

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR.**

Service Appeal No: 1446/2023

Anwar Gul, SPET (BPS-16) Nowshera Appellant

VERSUS

Government of, Khyber Pakhtunkhwa through the Chief Secretary E&SE
Department & others..... Respondents


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Khyber Pakhtunkhwa
Service Tribunal

Diary No. 8792

Dated 2/11/23


Assistant Director (Lit: ID)
E&SE Khyber Pakhtunkhwa,
Peshawar

(1)

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Department & others..... Respondents

JOINT PARAWISE COMMENTS ON BEHALF OF RESPONDENTS No: 1-4.

Respectfully Sheweth,

PRELIMINARY OBJECTIONS.

- 1 That the Appellant has got no cause of action/locus standi to file instant appeal.
- 2 That the appellant is not an aggrieved person within the meaning of Section-4 Khyber Pakhtunkhwa Service Tribunal Act 1974 read with Article-212 of the constitution of Islamic Republic of Pakistan 1973.
- 3 That the appellant has concealed material facts from the ambit of this Honorable Tribunal.
- 4 That the appellant has not come to this Honorable Tribunal with clean hands.
- 5 That the appeal in hand is based on mala fide intentions for gaining illegal service benefits from the Department for her promotion against the Instructor Physical Education (IPE) in BPS-17 in violation of the Rules & policy in vogue.
- 6 That the appeal in hand is barred by law and limitation.
- 7 That the appeal in hand is bad for mis-joinder and non-joinder of the necessary parties.
- 8 That aggrieved from the Notification dated 05-04-2022, the appellant has filed a time bared Departmental appeal to the Respondent Department which was seen & filed on the grounds of limitation as well as violative of the Law & Rules.
- 9 That the appellant is not entitled for anti dation of promotion to the post of IPE in BPS-17 w.e.f 20-10-2020 in BPS-17 under the relevant provision of APT Rules 1989 in the Respondent Department.
- 10 That the appellant has not the prescribed qualification of B.Ed mandatory for promotion to the post of IPE BPS 17 as evident from his B.Ed Degree obtained from AIOU Islamabad under Roll No. BY674369 with result declaration date of 21-01-2022, whereas, the DPC Meeting was held on 11-06-2020 which is prior to the date of passing B.Ed by the appellant.

ON FACTS.

- 1 That Para-1 pertains to the service record of the appellant against the PET in BPS-09 post vide order dated 22-10-1989 in the Respondent Department.
- 2 That Para-2 pertains to the academic record of the appellant regarding diploma of PET in 1991, JDPE in 2018 from different institutions of the country.
- 3 That Para-3 is also correct to the extent of Notification dated 28-02-2013, whereby, the appellant was promoted to the post of SPET BPS-16 *attached as Annex-A*.
- 4 That Para-4 is correct that vide Notification dated 24-07-2014 formal service Rules for DPE in BPS-17 were notified vide S.No. I/A, by the Respondent Department to the extent of:
 - a) By promotion from SPET BPS-16 to DPE BPS-17 on regular under the ratio of 50% by promotion on the basis of seniority cum-fitness amongst the SPETs with at least 05 years' service as SPET in BPS-16.
 - b) 50% by initial recruitment, however, the nomenclature DPE was changed to the IPE in the revised service Rules dated 26-04-2018 with further amendments of 70% by promotion & 30% by initial recruitment copies of both the service Rules are *attached as Annex-B & C*.
5. That Para-5 pertains to the record of the letter dated 23-07-2019, whereby, files for promotion to the post of IPE in BS-17 were forwarded to authority concerned for necessary action.
6. That Para-6 is correct that vide Notification dated 20-10-2020 at about 10 SPETs in BPS-16 have been promoted to the post of IPE in BPS-17 on regular basis in terms of their respective service record in the custody of the Respondent Department, wherein, the appellant was not promoted to the IPE in BS-17 post on the grounds of lack of the required qualification of B.Ed which is mandatory for promotion to the post of IPE BPS 17 as evident from his B.Ed Degree obtained from the AIOU Islamabad under Roll No. BY674369 with his result declaration date of 21-01-2022, whereas, the DPC Meeting was held on 11-06-2020 for promotion to the post of IPE in BS-17 which is prior to the date of passing B.Ed by the appellant. *(Copies of the Notification dated 20-10-2020 & B.Ed Degree of the appellant are Annex-D & E)*.
7. That Pra-7 is also incorrect as the appellant has not the prescribed qualification of B.Ed at the time of DPC Meeting & final Notification as referred above, whereas, the question of seniority maintained by the Department under section-8 of Civil Servant Act of 1973 read with Rule-17 of APT Rules, 1989 does not accrued any vested/legal right of promotion to the post of IPE in BS-17 to the appellant under the service Rules & policy as cited above by the Respondent Department.
8. That Para-8 is also incorrect as the act of the Respondent Department with regard to the Notification dated 05-04-2022 is legal & liable to be maintained in favor of the Department in view of the above made submissions by the Respondent Department in the instant Reply.
9. That Para-9 pertains to the record.





