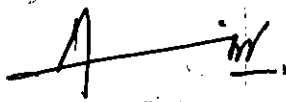


FORM OF ORDER SHEET

Court of

Appeal No. 1729/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	22/08/2023	<p>The appeal of Mr. Muhammad Ishaq is re-submitted today by Mr. Malik Shahbaz Khan. It is fixed for preliminary hearing before Single Bench at Peshawar on <u>29-08-2023</u>.</p> <p>By the order of Chairman</p> <p> REGISTRAR.</p>

The joint appeal of M/S Muhammad Ishaq, Kaleemullah, Zabir Ullah, Muhammad Haroon, Muhammad Haris, Abdul Baseer, Noman Khan, Rab Nawaz, Shakir Khan, Faisal Iqbal and Muhammad Tughral received today i.e. on 11.08.2023 is in complete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

- ✓1- Memorandum of appeal may be got signed by the appellants.
- ✓2- Annexures of the appeal are unattested.
- ✓3- Appeal has not been flagged/marked with annexures marks.
- ✓4- Addresses of all the appellants are incomplete which may be completed according to the Khyber Pakhtunkhwa Service Tribunal rules 1974
- ✓5- Annexures of the appeal are not in sequence which may be annexed serial wise as mentioned in the memo of appeal.
- ✓6- Copies of departmental appeals and its rejection orders in respect of appellant no. 2 to 11 are not attached with the appeal which may be placed on it.
- ✓7- Copy of Notification mentioned in para-F of the grounds of appeal is not attached with the appeal be placed on it.
- ✓8- The authority to whom the appellant No.1 preferred departmental appeal has not been arrayed a necessary party.
- ✓9- Sub-rule- 2 of rule-3 of the appeal rules 1986 requires that every affected civil servant shall prefer the appeal separately. Therefore, the appeal of the above named appellants may be filed separately/individually.
- ✓10- Three copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent in each appeal may also be submitted.

No. 3048 /S.T

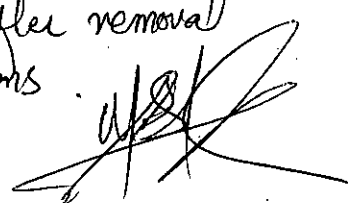
Dt. 15/8 /2023



REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKIWA
PESHAWAR.

Malik Shahbaz Khan Adv.
High Court Peshawar.

Note: Re-submitted after removal
of objections


Malik Shahbaz Khan
Advocate HC
22-08-2023

BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR

Application No. Appeal no # 1729/2023

Muhammad Ishaq

..... **Appellant**


VERSUS

Government of Khyber Pakhtunkhwa etc

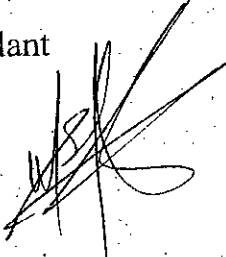
..... **Respondents**

I N D E X

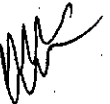
S.No	Description of Documents	Annex	Pages
1.	Grounds of Service Appeal with Affidavit		1-8
2.	Application for Suspension with Affidavit		9-10
3.	Addresses of parties		11
4.	Copy of Notifications dated 04-02-2009, 30-03-2011, 30-06-2016, 13-05-2019, 30-05-2023	A, B, C, D, E	12-24
5.	Copy of Departmental Appeal & Order dated 19-07-2023 & Notification dated 16-12-2021	F & G	25-28
6.	Copy of Professional Allowance Notification	H	29-30
7.	Up-Gradation Notifications	I	31-35
8.	Wakalat Nama		


Appellant

Through


Malik Shahbaz Khan
Advocate High Court

CHAMBER: FF-305,307
Deans Trade Centre,
Peshawar, Saddar.
0301-8181033



BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 1729/2023

Muhammad Ishaq

Assistant (BPS-16)

Deputy General Secretary,
Employees Welfare Association, BOR (Ministerial Staff)

Address: Board of Revenue, Civil Secretariat, Peshawar.

..... **Appellant**

VERSUS

1. Government of Khyber Pakhtunkhwa, through **Secretary Revenue and Estate Department**,
Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.
2. Government of Khyber Pakhtunkhwa, through **Secretary Establishment Department**,
Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.
3. Government of Khyber Pakhtunkhwa, through **Secretary Finance Department**,
Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.
4. Government of Khyber Pakhtunkhwa, through **Secretary Law Department**,
Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.

.... **Respondents**



APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974
AGAINST THE IMPUGNED AMENDED NOTIFICATION
No.Estt:I/SSRC/Tehsildar/2022-3/1312-3 DATED 30-05-2023
VIDE WHICH THE RESPONDENTS HAVE PLACED THE
COMPUTER OPERATORS IN 5% QUOTA ALREADY
RESERVED FOR THE ASSISTANTS AND SENIOR SCALE
STENOGRAPHER FOR PROMOTION TO THE POST OF
TEHSILDAR AND SUBSEQUENTLY THE
DEPARTMENTAL APPEAL OF THE APPELLANT WAS
REGRETTED BY HIGHLY NON-SPEAKING ORDER,
MAY KINDLY BE DECLARED AS ILLEGAL, WITHOUT
JURISDICTION AND WITHOUT LAWFUL AUTHORITY.

PRAYER:

It is therefore most humbly prayed that on acceptance of this appeal, the arbitrary and unwarranted act of respondents by placing the computer operators in 5% Quota already reserved for the Assistants and Senior Scale Stenographer for promotion to the post of Tehsildar, may kindly be declared as null and void being against the law and facts.

Respectfully Sheweth:

1. That appellant being a civil servant and chosen representative, work for the welfare of servants, designated as Deputy Secretary General of the Employees Welfare Association, Board of Revenue thus, serving the province by functioning different positions.



2. That initially in terms of Notification dated 04-02-2009, Post of Tehsildar has been filled through 3 different methods wherein, in light of S. No 01, Column No.07 and Clause (c), **20% Quota was allocated to Assistants and Senior Scale Stenographers of Board of Revenue and Director Land Records.** (Copy of Notification dated 04-02-2009 is attached as Annex-A)

3. That thereafter, Serial No. 01 of Column No.07 of the said Notification was further amended on dated 30-03-2011 vide which, in that very **20% Quota of Assistants, Senior Scale Stenographers of Board of Revenue, Director Land Records, Senior Scale Stenographer of the offices of Commissioners, Additional Commissioners, Political Agents and Sub-Registrar** has also been included for promotion to Tehsildar. (Copy of Notification dated 30-03-2011 is attached as Annex-B)

4. That thereafter, Serial No 1 of Column No.7 was again amended on dated 30-06-2016 wherein, with addition to Clause C, Clause D has been inserted and 20% Quota was sub-divided, vide which, **16% Quota was allocated to the Assistants and Senior Scale Stenographers of the offices of Commissioners, Deputy Commissioners, Political Agents and Sub-Registrar** while remaining **04% Quota was allocated to the Assistants, Senior Scale Stenographers of Board of Revenue** for promotion to Tehsildar. (Copy of Notification dated 30-06-2016 is attached as Annex-C)

5. That thereafter, Serial No. 01 of Column No.07 was again amended on dated 13-05-2019 vide which, **15% Quota was allocated to the Assistants and Senior Scale Stenographers of the offices of Commissioners, Deputy Commissioners** while remaining **05% Quota was allocated to the Assistants, Senior Scale Stenographers of Board of Revenue and Director Land Records** for promotion to Tehsildar by maintaining Joint Seniority List.

(Copy of Notification dated 13-05-2019 is attached as Annex-D)



6. That thereafter, Serial No. 01 of Column No.07 was again amended on dated 30-05-2023 vide which, Computer Operators have been included in 05% Quota already allocated to the Assistants, Senior Scale Stenographers of Board of Revenue and Director Land Records for promotion leading to Tehsildar, which is arbitrary and unwarranted.

