13<sup>th</sup> June, 2023

- Junior to counsel for the appellant present. Mr. Muhammad
   Jan, District Attorney for the respondents present.
- 2. Junior to counsel for the appellant requested for adjournment as senior counsel for the appellant is not available today.

  Adjourned. To come up for arguments on 26.09.2023 before the D.B.

  P.P given to the parties.

SCANNED KPST Peshawar

(Fareena Paul) Member (E)

(Kalim Arshad Khan) Chairman

\*Mutazem Shah \*

22.02.2023

Clerk to counsel for the appellant present. Mr. Umair Azmat,
Additional Advocate General alongwith Mr. Ihsan Ullah, Litigation Officer
for the respondents present.

Reply/comments on behalf of respondents not submitted.

Representative of the respondents requested for time to submit reply/comments. Last opportunity granted. To come up for reply/comments on 11.04.2023 before S.B.

(Muhammad Akbar Khan) Member (E)

11.04:2023

connsel was informed the date telephonically for the date

None present on behalf of the appellant. Mr. Farhan,
Assistant alongwith Mr. Asad Ali Khan, Assistant
Advocate General for the respondents present.

Para-wise comments on behalf of respondents are submitted, which is placed on file. Adjourned. To come up for rejoinder, if any, as well as arguments on 13.06.2023 before the D.B.

Notice be issued to appellant for the date fixed.

(Salah-Ud-Din) Member (J) 05.12.2022

Junior to counsel for the appellant. Muhammad Adeel Butt, learned Additional Advocate General for respondents present.

SCANNED Kenawari

Written reply not submitted. Learned AAG sought time for submission of written reply. Adjourned. To come for written reply/comments on 13.01.2023 before S.B.

(Rozina Rehman) Member (J)

13.01.2023 Appellant present in person. Mr. Muhammad Adeel Butt,

SCANNED! Pesnawahi

Additional Advocate General alongwith Mr. Farhan Assistant for the respondents present, and needs times for submission of written reply. Last opportunity granted. To come up for written reply/comments on 22.02.2023 before S.B.

(Kalim Arshad Khan) Chairman

# Form of order sheet

Court of	
	•
Case No -	1549/2022

		Case	No1549/2022
	S.No.	Date of order proceedings	Order or other proceedings with signature of judge
	1	2	3
	.1-	31/10/2022	The appeal of Mr. Gohar resubmitted today by Mr. Fazal Shah Mohmand Advocate. It is fixed for preliminar
Nete	e Fi	31/10/2022 88 Me red	hearing before Single Bench at Peshawar on 7-11-22
DW			Notices be issued to appellant and his counsel for the dat
1 (1)			fixed.  By the order of Chairman
12			REGISTRAR.
		•.	
		07.11.2022	Miss Rabia Muzaffar, Advocate for the appellant
			present. Preliminary arguments heard.
	1	r	Points raised need consideration. The appeal is
	,	OCA.	admitted to regular hearing, subject to all just and legal
, ,	A	eshameo	objections. The appellant is directed to deposit security
Appe	13-1 De	posited	and process fee within 10 days. Thereafter, notices be
Secu	rity & P4	00000 F 1000 .	issued to the respondents for submission of written
	H	H	reply/comments. To come up for reply/comments before

the S.B on 05.12.2022.

(Mian Muhammad)

Member (E)

The appeal of Mr. Gohar Assistant Professor GDC Koh Daman Mattani Peshawar received today i.e. on 19.10.2022 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 letter dated 21.10.2006 & 16.03.2009 mentioned in para-3 & 4 of the memo of appeal is not attached with the appeal which may be placed on it.
- 2- Annexure-C of the appeal is illegible which may be replaced by legible/better one.

No. 2925 /S.T.

Di 20/10 /2022

SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Mr. Fazal Shah Mohmand Adv.

peopully submitted;

The following requiments are fulful accordingly. As Amexice: E. of the appeal is not necessary. Please place before the Horocaste Comet.

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service App	peal No_1549_/2022	
Gohar	***************************************	Appellant
· ·	VERSUS	
Govt. and C	Others	Respondents

#### INDEX

S. No	Description of Documents	Annexure	Pages
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2.	Application for condonation of delay with Affidavit		6
3.	Copy of Order dated 28-08-2003	Α	7-8
4.	Copy of Notification dated 07-09-2005 & Letter dated 12-09-2005	В	9-11
5.	Copies of Notifications dated 18-05-2006, Notification dated 21-10-2006, Notification dated 06-06-2007 & Notification dated 21-10-2008	C	12 -20
6.	Copy of Notification dated 14-03-2009 & Letter dated 16-03-2009	D <sub>.</sub>	21-
7.	Copy of Writ Petition, Order/Judgment dated 24-11-2021 & Letter dated 06-10-2022	E&F	22-27
8.	Copies of Judgments	G	28 -40
9.	Vakalat Nama		41

Dated:-18-10-2022

Appellant

Through

Fazal Shah Mohmand Advocate,

**Supreme Court of Pakistan** 

OFFICE:- Cantonment Plaza Flat 3/B Khyber Bazar Peshawar Cell# 0301 8804841 Email:- fazalshahmohmand@gmail.com



# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No 1549 /2022

#### **VERSUS**

- **1.** Govt. of Khyber Pakhtunkhwa through Secretary, Higher Education Department Peshawar.
- **2.** Director, Higher Education Department, Govt. of Khyber Pakhtunkhwa Peshawar.
- **3.** Govt. of Khyber Pakhtunkhwa through Secretary, Finance Department Peshawar.
- 4. Chief Secretary, Govt. of Khyber Pakhtunkhwa Peshawar.

.....Respondents

APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974, AGAINST THE ORDER COMMUNICATED TO THE APPELANT VIDE LETTER DATED 06-10-2022 WHEREBY APPEAL OF THE APPELLANT FOR COUNTING HIS PREVIOUS SERVICE FOR THE PURPOSE OF PAY PROTECTION AND PENSION HAS BEEN REGRETTED.

#### PRAYER:-

On acceptance of this appeal, the impugned order communicated to the appellant vide letter dated 06-10-2022 may kindly be set aside and respondents may kindly be directed to count previous contract service of the appellant for the purpose of pay protection and pension with all back benefits.

#### **Respectfully Submitted:-**

- 1. That the appellant being qualified was appointed as Lecturer Maths (BPS-17) after due process of law and upon recommendations of Selection Committee in erstwhile FATA for the project period or till the creation of regular posts/arrival of KP Public Service Commission vide Order dated 28-08-2003 and was posted to Govt. Degree College Ghaljo Orakzai Agency. (Copy of Order dated 28-08-2003 is enclosed as Annexure A).
- 2. That in the meanwhile the posts of Male Lecturers were advertised by respondent department and appellant being perfectly fit and eligible and coming up to the criteria also applied for the same through proper channel and finally after due process of law and upon the recommendations of

2

Departmental Selection Committee was appointed as Lecture Male (BPS-17) Maths vide Notification dated 07-09-2005 and was posted to Govt. Degree College Thana Malakand Agency and after appointment was relived from service by the Principal Govt. Degree College Ghaljo Orakzai Agency on 12-09-2005 vide letter of even date. (Copy of Notification dated 07-09-2005 & Letter dated 12-09-2005 is enclosed as Annexure B).

- 3. That the services of the appellant were duly extended by the respondents sane any break vide Notifications dated 18-05-2006, Notification dated 21-10-2006, Notification dated 21-10-2006, Notification dated 06-06-2007 & Notification dated 21-10-2008. (Copies of Notifications dated 18-05-2006, Notification dated 21-10-2006, Notification dated 06-06-2007 & Notification dated 21-10-2008 are enclosed as Annexure C).
- 4. That there after the posts of Lecturers were advertised by the Khyber Pakhtunkhwa Public Service Commission Peshawar on regular basis and the and appellant being perfectly fit and eligible and coming up to the criteria also applied for the same through proper channel and finally after due process of law and upon the recommendations of Khyber Pakhtunkhwa Public Service Commission was appointed as Lecture of Maths. (BPS-17) vide Notification dated 14-03-2009 and was posted to Govt. Degree College Kohi Sher Haider Bara Khyber Agency and after appointment was relived from service by the Principal Govt. Degree College Thana Malakand Agency on 16-03-2009 vide letter of even date. Since appointment appellant performed his duties with honesty and full devotion and to the entire satisfaction of his high ups. (Copy of Notification dated 14-03-2009 & Letter dated 16-03-2009 is enclosed as Annexure D).
- **5.** That the appellant time and again approached respondents that he may be extended the benefits of previous service for the purpose of Pay Protection and Pension however department was not ready to count the Previous service of the appellant of about five years and seven months for the purpose of pay protection and pension in violation of the law, rules and numerous Judgments rendered by this as well as of the Apex Court where after the appellant approached the honorable Peshawar High Court, Peshawar by filing Writ Petition No 1617-P/2020 which was finally disposed of with directions to the respondents to treat it as departmental appeal and decide the

3

same within two months in accordance with law vide Order and Judgment dated 24-11-2021, however representation of the appellant was regretted by the respondents copy of which was communicated to the appellant vide Letter dated 06-10-2022. (Copy of Writ Petition, Order/Judgment dated 24-11-2021 & Letter dated 06-10-2022 is enclosed as Annexure E & F).

6. That the impugned order communicated to the appellant vide Letter dated 06-10-2022 and not counting the previous service of the appellant w.e.f 28-08-2003 to 16-03-2009 for the purpose of pay protection and pension etc. is against the law, facts and principles of justice on grounds inter-alia as follows:-

#### **GROUNDS:-**

- **A.** That the impugned order communicated to the appellant vide letter dated 06-10-2022 is illegal and void ab-initio.
- **B.** That mandatory provisions of law are badly violated by the department who are not ready to treat the appellant according to law and rules being his fundamental right as per Article 4 and 25 of the Constitution and law of the land.
- C. That Pension Rules 1963 as well as the Civil Service Regulations are very much clear on the point which gives protection to such previous service for the purpose of pay protection and pension.
- D. That a number of Judgments rendered by this honorable Tribunal, by the Peshawar High Court as well as the Apex Court of the Country have also given protection to such service to be counted for the purpose of pay protection and pension. Similarly writ petition No 1188-P/2014 titled as Baghi Shah VS Govt. of KPK, Judgment dated 01-03-2018 passed in Writ Petition No 3221-P/2013 and others besides Rule 2.1 of the Pension Rules is also support the case of the appellant. (Copies of Judgments are enclosed as Annexure G).
- **E.** That the service rendered by the appellant was uninterrupted and even the provincial Govt. has recently issued 'Notification for giving protection of previous service to its employees for pay protection.

- **F.** That the appellant has been deprived of his due rights without any omission or commission on his part in violation of the principles of natural justice.
- **G.** That the appellant has been discriminated as such service of other employees has been counted while appellant is not extended such benefits and is treated differently.
- **H.** That the appellant has long service career of about seventeen years with unblemished service record.
- I. That the appellant seeks the permission of this honorable tribunal for further/additional grounds at the time of arguments.

It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for in the heading of the appeal.

Dated:-19-10-2022

**Appellant** 

Through

Fazal Shah Mohmand
Advocate,
Supreme Court of Pakistan



#### **LIST OF BOOKS**

- 1. Constitution 1973.
- 2. other books as per need

#### **CERTIFICATE:**

Certified that as per instructions of my client, no other Service Appeal on the same subject and between the same parties has been filed previously or concurrently before this honorable Tribunal.

**ADVOCATE** 

#### AFFIDAVIT

I, Gohar, Assistant Professor (BPS-18) Govt. Degree College Koh Damaan, Mattani Peshawar, do hereby solemnly affirm and declare on oath that the contents of this **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

19-10

DEPONENT

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No/2022	O
Gohar	Appellant
VERSUS	
Govt. and Others	Respondents

#### Application for condonation of delay if any

#### **Respectfully Submitted:-**

- 1. That the accompanying appeal is being filed today in which no date of hearing has been fixed so far.
- **2.** That the grounds of appeal may be considered as integral Part of this application.
- **3.** That the issue in hand is of recurring cause of action besides the impugned point of law has been by various Courts besides the impugned order has recently been decided hence, the appeal is well within time.
- **4.** That the law as well as the dictums of the superior Courts also favors decisions of cases on merit.

It is therefore prayed that on acceptance of this application, the delay if any in filing of appeal may kindly be condoned.

Dated:-18-10-2022

**Appellant** 

`Through

Fazal Shah Mohmand Advocate,

Supreme Court of Pakistan

#### AFFIDAVIT

I, Gohar, Assistant Professor (BPS-18) Govt. Degree College Koh Damaan, Mattani Peshawar, do hereby solemnly affirm and declare on oath that the contents of this **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

Identified by

DEPONENT

Fazal Shah Mohmand Advocate Peshawar OFFICE OF THE DIRECTOR OF EDUCATION (F.A.T.A) GOVERNOR'S SECRETARIAT, N. W. P. P. PESHAWAR.

#### Notification/Order.

Consequent upon the recommendation of the Selection Committee and approval of the competent authority, the following Male candidates are offered jobs @ Rs. 8000/- fixed emolument P.M. in the relevant subjects cut of the approved operational costs incorporated therein the PC-I for the project perior or till the creation of regular posts/arrival of Selectees of N.W.F.P. Public Service Combission which ever is earlier in the newly established Male Colleges in F.A.T.A, mer timed against each below purely on the terms and conditions mutually agreed upon the parties converned (the candidates and the undersigned). The temporary arrangement will be subjected to the varification of documents of the capitalter from the concerned Boards/ Universities. These orders will be effective subsequent to the signing of egreement on separate agreement Form by both the parties, producation of medical certificate and with effect from 1.9,2003.

#### S.No. Name & Address

- 1.Mr, Ashfaq Ahmad S/O Khan Bad Shah Mian Abad Paitao P/O Sakha Kot Tehsil Samad Ranizai, Dictt: Malakand.
- 2.Mr.Khawaja S/O Zerin Khan Village & P/O Chukiatan Teh: & Distt: Dir Upper NWF?.
- 3.Mr, Mubashir Riaz S/O Riaz Ahmad opposite Chah Pipal Near Zakria Mosque Lane No.1 Draban Road, D.I.Khan.
- 4.Mr. Ubaid Abbas S/O Mohammad Abbas Nothia Jadeed Charkhana Road Muslim Abad Pesh:
- 5.Mr, Masood Gul s/O Gul Habib Vill: & P/O Teri Payan Tehsil & Distt: Peshawar.
- 6.Mr, Naik Mohammad S/O Noor Rehmon Vill: & P/O Pir Sadda Tehsil Takht Bhai Distt: Mardan.
- 7.Mr, Khalid Khan S/O Wazir Mohammad Vill: Spelono Lecturer in English at Govt: Dheri P/O Hathiyen, Teh: Taknt Bhai Dist: Mardan :
- 8. Mr, Javed Khan 8/0 Said Gul Village Bazi Khel P/O Darra adem Khel F.R.Kohat.
- 9. Mr, Menhajud Din S/O Hafeezud Din Ziarat Talas 🏞 Tehsil Timargara Distt:Dir.
- 10. Mr, Shah Nawaz 8/0 Dawli Khan Village and P/O Zerif Korona Mohmad Agency.
- 11. Mr. Waris Khen S/O Nasrullah Sifat Banda .P/O Hangu Tehsil & Distt: Hangu.
- 12. Mr, Mohammad Brshad S/O Mohammad Yamin New Town Village & P/O Sawal Dher (Mardan)
- 13. Mr, 11 yas Ahmad S/O Aslam Mir Village & P/O Warana Tehsil Takht-a-Nasrati Distt: Karak.
- 14. Mr. Ashmaf Ali S/O Hazrat Yousaf Teh: Barang Village Koz Safarai, Gher Shemozai Bajaur Agency.
- 45. Mr, Mohamad Ghiasud Din S/O Habibur Rehman Village & P/O Balogram Swat NWFP, 👙 🗇

#### Name of the College.

Leoturer in English at GoytrDegree College Nawagai Bejaur agency.

Lecturer in English at Govi: Degree College Nawagai (Bajour)

Lecturar in English, at Govt: Degree College Mir Ali M.M.A.

Lectures in English at Gevt: Degree College Mir Ali H.M.A

Lecturer in Erglish at Govt:Degree College chiljo Graksai Agency.

Lecturer in English at Go:t:Degree College Bor Malozai Bajaur Agency.

Degree College Bar Khalozai Bajour Agency.

Lecturer in Urdu at Govt: Degree College Ghiljo Orakzai Agency.

Lecturer in Urdu at Govt: Degree College Barkhalczai Bajaur /gency.

Lecturer in Urdu at Govt: Degree College Navagai Bajaur kg.

Lecturer in Urdu at . Govt: Degree College Mir Ali N.W.T.

Lecturer in Computer Science at Govt: Degree College Chiljo Orckani in:

Lecturer in Computer Science at Govt: Degree College Mir Ali N.W. A.

Lecturer in Computer Science at Govt: Degree Cullege Barkhalozai Bajarur Agency.

Lecturer in Computer Science at Govt: Degree College Navagai Bajaur AC:

Cont:Page ... 2. ....

16.Mr.Mchammad Irfan Khan S/O Mchammad Younas Val: & Post Office Azim Killa Teh: & Distt: Ronnu.

17 Mr Nohammad Saeed S/O akhtar Said Vill; & Post Office Zarif Kerona Mohamand Agency. .

18.Mr.Khalid Usmen S/O Mohammad Aslam, Shah alam Khel, Aba Khel Teh: & Distt: Lakki Marwat.

19.Mr. Abdur Rashid Khan S/O Abdul Hameed Khan Vill: Eher Mast Teh:Lakki Distt:Lakki Bakhmal Ahmadzai.

20.Mr.Porvez Khan S/O Abdur Rehman Village & Post Office Randi Khan Khel Serai Naurang Teh: Distt:Lakki.

21.Mr. Asad Ullah S/O Mohammad Nisar Vill:Koti Shah Post Office Katlung Distt: Mardan.

22.Mr.Zia-Ur-Rehman 5/0 Inayatullah Vill:& Post Office Shabqadar Zor Kandi Distt: Charassada.

23.Mr.Wilayat, Shah S/O Miroom Shah C/O Dr.Samina Jalali Prof:Of Developmental Biology Quaid-o-Azam University Islamabad.

24.Mr.Fazli Iqbal Afridi S/O Mohammad Yaqoob Vill: Malakandher Nasir Bagh Road Feshawar.

25.Rifaqat Masroor S/ Abdul Zaman House No. 130/ E Mohalleh Habib ullah Geli Gardanali Bannu city.

26.Mr.Mohammad Nageeb S/O Mohammad Kamal Vill: & rost Office Tattar Khel Teh: Tekhti-e-Nasrati College Barkhelczai Bajour agency. Distt:Karck.

27.Hr.Mohammad Rafiq 8/0 Mchammad kaham Khan C/O Bakht Zada Fruit Merchant P.O Bughdada Distt:Mardan.

28.Mr.Syed Azhar Hussain Shah S/O Syed Sultan ali Shah C/O Prof: Feroz Hussain Shah Principal Degree Collage Ghiljo Orakzai Agency. Govt: High School No. 2 Paharpur D. I Khan.

29.Mr.Hamid Ullah Jan s/O sahib Jan C/O Shuhab Medical Store Hospital Road Seroi Naurang Distt:Lekki Marwat.

30 Mr. Mohammad Ayub Khan S/O Mohammad Samin Jan C/O Mohammad Samin Jan Assistant Incharge SNGFL Office Bughadada Nardan.

31 Mr Mohammad Tanveer S/O Mohammad Ismail H.No212/C Kohallah Topanwala Teh: Distt:

32Mr. Hussain Almad S/O Mohammad Tousas . 1 Students Welfare Shop(6WS) Super Market Behind Hostel No.1 University Campus reshawar.

33.Mr.Anwor-ul-Haq S/O Sherin Badshah Darul-Woom-e-Islamia Arabia Sher Garh Teh: Takht Thai (Mardan).

