


# FORM OF ORDER SHEET

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

**Appeal No.** 1507/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1-	21/07/2023	The appeal of Mr. Muhammad Ismaeel presented today by Mr. Alam Zeb Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on
<p>By the order of Chairman</p>  <p>REGISTRAR</p>		

BEFORE THE KHYBER PAKHTUNKHWAH SERVICE TRIBUNAL

PESHAWAR

Appeal No. 1507/23

Muhammad Ismaeel

Versus

Secretary Agriculture and Others

SERVICE APPEAL

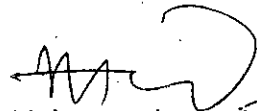
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Dated \_\_\_\_\_



Through Counsel  
Alamzeb & Sajjad Ali  
Advocates  
District Courts Mardan

  
Muhammad Ismaeel 21-7-23  
(Appellant)

BEFORE THE KHYBER PAKHTUNKHWAH SERVICE TRIBUNAL

PESHAWAR

Appeal No. 1507/2023

Muhammad Ismael S/O Ajab Khan R/o Sugarcane Farm Research Institute  
Charsadda Road, Mardan..... (Appellant)

VS

1. Secretary Agriculture Civil Secretariat Peshawar KPK
  2. Director General Research Agriculture University Peshawar
  3. Admin Officer, DG Office Research Agriculture University Peshawar
  4. Director Sugar Crops Research Institute Charsadda Road Mardan
- ..... (Respondents)

Appeal Under Section 4 of The Service Tribunal Act-1974 against the order dated 20-10-2022 Vide which the appellant service is suffered and the promotion of the appellant is further delayed due to illegal inclusion of "Technical Staff Batch" into the promotion structure of "Clerical staff Batch" which is illegal against the law, rules and regulations of the said department.

Respectfully Sheweth,

The appellant submits as under.

- A. That the appellant was recruited in the year dated 13-01-2007 as "Chawkedar" in the agriculture department at Sugarcane Farm Charsadda Road Mardan (SCRI) and was promoted as Naib Qasid On dated 01-10 2010 and is performing his duty with full devotion. Copies are attached.
- B. That the appellant submitted a departmental appeal on dated 5-12-2022 and resultantly departmental order was issued on dated 06-01-2023 for

necessary action in favour of the appellant but no action was taken by the respondents. Copies are attached

- C. That after the departmental appeal and order the appellant instituted a civil suit against the respondents in the court of Civil Judge Mardan on the basis of malafide intentions of the respondents. Copy attached
- D. That on dated 12-07-2023 the suit of appellant was returned by the Honourable Court of Civil Judge Mardan due to lack of jurisdiction to the Service Tribunal, that's why the instant service appeal is filed before this tribunal on the following grounds amongst others:- Copy attached.

### GROUNDS

1. That according to the rules and regulation of the said department every Staff Batch has its own separate promotional structure and promotions are granted accordingly without disturbing other staff batches, but the order dated 20/10/2022 is illegal and against law and rules (Copy of the Promotion structures is attached).
2. That due to the illegality, malafide and mal-practice of the said department they included "Technical Staff Batch" in the promotional structure of "Clerical Staff Batch" although the service structure for both is present and the policy is well defined, the seniority number of the appellant was so much disturbed that the seniority list came back to 1995 from 2014
3. That the Technical staff has its own promotional structure, but the department has illegally hired "Arts Matriculates" in technical staff due to which they are not eligible for the said post and promotions within the promotional structure of Clerical Staff Batch and it is also a fact that the respondents have no policy and moral standing that how the laboratory

assistants from technical staff can become clerical staff in light of the policy 2022.

- 4. That the department hired the said staff on their own sweet will and now illegally including them in the promotional structure of clerical staff batch which is a clear cut invasion on the rights of the appellant and the appellant has been deprived of his right of defence.
- 5. That the dependents should be restrained not to violate from the rules and regulations of the said department and to this effect temporary injunctions should also be granted in favour of the appellant.
- 6. That the appellant is a poor person and a sole bread earner of his large family and there is no other source of income.

Therefore it is humbly prayed before your honour that the impugned order dated 26-10-2022 may kindly be set aside and the appellant may kindly be reinstated in the said seniority list with all back and benefits.

Any other remedy which is deemed appropriate and not specifically asked for may also be granted to the appellant.

*Alamzeb*

Through Counsel  
Alamzeb & Sajjad Ali  
Advocates  
District Courts Mardan

*Muhammad Ismael*

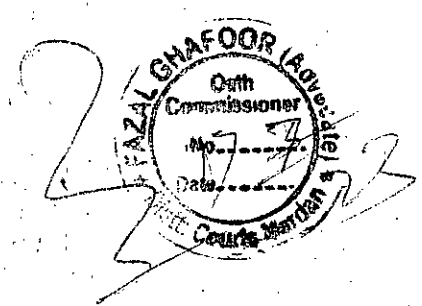
Muhammad Ismael  
(Appellant)

21-7-23

**AFFIDAVIT:**

It is certified that the content of the appeal are true and correct with best of my knowledge and nothing has been concealed from the court.

Deponent *[Signature]*



4

BEFORE THE KHYBER PAKHTUNKHWAH SERVICE TRIBUNAL

PESHAWAR

Muhammad Ismael

VS

Secretary Agriculture & others

(Appellant)

(Respondents)

Application for the grant of temporary injections to the effect that operation of the impugned order dated 20-7-2022 may kindly be suspended and the appellant may also be included in the seniority list and the salaries of persons promoted illegally be suspended till the final decision of the instant service appeal.