10. That Para-10 is incorrect & denied in view of the fore made facts of the case submitted by the Respondents in the instant reply as that the appellant is not an aggrieved person within the meaning of Section-4 Khyber Pakhtunkhwa Service Tribunal Act 1974 read with Article-212 of the constitution of Islamic Republic of Pakistan 1973 therefore, the case in hand is liable to dismissed on the following grounds inter alia:-

ON GROUNDS.

- A. Incorrect & not admitted. the appellant has been treated as per law & rules by the Respondent Department vide Notification dated 05-04-2022 by not promoting them to the post of IPE BS-17 under the Rules & policy in vogue.
- B. Incorrect & not admitted. The stand of the appellant is against the facts & legal proposition made by the Respondents in the fore going paras of the present reply which is according to the provisions of Articles 4 & 25 of the constitution of 1973, hence, the plea of liable to be rejected.
- C. Incorrect & not admitted. the appellant has been treated as per law & rules by the Respondent Department vide Notification dated 05-04-2022 by not promoting them to the post of IPE BS-17 under the Rules & policy in vogue.
- D. Incorrect & not admitted. The act of the Department is legal with no discrimination to words the appellant in the titled case & even according to the provision of sections 8 & 9 of the Civil Servant Act, 1973 & Rule-7 & 17 of Khyber Pakhtunkhwa APT Rules-1989
- E. Incorrect & not admitted. The Notification dated 05-04-2022 is according to the provision of Article 38(e) of the constitution of 1973 not applicable upon the case of the appellant under the rules, criteria policy in vogue.
- F. Incorrect & not admitted. The stand of the appellant is illegal as he is not entitled for promotion as IPE in BS-17 under the rules.
- G. Incorrect & not admitted. That the appellant is not an aggrieved person within the meaning of Section-4 Khyber Pakhtunkhwa Service Tribunal Act 1974 read with Article-212 of the constitution of Islamic Republic of Pakistan 1973, However, the Respondents also seek leave to this Learned Bench to submit additional grounds record & case law at the time on date of hearing.

Therefore, in view of the above made submissions, the appeal in hand may kindly be rejected in favor of the Department in the interest of justice.


SECRETARY
 E&SE Department Khyber
 Pakhtunkhwa, Peshawar.
 (Respondents No: 1 & 2)


DIRECTOR
 E&SE Department Khyber
 Pakhtunkhwa, Peshawar.
 (Respondents No: 3 & 4)

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SERVICE TRIBUNAL PESHAWAR.**

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VERSUS

Government of, Khyber Pakhtunkhwa through the Chief Secretary E&SE
Department & others..... Respondents

AFFIDAVIT

I, Dr. Hayat Khan Assistant Director (Litigation-II) E&SE Department Khyber
Pakhtunkhwa, do hereby solemnly affirm & declare on oath that the contents of the instant
para wise Comments are true & correct to the best of my knowledge & belief. It is further
stated on oath that in this appeal the answering Respondents have neither
been placed Ex-Parte nor their defense has been struck off/cost.

