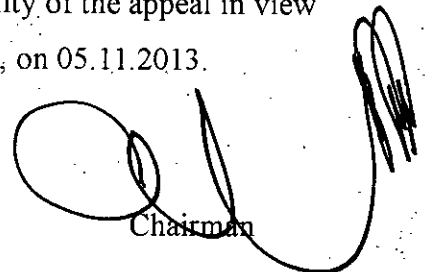


Appeal No. 469/2013.  
Mr. Rabil Shah.

9.

24.9.2013

No one is present on behalf of the appellant. To come up for preliminary arguments on maintainability of the appeal in view of prayer for promotion and regularization, on 05.11.2013.




Chairman

10.

05.11.2013

Counsel for the appellant present and submitted an application for withdrawal of the appeal with permission to file fresh one. Request is accepted and the appeal is dismissed as withdrawn in limine with permission to file fresh one subject to all legal objections. File be consigned to the record.

ANNOUNCED  
05.11.2013.



Member

6.  
23.5.2013

Appellant present in person. In pursuance of the Khyber Pakhtunkhwa, Service Tribunals (Amendment Ordinance 2013 (Khyber Pakhtunkhwa Ordinance II of 2013, the case is adjourned on note Reader for proceedings as before on 14.6.2013.

  
Reader

7.  
14.6.2013

Counsel for the appellant alongwith appellant present. In pursuance of the Khyber Pakhtunkhwa Service Tribunals (Amendment) Ordinance 2013, (Khyber Pakhtunkhwa ord. II of 2013), the case is adjourned on note Reader for proceedings as before on 10.7.2013.

  
Reader

8.  
10.07.2013


Appellant in person present. In pursuance of the Khyber Pakhtunkhwa Service Tribunals (Amendment) Ordinance 2013, (Khyber Pakhtunkhwa ord. II of 2013) the case is adjourned on note Reader for proceedings as before on 24.09.2013.

  
Reader

21.3.2013

Clerk to Counsel for the appellant present.

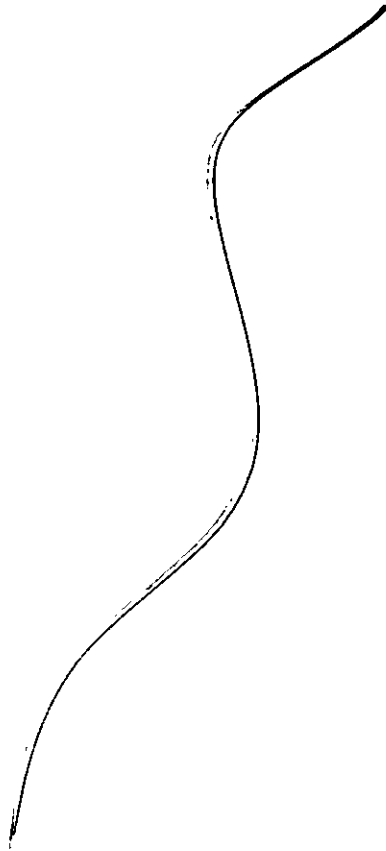
Due to general strike of lawyers, the case is adjournment to 11.4.2013 for preliminary hearing.

  
Member

11.4.2013

Counsel for the appellant present and requested for adjournment. Case adjourned to 23.5.2013 for preliminary hearing.

  
Member.



Form- A

FORM OF ORDER SHEET

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

Case No. 469 /2013

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	25/02/2013	<p>The appeal of Mr. Qabil Shah presented today by Mr. Muhammad Farooq Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"><i>hasan</i> REGISTRAR</p>
2	1-3-2013	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>11-4-2013</u>.</p> <p style="text-align: right;"><i>[Signature]</i> CHAIRMAN</p>
3	11-4-2013	<p>No one is present for the appellant. Case adjourned to 23-5-2013 for P.H.</p> <p style="text-align: right;">Member.</p>

BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER PUKHTUN KHAWA,  
PESHAWAR.

SERVICE APPEAL NO. 469 /2013.

\*\*\*\*\*

Qabil Shah ..... Versus... The Chief Conservator-I, Forest  
Department & others .

\*\*\*\*\*

I N D E X.

S.No.	Description of documents.	Annexure	Pages.
1.	Memorandum of Service Appeal with Affidavit. ...	=	1 - 5
2.	Copy of Appointment order of 1982. ...	"A"	6 - 7
3.	Copies of departmental promotion Meeting held on 29-03-2011 & 3-05-2011. ...	"B"	8 - 10
4.	Copy of application of the applicant; dated 2/01/2012, and forwarded by the quarter concerned to Conservator of Forest on 30/01/2012. ...	"C"	11 - 12
5.	Copy of Letter of D.F.O. Swat, dated 14/05/2012. ...	"D"	13
6.	Office Order issued by Conservator of Forest Southren Circle Peshawar. ...	"E"	14
7.	Letter of promotion of Foresters to the rank of Deputy Ranger & Synopsis / ACRs of Mr. Qabil Shah Forester Unit -III, Peshawar. ...	"F"	15 - 18
8.	Final Seniority List of Foresters ...	"G"	19
9.	Copy of Departmental Appeal. ...	"H"	20 - 22
10.	Wakalatnama. ...	=	23

Dated : 20/09/2013.

