
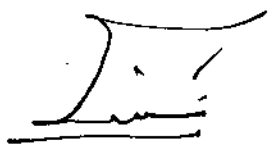


19.10.2022

Learned counsel for the appellant present. Syed Alamzeb Shah, Law Officer alongwith Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Representative of respondents submitted para-wise reply and stated that the cost of Rs. 5000/- shall be paid on the next date. Copy of para-wise reply handed over to learned counsel for the appellant, who sought adjournment on the ground that he has not gone through the reply submitted by the respondents today. Adjourned. To come up for payment of cost of Rs. 5000/- as well as arguments on 28.11.2022 before the D.B.

  
(Mian Muhammad)  
Member (E)

  
(Salah-Ud-Din)  
Member (J)

28/11/22


Deleted from list to come up for the same on 7/2/23


  
Reader

07.02.2023

Clerk of counsel for the appellant present. Muhammad Adeel Butt, Additional Advocate General for respondents present.

File to come up alongwith connected Service Appeal No. 7364/21 titled "Ali Akbar Vs. Education Department" 15.05.2023 before D.B.

  
(Fareeha Paul)  
Member (E)

  
(Rozina Rehman)  
Member (J)

SCANNED  
KPST  
Peshawar

14/4/2022

Counsel for the appellant present. Mr. Naseer-ud-Din Shah  
Assistant AG for the respondents present. Assistant AG requested  
for adjournment. Request accepted. Last opportunity is given for  
submission of written reply/comments. To come up for written  
reply/comments on 10/5/2022 before S.B.



CHAIRMAN

10.05.2022

Counsel for the appellant present.

Muhammad Adeel Butt, learned Additional Advocate  
General for respondents present.

Despite last opportunity, written reply/comments  
were not submitted. Another request was made for  
submission of comments which is acceded to on payment  
of cost of Rs.5000/- to be paid to appellant on the next  
date. Respondents are further directed to submit written  
reply/comments well within 10 days. Otherwise, their right  
of defense would be deemed as struck off. To come up for  
arguments on 14.07.2022 before D.B.



(Rozina Rehman)  
Member (J)

14-7-2022

Proper DB not available the case  
is adjourned to 19-10-2022

  
Reader

25.10.2021

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant contends that the promotion of the appellant was due on the basis of his eligibility and seniority but he has been deprived of the same when promotions were made vide order dated 24.03.2021. Let the appeal be heard on regular side, this appeal is admitted for full hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 22.02.2022 before the D.B.

Appellant Deposited  
Security & Process Fee



Chairman

22.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 14.04.2022 for the same as before.



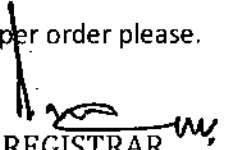

Reader

Form- A

# FORM OF ORDER SHEET

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

Case No.- 7368 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/09/2021	<p>The appeal of Mr. Sher Rehman resubmitted today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>25/10/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
2-		

The appeal of Ibrahim son of Gul Zameen, PST (BPS-12), GPS Samai, District Upper Dir presented today i.e. on 20.08.2021 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of the appeal may be got signed by the appellant.
- 2- Five more copies/sets of appeal along with annexures i.e complete on all respect may also be submitted with the appeal in file cover.
- 3- Appeal has not been flagged with annexures marks.
- 4- Annexure-H of the appeal is illegible which may be replaced by legible/better one.

No. 1642 /S.T,


Dt. 23/08 /2021

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Noor Muhammad Khattak Adv. Pesh.

R/sir

Resubmitted after the removal of all  
the objection.

  
01/9/21

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR**

SERVICE APPEAL NO. 7366 /2021

**IBRAHIM**

**V/S**


**EDUCATION DEPTT:**

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Dated: 24/08/2021

**APPELLANT**

Through: 

**NOOR MOHAMMAD KHATTAK  
ADVOCATE**

FLATE NO. 04, 2<sup>ND</sup> FLOOR,  
JUMA KHAN PLAZA, NEAR FATA SECRETARIAT,  
WARSAK ROAD, PESHAWAR

**0345-9383141**

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

APPEAL NO. \_\_\_\_\_/2021

Mr. Ibrahim S/O Gul Zameen, PST (BPS-12),  
GPS Samai, District Dir Upper.

..... APPELLANT

**VERSUS**

- 1- The Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar. 7459  
26-8-2021
- 2- The Director (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The District Education Officer Male, District Dir Upper.

..... RESPONDENTS

**APPEAL UNDER SECTION-4 OF THE KHYBER**  
**PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974**  
**AGAINST THE IMPUGNED ORDER DATED 24-3-2021**  
**WHEREBY JOINERS TO APPELLANT HAS BEEN**  
**PROMOTED TO THE POST OF SPST BPS-14 WHILE THE**  
**APPELLANT WAS IGNORED AND AGAINST THE**  
**INACTION OF THE RESPONDENTS BY NOT COUNTING**  
**THE ADHOC SERVICE OF THE APPELLANT TOWARDS**  
**LENGTH OF SERVICE FOR PROMOTION AND ALSO**  
**AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL**  
**APPEAL OF APPELLANT WITHIN THE STATUTORY**  
**PERIOD OF NINETY DAYS**

**PRAYER:**

That on acceptance of this appeal the impugned order dated 24-03-2021 of the respondents may very kindly be rectified/modified to the extent of appellant by directing the respondent to consider the appellant for promotion to the post of SPST BPS-14 with all back benefits including seniority and the respondents may further please be directed to grant pay fixation and count the previous adhoc service of the appellant for the purpose of length of service for promotion. Any other remedy which this august Court deems fit may also be awarded in favor of appellant.

**R/SHEWETH:**

**ON FACTS:**

- 1- That appellant is a peaceful and bonafide resident of Village Samai, Tehsil Wari District Dir Upper and belongs to a respectable family.

- 2- That appellant was initially appointed as PST BPS-12 on adhoc basis vide order 12-03-2015, submit his charge report vide dated 12.03.2015 and start performing his duties quite efficiently and to the entire satisfaction of his superior. Copies of the appointment order and charge report are attached as annexure ..... **A & B.**
- 3- That later on through a new advertisement the appellant applied for the post of PST BPS-12 on adhoc basis for the second time through proper channel and was recommended by the departmental selection committee for approval against the said post. That in light of departmental selection committee recommendation the appellant was appointed as PST BPS-12 vide order dated 05-03-2016. Copy of the appointment order as PST dated 05-3-2016 is attached as annexure ..... **C.**
- 4- That it is pertinent to mention here that the appellant applied for the second time for the post of PST BPS-12 for the purpose of posting at his home union council/nearby station.
- 5- That in light of the ibid appointment order the appellant submit his charge vide dated 11.03.2016 report and accordingly relived from his prewise post vide dated 05-03-2016, started performing his duties quit efficiently and up to the entire satisfaction of his superior. Copies of the relieving order and charge report are attached as annexure ..... **D & E.**
- 6- That vide notification dated 02-03-2018 services of the appellant were regularized in light of regularization Act 2017. Copy of the Notification dated 2/3/2018 attached as annexure ..... **F.**
- 7- That accordingly the regularization entry was made in the service book of the appellant but unfortunately the prewise adhoc service of the appellant with effect from 12-03-2015 till 21-03-2018 has not been counted for the purpose of pay fixation and for the purpose of length of service count for promotion. Copy of the service book is attached as annexure ..... **G.**
- 8- That according to the proposed list prepared by the District Educating Officer (male) Dir Upper for the purpose of promotion to the post of SPST BPS-14 the appellant was placed at Serial NO.14 of the ibid list.. Copy of the list is attached as annexure..... **H.**
- 9- That unfortunately vide impugned Office order dated 24-03-2021 the appellant was ignored for promotion to the post of



SPST BPS-14 without any reason and clear justification while juniors to appellant have been promoted to the post of SPST BPS-14. Copy of the impugned promotion order dated 24/03/2021 is attached as annexure.....I.

10- That felling aggrieved appellant preferred departmental appeal before the respondents, but no response has been given by the respondent department till the expiry of statutory period of ninety days. Copy of the departmental appeal is attached as annexure.....J.

11- That having no other remedy the appellant filed the instant appeal on the following grounds amongst the others.

**GROUND:**

- A- That the impugned order dated 24-03-2021 of the respondents by not promoting the appellant to the post of SPST BPS-14 and the inaction of the respondents by not counting the adhoc service of the appellant toward length of service for promotion is against the law, facts and norms of natural justice.
- B- That the appellant has not been treated by the respondent Department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the constitution of Islamic Republic of Pakistan 1973.
- C- That the respondent Department acted in arbitrary and malafide manner by not promoting the appellant to the post of SPST BPS-14 and by not counting the adhoc service of the appellant toward length of service for promotion.
- D- That the appellant has been discriminated by the respondent Department on the subject noted above and as such the respondent violated the principle of natural justice.
- E- That by not promoting the appellant to the post of SPST BPS-14 and not counting the adhoc service of the appellant toward length of service for promotion violated section-9 of the civil servant Act 1973 read with Rule-9 of the appointment, promotion and transfers Rules 1989.
- F- That the appellant seeks permission to advance other grounds and proofs at the time of hearing.

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

Dated:

**APPELLANT**

*Ibrahim*  
**Ibrahim**

**THROUGH:  
NOOR MOHAMMAD KHATTAK  
ADVOCATE**

*Noor*  
UMAR FAROOQ MOHMAND

*Kamran*  
KAMRAN KHAN

*Said*  
&  
SAID KHAN

ADVOCATES HIGH COURT

5

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

**IBRAHIM**

**VS**

**EDUCATION DEPTT:**

**AFFIDAVIT**

Stated on oath that the contents of the accompanying service appeal are correct to best of my knowledge and belief and nothing has been concealed from this Honorable Service Tribunal.



*Ibrahim*  
**DEPONENT**

**CERTIFICATE:**

Certify that no earlier service appeal has been filed by the appellant in the instant matter before this Honorable Service Tribunal.

