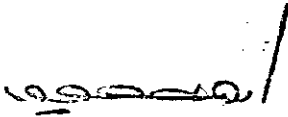


11.01.2017

Counsel for the appellant present. Preliminary arguments heard and record perused.

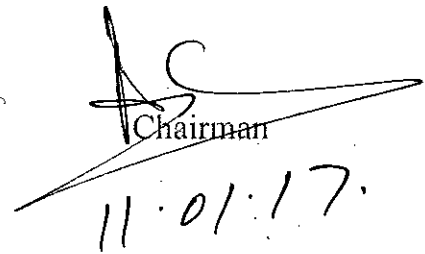
Vide my detailed order of today in connected service appeal No. 1265/2016, titled "Sajjad Anwar Versus Inspector General of Police, Khyber Pakhtunkhwa, Peshawar and another", this appeal is also dismissed in limine. File be consigned to the record room.



ANNOUNCED

11.01.2017

11-01-2017



Chairman

11.01.17.

11-01-17

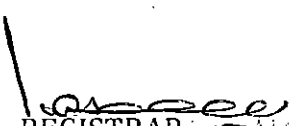
Form- A

FORM OF ORDER SHEET

Court of _____

Case No. _____

1269/2016


S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	30/12/2016	<p>The appeal of Mr. Dildar Hassan, resubmitted today by Syed Mudasir Pirzada Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;">  REGISTRAR </p>
2-	9-1-2017	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>11-01-2017</u></p> <p style="text-align: right;">CHAIRMAN</p>

The appeal of Mr. Dildar Hassan son of Noor Akbar Senior Clerk DIG Office Kohat received today i.e. on 06.12.2016 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of departmental appeal is not attached with the appeal which may be placed on it.
- 2- Copy of seniority list and service rules are incomplete which may be completed.
- 3- Annexures of the appeal may be attested.
- 4- Annexures of the appeal may be flagged.
- 5- Approved file cover is not used.

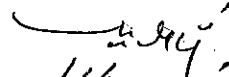
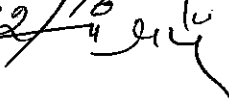
No. 2058/S.T.

Dt. 7/12/2016


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Syed Mudasir Pirzada Adv. Kohat

Re-submitted by
Council but objection no-2 documents
are not provided by respalt hence
kindly accept please.


30/12/16


BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal 1269 2016

Dildar Hussain S/O Noor Akber (Sr. clerks DIG office Kohat).
(Appellant)

VERSUS

1. INSPECTOR GENERAL OF KPK POLICE PESHAWAR.
2. CHAIRMAN PUBLIC SERVICE COMMISSION PESHAWAR

(Respondent)

INDEX

Sr No	Description of Documents	Annexure	Page
1	Memo of Appeal		1-4
2	Affidavit		5
3	Address of the Parties		6
4	Copy of impugned order /letter dated 26-07-2016 and Advertisement Dated 04-2016	A	7-10
5	Copy of Notification dated 4 th April 1974	B	11-13
6	Copy of appointment rules 1989	C	14-15
7	Copy of Seniority list of appellant	D	16-19
8	Copy of Notification dated 23-01-2015	E	20-23
9	Copy of order dated 13-05-2016	F	24-27
10	Copy of Requisition of respondent	G	28-29
11	Copy of Dept Appeal dated 24-08-2016	H	30-32
	Wakalat Nama		

Dildar

Appellant s

Through

Date 6/12/16

Mudasir
Syed Mudasir Pirzada
Advocate HC
0345-9645854

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal 1269 2016

Dildar Hassan S/o Noor Akber (Sr. Clerk DIG office Kohat)

Appellant

VERSUS

1:-INSPECTOR GENERAL OF KPK POLICE PESHAWAR.

2:-CHAIRMAN PUBLIC SERVICE COMMISSION PESHAWAR

Khyber Pakhtukhwa
Service Tribunal

Diary No. 1264

Dated 06-12-16

Respondent

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE IMPUGNED LETTER /ORDER DATED 26-07-2016 VIDE No 4979/E-V PESHAWAR IN WHICH THE RESPONDENT NO:-1 ISSUE THE LETTER TO SECRETARY PSC FOR THE RECRUITMENT OF ASSISTANT THROUGH PUBLIC SERVICE COMMISSION KPK PESHAWAR WITHOUT ANY LAWFUL AUTHORITY.AND THE APPELLANT WHO ARE SERVING AND ON SENIORITY BASIS THEY HAVE TO BE PROMOTED ON THE ADVERTISED POST THE RESPONDENT NOT PROMOTED THE APPELLANT AND GIVE POSTS TO THE RESPONDENT NO 2 FOR RECRUITMENT OF ASSISTANT GRADE CLERK IN POLICE DEPARTMENT VIDE ADVERTISEMENT No 04/2016 AT SERIAL NO 44-45-&46.DEPARTMENTAL APPEAL WAS PREFRED BUT IN VAIN.

Pray:

In view of above submission it is requested, by accepting of instant appeal the impugned order/letter and advertisement for the posts at serial No-44-45-&46 of Respondents No -1&2 may be set aside and the present appellant may please promoted on the vacant advertised post as per their 50% promotion quota .

Filed to-day

W. S. S. S.
Registrar

Respectfully Sheweth,

With great veneration the instant appeal is preferred by the Appellant on the following grounds:-

**Re-submitted to -day
and filed.**

W. S. S. S.
Registrar

30/12/16

Briefly facts are that the Appellant is serving in Police Department as (Ministerial Staff with the entire satisfaction of there superior and were fit for promotion in there next promoted rank as per there fifty percent of promotion quota in service but the Respondent No-1 deliberately violated the right of the present appellant and the sanctioned promotion quota for in service employee refer to respondent No-2 to recruit and select the successful candidate against the vacant posts.(Copy of the impugned order and advertisement of respondent No-2 annexed as annexure A)

That the as per west Pakistan police department ministerial service range rule rules 1964 in their application to the Khyber Pakhtoon khwa fifty percent of the vacancies in the posts of Assistant and Auditors shall be filled by initial recruitment or by transfer from other Government Department provided that the appointments by transfer shall not exceed five percent of total posts and remaining fifty cent vacancies in such posts shall be filled by promotion(Copy of Notification annexed as annexure B)

That as per the Appointment ,Promotion ,and Transfer Rules,1989 the method of appointment ,qualification and other conditions applicable to a post shall be such as laid down by the Department concerned in consultation with the Establishment and Administration Department and the Finance Department. But the Respondent No-1 have not adopted any prescribe rules and the sanctioned promotion vacancies for in service employee be referred to respondent no 2 for recruitment via public service commission . (Copy annexed as annexure C)

That the appellant felling aggrieved from the impugned order of respondent No 1 ,having no other alternate remedy hence this appeal filed by the Appellant on the following grounds

Grounds:

- a. That the above mentioned Appellant is serving in the police department on there own pay scale and rank and there is nothing on record which deprive the appellant for promotion but the respondent No-1 vide in impugned order /letter by using just single stroke of pen issued an order for the recruitment of Assistant grade clerk through public service commission without knowing the fact that the vacant post which have been advertised by respondent no-2 was for in service employee clerks and the said vacant vacancies were to be filled through promotion as per seniority list of the employee (Copy of Seniority list of Appellant are annexed as annexure D respectively)

- b. That as per the Notification of Government of Khyber PakhtoonKhwa Peshawar Dated 23-01-2015 states clearly that appointment promotion and transfer rules 1989 the revenue & Estate Department in consultation with Establishment Department and the finance department and the appointment method of Assistant in BPS -16 the prescribe rules are that the seventy five percent by promotion ,on the basis of seniority -cum fitness ,from amongst the Senior Clerks with at least five years of service as junior and senior clerk in the office .(Copy of notification annexed as annexure E)
- c. That the respondent no 1 in past vide order No-3002 dated Peshawar 13-05-2016 promoted and confirmed the in service clerk as per rules against the vacant vacancies on promotion quota (Copy of promoted clerks annexed as annexure F)
- d. That so far as the Notification Peshawar dated the 4th April 1974 and Khyber Pakhtoon Khwa Department Ministerial Service Rules 1974 have not been adopted by the respondent No-1 till date and the biasness of the said respondent proves through the requisition in which the respondent No-1 him self admitted the fact that no other requisition has been placed before PSC for these posts .(Copy of requisition annexed as annexure G)
- e. That if the right of the Appellant violated the service structure of the sanction promoted rank for in service employee will be disturbed and leads towards violation of fundamental rights and against to the canon of law.
- f. That the appellant had numerous good entries in his service record which could be verified form the service record of the appellant.
- g. That the impugned order is out come of surmises and conjecture.
- h. That the impugned order is suffering from perversity of reasoning, hence liable to be set aside.
- i. That order of the respondent No-1 is illegal and bad in eye of law and harsh in nature.
- j. That some other grounds will be agitated at the time of arguments with the prior permission of the Honorable highness.