(Copy of Notification dated 30-05-2023 is attached as **Annex-E**)

7. That Feeling aggrieved, appellant being a representative of civil servants, designated as Deputy Secretary General of Employees Welfare Association, Board of Revenue, filed Departmental Appeal / Representation against the Amended Notification dated 30-05-2023 before the competent Authority within prescribed period but the same was regretted vide order dated 19-07-2023 by the Non-Speaking Order which is also against the Section 24-A of the General Clauses Act 1956.

(Copy of Departmental Appeal and Order dated 19-07-2023 is attached as **Annex-F**)

8. That now, appellant have been left with no adequate remedy and have no other option but to file the instant service appeal on the following grounds:

GROUND:

A. That Computer Operators have their own separate well-defined Promotion Channel / Service Structure, Finance Department expressly for Computer Operators through Notification dated 16-12-2021 created 02 (Two) posts of Assistant Director (MIS) (BPS-17) in order to provide ample promotion opportunities to them in their own separate Technical Cadre, while placing of Computer Operators being a Technical Cadre Staff in the 05% Promotion Quota allocated to the Assistants and Senior Scale Stenographer of Board of Revenue and Direct Land Records leading to Tehsildar through Amended Notification dated 30-05-2023 is against the law, facts and is made with malafide intentions in order to grant undue benefit to the blue eyed people by using their discretionary powers.

(Copy of Notification dated 16-12-2021 is attached as **Annex-G**)



B. That discretionary powers are not unchecked or unfettered but said discretion is required by law to be exercised in judicial manner which means that same must be exercised on sound judicial principles. In case titled, "**Walayat Ali Mir vs Pakistan International Airlines Corporation**" (1995 SCMR 650), the Hon'ble Supreme Court has observed as under:-

"The discretion is not to be exercised on whims, caprices and moods of the authorities. It is now well-settled that exercise of discretion is circumscribed by principles of justice and fairness. The authority exercising discretion should take into consideration and advance the aim and object of the enactment, rule or regulation under which it is authorized to act.

C. That the Job description, work and function of Computer Operators and Ministerial Cadre employees are altogether different from one another which are as under:

IT Cadre / Computer Operators is a specialized technical cadre which only carries out IT related activities i.e. presentation, Web designing, Network Administration etc.

Ministerial Cadre duties are entirely managerial, clerical and files related work.

In case reported as **2010 PLC (CS) 240**, Hon'ble Court observed:

Discretion exercised by public functionary must be structured, i.e. regularizing, organizing, producing order in it so that decision should achieve higher quality of justice. Discretion should be not be reasonable, irrational or disproportionate.

D. That for promotion, respondents allocated 5% Quota to Assistants and Senior Scale Stenographers amongst the employees of Board of Revenue, Director Land Records Staff leading to the post of Tehsildar, **for the reason** that the appellants on their official duty gain vast experience of Revenue and Land Records such as Land Revenue Assessments, Land Disputes,



Boundaries disputes, Land Partition, Land Produce and Maintaining Land Records etc and deal the Land Related issues with great zeal and zest.

- E. That Computers Operators are directly recruited in BS-16 unlike the other Ministerial Staff of Board of Revenue, most of whom have to get promotion after a long hectic period from Junior Clerk (BS-11) to Senior Clerk (BS-14) and then to Assistant (BS-16) in their own separate Ministerial Cadre.

Likewise

Computer Operators have their own separate service structure, be initially appointed as Computer Operator (BS-16) further Promoted to Assistant Director (MIS) (BS-17) in their own separate IT Cadre.

In case reported as **2012 PLC (CS) 1119**, Hon'ble court observed:

When an authority has been conferred discretion, it must be exercised fairly according to rational and intelligible reasons. Any action or decision which does not meet such thresh-hold requirements has to be considered arbitrary.

- F. That due to their own Separate Service Structure thus being a Specialized Technical Cadre specifically associated with Computers, the prospects of promotion for Computer Operators have been enhanced. They are getting IT / Computer Professional Allowance each month and more which is not admissible to the Ministerial Staff i.e. Junior Clerks, Senior Clerks and Assistants. (Copy of Notification is attached as **Annex- H**)
- G. That IT Cadre / Computer Operators have already been treated in accordance with Law and Rules; they have been given all the Fundamental rights. They were in different grades in different departments in BS-08 to BS-11 and they were upgraded and re-designated to BS-12 as Computer Operator in April 2009 and July 2010. Furthermore, now the post of Computer Operators has been upgraded to BS-16 on 29-07-2016. (Copy of Notifications are attached as **Annex-I**)




H. That on one hand Computer Operators having their separate promotion channel while on the other hand the impugned amendment Notification in promotion policy has adversely affected the terms and condition of the service of appellant and other member of service.

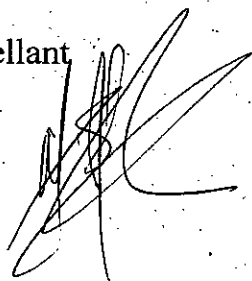
In Human Rights cases reported as (2010 SCMR 1301), while dilating upon the object of the good governance has observed that:-

"It is a settled principle of law that object of good governance cannot be achieved by exercising discretionary powers unreasonably or arbitrarily and without application of mind but objective can be achieved by following the rules of justness, fairness and openness in consonance with the command of the Constitution enshrined in different articles including Articles 4 and 25

It is therefore, humbly submitted that the instant service appeal may kindly be accepted as prayed for.

Any other relief, the court deems fit, may also granted.


Appellant
Through


Malik Shahbaz Khan
Advocate of High Court

Dated: 07-08-2023

Certificate: It is certified that no such like petition on the instant subject petition has earlier been filed.


Appellant



BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. _____

Muhammad Ishaq

..... **Appellants**


VERSUS

Government of Khyber Pakhtunkhwa etc

..... **Respondents**

AFFIDAVIT

I, 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 nothing has been concealed from this Honorable Tribunal.


KHAID MAHMOOD
Oath Commissioner
Peshawar High Court


DEPONENT

BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR

Application No. _____

Muhammad Ishaq

..... **Applicant**

VERSUS

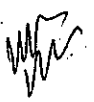
Government of Khyber Pakhtunkhwa etc

..... **Respondents**


**APPLICATION FOR SUSPENSION OF THE
OPERATION OF IMPUGNED ORDER DATED
30.05.2023 TO THE EXTENT OF PROMOTION TO
TEHSILDAR, TILL THE FINAL DECISION OF THE
SERVICE APPEAL**

Respectfully Sheweth:

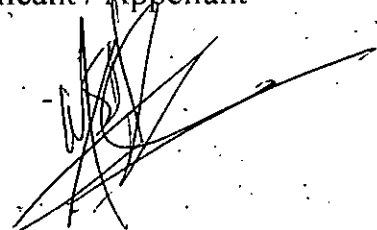
1. That the above noted service appeal is being filed before this Hon'ble Tribunal, in which no date of hearing has yet been fixed.
2. That the applicant/ appellants have got a good prima facie case in his favour; and is sanguine about its success.
3. That the balance of convenience also lies in favour of the applicant/ appellants.
4. That if the notification/ order dated 30.05.2023 is not suspended; the applicant/ appellants would suffer irreparable loss.
5. That the facts and grounds of the service appeal may kindly be read as an integral part of this application.



It is, therefore, respectfully prayed that on acceptance of this application, the impugned notification/ order dated 30.05.203 may kindly be suspended to the extent of Tehsildar, till the final decision of the case.


Applicant / Appellant

Through



Malik Shahbaz Khan
Advocate of High Court

Dated: 07-08-2023

AFFIDAVIT

I, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.


