

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)

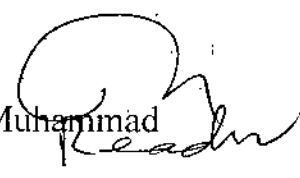
28/11/22

Deleted from list to come up for the same on 07-02-23.

07.02.2023

SCANNED
KPST
Peshawar

Clerk of counsel for the appellant present. Muhammad



Adeel But, Learned Additional Advocate General for the respondents present.

Former made a request for adjournment on the that learned counsel for the appellant is busy before Hon'ble Peshawar High Court, Bannu Bench. Adjourned. To come up for arguments on 16.05.2023 before D.B.



(Fareeha Paul)
Member (E)



(Rozina Rehman)
Member (J)

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.



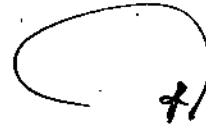
CHAIRMAN

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

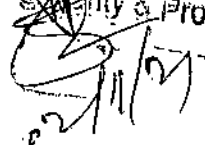
Proper DB not available the case is
adjourned to 19-10-2022


Reader

25.10.2021

Counsel for the appellant present. Preliminary arguments heard.

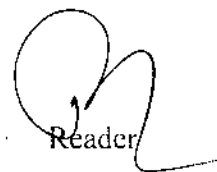
Learned counsel for the appellant contends that the promotion of the appellant was due on the basis of his eligibility and seniority but he has been deprived of the same when promotions were made vide order dated 24.03.2021. Let the appeal be heard on regular side, this appeal is admitted for full hearing. 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.

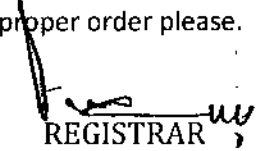


Reader

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7367 /2021

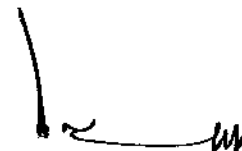
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/09/2021	<p>The appeal of Mr. Inayat Ur Rehman resubmitted today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <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 Ali Akbar son of Gul Sherin ,PST (BPS-12), GPS Gall Payeen, District Dir Upper received 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. 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.
2. Appeal has not been flagged with annexures marks.

No. 1641 /S.T.

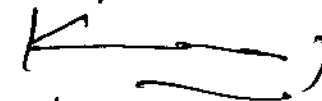
Dt. 23/08 /2020


REGISTRAR,
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Noor Muhammiad Khattak ADV. Pesh.

R/siv

Resubmitted after the Completion.


21/9/21

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

SERVICE APPEAL NO. 7364 /2021

ALI AKBAR

V/S

EDUCATION DEPTT:

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Dated: 20/08/2021

APPELLANT

Through:

NOOR MOHAMMAD KHATTAK
ADVOCATE

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

0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. _____/2021

Mr. Ali Akbar S/O Gul Sherin, PST BPS (12),
GPS Gall Payeen, District Dir Upper.

Khyber Pakhtunkhwa
Service Tribunal

Duty No. 7462

Date 20-8-2021

..... APPELLANT

VERSUS

- 1- The Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
- 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 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. 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 Pashta, 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.

20/8/2021

- 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 2017. Copy of the appointment order as PST dated 2017 is attached as annexureC.
- 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 report and accordingly relived from his prewise post, started performing his duties quit efficiently and up to the entire satisfaction of his superior.
- 6- That vide notification dated 2/-03-2018 services of the appellant were regularized in light of regularization Act 2017. Copy of the Notification dated 21/3/2018 attached as annexureD.
- 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 annexureE.
- 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.03 of the ibid list.. Copy of the list is attached as annexure..... F.
- 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.....G.
- 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.....H.

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 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-7 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 20/8/21

APPELLANT

Ali
Ali Akbar

THROUGH:

**NOOR MOHAMMAD KHATTAK
ADVOCATE**

Umar Farooq
UMAR FAROOQ MOHAMMAD

Kamran Khan
KAMRAN KHAN

Said Khan
& SAID KHAN

ADVOCATES HIGH COURT

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

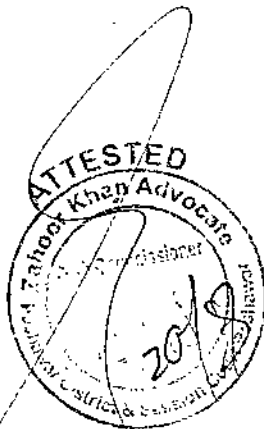
ALI AKBAR

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.



Ali
DEPONENT

CERTIFICATE:

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

Ali
CERTIFICATION

District Education Officer Male District Dir Upper

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Ph. No. 0244-501400-Fax-024400
E-mail denisdripper@gmail.com

27#3 No

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 base 1 in GPS-12 (Rs. 7000-500-22000) @ Rs. 7000/- fixed plus usual allowances as minima. He 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	Unit or Council	Remarks
01	Kaleem Ullah	Mohammad Rosh Khan	GPS Chowa	Kothay	A.V.P
02	Amanullah	Zar Flameed Khan	GPS Gamdia	Kothay	A.V.P
03	Inayatullah	Mir Afzal Khan	GPS Khatigon	Kothay	A.V.P
04	Bakhtawar Khan	Rasool Nabi	GPS Nurallah	Kothay	A.V.P
05	Alangir Khan	Lajbar Khan	GPS Dastawar	Dastawar	A.V.P
06	Khan Wasil	Bakht Muhammad	GPS Dastawar	Dastawar	A.V.P
07	Mahmood Asam	Rahmat Jan	GPS Lalanga	Dastawar	A.V.P
08	Jamshid Khan	Jan Rahman	GPS K.M Gojar	Dastawar	A.V.P
09	Mujahid Hussain	Shamsuddin	GPS K.M Gojar	Dastawar	A.V.P
10	Miftakhulla	Wali Ullah	GPS Charkoran (B)	Dastawar	A.V.P
11	Naseemullah	Saeedullah	GPS Charkoran (B)	Dastawar	A.V.P
12	Riaz Ahman	Shah Hasool Khan	GPS G. g. di	Sundil	A.V.P
13	Muhammed Nisar	Gul Muhammad	GPS Bhainga A	Nehar	A.V.P
14	Irfanullah	Dil Farosh	GPS Abid Khan	Bandi	A.V.P
15	Khan Wanda	Ghulam Qadar	GPS General Wari	Wari	A.V.P
16	Gul Islam	Khan Sar Khan	GMPS Ghulabok Banda	Wari	A.V.P
17	Majeed Ullah	Aminullah	GPS T. logram (B)	Wari	A.V.P
18	Akhtar Zeb	Muhammad Akhtar	GMPS Durral	Gari	A.V.P
19	Farhaid Khan	Biozfar Khan	GPS M. azad Wari	Wari	A.V.P
20	Sulman	Bacha Amin	GMPS Ishiq Abad	Akhrum	A.V.P
21	Muhammad Bacha	Amir Ezzam	GPS S. ad	Akhrum	A.V.P