Pray:


In view of above submission it is requested, by accepting of instant appeal the impugned order/letter and advertisement for the posts at serial No-44-45- &46 of Respondents No -1&2 may be set aside and the present appellant may please promoted on the vacant advertised post as per their 50% promotion quota.

Interim Relief:- It humbly prayed that till the disposal of instant appeal of appellant status quo may please be issued against the respondent No-1&2 for not conducting/appointing the candidate against the advertised post at serial No-

Dated: _____/2016.


(Appellant)

Through


Syed Mudasir Pirzada
Advocate HC.
District Courts Kohat
0345-9645854

Certificate:-

Certified that no such like appeal has earlier been filed in this Hon able Service tribunal as per instruction of my client .

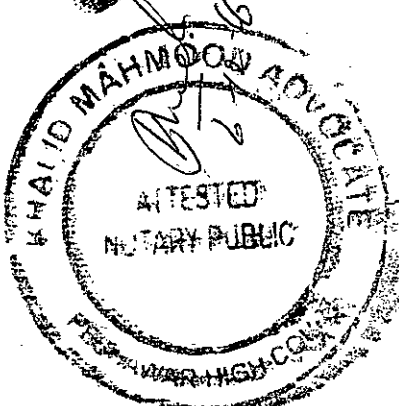
List of Books

- 1:- Constitution of Pakistan 1973
- 2:- Police Rules
- 3:- Case Law according to need.

Service Appeal _____ 2016

AFFIDAVIT

I, Syed Mudasir Pirzada Advocate, as per instruction of my client do here by solemnly affirm and declare that all the contents of accompanying service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this honourable Tribunal

_____ *[Signature]*
Advocate


BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal _____ 2016

Dildar Hasan S/o Noor Akbar (Senior Clark DIG office Kohat.)

(Appellant)

VERSUS

1. INSPECTOR GENERAL OF KPK POLICE PESHAWAR.
2. CHAIRMAN PUBLIC SERVICE COMMISSION PESHAWAR

(Respondent)

ADDRESS OF THE PARTIES

APPELLANT :-

Dildar Hasan S/o Noor Akbar (Senior Clark DIG office Kohat.)

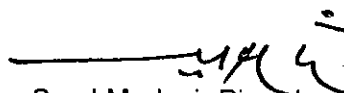
RESPONDENTS

1. INSPECTOR GENERAL OF KPK POLICE PESHAWAR.
2. CHAIRMAN PUBLIC SERVICE COMMISSION PESHAWAR


Appellant

Through

Date 6 / 12 / 16


Syed Mudasar Pirzada
Advocate HC
0345-9645854



Annexure A

7
Signed orders

Page - 7/4

OFFICE OF THE
INSPECTOR GENERAL OF POLICE,
KHYBER PAKHTUNKHWA,
CENTRAL POLICE OFFICE,
PESHAWAR

Ph: 091-9210545 Fax: 091-9210927

No 4979

/E-V Dated Peshawar the 26/7 /2016

From:-

The Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

To :-

The Secretary,
Public Service Commission,
Khyber Pakhtunkhwa,
Peshawar.

SUBJECT:-

RECRUITMENT OF ASSISTANT THROUGH PUBLIC SERVICE
COMMISSION, KHYBER PAKHTUNKHWA, PESHAWAR.

MEMO:

In continuation of this office Letter No 17282/E-III Dated 06.09.2012,
on the subject noted above.

A requisition along with the Service Rules of 22 (Twenty two) posts
was made by this office for the Subject Recruitment in Police Department (copies
enclosed for ready reference). Now, the same vacant posts have increased up to 40
(forty) in Nos in Police Department.

In view of above, it is, therefore, requested that the
recommendations of 40 (Forty) successful candidates/individuals may please be
made against the same vacant posts for the Recruitment of Assistant Grade Clerk
in Police Department and sent to this office for further process.

NAJEEB

(NAJEEB UR REHMAN BUGVI) PSP
AIG, Estt:
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

S
Mudaser
Syed Mudaser Pirzada
Advocate
District Courts Kohat

KHYBER PAKHTUNKHWA PUBLIC SERVICE COMMISSION

2- Fort Road Peshawar Cantt:

Website: www.kppsc.gov.pk

Tele: Nos. 091-9214131, 9213563, 9213750, 9212897

ADVERTISEMENT No. 04 / 2016.

Syed Mudassar Pirzada
Advocate

District Courts Kohat

Dated: 02.09.2016

Applications, on prescribed form, are invited for the following posts from Pakistani citizens having domicile of Khyber Pakhtunkhwa / F.A.T.A by **30.09.2016**. Incomplete applications and applications without supporting documents required to prove the claim of the candidates shall be rejected.

AGRICULTURE LIVESTOCK & COOPERATIVE DEPTT:	
1.	<p>TWO (02) POSTS OF SENIOR RESEARCH OFFICER/SENIOR BIOCHEMIST IN LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT (RESEARCH).</p> <p>QUALIFICATION: (a) Ph.D in Veterinary/Animal Sciences/Bio-Chemistry, after basic degree of D.V.M or equivalent qualification recognized by PVMC, OR (b) M.Sc (Honss) / M/Phil / M.S in Veterinary/Animal Sciences / Bio-Chemistry, after basic degree of DVM or equivalent qualification recognized by PVMC having two years research Experience with at least two research Publications, OR (c) Doctor of Veterinary Medicine or equivalent qualification in Veterinary Sciences recognized by PVM having five years experience in the relevant field (Research) with at least two Research Publications.</p> <p>AGE LIMIT: 28 to 45 years. PAY SCALE: BPS-18 ELIGIBILITY: Both Sexes. ALLOCATION: Merit.</p>
2.	<p>ONE (01) (LEFTOVER) POST OF VETERINARY OFFICER (HEALTH) (MINORITY QUOTA) IN LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT (EXTENSION).</p> <p>QUALIFICATION: Doctor of Veterinary Medicine (DVM) or equivalent qualification in Veterinary Sciences from a recognized university and registered with Pakistan Veterinary Medical Council (PVMC).</p> <p>AGE LIMIT: 22 to 35 years. PAY SCALE: BPS-17 ELIGIBILITY: Both Sexes. ALLOCATION: Merit.</p>
3.	<p>ONE (01) POST OF ASSISTANT IN AGRICULTURAL ENGINEERING WING.</p> <p>QUALIFICATION: Degree from a recognized University.</p> <p>AGE LIMIT: 18 to 32 years. PAY SCALE: BPS-16 ELIGIBILITY: Both Sexes. ALLOCATION: Merit.</p>
4.	<p>ONE (01) POST OF OFFICE ASSISTANT IN ON FARM WATER MANAGEMENT, AGRICULTURE DEPARTMENT.</p> <p>QUALIFICATION: At least 2nd class Bachelor's Degree from a recognized University.</p>



