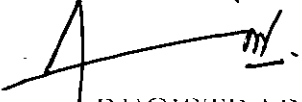


FORM OF ORDER SHEET

Court of _____

Appeal No. 1689/2023

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

The appeal of Mr. Gul Rahim, CT, GPS, Karapa Samana District Orakzai received today i.e. on 15.06.2023 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.
- 2- Copy of proper rejection order of departmental appeal is not attached with the appeal.
- 3- Annexures-A, B & E of the appeal are illegible.

No. 1793 /S.T.

Dt. 16/6 /2023.

A. M.

REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Noor Muhammad Khattak Adv.
High Court Peshawar.

Note:

Sir,

The departmental appeal of the appellant is already annexed with the appeal i.e. at page No 16. 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 departmental appeal which is available at annexure-F, Page 16.

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

No 1860 / ST

04-07-2023

MJ
Noor Muhammad Khattak
ASC

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 1689 /2023

GUL RAHIM

V/S

EDUCATION DEPTT:

INDEX

S. NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of appeal	1-43
2.	Application for suspension	54
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:

M

NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

-1-

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO. 1689 /2023

Mr. Gul Rahim, CT (BPS-15),
GPS Karapa, Samana, 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

APPELLANT


GUL RAHIM

Through:


NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT


KAMRAN KHAN

UMAR FAROOQ


MUHAMMAD AYUB


WALEED ADNAN


MAHMOOD JAN

Advocates, Peshawar

AFFIDAVIT

I, Gul Rahim, CT (BPS-15), GPS Karapa, Samana, 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

GUL RARIM 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

"A" - B - 5

District Education Office
District Orakzai

351

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 Mr. PST/SPST/PSHT to CT B-15 in the District Education Office Orakzai. The following attended the meeting:

- | | |
|--|--------------------------|
| 1. Mr. Farid Ullah Mansud, District Education Officer | Chairman |
| 2. Mr. Hameed Ullah Jan, Additional Director NMD | (KPE&SFD Representative) |
| 3. Mr. Saif Ullah, Principal B-19 GHS Mandali District Orakzai | Member |
| 4. Mr. N. Inam, (qbr) HM GHS Mishil Bazar | Member |
| 5. Khuzair Ali, ADEO District Orakzai | Member |
| 6. Mr. Abdul Abdul Malik, ADEO District Orakzai | Member |
| 7. Mr. Nabila Naz, ADEO District Orakzai | Member |
| 8. Mr. Shauzeel Ahmed, SST GHS Swara Kot | Member |
| 9. Mr. Waheed Ullah, SCT GMS Bagara Mishil | 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 (M.E) FROM TO CT BPS-15 ON REGULAR BASIS

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

Total No. of CT (M) Vacant Post	60
50% share of PST/SPST/PSHT Posts	30
Share of promotion 100%	30
Net to be Promoted	30
Available for promotion	30
Recommended for promotion to CT	30

