

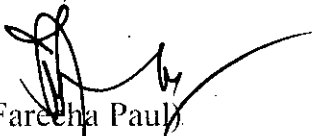
08th May, 2023


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 08th day of May, 2023.*

SCANNED
KPST
Peshawar


(Fareeha Paul)
Member (E)


(Kalim Arshad Khan)
Chairman

Kaleem Ullah

13th April, 2023

Today this and connected appeals were brought by the Incharge of the pending files Branch. I was astonished to note that for what purpose the Reader had given such a long date in these appeals, which has caused quite long delay in disposal of these appeals. This act on the part of Reader has also paved way for a number of other aspersions on the reputation of the Tribunal, therefore, Mr. Pir Muhammad, Superintendent/working as Reader at the relevant point of time is called upon to explain his position as to why such 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.

SCANNED
K.P.S.T
Peshawar




(Kalim Arshad Khan)
Chairman

Adnan Shah, PA

17th April, 2023

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

SCANNED
K.P.S.T
Peshawar



(Fareeha Paul)
Member (E)



(Kalim Arshad Khan)
Chairman

**Adnan Shah, PA

25th 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 Arshad Khan)
Chairman

11-5-2022

The case is adjourned due to non availability
of proper DB so come up for the same on 25-7-2022

Evelyn
Reader.

31.12.2020

Due to summer vacation, case is adjourned to 12.04.2021 for the same as before.


Reader

12.04.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 27.07.2021 for the same as before.



Reader

27.07.2021

Counsel for the appellant present.

Mr. Javedullah, 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)


Chairman

29-3-2022

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


Reader

24.06.2020

Junior to counsel for the appellant present. Addl:AG for respondents present. Written reply/comments not submitted. Learned AAG seeks time to submit the same on the next date of hearing. Last opportunity granted. To come up for written reply/comments on 11.08.2020 before S.B.

*
MEMBER

11.08.2020

Junior to counsel for the appellant and Addl. AG alongwith Hussain Ali, Litigation Officer for the respondents present.

Respondents have furnished parawise comments which are placed on record. The matter is assigned to D.B for arguments on 26.10.2020. The appellant may furnish rejoinder, within a fortnight, if so advised.


Chairman

26.10.2020

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

The Bar is observing general strike, therefore, the matter is adjourned to 31.12.2020 for hearing before the D.B.


(Atiq-ur-Rehman Wazir)
Member


Chairman

20.01.2020

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

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


Chairman

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 further time to contact the respondents and furnish reply/comments on the next date of hearing. Adjourned. To come up for written reply/comments on 01.04.2020 before S.B.


(Hussain Shah)
Member

01.04.2020

Due to public holiday on account of COVID-19, the case is adjourned to 24.06.2020 for the same. To come up for the same as before S.B.

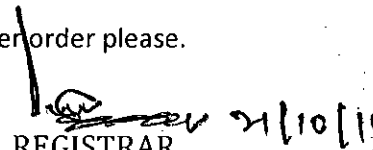


Reader

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 1387/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	21/10/2019	<p>The appeal of Mr. Maslih-ud-Din resubmitted today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-	05.12.2019	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>05/12/19</u></p> <p>Counsel for the appellant present  CHAIRMAN</p> <p>On the strength of admitting note in Appeal No. 1232/2019, 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. To come up for written reply/comments on 31.01.2020 before S.B.</p> <p> Chairman</p>

Deposited
Security Fee
16/12/19

The appeal of Mr. Mr. Maslih-ud-Din, SCT GHS District Swat received today i.e. on 10.10.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal is unsigned which may be got signed.
- 2- Annexures of the appeal may be attested.
- 3- Three more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 1723 /S.T,

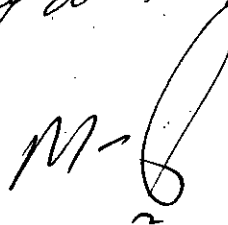
Dt. 10/10 /2019.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Noor Muhammad Khattak Adv. Pesh.

Sir,

*All objections have been removed,
Kindly may re-submitted today dated 21/10/2019.
hence -*


21/10/2019

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

APPEAL No. 1387 /2019

MUSLIH UD DIN

V/S

EDUCATION DEPTT:

INDEX

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APPELLANT

THROUGH:


NOOR MOHAMMAD KHATTAK,
ADVOCATE

ROOM NO. 3, UPPER FLOOR,
NEW ISLAMIA CLUB BUILDING,
KHYBER BAZAR, PESHAWAR CITY
0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 1387 /2019

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1428

Dated 10-10-2019

Mr. Muslih Ud Din, SCT (BPS-16),
GHS Chail, 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.

..... **RESPONDENTS**

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

PRAYERS:

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

R/SHEWETH:

ON FACTS:

Re-submitted to -day
and filed.

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

Registrar

- 1- That initially the appellant was appointed as PET in the respondents Department vide order dated 30.04.1998 and later on the appellant was appointed as C.T in the respondent Department vide order dated 05.8.2002. Copy of the service book is attached as annexure **A.**

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

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

- 8- That it is pertinent to mention that during service the appellant was allowed up gradation/promotion to the newly up graded post of Senior Certified Teacher (BPS-16) vide order dated 30.6.2015. That it is pertinent to mention that appellant is the senior most Sct (BPS-16) of the respondent department and also eligible in all respect for promotion to the post of SST (BPS-16). Copies of the notification, seniority list, service rules and educational testimonials are attached as Annexure **G, H, I & J.**
- 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 **K.**
- 10- That feeling aggrieved the appellant preferred Departmental appeal but no response has been received so far. Hence the present appeal on the following grounds amongst the others. Copy of the Departmental appeal is attached as annexure **L.**

GROUND:

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

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

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

Dated: 11.9.2019

APPELLANT


MUSLIH UD DIN

THROUGH:


NOOR MOHAMMAD KHATTAK

&


MIR ZAMAN SAFI
ADVOCATES

(For use in Police Department Only)

A-5

Heirs

received back

Dated

Verification Roll No

Left thumb - impression

Academic Examinations

① Passed S.S.C. Examine in 1994 under Roll No 345 marks obtained 577/850 English 1st Division Result declared on 1996 under Roll No 2941 marks obtained 794/1200 Result declared on 13-5-1997

② Passed P.A. Examine in 1986 under Roll No: 220536 marks obtained 671/1100 1st Division Result declaration 1-10-96

③ Passed B.A. Examine in 1999 from Peshawar University under Roll No: 85962 marks obtained 269/558 Result declared 22-11-99

④ Passed M.A. (Islamabad) Examine in 2001 from Peshawar University under Roll No: 22406 securing 687/1100 Result declared 13-05-2002

Passed BEO Examination from A.I.O.U. Islamabad under R.No K621129 marks 59%. Result declared 12-08-2002

PRINTED AT Government High School, Peshawar

12-08-2002

M.C No 116-78-378637

Note: - The entries in this page should be renewed or re-attested at least every five years and the Signature to This 9 and 10 should be dated.

1. Name *Muslihd - Bin*
2. Race *Sadat*
3. Residence *Village Shagai Shahzom P/O Nadyan*
teh Behrain Dist Swat

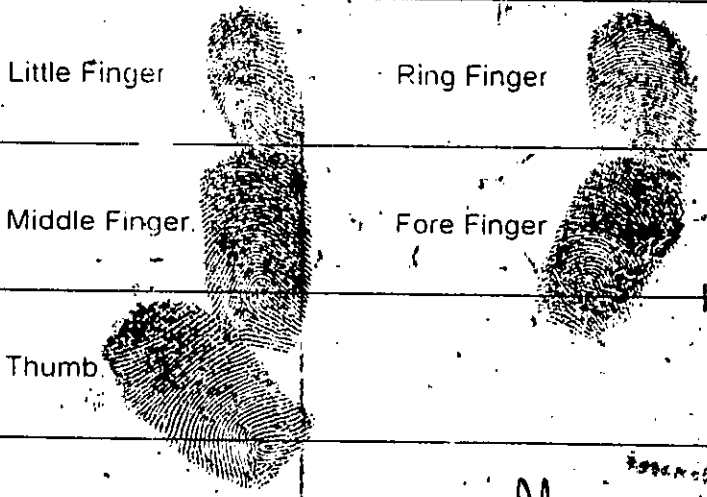
4. Father's name and residence
Mirajud - Bin Address As above

5. Date of birth by Christian era as nearly as can be ascertained
DOB 75-07-1978
25-02-1978
Twenty Five February

6. Exact height by measurement
5-8

7. Personal marks for identification
Nil

8. Left hand thumb and Finger impression of (non-gazetted) officer.



9. Signature of Government Servant
Muslihd Bin

10. Signature and designation of the Head of the Office. or other Attesting Officer.
Saidu Sharif
Sub Divisional Edu; Officer (M)
SAIDU SHARIF, SWAT

(B)
PRINCIPAL
GOVERNMENT
MADYAN
SWAT
Attested
Signature

Muslihd Bin
Muslihd Bin
SC
AMS

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) Substantive appointment, or (ii) Whether service counts for pension under Art 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant
T.C. Cops	Sub	BPS No: 7	Rs 1480-81-	2695		05/02/98	M. S. [Signature]
Hand Patteny	per		Rs 1400/				
		BPS 9	1605-97-	3060		02/05/98	M. S. [Signature]
do	do		Rs 1605/			1/12/98	M. S. [Signature]
do	do		Rs 1702/			19/5/99	M. S. [Signature]
CPS	do		Rs 1702/			22/4/99	M. S. [Signature]
Mankesh	do		Rs 1993/			1/12/98	M. S. [Signature]
Cops	do		Rs 2090/			1/12/98	M. S. [Signature]
085 av	do		Rs 2187/			1/12/2001	M. S. [Signature]
do	do		Rs 2284/			25/3/2001	M. S. [Signature]
do	do	R.B.P.S No: 9	2470-145-	6760		1/12/2001	M. S. [Signature]
do	do		Rs 3570/				

3101 BA/ET
 Office of the Assistant General
 N.W.F.P. [unclear]
 Revised in the revised basic pay scales 2000
 2410-145-6760 B-19
 3570/PM/EP 1-12-2001
 1-12-2000

Account Officer
 Fiction Party N.W.F.P., Peshawar

AKAD
 Muzaffar Khan
 S.C.T. (General)
 G.M.S. Chail, Distt. Swat

Signature of the attestant at the column 8

9	10	11	12	13		14	15
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
Signature and designation of the head of the office or other attesting officer in column 1	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Period	Government to which debitable	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
Si Di E: O Saidu Sharif	Appointed Being F.A 2nd class BPS 9 w.e.f. 25/98		Si Di E: O Saidu Sharif		Appointment		
Si Di E: O Saidu Sharif	30/11/98	Prom. Cont.	S.D.E.O (M) Saidu Sharif		Appointed against P.T.C (trained) teacher vide DBO (M)		
S.D.E.O (M) Saidu Sharif	18/5/99	Transfer to P.S. Mangla	S.D.E.O (M) Saidu Sharif		Pry. Swat Endst No 145-1573 dated 23-4-98 under adjustment		
Si Di E: O Saidu Sharif	26/11/99	Awarded 3A w/ Jds being	Si Di E: O Saidu Sharif		vide SDEO (M) Pry. Saidu Sharif Endst No 2808-810 dated 30/4/98		
Si Di E: O Saidu Sharif	30/11/99	Annul Jdt.	Si Di E: O Saidu Sharif		Sub Divisional Edu. Officer (M) SAIDU SHARIF, SWAT.		
Si Di E: O Saidu Sharif	30/11/2000	Annul Jdt.	D.D.O. (M) Pry: Swat				
D.D.O. (M) Pry: Swat	24/3/2001	One Adv. Intic-T.	D.D.O. (M) Pry: Swat		Allowed BPS No 8 w.e.f. 25-3-99 at S.No 1 vide DBO (M) Pry Endst No 308-9 Dated 27-1-99		
D.D.O. (M) Pry: Swat	30/11/2001	Scale rev. with a n. Jdt.	D.D.O. (M) Pry: Swat		Sub Divisional Edu. Officer (M) SAIDU SHARIF, SWAT.		
D.D.O. (M) Pry: Swat	4/8/2002	posted on CT post	D.D.O. (M) Pry: Swat				
①					Service Verified w.e.f. 02-5-98 to 31/12/98 from P.S. Mangla & other records of office.		
②					Sub Divn. Education Officer (M) Saidu Sharif Sub Divisional		
③					Also 2 pay m at c 8. Board of B-9 w.e.f. 25-3-99		
					14761		
					1625-1450		
					1702-1561		

u u u u u
 Dy. Distt. Officer (M)
 Pry. Swat. Sw

SC 1 (G) Govt. of S.Wat.
 G.S. Chaudhary

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, "state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument filling under the term "Pay"	Date of Appointment	Signature of Government Servant
C.T.			(BPS No 9 = Rs. 2410-145-6760)				
G.M.S Ramat Swat			Rs. 3570/- P.M.			5-8-2002	Dir Swat
			(BPS No. 14 = Rs. 3140/- = 240-10300)				
do - do	do - do		Rs. 3820/- P.M.			5-8-02	Dir Swat
GHS CHAIL SWAT			3820/-			01-04-003	Dir Swat
do - do	do - do		Rs. 3820/- P.M.				
do	do		Rs. 4060/-			12-2003	Dir Swat
do	do		Rs. 4300/-			12-2004	Dir Swat
			BPS No. 14 - Rs. (3565-225-1815)				
do - do	do - do		Rs. 4940/-			07-2005	Dir Swat


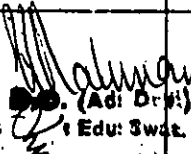
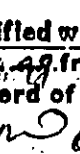

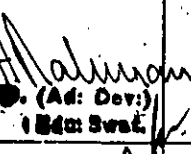
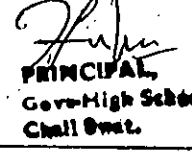
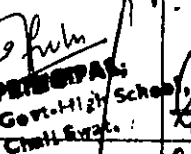
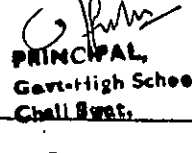
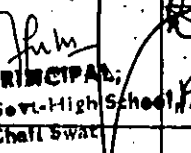
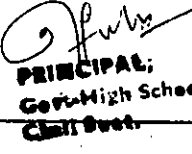
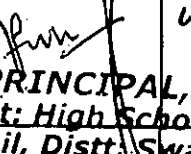
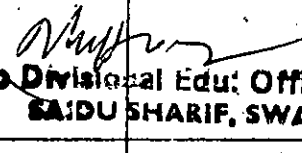
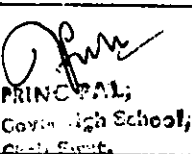
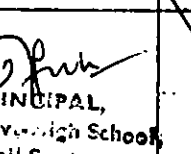
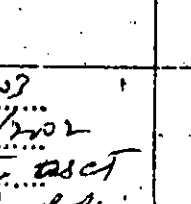
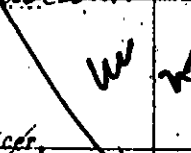
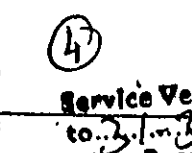
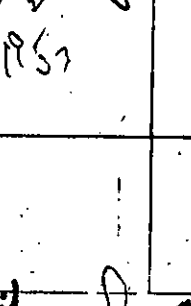
PAY-FIXATION

pay on 4-8-02 as per B-9 = Rs. 3570/-
 pay on 5-8-02 as per B-14 = Rs. 3580/-
 One pre-retirement benefit Rs. 240/-
 pay fixed on 5-8-02 in B-14 = Rs. 3820/-

Allowed graded pay
 Scale B-14 w.e.f 5-8-02
 on passing BA in 2nd div
 vide EDO Swat & literacy
 Dept Swat end dt 10.
 5693-97 dt 30-11-02.

