


FORM OF ORDER SHEET

Court of _____

Appeal No. 2182 /2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	23/10/2023	<p>The instant appeal presented today by Mr. Khaled Rehman Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____ Parcha Peshai is given to the counsel for the appellant.</p> <p>By the order of Chairman  REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 2192/2023

Noor Zali Appellant

Versus


The Govt. of KPK and others Respondents

I N D E X

S.#	Description of Documents	Date	Annexure	Pages
1.	Memo of Service Appeal with Affidavit			1-6
2.	Appointment order of appellant	22.01.2003	A	7-11
3.	Service Book of appellant		B	12-17
4.	Letter for issuance of Notice	15.11.2010	C	18
5.	Letter directing the Agency Education Officers to terminate the services of teaching and non-teaching staff of the Community Schools	13.12.2010	D	19-20
6.	Circular letter	12.01.2011	E	21-23
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9.	Minutes of the Standing Committee of the National Assembly on SAFRON held on 21.12.2011	21.12.2011	H	26-29
10.	Minutes of the Senate Standing Committee on SAFRON held on 09.03.2012	09.03.2012	I	30
11.	Summary for the approval of the Governor for regularization of Community School Teachers	30.04.2012	J	31-33
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Through

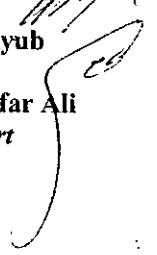
Appellant


Khaled Rahman
Advocate, Supreme Court

&


Muhammad Amin Ayub

&


Muhammad Ghazanfar Ali
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4-B, Haroon Mansion
Khyber Bazar, Peshawar
Off: Tel: 091-2592458

Dated: __/08/2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. _____/2023

Noor Zali,
PST GPS Deogar, Saidgai, Ghulam Khan, District North Waziristan Appellant

Versus

1. The Govt. of Khyber Pakhtunkhwa
through Secretary, Elementary & Secondary Education,
Civil Secretariat, Peshawar.
2. The Director,
Elementary & Secondary Education,
Khyber Pakhtunkhwa.
3. The District Education Officer (Male),
District North Waziristan Respondents

SERVICE APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 29.08.2018 WHEREBY DEPARTMENTAL REPRESENTATION OF THE APPELLANT DATED 22.03.2017 FOR COUNTING OF HIS PREVIOUS SERVICE FOR THE PURPOSE OF PENSION, INCREMENTS, PAY PROTECTION ETC. WAS UNLAWFULLY REGRETTEED.

PRAYER:

On acceptance of the instant appeal, the impugned order dated 29.08.2018 may kindly be set aside and Respondents be directed to act in the matter in accordance with law and to count the previous service of the appellant for the purpose of pension, increments, pay protection etc. with all back benefits.

Respectfully Sheweth,

That giving rise to the present writ petition are as under:-

1. That way back in 1998, the Govt. of Pakistan launched a Project i.e. **Opening Community Schools in FATA** under the Annual Development Program. Since then till 20.10.2010 as many as 956 Community Schools were opened throughout ex-FATA wherein 1912 teachers at the ratio of 02 teachers/per School were appointed. The appellant being eligible was also appointed as Primary School Teacher BPS-7 vide order dated 22.01.2003 (Annex:-A) after observing all the codal formalities.
2. That after appointment of the appellant, he performed his duty to the entire satisfaction of high-ups inspite of the meager salaries and during his stint no complaint whatsoever was voiced against him from any quarter. Moreover, the Department also prepared proper Service Book (Annex;-B) wherein all the necessary entries were made from time to time including Annual Increments.

3. **That** during 2009, the ex-FATA in particular and the adjoining settled areas in general were immersed in devastating terrorism at the hands of miscreants. Many Schools in the ex-FATA were blown up and people at the area became IDPs as immediately thereafter military operation was launched in the area. Many Community Schools became non-functional and thus were closed down and the teachers therein were directed to be issued Notices of one month as is evident from the letter dated 15.11.2010 (*Annex;-C*). Similarly, rumors erupted in the area that many Community Schools are ghost Schools without any physical presence. In view of the situation *ibid*, all Agency Education Officers were directed vide letter dated 13.12.2010 (*Annex;-D*) to terminate the services of all teaching and non-teaching staff of the Community Schools irrespective of the fact whether the Schools were functional or non-functional.
4. **That** after a few days, thereafter, scrutiny of the working Community Schools was started vide circular letter dated 12.01.2011 (*Annex;-E*) whereby it was decided to carry out meaningful scrutiny/verification of Community Schools all over ex-FATA. The Committees were constituted under the Chairmanship of Political Agent/ Additional Political Agent with Members comprising of Representative of LEA, Agency Education Officer and Member from the teaching community. Fixed timeline was given for the entire verification process. The TORs of the Committee were to ascertain the functional Schools, to physically verify the enrolment of students in those Schools and to physically check the presence of teachers.
5. **That** granted that some Community Schools were non-functional but instead of closing down same, the entire Community Schools were closed down and all the teaching/non-teaching staff was laid off indiscriminately. Thus the Community School Teachers who regularly performed their duties and whose Schools were never non-functional like appellant and others, agitated the matter before the high-ups. A large number of teachers staged a sit-in before the National Assembly at Islamabad for several months. Similarly, the local elders of ex-FATA also raised the issue of closing down Schools in their areas adversely affecting their kids without any just reasons. However, the matter was delayed inspite of the timeline given in the letter *ibid*.
6. **That** finally the Scrutiny Committees completed the process of verification and made recommendations for re-opening of the Schools. In pursuance of the recommendations *ibid*, out of 956, 742 functional Community Schools were reopened. Consequently, the ex-FATA Secretariat vide letter dated 12.09.2011 (*Annex;-F*) directed all the Agency Education Officers to re-appoint those Community School Teachers who were working in the operational Community Schools but closed on 31.12.2010 without any fresh recruitment process and fresh appointment order. Later on another circular dated 06.10.2011 (*Annex;-G*) was also issued by the Directorate of Education FATA Secretariat. It will not be out of place to mention that the Department was required to have first carried out verification process and then to close down the non-functional Schools and terminate the teachers therein.
7. **That** the issue of Community School Teachers was also debated in the Standing Committee of the National Assembly on SAFRON held on 21.12.2011 (Minutes *Annex;-H*) wherein in Para No.10, the Committee raised concern over the plight of Community School Teachers and

directions were made to regularize their services including their past service and grant of graded pay to them. Similarly, the Senate Standing Committee on SAFRON also discussed the issue in its meeting held on 09.03.2012 (Minutes *Annex;-I*) and directed for solving the problem of their dues and regularization. In the meanwhile, a Summary (*Annex;-J*) was also processed for the approval of the Governor Khyber Pakhtunkhwa for regularization of Community School Teachers which was approved on 30.04.2012 and duly notified vide Notification dated 11.05.2012 (*Annex;-K*) with the following directions:-

1. *The available regular vacant PST (BS-7) posts in the Primary/Middle Schools in FATA will be filled up from amongst the Community School Teachers, and no fresh candidate considered for recruitment till all the eligible Community School Teachers are absorbed against regular posts in their respective Agencies/FRs.*
 2. *The non-local eligible Community School Teachers shall be considered for re-appointment against the regular vacant posts of PST (BS-7) after adjustment of local qualified teachers.*
 3. *The services of the un-qualified teachers shall be dispensed with.*
 4. *The Community Schools whose teachers are appointed and shifted to other Schools against regular posts, would be closed down.*
 5. *The respective Community Schools students would be shifted to nearby regular schools and no further recruitment of Community School teachers will be made.*
8. **That** thereafter in the light of the Policy *ibid*, subsequent letters dated 02.09.2013, 29.10.2013 (*Annex;-L*), regularization process started and the Community School Teachers were appointed from time to time against the regular sanctioned posts. The appellant was also regularized/adjusted vide order dated 15.03.2018 (*Annex;-M*). However, after regular appointment the same Service Book was continued.
9. **That** since the previous long continuous service of the appellant was altogether ignored without any just and legal cause resulting into loss to the appellant, therefore, he preferred a Departmental Appeal (*Annex;-N*) to the Director Education FATA which was processed and accordingly referred to an Appellate Committee for recommendations. The appeal was however, rejected on the recommendations of the Appellate Committee and communicated to the appellant vide impugned order dated 29.08.2018 (*Annex;-O*).
10. **That** the appellant and his other colleagues being aggrieved of the impugned order *ibid*, filed Writ Petition No.4597-P/2018 (*Annex;-P*) on 17.09.2018 before the Peshawar High Court, Peshawar which remained pending for about four long years and vide Judgment dated 03.11.2022 (*Annex;-Q*) the Writ Petition was disposed of with the following directions:-

"6. *Accordingly, by now the Petitioners have acquired the status of civil servants and the relief claimed through the instant petition relates to enforcement of their terms and conditions of service. This Court under Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 has no jurisdiction to interfere in the matter. However, this case is pending before this Court since 2018, therefore, instead of dismissing this petition on question of jurisdiction, this petition be transmitted to worthy Khyber Pakhtunkhwa Service Tribunal for adjudication on*

merit. Copy of this petition be retained in office while the original file along with the annexure be sent to the worthy Tribunal."

11. That appellant being aggrieved of the impugned order dated 29.08.2018, files the instant Service Appeal inter-alia on the following grounds:-

GROUNDS:

- A. That Respondents have not treated appellant in accordance with law, rules and policy on subject and acted in violation of Article 4 of the Constitution of Islamic Republic of Pakistan, 1973 and unlawfully refused to count the previous service of the appellant for the purpose of pension, increments, pay protection etc. which is unjust, unfair and hence not sustainable in the eye of law.
- B. That under Rule 2.3 of the pension Rules 1963 "temporary and officiating Service followed by confirmation counts for pension." Interestingly under Rule 2.5 of the Rules ibid ½ of the period of apprenticeship, qualify for pension. Likewise period of training, leave, Deputation, suspension for pension as per ibid Rules 2.6, 2.7, 2.9, 2.10. The same issue has been decided by the Peshawar High Court in numerous Judgments with direction to Respondents to pay pension to the families of deceased civil servants while for the retired employees whose cases were referred to the Department for extending the same relief to them. Thus the appellant is also entitled for the same relief under the law of consistency and equality before law. Moreover, the Government of Khyber Pakhtunkhwa Finance Department by means of Notification dated 22.05.2019 has taken decision in light of Judgments passed by this Peshawar High Court in identical cases.
- C. That this Tribunal has also rendered judgements in numerous service appeals filed by similarly placed community school teachers claiming the same benefits and the Tribunal has allowed those appeals and granted the same relief to those community school teachers, therefore, appellant is also entitled for the same relief under the law laid down by the Tribunal. There are also judgments on the same subject-matter delivered by the Hon'ble Supreme Court of Pakistan.
- D. That in 1990s the Provincial Govt. had formulated the policy of appointing untrained teachers due to non-availability of trained teachers on fixed pay basis and later on would allow graded pay on acquiring the requisite qualification. The untrained period of service was subsequently counted for the purpose annual increments vide circular dated 30.10.2009 (*Annex;-R*). Thus the fixed pay service has to be considered for the purpose of annual increments and consequently countable towards pension as done in the case of large number of other teachers.
- E. That there is no service break from the date of initial appointment till date with the slight break which was due to the inadvertence on the part of the Respondents because the Community School of the appellant was never non-functional. However, mistakenly the same was closed down on 31.12.2010 but immediately thereafter the survey was started on 12.01.2011 and it was clarified that the School of the appellant was functional and therefore, the appellant was restored to his service on 28.10.2011 without fresh process of recruitment.

Thus the appellant has at his credit more than 20 year service which is pensionable under the law.

- F. **That** appellant has served the Department since date of his initial appointment with full dedication and is entitled for the pensionary benefits under the law but then Respondents have unlawfully refused the same to the appellant which is unlawful, arbitrary and hence not maintainable under the law.
- G. **That** the case of appellant which is identical in nature with those cases where similarly employees have been extended the same benefit by the Tribunal as well as High Court and Supreme Court of Pakistan, therefore, the appellant is also entitled to the same relief as per the judgments in the cases of "*Hameed Akhtar Niazi ...Vs...The Secretary Establishment Division, Government of Pakistan and others*" reported in 1996 SCMR 1185 and in the case of "*Tara Chand and others...Vs... Karachi Water and Sewerage Board, Karachi and others*" reported in 2005 SCMR 499 and another Judgment reported in 2009 SCMR 1 & 2022 PLC (CS) 610 (SC) wherein it has been laid down that when a Tribunal or Court decides a point of law relating to the terms of service of a civil servant which covered not only the case of the civil servants who litigated, but also of other civil servants, who might have not taken any legal proceedings, the dictates of justice and rules of good governance demand that the benefits of the decision be extended to the other civil servants, who might not be parties to the litigation instead of compelling them to approach the Tribunal or any other forum.
- H. **That** appellant would like to offer some other additional grounds during the course of arguments when the stance of the Respondents is known to the appellant.

It is, therefore, humbly prayed that the instant appeal may graciously be accepted as prayed for above.

Any other relief as deemed appropriate in the circumstances of case not specifically asked for, may also be granted to appellant.

Through

Naor Z
Appellant

Khaled Rahman
Advocate, Supreme Court

&

Muhammad Amin Ayub

&

Muhammad Ghazanfar Ali
Advocates, High Court

Dated: ___/08/2023

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. _____/2023

Noor Zali Appellant

Versus

The Govt. of KPK and others Respondents

AFFIDAVIT

I, Noor Zali S/o Ghulam Jalil Khan, PST GPS Deogar, Saidgai, Ghulam Khan, -District North Waziristan, do hereby solemnly affirm and declare on oath that the contents of this Appeal are true and correct to the best of my knowledge, and nothing has been concealed from this Hon'ble Tribunal.

Noor Z
Deponent

06/03

OFFICE OF THE AGENCY EDUCATION OFFICER NORTH WAZIRISTAN AGENCY

APPOINTMENT ORDER

Consequent upon the approval of Political Administration North Waziristan Agency Miran Shah, the following local candidates are hereby appointed against PTC Posts in Communal Schools in NEWLY OPENED AREA OF SHAWAL/MADDA KHET, noted against their names purely on CONTRACT and Post specific basis, @-RC, 2220/PM Fixed Plus usual Allowances as admissible to them under the rules for the Project Period.

