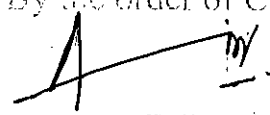


FORM OF ORDER SHEET

Court of Mr. Noor Muhammad Khattak Advocate, Peshawar

Appeal No. 1695/2023


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	15/08/2023	<p>The appeal of Mr. Rais Akbar is re-submitted today by Mr. Noor Muhammad Khattak Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 24-08-2023.</p> <p>By the order of Chairman  REGISTRAR</p>

The appeal of Mr. Rais Akbar CT GHS Daran Shekhan, Orakzai received today i.e on 06.06.2023 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of departmental appeal in respect of appellant is not attached with the appeal which be placed on it.
- 2- Copy of proper rejection order of departmental appeal is not attached with the appeal which be placed on it.

No. 1644 /S.T.

Dt. 9/6 /2023.



REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Noor Muhammad Khattak Adv.
High Court Peshawar.

R/sir,

The departmental appeal is already annexed with i.e at page no 16. So far as the rejection/appellate order is concerned the same has been issued/written on the face of the departmental appeal which is available at annexure - F page 16.

In light of the above the instant appeal may kindly be placed before the honorable Bench (SB) for consideration/decision.


9/6/2023
Noor Muhammad
A.S.C

1731
12/6/23

NO 1860/ST
04-07-2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 1695 /2023

RAIS AKBAR

V/S

EDUCATION DEPTT:

INDEX

S. NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of appeal	1-3
2.	Application for suspension	4
3.	Copies of the minutes of the DPC dated 14.10.2020 and notification dated 10.12.2020	A & B	5-10
4.	Copy of the educational testimonials	C	11-12
5.	Copies of the letters	D	13-14
6.	Copy of the office order dated 19.05.2023	E	15
7.	Copy of the departmental appeal	F	16
8.	Vakalatnama	17

APPELLANT

Through:

NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

- 1 -

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO. 1695 /2023

Mr. Rais Akbar, CT (BPS-15),
GHS Dran Shekhan, District Orakzai.

..... **APPELLANT**

VERSUS

- 1- The Secretary Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
- 3- District Education Officer, District Orakzai.

..... **RESPONDENTS**

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE IMPUGNED ORDER DATED 19.05.2023 WHEREBY THE PROMOTION ORDER DATED 10.12.2020 OF THE APPELLANT HAS BEEN WITHDRAWN AND AGAINST THE APPELLATE ORDER DATED ~~09-08-2023~~ 09.08.2023 WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS BEEN REGRETTEED ON NO GOOD GROUNDS.

PRAYER:

That on acceptance of this appeal the impugned order dated 19.05.2023, and the Appellate order ~~09.08.2023~~ 09.08.2023 may very kindly be set aside and the promotion order dated 10.12.2020 be restored with all back benefits. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHWETH:

ON FACTS:

1. That appellant was an employee of the respondent Department and performing his duty with full zeal & zest and up to the entire satisfaction of his high ups.
2. That the appellant being qualified was appointed as PST on 24.11.2009, in the respondent department and since then they are working with the full zeal and zest.
3. That it is pertinent to mention here that 60 number of posts of CT (BPS-15) were laying vacant in the District Orakzai. That a DPC was held to fill up the subject posts and amongst these posts 36 number of posts were allocated to the quota of PST/PSHT/SPST. That a DPC meeting was held on 14.10.2020 wherein the appellant was recommended for the post of CT (BPS-15) and vide notification

dated 10.12.2020 the appellant was promoted to the post of CT (BPS-15). Copies of the minutes of the DPC dated 14.10.2020 and notification dated 10.12.2020 are attached as annexureA&B.

4. That the appellant is a highly qualified person and his field. Copy of the educational testimonials are attached as annexureC.
5. That in pursuance to the notification the appellant started performing his duties with devotion and up to the entire satisfaction of his superiors.
6. That vide letter dated 11.04.2023 the respondent No. 3 was asked to withdraw the promotion order dated 10.12.2020, in response to which the respondent No. 3 vide letter dated 09.05.2023 requested the respondent No. 2 for the review of the decision. Copies of the letters are attached as annexureD.
7. That astonishingly vide impugned office order dated 19.05.2023 the promotion order dated 10.12.2020 of the appellant was withdrawn in utter violation of the law and rules on the subject. Copy of the office order dated 19.05.2023 is attached as annexureE.
8. That the appellant feeling aggrieved from the impugned office order dated 19.05.2023 preferred departmental appeal. Copy of the departmental appeal is attached as annexureF.
9. That the departmental appeal was rejected vide appellate order dated 09.08.2023 as note on the departmental appeal with no good reasons.
10. That having no other remedy preferred the instant appeal on the following grounds amongst the others.