Attest
 Mansoor Khan
 District Officer (S/Ed)
 (Admn. & Dev.)
 Distt Swat.

Mansoor Khan
 District Officer (S/Ed)
 (Admn. & Dev.)
 Distt Swat.

9	10	11	12	13 Leave		14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Nature and duration of leave taken	Allocation of period of leave or average pay upto four months for which leave salary is debitable to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Service
				Period	Government to which debitable		
 (Ad: Dev) Edu: Swat	Entry revised allowed B-14 PM 9		 (Ad: Dev) Edu: Swat			 Service Verified w.e.f. 1-1-99 to 31-12-99 from acq. Roll & other Record of this office. Sub Divnl Education Officer (M) Saidu Sharif Sub Division	
 (Ad: Dev) Edu: Swat	31/03 21/03 31/03 21/03 31/03 21/03		 (Ad: Dev) Edu: Swat			Award of 3 Adv. Int B-A Sanction is hereby accorded	
 PRINCIPAL, Govt. High School, Chail Swat.	30/4 2003	A/P Inc	 PRINCIPAL, Govt. High School, Chail Swat.			Further grant of 3 Adv. Int B-A & salary B-A exam vide P.O. (M) Pry: Swat No. 1707-8 dt 17/11/99	
 PRINCIPAL, Govt. High School, Chail Swat.	30/11 2004	A/P Inc	 PRINCIPAL, Govt. High School, Chail Swat.			w.e.f. 22-11-99	
 PRINCIPAL, Govt. High School, Chail Swat.	30/6 05	Pay of Salary Review	 PRINCIPAL, Govt. High School, Chail, Distt. Swat			 Sub Divisional Edu: Officer (M) SAIDU SHARIF, SWAT.	
 PRINCIPAL, Govt. High School, Chail Swat.	30/11 2005	A/P Inc	 PRINCIPAL, Govt. High School, Chail Swat.			Confirmed	
C.P No. 2723 Drawn difference of Rs. 5,820.20 to 20,772.00 of Adv. Int B-14 Total Rs. 13,671.80	Date 7/2/2003 5/8/2002 20/12/2002 12/11/2002	Distt. Officer, Saidu Sharif Sub Division	 Distt. Officer, Saidu Sharif Sub Division			Confirmed against P.O. post w.e.f. 1-7-2002 at S No 17 vide E.D.O. Education Swat order No NO1008-1092/A-12 dated 28.10.02	
Service Verified w.e.f. 1-1-2001 to 31-12-03 from acq. Roll and other Record of this office.	17/11/2001 1957	Distt. Officer, Saidu Sharif Sub Division	 Distt. Officer (S/Edu) (Admn: & Dev.) Distt. Swat.			Dy: Distt. Officer (M) Pry: Swat.	
 Distt. Officer (S/Edu) (Admn: & Dev.) Distt. Swat.	2001 2001 2001	Pay Fixation in Revised Pay Scale No. 9 No. 2412-116-5762 w.e.f. 1-1-2001 vide P.O. (PAC) 1-1/2001 dated 27-10-2001 Pay in Existing Scale No. 9 on 30-11-2001 Rs. 2284 Annual Increment in existing Pay Scale Rs. 17 TOTAL PAY: Rs. 2401 Equal/Next Stage in Revised P. Scale 4th Stage Rs. 2381 Pay Fixed on 1-12-2001 With Next Annual Increment on 1-12-2001.	 Distt. Officer (M) PRIMARY SWAT			2001 2001 2001	

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	Officiating, (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371, C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant

BPS No. 14 Rs (3565-225-11815)

C.F. [unclear]	Perm		Rs. 5215/-			01/12/2005	[Signature]
do	do		Rs. 5490/-			01/12/2005	[Signature]

The sanction of competent authority for the award of B-14 may be obtained.

Departmental Pay Fixation in Revised Pay Scale No. 14
 @ Rs. 3565-225-11815
 W.E.F 1-7-2005 vide No. [unclear] 1-1-2005
 Dated [unclear] the [unclear] July 9 2005.
 Pay in Existing Scale No. 14 on 30.8.2005 Rs. 4300/-
 Equal/Next Stage in Revised Pay Scale No. 14 Rs. 4960/-
 Pay Fixed on 1-7-2005 Rs. 4960/-
 With Next annual increment on 1-12-2005.

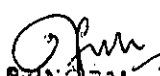

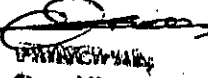
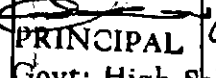
UNDERTAKING
 I Mr. Muslihood-ud-Din working as Post of GMSIGGMS do hereby give an undertaking to the effect that if any over payment is made to me as a result of incorrect fixation of my pay, W.E.F. 1-7-2005, it will be made good by recovery from my Pay/Pension/Gratuity.


ATTESTED
 Signature of Govt. Servant

[Signature]
 PRINCIPAL,
 Govt. High School,
 Chail, Distt: Swat.

[Signature]
 PRINCIPAL,
 Govt. High School,
 Chail, Distt: Swat.

[Signatures and stamps]
 S.C. Garedil
 G.M.S. Chail, Distt Swat

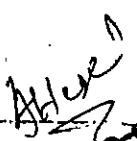
9	10	11	12	13		14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Leave		Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government.		
				Period	Government to which debitable		
 PRINCIPAL, Gov. High School, Chail Swat.	30 ¹¹ / ₂₀₀₆	A/ M.P.	 PRINCIPAL, Gov. High School, Chail Swat.				one Advance Int. C-T Sanction hereby accorded to the grant of
 PRINCIPAL, Gov. High School, Chail Swat.	30 ⁰⁶ / ₂₀₀₇	Sed Rucis	 PRINCIPAL, Gov. High School, Chail, Swat.				one Advance Int. due to Passy C-T Exam. vide D.O. Adm. / Dev: M/S Swat Office Encl. 1 No. 533-35 dt 31-1-2002 W.C. of 25-3-2001

Dy. Distt. Officer (M)
 Swat. 

46
 Date 11/11/2002
 Drawn by
 to 30/11/2002
 TOTAL Rs. 1570/-
 District Officer
 Swat



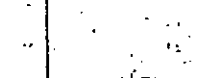


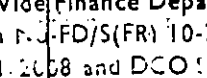
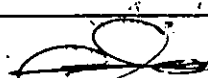

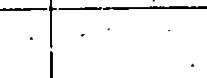

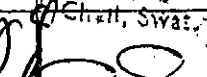
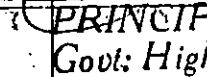
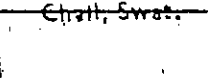
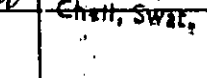



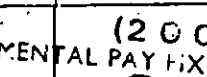
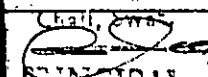
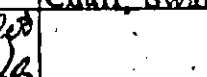
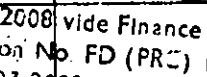
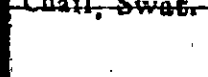
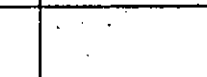
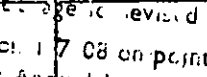

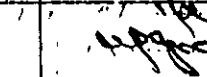


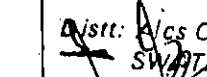
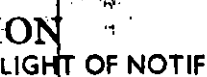
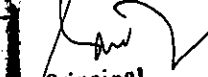

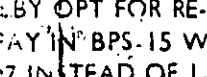

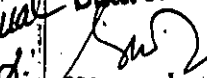
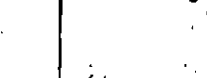

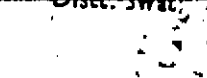
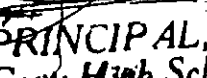
Exam. Examinations

Service returned with
 ⑤ SERVICE RETURNED W.P.F. 11/11/2003
 No. 85-03-8009
 from your Rolls & other Record of this office:


 M. S. Chaudhary
 S.C.T. (G. S. Swat)

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government Servant
BPS-14-Rs(4100-315-13550)							
C-T	Temp/ Perm		Rs. 6305/-			01/07/2007	M. Divi Munim
do	do		Rs. 6620/-			01/12/2007	M. Divi Munim
BPS-15-Rs(4350-350-14850)							
do	do		Rs. 6450/-			1/10/07	M. Divi Munim
do	do		Rs. 6800/-			1/12/07	M. Divi Munim
BPS-15-Rs(5220-420-17820)							
Do	Do		Rs. 8160/-			1/7/08	M. Divi Munim
do	do		Rs. 8580/-			01/12/2008	M. Divi Munim
<i>Graduated pay sanction made from 01/12/08 from the competent & authorized authority</i>							
C-T at GHSS	Subs/Per		Rs. 8580/-			28/13/2009	M. Divi Munim
Do	Do		Rs. 9000/-			1/17/2009	M. Divi Munim

Attached
 M. Divi
 Munim
 S. C. (C. S. 1)
 G. S. (C. S. 1)

9	10	11	12	13 Leave		14	15
Signature and designation of the head of the office or other attesting officer in columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting Officer	Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
					Period	Government to which debitable	
 PRINCIPAL Govt: High School Chail, Swat.	30/11/2007	P/MC	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Swat.	DEPARTMENTAL PAY FIXATION AWARD OF GRADED PAY SCALE BPS No-15 Vide Finance Department Notification No. FD/S(FR) 10-22/2007 Dated 26-01-2008 and DCO Swat Sanction No-5545 Dated 23-07-2008
 PRINCIPAL Govt: High School Chail, Swat.	30/07/2007	Secy revised	 PRINCIPAL, Govt: High School, Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Swat.	Pay on 1-10-07 in BPS 15 Rs 6450/- Pay on 1-12-07 in BPS 15 Rs 6800/- Pay Fixed on 1-2-07 In BPS 15 Rs 6800/-
 PRINCIPAL, Govt: High School, Chail, Swat.	12/07/2007	Defixat B-1	 PRINCIPAL, Govt: High School, Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL, Govt: High School Chail, Swat.	30/06/2008	pay sat provid	 PRINCIPAL, Govt: High School, Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL, Govt: High School Chail, Swat.	30/11/2008	Annual increment	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL Govt: High School Chail, Swat.	25/3/2009	Transferred to GHSS Madyan	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL Govt: High School Chail, Swat.	30/11/2008	Annual increment	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL, Govt: High School Chail, Swat.	30/11/2009	Annual increment	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL Govt: High School Chail, Swat.	30/11/2010	Annual increment	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL, Govt: High School Chail, Swat.	30/11/2009	Annual increment	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL, Govt: High School Chail, Swat.	30/11/2010	Annual increment	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL, Govt: High School Chail, Swat.	30/11/2010	Annual increment	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	
 PRINCIPAL, Govt: High School Chail, Swat.	30/11/2010	Annual increment	 PRINCIPAL Govt: High School Chail, Swat.			 PRINCIPAL, Govt: High School, Chail, Distt: Swat.	

10

(2008)
 DEPARTMENTAL PAY FIXATION IN REVISED
 PAY SCALE No-15
 @ Rs 5220-420-17820

WEP 1-7-2008 vide Finance Deptt:
 Notification No. FD (PRC) 1-1/2008,
 dated 10-07-2008.
 Pay in Existing Pay Scale No 15 on 30-6-08 Rs 6800/-
 Equal/Next higher revised Pay Scale No 15, Rs 8160/-
 Pay Fixed on 1-7-08 on point to point basis Rs 8160/-
 With Next Annual Increment on 1-12-2008

OPTION
 IN THE LIGHT OF NOTIFICATION
 NO. FD (PRC) 1-1/86-VI (A)
 DATED 05-06-1986. I Mr. Muhammad-Dim
 DO HEREBY OPT FOR RE-FIXATION
 OF MY PAY IN BPS-15 WITH EFFECT FROM
 1-2-2007 INSTEAD OF 1-10-2007

ATTESTED: Sign of Govt. Servant

Attest
 S.C.T. (Signature)
 M.S. Chail, Distt. Swat

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating: state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government S

CT. at GHSS
Madyan Sub *Subs/peo*
 Revised BPS No. 15 (85200-470-17820)
 Rs. 9480/-
 1/12/2010

-Do- -Do-
 Revised BPS No. 15 (8500-700-79500)
 Rs. 15500/-
 1/7/2011

SERVICE VERIFIED W.E.F. 1/12/2010
 to 31/12/2011.....
 from Rolls & other Record of this office

PRINCIPAL,
 GHSS, Madyan, Swat
 EMIS Code-36567

-Do- -Do-
 Rs. 16200/-
 1/12/2011

-Do- -Do-
 Rs. 16900/-
 1/7/2012

4940/14
 6305/14
 8160/15
 15500/15

2005
 OFFICE OF THE ACCOUNTANT GENERAL
 KHYBER PAKHTUNKHWA PESHAWAR
 PAY FIXED IN THE R.B.S 2005
 OF RS. 3565215
 AT RS. 4940/- AM.W.E.
 With Next Increment 1187
 1.07.2005
 1.2.2005

Accounts Officer
 Pay Fix Party K P. Khyber Pakhtunkhwa
 Peshawar
 Mirza Adil
 S.C. (Cash) Officer
 A.H.S. (Cash) Officer

SERVICE VERIFIED W.E.F. 01-01-2011
 to 31-12-2013
 from Rolls & other Record of this office

PRINCIPAL,
 GHSS, Madyan, Swat
 EMIS Code-36567

9 Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
				Period	Government to which debitable		

SERVICE VERIFIED W.E.F. 26/03/2009 to 31/12/2009...
From seq. Rolls & other Record of this office.

PRINCIPAL GHSS, Madyan Distt: Swat.
30/6/2011
Pay Scale Revised
PRINCIPAL GHSS, Madyan Distt: Swat.

PRINCIPAL GHSS, Madyan Distt: Swat.
30/11/2011
Annual Grant
PRINCIPAL GHSS, Madyan Distt: Swat.
PRINCIPAL, GHSS, Madyan, Swat. EMIS Code-36567

ST-959
8/8
Dissem 215.7 AA. from 7/2.11. - R 4710/1
SERVICE VERIFIED W.E.F. 01/01/2010 to 30/11/2010...
From seq. Rolls & other Record of this office.

Add: Distt: Jcs Officer, SWAT.
PRINCIPAL, GHSS, Madyan, Swat. EMIS Code-36567

PRINCIPAL GHSS, Madyan Distt: Swat.
30/11/2012
Annual Grant
PRINCIPAL GHSS, Madyan Distt: Swat.

PRINCIPAL GHSS, Madyan Distt: Swat.
31/3/2013
Transfer
PRINCIPAL GHSS, Madyan Distt: Swat.

Sanction is hereby accorded to the grant of Earned leave on full pay for the period from 03-03-2011 to 28-6-2011 (118 days) by the ED/CSSE Swat at Gul Kada vide his office EMIST No. 3315-17/ps dated 24-03-2011

PRINCIPAL, GHSS, Madyan, Swat. EMIS Code-36567

6104
915
Drawn on L.S. week 28 to 28/2011
Pay 29 to 30/2011

Fixation
pay on 30/6/2011 in the existing BPS No. 15 (5000-470-17820) Rs. 4700
No. of Stages earned in the existing BPS No. 15: 10 Stages
pay Fixation on 1/7/2011 in the Revised BPS No. 15 (8500-700-79500) = Rs. 9500 + 10 x 700 = Rs. 15500/-

3900
720
460
52
80
5012
Net 8436/-
With next increment 4000/- 11/7/2011

Add: Distt: Jcs Officer, SWAT.
PRINCIPAL, GHSS, Madyan, Swat.

