#### BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

Service appeal No. 311/2016

Date of institution ...

25.03.2016

Date of decision ....

18.02.2019

Imam Hussain Senior Clerk BPS-14 Interment Center Lak. Marwat.

(Appellant)

#### Versus

Government of Khyber Pakhtunkhwa through Chief Secretary Peshawar and Nine others.

(Respondents)

#### Present

Mr. Nasir Khan Afridi,

Advocate

For appellant.

Mr. Usman Ghani,

District Attorney

For respondents.

MR. HAMID FAROOQ DURRANI,

HAIRMAN

MR. MUHAMMAD HAMID MUGHAL,

4EMBER(J).

#### **JUDGMENT**

#### HAMID FAROOQ DURRANI, CHAIRMAN:-

Appellant is aggrieved of notification dated 11.06.2015 issued by respondent No.3, whereby, the private respondents appearing at serial No.5 to 10 in the memorandum of appeal, were promoted to the post of Assistant (BPS-16) on regular basis. It is the claim of the appellant that the said respondents were junior to him in the seniority list settled on 01.04.2014. The appellant is also aggrieved of notification dated

23.06.2015 issued by respondent No.2, through which whereby the promoted officials were transferred/posted.

2. We have heard learned counsel for the appellant and learned District Attorney on behalf of respondents and have also gone through the available record with their assistance.

The minutes of DPC held on 02.06.2015 indicate that the appellant was not considered suitable for promotion on account of inclusion of adverse remarks in his PER for the year 2014. He was, therefore, superseded. It is the case of the appellant that the remarks noted in his said PER were duly expunged on 19.11.2015, however, he was not considered for promotion subsequently and till his retirement on 14.04.2016.

3. Admittedly, the PER of appellant for the year 2014 was mended and adverse remarks removed there-from on a date which was subsequent to the date of DPC, therefore, the decision of DPC dated 02.06.2015 was unexceptionable which culminated into promotion of private respondents on 11.06.2015. However, after the expunction of adverse entries the appellant became entitled for consideration for promotion in the following meeting(s) of DPC which reportedly was not held till the date of his retirement. We must note that his stated right of consideration for promotion could not be extinguished due to incidence of his retirement, if he was otherwise eligible and qualified for the purpose

4. In view of the above, we dispose of instant appeal in terms that the case of the appellant be considered for pro-forma promotion by the respondents, in case there are no legal or factual hurdles in the way.

Parties are left to bear their respective costs. File be consigned to the record room.

(Muhammad Hamid Mughal) Member

ANNOUNCED 18.02.2019 (Hamid Farooq Durrani) Chairman

	Date of	Order or other proceedings with signature of Judge or Magistrate
S.No.	order/ proceedings	and that of parties where necessary.
1	2	3
		Present.
	18.02.2019	Mr. Nasir Khan Afridi, For appellant Advocate
-		Mr. Usman Ghani,
		District Attorney For respondents
		Vide our detailed judgment of today, we dispose of the
		appeal in terms that the case of the appellant be considered for
	•	pro-forma promotion by the respondents, in case there are no
		legal or factual hurdles in the way. The Parties are left to bear
		their respective costs. File be consigned to the record room.
		Member Chairman
		ANNOUNCED
		18.2.2019
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		•

02.11.2018

Appellant in person present. Mr. Usman Ghani, District Attorney for the respondents present. Due to retirement of Hon'ble Chairman, the Tribunal is incomplete. Therefore, the case is adjourned. To come up for the same on 24.12.2018.

24.12.2018

Learned counsel for the appellant and Mr. Kabirullah Khattak learned Additional Advocate General for the respondents present. Learned counsel for the appellant seeks time to furnish copy of ACR of the appellant pertaining to the year 2014. Adjourned. To come for arguments on 18.02.2019 before D.B.

Member

Member

1.04.2018

Appellant with counsel present. Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Sohrab Khan, Junior Clerk for the respondents also present. Record vide previous order sheet dated 14.02.2017 not submitted. Representative of the department requested for further time for production of record. Granted. To come up for record and arguments on 26.06.2018 before D.B.

(Ahmad Hassan) Member (M. Amin Khan Kundi) Member

26.26.2018

Appellant in person and Mr. Muhammad Ian learned Deputy District Attorney for the respondents present. Appellant seeks adjournment as his counsel is not in attendance. Adjourned. To come up for arguments on 20.09.2018 before D.B.