GROUNDS:

- A- That the impugned order dated 19.05.2019 and appellate order dated 09.08.2023 issued by the respondents are against the law, facts, norms of natural justice and materials on the record hence not tenable in the eyes of law.
- B- That the appellant has not been treated in accordance with law and Rules by the respondents 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 no show cause notice has been served upon the appellant before the issuance of the impugned orders.
- D- That no right of defense has been provided to the appellant hence he has been condemned unheard thus violated Article-10-A of the constitution of the Islamic Republic of Pakistan, 1973.

- E- That under the principle of *Locus Poenitentiae* the respondents are duty bound not to withdraw the promotion order.
- F- That no regular inquiry has been conducted in to the matter before the issuance of the impugned orders.
- G- That the respondents acted in arbitrary and malafide manner by issuing the impugned orders.
- H- 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 very graciously be accepted as prayed for, please.

Dated: 31-05-2023

APPELLANT


RAIS AKBAR

Through:


NOOR MOHAMMAD KHATTAK


KAMRAN KHAN


UMAR FAROOQ


MUHAMMAD AYUB


WALEED ADNAN


MAHMOOD JAN

Advocates, Peshawar

AFFIDAVIT

I, Rais Akbar, CT (BPS-15), GHS Dran Shekhan, District Orakzai, do hereby solemnly affirm and declare on Oath that the contents of this Service Appeal are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Tribunal.


DEPONENT

-4-

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

C.M. NO. _____/2023
IN
APPEAL NO. _____/2023

RAIS AKBAR VS EDUCATION DEPT.

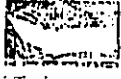
APPLICATION FOR SUSPENSION OF THE OPERATION OF THE
ORDER DATED 19.05.2023 TILL THE DISPOSAL OF THE
MENTIONED APPEAL.

R.SHEWETH:

1. That, the titled appeal is submitted before this Honorable tribunal along with this application in which no date has been fixed yet.
2. That the applicant had filed the titled appeal against order dated 19.05.2023 whereby his promotion from PST to CT notification has been withdrawn.
3. That, all the three ingredients required for grant of stay are in favor of the appellant.
4. That the contents of the appeal may be kindly be considered as part and parcel of the instant application.
5. That, any other ground would be taken at the time of arguments with prior permission of this Honorable Tribunal.

It is therefore, most humbly prayed that on acceptance of this application the impugned order dated 19.05.2023 may very kindly be suspended till the disposal of the instant service appeal.

APPELLANT
THROUGH: 
NOOR MUHAMMAD KHATTAK
ADVOCATE SUPREME COURT



District Education Office
District Orakzai

No. 35/4

Phone: 0925-690017 FAX: 0925-690017 Date: 14/10/2020

MINUTES OF THE MEETING OF DEPARTMENTAL PROMOTION COMMITTEE HELD ON 14-10-2020 AT 10:30 AM

A meeting of the Departmental Promotion Committee was held today on 14-10-2020 at 10:00 AM under the Chairmanship of District Education Officer District Orakzai to discuss the promotion cases of Male, PST/SPST/PSHT to CT B-15, in the District Education Office Orakzai. The following attended the meeting:

- | | |
|--|--------------------------|
| 1. Mr. Fareed Ullah Mehsud, District Education Officer | Chairman |
| 2. Mr. Hameed Ullhan Jan, Additional Director NMD | (KPE&SED Representative) |
| 3. Mr. Saif Ullah, Principal B-19 GHS Mandail District Orakzai | Member |
| 4. Mr. Muhammad Iqbal, HM GHS Mishli Bazar | Member |
| 5. Kausar Ali, ADEO District Orakzai | Member |
| 6. Mr. Abdul Abdul Malik, ADEO District Orakzai | Member |
| 7. Mst. Nabila Naz, ADEO District Orakzai | Member |
| 8. Mr. Shakeel Ahmed, SST GHS Swaro Kot | Member |
| 9. Mr. Wahid Ullah, SCT GMS Bagara Mishli | Member |

The meeting started with recitation from the Holy Quran. The Chair welcomed the participants. The following items were discussed in detail by the DPC keeping in view all the aspects of the case and finally unanimously recommended the promotion of the following teachers on the vacant post with immediate effect.