This order should take effect on the re-opening of Schools after Long Winter Vacation 2003:-

S.No.	Name of Candidate/Father's Name	Name of School Where Posted	Remarks
(13 Communal Schools Bakka Khel & Shoi Khel)			
1.	Mohd Zaman S/O Hazrat Khan Shoi Khel Bakka Khel	MCS Haji Rehman S/O Mir Sulaiman Shoi Khel (DTK)	R/Granted
2.	Shah Wazir S/O Yaqub Khan Wazir Shoi Khel Narmi Khel	-do-	-do-
3.	Noor Saleh Khan S/O Yaqub Khan Shoi Khel Bakka Khel	MCS Gul Raouf S/O Gul Dil Shoi Khel Teh: D.T. Khel	
4.	Faizul Nazir S/O Sardar Ali Shoi Khel Bakka Khel	-do-	-do-
5.	Javed Jabul S/O Tehsil Khan Jinnah Bakka Khel	MCS Nawab Khan S/O Ali Jan Shoi Khel Teh: DTK	
6.	Shah Afzal S/O Shah Mohd Jinnah Bakka Khel	-do-	-do-
7.	Khan Zada S/O Hayat Khan Sardi Khel Bakka Khel	MCS Mohd Mitar Khan S/O Shad Ali Shoi Khel Teh: DTK	
8.	Dil Buz S/O Ali Khan Sardi Khel Bakka Khel	-do-	-do-
9.	Zulfiqar S/O Attaullah Jinnah Bakka Khel	MCS Attiqur Rehman S/O Juma Khan Shoi Khel Teh: DTK	
10.	Masood Rehman S/O Zaffar Ali Narmi Khel Bakka Khel	-do-	-do-
11.	Raz Ali S/O Gul Raif Takhti Khel Bakka Khel	MCS Gul Kam S/O Sher Ali Shoi Khel Teh: DTK	
12.	Shah Ijaz S/O Amir Nawab Moib Khel Bakka Khel	-do-	-do-
13.	Amal Khan S/O Mohd Nawaz Narmi Khel Bakka Khel	MCS Bakim Khan Bakka Khel Teh: Datto Khel	
14.	Salim Khan S/O Atlas Khan Takhti Khel Bakka Khel	-do-	-do-
15.	Amir Khan S/O Amir Taib Moib Khel Bakka Khel	MCS Gul Razza S/O Fagir Shoi Khel Teh: DTK	
16.	Mast Ali S/O Ismail Khan Bakka Khel	-do-	-do-
17.	Mohd Ilyas S/O Badr Zaman Bakka Khel	MCS Bishoo S/O Din Sheikh Shoi Khel Teh: DTK	
18.	Afra Sayab S/O Akhtar Ali Narmi Khel Bakka Khel	-do-	-do-
19.	Tehsil Khan S/O Bakhil Jan Bakka Khel	MCS Ghazi Mar Jan S/O Patch Mir Shoi Khel Teh: DTK	
20.	Noor Zuli S/O Ghulam Jali Khan Bakka Khel	-do-	-do-

Contd: Page... 2

22-01-2003

Bakka Khel	Bakka Khel Teh: DTK	
Attah Muhammad S/O GhulamMohd Bakka Khel	-do-	-do-
23. Haq Nawaz S/O Mohd Nawaz Bakka Khel	MCS Mohd Ghani S/O Bay Gul Bakka Khel Teh: DTK	
24. Shah Hakeem S/O Mir Marwar Bakka Khel	-do-	-do-
25. Naqib Ahmed S/O. Nusrullah Bakka Khel	MCS Gul Faraz S/O Nodem Shohi Khel Teh: DTK	
26. Mir Sardar S/O Ghani Sardar Bakka Khel	-do-	-do-

(9- COMMUNAL SCHOOLS JANI KHEL & GURBAZ)

27. Muhammad Sajjad S/O Sherwali Jan Jani Khel.	MCS, Barakat S/O Mohbat Jani Khel Teh: DTK.	
28. Noor Sherullah S/O Maji Khan Jani Khel.	.do. .do.	.do.
29. Ghufuranullah S/O Khanbat Khan Jani Khel.	MCS, Manj. Khan S/O Sher Khan Shawal Jani Khel Teh: DTK	.do.
30. Taibullah S/O Gul Saleem Jani Khel.	.do. .do.	.do.
31. Abdullloh S/O Gul Sardar Jan Jani Khel.	MCS, Sherin Gul S/O Wera Gul Shawal Jani Khel Teh: DTK	.do.
32. Irfanullah S/O Sher Mohd Jani Khel.	.do. .do.	.do.
33. Mohd Tufil S/O Lal Gul Jani Khe..	MCS, Gul Janat S/O Semanal Shawal Jani Khel Teh: DTK	.do.
34. Abdul Salam S/O Shah Ajam Khan Jani Khel.	MCS, .do. .do.	.do.
35. Mohd Jaseen S/O Sher Mohd Jani Khel.	MCS, Zindullah Khan S/O Misal Khan Shawal Jani Khel DTK	.do.
36. Hafiz Inayatullah S/O Qadar Khan (Jani Khel).	.do. .do.	.do.
37. Hafiz-ur-Rehman S/O Mohd Saeed Jani Khel.	MCS, Nasib Mohd S/O Akbar Malik Shawal Jani Khel Teh: DTK	.do.
38. Hafizullah S/O Ghani Rehman Jani Khel.	.do. .do.	.do.
39. Mohd-Ghufren S/O Inayatullah Jani Khel Bakka Khel.	MCS Gul Rai Khan S/O Sherin Khan Shawal Jani Khel Teh: DTK	.do.
40. Farmanullah S/O Nasrullah Jani Khel	.do. .do/	.do.
41. Umar Nawaz S/O Akhtar Gul Gurbaz Shawal	MCS Shaizal S/O Remil Gurbaz Shawal Teh: DTK	.do.
42. Sabz Ali S/O Rakim Khan Psc 1997 Gurbaz Shawal	.do. .do.	.do.
43. Jamil Khan S/O Tareen Khan Gurbaz Shawal	MCS Khaies Gul S/O Shestak Gurbaz Shawal Teh: DTK	.do.
44. Azizullah S/O Payal Khan Gurbaz Shawal	.do. .do.	.do.

(7 Nos MCS of Madda Khel) + 6 Nos MCS Khader Khel

45. Gul Rauf S/O Saida Mir Madda Khel.	MCS Guloop Khan S/O Gul Mir Khan Vill: Dawa Madda Khel Khan Tangal Mecha Madda Khel Teh: DTK	
46. Shah Nawaz S/O Shah Nozer Khan Madda Khel	.do. .do.	.do.

Contd: Page...3

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47. Faridullah S/O Shauqullaha
Madda Khel

48. Akbar Zaman S/O Zaffar Ali
Madda Khel

49. Mamayun S/O Bad Shah Mir
Madda Khel

50. Shah Nawaz S/O Qader Khan
Madda Khel

51. Asraf Khan S/O Sharif Khan
Madda Khel

52. Muhammad Mureed S/O Gul Shاعر Khan
Madda Khel

53. Rasool Hanan S/O Mohibullah
Madda Khel

54. Zardan Khan S/O Zarnamit
Madda Khel

55. Mastana Khan S/O Gul Azam
Madda Khel

56. Khan Mahammad S/O
Abdoo Khan Khader Khel

57. Taj Muhammad S/O
Mir Shah Zada Khader Khel

58. Saniullah S/O Faidul Khan
Miami Kabal Khel

59. Sharifullah S/O Khawazid
Miami Kabal Khel

60. Gul Dad Khan S/O Gul Sattar
Miami Kabal Khel

61. Anghar Khan S/O Gul Jamana
Miami Kabal Khel

62. Abdur Rehman S/O Zarina Jan
Miami Kabal Khel

63. Mohd Amin S/O Dairhta Jan
Miami Kabal Khel

64. Gul Shah Zada S/O Mir Ahmad
Miami Kabal Khel

65. Gul Abbas Khan S/O Sardul Khan
Miami Kabal Khel

MCS Payaz Jan S/O
Madda Khel

.do. .do.

.do.

MCS Mohd Salam S/O Ilyas
Falaley Kot Sur Kilia
Majzer Khawaja Khel Khader
Khel Teh: Datta Khel

MCS Zahedla S/O Umar Khan
Bursan Khazer Khel
Madda Khel

.do. .do.

MCS Daulat Khan S/O Jina Khan
Tanda China Lakey Macha
Madda Khel

MCS Akbaray Inzar Khel
Khazer Khel Madda Khel

.do. .do.

MCS Wareem Khan S/O
Madas Khan Macha Madda
Khel

.do.

MCS Mohd Shani Mama Ziarat
Khazer Khel Teh: DTS

.do. .do.

(COMMUNAL SCHOOLS MIAMI KABAL KHEL)

MCS Mujib Khan S/O Nazar Kad
Miami Kabal Khel Teh: DTK

.do. .do.

MCS Latif Khan S/O Kisan
Miami Kabal Khel

.do. .do.

MCS Shah Mahmood S/O Amin Khan
Miami Kabal Khel

.do. .do.

MCS Amin Jan S/O Mohd
Darya Khan Miami K. Khel

.do. .do.

MCS Shoor Khan S/O Javed Mir
Miami Kabal Khel

.do. .do.

66	Mukhtear Khan S/O. Iqbal Khan Miami Khabal Khel	MCS Ghad Akbar Miami Khabal Khel	S/O Iqbal Khan
67	Mohd Iqbal S/O Sherin Khan Miami Khabal Khel	MCS Sherin Khan S/O Mohd Iqbal Miami Khabal Khel	
68	Amir Saleh Khan S/O Sherin Khan Miami Khabal Khel	do.	do.
69	Amir Nawaz Khan S/O Akbar Khan Miami Khabal Khel	MCS Sherin Jan S/O Akbar Khan Miami Khabal Khel	Tec: 012
70	Saifur Rehman S/O Darys Khan Miami Khabal Khel	do.	do.
71	Khaliq Noor S/O Fazal Khan Miami Khabal Khel	MCS Mirza Khan S/O Mohd Iqbal Miami Khabal Khel	
72	Noor Hayat S/O Nawab Khan Miami Khabal Khel	do.	do.
73	Janat Khan S/O Mirza Khan Miami Khabal Khel	MCS Roseem Khan S/O Qadram Khan Miami Khabal Khel	
74	Rehmat Khan S/O Ratta Khan Miami Khabal Khel	do.	do.
75	Sarifraz Khan S/O Gul Rahim Miami Khabal Khel	MCS Shah Habib S/O Alam Gul Miami Khabal Khel	
76	Farmanullah S/O Toor Jan Miami Khabal Khel	do.	do.
77	Iqbal Zaman S/O Khushal Khan Miami Khabal Khel	MCS Bad Shah Noor S/O Hazrat Gul Miami Khabal Khel	
78	Mohd Satter S/O Jehan Khan Miami Khabal Khel	do.	do.
79	Jehan Dad S/O Karim Khan Miami Khabal Khel	MCS Shah Mohd S/O Sahib Ahmed Miami Khabal Khel	
80	Hayatullah S/O Mirabb Khan Miami Khabal Khel	do.	do.
81	Zahidullah S/O Maennud Din Miami Khabal Khel	MCS Ahmed Kalim S/O Miami Khabal Khel	
82	Shola Jan S/O Gellam Jan Miami Khabal Khel	MCS Sultan Khan S/O Mir Adat Miami Khabal Khel	
83	Behader Nawaz S/O Hakim Zed Miami Khabal Khel	MCS Jamel Khan S/O Haji Khan Miami Khabal Khel	
84	Zainullah S/O Rahim Khan Miami Khabal Khel	do.	do.
85	Kamel Khan S/O Rahim Khan Miami Khabal Khel	MCS Gul Hawas S/O Swade Khan Miami Khabal Khel	
86	Daud Khan S/O Abbas Khan Miami Khabal Khel	do.	do.
87	Fazal Rehman S/O Ibrahim Khan Miami Khabal Khel	MCS Saibot Khan S/O Amin Khan Miami Khabal Khel	
88	Sayed Mohd S/O Qadir Khan Miami Khabal Khel	do.	do.

(TERMS & CONDITIONS)

1. They will be governed by the Service Rules in force.
2. No TA/DA is allowed.
3. Charge report should be submitted to this office for ref. and records.
4. They are directed to produce their Health and Certificate from the Medical Superintendent, Army Head Quarter Hospital Miran.

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5. Their Services are being made purely on CONTRACT basis and can be terminated without assigning any reason.
6. If they wishes to resign they will give One Month Prior notice Or One Month Pay will be forfeited in lieu thereof.
7. They will not be entitled for Annual Increments.
8. Their Services can be terminated at any time, in case their performance are found unsatisfactory and they will be proceeded against the removal from Service (SPECIAL POWER ORDINANCE 2009) and the EAD Rules 1973.
9. They will neither contribute any amount of GPF nor they shall be entitled to any benefit GPF Scheme.
10. They will not be transferred under any circumstances.
11. They should produced their NIC to the AAEO Circle concerned.
12. If they failed to join their duties within 15 days, after re-opening of School, then their appointment order shall stand cancelled.
13. They should not be taken over charge of his Post, if they are below 18 Years Or above 35 Years age.


Sd/-
 AWAZ KHAN MASOUD
 Agency Reception Officer
 North Waziristan Agency.

Enst: No. 234-329 /AEO/NWA/Apptt: P/C/Shawal Dated 22/1/2003
 Copy to:-

234-329
 dated 22/1/2003
 Jan
 20/1/03

1. The Director of Education FATA, GWP, Peshawar.
2. The Political Agent North Waziristan Agency.
3. The Asstt. Political Officer North Waziristan Agency.
4. The Agency Account Officer North Waziristan Agency.
5. The AAEO Circle concerned.
6. Accountant Local Office.
- 7-10) Candidates concerned.

Agency Education Officer
 North Waziristan Agency.

Attested


15 COPY
A-7

OFFICE OF THE AGENCY EDUCATION OFFICER N.W. AGENCY

REAPPOINTMENT ORDER:

Consequent upon the approval political administration North Waziristan Agency miran shah, the following local candidates are hereby appointed against PTC posts in communal schools in widely.

OPENED AREA OF SHAWAL/MADDA KHEL, Noted against their names purely on contract and post specific basis, RS: 2220/Pm Fixed Puls allowances as admissible to them under rules for the project period.

These order should take effect on the re-opening of schools after long winter vacation 2003:-

<u>S.No.</u>	<u>Name of candidate / Fathers Name</u>	<u>Name of school where posted</u>	<u>Remarks</u>
<u>13 (communal school Bakke Khel & Shoi Khel)</u>			
✓ 1.	Mohd Zaman S/O Hazrat Khan Shoi Khel Bakke Khel	MCS Haji Rehman S/O Mir suleman Shoi Khel (DTK)	N/Created
✓ 2.	Shah Wazir S/O Yaqub Khan Wazir Shoi Khel Narmat Khel	do do	do
✓ 3.	Noor Saleh Khan S/O Yaqub Khan Shoi Khel Bakke Khel	MCS Gul Rawas S/O Gul Dil Shoi Khel, The : D.T. Khel	
4.	Falak Naz S/O Sardar Ali Shoi Khel Bakke Khel	do do	
✓ 5.	Javed Iqbal S/O Tehsil Khan Junai Bakke Khel	MCS Nawab Khan S/O Ali Jan Shoi Khel Teh: DTK:	
6.	Sher Afzal S/O Sher Mohd Jonoi Bakke Khel	do do	
7.	Khan Zada S/O Hayat Khan Sardi Khel Bakke Khel	MCS Mohd Mitam Khan S/O Shad Amir Shoi Khel Teh: DTK:	
8.	Dil Baz S/O Ali Khan Sardi Khel Bakke Khel	do do	
9.	Zain Ullah S/O Atta Ullah Jonoi Bakke Khel	MCS Attiqur Rehman S/O Juma Khan Shoi Khel Teh: DTK:	
10.	Masood Ur Rehman S/O Zafar Ali Narmi Khel Bakke Khel	do do	
11.	Roz Ali S/O Gul Raip Takhti Khel Bakke Khel	MCS Gul Kem S/O Sher Ali Shoi Khel Teh: DTK:	
12.	Shah Ijaz S/O Amir Nawab Moieb Khel Bakke Khel	do do	
✓ 13.	Amal Khan S/O Mohd Nawaz Normi Khel Bakke Khel	MCS Bakim Khan Bakke Khel Teh: DTK:	
14.	Salim Khan S/O Atlas Khan Takhti Khel Bakke Khel	do do	
15.	Amin Khan S/O Amir Taib Moieb Khel Bakke Khel	MCS Gul Razam S/O Faqir Shoi Khel Teh: DTK:	
16.	Mast Ali S/O Ismail Khan Bakke Khel	do do	
✓ 17.	Mohd Ilyas S/O Badi Zaman Bakke Khel	MCS Piahoo S/O Din Sheikh Shoi Khel Teh: DTK:	

A-10

8

- ✓ 18. Afra Sayab S/O Akhtar Ali Normi Khel Bakke Khel do do
- ✓ 19. Tehsil Khan S/O Bakhil Jan Bakke Khel MCS Ghazi Merjan S/O Fateh Mir Shoi Khel Teh: DTK:
- 20. Nor Zali S/O Ghulam Jali Khan Bakke Khel do do
- 21. Gul Wali Jan S/O Ghulam Jan Bakke Khel MCS Naqab Khan S/O Gul Khan M/C post Bakke Khel Teh: DTK:
- 22. Attaul Muhammad S/O Ghulam Mohd Bakke Khel do do
- 23. Haq Nawaz S/O Mohd Nawaz Bakke Khel MCS Mohd Ghani S/O Bay Gul Bakke Khel Teh: DTK: do
- 24. Shah Hakim S/O Mir Sarwar Bakke Khel do do do
- 25. Nakib Ahmad S/O Nasrullah Bakke Khel MCS Gul Faraz S/O Naeem Shoi Khel Teh: DTK: do
- 26. Mir Sardar S/O Ghani Sardar Bakke Khel do do do

(9- c COMMUNAL SCHOOLS JANI KHEL & GUL BAZ)

