


FORM OF ORDER SHEET

Court of _____

Appeal No. 1696/2023

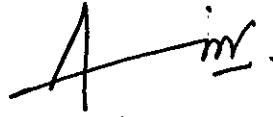
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	15/08/2023	<p>The appeal of Mr. Hussain Asghar is re-submitted today by Mr. Noor Muhammad Khattak Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 24-08-2023.</p> <p>By the order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

The appeal of Mr. Hassan Asghar CT, GMS Khalil Sepoy 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. 1653 /S.T,

Dt. 09/06 /2023.



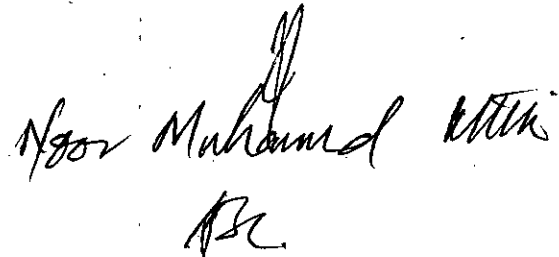
REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Noor Muhammad Khattak Adv.
High Court Peshawar.

R/SR

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 Departmental appeal which is available at annexure F, page 16.

In light of the above the instant appeal kindly be placed before the Honorable Bench for consideration


Noor Muhammad Khattak
Adv.

1731

12/6/23

No 1860 / ST

04-07-2023

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

APPEAL NO. 1696 /2023

HUSSAIN ASGAR

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. 1696 /2023

Mr. Hussain Asghar, CT (BPS-15),
GMS Khalil Sepoy, 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 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 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 annexure**A&B.**

4. That the appellant is a highly qualified person and his field. Copy of the educational testimonials are attached as annexure**C.**
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 annexure**D.**
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 annexure**E.**
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 annexure**F.**
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.

GROUND:

- 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


HUSSAIN ASGHAR

Through:



NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT


KAMRAN KHAN


UMAR FAROOQ


MUHAMMAD AYUB


WALEED ADNAN


MAHMOOD JAN
Advocates, Peshawar

AFFIDAVIT

I, Hussain Asghar, CT (BPS-15), GMS Khalil Sepoy,, 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

HUSSAIN ASGHAR VS. EDUCATION DEPT.

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

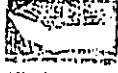
R.SHEWETH:

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 (075-690017) FAX (075-693017)

Dated 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 Mandali 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	BP S	Date of Birth	Regular Service	Place of Posting	Remarks
1	Zeenat Ali	15	05/02/1970	01/03/1993	GPS Noor Ali Garhi	
2	Anul Hassan	15	01/08/1970	23/05/1993	GPS Garhi Mani Khel	
3	Hussainullah	15	13/02/1972	31/03/2001	GPS Khawas Khel	
4	Muhammad	15	05/05/1979	01/09/2003	GPS Sarka	
5	Muhammad	15	02/01/1980	01/09/2003	GPS Ankhel	
6	Muhammad	15	10/03/1982	01/10/2003	GPS Sarka Khel	
7	Muhammad	15	01/03/1972	23/10/2003	GPS Sama	
8	Muhammad	15	01/01/1979	29/07/2004	GPS Samra	
9	Muhammad	15	05/06/1979	01/08/2004	GPS Tarapi Ali Khel	
10	Muhammad	15	22/01/1976	03/09/2005	GPS Rambah Salai	
11	Muhammad	15	16/10/1981	05/09/2005	GPS Khangar Boor	
12	Muhammad	15	02/07/1979	23/10/2005	GPS Island Khel No 2	
13	Muhammad	12	05/03/1983	21/11/2009	GPS Ster Sam	
14	Muhammad	12	01/02/1986	24/11/2009	GPS Mir Kalam Khel	
15	Muhammad	12	09/03/1987	24/11/2009	GPS Malang garhi	
16	Muhammad	12	21/12/1982	24/11/2009	GPS Bala Shukhan	
17	Muhammad	12	05/10/1985	24/11/2009	GPS Gul Chert	
18	Gul Karam	12	13/01/1982	03/12/2009	GPS Bilazawi	
19	Dahl Shah	12	01/04/1980	24/11/2009	GPS Bazed Khel	
20	Behmor	12	20/05/1984	24/11/2009	GPS Jahn Kado	
21	Gul Rahim	12	05/04/1979	24/11/2009	GPS Karapo Samana	
22	Ashfaq Ali	13	18/03/1983	24/11/2009	GPS Khar Khushia	
23	Muskeen Khan	12	10/04/1984	02/13/2009	GPS Taor Kant	
24	S. Khadim Hussain	12	03/05/1983	24/11/2009	GPS Shamer	
25	Races Akbar Hussam	12	15/02/1982	24/11/2009	GPS Zakhan	
26	Aggher Mitawar	12	11/02/1981	24/11/2009	GPS Palast	
27	Khun	12	11/05/1986	24/11/2009	GPS Inlawar	
28	Sherin Hussan	12	09/10/1987	24/11/2009	GPS And Khel Bala	
29	Amjad Khun Saqib Ul	12	18/02/1985	25/11/2009	GPS Burapi Ali Khel	
30	Islam	12	20/01/1986	24/11/2009	GPS Panjam Ali Khel	