Respectfully Sheweth,

1. That the aforementioned appeal is filed today along-with accompanying application.
2. That the grounds of main appeal may also be considered as part and parcel of this application.
3. That Prima Facie is also in favour of the appellant.
4. That the balance of convenience lies in favour of the appellant
5. That irreparable loss shall occur / or appealing to appellant if stay is not granted

Therefore it is hereby prayed that the impugned order dated 20-7-2022 may be suspended and the appellant may also be allowed to the seniority list till the final decision of the instant appeal.

*Alamzeb*

Through Counsel  
Alamzeb & Sajjad Ali  
Advocates  
District Courts Mardan

*Muhammad Ismael*  
Muhammad Ismael  
(Appellant)

21-7-23

AFFIDAVIT:

It is certified that the content of the Application are true and correct with best of my knowledge and nothing has been concealed from the court.

Deponent *Muhammad Ismael*

*[Signature]*  
FAZAL CHAFOOR (ADJUDICATOR)  
Oath Commissioner  
No. \_\_\_\_\_  
Date \_\_\_\_\_  
Dist. Courts Mardan

5  
DIRECTORATE OF SUGAR CROPS RESEARCH INSTITUTE, MARDAN

OFFICE ORDER

Mr. Muhammad Ismail S/O Ajab Khan Tehsil & District Mardan is hereby appointed as Chowkidar BPS-1 in Revised National Pay Scale No.(1) i.e Rs.2150-65-4100 plus usual allowances as admissible under the rules on contract basis.

He is posted against the vacancy of Chowkidar under head of account Demand No.19-500-Economic Service, 6-5100-Agriculture 6-5130 Agriculture (F-General) at Sugar Crops Research Institute, Mardan. The appointment will be governed by the following terms and conditions:-

1. The appointment is purely on contract basis and his service may be terminated at 14 days notice without any reasons being assigned any time irrespective of the fact that he is holding a post other than the one to which he was originally recruited or on payment of 14 days salary in lieu of the notice.
2. In case he wishes to resign at any time 14 notice will be necessary or in lieu thereof 14 days pay shall be forfeited.
3. He will have to produce a medical certificate conduct certificate and domiciles certificate before joining his duty.
4. He will be governed by sub rules and orders relating to leave, traveling allowance, pay etc. as may be issued by the Government for the category of Government servants to which he will belong.
5. The appointment on contract will be considered as regular service in the Agriculture Research.
6. He will not contribute G.P Fund and will not be entitled for pension and gratuity benefits and only C.P Fund will be deducted from his salary as admissible under the rules.
7. He will be liable to be transferred any where in the NWFP.
8. No T.A/DA will be granted for joining the duty.

If he accepts the post on the above terms and conditions, he should report for duty within 10 days of the receipt of this order to the undersigned.

Sd/-

Director

Sugar Crops Research Institute,  
Mardan.

No. 49-52/DSC

Dated Mardan the 13/1/2007.

1. P.S to Minister for Agriculture Livestock and Coop. Department Govt. of NWFP Peshawar for favour of information and with reference to his directives on phone.
2. Mr. Muhammad Ismail S/O Ajab Khan, Village Sugarcane Farm Wazir Kili, Dist. And Tehsil Mardan
3. The Director General, Agriculture Research NWFP, Peshawar for favour of information.
4. The Establishment Clerk of this Directorate for information.

  
Director

Sugar Crops Research Institute,  
Mardan.

(6)

OFFICE OF THE DIRECTOR SUGAR CROPS RESEARCH INSTITUTE, MARDAN.

OFFICE ORDER

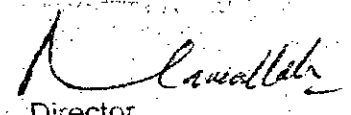
Mr. Muhammad Ismail, Chowkidar office of the undersigned is posted/adjusted against the vacant post of Naib Qasid w. e. 1 01-10-2010.

Sd/-  
Director,  
Sugar Crops Research Institute,  
Mardan.

No. 654-58 /DSC  
Copy to:

Dated Mardan the 14 / 10 / 2010

1. PS to Chief Minister, Khyber Pakhtun Khwa, Peshawar.
2. Director General, Agriculture Research, Peshawar.
3. Farm Manager, SCRI, Mardan.
4. Essif Clerk, SCRI, Mardan.
5. Official Concerned, For information.

  
Director,  
Sugar Crops Research Institute,  
Mardan.





**Better Copy**

**DIRECTORATE GENERAL**  
**Agriculture 15130 Peshawar**

**Office order**

Consequent appointment upon the recommendation department procedure/ services committee of agriculture research department in it meeting held on 20-10-2022, the following class IV employees are hereby promoted to the post of junior clerks, BPs-11 on regular basis with immediate effect. The official who are promoted will be on probation for 01 year and extend to another year.