ATTESTED
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-7-6-

Sr. #	Name of Jockey	BP S	Date of Birth	Regular Service	Place of Posting	Remarks
1	36 Zeenat Ali	13	05/02/1970	01/03/1993	GPS Joor Ali Gar.	
2	86 Anul Hassan	13	01/08/1970	23/05/1995	GPS Sarki Mani Khal	
3	126 Haseenullah	13	13/02/1972	31/03/2001	GPS Jharwas Khel	
4	139 Ali Tajan	13	05/03/1979	01/09/2003	GPS Sarki Ankh I	
5	160 Yasin Ullah	13	02/01/1980	01/09/2003	GPS Sarki Mishul	
6	161 Muhammad Shah	13	10/03/1982	01/10/2003	GPS Sarki Khel	
7	166 Abdul Shakoor	13	01/03/1972	23/10/2003	GPS Sarki Mam Jal	
8	169 Samar Gul	13	01/01/1979	29/07/2004	GPS Sarki Jangya	
9	170 Khalid ur Rehman	13	05/06/1979	03/08/2004	GPS Sarki Karapi Ali Khel	
10	178 Muhammad Umar	13	22/04/1976	03/09/2005	GPS Sarki Rambic Salai	
11	218 Ali Asghar	13	16/10/1984	05/09/2005	GPS Sarki Jhangar Boor	
12	219 Waheed Ullah	13	02/02/1979	23/10/2005	GPS Sarki Mand Khel No.2	
13	277 Iqbal Hussain	12	05/05/1985	24/11/2009	GPS Sarki Ter San	
14	278 Khaysta Jon	12	01/03/1986	24/11/2009	GPS Sarki Iir Kalam Khel	
15	279 Muhammad Yaqoob	13	09/03/1987	24/11/2009	GPS Sarki Jolan's garhi	
16	280 Hamid Nawab	12	21/12/1982	24/11/2009	GPS Sarki Jada Sheikh Jan	
17	282 Rehman	12	05/10/1985	24/11/2009	GPS Sarki Tal Chert	
18	283 Gul Karim	12	15/01/1982	02/12/2009	GPS Sarki Hazaawi	
19	284 Dadi Shah	12	04/02/1980	24/11/2009	GPS Sarki Jasad Khel	
20	285 Rehman	12	20/03/1984	24/11/2009	GPS Sarki Jaha Kada	
21	287 Gul Bahar	12	05/01/1979	24/11/2009	GPS Sarki Sarapa Saman	
22	288 Ashfaq Ali	12	18/05/1985	24/11/2009	GPS Sarki Jiar Khushla	
23	289 Musabbir Khan	12	10/02/1984	02/12/2009	GPS Sarki Joor Kanti	
24	290 Hassan	12	03/05/1985	24/11/2009	GPS Sarki Jhamer	
25	291 Raza Akbar	12	16/02/1982	24/11/2009	GPS Sarki Jakhmi	
26	293 Asghar	12	01/02/1981	24/11/2009	GPS Sarki Jalon	
27	295 Khan	12	10/05/1986	24/11/2009	GPS Sarki Jharwar	
28	297 Sher Ali Hassan	12	09/04/1987	24/11/2009	GPS Sarki Jand Khel Balu	
29	300 Javed Khan	13	18/01/1985	25/11/2009	GPS Sarki Karapi Ali Khel	
30	302 Iqbal	12	20/04/1986	24/11/2009	GPS Sarki Jangam Ali Khel	

ATTESTED
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103	103	12	01/05/1983	34/11/2009	GPS Khatlani No.1
104	104	12	02/10/1984	24/11/2009	GPS Saveria Kot
105	105	12	23/10/1983	24/11/2009	GPS Chappara Mitha
106	106	12	26/12/1983	14/11/2009	GPS Khatlani No.2
107	107	12	13/01/1984	25/11/2009	GPS Yusuf Khan
108	108	12	12/03/1985	24/11/2009	GPS Khatlani No.3

2-7

No. of PST/SPST/PSHT (Male) to CT cleared for promotion = 38

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

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

1. Mehdi Ullah
SCT GHS Begora Mitha
Member

2. Shakir Ahmad
SST GHS Swara Kot
Member

3. Mr. Abdul Malik
AEDO Orakzai
Member

4. Kausar Ali
AEDO Orakzai
Member

5. Mrs. Nabila Naz
AEDO Orakzai
Member

6. Muhammad Iqbal (HM)
GHS Mitha Bazar
Member

7. Mr. Raza Khan
AEDO Orakzai
Member

8. Sarf Ullah Principal
GHS Mangal
Member

[Signature]
Sarf Ullah
Regional Director NW
KP BASED Representative

[Signature]
Mr. Sarf Ullah Masud
District Education Officer Orakzai
(Chairman)

430

6660 - 9 - 8

District Education Office
District Orakzai

Date: 17/03/2020

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/PSI 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.