34.Mr.Arif Ullah s/O Wali Mchammad: Vill: P.O & Teh: Arandu Distt: Chitral NALE.

Lecturer In Chemistry at Govt: Degree College Mir ali N.W.A.

Lecturer in Chemistry Govt: Degree College Nawacai Bajour Agency.

Lecturer in Chemistry at Govt: Dogree College Chiljo Orakzai Agency.

Lecturer in Chemistry Govt: Phyrec College Berkhalozai Bajour Agency.

Lecturer in Physics at Govt: Degree College Mir Ali N.W.A.

Lecturar in Physics at Govt: Degree College Earkhalozai Bajour Agency. Lecturer in Physics at Govt: Degree College Ghiljo Orakzai Agency. and the second

Lecturer in Biclogy Govt:Degree College Mir Ali N.W.A.

Lecturerin Biology at Govt: Degree College Nawasai Bajour \*gency. . .

Lecturer in Biology Govt: Degree College Ghiljo Ornkzai Agency.

Lecturer in Biology at Govt: Depres

Locturer in Political Science Covts Degree College Newsel Bajour Agency.

Lecturer in Folitical Science Govt:

- Lecturer in Political Science Covt: Degree College Hir Ali N.W.A.

> Lecturer in Folitical Science at Govt:Degree College Barkhalozai Bajour Ageney.

Lecturer in Islamic Education Govt; Dogree College Mirali N.W.A.

Lecturer in Islamic Education at Govt: Degree College Ghiljo Orakzai Ageney.

Lecturer in Islamic Education at Govt Degree College Nawagai, . Bajour Agency.

Lecturer in Islamic Education at Govt: Degree College Barkhalozai Bajour Agency

Mr. Saifullah Khalid S/O Khalid Khan C/O Kr. Mchammad Quaid Khan Accounts/ Admn:Officer Reginal Office PE.RA, Perhawar, H.No. 2 Machni Lane.

36.Mr.Ziz-ur-Rehman S/O Wali-ur-Renman C/O The Manager, The Bank Of Khyber Saad Plaza, Sadar Bazar Nowshera canntt:

37.Mr.Fida Mohammad 8/0 Mohammad Nazir H.No.T/724,Gulshan Street Nc.5 Rashid Town Gul Bahar No.3 Feshawar City,

38.Mr.Inamullah Khan S/O H.Noor Mchammad Serci Naurang Teh:& Distt:Lakki Marwat.

39.Mr.Tufeil hmad S/O Mohemmad Gulzar Kashmiryan Ali Khan I.O Serai Salih, Distt:& Teh:Haripur.

40.Mr.Javid Iqbal S/O Mohammad Iqbal G-119 Sheikh Maltoon Town Mardan.

Mr.Gohar S/O Nadir Khan Distt:Mardan, Teh:Takht Dhai .,F.O Hethiyan,Vill: Kowdari.

42 Asimullah Jan S/O Mohammad Karim Vill: I: O Utmanzai Teh: Distt: Charsad a.

43 Mr.Mohammad Anwar S/O Wakil Khan Vill: Amal Khel(Upper) Sheraki 1.0 Govt: High Sehrol Sheraki (FR Kohat).

44. Mr. Mohammad Rehman S/C .mal Khel, Vill: F.O , & Teh: Takhti-e-Nagrati Distt: Karak.

45 Mr.Mohammad Asif 8/0 Sultan Mohammad Vill: P.O Mohib Banda Teh: Distt: Nowshera.

46. Mr. Mohammad Rafiq S/O Shamsulqamar Mchallah Sadozai Vill:F.C Hazar Khawani Teh: Distt:Feshawar.

47. Mr. Tahir Masood S/O Nocr Ali Shah Hostelt No.2 Room No.43 Quaid-e-Azam University Islamabad,

43Mr.Sikendar Hayat S/O Fir Mohammad Khen, Akbar Town(Tenish Abad) P.O BISE Feshawar.

49.Mr. Judratullah Khan S/O Saifiullah Khan Block.No.29-D.Flat No.12 Sector G-10/3 Islamabad.

50-Wr.Taj Wali S/O Faqir Said H.No.3 street No.19 Ring Road Latif Abad Peshawar City. (8)

Lecturer in Economics at Govt- $\partial_{\omega_0} m_{\phi_0}$  College Ghiljo Orakzi Agency.

Lecturer 1. Economics at Govt:De re College Mir ali N.W.A.

Lecturer in Law at Governogree C.1. C.C. Mir Ali N.W. W.

Lecturer in Law at Govt: Degree College Child oration Agency.

Lectured in Law at Govt: Degrae College Barkhalozai Sajaur Agency.

Lecturer is Machinatics at Govt: Degree College Mawagai Bajour Agency.

Lecturer in Mathematics at Govt:Degree College Chilic orakzai Agency.

Lecturer in Rathematics at Govt: Degree College Mirali R.W. A.

Locturer in Statistics at Govt: Degree. College Mir Ali N.W.A.

Lectures in Statistics at Govt: Degree College Child Orderell .gomey.

Lecturer in Atatistics at Covt: Degree College Howard Bayeur Agency.

Lecturer in Stabilibies at Govt:Degree Oblisse Epokhalozak Lajour Azeney.

Lecturer in Pak: Study at Govt: Degra... College Mir Ali N.W.A.

Lecturer in Fak: Study at Govt: Legran Callege Barkhalozai Bajour Agency.

Lecturer in Pak: Study at Govt: Degree College Ghiljo Orakzai Agency.

Lecturer in Pak: Study at Govt: Degree Nawagai Bajour Agency.

(lrof:Dr.Abdur Rauf)
DIRECTCR OF EDUCATION(FATA)
GOVERNUR'S SECRETARIAT(FATA)
WARSAK ROAD FESHAWAR.

Contd Page... 4...

#### Facu-1

Endat No.	15/190-15564 / Dated Pesh: the 28/8 / 2003.
	Copy of the above is forwarded for information to the;-
1.	Secretary to Governor Governor's Secretariat(F. FA) NWF: Peshawar. Political Wents Dajour, North Waziristan, and Orakani Wencies.
2-4• 5-7•	officers Pajour North Waziristan into Canzar As
8-11-	irichipals Govt: Degree Colleges Nawagai, Barkhalozai(Dajour Agency): Mir Mi (North Waziristan Agency) and Ghiljo(Orakzai Agency).
12•	Assistant Director(14D) Local Directorate.
13-64.	Candidates concerned.
65.	Office Record.  DIRECTCH OF EDUCATION (FATA)
·	GOVERNOR'S SECRETARIAT(F.CTA)  NWFP FESHAWAR.



Dated Peshawar the 7/9/2005

Annex "B



#### **NOTIFICATION**

No.SO(COLLEGES) 2-5/2003. Consequent upon the recommendation of Departmental Selection Committee in Higher Education Department, the Competent Authority is pleased to appoint the following candidates as Lecturers Male (B-17) in various subjects on Adhoc basis as stop gap arrangements for a period of six months or till the availability of selectees of the NWFP Public Service Commission whichever is earlier and to post them in the colleges noted against each:

S.No	Name/Father Name/Qualification and	Subject	Posted at	Remarks
: '	Address of the Candidate	,		
1.	Abdul Hamid S/O Noor Nawaz Khan (MA	Arabic	GPGC, Karak.	Againt Vacant
	Arabic)	1 ' '.		Post.
1	Village and P.O Warana Mir Hassan Khel			
7:	Tehsil Takht-I-Nasratti. District Karak.	l		
2.	Mohammad Sher S/O Falak Sher (MA Arabic)	Arabic	GC, No.2	-do-
	T.T GHS Almadzai P.O Tajori District Lakki	1.	Bannu.	
	Marwat.	<u> </u>		
3.	Mohammad Islam S/O Malik Zada (MA	Arabic	GPGC,	-do-
	Islamiyat)		Swabi	
	Village and P.O Badaber Neur Spin Jamat			
	Tehsil and District Peshawar.		<u> </u>	
1 4.	Nascer-ul-Haq S/O Sahib Jamal (MA Arabic)	Arabic	GC, Daggar	-do-
1	Village Kotkay P.O Sahib Abad Tehsil Wari			
	District Dir Bala.	·		
5.	Abid-ur-Rahman S/O Abdul Qayum (MA	Arabic	GPGC,	-do-
	Arabic)		Bannu.	
-	Darul Quresh H.No. 500/DA Railway Road,	}	]	
	Bannu, City.		·	
· 6.	Khizar Hayat S/O Khan Nawaz	Arabic	GC, Kalabut	-do-
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7.	Zafeer Sagib S/O Ghulam Yahya (M.Sc.	Biology	GC, Oghi	-do-
	Biology) H.No.K.L 1757 Street-2, Makki		1	
į	Mohallah, Abbottabad.		<u> </u>	
8.	Musharaf Jilani S/O Mohammad Sharif (M.Sc.	Biology	GC, Ghori	-do-
	Biology) C/O Prof. Mohammad Sharif GPGC,		Wala	
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9.	Zia-ur-Rahman S/O Azizur Rahman (M.Sc.	Biology	. GC,	-do
	Biology) Village Kotka Feroze Surani, P.O	٠.	Latamber	
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<b>†</b>	(M.Sc. Biology)Village Mangalchai P.O		(Swabi)	
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: '	Gate, Bannu City.			
12.	Shuja-ul-Mulk S/O Aurangzeb (M.Se. Biology)	Biology	GC, Totalai	

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NOTIFICATION of ADHOC Lecturers doc

The appointment of the above lecturers will be subject to the following terms and conditions:-

#### TERMS AND CONDITIONS.

The appointment of the above candidates will be on contract basis for a period of six months or till the arrival of the selectees of the NWFP Public Service Commission, whichever is earlier.

No TA/DA will be allowed for their first appointment. iii.

The appointment of the candidates mentioned in Para.1 above is subject to iv.

the condition that they bear the Domicile of NWFP.

If they want to terminate their contract before expiry of the same, they will have to serve one month notice in advance failing which they will have to deposite one month pay in lieu of such notice in the Govt. Treasury.

They shall not make any request for transfer from the college where they are vi. posted. In case of such occurance, their service shall stand terminated.

They should join their post within 30-days of the issuance of this notification. vii. The Director Higher Education NWFP Peshawar, should furnish a certificate to the effect that the candidates have joined the post or otherwise after one month of the issue of this Notification.

They shall execute an agreement with the Government before taking over viii. charge to be signed by the Director Higher Education NWFP, on behalf of the

Government.

They should not be entitled to any pension or gratuity for the service įχ. rendered by them on contract basis.

Charge report in duplicate should be submitted to all concerned. ,

Their service shall be terminated if they violate any provision of the term & xi. conditions specified in the Agreement Bond.

> SECRETARY TO GOVT OF NWFP HIGHER EDUCATION DEPARTMENT

#### ENDST: Number & Date as above.

Copy of the above is forwarded to:-

- Accountant General NWFP Peshawar.
- Secretary to Chief Minister NWFP, Peshawar.
- Director Higher Education NWFP Peshawar, with the request to get a copy of Agreement Bond and circulate copies of the same to all Principals of the Government Colleges concerned immediately.

Director of Education (FATA) NWFP Peshawar.

Director Pecruitment NWFP Public Service Commission Peshawar.

Districts/Agencies Accounts Officers concerned. 6-

- Principals Government Colleges (Male) concerned.
- Section Officer (FATA) Education Wing, Governor's Secretariat (FATA) Warsak Road Peshawar.
- 9- P.S. to Chief Secretary NWFP Peshawar.
  - P.S. to Minister for Education NWFP Peshawar. 10-
  - P.S. to Secretary Higher Education NWFP Peshawar. 11-
  - Officers concerned. 12-

(GHAZANFAR ALI) SECTION OFFICER (COLLEGES)



Annex



#### GOVERNMENT OF NYTH HIGHER EDUCATION, ARCHIVES & LIBERARIES DEPARTMENT

Dated Poshawar the 18/5/2006

#### NOTIFICATION

No.SO(COLLEGES)2-5/2005. The Competent Authority is pleased to accord appropriate the dappointment of the following Lecturers Male (B-17) in various subjects on contract have as step gap arrangements for ax months period (w.e.f. the date mentioned in column-6 here vy or till the availability of electices of the NWFP Public Service Conscission whichever is earlier, with the posting in the colleges noted against each:

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#### Page No. 12

# GOVERNMENT OF NWFP HIGHER EDUCATION, ARCHIEVS & LIBRARIES DEPARTMENT

#### Dated Peshawar the 10/05/2004

#### NOTIFICATION

No. SO(COLLEGES)2-5/2005. The Competent Authority is pleased in accord approval to the appointment of the following Lectures Male (B-17) in various subjects on contract basis as stop gap arrangements for six months period (w.e.f the dates mentioned in column-4 below) or till the availability of selectees of the NWFP Public Service.

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į		(MA Arabic)			**:		
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-	4.	Abdul Rauf S/O Shuja Mir (MA	Arabic		GDC, Tank	17-11-2005	10-3-2000
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1	Ź. 1	===== S/O Muhammad Sharif (M.Sc.	Biology		GC, Ghori Wala	10-9-2005	11-3-2006
1		fliology) C/D Prof, Mohammad Sharif		•			
1		GPGC, Haripur.		·			·
Ì	8.	Shuja ul-mulk S/O Aurangzeb (M.Sc,	Biology		GC, Totalai	1-10-2005	2-4-2006
		Biology)Village Sandal P.O GST Tehsil		٠.			
1		Malta District Swat.	<u> </u>				<u> </u>
ŀ	9. :	Jalandi Shah S/O Mohammad	Biology		GDC, Timergara	10-9-2005	11-3-2006
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į	•	-Village Kotka Ahmad Khan Sarki Khel					
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-	12.	Kilayat Ullah S/O Abdul Hamid	Biology	,	GC, Paniala	8-11-2005	9-3-2006
-		(M.Sc. biology) Village Kotka Ahmad				,	
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	113.	Said Ayaz Khan S/O Mil Jamat Khan	Biology	, ,	GC, Kulachi	8-11-2005	11-5-2006
į		(M.Sc. Biology) Village Kotka Haji	]				
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# COVERNMENT OF NWEP HIGHER EDUCATION, ARCHIVES & LIBRARIES DEPARTMENT

Dated Peshawar the 06/06/2007

#### NOTIFICATION

No.SO(COLLEGES)2-5/2005. The Competent Authority is pleased to accord approval to the re-appointment of the following Lecturers Male (B-17) in various subjects on contract basis as stop gap arrangements for six months period (w.e.f. the dates mentioned in column-1 below) or till the availability of selecters of the NWFP Public Service Conumission whichever is earlier.

	S. No.	Name/College	Date of Taking Over	Date from	Remarks
1			Charge	appointed	1
	1	2	3	4	
	1	Mohammad Sher Lecturer in Arabic. GC No. 2 Barmu	3-10-2006	06-4-2007	<del></del> .!
	2	Abld-ur-Rahman Lecturer in Arabic Government Postgraduate College Bannu	32-9-2006 *	15-3-2007	:
<u> </u>	3	Abdur Rauf Lecturer in Arabic GOC	19-11-2006	22-5-2007	1
	4 Tre	Klilzar Hayst Lecturer in Arabic GC Khalabat Township	10-9-2006	13-3-2007	
		Nascerul Haq Lecturer in Arabic GC Daggar	09-09-2006	12-3-2007	1
	W. 14.	alander Shah Decturet in Biology GDC		15-3-2007	
		Hallzüllah Khan Lecturer in Biology  Sovernment Postgraduate College  Bannu	19-9-2006	22-1-2007	
•		yed Zahid Mehboob Lecturerin	10-9-2006	13-3-2007	
		ilayat Ullah Lecturer in Biology GDC	10-11-2006	13-5-2007	
11		nid Ayaz Khan Lecturer in Biology // DC Kuláchi	12-11-2006	15-8-2007.	
11		irman Ullah Khan Lecturer in Biology DC Paharpur inslead of GC Lachi	10-9-2006,*	13-3-2007	
12		ntbara Khan Lecturer in Botany GDC	10-9-2006	13/3-2007	
13		er Zaman Lecturer in Bolany GDC	149-2006	17/3-2007	
14.	<u>La</u>	q Zamani Lecturor in Bolany vernment Posigraduate Gollege	10.9.2006	16-3-2007/-	
5	lime	ar ad Ullan Lecture can Downy GDC Labad 15 3 2 2 2 3 3 5 5 5 5 5 7 5	85112006	24-5- <b>200</b> 7	
		Hussain Lecture: In Bolony GIX	20:1112006	74-5-2007E	

#### Page No. 16

# GOVERNMENT OF NWFP HIGHER EDUCATION, ARCHIEVS & LIBRARIES DEPARTMENT Dated Peshawar the 06/06/2007 NOTIFICATION

No. SO(COLLEGES)2-5/2005. The Competent Authority is pleased in accord approval to the appointment of the following Lectures Male (B-17) in various subjects on contract basis as stop gap arrangements for six months period (w.e.f the dates mentioned in column-4 below) or till the availability of selectees of the NWFP Public Service Commission whichever is earlier

