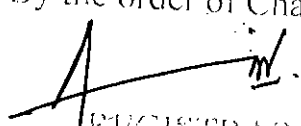


FORM OF ORDER SHEET

Court of _____

Appeal No. _____

1698/2023

| 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. Iqbal Hussain 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 style="text-align: right;">By the order of Chairman</p> <div style="text-align: right;">  REGISTRAR </div> |

The appeal of Mr. Iqbal Hussain CT, GMS Stern Sam 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. 1649 /S.T,


Dt. 9/6 /2023.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Noor Muhammad Khattak Adv.
High Court Peshawar.

R/S, The departmental appeal of the appellant is already annexed with the appeal is at page No.16. So far as the rejection of 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 already available.

In light of the above the instant appeal may kindly be placed before the Hon'ble Bench for consideration.


Noor Muhammad Khattak
Adv.

17:31
12/6/23

No: 1860 / ST
04 - 07 - 2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 1698 /2023

IQBAL HUSSAIN

V/S

EDUCATION DEPTT:

INDEX

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

APPELLANT

Through:


NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

-1-

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO. 1698 /2023

Mr. Iqbal Hussain, CT (BPS-15),
GMS Stern Sam, 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 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.

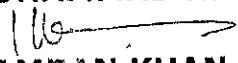
It is therefore, most humbly prayed that the appeal of the appellant may very graciously be accepted as prayed for, please.


Dated: 31-05-2023



APPELLANT
IQBAL HUSSAIN


Through:



NOOR MOHAMMAD KHATTAK


KAMRAN KHAN


UMAR FAROOQ


MUHAMMAD AYUB


WALEED ADNAN


MAHMOOD JAN
Advocates, Peshawar.

AFFIDAVIT

I, Iqbal Hussain, CT (BPS-15), GMS Stern Sam 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

IQBAL HUSSAIN

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:

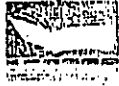
1. That, the titled appeal is submitted before this Honorable tribunal along with this application in which no date has been fixed yet.
2. That the applicant had filed the titled appeal against order dated 19.05.2023 whereby his promotion from PST to CT notification has been withdrawn.
3. That, all the 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: 0925-690117 FAX 0925-600017

Date: 14/10/2020

"A"

5-5-

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

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

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

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

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

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

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

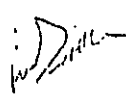
| S.L. # | Name of teacher | BP S | Date of Birth | Regular Service | Place of Posting | Remarks |
|--------|--------------------|------|---------------|-----------------|----------------------|---------|
| 1 | 36 Zeena Ali | 15 | 05/02/1970 | 01/03/1993 | GPS Naor Ali Garhi | |
| 2 | 66 Anul Hassan | 15 | 01/08/1970 | 23/05/1995 | GPS Garhi Mani Khel | |
| 3 | 126 Hassanullah | 15 | 13/02/1972 | 31/03/2001 | GPS Khawas Khel | |
| 4 | 139 Ali Mijan | 15 | 05/03/1979 | 01/09/2003 | GPS Sarka Ankhel | |
| 5 | 150 Yasun Ullah | 15 | 02/01/1980 | 01/09/2003 | GPS Sarla Mishri | |
| 6 | 161 Shah | 15 | 10/03/1982 | 01/10/2003 | GPS Sarki Khel | |
| 7 | 166 Abid Shakoor | 15 | 01/03/1972 | 23/10/2003 | GPS Sana Mamozai | |
| 8 | 169 Samar Gul | 15 | 01/01/1979 | 29/07/2004 | GPS Sangra | |
| 9 | 170 Rehman | 15 | 03/06/1979 | 03/08/2004 | GPS Tarapi Ali Khel | |
| 10 | 175 Umar | 15 | 22/04/1976 | 03/09/2005 | GPS Raubie Salai | |
| 11 | 218 Mir Asghar | 15 | 16/10/1954 | 05/09/2005 | GPS Khauger Boor | |
| 12 | 219 Babul Ullah | 15 | 02/02/1979 | 23/10/2005 | GPS Biland Khel No 2 | |
| 13 | 227 Iqbal Hussain | 12 | 03/03/1983 | 24/11/2009 | GPS Ster Sam | |
| 14 | 228 Khawar Ina | 12 | 01/03/1986 | 24/11/2009 | GPS Mir Kalam Khel | |
| 15 | 229 Yasun | 12 | 09/03/1987 | 24/11/2009 | GPS Malang garhi | |
| 16 | 280 Huzefa | 12 | 21/12/1982 | 24/11/2009 | GPS Dada Sheikhhan | |
| 17 | 282 Rehman | 12 | 03/10/1985 | 24/11/2009 | GPS Gul Cheri | |
| 18 | 283 Gul Sarwar | 12 | 15/01/1982 | 03/12/2009 | GPS Bilazawi | |
| 19 | 284 Farid Ullah | 12 | 01/01/1980 | 24/11/2009 | GPS Razed Khel | |
| 20 | 285 | 12 | 20/05/1984 | 24/11/2009 | GPS John Koda | |
| 21 | 286 Gul Rahim | 12 | 03/01/1979 | 24/11/2009 | GPS Karapa Samana | |
| 22 | 288 Ashfaq Ali | 12 | 18/03/1985 | 24/11/2009 | GPS Khar Khusha | |
| 23 | 289 Muskeen Khan | 12 | 10/04/1984 | 02/12/2009 | GPS Taor Kani | |
| 24 | 290 Hussain | 12 | 03/05/1985 | 24/11/2009 | GPS Shamer | |
| 25 | 291 Razaq Akbar | 12 | 16/02/1982 | 24/11/2009 | GPS Zakhlan | |
| 26 | 292 Asghar | 12 | 10/02/1984 | 24/11/2009 | GPS Palaazi | |
| 27 | 293 Khan | 12 | 10/05/1986 | 24/11/2009 | GPS Injavar | |
| 28 | 298 Sheran Hussain | 12 | 02/10/1987 | 24/11/2009 | GPS And Khel Dala | |
| 29 | 300 Anjad Mann | 12 | 18/02/1983 | 25/11/2009 | GPS Herapi Ali Khel | |
| 30 | 302 Islam | 12 | 20/04/1986 | 24/11/2009 | GPS Panjam Ali Khel | |