Through:-

Appellant

( MUHAMMAD FAROOQ KHATTAK )

Advocate Peshawar.

Service Appeal No. 469 /OF 2013

Qabil Shah, Forester

Working Plan Unit-III, Forestry, Planning and Monitoring  
Circle, Peshawar.

... Appellant

V e r s u s

- 1) The Chief Conservator-I, Forest Department,  
Govt: of K.P.K., Peshawar.
- 2) The Conservator of Forests, Forestry, Planning and  
Monitoring Circle, Peshawar.
- 3) The Divisional Forest Officer, Working Planning  
Unit-III, Peshawar.
- 4) The Conservator of Forest, Southern Circle, Peshawar.
- 5) Project Director, Conservator of Forests, K.P.K.,  
Forestry Preinvestment Centre, Peshawar.
- 6) Govt: of Khyber Pukhtunkhwa, through its Secretary  
Forest Department, Peshawar.

... Respondents

Service Appeal for the promotion of  
the appellant to the rank of Deputy  
Forest Ranger and his services may also  
be regularized.

Prayer in Appeal :-

On acceptance of the Instant Service Appeal, the directions may graciously be issued to the quarter concerned/Respondants for the promotion of the appellant to the rank of Deputy Forest Ranger and also his services may kindly be regularized in accordance with law.

---

Respectfully Sheweth:-

That the appellant respectfully submits the following :-

- 1) That the appellant was enlisted as Forester in the Forest Department Govt: of Khyber Pukhtunkhwa in the year of 1982. The appointment order is annexed 'A'.
- 2) That during his 29-30 years of his long tenure of service, having unblemished record and there has no complaint has been recieved against him.
- 3) That the appellant is still on adhoc basis and his services has not yet been regularized till date, as required under the relevant law and he has also not promoted to the next higher rank of his job in his department concerned.
- 4) That 7/8 months ago, the Forest Department has announced some vacant posts of Deputy Rangers in the daily news papers through advertisement and as well as in this regards the D.P.C (departmental Promotion Committee) were held but no result has so far been dig out for the reasons not known by the appellant.
- 5) That the appellant is qualified in all respects

for the next promotion of the post of Deputy Forest Ranger in his department and he is eligible for the same post in accordance with law, as the appellant also belongs to the far-flunged area of the Province (Karak/southern District) and it is the right of the appellant for promotion to the said vacant post.

- 6) That the appellant has also placed as S/No.2 of the departmental Seniority List (D.S.L) and his synopsis are very cleared and the same has been seen by the Departmental Promotion Committee in his meetings convened on 21-02-2011, 29-03-2011 and 03-05-2011 respectively. Copy annexed as 'B'.
- 7) That the appellant has also sent an application to the Chief Conservator-I Peshawar, Forest Department, Govt: of Khyber Pukhtunkhwa, Peshawar on 02-01-2012 and the same was also forwarded to the Conservator of Forests Peshawar vide dated 30-01-2012, but no action has so far been taken on his application as yet. Copy annexed as 'C'.
- 8) That in this context, it is pertinent to note here that the Malakand and Swat Division Foresters have already been promoted in this regard vide order dated 14-05-2012 and their services have also been regularized and confirmed according to law, however the promoted and regularized Foresters are also juniors to the present appellant. It is curtailing the justice and infringement upon the rights of the appellant. Copy of order is annexed as 'D'.
- 9) That still there are so many posts on the subject post lying vacant and the appellant's name


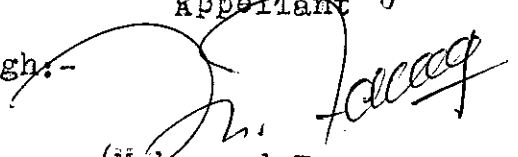


come at S/No.2 of the Seniority List and he is eligible for the promotion of the post of Deputy Forest Ranger in all respect in accordance with law and as such his services is also required to be regularized and confirm according to the prevailling laws.

- 10) That the appellant has also submitted his departmental appeal to the Head of his department but no action has so far been taken as yet. Copy of the same is also annexed as 'E'.
- 11) That the appellant has 29-30 years of service and is to be retired in near future. He is fully qualified and eligible for the promotion of his next higher rank, i.e., Deputy Forest Ranger and as well as his services are also required to be regularized and confirm.
- 12) That the rights of the appellant is not extended to him then he would suffer irreparable loss in this behalf and as well as it is against the rules and regulation, not in accordance with law and also against the norms of justice.