5.No.	Name/College	Date of Talking Over Charge.	Date from Which reappointed	Remarks
1.	2.	3.	. 4	
1.	Muhammad Sher Lecturer in Arabic GC No. 2 8≨nnu	3-10-2016	06-4-2007	
2	Abid-ul-Rahman Lecturer in Arabic Government Postgraduate College Bannu	12-9-2005	15-3-2007	
3.	Abdur Rauf Lecturer in Arabic in Arabic GDC Tank	19-9-2006	22-5-2007	
4	Khizar Hayat Lecturer in Arabic GDC Khatabat Township	09-09-2005	13-3-2007	
5.	Naseerul Haq Lecturer in Arabic GC Daggar.	12-9-2006	12-3-2007	
6.	Jalander Shah Lecturer in Biology GDC Timergara	19-9-2006	15-3-2007	
7.	Hafizullah Khan Lécturer in Biology Government Postgraduate College Bannu	10-9-2006	22-3-2007	
8	Syed Zahid Mehmood Lecturer in Biology GC Khalabat Township	10-11-2006	13-3-2007	
9. 	Kifayat Ullah Lecturer in Biology GC Khalabat Township	12-11-2006	13-5-2007	
10.	Said Ayaz Khan Lecturer in Biology GDC Kulachi	10-9-2006	15-8-2007	
11.	Farman Uliah Khan Lecturer in Biology GDC Panarpur instead of GC Lachi	8-9-2006	13-3-2007	
12.	Ambara Khan Lecturer in Botany GDC Daggar	10-11-2006	13-3-2007	,
13.	Sher Zaman Lecturer in Botany GDC .	14-9-2006	17-3-2007	
14.	LAIQ Zaman Lecturer in Biology Government Postgraduate College	10-9-2006	13-3-2007	
15.	Karak. Imdad ullah Lecturer in Botany GDC	18-11-2006	21-5-2007	
4.5	Khairabad			
16.	Riaz Hussain Lecturer in Botany GDC	20-11-2006	23-5-2007	· ·
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	84 Mahama GDC Khi		ecturer in Maths		01-12-2006	U1-3-2007	1	•
			er ns Maths GDC	1 :	23-9-2006	26-3-2007	†	<del></del>
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B	88 Rafiullah,	Lecturer in	Maths GDC Matta	┼─	9-9-2006	12-3-2007	<u> </u>	
		ii		ĺ	2.7.2000	12-3-2007	1	
	GDC Pania	leed Khan II	ecturer in Maths	9	-10-2006	12-4-2007	<del>                                     </del>	
	88   Uniar Sulta	n Lecturer Ir	Moths GPGC	<del></del> -	7.0.2006			
	S Linipur	1.			7-9-2006	.20-3-2007		
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Ī	91 Shahailat Ali	Lectureria	Pak Study CDC	-	<b>电热压效器</b> 。	12-3-2007		
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70.	Ihsan Ullah Lund Khawar	10-9-2006		
1		7-11-2006	10-5-2007	<del>`</del> ··
71.	i	/-11-200 <del>0</del>	10-3-2007	
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72.	Asif Mohammad Lecturer in Islamiyat	15-9-2006	18-3-2007	
	GDC Malakand			
/3.	Saifullah Khan Lecturer in Islamiyat	27-11-2006	30-5-2007	
,	GDC mainlo Daud Shah (Karak)			
74.	Jalal Khan Lecturer in law GPGC	11-9-2006	14-3-2007	
<u> </u>	Manahira			
75.	Tanwir Khan Lecturer in Law GDC	3-1-2006	06-5-2007	
76.	Muhammad Shafiq Khan Lecturer in	09-09-2006	12-3-2007	
	Law GDC Babazai			
77.	Rahim Ullah Lecturer in Maths GDC	14-9-2006	17-3-2007	
	Kohat			
78.	Mohammed Shabir lecturer in Maths	12-9-206	15-3-2007	
	GPGC Mardari			
79.	Gother Lecturere in Maths GDC Thana	15-9-2006	18-3-2007	
80.	Anwar Khitab Lecturer in Maths GDC	11-9-2006	14-3-2007	<del></del>
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81.	===== Lecturer in Maths CDC Khanpur	16-9-2006	19-3-2007	
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82.	Wagar Khan Lecturer in Maths GDC	09-09-2006	12-3-2007	
1	Babazai			· · · · · · · · · · · · · · · · · · ·
83.	Attaullah Lecturer in Maths GDC	09-11-2006	12-5-2007	
	Mathra			<u> </u>
84:	Mohammad Farooq Lecturer in Maths	01-12-2006	04-5-2007	
	GDC Khan Kohi.			
85.	Iftikhar Ahmad Lecturer In Maths GDC	23-9-2006	26-3-2007	
	Dir Upper			
86.	Rafiullah, Lecturer in Matsh GDC	9-9-2006	12-3-2007	
	Matta			
87.	Abdul Waleed Khan Lecturer in Maths	9-10-2006	12-4-2007	
	GDC Paniala			
88.	Umar Sultan Lecturere in Matsh GPGC	17-9-2006	20-3-2007	
	Haripur			
89.	Tahir Masood Lecturer in pak Study	16-9-2006	19-3-2007	· · · · · · · · · · · · · · · · · · ·
	GDC Lakki			
90.	Mohammad Ilyas Lecturer Pak Study	9-9-2006	12-3-2007	-
	GDC Matte			,
91.	Shahadat Ali Lecturer in Pak Study	15-9-2006	18-3-2007	· · · · · · · · · · · · · · · · · · ·
	GDC Hangu	13 3 2000	10 5 2007	
92.	Farman Ali Lecturer in Pak study GDC	10-9-2006	13-3-2007	
1.72	Daggar.	10-3-2000	13-3-2007	
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94.	Nadeem Shah Lecturer in GDC	16-9-2006	19-3-2007	ļ
1.00	Khalabat Towshin	44.0.000		
95.	Mohammad Ajmal Khan Lecturer in	11-9-2006	14-3-2007	
	Pak Study GPGC Mansehra	<u> </u>		
96.	Mohammad Rahshid Lecturer in Pak	22-12-2006	25-7-2007	
:	Study GPGC Bannu	·		 
97.	Mohammad Israr Khan Lecturer in	9-9-2006	12-3-2007	
	Pashto GDC Bakhshali Mardan.			
98.	Ikramullah Lecturer in Pashto GDC,	25-11-2006	28-6-2007	
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2.	Ambere Khen Lectures in Botane	8.9.2005	16.09-2008	14 29: 2008 to
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9.	Bakington	The days wastern the	· · · · · · · · · · · · · · · · · · ·	14 16 2009 19 09 2008 to
3.	Laig Zaman Lecturer in Bolany	8.9.2005	16 09.2008	- 3. BC 55. R008
10.	GPGC Karok. Riaz hussain Lecturer in Bottony	18.11.2005	26.11.2008	29.11.2006.to
7	GDC Tatori			AT CO. 1001
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11.	Muhammad Javed Lectural In	17,9,2005	2 P. C.	W 20 7007
12.	Chemistry GDC No. 1 DI Khan	16.9.2005	24.09 2008	27,09,2308 to
·#4,	Tanveys Hussein Shafi Lacturer In Chemistry GDC Balakot	- 10.3.4043 ( A.		\$6 08.2009
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13. ~	Aurangzelo Laczurer in Computer	27.9.2005		10.04.2009
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47.	Abdur Razeq Lecturer in Computer	31 131 1400 14 15 15 15 15 15 15 15 15 15 15 15 15 15	144, 2 to 14, 14, 15, 1	100.700
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The appointment of the above lecturers will be subject to the todaymy to the above lecturers will be subject to the todaymy to

### MS AND COME ITIONS

The appointment of the above candidates will be on contract. Jase for up to appoint ment of the above candidates will be on contract. Jase for up to 30.00 2009 or till the arrival of the selectees of the MV/FP Public to the Commission, whichever is earlier.

They will get pay and allowances in BPS-17.

No TA / DA will be allowed for their first appointment.

The appointment of the candidates mentioned in Para, 1 . bowe is subject that condition that they bear the Domicile of NWFP.

If they went to terminate their contract before expiny of the term, they will be serve be a month potice in advance failing which they will have to dop a month pay in lieu of such notice in the Govt. Treasury.

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HIGHER EDUCATION DEPARTMENT

#### ROMETY

of the at we is forwarded to the: -

1. Account of General TIMEP Peshawar.

2 Parectur Higher Education NWFP Peshawar, with the request to a disc.



Muhammad Rashid	Lecturer	in	2.11.2005	10.10.2001	11.16.20==
Urdu GC Ghorivala					

The appointment of the above lecturers will be subject to the following to action:-

#### MS AND CONDITIONS

The appointment of the above candidates will be on contract basis for the propos upto 30.06.2009 or till the arrival of the selectees of the NWFP Public Service Commission whichever is earlier.

They will get pay and allowances in BPS-17.

No. TA/DA will be allowed of their first appointment

The appointment of the candidates mentioned in Para.l above is subject === conditional at they bear the Domicile of NWFP.

If they want to terminate their contract before expiry of the term, they will be to serve one month notice in advance fatling which they will have to deposing one month pay in lieu of such notice in the Govt. Treasury.

They shall not take any request for transfer from the collect where === Dusted. In case of such occurrence, their service shall state terminated.

They should join their post within 30-days of the issuance of this notice.

The Director Higher Education NWFP Peshawar, should ----- certificate the effect that the candidates have joined the post or oth3erwise after === of the issue of this Notification.

They shall execute an agreement with the Government be are taking over to be signed by the Director Higher Education NWFP, on behalf Government.

They should not be entitled to any person or gratuity for the service === by them to contract basis.

Charge if === in duplicate should be submitted to all concerned.

Their service shall be terminated if they violate any provision of the --- specified in the Agreement Bond.

SECRETARY TO GOVT. OF NWFP HIGHER EDUCATION DEPARTMENT

#### No. & Date Even.

Copy of the above is forwarded to:-

- 1. Accountant General NWFP Peshawar.
- 2. Director higher education NWFP Peshawar, with the request to Specified the Agreement Bond to all Principals of the Government



# GOVERNMENT OF NWFP HIGHER EDUCATION, ARCHIVES & LIBRARIES DEPARTMENT

Annex D"

Dated Peshawar the 14.03.2009.

### **NOTIFICATION**

NO.SO(COLLEGES)2-5/MATHS/2009. Consequent upon the recommendations of the NWFP Public Service Commission, the Competent Authority is pleased to appoint and adjust the following lecturer of Maths (B-17) of college in Higher Education Department with immediate effect: -

1. Majid Khan S/o Saleem Khan Village Torudhoke P/o Kakeg Tehsil and District Haripur.  2. Muhammad Ismail S/o Misal Khan District Charsadda Tahi Tongi, Village and P/O Dhakki.  3. Haydar Ali Bacha S/o Sarfaraz Khan Village m Tehsil and P/o Khwaza Khela District Swat.  4. Arshad Iqbal S/o Muhammad Bashar Mohallah Tekadaran Shahdarah, Watkay Mingora.  5 Muhammad Zaman S/o Gula Khan Village Sheikh-Abad P/o Rajjar District and Village Sheikh-Abad P/o Rajjar District and Village and post office Chumba, Tehsil Havelian District Abbottabad.  6 Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.  8 Gock Khar Syain Vacant post office Chumba, Tehsil Village and P.O. Balogram Moh. Molan Chum, District Swat.  8 Gock Kohl Sher Again Vacant post office Chumba, Tehsil Village and P.O. Balogram Moh. Molan Chum, District Swat.  8 Gock Kohl Sher Haidar Bara	المراجع المراجع المراجع المراجع المراجع المراجع المراجع المراجع المراجع المراجع المراجع المراجع المراجع المراجع	Address	Posted at	Remarks
District Haripur.  2. Muhammad Ismail S/o Misal Khan District Charsadda Tahi Tongi, Village and P/O Dhakki.  3. Haydar Ali Bacha S/o Sarfaraz Khan Village m Tehsil and P/o Khwaza Khela District Swat.  4. Arshad Iqbal S/o Muhammad Bashar Mohallah Tekadaran Shahdarah, Watkay Mingora.  5 Muhammad Zaman S/o Gula Khan Village Sheikh-Abad P/o Rajjar District and Tehsil Charsadda.  6 Muhammad Zahid S/o Muhammad Sarwar Village and post office Chumba, Tehsil Havelian District Abbottabad.  6 Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.  8 Gohar S/o Nadar Khan GDC Lakoro (Mohmand Agency) GDC Alpuri (Shangla) Working contra lecture (Swat)  Again Vacant p		Village Torudhoke P/o Kakeg Terish and	GPGC Mandian	Aiready working as contract
District Charsadda Tani Tongi, Village cho P/O Dhakki.  3. Haydar Ali Bacha S/o Sarfaraz Khan Village m Tehsil and P/o Khwaza Khela District Swat.  4. Arshad Iqbal S/o Muhammad Bashar Mohallah Tekadaran Shahdarah, Watkay Mingora.  5 Muhammad Zaman S/o Gula Khan Village Sheikh-Abad P/o Rajjar District and Tehsil Charsadda.  6 Muhammad Zahid S/o Muhammad Sarwar Village and post office Chumba, Tehsil Havelian District Abbottabad.  6 Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.  8 Gohar S/o Nadar Khan Takht Rhai P/O Haidar Bara vacant process of the process		District Haripur.		lecturer Against vacant post
Village m Tehsil and P/o Niwaza Nieto District Swat.  4. Arshad Iqbal S/o Muhammad Bashar Mohallah Tekadaran Shahdarah, Watkay Mingora.  5 Muhammad Zaman S/o Gula Khan Village Sheikh-Abad P/o Rajjar District and Tehsil Charsadda.  6 Muhammad Zahid S/o Muhammad Sarwar Village and post office Chumba, Tehsil Havelian District Abbottabad.  6 Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.  8 Gohar S/o Nadar Khan  Tahall Takht Bhai P/O  GDC Mingora (Swat)  Again: Vacant p		District Charsadda Tani Tongi, Village and	Agency) GDC Alpuri	Aiready
4. Arshad Iqbal S/o Muhammad Bashar Mohallah Tekadaran Shahdarah, Watkay Mingora.  5 Muhammad Zaman S/o Gula Khan Village Sheikh-Abad P/o Rajjar District and Tehsil Charsadda.  6 Muhammad Zahid S/o Muhammad Sarwar Village and post office Chumba, Tehsil Havelian District Abbottabad.  6 Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.  8 Gohar S/o Nadar Khan  7 Takali Takat Bhai P/O  GDC Kohl Sher Again vacant post of the properties of	3.	Village m Tehsil and P/O NIWaza Ricks		contract lecturer
Muhammad Zaman S/o Gula Khan Village Sheikh-Abad P/o Rajjar District and Tehsil Charsadda.  Muhammad Zahid S/o Muhammad Sarwar Village and post office Chumba, Tehsil Havelian District Abbottabad.  Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.  Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.  Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.  Muhammad Zaman S/o Gula Khan Vacant (Bajaur Agency)  Again: Vacant (Bajaur Agency)  A	4.	Mohallah Tekadaran Shahuaran, 11000,	(Swat)	vacant post
Tehsil Charsadda.  6 Muhammad Zahid S/o Muhammad Sarwar Village and post office Chumba, Tehsil Havelian District Abbottabad.  6 Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.  8 Gohar S/o Nadar Khan  7 Takati Takat Bhai P/O Haidar Bara  Again: Vacant p	5	Muhammad Zaman S/o Gula Khan Village Sheikh-Abad P/o Rajjar District and		vacant post
Havelian District Abbottabad.  Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan  Chum, District Swat.  8// Gohar S/o Nadar Khan  Rohani P/O Haidar Bara vacant p	65	Tehsil Charsadda.  Muhammad Zahid S/o Muhammad Sarwar  Village and post office Chumba, Tehsil	GPGC Haripur	Against vacant post
Chum, District Swat.  8// Gohar S/o Nadar Khan  Takht Bhai P/O Haidar Bara vacant of the shall be shal	de	Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan	Sharif Swat	/ Against vacant post
	8//	Chum, District Swat.  Gohar S/o Nadar Khan  District Mardan Tehsil Takht Bhai, P/O	Haidar Bara (Khyber Agency)	Against vacant post
( Hathian Village Kowdon: GDC Navagal Again	9.	Manzoor Ahmad S/o Muhammad Gui	GDC Navagal	Against vacant post

The appointment of the above lecturers will be subject to the following terms and conditions: -

### TERMS AND CONDITIONS.

I. They shall, for all intents and purposes be Civil Servant, except for the purpose of Continuous and Gratuity. In lieu of the same, they shall be entitled to receive

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Contributory Provident Fund. For the sald fund 10% contribution will be made by the Provincial Government and 10% by the Civil Servant concerned in the prescribed manner. Provided further that, in the event of death of the civil servant, whether before or after retirement, his family shall be entitled to receive the said amount, if it has not already been received by the concerned deceased civil servant.

II. They will have all rights / privileges contained in NWFP Civil Servants Act, 1973 with all amendments made therein including NWFP Civil Servants (Amendment) Act.

2005 and Rules made there under. III. In case of resignation, the lecturer will have to give one-month prior notice. In absence of such notice his one-month's pay shall be forfeited to Government.

IV. The selectees must join their posts within 30-days of the issue of this Notification. The Director Higher Education NWFP Peshawar must furnish a certificate to the effect that the selectees have joined the post or otherwise, after one month of the

V. In case of disciplinary matters, NWFP Civil Servants Act. 1973 and NWFP Civil Servants Removal form Service (Special Powers) Ordinance 2000 shall be applicable.

VI. They will get pay in BPS-17 including usual allowances as admissible under the rules. They will be entitled to annual increment like other Civil Servants.

They will be equally considered for appointment against higher post if found eligible on the basis of competence, expertise and experience.

> SECRETARY TO GOVT. OF NWFP HIGHER EDUCATION DEPARTMENT

#### DATE EVEN <u>ENDST: NO.</u>

Copy of the above is forwarded to: -

1. Accountant General, NWFP Peshawar.

Director Higher Education NWFP Peshawar.

- 3. Deputy Secretary-III, NWFP Public Service Commission, 2-Fort Road, Peshawar Cantt, with reference to his letter No. NWFP-PSC-SR.VII/427 dated 24.10.2008 and No. NWFP-PSC-SR-VII/4965 dated 13.11.2008.
- District / Agency Accounts Officers concerned.

5. Principals of the Govt. Colleges concerned.

Manager, Government Printing Press, NWFP, Peshawar.

7. P.S to Secretary, Higher Education Department, NWFP, Peshawar.

Officers concerned.

(LIA\_DIEAW) SECTION OFFICER (COLLEGES) UN THE HONORABLE PESHAWAK HIGH COURT PESHAWAR

W.P. No. \_\_\_\_\_\_/2022

Petitioner.

VERSUS

I, the undersigned, do hereby appoint and constitute,

**Fazal Shah Mohmand** Advocate Supreme Court. **To** act, appear and plead in the above-mentioned matter and to withdraw or compromise the said matter or submit to arbitration any differences or dispute that shall arise touching or in any manner relating to the said matter and to receive money and grant receipts therefore and to do all other acts and things which may be necessary to be done for the progress and the course of the prosecution of the said matter.

- 1. To draft and sign files at necessary pleadings, applications, objections, affidavits or other documents as shall be deemed necessary and advisable for the prosecution of the said matter at all its stages.
- 2. **To** employ any other Legal Practitioner, authorizing him to exercise the power as conferred on the undersigned Advocate, wherever he may think fit to do so.

AND I hereby agree to ratify whatever the Advocate or his substitute shall do in the above matter. I/We also hereby agree not to hold the Advocate or his substitute responsible for the result of the said matter in consequence of his absence from the Court when the said matter is called up for hearing. I/We further hereby agree that in the event for the whole or any part of the fee to be paid to the Advocate remaining unpaid, he shall be entitled to withdraw from the above matter. Received by me on \_\_\_\_\_\_

CLIENT(s)

..... Respondents.

Gakov

ACCEPTED BY:

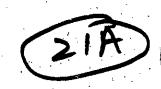
FAZAL SHAH MOHMAND

ADVOCATE,

SUPREME COURT OF PAKISTAN.

OFFICE:-Cantonment Plaza Flat 3/B Khyber Bazar Peshawar Cell# 0301 8804841 (Clerk) Cell# 03339122477

Email: - fazalshahmohmand@gmail.com.



# OFFICE OF THE PRINCIPAL GOVT: DEGREE COLLEGE THANA MALAKAND AGENCY

RELIEVING CHIT

This is to certify that Mr. Gohar, Lecturer in Maths of this college is hereby relieved from his duties on 16/03/2009 (Fore-Noon) on the eve of his fresh appointment as Lecturer in Maths and adjusted at Govt: Degree College Kohisher Haidar Bara Khyber Agency vide Secretary to Govi: of NWFP, Higher Education Notification No. SO (Colleges) 2-5/Maths/2009 dated 14/03/2009.

He has availed Nil casual leave during the current calendar year, 2009.

He is directed to report to the Principal Govt: Degree College Kolniser Haidar Bara Klyber Agency for duty

> Principal 16:03:2.09 Govt: Degree College Thana

Phy Malakand Agency WCIPAL

Thuna Mkd: Allency



#### IN THE PESHAWAR HIGH COURT PESHAWA

Writ Petition No 1617-172020

Gohar, Assistant Professor (BPS-18) Govt. Degree College Koh Damaan, Mattani Peshawar......Petitioner



E

#### **VERSUS**

1. Govt. of Khyber Pakhtunkhwa through Secretary, Higher Education Department Peshawar.

2. Director, Higher Education Department, Govt. of Khyber Pakhtunkhwa Peshawar.

**3.** Govt. of Khyber Pakhtunkhwa through Secretary, Finance Department Peshawar.

4. Chief Secretary, Govt. of Khyber Pakhtunkhwa Peshawar.

.....Respondents

WRIT PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN 1973 AS AMENDED UP TO DATE.

#### Respectfully submitted:-

1. That the petitioner being qualified was appointed as Lecturer Maths (BPS-17) after due process of law and upon recommendations of Selection Committee for the project period or till the creation of regular posts/arrival of KP Public Service Commission vide Order dated 28-08-2003 and was posted to Govt. Degree College Ghaljo Orakzai Agency. (Copy of Order dated 28-08-2003 is enclosed as Annexure A).

FILED TODA: That in the meanwhile the posts of Male Lecturers were advertised by respondent department and petitioner being Deputy Registrar perfectly fit and eligible and coming up to the criteria also applied for the same through proper channel and finally after due process of law and upon the recommendations of Departmental Selection Committee was appointed as Lecture Male (BPS-17) Maths vide Notification dated 07-09-2005 and was posted to Govt. Degree College Thana Malakand Agency and after appointment was relived from service by the Principal



Govt. Degree College Ghaljo Orakzai Agency on 12-09-2005 vide letter of even date. (Copy of Notification dated 07-09-2005 & Letter dated 12-09-2005 is enclosed as Annexure B & C).