Sr	S.L.R	Name of teacher	BPS	Date of Birth	Reg. of Service	Current School	Where to be posted (School/Where posted)
1	76	Musad Ali	15	25/02/1970	01/03/1993	GPS Naor Ali Garhi	GPS Mirzai
2	65	Amal Hassan	15	01/08/1970	23/03/1995	GPS Garhi Mari Khel	GPS Kalaya
3	126	Hassanullah	15	13/02/1972	31/03/2001	GPS Khawab Khel	GPS Akbarha Khel
4	157	Alli Malan	15	05/03/1979	01/09/2003	GPS Sarka Aajha	GPS Taalif Bagh Chakral
5	165	Yasin Ullah	15	03/01/1980	01/09/2003	GPS Sarka Mishil	GPS Mishil Bazar
6	161	Munawar Shah	15	19/03/1982	01/10/2003	GPS Sarka Khel	GPS Inzer Fali
7	166	Abdul Samad	15	01/03/1972	23/12/2003	GPS Samba Mandai	GPS Dron S. Khan
8	169	Samar Gul Khan	15	01/01/1979	29/07/2004	GPS Sahara	GPS Mishil Bazar
9	175	Behman	15	05/05/1979	03/08/2004	GPS Tarap A Khel	GPS Sarka Khel
10	178	Muhammad Imer	15	22/04/1975	03/09/2005	GPS Rambla Sela	GPS Gulistan
11	218	Muhammad Wahed	15	16/10/1981	05/09/2005	GPS Khanga Bazar	GPS Sarka Khel
12	219	Ullah	15	02/02/1979	23/10/2005	GPS Biland Khel No.2	GPS Biland Khel
13	257	Imdad Hussain	12	05/05/1985	24/11/2009	GPS Star Sam	GPS Star Sam
14	272	Khalid Jan Muhammad	12	01/03/1986	24/11/2009	GPS Mir Kalam Khel	GPS Cosim Khel Orakzai
15	274	Yaqoob	12	05/03/1987	24/11/2009	GPS Malang Garhi	GPS Yalho Kanday
16	255	Muhammad Harli	12	21/12/1982	24/11/2009	GPS Bada Shalkhan	GPS Mishil Bazar
17	252	Naseeb Rehman	12	05/10/1985	24/11/2009	GPS Gul Chak	GPS Babera Lail
18	253	Gul Karim	12	15/01/1982	03/12/2009	GPS Biland Khel	GPS Sahn Faraz Khel
19	254	Dul Khan	12	01/01/1980	24/11/2009	GPS Bada Khel	GPS Mir Meri S. Khan

District Education Officer
Orakzai District Hangu

20	285	Muhammad Rehman	12	20/05/1981	21/11/2009	G/S Khawaja Khalid	G/S Khawaja Khalid
21	287	Gul Rohani	12	20/05/1979	24/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
22	288	Ahmed Khan	12	18/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
23	289	Muhammad Khan	12	10/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
24	290	Sabbir Khan	12	01/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
25	291	Muhammad Khan	12	18/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
26	292	Muhammad Khan	12	10/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
27	293	Muhammad Khan	12	20/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
28	294	Muhammad Khan	12	20/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
29	295	Muhammad Khan	12	20/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
30	296	Muhammad Khan	12	11/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
31	297	Muhammad Khan	12	20/05/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
32	298	Muhammad Khan	12	05/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
33	299	Muhammad Khan	12	02/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
34	300	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
35	301	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
36	302	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
37	303	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
38	304	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
39	305	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
40	306	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
41	307	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
42	308	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
43	309	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun
44	310	Muhammad Khan	12	25/10/1982	21/11/2009	G/S Chappera Khatun	G/S Chappera Khatun

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 and orders issued from time to time by the Govt.
3. Their services can be terminated at any time if cases are proved to be of an unsatisfactory during probationary period or if they are found to be of an unsatisfactory during probationary period or if they are found to be of an unsatisfactory during probationary period.
4. Charge report should be submitted to the Govt. concerned.
5. There will be no seniority from the date of joining.
6. If they are found to be of an unsatisfactory during probationary period, they will be given a further period of one year for improvement.
7. If they are found to be of an unsatisfactory during probationary period, they will be given a further period of one year for improvement.
8. If they are found to be of an unsatisfactory during probationary period, they will be given a further period of one year for improvement.
9. If they are found to be of an unsatisfactory during probationary period, they will be given a further period of one year for improvement.
10. If they are found to be of an unsatisfactory during probationary period, they will be given a further period of one year for improvement.

