


FORM OF ORDER SHEET

Court of _____

Appeal No. 2324/2023

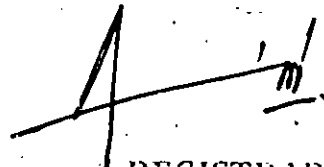
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	10/11/2023	<p>The appeal of Mr. Tariq Ahmad resubmitted today by Mr. Asghar Ali Advocate. It is fixed for preliminary hearing before touring Single Bench at Swat on _____</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

The joint appeal of Mr. Jehan Alam, Tariq Ahmad, et al. filed today i.e. on 27.10.2023 is in complete on the following grounds referred to the counsel for the appellants for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellants.
- 2- Check list is not attached with the appeal.
- 3- Appeal has not been flagged/marked with annexures marks.
- 4- Affidavit is not attested by the Oath Commissioner.
- 5- Copy of appointment order of appellant no.1 mentioned in para-1 of the memo of appeal is not attached with the appeal, be placed on it.
- 6- Annexures of the appeal are not in sequence, be annexed serial wise as mentioned in the memo of appeal.
- 7- Sub-rule-2 of rule-3 of the appeal rules 1986 requires that every affected civil servant shall prefer the appeal separately. Therefore, the appeal of the above named appellants may be filed separately/individually.
- 8- Page nos.15, 17 and 20 of the appeal are illegible which may be replaced by legible/better one.
- 9- Three copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent in each appeal may also be submitted.

No. 3460 /S.T.

Dt. 27/10/2023



REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Asghar Ali Adv.
High Court Swat.

Dear Sir, The case is resubmitted
after the necessary completion.
8/11

BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,
PESHAWAR

Service Appeal No. 2324 / 2023

Tariq Ahmad.

... Appellant

- VERSUS -

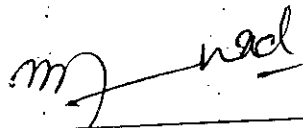
Govt: of KP and others.

... Respondents

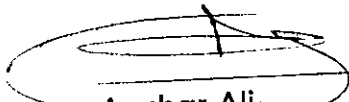
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Appellant:


Tariq Ahmad

COUNSEL


Asghar Ali

Advocate Supreme Court
Office: 3rd Floor, Continental Plaza,
Makanbagh, Mingora, Swat.
Cell No. 0300-5740564

Dated: 8 -11-2023

A

**BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,
PESHAWAR**

Service Appeal No. 2324 / 2023

Tariq Ahmad S/o Sultan Muhammad / Assistant (BPS-16), District
Public Prosecution Office, Swat at Gulkada, Saidu Sharif.

... Appellant

- VERSUS -

1. Government of Khyber Pakhtunkhwa through Chief Secretary at Peshawar.
2. Secretary Home and Tribal Affairs Department, Government of Khyber Pakhtunkhwa at Peshawar.
3. Deputy Secretary Home and Tribal Affairs Department, Government of Khyber Pakhtunkhwa at Peshawar.
4. Director General Prosecution, Khyber Pakhtunkhwa at Peshawar.
5. Ismail Khan / Assistant (BPS-16), District Public Prosecution Office, Charsadda.
6. Raisul Ahrar Bacha / Assistant (BPS-16), Directorate of Prosecution, Peshawar.
7. Saba Gul Assistant (BPS-16), District Public Prosecution Office, Mardan.
8. Muhammad Ali Shah Assistant (BPS-16), District Public Prosecution Office, Abbottabad.
9. Sardar Ayub / Assistant (BPS-16), District Public Prosecution Office, Upper Kohistan.
10. Waheed Akhtar / Assistant (BPS-16), District Public Prosecution Office, Kohat.
11. Fazal Rabi / Assistant (BPS-16), District Public Prosecution Office Peshawar.
12. Muhammad Arshad / Assistant (BPS-16), District Public Prosecution Office, Abbottabad.

13. Bashir Ahmad / Assistant (BPS-16), District Public Prosecution Office, Chitral (Lower).
14. Muhammad Ashraf / Assistant (BPS-16), Director General, Prosecution, Peshawar.
15. Shamshad Iqbal / Assistant (BPS-16), District Public Prosecution Office, Bannu.
16. Jalaluddin / Assistant (BPS-16), District Public Prosecution Office, Peshawar.
17. Mubashir Dilawar / Assistant (BPS-16), District Public Prosecution Office, South Waziristan.
18. Hanifullah / Assistant (BPS-16), District Public Prosecution Office, Mohmand.
19. Haq Nawaz / Assistant (BPS-16), District Public Prosecution Office, Hangu.
20. Muhammad Altaf / Assistant (BPS-16), Directorate of Prosecution, Peshawar.
21. Mohsin Shakeel / Assistant (BPS-16), District Public Prosecution Office, Haripur.

... Respondents

Appeal Under Section 4 of the Service Tribunal Act, 1974,
against;

- i. Order No. DP/E&A/I(08)/10063-70 dated 08-08-2023, whereby the appellant has been shown to be promoted to the post of Assistant (BPS-16) on Regular Basis from 08-08-2023.
- ii. Order / Letter No. DP/E&A/I(66)/10204-46 dated 10-08-2023, Seniority list of Assistants (BPS-16) dated 09-08-2023, wherein respondents No. 5 to 21, have been shown to be seniors than appellant and the name of appellant is dropped from the said list.

- 3
- iii. List of Senior Clerk (BPS-14) dated 09-08-2023, wherein appellant has been shown to be Assistant (BPS-16) on acting charge basis.
-

Prayer:

On acceptance of this appeal, the impugned orders;

- i. No. DP/E&A/I(08)/10063-70 dated 08-08-2023.
- ii. Order / Letter No. DP/E&A/I(66)/10204-46 dated 10-08-2023.
- iii. Seniority List of Assistants (BPS-16) dated 09-08-2023, wherefrom the name of appellant as Assistant (BPS-16) has been dropped and respondents No. 5 to 21 are shown / declared to be seniors than appellant.
- iv. Seniority List of Senior Clerk (BPS-14) dated 09-08-2023, wherein appellant has been shown to be Assistant (BPS-16) on acting charge basis.

may please be declared illegal, unlawful, void, without jurisdiction, ineffective upon the rights of appellant and may please be set aside.

And the appellant be declared to have already been promoted on Regular Basis, to the post of Assistant (BPS-16), on 11-02-2019 vide order No. DP/E&A/I(100)/952-75, the seniority list prepared on the basis of promotion dated 11-02-2019, on regular basis and thereafter maintained upto 2022, may please be restored and maintained.

Any other relief not specifically prayed for, but this Hon'ble Tribunal deems proper may also be granted.

Respectfully Sheweth;

1. That appellant / Tariq Ahmad, was initially appointed as Junior Clerk on 23-02-1995, adjusted to the post of Junior Clerk on 02-04-2005 in Prosecution and then to the post

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of Senior Clerk (BPS-14) on 08-02-2016 (Copies of orders are annexure A).

2. That appellant was promoted to the post of Assistant (BPS-16) on regular basis, vide order No. DP/E&A/I(100)/952-75 dated 11-02-2019 (Copy of order dated 11-02-2019 is annexure B).

3. That although appellant was already promoted on regular basis to the posts of Assistant (BPS-16) on 11-02-2019, but even then on 08-08-2023, another order bearing No. DP/E&A/I(08)/10063-70 was issued, wherein again appellant was shown to be promoted to the post of Assistant (BPS-16) on acting charge basis, moreover seniority lists dated 09-08-2023, communicated to all concerned offices vide letter No. DP/E&A/I(66)/10204-46 dated 10-08-2023, was issued, wherein respondents No. 5 to 21, who were appointed against the post of Assistants (BPS-16) after promotion of appellant against the same post and were thus juniors than appellant, were not only shown seniors from appellant but the appellant was dropped from seniority list of Assistant and was shown as Senior Clerk (BPS-14) on acting charge basis (Copies of office orders and seniority list are annexure C).

4. That departmental appeals were filed against each orders;

i. DP/E&A/I(08)/10063-70 dated 08-08-2023.

ii. DP/E&A/I(66)10204-46 dated 10-08-2023.

iii. Seniority Lists of Assistant (BPS-16) dated 09-08-2023, wherein respondents No. 5 to 21 were shown seniors than appellant.

iv. Publication / issuance of lists (Assistant BPS-16 & Senior Clerk BPS-14) dated 09-08-2023, wherein appellant was dropped from the lists / seniority lists of Assistant (BPS-16) and was shown to be Senior

Clerk (BPS-14) / Assistant (BPS-16) on acting charge basis.

which were dismissed vide order No. DP/E&A/PF/11888/89 dated 27-09-2023 (Copies of appeals and order dated 27-09-2023 are annexure D).