*Ibrahim*  
**CERTIFICATION**

## District Education Officer Male District Dir Upper



Phone No. 0944-881400-Fax-881400  
E-mail demisdriupper@gmail.com

31 #

**APPOINTMENT.**

Consequent upon recommendation of the Departmental Selection Committee, appointment of the following candidates are hereby ordered against the post of Primary School Teachers (PST) Male School Based in BPS-12 (Rs.7000-500-22000) @ Rs. 7000/- fixed plus usual allowances as admissible under the rules on adhoc basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with effect from the date of taking over charge :-

S.#	Name	Father's Name	Place of Posting	Union Council	Remarks
01	Kaleem Ullah	Mohammad Rosh Khan	GPS Chowra	Kotkay	A.V.P
02	Amanullah	Zar Hameed Khan	GPS Gandat	Kotkay	A.V.P
03	Inayatullah Rahman	Mir Afzal Khan	GPS Katigam	Kotkay	A.V.P
04	Bakhtawar Khan	Rasool Nabi	GPS Sbaratkal	Kotkay	A.V.P
05	Alamgir Khan	Lajbar Khan	GPS Dislawar	Dislawar	A.V.P
06	Khan Wali	Bakht Muhammad	GPS Dogram	Dislawar	A.V.P
07	Mahmood Asam	Rahmat Jan	GPS Malanga	Dislawar	A.V.P
08	Jamshid Khan	Jan Ikhman	GPS KM Gojar	Dislawar	A.V.P
09	Mujahid Hussain	Shamsuddin	GPS KM Gojar	Dislawar	A.V.P
10	Miftahullah	Wali Ullah	GPS Charkoom (P)	Dislawar	A.V.P
11	Naseemullah	Saeedullah	GPS Charkoom (B)	Dislawar	A.V.P
12	Riaz Ahman	Shah Rasool Khan	GPS Gogyal	Sundal	A.V.P
13	Muhammad Nisar	Cul Muhammad	GPS Shalga A	Nehag	A.V.P
14	Irfanullah	Dil Farosh	GPS Abid Khan	Bandai	A.V.P
15	Khan Wahid	Chulam Qadar	GPS Gurrai Wari	Wari	A.V.P
16	Gul Islam	Khan Bar Khan	GPS Malook Banda	Wari	A.V.P
17	Majeed Ullah	Amianullah	GPS Tatogram (B)	Wari	A.V.P
18	Akhtar Zeb	Muhamni ul Sharin	GPS Gurrai	Wari	A.V.P
19	Farhaid Khan	Muzfar Khan	GPS Manzai Wari	Wari	A.V.P
20	Suliman	Bacha Amha	GPS Ishaq Abad	Akhgram	A.V.P
21	Muhammad Bacha	Amir Bacha	GPS Kasai	Akhgram	A.V.P

ATTESTED

Appointment Order PST (M)

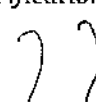
(7)

22	Fazal Wahab	Abdur Rashid	GPS Batan	Akhgram	A.V.P
23	Hassan Ali	Muhammad Rahim	GPS Karkabanj	Akhgram	A.V.P
24	Shah Rahim	Habibullah	GPS Darokai	Akhgram	A.V.P
25	Irfanullah	Muhammad Iqbal Khan	GMPS Botata	Akhgram	A.V.P
26	Mushtaq Ahmad	Amir Zaman Khan	GMPS Gal Bala	Pashita	A.V.P
27	Ali Akbar	Gul Sheria	GMPS Gal (P)	Pashita	A.V.P
28	Usman Ali	Muhammad Anwar	GMPS Srafo	Pashita	A.V.P
29	Saeedullah	Muhammad Sharin	GPS Kass Asharai	Chapper	A.V.P
30	Majeedullah	Muhammad Afzal	GPS Dehari Umrail	Chapper	A.V.P
31	Ibrahim	Gul Zamin	GMPS Qool Chapper	Chapper	A.V.P
32	Rafiullah	Hukmat Khan	GPS Rokhan Bala	Dir Urban	A.V.P
33	Amir Zaman Khan	Akbar Khan	GPS Kotibasto	Dir Urban	A.V.P
34	Islam Uddin	Noor Muhammad	GPS Kokhan Bala	Dir Urban	A.V.P
35	Najeebullah	Ajab Khan	GPS Rokhan Payeen	Dir Urban	A.V.P
36	Shir Rahman	Hakim Khan	GPS Kharawo Rohau	Dir Urban	A.V.P
37	Muhammad Ilyas	Khanuk Muhammad	GPS Nergah	Qulandai	A.V.P
38	Muhammad Ikram	Bacha Zarin	GPS Mina Lawari	Qulandai	A.V.P
39	Nadar Khan	Amir Zaman	GPS Nawai Kalay	Qulandai	A.V.P
40	Ihsan ul Haq	Muhammad Uzair	GPS Mina Khawar	Qulandai	A.V.P
41	Gul Zada	Ibrahim Khan	GPS Jarjorai	Qulandai	A.V.P
42	Khan Bahadar	Abdul Hamid Khan	GPS Sadiq Banda	Qulandai	A.V.P
43	Muhammad Ishfaq	Muhammad Ayoub	GPS Bundash	Swani	A.V.P
44	Taj Muhammad	Gul Zaman Khan	GPS Vegal	Swani	A.V.P
45	Syed Nasar Jan	Syed Main Gran	GPS Sundarawal	Barawal	A.V.P
45	Maseeh Ullah	Molvi Fazal Mula	GPS Sia Tikarkot	Barawal	A.V.P
47	Ihsan Ullah	Sherin Hussain	GPS Nowra	Barawal	A.V.P
48	Misbah Ud Din	Kurshaid Ali	GPS Loi Baba	Bibyawar	A.V.P
49	Adil Zada	Rahim Gul	GPS Bibyawar	Bibyawar	A.V.P
50	Muhammad Sadiq	Muhammad Shafiq	GPS Taloo	Bibyawar	A.V.P
51	Shafiq ur Rahman	Bakht Karim Jan	GPS Kotkay	Chukyatin	A.V.P
52	Tariqullah	Ubaidullah	GPS Sokai	Dari kand	A.V.P
53	Muhammad Said	Mir Aslam	GPS Darora	Darora	A.V.P

ATTESTED

Appointment Order PST (M)

- 7. Pay will not be made until and unless a certificate from the concerned authority is issued as his certificates are verified.
- 8. They should join their post within 15 days of the issuance of this notification. In case of failure to join their post within 15 days of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
- 9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
- 10. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 11. Their services shall be terminated at any time, in case of his performance is found unsatisfactory during his probation period. In case of misconduct, he will be proceeded under the rules.
- 12. His appointment is made on School based. He will have to serve at the place of posting, and his service is not transferable to any other station.
- 13. Before handing over charge once again their document may be checked if they having no required qualifications they may not be handed over charge.
- 14. No payment will be made so then before making verification from concerned institutions.

  
 (Jehan Muhammad)  
 District Education Officer,  
 Male dir Upper


Endst: No. 968-75 / File No. 03-C/PST/Appntg/DFO(M)/ADO(P) Dated Dir (U) the 12/03/2015.

Copy forwarded for information and necessary action to the:-

- 1. Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 2. District Accounts Officer Dir Upper
- 3. Dy: District Education Officer Male Dir Upper.
- 4. Sub: Divisional Education Officer Male Dir.
- 5. Sub: Divisional Education Officer Male Wari.
- 6. A.P EMIS Local Office.
- 7. Official Concerned.
- 8. M/File



District Education Officer,  
 Male dir Upper

  
**ATTESTED**

چارج رپورٹ

میں مہتمم البراہیم ولد گل زمین نے

19-03-05ء کو مورخہ 19-03-05ء قبل از دوپہر

مخالفین اور ڈرٹسٹریٹ No 03-05-25/968

PST /ARPT /DEO (M) /D.O (A) Date Dir (U) the 19-3-05

محکمہ PST وریس Games قول چارج

سب ڈویژن وارڈ میں ایسے عددے کا

فکمل چارج سنبھال لیا۔

چارج دکنڈہ

چارج گریڈہ

Head of Unit  
D.M.P.S.  
Sub. Ward Dist. Dir. (U)

*[Signature]*

ATTESTED



OFFICE OF THE DISTRICT EDUCATION OFFICER  
MALE DIR UPPER

PH No.0944-881400 FAX-0944-880411- email- demisdirupper@gmail.com

## OFFICE ORDER

Consequent upon the recommendation of the Departmental Promotion Committee, appointment of the following candidates are hereby ordered against the post of Primary School Teachers (PST) Male Wards / School based in BPS-12 ( Rs.9055 -650 -28555 ) @ Rs. 9055 /- fixed plus usual allowances as admissible under the rules on adhoc basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with effect from the date of taking over charge :-

S.#	Name	Father's Name	Merit	Ward/ U.C	Place of Posting
1	MUHAMMAD FAROOQ	Habibur Rahman	122.58	CHAPPER	GPS Nasir Abad
2	MAEEN UDDIN	Yar Muhammad	121.19	CHAPPER	GPS Shah Kanal No-2
3	MAJID ULLAH	Mohammad Alzal	117.28	CHAPPER	GPS GUL SHAI DEHARI
4	QAYYUM KHAN	Shah Muhammad	114.66	CHAPPER	GPS Umralai Bala
5	MUHAMMAD QAYUM	Pacha Rahman	112.95	CHAPPER	GPS Shah Kanal No-1
6	FAZAL AHAD	Munawar Khan	110.5	CHAPPER	GPS Umakot
7	IBRAHIM	Gul Zamin	108.91	CHAPPER	GPS SAMAI
8	NASIR AHMAD	Khan Zada	106.59	CHAPPER	GPS Ashrai
9	HAMEED UR RAHMAN	Azizur Rahman	105.27	CHAPPER	GPS JELAR NO.1
10	SIBGHATULLAH	Nadar Khan	104.86	CHAPPER	GPS UMRALI BALA
11	HAYAT ULLAH	Zigrawar Khan	104.28	CHAPPER	GPS SAMAI
12	ABDUL RASHAID	Gul Muhammad	102.88	CHAPPER	GPS Chapper
13	IMRAN KHAN	Gul Nasim Khan	102.04	CHAPPER	GPS Umralai Bala
14	INSHAN ULLAH	Sahib Zada	101.06	CHAPPER	GPS Jelar No-2
15	USMAN ALI	Habibur Rahman	100.66	CHAPPER	GPS Ondisa
16	ASSAD ULLAH	Hidayatullah	99.93	CHAPPER	GPS Chapper
17	SAIF ULLAH	Jalad Khan	98.64	CHAPPER	GPS BATLI PAYEEN
18	RAHMAN BAHADAR	Nadar Khan	97.62	CHAPPER	GPS SADIQ ABAD
19	AYAN ULLAH	Mugadar Khan	97.26	CHAPPER	GPS UMRALI PAYEEN
20	AFTAB AHMAD	Bacha Amin	96.97	CHAPPER	GPS UMRALI PAYEEN
21	DAYEEM KHAN	Toor Muhammad	96.65	CHAPPER	GPS JELAR NO.3
22	JAMIL AHMAD	Mir Zaman Khan	96.43	CHAPPER	GPS JELAR NO.3
23	MUHAMMAD ISMAIL	Gul Pacha	95.48	CHAPPER	GPS JELAR NO.1
24	MIRAJ UL HAQ	Shamsul Haq	94.24	CHAPPER	GPS CHAPPER
25	MUHAMMAD YOUNAS	Ghulam Muhammad	93.63	CHAPPER	GPS UMAROT
26	SUNGIN ULLAH	Sultan Zarin	92.94	CHAPPER	GPS DEHARI CHAPPER
27	HAWAS KHAN	Zoor Muhammad Khan	92.82	CHAPPER	GPS KHAN ABAD
28	SAJJAD KHAN	Samiullah	92.39	CHAPPER	GPS CHAPPER
29	PERVEZ KHAN	Pasib Bahadar	91.5	CHAPPER	GPS JELAR NO.1
30	FAKHRI ALAM	Muhammad Alam	91.34	CHAPPER	GPS SADIQ ABAD
31	RAHIM ULLAH	Sabir Jan	91.34	CHAPPER	GPS KASS CHAPPER
32	ISRAR ULLAH	Muhammad Subhan	90.92	CHAPPER	GPS GATTO CHAPPER

## TERMS &amp; CONDITIONS:-

1. No TD is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary basis initially for one year.
4. They should not be handed over charge if they exceed 35 years or below 18 years of age.
5. Appointment is subject to the condition that their certificates/degrees must be verified from the concerned authorities if any one found producing bogus Certificate will be reported to the law enforcing agencies for further action.
6. His services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be made until and unless a certificate from the concerned authority is issued as his certificates are verified.
8. They should join their post within 15 days of the issuance of this notification. In case of failure to join their post within 15 days of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained.