ATTACHED

Appoinment Order PST (M)

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22	Fazal Wahab	Abdur Rashid	GPS Bajan	Akhgram	A.V.P
23	Hassan Ali	Muhammad Rafiq	GPS Karlabanj	Akhgram	A.V.P
24	Shah Rahim	Habibullah	GPS Barokai	Akhgram	A.V.P
25	Irfanullah	Muhammad Iqbal Khan	GMPS Botata	Akhgram	A.V.P
26	Mushtaq Ahmad	Amir Zaman Khan	GMPS Gal Bala	Pashia	A.V.P
27	Ali Akbar	Gul Sherin	GMPS Gal (P)	Pashia	A.V.P
28	Usman Ali	Muhammad Anwar	GMPS Srafo	Pashia	A.V.P
29	Saeedullah	Muhammad Sharif	GPS Kass Asharai	Chapper	A.V.P
30	Majeedullah	Muhammad Afzal	GPS Echari Umrali	Chapper	A.V.P
31	Ibrahim	Gul Zamin	GMPS Qool Chapper	Chapper	A.V.P
32	Rafiqullah	Hokmat Khan	GPS Rokhan Bala	Dir Urban	A.V.P
33	Amir Zaman Khan	Akbar Khan	GPS Katabasto	Dir Urban	A.V.P
34	Islam Uddin	Noor Muhammad	GPS Rokhan 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 Rokhan	Dir Urban	A.V.P
37	Muhammad Ilyas	Khanuk Muhammad	GPS Nargah	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 Uza	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	GMPS Bundash	Swan	A.V.P
44	Taj Muhammad	Gul Zaman Khan	GPS Vigal	Swan	A.V.P
45	Syed Nasar Jan	Syed Main Gran	GPS Sundarawal	Barawal	A.V.P
45	Maseeh Ullah	Mohy 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 Lot Baba	Bibya war	A.V.P
49	Adil Zada	Rahim Gul	GPS Bibya war	Bibya war	A.V.P
50	Muhammad Sadiq	Muhammad Shafiq	GPS Taloo	Bibya war	A.V.P
51	Shafiq ur Rahman	Bakht Karim Jan	GPS Karkay	Chukyatir	A.V.P
52	Tariqullah	Ubaidullah	GPS Sokai	Dariland	A.V.P
53	Muhammad Said	Mir Aslam	GPS Darora	Darora	A.V.P

APPROVED

Appointment Order PST (M)

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54	Waris Khan	Shah Usman Khan	GPS Kot Kass	Darara	A.V.P
55	Fazal Ha'lem	Fazli Rabbi	GMPS Baur	Palam	A.V.P
56	Inayatullah Rahman	Muhammad Alam Khan	GPS Palam	Palam	A.V.P
57	Aziz Khan	Itbar Khan	GPS Palam	Palam	A.V.P
58	Ijaz Ali	Sar Taj	GPS Samkoot	Palam	A.V.P
59	Aqal Zarin	Akbar Zarin	GPS Markand	Palam	A.V.P
60	Arshad Ayub	Sher Bacha	GPS Washimamal	Palam	A.V.P
61	Inam Uffah	Lal Bacha	GMPS Mani Sar	Palam	A.V.P
62	Syed Tasbeeh Ullah	Syed Inayatullah	GPS Paeha Kalay	Ganori	A.V.P
63	Muhammad Ali	Muhammad Akbar Khan	GPS Hattay Bala	Ganori	A.V.P
64	Safdar Khan	Gul Khan	GPS Jamrat	Kalkot	A.V.P
65	Shah Faisal	Hazrat Faqir	GPS Malo Kumrat	Kalkot	A.V.P
66	Mukhtiar Zaman	Gul Roy	GMPS Jangari	Gwaldai	A.V.P
67	Mohammad Rasool	Amir Muhammad	GPS Tinja	Gwaldai	A.V.P
68	Farid Ullah	Bakht Mumir	GPS Currai Bala Dir	Gwaldai	A.V.P
69	Muhammad Zahid	Mutabar Khan	GMPS Dogal	Patrak	A.V.P
70	Atee ur Rahman	Rasool Ghulam	GPS Dambarkoon	Patrak	A.V.P
71	Usman Khalid	Taj Muhammad	GPS Ela San	Patrak	A.V.P
72	Badshah Islam	Asfandyar Khan	GPS Shonga	Patrak	A.V.P
73	Ijzul Haq	Said Rahman	GPS Klot	Doag Dara	A.V.P
74	Nasar Khan	Khaista Rahman	GPS Salam Bakai	Doag Dara	A.V.P
75	Sahib Zada	Khaista Rahman	GPS Kohistano Banda	Doag Dara	A.V.P
76	Azim Khan	Mian Abdur Khan	GPS Belo Ganshall	Sheringal	A.V.P
77	Zia uddin	Niamat Ullah	GMPS Bandi Khawar	Sheringal	A.V.P
78	Imran Ullah	Khaista Muhammad	GMPS Raza Banda	Chukyatin	A.V.P

TERMS & CONDATION

1. NO TA/DA 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. 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.

Appointment Order PST (M)

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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/APPD/DEC(M)/ADO(P) Dated Dir (U) the 17/03/2015

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

RECEIVED

ANNEXURE B (9)

جان محمد

سید سہیل علی اکبر ولد گل شہین نے آج پورہ ڈاک 12-3-05
لکھنؤ ڈویژن نمٹا لیا آرڈر نمبر 3-03-05/ File No 75-968
PST / APPT/ DEO/ DEO (M) ADOCA Dated Dir. the 12-3-05
کمیٹی PST. دیو. ڈاک. ایس. ایس. ڈاک. 0
ڈاک. میں ایس. ایس. ڈاک. جان محمد

جان محمد

جان محمد

جان محمد

جان محمد

Post Master
CGPS, Gall (P)
12-3-05

ATTACHED

پست پرائمری اسکول تدریس



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DIR UPPER

PH NO.0944-881400 Email: deomdirupper@gmail.com.