5. That the impugned;

- i. Order No. DP/E&A/I(08)/10063-70 dated 08-08-2023.
- ii. Order / Letter No. DP/E&A/I(66)/10204-46 dated 10-08-2023.
- iii. Seniority List of Assistant (BPS-16) dated 09-08-2023, wherein respondents No. 5 to 21 have been shown as Seniors than appellant and appellant is dropped from it.
- iv. List of Senior Clerks (BPS-14) dated 09-08-2023, wherein appellant has been shown as Senior Clerk (BPS-14) and Assistant (BPS-16) on acting charge basis.

(hereinafter referred to as impugned orders / lists)

are illegal, unlawful, void, ineffective upon the rights of appellant and liable to be set aside *inter alia* on the following grounds.

GROUND:

- i. That the impugned orders and lists are illegal, unlawful and ineffective upon the rights of appellant.
- ii. That appellant has already been promoted, on regular basis, to the post of Assistant (BPS-16) on 11-02-2019 vide order No. DP/E&A/I(100)/952-75 and is serving as Assistant against the said post since then.
- iii. That at the time of promotion (11-02-2019), the appellant had the requisite eligibility cum fitness, thus

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was promoted by the competent authority and by adopting the prescribed manner, so, the promotion of appellant on 11-02-2019, was strictly in accordance with law and the appellant could not be deprived from the accrued rights, in this regard:

- iv. That after promotion on 11-02-2019, the appellant has also completed his probation period of one year and thus could not be deprived of his legitimate right over the post.
- v. That for about four and a half years, the appellant has performed his duties against the post of Assistant (BPS-16) on regular basis, and after the passage of such a long period of time, the appellant could not be deprived from the benefits of his post as well as seniority.
- vi. That neither an opportunity of hearing nor any show cause notice was given to the appellant before passing the impugned orders / lists.
- vii. That the promotion of appellant against the post of Assistant (BPS-16), on regular basis, since 11-02-2019 is also established from the fact that uptill the issuance of the impugned orders / lists, the seniority list of appellant against the post of Assistant, was properly maintained.
- viii. That respondents No. 5 to 21 have been appointed against the posts of Assistants, after promotion of appellant, and are thus juniors from appellant, but after issuance of the impugned orders, an illegal and unlawful seniority list dated 09-08-2023 of Assistants (BPS-16) was issued / prepared and respondents No. 5 to 21 were unlawfully shown to be seniors than appellant.

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- ix. That since, appellant has already been promoted to the post of Assistant (BPS-16) on 11-02-2019, on regular basis and also performing his duties as Assistant since then, moreover the appellant has also the right of Assistant since then, therefore, the impugned order No. DP/E&A/I(08)/10063-70 dated 08-08-2023, is illegal, unlawful, unjustified and ineffective upon the rights of appellant.
- x. That due to unlawful and illegal acts / orders of official respondents, not only the appellant has been deprived from his due rights of seniority against respondents No. 5 to 21 but by doing gross injustice, the name of appellant has also been dropped from the lists of Assistants and has shown to be Senior Clerk (BPS-14) / Assistant (BPS-16) on acting charge basis.
- xi. That respondents are not authorized to declare appellant to be Senior Clerk (BPS-14) / Assistant (BPS-16), on acting charge basis.
- xii. Any other grounds not specifically raised will be argued with prior permission of this august court.
6. That the impugned order was received by the appellant on 07-10-2023, therefore, the instant appeal is well within time.

It is therefore very humbly prayed that, on acceptance of this appeal, the impugned orders;

- i. No. DP/E&A/I(08)/10063-70 dated 08-08-2023.
- ii. Order / Letter No. DP/E&A/I(66)/10204-46 dated 10-08-2023.
- iii. Seniority List of Assistants (BPS-16) dated 09-08-2023, wherefrom the name of

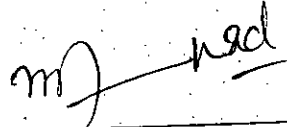
appellant as Assistant (BPS-16) has been dropped and respondents No. 5 to 21 have been shown / declared to be seniors than appellant.

iv. Seniority List of Senior Clerk (BPS-14) dated 09-08-2023, wherein appellant has been shown to be Assistant (BPS-16) on acting charge basis.

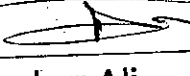
may please be declared illegal, unlawful, void, without jurisdiction, ineffective upon the rights of appellant and may please be set aside.

And the appellant be declared to has already been promoted on Regular Basis, to the post of Assistant (BPS-16), on 11-02-2019, the seniority list prepared on the basis of promotion dated 11-02-2019, on regular basis and thereafter maintained upto 2022, may please be restored and maintained.

Any other relief which is otherwise deemed proper, lawful, efficacious may also be granted in favour of appellant.

Appellant: 
Tariq Ahmad

Counsel:


Asghar Ali
Advocate Supreme Court

9

**BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,
PESHAWAR**

Service Appeal No. _____ / 2023

Tariq Ahmad.

... Appellant

- VERSUS -

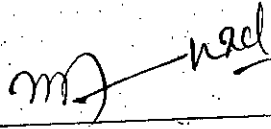
Govt: of KP and others.

... Respondents

Certificate

It is certified that no such like other service appeal has earlier
been filed before this Hon'ble Court.

Appellant:


Tariq Ahmad

Counsel:


Asghar Ali
Advocate Supreme Court

10

**BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,
PESHAWAR**

Service Appeal No. _____ / 2023

Tariq Ahmad.

... Appellant

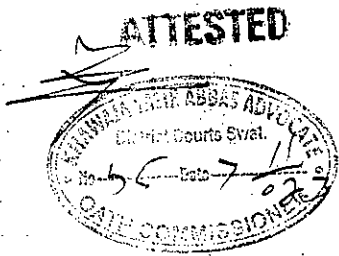
- VERSUS -

Govt: of KP and others.

... Respondents

Affidavit

I, do hereby solemnly affirm and declares that, all the contents of this service appeal are true and correct to the best of my knowledge and belief and nothing has been kept concealed therein from this Hon'ble Tribunal.

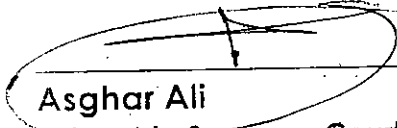


Deponents:

M Tariq Ahmad

Tariq Ahmad

Identified By Counsel:


Asghar Ali
Advocate Supreme Court

//

**BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA,
PESHAWAR**

Service Appeal No. _____ / 2023

Tariq Ahmad.

... **Appellant**

- **VERSUS** -

Govt: of KP and others.

... **Respondents**

Address of Appellant:

Tariq Ahmad S/o Sultan Muhammad / Assistant (BPS-16), District Public Prosecution Office, Swat at Gulkada, Saidy Sharif,

CNIC No. 15602-0332812-1

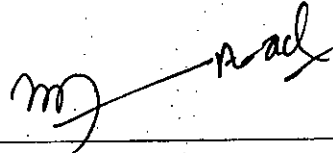
Cell No. 0346-8980202

Addresses of Respondents:

1. Government of Khyber Pakhtunkhwa through Chief Secretary at Peshawar.
2. Secretary Home and Tribal Affairs Department, Government of Khyber Pakhtunkhwa at Peshawar.
3. Deputy Secretary Home and Tribal Affairs Department, Government of Khyber Pakhtunkhwa at Peshawar.
4. Director General Prosecution, Khyber Pakhtunkhwa at Peshawar.
5. Ismail Khan / Assistant (BPS-16), District Public Prosecution Office, Charsadda.
6. Raisul Ahrar Bacha / Assistant (BPS-16), Directorate of Prosecution, Peshawar.
7. Saba Gul Assistant (BPS-16), District Public Prosecution Office, Mardan.
8. Muhammad Ali Shah Assistant (BPS-16), District Public Prosecution Office, Abbottabad.
9. Sardar Ayub / Assistant (BPS-16), District Public Prosecution Office, Upper Kohistan.
10. Waheed Akhtar / Assistant (BPS-16), District Public Prosecution Office, Kohat.
11. Fazal Rabi / Assistant (BPS-16), District Public Prosecution Office Peshawar.
12. Muhammad Arshad / Assistant (BPS-16), District Public Prosecution Office, Abbottabad.