1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating, state (i) Substantive appointment, or (ii) whether service counts for pension under Art. 371 C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government

CT at GMS

Damanda Swat Sub: Jee Rs. 16900/m. 01/04/03

Rs 17600/-

01/12/2013

BPS No 15 (4350-350-14850)

Rs 6800/-

01-10-2007

Refixation

Rs 7150/-

01-12-2007

Pay scale Revised BPS 15 (5220-420-17820)

Rs 8580/-

01-07-2008

Rs 9000/-

09-12-2008

Rs 9420/-

07-12-2009

Rs 9840/-

01-12-2010

Pay scale Revised

BPS No 15 (8500-700-29500)

Rs 16200/-

07-07-2011

Rs 16900/-

07-12-2011

Rs 17600/-

07-12-2012

Rs 18300/-

07-12-2013

Office of the Accountant General
Khyber Pakhtun Khwa Peshawar

Pay Fixed in the Revised Basic Pay Scales
RBPS 4002315 13550 B 44

Pay Fixed @ Rs 6300/- w.e.f. 01-07-2007

Adj. 5220420 12820 B 15

Pay Fixed @ Rs 8164/- w.e.f. 01-07-2008

RBPS 8500 700 29500 B 15

Pay Fixed @ Rs 15500/- w.e.f. 01-07-2011

Date of Next Increment is on 01-12-2011

Dy. Dist. Education Officer (M)
District Swat

Rs 19000/-

01/12/2014

BPS No 15 (10985-905-38135)

Rs 24560/-

01/07/2015

Accountant Officer
Pay & Pension
GMS Chhat Distri Swat

Service Verified w.e.f. 01-04-2014
 To 30-11-2014 from Govt. Roll

12

9 Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal etc.)	12 Signature of the head of the office or other attesting Officer	13 Nature and duration of leave taken	14 Leave And on the record of this office, the nature and duration of period of leave on average pay upto four months for which leave salary is debitable to Government to which debitable	15 Signature of the head of the office or other attesting officer	Reference to a recorded punishment or censure, or reward or praise of Government Service
Dy: D.E.O (M) Swat.	30/11/2013	A/O me	Dy: D.E.O (M) Swat.				
Dy: D.E.O (M) Swat.	Entry Revised due to one P/M me.		Dy: D.E.O (M) Swat.		<p>RECEIVED NO. 106 DATED 8/9/13 DRAWN Rs. 150000/- MASSUPPLYMENT No. 7A PAY Rs. 150000/- BANKER'S REG. NO. 155 DATED 9/2/13</p>		
<p>Pre-Mature Increment The Govt: of K.P.K Finance Deptt: has allowed Pre-Mature Increment in graduation vide Notification Issued under No FD (SOSR-I) 2-123/2014 Date 30-05-2014 With no arrears prior to 30-05-2014.</p>							
Dy: D.E.O (M) Swat.			Dy: D.E.O (M) Swat.		<p>OPTION IN THE LIGHT OF NOTIFICATION NO. FD (PRC) 1-1/06-VI (A) DATED 05.06.1986 I Mr. <u>Mushtaq Din e.T</u> DO HEREBY OPT FOR RE-FIXATION OF MY PAY IN BPS-15 WITH EFFECT FROM 1-12-2007 INSTEAD OF 1-10-2007</p>	ATTESTED	Sign: of Govt. Servant
Dy: D.E.O (M) Swat.	30/11/2014	A/O me.	Dy: D.E.O (M) Swat.			Dy: D.E.O (M) Swat.	Attested M. Kay-ud-... S.O. (General) S.H.S. Chail, Distt. Swat
Dy: D.E.O (M) Swat.	30/06/2015	A/S Revised	Dy: D.E.O (M) Swat.		<p>T.No. 2158 date 30/11/14 Drawn date of B. PM 3873/- w.e.f. 1/7/12 to Rs.</p>		
Dy: D.E.O (M) Swat.	30/11/2015	A/O me	Dy: D.E.O (M) Swat.		<p>Scale Revision 2015 Pay & Scale revised w.e.f 01/07/2015 vide the Notification issued by the Govt: of KPK Finance Deptt: Under No.FD(PRC)1-1/2015 DL27/07/2015</p>		

9 Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	10 Date of termination of appointment	11 Reason of termination (such as promotion, transfer, dismissal, etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Service
				Nature and duration of leave taken	Government to which debitable		
By: D.E.O (M) Swat		<i>upgraded to B-15 vide No. F-115</i>					
					Up Gradation to BPS-16 The Govt. of K.P. Finance Dept: Allowed One/Two Pay Scale promotion from B-1 to B-15 vide the Notification issued under No. FD/SO (FR) 7-20/2015 Dt. 30/6/2015 & order No. KC/FD/SO (FR) 7-20/2015 Dt. 17/8/015		
					OPTION I do hereby Opt to fix my Pay in B-16		
					w.e.f. 01/12/2015 in the light of Finance Dept: order issued under No. FD/SO (FR) 7-20/2015 Dated. 30/08/2015		
						<i>[Signature]</i> Smt. Mian-ud-Din S.C.P. (Gazetted) G.M.S. Chall. Distt. Swat	

B-14

2007-09-19
 INF (P) 2760
 Also available on
 www.nwfp.gov.pk

ملک بھارت اور پاکستان کے درمیان تعلیمی اور ترقیاتی امور کے لیے

ملک بھارت اور پاکستان کے درمیان تعلیمی اور ترقیاتی امور کے لیے...
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔

مرکز	تاریخ	مقام	موضوع
1	10/08/2007	لاہور	ماسٹر ٹیچنگ ایجوکیشن
2	10/08/2007	راولپنڈی	ماسٹر ٹیچنگ ایجوکیشن
3	10/08/2007	فیصل آباد	ماسٹر ٹیچنگ ایجوکیشن
4	10/08/2007	گوجرانولہ	ماسٹر ٹیچنگ ایجوکیشن
5	10/08/2007	میرٹھ	ماسٹر ٹیچنگ ایجوکیشن
6	10/08/2007	پٹیالہ	ماسٹر ٹیچنگ ایجوکیشن
7	10/08/2007	جہلم	ماسٹر ٹیچنگ ایجوکیشن
8	10/08/2007	بہاولپور	ماسٹر ٹیچنگ ایجوکیشن
9	10/08/2007	سوات	ماسٹر ٹیچنگ ایجوکیشن
10	10/08/2007	بلتستان	ماسٹر ٹیچنگ ایجوکیشن

ملک بھارت اور پاکستان کے درمیان تعلیمی اور ترقیاتی امور کے لیے...
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔

Qualification	Total Marks	1st Division	2nd Division	3rd Division
B.Sc	50	10	8	5
B.A	50	10	8	5
B.Com	50	10	8	5
B.Educ	50	10	8	5

Higher Education Than the prescribed qualification
 One Stage Above = 0 marks (M.Phil)
 Two Stage Above = 8 marks (Ph.D)
 Three Stage Above = 12 marks (Post Doc et al)

ملک بھارت اور پاکستان کے درمیان تعلیمی اور ترقیاتی امور کے لیے...
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔

Qualification	Total Marks	1st Division	2nd Division	3rd Division
B.Sc	50	10	12	10
B.A	50	10	12	10
B.Com	50	10	12	10
B.Educ	50	10	12	10

Higher Education Than the prescribed qualification
 One Stage Above = 8 marks (M.Phil)
 Two Stage Above = 8 marks (M.Phil)
 Three Stage Above = 12 marks (Ph.D)

ملک بھارت اور پاکستان کے درمیان تعلیمی اور ترقیاتی امور کے لیے...
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔

Year	1st Division	2nd Division	3rd Division
2007	10	8	5
2007	10	8	5
2007	10	8	5

ملک بھارت اور پاکستان کے درمیان تعلیمی اور ترقیاتی امور کے لیے...
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔
 ماسٹر ٹیچنگ ایجوکیشن کیلئے 10 اگست 2007ء سے درخواستیں قبول کی جائیں گی۔

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

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

AN
ACT

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

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

It is hereby enacted as follows:-

1. **Short title and commencement.**---(1) This Act may be called the ⁷[Khyber Pakhtunkhwa] Employees (Regularization of Services) Act, 2009.

(2) It shall come into force at once.

2. **Definitions.**---(1) In this Act, unless the context otherwise requires,-

- (a) "Commission" means the ⁸[Khyber Pakhtunkhwa] Public Service Commission;
- (aa) "contract appointment" means appointment of a duly qualified person made otherwise than in accordance with the prescribed method of recruitment;
- (b) "employee" means an adhoc or a contract employee appointed by Government on adhoc or contract basis or second shift/night shift but does not include the employees for project post or appointed on work charge basis or who are paid out of contingencies;

³Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

⁴Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

⁵Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

⁶Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

⁷Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

⁸Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

REGISTERED
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16

- (c) "Government" means the Government of the ⁹[Khyber Pakhtunkhwa];
- (d) "Government Department" means any department constituted under rule 3 of the ¹⁰[Khyber Pakhtunkhwa] Government Rules of Business, 1985, and does not include any section of a Department or an organization which is federally funded;
- (e) "law or rule" means the law or rule for the time being in force governing the selection and appointment of civil servants; and
- (f) "post" means a post under Government or in connection with the affairs of Government to be filled in on the recommendation of the Commission.

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

3. Regularization of services of certain employees.---All employees including recommendees of the High Court appointed on contract or ad hoc basis and holding that post on 31st December, 2008 or till the commencement of this Act shall be deemed to have been validly appointed on regular basis having the same qualification and experience for a regular post:

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

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

(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:

⁹Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

¹⁰Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

¹¹Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

¹²Substituted vide Khyber Pakhtunkhwa Act No. IV of 2011

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M-1

(17)

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

4A. **Overriding effect.**---Notwithstanding any thing to the contrary contained in any other law or rule for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rule to the extent of inconsistency to this Act shall cease to have effect.

5. **Repeal.**---The North-West Frontier Province Employees (Regularization of Services) Ordinance, 2009 (N.-W.F.P. Ordinance No. VII of 2009) is hereby repealed.

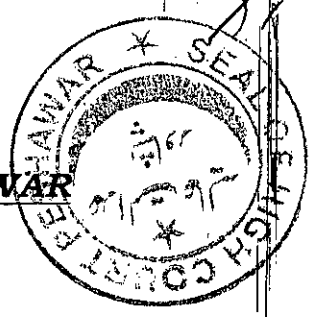
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D-18

JUDGMENT SHEET

PESHAWAR HIGH COURT, PESHAWAR
(JUDICIAL DEPARTMENT)



Writ Petition No.2905 of 2009.

ATTA ULLAH AND OTHERS.....PETITIONERS.

VERSUS.

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

JUDGMENT.

Date of hearing 26.01.2015

Appellant/Petitioner by Ghulam Nabi Khan Advocate.

Respondent by Sardar Ali Raza Advocate & Waqar Ahmad Khan AAG.

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

M-Q

ATTESTED
Peshawar High Court
08 MAR 2018

(19)

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

"It is, therefore, prayed that on acceptance of the Amended Writ Petition the above noted Act No.XVI 2009 namely 'The North West Province Employees (Regularization of Services) Act, 2009 dated 24th October, 2009' being illegal unlawful, 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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ATTESTED
EXAMINER
Peshawar High Court

08 MAR 2018

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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, unconstitutional 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 later on 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

AT THE
 Peshawar

08 MAR 2018

(21)

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the qualification for appointment/promotion of the SET Teachers BPS-16 was prescribed that 75% SETs shall be selected through Departmental Selection Committee on the basis of batchwise/yearwise open merit from amongst the candidates having the prescribed qualification and remaining 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.

RECORDED

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ATTESTED

EXAMINER
Peshawar High Court

06 MAR 2015

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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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APPROVED
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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, they 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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ATTESTED

EXAMINES
Department of Examinations

08 MAR 2013

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

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

(ii) Four percent from amongst the DM with at least 5 years service as such and having qualification in column 3.

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

(iv) One percent amongst Instructional Material Specialists with at least 5 years

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68 MAR 2018

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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.

RECORDED

M-20

ATTESTED
EXAMINER
Peshawar High Court

08 MAR 2018

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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

M-2

ATTESTED
EXAMINER
Distt. Govt. Peshawar
08 MAR 2018

27

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

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

S.2 Definitions. (1)---

a)----

aa) "contract appointment" means appointment of a duly qualified person made otherwise 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

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AT THE
 Postmaster
 08 MAR 2010

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basis or who are paid out of contingencies;
----- whereas,

S. 3 reads:-

Regularization of services of certain employees.---- All employees 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;

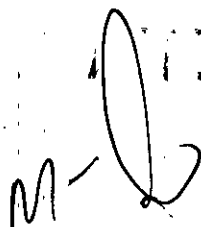
9- The plain reading of above sections of the Act, *ibid*, would show that the Provincial Government, has regularized the "duly qualified persons", who were appointed on contract basis under the Contract Policy, and the said Contract Policy was never ever challenged by any one and the same remained in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

M-10

ATTEST
EXAM
Peshawar
08 MAR 2008

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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 Authorities, 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 31st December 2008 or till the commencement of this Act have been



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

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

11- The law has defined such type of legislation as "**beneficial and remedial**". A beneficial legislation is a statute 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 conducive to the public goods. The challenged

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

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

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

"A statute which purports to confer a benefit on individuals or a class of persons, by relieving 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 statute, 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."

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

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.

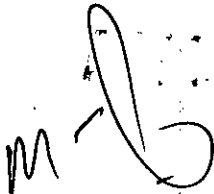
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Such legislation must therefore, either clarify an ambiguity or an omission in the existence and must therefore, the explanatory or clarificatory in nature. Since the petitioners does not have the vested rights to be appointed to any particular post, 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.

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



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I.A. Sherwani & others Versus Government of Pakistan,reported in 1991 SCMR 1041. Even otherwise, under Rule 3

(2) of the Khyber Pakhtunkhwa (Civil Servants)

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

a department to lay down method of appointment,

qualification and other conditions applicable to the post in

consultation with Establishment & Administrative Department

and the Finance Department. In the instant case the duly

elected Provincial Assembly has passed the Bill/Act, which

was presented through proper channel i.e Law and

Establishment Department, which cannot be quashed or

declared illegal at this stage.

15- Now coming to the second aspect of the case, that

petitioners legitimate expectancy in the shape of promotion

has suffered due to the promulgation of Act, *ibid*, in this

respect, it is a long standing principle that promotion is not a

vested right but it is also an established principle that when

ever any law, rules or instructions regarding promotion are

violated then it become vested right. No doubt petitioners in

the first instance cannot claim promotion as a vested right

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

16- Since the Act, XVI of 2009 has been declared a 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.

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

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

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

(ii) Official respondents are directed 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.