APPOINTMENTS

2nd appointment order 2017

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 GPS @ (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:-

Sr	PHS Roll No.	Name	Father Name	DOB	Place of Posting	CNIC	Merit	Ward/U.C	Remarks
1	902000037	ALI AKBAR	GUL SHERIN	07-04-89	GPS PASHTA	15702-2654988-7	110.86	PASHTA	AVP
2	902000040	MUSHTAQ AHMAD	AMIR ZAMAN KHAN	30-05-91	GPS KHARPOSAI	15702-7197283-3	114.29	PASHTA	AVP
3	782000012	USMAN KHAN	MUHAMMAD ANWAR	01-03-92	GPS TENGRAI	15702-4805047-9	108.02	PASHTA	AVP
4	157000001	ZUBAIR	MUHAMMAD RAVIQ	05-02-94	GPS HERAURI	16102-3982223-1	107.20	PASHTA	AVP
5	157000039	SABEH ULLAH	SALIM MUHAMMAD	12-01-84	GPS KAR (Karo)	15702-0263828-1	99.98	PASHTA	AVP
6	782000076	AMIR SHAH KHAN	GUL BASHIR	05-01-80	GPS BALKORE KARO DARA	15702-3673444-9	24.32	PASHTA	AVP
7	782000067	REHMAN ULLAH	AKRAM KHAN	07-01-92	GPS HUSSAINI BACHI	15702-3703335-9	93.44	PASHTA	AVP
8	782000070	ANWAR KHAN	ABDUL GHANI	02-04-81	GPS SAIF KALI	15702-1802908-3	30.30	PASHTA	AVP
9	782000068	UMAR USMAN KHAN	YOUSAF KHAN	26-02-95	GPS MITROIRA	15702-7505619-7	79.55	PASHTA	AVP
10	782000074	FARHAN ULLAH KHAN	TABIR BUDSWALI	05-02-85	GPS KASS KARO	15702-7033124-7	77.38	PASHTA	AVP
11	782000072	MUSHAH MAH	HASILAM KHAN	01-05-93	GPS CAR PASHTA	15702-5494047-7	74.53	PASHTA	AVP

TERMS & CONDITION

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.

ATTESTED



**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/SIT/10 Contract Dated: 16/02/2018. Services of the following (427) Primary School Teachers of Sub-Division Wari, Du 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 1st 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	3560360	Sadiqullah Anwar	V: Chapper	Chapper	130.8	GPS Chapper	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
2	3560202	Saleem	V: Chapper	Chapper	125.6	GPS Kass Chapper	3273-79	03/05/2014	04/05/2014	1868-74-30-04-2015
3	3560362	Agghar Ali Ziaur	V: Nasir Abad	Chapper	116.62	GPS Gul Shah Dherai	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
4	3560913	Rahman	V: Nasir Abad	Chapper	113.24	GPS Dherai Chapper	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
5	3560512	Abdur Rahman	V: Molva Kass	Dislower Chapper	112.95	GPS Osoral	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
6	3560023	Kahmullah	V: Dabo	Chapper	112.68	GPS Nasir Abad	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
7	3560702	Nadimullah	V: Charkoon BK	Dislower	112.65	GPS	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
8	3560203	Judayatullah	V: Kakad	Wari	111.62	GPS Langat	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
9	3560847	Syad Ali Sahn	V: Wari	Dislower	111	GPS Dherai K Khell	270-75	03/05/2014	04/05/2014	1868-74-30-04-2015
10	356068	Rahman	V: Nasir Abad	Chapper	108.35	GPS Jalar No 01	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
11	356731	Muhammad Rizwan	Vill, Islamiabad Akhgram	Akhgram	104	GPS Akhgram Balu	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
12	3560729	Wasimullah	V: Jekar	Chapper	103.78	GPS Shakkani No 02	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
13	3560732	Sirajud Din	V: Jekar	Chapper	103.19	GPS Samar	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
14	3560309	Sirajud Din	V: Nasir Abad	Dislower	103	GPS Dislower	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
15	356067	Khushyar Ali	V: Nasir abad	Chapper	102.41	GPS Shakkani No 02	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
16	3560143	Imanabadi	V: Shakkani	Chapper	99.9	GPS Umarkot	8572-79	03/05/2014	04/05/2014	1868-74-30-04-2015
17	791700292	Gardubal	V: Jughabani	Dislower	91.92	GPS Dherai K Khell	270-75	03/05/2014	04/05/2014	1868-74-30-04-2015
18	791700486	Amir Sadi	V: Jekar	Dislower	88.89	GPS Jekar	270-75	03/05/2014	04/05/2014	1868-74-30-04-2015
19	7917003466	Zawien	V: Jughabani	Dislower	84.68	GPS Dherai K Khell	3208-56	03/05/2014	04/05/2014	1578-82-03-05-2016
20	791700596	Antanullah Munawwar	V: Kass Banda	Kotkai	133.45	GPS Gumbat	968-75	12/03/2015	13/03/2015	1578-82-03-05-2016
21	451700609	Nisar	V: Karbadal	Netag	124.22	GPS Shalgio	968-75	12/03/2015	13/03/2015	1578-82-03-05-2016
22	791700830	Alamgir Khan	V: Dislower	Dislower	117	GPS Dislower	968-75	12/03/2015	13/03/2015	1578-82-03-05-2016
23	791700597	Mujahid Hassan	V: Kot Malangolar	Dislower	110	GPS Kot	968-75	12/03/2015	13/03/2015	1578-82-03-05-2016
24	891700855	Ali Akbar	Vill, Pashia	Akhgram	109.76	GPS Pshia	968-75	12/03/2015	13/03/2015	1578-82-03-05-2016

ADO (P) Establishment

Ali Rahman
 SS (Eng) GHSS Wari
 District Dir Upper

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Terms & 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


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Endstt: No. 156467 No 158/DEO (M)/ADO (P) ESTB:

Dated 2/13 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


Ali Rahiman
SS (Eng) GHSS Wari
District Dir Upper

ADO (P) Establishment

(For use in Police Department only)

Heirs:-

ANNEXURE " E

14

1.

2.

3.

Verification Roll No. dated received back.