DEPONENT


KHAIDAKH
Oath Commissioner
Peshawar High Court

BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. _____

Muhammad Ishaq

..... **Applicants**

VERSUS

Government of Khyber Pakhtunkhwa etc

..... **Respondents**

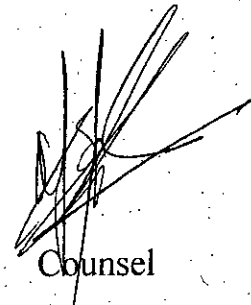
ADDRESSES OF PARTIES

APPELLANT

Muhammad Ishaq,
Assistant, (BPS-16)
Board of Revenue, Civil Secretariat, Peshawar

RESPONDENTS

1. Government of Khyber Pakhtunkhwa, through Secretary Revenue and Estate Department, Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.
2. Government of Khyber Pakhtunkhwa, through Secretary Establishment Department, Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.
3. Government of Khyber Pakhtunkhwa, through Secretary Finance Department, Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.
4. Government of Khyber Pakhtunkhwa, through Secretary Law Department, Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.

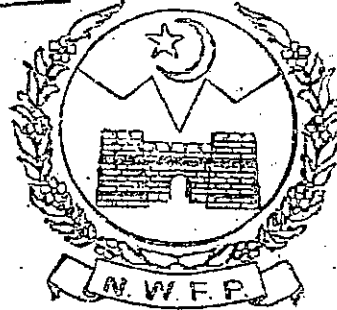

Counsel



EXTRAORDINARY

GOVERNMENT

2008



REGISTERED NO. PIII

GAZETTE

North-West Frontier Province

Published by Authority

PESHAWAR, WEDNESDAY, 4TH FEBRUARY, 2009.

GOVERNMENT OF NORTH-WEST FRONTIER PROVINCE,
REVENUE AND ESTATE DEPARTMENT.

NOTIFICATION

Peshawar, dated 26th December, 2008.

No. 32102-61/Admn:I/135/SSRC: --- In pursuance of the provisions contained in sub-rule (2) of rule 3 of the North West Frontier Province Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 read with the Cabinet Division Notification No. SRO. 457(1)/2001 dated 28th June, 2001 and in supersession of all previous rules issued in this behalf, the Revenue and Estate Department, in consultation with the Establishment and the Finance Department, hereby lays down the method of recruitment, qualification and other conditions specified in column 3 to 7 of the Appendix to this Notification and applicable to posts borne on the cadre strength of Revenue and Estate Department specified in column 2 of the said appendix:-

APPENDIX

S. No.	Nomenclature of the post	Appointing Authority	Minimum Qualification for appointment by Initial recruitment or by transfer	Minimum Qualification For appointment by Promotion.	Age limit	Method of recruitment.
1.	Tehsildar (BPS 16)	Administrative Secretary (SMBR)	Second class Graduation from any University recognized by the Higher Education Commission.	Second Class Graduation from any University recognized by the Higher Education Commission.	21-30 years for initial recruitment	<p>(a) Twenty percent by initial recruitment; and</p> <p>(b) Sixty percent by promotion, on the basis of Seniority-cum-fitness from amongst the Graduate Naib Tehsildar with at least Five Years Service as such. The condition of Graduation will be applicable after five years from the date of issuance of this Notification; and</p> <p>(c) Twenty percent by Promotion, on the basis of Joint Seniority-cum-fitness from amongst the Graduate Assistants/Senior Scale Stenographer of Board of Revenue NWFP Director Land Record NWFP Revenue Appellate Court/Sub-Registrar with at least Five Years Service as such.</p>
2.	Naib Tehsildar (BPS-14)	Administrative Secretary (SMBR)	Second class Graduation from any University recognized by the Higher Education Commission.	Second Class Graduation from any University recognized by the Higher Education Commission.	21-30 years for initial recruitment	<p>(a) Fifty percent by initial recruitment, through NWFP Public Service Commission based on the result of a Competitive Examination conducted by it in accordance with syllabus, and</p> <p>(b) Thirty percent by promotion, on the basis of Seniority-cum-fitness from amongst Graduate Kanungos with at least Five Years Service as such, who have passed the Departmental Examination of Naib Tehsildar. The condition of Graduation will be applicable after five years from the date of issuance of this Notification.</p>

1	2	3	4	5	6	7
	14					(c) <u>Twenty percent</u> by promotion, on the basis of joint Seniority-cum-fitness from amongst Junior Scale Stenographer and Assistants in the office of Political Agent Frontier Region, Assistant/Junior Scale Stenographer of Ex-Deputy Commissioner/Commissioners offices presently working in the offices of DCO/ACO/EDO (F&P) and DOR, who are Graduate with five Years Service as such.
3.	District Kanungo (Saddar Kanungo) (BPS-14)	-	-			By transfer from amongst Naib Tehsildar.
4.	Head Clerk (Revenue) (BPS-140)	-	-			By transfer from amongst Naib Tehsildar.
5.	District Revenue Accountant (BPS-14)	-	-			By transfer from amongst Naib Tehsildar.
	Kanungo (BPS-09)	District Officer (Revenue & Estate)/ Collector	-			By promotion, on the basis of joint Seniority-cum-fitness, on District level from amongst the Patwaris/Tehsil Revenue Accountant and Wasil Baqi Nawis who have passed the Departmental Examination of kanungo with at least five Years Service as such.

1.	2.	3.	4.	5.	6.	7.
7.	Senior Tehsil Revenue Accountant (BPS 07) and Junior Tehsil Revenue Accountant Wasil Baqi Nawis/Additional Wasil Baqi Nawis (BPS-05)					By transfer from amongst Patwaris.
8.	Patwari (BPS-05)	District Officer (Revenue & Estate)/ Collector	Intermediate or equivalent qualification, who have passed the Patwari Examination having one year diploma in information technology from any institution technology recognized by Board of Technical Education.	18 to 30	By initial recruitment.	By initial appointment for amongst the Patwari passed candidates entered in Register maintained by the District Collector of the District concerned having one year diploma in information technology from any institution recognized by Board of Technical Education. The condition of diploma will be applicable after three years from the date of issuance of Notification.

Sd/-
**SECRETARY TO GOVERNMENT OF NWFP,
 REVENUE AND ESTATE DEPARTMENT.**

2011
GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
(REVENUE & ESTATE DEPARTMENT)

Peshawar dated the 30/03/2011

(16)
(B)

NOTIFICATION

No. 12389/Admn:II/296/Amendment. In pursuance of provisions contained in Sub-Rule (2) of rule 3 of the North West Frontier Province Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Revenue & Estate Department in consultation with the Establishment and Finance Departments hereby directs that in this Departments Notification No. 32102/Admn:II/135/SSRC, dated 26.12.2008, the following further amendments shall be made, namely :-

AMENDMENTS

In the Appendix:-

(1) against S.No. 1, in column No. 7, for the existing entries, at clauses (b) and (c), the following shall be substituted, namely;

“(b) By promotion on the basis of seniority-cum-fitness in the following manner:

(i) sixty percent from amongst the Naib Tehsildars, District Kanungos, District Revenue Accountants and Head Clerk (Revenue) with at least five year service as such.

Note:- The seniority of existing District Kanungos, District Revenue Accountants and Head Clerks (Revenue) will be merged with Naib Tehsildars and further promotion to these cadres will not be made henceforth; and

(ii) twenty percent from amongst graduate Assistant, Senior Scale Stenographer of Board of Revenue, Director Land Record, Senior Scale Stenographer of the offices of Commissioners, Additional Commissioners, Political Agents and Sub-Registrar with at least five years service as such.

