

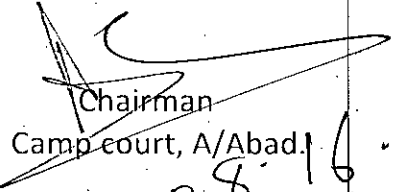


Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 763/2016

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	25/07/2016	<p>The appeal of Mr. Murtaza received today by post through Mr. Muhammad Arshad Khan Tanoli Advocate, may be entered in the Institution Register and put up to Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	26-7-16	<p>This case is entrusted to Touring S. Bench at A.Abad for preliminary hearing to be put up there on. <u>18-8-2016</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	18.08.2016	<p>Appellant with counsel present. Seeks withdrawal of the appeal with permission to file fresh one.</p> <p>Appeal in hand is dismissed as withdrawn with permission to file a fresh appeal, if so advised. File be consigned to the record room.</p> <p style="text-align: right;"> Chairman Camp court, A/Abad.</p> <p><u>ANNOUNCED</u> 18.08.2016</p> <p style="text-align: right;">18-08-16</p>

BEFORE THE CHAIRMAN SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA PESHAWAR.

Appeal No. 763/2016

Murtaza PSHT GPS Kasaki Khurd District Abbottabad.

...APPELLANT

V E R S U S

Govt of Khayber Pakhtunkhwa through Sectary (E&SE) KPK Peshawar & others.

...RESPONDENTS

SERVICE APPEAL

INDEX

S.No.	Description of Document	Annexure	Page No.
1.	Service Appeal alongwith affidavit and Certificate	--	1-8
2.	Addresses of the parties	--	
3.	<i>Copy of appointment order of the appellant</i>	"A"	<u>9-10</u>
4.	Copy of relevant page of service book showing grant of annual increment as per notification mentioned therein	"B"	<u>11-19</u>
5.	<i>copy of departmental appeal</i>	"C"	<u>20</u>
6.	Copy of judgment reported 2014 SCMR- page 1289,	"D"	<u>21-44</u>
7.	Copy of judgment reported, 2009 SCMR page-1	"E"	<u>45-47</u>
10.	Vakalat Nama	--	<u>48</u>


...APPELLANT

Through:

Dated: 22/67 /2016


(MUHAMMAD ARSHAD KHAN TANOLI)
Advocate High Court, Abbottabad.

1

BEFORE THE CHAIRMAN SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA PESHAWAR.

Appeal No. 763 /2016

Murtaza PSHT GPS Kasaki Khurd, District Abbottabad.

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 757 -

...APPELLANT

Date: 25/7/2016

V E R S U S

- 1) Govt of Khayber Pakhtunkhwa through Sectary (E&SE) KPK Peshawar.
- 2) Director E&SE KPK Peshawar.
- 3) District Education Officer (M) E&SE District Abbottabad.

...RESPONDENTS

SERVICE APPEAL

SERVICE APPEAL U/S 4 OF SERVICE TRIBUNAL
ACT 1974 FOR DECLARATION TO THE EFFECT
THAT THE APPELLANT GOT EMPLOYMENT IN
EDUCATION DEPARTMENT AS UNTRAINED PST
TEACHER ON 18.09.1989 AND HE WAS GRANTED
ANNUAL INCREASEMENTS OF HIS UNTRAINED
SERVICE PERIOD W.E.F 18.09.1989 TO 29.05.1994
VIDE ENTRY AT PAGE NO.13 OF THE SERVICE
BOOK OF THE APPELLANT BUT SENIORITY OF
THE APPELLANT HAS NOT BEEN FIXED FROM THE
DATE OF APPOINTMENT I.E 18.09.1989 WHICH IS
PERVERSE, DISCRIMINATORY, AGAINST SERVICE

Filed to-day
Registrar
25/7/16

RULES AS WELL AS AGAINST THE PRECEDENT
CASE LAW.