ATTACHED



Cont: Page No.1  
Cont: Page No.2

- 9 Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
- 10 He will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 11 Their services shall be terminated at any time, in case of his performance is found unsatisfactory during his probation period. In case of misconduct, he will be proceeded under the rules.
- 12 His appointment is made on School based, He will have to serve at the place of posting, and his service is not transferable to any other station.
- 13 Before handing over charge once again their document may be checked if they having no required qualifications they may not be handed over charge.
- 14 No payment will be made so then before making verification from concerned institutions.
- 15 The errors and omissions etc if found at any stage shall be rectified. In cas of termination of Said Candidate, he will have no right to claim the order already issued in any court.

(MOIN-UD- DIN)  
District Education Officer,  
Male dir Upper

Endst: No. 313-18 / File No. 03C/PST/Appt:2016 NTS /DEO(M)/ADO(P) Dated Dir (U) the 05/03/2016.

- 1 Copy forwarded for information and necessary action to the:-
- 2 Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 3 District Accounts Officer Dir Upper
- 4 Dy: District Education Officer Male Dir Upper.
- 5 Sub: Divisional Education Officer Male Dir and Wari.
- 6 Official Concerned.
- 6 M/File

*[Signature]*  
District Education Officer,  
Male dir Upper

ATTACHED

Relieving chit

ANNEXURE

D  
5

(12)

In pursuance of the office bearing Endst:

No. 313-18/F-No. 030/DEO(M)/ESST(P)

Dated: 05/03/2016 office of District  
Education Office (M) Dir Upper, with  
reference to transfer from GmpS Qool  
Chapper pst. BPS: 12 to Gps Samai.  
Mr. IBRAHIM is here by relieved from his  
duty today on 05/03/2016 after noon in order to  
assume his new assessment.


No 2

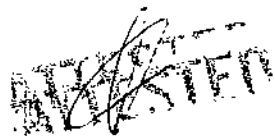
Date

Head teacher GmpS  
Qool Chapper District

Dir (U)

Head Teacher,  
GmpS, Qool,  
Wah-Wari District (U)

  
05/03/2016



۱۹۱۵ ار دفتر ڈیپٹی ڈسٹرکٹ انجینئر وغیرہ صاحب واڑی ضلع دیوبند

سید مسٹر ابرہیم ولد گل زمین ۲ ا ج بموردہ ۱۱/۰۳/۲۰۱۶

GPS سٹی میں کوالہ آرڈر نمبر 03-18/file no 313

PST/APPL: 2016 Nts (DEO(M)/AD/PI Datee

Discuss the 05/03/2016

نوٹس اور دوپیر سے عید ۲ PST "6" گل چارج  
سہولت لیا

اور باقاعدہ طور پر اپنا "6" شروع کیا

چارج رپورٹ "6" ڈسٹرکٹ SDEO مردانہ

واڑی روونہ کیا

چارج سٹریٹ  
ابراہیم ولد گل زمین

Head Teacher  
GPS, Samsat  
No West District

چارج ڈکڑہ

PSHT سید دادہ صاحب

11-03-2016

Handwritten signature  
11/03/2016

No 144

Handwritten stamp



**OFFICE OF THE DISTRICT EDUCATION OFFICER  
(MALE) UPPER DIR**

PH No. 0944-881400-Fax-881400 E-mail: deomdirupper@gmail.com



**NOTIFICATION**

In pursuance of Khyber Pakhtunkhwa Employees of the Elementary & Secondary Education Appointment & Regularization of Services Act, 2017 (Khyber Pakhtunkhwa Act no.1 of 2018), & Elementary & Secondary Education Department Notification No. SO(S/F)E&SED/3-2/2018/STTT/Contract Dated: 16/02/2018. Services of the following (427) Primary School Teachers of Sub-Division Wari, Dir Upper appointed w.e.f. (03-05-2014 to 23-06-2017) through NTS on adhoc/contract basis, are hereby regularized in BPS-12, on terms and condition given below with effect from the date of their 1<sup>st</sup> appointment as per details given against each, in the interest of public service.

S. NO	Roll No.	Name	Address	U/C	Total Marks /200	Name of School	App. Order No	Dated	Date of Taking over Charge	Extension Order No & Date
1	3500300	Sahajuddin Anwar	V: Chappar	Chappar	130.8	GPS Chappar	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
2	3500302	Suleem	V: Chappar	Chappar	125.0	GPS Kass Chappar	3273-79	03/05/2014	04/05/2014	1808-74-30-04-2015
3	3500302	Asghar Ali Zahir	V: Nasir Abad	Chappar	110.02	GPS Gul Shah Dherat	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
4	3500303	Rafiq Ahmad	V: Nasir Abad	Chappar	113.24	GPS Dherat Chappar	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
5	3500303	Ramzan Akbar	V: Khatia Kaba	Distlower	112.95	GPS Osoral	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
6	3500303	Kulmatullah	V: Babo	Chappar	112.04	GPS Nasir Abad	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
7	3500303	Nadimullah	V: Charkooti	Distlower	112.65	GPS Charkooti P	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
8	3500303	Hidayatullah	V: Kohad	Wari	111.02	GPS Tangal	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
9	3500307	Sayed Ali Saif	V: Wari	Distlower	111	GPS Dherat K Khell	270-75	03/05/2014	04/05/2014	1808-74-30-04-2015
10	3500308	Rahman Muhammad	V: Nasir Abad Vill, Islamabad	Chappar	108.35	GPS Jelar No 01	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
11	3500311	Khawar	V: Ashgram	Ashgram	104	GPS Ashgram Dula	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
12	3500329	Wasimullah	V: Jelar	Chappar	103.78	GPS Shatikanal No 02	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
13	3500332	Sirajud Din	V: Jelar	Chappar	103.19	GPS Samel	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
14	3500309	Saifud Din	V: Sahib AL Ad	Distlower	103	GPS Distlower	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
15	3500347	Makhyar Ali	V: Nasir Abad	Chappar	102.43	GPS Shatikanal No 02	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
16	3500333	Inamullah	V: Shatikanal	Chappar	99.9	GPS Unarkal	8572-79	03/05/2014	04/05/2014	1808-74-30-04-2015
17	791700298	Qasimullah	V: Jeldharaj	Distlower	91.92	GPS Dherat K Khell	270-75	03/05/2014	04/05/2014	1808-74-30-04-2015
18	791700406	Amir Saida	V: Jekal Dururo	Distlower	88.89	GPS Jekal	270-75	03/05/2014	04/05/2014	1808-74-30-04-2015
19	791700400	Zaullah	V: Jugnanah	Distlower	84.08	GPS Dherat K Khell	3240-56	03/05/2017	04/05/2017	
20	791700580	Amranullah Muhammad	V: Kass Banda	Kalkal	133.45	GPS Ganda	908-75	12/03/2015	13/03/2015	1578-62-03-05-2016
21	451700609	Nisar	V: Karbadar	Kohaj	124.22	GPS Shalgha	908-75	12/03/2015	13/03/2015	1578-62-03-05-2016
22	791700830	Atangir Khan Mujahid	V: Distlower	Distlower	117	GPS Distlower	908-75	12/03/2015	13/03/2015	1578-62-03-05-2016
23	791700502	Hussain	V: Kot Mulagujar	Distlower	110	GPS Kot Mulagujar	908-75	12/03/2015	13/03/2015	1578-62-03-05-2016
24	691700656	Ali Akbar	Vill: Pashita	Ashgram	109.74	GPS Pashita	908-75	12/03/2015	13/03/2015	

ADO (P) Establishment

*[Handwritten Signature]*

**ATTESTED**

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PST (NTS) Regularization Order

25	791700332	Ruslan Ali	VII, Srikandi Kuro	Akhgram	100.79	GPS Karkabany	968-75	12/03/2015	13/03/2015	1578-82 03-05-2016
26	791700344	Irfanulhan	VIII; Akhgram	Akhgram	81.72	GPS Botata	968-75	12/03/2015	13/03/2015	1578-82 03-05-2016
27	791700369	Riaz Ahmad Muhammad	V; Gogyaf	Sundul	109.9	GPS Gogyaf	968-70	13/03/2015	14/03/2015	1578-82 03-05-2016
28	791700324	Dachia	VIII; Botata	Akhgram	101.09	GMPS Kasal	968-75	13/03/2015	14/03/2015	1578-82 03-05-2016
29	791700866	Snah Raktin	VIII; Guli Bagh Kuro	Akhgram	100.57	GPS Darokul	968-75	13/03/2015	14/03/2015	1578-82 03-05-2016
30	791700854	Fazal Wahab	VIII; Batan Akhgram	Akhgram	100.09	GPS Batan Kuro	968-75	13/03/2015	14/03/2015	1578-82 03-05-2016
31	791700316	Sulman	VIII; Batan Akhgram	Akhgram	98.35	GMPS Ishaq Abad	968-75	13/03/2015	14/03/2015	1578-82 03-05-2016
32	791700172	Gul Islami	V; Tangal	Wari	115	GMPS Maluk Banda	968-75 2499-2506	15/03/2015	16/03/2015	1578-82 03-05-2016
33	791700798	Usmanullah	V; Jera	Chapper	116.75	GPS Samal	2506	18/05/2015	19/05/2015	2801-5 19-04 2017
34	792300394	Umair Khalid	VIII; Doryal Kuro	Akhgram	61.31	GPS Bandapur	307-12	04/03/2016	05/03/2016	1275-79 11.03.2017
35	792300412	Rafsanullah Muhammad Farooq Mubeenud Din	V; Seri Nehag	Bandal	122.78	GPS Seri Nehag	276-81	05/03/2016	06/03/2016	1275-79 11.03.2017
36	792300319	V; Nasir Abad	Chapper	122.58	GPS Nasir Abad	313-18	05/03/2016	06/03/2016	1275-79 11.03.2017	
37	792300370	V; Shahkani	Chapper	121.19	GPS Shahkani No 01	313-18	05/03/2016	06/03/2016	1275-79 11.03.2017	
38	792500375	Khan Wasim	V; Daskor I	Wari	118	GPS Daskor P No 02	294-300	05/03/2016	06/03/2016	1280-84 11.03.2017
39	792300431	Majeedullah	V; Nasir Abad	Chapper	117.28	GPS Gul Shah Dilerat	313-18	05/03/2016	06/03/2016	1280-84 11.03.2017
40	792300234	Karimullah	V; Joghabori	Dislower	116.9	GPS Dislower	270-75	05/03/2016	06/03/2016	1275-79 11.03.2017
41	792300285	Mulazak Zeb Muhammad Ayaz	V; Bagam	Bandal	115.43	GPS Bagam	276-81	05/03/2016	06/03/2016	1275-79 11.03.2017
42	792300302	Inayatul Balaban	V; Sundral N dara	Sundul	115.24	GPS Kandaw Maskari	276-81	05/03/2016	06/03/2016	1275-79 11.03.2017
43	792300260	Clayoon Khan	V; Makhi	Kotkal	114.8	GPS Seri	264-69	05/03/2016	06/03/2016	1260-84 11.03.2017
44	792300221	Amnahuli	V; Umarata Bala	Chapper	114.66	GPS Umarata B	313-18	05/03/2016	06/03/2016	1275-79 11.03.2017
45	792300263	Amnahuli	V; Joghabori	Dislower	114.48	GPS Sahlu Abad	270-75	05/03/2016	06/03/2016	1275-79 11.03.2017
46	791700281	Israrullah Ikhhar Ahmad	V; Seri S Khell	Kotkal	113.12	GPS Pataw	264-69	05/03/2016	06/03/2016	1275-79 11.03.2017
47	792300251	Said Zaman Muhammad Sher Khan	V; Badalat V; Kurbatan N Dara	Bandal	111.06	GMPS Badalat	276-81	05/03/2016	06/03/2016	1275-79 11.03.2017
48	792300224	Said Zaman Muhammad Sher Khan	V; Dalkor Kuro Dara	Bandal	111	GPS Kurbatan	276-81	05/03/2016	06/03/2016	1275-79 11.03.2017
49	791700353	Fazal Ahad	V; Chapper	Chapper	110.5	GPS Berural	282-87	05/03/2016	06/03/2016	1275-79 11.03.2017
50	132301144	Said Zaman	V; Kurbatan N Dara	Bandal	110.49	GPS Chapper	313-18	05/03/2016	06/03/2016	1275-79 11.03.2017
51	792300224	Said Zaman	V; Kharposal Kuro	Bandal	110.49	GPS Kurbatan	276-81	05/03/2016	06/03/2016	1275-79 11.03.2017
52	792300360	Sadqullah	V; Kharposal Kuro	Akhgram	110.36	GPS Kharposal	282-87	05/03/2016	06/03/2016	1275-79 11.03.2017
53	792300245	Sher Nawaz	V; Seri S Khell VIII; Kholando Kuro	Kotkal	109.66	GPS Kandoro Seri	264-69	05/03/2016	06/03/2016	1275-79 11.03.2017
54	792300271	Sihab Ulah	V; Akhgram	Akhgram	109.6	GPS Karkabany	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
55	792300169	Muzanulhik	V; Makhal	Kotkal	109.58	GPS Panjoro	264-69	05/03/2016	06/03/2016	1275-79 11.03.2017
56	791700114	Ibrahim	V; Samal	Chapper	108.91	GPS Samal	313-18	05/03/2016	06/03/2016	1275-79 11.03.2017
57	792300474	Rusnulhan	V; Mattar	Bandal	107.82	GPS Mattar No 02	276-81	05/03/2016	06/03/2016	1275-79 11.03.2017
58	791700118	Rahmi Taj	V; Sundul	Sundul	107.73	GPS Mishmimo II No 02	288-93	05/03/2016	06/03/2016	1275-79 11.03.2017

