

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

EP 07/2023 in Service Appeal No. 886/2020.

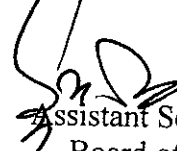
Gohar Ali.....Appellant

VERSUS

Govt. of Khyber Pakhtunkhwa and others.....Respondents

INDEX

S.No	Description of Documents	Annexure	Page No.
1.	Affidavit		01
2.	Implementation Report	--	02-03
3.	Seniority list of 2016	A	04-12
4.	Minutes of the DPC meeting Dated 01.11.2017	B	13-16
5.	Letter of Assistant Commissioner Swabi Dated 18.04.2018	C	17
6.	Order dated 08.03.2019	D	18
7.	Minutes of the DPC meeting dated 21.03.2019	E	19-21
8.	Notification dated 26.03.2019	F	22-23
9.	Minutes of the DPC meeting dated 25.10.2019	G	24-25
10.	Judgment of Service Tribunal Peshawar dated 24.08.2022	H	26-29
11.	Power of Attorney for CPLA	I	30
12.	Authority Letter	-	31


27/10/2023
Assistant Secretary Lit-II
Board of Revenue

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

EP 07/2023 in Service Appeal No. 886/2020.

Gohar Ali.....Appellant

VERSUS

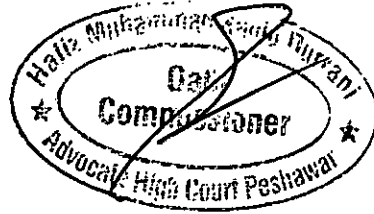
Govt. of Khyber Pakhtunkhwa and others.....Respondents

AFFIDAVIT


I, Abdul Rasheed, Superintendent, Litigation-II Section, Revenue and Estate Department, Khyber Pakhtunkhwa Peshawar, do hereby solemnly affirm and declare that the contents of the implementation report provided by the Assistant Secretary Establishment Section of Board of Revenue, Khyber Pakhtunkhwa, is submitted in the subject Execution Petition noted above, which found correct in light of the available record and that nothing has been concealed from this Honorable Service Tribunal. Hence, it is further stated on oath that in this appeal, the answering respondents have neither been placed ex-parte nor their defense have been struck off cost.

27 OCT 2023

ATTESTED



DEPONENT

	GOVERNMENT OF KHYBER PAKHTUNKHWA, BOARD OF REVENUE, REVENUE & ESTATE DEPARTMENT.	
091-9212726	Peshawar Dated the 08/08/2023	091-9214208

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Implementation Report in Execution Petition No. 7/2023 in Service Appeal No. 886/2020.


Gohar Ali Ex- Tehsildar, now PMS BS-17..... Appellant.

VERSUS

Government of Khyber Pakhtunkhwa and other..... Respondents.

Mr. Gohar Ali the then Tehsildar now PMS BS-17 officer was promoted in 2008 as District Kanungo. In the joint seniority list of Naib Tehsildar, Sub Registrar, District Kanungo and District Revenue Accountant for the year 2016 name of the appellant was at S. No. 15 (**Annexure-A**). A DPC meeting was held for promotion to the post of Tehsildar (BS-16), on 01.11.2017 and 22 officials were recommended for promotion to the post of Tehsildar (BS-16), however. Mr. Gohar Ali was deferred due to show cause notice in a suo moto case in VR. Minutes of the meeting dated 01.11.2017 is at (**Annexure-B**). Mr. Gohar Ali was also not considered in the subsequent DPCs held in the year 2018.

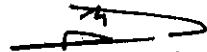
Mr. Abid Mohmand, Ex- Assistant Commissioner, Swabi was nominated as Inquiry Officer to conducted inquiry in suo moto case. The Inquiry Officer submitted report vide letter dated 18.04.2018 who reported that Mr. Gohar Ali never served in District Charsadda during entire service and the signature of the accused namely Mr. Gohar Ali appearing in Serial No. 7 in the list of VR did not match with the signature of appellant (**Annexure-C**). On the basis of said inquiry report, proceedings initiated against Mr. Gohar Ali were filed vide order dated 08.03.2019 (**Annexure-D**). Thereafter, a DPC meeting was held for promotion to the post of Tehsildar on 21.03.2019 and Mr. Gohar Ali alongwith other officials were recommended for promotion to the post of Tehsildar (BS-16). Minutes of the meeting is at (**Annexure-E**). Accordingly, Promotion notification was issued with immediate effect on 26.03.2019 (**Annexure-F**). Mr. Gohar Ali the then Tehsildar now PMS (BS-17) officer submitted Departmental Appeal on 20.09.2019 for anti-date promotion on regular basis w.e.f 16.11.2017 with all back & consequential benefits. Accordingly, DPC meeting was held on 25.10.2019 for consideration of anti-date promotion of Mr. Gohar Ali, wherein the Committee after detailed discussion unanimously recommended that Mr. Gohar Ali the then Tehsildar for regaining seniority w.e.f 16.11.2017 i.e. from the date of promotion of his juniors in terms of Services and General Administration Department circular letter No. SOR-I(S&GAD)1-29/75 dated 13.04.1987. Minutes of the meeting are at (**Annexure-G**). Seniority has been granted to Mr. Gohar Ali from the date of his deferment i.e. 16.11.2017, however, consequential benefits i.e. salary and other emoluments for the said period were not granted to him. Mr. Gohar Ali filed Service Appeal No. 886/2020 before the Khyber Pakhtunkhwa

	GOVERNMENT OF KHYBER PAKHTUNKHWA, BOARD OF REVENUE, REVENUE & ESTATE DEPARTMENT.	
091-9212726	Peshawar Dated the <u>08</u> /08/2023	091-9214208

Service Tribunal regarding consideration for promotion as Tehsildar w.e.f 16.11.2017 alongwith all back & consequential benefits which was accepted in favour of the appellant on 24.08.2022 by Khyber Pakhtunkhwa Service Tribunal (**Annexure-H**). This department in consultation with Law department filed CPLA before August Supreme court of Pakistan which is pending for decision. Power of attorney is at (**Flag-I**).

The order of the Khyber Pakhtunkhwa Service Tribunal has been implemented and the appellant has already been promoted from the date where his junior were promoted as Tehsildar on 26.03.2019. Further to mention here that as per Promotion Policy "**Promotion will always be notified with immediate effect**".

Keeping in view the above, the instant Execution Petition may be dismissed as the same has already been implemented please.


7/8/2023
Senior Member
Board of Revenue

JOINT SENIORITY LIST OF NAIB TEHSILDAR, SUB REGISTRAR, DISTRICT KANUNGO, AND DISTRICT REVENUE ACCOUNTANT
(BS - 14) AS STOOD ON 31.12.2016

S.No	Name of Naib Tehsildar/Qualification	Date of Birth / Domicile	Date of First entry into Government Service	Date of appointment as Naib Tehsildar on regular basis	Remarks
1.	Mr. Abdul Qadeer (MSc)	15.08.1962 DIKhan	28.08.1995	28.08.1995	Tehsildar (ACB)
2.	Mr. Abdur Rehman Shah (BA)	15.02.1985 Bannu	23.01.2007	23.01.2007	Ban on promotion to the post of Tehsildar for a period of 3 years.
3.	Mr. Faizullah	03.01.1957 Bannu	02.02.1981		Promoted through Administrative order. Leave to appeal has been filed in Supreme Court of Pakistan against the Tribunal's orders.
4.	Mr. Saleem Asmat (BA)	03.01.1959 DIKhan	27.03.1984	31.03.2008	Reverted to his original post but setting on stay from Service Tribunal
5.	Mr. Abdur Rashid (Matric)	1958 DIKhan	1987	29.05.2008	Promoted through Administrative Order of Senior Member Board of Revenue
6.	Mr. Afsar Khan (Matric)	10.04.1964 Swabi	04.12.1989	15.10.2008	Sub-Registrar
7.	Mr. Iqbal Ahmad (Matric)	25.04.1959 Peshawar	14.01.1987	15.10.2008	--do--
8.	Mr. Khalid Rafiq (FA)	10.03.1958 Abbottabad	01.07.1984	15.10.2008	--do--
9.	Muhammad Iqbal (BA)	06.02.1965 Mardan	19.11.1990	15.10.2008	--do--
10.	Mr. Abdul Qayum (FA)	20.02.1965 Kohat	20.03.1988	15.10.2008	--do--
11.	Muhammad Azam Khan (BA)	08.12.1959 Kohat	14.07.1982	15.10.2008	--do--
	Qazi Ejaz Ahmad (BA)	06.06.1958 Mansehra	09.12.1978	15.10.2008	--do--