5-PTC Examination passed from AICU Islam Abad in Session
Aut 2009 under Roll no - AC-6114922, obtained 540 marks out
of 900, Result declared Thumb-impresion on 17- September 2010

01- Passed MC Examination from 3E PSE Examination passed from

Qualifications	Date	Qualifications	Date
<u>BISE Malakand in Session</u>	<u>Supply. Exam 2009 obtained 626</u>	<u>U/o Malakand in Session</u>	<u>First Arts</u>
<u>English</u>	<u>marks out of 1050 under Roll</u>	<u>Annual Exam 2010 under Roll</u>	<u>B.L. or B.A.</u>
<u>Pushto</u>	<u>no-16022</u>	<u>no-48314, obtained 319 marks out</u>	<u>Pledership examination</u>
<u>Urdu</u>		<u>of 550, Result declared on 31-Aug-2010</u>	<u>Training School Final Examination</u>

02- Inter Examination passed from

Qualifications	Date	Other Qualifications:-
<u>BISE Malakand in Session</u>	<u>Drill Instructing</u>	<u>MC PSE Examination passed from</u>
<u>Finger Print</u>	<u>Annual Exam 2009, Under</u>	<u>Hazara University in Session</u>
<u>Drill Instructing</u>	<u>Roll no-14022, obtained 673 marks</u>	<u>2013, obtained 1266 marks out of</u>
<u>Court Duties</u>	<u>out of 1000.</u>	<u>1900, Result declared on 10-April</u>
<u>Reserve Duties</u>	<u>2013.</u>	

(B. - Line to be drawn under the qualification possessed.

Scanned with CamScanner

ATTESTED

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Note: The entries in this page should be renewed or re-attested at least every five years and the Signature to lines 9 and 10 should be dated.

1. Name: ALI AKBAR.

2. Race Muslim Pakistani

3. Residence Village Pashta Po Akhgram Tehsil Wari
Distt. Dir Upper.


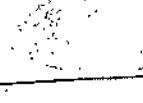

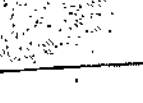
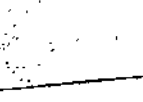
4. Father's name and residence CUL SHERIN.

5. Date of birth by Christian era as nearly as can be ascertained (07-04-1989)
7th April 1989. Eighty nine

6. Exact height by measurement 6-feet.

7. Personal marks for identification

8. Left hand thumb and Finger Impression of (Non-Gazetted) Officer.

Little Finger		Ring Finger	
Middle Finger		Fore Finger	
Thumb			

9. Signature of Government Servant Ali

10. Signature and Designation of the Head of the Office, or other attesting Officer. SDRO (M) Wari Distt. Dir (U)

ATTESTED

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1	2	3	4	5	6	7	8
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	Signature of Government
Pst. GPS Gial (P)	temp.	BPS-110-	15-7000/-	500-2000		13-03-2015	Sec
	temp.	BPs. 110-17 @ 14,	Rs. 7000/- Pm	(9055-650-88533)		01-07-2015	
			9055/- Pm			01-12-2015	
			9055/- Pm			01-12-2015	
		B-12 @ Ps. (1140-800-35140)				01-07-2016	
			1140/- Pm	Full		01-12-2016	
			1140/-	v v		01-12-2016	
		B-14 @ Ps. (13320-960-12120)				01-07-2017	
			13320/-	v v		01-12-2017	
			13320/-	v v		01-12-2017	
<p>Revised Fixation due to the Teacher is hereby re-estimated on the basis of taking over from 13-3-2015</p> <p>pay on 13-03-2015 in B-12 Ps. 7000/-</p> <p>v v 01-07-2015 v v v Ps. 9055/- <i>pay rev</i></p> <p>v v 01-12-2015 v v v Ps. 9705/- <i>pay rev</i></p> <p>v v 01-07-2016 v v v Ps. 11940/- <i>pay rev</i></p> <p>v v 01-12-2016 v v v Ps. 12740/- <i>pay rev</i></p> <p>v v 01-07-2017 v v v Ps. 15240/- <i>pay rev</i></p> <p>v v 01-12-2017 v v v Ps. 16200/- <i>pay rev</i></p> <p>v v 01-12-2018 v v v Ps. 17160/- <i>pay rev</i></p>							
<p>DEG SCALE VASIM</p>							

ATTESTED



10	11	12	13		14	15	
Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal etc.)	Signature of the head of the office or other attesting Officer	Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
			Period		Government to which debitable		
30/08/11	Pay	<i>[Signature]</i>	SDEO (M)	Appointed as PST post on adhoc basis		<i>[Signature]</i>	
30/08/11	Pay	<i>[Signature]</i>	WARMA	in BPS-10-12 @ Rs. 7000-500-22000		<i>[Signature]</i>	
30/08/11	Fiscal pay	<i>[Signature]</i>		Plus usual allowances as admissible under the rules vide DIST. Education Office (M) EISE, Dir upper office		<i>[Signature]</i>	
ADHOC APPT <u>for 01 year</u>				order No-968-75 / File No-03-C / PST / APPT / DEO (M) / ADP (P)		<i>[Signature]</i>	Dated Dir upper the 10/03/2015.
<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	T.No. 737 Date 9-9-15 Paid Rs. 111631/- as arrear of pay Allowance from 13/01/15 and pay @ Rs 905/- active pay 1-9-15		<i>[Signature]</i> SDEO (M) Wari Distt: Dir (U)	21/9/15
				pay released from the date of taking over charge vide SDEO (M) Wari The 24/08/15 dated 10-9-2015 at S.No 27		<i>[Signature]</i>	
EISE App of service of 20183	Date of regularization 13-03-2015	<i>[Signature]</i>	WARMA	Service Regularized from the date of regularization vide D.O. dated 21/09/2018 at S.No. 24		<i>[Signature]</i> SDEO (M) Wari	
				Service Regularized		<i>[Signature]</i>	
				M.O. 04-05-2015 No 31-12-2015		<i>[Signature]</i>	
				From Acq: RO Office Record.		<i>[Signature]</i>	

[Handwritten signature]
ATTACHED

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1	2	3	4	5	6	7	8
Name of Post	Whether substantive or officiating and whether Permanent or temporary	If Official long vide (i) Substantive appointment, or (ii) Whether service counts for pension under Art. 37(1) C.S.R.	Pay in substantive Post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of Appointment	Signature of Government
1st post of Lt. S. S. Gill (P)	thp.	thp. No.	17160/- pu		-	01/12/2018	
Do	Do	Do - R	18120/- pm			01/12/2018	

