


10.05.2023

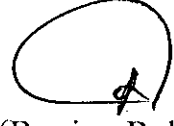
Learned counsel for the appellant present.

Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not gone through the record. Adjourned. To come up for arguments on 24.07.2023 before D.B. Parcha Peshi given to the parties.

SCANNED  
K. ST.  
Peshawar

  
(Muhammad Akbar Khan)  
Member (E)

  
(Rozina Rehman)  
Member (J)


\*Kamranullah\*


24<sup>th</sup> July, 2023

1. Learned counsel for the appellant and Mr. Muhammad Jan, District Attorney for the respondents present.

2. Being not prepared, learned counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 13.11.2023 before D.B. P.P given to the parties.

SCANNED  
K. ST.  
Peshawar

  
(Fareeha Paul)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman

\*Mutazein Shah\*

13.12.2022

Junior to counsel for the appellant present.

Mr. Naseerud Din Shah, Assistant Advocate General for the respondents present.

Former requested for adjournment due to engagement of learned senior counsel for the appellant in the Hon'ble High Court today. Adjourned. To come up for arguments on 01.03.2023 before the D.B.

SCANNED  
KPST  
Peshawar

  
(FAREEHA PAUL)  
Member(E)


  
(ROZINA REHMAN)  
Member (J)


1<sup>st</sup> Mar, 2023

Clerk of learned counsel for appellant present. Mr. Umair Azam, Additional Advocate General for respondents present.

Counsel are on strike. The case is adjourned. To come up for arguments on 10.05.2023 before D.B. PP given to the parties.

SCANNED  
KPST  
Peshawar

  
(Rozina Rehman)  
Member (J)

  
(Kalim Arshad Khan)  
Chairman

21.02.2022


Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 31.05.2022 for the same as before.

  
Reader.

31.05.2022 Counsel for the appellant present.

Naseer Ud Din Shah learned Assistant Advocate General present.

File to come up alongwith connected Service Appeal No.1677/2021 titled "Ihteshamul Haq Vs. Government of Khyber Pakhtunkhwa" on 10.08.2022 before D.B.

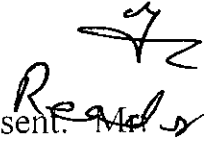
  
(Fareeha Paul)  
Member(E)

  
(Rozina Rehman)  
Member (J)

10.8.2022


Proper DB not available the case is adjourned to 2.11.2022

2nd Nov., 2022

Assistant to counsel for the appellant present.   
Muhammad Adeel Butt, Addl. Advocate General for the respondents present.

Request for adjournment was made due to engagement of learned senior counsel for the appellant before Hon'ble Peshawar High Court. Adjourned. To come up for arguments on 13.12.2022 before the D.B.

  
(Fareeha Paul)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman

08.07.2021

Junior to counsel for the appellant present. Preliminary arguments heard. 8/1/21

Points raised need consideration. The appeal is admitted to regular hearing, subject to all just and legal objections including of limitation. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 20.10.2021 before the D.B.

Appellant Deposited  
Security & Process Fee

14/7/21



Chairman

20.10.2021

Clerk to counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present and seek further time for submission of written reply/comments. Respondents are directed to furnish reply/comments within 10 days in office. In case they fail to submit reply/comments within stipulated time from today, they shall have to seek extension of time through written application citing sufficient reasons, otherwise, their right for submission of reply/comments shall be deemed as struck off. To come up for arguments on 21.02.2022 before D.B.



(Salah-Ud-Din)  
Member (Judicial)




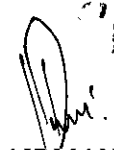
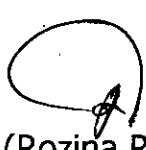
Chairman

Form-A

FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No. - 1678 /2021


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	27/01/2021  <b>SCANNED KE ST Peshawar</b>	<p>The appeal of Mr. Junaid Ali resubmitted today by Mr. L. Nawab Ali Noor Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR <u>27/1/2021</u></p>
2-	02.04.2021	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>02/04/21</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>Nemo for appellant.</p> <p>Notice be issued to appellant/counsel for <u>8/07</u> /2021 for hearing before S.B.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J)</p>

The appeal of Mr. Junid Ali son of Nasir Khan received today i.e. on 18/01/2021 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 testimonial mentioned in para-2 of the memo of appeal (Annexure-B) is not attached with the appeal which may be placed on it.
- 2- Annexures of the appeal may be attested.
- 3- Address of the appellant which may be completed according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.

No. 132 /S.T,

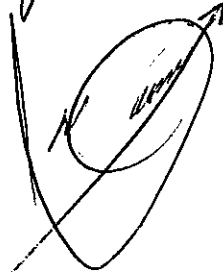
Dt. 19/01/2021

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. L.Nawab Ali Noor Adv. Pesh.