Dr. Hayat Khan
Deponent

ATTEST



11-11-2023



Promotion of PET BPS-15 to SPET BPS-16
OFFICE OF THE
DISTRICT EDUCATION OFFICER (MALE)
NOWSHERA
 (Office Phone/0923-9220228, Fax/0923-9220228)

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"E"

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PROMOTION LIST

Consequent upon the recommendation of the Departmental Promotion Committee (DPC) and in pursuance of the Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification No. 4110-25/File No. 1/Promotion Senior PET B-16 dated Peshawar the 21-02-2013 the following Physical Education Teacher PET B-15 are hereby promoted to the post of Senior Physical Education Teacher SPET B-16 (Rs. 10000-800-34000) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government in Teaching Cadre on the terms and conditions given below with immediate effect and further posted in the schools noted against each:-

Sl. No.	Serial No.	Name	Present School	Place of Posting	Remark
01	02	Syed Saif Ali Shah	GCMHS, Akora Khattak	GCMHS, Akora Khattak	
02	03	Shah Zada	GHS, Kabi	GHS, Kabi	
03	05	Liaqat Ali	GMS, Pabbi	GHS, Pabbi	
04	06	Khalid Ali Shah	GHS, Pir Pai	GHS, Pir Pai	Vice No. 39
05	09	Muhammad Ibrahim	GHS, Kotar Pan	GHS, Kotar Pan	
06	10	Zahoor Ahmad	GHS, Zalkhi Qabristan	GHS, Zalkhi Qabristan	
07	11	Shaukat Ullah	GHS, Taru Jabba	GHS, Taru Jabba	
08	12	Anwar Gul	GHS, Pir Sabao	GHS, Pir Sabao	
09	13	Fazal Nawaz	GHS, Spin Khak	GHS, Spin Khak	
10	14	Muhammad Saahid	GHS, Risal Pur	GHS, Risal Pur	
11	16	Parvez ur Rehman	GMS, Kothi Khurd	GHS, Kothi Khurd	
12	17	Tal Wali Khan	GHS, Muthatti Banda	GHS, Muthatti Banda	Vice No. 40
13	18	Manara Sher	GHS, Muthatti Banda	GHS, Muthatti Banda	
14	19	Khalid ur Rahman	GHS, Pashtoon Garhi	GHS, Pashtoon Garhi	
15	20	Maslang Shah	GHS, Behram Killi	GHS, Behram Killi	
16	21	Misar Hussain	GMS, Camp Koroon	GHS, Banda Sheikh Ismail	Vice No. 41
17	22	Naseer ud Din	GHS, Ali Baig	GHS, Ali Baig	
18	23	Zafar Ullah	GHS, Jarooaba	GHS, Jarooaba	
19	24	Nasir Muhammad	GMS, Chowki Manriz	GHS, Taru Jabba	Vice No. 42
20	25	Nasir Muhammad	GHS, Gharib Pura	GHS, Gharib Pura	
21	26	Khair Ullah Khan	GHS, Bara Banda	GHS, Bara Banda	
22	27	Syed Moh. Jinaid Shah	GMS, Kandar	GHS, Nawan Killi	Vice No. 43
23	28	Fazmat Ali	GHS, No.1 NSR Kalan	GHS, No.1 NSR Kalan	
24	29	Qafor Khan	GHS, Mohib Banda	GHS, Mohib Banda	
25	30	Naseem ud Din	GMS, Banda Nabi	GHS, Wazir Garhi	Vice No. 44
26	31	Shah Faisal	GHS, Jehangira Road	GHS, Jehangira Road	
27	32	Muneeb ur Rahman	GMS, Saadat Abad	GHS, No.1 NSR Cantt.	Vice No. 45
28	33	Muhammad Riaz	GHS, No.2 NSR Cantt.	GHS, No.2 NSR Cantt.	
29	34	Mukhtar Ahmad	GHS, Mulla Killi	GHS, Mulla Killi	
30	35	Anwar Dad	GHS, Afrido Killi	GHS, Afrido Killi	
31	36	Haleem Ullah	GMS, Palosi Payan	GHS, Manki Sharif	Vice No. 46
32	37	Umar Hayat	GMS, Spin Kani Khurd	GHS, Manahi	Vice No. 47
33	38	Irfan Ali	GHS, Aza Khet Bala	GHS, Aza Khet Bala	
34	39	Sadeul Amin	GMS, ASC Colony NSR	GHS, Dhery Katti Khet	Vice No. 48
35	40	Asim Mahmood	GHS, No.2 NSR Kalan	GHS, No.2 NSR Kalan	