S.No	NAME OF designation	Institute/station	Promoted to the post
1.	Mr. Rahat Khan Mali	Agriculture research institute Tarnab Peshawar	Junior Clerk BPS-11
2.	Mr Wajid Khan Naib Qasid	Cereal Crops Research Institute Pir Sabak Nowshehra	Junior Clerk BPS-11
3.	Mr. Ajab Khan Naib Qasid	Agriculture Research Station Buner	Junior Clerk BPS-11
4.	Mr. Muhammad Basir Field Worker	Agriculture Research Station Kohat	Junior Clerk BPS-11
5.	Mr. Shabir Ahmad field Worker	Directorate (SPN), Agriculture Institute Tarnab Peshawar.	Junior Clerk BPS-11
6.	Mr. Inamullah Chowkidar	Agriculture Research Institute Tarnab Peshawar	Juniour Clerk BPS-11
7.	Mr. Muhammad Ibrar Chowkidar	Agriculture research institute Tarnab Peshawar	Juniour Clerk BPS-11
8.	Mr. Noor Aziz Field Worker	Agricultre Research Station Chitral	Juniour Clerk BPS-11
9.	Mr. Khaista Gul Labortory Attendant	Sugar Crops Research Institute Mardan	Juniour Clerk BPS-11

**DIRECTORATE GENERAL AGRICULTURAL RESEARCH**  
**HYDRABAD PAKISTAN**

(9)



**OFFICE ORDER**

The Director General, Agricultural Research, Hyderabad, Pakistan, is pleased to inform that the following appointments have been made in the Directorate of Agricultural Research, Hyderabad, Pakistan, for the posts mentioned below. The names of the candidates are given in the order of their merit as determined by the examination held on 15th July 1958.

Sl. No.	Name & Designation	Department
1	Mr. Waheed Khan, Junior Clerk (BS-11)	Agricultural Research Institute, Tarnab, Pakistan
2	Mr. Waheed Khan, Junior Clerk (BS-11)	Cereals Branch, Research Institute, Tarnab, Pakistan
3	Mr. Ayoob Khan, Junior Clerk (BS-11)	Research Station, Agricultural Branch, Amnawal, Bure
4	Mr. Muhammad Basit, Junior Clerk (BS-11)	Research Station, Agricultural Branch, Amnawal, Bure
5	Mr. Shadr Ahmad, Junior Clerk (BS-11)	Directorate (SPN), Agricultural Research Institute, Tarnab, Pakistan
6	Mr. Muhammad Iqbal, Junior Clerk (BS-11)	Research Institute, Agricultural Branch, Tarnab, Pakistan
7	Mr. Muhammad Iqbal, Junior Clerk (BS-11)	Research Institute, Agricultural Branch, Tarnab, Pakistan
8	Mr. Hameed Ali, Junior Clerk (BS-11)	Research Institute, Agricultural Branch, Tarnab, Pakistan
9	Mr. Waheed Khan, Junior Clerk (BS-11)	Sugar Crops Research Institute, Agricultural Branch, Tarnab, Pakistan
10	Mr. Waheed Khan, Junior Clerk (BS-11)	Research Station, Agricultural Branch, Amnawal, Bure

On the direction the transfer (posting) of the officials are hereby ordered in the best interest of public service.

Sd/- NAME & DESIGNATION HIGH

TO

Sl. No.	Name & Designation	Department	Remarks
1	Mr. Waheed Khan, Junior Clerk (BS-11)	Agricultural Research Institute, Tarnab, Pakistan	Against an existing vacancy
2	Mr. Waheed Khan, Junior Clerk (BS-11)	Cereals Branch, Research Institute, Tarnab, Pakistan	Against an existing vacancy
3	Mr. Ayoob Khan, Junior Clerk (BS-11)	Research Station, Agricultural Branch, Amnawal, Bure	Against an existing vacancy
4	Mr. Muhammad Basit, Junior Clerk (BS-11)	Research Station, Agricultural Branch, Amnawal, Bure	Against an existing vacancy
5	Mr. Shadr Ahmad, Junior Clerk (BS-11)	Directorate (SPN), Agricultural Research Institute, Tarnab, Pakistan	Against an existing vacancy
6	Mr. Muhammad Iqbal, Junior Clerk (BS-11)	Research Institute, Agricultural Branch, Tarnab, Pakistan	Against an existing vacancy
7	Mr. Muhammad Iqbal, Junior Clerk (BS-11)	Research Institute, Agricultural Branch, Tarnab, Pakistan	Against an existing vacancy
8	Mr. Hameed Ali, Junior Clerk (BS-11)	Research Institute, Agricultural Branch, Tarnab, Pakistan	Against an existing vacancy

(10)



SUGAR CROPS RESEARCH INSTITUTE

MARDAN,  
Phone # (0937) 929047-521034  
Email: scri@brain.net.pk.

No. 1 /DSC.

Dated 6/1 /2023.

To

The Director General  
Agriculture Research  
Khyber Pakhtunkhwa,  
Peshawar.

Subject:

APPLICATION FOR ADJUSTMENT.

Memo:

Enclosed please find herewith the original application in respect of Mr. Muhammad Ismail, Naib Qasid which is self-explanatory for favour of further necessary action please.

Director  
Sugar Crops Research Institute,  
Mardan.



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Letter DGR

DIRECTORATE GENERAL AGRICULTURE RESEARCH  
KHYBER PAKHTUNKHWA, 25130, PESHAWAR  
Phone: 9221271 web: www.dgaresearch.gov.pk Fax: 9221270  
E-mail: dgaresearch@gmail.com

No. 5298-5308/Est/DGAR

Dated the Peshawar 22/12/2022

- 1 The Senior Director, Agriculture Research Institute Tarnab Peshawar
- 2 The Director (SPN) Agriculture Research Institute Tarnab Peshawar
- 3 The Director, Agriculture Research (Merged Areas), ARI Tarnab Peshawar
- 4 The Director Cereal Crops Research Institute Pirsabak Nowshera
- 5 The Director, Agriculture Research Station, Amnawar Buner
- 6 The Director, Barani Agriculture Research Station, Jarma Kohat
- 7 The Director, Hazara Agriculture Research Station, Abbottabad
- 8 The Director, Agriculture Research Station, Seen Lasht Chitral
- 9 The Director, Agriculture Research Station, Ahmad Wala Karak
- 10 The Director, Sugar Crops Research Institute, Murdan
- 11 The Director Agriculture Research Institute DI Khan

Subject: ANNUAL CONFIDENTIAL REPORT AND SYNOPSIS.