(Muhammad Amin Kundi) Member

, (Muhammad Hamid Mughal) Member

20.09.2018

Since 12 September 2018 has been declared as public holiday on account of Muharam Ul Haram. Therefore, the case is adjourned. To come up for the same on

2-11-18

Reader

31.05.2017

Counsel for the appellant and Mr. Muhammad Adeel Butt, Additional AG for the respondent present. Counsel for the appellant submitted rejoinder which is placed on file. To come up for arguments on 25.09.2017 before D.B.

(Gul Zeb Khan) Member (Muhammad Amin Khan Kundi) Member

25.09.2017

Appellant in person and Mr. Muhammad Jan, DDA alongwith Mr. Shehryar, ASJ for the respondents present. Since learned Member (Mr. Ahmad Hassan) is on leave, therefore, arguments could not be heard. To come up for arguments on 08.12.2017 before D.B.

Chairman

08.12.2017

Counsel for the appellant present. Mr. Muhammad Jan, Deputy District Attorney for the respondents also present. Counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 14.02.2018 before D.B.

(Ahmad Hassan) Member (E)

(Muhammad Amin Khan Kundi) Member (J)

14.02.2018

Appellant alongwith counsel and Mr. Ziaullah, Deputy District Attorney for the respondents present. During the arguments, it transpired that minutes of the meeting of DPC in which the appellant was not promoted are not available. The department is directed to produce the minutes of the meeting on the next date. To come up for arguments on 19.04.2018 before the D.B.

Member

Chairman

29 09.2016

Appellant in person and Mr. Sohrab Khan, Junior Clerk alongwith Addl. AG for the respondents present. Written reply by respondents No. 1 to 4 submitted while none present from private respondents No. 5 to 10. Proceeded ex-parte. The appeal is assigned to D.B for rejoinder and final hearing for 10.01.2017.

Rejoinder the Chairman

10.0 .2017

Appellant in person and Mr. Shehreyar Khan, ASJ alongwith Assistant AG for respondents present. Rejoinder not submitted. Requested for time to file rejoinder. Request accepted. To come up for rejoinder and arguments on 31.05.2017.

(AHMAD HASSAN) MEMBER

(MUHAMMAD KAMIR NAZIR)

**MEMBER** 

25.4.2016

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was serving as Senior Clerk BPS-14 and that his name was reflecting at S.No. 6 in the seniority list but was deprived of his right of promotion vide notification dated 11.6.2015 as junior officials reflecting at S.No. 7 to 10, 12 and 14 were promoted where-against the appellant preferred departmental appeal on 14.05.2015 which was not responded and hence the instant service appeal on 25.3.2016.

That the appellant is entitled to promotion to BPS-16 w.e.f. 11<sup>th</sup> June, 2015 particularly when the adverse remarks were expunged vide enquiry concluded on 19.11.2015 and when the appellant was senior-cum-fit.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 21.07.2016 before S.B.

Chairman

21.07.2016

Appellant in person and Mr. Sheharyar Khan, ASJ alongwith Additional AG for the respondents present. Written reply not submitted. Learned Additional AG requested for time to file written reply. Last opportunity granted. To come up for written reply/comments on 29.09.2016 before S.B.

MEMBER

### Form- A FORM OF ORDER SHEET

Court oi	
Case No.	311/2016

		Case No	311/2016
S.No.		e of order ceedings	Order or other proceedings with signature of judge or Magistrate
1		2	3
1		0.03.2016	The appeal of Mr. Imam Hussain resubmitted today by
			Mr. Raja Muhammad Ijaz Advocate may be entered in the
			Institution Register and put up to the Worthy Chairman for
2	36	3./6	proper order please.  REGISTRAR
			This case is entrusted to S. Bench for preliminary
	ž'		hearing to be put up thereon $1/-4-16$
			CHAIRMAN
			CHAIRMAN
,			·
11.0	4.20	6	Counsel for the appellant present. Seeks adjournment.
		. A	journed for preliminary hearing to 25.4.2016 before S.B.
			Chairman
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The appeal of Mr. Imam Hussain Senior Clerk Internment Centre Laki Marwat received to-day i.e. on 25.03.2016 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal ma be got signed by the appellant.
- 2- Addresses of respondent no. 5 to 10 are incomplete which may be completed according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 3- Two more copies/sets of the appeal along with annexures i.e complete in all respect may also be submitted with the appeal.

No. 296 /S.T,

Dt. 25/3 /2016

REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Nasir Khan Afridi Adv. Pesh.

Note: Resubmission after removel of objection/deficince and completion of Petition.

Advocate 30/3/16.

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Abair Abacate 30/3/16.