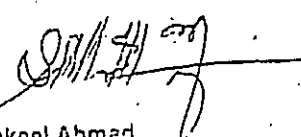
-6-

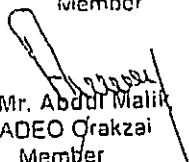
| | | | | | |
|-----|-------------------------|----|------------|------------|-----------------------|
| 303 | Amir ur Rehman | 12 | 03/10/1982 | 24/11/2009 | GPS Khadizai No.1 |
| 304 | Hafizul Khan Munawar | 12 | 02/10/1983 | 24/11/2009 | GPS Sawara Kol |
| 306 | Khan Muhammad | 12 | 23/10/1982 | 24/11/2009 | GPS Chapper Mishli |
| 307 | Ghani | 12 | 26/02/1983 | 24/11/2009 | GPS Kori Ali Khel |
| 308 | Piracha Khan | 12 | 13/04/1984 | 25/11/2009 | GPS Yusuf Khel |
| 312 | Israfil Khan | 12 | 12/03/1986 | 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

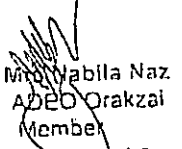
The meeting ended with a vote of thanks to and from the chair.

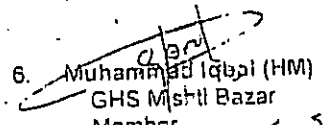
1. 
 Walid Ullah
 SCT GMS Bagara Mishli
 Member


2. 
 Shakeel Ahmed
 SST GHS Swara Kol
 Member

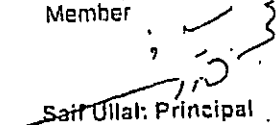
3. 
 Mr. Abdur Malik
 ADEO Orakzai
 Member


4. 
 Kausar Ali
 ADEO Orakzai
 Member


5. 
 Mrs. Nabila Naz
 ADEO Orakzai
 Member

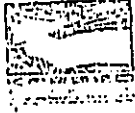
6. 
 Muhammad Iqbal (HM)
 GHS Mishli Bazar
 Member

