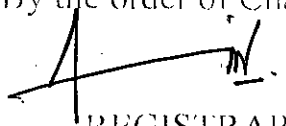


FORM OF ORDER SHEET

Court of _____

Appeal No. 1697/2023

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. Hikmat Khan is re-submitted today by Mr. Noor Muhammad Khattak Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on <u>24-08-2023</u>.</p> <p>By the order of Chairman  REGISTRAR</p>

The appeal of Mr. Hikmat Khan CT GHS Sawaro Kot 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. 1636 /S.T,

Dt. 9/6 /2023.



REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Noor Muhammad Khattak Adv.
High Court Peshawar.

R/S in,

The departmental appeal is already annexed with it at Page-17. So far as the rejecting appellate order is concerned, the same has been issued/written in the face of Departmental Appeal which is available at Annexure F, Page-17.

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


Noor Muhammad Khattak
ASC

1731

12/6/23

No 1860 / ST

4-07-2023

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

APPEAL NO. 1697 / 2023

HIKMAT KHAN

V/S

EDUCATION DEPTT:

INDEX

S. NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of appeal	1-43
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	11-13
5.	Copies of the letters	D	14-15
6.	Copy of the office order dated 19.05.2023	E	16
7.	Copy of the departmental appeal	F	17
8.	Vakalatnama	18

APPELLANT

Through:

NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

-1-

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO. 1697 /2023

Mr. Hikmat Khan, CT (BPS-15),
GHS Swaro Kot, 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/PSMT/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.

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


APPELLANT


HIKMAT KHAN

Through:


NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT


KAMRAN KHAN


UMAR FAROOQ


MUHAMMAD AYUB


WALEED ADNAN


MAHMOOD JAN
Advocates, Peshawar

AFFIDAVIT

I, Hikmat Khan, CT (BPS-15), GHS Swaro Kot,, 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

HIKMAT KHAN

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: 0925-696617 FAX 0925-690017

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. Hamood Ullihan Jan, Additional Director NMD | (KPE&SD Representative) |
| 3. Mr. Saif Ullah, Principal B-19 GHS Mandali District Orakzai | Member |
| 4. Mr. Muhammad Iqbal JHM GHS Mishli Bazar | Member |
| 5. Kausar Ali, ADEO District Orakzai | Member |
| 6. Mr. Abdul Abdul Malik, ADEO District Orakzai | Member |
| 7. Mst. Nahila Naz, ADEO District Orakzai | Member |
| 8. Mr. Shakeel Ahmed, SST GHS Swaro Kol | 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.D. #	Name of teacher	BP. S	Date of Birth	Regular Service	Place of Posting	Remarks
1	36 Zameer Ali	15	05/02/1970	01/03/1993	GPS Noor Ali Garhi	
2	56 Anul Hassan	15	01/08/1970	23/05/1995	GPS Garhi Mani Khel	
3	126 Haseemullah	15	13/02/1973	31/02/2001	GPS Khawar Khel	
4	139 Ali Miran	15	05/03/1979	01/02/2003	GPS Sarka Akhul	
5	160 Yasir Ullah Khanwar Shah	15	13/01/1980	01/09/2003	GPS Sarla Afishti	
6	161	15	12/03/1982	01/10/2003	GPS Sarki Khel	
7	166 Abdul Shakoor	15	01/03/1972	23/10/2003	GPS Sama Mamozai	
8	169 Samar Gul Khattar	15	01/01/1979	29/07/2004	GPS Sangra	
9	170 Rehman Muhammad Khan	15	05/07/1979	03/05/2004	GPS Tavapi Ali Khel	
10	178	15	22/02/1976	01/09/2005	GPS Rambic Sulai	
11	218 Mir Asghar	15	13/10/1984	05/09/2005	GPS Khangaar Baar	
12	219 Waheed Ullah	15	02/02/1979	23/10/2005	GPS Biland Khel No. 2	
13	227 Iqbal Hussain	12	05/05/1985	24/11/2007	GPS Ster Sam	
14	228 Karam Khan Muhammad	12	01/08/1986	24/11/2009	GPS Mir Kalam Khel	
15	229 Yasir Muhammad Khan	12	09/03/1987	24/11/2009	GPS Molang Garhi	
16	230 Saqib	12	21/12/1982	24/11/2009	GPS Bada Sheikhhan	
17	232 P. Khan	12	05/10/1985	24/11/2009	GPS Gul Cheri	
18	281 Gul Khan	12	13/01/1982	03/12/2009	GPS Bilazawi	
19	284 B. I. Shah	12	01/02/1980	24/11/2009	GPS Bazad Khel	
20	285 Rehman	12	20/05/1981	24/11/2009	GPS Jaha Kada	
21	287 Gul Rahim	12	05/01/1979	24/11/2009	GPS Karapa Samana	
22	288 Ashfaq Ali	12	18/03/1985	24/11/2009	GPS Khar Khushia	
23	289 Muskan Khan S. Khattar	12	10/02/1984	02/12/2009	GPS Toar Kani	
24	290 Hussain	12	03/05/1983	24/11/2009	GPS Shamer	
25	291 Raees Ashar Hussain	12	15/02/1982	24/11/2009	GPS Zakham	
26	292 Asghar Muhammad	12	10/02/1981	24/11/2009	GPS Palansi	
27	293 Khan	12	10/05/1986	24/11/2009	GPS Injwar	
28	298 Sherin Hussain	12	09/07/1987	24/11/2009	GPS And Khel Hala	
29	300 Anjad Khan Saqib Ullah	12	18/02/1985	23/11/2009	GPS Berapi Ali Khel	
30	302 Islam	12	20/04/1986	24/11/2009	GPS Panjam Ali Khel	