ATTESTED

10	11	12	13		14	15
			Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitabale to another Government		
Date of termination of appointment	Reason of termination (such as promotion, transit, dismissal etc.)	Signature of the head of the office or other attesting Officer	Period	Government to which debitabale	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government servant
30/11/2015	1/1/2016	SDEO	Appointment order of P&T teachers vide DEOCM Div (U) Sdct. No:- 968-75 dated 12-03-2015, is hereby extend on adhoc basis for the period of one year w.e.b. 13-03-2016 to 12-3-2017			
9055-650-2855	9055/-	General Officer	in BPS, No. 12 @ Rs. 9055/- per month plus usual allowances vide DEOCM Div (U) Sdct. No. 1578-82 dated 3/5/2016 at order Serial No. 19			
1140-800-3540	11940/-	Accounts Officer				
13320-960-42120	15240/-	Accounts Officer				
			End date 12/3/17			
			T.No. 910 Date 9/5/2016. Paid Rs. 3377/- as arrear of pay & Allowance from 13-3/16-30-4-16. and pay @ Rs. 2055/- active from 1-5-2016			
			Service Verified From 21-01-2017 to 31-12-2017 From Acq. Roll & Office Record.			
			455 6/12/18			
			48001 1-12-18			

VERIFIED

10 Date of termination of appointment	11 Reason of termination (such as promotion, translet, dismission etc.)	12 Signature of the head of the office or other attesting Officer	13 Leave		14 Signature of the head of the office or other attesting officer	15 Reference to any recorded punishment or censure, or reward or praise of the Government Servant
			Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debtable to another Government		
			Period	Government to which debtable	Service Verified W.O. 01-01-2018 to 31-12-2018 From the Record. [Signature]	
					H. Phil allowance allowed by the Secretary & S.E. 12/12 Postwar @ Rs. 2500/- per mth. Notification no. 50 (BAA) ENSD-1-16/2019 / H. Phil. Allowance paid 17/09/2019. [Signature]	
					16 01-10-18 Paid pay 6.10.18 Amount Rs. 1167 - W.E.F 17-9-18 to 20-9-18 on av of 2500/pm [Signature]	
					Service Verified 01-01-2018 31-12-2018 [Signature]	

ATTACHED



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

PTE NO.09-14-881-1001 Email: deodirupper@gmail.com

ANNEXURE.. F"

21

SNO	Name of Teacher	Father Name	Present School Name	Place of Posting	Remarks
1	Hassan Ali	Muhammad Bahim	GPS Shinkari	GPS Simbar	
2	Usman Ullah	Khwaz Khan	GPS Samal	GPS Samal	
3	Ali Akbar	Gul Sheen	GPS Gali Payeen	GPS Gali Payeen	
4	Irhan Ullah	Muhammad Iqbal	GMPS Hussata	GMPS Bhattala	
5	Shah Baham	Habib Ullah	GPS Darnkay	GPS Darnkay	
6	M Dardshah	Amir Dardshah	GMPS Kassy	GMPS Kassy	
7	Sulman	Bacha Anam	GMPS Ishaq Akad	GMPS Ishaq Akad	
8	Kasim Ullah	Amir Ullah	GPS Wari-2	GPS Wari-2	
9	Fazal Wahab	Abdu Bashid	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	Mujahid Hussain	Sharna Din	GPS Kotmala Gajar	GPS Kotmala Gajar	
13	Jamshid Khan	Zam Rehman	GPS Rangou	GPS Rangou	
14	Ibrahim	Gul Zaman	GPS Sumar	GPS Sumar	
15	Gul Islam	Khan Bar	GPS Malook Banda	GPS Malook Banda	
16	Muhammad Nisar	Gul Muhammad	GPS Sahalga	GPS Sahalga	
17	Inayat Ur Rehman	Amir Algal Khan	GPS S.S Khil	GPS S.S Khil	
18	Khan Wahid	Ghulam Qadar	GPS Dastar-2	GPS Dastar-2	
19	Sheer Rehman	Hakim Khan	GPS Bekaray	GPS Bekaray	
20	Majeed Ullah	Ajaz Khan	GPS Rokhan Payeen	GPS Rokhan Payeen	
21	Babulrah	Hukmat Khan	GPS Rokhan Payeen	GPS Rokhan Payeen	
22	Imranulhaq	Muhammad Ghalib	GPS Sia Nagha	GPS Sia Nagha	
23	M Iqbal	Bacha Zarin	GPS Malna Lawari	GPS Malna Lawari	
24	Muhammad Iqbal	Khanook Muhammad	GPS Bin Beraray	GPS Bin Beraray	
25	Raj Muhammad	Gul Zaman Khan	GPS Sharmal	GPS Sharmal	
26	Khan Bahadar	Abdul Hamid Khan	GPS Attrangou	GPS Attrangou	
27	Islamudin	Hoor Muhammad	GPS Rokhan Bala	GPS Rokhan Bala	
28	Amir Zaman	Akbar Khan	GPS Kalybastoo	GPS Kalybastoo	
29	Gulzada	Ibrahim Khan	GPS Belanzal	GPS Belanzal	
30	Nadar Khan	Amir Zaman Khan	GPS Naway Kally	GPS Naway Kally	
31	Imranullah	Khista Muhammad	GPS Chuklatan	GPS Chuklatan	
32	Shafiqurrahman	Bakhat Karim Jan	GPS Kothay		
33	Syed Fakhruddin	Said Inayat Ullah	GPS Surbat	GPS Surbat	
34	Muhammad Ali	Muhammad Akbar Khan	GPS Baltan	GPS Baltan	
35	Razi Ullah	Bakhat Hoor Khan	GPS Kassi Shingara	GPS Kassi Shingara	

ATTESTED

36.	Peri B Nasir Jau	Saad Ahmad Khan	GPS Sandrawal	GPS Sandrawal
37.	Masoodullah	Mulvi Fazal Mulla	GPS Barkot	GPS Barkot
38.	Tariq Ullah	Ullah Ullah	GPS Dehri Mandi	GPS Dehri Mandi
39.	Imdadullah	Shireen Hussain	GPS Dehri Mandi	GPS Dehri Mandi
40.	Aziz Khan	Mian Abdul Khan	GPS Ganshal Bala	GPS Ganshal Bala
41.	Fazal Ullah	Hakhat Amir	GPS Guanj	GPS Guanj
42.	Yasar Ali	Amir Nawaz	GPS Achar Payeen	GPS Achar Payeen
43.	Amir Rehman	Rasool Ghulam	GPS Patrak	GPS Patrak
44.	Safdar Khan	Gul Khan	GPS Jandoo	GPS Jandoo
45.	Shah Lalail	Hazrat Faraj	GPS Kumral	GPS Kumral
46.	Salahudin	Aqal Zarin	GPS Maidan Patrak	GPS Maidan Patrak
47.	Badshah Islam	Asfandyar Khan	GPS Shonga	GPS Shonga
48.	Adil Zada	Rahim Gul	GPS Biblawar	GPS Biblawar
49.	Fazal Hakim	Fazal Rabi	GPS Band	GPS Band
50.	Aqal Zareen	Akbar Zareen	GPS Barkand	GPS Barkand
51.	Muhammad Said	Mir Aslam	GPS Chumra B	GPS Chumra B
52.	Ijaz Ali	Sartaj	GPS Sankot	GPS Sankot
53.	Muhamad Sadiq	Muhammad Sharif	GPS Taloo	GPS Taloo
54.	Arshad Ayoub	Shor Baena	GPS Barkand	GPS Barkand
55.	Waris Khan	Shah Usman Khan	GPS Kool Kass	GPS Kool Kass
56.	Misbahuddin	Khurshid Ali	GPS Lof Baba	GPS Lof Baba