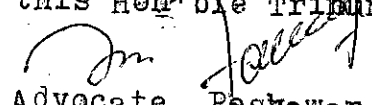
It is, therefore, most humbly prayed That on acceptance of the instant service appeal of the appellant, the appellant may graciously be promoted to the rank of Deputy Forest Ranger and his services may also be regularized and confirm according to law, at earliest convenient.

Through:-

  
Appellant  
  
(Muhammad Farooq Khattak)  
Advocate Peshawar

Dated:- 10/10/2013

Note:- (As per information of my client) No such like appeal has earlier been preferred by the appellant or on his behalf., before this Hon'ble Tribunal.

  
Advocate, Peshawar.

BEFORE THE HON'BLE SERVICES TRIBUNAL KHYBER PUKHTUNKHWA,  
PESHAWAR

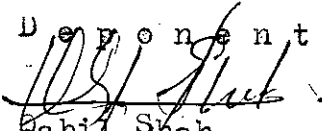
In Re:

Service Appeal No. \_\_\_\_\_/of 2012

Qabil Shah          Versus          The Chief Conservator-I,  
Forest Department, Govt: of  
Khyber Pukhtunkhwa Peshawar  
& Others.

A f f i d a v i t

I, Qabil Shah, Forester, W P Unit-III,  
P & M Circle, Peshawar, do hereby stated and declare on  
solemn affirmation that the contents of my attached service  
appeal are true and correct to the best of my knowledge  
and belief and that nothing has been kept concealed from  
this Hon'ble Court.

Deponent  
  
Qabil Shah

(3)

OFFICE ORDER NO. 34 DATED PESHAWAR THE 19 OCTOBER 1982,  
ISSUED BY MR. YAR MOHAMMAD KHAN PROJECT DIRECTOR/CONSERVATOR OF  
FORESTS NWFP FORESTRY PREINVESTMENT CENTRE PESHAWAR.

On recommendations of the Departmental Selection Committee, the following Candidates for the Post of Foresters are hereby selected to undergo One Year's training at Sarhad Forest School Abbottabad(Thal) commencing from 1-11-1982, on the conditions given below:-

1. Mr. Qabil Shah S/O Abullah Jan Village Zarki Nasrati P.O. Tukhte Nasrati Tehsil & District Karak.
  2. Mr. Abid Ali S/O Noor Ali Forest Guard Peshawar Forest Division Nowshera.
  3. Mr. Tila Mohd S/O Jan Mohd Village Pirbala P.O. Matra Tehsil & District Peshawar.
1. They will have to produce Medical Fitness Certificate from Medical Superintendent Civil Hospital Peshawar and also antecedent certificates duly verified from the Superintendent of Police.
  2. They will produce Surety Bonds on prescribed Form as required under the Rules duly attested by 1st Class Magistrate. (The Forms will be supplied from the office of the undersigned).
  3. They should produce original Certificate of their Educational qualifications and Domicile.
  4. During the period of Training they will be allowed stipend as admissible under the Rules.
  5. All the above documents are to be produced by 30-10-1982, positively, else the offer will be cancelled.
  6. NO.TA/DA will be paid.

After successful completion of the Course from Sarhad Forest School, they will be appointed Foresters in NPS No.5 in Scale Rs.290-10-350/12-470 on the following conditions:-

1. They will be as probationers for the period of One year extendable upto Two years subject to their work/conduct if found satisfactory.

2. Their Services can be terminated at any time on fourteen days notice or payment of fourteen days pay in lieu thereof. This condition will be applicable on either side.
3. They will be Governed under the Rules and Regulations in respect of pay etc as allowed to other Govt. Servants in the category to which they will belong.

SD/-

Project Director/  
Conservator of Forests,  
NWFP Forestry Preinvestment,  
Centre Peshawar.

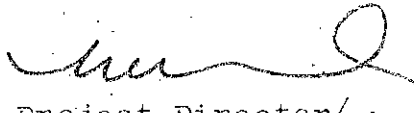
No. *881-86*

*/E*

Dated Peshawar the 19 October 1982.


Copy forwarded to:-

1. The Chief Conservator of Forests NWFP Peshawar.
2. The Divisional Forest Officer Working Plan Unit-III Peshawar.
3. The Project Accountant/Project Disburser.
4. Mr. Qabail Chah S/O Abdullah Jan Village Zarki Nasrati P.O. Tukhte Nasrati Tehsil & District Karak.
5. Mr. Abid Ali S/O Noor Ali Forest Guard Peshawar Forest Division Newshera.
6. Mr. Tila Mohd S/O Jan Mohd Village Pirbala P.O. Mathra Tehsil & District Peshawar.