- 27. Muhammad Sajid S/O Sher Wali Jan Jani Khel MCS , Barakat S/O Muhabat Jani Khel Teh: DTK: do
- 28. Noor Sherullah S/O Maji Khan Jani Khel do do do
- 29. Ghufran Ullah S/O Khanbat Khan Jani Khel MCS Muni Khan S/O Sher Khan Shawal Jani Khel Teh: DTK: do
- 30. Taibullah S/O Gul Salim Jani Khel do do do
- 31. M. Abdullah S/O Gul Sarwar Jan Jani Khel MCS Sherin Gul S/O Wardi Gul Shawal Jani Khel Teh: DTK: do
- 32. Irfan Ullah S/O Mohd Sher Jani Khel do do do
- 33. Mohd Tufail S/O Lal Gul Jani Khel MCS, Gul Jannat S/O Somanai Shawal Jani Khel Teh: DTK: do
- 34. Abdul Salam S/O Shah Ajam Khan Jani Khel MCS, do do do
- 35. Mohd Jaseem S/O Sher Mohd Jani Khel MCS, Zainullah Khan S/O Mia Khan Shawal Jani Khel Teh: DTK: do
- 36. Hafeez Anayat Ullah S/O Qadar Khan (Jani Khel) do do do
- 37. Hafizur Rehman S/O Mohd Saeed Jani Khel MCS, Nasib Mohd S/O Akbar Malik Shawal Jani Khel Teh: DTK: do
- 38. Hafiz Ullah S/O Ghani Rehman Jani Khel do do do
- ✓ 39. Mohd Ghufran S/O Anayat Ullah Jani Khel Bakke Khel MCS, Gul Rai Khan S/O Sherin Khan Shawal Jani Khel Teh: DTK: do
- 40. Farman Ullah S/O Nasrullah Jani Khel do do do
- 41. Umar Nawaz S/O Akhtar Gul Gurbaz Shawal MCS, Shaizal S/O Ramil Gur Baz Shawal Teh: DTK: do

42. Sabzali S/O Rakim Khan Gurbaz Shawal	do do	do
43. Jamil Khan S/O Tareen Khan Gubaz Shawal	MCS, Khaist Gul S/O Sheetak Gur Baz Shawal Teh: DTK:	do
44. Aziz Ullah S/O Payal Khan Gurbaz Shawal	do do	do
<u>(7 Nos MCS of Madda Khel) + NOS MCS Khader Khel</u>		
45. Gul Rauf S/O Saida Mir Madda Khel	MCS Guloop Khan S/O Gul Mir Khan Vill Dawa Madda Khel Khar Tangi Macha Made Khel Teh: DTK	
46. Shah Nawaz S/O Shah Nazar Khan Madda Khel	do do	do
47. Farid Ullah S/O Saeed Ullah Madda Khel	MCS Payaz Jan S/P Madda Khel	IC Post
48. Akhir Zaman S/O Zafar ali Madda Khel	do do	do
49. Humayun S/O Badshah Mir	MCS, Mohd Salam S/O Ilyas Plaley Kot Sur Killa Maizer Khwaja Khel Khader Khel Teh: Datta Khel	do
50. Shah Nawaz S/O Qader Khan Madda Khel	MCS, Zahedin S/O Umar Khan Burman Khazer Khel Madu Khel	do
51. Ashraf Khan S/O Sharif Khan Madda Khel	do do	do
52. Muhammad Mureed S/O Gul Shaeer Khan Madda Khel	MCS Dawlat Khan S/O Juma Khan Tawda Chena Lakey Macha Madda Khel	do
53. Rasul Manan S/O Mohibullah Madda Khel	MCS, Akbari Inzar Kach Khazer Khel Madda Khel	do
54. Zardam Khan S/O Zarmamit Madda Khel	do do	do
55. Mustafa Khan S/O Gul Azam Madda Khel	MCS, Warim Khan S/O Madas Khan Macha Mada Khel <u>(Khadder Khel)</u>	do
56. Khan Muhammad S/O Abbas Khan Khader Khel	MCS, Ghani Mama Mohd Zyarat Khader Khel Teh: DTK	do
57. Taj Muhammad S/O Mir Shah Zada Khader Khel	do do	do
<u>(COMMUNAL SCHOOLS MIAMI KABAL KHEL)</u>		
58. Sami Ullah S/O Paidal Khan Miami Kabal Khel	MCS, Najib Khan S/O Nazar Miami Kabal Khel Teh: DTK	do
59. Sharif Ullah S/O Khawari Miami Kabal Khel	MCS, Latif Kham S/O Kisan Miami Kabal Khel	do
60. Gul Dad Khan S/O Gul Sitar Miami Kabal Khel	do do	do
61. Asghar Khan S/O Gul Samad Miami Kabal Khel	MCS, Shah Mehmood S/O Amin Khan Miami Kabal Khel	
62. Abdur Rehman S/O Zarna Jan	MCS, Amin Jan S/O MOhd	

Miami Kabal Khel	Darya Khan Miami Kabal Khel	
63. Mohd Amin S/O Bakhta Jan Miami Kabal Khel	do do	do
64. Gul Shah Zada S/O Mir Azam Miami Kabal Khel	MCS, SHoor Khan S/O Janood Mir Miami Kabal Khel	do
65. Gul Abbas Khan S/O Sardi Khan Miami Kabal Khel	do do	do

MIAMI KABAL KHEL

66. Mukhtiar Khan S/O Mirabat Khan Miami Kabal Khel	MCS, Shad Akbar Miami Kabal Khel DTK	N/C Post
67. Mohd Ihsan Khan S/O Sherin Khan Miami Kabal Khel	MCS, Sherin Khan S/O Mahi Khan Miami Kabal Khel	
68. Amir Saleh Khan S/O Sherin Khan Miami Kabal Khel	do do	
69. Amir Nawaz Khan S/O Akbar Khan Miami Kabal Khel	MCS, Sherin Jan S/O Khona Jan Miami Kabal Khel Teh: DTK	
70. Saifur Rehman S/O Darya Khan Miami Kabal Khel	do do	
71. Khaliq Noor S/O Fazad Khan Miami Kabal Khel	MCS, Mirza Khan S/O Mohd Azim Miami Kabal Khel	
✓ 72. Noor Hayat S/O Nawab Khan Miami Kabal Khel	do do	
✓ 73. Janat Khan S/O Mir Azam Khan Miami Kabal Khel	MCS, Rasim Khan S/O Qadram Khan Miami Kabal Khel	
74. Rehmat Khan S/O Ratte Khan Miami Kabal Khel	do do	
75. Sarfaraz Khan S/O Gul Rahim Miami Kabal Khel	MCS, Shah Habib S/O Alam Gul Miami Kabal Khel	
✓ 76. Farman Ullah S/O Toor Jan Miami Kabal Khel <i>Khushtal Khan</i>	do do	
<i>Agal Zaman</i> 77. Agal Zaman S/O Khusirtal Khan Miami Kabal Khel	MCS, Badshah Noor S/O Hazrat Gul Miami Kabal Khel	
78. Abdu Sattar Khan S/O Jehan Khan Miami Kabal Khel	do do	
79. Jehan Dad S/O Karim Khan Miami Kabal Khel	MCS, Shah Mohd S/O Sahib Ahmad Miami Kabal Khel Teh: DTK	
80. Hayat Ullah S/O Miroon Khan Miami Kabal Khel	do do Miami Kabal Khel	
✓ 81. Zahid Ullah S/O Maeenud din Miami Kabal Khel	MCS, Ahmad Kalim S/O Miami Kabal Khel	
82. Shola Jan S/O Alam Jan Miami Kabal Khel	MCS, Sultan Khan S/O Miradat Khan Miami Kabal Khel	
83. Bahadar Nawaz S/O Hakim Zad Miami Kabal Khel	MCS, Jamal Khan S/O Haji Khan Miami Kabal Khel	
84. Zain Ullah S/O Rahim Khan Miami Kabal Khel	do do	
85. Kamil Khan S/O Rahim Khan Miami Kabal Khel	MCS, Gul Hawas S/O Swade Khan Miami Kabal Khel	

Zahid Ullah

- 11
86. Daud Khan S/O Abbas Khan do db
Miami Kabal Khel
87. Fazal Rehman S/O Ibrahim Khan MCS, Saibat Khan S/O Amin Khan
Miami Kabal Khel Miami Kabal Khel
88. Sayed Khan S/O Qadim Khan do do
Miami Kabal Khel

(TERMS & CONDITIONS)

1. They will be governed by the service rules and course.
2. No TA/DA is allowed.
3. Charge report be submitted to this office for ref: and record
4. They are directed to their health and age certificate from the medical Supdt: Agency Head Quarter ...
5. Services are being made purely on contract basis and can be terminated without assigning any reason.
6. If they wishes to resign they will give one month prior notice or one month pay will be forfeited lieu thereof.
7. They will not be entitled for annual increments.
8. Their services can be terminated at any time, In case their performance are found unsatisfactory and they will be proceeded against the removal from service (special power ordinance 2000) E&D Rules 1973.
9. They will neither contribute any amount of GPF not they shall be entitled to any benefit GPF scheme.
10. They will not be transferred under thy circumstances.
11. They should produce their NIC to the AAEO circle concerned.
12. If they fail to join their duty within 15 days, after reopening of schools then their appointment order shall stand cancelled.
13. They should not be taken over charge of his Posts if they are below 18 years or above 33 years age.

(GULAWAZ KHAN MASOOD)
Agency Education Officer
North Waziristan Agency

Endst: No 234-329 / AEO / NWA / Apptt: / PTC /Shawal

Dated: 22/01/2003

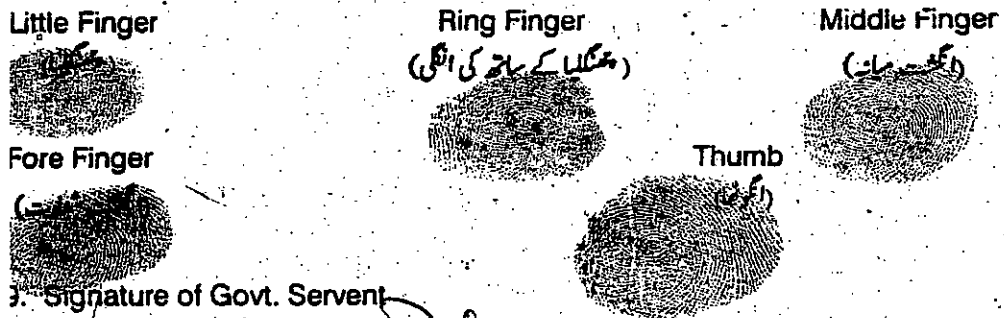
Copy to:-

1. The director of education FATA, NWFP, Peshawar.
2. The Political Agent North Waziristan Agency.
3. The Asstt: Political Officer North Waziristan Agency.
4. The Agency Accounted Officer North Waziristan Agency.
5. The AAEO Circle concerned
6. Accounted local office.
7. 101. Candidates concerned.

Agency Education Officer
North Waziristan Agency

- 1- Name (ت) Neer Zali Khan
- 2- Nationality and Religion Muslim / Pakistani
(قومیت اور مذہب)
- 3- Residence village Kasbi Akhundani PR Bannu
(مستقل رہائش)
- 4- Father's name and residence Ghulam Zali Khan
(والد کا نام اور پتہ)
- 5- Date of birth by Christian era as nearly as can be ascertained (05-04-1977) Fifth April
(تاریخ پیدائش مطابق سن عیسوی) N. H and Seventy seven
- 6- Exact height by measurement 5-7
(قد کا ست)
- 7- Personal mark of identification A Black Mole on upper side of left eye
(نشان شناخت)

8. Left hand/right hand thumb and finger-impressions of (Non-gazetted officer)
(مرد کی صورت میں بائیں اور عورت کی صورت میں دائیں ہاتھ کی انگلیوں کے نشانات)



9. Signature of Govt. Servant
(سرکاری ملازم کے دستخط) Neer Zali Khan

10. Signature and designation of the Head of the Office or other Attesting officer
(تصدیق کنندہ افسر کے دستخط اور نام)

Sadeeq Ali
Agency Adaption Office
North Waziristan Agency

[Signature]
Asst. District Education Officer
North Waziristan Tribal District

Note: The entries in this page should be renewed or re-attested at least every five years and the signatures in lines 9 and 10 should be dated. Finger prints need not be taken after every 5 years under this rule.

اس صفحے کے مندرجہ کم از کم پانچ سال بعد تصدیق ہونا ضروری ہیں اور نمبر 9 اور 10 میں دستخطوں کے نیچے تاریخ لکھنی چاہیے۔

انگلیوں کے نشانات کے لیے ہر پانچ سال کے بعد تصدیق کی ضرورت نہیں

ABS

Name of Post	Whether Substantive or officiating and whether permanent or temporary	If officiating State- (i) Substantive Appointment or Counts for Pension under rule 3-20 of C.S.R (Pb) Volume II	Pay in Substantive Position	Additional Pay for officiating	Other emoluments falling under the term pay	Date of appointment	Signature Government Servant
			Rs. Ps.	Rs. Ps.	بالا و اس	تاریخ تقریری	دستخط برکاری ملازم
PTC							
MES Ghazimaran	عارضی مستقل	Contract		2220/-	5820/-	1/03	
Shoikhel (Shikhal)	یا قائم مقام					2003	
do	Temp						
do	do			2340/-		1/12/03	
do	do			2460/-		1/12/04	
do	do	Revised B-7		(2555-140-6755)		1/05	
do	do			2575/-			
do	do			2975/-		1/12/05	
do	do			3115/-		1/12/06	
do	do	Rev. B-7		(2940-130-7710)			
do	do			3580/-		1/12/07	
do	do			3740/-		1/12/07	

9	10	11	12	13	14	15	
Signature and Designation of the Head of the Office or other attesting officer in Attestation of column 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismi sal	Signature of the head of the officer or other Attesting officer	Nature and duration of leave taken	Allocation of period of leave of average pay up to four months (or earned leave not exceeding 120 days to which leave salary is debitale to another Government <div style="display: flex; justify-content: space-between;"> <div data-bbox="752 453 831 554">Period</div> <div data-bbox="846 441 980 554">Government to which dobitable</div> </div>	Signature of the Head of the officer or other attesting Officer	Reference to any recorded punishment or censure, reward or praised of the Government servants.
	تاریخ انتقال ملازمت	وجوہات انتقال ملازمت ترقی تبادلہ یا ترقی	دستخط آفسر مجاز	رخصت کی نوعیت ومعیار	چار ماہ کی رخصت کے لئے اوسط تنخواہ کا تین قسم ادائیگی	دستخط آفسر مجاز	مزایا جزیایا غیر مناسب کارکردگی کا ریکارڈ
Sadiq An AEO NWA	30/11/03	dismissal	Sadiq An AEO NWA		Appointed on PTE post @ Rs. 2207-PM in B-7 on Contract basis vide AEO NWA No. 234-329 of 22/03	Sadiq An Agency Education Officer North Waziristan Agency	
Sadiq An AEO NWA	30/11/04	do	Sadiq An AEO NWA				
Sadiq An AEO NWA	30/06/05	seate revisted	Sadiq An AEO NWA		Passed SSC Exam: from BISE Bannu Under Roll no 3040 during The session 1993 obtaining 317/850 marks		
Sadiq An AEO NWA	30/11/06	do	Sadiq An AEO NWA				
Sadiq An AEO NWA	30/06/07	Revised B-7	Sadiq An AEO NWA		Passed PTE Exam: from ATOU Bannu Under Roll no. 616989 during session 1996 obtaining 495/1000 marks Grade-B		
Sadiq An AEO NWA	30/11/07	Annual Exam	Sadiq An AEO NWA		Passed Inter: Exam: from BISE Bannu Under Roll no. 2835 session 2004 obtaining 554/1100 marks placed in Grade (C). result declared on 27-01-2005.	Sadiq An Agency Education Officer North Waziristan Agency	
		Asst. District Education Officer North Waziristan Tribal District					

Sadiq An
Agency Education Officer
North Waziristan Agency

1 Name of Post درجہ ملازمت	2 Whether Substantive or officiating and whether permanent or temporary عارضی مستقل یا قائم مقام	3 If officiating State- (i) Substantive Appointment or Counts for Pension under rule 3-20 of C.S.R (P.b) Volume II اگر عارضی ہے تو رول کے مطابق پنشن کا مستحق ہے؟	Pay in Substantive Position		Additional Pay for officiating		Other emoluments falling under the term pay ماسوائے تنخواہ دیگر الاؤنس	Date of appointment تاریخ تقرری	Signa. Govern. Servant. دستخط سرکاری ملازم
			Rs.	Ps.	Rs.	Ps.			
PTC		Award of BPS No. 9							
Mrs. Ghazal Maryam		w.e.f 27-1-2005							
Shoikhel Shaukat (N/A)		Passing FA Exam. in 1st Div. in pay cu 12/04 in B-7 Rs 2460/-							
		B-9 Rs 2410-15-7080						27/05	
		Rev. B-9 (2770-165-7720)						17/05	
								12/05	
								12/06	
		Rev. B-9 (3185-190-8825)						12/07	
								12/07	
								12/08	
								12/08	
								12/09	