*Respectfully Submitted.*

*Needfull docu kindly put before the court.*



BEFORE THE SERVICE TRIBUNAL K.P.K PESHAWAR.

1

S. Appeal No. of 2021.

1678/21

1. Junid Ali S/O Nasir Khan GPS Khalid Abad Tehsil Takht Bhi  
Distt Mardan.

.....Appellant

VERSUS

1. Govt of K.P.K through Chief Secretary Civil Secretariat  
Peshawar.

.....Respondents

Index

S.NO.	Description	Annexure	Pages
1.	S.Appeal		
2.	Affidavit		1-5
3.	Application for stay		5
4.	Copy of appointment order		6
4.	Copy of notifications dated 24.7.14	A	7-9
5.	Copy of the notification 24.4.2018	B	10-16
6.	Copy of the departmental appeal	C	17-20
9	Wakalat Nama	D	21-22
			23

Appellant

Through

L. Nawab Ali Noor  
Advocate High Court Peshawar.  
03469076945

S. Appeal No. of 2021.

1. Junid Ali S/O Nasir Khan GPS Khalid Abad Tehsil Takht Bhi  
Distt Mardan.

.....Appellant

VERSUS

1. Govt of K.P.K through Chief Secretary Civil Secretariat  
Peshawar.

2. Secretary Elementary and Secondary  
education K.P.K Civil Secretariat , Peshawar.

3. Director Elementary and Secondary  
education K.P.K ~~Near No. School~~ , Peshawar.

.....Respondents

APPEAL UNDER SECTION-4 OF THE KHYBER PUKHTOONKHWA  
SERVICE TRIBUNAL ACT 1974 AGAINST THE IMPUGNED  
SERVICE RULES NOTIFICATION DATED 24.7.2014 WHEREBY NOT  
INCLUDING THE COMPUTER SCIENCE SUBJECT/DEGREE HOLDER  
IN THE CRITERIA OF ELIGABILITY FOR THE PROMOTION OF  
PST, IT TO THE POST OF SST BPS-16 SAME IS AGAINST THE  
SERVICE RULES NOTIFIED IN THE NOTIFICATION DATED  
24.4.2018 TO THE EXTENT OF SERIAL NO.2 COLUMN NO.5 OF  
THE TABLE WHEREBY NO QUOTA HAS BEEN ALLOCATED FOR  
APPELLANT CATER AS PST IT AND SAME TIME AWARDED TO  
ALL OTHERS AND TAKING ANY ACTION ON THE DEPARTMENTAL  
APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD  
OF NINETY DAYS.



**PRAYERS:**

On acceptance of this service appeal this honorable court may graciously be pleased to set aside / declare, null and void / amended / modified the impugned service rules / notification dated 24.7.2014 to the extent of the S.NO. 1 B Column NO.3 the table by including / inserting / amending / Modifying service rules as well as service rules 24.2.2018 column no. 5 and may please allocate promotion quota for appellant as PST IT for the promotion to the post of SST IT BPS -16 with all back benefit

It is further requested to consider the appellant for promotion for the post of SST IT BPS-16 with all back benefit from 2014 i.e from the date of notification benefit granted to others.

May also awarded the relief of 7 years duration of service also.

**RESPECTFULLY SUBMITTED,**

1. That appellant is civil servant doing their job in education department as PST.  
(Copy of the appointment order as annexure A).

2. That appellant is highly educated hiring master decree holder in their relevant computer science subject along With PST/ CT, BED / MED decrees etc.  
(Copies of the test results as annexure B).

3. That it is to be noted by your honor that following six cadres of SST ( BPS -16) are there in which the appellant cadre is PST (IT) which is only and lonely cadre of the appellant whom ignored, deprived from the promotion rights.

4. That It is further to be noted that till date even for the appellant cadre as PST .IT, even rules of promotion are complete silent which is further question mark before this honorable court?.

5. That so much so may visit the notification dated 24.7.14 in which for

category a,b,c,d qualification for which properly promotion rules are there and they are awarded the same from the date of notification while on other side appellat with qualification/ degree of Computer science , Math A, Math B along with others subject ignored reason best known to them .Copy of the notification 24.7.14 as annexure B.

6.That It is further to be noted that till date even for the petitioners cadre ,whose subject is computer science at bachelor level even rules of promotion are complete silent which is further question mark before this honorable court ?.

7.That so much so may visit the notifications dated 24.7.14 ,24.4.2018 very interesting to see that in 24.7.2014 where cadre is there but subject subject ignore while 24.4.2018 subject of computer is there but cadre ignore which is great joke and pure question of discrimination before this Honorable court .  
Copy of notification 24.4.18 is attached as annexure C.

8.That appellat filed departmental appeal before the competent authority but same is with no response within the statutory period.  
Copy of the Departmental appeal as annexure D.