  
Project Director/  
Conservator of Forests,  
NWFP Forestry Preinvestment,  
Centre Peshawar. 19-10-82

P. Mohd/

*19/10*  
*19/10*

Afsar Ullah Wazir Conservator of Forests Southern Circle		Shami Road Peshawar Phone No. 091-9214024
No. 4883 /E-8		Dated Peshawar the 21 / 02 / 2011

To

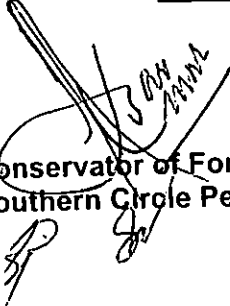
The Conservator of Forests,  
Forestry, Planning & Monitoring Circle,  
Peshawar

Subject: MEETING OF DPC/SUBMISSION OF REQUISTE REPORTS.

Memo: Reference this office several telephonic messages.

This office has to prepare working paper regarding promotion of Foresters to the rank of Deputy Ranger. As earlier requested telephonically kindly submit complete synopsis from ACRs upto 31/12/2010 of the 1<sup>st</sup> four Foresters on the seniority list of your Circle along with their disciplinary /Anti-corruption proceedings Certificates and original ACR files with in a week.

This may kindly be treated on priority basis.

  
Conservator of Forests,  
Southern Circle Peshawar

Afsar Ullah Wazir Conservator of Forests Southern Circle		Shami Road Peshawar Phone No. 091-9214024
No. 5742 /E-8		Dated Peshawar the 29/03/2011

To

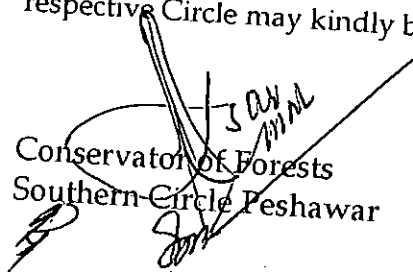
The Conservator of forests  
Forestry Planning & Monitoring  
Circle Peshawar

Subject: MEETING OF DPC/SUBMISSION OF REQUISITE REPORTS..

Memo:

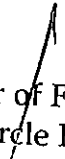
Your kind attention is invited to this office letter No. 4883/E-8 dated 21/02/2011 whereby all DFOs in Southern Circle as well as your Circle were requested to submit complete Synopses up to 31.12.2010 of the 1st four Foresters on the seniority list of the concerned office but the same is still awaited.

It is therefore once again requested that the requisite information of your respective Circle may kindly be furnished for necessary action in this office, please.

  
Conservator of Forests  
Southern Circle Peshawar

No /E

Copy forwarded to DFO Peshawar for information and similar necessary action.

  
Conservator of Forests  
Southern Circle Peshawar

Afsar Ullah Wazir Conservator of Forests Southern Circle	Shami Road Peshawar Phone No. 091-9214024
No. <u>6425</u> /E -8	Dated Peshawar the <u>03</u> / <u>05</u> /2011

To

The Conservator of Forests,  
Forestry Planning & Monitoring  
Circle Peshawar.

3<sup>rd</sup> reminders

Subject: PROMOTION OF FORESTERS TO RANK OF DEPUTY RANGER  
THEREOF.

Memo: Reference your letter No. 3999-4000/E dated 4/4/2011.

In this connection your kind attention is invited to this office letter No. 48833/E dated 21/2/2011 & No 5742/E dated 29/3/2011 and it is once again requested to expedite submission of the requisite Synopsis upto 31.12.2011 of the four senior most Forester in the Seniority list of your respective Circle /Division at an early date.

  
Conservator of Forests,  
Southern Circle Peshawar

No. /E dated Peshawar the / /2011.

Copy in-continuation to this office latter No. 5742/E dated 29/3/2011 forwarded to DFO Peshawar for information and similar necessary action.

Conservator of Forests,  
Southern Circle Peshawar

محفوظ جناب چیف کنزرویٹور - آ صاحب قلمہ حثقلات صوبہ خیبر پختونخواہ پشاور

عنوان: آپیل برائے محکمہ ترقی از فارسٹر تا ڈپٹی ریجنل

بوساطت جناب کنزرویٹور صاحب ایف پی اینڈ ایم سرکل پشاور

جناب عالی :-

لگاتار ہی ادب سے گزارش ہے کہ سائل 1982ء میں قلمہ حثقلات صوبہ خیبر پختونخواہ میں بحیثیت فارسٹر بھرتی ہوا۔ سائل نے تقریباً 29، 30 سال سے اپنی خدمات لگاتار ہی دیانتداری اور ایمانداری سے سر انجام دی۔ دوران ملازمت سائل نے اپنے افسران بالا کو کبھی بھی شکایت کا موقع نہیں دیا۔ جو کہ سائل کے سرورس ریکارڈ سے ظاہر ہے۔