9	10	11	12	13	13	14	15
Signature and Designation of the Head of the Office or other Attesting officer, attestation of column 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal)	Signature of the head of the officer or other Attesting officer	Nature and duration of leave taken	Allocation of period of leave of average pay up to four months (or earned leave not exceeding 120 days to which leave salary is debitable to another Government چار ماہ کی رخصت کے لئے اوسط تنخواہ کا تعین Period عہدہ Government to which debitable حکومت جس کے لئے رقم ادا ہوگی	Signature of the Head of the officer or other attesting Officer	Reference to any recorded punishment or censure, reward or praised of the Government servants. سزا یا ترمیم یا غیر مناسب کارکردگی کا ریکارڈ
دستخط آفر مجاز	تاریخ انتقال ملازمت	وجوہات انتقال ملازمت ترقی تبادلہ یا ترقی	دستخط آفر مجاز	رخصت کی نوعیت ومعیار		دستخط آفر مجاز	
	Announced B-9				Service Verified		
	w.e.f. 27-01-2005 ✓				From 1-3-2003 to		
	vide B-9 NWA				30-11-2005 from office		
	NO. 1648 of 17/04/08				Record.		
			Signature of Head of Agency			Signature of Head of Agency	
			Signature of Head of Agency				
					T.M.S. dt = 6/5/2008		
					Norm. dt of BPS-9		
					w.e.f. 27/11/05 to 30/4/2008		
					No. 69187		
						s.d/-	
						Agency Head	
						(MUT)	
						MUT on 2nd	

Asst. District Bureau Officer
Tribal District

Signature of Head of Agency
Agency Head

Signature of Head of Agency
Agency Head

1 Name of Post درجہ ملازمت	2 Whether Substantive or officiating and whether permanent or temporary عارضی مستقل یا قائم مقام	3 If officiating State- (i) Substantive Appointment or Counts for Pension under rule 3-20 of C.S.R (Pb) Volume II اگر عارضی ہے تو رول کے مطابق پینشن کا مستحق ہے؟	4 Pay in Substantive Position تنخواہ بطور عارضی ملازمت Rs. Ps.		5 Additional Pay for officiating زائد تنخواہ بطور قائم مقام Rs. Ps.		6 Other emoluments Falling under the term pay ماسوائے تنخواہ دیگر الاؤنس	7 Date of appointment تاریخ تقرری	8 Sig. Govt. Serv. تنظیم کی ملازم
P.T.C. MCS			5430/-		125/-		12/2010	N	
Ghazi Maria									
Shakil Shaukat									
(NWA)									

Rs = 17000/- Fixed

12/2010

Rs = 18800/- Fixed

12/2015

9	10	11	12	13	13	14	15
Signature and Designation of the Head of the Office or other attesting officer in attestation of column 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismisal)	Signature of the head of the officer or other Attesting officer	Nature and duration of leave taken	Allocation of period of leave of average pay up to four months. (or earned leave not exceeding 120 days to which leave salary is debitable to another Government)	Signature of the Head of the officer or other attesting Officer	Reference to any recorded punishment or censure, reward or praised of the Government servants
	تاریخ اختتام ملازمت	وجوہات اختتام ملازمت ترقی تبادلہ یا ترقی	دستخط آفسر مجاز	رخصت کی نوعیت و معیار	چار ماہ کی رخصت کے لئے اوسط تنخواہ کا تعین Period Government to which debitable عرصہ سرور رخصت سے رقم ادائیگی	دستخط آفسر مجاز	سزایا جزایا غیر مناسب کارکردگی کا ریکارڈ
 TAO NWA					Service verified up to 12/8/09 To 30/11/2012 from the office record.	 Education Officer North Waziristan Agency	
 Education Officer North Waziristan Agency					Service verified up to 1-12-2012 To 30/11/2014 from the office record.	 Education Officer North Waziristan Agency	
P-44 Vol AS					Crp Fund Paid passed for Rs 53000/- issued cheque no 0543792 dt 30-11-2012	 Ast. District Education Officer North Waziristan Agency	
 D.A.O.						 Ast. District Education Officer North Waziristan District	

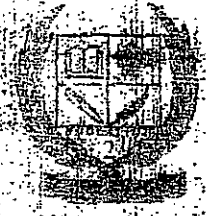
9	10	11	12	13	13	14	
Signature and Designation of the Head of the Office or other attesting officer in attestation of column 1 to 8	Date of termination or appointment	Reason of termination (such as promotion, transfer, dismissal)	Signature of the head of the officer or other Attesting officer	Nature and duration of leave taken	Allocation of period of leave of average pay up to four months (or earned leave not exceeding 120 days to which leave salary is debitible to another Government)	Signature of the Head of the office or other attesting Officer	Remarks any recorded punishment or censure, reward or praised of the Government servants
دستخط افسر مجاز	تاریخ انتقال ملازمت	وجہات انتقال ملازمت ترقی تبادلہ یا ترقی	دستخط افسر مجاز	رضت کی نوعیت و معیار	چار ماہ کی رضت کے لئے اوسط تنخواہ کا تعین Period: / Government to which debitible: / رقم ادا ہوگی:	دستخط افسر مجاز	برابرا جڑایا غیر مناس کارکردگی کا ریکارڈ
Agency Evaluation Officer North Waziristan Agency		30/11/2019 A/W					Re-Appointment against Regular PST post at GPO Dargor Sadda, in BPS No=12, Rs=13320-960-42120.
		District Education Officer Tribal Dist: North Waziristan					vide AEO, NWA, 1866-80/PST Dated 15/03/2018.
30/10/18						Agency Evaluation Officer North Waziristan Agency	
Pay completed from Community 90 Region of 16/3/2018 CNIC 11017704987 and Amn Domicile of 16/3/2018 Q=34877/2		Agency Accounts Officer N.W.A. Waziristan					
		T-238 18/10/17 Domicile Amn of UAA Allow for 1/2 8000/2 due to less domicile					Service verified from 16-03-2018 to 30-11-2019 from the office concerned.
		Agency Accounts Officer N.W.A. Waziristan					District Education Officer Tribal Dist: North Waziristan
Asst. District Education Officer North Waziristan Tribal District							Pay Advice 7/2020 and amend of pay 6/2020 Rs 28743/-

21/7/2020

C-18

FR: NO. :5200467

16 Nov. 2010 09:41AM P1



FATA SECRETARIAT
DIRECTORATE OF EDUCATION
 KHUBER PAKHTUNKHWA, WARSAL ROAD PESHAWAR, FATA
 PHONE: 091-2410144 FAX: 091-5216714
 No. /
 Date Recd: 15/11/2010

To: All the Agency Education Officers in FATA.

Subject: Closure of Non functional Community Schools in FATA

Memo: The Community Schools in some areas i.e Bara Tehsil of Khyber Agency, Barizai Tehsil in Mohmand Agency, Shawal Area of NWA, Mahisod Area of SWA, some pockets in Bajaur and Orakzai Agencies, and FR Kohat/Peshawar were closed and teachers of these closed Community Schools get their salaries at homes without performing their duties, which is a huge burden on Govt exchequer and development budget. It has therefore been decided by the Competent Authority to close the Community Schools and terminate the services of Community Schools teacher/class IV working in these schools with one month notice under intimation to this office.

I am therefore directed to request you to immediately issue notices to teaching/non teaching staff of the non functional Community Schools in the closed areas on OR before 30.11.2010 for termination of their services w.e.f. 31.12.2010 and report compliance to this office.

Dy: Director (P&M)

Encl: No. 8109-271

- Copy to:
1. All Political Agents in FATA.
 2. DCO Peshawar, Kohat, Lakki, Bannu, Tank, D.I.Khan
 3. PS to Additional Chief Secretary FATA
 4. PS to Secretary A&C FATA
 5. PS to Secretary Finance FATA
 6. PS to Secretary P&D FATA
 7. PA to Director Education, FATA.

Dy: Director (P&M)



FATA SECRETARIAT
DIRECTORATE OF EDUCATION
WARSAK ROAD PESHAWAR, PAKISTAN
PHONE 091-9210166 FAX 091-9210216

No. 88-87 Dated. 13/12/2010

D-7-9

To

All the Agency Education Officer
in FATA

Subject:

CLOSURE OF ALL COMMUNITY SCHOOLS IN FATA W.E.F
21.12.2010

Memo.

I am directed to convey the policy of decision of the competent authority on the above noted subject and to ask to close all the community schools in FATA w.e.f 31.12.2010. the teachers and class-IV working in these schools should be given a notice to the effect that their services will be dispensed with 31.12.2010. however they may be given preference in recruitment against regular posts be given experience marks for his service rendered in community schools as per policy. The regular vacant posts be advertised immediately and recruitment process completed as per prescribed procedure on priority.

-sd-

Deputy Director (P&M)

Endst. No. 8888-89

1. Additional Chief Secretary FATA.
2. Secretary Governor Khyber Pakhtunkhwa.
3. Secretary AI&C Department FATA.
4. Secretary P&D FATA Secretariat Peshawar.
5. Secretary LAW & Order FATA Secretariat Peshawar.
- 6-12. All the political Agents in FATA.
- 13-18. Districts Coordination Officers Peshawar, Kohat, Bannu, Lakki, Tank and DI Khan.
19. AGPR sub Office Peshawar.
- 20-26. All Agency Account Officers.
- 27-32. District Account Officers, Kohat, Lakki, Bannu, DI Khan, Tank.
33. PA to Director Education FATA.

ATTESTED

-sd-

Deputy Director (P&M)



20

FATA SECRETARIAT
DIRECTORATE OF EDUCATION
WARSAK ROAD PESHAWAR, PAKISTAN
PHONE 091-9210166 FAX 091-9210216

No. 88-87 Dated. 13/12/2010

To

All the Agency Education Officer
in FATA

Subject:

CLOSURE OF ALL COMMUNITY SCHOOLS IN FATA W.E.F
21.12.2010

Memo.

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-sd-

Deputy Director (P&M)

Endst. No. 8888-89

1. Additional Chief Secretary FATA.
2. Secretary Governor Khyber Pakhtunkhwa.
3. Secretary AI&C Department FATA.
4. Secretary P&D FATA Secretariat Peshawar.
5. Secretary LAW & Order FATA Secretariat Peshawar.
- 6-12. All the political Agents in FATA.
- 13-18. Districts Coordination Officers Peshawar, Kohat, Bannu, Lakki, Tank and DI Khan.
19. AGPR sub Office Peshawar.
- 20-26. All Agency Account Officers.
- 27-32. District Account Officers, Kohat, Lakki, Bannu, DI Khan, Tank.
33. PA to Director Education FATA.

ATTESTED

-sd-

Deputy Director (P&M)

E-21

DIRECTORATE OF EDUCATION
FATA K.P.K PESHAWARNo. 9769-78 / 1Dated: - 12/01/2011

To,

All the Agency Education Officer,
in FATA.**SUBJECT: - SCRUTINY VERIFICATION OF WORKING COMMUNITY SCHOOLS.**

Memo

I am directed to enclose herewith a copy of letter No.HS/SO(Edu)/1-0/Misc/2010/194-210 dated 12.01.2011 of FATA Secretariat on the above noted subject for information and necessary action at your end on priority.

Dy: Director (P&M)

Endst: No: _____

Copy to the:-

1. PS to Secretary A&C, FATA.
2. P.A to Director Education FATA.



of (Admin & Coord)

FATA SECRETARIAT
PESHAWAR

22

No. IS/So(24)/1-0/misc/2
12-01-2011 / 194-210

All Political Agents in FATA/DCOs FRs

Subject: Scrutiny verification of working Community Schools.

After receiving a lot of reports from the Political Agents and other official sources, the Fata Secretariat, with the approval of the competent authority, has decided to carry out a meaningful scrutiny verification of Community Schools all over FATA. This is more so important to ensure efficiency and efficacy in the utilization of public money especially in education sector where the problems of ghost schools and teachers have been reported often. In such circumstances the following Committee stands constituted in order to carry out such verification in the order as given at Para 2:-

Scrutiny Committee

- Political Agent/ Additional Political Agent
- Representative of LEAs
- Agency Education Officer
- Member from Teachers Association/Press
- **Scrutiny Schedule**

0-10 days: Verification of actual presence of teachers by the Committee. On or before 20-01-2010 and collection of academic certificates. The teachers are to be asked to appear before the Committee on the given day with their CNICs and educational certificates.

11-20 days: Verification of academic certificates. The Certificates are to be got verified from the concerned Boards through special messengers.

21-30 days: Submission of names by verified community school teachers with verified credentials to Fata Secretariat/Directorate of Education. During this same time Community Teachers would be asked to provide names and particulars of students studying in gher School.

31-45 days: Submission of Form B of Such students by the Community School Teachers.

46 - 60 days: Final scrutiny by the committee and submission of report to FATA Secretariat.

23

It must be noted that on physical verification of a Community School Teacher's presence, the educational qualification forming the basis of his appointment and the presence of required students in the School would the salary and emoluments of such a teacher be released. You are therefore to ensure that the scrutiny verification is carried out swiftly but properly with involvement of all stake holders.

Timely action is expected please.


(Muhammad Abid Majeed)
Secretary A&C FATA

Copy to:

- 1- Director Education FATA
- 2- PS to ACS FATA



To

All the Agency Education Officers
 in FATA

F-24

Subject:

Re-Opening of Functional Community Schools at Agency/FR Level

Memo:

In partial modification of this office letter No.5795-5810 dated 20.8.2011 on the above cited subject, I am directed to state that all the teachers who had been working in the operational community schools closed on 31.12.2010 may be reappointed in their respective schools W.E.F the date of approval of the scheme for reopening of functional community schools under ADP 2011-12 at each Agency/FR level without going into fresh recruitments, as they have rendered valuable service/experience in community schools.

Addl. Director (P&M)
 Fax No.091-3200-1627

Order No. _____

Copy forwarded to:-

- 1-7. All the Political Agents in FATA.
- 8-13. The District Coordination Officers Peshawar, Kohat, Bannu, Lakki, Tank, D.I.Khan.
- 14. P.S to Secretary A&C, FATA Secretariat.
- 15. PS to Secretary P&D, FATA Secretariat.
- 16. P.A to Director Education FATA.

Addl. Director (P&M)

F 6

BETTER COPY OF THE PAGE NO.
FATA SECRETARIAT
DIRECTORATE OF EDUCATION

To,

Dated, Pesh the 12/09/2011

All the Agency Education Officers
In FATA

24

Subject: **RE-OPENING OF FUNCTIONAL COMMUNITY SCHOOLS AT AGENCY/FR LEVEL**

Memo:

In partial modification of this office letter No. 5796-5810 dated 26.8.2011 on the above cited subject, I am directed to state that all the teachers who had been working in the operational community schools closed on 31.12.2010 may be reappointed in their respective schools W.E.F the date of approval of the scheme for reopening of functional community schools under ADP 2011-12 at each Agency/FR level without going into fresh recruitments, as they have rendered valuable service/experience in community schools.

Add: Director (P&M)
FaxNo. 091-5200467

Endst No. _____/

Copy forwarded to:

- 1-7. All Political Agents in FATA.
- 8-13. The District Coordination Officers Peshawar, Kohat, Bannu, Lakki, Tank, D.I.Khan.
14. PS to Secretary A&C, FATA Secretariat.
15. PS to Secretary P & D, FATA Secretariat, Peshawar.
16. P.A to Director Education FATA.

Dy Director (P&M)

F



To

All the Agency Education Officers
in FATA.

07-25

Subject:

**REOPENING OF FUNCTIONAL COMMUNITY SCHOOLS IN FATA
IN THE 1ST WEEK OF OCTOBER 2011**

Memo:

I am directed to refer to the above noted subject and to ask you to reopen all the functional community schools strictly in accordance with the recommendations of the Scrutiny Verification Committees of your respective Agency / FR and direct all the teaching / non-teaching staff of concerned schools to make sure their presence in their respective schools and start academic activities with immediate effect. These schools should immediately be provided Student Attendance registers and free textbooks as per actual enrolment of the students.

You are further directed to process PC-1s of the scheme "Reopening of functional community schools" by including pay of the staff w.e.f 1.10.2011 and process the same for approval of the competent forum within Three days, positively.

Addl: Director (P&M)

Endst No. _____

Copy to the:-

1. All the Political Agents in FATA.
2. District Coordination Officers Peshawar, Kohat, Bannu, Lakki, Tank and DI Khan.
3. PS to Additional Chief Secretary FATA.
4. PS to Secretary Admn: & Coord: FATA Secretariat.
5. PS to Secretary P&D FATA Secretariat.
6. PA to Director Education FATA

Addl: Director (P&M)

G H

IMMEDIATELY FAX
NATIONAL ASSEMBLY BUSINESS

No.F.11(1)-TA/2011
GOVERNMENT OF PAKISTAN
STATES AND FRONTIER REGIONS DIVISION

H-26

Islamabad, the 23rd December, 2011.

To

The Additional Chief Secretary (FATA),
FATA Secretariat,
Peshawar.