ADO (P) Establishment

## Terms &amp; Condition

1. Their services shall be governed by the Khyber Pukhtunkhawa Civil Servants Act, 1973, the Khyber Pukhtunkhawa (Appointment, Deputation, Posting & Transfer of teacher, Instructors & Doctors) Regulatory act, 2011, and such rules and regulations as may be issued from time to time by the Government.
2. Their services shall be considered regular and they shall be eligible for pension / deduction of GP Fund in terms of the Khyber Pukhtunkhawa Civil Servant Act, 1973 as amended in 2013.
3. They shall possess the same qualification and experience required for the regular post.
4. Their services are liable to termination on one month notice from either side, in case of resignation without notice, their one month pay/allowances shall be forfeited to the Government.
5. Their regularization shall not affect the promotion quota of existing holders of posts in respective service cadres.
6. The regularization shall not be in favor of those, who have not taken over charge or have remained absent from duty or resigned from service and also not for those who are under disciplinary proceedings.
7. The Employees whose services regularized under the Khyber Pukhtunkhawa Employees of the Elementary & Secondary Education (Appointment and Regularization of Services) Act, 2017 ( Khyber Pukhtunkhawa Act No.1 of 2018) or in the process of attaining service at the commencement of Khyber Pukhtunkhawa Employees of Elementary and secondary Education (Appointment and Regularization of services) Act, 2017 (Khyber Pukhtunkhawa Act No.1 of 2018) shall rank junior to all civil servants belonging to the same service or cadre. As the case may be, who are in service on regular basis on the commencement of the Khyber Pukhtunkhawa Employees of Elementary And secondary Education (Appointment and Regularization of services) act, 2017 (Khyber Pukhtunkhawa Act No.1 of 2018) and shall also junior to such other persons, if any, who, were appointed on regular basis to the respective service or cadre before the commencement of this Act, irrespective of their actual date of appointment.
8. The seniority inter-se of the employees, whose are regularized under this Act within the same service or cadre, shall be determined on the basis of their merit position in such service or cadre.
9. Their seniority shall be determined on the basis of their continuous service in cadre, provided that if the date of continuous services in the case of two or more employees is the same, the employee older in age shall be ranked senior to the younger one.

(ABDUL HAQ)  
DISTRICT EDUCATION OFFICER  
(MALE) UPPER DIR

ADO (P) Establishment

ATTESTED

(17)

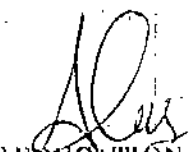
PST (NTS) Regularization Order

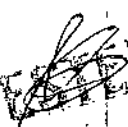
Endstt: No. 156167 F.No 158/DEO (M)/ADO (P) ESTB:

Dated 2/1/18 /2018

Copy forwarded to the

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Upper Dir
3. Dy: District Education Officer (M), Upper Dir
4. SDEO (Male) Barawal, Kalkot, Dir, Wari & Sheringal.
5. Teachers Concerned
6. AP EMIS Local Office
7. Office Copy

  
DISTRICT EDUCATION OFFICER  
(MALE) UPPER DIR

  
ATTACHED

The names in this column should be corrected or omitted if they do not correspond to the actual names of the persons to be taken.

T. B. Ramani

M. S. Ramesh

S. S. Srinivasan, P. S. Srinivasan, M. S. Srinivasan, M. S. Srinivasan

Signature of the person: S. S. Srinivasan

Date of birth by Christian era as nearly as can be ascertained: 10-02-1970

Exact height by measurement: 5-5

Personal marks for identification

Left hand thumb and finger impression of (Non-Gazetted) Officer

Index Finger

Ring Finger

Middle Finger

Little Finger

Signature of Government Officer

Signature

Signature and Designation of the Head of the Office of the Registering Officer

(M) V. S. Srinivasan

DA/DP/100



Name of Post	Whether substitute or whether in excess of regular	If Officially State (1) Substitution of appointment, or (2) whether service charge for duration under Art 311 C.S.R.	Pay in substitute Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Competent Authority
P.T.							
975 Dool		B.S.P. No-10-7000	7000/-			13-03-2016	
Chatter	Temp.		7000/-			01-07-2016	
			9055/-			01-12-2016	
P.T. Subst at 975 D	Temp.		9055/-			11-03-2016	
<p>Revised from this date to the holder is hereby (changed) from the 26.7.2016 to 11.03.2016.</p>							
			9055/-			11-03-2016	
			11140/-			01-07-2016	
			11940/-			01-12-2016	
			16280/-			01-07-2017	
			15210/-			01-12-2017	
			16200/-			01-12-2018	



STED

1	2	3	4	5	6	7
Name of Post	Whether substantive or officiating and whether permanent or temporary	If Officiating state (i) Substantive appointment, or (ii) Whether service counts for pension under Art 371 C.S.R	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment
1st Div S. S. S.	T	T	Rs. 16900/- pm			01/12/2018
Do -	Do -	Do -	Rs. 17100/- pm			01/12/2018
11140 - 800	11140	35740				
13320	13320	9600	42120			
14280	14280	40720				
		01-12-2018				
	<p>Signature          Head of Office          Public Relation Party          1/12/18</p>					

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ATTESTED

<p>2011 10/15</p>	<p>Reason of termination (such as resignation, layoff, dismissal, etc.)</p>	<p>Supervisor of the employee during the period of the appeal</p>	<p>Date of appeal</p>	<p>Also show in order of priority the dates for which the appeal is made</p>	<p>Duration of the appeal</p>	<p>... ..</p>
<p>2011 11/15</p>	<p>Resignation</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>
<p>2011 11/15</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>
<p>2011 12/15</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>
<p><b>ADJDC APPT</b> <b>for 1 YEAR</b></p>				<p>...</p>	<p>...</p>	
<p>Bnd date: 2/3/16</p>				<p>...</p>	<p>...</p>	
<p>No. 734</p>	<p>Date</p>	<p>No. 734</p>	<p>Date</p>	<p>...</p>	<p>...</p>	<p>...</p>
<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>
<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>
<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>
<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>	<p>...</p>

Name of the person	Date of birth	Signature of the person	Signature of the Head of the Office	Name of the Office	Address of the person	Signature of the person	Remarks
SHE	30/11/71	<i>[Signature]</i>	<i>[Signature]</i>	SDEO	No. 1073/17	SDEO	
SHE					024/PST/AOP/T/2016/107		
					AD (S&P) No. 1073/17		
					one person		
					date 10/3/17	SDEO	
					Page 11		
					date 10/3/17		
					change date		
					ASST. COMR		



23

Hairs:

Verification Roll No. dated received back.

5-1/2 Exam Passed from Roll Talwar Shah Session final semester  
Left Thumb Impression  
Roll No. 616812 getting 597 marks out of 7900  
Result declared on 26-6-2013.

11-5 Exam Passed from B.A. B.L.C Exam Passed from U.C. M.D. State

Qualifications	Date	Qualifications	Date
Maharaja Session Annual		Session Annual Exam 2013 and	
English		Vital Arts	
Exam 2012 getting 631 mark		Roll No-2986 getting 330 marks	
Punjabi		B.L. or B.A.	
out of 900 under Roll No-38601		out of 550 Result declared on	
Urdu		Pleadership examination	
Grade-A		Training School Final Examination	
Plan Drawing		6-M.C. Exam Passed from S.B.S.	
Intermediate Exam Passed from		Other Qualifications:	
M.A. Mahabir Singh		Khargal Dist. Officer	
Drill Instructing		in Session Spring	
Exam 2012 under Roll No-6501		2016 under Roll No-117 getting 1368	
Court Duty		marks out of 1500 Result declared	
from 19-12-2012 to 19-12-2013		on 26-6-2013	
Head of Office			

