


FORM OF ORDER SHEET

Court of _____

Appeal No. 1857/2023


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	14/09/2023	<p>The appeal of Mr. Qayum Khan resubmitted today by registered post through Mr. Ehsan ul Haq Malik Advocate. It is fixed for preliminary hearing before touring Single Bench at D.I.Khan on</p> <p>By the order of Chairman</p>  <p>REGISTRAR</p>

The appeal submitted by Mr. Ehsan Ul Haq Malik Advocate today i.e. on 23.08.2023 is incomplete on the following score which is returned to him for completion and resubmission within 15 days.

1. Addresses of respondents no 6-24 are incomplete.
2. Three more set of copies /sets along with annexures i.e. complete in all respect may also be submitted with the appeal.


No. 3/00 /STC

DL 25-08 /2023


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Ehsan Ul Haq Malik Adv.
High Court D.I. Khan.

*Received 9.9.2023 at 12.00 Noon.
Resubmitted after doing the needful.*


EHSAN UL-HAQ MALIK
Advocate

*D.I. Khan
11.9.2023.*

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No: 1857 of 2023

Qayum Khan

APPELLANT

VERSUS

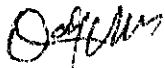
Commissioner Etc

RESPONDENTS

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Yours Humble appellant



Qayum Khan

Through counsel:



Ehsan Ul Haq Malik

Advocate High Court,

Dera Ismail Khan, KPK

August 18, 2023

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWARService Appeal No: 1857 of 2023

Qayum Khan son of Muhammad Ramzan Caste Baloch,
resident of Korai, Tank road, Dera Ismail Khan presently serving
as Mali Commissioner's Office, Dera Ismail Khan

[APPELLANT]**VERSUS**

1. **Commissioner**, Dera Ismail Khan Division, Dera Ismail Khan
2. **Secretary to Commissioner**, Commissioner's Office, Dera Ismail Khan.
3. **Deputy Commissioner**, District Dera Ismail Khan.
4. **Assistant Secretary (Estt)**, Board of Revenue, Khyber Pakhtunkhwa Peshawar,
5. **Senior Member**, Board of Revenue, Khyber Pakhtunkhwa Peshawar,
6. **Riaz Kumar**, Sweeper
7. **Rifat Ullah** Naib Qasid
8. **Iffekhar Ahmed** Naib Qasid
9. **Allah Nawaz** Chowkidar
10. **Muhammad Rashid Khan** Naib Qasid
11. **Zahid Ali** Naib Qasid
12. **Fazal Rasool** Naib Qasid

13. Nisar Ahmad Naib Qasid
14. Muhammad Ibrahim Naib Qasid
15. Zafar Abbas Mali
16. Lal Khan Chowkidar
17. Muhammad Ramzan Sweeper
18. Muhammad Iqbal Mali
19. Saleh Muhammad Naib Qasid
20. Ikram Ullah Sweeper
21. Muhammad Shoaib Chowkidar
22. Bashir Ahmad Mali
23. Muhammad Ali Chowkidar
24. Muhammad Adnan Chowkidar all through Commissioner,
Dera Ismail Khan Division, Dera Ismail Khan

[RESPONDENTS]

**APPEAL UNDER SECTION 4 OF SERVICE
TRIBUNAL ACT 1974 AGAINST SENIORITY
LIST DATED: 13.04.2023 WHEREBY
SENIORITY OF APPELLANT HAS BEEN
ILLEGALLY DISTURBED BY PLACING AT
SERIAL NO: 20 INSTEAD OF SERIAL NO: 01**

Respectfully Sheweth: -

- a. Address of the parties is correctly given in the heading of appeal and is sufficient for services upon them.

- b. Appellant was appointed as Sweeper on 01.06.2006 in the office of EDO (Health), Dera Ismail Khan. Copy of order is enclosed as Annexure A. EDO (Health) was also supervising the FR area of Dera Ismail Khan in those days. After their separation, the appellant was placed in surplus pool in the year 2008.
- c. Appellant was then absorbed in the office of respondent No: 3. In the year 2009 appellant was transferred to the office of respondent No: 1. He was adjusted as Mali on 23.07.2012. Copy enclosed as Annexure B. Since then, appellant is regularly serving there with great zest and zeal to the entire satisfaction of its superiors. During the service, appellant acquired higher qualification. He is now Master decree holder. He also passed two years Diploma in Computer. Copies enclosed as Annexure C.
- d. On 12.06.2014 Final list of class IV employees was circulated. It is clear from the bare perusal of same that appellant was at serial No: 06 in seniority, copy enclosed as Annexure D.
- e. On 18.01.2018 tentative seniority list of class IV employees was circulated. According to it, appellant was at top of the list, copy enclosed as Annexure E.
- f. Tentative seniority list of class IV employees was circulated on 10.01.2023. Astonishingly, appellant was lowered to serial No: 20 instead of 01 in the seniority, copy enclosed as Annexure F. Appellant filed objections but without the decision of its fate. Final Seniority List was circulated on 13.04.2023. Here too appellant's seniority was illegally disturbed just to compensate respondents No: 6 to 24. Copy of representation and impugn seniority list is enclosed as Annexure G and H respectively.

- g. Appellant filed departmental appeal on 12.05.2023 against the seniority list. Dated: 13.04.2023. Copy of departmental appeal is enclosed as Annexure J. Appellant waited throughout statutory period but respondents did not bother to decide the departmental representation.
- h. Appellants have no other adequate remedy but the knock the doors of this Hon'ble Tribunal in appeal on the following grounds, inter alia:

GROUND: -

- i) *Impugn seniority list is against law, facts and circumstances of the case.*
- ii) *Acts of respondents are against law, facts and equity.*
- iii) *It is clear from record that appellant is senior most amongst class IV employees. Respondents with malafide intent. It was purposely done just to illegally compensate the blue eyed persons (Respondents No: 6 to 24) at the cost of appellant.*
- iv) *Appellant hold higher qualification. He has Master degree to his credit couple with two years Diploma in Computer Science. He has legitimate right to be promoted in next scale due to his seniority cum fitness. Appellant fulfill the requisite qualifications for the post of Junior Clerk even has over qualifications.*

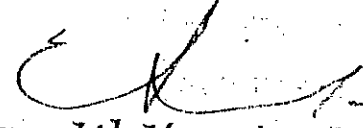
- v) Even there are no adverse remarks in the entire service record of appellant. Appellant ever served with great zest and zeal to the entire satisfaction of his superiors. Appellants has unblemished service record.
- vi) Muhammad Sohail, Muhammad Kamran and Asghar Kamal, who were senior to appellant, have been promoted as Junior Clerk. Appellant was deliberately dragged down in the seniority list.
- vii) Highhandedness of respondents is clear from the fact that they even did not bother to decide the fate of departmental representation.
- viii) Counsel for the appellant may please be allowed to raise additional grounds at the time of arguments.