پچھلے 7، 8 ماہ قبل قلمہ حثقلات سڈون سرکل پشاور نے ڈپٹی ریجنل کی عالی پوسٹیں برائے محکمہ ترقی پیشتر کی تھیں۔ جنکی نوٹوں کا بیان لف ہذا ہے۔  $\frac{2}{DD}$ ،  $\frac{3}{DD}$  دفعہ ان پوسٹوں کے لیے ڈیپارٹمنٹل پرووشن کمیٹی مقرر کی گئی۔ لیکن نامعلوم وجوہات کی بنا پر یہاں حال کوئی عمل در آمد نہ ہو سکا۔

جناب والا :- سائل صلح کرتے ایک دور آفادہ اور پیمانہ صلاح کار رہا ہے۔ اور

لگاتار ہی غریب گھرانے سے لچلے رکھتا ہے۔ سائل بزرگوار درخواست عاجزانہ التماس کرتا ہے کہ سائل کو ڈپٹی ریجنل پوسٹ پر ترقی دی جائے۔ جو کہ سائل کا قانونی حق بھی ہے۔ کیونکہ سائل کا سناری لیسٹ میں تیسرا نمبر (3) ہے۔

اصد داؤد ہے۔ کہ جناب والا سائل کے اس جائز اور حقیقت پر مبنی درخواست پر سڈورڈانہ غور فرمائے ہوئے سائل کو اس کا قانونی حق دلائل کے ساتھ سائل کی تاز لیسٹ دعا گو رہے گا۔

عین نوازش ہوگی۔

ایف پی اینڈ ایم سرکل پشاور  
2012-01-20

سائل قابل تہنہ فارسٹر ورکنگ پلان پورٹ - ایف پی اینڈ ایم سرکل پشاور



OFFICE OF THE CHIEF CONSERVATOR OF FORESTS KHYBER PAKHTUNKHWA PESHAWAR

The Conservator of Forests  
FP&M Circle Peshawar.

NO. 2643 /E,

Dated Peshawar the 30 /1/2012.

Subject: APPEAL.

Memorandum: Reference your letter No. 2550/E,  
dated 19.1.2012.

The promotion of Forester to the post of  
Deputy Ranger is under active consideration and will be  
finalized shortly.

Please inform the Forester concerned.

Sd/... C.C.F.I. Khyber Pakhtunkhwa,  
Peshawar.

No. 2765 /E

Dated Peshawar the 2/1 2012.

Copy forwarded to the DFO Working Plan Unit. III  
Peshawar for information with reference to this office endorse-  
ment No. 2551/E dt. 19.1.2012.

Conservator of Forests,  
FP&M Circle Peshawar.

*Attended Asst. Secy*

OFFICE ORDER NO. 55 DATED SAIDU SHARIF THE 10/5/2012. ISSUED BY MR. SHAH WAZIR KHAN CONSERVATOR OF FORESTS MALAKAND EAST CIRCLE SHAGAI.

On the recommendation of Departmental Promotion Committee contained in minutes of the meeting held under the chairmanship of the Chief Conservator of Forests I, Khyber Pakhtunkhwa Peshawar on 31.3.2012, the following Foresters of Malakand Forest Circle East are hereby promoted to the rank of Deputy Rangers (BPS-11) on acting charge basis with immediate effect:

S.No.	Name of Forester	Place of present posting
1	Mr. Mohammad Shuah	Malakand Forest Division
2	Mr. Adalat Khan	Swat Forest Division

In case of abolition of the post(s), the newly promoted Deputy Ranger(s) will be reverted to their original cadre.

The promotion order is purely temporary and will not constitute any right for continuity. They will be on probation for a period of one year in terms of Section-6(2) of the Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Rules-15(1) of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989.

Sd/-  
(Shah Wazir Khan)  
Conservator of Forests  
Malakand Forest Circle (East)

No. 7243-45 /E,

Copy forwarded to the:

1. Chief Conservator of Forests-I, Khyber Pakhtunkhwa, Peshawar for favour of information with reference to his No. 3644-47/E, dated 03.5.2012, please
2. Divisional Forest Officer Malakand Forest Division, Batkhela.
3. Divisional Forest Officer Swat Forest Division, Mingora.

For information and further necessary action

Sd/- Conservator of Forests  
Malakand Forest Circle (East)

No. *1268* /G, Dated Mingora, the *14* /5/2012.

Copy forwarded to Mr. Adalat Khan Forester C/O SDFO Mingora Sub Division for information and further necessary action.

*[Signature]*  
Divisional Forest Officer  
Swat Forest Divn: Mingora

(E) 0-14

4

OFFICE ORDER NO. 51 DATED 7/15/2012 ISSUED BY MR. AFSAR ULLAH WAZIR, CONSERVATOR OF FORESTS, SOUTHERN CIRCLE, PESHAWAR.

On recommendation of Departmental Promotion Committee contained in minutes of the meeting held under the Chairmanship of Chief Conservator of Forests-I Khyber Pakhtunkhwa in his office on 31.3.2012, the following Foresters of Southern Circle Peshawar already appointed as Deputy Rangers on acting charge basis, are hereby promoted to the rank of Deputy Ranger (BPS-11) on regular basis with immediate effect.