Muzam Ali Khan
Muzam Ali Khan

Announced.
26th January 2015

JUDGE

JUDGE

Jan 26/15

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CERTIFIED TO BE TRUE COPY

Examiner
Peshawar High Court, Peshawar
Authorized Under Article 7 of
The Court Officers Order 1984

08 MAR 2015

IN THE SUPREME COURT OF PAKISTAN
(APPELLATE JURISDICTION)

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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, 3045 of 2009, 664 of 2010

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

Versus

Attallah and others,
Nasruminullah and others,
Mukhtar Ahmad and others. ...Respondent(s)

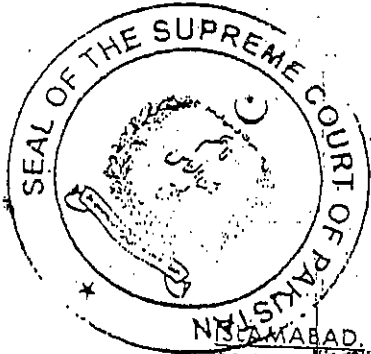
For the petitioner(s): Mr. Mujahid Ali Khan, Addl. A.G. KPK

For the respondent(s): Mr. Ghulam Nabi Khan, ASC
Mr. Abdul Qayyum Sarwar, AOR

Date of Hearing: 20.09.2017.

ORDER

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



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

[Signature]
29/9/17
Court Associate
Supreme Court of Pakistan
Islamabad

ATTESTED
[Signature]

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خیبر پختونخوا ایجوکیشنل سروسز، پوسٹنگ اور ٹرانسفر آف نیچر ڈیپارٹمنٹ، ایئر کونڈیشننگ اور ٹرانسپورٹ ڈیپارٹمنٹ اور ایئر کونڈیشننگ ڈیپارٹمنٹ کے تحت ملکی ایئر لائن سیکٹرز کی ایئر لائن سیکٹرز کی ایجوکیشنل سروسز

پختونخوا کے زیر انتظام (مردانہ زبان) سکولوں میں درجہ ذیل آسامیاں پر کرنے کے لئے خیبر پختونخوا کے متعلقہ اضلاع کے سکولوں میں ایئر لائن سیکٹرز سے مجوزہ فارم پر 30 ستمبر 2016ء تک درخواستیں مطلوب ہیں۔ درخواست فارم (NTS) کی ویب سائٹ (<http://www.nts.pk>) پر دستیاب ہے۔ مقررہ تاریخ، گزرنے کے بعد موصول ہونے والی درخواستوں پر غور نہیں کیا جائے گا۔

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نمبر شمار	نام آسامی	تالیف	عمر
1	سیکنڈری سکول نیچر بیالوجی / کیمسٹری BPS. 16	کسی بھی تسلیم شدہ ویونیورسٹی سے سائنس ڈیپارٹمنٹ میں بیچلر ڈگری جس کے ساتھ درج ذیل دو مضامین لازمی ہوں۔ (i) کیمسٹری، بیالوجی (ڈیپارٹمنٹ یا بائی)۔ (ii) کسی بھی تسلیم شدہ ویونیورسٹی سے ایم اے ایجوکیشن یا ایجوکیشن میں بیچلر ڈگری۔	21 تا 35 سال
2	سیکنڈری سکول نیچر فزکس / ایچ ایس BPS. 16	(1) کسی بھی تسلیم شدہ ویونیورسٹی سے سائنس ڈیپارٹمنٹ میں بیچلر ڈگری جس کے ساتھ درج ذیل دو مضامین لازمی ہوں۔ (i) فزکس، ایچ ایس A یا (iii) فزکس، ایچ ایس B یا (iii) فزکس، ایچ ایس C۔ (2) کسی بھی تسلیم شدہ ویونیورسٹی سے ایم اے ایجوکیشن یا ایجوکیشن میں بیچلر ڈگری۔	21 تا 35 سال
3	سیکنڈری سکول نیچر (SST) جرنل BPS. 16	(1) کسی بھی تسلیم شدہ ویونیورسٹی سے سائنس ڈیپارٹمنٹ میں بیچلر ڈگری جس کے ساتھ درج ذیل دو مضامین لازمی ہوں۔ (i) انگریزی لازمی، ہونٹنٹن گروپ یا دیگر مساوی گروپ۔ (2) کسی بھی تسلیم شدہ ویونیورسٹی سے ایم اے ایجوکیشن یا ایجوکیشن میں بیچلر ڈگری۔	21 تا 35 سال

سیکشن کریمیا: اساتذہ کے سیکشن کیلئے کریٹریا درج ذیل ہے۔ کل 200 نمبرات کی تقسیم اس طرح سے کی جائیگی۔

(1) سکریننگ ٹیسٹ بذریعہ NTS = 100 نمبر (ب) - نقلی قابلیت = 100 نمبر جس کی مزید تقسیم اس طرح ہوگی

محل نمبر	تعلیمی قابلیت
حاصل کردہ نمبر 20x تقسیم کل نمبر	ایس ایس سی
حاصل کردہ نمبر 20x تقسیم کل نمبر	ایف اے / ایف ایس سی
حاصل کردہ نمبر 20x تقسیم کل نمبر	بی اے / بی ایس سی
حاصل کردہ نمبر 15x تقسیم کل نمبر	ایم اے / ایم ایس سی
حاصل کردہ نمبر 15x تقسیم کل نمبر	بی ایڈ / ایم اے ایجوکیشن
حاصل کردہ نمبر 05x تقسیم کل نمبر	ایم ایڈ / ایم اے ایجوکیشن
حاصل کردہ نمبر 05x تقسیم کل نمبر	ایم فل / بی ایچ ڈی

بی ایس چار سالہ کورس کی صورت میں نمبروں کی تقسیم اس طرح ہوگی۔ حاصل کردہ نمبر 35x تقسیم کل نمبر جبکہ پیشہ ورانہ ایم اے ایجوکیشن کی صورت میں نمبروں کی تقسیم بطریقہ ذیل ہوگی۔
ایم اے ایجوکیشن حاصل کردہ نمبر 20x تقسیم کل نمبر

نوٹ: (1) ہر سکول کی آسامی کے لئے ملحدہ ویڈیو میرٹ لسٹ مرتب کی جائیگی جس میں امیدواروں کے NTS کے حاصل کردہ نمبر اور تعلیمی قابلیت کے نمبروں کو جمع کیا جائے گا۔ (2) ہر امیدوار سے NTS کی درخواست فارم 300 روپے چارج کیا جائے گا۔ اگر ایک امیدوار 5 سکولوں کے لئے درخواست دیکھتا تو اس سے 800 روپے ہی NTS چارج کریں گے۔ جو کہ امیدوار خود برداشت کریں گے۔
(3) NTS ٹسٹ میں 40 فیصد نمبر لینے ضروری ہے۔ 40 فیصد سے کم نمبر لینے والا امیدوار اہل تصور ہوگا اور میرٹ لسٹ میں شامل نہیں ہوگا۔

عمومی شرائط: (1) تمام تقرریاں حکومت خیبر پختونخوا کے موجودہ قوانین کے مطابق بنیادی تقرری Initial Appointment کے 25 فیصد

کولے کے تحت فائدہ مند عوامی بنیادوں پر Adhoc کنٹریکٹ پر ایک سال کے لئے ہوں گی۔ (2) معذور افراد کے لئے دو فیصد اور تعلیمی امیدواروں کے لئے تین فیصد کوٹہ مختص ہے۔ (3) انٹرویو کے وقت اصلی تعلیمی اسناد ہند اخراجات امیدوار کو برداشت کرنا ہوں گے۔ (4) انٹرویو کے لئے آنے والے امیدواروں کو کوئی ٹی اے ڈی اے نہیں دیا جائے گا۔ (5) صرف مقررہ وقت کے اندر موصول ہونے والی درخواستوں پر غور کیا جائے گا۔ (6) زیر دستخطی کو اختیار حاصل ہے کہ وہ کوئی جواب دینے سے انکار کر سکتی ہیں۔ (7) اگر اس امیدوار کے بعد حکومت وقت کی طرف سے مقررہ کار میں تبدیلی کی گئی تو سیکشن سیکس ایس کے مطابق عمل کرنے کی پابندی ہوگی۔ (8) ملحدہ ویڈیو سیکٹرز کی ایجوکیشن کو اختیار حاصل ہوگا کہ وہ مقام خالی آسامیوں یا اس سے کم پر امیدوار مقرر کرے۔ (9) تمام تقرریاں حکومت خیبر پختونخوا کے مقرر کردہ قوانین اور طریقہ کار کے مطابق خالصتاً میرٹ کی بنیاد پر ہوں گی۔ (10) تمام تعلیمی اسناد صرف گورنمنٹ کے تسلیم شدہ اداروں کی قابل قبول ہوں گی۔ (11) اگر کسی امیدوار کی اسناد جعلی پائے گئے تو اس کے خلاف قانونی چارہ جوئی کی جائے گی اور اس کے لئے اسے سرکاری ملازمت سے نالہ تسلیم کیا جائے گا۔ (12) نامعلوم یا معلومات کی صورت میں درخواست فارم خود بخود منسوخ تصور کیا جائے گا جس کے لئے کوئی اپیل منظور نہیں کی جائے گی۔ (13) انٹرویو کے لئے الگ شیڈول جاری کیا جائے گا جس میں ڈاکومنٹس چیک کئے جائیں گے۔ (14) تمام تقرریاں متعلقہ اضلاع کے ڈویژنل آفس میں اس بات کا خیال رکھا جائے گا کہ دوسرے سکولوں میں اس کے بعد زیادہ میرٹ والے امیدوار کو قابل قبول نہ ہوگی۔ (15) امیدوار کو کسی سکول میں مقرر کرنا ہوگی جو کہ قابل قبول ہوگی۔ (16) ایک امیدوار ایک وقت 5 سکولوں میں خالی آسامیوں کے لئے درخواست دے سکتا ہے۔ امیدوار کے ایک یا ایک سے زیادہ سکولوں میں سیکشن کی صورت میں اس کی تقرری کسی ایک سکول میں کی جائے گی اس صورت میں سکول سیکشن کا امتحان امیدوار کو حاصل نہیں بلکہ اس میں اس بات کا خیال رکھا جائے گا کہ دوسرے سکولوں میں اس کے بعد زیادہ میرٹ والے امیدوار کو سیکشن کا موقع مل سکے۔ (17) درخواست دینے کا طریقہ کار NTS کے ویب سائٹ پر موجود ہے۔ (18) متعلقہ اضلاع کی خالی آسامیوں کی تفصیل سکول ڈائریز درخواست فارم کے ساتھ NTS کے ویب سائٹ پر دی گئی ہے اور ہر سکول کو اپنا گواہ کیا گیا ہے۔

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درخواستیں مطلوب ہیں

بہتر معاشی اور تعلیمی سہولتوں کے تحت سرکاری اور پرائیویٹ اسکولوں میں 2011ء کے 4 ستمبر سے 4 اکتوبر تک درخواستیں قبول کی جائیں گی۔
پختونخوا کے زیر انتظام (مرحمت ازمانہ) سکولوں میں درج ذیل آسامیاں پر کرنے کے لئے خیرہ پختونخوا کے مختلف اضلاع کے سکولوں اہل امیدواروں سے مجوزہ فارم مورخہ 20 دسمبر 2017ء تک درخواستیں مطلوب ہیں۔ درخواست فارم (NTS) کی ویب سائٹ (http://www.nts.org.pk) پر دستیاب ہے۔ مقررہ تاریخ گزرنے کے بعد موصول ہونے والی درخواستوں پر غور نہیں کیا جائیگا۔

نمبر شمار	نام آسامی	تالیف	عمر
1	سیکنڈری سکول ٹیچر (SST) یا لوجی / یکمیسٹری - BPS-16	(i) کسی بھی تسلیم شدہ یونیورسٹی سے سیکنڈ ڈیگری پتھریل ڈگری جس کے ساتھ درج ذیل دو مضامین لازمی ہوں۔ (i) یکمیسٹری، یا لوجی (دو لوجی یا بائی) (ii) سٹیٹس اور تقرری کے بعد 9 ماہ کی لازمی ٹریڈنگ حکومتی اداروں RITE/PITE سے حاصل کرنی ہوگی۔	19-35 سال
2	سیکنڈری سکول ٹیچر (SST) فزکس / یکمیسٹری - BPS-16	(i) کسی بھی تسلیم شدہ یونیورسٹی سے سیکنڈ ڈیگری پتھریل ڈگری جس کے ساتھ درج ذیل دو مضامین لازمی ہوں۔ (i) فزکس، یکمیسٹری یا (ii) فزکس، یکمیسٹری یا (iii) فزکس، یا سٹیٹس (ii) سٹیٹس اور تقرری کے بعد 9 ماہ کی لازمی ٹریڈنگ حکومتی اداروں RITE/PITE سے حاصل کرنی ہوگی۔	19-35 سال
3	سیکنڈری سکول ٹیچر (SST) جنرل BPS-16	(i) کسی بھی تسلیم شدہ یونیورسٹی سے سیکنڈ ڈیگری پتھریل ڈگری جس کے ساتھ درج ذیل دو مضامین لازمی ہوں۔ (i) انگریزی لازمی، یا سٹیٹس یا دیگر مساوی گروپ۔ (ii) سٹیٹس اور تقرری کے بعد 9 ماہ کی لازمی ٹریڈنگ حکومتی اداروں RITE/PITE سے حاصل کرنی ہوگی۔	19-35 سال

سلیکشن کمیٹی: اساتذہ کے سلیکشن کیلئے کریڈیٹ ریٹیا درج ذیل ہے۔ کل 200 نمبرات کسی تقسیم اس طرح سے کسی جالیگی۔

(1) سکریننگ ٹیسٹ بذریعہ NTS=100 نمبر		(ب) تفسی تالیف =100 نمبر	جس کی جزئی تقسیم اس طرح ہوگی
تفسی تالیف	کل نمبر	تفسی تالیف	بی ایس چار سالہ کورس کی صورت میں نمبروں کی تقسیم اس طرح ہوگی۔ حاصل کردہ نمبر 40x تقسیم کل نمبر جبکہ پیش درنا نام اسے ایک کیشن کی صورت میں نمبر کی تقسیم بطریقہ ذیل ہوگی۔
ایس ایس سی	حاصل کردہ نمبر 20x تقسیم کل نمبر	ای اے / ایف ایس سی	ایم ایس ایچ کیشن حاصل کردہ نمبر 10x تقسیم کل نمبر (5 نمبر بی ایف + 5 ایم ایف)
بی اے / بی ایس سی	حاصل کردہ نمبر 20x تقسیم کل نمبر	ایم اے / ایم ایس سی	ایس ایس سی کی آسامی کیلئے طبعی طور پر سب سے زیادہ نمبروں کی ہائیلیٹ جس میں امیدواروں کے NTS کے حاصل کردہ نمبر اور تفسی تالیف کے نمبروں کو جمع کیا جائیگا۔ (2) NTS ٹیسٹ میں 40 نمبر لینے ضروری ہے۔
بی ایف	حاصل کردہ نمبر 05x تقسیم کل نمبر	ایم ایف / ایم ایچ کیشن	40 نمبر سے کم نمبر لینے والا امیدوار نابل تصور ہوگا اور رٹ لسٹ میں شامل نہیں ہوگا۔
ایم ایل / بی ایچ ڈی	حاصل کردہ نمبر 10x تقسیم کل نمبر		