7. 
 Mr. Rais Khan
 ADEO Orakzai
 Member

8. 
 Saif Ullah: Principal
 GHS Mandali
 Member


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


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



District Education Office
District Orakzai

No. 6660-9-8-
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 | Genal Ali | 15 | 05/02/1970 | 01/03/1993 | GPS Noor Ali Garhi | GMS Mirzai |
| 2 | 65 | Amal Hassan | 15 | 01/08/1970 | 23/05/1995 | GPS Garhi Mani Khel | GHS Kalayo |
| 3 | 126 | Hassanullah | 15 | 13/02/1972 | 31/03/2001 | GPS Khawas Khel | GMS Alwarha Mela |
| 4 | 159 | Ab Majan | 15 | 05/03/1979 | 01/09/2003 | GPS Sarka Aakhe | GHS Toali Bagh, Orakzai |
| 5 | 160 | Yasin Ullah | 15 | 02/01/1980 | 01/09/2003 | GPS Sarla Mishli | GMS Mishli Bazar |
| 6 | 161 | Munawar Shah | 15 | 10/03/1982 | 01/10/2003 | GPS Sarki Khel | GHS Inzer Pachi |
| 7 | 6n | Abdul Shakoor | 15 | 01/03/1972 | 23/10/2003 | GPS Sama Mamozai | GHS Dran Sheikhan |
| 8 | 169 | Samar Gul | 15 | 01/01/1979 | 29/07/2004 | GPS Sangra | GMS Mishli Bazar |
| 9 | 170 | Abdullah Rahman | 15 | 05/06/1979 | 03/08/2004 | GPS Tarapi Ali Khel | GMS Sarki Khel |
| 10 | 178 | Muhammad Umer | 15 | 22/04/1976 | 03/09/2005 | GPS Rambic Saldi | GMS Gulistan |
| 11 | 218 | Mir Asghar Zahedi | 15 | 14/10/1984 | 05/09/2005 | GPS Khangar Bazar | GMS Sarki Khel |
| 12 | 219 | Ullah | 15 | 02/02/1979 | 23/10/2005 | GPS Biland Khel No.2 | GMS Biland Khel |
| 13 | 277 | Genal Hussain | 12 | 05/05/1995 | 24/11/2009 | GPS Star Sam | GMS Star Sam |
| 14 | 278 | Muhammad | 12 | 01/03/1986 | 24/11/2009 | GPS Ak Kalam Khel | GMS Casim Khel, Orakzai |
| 15 | 279 | Muhammad | 12 | 09/03/1987 | 24/11/2009 | GPS Malang Garhi | GMS Yakho Kandaw |
| 16 | 280 | Muhammad Hanil | 12 | 21/12/1982 | 24/11/2009 | GPS Bada Sheikhar | GMS Mishli Bazar |
| 17 | 282 | Museeb Rehman | 12 | 05/10/1985 | 24/11/2009 | GPS Gul Cheri | GMS Babera Laki |
| 18 | 283 | Gul Karim | 12 | 15/01/1982 | 03/12/2009 | GPS Bilazow | GMS Satri Feroz Khel |
| 19 | 284 | Gul Shah | 12 | 04/04/1980 | 24/11/2009 | GPS Baza Khel | GMS Mir Mezi Sheikhan |

(Signature)
District Education Officer
Orakzai District at Hangu

-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.S. SE Department, Peshawar.
6. PA to the Director (E&SE) Khyber Pakhtunkhwa Peshawar.
7. Accountant Local Office, Orakzai.
8. Teacher concerned.
9. Master File

~~Signature~~
DISTRICT EDUCATION OFFICER
DISTRICT ORAKZAI

Serial No. 005594

Roll No. 2871

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

Registration No.

2003-K-276

Kohat University of Science & Technology, Kohat (Pakistan)

Session 2003 - 2005

MOBAL HUSSAIN

SON of

MUSHTAQ ALI

and a student

GOVT. POST GRADUATE COLLEGE, KOHAT

having passed the prescribed

examination held in

JANUARY, 2006

, is this day admitted by

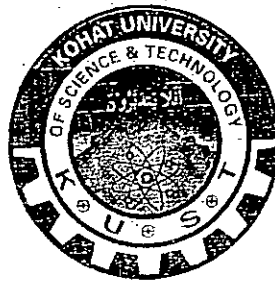
The Kohat University of Science & Technology, Kohat

to the Degree of

Bachelor of Arts

in the FIRST Division

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



Result declared on APRIL 14, 2006

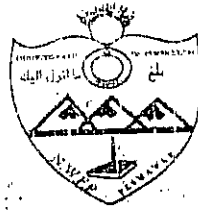
Controller of Examinations

Countersigned

Vice Chancellor

S.No. 12

DIRECTORATE OF CURRICULUM & TEACHERS EDUCATION, NWFP, ABBOTTABAD



DETAIL MARKS CERTIFICATE
DIPLOMA IN EDUCATION (2ND TERM)