#### BEFORE THE SERVICES TRIBUNAL, KPK, PESHAWAR

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	910	150	Service Appeal No.

#### INDEX

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<i>₹-1</i>		Grounds of Service Appeal	T
S		tivahi∏A	. 7
9		Addresses of Parties	.ε
17-7	V	Copies of the ACRS	<i>`</i> ₽
72-2₹	В	Copies of Seniority list	· <u>'</u> · <u>9</u>
97-97	<u> </u>	Copies of Notifications	.9
72-32	D.	Copies of the appeal and order	.7
<i>₽</i> £-££	E	Copies of Departmental Appeal	.8
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Nasir Khan Afridi

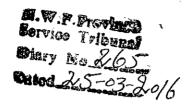
Date: 25-03-2016

Advocate, High Court
Peshawar



#### BEFORE THE SERVICES TRIBUNAL, KKHYBER PAKHTUNKHAWA, **PESHAWAR**

Service Appeal No. 311 /2016



Imam Hussain senior clerk BPS-14 Internment center Laki Marwat .....Appellant

#### VERSUS

- 1. GOVT OF KHYBER PAKHTUNKHWA Through Chief Secretary, Peshawar.
- 2. Inspector General of prison Khyber Pakhtunkhwa Peshawar
- 3. Secretary to Government Of Khyber Pakhtunkhwa Home & tribal Affairs Department Peshawar.
- 4. Superintendent Incharged Internment Center Laki Marwat
- 5. Mr. Abid Husain posted Central prison Banu Ash,
- 6. Mr. Niaz Ali/posted District jail /HSP Mardan
- 7. Mr. Raj Wali District jail /HSP Mardan
- 8. Mr. Muhammad Ali/Posted District jail Kohat
- 9. Mr. Abid Jamal/District jail /HSP Mardan

  10.Mr. Muhammad Javid/Office of the Inspector General Prison Peshawar See Address & parties at Page No. 6

.....Respondents

SERVICE APPEAL U/S 4 OF THE KPK SERVICES TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED NOTIFICATION NO. SO(Prison)-HD/8-6/2013/BC-137240. 11/06/2015 AND NOTIFICATION NO. 17397 DATED 23/06/2015 WHEREBY THE RESPONDENTS NO 5 TO 10 HAVE BEEN PROMOTED WHO WERE JUNIOR TO-APPELANT AS PER SENIORITY LIST NO

te-submitted to-des ind filed:

8/24-J-2007/13246 DATED 20/05/2014. SAID PROMOTION NOTIFICATIONS ARE ILLEGAL INCORRECT AGAINST THE LAW AND APPELLANT BEING SENIOR MOST IS ENTITLED FOR PROMOTION PRAYER.

ON ACCEPTANCE OF THIS APPEAL THE IMPUGNED NOTIFICATIONS MAY KINDLY BE SET ASIDE BEING AGAINST THE LAW AND RULES AND APPELANT BE PROMOTED WITH ALL BACK BENIFETS.ANY OTHER REMEDY WHICH DEEMS PROPER MAY ALSO BE GRANTED.

#### Respectfully Sheweth:

Short facts giving to the present appeal are as under:

- 1. That appellant was joined the service on 25/6/1990 and serving as senior clerk BPS 14 attached with Internment center Laki Marwat department of nome and tribal affair Khyber Pakhtunkhwa office of the Inspector General of Kyber Pakhtunkhwa having outstanding ACRS throughout.(Copies of the ACRS are attached as Annexure "A"
- 2. That the office of the Inspector General prison Khyber Pakhtunkhwa Peshawar No.8/24-J-2007/13246 dated 20/5/2014 issued / circulated final seniority list of senior clerks, whereby the name of the appellant shown on serial no 6. (copies of Seniority List is as Annexure "B")
- 3. That the respondent No 2 and 3 issued the impugned notifications no. SO(Prison)-HD/8-6/2013/BC-137240 Dated 11/06/2015 order of

promotion of the respondents no.5 to 10 / senior clerks from BPS 14 to BPS 16 and impugned posting transfer order dated 23/06/2015 while ignoring the seniority of the appellant. (Copies of the notifications are Annexure "C")

- 4. That the appellant is on serial no 6, of the seniority list ,meanwhile some adverse remarks were recorded in the P.E.R-2014 on appeal adverse remarks were expunged vide Government of Khyber Pakhtunkhwa Home and tribal affair department S.O Prison notification number SO(PRISONS)HD/P-F/1-12/2015/BC-DATED 19/11/2015. (Copies of appeal and Notification are Annexure 'D")
- 5. That feeling aggrieved from the impugned Notifications /promotion the appellant filed the departmental appeal on 13/11/2015 however it was not replied despite the lapse of 90 days. the appellant is assailed before this Honorable Tribunal on the following grounds inter alia: (Copies of appeal are Annexure "E")