عمومی شرائط :- (1) تمام تقرریاں حکومت خیرہ پختونخوا کے مروجہ قوانین کے مطابق 25 فیصد بنیادی تقرری (Initial Appointment) کے لئے کے تحت خالصتاً عارضی بنیادوں پر ایف اے / سیکرٹریٹ پر ایک سال کیلئے ہوگی۔ (2) معذور افراد کیلئے دو فیصد اور تعلیمی امیدواروں کیلئے تین فیصد کوٹیشن ہے (معذور افراد کے دو فیصد کوٹیشن ہے جس کیلئے سٹیٹس ٹیک میڈیکل بورڈ کا سرٹیفکیٹ پیش کرنا لازمی ہے بشرطیکہ وہ معذوری فرمائش کی انجام دہی میں رکارت نہ ہو۔) (3) انٹرویو کے وقت اصلی تفسی استاد، معاشرا جہات امیدوار کو برداشت کرنا ہونگے۔ (4) انٹرویو کیلئے آنے والے امیدواروں کو کوئی TANDA نہیں دیا جائیگا۔ (5) صرف مقررہ وقت کے اندر موصول ہونے والی درخواستوں پر غور کیا جائیگا۔ (6) زیر دستگی کو اختیار حاصل ہے کہ وہ کوئی وجہ بتائے بغیر کسی بھی وقت کی یا جزوی طور پر انٹرویو منسوخ کر دے۔ (7) اگر اس اشتہار کے بعد حکومت وقت کی طرف سے تبدیلی کی گئی تو سلیکشن کمیٹی اس کے مطابق عمل کرنے کی پابند ہوگی۔ (8) محکمہ تعلیمی اور ایڈیوٹیشن کے اختیار کو اختیار حاصل ہوگا کہ وہ تمام خالی آسامیوں یا اس سے کم پر امیدوار مقرر کرے۔ (9) تمام تقرریاں حکومت خیرہ پختونخوا کے مقرر کردہ قوانین و مجوزہ طریقہ کار کے مطابق خالصتاً سرٹ کی بنیاد پر ہوں گی۔ (10) تمام تفسی استاد صرف گورنمنٹ کے تسلیم شدہ اداروں کی قابل قبول ہوگی۔ (11) اگر کسی امیدوار کی استاد چلی پائی گئی تو اس کے خلاف قانونی چارہ جوئی کی جائے گی اور اس کے لئے اسے سرکاری ملازمت کے لئے نابل تصور کیا جائیگا۔ (12) حاصل فارم یا معلومات کی صورت میں درخواست فارم خود بخود منسوخ تصور کیا جائیگا جس کے لئے کوئی اپیل منظور نہیں کی جائے گی۔ (13) انٹرویو کیلئے الگ شیڈول جاری کیا جائیگا جس میں ڈاکوٹیشن چیک کئے جائیں گے۔ (14) تمام تقرریاں مختلف اضلاع کے ڈویژنل کی بنیاد پر ہوگی۔ امیدوار کا ڈویژنل مختلف ضلع کا ہونا لازمی ہے۔ 20 دسمبر 2017ء کے بعد پتہ میں کسی قسم کی تبدیلی قابل قبول نہ ہوگی۔ (15) امیدوار کو کسی سکول میں مرس کرنا ہوگی جو کہ قابل تبادلہ ہوگی۔ (16) ایک امیدوار ایک وقت 5 سکولوں میں خالی آسامیوں کیلئے درخواست دے سکتا ہے۔ امیدوار کے ایک یا ایک سے زیادہ سکولوں میں سلیکشن کی صورت میں اس کی تقرری کسی ایک سکول میں کی جائے گی اس صورت میں سکول سلیکشن کا امتحان امیدوار کو حاصل نہیں بلکہ اس میں اس بات کا خیال رکھا جائیگا کہ دوسرے سکولوں میں اس کے بعد زیادہ سرٹ والے امیدوار کو سلیکشن کا موقع مل سکے۔ (17) درخواست دینے کا طریقہ کار NTS کی ویب سائٹ پر مندرجہ ہے۔ (18) مختلف اضلاع کے خالی آسامیوں کی تفصیل سکول و انٹرویو درخواست فارم کے ساتھ NTS کی ویب سائٹ پر دی گئی ہے اور ہر سکول کو ڈیوڈیا گیا ہے۔



INF(P) 6749

محکمہ تعلیم، خٹک، ڈائریکٹر ایلیمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا پشاور

درخواستیں مطلوب ہیں

مختارہ ایڈمٹمنٹ ڈیپارٹمنٹ اور ڈائریکٹر تعلیم و تربیت نے ایڈمٹمنٹ کے سلسلے میں درخواستیں لینے کے لیے 2011ء کے سیکشن نمبر 4 کے تحت علی التمام ایڈمٹمنٹ ڈیپارٹمنٹ کی ایڈمٹمنٹ ڈیپارٹمنٹ کے تمام (مردانہ اور خواتین) سکولوں میں درج ذیل آسامیوں پر کرنے کیلئے ایڈمٹمنٹ ڈیپارٹمنٹ کے متعلقہ اہل امیدواروں کے متعلقہ اہل امیدواروں سے درخواستیں لینے کے لیے 10 ستمبر 2014ء تک درخواستیں لینے کے لیے درخواست فارم (NTS) کی ویب سائٹ (<http://www.nts.org.pk>) پر دستیاب ہے۔ متروک رہنے والی درخواستوں پر غور نہیں کیا جائے گا۔

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نمبر	آسامی	قابلیت
F21 35 سال	سیکندری سکول ٹیچر SST پائونی (یکسٹرنل BPS.16)	کسی بھی تسلیم شدہ اور ندرستی سے سیکندری پڑھنے والی پیکچر ڈگری جس کے ساتھ درج ذیل دو مضامین لازمی ہوں۔ (1) یکسٹرنل پائونی (ڈیولوپنگ لیاپتی) (2) کسی بھی تسلیم شدہ اور ندرستی سے ایما کے ایڈمٹمنٹ یا ایڈمٹمنٹ میں پیکچر ڈگری
F21 35 سال	سیکندری سکول ٹیچر SST فرنکس ایگزیسیو BPS.16	(1) کسی بھی تسلیم شدہ اور ندرستی سے سیکندری پڑھنے والی پیکچر ڈگری جس کے ساتھ درج ذیل دو مضامین لازمی ہوں۔ (1) فرنکس ایگزیسیو A یا (2) فرنکس ایگزیسیو B (iii) فرنکس ایگزیسیو (2) کسی بھی تسلیم شدہ اور ندرستی سے ایما کے ایڈمٹمنٹ یا ایڈمٹمنٹ میں پیکچر ڈگری
F21 35 سال	سیکندری سکول ٹیچر SST جنرل BPS.16	(1) کسی بھی تسلیم شدہ اور ندرستی سے سیکندری پڑھنے والی پیکچر ڈگری جس کے ساتھ درج ذیل دو مضامین لازمی ہوں۔ (1) انگریزی لازمی ہو سکتی ہو کہ وہ پاپولر گروپ یا دیگر مساوی گروپ (2) کسی بھی تسلیم شدہ اور ندرستی سے ایما کے ایڈمٹمنٹ یا ایڈمٹمنٹ میں پیکچر ڈگری

نوٹ: تمام درخواستیں کیلئے درج ذیل ہے اور 200 نمبرات کی سیمینار میں شرکت کی جائے گی۔

سٹرکچرڈ ٹیسٹ پوزیشن NTS=100 نمبر (ب) تعلیمی قابلیت=100 نمبر جس کی حریف سیمینار میں شرکت ہوگی۔

- کلی نمبر
- مہل کروہ نمبر 20x
- مہل کروہ نمبر 20x
- مہل کروہ نمبر 20x
- مہل کروہ نمبر 15x
- مہل کروہ نمبر 15x
- مہل کروہ نمبر 05x
- مہل کروہ نمبر 05x

- تعلیمی قابلیت
- ایس ایس سی
- ایف اے / ایل ایس سی
- بی اے / بی ایس سی
- ایم اے / ایم ایس سی
- بی ایڈ / ایڈمٹمنٹ
- ایم ایڈ / ایڈمٹمنٹ
- ایچ ایچ ای / ایڈمٹمنٹ

ہر سال کورس کی صورت میں نمبروں کی سیمینار میں شرکت ہوگی حاصل کروہ نمبر 35x سیمینار میں شرکت کے لیے درخواستیں لینے کے لیے درخواستیں لینے کے لیے۔

1 ہر سکول کی آسامی کیلئے ملے ہوئے حصہ و حصہ کی سیمینار میں شرکت کی جائے گی جس میں امیدواروں کے NTS کے حاصل کروہ نمبر اور تعلیمی قابلیت کے نمبروں کو جمع کیا جائے گا۔ (2) ہر ادارے سے NTS اور درخواست فارم 300 روپے چارج کیا جائے گا، ان کے امیدوار پانچ سکولوں کے لئے درخواست دے گا تو اس سے سرف 800 روپے ہی NTS چارج کرینگے۔ امیدوار خود روناہت کریں گے۔

مہمیں شرائط (1) تمام تقرریاں حکومت خیرہ مختارہ کے مروجہ قوانین کے مطابق بنیادی تقرری Initial Appointment کے 25 نمبروں کو لے کر تحت خالصتاً ناراضی اور Adhoc کنٹریکٹ پر ایک سال کیلئے ہوں گی (2) مذکورہ افراد کیلئے دو فیصد اور اقلیت امیدواروں کے لئے تین فیصد کوٹیشن ہے (3) اندرونی کے وقت اس کی تعلیمی اسناد ہونے اور امیدوار کو روناہت کرنا ہونے کے۔ (4) اندرونی کیلئے آنے والے امیدواروں کو کوٹیشن فی اسٹیڈی کے لیے نہیں دیا جائے گا (5) صرف متروک وقت کے اندر وصول ہونے والی درخواستوں یا جانے گا۔ (6) اندرونی کو اختیار حاصل ہے کہ وہ کوئی بھی وقت کی بنیاد پر اندرونی منظور کرے۔ (7) ان کے اختیار کے بعد حکومت وقت کی طرف سے تقرری کرنے کا اختیار ہے کہ وہ کوئی بھی وقت کی بنیاد پر اندرونی منظور کرے۔ (8) حکومت کی ایڈمٹمنٹ ڈیپارٹمنٹ کو اختیار حاصل ہوگا کہ وہ تمام نالی آسامیوں یا اس سے کم پر اندرونی کرے۔ (9) تمام تقرریاں حکومت خیرہ مختارہ کے متروک قوانین اور طریقہ کار کے مطابق خالصتاً ناراضی کی بنیاد پر ہوں گی (10) تمام تعلیمی اسناد صرف گورنمنٹ کے تسلیم کردہ اداروں کی توشہ قبول ہوں گی (11) اگر کسی امیدوار کی اسناد جعلی پائے گئے تو اس کے خلاف قانونی چارہ جوئی کی جائے گی اور اس کے لئے اسے سرکاری ذمہ داری کے لئے ذمہ دار کیا جائے گا۔ (12) ہر سال فارم یا معلومات کی صورت میں درخواست فارم خود بخود منظور تصور کیا جائے گا جس کے لئے کوئی اپیل منظور نہیں کی جائے گی (13) اندرونی کیلئے ایک الگ جہاز کیا جائے گا۔ جس میں ڈاکوٹیشن چیک کیے جائیں گے۔ (14) تمام تقرریاں متعلقہ اہل امیدوار کے ذمہ دار کی بنیاد پر ہوں گی۔ (15) امیدوار کو کسی سکول میں سروس کرنا ہوگی جو کہ سہ ماہی ہوگی۔ (16) ایک امیدوار ایک وقت 5 سکولوں میں نالی آسامیوں کیلئے درخواست دے سکتا ہے۔ امیدوار کے ایک یا ایک سے زیادہ سکولوں میں سیکشن کی صورت میں اس کی کسی ایک سکول میں کی جائے گی اس صورت میں سکول سیکشن کا استحقاق امیدوار کو حاصل نہیں بلکہ اس میں اس بات کا خیال رکھا جائے گا کہ دوسرے سکولوں میں اس کے بعد زیادہ نالی آسامیوں کو سیکشن کا موقع مل سکے۔ (17) درخواست دینے کا طریقہ کار NTS کے ویب سائٹ پر موجود ہے۔ (18) متعلقہ اہل امیدوار کے خالی آسامیوں کی تحصیل سکول دائرہ سے فارم کے ساتھ NTS کے ویب سائٹ پر دی گئی ہے اور ہر سکول کو پتہ کرنا چاہیے۔

INF(P)4383

محمد رفیق خٹک ڈائریکٹر تعلیم و تربیت ایڈمٹمنٹ ڈیپارٹمنٹ خیرہ مختارہ

OFFICE OF THE DISTRICT EDUCATION OFFICER
(M) SWAT AT GULKADA
Cell # 0916 9240209-228

NOTIFICATION

Consequent upon the notification issued by the director of Elementary & Secondary Education (E.S.E.) Paktunkhwa Peshawar vide his office Indst No 1883-891 No 2 Promotion SCT BPS 16 dated Peshawar 25.07.2017. The following Senior certified teachers (Whose services were placed at the disposal of the DDO(M) Swat for further adjustment) are hereby adjusted against the posts in the school named against each in the interest of public service on regular basis under the existing policy of the provincial Government the terms & conditions given in the aforementioned notification of the Director with immediate effect.

S.No	S.No	Name	Present School	School where promoted/posted	Remarks
1	272	Ruhul Amin	GHS Lalkoo	GHS Lalkoo	A.V.Post
2	276	Fazal Rahman	GMS Gabral	GHS Ultra	A.V.Post
3	290	Ibrar Hussain	GMS Tirai Dara	GHS Chancharay	A.V.Post
4	293	Farooq	GHS Manglor	GHSS Charbagh	A.V.Post
5	295	Kishwar Ali	GHSS Balogram	GHSS Mingora	A.V.Post
6	296	Altah Hussain	GHS Matta	GHSS Sijbari	A.V.Post
7	297	Parveen Ahmad	GHS Kanju	GHS Shagai	A.V.Post
8	298	Inayatullah	GHS Toolano	GHS Dehrai	A.V.Post
9	300	Saeed Ahmad	GHS Bandai	GHS Dehrai	A.V.Post
10	301	Abdul Jamil	GHS Tall	GHS Kotlari	A.V.Post
11	302	Soniullah Khan	GHS Gogdara	GHSTindodag	A.V.Post
12	303	Muhammad Ali Shah	GHSS Deolar	GHS Deolar	A.V.Post
13	304	Rahmat Ali	GHSS Bandai	GHS Bandai	A.V.Post
14	305	Noor Rahman	GHS Balogram	GHS Manyar	A.V.Post
15	306	Muhammad Yousaf	GHS Galoch	GHSS Kabal	A.V.Post
16	307	FazalAzim	GCMHS Wadoodia	GCMHS Wadoodia	A.V.Post
17	308	Hematullah	GHSS Barikot	GHSS Barikot	A.V.Post
18	309	FazalSubhan	GHSS Baidara	GHS Bahrain	A.V.Post
19	310	Muhammad Ali	GMS Asharbanr	GHSS Charbagh	A.V.Post
20	311	Muhammad Naeem	GHS Odigram	GHS Odigram	A.V.Post
21	312	Fazal Subhan	GHS Bandai	GCMHS Wadoodia	A.V.Post
22	313	Shoukat Ali	GHS Kanju	GHS Kanju	A.V.Post
23	314	Muslehud Din	GHSS Madyan	GHS Chail	A.V.Post
24	315	Fazal Gul	GHSS Balogram	GHS Tindodag	A.V.Post

