08<sup>th</sup> May, 2023

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

2. 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.

3. Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 08<sup>th</sup> day of May, 2023.

(Fareeh a Pau₽ Member (E)

De

(Kalim Arshad Khan) Chairman

\*Kaleem Ullah\*

awar

13<sup>th</sup> 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 acts of negligence, carelessness, inefficiency, irresponsible conduct was 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.



(Kalim Arshad Khan) Chairman

\*Adnan Shah, PA\*

17<sup>th</sup> 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

\*\*Adnan Shah, PA

25<sup>th</sup> July, 2022

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 / 04 / 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 Arsha'd Khan) Chairman 27.07.2021

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)

م. مدين منه مراقع

13-12-21

Chairman

Reader

DB is on Tous case to come up / For the Same an Dated 29.3.22

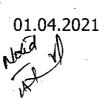
29-3-2022 Proper DB not available the Ceeu is adjourned to come up for the same as before on 11-5-2022

Reader

Repan

11-5-22

Proper DB not amaloke the case is adjourned on 25-7-22



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) (Rozina Rehman) Member (E) 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.

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

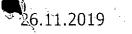
(Hussain Shah) Member

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.

**M**ember



o Process

#### 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.

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.

Chairma

#### Form- A

#### FORM OF ORDER SHEET

Court of\_ 1235/**2019** Case No.-S.No. Date of order Order or other proceedings with signature of judge proceedings 3 2 1 The appeal of Mr. Muhammad Liaiq presented today by Mr. Noor 07/10/2019 1-Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please. REGISTRAR 7/10/19 This case is entrusted to S. Bench for preliminary hearing to be 2put up there on 26/11/19 CHAIRMAN

### BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

APPEAL No. 1235 /2019

### MUHAMMAD LAIQ

V/S EDUCATION DEPTT:

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11.	Judgment	J	59-61	
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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 Khyber Pakhtukhyva Service Tribulation

APPEAL NO. 1235 /2019

Service Tribunal Diary No. 1398

Mr. Mohammad Laiq Khan, PSHT (BPS-14), GPS Janoo Khwazakhela, District Swat ...... 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.

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:

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

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- 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 PSHT (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 **E & F.** 

- 9- That feeling aggrieved the appellant and his colleagues knocked the door of august Peshawar high Court, Peshawar in various COC Petitions numbers including COC Petition No.105-P/2018 and the same has been disposed of vide judgment dated 8.11.2018 with directions to approached the august Service Tribunal for claiming of promotion and seniority. Copy of the judgment is attached as annexure

#### **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.

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- 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.

THROUGH:

Dated: 11.9.2019

#### APPELLANT

#### MUHAMMAD LAIQ KHAN

NOOR MOHAMMAD/KHATTAK

MIR ZAMAN SAFI ADVOCATES (For use in Police Department only).

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	جزل سامس بنیادی او چیکند (درجن یا چیلنه ) محمد است کم ان یا کمن به دوران این سے ان کار ایک ایک میں اور این سے ا ان وابع میں 10 اور بن ایم است است است ایک میں ایک تعلیم اور ایک آمایک ا			
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	📔 کا اس دوست کمن بال سرو بوتال ذلک ہے۔ (2) میں سرحداد و از کا کے ملاو کمی اور مگہ کے اور دسائل رکے من ال اس دار			
	المنظنة سيله، مدة مجلة، سين (3) كامياب الميددا، دن كي قرم وكافرن داخري منه لب كي مداديرا ميددار بركوسكان شايرل يجب من ا			
	من و من مكون عن مدكن المراز ما تو ال ما المراز الدك ما المركم عن المراز بن عن من موزون المديد الدموندون به مرا الميد الاتان مكون عن الى يحك مد تكون من المراز الداري ما 4) الميد ما و زود مشامل عن من MWMSC كا ذكر درك دارل			
	اسیددارایک سے زیادہ SS آسامیوں (متعلقہ صمون ) کمیلیے الگ الگ خارم من کرا کیے ہیں یہ الجماز دن میں مذال آسامیں کی یہ س			
	المستعانية لاصورت عملي كالماب الميد وارون كوموت شرك تبسك مرجمي مثبتات كما جاسكما يستمكم بدقعتاتي جرك تلافل بانداله ان متداز زردن			
	می سوز دن امید دادگی مذم مزدر کی سته شرد طایوگ - (5) انگردیک منت ۱۱ مور پاسید دن سا تز معدونه تعداد را از مهال تعلی اسال اینه دادن اساز صول زادندان مهر تقلیب شمینه زارد از می شدنی مواد مع قنام دست از دور مداهند ند نوار این بزگ ر از از مسر مربعه می سود.			
	ا اول بولما سه والألاع هد وارس و توالد ک صوبه سرمه من مسلم میا دول پر تعیینات اسا بد دور فراست و 🕂 سرد و خس ج بر سمر که 🔪			
	مین استان بر هوان مانند. <del>ایران کا جامل کا جامل بر دان با از میک و تعدید از همی جاند هر</del> ای تنبیت میک ۱۳۶۰ سد روازا ( ۲۰ سر۱۹۰۱ (2) احراک کارلی فران (۵٫ ۱۰۰ ( مرتبط می ۱۰۱ زمین ) کاره از زمین (۱۰ میدواند ۱۳۶۰ سد روازا ( ۲۰ سر۱۹۰۱ (2) احراک کارلی فران (۵٫ ۱۰۰ ( مرتبط می ۱۰۱ زمین ) کاره از زمین (۱۰ میدواند			
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ļ	۱۹۰ لیست کنمه سالا این از این منوری بینیت تیفرانکن میر - (۱) من قبیر = 82 (2) اندوع کے کول قبرتر بن ۵ (3) اساد ( سریکلیس اور فرم میں) سیلینه مقرور دونه دوره اور این از اور نمبر در ای کر تعلیل مسب ذیل ہوتی ۔			
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	Higher Eliscetion then the presented qualificative Classification (Constant)	•		
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ļ	اس اسرکها وضاحت شرودگی ہے کہای اشتراد کے تحت نتریب شری خواصد دار دو کو بذاری در ارد به معاد کم جمیش زیلم سر ور به دینش بز			
1	المستحسبين المحاطمة المستحسان والمرتج بالدكران الخطائد ويستكرا تتصديد فيترار والمستحسب والمستح الأكر			
	ی مدانت سند، زر بالاس کرتے کا به زاہم ندامید دامید دارم ، بندیا ت ۱۲ تنظیم با مدار دوران الک جال کرتے ہے ک در در کریں به ان ناز در مرکب دقت انتہا کی تا ارم میں ایک ملی مات کا تام المدادی در نوامت دیدون ماتد اور کی اور سر سر سر ملل سر سال سر اس مرکب دار			
	🌔 محمه کی جمل کیا سکہ کیے و میدارارتیک میرکاور شامید داروآ کہتا ہیں والج میں مجرک کر کی کا وہ میام اور بی دار میں جامداد این خراب ا			
•	( 1 × 1 × 1 × 1 × 1 × 1 × 1 × 1 × 1 × 1			
بالی این و مرکباد با مده اول این ایست با کمار کمان او طری مدوم و دوم ما می اور اوران از ایست با کار این اور ای با در از مرکباد با مده اول این این این از کر مالان اور شرک سر و ما با مده با مالان می اور اوران از ایست مدیر کار با در کرد و مرتبایین باز کر مالازی اور شرک سر اورانی اینا و مودهما که مالا می این و کمیله اسیداد داران کا 30 دو				
	السم مسكولتم يكن في المرور ودوجية في تاريكول بر حاصي ويام والمروك -			
	نات المعنى ال المعنى المعنى			
ļ	ورفواست قارم ادر معاجرت على دون شده المام لموظل المزاد معد تعمود ادفى- اميد وادا في مدرك بوايش الدوي والا وزب			
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#### THE <sup>3</sup>[KHYBER PAKHTUNKHWA] EMPLOYEES (REGULARIZATION OF SERVICES) ACT, 2009. (<sup>4</sup>[KHYBER PAKHTUNKHWA] ACT NO. XVI OF 2009)

[First published after having received the assent of the Governor of the <sup>5</sup>[Khyber Pakhtunkhwa] in the Gazette of <sup>6</sup>[Khyber Pakhtunkhwa] (Extraordinary), dated the  $24^{th}$  October, 2009]

#### AŃ 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 <sup>7</sup>[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 <sup>8</sup>[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;

<sup>3</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011
 <sup>4</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011
 <sup>5</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011
 <sup>6</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011
 <sup>7</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011
 <sup>8</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011



- (c) "Government" means the Government of the <sup>9</sup>[Khyber Pakhtunkhwa];
- (d) "Government Department" means any department constituted under rule 3 of the <sup>10</sup><sub>1</sub> [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.

(2) The expressions "adhoc or contract appointment" and "civil servant" shall have the same meanings as respectively assigned to them in the <sup>11</sup>[Khyber Pakhtunkhwa] Civil Servants Act, 1973 (<sup>12</sup><sub>1</sub>[Khyber Pakhtunkhwa] Act No. XVIII of 1973).

3. <u>Regularization of services of certain employees.</u>---All employees including recommendees of the High Court appointed on contract or adhoc basis and holding that post on 31<sup>st</sup> 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.

4. <u>Determination of seniority.</u>---(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.

(2) 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:

<sup>9</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011 <sup>10</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011 <sup>11</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011 <sup>12</sup>Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

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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. <u>Overriding effect</u>.---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.

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#### JUDGMENT SHEET

<u>PESHAWAR HIGH COURT, PESHAW</u> (JUDICIAL DEPARTMENT)

Writ Petition No.2905 of 2009.

ATTA ULLAH AND OTHERS......PETITIONERS.

VERSUS.

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

JUDGMENT.

2.6.01 2015 Date of hearing Appellant/Petitioner by Ghulam Nabi Khan Adverate. Lax Ali Raza Advocate & Cogar Ahmad Khown AAR ardarin Respondent DV

## 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 24<sup>th</sup> 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 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

(18)

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 25% 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 appointment by the Public Serviced Commission or 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 Public Service Commission. That after the publication made by the Public Service Commission thousands of teachers eligible for the above said posts have already applied but they are still waiting for their calls and that through the above Act thousands of the adhoc teachers have been regularized which has been adversely effected the rights of the petitioners, thus having no efficacious and adequate remedy available to the petitioners, the have knocked the door of this Court through the aforesaid constitutional petitions.

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.

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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:-

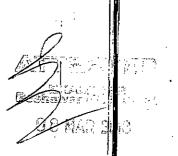
"(i) Forty percent from CT (Gen), CT(Agr), CT(Indust: Art) with at least 5 years service as such and having the qualification mentioned in column 3. (ii) Four percent from amongst the DM with at least 5 years service as such and

having qualification in column 3.

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(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 recruitment policy of 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.

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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.

7- 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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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 than in accordance with the prescribed method of recruitment. "employee" b) means an adhoc or a contract employee appointed by Government on 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; ------ whereas,

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S. 3 reads:-

Regularization of services of <u>certain</u> <u>employees.</u>----All employèes including recommendee 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;

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 the Government Authorites, because authorities being 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 31<sup>st</sup> 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.

11- The law has defined such type of legislation as "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



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 <u>N.S Bindra</u> <u>in interpretation of statute, tenth edition</u> in the following

manners:-

"A statue which purports to confer a benefit on individuals or a class of persons, by reliving them of onerous obligations under contracts entered into by them or which tend to 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 court to interpret a provision, 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 of 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 underlying such legislation."

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Remedial or curative statues on the other hand have

been explained as:-

"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 conduct. human 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".

Justice Antonin Scalia of the U.S. Supreme Court in his book on Interpretation of Statute states that:

> "Remedial statutes are 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.

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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.

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14- This court in its earlier judgment dated 26<sup>th</sup> 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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I.A.Sherwani & others Versus Government of Pakistan, reported in 1991 SCMR 1041 Even otherwise, under Rule 3 (2)the of Khyber Pakhtunkhwa (Civil Servants) (appointment), promotion and transfer) Rules 1989, authorize department to lay down method of appointment, а 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.

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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

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

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Since the Act, XVI of 2009 has been declared a 16-1 beneficial 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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principles was liable to be restrained by the superior courts in 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.

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17- Indeed the petitioners can not claim their initial 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.

18-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 been

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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:-

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(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 backlog the of the promotion quotà 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

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Order accordingly.

recruitments.

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

## IN THE SUPREME COURT OF PAKISTAN (APPELLATE JURISDICTION).

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 Writ Petition No.2905 of 2009, 30-25 of 2009, CC4 if 2019

The Chief Secretary, Govt. of KPK., Peshawar and others. ...Petitioner(s) (in all cases) <u>Veirsus</u> İ. Attauliah and others

Nasruminullah and others. Mukhtar Ahmod and others.			· · · . ·
l l	•	Respo	ondent(s

For the petitioner(s): Mr. Mujahid Ali Khari, 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.

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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.

> 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 islamabad

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1. And the state of the state o	1	استين مطلوب هين		:		
		، السركفرزادرة أكمز زريكوليترى ايكت 2011 وت يتيش				
3 ستبر 2016 ،	دارول - محوزه فارم بر0	کے لیے خیبر پختونخوا کے متعلقہ اصلاح کے سکونتی ابل امید	جذل أماميان يُركر في	انه) سکولوں میں در	زيرانظام (مردانا ز	تونخوات
ر رب پر نورتین کیا جائے گا۔	م موسول بونے دانی درخواستو	http://w) پردیتیا بی سے مقرر دو تاریخ رکز رفے کے بع	يب ماكث (www.nts.pk	فارم (NTS) کی	اوب <del>بی</del> ن به درخواست ا	نواست <u>م</u> ن مط
i je i i	an' 1		تابيت ا		نام آسامی	مبر ثنار
JU-35-21	بلازي دون يا	ا يحتذ وذين يجلر وكرى جس ب ساتحد در فاذيل دومغاطَن	سمى بحق تتليم هيد ويو نيور تاب	(SST)	سيتذرى سكول فيجر	
			(i) تحمیسٹری، بیالو جی ( ذ دالو)		ب <u>ه</u> انو جی/تیمستری	
		درخما ہےا یم اے ایجو کیشن یا ایجو کیشن میں چیفر ڈ گری۔			BP\$. 16	
JU-35521	الازی بول به	ے سیکنڈ ڈویژن یچلرڈ کرئی جس کے ساتھددرج ذیل دومضاین	(1) يى بى بى شايم خيد ويو زور بنى	(SST)	سیکنڈری سئول نیچر ب	1
		i)- فرنس میتحسB یا۔(iii)۔فرنس والفیکس			فزنم الميتحس	1
		در بن ایم اے ایم کیشن یا ایم کیشن میں چکر در گر می۔	(2)- مسمى تجمى شليم خد ويونع		BPS. 16	<u></u>
JU35721	لاز يې يون به	ے سیکنڈ ذور میں بیچلر ڈکر بی جس کے ساتھ درج ذیل دومضامین	(1) كى بىمى تتليم فىدەيو نيورېنى.	(SST)×زل	سيكنذرى سكول نيجر	
<b>•••••</b>		ب ياديمرمسادي كروب.	(i)_انظريزىالازى، بومنينيز بكرو		BPS. 16	
		ری سته ایم اے ایج کیشن یا ایج کیش می چولرو کرکی۔				
3	ي. برياني	فر ادرج ویل ہے کی 200 نسوات کی تعییماتر اطرح ہے)	يثريا الهاتذ ويستنكش كملئ كمر	سنیکش کر		

يقلي قابلية = 100 نمبر جس كى مزيقتيم أس طرح بوكى	ی کار کیز کار
کی تر	هلی تابیت
باعل كردونبر 20x تشيري فر	الميرياليوري
حاص کرد د نمبر 20x تقسیم کل نبر	الفائ / الفائس ي
حاصل کرد دنبر 20x تنتیم کل نبر	المالي / المالي المالي المالي الم
مامل كردولمبر 15x تشييخ نبر	المجام المحالي
ما <b>م</b> ل کرد د نمبر x15 تقتیم کل نمبر	نيافد / المجامه المجرمين
حاصل کرد دنمبر x05 تقسیم کی نبر	المجاملة / المجان المجانية
حاصل کردہ نمبر 05x تت یم کی نمبر	الجائل / پياتى دى

لى الى جارمالدكور كى صورت مى تمرون كاتشيم ال طرع ودكى وحاصل كردونيسر ×55 تتسيم كى تير وجيكه بيشددماندا يم الميا يحدث كى صورت مك تيركي تتسيم الطريقة الح بيانة وكيه -ايم ال اليجيمن حاصل كرد ونيسر 20x تتسيم كى نير

فوت: (1) برسکول کی آسا کی سے سلحد دیکھدد میر شامست مرتب کی جا لیگی جس میں امیدواروں سے NTS کے ماصل کردونمبرادر طلبی قابلت سے نبر دن کوئی کیا جائیگا۔ (2) براز میدوارت NTS نی در نداست فارم 300 دوب چارت کیا جائے گا۔ اگرایک امیدوارہ حکولوں سے لیے در تواست دیکاتو ڈئی سے 800 دوبے بی NTS چارت کر یکے۔ (3) ۔ NTS نسب می 40 فیصد نیمر لیتا ضرودی سیم -40 فیصد سے کم نیمر لینے والل امیدوارہ ایل مقصور ہوگا اور میرٹ است میں مثال میں، دوکا ۔

عصود على منشر المنطقة :- (1) قمام تقرر إلى مكومت فيبر مختونوات مرجدة والنين ت مطابق بنيادة تقرد كالقرو (1) قامة تقرر الما المالي عليه والم

کرنے کے تعن فیمد کو پخص ب - (3) اندو بر کرد برایک منال کے لئے ہول گی۔ (2) معذود افراد کے لئے وہ فیمداد راتیتی اسید ادروں کے لئے تین فیمد کو پخص ب - (3) اندوم کے رفت اسلی تعلیم ارتی دیتی اندو مال ہونے مندن بر تجوری ب کے -(3) اندوم کے لئے آف دالے اسید ادروں کو کو گی گی اے ڈی اے یس دیا جائے گا۔ (5) مرف حقوق کی اندوں می کو برای ب کے -(3) اندوم کے مطابق میں دوفت کے اندوں کی بی کار اندو مندن بر تجوری ب کے -(3) اندوم کے مطابق میں دوفت کی اندو میں میں بی حکول ہونے میں دیا جائے گا۔ (5) مرف حقوق کی تعدیم کی تعدیم کی محکوم ہوت کی اندو مندن بر تجوری ب کے -(3) از کر مندی بی دوفت کی اندوم میں بونے دان دونو است میں توضی کی بی التی معدیم کی بید الحقوق میں مطابق میں کہ مطابق میں کر دوفت کے اندوم میں بی کار کی مطابق میں کر دوفت کی بی مطابق میں کر دوفت کی بید کی بی مطابق میں کہ مطابق میں کر دوفت کی مطابق میں کہ مطابق میں کر دوفت کی بید الک محکوم ہوت کی بی مطابق میں کہ معدالی میں کہ مطابق میں ہے کہ دول کہ میں کہ معدوم ہونے معدیم کرد ہ میں ہو کہ مطابق میں کہ مطابق میں کہ مطابق میں کہ مطابق میں کہ معدیم کہ مطابق میں کہ معدیم کہ مطابق میں کہ معدیم کہ مطابق میں کہ معدیم کہ مطابق میں کہ معدیم کہ مطابق میں معدیم کہ کہ

