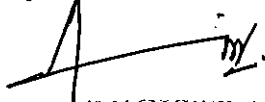


FORM OF ORDER SHEET

Court of _____

Appeal No. 1705/2023

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. Maskeen 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. Maskeen Khan CT GMS Damber Lasti 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. 1646 /S.T.

Dt. 9/6 /2023.

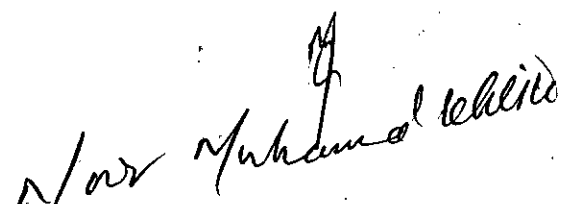

REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Noor Muhammad Khattak Adv.
High Court Peshawar.

R/srv

The Departmental appeal of the appellant is already annexed with the appeal i.e at page no 18. so far as the rejection / Appellate Order is concerned the same has not been issued to the appellant as a separate order rather the same has been issued/ written on the face of D/A which is available at annexure F page 18.

In light of the above the instant appeal may kindly be placed before the Hon'ble 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. 1705 /2023

MASKEEN KHAN

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	5-16
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. 1705 /2023

Mr. Maskeen Khan, CT (BPS-15),
GMS Damber Lasti, 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 08-08-2023 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 08-08-2023 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 02.12.2009, 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 08.08.2023 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 08.08.2023 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.

-3-

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


MASKEEN KHAN

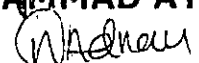
Through:


NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT


KAMRAN KHAN


UMAR FAROOQ


MUHAMMAD AYUB


WALEED ADNAN


MAHMOOD JAN

Advocates, Peshawar

AFFIDAVIT

I, Maskeen Khan, CT (BPS-15), GMS Damber Lasti, 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

MINAWAR 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:

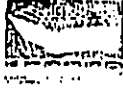
1. That, the titled appeal is submitted before this Honorable tribunal along with this application in which no date has been fixed yet.
2. That the applicant had filed the titled appeal against order dated 19.05.2023 whereby his promotion from PST to CT notification has been withdrawn.
3. That, all the 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. 514
Date 14/10/2020

Phone (025-690017) FAX (025-690017)

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. Hamood Ullhan Jan, Additional Director NMD | (KPE&SEO 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. Shakoor 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	36 Zaman Ali	15	05/02/1970	01/03/1993	GPS Noor Ali Garhi	
2	66 Anwar Hussain	15	01/08/1970	23/05/1995	GPS Garhi Mani Khel	
3	126 Hussainullah	15	13/03/1972	31/03/2001	GPS Khawas Khel GPS	
4	130 Ali Majid	15	05/03/1979	01/09/2003	Sarka Ankhel	
5	150 Yasir Ullah Munawar	15	02/01/1980	01/09/2005	GPS Sarla Misiti	
6	161 Shah	15	10/05/1982	01/10/2003	GPS Sarki Khel	
7	166 Abdul Shakoor	15	01/03/1972	23/10/2003	GPS Sama Mamazai	
8	169 Samar Gul Kh. Sh. M.	15	01/01/1979	29/09/2004	GPS Sangra	
9	170 Rehman Mahmood	15	05/06/1979	22/08/2004	GPS Turapi Ali Khel	
10	178 Umar	15	22/04/1976	01/09/2005	GPS Rambie Salet	
11	218 Mr. Asghar	15	16/10/1984	05/09/2005	GPS Khanar Boor	
12	219 Wahid Ullah	15	02/02/1979	23/10/2005	GPS Biland Khel No 2	
13	277 Iqbal Hussain	12	05/05/1985	24/11/2009	GPS Srer Sam	
14	278 Khayista Jan Mahmood	12	01/03/1986	24/11/2009	GPS Mir Kalan Khel	
15	279 Yasir Mahmood	12	09/05/1987	24/11/2009	GPS Malang Garhi	
16	280 Hamid Nawab	12	21/12/1983	24/11/2009	GPS Bada Shaikhan	
17	282 Rehman	12	05/10/1985	24/11/2009	GPS Gul Cheri	
18	283 Gul Karim	12	15/01/1982	03/12/2009	GPS Bilazvi	
19	284 Dalil Shah Ali Ur	12	04/04/1980	24/11/2009	GPS Bazed Khel	
20	285 Rehman	12	20/05/1984	24/11/2009	GPS Jaba Kada	
21	287 Gul Rahim	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 Muskeen Khan S. Khattun	12	10/04/1984	02/12/2009	GPS Toar Kant	
24	290 Hussain	12	05/05/1985	24/11/2009	GPS Shamer	
25	291 Raees Akbar Hussain	12	15/02/1982	24/11/2009	GPS Zakhin	
26	293 Asghar Munawar	12	10/02/1981	24/11/2009	GPS Palaosi	
27	295 Khan	12	10/05/1986	24/11/2009	GPS Injavar	
28	298 Sheran Hussain	12	09/10/1987	24/11/2009	GPS And Khel Bala	
29	300 Amjad Kam Saidi	12	15/02/1985	25/11/2009	GPS Herapi Ali Khel	
30	302 Iqbal	12	20/01/1986	24/11/2009	GPS Panjam Ali Khel	