COMMISSIONER  
PUNJAB

**OFFICE OF THE DISTRICT EDUCATION OFFICER  
(MALE) DIR UPPER**

S.No.	Name of Teacher	Father Name	Present School Name	Place of Posting	Remarks
1.	Hasaan Ali	M, Rahim	GPS Shinkari	GPS Shinkari	
2.	Usman Ullah	Khwass Khan	GPS Sarnal	GPS Sarnal	
3.	Ali Akbar	Gul Shreen	GPS Gali Payeen	GPS Gali Payeen	
4.	Irfan Ullah	M, Iqbal	GMPS Bottata	GMPS Bottata	
5.	Shah Rahim	Habib Ullah	GPS Darokay	Darokay	
6.	M, Badshah	Amir Badshah	GMPS Kassay	GMPS Kassay	
7.	Suliman	Bacha Amin	GMPS Ishaq Abad	GMPS Ishaq Abad	
8.	Majid Ullah	Amin Ullah	GPS Wari-2	GPS Wari-2	
9.	Fazal Wahab	Abdu Rashid	GPS Battan	GPS Battan	
10.	Usman Ali	M, Anwar	GPS Srafoo	GPS Srafoo	
11.	Farhid Khan	Muzafar Khan	GPS Malok Banda	GPS Malok Banda	
12.	Mujahid Hussain	Shamsu din	GPS Kutmula Gojar	GPS Kutmula Gojar	
13.	Jamshid Khan	Jan Rehman	GPS Hangoo	GPS Hangoo	
14.	Ibrahim	Gul zamin	GPS Samai	GPS Samai	
15.	Gul Islam	Khan BAR	GPS Malook Banda	GPS Malook Banda	
16.	M, Nisar	Gul Muhammad	GPS Sahalga	GPS Sahalga	
17.	Inayat Ur Rehman	Amir Afzal Khan	GPS S.S Khil	GPS S.S Khil	
18.	Khan Wahid	Ghulam Qadar	GPS Daskor-2	GPS Daskor-2	
19.	Sher Rehman	Hakim Khan	GPS Bekaray	GPS Bekaray	
20.	Najeeb Ullah	Ajab Khan	GPS Rokhan Payeen	GPS Rokhan Payeen	
21.	Rafiullah	Hukmat	GPS Rokhan Payeen	GPS Rokhan Payeen	
22.	Ihsan ul Haq	M, Uzair	GPS Sta-Hagha	GPS Sta Hagha	
23.	M, Ikram	Bacha Zarin	GPS Maina Lawari	GPS Maina Lawari	
24.	M, Ilyas	Khanook Muhammad	GPS hin Bekaray	GPS hin Bekaray	

**ATTESTED**



**OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DIR UPPER**

PLI NO.09-11-881-1001 Email: [dsandirupper@gmail.com](mailto:dsandirupper@gmail.com)

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**ANNEXURE H**

SNO	Name of Teacher	Father Name	Present School Name	Place of Posting	Remarks
1	Hassan Ali	Muhammad Hassan	GPS Shikari	GPS Sumban	
2	Usman Ullah	Khwar Khan	GPS Sarrai	GPS Sarrai	
3	Ahmad	Gul Nisreen	GPS Gali Payeen	GPS Gali Payeen	
4	Usman Ullah	Muhammad Iqbal	GMPS Bostata	GMPS Bostata	
5	Shah Bahar	Ullah Ullah	GPS Darokay	GPS Darokay	
6	M Badshah	Amir Badshah	GMPS Kassy	GMPS Kassy	
7	Sulman	Bacha Anon	GMPS Ishiq Abad	GMPS Ishiq Abad	
8	Majeed Ullah	Amir Ullah	GPS War-2	GPS War-2	
9	Fatal Wahab	Abdu Nashed	GPS Baltan	GPS Baltan	
10	Usman Ali	Muhammad Anwar	GMPS Srafuo	GMPS Srafuo	
11	Fahid Khan	Muzafar Khan	GPS Malook Banda	GPS Malook Banda	
12	Muhammad Hussain	Shamsa Din	GPS Kutmula Gojar	GPS Kutmula Gojar	
13	Jamshed Khan	Jam Rehman	GPS Hango	GPS Hango	
14	Ibrahim	Gulzarim	GPS Sanna	GPS Sanna	
15	Gul Islam	Khan Bar	GPS Malook Banda	GPS Malook Banda	
16	Muhammad Nisar	Gul Muhammad	GPS Sahajga	GPS Sahajga	
17	Nayat Ali Rehman	Amir Aziz Khan	GPS S S Khil	GPS S S Khil	
18	Anas Wabid	Ghulam Qasr	GPS Dastor-2	GPS Dastor-2	
19	Sher Rehman	Hakim Khan	GPS Bekaray	GPS Bekaray	
20	Najeeb Ullah	Ajay Khan	GPS Rokhan Payeen	GPS Rokhan Payeen	
21	Rahullah	Hakmat Khan	GPS Rokhan Payeen	GPS Rokhan Payeen	
22	Musa Rahmq	Muhammad Qadir	GPS Sia Nagha	GPS Sia Nagha	
23	M Ikram	Bacha Zain	GPS Malna Lawari	GPS Malna Lawari	
24	Muhammad Ilyas	Khanook Muhammad	GPS Jin Beraray	GPS Jin Beraray	
25	Taj Muhammad	Gul Zaman Khan	GPS Sharnai	GPS Sharnai	
26	Khan Bahadar	Abdul Hamid Khan	GPS Attrangoo	GPS Attrangoo	
27	Islamuddin	Hoor Muhammad	GPS Rokhan Bala	GPS Rokhan Bala	
28	Amir Zaman	Akbar Khan	GPS Kolybastoo	GPS Kolybastoo	
29	Gulzada	Ibrahim Khan	GPS Belanzai	GPS Belanzai	
30	Nadar Khan	Amir Zaman Khan	GPS Haway Kally	GPS Haway Kally	
31	Imranullah	Khista Muhammad	GPS Chukistan	GPS Chukistan	
32	Shafiqurrahman	Bakhat Karim Jan	GPS Korkay	GPS Korkay	
33	Syed Fazlullah	Said Nayat Ullah	GPS Surbat	GPS Surbat	
34	Muhammad Ali	Muhammad Akbar Khan	GPS Baltan	GPS Baltan	
35	Rah Ullah	Bakhat Hoor Khan	GPS Kasy Shingara	GPS Kasy Shingara	

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No.	Name	Name	GPS	GPS
36	Masbullah	Abdul Latif Mota	GPS Sundrawal	GPS Sundrawal
37	Farooq Ullah	Abdul Ullah	GPS Daktari	GPS Daktari
38	Farooq Ullah	Abdul Ullah	GPS Daktari Manj	GPS Daktari Manj
39	Musraful Ullah	Shireen Hussain	GPS Daktari	GPS Daktari
40	Aziz Khan	Mian Abdul Khan	GPS Gurdial Baba	GPS Gurdial Baba
41	Farooq Ullah	Hakim Munsir	GPS Qumaj	GPS Qumaj
42	Yasar Ali	Anar Nawaz	GPS Achar Payeen	GPS Achar Payeen
43	Atar Rehman	Baqool Ghulam	GPS Patrak	GPS Patrak
44	Safdar Khan	Gul Khan	GPS Indran	GPS Indran
45	Shah Faisal	Fazal Faraj	GPS Kumrat	GPS Kumrat
46	Sajjad	Aqal Zarin	GPS Maidan Patrak	GPS Maidan Patrak
47	Badshah Islam	Asfandyar Khan	GPS Shonga	GPS Shonga
48	Adil Zada	Habib Gul	GPS Bhalwar	GPS Bhalwar
49	Fazal Hakim	Fazal Razi	GPS Band	GPS Band
50	Aqal Zareen	Akbar Zareen	GPS Barkand	
51	Muhammad Said	Mir Aslam	GPS Chumra B	GPS Chumra B
52	Iqbal Ali	Sartaj	GPS Samkool	GPS Samkool
53	Muhammad Saqib	Muhammad Shafiq	GPS Talab	GPS Talab
54	Arshad Ayub	Shah Ilana	GPS Barkand	GPS Barkand
55	Waris Khan	Shah Usman Khan	GPS Kool Kass	GPS Kool Kass
56	Misbahuddin	Khushtid Ali	GPS Lot Baba	GPS Lot Baba

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*[Handwritten signature]*





GOVERNMENT OF KHYBER PAKHTUNKHWA  
OFFICE OF THE DISTRICT EDUCATION OFFICER  
MALE DIR UPPER



PH No 0944-891400

E-mail: deomdirupper@gmail.com

PROMOTION ORDER.

Consequent upon the recommendation of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary & Secondary Education Notification No SO(B&A)/118/E&SE/2012 dated 11-07-2012 and Finance Department Endsl.No SO(FR)/FD/10-22(E)/2-10 dated 16-07-2012, the following Primary School Teachers (PSTs) BPS-12 are hereby promoted to the post of Senior Primary School Teacher (SPST) BPS-14 (15160-1170-50260) plus usual allowances as admissible under the rules, on regular basis under the existing policy of the Provincial Government Teaching Cadre with the terms and conditions given below with effect from 27-02-2021:

S.No	Name of teacher	Father name	Name of present school	Name of posting	Remarks
1	HAFIZULLAH	HAKIEM ROZ KHAN	GPS KASS SHINGARA	GPS KASS SHINGARA	A.P.P
2	FAZAL HAFIZ	FAZAL RABI	GMPS HANO	GMPS HANO	A.P.P
3	MAILEDULLAH	AMINULLAH	GPS No.2 WARI	GPS No.2 WARI	A.P.P
4	SYED HASAR JAN	SAEED SHAN GRAM	GPS SUNDRAWAL	GPS SUNDRAWAL	A.P.P
5	ADAL ZAHIR	AKBAR ZAHIR	GPS BARKAND	GPS BARKAND	A.P.P
6	MUHAMMAD ALI	MUHAMMAD AKBAR KHAN	GPS HATTAN	GPS HATTAN	A.P.P
7	MUHAMMAD NISAR	GUL MUHAMMAD	GPS SHALGAN (A)	GPS SHALGAN (A)	A.P.P
8	ADIL ZADA	RAHMA GUL	GPS BUDYAWALI	GPS BUDYAWALI	A.P.P
9	IBRAHIM ISLAM	ASFANDIYAR KHAN	GPS SHONGA	GPS SHONGA	A.P.P
10	NADAR KHAN	MIR ZAHIR KHAN	GPS HAYAT KALEY	GPS HAYAT KALEY	A.P.P
11	FAZAL WAHAB	ABDUR RASHID	GPS BATAH	GPS BATAH	A.P.P
12	SHAH FAISAL	HAZRAT TAQIR	GPS NO.3 THALI	GPS NO.3 THALI	A.P.P
13	SULIMAN	DACHA AMAN	GMPS ISHAQ ABAD	GMPS ISHAQ ABAD	A.P.P
14	TAL MUHAMMAD	GUL AMAN KHAN	GPS SHARHAN	GPS SHARHAN	A.P.P
15	MAILEDULLAH	ZAHIR KHAN	GPS KOTIASE (P)	GPS KOTIASE (P)	A.P.P
16	AMIR ZAMAN KHAN	AKBAR KHAN	GPS KOTI BASTO	GPS KOTI BASTO	A.P.P
17	HAZ AHMAD	SHAH MOSEDEL	GPS Kalyand Showar	GPS Showar	A.P.P
18	SHAH RAHIM	HABIBULLAH	GPS DARDKAN	GPS DARDKAN	A.P.P
19	SHAIKHUR RAHMAN	BAKHT RAHIM JAN	GPS KOTREY	GPS KOTREY	A.P.P
20	HASSAN ALI	MUHAMMAD RAHIM	GPS SHINGARA	GPS SHINGARA	A.P.P
21	HUSAN ULLAH	SARIR HUSSAIN	GPS DELAYAL	GPS DELAYAL	A.P.P
22	MUHAMMAD IKRAM	DACHA ZAHIR	GPS NO.02 MIANA	GPS MIANA	A.P.P