PRAYER:-

ON ACCEPTANCE OF THE INSTANT
APPEAL, RESPONDENTS DEPARTMENT MAY
GRACIOUSLY BE DIRECTED TO FIX SENIORITY OF
THE APPELLANT W.E.F 18.09.1989 I.E THE DATE OF
APPOINTMENT AND ALL THE SUBSEQUENT
SENIORITY LISTS OF THE APPELLANT MAY BE
REVISED ANY OTHER RELIEF WHICH THIS
HON'BLE COURT DEEMS APPROPRIATE IN THE
CIRCUMSTANCES MAY ALSO BE GRANTED.

Respectfully Sheweth,

THAT THE FACTS FORMING BACK GROUNDS OF THE
SERVICE APPEAL ARE APPENDED BELOW:-

1. That, the appellant got appointment as untrained
PST teacher on 18.09.1989. *(Copy of
appointment order of the appellant is annexed
as Annexure "A")*
2. That, the appellant was not allowed annual
increments of untrained service period from
18.09.1989 to 29.05.1994, However as per

notification which is mentioned at page No.13 of the service book of the appellant was allowed annual increments of untrained period w.e.f 18.09.1989 to 29.05.1994. **(Copy of relevant page of service book showing grant of annual increment as per notification mentioned therein is annexed as Annexure "B")**

3. That, seniority of the appellant has been fixed w.e.f 29.05.1994 instead of 18.09.1989 which is the date of appointment of the appellant. Therefore, feeling aggrieved, the appellant filed departmental appeal to respondent No.2 for rectification of his seniority w.e.f 18.09.1989 vide departmental appeal dated 04.04.2016, but respondent No.2 did not bother to reply to the appellant so far. **(copy of departmental appeal is annexed as Annexure "C")**

Hence, feeling aggrieved the instant service appeal is filed inter alia on the following grounds:-

GROUND:-

- a. That, the conduct of respondents towards the appellant is malafide and against the service rules as the respondents, are supposed to fix seniority of the appellant w.e.f 18.09.1989 i.e the date of

induction of the appellant as PST in education department but the seniority of the appellant has wrongly been fixed from 29.05.1994 which is against the norms of justice and nullity in the eyes of law.

- b. That, as per judgment of apex court, reported 2014, SCMR 1289, seniority of all the civil servants is to be fixed from the date of their initial appointment. **(Copy of judgment reported 2014 SCMR-1289, is annexed as Annexure "D")**
- c. That, it is a settled principle of law that when a point of law is decided by the superior courts in a particular case that must be made applicable to all the cases of employees who are similarly placed vide judgment reported, 2009 SCMR-1. **(Copy of the judgment reported 2009 SCMR-1 is annexed as Annexure "E")**
- d. That, the appellant is entitled to have his seniority fixed from the date of his appointment as PST as per judgment referred above but the seniority of the appellant has not been fixed by respondents' department from the date of appointment, It is settled principle law of good administration that

when law prescribe something which is to be done in a particular manner that must be done in that manner and not otherwise.

- e. That, the respondents have led the appellant to the place which is utterly unknown to the principle of natural justice, service laws and jurisprudence.
- f. That, there is no other prompt and efficacious remedy available to the appellant except the invocation of jurisdiction of this Hon'ble Tribunal. As the case of the appellant relates, to terms and conditions of service, therefore, this Hon'ble Tribunal has jurisdiction to entertain the instant service appeal of the appellant.

PRAYER:-

It is, therefore, humbly prayed that on acceptance of the instant appeal, respondents department may graciously be directed to fix seniority of the appellant w.e.f 18.09.1989 i.e the date of appointment and all the subsequent seniority lists of the appellant may be revised' Any other relief which this Hon'ble court deems appropriate in the circumstances may also be granted.


...APPELLANT

Through:


(MUHAMMAD ARSHAD KHAN TANOLI)
Advocate High Court, Abbottabad.

Dated:- 22/7 /2016

BEFORE THE CHAIRMAN SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA PESHAWAR.

Appeal No. /2016

Murtaza PSHT GPS Kasaki Khurd, District Abbottabad.

...APPELLANT

V E R S U S

Govt of Khayber Pakhtunkhwa through Sectary E&SE & others.