- 3. That the posts of Lecturers were advertised by the Khyber Pakhtunkhwa Peshawar on regular basis and the and petitioner being perfectly fit and eligible and coming up to the criteria also applied for the same through proper channel and finally after due process of law and upon the recommendations of Khyber Pakhtunkhwa Public Service Commission was appointed as Lecture of Maths. (BPS-17) vide Notification dated 14-03-2009 and was posted to Govt. Degree College Kohi Sher Haider Bara Khyber Agency and after appointment was relived from service by the Principal Govt. Degree College Thana Malakand Agency on 16-03-2009 vide letter of even date. Since appointment petitioner performed his duties with honesty and full devotion and to the entire satisfaction of his high ups. (Copy of Notification dated 14-03-2009 & Letter dated 16-03-2009 is enclosed as Annexure D & E).
- 4. That the petitioner time and again approached respondents that he may be extended the benefits of previous service for the purpose of Pay Protection, Pension and Seniority however department is not ready to count the Previous service of the petitioner of about five years and seven months for the purpose of pay protection, pension and Seniority etc. in violation of the law, rules and numerous Judgments of the honorable High Court as well as the Apex Court of the Country.
- **5.** That this action of the department of not counting the previous service of the petitioner w.e.f 28-08-2003 to 16-03-2009 for the purpose of pay protection and pension etc. is against the law, facts and principles of justice on grounds inter-alia as follows:-

#### **GROUNDS:-**

**A.** That the omissions and commissions of the respondents are illegal and void ab-initio.

Deputy Registrar



- B. That mandatory provisions of law are badly violated by the department who are not ready to treat the petitioner according to law and rules being his fundamental right guaranteed in the Constitution of the land.
- C. That the Pension Rules 1963 as well as the Civil Service Regulations are very much clear on the point which gives protection to such previous service for the purpose of pay protection and pension etc.
- D. That a number of Judgments rendered by the honorable Peshawar High Court as well as the Apex Court of the Country have also given protection to such service to be counted for the purpose of pay protection and pension. Similarly writ petition No 1188-P/2014 titled as Baghi Shah VS Govt. of KPK, Judgment dated 01-03-2018 passed in Writ Petition No 3221-P/2013 and others besides Rule 2.1 of the Pension Rules is also support the case of the petitioner. (Copy of Judgment dated 01-03-2018 passed in Writ Petition No 3221-P/2013 is enclosed as Annexure F).
  - **E.** That the petitioner has been deprived of his due rights without any omission or commission on his part in violation of the principles of natural justice.

FILED TODAY

Deputy Registrar

0 8 FEB 2020

- F. That the petitioner has been discriminated as such service of other employees has been counted while petitioner is not extended such benefits and is treated differently.
- G. That the petitioner has long service career of about seventeen years with unblemished service record.



H. That the petitioner seeks the permission of this honorable Court for additional grounds at the time of arguments.

It is therefore prayed that on acceptance of this an appropriate Writ may please be issued:

- **a.** Declaring the omissions and commissions of respondents of non-counting of the previous service of the petitioner towards pay protection, pension etc as illegal, unlawful, without lawful authority and of no legal effect.
- **b.** Directing respondents to give full pay protection with pensionary benefits of the past service rendered by the petitioner in the ends of justice and principles of equality.
- c. Directing respondents to give count the past service of the petitioner for the purpose of Seniority in the ends of justice and principles of equality.

Any other relief deemed appropriate in circumstances of the case and not specifically asked for may also be granted in favor of the petitioner.

Dated:-07-02-2020

Petitioner ·

Through

Fazai Shah Mohmand Advocate Supreme Court.

#### **LIST OF BOOKS**

- 1. Constitution 1973.
- 2. Other Books as per need

#### **Certificate**

Certified that as per instructions of my client, no Writ petition on the same subject and between the same parties has been filed previously or concurrently before this honorable Court.

FILED TODAY

Deputy Registrar-

OR FEB 2020

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0 2 DEC 2021

#### PESHAWAR HIGH COURT, PESHAWAR

#### ORDER SHEET

	10.
Date of order	Order or other proceedings with signature of Judge of * 80
or proceedings	Magistrate and that of parties or counsel where necessary.
	he.
24.11.2021	WP No.1617-P/2020 with CM No.958-P/2021.
	Present: Mr. Farhan Ullah Shahbanzai, Advocate for the petitioners.
	M/S Shumail Ahmad Butt, Advocate General and Sardar Ali Raza, AAG for the respondents.
	*****
	OAISER RASHID KHAN, CJ During the
	pendency of this petition, the applicant namely Fazal
, .	Wahid, Assistant Professor (Urdu), Government Post
	Graduate College, Landi Kotal, District Khyber has
	moved CM No.958-P/2021 for his impleadment in
1	the array of petitioners is allowed and the office is
	directed to make necessary entry in this regard in the
	heading of the petition with red ink.
	2. The grievance of the petitioners is that
-	they have made several requests to the respondents
	for counting their previous service for the purpose of
	pay protection, pension and seniority but they did not
	pay any heed to their requests and that is how, they
·	are before this court through the present petition.

ATTESTED

- After having argued the petition at a certain length, lastly both the learned counsel for the petitioners and the learned Advocate General state that this petition be sent to the competent authority as an appeal / representation of the petitioners for its decision in accordance with law.
- Accordingly, we while disposing of this writ petition, treat it as an appeal / representation of the Chief Secretary, before petitioners Government of Khyber Pakhtunkhwa, Peshawar (respondent-4) and direct him to decide the same in the accordance with law within two months positively. A copy of this petition be retained for record.

Announced. Dated: 24.11.2021.

CHIEF JUSTICE

16 BE THUE 0 2 DEC 2021

Wate of Presentation of Application. No of Pages .... Copying fer .- y Date of Propogation of Copy .. Oa

Date of Delivery of Copy .... A



#### Office of the

#### Accountant General

Khyber Pakhtunkhwa Peshawar Phone: 091 9211250-53 27) A

Annex

No.H-24(74)/Pension/100 To,

Dated: 06.10.2022

The Secretary
Govt. of Khyber Pakhtunkhwa,
Migher Education Archives & Libraries Department,
Peshawar.

Subject:

#### PAY PROTECTION/COURT JUDGMENT DATED 24-11-2021.

The undersigned is directed to refer to your office letter No. S.o(c-II)/H.E.D/11-4/2022/Pay Protection dated 18-8-22 on the subject noted above and to state that officer concerned has already been drawn pay Rs. 9850/- P.M as shown in his LPC which has already been protected on the basis of his regularization.

ACCOUNTS OFFICER (HAD)

Copy for Information to:

Mr. Gohar, Assistant Professor of Maths GDC Koh-e-Daman Peshawar.

ACCOUNTS OFFICER (HAD)

Judgment Sheet
PESHAWAR HIGH COURT, PESHAWAR

Judicial Department
WP No.3107-P/2021

Sacedullah

Versus

Board of Governors through Chairman, BISE and 2 others



Date of hearing

20.12.2021

Petitioner by:

Mian Muhammad Imran, Advocate

Respondents by:

Mr. Saadatuliah Khan Tangi, Advocate

S M ATTIQUE SHAH, J: - Same judgment as in the connected WP No.3106-P/2021 titled "Siraj-ud-Din Vs. Board of Governors through its Chairman, BISE and 2 others".

Announced: 20.12.2021

PODGE

JUDGE

\*Nazir\*

DB) Ilon'ble Mr. Justice S M Attique Shali , Hon'ble Mr. Justice Syed Arshad Ali J

> Seathaire ne ithigh. Coneathair teach thinks. The Gangland Parks

> > \_25|DEC 237



Judgment Sheet

#### PESHAWAR HIGH COURT, PESHAWAR

(Judicial Department)

WP No.3106-P/2021

Siraj-ud-Din

Versus

Board of Governors through Chairma BISE and 2 others



#### **JUDGMENT**

Date of hearing

20.12.2021

Petitioners (by)

Mr. Taimur Ali Khan, Advocate

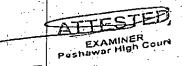
Respondents (by)

Mr. Saadatullah Khan Tangi, Advocate

S M ATTIQUE SHAH, J: - Through this single judgment, we propose to decide the instant writ petition as well as the connected WP No.3107-P/2021 "Saeedullah Vs BOG etc; being the outcome of one and same subject matter having same reliefs, which is reproduced as below;

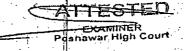
i. To declare the impugned decision made in the BoG meeting dated 25.5.2021 at Agenda Item No.14 to regret the grant/extension of pay & pension protection/benefits to the petitioner as un-lawful, illegal, void ab-initio, unconstitutional, against the spirit of the West Pakistan Pension Rules, 1963 and tantamount to violation of Article 2-1, 04, 09, 10-1, 25 of the Constitution of Islamic Republic of Pakistan, 1973 and of no legal effect, hence, liable to be set-aside.





- (36)
- ii. Direct the respondents to count the preregularization service of the petitioner for the purpose of pay and pensionary benefits/ protection and to grant him all the benefits according to his entitlement.
- iii. Any other relief, which is not specifically asked for, may also be granted in favor of the petitioner against the respondents."
- 2. In essence, grievance of petitioners is that under the law, they are entitled to get the benefits of their pre-regularization service [as Junior Clerk (BPS-07) towards their pay and pension; which has illegally been denied to them by the BoG in its meeting held on 25.6 2021.
- 3. Pursuant to notice, the respondents filed their comments wherein they resisted the issuance of the desired writ by raising certain legal and factual objections. Their main contention was that, the issue under consideration had earlier been decided by this Court in WP 1487-P/2016 and; there was a break in service of the petitioners and; hence, instant petitions need summarily dismissal.
- 4. Heard; record perused.
- 5. Record reveals that initially, both the petitioners were appointed as Junior Clerks in BPS-07 on 04.6.2011

& 12.9.2012 respectively by the Chairman, Board of



Intermediate & Secondary Education, Peshawar, on temporary basis, for a period of six months, whereafter, their services were extended from time to time till 18.3.2014 and 01.01.2014. Subsequently, their services were regularized w.e.f. 10.11.2016, on 02.8.2018, in light of the judgment dated 06.02.2018 of this Court rendered in WP 3604-P/2017 read with Govt of Khyber Pakhtunkhwa Elementary & Secondary Education Department Letter No.SO(B/T) E&SE/\$-14/2016/BISE, Peshawar, dated 24.11.2016 and the judgment of august Apex Court dated 06.7.2018. After regularization, the petitioners once again approached this Court for counting their pre-regularization service for pay protection and pensionary benefits cum seniority in WP 6703-P/2019, which was decided, on 15.12.2020, in the following manner;

"The claim of the petitioners regarding counting their previous service for the purpose of pay and pension has not been decided by the respondents-Board; as such, we left this issue for the respondents/Board to decide it at their own level, but no later than a period of 03 months with intimation to the petitioners. Thereafter, if petitioners still find themselves aggrieved of the denial of protection of pay and pension, may approach the proper forum, available to them under the law."



In view of the ibid findings the matter was placed before the BoG for consideration, which was taken up in its meeting No.51 dated 25.6.2021 at agenda Item No.14; however, the BoG did not agree with the pay and pensionary benfits of the petitioners due to the alleged break in their service from time to time.

Undeniably, the service of petitioners have been regularized by the respondents after rendering long and; satisfactory service as Junior Clerks on Contract basis with an artificial breaks. The petitioners while relying on the Rule 2.3 of K P Civil Servents Pension Rules, 1963 solicited for counting the period of their contract service towards their pay and pensionary benefits. Learned counsel representing the respondents could not controvert the ibid contention of the petitioners, rather, candidly admitted at the bar the adaptation of idid rule by the respondent No 2. The ibid rule provides that termprory and officiating service of an employee shall be conunted towards his pay and; pension. In this respect, wisdom can also be derived from Muhammad Farooq's reported in 2012 CLJ 343 wherein it was held that; "Government Servant continuously remaining in service without break would, after his regularization have the right that the period of his service before regularization be counted





Courts being the custodian of law, have to safeguard the inalienable rights of the citizens as enshrined in the Constitution and; whenever any such infringement of rights is brought to the notice of the Court that is to be struck down. In the instant case, since respondents have illegally denied the petitioners benefits of their pre regulirazation service towards their pay and pension, therefore, the impunged order is liable to be struck down; being illegal. Wisdom can also be drawn from 2021 SCMR 116 "Syed Muddasar Shah Termizi and others Vs. Peshawar High Court, Peshawar through Registrar and others"

7. In view thereof, both the writ petitions are, allowed as prayed for, but only to the extent of their pay and pension.

Announced: 20,12,2021

SUDGE

Nazir\* (DB) Hon'ble Atr. Justice SM Attique Shih, J Hon'ble Atr. Justice Syed Arshad At. J

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29 DEC 2021



WRIT PETITION NO. 32-2-1-12013



- 2- Khalid Ahmed, SET,Bajaur Public School Bajaur Agency.
- 3- Syed Jehanzeb, SET,
  Bajaur Public School Bajaur Agency.
- 4- Liagat Ali Khan, SET,
  Bajaur Public School Bajaur Agency.
- Nasrum Minallah, SET,Bajaur Public School Bajaur Agency.
- 6- Muhammad Rahim Jan, SET,Bajaur Public School Bajaur Agency.
- 7- M. Ashfaq Hassan ,SET,Bajaur Public School Bajaur Agency.
- 8- Ubaidur Rehman, SET,Bajaur Public School Bajaur Agency.
- 9- Bahadur Khan, SET,Bajaur Public School Bajaur Agency.
- 10- Muhammad Dawood, SET,Bajaur Public School Bajaur Agency.

FILED TODAY

11- Purdil Khan, SET,

Deputy Registror

Bajaur Public Scho

28 NOV 2013

Bajaur Public School Bajaur Agency.

12- Raiz Hussain, CT,

EXAMINES

WP3221P2013GROUND

£30.

## JUDGMENT SHEET IN THE PESHAWAR HIGH COURT PESHAWAR JUDICIAL DEPARTMENT

Writ Petition No.3221-P/2013



#### **JUDGMENT**

Date of hearing: 01.03.2018

Petitioner(s): By Muhammiad Art foursefrai folvolo

Respondent(s): By Novinuddin Hamayuna Mansoon -

IKRAMULLAH KHAN, J .- Petitioners have

filed instant Constitutional petition for issuance of an appropriate writ with the following prayer:-

"On acceptance of this writ petition the non-counting of previous service of the petitioners towards pay protection and pensionary benefits by the respondents may be declared illegal, unconstitutional, arhitrary and exploitation of the past good service of the petitioners. The respondents may further please be directed to give full pay protection with pensionary benefits of the past service rendered by the petitioners to meet the ends of justice and principles of equity. Any other remedy which this august court deems fit and not specifically prayed for that may also be awarded in favour of petitioners."

2. In essence, petitioners were appointed in the year 1990 and onwards by the Political Agent, Bajaur

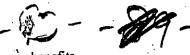
EXAMINER Peshawar High Court



Agency as Principal, Teachers, Ministerial Staff and Class-IV employees, in the Bajaur Public School and College with the condition that they would be allowed pay scales and other allowances admissible to a Civil Servant in Bajaur Agency. Later on, the Bajaur Public School and College was taken into supervision and control by the Federal Government and services of all the employees appointed by the Political Agent, Bajaur Agency on contract basis were made regularized vide Notification issued by the Governor's Secretariat, Khyber Pakhtunkhwa, Peshawar on March 28, 2013. In para-4 of the Notification, it has been held that all the eligible incumbent teaching and non-teaching staff will be adjusted against the regular sanctioned posts on merit cum seniority in service in the respective scales and categories. As the petitioners were eligible to be regularized, as such, they were adjusted on regular newly created posts with immediate effect vide order dated 20.5.2013, however, the previous services rendered by the petitioners were not counted towards their pay and pension by the respondents, hence, the instant writ petition.

3. Learned counsel for petitioners contended that though the services of petitioners were regularized since 2013 but the respondents have denied





the benefit of protection of pay and pensionary benefits to the petitioners on the sole ground that the previous services rendered by them were on contract basis, as such, it could not be counted towards the length of their service, which act of respondents is against law.



- On the other hand, learned counsel for respondents contended that the services of petitioners were not either on contract or adhoc basis, but they were appointed by the Political Agent, therefore, the period of services rendered by the petitioners in the concerned School could not be counted towards their pay and pension, etc.
- 5. We have heard learned counsel for the parties in light of law and available record.
- 6. The first appointment orders of the petitioners reveal that though they were appointed by the Political Agent, Bajaur Agency but on the condition that the petitioners will receive all the benefits and allowances admissible under the rules to a Civil Servant. The Notification issued by the worthy Governor, Khyber Pakhtunkhwa itself reveals rather admitted therein that petitioners were on contract basis and their services were regularized. Rule 2.1 of Chapter-II (Service Qualifying for Pension) of Civil

EXAMINER Peshawar High Court

Rule

Act, 1973, prescribes conditions Servants qualifications for pension, which read as:-

Qualifications.-The service of Government Servant does not qualify

for pension unless it conforms to the following three conditions:-First:-The Service must be under

Conditions

The Service must not be Second:non-pensionable.

Government.

Third:-The service must be paid by Government from the Provincial [ Consolidated Fund." .

For the previous service of Note-(1) displaced Government Servants which qualifies for . pension see Chapter-VII.

Service rendered after Note- (2) retirement superannuation pension / retiring pension shall not count for pension gratuity.

The abovementioned rule admittedly shall be applied to the case of petitioners as they were appointed on the conditions applicable to the Civil Servants. This court in Writ Petition No.1188-P/2014 titled "Baghi Shah Versus The Govt. of KPK through Secretary Finance, Peshawar and two: others, decided on 9.9.2014 has held that :-

> "The Courts, being the custodian, are to safeguard the inalienable rights of the citizens as enshrined in





the constitution. Whenever any such infringement of rights is brought to the notice of the court that is to be struck down. Here in the instant case, since respondents have not denied discrimination as averred in the petition, so their act of depriving the petitioner of his pensionary benefits is not condonable and is liable to be struck down."

39

- 8. Similarly, this court while resolving the identical proposition of law in case titled "Muhammad Arif Versus The Secretary to Government of KPK, Transport Department, Peshawar and other" decided on 24.11.2014 has held: "that the period served by a Government Servant on contract basis shall be counted towards his pensionary benefits, after regulation, in accordance with Rule 2.3 of the West Pakistan Civil Services Pension Rules, 1963."
- 9. Likewise, in case titled "Muhammad Farooq Versus Engineer in Chief, ENC Branch, General Headquarters (GHQ), Rawalpindi reported as (2012 CLJ 343), the Honourable Lahore High Court has held as follows:-

"Government Servant continuously remaining in service without break would after his regularization have





the right that the period of his service before regularization be counted towards his pay, pension and promotion."

10. This Court has decided a number of Writ Petitions through its consolidated judgment dated 22.6.2017 delivered in WP No.3394-P/2016 has held: "that the person selected for appointment on contract basis and thereafter his regularization, the period served as a contract employee shall be counted towards his pension, pay and promotion, etc."

involved in this case is similar to the one already decided by this court in the above mentioned cases; therefore, this court could not take a different view, therefore, this writ petition is disposed of in the term that the services rendered by the petitioners as contract employees shall be considered towards their pay and pension.

Announced.
Dated: 01.03 2018.

JUDGE

JUDGE

SERTIFIED TO BE TRUE COPY

Pashawar High Gold, Pashawa Authorised Under Article A.7 Pashawar Article A.7

17 JUL 2020



#### **VAKALATNAMA**

#### IN THE HONORABLE PESHAWAR HIGH COURT PESHAWAR

W.P No	/2022	
گولېر		
	Petitioner.	
صکوس ولمبره	VERSUS	
	Respondents.	