-6-

11	303	Salim ur Rehman	12	05/10/1982	24/11/2009	GPS Khadizal No.1
12	304	Hikmat Khan Munawar	12	02/10/1981	24/11/2009	GPS Swara Kol GPS Chappar Mishli
13	306	Khan	12	23/10/1982	24/11/2009	
14	307	Mubammad Ghani	12	26/02/1983	24/11/2009	GPS Koi Ali Khel
15	308	Fauzia Khan	12	13/04/1984	23/11/2009	GPS Yusuf Khel
16	312	Ismail Khan	12	12/05/1986	24/11/2009	GPS Khadizal 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. Wahid Ullah
SCT GMS Bagara Mishli
Member

3. Mr. Abdul Malik
ADEO Orakzai
Member

5. Mrs. Nabila Naz
ADEO Orakzai
Member

7. Mr. Rais Khan
ADEO Orakzai
Member

9. Hamid Ullah Jan
Additional Director NMD
JKP E&SED Representative

2. Shakoel Ahmad
SST GHS Swara Kol
Member

4. Kausar Ali
ADEO Orakzai
Member

6. Muhammad Iqbal (HM)
GHS Mishli Bazar
Member

8. Saif Ullah Principal
GHS Mandali
Member

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



District Education Office
District Orakzai

No. 6660
D. 10 / 12 / 2020

Phone: 0925-690017 FAX: 0925-690017

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#	SIA	Name of teacher	BPS	Date of Birth	Regular Service	Current School	Name of the School where Posted
1	14	Zameer Ali	15	05/02/1970	01/03/1993	GPS Noor Ali Garhi	GMS Mirzai
2	54	Amal Hassan	15	01/06/1970	23/05/1995	GPS Garhi Mani Khel	GMS Kalaya
3	145	Amal Singh	15	3/02/1972	31/03/2001	GPS Khawas Khel	GMS Akwarha Mand
4	146	Amal Singh	15	3/02/1972	31/03/2001	GPS Sarka Aakhe	GMS Taoli Bagh, Chitral
5	147	Amal Singh	15	05/03/1972	01/07/2003	GPS Sarka Mishli	GMS Mishli Bazar
6	148	Amal Singh	15	02/01/1980	01/09/2003	GPS Sarka Mishli	GMS Inzer Palli
7	149	Amal Singh	15	10/03/1982	01/10/2003	GPS Sarki Khel	GMS Inzer Palli
8	150	Amal Singh	15	01/03/1972	23/10/2003	GPS Sama Mamozai	GMS Inzer Palli
9	151	Amal Singh	15	01/01/1979	29/07/2004	GPS Sangra	GMS Inzer Palli
10	152	Amal Singh	15	05/06/1979	03/08/2004	GPS Taropi A Khel	GMS Sarki Khel
11	153	Amal Singh	15	22/04/1976	03/09/2005	GPS Rambic Saldi	GMS Gulistan
12	154	Amal Singh	15	16/10/1984	05/09/2005	GPS Khanga Bazar	GMS Sarki Khel
13	155	Amal Singh	15	02/02/1979	23/10/2005	GPS Biland Khel No.2	GMS Biland Khel
14	156	Amal Singh	12	05/05/1985	24/11/2009	GPS Star Sam	GMS Star Sam
15	157	Amal Singh	12	01/03/1986	24/11/2009	GPS Mir Kalam Khel	GMS Casim Khel, Orakzai
16	158	Amal Singh	12	09/03/1987	24/11/2009	GPS Malang garhi	GMS Yakha Kandaw
17	159	Amal Singh	12	21/12/1982	24/11/2009	GPS Bado Shellkhan	GMS Mishli Bazar
18	160	Amal Singh	12	05/10/1985	24/11/2009	GPS Gul Cheri	GMS Babera Laki
19	161	Amal Singh	12	15/01/1982	03/12/2009	GPS Bilazawi	GMS Sain Feroz Khel
20	162	Amal Singh	12	04/01/1980	24/11/2009	GPS Bazed Khel	GMS Mir Mela Shellkhan