1. Mr. Muhammad Tahir.
2. Mr. Siraj Muhammad

They will however remain on probation for a period of one year in terms of Section-6(2) of the Government of Khyber Pakhtunkhwa Civil Servants Act-1973 read with Rule-15(1) of the Government of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989.

Consequent upon their promotion, Mr. Siraj Muhammad, Deputy Ranger will remain posted on his present place of posting while order for posting of Mr. Muhammad Tahir, Deputy Ranger will be issued separately.

54/11  
(Afsar Ullah Wazir)  
Conservator of Forests  
Southern Circle Peshawar

No. 7282-86/E

2-415

- Copy forwarded to:-
- ✓ 1 Chief Conservator of Forests-I Khyber Pakhtunkhwa Peshawar for information w/r to his letter No.3644-47/E, dated 3.5.2012 for information, please.
  - 2 Divisional Forest Officer Peshawar for information and necessary action.
  - 3 Divisional Forest Bannu for information and necessary action.
  - 4 Officials concerned for information and necessary action.

Conservator of Forests  
Southern Circle Peshawar

(F)

P-15

QAZI SHABIR AHMAD Divisional Forest Officer	Working Plan Unit - III Palosi Road Aman Abad Peshawar Phone # 091-9216248 - 49 Fax # 091-9216637
	No. 347 /WP-III Dated 22/3 /2012

To

The Conservator of Forest  
Southern Circle Peshawar.

Subject: PROMOTION OF FORESTERS TO THE RANK OF DEPUTY RANGER

Memo: Reference telephonic message Mr. Shajhan H/ Clerk on 20.03.2012.


The following documents in respect of Mr. Qabil Shah Forester Working Plan Unit-III Peshawar are enclosed herewith for further necessary action please.

ACR for the period of 01.01.2011 to 31.12.2011.

Synopsis 2 copies

No Disciplinary Certificate 2 Copies

Encl: As above.

  
Divisional Forest Officer  
Working Plan Unit-III  
Peshawar.

26

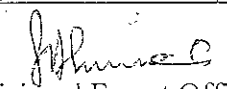
### SYNOPSIS / ACRs OF MR. QABIL SHAH FORESTER WORKING PLAN UNIT-III PESHAWAR

S.NO:	Period	Nature of report/ grading	General Remarks by the Reporting officer	Remarks by the countersigning officer	Decision about adverse remarks whether expunged or retained	Adverse Remarks
1.	5-10-53 To 31-12-83	Good	Efficient and hard worker	Signed	-	-
2.	1-1-84 To 1-12-84	Good	His performance during the period remained satisfactory	Seen	-	-
3.	1-1-85- To 10-4-85	Good	He is young and efficient forester	Seen	-	-
4.	11-4-85 To 31-12-85	Good	He is a good worker	Seen	-	-
5.	1-1-86- To 31-12-86	Good	An obedient forester	Seen	-	-
6.	11-2-87 To 31-5-87	Satisfactory	A smart and hard working forester	I agree	-	-
7.	1-6-87 To 31-12-87o	Good	He worked well in this Unit	Seen	-	-
8.	1-1-88 To 31-12-88	Good	A good worker	Seen	-	-
9.	1-1-89 To 2-9-89	Good	His performance was up to the mark in the working plan	Seen/ I agreed	-	-
10.	18-9-89 To 31-12-89	Good	A good field worker	Agreed	-	-
11.	1-1-90 To 31-3-90	Missing			-	-
12.	1-4-90 To 31-6-90	Good	He is obedient and hard working field worker	-	-	-
13.	12-7-90 To 31-12-90	Satisfactory	Satisfactory	-	-	-
14.	1-1-91 To 31-12-90	Very good	An energetic, Hard worker sound forester, Fit for accelerated promotion.	An intelligent and competent forester. He always worked with devotion and professional zeal	-	-
15.	1-1-92 To 31-3-92	Missing			-	-
16.	16-3-92 To 31-12-92	Good	A reliable forester	-	-	-
17.	1-1-93 To 31-12-93	Good	Submissive and hard working forester	Agreed	-	-
18.	1-1-94 To 31-12-94	Good	A noble, hard working commendable forester	An intelligent and competent forester. He always worked with devotion and professional zeal	-	-