That appelant aggrieved from the same having others no adequate remedy approach this Honorable court on following amongst others

**GROUNDS:**

- a. That awarding the promotion ,seniority back benefit to others while deprived the appellat cadre was/is illegal ,unlawful, unconstitutional act of the respondents hence need modified, amend, and set aside the same up to the asking relief .
- b. That awarding the same relief to rest of five categories and deprived from the same benefit appellat and his cadres is question of

discrimination before this Honorable tribunal.

4

- c. That notifications in questions is against the service rules, law ,constitution hence no way except to award the promotion quota to appellant/appellant cadre along with back benefit from the date of notification .
- d. That under what law and circumstances only appellant/appellant cadre deprived from promotion while rest of all are benefited through same notification and awarded relief with back benefit reason best known to them.
- e. That under the constitution appellant has the same rights like others civil servant but same not extend equally which is injustice.
- f. That act of the respondent to pick and chose is not justified at any cost which is against the basic provision of the constitution, law service rules.
- g. That action on the part of respondents amount to misuse of power and approach beyond from the jurisdiction under the law mentioned for.
- h. That superior court repeatedly delivered judgment in respect ART.4, 25 etc and present case respondents violated the same also.

It is therefore most humbly prayed that on acceptance of this service appeal your honor may graciously be to set aside / declare , null and void /amended /modified the notification dated 24.7.2014 to the extent of the S.NO. 1B column NO.3 of the table by including / inserting/ amending / Modifying service rules as well as service rules 24.2.2018 also may kindly be / inserting/ amending / Modifying to the extent of S.NO.2 column no.5 and may please allocate promotion quota for the appellant/appellant cadre.

It is further requested to consider the appellant for promotion for the post of SST IT BPS-16 with all back benefit from 2014 date of notification.

May also awarded the relief of 7 years duration of service also.

5

May please awarded any other relief for which appellant entitled not specifically mentioned deem appropriate may also awarded.

Dated:

  
Appellant

Through

L.Nawab Ali Noor  
Advocate High Court  
Peshawar.

Certificate: certified that no such like service. appeal filed before this Honorable tribunal.

L.Nawab Ali Noor  
Advocate High Court  
Peshawar.

**AFFIDAVIT.**

I, Junaid Ali S/O Nasir Khan GPS Khalid Abad Tehsil Takht Bhai Distt Mardan do solemnly affirm and declare on oath that the contents of the accompanying service Appeal are true and correct to the best of my knowledge and belief and nothing been kept concealed from this Honorable tribunal.

  
Deponent



**BEFORE THE SERVICE TRIBUNAL K.P.K PESHAWAR**

S. Appeal No. of 2020.

6

1. Junaid Ali S/O Nasir Khan GPS Khalid Abad Tehsil  
Takht Bhai Distt Mardan.

.....Appellant

**VERSUS**

1. Govt of K.P.K Through Chief Secretary K.P.K Peshawar and others.

.....Respondents

**Application for stay over the appointment of SST till decision.**

**RESPECTFULLY SUBMITTED.**

1. That above titled service appeal is pending before this honorable court for adjudication, and no date of hearing has been fixed so far.
2. That service appeal is read as an integral part of this application.
3. That appellant have a good prima facie and arguable case, balance of convince lies in their favor if temporary injunction not granted will suffer irreparable loss and injury.

Under the above circumstances, humbly prayed that respondent may kindly be restrained from further any promotion till final decision of the instant service appeal.

Through

Applicant/Appellant

L. Nawab Ali Noor Advocate  
High Court Peshawar.

**AFFIDAVIT.**

I, Junaid Ali S/O Nasir Khan GPS Khalid Abad Tehsil  
Takht Bhai Distt Mardan, do solemnly affirm and declare on oath that  
the contents of the accompanying service Appeal are true and correct to the best  
of my knowledge and belief and nothing been kept concealed from this  
Honorable tribunal.

Deponent



*M. A. A.*

**OFFICE OF THE EXECUTIVE DISTRICT OFFICER ELEMENTARY AND SECONDARY EDUCATION MARDAN**  
**OFFICE ORDER**

Consequent upon the advertisement published in Daily Mashriq and Daily Aaj Dated 11.08.2009 and Test/Interview held at GGHS No. 1 on Mardan 31.08.2009/10.09.2009 respectively and approval given by the Departmental Selection Committee District Mardan in its meeting held on 04.01.2010 the undersigned being Competent Authority is pleased to appoint the following PST Male Candidates in DPS\_07(3820-230-10720) Plus usual allowance as admissible to them under the rule against the vacant post at the schools noted against each w.e.f the date of their taking over charge in the interest of public service subject to the following existing terms and conditions.