Item No. 1 PROMOTION OF PST/SPST/PSHT (MALE) FROM TO CT BPS-15 ON REGULAR BASIS

The case of promotion of PST/SPST/PSHT (MALE) to CT BPS-15 against vacant posts was considered and the DPC recommended as under:

Total No. of CT (M) Vacant Post	60
60% share of PST/SPST/PSHT Posts	36
Share of promotion 100%	36
Net to be Promoted	36
Available for promotion	36
Recommended for promotion to CT	36

S.L. #	Name of teacher	RP S	Date of Birth	Regular Service	Place of Posting	Remarks
1	36 Zeenat Ali	15	05/02/1970	01/03/1993	GPS Naur Ali Garhi	
2	66 Anul Hassan	15	01/08/1970	23/05/1995	GPS Garhi Mani Khel	
3	126 Hassanullah	15	13/02/1972	31/03/2001	GPS Khawax Khel	
4	159 Ali Mafan	15	05/03/1979	01/09/2003	GPS Sarka Akheli	
5	160 Yasin Gillah	15	02/01/1980	01/09/2003	GPS Sarla Miahil	
6	161 Ahmadwar Shah	15	10/03/1982	01/10/2003	GPS Sarki Khel	
7	166 Abdul Shakoar	15	01/03/1972	23/10/2003	GPS Sama Mamozai	
8	169 Sumar Gul	15	01/01/1979	29/07/2004	GPS Sangra	
9	170 Kh. Ali ur Rehman	15	05/06/1979	03/08/2004	GPS Tarapi Ali Khel	
10	178 Muhammad Umer	15	22/04/1976	03/09/2005	GPS Rambic Salai	
11	218 Mir Asghar	15	16/10/1984	05/09/2005	GPS Khangar Boor	
12	219 Waleed Ullah	15	02/02/1979	23/10/2005	GPS Bhand Khel No.2	
13	277 Iqbal Hussain	12	03/03/1985	24/11/2009	GPS Ster Sam	
14	278 Khairu Jan Muhammad	12	01/03/1986	24/11/2009	GPS Mir Kalam Khel	
15	279 Yaqoob	12	09/03/1987	24/11/2009	GPS Malang garhi	
16	280 Muhammad Haniil	12	21/12/1982	24/11/2009	GPS Bada Shickhan	
17	282 Naseeh Rehman	12	05/10/1985	24/11/2009	GPS Gul Cheri	
18	283 Gul Karim	12	15/01/1982	03/12/2009	GPS Bilazawi	
19	284 Dadi Shah	12	04/04/1980	24/11/2009	GPS Bazed Khel	
20	285 Man Ur Rehman	12	20/05/1984	24/11/2009	GPS Jaha Kada	
21	287 Gul Bahim	12	05/04/1979	24/11/2009	GPS Karapa Samana	
22	288 Ashfaq Ali	12	18/05/1985	24/11/2009	GPS Khar Khushia	
23	289 Maskeen Khan S. Khadim	12	10/04/1984	02/12/2009	GPS Toar Kaul	
24	290 Hussain	12	03/05/1985	24/11/2009	GPS Shamer	
25	291 Raza Akbar Hassan	12	16/02/1982	24/11/2009	GPS Zakhlan	
26	293 Ischer	12	10/02/1981	24/11/2009	GPS Palnazi	
27	294 Kham	12	10/05/1986	24/11/2009	GPS Injavar	
28	295 Shoaib Hassan	12	09/10/1987	24/11/2009	GPS And Khel Bala	
29	300 Anwar Khan	12	18/02/1983	25/11/2009	GPS Heropi Ali Khel	
30	302 Islam	12	20/01/1986	24/11/2009	GPS Panjam Ali Khel	

3-6

303	Awais ur Rehman	12	03/10/1982	24/11/2009	GPS Khadizai No.1
304	Hikmat Khan Ahmadwar	12	02/10/1983	24/11/2009	GPS Sawara Kot GPS Chapper Mishli
306	Khan	12	25/10/1982	24/11/2009	
307	Muhammad Ghani	12	26/02/1983	24/11/2009	GPS Kot Ali Khel
308	Paindu Khan	12	13/04/1984	25/11/2009	GPS Yusuf Khel
312	Israfil Khan	12	12/05/1986	24/11/2009	GPS Khadizai No.2

No. of PST/SPST/PSHT (Male) to CT cleared for promotion = 36

No. of CT (male) deferred for promotion = NIL

The meeting ended with a vote of thanks to and from the chair.

