on Tour case to come up For the same on Dated. 29-3.22

29-3-2022

Proper DB not available the case is adjourned to come up for the same as before on 11-5-2022

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11-5-22 Prapar DB nat amalable the Case to

adjaneand on 25-7-22

Redde

01.04.2021

Nemo for parties.

Kabir Ullah Khattak learned Additional Advocate General present.

Preceding date was adjourned on a Reader's note, therefore, both the parties be put on notice for 14/7 2021 for arguments, before D.B.

(Atiq ur Rehman Wazir) Member (E) (Rozina Rehman) Member (J)

14.07.2021

Appellant present through counsel.

Muhammad Adeel Butt learned Additional Advocate General alongwith Hussain Ali Litigation Assistant for respondents present.

File to come up alongwith connected Service Appeal #.1230/2019 tilted Shamshad Khan Vs. Education Department on 27.07.2021 before D.B.

(Rozina Rehman) Member (J) Chairman

06.08.2020

Junior counsel for the appellant is present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Hussain Ali, Litigation Officer for the respondents are also present.

Representative of the department submitted para-wise comments on behalf of respondents No. 1 to 3 which are placed on file. To come up for arguments on 26.10.2020 before D.B. The appellant may submit rejoinder within a fortnight, if so advised.

(MUHAMMAD JAMAL KHAN) MEMBER

26.10.2020

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

The Bar is observing general strike, therefore, the matter is adjourned to 30.12.2020 for hearing before the D.B.

(Atiq-ur-Rehman Wazir)

Member

Chairman

30.12.2020 Due to summer vacation, case is adjourned to 01.04.2021 for the same as before.

Reader

25.02.2020

Junior to counsel for the appellant present. Mr. Kabirullah Khattak learned Additional AG for the respondents present.

Learned Additional Advocate General requests for time to contact the respondents and furnished reply/comments on the next date of hearing. Adjourned. To come up for written reply/comments on 31.03.2020 before S.B.

Hussain Shah Member

31.03.2020

Due to public holiday on account of COVID-19, the case is adjourned to 23.06.2020 for the same. To come up for the same as before S.B.

Reader

23.06.2020

Counsel for the appellant present. Mr. Kabir Ullah Khattak learned Additional Advocate General on behalf of the respondents present.

The later requests for time to submit written reply/comments. Last chance is given. To come up for written reply/comments on 06.08.2020 before S.B.

√Member

Counsel for the appellant present.

Contends that essentially the appellant was in the promotion zone for SST (BPS-16) at the time when Regularization Act, 2009 was promulgated. The Hon'able Peshawar High Court, Peshawar also observed, while disposing of C.O.C No. 105-P/2011 in writ petition No. 355/2011, that any employee/teacher was not promoted by the time when Act 2009 was enforced while he was in the promotion zone, was a question of fact to be determined in individual cases. The appellant was though promoted as such in the year 2016 but his eligibility for the purpose and availability of vacancies in the year 2008/2009 was disregarded, it was added.

Appris Process Fee

To resolve the controversy, instant appeal is admitted to regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments on 20.01.2020 before S.B.

Chairman

20.01.2020

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

Learned AAG requests for time to contact the respondents and furnish reply/comments on the next date of hearing. Adjourned to 25.02.2020 on which date the requisite reply/comments shall positively be furnished.

Chairman'

Form- A

FORM OF ORDER SHEET

Cou	rt of	•			,
Case No			. 123 /201	9 .	

	Case No	123 /2019
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	07/10/2019	The appeal of Mr. Akbar Zeb presented today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register
:		and put up to the Worthy Chairman for proper order please.
		REGISTRAR
2-		This case is entrusted to S. Bench for preliminary hearing to be
1		put up there on 26/11/19.
		CHAIRMAN
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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

APPEAL No. 1231 /2019

AKBAR ZEB

V/S

EDUCATION DEPTT:

INDEX

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APPELLANT

THROUGH:

NOOR MOHAMMAD KHATTAK, Advocate

ROOM NO. 3, UPPER FLOOR, NEW ISLAMIA CLUB BUILDING, KHYBER BAZAR, PESHAWAR CITY

0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

PESHAWAK

Khyber Pakhtukhwa Service Tribunal

APPEAL NO. 1231 /2019

Diary No. 1405

Mr. Akbar Zeb, SST (BPS-16), GHS Behrain, District Swat Dated 7-10-0019

.. APPELLANT

VERSUS

- 1- The Government of Khyber Pakhtunkhwa through Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The District Education Officer (M), District Swat.

..... RESPONDENTS

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE INACTION OF THE RESPONDENTS BY NOT GRANTING/ALLOWING PROMOTION TO THE APPELLANT TO THE POST OF SECONDARY SCHOOL TEACHER (BPS-16) FROM THE DATE WHEN THE PROMOTION QUOTA WAS FILLED BY THE RESPONDENTS THROUGH INITIAL RECRUITMENT OR FROM THE DATE OF COMMENCEMENT OF THE ACT NO.XVI OF 2009 COMMONLY KNOWN AS REGULARIZATION OF SERVICES ACT, 2009 NOTIFIED IN THE OFFICIAL GAZETTE ON 24.10.2009 WITH ALL BACK BENEFITS INCLUDING SENIORITY AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS

PRAYERS:

That on acceptance of this appeal the respondents may kindly be directed to consider the appellant for promotion to the post of Secondary school Teacher (BPS-16) from the date when the promotion quota have been filled by the respondents through initial recruitment or from the date of Commencement of the Act No.XVI of 2009 commonly known as Regularization of Services Act, 2009 Notified in the official gazette on 24.10.2009 with all back benefits including seniority. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHEWETH: ON FACTS:

Brief facts giving rise to the present appeal are as under:-



- 3- That under protest the appellant and his colleagues applied for the said post through initial recruitment but the same was also refused to the appellant and colleagues of the appellant on the pretext that regular employees are not entitle to apply for the adhoc/contract posts of SST (BPS-16) thus appellant and his colleagues were deprived from prospects of promotion. That it is pertinent to mention that at the time of above mentioned advertisement the post/cadre of C.T (BPS-15) to which the appellant belong have no prospects of promotion.
- 4- That in light of the said advertisement new appointments were made by the respondents on adhoc basis and even the promotion quota was also filled by the respondents though initial recruitment.
- 5- That in the meanwhile the Provincial Government Promulgated the employees regularization Act, 2009 whereby all the adhoc employees who were appointed as SST on temporary basis were regularized thus further affected the cadre to which the appellant belongs. That the promotion quota for which the appellant and his colleagues have waited for decades has been washed by operation of the said Act of 2009. Copy of the Act is attached as annexure C.
- 6- That feeling aggrieved the appellant and his colleagues knocked the door of the Peshawar High Court through various writ petitions including writ petition No.2905/2009. That vide consolidated judgments dated 26.1.2015 the said writ petitions were disposed of with the directions that:
 - (i)- The act.XVI of 2009, commonly known as (Regularization of services) act, 2009 is held as beneficial and remedial legislation, to which no interference is advisable hence, upheld.
 - (ii)- Official respondents are directed to work out the backlog of the promotion quota as per above mentioned example, within thirty days and consider the in service employees, till the backlog is washed out, till then there would be complete ban on fresh recruit.
 - Copy of the Judgment is attached as annexure D.
- 7- That the respondents assailed the said judgment of the august Peshawar High Court Peshawar in CPLAS No.127-P to 129-P/2015 but the same were dismissed as withdrawn vide judgment dated 20.9.2017. That then after the appellant and his colleagues time

and again visited the respondents for their promotion to the next higher scale but the respondents instead of redressing the grievance of the appellant and his colleagues advertised the posts through initial recruitment through various advertisements. Copies of the judgment and advertisements are attached as annexure

- 10- That feeling aggrieved the appellant preferred Departmental appeal but no response has been received so far. Hence the present appeal on the following grounds amongst the others. Copy of the Departmental appeal is attached as annexure L.

GROUNDS:

- A- That the inaction of the respondents by not allowing/granting ante dated promotion to the appellant to the post of SST (BPS-16) is against the law, facts, norms of natural justice and materials on the record.
- B- That appellant has not been treated in accordance with law and rules by the respondent Department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That the inaction of the respondents by not allowing/granting ante dated promotion to the appellant to the post of SST (BPS-16) is based on mala fide and arbitrary intentions and as such the same is violative of the principle of natural justice.

- D-That, the respondents acted in a malafide manner by not promoting the appellant to the post of SST (BPS-16) inspite of eligibility, seniority and fitness.
- E- That the respondents acted in arbitrary and malafide manner by not ante dated promotion to appellant to the post of SST (BPS-16) despite the fact that the appellant was not allowed in the initial recruitment process because of the fact that he is in regular promotion zone and will soon be promoted to the post of SST (BPS-16).
- F- That the inaction of the respondents by not allowing/granting promotion to the appellant to the post of SST (BPS-16) is violative of section-9 of the Civil Servant Act 1973 read with Rule-7 of the (Appointment, Promotion & Transfer) Rules 1989.
- G-That as per Rules and regulation the appellant is entitle for promotion to the post of SST (BPS-16) with all consequential benefits including seniority.
- H-That according to Article 38(e) of the Constitution of Pakistan, 1973 the state is bound to reduce disparity in the income and earnings of individual including persons in the services of Federation.
- I- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 11.9.2019

APPELLANT

AKBAR ZEB

THROUGH:

NOOR MOHAMMAD KHATTAK

MIR ZAMAN SAFI

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ANNUAL MEDICAL REPORT

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6-	Lungs (Evidence of any respirator disease).	Nil
7-	Eye sight (Visual standards in accordance with recruitment requirements relax able according to age and correct ability by Glasses).	Clear
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ii- Category B- An Officer who suffered from a serous defect which has disabled him partially permanently, provided he is fit to perform certain types of duties such as sedentary duties.

iii- Category C- An Officer who is completely incapacitated.

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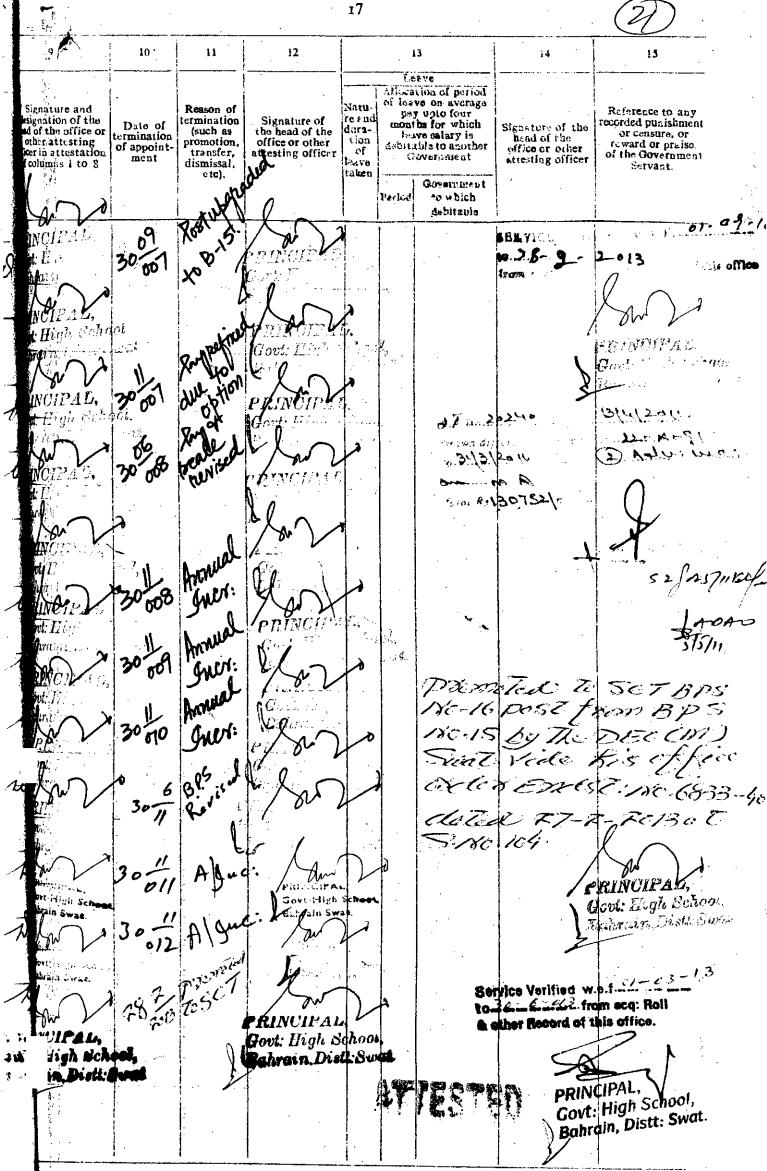
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THE ³[KHYBER PAKHTUNKHWA] EMPLOYEES (REGULARIZATION OF SERVICES) ACT, 2009. (⁴[KHYBER PAKHTUNKHWA] ACT NO. XVI OF 2009)

[First published after having received the assent of the Governor of the ⁵[Khyber Pakhtunkhwa] in the Gazette of ⁶[Khyber Pakhtunkhwa] (Extraordinary), dated the 24th October, 2009]

AN ACT

to provide for the regularization of the services of certain employees appointed on adhoc or contract basis:

WHEREAS it is expedient to provide for the regularization of the services of certain employees appointed on adhoc or contract basis, in the public interest, for the purposes hereinafter appearing;

It is hereby enacted as follows:-

- 1. <u>Short title and commencement.</u>—(1) This Act may be called the ⁷[Khyber Pakhtunkhwa] Employees (Regularization of Services) Act, 2009.
 - (2) It shall come into force at once.
- 2. <u>Definitions.---(1)</u> In this Act, unless the context otherwise requires,-
 - (a) "Commission" means the ⁸[Khyber Pakhtunkhwa] Public Service Commission:
 - (aa) "contract appointment" means appointment of a duly qualified person made otherwise than in accordance with the prescribed method of recruitment;
 - (b) "employee" means an adhoc or a contract employee appointed by Government on adhoc or contract basis or second shift/night shift but does not include the employees for project post or appointed on work charge basis or who are paid out of contingencies;

^{*}Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011



³Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

⁴Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011 ⁵Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011 Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

⁷Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011



- (c) "Government" means the Government of the Khyber Pakhtunkhwa];
- (d) "Government Department" means any department constituted under rule 3 of the 10 [Khyber Pakhtunkhwa] Government Rules of Business, 1985, and does not include any section of a Department or an organization which is federally funded;
- (e) "law or rule" means the law or rule for the time being in force governing the selection and appointment of civil servants; and
- (f) "post" means a post under Government or in connection with the affairs of Government to be filled in on the recommendation of the Commission.
- The expressions "adhoc or contract appointment" and "civil servant" shall have the same meanings as respectively assigned to them in the 11 [Khyber Pakhtunkhwa] Civil Servants Act, 1973 ([Khyber Pakhtunkhwa] Act No. XVIII of 1973).
- Regularization of services of certain employees. --- All employees including recommendees of the High Court appointed on contract or adhoc basis and holding that post on 31st December, 2008 or till the commencement of this Act shall be deemed to have been validly appointed on regular basis having the same qualification and experience for a regular post: "

Provided that the service promotion quota of all service cadres shall not be affected.

- **Determination of seniority.**---(1) The employees whose services are regularized under this Act or in the process of attaining service at the commencement of this Act shall rank junior to all civil servants belonging to the same service or cadre, as the case may be, who are in service on regular basis on the commencement of this Act, and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the Commission made before the commencement of this Act, are to be appointed to the respective service or cadre, irrespective of their actual date of appointment.
- The seniority interse of the employees, whose services are regularized under this Act within the same service or cadre, shall be determined on the basis of their continuous officiation in such service or cadre:

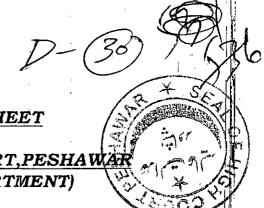
Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

¹⁰Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011 ¹¹Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

¹²Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

Provided that if the date of continuous officiation in the case of two or more employees is the same, the employee older in age shall rank senior to the younger one.

- 4A. Overriding effect.—Notwithstanding any thing to the contrary contained in any other law or rule for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rule to the extent of inconsistency to this Act shall cease to have effect.
- 5. <u>Repeal.</u>—The North-West Frontier Province Employees (Regularization of Services) Ordinance, 2009 (N.-W.F.P. Ordinance No. VII of 2009) is hereby repealed.



JUDGMENT SHEET

PESHAWAR HIGH COURT, PESHAWA (JUDICIAL DEPARTMENT)

Writ Petition No.2905 of 2009.

ATTA ULLAH AND OTHERS.....PETITIONERS.

VERSUS.

THE CHIEF SECRETARY KPK ETC....RESPONDENTS..

JUDGMENT.

Appellant/Petitioner by Ghulam Vabi khan Adverate.

Respondent by Sanday Ali Raza Advocate & Wagan Ahmad Chan AAG

WAQAR AHMAD SETH, J:- Through this single

judgment we propose to dispose of the instant Writ Petition
No.2905 OF 2009 as well as the connected Writ Petition
Nos.2941, 2967,2968,3016. 3025.3053,3189,3251,3292 of
2009,496,556,664,1256,1662,1685,1696,2176,2230,2501,2696,
2728 of 2010 & 206, 355,435 & 877 of 2011 as common question of law and fact is involved in all these petitions.

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2- The petitioners in all the writ petitions have approached this Court under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 with the following relief:-

"It is, therefore, prayed that on acceptance of the Amended Writ Petition the above noted Act No.XVI 2009 namely 'The North West Province Employees (Regularization of Services) Act, 2009 dated 24th October, 2009 being illegal unlawful, and jurisdiction, based on authority . malafide intentions and unconstitutional as well as ultra vires to the basic rights as mentioned in the constitution be set-aside and respondents be directed to fill up the above noted posts after going through the legal and lawful and the normal procedure as prescribed under the prevailing laws instead of using the short cuts for obliging their own person.

It is further prayed that the notification No.A-14/SET(M) dated 11.12.2009 and Notification No.A-17/SET(5) Contract-Apptt:2009 dated 11.12.2009, as well as Notification No.SO(G)ES/1/85/2009/SS(Contract) dated

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31.05.2010 issued as a result of above noted impugned Act whereby all the private respondents have been regularized may also be set-aside in the light of the above submissions, being illegal, unlawful, inconstitutional and against the fundamental rights of the petitioners.

Any other relief deemed fit and proper in the circumstances and has not been particular asked for in the noted Writ Petition may also be very graciously granted to the petitioners".

3- It is averred in the petition that the petitioners are serving in the Education Department of KPK working posted as PST,CT,DM,PET,AT,TT, Qari and SET in different Schools; that respondents No.9 to 1359 were appointed on adhoc/contract basis on different times and lateron their service were regularised through the North West Frontier Province Employees (Regularization of Services) Act, 2009; that almost all the petitioners have got the required qualifications and also got at their credit the length of service; that as per notification No.SO(S)6-2/97 dated 03/06/1998

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the qualification for appointment/promotion of the SET Teachers BPS-16 was prescribed that 75% SETs shall be selected through Departmental Selection Committee on the basis of batchwise/yearwise open merit from amongst the candidates having the prescribed qualification and remaining by initial recruitment through Public Service Commission whereas through the same notification the qualification for the appointment/promotion of the Subject Specialist Teachers BPS-17 was prescribed that 50% shall be selected by promotion on the basis of seniority cum fitness amongst the SETs possessing the qualification prescribed for initial recruitment having five years service and remaining 50 by initial recruitment through the Public Service Commission and the above procedure was adopted by the Education Department till 22/09/2002 and the appointments on the above noted posts were made in the light of the above notification. It was further averred that the Ordinance No.XXVII of 2002 notified on 09/08/2002 was promulgated under the shadow of which some 1681 posts of different cadres were advertised by the Public Service Commission.

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That before the promulgation of Act No.XVI of 2009, it was practice of the Education Department that instead of promoting the eligible and competent persons amongst the teachers community, they have been advertising the above noted posts of SET (BPS-16) and Subject Specialist (BPS-17) on the basis of open merit/adhoc/contract wherein it was clearly mentioned that the said posts will be temporary and will continue only for a tenure of six months or till the by the Public Serviced Commission appointment Departmental Selection Committee That after passing the KPK Act No.XVI of 2009 by the Provincial Assembly the fresh appointees of six months and one year on the adhoc and contract basis including respondents no.9 to 1351 with a clear affidavit for not adopting any legal course to make their services regularized, have been made permanent and regular employees whereas the employees and teaching staff of the Education Department having at their credit a service of minimum 15 to maximum 30 years have been ignored. That as per contract Policy issued on 26/10/2002 the Education Department was not authorised/entitled to

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make appointments in BPS-16 and above on the contract basis as the only appointing authority under the rules was basis as the only appointing authority under

4- The concerned official respondents have furnished parawise comments wherein they raised certain legal and factual objections including the question of maintainability of the writ petitions. It was further stated that Rule 3(2) of the N.W.F.P. Civil Servants (Appointment, Promotion & Transfer)Rules 1989, authorised a department to lay down method of appointment, qualification and other conditions applicable to post in consultation with Establishment & Administration Department and the Finance Department.

Court through the aforesaid constitutional petitions.

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That to improve/uplist the standard of education, the Government replaced/amended the old procedure i.e. 100% including SETs through Public Service Commission KPK for recruitment of SETs B-16 vide Notification No.SO(PE)4-5/SS-RC/Vol-III dated 18/01/2011 wherein 50% SSTs (SET) shall be selected by promotion on the basis of seniority cum fitness in the following manner:

- "(i) Forty percent from CT (Gen),

 CT(Agr), CT(Indust: Art) with at least 5

 years service as such and having the

 qualification mentioned in column 3.
- (ii) Four percent from amongst the DM with at least 5 years service as such and having qualification in column 3.
- (iii) Four percent from amongst the PET with at least 5 years service as such and having qualification mentioned in column 3.
- (iv) One percent amongst Instructional

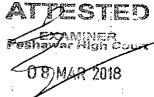
 Material Specialists with at least 5 years

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service and having qualification mentioned in column 3."

It is further stated in the comments that due to the degradation/fall of quality 'education the Government abandoned the previous! recruitmentpolicy promotion/appointment/recruitment and in order to improve the standard of teaching cadre in Elementary & Secondary Education Department of KPK, vide Notification dated 09/04/2004 wherein at serial No. 1.5 in column 5 the appointment of SS prescribed as by the initial recruitment and that the (North West Frontier Provincial) Khyber Pakhtunkhwa Employees(Regularization of Services)Act, 2009 (ACT No.XVI of 2009 dated 24th October, 2009 is legal, lawful and in accordance with the Constitution of Pakistan which was issued by the competent authority and jurisdiction, therefore, all the writ petitions are liable to be dismissed.

5- We have heard the learned counsel for the parties and have gone through the record as well as the law on the subject.





6- The grievance of the petitioners is two fold in respect of Khyber Pakhtunkhwa, Employees (Regularization of Services) Act, 2009 firstly, they are alleging that regular post in different cadres were advertised through Public Service Commission in which petitioners were competing with high profile carrier but due to promulgation of Act ibid, they could not made through it as no further proceedings were conducted against the advertised post and secondly, they are agitating the legitimate expectancy regarding their promotion, which has been blocked due to the in block induction / regularization in a huge number, courtesy Act, No. XVI of 2009

As for as, the first contention of advertisement and in block regularization of employees is concerned in this respect it is an admitted fact that the Government has the right and prerogative to withdraw some posts, already advertised, at any stage from Public Service Commission and secondly no one knows that who could be selected in open merit case, however, the right of competition is reserved. In the instant case KPK, employees

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(Regularization of Services) Act, 2009, was promulgated, which in-fact was not the first in the line rather N.W.F.P (now Khyber Pakhtunkhwa) Civil Servants (Regularization of Services) Act, 1988, NWFP (now Khyber Pakhtunkhwa) (Regulation of Services) Act, 1989 & NWFP (now Khyber Pakhtunkhwa) Adhoc Civil Servants (Regularization of Services) Act, 1987 were also promulgated and were never challenged by anyone.