NAME: - IQBAL HUSSAIN

SESSION: - 2006-07

FATHER'S NAME: - MUSHTAQ ALI

ROLL NO: - 323

| Subjects: - | Maximum Marks | Marks Obtained | | |
|---|---------------|----------------|----------|-------|
| | | Internal | External | Total |
| 1. Curriculum and Instructions | 100 | 23 | 40 | 63 |
| 2. School Organization & Management | 100 | 30 | 36 | 66 |
| 3. Testing, Evaluation & Basic Research | 100 | 30 | 40 | 70 |
| 4. Teaching of Computer Science | 100 | 35 | 27 | 62 |
| 5. Teaching of English | 100 | 30 | 44 | 74 |
| 6. Teaching of Calligraphy/Art & Craft/Industrial Arts/Agriculture/Home Economics/Phy. Education. | 100 | 24 | 42 | 66 |
| 7. Teaching Practice | 150 | 75 | 50 | 125 |
| Total 2 nd Term Marks: - | 750 | | | 526 |
| Total 1 st Term Marks: - | 750 | | | 567 |
| G. Total Marks: - | 1500 | | | 1093 |

Note: Errors/Omission excepted.

Failed/Passed: - Passed

Division: - Ist

Prepared By: _____
Checked By: _____
Date of Declaration of Result: 15/07/2007

| | |
|-------------------|----------------|
| Theory Papers | Internal = 40% |
| | External = 60% |
| Teaching Practice | Internal = 60% |
| | External = 40% |

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



"D" -13-

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

NO. 18811 DATED 11/04/2023

To

The District Education Officer,
Orakzai at Hangu.

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

I am directed to refer to this Office letter No. 14595 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

withheld
MD
26/3/23



-14-

OFFICE OF THE DISTRICT EDUCATION OFFICER-(M)-ORAKZAI
DISTRICT HEADQUARTER ORAKZAI AT BABER MEL HANGU
Phone # 0925-693017 Fax # 0925-69004
Email: deorakzal2020@gmail.com
No. 1344 Dated 08/05/23



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

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



OFFICE OF THE DISTRICT EDUCATION OFFICER (M)-ORAKZAI
 DISTRICT HEADQUARTER ORAKZAI AT BABER MELA-HAK SU
 Phone # 0925-690017 Fax # 0925-690017
 Email: deorakzai2020@gmail.com
 No. 1411 Dated 19/05/2023



OFFICE ORDER:

In compliance of the Directorate of Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar vide letter bearing No. 10811, dated 11-04-2021, the competent authority DEG (M) Orakzai is pleased to withdraw the promotion orders bearing Encls: No. 6660, dated 10-12-2020 in respect of the following mainly four promoted PSTs in BPS: 12 to the posts of CTs in BPS: 15 in District Orakzai of the promotion order. 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. | Iqbal Hussain | GMS Star Sam | GPS Daro Meo |
| 2. | Khalista Jan | GMS Safi Feroz Khel | GPS Siara Koda |
| 3. | Muhammad Yaqoob | GMS Yakho Kandori | GPS Gori K. al |
| 4. | Muhammad Hanif | GMS Kushi Dazri | GPS Bado Sackhan |
| 5. | Maseeb Rehman | GMS Babra Lami | GPS Gul Ch. il |
| 6. | Gul Karim | GMS Safi Feroz Khel | GPS Ghuzi Ali Khel |
| 7. | Dalia Shah | GMS Bazid Khel | GPS Range Khel |
| 8. | Mah Uz Rehman | GMS Awi Hada | GPS Dago Sackhan |
| 9. | Gul Rahim | GMS Gulistan | GPS Khoo Koda No |
| 10. | Ashfaq Ali | GMS Khadi Sepoy | GPS Bai Kei |
| 11. | Maskeen Khan | GMS Damber Lasu | GPS Drai Sackhan |
| 12. | Syed Khadim Hussain | GHSS Andhel | GHPS Shaz. or |
| 13. | Rana Akbar | GMS Wampana | GPS Kagnal Shai Khel |
| 14. | Hussain Asghar | GMS Khadi Sepoy | GPS Khar K. Jashid |
| 15. | Munawar Khan | GMS Sakal Darrah | GPS Ajkhar K. H |
| 16. | Shirin Hassan | GMS Mirako Payan | GPS Sulem an Khel |
| 17. | Azjad Khan | GMS Zanka Khel | GPS Taghran |
| 18. | Sami U Islam | GMS Jarra District Kohat | Will be recalled and when the inter district transfer is withdrawn by the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa |
| 19. | Amir Rehman | GMS Swara Kot | GPS Swara Kot |
| 20. | Muham Khan | GMS Swara Kot | GPS Khad. i No |
| 21. | Munawar Khan | GMS Chapper Mishil | GPS Zar Chapper |
| 22. | Muhammad Ghani | GMS Siara Koda | Kot Ali Khel |
| 23. | Praveen Khan | GMS Bazmat | Ghuzak Ali Khel |
| 24. | Israfil Khan | GMS Daro Koda | GPS Tam. Ali Khel |