ATTACHED

ANNEXURE G Promotion order

23

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	Place of posting	Remarks
1	HAFIZULLAH	HAQIYAT ROZ KHAN	GPS KASS SHINGARA	GPS KASS SHINGARA	AVP
2	FAZAL HAILLAM	FAZAL HAILL	GMPS BANO	GPS BANO	AVP
3	MAHEBULLAH	AMINULLAH	GPS No.2 WARI	GPS No 2 WARI	AVP
4	SYED NASAR JAN	SAEED KHAN GHANI	GPS SUNDRAWALI	GPS SUNDRAWALI	AVP
5	ADAL ZAHIN	AKBAR ZAHIN MUHAMMAD AKBAR KHAN	GPS BARKAND	GPS BARKAND	AVP
6	MUHAMMAD ALI	GUL MUHAMMAD	GPS HATTAN	GPS HATTAN	AVP
7	MUHAMMAD HUSAIN	GUL MUHAMMAD	GPS SHALGAN (A)	GPS SHALGAN (A)	AVP
8	ADIL ZADA	RAHIM GUL	GPS BIRYAWAR	GPS BIRYAWAR	AVP
9	HADSHAH ISLAM	ABFANDIYAR KHAN	GPS SHONGA	GPS SHONGA	AVP
10	NADAR KHAN	MIR ZAMAN KHAN	GPS NAVI GALEY	GPS NAVI GALEY	AVP
11	FAZAL WAHAB	ABDUL HASID	GPS BATAH	GPS BATAH	AVP
12	SHAH FAISAL	HAZRAT LAQIR	GPS NO.3 THALI	GPS NO.3 THALI	AVP
13	SULIMAN	BACHA BAKH	GMPS ISHAC ABAD	GMPS ISHAC ABAD	AVP
14	TAJ MUHAMMAD	GUL ZAMRAT KHAN	GPS SHARMAI	GPS SHARMAI	AVP
15	MAHEBULLAH	ADIL KHAN	GPS KORNAN (P)	GPS KORNAN (P)	AVP
16	AMIR ZAMAN KHAN	AKBAR KHAN	GPS KOTI BASIO	GPS KOTI BASIO	AVP
17	RIAZ AHMAD	SHAH HASDOL	GPS KOTI BASIO	GPS KOTI BASIO	AVP
18	SHAH RAHIM	HABIBULLAH	GPS DARDOKAI	GPS DARDOKAI	AVP
19	SHAH KHUR RAHMAT	HAQIYAT KAMRAN JAN	GPS KOTKEY	GPS KOTKEY	AVP
20	HASSAN ALI	MUHAMMAD HASSAN	GPS SHIRKARAI	GPS SHIRKARAI	AVP
21	HASAN ULLAH	SHAHIR HUSSAIN	GPS DELAKAI	GPS DELAKAI	AVP
22	MUHAMMAD IKRAM	BAQIYA ZAHIN	GPS NO 02 MIANZA	GPS MIANZA	AVP

[Handwritten signature]

[Handwritten signature] 24/3/21

ATTESTED

The District Education Officer,
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**

Sir,

Most respectfully, it is stated that:

I am an employee of your Department and was initially appointed as PST BPS-12 at GMPS Gal Payan 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 2017.

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.

That in light of the ibid appointment order the appellant submit his charge report and accordingly relived from his prewise post. 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 previous 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.03 of the ibid 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 for promotion to the post of SPST BPS-14 with all back benefits.

Dated: 22.4.2021

Sincerely Yours

Ali Akbar.PST (12).

GPS Gall Payeen, District Dir Upper.

27

VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO: _____ OF 2021

Ali Akbar

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Deptt.

(RESPONDENT)
(DEFENDANT)

I/We Ali Akbar

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. 20 / 8 / 2021

Ali *de*

CLIENTS

ACCEPTED

NOOR MUHAMMAD KHATTAK

Kamran Khan
KAMRAN KHAN

Umer Farooq Mohmand
UMER FAROOQ MOHMAND

&

Said Khan
SAID KHAN
ADVOCATES

70

Al. Arbo

Erasmus

Al. Arbo

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No. 7364/2021

**Ali Akbar, PST (BPS-12) GPS Gall Payeen District Dir Upper
..... (APPELLANT)**

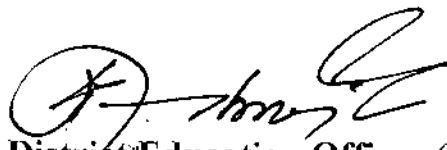
Versus

- 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

S #	Description	Page Nos	Annexure
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. 7364/2021

Ali Akbar, PST (BPS-12) GPS Gall Payeen 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

Respectfully Sheweth: -

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 Appellant is 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 their identical 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 post 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 the 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 appellant has another alternate's remedy in the shape of filling of appeal/representation for redressal of their grievances (if any).

GROUND:

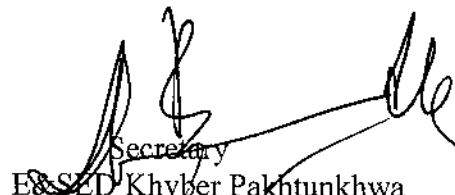
- a. That ground A, of the service appeal as composed is incorrect hence, denied as comprehensive reply has already been given in Para No.4 and 7 of the factual objections.
- b. That ground B, of the service appeal as composed is incorrect hence, denied as comprehensive reply has already been given in 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 the 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.