8- In order to comment upon the Act, ibid, it is important to go through the relevant provision which reads as under:-

S.2 Definitions. (1)---

a)----

aa) "contract appointment" means appointment of a duly qualified person made otherwise with the in accordance prescribed method of recruitment. "employee" b) means adhoc or a contract employee appointed by Government adhoc or contract basis or second shirt/night shift but does not include the employees for project post or appointed on work charge

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basis or who are paid out of contingencies;

S. 3 reads:-

Regularization of services of <u>certain</u> employees.employees including recommendee of the High Court appointed on contract or adhoc basis and holding that post on 31st December, 2008 or till commencement of this Act shall be deemed to have been validly appointed on regular basis having the same qualification and experience for a regular post:

9- The plain reading of above sections of the Act, ibid, would show that the Provincial Government, has regularized the "duly qualified persons", who were appointed on contract basis under the Contract Policy, and the said Contract Policy was never ever challenged by any one and the same remained in practice till the commencement of the said Act.

Petitioners in their writ petitions have not quoted any single incident / precedent showing that the regularized employees under the said Act, were not qualified for the post against

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which they are regularized, nor had placed on record any documents showing that at the time of their appointment on contract they had made any objection. Even otherwise, the superior courts have time and again reinstated employees whose appointments were declared irregular by Government Authorites. because authorities responsible for making irregular appointments on purely temporary and contract basis, could not subsequently turned round and terminate services because of no lack of qualification but on manner of selection and the benefit of the lapses committed on part of authorities could not be given to the employees. In the instant case, as well, at the time of appointment no one objected to, rather the authorities committed lapses, while appointing the private respondent's and others, hence at this belated stage in view of number of judgments, Act, No. XVI of 2009 was promulgated. Interestingly this Act, is not applicable to the education department only, rather all the employees of the Provincial Government, recruited on contract basis till 31st December 2008 or till the commencement of this Act have been

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regularized and those employees of to other departments who have been regularized are not party to this writ petition.

10- All the employees have been regularized under the Act, ibid are duly qualified, eligible and competent for the post against which they were appointed on contract basis and this practice remained in operation for years. Majority of those employees getting the benefit of Act, ibid may have become overage, by now for the purpose of recruitment against the fresh post.

"beneficial and remedial". A beneficial legislation is a statue which purports to confer a benefit on individuals or a class of persons. The nature of such benefit is to be extended relief to said persons of onerous obligations under contracts. A law enacted for the purpose of correcting a defect in a prior law, or in order to provide a remedy where non previously existed. According to the definition of Corpus Juris Secundum, a remedial statute is designed to correct an existence law, redress an existence grievance, or introduced regularization conductive to the public goods. The challenged

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Act, 2009, seems to be a curative statue as for years the then Provincial Governments, appointed employees on contract basis but admittedly all those contract appointments were made after proper advertisement and on the recommendations of Departmental Selection Committees.

12- In order to appreciate the arguments regarding beneficial legislation it is important to understand the scope and meaning of beneficial, remedial and curative legislation.

Previously these words have been explained by N.S. Bindra in interpretation of statute, tenth edition in the following manners:-

"A statue which purports to confer a benefit on individuals or a class of persons, by reliving them onerous obligations under contracts entered into by them or which tend protect persons against oppressive act from individuals with whom they stand in certain relations, is called a beneficial legislations....In interpreting such a statue, the principle established is that there is no room for taking a narrow view but that the court is entitled to be generous towards the persons on whom the benefit has

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been conferred. It is the duty of the interpret a provision, court to especially a beneficial provision, Liberally so as to give it a wider meaning rather than a restrictive meaning which would negate the very object of the rule. It is a well settled canon of construction that in constructing the provision beneficent enactments, the court should adopt that construction which advances, fulfils, and furthers the object of the Act, rather than the one which would defeat the same and render the protection illusory..... Beneficial provisions call

for liberal and broad interpretation

so that the real purpose, underlying

such enactments, is achieved and

full effect is given to the principles

Remedial or curative statues on the other hand have been explained as:-

underlying such legislation."

"A remedial statute is one which remedies defect in the pre existing law, statutory or otherwise. Their purpose is to keep pace with the views of society. They serve to keep our system of jurisprudence up to date and in

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harmony with new ideas or conceptions of what constitute just and proper human conduct. Their legitimate purpose is to advance human rights and relationships. Unless they do this, they are not entitled to be known as remedial legislation nor to be liberally construed... Manifestly a construction that promotes improvements in the administration of justice and the eradication of defect in the system of jurisprudence should be favoured over one that perpetuates a wrong".

<u>Justice Antonin Scalia of the U.S. Supreme</u>

<u>Court in his book on Interpretation of Statute</u>

states that:

"Remedial 1 statutes those which are made to supply such defects, and abridge such superfluities, in the common law, as arise from either the general imperfection of all human law, from change of time and circumstances, from the mistakes and unadvised determinations of unlearned (or | even learned) judges, or from any other cause whatsoever."

13- The legal proposition that emerges is that generally beneficial legislation is to be given liberal interpretation, the beneficial legislation must carry curative or remedial content.





Such legislation must therefore, either clarify an ambiguity or an omission in the existence and must therefore, the explanatory or clarificatory in nature. Since the petitioners does not have the vested rights to be appointed to any particular post, even advertised one and private respondents who have being regularized are having the requisite qualification for the post against which the were appointed, vide challenged Act, 2009, which is not effecting the vested right of anyone, hence, the same is deemed to be a beneficial. remedial and curative legislation of the Parliament.

14- This court in its earlier judgment dated 26th November 2009 in WP No. 2905 of 2009, wherein the same Khyber Pakhtunkhwa (Regularization of Servers) Act, 2009, vires were challenged has held that this court has got no jurisdiction to entertain the writ, petition in view of Article 212 of the Constitution of Islamic Republic of Pakistan, 1973, as an Act, Rule or Notification effecting the terms and conditions of service, would not be an exception to that, if seen in the light of the spirit of the ratio rendered in the case of

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08 MAR 2018



LA. Sherwani & others Versus Government of Pakistan.

reported in 1991 SCMR 1041

Even otherwise, under Rule 3

(2) of the Khyber Pakhtunkhwa (Civil Servants)

(appointment), promotion and transfer) Rules 1989, authorize

a department to lay down method of appointment,

qualification and other conditions applicable to the post in

consultation with Establishment & Administrative Department

and the Finance Department. In the instant case the duly

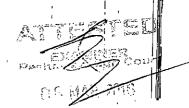
elected Provincial Assembly has passed the Bill/Act, which

was presented through proper channel i.e Law and

Establishment Department, which cannot be quashed or

declared illegal at this stage.

15- Now coming to the second aspect of the case, that petitioners legitimate expectancy in the shape of promotion has suffered due to the promulgation of Act, ibid, in this respect, it is a long standing principle that promotion is not a vested right but it is also an established principle that when ever any law, rules or instructions regarding promotion are violated then it become vested right. No doubt petitioners in the first instance cannot claim promotion as a vested right



(48)

but those who fall within the promotion zone do have the right to be considered for promotion.

Since the Act, XVI of 2009 has been declared a 16beneficial and remedial Act, for the purpose of all those employees who were appointed on contract and may have become overage and the promulgation of the Act, was necessary to given them the protection therefore, the other side of the picture could not be brushed a side simply. It is the vested right of in service employees to be considered for promotion at their own turn. Where a valid and proper rules for promotion have been framed which are not given effect, such omission on the part of Government agency amounts to failure to perform a duty by law and in such cases, High Court always has the jurisdiction to interfere. In service employees / civil servants could not claim promotion to a higher position as a matter of legal right, at the same time, it had to be kept in mind that all public powers were in the nature of a sacred trust and its functionary are required to exercise same in a fair, reasonable and transparent manner strictly in accordance with law Any transgression from such

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their jurisdiction under Article 199 of the Constitution. One could not overlook that even in the absence of strict legal right there was always legitimate expectancy on the part of a senior, competent and honest carrier civil servant to be promoted to a higher position or to be considered for promotion and which could only be denied for good, proper and valid reasons.

appointments on a higher post but they have every right to be considered for promotion in accordance with the promotion rules, in field. It is the object of the establishment of the courts and the continue existence of courts of law is to dispense and foster justice and to right the wrong ones. Purpose can never be completely achieved unless the in justice done was undone and unless the courts stepped in and refused to perpetuate what was patently unjust, unfair and unlawful. Moreover, it is the duly of public authorities as appointment is a trust in the hands of public authorities and it is their legal and moral duty to discharge their functions as

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trustee with complete transparency as per requirement of law, so that no person who is eligible and entitle to hold such post is excluded from the purpose of selection and is not deprived of his any right.

Considering the above settled principles we are of the firm opinion that Act, XVI of 2009 is although beneficial and remedial legislation but its enactment has effected the in service employees who we're in the promotion zone, therefore, we are convinced that to the extent of in service employees / petitioners, who fall within the promotion zone have suffered, and in order to rectify the inadvertent mistake of the respondents/Department, it is recommended that the promotion rules in field be implemented and those employees in a particular cadre to which certain quota for promotion is reserved for in service employees, the same be filled in on promotion basis. In order to remove the ambiguity and confusion in this respect an example is quoted, " If in any cadre as per existence rules, appointment is to be made on 50/50 % basis i.e 50 % initial recruitment and 50 % promotion quota then all the employees have

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regularized under the Act in question be calculated in that cadre and equal number i.e remaining 50 % are to promoted from amongst the eligible in service employees, other wise, eligible for promotion on the basis of sonority cum fitness."

19- In view of the above, this writ petition is disposed of in the following terms:-

- (i) "The Act, XVI of 2009, commonly known as (Regularization Of Services) Act, 2009 is held as beneficial and remedial legislation, to which no interference is advisable hence, upheld.
- (ii) Official respondents are directed workout the backlog of the promotion quota as above mentioned example, within 30 days and consider the in service employees, till the backlog is washed out, till then there would be complete ban on fresh recruitments.

Order accordingly.

<u>Announced.</u> 26th January 2015

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Peshawar is to Carrier sawor Authorised Under Article 17 of The Garage Sharkest Order 1924

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IN THE SUPREME COURT OF PAKISTAN (APPELLATE JURISDICTION)

E-(2)

PRESENT

MR. JUSTICE EJAZ AFZAL KHAN. MR. JUSTICE SH. AZMAT SAEED. MR. JUSTICE IJAZ UL AHSAN.

CIVIL PETITIONS NO. 127-P TO 129-P OF 2015. [Against The Judgment dated 26.1.2015 of The Peshawar High Court, Peshawar passed In With Petition No. 2705 of 2009, 30-15 of 2009, 664 of 2019

The Chief Secretary, Govt. of KPK., Peshawar and others. ...Petitioner(s)

Versus

(in all cases)

Attaullah and others. Nasruminullah and others. Mukhtar Ahmad and others.

...Řespondent(s)

Sd/-Ejaz Afzal Khan,J Sd/-Sh.Azmat Saeed,J

Certified to be True Copy.

Court Associate (Supreme Court of Pakistan

Islamabad

Sd/-Ijaz ul Ahsan, J

For the petitioner(s):

Mr. Mujahid Ali Khan, Addl. A.G. KPK

For the respondent(s):

Mr. Ghulam Nabi Khan, ASC

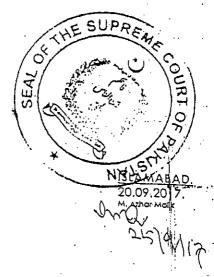
Mr. Abdul Qayyum Sarwar, AOR

Date of Hearing:

20.09.2017.

ORDER.

Elaz Afzal Khan, J.- The learned Additional Advocate General appearing on behalf of the Govt. of KPK stated at the bar that as per instructions of the Government he does not press these petitions. Dismissed as such.



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وحواسين مطلوب هين

قىيىر پختونخواالوائىمنىڭ ، دېيۇنىش، پوسنىڭ ادرنرانسفرة ف ئىجىرزىيىچىررد، انسئركىنر داوردا كىنرزرىكولىنرى ايك 2011ء ئىستىشنى نېبر 4 كى تحت ئىكەيلىمىز كى اينۇسىكىنىدى اينجوكېشن قىيېر •

پختونخوا کے زیرانظام (مردانی زان) سکولوں می درجہ ذیل آ سامیاں پُر کرنے کے لئے فیبر پختونخوا کے متعلقہ اصلاع کے سکوتی اہل امید دارد وں سے مجوزہ فارم پر 30 سمبر 6 20 ایک

درخواستین مطاوب بین روزخواست فارم (NTS) کی دیب سائٹ (http://www.nts.pk) پردستیاسیا ہے مقررہ تاریخ اگرز نے بیکے بعد موسول دونے والی درخواستوں برغورتین کیا جائے گا۔ تمبر ثار انام آسامی قا بأشت مى بحى تنكيم فيد ويو غور كال يريكند و وين التيلو وكرى جس كرما تحددر فازيل دومضاعي اون وور سينفرد واسكول نيجير (SST) 35،21 ال بیانو بی *اسمستر*ی (١) سيمستري، بيالوجي (دوالوجي يا بامني) (ii)۔ مستحسی بھی شلیم خد و بی نیورغی سے ایم اے ایم کیشن یا ایج کیشن میں بیپار و مری _ BPS, 16 (SST) (1) كى بحى تسليم هيد ويو يُولانى سيكند دويران يقطر ذكرى جس كرساته دريج دالى دومضايين إوزى تول. سينغرى سئول نيجير JU35721 (i)- فزكس سيخس A يا-(ii)- فزكس سيخس B يا-(ii) فزكس المعطس ذب*م إميتمس* (2) مستمى محى تتليم خد ولم يندر كل سام المهار عاليم كيش يا اليم كيش من تظرو كرى _ BPS, 16 (1) سمى بحى شليم طيده يوينورنى سے سيئند دوريون ينظر واكري حس كے ساتھ درئ ذيل دومضا مين لازي بورب سينڭرى سكول نيچر (SST) جزل 35721ل (۱) ۔ انگریزی لازی ، ہومنیز ٹروپ یادیگر سیادی گروپ۔ **BPS. 16**

سنيشن كرينريا: اما تذه كم سنيكش كيلي كرينريا ورج زيل ب في 200 نمبرات كانتيم ال طرح - كي جائي .

(2) - كى بمى تىلىم فد دىي نيورش ئەرىكا كامايكىش يالىچىش بىلى يېلرۇ كرى _

ب) مسيميا قابليت = 100 نبر جس کی مزيد تقسيمان طرح ہوئي	(۱) يسترين مين بدريعه NTS= 100 مبر (ب
مي نبر	هلیت اللیت
مام ل كرد وثير ×20 تشيم كل ثير	ایشرایسی
حاصل کرد : نبر ×20 تشیم کی نبر	النسائے / النسائیںی
حاصل كرده نبر ×20 تشيم كل نبر	ر دان / دان
حاصل كرد ونبر 15x تشيم كل نبر	انجاب / انجابی
حاصل كرده فمبر 15x تشتيم كل فبر	فِي اللهِ / الجالب الجِيكِش
حاصل کرده نیمر×05 تشییم کل نیمر	ايم الم / المجارات يحيش
حاصل کرد ونمبر ×05 تشیم کل نبر	انجانل / پيانځ دی

لبالس جارسالدگورت ک مورت می نیمرون کانتیم اس طرع دو گید حاصل کرده نیمر بیم تعیم کل نیمر دیک پیشده داندایم اسدایم کیشن کا صورت می نیمر کانتیم بطریق زیل دو گید ایم است ایم کیشن حاصل کرده نیمر میر 20 تعیم کل نیمر

خوعت: (1) برسکول کی آسای کے لئے تلیدہ ولیرت است مرتب کی جائی جس میں امیده اردوں کے NTS کے ماصل کردہ نمبرادر تعلیق قابلیت کے نمبروں کوجع کیا جائے گا۔ (2) برآمیده ارت NTS فادخ فادم 300 دوسیے چارج کیا جائے گا۔ آگر آگیا امیده اد5 سکولوں کے لئے درخواسنت دیکا تو آئی سے 800 دوسیے بی NTS پارچ کرینگے۔ جرکہ امیده وارخو و پرداشت کریں کے۔

(3) . NTS شت ي 40 فيمد تم ليراضروو كاست - 40 فيمد يم تم نم الين والا اميدوادة الل تقور وكا اور مرسد است على الأل يحل اوكار

عصوره مي مشر المنط :- (1) المامترريال مكومت فير مختونخوا يحروجية وفين كرطابي بنياد كانتر رك Initial Appoinment ك 25 فيصد

محمد رفنیق ختک دانریکٹر ایلیمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا پشاور

مختوخ اکے زیاتظام (مرداند ازناند) سکولوں میں درجہ دیل آ مامیاں پر کرنے کے لئے خیبر پختونخ اکے متعلقہ امثلاث کے سکونی الی امیدواروں سے مجوزہ فارم مورور 2010مر 2017ء سیک ورخواتیں مطلوب ہیں ۔ ورخواست فارم (NTS) کی دیب مائٹ (http://www.nts.org.pk) پر دستیاب ہے ۔مقررہ تاریخ گزرنے کے بعد موسول موغوال

1	ا لميت	لاله آلا	نبرثار
ال-3519	(i) کی محک تسلیم شده این ندرش سے سیکنڈ اور ان بھیر ڈکری جس کے ساتھ درج ذیل دومضاعی لازی ہوں۔(i) کیمسٹری، بیالو جی (زوالو جی اِلمِ اِنْ)	سينفدري سكول معجر (SST) بيالو تي ا	1
	(ii) سليشن اورتغرري كيعد و ماه كى لازى ثرينك مكوتى اوارول RITE/PITE مى ماسل كرنى موكى -	کیمشری - BPS-16	<u> </u>
ال-35t 19	(i) کی مجی تشلیم شده یو نیورش سے سیکنٹر ڈورون بیپلر ڈکری جس کے ساتھ درج ذیل دومضاین لازی موں۔ (i) فزیمس جیس میا (ii) فزیمس بینتیس B یا (iii)	سيكندرى سكول فيجر (SST) فزيمن/	2
	أذكس المفيكس	میخمس _BPS-16	
1	(ii) سليشن اورتقرري كي بعد و ماه ك لازى فرينك مكوتى ادارون RITE/PITE ب مامل كرنى موكى -	· — - · · · · · · · · · · · · · · · · ·	
ال-35ل ال	(i) کی بھی تسلیم شدہ ہے غور ٹی سے سیکنڈ اویر ان بیلر و کری جس کے ساتھ درج ذیل دومضاعی لازی ہوں۔ (i) انگریزی لازی ہوئی غیر کردپ یا دیکر مساوی کردپ۔	سيندري مكول نجر (SST) جزل	3
	(ii) سليفن اورتغرري كربعه ولم كان دير ويم يحكم ما دارون RITE/PITE سرماهم كرفي بين	BPS-16	

ملیکشن کریٹیریا: اساتذہ کے سلیکشن کیلئے کریٹیریا درج نیل ہے ۔کل 200 نمبراتِ کی بتسیم اس طرح سے کی جادیگی ۔

(ا) سكرينك نميث بذريد NTS=100 نمبر (ب) تعليما قابلت=100 نمبر جم ک و المتيم ال طرع موک نی ایس جادسال کورس کی صودت عی فبرول کا تشیم اس طرح ہوگ - حاصل کرد و فبر × 40 تشیم کل فبر حجکہ پیشہ

وراندا يم اسدا بجريشن كامورت عن قبرك تسيم بغريقد إلى موكى _ ايم إينا بجيش ماسل كرده نبر ×10 منتيم كل نبر (5 نبر في اليه +5 ايم الي) NTS _ ابرسكول كآسا فى كياع مليده مرث است مرتب ك جا تكى جس عن اميد وارد ل ما NTS كرماس كرده براورهني كليت كفرون كون كياجائيكا -(NTS(2 عيد عن 40 فيد فمر لين مروري ب

كير وحو والها منث ويوسن بي سنتك اورفر اسفرا ف ميرو، يتجرون اسفر افر ذاوروا افر زيادي شرك يك 2011 ويرسين مبر 4 يحت حمد استر ف ايندسيندون البوس من يرا

هكرقابيت كلنبر تغلى قابليت مامل كرده فبر 20x التيم كل فبر مامل كرده نبر×20 تحتيم كل نبر اليماليمك النب اے/النب الیری مامل كرده نمبر 20x تعيم كل نير مامل كرد ونبر ×20 تختيم كل نبر ليا ا_/لي اليسى ایم اسد/ایم الیس ايمالي/ايماسيانكيش مامل كرده نمبر ×05 تكتيم كل نمبر 110 مامل كرده نمبر 05x تغييم كل نمبر مامل كرد ونمبر ×10 تنتيم كل نمبر ایم فل/ل ایکاوی

-40 فيدر على فريد والإسدة المال المن الموروك ادرير ثاث على المن موكا عموصی شرانط : ـ (1) تمام تقرریاں مکومت خیر پخونوا اے مرور قوائین کے مطابق 25 فیمد بنیادی تقرری (Inicial Appoinment) کے کے کے کی خاصاً عارض بنیادوں پرالم ہاک / کنٹریکٹ پر ایک مال کیلے ہوگی۔(2)معفدور افراد کیلے دو فیصدادر اقلیتی امیدواروں کیلئے تین فیصد کو دیکت ب (معفرور افراد کے دو فیصد کو دیکتی ہے جس کیلئے شینڈ تک میڈیکل پورڈ کا مرفینکی کیٹ لازی ہے بشر ملیکہ وو معفدوری فرائنس کی انجام دی میں رکاوٹ نہو)۔ (3) انٹرویو کے وقت اسل تعلی اساد بمعدافراجات امیدوارکو برداشت کرنا ہو تھے۔(4) انٹرویو کیلئے آنے والے امیدواروں کوکن TA/DA نہیں دیا جائیگا۔ (5) مرف مقرره وقت کے اعدمومول ہونیوالی ورخواستوں برخور کیا جائیگا۔ (6) زیر تھٹی کوانسارماس ہے کدوکول دجہ بتائے بغیری بھی دفت کی یاج وی طور پرائز ویومنون کردے۔ (7) اگراس اشتہارے بعد حکومت وقت کی طرف ہے بحرتی کے طرف تدکار میں تبدیلی کی کی توسیس کیٹی اس کے مطابق عمل کرنے کی ایند ہوگ۔ (8) محكما يلمير كايندسكندرك الجيش كوافتيار حاصل بوكاكده تمام خالي آسامير كياس يم براميده ارجرتى كريد (9) تام تقرميان مكومت خير پخونوا محمد وقوائين وجوزه طريقة كارك مطابق خالعتا يرث كي بنيادير بوركي (10) تمام تعلی اسناد مرف مورنسٹ کے تعلیم شدہ اداروں کی قابل تعل ہوگی۔ (11) اگر کی امید دار کی اسناد جلی پائی تھی قاس کے طلاف قانونی چارہ جو لی کی جائے گا اور آئے میر کا درک کا در است کے لئے ناالی تصور کیا جائے گا۔ (12) ہمل قارم یا مطومات کی مورت میں درخواست فارم خود بخو دمنون تصور کیا جائے گا جس کے لئے کو کی اقتل منظور نیس کی جائے گا۔ (13) انٹرد ہو کیلئے الگ شیڈول جاری کیا جائے کا جس میں ڈاکوشٹس چیک سے جا بھیلے۔ (14) تام تقرریاں متعلقہ اصلاع کے ڈو میساکل ى بنيادى موكى اميدواركا دويمائل متعلقة شلع كامونالازى بـ 201 دىبر 2017 دى بعدية عمر كى تهديلى قابل تول ندموك - (15) اميدواركواى سكول عرمروس كرنا موكى جوك قابل جادله موكى - (16) ايك اميدواريك وقت وسكولول مى خالى آساموں كيك ورخواست و يرسك اسدوار كے ايك ياك سے دياوه سكولوں عى مليش كا صورت عن اس كا تقررى كى اليك سكول عن كى مورت عن سكول مليش كا استحقاق اميدواركومامل في بكراس عن اس بات كا خیال دکھاجائے گا کہ دومرے سکولوں میں اس کے بعد زیادہ میرٹ والے امید واد کوسکیشن کا موقع ل سے۔ (17) درخواست دینے کا طریقہ کا رکار کا کا میں میں اس کے بعد زیادہ میرٹ والے امید ان کو تعمیل سکول وائز درخواست فادم كساتم NTS كاديب مائث يردك في بهادد برسكول كواينا كواديا كياب-