...RESPONDENTS

SERVICE APPEAL

VERIFICATION:-

*Verified that the contents of the instant **Appeal** are true and correct to the best of my knowledge and belief and that nothing material has been suppressed from this Honorable Court.*

Dated:- 22/7/2016


...APPELLANT

BEFORE THE CHAIRMAN SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA PESHAWAR.

Appeal No. _____ /2016

Murtaza PSHT GPS Kasaki Khurd, District Abbottabad.

...APPELLANT

V E R S U S

Govt of Khayber Pakhtunkhwa through Sectary E&SE & others.

...RESPONDENTS

SERVICE APPEAL

AFFIDAVIT

I, **Murtaza PSHT GPS Kasaki Khurd (BPS-15) appellant**, do hereby solemnly affirm and declare on Oath that the contents of instant **Appeal** are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Court.

DEPONENT

[Signature]

...APPELLANT

Dated:- 22/7 /2016

IDENTIFIED BY:-

[Signature]
(MUHAMMAD ARSHAD KHAN TANOLI)
 Advocate High Court,
 Abbottabad.



22 ⁷/₂₀₁₆

BEFORE THE CHAIRMAN SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA PESHAWAR.

Appeal No. _____ /2016

Murtaza PSHT GPS Kasaki Khurd, District Abbottabad.

...APPELLANT

V E R S U S

Govt of Khayber Pakhtunkhwa through Sectary E&SE & others.

...RESPONDENTS

SERVICE APPEAL
ADDRESSES OF THE PARTIES

Respectfully Sheweth,

The addresses of the parties are as under;

APPELLANT:

Murtaza PSHT GPS Kasaki Khurd (BPS-15)

RESPONDENTS:

- 1) Govt of Khayber Pakhtunkhwa through Sectary (E&SE) KPK, Peshawar.
- 2) Director E&SE Peshawar KPK, Peshawar.
- 3) District Education Officer (M) E&SE District Abbottabad.


...APPELLANT

Through:

Dated: 22/7 /2016

(MUHAMMAD ARSHAD KHAN TANOLI)
Advocate High Court, Abbottabad.

P-9
Annex - A

OFFICE ORDER NO. 13

Dated A. Am the 13th / 1989

As ordered by the Honorable/Chief Minister, for Edu:
Murtaza S/O Abdul Latif

Kassaki Khurd, Tehsil, Abbottabad

... vacant post of PTC at
Government Primary/ Madia School Kassaki in BPS-7 @
... allowances as admissible under
the rules with effect from the date of his taking over
charge on the following conditions:-

1. All reports should be submitted to all concerned.
2. ... & joining time is allowed on first appoint.
3. The appointment is purely on temporary basis and
... at the time without assign-
... or removal.
4. He should produce ... and Health Certificate
... Medical Superintendent concerned.
5. His original Qualification etc certificate
... before handing over the charge of the post.
6. He should not be handed over the charge of the
post if he is above 25 years or below 18 years
... to take over on 13/9/89. He should
... from the date of issue of this
order. His appointment shall stand auto-
cancelled.

Sd/-

DEPARTMENT OF EDUCATION, GOVT. OF PUNJAB
LAW OFFICE, DISTRICT OFFICE, LAHORE

2781-SS II/PTC dated 13/9/1989

- Copy to be:
1. Private Secretary to Chief Minister, Lahore
 2. ...
 3. Director of Education (Sc. & P.T.)
 4. Director of Education (Sc. & P.T.)
 5. Sub-Divisional Officer (S.D.O.)
 6. ...

Muhammad Ahsan Ullah
Advocate High Court
Office No. 33 Adjacent
Dist. Bar Association

Signature

P-10

BETTER COPY

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) DISTRICT

Office Order No.13

Dated A.Abad The 13.09.1989

APPOINTMENT:

In order by the Honorable Chief Advisor, for Edu: Murtaza S/o Abdul Latif village Kasaki Khurd Tehsil Abbottabad is appointed against vacant post of PTC at government primary school Kasaki Khurd in BPS-7 in period allow with allowances admissible under the rule with effect from the date of his taking over charge on the following condition:-

Conditions:

1. charge report should be submitted to all concerned.
2. No TA / DA and following time is allowed on first apptt:.
3. The appointment is purely on temporary bases and liable to termination at any time without assigning any notice and reasons.
4. they are directed to provides age and health certificates from the medical superintendent: District H.Q.Hospital Abbottabad with in seven days of taking over charge.
5. the signed Qualification etc certificates be provided before handling over the charge of the post
6. If a candidate not be handed over the charge of the post if his age exceeds 25 years or below 18 years
7. If he will be failed to take over charge of appointment with in 15 days from the date of issue of this order his appointment shall be automatically canceled.