Note: The officials in sub-clause (ii), so promoted, shall undergo Settlement / Revenue Training and pass “Kanungo Certificate Examination.”;

- (2) after serial No. 1, as so amended, the following new entries shall be inserted in the respective columns, namely;

(17)

1	2	3	4	5	6	7
"1-A	Reader to Senior Member / Members Board of Revenue	-	-	-	-	By transfer from amongst Tehsildars and;

- (3) against S.No. 2, in column No. 7, for the existing entries, the following shall be substituted, namely;

- (a) Fifty percent, by initial recruitment; and
- (b) Fifty percent by promotion, on the basis of seniority-cum-fitness, in the following manner within the Division.
- (i) thirty percent, from amongst Kanungos of the Division concerned with at least five years service as such who have passed the Departmental Examination of Naib Tehsildar; and
- (ii) twenty percent from amongst graduate Assistants of the offices of Commissioners, Additional Commissioners District Coordination Officers, District Officer (R&E)/Collectors, and Executive District Officers (F&P), Political Moharrirs of the office of Political Agents and Assistant Political Agents (FR), with at least five years service as such.

Note: Age and qualification for initial recruitment of Naib Tehsildars, remain intact passing of Departmental Examination and prescribed training as per rules 52, 53, 54 and 55 of the West Pakistan Tehsildar and Naib Tehsildar Departmental Examination and Training Rules, 1969 shall remain intact;

In word

SECRETARY

No. 12390-12429 / Admn:II/296/Amendment

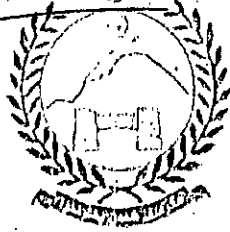
(2/19)
(18)

Copy forwarded for information and necessary action to the :-

1. Secretary to Government of Khyber Pakhtunkhwa Establishment Department.
2. Secretary to Government of Khyber Pakhtunkhwa Finance Department.
3. Secretary to Government of Khyber Pakhtunkhwa Law Department.
4. Secretary Khyber Pakhtunkhwa Public Service Commission.
5. Registrar Peshawar High Court.
6. Accountant General Khyber Pakhtunkhwa.
7. All Commissioners / Political Agents in Khyber Pakhtunkhwa.
8. All District Officers (R&E)/Collectors, in Khyber Pakhtunkhwa.
9. Private Secretary to Minister for Revenue Khyber Pakhtunkhwa.
10. Controller, Government Printing Press Peshawar with the request to publish the above notification in the official Gazette and supply 50 printed copies thereof to the undersigned for record.

*Tubal
Raf*

DEPUTY SECRETARY TO GOVERNMENT
OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT



KHYBER PAKHTUNKHWA

Published by Authority

PESHAWAR, THURSDAY, 30th JUNE, 2016.

GOVERNMENT OF THE KHYBER PAKHTUNKHWA
BOARD OF REVENUE, REVENUE AND ESTATE DEPARTMENT.

NOTIFICATION

Dated: 25th January, 2016.

No. 6032-42/Estt/SSRC/Vol-II/2016.--- In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Revenue and Estate Department in consultation with Establishment and Finance Departments, hereby directs that in this Department's Notification No. 32107/Admn/SSRC, dated 26.12.2008, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix.-

(a) against serial No. 1, in column No. 7,-

(i) In clause (b), the word "and" appearing at the end shall be deleted;

(ii) For clause (c), the following shall be substituted, namely:

"(c) sixteen (16) percent by promotion, on the basis of seniority-cum-fitness, from amongst Assistants and Senior Scale Stenographers of the offices of Commissioners, Deputy Commissioners and Political Agents having five years service as such; and"; and

(iii) after clause (c), as so amended, the following shall be added, namely:

"(d) four (4) percent by promotion, on the basis of seniority-cum-fitness, from amongst Assistants and Senior Scale Stenographers of the Board of Revenue having five years service as such."; and

(b) against serial No. 2, in column No. 7,-

(i) for clause (c), the following shall be substituted, namely:

"(c) twelve (12) percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Clerks and Stenographers of the offices of Commissioners and Deputy Commissioner in the division concerned."; and

(ii) In clause (d), the fullstop appearing at end shall be replaced by semi colon and the word "and" and thereafter the following shall be added, namely:

"(e) three (3) percent by promotion, on the basis of seniority-cum-fitness, from amongst the Senior Clerks and Stenographers of the Board of Revenue.".

Sd/-xxx
Secretary to Government of the
Khyber Pakhtunkhwa,
Revenue and Estate Department.

Amendments - 2

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D

GOVERNMENT OF KHYBER PAKHTUNKHWA,
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT
Peshawar Dated the 13 / 05 / 2019

NOTIFICATION

No. Estt:1/SSRC/2019/_____ In pursuance of provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Revenue and Estate Department in consultation with Establishment Department and Finance Department, hereby directs that in this Department's Notification No. 32102-61/Admn:1/135/SSRC, dated: 26.12.2008, the following further amendments shall be made, namely:

AMENDMENTS

In the APPENDIX:-

(a) against Serial No. 1, in column No. 7, for clauses (c) and (d), the following shall be substituted, namely:

(c) fifteen percent by promotion, on the basis of seniority - cum - fitness, from amongst Assistants and Senior Scale Stenographers of the offices of Commissioner and Deputy Commissioner, having five years services as such;

Note: Joint seniority list shall be maintained at Provincial level for the purpose of promotion; and

(d) five percent by promotion, on the basis of seniority-cum-fitness, from amongst Assistants and Senior Scale Stenographers of the Board of Revenue and Director Land Records Office having five years service as such.

Note:- Joint seniority list shall be maintained for the purpose of promotion.

(b) against Serial No. 2, in column No. 7,

(i) for clause (b), the following shall be substituted, namely:

(b) forty percent by promotion, on the basis of seniority - cum - fitness, from amongst the Kanungos with at least five years service as such, who have passed the Departmental Examination of Naib Tehsildar; and

(ii) clauses (c) and (e) shall be deleted.

(c) against Serial No. 3, in column No. 7, for the existing entry, the following shall be substituted, namely:

"by transfer from amongst Naib Tehsildars."

(d) against Serial No. 9, in column No. 7, the following Note to the existing entry shall be added, namely:

"Note:- The posts of Naib Tehsil Accountants and Naib Tehsil office Kanungo shall be deemed as Dying Cadre. On vacation of the above posts by retirement or promotion of the incumbents, no person shall be appointed by transfer to the same and shall forthwith to take up with the Finance Department for their abolition."

Sd/-
SECRETARY TO GOVERNMENT OF
KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

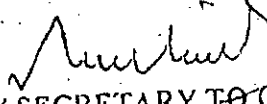
Revenue & Estate
Department
Peshawar

(21)

No. Estt./SSRC/2019/19056-63

Copy forwarded for information and necessary action to the:-

1. Secretary to Government of Khyber Pakhtunkhwa Establishment Department.
2. Secretary to Government of Khyber Pakhtunkhwa Finance Department.
3. Secretary to Government of Khyber Pakhtunkhwa Law Department.
4. Accountant General, Khyber Pakhtunkhwa.
5. All Commissioners in Khyber Pakhtunkhwa.
6. All Deputy Commissioners in Khyber Pakhtunkhwa.
7. PS to Minister for Revenue & Estate Khyber Pakhtunkhwa.
8. Controller, Government Printing Press Peshawar with the request to publish the above notification in official gazette and supply fifty printed copies thereof to the undersigned for record.


DEPUTY SECRETARY TO GOVERNMENT
OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT.



GOVERNMENT OF KHYBER PAKHTUNKHWA,
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT.