Please refer to this office letter No. 3216-53/Est/DGAR dated 12/06/2021 regarding completing the dossier of ACR's of the 2<sup>nd</sup> class matriculate Class-IV employees from the date of appointment to 31/12/2021, which is still pending from your end.

It is therefore, directed that the Annual Confidential Reports (dossier) for the 1<sup>st</sup> appointment to 31/12/2021) of the following officials complete in all respect and reached to this office within seven days positively after issuance of this letter.

- 1 Mr. Rahat Khan Malik, ARI Tarnab Peshawar
- 2 Mr. Abdul Wali Shah, Field Worker, (Merged Areas), ARI Tarnab Peshawar
- 3 Mr. Waqar Khan Naib Qasid, CCRI Pirsabak (Nowshera)
- 4 Mr. Ajab Khan, Naib Qasid, ARS, Amnawar Buner.
- 5 Mr. Faisal, Tube Well Operator, HARS, Abbottabad.
- 6 Mr. Muhammad Iqbal, Laboratory Attendant, ARS, Karak
- 7 Mr. Muhammad Basir, Field Worker, BARS, Jarma Kohat
- 8 Mr. Shabir Ahmad, Field Worker, DSPN, ARI Tarnab Peshawar
- 9 Mr. Inamullah, Chowkidar, ARI Tarnab Peshawar.
- 10 Mr. Muhammad Ibrar, Chowkidar, ARI Tarnab Peshawar
- 11 Mr. Noor Aziz, Field Worker, ARS, Chitral.
- 12 Mr. Khaista Gul, Laboratory Attendant, SCRI Murdan.
- 13 Mr. Illukhar Ahmad, Laboratory Attendant, ARI Tarnab Peshawar
- 14 Mr. Lutfullah, Naib Qasid, ARI DI Khan
- 15 Mr. Muhammad Latif, Field Worker, ARI DI Khan.
- 16 Mr. Kazim Hussain, Laboratory Attendant ARI DI Khan.

Stamp: Director General Agriculture Research, Peshawar, dated 22/12/22

Handwritten: R-04, 22/12/22, Est

Handwritten: ESTC!

Stamp: DIRECTOR GENERAL Agriculture Research

Handwritten: for quick action and reply

Muhammad Ijaz Junior Clerk (BS-11)	Agric. Res. Inst. Tarnab (Peshawar)	Agric. Res. Inst. Tarnab (Peshawar)	Abtad J. Clerk promoted.
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S.No	Nomenclature of the Posts	Minimum qualification for appointment by initial recruitment	Age limit	Method of recruitment
1	Research Supervisor (BPS-14)			
2	Research Inspector (BPS-11)			By promotion, on the basis of seniority cum fitness, from amongst the Inspectors with five years service as such.
3	Field Assistant (BPS-9)	At least Second Class Secondary School Certificate or equivalent qualification from a recognized Board with Diploma of Field Assistant from an Agricultural Training Institute.	21-30 years	By promotion, on the basis of seniority cum fitness, from amongst the Field Assistants with five years service as such. By initial recruitment.

Promotions Structure ↑

Laboratory Technical Posts				
S.No	Nomenclature of the Posts	Minimum qualification for appointment by initial recruitment	Age limit	Method of recruitment
1	Laboratory Supervisor (BPS-11)			By promotion, on the basis of seniority cum fitness, from amongst Laboratory Technicians with five years service as such.
2	Laboratory Technician (BPS-10)			By promotion, on the basis of seniority cum fitness, from amongst Senior Laboratory Assistants with five years service as such.
3	Senior Laboratory Assistant (BPS-9)			By promotion, on the basis of seniority cum fitness, from amongst Laboratory Assistant with five years service as such.
4	Laboratory Assistant (BPS-6)	(i) At least Second Class Secondary School Certificate in Science or equivalent qualification from a recognized Board, and (ii) having one year Certificate in Laboratory Techniques from a recognized institute or Center.	18-32 years	a) Twenty-five percent by promotion, on the basis of seniority cum fitness, from amongst the Laboratory Attendants having Secondary School Certificate in Science from a recognized Board with five years service as such. b) seventy five percent by initial recruitment and
5	Laboratory Attendant (BPS-1)	At least Second Class Secondary School Certificate in Science or equivalent qualification from a recognized Board.	18-40 years	By initial recruitment.

Electrical, Electronic Technical Posts

S.No.	Nomenclature of the Posts	Minimum qualification for appointment by initial recruitment	Age limit	Method of recruitment
1	Sub-Engineer (BPS-16)	At least Second Class Secondary School Certificate in Science or equivalent qualification from recognized Board with Diploma of Associate Engineer in Civil or Electrical or Electronics from a recognized institute.	21-30 years	By promotion, on the basis of joint seniority-cum-fitness list, from amongst the Sub-Engineers, Instrument Technicians, Electricians, Green House Technicians, Tissue Culture Technician, Cold Storage Attendants with five years service as such. Provided that if no suitable person is available for promotion then by initial recruitment.