I, the undersigned, do hereby appoint and constitute,

**Fazal Shah Mohmand** Advocate Supreme Court. **To** act, appear and plead in the above-mentioned matter and to withdraw or compromise the said matter or submit to arbitration any differences or dispute that shall arise touching or in any manner relating to the said matter and to receive money and grant receipts therefore and to do all other acts and things which may be necessary to be done for the progress and the course of the prosecution of the said matter.

- 1. **To** draft and sign files at necessary pleadings, applications, objections, affidavits or other documents as shall be deemed necessary and advisable for the prosecution of the said matter at all its stages.
- 2. **To** employ any other Legal Practitioner, authorizing him to exercise the power as conferred on the undersigned Advocate, wherever he may think fit to do so.

AND I hereby agree to ratify whatever the Advocate or his substitute shall do in the above matter. I/We also hereby agree not to hold the Advocate or his substitute responsible for the result of the said matter in consequence of his absence from the Court when the said matter is called up for hearing. I/We further hereby agree that in the event for the whole or any part of the fee to be paid to the Advocate remaining unpaid, he shall be entitled to withdraw from the above matter. Received by me on

CLIENT(s)

Garlor

ACCEPTED BY:

FAZAL SHAH MOHMAND

ADVOCATE,

SUPREME COURT OF PAKISTAN.

OFFICE:-Cantonment Plaza Flat 3/B Khyber Bazar Peshawar Cell# 0301 8804841 (Clerk) Cell# 03339122477.

Email: - fazalshahmohmand@gmail.com.

## BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

SA# 1549/2022	1	
Gohar		Appellant
Versus		
Govt. of Khyber Pakhtunkhwa		
Through Secretary, Higher Education,		•
Peshawar & others	R	espondents

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Deponent

### BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

S.A # 1549/2022 Gohar ..... Versus Govt. of Khyber Pakhtunkhwa Through Chief Minister, SUBJECT: PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO. 1 & 4 Respectfully Sheweth: -

### Preliminary Objections:-

- I. That the appellant has got no cause of action/locus standi to file the instant
- 2. That the appellant has not come to this Honourable Tribunal with clean hands 3. That the instant service appeal is hit by doctrine of laches.
- 4. That the appellant is estopped by his own conduct to file the instant service 5. That the instant service appeal is time barred.

#### Facts: -

- 1) Correct to the extent that vide notification dated: 28-08-2003, the appellant was offered job @8000/- fixed emolument per month, out of the approved operational costs incorporated there in the PC-I for the project period or till the creation of regular posts/arrival of selectees of Khyber PAkhtunkhwa Public Service
- 2) Correct to the extent that vide notification dated 07.09.2005, the petitioner was appointed as lecturer on adhoc basis as stop gap arrangements for a period of six months or till the availability of selectees of the Public Service Commission whichever is earlier (Annex-A). Rest of the para pertains to record.
- 3) Incorrect. That the appellant was appointed and re-appointed on stop gap arrangement as evident from the appointment notification (Annex-B,C,D)
- 4) Correct to the extent that the petitioner was appointed as lecturer in Maths (BPS-17) vide notification dated 14.03.2009 on the recommendations of Khyber Pakhtunkhwa Public Service Commission (Annex-E).
- 5) Correct to the extent that the appellant filed WP#1617-P/2020 which was decided vide order dated: 24-11-2021 (Annex-F). The same was processed for implementation vide letter dated: 03-01-2022 (Annex-G), In response of letter dated: 25-04-2022 of Finance Department (Annex-H), the case regarding protection of pay was taken up with accountant general Office vide letter dated: 18-08-2022 (Annex-I) and the office of Accountant General vide letter dated: 06-10-2022 informed that his pay has already been protected (Annex-J) and the same was communicated to the appellant vide Endst dated: 05-12-2022 (Annex-K). Rest of the para is incorrect as before the instant wit petition the appellant did not submit any departmental appeal/application as the same is not available in official record. Moreover, as per rules/policy the service rendered on contractual basis shall not qualify for pension/gratuity (Annex-L). 6) Incorrect as already explained in preceding paras.

#### Grands:

- A. Incorrect as already explained in preceding paras.
- B. Incorrect. That no law has been violated and the appellant is treated within four corners of law.
- C. As already explained in preceding paras.
- D. Pertains to the record. Moreover, each and every case has its own facts and merits.
- E. Incorrect as already explained in preceding paras.
- F. Incorrect as already explained in preceding paras.
- G. Incorrect as already explained in preceding paras.
- H. Incorrect as already explained in preceding paras.
- 1. That the respondents may be allowed to raise any other grounds at the time of arguments.

#### Prayer: -

It is, therefore, humbly prayed that the instant case is based  $\omega_0$ misconception/misstatement, hence may graciously be dismissed with appropriate cost.

> Chief Secretary Govt. of Khyber Pakhtunkhwa, Respondent No. 4

Director, Higher Education Department,

Respondent No. 2

Secretary,

Higher Education Department Respondent No. 1

Secretary. Finance Department,

Respondent No. 3

#### GOVERNMENT OF NATE HIGHER EDUCATION, ARCHIVES & LIBRARIES DEPARTMENT



Dated Peshawar the 7/9/2005

#### NOTIFICATION

No.50(COLLEGES)2.5/2005. Consequent upon the recommendation of Departmental Selection Committee in Higher Education Department, the Competent Authority is pleased to appoint the following candidates as Lecturers Idale (8-17) in various subjects on Adhoc basis as stop gap arrangements for a period of six months or till the availability of selectees of the NWFP Public Service Commission whichever is earlier and to post them in the colleges noted against each:-

S.Nu	Name/Father Name/Qualification and Address of the Candidate	Subject	Posted at	Remarks
Ι,	Abduit Hamid S/O Noor Naway Khar (MA	Arabic	GPGC, Karak.	Againt Vacum
	Village and P.O Warana Line Horney		O'OC, icardic.	Post.
2.	L. ' Susting the Miller Nilstoff in Dieteles Manager in the			
	T.T GHS Ahmadzai P.O Tajori District Lakki Marwat.	Arabic	GC, No.2 Bannu.	-do-
.i.	Mohammad Islam S/O Malik Zuda (MA Islamiyat) Village and P.O Budaber Near Spin Jamat Tehsil and District Peshawar.	Arabic	GPGC, Swabi	· -do-
4.	Nascer-ul-Haq S/O Sahib Jamal (MA Arabic) Village Kotkay P.O Sahib Abad Tehsil War. District Dir Bala.	Arabic -	GC, Daggar	-do-
5.	Abid-ur-Rahman S/O Abdul Qayum (MA Arabic) Darul Quresh H.No. 500/DA Railway Road	Arabic	GPGC, Bannu.	-do-
6	Bannu, City.  Khizar Hayat S/O Khan Nawaz  Village Ding, P.O Rehana Telisil and District  Haripur.	Arabis	GC, Kalabut Township	-do-
7	Zafeer Saqib S/O Ghulam Yahya (M.Sc. Biology) H.No.K.L 1757 Street-2, Makki Mohallah, Abbottabad.	Biology	: GC, Oghi	-do-
§.	Musharaf Jilani S/O Mohammad Sharif (M.Sc. Biology) C/O Prof. Mohammad Sharif GP3C, Bannu.	Biology	GC, Ghori Wala	-do-
<b>)</b> ,	Zia-ur-Rahman S/O Azizur Rahman (M.Sr. : Biology) Village Kotka Feroze Surani, P.O Nizam Bazar, Tehsil and District Bannu.	Biology	GC, Latamber	-do-
10.	Saeed -Ur-Rahman S/O Aziz-Ur-Rahman (M.Sc. Biology)Village Mangalchai P.O Chanai (Gadoon) Tehsil and District Swapi/ Hostel No.2 Koom No.71 Quaid-I-Azam	Biology	GC, Gandaf (Swabi)	-slq-
41,	University, Islamabad.  Safiullah Khan S/O Mohammad Sharif (IA.Sc.)  Biology) SET GCM High School No.1 Pangu H.No.3967C Bhatia Street, Ioside Sukkary Gate, Bannu City.	Biolbgy	GC, Esak Khel	ţdn-
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1	Straj-vid-Din S/O Nimat Khan (MA Islamiyat)		: "	l .
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1	2 Mohautmad Islan S/O Latifur Rahman,			- '
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1 1	3 Jalul Khan S/Colodo Bazar, Malakand.			! . ·
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'	5 Alman S/O Wali-fil-Haq Village and P.O Dosehra i chail and Direction	<del></del> •	'	,
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1.	6 Abdul Onyum Siddiqi S/O Monanmad Tahir. (LLB) Village Gumbati B Ott 1 ammad Tahir.		Peshawar!	-00-
]	(LLB) Village Gumbati P.O'Lal Qila Dir	Law	GC, No.2	·
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'	7 Robim Ullah S/O Mirza Khae (M.SC. Maths)	<u> </u>	·· - ฮิจกักนี้ : ""	
ī	Mohallah Shagai Village Anbar Tehsil Lahor	Maths		
	(S.vabi) Tinge Anoar Tehsil Lahor		GC, Kollia	-do-
]. 14	8 Fazli Hamid S/o Fazal Bari (M.Sc. Maths) Village and P.O. Olich Divided Control	1		•
}	Village and P.O Ouch District Dir Lower.	Madis		•
. 14	9 Arshad Alam S/O Bakht Baz (M.Sc. Maths) R/O Pakistan Korona (Touton)		GC. Agra	-do-
	R/O Pakistan Korona Turlandi Charsadda.	Maths	(Malakand)	
1.5	O Mohammad Ashra'a S/O Mohammad Siddique  (M.Sc. Maths) All Abad Canad Control		GC Toru	-do-
	(M.Sc. Mathe) All All Mohammad Siddique	Maths	·	
	(M.Sc. Maths) Al Abad Canal Road Gulbahar	iviatii2	GC Bakhshali	-do-
15	Mohammad Sharill are	. !	· ;	-()()-
	Mohammad Shoalb S/O Waris Ichan (M.Sc.	34-4		
	Peshawas City Arguan Colo by Street No. 9	Maths	GPGC,	
15	Wiggs Klass 949	• .	Mardan	, -dn-
	Waqar Khan S/O Suhib Zada (N.Sc. Maths)  Mohallah Burhan Khait Mu.		:	
1	Mohallah Burhan Khail Village and P.O	Maths	GC, Babuzai	
VIVIS	Turlandi Tehsil and District Sav. bi.		Mardan	-do-
X			;	
	Kodri P.O. Hathian Tehsil Takht Bhai District	L Maths -	/GDC,/	
154	Mardan. Takht Bhai District	i	Thana	-dn-
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	C/O Hanced Jewelers Shop No.10 Chowk	Maths	GC, Ghuri	
	Bazar Bannu.   Bazar Bannu.	4	' ; Wala	-do-
155	Naveced Ullah S/D Mi ini	<u>.                                    </u>		
	Maths) Village Mawazi Qlla P.O Azim Qila  Jadeed Tehsil and Dietsin B.	Maths	.GC, No.2	
	Ladeed Tehsil and Diagram City Azim Qila		, Bannu	-dn-
150	Anwar Khirah S/C Good No.			. i
	Anwar Khitab S/O Fatch Mula (14.Sc. Maths)  Mohallah Rammora Villada (14.Sc. Maths)	Maths	GC Chakessar	
	Tehsil Takhi Bias par and O Hathian		Chakessar	-do-
	Ajed Akhar S/O B	İ		•
157	Ajed Akbar S/O Behram Khan (M.Sc. Maths ) Moh. Awan Village Badrashi Tehsil and District Nowshord	Maths	- CC 101	il
157	Will Village Badrashi Tobell and	MAINT	GC, Khan Pur	-do-
157	District Many 1 2 and 1 tolight and	ĺ		!
	District Nowsherd			i i
	Amir Mohammad S/O Feet P. 19			
	Amir Mohammad S/O Fazli Rabbani (M.Sc.	Maths	GI'GC No.1	-do-
158	Amir Mohammad S/O Fazli Rabbani (M.Sc. Maths) Mohallah Rahat Abad Vil-age and P.O	Maths	GPGC No.1 Abbottabad	-do- ;
158	Amir Mohammad S/O Fazli Rabbani (M.Sc. Maths) Mohallah Rahat Abad Vil-age and P.O	Maths		-do- ;
158	Amir Mohammad S/O Fazli Rabbani (M.Sc.	Maths		-du-

I, 30 MILICATO DE OL VOIDOC I comera que

The appointment of the above lecturers will be subject to the following terms and conditions:-

#### TERMS AND CONDITIONS.

- The appointment of the above candidates will be on contract basis for a period of six months or till the arrival of the selectees of the NWFP Public í. Service Commission, whichever is earlier
- 10.
- No TA/DA will be allowed for their first appointment.

  The appointment of the candidates mentioned in Para.1 above is subject to the condition that they bear the Domicile of NWFP. iv.
- If they want to terminate their contract before expiry of the same, they will have to serve one month notice in advance failing which they will have to ٧. deposite one month pay in lieu of such notice in the Govt. Treasury.
- They shall not make any request for transfer from the college where they are posted. In case of such occurance, their service shall stand terminated. νi.
- They should Join their post within 30-days of the issuance of this notification. The Director Higher Education NWFP Peshawar, should furnish a certificate to the effect that the candidates have joined the post or otherwise after one month of the issue of this Notification.
- They shall execute an agreement with the Government before taking over charge to be signed by the Olrector Higher Education NWFP, on behalf of the vhi.
- They should not be entitled to any pension or gratuity for the service ıά. rendered by them on contrict basis.
- Charge report in duplicate should be submitted to all concerned.
- Their service shall be terminated if they violate any provision of the term & conditions specified in the Agreement Bond. χİ.

SECRETARY TO GOVT OF NWFP HIGHER EDUCATION DEPARTMENT

#### ENDST: Number & Date as above.

Copy of the above is forwarded to:-

- Accountant General NWFP Peshawar.
- Secretary to Chief Minister NWFP, Peshawar.
- Director Higher Education NWFP Peshawar, with the request to get a copy of Agreement Bond and circulate copies of the same to all Principals of the 3-Government Colleges concerned immediately.
- Director of Education (FATA) NWFP Peshawar.
- Director Progruitment NWFP Public Service Commission Peshawar.
- Olstricts/Agencies Accounts Officers concerned.
- Principals Government Colleges (Male) concerned.
- Section Officer (FATA) Education Wing, Governor's Secretariat (FATA) Warsak Road Peshawar.
- P.S. to Chief Secretary NWFP Peshawar. · s. 9- . .
  - P.S. to Minister for Education NWFP Peshawar. 10-
  - P.S. to Secretary Higher Education NWFP Peshawar. 1.1-.
  - Officers concerned.

(GHAZANFAR ALI) SECTION OFFICER (COLLEGES)





Dated Poshawar die 18/5/2006

HIGHER EDUCATION, ARCHIVES & LIBERARIES

No.SO(COLLEGES)2-5/2005. The Competent Authority is pleased to accord approval to the appointment of the following Lecturers Male (B-17) in various subjects on contract basis as stop gap arrangements for aix months period (w.e.f. the date mentioned in column-6 below) or till the availability of sectors of the NWFP Public Service Conssission whichever is earlier, with the posting in the colleges noted against each:

				Taking Over Charge,	which extension granted.
	distributed sales on a constant	Arabic	GC, No.2 Bannu.	1-10-2005	2-4-2006
1.1 1.a 2. M	R GHS Ahmadzul P.O Tajori Olsarov ikki Marwit iohammad Islam S/O Islatik Zada	Arabic	GPGC, Swahi	7-9-2005	8-3-2006
$\frac{1}{3}$	filtage and P.O Badanet Feeli Spin annat Tehsil and District Peshawar. Abid-in-Rahman S/O Abidal Qayum	Arabic	GPGC, Baomu.	10-9-3005	11-3-3006
4. /	Oand Quresh Fl.No. 300/DA Radian Road, Baunu, City. Abdur Ranf S/O Shuja Kin (MA	Arabic	GDC, Tank	17-11-2005	18-5-2006
!	Arabie) Mania Zharat Khader Khel P.O and Tehsil Data Khel, SWA. E-ezar Hayat S/O Khao Nawaz Village Ding, P.O Rehana Tehsil and	Arabic	GC, Kulabat Township.	8-9-2(M)5	9-3-2006
6.	Pastrict Plariput  Plascerul Play S/o Sahib Gul (MA  Plascerul Play Kotkay P.O. Sahib	Arabic	GC, Ghori Wal	1	11-3-2006
	Abad Tehsil Wari Du Bula.  Abad Tehsil Wari Du Bula.  Musharal Jihni, 820 Mohammad Sharif (M. Sc. Hiology) CR) Prof. Mohammad Sharif GPGC, Banna.	Biology	GC, Totalai	1-10-2005	2- 4-2006
8.	Shuja al-Mulk S/O Aurangen (Mac Diology) Village Sandal P.O Gal Tehsil Malta District Swat.	Biology	GDC, Timesege	10-9-2005	11-3-2006
9	Shercen (M.Sc. Biology) Angel Umacket P.o Saddo Tehsil Timergara District Dir.	Biology ·	GPGC, Buni	17-9-2005	16-3-2006
10.	(M.Sc. Briology) Vinage Saran, Bannu. Smani P.o Torla, Saran, Bannu. Syed Zahi (Prehboot S/O Syed Syed Zahi (Prehboot S/O Syed)	Biology	GC, Kalabr Town Ship	nt 8-9-2605	9-3-2006
12.	Village and P.O Bagra Tehsil and District Haripur.	Biol co	y GC, Pania	lu 8-11-200	9-5 2700
13.	(M Sc. Biology) Vinas Khao Sarki Khel Tehsil and District Banna.	· \	GC, Kulad	chi 11-20	11-5-20