091-9213982

Peshawar Dated the 30/05/2023

091-9214208

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(E)

NOTIFICATION

Newly notified Rules

No. Estt:V/SSRC/Tehsildar/2022-23/13218-31 In pursuance of provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Revenue & Estate Department in consultation with the Establishment Department and the Finance Department is pleased to direct that in this Department Notification No. 32102/Admn:1/135/SSRC, dated 26.12.2008, the following further amendments shall be made, namely:

AMENDMENTS

In the APPENDIX, -

(a) against Serial No. 1, in Column No. 7, -

- (i) in clause (a), the word "and" and semi-colon shall be replaced by the colon and thereafter, the following shall be inserted, namely:

"Note: After appointment, on recommendation of the Public Service Commission, the Tehsildars shall undergo the Pre-Service Training of Tehsildars for a period of six (06) months which shall include four (04) months training at the Pakistan Provincial Services Academy (PPSA), one months Settlement Training and one months Revenue Training, under the West Pakistan Tehsildar and Naib Tehsildar Departmental Examinations and Training Rules, 1969;"

- (ii) for clause (b): the following shall be substituted, namely:

"(b) fifty-five percent (55%) by promotion, on the basis of seniority-cum-fitness, from amongst the holders of the posts of Naib Tehsildar, District Revenue Accountant, District Kanungo and Sub-Registrar with at least three (03) years service as such.

Note: The official promoted from the cadre of Sub-Registrar and District Revenue Accountant shall undergo six (06) months Revenue & Settlement Training as per schedule of the Department;"

- (iii) after clause (b), as so amended, the following new clause shall be inserted, namely:

(b-i) five percent (05%) by selection, on merit on the basis of competitive examination, to be conducted by the Public Service Commission, from amongst the holders of the posts of Assistant, Senior Scale Stenographer, Computer Operator, Junior Scale Stenographer, Senior Clerk, Junior Clerk, Naib Tehsildar, District Kanungo, District Revenue Accountant and Sub Registrar in the offices of the Board of Revenue, Director Land Records, Commissioners and Deputy Commissioners, who have Second Class Bachelor's Degree from a recognized University or its equivalent qualification and having at least three (03) years service as such.

Note: After appointment, on recommendation of the Public Service Commission, the Tehsildars shall undergo the Pre-Service Training of Tehsildars for a period of six (06) months which shall include four (04) months training at the Pakistan Provincial Services Academy (PPSA), one month Settlement Training and one month Revenue Training, under the West Pakistan Tehsildar and Naib Tehsildar Departmental Examination and Training Rules, 1969;"

- (iv) for clause (d), the following shall be substituted, namely:

"(d) five percent (05%) by promotion, on the basis of seniority-cum-fitness, from amongst the holders of the posts of Assistant, Senior Scale Stenographer and Computer Operator in the offices of the Board of Revenue and Director Land Records with at least five (05) years service as such."; and



GOVERNMENT OF KHYBER PAKHTUNKHWA,
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT.

091-9213282

Peshawar Dated the 30/05/2023

091-9214208

23

(b) against Serial No. 2, in Column No. 7,-

(i) in clause (a), for the word "and" and comma shall be replaced by the colon and thereafter, the following Note shall be inserted, namely:

Note: After appointment, on recommendation of the Public Service Commission, the Naib Tehsildars shall undergo the Pre-Service Training of Naib Tehsildars for a period of six (06) months which shall include four (04) months training at the Pakistan Provincial Services Academy (PPSA), one month Settlement Training and one month Revenue Training, under the West Pakistan Tehsildar and Naib Tehsildar Departmental Examinations and Training Rules, 1969;"

(ii) for clause (b), the following shall be substituted, namely:

"(b) forty percent (40%) by promotion, on the basis of seniority-cum-fitness, from amongst the holders of the posts of Kanungo with at least three (03) years service as such, who have undergone one (01) month mandatory training in Revenue Academy to be conducted by the Board of Revenue.

Note: Those Kanungos who have already passed Departmental Exam shall not undergo one-month training;"

(iii) after clause (b), as so amended, the following new clause, shall be inserted, namely:

"(c) six percent (06%) by promotion, on the basis of seniority-cum-fitness, from amongst the holders of the posts of,-

(i) the Senior Clerk with at least five (05) years accumulative service as Junior Clerk and Senior Clerk in the offices of the Board of Revenue, Director Land Records, Divisional Commissioners and Deputy Commissioners; and

(ii) the Junior Scale Stenographer with at least five (05) years service in the offices of the Board of Revenue, Director Land Records, Divisional Commissioners and Deputy Commissioners:

Provided that for the purpose of promotion, a joint seniority list of Senior Clerks and Junior Scale Stenographers, shall be maintained at Board of Revenue; and"; and

(iv) for clause (d), the following shall be substituted, namely:

"(d) four percent (04%) by promotion, on the basis of seniority-cum-fitness, from amongst the holders of the posts of Junior Clerk having ten (10) years service as Political Moharrir, in the office of Deputy Commissioners / Ex-Political Agent.

Note: On promotion, the officials at clause (c) and (d) shall undergo six (06) months Revenue and Settlement Training as per schedule of Board of Revenue."

Secretary to Government of Khyber Pakhtunkhwa,
Revenue & Estate Department



GOVERNMENT OF KHYBER PAKHTUNKHWA,
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT.

091-9213989

Peshawar Dated the 30/05/2023

091-9214208

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No. & Date Even.

Copy forwarded for information and necessary action to the: -

1. Accountant General, Khyber Pakhtunkhwa.
2. Chairman Khyber Pakhtunkhwa Public Service Commission.
3. Special Secretary (Regulation) Establishment Department, Khyber Pakhtunkhwa.
4. All Divisional Commissioners in Khyber Pakhtunkhwa.
5. Additional Secretary (Reg-II), Establishment Department, Khyber Pakhtunkhwa.
6. Additional Secretary (Reg), Finance Department, Khyber Pakhtunkhwa.
7. Additional Secretary, Law Department, Khyber Pakhtunkhwa.
8. Director Land Records, Khyber Pakhtunkhwa.
9. All Deputy Commissioners in Khyber Pakhtunkhwa.
10. Deputy Secretary (Policy), Establishment Department, Khyber Pakhtunkhwa.
11. Controller, Government Printing Press Peshawar with the request to publish the above notification in official gazette and supply hundred printed copies thereof to the undersigned for record.
12. SPS to Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
13. PS to Member-III, Board of Revenue, Khyber Pakhtunkhwa.

Secretary-I,
Board of Revenue, Revenue & Estate Department,
Khyber Pakhtunkhwa

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Ministerial Diary
No. 535
Date 23.06.23
Revenue & Estate
Khyber Pakhtunkhwa

**DEPARTMENTAL APPEAL BEFORE HONOURABLE SENIOR
MEMBER BOARD OF REVENUE**

PETITIONER(S): MINISTERIAL, STAFF OF BOARD OF REVENUE, REVENUE & ESTATE
DEPARTMENT, KHYBER PAKHTUNKHWA

**APPEAL AGAINST INCLUSION OF COMPUTER OPERATORS IN THE QUOTA FOR
PROMOTION TO TEHSILDAR, IN THE NEW NOTIFIED RULES DATED 30.05.2023**

Respectfully stated:

AS(E)
AS(A)
Sayed
27/6
SI

1. That in the previous service rules Assistants with 5 years service and Senior Scale Stenographers amongst the employees of Board of Revenue and Directorate of Land records had the 5% quota for promotion to Tehsildar (BPS-16). (Annex-A)
2. That most of the Assistants had not only to complete five years service for promotion to Tehsildar but they had to also get promotion all the way from Junior Clerk (BPS-11) to Senior Clerk (BPS-14), and then to the Assistant (BPS-16) for further promotion.
3. That this process enabled such employees to gain vast experience of official matters related to revenue etc.
4. That it takes a long period of time for an Assistant to get promoted to Tehsildar and that too in same Pay Scale.
5. That now Computer Operators (BPS-16) have been included in the joint seniority list of the Assistants and Senior Scale Stenographers for promotion to Tehsildar in the new service rules, notified on 30.05.2023. (Annex-B)
6. That the inclusion of Computer Operators in the seniority list is unjustified, and that recently two posts of Assistant Director IT (BPS-17) have been created for Computer Operators.
7. That the Computer Operators are direct recruited against Pay Scale BPS-16 unlike the other ministerial staff of Board of Revenue, most of whom have to get promotion from BPS-11 to BPS-16 to qualify for promotion to Tehsildar.
8. That the Computer Operator is totally IT related and Technical Post with no experience of official procedures and revenue.
9. That not only Assistants but Junior Clerks, Senior Clerks and Junior Scale Stenographers will suffer a huge loss in shape of slow promotions on inclusion of Computer Operators in the seniority list for promotion to Tehsildar.
10. That the future of around seventy ministerial staff will be affected as compared to eight Computer Operators of Board of Revenue.