	At least Second Division Secondary School Certificate or equivalent qualification from a recognized Board	19-25 years	By Initial Recruitment
	(i) At least Second Division Secondary School Certificate or equivalent qualification from a recognized Board and (ii) Having Professional Certificate or Diploma in Telephone Operation from a recognized Institution	19-30 years	By Initial Recruitment
Book Binder (BPS-05)	(i) At least Second Division Secondary School Certificate or equivalent qualification from a recognized Board and (ii) Having experience in Book Binding	18-25 years	By initial recruitment
Sanitor/Observer and Sweeper	At least Second Division Secondary School Certificate or equivalent qualification from a recognized Board	18-30 years	By initial recruitment
Pumpman/ Sul Gas Mechanic/ Fitter/ Boilerman (BPS-04)	(i) At least Second Class Secondary School Certificate or equivalent qualification from a recognized Board and (ii) Having experience in machine operating pump	16-30 years	By initial recruitment
Plant Observer (BPS-5)	At least Second Class Secondary School Certificate or equivalent qualification from a recognized Board	18-30 years	By promotion on the basis of seniority cum-Grades from amongst the PWS Workers having Secondary School Certificate from a recognized Board who have passed the Provincial Government examination conducted for promotion in the PWS
Tube Well Operator (BPS-01)	Preferably literate with practical experience in relevant trade	18-40 years	By initial recruitment
Carpenter (BPS-03)	Literate with 04 years experience as Carpenter	18-40 years	By initial recruitment
Mistri (BPS-11)	Literate with one year experience in the respective field	18-40 years	By initial recruitment
Waterman/ Chowkidar/ Sepoy (BPS-1)	Having experience in Watch and Ward duty	18-17 years	By initial recruitment
Callie Attendant/ Bhishti/ Beared/ Balloon Maker/ Bullock Attendant/ Foreman/ Grass Cutter/ Khadim for Mosque/ Ploughman/ Storeman/ Telephone Attendant/ Library Attendant (BPS-1)	Preferably literate	18-40 years	By initial recruitment

17 18

3	Sub-Engineer Instrument Technician, Electrical, Green House Technician, Tissue Culture Technician, Cold Storage Attendant (BPS-11) Electrician (BPS-4)	At least Second Class Secondary School Certificate or Science or equivalent qualification from a recognized Board with Diploma in concerned Engineering Trade from a recognized institute	23-32 years	By initial recruitment
		At least Second Class Secondary School Certificate or equivalent qualification from a recognized Board with Certificate in Electrical Technician from a recognized Institute or Training Institute or Centre	18-32 years	By initial recruitment

Computing Clerical Posts

S.No.	Nomenclature of the Posts	Minimum qualification for appointment by initial recruitment	Age limit	Method of recruitment
1	2	3	4	5
1	Senior Computing Clerk (BPS-6)			By promotion on the basis of seniority-cum-fitness from amongst the Junior Computing Clerks with five years service as such
2	Junior Computing Clerk (BPS-5)	At least Second Class Secondary School Certificate or equivalent qualification from a recognized Board with one year diploma in computer or Information Technology from a recognized institute	18-32 years	By initial recruitment

Photographer's Posts

S.No.	Nomenclature of the Posts	Minimum qualification for appointment by initial recruitment	Age limit	Method of recruitment
1	2	3	4	5
1	Photographer (BPS-12)			By promotion, on the basis of seniority-cum-fitness from amongst the Artist cum Photographers with five years service as such
2	Artist-Cum-Photographer (BPS-11)			By promotion on the basis of seniority-cum-fitness from amongst the Artist cum Photographers with five years service as such
3	Artist-Cum-Photographer (BPS-7)	At least Second Class Secondary School Certificate or equivalent qualification from a recognized Board with Diploma in Arts and Photography or Diploma in Graphic Design from recognized institute	18-32 years	By initial recruitment

Field and Nursery Posts

S.No.	Nomenclature of the Posts	Minimum qualification for appointment by initial recruitment	Age limit	Method of recruitment
1	2	3	4	5
1	Budger (BPS-05)	At least Middle passed, having experience in budding		By promotion, on the basis of seniority-cum-fitness, from amongst the Males Field Workers and Date Collectors having experience in budding, grafting, fruit plant nursery raising and pruning of orchards



(16)

Post. of even No. & Date.

1. Copy forwarded for information and necessary action to
2. The Secretary to Govt. of Khyber Pakhtunkhwa Establishment Department
3. The Secretary to Govt. of Khyber Pakhtunkhwa Finance Department
4. The Secretary to Govt. of Khyber Pakhtunkhwa Law Department
5. The Accountant General, Khyber Pakhtunkhwa
6. The Secretary to Governor, Khyber Pakhtunkhwa
7. The PSO to Chief Minister, Khyber Pakhtunkhwa
8. The PSO to Chief Secretary, Khyber Pakhtunkhwa
9. The PS to Additional Chief Secretary, FATA, Warsak Road, Peshawar.
10. The PS to Minister for Agriculture, Khyber Pakhtunkhwa
11. The Director General, Agricultural (Research) Khyber Pakhtunkhwa, Peshawar
12. The Manager Govt. Printing Press, Khyber Pakhtunkhwa, Peshawar. He is requested that printed (preferable gazette) copies of the notification as and when published may be furnished to this Department, E&A and Law Department along with details of gazette in which is published.
13. PS to Secretary Agriculture
14. Master file.