حصد وقبيق خشك أذائر يكثر الليمنتري اينة سيكندري ايجوكيشن خيبر يختونخوا يشاور

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				-6	درخواستول پر مورسی کیا جائے				
1	تاليت		· · · · · · · · · · · · · · · · · · ·	טרוֹרנ	نبرثاد				
19 35 تال									
	-Snil - Shill - Shill	شری_BPS-16 (ii)							
JL35819	سیکنڈری سکول نچر (SST) فزس/ (i) می بحی تشلیم شدہ یو ندر شی ہے سیکنڈ ڈویژن بیل ڈکری جس کے ساتھ درج ذیل دد مضامین لازمی ہوں۔(i) فزس میتحس A یا (ii) فزس میتحس B یا (iii)								
		مس-BPS-16 فزم							
	(ii) سکیشن اودتقردی سے بعد ولماء کا لازی ٹر فینک حکومی اداروں RITE/PITE سے حاصل کرنی ہوگی ۔								
35119 مال	3 سيكندرى سكول فيجر (SST) جزل (i) مى بحى شليم شده يو ندوش سيكند دو دن يتجر وكرى جس كرما تحدد بن ذيل دومضا عن لازى بون -(i) أتحريز كالازى بون بيلير كروب يا ديكر مساوى كروب -								
	BPS-16 (ii) معلیش اورتقردی کے بعد وماہ کی لاڑی ٹرینگ حکوشی اداروں RITE/PITE سے حاصل کرنی ہوگی۔								
•	سے کی جائیگی ۔	200 نىبرات كى تقسيم اس طرح ،	یٹیریا درج نیل ہے ۔ کل (	سائدہ کے سلیکشن کیلئے کر	سليكشن كريثيريا: ا				
تىم كى نېر <sup>،</sup> جېكە يېز	لی ایس جادمالدکودس کی صودت می نمبروں کی تشیم اس طرح ہوگ۔ حاصل کردہ نمبر 40x مت	i vonti	تعلی قابلیت=100 نمبر	رىيدNTS=100 نمبر (ب)	(ا) سکر فیک تمیٹ بذ				
	ودانسا يج اسما بجركيش كاصورت ش فبركانتسيم بطريتية ذيل بوكى-	(f, f)			T (5 )				
•			هليم قابيت	کل قبر	هليمةبيت				
,	ايما الما بجريش مامل كرده فمبر 10 تشيم كى فبر (5 فمبر في الد+15 مم الد)	مامل کرده نیر 20x التیم کی فیر	اللب ا/اللب اليمري	ماصل كرد فبر x 20 تعيم كل فبر	اليماليمك				
	فل الماري المراك المالى كميك مليره معرد السند مرتب كاجا فكل جس ش اميده	ماس كرده نمر 20x تتيم ك أبر	ايم ا_/ايم الي ي	مامل كرد فيمر 20x تقتيم كل فبر	لی اے/بی ایس ی				
فبرليما ضرورك	ار مامار مرد البراد وللى قابلة برد الدى كيامانيا -(NTS(2) فيست عن 40 فيعد	مامل كرده نمبر 05x تتسيم كل نمبر	ايم ايد / ايم ا_ما يجو كيش	مامل كرد وتجسر x55 تقسيم كل تجسر	بي الم				
	-40فد الم المع المن والاام المدة المال تعود موكاور مرد المت عر مثال في موكا-			ماصل كرده نمبر 10x تقسيم كل نمبر	ايم فل بي التكادى				

ATT: JED



# در خواستیں مطلوب ھیں

ینوننو (اپرمنٹ ان پایشن پاستک اورزانسنر نمچرز نیخررزاند نر کنرز اورڈ اکٹرز ریگولیٹری ایک 2011 میکے سیکشن نیسر 4 کے تحت محکمہ ایلیمتر می اینڈ سیکنڈری ایجریکش خیسر پختوننو) کے بتلام (مردن از تان) سکولوں میں درجہ ڈیل آسامیاں پر کرنے کیلیئ خیسر پختونتو اے متعلقہ اعتلاع کے سکوتی ایل امیدواروں سے تحوز وقارم پر 10 دسمبر 2014 میک درخواستیں ب جی درخواست قارم (NTS) کی دیب سائٹ (http://www.nts.org.pk/) کا دستیاب سے مقرر وتاریخ کرز نے کے جدم میں 10 دمیر ایک -

		1				<u>_</u> [ ]
·		1 5 1	کابنیت -		، بأرماق	<u> </u>
<u>-</u> 721	مج موار _	اتحددرت ذش دومغها مردلاز	ذ ویون پیچر ذکری میں کے ما	کی بمی صلیم شدوم غدر می ب سیکند	سَيندري سَلول نيم SST بيانو.بي	
لا مال				ا) مِسْتَرْقْ مَالُونْ (دْوَالُونْ إِنَّاقَ)	ا تيسنون BPS.16	
<u> </u>		<u>يېلرو کری</u>	ا _ الجوكيشن يا ويجوكيشن جمل	۵ اکسی بحی صلیم شد دمج غور بن س <sup>ا</sup> لیم		
F21	. 10.53	باتحدور فأفتح ومغاجران	ر ذوری فلروکری جن کے	1) کی بھی شلیم شد دیج ندری ہے سینا	سیتذرق سنول تم SST	
121 35 مال	-0//0/		ت <b>ي8</b> ي(iii)نزيمن أشيطس	)? <sup>م</sup> ن يغمس Aيا(#)فزس المعم	BPS.165 10 7	
ورو کار		للرد کری الرد کری	اسا بجرکیشن با ایج کیشن می یا	ز) کی محکم شکیم شدود و ندرتی <u>س</u> ایم!	2	
:21	- 1956	باتحد درية ذعل ودمغها تتزراد	ذو <b>ي</b> ژن چېر ذگری جس <sub>سکر</sub> ر	<sup>)</sup> کسی مجمی شلیم شد <sub>و</sub> ی ند دخی <u>س</u> بنیکند	سیندری سول تیجه SST	
.25 مال	م ا ایج کمش ا	ن شلیم شد دیونوری ب ا	ر مسادی <sup>ت</sup> رو <b>ب (2)</b> سی بمج	المقريري لأرق يتويكي كروب كأدم	1 BPS.16.7	
01 00		,		<del>بجر م</del> ین یک چرد کرد.	f i ,	<u> </u>
<b></b>	1		ر ی کی جائے کی نہ	، بین کل 200 نیوات کی تعلیمان ا	بإساما تذوك سيكثن كريينه يادمه فأفرل	تن نریسخ م
		ايبوکي۔	ببرجس كالزيتسيها تدطرت	(ب) تعلي کا بليت=100	- نمیٹ بڈریجہ 100=NTS نمبر جات	مسكر يدتد
·· - ··		کانبر			لعلى قابليت	
		مامل کردونبر 20x متب	,		الكرالي في	
		مامل كردونبر 20x مت	·······		انتب المساليم	
		مامل گردونمبر 20x تقسیم	,	,	في ا_1 بن الحرب	
<u>-</u> ····		مامل كرد ونبير 15x تتميم			ایم ا <u>ست لایم ایس کی</u> میں	
	ېې نېر	ماصل كرد دنير 15x تتسير		. · ·	فبالداليم وسايج يسم	
	یک نمبر	ماسل کرد ونبر x58 شتیه	·		المراغ لالجراب الجوليط	
	کانبر	مامل کرد ولبر x50 تقسیم			الم على الي الحاذي	
-1	فتسم بطريقه وال بود	بويشن كامورت بمرقبركي	إكل فمبر جبكه بيثا ورنداميم اسرا،	ىرت بوكى جالمل <sup>ت</sup> رد وكبير 35% تقسيم	کورش کی صورت میں کمبرون کی متسیم اس کم یہ معل کی نے مدیدہ میں تقسیر کا نے	ن ما دماند بهر کمه
					ن کې کې کر د جبر XUX - يې کې جبر	/
e (2-62	فبرون كوجمع كياجا	رد ونبعرادر تعلیمی قابلیت کے	ی <i>ن کے</i> NTS کے حاص ک	ت مرتب کی جانیکی جس میں اسید دار	ال کی آسامی کیلئے ملیحہ وملیحہ ومیرت کسر NY فندر خدار سدیتہ مرحکہ	۲ م <u>ر</u> سو م
بارت کر <u>ت</u> ے .	8ء بي ي 8ء بي ي NTS ا		سکولوں کے لئے درخواست د	ت کیاجائے کا والرو کی امیدوار پانگ	و وی در در سبت و رس کاری دو یے جار	
•		-			والأستريب مستاده	
مالعتا تارمتي	ة فيسد كوف كرجمت	5_Initial Appoi	این خیادی افرری nment	ت میں وقتو تو الے مرد جد قوانی کے مط ایس ا	<b>شدانط</b> ۱ <b>) ت</b> ام <sup>ت</sup> قربان مکوم. Adl کنرک راک مال کمله مدرک	
		والاستي حصي والالالالال	للسبة أحمد وأروار المحرك فترش	لأكبا اجتزارا المستشف وفيعيد الهراا	مصابح المريمت بالمعيم عمانها سيت بعراب ا	
ې در نوبستون	تدرموسون يويفه والذ	5) مرف مقرر دونت ک	سنة ق <i>السيكم دياجاسة كا</i>	یسط ا نے والسکہ اسید واروں ولوق فی ا مار پر وہ کسر کو ہے کا	رگورداش کرم: دوں نے یہ کہ)انٹرویع کیے () ریخلع کہ این ایامل میں ک	مامانی میرون مامانی B
نىسىتە يىرنى	يدمكومت دقت كي طرأ	. 7) الرامی اشتہار کے بو	فور برانترو م شمون نرد	جیسا کے جنگمہ کا میں وقت کی یا کہ 'وں' 1 عمر کے ان کے ایک میں کہ جو میں سکھ	۱)زېږد تنگې کوالغنارمامل بېکه د د د کول زېر کې نو ملکېش کمېنې د سر مدانو زېر کې کې نو ملکېش کمېنې د سر مدانو	2.8-0.
4	المادا المالي		المحمل والمتأسطين والكالي	える へいいかん ロビーイレビー	, er en ig "ig og i for er	
لت تصليم	یکی استاد مرف کورکمن	، بنیاد پر بوں کی 10 ) قدام <sup>7</sup>	ر کے مطابق خالفتا میرے کی اسیدہ دین سے کی	داست سرز کردود اسمن و جوز وسر ب <sub>ید</sub> که و مادجنون و اسم محمد دو ساس زد.	-9) المام تقرر یان مکومت فیمبر پختونو اش قول بون کی 11) اکر سمی امیدوار (12) ایومک ملاا مرامط رو به میر	مونور کې د مونور کې
کے لیے اول	ہ سرکار فی <sub>طلا</sub> زمت کے رسم میں ا	فاق البرا تتود کے لکتے ا <u>ت</u> ے ایرم کے رماریہ کند میں	ک کالون چارو لیون می چاہئے انتہ کر ان میں حرب س	ان اسار ک پاچ کے مصرف کی ای سے مکار میں جب ورقبول میں قدر مرقبہ زند وسنمیں غ	12) ، تائمل فارم یا معلومات کی صور یا رو اربع حسر عور ای منتقد اسر اس	اليامائة كا
الوليلية الآب	بائے <b>ل 1</b> 3) اعرو	سے کون ا <u>جش منظور دس</u> کی ۔ رو بر میں سر مرکز کی	ا صور کیا جا سط کا میں ہے۔ داد میں کروبیہ وکل کی دوریہ	ب میں در در است چارع کود ہود کود علق با کمقینہ 14 ) قمام تقری اور معتد او	جائے گا۔ جس میں ڈاکوشنس چیک کے ہ 1954ء میں میں ڈاکوشنس چیک کے	ل ل ماري <sup>ر</sup> يا
,	ب مشکه م			والاتكار والاروان والمساق المطلكون الاروان	المحالية المحاصة محمد المزاجف والمتشدين تتعانوا	التي الأرامية في
لاسترياس في	ایش میشن ن ن کا مسور مد: مرکز از معد از است	یک یا یک منصد کاروسلونون بد دارس در سرمین	، مسلس کی جنوب میں دور مسلح کا نیس بلکا اور اصر مادر اور مالک	ل من	لول شمرا کی جائے کی اس معودت ہیں سکو دار سلیکش کا ہمہ تھویا ستد ۔ وہ وہ ر	ا ی کن ایک ک
سکر بللد زیاد د سر در از د	ے سوبوں بلی اس یہ ابن یہ بر کا تقصیلا	محیاتها رموا چاہت ۵ اوروسر. ۱۹۹۰ اوروبات درمان او سم م	بالمواص سأركز فالعصوقي والعنا	NISパップマムシング	، ، ، ب ب ب ب ب ب ب ب ب ب ب ب ب ب ب ب ب	
				، صادر برسکول کوانیا کوذیا کمانے۔	ن ساتھ NTS تے ویب سائٹ پرونی کی	مت فارم ک
11	NF(P)438	3				
	the second second	5-13-5		لم المعلمة كم الملاكمة	ت المراجع	

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این خالفتاً میرٹ کی بنیادی ،ول کی (11) تمام تعلیمی استار صرف گورز مند بیک بیک مشکر دادارول کی توبل آجول ، یونی (12) اگر کسی امیدوار کی استاد جعلی پائے سجع تدائل کیخلاف تا نوتی چارہ جوئی کی جائے ) ادراً سير، كيليما سيريمان معادست تبيلين ناابل تتسوركيا جاييكا (13) بالكيل بارم يا معلوما بينكي سرت مين درخواست فارم خود بخود منسوخ تصوركيا جاييكا جس كيلينكوتي البل منظورتين كما جاست كي (14) رويوكيك الك شيدول جارى كياجانة (15) تمام تقرريان متعاقدا صلار في يدو ميدال ك بداريد موك - أكراس شلح من اميدوار وستولب تدبوتو قري ضلع كاميد دار - ميرت كالبياد يرتقرريال ك بیگی (16) امید دارکواس کول میں مردس کرنا موگی جوکہ نا تا مل منادل مرگی (17) ایک، امید دار بیک دائت 6 سکولول میں خالی آسامیوں کیلیج درخواست دے سکتا ہے (18) درخواست دے پنے کا طریقہ رNTS بروت بر المن برموجود به (19) متعلقة اجلاع مرم خالي أسيام بي في والمزخواسة ، فارم ريم ساحمد جب ساعت بردي تكي إلى ادر برسكول كوابنا كود ديا تميا ب

. براميد دارك، NTS فالتحاسب قادم 000 دوسية جارج كريكا بيتوكدا ميدداد توديرداشت كرينك. امی شرائی (1) نمام تقرر یا محد مند جنیر پختینوا ی مردجه قوانین کرد باین از در انفراری Initial Apgointment کے 25 فیسد کوئے کے تحت خالفتاً عادش بنیادوں پر Adhoo المريك برايك سال كيليج : دوري الل اميد دارون كي موجود كي كي مرويد المن كي كويس Ago Relaxation منين دياجاييًا (3) المرديو ت وقت المل تعليمي استاد برحداصل شناختي كارد ادر ميت ے دن صرف اصلی شاختی کارڈ ڈا بالا ذمی ہے (4) میر بد برا فران کا استاد اللہ اور اللہ اور اللہ اللہ اور اللہ اللہ وی سے قدار مالا دار ہے اللہ اور اللہ اللہ اور اللہ اللہ وی سے قدار مالا دار ہے اللہ اور اللہ اللہ وی سے قدار اللہ اور اللہ اللہ وی سے قدار رویو بر لئے آن دائے امریز داروں کوکوئی TA/DA مثین دیا جایت 👘 اثرارہ دقت بلکاند، موسول دنیا دانوال درخواستوں پر ترکیا جایتگا (7) زیرد تخطی داختیا رحاصل ہے کہ دہ کوئی دجہ تائے بغیر ى بھى دات كلى ياجروى ، د پرا نارويوسور كردے (8) اگران التى الم الله مادى الد مادى الرف مادى كروك روك (9) الماليت متركان يترسيندر في المحوكيش كواختيار ماسل بديما كدوه ترام خالي أست مي يراميد داريجرتي كمرت (10) تمام تقرريان حكومت جيبر بحنونوا المرمدر درده توانين وجوزه طريقة كارك

حاصل كرد ، بس 15 تقسيم كل نسر الم الم الم الم الن مي ن:1- برسکول کر آینای کمیلنے علیمدہ علیمدہ میرر فیان مرتب کیا جائے جس میں امید دارون کے NTS کے حاصل کردہ نمبرادرتغلیمی تابلیت کے نمبروں کوجنع کیا جائے گ

مر السريزي حاصن كرده نمبر بدن؟ الشيم كل نبر بن الذَّكرا يم الما الما يجد كمثن حاصل كرده نمبر ×15 تشيم كل نبر	التشييمين الانتبا	فكبليت	كل دُعِنْ	تشيمي فابليت	کل نمیں
			جا <b>س کردہ نمبر ب</b> ین کی بلسیہ کل نسر	بنا يذكرا يم الما يجوكيش	
_[این ایس بی حاصل فرده مبر بین 22 بینی جل مبر ۲۰۰۰ ۲۰۰۱ ترانی/ایم ایسا جویسن حاص فرده مبر ۱۵۶ میل مبر	يف اينه (ايف ال	ف ایس کی	حاصل كرده تمبير ببناتي بسيم كل نمبر	· · · الجمالة (الجم أيها الجو يشن	حاصل کرد دنمبر x05 تقسیم کل نمبر

عمر	ڌ بليت	نا آآسا می	بنمبر ثهر
351 21	مسمی بنجی تشاییم شده یو نیور ش مید سیکند ژویژن بیچار د گری جسکے ساتھ در ج ذیل دومضا مین لا زمی ہوں	سيکنڈری سکول شيچر (SST)	1
سال	(i) تمیسٹری میالوجی ( ذوالوجی پاہاتی ) ( 2) سمن بھی تشکیم شہروی <u>و: بورٹی سے ایم اے ایموکی</u> شن بیا بیجو کیشن میں چپلرڈ گری	بيالو بي/ <sup>2</sup> يسٹريBPS-16	
35121	م بالم الم الم الم الم الم الم الم الم الم	سینڈری کال الجرز (SST)	2
-ئال	(۱) فرئمن منتقب A ا(۱۱) از مرجم بعث بالطا(۱۱) فو بها المسلك (۲) می جم تبلیم شده یو زید ) سے ایم الے ایم کیشن میں بیلرو گری	ىترىر/ئىتىس BPS-16	
35521	سمس بخر المساجر شد، دایه نیورش سه سیکند و دیزن جبکر ذکری جیست ساتھ درج ذیل دومضامین لا دمی ہوں	سکنڈری کول ٹیچر ( (SS)	3
سال	(۱) انگرېز زبالازې بومينغېر گروپ ، بادېگروپ 🔹 (2) کې بې کې تسليم شده يو نيورځې په ايم ايما بېږکيش يا ايجوکيش ميں بيچگرد گرې 🔰	· · ·	