#### GROUNDS:

- A. That the act of respondents, not placing the name of the appellant as per seniority list for promotion is illegal, without lawful authority, without jurisdiction and violation of the rules and law is liable to be modified in the above terms.
- B. That the respondents have committed a legal error by not considering the name of the appellant for promotion being senior and fit candidate and promoted the juniors despite the fact that the vacancies are still vacant

4

therefore, the respondents acted in disregard of law and judgments of the superior courts, warrants interference.

C. That the respondents No 1 to 4 ignored the services rendered by the appellant to the department and promoted the respondent no 5 to 10 despite the fact that they are Junior as per seniority list, appellant is old age and is near to his retirement is entitled to promotion as a right.

D. That the Act of the Respondents is against the Articles 4, 25, & 27 of the Constitution of Islamic Republic of Pakistan 1973

E. That the appellant has been discriminated against as there are similarly placed other employees who are promoted and in the case of the appellant it was denied to him.

F. That the appellant seeks leave of this Honorable Tribunal to raise / argue any additional point at the time of arguments.

It is, therefore, most humbly prayed that on acceptance of this service appeal, this Honorable Tribunal may graciously be pleased to declare the appellant senior to the respondents no. 5 to 10 and be promoted being senior and deserving with all back benefits from the date of promotion

Appellant

Through

Nasir Khan Afridi

Advocate, High Court

Peshawar

Date: 25/03/2016

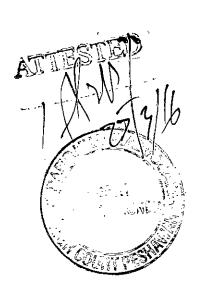


#### BEFORE THE SERVICES TRIBUNAL, KPK, PESHAWAR

Service Appeal No	/2015
Imam Hussain	
	VERSUS
Govt. of KPK and o	thersRespondents

#### <u>AFFIDAVIT</u>

I, Imam Husain BPS-14 Senior Clarke attached with Internment centre Laki Marwat, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



Imam Hussain DEPONENT

### BEFORE THE SERVICES TRIBUNAL, KPK, PESHAWAR

Service Appeal No/2016	
Imam Hussain	
VERSUS	
Govt. of KPK and others <u>Respondents</u>	
ADDRESSES OF PARTIES	
APPELLANT:	
Imam Husain senior clerk BPS-14 Internment center Laki Marwat.	
RESPONDENTS:	
1. GOVT OF KHYBER PAKHTUNKHWA	
Through Chief Secretary, Peshawar.	
2. Inspector General of prison Khyber Pakhtunkhwa Peshawar	
3. Secretary to Government Of Khyber Pakhtunkhwa Home & tribal Affa	irs
Department Peshawar.	
4. Superintendent Incharged Internment Center Laki Marwat	
5. Mr. Abid Husain post of Assistant (BPS-16) Central prison D.I Khan.	
6. Mr. Niaz Ali post of Assistant (BPS-16) High Security Prison Mardan.	
7. Mr. Raj Wali post of Assistant (BPS-16) High Security Prison Mardan.	
8. Mr. Muhammad Ali post of Assistant (BPS-16) Inspector General Pris	on
KPK Peshawar.	
9. Mr. Abid Jamal post of Assistant (BPS-16) High Security Prison Mardan.	
10.Mr. Muhammad Javid post of Assistant (BPS-16) Inspector General Pris	on
KPK Peshawar. 4mam Hussain	
Appellant	
Through	•

Nasir Khan Afridi Advocate, High Court Date: 2**\$**-03-2016 Peshawar

<u>ÆNDIX "C"</u>

APPENDIX-VI

CONFIDENTIAL

Form 'G' (Revised)
Assistant and Clerks

# GOVERNMENT OF KHYBER PAKHTUNKHWA. <u>PRISONS DEPARTMENT</u>

CONCIDENTIAL REPORT

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APPTADIX-VI

CONFIDENTIAL

Form 'G' (Revised)
Assistant and Clerks

# GOVERNMENT OF KHYBER PAKHTUNKHWA

PRISONS TO THE PAKHTUNKHWA
PRISONS DEPARTMENT
COMMON
For the period from $08-03-2-013$
For the period from 08 - 03 - 20/3 to 02 - 08 - 20/3
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3. Date of Birth Clark
4. Date of Entry into Government service 24 - 06 - 1990
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PART-II
A. PERFORMANCE
1. Referencing, paging of notes and correspondence
2 Movement of Files and record of suspense
3 Keeping files and Papers tidy condition
4 Promptness and accuracy in disposing
B. PERSONAL TRAITS
5 Intelligence.
6 Knowledge of Procedures and Regulations.  7. Punctualing
7. Punctuality
8 Cooperation and Tact.
9 Amenability
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CONFIDENTIAL