9/3

41.	<p>FIFTEEN (15) POSTS OF MALE ASSISTANT SUPERINTENDENT JAIL IN PRISONS DEPARTMENT.</p> <p>QUALIFICATION: Bachelor Degree from a recognized university.</p> <p>AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-14 ELIGIBILITY: Male</p> <p>ALLOCATION: 04 each to Zone-1 & 2, 03 to Zone-3 and 02 each to Zone-4 & 5.</p> <p style="text-align: right;"><i>Syed Mudassar Pirzada Advocate District Courts Kohat</i></p>
INDUSTRIES AND COMMERCE DEPARTMENT	
42.	<p>ONE (01) POST OF RESEARCH OFFICER.</p> <p>QUALIFICATION: Second Class Master's Degree in Economics, Statistics with Economics as one of the subject, Business Administration or Commerce from a recognized University.</p> <p>AGE LIMIT: 21 to 30 years. PAY SCALE: BPS-17 ELIGIBILITY: Both Sexes.</p> <p>ALLOCATION: Zone-2.</p>
POLICE DEPARTMENT	
43.	<p>ONE (01) (LEFTOVER) POST OF DEPUTY DIRECTOR (RESEARCH & ANALYSIS) IN POLICE DEPARTMENT.</p> <p>QUALIFICATION: At least Second Class MS / M.Phil, or its equivalent qualification in Criminology Studies, Psychology, Sociology, Anthropology, Political Science, Statistics or Economics from a recognized University with strong background of research and writing skills. Four years of active research experience in the relevant field.</p> <p>AGE LIMIT: 35 to 45 years. PAY SCALE: BPS-18 ELIGIBILITY: Both Sexes.</p> <p>ALLOCATION: Open Merit.</p>
44.	<p>THIRTY FIVE (35) POSTS OF OFFICE ASSISTANT IN POLICE DEPARTMENT.</p> <p>QUALIFICATION: 2nd Class Bachelor's Degree from any recognized university of Pakistan or abroad</p> <p>AGE LIMIT: 20 to 30 years. PAY SCALE: BPS-16 ELIGIBILITY: Both Sexes.</p> <p>ALLOCATION: 09 to Merit, 06 each to Zone-1, 2 & 3 and 04 each to Zone-4 & 5.</p> <p>Note:- Candidates who have already applied in response to this Commission's Advt: No. 01/2013, S. No.33 need not apply afresh.</p>
45.	<p>FOUR (04) POSTS OF OFFICE ASSISTANT (FEMALE QUOTA) IN POLICE DEPARTMENT.</p> <p>QUALIFICATION: 2nd Class Bachelor's Degree from any recognized university of Pakistan or abroad</p> <p>AGE LIMIT: 20 to 30 years. PAY SCALE: BPS-16 ELIGIBILITY: Female.</p> <p>ALLOCATION: Merit.</p> <p>Note:- Candidates who have already applied in response to this Commission's Advt: No. 01/2013, S. No.33 need not apply afresh.</p>
46.	<p>ONE (01) POST OF OFFICE ASSISTANT (MINORITY QUOTA) IN POLICE DEPARTMENT.</p> <p>QUALIFICATION: 2nd Class Bachelor's Degree from a any recognized university of Pakistan or abroad</p>

SERVICE TRIBUNAL	
47.	<p>TWO (02) POSTS OF JUNIOR SCALE STENOGRAPHER IN KHYBER PAKHTUNKHWA SERVICE TRIBUNAL.</p> <p>QUALIFICATION: (i) Intermediate from a recognized Board and. (ii) Speed of 50 word per minute in English Shorthand and 35 words per minute in Typing with knowledge of Computer in using MS Word and MS Excel.</p> <p>AGE LIMIT: 18 to 25 years. PAY SCALE: BPS-12 ELIGIBILITY: Both Sexes. ALLOCATION: One each to Zone- 2 & 3.</p>
ZAKAT, USHER, SOCIAL WELFARE & WOMEN DEV: DEPARTMENT	
48.	<p>ONE (01) POST OF GENDER ANALYST IN ZAKAT & USHER DEPARTMENT</p> <p>QUALIFICATION: (i) 2nd Class Master's Degree in Gender Studies OR (ii) Master's Degree in Social Work/Sociology / Anthropology / Social Sciences with at least three (03) years experience in relevant field.</p> <p>AGE LIMIT: 22 to 32 years. PAY SCALE: BPS-17 ELIGIBILITY: Both Sexes. ALLOCATION: Zone-1.</p>

GENERAL CONDITIONS

- (i) Age shall be reckoned on 30.09.2016. Maximum age limit as prescribed in the recruitment rules shall be relaxed upto 10 years for Disabled persons and Govt. Servants who have completed 2 years continuous service and upto 3 years for candidates belonging to backward areas specified in the appendix attached to the Khyber Pakhtunkhwa Initial Appointment to Civil Posts (Relaxation of Upper Age Limit) Rules, 2008. However, a candidate shall be allowed relaxation in age in one of the above categories provided that the candidates from backward areas, in addition to automatic relaxation of three years shall be entitled to one of the relaxations available to Govt. Servants, general or disabled candidates, whichever is relevant and applicable to them. Employees or ex-employees of development projects of the Government of Khyber Pakhtunkhwa and employees or ex-employees of development projects of the Federal Government under the administrative control of the Government of Khyber Pakhtunkhwa shall also be entitled to age relation equal to the period served in the projects, subject to a maximum limit of ten years provided that this age relaxation shall not be available in conjunction with any other provisions of the age relaxation rules.
- (ii) Only the qualification possessed on the closing date of the advertisement fixed for the incountry candidates shall be taken into consideration.
- (iii) Degrees / Diploma / Experience Certificates / Testimonials of unrecognized Institution are not accepted. Only original Degrees / Certificates are accepted, however, the candidates can apply on provisional certificate signed by the Controller of Examination of the respective institution. The candidates shall produce original degrees / certificates before their selection. Detail Marks Certificates for all the examinations shall necessarily be required and these should be attached with the application forms.
- (iv) Candidates applying against disabled posts must attach with their application forms a disability certificate from the Provincial Council for Rehabilitation of Disabled Persons as well as disability certificate from the respective Medical Superintendent/ Medial Board showing therein the specific disability.
- (v) Govt. / Semi Govt. / Autonomous / Semi Autonomous Bodies employees may apply direct but their Departmental Permission Certificates should reach within 30 days of the closing date.
- (vi) Applications should be on the prescribed application form obtainable from the listed below branches of the NATIONAL BANK OF PAKISTAN. Application Fee is Rs.285/- (Rupees Two Hundred Eighty Five only) for all the candidates. In addition to the application fee. the candidates will have to pay Rs.15/- (rupees fifteen only) on

Syed Mudasir Pirzada
Advocate
District Courts Kohat

GOVERNMENT OF ¹[Khyber Pakhtunkhwa]
SERVICES, INFORMATION AND GENERAL
ADMINISTRATION DEPARTMENT.

NOTIFICATION.

Peshawar, dated the 4th April, 1974.

No. SOS (iii) S&GAD-1-50/71.—In exercise of the powers conferred by sub-section (1) of section 26 of the ²[Khyber Pakhtunkhwa] Civil Servants Act, 1973 (³[Khyber Pakhtunkhwa], Act XVIII of 1973), and in supersession of the West Pakistan Police Department Ministerial Service (Headquarters) Rules, 1964, and the ~~West Pakistan Police Department Ministerial Service (Range) Rules, 1964 in their application to the~~ ⁴[Khyber Pakhtunkhwa], the Governor of the ⁵[Khyber Pakhtunkhwa] is pleased to make the following rules regulating recruitment to the ⁶[Khyber Pakhtunkhwa] Police Department Ministerial Service and prescribing conditions of service for the persons appointed thereto, namely—

THE ⁷[Khyber Pakhtunkhwa] POLICE
DEPARTMENT MINISTERIAL SERVICE RULES, 1974.

PART I—GENERAL.

1. *Short title and commencement*—(1) These rules may be called the ⁸[Khyber Pakhtunkhwa] Police Department Ministerial Service Rules, 1974.

(2) They shall come into force at once.

2. *Definitions*.—In these rules, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say—

(a) "Appendix" means an Appendix to these rules;

(b) "Appointing Authority" means the authority specified in Rule-5;

(c) "Assistant Inspector-General" means the Assistant Inspector-General of Police (Headquarters), ⁹[Khyber Pakhtunkhwa];

¹ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

² Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

³ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁴ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁵ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁶ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁷ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁸ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

⁹ Sub. by the Khyber Pakhtunkhwa Act No. IV of 2011.

- (o) "Under Developed Areas" means the Tribal Areas of Dera Ismail Khan, Malakand and Peshawar Divisions, the Added Areas (Merged Areas) of Hazara and Mardan Districts and such other areas as Government may declare to be under developed areas for the purposes of these rules.

PART II—RECRUITMENT.

3. *Constitution and composition of Service.*—The Service shall comprise the posts specified in column 2 of Appendix 'A' and such other ministerial posts as may be determined by Government from time to time.

4. *Eligibility.*—(1) No person who has married a Foreign National shall be eligible for a appointment to the Service,

(2) The restriction imposed by sub-rule (1) may be relaxed by Government in the case of a person who has married a citizen of India.

5. *Appointment Authority*— Appointments to the Service shall be made—

- (a) in the case of Registrar and Superintendents, by the Inspector-General; and
- (b) in other cases, by the Assistant Inspector-General/Deputy Inspector-General, Headquarter, as the case may be.

6. *Method of recruitment.*—(1) Recruitment to the Service shall be made by initial recruitment or by transfer from other Government Departments or by promotion, in the manner provided in this rule.