W.H. Hamed

Abdul Rehman

3.	Mr. Waheed Ullah (MA)	10.02.1973 Dir	20.09.1995	15.10.2008	Sub-Registrar
14.	Mr. Mohammad Rafiq (BA)	01.03.1964 Kohat	06.03.1988	15.10.2008	District Kanungo
15.	Mr. Gohar Ali (BA)	20.02.1964 Swabi	19.12.1985	27.11.2008	District Kanungo
16.	Mr. Ajam Khan (BA)	15.06.1963 Peshawar	07.10.1987	29.11.2008	--do--
17.	Mr. Muhammad Javed (BA)	22.04.1966 Haripur	25.09.1990	29.11.2008	--do--
18.	Mr. Shah Nadeem (BSc)	02.04.1983 Mardan	09.08.2004	29.11.2008	--do--
19.	Mr. Shakir Ullah (MA. MBA)	15.01.1978 Khyber Agency	02.02.2009	02.02.2009	Naib Tehsildar
20.	Mr. Munir Ahmad (MSc)	20.03.1979 SWA	02.02.2009	02.02.2009	--do--
21.	Mr. Rahamd Ullah khan (MSc. Chem)	18.04.1978 Lakki Marwat	02.02.2009	02.02.2009	--do--
22.	Mr. Imtiaz Ali Shah (MSc)	14.04.1980 Karak	02.02.2009	02.02.2009	--do--
23.	Mr. Khalid Khan (MA)	23.03.1978 Bajuar	02.02.2009	02.02.2009	--do--
24.	Mr. Fazli Wadood (BA)	04.04.1982 Mohmand Agency	02.02.2009	02.02.2009	--do--
25.	Mr. Irshad Ali (MA)	15.03.1978 Mohmand Agency	02.02.2009	02.02.2009	--do--
26.	Mr. Amir Nawaz (BSc/MBA)	22.04.1975 DIKhan	02.02.2009	02.02.2009	--do--
27.	Mr. Shah Wazir (MSc)	30.03.1980 SWA	02.02.2009	02.02.2009	--do--
28.	Mr. Sikandar Khan (M.A)	10.12.1976 Swat	02.02.2009	02.02.2009	--do--
29.	Mr. Ishtiaq Ahmad Khan (M.A)	30.04.1979 Malakand	02.02.2009	02.02.2009	--do--
30.	Mr. Shamsul Islam (MA)	10.04.1979 Malakand	02.02.2009	02.02.2009	--do--
	Mr. Allah Noor (MA)	11.04.1983 (FR)-DIKhan	02.02.2009	02.02.2009	--do--

Attested

Wahid Ahmad

32	Muhammad Ilyas (MSc)	03.03.1975 Swat	02.02.2009	02.02.2009	Naib Tehsildar
33.	Mr. Yasir Salman Kundi (MBA)	03.08.1979 Lakki Marwat	02.02.2009	02.02.2009	--do--
34.	Mr. Yadullah Khan Khattak(MA)	23.05.1979 Mardan	02.02.2009	02.02.2009	--do--
35.	Mr. Ahmad Hashmi (B.A)	2.04.1983 Dir Lower	02.02.2009	02.02.2009	--do--
36.	Mr. Amin Ullah Khan (BA)	07.06.1977 DIKhan	02.02.2009	02.02.2009	--do--
37.	Mr. Zahid Younis (M.A)	20.01.1978 Karak	02.02.2009	02.02.2009	--do--
38.	Mr. Naimat Ullah (Double M.A)	26.04.1973 Dir	02.02.2009	02.02.2009	--do--
39.	Muhammad Riaz (LLB)	02.02.1980 Dir Lower	02.02.2009	02.02.2009	--do--
40.	Muhammad Yar (MA)	02.02.1979 Malakand	02.02.2009	02.02.2009	--do--
41.	Mr. Sher Ali Khan (M.A)	13.11.1974 Swat	02.02.2009	02.02.2009	--do--
42.	Mr. Munawar Shah (M.A)	12.02.1973 Dir Lower	02.02.2009	02.02.2009	--do--
43.	Mr. Iftikhar uddin (MSc)	05.08.1973 Charsadda	02.02.2009	02.02.2009	--do--
44.	Mr. Younis Khan (M.A)	15.06.1981 Upper Dir	02.02.2009	02.02.2009	--do--
45.	Mr. Mujahid Ali (M.A)	19.04.1974 Nowshera	02.02.2009	02.02.2009	--do--
46.	Syed Abdul Akbar Shah (MSC/M.A)	11.04.1981 Mardan	02.02.2009	02.02.2009	--do--
47.	Syed Sultan Haider Shah (BA. LLB)	08.12.1972 Peshawar	02.02.2009	02.02.2009	--do--
48.	Mr. Aftab Ahmad(MSc)	08.12.1982 Peshawar	02.02.2009	02.02.2009	--do--
49.	Mr. Dil Nawaz Khan (LLB)	22.03.1979 Swabi	02.02.2009	02.02.2009	--do--
	Mr. Fayat Ullah(M.A)	09.01.1977 Peshawar	02.02.2009	02.02.2009	Removed from Service on 26.05.2014, but working as Naib Tehsildar on the order Service Tribunal.

Noted

[Handwritten signature]

51.	Mr. Faqir Hussain (BA)	10.10.1983 Nowshera	02.02.2009	02.02.2009	Naib Tehsildar
52.	Mr. Zulfiqar Khan (M.Com)	15.04.1983* Peshawar	02.02.2009	02.02.2009	--do--
53.	Mr. Waqar Ahmad S/O Muhammad Irfan (M.A)	24.04.1980 Mansehra	02.02.2009	02.02.2009	--do--
54.	Muhammad Faraz Qurashi (MBA)	17.03.1982 Abbottabad	02.02.2009	02.02.2009	--do--
55.	Mr. Fazal ur Rehman (M.A)	10.07.1975 Haripur	02.02.2009	02.02.2009	--do--
56.	Mr. Farukh Jadoon (BSc)	04.05.1984 Abbottabad	02.02.2009	02.02.2009	--do--
57.	Mr. Fayaz Ahmad (M.A)	10.03.1982 Abbottabad	02.02.2009	02.02.2009	--do--
58.	Bilal Ahmad (BA. B.Ed)	10.10.1978 Haripur	02.02.2009	02.02.2009	--do--
59.	Mr. Tanveer Shahzad (M.A)	30.12.1977 Mansehra	02.02.2009	02.02.2009	--do--
60.	Mr. Ejaz Ahmad (3 - M.A)	15.04.1982 Abbottabad	02.02.2009	02.02.2009	--do--
61.	Muhammad Salim (BSC)	03.05.1978 Abbottabad	02.02.2009	02.02.2009	--do--
62.	Mr. Sajid Saleem (MA)	01.04.1978 Tank	06.11.1996	10.02.2009	Reverted to his original post but still working as Naib Tehsildar on the basis of Stay from Service Tribunal.
63.	Mr. Adil Waseem (BA)	25.12.1988 Nowshera	27.02.2009	27.02.2009	Naib Tehsildar
64.	Mr. Tanzil-ur-Rehman	13.02.1988 NWA	14.04.2009	14.04.2009	--do--
65.	Mr. Rab Nawaz (BA)	12.02.1964 Chitral	27.12.1983	29.04.2009	Sub-Registrar
66.	Mr. Abdul Qayum (BA)	24.04.1974 Kohistan	27.12.1993	02.05.2009	Naib Tehsildar
67.	Mr. Roohul Amin (Matric)	25.10.1966 Kohat	01.04.1985	02.05.2009	--do--
68.	Mr. Qianoos Khan (BA)	14.02.1962 Kohat	01.07.1991	02.05.2009	--do--