Ferm G' (Revised) Assistant and Clerks

### GOVERNMENT OF KHYBER PAKHTUNKHWA

#### PRISONS DEPARTMENT

CONFIDENTIAL REPORT

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Form 'G' (Revised) Assistant and Clerks

### GOVERNMENT OF KHYBER PAKHTUNKHWA PRISONS DEPARTMENT

CONFIDENTIAL REPORT

۱RT	1-1					
	Name mam Huss	ain.	ı			
	Designation Senioz' Cle	orle.		<del> </del>		
	Date of Birth $15-64-195$	-6.	•			
	Date of Entry into Government service 2	-4-6	o6 -	199	0.	-
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-  -	Amenability to Discipline	3				
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	ii). Reported to be corrupt				-\$:	
	iii). Believed to be corrupt, because of			د(	*	
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		PART-III		
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e.	Rece	tly promoted / appointed eration for promotion pre-mature		
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Form 'G' (Revised) . Assistant and Clerks

## GOVERNMENT OF KHYBER PAKHTUNKHWA <u>PRISONS DEPARTMENT</u>

CONFIDENTIAL REPORT

For	the period from $24 - 6 - 2013$	10 31-12-201;
PA.	RT-1	
1.	Name IMAM HUSSIN	
2.	Designation SENIOR ELEKK	
3.	Date of Birth 15 - 94 - 1956.	
4.	Date of Entry into Government s. 1	74-06-1990
5.	Branches in which employed du :	ver ich period Pay AND ALLDWANK
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<u> </u>	PAR	K1-II
Α.	PERFORMANCE	AI A B C D
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2	Movement of Files and record of suspense cases.	
3	Keeping files and Papers tidy condition	
4	Promptness and accuracy in disposing	
В.	PERSONAL TRAITS	
5	Intelligence.	
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7.	Punctuality	
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9	Amenability to Discipline	
10	Skill in Drafting.	
بن		· ✓ M
. 11.	Integrity	Assessment
	i). Incorruptible	-NOT CORROPT -
	ii). Reported to be corrupt	-NO-
ر فو	iii). Believed to be corrupt, becalt wor	
Wor	ii. Monetary Consideration	
	b. Other Considerations	-No- '

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b. F	tor promotion  Officer  Officer  Officer  Officer  Officer	İ
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d. No	sideration for promotion pre-mature	-
	yet fit for promotion.	-
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	PART-IV	1
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/XXXY	Lukki Marind	
	Countersigning Officer's Signature	
9	Name (In Block Letters)	
Å	Designation	
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CONFIDENTIAL

Form 'G' (Revised) Assistant and Clerks

### GOVERNMENT OF KHYBER PAKHTUNKHWA PRISONS DEPARTMENT

For the period from D. A. CONFIDENTIAL REPORT
For the period from 24-6-2015
PART-1 10 3/72-2015
Name
Designation Descript AUSS and Date of Birth
Date of Entry into Co.
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2 Movement of Files and record of suspense
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In Respect of Mr. Imam Stusseun 846/202- A L R - 2013 (From 68-3 -2013 To 02-8-2013

EX- Buferintendent bul

Mr. Ehtetaz Lehan

Memo:

OFFICE OF THE SUPERINTENDENT/ INCHARGE INTERMENT CENTRE LAKKIMARWAT NO: 34 /WE DATEDO 8-01-2016

To:

The Worthy Inspector General of Prisons, Khybar Pakhtunkhawa , Peshawar .

Subject:-

SUBMISSION OF P.E.R FOR THE PERIOD FROM 24-06-2015 to 31-12-2015 IN RESPECT OF MR. IMAM HUSSAIN , SÉMIOR SLERK BPS-14 .

Memo:

for your kind perusal

It is st. itted for your kind information that P.E.R. for the period f . . -06-2015 to 31-12-2015 in respect of Mr. Imam Hussain, S. rk BPS-14 is enclosed herewith urable action please .