Effectiv Date

Signature
G.S.S

A. Hossain
M. M. Sabad
 GHS, Pic Sabad NSR

R 28/02/13

A. Hossain
 GHS, Pic Sabad NSR

GHS Pic Sabad NSR
 GHS Pic Sabad NSR
 GHS Pic Sabad NSR

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**Promotion of PET BPS-15 to SPET BPS-16
OFFICE OF THE
DISTRICT EDUCATION OFFICER (MALE)
NOWSHERA**

(Office Phone: 0923-9220228, Fax# 0923-9220228)

NOTIFICATION

Consequent upon the recommendation of the Departmental Promotion Committee (DPC) and in pursuance of the Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification No. 4119-25/File No. 1/Promotion Senior PET B-16 dated Peshawar the 21-02-2013 the following Physical Education Teacher PET B-15 are hereby promoted to the post of Senior Physical Education Teacher SPET B-16 (Rs. 1000-800-34000) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and conditions given below with immediate effect and further posted in the schools noted against such:

S#	S.L#	Name	Present School	Place of Posting	Remarks
1	02	Syed Sajid Ali Shah	GCMHS Akora Khattak	GCMHS Akora Khattak	
2	03	Shah Zada	GHS Kahi	GHS Kahi	
3	05	Liaqat Ali	GMS Pabbi	GMS Pabbi	Vice No. 19
4	06	Kifayat Ali Shah	GHSS Pir pai	GHSS Pir pai	
5	09	Muhammad Ibrahim	GHS, Kotar Pan	GHS, Kotar Pan	
6	10	Zahoor Ahmad	GHS, Zakhi Qabirstan	GHS, Zakhi Qabirstan	
7	11	Shafqat Ullah	GHS Taru Jabba	GHS Taru Jabba	
8	13	Anwar Gul	GHS Pir Sabag	GHS Pir Sabag	
9	14	Fazal Nawaz	GHS Spin Kahk	GHS Spin Kahk	
10	15	Muhammad Shahid	GHSS Risal Pur	GHSS Risal Pur	
11	16	Pervez Ur Rehman	GMS Kotli Khurd	GMS Kotli Khurd	Vice No. 40
12	17	Taj Wali Khan	GHS Marhatti Banda	GHS Marhatti Banda	
13	18	Raham Sher	GHS Pashtoon Garhi	GHS Pashtoon Garhi	
14	19	Khalil Ur Rehman	GHS Behram Killi	GHS Behram Killi	
15	20	Malang Shah	GMS Camp Koroona	BHS Banda Sheik Ismail	Vice No.41
16	21	Nisar Hussain	GHS Ali Baig	GHS Ali Baig	
17	22	Naseer Ud Din	GHS Jarooba	GHS Jarooba	
18	23	Zafar Ullah	GMS, Chowki Mamriz	GHS Taru Jabba	Vice No.42
19	24	Noor Muhammad	GHS Gharib pura	GHS Gharib pura	
20	25	Naik Muahmmad	GHS, Bara Banda	GHS, Bara Banda	
21	26	Khair Ullah Khan	GMS Kandar	GHS, nawan Killi	Vice No. 43
22	27	Syed Muh. Junaid Shah	GHS No. NSR Kalan	GHS No. NSR Kalan	
23	28	Amat Ali	GHS Mohib Banda	GHS Mohib Banda	
24	29	Daftar Khan	GMS Banda Nabi	GHS Wazir Garhi	Vice No. 44
25	30	Naseem Ud Din	GHS Jehangira Road	GHS Jehangira Road	
26	31	Shah Faisal	GMS Saadat Aabad	GHS No. 1 NSR Cantt	Vice No. 45
27	32	Hameed Ur Rehman	GHS No.2, NSR Cantt	GHS No.2, NSR Cantt	
28	33	Muhammad Riaz	GHS Mullah Killi	GHS Mullah Killi	
29	34	Iftikhar Ahmad	GHS Afrido Killi	GHS Afrido Killi	
30	35	Anwar Dad	GMS Palosi Payan	GHSS Manki Sharif	Vice No. 46
31	36	Haleem Ullah	GMS Spin Kani Khurd	GHS manahi	Vice No. 47
32	37	Umar Hayat	GHS Aza Khel Bala	GHS Aza Khel Bala	
33	38	Irfan Ali	GMS ASC Colony NSR	GHS Dhery Katti Khel	Vice No. 48
34	39	Sadrul Amin	GHSS Ksheshgi Payan	GHSS Ksheshgi Payan	
35	40	Asim Mehmood	HGS No.2 NSR kalan	HGS No.2 NSR kalan	