*(Signature)*  
(DILAWAR KHAN)  
SECTION OFFICER-ESTT.

17

DIRECTORATE GENERAL AGRICULTURE RESEARCH

KHYDER PAKHTUNKHWA, 25130, PESHAWAR

☎ 091-9221271 web: www.dgaresearch.gov.pk ☎ 091-9221270

E-mail: dgaresearch@gmail.com

No. 5298-5308/Est/DGAR

Dated the Peshawar 27/07/2022

To

- 1. The Senior Director, Agriculture Research Institute Tarnab Peshawar
- 2. The Director (SPN) Agriculture Research Institute Tarnab Peshawar
- 3. The Director, Agriculture Research (Merged Areas), ARI Tarnab Peshawar
- 4. The Director Cereal Crops Research Institute Pirsabak Nowshera
- 5. The Director, Agriculture Research Station, Amnawar Buner
- 6. The Director, Barani Agriculture Research Station, Jarma Kohat
- 7. The Director, Hazara Agriculture Research Station, Abbottabad
- 8. The Director, Agriculture Research Station, Seen Lasht Chitral
- 9. The Director, Agriculture Research Station, Ahmad Wala Karak
- 10. The Director, Sugar Crops Research Institute, Mardan
- 11. The Director Agriculture Research Institute D.I.Khan

Subject: ANNUAL CONFIDENTIAL REPORT AND SYNOPSIS.

Please refer to this office letter No. 3216-33/Est/DGAR dated 12/05/2022 regarding completing the dossier of ACR's of the 2<sup>nd</sup> class matriculate Class-IV employees from the date of appointment to 31/12/2021, which is still pending from your end

It is therefore, directed that the Annual Confidential Reports (dossier i.e. from the 1<sup>st</sup> appointment to 31/12/2021) of the following officials complete in all respect must be reached to this office within seven days positively after issuance of this letter

- 1. Mr. Rahat Khan, Mali, ARI Tarnab Peshawar.
- 2. Mr. Abdul Wali Shah, Field Worker, (Merged Areas), ARI Tarnab Peshawar
- 3. Mr. Wajid Khan, Naib Qasid, CCRI Pirsabak (Nowshera)
- 4. Mr. Ajab Khan, Naib Qasid, ARS, Amnawar Buner.
- 5. Mr. Faisal, Tube Well Operator, HARS, Abbottabad.
- 6. Mr. Muhammad Iqbal, Laboratory Attendant, ARS, Karak.
- 7. Mr. Muhammad Basir, Field Worker, BARS, Jarma Kohat.
- 8. Mr. Shabir Ahmad, Field Worker, DSPN, ARI Tarnab Peshawar.
- 9. Mr. Inamullah, Chowkidar, ARI Tarnab Peshawar.
- 10. Mr. Muhammad Ibrar, Chowkidar, ARI Tarnab Peshawar.
- 11. Mr. Noor Aziz, Field Worker, ARS, Chitral.
- 12. Mr. Khaista Gul, Laboratory Attendant, SCRI Mardan.
- 13. Mr. Iftikhar Ahmad, Laboratory Attendant, ARI Tarnab Peshawar.
- 14. Mr. Lutfullah, Naib Qasid, ARI DI Khan.
- 15. Mr. Muhammad Latif, Field Worker, ARI DI Khan.
- 16. Mr. Kazim Hussain, Laboratory Attendant, ARI DI Khan.

Office of the Director  
 Peshawar  
 Date: 27/7/22  
 No. 4771

*[Signature]*  
 DIRECTOR GENERAL  
 Agriculture Research

0504/3/27/22  
 Estt  
 for quick action  
 and reply

(18)

2007 Last Promotion

(Directorate General Agri. Research System)  
Khyber Pakhtunkhwa Peshawar

424  
27/11/14

No. 12379-12415 /Estt/DGAR  
Dated 18/11/2014

**OFFICE ORDER**

Consequent upon the recommendation of Departmental Promotion Selection Committee of Agriculture Research System in its meeting held on 14.11.2014 at 11.00 AM, the following officials are hereby promoted to the post as noted against each with effect from 14.11.2014 (FN).

S.No.	Name and desig.	Station	Promoted to the post.
1.	Mr. Shahid Saghir Shah Naib Qasid (BS-2)	Agric. Res. instt. D.I.Khan.	Junior Clerk (BS-11)
2.	Mr. Sanaullah-I Naib Qasid (BS-2)	Agric. Res. Instt. DIKhan.	-do-
3.	Muhammad Riaz, Naib Qasid (BS-2)	Agric. Res. Instt. Tarnab (Peshawar)	-do-
4.	Mr. Murtaza Shah, Naib Qasid (BS-2)	Agric. Res. Instt. Tarnab (Peshawar)	-do-
5.	Muhammad Amin, Naib Qasid (BS-2)	Agric. Res. Instt. Mingora (Swat)	-do-
6.	Qari Husnul Maab Naib Qasid (BS-2)	Agric. Res. Instt. Tarnab (Peshawar).	-do-
7. ✓	Mr. Zahid Umar Naib Qasid (BS-2)	Agric. Res. Instt. Tarnab (Peshawar)	-do-

On their promotion the transfers/postings of the following officials are hereby ordered in the interest of public service.