- 3 - 7 -

303	Rehman	12	03/10/1982	24/11/2009	GPS Khadizai No.1
304	Hakmat Khan	12	02/10/1981	24/11/2009	GPS Sawara Kol
306	Khan	12	25/10/1982	24/11/2009	GPS Chopper Mishi
307	Ghano	12	26/02/1983	24/11/2009	GPS Kot Ah Khel
308	Fahida 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. Wahid Ullah
SST GHS Sagara Mishi
Member

2. Shakeel Ahmed
SST GHS Swara Kol
Member

3. Mr. Abdul Malik
ADEO Orakzai
Member

4. Kausar Ali
ADEO Orakzai
Member

5. Mrs. Nabila Naz
ADEO Orakzai
Member

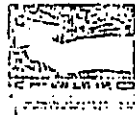
6. Muhammad Iqbal (HM)
GHS Mendi Bazar
Member

7. Mr. Rais Khan
ADEO Orakzai
Member

8. Saif Ullah Principal
GHS Mandali
Member

Mr. Feroz Ullah Jan
Additional Director NMD
KP, E&SD Representative

Mr. Feroz Ullah Mensud
District Education Officer Orakzai
(Chairman)



District Education Office
District Orakzai

No. 6660
Dated 12/12/2020

Phone: 0925-616317 FAX: 0925-616017

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.

No.	Name of Teacher	BPS	Date of Birth	Regular Service	Current School	Name of the School where Posted
1	Arif Ali	15	05/02/1970	01/03/1993	GPS Noor Ali Garhi	GMS Mirzai
2	Arif Hassan	15	01/08/1970	23/05/1995	GPS Garhi Mani Khel	GMS Kalaya
3	Asghar Khan	15	13/02/1972	31/03/2001	GPS Khawas Khel	GMS Alwarho Mera
4	Aslam Khan	15	05/03/1979	01/09/2003	GPS Sarla Aothe	GMS Toali Bagh, Central
5	Asim Ullah	15	02/01/1980	01/09/2003	GPS Sarla Mishli	GMS Mishli Bazar
6	Munawar Shah	15	10/03/1982	01/10/2003	GPS Sarki Khel	GMS Inzer Palli
7	Abdul Shakoor	15	01/03/1972	23/10/2003	GPS Sama Mamozai	GMS Dron Shaikhon
8	Samir Gul	15	01/01/1979	29/07/2004	GPS Sangra	GMS Mishli Bazar
9	Muhammad Rehman	15	05/06/1979	03/08/2004	GPS Tarapi A4 Khel	GMS Sarki Khel
10	Muhammad Umer	15	22/04/1976	03/09/2005	GPS Rambic Saldi	GMS Gulistan
11	Ajib Asghar	15	16/10/1984	05/09/2005	GPS Khangar Bazar	GMS Sarki Khel
12	Muhammad Ullah	15	02/02/1979	23/10/2005	GPS Biland Khel No.2	GMS Biland Khel
13	Imbal Hussain	12	05/05/1985	24/11/2009	GPS Star Sami	GMS Star Sami
14	Khaisla Jan	12	01/03/1986	24/11/2009	GPS Mir Kalam Khel	GMS Casim Khel, Orakzai
15	Muhammad Yaqoob	12	09/03/1987	24/11/2009	GPS Malang garhi	GMS Yalho Kandaw
16	Muhammad Hanif	12	21/12/1982	24/11/2009	GPS Bado Shalkhan	GMS Mishli Bazar
17	Museeb Rehman	12	05/10/1985	24/11/2009	GPS Gul Chen	GMS Babera Laki
18	Gul Karim	12	15/01/1982	03/12/2009	GPS Bilazawi	GMS Sali Feroz Khel
19	Dalishah	12	01/01/1980	24/11/2009	GPS Bazed Khel	GMS Mir Mela Shaikhon