Attested
Sd/-
Muzammil Din
S.C.
G.M.S. Wadoodia, Swat

S.No New	Name of Teacher/Qualification Academic / Professional	Father's Name	Desi gnati on	PBS	D/O Birth / Domicile	Domic ile	Aca demi c	Profess ional	D/O 1st Apptt	Date of apptt against Present post	Seniority position D/O taking over charge as CT or D/O declaration CT Exam whichever is later
1	Hamayun Khan	Khairullah	SCT	16	4/10/1964	Swat	MA	CT	5/8/1984	5/8/1984	5/8/1984
2	Astambool	Muhammad Kamal	SCT	16	4/1/1961	Swat	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	10/11/1982	1/6/1987
4	Khan Ali	Umar Bakht	SCT	16	3/3/1961	Swat	MA	CT/B.Ed	8/1/1982	8/21/1982	5/26/1987
5	Muhammad Ihsanullah	Swal Faqir	SCT	16	3/4/1962	Swat	MA	CT	9/17/1987	9/17/1987	9/17/1987
6	Bakht Sherawan	Mahmood Khan	SCT	16	1/1/1960	Swat	MA	CT	11/6/1982	11/6/1982	11/29/1987
7	Muhammad Ali	Said Mahmood	SCT	16	2/3/1959	Swat	BA	CT	8/17/1980	1/8/1988	3/6/1988
8	Toti Rahman	Fazal Rahman	SCT	16	2/7/1960	Swat	MA	CT	7/10/1982	7/10/1982	11/30/1988
9	Mohammad Salim Khan	Amanullah Khan	SCT	16	3/1/1965	Swat	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	CT	3/9/1982	9/17/1989	9/17/1989
11	Rahmat Ali	Abdul Ghafar	SCT	16	5/4/1963	Swat	MA	CT/B.Ed	7/20/1982	10/1/1989	10/1/1989
12	Fazal Ra'im	Fazal Ahad	SCT	16	1/1/1961	Swat	MA	CT	11/13/1984	10/1/1989	10/1/1989
13	Azizullah	Tota	SCT	16	10/1/1964	Swat	MA	CT	1/9/1982	11/15/1983	1/17/1990
14	Shah Rom Khan	Hakim Khan Mian	SCT	16	1/1/1962	Swat	MA	CT	3/1/1988	3/1/1988	1/17/1990
15	Sadiq Ahmad	Abdul Hamid	SCT	16	1/4/1961	Swat	MA	CT	6/1/1988	6/1/1988	1/17/1990
16	Muhammad Rafiq	Badish	SCT	16	3/1/1963	Swat	B.Sc	CT	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	2/8/1990	2/8/1990
18	Hedayatullah 3rd Division	Sultan Sikandar	SCT	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	CT	12/8/1990	12/8/1990	11/14/1990
20	Zahid Khan	Pir Dad	SCT	16	4/9/1965	Swat	BA	CT	12/9/1990	12/9/1990	12/9/1990
21	Hazrat Bilal	Zirat Gul	SCT	16	2/8/1963	Swat	MA	CT	12/11/1990	12/11/1990	12/11/1990
22	Aziz Ahmad	Fazal Khaliq	SCT	16	4/4/1969	Swat	MSC	CT/B.Ed	12/11/1990	12/11/1990	12/11/1990
23	Fazal Wahab	Gul Mahmood	SCT	16	12/12/1964	Swat	MA	CT	5/6/1986	1/1/1990	1/1/1991
24	Muhammad Majid	Umar Zada	SCT	16	1/1/1966	Swat	MA	CT	5/4/1986	4/5/1986	3/14/1991
25	Rahman Deyar	Sultan Mehmood	SCT	16	1/1/1964	Swat	BA	CT	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	Swat	MA	CT	4/2/1987	4/10/1991	4/10/1991
28	Adalat Khan	Abdur Rashad	SCT	16	12/9/1961	Swat	MA	CT	11/24/1984	11/24/1984	10/22/1991
29	Akhter Ali	Ghulam Muhammad	SCT	16	5/15/1964	Swat	BA	CT	3/11/1985	3/11/1985	10/22/1991
30	Imran Ali	Mashooq Ali	SCT	16	3/20/1959	Swat	MA	CT	5/6/1986	5/6/1986	10/22/1991
31	Muhammad Rahman	Bakht Zad	SCT	16	1/10/1967	Swat	FA	CT	5/17/1987	5/17/1987	4/2/1992
32	Sharafat Ali Khan	Afsar Khan	SCT	16	2/2/1961	Swat	MA	CT	3/1/1988	3/1/1988	4/2/1992
33	Amir Zeb	Muhammad Zareen	SCT	16	4/2/1964	Swat	BA	CT	6/1/1988	6/1/1988	4/2/1992
34	Amir Muhammad	Tota Mian	SCT	16	5/15/1963	Swat	BA	CT/B.Ed	9/22/1987	12/20/1989	4/2/1992
35	Akhter Hussain 3rd Divi	Ahmad	SCT	16	3/2/1967	Swat	BA	CT	8/14/1992	8/14/1992	8/14/1992
36	Muhammad Ziaud Din	Habibur Rahman	SCT	16	3/10/1968	Swat	MA	CT/B.Ed	9/2/1986	1/9/1992	9/1/1992
37	Sultan Rome	Shah Rome	SCT	16	4/8/1966	Swat	MSC	CT/B.Ed	9/2/1992	9/2/1992	9/2/1992
38	Umar Hussain	Malak Sherin	SCT	16	1/1/1962	Swat	MA	CT	4/23/1988	4/23/1988	11/21/1992
39	Muhammad Nabi	Ghulam	SCT	16	5/1/1963	Swat	MA	CT/B.Ed	4/17/1988	4/17/1988	11/22/1992
40	Jamshid Khan	Hazrat Jee	SCT	16	4/14/1966	Swat	BA	CT/B.Ed	11/1/1986	4/21/1993	4/21/1993
41	Bakhtyar 3rd Divi	Bacha	SCT	16	7/3/1964	Swat	BA	CT/B.Ed	1/20/1990	1/20/1990	4/29/1993

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

S.No New	Name of Teacher/Qualification academic / professional	Father's Name	Designation	PBS	D/O Birth / Domicile	Domicile	Academic	Professional	D/O 1st Apptt.	Date of apptt: against Present post	Seniority position D/O taking over charge as CT or D/O declaration CT Exam: whichever is later.
42	Ashraf Ali	Hazrat Ali	SCT	16	5/12/1965	Swat	MA	CT/B.Ed	5/8/1993	5/8/1993	8/5/1993
43	Shah Bakht Rawan	Umara Khan	SCT	16	1/7/1964	Swat	MA	CT	9/24/1989	9/24/1989	12/25/1993
44	Muhammad Hamayun	Faramoz Khan	SCT	16	1/2/1965	Swat	BA	CT	10/2/1989	10/2/1989	12/25/1993
45	Amir Bahadar	Sarwar Gul	SCT	16	5/1/1962	Swat	MA	CT/B.ed	3/10/1989	10/3/1989	12/25/1993
46	Bakht Sherwan	Fazal Rahman	SCT	16	2/24/1967	Swat	BA	CT	11/29/1989	11/29/1989	12/25/1993
47	Bakht Muhammad	Muamber Khan	SCT	16	1/16/1967	Swat	BA	CT	11/30/1989	11/30/1989	12/25/1993
48	Noor Rahman	Jumma Gul Khan	SCT	16	5/1/1965	Swat	BA	CT	12/4/1989	12/4/1989	12/25/1993
49	Mehboob Ali	Amir Rahman	SCT	16	2/1/1963	Swat	BA	CT	12/12/1989	12/12/1989	12/25/1993
50	Muhammad Sadiq	Qalandar	SCT	16	9/11/1965	Swat	BA	CT/B.ed	12/14/1989	12/14/1989	12/25/1993
51	Maqsood Ahmad	Dawray	SCT	16	6/5/1963	Swat	MA	CT/B.Ed	12/17/1989	12/17/1989	12/25/1993
52	Shuja Mulk	Said Karam	SCT	16	12/3/1966	Swat	BA	CT	10/3/1989	1/4/1990	12/25/1993
53	Alamgir	Sadbar Khan	SCT	16	1/20/1960	Swat	MA	CT/B.Ed	6/10/1990	6/10/1990	12/25/1993
54	Anwarullah	Hasham Khan	SCT	16	3/1/1969	Swat	MA	CT/B.Ed	9/26/1988	11/10/1994	11/10/1994
55	Fazal Hameed	Fazal Wahab	SCT	16	4/15/1969	Swat	MA	CT/B.ed	11/10/1994	11/10/1994	11/10/1994
56	Nadar Khan	Mian Said Buhar	SCT	16	3/3/1966	Swat	MA	CT	9/8/1986	11/11/1994	11/11/1994
57	Bad Shah Ikhan	Amir Rawan	SCT	16	5/1/1965	Swat	MA	CT/B.Ed	6/14/1987	11/12/1994	11/12/1994
58	Sher Bahadar Khan	Gul Zaman	SCT	16	1/1/1964	Swat	BA	CT	12/12/1989	12/12/1989	11/15/1994
59	Aziz Ahmad	Muhammad Rashid	SCT	16	2/2/1964	Swat	MA	CT/B.Ed	11/10/1994	11/15/1994	11/15/1994
60	Afzal Shah	Badshah Zada	SCT	16	5/12/1967	Swat	MA	CT/B.Ed	11/15/1994	11/15/1994	11/15/1994
61	Bakht Alam	Ghulam Qadir	SCT	16	3/20/1969	Swat	MA	CT/B.Ed	11/15/1994	11/15/1994	11/15/1994
62	Muhammad Rahman	Sherin Jalal	SCT	16	2/1/1965	Swat	MA	CT/B.Ed	12/1/1986	11/16/1994	11/16/1994
63	Sher Ali Khan	Sadar	SCT	16	2/11/1968	Swat	MA	CT/M.Ed	8/1/1987	11/16/1994	11/16/1994
64	Ziaullah Khan	Muhammad Alam Gul	SCT	16	7/20/1969	Swat	MA	CT/B.Ed	11/16/1994	11/16/1994	11/16/1994
65	Muhammad Munir	Habibullah Khan	SCT	16	4/2/1964	Swat	MA	CT/B.Ed	9/28/1988	11/18/1984	11/18/1994
66	Gul Pervize	Rahmani Gul	SCT	16	1/20/1965	Swat	MA	CT/B.ed	11/21/1984	11/21/1994	11/21/1994
67	Abdul Qadoos	Ghulam Khaliq	SCT	16	6/5/1964	Swat	B.Sc	CT	5/12/1992	11/24/1994	11/24/1994
68	Sarir Ud Din	Fazal Wahid	SCT	16	3/26/1963	Swat	M.Sc	CT/M.Ed	11/27/1986	12/20/1994	12/20/1994
69	Muhd Zahir Shah	Azizur Rahman	SCT	16	12/2/1960	Swat	MA	CT/B.Ed	4/2/1987	12/21/1994	12/21/1994
70	Muhammad Ghafar	Khan Bahadar	SCT	16	2/27/1961	Swat	MA	CT	6/7/1987	12/21/1994	12/21/1994
71	Amanullah Khan	Sakhi Rawan	SCT	16	9/12/1961	Swat	MA	CT/M.Ed	8/11/1988	12/21/1994	12/21/1994
72	Sher Azim Khan	Taj Muhammad Khan	SCT	16	9/9/1958	Swat	MA	CT/M.Ed	9/28/1988	12/21/1994	12/21/1994
73	Fatehur Rahman	Fazal Rahman	SCT	16	2/2/1969	Swat	MA	CT/M.Ed	6/24/1987	12/22/1994	12/22/1994
74	Rafiq Ahmad	Hermooz Khan	SCT	16	1/1/1965	Swat	MA	CT	9/29/1988	1/10/1988	12/25/1994
75	Alam Zeb	Abdul Jabbar	SCT	16	4/15/1965	Swat	BA	CT/B.Ed	12/25/1994	12/25/1994	12/25/1994
76	Inamullah Khan	Muhammad Karam	SCT	16	1/1/1968	Swat	MA	CT	9/4/1986	12/27/1994	12/27/1994
77	Alam Zeb	Bughdaday	SCT	16	1/1/1960	Swat	MA	CT/M.Ed	12/27/1994	12/27/1994	12/27/1994
78	Azizullah	Haji Muhammad	SCT	16	2/16/1964	Swat	MA	CT/M.Ed	9/26/1988	1/1/1995	1/1/1995
79	Amjad Ali	Faqir Khan	SCT	16	4/10/1966	Swat	MA	CT/B.Ed	12/5/1989	12/5/1989	1/5/1995
80	Samiullah	Roohul Amin	SCT	16	2/15/1965	Swat	MA	CT/B.Ed	5/3/1986	5/3/1986	1/9/1995
81	Dost Muhammad Khan	Taj Muhammad Khan	SCT	16	3/8/1958	Swat	BA	CT/B.Ed	4/1/1987	4/1/1987	1/9/1995
82	Wazir Zada	Gulzar Khan	SCT	16	5/1/1967	Swat	BA	CT	10/1/1989	10/1/1989	1/9/1995