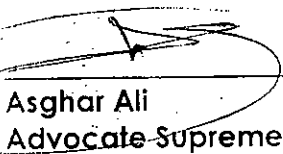
13. Bashir Ahmad / Assistant (BPS-16), District Public Prosecution Office, Chitral (Lower).
14. Muhammad Ashraf / Assistant (BPS-16), Director General, Prosecution, Peshawar.
15. Shamshad Iqbal / Assistant (BPS-16), District Public Prosecution Office, Bannu.
16. Jalaluddin / Assistant (BPS-16), District Public Prosecution Office, Peshawar.
17. Mubashir Dilawar / Assistant (BPS-16), District Public Prosecution Office, South Waziristan.
18. Hanifullah / Assistant (BPS-16), District Public Prosecution Office, Mohmand.
19. Haq Nawaz / Assistant (BPS-16), District Public Prosecution Office, Hangu.
20. Muhammad Altaf / Assistant (BPS-16), Directorate of Prosecution, Peshawar.
21. Mohsin Shakeel / Assistant (BPS-16), District Public Prosecution Office, Haripur.

Appellant:



Tariq Ahmad

Counsel:


Asghar Ali
Advocate Supreme Court

(A)

OFFICE OF THE CHIEF ENGINEER
C&W DEPARTMENT WFP, PESHAWAR

W-340-E/ 400 W-1(3)

Dated Peshawar the 23/12/1995

Mr. Tariq Ahmad c/o Sultan Hekmat
Mulababa Minora Distt Swat

Subject: APPOINTMENT AS JUNIOR CLERK IN C&W DEPARTMENT.

Ref: Your application dated 1995.

You are hereby offered a post of Junior Clerk @ Rs. 1400/-
P.M. in the basic Pay Scale No. 5 viz. Rs. 1400-66-2300 plus usual
allowances admissible under the rules.

If you accept the post on the following conditions, you
should report for duty to the an C&W Divn. Kohistan at Dargu.

upto 5.3.95 failing which the offer shall stand cancelled.

- 1) Your appointment is purely temporary and your services can be terminated at two weeks notice at any time without any reason being assigned irrespective of the fact that you may be holding a post other than the one to which you were originally appointed or on payment of two weeks pay in lieu of the notice.
- 2) In case you wish to resign at any time, two weeks notice shall be necessary otherwise two weeks pay shall be forfeited.
- 3) You shall be governed by such rules and orders relating to service conditions, leave, medical attendance, pay, pension etc. as may be issued by Government from time to time for category of Government servants to which you will belong.
- 4) You will join duty at your own expenses.
- 5) You will have to produce a medical certificate of fitness alongwith original Matriculation and Domicile Certificates on reporting for duty.
- 6) You will have to serve any where in the WFP and in any Department of the Government of WFP, when you are called upon to do so in the interest of public service.

Senior Staff Officer
Attal

- Copy to:-
- 1. CDO
 - 2. The Chief Engineer/Development, C&W Department, WFP, Peshawar.
 - 3. The Superintending Engineer, R&W Circle Manshara.
 - 4. The Executive Engineer, C&W Divn. Kohistan at Dargu.

The arrival of the original may please be intimated to all concerned.

S. J. -
Senior Staff Officer

Attal

BETTER COPY

13

OFFICE OF THE CHIEF ENGINEER
C&W DEPARTMENT NWFP PESHAWAR

NO. 849-E/400/E-1(3)
Dated Peshawar the 23/02/1995

To

Mr. Tariq Ahmad s/o Sultan Muhammad

Moh: Mulababa Mingora Distt: Swat.

Subject: APPOINTMENT AS JUNIOR CLERK IN C&W DEPARTMENT.

Your application dated . . . 1994.

You are hereby offered a post of Junior Clerk @ Rs. 1400/- P.M in the basic Pay Scale No.5 viz: RS. 1400-66-2390 plus usual allowances as admissible under the rules.

If you accept the post on the following conditions, you should report for duty to the Xen C&W Divn. Kohistan at Dassu. upto 5.3.95 failing which the offer shall stand cancelled.

- 1) Your appointment is purely temporary and your services can be terminated at two weeks notice at any time without any reason being assigned irrespective of the fact that you may be holding a post other than the one to which you were originally appointed or on payment of two weeks pay on lieu of the notice.
- 2) In case you wish to resign at any time, two weeks notice shall be necessary otherwise two weeks pay shall be forfeited.
- 3) You shall be governed by such rules and orders relating to service conditions, leave, TA, Medical attendance, Pay, Pension etc, as may be issued by Government from time to time for category of Government servants to which you will belong.
- 4) You will join the duty at your own expenses.
- 5) You will have to produce a medical certificate of fitness alongwith original Matriculation and Domicile Certificates on reporting for duty.
- 6) You will have to serve any where in the NWFP and in any Department of the Government of NWFP, when you are called upon to do so in the interest of public service.

Attested

--sd--

Senior Most Staff Officer

Copy to :-

1. The Chief Engineer CDO(Development), C& W Department, NWFP, Peshawar.
2. The Superintending Engineer, C&W Circle Mansehra.
3. The Executive Engineer, C&W Divn. Kohistan at Dassu.

The arrival of the official may please be intimated to all concerned.

--sd--

PM of the official.

Senior Most Staff Officer

Recd on 5/4/2008

OFFICE OF THE DISTRICT COORDINATION OFFICER SWAT AT GULRADA.

NO. _____ /6/DCO/Estt:

Dated the 2/4/2005.

O R D E R.

The following surplus employees are hereby adjusted/posted in the office of District Public Prosecutor, Swat with immediate effect, in the interest of public:-

S.No. Name and Designation.

- 1) Mr. Said Rahman, Works and Services Deptt: (BPS-05). ✓ FA.
- 2) Mr. Muhammad Shah, J/Clerk (BPS-05) Works and Services Deptt:
- 3) ✓ Mr. Farid Ahmad, J/Clerk (BPS-05) Works & Services Deptt: ✓ Msi.
- 4) Mr. Jehangir, Junior Clerk (BPS-05) Works and Services Deptt:

From the office to the TARI.

20/1/2005

Attested

DISTRICT COORDINATION OFFICER SWAT.

NO. 3275-77 /6/DCO/Estt:

Copy forwarded to:-

- 1) The Assistant Director Prosecution, Directorate of Prosecution M.A.F.F, Rome and Tribal Affairs Deptt: Peshawar.
- 2) The District Public Prosecutor, Swat.
- 3) The Administrative Officer, office of the Chief Engineer, Works and Services Deptt: Peshawar, for information w/r to his Memo: NO.484-504/88-E/CE/W&S, dated 31/7/2004.
- 4) The District Accounts Officer, Swat.
- 5) Officials concerned.

self

Attested

DISTRICT COORDINATION OFFICER SWAT.



DIRECTORATE OF PROSECUTION
KHYBER PAKHTUNKHWA

15

No. _____

Dated Peshawar 15/02/2016

Office Phone # 091-9212559

Fax # 091-9212559

E-mail kpprosecution@yahoo.com

CORRIGENDUM:

No. DP/E&A/1(100)/1236-1323 : In partial modification of this Directorate's order No. DP/E&A/1(100)1341-1420 dated 08/01/2016, regarding promotion and posting/transfer order in respect of Junior Clerks Senior Clerk wherein, date is substituted and shall be considered as 02/2016 instead 08/01/2016.

-Sd-

Director General Prosecution
Khyber Pakhtunkhwa.

Encl: of even No. dated:

Copy forwarded for information to:

PS to Secretary to Government of Khyber Pakhtunkhwa, Home & Tribal Affairs Department, Peshawar.

The Accountant General Office, Khyber Pakhtunkhwa, Peshawar.

All concerned District Public Prosecutor Offices, Khyber Pakhtunkhwa.

All concerned District Accounts Offices, Khyber Pakhtunkhwa.

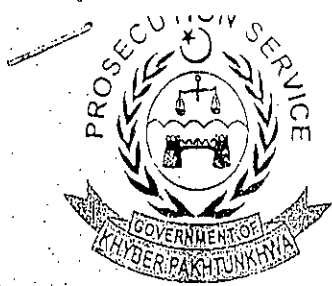
All Officials concerned.