Attested
 Muhammad Peshawar

69.	Mr. Khurshid Ali (Matric)	19.01.1959 Malakand	05.12.1991	02.05.2009	Naib Tehsildar
70.	Mr. Latif-ur-Rehman (Matric)	01.07.1959 Shangla	01.03.1978	02.05.2009	--do--
71.	Mr. Jehan Wali (Matric)	01.02.1957 Shangla	01.03.1978	02.05.2009	--do--
72.	Mr. Amir Zarin (Matric)	06.08.1959 Shangla	01.03.1978	02.05.2009	--do--
73.	Mr. Shah Wazir (Matric)	02.02.1960 Swat	05.04.1981	02.05.2009	--do--
74.	Mr. Sher Bahadar (BA)	07.04.1965 Tank	10.10.1992	02.05.2009	--do--
75.	Mr. Shaukat Iqbal (M.A)	2/11/1973 DIKhan	19.10.1992	02.05.2009	--do--
76.	Mr. Abdur Rashid (MSC)	05.01.1962 Swabi	28.08.1988	02.05.2009	--do--
77.	Mr. Ahmad Ali M.A (B.ed)	17.04.1962 Swabi	28.08.1988	02.05.2009	--do--
78.	Faiz Mohammad (FA)	20.03.1966 Swabi	09.09.1990	15.05.2009	District Kanungo
79.	Mr. Shakeel Ahmad (MA)	03.07.1971 Charsadda	13.09.1992	12.05.2009	Reverted to his original post but still working as Naib Tehsildar on the basis of Stay from Service Tribunal.
80.	Mr. Gohar Ali (B.A)	31.03.1980 Bannu	29.05.2009	29.05.2009	Naib Tehsildar
81.	Mr. Mehmood Shah (Matric)	01.02.1959 Peshawar	04.10.1977	02.06.2009	--do--
82.	Mr. Sher Dil (BA)	24.01.1974 Kohistan	10.04.1995	02.06.2009	--do--
83.	Muhammad Shoaib (BA)	01.01.1968 Kohat	09.12.1990	02.06.2009	--do--
84.	Mr. Muhammad Arshad (BA)	20.01.1967 Kohat	02.09.1984	26.06.2009	--do--
85.	Mr. Zafar Iqbal (B.A. L.L.B)	25.02.1963 Kohat	02.04.1987	02.07.2009	--do--
86.	Mr. Nawab Gul (M.A)	15.11.1966 Kohat	01.01.1995	02.07.2009	--do--
	as Khan (B.A)	30.06.1960 Mardan	30.08.1988	07.07.2009	--do--

Attested

Abdul Rasheed

88.	Mr. Shakeel-ul-Rehman	10.02.1978 Bannu	06.01.2009	11.07.2009	Naib Tehsildar
89.	Mr. Shiekh Muhammad Jamil (M.A)	15.02.1964 DIKhan	21.10.1992	18.07.2009	--do--
90.	Mr. Bashir Ahmad (F.A)	01.01.1957 DIKhan	10.12.1983	18.07.2009	--do--
91.	Mr. Shehryar Khan (Matric)	01.10.1961 Mohmand Agency	13.09.1983	25.07.2009	Reverted to his original post but still working as Naib Tehsildar on the basis of Stay from Service Tribunal.
92.	Mr. Muhammd Saeed	Peshawar		30.09.2009	--do--
93.	Mr. Riaz-ul-Haq (BA)	11.01.1969 Bajaur	04.07.1987	22.10.2009	Reverted on CCB but still working as Naib Tehsildar on the basis of Stay from Service Tribunal.
94.	Mr. Jehanzeb Khan (BA)	01.04.1965 Malakand	13.12.1982	08.01.2010	--do--
95.	Mr. Asmatullah (BA)	25.05.1973 NWA	01.06.1996	22.01.2010	--do--
96.	Mr. Gul Shehzad	15.01.1986 Peshawar		21.04.2010	--do--
97.	Mr. Dildar Khan (BA)	15.05.1975 Haripur	01.09.2003	25.06.2010	Reverted to his original post but still working as Naib Tehsildar on the basis of Stay from Service Tribunal
98.	Mr. Sardar Ghulam Murtaza (FA)	01.11.1965 Abbottabad	04.06.1988	30.06.2010	Promoted through Peshawar High Court, Bench judgment dated 26.09.2007
99.	Mr. Fazle-Rehman (Matric)	10.06.1958 DIKhan		02.09.2010	Promoted through Administrative order of Senior Member Board of Revenue
100.	Mr. Haq Nawaz (Matric)	03.07.1960 DIKhan		02.09.2010	--do--
101.	Mr. Gohar Zaman (FA)	20.04.1965 DIKhan		02.09.2010	--do--
102.	Mr. Anwar Hussain (FA)	23.03.1972 Kohat		15.10.2010	Reverted to his original post but still working as Naib Tehsildar on the basis of Stay from Service Tribunal
	Mr. Jalil (MA)	15.01.1964 SWA		04.11.2010	Reverted to his original post but still working as Naib Tehsildar on the basis of Stay from Service Tribunal

Attested

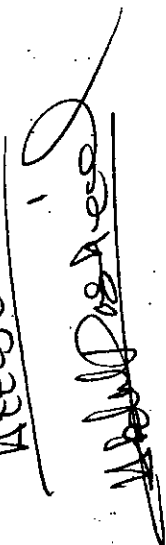
Abdul Qasim

104.	Mr. Hazrat Yousaf (MA)	06.04.1959 Battagram	01.01.1977	11.11.2010	--do--
105.	Mr. Ghuncha Gul (C.com)	24.04.1967 Mohmand Agency	22.12.1998	20.11.2010	--do--
106.	Mohammad Dawood Khan	12.04.1986	19.06.2001	02.07.2013	District Kanungo
107.	Mr. Yousaf Haroon (FA)	20.04.1957 Mardan	15.05.1984	26.08.2013	District Revenue Accountant
108.	Mr. Hussan Wahab (Matric)	15.02.1959 Swabi	01.02.1979	26.08.2013	--do--
109.	Mr. Habib-ur-Rehman (Matric)	01.10.1957 (Battagram)	18.05.1978	08.01.2014	--do--
110.	Mr. Gul Faraz	01.10.1978 (Kohistan)	28.06.2004	04.03.2014	--do--
111.	Mr. Gul Shahzada (B.A)	04.03.1979 Kohistan	28.06.2004	04.03.2014	District Kanungo
112.	Mr. Azhar Iqbal (Matric)	01.09.1957 Kohat	01.10.1984	09.04.2014	District Revenue Accountant
113.	Mr. Akbar Badshah (FA)	11.03.1957 Swat	08.04.1981	03.06.2014	--do--
114.	Mr. Iqbal Hussain (BA)	05.02.1961 Swat	05.08.1980	03.06.2014	District Kanungo
115.	Mr. Bakht Naseeb (Matric)	01.10.1957 (Shangla)	01.05.1978	30.06.2014	District Revenue Accountant
116.	Mr. Naimatullah (FA)	02.02.1963 Dir Upper	22.12.1985	03.06.2014	District Kanungo
117.	Mr. Abdul Salam	14.11.1981 Lakki Marwat	01.09.2014	27.05.2015	Naib Tehsildar
118.	Mr. Mohammad Khan (FA)	02.02.1961 Mardan	24.04.2008	27.05.2015	--do--
119.	Mr. Mohammad Naeem (BA)	02.02.1961 Abbottabad	15.04.1985	27.05.2015	--do--
120.	Mr. Jehan Ali (FA)	05.03.1962 Malakand	11.08.1993	27.05.2015	--do--
121.	Mr. Bakht Jehan (MA)	15.03.1964 Dir Lower	05.06.1986	27.05.2015	--do--
	Mr. Alamzeb (Matric)	20.04.1959 Dir Lower	01.06.2006	27.05.2015	Naib Tehsildar
	Mr. Alamzeb (Matric)	01.11.1959 Mardan	04.11.1984	27.05.2015	--do--