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

S.No New	Name of Teacher/Qualification academic / professional	Father's Name	Designation	PBS	D/O Birth / Domicile	Domicile	Academic	Professional	D/O 1st Apptt.	Date of apptt. against Present post	Seniority position D/O taking over charge as CT or D/O declaration CT Exam whichever is later
83	Anwar Iqbal	Khan Sherin	SCT	16	5/1/1961	Swat	MA	CT/B.Ed	10/2/1989	10/2/1989	1/9/1995
84	Muhammad Zahir Shah	Shahzada	SCT	16	2/2/1965	Swat	MA	CT/B.Ed	11/28/1989	11/28/1989	1/9/1995
85	Bakhtmand	Siahoosh Khan	SCT	16	6/5/1963	Swat	MA	CT/B.Ed	12/10/1989	12/10/1989	1/9/1995
86	Mukaram Khan	Musharaf Khan	SCT	16	6/5/1963	Swat	BA	CT/B.Ed	1/13/1990	1/13/1990	1/9/1995
87	Afzal Hussain	Bahroz Khan	SCT	16	5/25/1962	Swat	MA	CT/B.Ed	1/19/1990	1/19/1990	1/9/1995
88	Zahoor Hayat	Sher Alam Khan	SCT	16	1/1/1969	Swat	BA	CT	1/19/1990	1/23/1990	1/9/1995
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	CT	3/1/1990	3/1/1990	1/9/1995
91	Fazal Rahman	Amir Faqeer	SCT	16	3/10/1963	Swat	MA	CT	4/1/1990	4/1/1990	1/9/1995
92	Gul Muhammad Shah	Mubin	SCT	16	2/5/1964	Swat	MA	CT	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	Ali 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	Akbar Ali	Qaisar Khan	SCT	16	1/1/1963	Swat	MA	CT/B.ed	5/13/1990	5/13/1990	1/9/1995
96	Alamgir	Khalilur Rahman	SCT	16	7/1/1964	Swat	MA	CT/B.Ed	5/13/1990	5/13/1990	1/9/1995
97	Fazal Azim	Ahmad	SCT	16	12/1/1959	Swat	MA	CT	8/20/1990	8/20/1990	1/9/1995
98	Kafim Ullah	Muhammad Karim	SCT	16	3/15/1970	Swat	MA	CT/B.Ed	10/10/1988	11/20/1990	1/9/1995
99	Ibrahim	Amir Hatam	SCT	16	6/17/1959	Swat	BA	CT/B.Ed	5/24/1992	5/24/1992	1/9/1995
100	Ruhul Amin	Muhammad	SCT	16	4/3/1966	Swat	MA	CT	9/1/1989	12/1/1994	1/9/1995
101	Muhammad Fahim Khan	Ahmad Shah	SCT	16	3/7/1963	Swat	MA	CT B.Ed	6/11/1987	1/16/1995	1/16/1995
102	Muhammad Dawood Kha	Amanullah Khan	SCT	16	4/26/1967	Swat	MA	CT M.Ed	8/25/1992	1/16/1995	1/16/1995
103	Miraj Gul	Sani Gul	SCT	16	4/21/1959	Swat	BA	CT	3/6/1990	1/18/1995	1/18/1995
104	Jehan Sher	Umara Jan	SCT	16	5/1/1962	Swat	MA	CT/B.Ed	1/19/1995	1/19/1995	1/21/1995
105	Hanif Khan	Abdul Qadir Khan	SCT	16	1/12/1967	Swat	MA	CT	2/20/1990	2/1/1995	2/1/1995
106	Abdul Wahab	Amir Bashar	SCT	16	3/3/1969	Swat	MA	CT	2/21/1995	2/22/1995	2/22/1995
107	Sajawal Khan	Taj Khan	SCT	16	5/5/1964	Swat	MA	CT	2/2/1995	4/10/1995	4/10/1995
108	Anwar Zeb	Alam Zeb Khan	SCT	16	5/4/1970	Swat	MA	CT/M.Ed	2/2/1995	4/10/1995	4/10/1995
109	Kishwar	Ghulam Nabi	SCT	16	1/1/1967	Swat	BA	CT/B.Ed	4/7/1988	4/16/1995	4/17/1995
110	Mizajud Din	Mirajud Din	SCT	16	5/1/1970	Swat	MA	CT/M.Ed	11/7/1994	4/17/1995	4/17/1995
111	Bakht Biland	Shah Zada	SCT	16	1/30/1966	Swat	BA	CT	10/17/1988	5/15/1995	5/15/1995
112	Muhammad Sadiq	Khyber	SCT	16	11/8/1962	Swat	MA	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	Swat	BA	CT/B.Ed	8/22/1995	8/22/1995	8/22/1995
116	Shah Anwar Badshah	Naik Muhammad	SCT	16	3/15/1963	Swat	MA	CT	9/27/1988	8/24/1995	8/24/1995
117	Ali Rahman	Fazal Rahman	SCT	16	4/1/1967	Swat	MA	CT	5/14/1987	9/1/1995	9/1/1995
118	Sayed Javid Iqbal	Muhammad Mian	SCT	16	3/20/1964	Swat	MA	CT	4/3/1995	9/15/1995	9/15/1995
119	Mufti	Muhammad Zaman	SCT	16	1/15/1962	Swat	MA	CT/B.Ed	3/17/1984	9/23/1995	9/23/1995
120	Muhammad Afzal Khan	Sher Dil Khan	SCT	16	10/1/1970	Swat	MA	CT/B.Ed	9/24/1995	9/24/1995	1/24/1996
121	Muhammad Nisar	Ahmad Khan	SCT	16	4/16/1975	Swat	MA	CT	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

48

UPDATES No. 4/21/1995 to 1/18/1995

All ready promoted to S.S.T. M

1-49



GOVERNMENT OF THE KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT.

NOTIFICATION

Peshawar, dated the November 13, 2012.

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D-25

No.SO(PE)4-5/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 Education Department in consultation with the Establishment Department and the Finance Department hereby lays 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 said Appendix and the schedule therewith.

KPK

Endst. No. & Date as above.

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

Copy forwarded to:-

1. The Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
2. The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
3. The Secretary to Govt. of Khyber Pakhtunkhwa, Law Department.
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General, Khyber Pakhtunkhwa Peshawar.
6. The Director (E&SE) Khyber Pakhtunkhwa Peshawar.
7. The Director Education (FATA), Peshawar.
8. Copy to Ma'gari Usman KPK

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8. The Director Curriculum & Teachers Education Abbottabad.
9. The Director (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director ESRU, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
11. The Deputy Director Database (EMIS) E&SE Department.
12. All District Coordination Officers in Khyber Pakhtunkhwa.
13. All Executive District Officers Elementary & Secondary Education in Khyber Pakhtunkhwa.
14. All District Accounts Officers in Khyber Pakhtunkhwa / Agency Accounts Officers FATA.
15. All Agency Education Officers FATA.
16. P.S to Governor, Khyber Pakhtunkhwa.
17. P.S to Chief Minister, Khyber 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.

KPK

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[Handwritten signature]
Section Officer (Primary)

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APPENDIX

S.NO.	Nomenclature of the post	Minimum qualification and experience for initial appointment or by transfer	Age limit	Method of recruitment.
1.	2.	3.	4.	5.
1.	Secondary School Teacher (BPS-16)	<p>(i) Second class Bechelor's Degree with two subjects as Chemistry, Botany, Zoology, Physics, Mathematics, Statistics Humanities and other equivalent groups from a recognized University: or</p> <p>(ii) M.A in Education or Bachelor's Degree in Education from a recognized university.</p>	18 to 35 Years.	<p>(a) Fifty percent by promotion on the basis of seniority-cum-fitness in the following manners.</p> <p>(i) forty percent from amongst the certified Teachers (General). Certified Teachers (Industrial Arts) and Certified Teachers (Home Economics) with at least five years service as such and having qualification mentioned in column No. 3.</p> <p>(ii) four percent from amongst the Drawing Masters with at least five years service as such and having qualification mentioned in column No. 3.</p> <p>(iii) four percent from amongst the Physical Education Teachers with at least five years service</p>

SET →
Redesignated

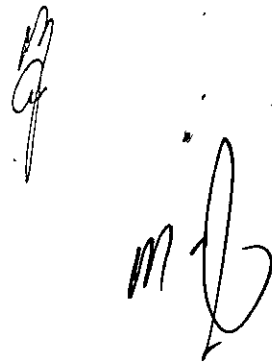
No quota has been allocated for PST's cadre.

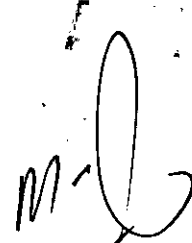
ATTESTED

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[Signature]

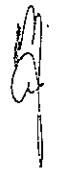
			(iv) one percent from amongst the Instructional Material Specialists, with at least five years service as such and having qualification mentioned in column No. 3, and (v) one percent from amongst the Arabic Teachers with at least five years service as such and having qualification mentioned in Column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

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10.	Arabic Teacher (AT) (BPS-15)	(i) Second Class Secondary School Certificate from a recognized Board with Shahdatul Alamia Fil Uloomul Arabia wal Islamia from or Darul Uloom Saidu Sharif Swat, Darul Uloom Darosh Chitral, Government run Darul Uloom, as notified by the Government from time to time; or (ii) Second Class Master's Degree in Arabia from a recognized University.	By initial recruitment
11.	Theology Teacher (TT) (BPS-15)	(i) Second Class Secondary School Certificate from a recognized Board with Shahdatul Alamia Fil Uloomul Arabia wal Islamia from or Darul Uloom Saidu Sharif Swat, Darul Uloom Darosh Chitral, Government run Darul Uloom, as notified by the Government from time to time; or (ii) Second Class Master's Degree in Arabia from a recognized University.	(a) Seventy five percent by initial recruitment; and (b) twenty five percent by promotion on the basis of seniority-cum-fitness from amongst the senior Qaris with at least five years service and having qualification prescribed for initial recruitment of Theology Teacher; Note: In case of non availability of suitable person for promotion then by initial recruitment.
12.	Senior Qari (BPS-15)		By promotion on the basis of seniority-cum-fitness from amongst Qaris with at least five years service as such and having qualification as prescribed for initial recruitment.
13.	Certified Teacher (General)	Bachelor's Degree or equivalent qualification from a recognized	(a) Forty percent by initial recruitment; and

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

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APPENDIX

S.No.	Nomenclature of the post.	Minimum qualification and experience for initial appointment or by transfer.	Age limit.	Method of recruitment.
1.	2.	3.	4.	5.
1.	Secondary School Teacher (HPS-16).	(i) Second class Bachelor's Degree with two subjects as Chemistry, Botany, Zoology, Physics, Mathematics, Statistics Humanities and other equivalent groups from a recognized University; or (ii) M.A in Education or Bachelor's Degree in Education, from a recognized University.	18 to 35 years.	(a) Fifty percent by promotion on the basis of seniority-cum-fitness, in the following manner: (i) forty per cent from amongst the Certified Teachers (General), Certified Teachers (Agriculture), Certified Teachers (Industrial Arts) and Certified Teachers (Home 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; (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;

KPK. J.S.R. 15/11/15

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(M)

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

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<p>10. Arabic Teacher (AT) (BPS-15).</p>	<p>(i) Second Class Secondary School Certificate, from a recognized Board with Shahdatul 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</p> <p>(ii) Second Class Master's Degree in Arabic from a recognized University.</p>	<p>20 to 35 years.</p>	<p>By initial recruitment</p>
<p>11. Theology Teacher (TT) (BPS-15).</p>	<p>(i) Second Class Secondary School Certificate, from a recognized Board with Shahdatul Alamia from a recognized Tanzimatul 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</p> <p>(ii) Second Class Master's Degree, in Islamiyat from a recognized University.</p>	<p>20 to 35 years.</p>	<p>(a) Seventy-five per cent by initial recruitment; and</p> <p>(b) twenty-five per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Senior Qaris, with at least five years service and having qualification prescribed for initial recruitment of Theology Teacher.</p> <p><u>Note:</u> In case of non availability of suitable person for promotion, then by initial recruitment.</p>
<p>12. Senior Qari (BPS-15).</p>			<p>By promotion, on the basis of seniority-cum-fitness, from amongst Qaris, with at least five years service as such and having qualification prescribed for initial recruitment.</p>
<p>13. Certified Teacher (General) (BPS-15).</p>	<p>Bachelor's Degree or equivalent qualification from a recognized University with Certified Teacher</p>	<p>18 to 35 years.</p>	<p>(a) Forty per cent by initial recruitment; and</p>

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		Certificate or two years Associate Degree in Education from a recognized University or eighteen months Diploma in Education.		<p>(b) sixty per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Primary School Head Teachers with at least five years service and having qualification prescribed for initial recruitment of Certified Teacher (General):</p> <p>Provided that if no suitable candidate is available amongst the Primary School Head Teachers for transfer, then the posts will be filled by promotion on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers with at least five years service and having qualification prescribed for initial recruitment of Certified Teacher (General).</p>
14.	Certified Teacher (Industrial Arts) (BPS-15). ✓	<p>(i) Bachelor's Degree from a recognized University with two years training in the relevant technical subjects from any Government Industrial or Govt. Technical Vocational Institute or Center; or</p> <p>(b) Bachelor's Degree from a recognized</p>	18 to 35 years.	<p>Note: In case of non availability of suitable person for promotion, then by initial recruitment.</p> <p>(a) Forty per cent by initial recruitment; and</p> <p>(b) sixty per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Primary School Head Teachers with at least five years service and having qualification prescribed for initial recruitment of Certified Teacher</p>

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Primary School Teacher

Category of Qualification	Total Marks 100 For Humanities group at Intermediate Level	For Candidate of Science group
SSC	Marks obtained X 20 / total marks = ___	5 Extra marks for F.Sc, 5 Extra marks for B.Sc and 5 Extra marks for M.Sc will be added to the total score obtained by a candidate during IES selection
HSSC	Marks obtained X 10 / total marks = ___	
B.A/BSc	Marks obtained X 25 / total marks = ___	
PST Certificate/ Diploma in Education / ADE.	Marks obtained X 20 / total marks = ___	
M.A/MSc/M.Ed / MA Edu	Marks obtained X 20 / total marks = ___	
MPhil/PhD	Marks = 05	

Other conditions:-

1. The concerned Appointing Authority will scrutinize and verify the documents and make the appointment as per prescribed rule and the will get the documents verified after the issuance of appointment orders within shortest possible time, not exceeding ninety (90) days.
2. The merit list prepared by the concerned appointing authority shall be displayed for ten days to receive the objections/appeals, if any, and shall issue the final merit list after making necessary corrections while addressing the observations/objections/appeals, followed by requisite appointment orders.
3. In case a document(s) is/are found fake/forged/bagus upon scrutiny/verification, the service of the teacher concerned shall be terminated and the amount paid to him as salary shall be recovered from him and an FIR shall be lodged against him on account of forgery/fraud under the relevant law.
4. Deni Asmil from recognized Ta'zeemat-ul-Wafuqul Madaris, Darul Uloom Sa'idu 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 will be acceptable for the purpose of appointment against the posts of Arabic Teachers or Theology Teachers, as the case may be.

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S.B.

39217

Roll No 3345

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BOARD OF INTERMEDIATE AND SECONDARY EDUCATION

Saidu Sharif N.W.F.P. Pakistan.
PROVISIONAL CERTIFICATE
SECONDARY SCHOOL CERTIFICATE EXAMINATION

Session 199 4 Annual/Supplementary

THIS IS TO CERTIFY THAT Muslihud - Din

Son/Daughter of Mirajud - Din

and a candidate of swat

has passed the Secondary School Certificate Examination of the Board of Intermediate & Secondary Education, Saidu Sharif held in Oct 1994 as a Regular/Private candidate. He/She obtained 577 Marks out of 850 and has been placed in Grade (B) Representing Very Good.

The candidate passed in the following subjects:

- 1. English
- 2. Urdu
- 3. Islamiyat
- 4. Pak. Studies
- 5. G. Maths/Maths (Elec.)
- 6. G.S.C.
- 7. PS
- 8. Pa

Internal assessment Grade awarded by the institution concerned is (X)

Date of Birth according to admission form is Twenty five February

One thousand nine hundred and Seventy eight (25-2-1978)

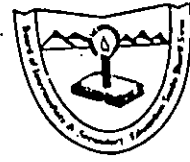
Prepared by R.S.A.
Checked by
Date of Preparation

Controller of Examinations

Mirajud - Din
SGT (Garfield)
G.M.S. Exam In-charge Swat

57

Board of Intermediate & Secondary Education
SAIDU SHARIF, SWAT
DETAILED MARKS CERTIFICATE



Intermediate Examination (Humanities Group)
Session 1996 (Annual) / (Supplementary)

S.No. 44285

Name Muslehud Din

Father's Name Mirajud Din Roll No. 220536

SUBJECTS	Subjects Marks allotted	Part I	Part II	MARKS OBTAINED	
				Total in	
				Figures	In Words
1. English	200			100	/
2. Urdu	200			112	
3. Islamic Education	50			62	
4. Pakistan Studies	50				
5. Civ.	200			122	
6. Pa.	200			140	
7. IS.	200			135	
Total	1100			671-B	Six hundred and seventy one

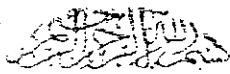
Note : Errors/omissions excepted.

Date 1996

Controller of Examinations
Board of Intermediate & Secondary Education
SAIDU SHARIF, SWAT

Prepared by _____ Checked by _____

Muslehud Din
Muzaffarabad
S.C.T (Garment)
G.H.S. Chak, Distt. Swat



University of Peshawar

(Pakistan)

Session ANNUAL 1999

85

MUSLEH UD DIN

SON

of

MIRAJUD DIN

and a student

of DISTRICT SWAT

having passed the prescribed

examination held in JULY, 1999 is this day admitted by the University

of Peshawar to the Degree of

Bachelor of Arts

in the SECOND Division

The Examination was taken as ~~as a whole~~ / in parts

Serial No 055488

Registration No. 96 - HT - 1423

Roll No. 05962

Result declared on NOVEMBER 22, 1999



Khairuz Rahman
A.T BPS-16 (Gazetted)
GHSS, Madyan, Swat.