INF(P) 6749

در خواستین مطلوب هین

	المنت المنافقة المنا	Juige	46
بر 121 125 مال	کی بھی حلیم شدوی نیورٹی سے میکند ذویرٹان پیلروگری جس کے ساتھ درینا ذیل دوسشا میں لاڑی ہوں۔ () کیسنری بیانو ٹی (ذوالو ٹی یاوائق)	ئيندرق شول نيجر SST ييانو.ق 1 مجسنرق BPS .16	
೯21 ರಲ35	ق) کی مجمی تشایم شده و بی نیورن سے انگرا سے انجرکیشن یا ایج کیشن بیں پیپٹرڈ کرئ 1) کی مجمی تشایم شده این نیورنی سے سینند ڈویژن پیپٹرڈ کرئی جس سے ساتھ ورٹ ڈیل ورمضا مین لازی ہوں۔ 1) فزیمس مجمع سے Aی(ق) فزیمس نیستنس کا یا (فاز) فزیمس شکس 2) کی بھی تشایم شدہ بی نیورنی سے ایجرا سے ایجرکیشن یا ایجرکیشن میں پیپٹرڈو کرئ	تیندری سکول نمچر SST فزیم المجیمس BPS 16	:
:21 Ju35	1) اسی مجی تشلیم شده بو ندرتی سے بیکنند ذویر ان پیلر اگری جس کے ساتھ دری دلی دوسفایت لازمی :ول۔ ۱) انگریز کی لازمی بومیلایو کروپ یا دیگر مساوی کروپ (2) کسی بھی تشلیم شده بو ندرتی سے ایم اے ایم کیشن یا ایم کیشن میں پیلروگری	ئيندري سول مجر SST جز لBPS.16	

نُ تَرِيخِ بِالسَامَا لِمُو صَلِمَ لِمِنْ كَرِيخِ بِادِرِيْ ذِيلِ قِيلٍ مِن **كَلِ 200 نَبِرات كَالْمَيْرِان طرت كي جائ** كي. سُرُ يَنْكُ نَسِتْ مَرْرِيو NTS=100 نَمْرِ سَلَمَ (مِنْ) لَعَلَىمِ وَكَلِيهِ =100 نَمْرِ مِنْ كَيْرِ وَتَسْمِراهِ

(ب) تعلى قابلية =100 نبرجس كامر يتسيم الأمل بوك. تقنيئ قاينيت وليساليس مامل كرد وتبر 20x تتسيم كل نبر مامل كردونبر 20x متيم كل نبر ان<u>ق</u>سه ا*سن الط*سه اليم عي فاستاف ايسان عامل فرد ونمبر 20x تنسيم في مير اليم السنة واليم اليس ي مامل گرد ونبر ×15 سمبير کل نمبر فالذا الم الم الماكوكيشن مامل گرد ونبیر 15x سمسیم کل نیر المجانية إائم إسالكوكيش مانس كرد ونبر x 05 تشيم كل نبر ديم فيل أن الحكاوي مامل کرد و نبر x 05x تشبیر کی نبر

ں جا رسال کورٹن کی صورت میں نبیروں کی تقسیماس طرث ہوگیا جامل کرد ونبیر ×35 تقسیم کل نبیر جیکہ چنا ورزایم اے ایج کیشن کی صورت میں نبیر کی تقسیم بطریق فریل ہوگی۔ سامج پیشن مامل کرد ونبیر ×20 تقسیم کل نبیر

1 برسکول کی آسان کیلے ملحد و ملحد و میرت لت مرتب کی جائی جس می اصد وارون کے NTS کے حاصل کردہ فیرا ورتعلی کا بلیت کے فیروں کوئٹ کیا جائے گا۔ 2) مر وارے NTS فی درخواست فارم 300روپ چارج کیا جائے گا ، گرا کی امیدوار آپائی سکون کے لئے درخواست و سے کاتواس سے مرف 800 دو ہے ہی NTS جارئ کر ہے۔ میدوارخود پرواشت کریں گے۔

محمر فنق فنك بالأبانية والريكة المليمنش كاليندسكندري ايجويشن فيبهر يخفونخوا وتكرى كارونز بشاور

Fad SST

(56)

ر پختو ننو اا پواکشن کو پیرلیش کو پسلینگ اور ٹرانسفر آف نیچرز کیگیررز انسٹر کٹرز اور ڈاکٹم زر کیولیٹری ایک 2011ء کے بیٹنٹ نمبر 4 کے تحت تککہ ایلیمنٹر کی اینڈ سیکنڈری ایجوکیشن فیبر پختو ننوا کے استونوام (سردانہ/ زنانہ) سکولوں میں دربہ ذیل آسامیاں پر کرنے کیلئے فیبر پختو ننوا کی متعلقہ اصلاع کے سکونی المی امیدواروں سے مجوزہ فارم پر 5 جنوری 2014ء تک ورخواشیں مطلوب ہیں افراست فارم NTS کے ویب سائٹ (Intp://www.nis.org.pk/) پر بستیاب ہے۔ متررہ متاریخ گزرنے کے بعدموصول ہونے والی درخواستوں پرفورٹین کیا جائےگا۔

عمر	تابلیت	ناکآرای	نمبرثار
35t 21	مسمی بھی تشاہم شدہ ایو نیور ٹی ہے۔ سیکٹڈ ڈویز ان بیچار ڈاگری جیکے ساتھ درج ذیل دومضا بین لازی ہوں	سَيَانِدُري سَكُولَ ثِيجِر (SST)	1
سال	(i) تجسٹری میالوجی (ذوالوجی باباتی) 💛 (2) سی بھی کتابیج شرویج نبورٹی ہے ایم اے ایج کیشن میں بیچلرڈ گرری	بيالوبى/كيمسٹرى16-BPS	
35t21	من تنده پر تاریخ این تاریخ این تاریخ این تجار در کا است معدر بی در مضامین لازی موب	سيندري سكرا الحجرية (\$5)	2
نال	(i) فريمن ميشقش A يا (ii) نوكس أي في قوي المعملس التي من بهي تليم شده يون السيام الما يحويش يا يحويش عن يتيار ذكرى	BPS-16	
35121	مسي تنظيم شده إيه نيورش بيه سيه يمتز و يؤن بيل ذكري جيئيه ساتحد درج فريل دومضامين لا زي بول	مینڈری کوارٹیجر(SST)	3
سال	(۱) أثمريز فالازى بوميطير كروب باد مجرمه مادى كروب (2) كى بحى تنكيم شده يونيورى سے ايم اسے ايم يكن ما ايم يكن بيل واكرى		

کل ندبن	تنئيمس فابليت	کل دی۔	تعليمي فابليت
عاصل کردہ نمبر ×15 تنسیم کل نمبر	بنالمرائم المايج كيشن	عاصل کرده نمبری کاری ایس سر	الجرالين
حاصل کردہ نمبر ×05 تکشیم کل نمبر	أَنَّ إِلَّهُ إِلَّهُ كُلِّهِ الْمُؤْلِدِ الْمُؤْلِدِ الْمُؤْلِدِينَ	حاصل كرده فبريج بالأيشي المافير	الفيه المين أيف المين لمي
ماصل کرده نم بر 05x تقشیم کل نمبر	35 035 W/0; 612.	ما كرده براي المايين المايير	30413/2-10
	ماعن كرد ، بير ، 15 تقسيم كل قبير	An extension of the party of the control of the con	المين المين المين ألين في

ے: 1 - ہرسکول کے آپیعای کیلئے علیمہ علیمہ میرے کسٹ مرتب کیا جائے ہی بی امید وارون کے NTS نے حاصل کردہ نمبراورتعلی تابلیت کے نیبروں کوئٹ کیا جائے گا۔ - ہرامیا وارت کا NY کی درخواست فارم 00 کروپ چارج کر نگا۔ بوکدا سیدوار توویرونشن کریٹھے۔

ای شرای (۱) نتام تزریاں توسید چیرو پختو تو ایک مروج تو انین بیادی تقریک Ada Appointment کے 25 فیصد کوئے میں دولے کے تصدیر کا استاعارض بیادوں پر Adhoo اور استان کی کی موجود کی کی توسیلات کی کی تو کی تولی کی توسیلات کی کی ک

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ڎٵۯۦٚڮؿؠؖۦؙؿڶؠؠۺؿؿٳ۩ڎ؞ڛڮڴۿۄؿ۩ڽڿۿٷڛ_{ۿ؋}ڂؠڔ؞ڿؿۅڹڿۅڐڎڹڰڔ*ؽ*ٵڔۮڒڗ؞ڝٳۄڔ

ATTES



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE)

Swat (Cell # 0946 9240209-228)



NOTIFICATION.

Consequent upon the notification issued by the Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar vide his Office Endst: No.3112-18/File No.2/Promotion SST BPS-16 dated Peshawar the 18.04.2016 the following SSTs (Whose services were placed at the disposal of DEO (M) Swat for further adjustment) are hereby adjusted against the posts in the schools noted against each in the interest of public service on regular basis under the existing policy of the Provincial Government, on the terms and condition given in the aforementioned notification of the Director with immediate effect.

S#	Name of Teacher	Present place of duty.	School where adjusted in B-16	Remarks
1	Mr.Habibullah CT	GHS Shalpin	GHS Toha	Against vacant post
2	Mr.Riaz Ahmad CT	GHS Bandai	GHS Bandai	-do-
3	Mr.Raham Amin CT	GHS Aboha	GHS Aboha	-do-
4	Mr.Taj Muhammad Khan SPST	GPS Charrai Sakhra	GHS Sakhra	-do-
5	Mr.Abdul Ghaffar SPST	GPS Matta	GHS Bama Khela	-do-
6	Mr.Muhammad Baqir SPST	GPS Shingartan	GHS Kanju	-do-
7	Mr. Muhammad Zahidullah SPST	GPS*Nal	GHS Sher Palam	-do-
8	Mr.Jawahir Shah SPST	GPS Labat	GHS Chupriyal	-do-

B.SST (Phy-Maths)

S#	Name of Teacher	Present place of duty.	School where adjusted in 8-16	Remarks
1	Mr.Roshan Ali CT	GHS Manglawar	GHS Asala	Against vacant post
2	Mr.Fazal Akbar CT	GHSS Kokarai	GHS Jambil	-do-
3	Mr.Mutasir Khan CT	GMS Goda	GHS Bara Samai	-do-
4	Mr.Wazir Zada CT	GMS Bafar	GHS Kalam	-do-
5	Mr.Fazal Tawab CT	GHSS Khwazakhela	GHSS Khwazakhela ,	-do-
6	Mr.Naeem Khan SPST	GPS Doop	GHS Bahrain	, -do-
7	Mr. Hayat Muhammad Khan SPST	GPS Nawakalay No.1	GHS Nazar Abad	-do-
8.	Mr.Usman All SPST	GPS Sardan	GHS Roringar	-do-

C.SST (General)

S#	Name of Teacher	Present place of duty.	School where adjusted in 8-16	Remarks
1	Mr.Rahim Khan SCT	GHSS Balogram	GHS Gat Pewchar	Against vacant post
2~/	Mr.Akbar Zeb SCT	GHS Bahrain	GHS Bahrain	-do-
3	Mr.Ahmad Jan SCT	GHS Nawakalay Barikot	GHS Swegalai	-do-
4	Mr.Shafiqur Rahman SCT	GHS Durushkhela	GHS Azad Banda	-do-
5	Mr.Alam Khan SCT	GHS Khwazakhela	GMS Kao Malamjaba	-do-
6	Mr.Aziz Ahmad SCT	GHS' Udigram	GMS Bayoon	-do-

Page 1 of 2

District Edu: Officer (M) Swat



	9	- Wested In	Remarks
		School where adjusted in	
Torcher	Present place of duty.	B-16	-do-
Name of Teacher		GHS Parrai	-do-'
Mr. Muhammad Karim SCT	GHS Parrai	GHS Dardyal	-do-
Mr. Munominus	GHS Sirsenai	GHS Khazana	-do-
Mr.Adil Jan SCT	GHSS Shamozal	GUS Rahrain	-do-
Mr.Najeem Khan SCT	GHSS Fatehpur	GCMHS Waduala	-do-
0 Mr.Miraj Muhammad SCT	GCMHS Wadudia	GHS Qandil	
Mr.Sarfaraz Khan	GHSS Khwazakhela		-do-
11 Mr.Sarjardz kilos 12 Mr.Muhammad Riaz Khan		GHS Dardyal	-do-
	GHS Sirsenal	GHS Bafar	
13 Mr. Abdul Kabir SCT	GHS Matiltan	GHS Chail	-do
a.a. Chorillon Ju	GPS Soor Kamar	GHS Chail	-do-
	GPS Chinkolai	GHS Kishwra	-do-
	GPS Balogram	GHS Manai	do
caral Wahab Pori	GPS Jawaz	GHS Sakhra	-do-
Ada Nicas Ahmaa Pari	CBS Gulshah	Cibant	· \
c-hib Zada Pani	Chakhi Rand	a G/13 5/13	-do-
- A Aubammaa Kusiiva			· • •
		Abad GHS Lai Kot	-do-
Auhammad lariy	Mingora	GHS Kotlai	-do-
1 - 1 · · · · · · · · · · · · · · · · ·		GHS Bashigram	-do-
22 Mr. Badiuz Zaman S.DA	- Chamtalal		-do-
Land Jack Hoo S. DIVI			
Land Darkie Ahmou 3.7	Toneill	GMS Ganajir	
Land Dill J.	T GH3 1003	•	•
25 Mr. Rahmana			

(DR.HAFIZ MUHAMMAD IBRAHIM)
DISTRICT EDUCATION OFFICER (MALE) SWAT

Endst No:

Copy of the above is forwarded for information & necessary action to: -1. The Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.

- The District Comptroller of Account Swat.
- 3. The Decuty DEO (M) local Office.
- 4. The Principul/Head Master Concerned.
- The Supdt: Secy:local Office.
- The B&AO local Office.
- The Candidates concerned.
- PA'to DEO Local Office.

DISTRICT EDUCATION DEFICER (MALE)
SWAT GUL KADA

Page 2 of 2

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FINAL SENTIOTY LIST OF CTS O/O THE DISTRICT EDUCATION OFFICER M) DISTRICT SWAT UPTO 31/05/2018

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1 157	Taring Section 1		170		(55)		交进力	2 × 42.	20年4月3年		whichever is later
	Hamayun Khan	Khairullah	SCT.	16	4/10/1964	Swat	MA	СТ	5/8/1984	5/8/1984	5/8/1984
		Muhammad Kamal	SCT	16	4/1/1961	Swat		CT/B.Ed	5/3/1986	5/3/1986	
		Muhammad Junain	SCT	16	3/15/1966				10/11/1982		
		Umar Bakht	SC1	16	3/3/1961			CT/B.Ed	8/1/1982	8/21/1982	
1 :	Muhammad Ihsanullah	Swal Faqir	SCT	16	3/4/1962		MA	СТ	9/17/1987	9/17/1987	
<u> </u>		Mahmood Khan	SCT	16	1/1/1960		MA	CT ;	11/6/1982	11/6/1982	
	Muhammad Ali !	Said Mahmood	SCT	16	2/3/1959	Swat	ВА	СТ	8/17/1980	1/8/1988	
		Fazal Rahman	SCT	16	2/7/1960		MA_	CT	7/10/1982	7/10/1982	
		Amanullah Khan	SCT	* 16	3/1/1965	Swat		CT/B.Ed	1/15/1985		
		Muhammad Zarin	SCT	16	5/11/1962	Swat	MA	СТ	3/9/1982	9/17/1989	9/17/1989
	Rahmat Ali	Abdul Ghafar	SCT	16	5/4/1963			CT/B.Ed	7/20/1982	10/1/1989	
	Fazal Ranim :	Fazal Ahad	SCT	16	1/1/1961		MA	СТ	11/13/1984	10/1/1989	
	Azizullah ;	Tota	SCT	16	10/1/1964	Swat	MA	CT	1/9/1982		
	Shah Rom Khan	Hakim Khan Mian	SCT	16	1/1/1962	Swat	MA	СТ	3/1/1988	3/1/1988	
	Sadig Ahmad	Abdul Hamid	SCT	16	1/4/1961	Swat	MA	СТ	6/1/1988		
		Badish	SCT	16	3/1/1963	Swat	B.Sc	СТ	2/6/1990		
	Fida Hussain	Hazrat Ahmad	SCT	16	2/3/1964		MA	СТ	-2/8/1990		
18	Hedayatullah 3rd Division	Sultan Sikandar	SCT	16	1/1/1959			CT/B.ed	4/18/1983		
	Rashid Ali	Ghulam Nabi	SCT	16	3/12/1968		MA	СТ	12/8/1990		11/14/1990
	Zahid Khan 1	Pir Dad	SCT	16	4/9/1965		BA	CT	12/9/1990		1
21	Hazrat Bilal	Zirat Gul	SCT	16	2/8/1963		MA	СТ	12/11/1990		
22	Aziz Ahmad 🕠	Fazal Khaliq	SCT	16	4/4/1969			CT/B.Ed	12/11/1990		
	Fazal Wahab i	Gul Mahmood	SCT	16	12/12/1964		MA	СТ	5/6/1986	1/1/1990	
	Muhammad Majid	Umar Zada	SCT	16	1/1/1966		MA	टा	5/4/1986		
	Rahman Deyar :	Sultan Mehmood	SCT	16	1/1/1964		ВА	CT	11/5/1986	5/11/1986	
	Haroon - Ur - Rashid	Khisat Gul	SCT	16	8/1/1962		BA	CT	11/24/1986		
27	Muhammad Alam	Alam Zeb Khan	SCT	16	4/1/1963		MA	CT	4/2/1987	4/10/1991	
28	Adalat Khan	Abdur Rashad	SCT	16	12/9/1961		MA	lct	11/24/1984		
29	Akhter Ali	Ghulam Muhammad	SCT	16	5/15/1964		ВА	СТ	3/11/1985	3/11/1985	
20	Imran Ali	Mashooq Ali	SCT	16	3/20/1959		MA	СТ	5/6/1986	5/6/1986	
-31 -	Muhammad Rahman	Bakht Zad -	SCT _	16	1/10/1967		FA .	СТ	5/17/1987		
32	Sharafat Ali Khan	Afsar Khan	SCT	16	2/2/1961		MA	CT	3/1/1988	3/1/1988	
33	Amir Zeb	Muhammad Zareen	SCT	16	4/2/1964		BA	CT /O. F. J	6/1/1988	6/1/1988	
34	Amir Muhammad	Tota Mian	SCT	16	5/15/1963		BA	CT/B.Ed	9/22/1987	12/20/1989 8/14/1992	
35	7 41411431 1745555	Ahmad	SCT	16	3/2/1967		BA	CT (0 Cd	8/14/1992	1/9/1992	
36	Muhammad Ziaud Din	Habibur Rahman	SCT	16	3/10/1968		MA	CT/B.Ed	9/2/1986 9/2/1992	9/2/1992	
37م	Sultan Rome	Shah Rome	SCT	16	4/8/1966			CT/8.Ed	4/23/1988		
38	Umar Hussain	Malak Sherin	SCT	16	1/1/1962		MA	CT/B.Ed	4/23/1988		
39	Muhammad Nabi	Ghulam	SCT	16	5/1/1963		MA BA	CT/B.Ed	11/1/1986		
40	Jamshid Khan	Hazrat Jee	SCT	16	4/14/1966		1	CT/B.Ed	1/20/1990		
41	Bakhtyar 3rd Divi	Bacha	SCT	16	7/3/1964	Swat	104	10170.00	1/20/1330	1/20/13/30	7/23/1333



FINAL SENRIOTY LIST OF CTS 0/0 THE DISTRICT EDUCATION OFFICER (M) DISTRICT SWAT UPTO 31/05/2018

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250000000000000000000000000000000000000	Ashraf Ali	Hazrat Ali	SCT	16	5/12/1965		MA	CT/B.Ed	5/8/1993	5/8/1993	8/5/1993
	Shah Bakht Rawan	Umara Khan	SCT	16	1/7/1964		MA	CT/B.EU	9/24/1989		12/25/1993
1 1	Muhammad Hamayun	Faramoz Khan	SCT	16	1/2/1965	Swat Swat	BA	CT	10/2/1989		
	Amir Bahadar	Sarwar Gul	SCT	16	5/1/1962	Swat	MA	CT/B.ed	3/10/1989		12/25/1993
	Bakht Sherwan	Fazal Rahman	SCT ··	16	2/24/1967		ВА	CT		11/29/1989	12/25/1993
	Bakht Muhammad	Muamber Khan	SCT	16	1/16/1967		ВА	CT		11/30/1989	12/25/1993
	Noor Rahman	Jumma Gul Khan	SCT	16	5/1/1965	Swat	ВА	CT	12/4/1989		12/25/1993
	Mehboob Ali	Amir Rahman	scr	16	2/1/1963		BA ·	ci ·		12/12/1989	12/25/1993
10	Muhammad Sadig	Qalandar	SCT	16	9/11/1965	Swat	BA	CT/8.ed		12/14/1989	12/25/1993
	Magsood Ahmad	Dawray	SCT	16	6/5/1963	Swat	MA	CT/8.Ed		12/17/1989	12/25/1993
	Shuja Mulk	Said Karam	SCT	16	12/3/1966		ВА	CT	10/3/1989		12/25/1993
	Alamgir	Sadbar Khan	SCT	16	1/20/1960	Swat	МА	CT/B.Ed	6/10/1990		12/25/1993
	Anwarullah	Hasham Khan	SCT	16	3/1/1969	Swat		CT/B.Ed		11/10/1994	11/10/1994
	Fazal Hameed	Fazal Wahab	SCT	16	4/15/1969	Swat	MA	CT/B.ed		11/10/1994	11/10/1994
	Nadar Khan	Mian Said Buhar	SCT	16	3/3/1966	Swat	MA	СТ		11/11/1994	11/11/1994
	Bad Shah Ikhan	Amir Rawan	SCT	16	5/1/1965	Swat	MA	CT/B.Ed		11/12/1994	11/12/1994
	Sher Bahadar Khan	Gul Zaman	SÇT	16	1/1/1964	Swat	ВА	CT	12/12/1989	12/12/1989	11/15/1994
	Aziz Ahmad	Muhammad Rashid	SCT	16	2/2/1964	Swat	MA	CT/B.Ed	11/10/1994	11/15/1994	11/15/1994
	Afzal Shah	Badshah Zada	SCT	16	5/12/1967	Swat	MA	CT/B.Ed	11/15/1994	11/15/1994	11/15/1994
	Bakht Alam	Ghulam Qadir	SCT	16	3/20/1969	Swat	MA .	CT/B.Ed		11/15/1994	11/15/1994
	Muhammad Rahman	Sherin Jalal	SCT	16	2/1/1965	Swat	MA	CT/B.Ed		11/16/1994	11/16/1994
63	Sher Ali Khan	Sadar	SCT	16	2/11/1968	Swat	MA	CT/M.Ed		11/16/1994	11/16/1994
64	Ziaullah Khan	Muhammad Alam Gul	SCT	16	7/20/1969	Swat	MA	CTB.Ed		11/16/1994	11/16/1994
	Muhammad Munir	Habibullah Khan	SCT	16	4/2/1964	2	MA	CT/B.Ed		11/18/1984	11/18/1994
	Gul Pervize		SCT	16	1/20/1965	Swat		CT/B.ed	11/21/1984		11/21/1994
	Abdul Qadoos	Ghulam Khaliq	SCT	¹ 16	6/5/1964	Swat		СТ		11/24/1994	11/24/1994
1 100	Sarir Ud Din	Fazal Wahid	SCT	16	3/26/1963	Swat		CT/M.Ed	11/27/1986		12/20/1994
100	Muhd Zahir Shah	Azizur Rahman	SCT	16	12/2/1960	Swat		CT/B.Ed		12/21/1994	12/21/1994
		Khan Bahadar	SCT	16	2/27/1961		MA	СТ		12/21/1994	12/21/1994
1 1	Amanullah Khan	Sakhi Rawan	SCT	16	9/12/1961	Swat	MA	CT/M.Ed		12/21/1994	12/21/1994
	Sher Azim Khan	Taj Muhammad Khan	SCT	16	9/9/1958	3,14	MA	CT/M.Ed		12/21/1994	12/21/1994
	Fatehur Rahman	Fazal Rahman	SCT	16	2/2/1969	Swat	MA	CT/M,Ed	6/24/1987	12/22/1994	12/22/1994
	Rafiq Ahmad	Hermooz Khan	SCT	16	1/1/1965		MA	CT CT	9/29/1988		12/25/1994
		Abdul Jabbar	SCT	16	4/15/1965		BA		12/25/1994		12/25/1994
		Muhammad Karam	SCT	16	1/1/1968			CT		12/27/1994	12/27/1994
		Bughdaday	SCT	16	1/1/1960	Swat	MA	CT/M.Ed	12/27/1994		12/27/1994
		Haji Muhammad	SCT	16	2/16/1964	Swat	MA	CT/M.Ed	9/26/1988	1/1/1995	1/1/1995
		- 1	SCT	16	4/10/1966	Swat		CT/B.Ed	12/5/1989	12/5/1989	1/5/1995
 			SCT	16	2/15/1965	Swat		CT/B.Ed	5/3/1986	5/3/1986	1/9/1995
	Dost Muhammad Khan		SCT	16	3/8/1958	Swat		CT/B.Ed	4/1/1987	4/1/1987	1/9/1995
82	Wazir Zada	Gulzar Khan	SCT	16	5/1/1967	Swat	BA	СТ	10/1/1989	10/1/1989	1/9/1995