7-
6-

303	Anwar ul Rehman	12	03/10/1982	24/11/2009	GPS Khadizai No.1
304	Hikmat Khan Khanwar	12	03/10/1983	24/11/2009	GPS Sawara Kol GPS Chapper Mishli
306	Khan Muhammad	12	25/10/1982	24/11/2009	
307	Ghani	12	26/02/1983	24/11/2009	GPS Kot Ali Khel
308	Fauzla Khan	12	13/04/1984	25/11/2009	GPS Yusuf Khel
312	Ibrahim 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
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. Fariq Ullah Jan
Additional Director NMD
KP E&SED Representative

2. Shakae Ahmad
SST GMS Swara Kol
Member

4. Kausar Ali
ADEO Orakzai
Member

6. Muhammad Iqbal (HM)
GHS Mishli Bazar
Member

8. Saif Ullah Principal
GHS Mandat
Member

Mr. Fariq Ullah Mansud
District Education Officer Orakza
(Chairman)



District Education Office
District Orakzai

4 Bc
No. 6660
Date 12/12/2020

Phone: 0925-690317 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#	S.L#	Name of teacher	BPS	Date of Birth	Regular Service	Current School	Name of the School where Posted
1	36	Zagan Ali	15	05/02/1970	01/03/1993	GPS Noor Ali Garhi	GMS Mirzai
2	65	Amal Hassan	15	01/08/1973	23/05/1995	GPS Garhi Mani Khel	GMS Kalaya
3	126	Hassanullah	15	13/02/1972	31/03/2001	GPS Khawa: Khel	GMS Alwarha Khel
4	152	Atiqajon	15	05/03/1979	01/09/2003	GPS Sarka Aokhe	GMS Tooli Bagh, Chakral
5	160	Nasir Ullah	15	02/01/1980	01/09/2003	GPS Sarla Mishli	GMS Mishli Bazar
6	161	Munawar Shah	15	10/03/1992	01/10/2003	GPS Sarki Khel	GMS Inzer Palli
7	166	Abdul Shakoor	15	01/03/1972	23/10/2003	GPS Sama Mamozai	GMS Oran Shaikhan
8	169	Samar Gul	15	01/01/1979	29/07/2004	GPS Sangra Khel	GMS Mishli Bazar
9	170	Khali ur Rehman	15	05/06/1979	03/08/2004	GPS Tarap Khel	GMS Sarki Khel
10	178	Muhammad Umer	15	22/04/1976	03/09/2005	GPS Rambic Salai	GMS Gulistan
11	218	Mir Asghar Waheed	15	16/10/1984	05/09/2005	GPS Khangar Bazar	GMS Sarki Khel
12	219	Uliah	15	02/02/1979	23/10/2005	GPS Biland Khel No.2	GMS Biland Khel
13	227	Iqbal Hussain	12	05/05/1985	24/11/2009	GPS Star Sam	GMS Star Sam
14	278	Khaisla Jan	12	01/03/1986	24/11/2009	GPS Mir Kalam Khel	GMS Casim Khel, Orakzai
15	279	Muhammad Yaqoob	12	09/03/1987	24/11/2009	GPS Malang garhi	GMS Yakho Kandow
16	280	Muhammad Hanif	12	21/12/1982	24/11/2009	GPS Bado Shaikhan	GMS Mishli Bazar
17	282	Maseeb Rehman	12	05/10/1985	24/11/2009	GPS Gul Chari	GMS Babero Bazar
18	283	Gul Karim	12	15/01/1982	03/12/2009	GPS Bilozawi Khel	GMS Sairi Feroz Khel
19	284	Dalir Shah	12	04/04/1980	24/11/2009	GPS Bazed Khel	GMS Mir Mela Shaikhan