Ajmal Khan
Registrar

Countersigned

Z. I. Khan

Vice-Chancellor

Mirajud Din
SCT (General)
District Swat
S.M.G.

University of Peshawar

(Pakistan)

Session ANNUAL 2001

59

MUSLEH-UD-DIN SON of MIRAJ-UD-DIN and a student of SWAT DISTRICT having passed the prescribed examination held in SEPTEMBER 2001 - is this day admitted by the University of Peshawar to the Degree of **Master of Arts**

in the FIRST Division

The Subject of Examination being ISLAMIYAT

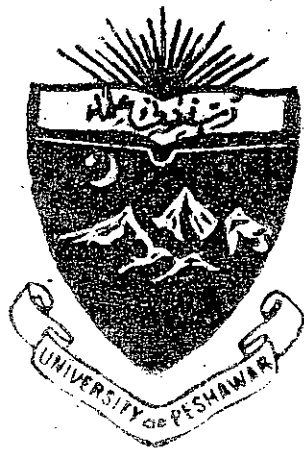
The Examination was taken as a whole / ~~in parts~~

Serial No 032962

Registration No. 96-MT-1423

Roll No. 22406

Result Declared on 7TH MAY 2002



M. Iqbal Khan
Registrar

Khairur Rahman
A.T BPS-16 (Gazetted)
GHSS, Madyan, Swat.

Countersigned
J. Iqbal Khan
Vice-Chancellor

Musleh-ud-Din
SCT, Madyan, Swat

Alama Iqbal Open University
Islamabad

66



Serial No. 65332

Certified that Mr. / Ms. MUSLIHUD DIN

Son / Daughter of MAIRAJUD DIN

Registration No: 00-NST-0792 Roll No: K-6211291

having completed the prescribed requirements in semester
AUTUMN 2001

is awarded the degree of:

Bachelor of Education (B.Ed)

He / She has secured 59 % marks and has been placed in B grade

Khairur Rahman
A.T BPS-16 (Gazetted)
GHSS, Madyan, Swat.

A.T BPS-16 (Gazetted)
GHSS, Madyan, Swat.

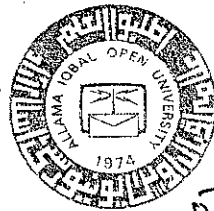
Fajr
CONTROLLER OF EXAMINATIONS

August 12, 2002

Result declared on:

September 12, 2004

ISLAMABAD. DATED:



Khairur Rahman
VICE-CHANCELLOR

THIS DEGREE IS TO BE READ IN CONJUNCTION WITH THE TRANSCRIPT, ISSUED SEPARATELY

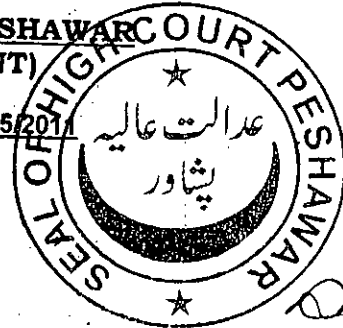
Khairur Rahman
A.T BPS-16 (Gazetted)
GHSS, Madyan, Swat.

Vc

K-61

JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR
(JUDICIAL DEPARTMENT)

COC No. 105-P/2018 In WP No. 355/2011



JUDGMENT.

Date of hearing: 08.11.2018

Petitioner (s): Nisar Ahmad & Mr. Noor Muhammad Usmani

Respondent (s): Muhammad Azam Khan & Mr. Qaiser Ali Khan ADL.

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

ATTESTED
EXAMINER
Peshawar High Court

30 NOV 2018

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

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

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

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

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 job of service tribunal.

EXCISE
Peethwar High Court
30 NOV 2018

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

ANNOUNCED.
Dated: 08.11.2018

Chief Justice

Judge

ML

Newab Shah SCS (DB) Justice Waqar Ahmed Seth CJ & Justice Muhammad Ayub Khan J

No. 1587

Date of Presentation of Application 25.11.18

No of Pages 3

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Delivery of Copy 30.11.18

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EXAMINER
Peshawar High Court, Peshawar
Authorized Under Article 57 of
The Constitution of Order 1947

30 NOV 2018

ML

To,

L-65

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 30.04.1992 and later on was appointed as C.T vide order dated 05.08.2002. 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 C.T (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

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employees, till the backlog is washed out, till then there would be complete ban on fresh recruit. The concerned authority assailed the said judgment of the august Peshawar High Court Peshawar in CPLAS No.127-P to 129-P/2015 but the same were dismissed as withdrawn vide judgment dated 20.9.2017. That then after me and my colleagues time and again visited the concerned quarter for our promotion to the next higher scale but the concerned authority instead of redressing the grievances advertised the posts through initial recruitment through various advertisements. During service I was allowed up gradation/promotion to the newly up graded post of Senior Certified Teacher (BPS-16) vide order dated 30.6.2015. That it is pertinent to mention that I am the senior most SCT (BPS-16) 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.

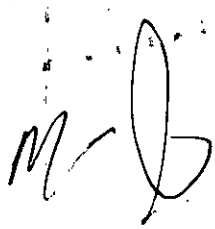
It is therefore, most humbly prayed that on acceptance of this Departmental I may very kindly be promoted to the post of SST (BPS-16) including seniority with all back benefits w.e.f. the date when the promotion quota was filled up through initial recruitment.

Dated: 12.6.2019

Your Obediently



MUSLIH UD DIN SCT (BPS-16),
GHS Chail, District Swat



VAKALATNAMA

Before the KP Service Tribunal, Peshawar

OF 2019

Muslik-ud-Din

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Department

(RESPONDENT)
(DEFENDANT)

I/We Muslik-ud-Din

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

mo
CLIENT

ACCEPTED
NOOR MOHAMMAD KHATTAK

SHAHZULLAH YOUSAFZAI

KAMRAN KHAN

&

MIR ZAMAN SAFI
ADVOCATES

OFFICE:

Flat No.3, Upper Floor,
Islamia Club Building, Khyber Bazar,
Peshawar City.

Mobile No.0345-9383141

BEFORE THE KHYBER PAKTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

Service Appeal No. 1387/2019

Muslih Ud Din SCT (BPS-16) GHS Chail, 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.

..... Respondents

Parawise Comments on Behalf of the Respondents:

Respectfully Shewith

Preliminary objections

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

FACTS:

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

3. That the Para No.3 is correct to the extent that there was no promotion policy from CT BPS-15 to SST BPS-16 at the time of the above mentioned advertisement. However, as stated in the foregoing Para, now the policy exists for promotion from CT BPS-15 to SCT BPS-16 and SST BPS-16. The promotions have been made on the basis of seniority cum fitness basis according to the policy. If the Appellant felt aggrieved of any order of promotion he should file departmental appeal before the competent authority.
4. That the Para No.4 is correct to the extent of appointments on ad-hoc basis. The rest of the Para is incorrect and denied. On one hand the Appellant admits in Para No.3 that there was no policy of promotion from CT to SST while on the other hand the Appellant says that promotion quota was filled by appointments.
5. That the Para No. 5 is correct to the extent of regularization Act 2009 the rest of the Para is irrelevant as the Honorable Peshawar High Court has already declared the regularization Act as beneficial.
6. That the Para No. 6 is correct.
7. That the Para No.7 is correct to the extent of judgments of the Honorable Courts the rest of the Para is incorrect and denied. According to the judgment dated 08-11-2018 of the Honorable Peshawar High Court in COC No. 105-P/2018 in W.P NO. 355/2011 it has clearly been mentioned that backlog was worked out by that time 2725 employees/teachers were in the promotion zone and as such were promoted. If the Appellant felt aggrieved of any order of promotion he should file departmental appeal before the competent authority.**(Judgment as annexure B)**
8. That the Para No. 8 is correct to the extent of promotion of the Appellant to the post of SCT BPS-16 the rest of the Para is denied. No one junior than the Appellant has been promoted to SST in the cadre and category to which the 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.

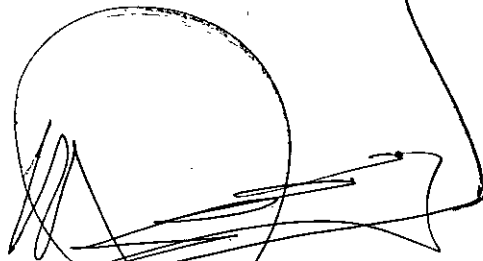
GROUND

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

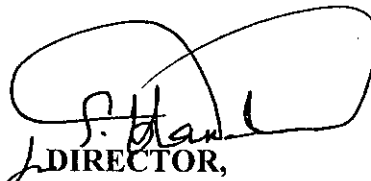
department cannot even think of the violation of any Article of the constitution.

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

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



**DISTRICT EDUCATION OFFICER (M)
SWAT AT GULKADA**



**DIRECTOR,
ELEMENTARY AND SECONDARY
EDUCATION KHYBER PAKHTUNKHWA**



**SECRETARY,
ELEMENTARY AND SECONDARY
EDUCATION PESHAWAR**



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24th July, 2014.

NOTIFICATION

No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre:- In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&L/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/Teaching Cadre, dated, 13-11-2012, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

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

1	2	3	4	5
1.	Subject Specialist (BPS-17)	i. At least second class Master's Degree or four years BS Degree in the relevant subject; and ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or MA Education or equivalent qualification from a recognized University.	23 to 35 years	(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. Note: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

1A	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	<p>recruitment; and (b) fifty percent by initial recruitment.</p> <p>(a) fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3;</p> <p>Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>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</p> <p>(b) fifty percent by initial recruitment"; and</p>
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(ii) against Serial No. 1B, as so renumbered, for the existing entries, the following shall be substituted, in respective columns, namely:

1	2	3	4	5
1B.	Secondary School Teacher (BPS-16)	<p>I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject</p> <p>(a) (Chemistry, Botany or Zoology), ----- Or (b) (Physics, Maths "A" or "B" or Statistics) Or (c) (Humanities and other equivalent groups at-degree level with English as compulsory subject;</p> <p style="text-align: center;">and</p> <p>II. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualifications from a recognized University.</p>	21 to 35 years.	<p>1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:</p> <p>(a) forty per cent from amongst the Senior Certified Teachers (BPS-16), with at least five years service as Senior Certified Teacher and Certified Teacher and having qualification mentioned in column No.3:</p> <p style="text-align: center;">Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Certified Teachers, with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(b) four per cent from amongst the Senior 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:</p>

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-fitness, from amongst Drawing Masters with at least five years service as such and having qualification mentioned in column No. 3;

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

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

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

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

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

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

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

Provided that if no suitable candidate is available from amongst

			<p><i>Primary School Head Teachers. For promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, 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:</i></p> <p><i>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; and</i></p> <p><i>(ii) twenty Five percent by initial recruitment.</i></p> <p>Note:</p> <p><i>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.</i></p> <p><i>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."</i></p>
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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 Khyber Pakhtunkhwa, Law Department Peshawar
4. 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

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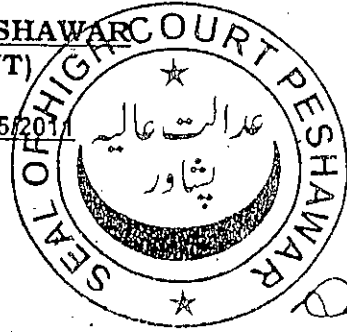


(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)

E-59

JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR COURT
(JUDICIAL DEPARTMENT)

COC No. 105-P/2018 in WP No. 355/2017

**JUDGMENT.**

Date of hearing: 08.11.2018

Petitioner (s): Nisar Ahmad Dg. No. Nisar Muhammad KhattakRespondent (s): Muhammad Izam Khan) Gpr. Syed Qaiser Ali
Blk. AD4.**WAQAR AHMAD SETH, CJ:-** Through this

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

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

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

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

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

APPROVED
 EXAMINED
 Peshawar High Court
 30 NOV 2010

(61)

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

4. Respondents No. 2 & 3 have filed reply to the show cause and prayed for dismissal of instant petitions.

5. Arguments heard and record perused.

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 job of service tribunal.

30 NOV 2018

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

ANNOUNCED.
Dated: 08.11.2018

Chief Justice

Judge

Newab Shah SCS (DB) Justice Waqar Ahmad Beth CJ & Justice Muhammad Ayub Khan J

No. 15857

Date of Presentation of Application 25.11.18

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EXAMINER
Peshawar High Court, Peshawar
Authorized Under Article 87 of
The Constitution of Pakistan Order 1973

30 NOV 2018



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

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

NOTIFICATION

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

SST(MATHS & PHYSICS)

S: #	Name	Present School	School Where adjusted	Remarks
01	MR.FAZAL SUBHAN C.T	GHSS MINGORA SWAT	GHS MANAI SWAT	AGAINST VACANT POST
02	MR.IFTIKHAR C.T	GHSS NO 3 MINGORA	GHSS NO 3 MINGORA SWAT	AGAINST VACANT POST
03	MR.ANWAR KHALIQ SPST	GPS SAMSARAY SWAT	GMS DADAHARA SWAT	AGAINST VACANT POST
04	MR ABDUL QADOOS SPST	GPSDELAY SWAT	GHS QANDIL SWAT	AGAINST VACANT POST

SST (GENERAL)


S:#	Name	Present School	School Where adjusted	Remarks
1	MR ADIL JAN SCT	GHS SERSENAI	GHS SHAH DEHRAI	AGAINST VACANT POST
2	MR.MUHAMMAD ALAM SCT	GHS ASALA	GHS ASALA SWAT	AGAINST VACANT POST
3	MR.SAMIULLAH SCT	GHS NOI MINGORA	GHS NAWAKALY (M)	AGAINST VACANT POST
4	MR.ANWAR IQBAL SCT	GHS AMANKOT	GHS AMANKOT SWAT	AGAINST VACANT POST
5	MR.MUKARAM KHAN SCT	GCMHSS WADOODIA	GCMHSS WADUDIA SWAT	AGAINST VACANT POST
6	MR.FAZAL RAHMAN SCT	GHS TOTANO BANDAI	GHS TOTANO BANDAI	AGAINST VACANT POST
7	MR.MUHAMMAD LAIQ SCT	GHS MATTA	GHSS BAMAKHELA	AGAINST VACANT POST
8	MR.GUL MUHAMMAD SHAH	GHS SWEEGALAI	GMS MALOOCH SWAT	AGAINST VACANT POST
9	MR ALAMGIR SCT	GHS UDIGRAM	GHS UDIGRAM SWAT	AGAINST VACANT POST
10	MR.FAZAL AZIM SDM	GHSS KHWAZAKHELA	GHSS BATAI KHWAZAKHELA	AGAINST VACANT POST
11	MR.UMAR ZADA SDM	GHS NO 4 MINGORA	GHSS CHARBAGH	AGAINST VACANT POST
12	MR FAZAL AZIM AT	GHS DURUSHKHELA	GHS DURUSHKHELA	AGAINST VACANT POST

13	MR.KHURSHID ALI AT	GHSS DEOLAI	GHSS DEOLAI SWAT	AGAINST VACANT POST
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(MUHAMMAD RIAZ)
District Education Officer (M)

Endst: No 551-67 /Promotion/SST Swat Dated 19/5 / 2020
Copy forwarded for information and necessary action to the:-

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


District Education Officer (M)

Swat