بر پختونخو الپوانکندن 'ڈیپ<sup>ی</sup>ٹن' پیسٹینک اور ٹرانسفر آف میچرز کیچررز'<sup>ن</sup> سرائرز اور ڈاکٹرز ریگولیٹری ایک 2011ء کی سیکشن نمبر 4 کے تحت محکمہ ایلیمنز کی اینڈ سیکنڈر کی ایکوکیشن خیبر پختونخوا کے ا انتظام ( مردانه/ زنانه ) سکولوں میں درمیہ ذیل آسمامیاں پر کرنے کہلیے خیبر پختونخوا لیے متعلقہ اصلاع کے سکوئی اہل امید داروں سے مجوزہ فارم پر 5 جنوری 2014ء تک درخواشیں مطلوب ہیں اواست فارم NTS یے ویب سائٹ (http://www.nis.org.pl) پر دستیاب ہے۔ مقرر ہتاریخ گز رنے کے بعد موصول ہونے والی درخواستوں پرغور نیس کیا جائیگا۔

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1	Hamayun Khan 👔	Khairullah	SCT	16	4/10/1964		MA	ст	5/8/1984	5/8/1984	5/8/1984
2	Astambool ;	Muhammad Kamal	SCT	16	4/1/1961		BSc	CT/B.Ed	5/3/1986	5/3/1986	5/3/1986
3	Fazal Rabi	Muhammad Junain	SCT	16	3/15/1966	Swat	MA	CT/B.Ed		10/11/1982	1/6/1987
4	Khan Ali	Umar Bakht	SCT	16	3/3/1961		MA	CT/B.Ed	8/1/1982	8/21/1982	5/26/1987
5	Muhammad Ihsanullah	Swal Faqir	SCT	16	3/4/1962		MA	СТ	9/17/1987	9/17/1987	9/17/1987
6	Bakht Sherawan	Mahmood Khan	SCT	16	1/1/1960		MA	टा ;	11/6/1982	11/6/1982	11/29/1987
7	Muhammad Ali	Said Mahmood	SCT	16	2/3/1959		BA	<u>ст</u>	8/17/1980	1/8/1988	3/6/1988
8	Toti Rahman 👔	Fazal Rahman	SCT	16	2/7/1960	Swat	MA	cr	7/10/1982	7/10/1982	11/30/1988
9	Mohammad Salim Khan	Amanullah Khan	SCT	15	3/1/1965		MA	CT/B.Ed	1/15/1985	4/26/1989	9/16/1989
10	Jamshed Khan	Muhammad Zarin	SCT	16	5/11/1962	Swat	MA	СТ	3/9/1982	9/17/1989	9/17/1989
11	Rahmat Ali I	Abdul Ghafar	SCT	16	5/4/1963	Swat	MA	CT/B.Ed	7/20/1982	10/1/1989	10/1/1989
12	Fazal Rahim	Fazal Ahad	SCT	16	1/1/1961	Swat	MA	СТ	11/13/1984	10/1/1989	10/1/1989
13	Azizullah ;	Tota	SCT	16	10/1/1964	Swat	MA	СТ		11/15/1983	1/17/1990
14	Shah Rom Khan	Hakim Khan Mian	SCT	16	1/1/1962	Swat	MA	СТ	. 3/1/1988	3/1/1988	1/17/1990
15	Sadig Ahmad	Abdul Hamid	SCT	16	· 1/4/1961	Swat	MA	ст	6/1/1988	6/1/1988	1/17/1990
16	Muhammad Rafiq	Badish	SCT	16	3/1/1963	Swat	B.Sc	СТ	2/6/1990	2/6/1990	2/6/1990
17	Fida Hussain	Hazrat Ahmad	SCT -	16	- 2/3/1964	"Swat"	MA	CT ·	2/8/1990		
18	Hedayatullah 3rd Division	Sultan Sikandar	Iscr	16	1/1/1959	Swat	MA	CT/B.ed	4/18/1983	4/18/1983	11/14/1990
19	Rashid Ali	Ghulam Nabi	SCT	16	3/12/1968	Swat	MA	a	12/8/1990	12/8/1990	11/14/1990
20	Zahid Khan	Pir Dad	ISCT -	16	4/9/1965	Swat	BA	CT	12/9/1990	12/9/1990	12/9/1990
20	Hazrat Bilal	Zirat Gul	ISCT	16	2/8/1963	Swat	MA	СТ		12/11/1990	12/11/1990
22	Aziz Ahmad I	Fazal Khalig	ISCT	16	4/4/1969	Swat	MSC	CT/B.Ed	12/11/1990	12/11/1990	12/11/1990
23	Fazal Wahab	Gul Mahmood	ISCT	16	12/12/1964		MA	CT	5/6/1986	1/1/1990	1/1/1991
24	Muhammad Majid	Umar Zada	SCT	16	1/1/1966		MA	СТ	5/4/1986	4/5/1986	3/14/1991
25	Rahman Deyar (	Sultan Mehmood	ISCT	16	1/1/1964		BA	a	11/5/1986	5/11/1986	3/14/1991
26	Haroon - Ur - Rashid	Khisat Gul	SCT	16	8/1/1962	Swat	BA	CT	11/24/1986	11/24/1986	3/14/1991
27	Muhammad Alam	Alam Zeb Khan	SCT	16	4/1/1963		MA	СТ	4/2/1987	4/10/1991	4/10/1991
28	Adalat Khan	Abdur Rashad	SCT	16	12/9/1961		MA	CT	11/24/1984	11/24/1984	10/22/1991
29	Akhter Ali	Ghulam Muhammad	SCT	16	5/15/1964		8A	CT .	3/11/1985	3/11/1985	10/22/1991
20	Imran Ali	Mashoog 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	CT	5/17/1987	5/17/1987	4/2/1992
32	Sharafat Ali Khan	Afsar Khan	ISCT	16	2/2/1961		MA	CT	3/1/1988	3/1/1988	4/2/1992
33	Amir Zeb	Muhammad Zareen	SCT	16	4/2/1964		BA	CT	6/1/1988		
34	Amir Muhammad	Tota Mian	SCT	16	5/15/1963		BA	CT/B.Ed	9/22/1987		4/2/1992
35	Akhtar Hussain 3rd Divi	Ahmad	ISCT	16	3/2/1967	Swat	8A	CT T	8/14/1992	8/14/1992	
36	Muhammad Ziaud Din	Habibur Rahman	SCT	16	3/10/1968		MA	CT/B.Ed	9/2/1986	1/9/1992	9/1/1992
30	Sultan Rome	Shah Rome	SCT	16	4/8/1966		MSC	CT/B.Ed	9/2/1992	9/2/1992	9/2/1992
38	Umar Hussain	Malak Sherin	SCT	16	1/1/1962		MA	CT .	4/23/1988	4/23/1988	
39	Muhammad Nabi	Ghulam	SCT	16	5/1/1963		MA	CT/B.Ed	4/17/1988	4/17/1988	
40	Jamshid Khan	Hazrat Jee	SCT	16	4/14/1966		BA	CT/B.Ed	11/1/1986	4/21/1993	4/21/1993
41	Bakhtyar 3rd Divi	Bacha	SCT	16	7/3/1964		BA	CT/B.Ed	1/20/1990	1/20/1990	4/29/1993
	Destricter bie bit		I	· · · · · · · · · · · · · · · · · · ·				·	· · · · · · · · · · · · · · · · · · ·		· · · · · · · · · · · · · · · · · · ·

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

GILS JAAN

:

· ·	- Name of		_ · .		· · · · ·	•		Profess		Date of '	Seniority position
S.No	Teacher/Qualification	Father's Name	Desi	7	D/O Birth	Domic	Aca	Profess	D/O 1st	apptt:	D/O taking over charg
New_			gnati	PBS	/ Domicile	ile	demi	ional	Apptt:	against	as CT or D/O
-ivew-	academic /	من المراجع الم من المراجع المر من المراجع المر	on	1 mai 1 m 1 mai 1 ma	r.Donnene	-ne N	C in		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Present	declaration CT Exam:
12	professional		1.	ارد. معادم المعاد معادم الغ	ي بيند و دو العربي br>العربي العربي br>العربي العربي		C - C	Jac .s.		post	whichever is later.
42	Ashraf Ali	Hazrat Ali	SCT	16	5/12/1965	Swat	MA	CT/B.Ed	5/8/1993	5/8/1993	8/5/199
	Shah Bakht Rawan	Umara Khan	SCT	16	1/7/1964	Swat	MA	CT	9/24/1989	9/24/1989	12/25/199
	Muhammad Hamayun	Faramoz Khan	SCT	16	1/2/1965	Swat	BA	СТ	10/2/1989	10/2/1989	12/25/199
45	Amir Bahadar	Sarwar Gul	SCT	16	5/1/1962	Swat	MA	CT/B.ed	3/10/1989	10/3/1989	12/25/19
	Bakht Sherwan	Fazal Rahman	SCT	16	2/24/1967	Swat	BA	CT		11/29/1989	12/25/19
	Bakht Muhammad	Muamber Khan	SCT	16	1/16/1967	Swat	BA	ст	11/30/1989		12/25/19
48	Noor Rahman	Jumma Gul Khan	SCT	16	5/1/1965	Swat	BA	CT	12/4/1989	12/4/1989	12/25/19
	Mehboob Ali	Amir Rahman	SCT	16	2/1/1963	Swat	BA	СТ		12/12/1989	12/25/19
	Muhammad Sadiq	Qalandar	SCT	16	9/11/1965	Swat	BA	CT/B.ed		12/14/1989	12/25/19
51	Maqsood Ahmad	Dawray	SCT	16	6/5/1963	Swat	MA +	CT7B.Ed	12/17/1989		12/25/19
52	Shuja Mulk	Said Karam 🦄	SCT	16	12/3/1966	Swat	BA	α	10/3/1989	1/4/1990	12/25/19
	Alamgir	Sadbar Khan	SCT	16	1/20/1960	Swat	MA	CT/B.Ed	6/10/1990	6/10/1990	12/25/19
_54	Anwarullah	Hasham Khan	SCT	16	3/1/1969	Swat	MA	CT/B.Ed	。9/26/1988	i i	11/10/19
55	Fazal Hameed	Fazal Wahab	SCT	16	4/15/1969	Swat	MĂ	CT/B.ed		11/10/1994	11/10/19
56	Nadar Khan	Mian Said Buhar	SCT	16	3/3/1966	Swat	MA	CT		11/11/1994	11/11/19
- 57	Bad Shah Ikhan	Amir Rawan	SCT	16	S/1/1965	Swat	MA	CT/8.Ed		11/12/1994	·· 11/12/19
58	Sher Bahadar Khan	Gul Zaman	SÇT	16	1/1/1964	Swat	BA	СТ		12/12/1989	11/15/19
59	Aziz Ahmad	Muhammad Rashid	SCT	16	2/2/1964	Swat	MA	CT/B.Ed	11/10/1994		11/15/19
60	Afzal Shah	Badshah Zada	SCT	16	5/12/1967	Swat	MA	CT/B.Ed	11/15/1994		11/15/19
, 19 i j	Bakht Alam	Ghulam Qadir	SCT	16	3/20/1969	Swat	MA	CT/8.Ed	11/15/1994	11/15/1994	11/15/19
62	Muhammad Rahman	Sherin Jalal	SCT	16	2/1/1965	Swat	MA	CT/8.Ed		11/16/1994	11/16/19
	Sher Ali Khan	Sadar	SCT	16	2/11/1968	Swat	MA	CT/M.Ed			11/16/19
	Ziaullah Khan	Muhammad Alam Gul	SCT	16	7/20/1969	Şwat	MA	CT8.Ed		11/16/1994	11/16/19
65	Muhammad Munir	Habibullah Khan	SCT	16	4/2/1964	Swat	MA	CT/8.Ed		11/18/1984	11/18/19
	Gul Pervize	Rahmani Gul	SCT	16	1/20/1965	Swat	MA	CT/8.ed			11/21/19
	Abdul Qadoos	Ghulam Khaliq	SCT	' 16	6/5/1964	Swat	B.Sc	СТ	5/12/1992	11/24/1994	11/24/19
68	Sarir Ud Din	Fazal Wahid	SCT	16	3/26/1963	Swat	M.Sc	CT/M.Ed		12/20/1994	12/20/19
	Muhd Zahir Shah	Azizur Rahman	SCT	16	12/2/1960	Swat		CT/B.Ed		12/21/1994	12/21/19
	Muhammad Ghafar	Khan Bahadar	SCT	16	2/27/1961	Swat	MA	CT	6/7/1987	12/21/1994	12/21/19
	Amanullah Khan	Sakhi Rawan	SCT	16	9/12/1961	Swat		CT/M.Ed		12/21/1994	12/21/19
	Sher Azim Khan	Taj Muhammad Khan	SCT	16	9/9/1958	Swat	MA	CT/M.Ed		12/21/1994	12/21/19
73	Fatehur Rahman	Fazal Rahman	SCT	15	2/2/1969	Swat	MA	CT/M,Ed	6/24/1987	12/22/1994	12/22/19
	Rafiq Ahmad	Hermooz Khan	SCT	16	1/1/1965	Swat	MA	СТ	9/29/1988	1/10/1988	12/25/19
	Alam Zeb	Abdul Jabbar	SCT	16	4/15/1965	Swat	BA	CT/B.Ed	12/25/1994	12/25/1994	12/25/19
	Inamullah Khan	Muhammad Karam	SCT	16	1/1/1968		MA	СТ		12/27/1994	12/27/19
	Alam Zeb	Bughdaday	SCT	16	1/1/1960	Swat	MA	CT/M.Ed	12/27/1994		12/27/19
1 · •			SCT	16	2/16/1964	Swat	MA	CT/M.Ed	9/26/1988	1/1/1995	1/1/19
	Amjad Ali	Faqir Khan	SCT	16	4/10/1966	Swat	MA	CT/B.Ed	12/5/1989	12/5/1989	1/5/19
	Samiullah	Roohul Amin	SCT	16	2/15/1965	Swat	MA	CT/B.Ed	5/3/1986	5/3/1986	1/9/19
	Dost Muhammad Khan	Taj Muhammad Khan	SCT	16	3/8/1958	Swat	BA	CT/B.Ed	4/1/1987	4/1/1987	1/9/19
82	Wazir Zada	Gulzar Khan	SCT	16	5/1/1967	Swat	BA -	CT ]	10/1/1989	10/1/1989	1/9/19

 $\left( \begin{array}{c} c \\ c \\ c \end{array} \right)$ 

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

		Nameof			· · · · · · · · · · · · · · · · · · ·	<u> </u>					Date:of.	Seniority position
	S-No	Teacher/Qualification		Desi		D/O Birth	Domic	11 AC2	Profess	D/O 1st 🛛	apptt:	D/O taking over charge
		reacher/Qualification	II – Father's Name 🦿	gnati	PBS	/ Domicile	ile	demi	ional	Apptt:	against	as CT or D/O
	New	academic/	and the second se	ōn-		Donnel	116	Ċ	- IOnal	- Appul-	Present	declaration CT Exam:
J [	ii. Iù s	- professional						C			2 post n	whichever is later
ა) ჩ	83	Anwar Igbal	Khan Sherin	SCT	16	5/1/1961	Swat	MA	CT/B.Ed	10/2/1989	10/2/1989	
ノト	84	Muhammad Zahir Shah	Shahzada	SCT	16	2/2/1965	Swat	MA	CT/B.Ed	11/28/1989	11/28/1989	1/9/1995
F	85	Bakhtmand	Siahoosh Khan	SCT	16	6/5/1963	Swat	MA	CT/B.Ed	12/10/1989		1/9/1995
Г	86	Mukaram Khan	Musharaf Khan	SCT	16	6/5/1963	Swat	BA	CT/B:Ed	1/13/1990	1/13/1990	
ſ	87	Aftal Hussain	Bahroz Khan	SCT	16	5/25/1962	Swat	MA	CT/B.Ed	/19/1990	1/19/1990	1/9/1995
Γ	88	Zahoor Hayat	Sher Alam Khan	SCT	16	1/1/1969	Swat	BA	Cĩ :	1/19/1990	1/23/1990	
ſ	89	Farzand Ali •	Syed Rashad	SCT	16	3/15/1963	Swat	BA	CT .	2/15/1990	2/15/1990	1/9/1995
[	90	Amir Zeb Khan	Bakht Biland Khan	SCT	16	2/18/1963	Swat	BA	α	3/1/1990	3/1/1990	
	91	Fazal Rahman	Amir Faqeer	SCT	16	3/10/1963	Swat	MA	ст	4/1/1990	4/1/1990	
	92	Gul Muhammad Shah	Mubin	SCT	16	2/5/1964	Swat	MA	СТ	4/14/1990	4/14/1990	1/9/1995
. [	93	Muhammad Laiq	Amir Hamza	SCT	16	6/1/1963	Swat	MA	CT/B.Ed	4/21/1990	4/21/1990	1/9/1995
' [	94	All Bash Khan	Shah Dilbar Mian	SCT	16	3/17/1969	Swat	MA	CT/B.Ed	5/13/1990	5/13/1990	1/9/1995
	95	Akpar Ali	Qaisar Khan	SCT	16	1/1/1963	Swat	MA	CT/B.ed	\$/13/1990	5/13/1990	1/9/1995
L	96	Alamgir	Khalilur Rahman	SCT	16	7/1/1964	.Swat	MA	CT/B.Ed	\$/13/1990	5/13/1990	1/9/1995
Ļ	97	Fazal Azim	Ahmad	SCT	16	12/1/1959	Swat	MA	СТ	8/20/1990	8/20/1990	1/9/1995
Ļ	98	Karim Ullah	Muhammad Karim	SCT	16	3/15/1970	Swat	MA	CT/B.Ed			1/9/1995
	- 99 -	Ibdahim	Amir Hatam -	SCT -	- 16	·6/17/1959	<u>- Swat -</u>		CT/B.Ed-	- 5/24/1992	5/24/1992	
Ļ	100	Ruhul Amin	Muhammad	SCT	16	4/3/1966	Swat	MA	CT	9/1/1989	12/1/1994	1/9/1995
No. St. J. J.	101		Ahmad Shah	SCT	16	3/7/1963	Swat	MA	CT B.Ed	6/11/1987	1/16/1995	1/16/1995
. VA	102	Muhammad Dawood Kha		SCT	16	4/26/1967	Swat	MA	CT M.Ed	9/25/1992	1/16/1995	1/16/1995
Jun 1	103		Sani Gul	SCT	16	4/21/1959	Swat	BA	CT CT/B.Ed	3/6/1990 1/19/1995	1/18/1995 1/19/1995	1/18/1995 1/21/1995
WC2-24	104	Jehan Sher	Umara Jan	SCT SCT	16	5/1/1962 1/12/1967	Swat	MA		2/20/1990	2/1/1995	2/1/1995
ŕ	105	Hanif Khan i Abdul Wahab s	Abdul Qadir Khan Amir Bashar	SCT	16	3/3/1969	Swat	MA MA	त त	2/21/1995	2/1/1995	2/1/1995
-	106			SCT	16 16	5/5/1969	Swat	IMA MA	CT	; 2/2/1995	4/10/1995	4/10/1995
	<u>107</u> 108	Sajawal Khan i Anwar Zeb	Taj Khan Alam Zeb Khan	SCT	16	5/4/1970	<u>Swat</u> Swat		CT/M.Ed	2/2/1995	4/10/1995	4/10/1995
	100	Kishwar	Ghulam Nabi	SCT	16	1/1/1967	Swat		CT/B.Ed	4/7/1988	4/16/1995	4/17/1995
ŀ	109	1	Mirajud Din	SCT	16	5/1/1970	Swat		CT/M.Ed	11/7/1994	4/17/1995	4/17/1995
- V	111	Bakht Biland	Shah Zada	SCT	16	1/30/1966	Swat	BA	СТ	10/17/1988	5/15/1995	5/15/1995
ŀ	112	Muhammad Sadig	Khyber	SCT	16	11/8/1962	Swat		CT	8/8/1984	8/1/1995	8/1/1995
	113	Khaista Mand	Muhammad Ghafoor	SCT	16	1/10/1966	-Swat	MA	CT/B.Ed	5/14/1992	8/1/1995	8/1/1995
	114	Muhammad Qadim	Amir Nawab	SCT	16	4/5/1964	Swat	MA	CT/B.Ed	2/29/1984	8/7/1995	8/7/1995
-	115	Amiz Khan	Akbar Khan	SCT	16	1/1/1967			CT/B.Ed	8/22/1995	8/22/1995	8/22/1995
-	116	Shah Anwar Badshah	Naik Muhammad	SCT	16	3/15/1963	Swat	<u> </u>	СТ	9/27/1988	8/24/1995	8/24/1995
ŀ	117	Ali Rahman	Fazal Rahman	SCT	16	4/1/1967	Swat	MA	ст	5/14/1987	9/1/1995	9/1/1995
F	118	Sayed Javid Iqbal	Muhammad Mian	SCT	16	3/20/1964	Swat	MA	ст	4/3/1995	9/15/1995	9/15/1995
F	119		Muhammad Zaman	SCT	16	1/15/1962	Swat		CT/B.Ed	3/17/1984	9/23/1995	9/23/1995
ſ	120	Muhammad Afzal Khan	Sher Dil Khan	SCT	16	10/1/1970	Swat	MA	CT/8.Ed	9/24/1995	9/24/1995	1/24/1996
ſ	121	Muhammad Nisar	Ahmad Khan	SCT	16	4/16/1975	Swat	MA	ព	5/1/1996	5/1/1996	5/1/1996
	122	Muhammad Iftikhar	Muhammad Perviz	SCT	16	4/13/1969	Swat	MA	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





GOVERNMENT OF THE KHYBER PAKHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT.