(Signature)
District Education Officer
Orakzai District at Hangu

Rozdar 9- posted 10

20	285	Mali Ur Rehman	12	20/05/1984	24/11/2009	GPS Jaba Koda	GHS Avi Mela
21	287	Gul Rohim	12	05/04/1979	24/11/2009	GPS Karapa Samana	GHS Gullstan
22	288	Ashfaq Ali Maskeen Khan	12	18/03/1985	24/11/2009	GPS Khar Khushla	GMS Khalil Sepoy (Khuro)
23	289	S. Khadim Hussain	12	10/04/1984	02/12/2009	GPS Toor Koni	GMS Damoer Lasli
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	293	Hussain Asghar	12	10/02/1981	24/11/2009	GPS Palooal	GMS Khalil Sepoy
27	295	Minawar Khan	12	10/05/1986	24/11/2009	GPS Injwar	GHS Saifal Dara
28	298	Shahir Hassan	12	09/10/1987	24/11/2009	GPS And Khel Bala	GMS Zora
29	300	Arifad Khan	12	10/02/1985	25/11/2009	GPS Harpal Ali Khel	GMS Zanku Khel
30	302	Saqib Ul Bhatti	12	20/04/1986	24/11/2009	GPS Panjra Ali Khel	GMS Alwaha Mela
31	303	Arif ur Rehman	12	03/10/1982	24/11/2009	GPS Khadizal No 1	GHS Swara Kol
32	304	Fazal Khan	12	02/10/1983	24/11/2009	GPS Swara Ka	GHS Swara Kol
33	306	Minawar Khan	12	25/10/1982	24/11/2009	GPS Chapper Mishli	GMS Babera Laki
34	307	Muhammad Ghani	12	26/02/1985	24/11/2009	GPS Kol Ali Khel	GMS Damoer Lasli
35	308	Pairda Khan	12	13/04/1984	25/11/2009	GPS Yusaf Khel	GHS Bagh Nak
36	310	Farah Khan	12	12/05/1986	24/11/2009	GPS Khadizal No. 2	GMS Dana Khula

Terms & Conditions:

1. They should be on probation for a period of one year extendable for further period upto 2 years.
2. They will be governed by such rules & regulations as and when issued from time to time by the govt.
3. The 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. All correspondence should be submitted to all concerned.
5. Seniority of the senior / on the post will remain intact.
6. He will not be allowed for joining his duty.
7. All the entries should be recorded in their service book to the effect that when any payment is made to him in light this order will be recovered and if he is promoted he will be reversed.

**DISTRICT EDUCATION OFFICER
DISTRICT ORAKZAI**

Execd No h/ab/16 dated 12/12/2020

Copy forwarded for information and necessary action to the:

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

- 10- H
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

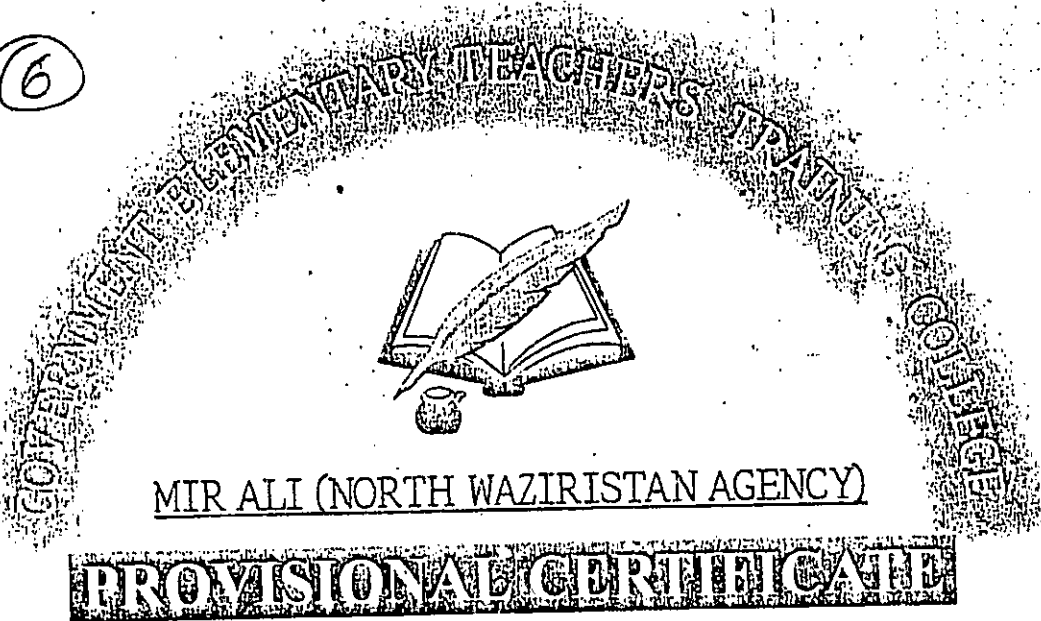
S. No

328

Roll No

154

6



Adm. No 38

Session: 2007-08

Certified that Mr. Muhammad Khan s/o Sal Mawjan
 of Div. 2/2/2008 Agency was declared passed in the DIE GP/PTC/EM Examination held
 by the Registrar Departmental Examinations N.W.F.P., Peshawar on Aug. 2008
 Under Roll No 154 Obtaining 1041 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

Date of declaration of Result 31.12.2008
 Date of issue 4.2.2009
 Prepared by SKP
 Checked by [Signature]

[Signature]
 Asstt. District Education Officer District Orakzai

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



-12-

S NO 1685

KOHAT UNIVERSITY OF SCIENCE & TECHNOLOGY
KOHAT (PAKISTAN)

PROVISIONAL CERTIFICATE

Session: 20 08 (Annual/Supply)

Certified that Mr / Miss / Mrs Meiskeen Khan

Son / Daughter of Gul Maz Jan

and a student / candidate of Orakzai Agency

has passed the BA examination by securing 256


marks out of 550 and has been placed in Second division/grade.

The examination was taken as a whole / in parts

Registration No. R:005-GDCG0-14 Roll No. 1642

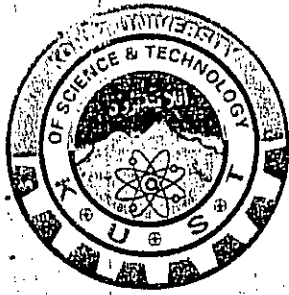
Result Declaration Date October 20, 2008

Controller of Examinations
Kohat University of Science and Technology
Kohat, Pakistan


Asst. District Education
Officer District Orakzai

-13-

Serial No. 135662



Kohat University of Science & Technology, Kohat (Pakistan)

DETAILED MARKS CERTIFICATE

Bachelor of Arts (B.A) Part II Annual
Examination, 2008

Name: Meiskeen Khan
Father's Name: Gul Mar Jan

Roll No. 1692
Registration No. 2005-GDCGO-14

Certified that the candidate secured the following marks and is placed in 2nd Division

SUBJECTS	Maximum Marks	MARKS OBTAINED	
		In Figure	In Words
English Compulsory	75	25	Twenty Five
Urdu	75	44	Forty Four
Islamic Studies	75	44	Forty Four
Pak Studies	40	13	Thirteen
Part-I Marks	285	130	One Hundred Thirty
Total	550	256	Two Hundred Fifty Six


The examination was taken in Parts


50% Marks in each Subject (Written & Practical Separately) &
30% Marks in Aggregate.