ATTES TO

FINAL SENRIQTY LIST OF CTS O/O THE DISTRICT EDUCATION OFFICER (M) DISTRICT SWAT UPTO 31/05/

			FINAL SENAIQTT C							ב ואורוט (מ	WAJ OFTO 3.	1703/2010
/		N. C.	Father's Name Khan Sherin		7.34	D/O Birth			- 47		Date of	Seniority position
	[]	Name of the		Desi		510.00	. :	Aca			apptt	D/O taking over charge as CT or D/O
J	S.No	Teacher/Qualification	Father's Name		PBS	DIO BIM	Domic	demi	Profess	: D/O 1st :	The second of the second	as CT or D/O
	New	_academic/_de	44, 1	on	12 . T	/ Domicile	⊊ile;,	demi . c	-ional	Apptt:	Present	declaration CT Exam:
-		- professional		3 3 3 4 3 4			100	إختموت وازد			production and the second production	the transfer of the contract o
Ŀ	क्षेत्र हि		10000000000000000000000000000000000000		4.5		Y					whichever is later
1	83	Anwar Iqbal	Khan Sherin	SCT	16	5/1/1961	Swat	MA	CT/B.Ed	10/2/1989		1/9/1995
ļ			Shahzada	SCT	16	2/2/1965		MA	CT/B.Ed	11/28/1989		1/9/1995
ļ		Bakhtmand		SCT	16	6/5/1963			CT/B.Ed	12/10/1989		1/9/1995
ŀ			Musharaf Khan	SCT	16	6/5/1963		BA	CT/B:Ed	1/13/1990		1/9/1995
ļ		Afral Hussain		SCT	16	5/25/1962 1/1/1969	Swat		CT/B.Ed	/19/1990 1/19/1990		1/9/1995
ļ	88	Zahoor Hayat	Sher Alam Khan	SCT	16			BA	CT .			1/9/1995
- }				SCT	16	3/15/1963		BA	СТ	2/15/1990		1/9/1995
ļ				SCT	16	2/18/1963		BA	C	3/1/1990	3/1/1990	1/9/1995
			Amir Faqeer	SCT	16	3/10/1963		MA	CT	4/1/1990	4/1/1990	1/9/1995
ļ			Mubin	SCT	16	2/5/1964	Swat	MA	CT/0.CJ	4/14/1990		1/9/1995
-				SCT	16	6/1/1963		MA	CT/B.Ed	4/21/1990		1/9/1995
ļ.		All Bash Khan		SCT	16	3/17/1969		MA	CT/B.Ed	5/13/1990		1/9/1995
L		Akbar Ali		SCT	16	1/1/1963		MA	CT/B.ed	\$/13/1990		1/9/1995
- }		Alamgir .		SCT	16	7/1/1964		MA	CT/B.Ed	\$/13/1990	5/13/1990	1/9/1995
ļ			Ahmad	SCT	16	12/1/1959		MA.	CT	8/20/1990		1/9/1995
ļ.			Muhammad Karim	SCT	16	3/15/1970		MA	CT/B.Ed	10/10/1988		1/9/1995
			Amir Hatam	SCT—	16	-6/17/1959	~ Swat ~		CT/8.Ed	-5/24/1992	5/24/1992	
L			Muhammad	SCT	16	4/3/1966	Swat		CT	9/1/1989	12/1/1994	1/9/1995
.			Ahmad Shah	SCT	16	3/7/1963	Swat		CT B.Ed	6/11/1987	1/16/1995	1/16/1995
/ }		Muhammad Dawood Kha		SCT	16	4/26/1967	Swat	MA	CT M.Ed	9/25/1992	1/16/1995	1/16/1995
ďL		- 1		SCT	16	4/21/1959		ВА	<u>. </u>	3/6/1990		1/18/1995
7				SCT	16	5/1/1962	Swat		CT/B.Ed	1/19/1995	1/19/1995	1/21/1995
Ļ		1		SCT	16	1/12/1967	Swat		СТ	2/20/1990	2/1/1995	2/1/1995
L				SCT	16	3/3/1969			CT	2/21/1995	2/22/1995	2/22/1995
L				SCT	16	5/5/1964			ст	; 2/2/1995	4/10/1995	4/10/1995
Ĺ	<u> </u>			SCT	16	5/4/1970			CT/M.Ed	2/2/1995	4/10/1995	4/10/1995
1	2 -	_	Ghulam Nabi	SCT	16	1/1/1967			CT/B.Ed	4/7/1988	4/16/1995	4/17/1995
				SCT	16	5/1/1970	Swat		CT/M.Ed	11/7/1994	4/17/1995	4/17/1995
٦			Shah Zada	SCT	16	1/30/1966	Swat	BA	CT	10/17/1988	5/15/1995	5/15/1995
				SCT	16	11/8/1962	Swat		ст	8/8/1984	8/1/1995	8/1/1995
				SCT	16	1/10/1966	Swat		CT/B.Ed	5/14/1992	8/1/1995	8/1/1995
Į.				SCT	16	4/5/1964			CT/B.Ed	2/29/1984	8/7/1995	8/7/1995
				SCT	16	1/1/1967			CT/B.Ed	8/22/1995	8/22/1995	8/22/1995
				SCT	16	3/15/1963			СТ	9/27/1988	8/24/1995	8/24/1995
Ĺ				SCT	16	4/1/1967	Swat		СТ	5/14/1987	9/1/1995	9/1/1995
		<u> </u>		SCT	16	3/20/1964			СТ	4/3/1995	9/15/1995	9/15/1995
Ĺ				SCT	16	1/15/1962			CT/B.Ed	3/17/1984	9/23/1995	9/23/1995
L				SCT	16	10/1/1970			CT/B.Ed	9/24/1995	9/24/1995	1/24/1996
				SCT	16	4/16/1975	31101		CT	5/1/1996	5/1/1996	5/1/1996
_	1			SCT	16	4/13/1969			CT/M.Ed	9/16/1992	9/16/1992	5/5/1996
-	123	Fazal Hadi .	Muhammad Yousaf	SCT	16	4/15/1972	Swat	MA	CT/M.Ed	3/17/1996	3/17/1996	5/5/1996

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Joseph No. 5.5.5 of



GOVERNMENT OF THE KHYBER PAKHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT.

NOTIFICATION

Peshawar, dated the November 13,2011

No.SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre:- In pursuance of the provisions contained in sab rule (2) of rule Joffine Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 and in supersession of all Notifications issued in this behalf, the Elementary and Secondary liducation Department in consultation with the Establishment Department and the Finance Department hereby Jays down the method of recruitment, qualification and other conditions specified in the Appendix to this Notification which shall be applicable to all the posts specified in Column No. 2 of the

Endst. No. & Data as abo

SECRETARY TO GOVERNMENT OF THE KHYBER PAKHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT.

Copy forwarded to:-

- 1. The Secretary to Govt, of Khyber Pakhtunkhwa, Establishment Department,
- The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department. 3. The Secretary to Govt, of Khyber Pakhlunkhwa, Law Department.
- The Secretary Knyber Pakhtunkhwa, Public Service Commission Peshawar. 5. The Accountant General, Khyber Pakhtunkhwa Peshawar.
- 6. The Director (E3SE) Khyber Pakhlunkhwa Peshawar.
- 7. The Director Education (FATA), Peshawar,
- 8. Copy to Malgari Ustazan KPK



18. The Director Curriculum & Teachers Education Appoilabad.

D. The Olrector (PITE) Khyber Pakhtunkhwa Peshawar.

10. The Director ESRU, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar,

11. The Deputy Director Database (EMIS) E&SE Department.

12. All District Coordination Officers in Khyber Pakhtunkhwa.

13. All Executive District Officers Elementary & Secondary Education in Khyber Pakhturkhwa.

13. All Execution 14. All District Accounts Officers in Khyber Pakhtunkhwa /Agency Accounts Officers FATA

-15. All Agency-Education Officers FATA. --

16. P.S to Governor, Khyber Pakhtunkhwa.

17. P.S to Chief Minister, Khyber Pakhlunkhwa

18. P.S to Chief Secretary, Khyber Pakhtunkhwa

19. PS to Minister E&SE Khyber Pakhtunkhwa Peshawar.

20. PS to Secretary E&SE Department.

21. Master File.

Section Officer (Primary)



1		1	}			
	CNO	NI	APPE	<u>NDIX</u>	i	
	S.NO.	1			Age	Method of
		of the post	qualification	and	limit	recruitment.
,			experience	for		recraiminging.
			initial appoin			
		'	or by transfe	r		·
	1.	2	3.	١	4.	
	1.	Secondary	(i) Second	class		
	/ /	School 1	Bechelor's D	earea	35	o (a) Fifty percent
لم		Teacher	with two su	hiects	Years:	by promotion
CE		(BPS-16) /		nistry,	rears.	
>	- '		Botany, Zoo	Joan J	-	seniority-cum-
Red		to 5	Physics,	hogy,		fitness in the
	csis 9		Mathematics,			following
Real			Statistics	,		manners.
*			,			(i) forty percent
				and		from amongst
			other equiv		,	the certified
			groups from	n a		Teachers
			recognized			(General).
			University: or			Certified
			(ii)	_		Teachers
			(ii) M.A	in	ı	(Industrial Arts)
		1	Education	òr	ļ	and Certified
			Bachelor's De	gree		Teachers
			in Education	Į.		(Home
			a recogn	ized		Economics) with
			university.	'		at least five
			ļ		•	years service as
,			ŀ			such and having
			·		İ	qualification
						mentioned in
			1			column No. 3.
						(ii) four percent
					j	from amongst
			100 1	Men	100	the Drawing
	\mathcal{M}	o gueta n	as been a	mea	, , ,	Masters with at
	Pa	guota 1 PST's Co	nd ro			least five years
	701	port	1000		-	service as such
		,			;	and having
			entropes aren aren versa versa versa d	en ₂₄		qualification
						mentioned in
		Ţ				column No. 3.
			Ľħ ;			(iii) four percent
			/de l			from amongst
			ATTEST			the Physical
			TIES!	les Co		Education
			Set 2			reachers with
			•			
) 1.	1					it least five
					1 1/	'''' > >P(V)(*P)



<u></u>		
		(iv) one percent from amongst the Instructional Material Specialists, with at least five years service as such and having qualification mentioned in column No. 3, and (v) one percent from amongst the Arabic Teachers with at least five years service as such and having qualification mentioned in Column No. 3, and (b) fifty percent by initial recruitment.
2.	Seniority Arabic Teacher (SAT) (BPS-16)	By promotion on the basis of seniority-cum-fitness from amongst Arabic Teachers with at least five years service as such and having qualification as prescribed for initial recruitment of Arabic Teacher.
3.	Senior Theology Teacher (STT) (BPS-16)	By promotion on the basis of seniority-cum-fitness from amongst Theology Teachers with at least five years service as such and having qualification as prescribed for initial recruitment of Theology Teacher.
4. Senior Certified Teacher (SCT) (General) (BPS-16)		By promotion on the basis of seniority-cum-fitness from amongst Certified Teachers with at least five years service as such and having qualification as prescribed for initial recruitment of Certified Teacher (General).



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			P M 1 7 5 -

no.	ţ	ER COPY O	r PAGE-		(06)
, , ,	10.	Arabic	(i) Second	Class	By initial recruitment
· ·		Teacher	Secondary	School	
•		(AT) (BPS-	Certificate fro	m a	
		15)	recognized Boar	d with	
			Shahdatul Alan		:
•			Uloomul Arabi		
		1	Islamia from o		
			Uloom Saidu		· ·
					1 .
			Swat, Darul		_
		1	1	Chitral,	1
		1	Government run		1 :
·		,	Uloom, as notif	•	ļ ·
			the Governmen	t from	
			time to time; or		
			(ii) Second	Class	
			Master's Degre	ee in	·
			Arabia from	а	'
			recognized Unive	rsity.	
	11.	Theology	4.4	Class	(a) Seventy five
		Teacher	1	School	
		(TT) (BPS-	Certificate fro		recruitment; and
		15)	recognized Boar		
			Shahdatul Alam		by promotion on the
			Uloomul Arabia		
;			Islamia from or		
			Uloom Saidu		
			Swat, Darul		at least five years
				Chitral,	
			Government run		
•					prescribed for initial
		:	the Government		\$
,		•	time to time; or 1		- ·
4		:	' 1		Theology Teacher;
		1	(ii) Second		Note: In case of non
		1 .	Master's Degre		availability of suitable
			Arabia from		person for promotion
			recognized Univer	SILY.	then by initial
	12.	Senior Qari			recruitment.
	14.	•		;	By promotion on the
		(BPS-15)			basis of seniority-
			:		cum-fitness from
			l.		amongst Qaris with
		<i>)</i>		:	at least five years
	-				service as such and
jn∙		!		-	having qualification
		,	, }	-	as prescribed for
. ~					initial recruitment.
	13.	Certified	Bechlor's Degre		(a) Forty percent by
		Teacher	equivalent qualif	ication	initial recruitment; and
		(General)	from a reco	gnized	
Į.					

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Certified or two ye	ears
Associate Degree	[in
Education from a	
recognized Univer	sity
or eighteen month	ຸ່ງs ໌
Diploma in Educat	ion.

(b) sixty percent by promotion on the basis of seniority-cum-fitness . from : amongst the Primary School Head Teachers with at least five years service and having qualification prescribed for initial recruitment of Certified Teacher (General).

Provide that if no suitablė candidate İS available amongst the Primary School Head Teachers for transfer, then the posts will be filed by promotion on the basis of seniority-cumfitness from amongst senior primary school teachers with at least five years service and having qualification prescribed for initial recruitment of certified teacher (General). Note: In case of non availability of suitable person for promotion by initial recruitment.

14. Certified Teacher (Industrial Arts) (BPS-15)

The same of the sa

(i) Bachelor's Degree from a recognized University with two years training in the relevant technical subjects from any Government industrial or Govt: Technical vocational Institute or Centre; or (b) Bechlor's Degree

from a recognized

(a) Forty percent by initial recruitment; and (b) sixty percent by promotion on the basis of seniority-cum-fitness from amongst the primary school head teachers with at least five years service and having qualification prescribed for initial recruitment of certified teacher

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APPENDIX

2	· .				the state of the s
まるまではいか。 はいでは、のでは、これでは、これでは、これでは、これでは、これでは、これでは、これでは、これ	S.No.	Nomenclature of the post. 2. Secondary School Teacher (BPS-16).	Minimum qualification and experience for initial appointment or by transfer. 3. (i) Second class Bachelor's Degree with two subjects as Chemistry, Botany, Zoology, Physics, Mathematics, Statistics Humanities and other equivalent groups from a recognized University; or (ii) M.A in Education or Bachelor's Degree in Education, from a recognized University.	Age limit. 4.1 18 to 35 years.	Method of recruitment. 5. (a) Fifty percent by promotion on the bas of seniority-cum-fitness, in the followin manner: (i) forty per cent from amongst the Certified Teachers (General)
	·		Oniversity.		Certified Teachers (Industrial Arts and Certified Fenchers (Flome Economics) with at least five years service as such and having qualification mentioned in column No. 3: (ii) four per cent from amongst the Drawing Masters with at least five years service as such and having qualification mentioned in column No.3;
			Acceptance		(iii) four per cent from amongst the Physical Education Teachers with at least five years service as such and having qualification mentioned in column No. 3:

-		. <u>-</u> .			(iv) one per cent from amongst the Instructional Material Specialist with atleast five years service a such and having qualification mentioned in column No. 2.
 					(v) one per cent from amongst the Arabic Teachers with at least five
2.	Senior Arabic Teacher (SAT) (BPS-16)			7	dualification mentioned in Column No.3; and (b) lifty per cent/by invides.
·	Senior Theology Teacher (STT) (B-16).) (()	2/	-By promotion, on the basis of seniority-cum- liness, from antongst Arabic Teachers, with at least five years service as such and having qualification—as prescribed for initial
[1	Senior Certified Teacher (SCT)(General) (BPS-16).		•		by promotion, on the basis of seniority-cum- fitness, from amongst Theology Teachers, with at least five years service as such and having qualification as prescribed for initial recruitment.
··		 A	- Section 1		By promotion, on the basis of seniority-cum- fitness, from amongst Certified Teachers (General), with at least five years service as such and having qualification as prescribed for initial recruitment of Certified Teacher (General).

	•	•	
	Arabic Teacher (AT)	(i) Second Class Secondary School Certificate,	20 to 35 By initial recruitment
10.	(BPS-15) .	from a recognized Board with Shahdatul	years.
		Alamia Fil Uloomul Arabia wal Islamia from	
,,		a recognized Tanzimuatul Wafaqul Madaris:	
		or Darul Uloom Saidu Sharif Swat, Darul	
		Uloom Charbagh Swat, Darul Uloom Chitral,	
,		Darul Uloom Darosh Chitral and any other	
•		Government run Darul Uloom, as notified by	···· · -/ · · · · · · · · · · · · · · · · ·
		the Government from time to time; or	
		(ii) Second Class Master's Degree in Arabic from	
·		a recognized University.	
11.	Theology Feacher (TT)	(i) Second Class Secondary School Certificate,	20 to 35 (a) Seventy-five per sent by initial
	(BPS-15).	from a recognized Board with Shahdatul	years. recruitment; and
		Alamia from a recognized Tanzimatul	(6) twenty-five per cent by promotion, on the
)	Wafaqui Madaris or Darul Uloom Saidu Shacif Swat, Darul Uloom Charbagh Swat,	pasis by school-com-timess, from
		Darul Uloom Chitral, Darul Uloom Darosh	might the senter trans, with at least
		Chitral and any other Government run Parul	five years service and having
		Uloom, as notified by the Government from	Image of the state of the second of the seco
	. •	time to time; or	recruitment of Theology Teacher:
			Sote: In case of non availability of suitable
		(ii) Second Class Master's Degree in Islamiyat	person for promotion, then by initial
	<i>Y</i> ,	from a recognized University.	recruitment.
12.	Senior Qari		By promotion, on the basis of seniority-cum-
	(BPS -15).		fitness, from amongst Qaris, with at least five
			years service as such and having qualification
	\		prescribed for initial recruitment.
13,	Certified Teacher	Bachelor's Degree or equivalent qualification from a	18 to 35 (a) Forty per cent by initial recruitment; and
الميانية الأراث الأراث الأراث الأراث الأراث الأراث الأراث الأراث الأراث الأراث الأراث الأراث الأراث الأراث ال	(General) (BPS-15).	recognized University with Certified Teacher	
		The state of the s	· · · · · · · · · · · · · · · · · · ·

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_			· · · · · · · · · · · · · · · · · · ·	le 1 -
			Certificate or two years Associate Degree in Education from a recognized University or eighteen months Diploma in Education	(b) sixty per cent by promotion, on the vasis
			months Diploma in Education,:	F. SCHIOFILY-CHIN-litness from 1
				at least five years service and hear
:	:			Consideration prescribed for initial
;				(General);
				Provided that if no suitable candidate is available amongst the
				A transfer, then the posts will be rest.
				pronotion on the basis of seniority-cum- litiess, from amongst Senior Primary
		^		Journal Teachers with at least five years
		1/1/	K I W	prescribed for initial recruitment
				Cerified Teacher (General).
r imperio				Note: In case of non availability of suitable person for promotion, then by initial
	1-1	Certified Teacher (Industrial Arts)	(i) Bachelor's Degree from a recognized 48 to 35	TO SECULIAR OF THE SECOND SECO
	i	(BPS-15).	relevant technical subjects training in the years.	
	•	•	Government Industrial or Govt. Technical Vocational Institute or Center; or	of seniority-cum-fitness from amanual
1				the Primary School Head Teachers with at least five years service and having
,	<u>.</u>	l	(b) Bachelor's Degree from a recognized	quantication prescribed for initial
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Calegory of Qualification	Total Marks 100 For Humanities group at Intermediate Level	For Candidate of Science group
SSC HSSC BA/BSc PST Certificate/ Diploma in Education IADE. MA/MSc/M.Ed/ MA Edu MPhil/PhD	Marks obtained X 20 / total marks = Marks obtained X 10 / total marks = Marks obtained X 25 / total marks = Marks obtained X 20 / total marks = Marks obtained X 20 / total marks = Marks = 05	5 Extra marks for FSc, 5 Extra marks for B.Sc and 5 Extra marks for M.Sc will be added to the total score obtained by a candidate during his selection

Other conditions:-

- The conferenced Appointing Authority will secutivize and verify the documents and make the appointment as per prescribed rule and the will get the documents we fiel after fie issuance of appointment orders within shortest possible time, not exceeding ninety 190) days.
- secrit list prepared by the experience appointing authority shall be displayed for ten days to receive the objections/appeals, if any, and shall issue the finel after making necessary corrections while addressing the observations/objections'appeals, followed by requisite appointment orders.
- 3. In case a document(s) istar found faket forgedt bugus upon scrutingt verification, the service of the teacher concerned shall be terminated and the unnunt. paid to him as salary shall be recovered from him and an FIR shall be lodged against him on account of forgery fraud under the relevant law.
- 4. Deni Asnaul from recognized Tozeemat-ul-Wafaqul Madaris, Darul Uloom Saidu Sharif Swat, Darul Uloom Charbagh Swat, Darul Uloom Swat, Da Uloom Darosh Chitral and any other Government run Darul Uloom, as notified by the Government from time to time will be acceptable for the purpose of appointment against the posts of Arabic Teachers or Theology Teachers, as the case may be

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University of Peshawar

(Pakistan)

Session Supplementary 1984

ÁR	BER ZEB	Son O	E HIJI FAHAN J	N.	and a student
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In the Division Was taken as a whole in parts.

Serial Nº 012497.

Registered 20. 82-J- 3857

Roll 20. 3999

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OKuhammad Pudig S.C.T BPS-16 G.H.S. Bahrain, Swat Rakul Hund

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Master of Arts

in the American Division

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The examination was taken as a whole/in parts.

Serial Nº 006776

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S.C.T BPS-16 G.H.S, Bahrain, Swat.