It is, therefore, requested that in the light of above submissions, this Hon'ble Commission may very graciously be pleased to set aside the impugned seniority list and further be pleased to direct the respondents to place the appellant at top of the merit list.

Yours Humble appellant


QAYUM KHAN

Through counsel:


Ehsan Ul Haq Malik

Advocate High Court,
Dera Ismail Khan, KPK

August 18, 2023

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No: _____ of 2023

Qayum Khan

APPELLANT

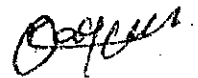
VERSUS

Commissioner Etc

RESPONDENTS

AFFIDAVIT

It is solemnly affirm and declare on oath that contents of appeal are true and correct to the best of my knowledge and belief and nothing has been kept under wraps from this Hon'ble Court and that no appeal was earlier filed against the impugn order.



DEPONENT

12101-2251475-3

(7)

A

OFFICE OF THE
EXECUTIVE DISTRICT OFFICER
(HEALTH) DERA ISMAIL KHAN.

No. 385 / Dated

DIKhan the 01/06/2006

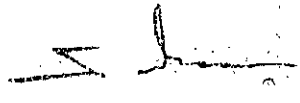
To

Mr. Qayyum Khan S/O Mohammad Ramzan

R/O Dera Ismail Khan

The Government hereby offers you a post of Sweeper against the existing vacancy at C.H. Darazinda under the control of this office in BPS I @ 2150-65-4100 plus usual allowances admissible under the Rules and subject to revision time to time against the vacant post purely on CONTRACT BASIS on the following terms and conditions according to the Government policy:-

- 01- Your appointment in the Health Department is purely on CONTRACT BASIS and your services are liable to be terminated at any time without giving notice or assigning irrespective of the facts that you may belong to a post other than one to which he is recruited.
- 02- You have to join duty at his on expenses. In case you wish to resign at any time one month notice will be essential or in lieu thereof one month pay shall be forfeited.
- 03- You will be governed by such rules and orders relating to leave, TA, Medical charges as may be issued by the Govt. from time to time for the category of Government servants to which you may belong.
- 04- If you accept the offer on the above conditions you should report to this office for further duty within seven days of the receipt of this letter, failing which your services will be terminated.
- 05- The appointment will be subject to the condition of Medical Certificate.



EXECUTIVE DISTRICT OFFICER
(HEALTH) DERA ISMAIL KHAN.

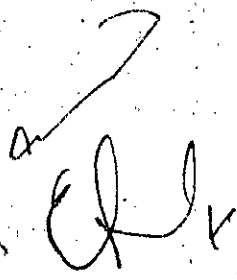
No.

A copy is forwarded to the:-

- 1- District Accounts Officer, DIKhan.
- 2- Incharge C.H. Darazinda FR D I KHAN
- 3- Estab. Clerk of this office.

For information and necessary action.


EXECUTIVE DISTRICT OFFICER
(HEALTH) DERA ISMAIL KHAN.





(8)

OFFICE OF THE
COMMISSIONER

DIKHAN DIVISION DIKHAN
Fax No. 0996-9289352

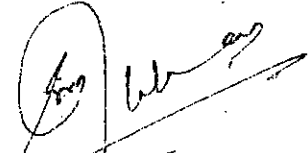
B

No. 1686 /Acctt:

Dated DIKhan the 23/7 /2012

OFFICE ORDER:

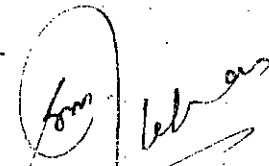
Mr. Qayyum Khan, Sweeper (Surplus) of Health Department, DIKhan is hereby adjusted in this office against the vacant post of Mali with immediate effect in the best interest of public service.

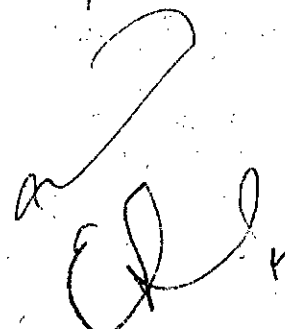

Commissioner
DIKhan Division, DIKhan

No. 1687-93 /Acctt:

Copy to the:-

1. The District Coordination Officer, DIKhan w/r to his office order No. 2688/DCO, dated. 17.05.2012.
2. Executive District Officer (Health) DIKhan
3. District Comptroller of Accounts, DIKhan
4. PS to Commissioner, DIKhan
5. The Accountant, Commissioner Office, DIKhan.
6. The Official concerned for compliance.
7. Office Order File


Commissioner
DIKhan Division, DIKhan



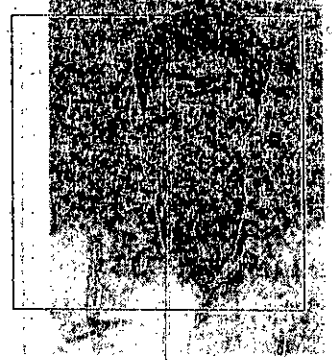
9

C

BN No 002052

بِسْمِ اللّٰهِ الرَّحْمٰنِ الرَّحِیْمِ

Roll No. 56951



Board of Intermediate & Secondary Education
Bannu N-W.F.P., Pakistan
Secondary School Certificate Examination
SESSION 1998 (SUPPLEMENTARY)

THIS IS TO CERTIFY THAT QAYYUM KHAN
Son/Daughter of MUHAMMAD RAMZAN
and a student of DISTT D.I.KHAN

has passed the *Secondary School Certificate Examination* of the Board of Intermediate & Secondary Education, Bannu.

as a *Private* candidate. He / She obtained 414 Marks out of 850

and has been placed in Grade D Representing FAIR

The candidate passed in the following subjects.