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	Alliology) Village Zalo : Chan				
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		Hotery	GDC, Daggar	8-9-2005	9,3-2006
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· .	Naba Eclesil Daggar (Banner).	أ أ		are come a su Berr	
	Sher Zaman S O Moleanmed Zamen	Hotmy	GDC, Dakhshali	13.9 3003	13-3-2006
<b>A</b>	(M.Sc. Botany) Village Montano Dheti	-	1		ĺ
	P.O. Sherpao Tehsil Tangi, District	ł.	-		1
	Charsadda.		South St. Complete Security Street, St. Comp.	* (******* * * ****** * ***	
	Lang Zaman S/n Wakeel Zaman (M.Sc.	Butany	GPGC, Karak.	8-9-2005	9-3-2006
	Botany) Village, and P.O Margali Phlo-	i		•	l
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18.	Haziat Ali StO Meioz KhaictM.Se,	Hotony	GPGC, Swabi	1 7-9-2005 - 1	8-3-2006
}	Botany) Village and P.O Charbagh	l	.		1 : 1
	Tehsil and District Swabi.	a a maga at a second		24-9-2005	25.9-2013
19	Allah Almad Khan See Ariz ms Rahman (M.Se Botany) Muhallah	Holany	GDC, Lasson Novab	54-A X003	3.09.2005
ļ	Gujer Mahia Rangeela Raad, Hariput		. 1		
20.	lookad Clak S/O Manawar Khan	Dolany	GDC, Kharlabad	16-[1-2005	17-5-2006
	(M.Sc. Butany) Razi Hall Room			1	, <u> </u>
	No.333 Peshawar University.		! ! ! ! [	1	<u>                                     </u>
21.	Riaz Hussam S/O Sher Ghalam Jan	Botany	GDC, Fajori	18-11-2005	19-5-2006
	(M.Sc. Botany) Village Marmandi	· .			
	Azim P.O Serai Naurang Tehsiland				· · ·
	District Lakkl Marwat.				<u> </u>
22.	Shariat Ullah S/O Samand Khan	Botany	GOC, Ahmad	12-11-2005	13-5-2006
	(M.Sc. Botany) Village Laka Tesra FR		Abad 1		
	Baumi.	1			
	C/O Shad Ayaz Khan, Lecturer	· ·			]
	Chemistry GPGC, Bannu.		<u> </u>		10-3-2006
23.	Mahboob-ui-Rahman S/O Behram	Chei nstry	GPGC, Koliat.	9-9-2002	111-3-2000
	Khan (M.Sc. Chemistry) Village	1.	} !	•	
	Mianki P.O Inzar, Tehsil Takhi I-	1.		٠.	١ ،
	Nasratti District Karak, Amjad Ali 520 Aurangzeh (M.Sc.	Chemistry	निव्यक्ति ।	27-9 Nos	28.3-2006
24.	Chemistry) Village Dazar Mohallah	Cactorally	Abbottabad.		•
	Ajun Khel P.O Rustava Tehsil and	1	.,	1	1 1
	District Mardan.				,
25.		Chemistry	GDC, Ghazi	19-9-2005	20-3-2006
	Chemistry) Village Kagawala P.O	-			
	Badaber Near Tube Well No.1 Kohat	1	1		
	Road, Peshawar.			8-9-2005	9-3-2006
26.	Tulimand S/O Abdul Hakim (M.Sc.	Chemistry	GDC, Daggar	Q-9-3(n)3	3-3-2000
	Chemistry) Willage Nauser P.O Jowar	4	1	:	1
	Tehsil Gaddazai District Buner.	Chemistry	GDC, No.1	17-9-2005	18-3-2006
27.		Chemistry	D.J.Khan.		. '
	Chemistry) Village and P.O Jatta Tehril and District D.I.Khan			*	
20		Chemistry	GDC, Balakot	16-9-2005	17-3-2006
28	Shah (M.Se Chemistry) Village and	1	1 .		`  .
	P.O Tabhat Via Garlii Hahibullah	1			1
	Tehsil Balakol District Mansehra.	<b>.</b>			11.6 54.04
29	Mohammad Yousal S/O Abdul Khaliq	Chemistry	GDC, Kulachi	10-11-2005	11-5-2006
	R ban (M.Sc. Chémistry) C/O Muslim	1	ļ · , ¹		1
	Model School Domel (PR Bannu).			1-11-2005	2-5-2906
30	. Sajid-ur-Rahman S/O Fazli Rahman	Chemistry	GDC, Seliwa	1-11-2003	2-3-3,3
	(M.Sc. Chemistry) Village Band-c-	1	1	ĺ	·].
	Obah P.O Karnel Sher Killi (Swabi).	Chemistry	GDC, Sherwan	14-9-2005	15-3-2006
. ,31	. Mohanmad Shakeel S/O Abdul Aziz (M.SC Chemistry) H.Nu.CB-136, Iqba		,	<u> </u>	}
	Road P.O Jhangi (Abbottabad).	1			J
3.	Shams-ur-Rahman S/O Jehanzeb	Computer	GPGC, Swabi.	7-9-2005	8-3-2006
.3 2	(M.Sc Computer Science) Mohallah	Science	1		i
	Titwal Bala Village and P.O Baffa'	1	1	^	4
	(Manselira)		GDC.	27-9-2005	28-3-2006
,		Computer	CDC, Khairabad.	27-9-2003	20:3:2000
3.	5. Aurangzeb S/O Ali Bahadar (M.Sc.		· · DAMINOUSH	1	. 1
	Computer Science) Mohallah Zanki	Belence	,,		
	Computer Science) Mohallah Zanki Khel Village and P.O Dugi Tehsil and		1		·· ,
3.	Computer Science) Mohallah Zanka Khel Village and P.O Dagi Tehsil and		GDC, No.2	13-9-2005	1-1-3-2006
3.	Computer Science) Mohallah Zanki Khel Village and P.O Dugi Tehsil and			13-9-2005	14-3-2006

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1	101	. Jalid Khan S/O teshad Ali Khan, (LLD)		Wala		1
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i		Lebish Tang) District Charachter	l .	Manschra		
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- (	10		Maths	GDC, Kolla	13-9 2605	
- 1		Maths) Mohallah Shagai Village Anbar	'		( 5-th 2003 )	13-3-2006
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ţ	10		Maths	GDC, No 2	36-11-2005	31-5-2006
ł		Shah (let.Sc. felaths) Syed Succe		Mardau		27332000
- 1		Phanda Road, Mohallah Afridi Abad, Peshawar City.	1	1		
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	ί.	Colony Street No.9, Peshawar City.	1	1 .	[ ·	
	18	Obj /Gobis S/O Nadar Khan (M.St Mailis)/	- Name -			
١,	ΚĽ	Village Kodii P.O Hathian Telisil	Maths	GDC, Thena	13-9-2005	14-3-2006
V	h.	Takht Blen District Mardan.	1			. <u>[</u>
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	i	Khan (M.Sc. Matha) Village Mawazi	1 25141113	Banmi	8-9-2005	9-3-2006
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	1	Maths) Mohallah Lemmura Village	1	}	2.2.3.00,0	10-1-2006
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1	Merchant Ann Affalich er Staat van (MA Dinha)	Hulu	GDC Sabir	17.9.7005	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
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The appointment of the above lecturers will be subject to the following

terms and condit with a

#### TEHNIS AND CO DITIONS.

- The pointment of the above candidates will be on contract basis for a period of ax months or till the arrival of the selectees of the NWFP Public Ser Commission, whichever is earlier.

  The will get fix pay @ Rs.9132/-PM.

  No TODA will be allowed for their first appointment.
- ii. iil.

If they want to terminate their contract before expiry of the same, they will have to serve one month no see the advance failing which they will time to deposit one month pay in fleu of such natice in the Govt.

- They shall not make any request for transfer from the college where they are posted. In case of such occurrence, their service shall stand
- They should join their post within 30 days of the issuance of this notification. The Director Higher Education NWFP Peshawar, should γli. furnish a certificate to the effect that the candidates have joined the post or otherwise after one month of the issue of this Motification.
- They shall execute an agreement with the Government before taking over charge to be signed by the Director Higher Education HWFP, on behalf of viii. the Government.
- They should not be entitled to any pension or grafuity for the service rendered by them on contract basis. Ç.
- Charge report in duplicate should be submitted to all concerned.
- Their pervice shall be terminated if they violate any provision of the term & conditions specified in the Agreement Bond.

SECRETARY TO GOVE OF NWEP HIGHER EDUCATION DEPARTMENT

#### MOST: Monther & Date as above. Copy of the above is forwarded to:-

- Accountant General NWFP Poshawar. Director Higher Education HWI-P Peshawar, with the request to circulate copies of the Agreement Bond of the same to all Principals of the Government Colleges concerned immediately.
- Director of Education (FATA) INVFD Peshavoir.
- arector Recruitment ply/FP: Public Service Commission Peshagar.
- Districts/Agencies Accounts Officers conceined.
- Principals Government Colleges (Male) concerned.
- Section Officer (FATA) Education Wing, Governor's Secretariat (FATA) Warsak Road Peshawar.
- P.S. to Chief Secretary NWFR Peshawar.
- P.S. to Minister for Education HMFP Peshawar. R-
- P.S. to Secretary Higher Education HWI-P Reshavar. 41. цŰ-
- Officers concerned.

(ISRAŘ MOHŘMMAL)) SECTION OFFICER (COLLEGES)



# GOVERNMENT OF N.W.F.P. HIGHER EDUCATION, ARCHIVES & LIBRARIES DEPARTMENT

Dated Peshawar the October 21 , 2008.

## NOTIFICATION

No. SO(COLLEGES)2-5/118/Extension 2005/2008. The Compo ent Authority is pleased to re-appoint the following Male lecturers (BPS-17) in various subjects on contract basis as a purely temporary and stop-gap arrangements for morning classes in Govt. Colleges for the period mention against each:

5	RABIC		Date of Explry	Date from
2		Date of Ist Taking Over Charge.	of re-	which extension is required
1.	Abidius Si Rahman Lecturer in Arabie CIP 3C Katak	10.9.2005	18.09.1.008	21,05.2038 to 30:65.2009
2.	Abdur Roof Lecturer in Franc GOC	17,11,2005	25.11.2008	28.11.2038 to 30.01.7009
3.	Kharar Hayat Lecturer in Arabic GC	<b>8.9.2005</b>	16,09.2008	19.09.2098 to 30.06.2009
٦.	Hateerul Hart Licturer in Arabic GC Dangar.	R.9.7005	15.09.2008	18.09.2008 to 30.65.7009
BI	OLOGY			
5.	Kifayat Ullah Lecturer in Biology GDC Pantala	8.11,2005	15.11.208	18.11.2108 to 30.05,1009
6.	Sold Avaz Khan Lecturer in Biology GDC Kulachi	10.11,2005.	18/11/2008	21.11.2008 to 30 C6:2009
BC	TANY	-	<del></del> , <del></del> -	
7.	Ambara Khan Lecturer in Botany: GDC Daggar	.B.9.2005	16,09,2008	19.07.2008 to 30.05 2009
8.	Sher Zaman Lectures in Lotany GDC Bakhsha'i.	12.9.2005	20,09,2008	23.09.2008 to 30.06.2009
9.	Laig Jaman Lecturer in Bolany GPGC Karek.	6.9.2005	16.09.200B	19.09.7000 to 30.05.2009
10.	Riaz Hussain Lecturer in Eptany GDC Tajori	18.11.2005	26.11 2008	29.11:2008 to 30.06:2009
CHI	MISTRY	· · · · · · · · · · · · · · · · · · ·		20,30,2003
11.	Muhammad Javed Lecturer In Chemistry GDC No. 1 DI Khan	17.9.2005	25.09.2008	29.09.2008 to 30.05.2009
12.	Tonyeer Hussein Shah Lecturer In Chemistry GOC Balakot	16.9.2005	21.09.2008	27.03.2308 to
CON	PUTER SCIENCE.		<del></del> <u></u> L	30.06,2009
13.	Aurangzeb Lecturer in Computer Science SDC Knairabad	27.9.2005	30.05.2008	03.10.2008 to
14.	Abdur Razaq Lecturer In Computer Spence GPGC Mandian Abbottahad.	13.9.2305	21.09.2008	30.05.2009 24.09.2008 to
15.	Abdullah Faisal Lecturer In Computer Science GDC Havelain	16.11.2005	24.11.2008	30.06.2009 :27.11.2008 to 30.06.2009
	NOMICS	<del></del>		
16.	Zame Rafiq Lecturer In Economics GPGC Charsac ta	15.9.2005	24.01.2008	27.C9008 to
	Wisal Alimad Lecturer in Economics   GDC No. 1 Of Chan	20.9.2505	28.05.2008	36 36 2009 01.:0.2008 to

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# GOVERNMENT OF KHYBER PAKHTUNKHWA HIGHER EDUCATION ARCHIVES & LIBRARIES DEPARTMENT Dated the Peshawar October 21, 2008 Notification

No. SO(COLLEGES)2-5/118/Extension 2005/2008 The Competent Authority is pleased to reappoint the following male lecturers (BPS-17) in various subjects on Govt. on contract basis as a purely temporary stop-gap arrangements for morning classes in Govt. College for the period mention against each:

ARABIC							
S#	Name/Designation	Date of Ist Taking over charge.	Date of Expiry of appointment.	Date from which extension is required			
1.	Abid ur Rehman , Lecturer in Arabic, GPGC, Karak.	10-09-2005	18-09-2008	21-05-2008 to 30-05-2009			
2	Abdur Rauf, Lecturer in Arabic, GDC Tank.	17-11-2005	29-11-2008	28-11-2008 to 30-06-2009			
3	Khizar Hayat, Lecturer in Arabic, GC, Kalabat Township	8-9-2005	15-9-2008	19-9-2008 to 30-06-2009			
4	Naseer ul Haq , Lecturer in Arabic, GC Daggar.	8-9-2005	15-9-2008	18-9-2008 to 30-06-2009			
BIO	LOGY						
5	Khifayat Ullah, Lecturer in Biology, GDC Paniala	8-11-2005	15-11-2008	18-11-2008 to 30-05- 2009			
6	Said Ayaz Khan, Lecturer in Biology, GDC Kolachi	10-11-2005	18-11-2008	21-11-2008 to 30-06- 2009			
BO'I	CANY						
7	Ambara Khan, Lecturer in Botany, GDC Daggar	08-09-2005	16-09-2008	19-09-2008 to 30-06- 2009			
8	Sher Zaman, Lecturer in Botany, GDC BAkhshali	12-09-2005	20-09-2008	23-09-2008 to 30-06- 2009			
10	Riaz Hussain, Lecturer in Botany, GDC Tajori	18-11-2005	26-11-2008	29-11-2008 to 30-06- 2009			
СНЕ	MISTRY						
11	Muhammad Javed, Lecturer in Chemistry, GDC No. 1 D.I.Khan	17-09-2005	25-09-2008	29-09-2008 to 30-06- 2009			
12	Tanveer Hussain Shah, Lecturer in Chemistry, GDC Balakot	16-09-2005	24-09-2008	27-09-2008 to 30-06- 2009			
COM	IPUTER SCIENCE		,				
13	Aurangzeb, Lecturer in Computer Science, GDC Khairabad	27-09-2005	30-09-2008	03-10-2008 to 30-06- 2009			
14	Abdur Razaq, Lecturer in Computer Science, GPGC Mamdia Abbottabad	13-09-2005	21-09-2008	24-09-2008 to 30-06- 2009			
15	Abdullah Faisal, Lecturer in Computer Science, GDC Havelian	16-11-2005	24-11-2008	27-09-2008 to 30-06- 2009			
Eco	nomics						
16	Zahid Rafiq, Lecturer in Economics, GPGC Charsadda	15-09-2005	24-09-2008	27-09-2008 to 30-06- 2009			
17	Wisal Ahmad, Lecturer in Economics, GDC No. 1 DIKhan	20-09-2005	28-09-2008	01-10-2008 to 30-06- 2009			

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19.	Mohammed Anul Umar Lecturer In English GEGC Charrodda		16.09.2039	~~17.07/07FATELL
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20.		1,10,2005	09.10.20.3	30.06
21.	Machar Ralonan Lecturer in Engistr		10.11.2009	11.11.7 10:54
<del>-</del> -,	GOC Lateral of Yasir Mahar anad Johnn Lecturer in	:.11.2005	Intitrasa	10.06
77.	English GPE TANK MORNOT	11.11,2005	19.11.2009	72.11.2 7 10 1
73.	Bakht Zoda Section in English GDC	11.11.2003		30.06. 17.09.2 3 to
ا۔۔۔۔ا	Javed Inpai Lecturer in English	07.09.2005	14.09.2098	10.06,
24.	GOGC Margin		15.09.2009	10.09.7
25.	Allafiticitetimon Lecturer tr. Epglish	7,9.2005	(3,03,4,000	10.06
<del></del>	GOC Takes schol (Nordan)	:5.9.2005	15.09.2000	10.09.2.5 10
26.	Zafar Janual Lecturer In English GDC		<u> </u>	13.11.2 :5 10 3.
27.	Hafeevullah Khira Lecturel in	62.11.2005	10.11.2003	30,06.70 9 130
	English GPGC Banau	- 14 B 2005	15.09.2038	18.00.2 10
28.	Subhan Ollah Lesturer in English (	14.9.2005		30.06.16-9 18.11.2.7 to 1
29.	Insan Ullah Lecturer in History GOC	/.11.2005	15,11,2008	18.11.2.5
	Gandat (Serial)	13.0.3005	25.09.20 B	28.09.2×**10 **
30.	Sugheer Mahamand Lecturer In	17.9.2005	4 -3	30.06,30.9
TEI	AMIYAT			
31.	Mutto Sannullah Lecturer In	7.9.2005	15.09.20%	18.09.7 2 10 75
į ,,,	Islamiyat GDC Marta	**	) .	30.06 3 9 53 30.09.2 10 3 12
32.	Flohammic Azam Lecturer In	19.9.2005	27.09.2608	an oc : C:39 🥍 🔼
<u> </u>	Islamiyat GFGC Charsadda	29.11.2005	07:11.20GB	10.11.7 10;5
33.	Hohammau Asghar Lucturer In Islamiyat GDC Tank	· · · · · · · · · · · · · · · · · · ·		າກ ເທດ ເຕັດເປັນໄດ້ເຂົ້າໄດ້ເຕັ
34.	Sadig Hussain Lecturer in Islamiyat	20.09.2005 1	28.09.2008	01.10
	GDC, Badater (Poshawar)	0.0.2005	16.09.2008	30.06 : 19 30 31 31 19.09.7 C 110 21 62
35.	Wahid Ullah Lecturer In Islamiyat	8.9.2005	10.02,5000	30.06 20 19 18
36.	GDC Lahor (Swabi)  Mujahid Shah Lecturer in Islamiyat	02.11.2005	10.11.2505	13.11.5 :C1 to 😭 🐛
J <b>u</b> .	GDC, Kutlerg (Mardan)			30.06 16 39 49 4
37.	Naveed Akritar Lecturer in Islamiyat	28.9.7005	06.09,2008	30.06.11.19
10	GOC Toni  Multi Inemulian Lecturer in	9.9.2005	17.09.2008	20.00,236 1 to #9
38.	Multi Inemulian Lecturer in Islamiyat GDC Chakessor		<u> </u>	1_ 30.06 T(1)9 2 3 3
39.	Taugeer Anjun, Lecturer In	17,9.2005	25.09.2038	28.09, 2 1 to 49
	Islamiyat GOC Balakot	0 300F	16.00.7020	30.06 n 19.48
40.	Itisan Ulan Lecturer in Islamiyat	8.9.2005	16.09.2038	19.09.33 ) to 5
	Tahir Nevest Lecturer in Islamiyat	5,11.2005	13.11.2008	16.11 X.1103
41.	GPGC Mansahra		<u> </u>	30.06 1019 34
LAV			,	
42.	Tunwir Klian Lecturer in Law GDC	1.11.2005	09.11.2008 ->	
76.	Latamber		- 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.	30.06 3: 10 8:3
43.	Mohammad Shafiq Lecturer In Law	07,69.2005	: 12.09.2078	15.09.2X 3 to
	GDC, Baltozai (Mardan)	<u> </u>	1.00	30.06.2:39.25
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MAI		•	- <del> </del>	المناطقين أراهني المناطقة والمستود
MA I	Rahim Ullan Lecturer In Maths GDC	12.9.2005	20,09,2038	23.09.71.13.039
	Rahim Ullan Locturer In Maths GDC Kotha	12.9.2005	20.03.3028	
4-1.		12.9.2005 13.9.2005 <sub>3</sub>	21.09.2008	70.00 1799 279 279 279 279 279 279 279 279 279
4·1. 45.	Kotha Gohar Lecturer in Matha GCC Thana	13.9.2005	21.09.2008	24.09 3 7 top
41. 45.	Kotha Gohar Lecturer in Maths GCC Thana Ajed Akbar Lecturer in Miths GDC	13.9.2005	21.09.2008	24.0937107 24.0937107 30.05.391 25.093303
4·1. 45. 46.	Kotha Gohar Lecturer in Maths GCC Thana Ajed Akbar Lecturer in Miths GDC Khanpur	13.9.2005	21.09.2008	24.09. 3 109 30.05 298. 25.09. 3 109 30.06 2 298.
4·1. 45. 46.	Kotha Gohar Lecturer in Maths GCC Thana Ajed Akbar Lecturer in Miths GDC Khanpur Iftikhar Alimad Lecturer in Maths	13.9.2005	21.09.2008 22.09.2009 29.09.2008	20.00 1.29 2 24.09 3 1.09 3 30.00 1.29 2 30.00 2.20 3 5.07.10 3.10 65
41. 45. 46.	Kotha Gohar Lecturer in Maths GCC Thana Ajed Akbar Lecturer in Miths GDC Khanpur Iftikhar Alimad Lecturer in Maths GDC Dir Upper	13.9.2005	21.09.2008 22.09.2003 29.09.2008	20.00 1.29 2 24.09 3 1.07 30.00 1.29 2 30.00 1.20 2 5.07.10 1.20 25 42.30.00 1.00 2.
	Kotha Gohar Lecturer in Maths GCC Thana Ajed Akbar Lecturer in Miths GDC Khanpur Iftikhar Alimad Lecturer in Maths GDC Dir Upper Refiullah Lecturer: In Meths GDC	13.9.2005 14.9.2005 21.9.2005	21.09.2008 22.09.2009 29.09.2008	20.00 1.29 2.00 2.00 2.00 2.00 2.00 2.00 2.00 2
41. 45. 46. 47.	Kotha Gohar Lecturer in Maths GCC Thana Ajed Akbar Lecturer in Miths GDC Khanpur Illukhar Alimad Lecturer in Maths GDC Olr Upper Refiullah Lecturer in Meths GDC Matta	13.9.2005 14.9.2005 21.9.2005 7.9.2005	21.09.2008 22.09.2009 29.09.2008 15.09.2008	20.00 29% 24.09 3 1 to 7 25.09 3 1 to 7 30.00 2 70 30.00 2 70 30.00 2 70 31.00 6 2 70 31.00 6 2 70 31.00 6 2 70 31.00 6 2 70
41. 45. 46. 47. 48.	Kotha Gohar Lecturer in Maths GCC Thana Ajed Akbar Lecturer in Miths GDC Khanpur Iftikhar Alimad Lecturer in Maths GDC Olr Upper Refiullah Lecturer in Maths GDC Matta  Uman Soft in Lecturer sing Maths	13.9.2005 14.9.2005 21.9.2005 7.9.2005	21.09.2008 22.09.2008 29.09.2008 15.09.2008	20.00 29 20 20 20 20 20 20 20 20 20 20 20 20 20
41. 45. 46. 47. 18.	Kotha Gohar Lecturer in Maths GCC Thana Ajed Akbar Lecturer in Miths GDC Khanpur Illukhar Alimad Lecturer in Maths GDC Olr Upper Refiullah Lecturer in Meths GDC Matta	13.9.2005 14.9.2005 21.9.2005 7.9.2005	21.09.2008 22.09.2008 29.09.2008 15.09.2008	20.00 29% 24.09 3 1 to 7 25.09 3 1 to 7 30.00 2 70 30.00 2 70 30.00 2 70 31.00 6 2 70 31.00 6 2 70 31.00 6 2 70 31.00 6 2 70