[Signature]
District Education Officer
Orakzai District at Hangu

Regular

Postal

20	285	Asad Ur Rehman	12	20/05/1984	24/11/2009	GPS Jaba Kado	GHS Avi Meic
21	287	Gul Rahim	12	05/04/1979	24/11/2009	GPS Karapa Samana	GHS Gulistan
22	288	Ashfaq Ali	12	18/03/1985	24/11/2009	GPS Khor Khushia	GMS Khalil Sepoy (Khura)
23	289	Maskeen Khan	12	10/04/1984	02/12/2009	GPS Toor Kori	GMS Damber Lashli
24	290	S.Khadim Hussain	12	03/05/1985	24/11/2009	GPS Shamer	GHS And Khel
25	291	Raees Akbar	12	16/02/1982	24/11/2009	GPS Zakhlan	GHS Dron Sheikhan
26	292	Hussain Angher	12	10/02/1981	24/11/2009	GPS Palaasi	GMS Khalil Sepoy
27	293	Minawar Khan	12	10/05/1986	24/11/2009	GPS Injawa	GMS Saifal Dara
28	294	Hassan	12	09/10/1987	24/11/2009	GPS And Khur Bala	GMS Zera
29	300	Arif Khan	12	18/02/1985	25/11/2009	GPS Ilurapi Ali Khel	GMS Tanku Khel
30	302	Sajid Ullah	12	20/04/1986	24/11/2009	GPS Panjam Ali Khel	GMS Alwarha Meic
31	303	Arif R. Rehman	12	03/10/1987	24/11/2009	GPS Khadiza No.1	GHS Swara Kol
32	304	Fazal Khan	12	02/10/1983	24/11/2009	GPS Sowara Kol	GHS Swara Kol
33	305	Muhammad	12	25/10/1982	24/11/2009	GPS Chopper Mishli	GMS Babara Laki
34	307	Ghan	12	26/02/1985	24/11/2009	GPS Kol Ali Khel	GMS Damber Lashli
35	308	Faizda Khan	12	13/04/1984	25/11/2009	GPS Yusuf Khel	GHS Bagh Nak
36	312	Irabi Khan	12	12/05/1986	24/11/2009	GPS Khadiza 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 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

~~WICB~~
DISTRICT EDUCATION OFFICER
DISTRICT ORAKZAI

CC 11 - 11

Alama Iqbal Open University Islamabad



Serial No. 276217

Certified that Mr. / Ms. **HIKMAT KHAN**
Son / Daughter of **OLAS KHAN**

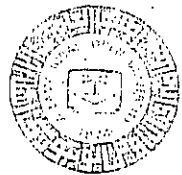
Registration No: **13AOI00294** Roll No: **AW609353**

having successfully completed the prescribed requirements
in semester **SPRING 2014** is awarded the degree of

Bachelor of Education (B.Ed)

He / She has secured **67** % marks and has been placed in **B** grade.

CONTROLLER OF EXAMINATIONS
[Signature]



VICE-CHANCELLOR

Result declared on: **January 16, 2015**

Date of Issue: **November 29, 2017**

NOTE: THIS DEGREE IS TO BE READ IN CONJUNCTION WITH THE TRANSCRIPT/PROVISIONAL CERTIFICATE ISSUED SEPARATELY

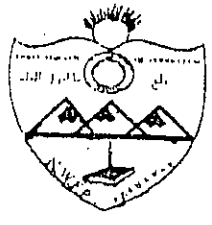
17-10

17

- 12 -

S.No. 2

DIRECTORATE OF CURRICULUM & TEACHERS EDUCATION, NWFP, ABBOTTABAD



DETAIL MARKS CERTIFICATE
DIPLOMA IN EDUCATION (2ND TERM)