1. Waqid Ullah
SCT GMS Bagara Mishli
Member

2. Shakeel Ahmad
SST GHS Swara Kot
Member

3. Mr. Abdul Malik
ADEO Orakzai
Member

4. Kausar Ali
ADEO Orakzai
Member

5. Mrs. Wabila Naz
ADEO Orakzai
Member

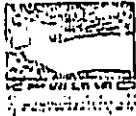
6. Muhammad Iqbal (HM)
GHS Mishli Bazar
Member

7. Mr. Rais Khan
ADEO Orakzai
Member

8. Saif Ullah Principal
GHS Mandall
Member

9. Hameed Ullah Jan
Additional Director NMD
KP E&SED Representative

Mr. Farooq Ullah Mehsud
District Education Officer Orakzai
(Chairman)



District Education Office
District Orakzai

No: 6660-9-8-
Dated 10/12/2020

Phone: 0925-600017 FAX: 0925-650017

Notification:

As recommended by the Departmental Promotion Committee during its meeting held on 14/10/2020, vide Minutes No. 3514, the competent authority has been pleased to promote & adjust the following male PST/SPST/PSHT teachers from PST/SPST/PSHT to CT Post BPS-15 against the vacant post in various schools mentioned against their names in district Orakzai with immediate effect in the interest of public service.

S#	S.L#	Name of teacher	BPS	Date of Birth	Regular Service	Current School	Name of the School where Posted
1	36	Zeenat Ali	15	05/02/1970	01/03/1993	GPS Noor Ali Garhi	GMS Mirzai
2	66	Arnal Hassan	15	01/08/1970	23/05/1995	GPS Gorkhi Mani Khel	GMS Kalaya
3	126	Hassanullah	15	13/02/1972	31/03/2001	GPS Khawaz Khel	GMS Akwarha Mala
4	159	Ali Najan	15	05/03/1979	01/09/2003	GPS Sarka Aakhe	GMS Tooli Bagh Orakzai
5	160	Yasin Ullah	15	02/01/1980	01/09/2003	GPS Sarka Mishli	GMS Mishli Bazar
6	161	Munawar Shah	15	10/03/1982	01/10/2003	GPS Sarki Khel	GMS Inter Palli
7	166	Abdul Shakoar	15	01/03/1972	23/10/2003	GPS Sama Mamozai	GMS Oran Shelkhan
8	169	Samar Gul	15	01/01/1979	29/07/2004	GPS Sanara	GMS Mishli Bazar
9	170	Phallur Rehman	15	05/06/1979	03/08/2004	GPS Tarapi Ali Khel	GMS Sarki Khel
10	178	Muhammad Umer	15	22/04/1976	03/09/2005	GPS Rambic Salai	GMS Guksan
11	218	Mir Asghar Ullah	15	16/10/1984	05/09/2005	GPS Khangor Bazar	GMS Sarki Khel
12	219	Ullah	15	02/02/1979	23/10/2005	GPS Biland Khel No.2	GMS Biland Khel
13	227	Khalid Hussain	12	05/05/1995	24/11/2009	GPS Star Sam	GMS Star Sam
14	278	Angista Jan	12	01/03/1986	24/11/2009	GPS Mir Kalan Khel	GMS Qasim Khel Orakzai
15	279	Muhammad Zaqqab	12	09/03/1987	24/11/2009	GPS Malang narhi	GMS Yakhha Mandaw
16	280	Muhammad Hanif	12	21/12/1982	24/11/2009	GPS Beda Shelkhan	GMS Mishli Bazar
17	282	Maseeb Perman	12	05/10/1985	24/11/2009	GPS Gul Cheri	GMS Babera Laki
18	283	Gul Karam	12	15/01/1982	03/12/2009	GPS Bilazawi	GMS Sain Feroz Khel
19	284	Gul Shah	12	04/04/1990	24/11/2009	GPS Dazad Khel	GMS Mir Akhri Shikhan