*[Handwritten signature]*

*[Handwritten signature]* 24/3/21

ATTACHED

No	Name of teacher	Father Name	Name of present School	Place of posting	Remarks
23	GUL ZABA	IBRAHIM KHAN	GPS HILANZI	GPS HILANZI	AVP
24	FARID ULLAH	UBAID ULLAH	GPS DEHRMANI	GPS DEHRMANI	AVP
25	MUHAMMAD SADIQ	MUHAMMAD SHAIQ	GPS TALOO	GPS TALOO	AVP
26	IMAMUDDIN MUSSAN	SHAMSUD DIN	GPS K.M. GOJAN	GPS K.M. GOJAN	AVP
27	IMRAN ULLAH	KHANZA MUHAMMAD	GPS CHUKRIAN	GPS CHUKRIAN	AVP
28	MUHAMMAD SAID	MEER ASLAIN	GPS CHUMRA BALA	GPS CHUMRA BALA	AVP
29	AZAM KHAN	MAJID ABADIE KHAN	GPS GANSHAL BALA	GPS GANSHAL BALA	AVP
30	ISANULLAH	MUHAMMAD UZAIR	GPS SIA NAGHA	GPS SIA NAGHA	AVP
31	ISHTIAQ DIN	MOOR MUHAMMAD	GPS ROKHAN BALA	GPS ROKHAN BALA	AVP
32	AJEEUR BAHMAN	RASOOL GHULAMA	GPS PATRIAK	GPS PATRIAK	AVP
33	USMAN ALI	MUHAMMAD ANWAR	GPS SARAFOD	GPS SARAFODI	AVP
34	HAZ ALI	SARTAJ	GPS SAMKODI	GPS SAMKODI	AVP
35	MUSBAH UDDIN	KHURSHAD ALI	GPS LOI BALA	GPS LOI BALA	AVP
36	ALAMGIR KHAN	LADAR KHAN	GPS DISI AWAR	GPS DISI AWAR	AVP
37	HAFIZ ULLAH	HUKOMAT KHAN	GPS HOKHAN PAYEEN	GPS HOKHAN PAYEEN	AVP
38	WARIS KHAN	SHAH USMAN KHAN	GPS KODI KASS	GPS KODI KASS	AVP
39	MASOUD ULLAH SYED	FAZAL MAJIDA	GPS NO 1 TIKARKOTI	GPS NO 1 TIKARKOTI	AVP
40	TASDEEHULLAH	HAYATULLAH	GPS SURHAT	GPS SURHAT	AVP
41	GUL ISLAM	KHAN DAR	GMPS MALOOK BANDA	GMPS MALOOK BANDA	AVP
42	SAEDAH KHAN	GULL KHAN	GPS JANDRAI	GPS MABRATA	AVP
43	KHAN BAHADUR	ABDUL HAMID KHAN	GPS ATRANGO	GPS ATRANGO	AVP
44	FARID ULLAH	BAKAT MUNIR	GPS QUANI	GPS QUANI	AVP
45	USMANULLAH	KHAWAS KHAN	GPS SAMAI	GPS SAMAI	AVP
46	YASAR ALI	AMIR NAWAZ	GPS ACHAR PAYEEN	GPS ACHAR PAYEEN	AVP
47	MUHAMMAD BACHA	AMIR BACHA	GMPS KASSAI	GMPS KASSAI	AVP
48	SALAH UDDIN	ASAD ZAHID	GPS MANDAN PATRIAK	GPS MANDAN PATRIAK	AVP
49	IMRANULLAH	MUHAMMAD ICHAI KHAN	GPS BOTATA	GMPS BOTATA	AVP
50	ARSHAD AYDUB	SHER BACHA	GPS BARKAN	GPS BARKAN	AVP

**TERMS & CONDITIONS.**

- 01. They would be on probation for a period of one year extendable for another one year.
- 02. They will be governed by such rules and regulations as may be issued from time to time by the govt.

*[Handwritten signatures and dates]*  
 24/3/21

**ATTESTED**

Their Services can be terminated at any time in case their performances are found unsatisfactory, during probationary period in case of unscrupulous they shall be proceeded under the rules in force from time to time

- 04 Charge report should be submitted to be commented
- 05 The Inter-Security on account must be remain in fact
- 06 No TADA is allowed for joining their duties
- 07 The all g va an under taking to this effect to be recorded in their service Books

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(JAFFAR MANSOURI ABBASI)  
DISTRICT EDUCATION OFFICER  
(WALIDHRAJUR)

Order No. \_\_\_\_\_ of No. 107285 (WALIDHRAJUR) Primary (M) Dated Dn. the \_\_\_\_\_ 2021

Copy forwarded for information or as necessary, to the

- 01 PA to the Director (WALIDHRAJUR) Panchayat Panchayat
- 02 District Accounts Officer - Walidhraja
- 03 Sub. Divisional Education Officers Walidhraja
- 04 Budget and Accounts Officer Walidhraja
- 05 Officials Concerned
- 06 M File

DISTRICT EDUCATION OFFICER  
(WALIDHRAJUR)

24/3/21

ATTN

To

The District Education Officer (M),  
District Dir Upper.

Subject-

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED ORDER DATED 24-03-2021 WHERE BY JUNIORS TO APPELLANT HAVE BEEN PROMOTED TO THE POST OF SPST (BPS-14) WHILE THE APPELLANT WAS IGNORED AND AGAINST THE INACTION OF THE RESPONDED BY NOT COUNTING THE ADHOC SERVICE OF THE APPELLANT TOWARD LENGTH OF SERVICE FOR PROMOTION.

Sir,

Most respectfully, it is stated that:

I am an employee of your Department and was initially appointed as PST BPS-12 at GMPS Qool Chapper District Dir Upper vide order dated 12.03.2015 on the proper recommendation of departmental selection committee. That in response the appellant submitted his arrival report. That where after the appellant started performing his duty at the concerned station quite efficiently and up to the entire satisfaction of his superiors.

That later on through a new advertisement the appellant applied for the post of PST BPS-12 on adhoc basis for the second time through proper channel and was recommended by the departmental selection committee for approval against the said post. That in light of departmental selection committee recommendation the appellant was appointed as PST BPS-12 vide order dated 05-03-2016.

That it is pertinent to mention here that the appellant applied for the second time for the post of PST EPS-12 for the purpose of posting at his home union council/nearby station.

That in light of the ibid appointment order the appellant submit his charge vide dated 11.03.2016 report and accordingly relived from his prewise post vide dated 05-03-2016, started performing his duties quit efficiently and up to the entire satisfaction of his superior.

That vide notification dated 02-03-2018 services of the appellant were regularized in light of regularization Act 2017.

That accordingly the regularization entry was made in the service book of the appellant but unfortunately the prewise adhoc service of the appellant with effect from 12-03-2015 till 21-03-2018 has not been counted for the purpose of pay fixation and for the purpose of length of service count for promotion.

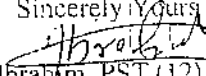
That according to the proposed list prepared by the District Educating Officer (male) Dir Upper for the purpose of promotion to the post of SPST BPS-14 the appellant was placed at Serial NO.14 of the bid list.

That unfortunately vide impugned Office order dated 24-03-2021 the appellant was ignored for promotion to the post of SPST BPS-14 without any reason and clear justification while juniors to appellant have been promoted to the post of SPST BPS-14.

That on acceptance of this departmental appeal the impugned order dated 24-03-2021 of the respondent may very kindly be rectified/modified to the extent of appellant by directing the respondent to consider the appellant to the post of SPST BPS-14 with all back benefits and the respondents may further please be directed to grant pay fixation and count the prewise adhoc service of the appellant for the purpose of length of service for promotion.

Dated.22.4.2021

Sincerely Yours

  
Ibrahim, PST (12).

GPS Samai, District Dir Upper.

VAKALATNAMABEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

APPEAL NO: \_\_\_\_\_ OF 2021

Ibrahim(APPELLANT)  
(PLAINTIFF)  
(PETITIONER)VERSUSEducation Deptt:-(RESPONDENT)  
(DEFENDANT)I/We Ibrahim

Do hereby appoint and constitute **NOOR MUHAMMAD KHATTAK Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. \_\_\_\_/\_\_\_\_/2021

ابراهيم

Ibrahim

CLIENTS

ACCEPTED

NOOR MUHAMMAD KHATTAK

Kamran Khan  
KAMRAN KHANUmer Farooq Mohmand  
UMER FAROOQ MOHMAND& Said KhanSAID KHAN  
ADVOCATES

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.**

**Service Appeal No. 7366/2021**

**IBRAHIM,PST (BPS-12) GPS Samai, District Dir Upper  
..... (APPELLANT)**

**Versus**

- 1. Secretary, Elementary and secondary Education Khyber Pakhtunkhwa Peshawar.**
- 2. Director, Elementary and secondary Education Khyber Pakhtunkhwa Peshawar.**
- 3. District Education Officer (M) DIR Upper  
.....(RESPONDENTS)**

**JOINT PARA WISE COMMENTS ON &for BEHALF OF RESPONDENT NO: 3 & Other**

**INDEX**

<b>S #</b>	<b>Description</b>	<b>Page Nos</b>	<b>Annexures</b>
1	Comments along with Affidavit		
2	Copies of the resignations /NOC, s of the Appellants		A
3	Copy of The Khyber Pakhtunkhwa Employee of E&SE Department (Appointment & Regularization of Services) Act 2017.		B



**District Education Officer (M)  
Dir Upper**

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.**

**Service Appeal No. 7366/2021**

**IBRAHIM,PST (BPS-12) GPS Samai, District Dir Upper  
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**Versus**

- 1. Secretary, Elementary and secondary Education Khyber Pakhtunkhwa  
Peshawar.**
- 2. Director, Elementary and secondary Education Khyber Pakhtunkhwa  
Peshawar.**
- 3. District Education Officer (M) DIR Upper  
..... (RESPONDENTS)**

**JOINT PARA WISE COMMENTS ON & FOR BEHALF OF RESPONDENT NO: 3 & Other**

**Respectfully Sheweth:**

Para wise comments on behalf of respondents are submitted as under:

**Preliminary Objections:**

1. That the Appellants have got no cause of action/locus standi to file the instant Service Appeal.
2. **That the alternate remedy was available for Appellants in shape of filing of departmental appeal before the appellate authority but Appellants badly failed to avail the already available remedy hence, the instant Service Appeal cannot file.**
3. That the instant Service Appeal is hit by the **Principal of Latches.**
4. That the Appellants have concealed the material facts from this Honorable Court.
5. That the instant Service Appeal is based on malafide intentions.
6. That the Appellants did not come to this Honorable Court with clean hands hence, not entitled for any relief.
7. That the instant Service Appeal is against the prevailing Law, Rules & Policy.

8. That the Appellants are estopped by their own conduct to file this Service Appeal.
9. That the Appellants have been treated as per Law Rules & set procedure.
10. That the present Service Appeal is bad for mis-joinder & non-joinder of the necessary parties.
11. That the instant Service Appeal is barred by Law.
12. That the appellant was appointed on adhoc/school basis for one year and after resignation he was appointed in the new advertised post of PST and later on was regularized under the section 3 of The Khyber Pakhtunkhwa Employee of E&SE Department (Appointment & Regularization of Services) Act 2017.