**PST MALE OPEN MERIT 60%**

S.#	Name	Father Name	Name of Union-Council	Home Address	Total Score	School Where Appointed
1	IQTIDAR AEL SHAH	RAHIM SHAH	GURAT	Gujar Mardan	69.05	GPS Baro Banda no.2
2	MOHAMMAD QASIM	SAID GHAWAS	GARYALA	Hahi Khan Mardan	68.11	GPS Pilawo Malandari
3	ASHFAQ AHMAD	SHAH MUHAMMAD	MUSLIM ABAD	Shamsi Road Mardan	66.99	GPS Mohabat Abad
4	NEZAMU HAQ	HISAN UL HAQ	LUND KHWAR	Village: Muti Banda L/Khwar	66.74	GPS No.1 Ghalla Dher
5	MOHAMMAD AMIN	FAZAL RAHMAN	KATI GHARI	Village: Salak Katti Garhi	66.20	GPS Salak Ghundao
6	YASIR ARAFAT	GUL HABIB	G.D.ZAI	G.D.Zai Mardan	66.14	GPS No.2 Mohb Banda
7	MALHOOB ALI	SAID WALI	PIR SADDI	VPO Pir Saddi	65.28	GPS Abdul Ghafoor Mayan
8	HASHIBUL ASHIN	MOHAMMAD ASGHAR	KOT DAULAT ZAI	Village Kot Dolat Zai	64.66	GPS G.I.Zai.No.2
9	SAHEEDUR RAHMAN	GHANIUR RAHMAN	KOT DAULAT ZAI	Village: Kot Dolat Zai Ghari Kapura	64.59	GPS No.1 Ghalla Dher
10	SUDHAR SHAH	QADIR SHAH	PIR SADDI	VPO Pir Saddi	64.48	GPS Sheikhano Killi
11	ANWAR SHEH BACHA	MOHAMMAD SHEH	SERI BEHLOL	Village: Qandaro T/Bhai	64.39	GPS Said Amin No.1
12	MOHAMMAD QAYUM	MIR AKHAR KHAN	KATLANG 2	Village: Kuni Katlang	64.37	GPS Mashal Khan Koroona
13	MOHAMMAD INAM KHAN	SILAMSHAD	CHAMTAR	Nishta Road Mardan	64.36	GEPS Mian Gulzara
14	ZUBAIR SHAH	SALIM SHAH	ALO	Vill: Saddiq Abad Alo	64.16	GPS Pipal No.1
15	FAROOQ KHAN	SANOBAR KHAN	PAT BABA	Village: Pati Khurd T/Bhai	64.15	GPS Fathma
16	JAVED KHAN	ZAMIN KHAN	SHER GARH	Shergarh T/Bhai	64.14	GPS No.1 Ghalla Dher
17	MUHAMMAD RASAN	HAMEED GUL	JEHANGIR ABAD	Village: Janday Kalpani	64.08	GPS No.1 Ghalla Dher
18	ABDUL HALHEM	HABIB UR RAHMAN	JALALA	Lekson Depo No.2 Sheri Garh	63.96	GPS No.1 Ghalla Dher
19	SYED JAMAL SHAH	MUKAMMIL SHAH	KANDAR	Village: Ghari Kapura Mardan	63.94	GPS Mohib Banda No.3
20	PALAK NAZ KHAN	SAKIB BAHADAR	KOT DAULAT ZAI	Village: Kot Ismail Zai Ghari Kapura	63.80	GPS No.1 Buiseri
21	MOHAMMAD ISIRAR	TAJ ZARIN	HATHIAN	Village: Dad Muhammad Killi Hathian	63.79	GPS Meskeen Abad
22	UMAR SHAH	GUL DAD SHAH	SHER GARH	Shergarh T/Bhai	63.71	GPS Qadir Shah Pirsaddi
23	AKHTAR ALI	SARDAR HUSSAIN	G.E.ZAI	G.D.Zai Mardan	63.65	GPS G.I.Zai.No.3
24	AMID ALI	ZOR TALAB KHAN	PAT BABA	Village: Jamshed Kuni T/Bhai	63.63	GPS Jamba Patbaba
25	ASIF IQBAL	QASIM JAN	BAGHIDADA	Village Baghidada Mardan	63.60	GPS Ghalla Dher No.1
26	QASIM KHAN	ESSA KHAN	TORU	Village: Kass Killi Toru Mardan	63.55	GPS Kass Killi
27	SAID ABER KHAN	SHIRAT GUL	GUJAR GARHI	Gujar Ghari Mardan	63.53	GPS Gujar Ghari