Attention Mr. Muhammad Ali (PRO)

SUBJECT: MEETING OF THE NATIONAL ASSEMBLY STANDING COMMITTEE ON
STATES AND FRONTIER REGIONS HELD ON 21st DECEMBER, 2011 AT
10.30 A.M. IN PARLIAMENT HOUSE, ISLAMABAD.

Dear Sir,

I am directed to enclose a copy of National Assembly Standing Committee's finding/recommendations on the above subject.

It is therefore, requested that the further necessary action may be taken accordingly.

Encl: As above.

Yours faithfully

Go
Muhammad
(ZIR-UR-REHMAN)
Section Officer (TA)

Circular
to be issued.

[Signature]
[Signature]

For copy

By Secy (Coord)
Dairy No. 1348
Date 27/12/11
SO _____
RO _____

SAFE
[Signature]
28/12
29/12

one copy
[Signature]
29/12

1504
23-12-2011

Subject: MEETING OF SAFRON HELD ON THE WEDNESDAY 21ST DECEMBER 2011 AT 02:30 PM IN COMMITTEE ROOM NO. 7 PARLIAMENT HOUSE ISLAMABAD.

Mr. Sajid Hussain Turi, MNA chaired the meeting on Wednesday 21st December, 2011 at 02:30 PM in Committee Room No. 7, Parliament House, Islamabad. The agenda of meeting was as under:-

Follow up

1. Further discussion on Sanctioned New Employees (SNEs) of all departments lying pending in FATA Secretariat (as decided in the meeting of the Committee held on 02nd December, 2011 that Secretary Finance will brief the Committee on this agenda item).
2. Further discussion on justification for non-release of funds of Rupees 14 billions for creation of 4345 posts of FATA Secretariat since 2008. (as decided in the meeting of the Committee held on 02nd December, 2011 that Secretary Finance will brief the Committee on this agenda item).
3. Status of Community Schools in FATA in light of the decision taken by the Governor KPK and Parliamentarians.
4. Briefing on the performance of Sports Directorate, FATA.
5. Any other item with the permission of the Chair.

2. Mr. Jawed Hussain, MNA, and Mianve Asmatullah, MNA, attended the meeting. Besides Engineer Sheaukatullah, Minister for State and Frontier Regions, Mr. Muneer Khan Orakzai, MNA, Mr. Muhammad Kamran Khan, MNA, Mr. Nasir-ul-Haq Gazi, MNA, Mr. Zafar Beg, Shikhan, MNA and Mr. Hamidullah Jan Akhri, MNA as a Special Invitee and Mr. Nazibullah Khan, Secretary, SAFRON, Mr. Arshad Ahmed, FA (SAFRON) Mr. Nazir Ahmad Khan, DFA (SAFRON), Shih Sahib, Secretary, Finance, FATA, Mr. Fozil Hameed, Director Education, FATA, Mr. Faisal Jamil Shih, Project Director Sports (FATA), Mr. Muhammad Jamil, Chairman Community Teacher also participated.

3. The meeting started with the recitation of Holy Quran. After a long deliberations following findings/recommendations were made:-

JOINT SECRETARY (SAFRON)
 By No. 2169
 Date: 22/12/2011
 Office: Islamabad

Secretary Office
 By No. 2169
 Date: 22/12/2011

Mr. J.S (SAFRON)

Placed before

Phone

Total 3 pages

Dissemination

Forwarded

Follow up

SECRETARY

24/12/11

SAFRON

27/12
SIR ASHRAF

4. Ministry of Finance delayed the case for 6 to 6 years for not releasing the funds of 4338 SNEs of FATA Secretariat. Whereas Mr. Arshad Ahmed and Mr. Nazir Ahmed stated that FATA Secretariat is responsible for delay. Secretary, Ministry of SAFFRON will hold meeting and fix the responsibility and inform the Committee. The Committee notes that case is pending since 2002 and FATA Secretariat as well as Ministry of Finance has done nothing.

5. The criteria for distribution of 1200 posts of Education and Health Department should be transparent, rational and allocated after consultation of Parliamentarians.

6. The Committee recommended that it is likely that codal formalities were completed and relevant PCs were submitted but funds were not released. The allocation for development budget with non-development budget is not rational and it should be decided to increase the budget of non development fund at appropriate level. The funds for FCR tribunal should be released without further delay. Secretary, Ministry of Finance, SAFFRON and FATA Secretariat should resolve the issue within one month.

7. The Committee expressed concern that no Additional Secretary from Ministry of Finance has come to attend the meeting. Action will be taken under Rule 227 Rules of Procedure and Conduct of Business of the National Assembly, 2007.

8. The Committee recommended Secretary, Ministry of Finance to immediately clear 2000 SNEs within week and rest of posts should be cleared without further delay. The agenda was deferred. Next meeting will be held on 5th January, 2011. Secretary, SAFFRON, Secretary, Ministry of Finance, FA, DFA and FATA Secretariat will hold meeting before 5th January, 2011 and inform to the Committee.

9. The Committee expressed serious concern for delay by Ministry of Finance relating to "Multi Donor Funds" for FATA which were under consideration since two years and five programs were approved whereas Finance Division has advised to get these funds from ADP, FATA. This item will be discussed in the meeting scheduled to be held on 5th January, 2011.

10. The Committee expressed concern that 571 Community Schools in FATA were closed from 01-01-2011 and the services of all Community School teachers were displaced on 13-12-2010. FATA Secretariat should regularize the services of teachers

including their previous services and pay graded salaries as per previous practice without further delay. FATA Superintendent should carry regular visits of schools and make verifications with consultation of MNAs. There is no monitoring system in FATA Secretariat to increase the efficiency and level of education. Secretary, Ministry of SAFRON to look into the matter and direct the concerned quarters.

11. The Committee recommended that Sport Directorate FATA Should furnish agency wise distribution of funds to the Committee Secretary, Ministry of Finance.

faizul Jan

12. Minister SAFRON informed that all work in FATA with regard to sports activities was done by himself when he was Minister sports. Every Agency has Sports Complex, mostly are operational. Recently construction of Benazir Bhutto Shahsed Sports Complex including Boxing cum Badminton Hall and Fitness Gymnasium hall with allied facilities at Bajaur Agency has been inaugurated by Honorable Engr. Ghaukatulish Khan, Federal Minister SAFRON.

13. The meeting ended with vote of thanks.

(3)





SENATE SECRETARIAT

Most Immediat

No. F. 2(2)/2011-Com-II

1-30

Islamabad, the 12th March, 2012.

Senate Standing Committee on States and Frontier Regions in its meeting held on 9th March, 2012 has advised that the Ministry of Finance and Planning Division should provide Rs.15 billion (as promised) to the FATA Secretariat for the financial year 2011-2012 for the completion of various development schemes in FATA.

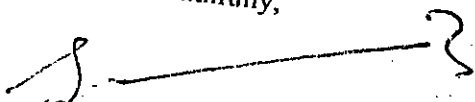
2. Besides the Committee recommended that ex-Parliamentarians of FATA must be invited in official functions/meetings/Jirgas to be held in their respective areas regarding FATA issues.

3. It was also decided that FATA Disaster Management Authority will take all necessary steps to re-settle the flood affectees as well as internally displaced persons (IDPs) due to operation in FATA according to international standard.

4. Finally the Committee advised that problems of the teachers serving in FATA schools may be solved by clearing their all dues and regularization of their services etc.

With regards.

Yours faithfully,


(GHULAM MURTAZA)
JS/Secretary Committee
Ph.No.9212636

The Secretary,
Ministry of States and Frontier Regions,
Government of Pakistan,
Islamabad.

The Secretary,
Ministry of Finance,
Government of Pakistan,
Islamabad.

The Secretary,
Planning Division,
Government of Pakistan,
Islamabad.

Additional Chief Secretary,
FATA Secretariat,
Peshawar.

30-4-12



FATA SECRETARIAT
(SOCIAL SECTORS DEPARTMENT)

SUMMARY FOR GOVERNOR, KHYBER PAKHTUNKHWA

Subject: RECRUITMENT OF COMMUNITY SCHOOL TEACHERS
AGAINST REGULAR POSTS IN FATA

In order to raise literacy level in FATA and make the education available at the doorstep, the project of opening community schools was launched under FATA Annual Developmental Program in 1998. During 1998-2010, 956 Community Schools were opened throughout FATA wherein 1912 teachers (02 per school) were appointed on contract basis.

After receiving reports about the non-functional community schools in FATA, the community schools project was closed and the services of teaching/non-teaching staff working in these schools were terminated with effect from 01.01.2011.

However, on the persistent demand of Teachers Associations and local officers, the FATA Secretariat constituted scrutiny committees under the chairmanship of Political Agents/Additional Political Agents in each Agency/FR to verify the status of closed community schools in FATA and to recommend reopening of non-functional community schools. A scheme at each Agency/FR level was included in ADP 2011-12. Based on the recommendation of prescribed committees, 742 community schools were reopened throughout FATA, and teachers working in these functional community schools were reappointed on contract basis (Agency wise list of reopened functional community schools is attached at F/A).

It is worth mentioning that the community school teachers in FATA have rendered more than 10 years service on contract basis and have lodged repeated appeals and protests mentioned in the Newspapers for regularization of their services (I/H).

In addition, the National Assembly / Senate Standing Committees for States and Frontier Regions have also recommended the regularization of the services of community school teachers in their meetings held 21.12.2011 and 9.3.2012 in Parliament House, Islamabad (F/C & F/D).

K



SUMMARY FOR GOVERNOR, KHYBER PAKHTUNKHWA

6. The total working strength of community school teachers in FATA is 1432 (846 female + 586 male) as per Agency/Command area break up given at F/15 of them are untrained and not qualified for regular posts vide F/17. Similarly, 259 female teachers are non-local and can only be considered for appointment against regular posts after adjustment of local qualified females F.G. Under the directions of ACS, FATA, the Additional Political Agents have been directed to reverify the existence of the Community Schools, presence of teachers and enrolment of students. These verification reports will be received in a few days and the lists of schools and teachers will be updated/corrected accordingly.

7. There are 303 existing vacant PTC (BS-7) posts in FATA. SNE for creation of 542 PTC posts has been sent to SAFRON Division, Islamabad while that of 192 posts is under process with Finance Department, FATA Secretariat as per details given at F/11 which are expected in the near future.

8. A similar issue of adjustment of community school teachers against regular PTC posts had been resolved in the year 2007 by moving a summary for approval of the Governor with the proposal to adjust those community school teachers against regular posts who had been selected on merit and possessed the prescribed professional and academic qualification with more than 03 years service at their credit. The services of those who did not possess the prescribed qualification and experience for PTC posts were dispensed with (I/11). The proposal was very kindly approved by the Governor and instructions issued to all Agency Education Officers accordingly (F/13).

9. Keeping in view their long teaching experience and services rendered for the promotion of literacy in FATA, it is proposed that the community school teachers, who qualify to be posted against the PTC (BS-7) may be considered for appointment against regular posts in phased manner purely on merit basis as per existing recruitment criteria but in relaxation of upper age limit. The available 303 regular vacant posts in the newly constructed Primary/Middle schools in FATA will be filled up from amongst the community school teachers and no fresh candidates considered for recruitment till all the community school teachers are absorbed against regular posts in FATA. The 259 non-local teachers will be considered for appointment after adjustment of local qualified teachers. The services of unqualified teachers shall be dispensed with. This entails that the community schools would be closed down & teachers would shift to constructed schools, not necessarily in the same location. The respective community schools students would be shifted to nearby regular schools. No further recruitment of community school teachers will be made.



FATA SECRETARIAT
(SOCIAL SECTORS DEPARTMENT)

SUMMARY FOR GOVERNOR, KHYBER PAKHTUNKHWA

10. The proposal contained in Para 09/N is submitted for approval of the Governor, Khyber Pakhtunkhwa, please

Uddin 30/4/2012
Secretary Social Sectors, FATA

Secretary Finance, FATA (on leave)

11. *Finance Department, FATA, Islamabad, para-9/N*
[Signature]

SECRETARY SOCIAL SECTORS
FINANCE DEPARTMENT
SECRETARIAT

Addl. Chief Secretary, FATA

12. Para - 9/N is submitted for approval.

[Signature]
Additional Secretary
FATA

Governor, Khyber Pakhtunkhwa

13. *Para 9 approved* *[Signature]*

Governor
Khyber Pakhtunkhwa

[Signature]
AES (S)

[Signature]
D.E.

[Signature]
4/5

[Signature]
9/5



FATA SECRETARIAT
Social Sectors Department
Warsak Road Peshawar

K-34

Notification

No. SO(E)/SSD/CSTR/99-108/ The Governor Khyber Pakhtunkhwa in his capacity as the Competent Authority has been pleased to approve the re-appointment of Community School Teachers who qualify to be posted against the regular posts of PST (BS-7) in phased manner at the respective Agencies & FRs, purely on merit basis in accordance with the existing recruitment criteria but in relaxation of upper age limit with immediate effect as specified below.


1. The available regular vacant PST (BS-7) posts in the Primary/Middle Schools in FATA will be filled up from amongst the Community School Teachers and no fresh candidate considered for recruitment till all the eligible Community School Teachers are absorbed against regular posts in their respective Agencies/FRs.
2. The non-local eligible Community School Teachers shall be considered for re-appointment against the regular vacant posts of PST (BS-7) after adjustment of local qualified teachers.
3. The services of the un-qualified teachers shall be dispensed with.
4. The Community Schools whose teachers are appointed and shifted to other schools against regular posts, would be closed down.
5. The respective Community Schools students would be shifted to nearby regular schools and no further recruitment of Community School teachers will be made.

Secretary
Social Sectors Department,
FATA Secretariat, Peshawar

Endst No. Even Dated Peshawar the 11/05/2012

Copy forwarded to the:-

1. Secretary to Governor, Khyber Pakhtunkhwa Peshawar.
2. Addl: Accountant General (PR) Sub Office Peshawar.
3. Director Education FATA, Peshawar.
4. All Political Agents in FATA.
5. DCO Peshawar, Kohat, Bannu, Lakki, D.I.Khan & Tank.
6. Agency/ District Accounts Officers concerned
7. All the Agency Education Officer in FATA
8. PS to Additional Chief Secretary FATA Peshawar.
9. PS to Secretary Social Sectors Department, FATA Secretariat, Peshawar.
10. PS to Secretary P&D, FATA Secretariat, Peshawar.


Section Officer (Edu) SSD
FATA Secretariat, Peshawar

2012



FATA SECRETARIAT
 DIRECTORATE OF EDUCATION
 WARSAK ROAD PESHAWAR, PAKISTAN
 PHONE: 091-9210166 FAX: 091-9210166
 No. 10380
 Date Pesh: the 02/09/2013.

L-35

To: The Agency Education Officer,
 Khyber Agency.

Subject:- Guidance for Regularization of Community School Teachers.

Memo.- I am directed to refer to your letter No.4596 dated 23.8.2013 on the subject cited above and to state that ban is only for initial recruitment not on adjustment/regularization.

Re-appointment of Community Teachers are adjustment/regularization as per governor's policy.

[Signature]
 Asstt: Director (P&D)

Encls. No. _____

Copy forwarded to the:-

1. P.A to Director Education FATA Peshawar.

Asstt: Director (P&D)

2013

21



29-10-15

FATA SECRETARIAT
DIRECTORATE OF EDUCATION
WARSAK ROAD PESHAWAR, PAKISTAN
PHONE 091-9210166 FAX 091-9210216
NO. _____ DATED 29/10/2015

Notification

L-36

Consequent upon approval of the Competent Authority the adjustment of Community School Teachers who qualify to be posted against the regular posts of PST (BPS-7) is allowed against regular vacant PST posts purely on merit basis in accordance with the existing approved policy regarding re-appointment of Community School Teachers with immediate effect.

Secretary Social Sectors FATA

Endst: No. 2085-90

Copy forwarded for information to the:-

1. PS to Additional Chief Secretary FATA
2. PS to Secretary SSD FATA.
3. PS to Secretary AI&C FATA.
4. Agency Education Officers in FATA.
5. Agency Account Officers in FATA.
6. P.A to Director Education FATA

Addl: Director (P&M)

2013



تورنمنٹ فار
M-37
OFFICE OF THE AGENCY EDUCATION OFFICER NORTH WAZIRISTAN AGENCY

RE-APPOINTMENT ORDER

Consequent upon the Directive by Governor Khyber Pakhtunkhwa vide Notification No: SO(E)/SSD/CSTR/99-108 Dated 11/05/2012, as well as decision by honourable Peshawar High Court Bannu Bench Bannu announced on 17/05/2016, the following male Community school PST teachers are hereby re-appointed/regularized against the vacant PST Posts in BPS-12 @ (Rs. 13320-960-42120) plus usual allowances, as admissible under the rules with effect from the date of taking over charge.