### **Facts:**

1. That the Para No. 1, of the Service Appeal pertains to the residential record of the appellant hence, need no comment.
2. That the Para No. 2, of the service appeal is correct up to the extent of the appointment of the appellant on adhoc /school basis for a specific period of one year which is much clear from the terms and conditions No. 3 of the appointment order dated 12-03-2015 i.e. "Appointment is purely on temporary basis initially for one year". Which is also further clarified in the terms and condition No.12. "That his appointment is made on school based. He will have to serve at the place of posting, and his service is not transferable to any other station.
3. That the Para No. 3, of the service appeal is also correct that the appellant was initially appointed as PST on adhoc /school basis for a period of one year, the appellant applied for transfer many times for any vacant seat of PST lying in the domain of his residential, but the official respondents rejects his application due to his appointment on adhoc/contract basis , meanwhile a new advertisement was issued in which the appellant along with others colleagues applied for the said posts of PST lying near to his residential( without getting N.O.C is he was serving on an adhoc/contract basis), after conducting the test the appellant was recommended and after tendering the resignation ,he was again re appointed on the post of PST on adhoc/school basis in the year 2017.



4. In reply to Para No. 4, of the Service Appeal it is submitted that the Appellants were appointed in their own opted schools on adhoc/contract /school base as their services were not transferable at that particular time. So, the Appellants after resigning from their previous posts applied against the new posts through fresh advertisement by accepting the terms and conditions of the advertisement *ibid*.
5. That Para No. 5, of the Service Appeal needs no comments.  
as composed as incorrect hence denied as the Appellants were not in continuous service due to resignations already annexed as annexure "A" in the above Para.
6. That Para No. 6, of the Service Appeal is correct up to the extent of regularization with section 3 of The Khyber Pakhtunkhwa Employee of E&SE Department (Appointment & Regularization of Services) Act 2017 and the regularization orders of the Appellants were issued in accordance with the provisions of the Act *ibid* and all the contract employees were regularized from the day of their initial appointment. It is pertinent to mention here that the Appellants were appointed as adhoc/contract/school base for a probation period of one year from which they had submitted their resignations from their previous appointment and applied against the fresh advertisement with their free consent. (Copy of The Khyber Pakhtunkhwa Employee of E&SE Department (Appointment & Regularization of Services) Act 2017 is annexed as "B")
7. That para-7 of the service appeal is also correct to the extent that the appellant was regularized w.e.f 21-03-2018, as the previous service of the appellant was on adhoc/contract basis just for one year from which he has submitted resignation. It is also pertinent to mention here that the appellant has not also applied through proper channel as no N.O.C was issue to him.
8. That Para No. 8, is incorrect hence denied, furthermore the appellant was regularized w.e.f 21-03-2018, so neither eligible, nor entitled for promotion to Senior Primary School Teacher.
9. That Para No. 9 of the service appeal is incorrect and further stated that the promotion order dated 24-03-2021 has been issued as per law

and rules while the appellant was junior so not considered for promotion.


10. That the Para No. 10, of the instant service appeal as composed is incorrect hence denied. The Appellants did not avail the alternate remedy which was available under the law in form of **departmental appeal**. Hence the instant service appeal is not maintainable and same is liable to be dismissed on this score alone. Furthermore, the appellant was bound to file the departmental appeal to next higher authority which is director E&SE Peshawar.
11. That the Para No, 11 is incorrect, hence denied and further stated that the appellants have another alternate's remedy in the shape of filing an appeal/representation for redressal of their grievances (if any).

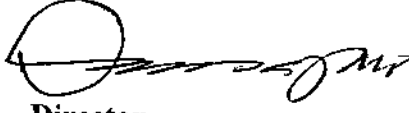
#### **GROUND:**

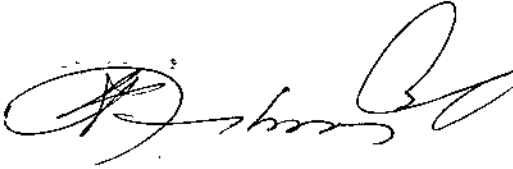
- a. That ground A, of the service appeal as composed is incorrect hence, denied as comprehensive reply has already been given in Para No.4 and 7 of the factual objections.
- b. That ground B, of the service appeal as composed is incorrect hence, denied as comprehensive reply has already been given in Para No.4 and 7 of the factual objections.
- c. That ground C, of the service appeal as composed is incorrect hence, denied. As there is no discrimination on the part of the answering respondents and the Appellants have been treated in accordance with law rules and policies. And detail reply has already been given in Para No.4 and 7 of the factual objections.
- d. That ground D, of the service appeal as composed is incorrect hence, denied.
- e. That the ground E, of the service appeal as composed is incorrect hence denied. The services of the Appellants were regularized in accordance with section 3 of The Khyber Pakhtunkhwa Employee of E&SE Department (Appointment & Regularization of Services) Act 2017 and the regularization orders of the Appellants were issue in accordance with the provisions of the Act *ibid* and all the contract employees were regularized from the day of their initial appointment. It is pertinent to mention here that the Appellants were appointed as adhoc/contract/school base for a probation period of one year from which they had submitted

- their resignations from their previous appointment and applied against the fresh advertisement with their free consent.
- f. That the ground F, of the service appeal as composed is incorrect hence denied. As Appellants have been treated in accordance with the law and they have not been deprived by the answering respondents. However, the answering respondents seeks leave of this Honorable Court to agitate additional grounds during the course of arguments.

It is, therefore, in the light of above stated facts and circumstances very humbly prayed that the service appeal in hand may please be dismissed with cost.

  
Secretary  
E&SED Khyber Pakhtunkhwa  
(Respondent No. 1)

  
Director,  
E&SE Khyber Pakhtunkhwa  
(Respondent No. 2)

  
District Education Officer (M)  
Dir Upper  
(Respondent No. 3)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.**

**Service Appeal No. 7366/2021**

**IBRAHIM, PST (BPS-12) GPS Samai, District Dir Upper  
..... (APPELLANT)**

**Versus**

**1. Secretary, Elementary and secondary Education Khyber  
Pakhtunkhwa Peshawar.**

**2. Director, Elementary and secondary Education Khyber Pakhtunkhwa  
Peshawar.**

**3. District Education Officer (M) DIR Upper**

**..... (RESPONDENTS)**

**Affidavit**

I, Syed Alamzeb Shah litigation officer of the office of DEO (M) Dir Upper do hereby solemnly affirm and state on oath that the whole contents of this reply are true and correct to the best of my knowledge and belief and nothing has been concealed from this August court.

**Identified by**

Addl; Advocate General  
Khyber Paktunkhwa.

**Deponent**

Syed Alamzeb Shah  
Dir Upper  
Litigation Officer DEO (M) Dir Upper

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.**

**Service Appeal No. 7366/2021**

**IBRAHIM, PST (BPS-12) GPS Samai, District Dir Upper  
..... (APPELLANT)**

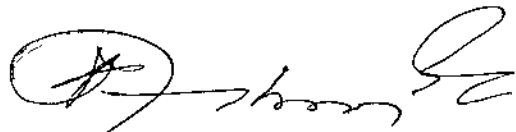
**Versus**

- 1. Secretary, Elementary and secondary Education Khyber Pakhtunkhwa Peshawar.**
- 2. Director, Elementary and secondary Education Khyber Pakhtunkhwa Peshawar.**
- 3. District Education Officer (M) DIR Upper  
..... (RESPONDENTS)**

**AUTHORITY LETTER**

Mr. Syed Alamzeb Shah Litigation Officer of the office of the undersigned is hereby authorized to submit the comments /reply in the service appeal No.7366/2021.

Title: Ibrahim v/s Govt: of KP and others on my behalf.



**District Education officer (M)**

**District Dir**

**Upper**



## OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DIR UPPER

PH NO: 0914-8814001 Email: deomdirupper@gmail.com

### APPOINTMENTS

Consequent upon the recommendation of the Departmental Selection Committee, appointment of the following candidates are hereby ordered against the post of Primary School Teachers (PST) Male School-based in BPS-12 (Rs.11140-800-35140) @ Rs.11140/- fixed plus usual allowances as admissible under the rules on adhoc basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and conditions given below with effect from the date of their taking over charge:-

S.#	NTS Roll No.	Name	Father Name	DOB	Place of Posting	CNIC	Merit	Ward/U.C	Remarks
1	7932000586	ADNAN ABBAS	SHAFI ULLAH	14-01-92	GPS KASS DIR NO 1	15701-3018852-7	117.63	DIR URBAN	AVP
2	7932000825	RAFI ULLAH	SAID MALEK	25-01-90	GPS ROKHAN BALA	15701-4797232-3	112.53	DIR URBAN	AVP
3	7931000635	ZAHID ULLAH	SHER ZADA	18-03-88	GPS KHAROW ROKHAN	15701-1161887-7	108.7	DIR URBAN	AVP
4	7917000215	HIHSAN UL HAQ	GUL AZEEM KHAN	08-08-83	GPS MIRASH PATI	15701-4561147-1	104.46	DIR URBAN	AVP
5	7935000114	SHER RAHMAN	HAKIM KHAN	15-06-95	GPS BEKARAY	15701-3919023-9	103.39	DIR URBAN	AVP
6	7932000547	JAWAD ALI	SAID BACHA	15-08-1996	KHARAW ROKHAN	15701-8622797-3	99.93	DIR URBAN	AVP

### TERMS & CONDATION.

1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary basis initially for one year.
4. They should not be handed over charge if they exceed 35 years or below 18 years of age.
5. Appointment is subject to the condition that their certificates/degrees must be verified from the concerned authorities if anyone found producing bogus Certificate will be reported to the law enforcing agencies for further action.
6. Their services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be paid until and unless a certificate from the concerned authority is issued that their certificates are verified.
8. They should join their post within 15 days of the issuance of this notification. In case of failure to join their post within 15 days of the issuance of this notification, his appointment will expire automatically and no subsequent appeal etc shall be entertained..
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. They will be governed by such rules and regulations as may be issued from time to time by the Govt.
11. Their services shall be terminated at any time, in case of their performance is found unsatisfactory during their contract period. In case of misconduct, they will be preceded under the rules framed from time to time.
12. Their appointments are made on School based, they will have to serve at the place of posting, and their service is not transferable to any other station.
13. Before handing over charge once again their document may be checked if they have no required qualifications, they may not be handed over charge.
14. No payment will be made so then before making verification from concerned institutions.
15. The errors and omissions etc if found at any stage shall be rectified. In case of termination of said candidate, he will have no right to claim the order already issued in any court.

*[Handwritten Signature]*  
C.W.

Inst: No. 3134-42 File No.03C/PST/ Apptt:2017 NTS /DEO(M)/ADO(P) Dated Dir (U) the 03/05/2017.