(Signature)
District Education Officer
Orakzai District at Hangu

26	285	Asli Ur Pehman	12	20/05/1984	24/11/2009	GPS Jaba Kadar	GHS Avi Mele
27	287	Gul Rohim	12	05/04/1979	24/11/2009	GPS Korapo Samana	GHS Gulistan
28	288	Ashfaq Ali Maskeen	12	18/03/1985	24/11/2009	GPS Khar Khushlo	GMS Khalil Sepoy (Khura)
29	289	Khan	12	10/04/1984	02/12/2009	GPS Toor Kani	GMS Damber Lashli
30	290	S.Khadim Hussain	12	03/05/1985	24/11/2009	GPS Shamer	GHS And Khel
31	291	Raees Akbar Hussain	12	16/02/1982	24/11/2009	GPS Zakhon	GHS Dran Sheikhan
32	293	Khan	12	10/02/1985	24/11/2009	GPS Palaosi	GMS Khalil Sepoy
33	295	Mihawar Khan	12	10/05/1986	24/11/2009	GPS Injawa	GHS Saifal Dara
34	298	Hassan	12	09/10/1987	24/11/2009	GPS And Khel Bala	GMS Zera
35	300	Arjad Khan	12	18/02/1985	25/11/2009	GPS Burapl Ali Khel	GMS Zanku Khel
36	302	Saqib Ul Mirza	12	20/04/1986	24/11/2009	GPS Panjam Ali Khel	GMS Alwarha Mele
37	303	Amir ur Pehman	12	03/10/1982	24/11/2009	GPS Khadizal No.1	GHS Swaro Kol
38	304	Hikmat Khan	12	02/10/1983	24/11/2009	GPS Sawaro Kol	GHS Swaro Kol
39	305	Munawar Khan	12	25/10/1982	24/11/2009	GPS Chappel Mishil	GMS Babera Laki
40	307	Muhammad Ghani	12	26/03/1985	24/11/2009	GPS Kol Ali Khel	GMS Damir Lashli
41	308	Falada Khan	12	13/03/1984	25/11/2009	GPS Yusuf Khel	GHS Bagh Nok
42	312	Israfil Khan	12	12/05/1986	24/11/2009	GPS Khadizal No.2	GMS Dana Khula

Terms & Conditions:

1. They would be on probation for a period of one year extendable for further period of one year.
2. They will be governed by such rules & regulations as and when issued from time to time by the govt.
3. Their services can be terminated at any time in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed time to time.
4. Charge report should be submitted to all concerned.
5. There Inter-Se seniority on lower post will remain intact.
6. No TA/DA is allowed for joining his duty.
7. They will give an under taking to be recorded in their service book to the effect that if any over payment is made to him in light this order will be recovered and if he is wrongly promoted he will be reversed.

DISTRICT EDUCATION OFFICER
DISTRICT ORAKZAI

Encl No. 666/69 dated: 10/12/2020

Copy forwarded for information and necessary action to the:

- 1. Director Education (E&SE) Khyber Pakhtunkhwa Peshawar.

-10

2. Deputy Commissioner, Orakzai.
3. District Monitoring Officer, Orakzai.
4. District Account Officer District Orakzai.
5. PS to the Secretary to Govt Khyber Pakhtunkhwa E& SE Department, Peshawar.
6. PA to the Director (E&SE) Khyber Pakhtunkhwa Peshawar.
7. Accountant Local Office, Orakzai.
8. Teacher concerned.
9. Master File

~~DISTRICT~~ EDUCATION OFFICER
DISTRICT ORAKZAI

5

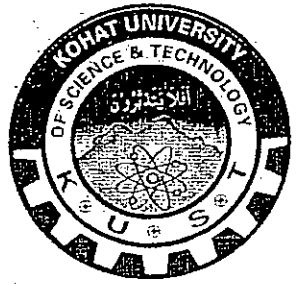
Kohat University of Science & Technology, Kohat (Pakistan)

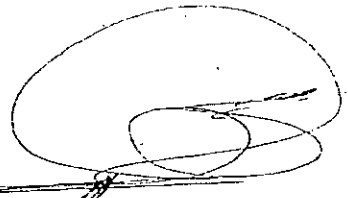
Session SUPPLEMENTARY 2007

of RAIS AKBAR SON of KHIAL AKBAR and a student
of ORAKZAI AGENCY having passed the prescribed
examination held in JANUARY 2008, is this day admitted by

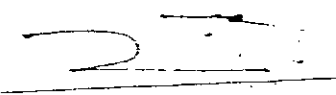
The Kohat University of Science & Technology, Kohat
to the Degree of
Bachelor of Arts
in the SECOND Division

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




Controller of Examinations

Countersigned


Vice Chancellor

Result declared on APRIL 18, 2008

Reg No: KIEMS/PSH/T/17-2014

Roll No: 2014

www.btpep.com.pk

Serial No: 01409

Board of Technical & Professional Education

Established under Act 1882: Govt of Pakistan
ISLAMABAD - PAKISTAN



Diploma

Competency Based / Skill Recognition
This is to acknowledge that



Rais Akbar s/o Khial Akbar

has successfully completed the prescribed
course of study in

Certificate in Teaching

Passed in Grade "A" Percentage: 80%=800/1000

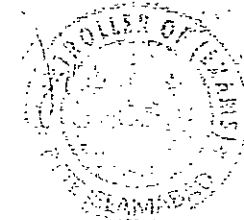
Conducted at: Khyber Institute of Education and Medical Science Peshawar.