Attest

15/02/2016

(MUHAMMAD MUZAFAR)

Assistant-Director Admin/ Finance



DIRECTORATE OF PROSECUTION
KHYBER PAKHTUNKHWA

No. DP/

Dated Peshawar 08/01/2016

Office Phone # 091-9212559/ 091-9212542

Fax # 091-9212559

E-mail: kpprosecution@yahoo.com

ORDER:

No. DP/E&A/1(100)/1341-1420. On the recommendation of the Departmental Promotion Committee (D.P.C) dated 29-01-2016, the following Junior Clerks (BPS-11) of this Directorate are promoted to the post of Senior Clerk (BPS-14), on regular basis with immediate effect:-

File
13/1/2016

S.No	Name	Present Posting
1	Syed Nazmat Ali Shah	Office of the District Public Prosecutor, Peshawar
2	Muhammad Hamayoon	Office of the District Public Prosecutor, Lakki Marwat
3	Qamar Zaman	Office of the District Public Prosecutor, Tank
4	Muslim Khan	Office of the District Public Prosecutor, Peshawar
5	Sikandar Hayat	Office of the District Public Prosecutor, Dir Upper
6	Mubarak Ahmad	Directorate of prosecution
7	Muhammad Iqbal	Office of the District Public Prosecutor, Lakki Marwat
8	Shahid Gul	Office of the District Public Prosecutor, Hangu
9	Mumraiz Khan	Office of the District Public Prosecutor, Peshawar
10	Syed Hakeem Shah	Office of the District Public Prosecutor, Swat
11	Abdul Wahid	Office of the District Public Prosecutor, Tank
12	Sakhawat Shah	Office of the District Public Prosecutor, Malakand
13	Muhammad Arshad	Office of the District Public Prosecutor, Battagram
14	Malik Rehmat Ali	Office of the District Public Prosecutor, Peshawar
15	Yaqcob Khan	Office of the District Public Prosecutor, Bannu

Attested

Copy No. 13-2-016

16	Khairullah Jan	Directorate of Prosecution
17	Fida Muhammad	Directorate of Prosecution
18	Muhammad Ali	Office of the District Public Prosecutor, Mardan
19	Muhammad Yousaf	Office of the District Public Prosecutor, Bannu
20	Aurangzeb	Office of the District Public Prosecutor, Dir Lower
21	Musawir Jan	Office of the District Public Prosecutor, Charsadda
22	Ajmal Khan	Office of the District Public Prosecutor, Swabi
23	Sahibzada	Office of the District Public Prosecutor, Swabi
24	Said Rehman	Office of the District Public Prosecutor, Swat
25	Tariq Ahmad	Office of the District Public Prosecutor, Swat
26	Hazrat Muhammad	Office of the District Public Prosecutor, Malakand
27	Muhammad Saeed	Office of the District Public Prosecutor, Abbottabad
28	Jehan Alam	Office of the District Public Prosecutor, Shangla
29	Sadar Ayub	Office of the District Public Prosecutor, Kohistan
30	Waheed Akhtar	Office of the District Public Prosecutor, Kohat
31	Fazle Rabi	Office of the District Public Prosecutor, Peshawar
32	Raja Arshad	Office of the District Public Prosecutor, Abbottabad
33	Muhammad Ashraf	Office of the District Public Prosecutor, Peshawar
34	Shamshad Iqbal	Office of the District Public Prosecutor, Bannu
35	Tariq Khan	Office of the District Public Prosecutor, Charsadda
36	Akhtar Hussain	Office of the District Public Prosecutor, Swat
37	Waseem Abbas	Office of the District Public Prosecutor, D.I.khan

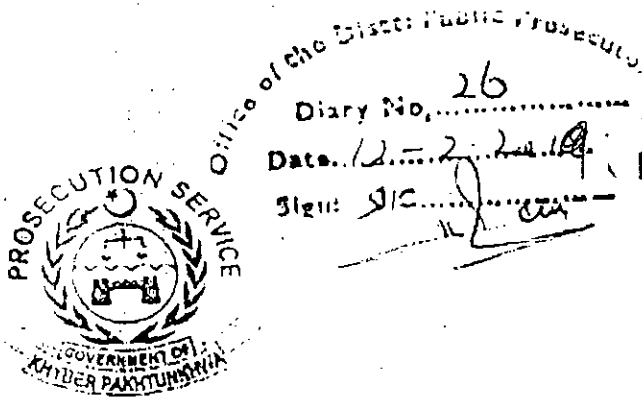
17

2. The above senior clerks will be on probation for period of one year in terms of section-6(2) of the Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Rules-15(1) of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989.

Attended


18

B3



Diary No. 26

Date: 12-2-2019

Sign: [Signature]

DIRECTORATE OF PROSECUTION KHYBER PAKHTUNKHWA

No. _____
Dated Peshawar 11/02/2019
Office Phone # 091-9212559
Fax # 091-9212559

E-mail kpprosecution@yahoo.com

ORDER:

No. DP/E&A/1(100)/952-75. On the recommendation of the Departmental Promotion Committee (D.P.C), the following Senior Clerks (BPS-14) of this Directorate are hereby promoted to the post of Assistant (BS-16), on regular basis with immediate effect:-

S.No	Name	Present Posting
1	Shakeel Akhtar	Office of the District Public Prosecutor, Abbottabad.
2	Syed Ibrar Shah	Office of the District Public Prosecutor, Torghar.
3	Sakhawat Shah	Office of the District Public Prosecutor, Buner. X
4	Muhammad Arshad	Office of the District Public Prosecutor, Abbottabad.
5	Malik Rehmat Ali	Office of the District Public Prosecutor, Peshawar.
6	Yaqoob Khan	Office of the District Public Prosecutor, Karak.
7	Khairullah Jan	Directorate of Prosecution
8	Fida Muhammad	Directorate of Prosecution
9	Muhammad Yousaf	Office of the District Public Prosecutor, Bannu.
10	Aurangzeb	Office of the District Public Prosecutor, Dir Lower.
11	Ajmal Khan	Office of the District Public Prosecutor, Swabi.
12	Sahibzada	Office of the District Public Prosecutor, Swabi.
13	Said Rehman	Office of the District Public Prosecutor, Malakand.
14	Tariq Ahmad	Office of the District Public Prosecutor, Swat.
15	Syed Alam Shah	Office of the District Public Prosecutor, Mansehra.
16	Hazrat Muhammad	Office of the District Public Prosecutor, Malakand.
17	Jehan Alam	Office of the District Public Prosecutor, Shangla.

Attested

2. The above officials will be on probation for a period of one year in terms of section-6(2) of the Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rules-15(1) of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989.

--sd/--

(Director General Prosecution)

Directorate of Prosecution,
Khyber Pakhtunkhwa

Forwarded for Information to the:-

- Accountant General Office, Khyber Pakhtunkhwa, Peshawar
- Concerned District Public Prosecutor Offices. Buner
- Concerned District Accounts Offices.
- Officials concerned.
- P.S to Secretary to Govt. of Khyber Pakhtunkhwa, Home & Tribal Affairs Department, Peshawar.
- PA to Director General Prosecution, Khyber Pakhtunkhwa.
- Establishment Section of this Directorate.

Attested

Director Administration

14

DIRECTORATE OF PROSECUTION
GOVERNMENT OF KHYBER PAKHTUNKHWA
HOME & TRIBAL AFFAIRS DEPARTMENT

No. DP/ _____
Dated Peshawar the 03/08/2023
Office Landline#091-9212559.

<http://www.faschn.com/knprosecution> <https://twitter.com/knprosecution>

ORDER

DP/EA/1(03)/100953-70 On the recommendation of the
Departmental Promotion Committee (DPC) in its meeting held on 25-07-2023 and
in pursuance of this Directorate order No. DP/EA/1(100)953-75
dated 1-02-2019, the Competent Authority has been pleased to promote/ appoint
following Senior Clerks (BPS-14) to the post of Assistant (BPS-16) on regular/
acting charge basis as per details given below:

Name of Official	Status	With effect from
Mr. Shakeel Akhtar	On regular basis	11-01-2019 Muharand
Mr. Syed Ibrar Shah	On regular basis	-co- Turgah
Mr. Saadawati Shah	On acting charge basis	-co- Swat
Mr. Muhammad Arshad	-do-	-co-
Mr. Malik Rehmat Ali	-do-	-co- Khyber
Mr. Yaqoob Khan	-do-	-co-
Mr. Khairullah Jan	-do-	-co-
Mr. F. A. Muhammad	-do-	-co-
Mr. Muhammad Yousaf	-do-	-co- Bannu
Mr. Aurangzeb	-do-	-co- Dir lower

Attasheet

Attasheet



14

DIRECTORATE OF PROSECUTION
GOVERNMENT OF KHYBER PAKHTUNKHWA
HOME & TRIBAL AFFAIRS DEPARTMENT

No. DP/_____

Dated Peshawar the 08/08/2023

Office Landline# 091-9212559

dg.prosecution@kp.gov.pk

<https://prosecution.kp.gov.pk>

<https://www.facebook.com/kpprosecution>

<https://twitter.com/kpprosecution>

ORDER

No. DP/E&A/1(08)/10063-70. On the recommendation of the Departmental Promotion Committee (DPC) in its meeting held on 25-07-2023 and in suppression of this Directorate order No. DP/EA/1(100)952-75 dated: 11-02-2019, the Competent Authority has been pleased to promote/appoint the following Senior Clerks (BPS-14) to the post of Assistant (BPS-16) on regular/acting charge basis as per details given below:

S.#	Name of Official	Status	With effect from
1.	Mr. Shakeel Akhtar	On regular basis	11-02-2019
2	Mr. Syed Ibrar Shah	On regular basis	-do-
3	Mr. Sakhawat Shah	On acting Charge basis	-do-
4	Mr. Muhammad Arshad	-do-	-do-
5	Mr. Malik Rehmat Ali	-do-	-do-
6	Mr. Yaqoob Khan	-do-	-do-
7	Mr. Khairullah Jan	-do-	-do-
8	Mr. Fida Muhammad	-do-	-do-
9	Mr. Muhammad Yousaf	-do-	-do-
10	Mr. Aurangzeb	-do-	-do-

A. Hasnain



20

DIRECTORATE OF PROSECUTION
GOVERNMENT OF KHYBER PAKHTUNKHWA
HOME & TRIBAL AFFAIRS DEPARTMENT

No. DP, _____

Dated Peshawar the _____

Office Landline#091-9212559

<http://prosecution.kp.gov.pk>

<http://prosecution.kp.gov.pk>

<https://www.facebook.com/kpprosecution>

<https://twitter.com/kpmbpsa>

S. #	Name of Official	Status	With effect from
11.	Mr. Ajmal Khan	On acting charge basis	11-02-2019 Swabi
12.	Mr. Sahibzada	-do-	-do- Swabi
13.	Mr. Saif Rehman	-do-	-do- Swabi
14.	Mr. Tariq Ahmad	-do-	-do- Charsadda
15.	Mr. Syed Alam Shah	-do-	-do-
16.	Mr. Hazrat Muhammad	-do-	-do- D. Lower
17.	Mr. Jehan Alam	-do-	-do-

-Sd-
Director General Prosecution
(Directorate of Prosecution)
Khyber Pakhtunkhwa

Attended

Endst : of even No. dated:

Copy forwarded for information to me:

- Accountant General office, Khyber Pakhtunkhwa Peshawar.
- District Public Prosecutor offices concerned.
- District Account offices concerned.
- PS to Secretary to Government of Khyber Pakhtunkhwa, Home & Tribal Affairs Department, Peshawar.
- Officials concerned.
- PA to Director General, Khyber Pakhtunkhwa.
- Establishment Section of this Directorate.

Attended

Director Administration

21

DIRECTORATE OF PROSECUTION
GOVERNMENT OF KHYBER PAKHTUNKHWA
HOME & TRIBAL AFFAIRS DEPARTMENT

No. DP/FA/1(66)/2023-46
Dated Peshawar the 10/08/2023
Office Landline#091-9212559

All Regional Directors Prosecution,
Khyber Pakhtunkhwa.

All District Public Prosecutors,
Khyber Pakhtunkhwa.

Attention: Assistant, Computer Operator (BS-16), Senior Clerk (BPS-14),
Junior Clerk (BPS-11) and Class-IV (BS-03).

Subject: FINAL SENIORITY LIST OF ASSISTANT, COMPUTER
OPERATOR (BS-16), SENIOR CLERK (BPS-14), JUNIOR
CLERK (BPS-11) AND CLASS-IV (BS-03) OF THE
DIRECTORATE OF PROSECUTION.

Respected Sir,

I am directed to refer to the subject noted above and to enclose
with copy of "Final Seniority List" in respect of said Officials working at
strength of Directorate of Prosecution. The same may be handed over to all
Officials concerned working under your kind control for information and
if necessary action, please

Yours faithfully

Assistant Director Administration

(encl: as above)

Copy forwarded for information to the

Director General Prosecution, Khyber Pakhtunkhwa.

Assistant Director Administration

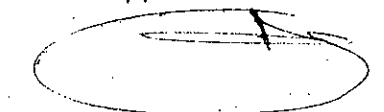
**FINAL SENIORITY LIST OF OFFICE ASSISTANT (BPS-16) IN DIRECTORATE OF PROSECUTION
PESHAWAR KHYBER PAKHTUNKHWA AS STOOD ON 09-08-2023.**

22

S.NO	Name	Qualification	DOB & Domicile	Date of First Entry to Service with designation & BPS	Regular Appointment/Promotion to Present Post			Present Posting
					Date	BPS	Method of Recruitment	
1.	Shakeel Akhtar	Matric	15-03-1977 Nowshera	17-04-1994 Assistant	27-05-2021	16	Promotion	Appointed as Superintendent (BPS-17) On Acting Charge Basis office of District Public Prosecutor, Mohammad
2.	Syed Ibrar Shah	Matric	01-07-1976 Manshra	10-03-2003 Naib Qasid	11-02-2019	16	Promotion	Office of District Public Prosecutor, Torghar
3.	Abdul Wahid	Matric	16-03-1972 Tank	10-03-2003 Junior Clerk	11-02-2019	16	Promotion	Office of District Public Prosecutor, Tank
4.	Ismail Khan	B A	10-01-1982 Bajaur	15-03-2019 Assistant	15-03-2019	16	Initial, Appointed through KPPSC	Office of District Public Prosecutor, Charsadda
5.	Raisul Ahrar Bacha	B.S (Zoology)	05-07-1994 Swat	15-03-2019 Assistant	15-03-2019	16	Initial, Appointed through KPPSC	Directorate of Prosecution
6.	Saba Gul	B.S (Botany)	16-01-1995 Mardan	24-06-2019 Assistant	24-06-2019	16	Initial, Appointed through KPPSC	Office of District Public Prosecutor Mardan and is on Ex-Pakistan Leave
7.	Muhammad Ali Shah	LLB (Hons)	26-11-1989 Abbottabad	03-09-2019 Assistant	03-09-2019	16	Initial, Appointed through KPPSC	Office of District Public Prosecutor Abbottabad
8.	Sadu Ayub	F A.	06-01-1985 Upper Kohistan	12-04-2007 Junior Clerk	20-01-2020	16	Promotion	Office of District Public Prosecutor Upper Kohistan
9.	Walheed Akhtar	D.COM	28-08-1987 Kohat	12-04-2007 Junior Clerk	20-01-2020	16	Promotion	Office of District Public Prosecutor, Kohat
10.	Fazle Rabi	Matric	10-01-1970 Peshawar	01-01-1992 Naib Qasid	20-01-2020	16	Promotion	Office of District Public Prosecutor, Peshawar

Attested

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NO	Name	Qualification	DOB & Domicile	Date of First Entry to Service with designation & BPS	Regular Appointment/Promotion to Present Post		Method of Recruitment	Present Posting
					Date	BPS		
11.	Muhammad Arshad	Matric	04-02-1974 Abbottabad	30-11-1995 Naib Qasid	20-01-2020	16	Promotion	Office of District Public Prosecutor, Abbottabad
12.	Bashir Ahmad	Matric	05-06-1965 Chitral	12-05-1990 Junior Clerk	4-03-2021	16	Promotion	Office of District Public Prosecutor, Chitral-lower
13.	Muhammad Ashraf	Matric	03-04-1978 Peshawar	07-07-1997 Naib Qasid	4-03-2021	16	Promotion	Directorate of Prosecution
14.	Shamshad Iqbal	Matric	01-06-1973 FR Bannu	01-04-2006 Junior Clerk	4-03-2021	16	Promotion	Office of District Public Prosecutor, Bannu
15.	Jalal Uddin	M.Phil.	06-09-1990 Peshawar	5-03-2021 Assistant	5-03-2021	16	Initial, Appointed through ETEA	Office of District Public Prosecutor, Peshawar
16.	Mubashir Dilawar	LLB	28-2-1990 Karak	5-03-2021 Assistant	5-03-2021	16	Initial, Appointed through ETEA	Office of District Public Prosecutor, South Waziristan
17.	Hanif Ullah	MS	1-11-1994 Bajaur	5-03-2021 Assistant	5-03-2021	16	Initial, Appointed through ETEA	Office of District Public Prosecutor, Mohmand
18.	Haq Nawaz	MA	4-4-1985 Malakand	5-03-2021 Assistant	5-03-2021	16	Initial, Appointed through ETEA	Office of District Public Prosecutor, Hangu
19.	Muhammad Altaf	M.Phil	09-04-1992 Fr Peshawar	13-05-2022 Assistant	13-05-2022	16	Initial, Appointed through ETEA	Directorate of Prosecution
20.	Mohsin Shakeel	BA	31-03-2001 Abbottabad	13-05-2022 Assistant	13-05-2022	16	Initial, Appointed through ETEA	Office of District Public Prosecutor, Haripur

23
Present Posting

[Signature]
Director Administration
Directorate of Prosecution
Khyber Pakhtunkhwa

Attest by

[Signature]
Attest by

FINAL SENIORITY LIST OF JUNIOR CLERKS (BPS-05) UNDER THE OFFICE OF PROSECUTION, KHYBER PAKHTUNKHWA AS STOOD ON 09/05/2023.