S.NO	R.No	Name	Father Name	Name of Union-Council	Home Address	Total Marks
1	1749	SARTAJ KHAN	HAJI MAHMOOD DIN	PAT BABA	Ward no.5 Nehir Par T/Bhai	60.34
2	1202	NAVEED AHMAD KHAN	ADAM KHAN	JEHANGIR ABAD	Village: Mian Gul Killi T/Bhai	60.32
3	1741	GOHAR TAJ	ZAHIR TAJ	BAGHICHA DHERI	Village: Shickh Abad Shahbaz Garhi	60.30
4	1081	PARDUL KHAN	RAHIM KHAN	BABOZAI	VPO Babo Zai	60.28
5	721	AZMAT ISLAM	ASHRAF KHAN	IKRAM PUR	VPO Ikram Pur Moh: Torzai T/Bhai	60.28
6	2215	IMRAN KHAN	ALI HAIDER	KATLANG 2	Village: Zargan Banda PO Katlang Mardan	60.26
7	1825	JUNAID ALI	NASIR KHAN	LUND KHWAR	Village and Po L/Khawar T/Bhai Mardan	60.26
8	698	MUSTAQIM SHAH	NOOR AHMAD	LUND KHWAR	Village: Karim Abad PO L.Khawar Gul Mira	60.23
9	383	ABBAS KHAN	ABDUL AZIZ	GULI BAGH	Guli Bagh Hoti Mardan	60.23
10	972	MURAD ALI	GHULAM MOHAMMAD	JAMAL GARHI	Center Jamal Garhi	60.21
11	1237	BASHIR AHMAD	AZIZ ULLAH	PARKHO DHERI	Vill: Hussai Umar Abad T/Bhai	60.19
12	2203	SHAH RUM KHAN	MUHAMMAD IBRAHIM	BABENI		60.14
13	935	MOHAMMAD INAM	MOHAMMAD JAN	PALO DHERI	VPO Phalo dheri Mardan	60.10
14	1701	FEROZ SHAH	SHER ALI	JALALA	Village: Jamal Abad PO Pirsaddi	60.09
15	1776	MUSHTAQ MUHAMMAD	ZAFAR KHAN	PIR SADDI	VPO Pirsaddi T/Bhai	60.07
16	1665	ZAWAR HUSSAIN	HAFIZ HUSSAIN AHMAD	BARI CHAN	Moh: Abbas Khan Hoti Mardan	60.03
17	920	AMJAD ALI	MOHAMMAD AMIN	SAWAL DHER		60.03
18	450	IKRAM UR RAHMAN	ABDUR RAHMAN	RUSTAM	VPO Rustam Haji Abad	59.99
19	807	MOHAMMAD ULLAH	KARIM ULLAH	MIAN ESSA	Vill: Duniya PO L/Khawar T/Bhai	59.97

MS A 8

School Where Appointment

GPS Tambulak

GPS Miangano Cham Gujar Ghari

GPS Baghicha Dheri

GPS Ajnabi Khan Dheri

GPS Kohi Barmol No.2

GPS No.1 Gahrib Abad

GPS Qamar Abad Rustam

GPS Palato

GPS Guli Bagh Mardan

GPS Miangan Sawal Dheri

GEPS Kachkool Abad

GPS Shankar Koroona

GPS No.2 Palo Dheri

GPS Kopper

GPS Khalid Abad

L/Khawar

GPS Landaki Hoti

GPS Peshkand

GPS Pando Kotay

Rustam

GPS Pirsai Rustam

5. The DDO Male Mardan/Takht Bhai ADOs Circle Head Teacher should furnish certificate to the effect that the candidates have joined posts within 15 days or otherwise the appointment order shall automatically stand canceled.
6. They will be on probation for a period of two years.
7. Their appointments are subject to further condition that they are domiciled of District Mardan for 60% Open Merit/District Merit/Disable and Concerned Union Council in case of 40% Union Council Merit.
8. All those Candidates who have obtained Certificate/Diploma from private colleges/ institutions they will take 3 month refresher course in the relevant field on the reasonable tuition fees which shall be deposited in the concerned RTI/college.
9. They are required to produce health and age certificate from the concerned Medical Superintendent before taking over charge.
10. They are not allowed to take over charge if their age is less than 18 years and more than 35 years.
11. No TADA is allowed.
12. The DDO Male Mardan/Takht Bhai ADOs Circle Head Teacher check their original Certificate/Degree/DMC/and Domicile before taking over charge.
13. In case of valid appeal of senior most candidates, the junior most candidate in the relevant merit list will be replaced either open merit /District Merit or UC Merit.
14. Their Appointments are subject to the verification of all the certificates/degrees/DMC/Domicile if any bogus/fake certificate/degree was found appointments will be considered automatically cancelled from the of issue.
15. The Deputy District Officer Mardan and T.Bhai ADOs Circle, and Head Teacher may not hand over charge to the appointees if there is no vacant post in the school.