Duration: One Years (Passed in Two Semesters consisting of Six Months each)

Session: 2017-2018

12th Jan 2018

And in recognition there of this Trade Certificate is issued on the _____



CONTROLLER OF (EXAMS)

Alert: This is Experience Based & Non-Academic Competency Diploma, Exempted from any attestations & litigation in any plate form. It doesn't have equivalency



"D" - 13 -

DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR
F. NO: 61/GENERAL TRANSFER

NO. 18811 DATED 11/04/2023

To

The District Education Officer,
Orakzai at Hangu.

Subject: - INTER DISTRICT TRANSFER FROM DISTRICT ORAKZAI
TO DISTRICT HANGU

I am directed to refer to this Office letter No. 14585 Dated 11-01-2023, on the subject cited above and to state that from the perusal of the Promotion Order, Mr. Israfeel Khan S/O Gulzar Shah PST (BS-12) including 23 others were promoted to the post of CT (BS-15) vide No. 6661-69 Dated 10-12-2020, which is clear cut violation of Service Rules, 2012.

In this regard; I am further directed to ask you to withdraw the Promotion Order of the mentioned CT, including 23 others earlier notified vide Dated 10-12-2020, as well as ^{all} such like cases, if any, and compliance report may be shared with this Office, please.

11/04/2023
Assistant Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa

Endst: No. _____

Copy of the above is forwarded to the:

1. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa.

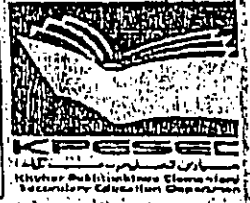
11/04/2023
Assistant Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa

Wahidullah
11/04/23



- 14 -

OFFICE OF THE DISTRICT EDUCATION OFFICER-(M) ORAKZAI
DISTRICT HEADQUARTER ORAKZAI AT BABER MELA-HANGU
Phone # 0925-690017 Fax # 0925-690017
Email: deorakzai2020@gmail.com



No. 1344 Dated 09/05/2023

To, Director,
Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar.

Subject: **REQUEST FOR REVIEW/APPRaisal**

Reference to the Assistant Director (Estab), Elementary & Secondary Education, Khyber Pakhtunkhwa office letter bearing No. 18811, dated 11/04/2023 wherein it has been directed to withdraw the promotion order of twenty four/24 PSTs BPS: 12 to CT BPS: 15 in District Orakzai issued vide Notification of this office bearing No. 6660, dated 10-12-2020 to the extent of Serial No. 13 to 36, twenty four/24 in counting.

Foregoing in view of the above, the aforesaid twenty four/24 PSTs in BPS: 12 have been promoted to the post of CT BPS: 15 in District Orakzai by adhering the following criteria:

- 1) WHEREAS, the promoted PSTs have been appointed on 24/09/2008 as PST BPS: 12, hence having 11 years of continuous Govt. regular services during promotion in 2020.
- 2) WHEREAS, there are no sanctioned posts of SPST BPS: 14 for promotion of these PSTs.
- 3) WHEREAS, in case of availability of the sanctioned posts of SPST in BPS: 14, these promoted PSTs would have been eligible for promotion to the posts of SPST BPS: 14 prior to this promotion way back in 2014 as per service rules 2012.
- 4) WHEREAS, there was no other eligible willing senior candidate than the promoted PSTs for promotion to the posts of CT BPS: 15.
- 5) WHEREAS, 60 posts of CT in BPS: 15 (Male) in district Orakzai were lying vacant at the time of DPC in 2020 and those PSTs in BPS: 12 have been promoted under Service Rules 2012 the 60% share of SPS/PSHT to the posts of CT in BPS: 15.
- 6) WHEREAS, the promoted PSTs had already been served on the posts of CTs in BPS: 15 since 11/12/2020 and one of the promoted PST (Mr. Saqib ul Islam) has already obtained the inter-district transfer/NOC and serving in District Kohat on the post of CT in BPS: 15.

In the light of above, letter issued by your esteemed office dated 11/04/2023 may be reviewed in the interest of public service and to avoid any litigation, please.

DISTRICT EDUCATION OFFICER-(M)

ORAKZAI

Copy of Even No. & Date:

Copy forwarded for information and necessary action to the:-

1. Deputy Commissioner, Orakzai.
2. Additional Director (Estab), Directorate of E&SE, MAs, Khyber Pakhtunkhwa, Peshawar.
3. Assistant Director (Estab), Directorate of E&SE, Khyber Pakhtunkhwa w.r.t his office letter vide cited above.
4. Office Copy.