NOTIFICATION

Peshawar, dated the November 13,201

No.SO(PE)1-5/SSRC/Meeting/2012/Teaching Cadre:- In pursuance of the provisions contained in Sab rule (2) of rule Jopune Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 and in supersession of all Notifications issued in this behalf, the Elementary and Secondary-Education 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

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Endst. No. & Date as abo

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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 Pakhtunkhwa, Law Department.
- 4. The Secretary Kryber Pakhlunkhwa, 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

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

0. The Director Curriculum & Teachers Education Abacitabad.

- 0. The Director (PITE) Khyber Pakhtunkhwa Peshawar.
- 0. The Director ESRU, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawary 11. The Deputy Director Dalabase(EMIS) E&SE Department.
- 12. All District Coordination Officers in Khyber Pakhtuckhwa.
- 12. All District Oddentitict Officers Elementary & Secondary Education in Khyber Pakhturkhwa.
- 13. All Executive 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 Pakhtunkhwa
- 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.

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Section Officer (Primary)

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		i		, .	:	
				NDIX		
	S.NO.	1 = 1 = + · · · · · · · · · · · · · · · · · ·	e Minimum		Age	Method of
		of the post	qualification	and	1 2	
			experience	for		recruitment.
		:				
			initial appoir	lunent		
	1.	ر	or by transfe	r	;	
	1.	Socondanu	3.		4	5.
	/	Secondary	(i) Second	class	18 to	o (a) Fifty percent
	- 1	School	Bechelor's D	egree	35	by promotion
$\sim$	T 1	Teacher	with two su	bjects	Years,	
$\langle E \rangle$	7.	(BPS-16)	as Cher	histry,		seniority-cum-
	_		Botany, Zo	ology,		fitness in the
Red	-0 0	atest	Physics,			following
0.1	0.81		Mathematics,	j	1	manners.
Ren	H		Statistics			
			Humanities	and		(i) forty percent
			other equiv	ŧ	۲	from amongst
			groups fror			the <i>certified</i>
		ļ	recognized	n a		Teachers
			University: or		:	(General).
			onversity, or			Certified
			(;;)			Teachers
			(ii) M.A	in		(Industrial Arts)
			Education	or		and Certified
			Bachelor's De	gree		Teachers
			in Education	from		(Home
			a recogr	ized	1	Economics) with
		1	university.			at least five
				1		years service as
						such and having
·		1		i.		gualification
		-		4.		qualification
						mentioned in
	•					column No. 3.
						(ii) four percent
			1			from amongst
		quota 1	us been a	alloca	teg	the Drawing
	140	maria				Masters with at
	lor	priota 1 pST 25 C	adre.			least five years
	100	/				service as such
			1		į	and having
		( <u>)</u> .	مد. بار مورکه هروی معمد مدینه مدهند. مدر بار	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1		qualification
					l t	mentioned in
			20			column No. 3.
			<u>k</u> 1 :			(iii) four percent
			At a		f	rom amon'gst
			<u> </u>			he Physical
			I j			Education
			ļ			
			ه سر ـــ			Teachers with
			ATT58	TEM.		t least five
					+ Vi	ears service
					\	•

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		<ul> <li>(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</li> <li>(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</li> <li>(b) fifty percent by initial recruitment.</li> </ul>
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).

•	-				
	1	TER COPY O	· · · · · · · · · · · · · · · · · · ·	·	,
	10.	Arabic	(i) Second	Class	By initial recruitment
		Teacher	Secondary	School	
		(AT) (BPS-	•		
		15)	recognized Boar		[49]
		1.5)	-		$\left( \begin{array}{c} 1 \\ 1 \end{array} \right)$
			Shahdatul Alan		
•			Uloomul Arabi	a wal	
			Islamia' from o	r Darul	
			Uloom Saidu		
			Śwat, Darul		
					,
				Chitral,	
			Government rur	n Darul	
			Uloom, as noti	fied by	
			the Governmen	t from	
			time to time; or		
			· · · ·		
			(ii) Second	Class	
			Master's Degre		,
			Arabia from	а	
ĺ			recognized Unive	rsity.	
	11.	Theology	(i) Second	Class	(a) Seventy five
	· · · ·	Teacher			
			• •	School	
		(TT) (BPS-	· · · · · ·		recruitment; and
	-	15)	recognized Boar	d with	(b) twenty five percent
			Shahdatul Alan	nia Fil	by promotion on the
			Uloomul Arabia		basis of seniority-cum-
			Islamia from or	Darul	fitness from amongst
		-			
			. ī	Sharif	-
				Uloom	r
			Darosh	Chitral,	service and having
			Government run	Darul	qualification
			Uloom, as notif		prescribed for initial
			the Government		·
			*		[
			time to time; or		Theology Teacher;
			(ii) Second		Note: In case of non
			Master's Degré	e in	availability of suitable
			Arabia from	а	person for promotion
		r.	recognized Univer		then by initial
				, •	recruitment.
	12.	Senior Qari	[		
	14.	-	;		By promotion on the
		(BPS-15)		_	basis of seniority-
				-	cum-fitness from
			t	·	amongst Qaris with
	<del>ال</del> و ک میں ا	an			at least five years
and the second		ar I			
			r F	1	service as such and
í <b>√</b> ħ∙			ji Ji		having qualification
h					as prescribed for
, vr					initial recruitment.
	13.	Certified	Bechlor's Degré	e or	(a) Forty percent by
		Teacher			initial recruitment; and
		(General)			indu recruitment, and
L.	l		from a reco	gnized	1
•		Ì	1		3

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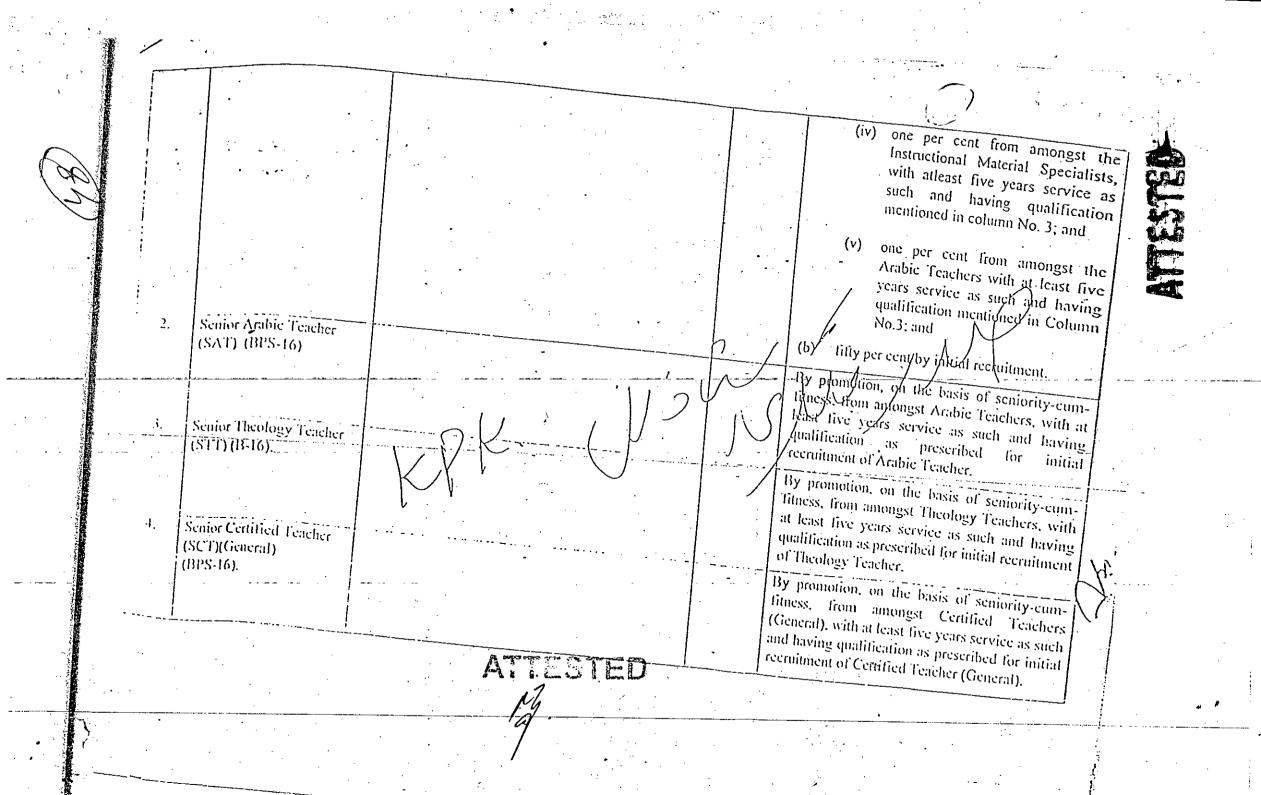
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Certified or two years (b) sixty percent by Associaté Degree in promotion on the basis of Education from a seniority-cum-fitness recognized University from \_ amongst the or eighteen months Primary School Head Diploma in Education. Teachers with at least five years service and having qualification prescribed for initial recruitment of Certified Teacher (General). Provide that if no suitable 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 primary senior 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 then by initial recruitment. 14. Certified (i) Bachelor's Degree (a) Forty percent by Teacher from a recognized initial recruitment; and (Industrial University with two: (b) sixty percent by Arts) (BPSyears training in the promotion on the basis of 15) relevant technical seniority-cum-fitness subjects from any from amongst the Government industrial primary school head or Govt: Technical teachers with at least five vocational Institute or years service and having ATTO Centre; or qualification prescribed (b) Bechlor's Degree for initial recruitment of from a recognized certified teacher

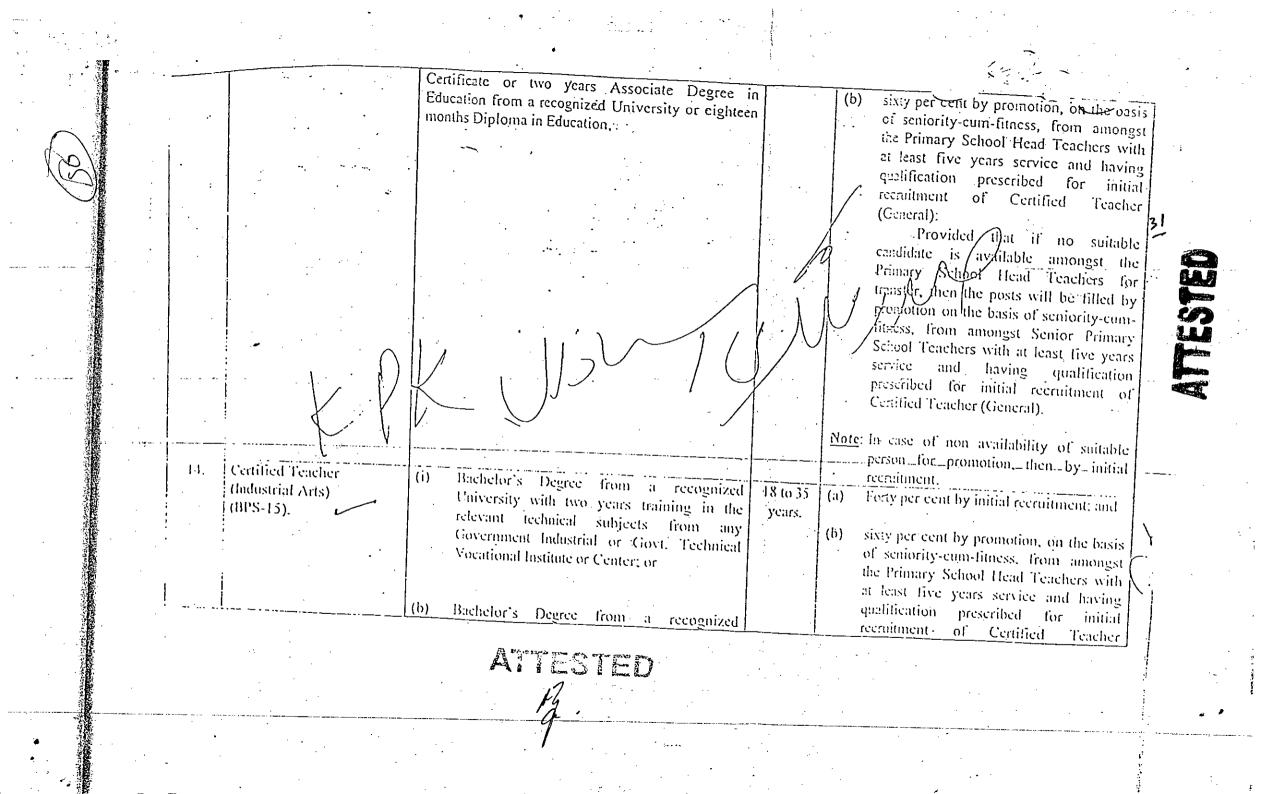


A	Nomenclature of the N.No. post.	APPENDIX Minimum qualification and experience for	Age Method of recent
D)	1. 1. Secondary School Teacher 1. (IIPS: 16).	intra appointment or by transfer.	limit.     5.       4.3     5.       18 to 35     (a) Fifty percent by promotion on the basis of seniority-cum-fitness, in the following manner:
		<ul> <li>(ii) M.A in Education or Bachelor's Degree in Education, from a recognized University.</li> </ul>	Certified Teachers (Agriculture). Certified Teachers (Industrial Arts)
		PK. J.S.R.	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;
		ATESTED	(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:
		Y	

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By initial recruitment Second Class Secondary School Certificate, 20 to 35; Arabic Teacher (AT) (i) 10. , from a recognized Board with Shahdatul years. (BPS=15). 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 Second Class Master's Degree in Arabic from (ii) a recognized University. Second Class Secondary School Certificate, 20 to 35 Seventy-five per (a) by 1 initial Theology Feacher (TT) scift (i)11. from a recognized Board with Shahdatul recruitment; and years. (BPS-15). "Alamia from a recognized Tanzimatul twenty-five per cent by promotion, on the Wafaqul Madaris or Darul Uloom Saidu bi senjority-cum-litness, from bask Sharif Swat, Darul Uloom Charbagh Swat) minument the Senior Qaris, with at least Darul Uloom Chitral, Darul Uloom Darosh live years service and having Chitral and any other Government run Narul qualification prescribed for initial Utoom, as notified by the Government from recruitment of Theology Teacher: time to time; or Note: In case of non availability of suitable person for promotion, then by initial (iii) Second Class/Master's Degree in Islamiyat recruitment. from a recognized University. By promotion, on the basis of seniority-cam-12. Senior Qari fitness, from amongst Qaris, with at least five (BPS -15). years service as such and having qualification prescribed for initial recruitment. (a) Forty per cent by initial recruitment; and 13. Certified Teacher Bachelor's Degree or equivalent qualification from a 18 to 35 (General) (BPS-15). recognized University with Certified Teacher years. ATTESTED



Category of Qualification	· · ·	
-	Total Marks 100 For Humanities group at Intermediate Level	For Candidate of Science group
SSC	Marks obtained X 20 / total marks =	1 Errowski G. F.S. S.F.
HISSC	Murks obtained X 10 / total marks =	5 Extra marks for FSc, 5 Extra marks for B.Sc and Extra marks for M.Sc will be added to the total score obtained by a candidate during his selection
3.1/BSc	Murks obtained X 25/ total marks =	- Selection
ST Certificate/ Diploma in Education IADE.	Marks obtained X 20 / total marks =	
I.I/MSc/M.Ed / MA Edu	Marks obtained X 20 / total marks =	-1 . 0
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## Other conditions:-

The concerned

Appointing Authority will scrutinize and verify the documents and make the appointment as per prescribed rule and the will get the documents wified after the issuance of apppintment orders within shortest possible time, not exceeding ninety (90) days. scerit list prepared by the expected appointing authority shall be displayed for ten days to receive the objections/appeals, if any, and shall issue the final 2. 16

after making necessfry corrections while addressing the observations abjections appeals, followed by requisite appointment orders. se a document(s) istar found faket forged bugus upon scruting verification, the service of the teacher concerned shall be terminated and the amount\_

paider 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 Asnoul from recognized Tazeemat-ul-Wafaqul Madaris, Darul Uloom Saidu Sharif Swat, Darul Uleom Charbagh Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Charbagh Swat, Darul Uloom Charbagh Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Uloom Saidu Sharif Swat, Darul Sharif Swat, Darul Sharif Swat, Darul Sharif Swat, Darul Sharif Swat, Sharif Swat, Darul Sharif S 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

oppointment against the posts of Arabic Teachers or Theology Teachers, as the case may be, ATTESTED