15. The Drawing and Disbursing Officer should submit a certificate, for release of pay as under:-

Mr \_\_\_\_\_ S/O \_\_\_\_\_ R/O \_\_\_\_\_ appointed against PST Post at GPS \_\_\_\_\_ vide order No. \_\_\_\_\_ at  
S No. \_\_\_\_\_ Total score \_\_\_\_\_ 60 % and 40% his certificates/degrees/DMC and Domicile certificate of District Mardan and  
Union Council \_\_\_\_\_ have been personally verified and found correct. In case of any discrepancy if detected later on  
will be the sole responsibility of the undersigned.

Signature \_\_\_\_\_ Name \_\_\_\_\_  
DDO /ADO Circle Male GPS \_\_\_\_\_

(HANIF ULLAH)

EXECUTIVE DISTRICT OFFICER  
E&S EDUCATION MARDAN

Encl No. S30-6 Dated 20-1-2010

Copy of the above as forwarded for information and necessary action.

- 1- Director Elementary and Secondary Education NWFP Peshawar
- 2- District Co-ordination Officer Mardan
- 3- District Accountant Officer Mardan
- 4- District Officer (Male) E&S Local Office.
- 5- Principal/Head Master Concerned.
- 6- ADO (E) Local Office.
- 7- Budget and Accountant Officer local office
- 8- The Candidates Concerned.

Signature \_\_\_\_\_  
EXECUTIVE DISTRICT OFFICER  
E&S EDUCATION MARDAN



Ann. B.10



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24<sup>th</sup> July, 2014.



**NOTIFICATION**

**No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre:-** 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 Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB dated, 13-11-2007, and Notification No.SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made namely:

**AMENDMENTS**

In the Appendix,  
(i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

1	2	3	4	5
1	Subject Specialist (BPS-17) <i>IT subject</i>	i. At least second class Master's Degree or four years BS Degree in the relevant subject; and ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.	23 to 35 years	(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3.  NOTE: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

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SSRC Meeting  
Subject Specialist  
IT subject  
BPS-17  
23 to 35 years

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1A	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	recruitment; and (b) fifty percent by initial recruitment.  (a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3:  Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3;  Note:- If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment; and  (b) fifty percent by initial recruitment"; and
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(ii) against Serial No. 1B, as so renumbered, for the existing entries, the following shall be substituted, in respective columns, namely:

1	2	3	4	5
1B.	<p>Secondary School Teacher (BPS-16)</p> <p>(SST)</p> <p>دیسریئر سکول ٹیچر (BPS-16)</p> <p>3/2/16</p>	<p>I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject</p> <p>(a) (Chemistry, Botany or Zoology), Or (b) (Physics, Maths "A" or "B" or Statistics) Or (c) (Humanities and other equivalent groups at degree level with English as compulsory subject;</p> <p>(کیمسٹری، بائیو لاجی اور زیٹولوجی) اور (فزکس، میٹس "A" یا "B" یا اسٹیٹسٹکس) اور (ہیومنٹیز اور دیگر ایکیواٹنٹ گروپس ڈیگری لیول پر انگریزی کو لازمی مضمون کے طور پر)</p> <p>and</p> <p>II. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualifications from a recognized University.</p> <p>(کمپیوٹر سائنس اور دیگر ایکیواٹنٹ گروپس ڈیگری لیول پر انگریزی کو لازمی مضمون کے طور پر)</p>	<p>21 to 35 years.</p> <p>CT</p> <p>DM</p>	<p>1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:</p> <p>(a) forty per cent from amongst the Senior Certified Teachers (BPS-16), with at least five years service as Senior Certified Teacher and Certified Teacher and having qualification mentioned in column No.3;</p> <p>Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Certified Teachers, with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(b) four per cent from amongst the Senior Drawing Masters (BPS-16), with at least five years service as Senior Drawing Masters and Drawing Masters and having qualification mentioned in column No.3;</p>

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Subject  
موضوع  
27. P.S (11/12/16)

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				<p>Provided that if no suitable candidate is available from amongst Senior Drawing Masters for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Drawing Masters with at least five years service as such and having qualification mentioned in column No. 3;</p>
			AT	<p>(c) four per cent from amongst the Senior Arabic Teachers (BPS-16), with at least five years service as Senior Arabic Teachers and Arabic Teachers, and having qualification mentioned in column No. 3;</p> <p>Provided that if no suitable candidate is available from amongst Senior Arabic Teachers for promotion then the post shall be filled by promotion on the basis of seniority-cum-fitness, from Arabic Teachers with at least five years service as such and having qualification mentioned in column No. 3;</p>
			TT	<p>(a) four per cent from amongst the Senior Theology Teachers (BPS-16), with at least five years service as Senior Theology Teachers and Theology Teachers and having qualification mentioned in column No. 3;</p>