District Education Officer
Orakzai District at Hangu

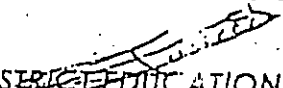
Received

Posted

20	285	Mali Ur. Rehman	12	20/05/1984	24/11/2009	GPS Jaba Kaco	GHS Avi Meia
21	287	Gul Rahim	12	05/04/1979	24/11/2009	GPS Karopp Samana	GHS Gulistan
22	288	Ashfaq Ali	12	18/03/1985	24/11/2009	GPS Khar Khushla	GMS Khalil Seppay (Khura)
23	289	Moskeen Khan	12	10/04/1984	02/12/2009	GPS Toor Kar	GMS Damber Lassi
24	290	S. Khadim Hussain	12	03/05/1985	24/11/2009	GPS Shamer	GHS And Khel
25	291	Faees Akbar	12	16/02/1982	24/11/2009	GPS Zakhlan	GHS Dron Sheikhon
26	292	Mussain	12	10/02/1981	24/11/2009	GPS Palaosi	GMS Khalil Seppay
27	293	Mahower	12	10/05/1986	24/11/2009	GPS Injwar	GHS Sailal Dara
28	294	Hassan	12	07/10/1987	24/11/2009	GPS And Kh. Bala	GMS Zera
29	295	Azjad Khan	12	18/02/1985	25/11/2009	GPS Ilurapi A. Khel	GMS Janku Khel
30	296	Sajid U. Khuro	12	20/04/1984	24/11/2009	GPS Panjam All Khel	GMS Alwarha Meia
31	297	Amir ur Rehman	12	03/10/1982	24/11/2009	GPS Khadizal No.1	GHS Swara Kol
32	298	Muhammad Khan	12	02/10/1983	24/11/2009	GPS Sowara Kol	GHS Swara Kol
33	299	Muhammad	12	25/10/1982	24/11/2009	GPS Chopper Mishli	GMS Baba a Lali
34	300	Muhammad	12	26/02/1985	24/11/2009	GPS Kol Ali Khel	GMS Damber Lassi
35	301	Farooq Khan	12	13/04/1984	25/11/2009	GPS Yusuf Khel	GHS Bagh Nak
36	302	Muhammad 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

Endst No. 6661-69 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 & SE Department, Peshawar.
6. PA to the Director (E&SE) Khyber Pakhtunkhwa Peshawar.
7. Accountant Local Office, Orakzai.
8. Teacher concerned.
9. Master File

~~Signature~~
DISTRICT EDUCATION OFFICER
DISTRICT ORAKZAI

Serial No. 000465

Roll No. 3514

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

Registration No. 2005-FCUJ-454

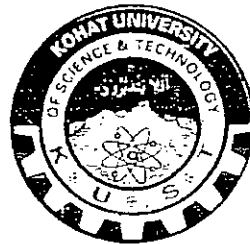
Kohat University
of Science & Technology, Kohat
(Pakistan)

Session SUPPLEMENTARY 2005


100-11-
HUSSAIN ASGHAR SON of MUHAMMAD ASGHAR and a student
of DISTRICT KOHAT having passed the prescribed
examination held in JANUARY 20 06, is this day admitted by

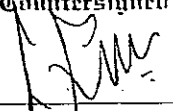
The Kohat University of Science & Technology, Kohat
to the Degree of
Bachelor of Arts
in the SECOND Division

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



Result declared on APRIL 14/2006


Controller of Examinations

Countersigned

Vice Chancellor

(16)