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Promotion of PET BPS-15 to SPET BPS-16

41	Musarrat Shah	GHS, Khaisari	GHS, Khaisari	
42	Maqsood Hayat	GHS, Akbar Pura	GHS, Akbar Pura	
43	Lal Said	GHS, Pahari Katti Khel	GHS, Pahari Katti Khel	
FROM S# 39 TO S# 48 HAVE BEEN ADJUSTED / NOT PROMOTED TO SENIOR PET BPS-16				
39	83	Zahid Hussain	GHS, Pabbi	GMS, Pabbi
40	46	Safi Ullah	GHS, Shah Kot	GMS, Kotli Khurd
41	80	Asad Iqbal	GHS, Danda Sheikh Ismail	GMS, Camp Koroona
42	94	Imran Khan	GHS, Taru Jabba	GMS, Chowki Mamriz
43	50	Fazal Mehmood	GHS, Nawan Killi	GMS, Kandar
44	66	Muhammad Tahir Khan	GHS, Wazir Garhi	GMS, Danda Nabi
45	81	Khadim Ali	GHS, No. 1 NSR Chitt:	GMS, Khatt Killi
46	111	Safdar Ali Shah	GHS, Manki Shadi	GMS, Palosi Payan
47	107	Azam Khan	GHS, Manahi	GMS, Spin Kani Khurd
48	61	Sami-ur-Rahman	GHS, Dhery Katti Khel	GMS, ASC Colony NSR
				Vice No. 03
				Vice No. 11
				Vice No. 15
				Vice No. 18
				Vice No. 21
				Vice No. 24
				Against V.P
				Vice No. 30
				Vice No. 31
				Vice No. 38

Note: -

From S# 39 to S# 48 have been adjusted in the schools mentioned against their names. They are not promoted to DPS-16.

Terms and Conditions: -

1. They would be on probation for a period of one year extendable for another one year.
2. They will be governed by each rules and regulation as may be issued from time to time by the Government.
3. Their services can be terminated at any time, in case his performance is found unsatisfactory during probationary period, in case of misconduct, he shall be preceded under the rules framed from time to time.
4. Charge report should be submitted to all concerned.
5. Their Inter-Se-seniority on lower post will remain intact.
6. No TA / DA is allowed for joining his duty.
7. They will given an under taking to recorded in their service book to the effect that if any over payment is made to him in the light of this order will be recovered and if he is wrongly promoted he will be reversed.

(Haji Hasanat Gul Khattak)
District Education Officer (Male)
Nowshera

Endst: No. 761 - 65/DEO(M)NSR/EA-S/File No. 1/Promotion PET B-16. Dated Nowshera the 28/02/2013

Copy of the above is forwarded for information and necessary action to the: -

- 1: Director, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
- 2: Senior District Accounts Officer, Nowshera.
- 3: Deputy District Education Officer (Male), Local Office.
- 4: Principal / Head Master Concerned.
- 5: Officials Concerned.

H/M
GHS Pir Sabaq NSR

District Education Officer (Male)
Nowshera

Promotion of PET BPS-15 to SPET BPS-16

36	41	Musarrat Shah	GHS, Khaisari	GHS Kahaisari	
37	42	Maqsood Hayat	GHSS Akbar Pura	GHSS Akbar Pura	
38	43	Lal Said	GHS, Pahari Katti Khel	GHS, Pahari Katti Khel	
FROM S# 39 TO S# 48 HAVE BEEN ADJUSTED/ NOT PROMOTED TO SENIOR PET BPS-16					
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41	80	Asad Iqbal	GHS Banda Sheik Ismail	GMS, Camp Koroona	Vice No. 15
42	94	Imran Khan	GHS Taru Jabba	GMS, Chowki Mamriz	Vice No. 18
43	50	Fazal Mehmood	GHS Nawan Killi	GMS, Kandar	Vice No. 21
44	66	Muhammad Tahir Khan	GHS Wazir Garhi	GMS, Banda Nabi	Vice No. 24
45	81	Khadim Ali	GHS No. NSR Cantt	GMS, Khatt Killi	Against V.P
46	111	Safdar Ali Shah	GHSS Manki Sharif	GMS, Palsoi Payan	Vice No. 30
47	107	Azam Khan	GHS Manshi	GMS, Spin Kani Khurd	Vice No. 31
48	61	Sami Ur Rehman	GHSS Dhery Katti Khel	GMS, ASC Colony NSR	Vice No. 38

Note:

From S# 39 to S# 48 have been adjusted in the schools mentioned against their names. They are not promoted to DPS-16.