- | | | | |
|------------|---------------------|----------|--------|
| 1. English | 3. Islamiyat | 5. MATHS | 7. PH |
| 2. Urdu | 4. Pakistan Studies | 6. CH | 8. BIC |

He/She has been awarded Grade D on the basis of Internal assessment by the Institution concerned.

Date of birth according to admission form is 8th FEBRUARY one thousand nine hundred and EIGHTY THREE (8/2/1983)

Asstt. Secretary

Secretary

This certificate is issued without alteration or erasure.

73-11-8

13/11/88

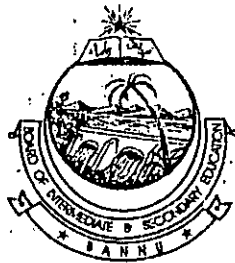
Handwritten signature of the Secretary

S.No. 08866

بِسْمِ اللّٰهِ الرَّحْمٰنِ الرَّحِیْمِ (10)

Roll No. 37506

Board of Intermediate and Secondary Education



BANNU (N-W.F.P.), PAKISTAN
INTERMEDIATE EXAMINATION

SESSION 2005 (ANNUAL)

Humanities Group

This is to Certify that

QAYYUM KHAN

Son of

MUHAMMAD RAMZAN

Student of

DISTRICT DERA ISMAIL KHAN

Registration No.

2310130406221

has passed the Intermediate Examination of the Board of Intermediate and Secondary Education, Bannu held in May, 2005 as a Private candidate.

He obtained 542 marks out of 1100 and has been placed in Grade B

Representing FAIR FAIR.

Date of declaration of Result: 12-08-2005

Prepared on: AUGUST 7, 2007

Assistant Secretary

07/08/07 25/37/08

This certificate is issued without alteration or erasure

SECRETARY

(11)

Allama Iqbal Open University Islamabad



Serial No. 95986

Certified that Mr. / Ms. QAYYUM KHAN

Son / Daughter of MUHAMMAD RAMZAN

Registration No: 05 NDN 1029 Roll No: S499041


having completed the prescribed requirements in semester

Autumn 2007

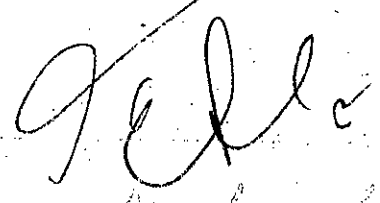
is awarded the degree of:

Bachelor of Arts (General Group)

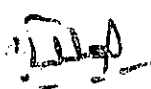
He / She has secured 58 % marks and has been placed in C grade.


CONTROLLER OF EXAMINATIONS




VICE-CHANCELLOR

Result declared on: September 02, 2008

ISLAMABAD, DATED: December 18, 2008 

THIS DEGREE IS TO BE READ IN CONJUNCTION WITH THE TRANSCRIPT, ISSUED SEPARATELY

Serial No: 066755

Registration No. 1693-gump-08

Roll No. 3511

Session: XXX

GOMAL UNIVERSITY

DERA ISMAIL KHAN.
N.W.F.P
PAKISTAN



[Handwritten signature]

Provisional Certificate

12

This is to certify that Mr. / Miss / Mrs. QAYYUM KHAN

Son / Daughter / Wife of MUHAMMAD RAMZAN

of the Department / Institute of PRIVATE CANDIDATE OF DISTT: D.I. KHAN

has passed MA. FINAL, ANNUAL, 2009 Examination held in APRIL, MAY, 2010

in the subject of ISLAMIYAT

He / She was placed in SECOND

division, Securing 581 marks out of 1100

The examination was taken as a whole / in parts.

Dera Ismail Khan.

09-12-2010

Dated _____

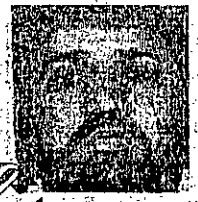
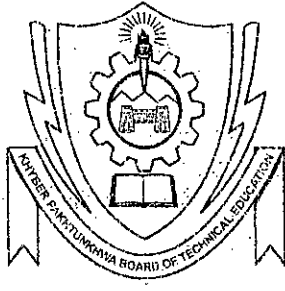
[Handwritten signature]
ADDITIONAL CONTROLLER OF EXAMINATIONS

Serial No. 08767

(13)

Roll No 123858

Khyber Pakhtunkhwa Board of Technical Education
PESHAWAR (PAKISTAN)



DIPLOMA IN INFORMATION TECHNOLOGY

Session 1st Term 2018

This is to certify that

Mr./Miss. QAYYUM KHAN

Son/Daughter of MUHAMMAD RAMZAN

Registration No. GCMS/DIK/DITR/2ND-17/87249

of GOVERNMENT COLLEGE OF MANAGEMENT SCIENCES, DI KHAN

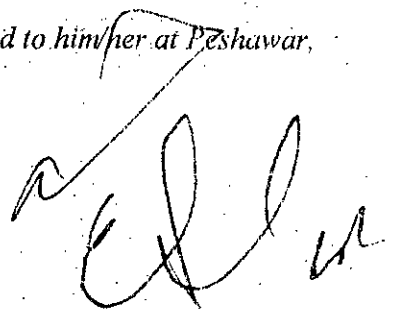
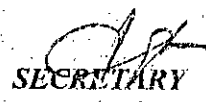
has satisfactorily completed the one year duration Information Technology course titled "Diploma in Information Technology" and passed the Examination held by the Khyber Pakhtunkhwa Board of Technical Education, Peshawar, in the month of February 2018