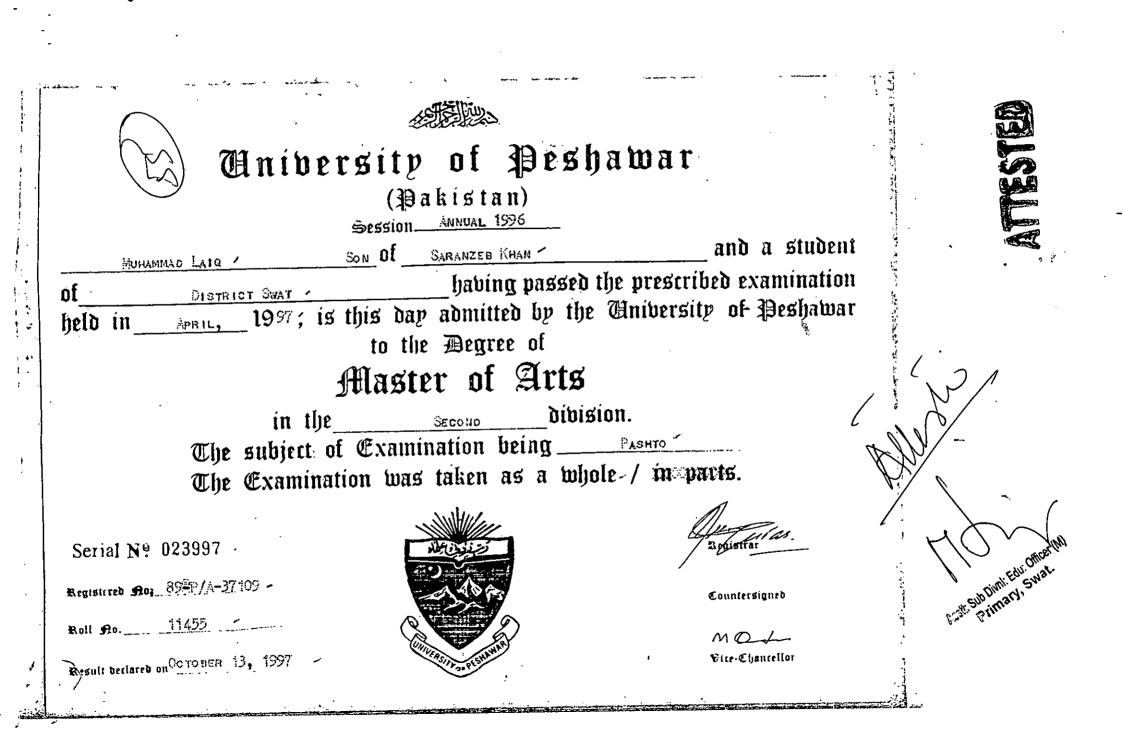
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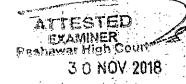
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Allama Igbal Open Unibersity 27742 Registration No. Roll No. 0-6934879 Spring/Autumin, 96 Semester It is to cartify that Mr. / Mr. MUHAMMAD LAIG KHAN \_ محمد لائق خان تسدین ک ماتی ہے کہ سمی اسمات son / daughter of SARAN ZEB KHAN has completed all the requirements of site in its price بن/منت Certificated Teacher's Certificate with the following courses. سی بی سر تیفکیٹ ی بوز، شرائط بُرد کون میں . Code/Course Marks obtained 27 631-Dimension in Education ./100 <u>58</u>/100 -632-Education Psychology ۲۳۲\_تعلیی نفیات 633-School Organisation ۳۳۳ \_ نظروسن ادر انصرام مدرسه \_ <u>54</u>/100 \_\_\_ 634-English and its Teaching ۲۳۴ \_\_ انگریزی زمان اور اس کی تدرمیس <u>53</u>/100 . \_ 638-Teaching of Strategies ۲۳۸ \_\_ تدرميسى حكمت عملى ادرمي اتراه 605-Yocial Studies & Its Teaching 605- معاشرتی علوم اور اس کی تدریس \_\_\_\_\_ /100 635-ISLAMYAT & TS TEACHING 635- اسلا میا<sup>ت</sup> اور اس کی تدریش \_/100 604-URDU & TS TEACHING 604 اردو اور ا م کې تدريس \_/100 . 8<u>3</u>\_/100 ۲۱۲ .... عملی در کمشاب و تدریسی مشق ... 612-Workshop . He/She has obtained\_\_\_\_\_\_ narks and has been placed in grade\_ لمد واصل كما \_\_ فعرقته در 58 Islamabad. 30th Jun, 1997. Controller of Examinations Dated:

JUDGMENT PESHAWAR HIGH COUR r, peshawarc COC No. 105-P/2018 in <u>NP No. 355/202</u> JUDGMENT. Date of hearing: 08.11.2018 Petitioner (s): Nipar Wimad 20: Mr. Noor Mubinmud Whatek Respondent (s): Aubammad Dram behun) x Xi' leh DD4. 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:-

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The Act, XVI of 2009, commonly "(i) known as (Regularization Services) Act, 2009 is held as beneficial and remedial legislation, to which no interference is advisable hence, upheld. 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".

(ii)

3. 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.

Chief.

Judg

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ANNOUNCED. Dated: 08.11.2018

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30 NOV 2018

K - 62/A

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 PST in your good self Department vide order dated 31.08.2006 and later on was promoted to the post of PSHT (BPS-15). 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 PSHT (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 recruitment. In the meanwhile the Provincial Government 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 Court Peshawar in CPLAS No.127-P to 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 am the senior most PST (BPS-12) of your good self Department and also eligible in all respect for promotion to the post of SST (BPS-16). 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

MUHAMMAD LAIQ PSHT (BPS-15), GPS Jano Khwazakhela, District Swat

ATTENTE

VAKALATNAMA Before the KP Service Tribunal Perhawar \_\_\_ OF 2019 (APPELLANT) Muhammad Laig (PLAINTIFF) (PETITIONER) VERSUS Education Deptier (RESPONDENT) (DEFENDANT) I/We Muhammed Laig Do hereby appoint and constitute NOOR MOHAMMAD KHATTAK, Advocate, Peshawar to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter. Dated. / /2019 **CLIEN** ACCEPTED **NOOR MOHAMMAD KHATTAK** ÷Ľ, SHAHZULLAH YOUSAFZAI AN SAFT MIR ZAN **ADVOCATES** OFFICE: Flat No.3, Upper Floor,

Islamia Club Building, Khyber Bazar, Peshawar City. Mobile No.0345-9383141

# <u>BEFORE THE KHYBER PAKTUNKHWA SERVICE TRIBUNAL</u> <u>PESHAWAR.</u>

Service Appeal No. 1235/2019 Mohammad Liaq Khan PSHT (BPS-15) GPS Janoo Khwazakhela, District Swat.

.....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.

## 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 at the time of the mentioned advertisement from PSHT to SST. 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 the present post of the Appellant the rest of the Para is denied. There was no policy of promotion from PSHT 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. (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.

### <u>GROUNDS</u>

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.

DISTRUCT EDUCATION OFFICER (M) SWAT AT GULKADA

OR.

ELEMENTARY AND SECONDARY EDUCATION KHYBER PAKHTUNKHWA

ELEMENTARY AND SECONDARY EDUCATION PESHAWAR





#### GOVERNMENT OF KHYBER PAKUTUNKHWA FLEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24th July, 2014.

### NOTIFICATION

No.SQ(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 Devartment 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, namelin

#### AMENDMENTS

In the Appendix,-

Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be

	inserted in respec	t v v	e columns, namely:	. <b>.</b>	· · · · · · · · · · · · · · · · · · ·
1	2	3		4	
"I.	Subject Specialist (BPS-17)	ü.	At least second class Master's Degree or four years BS Degree in the relevant subject; and Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.	years	<ul> <li>(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3.</li> <li>Note: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial</li> </ul>

1A       Director Flusical Education (JUS-17)       Ai losist second class Master's Dagre in Education (JUS-17)       Second provide the providence of the providence of the providence of the providence of the providence of the providence of the providence of t				
14       Director Physical Education (IIIS-rg)       At least second class Muster's Degree in Physical Education from a recognized (a) Fify percent by initial recomment.         14       Director Physical Education (IIIS-rg)       At least second class Muster's Degree in Physical Education From compast Similar Physical Education Teachers as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No.3:         16       Fifu percent by initial recomment.         17       Provide that if no suitable person is available from anonyst Senior Physical Education Teachers, for promution then the post shall be filled by promotion, on the basis of seniority-cumpliness, 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 conditate is available in the relevant eachers of the promotion quota shell be filled by monoticon grouts shell be filled by initial recruitment "; and	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1			
IA       Education (BPS-17)       Physical Education from a recognized University.       years       seniority.cum.fitness.from amongest Schior Physical Education Teachers and Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3:         Provided that if no suitable person is available from amongest Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum.fitness, from amonget the Physical Education Teachers, form amonget the Physical Education Teachers, with at least five years service as suitable in the relevant eadres 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	and the second second second second second second second second second second second second second second second			
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 seniore as such and having qualification mentioned in column No. 3; Note:- If no suitable candidate is available in the relevant codres 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		Education	Physical Education from a recognized	years seniority-cum-fitness, from amongs t Senior Physical Education Teachers (BPS-16), with
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				Education Teacher and Physical Education Teacher and having qualification
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				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
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			· · · · · · · · · · · · · · · · · · ·	with at least five years service as such and having qualification mentioned in column
	· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·		in the relevant cadres of the above teachers
				(b) fifty percent by initial recruitment "; and

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 $\langle i_t \rangle = a_{transit}$  Second No. 1B, as so remumbered, for the existing entries, the following Shall be substituted, in respective columns, namely:

 تر	1 B.	Secondary School						
	1	occontati y ocnobe	I. At least	second	class	Bachelor	21 to 35	1. Seventy Five per cent by promotion, on the
		Teacher (BPS-16)	Degree's	from	a r	ecognized	years.	basis of seniority-cum-fitness, from the
			University	i on néed	l basis	from the		district concerned in the following manner:
	ĺ		following g	groups wi	ith two	subject		
ĺ			(a) (Chemistry	y, Botany	or Zoc	ology);		(a) forty per cent from amongst the Senior
			· ·	Or .				Certified Teachers (BPS-16), with at least
	ļ		(b) (Physics, M	aths "A" of	r "В" ог	Statistics)		five years service as Senior Certified
				Or				Teacher and Certified Teacher and
1								having qualification mentioned in
,		. *	(c) (Humaniti	es and o	ther e	quivalent		column No.3:
			. groups at a	degree lei	vel wit	h English		
	Í		as compuls	ory subje	ct;			Provided that if no suitable
	1							candidate is available from amongst.
ŗ			*- -	and				Senior Certified Teachers for promotion
			II. Bachelor of				-	then the post shall be filled by promotion,
	1		Education	(Indust		Art or		on the basis of seniority-cum-filness,
			Business Education	Educatio or		pr M.A quivalent		from amongst Certified Teachers, with
			qualificatio	-		A (		at least five years service as such and
		,	University.	no jrom				having qualification mentioned in
								column No. 3;
ł								(b) four per cent from amongst the Senior
		1						Drawing Masters(BPS-16), with at least
			·					five years service as Senior Drawing
								Masters and Drawing Masters and
			• •					having qualification mentioned in
								column No.3:
	·	•			· .	t I	•	
<u>ب</u> ا						(3)	;	

Provided that if no 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-filness, 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 senioritycum-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:

(4)

Provided that if no suitable condidate 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 senioritycum-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

(5)

B. John Start				
			<ul> <li>Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority cumfitness, from amongst Senior Primary School Teachers with at least seven years service as Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No.3:</li> <li>Provided further that if no suitable candidate is available from amongst Senior * Primary - School Teachers for promotion then the post shall be filled from amongst Primary School Teachers with at least seven years service as such and having qualification mentioned in column No.3;</li> <li>(ii) twenty Five percent by initial recruitment.</li> </ul>	
· · · · · · · · · · · · · · · · · · ·			I.       If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.         II.       Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately.".	
		(6)		••••••
	· · · ·			

### 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.

-- 2.- The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.

3. The Secretary to Government of Kluyber Pakhtunkhwa, Law Department Peshawar

The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.

5. The Accountant General Khyber Pakhtunkhwa Peshawar.

6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.

7. 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 KHAN MOMAND) SECTION OFFICER (PRIMARY)

Annexave "B"

Junite.

JUDGMENT SHEET PESHAWAR HIGH COURT, PESHAWARCOUP (JUDICIAL DEPARTMENT COC No. 105-P/2018 in WP No

JUDGMENT.

Date of hearing: 08,11,2018

Petitioner (s): Nipar ()mad )b: Mr. 1 Voor Muliiomed Whatek Respondent (s): Aubeninnad Sord Bam behin ) kg 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

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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 2 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

> TESTED ar High Court 3 0 NOV 2018

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. Arguments heard and record perused.

5.

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.

> r High Cour NOV 2018

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.

Chief Justice

Judg

d Ayub Khan J

ANNOUNCED. Dated: 08.11.2018

Shah SCS (DB) Justice Wagar Ah

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Perhawar Mon Court, Pabhawar Authorised Under Article B.7 St The Ganun-s-Brehadet Order 1086 3 0 NOV 2018

#### PHONE/FAX,9240228 OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) E-Mail SWAT AT GAILKADA deomswat@gmail.com

Annexune

www.male.sed.edu.pk

#### Consequent upon the Notification issued by the Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar vide his office Endst: No8541-46/File No.1/ (Promotion SST (B-16) Dated Peshawar the: 07-02-2020. The following SSTs (whose services were placed at the disposal of DEO (M) Swar for further adjustment) are hereby adjusted against the vacant posts in the schools noted against each in the interest of public service linder 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 二百姓的 计分子的 2.5 effect.

### SST/BIOLOGY/CHEMI

_	BIOLOGY/CHEMI		्रहे हैं की प्रतिप्रदेश के अधिक कर का का का का किया कर की राजा के किया का कि कि कि कि कि कि कि कि कि कि कि कि क जनस्य स्थल जात के स्वर्थ के साथ कि कि कि कि कि कि कि कि कि कि कि कि कि	Den 1 1 5 11 al construction and an external state of the
S:# X	Name to grand and the	Present School	School Where adjusted was	Remarks 1. State 1. S
11	HIMAYATULLAH S. C.T	GHS No 4 MINGORA SWAT	-GIIS NO 1 MINGORA SWAT	AGAINST VACANT POST
02	ABDULLAH KHAN, C.T	GHSS KHWAZKHELA.	- GHSS KHWAZAKHELA	AGAINST VACANT POST
93	RIAZ IQBAL .PSHT	GPS KOTLATSWAT	GHS-SEEWGAUAI	AGAINST VACANT POST
04	MUHAMMAD PERVAIZ SPST	GPS DAWRRAI SWAT	GHS GULIBAGI	AGAINST VACANT POST
05	NOOR ALAM PST	GPS KANJU SHAHEED BABA	GHSS DARDIYAL	AGAINST VACANT POST
06	AYAZ KIIAN PST	GPS MANAI SWAT	GHS MANAI SWAT	AGAINST VACANT POST
SST	(MATHS/PHYSICS	· · ·		
S:#	Name	Present School	School Where adjusted	Remarks
1	SALEEMULLAH PST	GPS NO I MINGORA SWAT	GHSS CHARBAGH	AGAINST VACANT POST
5.51	Γ (GENERAL)		1	<u>.</u>
<u></u>	Name	Bresent School	School Where adjusted 1.	Remarks
	J AFZAL HUSSAIN,SCT	GHSS ABOHA SWAT	GMS TALANG	AGAINST VACANT POST
	AMIR ZEB KHAN.SCT	GHSS DEOLAI	GMS GOLDEN KABAL	AGAINST VACANT POST
3	AKBAR ALLSCT	GHS GHALIGAY SWAT	GHS GHALIGAY	AGAINST VACANT POST
	BAKHT NAEEM TT	GHS GURNAI SWAT	GHS GURNAI SWAT	AGAINST VACANT POST
· · · · · · · · · · · · · · · · · · ·	IZHARUL HAQ TT	GHSS MADYAN	GHSS MADYAN	AGAINST VACANT POST
6	ALI RIODAR KHA PSHT	GPS BABO SWAT	GMS NAWAKALAY KH.KHEL	A AGAINST VACANT POST
7	MIAN SARAN ZAIB, PSHT	GPS NO I BAZKHELA SWAT	GMS GURRA MATTA	AGAINST VACANT POST
8	HANIFULLAH PSHT	GPS ASOGAY SWAT	GMS DAGAY	AGAINST VALANT POST
0	MAHBOOB-ALLPSHT	GPS HAZARA SWAT	GHSS KABAL	AGAINST VALANT POST
10	AKHTAR IQBAL.PSHT	GPS JARONDO DEHRAI SWAT	GHS UDIGRAM	AGAINST VALANT POST
11	MIAN SHIER ALLPSHT	GPS QAZI ABAD SWAT	GHS KANJU	AGAINST VACANT POST
	J •	GPS SAMIR BANR	GHS TOHA	AGAINST VACANT POST

#### CONSEQUENT ADJUSMENT

Remarks Name of school were is Present School Name & Designation S.No consequent adjusted Israr Hussain SST ٠. 1 V.P S Shinko (Se-11) (MUHAMMAD AMIN)

Dated

District Education Officer (M) wat

District Education

Such

/ 2020

Endst: No

/Promotion/SST Swat Copy forwarded for information and necessary action to the:-

Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar with reference to his No cited above

District Accounts Officer Swat at Saidu Sharif. 2.

Principals/Headmasters concerned. 3. 4.

Budget & Accounts Officer Local Office.

Superintendent Local Office. 5.

Official Concerned.

## <u>BEFORE THE HONORABLE KHYBER PAKHATUNKHWA SERVICE</u> <u>TRIBUNAL PESHAWAR.</u>

Service Appeal No: 1235/2019

Muhammad Liaq Khan PSHT (BPS-15) GPS Janoo Khawazakhela, 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.

 $(\mathcal{A})$ 

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

- 1 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.
- 2 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 Annexurc-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.

**Incorrect & not admitted.** The stand of the appellant is without any cogentation & 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.

(4)

<u>Incorrect & not admitted.</u> 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.

**Incorrect & not admitted.** 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.

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**Incorrect & not admitted.** 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.

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.

**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.

Legal. 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

 $\left( \right)$ ecretary.