24

S. No	Name	Qualification	Date of Birth & Domicile	Date of first entry into service with designation & BPS	Present Posting
1.	Sakhiwat Shah	B.A	10/04/1975 Buner	10-03-2003 Naib Qasid BPS-01	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, swat
2.	Muhammad Arshad	Matric	01/06/1977 Manshra	10-03-2003 Junior Clerk BPS-05	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Battagram
3.	Malik Rehmat Ali	Matric	04/04/1981 Peshawar	10-03-2003 Naib Qasid BPS-01	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Khyber
4.	Muhammad Yousaf	B.A	24/04/1964 Bannu	24-04-1988 Junior Clerk BPS-05	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Bannu
5.	Ajmal Khan	Matric	24/11/1967 Swabi	03-12-1989 Junior Clerk BPS-05	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Swabi
6.	Sahibzada	Matric	25/03/1970 Swabi	10-09-1990 Junior Clerk BPS-05	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Swabi
7.	Said Rehman	F.A	20/03/1974 Swat	26-02-1995 Junior Clerk BPS-05	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Swat
8.	Tariq Ahmad	Matric	03/04/1975 Swat	27-02-1995 Junior Clerk BPS-05	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Swat
9.	Syed Alam Shah	Matric	13/02/1974 Manshra	15-03-1995 Junior Clerk BPS-05	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Manshra
10.	Hazrat Muhammad	B.A.	01/01/1970 Malakand	23-07-1995 Junior Clerk BPS-05	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Malakand

Attested


(Signature)

Attested

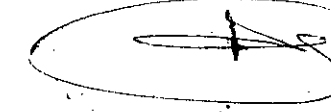
(Signature)

S. No	Name	Qualification	Date of Birth & Domicile	Date of first entry into service with designation & BPS	Present Posting
11.	Jehan Alam	B.A.	07/03/1984 Shangla	12-04-2007 Junior Clerk BPS-05	Assistant (BPS-16) on acting charge basis at Office of the District Public Prosecutor, Shangla
12.	Tariq Khan	B.A. LL.B	01/04/1984 Charsadda	30-10-2009 Junior Clerk BPS-07	Appointed as Assistant (BPS-16) On Acting Charge Basis, Charsadda
13.	Wasem Abbas	M.A.	05/02/1986 D.I. Khan	-do-	Appointed as Assistant (BPS-16) On Acting Charge Basis) at D.I. Khan
14.	Shah Fahad	B. A	31/12/1988 Mardan	05-01-2009 Junior Clerk BPS-07	Appointed as Assistant (BPS-16) On Acting Charge Basis at Mardan
15.	Shah Zeb	F. A	17/01/1989 Mardan	30-10-2009 Junior Clerk BPS-07	Appointed as Assistant (BPS-16) On Acting Charge Basis Nowshera
16.	Bakht Pervesh	B.A.	11/04/1973 Buner	23-12-2003 Naib Qasid BPS-01	Appointed as Assistant (BPS-16) On Acting Charge Basis Directorate of Prosecution
17.	Wali-ur-Rehman	B. A	12/06/1973 Mansehra	-do-	Appointed as Assistant (BPS-16) On Acting Charge Basis at Mansehra
18.	Nasir Ali	Matric	08/02/1974 Swat	-do-	Appointed as Assistant (BPS-16) On Acting Charge Basis at Dir Upper
19.	Jamshed Ahmad	Matric	06/01/1976 Lower Chitral	-do-	Appointed as Assistant (BPS-16) On Acting Charge Basis at Upper Chitral
20.	Muhammad Zarshad	Matric	18/05/1978 Swabi	23-12-2003 Naib Qasid BPS-01	Appointed as Assistant (BPS-16) On Acting Charge Basis Directorate of Prosecution
21.	Muhammad Tariq Khan	DAE/BA.	15/03/1991 Lakki Marwat	14-02-2014 Junior Clerk BPS-07	Appointed as Assistant (BPS-16) On Acting Charge Basis at Lakki Marwat

Attester



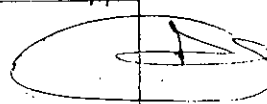
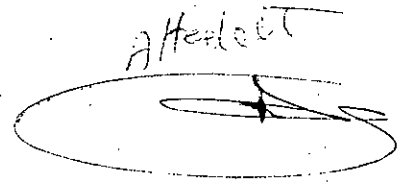
Attester



S. No	Name	Qualification	Date of Birth & Domicile	Date of first entry into service with designation & BPS	Present Posting
22.	Taj Rehman	M.A.	24/03/1986 Buner	03-09-2012 Naib Qasid	Appointed as Assistant (BPS-16) On Acting Charge Basis at Buner
23.	Tufail Khan	M.A.	26/12/1992 Mardan	14-02-2014 Junior Clerk BPS-07	Appointed as Assistant (BPS-16) On Acting Charge Basis at Mardan
24.	Muhammad Nasir	B. Com	30/10/1993 Peshawar	-do-	Appointed as Assistant (BPS-16) On Acting Charge Basis on Deputation 10/03/2022
25.	Noman	M.A.	26/06/1986 Swat	-do-	Appointed as Assistant (BPS-16) On Acting Charge Basis at Bajaur
26.	Said Nawaz	Matric	12/12/1978 Buner	23-12-2003 Junior Clerk BPS-07	Appointed as Assistant (BPS-16) On Acting Charge Basis at Kohat
27.	Roman Mehmood Khan	B.A & LLB	09-07-1991 Bannu	02-05-2017 Junior Clerk BPS-11	Appointed as Assistant (BPS-16) On Acting Charge Basis at Directorate of prosecution
28.	Osama Ali Khan	FSC	21-09-1996 Peshawar	-do-	Appointed as Assistant (BPS-16) On Acting Charge Basis at Directorate of prosecution
29.	Akhtar Hussain	M.A.	12/04/1984 Swat	30-10-2009 Junior Clerk BPS-07	District Public Prosecutor office, Swat
30.	Muhammad Arif	Matric	12-03-1968 Abbottabad	04-02-1993 Junior Clerk BPS-11	District Public Prosecutor office, Abbottabad
31.	Imran Khan	Matric	27-07-1979 Malakand	23-12-2003 Naib Qasid BPS-01	District Public Prosecutor office, Malakand
32.	Muhammad Yahya	B.A.	15-09-1979 Lower Chitral	-do-	District Public Prosecutor office, Lower Chitral

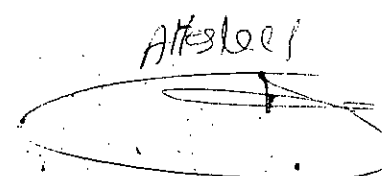
26

Attestation





S. No.	Name	Qualification	Date of Birth & Domicile	Date of first entry into service with designation & BPS	Present Posting
33.	Haider Ali	F.A.	01-01-1980 Swat	-do-	District Public Prosecutor office, Swat
34.	Subhan Ullah	Matric	18-05-1982 Dir Lower	-do-	District Public Prosecutor office, Bajaur
35.	Umer Ayaz	FA	15-08-1983 Karak	-do-	District Public Prosecutor office, Bannu
36.	Asghar Ali	B.A.	05-01-1986 Dir Lower	-do-	District Public Prosecutor office, Mohmand
37.	Asfandyar Gul	F.A.	04-04-1978 Dir Upper	24-02-2004 Naib Qasid BPS-01	District Public Prosecutor office, Dir Upper
38.	Farman Ullah	B.A.	07-07-1979 Malakand	25-02-2004 Naib Qasid BPS-01	District Public Prosecutor office, Malakand
39.	Fazal Haq	Matric	08-03-1982 Karak	24-07-2004 Naib Qasid BPS-01	District Public Prosecutor office, Karak
40.	Syed Pir Hussain Shah	Matric	11-01-1981 Mansehra	16-08-2004 Naib Qasid BPS-01	District Public Prosecutor office, Mansehra
41.	Abdul Fahim	F.A.	04-04-1976 Kohat	1-10-2005 Chowkidar BPS-01	Office of Regional Director Prosecution, Kohat
42.	Hasan Shah	Matric	01-02-1980 Peshawar	-do-	Directorate of Prosecution
43.	Muhammad Ilyas	Matric	04-02-1975 Hangu	2-10-2005 Chowkidar BPS-01	District Public Prosecutor office, Hangu