He/She secured 1038 Marks out of 1400 and has been placed in Grade A

In recognition thereof, this Diploma In Information Technology is awarded to him/her at Peshawar,

on the 10th day of July 2018

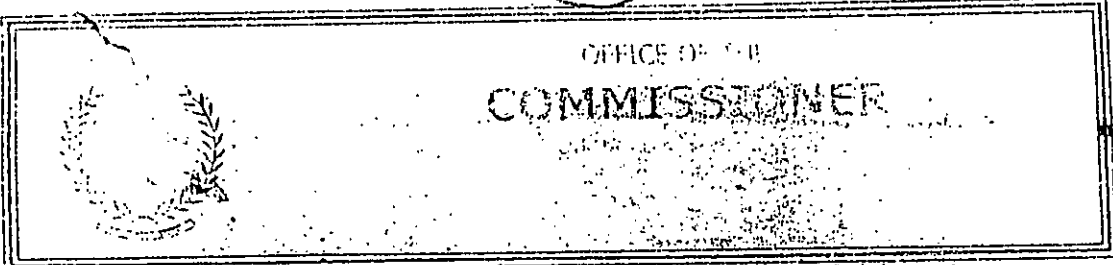

ASSISTANT SECRETARY



SECRETARY

This Diploma is issued without any alteration or eraser

14

D



No. 4049 /Acctt. Dated DIKhan, the 12/6 /2014.

To

All SSC Passed Naib Qasid, Chowkidars, Malis and Sweepers Commissioner's Office, DIKhan.

Subject: FINAL SENIORITY.

Memo:

Final Seniority List of SSC Passed Naib Qasid, Chowkidars, Malis and Sweepers of this office as it stood on 31.5.2014 is hereby circulated amongst all concerned for promotion to the post of Junior Clerk.

(Malik Mansoor Qaiser),
Secretary to Commissioner,
DIKhan Division, DIKhan.

12/6/2014

No. _____ /Acctt. _____
Copy to:-

1. Assistant Secretary (Estt), Board of Revenue Khyber Pakhtunkhwa, Peshawar.
2. PS to Commissioner, DIKhan Division, DIKhan.


Secretary to Commissioner,
DIKhan Division, DIKhan

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Final Joint Seniority of Naib Qasids, Chowkidars, Malis and Sweepers
having Qualification of Secondary School Certificate working in
Commissioner's office BIKhan Division, DIKhan as it stood on 31.1.2014

S.No.	Name & Designation	Qualification	Date of Birth	Date of reaching on present post	Ramarks
1	Mhmmad Asghar Kamal Naib Qasid	BA	19/04/1976	22/01/1997	
2	Numan Saleem Naib Qasid	FA	24/09/1973	23/01/1997	
3	Saadatullah Naib Qasid	FA	03/01/1974	01/02/1998	
4	Muhammad Suhail Naib Qasid	FA	01/05/1977	06/06/2001	
5	Muhammad Kamran Naib Qasid	FA	01/01/1983	27/05/2001	
6	Qayyum Khan Mali	MA	08/02/1983	01/05/2006	
7	Raza Rasool Naib Qasid	Matric	16/01/1981	01/03/2008	
8	Rifatullah Naib Qasid	Matric	10/04/1978	01/03/2008	
9	Muhammad Ijaz Naib Qasid	B.Com BIT	15/04/1984	06/05/2009	
10	Zanid Ali Naib Qasid	FA	15.7.1992	26.7.2010	
11	Nisar Ahmad Naib Qasid	Matric	02/10/1987	06/08/2010	
12	Muhammad Shouaib Chowkidar	FA	23/3/1982	20/10/2011	
13	Muhammad Ali Chowkidar	FA	15/05/1986	11/01/2012	
14	Muhammad Adnan Chowkidar	FA	25/03/1981	13/01/2012	

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OFFICE OF THE
COMMISSIONER
DIKHAN DIVISION DIKHAN
Phone No. 0266-9289351
Fax No. 0266-9260357
commissi@dikhan@vsnl.com
SecretarytoCommissionerDik@gmail.com



E

No. 606 /Acctt:

Dated DIKhan the 18/01/2018

To

All Class-IV Employees
Commissioner's Office, DIKhan Division

SUBJECT: - TENTATIVE SENIORITY LIST OF CLASS-IV

A Tentative Seniority List of Class-IV employees, as it stood on 31-12-2017 is circulated herewith.

All concerned are hereby directed to submit appeal on objection, if any, within 15 days on the receipt of this memo.

In case of no objection it will be presumed that officials concerned are agreed with the position / particulars mentioned in Tentative Seniority List.

After 15 days no objection will be entertained and Final Seniority List will be issued.

No. 607 /Acctt:

Secretary to Commissioner
DIKhan Division, DIKhan

Copy to PS to Commissioner DIKhan Division DIKhan.

Secretary to Commissioner
DIKhan Division, DIKhan

[Handwritten Signature]

(17)

**TENTATIVE SENIORITY LIST OF NAIB QASIDS COMMISSIONER OFFICE DIKHAN DIVISION
AS IT STOOD ON 31-12-2017**

S.#	NAME & DESIGNATION	QUALIFICATION	DATE OF BIRTH	DATE OF ENTRY INTO SERVICE	DIRECT	ADJUSTED	REMARKS
1	Qayyum Khan, Mali	BA	08.02.1983	01.06.2006	Adjusted	Adjusted 23.07.2012	
2	Rifatullah, Naib Qasid	Matric	10.04.1978	01.03.2008	Adjusted	Adjusted	
3	Muhammad Ejaz, Naib Qasid	B.com	15.04.1984	06.05.2009	Direct	06.05.2009	
4	Zahid Ali, Naib Qasid	B.A	15.07.1992	26.07.2010	Direct	26.07.2010	
5	Fazal Rasool, Naib Qasid	Matric	16.01.1981	01.03.2008	Adjusted	Adjusted 05.08.2010	
6	Nisar Ahmad, Naib Qasid	Matric	02.10.1987	05.08.2010	Direct	05.08.2010	
7	Muhammad Shoaib, Chowkidar	FA	23.03.1982	20.10.2011	Direct	20.10.2011	
8	Muhammad Ali, Chowkidar	FA	18.05.1986	11.01.2012	Direct	11.01.2012	
9	Muhammad Adnan, Chowkidar	FA	25.03.1981	13.01.2012	Direct	13.01.2012	
11	Asmatullah, Naib Qasid	FA	10.02.1990	05.06.2015	Direct	05.06.2015	
12	Muhammad Adnan, Naib Qasid	Matric	09.09.1995	10.06.2016	Direct	10.06.2016	
13	Abdul Mujeeb Azhar, Naib Qasid	DAE Civil	31.08.1993	30.01.2017	Direct	30.01.2017	
14	Saad Nawaz, Naib Qasid	FA	24.03.1994	17.08.2017	Direct	17.08.2017	