MBR-III

SMR
24/7/2023

AS(E&A)

U-I

10-7-23

GROUNDS:

1. That Computer Operators are a technical cadre and Establishment Department Khyber Pakhtunkhwa in its service rules does not merge Computer Operators in the seniority list of Ministerial employees who are promoted to Provincial Management Service (PMS) after Superintendent level.
2. That the Establishment Department provides the chance of Promotion to Computer Operators to Technical IT Post of BPS-17.
3. That for promotion to PMS Establishment Department has kept a 10% quota through in-service Exam for ministerial and Technical staff (Computer Operators).
4. That the Peshawar High Court had set aside the appeal of the Computer Operators of Establishment Department in its judgment in writ petition No. 4233 of 2017. "Syed Habib Ullah & Others Vs Govt of KP through Chief Secretary" regarding inclusion in the seniority list of ministerial staff for direct promotion to PMS. (Annex-C)
5. That the Computer Operators had already been given relief in form of promotion as Assistant Director (IT).
6. That the computer Operators being well qualified had also been given relief in the newly notified rules in form of in-service exam for Tehsildar.
7. That the acceptance of the prayers below will bring in line the service rules of Board of Revenue with Establishment Department Khyber Pakhtunkhwa and according to the observations of the Honorable Peshawar High Court in its Judgment in writ Petition No. 4233 of 2017 "Syed Habib Ullah & Others Vs Govt of KP through Chief Secretary".

PRAYERS:


In light of the facts and ground recorded above the following may kindly be accepted:

1. That the newly notified service rules may kindly be amended and the computer operators may kindly be ousted from the seniority list/quota for promotion to Tehsildars (BPS-16).
2. That after grant of such favor the more justified proposal of in-service exam for all employees of Board of Revenue, Directorate of Land Records and Commissioner offices may be kept intact which will provide a chance to all employees including Computer Operators for direct promotion to Tehsildar.

(Through Deputy General Secretary
MINISTERIAL STAFF
of Board of Revenue
Mr. Muhammad Ishaq)

[Handwritten signatures and initials are present below the typed text, including names like 'Syed Habib Ullah' and 'Mr. Muhammad Ishaq']

27/07/23

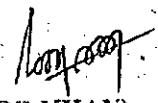
	GOVERNMENT OF KHYBER PAKHTUNKHWA, BOARD OF REVENUE, REVENUE & ESTATE DEPARTMENT.
091-9212726	091-9214208
No. Estt./SSRC/16969	Peshawar Dated the 19/07/2023

To

Mr. Muhammad Ishaq,
Deputy General Secretary,
Employees Association Board of Revenue.

SUBJECT: APPEAL AGAINST INCLUSION OF COMPUTER OPERATORS IN THE QUOTA FOR PROMOTION TO TEHSILDAR, IN THE NEW NOTIFIED RULES DATED 30.05.2023.

I am directed to refer to the subject noted above and to state that your Departmental Appeal has been examined and regretted by the Competent Authority please.


(NOOR KHAN)
Assistant Secretary (Estt)
Board of Revenue



**GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT**

Finance Department Civil Secretariat Peshawar <http://www.finance.gkp.pk> [facebook.com/GoKPPD](https://www.facebook.com/GoKPPD) twitter.com/GoKPPD
No. BO (PAC)/FD/1-5/BOR/BE 2021-22 Dated 16/12/2021

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BLAO To
16/12/21

The Secretary, to Govt: of Khyber Pakhtunkhwa,
Revenue & Estate Department,

RECEIVED
By No. 7946
Date: 16/12/21

Subject: **MINUTES OF THE 05TH MEETING OF SNEs HELD HELD ON 17TH NOVEMBER 2021 IN
FINANCE DEPARTMENT.**

Dear Sir,

I am directed to refer to your letter No. Bud:I/SNE/BOR/2021-22/31803-04 dated 06/12/2021 on the subject noted above and to state that in pursuance of the approval of the Competent Authority, Finance Department agrees to create the following posts of different categories in the Revenue and Estate Department during the current Financial year 2021-22:-

S#	Name of posts with BPS	No. of Post
1.	Senior Assistant Secretary (Tax) BPS-18	01
2.	Senior Assistant Secretary (HR) BPS-18	01
3.	Senior Private Secretary BPS-18	01
4.	Assistant Secretary BPS-17	01
5.	Assistant Director (MIS) BPS-17	02
6.	Senior Scale Stenographer BPS-16	01
7.	Driver BPS-06	02
8.	Naib Qasid BPS-03	02
Total		11

The expenditure will be debitable from the sanctioned budget 2021-22. Audit copy may be prepared accordingly and submitted to Finance Department for authentication.

Secy-I

Yours faithfully,

[Signature]
BUDGET OFFICER (COORD./PAC)

Endst: No & Date even.

[Signature]
16/12/2021

Copy forwarded to:-

- 1) The Accountant General, Khyber Pakhtunkhwa, Peshawar.
- 2) The Director FMIU Finance Department is requested for to update the above mentioned post in SAP-system and create position ID as per requirements.
- 3) Master File.

[Signature]
BUDGET OFFICER (COORD./PAC)



(29)
(H)

**GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)**

Dated Peshawar the: 07-07-2021

NOTIFICATION

No. FD(SO SR-II)2-5/2021-22/IT Prof Allow: The Government of Khyber Pakhtunkhwa has been pleased to accord sanction to IT Professional Allowance to the tune of one initial basic pay per Month as per Basic Pay Scales 2017 to all IT officers (BPS 17 & above) in Khyber Pakhtunkhwa with effect from 01.07.2021:

The above allowance will be admissible subject to the following conditions:

1. It will be subject to Income Tax.
2. It will be admissible to the IT Officers (BPS 17 & above) of all Departments having following designations:

S.No.	Designation
1	ASSISTANT DATABASE ADMINISTRATOR
2	ASSISTANT DIRECTOR (IT)
3	ASSISTANT DIRECTOR (MIS)
4	ASSISTANT DIRECTOR DATABASE
5	ASSISTANT DIRECTOR PROGRAMMING
6	ASSISTANT DIRECTOR (I.T)/NETWORK ADMINISTRATOR
7	ASSISTANT I.T MANAGER
8	DATA ANALYST
9	DATA PROCESSING OFFICER
10	DATABASE ADMINISTRATOR
11	DEPUTY DATABASE ADMINISTRATOR
12	DATABASE MANAGER
13	DEPUTY DIRECTOR - IT
14	DEPUTY DIRECTOR DATABASE
15	DEPUTY DIRECTOR IT/MANAGER IT
16	DEPUTY DIRECTOR OPERATION IT
17	DIRECTOR IT/ DIRECTOR MIS
18	GIS-CUM-WEB DESIGNER
19	I.T OFFICER/DESKTOP
20	I.T OFFICER/NETWORK
21	I.T OFFICER/WEB
22	M.I.S. MANAGER
23	MANAGER GIS/SYSTEM ANALYST
24	MIS COORDINATOR
25	NETWORK ADMINISTRATOR
26	NETWORK ENGINEER
27	NETWORK MANAGER
28	PROGRAMMER
29	SOFTWARE ENGINEER
30	SYSTEMS ANALYST
31	SENIOR PROGRAMMER
32	WEB ADMINISTRATOR
33	WEB DEVELOPER
34	WEB PORTAL MANAGER
35	LAN ADMINISTRATOR
36	ANDROID DEVELOPER
37	ASSISTANT DIRECTOR(GIS)
38	COMPUTER PROGRAMMER
39	DATA ANALYST/DATA BASE ADMN.
40	DEPUTY DATABASE ADMINISTRATOR
41	DEPUTY DIRECTOR (IT)/MIS MANAGER(IT)
42	HARDWARE ENGINEER
43	INTERNET & INFORMATION SERVICE MANAGER
44	MOBILE APPLICATION DEVELOPER
45	SENIOR PROGRAMMER
46	ASSISTANT DIRECTOR (I.T)/WEB ADMINISTRATOR