Note:

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

DISTRICT EDUCATION OFFICER (MALE)
 DISTRICT ORAKZAI
 19/5/23

Copy of Even No. & Date:

Copy forwarded for information and necessary action to:-

- Director Elementary and secondary Education Khyber Pakhtunkhwa Peshawar with request to withdraw inter District transfer order in file SW 18, already transferred to District Kohat vide Director's of: E&SE/FP/16-1388-617/16-51 Transfer Dated Peshawar the 27/12/2022.
- Additional Director (Estab), Directorate of E&SE, IAA, Peshawar.
- District Education Officer (M), District Kohat.
- District Monitoring Officer, EAA, District Orakzai.
- District Accounts Officer, District Orakzai.
- Deputy DED (M), Orakzai.
- Assistant Director (Estab), Directorate of E&SE, FP, Peshawar vide his office letter quoted above.
- Principal/Head Master/Incharge HM and Head Teachers concerned.
- EDEOs concerned for further necessary action.
- Superintendent/Pay Clerk C/O the DED (M) Orakzai for further necessary action.
- Office Copy

DISTRICT EDUCATION OFFICER (MALE)
 DISTRICT ORAKZAI

خدمت خدات ڈسٹرکٹ ایجوکیشن آفیسر ضلع اور کسٹنی

۱۶-۹۴۷ - جناب عالی

عنوان - نظر ثانی اپیل برائے ڈیگریڈیشن آرڈر

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

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

پروموشن دیا گیا۔ چونکہ فاٹا میں SPST (14 سکیں) کا کوئی پوسٹ نہیں ہے۔

یہ اساتذہ PSHT (15 سکیں) کے بھی حقدار تھے، چونکہ فاٹا میں CT سبھی اساتذہ

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

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

جناب دالہ - اب ڈھائی سال CT پر گزارنے کے بعد ان اساتذہ کو CT (15 سکیں) سے دوبارہ

PST (2 سکیں) پر ڈیگریڈ کیا گیا۔

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

پر نظر ثانی کر کے سائٹیں کو الفاف دہ کر مشکور فرمائیں۔

میں گزارش ہوگی۔ مورخہ 20/05/2023

copy to

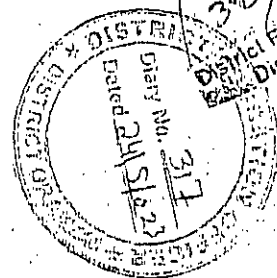
1 - ڈی سی اور کسٹنی

2 - ڈی ای او اور کسٹنی

3 - ڈائریکٹر آف ایلیمنٹری اینڈ

سنڈری ایجوکیشن

4 - سیکرٹری ایجوکیشن کے پی کے



DPC-2020

PST to CT

All teachers

"F/1"

-16/B-



SECONDARY EDUCATION KHYBER
PAKHTUNKHWA PESHAWAR
V.NO. 61/DISTRICT CADRE TRANSFERS
NO. 22964 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.

15/9/18/2023
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.

Appl No /2023

Iqbal Hussain
(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 [Signature]

ACCEPTED

NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

[Signature]
WALEED ADNAN

[Signature]
KAMRAN KHAN

[Signature]
UMAR FAROOQ MOHMAND

[Signature]
MUHAMMAD AYUB

&

[Signature]
MAHMOOD JAN
ADVOCATES

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