Secretary to Commissioner
DIKhan Division, DIKhan

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F

**Tentative Seniority list of Class-IV Employees working in the
Office of the Commissioner, DIKhan Division, DIKhan as stood on 30.11.2022.**

S.No.	Name	Designation	Date of Birth	Qualification	Date of 1st entry into Govt. Service	Method of Recruitment	Date of consideration for seniority	Remarks
1	Riaz Kumar	Sweeper	July 1, 1972	Nil	August 1, 1992	Direct	August 1, 1992	Fresh indigenous appointment
2	Rifatullah Khan	Naib Qasid	April 10, 1978	Matric (*)	March 1, 2008	Adjusted	March 1, 2008	Fresh indigenous appointment
3	Iftikhar Ahmad	Naib Qasid	October 8, 1980	Nil	February 9, 2009	Direct	February 9, 2009	Fresh indigenous appointment
4	Ali Nawaz	Chowkidar	April 7, 1979	Matric	April 16, 2009	Adjusted	April 16, 2009	Fresh indigenous appointment
5	Muhammad Rashid Khan	Naib Qasid	July 1, 1973	Nil	August 31, 2009	Direct	August 31, 2009	Fresh indigenous appointment
6	Zahid Ali	Naib Qasid	July 15, 1992	BA (*)	July 26, 2010	Direct	July 26, 2010	Fresh indigenous appointment
7	Fazal Rasool	Naib Qasid	January 16, 1981	Matric	March 1, 2008	Adjusted	August 5, 2010	Transferred (Adjusted)
8	Nisar Ahmad	Naib Qasid	October 2, 1987	Matric (*)	August 6, 2010	Direct	August 6, 2010	Fresh indigenous appointment
9	Muhammad Ibrahim	Naib Qasid	January 14, 1990	Nil	February 3, 2011	Direct	February 3, 2011	Fresh indigenous appointment
10	Zaffar Abbas	Mali	March 1, 1976	Nil	February 1, 1995	Adjusted	August 18, 2011	Adjusted
11	Lal Khan	Chowkidar	July 1, 1965	Nil	September 19, 1995	Adjusted	August 18, 2011	Adjusted
12	Muhammad Ramzan	Sweeper	July 1, 1969	Nil	February 1, 1996	Adjusted	August 18, 2011	Adjusted
13	Muhammad Iqbal	Mali	July 1, 1968	Nil	October 20, 1996	Adjusted	August 18, 2011	Adjusted
14	Saleh Muhammad	Naib Qasid	July 1, 1972	Nil	May 7, 1997	Adjusted	August 18, 2011	Adjusted
15	Ikramullah	Sweeper	October 18, 1982	Nil	March 31, 2005	Adjusted	August 18, 2011	Adjusted from Health Department
16	Muhammad Shoaib	Chowkidar	March 23, 1982	FA (*)	October 20, 2011	Direct	October 20, 2011	Fresh indigenous appointment
17	Bashir Ahmad	Mali	January 1, 1968	Nil	October 20, 2011	Direct	October 20, 2011	Fresh indigenous appointment
18	Muhammad Ali	Chowkidar	May 18, 1986	FA (*)	January 11, 2012	Direct	January 11, 2012	Fresh indigenous appointment against Class IV 25% son quota
19	Muhammad Adnan	Chowkidar	March 25, 1981	FA (*)	January 13, 2012	Direct	January 13, 2012	Fresh indigenous appointment

Elvi

	Qayyum Khan	Mali	February 8, 1983	BA (*)	June 1, 2006	Adjusted	July 23, 2012	Adjusted vide No.1686/Acctt dated 23.07.2012
21	Asmat Ullah	Naib Qasid	February 10, 1990	FA (*)	June 5, 2015	Direct	June 5, 2015	Fresh indigenous appointment
22	Muhammad Adnan	Naib Qasid	September 9, 1995	Matric	June 9, 2016	Direct	June 9, 2016	Fresh indigenous appointment
23	Khalid Mehmood	Naib Qasid	March 1, 1983	Nil	June 9, 2016	Direct	June 9, 2016	Fresh indigenous appointment, against Class IV 25% son quota
24	Saad Nawaz	Naib Qasid	March 24, 1994	FA (*)	August 17, 2017	Direct	August 17, 2017	Fresh indigenous appointment
25	Ansar Bibi	Naib Qasid	January 1, 1983	FA (*)	February 27, 2018	Direct	February 27, 2018	Fresh indigenous appointment against 100% Deceased Employee quota.
26	Abdul Basit	Naib Qasid	June 10, 1995	FA (*)	May 29, 2018	Direct	May 29, 2018	Fresh indigenous appointment
27	Shan Muhammad	Naib Qasid	April 1, 1983	Nil	May 29, 2018	Direct	May 29, 2018	Fresh indigenous appointment
28	Muhammad Amjad	Naib Qasid	December 15, 1978	Matric (*)	February 6, 2019	Direct	February 6, 2019	Fresh indigenous appointment against 25% reserved quota

Secretary to Commissioner
DIKhan Division DIKhan:

DIKhan dated 10/01/2023

Endst No. 127-28 /Acctt:

Copy to the:-

1. PS to Commissioner DIKhan Division, DIKhan.
2. Officials concerned with the direction to submit proof of their qualification and Objection(s), if any, for consideration by the Competent Authority, within Seven (07) days of issuance of their seniority list. Non submission of any objection shall be considered as the consent of each employee in respect of his/her respective particulars as mentioned above.