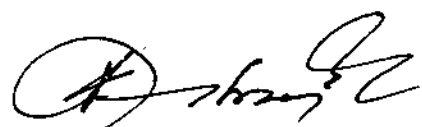
- f. That the ground F, of the service appeal as composed in incorrect hence denied. As Appellants have been treated in accordance with the law and they have not been deprived by the answering respondents.

However, the answering respondent 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. 7364/2021

Ali Akbar, PST (BPS-12) GPS Gall Payeen 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 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

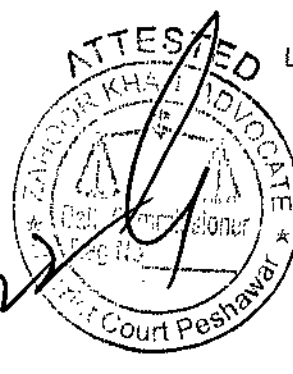
Addl; Advocate General
Khyber Pakhtunkhwa.



Deponent

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

8/6/22



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

Service Appeal No. 7364/2021

Ali Akbar, PST (BPS-12) GPS Gall Payeen 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.7364/2021

Title: Ali Akbar 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.0944-881400 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	7935000382	MUHAMMAD ILYAS	KHANUK MUHAMMAD	01-01-83	GPS BERARAI PANAKOT	15701-1727655-9	109.15	QULANDAI	AVP
2	7931000868	WAHEED MURAD	BURHAN UDDIN	03-04-93	GPS DIR NO.2	15701-4900729-5	95.61	QULANDAI	AVP
3	7931000402	MUQIB UR RAHMAN	SHER AHMAD	17-04-92	GPS CHINAR KHWAR	15701-8557104-5	93.19	QULANDAI	AVP
4	7932000417	WAJED AHMAD	RAFIQ AHMAD	17-09-93	GPS DIR NO 2	15701-1737942-9	79.55	QULANDAI	AVP
5	7931000855	SHAMSUR RAHMAN	ABDUL AKBAR	10-06-91	GPS NAWAI KALI	15701-1015476-7	67.15	QULANDAI	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.



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DIR UPPER

PH NO. 0944-881400 Email: dgoindrupper@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.N	NTS Roll No.	Name	Father Name	DOB	Place of Posting	CNIC	Merit		
1	8935000957	ALI AKBAR	GUL SHERIN	07-04-89	GPS PASHTA	15702-2654988-7	115.86	PASHTA	AVP
2	8931001008	MUSHTAQ AHMAD	AMIR ZAMAN KHAN	30-05-91	GPS KHARPOSAI	15702-7197283-3	114.29	PASHTA	AVP
3	7931000712	USMAN ALI	MUHAMMAD ANWAR	01-03-92	GPS TENGRAI	15702-4805047-9	108.02	PASHTA	AVP
4	4532001251	ZUBAIR	MUHAMMAD RAZIQ	03-02-84	GPS BICRARAI	16102-3962223-1	107.28	PASHTA	AVP
5	8917000349	SAEED ULLAH	SALIH MUHAMMAD	12-01-84	GPS KAR (Karo)	15702-0263628-1	99.08	PASHTA	AVP
6	7931000676	BADSHAH RAWAN	GUL BACHA	08-01-85	GPS BALKORE KARO DARA	15702-3673444-9	94.37	PASHTA	AVP
7	7931000892	KIFAYAT ULLAH	AKBAR ZADA	07-01-92	GPS HUSSAN BAGH	15702-3708535-9	93.44	PASHTA	AVP
8	7935909703	ANWAR KHAN	NAZAR KHAN	02-04-91	GPS SAIF KALI	15702-1802968-3	80.39	PASHTA	AVP
9	7931000708	UMAR WAHID KHAN	YOUSAF KHAN	20-02-95	GPS MITRORA	15702-7505619-7	79.35	PASHTA	AVP
10	7931000374	FARMAN ULLAH KHAN	TABIR BADSHAH	05-02-95	GPS KASS KARO	15702-7933124-7	77.38	PASHTA	AVP
11	7932000742	HUSHAI MAAB	HASHAM KHAN	01-05-93	GPS Gail PASHTA	15702-5494047-7	74.58	PASHTA	AVP

TERMS & CONDITION.

1. NO A/DA etc is allowed.
2. All reports should be submitted to all concerned in duplicate.
3. Appointment is on temporary basis initially for one year w.e.f 04-04-2017 to 03-04-2018.
4. They should not be handed over charge if they are above 35 years or below 18 years of age.
5. Appointment is subject to the condition that their certificates 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.

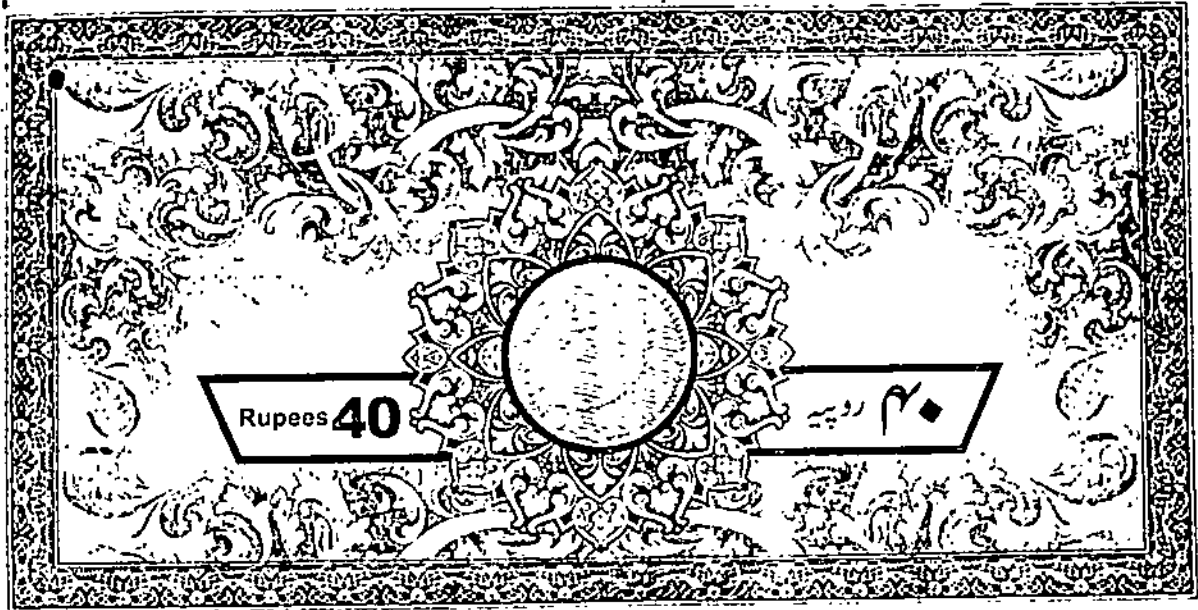
DISTRICT EDUCATION OFFICER
(MALE) DIR UPPER