Alama Iqbal Open University - 12-
Islamabad



Serial No. 110599

Certified that *Mr./Ms.* HUSSAIN ASGHAR

Son./Daughter of MUHAMMAD ASGHAR

Registration No. 06-NMN-3187 *Roll No.* AL659513

Semester SPRING 2012 *having met all the requirements under*
the semester system in this day awarded the


Certificate of Teaching

He/She has secured 64 % *marks*
and placed in B *grade*



Result declared on: January 18, 2013

Date of Issue: February 07, 2014


Controller of Examinations

Note: This certificate is issued without alteration/erasure.
The detail of courses is overleaf.



"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 Gul Zari Shah PST (BS-12) including 23 others were promoted to the post of CT (BS-15) vide No. 3661-69 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 such like cases, if any, and compliance report may be shared with this Office, please.

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.

Assistant Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa

withheld
MD
26/3/23

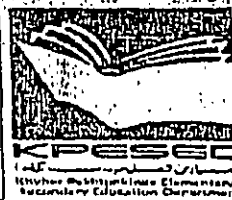


-14-

OFFICE OF THE DISTRICT EDUCATION OFFICER-(M) ORAKZAI
DISTRICT HEADQUARTER ORAKZAI AT BABER MEJA-HANGU
Phone # 0925-690017 Fax # 0925-690017

Email: deporakzal2020@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 (Eslab), 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 at Serial No. 10 to 36, twenty four/24 in coming.

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 24/09/2009 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 (Eslab); Directorate of E&SE; MAs; Khyber Pakhtunkhwa, Peshawar.
3. Assistant Director (Eslab); Directorate of E&SE, Khyber Pakhtunkhwa w.r.t his office letter vide cited above.
4. Office Copy.

DISTRICT EDUCATION OFFICER-(M)

ORAKZAI



15

OFFICE OF THE DISTRICT EDUCATION OFFICER (M) ORAKZAI
DISTRICT HEADQUARTER ORAKZAI AT BABER MELA - NGL
 Phone # 0925-690017 Fax # 0925-690017
 Email: deeorakzai2020@gmail.com
 No. 41 Dated: 19/05/2023



OFFICE ORDER:

In compliance of the Directorate of Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar vide letter bearing No. 18811, dated 11-04-2023, the competent authority DEO (M) Orakzai is pleased to withdraw the promotion orders bearing Enst. 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 vide. 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.	Jabul Hussain	GMS Sira Sam	GPS Dara Mola
2.	Khalista Jan	GMS Saif Feroz Khel	GPS Sira Koda
3.	Muhammad Yaqoob	GMS Yakhoo Kandov	GPS Gara Kot
4.	Muhammad Haris	GMS Misha Bazar	GPS Bada Shekhan
5.	Naseeb Rehman	GMS Babra Laski	GPS Gul Chitr
6.	Gul Karim	GMS Saif Feroz Khel	GPS Ghata All Khel
7.	Dalik Shah	GMS Bazil Khel	GPS Rangin Pahal
8.	Mah Uir Rehman	GMS Awi Mola	GPS Dago Takhtak
9.	Gul Rahim	GMS Gulistan	GPS Khes Kada Kot
10.	Ashfaq AD	GMS Khalid Sepoy	GPS Bai Kot
11.	Masroor Khan	GMS Damber Lash	GPS Dhan Shikhan
12.	Syed Khairun Hussain	GHSS Anjhel	GMS Shazir
13.	Rana Akbar	GMS Wamparan	GPS Kagral Sher Khan
14.	Hussain Asghar	GMS Khalid Sepoy	GPS Khar Khuchla
15.	Munawar Khan	GMS Saif Darrah	GPS Aykhoo Jala
16.	Shirin Hassan	GMS Mirko Paryan	GPS Saileman Khp
17.	Amyal Khan	GMS Zarya Khel	GPS Taghna
18.	Saah Ul Islam	GMS 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 ul Rehman	GMS Swam Kot	GPS Swam Kot
20.	Himal Khan	GMS Swam Kot	GPS Khar No.1
21.	Munawar Khan	GMS Chapper Misha	GPS Zor Chapper
22.	Muhammad Ghani	GMS Sira Koda	Kot All Khel
23.	Pavinda Khan	GMS Baghmak	Ghulak All Khel
24.	Isaif Khan	GMS Dana Khula	GPS Taira All Khel