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University of Peshawar



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Bice-Chancellor

Registered No. 82-J-3857.

Enrolment Ro. 1455

esult beclared on MAY 21, 1995 /

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PESHAWAR HIGH COURT, PESHAWARC O

(JUDICIAL DEPARTMENT)

JUDGMENT

Date of hearing: <u>08.11,2018</u>

Petitioner (s): Nigar Whoul Dg. Mr. Noor Mulesonad Wholek

Respondent (s): 1 Julianimad Dram When) ky Lyrd Caiser Cle'

WAQAR AHMAD SETH, CJ:- Through this

single judgment, we propose to dispose of instant contempt petition as well as connected COC No. 107-P/2018 in WP No. 1662/2010, COC No. 108-P/2018 in WP No. 2967/2009 & COC No. 109-P/2018 in WP No. 3189/2009 because in all the petitions, the petitioners have sought initiation of contempt of court proceedings against the respondents for not implementing the judgment/order dated 26.01.2015.

2. Facts in brief are that the petitioners had filed Writ Petitions before this Court and prayed that the Act No. XVI 2009, namely, 'The North West Province Employees (Regularization of Services) Act, 2009 dated 24th October, 2009' being illegal unlawful, without authority and jurisdiction, based on malafide intentions and being unconstitutional as well as ultra vires to the basic rights as mentioned in the constitution be set-aside and the respondents be directed to fill up the above noted posts after going through the legal and lawful and the normal procedure as prescribed under the prevailing laws instead of using the short cuts for

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obliging their own person. They further prayed that the notification No. A-14 / SET (M) dated 11.12.2009 and Notification No. A-17 / SET (5) Contract-Apptt: 2009 dated 11.12.2009, as well as Notification No. SO(G) / ES / 185 / 2009 / SS(Contract) dated 31.05.2010 issued as a result of above noted impugned Act whereby all the private respondents have been regularized may also be set-aside in the light of the above submission, being illegal, unlawful, unconstitutional and against the fundamental rights of the petitioners. The writ petitions came up for hearing and vide judgment/order dated 26.01.2015, the same were disposed of in the following terms:-

- "(i) The Act, XVI of 2009, commonly known as (Regularization of Services) Act, 2009 is held as beneficial and remedial legislation, to which no interference is advisable hence, upheld.
- (ii) Official respondents are directed to workout the backlog of the promotion quota as per above mentioned example, within 30 days and consider the in service employees, till the backlog is washed out, till then there would be complete ban on fresh recruitments".
- After passing the above said judgment, the petitioners were quite hopeful regarding their promotion to the next higher grade being senior most employees but the respondents have again started recruitment process by advertising the posts of various cadres for initial recruitment in various Districts of Khyber Pakhtunkhwa and as such, the inaction of respondents squarely fall within the ambit of



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contempt of court and they are liable to be proceeded and punished under the law; hence, the instant petitions.

- 4. Respondents No. 2 & 3 have filed reply to the show cause and prayed for dismissal of instant petitions.
- Arguments heard and record perused.
- While deciding writ petition No. 2905/2009, vide judgment dated 26.1.2015 which has been upheld by the apex Court, the respondents-department was directed to workout the backlog of the promotion quota and consider in service employees for promotion against the vacant post, till the backlog is washout. In this respect record is suggestive that the backlog was worked out and by that time 2725 employees % teachers were in the promotion zone and as such were promoted. Moreover, by virtue of Regularization Act, 2009, Act No. XVI of 2009, 1766 employees / teachers got regularization and as such, when worked out, the promotion quota was fully exhausted. The judgment in this respect was not for all the times to come for promotion purposes. Once the promotion quota, which was given advantage, in view of Regularization Act, 2009, cannot be claimed again and again. By now it's the question of fact that as to whether any employee / teacher was not promoted and by that time when Act 2009 was enforced they were in the promotion zone. Even otherwise, once backlog was worked out and promotion was done then claiming seniority and promotion is the job of service tribunal.

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7. In view of the above, the instant as well as connected contempt petitions are disposed of in terms above. Show cause notice issued to respondents is hereby recalled.

ANNOUNCED.
Dated: 08.11.2018

Chief Justice

Judge

Newab Shah SCS (DB) Justice Wagar Ahmad Seth CJ & Justice Muhammad Ayub Khan

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The Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.

DEPARTMENTAL APPEAL FOR THE GRANT OF PROMOTION TO THE POST OF SECONDARY SCHOOL TEACHER (BPS-16) FROM THE DATE WHEN THE PROMOTION QUOTA WAS FILLED UP THROUGH INITIAL RECRUITMENT OR FROM THE DATE OF COMMENCEMENT OF THE ACT NO.XVI OF 2009 COMMONLY KNOWN AS REGULARIZATION OF SERVICES ACT, 2009 NOTIFIED IN THE OFFICIAL GAZETTE ON 24.10.2009 WITH ALL BACK BENEFITS.

Respected Sir,

With due respect it stated that I was initially appointed as CT in your good self Department vide order dated 09.12.1989. During service as Certified Teacher I was in the promotion zone to the post of SST (BPS-16) but the concerned authority instead of promoting me advertised the said posts of SST (BPS-16) on adhoc/contract basis. I was under protest and my colleagues applied for the said. post through initial recruitment but the same was also refused to me and my colleagues on the pretext that regular employees are not entitle to apply for the adhoc/contract posts of SST (BPS-16) thus me and my colleagues were deprived from the prospects of promotion. It is pertinent to mention that at the time of above mentioned advertisement the post/cadre of CT (BPS-15) to which I belong have no prospects of promotion. In light of the said advertisement new appointments were made by the authorities on adhoc basis and even the promotion quota was also filled by the authority though initial the Provincial the meanwhile Government recruitment. In Promulgated the employee's regularization Act, 2009 whereby all the adhoc employees who were appointed as SST on temporary basis were regularized thus further affected the cadre to which I belong. That the promotion quota for which me and my colleagues have waited for decades has been washed by operation of the said Act of 2009. I was feeling aggrieved alongwith my others colleagues knocked the door-of the Peshawar High Court through various writ petitions including writ petition No.2905/2009. That vide consolidated judgments dated 26.1.2015 the said writ petitions were disposed of with the directions that:

- (i)- The act.XVI of 2009, commonly known as (Regularization of services) act, 2009 is held as beneficial and remedial legislation, to which no interference is advisable hence, upheld.
- (ii)- Official respondents are directed to work out the backlog of the promotion quota as per above mentioned example, within thirty days and consider the in service employees, till the backlog is washed out, till then there



would be complete ban on fresh recruit. The concerned authority assailed the said judgment of the august Peshawar High Court Peshawar in CPLAS No.127-P to 129-P/2015 but the same were dismissed as withdrawn vide judgment dated 20.9.2017. That then after me and my colleagues time and again visited the concerned quarter for our promotion to the next higher scale but the concerned authority instead of redressing the grievances advertised the posts through initial recruitment through various advertisements. That it is pertinent to mention that I was promoted to the post of SST (BPS-16) vide Notification dated 22.04.2016 with immediate effect rather than retrospective effect i.e. from the date when the quota was filled up through initial recruitment. I am feeling aggrieved filed this Departmental appeal before your good self for redressal of my grievances.

It is therefore, most humbly prayed that on acceptance of this Departmental I may very kindly be promoted to the post of SST (BPS-16) including seniority with all back benefits w.e.f. the date when the promotion quota was filled up through initial recruitment.

Dated: 12.6.2019

Your Obediently

AKBAR ZEB SST (BPS-16), GHS Behrain, District Swat

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Before the Kop Sor.	uce Todand person
· · · · · · · · · · · · · · · · · · ·	OF 2019
Alchar 208	(APPELLANT) (PLAINTIFF) (PETITIONER)
VERSU	<u>JS</u>
<u>Sducation</u>	(RESPONDENT) (DEFENDANT)
I/We	war to appear, plead, act, to arbitration for me/us as the above noted matter, alt and with the authority to ate Counsel on my/our cost. te to deposit, withdraw and ms and amounts payable or
Dated/2019	CLIENT
	NOOR MOHAMMAD KHATTAK
OFFICE:	SHAHZULLAH YOUSAFZAI & MIR ZAMAN SAFI ADVOCATES

Flat No.3, Upper Floor, Islamia Club Building, Khyber Bazar, Peshawar City. Mobile No.0345-9383141

BEFORE THE KHYBER PAKTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No. 1231/2019
Akbar Zeb (BPS-16) GHS Bahrain, District Swat.

SST

Appellant

Versus

- 1. Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Peshawar.
- 2. Director Elementary and secondary education Khyber Pakhtunkhwa at Peshawar.
- 3. District Education officer (Male) Swat.

...... Respondents

Parawise Comments on Behalf of the Respondents:

Respectfully Shewith

Preliminary objections

- 1. That the Appellant is not an aggrieved person within the meaning of Section 4 of the service Tribunal Act, 1974.
- 2. That the Appellant has no cause of action / locus standi.
- 3. That the Appellant has not come to this Honorable Court with clean hands.
- 4. That the Appellant has filed this instant service appeal just to pressurize the respondents.
- 5. The present service appeal is liable to be dismissed for non-joinder/miss joinder of necessary parties.
- 6. That the instant service appeal is against the prevailing law and rules.
- 7. That the Appellant has filed this instant Service Appeal on malafide motives.
- 8. That the instant appeal is badly time barred.
- 9. That the instant service appeal is not maintainable in the present form, and above in the present circumstances of the issue.
- 10. That the Appellant has estopped by his own conduct.
- 11. That the Appellant has concealed the material facts from this Honorable Tribunal.

FACTS:

- 1. That the Para No.1 is correct. Hence no comments.
- 2. That the Para No.2 is correct to the extent of advertisement, the rest of the Para is incorrect and not admitted. The Appellant was not in promotion zone at the time of the above mentioned advertisement. There was no promotion policy from CT to SST at the time of the mentioned advertisement. Later on in 2012 policy was promulgated and amended in 2014. According to this policy there are three categories of SST i.e SST I (Chemistry, Botany or Zoology), SST II (Physics, Maths A or B or Statistics) & SST General. The appellant will be promoted in his category on his own turn. (Policy as annexure A)
- 3. That the Para No.3 is correct to the extent that there was no promotion policy from CT BPS-15 to SST BPS-16 at the time of the above

mentioned advertisement. However, as stated in the foregoing Para, now the policy exists for promotion from CT BPS-15 to SCT BPS-16 and SST BPS-16. The promotions have been made on the basis of seniority cum fitness basis according to the policy. If the Appellant felt aggrieved of any order of promotion he should file departmental appeal before the competent authority.

- 4. That the Para No.4 is correct to the extent of appointments on ad-hoc basis. The rest of the Para is incorrect and denied. On one hand the Appellant admits in Para No.3 that there was no policy of promotion from CT to SST while on the other hand the Appellant says that promotion quota was filled by appointments.
- 5. That the Para No. 5 is correct to the extent of regularization Act 2009 the rest of the Para is irrelevant as the Honorable Peshawar High Court has already declared the regularization Act as beneficial.
- 6. That the Para No. 6 is correct.
- 7. That the Para No.7 is correct to the extent of judgments of the Honorable Courts the rest of the Para is incorrect and denied. According to the judgment dated 08-11-2018 of the Honorable Peshawar High Court in COC No. 105-P/2018 in W.P NO. 355/2011 it has clearly been mentioned that backlog was worked out by that time 2725 employees/teachers were in the promotion zone and as such were promoted. If the Appellant felt aggrieved of any order of promotion he should file departmental appeal before the competent authority. (Judgment as annexure B)
 - 8. That the Para No. 8 is correct to the extent of promotion of Appellant to the post of SST. The rest of the para is incorrect and denied. There was no policy of promotion from CT to SST at the time of advertisement. According to the policy 2012 amended in 2014 the Appellant will be promoted to the post of SCT or SST on his turn in his category as stated above. No one junior than the Appellant has been promoted to SST in the cadre and category to which Appellant belongs. Moreover, according to the policy Appellant have been promoted on his own turn. (Last promotion order as annexure C)
 - 9. That the Para No. 9 is correct. However as stated in the foregoing paras the Appellant has to wait till his turn of promotion.
 - 10. That the Para No. 10 is correct to the extent of appeal however, the Appellant has to wait till his turn of promotion. He cannot be promoted without his turn.
 - 11. That the instant service appeal of the Appellant is bereft of any merit, hence liable to be dismissed inter alia following grounds.

GROUNDS

A. That the Para No. A is incorrect and denied. The respondent department has to act according to the rules, policy and law. The Appellant has been treated in accordance with law, rules and policy.

- B. That the Para No. B is incorrect and denied. The Appellant has been treated in accordance with law, rules and policy. The respondent department cannot even think of the violation of any Article of the constitution.
- C. That the Para No. C is repetition of above para, hence no comments.
- D. That the Para No. D is incorrect and denied. Detail reply of this Para has already been given in the above Paras.
- E. Para No. E is repetition of above para, hence no comments.
- F. That the Para No. F is incorrect and not admitted. As stated in the foregoing Paras, the respondents have acted in accordance with rules and policy.
- G. That the Para No. G is again the repetition of the Paras, hence no comments.
- H. That the Para No. H is irrelevant to the present issue, hence no comments.
- I. That the Para No. I is irrelevant, however the respondents also seek permission of this Honorable Tribunal to advance further grounds at the time of arguments.

It is, therefore, very humbly prayed that the instant service appeal of the Appellant may be dismissed with cost in favor of the respondents.

DISTRICT EDUCATION OFFICER (M)
SWAT AT GULKADA

ELEMENTARY AND SECONDARY
EDUCATION KHYBER PAKHTUNKHWA

ELEMENTARY AND SECONDARY
EDUCATION PESHAWAR



GOVERNMENT OF KITYBER PARTITUNKHWA ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24th July, 2014.

NOTIFICATION

No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre: In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB dated, 13-11-2007, and Notification No.SO(PE)

-4-5/SSRC/Meeting/2012/Feaching-Cadre,—dated,—13-11-2012, the following further amendments shall be made, namely:

AMENDMENTS.

In the Appendix,-

i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

IA	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years

recruitment; and

- (b) fifty percent by initial recruitment.
- (a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3:

Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3;

Note:- If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment; and

(b) fifty percent by initial recruitment "; and

(ii) agreest Serial No. 1B, as so renumbered, for the existing entries, the following Shall be substituted, in respective columns, namely:

1	2	3 ;	4	5
"18.	Secondary School Teacher (BPS-16)	I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject (a) (Chemistry, Eotany or Zoology), ————————————————————————————————————	21 to 35 years.	1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner: (a) forty per cent from amongst the Senior Certified Teachers (BPS-16), with at least five years service as Senior Certified Teacher and Certified Teacher and having qualification mentioned in column No.3: Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Certified Teachers, with at least five years service as such and having qualification mentioned in column No. 3;
				(b) four per cent from amongst the Senior Drawing Masters(BPS-16), with at least five years service as Senior Drawing Masters and having qualification mentioned in column No.3:

Provided that if rea suitable candidate is available from amongst Senior Drawing Masters for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Drawing Masters with at least five years service as such and having qualification mentioned in column No. 3;

(c) four per cent from amongst the Senior Arabic Teachers (BPS-16), with at least five years service as Senior Arabic Teachers and Arabic Teachers, and having qualification mentioned in column No.3:

Provided that if no suitable candidate is available from amongst Senior Arabic Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Arabic Teachers with at least five years service as such and having qualification mentioned in column No. 3;

(d) four per cent from amongst the Senior Theology Teachers (BPS-16), with at least five years service as Senior Theology Teachers and Theology Teachers and having qualification mentioned in column No.3:

Provided that if no suitable candidate is available from amongst Senior Theology Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Theology Teachers with at least five years service as such and having qualification mentioned in column No. 3;

(e) three per cent from amongst the Senior Qaris (BPS-16), with at least five years service as Senior Qari and Qari and having qualification mentioned in column No.3:

Provided that if no suitable candidate is available from amongst the Senior Qaris then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Qaris with at least five years service as such and having qualification mentioned in column No. 3;

(f) twenty per cent from amongst the Primary School Head Teachers (BPS-16), with at least seven years service as Primary School Head Teachers and Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No. 3:

Provided that if no suitable candidate is available from amongst

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Endst: of even No & date:

- 1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
- The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
- 3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
- The Accountant General Khyber Pakhtunkhwa Peshawar.
- 6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
- The Director of Education (FATA) Peshawar.
- 8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
- 9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
- 10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
- 11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
- 12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
- 13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
- 14. All District Account Officer in Khyber Pakhtunkhwa.
- 15. All Agency Education Officer in FATA
- 16. All Agency Account Officer in FATA.
- 17. PS to Governor Khyber Pakhtunkhwa. Peshawar.
- 18. PS to Chief Minister Khyber Pakhtunkhwa. Peshawar.
- 19. PS to Chief Secretary Khyber Pakhtunkhwa. Peshawar
- 20.PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
- 21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.

22. Master file

(ZAMIN KHÀN MOMANI) SECTION OFFICER (PRIMARY) JUDGMENT SHEET PESHAWAR HIGH COURT, PE

(JUDICIAL DEPARTMENT)

COC No. 105-P/2018 in WP No. 355/2

JUDGMENT

Date of hearing: <u>08,11,2018</u>

Petitioner (s): Ninar Whomal Day. Mr. Noor Mulinomed wholese

Respondent (s): A Muhammad Dam When) ky Ged Caixer Old

WAQAR AHMAD SETH, CJ:- Through this

single judgment, we propose to dispose of instant contempt petition as well as connected COC No. 107-P/2018 in WP No. 1662/2010, COC No. 108-P/2018 in WP No. 2967/2009 & COC No. 109-P/2018 in WP No. 3189/2009 because in all the petitions, the petitioners have sought initiation of contempt of court proceedings against the respondents for not implementing the judgment/order dated 26.01.2015.

2. Facts in brief are that the petitioners had filed Writ Petitions before this Court and prayed that the Act No. XVI 2009, namely, 'The North West Province Employees (Regularization of Services) Act, 2009 dated 24th October, 2009' being illegal unlawful, without authority and jurisdiction, based on malafide intentions and being unconstitutional as well as ultra vires to the basic rights as mentioned in the constitution be set-aside and the respondents be directed to fill up the above noted posts after going through the legal and lawful and the normal procedure as prescribed under the prevailing laws instead of using the short cuts for

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obliging their own person. They further prayed that the notification No. A-14 / SET (M) dated 11.12.2009 and Notification No. A-17 / SET (5) Contract-Apptt: 2009 dated 11.12.2009, as well as Notification No. SO(G) / ES / 185 / 2009 / SS(Contract) dated 31.05.2010 issued as a result of above noted impugned Act whereby all the private respondents have been regularized may also be set-aside in the light of the above submission, being illegal, unlawful, unconstitutional and against the fundamental rights of the petitioners. The writ petitions came up for hearing and vide judgment/order dated 26.01.2015, the same were disposed of in the following terms:-

- "(i) The Act, XVI of 2009, commonly known as (Regularization of Services) Act, 2009 is held as beneficial and remedial legislation, to which no interference is advisable hence, upheld.
- (ii) Official respondents are directed to workout the backlog of the promotion quota as per above mentioned example, within 30 days and consider the in service employees, till the backlog is washed out, till then there would be complete ban on fresh recruitments".
- After passing the above said judgment, the petitioners were quite hopeful regarding their promotion to the next higher grade being senior most employees but the respondents have again started recruitment process by advertising the posts of various cadres for initial recruitment in various Districts of Khyber Pakhtunkhwa and as such, the inaction of respondents squarely fall within the ambit of

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Peshiwar High Court

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contempt of court and they are liable to be proceeded and punished under the law; hence, the instant petitions.

- Respondents No. 2 & 3 have filed reply to the show cause and prayed for dismissal of instant petitions.
- 5. Arguments heard and record perused.
- While deciding writ petition No. 2905/2009, vide judgment dated 26.1.2015 which has been upheld by the apex Court, the respondents-department was directed to workout the backlog of the promotion quota and consider in service employees for promotion against the vacant post, till the backlog is washout. In this respect record is suggestive that the backlog was worked out and by that time 2725 employees / teachers were in the promotion zone and as such were promoted. Moreover, by virtue of Regularization Act, 2009, Act No. XVI of 2009, 1766 employees / teachers got regularization and as such, when worked out, the promotion quota was fully exhausted. The judgment in this respect was not for all the times to come for promotion purposes. Once the promotion quota, which was given advantage, in view of Regularization Act, 2009, cannot be claimed again and again. By now it's the question of fact that as to whether any employee / teacher was not promoted and by that time when Act 2009 was enforced they were in the promotion zone. Even otherwise, once backlog was worked out and promotion was done then claiming seniority and promotion is the job of service tribunal.

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7. In view of the above, the instant as well as connected contempt petitions are disposed of in terms above.

Show cause notice issued to respondents is hereby recalled.

<u>ANNOUNCED.</u> Dated: 08.11.2018

Chief Justice

Judge

Nawab Shah SCS (DB) Justice Wager Shmed Cath City have

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30 NOV 2018



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) SWAT AT GULKADA

PHONE/FAX 9240228 E-Mail deomswat@gmail.com www male.sed.edu.pk

NOTIFICATION

Consequent upon the Notification issued by the Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar vide his office Endst: No 681-85/File No.1//Promotion SST (B-16) Dated Peshawar the 05-02-2020. The following SSTs (whose services were placed at the disposal of DEO (M) Swat for further adjustment) are hereby adjusted against the post in the schools noted against each in the interest of public service under the existing policy of the Provincial Government on. the terms and conditions given in the afore mentioned notification of the Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar with immediate effect.

S: #	Name	Present School	School Where	Remarks
01	MR.FAZAL SUBHAN	GHSS MINGORA SWAT	GHS MANAI SWAT	AGAINST VACANT POST
)2	MR-IFTIKHAR C.T	GHSS NO 3 MINGORA	GHSS NO 3 MINGORA SWAT	AGAINST VACANT POST
)3	MR.ANWAR KHALIQ .SPST	GPS SAMSARAY SWAT	GMS DADAHARA SWAT	AGAINST VACANT POST
04 ST	MR ABDUL QADOOS SPST (GENERAL)	GPSDELAY SWAT	GHS QANDIL SWAT	AGAINST VACANT POST
S:#		Present School	School Where	Distant

School Where Remarks adjusted MR ADIL JAN SCT GHS SERSENAL GHS SHAH DEHRAI AGAINST VACANT POST 2 MR.MUHAMMAD GHS ASALA GHS ASALA SWAT AGAINST VACANT POST ALAM SCT 3 MR.SAMIULLAH SCT GHS NOI MINGORA GHŞ NAWAKALY (M) AGAINST VACANT POST MR.ANWAR IOBAL **GHS AMANKOT** GHS AMANKOT SWAT AGAINST VACANT POST SCT 5 MR.MUKARAM GCMHSS WADOODIA GCMHSS WADUDIA AGAINST VACANT POST KHAN SCT SWAT MR.FAZAL RAHMAN GHS TOTANO BANDAI GHS TOTANO BANDAI AGAINST VACANT POST SCT MR.MUHAMMAD LAIQ SCT **GHS MATTA** AGAINST VACANT POST GHŞS BAMAKHELA 8 MR.GUL MUHAMMAD SHAH GHS SWEEGALAI GMS MALOOCH SWAT AGAINST VACANT POST MR ALAMGIR SCT GHS UDIGRAM GHS UDIGRAM SWAT AGAINST VACANT POST 10 MR.FAZAL AZIM SDM GHSS KHWAZAKHELA GHSS BATAI AGAINST VACANT POST KHWAZAKHELA 11 MR.UMAR ZADA SDM GHS NO 4 MINGORA GH\$S CHARBAGH AGAINST VACANT POST MR FAZAL AZIM AT 12 GHS DURUSHKHELA GHŞ DURUSHKHELA AGAINST VACANT POST

MR.KHURSHID ' ALI ΑT **GHSS DEOLAI** GHSS DEOLAI SWAT AGAINST VACANT POST

(MUHAMMAD RIAZ)

District Education Officer (M)

Promotion/SST Swat .