3. The Computer Allowance shall stand discontinued for employees entitled for IT Professional Allowance.
4. Those IT officers who are posted against other posts and are in receipt of IT Professional allowance other than regular allowances shall only be entitled to one of the allowances, whichever is more beneficial.
5. IT Professional Allowance shall not be counted towards pension and gratuity.
6. It will not be admissible in any kind of leave (except casual leave) as well as posting against OSD and Leave Reserve Posts.
7. All Autonomous/Semi-Autonomous/Medical Teaching Institutions/Other Institutions and Authorities under Provincial Government shall adopt this notification within their respective organizations with the approval of concerned Competent Forum subject to availability of their resources.

-sd-
Secretary to Govt. of Khyber Pakhtunkhwa
Finance Department

Endst: No. & Date even.

A copy of the above is forwarded for information & necessary action to the:

1. The Controller General of Accounts, Islamabad with the request to create G/L head for the said allowance.
2. The Accountant General, Khyber Pakhtunkhwa.
3. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
4. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
5. All Administrative Secretaries to government of Khyber Pakhtunkhwa.
6. The Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
7. The Secretary, Provincial Assembly, Khyber Pakhtunkhwa.
8. All the Divisional Commissioners in Khyber Pakhtunkhwa.
9. All Deputy Commissioners in Khyber Pakhtunkhwa.
10. The Registrar, Peshawar High Court, Peshawar.
11. All Heads of Attached Departments in Khyber Pakhtunkhwa
12. All Heads of Autonomous/Semi-Autonomous Bodies, Khyber Pakhtunkhwa.
13. All the District Accounts Officers in Khyber Pakhtunkhwa.
14. The Director-FMIU, Finance Deptt. With the request to upload the same on FD's Website.
15. PSO to Chief Secretary, Khyber Pakhtunkhwa.
16. All Section Officers/Budget Officers in Finance Department, Khyber Pakhtunkhwa.
17. The Manager, Government printing Press, Peshawar.
18. The Private Secretary to Secretary, Finance Deptt. Khyber Pakhtunkhwa.
19. PA to Special Secretary, Finance Department, Khyber Pakhtunkhwa.
20. PAs to Additional Secretaries/Deputy Secretaries in Finance Department, Peshawar.

MM
(Muhammad Ilyas Khattak)
Section Officer (SR- II)

TO BE SUBSTITUTED IN THE SAME NO. AND DATE, 13-04-2009

GOVERNMENT OF NWFP
FINANCE DEPARTMENT

(REGULATION WING)

Dated Peshawar, the 13th April, 2009

NOTIFICATION

NO.FD.SO(ER)17-11/2008/Vol-I. The Government of NWFP has been pleased to upgrade and re-designate the following 23 Nos. of posts of the Key Punch Operators/ Computer Operators/ Data Entry Operators with immediate effect as per details given below: -

S.No.	Department	Existing Nomenclature of Post	No. of Posts	Present BPS	New Nomenclature of Post	Up-Graded to BPS
1	Irrigation Department	Key Punch Operator	01	10	Computer Operator	12
2	Governor's Secretariat	Key Punch Operator	01	11	Computer Operator	12
3	Sport & Culture Department	Key Punch Operator	01	10	Computer Operator	12
4	Science & Technology and Information Technology Department	Computer Operator	02	11	Computer Operator	12
5	Auqaf, Haji Department	Key Punch Operator	01	11	Computer Operator	12
6	Social Welfare Department	Key Punch Operator	01	11	Computer Operator	12
7	Chief Minister's Secretariat	Computer Operator	01	10	Computer Operator	12
8	Higher Education Department	Data Entry Operator	03	10	Computer Operator	12
9	Health Department	Computer Operator	02	08	Computer Operator	12
10	Elementary & Secondary Education Department	(a) Computer Operator. (b) Data Entry Operator	02 01	10	Computer Operator	12
11	Finance Department	Computer Operator	02	11	Computer Operator	12

31

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12	Local Government & Rural Development Department	(a) Computer Operator	01	10	Computer Operator	2
		(b) Key Punch Operator	01	11		
13	Housing Department	Computer Operator	01	11	Computer Operator	2
14	Economy Commission	Computer Operator	02	11	Computer Operator	2
Total: -			23			

**SECRETARY TO GOVERNMENT OF NWFP
FINANCE DEPARTMENT**

Endst No. & Date Even:

Copy for the above is forwarded for information and necessary action to the:-

1. All Administrative Secretaries Government in NWFP.
2. Secretary to Governor, NWFP, Peshawar.
3. Principal Secretary to Chief Minister, NWFP.
4. PS to Chief Secretary, NWFP
5. Accountant General, NWFP, Peshawar.
6. PS to Additional Chief Secretary, NWFP.
7. PS to Finance Secretary, NWFP.
8. PS to Special Secretary, Finance Department.
9. PAs to all Additional/ Deputy Secretaries in Finance Department.
10. PA to Director FMIU, Finance Department.
11. The Section Officer (E-V), Establishment Department with reference to his letter No. SOE-V(E&AD)/5-16/2008 dated 26-02-2009
12. All Section/ Budget Officer in Finance Department.


(SHAUKAT ULLAH)
 Section Officer (FR)

X
GOVT: OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT

(REGULATION WING)

Dated Peshawar, the 12-07-2010

33

NOTIFICATION

NO.KC/FD/SO(FR)/7-3/2001, The Government of Khyber Pakhtunkhwa has been pleased to upgrade all the existing posts of Key Punch Operators/ Data Entry Operators/ Computer Assistants and Computer Operators working in different pay scales in District Governments, Attached Departments and Provincial Autonomous bodies and Subordinate Offices to BPS-12 with the standard nomenclature of the post as Computer Operator, with immediate effect as per details given below: -

S. No.	Existing Nomenclature of Posts	Present BPS	New Nomenclature of Post	Up-graded to BPS
1.	Key Punch Operators/ Data Entry Operators/ Computer Assistants and Computer Operators	8, 9, 10 & 11	Computer Operator	12

2. In future the following terms & conditions shall be followed for appointment and promotion against the IT related posts in all the Departments/ Attached Departments/ District Governments/ Subordinate Offices and Provincial Autonomous Bodies: -

- i. Basic qualification for initial appointment against the posts of Computer Operators shall be 2nd class graduation with one year Diploma in IT from Board of Technical Education or its equivalent.
- ii. The basic qualification for initial appointment against the 50% computer related posts in BPS-16 shall be first class M.Sc/ BIT/ BCS or equivalent from a recognized University. The 50% posts shall be filled through promotion, on the basis of seniority-cum-fitness from amongst the Data Processing Supervisors. They will qualify a mandatory three months IT course in Database Management, Programming, web pages development and networking from Staff Training Institute (STI), Peshawar.