DISTRICT EDUCATION OFFICER
DISTRICT GRAZIA

Endst No. 16/1/2020 dated: 10/12/2020

Copy forwarded for information and necessary action to the
Director Education (E2) Faisalabad, Faisalabad.

2. Deputy Commissioner, Orkani
3. District Monitoring Officer, Orkani
4. District Account Officer, Orkani
5. PS to the Secretary to Govt. of Karnataka, Bangalore
6. PA to the Director, Public Works Department, Bangalore
7. Accounts Officer, Orkani
8. Additional Engineer, Orkani
9. K. S. R. S.

DISTRICT INFORMATION OFFICE
DISTRICT ORKANI

Serial No. 004343
Roll No. 55452

مجلس البحث العلمي

Registration No.
2007-POL-1716

Kohat University

of Science & Technology, Kohat
(Pakistan)

Session ANNUAL 2014

SR. RANK

SEM

of ABDUL AZIZ

and a student

of GENERAL AGENCY

having passed the prescribed

examination held in AUGUST 20 14 is this day admitted by

The Kohat University of Science & Technology, Kohat
to the Degree of

Master of Arts

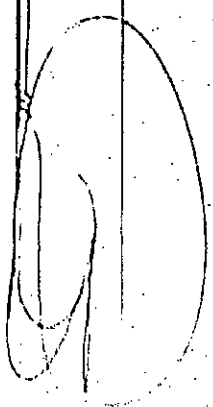
in the SECOND Division

The Subject of examination being

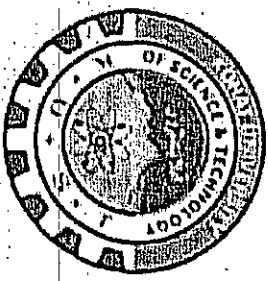
The Examination was taken as a whole / in parts

Controller of Examinations

Countersigned



Result ordered on DECEMBER 24, 2014



M. Wahid
Vice Chancellor

Allama Iqbal Open University Islamabad



Candidate Name: *Mrs./Ms.* GUL RAHIMA

Roll No./Registration No.: ABDUL AHAD

Registration No.: OT-ROI-0814

Examination No.: X-601873

Session: AUTUMN 2007

Having met all the requirements

under the academic system in this university the

Certificate of Teaching

Grade: B3
Pass



Date of Issuance: September 29, 2007

[Signature]

Controller of Examinations

Date of Issue: 11/09/07

[Signature]

This certificate is valid only for the purpose mentioned above.
The official seal of the university is required for its validity.



4D-13
 DIRECTORATE OF ELEMENTARY
 SECONDARY EDUCATION
 KHAYBER PAKHTUNKHWA
 NO. 6661/69 DATED 10-12-2020

To
 The District Education Officer,
 Orakzai District

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

I am directed to refer to the Official Order No. 12565 Dated 01-01-2023, on the subject cited above and to state that from the refusal of the Promotion Order (M. A. I. Khan) S/O. Ghulam Shah, PST-1 (ES-12) including 23 others were promoted to the post of GT (ES-15) vide No. 6661-69 Dated 10-12-2020, which is a 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 GT including 23 others as filed 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 (E&S)
 Elementary and Secondary Education
 Khayber Pakhtunkhwa

Encl: No. 23/
 Copy of the above is forwarded to the
 i. PA to Director, Elementary and Secondary Education, Khayber
 Pakhtunkhwa

Assistant Director (E&S)
 Elementary and Secondary Education
 Khayber Pakhtunkhwa

(Handwritten signature and date)
 10/12/20



OFFICE OF THE DISTRICT EDUCATION OFFICER (M) TORAKZAI
 DISTRICT HEADQUARTERS TORAKZAI, SADER MELAPHANAU

Phone: +9256690017, Fax: +9256690017

Email: deortorakzal2020@gmail.com

No. 1544-S/2023/10/2023



To: Director
 Elementary & Secondary Education
 Khyber Pakhtunkhwa, Peshawar

Subject: REQUEST FOR REVIEW/APPEAL

Reference to the Assistant Director (Ed) Elementary & Secondary Education, Khyber Pakhtunkhwa order bearing No. 48811 dated 11/04/2023 wherein it has been directed to withdraw the promotion order of twenty (20) PSTs/BPS-12/15 CT/BPS-15 in District Gorkhal (M) vide Notification of the order bearing No. 8880 dated 10/12/2020 in the favour of Serial No. 1515/387 Warky 15/724 in counting.