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(Haji Hasanat Gul Khattak)
District Education Officer (Male)
Nowshera

Endu: No. 761-65/DEO(M)NSR/EA-S/File No.1/Promotion 11 FB-16. Dated Nowshera the 28/02/2013

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2. Senior District Accounts Officer, Nowshera
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4. Principal/Head Master Concerned.
5. Officials Concerned.

District Education Officer (Male)
Nowshera



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24th July, 2014.

NOTIFICATION

No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre:- In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB dated, 13-11-2007, and Notification No.SO(PE) 4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

- (i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

1	2	3	4	5
"1.	Subject Specialist (BPS-17)	i. At least second class Master's Degree or four years BS Degree in the relevant subject; and ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.	23 to 35 years	(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3. Note: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

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				recruitment; and (b) fifty percent by initial recruitment.
1A	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3: Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3; Note:- If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment; and (b) fifty percent by initial recruitment"; and

(ii) against Serial No. 1B, as so renumbered, for the existing entries, the following shall be substituted, in respective columns, namely:

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1	2	3	4	5
"1B.	Secondary School Teacher (BPS-16)	<p>I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject</p> <p>(a) (Chemistry, Botany or Zoology),</p> <p style="text-align: center;">Or</p> <p>(b) (Physics, Maths "A" or "B" or Statistics)</p> <p style="text-align: center;">Or</p> <p>(c) (Humanities and other equivalent groups at degree level with English as compulsory subject;</p> <p style="text-align: center;">and</p> <p>II. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualifications from a recognized University.</p>	21 to 35 years.	<p>1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:</p> <p>(a) forty per cent from amongst the Senior Certified Teachers (BPS-16), with at least five years service as Senior Certified Teacher and Certified Teacher and having qualification mentioned in column No.3:</p> <p style="text-align: center;">Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Certified Teachers, with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(b) four per cent from amongst the Senior Drawing Masters(BPS-16), with at least five years service as Senior Drawing Masters and Drawing Masters and having qualification mentioned in column No.3:</p>

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				<p>Provided that if no suitable candidate is available from amongst Senior Drawing Masters for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Drawing Masters with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(c) four per cent from amongst the Senior Arabic Teachers(BPS-16), with at least five years service as Senior Arabic Teachers and Arabic Teachers, and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Arabic Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Arabic Teachers with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(d) four per cent from amongst the Senior Theology Teachers(BPS-16), with at least five years service as Senior Theology Teachers and Theology Teachers and having qualification mentioned in column</p> <p>No.3:</p>
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				<p>Provided that if no suitable candidate is available from amongst Senior Theology Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Theology Teachers with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(e) three per cent from amongst the Senior Qaris (BPS-16), with at least five years service as Senior Qari and Qari and having qualification mentioned in column No.3;</p> <p>Provided that if no suitable candidate is available from amongst the Senior Qaris then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Qaris with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(f) twenty per cent from amongst the Primary School Head Teachers (BPS-16), with at least seven years service as Primary School Head Teachers and Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No. 3;</p> <p>Provided that if no suitable candidate is available from amongst</p>
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				<p>Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers with at least seven years service as Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No.3:</p> <p>Provided further that if no suitable candidate is available from amongst Senior Primary School Teachers for promotion then the post shall be filled from amongst Primary School Teachers with at least seven years service as such and having qualification mentioned in column No. 3; and</p> <p>(ii) twenty Five percent by initial recruitment.</p> <p>Note:</p> <p>I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.</p> <p>II. Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately."</p>
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**SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

Endst : of even No & date:

1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
7. The Director of Education (FATA) Peshawar.
8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
14. All District Account Officer in Khyber Pakhtunkhwa.
15. All Agency Education Officer in FATA
16. All Agency Account Officer in FATA.
17. PS to Governor Khyber Pakhtunkhwa. Peshawar.
18. PS to Chief Minister Khyber Pakhtunkhwa. Peshawar.
19. PS to Chief Secretary Khyber Pakhtunkhwa. Peshawar.
20. PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.
22. Master file

(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)



**GOVERNMENT OF THE KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT:**

NOTIFICATION

Peshawar, Dated the 26.04.2018

NOTIFICATION

No.SO(B&A)1-18/2018/DPE Service Rules:- In pursuance of the provision contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notification No. SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made, namely:

AMENDMENTS

In the appendix, for Serial No. 1A, the following shall be substituted in respective columns, namely:

S.No.	Nomenclature of the posi.	Minimum Qualification for appointment by initial recruitment or by transfer.	Age limit.	Method of recruitment.
1	2	3	4	5
"1A.	Instructor Physical Education (BPS-17)	(i). At least Second Class Master's Degree in Physical Education, with Bachelor of Education (B.ED) or equivalent qualification from a recognized university. (ii). If no suitable candidate possessing the above qualification is available a candidate possessing Master's Degree in the Physical Education may be appointed as an Instructor Physical Education subject to the condition that he shall acquire the qualification of Bachelor of Education (B.ED) within three years from the date of his appointment, failing which his service shall be terminated without notice irrespective of any provision of the rules for the time being enforce.	22-35 years	(a) Seventy percent by Promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teacher BPS-16 with at least five years' service as Senior Physical Education Teacher (SPETs) and Physical Education Teacher (PETs) provided that if no suitable person is available from amongst Senior Physical Education Teacher (SPETs) for promotion then the post shall be filled by promotion on the basis of seniority-cum-fitness from amongst the Physical Education Teacher (PETs) with at least five years' service as such having qualification in column No.3. Note: - if no suitable person is available for promotion then by initial recruitment; and (b) Thirty percent by initial recruitment."

**SECRETARY TO
GOVERNMENT OF KHYBER PAKHTUNKHWA,
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT.**

Endst. Of even Number & Date.

Copy of the above is forwarded to:-

1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment Department.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department.
4. The Secretary to Government of Khyber Pakhtunkhwa Public Service Commission.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Secretary, Social Sector FATA Secretariat, Warsak Road, Peshawar.
7. The Directors E&SE, PITE and DCTE Khyber Pakhtunkhwa.
8. The Director Education, FATA Warsak Road Peshawar.
9. The Director FMIU Finance Department.
10. Manager Government Printing Press, Khyber Pakhtunkhwa Peshawar with the request for publication in the next official Gazette.
11. Deputy Director (EMIS) E&SE Department.
12. All the DEOs (M/F) Khyber Pakhtunkhwa.
13. All the Agency Education Officers/ Agency Accounts Officers, FATA.
14. All District Accounts Officers Khyber Pakhtunkhwa.
15. The Section Officer (FR) Finance Department.
16. The Budget Officer-V and X, Finance Department.
17. Assistant Legal Drafter-IV, Govt: of Khyber Pakhtunkhwa Law Department.
18. Section Officer (R-I) Govt: of Khyber Pakhtunkhwa Establishment Department.
19. The Section Officers (S/M/F) E&SE Department.
20. The Section Officer (Primary) E&SE Department.
21. The Section Officer (Lit-I) E&SE Department.
22. The Section Officer (General) E&SE Department.
23. PS to Governor Khyber Pakhtunkhwa.
24. PS to Chief Minister Khyber Pakhtunkhwa.
25. PS to Chief Secretary Khyber Pakhtunkhwa.
26. PS to Minister Education Khyber Pakhtunkhwa.
27. PS to Secretary E&SE Department.
28. PS to Special Secretary E&SE Department.
29. Master File.