NAME: - HIKMAT KHAN

SESSION: - 2006-07

FATHER'S NAME: - OLAS KHAN

ROLL NO: - 148

Subjects: -	Maximum Marks	Marks Obtained		
		Internal	External	Total
1. Curriculum and Instructions	100	29	32	61
2. School Organization & Management	100	30	33	63
3. Testing, Evaluation & Basic Research	100	32	33	65
4. Teaching of Computer Science	100	31	45	76
5. Teaching of English	100	33	38	71
6. Teaching of Calligraphy/Art & Craft/Industrial & Agriculture/Home Economics/Phyl Education	100	31	42	73
7. Teaching Practice	150	53	45	98
Total 2 nd Term Marks: -	750			507
Total 1 st Term Marks: -	750			541
C. Total Marks: -	1500			1048

Note: Errors/Omission excepted.

Failed/Passed: - Passed Division: - 1st

Prepared By: _____
Checked By: _____
Date of Declaration of Result: _____

Theory Exams: Internal - 40% External - 60%
Teaching Practice: Internal - 60% External - 40%

Assistant Director
(Examinations)
N.W.F.P. Peshawar

Education Officer
District Orakzai

Assistant District Education Officer
District Orakzai

No. 22

- 13 -

Roll No. 148

GOVERNMENT ELEMENTARY TEACHERS TRAINING COLLEGE
 MIR ALI (NORTH WAZIRISTAN AGENCY)

PROVISIONAL CERTIFICATE

Adm: No. 25

Session 2006-08
1st & 2nd Term

Certified that Mr. Hikmat Khan S/o Qas Khan
 of Orakzai Agency was declared passed in the P.T.E. 1st Term Examination held
 by the Registrar Departmental Examinations N.W.F.P., Peshawar on August 2007
 Under Roll No. 148 Obtaining 1048 Marks out of 1500
 and was placed in the 1st Division.

The Examination was taken as a whole/in parts

His conduct during the session was good

[Signature]
 Assistant District Education Officer
 District Orakzai

Date of declaration of Result 15-12-07
 Date of issue 29/01/2008
 Prepared by [Signature]
 Checked by [Signature]

[Signature]
 PRINCIPAL
 G.D.C. No. 10
 Orakzai Agency

[Signature]
 PRINCIPAL,
 Government Elementary College,
 Mir Ali (N. Waziristan Agency)

[Signature]
 Assistant Education Officer
 District Orakzai



"D" -14-

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, Shahi 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 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.

Wahidullah

26/3/23

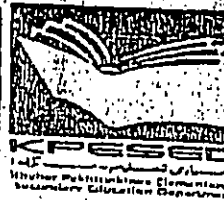
Assistant Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa



-15-

OFFICE OF THE DISTRICT EDUCATION OFFICER-(M)-ORAKZAI
DISTRICT HEADQUARTER ORAKZAI AT BABER ME A-HANGU
Phone # 0925-690017 Fax # 0925-690017
Email: deorakzal2020@gmail.com

No. 1344 Dated 28/05/23



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 24/09/2009 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 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 these 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)

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)



7E - 16 -

OFFICE OF THE DISTRICT EDUCATION OFFICER (M) ORAKZAI
DISTRICT HEADQUARTER ORAKZAI AT BABER MELA HAINGU
 Phone # 0925-690017 Fax # 0925-690017
 Email: deorakzai2020@gmail.com
 No. 411 Dated 19/05/2023



OFFICE ORDER:

In compliance of the Director's of Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar vide letter bearing No. 70811, dated 11-04-2023, the concerned 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 GTs in BPS: 15 in District Orakzai of the promotion order listed. Furthermore, the following teachers are hereby adjusted in the schools mentioned against their names with immediate effect.