Result Declared on 28-Oct-08

Tenir

Errors and omissions are subject to subsequent rectification.


CONTROLLER OF EXAMINATIONS
Kohat University of Science and Techn
Kohat, Pakistan.


Subject In-charge
Subject In-charge



-14- "D"

DIRECTORATE OF ELEMENTARY &
SECONDARY EDUCATION KHYBER
PAKHTUNKHWA PESHAWAR
F.NO.61/GENERAL TRANSFER
NO. 18811 DATE 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. 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.

Assistant Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa

Wahidullah
76/3/23



-15-

OFFICE OF THE DISTRICT EDUCATION OFFICER ORAKZAI
DISTRICT HEADQUARTER ORAKZAI AT BABER M. LA-HANGU
Phone # 0925-690017 Fax # 0925-590017
Email: deorakzai2020@gmail.com



No. 1344 Dated 09/05/23

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. 15 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 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 20'2 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



7Eth 16-

OFFICE OF THE DISTRICT EDUCATION OFFICER: (M) ORAKZAI
DISTRICT HEADQUARTER ORAKZAI AT BABER MEL, ORAKZAI
 Phone # 0925-690017 Fax # 0925-690017
 Email: deorakzai2020@gmail.com
 No. 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 11-04-2022, the competent authority D-3 (M) Orakzai is pleased to withdraw the promotion orders bearing Endst. 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 province in order to be. 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 Silar Sam	GPS Bala Mola
2.	Khalista Jan	GMS Safir Feroz Khel	GPS Silar Kada
3.	Muhammad Yaqoob	GMS Yakho Kandaw	GPS Bardi Khel
4.	Muhammad Hanif	GMS Kishu Bazar	GPS Baga Shokhan
5.	Masood Rehman	GMS Babra Lanki	GPS Gul Chdri
6.	Gul Karim	GMS Safir Feroz Khel	GPS Ghul K Ali Khel
7.	Darif Shah	GMS Bardi Khel	GPS Farqin Khel
8.	Mati Ur Rehman	GMS Awi Mola	GPS Daga Tokhlok
9.	Gul Rahim	GMS Gulistan	GPS Khos Kada Nosi
10.	Ashfaq Ali	GMS Khairi Depoy	GPS Bai K
11.	Masood Khan	GMS Damber Lasu	GPS Daga Shokhan
12.	Syed Khadim Hussain	GMS Antheel	GMPS Shimer
13.	Rames Akbar	GMS Wammarwa	GPS Kagan Shet Khel
14.	Hussain Asghar	GMS Khairi Depoy	GPS Khaz Khushla
15.	Munawar Khan	GMS Sairal Darrah	GPS Aikho JOM
16.	Shiraz Hassan	GMS Mirako Payan	GPS Suleman Khel
17.	Amlad Khan	GMS Zanka Khel	GPS Taghral
18.	Saqib Ali Islam	GMS Jirna District Kohat	Will be assigned as and when the info. district transfer is withdrawn by the Directorate of Elementary & Secondary Education, Khyber Pakhtunkhwa
19.	Amir ur Rehman	GMS Swaro Kol	GPS Swaro Kol
20.	Hikmat Khan	GMS Swaro Kol	GPS Khairi No.1
21.	Munawar Khan	GMS Chapperi Mishi	GPS Zor Chapperi
22.	Muhammad Ghani	GMS Silar Kada	Kol Ali Khel
23.	Panda Khan	GMS Baghank	Ghul K Ali Khel
24.	Israfil Khan	GMS Dana Khuta	GPS Ferozi 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. Servants (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 info. District transfer order in No S# 18, already transferred to District Kohat vide Directorate of E&SE KP No. 13822-BTF, No. 51, Transfers Dated Peshawar the 27/12/2022.
- 2) Additional Director (Estab), Directorate of E&SE, IAA, Peshawar.
- 3) District Education Officer (M), District Kohat.
- 4) District Monitoring Officer, EIA, District Orakzai.
- 5) District Accounts Officer, District Orakzai.
- 6) Deputy DED (M), Orakzai.
- 7) Assistant Director (Estab), Directorate of E&SE, KP, Peshawar vide his office letter quoted above.
- 8) Principal/Head Master/Incharge HM and HM/ Teachers concerned.
- 9) BEOs concerned for further necessary action.
- 10) Superintendent/ Pay Clerk/ D/O the DED (M) Orakzai for further necessary actions.
- 11) District Monitoring Officer (M) District Orakzai for further necessary actions.
- 12) District Accounts Officer (M) District Orakzai for further necessary actions.
- 13) Office Copy.