Name and desig.	From	To	Remarks
Mr. Shahid Saghir Shah Junior Clerk (BS-11)	Agric. Res. Instt. D.I.Khan.	Hazara Agric. Res. Station, Abbottabad	Existing vacancy
Mr. Sanaullah Junior Clerk (BS-11)	-do-	Agric. Res. Instt. D.I.Khan	Vice Mr. Atiqur Rehman J. Clerk promoted.
Muhammad Riaz Junior Clerk (BS-11)	Agric. Res. Instt. Tarnab (Peshawar)	Agric. Res. Instt. Tarnab (Peshawar)	Vice Mr. Riaz Ahmad J. Clerk promoted.

Sugar Crops Research Institute, MardanSYNOPSIS FROM ACRs OF MR Muhammad Ismail Naib Qasid BPS-04

YEAR	GRADING	GENERAL REMARKS	REMARKS OF COUNT OFFICER	ADVERSE REMARKS	REMARKS IF ANY
2007	Good	Excellent in office routine work.	Countersigned	-	-
2008	Good	He is good, hard worker taking interest in his duty.	Countersigned	-	-
2009	Good	He is good and hard worker taking interest in his duty.	Countersigned	-	-
2010	Good	Regular And best work from the office.	Countersigned	-	-
2011	Good	Excellent in office routine time work.	Countersigned	-	-
2012	Good	Excellent in office routine work.	Countersigned	-	-
2013	Good	He is honest, efficient and good worker	Countersigned	-	-
2014	Good	He is honest, efficient and good worker and obedient official.	Countersigned	-	-
2015	Good	He is honest, efficient and good worker	Countersigned	-	-
2016	Good	Excellent in office routine work.	Countersigned	-	-
2017	Good	He is good and hard worker taking interest in his duty.	Countersigned	-	-
2018	Good	Excellent in office routine work.	Countersigned	-	-
2019	Good	He is good and hard worker taking interest in his duty.	Countersigned	-	-
2020	Good	He is honest, efficient and good worker	Countersigned	-	-
2021	Good	He is honest, efficient and good worker	Countersigned	-	-

44 20

Mr. Mr. Murtaza Shah, Junior Clerk (BS-11)	Agric. Res. Instt. Tarnab (Peshawar)	Agric. Res. Instt. Tarnab (Peshawar)	i- Absentia Promoted ii) vice Mr. Aziz Shah J. Clerk promoted.
Muhammad Amin. Junior Clerk (BS-11)	Agric. Res. Instt. Mingora (Swat)	Agric. Res. Instt. Mingora (Swat)	Vice S.M. Kalim. J. Clerk Promoted
Qari Husnul Maab, Junior Clerk (BS-11)	Agric. Res. Instt. Tarnab (Peshawar)	Agric. Res. Instt. Tarnab (Peshawar)	Vice Mr. Ilyas Khan J. Clerk promoted.
Mr. Zahid Umar Junior Clerk (BS-11)	Agric. Res. Instt. Tarnab (Peshawar)	Sugar Crops Res. Instt. Mardan.	Vice Mr. Jehanzen J. Clerk promoted.

Sd/-  
 Director General  
 Agricultural Research  
 Khyber Pakhtunkhwa Peshawar

12344-124/18  
 No. /Estt/DGAR Dated Peshawar the 18/11/2014

copy to:

1. The Accountant General, Khyber Pakhtunkhwa Peshawar.
2. The Senior Director, Agric. Res. Instt. Tarnab (Peshawar).
3. The Director, Hazara Agric. Res. Station, Abbottabad
4. The Director, Agric. Res. Instt. Mingora (Swat)
5. The Director, Sugar Crops Res. Instt. Mardan.
6. The Director, Agric. Res. Instt. D.I. Khan.
7. The District Accounts Officers Mingora Swat, Mardan, Abbottabad and D.I. Khan.
8. The Assistant Accounts Officer H.Q.
9. All Officials concerned.

for information and necessary action.

*[Signature]*  
 Director General  
 Agricultural Research  
 Khyber Pakhtunkhwa Peshawar

*[Handwritten notes and signatures]*  
 DSC  
 ESTT  
 27/9

(14)

9

IN THE COURT OF CIVIL JUDGE SB MARDAN

Muhammad Ismael S/O Ajab Khan R/o Sugarcane Farm Research Institute  
Charsadda Road, Mardan..... (Plaintiff)

VS

G. No. 01  
Date: 08/11/2022  
Senior Civil Judge  
Mardan

1. Secretary Agriculture Civil Secretariat Peshawar KPK
  - P- 2. Director General Research Agriculture University Peshawar
  - P- 3. Admin. Officer, DG Office Research Agriculture University Peshawar
  4. Director Sugar Crops Research Institute Charsadda Road Mardan
- (Defendants)

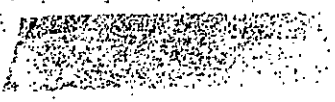
Suit for the mandatory injunction to the effect that Plaintiff is appointed in Agriculture Department at Sugarcane Farm as "Naib Qasid" in the year 13-01-2007, while the illegality of the defendants the promotion of the plaintiff is further delayed due to illegal inclusion of "Technical Staff Batch" into the promotion structure of Clerical staff Batch which is against the law, rules and regulations of the said department for which plaintiff is entitled to be promoted and that defendants should be restrained from the said illegality and violation of the rules and regulations of department because legally plaintiff and other employees from the clerical staff batch are entitled for the said promotion.

<u>Valuation Of Court Fee:</u>	<u>Jurisdiction</u>	<u>Cause Of Action</u>
Rs-500.	Civil Court Mardan.	Accrued to the plaintiff before 1 week after denial of the defendants.