Secretary to Commissioner
DIKhan Division DIKhan:

خدمت جناب سیکرٹری کشن صاحب ڈیرہ ڈیڑھ ڈیرہ اسماعیل

حضان

مخواری: اعتراض برائے سینارٹی لسٹ کلاس فور 2022 کو شائع کی گئی ہے

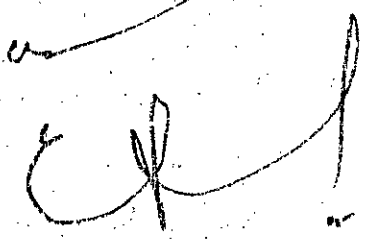
جناب عالی!

1۔ گزارش ہے کہ بندہ کے آرڈر نمبر 385 بورڈ 2006-06-01 کو ڈی ایچ او آفس میں سو بیرو کے آرڈر ہوئے۔ اس وقت ڈی ایچ او اور FR ڈیرہ آپس میں منسلک تھے اور بعد میں FR ڈیرہ اور ڈی ایچ او آفس ایک دوسرے سے علیحدہ ہوئے۔ اور اس وجہ سے بندہ بھی متاثر Restructure ہوا ہے اور بندہ ڈی ایچ او آفس میں کچھ عرصہ رہا اور 2008 میں سرپاس پول میں چلا گیا۔ اسٹا کوڈ کے رولز کے مطابق جو کہ 2022 میں شائع کیے گئے اس میں بندہ کو 2006-06-01 کی سینارٹی لسٹ میں اندراج کیا جائے اور خواست ہمراہ اسٹا کوڈ کی کاپی ہمراہ لف ہے۔ پھر بندہ ڈی ایچ او آفس سے 2009 سے کشن آفس ڈیرہ میں بطور ڈی ایچ او آفس کے اگلا اور بندہ کا 2009-10 کا ماضی ریکارڈ بھی کشن آفس میں موجود ہے۔ اور پھر بندہ کی 2012-07 میں کشن آفس میں بطور مالی ایڈجسٹمنٹ ہوئی اور اس عرصہ میں بھی بندہ متاثر ہوا اور اس کا سینارٹی لسٹ کا حق ملا گیا۔ اور اب بندہ چاہتا ہے کہ اس کو 2018 کی سینارٹی لسٹ کے مطابق حق دینے جائے۔

2۔ بندہ کی 2012 کی Joint سینارٹی لسٹ کلاس فور کشن آفس میں بندہ کو سیریل نمبر 16 میں رکھا گیا تھا۔ اور Joint سینارٹی لسٹ درخواست کے ہمراہ لف ہے۔

3۔ اس کے بعد 2014 کی سینارٹی لسٹ شائع کی گئی اس میں بھی بندہ کو سیریل نمبر 6 پر رکھا گیا جو کہ درست تھا اور اسی سینارٹی لسٹ کے مطابق اصغر مال نائب قاصد کشن آفس جو نیوز کلرک کی سیٹ پر پر موشن حاصل کر چکا ہے۔ اس کے علاوہ محمد کبیل نائب قاصد بھی کلرک بنا اور اس کے علاوہ محمد کامران نائب قاصد بھی اس سینارٹی لسٹ کے مطابق جو نیوز کلرک پر موشن ہوا ہے یہ سینارٹی لسٹ درخواست کے ہمراہ لف ہے۔

4۔ اور پھر اس کے بعد 18-2017 کی سینارٹی لسٹ شائع کی گئی۔ اس میں بندہ اول نمبر پر موجود ہے۔ جبکہ اس 2022 کی سینارٹی لسٹ شائع کی گئی ہے۔ اس میں بندہ کو سیریل نمبر 20 میں رکھا گیا ہے۔ جو کہ بندہ کے ساتھ سر اسمرٹنا اضافی ہے اور بندہ



21

انصاف برتنا جائے۔

5۔ اس کے علاوہ اس بات کو بھی مد نظر رکھا جائے کہ اب کا اس فور کی پر مشن جو کہ جو سیر کلمک کی ہوگی۔ اس میں بندہ کی اب تقابلی قابلیت FA رکھی ہے اور اس کے علاوہ کپور کا ایک سال ڈپلومہ بھی ضروری ہے۔ اس چیز کو بھی مد نظر رکھتے ہوئے فائنل سیدارٹی اسٹ شائع کی جائے۔

بندہ تاحیات آپکا مشکور و دعا گو رہے گا۔

سوریہ: 19-01-2023

|| ارضی ||

قیوم خان مالی کیشنز آفس ڈیرہ اسماعیل خان

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FINAL SENIORITY LIST OF CLASS-IV EMPLOYEES WORKING IN THE
Office of the Commissioner, Dikhan Division, Dikhan as stood on 30.11.2022

S.#	Name of Class-IV Official	Designation	Date of Birth	Qualification	Date of 1st entry into Govt. Service	Method of Recruitment	Date of consideration for seniority	Remarks
1	Riaz Kumar	Sweeper	July 1, 1972	Nil	August 1, 1992	Direct	August 1, 1992	Fresh indigenous appointment
2	Rifatullah Khan	Naib Qasid	April 10, 1978	Matric (*)	March 1, 2008	Adjusted	March 1, 2008	Fresh indigenous appointment
3	Iftikhar Ahmad	Naib Qasid	October 8, 1980	Nil	February 9, 2009	Direct	February 9, 2009	Fresh indigenous appointment
4	Allah Nawaz	Chowkidar	April 7, 1979	Matric (*)	April 16, 2009	Adjusted	April 16, 2009	Fresh indigenous appointment
5	Muhammad Rashid Khan	Naib Qasid	July 1, 1973	Nil	August 31, 2009	Direct	August 31, 2009	Fresh indigenous appointment
6	Zahid Ali	Naib Qasid	July 15, 1992	BA (*)	July 26, 2010	Direct > Adjusted	July 26, 2010	Fresh indigenous appointment
7	Fazal Rasool	Naib Qasid	January 16, 1981	Matric (*)	March 1, 2008	Adjusted	August 5, 2010	Transferred (Adjusted)
8	Nisar Ahmad	Naib Qasid	October 2, 1987	Matric (*)	August 6, 2010	Direct	August 6, 2010	Fresh indigenous appointment
9	Muhammad Ibrahim	Naib Qasid	January 14, 1990	Nil	February 3, 2011	Direct	February 3, 2011	Fresh indigenous appointment
10	Zaffar Abbas	Mali	March 1, 1976	Nil	February 1, 1995	Adjusted	August 18, 2011	Adjusted
11	Lal Khan	Chowkidar	July 1, 1965	Nil	September 19, 1995	Adjusted	August 18, 2011	Adjusted
12	Muhammad Ramzan	Sweeper	July 1, 1969	Nil	February 1, 1996	Adjusted	August 18, 2011	Adjusted
13	Muhammad Iqbal	Mali	July 1, 1968	Nil	October 20, 1996	Adjusted	August 18, 2011	Adjusted
14	Saleh Muhammad	Naib Qasid	July 1, 1972	Nil	May 7, 1997	Adjusted	August 18, 2011	Adjusted
15	Ikramullah	Sweeper	October 18, 1982	Nil	March 31, 2005	Adjusted	August 18, 2011	Adjusted from Health Department
16	Muhammad Shoaib	Chowkidar	March 23, 1982	FA (*)	October 20, 2011	Direct	October 20, 2011	Fresh indigenous appointment
17	Bashir Ahmad	Mali	January 1, 1968	Nil	October 20, 2011	Direct	October 20, 2011	Fresh indigenous appointment
18	Muhammad Ali	Chowkidar	May 18, 1986	FA (*)	January 11, 2012	Direct	January 11, 2012	Fresh indigenous appointment against Class IV 25% son quota