Muhammad Yousaf
District Education Officer Abbottabad

Endst No.27051-55/AD-II/Pre dated Atd the 13.09.1989

Copy to the

1. Private Sectary Chief Minister NWFP alongwith Photo copy of application, concern order Chief Minister of NWFP .
2. director of Education "schools" NWFP Peshawar .
3. Director of Education "schools" Hazara Division Abbottabad.
- 4-5 Sub Divisional Edu Officer "M" Abbottabad/Haripur.

District Education Officer (male)
Abbottabad District

Murtaza

Muhammad Arshad Khan Tanc

Muhammad Arshad Khan Tanc
Advocate High Court
Office No: 33 Adjacent to
Distt Bar Abbottabad

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

1. Name *MURTAZA P-11*

2. Race *Abilari Annex-B*

3. Residence *VILLI KASSAKI
P/O KASSAKI
ABBOTTABAD*

4. Father's name and residence *M. ABDUL LATEEF*

5. Date of birth by Christian era as nearly as can be ascertained *6.9.1971
Six Sept N. 14. Seventy one*

6. Exact height by measurement *5-3⁵*

7. Personal marks for identification

8. Left hand thumb and Finger impression of (non-gazetted) officer

Little Finger: Ring Finger

Middle Finger. Fore Finger

Thumb.

9. Signature of Government servant *[Signature]*

10. Signature and designation of the Head of the Office, or other Attesting Officer. *[Signature]*
Sub-Division Education Officer (Abbottabad)

[Signature]
Muhammad Arshad Khan Tariqi
Advocate High Court
Office No-33-Adjacent to
Distt Bar Abbottabad

[Signature]
Muhammad Anwar
Assistant District Officer
Liaison & Education Abbottabad

1 Name of post	2 Whether substantive or officiating and whether permanent or temporary	3 If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	4 Pay in substantive post	5 Additional Pay for officiating	6 Other emolument falling under the term 'Pay'	7 Date of appointment	8 Signature of Government servant
(BPS m 7 (750/-) fixed) M							
G.P.S KASSAKI PT (Khurd off.)		719	750/-	Fixed	-	18/2/89	
G.P.S. KASSAKI PT.		off	750/-	Fixed.		1/12/90	
- Ad -	- Ad -			(1095-60-1995) 12157		6/91	
				1095/-		12/93	
<p><i>Note</i></p> <p>The following payment made to be read as 1200/- to 3000/-</p> <p>1200/- to 3000/-</p> <p>1200/- to 3000/-</p> <p>1200/- to 3000/-</p>							
<p><i>Malik Ahmad Ansari</i> Assistant Director Ed & Education</p> <p><i>Accounts Officer</i> Asstt. Accounts Officer E. W. P. P. P. P.</p> <p><i>1457-5-2095</i> WEF. 1-6-94.</p> <p><i>1200/- to 3000/-</i></p>							

9	10	11	12	13		14	15
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitabte to another Government		
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Period	Government to which debitabte	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
Sub: Divisional Education Officer (M) Abbottabad	30 ¹¹ / ₈₉	NO INC	[Signature] SDEO				Appointed PT VICE DEPUTY ATD 20/11/88 Alt 13 9 88 Issued under Enact No. 27051-55 Alt 13 9 89
[Signature] SDEO	31 ⁵ / ₉₁	Revised	[Signature] SDEO				
[Signature] SDEO							Sub: Divisional Education Officer (M) Abbottabad 18 ¹¹ / ₈₉
[Signature] SDEO	31 ⁵ / ₉₄	Grade Revised	[Signature] SDEO (M) AD				[Signature] AD 18-9-89 30-11-93
[Signature] SDEO (M) ATD	28 ⁹ / ₉₄	Entails Revised on basis of pro. exam.	[Signature] SDEO (M) ATD				Sanction is accorded in favour of Mr. Murtaza Pro. Lrs. Kasaki khurd he is allowed to draw his pay in BPS 9 with effect from the date of declaration of pro. result i.e. 29-5-94