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19.	1-1-95 to 31-3-95	Good	A good worker	Seen	-	-
20.	1-4-95 To 31-12-95		A practical, reliable, dedicated, honest and hard working forester. I wish him to be promoted to the rank of Deputy Ranger.	-	-	-
21.	1-1-96 To 31-12-96	Good	A willing worker	Seen	-	-
22.	1-1-97 To 31-5-97	Very Good	A humble, hard working type of forester.	Seen	-	-
23.	28-5-97 to 31-12-97	Good	A hard working. Trustable and good field worker	Seen	-	-
24.	1-1-98 to 6-9-98	Very Good	A humble working of forester	Countersigned	-	-
25.	7-9-98 to 31-12-98	Average	He is to make habit of hard working.	Countersigned	-	-
26.	1-1-99 to 31-12-99	Good	A hard working forester	Seen	-	-
27.	1-1-2000 to 31-12-2000	Very Good	A highly technically sound type of forester. Fit for promotion.	Countersigned	-	-
28.	1-1-2001 to 31-12-2001	Good	Young, energetic and dedicated field forester	Seen	-	-
29.	1-1-2002 to 31-12-2002	Good	Young, energetic honest, deserve accelerated performance.	Seen	-	-
30.	1-1-2003 to 31-3-2003	Missing	-	-	-	-
31.	24-3-2003 to 31-12-2003	Good	A good official	Seen	-	-
32.	1-1-2004 to 31-12-2004	Excellent	Mr. Qabil shah is one of the most hard working and dedicated forester in the department. He has good forestry knowledge and experience. He deserve rapid promotion.	I agree with the remarks of Reporting officer.	-	-
33.	1-1-05 to 31-12-05	Excellent	A hard working and dedicated forester with sound forestry knowledge and experience. He deserves rapid promotion.	I agree with the remarks of Reporting officer.	-	-
34.	1.1.2006 to 31.12.2006	Excellent	Mr. Qabil Shah is a dedicated hard working and honest forester and have achieved all of his assigned tasks in time.	I agree	-	-

S. No.	Period	Nature of report / grading	General Remarks by the Reporting Officer	Remarks by the countersigning Officer	Decision about adverse remarks whether expunged or retained	Adverse remarks
35	1.1.2007 to 31.7.2007	Good	Capable and responsible Forester.	Countersigned	-	-
36	1.8.2007 to 31.12.2007	Good	A helpful forester who has a good grasp of forester inventory work and takes interest in official duty.	Countersigned	-	-
37	1.1.2008 to 31.12.2008	Good	A hardworking forester who has the capability of handling panning tasks efficiently.	Countersigned	-	-
38	1.1.2009 to 31.7.2009	Good	A professionally sound forester who takes keen interest in his job.	Countersigned	-	-
39	1.8.2009 to 31.12.2009	Good	A hard worker forester who can handle field work in the field with technical sound manner. He is fit for promotion.	Seasoned efficient and sagious professing competence forester. He is as assets of NWFP Forest Department. Fit for promotion.	-	-
40	1.1.2010 to 31.12.2010	Good	A Hard worker in the field. He is fit for promotion.	Seasonal hard worker social forester having competence equivalent to forest ranger. He is recommend for promotion.	-	-
41	1.7.2010 to 31.12.2010	Good	A hard worker in the field. He is fit for promotion	A professionally sound forester.	-	-
42	1.1.2011 to 31.6.2011	Good	A hard worker in the field. He is fit for promotion.	Agreed	-	-

  
 Divisional Forest Officer  
 Working Plan Unit-III,  
 Peshawar.

X

(9) P-19

FINAL SENIORITY LIST OF FORESTERS IN RESPECT OF SOUTHERN CIRCLE AS STOOD ON 1-1-2009

S.A.	Name of Forester	Name of recruitment/ Division	Qualification	Date of Birth	Home District	Date of 1st entry into Govt. Service	Date of appointment in present grade	BPS	Division where serving
<del>2</del>	<del>Muhammad Fahir</del>	<del>PFI Peshawar</del>	<del>BA</del>	<del>15/6/1968</del>	<del>Charsadda</del>	<del>1/12/1980</del>	<del>1/12/1980</del>	<del>9</del>	<del>Peshawar</del>
<del>3</del>	<del>Siraj Mohammad</del>	<del>W/plan</del>	<del>Matric</del>	<del>17/1/1958</del>	<del>Peshawar</del>	<del>14-12-1980</del>	<del>14-12-1980</del>	<del>9</del>	<del>W/plan U-III</del>
1	Rab Nawaz	PFI	BA	18-4-1959	Peshawar	14-3-1981	14-3-1981	9	Peshawar
2	Qabil shah ✓	PIC	BA	1-5-1961	Karak	2-11-1982	2-11-1982	9	W/P U-III
3	Saifur-Rehman	D.I.K	Matric	1-12-1959	D.I.K	6-5-1980	6-5-1980	9	D.I.K
4	Gul sher	PFI	Matric	3-1-1956	Mardan	20-11-1982	20-11-1982	9	Mardan
5	S.Abid Hussain	Bannu	BA	15-2-1961	Lakki	10-4-1984	10-4-1984	9	Bannu
6	Safirullah	Bannu	BA	8-9-1957	Bannu	4-7-1984	4-7-1984	9	-do-
7	Muhammad yaqub	Bannu	FA	2-2-1961	Lakki	2-10-1984	2-10-1984	9	-do-
8	Hamidullah	Bannu	F.Sc	27-12-1962	-do-	20-3-1985	20-3-1985	9	-do-
9	Munawar	Bannu	Matric	10-9-1964	-do-	24-3-1985	24-3-1985	7	-do-
10	Rahim Khan	PIC	F.Sc	15-3-1954	Mardan	30-9-1985	30-9-1985	7	Mardan
11	Inayatullah-II	W/Plan	Matric	9-6-1964	Mardan	1-10-1985	1-10-1985	7	W/plan U-VI



BEFORE THE HON'BLE Chief Conservator-I, Forest Deptt: KPK,  
Peshawar.