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23

S.#	Name of Class-IV Official	Designation	Date of Birth	Qualification	Date of 1st entry into Govt. Service	Method of Recruitment	Date of consideration for seniority	Remarks
19	Muhammad Adnan	Chowkidar	March 25, 1981	FA (*)	January 13, 2012	Direct	January 13, 2012	Fresh indigenous appointment
20	Qayyum Khan	Mali	February 8, 1983	MA (*)	June 1, 2006	Adjusted	July 23, 2012	Adjusted vide No.1686/Acctt dated 23.07.2012
21	Asmat Ullah	Naib Qasid	February 10, 1990	FA (*)	June 5, 2015	Direct	June 5, 2015	Fresh indigenous appointment
22	Muhammad Adnan	Naib Qasid	September 9, 1995	Matric (*)	June 9, 2016	Direct	June 9, 2016	Fresh indigenous appointment
23	Khalid Mehmood	Naib Qasid	March 1, 1983	Nil	June 9, 2016	Direct	June 9, 2016	Fresh indigenous appointment, against Class IV 25% son quota
24	Saad Nawaz	Naib Qasid	March 24, 1994	FA (*)	August 17, 2017	Direct	August 17, 2017	Fresh indigenous appointment
25	Ansar Bibi	Naib Qasid	January 1, 1983	FA (*)	February 27, 2018	Direct	February 27, 2018	Fresh indigenous appointment against 100% Deceased Employee quota.
26	Abdul Basit	Naib Qasid	June 10, 1995	FA (*)	May 29, 2018	Direct	May 29, 2018	Fresh indigenous appointment
27	Shan Muhammad	Naib Qasid	April 1, 1983	Nil	May 29, 2018	Direct	May 29, 2018	Fresh indigenous appointment
28	Muhammad Amjad	Naib Qasid	December 15, 1978	Matric (*)	February 6, 2019	Direct	February 6, 2019	Fresh indigenous appointment against 25% reserved quota

No. 3098/3102 /Acctt
Copy to the:-

Dated DIKhan the 13-04/2023

1. PS to Commissioner DIKhan Division DIKhan
2. Officials Concerned for information.

Secretary to Commissioner
DIKhan Division DIKhan

Secretary to Commissioner
DIKhan Division DIKhan

بخدمت جناب سیکرٹری کسٹمز صاحب ڈیڑھ ڈیڑھ ڈیڑھ اسماعیل

Comptroller of Taxes P.A.S. & Director	
No. of Distt.	185-023
Date	11/11/2022
RECEIVED	
By	
11-11-2022	

حضان

اعتراض برائے سینٹری لسٹ کلاس فور 2022 کو شائع کی گئی ہے

عنوان

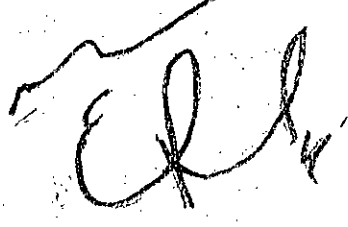
جناب عالی

1۔ گزارش ہے کہ بندہ کے آرڈر نمبر 385، مورثہ 06-06-2006 کو ای ایچ او آفس میں سوچے کے آرڈر ہوئے۔ اس وقت ڈی ایچ او اور FR ڈیڑھ آپس میں منسلک تھے اور بعد میں FR ڈیڑھ اور ڈی ایچ او آفس ایک دوسرے سے علیحدہ ہوئے۔ اور اس وجہ سے بندہ بھی متاثر Restructuro ہوا ہے اور بندہ ڈی ایچ او آفس میں کچھ عرصہ رہا اور 2008 میں سرپلس پول میں چلا گیا۔ Esita code کے پروٹیکشن کے مطابق جو کہ 2022 میں شائع کیے گئے اس میں بندہ کو 01-06-2006 کی سینٹری لسٹ میں CI راج کیا جائے اور درخواست نمبر Esita Code کی کاپی ہمراہ لف ہے۔ پھر بندہ ڈی ایچ او آفس سے 2009 سے کسٹمز آفس ڈیڑھ میں بطور ڈیوٹی ادا کرنے لگا اور بندہ 10-2009 کا ماضی ریکارڈ بھی کسٹمز آفس میں موجود ہے۔ اور پھر بندہ کی 2012-07 میں کسٹمز آفس میں بطور مالی ایڈجسٹمنٹ ہوئی اور اس عرصہ میں بھی بندہ متاثر ہوا۔ اور اس کا سینٹری لسٹ کا حق مارا گیا۔ اور اب بندہ چاہتا ہے کہ اس کو 2018 کی سینٹری لسٹ کے مطابق قرار دیے جائے۔