Noted

Handwritten signature

124.	Mr. Malik Mohammad Asif (BA)	14.04.1956 Haripur	13.05.1992	13.08.2015	District Kanungo
125.	Mr. Khurshid Ahmad (Matric)	03.04.1957 Abbottabad	03.09.1976	13.08.2015	--do--
126.	Mr. Fazal-ur-Rehman (MA)	04.04.1958 Lakki Marwat	06.08.1980	13.08.2015	--do--
127.	Mr. Asghar Ali (Matric)	14.04.1961	03.12.1980	13.08.2015	--do--
128.	Mr. Mohammad Arif (BA)	25.04.1977 Karak	02.12.1994	13.08.2015	--do--
129.	Mr. Shafiullah No.2 (Matric)	16.04.1965 Bannu	08.09.1988	13.08.2015	District Revenue Accountant
130.	Mr. Haider Abbas Shahani (MSC)	01.03.1972 DIKhan	27.12.2004	13.08.2015	--do--
131.	Mr. Ghaffar Ali	10.04.1956 Charsadda	25.01.1981	13.08.2015	--do--
132.	Mr. Ibrahim Khan (BA)	01.02.1984 Dir Upper	12.06.2007	13.08.2015	--do--
133.	Mr. Inayatullah (BA)	27.09.1958 Bannu	12.02.1982	21.08.2015	Naib Tehsildar
134.	Mr. Rashid Khan (FA)	19.03.1958 Bannu	28.11.1982	21.08.2015	--do--
135.	Mr. Khajab Gul (BA)	20.04.1966 Tor Ghar	26.10.1985	03.10.2015	District Kanungo
136.	Mr. Jangroz Khan (BA)	27.12.1959 Battagram	30.07.1980	03.10.2015	--do--
137.	Mr. Khayat Ullah	01.02.1957 Buner	04.04.1981	03.10.2015	District Revenue Accountant
138.	Mr. Mohammad Ramzan	05.02.1958 Tank	15.10.1986	20.01.2016	--do--
139.	Mr. Ahmad Sultan (Matric)	01.03.1967 Dir Lower	08.10.1987	20.01.2016	Naib Tehsildar
140.	Mr. Khurata Rehman (SSC)	14.08.1958 Charsadda	07.06.1987	20.01.2016	--do--
141.	Mr. Khurshid Shah (F.A)	04.05.1964 Peshawar	11.03.1986	20.01.2016	--do--
142.	Mr. Mohammad Ibrar (F.A)	05.07.1957 Peshawar	04.01.1989	20.01.2016	Naib Tehsildar
143.	Mr. Wahid (F.A)	12.07.1967 Malakand	12.09.1993	09.08.2016	District Kanungo

Attested


144.	Mr. Amin Dost Khan (F.A)	03.06.1957 Buner	20.05.1976	09.08.2016	--do--
145.	Mr. Awal Khan (B.A)	05.02.1968	20.07.1995	31.08.2016	--do--
146.	Mr. Imran Ali Shah (B.A)	01.04.1981 Chitral	12.08.2009	31.08.2016	--do--
147.	Mr. Kamailstan (Matric)	01.04.1958 Swat	06.04.1981	04.09.2016	Naib Tehsildar
148.	Mr. Ghulam Abbas (Matric)	02.03.1960 DIKhan	18.01.1984	04.09.2016	--do--
149.	Mr. Fazal Karim (F.A)	01.07.1968 Malakand	01.06.2006	04.09.2016	--do--

Attested

Abdul Wahid

[Signature]
Assistant Secretary (Estt)
Board of Revenue, Khyber Pakhtunkhwa.

(16 Annex 1)
GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE
REVENUE & ESTATE DEPARTMENT

B

SUBJECT:

MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE
MEETING FOR PROMOTION TO THE POST OF TEHSILDAR.

A Meeting of Departmental Promotion Committee was held on 01.11.2017 at 11:00 am in the Committee Room of Board of Revenue under the Chairmanship of Senior Member Board of Revenue to consider the promotion cases of Naib Tehsildars, Sub-Registrars, District Kanungos, District Revenue Accountants, and Ministerial Staff of Commissioner, Deputy Commissioner and Political Agents office as well as Board of Revenue against the vacant post of Tehsildar (BS - 16).

The following attended:-

- | | | |
|----|--|-----------|
| 1. | Mr. Mohammad Salim Shah,
Section Officer (Reg - IV)
Establishment Department | Member |
| 2. | Mr. Barkat Khan
Section Officer (SR-I)
Finance Department | Member |
| 3. | Mr. Qaisar Khan,
Secretary - I, Board of Revenue | Secretary |

2. Following agenda was discussed where after recommendations for each of the officials included in the panel were made:-

ITEM NO. 1

PROMOTION OF NAIB TEHSILDAR, DISTRICT KANUNGO, DISTRICT REVENUE ACCOUNTANT AND SUB - REGISTRAR TO THE POST OF TEHSILDAR (BPS - 16).

There are total 105 number sanctioned posts of Tehsildars (BS-16) in Khyber Pakhtunkhwa, out of which 26 regular posts are lying vacant under 60% share. The Committee examined service record of the officials and made the following recommendations:-

S.No	Name of official	Recommendation
1.	Mr. Abdul Qadeer Naib Tehsildar	Deferred due to missing ACRs for the years from 2010 to 2016.
2.	Mr. Abdur Rehman Shah Naib Tehsildar	Not considered due to ban on promotion for a period of 3 years.
3.	Mr. Faizullah Naib Tehsildar	Not considered as he has been retired from service.
4.	Mr. Saleem Asmat Assistant	Not considered. He has already been reverted to his original post of Assistant.
5.	Mr. Abdur Rashid Naib Tehsildar	Not considered. As he has been promoted as Naib Tehsildar through Administrative order.

Minutes and order

Attested
Abdul Rashid

	Name of official	Recommendation
	Mr. Afsar Khan Sub-Registrar	Deffered due to missing ACR for the year 2003 to 2007, 2011, 2012 and 2016.
	Mr. Iqbal Ahmad Sub-Registrar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
8.	Mr. Khalid Rafique Sub-Registrar	Deferred due to pending Departmental enquiry.
9.	Mr. Muhammad Iqbal Sub-Registrar	Not considered as he has already opted not to be promoted as Tehsildar.
10.	Mr. Abdul Qayyum Sub-Registrar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
11.	Mr. Muhammad Azam Khan Sub-Registrar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
12.	Mr. Qazi Ijaz Sub-Registrar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
13.	Mr. Waheedullah Sub-Registrar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
14.	Mr. Mohammad Rafiq District Kanungo	Deferred due to show cause notice under Suo Moto case.
15.	Mr. Gohar Ali District Kanungo	Deferred due to show cause notice under suo moto case.
16.	Mr. Ajam Khan District Kanungo	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
17.	Mr. Mohammad Javed District Kanungo	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
18.	Mr. Shah Nadeem District Kanungo	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
19.	Mr. Shakirullah Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
20.	Mr. Munir Ahmad Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
21.	Mr. Rahamdullah Khan Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
22.	Mr. Imtiaz Ali Shah Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
23.	Mr. Khalid Khan Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
24.	Mr. Fazal Wadood Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
25.	Mr. Irshad Ali Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
26.	Mr. Amir Nawaz Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
27.	Mr. Shah Wazir Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
28.	Mr. Sikandar Khan Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
29.	Mr. Ishtiaq Ahmad Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
30.	Mr. Shamsul Islam Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
31.	Mr. Allah Noor Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
32.	Mr. Mohammad Ilyas Naib Tehsildar	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.

Attested

Abdul Qasim

**PROMOTION OF MINISTERIAL STAFF TO THE POST OF TEHSILDAR
(BS - 16) ON REGULAR BASIS.**

There are total 105 number regular sanctioned post of Tehsildar in the Province. Under 16% quota of Ministerial employee i.e Assistants and Senior Scale Stenographer of the offices of Commissioner, Deputy Commissioner and Political Agents, 16 posts comes in their share, out of which 8 regular post are lying vacant. The Committee examined service record of the officials and made the following recommendations:-

S.No	Name of official	Recommendation
1.	Mr. Gulibaz, Tehsildar ACB	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
2.	Mr. Tahir Ashraf Tehsildar (ACB)	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
3.	Mr. Arshad Mehmood Assistant	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
4.	Mr. Hasrat Khan Assistant	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
5.	Mr. Naimatullah Assistant	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
6.	Mr. Tasawar Khan Assistant	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
7.	Mr. Ishaq Ali Assistant	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
8.	^M Mr. Zaman Assistant	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.