**(MURTAZA KHAN)
SECTION OFFICER (BUDGET)**



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the 20.10.2020

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NOTIFICATION

No.SO(PE)2-6/DPCMeeting(11.06.2020):- On the recommendations of the Departmental Promotion Committee (DPC) in its meeting held on 11.06.2020, the Competent Authority (Chief Secretary) is pleased to promote the following Ten (10) Male/Female Senior Physical Education Teachers (SPETs) BS-16 to the post of Instructor Physical Education (IPE) BS-17 on regular basis with immediate effect. Their adjustment/posting are mentioned against their names:-

S#	Name/Designation/Present place of posting	Proposed place of posting	Remarks
1.	Mr. Zia-ur-Rahman, SPET BPS-16 GCMHS NO. 2 Peshawar City	Retired from service on 15-06-2020 after completion the age of superannuation	His promotion is effective from the date of DPC meeting held on 11.06.2020 on notional basis for pension purpose
2.	Mr. Munir Gul, SPET BPS-16 GHSS Nawanshehr Abbottabad	IPE BPS-17, GHSS Ziarat Masoom Abbottabad	Against vacant post
3.	Mr. Muhammad Rehman, SPET BPS-16, GHS Mitha Kheil Karak	IPE BPS-17 GHSS Ghaljo Orakzai	Against vacant post
4.	Mr. Jehan Zeb, SPET BPS-16 GHS, Seer Swat	IPE BPS-17 GHSS Kishwara Swat	Against vacant post
5.	Mr. Muhammad Arshad, SPET BPS-16, GHSS Sangar Mansehra	IPE BPS-17 GHSS Bher Kund Mansehra	Against vacant post
6.	Mr. Sifat Baig, SPET BPS-16 GHS Balach Chitral	IPE BPS-17 GHSS Bang Upper Chitral	Against vacant post
7.	Mr. Sabir Sultan, SPET BPS-16 GHS Chamhatti Abbottabad	IPE BPS-17 GHSS Karori Mansehra	Against vacant post
8.	Mr. Samiullah, SPET BPS-16 GHSS Charorai Buner	IPE BPS-17 GHSS Charorai Buner	Against vacant post
9.	Mr. Farman Elahi, SPET BPS-16 GHS NO. 2 Hariupr	IPE BPS-17, GHSS Pind Hashim Khan Hariupr	Against vacant post
10.	Mst. Rani Begum DPE/IPE BPS-16 GGHSS Shabqadar Fort Charsadda	IPE BPS-17 GGHSS Khesghi Nowshera	Against vacant post

2. On their promotion, the Instructor Physical Education (IPE) concerned will be on probation for a period of one year extendable for another one year as specified in Rule-15 of Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion and transfer) Rules, 1989.

Endst. No. & date as above.

Copy forwarded to:

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
3. The Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
4. PSO to Chief Secretary to Govt. of Khyber Pakhtunkhwa.
5. The Director (E&SE) Khyber Pakhtunkhwa Peshawar.
6. The Director ESRU, Khyber Pakhtunkhwa.
7. The Deputy Director EMIS, E&SE Department, with the request to upload this notification of E&SE Department website (www.kpese.gov.pk).
8. The Section Officers (Male/Female), E&SE Department, Peshawar.
9. The District Education Officers, Elementary & Secondary Education concerned.
10. The District Accounts Officers concerned.
11. PS to Secretary, E&SE Department.
12. Officers concerned.

SECRETARY


SECTION OFFICER (PRIMARY)

Allama Iqbal Open University -//-
Islamabad - Pakistan

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Serial No. A208562

Certified that Mr. / Ms. ANWAR GUL

Son / Daughter of MOHAMMAD SHARIF

Registration No: 19NPR01766

Roll No: BY674369

having completed the prescribed requirements in semester

SPRING 2021 is awarded the degree of:

BACHELOR OF EDUCATION (B.ED 1.5 YEAR)

He/She has secured 71 % marks and placed in A grade.

CONTROLLER OF EXAMINATIONS

Result declared on: January 21, 2022

Date of Issue: June 29, 2022



Principal
GHSS Pirsabaq
Nowshera

VICE-CHANCELLOR

THIS DEGREE IS TO BE READ IN CONJUNCTION WITH THE TRANSCRIPT ISSUED SEPARATELY



**DIRECTORATE ELEMENTARY & SECONDARY
EDUCATION KHYBER PAKHTUNKHWA, PESHAWAR.**

AUTHORITY LETTER

I Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar do hereby authorize Mr. Muhammad Imran Assistant (Litigation) of this Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar to attend the Khyber Pakhtunkhwa Service Tribunal in connection with filing of para wise comments in Service Appeal No. 1446 / 2023 Titled Anwar gul VS Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department.

Dated 02 / 11 / 2023

**Director
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.**