(2) Appointments to the cadre posts of the Service shall be made in the following manner: —

- (a) vacancies in the posts of Registrar, Superintendents and Senior Clerks shall be filled by promotion;
- (b) ~~Independent of the vacancies in the posts of Assistants and Auditors shall be filled by initial recruitment or by transfer from other Government Departments provided that the appointments by transfer shall not exceed five per cent of the total posts, and the remaining fifty per cent vacancies in such posts shall be filled by promotion.~~
- (c) vacancies in the posts of Stenographers shall be filled at the discretion of the appointing authority by initial recruitment or by promotion; and
- (d) not more than twenty per cent of the vacancies in the posts of Junior Clerks and Steno-Typists shall be filled by promotion from among Daftri,

17

S
K
G

Syed Mudasar Pirzada
Advocate
District Courts Kohat

APPENDIX 'B'

[See Rule 6 (3)].

Serial No.	Zones.	Parts of Zones.	No. of posts for each Zone.
1.	2	3	4
1.	Agencies of Mohmand, Khyber, Kurram, North Waziristan, South Waziristan, Tribal Area attached to the Districts of Peshawar, Kohat, Bannu and Dera Ismail Khan and Bajaur Area of Malakand Agency.	(i) North and South Waziristan and Bajaur. (ii) Mohmand and Khyber Agencies. (iii) Kurram Agency and Centrally Administered Tribal Areas attached to the Districts of Peshawar, Kohat, Bannu and Dera Ismail Khan.	4
2.	Peshawar and Mardan Districts	..	4
3.	Districts of Swat, Dir, Chitral and Malakand Protected Area (Swat Ranizai and Sam Ranizai) and Backward Area of Hazara District and Added Area of Mardan District	(i) Swat. (ii) Dir. (iii) Chitral. (iv) Malakand Protected Area (Swat Ranizai and Sam Ranizai) and Backward areas of Hazara District and Added Area of Mardan District.	4
4.	Dera Ismail Khan, Bannu and Kohat.	..	3
5.	Hazara District, excluding backward Areas of Hazara District.	..	3



GOVERNMENT OF KHYBER PAKHTUNKHWA

**THE KHYBER PAKHTUNKHWA CIVIL SERVANTS
(APPOINTMENT, PROMOTION AND TRANSFER)
RULES, 1989**

Compiled by:

O&M SECTION, REGULATION WING
ESTABLISHMENT & ADMINISTRATION DEPARTMENT
GOVERNMENT OF KHYBER PAKHTUNKHWA

(2) Words and expressions used but not defined in these rules shall have the same meanings as are assigned to them in the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act XVIII of 1973) or any other statutory order or rules of Government for the time being in force.

3. **Method of Appointment:-** (1) Appointment to posts shall be made by any of the following methods, namely:-

- (a) by promotion or transfer in accordance with the provisions contained in Part-II of these rules; and
- (b) by initial recruitment in accordance with the provisions contained in Part-III of these rules.

(2) The method of appointment, qualifications and other conditions applicable to a post shall be such as laid down ~~by the Department concerned in consultation with the Establishment and Administration Department and the~~ ~~Department.~~

4. **Appointing Authority:-** The authorities competent to make appointment to posts in various basic pay scales shall be as follows:-

S.No.!	Posts !	Appointing Authority
21.	(a) Posts in Basic Pay Scale 18 and above including posts in Basic Pay Scale 17 borne on any of the following services; (i) Former Provincial Civil Service (Executive Branch); (ii) Former Provincial Civil Service (Judicial Branch); and (iii) Provincial Civil Secretariat Service.	Chief Minister
	3(b) Posts in Basic Pay Scale 17 other than those covered by (a) above and the post of Deputy Superintendent of Police; and.	Chief Secretary
	4(c) Posts of Deputy Superintendents of Police.	Provincial Police Officer/ Inspector General of Police.
2.	Posts in Basic Pay Scale 16.	(a) In the case of Secretariat of the Government of Khyber Pakhtunkhwa, the Chief Secretary.

1 For the words "Services and General Administration" wherever occurred, substituted with the words "Establishment and Administration" by Notification No. SO(O&M) E&AD/8-6/2001 dated 30-05-2001.

2 Substituted by Notification No. SOR-I(S&GAD)4-1/75/Vol-I, dated 22-08-1991.

3 Substituted by Notification No. SOR-III(E&AD)2(144)03 dated 16-09-2003.

4 Inserted by Notification No. SOR-III(E&AD)2(144)03 dated 16-09-2003.

SENIORITY LIST OF ASSISTANTS GRADE CLERKS (BS-14) AS IT STOOD ON 31.12.2013

No. 211 E-V, The Seniority list of Assistant Grade Clerk is published for information of all concerned.

S#	NAME	DOMICILE	D.O. Birth	EDU: QUALIF:	DATE OF ENLIST:	DATE OF PROMOTION AS ASSISTANT	Date of Rtd	REMARKS
1.	Muhammad Nisar ✓	Mansehra	14.09.1957	10 th	25.11.76 JC 20.04.87 SC	16.11.1998	13.09.2017	
2.	Khurshid Anwar ✓	Mansehra	10.08.1956	10th	14.02.77 JC 07.02.88 SC	30.08.2000	09.08.2016	
3.	Inamullah Jan ✓	Peshawar	03.05.1956	MA	13.04.77 JC 07.02.88 SC	26.12.2000	02.05.2016	
4.	Bakht Biland	Swat	08.01.1955	BA.LLB	26.04.77 JC 07.02.88 SC	26.12.2000	07.01.2015	
5.	Attaullah Jan	Bannu	16.03.1956	B.A-	24.05.74 JC 19.12.81 SC	26.12.2000	15.03.2016	
6.	Faridullah	Peshawar	31.03.1954	F.A	03.01.77 JC 29.04.87 SC	21.02.2002	30.03.2014	
7.	Habib Ali	Kohat	09.02.1958	10th	16.03.77 JC 07.02.88 SC	21.02.2002	08.02.2018	
8.	Abdul Hamid	DIKhan	30.05.1956	D.Com	18.06.77 JC 07.02.88 SC	29.04.2002	29.05.2016	
9.	Nowsherawan	Bannu	15.03.1957	F.A	01.07.77 JC 07.02.88 SC	29.04.2002	14.03.2017	
10.	Muhammad Ilyas	DIKhan	04.06.1957	10th	04.10.77 JC 07.04.88 SC	10.01.2005	03.06.2017	
11.	Mushtaq Ahmad	Swat	05.03.1957	BA	28.01.78 JC 07.04.88 SC	15.12.2005	04.03.2017	
12.	Muhammad Nadir Shah	Chitral	01.02.1956	10th	14.05.1977 JC 07.02.1988 SC	21.05.2007	31.01.2016	
13.	Bashir Ahmad	Charsadda	05.04.1954	FA	29.7.75 FC 22.8.77 JC	27.06.2007	04.04.2014	
14.	Muhammad Naseer	Peshawar	14.11.58	10th	21.09.77 JC 07.04.88 SC	20.11.2007	13.11.2018	
15.	Sardar Khan	Bannu	09.11.1955	10th	8.3.77 JC 26.6.88 SC	15.08.2007	08.11.2015	
16.	Muhammad Saleem	Karak	05.04.1956	10th	13.11.75 FC 16.04.78 JC 26.06.88 SC	18.11.2007 ✓	04.04.2016	
17.	Muhammad Fayaz	DIKhan	20.05.1959	10TH	30.11.78 JC 26.06.88 SC	04.06.2007	19.05.2019	

Syed Muhammad Raza
Advocate
District Courts Kohat

Annexure D
Page 19/40
15

S#	NAME	DOMICILE	D.O. Birth	EDU: QUALIF:	DATE OF ENLIST:	DATE OF PROMOTION AS ASSISTANT	Date of Rtd	REMARKS.
167.	Ayub Khan	Swat	01.01.1966	FA	01.10.88	22.07.2013	31.12.2025	
168.	Muhammad Sher	Peshawar	01.06.1965	BA	08.07.89	22.07.2013	31.05.2025	
169.	Said ul Wahab	Nowshera	08.02.1966	10th	12.10.89	22.07.2013	07.02.2026	

Syed
Dist

(MIAN MUHAMMAD ASIF)
Add: IGP/Headquarters
For Provincial Police Officer,
Khyber Pakhtunkhwa
Peshawar

No 212-38 /E-V, dated Peshawar, the 11/3 /2014.