Endst: No. 2998-3306 / 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

awial
DISTRICT EDUCATION OFFICER
(MALE) DIR UPPER



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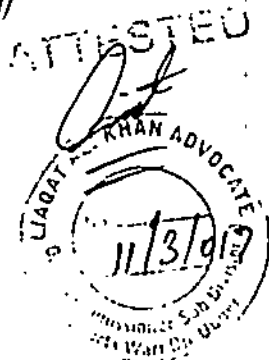
مندہ مندی عثمان علی دہ خداداد سے منسلک باغ کا رددہ
 عقیل وارثہ مناع دسیر مال کا سہارا۔ میرے تمام حلفاء بیان
 کر دیتے ہیں کہ مناع خلیفہ PST ملتی پیرا پیری سکول متبردا
 سرفو میں اپنی دیوٹی سر انجام دے رہا ہے اب مناع کو بہت
 مزدور۔ استغنی دینا چاہتا ہے۔ کیونکہ مناع کو نیا لوہے
 PST پر لبرتی ہوئے۔ میں مناع حلفاء بیان کرنا نہ ہوں
 ہر بات بلانا میرے علم لیتے کے مطابق دیتے۔ اور یہ
 کوئی روز کھنٹی یا پوسٹا ہوا نہیں رہی ہے۔

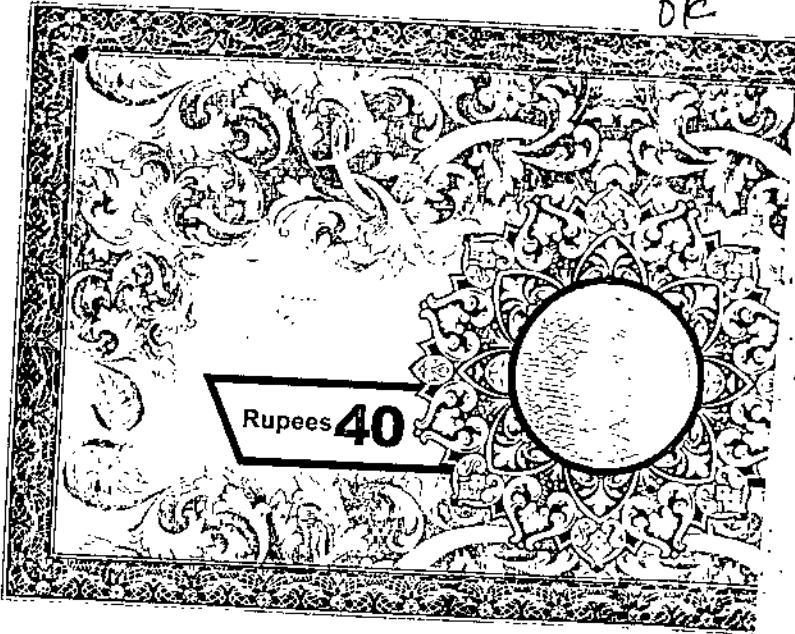
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امر قام

عثمان علی
 عثمان علی

15702-4805047-9





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بیان حلنی

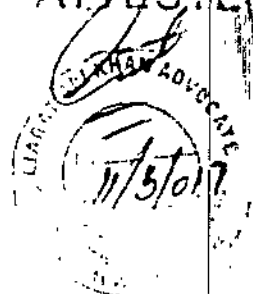
میں نے مشتاق احمد ولد امیر زمان خان صاحب مسلم باغ کاروبار
میں ورڈی شیعہ دیر بالا کابل۔ میرے تقریر سے اخلقا بیان
در دنیا میں۔ اس میں فقر کثرت PST ملتبہ پر اپنی مسئلہ حل مال
میں اپنی ادویاتی سر انجام ہے، یہ ہے۔ اب منافع پر لپٹا ہوا ہے
استغنیٰ دنیا حیات ہے۔ یہ رقم میں فقر کا نیا پوسٹ PST پر لپٹا ہوا
میں مذہب حلقہ بیان کر دنیا میں۔ کہ جب ہر دنیا میں بلا تادمہ مسلم باغ
اسے مطابق دست ہے۔ اور میں نے کوئی راز کھفی با پوشیدہ بند دئی ہے

۳
۱۱/۵/۱۷

الحمد لله

مشتاق احمد

15702-7197283-3 ATTACHED



اور جناب سی ڈی او (E.D.O) فردانہ ضلع دیر بالا

جناب عالی

خودمانہ گرانٹس کیجائی ہے کہ یونین کونسل

پاپی سٹا (Civic) (ڈیپارٹمنٹ) ولایت محمد رازق شناختی کارڈ طرز

39622-16102 جے - اور سیرٹیفکیٹ میں ہمارا ویب یونین

پر ہے - بندہ کا اگلی علاقہ فردانہ لوئر ٹوٹ ہے لیکن

بندہ نے ضلع دیر بالا جھلی ڈویسین میں بنایا ہے

لینڈا آپ صاحبان سپروبان فرما کر کے بندہ کو سیرٹیفکیٹ

سے باہر پوچھائیں تاکہ کسی ہو کسی حق تلفی نہیں ہو

چاہئیں اور اس یونین کونسل یا سٹا یا سٹڈنٹ کو

ریبلین فی چاہئیں اور آپ صاحبان کی سپروبان و ما

ہوگی فقہ زبیرہ آداں یونین کونسل یا سٹا کی تمام سٹوڈنٹ Student

1 اور زمین (9) نثار علی (3) لعل باجا (4) اسحاق احمد (5) رحمان

6 محمد علی (6) عزیز واند (7) زمان اللہ (8) عیال دادہ (9) صدر

اللہ (10) امیر علم (11) سلام حسن (12) کفایت اللہ (13) سجاد

محمد علی (14) انوار شہ (15) محمد علی (16) محمد آخان (17) خان

19 فکل زمان (20) شاز محمد (21) فرمان اللہ

ان تمام طلباء کی طرف سے اس پیٹریوٹک اور ایجوکیشن

کو اس در خواست پر ضرور ملاحظہ فرمائیں

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;

(c) "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 services 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