DISTRICT EDUCATION OFFICER-(M)

ORAKZAI



"E" - 15-

OFFICE OF THE DISTRICT EDUCATION OFFICER (M) ORAKZAI
DISTRICT HEADQUARTER ORAKZAI AT BABER MELA HANGU
 Phone # 0925-690017 Fax # 0925-690017
 Email: deorakzai2020@gmail.com



Nn. 411 Dated 19/05/2023

OFFICE ORDER:

In compliance of the Directorate of Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar vide letter bearing No. 18811, dated 11-04-2021, the competent authority DEO (M) Orakzai is pleased to withdraw the promotion orders bearing Encls: No. 6660, dated 10-12-2020 in respect of the following twenty four promoted PSTs in BPS: 12 to the posts of CTs in BPS: 15 in District Orakzai of the promotion order ibid. Furthermore, the following teachers are hereby adjusted in the schools mentioned against their names with immediate effect.

S#	NAME	CURRENT PLACE OF POSTING	PLACE OF ADJUSTMENT
1.	Iqbal Hussain	GMS Star Sam	GPS Bara Mota
2.	Khalista Jan	GMS Sahi Feroz Khel	GPS Siro Koha
3.	Muhammad Yaqoob	GMS Yakho Kandow	GPS Barki Khel
4.	Muhammad Hanif	GMS Mishli Bazar	GPS Bada Shalkhan
5.	Naseeb Rehman	GMS Babra Laski	GPS Gul Chah
6.	Gul Karim	GMS Sahi Feroz Khel	GPS Ghulak Ali Khel
7.	Dalit Shah	GMS Barzi Khel	GPS Rangin Khel
8.	Muhammad Ur Rehman	GMS Aul Mela	GPS Dage Takhiak
9.	Gul Rohim	GMS Gufistan	GPS Khoo Kadda No.1
10.	Ashfaq Ali	GMS Khairi Sepoy	GPS Bai Kol
11.	Muskeen Khan	GMS Damber Lasli	GPS Dera Shalkhan
12.	Syed Khadim Hussain	GHS Amdhel	GPS Saram
13.	Rasool Akbar	GMS Vamparbo	GPS Kogri, Sher Khel
14.	Muhammad Asghar	GMS Khairi Sepoy	GPS Khan Khushta
15.	Munawar Khan	GMS Saifal Durah	GPS Akhla Kili
16.	Shireen Hassan	GMS Mirako Payan	GPS Suleman Khel
17.	Amjad Khan	GMS Zanka Khel	GPS Tagh
18.	Saqib Ul Islam	GHS Janna District Kohat	Will be adjusted as and when the inter district transfer is withdrawn by the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa
19.	Amir ur Rehman	GMS Swara Kol	GPS Swara Kol
20.	Muhammad Khan	GMS Swara Kol	GPS Khedzai No.1
21.	Munawar Khan	GMS Chapper Mashli	GPS Zar Chapper
22.	Muhammad Ghani	GMS Siro Kadda	Kol Ali Khel
23.	Panda Khan	GMS Baghnot	Ghulak Ali Khel
24.	Israfil Khan	GMS Dana Khula	GPS Tarapi Ali Khel

Note:

- 1) Fresh charge report in their original Basic Pay Scales as on 09-12-2020 should be submitted to all concerned within 15 days positively. In case of failure/refusal, they will be treated under the Khyber Pakhtunkhwa Govt. Service (Efficiency & Discipline) Rules, 2011.
- 2) TADA is not allowed for joining of their duties.

DISTRICT EDUCATION OFFICER (MALE)
 DISTRICT ORAKZAI

Copy of Even No. & Date:

Copy forwarded for information and necessary action to the:-

- 1) Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar with the request to withdraw inter district transfer order in file S# 18, already transferred to District Kohat vide Directorate of E&SE KP No. 13852-8117, No 51 Transfers Dated Peshawar the 27/12/2022.
- 2) Additional Director (Estab), Directorate of E&SE, KP, Peshawar.
- 3) District Education Officer (M), District Kohat
- 4) District Monitoring Officer, E&A, District Orakzai.
- 5) District Accounts Officer, District Orakzai
- 6) Deputy DEO (II), Orakzai.
- 7) Assistant Director (Estab), Directorate of E&SE, KP, Peshawar vide his office letter quoted above.
- 8) Principal/Head Master/Incharge HM and Head Teachers concerned.
- 9) EDOs concerned for further necessary action.
- 10) Superintendent/Pay Clerk, D/O the DEO (M) Orakzai for further necessary action.
- 11) Headmaster/Teacher/Staff/Non-Teaching staff concerned.
- 12) PTOs concerned.
- 13) Office Copy.