ITEM NO. 3

**PROMOTION OF MINISTERIAL STAFF OF THE BOARD OF REVENUE TO
THE POST OF TEHSILDAR (BS - 16) ON REGULAR BASIS.**

There are total 105 number sanctioned post of Tehsildar in the Province. Under 04% quota of Ministerial employees i.e. Assistants and Senior Scale Stenographer of the office of Board of Revenue Khyber Pakhtunkhwa, 2 regular posts are lying vacant in their share. The Committee examined service record of the officials and made the following recommendations:-

S.No	Name of official	Recommendation
1.	Mr. Imran Zaman Assistant	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
2.	Mr. Khalid Mansoor, Assistant	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.

Attested

Abdul Rashid

9


21

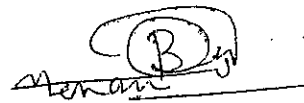
APPOINTMENT OF NAIB TEHSILDAR, DISTRICT KANUNGO, DISTRICT REVENUE ACCOUNTANT, SUB-REGISTRAR AND MINISTERIAL EMPLOYEES OF FIELDS AND BOARD OF REVENUE TO THE POST OF TEHSILDAR (BPS - 16) ON ACTING CHARGE BASIS.

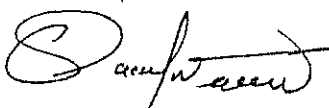
There are total 12 Ex-Cadre posts of Tehsildars (BS-16) in Khyber Pakhtunkhwa. The Committee examined service record on the basis of joint seniority list of Naib Tehsildar, District Kanungo, District Revenue Accountant and Sub Registrar and Assistant of the offices of Commissioners, Deputy Commissioners, Political Agents and Ministerial of the Board of Revenue, and made the following recommendations for appointment as Tehsildar (acting charge basis):-

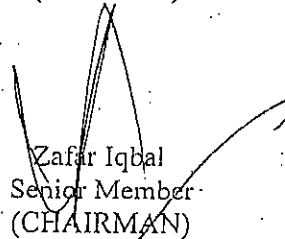
S.No	Name of Official	Recommendation.
1.	Mr. Yasir Salman Kundi Naib Tehsildar	He was considered and found suitable for appointment to the post of Tehsildar (BS - 16) on acting charge basis.
2.	Mr. Yadullah Khattak Naib Tehsildar	Deferred due to ban on promotion for a period of 3 years.
3.	Mr. Ahmad Hashmi Naib Tehsildar	Deferred due to missing ACRs
4.	Mr. Aminullah K han Naib Tehsildar	Deferred due to missing ACRs
5.	Mr. Zahid Younas Naib Tehsildar	He was considered and found suitable for appointment to the post of Tehsildar (BS - 16) on acting charge basis.
6.	Mr. Niamatullah Naib Tehsildar	He was considered and found suitable for appointment to the post of Tehsildar (BS - 16) on acting charge basis.
7.	Mr. Mohammad Riaz Naib Tehsildar	He was considered and found suitable for promotion as Tehsildar (BS - 16) on acting charge basis
8.	Mr. Mohammad Yar Naib Tehsildar	Dismissed from service
9.	Mr. Sher Ali Khan Naib Tehsildar	He was considered and found suitable for appointment to the post of Tehsildar (BS - 16) on acting charge basis.
10.	Mr. Mohammad Nawaz, Assistant DC Office Karak	He was considered and found suitable for appointment to the post of Tehsildar (BS - 16) on acting charge basis.
11.	Mr. Umar Farooq Qureshi Assistant DC Office Kohat	He was considered and found suitable for appointment to the post of Tehsildar (BS - 16) on acting charge basis.
12.	Mr. Rahim Shah Assistant	He was considered and found suitable for appointment to the post of Tehsildar (BS - 16) on Acting Charge Basis.
13.	Mr. Mohammad Ayaz Assistant	He was considered and found suitable for appointment to the post of Tehsildar (BS - 16) on Acting Charge Basis.

The meeting was ended with a vote of thanks from the chair.


 Mohammad Salim Shah
 Section Officer (Reg - IV)
 Establishment Department
 (MEMBER)


 Barkat Khan
 Section Officer (SR-I)
 Finance Department
 (MEMBER)


 Qaisar Khan,
 Secretary - I, Board of Revenue
 (SECRETARY)


 Zafar Iqbal
 Senior Member
 (CHAIRMAN)



1 (G) Annex E

C 27

ASSISTANT COMMISSIONER SWABI

Tel #: 0938 - 221401 e-mail: dcswabi@gmail.com fax #: 0938 - 221917 - 221500
No. 2/3 /AC/Swabi/GC Dated: 18 /04/2018

To: The Assistant Secretary (Estt)
Board of Revenue
Khyber Pakhtunkhwa, Peshawar.

Subject: URGENT IMPLANTATION OF SUPREME COURT JUDGMENT DATED 24/10/2016 OFFICER WHO HAVE ENTERED IN TO VR OVER 25 LACS.

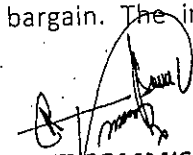
Kindly refer to your letter No.Estt:V/PF/SUO Moto/file.2/31408-11 dated 29/12/2017 whereby the undersigned was appointed as inquiry officer to conduct investigate charges leveled against Mr. Gohar Ali the then Patwari (Now DK Swabi) and to furnish findings of the inquiry.

In this connection, the accused was called to my office on 06/02/2018 in connection with formal inquiry. Besides personal hearing he furnished written statement together with other documents in support of his claim to the effect that he is not the one who has been charged.

Besides the above, his service book was also thoroughly checked which transpires that Mr. Gohar Ali never served in Charsadda District during his entire service. Rather during 1994-95 he remained posted as Patwari Halqa Batakara in Swabi District.

So much so, the list of signatories who entered in to plea bargain or who voluntarily returned the amount received from National Accountability Bureau Khyber Paktunkhwa was also perused. The signature of the accused namely Gohar Ali appearing at S.No. 07 in the list also does not match with the signature of Gohar Ali DK.

Keeping in view the record, statement of the accused Mr. Gohar Ali and it cannot be ascertained that whether Gohar Ali presently working as DK Swabi has plea bargain or not. It would be better if NAB is approached for further verification of this case because, the available record provided by NAB does not confirm that Mr. Gohar Ali presently serving as DK Swabi has done plea bargain. The inquiry is submitted for further necessary action please.


ASSISTANT COMMISSIONER
SWABI

Copy to

Deputy Commissioner Swabi for information please.

4/E
28/4/18

Assistant Secretary (Estt:)

Attested
Abdul Paresh



26
D
92

GOVERNMENT OF KHYBER PAKHTUNKHWA,
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT.
Facebook ID: www.facebook.com/hor.kpk.92
Twitter ID: [@RevenueBoardkp](https://twitter.com/RevenueBoardkp)
Fax No: [091.9213989](tel:0919213989)

Peshawar dated the 08/03/2019.

ORDER:

Estt:V/PF/Gohar Ali/Mardan/_____ WHEREAS: Mr. Gohar Ali District Kanungo of Swabi District was proceeded against under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011, for the charges mentioned in the Charge Sheet & Statement of Allegations.

AND WHEREAS: Mr. Abid Mohmand Assistant Commissioner, Swabi was appointed as Inquiry Officer to probe into the charges leveled against the said official and submit findings.

AND WHEREAS the Inquiry Officer observed that signature of accused official does not match with the signature of Gohar Ali District Kanungo who entered into Voluntarily Return with National Accountability Bureau. The official having the same name belongs to Charsadda, while the accused hails from District Swabi.

NOW THEREFORE, Based upon the recommendation of Inquiry Officer the Competent Authority do hereby file the inquiry proceedings initiated against Mr. Gohar Ali District Kanungo Swabi.