SUPERINTENDENT/INCHARGE

INEERMENT CENTRE

LAKKIMARWAT

Attested Advocate

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OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

NO. 8/24-J-2007/13246
DATED 20-05-2014.

#### NOTIFICATION

In pursuance of Section-8(1) of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-17 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989, Final Seniority list of Senior Clerks (BPS-09) as it stood on 01-4-2014 is notified/circulated:-

<u>S#</u>	NAME OF OFFICE ACADEMIC QUA		D/O BIRTH WITH DOMICILE DISTRICT.	DATE OF 1 <sup>st</sup> ENTRY INTO	REGULAR APPOINTMENT/PROMOTION			PRESENT APPOINTMENT	REMARKS
				SERVICE	DATE	BPS	METHOD OF APPOINTMENT.		
1.	Mr.Irfanullah	(B.A)	01-11-1959 (Charsadda)	02-03-1986	14-10-2005	9	By promotion	Senior Clerk.	Seniority maintained as in lower scale.
2.	Mr.Praim	(D.Com)	25-04-1965 (Peshawar)	01-11-1987	01-11-2005	9	-do-	Senior Clerk.	-do-
3.	Mr.Akhtar Shah	(F.A)	11-04-1967 (Peshawar)	Warder 03-05-1986 J/Clerk 02-10-1988.	14-10-2005	9	-do-	Senior Clerk.	-do-
4.	Mr.Anayat-ur- Rehman	(F.A)	24-11-1964 (Abbottabad)	Warder 24-04-1987 J/Clerk 27-1-1990.	01-11-2005	9	-do-	Senior Clerk.	-do-
5.	Mr.Zahir Shah	(Matric)	15-02-1968 (Charsadda)	31-05-1990	7-11-2005	ò	-do-	Senior Clerk.	-do-
16	Mr.Imam Hussain.	NOS)(F.A)	15-04-1956 (Kohat)	25-06-1990	7-11-2005	9	-do-	Senior Clerk	-do-
7N	Mr.Abid Hussain	(D.Com)	05-01-1967 (D.I.Khan).	29-09-1990	04-08-2006	9	-do-	Senior Clerk.	-do-
3.	Mr.Niaz Ali	(FA)	10-04-1968 (Charsadda)	17-11-1990	19-07-2006	9	-do-	Senior Clerk.	-do-
9. 🗸	Mr.Raj Wali	(B.A)	20-02-1969 (Mohiaand Agency)	24-11-1990	24-08-2006.	- 9	-do-	Senior Clerk.	-do-
10.	Mr.Muanimsd . Ali	(M.A)	14-11-1957 (Mohmand Agency)	06-08-1986_	1-9-2008	9	do-	Senior Clerk.	-do-
	Mr.Ali Hailer	(B.A)	3-12-1961 (Peshawer)	20-4-1987	1-9-2008	5	-do-	Senior Clerk.	-do-
[12.7]	Mr.Abid Jamal	(D.Canı)	12-04-1967 (Peshawar)	(19-08-) 991	17-9-2008	<del>  9</del>	-do-	Senior Clerk.	-do-
;	Mr.Muhamusad Lauf Khan	(Muiric)	07-02-1965 (Bannu)	19-09-1991	1-10-2008.	9	-do-	Senior Clerk.	-do-

duocate





### . OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

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NO.	