Swat

Dated

/ 2020

Copy forwarded for information and necessary action to the:-

- 1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar with reference to his No cited above.
- 2. District Accounts Officer Swat at Saidu Sharif.
- 3. Principals/Headmasters concerned.
- 4. Budget & Accounts Officer Local Office.
- Superintendent Local Office.
- 6. Official Concerned.

District Education Officer (M) Swat

BEFORE THE HONORABLE KHYBER PAKHATUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No: 1231/2019

Akbar Zeb SST (BPS-16) GHS Behrain, District Swat Appellant

VERSUS

Secretary E&SE Department, Khyber Pakhtunkhwa & others....Respondents

JOINT PARAWISE COMMENTS FOR& ON BEHALF OF RESPONDENTS No: 1-3.

Respectfully Sheweth:-

The Respondents submit as under:-

PRELIMINARY OBJECTIONS.

- 1 That the Appellant has got no cause of action/locus standi.
- 2 That the instant Service Appeal is badly time barred.
- 3 That the Appellant has concealed material facts from this Honorable Tribunal.
- 4 That the instant service appeal is based on mala fide intentions.
- 5 That the Appellant has not come to this Honorable Tribunal with clean hands.
- 6 That the instant Service Appeal is against the prevailing law & rules.
- 7 That the Appellant has been treated as per law, rules & policy.
- 8 That the appeal is not maintainable in its present form.
- 9 That the appeal is bad for miss-joinder & non-joinder of the necessary parties.
- 10 That the instant Service Appeal is barred by law.

- 11 That the Appellant is not competent to file the instant appeal against the respondents.
- 12 That the Notification dated 24/10/2009 is legally competent & is not applicable of the appellant to the extant of promotion along with the grant of all back service benefits under the rules.
- 13 That the appellant has correctly been promoted against the SST BPS-16 post in view of the rules, criteria & policy by the Respondent Department.

ON FACTS

- That Para-1, needs no comments, being pertains to the service records of the appellant relating to the appointed vide order dated 22/11/1986 as PST & vide an other order dated 01/06/1991 against the AT post in the Respondent Department.
- That Para-2 is correct to the extent that the Respondent Department has advertised SST B-16 post in the National press on adhoc / contract basis for only for fresh candidates by barring the in service Teachers in the Respondent Department for initial period one year as per policy of the govt. (Copy of the advertisement is annexed as Annexure-A).
- 3 That Para-3 is incorrect & not admitted on the grounds that the appellant was appointed against the SST BPS-16 post on adhoc/contract base in view of the terms & conditions in the advertisement for the said post & cannot claim regularization wef 24/10/2009 against the SST Post in the Respondent Department. Therefore, the claim of the appellant is baseless & liable to be rejected (Copy of the Act of 2009 is Annexure-B).
- 4 That Para-4 is correct. The factum of the applying for the SST post on Adhoc/contract basis cannot be accrued any legal rights for the grant of seniority & other allied service benefits against the SST B-16 post to the appellant. As it can only be allowed to a candidate for the SST post on adhoc/contact basis appointed by the Respondent Department in view of the terms & conditions.
- 5 That Para-5 is correct that the services of the adhoc/contract SSTs in B-16 were regularized under the Regularization services Act of 2009 by the Respondent Department & a copy of the said Act of 2009 is already attached as Ann-B for ready reference.

- That Para-6 is correct to the extent of filling of writ petition No.2905/2009 under title Atta Ullah etc VS The Chief Secretary Govt. of KPK & others before the Honorable Peshawar high Court Peshawar which was decided on 26/01/2015 with the direction to the Respondent Department as under:
 - i. The Act.XVI of 2009, commonly known as (Regularization of service Act, 2009 is held as beneficial & remedial legislation to which no interference is advisable, hence, up held.
 - ii. Official Respondents are directed to work out the backlog of the promotion quota as per above mentioned example, within thirty days and consider the in service employees, till the backlog is washed out, till then there would be complete ban on fresh recruit.(copy of judgment is Ann-C).
 - 7 That the Para-7 is correct. That vide judgment 20/09/2017, the august Supreme Court of Pakistan dismissed CPs No.127-129/P/2015 case titled the Chief Secretary Govt. of KPK etc VS Atta Ullah & others in favor of the Respondent Department. (copies of the judgment, & applications for the appointments against the SSTs B-16 post through NTS are attached as Ann-D,E,F,G & H).
 - 8 That Para 8, is correct that the appellant has been promoted to the post of SST B-16 vide notification dated 14/03/2012 with immediate effect rather than with retrospective effect in view of the APT rules 1989 from SCT to SST B-16 post in the Respondent Department on the basis of reserved quota for promotion under the relevant criteria/policy dated 13/12/2011 of the Respondent Department (Copy of the said policy is Ann-I).
 - 9 That para-9 is correct that COC No.105-P/2018 in the above said WP No.2905/2009 Atta Ullah etc VS Govt. of KPK & others has been dismissed vide order dated 08/11/2018 on the grounds of jurisdiction by the Honorable Peshawar High Court Peshawar (copy of the order dated 08/11/2018 is Ann-J).
 - 10 The para-10 is legal. However, the Respondents further submits on the following grounds inter alia:-

ON GROUNDS

A <u>Incorrect & not admitted.</u> The stand of the appellant is without any cogent reason & legal justification & liable to be rejected as the act of the Respondent Department with in legal parameter & liable to be maintained.

B Incorrect & not admitted. The stand of the appellant is without any cogent reason & legal justification & liable to be rejected as the act of the Respondent Department with regard to the non-grant of promotion wef 24/10/2009 against the SST B-16 post is within legal sphere having no question of violating the mandatory provision of Articles-4 & 25 of the constitution of Islamic Republic of Pakistan 1973.

(Y)

- C Incorrect & not admitted. The act of the Respondent Department with regard to the non-grant of promotion wef 24/10/2009 against the SST B-16 post is within legal sphere is in accordance with law & rules. Therefore, the plea of the appellant is liable to be rejected.
 - D <u>Incorrect & not admitted.</u> The plea of the appellant is baseless as the act of the Respondent Department is legally competent & liable to be maintained in favor of the Respondents.
 - E <u>Incorrect & not admitted.</u> The plea of the appellant is baseless as the act of the Respondent Department is legally competent & liable to be maintained in favor of the Respondents.
 - F Incorrect & not admitted. The plea of the appellant is baseless as the act of the Respondent Department is legally competent & liable to be maintained having no question of violating the provision of S-9 of civil servants Act r/w Rules-7 of the APT Rules-1989.
 - Incorrect & not admitted. The plea of the appellant is baseless as the act of the Respondent Department is legally competent & liable to be maintained as he is not entitled for the grant of consequential benefits including seniority wef 24/10/2009 against the SST B-16 post in the Respondent Department.
 - H Incorrect & not admitted. The stand of the appellant is without any cogent reason & legal justification & liable to be rejected as the act of the Respondent Department with regard to the non-grant of promotion wef 24/10/2009 against the SST B-16 post is within legal sphere having no question of violating the mandatory-provision of Article 38(e) of the constitution of Islamic Republic of Pakistan 1973.
 - I <u>Legal</u>. However, the Respondents also seek leave of this Honorable Tribunal to submit additional grounds, record & case law at the time of arguments on the date fixed.

In view of the above made submissions, it is most humbly requested that this Honorable Tribunal may very graciously be pleased to dismiss the instant Service Appeal in favor of the Respondents in the interest of justice.

Dated / /2020

... Director

E&SE Department Khyber Pakhtunkhwa, Peshawar. (Respondents No. 2&3)

E&SE Department Khyber Pakhtunkhwa, Peshawar. (Respondent No: 1)

AFFIDAVIT

I, <u>Hayat Khan Asstt: Director (Litigation-II)</u> E&SE Department Khyber Pakhtunkhwa, do hereby solemnly affirm & declare on oath that the contents of the instant Parawise Comments are true & correct to the best of my knowledge & belief.

Director Education

Elementary & Secondary Education

Knyder Faithtunking Perhaman

Deponent

مدرد) ليفريخ Dor-pol الدلاست دن على الله وين الرم ما الراجيد يست يكني الم الديجل أنبيتر تك كأسل الديجل وتزل مسينا الديجل شاخي كالمؤلادة المالاي بيأب الدسعة في فتريق الميكم كرن بين فيكيداد كالزكروه فاتحد وأبقاء في ليتزليغر بيذاه داور يتن ثم بداو كالدر يتمل شاخي كاراره رشتنيها الأسداد الإدادك

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به بداری وخوا نر کی عسو به مرحد

نظر دادی نواندگی این تیکنده ی شکرل نیمرز (D-16(SST) ما اورزی روسیشا مست (B-17(SS) و B) که نیال میان برنداد تا مارش خُبر کمٹ ادداء پن دیرٹ کی بنیاہ پریمینان کیلئے 10 انسنت 10 ایچ 12 ہیکہ دد پیرٹک مرکب ایپزیپٹٹ آبائل نے ایک پتر سائت ۱٬۷۷۷، com، ۱٬۷۷۷، کردیش مرف سویه سرمد اور ۱۰۶ کے شکوق باشندوں آمیدواون و (فرو تین او هزات) ب تان لائن ور قوامین ظلاب تینا - ا

المنظم ا الم از م البي الايت المركاس لبرنارانام آساي المراق ا واکری در استان ایرو افزی در ان اما دیاجه سری کم دواری ایر دیمکن مركن اك منذيرا متاند ارزن (الت) (ال جن العالم المالية)

م اِسْنَ الرائد الله الله الله الماليم فرمن اليمن من الأواش اريات رے کے براجی ان مم سنری میا^د و کها) शक्षायुक्तार्

فرات الراد التي الدرائيل البدراز الماداري عي أوكم أيستري بالاي (1 دالا في الآن) (درايش إلى عني کم از کم فروستا عن علی این شده موتان نال ہے۔ (2) سور مزمد اور فائل کے مثلاد کی در بکہ سے 1، نیسال دیکے والے اس وا ر الإستار أرمية كالماليس (3) كامياب ميده اودي كي تقرول قريناوا تزيم رئ لبت كي بنياد مراميد وأوب سكرل شاخ ارتبني ميل " وثن يحول ميمه واكنا والدي الله الإولاد ك بهام الرحم على لوالهمي عن مرؤ ول المبد والرمو يؤوية وبرز والريبطي لوالجنس يتر اميدوارون كندينان كسك مدين من عامل جوال مرك (4) كي من الدور منهاي على MANAISC كي اكرى رك وال امیدالزاکی نے زیادہ SS آسامیرل (مشلقہ شمری) کیلٹے الک الک فارم کن کرائے میں۔ ایل زان بھی خالی آسامی ل کا خرم سوانا کامورت من امیاب امید دادد ل کوم ب ال کمی زمین تبات کیا جا سکتا ہے کریاتیا کی بوکریاتا کی جارا در تعدار وال

عی مود ال امیدوادگی منه و دو کی شد خود و موک (5) اعزوج ک اقت دو مرد با میدویت میان سد قد تساوم اور تام اسل تشکی سازه و بشداد میشد است خمرل دو بیداکر بر ایک پیدن که بیرانوا و کی نفتی موروی قدام دست و برات ک دو موسد قد نول کی ویش موج ا دل بول م مجالی مجل دادی دنوانده ای کسوبرسرسری مستقل شادول پرنسینات امیا ند دونواست دسیند شروال جیمی این تریک والمن المنافق الموالية على المن المن المن المن المن المن المن والتي المن والتي المن المن المن المن المن المن ا والمستعلق والمراق المراكز المراكز الماركي الماركي المنافر الماركي المنافر المستارة

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. (5) استاد (مرز تأسیس در دکرم ن برد) میکیده مرده کاوند و میاده این داران کی میسیستان مسترین باز باز این در با 000,000 July Oregin FAVORE CARSE. _..

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السامركا من است مرودك برك المباشجاد ي تحت من شور الدون كو بنيادى مرامات منا لى من المراسونيات بخرار ع الرائي المركان المرائي على المركب مدون کریں۔ آن این نادم برکرے دفت انہا کہ اور دیں کا بیدی کوشند مان کا مدون کو دور دور دور دور دور دور دور کا در مدون کریں۔ آن این نادم برکرے دفت انہا کہ اور دور کا بی بیدی کوشند کرنے کا تن حاصل موقار معند زان میں تاکام الم محکم کی محل کے لیے و در ادمی موقاد دو امید داد کم آئی ہوئی کے کا تن حاصل موقار معند زان میں تاکام المراد دور ا بها حل اعز رم كناد المده باد في حل شك بها تمي رمك الدوري لمرجه لا باست كا عمام الدوراد الركاسية في كل ادوانا باري كرور ترقيب الى كركان وي مركان كسب من اكران المدورة والمركان الاكران كيك البدوران في 0.00 تعادر على افرك وفرعى بالكناك يدورون إلى ويول إمام بديا موكا

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Provided that if the date of continuous officiation in the case of two or more employees is the same, the employee older in age shall rank senior to the younger one.

- 4A. Overriding effect.—Notwithstanding any thing to the contrary contained in any other law or rule for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rule to the extent of inconsistency to this Act shall cease to have effect.
- 5. Repeal.---The North-West Frontier Province Employees (Regularization of Services) Ordinance, 2009 (N.-W.F.P. Ordinance No. VII of 2009) is hereby repealed

(39)

regularized under the Act in question be calculated in that cadre and equal number i.e remaining 50 % are to promoted from amongst the eligible in service employees, other wise, eligible for promotion on the basis of sonority cum fitness."

19- In view of the above, this writ petition is disposed of in the following terms:-

- (i) "The Act, XVI of 2009, commonly known as (Regularization Of Services)

 Act, 2009 is held as beneficial and remedial legislation, to which no interference is advisable hence, upheld.
- (ii) Official respondents are directed to workout the backlog of the promotion quota as per above mentioned example, within 30 days and consider the in service employees, till the backlog is washed out, till then there would be complete ban on fresh recruitments.

Order accordingly...

<mark>Announced.</mark> 26th January 2015

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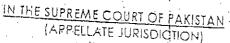
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Peshawar High Court Peshawar

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MR. JUSTICE EJAZ AFZAL KHAN. MR. JUSTICE SH. AZMAT SAEED. MR. JUSTICE HAZ UL AHSAN.

CIVIL PETITIONS NO. 127-P TO 129-P OF 2015, (Against the Judgment dated 26.1.2015 of the Peshawar High Court, Peshawar passed in With Pelition No. 2905 of 2009, 3-15 of 1000, 664, 61.10

The Chief Secretary, Govt. of KPK., Peshawar and others. ... Petitioner(s) (in all cases)

Attaullah and others. Nasruminullah and others. Mukhtar Ahmad and others.

:..Respondent(s)

For the petitioner(s): Mr. Mujohid Ali Khan, Addl. A.G. KPK

For the respondent(s):

Mr. Ghulam Nabi Khan, ASC Mr. Abdul Qayyum Sawar, AOR

Date of Hearing: 20.09,2017

ORDER.

Elaz Alzal Khan, J.- The learned Additional Advocate General appearing on behalf of the Govt. of KPK stated at the bar that as per Instructions of the Government he does not press these petitions. Dismissed as such.

HE SUPREM 20.09,20 Sd/-Ejaz Afzal Khan,J Sd/-Sh. Azmat Saeed, J Sd/-Ijaz ul Ahsan, J. Certified to be True Copy.

> Court Associate Supreme Court of Pakistan ار (slamabad

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IN THE SUPREME COURT OF PAKISTAN (APPELLATE JURISDICTION)

PRESENT:

MR. JUSTICE EJAZ AFZAL KHAN. MR: JUSTICE SH: AZMAT SAEED. MR. JUSTICE HAZ ÚL AHSAN.

CIVIL PETITIONS NO. 127-P TO 129-P OF 2015, (Against the judgment dated 26.1.2015 of the Peshawar High Court, Peshawar passed in With Pelition No. 2705 of 2009, 30-25 of 2009

(in all cases)

Attaullah and others. Nasruminullah and others. Mukhtar Ahmad and others.

:..Respondent(s)

For the petitioner(s):

Mr. Mujahid Ali Khan, Addl. A.G. KPK

For the respondent(s):

Mr. Ghulam Nabi Khan, ASC Mr. Abdul Qayyum Sarwar, AOR

Date of Hearing:

20.09,2017.

ORDER.

Elaz Afzal Khan, J.- The learned Additional Advocate General appearing on behalf of the Govt, of KPK stated at the bar that as per Instructions of the Government he does not press these petitions. Dismissed as such.

SUPREM 20.09.20

Sd/-Éjaz Afzal Khan, J Sd/-Sh. Azmat Saeed, J Sd/-Ijaz ul Ahsan, J.

Certified to be True Copy.

Court Associate Supreme Court of Pakistan Islamabad

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برخواستول پرغورکاتین کی اجاد مستنج ایر	ئیں مطلوب ہیں۔ درخواست فارم (NTS) کی وقیب سائٹ (http://www.nts.pk) پر دستنا ہے۔ سترر د نارخ گزر نے کے بعد موسول : وے والی شار کام آسا می	نبر
	سینفدی سکول نیم (SS.T) کی چی تشکیر فیده دارندی می سینفذه از مین تنظیره کری جس کے ساتھ دریتا اللی و دریفا میں ان وی وری	1
JU35F21	الله المسرن (١) مستري ميالوي (ووالوبي يا بائن)	
	(ii) - کن بھی شلیم خد دیو نیور کئ سے ایم اے ایم کیشن یا ایموکیشن میں جیلیز داگری۔	
JU35r21	کینٹرری مکول نیچر (SST) (1) کی بین تشام دیو دہ نیورش ہے سینڈ ذویون بیٹلرڈ گری جس کے ساتھ درج ذیل دومضامین اوری ہول۔ (نا) فونکس میتنجس (ازا) فونکس میتنجس (ازاں کے نوئس میتنجس (ازاں کی میتنجس (ازاں کی میتنجس	2
	الأمري البيمس (i)- الأمري المبيمس A يا-(ii)- الأمري المبيمس B يا-(iii) فريمس المبيمس B يا-(iii) وتؤيمس المبيمكس B يا-(iii) وتؤيمس المبيمكس ويتفاوتري المبيمكس ويتفاو	•
	ا المام الم	3
JL-35F21	BPS. 16	
	ر (2) - كن من السليم ظه ويو غور كل سيدا يم يك السيم يك المي يكش يا المج يكش بين المجيئة والأرى الم	

سنيکش كرين الارا قاد كسنيکش كيليم كرين اورج از فراب كل 200 نيروت كانتهم ان فروج ما يا كان باريكن و

التلي قالميت = 100 نبر مس كامرية تعيم الماطرة موك	(۱) مِسْمُونِنَكُ بِمِتْ بِدَرِيدِ NTS= 100 نَبِر (پ)
1.3	شيئ قابليت
مامل كرد وبمبر ×20 تشيم كل نبر	المين المين ي
علم مل كروه نبر 20x تشيم كل نبر	رالف اے / الف ایس ی
حاصل كردونمبر 20x تشيم كل نبير	ريان / جان الم
مامل کرد دنمبر×15 تشیم کل نیر	المراجل أ حالاً
ماصل كرد د فبر 15x تقتيم كل أبير	بي الم المجار المجاري .
حاصل کرد ونبر ×05 تشیرکل نیر	المجالية / المجانب الم
عامل كرد ونبر ×05 تشيم كل نبر	المَرْضُ / لِمَانَى اللهِ

بن ایس نیاد سالهٔ کودی کی صورت می نمبردن کی تشبیم اس کرت وی کی رحاصل کروونبر x35 تشبیخ نبرر دینکه پیشه دران ایجایت ایج کیشن کی صورت می نبر کی تشبیم اخریف و ایس و دران ایجارت ایج کیشن مام من کرد و نبر کم 20 تشبیم کی نبر ایجارے ایج کیشن مام من کرد و نبر کم 20 تشبیم کی نبر

معروم الله المعالم المعالم المعامنة في المعامنة في المعامنة في المعامنة المعامنة المعامنة المعامنة المعامنة على المعامنة المعامنة في المعامنة المعامنة المعامنة في المعامنة الم

> **محمد رقبق خنک** قانریکنر ایلیمنتری اینناسیکنتری ایجو کشن خبیر پحتونجوابیشاور

يبروجو كواالجامشك، ويهيسن، ليستك اورواس آف يجرز، يجرز، الشركوزاددا الزور يويش الميك 2011 م كيسسن مبر 4 يعت حراسيم كالبوسيندون اسبر ساجر ، بخر توا كذيراتا مرداند ازناند) كولول عن درجد إلى أسام ال بركرن ك لي خبر و كو تواك معدد امدال ك سوق الى اميده اردان على درجد إلى أسام ال بركرن ك لي خبر و كور 1017 م میک ارخواشی مطلوب میں ۔ ورخواست قادم (NTS) کی ویب سائٹ (http://www.nts.org.pk) پر دستیاب ہے ۔مقررہ تاریخ محرزے کے بعد موصول مونعالی

ورخواستول برفوريس كما مازيا

	، قالت	Ulift	مبرثار
11 25540	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	ميكندرى كول نعير (SST) بيالو جي ا	1
35119سال	(ii) مليش اورترري كي بعد 19 وي كالازي في ينك مكوري ادارول RITE/PITE ما مل كرني موى	BPS-16_گیشمرگ	
11.35519	(i) کی مجی تلیم شده این غدر کی سے سیکٹر ڈویژن کی گروکری جس کے ساتھ درج ذیل دوسفیا جن لازی ہوں۔ (i) نزی میعمس A یا (iii) فزیس میعمس B یا (iii)	ميكندوي مكول فيحر (SST) فريمن ا	2
0033(1)	الزمن الميمس	Br2-10-0 §	
	(II) میکشن ارتتر دی کے بعد 19 ای لازی کر یک سکوتی اداروں RITE/PITE ہے ماکس کی اور کا سرک اور کا سرک اور کا سرک		├ —
35119دمال	(i) کامی کسیم شده یو غدر تی ہے سینٹڈ دویز ن پیلر وگری حس مے ساتھ درج ڈیل در منباین لازی ہوں ۔ (i) آخر سزی لازی مومینیلو کرو ہے اویکر مساوی کرو ہے۔	ميسرن مون مير (SST) جزل	3
	(II) سليشن اورتزري كي بعد و باري لا في لا الى فرينك مكوتى ادارو ل RITE/PITE عدا كر في موكى _	BPS-16	

م کار می ایس کرے اورک

سليكشن كريٹيزيا أسانده كے سليكشن كيلئے كريٹيريا درج نيل هے ـكل 200 نمبرات كي يتسيم اس طرح سِّے كى جائيگى ـ (ا) سكرينك نميث بذريد NTS=100 نمبر (ب) تعليماة بليت=100 نمبر

لى الى جادسالدكوس كامودت عى فبرول كالتيم اس طرح اوكى - حاصل كرد وفمبر × 40 كتيم كل فبرجك بيش

ورانا يم اسعا يحيش كامورت عى قبر كالتيم بطريقة إلى موك.