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

1. Add: IGP/Investigation Khyber Pakhtunkhwa Peshawar.
2. Add: IGP/ Special Branch, Khyber Pakhtunkhwa, Peshawar
3. Add: IGP/Commandant FRP Khyber Pakhtunkhwa Peshawar.
4. Add: IGP/Elite Force Khyber Pakhtunkhwa, Peshawar
5. DisG/CTD, Tele & Traffic Khyber Pakhtunkhwa Peshawar
6. All Regional D.Is.G in Khyber Pakhtunkhwa Peshawar
7. Registrar CPO Peshawar
8. Accountant CPO, Peshawar.
9. Office Supdt: Secret CPO Peshawar.

They are requested to inform all the officers serving under their command. Any officer who has any objection regarding his seniority, he must submit his representation within one week after the issuance of the list, otherwise no representation will be entertained.

11/3/14

SENIORITY LIST OF SENIOR CLERKS (BPS-14) AS IT STOOD ON 01.06.2015NO. 4121 /E-V, The seniority list of Senior Clerks: - The seniority list of Senior Clerks is published for information of all concerned.

District Courts Kohat

S/NO	NAME	DATE OF BIRTH	DOMICILE	EDU: QUAL:	DATE OF APPOINTMENT	DATE OF PROMOTION AS SENIOR CLERK	DATE OF RETIREMENT	REMARKS
1.	Qamar Zaman	05.02.56	Bannu	BA	30.9.80	27.3.90	04.02.2016	
2.	Akbar Ali	9.2.63	Swat	10 th	17.1.82	17.7.90	08.02.2023	
3.	Alam Khan	2.2.56	Swat	BA	1.6.80	01.3.92	01.02.2016	
4.	Haibat Khan	30.09.63	Bannu	FA	19.8.82	16.8.92	31.08.2023	
5.	Muhammad Yousaf	25.12.62	A. Abad	10 th	28.11.83	22.8.93	24.12.2022	
6.	Sana Ullah	11.3.63	Charsadda	BA	18.4.86	25.4.94	10.03.2023	
7.	Abdul Wadood	09.03.60	Chitral	10 th	19.03.80	16.11.98	08.03.2020	
8.	Ali Murad	15.01.59	Chitral	F.A	14.09.87	16.11.98	14.01.2019	
9.	Zahirullah	10.05.61	Charsadda	10 th	20.12.81	17.12.99	09.05.2021	
10.	Muhammad Riaz	02.07.63	Peshawar	B.A	20.10.87	17.12.99	01.07.2023	
11.	Noor Muhammad	01.08.55	Malakand	10 th	07.11.87	16.01.2008	31.07.2015	
12.	Taj Muhammad	06.09.69	Mardan	FA	17.02.88	16.01.2008	05.09.2029	

Registrar

SE-I

Suptt. Secret

SE-V

SE-IV

OS, CP

1/26

S/NO	NAME	DATE OF BIRTH	DOMICILE	EDU: QUAL:	DATE OF APPOINTMENT	DATE OF PROMOTION AS SENIOR CLERK	DATE OF RETIREMENT	REMARKS
314.	Bilal Hussain	06.01.80	Peshawar	BA	12.06.2009	22.07.2013	05.01.2040	
315.	Iftikhar Ahmad	16.03.86	Charsadda	BA	12.06.2009	22.07.2013	15.03.2046	
316.	Malik Aman Khan	06.05.85	Nowshera	B.Sc	12.06.2009	22.07.2013	15.05.2045	
317.	Saif ud Din	10.08.84	Kohat	F.Sc	12.06.2009	22.07.2013	09.08.2044	
318.	Farman Ali	11.03.87	Shangla	F.A	12.06.2009	22.07.2013	10.03.2047	
319.	Muhammad Nawaz	08.03.71	Dir Upper	BA	12.06.2009	22.07.2013	07.03.2031	
320.	Muhammad Haroon	27.07.90	DIKhan	10 th	12.06.2009	22.07.2013	26.07.2050	
321.	Kifayat Ullah	14.03.88	Bannu	FA	12.06.2009	22.07.2013	13.03.2048	
322.	Muhammad Shoaib	05.04.88	Lakki	B.Sc (Honrs)	12.06.2009	22.07.2013	04.04.2048	
323.	Jalal ud Din	22.02.84	Lakki	FA	12.06.2009	22.07.2013	01.02.2044	
324.	Irfanullah	08.04.89	Lakki	F.Sc	12.06.2009	22.07.2013	07.04.2049	
325.	Farooq Shah	07.04.85	Charsadda	MA	12.06.2009	22.07.2013	06.04.2045	

(MIAN MUHAMMAD ASIF)
Addl: IGP/Headquarters,
For Provincial Police Officer,
Khyber Pakhtunkhwa, Peshawar.

No. 4122-95 E-V, dated Peshawar, the 17 / 106 / 2015.

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

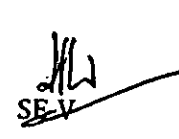
1. All Heads of Police Offices in Khyber Pakhtunkhwa.
2. All Branches in CPO, Peshawar.
3. Incharge, Central Registry Cell, CPO, Peshawar.

4. They are requested to inform all the officers serving under their command. Any officer who has any objection regarding his seniority/missing of name/date of birth etc, he must submit his representation within one month after the issuance of the list, otherwise no representation will be entertained.

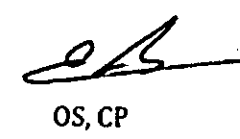

Registrar


SE-I


Supdt: Secret


SE-V


SE-IV


OS, CP

13

Annexure

E - Page

Page - 21

Syed Mudasir Durrani
District Courts Auditor

GOVERNMENT OF KHYBER PAKHTUNKHWA,
BOARD OF REVENUE,
REVENUE & ESTATE DEPARTMENT

Peshawar Dated the 23/01/2015

NOTIFICATION

Syed Mudasir Durrani
District Courts Auditor

No. 207/Estt:II/135/SSRC. In pursuance of provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa, Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Revenue & Estate Department, ~~in consultation with Establishment Department and the Finance Department~~, hereby lays down the method of recruitment qualification and other condition specified in column 3 to 5 of the Appendix to this Notification and applicable to posts borne on the cadre strength of Deputy Commissioners specified in column 2 of the said Appendix.

APPENDIX

S.No	Nomenclature of posts with BPS	Minimum qualification for appointment by initial recruitment	Age Limit	Method of Recruitment
1	2	3	4	5
1.	Superintendent (BPS-17)			By promotion, on the basis of seniority-cum-fitness, from amongst the Assistants (BPS-16) of the district concerned with atleast five years service in the offices of respective Deputy Commissioner and Political Agents.

12

Senior Scale
Stenographer
(BPS-16)
District Courts Mohal
Syed Mubashir P.
Asst. Secy

(i) At least Second Class Bachelor's Degree, from a recognized university;
(ii) a speed of 70 words per minute in shorthand in English and 45 words per minutes in typing; and
(iii) Knowledge of computer using MS Word, MS Excel.

20 to 32 years

(a) Sixty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Stenographers with atleast five years service as such in the offices of respective Deputy Commissioners and Political Agents; and
(b) forty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Computer Operators with atleast five years service as such in the offices of respective Deputy Commissioners and Political Agents:
Provided, that if no suitable person is available for promotion then by initial recruitment.

3.

Assistant
(BPS-15)

At least Second Class Bachelor's Degree from a recognized University.

20 to 30 years

(a) ~~Seventy five percent by promotion, on the basis of seniority-cum-fitness, from amongst the Senior Clerk with atleast five years service as Junior and Senior Clerk in the Offices of Deputy Commissioners and Political Agents of district concerned; and~~
(b) twenty five percent by initial recruitment from amongst the candidates of the district concerned.

4.

Head Clerk
(BPS-14)

.....

.....

By transfer from amongst Senior Clerks (BPS-14) of the district concerned.

5.

Stenographer
(BPS-14)

(i) At least Second Class Intermediate or equivalent qualification from a recognized Board;

18 to 30 years

By initial recruitment from amongst the candidates of the district concerned.

3

Process Server (BPS-2)	Literate		18-32 years	By initial recruitment from amongst the candidates of the district concerned.
6. Qasid (BPS-2)			---	By promotion on the basis of Seniority-cum-fitness, from amongst the Naib Qasids with two years as such.
7. Naib Qasid/ Chowkidar/Sweeper/ Mali (BPS-1)	Literate		18-32 years	By initial recruitment from amongst the candidates of the district concerned."