Subject:- DEPARTMENTAL APPEAL

Sir,

That the appellant respectfully submits the following :-

- 1) That the appellant was enlisted as Forester in the Forest Department, Govt: of Khyber Pukhtunkhwa in the year of 1962, for which the appointment office order is attached herewith.
- 2) That during this long tenure of my service no complaint has been received against the appellant and during this 29-30 years unblemished record the superior officers of the department concerned has got no complaint against him nor from public at large, where the appellant was posted for performing his official duties. He always worked hard and entire satisfaction to the superiors of the department and in the best interests of the public at large in accordance with his official duties.
- 3) That it is pertinent to note here that the official concerned is still on adhoc basis and not confirmed as regular official as required by the law and could not promoted to the next higher rank of his job in the department concerned.
- 4) That since 7/8 months ago the Forest Department has announced vacant posts of Deputy Rangers in the daily news papers through an advertisement and in this regards the departmental promotion committee meetings were held/convenened but no result has so far been dig out in this behalf for the reasons not known.

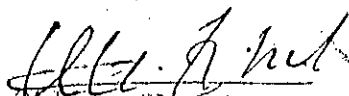
- 5) That the appellant is qualified in all respects for the said promotion in the department for the post of Deputy Rangers and is admissible for the same in accordance with law, as the appellant also belongs to the far-flunged area of District Karak and it is the right of the appellant for the promotion of him on the said vacant post.
- 6) That the appellant has placed at S/No.2 of the Departmental Seniority List and his Synopsis are very cleared and seen by the Departmental Promotion Committee in his meeting on 21-02-2011, 29-03-2011 and then 03-05-2011. Copy attached.
- 7) That the appellant has also sent an application for the same to the Chief Conservator-I Peshawar Forest Department, Govt. of Khyber Pukhtunkhwa on 02-01-2012, and the same was forwarded to the Conservator of Forests Peshawar vide dated 30-01-2012, but no action has so far been taken on his application till date as yet.
- 8) That the Malakand & Swat Division Foresters have already been promoted in this regards vide order dated 14-05-2012 and their services have also regularized and confirmed, however they both are juniors to the present appellant. It is curtailing the justice and infringement upon the rights of the appellant. Copy of order is attached.
- 9) That still there are so many posts on the subject lying vacant and the appellant name's come at S/No.2 of the Seniority List and he is also qualified in all respects and eligibel and admissible for the promotion to the ranks of Deputy Forest Ranger in accordance with law and therefore

his services is also required to be regularized and confirm according to law.

- 10) That the appellant is fully qualified and eligible for promotion and as well as his services is also required to be regularize and confirm in accordance with law, and there are some posts also lying vacant on the subject posts then he may kindly be promoted to the rank of Deputy Forest Ranger in the Forest Department and his services be regularized without any further loss of time, as his services are also comes 29-30 years in near future he should be retired from service.

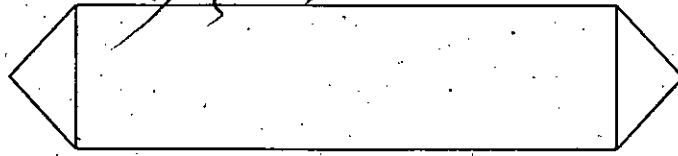
It is, therefore, most humbly prayed that on acceptance of the appeal of the appellant, the appellant may graciously be promoted to the rank of Deputy Forest Ranger and his services may also be regularized at your earliest convenient.

APPELLANT

  
GABEEL SHAH FORESTER  
WORKING PLAN UNIT-III  
FP & M CIRCLE PESHAWAR

DATED:- 29/07/2012

بعدالت حدہ چیسر جس سے روٹی کر رہا ہے



2013ء منجانب

20-2-2013ء

کمال سہاہ بنام گھبراہٹی گھر ملک بنام

مقدمہ

دعویٰ

جرم

### باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ آن مقام لیسٹ اور کیلئے محمد حارثی ایڈووکیٹ مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پرداختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے وہوگا۔ کوئی تازخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

Accepted  
Attested

20/3

جوری

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الرقوم

الع د گ واہ الع

کے لئے منظور ہے۔

مقام

کمال سہاہ