By order of
Senior Member

Estt:V/PF/Gohar Ali/Mardan/8369-75

Copy forwarded to the:-

1. Commissioner Mardan, Division Mardan.
2. PSO to Chief Secretary, Khyber Pakhtunkhwa.
3. Deputy Commissioner Swabi.
4. Additional Director (Staff) for Director General Government of Pakistan NAB, PDA Complex Block - III, Phase - V, Hayatabad Peshawar.
5. District Accounts Officer, Swabi.
6. Official concerned.
7. Office order file.

Assistant Secretary (F'sit)

Accepted

Wahid Pashoor



GOVERNMENT OF KHYBER PAKHTUNKHWA,
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT.
Facebook ID: www.facebook.com/bor.kpk92
Twitter ID: [@RevenueBoardkp](https://twitter.com/RevenueBoardkp)
Fax No: 091.9213989

E

Amir G

27

SUBJECT: MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING FOR PROMOTION TO THE POST OF TEHSILDAR.

A Meeting of Departmental Promotion Committee was held on 21.03.2019 at 11:00 am in the Committee Room of Board of Revenue under the Chairmanship of Senior Member Board of Revenue to consider the promotion cases of Naib Tehsildars, Sub-Registrars, District Kanungos, District Revenue Accountants and Ministerial Staff of Commissioners, Deputy Commissioners and Political Agents offices as well as Board of Revenue against the vacant posts of Tehsildars (BS - 16).

The following attended:-

- | | | |
|----|--|-----------|
| 1. | Mr. Yousaf Khan,
Deputy Secretary (Reg - III)
Establishment Department | Member |
| 2. | Mr. Barkat Khan
Section Officer (SR-I)
Finance Department | Member |
| 3. | Mr. Tashfeen Haider,
Secretary - I, Board of Revenue | Secretary |

2. Following agenda was discussed where after recommendations for each of the officials included in the panel were made:-

ITEM NO. 1.

PROMOTION OF NAIB TEHSILDAR, DISTRICT KANUNGO, DISTRICT REVENUE ACCOUNTANT AND SUB - REGISTRAR TO THE POST OF TEHSILDAR (BPS - 16).

There are total 118 number sanctioned posts of Tehsildars (BS-16) in Khyber Pakhtunkhwa. 71 posts comes in their share, out of which 13 regular posts are lying vacant under 60% share. The Committee examined service record of the officials included in the panel and made the following recommendations:-

Amir G
M. Tashfeen Haider

28

S.No	Name of official	Recommendation
1.	Mr. Abdul Qadeer Naib Tehsildar	Deferred due to missing ACRs for the period from 2005 to 2017.
2.	Mr. Muhammad Iqbal S.R	Opted not to be promoted for next 04 years w.e.f 15.11.2016 to 14.11.2020.
3.	Mohammad Rafiq DK	Deferred due to suo moto VR case.
4.	Mr. Gohar Ali District Kanungo	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
5.	Mr. Tanzil-Ur-Rehman N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
6.	Mr. Rab Nawaz S.R	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
7.	Mr. Abdul Qayum N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
8.	Mr. Rooh-Ul-Amin N.T	Retired from Government Service on his own request.
9.	Mr. Qyanoos Khan N.T	Deferred due to suo moto VR case
10.	Mr. Amir Zarin N.T	Deferred due to suo moto VR case
11.	Mr. Shah Wazir N.T	Deferred due to suo moto VR case
12.	Mr. Sher Bahadar N.T	Deferred due to pending enquiry.
13.	Mr. Shaukat Iqbal N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
14.	Mr. Abdur Rashid N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
15.	Mr. Ahmad Ali N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
16.	Mr. Faiz Mohammad DK	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
17.	Mr. Gohar Ali N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
18.	Mr. Mehmood Shah N.T	Deferred due to suo moto VR case
19.	Mr. Sher Dil N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
20.	Mr. Muhammad Shoaib N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.
21.	Mr. Muhammad Arshad N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS-16) on regular basis.
22.	Mr. Zafar Iqbal N.T	Deferred due to suo moto VR case.
23.	Mr. Nawab Gul N.T	He was considered and found suitable for promotion to the post of Tehsildar (BS-16) on regular basis.

Attested
Muhammad P. Ghosh

**PROMOTION OF MINISTERIAL STAFF TO THE POST OF TEHSILDAR
(BS - 16) ON REGULAR BASIS.**

There are total 118 number regular sanctioned posts of Tehsildars in the Province. Under 16% quota of Ministerial employees i.e Assistants and Senior Scale Stenographers of the offices of Commissioners, Deputy Commissioners and Political Agents, 19 posts comes in their share, out of which 01 regular posts is lying vacant. The Committee examined service record of the officials included in the panel and made the following recommendations:-

S.No	Name of official	Recommendation
1.	Mr. Tariq Khan Assistant	Superceeded on the basis of option for the second time not to be promoted as Tehsildar.
2.	Mr. Imtiaz Ahmad Assistant	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.


ITEM NO. 3.


**PROMOTION OF MINISTERIAL STAFF OF THE BOARD OF REVENUE TO
THE POST OF TEHSILDAR (BS - 16) ON REGULAR BASIS.**

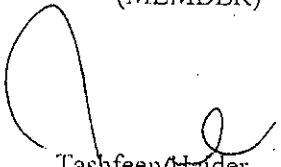
There are total 118 number sanctioned posts of Tehsildars in the Province. Under 04% quota of Ministerial employees i.e. Assistants and Senior Scale Stenographers of the office of Board of Revenue Khyber Pakhtunkhwa, 05 posts comes in their share, out of which 01 regular post is lying vacant. The Committee examined service record of the officials included in the panel and made the following recommendations:-


S.No	Name of official	Recommendation
2.	Mr. Muhammad Yousaf (Tehsildar ACB)	He was considered and found suitable for promotion to the post of Tehsildar (BS - 16) on regular basis.

The meeting was ended with a vote of thanks from the chair.



 Yousaf Khan
 Deputy Secretary (Reg - III)
 Establishment Department
 (MEMBER)


 Barkat Khan
 Section Officer (SR-I)
 Finance Department
 (MEMBER)


 Tashfeen Haider,
 Secretary - I, Board of Revenue
 (SECRETARY)


 Dr. Fakhre Alam
 Senior Member
 (CHAIRMAN)

Attested


 Abdul Pezesh

30

GOVERNMENT OF KHYBER PAKHTUNKHWA,
 BOARD OF REVENUE,
 REVENUE & ESTATE DEPARTMENT,
 Facebook ID: www.facebook.com/bor.kpk92
 Twitter ID: [@RevenueBoardkp](https://twitter.com/RevenueBoardkp)
 Fax No: 091.921.3989



Peshawar Dated the 26/03/2019.

NOTIFICATION

No. Est:PDPC/Tehsildar/2017/_____ Consequent upon the recommendation of Departmental Promotion Committee meeting dated 21.03.2019, the Competent Authority is pleased to order the promotion of the following Naib Tehsildars, District Kamungo and Sub Registrar to the post of Tehsildar (BS - 16) on regular basis with immediate effect:-

S.No	Name of official
1.	Mr. Gohar Ali, District Kamungo ✓
2.	Mr. Tanzil-Ur-Rehman, Naib Tehsildar
3.	Mr. Rab Nawaz, Sub Registrar
4.	Mr. Abdul Qayum, Naib Tehsildar
5.	Mr. Shaukat Iqbal, Naib Tehsildar
6.	Mr. Abdur Rashid, Naib Tehsildar
7.	Sahibzada Ahmad Ali, Naib Tehsildar
8.	Mr. Faiz Mohammad, District Kamungo
9.	Mr. Gohar Ali, Naib Tehsildar
10.	Mr. Sher Dil, Naib Tehsildar
11.	Mr. Muhammad Shoaib, Naib Tehsildar
12.	Mr. Muhammad Arshad, Naib Tehsildar
13.	Mr. Nawab Gul, Naib Tehsildar

2. On promotion, the above officers will be on probation for a period of one year in terms of Section-6(2) of Khyber Pakhtunkhwa Civil Servants Act, 1973, read with Rule 15 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules - 1989.