E&SE Department Khyber Pakhtunkhwa, Peshawar. (Respondent No: 1) Director E&SE Department Khyber Pakhtunkhwa, Peshawar. (Respondents No: 2&3)

### 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.

Unector Elementary & Secondary Education crementary o peroningary convoluon KNyber Paktiturikhina Poshanat

Deponent

	nan saa daga ka pang pang pang si sang	n de akaten <b>ark</b> een	المراجعة وجالا محالية بحد			مدينية محمد المحمد . الأحية الدوران المادانية	د به به به به به به به به به به به به به
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۵۰٬۰۰۰ نیاز که ۵۵ Poil poi ۵۵ ۲۰ سنا ۲۵ سف ۱۶۱ وی بر ۱۸ م ۲۰۰۰ میسید. ااد جکن انجستر تک کوشن اار جکن و بزل دسیدا او جکن شاختی کارو کارکا ۱۵ زکوب اور سه وجنعین می وجد می می کرنی می می به او کام دکر دون شد او او که لیز لیز مید اور از جکن می داد کارد جکی سند می مدیند.		-÷. -				, , ,	
ا نابین ۱۸۴ (P) 2760 (NF (P) 2760	7		(14)	к <sup>с</sup>			
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مکمه دارس دخوا ندرکی میویی سر عند محکمه دارس دخوا ندرکی میویی سر عند محکمه است که محکمه محکمه است محکمه است محکمه است محکمه است محکمه است محکمه ا		, ,	· · · ·				
نظر دادم خواه کو ل می میتند می تکول نمبرز (SST) B-16 دوبیج به میشامه نه H-17 (SS) B-17 کو نبالی زمانیه برایم للاستا مارض کلیم که ادامه می میری که نباه میتون که کمیته 100 اکمیت 107 تا تر 12 به در میری که میرند با نیزید. بنایه با ساحت Marcine Marcine میشود میشود میشود. مرویه مراد این میشود با این میتون اسمیدافتن از خواتی میشود. ب میتر میترای Marcine Marcine میشود میشود. مرویه مدار میتون که میتون با میتون اسمیدافتن از خواتی میشود.	near the two proves at a second	i lan e sectifiji	all to an a fer in a	later set in a construction	مىرىنى ، مەر يەر يېرىمى -		
ت کن مان در خوشی مطلب میں به این مساله کام آسانی کی محمد المراز کن میں تو ایت المرکب سر ۱۰ می از مان میں المراز کی ایک المیں میں امار 135 12 مال کی کو فار کی ایک میں میں میں میں میں میں میں میں میں م ایک الموالی میں میں میں میں میں اور کر مات کہ میں میں اور میں میں میں میں میں میں میں میں میں میں						1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	
مترک میکنمی بنیادی اولینظ طرورین و عظیفه انزویسکیلی 10 فرودین اولین ماری کی از از این انتشار از معاد از ماری که از ماری که از ماری که از ماری که از ماری از میکرمین از میکرمین	•				· · ·		
2. سبک مدانسد، المدن مي المان 15: الله المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المريق مستقدم المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن ال سالم المدن المدن المداني المداني المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن المدن		ин мараканан жаран. Каларын жаран жаран.	ang ji at terese ada ang ang ang ang ang ang ang ang ang an	tetale or warder waters	Araba an an an an an an an an an an an an an	er,	
مرس ایک مند برا میشد (درید) مرس ایک مند برا میشد (درید) مراب ، دریش سرا ، ایم ایس ایم (در میش ایس میش ایس ایس ایس ایس ایس ایس ایس ایس ایس ای مسروی توادی ) ، ب محید میشکن ان		· · · ·				) -	
سرن بازی) از بسی بن بن این اسیدارد سرکی از انگرانی است از میرکی		- 			. '	1	
کر تر از ۲۱ با میں انس کی سالم میں اندا با المیں تک ترکم سیسلرل ایام می ( دامل می اور اینمی ( ایسا بالی ) نین امام موسله میں جس اس اس مواد کال ہے ۔ (2) سویسر مدار خالک ملاد اس اور جک کے دوسیا کی رائینہ دالے اسر وہ کے انسا اس سی بر یاد سی میں (3) کو باب میں دادان کی تر وکی دورا تر میں است کی بیاد موامید دو یک ترکن طلل ایس میں اس	ſ	- , , , , , , ,	· · ·				
سوم المول می او کی دولت مال با او کار ایم الرکس من از اینسی می مود رو او با از در فرور او ترزید میل استان با ا میدان من همان میدان می مسلق به جارا حاض جارا موک (۱۹) می و به در باد منداع تا می MANASC کی فرار این این از این جدال می به زود 55 ما میران (منابعة شرون) میله الک الک الک تاک زیم می از می می دان این مان آسایین این از سر	.* 					· · · · · · · · · · · · · · · · · · ·	
تابی کا کموست بین ۲ مایا سامیدان کامور با می کمک برمی تبتا ساک به عمر با تستالی برک تا جار تبادگ ار منتقد از ان رسمز دن اسیدان کامشم « زدان بست برا ما موک - (5) انتراع نده آن مدد با سیدر ند ما تر ساز تعالم از آنها ۳ کاشتها تابط بین برز بابین می لیدان بینا کرم کشینه که تعدیم افرای شوی کام شاح این از ما تد از است شده باشنده آن نتیک من	,C	سى قۇر د مە <sup>رى</sup> ئەر قەت .	an maria maria	n and a second and a second and a second and a second and a second and a second and a second and a second and a			
ال این کے ملکان کے ادمن مؤاند کی مدیر <b>سر تکن ملیان پر تبیان این ترین درونواست دینا میں الاتین میں پر تیزیز کر</b> این اس <mark>ان کی جویان مدین<del> علومات کی مو</del>ان کی اور در مالان کر این کر میں کر حکم موالے کر رک</mark> ی تولیز کی تکریک کی تک ** سب اصلاح کا با در این 10 (2) احواج ت کر کی فیز کن روز 100 (مرتقاعات اور کر میں کی دفتر این والدیک اور این	17 7	- 41				· · · · ·	
1017473, 1000 Contraction (10) (1000 - 200 Contraction (10) (1000) 105 107 107 107 107 107 107 107 107						·	
MUNICIPAL TOTAL ALCOLAR CLARACEDON	and the second second second second	- 37 5 -24236 24(10)3	anti ince serve a far an a sinte	TENGE or wow - ogenery		an a star a star	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1
0.60         1	-	), ,			·	· · ·	
۲۰۰۰ ما معاد معاد المستد معاد (۲۰۰۰ معاد معاد ۲۰۰۰ معاد ۲۰۰۰ معاد ۲۰۰۰ معاد ۲۰۰۰ معاد ۲۰۰۰ معاد ۲۰۰۰ ۱ الیت المیت الم مین روابی تعتر دی بعثیت بینز المعن کم مرد ۲۰۱ محل المرا ۲۵۷ (۲۵) المرز المام ۱۱ سار (هر تنگیش اور کرم ان) کمیته مرز کروه و یاده است و باده المرد وی کنسیل مسب و یل برزیل ۲۰		•	•				
Desire         Terre Light         11, Let 100         Terre Desire         Not Desire           NAC					· .	• •	•
Image: Image:		· ·	. :	· .		· · ·	
Pitch ingther Education Thin one preserved guardeness Chin Stage Alines - 6 mers (MARMEC) They Bigs Alines - 6 mers (MARME) + the first State - 6 mers (MARME) + the first State - 6 mers (MARME)					ı		
مرکز مشاحب مرادک بے کہ اکس اشتعاد کے تعنی شائم معدد اور کی طبادی مراحات منا کمی تعلق علم بسرایات باشی بلیر میں مرکز مشاحب میں مدین میں باطل بعض ادکر میں المجام میں خراج کا الاوس کم بلادی مدامات اور دسی بی مرابل بیان کر کے کیلیے کمی موالف سے داروں محکم میں مالی موال میں اور میں باضراف کر بالا کہ مدین میں اور اور میں اور اور اور اور اور مدین	· · · ·	a, av.≥r <50 a. v a. 1	estimation and which	یرکی میدید ایرونهامایی ایر دینمان ا		n Hos	n i nati
نا کریں بیان این از مریز کرت افت انسانی کا در میں آباز ید کی کل ملسل مان کا مرتر اب اور مداوند وی بیائد اور کی کا سک تلطی کے لیے اور ادلیش مولاد در فاصید اور کر کم این جادی میں کم میں مامل بودکار مصافر زمان میں فتاح ال روزا اکا سکرانٹر اور بی مثال کما جائے کو مس کا تسلسل 13 کا کمیٹ 2007 مرکز و سرمانترین (2000 وی کمیت داری کر کہ	19 19	, ,				•	· · · · · · · · · · · · · · · · · · ·
اللور می ایند است المله بادی کندی سیم با می رکد المان طرف موجوا با به موجوا با مردان می ازدان می ازداری میدیکرم کروم می میس شین قری کر کالای اور کلسک مد او کا معالیه و پر تشکار مادد کالا اور کیلیند اسیداد، ان کو کا 2000 مشار میکه افز می از شک میدد میدور در این مرحل این مامن می موجود که	۲۰۲۲ - ۲۰۲۲ برک					 i -	
.2007		. ***** Marthad	۲۰۰۶، محمد میکوی و <mark>بروی</mark> و میکوید میکوید. میکوید از میکوید و میکوید میکوید میکوید میکوید میکوید میکوید میکوید میکوید میکوید میکوید میکوید میکوید میکوید می	Elegis - en al signic na det Barg 1 1	- Liter of the second states	st	ئىمەتتوسىم ، دەپەتتوپە بىرەتتوپە
ست خان اور معاجب علی این شده الام طولال از ارتکا صد تسرو ادل به اسیداده این تدریت و دخان شدند. از این سیسی از ا مستری مسیست به مسیسی دکیر کتابی می از از مکان مسیر از از مکان از از از مکان از مین از این می از این می از این می این از از از از از از از از از از از این این این می می از از از کتابی از از از از از از از از از از از از از			,				
	ML-LA	•					



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. <u>Overriding effect</u>.---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.

-22

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

(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. Acto

<u>JUÉGE</u>

CERTIFIED TO BE THE COPY

Peshawar Lingh Court Pesh

Announced.<sup>1</sup> 26<sup>th</sup> January 2015

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the following terms:

## IN THE SUPREME COURT OF PAKISTAN (APPELLATE JURISDICTION)

<u>PRESENT</u> 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 like judgment dated 26.1.20.15 of like Peshowar High Court, Peshowar passed in With Petition No. 2905 of 2009 3. LT + Level Court for the second seco

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

Versus

Attaullah and others. Nasruminullah and others. Mukhtor Ahmad and others. (in all cases)

....Respondent(s)

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

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

For the respondent(s):

Date of Hearing:

as such.

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20.09.2017. <u>ORDER</u>

Elaz Alzal Khan, J.- The learned Additional Advocate General appearing on behalt of the Govi, of KEK, stated, at the ber-that-as-per-

Instructions of the Government he does not press these petitions. Dismissed

SUPREME NBB MA 0.09;20

ų,

Sd/-Sh.Azmat Saeed, J Sd/-Ijaz ul Ahsan, J. Certified to be True Copy

Sd/-Éjaz Afzal Khan, J

Court'Associate Supreme Court of Pakistan

Islamabad

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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 IJAZ UL AHSAN.

CIVIL PETITIONS NO. 127-P TO 129-P OF 2015, Against The Judgment dated 26.1.20.13 of The Peshawar High Court. Peshawar passed in With Pellillon No.2905 of 2009, 3 + 17 5 + 44, 64, 64, 64

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

(in all cases) Versus Attaullah and others. ฟูอรณฑิเลฟโอละอกdrother: ๛๛๛๛๛๛๛๛๛๛๛๛๛๛๛๛๛๛ Mukhlar Ahmad and others. ...Respondent(s)

For the petitioner(s): Mr. Mujahid Ali Khari, Addl. A.G. KPK For the respondent(s); Mr. Ghulam Nabi Khan, ASC Mr. Abdul Qayyum Sarwar, AOR

Date of Hearing: 20.09.2017.

SUPREME

ЧÄИ

<u>ORDER</u>

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.

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

Certified to be True Copy.

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20.09-20

Court Associate (

Supreme Court of Pakistar Islamabad

GR No: 2 Givil/Criminal Date of Presentation: No of Works No of Ech Requisition } .79. Copy Fee in: λ Court Fee S Date of Co-Date of delive VCOL

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SEAN

COMPANY DA MANY	and the second se

منتقد مسیخہ نجالایا میں مسلم

	نہ ) سکولوں میں درجہ ذیل آ سامیاں پڑ کرنے کے لیے خیبر پختونو ایک متعلقہ اضاد کر کے سکونتی ایل اسیرداروں سے تبتیزہ ی اس (NTS) کی ویب سائٹ (http://www.nts.pk) پردستیان سے مشرر د تاریخ تجزر نے سے بعد موسول : دینے دونے	طاوب <del>میں به درخواست ذ</del>	ر خوانتقیں <sup>ر</sup> یز
	 ال <b>ا</b> لت	171	سبر ززر
	(SST) مى يحى طلير شد ديوندري ب يجند أورين يطرو كرى حس برساتي دوسايين الان مان م	ایکنندری سکول نیچرمر ایند سرد مناطقه و دست دار	
	(i) سیمسٹری، بیانونگی (زرانوبتی یا بانتی )	بيالوه فالرغيمستري	
	(ii) - تسمح بی بتشایم خد و یو ندر کا ستا مجما ستا بج کیشن یا ایج کیشن میں بیچل د گری۔	BPS, 16	
35:21	(SST) (1) من محمی تسلیم ضید دید تیدرش سے سیکند (ویژن ییلرد کمری مس کے ساتھ دہرین ڈیل دومضایین بازی ہوں۔	میکنڈری سکول نیچر رو منتق	1
	(i)- فزمن به فسن A یا۔(ii)- انو شمن بطخس B یا۔(iii) یوزش دیا طبقس	فأجمس أصفحس	ł.
	(2)- مسمح جمع شکیم خد وزیر ندرش ب ایم اب ایج کمیشن والیج کمیشن میں جمار و تر کی۔	BPS. 16	+
JU-35: 21	SST) جزل (1) کمی محمد تشاییم هید وبو نیوزی سے سیکنڈ ذورین ییخبرو کری جس کے ساتھ درینا زمل دوستیامین لازنی ہوری ۔ ۔	2	
را شر ولال مع ل	(1) - انگریز می الازمی، تومنیلز کروپ یادیکر ساوی کر، پ	BPS. 16	il [
	(2) - محکی بخشایم خله و یو نیور کل سے ایج اسم السجو کیشن بالد بیو کیشن مثل یکیلر و گری۔	· .	

سنیکش کریزیا: اسا تذہ بے سنیکش کیلے کریزیادر جان کی 200 نمبرات کی تعلیم ای طرح ہے کی جائیں۔

کل نیر		( ۱) میکرینگ نیست به راید NTS= 100 نیم
مامل كرد دنير 20x تتريخ نبر		الير السري
حا <mark>م مل</mark> کرد د نبس 20x تقشیم کل نبر		. النسائي ( النيسانين).
مالمل کرد و نمبر ×20 تقتیم تل نمبر		بالمعالي / المعالي المعالي المعالي المعالي المعالي المعالي المعالي المعالي المعالي المعالي المعالي المعالي الم
يون من	MARK BELIEF	in a more than the second end the the the the the second and the s
مامل کردد نبر 15× تقسیم کی تبر		لیانی / ایمان ایج کیش
جامل کرد د نسر 05x تشیریکی نس	!	المكاليه / المكانيه أيتن
حاصل تردونبير ×05 تقسم <sup>ب</sup> ل نبر		الم بن / بن الله الم

نالى ئەزىرالدكەن كىسورت مى كېردى كىكتىيەس لۈن يوكى مامىل كردەنمىر 35% تىلىم بېكە يېلەرداندا كى ب يوكيش كى صورت مى تىركىكتىم بطريف ز فرب دوكى -ايم ا بىرىمىن دامان كردەنبىركى 20 ئىلىم كى نېر

تومن (1) مرسکول کی آسای کے لئے طور و تیجد و نیز سامن نرت کی جاتی جس میں اسید واروں نے NTS کے دعمل کر دو نیز اور طبی قابیت یہ نیز دوں کوجم کیا بایک .. (2) برا مدوارت NTS فی ایک ایر اور سند (1) مرافز است خارم 300 دوب چاری کیا جائے گار اگر ایک اسیدوار 5 سکولوں کے لئے دونواست و دیکاتو اس 1800 دوب می NTS چاری کریتھے بروک اسید وارخود برداشت کریں کہ (3) - NTS طبب میں 40 لیسد نیم لیک طروری ہے -40 فیسو سے تو لالا امیدوارہ وہ کی تصور ہوگا اور میں کا اور میں میں اند

	·	¥	· · · · · · · · · · · · · · · · · · ·	<u> </u>				۲۲ الا	
مر 19ئاتا 19	(	11. 1. 7. 1. 1. 1	ایست مداخر الدفن ما مدار	box 71 C 2.0	als out	بمی حکیم شدہ ہوتورش سے بیک ملقہ میں تبدیک	5 <sup>1</sup> (i) 1	ی کول مجر (SST) بیالوی	میکندد
1235620	(0)50	مسرل، مياوين (روابو	) دوستاین کاری موں ۔ (۱) RI سرمام کر آرموکی	TE/PITE	مدرویر بن میرد. الازی از ملک م	یشن ادرتقر رئی کے بعد 13 کی	ν <sub>(ii)</sub>	میسٹری-BPS-16	·
1435019	i) نزیم میتحس B یا (iii)	:) نزیمن میتوس ۱۱۹۸	لیار درمضایین لازمی بول -	لاگرل جس کے ساتھ درج ا	انثر اويژن بېلر	المح صليم شد ويوندر في ال	5 (i)	.ی سکول نیچر (SST) فزیمن <i>ا</i> مهد	
			. •	•	·· ,	س ا	107	BPS-16 - ميتحس	•
			RI - خاص كرنى اوك -	TE/PITE	الازى فريشك مك	یکٹن اور تنتر رئی کے بعد 19ء کی مرجد	K(II)		
19ئەت 19	وب اد کرماو ک کروب -	اتحريزىلازى ، يوسينيليركن	ردر مشايين لارمي مول_(i)	کری جس کے ساتھ درج ذیل	نذدورن يجكرد	ماجل سلیم شد <u>ب</u> و بو نیزر کی سے سیک <sup>و</sup>	5 (i)	رى كول تېر (SST) جزل	مينذ
			1114 -	mnummn	6 G B. B. Call	میشن اورلقر رکی تحرید، ۱۹۶۵ ک	- (II)	- BPS-16	
·		4	، کی جائیگی ۔	کی پُتسیم اس طرح سے	20 ئىبرات ك	بریا درج پُیل ؓ ہے ۔ کل ۵	کیلاے کریڈ	ا: اساتذہ کے سلیکشن اب الم NITS	ن دريليزي
لتسيركم فمراحا مد	40x אול - מרט אנו יית 40x	بی قسروں کی تتسیم اس مل			SJUC?	ل) قابليت = 100 نمبر	(ب)	بۇرىير100=NTS نىر	ريتك ميرد
			بالنام المعالج كمشن كممورت		<u> </u>	1 10		- <u>) K</u>	ل تابيت
:	۳. ۱۰۰۰ میلاد م	میں ال میں ال میں الرون میں التقسیم کا المہ الم کی	۱۲ ما بوکیش مامل کرده نمبر ۱۴ ما بوکیش مامل کرده نمبر			هليك تكالميت	1 38	کل قبر مامل کرده قبر × 20 تند	ل اليمان ماليماك
	<u>) المر</u> +15-1 <u>14</u> )	ر ۲۵۰ میں جرد دسر ۱۰ مار مار		20x r	م م ک کرده ج	الإ-ا_/أيل الس			ران اليري مراب اليري ك
ياروں_NTS	ببرم کی جا کی جس می امید	الشيط سيحد وميرث كسرا	وجارا) برسول ما ما م	بر 20 تقيم ك الجر		امما ب /ا ممانی ک		ما ل رو المر x 20 ت	<u>بايد من من</u>
مد بسر ليراضرور كاب	_NTS(2) ٹیےٹ ٹن 40 نی	ت م مردن کوم کیا جائل		برx 05 تعیم کنبر	ماكررونج	ايمايد/ايم ا_مايج كمش	1	the second second second second second second second second second second second second second second second s	<u>ب، پر</u> المانگذی
· .	بال عرمة ال من موا -	والراال موربوكا ادرير	40 لعلي المبرين (1)	-			<u>. אַטיי אַ</u>		
ر برایک مال کیلے	بیست عرامال هم بوما - بیپادوں پر الجرماک استخریک	لحرك فجلحه خالعتا وارمني	(Inicial App	بنیادی تغرری (olament	الق 25 ليمد : سر	د موالے مرد بیر کوائی کے مط دی موجد	ومت میبر ود مدر کمار قد	معلمان (۱) ما م مرد <u>یان</u> ارکسکن قدر از اللبته از	ي هرن رکستان
						Y 2 3 4 J	1. 1. 1. T.		
ا_(12) ت <u>ا</u> کمل قادم	مطالق فالعتا مرك كى بنادم ت كم لي الل تسور كيا ميا مي يح - (14) تما متقرر إن متعاد	کے لئے اسے مرکاری الازم براد	الجول ل ما م م م اوراً محد	بادین سے ملاق کا یون چارہ کی (12) ہو ۔ رکساری کی	ساد بایان کر دور دکارها ای	ما جن کر از ان طیرو اردا. دکارش کر از کر کردها منط	یا ج برج برج ایران درخ تصور کها جا	ل در نواست قارم خود بخو دمنس ا	کی مورت م
	تادكه اوكى - (16) أيك اميده المجتمعات اسيدداركو مامل فلس	the Collect State		うんしかいしゃしゃしょく					· · · · ·

<u>.</u>

SING.