S.No	Name	Father's Name	Merit Score	Place of Posting	Remarks
1	Muhamamd Zaman	Hazrat Khan	(45.45)	GPS Jalal Bat Kot Sarobi	Vacant Post
2	Abid Ullah	Mir Kalam Khan	(45.45)	GPS Abdi Khel Khaisoor	Vacant Post
3	Muhammad Aslam	Gul Rahim Khan	(44.20)	GPS Wali Mat Khan Sheratalla Mirali	Vacant Post
4	Abdul Mutleb	Sakhi Marjan	(43.20)	GPS Surma Jan Ghulam Khan	Vacant Post
5	Noor Zali	Ghulam Jalil Khan	(42.58)	GPS Dewgar Saidgi Ghulam Khan	Vacant Post
6	Afra Sayab Shah Wazir	Akhtar Ali	(35.67)	GPS Surma Jan Ghulam Khan	Vacant Post
7		Yaqub Khan	(35.16)	GPS Mirali Camp	Vacant Post further directed to work GPS Zakir Khel till further order
8	Abdul Ghafoor	Gulabad Khan	(32.93)	GPS Hamid Kot Spinwam	Vacant Post
9	Shah Hakim	Mir Sarwar	(32.32)	GPS Dewgar Saidgi Ghulam Khan	Vacant Post

TERMS & CONDITIONS

- 1- Their Re-appointment/Regularization has been made on temporary Basis subject to terms and conditions framed by the Government from time to time. Moreover this re-appointment can be withdrawn & is liable to termination without any notice, if any legal, clerical or other kind of mistake arise therein. If they wish to resign from service, they will be giving one month's prior notice or one month's full pay will be forfeited in lieu thereof.
- 2- In case they failed to acquire the prescribed professional/academic qualification within the stipulated time, their re-appointment/Regularization order will stand cancelled automatically.
- 3- If they fail to assume their charge within 15-days their re-appointment/regularization order will be considered as cancelled.
- 4- Their pay will not be drawn till the verification from the concerned Boards/University/Institutes. Moreover they will be terminated if their certificates/Degrees are found fake/bogus and or tempered with at any stage.
- 5- The Re-Appointment/Regularization will be entitled to the benefits as admissible to civil servants.
- 6- If the Re-Appointee concealed or submitted wrong information, disciplinary action will be initiated against them.
- 7- Charge report should be submitted in duplicate to all concerned.

Sd/-
AGENCY EDUCATION OFFICER
NORTH WAZIRISTAN AGENCY

Endstt: No. 1866-80/Community/PST/ (Male File)/AEO/NWA dated 15/03/2018

- 1- Honourable Registrar Peshawar High Court Bannu Bench at Bannu.
- 2- The Director Education FATA, Warsak Road Khyber Pakhtunkhwa Peshawar.
- 3- The Political Agent North Waziristan Agency at Miran Shah.
- 4- Agency Accounts Officer (NWA) Miran Shah.
- 5- Principals/Head Masters/Head Teacher Concerned.
- 6- AAEOs Circle Concerned.
- 7- Candidate Concerned.

M 1

M-38

بکھنور جناب ڈائریکٹر ایجوکیشن صاحب خیر پختونخواہ پشاور

دو خواست برائے سابقہ سروس Benifit and increments بحال

تاریخ

مورہ یادگزارش ہے کہ ہم سرمنی گزار PST اساتذہ کرام میں سال سے زائد عرصہ تک تھلن کے ساتھ قبضہ اسلان کے کیوش سکول پرائیویٹ میں خدمات سرانجام دیتے رہیں۔ باآخربند سلسل کے بعد پارلیمن کی گائز کیوشوں برائے سطر ان ڈویژن اور ریگولر انڈر ٹیوشن کیشن کے سفارشات اور گورنر خیر پختونخواہ کے احکامات کے مطابق پرائیویٹ اساتذہ کو کو انگریز پرائیویٹ میں ابتدائی تقرری کے مدت سے مع واجبات و واجبات سروس ریگولر ایڈجسٹ کائن تسلیم کیا گیا۔ جسکی رو سے دستیاب PST گورنر خیر پختونخواہ کے احکامات برعکس ان اساتذہ کی عرضہ اور سروس ریگولر ایڈجسٹ (مد عمر کی رعایت) کے ساتھ ہوتی رہی۔ لیکن پارلیمن کے گائز کیوشوں برائے سطر ان اور ریگولر انڈر ٹیوشن کیشن کے سفارشات اور واجبات کے ساتھ اساتذہ کی سروس ریگولر ایڈجسٹ کو موجودہ آئینائی (Inatal Recruitment) قرار دے کر سابقہ سروس مراعات واجبات و واجبات سے ہم عمر ہم کر کے ان اساتذہ کو بحال مستقبل میں شہدائی پرموشن اور ریٹائرمنٹ کے وقت پنشن کی جاتی حقوق سے محروم رکھا۔ حالانکہ بر مطابق ریگولر انڈر ٹیوشن کیشن

نمبر SO(E)SSD/CSTR09-100 مورخہ 11-05-2012 اور گورنر اتھارٹی حکم نامہ نمبر SO-1/1-1GS/2012 کے مطابق کیوش سکول اساتذہ کی سروس مستثنیٰ کی گئی ہے۔ جس کے متعلق تھان اول اکل اور ثبوت یہ ہیں۔

GOVT of KPK, FINANCE DEPARTMENT (REGULATION WING) Endsl No.FD(PRC) 5-2/2002 Dated Peshawar The dated 30-10-2009

(1) GRANT OF ANNUAL INCREMENT TO FIX PAY TEACHERS IN THE LIGHT OF SUPREME COURT JUDGMENT (That all those teachers who were appointed on fix pay and were subsequently regularized against their posts, on acquiring completing requisite training successfully, would be entitled for such benefits of annual increments from the date of their first appointments as such but without arrears

(2) As per S No 10 of the recommendation of the standing committee of SAFRON held on 21 st December, 2011 at the Parliament House Islamabad (F/A) FATA Secretariat should regularize the service of the Community School Teachers including their previous services and granted salaries as per previous practice without further delay

(3) As per S No 4 of the senate standing committee of SAFRON date 03-03-2012 finaly committee advised that regularization of their services and commutal teachers serving in FATA school may be solved by clearing their all duse and regularization of their services and

14 مارچ 2005ء سے 5994 مورخہ 12-10-2011 کیوش سکول پرائیویٹ میں دوبارہ تعینات اساتذہ کی سابقہ پرائیویٹ اساتذہ کی سروس کو Valueable/Countable

14 مارچ 2005ء سے 2015-16 مورخہ 29-10-2015 اور اسل نمبر 10380 مورخہ 02-09-2013 میں اضافت موجود ہے۔ کیوش اساتذہ کی سروس مستثنیٰ ہوتی ہے۔

(Inatal Recruitment) نہیں۔ بلکہ گورنر پالیسی کے مطابق سروس ریگولر ایڈجسٹ ہے

روشنی میں ان اساتذہ کے سابقہ سروس مع واجبات اور معنی کے احکامات صادر فرما کر انصاف کا یوں باآئینہ بنائے

میں تواضع ہوگی۔

P

درخواست برائے سابقہ سروس Benefit and increments بحالی

مودبانہ گزارش ہے کہ ہم عرضی گزار PST اساتذہ کرام دس سال سے زائد عرصہ تک تسلسل کے ساتھ قبل اضلاع کے کیونٹل سکول پراجیکٹ میں خدمات سرانجام دیتے رہیں۔ بالآخر جہد مسلسل کے بعد پارلیمنٹ کی قائمہ کمیٹیوں برائے سیفران ڈویژن اور ریگولر ایزیشن کمیٹی کے سفارشات اور گورنر خیبر پختونخوا کے احکامات کی روشنی میں کیونٹل سکول پراجیکٹ اساتذہ کو ان کی پراجیکٹ میں ابتدائی تقرری کے مدت سے مع واجبات و بقایا جات سروس ریگولر ایزیشن کمیٹی کے احکامات کی رو سے دستیاب PST پوسٹوں پر کیونٹل اساتذہ کی مرحلہ وار سروس ایڈجسٹمنٹ (حد کی عمر کی رعایت) کے ساتھ ہوتی رہی لیکن پارلیمنٹ کے قائمہ کمیٹیوں برائے سیفران اور ریگولر ایزیشن کمیٹی کے سفارشات اور گورنر خیبر پختونخوا کے احکامات برعکس ان اساتذہ کی کنٹریکٹ عرصہ ملازمت سروس کو ابتدائی پراجیکٹ سروس سے سابقہ سروس Valuable/Countable تسلیم کرنے کے بجائے ان اساتذہ کی سروس ریگولر ایزیشن کو موجودہ تعیناتی (In tail Recuratment) قرار دے کر سابقہ سروس مراعات واجبات و بقایا جات سے محروم کر کے ان اساتذہ کو حال و مستقبل میں سنیارٹی پر دوش اور ریٹائرمنٹ کے وقت پنشن گریجویٹ حقوق سے محروم رکھا۔ حالانکہ بمطابق ریگولر ایزیشن نوٹیفیکیشن نمبر SO(E)SSD/CSTR99-109 مورخہ 11/05/2012 اور گورنر انتظامی حکمانہ نمبر SO-1/1-1GS/2012 کے مطابق کیونٹل اساتذہ کی سروس مستقلی ان کی کنٹریکٹ پراجیکٹ سروس کے بنیاد پر ہوئی ہے جبکہ KPK میں دیگر پراجیکٹ / کنٹریکٹ ملازمین کے سابقہ سروس بینیفٹ کے حق میں پشاور ہائیکورٹ اسپریم کورٹ بھی فیصلے دے چکی ہے جس کے متعلق حقائق و دلائل اور ثبوت یہ ہیں۔

GOVT of KPK, FINANCE DEPARTMENT (REGULATION WING) Endst No.FD(PRC) 5-2/2002
Dated Peshawar The dated 30-10-2009

- (1) GRANT OF ANNUAL INCREMENT TO FIX PAY TEACHERS IN THE LIGHT OF SUPREME COURT JUDGMENT (That all those teachers who were appointed on fix pay and were subsequently regularized against their posts, on acquiring completing requisite training successfully, would be entitled for such benefits of annual increments from the date of the first appointments as such but without arrears
- (2) As per S No. 10 of the recommendation of the standing committee of SAFRON held on 21 st December, 2011 at the parliament House Islamabad (FIA) FATA Secretariat should regularize the service of the Community School Teachers including their previous services and granted salaries as per previous practice without further delay
- (3) As per S No 4 of the senate standing committee of SAFRON date 09-03-2012 finally committee advised that problem of communal teachers serving in FATA school may be solved by clearing their all duse and regularization of their service etc

(4) مراسلہ نمبر 5994-6006 مورخہ 12/10/2011 کیونٹل سکول پراجیکٹ میں دوبارہ تعینات اساتذہ کی سابقہ پراجیکٹ / کنٹریکٹ سروس کو Valuable/Countable تسلیم کیا گیا۔

(5) مراسلہ نمبر 2085-90 مورخہ 29/10/2015 اور مراسلہ نمبر 10380 مورخہ 02/09/2013 میں وضاحت موجود ہے کہ کیونٹل اساتذہ سروس مستقلی

ابتدائی تعیناتی (Initial Recruitment) نہیں بلکہ گورنر پالیسی کے مطابق سروس ریگولر ایزیشن کمیٹی کے احکامات صادر فرما کر انصاف کا بول بالا کیا جائے۔ لہذا مندرجہ بالا شواہد و حقائق کے روشنی میں ان اساتذہ کے سابقہ سروس مع بقایا جات ادائیگی کے احکامات صادر فرما کر انصاف کا بول بالا کیا جائے۔

عین نوازش ہوگی۔



DIRECTORATE OF EDUCATION
NEWLY MERGED TRIBAL DISTRICT
WARSAK ROAD PESHAWAR, PAKISTAN
PHONE: 091-9210166 FAX 091-9210167
/Date Pesh: the /

No. 0-39

NOTIFICATION.

The Competent Authority is pleased to regret the appeal of the commur teachers for their regularization from retrospective effect on the recommendations of t appellate committee in the meeting held on 20/7/2017 as not admissible under the rules a policy.

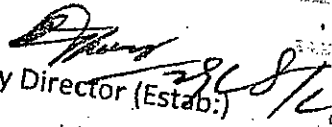
Endst: No. 11096-98 /-

Copy forwarded to the:-

1. District Education Officer, Khyber District.
2. PA to Director Education NMTD.
3. Teachers concerned.

DIRECTOR EDUCATION NMTD

Dated Pesh: the 29/08 /2018.

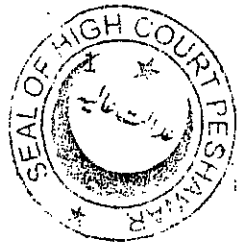

Deputy Director (Estab.)



EDU
AL
18, P
091-9
NMTD
EDU
AL
18, P
091-9

P-40

IN THE PESHAWAR HIGH COURT, PESHAWAR



W.P No. 4597/2018

1. Anzar Gul S/O Zar Din, PST,
Government Primary School,
Saeed Ullah Jan Kalley,
Bara Khyber Agency.
2. Sadiq Ahmad S/O Sher Jan, PST,
Government Primary School
Toor Dara Jamrood Khyber Agency.
3. Khilal Gul S/O Zahir Shah, PST,
Government Primary School Toor Dara,
Jamrood Khyber Agency.
4. Mohibullah S/O Ihsan Ullah, PST,
Government Primary School Toora
Tara Jamrood Khyber Agency.
5. Irat Khan S/O Ilyas Khan, PST,
Government Primary School Jani Khel,
Jamrood Khyber Agency
6. Muhammad Jan S/O Allah Baz, PST,
Government Primary School Nazar
Kalley, Landi Kotal Khyber Agency
7. Arman Gul S/O Lal Mat Khan, PST,
Government Primary School
Rekaley Jamrood Khyber Agency.
8. Ameen Shah S/O Mustan Shah, PST,
Government Primary School
Choorra No. 03, Jamrood Khyber Agency.
9. Rehman Gul S/O Ghirat Gul, PST,
Government Primary School Attari,
Jamrood Khyber Agency.
10. Sabit Khan S/O Gul Mar Jan, PST,
Government High School Choorra,
Jamrood Khyber Agency.

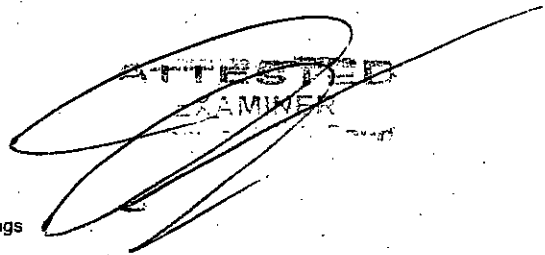
ATTESTED
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- 41
11. Shah Wali S/O Payo Noor, PST,
Government Primary School
Flazoo Kalley, Jamrood Khyber Agency.
 12. Sajid Ahmad S/O Payo Khel, PST,
Government Primary School Wazir
Dand, Jamrood Khyber Agency.
 13. Noorat Khan S/O Awal Khan, PST,
Government Primary School
Jawara Mania, Jamrood Khyber Agency.
 14. Mushtaq Ullah S/O Abdul Qahar, PST,
Government Primary School
Nawar Mania, Jamrood Khyber Agency.
 15. Tariq Khan S/O Khan Sahib Khan, PST,
Government Primary School Khan Mast
Kalley, Jamrood Khyber Agency.
 16. Shufqat Ullah S/O Gul Said Khan, PST,
Government Primary School Khadim
Kalley, Jamrood Khyber Agency.
 17. Jam Dad Khan S/O Jan Muhammad Khan,
PST, Government Primary School Wallo Milla,
Jamrood Khyber Agency.
 18. Sher Zali S/O Khan Badshah, PST,
Government Primary School Meer
Ahmad Shah Kalley, Jamrood Khyber Agency.
 19. Umar Khan S/O Lal Mat Khan, PST,
Government Primary School Redi Gul
Kalley, Jamrood Khyber Agency.
 20. Saleh Jan S/O Khaista Meer, PST,
Government Primary School
Lashora Jamrood Khyber Agency.
 21. Abdul Qadir S/O Abdul Jalil, PST,
Government Middle School Sher
Afzal Kalley, Jamrood Khyber Agency.
 22. Muhammad Wakeel S/O Abdul Jalil, PST,
Government Primary School Kambila
Malagori, Khyber Agency.