Copy forwarded for information and necessary action to the: -

1. Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Dir Upper
3. Dy: District Education Officer Male Dir Upper.
4. Sub: Divisional Education Officer (Male) Dir, Wari, Barawal and Kalkot.
5. Head Teachers concerned.
6. Sr. C.O EMIS Local Office.
7. Official Concerned.
8. M/FILE

*CLW*  
DISTRICT EDUCATION OFFICER  
(MALE) DIR UPPER  
*[Signature]*

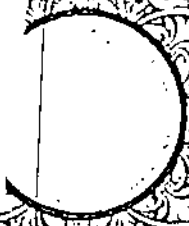
*o/c*



حکومت پاکستان  
کونسل برائے شہرستان  
15701-3919023-9



15/06/1995



۲۰ روپیہ

بیان حلفی

میں سہلی شیر الرحمن ولد حکیم خان سکندری بیگمار کے دیر بالا  
حلقاً اقرار کرتا ہوں۔ کہ میں نے سہلی عظمت اللہ خان ولد  
سعید اللہ خان کے حق میں GPS بیگمار سے دستبردار ہوا تھا۔  
اب اگر اُسکی تقرری GPS بیگمار میں ہوتی تو  
مجھے GPS بیگماری پر ایڈجسٹ کریں۔ کیونکہ میں نے صرف منگورہ  
کول کے لئے ایڈجسٹ کیا تھا۔

یہی میرا بیان ہے۔ جو درست ہے

*(Signature)*

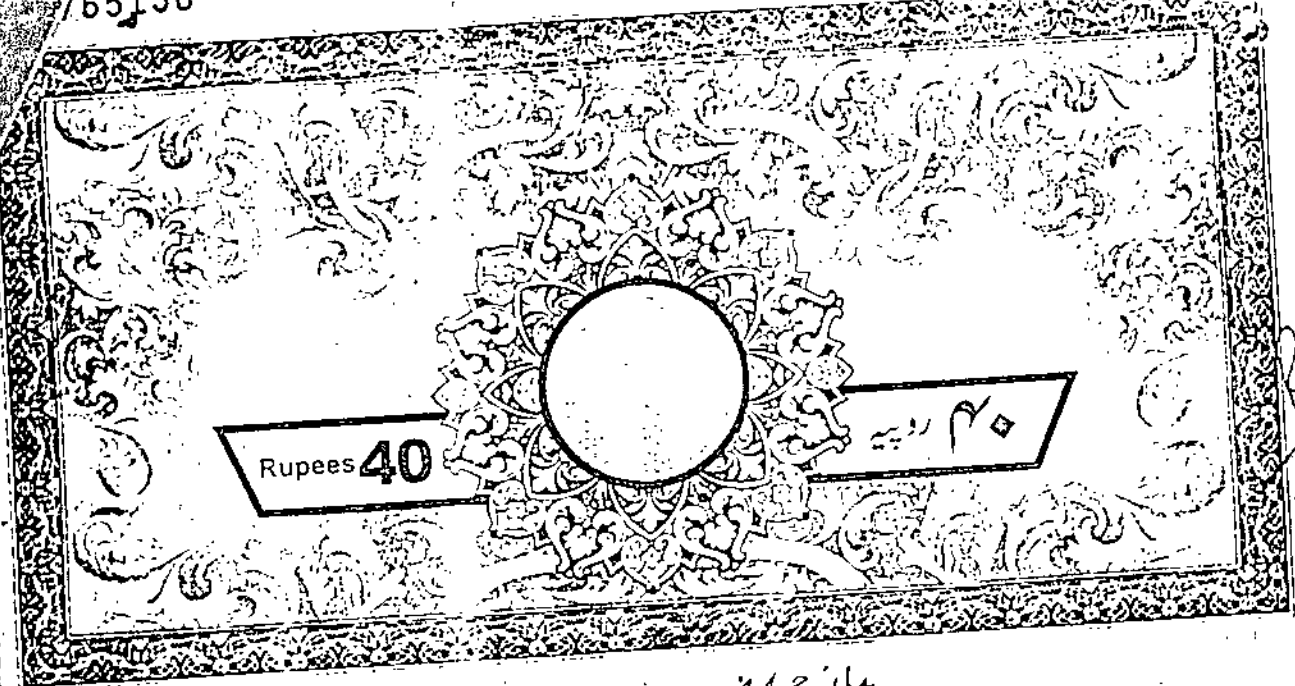
شیر الرحمن ولد حکیم خان  
سکندری بیگمار دیر بالا

15701-3919023-9

مور 2617-03-30

۱۵۷۰۱-۳۹۱۹۰۲۳-۹





Returned  
PST  
New  
Post.

بیاز حلف

کہ میں شہزادہ سلطان ولد علیہ السلام کے حاکم خانہ بہار  
 دہلی میں رہا ہوں اور اس وقت ان کے پاس  
 کہ ان کے حلف میں ۲۰۱۷ میں شہزادہ  
 پست ڈوسٹوں کے ساتھ صرف ۵ روپے کے  
 درخواستوں کے ساتھ۔ اگر آپ نے کوئی چھوٹا  
 کیوں کہ میں نے ان کے پاس ان کے  
 ہو سکتی ہے۔ تو ان کے حلف اپنے لفظوں سے  
 شہزادہ سلطان ہوں۔ نیز صرف ان کے حلف بیان  
 کے ساتھ ساتھ ہوں۔

20/03/07

نقطہ

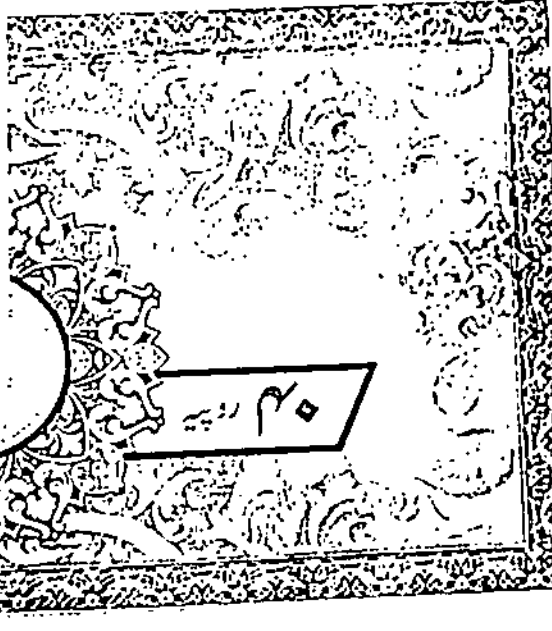
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شہزادہ سلطان

**Attested**  
 Oath Commissioner  
 District Courts Dir Upper

15701-3919023-9

پاکستان  
15701-39190219  
15-06/19

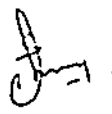


۲۵ روپیہ

Dr. urba

### اقرار نامہ / بیان حلفی:

میں نے مسما شتیق الرحمن ولد عباد الرحمن اقرار کر کے لکھ دیتا ہوں کہ میں  
مخالف کا PST پوسٹ پر تقرری: دوسری ہے لیکن میں اس وقت تک نہیں مل سکا  
جو جوہات کی بنا پر اسٹ مذکورہ سے دستبردار اختیار کرتا ہوں۔ کسی کی جگہ  
کسی دوسرا اہل شخص کو تعینات کرے تو مجھے کوئی اعتراض نہیں ہے۔ یہی میرا  
بیان ہے۔

  
التعبیر

شتیق الرحمن ولد عباد الرحمن سکندر ریٹائرمنٹ پور

شناختی کارڈ نمبر 9-121019-415701

**ATTESTED**

Akht. ur Mumtaz Advoca  
Notary Public  
Dist: Dir Courts Dir Upp

**AN  
ACT**

*to provide for the appointment and regularization of the services of certain employees appointed on adhoc or contract basis or appointed in certain projects in the Elementary and Secondary Education Department in the Province of the Khyber Pakhtunkhwa.*

**WHEREAS** it is expedient to provide for the appointment and regularization of the services of certain employees appointed on adhoc or contract basis or appointed in certain projects in the Elementary and Secondary Education Department in the Province of the Khyber Pakhtunkhwa, in the public interest;

It is hereby enacted as follows:

**1. Short title, application and commencement.**—(1) This Act may be called the Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education Department (Appointment and Regularization of Services) Act, 2017.

(2) It shall apply to all the employees in the Elementary and Secondary Education Department, as defined in clause (c) of sub-section (1) of section 2 of this Act.

(3) It shall come into force at once and it shall be deemed to have taken effect from the date of the initial appointment of the employees as referred to in clause (c) of sub-section (1) of section 2 of this Act.

**2. Definitions.**—(1) In this Act, unless the context otherwise requires,-

(a) "Commission" means the Khyber Pakhtunkhwa Public Service Commission;

(b) "contract appointment" means appointment of a duly qualified person for a specific period made otherwise than in accordance with the prescribed method of recruitment;

(c) "employees" mean duly qualified persons,-

(i) who are appointed as teachers on adhoc or contract basis by the Government after 2013 through National Testing Service but does not include the teachers engaged on work charge basis or who are paid out of contingencies;

(ii) who are appointed in the projects on contract basis in accordance with the project policy; and

(iii) who are appointed as Junior Clerk in the Elementary and Secondary Education Department by Government after 2013 through National Testing Service;

(d) "Government" means the Government of the Khyber Pakhtunkhwa;

- (e) "law or rule" means the law or rule for the time being in force governing the selection and appointment of civil servants;
- (f) "project" means,-
- (i) IT/Computer Teachers in Computer Labs Projects in Khyber Pakhtunkhwa (Phase-II);
  - (ii) establishment of five hundreds (500) IT Labs in Government High and Secondary Schools in Khyber Pakhtunkhwa; and
  - (iii) establishment of five hundreds (500) IT Labs in Government High Schools in Khyber Pakhtunkhwa (Phase-III); and
- (g) "teacher" means a teacher of primary, middle, secondary or higher secondary school.

(2) The expressions "ad hoc appointment" shall have the same meaning as respectively assigned to them in the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).

**3. Regularization of services of employees.**---(1) Notwithstanding anything contained in any other law or rules, the employees, who hold posts till the commencement of this Act, shall be deemed to have been validly appointed on regular basis from the day of the **initial appointment**; provided that-

- (i) they possess the same qualification and experience required for a regular post;
- (ii) they have not resigned from their services or terminated from services on account of misconduct, inefficiency or any other ground, before the commencement of this Act; and
- (iii) the service promotion quota of all service cadres shall not be affected.

(2) The services of the employees shall be deemed to have been regularized only on the publication of their names in the official Gazette.

**4. Determination of seniority.**---(1) The employees whose service are regularized under this Act or in the process of attaining service at the commencement of this Act, shall rank junior to all other employees belonging to the same Cadre, who are in service on regular basis on the commencement of this Act, and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the Commission made before the commencement of this Act, are to be appointed to the Cadre, irrespective of their actual date of appointment.

(2) The seniority inter-se of those employees, whose services are regularized under this Act within the Cadre, shall be determined on the basis of their continuous service in Cadre:

Provided that if the date of continuous service in the case of two or more employees is the same, the employee older in age shall rank senior to the younger one.

5. **Overriding effect.**--- Notwithstanding anything to the contrary contained in any other law or rules for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rules to the extent of inconsistency to this Act shall cease to have effect.

**BY ORDER OF MR. SPEAKER  
PROVINCIAL ASSEMBLY OF KHYBER  
PAKHTUNKHWA**

---

**(INAMULLAH KHAN)**  
Secretary  
Provincial Assembly of Khyber Pakhtunkhwa