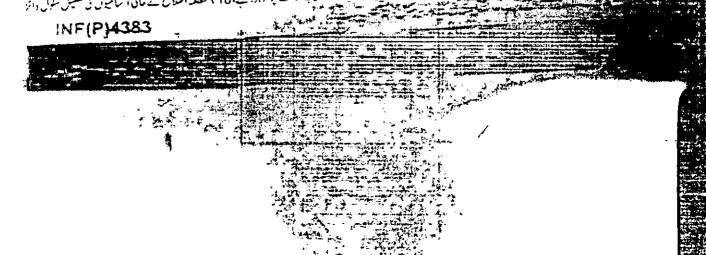
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SI 

(13)

منونو الامنت اذ بوضین الاستند اورز المنفر تجرار نتیج رز ایرز انترز ریوندی ایکن 2011 سے سیکٹن کیر 4 سے تحت مختر بیلیم محری ایند سیند رق 4 یہ تندید مد انکام (مردانداز منه ) سکون کرش درجد ذیل آلمامیان پر کرنے کمینہ نحیر پختو کو اسے متعلقہ امندین کے سکونی امید وار بیلی ارتزارت فارم (NTS) کی دیب سائن (NTS.org.OK) پر استیاب سے متعلقہ امندی کے سکونی میں اور انداز من استیاب میں ایک

20 شبر - 20 برستان بر	م سلین امل امید ارول ت بخر و فارس بر 10 دسمبر 1 <b>4</b> ب مقرر ۲۱ رن <sup>5 ک</sup> ر رت کے بعد وسوں بورے دمی سر مرید مرد میں مصرف میں میں میں میں میں م	د موالے متعلقہ الملاق کے http://w	مان کار کار کار کار کار کار کار کار کار کار	مەرقىلىت قارم(NTS) كىدوپ.	(Y3
	ې د د د بې د بې د ست ست د د د ې د بې د لست ر يې يې بې ده د بې وي د مختوفسر سې	· · · · · ·		··· ، ، ، ، ، ، ، ، ، ، ، ، ، ، ، ، ، ،	
	ت	۽ کن		میندری سنول نیچه SST بیژه ند	
:21	یے ان کے ساتھ درینی ذیلی دہ مغمالین لا زقی ہوں ۔	مَسَند و ور <b>ن ينظر ( رن ج</b> م	ا کا کاسیم شد دیوندر کی ت ایم به داد		
_35 √ل		, (J	المحتشر فالمولا ومناور والورق في		
-	شن بې يېږوترنې	یا آم اے ایج کیشن یا ایج کیم مرابع	انا) کسی بھی تشلیم شد دمج غدر تن <u>ست</u> د ریسر بعر چنٹ د	ىيىنەرنى سۇل ت <sub>كرى</sub> SST	
r21	ی بین میدوری س کے ساتھ درمنانہ کل دوہ ضامین لازی ہوں ۔ حیا	بسینه و دیژن میکرد کرد. منه	ک <sup>1</sup> ک می شیم شد دیج خورش <u>ت</u> اود کم میشومین در داد. در می م		
35 مال		亡了?(值月日二二)	C MARK C C M	1.	
	ن من مجرد ارن	ایمان انجریسن ماانجر <sup>میرد</sup> مستقب مستقب	) کې کن شیم شداع خد کې <u>ت</u> اس نو شلېر	ستندرن سکول تجهه SST	
:21	ن میں مرد کری پ کرمانچور می ذیل دوستها میں اوزی ہوں یہ	سته دو درون چر در ارم م سته د	ایک ک ک می می مند و بود می <u>است</u> . )اکثر از می از ماد می از مندو مر		
35 سال	ں کے محافظار منادی ادام علما کمنا اور باہوں ۔ اس می شنیم شدوع غدرتی ہے ایم اے الجو کیشن یا	<u>دي ميدن تر: پ(2)</u>	ې لويون کارن . بويو نيز کردې . بې کېشن مې ټېلر ډ کرنې		
	<u> </u>	T 14 . (* ) .	ية بي 200 نيمانية كي مسمان	-ا مما قدّ و <u>م</u> سیکشن کرینر ادر ن ذکر	نز کر میخ یا.
	(	مام ما ن جانب د. ۱ نمرم کی در تسمی د	ب ما ما ما ما ما ما ما ما ما ما ما ما ما	سندند بع 100=NTS نبر	شريفه
	ن مرب جون ۔ ان محکوم کر ان			تغلمي تأبليت	
	مان کرد دنبر 20x سیسرکی نس	•		ويعن اليكن فن	
	ماس کرد البر 202 میں بر ماس کرد البر 20x متسم می نبر	•		الم الم الم الم الم الم	
	به ما ما مردونیمه ۲۵۷ مسیم می مرد به مامان مرد ونیمه ۲۵۷ مسیم می مسر	· ·		نی اسے ان ایس ک	
· · · ·	یا میں کردانبر 15x سمیر کی نیر	i an vitan	1947 Υ	، موجعه مستعمد الم <u>م است المرم المرم المرم م</u> مراجع	ntent y yubyu
	مامل کرونبر 15x متیم کی لب	•		نِ ایمرا یم ایم ایم این کنیک مرابع	
	مامن کرد دنبر x5x تتسیم کی نبر			الم اینه لاایم اینه اینویس <sup>ن</sup> ایم نور در به برد	
			<b>-</b>	ایم یکی ای انگازی کامیہ بہ مراز بالکونتیں ا	· Reals.
	ے الجو تیشن فکام واللہ شکر نمبر کی شکس بطریقہ ذیل ہوگی۔	م کل نمبر بنبکه چناور زایم ا	ن دون ماسش زودالبسر x5x مسیر	ن فوت کمن بنزون کا یہمان کور ل کردونبر 20× تمتیم کی نبر	ڪ چې ويک ور کې سالجو کيشن ما <sup>م</sup>
	ل کر د د نبیرادر تقلیما قابلیت نے نبیروں کو جس کیا جائے کا مرتب	A. CATS & M	ر تب کی مانتج جس بتن امید دار	أبرماني كبيك مليحد وليحد ومحربت لمست م	۱۰ بر عمول کو
.: (2_(	ل کرد و بسراور علیمی قابلیت نے نمبروں کوجن کیا جائے کا ت ( سیکا تو اس سے سرف 800 دو پ ی NTS چار	میں بنائی 1912مے مال دسکون کے لیزن خبا	ليا ما يريم كل المراكب المدوار بالي لي ما يريم كل المراكب المدوار بالي	، دېنوارت قارم 300 د د به مار ب <sup>2</sup>	NTSC
ن <i>ريم</i> .	ت <sup>د</sup> مصلوق NTS دو چې کې NTS پار	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		ت فریں کئے۔	ميد دارنود به دار بريد
<b>.</b>	Initial Appoint کے 25 نیسروکو نے کرچنے مالھ	ایق م <u>ناوق متر رق nen</u> l	ر پنتو نواک مردجه قوالم کے مط	🖴 👘 ۱) قرام قرریال میهمت خیر ایر سر مرابع	ا <b>مۇشى سر</b> ا
مسانیمر می د در بر	Initial Appoinr کے 25 فیسر وُٹے کے تحت مالا میں فیسر کو یخت ب (3) اتراع کے دقت اس تعلی ا	لميت الميد وارول کے لئے	) معدورا فراد تسليح دد فلسه البرار	شريك بوايك مال نيك بوني كي 2. • • • •	
استاد بعمل نهاسته ر	میں فیصد کو معنف ہے (3) اتبوع کے دقت اسلی تعلیمی ا 1983 ) سرف متر روالت کے اور موسول ہونے دون در ق	-: قالى مى د <u>ايات</u>	ت المله ميداردن كوكونى ق ا	ست کر کا یون سند مرم )ا ترویع کمیلی آ لکن رومن بر مما است مرم ا	الت العيد الرويدية. معادلا كل 6 مالي
و اور ر	: \$5) سرف مقرر دہالت کے اندر موسول ہونے والی در ہ 2۔ 7) اگران اشتبار کے بعد مکومت دفت کی طراب ۔ روش جہ سے سراب اس	ور پرانتر د مشبوب ترد ب	یئے ہمکر کن مجلی دہت تل یا ہز ون ا	ا خالا معادما اس سیتراما دون دیریتا اس به سکنش مینی در سری ارد م	مې بې د دې بر در مې کړ کې تېرځ ک
	میسن نواعمیا معاصل بیوکا که د دخمام مانی آسرا می <sub>دان ا</sub> ا	المسترك أيله سيتشورن إيليو		الأولاق بالمكر الجرسخة تركز	19 / /
، سەتسىنىم	لیشن کوا همیار مامل بوکا که دوقهام خالی آسامیدن <sub>ک</sub> ان ای بنیاد پر بوس کی 10 ) قیام تعلی امناد مرز که کرد <sup>ور</sup> مدیر . بر مسیر سر مرکز	کے ملاق ماامتا تیر ب	مشم و کرد دوا من وجوز دخر <u>به</u> کار مادهن مرد مرمه مرج و مسر مد	این کردین کر سے براہ جو دیکے۔ دہول کی 11) اگر میں دسہ دار کی ۔	ايەرىن كى چىل تول
ىيەر مەنى	، کی بنیاد پر ہوں کی 10 ) قیام تعلیمی امناد صرف کو <sup>رو</sup> نہ میں ۔ یک کن اور آئند درک لیتے ایت مرکز دنی مارزمت ۔ ۔ ۔ لیک بید درس کا رماز ہونی مستقریم میں مرکز دنی مارزمت ۔	۔ کانون جارہ جونی بنی میا۔ ترین از مرجب مر	<sup>94</sup> م) با سه سط <sup>ور ا</sup> ن سه ملان در نولیه - قدیم خدید بار مشهه <sup>ورا</sup>	ار میں بامل قارم یا معلومات کی مورت میں	(12.12.45



For SST

	تأبليت	نا <u>آ</u> آسانی	تمبر ثبار	
	سمینی بخش پشارم شد و بو بندر بنی سید سیکناه دُویژن بیچکر فکر می جسکے ساتھ درج ذیل دومضامین لازمی ءوں	سَيَندُري سَكُول شِيجِر (SST)	1	
1	(۱) تمسٹری میالو جی ( ذوانو جی داہا تُل )	بيالو بي/ تيستري BPS-16		
	المستحد المستحرين المستحدة المستحدة والمستحدة وأوجران يتجكر في كرن شكاء ساتحة درينة ويل دومتسامين لازم ودب	سینڈری کم اِن چرز (SS )	2	
····	(f) نویک مشتقس A ((i)) او سرایجه شن B ((i)) نویکی المسکس (۲۰٬۰۰۰ می است. دید زمان است ایج کشن ما ایج کشن من عیکرد کرد.	BPS-16.77/79		,
5721	مسر می این اسلیم شورد ایر نیورش بسیر سیکتد دو میزن انجرکر فرن جیس ساتھ دور کا قریل دومضا مین لاری ہوں	سیندری کرا نیز ( SS)		
[ مړن	(۱) اُنگریز نی لازمی ، وسینیز گروپ یاد گیر سادی گروپ (2) کسی کمی مشل میشد و یو نیورسی سے ایم اے ایم کیشن یا ایج کیشن میں چیلرو <sup>گرر</sup> م			

### ATTACTO

14--

کل ندبلر	تنثيمي فابليت	كل ديد	فعليمى فابليت
حاصل کرد دنمبر ×15 تقسیم کل نمبر	بناايد/إيم السابيجو كيش	حاصن کرده نمبر بری ایسته کل نبر	المر اليري.
جاصل کردہ نمبر x5 تقسیم کل نمبر	المجمع الجرائم آبا الجويشن الم	جاصل كرده فمبر بربيان يستاع فرم	الغيباب (أيتُ الس لي
حاصل کر: دنمبر 05x تقسیم کل نمبر	يد <u>يم عن المحوى المحوى المحمد المحمد</u>	بالم كرده براي بالمت بالمراجر	-30-112/2-10
المحاصل كردة بريز 15 متسيم على نيسر			المج الس/المع السري

ب: ۱ - برسکول کے آپنامی کیلیئ کجدہ طبیبہ میرٹ کسٹ مرتب کیا جائزہ علمی میں اسد داردن کے NTS کے حاصل کرد ، غیرادر تعلیمی تابلیت کے غیروں کو تن کیا جائے گئے۔ از ہرامیہ دار نے ، کا آباقی درخواست فارم 300 ہوب چارج کر بگا۔ بترکدا اید دارخود برداشت کر بیٹنے ۔