ATTESTED
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- 23. Fazale Rehman S/O Masooz Khan, PST,
Government Primary School Mian
Jaffar Shah Kalley, Jamrood Khyber Agency.
- 24. Istekhar Khan S/O Rooh Khan, PST,
Government Primary School Pastoki,
Landi Kotal Khyber Agency.
- 25. Farid Ullah S/O Kabal Sher, PST,
Government Primary School Gulab
Kalley, Landi Kotal Khyber Agency.
- 26. Serfarz Khan S/O Anwar Khan, PST,
Government Primary School Jawara
Mela, Malagori Khyber Agency.
- 27. Janab Khan S/O Shoghli Maan Khan,
PST, Government Primary School
Lashora Jamrood Khyber Agency.
- 28. Samad Meer S/O Muhammad Said,
PST, Government Primary School Lal
Mat Kalley, Jamrood Khyber Agency.
- 29. Islam Gul S/O Nabat Khan, PST,
Government Primary School Fazal
Ahmad Kalley, Jamrood Khyber Agency.
- 30. Gulab Sher S/O Aqal Meer, PST,
Government Primary School
Malak Sardar Meer Kalley,
Jamrood Khyber Agency.
- 31. Muhammad Saeed Khan S/O
Enzar Gul, PST, Government Primary
School Zabit Khan Kalley,
Jamrood Khyber Agency.
- 32. Umar Said S/O Sir Meer Khan, PST,
Government Primary School
Chapari, Jamrood Khyber Agency.
- 33. Hunar Said S/O Sir Meer Khan, PST,
Government Primary School Kambilla,
Jamrood Khyber Agency.
- 34. Anzal Khan S/O Kazam Baig, PST,
Government Primary School
Gujjar Dand, Jamrood Khyber Agency.

ATTESTED
EXAMINER



- 35. Fazal Rabi Khan, S/O Ghulam Nabi, PST,
Government Primary School, Ali Masjid,
Jamrood Khyber Agency.
- 36. Mir Habib S/O Fazal Khan, PST,
Government High School Badshah
Meer Kalley, Jamrood Khyber Agency.
- 37. Wazir Khan S/O Said Ullah Khan,
PST, Government Primary School
Sandana, Bara Khyber Agency.
- 38. Khyal Batt Khan S/O Doulat Khan, PST,
Government Higher Secondary School
Speen Dand, Jamrood Khyber Agency.
- 39. Samin Gul S/O Zar Khalil, PST,
Government Primary School Sher
Bahadar Kalley, Bara Khyber Agency.
- 40. Yar Muhammad S/O Mirza Gul, PST,
Government Primary School Zareef Kalley,
Bara Khyber Agency.
- 41. Muhammad Khan S/O Shaus Khan, PST,
Government Primary School Raza Khan,
Bara Khyber Agency,
- 42. Miraj Gul S/O Zain Gul, PST,
Government Primary School Kotkal
Tirah, Bara Khyber Agency.
- 43. Abid Khan S/O Zain Gul, PST,
Government Primary School Zafar Khan
Kalley, Bara Khyber Agency.
- 44. Hujat Khan S/O Samand Khan, PST,
Government Primary School Azam Din,
Bara Khyber Agency.
- 45. Said Ghani S/O Anar Gul, PST,
Government Primary School Kotaki,
Bara Khyber Agency.
- 46. Siraj Akbar S/O Muqeem Khan, PST,
Government Primary School Mamal Mela,
Bara Khyber Agency.

ATTESTED
EXAMINER
 Peshawar High Court

47. Karna Khel S/O Talib Shah, PST,
Government Primary School
Mashkanara Mela, Bara Khyber Agency.
48. Syed Ahmad S/O Lal Madar, PST,
Government Middle School
Sheen Kamar, Bara Khyber Agency.
49. Hameed Ullah S/O Afsar Khan, PST,
Government Primary School Choorra,
Bara Khyber Agency.
50. Iqbal Hussain S/O Zar Muhammad,
PST, Government Primary School
Zangal Bara Khyber Agency.
51. Shahid Khan S/O Muqam Din, PST,
Government High School Jafar Khan Kalley,
Bara Khyber Agency.
52. Suleman Shah S/O Gul Badshah,
PST, Government Primary School Pastoki,
Bara Khyber Agency.
53. Shah Je Khan S/O Gul Zameer, PST,
Government Primary School Zafar Kalley,
Bara Khyber Agency.
54. Abdul Qayum S/O Rehmat Gul, PST,
Government Primary School Gulab Khel,
Bara Khyber Agency.
55. Gul Amin S/O Angar Khan, PST,
Government Primary School
Khuramtan Kalley, Bara Khyber Agency.
56. Gul Zaman S/O ~~Storee Khan~~ *Storee Khan*, PST, *Storee Khel*.
Government Primary School
Yar Hamza Kalley, Bara Khyber Agency.
57. Raj Muhammad S/O Zahir Shah,
PST, Government Primary School
Kotkai, Bara Khyber Agency.
58. Bakht Mar Jan S/O Qandahar Khan, PST,
Government Primary School Habib Shah,
Bara Khyber Agency.

ATTESTED
EXAMNER
Peshawar High Court

MS

59. Raees Khan S/O Nauroz Khan, PST,
Government Primary School
Jafar Khan Kalley, Bara Khyber Agency.
60. Mir Akbar S/O Gul Akbar, PST,
Government Primary School Zangal,
Bara Khyber Agency.
61. Muhammad Raziq S/O Noor Zada,
PST, Government Primary School
Baber Khel Kalley, Bara Khyber Agency.
62. Gull Jan S/O Baghwan Gul, PST,
Government Primary School
Zafar Kalley, Bara Khyber Agency.
63. Sharlat Khan S/O Lal Mar Jan, PST,
Government Primary School
Zafar Kalley, Bara Khyber Agency.
64. Abdul Rehman S/O Paya Khan, PST,
Government Primary School
Bine Bara Khyber Agency.
65. Irfan Ullah S/O Chaman Khan, PST,
Government Primary School Zangi,
Bara Khyber Agency.
66. Khaista Noor S/O Waliyat Shah, *Waliyat Shah*
PST, Government Primary School
Hayat Mir, Bara Khyber Agency.
67. Gul Hameed S/O Noor Zaden, PST,
Government Primary School
Hukam Shah, Bara Khyber Agency.
68. Saeeda Jehanzeb D/O Jehanzeb, PST,
Government Girls Primary School
Yar Gul Khel Kalley, Bara Khyber Agency.
69. Sajid Ullah S/O Gul Samand, PST,
Government Primary School
Sandana, Bara Khyber Agency.
70. Zenat D/O Abdul Qayum, PST,
Government Girls Primary School
Hayat Shah, Bara Khyber Agency.

ATTESTED
EXAMINER
Peshawar High Court

- 7 46
71. Nadia Tabasum D/O Fazal Rahim,
PST, Government Girls Primary School
Sandana, Bara Khyber Agency.
 72. Farzana Jabeen D/O Qamar Din, PST,
Government Girls Primary School
Sultan Khel, Bara Khyber Agency.
 73. Roeeda Gul D/O Zareen Khan, PST,
Government Girls School Islam Gul,
Bara Khyber Agency.
 74. Rubina Shaheen D/O Faqir Muhammad,
PST, Government Girls Primary School
Amir Khan Kalley, Bara Khyber Agency.
 75. Shakeela Bano D/O Ghulam Muhammad,
PST, Government Girls Primary School
Kapar Tangi, Bara Khyber Agency.
 76. Salma Khan D/O Dr. Khan, PST,
Government Girls Primary School
Mkkhar Kot, FR Tank.
 77. Basroo D/O Muhammad Zaman, PST,
Government Girls Primary School
Payo Kot, FR Tank.
 78. Zainab Bibi D/O Hussain, PST,
Government Girls Primary School
Nawaz Khan Korona, FR Tank.
 79. Taj Bibi D/O Qalam Khan, PST,
Government Girls Primary School
Mussam Khan, FR Tank.
 80. Amna Bibi D/O Esa Khan, PST,
Government Girls Primary School
Akram Khan, FR Tank.
 81. Zaheena Sayed D/O Noor Muhammad Khan,
PST, Government Girls Primary School
Denak, FR Tank.
 82. Ambareen Bibi D/O Ghulam Qadir, PST,
Government Girls Primary School
Ghulam Sahee, FR Tank.

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83. Bilal Khan S/O Mamid Khan, PST,
Government Primary School
Shahbaz Kot, North Waziristan Agency.
84. Abdul Ghafoor Khan S/O Gul Abad Khan,
PST, Government Primary School
Neik Umar Kot, NWA.
85. Afrasiyab Khan S/O Akhtar Ali Khan,
PST; Government Primary School
Surma Jan Kot, NWA.
86. Aziz Ullah S/O Payel Khan, PST,
Government Primary School
Macha Khel, NWA.
87. Nor Zali Khan S/O Ghulam Jalil Khan,
PST, Government Primary School
Dewgar Saidgi, NWA.
88. Abdul Mutalib Khan S/O Sakhi Mar Jan,
PST; Government Primary School
Issor Kot, NWA.
89. Muhammad Ilyas S/O Badruzaman,
PST, Government Primary School
Nimat Kot, NWA.
90. Muhammad Ghufraan S/O Inayat Ullah Khan,
PST, Government Primary School
Muhammad Amin Kot, NWA.
91. Ubaid Ullah Khan S/O Niaz Bat Khan,
PST, Government Primary School
Khwaja Wani, NWA.
92. Gul Attaullah S/O Umar Khan, PST,
Government Primary School
Muhammad Amin, NWA.
93. Hamid Ullah S/O Amir Muhammad, PST,
Government Primary School
Fazal Rehman, NWA.
94. Muhammad Zaman S/O Hazrat Khan,
PST, Government Primary School
Jalalabad Kot, NWA.

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95. Tehsil Khan S/O Bakhel Jan, PST,
Government Primary School
Payo Jan Kot, NWA.
96. Muhammad Aslam Khan S/O Gul Rehman,
PST, Government Primary School
Wali Mad Khan Kot, NWA.
97. Noor Sala Khan S/O Yaqoob Khan, PST,
Government Primary School
Niamat Kot, NWA.
98. Shah Wazir S/O Yaqoob Khan, PST,
Government Primary School
Mir Ali Camp, NWA.
99. Baz Muhammad Khan S/O
Muhammad Azam Khan,
PST, Government Primary School
Rai Khan Kot, NWA.
100. Abid Ullah Khan S/O Mir Kalam Khan,
PST, Government Primary School
Abdi Khel, NWA.
101. Javid Iqbal S/O Amir Akbar, PST,
Government Primary School
Fateh Khan Kot, NWA.
102. Amal Khan S/O M. Nawaz Khan,
PST, Government Primary School
Rai Khan, NWA.
103. Atta Muhammad S/O Ghulam Muhammad,
PST, Government Middle School
Khair Khel Kalley,,NWA.
104. Khan Walli S/O Mir Sali Khan, PST,
Government Primary School
Darpa Khel Kot, NWA.
105. Pawan Din S/O Gul Zaman, PST,
Government Primary School
Zar Jam Khel, NWA.
106. Nazar Gul S/O Ajeeb Gul, PST,
Government Primary School
Hangu Kot, NWA.

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107. Amir Nawaz Khan S/O Akbar Khan,
PST, Government Primary School
Sakhi Marjan, NWA.
108. Arif Nawaz S/O Akbar Khan, PST,
Government Primary School
Mushki Alam, NWA.
109. Muhammad Ayaz Khan S/O Arsala Khan,
PST, Government Primary School
Noor Khan, NWA.
110. Jahan Baz Khan S/O Rameez Khan,
PST, Government Primary School
Hakeem Kot, NWA.
111. Hidayat Ullah S/O Pakhar, PST,
Government Middle Primary School
Patas Kot, NWA.
112. Aqal Zaman S/O Khushal Khan,
PST, Government Primary School
Abdullah Din, NWA.
113. Mir Shah jehan S/O Khyal Khan,
PST, Government Primary School
Sakhi Mar Jan, NWA.
114. Zahid ud Din S/O Ahmad Kaleem,
PST, Government Primary School
Syed Khan Kot, NWA.
115. Janat Khan S/O Mir Azam Khan,
PST, Government Primary School
Shahadat Kot, NWA.
116. Amir Salah Khan S/O Sharen Khan,
PST, Government Primary School
Usman Khel, NWA.
117. Hazrat Ullah S/O Sahib Khan, PST,
Government Primary School
Garyum, NWA.
118. Muhammad Ihsan S/O Sharen Khan,
PST, Government Primary School
Muhammad Daraz, NWA.

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119. Nor Hayat Khan S/O Nawab Khan,
PST, Government Primary School
Zaman Khan Kot, NWA.
120. Ata Ullah Jan S/O Maiz Ullah Khan,
PST, Government Primary School
Walli Mad Khan, NWA.
121. Farmanullah S/O Toor Jan, PST,
Government Primary School
Zaman Khan, NWA.
122. Sarfaraz S/O Gul Raheem, PST,
Government Primary School
Noor Khan, NWA.
123. Muhammad Kamal Khan S/O M. Alam,
PST, Government Primary School
Gulab Khel, NWA.
124. Muhammad Asghar S/O Sayed Wall,
PST, Government High School
Ghondi Jamrood Khyber Agency.
125. Ezat Shah S/O Nooram Shah, PST,
Government Primary School
Arak, Kurram Agency.
126. Multan Aurang S/O Gul Samand,
PST, Government Primary School
Chapre, Kurram Agency.
127. Daulat Khan S/O Bahadar Khan,
PST, Government Primary School
Kamal Baza, Kurram Agency.
128. Nor Mar Jan S/O Gul Mar Jan, PST,
Government Primary School
Mir Bagh, Kurram Agency.
129. Shughla Hussain D/O Ghulam Hussain,
PST, Government Girls Primary School
Dogar, Kurram Agency.
130. Muhammad Zubair S/O Dilbar Khan,
PST, Government Primary School
Dagari No. 03, Kurram Agency.

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131. Gul Halder Jan S/O Ghazi Mar Jan,
PST, Government Primary School
Dagari, Kurram Agency.
132. Noor Khan S/O Zari Gul, PST,
Government Primary School
Mir Bagh, Kurram Agency.
133. Shareef Gul S/O Gul Mar Jan, PST,
Government Primary School
Kalat Mir Bagh, Kurram Agency.
134. Tahir Gul S/O Akhtar Gul, PST,
Government Primary School
Pastwan, Kurram Agency.
135. Wasim Shah S/O Sayed Anwar,
PST, Government Primary School
Super Kot, Kurram Agency.
136. Maqbool Ahmad S/O Muhammad Jan,
PST, Government Primary School
Sher Khan Mir Bagh, Kurram Agency.
137. Gohar Simab W/O Doost Muhammad,
PST, Government Girls Primary School
Shahbaz Samma, Kurram Agency.
138. Riffat Naz W/O Sheeren Badshah, PST,
Government Girls Primary School
Shahbaz Samma, Kurram Agency.
139. Gul Zahra D/O Zameen Akbar, PST,
Government Girls Primary School
Kagawaga, Kurram Agency.
140. Hussan Par D/O Nasir Hussain, PST,
Government Girls Primary School
Dall, Kurram Agency.
141. Nighat Naseem D/O Lalq Hussain, PST,
Government Girls Primary School
Lar Zar, Kurram Agency.
142. Fozia Afzal D/O Muhammad Afzal, PST,
Government Girls Primary School
Luqman Khan, Kurram Agency.

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143. Naveeda Asghar D/O Asghar Jan, PST,
Government Girls Primary School
Adil Colony, Kurram Agency.
144. Shakeel Khatoon D/O Rehmat Hussain,
PST, Government Girls Primary School
No. 01 Para Chinar, Kurram Agency.
145. Nageena D/O Ali Mohgib, PST,
Government Girls Primary School
Amal Kot, Kurram Agency.
146. Bibi Masooma D/O Sayed Agzal, PST,
Government Girls Primary School
Para Chinar, Kurram Agency.
147. Salma Bangesh D/O Rajab Ali, PST,
Government Girls Primary School
Luqman Khel Sehra, Kurram.
148. Shamal Jan Afridi S/O Sayal Khan Afridi,
PST, Government Primary School Dada Nika,
Bara Khyber Agency.
149. Fateh Khan S/O Mula Khel, PST,
Government Primary School Mashkano
Mela, Bara Khyber Agency.
150. Shakir Ullah S/O Shah Bahader,
PST, Government Primary School
Sheen Kamar, Bara Khyber Agency
151. Najida D/O Tahseen Ullah, PST,
Government Girls Primary School
Shekmal Khel, Bara Khyber Agency.
152. Alia Begium D/O Ghulam Jan, PST,
Government Girls Primary School
Musa Khan, Landi Kotal.
153. Najma Begium D/O Hameed Khan,
PST, Government Girls Primary School
Turkistan Kalley, Bara Khyber Agency.
154. Naz Gul D/O Mehar Dil, PST,
GFCS Mulagori, Jamrood
Khyber Agency.