Muhammad Ansar
Assistant District Officer
Education Abbottabad

On 29-5-94 being P.A. II Division placed in BPS 9

[Signature]
Muhammad Yshad Khan Taroh
Advocate High Court
Office No. 33 Adjacent to
Dist Bar Abbottabad

P-14

2	3	4	5	6	7	
Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment
P.T.C. GPS	BPS-9	(1155-72-2265)			W.E.F. 29-5-94	
KASARIKHURD	off/Temp		Rs. 1185/- PM			29-5-94
- do -	- do -	BPS-9			W.E.F. 1-6-94	
- do -	- do -		Rs. 1605/- PM			1-6-94
- do -	- do -		1702/-			12-9-94
C.P. KASSALI KALAN P/c Ghori	do		Rs. 1702/-			20.5.95
do	do		Rs. 1799/- PM			1.12.95
do	do		Rs. 1896/- PM			1-12-96
do	do		Rs. 1993/- PM			1-12-97
do	do		Rs. 2090/-			1-12-98
do	do		Rs. 2187/- PM			1-12-95
do	do		Rs. 2284/- PM			1-12-95
do	do		Rs. 2381/- PM			1-12-01
GPS P.T.C. Kassalei Kalan	off/Temp	BPS 9			(Rs. 2440-1245-5860)	Attested
Kassalei Kalan	off/Temp		Rs. 3570/- PM			

Malik Muhammad Ali Ansari
Assistant District Officer

Muhammad Arshad Khan Tandi
Advocate High Court
Office No: 33 Adjacent to
Dist. Office Abbotabad

9	10	11	12	13 Leave		14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Signature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
					Period	Government to which debitable	
SDEO (M) / Attd.	31-5-94	Grade Revised	SDEO (M) / Attd.				Services verified from 1-12-93 to 30-11-95 from the Acc: Rollis and other office records.
SDEO (M) / Attd.	30-11-94	inc;	SDEO (M) / Attd.				SDEO (M) / Abbottabad
SDEO (M) / Attd.	20-5-95	Promoted	SDEO (M) / Attd.				1-12-96 to 30-11-96
SDEO (M) / Abbottabad	30-11-95	A/mc	SDEO (M) / Abbottabad				SDEO (M) / Abbottabad
SDEO (M) / Abbottabad	30-11-96	A/mc	SDEO (M) / Abbottabad				1-12-96 to 30-11-97
SDEO (M) / Abbottabad	30-11-97	A/mc	SDEO (M) / Abbottabad				SDEO (M) / Abbottabad
SDEO (M) / Abbottabad	30-11-98	A/mc	SDEO (M) / Abbottabad				SDEO (M) / Abbottabad
SDEO (M) / Abbottabad	30-11-95	A/mc	SDEO (M) / Abbottabad				Service verified from 1-12-97 to 30-11-98 from office records
SDEO (M) / Abbottabad	30-11-97	A/mc	SDEO (M) / Abbottabad				SDEO (M) / Abbottabad
SDEO (M) / Abbottabad	30-11-01	A/mc	SDEO (M) / Abbottabad				1-12-98 to 30-11-99
SDEO (M) / Abbottabad	1-12-01	C/R	SDEO (M) / Abbottabad				SDEO (M) / Abbottabad
SDEO (M) / Abbottabad	1-12-01	C/R	SDEO (M) / Abbottabad				Service verified from 1-12-95 to 30-11-95 from the Acc: Rollis and other office records

Muhammad Arshad Khan Tanoli
Advocate High Court
Office No. 133 Adjacent to
Dist. Bar Abbottabad.