44

Sd/-
SECRETARY TO GOVERNMENT OF
KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Syed Muzaffar Ahmad
Advocate
District Courts Kohat

10.2.05.2114/1111/11/135/SSRC

Copy forwarded for information and necessary action to the:-

1. Secretary Government of Khyber Pakhtunkhwa Establishment Department.
2. Secretary Government of Khyber Pakhtunkhwa Finance Department.
3. Secretary Government of Khyber Pakhtunkhwa Law Department.
4. Secretary Khyber Pakhtunkhwa Public Service Commission.
5. Registrar Peshawar High Court.
6. Accountant General Khyber Pakhtunkhwa.
7. All Commissioners Political Agents in Khyber Pakhtunkhwa.
8. All Deputy Commissioners, in Khyber Pakhtunkhwa.
9. Private Secretary to Minister for Revenue Khyber Pakhtunkhwa.
10. Controller, Government Printing Press Peshawar with the request to publish the above notification in the official Gazette and supply 50 printed copies thereof to the undersigned for record.


DEPUTY SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE
PESHAWAR
Ph: 091-9210545 Fax: 091-9210927

No. 302 /E-V Dated Peshawar the 13-5 /2016

Syed Mudassar Pirzada
Advocate
District Courts Kohat

ORDER

Having been completed successfully one (01) year probation period, the following Asstt: Grade Clerks (BPS-16) are hereby confirmed in the light of Government Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar's Notification No. SOR-VI/E&AD/1-3/2009/Vol-VIII Dated 16.02.2016 from the date as noted against their names:-

S NO	NAME OF ASSTT: GRADE CLERK	PARENT DISTRICT	DATE OF PROMOTION AS ASSISTANT GRADE CLERK	DATE OF CONFIRMATION AS ASSISTANT GRADE CLERK
1.	Habib Ali	Kohat	21.02.2002	22.02.2003
2.	Hastam Khan	Peshawar	18.02.2012	19.02.2013
3.	Muhammad Fayaz	DIKhan	04.06.2007	05.06.2008
4.	Gul Khan	Peshawar	06.11.2007	07.11.2008
5.	Muhammad Naseem Iqbal	Swat	04.04.2007	05.04.2008
6.	Muhammad Riaz	Swat	21.05.2007	22.05.2008
7.	Misal Khan	Peshawar	30.07.2007	31.07.2008
8.	Shams-ur-Rahman	Chitral	30.07.2007	31.07.2008
9.	Aziz Ullah	Bannu	06.09.2012	07.09.2013
10.	Inamullah-II	Peshawar	30.07.2007	31.07.2008
11.	Aziz -ur- Rehman	Bannu	07.06.2007	08.06.2008
12.	Sardar-ur-Rahman	Mardan	30.07.2007	31.07.2008
13.	Abdul Ghaffar - II	Bannu	08.11.2007	09.11.2008
14.	Noor Afghan	Kohat	08.11.2007	09.11.2008
15.	Fazal Shah	Peshawar	03.01.2008	04.01.2009
16.	Mir Aslam	Bannu	08.11.2007	09.11.2008
17.	Muhammadi Gul	Peshawar	27.11.2007	28.11.2008
18.	Muhammad Irshad	Abbottabad	06.11.2007	07.11.2008
19.	Zubaid Anwar	Nowshera	30.07.2007	31.07.2008
20.	Kifayat Shah	Charsadda	30.07.2007	31.07.2008
21.	Riaz Muhammad-I	Peshawar	08.11.2007	09.11.2008
22.	Shad Muhammad	Peshawar	08.11.2007	09.11.2008
23.	Muhammad Shafi	Bannu	08.11.2007	09.11.2008
24.	Mian Aurangzeb	Peshawar	17.11.2007	18.11.2008
25.	Shah Sawar	Bannu	18.12.2007	19.12.2008
26.	Hamidullah	Peshawar	17.11.2007	18.11.2008
27.	Said Rehman	Swat	08.11.2007	09.11.2008
28.	Muhammad Ali Shah	Peshawar	03.01.2008	04.01.2009
29.	Atlas Khan	Bannu	08.11.2007	09.11.2009
30.	Imad ud Din	Charsadda	06.11.2007	07.11.2009
31.	Muhammad Imran	Mansehra	18.12.2007	19.12.2008
32.	Muhammad Tariq	Bannu	08.11.2007	09.11.2008
33.	Riaz Muhammad -II	Mardan	08.11.2007	09.11.2008
34.	Ahmad Ghani	Swat	17.11.2007	18.11.2008
35.	Malik Farmanullah	Peshawar	17.11.2007	18.11.2008
36.	Muhammad Zahir Shah	Peshawar	06.11.2007	07.11.2008
37.	Amjad Ali	Mardan	06.11.2007	07.11.2008
38.	Alam Zeb	Mardan	20.11.2007	21.11.2008
39.	Waheed Jan	Malakand	06.11.2007	07.11.2008
40.	Rahmatullah	Charsadda	08.11.2007	09.11.2008
41.	Mohammad Israr	Mardan	17.04.2008	18.04.2009



Syed ... Advocate
Kohat

OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE
PESHAWAR
Ph: 091-9210545 Fax: 091-9210927

	NAME OF ASSTT: GRADE CLERK	PARENT DISTRICT	DATE OF PROMOTION AS ASSISTANT GRADE CLERK	DATE OF CONFIRMATION AS ASSISTANT GRADE CLERK
1.	Amir Rehman	Dir	22.07.2013	23.07.2014
2.	Jalal Ud Din	Malakand Agency	22.07.2013	23.07.2014
3.	Ubaid UR Rehman	Charsadda	22.07.2013	23.07.2014
4.	Ghualm Dali	Kohat	22.07.2013	23.07.2014
145.	Ubaid Ur Rehman-III	Swabi	22.07.2013	23.07.2014
146.	Ajmal Hussain	Kohat	22.07.2013	23.07.2014
147.	Maqbali Khan	Peshawar	22.07.2013	23.07.2014
148.	Muhammad Farooq	Peshawar	22.07.2013	23.07.2014
149.	Khalid Pervez	Peshawar	22.07.2013	23.07.2014
150.	Zahid Khan	Peshawar	22.07.2013	23.07.2014
151.	Ayub Khan	Swat	22.07.2013	23.07.2014
152.	Muhammad Sher	Peshawar	22.07.2013	23.07.2014
153.	Said Ul Wahab	Nowshera	22.07.2013	23.07.2014

(MIAN MUHAMMAD ASIF), PSP
Addl: IGP, Hqrs:
For Inspector General of Police
Khyber Pakhtunkhwa,
Peshawar.

No 2003-6/E-V Dated Peshawar the 13-5/2016.

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

1. All Additional Inspectors General of Police, in Khyber Pakhtunkhwa,
2. Deputy Inspectors General of Police, Hqrs:, CTD, Tele Communication, Traffic, Training, Enquiry and Inspection, Khyber Pakhtunkhwa, Peshawar.
3. Capital City Police Officer, Peshawar.
4. All Regional Police Officers in Khyber Pakhtunkhwa, Peshawar.
5. Commandant, FRP, Khyber Pakhtunkhwa, Peshawar.
6. Asstt: Inspector General of Police, Establishment, Khyber Pakhtunkhwa, Peshawar.
7. All DPOs in Khyber Pakhtunkhwa.
8. SSP, Traffic Warden, Peshawar.

9
10
11
12
13

FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA, POLICE GAZETTE PART-II
ORDERS BY THE PROVINCIAL POLICE OFFICER KHYBER PAKHTUNKHWA, PESHAWAR

NOTIFICATION

Syed ~~Muhammad~~ Pirzada
Advocate
District Courts Kohat

No. 17547 /E-III, PROMOTION AS OFFG: ASSISTANT GRADE CLERK : BPS-14. Having been recommended by the DPC held on 05.07.2013, approved by Addl: IGP/HQrs, the following Senior Clerks are hereby promoted as Offg: Assistant Grade Clerk in (BPS-14) Rs. (8000-610-26300) with immediate effect.

Their promotion will take effect from the date they actually take over the charge of their higher responsibilities.

No. 17548 /E-III Transfer/postings: On promotion as Offg: Assistant Grade Clerk (BPS-14), their transfer posting detail given below are hereby ordered with immediate effect.