Attested

M. D. Ashraf

(31)

Consequent upon the above the following posting / transfer is hereby ordered with

immediate effect:-


S.No	Name of Official	From	To	Remarks
1.	Mr. Gohar Ali	Tehsildar Lahor	Retained on the same post	-
2.	Mr. Tanzil-Ur-Rehman	Tehsildar F.R Bannu	Retained on the same post	-
3.	Mr. ... Nawaz	Tehsildar Mulko	Retained on the same post	-
4.	Mr. Abdul Qayum	Tehsildar Behrain.	Retained on the same post	-
5.	Mr. Shaukat Iqbal	Tehsildar Tank.	Retained on the same post	-
6.	Mr. Abdul Rashid	Tehsildar Dargai	Retained on the same post	-
7.	Sahibzada Ahmad Ali	Tehsildar Gagra Buner	Retained on the same post	-
8.	Mr. Faiz Muhammad	Tehsildar Loi Mamond District Bajure	Retained on the same post	-
9.	Mr. Gohar Ali	Tehsildar Bannu	Retained on the same post	-
10.	Mr. Sher Dil	Tehsildar Battagram	Retained on the same post.	-
11.	Mr. Muhammad Shoaib	Tehsildar Kohat	Retained on the same post.	-
12.	Mr. Muhammad Arshad	Tehsildar Mahal Kurram	Retained on the same post.	-
13.	Mr. Nawab Gul	Tehsildar Upper Orakzai	Retained on the same post.	-

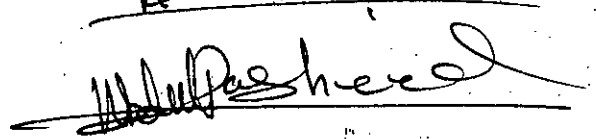
By order of
Senior Member

No. Estt:1/DPC/Tehsildar/2017/10359-64.

Copy forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa.
2. Commissioners of the respective Divisions.
3. Deputy Commissioners of the respective Districts.
4. District Accounts Officers of the respective Districts.
5. Officers concerned.
6. Personal Files.


Assistant Secretary (Estt:)

Attested




9 11/1

GOVERNMENT OF KHYBER PAKHTUNKHWA,
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT.
Facebook ID: www.facebook.com/bor.kpk92
Twitter ID: [@RevenueBoardkp](https://twitter.com/RevenueBoardkp)
Fax No: 091.9213989

SUBJECT: MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE MEETING.

A Meeting of Departmental Promotion Committee was held on 25.10.2019 at 11:00 am in the office of Senior Member, Board of Revenue under his Chairmanship.

The following attended:-

- | | | |
|----|---|-----------|
| 1. | Mr. Muhammad Qasim,
Section Officer (Reg - IV)
Establishment Department | Member |
| 2. | Mr. Barkat Khan
Section Officer (SR-I)
Finance Department | Member |
| 3. | Mr. Muhammad Amin,
Member -- III, Board of Revenue | Secretary |

2. Following agenda was discussed where after recommendations for each of the officials included in the panel were made:-

ITEM NO. 1. PROMOTION OF SUPERINTENDENT/PRIVATE SECRETARY (BPS-17) OF BOARD OF REVENUE TO THE POST OF ASSISTANT SECRETARY (BPS-17) ON REGULAR BASIS.

There are total 07 number sanctioned posts of Assistant Secretaries (BS-17) in Board of Revenue, out of which 01 post is lying vacant. The Committee examined service record of the officials included in the panel and deferred the case till final decision of Peshawar High Court in Cr. Appeal No. 04-P/19 filed by the senior most Superintendent, Mr. Gul Hassan against the judgment dated 20.02.2019 passed by National Accountability Bureau Court No. 1 Peshawar in reference No. 04/16.

ITEM NO. 2. PROMOTION OF ASSISTANT (BPS-16) TO THE POST OF SUPERINTENDENT (BPS - 17) ON REGULAR BASIS IN MALAKAND DIVISION.

There are total 12 sanctioned posts of Superintendent (BPS-17) in Malakand Division, out of which 01 post is lying vacant. For the purpose of promotion to the post of Superintendent (BPS-17), the committee examined the record of the recommendees and made the following recommendations:-

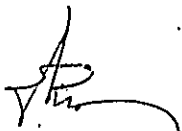
Attested

S.No	Name of official	Recommendation
1.	Mr. Saran Zeb Assistant BPS-16 DC office Bunder	Being the senior most, he was considered and found suitable for promotion to the post of Superintendent BPS-17 on regular basis.

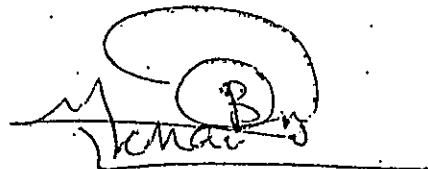
ITEM NO.3. ANTEDATE PROMOTION OF MR. GOHAR ALI TEHSILDAR W.E.F 16.11.2017.

The Departmental Promotion Committee discussed the case for antedate promotion in respect of Mr. Gohar Ali Tehsildar BPS-16 w.e.f 16.11.2017, In fact Mr. Gohar Ali Tehsildar was the senior most but he was not considered for promotion in several DPC meetings held in the year 2017-18 due to VR case. He was promoted as Tehsildar on regular basis on 26.03.2019 with immediate effect. The committee after detailed discussion unanimously recommended Mr. Gohar Ali Tehsildar ^{regarding} for seniority w.e.f 16.11.2017 i.e from the date of promotion of his juniors in terms of Services and General Administration Department circular letter No. SOR-I(S&GAD)1-29/75 dated 13.04.1987.

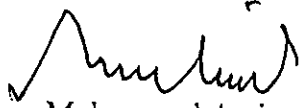
The meeting was ended with a vote of thanks from the chair.



Muhammad Qasim
Section Officer (Reg - IV)
Establishment Department
(MEMBER)



Barkat Khan
Section Officer (SR-I)
Finance Department
(MEMBER)



Muhammad Amin,
Member - III; Board of Revenue



Dr. Fakhre Alam
Senior Member
(CHAIRMAN)

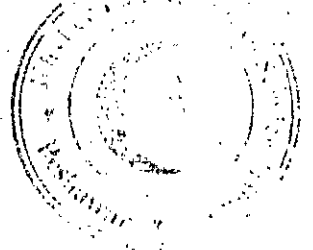
Attested
M. J. Pasheer

H

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 886/2020

Date of Institution 07.02.2020
Date of Decision ... 24.08.2022



Gohar Ali, Tehsildar (BPS-16) Bandobast Butkheila, District
Malakand.

... (Appellant)

VERSUS

The Chief Secretary Khyber Pakhtunkhwa, Civil Secretariat
Peshawar and another.

... (Respondents)

Taimur Ali Khan,
Advocate

... For appellant.

Naseer Ud Din Shah,
Assistant Advocate General

... For respondents.

Salah Ud Din
Rozina Rehman

... Member (J)

... Member (J)

JUDGMENT

Rozina Rehman, Member(J): The appellant has invoked the jurisdiction of this Tribunal through above titled appeal with the prayer as copied below:

“On acceptance of this appeal, the order dated 27.01.2020 may kindly be set aside and the respondents may kindly be directed to consider the appellant for promotion to the post of Tehsildar with effect from 16.11.2017 “the date on which his colleagues and juniors were promoted to the post of Tehsildar by modifying the order dated 26.03.2019 to the extent of the appellant with all back and consequential benefits.”

2. Brief facts of the case are that appellant joined the respondents Department as Patwari and promoted in the year 2008 as District Kanungo. A joint seniority list of Naib Tehsildar, Sub Registrar, District Kanungo and District Revenue Accountant was issued wherein the

Attested

name of the appellant was mentioned at Serial No.15. DPC was held for promotion of the Naib Tehsildar and others to BPS-16 on 01.11.2017 and 22 officials were recommended for promotion to the post of Tehsildar (BPS-16), however, the appellant was deferred due to show cause notice in a suo-moto case. Proper notification in respect of promotion of 22 officials was issued on 16.11.2017. The appellant was not considered in the subsequent DPCs held in the year 2017 and 2018. The Assistant Commission, Swabi conducted inquiry, wherein, it was clearly mentioned that the appellant never served in District Charsadda and the signature of the accused namely Gohar Ali appearing in Serial No.7 in the list did not match with the signature of appellant and the record provided by the NAB did not confirm that the appellant had done plea bargain. On the strength of inquiry report, the inquiry proceedings initiated against the appellant were filed vide order dated 08.03.2019. That DPC was held for promotion of Naib Tehsildar and Sub Registrar etc. to the post of Tehsildar on 21.03.2019 and appellant alongwith other officials was recommended for promotion to the post of Tehsildar (BPS-16) and accordingly, notification was issued with immediate effect instead of due date dated 16.11.2017 when his juniors were promoted and he was deferred on wrong presumption of VR, he therefore, filed departmental appeal which was rejected, hence the present service appeal.