SDEO (M) /
Abbottabad

1	2	3	4	5	6	7	8
Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "pay"	Date of appointment	Signature of Government servant

Office of the Accountant General

Pay Rs. 3976/-

No. 97-3060

12/11/1994

Peshawar

Office of the Accountant General
(3011)
Pay Fixed in the terms of the Rules 2190 of 1952
of Accounts, Peshawar.

No. 15/1507

12/11/94

Peshawar

Signature

Malik Muhammad Anwar
Assistant District Officer
Distt Bar Abbottabad

Attested

Signature

Muhammad Arshad Khan Tanoli
Advocate High Court
Office No: 33 Adjacent to
Distt Bar Abbottabad

DTC
RPS
Kassau Kalan

off/Temp.	-	Rs	3570/- Pm	12/01
do	do	Rs	3715/- Pm	12/02
do	do	Rs	3860/- Pm	12/03
do	do	Rs	4005/- Pm	12/04

9	10	11	12	13		14	15
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Period	Government to which debitable	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
						<i>1.12.97</i>	<i>11.12.03</i> <i>Office</i> <i>M. Ashraf</i>
							<i>Service Verified w.e.f. 1/12/01</i> <i>To 30/11/03... acq: rols & etc.</i> Office Records <i>Dy: D.O (P)</i> <i>Pry Edu A</i>
							<i>1.12.03</i>
<i>DY: DO (M)</i> <i>n</i>	<i>30/11/02</i>	<i>A/2nd</i>	<i>DY: DO</i> <i>n</i>				
<i>DY: DO (M)</i> <i>n</i>	<i>30/11/03</i>	<i>A/2nd</i>	<i>DY: DO</i> <i>n</i>				
<i>DY: AD</i> <i>n</i>	<i>30/11/04</i>	<i>A/2nd</i>	<i>DY: DO</i> <i>n</i>				

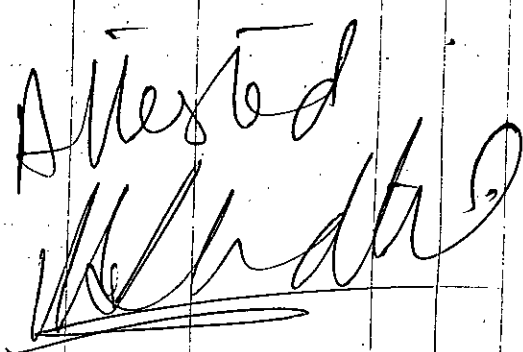
A. Ashraf

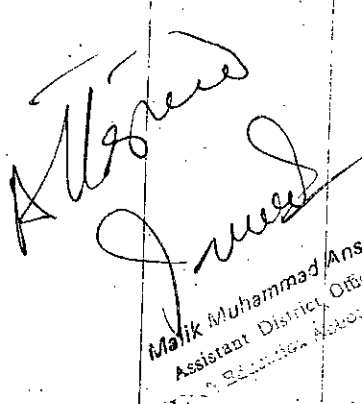
Malik Muhammad Ansar
Assistant District Officer
District Education Abbotabad

Muhammad Akshad Khan Tanoli
Advocate High Court
Office No. 33 Adjacent to
Distt. Jir Abbotabad

1 Name of post	2 Whether substantive or officiating and whether permanent or temporary	3 If officiating, state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 C. S. R.	4 Pay in substantive post	5 Additional Pay for officiating	6 Other emolument falling under the term "pay"	7 Date of appointment	8 Signature of Government servant
<p>Albana Javed</p> <p>Malik Muhammad Anwar Assistant District Officer Abbottabad</p>		<p>Office of the Accountant General N. W. F. P. Peshawar Pay fixed in the revised scale 2005 of Rs. 3570/- Pm with Dearness Allowance 12-2002</p>	<p>Rs. 3570/- Pm</p>				<p>Arshad Muhammad Arshad Khan-Tareen Advocate High Court Office No 33 Adjacent to Court of Sessions</p>
<p>PTC SPS Kassawi Kalan</p>	<p>Off/Temp</p>	<p>-</p>	<p>Rs. 3570/- Pm</p>			<p>12/01</p>	
<p>do</p>	<p>do</p>	<p>-</p>	<p>Rs. 3715/- Pm</p>			<p>12/02</p>	
<p>- do -</p>	<p>- do -</p>	<p>-</p>	<p>Rs. 3860/- Pm</p>			<p>12/03</p>	
<p>do</p>	<p>do</p>	<p>-</p>	<p>Rs. 4005/- Pm</p>			<p>12/04</p>	