Notes:

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

DISTRICT EDUCATION OFFICER (MALE)
 DISTRICT ORAKZAI

Copy of Events & Date:

Copy forwarded for information and necessary action to the:

- Director Elementary and secondary Education Khyber Pakhtunkhwa Peshawar with the request to withdraw inter-district transfer order in No. 51, already transferred to District Kohat vide Directorate of E&SE KP No. 13828-817, No 51 Transfer Dated Peshawar the 27/12/2022.
- Additional Director (Estab), Directorate of E&SE, IAS, Peshawar.
- District Education Officer (M), District Kohat.
- District Monitoring Officer, EJA, District Orakzai.
- District Accounts Officer, District Orakzai.
- Deputy DED (M), Orakzai.
- Assistant Director (Estab), Directorate of E&SE, KP, Peshawar vide his office letter quoted above.
- Principal/Head Master/In-charge HM and Head Teachers concerned.
- GDEOs concerned for further necessary action.
- Superintendent/Pay Clerk C/O the DEO (M) Orakzai for further necessary action.
- Principal/Head Master/In-charge HM and Head Teachers concerned.
- Office Copy.

DISTRICT EDUCATION OFFICER (MALE)
 DISTRICT ORAKZAI

خدمت عذاب ڈسٹرکٹ ایجوکیشن آفیسر ضلع اورکڑی

۹۴۷-۱۶- حباب عالی

۱۱/۱۱/۲۰۰۹

سٹون - نظر ثانی اپیل برائے ڈیگریڈیشن آرڈر

گزارش مکتوباً ہے۔ کہ ہمارا آرڈر بطور PST (23/11/2009) کو

مواتقاً 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 لہذا اساتذہ کو CT پر پروموشن

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

عذاب والد - اب ڈیڑھ سال CT پر گزارنے کے بعد ان اساتذہ کو CT (15 سکین) سے درجہ

PST (12 سکین) پر ڈیگریڈ کیا گیا۔

لہذا اب صاحبان کی شان اقدس میں گزارش کیجاتی ہے۔ کہ اس ڈیگریڈ آرڈر

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

سین گزارش ہوگی۔ مورخہ 23/05/2023

copy to

1 - ڈی سی اورکڑی

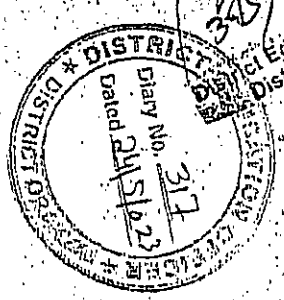
2 - ڈی ای او اورکڑی

3 - ڈائریکٹر آف ایلیمنٹری اینڈ

سنڈری ایجوکیشن

4 - سیکرٹری ایجوکیشن کے پی کے

الغار صین
DPC-2020
PST to CT
All teachers



۹۴۷

Jemal 14 اسرار افغان

Sajid 1 تاقب اسلام

Khanzad 15 قاسم افغان

M. milk 2 مله ورفان

H... 16 ح...

A... 3 احمد افغان

... 17 منور افغان

... 4 ...

~~...~~ 18 ...

... 5 اقبال افغان

... 19 ...

... 6 ...

... 20 ...

... 7 ...

... 21 ...

... 8 ...

... 22 ...

... 9 ...

... 23 ...

... 10 ...

M... 24 ...

M... 11 ...

... 12 ...

P... 13 ...

- 16/B-

'F/1'



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

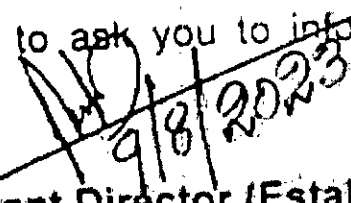
To

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 12023

Hussain Afghan (APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Dept (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. / / 202

Hussain Afghan
CLIENT

ACCEPTED

M
NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

Waleed Adnan
WALEED ADNAN

Kamran Khan
KAMRAN KHAN

Umar Farooq Mohmand
UMAR FAROOQ MOHMAND

Muhammad Ayub
MUHAMMAD AYUB

&

Mahmood Jan
MAHMOOD JAN
ADVOCATES

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