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155. Ghulam Mustafa S/O Sharbat Khan,
PST, Government Primary School
Nasir Kalley, Jamrood Khyber Agency.
156. Nighat D/O Yar Muhammad, PST,
Government Girls Primary School
Khyal Gul Kalley, Landi Kotal.
157. Fatmla Habib D/O Ghulam Habib, PST,
Government Girls Primary School
Kose Wall Khel, Landi Kotal
158. Khan Malik S/O Amir Jan, PST,
Government Primary School Kotki,
Bara Khyber Agency.
159. Shahid S/O Muhammad Sarwar,
PST, Government Primary School
Jaffar Khan Kalley, Bara Khyber Agency.
160. Noor Jamal S/O Shamal Jan, PST,
Government Primary School Mastk,
Bara Khyber Agency.
161. Waris Khan S/O Naseer Khan, PST,
Government Primary School
Khana Zyarat, Bara Khyber Agency.
162. Naveeda Robi D/O Madad Khan, PST,
Government Girls Primary School
Hayat Khan Kalley, Jamrood Khyber Agency.
163. Shabana D/O Masal Khan, PST,
Government Girls Primary School
Neki Khel, Landi Kotal Khyber Agency.
- All C/O Petitioner No. 1. Petitioners

VERSES

1. Director of Education, FATA Secretariat,
Warsak Road Peshawar.
2. Agency Education Officer,
Khyber Agency at Jamrud.

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Regarding the aforesaid aspects of the schools after receiving reports to the authorities about the destructions of the schools reports were made about its none functional of the schools in FATA and it was decided to close the same because the teachers were getting their salaries without performing duties in the schools. The authorities terminated their services of teachers and other staff.

4. That after the said action, teachers the local elders and its union made efforts to save the services of the teachers and other staff vide letter dated 15-11-2010, as by then, the wave of miscreants to some extent was released. (Copy as annex "B")
5. That Standing Committee of SAFRAN held meeting on 21-12-2011 at Parliament House Islamabad to regularize services of petitioners and it was recommended that FATA Secretariat should regularize the services of Community School Teachers including their previous services and graded pay as per previous practice without further delay. Summary will be also moved for approval of Governor KP, for relaxation in recruitment rules and regularization of the Community School Teachers from the date of initial recruitment against the posts vide letter dated 16-01-2012, followed by subsequent letter dated 26-04-2012. (Copies as annex "C")
6. That on 30-04-2012, Summary for the purpose was submitted before the Governor KP and approved the same to regularize services of the Community School Teachers and other staff. (Copy as annex "D")
7. That on 11-05-2012, Secretary, Social Sectors department FATA Secretariat, Peshawar Issued notification, stating therein that the Governor has approved the appointment of the Community School Teachers against regular posts of PST B-07 In respective Agencies and FRs purely on merit basis with some terms and conditions mentioned therein. (Copy as annex "E")
8. That on 29-10-2015, Secretary Social Sector, FATA issued subsequent notification regarding adjustment of Community School Teachers against regular posts of PST was allowed on merit basis in accordance with policy. (Copy as annex "F")

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Peshawar High Court

9. That after taking into account all aspects of the case, the authority was pleased to regularize services of petitioners vide order dated 02-11-2015, 07-01-2016, 08-01-2016, 20-07-2016, 20-07-2016, etc. (Copies as annex "G")
10. That petitioners rendered services in the schools on contract basis for more than 10 years but no benefit of the same was extended to them to count the same for pensionary benefits, so submitted representation before Director Education - FATA Secretariat, Peshawar on 22-03-2017, but the same was regretted for no legal reason vide notification dated 29-08-2018. (Copies as annex "H" & "I")

Hence this Writ Petition, Inter alia, on the following grounds:

GROUND

- a. That admittedly petitioners served the department after initially appointing them in the schools from the date of their appointment in the schools and served the department devotedly.
- b. That the schools were closed due to law and order situation by the authorities while on the other hand, petitioners never refused to perform duty and such aspect of the case shall not be attributed to them.
- c. That as and when services of petitioners were regularized, the same should have been from the date of initial appointment and not with immediate effect as at the same time, petitioners performed their duty like other regular employees of the department.
- d. That fresh vacancies were created at the time of appointment of petitioners in the schools. There was no difference in the duties of the contract employees as well as of the regular employees, thus petitioners were not treated at par and discriminated.
- e. That petitioners seek relief of the rendered services to be counted towards pensionary benefits and non the else.
- f. That petitioners files the petition in hand before this honorable court to adjudicate upon as no term and condition of the existing service is violated, so the honorable court has the exclusive jurisdiction in the matter.

ATTESTED
 JAWANER
 High Court

g. That services of some of the employees of the Community schools have been regularized / counted towards the present service, petitioners also deserves the said treatment.

h. That by not treating petitioners at par with other colleagues / regular employees of the department by the authority is not only discrimination but such act is based on malafide.

It is, therefore, most humbly prayed that on acceptance of the Writ Petition, in exercise of the extraordinary constitutional jurisdiction, this hon'ble Court may graciously be pleased to:

a. Declare notification dated 29-08-2018 of the R. No. 01 to be illegal, improper, unjust, discriminatory, malafide, without lawful authority and of no legal effect.

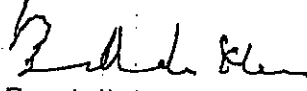
b. Direct the authority to regularize the initial service of the petitioners rendered in the Community Schools to the regular service for pensionary and other benefits;

AND / OR

c. Any other writ/order/direction deemed proper and just in the circumstances of the case be also issued/ordered/given.

Petitioners

Through


Saadullah Khan Marwat

Amjad Khan

Advocates,

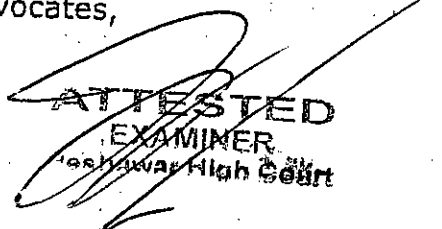
Dated: 17-09-2018

LIST OF BOOKS:

1. Constitution
2. W.P. No. 2307/13

CERTIFICATE:

As per instructions of my client, certified that no such like Writ Petition was earlier filed by the petitioner, before this Honorable Court.
(It's a DB case)


ATTESTED
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Jeshwar High Court

IN THE PESHAWAR HIGH COURT, PESHAWAR

W.P No. _____/2018

Anzar Gul & Others versus Director & Others

AFFIDAVIT

I, Anzar Gul S/O Zar Din, PST, Government Primary School Saeed Ullah Jan Kalley, Bara Khyber Agency, (Petitioner No. 01) do hereby solemnly affirm and declare that the contents of the **Writ Petition** are true and correct to the best of my knowledge and belief.

Identified By:

[Signature]

Saadullah Khan
Advocate,

[Signature]
DEPONENT

CNIC#: 21201-2701312-5

No.:	660.0
Certified that the above was written on solemn affirmation before me on	17 th
day of	SEP 18
at	Anzar Gul
who was	Khyber Agency
Who is present	Saadullah Khan
<i>[Signature]</i> 17/9/18	

CERTIFIED TO BE TRUE COPY

[Large Signature]

Nadra Verified

PESHAWAR HIGH COURT, PESHAWAR
(JUDICIAL DEPARTMENT)

Q-59

WP No. 4597-P/2018

Anzar Gul and others



.....Petitioners

V/s

Director of Education,
FATA Secretariat,
Peshawar and others.

.....Respondents.

For the Petitioners:

Mr. Saadullah Khan Marwat,
Advocate.

For the Respondents:

Syed Sikandar Hayat Shah,
AAG.

Date of hearing:

03.11.2022

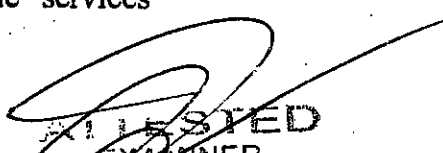
JUDGMENT

SYED ARSHAD ALLI, J:- The petitioners, through the instant constitutional petition, have approached this Court praying that:-

"It is, therefore, most humbly prayed that on acceptance of the Writ Petition, in exercise of the extraordinary constitutional jurisdiction, this hon'ble Court may graciously be pleased to:

- a. Declare notification dated 29.08.2018 of R. No.01 to be illegal, improper, unjust, discriminatory, malafide, without lawful authority and of no legal effect.
- b. Direct the authority to regularize the initial service of the petitioners rendered in the Community Schools to the regular service for pensionary and other benefits; AND/OR
- c. Any other writ/order/direction deemed proper and just in the circumstances of the case be also issued/ordered/given."

2. Short but relevant facts of the case as alleged in petition are that the petitioners were appointed as Community School Teachers in a Project on contract basis and later, their services were regularized against the regular posts of PST vide orders dated 02.11.2015, 07.01.2016, 08.01.2016 & 20.07.2016, however, it is the claim of petitioners that the services

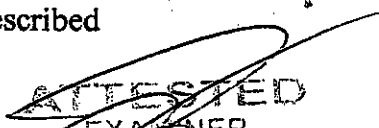

FILED
EXAMINER

rendered by them on contract basis for more than ten years have not been counted towards pensionary benefits, against which, they filed representation before the Director Education FATA Secretariat, Peshawar on 22.03.2017, but, the same was regretted vide Notification dated 29.08.2018; hence, the instant Writ Petition.

3. Respondents No. 1, 2 & 5 have furnished their comments wherein it is alleged that the petitioners were appointed as Community School Teachers in a Project, however, the said Project was closed on 31.12.2010. Later, after revised PC-1, the community schools were reopened in the year, 2011-2012 and the petitioners were adjusted against regular posts in view of Notification dated 11.05.2012. The said Notification was challenged by some other persons before this Court through various constitutional petitions and this Court vide judgment dated 06.08.2013 rendered in WP No. 2662/2012 declared the said Notification as policy for recruitment of new candidates in future; hence, this petition is hit by principle of resjudicata and requested for its dismissal.

4. Arguments heard and record perused.

5. Perusal of the record reveals that the petitioners were appointed against the project posts of PTC and were posted as Communal School Teachers in Boys Communal Schools at different places in the erstwhile FATA. Initially, contract/project posts were for a period of three years which was then extended from time to time; however, in view of the wave of militancy and then Army operation, these community's schools became non-functional and were closed and the services of the Communal School Teachers were terminated w.e.f. 31.12.2010. It is pertinent to mention here as alleged by the respondent that most of the appointees were not holding the prescribed qualification at the relevant time. Later, it was decided vide Notification dated 29.10.2015 to appoint/adjust the Communal School Teachers against the regular posts of PST in case they are holding the prescribed

5.1

 ATTESTED
 EXAMINER
 Peshawar High Court

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qualification and that it was in view of the decision of the Government that the petitioners were regularized/ adjusted through different letters available on the file. In the instant case, the petitioners have two main claims i.e. regularization from retrospective effect and counting of their previous project/contract service for the purpose of pension.


6. Admittedly, by now the petitioners have acquired the status of civil servants and the relief claimed through the instant petition relates to the enforcement of their terms and conditions of service. This Court under Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 has no jurisdiction to interfere in the matter. However, this case is pending before this Court since 2018, therefore, instead of dismissing this petition on question of jurisdiction, this petition be transmitted to Worthy Khyber Pakhtunkhwa Service Tribunal for adjudication on merit. Copy of this petition be retained in office while the original file along with the annexure be sent to the Worthy Tribunal.

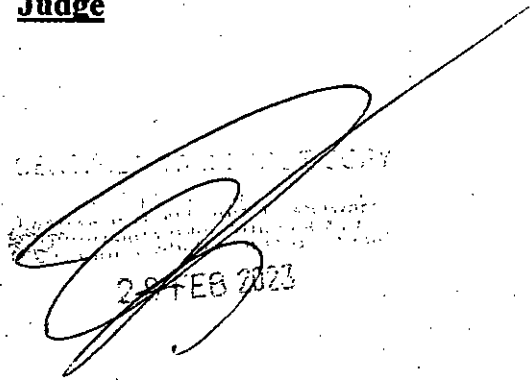
7. Disposed of in the above terms.

ANNOUNCED.
03.11.2022


Chief Justice


Judge

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Received by: 


28 FEB 2023



R-62

GOVERNMENT OF N.W.F.P.
FINANCE DEPARTMENT
(REGULATION WING)

NO. FD (PRC) 5-2 /2002
Dated Peshawar the: 30-10-2009

To:

The Secretary to Govt. of NWFP,
Elementary & Secondary Education Department,
Peshawar.

Subject:

GRANT OF ANNUAL INCREMENT / RUNNING PAY TO
UNTRAINED TEACHERS IN THE LIGHT OF SUPREME
COURT JUDGMENT.

Dear Sir,

I am directed to refer to this Department letter No. FD (PRC) 5-2/2002 dated 30-03-2009 on the subject noted above and to say that certain quarters have raised some queries about the subject matter which are clarified as under:-

- i. All those untrained teachers who were appointed on fix pay and were subsequently regularized against their posts, on acquiring / completing requisite training successfully, would be entitled for such benefits of annual increments from the date of their first appointments as such, but without interest.
- ii. The above benefit would also be admissible to all those retired teachers who fulfil the above conditions.
- iii. The above benefit would not be admissible to those who themselves resigned, or were removed / terminated from service.

2. This Department letter of even number dated 30-03-2009 shall be deemed to have been modified to the above extent.

Yours Faithfully,

(STIAUKAT ULLAH)
SECTION OFFICER (SR-1)

Endst: of even No. & date

- Copy for information and necessary action:-
1. Accountant General, NWFP.
 2. All District Coordination Officers, NWFP.
 3. All District / Agency Accounts Officers, NWFP / PATA.

SECTION OFFICER (SR-1)

BETTER COPY OF THE PAGE NO.
GOVERNMENT OF N.W.F.P
FINANCE DEPARTMENT
[REGULATION WING]

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No. FD(PRC)5-2/2002

Dated Peshawar the: 30-10-2009

To,

The Secretary to Govt. of NWFP,
Elementary & Secondary Education Department,
Peshawar.

Subject: **GRANT OF ANNUAL INCREMENT/RUNNING PAY TO UNTRAINED TEACHERS IN THE LIGHT OF SUPREME COURT JUDGMENT**

Dear Sir,

I am directed to refer to this department letter NO. FD (PRC) 5-2/2002 dated 30-03-2009 on the subject noted above and to say that certain quarters have raised some queries about the subject matter which are clarified as under:

- i. All those untrained teachers who were appointed on fix pay and were subsequently regularized against their posts, on acquiring/ completing requisite training successfully, would be entitled for such benefits of annual increments from the date of their first appointments as such, but without arrears.
 - ii. The above benefit would also be admissible to all those retired teachers who fulfill the above conditions.
 - iii. The above benefit would not be admissible to those who themselves resigned, or were removed/terminated from service.
2. This Department letter of even number dated 30/03/2009 shall be deemed to have been modified to the above extent.

Yours Faithfully

(SHAUKAT ULLAH)
SECTION OFFICER (SR-I)

Endst: of even No. & date

Copy for information and necessary action:

1. Accountant General, NWFP.
2. All District Coordination Officers, NWFP.
3. All District/Agency Accounts Officers, NWFP/FATA.

SECTION OFFICER (SR-I)

WAKALAT NAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Noor Zali

Appellant(s)/Petitioner(s)

VERSUS

The Govt. Of Khyber Pakhtunkhwa and others

Respondent(s)

I/We APPELLANT do hereby appoint Mr. Khaled Rehman, Advocate, Supreme Court, Mr. Muhammad Amin Ayub & Muhammad Ghazanfar Ali, Advocates in the above mentioned case, to do all or any of the following acts, deeds and things.

1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal in which the same may be tried or heard and any other proceedings arising out of or connected therewith.
2. To sign, verify and file or withdraw all proceedings, petitions, appeals, affidavits and applications for compromise or withdrawal or for submission to arbitration of the said case, or any other documents, as may be deemed necessary or advisable by them for the conduct, prosecution or defence of the said case at all its stages.
3. To receive payment of, and issue receipts for, all moneys that may be or become due and payable to us during the course of proceedings.

AND hereby agree:-

- a. That the Advocate(s) shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fee remains unpaid.

In witness whereof I/We have signed this Wakalat Nama hereunder, the contents of which have been read/explained to me/us and fully understood by me/us this _____

Attested & Accepted by

Noor Zali
Signature of Executants

Khaled Rahman,
Advocate,
Supreme Court of Pakistan

&

Muhammad Amin Ayub
Advocate, High Court

&

Muhammad Ghazanfar Ali
Advocate, High Court

4-B, Haroon Mansion
Khyber Bazar, Peshawar
Off. Tel: 091-2592458