#### **BETTER COPY**

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18	Shakir Afridi, Lecturer in Economics, GDC KDA Kohat	08-11-2005	16-11-2008	19-11-2008 to 30-06-2009
ENGL	SH			-
19	Muhammad Adil Ummar, Lecturer in English, GPGC Charssadda	13-09-2005	21-09-2008	24-09-2008 to 30-06-2009
20	Abdul Wali Khan, Lecturer in English, GDC Jawer bunner	08-09-2005	16-09-2008	19-09-2008 to 30-06-2009
21	Naqeeb ur Rahman, Lecturer in English, GDC Latamber Karak	01-10-2005	09-10-2008	12-10-2008 to 30-06-2009
22	Yasir Muhammad Imran, Lecturer in English, GPGC Lakki Marwat	02-11-2005	10-11-2008	13-11-2008 to 30-06-2009
23	Bakht Zada, Lecturer in English, GDC Dir	11-11-2005	19-11-2008	22-11-2008 to 30-06-2009
24	Javed Iqbal, Lecturer in English, GPGC Mardan	07-09-2005	14-09-2008	17-09-2008 to 30-06-2009
25	Alta Ur Rahman, Lecturer in English, GDC Takht Bai Mardan	07-09-2005	15-09-2008	18-09-2008 to 30-06-2009
26	Zafar Jamal, Lecturer in English, GDC Takht e Nasrati	15-09-2005	15-99-2008	18-09-2008 to 30-06-2009
27	Hafeex Ullah Khan, Lecturer in English, GPGC Bannu	02-11-2005	10-11-2008	13-11-2008 to 30-06-2009
28	Subhan ullah, Lecturer in English, GPGC Nowshera	14-09-2005	15-09-2008	18-09-2008 to 30-06-2009
29	Ihsan Ullah, Lecturer in History, GDC Gandaf (Swabi)	07-11-2005	15-11-2008	18-11-2008 to 30-06-2009
30	Sagheer Muhammad, Lecturer in History, GDc Tangi	17-02-2005	25-09-2008	28-09-2008 to 30-06-2009
ISLAN	MIYAT	<u></u>	<del></del>	
31	Mufti Sami Ullah, Lecturer in Islamiyat, GDC Matta	07-09-2005	15-09-2008	18-09-2008 to 30-06-2009
32	Muhammad Azam, Lecturer in Islamiyat, GPGC Charsadda	19-9-2005	27-9-2008	30-09-2008 to 30-06-2009
33	Muhammad Asghar, Lecturer in Islamiyat, GDC Tank	29-11-2005	7-11-2008	10-11-2008 to 30-06-2009
34	Sadiq Hussain, Lecturer in Islamiyat, GDC Badaber (Peshawar)	20-09-2005	28-09-2008	01-10-2008 to 30-06-2009
35	Wahid Ullah, Lecturer in Islamiyat, GDC Lahor (Swabi)	8-9-2005	16-9-2008	19-09-2008 to 30-06-2009
36	. Mujahid Shah, Lecturer in Islamiyat, GDC Katlang (Mardan)	02-11-2005	10-11-2008	01-10-2008 to 30-06-2009
37	Naveed Akhtar, Lecturer in Islamiyat, GDC Toru	28-9-2005	6-9-2005	13-11-2008 to 30-06-2009
38	Mufti Inamullah, Lecturer in Islamiyat, GDC Chakessar	9-9-2005	17-9-2008	09-09-2008 to 30-06-2009
39	Tauqeer Anjum, Lecturer in Islamiyat, GDC Balakot	17-9-2005	25-9-2008	20-09-2008 to 30-06-2009
40	Ihsan Ullah, Lecturer in Islamiyat, GDC Lund Khwar	8-9-2005	16-9-2008	19-09-2008 to 30-06-2009
41	Tahir Naveed, Lecturer in Islamiyat, GPGC Mansehra	5-11-2005	13-11-2008	16-11-2008 to 30-06-2009
LAW				
42	Tanwir Khan, Lecturer in Law, GDC Latambar	1-11-2005	9-11-2008	12-11-2008 to 30-06-2009
43	Mohammad Shafiq, Lecturer in Law, GDC Babozal (Mardan)	7-9-2005	12-09-2008	15-09-2008 to 30-06-2009
MAT	<del>-</del>			
44	Rahim Ullah, Lecturer in Maths, GDC Kotha	12-9-2005	20-9-2008	23-09-2008 to 30-06-2009
45	Gohar, Lecturer in Maths, GDC Thana	13-9-2005	21-9-2008	24-09-2008 to 30-06-2009
46	Ajed Akbar, Lecturer in Maths, GDC Khanpur	14-9-2005	22-9-2008	25-09-2008 to 30-06-2009
47	Iftikhar Ahmed, Lecturer in Maths,, GDC Dir Upper	21-9-2005	29-9-2008	02-10-2008 to 30-06-2009
48	Rafiullah, Lecturer in Maths,, GDC Matta	7-9-2005	15-92008	18-09-2008 to 30-06-2009
49	Umar sultan, Lecturer in Maths,, GPGC Haripur	15-9-2005	23-9-2008	26-09-2008 to 30-06-2009
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SECRETARY TO GOVT. OF NWFP HIGHER EDUCATION DEPARTMENT

Charge report in diplicate should be submitted to all concerned.

They should not be entitled to any pension or gratuity for the service rendered

Charge report in anymore since as summer to an extreme.

Their shortee shall be terminated if they violate any provision of the terms &

Endst: No. & Date Eiran.

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conditions specified in the Agraphient Bond.

- 1. Accountant General NWFP Pashawar, with the request to circulate
  2. Director Higher Education NWFP Peshawar, with the request to circulate Director Higher Education 1977 F. Feathers, Figure the Severament Colleges copies of the Agreement Bold to all Principals of the Government Colleges concerned inimediately.

  3. Director of Education (FATA) NWFP Warsak Road Peshawar.

  4. Director Recruitment NWFP Public Service Commission Peshawar.

- 7. Section Officer (FATA) Education Wing, Governor's Secretariat (FATA)
  Warsal: Road Peshawar,
- 8. P.S. to Secretary, Higher Reucation NWFP Peshawar.

9. Officer, concerned.

(Waltakaw) SECTION OFFICER (CO





# COVERNMENT OF NWFP: HIGHER EDUCATION, ARCHIVES & LINKARIES DEPARTMENT

Dated Peshawar the 06/06/2007

### NOTIFICATION

Nn.SO(COLLEGES)2-5/2005. The Competent Authority is pleased to accord approval to the re-appointment of the following Lecturers Male: (B-17) in various subjects on contract basis as stop gap arrangements for six months period (w.e.f. the dates mentioned in column-1 below) or till the availability of selections of the NWFP Public Service Conunission whichever is earlier-

5. No.	Name/Coll	rge	Date of Taking Over Charge	Date from which re- appointed	Remarks
·	2		3	4	
1	Mohammad Sher Lecture		3-10-2006	:06-4:2007	<del></del>
	Alid-us-Rahman Lecture Covernment Postgradual Bannu	c College,	12-9-2016	(\$-7-2967	i
; 3 	Abdur.Rauf Lecturer in A. Tank	. :	19-11-2006	22:5-2007	1
	Klitzar-Hayat Lecturer in Klidabit Triwnship		10-9-2006	13-3-2007	
114.24	Nasterul Hing Lecturer in Diggar . — 7,		09-07-2008	12-3-2007	- 1
44)	Jalander Slink Lecture in	1.00	12-9-2006	15-3-2007	r :
	Anfizullan Khan Lecturer Government Postgraduate Jannu	College	19:9:2006	22-3-2007	• :
· · · · · · · · · · · · · · · · · · ·	yed Zaliid Mehboob Lecti lology:GC Khalabat Town	ship - jac 🗥 🖺	. C.10-9-2006	13-3-2007	
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ابا.[	Id A yax Khan Lecturer In XC Kulachii	1.00	72-11-2006	15-8-2007	200
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\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	ibaira Khan Leeturer in Di IBAr		10-9-2006	13-3-2007	
· · · · · · · · · · · · · · · · · · ·	/ Zamah Lecturer in Both		E2713-2006	1173-2077	
وأخال	Zamain læfurer in Bolo ernment Posigraduard C	nyx	10.9-2006	38-3-2007	
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# GOVERNMENT OF NWFP HIGHER EDUCATION, ARCHIEVS & LIBRARIES DEPARTMENT Dated Peshawar the 06/06/2007 NOTIFICATION

NO. SO(COLLEGES)2-5/2005. The Competent Authority is pleased in accord approval to the appointment of the following Lectures Male (B-17) in various subjects on contract basis as stop gap arrangements for the months period (w.e.f the dates mentioned in column-4 helow) or till the availability of selectees of the NWFP Public Service Commission whichever is earlier.

5.No.	FP Public Service Commission whichever Name/College	Date of	Date fr	om	Remarks	•
1		Talking Over	Which .	re-		
1		Charge.	appointed		· · · ·	
1 ]	3	3,	4			
j ).	Muhammad Sher Lecturer in Arabic GC No. 2 Synnic	. 3-10-2016	06-4-2007			
			<u> </u>			
	Abid-ul-kahman Lecturer in Arabic Government Postgraduate College Bannu	12-9-2005	15-3-2007			
] }	Abdur Rauf Lecturer in Arabic in Arabic GDC Tank	19-9-2006	22-5-2007			<b>-</b> •
1.	Khizar Hayat Lecturer in Arabic GDC Khatabat Township	09-09-2005	13-3-2007	-	*	
1 5. ·	Naseerul Haq Lecturer in Arabic GC Daggar.	12-9-2006	12-3-2007	•••	**	
[ 6. :	Jalander Shah Lecturer in Biology GDC Timergara	19-9-2006	15-3-2007			
; 7.	Hafizullah Khan Lécturer in Biology	10-9-2006	22-3-2007			•
;	Government Postgraduate College				ļ	
!	Bannu					
3.	Syed Zahid Mehmood Lecturer in Biology GC Khalabat Township	10-11-2006	13-3-2007	<del></del>		100
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ن.	Said Ayaz Elian Lecturer in Biology GDC Kulachi	10-9-2006	15-8-2007	<del></del>	<del> </del>	****** * *
11.	Farman Ullan Khan Lecturer in Biology GDC Paharpur instead of GC Lachi	8-9-2006	13-3-2007		<del>-</del>	
12	Ambara Khan Lecturer in Botany GDC Daggar	10-11-2006	13-3-2007		<del> </del> .	r
∃3 .	Sher Zaman Lecturer in Botany GDC	14-9-2006	1 17 2 2007			-
.4.	LAIQ Zaman Lecturer in Biologe	10-9-2006	17-3-2007			
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15	Imdad ullah Lecturer in Botany GDC	10 11 20	<u> </u>		1	-
	Khairabad	18-11-2006	21-5-2007		1	
16.	Riaz Hussain Lecturer in Botany GDC	20-11-2006	23:5-2007		<u></u>	
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the Uppsy (	<u> </u>	9-9-2006	12-3-2007	
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88   Uniar Sullan Lectur	er in Mails GPGC	17-9-2006	.20-5-1007	
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90 Mohammad Ilyas La	CIO CE IN PAKSIONS	213233	÷-12-3-2007	
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70 ji	llisan Ullah Lund Khawar	10-9-2006	T	T
		7-11-2006	10-5-2007	
1	Islamyal GPGC Manahira			
~!-	Asif Mohammad Lecturer in Islamiyat	15-9-2006	18-3-2007	-
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, †	Saifullah Khan Lecturer in Islamiyat	27-11-2006	30-5-2007	
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-4	Jalal Khan Lecturer in law GPGC	11-9-2006	14-3-2007	-
:	Manahira .		!	L
75.	Tanwir Khan Lecturer in Law GDC	3-1-2006	06-5-2007	<b>1</b>
16.	Muhammad Shafiq Khan Lecturer in	09-09-2006	12-3-2007	
,	Law GDC Babazai			
77	Rahim Ullan Lecturer in Maths GDC	14-9-2006	17-3-2007	
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78	Mohamica: Shabir lecturer in Maths	12-9-206	15-3-2007	T:
	GPGC Mardan	l		<u></u>
1 79.	Gother Lecturere in Maths GDC Thana	15-9-2006	18-3-2007	<u> </u>
30.	Anwar Khitab Lecturer in Maths GDC	11-9-2006	14-3-2007	1
i	Chakessar	ļ. <u> </u>		<del></del> .
į 31.	===== Lecturet in Maths CDC Khanpur	16-9-2006	19-3-2007	<u></u> .
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1	Bahazai		·	<del> </del>
33.	Attauliah tecturer in Maths GDC Mathra	09-11-2006	12-5-2007	
34	Mohammad Faroog Lecturer in Maths	01-12-2006	04-5-2007	· · · · · · · · · · · · · · · · · · ·
1 3-	GDC Khan Kohi.	01-12-2006	04-3-2007	
35.	Iftikhar Ahmad Lecturer in Maths GDC	23-9-2006	26-3-2007	
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36	Rafiullah, Lecturer in Matsh GDC	9-9-2006	12-3-2007	<del> </del>
i .	Matta		·	
37.	The state of the s	9-10-2006	12-4-2007	
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18.	1	17-9-2006	20-3-2007	
: 39.	Haripur Tahir Masood Lecturer in pak Study	16-9-2006	·	<u>-</u>
1 336	GDC Lakes	10-9-2009	19-3-2007	
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32.		10-9-2006	13-3-2007	,
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73.	Jamil-Ur-Rahman Lecturer in Pat Study GPGC Mardan	18-9-2006	21-3-2007	
94		16 0 2006		
	Khalabat Towshin	16-9-2006	19-3-2007	
95	. Mohammad Ajmal Khan Lecturer in	11-9-2006	14.3 2007	<del> </del>
į	Pak Study GPGC Mansehra		14-3-2007	
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97		9-9-2006	12-3-2007	~ <del>         </del>
98	Pashto GDC Bakhshali Mardan.  Ikramultah Lecturer in Pashto GDC			
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1	128	Abdul Qaddus Lecturer in Urdu	1 No. 1 1 a Western		
1		Government Postgraduate College Kohat	İ		
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-	120	Umur Dad Lecturer in Urdu GDC	12-9-2006	1	
1	•	1	-	02-5-2007	
1	130	Liagat Flussain Lecturer in Urdu GDC	4-11-2006	07-3-800	
		l Danett	7	13.03.2002	Gire var
1	131	Shaukat Ullah Lecturer in Urdu, GDC	10.09.2006	1,444,444,444	Husain
		Yor Hussain (Swabi) instead of GDC			wer.15 03,2007
		Gandaf (Swalu). Ikram Ullah Lecturer in Urdu GDC	14-9-2006	17-16-2007	
	132		14-5-2000	17-,0-2	
		Katlang	17-9-2006	20-3-2007	
	133	Sajid Hussain Lecturer in Utdu	14-5-5000		
		Government Postgraduate College	,	,	1
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	13.	I Iqbal Ahmad Lecturer in Urdu GDC	9-9-2006	12-3-2007	
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		Sabirabad Cryc	4-9-2006	07-3-2007	and the same of th
	1 1:	V Umar Qiaz Khan Lecturer in Urdu GDC	1-7-2000		
	\ <u></u> -	No. 2 Bannu	3-10-2006	06-4-2007	and a property of the control of the
	1 1	38 Sudher Ahad Lecturer in Urdu	3-10-2000	(31)-1-1,111	}
	1	Government Postgraduate College	,	1	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
		Manselua		10.2.0000	
	1	39 Abubakar Saddique Lecturer in Urdu	16-9-2006	19-3-2007	1 . '
	l	GDC Khanpur.	1		
	į	l.			1
		140 Muhammad Rashid Lecturer in Urdu GC.	4-10-2006	07-1-2007	
		* * I	1		
	١	Ghoriwala (Bannu).	1		
	1				

The appointment of the above lecturers will be subject to the following terms and conditions:-

### TERMS AND CONDITIONS.

- The appointment of the above candidates will be on contract basis for a period of six months or till the arrival of the selectees of the NWFP Public Service Commission, whichever is earlier.
- ii. They will get fix pay @ Rs.91327- P\*
- iii. No TA/DA will be allowed first appointment.
- iv. The appointment of the cance condition that they bear the confidence of NWFP.
- v. If they want to terminate their contract before expiry of the same, they will have to serve one month notice in advance failing which they will have to deposit one month pay in lieu of such notice in the Govt, Treasury.

- They should join their post within 30-days of the issuance of this notification. The Director Higher Education NWFP Peshawar, should furnish a certificate to the vii. effect that the candidates have joined the post or otherwise after one month of the issue of this Motification.
- They shall execute an agreement with the Government before taking over charge to be signed by the Director Higher Education NWFP, on behalf of the viii.
- They should not be entitled to any pension or gratuity for the service rendered w. by them on contract basis.
  - Charge report in duplicate should be submitted to all concerned.
- Their service shall be terminated if they violate any provision of the term & X. хi. conditions specified in the Agreement Bond.

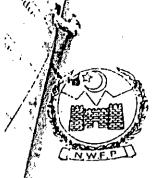
SECRETARY TO GOVE OF NWEP HIGHER EDUCATION DEPARTMENT

### Endst: Number & Date as above.

Copy of the above is forwarded to:-

- Accountant General NWFP Peshawar.
- Director Higher Education NWFP Peshawar, with the request to circulate copies of the Agreement Bond of the same to all Principals of the Government Colleges 2. concerned immediately.
- Director of Education (FATA) NWFP Warsak Road Peshawar.
- Director Recruitment NWFP Public Service Commission Peshawar. 3-
- Districts Accounts Officers concerned.
- Principals Government Colleges (Male) concerned. 5-
- Section Officer (FATA) Education Wing, Governor's Secretariat (FATA) Warsak 6-Road Peshawar.
- P.S. to Chief Secretary NWFP Peshawar.
- P.S. to Secretary Higher Education NWFP Peshaway
  - Officers concerned. 10-

(SAIFULLAH KHAN) SECTION OFFICER (COLLEGES)



### Government of nwfp Higher Education, archives & Libraries Department

Dated Peshawar the 14.03.2009.