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			<p style="text-align: center;">(4)</p> <p style="text-align: center;">Qari</p>	<p>Provided that if no suitable candidate is available from amongst Senior Theology Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Theology Teachers with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(e) three per cent from amongst the Senior Qaris (BPS-16), with at least five years service as Senior Qari and Qari and having qualification mentioned in column No. 3;</p> <p>Provided that if no suitable candidate is available from amongst the Senior Qaris then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Qaris with at least five years service as such and having qualification mentioned in column No. 3;</p>
			<p style="text-align: center;">(5)</p> <p style="text-align: center;">PST</p>	<p>(f) twenty per cent from amongst the Primary School Head Teachers (BPS-16), with at least seven years service as Primary School Head Teachers and Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No. 3;</p> <p>Provided that if no suitable candidate is available from amongst</p>

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				<p>Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers with at least seven years service as Senior Primary School Teachers and Primary School teachers and having qualification mentioned in column No. 3:</p> <p>Provided further that if no suitable candidate is available from amongst Senior Primary School Teachers for promotion then the post shall be filled from amongst Primary School Teachers with at least seven years service as such and having qualification mentioned in column No. 3; and</p> <p>(ii) twenty five percent by initial recruitment.</p> <p><b>Note:</b></p> <p>I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.</p> <p>II. Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately.</p>
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Approved do  
J. S. S. C. A



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SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Endst : of even No & date:

1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
7. The Director of Education (FATA) Peshawar.
8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
14. All District Account Officer in Khyber Pakhtunkhwa.
15. All Agency Education Officer in FATA
16. All Agency Account Officer in FATA.
17. PS to Governor Khyber Pakhtunkhwa. Peshawar.
18. PS to Chief Minister Khyber Pakhtunkhwa. Peshawar.
19. PS to Chief Secretary Khyber Pakhtunkhwa. Peshawar.
20. PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.
22. Master file

(ZAMIN KHAN MOMAND)  
SECTION OFFICER (PRIMARY)

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GOVERNMENT



REGISTERED NO. P111  
GAZETTE

**KHYBER PAKHTUNKHWA**

Published by Authority

PESHAWAR, TUESDAY, 24<sup>th</sup> APRIL, 2018. →

**GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

**NOTIFICATION**

Peshawar, dated: 24<sup>th</sup> April 2017

No. SOG/TE&SE/1-85/I.T/2017:- 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, and in supersession of the notification issued in this behalf, the Elementary and Secondary Education Department in consultation with the Establishment & Administration Department and Finance Department hereby lays down the method of recruitment, qualification and other conditions specified in column No. 2 to 5 of the Appendix to the Notification which shall be applicable to the posts of Information Technology Teaching Cadre (Male/Female) in the Elementary and Secondary Education Department as specified in column No.2 of the said Appendix:

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**APPENDIX:**

S.No	Nomenclature of (i) post	Minimum qualification for appointment by initial recruitment transfer	Age limit	Method of recruitment
1	Subject Specialist- Information Technology (SS-IT) (915-17)	<p>At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science. (BCS/BSCS Honours 4 years) or equivalent qualification from a recognized University; and</p> <p>ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	21-35	<p>a) Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Secondary School Teacher-IT with at least five years service; and</p> <p>b) Fifty percent by initial recruitment:</p> <p>Provided that if no suitable candidate is available for promotion, then by initial recruitment.</p>

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1542 KHAYBER PAKHTUNKHWA GOVERNMENT GAZETTE, EXTRAORDINARY, 24<sup>th</sup> APRIL, 2018

<p>2. Secondary School Teacher-Information Technology (SST-IT) (BPS-11)</p>	<p>i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BCS/BSCS Honours 4 years) or Bachelor's Degree with a subject of Computer Science or equivalent Qualification from a recognized University; and</p> <p>ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	<p>21-35</p>	<p>a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-IT with five years service as such and having the qualification prescribed for the post of Secondary School Teacher-IT.</p> <p>b). Fifty percent by initial recruitment.</p> <p>Provided that if no suitable candidate is available for promotion, then by initial recruitment.</p>
<p>Certified Teacher Information Technology (CT-IT) (BPS-12)</p>	<p>i. At least 3<sup>rd</sup> Division Intermediate School Certificate or equivalent qualification from a recognized Institution or Board with one year Diploma in Information Technology Computer Science from any recognized institution; and</p> <p>ii. Certified Teacher Certificate (CT) or Associate Degree in Education (ADE) from any recognized institution/ University</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	<p>18-35</p>	<p>By initial recruitment.</p>

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SECRETARY TO GOVERNMENT OF KHAYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

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Slaty. & Ptg. Dept., Khyber Pakhtunkhwa, Peshawar.