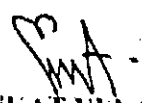
- (34)
- iii. All the Attached Departments, District Governments and Provincial Autonomous Bodies shall be directed by Establishment and Administration Department to formulate Service Rules for their respective departments/ offices adopting uniform criteria of qualification and experience for identical posts. The qualification and experience shall be commensurate with the job descriptions (JDs) of different posts.
- iv. Director FMU, Finance Department will frame JDs for all categories of IT related posts available in different Departments/ Attached Departments/ Provincial Autonomous bodies as well as District Governments and the qualification/ experience shall be prescribed on the basis of the JDs in the Service Rules mentioned in Para-2 (iii) above.

**SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT**

Endst No. & Date Even:

Copy for the above is forwarded for information and necessary action to the: -

1. All Administrative Secretaries to Government of Khyber Pakhtunkhwa.
2. Secretary to Governor, Khyber Pakhtunkhwa, Peshawar.
3. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
4. All DCOs in Khyber Pakhtunkhwa.
5. All Heads of Attached Departments in Khyber Pakhtunkhwa.
6. All Heads of Provincial Autonomous Bodies in Khyber Pakhtunkhwa.
7. PS to Chief Secretary, Khyber Pakhtunkhwa.
8. Accountant General, Khyber Pakhtunkhwa, Peshawar.
9. PS to Additional Chief Secretary, Khyber Pakhtunkhwa.
10. PS to Finance Secretary, Khyber Pakhtunkhwa.
11. PS to Special Secretary, Finance Department.
12. PAs to all Additional/ Deputy Secretaries in Finance Department.
13. PA to Director FMU, Finance Department.
14. The Section Officer (E-V), Establishment Department.
15. All Section/ Budget Officer in Finance Department.


(SHAUKAT ULLAH)
SECTION OFFICER (FR)



VIII
GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)

Dated Peshawar, the 29-07-2016

35

NOTIFICATION

NO.KC/FD/SO(FR)/7-3/2015-16. The Competent Authority has been pleased to upgrade and re-designate all the existing posts of Computer Operator and Data Processing Supervisor as Computer Operator (BPS-16) in all the Departments / Offices of the Government of Khyber Pakhtunkhwa with immediate effect as per details given below: -

S.No	Existing Nomenclature	Present BPS	Up-graded to BPS
1	Computer Operator	12	16
2	Data Processing Supervisor	14	16

- i) The pay of the existing incumbents of the posts shall be fixed in higher pay scales at a stage next above the pay in the lower pay scale.
- ii) All the concerned Departments will amend their respective service rules to the same effect in the prescribed manner.

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT

Endst No. & Date even.

Copy of the above is forwarded for information and necessary action to the:-

1. PS to Additional Chief Secretary, FATA.
2. All Administrative Secretaries Government of Khyber Pakhtunkhwa.
3. Senior Member, Board of Revenue, Khyber Pakhtunkhwa Peshawar.
4. Accountant General, Khyber Pakhtunkhwa, Peshawar.
5. Secretary to Governor, Khyber Pakhtunkhwa, Peshawar
6. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
7. Secretary Provincial Assembly, Khyber Pakhtunkhwa.
8. All Heads of Attached Departments in Khyber Pakhtunkhwa.
9. Registrar, Peshawar High Court, Peshawar.
10. All Deputy Commissioners, Political Agents, District & Sessions Judges/Executive District Officers in Khyber Pakhtunkhwa.
11. Chairman, Khyber Pakhtunkhwa, Public Service Commission, Peshawar.
12. Registrar, Service Tribunal Khyber Pakhtunkhwa.
13. All the Autonomous and Semi Autonomous Bodies in Khyber Pakhtunkhwa.
14. Secretary to Govt; of Punjab, Sindh and Baluchistan, Finance Deptt: Lahore, Karachi and Quetta.
15. The District Comptroller of Accts, Pesh, Mardan, Kohat, Bannu, Abbottabad, Swat and D.I. Khan.
16. The Senior Distt Accts Officer Nowshera, Swabi, Charsadda, Haripur, Mansehra and Dir Lower.
17. The Treasury Officer, Peshawar.
18. All District/Agency Accounts Officers in Khyber Pakhtunkhwa / FATA.
19. PS to Minister for Finance, Khyber Pakhtunkhwa.
20. PSO to Chief Secretary, Khyber Pakhtunkhwa.
21. Director Local Fund Audit, Khyber Pakhtunkhwa Peshawar.
22. PS to Finance Secretary.
23. PAs to All Additional Secretaries/ Deputy Secretaries in Finance Department.
24. All Section Officers/Budget Officers in Finance Department.
25. Director FMJU/All Budget Officer Finance Department to take effect in the budget books.
26. Syed Habibullah, President of Information Technology Staff Association (ITSA), Civil Secretariat Khyber Pakhtunkhwa.

SECTION OFFICER (FR)

کورٹ فیس

وکالت نامہ

Service Tribunal Peshawar kpk

بعدالت جناب

Appellant

منجانب

حکومت و غیرہ

بنام

محمد اسحاق

باعت تمہاری آنکھ

دعویٰ یا جرم

مندرجہ بالا عنوان میں اپنی طرف سے بیرونی و جواب دہی مقام ملک شہباز خان ایڈووکیٹ بریں
شرط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا ہوں گا اور بروقت پکارے جانے وکیل صاحب موصوف کو
اطلاع دے کر حاضر کروں گا اگر کسی پیشی پر مظہر حاضر نہ ہو اور غیر حاضری کی وجہ سے کسی طور پر مقدمہ میرے خلاف ہو گیا تو صاحب موصوف اس
کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدرہ مقام پجہری کے علاوہ کسی اور جگہ یا پجہری کے مقررہ اوقات سے پہلے یا بروڈ تعطیل
بیرونی کرنے کے مجاز نہ ہوں گے اگر مقدمہ مقام پجہری کے کسی اور جگہ سماعت ہونے پر یا بروڈ پجہری کے اوقات کے آگے یا پیچھے ہونے پر مظہر کو
کوئی نقصان پہنچے تو ذمہ دار یا اس کے واسطے کسی معاونہ ادا کرنے مختار نامہ اہل کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے مجھے کل ساخت
برداشتہ صاحب مثل کردہ ذات خود منظور قبول ہوگا اور صاحب موصوف عرضی دعویٰ اور درخواست اجراءے ڈگری و نظر کافی اپیل نگرانی دائر کرنے نیز
ہر قسم کی درخواست پر دستخط تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرانے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل
کرانے کا ہر قسم کا بیان دینے اور پر دہائی وراثی نامہ و قیصلہ بر خلاف کرنے و اقبال دعویٰ کا اختیار ہوگا اور بصورت اپیل اور پرا آمدگی مقدمہ یا منسوقی
ڈگری ایک طرف درخواست حکم امتناعی یا ڈگری قبل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو بشرط ادا نیگی علیحدہ بیرونی مختار نامہ کرنے کا مجاز ہو
گا اور بصورت ضرورت اپیل یا اقبل کے واسطے کسی دوسرے وکیل یا بیرسٹر کو بجائے اپنے ہمراہ مقرر کریں اور ایسے شیر قانونی کو بھی اس امر میں دعویٰ
اختیارات حاصل ہوں گے جیسے صاحب موصوف کو پوری نہیں تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی
بیرونی نہ کریں اور ایسی حالت میں میرا مطالب صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا مختار نامہ لکھ دیا ہے کہ مندر ہے۔ مضمون مختار نامہ سن لیا
ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

السید شہباز خان ایڈووکیٹ

السید شہباز خان ایڈووکیٹ

منظور شدہ
Audited
&
Accepted

مورخہ 23/2023ء

Malik Shabaz Khan
Advocate Hc
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