# DATED 20-05-2014

1.4	/ N.A. N.C. 1	(B. ()						•	•
14√	Mr.Muhammad Javed	(F.A)	14-10-1973 (Charsadda)	26-09-1992	28-2-2009	9	do-	Senior Clerk.	-do-
15.	Mr.Sajid Ali	(F.A)	01-01-1974 (Peshawar)	_Warder-24-08-1991_	10-02-2009	- 9	do-	0: - 0: - 1:	
				J/Clerk 06-4-1993.	10-02-2009	9	-00-	Senior Clerk.	-do-
16.	Mr.Khadim Shah	(M.A)	16-04-1969 (Charsadda)	26-09-1993	08-9-2010	9	-do-	C:- Ol 1	<u> </u>
17.	Mr.Muhammad	(Matric)	01-12-1964 (Dir Lower)	Warder 27-04-1982	22-11-2011	<del></del>		Senior Clerk.	do
10	Yar	· · · · · · · · · · · · · · · · · · ·		J/Clerk 01-5-1993.	22-11-2011	9	-do-	Senior Clerk.	-do-
18.	Mr.Muhammad Jehangir	(B.A)	15-11-1972 (Mohmand Agency)	05-12-1997	01-12-2011	9	-do	Senior Clerk.	-do-
19.	Mr. Yousaf Khan	(B.A)	18-07-1972 (Khyber Agency)	10-12-1997	22-11-2011	9	-do-	0 0 1	<del></del>
20.	Mr.Asif Shah.	(B.A)	02-04-1978 (Haripur)	12-12-1997	22-11-2011	9		Senior Clerk.	-do-
21.	Syed Rahim Shah	(B.A)	15-04-1974 (Swat)	13-12-1997	<del>-</del>	<del> </del>	-do-	Senior Clerk.	-do-
22.	Mr.Sardar Ali	(F.A)	11-11-1972 (Peshawar)	3-7-1993	27-2-2013	9	-do-	Senior Çlerk:	
23.	Mr. Muhammad	(B.A)	10-4-1974 (Khyber Agency)	<del>                                     </del>	28-2-2013	9	-do-	Senior Clerk.	-do-
-	Saeed	(2.1)	(Kilyber Agency)	1-8-1996	27-2-2013	. 9	-do-	Senior Clerk.	-do-
24.	Mr.Muhammad Atif Nawaz Qureshi	(F.A)	8-8-1975 (D.I.Khan)	Warder 01-10-1997 J/Clerk 23-6-2004.	4-3-2013	9	-do-	Senior Clerk.	-do-
2'	Mr.Atiqur ur Rehman	(M.A)	10-5-1977 (D.I.Khan)	Warder 08-5-1999 J/Clerk 23-6-2004.	27-2-2013	9	-do-	Senior Clerk.	-do-
26:	Mr.Abdul Hamid Abbasi	(B.A)	4-4-1975 (Abbottabad)	Warder 03-10-1997 J/Clerk 05-7-2004	19-12-2013	9	-do-	Senior Clerk.	-do-
27	Mueed Rashid	(BA/LLB/DIT)	15-3-1983 (Lakki Marwat)	5-11-2004	19-12-2013	- 9	-do-	Senior Clerk	do
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INSPECTOR GENERAL OF PRISONS, KHYBER PAKHTUNKHWA PESHAWAR.

FivAnayar Data/ Seniority List/Seniority List of Senior Clerkss(BPS-9)



ENDST; NO. 13247-72

Copy of the above is forwarded to:-

- All Superintendents of Jails /Lockups/Internment Centres.
- Office Accountant/.

For information of the officials concerned.

Advocate Advocate

OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

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DATED 20-05-20/4

ASSISTANT DIRECTOR (ADMN)
FOR INSPECTOR GENERAL OF PRISONS, KHYBER PAKHTUNKHWA PESHAWA



# Ameaure'C' (25) GOVERNMENT OF KHYBER PAKHTUNKHWA HOME & TRIBAL AFFAIRS DEPARTMENT

**<><><><><><><><><><><><** 

# **NOTIFICATION**

No.SO(Prisons)-HD/8-6/2013/ BC-137240. The Competent Authority in consultation with the Departmental Promotion Committee is pleased to order promotion of the following Senior Clerks (BPS-14) to the post of Assistant (BPS-16) on regular basis, with immediate effect:-

- 1- Mr. Irfanullah,
- 2- Mr. Anayat-ur-Rehman.
- 3- Mr.Zahir Shah.
- 4- Mr Abid Hussain.
- 5- Mr.Niaz Ali.
- 6- Mr.Raj Wali.
- 7- Mr.Muhammad Ali.
- 8- Mr. Abid Jamal.
- 9- Mr.Muhammad Javed.
- 10- Mr. Sajid Ali.

The officers from S.No.1 to 10 above will be on probation for a period of one year in terms of Rule-15(1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer)
Rules-1989 and Section 6 (2) of Khyber Pakhtunkhwa Civil Servant Act 1973.

Their services are hereby placed at the disposal of Inspector General of Prisons Khyber Pakhtunkhwa for their further posting.

Secretary to Government of
Khyber Pakhtunkhwa Home & T.As

Department Peshawar

Dated the, 11th June, 2015, Peshawar.

(Rehmat Ali Wazir) ECTION OFFICER (PRISONS)

No.SO(Prisons)-HD/8-6/2013/ BC-137240.- Dated the, 11th June, 2015, Peshawar.

A copy is forwarded for information and necessary action to: -

1. Inspector General of Prisons Khyber Pakhtunkhwa Peshawar.

- 2. Accountant General Khyber Pakhtunkhwa Peshawar, for information and necessary action.
- 3. Director IT, Home & TAs Department, Khyber Pakhtunkhwa, Peshawar.
- 4. PS to Secretary Home, Khyber Pakhtunkhwa.
- 5. PS to Special Secretary Home, Khyber Pakhtunkhwa.
- 6. Officer Concerned.
- 7. Master file/Office Order file.