DISTRICT EDUCATION OFFICER (MALE)
 DISTRICT ORAKZAI

خدمت جناب ڈسٹرکٹ ایجوکیشن آفیسر ضلع اورکنڈی

۹۴-۱۶-۱۷ جناب عالی

اپنی خدمت میں
۱۱/۱۱/۲۰۲۳

جناب - انتظامی اپیل برائے ڈیگریڈیشن آرڈر

گزارش محصور التور ہے۔ کہ ہمارا آرڈر بطور PST (23/11/2023) کو

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

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

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

زیادہ حالی تھے۔ PSHT (15 سکین) نہ ہوئے۔ ہر ان اساتذہ کو CT پر پروموشن

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

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

PST (2 سکین) پر ڈیگریڈ کیا گیا۔

لہذا اب اساتذہ کی شان اور اس میں گزارش کی جاتی ہے۔ کہ اس ڈیگریڈ آرڈر

پر نظر ثانی کر کے سائٹیں کو الصاف رہ کر مشکور فرمائیں۔

میں نوازش ہوگی۔ مورخہ 20/05/2023

copy to

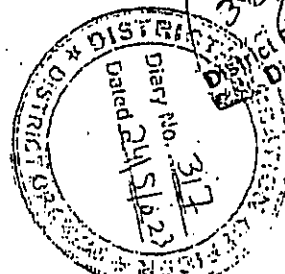
1۔ ڈی سی اورکنڈی

2۔ ڈی ای او اورکنڈی

3۔ ڈائریکٹر آف ایجوکیشن اینڈ

سکلڈی ایجوکیشن

4۔ سیکرٹری ایجوکیشن کے پی کے



DPC-2020

PST to CT

All teachers

1) تاجت الاسلام Sajid -17/A- (14) اسرار افغان Jemal

2) منور افغان M. Mulk (15) فائز افغان Khanzaib

3) احمد افغان Aamir (16) سید احمد Han

4) سید اکرم Akram (17) منور افغان M. Mulk

5) اقبال سین A. Iqbal (18) سید خاتم سین H. Khanam

6) افاق علی A. Ali (19) رحمتی Rahmaty

7) محمد یعقوب M. Yaqub (20) نسیب افغان Nasib

8) دلشاه Dulshah (21) محمد عارف M. Arafat

9) سکین ظفر Sakin (22) گل نوری Gul Nuri

10) شریف حسین Shirif Hussain (23) مطیع الرحمن M. Muhiy

11) محمد امجد M. Mujaad (24) گل رخ Gul Rakh

12) امیر افغان A. Amir (25) گل رخ Gul Rakh

13) لائزہ خان P. Liza

-17/B-

"F/1"



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

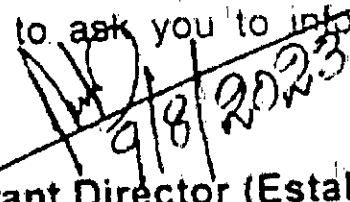
To

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.


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

Maskeen 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. / / 2023

CLIENT

ACCEPTED

NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

Waleed
WALEED ADNAN

Kamran
KAMRAN KHAN

Umar
UMAR FAROOQ MOHMAND

Muhammad
MUHAMMAD AYUB

&

Mahmood
MAHMOOD JAN
ADVOCATES