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19 JUL 2022

Minor Copying Branch  
Civil Court Mardan



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D. No. 01  
Date: 08/11/2022

Senior Civil Judge  
Mardan

Respectfully Sheweth,

The plaintiff submits as under.

1. That the plaintiff was recruited in the year dated 13-01-2007 as "Naib Qasid" in the agriculture department at Sugarcane Farm Mardan and is performing his duty with full swing and devotion.
2. That according to the rules and regulation of the said department every Staff Batch has its own separate promotional structure and promotions are granted accordingly without disturbing other staff batches. (Copy of the Promotion structures are attached).
3. That due to the illegality, malafide and mal-practice of the said department they included "Technical Staff Batch" in the promotional structure of clerical staff batch which is against the law, rules and regulation of the said department while Technical staff has its own promotional structure, but the department has illegally hired "Arts Matriculates" in technical staff due to which they are not eligible for the said post and promotions.
4. That the department hired the said staff on their own sweet will and now illegally including them in the promotional structure of clerical staff batch which is a clear cut invasion on the rights of the plaintiff.
5. That the dependents should be restrained not to violate from the rules and regulations of the said department and to this effect mandatory injunctions should also be granted in favour of the plaintiff.
6. That the valuation, jurisdiction and cause of action is included in the head note of the suit and this court has the jurisdiction to entertain

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19 JUL 2023

Examiner Copying Branch  
Session Court Mardan

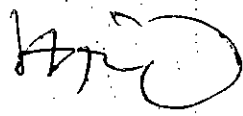
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08/11/2022  
Senior Clerk

this suit, and any other remedy which is in favour the plaintiff and is deemed appropriate may also be granted.

Therefore it is humbly requested before your honour that suit of the plaintiff should be decreed in favour of the plaintiff against the defendants.

Muhammad Ismael  
(Plaintiff)

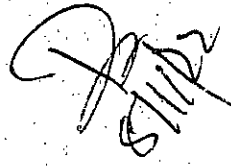


Through Counsel

Alamzeb & Sajjad Ali

Advocates

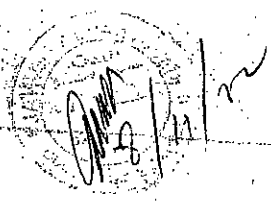
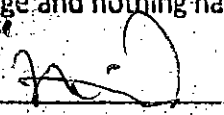
District Courts Mardan



AFFIDAVIT:

It is certified that the content of the Plaint are true and correct with best of my knowledge and nothing has been concealed from the court.

Deponent



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19 JUL 2023

Examiner Copying Branch  
Session Court Mardan



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11



**IN THE COURT OF MISS AFSHEEN CIVIL JUDGE-I**  
**MARDAN**

(Muhammad Ismail...Vs....Secretary Agriculture KPK etc)  
Suit No 118/1 of 16.03.2023

Or.....13  
12.07.2023


18/7  
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5348  
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Parties present. Instant case was fixed for order on application for returning/rejection of plaint under *Order VII Rule 10, 11 CPC 1908* filed by defendants through their representative.

Brief facts of the case are such that plaintiff brought instant suit for mandatory injunction to the effect that plaintiff is appointed in *Agriculture Department* at Sugarcane form as "Naib Qasid" in the year **13.01.2007**, while the defendants illegally delayed the promotion of plaintiff due to inclusion of "Technical Staff Batch" in the promotion structure of clerical staff, which is against the law and rules and plaintiff is entitled to promotion to clerical post. Defendants were summoned through process of court, as a result of which all the defendants appeared and filed written statement alongwith instant application for returning/rejection of plaint under *Order VII Rule 10, 11 CPC 1908*. Arguments already heard and record was perused.

  
**AFSHEEN**  
Civil Judge-I, Mardan

Perusal of record transpires that the issue which the plaintiff of the plaintiff discloses, relates to promotion of the plaintiff which comes in the ambit of service matter, for which Civil Court is strictly prohibited not to entertain cases relating to service matter.

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District Court Mardan

Order...13

Cont.....

Article 212 of the 1973 constitution is also clear in this respect. As the issue in hand relates to service matter, therefore, this court has got no jurisdiction to entertain the suit in hand, hence, the application under Order VII Rule 10, 11 CPC 0908 filed by defendants is hereby accepted to the extent of Order VII Rule 10 CPC 1908 and the plaint in hand is returned to the plaintiff with direction to the plaintiff to approach the proper forum for his addressal of his grievances.

In the light of above discussion, instant plaint is returned to the plaintiff for filing before the proper forum under Order VII Rule 10 CPC 1908. Moharrir of this court is directed to do the needful with proper receipt of return of plaint and other original documents and placing of copies on file. Thereafter, the remaining suit file shall be consigned to the record room after its necessary completion and compilation.

**Announced**  
12.07.2023

(MISS AFSHEEN)  
CIVIL JUDGE-I, MARDAN  
AFSHEEN  
Civil Judge, Mardan

Name of Application: سید علی ابوبکر

No. of Application: 11794

Date of presentation of application: 17/07/23 *certified To Be True Copy*

Date of preparation of copies: 18/07/23

Number of Pages: 05

Court Fees: \_\_\_\_\_

Urgent Fees: 12

Signed of copyist/Examiner: [Signature]

Date of Delivery: 19/7/23

19 JUL 2023  
Examiner Copying Branch  
Session Court Mardan