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No	Nomenclature of the post	Minimum Qualification for appointment by initial recruitment or by transfer.	Age Limit	Method of recruitment
1	Subject Specialist Information Technology (ES-IT) (B-17) Government Higher Secondary Schools/ Govt. comprehensive High Schools and other equivalent posts in the Teaching Cadre.	i.) Master Degree in Computer Science/IT at least in 2 <sup>nd</sup> Division or equivalent qualification from any recognized University.  ii.) Bachelor Degree of Education (B.Ed) at least in 2 <sup>nd</sup> Division from any recognized University.	21-35	a). Fifty percent by promotion on the basis of seniority-combines from amongst the Secondary School Teacher-IT with at least five years' service AND Secondary School Teacher (SST) (General/Science) possessing master degree in IT or equivalent qualification with 05 years' experience  b). Fifty percent by initial recruitment.  Note: If no suitable candidate is available for promotion in the relevant cadre than by initial recruitment.  Their seniority may be clubbed with SS and amendment may be made in the existing service rules.
2	Secondary School Teacher Information Technology (SST/IT) (D-06) Govt. High / Higher Secondary Schools	i). Bachelor Degree with the subject of Computer Science at least in 2 <sup>nd</sup> Division or equivalent Qualification from any recognized institution.  ii). Bachelor Degree of Education (B. Ed) at least in 2 <sup>nd</sup> Division from any recognized institution.	21-35	a). Fifty percent by promotion on the basis of seniority-combines from amongst the Computer Lab In-charge with (05) years' service having the qualification prescribed for the post of IT Teacher.  b). Fifty percent by initial recruitment.  Note: If no suitable candidate is available for promotion in the relevant cadre than by initial recruitment.
3	Junior Teacher Information Technology (JT-IT) (D-12) Govt. High / Higher Secondary Schools	Intermediate or equivalent qualification from any recognized institution with one-year Diploma in IT/Computer Science from any recognized institution and Certified Teacher Certificate/Diploma or equivalent qualification from any recognized institution.	18-35	By initial recruitment.

(SST)

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IT

The committee members discussed the proposed amendments in the service rules strictly for the SST (C) (D-06) & SST (IT) in depth and were agreed upon unanimously.

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Apr 5-20

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Decisions

The following decisions were made in consensus:-

- i. The proposed amendments in the service rules/structure as depicted in the above table was approved.
- ii. N in tenure of the post of CT(IT) was changed as Junior Teacher Information Technology (JT-IT)
- iii. Seniority of SST (Genem/Science) & SST (IT) will be clubbed together immediately for the purpose of promotion in light of the above amended service rules for the post of SST (General/Science) & SST (IT) to the post of SST(IT/Computer Science)

The meeting ended with vote of thanks to/from the Chair.

*(Signature)*  
 Joyal Siddi (sic)  
 Deputy Secretary (R), Finance Department

*(Signature)*  
 (Mehsin Mubashir)  
 Assistant (R-1), P.A.C Deptt.

*(Signature)*  
 Nail Muhammad  
 Section Officer (Primary), E&SE Department

*(Signature)*  
 A. H. Ahmad Ghani  
 Deputy Secretary (R), E&SE Deptt.

*(Signature)*  
 (Mohammed Raheem Khatun)  
 Director, I & SE, Peshawar

*(Signature)*  
 (S. M. Khan)  
 Special Secretary, E&SE Deptt.

*(Signature)*  
 Dr. Saibzad Khan Bhangal  
 Secretary E&SE Department  
 (Chairman)

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TO, THE SECRETARY EDUCATION KHYBER PUKHTHON  
KHYBER PAKHTHUN KHWAZA.

DEPARTMENTAL APPEAL NO OF 2020.

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED  
SERVICE RULES NOTIFICATION DATED 24.7.2014  
WHEREBY NOT INCLUDING THE COMPUTER SCIENCE  
SUBJECT/DEGREE HOLDER IN THE CRITERIA OF  
ELIGIBILITY FOR THE PROMOTION OF PST,S TO THE  
POST OF SST. BPS -16 SAME IS AGAINST THE SERVICE  
RULES NOTIFIED IN THE NOTIFICATION DATED 24.4.2018  
TO THE EXTENT OF SERIAL NO.2 COLUMN NO 5 OF THE  
TABLE WHEREBY NO QUOTA HAS BEEN ALLOCATED FOR  
APPELLANT / APPELLANT CADRE AS PST\*IT\* AND SAME  
TIME AWARDED TO ALL OTHERS.

RESPECTFULLY SUBMITTED,

1. That with great respect it is stated that I am performing my  
duty as PST BPS-12. That I am highly educated master degree  
holder in relevant computer science subject along with PST/  
CT, BED / MED degrees etc. I done my duty with full devotion  
and never raised any objection from the student or any other side.  
It is to be noted by your honor that following six cadres of  
SST (BPS -15) are there in which my cadre is PST (IT) which  
is the only and lonely cadre whom, ignored, deprived from the  
promotion rights. That my cadre PST IT, even rules of promotion  
are complete silent which is further question mark before your  
honor? That notification dated 24.7.14 in which specifically  
mentioned the promotion on base of strength of service which  
is 7 years as well as 75% quota on basis of seniority cum