إيمان عامل كروفير 10x مسيم كل فبر (5 فبر في الد +15 ايم إلد) NTS کے مام کی اسال کیلے ملید و میر ف اسل مرتب کی جا تھی جس على اميد داروں ك NTS المرادر المسلمة الميات كالبرول كون كياجانيا -(NTS(2 فيست عل 40 فيعد فبر لينا خروري ب -40 يمثل كري الم المال الم المال الم المراد المراسك عي الم الم الم الم

تغليما قايليت تعكى قالجيت مامل كرد وثبر ×20 تختيم كل ثبر اليماليماي النساري/النسالي لي اسے الحالی مامل كردونبر 20x تصيم كل نبر ماكل كرده نبر ×20 تشيم كل فير الم اے/ام الیں مامل كرونبر x 05 تشيم كل نبر مامل کرد، فبر ×05 تعبیم کل فبر الم المراام المايوكيش ايم فل/لي الحكادى أن مامل كردونبر ×10 تتسيم كل نبر

عموصی شوانط :. (۱) تمام تقرریاں مکومت خیبر پخونوا کے مروجہ توانی کے مطابق 25 نیمد نیمادی نقرری (lalcial Appoinment) کی مسابق کا لیمند نیمادی ایم ایک استان کا مستریک کی ایک مال کیلئے ہوگی۔(2)مغدورافراد کیلیے دو فیصد اور اقلیتی امید وارد ل کیلیے تمن فیصد کو دفتن ہے (مغدورافراد کے دو فیصد کو کاش کے دو فیصد اور اقلیتی امید وارد ل کیلے تمن فیصد کا انجام دی جمل کا دے شاہد)۔ (3) اعروبي كوت اللي تشكى اسناد بمعد افراجات اميدواركويد داشت كرنامو تقي (4) اعروبي كيلية في والسيدارون كوك T مل ما جانيا - (5) موف مقرره ولت كاعدمومول موتدال ورخواستون في وركيا جانيا - (6) زير على كوالقيار مامل بيك وألك وجد مناع بغيرك مى وقت كل يا بروى طور براعزو يومنوخ كروب - (7) اكراس اشتهار كر بعد مكومت وتشبي كرف بيم بآن كي فريت كار بي مترديل ك كل وسيين كميني اس كم ملائق مل كرن في يند وي الرف (8) محكى المنظري الفركين والتيارمامل موكاكده تام خالى آساميول ياسيم ياميده ادمر ق كريد (9) تام تقرريان مكومت فيريخونو المعروردة وانمن و محل في خاص خالفتا مرث كا بنياد يرمول كي (10) تام تھلی اساد سرت کورنسٹ کے تعلیم شدہ اداروں کی قابل تول ہوگی۔(11) اگر سی امید دار کا سناد جلی پائی کئی آواس کے خلاف قالونی جائے گیا دوآ کندہ کے لئے اسے رکاری ملازمت کے لئے نامل تصور کیا جائے گا۔(12) عمل قارم یا معلومات کی مورت می دُرخواست قارم خود بخو دمنسوخ تصور کیا جائے گئی اور 13) اعروز کیلیے الگ شیرول کیا جائے جس میل اکوشش چیک مجتے جا کیگیے۔(14) الم متلز الم متعلقہ املاح کے دومیا کل کی بنیاد پر ہوگی۔ امیددار کا درمیا ک ستاخت کا ہونالازی ہے۔ 20 دمبر 2017ء کے بعد پد می کی حم کی تہدیلی قالی تھول در (15) امیددار کوائی کول عمدردی کیا ہوگی وک قالی المیدار کا میں المیدار کوائی کا میں المیدار کوائی المیدار کیا۔ وقت 5 سکولوں عى خالى آساموں كيليے دُرخواست دے سكتا ہے۔ اميدوار كے ايك بياك سے زياده سكولوں على سكيفن كامورت عمد اس كي تررك كى ايك سكول عمد كا كى اس مورت عمد اسكول سكيفن كا استحقاق اميدوار كو ماسل كالى باكساس عمد اس مات كا خیال رکھا جائے کا کدومر ان سکون عی اس کے بعد زیادہ میرٹ دالے امید داروسیفن کا موقع ل سے۔ (17) درخواست دینے کا طریقہ کار کھا جائے کا کو دیسر سائٹ میمنوجود ہے۔ (18) متعلقہ اجلارے خالی آ سامیوں کی تعمیل سکول دائز درخواست فادم كما تعد NTS كاد يميدمات بروى كل عادد برسكول كوايا كواد إي يه-

در خواستیں مطلوب هیں

عندم الهمندنان بينش بيستك اورز المفرنج إرتيم رز الدرز اكترز وكياليون ايك 2011 م كيكش فير 4 كرقت مخر الميمكر في ابذ سينتر و الميكم في ابذ سينتر و الميكم في ابذ سينتر و الميكم في الميكم الميكم في ا

·		ن بارز	1.
1	المهيئة المرابي وشرق روز على المرابي المرابية المرابي والمرابية المرابية والمرابية وال	سَيندُ رِيُ سَنُولُ نَعِيرِ SST بِيالُو بَى	1
121 35 مال	ا من می شنیم شده بو نور نی سه سنند اویژن پیچرو کری بس کے ساتھ دری و بی دومضاین اور بی بول یہ) محسنری ایالون (دوالون پارائی)) محسنری ایالون (دوالون پارائی)	ا میسنرنBPS 16	
	فا کاکسی جمی شلیم شده و بو نیورن سےاچم اے ایم کیشن یا ایم کیشن جس پیپٹر و کر ن () کمی جمی شلیم شده در ندرین سے کنونز زیرون پیپلز کر سر سر این در سر سر این است.	مستندرن مسول کی SST	-
ت21 35 مال	() کسی بھی تعلیم شدوع نیورٹن سے سُینٹڈ اویزان عجرا کری جس کے ساتھ درج آقی و دستعدا میں اوی بیوں۔ ۱) فزکس میں معرب A یا (۱۹) فزنس میٹنمس B یا (۱۱۹) فزنس استعمال بارتر سورج		
	م) کم بمی هنیم شده نا خدمی سے آمری سے بیٹر کی بیٹر میں بیٹر کا کرن ای کمی جی هنیم شده نامیند خدمی سے میکند ذور پژن چیز اگری جس کے میاتجود رین ذیل وجھندا میں اور بی دوں ۔ کارکر روز ماروز نامیر موجود کی سے میکند ذور پژن چیز اگری جس کے میاتجود رین ذیل وجھندا میں اور بی دوں ۔	ا ئىنىغەن ئىنئول ئىچى SST	+
:21 UW 35	ا مرج ل لارن جو منظر مروب بارع مسادن فروپ (2) سن جم نسيم شرو يوغورش بيته ايم ايران وايم پيش ا	BPS.16J%	
J. (7 J. J.)	10 / 12 / 10 / 12 / 12 / 12 / 12 / 12 /	الماما من وسليش كرييز و من الم	سلسہ فرینز یا

ن كريخ بإساما تدوك مليلش كرينز بإدر فافيل بين الل 200 نيرات كي تسيم ال لم ت كي جائ كي يا

سَرِینَقُدنیسند بار بع NTS=100 نبر (ب) تعلی 6 بلیت = 100 نبر بس کی حریر تشیم ان طری بوگی۔ گفتری 6 بلیت انٹریا تاریخ

ما کرده بر ۸۵۶ سیم بی بر مامل کرده نبر ۱۹۶۶ سیم کی نبر ساج پیش مامل کرده نبر ۲۵۶ سیم کی نبر ساج پیش مامل کرده نبر ۲۵۶ سیم کی نبر

۱. بر سکول گاآ مائ کیلے میری و میرٹ سٹ مرتب کی جانگی جس می اصدواروں کے NTS کے دامل کرد و نیراور تعلی کا بیٹ کے نیمروں کوئی کیا جائے گا۔ 2) بر اسے NTS فی دونوورے کا مرتب کا درخ کے بارخ کیا جائے اگرا کی اصدوار پانٹی سکون کے لئے ورخوارت و سنگاتہ اس سے سرف 800 دو ہے ی NTS جارخ کر ہے ، حیدوارخو درواشت کریں مے۔

موهی شرافط (۱۱) تا بقر بال موست نیر بخونو ای مرجة و ای که مطاق خوان کا مقان میاد ققر می استفاد می کا مید و است ما استفاد می این استفاد می این استفاد می این استفاد می این استفاد می این استفاد می استفاد می این استفاد می این استفاد می این استفاد می این استان می استفاد می استفاد می استفاد می استفاد می استفاد می این استفاد می این استفاد می این استفاد می این استفاد می این استفاد می این استفاد می این استفاد می استفاد می استفاد می استفاد می استفاد می این استفاد می این استفاد می استفاد می استفاد می استفاد می استفاد می این استفاد می این استفاد می استفاد می استفاد می استفاد می این استفاد می این استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می این استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می استفاد می این این این این این این استفاد می استفاد

INF(P)4383

ئىچىر پىختوننوااپوائىنىڭ ئۇچىدىنى ئېسلىنگ اور ٹرائسفرا ئىلىنىچىرد ئىلىمىر دۇلائىلىردا دەرۋا كىلىز رىگولىغىرى ائىك 1012ء كىرىئىنىنىئىر 4 كے تحت محكى الىلىمىئىر كى اينلا ئىكندرى ايجوكىش نىبىر پىئىرد. بەرۋانىلىم (سردانىد/ زمانىد) سكولوں مىل دەنبەد كىلى آسامىياں بركرنے كىلىھ قىجىر پىخۇنخواك متعلقە امناراغ كے سكونى املى امىيدداردى بىسى بحوزە فادم پر5 جنورى 2014 مىك دەخواشىل مىللوپ دۇرەت فادم كەربىر سائىك (Inte://www.nts.org.pk/) بەرسىياب بىرە قىررە مارى گرنے كے بعد موصول كورنے دالى دەخواستول بىغورنىن كىاجا ئىگار

<i>,</i> ",	تابليت	びしばし	مبرثار
5t 21	مسى بحق بشكيم شده يو غورش سة بسكنة أويزان بيجارة كري جيئے ساتھ درج ذيل دومضا من لازي ون	سيندري سكرل فيجر (SST)	1
	(۱) كىسٹرى نیالوچى (دوانوچى دابانى) (2) كىرائى ئىلىم شەرە يەندەرى سے اىم اسے ايجىكىش يالىجىكىش مىں تىلىرداگرىن	بيالوبي / كيسشري BPS-160	
.i5t21	المنافعة الم	سندری کی انجر (SS)	2
	(1) أن كُن تَعْتِيشَ A إِذَا) أَزِّهِ مِنْ يَعْلِيلُ إِن إِن الْمُعْلِيلِ أَن أَن مِن اللهِ ا	BPS-16-16/	:
35721	من جني بنام شيره او نيورش هير بنان بجلر ذكري جيئه ساتحد در بالذي اون	الميندري سكول فيز (35)	3
٠.٠	(۱) انگریز نالازی او میطیر ترور بهادیگر سادی گروپ (۱) کس مجمی تسلیم شده بی خورش سے ایم اے ایم کیشن یا ایم کیشن می جیلرد ترک	یرلBPS-16	

مرا تزه کے ملکتن کیلی کریٹر یادری ذیل ہیں۔ کل 200 نمبرات کی تشیم اس طرح سے کی جا گئی ۔ (ارسکر ینگ ٹمیٹ بذرایہ NTS = 100 نمبر ۔ ب اقلیمی قابلیت = 100 نم امرا تزه کے ملکتن کیلی کریٹر یادری ذیل ہیں۔ کل 200 نمبرات کی تشیع اس حلوج حد نکس

کل ندبیر	تنيمي فابليت	كل فهي	تعليمس فاجليت
ما مل كرد دنمبر × 15 تنسيم كل نمبر	بناليُرائم العالميشن	حامن كروه فسريان المنته كل نبر	الجرائية المرابع
ەشل كردە نىسر×0.5 تقسيم كل نمبر	المُمَا المُمَا المُمَا المُما المُما المُما المُما المُما المُما المُما المُما المُما المُما المُما المما ا	ما كرده برير 20% من بر	النيباب أليت المراني
حاصل کرد ونمبر ×05 تشیم کل نمبر	्रेश एउटाए/एहा <u>स</u>	باش كرده فبراد المراجع الأبر	الماريان المراق
	على كرة بريز 15 تشييم كل بسر	G S	انجاب/انج الين في

ے: 1 - ہرسکول کے آپہای کھیلے تکھدہ میلہدہ میرسٹ کسٹ مرتب کیاجا آپڑا جس ش امید داردن کے ۱۹۳۶ء کے حاصل کرد ، نسرادرتعلی کا بلیت کے نمبروں کوتع کیاجا بڑا۔ نہرامید دارنے: ۱۶۴۶ فی درخواست فارم 00 زروسیہ جارج کر بھی پھڑ کہ اسید دارخود پر داشت کرینگے۔

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ڸڔۻڔڛۺؿٷٳؽ؞ڛۼڰ؈ٳؿڿؽ؞_ۿڿڔڔڿۄڿۄڎڲؽٵڗڎڒڔڝٳۅڕ

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Date of Seniority position

.		CHARLEST ALLESS THE DISTRICT	FINAL SENTIOTY LI	ST OF (rs o/o a	THE DISTRICT	FOUCAT		() () () () () () () () () ()	2 22	Date of	Seniority position.
			- FINAL SETTION	 i							annit	D/O taking over charge
•		14-1-2-1-2-1		: F	PBS	DIO Birth [Aca	D-stoce	v b/Ostst	appu	as CT or D/O
ľ		Name of		Desi		DIO Birth)omic	demi	Profess		against	CI-colon CT-Examis
- 1	<u> </u>	Toacher/Qualification	Eather's Name	gnati	.PBS:	/ Domicile	ile	300	ional-		Present	declaration
ΛI		academic /		·on		1.00	1.35	200		250	post 🕍	A MUICHEARING TOTAL STATES
イ	_New_					(A) (A)		38.75		5/8/1984	5/8/1984	5/8/1984
- 1	ين	professional	BEARING CONTRACTOR	-12	16	4/10/1964	Swat	MA	CT		5/3/1986	5/3/1986
ļ	£	And Annual Control of the American Control of the Amer	Khairullah	SCT		4/1/1961	Swat	BSc	CT/B.Ed	5/3/1986	10/11/1982	1/6/1987
- 1	11	Hamayun Kilon	Muhammad Kamal	SCT	16	3/15/1966		MA	[-,,	10/11/1982	10/11/1902	5/26/1987
	2	Astamooo:	Muhammad Junain	SCT	16	3/3/1961	3,000	MA	CT/B.Ed	8/1/1982	8/21/1982	9/17/1987
1	3	Itazai Kabi	Umar Bakht	SCT	15	3/3/1961	244125	MA	CT	9/17/1987	9/17/1987	11/29/1987
	4		Swal Fagir	SCT	16	3/4/1902	11101	MA	CT ,	11/6/1982	11/6/1982	5 /c /s 000
	5.	TIVIDITALIMITAD MISS.	Mahmood Khan	SCT	16	1/1/1960		ВА	CT	8/17/1980	1/8/1988	11/30/1988
	6	IBakiit alielemen	Said Mahmood	SCT	16	2/3/1959		MA	CT	7/10/1982	7/10/1982	9/16/1989
	7	IVIUNAITIITIAO 7 III	Fazal Rahman	SCT	16	2/7/1960		MA	CT/B.Ed	1/15/1985	4/26/1989	0/17/1000
	8		Amanuliah Khan	SCT	16	3/1/1965	3,404	MA	CT	3/9/1982	9/17/1989	
	9	INIONSTITUTE SOUTH	Muhammad Zarin	SCT	16	5/11/1962	J.V. U.	MA	CT/B.Ed	7/20/1982	10/1/1989	10/4/1000
	10	Jamshed Khan	Munammad 23117	SCT	16	5/4/1963	3,,,,,,		CT	11/13/1984	T 10/1/1989	- 107/1000
	11	Rahmat Ali	Abdul Ghafar	SCT	16	1/1/1961		MA	TCT	1/9/1982	11/15/1983	- /1.7/1000
	12	Fazal Ranim	Fazal Ahad	SCT	16	10/1/1964		MA_	CT	3/1/1988	Т .3/1/1988	4/17/1000
	13	Azizullah	Tot2	SC1	16	1/1/1962	3,110.	MA	C1	6/1/1988	6/1/1988	376 (1000
•	14	Shah Rom Khan	Hakim Khan Mian	SCT	16	1/4/1961		MA	cr	2/6/1990	2/6/1990	5/0/2000
	15	Sadiq Ahmad :	Abdul Hamid	SCT	16	3/1/1963	34404	B.Sc		2/8/1990	2/8/1990	44/1/1000
		Muhammad Rafiq	Badish	SCT	16	2/3/1964	3,440.	MA	CT /D ad	4/18/1983	4/18/1983	11/14/1990
	16		Hazrat Ahmad +	SCT	16	1/1/1959	Swat	MA	CT/B.ed	12/8/1990	12/8/1990	11/14/1990
	17	Hedayatullah 3rd Divisio	Sultan Sikandar 1	SCT	16	3/12/1968	Swat	MA	<u> </u>	12/9/1990		ξ[: 12/9/1990]
	18	Rashid Ali	Gildiani itos	SCT	16	4/9/1965	Swat	BA	CT	13/11/1990	12/11/1990	1//11/1220
	19	Zahid Khan	Pir Dad	SCT	16	2/8/1963	Swat	MA	CT	12/11/1990	12/11/1990][
	20	Hazrat Bilal	Zirat Gul .	SCT	16	4/4/1969	Swat	MSC		5/6/198		1/1/1994]
	21	Aziz Ahmad	Fazal Khaliq		16	12/12/1964		MA	СТ	5/4/198		3/14/1991
	22	Fazal Wahab i	Gul Mahmood	SC1		1/1/1966		MA	CT	11/5/198		5 3/14/1991
	[23	Muhammad Majid	Umar Zada	SCT	16	1/1/1964		BA	CT	11/5/130	6 11/24/198	2/14/1991
	24	Rahman Deyar	Sultan Mehmood	SCT	16	8/1/1962		BA	CT	11/24/198	7 4/10/199	11 · · · · · · · · · · · · · · · · · ·
	25	Haroon - Ur - Rashid	Khisat Gul	SCT	16	4/1/1963		MA	CT	4/2/198	11/24/198	10/22/1991)
	26	Haroon - Or - Resino	Alam Zeb Khan s	SCT	16	12/9/1961		MA	CT	11/24/198	4 11/24/198 5 3/11/198	10/22/1991
	27	Muhammad Alam	Abdur Rashad	SCT	16	5/15/1964		BA	CT	3/11/198		10/22/1991
•	.58	Adalat Khan	Ghulam Muhammad	SCT	16	3/20/1959		MA	CT	5/6/198		4/2/1992
	59	Akhter Ali	Mashoog Ali	SCT	16	1/10/1967		FA	CT	5/17/198		4/2/1992
	[<u>_</u> 50	Imran Ali	Bakht Zad	SCT	16	2/2/1961		- 	CT	3/1/198		4/2/1992
	31	Muhammad Rahman	Alsar Khan	SCT	16	4/2/1964			CT	6/1/198		4/2/1992
	32	Sharafat Ali Khan	Muhammad Zageen	SCT	16				CT/B.Ed	9/22/198	7 12/20/198	7 (4 ((0 0 2)
	33	Amir Zeb	Tota Mian	SCT	16	5/15/1963		- 	СТ	8/14/199	2 8/14/199	0/1/1003
	34	Amir Muhammad	Ahmad	SCT	16	3/2/1967				9/2/198	6 1/9/199	72 /2 /2 00 2
	35	Akhtar Hussain 3rd Divi	Habibur Rahman	SCT	16	3/10/1968				9/2/199	9/2/199	- 1 - 12 - 12 00 2 1
	36	Muhammad Ziaud Din	Shah Rome	SCT	16	4/8/1966				4/23/198	8 4/23/198	70.01/1.00.0 1
	37	Sultan Rome .	Strate Charin	SCT	16	1/1/1962		- 	- 10 C	4/17/19	8 4/17/198	, , , , , , , , , , , , , , , , , , ,
	38	Umar Hussain	Malak Sherin	SCT	16	5/1/196	Swat		CT/B.Ec	11/1/19	36 4/21/199	1/20/1003
	39	Muhammad Nabi	Ghulam	SCT		4/14/1960	Swat		CT/B.EC		0 1/20/199	30 4/23/1333
	40	Jamshid Khan :	Hazrat Jee	SCT		7/3/196	4 Swat	BA	10.70.50	<u></u>		•
	41		Bacha			,			•	ί		•
	LH " -		, *							?		

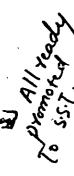
FINAL SENRIOTY LIST OF CTS O/O THE DISTRICT EDUCATION OFFICER (M) DISTRICT SWAT UPTO 31/05/2018

	and the second s	FINAL SENRIOTY L	IST OF	CTS O/O	THE DISTRIC	1. EUUCA	ESS E	100 T	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Date of 6	Seniority position
		Father's Name	- ,				3.5		A 8 46 7	apptt:	D/O taking over charge
	Name of	10. 可形型 (1) 10 10 10 10 10 10 10 10 10 10 10 10 10	Desi		200	Damic	Aca	Profess	D/O 1st	against.	as CT or D/O
CNO	Teacher/Qualification	Fathoric Name	gnati		D/O Birth	Domic	idemil	ional	Apptt	against .	declaration CT Exam:
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-New-	academic		: ong				(A)			post	whichever is later
10. 15 d. 12. 14. 15 m. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d. 15 d	professional		3-3-27 C		1 1 2 1 2 C C	24,80,50	MA	CT/B.Ed	5/8/1993	5/8/1993	8/5/1993
	Ashraf Ali	Hazrat Ali	SCT 3	16	5/12/1965	Swat		<u>C1</u>	9/24/1989	9/24/1989	
42	Shah Bakht Rawan	Umara Khan	SCT ;	16	1/7/1964	Swat		cī .	10/2/1989	10/2/1989	12/25/1993
<u> </u>	Muhammad Hamayun	Faramoz Khan	SCT :	16	1/2/1965	Swat		CT/B.ed	3/10/1989	10/3/1989	12/25/1993
44	Amir Bahadar	Sarwar Gul	SCT .	16	5/1/1962	Swat	BA .	<u>cr</u>	11/29/1989	11/29/1989	12/25/1993
45	Bakht Sherwan :	Fazal Rahman	SCT :	16	2/24/1967	Swat	ВА	<u> </u>	11/30/1989	11/30/1989	12/25/1995
46	Bakht Muhammad	Mu'amber Khan	SCT >	16	1/16/1967	Swat	BA	<u>cr</u>	12/4/1989	12/4/1989	12/25/1995
47	Noor Rahman	Jumma Gul Khan	SCT :	16	5/1/1965	Swat	BA :	CT	12/12/1989	12/12/1989	12/25/1993
48	Mehboob Ali	Amir Rahman	SCT +	16	2/1/1963	Swat	BA	CT/B.ed	12/14/1989	12/14/1989	[[2/27]1993
49	Muhammad Sadiq	Qalandar	SCT +	16	9/11/1965	_Swat_	MA	CT/B.Ed	12/17/1989	12/17/1989	12/25/1993
50	Magsood Ahmad	Dawray_	SCT	16	6/5/1963	Swat		CT	10/3/1989	1/4/1990	12/25/1993
51_	Shuja Mulk	Said Karam	SCT ¥	16	12/3/1966		BA	CT/B.Ed	6/10/1990	6/10/1990	12/25/1993
52	Alamgir	Sadbar Khan	SCT +	16	1/20/1960		MA	CT/B.Ed	9/26/1988	11/10/1994	11/10/1994
53		Hasham Khan	SCT :	16	3/1/1969		MA	CT/B.ed	11/10/1994	11/10/1994	11/10/1334
54	Anwarullah	Fazal Wahab	SCTN	16	4/15/1969		MA	CT/B.EG	9/8/1986	11/11/1994	11/11/1234]
	Fazal Hameed	Mian Said Buhar	SCT <	16	3/3/1966		MA	CT/B:Ed	6/14/1987	11/12/1994	11/12/1994
56	Nadar Khan	Amir Rawan	SCT :	16	5/1/1965	Swat	MA	CT CT	12/12/1989	12/12/1989	11/15/1994
57	Bad Shah Ikhan	Gul Zaman	SCT :	16	1/1/1964	Swat	BA		11/10/1994	11/15/1994	11/15/1994
58_	Sher Bahadar Khan	Muhammad Rashid	SCT :	16	2/2/1964	Swat	MA	CT/B.Ed CT/B.Ed	11/15/1994	11/15/1994	11/15/1994]
59	Aziz Ahmad	Badshah Zada	SCT ;	16	5/12/1967	Swat	MA		11/15/1994	11/15/1994	11/12/1334
60	Afzal Shah	Ghulam Qadir	SCT	16	3/20/1969	Swat	MA	CT/B.Ed	12/1/1986	11/16/1994	[11/16/1994]
61	Bakht Alam	Sherin Jalal	SCT.	16	2/1/1965	Swat	MA	CT/B.Ed	0/1/1087	11/16/1994	
62	Muhammad Rahman	Sadar	SCT :	16	2/11/1968		MΛ	CT/M.Ed	11/16/1994	11/16/1994	11/16/1994
63	Sher Ali Khan	Muhammad Alam Gul	SCT:	16	7/20/1969		MA	CTB.Ed	0/20/1098	11/18/1984	[11/18/1994
64	Ziaullah Khan	Habibullah Khan	SCT	16	4/2/1964		MA	CT/B.Ed	9/20/1300	11/21/1994	11/21/1994
65	Muhammad Munir	Rahmani Gul	SCT!	16	1/20/1965	5wat	MA	CT/B.ed	11/21/1304	11/24/1994	
66_	Gul Pervize	Ghulam Khaliq	SCT.	16	6/5/1964	Swat	B.Sc	CT	11/27/1986	12/20/1994	
67	Abdul Qadoos	Fazal Wahid	SCT 2	16	3/26/1963	Swat	M.Šc	CT/M.Ed	11/2//1980	12/21/1994	12/21/1994
1 7 -	Sarir Ud Din	Azizur Rahman	SCT	16	12/2/1960	Swat	MA	CT/B.Ed	4/2/1907	12/21/1994	
69	Muhd Zahir Shah		SCT	16	2/27/1961	Swat	MA	СТ	6///198/	12/21/1994	`
70	Muhammad Ghafar	Khan Bahadar	SCT.	16	9/12/1961	Swat	MA	CT/M.Ed	8/11/1988	12/21/1994	
71	Amanullah Khan	Sakhi Rawan	SCT	16	9/9/1958	Swat	MA	CT/M.Ed	9/28/1988	12/21/1994	
72	Sher Azim Khan	Taj Muhammad Khan	SCT	15	2/2/1969		MA	CT/M,Ed	6/24/1987	1/10/1988	`\
73	Fatehur Rahman	Fazal Rahman	SCT	16	1/1/1965		ΜÄ	CT	9/29/1988	1/10/1900	'
74	Rafiq Ahmad	Hermooz Khan	SCT	16	4/15/1965		BA	CT/8.Ed	12/25/1994	12/25/1994	``` ```````````````
75	Alam Zeb	Abdul Jabbar	SCT	16	1/1/1968		MA	CT	9/4/1986	12/27/1994	
76	inamuliah Khan	Muhammad Karam		16	1/1/1960		MA	CT/M.Ed	12/27/1994	12/27/1994	
77	Alam Zeb	Bughdaday	SCT	16	2/16/1964		ΜA	CT/M.Ed	9/26/1988	1/1/199	11
78	Azizullah	Haji Muhammad	SCT.	16	4/10/1966		MA	CT/B.Ed	12/5/1989		' l
79	Amjad Ali	Fagir Khan	SCT2		2/15/1965		MA.	CT/B.Ed	5/3/1986		*
80	Samiullah	Roohul Amin	SCT?	16	3/8/1958	Swat	8A	CT/B.Ed	4/1/1987		·
81	Dost Muhammad Khan	Taj Muhammad Khan	SCT-	16	5/1/1967		BA	cr i	10/1/1989	10/1/1989	1/3/1333
82	Wazir Zada	Gulzar Khan	SCT	16		, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	-!			ŕ	_
<u> </u>	J							i		· ·	