## NOTIFICATION

NO.50(COLLEGES)2-5/MATHS/2009. Consequent upon the recommendations of the NWFP Public Service Commission, the Competent Authority is pleased to appoint and adjust the following lecturer of Maths (B-17) of college in Higher Education Department with Immediate effect: -

S. #	Name / Father's Name / Address	Posted at	Remarks			
1.	Majid Khan S/o Saleem Khan Village Torudhoke P/o Kakeg Tehsil and District Harlpur.	GPGC Mandian (Abbottabad)	Already working as contract			
2.	Muhammad Ismail S/o Misal Khan District Charsadda Tahi Tongi, Village and P/O Dhakki.	GDC Lakoro (Mohmand Agency)	lecturer Against vacant post			
3.	Haydar Ali Bacha S/o Sarfaraz Khan Village m Tehsil and P/o Khwaza Khela District Swat.	GDC Alpuri (Shangla)	Already working as contract lecturer			
4.	Arshad Iqbal S/o Muhammad Bashar Mohallah Tekadaran Shahdarah, Watkay Mingora.	(iDC Mingora (Swat)	Against vacant post			
Ē	Muhammad Zaman S/o Gula Khan Village Sheikh-Abad P/o Rajjar District and Tehsil Charsadda.	GDC Khar (Bajaur Agency)	Against vacant post			
E	Muhammad Zahid S/o Muhammad Sarwar Village and post office Chumba, Tehsil Havelian District Abbottabad.	GPGC Haripur	Against vacant post			
7.	Muhammad Nazir S/o Ghulam Rohani Village and P.O. Balogram Moh. Molan Chum, District Swat.	GPGJC Saidu Sharif Swat	Against vacant post			
9.	District Mardan Tehsil Takht Bhai, P/O	(Khyber Agency)	Against vacant post			
	Manzoor Ahmad S/o'Muhammad Gul Nissata Road, Shan Kally Chamtar Mardan P/O Mardan, District and Tensil Mardan.	GDC Navagai (Bajaur Agency)	Against vacant post			

The appointment of the above lecturers will be subject to the following terms and conditions: -

### TERMS AND CONDITIONS.

I. They shall, for all intents and purposes be Civil Servant, except for the purpose of pension and Gratuity. In lieu of the same, they shall be entitled to receive

-29-

Contributory Provident Fund. For the sald-fund 10% contribution will be made by the Provincial Government and 10% by the Civil Servant concerned in the prescribed manner. Provided further that, in the event of death of the civil servant, whether before or after retirement, his family shall be entitled to receive the said amount, if it has not already been received by the concerned deceased civil servant.

- They will have all rights / privileges contained in NWFP Civil Servants Act, 1973 with all amendments made therein including NWFP Civil Servants (Amendment) Act. 2005 and Rules made there under.
- III. In case of resignation, the lecturer will have to give one-month prior notice. In absence of such notice his one-month's pay shall be forfeited to Government.
- IV. The selectees must join their posts within 30-days of the Issue of this Notification. The Director Higher Education NWFP Peshawar must furnish a certificate to the effect that the selectees have joined the post or otherwise, after one month of the Issue of this Notification.
- V. In case of disciplinary matters, NWFP Civil Servants Act. 1973 and NWFP Civil Servants Removal form Service (Special Powers) Ordinance 2000 shall be applicable.
- VI. They will get pay in BPS-17 including usual allowances as admissible under the rules. They will be entitled to annual increment like other Civil Servants.
- VII. They will be equally considered for appointment against higher post if found eligible on the basis of competence, expertise and experience.

SECRETARY TO GOVT. OF NWFP HIGHER EDUCATION DEPARTMENT

### ENDST: NO. & DATE EVEN

Copy of the above is forwarded to: -

- 1. Accountant General, NWFP Peshawar.
- 2. Director Higher Education NWFP Peshawar.
- Deputy Secretary-III, NWFP Public Service Commission, 2-Fort Road, Peshawar Cantt, with reference to his letter No. NWFP-PSC-SR.VII/427 dated 24.10.2008 and No. NWFP-PSC-SR-VII/4965 dated 13.11.2008.
- 4. District / Agency Accounts Officers concerned.
- 5. Principals of the Govt. Colleges concerned.
- 6. Manager, Government Printing Press, NWFP, Peshawar.
- 7. P.S to Secretary, Higher Education Department, NWFP, Peshawar.
- 8. Officers concerned.

SECTION OFFICER (COLLEGES)

TO TO TO THE PARTY OF THE PARTY

# PESHAWAR HIGH COURT, PESHAWAR

ORDER SHEET

Order or other proceedings with signature of Judge of Magistrate and that of parties or counted where necessary or proceedings

24.11.2021

Date of order

# WP No.1617-P/2020 with CM No.958-P/2021,

Present:

Shahbanzai, Ullah Farhan Mr. Advocate for the petitioners.

M/S Shumail Ahmad Butt, Advocate General and Sardar Ali Raza, AAG for the respondents.

QAISER RASHID KHAN, CL. During the pendency of this petition, the applicant namely Fazal Wahid, Assistant Professor (Urdu), Government Post Graduate College, Lundi Kolal, District Khyber has moved CM No.958-172021 for his implendment in the array of petitioners is allowed and the office is directed to make necessary entry in this regard in the heading of the petition with red ink.

The grievance of the petitioners is that 2. they have made several requests to the respondents for counting their previous service for the purpose of pay protection, pension and seniority but they did not pay any heed to their requests and that is how, they are before this court through the present petition.

After having argued the petition at a certain length, lastly both the learned counsel for the politioners and the learned Advocate General state that this petition be sent to the competent authority as an oppeal F representation of the petitioners' for its decision in accordance with law.

Accordingly, we while disposing of this writ petition, treat it as an appeal I representation of the petitioners before the Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar (respondent-4) and direct him to decide the same in the accordance with law within two months positively. A copy of this petition be retained for record.

Announced. Dated: 24.11.2021.

0 2 DE 0 2021

Date of Delivery of Cops ... Att.

# DIRECTORATE OF KHYBER PAKHTUNKHWA

Rano Garhi, Peshawar

Tel# 091-2650025 / 9330496 -mail:- dhekpkpesh@gmall.com Facebook.com/dhekppeshawar Twitter.com/dhekppeshawar

/ CA-1/ Esti: Branch/A-11/Gohar /Mathe

То

The Secretary

Govt; of Khyber Pakhtunkhwa

Higher Education Department, Peshawar.

SUBJECT

PROTECTION/ PAY

COURT

JUDGEMENT

DATED

Respected Sir,

السلام عليكم

I am directed to enclose herewith a copy of Judgement dated 24.12.2021 of Hon'able Peshawar High Court Peshawar alongwith other relevant documents in respect of Mr. Gohar, Assistant Professor of Mathematics, Govt; Degree College, Koh-e-Daman, Peshawar regarding pay protection and to state that the officer concerned served this department as a lecturer on fixed pay w.e.f 02-09-2003 to 12-09-2005. Later he got appointed as a lecturer on ad-hoc basis and served as ad-hoc lecturer w.e.f 13-09-2005 to 13-03-2009. On the recommendation of Khyber Pakhtunkhwa Public Service Commission, he was appointed as a lecturer in Mathematics on 14-03-2009 and took over charge on 16.03.2009.

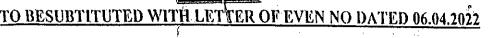
It is, therefore, requested that the case may be considered in light of Courts orders for implementation and necessary action, please.

Yours Faithfully,

Endst; 1

DY: DIRECTOR (ESTABLISHMENT)

Copy of the above is forwarded to the Assistant Director (Litigation) Local Directorate.





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

No.FD(SOSR-1)12-4/2022/Gohar Dated Peshawar the: 25.04.2022

The Secretary to Govt: of Khyber Pakhtunkhwa, Higher Education, Archives & Libraries Department

The Section Officer (Colleges-II).

Subject:-

PAY PROTECTION/COURT JUDGMENT DATED 24.11.2021

Dear Sir,

I am directed to refer to your Department letter No.SO(C-II)/HED/II-4/2022/Pay Protection/1027WE dated 07-02-2022 on the subject noted above and to state that as per Finance Department circular letter No.FD(SOSR-1)12-2/2020/34323 dated 18.03.2021 pay protection to gazetted contract employees on their regularization/appointment on regular basis is allowed only when the contract appointment has been made in BPS on standard terms & conditions, circulated by the Provincial Government (as amended) from time to time.

2. In view of the above, it is requested to take up the case with Accountant General Khyber Pakhtunkhwa for fixation of pay after clarifying whether the contract appointment in the instant case was made on standard terms & conditions of the Provincial Government or otherwise, please.

Enclosed: (As above)

Yours faithfully,

SECTION OFFICER (SR-1)



# HIGHER EDUCATION, AKCHIVES & LIBRARIES DEPARTMENT

No.SO(C-II)/HED/11-4/2022/Pay Protection Dated Peshawar the 18th August, 2022 Annex\_

Τo

The Accountant General, Khyber Pakhtunkhwa, Peshawar.

SUBJECT:

PAY PROTECTION / COURT JUDGMENT DATED 24.11,2021.

Dear Sir,

I am directed to refer to the subject noted above and to enclose herewith a copy of Finance Department's letter No.FD(SOSR-I)/12-4/2022/Gohar dated 25-04-2022 and a copy of Directorate of Higher Education's letter No.3320/CA-I/Estt: Branch/A-12/Gohar/Maths dated 28.07.2022 alongwith its enclosures on the subject noted above for fixation of pay in respect of Mr. Gohar, Assistant Professor of Maths GDC Koh-e-Daman Peshawar, please.

Encl: as Above.

(NOOR ZALI KHAN) Section Officer (Colleges-II)

ENDST: NO. & DATE EVEN.

Copy forwarded to the:-

1. Director Higher Education, Khyber Pakhtunkhwa.

/ 2. PS to Special Secretary, Higher Education Department.

Section Officer (Colleges-II)

231



Office of the

Accountant General

Khyber Pakhtunkhwa Peshawar

Phone: 091 9211250-53

Dated: 06.10.2

No.H-24(74)/Pension//00 To,

The Secretary

Govt. of Khyber Pakhtunkhwa,

Higher Education Archives & Libraries Department,

Peshawar.

Subject:

PAY PROTECTION/COURT JUDGMENT DATED 24-11-2021.

The undersigned is directed to refer to your office letter No. S.o(c-

1)/H.E.D/11-4/2022/Pay Protection dated 18-8-22 on the subject noted above and to

Miles concerned has already been drawn pay Rs. 9850/- P.M as shown in his

orotected on the basis of his regularization.

ACCOUNTS OFFICER (HAD)

Lopy for information to:

Mr. Gohar, Assistant Professor of Maths GDC Koh-e-Daman Peshawar.

# IKECTORATE OF HIGHER EDUCATION

Rano Garhi, Peshawar

Tel # 091-2650025 / 2650024

E-mail:- dhokpkpesh@gmail.com Facebook.com/dhekppeshawari Twitter.com/dhekppeshawari

Enden No. 23550-52 /CA-I/ Esta Branch/ A-12/Gohar/ Mathematics

To

Copy of the overleaf alongwith a copy of letter No. H-24(74)/ Pension/100 dated 06.10.2022 of office of the Accountant General, Khyber Pakhtunkhwa is forwarded to the:-

- 1. Principal, Govt; Degree College, Koh-e-Daman, Peshawar for further necessary action.
- 2. Section Officer (Colleges-II), Govt; of Khyber Pakhtunkhwa, Higher Education Department, Peshawar with reference to his letter No. referred above.
- 3. Officer concerned.

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# GOVERNMENT OF KHYBER PAKHTUNKHWA NANCE DEPARTMENT

Annedure-L ni Civil Levisioninin Produces

Therefore energendantes of thistical may

NO. FD (SOSR-1) 12-2/2020(34323) Dated Peshawar the: 18th March, 2021

To:

- The Addi. Chief Secretary, P&D Department, Khyber Pakhturikliwa
- The Addi Chief Secretary Merged Areas Sectl Khyher Pakhtunkhwa 2.
- The Senior Member, Board of Revenue, Khyber Pakhlunkhwa 3
- All Administrative Secretaries to Govt of Kfryber Pakhtunkhwa 4
- The Principle Secretary to Governor, Knyber Pakhtunkhwa 5. The Principle Secretary to Chief Minister, Khyber Pakhtunkhwa
- 6 The Secretary Provincial Assembly, Knyber Pakhtunkhwa
- 7. All Heads of Attached Departments in Khyber Pakhtunkhwa. 8.
- The Registrar, Peshawar High Court, Peshawar 9
- All District & Sessions Judges in Khyber Pakhtunkhwa 10.
- The Chairman, Public Service Commission, Khyber Pakhtunkhwa 11
- The Chairman, Services Tribunal, Khyber Pakhtunkhwa
- All Deputy Commissioners, in Khyber Pakhtunkhwa 13

Subject:

Dear Sir,

In pursuance to the Finance Division's Office Memorandum No.4(2)R-2/2014-237 dated 7th April, 2015, the Competent Authority (Provincial Cabinet) is pleased to allow the pay protection to gazetted contract employees on their regularization / appointment on regular basis subject to the following conditions:-

- That the contract appointment has been made in BPS on i) standard terms and conditions, circulated by this Provincial Government as amended from time to time.
- That the contract employee has applied through proper ii) channel and has been properly relieved by the appointing authority. This condition shall not apply in case of regularization on the same post.
- That regularization / regular appointment has been made iii) with the approval of competent authority.
- That there is no break / interruption between contract iv) service and regular service.

# **GOVERNEMENT OF KHYBER PAKHTUNKHWA** FINANCE DEPARTMENT

No. FD (SOSR-1) 12-2/2020(34323) Dated Peshawar the: 18<sup>th</sup> March, 2021

- The Addl: Chief Secretary, P&D Department, Khyber Pakhtunkhwa.
- The Addl: Chief Secretary Merged Areas Sectt: Khyber Pakhtunkhwa.
- The Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
- The Administrative Secretaries to Govt; of Khyber Pakhtunkhwa.
- 5. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
- 6. The Principal Secretary to Chief Minister/Khyber Pakhtunkhwa.
- 7. The Secretary, Provincial Assembly, Khyber Pakhtunkhwa.
- All heads of Attached Departments in Khyber Pakhtunkhwa.
- The Registrar, Peshawar High Court, Peshawar.
- 10. All District & Sessions Judge in Khyber Pakhtunkhwa.
- 11. The Chairman, Public Service Commission, Khyber Pakhtunkhwa.
- 12. The Chairman, Service Tribunal, Khyber Pakhtunkhwa.
- 13. All Deputy Commissioners in Khyber Pakhtunkhwa.

Subject:

# PROTECTION OF PAY OF CONTRACT EMPLOYEES ON REGULARIZATION

In pursuance to the Finance Division's Office Memorandum No.4(2)R-2/2014-237 dated 7th Dear Sir, April, 2015, the Competent Authority (Provincial Cabinet) is pleased to allow the pay protection to gazette contract employees on their regularization / Appointment on regular basis subject to the following conditions:-

- (i) That the contract appointment has been made in BPS on standard terms and conditions circulated by this Provincial Government as amended from time to time.
- (ii) That the contract employee has applied through proper channel and has been properly relieved by the appointing authority. This condition shall not apply in case of authority on the same post.
- (iii) The regularization / regular appointment has been made with the approval of competent authority.
- (iv) That there is no break / interruption between contract service and regular service.

Contributory Provident Fund. For the sald fund 10% contribution will be made by the Provincial Government and 10% by the Civil Servant concerned in the prescribed manner. Provided further that, in the great of death of the civil servant, whether before or after retirement, his family shall be entitled to receive the said amount, if it has not already been received by the concerned deceased civil servant. It They will have all rights / privileges contained in NWFP Civil Servants Act, 1973-with all amendments made therein including NWFP Civil Servants (Amendment) Act. 1 2005 and Rules made there under.

IT. In case of resignation, the lecturer will have to give one-month prior notice. In Labsence of such notice his one-month's pay shall be forfelted to Government.

The selectees must join their posts within 30-days of the issue of this Notification. The Director Higher Education NWI-P, Peshawar must furnish a certificate to the effect that the selectees have joined the post or otherwise, after one month of the issue of this Notification:

In case of disciplinary matters, NVFP Civil Servents Act. 1973 and NWFP Civil Servents Removal form Service (Special Powers) Ordinance 2000 shall be applicable.

They will get pay in BPS-17 including usual allowances as admissible under the

hiles: They will be entitled to annual increment ill a other Civil Servants.
They will be entitled to annual increment ill a other Civil Servants.
They will be entitled to annual increment ill a other Civil Servants.
On the basis of competence, experits and experience.

ARY TO GOVT, OF NWFP EDUCATION DEPARTMENT

Copy of the above is forwarded

Accountant Generall NWED Pes

- Typetor Higher Education NWFR Peshawar: 11 Peshaviar Cantt, with reference to his letter (10: NWFP-PSC-SR-VII/427 dated 24:10.2008 and No. NWFP-PSC-SR-VII/4965 lated 13.11.2008:
- Tristylet / Agency Accounts Officers concerned,
- Principals of the Govt. Colleges conserned.
- 6. Manager, Government Printing Press, NWFP, Pethawar.
- 7. P.S to Secretary, Higher Education Department, NWFP, Peshawar.

8. Officers concerned.

SECTION OFFICER (COLLEGES)

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### BETTER COPY

Contributory Provident Fund. For the said fund10% contribution will be made by the Provincial Government and 10% by the Provincial Government and 10% by the Civil Servant concerned in the prescribed manner. Provided further that by the Civil Servant concerned in the prescribed manner of the further that in the event of death of civil servant, whether before or after retirement, his family shall be entitled to receive the said amount, if it has not already been received by the concerned deceased civil servant.

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In case of resignation, the lecturer, the lecturer will have to give one-month prior notice. In absence of such notice his one-month's pay shall be forfeited to

The selectees must join their posts within 30 days of the issue of this Notification. The Director Higher Education NWFP, Peshawar must furnish a certificate to the effect that the selectees have joined the post or otherwise, after one month of the Issue of this Notification.

In the case of disciplinary matters, NWFP Civil Servants Act 1973 and NWFP Civil Servants Removal from Service (Special Powers) Ordinance 2000 shall be applicable.

VI. They will get pay in BPS-17 including usual allowances as admissible under the rules. They will be entitled to annual increment like other Civil Servants.

VII. They will be equally considered for appointment against higher cost if found eligible on the basis of competence, expertise and experience.

SECRETARY TO GOVT. OF NWFP HIGHER EDUCATION DEPARTMENT

### ENDST: NO. & DATE EVEN.

Copy of the above is forwarded to:-

- Accountant General, NWFP Peshawar.
- 2. Director Higher Education, NWFP, Peshawar
- 3. Deputy Secretary-III, NWFP, Public Service Commission, 2-Fort Road, Peshawar Cantt, with reference to his letter No.NWFP-PSC-SR.VII/427 dated: 24-10-2008 and No. NWFP-PSC-SR-VII/4965 dated: 13-11-2008
- 4. District / Agency Accounts Officer concerned
- 5. Principals of the Govt. Colleges concerned. 4.
- 6. Manager, Government Printing Press, NWFP, Peshawar
- 7. P.S to Secretary, Higher Education Department, NWFP, Peshawar.
- 8. Officers concerned.

(WAJID ALI)
, SECTION OFFICER (COLLEGES)