DISTRICT EDUCATION OFFICER (MALE)
 DISTRICT ORAKZAI

خدمت خناب ڈسٹرکٹ ایجوکیشن آفیسر ضلع اورگڑنی

۹۴-۱۶-۱ - خناب عالی

اساتذہ کو
۱۵/۱۱/۲۰۲۰

عنوان - نظر ثانی اپیل برائے ڈیگریڈیشن آرڈر

گزارش محصور التور یہ ہے۔ کہ ہمارا آرڈر بطور PST (2009/11/23) کو

ہوا تھا۔ گیارہ سال بعد ان PST اساتذہ کو 10-12-2020 DPC میں CT پر

پروموشن دیا گیا۔ چونکہ فائنا میں SPST (14 سکین) کا کوئی پوسٹ نہیں ہے۔

یہ اساتذہ PSHT (15 سکین) کے بھی حقدار تھے۔ چونکہ فائنا میں CT سبھی اساتذہ

زیادہ خالی تھیں۔ PSHT (15 سکین) نہ ہوئے ہیں ان اساتذہ کو CT پر پروموشن

دیا گیا۔ چونکہ CT to PST کا 60% کوٹہ ہے

خناب والد۔ اب ڈھائی سال CT پر گزارنے کے بعد ان اساتذہ کو CT (15 سکین) سے دوبارہ

PST (15 سکین) پر ڈیگریڈ کیا گیا۔

پہلے اب صاحبان کی شان افسر میں گزارش کی جاتی ہے۔ کہ اس ڈیگریڈ آرڈر

پر نظر ثانی کر کے سائٹین کو الصاف دے کر شکور فرمائیں۔

تین نواریں ہوں گی

20/05/2023 مورخہ

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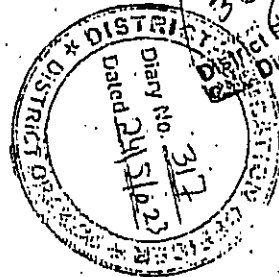
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2 - ڈی ای او اورگڑنی

3 - ڈائریکٹر آف ایلیمنٹری اینڈ

سکنڈری ایجوکیشن

4 - سیکرٹری ایجوکیشن کے پی کے



DPC-2020

PST to CT

All teachers

16/A

14 Jamul اسرار خان

1 Sajid ثاقب الاسلام

15 Khan فائز خان

2 M. milk منظور خان

16 H. M. حیات خان

3 Aamir احمد خان

17 M. M. منظور خان

4 A. M. اسرار خان

18 M. M. خالد خان

5 M. M. اقبال خان

19 M. M. رحیم خان

6 M. M. شفاق علی

20 M. M. نصیر خان

8 M. M. دلپوش شاہ

21 M. M. سعید خان

9 M. M. سکین خان

22 M. M. گل سرگم

10 M. M. شہین خان

23 M. M. مہر خان

11 M. M. مہر خان

12 M. M. اسرار خان

13 P. M. لائبرہ خان



- 16/B -

"F/1"

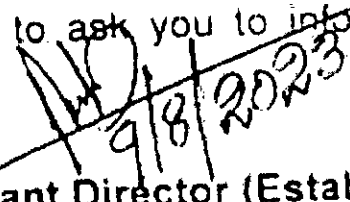
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA PESHAWAR
P.NO. 61/DISTRICT CADRE TRANSFERS
NO. 22904 DATED 09-08/2023

To
The District Education Officer (Male).
Orakzai at Hangu

Subject: - **APPEAL FOR RESOTRATION OF PROMOTION ORDER.**

I am directed to refer to the subject cited above and to state that the Appellant Authority is pleased to reject the appeal in respect of Mr. Naseeb Ur Rehman Ex CT, and 23 others, promoted from the post of PSTs (BS-12) to the post of CTs (BS-15), against the existing rules/policy

In this regard, I am further directed to ask you to inform the appellants accordingly, please.


9/8/2023
Assistant Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa

Endst: No. _____ /F.No.37

Copy of the above is forwarded to the:-

1. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.

Assistant Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa

VAKALATNAMA
BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

Appeal No /2020

Rais Akbar (APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Deptt (RESPONDENT)
(DEFENDANT)

I/We Appellant

Do hereby appoint and constitute **Noor Mohammad Khattak Advocate Supreme Court** 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. / /2020

CLIENT

ACCEPTED

**NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT**

WALEED ADNAN

KAMRAN KHAN

UMAR FAROOQ MOHMAND

MUHAMMAD AYUB

&

**MAHMOOD JAN
ADVOCATES**

OFFICE:
Flat No. (TF) 291-292 3rd Floor,
Deans Trade Centre, Peshawar Cantt.
(0311-9314232)