S.No	Name	D.O. Birth & DOMICILE	Present Posting	Remarks	Posted on promotion as Assistant Grade Clerk To
1.	Jehangir Khan	A. Abad 15.04.62	Hazara	Promoted conditionally subject to the provision of good ACRs for the following periods/years within 03 months:- 01.01.2009 to 22.09.2009 Year 2010 01.01.2011 to 31.04.2011 & Year 2012	Hazara Region
2.	Said Kareem Jan	Charsadda 20.04.60	Charsadda	Promoted conditionally subject to the provision of good ACRs for the period from 01.01.2008 to 16.05.2008 within 03 months.	PQR Peshawar
3.	Faridoon Khan	Abbottabad 15.02.1954	FRP Abbottabad	Promoted.	FRP Hazara
4.	Muhammad Shafique	Peshawar 01.10.65	SSP/Traffic Peshawar	Promoted conditionally subject to the provision of good ACR for the year 2012 within 03 months	CPO
5.	Farmanullah	Charsadda 01.06.64	Inv: CPO	Promoted conditionally subject to the provision of good ACR for the following period/year within 03 months:- Year 2008, 01.01.2009 to 05.10.2009, 01.01.2012 to 02.09.2012.	Addl: IGP/inv:
6.	Zafaruddin	Peshawar 15.09.60	Spl: Branch	Promoted conditionally subject to the provision of good ACR for year 2012 within 03 months.	Spl: Branch
7.	Farhad Khan	Charsadda 23.05.58	FRP Peshawar	Promoted conditionally subject to the provision of good ACR for year 2008 & 2012 within 03 months.	Hazara Region
8.	Akhtar Aurangzeb	Peshawar 23.05.58	CCP Peshawar	Promoted conditionally subject to the provision of good ACR for year 2012 within 03 months.	DCT/SB
9.	Taj Alam	Charsadda 13.06.59	Hazara	Promoted conditionally subject to the provision of good ACR for following period/year within 03 months:- 01.01.2008 to 06.04.2008, 01.01.2010 to 15.07.2010 & Year 2012	Hazara Region
10.	Fazal Malik	Mardan 08.02.64	Mardan	Promoted.	Mardan Region
11.	Muhammad Riaz	Karak 04.05.67	Kohat	Promoted conditionally subject to the provision of good ACR for year 2008 within 03 months.	Bannu Region
12.	Abdul Qayum	Peshawar 17.06.64	SSP/Traffic	Promoted conditionally subject to the provision of good ACR for year 2012 within 03 months.	AIG/Traffic
13.	Ali Man Shah	Peshawar 03.04.65	Spl: Branch	Promoted.	Hazara Region

Name	D.O. Birth & DOMICILE	Present Posting	Remarks	Posted on promotion as Assistant Grade Clerk To
33. ✓ Ajmal Hussain	Kohat 04.06.64	Kohat	Promoted conditionally subject to the provision of good ACRs for the following period within 03 months:- 18.07.2008 to 31.12.2008 01.01.2009 to 12.05.2009	Hazara Region Syed Mudassar Pir Advocate District Courts Kohat
34. Muhammad Farooq -II	Peshawar 01.01.66	Spl: Branch	Promoted conditionally subject to the provision of good ACRs for the year 2008 & 2009 within 03 months.	District Branch
35. Khalid Parvaiz	Peshawar 02.02.64	CCP Peshawar	Promoted.	Tele
36. Zahid Khan	Peshawar 11.01.68	CPO	Promoted.	CPO (E-III 2 nd)
37. ✓ Abdul Aziz	Swat 10.08.1960	Malakand Region	Promoted conditionally subject to the provision of good ACRs for the following period/year within 03 months:- 01.01.2008 to 13.04.2008 17.07.2012 to 31.12.2012.	Malakand Region
38. Ayub Khan	Swat 01.01.1966	Malakand Region	Promoted conditionally subject to the provision of good ACRs for the following period/year within 03 months:- 01.01.2009 to 31.10.2009 06.09.2012 to 31.12.2012.	Malakand Region
39. Muhammad Sher	Peshawar 01.06.1965	PCU	Promoted.	PCU
40. Said ul Wahab	Nowshera 08.02.1966	CPO	Promoted.	CPO (E-I 2 nd)

(KHALID MASOOD)

Addl: IGP/Headquarters
For Provincial Police Officer,
Khyber Pakhtunkhwa
Peshawar.

No. 17549-604 E-III dated Peshawar the / /2013.

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

- Addl: IGP/HQrs Khyber Pakhtunkhwa, Peshawar.
- Addl: IGP/Special Branch Khyber Pakhtunkhwa, Peshawar.
- Addl: IGP/Investigation Khyber Pakhtunkhwa, Peshawar.
- Addl: IGP/Commandant FRP Khyber Pakhtunkhwa, Peshawar.
- Capital City Police Officer, Peshawar.
- All Regional DisG in Khyber Pakhtunkhwa.
- Deputy Inspector General of Police, DCT SB Khyber Pakhtunkhwa, Peshawar.
- Deputy Inspector General of Police PCU.
- AsG/Telecommunication Khyber Pakhtunkhwa, Peshawar.
- Accountant General, Khyber Pakhtunkhwa Peshawar.
- Registrar CPO, Peshawar.
- DSP/PQR Khyber Pakhtunkhwa, Peshawar.
- Office Supdt: Secret CPO, Peshawar.
- Accountant CPO, Peshawar.

Khyber Pakhtunkhwa Police Department

Annexure (5)
Page 90

In Khyber Pakhtunkhwa Police Department, the posts of Assistant (BPS-16) are to be filled through Khyber Pakhtunkhwa Public Service Commission Peshawar from general candidates of the province.

Syed M...
u...
S... Courts Kohat

Requisition for the recruitment of general candidates as Assistant (BPS-16) in Police Department through Public Service Commission

1.	a.	Designation and number of posts requisitioned	Assistant No. of posts - 40
	b.	Nature of the posts (Permanent/temporary/contract)	Regular
	c.	Life of posts	Permanent
	d.	Dates of occurrence of vacancy/vacancies	Accumulation of vacancies in the quota for initial recruitment
	e.	Percentage of promotion and direct recruitment	50% through initial recruitment 50% by promotion from amongst Senior Clerks
	f.	No. of posts reserved for Disabled persons against 02% quota as prescribed by the government	Nil
	g.	No. of posts reserved for Minority persons against 03% quota as prescribed by the government	01
	h.	No. of posts reserved for Women Quota @ 10% as prescribed by the Government: This is joint cadre for both sexes	04
	i.	05% for Earthquake affectees of Mansehra, Battagram, Shangla, Kohistan & Abbottabad districts	Not applicable
	j.	Zonal allocation of the posts for General Seats (Zones and merit are to be specified) as per Notification No. SOS-III(S&GAD)3-39/70 dated 03.02.1990.	As per Government policy
2 ✓	a.	Grade and service	Ministerial Staff Police Department (BPS-16)
	b.	Service Rules governing recruitment (to be attached)	Attached
	c.	If notified Service Rules are not available, indicate the suggested rules if any.	Not applicable
3.	a.	Any provision for higher initial pay or special qualifications or experience	No
	b.	Any special concessions such as, rent free house, light, water, prospects of promotion to higher time scale.	No
4.	a.	Duties of the post	Office work/filing/record keeping
	b.	When required to join	Immediately after selection
	c.	Places where required to serve	Throughout the province
5.	a.	Minimum academic qualification	Second class Bachelor degree from any recognized University of Pakistan or abroad
	b.	Academic (if more than one prescribed qualification, specify which is to be given more weight)	Not applicable
	c.	In case equivalent qualification is acceptable, specify that.	Second class Bachelor Degree from any recognized University of Pakistan or abroad
	d.	Training and experience	Not required
	e.	Minimum academic qualification after which the prescribed experience in column 05 (d) will count	Not applicable
	f.	Any other qualification	Not required
6.	a.	Minimum and maximum age limit	20 to 30 years
	b.	Sex	Both sexes
	c.	Nationality and Domicile	Pakistani & Domicile of Khyber Pakhtunkhwa

7.	In case government servants are eligible which conditions are relaxable in their favor? Do they have any special concessions?	As per Provincial Government instructions
8.	Was/were this/these posts advertised? If so, give No. and year of PSC advertisement.	Advertisement No.01/2013 S.No.33
9.	Name of department's representative nominate to assist the commission in Advisory capacity during the interview.	Names will be provided to the Public Service Commission when solicited

I certify that:

1. The requisition is complete in all respects.
2. No other requisition has been placed before PSC for these posts. ✓
3. Previous recommendations of PSC for similar posts have been implemented.
4. No ad-hoc/contract appointee can claim regular absorption against the requisitioned posts.
5. The vacancies falling in the share of initial recruitment are calculated as per quota prescribed in Rules.