Sl	NAME	CURRENT PLACE OF POSTING	PLACE OF ADJUSTMENT
1.	Moin Hussain	GMS Siva Sam	GPS Dera Ishtiaq
2.	Khalida Jan	GMS Sahi Feroz Khel	GPS Saira Koda
3.	Muhammad Yaqoob	GMS Yaqub Mandaw	GPS Gani Khel
4.	Muhammad Iqbal	GMS Nishat Bazar	GPS Gani Sraikhan
5.	Maseeb Rehman	GMS Robra Lash	GPS Gani Sraikhan
6.	Gul Khan	GMS Sahi Feroz Khel	GPS Ghazal Ali Khan
7.	Dilip Shah	GMS Bahal Khel	GPS Raza Khel
8.	Mab Ul Rehman	GMS Awi Alaba	GPS Daga Torkhela
9.	Gul Rahim	GMS Gokhail	GPS Kheta N. J. M. T.
10.	Ashiq Ali	GMS Khan Sepoy	GPS Bar Kol
11.	Maskeen Khan	GMS Damber Lash	GPS Dera Sraikhan
12.	Syed Khawar Hussain	GHSS Anikhel	GHSS Shanzar
13.	Rozes Akbar	GMS Wammaran	GPS Karamal Shal Khel
14.	Muhammad Asghar	GMS Khan Sepoy	GPS Khar Khushla
15.	Munawwar Khan	GMS Sahal Darrak	GPS A. Khel Khel
16.	Shirin Hussain	GMS Mirza Payan	GPS Salaman Kipli
17.	Amjad Khan	GMS Zanka Khel	GPS Teghrul
18.	Saqib Ul Islam	GMS Jama District Kohat	Will be notified on and when the info. district transfer is withdrawn by the Director of Elementary & Secondary Education, Khyber Pakhtunkhwa
19.	Amir ul Rehman	GMS Swara Kol	GPS Swara Kol
20.	Himal Khan	GMS Swara Kol	GPS Rha Kol No.1
21.	Munawwar Khan	GMS Chingger Jashil	GPS Zar Chingger
22.	Muhammad Ghani	GMS Saira Koda	Kol AT (the)
23.	Parvina Khan	GMS Bachmak	Ghular A. Khel
24.	Israfa Khan	GMS Dana Khela	GPS Dama Khel

- Note:**
- 1) 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/refusal, they will be treated under the Khyber Pakhtunkhwa Govt. Servants Efficiency & Discipline Rules, 2011.
 - 2) TADA is not allowed for joining of their duties.

DISTRICT EDUCATION OFFICER (MALE)
 DISTRICT ORAKZAI

Copy of Form No. 6, Date:

- Copy forwarded for information and necessary action in the:-
- 1) Director Elementary and secondary Education Khyber Pakhtunkhwa Peshawar with a request to withdraw info. District transfer order in/ta SV 18, already transferred to District Kohat Vda Directorate of E&SE KP No. 13658-B/F.1 to 51 Transfers Dated Peshawar the 27/12/2022.
 - 2) Additional Director (Estab), Directorate of E&SE, IAs, Peshawar.
 - 3) District Education Officer (M), District Kohat.
 - 4) District Monitoring Officer, EMA, District Orakzai.
 - 5) District Accounts Officer, District Orakzai.
 - 6) Deputy DEO (M), Orakzai.
 - 7) Assistant Director (Estab), Directorate of E&SE, KP, Peshawar vide his office letter dated 05/05/2023.
 - 8) Principals/Head Master/Incharge HM and Head Teachers concerned.
 - 9) EDOs concerned for further necessary action.
 - 10) Superintendent Pay Cell, D/O the DEO (M) Orakzai for further necessary action.
 - 11) Head Master (Males) of each school.
 - 12) PTA concerned.
 - 13) Office Copy.

DISTRICT EDUCATION OFFICER (MALE)
 DISTRICT ORAKZAI

171A-

Jamul اسرار افغان (14)

Sajid شاقب الاسلام (1)

Khanajee فائز افغان (15)

M. Mulla منور افغان (2)

H... شاکر افغان (16)

A... احمد افغان (3)

... منور افغان (17)

... منور افغان (4)

... منور افغان (18)

... اقبال افغان (5)

... منور افغان (19)

... اتفاق علی (6)

... منور افغان (20)

... منور افغان (7)

... منور افغان (21)

... منور افغان (8)

... منور افغان (22)

... منور افغان (9)

... منور افغان (23)

... منور افغان (10)

... منور افغان (11)

P. ... منور افغان (12)

P. ... منور افغان (13)

-17/B-

"F/1"



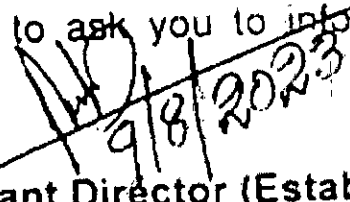
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA PESHAWAR
F.NO. 61/DISTRICT CADRE TRANSFERS
NO. 22904 DATED 09-08/2023

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.


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 /2023

Hikmat Khan

(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. / /202

CLIENT

ACCEPTED

**NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT**

Waleed Adnan
WALEED ADNAN

Kamran Khan
KAMRAN KHAN

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)