Foregoing in view of the above, the subject twenty (20) PSTs/BPS-12/15 CT/BPS-15 have been promoted to the post of CT/BPS-15 in District Gorkhal (M) according to the following details:

- 1) WHEREAS, the promoted PSTs have been appointed on 24/02/2009 as PST/BPS-12 having 11 years of continuous GAW service as on the date 11/12/2020.
- 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, the promoted PSTs would have been eligible for promotion to the posts of SPST/BPS-14 prior to the promotion was 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 (M) in district Gorkhal 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 SPSPSHT to the posts of CT in BPS-15.
- 6) WHEREAS, the promoted PSTs had already been served on the posts of CT in BPS-15 since 11/12/2020 and one of the promoted PST (Mr. Saad Ullah) has already obtained the inter-district transfer NOC and serving in District Kohistan on the post of CT in BPS-15.

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

DISTRICT EDUCATION OFFICER (M)
 TORAKZAI

Copy of EoM No. A Date:

- Copy forwarded for FCM's note and necessary action to the:
1. Deputy Commissioner, Gorkhal
 2. Assistant District Officer (M) Gorkhal
 3. Assistant District Officer (M) Gorkhal
 4. Assistant District Officer (M) Gorkhal
 5. Assistant District Officer (M) Gorkhal
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 16. Assistant District Officer (M) Gorkhal
 17. Assistant District Officer (M) Gorkhal
 18. Assistant District Officer (M) Gorkhal
 19. Assistant District Officer (M) Gorkhal
 20. Assistant District Officer (M) Gorkhal

DISTRICT EDUCATION OFFICER (M)
 TORAKZAI



OFFICE OF THE DISTRICT EDUCATION OFFICER (MADE)
DISTRICT HEADQUARTERS BRANZAN THEATRE BUILDING
 PHONE: 202-555-8000 FAX: 202-555-8001
 EMAIL: deod@dc.gov WWW: www.doe.dc.gov

OFFICE ORDER

In compliance of the Directive of Elementary & Secondary Education (Order) published in the Federal Register (68 FR 11011, dated 3/11/03) and the District of Columbia Department of Education (DE) Order, dated 10/13/03, regarding the implementation of the provisions of the District of Columbia Public Employees' Salary Schedule (DESS) and the District of Columbia Public Employees' Salary Schedule (DESS) for the year 2004. Furthermore, the following teachers are hereby assigned to the following schools for the 2004-2005 school year.

SR	NAME	CURRENT PLACE OF POSTING	PLACE OF ASSIGNMENT
1
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NOTE:
 1) Each change listed in this order shall be effective on the first day of the school year unless otherwise specified.
 2) In the event of a change in the assignment of a teacher, the teacher shall be assigned to the school for the remainder of the school year.
 3) TADA is not subject to the provisions of this order.

DISTRICT EDUCATION OFFICER (MADE)
 DISTRICT OF COLUMBIA

- Copy of this order is being:
- 1) Forwarded to the Director of Elementary and Secondary Education (Order) for information and necessary action.
 - 2) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.
 - 3) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.
 - 4) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.
 - 5) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.
 - 6) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.
 - 7) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.
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 - 21) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.
 - 22) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.
 - 23) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.
 - 24) Forwarded to the Director of the District of Columbia Department of Education (DE) for information and necessary action.

DISTRICT EDUCATION OFFICER (MADE)
 DISTRICT OF COLUMBIA

- 16/B-

"F/1"



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

To

The District Education Officer (Male),
Orakzai at Hangu

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

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

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

AS
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: _____ OF 20 23

Gul Rahim

(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. ___/___/2022

Client
CLIENT

ACCEPTED

NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

(BC-10-0853)

(15401-0705985-5)

KAMRAN KHAN

UMAR FAROOQ MOHMAND

WALEED ADNAN

&

MUHAMMAD AYUB
ADVOCATES

OFFICE:

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