3. We have heard Taimur Ali Khan Advocate learned counsel for appellant and Naseer Ud Din Shah, learned Assistant Advocate General for the respondents and have gone through the record and the proceedings of the case in minute particulars.

4. Taimur Ali Khan Advocate, learned counsel for appellant submitted that the impugned orders dated 27.01.2020 and 26.03.2019

RECEIVED
 27/01/2020
 DISTRICT JUDGE
 SWABI

Accepted
 M. J. Durrani

are against law and facts, therefore, not tenable and that the order dated 27.01.2020 is liable to be set aside and the order dated 26.03.2019 is liable to be modified to the extent that the appellant may be promoted w.e.f 16.11.2017 when his colleagues and juniors were promoted to the post of Tehsildar. He contended that the appellant was not treated in accordance with law and his rights secured and guaranteed by the Constitution were badly violated. Learned counsel further argued that appellant was eligible for promotion alongwith his colleagues and juniors but he was deferred due to wrong presumption of VR and that the inquiry initiated against the appellant was filed as the appellant never served in District Charsadda and he had not done plea bargain which is evident from the promotion of the appellant on 26.03.2019. He, therefore, requested for acceptance of instant service appeal.

5. Conversely, learned AAG submitted that on the recommendation of Departmental Promotion Committee, 22 officials were promoted to the post of Tehsildar and that the appellant was deferred due to show cause notice served upon him in suo-moto case of VR. He contended that the appellant was rightly promoted as Tehsildar and that he was treated in accordance with law and rules and has been given seniority w.e.f the date when his juniors were promoted as Tehsildar.

6. From the record it is evident that joint seniority list of Naib Tehsildar, Sub Registrar, District Kanungo and District Accountant (BPS-14) as stood on 31.12.2016 is available on file wherein, the name of the appellant has been entered and recorded at Serial No.15. DPC was held for promotion of Naib Tehsildar and others on 01.11.2017 and appellant was deferred due to show cause notice in a suo-moto case

Attested

M. J. Pashoor

RECEIVED
 11/11/2017
 DISTRICT ACCOUNTANT
 DISTRICT CHARSADDA

while 22 officials were promoted including his colleagues and juniors. Another meeting of Departmental Promotion Committee was held on 10.01.2019 and appellant was once again deferred due to Suo moto VR case. In this regard, Assistant Commissioner, Swabi was directed to conduct inquiry and to unearth the charges leveled against the appellant. After proper proceedings, Assistant Commissioner Swabi submitted his report. As per available record provided by NAB, the present appellant serving as District Kanungo, Swabi had never done plea bargain with NAB, therefore upon the recommendation of Inquiry Officer, the competent authority filed the inquiry proceedings against the appellant vide order dated 08.03.2019. Another meeting of DPC was held on 21.03.2019 and the appellant was considered and found suitable for promotion to the post of Tehsildar (BPS-16) on regular basis and consequent upon the recommendation of Departmental Promotion Committee proper notification of his promotion was issued on 26.03.2019 but with immediate effect. Now the appellant is aggrieved of this order as he was deferred for the very first time on 01.11.2017 in the meeting of DPC, whereby 22 officials were promoted including his colleagues and juniors. Nothing was brought against the appellant in order to show his plea bargain with NAB. Inquiry report and his promotion clearly favor the stance of the appellant.

7. We are unison on acceptance of this appeal as prayed for. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED.

24.08.2022

(Salah Ud Din)
Member (J)

certified to be true copy
MEMBER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(Rozina Rehman)
Member (J)

Attasheed

Abdul Rashid

I

**POWER OF ATTORNEY
IN THE SUPREME COURT OF PAKISTAN
(APPELLATE JURISDICTION)**

CPLA. No. _____ /2022

Govt. of Khyber Pakhtunkhwa and
others

PETITIONER(S)

VERSUS

Gohar Ali

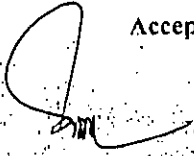
RESPONDENT(S)

I (we) Petitioner/Govt. of KPK in the above suit/Appeal/Petition/Reference, do hereby appoint and constitute Mr _____ Advocate-on-Record, Supreme Court, for Govt. of Khyber Pakhtunkhwa the Attorney for the aforesaid appellant [or plaintiff(s) or Petitioner(s) or Respondent (s) or defendant (s) or opposite party] to commence and prosecute (or to appear and defend this action/appeal/suit/petition/reference on my/our behalf and all proceeding that may be taken in respect on any application connected with the same including proceeding in taxation and application for review, to draw and deposit money, to file and take back documents, to accept the process of the Court, to appoint and instruct counsel, to represent the aforesaid appellant [or plaintiff(s) or petitioner(s) or respondent (s) or defendant (s) or opposite party] in the above matter and to do all things incidental to such acting for the aforesaid appellant [or plaintiff (s) or petitioner(s) or respondent (s) or defendant (s) or opposite party]. The aforesaid appellant [or plaintiff (s) or petitioner(s) or respondent (s) or defendant (s) or opposite party] agree (s) to ratify all acts done by the aforesaid Advocate-on-Record in pursuance of this authority.

In witness whereof I/we do hereunto set my/our hand (s) this day of _____


Signed with Official seal/stamp

Accepted



Advocate-on-Record
Supreme Court of Pakistan
(for KPK) Advocate-General's
Office KPK, High Court Building, Peshawar.
Office Tel. # 091-9210312, 9210119

*Advocate-on-Record
Supreme Court of Pakistan
Govt. of Khyber Pakhtunkhwa
Peshawar*

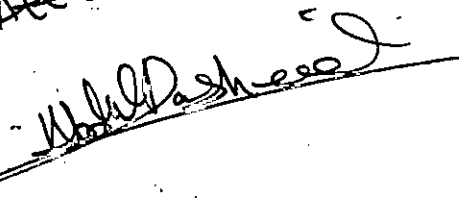
1- Chief Secretary, Govt. of Khyber
Pakhtunkhwa, Peshawar.


Chief Secretary
Govt. of Khyber Pakhtunkhwa

2- Senior Member Board of Revenue,
Khyber Pakhtunkhwa, Peshawar.


Senior Member
Board of Revenue
Khyber Pakhtunkhwa

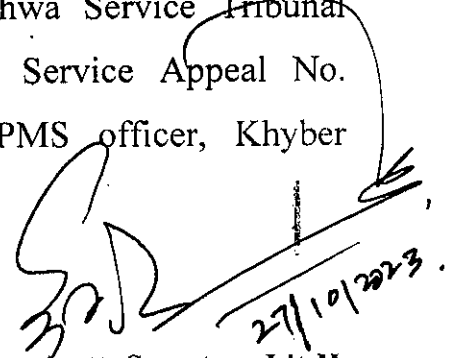
Accepted


Senior Member
Board of Revenue
Khyber Pakhtunkhwa

GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE AND ESTATE DEPARTMENT

AUTHORITY LETTER

Abdur Rasheed, Superintendent Litigation-II (BS-17) Board of Revenue, is hereby authorized to attend and submit implementation report on the part of this department before the Khyber Pakhtunkhwa Service Tribunal Peshawar, in Execution Petition No. 07/2023 under Service Appeal No. 886/2020 filed by Gohar Ali, Ex-Tehsildar Now PMS officer, Khyber Pakhtunkhwa.


27/10/2023

Asstt: Secretary Lit-II
Board of Revenue
Khyber Pakhtunkhwa

Assistant Secretary (Litigation)
Board of Revenue,
Khyber Pakhtunkhwa