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1 <b>1</b>		0.11.1	1400		Page N	0:03	
· ·		S.NO: 1	10	THE DISTRICT FOUC	ATION OFFICER M	DISTRICT SWAT UPTO 31/	05/2018
	4 · · · · · · · · · · · · · · · · · · ·	FINAL SENRIOTY LI				Date of	Seniority position
$\sim$			. 1	D/O Birth Domic / Domicileile		apptt:	
	Name of	ion. Father's Name	Des	DIO Birth Domic	Profess	(D/O 1st. against	as CT or D/U
		ion	gnati PBS	U Domicile _ile	ional	Apptt Present	declaration CT: Exam.
			ion is in	l i ta la se l'han la se l'han se se se se la se se se se se se se se se se se se se		post	Wwhichever is later #
	New professional					and draw a	5/8/1984
	<i>i</i>		SCT 16	4/10/1964 Swat	MA CT	5/0/	5/3/1986
	1 Hamayun Khan	Knaironan		4/1/1961 Swat	BSc CT/B.Ed		1/6/1987
1 A	2 Astambool			3/15/1966 Swat		10/ = / = -	5/26/1987.
		Munammau Jonen.	SCT 1 16 SCT 1 15	3/3/1961 Swat		8/1/1982 8/21/1982 9/17/1987 9/17/1987	9/17/1987
	Khan Ali		SCT 15	3/4/1962 Swat	MA CT	11/6/1982 11/6/1982	11/29/1987
	5 Muhammad Ihsanulla	in ISwarrayn	SCT = 16	1/1/1960 Swat		8/17/1980 1/8/1988	3/6/1988
*	6 Bakht Sherawan	Mahmood Khao	SCT : 16	2/3/1959 Swat		7/10/1982 7/10/1982	11/30/1988
1	7 Muhammad Ali	Scio Mannioon	SCT 16	2/7/1960 Swat		1/15/1985 4/26/1989	9/16/1989
t t	9 Toti Rahman 4	Fazar Kannan	SCT : 15	3/1/1965 Swat		3/9/1982 9/17/1989	9/17/1989
	9 - Mohammad Salim Kh	an IAmanulian Kharr	SCT 1 16	5/11/1962 Swat		-7/20/1982 10/1/1989	10/1/1989
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	11 Rahmat Ali i	1000101010101	SCT 1 16	1/1/1961 Swat		1/9/1982 11/15/1983	1/17/1990
1	12 Fazal Ranim 1		SCT : 16	10/1/1964 Swat		3/1/1988 3/1/1988	1/17/1990
	13 Azizullah	Hakim Khan Mian	SCT + 16	1/1/1962 Swat		6/1/1988 6/1/1988	2/6/1990
	14 Shah Rom Khan	Aboul Hamid	SCT. 16	1/4/1961 Swat		2/6/1990 2/6/1990	2/8/1990
	15 Sadiq Ahmad :	Badish	SCT 16	3/1/1963 Swal		2/8/1990 2/8/1990	11/14/1990
	16 Muhammad Rafiq	Hazrat Ahmad	SCT 16	2/3/1964 Swat	CT/R od	4/18/1983 4/18/1983	11/14/1990
	17 Fida Hussain	ivision Sultan Sikandar	SCT, 16	1/1/1959 Swat 3/12/1968 Swat		12/8/1990 12/8/1990	12/9/1990
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	19 Rashid Ali	Pir Dad +	SCT. 16	2/8/1963 Swa	MA CT	12/11/1990 12/11/1990	1
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	21 Hazrat Bilal 22 Aziz Ahmad	Fazal Khalio	ISCT 16	12/12/1964 Swa		5/6/1986 1/1/1990	7/10/1001
		Gul Mahmood	SCT: 16	1/1/1966 Swa		5/4/1986 4/5/1986 11/5/1986 5/11/1986	2/14/1001
- e		Umar Zada	SCT 16	1/1/1964 Swa			2/14/1003
···		Sultan Mehmood	SCT 16	8/1/1962 Swa			
	- U. Dathid	Khisat Gul	SCT: 16	4/1/1963 Swa			
	26 Haroon - Of - Rasmo 27 Muhammad Alam	Alam Zeb Khan		12/9/1961 Swa	at MA CT	11/24/1984 11/24/1984 3/11/1985 3/11/1985	10/22/200-
	28 Adalat Khan	Abdur Rashad		5/15/1964 Swa	AT BA CT	1	10/22/1991
	20 Akhter Ali	Ghulam Muhammad.	SCT 16 ISCT 16	· 3/20/1959 Swa	at MA CT	5/6/1986 5/6/1986 5/17/1987 5/17/1987	4/2/1992
	3.) Imran Ali	Mashoog Ali	SCT 16	1/10/1967 Swa		3/1/1988 3/1/1988	4/2/1992
1 <b>1</b>	31 Muhammad Rahma	n Bakht Zad	SCT 16	2/2/1961 Swa	at MA CT	6/1/1988 6/1/1988	4/2/1992
	32 Sharafat Ali Khan	Alsar Knan	SCT 16	4/2/1964 Swa	at BA CT	1-1-0/1989	4/2/1992
	33 Amir Zeb i	Muhammad Zareen	SCT 16	5/15/1963 Swa	at BA CT/0.00	8/14/1992 8/14/1992	0/1-1/1
-	A Amir Muhammad	Tota Mian	SCT 16	3/2/1967 Swa		1 10 10 00 3	9/1/1974
	35 Akhtar Hussain 3rd	Divi Ahmad	SCT 16	3/10/1968 Swa		9/2/1980 9/2/1992	9/2/1352
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	437 Sultan Rome ;	Shah Rome	SCT 16	1/1/1962 Swa		4/17/1988 4/17/1988	11/22/1992
	18 Umar Hussain	Malak Sherin	SCT 16	5/1/1963 Swa		11/:/1986 4/21/1993	4/21/1993
	a Muhammad Nabi	Ghulam	SCT 16	4/14/1966 Swa	at BA CT/B.Ed	10/100	4/29/1993
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	A Bokhtyar 3rd Divi	Bacha.			· · · · · ·		· · ·
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25.45		E CONTRACTOR CONTRACTOR	ISCT	16	5/12/1965	· · · · · · · · · · · · · · · · · · ·	MA	CT/8.Ed	5/8/1993	5/8/1993	12/25/1993
42	Ashraf Ali	Hazrat All	SCT	16	1/7/1964		MA :	СТ	9/24/1989	9/24/1989	12/25/1993
43		Umara Khan	SCT	16	1/2/1965		BA	CT ,		10/2/1989	12/25/1993
44		Faramoz Khan	SCT	16	5/1/1962	Swat	MA i	CT/B.ed	3/10/1989	10/3/1989	12/25/1993
45	Amir Bahadar	Sarwar Gul			2/24/1967.	Swat	BA	CT ·	11/29/1989	11/29/1989	12/25/1993
46	Bakht Sherwan	Fazal Rahman	SCT	16	1/16/1967	Swat	BA	CT	11/30/1989	11/30/1989	12/25/1993
- 47	Bakht Muhammad	Muamber Khan	SCT	16	5/1/1965	Swat		CT.	12/4/1989	12/4/1989	12/25/1993
48	Noor Rahman 2	Jumma Gul Khan	SCT	16	2/1/1963.			cr ·	12/12/1989	12/12/1989	12/25/1993
49		Amir Rahman	SCT	16	9/11/1965	Swat	BA :	CT/B ed	12/14/1989	12/14/1989	12/25/1993
50	and the second second second second second second second second second second second second second second second	Qalandar	SCT	16		1	MA	CT/B.Ed	12/17/1989	12/17/1989	12/25/1993
51	Magsood Ahmad	Dawray	SCT	16	6/5/1963		BA	CT -	10/3/1989	1/4/1990	12/25/1593
52	Shuja Mulk	Said Karam	SCT	16	12/3/1966		MA	CT/B.Ed	6/10/1990	6/10/1990	12/25/1993
	Alangir 4 1	Sadbar Khan	SCT	16	1/20/1960		MA	CT/B.Ed	- 9/26/1988	11/10/1994	11/10/1994
53	Anwarullah *	Hasham Khan	SCT	16	3/1/1969		1	CT/6.ed	11/10/1994	11/10/1994	11/10/1994
54	Fazal Hameed	Fazal Wahab	SCT	16	4/15/1969		MA	CT/0.20	9/8/1986	11/11/1994	11/11/1994
55		Mian Said Buhar	SCT	16	3/3/1966		MA		6/10/1987	-11/12/1994	
56	Nadar Khan	Amir Rawan	SCT ·	16	5/1/1965	3.000	MA	CT/B:Ed	12/12/1989	12/12/1989	11/15/1994
57	Bad Shah Ikhan	Gul Zaman	SCT	16	1/1/1964		BA	CT	11/10/1994	11/15/1996	11/15/1994
58	Sher Bahadar Khan	Muhammad Rashid	ISCT -	16	2/2/1964		MA	CT/B.Ed	11/10/1994	11/15/1994	11/15/1994
59	Aziz Ahmad	Badshah Zada	SCT	16	5/12/1967:		MA	CT/8.Ed	11/15/1994	11/15/1904	11/15/1994
60	Afzal Shah	Ghulam Qadir	SCT	16	3/20/1969	Swat	MA '		11/15/1994	11/15/1994	11/16/1994
61	Bakht Alam		SCT	16	2/1/1965	Swat	MA	CT/B.Ed	1.000	11/16/1994	11/16/1994
62	Muhammad Rahman	Sherin Jalal	SCT	16	2/11/1968		MA	CT/M.Ed	8/1/1987	11/16/1994	11/16/1994
63	Sher Ali Khan	Sadar	SCT	16	7/20/1969		MA	CTB.Ed	11/16/1994	11/16/1994	the second second second second second second second second second second second second second second second s
64	Ziaullah Khan S	Muhammad Alam Gul	SCT	16	4/2/1964		MA	CT/B.Ed	9/28/1988	11/18/1984	
65	Muhammad Munir	Habibullah Khan	SCT	16	1/20/1965		MA	CT/8.ed	11/21/1984	11/21/1994	
66	Gul Pervize	Rahmani Gul	SCT		6/5/1964		B.Sc	CT	5/12/1992	11/24/1994	
67	Abdul Gadoos,	Ghulam Khaliq		16	3/26/1963		M.Sc	CT/M.Ed	11/27/1986	12/20/1994	
68	Sarir Ud Din 7	Fazal Wahid	SCT	16	12/2/1960		1MA	CT/B.Ed	4/2/1987	12/21/1994	12/21/1994
69	Muhd Zahir Shah	Azizur Rahman	SCT	16	2/27/1961		MA	[ci	6/7/1987	12/21/1994	12/21/1994
170	Muhammad Ghafar	Khan Bahadar	SCT	16			MA	CT/M.Ed	8/11/1988	12/21/1994	12/21/1994
计拼	Amanullah Khạn	Sakhi Rawan	SCT	16	9/12/1961		MA	CT/M.Ed	5/28/1988	12/21/1994	12/21/1994
72	Sher Azim Khan	Taj Muhammad Khan	SCT	16	9/9/1958		IMA	CT/M,Ed		12/22/1994	12/22/1994
	Fatehur Rahman	Fazal Rahman	SCT	16	2/2/1969		MA	CT	9/29/1988	1/10/1988	1 12/25/1994
73	Rafiq Ahmad i	Hermooz Khan	SCT	16	1/1/1965		L	СТ/В.ЕЛ	12/25/1994	12/25/1994	12/25/1994
74	Alam Zeb	Abdul Jabbar	SCT	. 16	4/15/1965		BA		0/4/1986	12/27/1994	12/2//1994
75		Muhammad Karam	SCT	16	1/1/1968		MA	CT	12/27/1994	1272771994	
76	inamuilah Khan	Bughdaday	SCT	16	1/1/1960		MA			1/1/1995	
77	Alam Zeb	Haji Muhammad	SCT	16	2/16/1964	Swat	MA	CT/M.Ed			
78	Azizullah		SCT	16	4/10/1966	Swat	MA	CT/B.Ed	12/5/1989	1.1.000	A second s
79	Amjad Ali	Fagir Khan	SCT	16	2/15/1965		MA.	CT/B.Ed	5/3/1986	2/3/1980	
80	Samiullah	Roohul Amin	SCT	16	3/8/1958		8A	CT/B.Ed	4/1/1987	4/1/1987	
81	Dost Muhammad Khan	Taj Muhammad-Khan	SCI	16	5/1/1967		BA ·		10/1/1989	10/1/1989	A second s
82	Wazir Zada	Gulzar Khan	1		1 2/ 2/	7	·	- 1			
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INAL SENRIOTY LIST OF CTS O/O THE DISTRICT EDUCATION OFFICER (M) DISTRICT SWAT UPTO 31/05/2018

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		FINAL SENRIQTY	LISTOF	стѕ 0/0	THE DISTRIC	I EDUCA		DEFICER (IV		Date of	Seniority	position
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1	- professional						<u> </u>	CT/8.Ed	10/2/1989	10/2/1989	ί	1/9/199
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83		Shahzada	SCT	16	2/2/1965		MA		12/10/1989	12/10/1989	. 3	1/9/199
	In the second second second second second second second second second second second second second second second	Siahoosh Khan	SCT	16	6/5/1963	3	MA		1/13/1990	1/13/1990	3	1/9/199
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		Sher Alam Khan	SCT	16	3/15/1963	Swat	BA	СТ	2/15/1990		+	1/9/199
89		Syed Rashad	SCT	16	2/18/1963	Swat	BA	СТ	3/1/1990			1/9/199
90		Bakht Biland Khan	ISCT	16	3/10/1963	Swat	MA	CT	4/1/1990		•	1/9/199
91	Faral Rahman	Amir Faqeer	SCT	16	2/5/1964	Swat	MA	СТ	4/14/1990		£	1/9/199
92	Gul Muhammad Shah	Mubin			6/1/1963		MA	CT/B.Ed	4/21/1990			1/9/199
	Muhammad Laig	Amir Hamza )	SCT	16	3/17/1969	Swat	MA	CT/B.Ed	5/13/1990			1/9/199
	All Bash Khan	Shah Dilbar Mian	SCT	16	1/1/1963	Swat	MA	CT/B.ed	\$/13/1990			1/9/199
	Albar Ali	Qaisar Khan	SCT	16	7/1/1964	Swat	MA	CT/B.Ed	\$/13/1990			1/9/19
	Al‡mgir, i	Khalilur Rahman	SCT	16	12/1/1959		MA	CT	8/20/1990	8/20/1990	7	1/9/19
	Fatal Azim	Ahmad	SCT	16	12/1/1959	Swat	MA	CT/B.Ed	10/10/1988	11/20/1990		
	Karim Ullah	Muhammad Karim	SCT	16	3/15/1970		BA	CT/8.Ed	5/24/1992	5/24/1992	1	1/9/199
		Amir Hatam	SCT	16	6/17/1959	Swat	MA	CT	9/1/1989		,	1/9/199
L	Ibdahim	Muhammad	SCT	16	4/3/1966	Swat		CT B.Ed	6/11/1987		<u>``</u>	1/16/19
L	Ruhul Amin Muhammad Fahim Khan	Ahmad Shah	SCT	16	3/7/1963	Swat	MA_	CT M.Ed	9/25/1992			1/16/19
101	Muhammad Dawood Kha		SCT	16	4/26/1967	<u>Swat</u>	MA	CT	3/6/1990			1/18/19
102		Sani Gul	SCT	16	4/21/1959	Swat	BA		1/19/1995			1/21/19
103	Miraj Gul	Umara Jan	SCT	16	5/1/1962	Swat	MA	CT/B.Ed	2/20/1990		1	2/1/19
101 102 103 104 105	Jehan Sher 1	Abdul Qadir Khan	SCT	16	1/12/1967	Swat	MA_	СТ				2/22/199
1 105	Hanif Khan		SCT	16	3/3/1969	Swat	MA	СТ	2/21/1995			4/10/19
1 106	Abdul Wahab	Amir Bashar	SCT	16	5/5/1964	Swat	MA	<u>а</u>	<u>, 2/2/1995</u>			4/10/19
107	Sajawal Khan	Taj Khan	SCT	16	5/4/1970	Swat	MA	CT/M.Ed	2/2/1995	the second second second second second second second second second second second second second second second s		4/17/19
108	Anwar Zeb	Alam Zeb Khan	SCT	16	1/1/1967	Swat	8A	CT/B.Ed	4/7/1988			4/17/19
109	Kishwar	Ghulam Nabi		16	5/1/1970	Swat	MA	CT/M.Ed	11/7/1994			5/15/19
10	Mizajud Din	Mirajud Din	SCT		1/30/1966		BA	СТ	10/17/1988			8/1/19
1,11	Bakht Biland	Shah Zada	SCT.	16	11/8/1962		MA	CT	8/8/1984			<u>8/1/19</u> 8/1/19
112	Muhammad Sadiq.	Khyber	SCT	16	1/10/1966		MA	CT/B.Ed	5/14/1992			8/7/19
	Khaista Mand	Muhammad Ghaloor	SCT	16			MA	CT/B.Ed	2/29/1984	8/7/1995	1	
	Muhammad Qadim	Amir Nawab	SCT	16	4/5/1964		BA	CT/B.Ed	8/22/1995	.8/22/1995	12	8/22/19
	Amiz Khan 1	Akbar Khan	SCT	16	1/1/1967	Swat_	MA	СТ	9/27/1988	8/24/1995	1	8/24/19
115	Charle Anders Badshah	Naik Muhammad	ISCT	16	3/15/1963	Swat			5/14/1987	9/1/1995		9/1/19
		Fazal Rahman	SCT	16	4/1/1967	<u>Swat</u>		<u> </u>	4/3/199		1	9/15/19
117		Muhammad Mian	SCT	16	3/20/1964			CT CT/0 Ed	3/17/1984		1,	9/23/19
118	100100	Muhammad Zaman	SCT	16	1/15/1962	Swat	IMA_	CT/B.Ed	9/24/1995		1	1/24/19
140	186 ufti i	Involtantinad Latio.	ISCT	16	10/1/1970	Swat	IMA	CT/B.Ed	9/24/1995		<u> </u>	5/1/19
120	Muhammad Afzal Khan 1	Sher Uli Kildh	SCT	16	4/16/1975	Swat	MA	СТ	5/1/1996			5/5/19
121	Muhammad Nisar		SCT	16	4/13/1969	Swat	MA	CT/M.Ed	9/16/1992	and the second se		5/5/19
122	Muhammad Iftikhar 1	Muhammad Perviz	SCT	16	4/15/1972	-Swat-	MA	CT/M Ed				
123	Fazal Hadi	Muhammad Yousaf	1001	10	1 1 201 30	1	÷					

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11	Theology	.   (i)	Second	: Class	s   (a	a) Seventy five	•	
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a state the state of the state	(Tot) mar Com	S   Ce	artificate	from	a [ r	ecruitment; and		• •
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			$\Delta r$	abia wa	allt	basis of seniority-cum-	· ·	
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2	12. Senior	3 · · · · ·				basis of seniority-		
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	•		1	Instructional Material Specialists, with	-:-C32- H
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				having qualification mentioned in	•
				column No. 3, and	
	ter in i my rokolakata	د بر مربق روی در بر مربق میشود این و میتواند میشود از برای در برای مربق روی میشود این میشود این میتواند میشود از برای	an ⊶a +ta, n's -	(v) one percent from amongst the	-
•		-		Arabic Teachers with at least five	
		•	i	years service as such and having	
				qualification mentioned in Column	
		· · · · · · · · · · · · · · · · · · ·	and the second s	No. 3, and	
		<u>.</u>		(b) fifty percent by initial recruitment.	
ſ	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	
		(BPS-16)		qualification as prescribed for initial	
No > when	en en en en en en en en en en en en en e	ت به رسید و به می روید و بازی شده شده افساط وید و بازی م		recruitment of Arabic Teacher.	
	3	Senior		By promotion on the basis of	,,,,,,,,,,,,,
· · ·		Theology		seniority-cum-fitness from amongst	
	· ·	Teacher		Theology Teachers with at least five	
	na an an an an an an an an an an an an a	· (~Salarda )	-	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	• .
1.1	(SCT)			years service as such and having	
	(General)			qualification as prescribed for initial	
	(BPS-16)	i.		recruitment of Certified Teacher	
	· ·			(General).	

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## BETTER COPY OF ANNEXURE.....

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APPENDIX

APPENDIX										
t,	S.NO.	Nomenclature	Minimum	Aae	Method of					
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			experience for	ni titeisen s	reconcinent;	10 ann - 1				
			initial appointment							
	1.	<u> </u>	or by transfer							
	<u> </u>		<u> </u>	4.	5.					
	1. /	Secondary 🔪	(i) Second class	18 to	(a) Fifty percent					
	r	School	Bechelor's Degree	35	by promotion					
		Teacher	with two subjects		on the basis of					
CF		(BPS-16)	as Chemistry,		seniority-cum-					
54			Botany, Zoology,		fitness in the					
		tof				;				
	1 07 6	nortest	Physics,		following	. <b>.</b>				
A. A. A.	(0.81)		Mathematics,		manners.					
<i>fle</i> <sup>r</sup>	J		Statistics		(i) forty percent					
		-	Humanities and	- -	from amongst					
		· ·	other equivalent	 	the certified					
رسن التر من روح الرحم الرجم في روم ال	ې د د د د د مړې د	مري ساهر را در الرواح الإيران ويوه بها ويصور المحمد الرواح ال	groups from a	and the second start						
بر و در وی وی و می وسیرور و	and the second states and	the Your day of these statisticans in the states where	recognized							
		an fund with the restricted from the second second	University: or	10.2319 - 1121 " 1105 Crown 144.	Certified	1.12.000.000				
		• •			Teachers					
			(ii) M.A in	i						
					(Industrial Arts)					
		•	Education or		and Certified					
		· · ·	Bachelor's Degree		Teachers					
			in Education from		(Home					
			a recognized	:	Economics) with	-				
			university.		at least five					
		1	,		years service as					
					such and having					
			{							
					qualification					
				•	mentioned in					
					column No. 3.					
					(ii) four percent					
noting on the second	de na ser de d	الارجادي والمناب بالمحصولين بالمحادث والمراجع	n and was to do the synergy when the test in	n the second reesa	from amongst	<b>.</b> .				
· e	4-14 Mar 1- 10 - 10 -	a Julio - 2 - 2 - 2 - 2 - 2 - 2 - 2 - 2 - 2 -	a more managed for the spin is more in fil	i a toda	the Drawing					
		No Priota	hus been all cadre.	Turcep	Masters with at					
					least five years					
		for PS125	Cadre -		service as such	,				
-	1 1									
					and having					
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		,	.л.	· · ·	column No. 3.					
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alest. Alesteret		• •			from amongst					
		· ·		,	the Physical					
					Education					
. ,										
	1				Teachers with					
					at least five					
	<u>.</u>	1			l vears service .	.				



## GÖVERNMENT OF THE KHYBER PAKHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT.

## NOTIFICATION

## Peshawar, dated the November 13,2012.

No.SO(PE)1-5/SSRC/Meeting/2012/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 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 tays 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

SECRETARY TO GOVERNMENT OF THE KHYBER PAKHTUNKHWA-

NO SECONDARY COUCATION DEPARTMENT.

Endst. No. & Date as about

Copy forwarded log-

1. The Secretary to Govt. of Khyber Pakhtunkhwa Establishment Department.

- 2. The Sacretary to Govt. of Khyber Pakhtunkhwa Finance Department. 3. The Secretary is Govt. of Khyber Pakhlunkhwa Law Department.
- 4. The Secretary Kryber Pakhlunkhwa, Public Service Commission Peshawar, 5. The Accountant General, Khyber Pakhtunkhwa geshawar.
- 6. The Director (E3SE) Khyber Pakhlunkhwa Peshawar. 7. The Director Education (FATA), Pesnawar,
- Copy to Maigan Calagan KPK

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8. The Director Curriculum & Teachers Education Accountered 0. The Director (PITE) Khyber Pakhlunkhwa Peshawar. U. The Director ESRU, Elementary & Secondary Education Khyber Pakhtunkhiva, Peshawar/ 10. The Deputy Director Database (EMIS) E&SE Department. 12. All District Coordination Officers in Knyber Pakittenkowa. 12. All District Officers Elementary & Seccetary Education in Khyber Pakhturksiwa. 13. All Execution of Accounts Officers in Khyber Pakhturkhwa /Agency Accounts Officers FATA. 15. All Agency Education Officers FATA. 16. P.S to Governor, Khyber Pakhlunkhwa 17. P.S to Chief Minister, Khyber Pakhtunkhwa. 18. P.S to Chief Secretary, Khyber Pakhlunkhwa 19. PS to Minister E&SE Khyber Pakhtunkhwa Peshawar

20. PS to Secretary E&SE Department. 21: Master File.

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Section Officer (Primary)

66 · · JUDGMENT SHEET ESHAWAR HIGH COURT, PESHAWARCOUR (JUDICIAL DEPARTMENT) COC No. 105-P/2018 in WP No. 355 JUDGMENT Date of hearing: 08,11,2018 Amuite Petitioner (s): Nipar & myl 20: N/2. Noor Mulummed Whatek Chiner de Respondent (s): A Julianimia A Hun Slip DAL. 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 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 proceedings against the court respondents ... for not implementing the judgment/order dated 26.01,2915. 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

Annex

ATTESTED EXAMINER Franawar High Court 3 0 NOV 2018 oblighing 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:-

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(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".

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

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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.

6. 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 jeb of

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service tribunal.

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.

Carl Street

Chief Justice

Judge

ANNOUNCED. Dated: 08.11.2018

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S (DB) Justice

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