2۔ بندہ کی 2012 کی Joint سینٹری لسٹ کلاس فور کسٹمز آفس میں بندہ کو سیریل نمبر 16 میں رکھا گیا تھا اور Joint سینٹری لسٹ درخواست کے ہمراہ لف ہے۔

3۔ اس کے بعد 2014 کی سینٹری لسٹ شائع کی گئی اس میں بھی بندہ کو سیریل نمبر 6 پر رکھا گیا جو کہ درست تھا اور ای سینٹری لسٹ کے مطابق ایسٹری کمال نائب قاض کسٹمز آفس جو نیز ٹرک کی ریٹ پر پرنٹیشن حاصل کر چکا ہے۔ اس کے علاوہ بندہ سبیل نائب قاض بھی ٹرک بنا اور اس کے علاوہ محمد کامران نائب قاض بھی ای سینٹری لسٹ کے مطابق جو نیز ٹرک پر ریٹ ہو ہے سینٹری لسٹ درخواست کے ہمراہ لف ہے۔

4۔ اور پھر اس کے بعد 18-2017 کی سینٹری لسٹ شائع کی گئی۔ اس میں بندہ آئی نمبر پر موجود ہے۔ جبکہ اس 2022 کی سینٹری لسٹ شائع کی گئی ہے۔ اس میں بندہ کو سیریل نمبر 20 میں رکھا گیا ہے۔ جو کہ بندہ کے ساتھ سراسر ناانصافی ہے اور بندہ



کے متاثر ہونے کے پریڈ کو دیکھا جائے۔ بندہ پہلے پہل Selfie سے FR کا متاثر ہوا اس کے بعد سرپلس پول میں چلا گیا۔ اس چیز کو دیکھتے ہوئے بندہ کو 2022 کی سینارٹی لسٹ میں جو بندہ پہلے آرڈر 01-06-2006 کے ہیں ان کے مطابق اول نمبر پر رکھا جائے۔ اور بندہ کو اسکا حق دیا جائے اور بندہ کے ساتھ انصاف برتا جائے۔

5۔ سائل نے Tentative سینارٹی لسٹ پر مورخہ 19-01-2023 کو اعتراض کیا تھا لیکن ان کو حل کیے بغیر محکمہ کی طرف سے مورخہ 13-04-2023 کو فائنل سینارٹی لسٹ جاری کی جو کہ سائل کو 15-04-2023 کو موصول ہوئی۔ اس میں سائل کو اس کی جائز سینارٹی سے محروم کر دیا گیا ہے۔ حالانکہ سائل سینارٹی لسٹ کے سلسلہ نمبر 1 کا حقدار ہے۔ لیکن سائل کو سلسلہ نمبر 20 پر بلا جواز اور دیگر ان کو ناجائز طور پر فائدہ دینے کی لئے رکھا گیا جو کہ سینارٹی لسٹ قابل تصحیح / درستگی ہے۔

6۔ سائل نے دوران ملازمت اپنی تفصیلی اہلیت میں بھی اضافہ کیا ہے اور اب سائل M.A کے ساتھ کمپیوٹر ڈپلومہ بھی کر چکا ہے۔ (نقول ساتھ لف ہیں)۔

لہذا استدعا ہے کہ سینارٹی لسٹ کو درست کرتے ہوئے سائل کو اپنی سینارٹی پر بحال فرمایا جائے۔

المورخہ: 12-05-2023

نام: قیوم خان (مالی کمشنر آفس ڈیرہ اسماعیل خان)

Qayyum

مستحق

[Signature]



PROVINCIAL HIGH COURT

26

وکالت

EHSAN-UL-HAQ MALIK

Advocate

hc-09-0922

Date of Issue: January 2023

Valid upto: January 2022



Secretary KP Bar Council

کورٹ
فیس

جناب جسٹر کچھوڑا سرور سجاد سجاد

تیوم خان

کمیٹی منیجر وغیرہ

دعویٰ یا جرم

تفصیل دعویٰ یا جرم

باعث تحریر آنکہ

ڈیپو ایما علی خان

مقدمہ سرور سجاد سجاد کے نام پر اپنی طرف سے دائر کردہ درخواست پر عدالت کی فیصلہ شدہ درخواست

اصحان الحق طلب ادرویسٹ مالی کورس

کہ حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا ہذا بذریعہ وکیل ہر عدالت حاضر ہوتا رہوں گا اور ہر وقت پورے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر منہبر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام کچھری کے علاوہ یا کچھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل ہر روز کے ذمہ دار نہ ہوں گے اور مقدمہ صدر کچھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا کچھری کے اوقات کے آگے یا پیچھے پیش ہونے پر منہبر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاوضہ کے ادا کرنے یا منت نہ واجب کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے نہ کوکل سماعت پر راجحہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو عرض دہنی یا جواب دہنی یا درخواست اجراء اسمائے ذمہ کی نظر ثانی اپنی گمانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر غامی یا راجحہ نامہ و فیصلہ برطرف کرنے اہل دہنی کا بھی اختیار ہو گا اور بصورت مقرر ہونے تاریخ پیش مقدمہ مرکز ہیرون از کچھری صدر ہیرود مقدمہ مرکز نظر ثانی اپنی و عمرانی و برآمدگی مقدمہ یا منسوی ذمہ کی طرف یا درخواست حکم انتہائی یا قرنی یا گرفتاری میں از فیصلہ اجراء ذمہ کی بھی صاحب موصوف کو یہ بھی اختیار ہو کہ مقدمہ مرکز یا اس کے کسی جزو کی کاروائی یا بصورت درخواست نظر ثانی از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو کہ مقدمہ مرکز یا اس کے کسی جزو کی کاروائی یا بصورت درخواست نظر ثانی اس گمانی یا دیگر معاملہ و مقدمہ مذکورہ کسی دوسرے وکیل یا ہذا شرکت اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کو بھی ہر امر میں دہنی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جہت اتوار چہرے کہ وہ صاحب موصوف کا حق ہو گا مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی پروسی نہ کریں اور ایسی صورت میں نہ را کرنی مطالبہ کسی قسم کا صاحب موصوف کے پر خلاف نہیں ہوگا

لہذا ذرا کہ نامہ لکھ دیا ہے تاکہ سند ہے

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