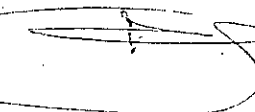
Attested



S. No	Name	Qualification	Date of Birth & Domicile	Date of first entry into service with designation & BPS	Present Posting
44.	Amjad Ali	Matric	21-03-1987 Swat	8-10-2005 Chowkidar BPS-01	District Public Prosecutor office, Swat
45.	Zar Ali Khan	Matric	15-09-1976 Peshawar	15-10-2005 Chowkidar BPS-01	District Public Prosecutor office, Peshawar
46.	Ayaz Khan	Matric	12-01-1981 Peshawar	05-03-2020 Chowkidar BPS-01	District Public Prosecutor office, Peshawar
47.	Tahir Javed	Matric	16-03-1982 Karak	21-10-2005 Sweeper BPS-01	District Public Prosecutor office, Bannu
48.	Saeed Ullah	Matric	06-01-1974 Dir Lower	25-10-2005 Sweeper BPS-01	District Public Prosecutor office, Dir Lower
49.	Salamuddin	B.A.	01-05-1970 Shangla	28-10-2005 Chowkidar BPS-01	District Public Prosecutor office, Shangla


 Director Administration
 Directorate of Prosecution
 Khyber Pakhtunkhwa.

Attest


 Attest

29

D

The Worthy Director General,
Directorate of Prosecution,
Khyber Pukhtoonkhwa,
Peshawar.

Through:

PROPER CHANNEL:

Subject:

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED ORDER NO. DP/E&A/1 / 08 / 10063-70, DATED 08/08/2023 VIDE WHICH THE REGULAR PROMOTION ORDER NUMBER DP/E A/01(100) 952-75, DATED 11/02/2019 HAS BEEN SUPERSEDED IN CONSEQUENTLY REGULAR PROMOTION OF THE APPELLANT HAS BEEN CONVERTED IN TO ONE ON ACTING CHARGE BASIS AGAINST THE LAW AND FACTS

Respectful Sheweth:

1. That the appellant was adjusted / posted in the office of District Public Prosecutor, Swat vide order No. 3275-79/6/DCO/Estt: dated 02/04/2005 of the District Coordination officer Swat and thereby the appellant reported his arrival on 05/04/2005.
2. That the appellant was promoted to the post of Senior Clerk vide order No. DP/E&A/1(100) 1341-1420, DATED 08-01-2016 on the recommendation of DPC on regular basis.
3. That the appellant was further promoted to the post of Assistant BPS-16 on regular basis vide order No. DP/E&A/1(100)/952-75, dated 11/02/2019 on recommendation of DPC and thereby the appellant assume the charge of office Assistant BPS-16 in the office of DPP Swat on 09/04/2019.
4. That the appellant has since been serving as Assistant BPS-16 in the office of DPP Swat.
5. That vide impugned notification / order no DP/E&A/1(08)/10063-70, Dated 08/08/2023 the appellant was illegally, unlawfully ,against the law and circumstances whereby the regular promotion of the appellant has been converted into one on acting charge basis.
6. That the impugned no order DP/E&A/1(08)/10063-70, Dated 08/08/2023 is liable to be rejected/declared illegal , unlawful inter alia on the following grounds:

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Ground :

1. That the impugned order DP/E&A/1 / 08 / 10063-70, DATED 08/08/2023 vide which the regular promotion of the appellant to the post of Assistant BPS-16 has been converted into one on acting charge basis, is arbitrary, fanciful against the law and facts, consequently the impugned Seniority lists of Assistant BS-16 and Senior Clerk BS-14 circulated vide letter No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 alongwith the impugned order are not sustainable and liable to be struck down.
2. That vide impugned order the appellant has been reverted from the post of assistant BPS-16 to the post of Senior Clerk BPS-14 without justification, lawful cause, inquiry or punishment for misconduct, which exercise of authority is neither judicious nor quiteable, hence, Alian to service laws. Thus, the impugned order DP/E&A/1 / 08 / 10063-70, DATED 08/08/2023 is liable to be reversed.
3. That it is a well settled principle of law that once right is accrued it cannot be later on taken away or recalled thus the impugned order DP/E&A/1 / 08 / 10063-70, DATED 08/08/2023 is not sustainable.
4. That by superseding the regular promotion order DP/E&A/1(100)/952-75, dated 11/02/2019 vide the impugned order DP/E&A/1(08)/10063-70, Dated 08/08/2023 great injustice has been done with appellant and the opportunity to further promotion to the post of superintendent BPS-17 has been taken away arbitrarily and without just cause, hence the impugned order DP/E&A/1(08)/10063-70, Dated 08/08/2023 has not sustainable in the eye of law and liable to be reversed.
5. That the regular promotion of the appellant from Assistant BPS-16 to one on acting charge basis has taken away the acquired right of the appellant for the promotion to the next high scale. Thus, the impugned order DP/E&A/1(08)/10063-70, Dated 08/08/2023 is not sustainable and liable to be reversed.

Attest

Attest

It is, therefore, humbly prayed that

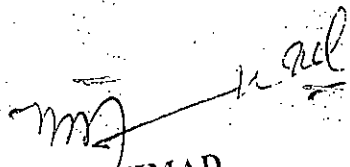
The impugned order No. DP/E&A/1(08)/10063-70, Dated 08/08/2023 may kindly be withdrawn and regular promotion order DP/E A/01(100) 952-75, Dated

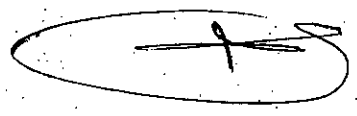
11/02/2019 may please be re-instated / re-enforced in the interest of justice.

Any other remedy to which the appellant is entitled but not specifically prayed for in the instant appeal may also be allowed in favor of the appellant.

Advanced.

copy to the Honorable Secretary, ✓
Home & Tribal Affairs Departments,
Khyber Pukhtoonkhwa, Peshawar.


TARIQ AHMAD
Office Assistant
DPP, Office Swat

Attested


Attested


NSS/ 016

32

To

The Worthy Director General,
Directorate of Prosecution,
Khyber Pukhtoonkhwa,
Peshawar.

Through:

PROPER CHANNEL:

Subject:

APPEAL AGAINST THE IMPUGNED SENIORITY LIST OF ASSISTANTS BS-16 CIRCULATED VIDE LETTER NO. DP/E&A/1(66)/10204-46, DATED 10/08/2023 ISSUED IN CONSEQUENCE OF IMPUGNED ORDER DP/E&A/1 / 08 / 10063-70, DATED 08/08/2023 WHEREBY THE NAME OF APPELLANT HAS WRONGFULLY AGAINST THE LAW AND FACTS BEEN EXCLUDED FROM SENIORITY LIST OF ASSISTANT BPS-16.

Respectful Sheweth:

1. That the appellant was adjusted / posted in the office of District Public Prosecutor, Swat vide order No. 3275-79/6/DCO/Estt: dated 02/04/2005 of the District Coordination officer Swat and thereby the appellant reported his arrival on 05/04/2005. (copy is attached)
2. That the appellant was promoted to the post of Senior Clerk vide order No.DP/E&A/1(100) 1341-1420, DATED 08-01-2016 on the recommendation of DPC on regular basis. (copy is attached)
3. That the appellant was further promoted to the post of Assistant BPS-16 on regular basis vide order No.DP/E&A/1(100)/952-75, dated 11/02/2019 on recommendation of DPC and thereby the appellant assume the charge of office Assistant BPS-16 in the office of DPP Swat on 09/04/2019.
4. That the appellant has since been serving as Assistant BPS-16 in the office of DPP Swat.
5. That vide no DP/E&A/1(66)/5274-5319, Dated 12/04/2023 the tentative seniority list of office assistant BPS 16 was issued wherein the appellant was placed on serial no 19 as per rules and procedure on seniority basis.(copy of list is attached)
6. That vide letter No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 illegally , unlawfully against the fact and circumstance final seniority list of Assistant BPS 16 was issued whereby the name of appellant has wrongfully against the law and

Attested

facts been excluded from final seniority list of BPS 16. (copy of seniority list is attached)

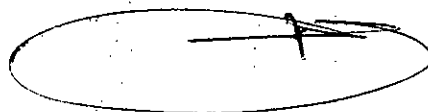
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7. That the impugned final seniority list letter No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 is liable to be rejected / declared illegal , unlawful inter alia on the following grounds:

Grounds:

1. That the impugned order DP No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 vide which the regular promotion of the appellant to the post of Assistant BPS-16 has been illegally , unlawfully denied in the final seniority list is arbitrary, fanciful against the law and facts, consequently the impugned Seniority lists of Assistant BS-16 and Senior Clerk BS-14 circulated vide letter No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 / the impugned order are not sustainable and liable to be struck down.
2. That it is a well settled principle of law that once right is accrued it cannot be later on taken away or recalled thus the impugned order DP/E&A/1 / 08 / 10063-70, DATED 08/08/2023 is not sustainable.
3. That by superseding the regular promotion order DP/E&A/1(100)/952-75, dated 11/02/2019 vide the impugned order DP/E&A/1(66)/10204-46, Dated 10/08/2023 great injustice has been done with appellant and the opportunity to further promotion to the post of superintendent BPS-17 has been taken away arbitrarily and without just cause, hence the impugned order DP/E&A/1(66)/10204-46, Dated 10/08/2023 has not sustainable in the eye of law and liable to be reversed.
4. That the appellant was placed at serial No. 19 in the tentative seniority list dated 12/04/2023 of the Assistant BPS-16 which seniority of the appellant stood at place where the appellant was optimistic of getting promotion to the next higher scale BPS-17 to the post of Superintendent, however, when the seniority list was issued the appellant was wrongful , illegally deprived of the acquired right for the promotion to the next high scale. Thus, the impugned order DP/E&A/1(66)/10204-46, Dated 10/08/2023 is not sustainable and liable to be reversed.

Attested



Prayer :

It is, therefore, humbly prayed that the impugned Seniority List of Assistants BS-16 circulated vide letter No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 be withdrawn and set aside and the correct seniority list issued circulated vide letter No. DP/E&A/1(66)/5274-5319, Dated 12/04/2023 be re-enforced and re-instated with the name of appellant included on Serial No. 19.

Any other remedy to which the appellant is entitled but not specifically prayed for in the instant appeal may also be allowed in favor of the appellant.

Advanced.

Copy to the Honorable Secretary,
Home & Tribal Affairs Departments,
Khyber Pukhtoonkhwa, Peshawar.

m *nad*
TARIQ AHMAD
Office Assistant
DPP Office Swat

Attended


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To

The Worthy Director General,
Directorate of Prosecution,
Khyber Pukhtoonkhwa,
Peshawar.

Through:

PROPER CHANNEL:

SUBJECT:-

DEPARTMENTAL APPEAL AGAINST THE IMPUGNED SENIORITY LIST OF SENIOR CLERKS CIRCULATED VIDE LETTER NO. DP/E&A/1(66)/10204-46, DATED 10/08/2023 ISSUED IN CONSEQUENCE OF IMPUGNED ORDER DP/E&A/1 / 08 / 10063-70, DATED 08/08/2023 WHEREBY THE APPELLANT HAS WRONGFULLY, AGAINST THE LAW AND FACTS BEEN PLACED IN SENIORITY LIST OF SENIOR CLERKS BPS - 14.

Attested

Respectful Sheweth:

1. That the appellant was adjusted / posted in the office of District Public Prosecutor, Swat vide order No. 3275-79/6/DCO/Estt; dated 02/04/2005 of the District Coordination officer Swat and thereby the appellant reported his arrival on 05/04/2005. (copy of order dated 02-05-2005 is attached)
2. That the appellant was promoted to the post of Senior Clerk vide order No.DP/E&A/1(100) 1341-1420, dated 08-01-2016 on the recommendation of DPC on regular basis. (copy is attached)
3. That the appellant was further promoted to the post of Assistant BPS-16 on regular basis vide order No.DP/E&A/1(100)/952-75, dated 11/02/2019. on recommendation of DPC and thereby the appellant assume the charge of office Assistant BPS-16 in the office of DPP Swat on 09/04/2019. (copy of order 11-02-2019 is attached)
4. That the appellant has since been serving as Assistant BPS-16 in the office of DPP Swat.
5. That although the appellant was permanently promoted to the post of assistant BPS 16 in the year of 2019 but despite the fact illegally, unlawfully another notification/ order No. DP/E&A/1(66)/10204-46; Dated 10/08/2023 was issued

against the law and facts in which the appellant was placed in the seniority list of senior Clerks BPS 14. (copy of Notification is attached)

6. That the impugned notification / order No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 is liable to be rejected / declared illegal unlawful inter alia on the following grounds:

Grounds:

1. That the impugned order No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 is arbitrary, fanciful against the law and facts, consequently the impugned Seniority lists of Assistant BS-16 and Senior Clerk BS-14 circulated vide letter No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 is not sustainable and liable to be struck down.
2. That vide impugned order the appellant has been reverted from the post of assistant BPS-16 to the post of Senior Clerk BPS-14 without justification, lawful cause, inquiry or punishment for misconduct, which exercise of authority is neither judicious nor quite able, hence, Alien to service laws. Thus, the impugned order DP/E&A/1 / 08 / 10063-70, DATED 08/08/2023 is liable to be reversed.
3. That it is a well settled principle of law that once right is accrued it cannot be later on taken away or recalled thus the impugned order No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 is not sustainable.
4. That by superseding the regular promotion order DP/E&A/1(100)/952-75, dated 11/02/2019 great injustice has been done with appellant and the opportunity to further promotion to the post of superintendent BPS-17 has been taken away arbitrarily and without just cause, hence the impugned order No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 has not sustainable in the eye of law and liable to be reversed.

A. Hestley



PRAYER:

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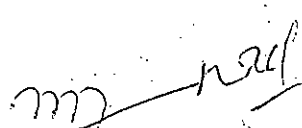
It is, therefore, humbly prayed that

The impugned Seniority list of Senior Clerks BS-14 circulated vide letter No. DP/E&A/1(66)/10204-46, Dated 10/08/2023 be withdrawn and set aside and the correct seniority list of Senior Clerks BS-14 be reinstated and reinforced.

Any other remedy to which the appellant is entitled but not specifically prayed for in the instant appeal may also be allowed in favor of the appellant.

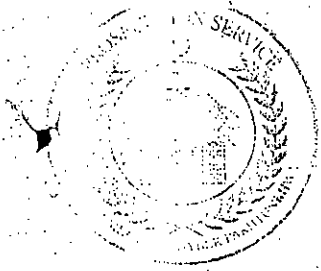
Advanced.

Copy to the Honorable Secretary,
Home & Tribal Affairs Departments,
Khyber Pukhtoonkhwa, Peshawar.


TARIQ AHMAD
Office Assistant BPS 16
DPP Office Swat

Attested





DIRECTORATE OF PROSECUTION
 GOVERNMENT OF KHYBER PAKHTUNKHWA
 HOME & TRIBAL AFFAIRS DEPARTMENT
 No. DP/ E. A. 1 PF/ 11888 - 89
 Dated Peshawar the 27/09/2023
 Office Landline#091-9212559

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<http://www.gkp.gov.pk>

<https://prosecution.kp.gov.pk/>

<https://www.facebook.com/kpprosecution>

<https://twitter.com/kpprosecution>

To

The District Public Prosecutors,
 Swat and Swabi.

Attention: M/s. Ajmal, Tariq Ahmad, Said Rehman and Sahibzada Assistants.

Subject: DEPARTMENTAL APPEAL OF M/S. JEHAN ALAM, TARIQ AHMAD, SAID REHMAN AND SAHIBZADA ASSISTANTS AGAINST THE ORDER OF ASSISTANT (BPS-16) ON ACTING CHARGE BASIS.

Respected Sir,

I am directed to refer to your letters No. 468/Dist: PP SWB Dated: 06-09-2023, 884/DPPSwat, 888/DPPSwat Dated: 06-09-2023 and 467/Dist: PP SWB Dated: 08-09-2023 on the subject and to state that the final seniority list of Assistant (BPS-16) has been issued by this office in pursuance of Departmental Promotion Committee (DPC) meeting held in Home Department which is in accordance with Law & Rules. More so, no illegality has been found in the impugned order and seniority list, alleged by the applicants, as the applicants have rightly been placed in the seniority list, therefore the Competent Authority has filed their representation being devoid of merit.

Attested

Yours sincerely,

Assistant Director Administration

Attested

Copy forwarded for information to the:

1. PA to Director General Prosecution, Khyber Pakhtunkhwa
2. Officials concerned.

Recd. No. 103
 27/09/23
 mg

Noted
 27/09/23
 7/10/23
 SH
 7/10/23