FINAL SENRIQTY LIST OF CTS O/O THE DISTRICT EDUCATION OFFICER (M) DISTRICT SWAT UPTO 31/05/2018

		·	FINAL SENRIQTY L				FOUCA	TION C	The American	1	<u> </u>	%Seniority position:
		E THE BUILDING THE PARTY OF THE	Section of the state of the sta		= 4	and the same of the	ļ	-	TOTAL STREET	y deres		
		Name of	Father's Name			D/O Birth L'Domicile		Aca		DIO 1et *		D/O taking over charge
	S No	Teacher/Qualification	arms of the state		DDC.	D/O Birth	Domic	demi	Rroless	. D/O: SC	against	as CT or D/O
ĺ	3.110		Father's Name	gnau	PBS	<i>L</i> Domicile	ile		⊭ional	Appu	Present	declaration CT:Exam:::
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1	Darlie Lijili Darlie Lijili	professional?	1964 Table 1790	98.		建基本系统	10 m	5.5.5.E	A COLOR	10/2/1989	10/2/1989	1/9/1995
ŀ	変数では	Anwar Iqbal	Khan Sherin	SCT	16 ،	5/1/1961	Swat		CT/B.Ed	11/28/1989	11/28/1989	1/9/1995
- }		Muhammad Zahir Shah	Shahzada	SCT	16 /	2/2/1965	Swat			11/28/1909	12/10/1989	1/9/1995
- }	84_ 85	Bakhtmand	Siahoosh Khan	SCT	16 .	6/5/1963		·	CT/B.Ed	1/13/1990	1/13/1990	1/9/1995
-	86	Mukaram Khan	Musharaf Khan	SCT	16 !	6/5/1963			CT/B:Ed	1/19/1990	1/19/1990	1/9/1995
- }	87	Afzal Hussain	Bahroz Khan	SCT	16 🕠	5/25/1962	Swat	MA	CT/B:Ed	1/19/1990	1/23/1990	1/9/1995
ŀ		Zanoor Hayat	Sher Alam Khan	SCT	16 :	1/1/1969	Swat	ВА	CT .	2/15/1990	2/15/1990	1/9/1995
- 1	<u>88 :</u> 89	Farzand Ali • ,	c - 10kad	SCT	16 :	3/15/1963	Swat	ВА	CT	3/1/1990	3/1/1990	1/9/1995
ŀ		Amir Zeb Khan	Bakht Biland Khan	SCT	16	2/18/1963			CT :	4/1/1990	4/1/1990	1/9/1995
-	90	Facal Rahman	Amir Fageer	SCT	16 *	3/10/1963	Swat	MA	CT	4/1/1990	4/14/1990	1/9/1995
}		Gul Muhammad Shah	Mubin	SCT	16 !	2/5/1964	Sw <u>at</u>	MA	CT (0.5.		4/21/1990	1/9/1995
		Muhammad Laiq		SCT	16:	6/1/1963	Swat		CT/B.Ed	4/21/1990	5/13/1990	
Ţ,		Ali Bash Khan	Shah Dilbar Mian	SCT	16	3/17/1969	Swat		CT/B.Ed_	5/13/1990	5/13/1990	1/9/1995
-}		Akbar Ali	Qaisar Khan	SCT	16	1/1/1963	Swat		CT/B.ed	\$/13/1990	5/13/1990	1/9/1995
ŀ	95		Khalilur Rahman	SCT	16 *	7/1/1964	3		CT/B.Ed	\$/13/1990	8/20/1990	1/9/1995
-		Alamgir i Fazal Azim	Ahmad	SCT	16 '	12/1/1959	Swat		CT	8/20/1990	11/20/1990	1/9/1995
ļ		Karim Ullah	Muhammad Karim	SCT	16	3/15/1970	Swat		CT/B.Ed	10/10/1988	5/24/1992	1/9/1995
Ļ		Ilbrahim -	Amir Hatam	SCT	16	6/17/1959	Swat	BA	CT/B.Ed	5/24/1992	12/1/1994	1/9/1995
-		Ruhul Amin	Muhammad	SCT	16 .	4/3/1966	Swat	MA	CT	9/1/1989	1/16/1995	1/16/1995
-			Ahmad Shah	SCT	16 .	3/7/1963	Swat	MA	CT B.Ed	6/11/1987	1/16/1995	1/16/1995
4	,,,,	Muhammad Dawood Kha		SCT	16 '	4/26/1967	Swat	MA	CT M.Ed	9/25/1992	1/16/1995 1/18/1995	1/18/1995
Y)L			Sani Gul -	SCT	16 *	4/21/1959	Swat	ВА	CT	3/6/1990		1/21/1995
۲,		1111101 001	Umara Jan	SCT	16	5/1/1962	Swat		CT/B.Ed	1/19/1995	1/19/1995	2/1/1995
7		70,101,01,01	Abdul Qadir Khan	SCT	16 •	1/12/1967	Swat		CT	2/20/1990	2/1/1995	2/22/1005
		Hanif Khan	Amir Bashar	SCT	16	3/3/1969	Swat	MA	CT	2/21/1995	2/22/1995	4/10/1995
		Abdul Wahab i	Taj Khan	SCT-	- 167	5/5/1964	Swat_	MA	CT	; 2/2/1995	4/10/1995	4/10/1995
		104/01-	Alam Zeb Khan	SCT	16 :	5/4/1970			CT/M.Ed	2/2/1995	4/10/1995	4/12/1005
	<u> </u>	Anwar Zeb	Ghulam Nabi	SCT	16 :	1/1/1967	Swat		CT/B.Ed	4/7/1988	4/16/1995	4/17/1995
Ĺ	<u> </u>	Kishwar	Mirajud Din	SCT	16	5/1/1970			CT/M.Ed		4/17/1995	5/15/1995
		11/11/2010-0-	1,	SCT.	16 1	1/30/1966	Swat	BA	כד	10/17/1988	5/15/1995	
4		Bakht Biland	311011 2000	SCT	16 4	11/8/1962	Swat	MA	CT	8/8/1984	8/1/1995	8/1/1995
L		11,01,01,01		SCT	16 1	1/10/1966		MA	CT/B.Ed	5/14/1992	8/1/1995	8/1/1995
L	113	Khaista Mand ;		SCT	16 i	4/5/1964		MA	CT/B.Ed	2/29/1984	8/7/1995	8/7/1995
L		Muhammad Qadim :		SCT	16 1	1/1/1967		ΒA	CT/B.Ed	8/22/1995	8/22/1995	8/22/1995
-[115		1,11201	SCT	16 1	3/15/1963		MÀ	C	9/27/1988	8/24/1995	8/24/1995
ſ	116			SCT		4/1/1967	3		CT	5/14/1987	9/1/1995	9/1/1995
ſ	117		1, 525,	SCT		3/20/1964			СТ	4/3/1995	9/15/1995	9/15/1995
ľ	118	Sayed Javid Iqbal			16	1/15/1962			CT/B.Ed	3/17/1984	9/23/1995	9/23/1995
	119	Mufti	111011011111111111111111111111111111111	SCT .	16	10/1/1970			CT/B.Ed	9/24/1995	9/24/1995	1/24/1996
1	120	Muhammad Afzal Khan :	5	SCT	16 ;	4/16/1975	31101		<u>ст</u>	5/1/1996	5/1/1996	5/1/1996
十	121	Muhammad Nisar		SCT	16	4/16/19/3			CT/M.Ed	9/16/1992	9/16/1992	5/5/1996
.	-122-	17,01.01,11.7.00		SCT	16	4/15/1972			CT/M.Ed	3/17/1996	3/17/1996	5/5/1996
r	123	Fazal Hadi		SCT	16			141/				
٠,١ـ			and the contract of the contra		1		A					1



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Certified or two years (b) sixty percent

bv promotion on the basis of Associate Degree in seniority-cum-fitness. Education from a from __amongst recognized University the Limary School, Head Heachers with a least five years service and having a distribution: prescribed for initial? recruitment of Certified Teacher (General). if 🖁 no Provide that suitable candidate" is available amongst the School ... Head Primary for transfer, Teachers then the posts will be filed by promotion on the basis of seniority-cumfrom amongst fitness senior primary school teachers with at least five years' service and having qualification prescribed for initial recruitment of certified teacher (General). Note: In case of non availability of suitable promotion for person initial then by recruitment. (a) Forty percent by Certified (i) Bachelor's Degree 14 initial recruitment; and Teacher from a recognized (b) sixty percent by University with two (Industrial promotion on the basis of Arts) (BPSyears training in the relevant technical seniority-cum-fitness 15) . from amongst the subjects from any primary school head Government industrial teachers with at least five or Govt: Technical ~ vocational Institute or years service and having S A qualification prescribed Centre; or for initial recruitment of (b) Bechlor's Degree certified teacher from a recognized

	/* 53 ES F	n i e C	OPY-OF	AC	E Coco		7 Tac	C By		tial recruiti	ient -	
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		(AT 15)	;	Certi reco Shah Uloo Islar Uloo Swa Daro Gov	ficate gnized ndatul mul mia fro om Sa	Alam Arabio m o aidu arul	rd with nia faw war Dar Sha Uloc Chitra	Fillal rularifomal, rularif	-			
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	A. S. S. S. S. S. S. S. S. S. S. S. S. S.	Signature of the state of the s	Annual Commission of State of	time (ii). Mas Ara	e to time Sec ster's bia ognized	e; or cond Deg fror	Cla ree m	ass in a	* . 6-m, ?	Sina Sina ernenggyada, ana na agama yi a	acametrion a	e seun.
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The state of the s	A	1	Senior Qa (BPS-15)							By promotice basis of cum-fitness amongst Qa at least fi service as having quas prescrinitial recru	seniority froideris with we year such are tallification in the second in	y- m th rs nd on or
* * * * * * * * * * * * * * * * * * *		13.	Certified	10° 49° 54	Béchlor	·′ŝ"·′`"	Degre	e ^ *****0		(a)~Forty p	percent- ment: =	₽γ. and
			Teacher	- 1	•			icatio gnize		initial recruit	uncii, c	J: IU
		1	(General	<i>)</i>	fr <u>om</u>	<u>a</u>	1000	911120	<u> </u>	1		



r	·			
				(iv) one percent from amongst the
			:	Instructional Material Specialists, with
				at least five years service as such and
	er parter and apply	and the second s	والمدودات المرعدان	having qualification mentioned in
		,		column No. 3, and
	:			(v) one percent from amongst the
1		1		Arabic Teachers with at least five
•	· ·			years service as such and having
	·	· ·		qualification mentioned in Column
				No. 3, and
-				(b) fifty percent by initial recruitment.
1	2.	Seniority	:	By promotion on the basis of
	, .	Arabic		seniority-cum-fitness from amongst
		Teacher		Arabic Teachers with at least five
		(SAT)		years service as such and having
	٠,	(BPS-16)		qualification as prescribed for initial
•				recruitment of Arabic Teacher.
	3.	Senior		By promotion on the basis of
		Theology		seniority-cum-fitness from amongst
<u>.</u> ,	Committy of the State of the Physiological	Teacher	rinessor elephonera	Theology Teachers-with-at-least-five
	. :	(STT)	, , , , , , , , , , , , , , , , , , ,	years service as such and having
	· · ·	(BPS-16)		qualification as prescribed for initial
-				recruitment of Theology Teacher.
.	4. Senior			By promotion on the basis of
	Certified			seniority-cum-fitness, from amongst
	Teacher			Certified Teachers with at least five
	(SCT)			years service as such and having
	(General)			qualification as prescribed for initial
	(BPS-16)			recruitment of Certified Teacher
ļ	· · · · · · · · · · · · · · · · · · ·			(General).

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vears service

	·		APPENDIX	•		1.
	S.NO.		Minimum	Age	Method of	
		of the post	qualification and	, -	recruitment.	
			'experience for			
			initial appointment	: ;		
			or by transfer	-		٠
	1.	2	3.	4.	5.	
	1.	Secondary \	(i) Second class		(a) Fifty percent	مبا
		School	Bechelor's Degree		by promotion	
		Teacher (with two subjects	Years.	on the basis of	
SE		(BPS-16)	as Chemistry,	 	seniority-cum-	
		Lad	Botany, Zoology,		fitness in the	
	10815	NOTE STATE	-Physics,	to a strictory is solved from anti-site of	following	4.5
Dod	(0.01)		Mathematics,	-:	manners.	
			Statistics	-	(i) forty percent	
			Humanities and		from amongst	
	,	:	other equivalent groups from a		the certified	
a a sa			groups from a recognized		Teachers	
			University: or		(General).	•
			·		Teachers	
			(ii) M.A in	4.	(Industrial Arts)	
			Education or		and Certified	
			Bachelor's Degree		Teachers	
	,		in Education from		(Home	
			a recognized		Economics) with	
			university.		at least five	
			·		years service as	
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		•			qualification	
·					mentioned in	
					column No. 3.	
					(ii) four percent	
				,	from amongst	
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		No guota	hus been alle		Masters with at	
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`	1	401 101		1	1	
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2					qualification	
		j.	The state of the s	,	mentioned in	
			n		column No. 3.	
			l h/l		(iii) four percent	
orms, p. p	142 1 . 434	deligner of the continues of the continu	Musicope Musicopina a second	to the transferred stables	from amongst	
					the Physical	ĺ
			,	, ,	Education	
				;	Teachers with	ĺ
		·			at least five	



GOVERNMENT OF THE KHYBER PAKHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT.

NOTIFICATION

Peshawar, dated the November 13,2012

No.SO(PE)4-5/SSRC/Meeting/2012/Teaching Endre:- In pursuance-of the provisions contained in sab rule (2) of rule Joshine Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 and in supersession of all Notifications is wied in this bonaff, the Elementary and Secondary liducation Department in consultation with the Establishment Department and the Finance Department hereby Jays down the method of recruitment, qualification and ether conditions specified in the Appendix to this Notification which shall be applicable to all the posts specified in Column No. 2 of the

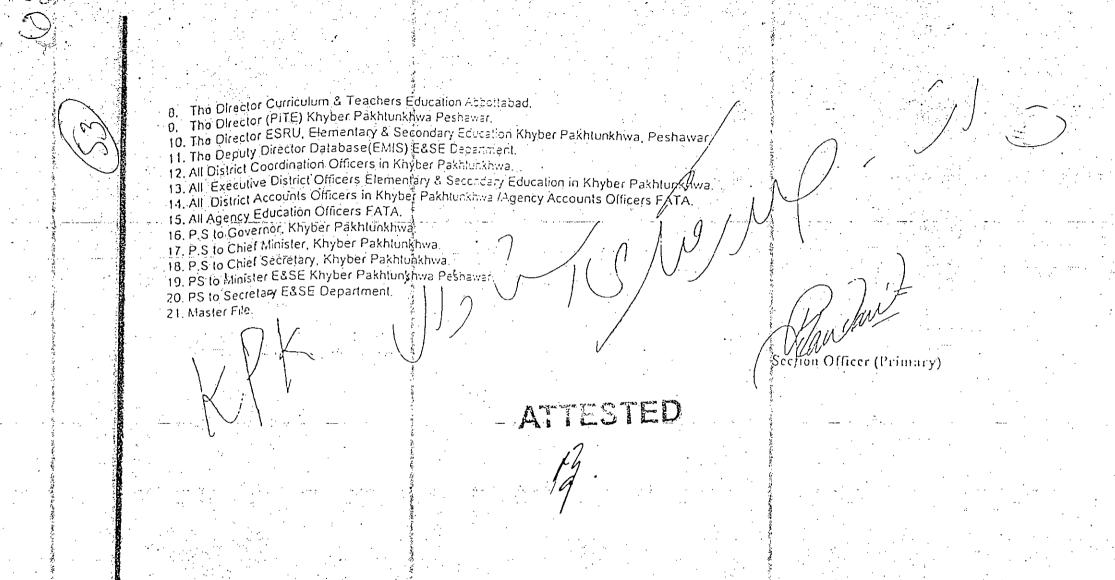
Endst. No. & Date as above

SECRETARY TO GOVERNMENT OF THE KHYBER PAKHTUNKHWA NO SECONDARY EDUCATION DEPARTMENT.

Copy forwarded to:-

- 1. The Secretary to Govt, of Khyber Pakhtunkhiya, Establishment Department.
- 2. The Secretary to Govt. of Khyber Pakhtunkhyva, Finance Department. The Secretary to Govt. of Khyber Pakhlunkhiva, Law Department.
- 4. The Secretary Kryber Pakhlunkhwa, Public Service Commission Peshawar.
- 5. The Accountant General, Khyber Pakhtunkhiya Peshawar.
- The Director (E3SE) Khyber Pakhlunkhwa Peshawar. The Director Education (FATA), Peshawar,

Copy to Margari Usiazan KPK



Annex J.

JUDGMENT SHEET
ESHAWAR HIGH COURT, PESHAWA

COC No. 105-P/2018 in WP No. 355/20

JUDGMENT.

Date of hearing: <u>08.11,2018</u>

Petitioner (s): Nigar Obmal Do: Mr. Noor Mulyomed Whatel

Respondent (s): A Julianimad Dam Khin Ky Gild

WAQAR AHMAD SETH, CJ:- Through this

petition as well as connected COC No. 107-P/2018 in WP No. 1662/2010, COC No. 108-P/2018 in WP No. 2967/2009 & COC No. 109-P/2018 in WP No. 3189/2009 because in all the petitions, the petitioners have sought initiation of contempt of court proceedings against the respondents for not implementing the judgment/order dated 26.01.2015.

Facts in brief are that the petitioners had filed Writ Petitions before this Court and prayed that the Act No. XVI 2009, namely, 'The North West Province Employees (Regularization of Services) Act, 2009 dated 24th October, 2009 being illegal unlawful, without authority and jurisdiction, based on malafide intentions and being unconstitutional as well as ultra vires to the basic rights as mentioned in the constitution be set-aside and the respondents be directed to fill up the above noted posts after going through the legal and lawful and the normal procedure as prescribed under the prevailing laws instead of using the short cuts for

ATTESTED Examiner Feahawar High Court 3 0 NOV 2018



Notification No. A-14 / SET (M) dated 11.12.2009 and Notification No. A-17 / SET (5) Contract-Apptt: 2009 dated 11.12.2009, as well as Notification No. SO(G) / ES / 185 / 2009 / SS(Contract) dated 31.05.2010 issued as a result of above noted impugned Act whereby all the private respondents have been regularized may also be set-aside in the light of the above submission, being illegal, unlawful, unconstitutional and against the fundamental rights of the petitioners. The writ petitions came up for hearing and vide judgment/order dated 26.01.2015, the same were disposed of in the following terms:

- "(i) The Act, XVI of 2009, commonly known as (Regularization of Services) Act, 2009 is held as beneficial and remedial legislation, to which no interference is advisable hence, upheld.
- ii) Official respondents are directed to workout the backlog of the promotion quota as per above mentioned example, within 30 days and consider the in service employees, till the backlog is washed out, till then there would be complete ban on fresh recruitments".
- After passing the above said judgment, the petitioners were quite hopeful regarding their promotion to the next higher grade being senior most employees but the respondents have again started recruitment process by advertising the posts of various cadres for initial recruitment in various Districts of Khyber Pakhtunkhwa and as such, the inaction of respondents squarely fall within the ambit of

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(3)

contempt of court and they are liable to be proceeded and punished under the law; hence, the instant petitions

- 4. Respondents No. 2 & 3 have filed reply to the show cause and prayed for dismissal of instant petitions.
- 5. Arguments heard and record perused.
- While deciding writ petition No. 2905/2009, vide judgment dated 26.1.2015 which has been upheld by the apex Court, the respondents-department was directed to workout the backlog of the promotion quota and consider in service employees for promotion against the vacant post, till the backlog is washout. In this respect record is suggestive that the backlog was worked out and by that time 2725 employees teachers were in the promotion zone and as such were promoted Moreover, by virtue of Regularization Act, 2009/ Act No. XVI of 2009, 1766 employees / teachers got regularization and as such, when worked out, the promotion quota was fully exhausted. The judgment in this respect was not for all the times to come for promotion purposes. Once the promotion quota, which was given advantage, in view of Regularization Act, 2009, cannot be claimed again and again. By now it's the question of fact that as to whether any employee / teacher was not promoted and by that time when Act 2009 was enforced they were in the promotion zone. Even otherwise, once backlog was worked out and promotion was done then claiming seniority and promotion is the job of service tribunal.

eyes War Migh Come.

7.. In view of the above, the instant as well as connected contempt petitions are disposed of in terms above.

Show cause notice issued to respondents is hereby recalled.

ANNOUNCED.
Dated: 08.11.2018

Chief Justice

Judge

Newsb Shirk SCS (DB) Justice Wager Ahmed Seth, CJ & Justice Muhammed Ayub Khan J

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