9	10	11	12	13		14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Leave		Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
				Nature and duration of leave taken	Allocation or period of leave on average pay upto four months for which leave salary is debitable to another Government		
				Period	Government to which debitable		
						<p>1.12.97 - 2-11-01</p> <p>N. Dehry</p>	
						<p>Service Verified w.e.f. 1/12/01</p> <p>To 30/11/03... acq: rolls & etc.</p> <p>Office Records</p> <p>Dy: D. C. (Pry Edu A</p>	
						<p>1.12.03</p> <p>Dy: D. C. (Pry Edu A</p>	

Attested


Attested


DY: DO (M) 30/11/02 A/2nd
 Muhammad Arshad Khan Tanoli
 Advocate High Court
 Office No. 33, Adjacent to
 Dist Bar Abbottabad

DY: DO 30/11/03 A/2nd
 n

DY: DO 30/11/04 A/3rd
 n

Malik Muhammad Ansar
 Assistant District Officer
 Dist. Bar, Abbottabad

P-20

Annex - C

To,

The District Education Officer (E&SE) 'M' Abbottabad

Subject: Revision of Seniority list of the applicant.

Sir,

The applicant right to submit as under:-

1 That applicant got employment in education dept, as untrained PST w.e.f 18.9.1989

The copy of appointment Oder is attached

2 That the applicant completed (PTC) primary teaching certificate in 29-05-1994 and he was granted Annual increment after Accruing PTC certificated on 2009.

3 That Govt of KPK granted Annual increment for untrained period w.e.f 18.9.1989 to 29-05-1994 with the vide entry on page no 12 of the service book. The copy of the service book page attached

4 That now it revealed to the applicant that he was appointed as untrained PST 18.9.1989 and completed PTC training 29-05-1994 and untrained period was declared regular by Govt of KPK with effect from 18.9.1989 and the department was supposed to fix seniority of applicant w.e.f date of first appointment as PST i-e 18.9.1989 but the same has not been done by the department so far. Recently, those employees over trained and selected in the department after the appointment of the applicant as senior to the applicant in all the seniority list up to issue in 2012.

In view of the above it is prayed that instant application/ representation kindly accepted and applicant in the seniority list be placed senior to those PST who have been appointed after the applicant and obliged

I shall be very thankful to you for this act of kindness

incl. copy of Judgement of Supreme court attached.

Murtaza
Mohammad Arshad Khan Tan...
Advocate High Court
Office No. 33 Adjacent to
Distt Bar Abbottabad

Yours obediently
Murtaza
PSHT GPS Kasskai khurd
Circle Sherwan Abbottabad

11/4/2016

Mobile No 0343-8912706

کورت فیس قیستی

وکالت نامہ

بعدالت
ICPC Peshawar
مخبر: Govt etc بنام Muraza
منجانب: Appellant
نوعیت مقدمہ: Service Appeal

باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب دہی کل کاروائی متعلقہ آں مقام

Muhammad Arshad Khan Janoli
Advocate High Court
Office No. 33 Adjacent to
District Bar Abbottabad

ATP

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا نیز وکیل صاحب موصوف کو کرنے راضی نامہ و تقرر ثالث و فیصلہ برحلف و دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کی کل یا کسی جزوی کاروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا ساختہ پر داختم مجھ کو منظور و قبول ہوگا۔ دوران مقدمہ جو خرچ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔ نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جز و بقایا ہو تو وکیل صاحب موصوف مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست برآمد استجارت ناش بصیغہ مفلسی کے دائرہ کرنے اور اس کی پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

المرقوم: 22/02/2016

بمقام: Muhammad Arshad Khan Janoli

Accepted

Muhammad Arshad Khan Janoli
Advocate High Court
Office No. 33 Adjacent to
District Bar Abbottabad