Syed Mudasir Pirzada
Syed Mudasir Pirzada
 Advocate
 District Courts Kohat

(MIAN MUHAMMAD ASIF)
(MIAN MUHAMMAD ASIF) PSP
 Addl: IGP, Hqrs:
 For Inspector General of Police,
 Khyber Pakhtunkhwa, Peshawar.

BEFORE THE INSPECTOR GENERAL OF POLICE KPK PESHAWAR.

- 1:-Sajjad Anwar S/o Safeer Ahmed (Senior Clark DPO office Kohat)
- 2:-Shafaqat Hayat S/o Mohammad Hayat (Senior Clark DIG office Kohat)
- 3.Shah Farooq S/o Ameer ud Din(Senior Clark SP ,Office FRP Kohat.)
- 4:-Dildar Hassan S/o Noor Akbar (Senior Clark DIG office Kohat)
- 5:-Muhammad Nasir S/o Nazir Ahmed (Senior Clark CTD HQ Peshawar)
- 6:- Illahm ullah S/o Wazir Muhammad (Senior Clark DPO Office Charsada)
- 7:-Javed Alii S/o Sharif Gul (Senior Clark DPO office Charsada)
- 8:-Ishtiaq Hussan S/o Hassan Gul (Senior Clark DPO office Charsada)
- 9:-Tehsin ullah S/o Ameer Khan (Senior Clark DIG office Charsada)
- 10:-Taj Muhammad S/o Mehar Mohammad (Senior Clark SP Investigation office Nowshera)
- 11:-Muqrab Alam S/o Abdul Khaliq (Senior Clark DPO office Swabi)
- 12:- Muhammad Naeem S/o Asmat ullah (Senior Clark DPO office Mardan)
- 13:-Muhammad Humayoun S/o (Senior Clark DIG Office Mardan)
- 14:-Ali Asghar (CPO) office Peshawar.

(Appellant)

Sub:- DEPARTMENTAL APPEAL AGAINST THE IMPUGNED LETTER /ORDER DATED 26-07-2016 VIDE No 4979/E-V PESHAWAR IN WHICH A LETTER TO SECRETARY PSC FOR THE RECRUITMENT OF ASSISTANT THROUGH PUBLIC SERVICE COMMISSION KPK PESHAWAR WITHOUT ANY LAWFUL AUTHORITY.THE APPELLANT WHO ARE SERVING AND ON SENIORITY BASIS THEY HAVE TO BE PROMOTED ON THE ADVERTISED POST ADVERTISEMENT No 04/2016 AT SERIAL NO 44-45-&46.

Pray:

In view of above submission it is requested, by accepting of instant appeal the impugned order/letter and advertisement for the posts at serial No-44-45-&46 may be set aside and the present appellant may please promoted on the vacant advertised post as per their 50% promotion quota .

Respectfully Sheweth,

With great veneration the instant appeal is preferred by the appellants on the following grounds:-

Attest
[Signature]

Facts:

Briefly facts are that the appellants are serving in Police Department as (Ministerial Staff with the entire satisfaction of their superior and were fit for promotion in their next promoted rank as per their fifty percent of promotion quota in service but the Respondent No-1 deliberately violated the right of the present appellant and the sanctioned promotion quota for in service employee refer to respondent No-2 to recruit and select the successful candidate against the vacant posts.

That as per West Pakistan Police Department Ministerial Service Range Rule Rules 1964 in their application to the Khyber Pakhtoon Khwa fifty percent of the vacancies in the posts of Assistant and Auditors shall be filled by initial recruitment or by transfer from other Government Department provided that the appointments by transfer shall not exceed five percent of total posts and remaining fifty percent vacancies in such posts shall be filled by promotion.

That as per the Appointment, Promotion, and Transfer Rules, 1989 the method of appointment, qualification and other conditions applicable to a post shall be such as laid down by the Department concerned in consultation with the Establishment and Administration Department and the Finance Department. But the Respondent No-1 have not adopted any prescribed rules and the sanctioned promotion vacancies for in service employee be referred for recruitment via public service commission.

That the above mentioned appellants are serving in the police department on their own pay scale and rank and there is nothing on record which deprive the appellant for promotion but the respondent No-1 vide in impugned order /letter by using just single stroke of pen issued an order for the recruitment of Assistant grade clerk through public service commission without knowing the fact that the vacant post which have been advertised they are for in service employee clerks and the said vacant vacancies were to be filled through promotion as per seniority list of the employee

Attest
[Signature]

That as per the Notification of Government of Khyber Pakhtoon Khwa Peshawar Dated 23-01-2015 states clearly that appointment promotion and transfer rules 1989 the revenue & Estate Department in consultation with Establishment Department and the finance department and the appointment method of Assistant in BPS -16 the prescribed rules are that the seventy five percent by promotion, on the basis of seniority -cum fitness, from amongst the Senior Clerks with at least five years of service as junior and senior clerk in the office. (Copy of notification annexed)

That the in past vide order No-3002 dated Peshawar 13-05-2016 promoted and confirmed the in service clerk as per rules against the vacant vacancies on promotion quota (Copy of promoted clerks annexed)

That if the right of the appellants violated the service structure of the sanction promoted rank for in service employee will be disturbed and leads towards violation of fundamental rights and against to the canon of law.

That the appellant had numerous good entries in his service record which could be verified form the service record of the appellant.

That the impugned order is out come of surmises and conjecture.

That the impugned order is suffering from perversity of reasoning, hence liable to be set aside.

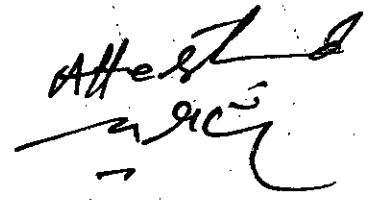
That order of the responent No-1 is illegal and bad in eye of law and harsh in nature.

That some other grounds will be agitated at the time of arguments with the prior permission of the Honorable highness.

Pray:

In view of above submission it is requested, by accepting of instant appeal the impugned order/letter and advertisement for the posts at serial No-44-45- &46 may be set aside and the present appellant may please promoted on the vacant advertised post as per their 50% promotion quota

Dated: 24/08 /2016.



(Appellants)

بجالات جناب خیر محمد خواجہ سروس سٹیوٹ

کورٹ فیس

Service Appeal

کا ۲۰ء منجانب ایس ڈی

مقدمہ

۱۶۲

بنام

دلدار حسن

علت نمبر

جرم زیر دفعہ

DSC

مورثہ

تھانہ

باعث خیر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے بیروی وجود ہی کل کاروائی متعلقہ آں مقام کے لیے

سید مدر سیر زاہد اللہ وکیلی

مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا اختیار ہوگا۔ نیز وکیل صاحب کو کرنے راضی نامہ و تقرر ثالث و فیصلہ برحلف دینے جو اب ذہن اقبال دعویٰ اور بصورت ڈگری کرانے اجرا اور وصولی چیک در روپیہ اور عرضی دعویٰ اور درخواست ہر قسم کی تصدیق زراس پر دستخط کرنے کا اختیار ہوگا۔ نیز بصورت عدم بیروی یا ڈگری یک طرفہ یا اپیل کی برآمدگی اور منسوخی و نیز دائر کرنے اپیل نگرانی نظر ثانی و بیروی کرنے کا اختیار ہوگا۔ اور بصورت ضرورت مقدمہ مذکور کے کل یا جزو کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا ساختہ پر داخنتہ منظور و قبول ہوگا۔ دوران مقدمہ میں جو خرچہ و ہرجانہ التوائے مقدمہ کے سبب سے ہوگا اس کے استحقاق کیا صاحب موصوف ہوں گے نیز بقایا خرچہ کی وصولی کرنے کا بھی اختیار ہوگا۔ اگر کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو وکیل صاحب پابند نہ ہوں گے کہ بیروی مذکور کریں۔ لہذا کالت نامہ لکھ دیا کہ سندر ہے۔

۲۰۱۶

دسمبر

ماہ

۵۶

الرقوم

Syed Mudasiir Pirzada

Advocate

District Courts Kohat

مقام کوہٹ اور کے لیے منظور ہے

Dil Das