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SECTION OFFICER (PRISON

Allested 7.

#### OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

Date of Trans

#### ORDER

In pursuance of Government of Khyber Pakhtunkhwa Home and T.As Department Notification No.SO(Prisons)-HD/8-6/2013/BC-137240 dated 11-6-2015, the following postings/transfers are hereby ordered in the public interest:-

- 1. Senior Clerk (BPS-14) Irfanullah attached to District Jail Timergara; on eve of his promotion to the post of Assistant (BPS-16) is hereby transferred and posted to District Jail/HSP Mardan against the existing vacancy.
- Senior Clerk (BPS-14) Anayat-ur-Rehman attached to this office, on eve of his promotion to the post of Assistant (BPS-16) is hereby transferred and posted in the same office against the existing vaganey.
- 3. Senior Clerk (BPS-14) Zahir Shah attached to District Jail Karak, on eve of his promotion to the post of Assistant (BPS-16) is hereby transferred and posted to 'District Jail/HSP Mardan against the existing vacancy.
- Senior Clerk (BPS-14) Abid Hussain attached to Central Prison D.I.Khan, on eve of his promotion to the post of Assistant (BPS-16) is hereby transferred and posted to Central Prison Bannu against the existing vacancy,
- Senior Clerk (BPS-14) Niaz Ali who is presently performing his duties at Judicial Lockup Swabi and for the purpose of pay attached to Bandal Institution Banna, on eve of his promotion to the post of Assistant (BPS-16) is hereby transferred and posted to District Jail/HSP Mardan against the existing vacancy.
- Senior Clerk (BPS-14) Raj Wali attached to Central Prison Peshawar, on eve of his promotion to the post of Assistant (BPS-16) is hereby transferred and posted to District Jail/HSP Mardan against the existing vacancy.
- Senior Clerk (BPS-14) Muhammad Ali attached to District Jail Kohat, on eve of his promotion to the post of Assistant (BPS-16) is hereby transferred and posted to Prisons Inspectorate against the existing vacancy.
- Senior Clerk (BPS-14) Abid Jama! attached to Contral Prison Haripur, on eve of his promotion to the post of Assistant (BPS-16) is hereby transferred and posted to District Jail/FISP Mardan against the existing vacancy.
- Senior Clerk (BPS-14) Muhammad Javell attached to this office, on eve of his promotion to the post of Assistant (BPS-16) is hereby transferred and posted in the same office against the existing vacancy:

NOTE

- Arrival and departure reports should be sent to all concorned.
- All should be relieved of their duties immediately by making local arrangement ii.

iii. Minimum joining time may be allowed.

INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

Copy of the above is fur

- The Secretary to Government of Khyber Pakhtunkhwa Home and T.As Department Peshawar, for information with Home Department Notification referred to above.
- 2. The Accountant General Khyber Pakhtunkhwa Peshawar, for information.
- The Superintendents, Central Frison Peshawar, Haripur, Banne & D.I.Khan.
- 4. The Superintendent, Borstal Institution Bannu.
  - 5. The Superintendent, DJ/HSP Mardon.
  - 6. The Superintendents, District Jail Karak & Kohat.
  - 7. The Incharge Internment Centre Kohat.
- 8. The Superintendent Judicial Locker Swabi.
- Office Accountant.

For information and necessary action,

10. The District Accounts officers concerned for information.

INSPECTOR GENERAL OF PRISONS KHYEER PAKHTUNKHWA PESHAWAR

G. Annym Date NEW Me Don Transfer Order

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OFFICE OF THE
INCHARGE INTERNMENT
CENTER LAKKI MARWAT
NO. 4,54-WE
DATED 1/1-5-20/5

To

The Inspector General of Prisons Knyber Callationschur Pestowar

Subject: APPEAL

An appeal presented by Imam Stressain Conior Clark Temporary affected to this Center is Sent heaville for onword bubonission to the Gorth Plax.

Superintendent/Incherge Internment Center Lakki Marwat

معنوال بر

منا - سکرنٹری صاحب یوی ڈیارٹنیٹ فیرفنوکوال کے در

APPEAL

ن کرونری در را بی می ما می کوهیمی کئی مادرس طرح که ریا دکسی از رس طرح که ریا دکسی اسکا خش کای بیشا عقا -

برن الزون كو ديرون كرا ما يا الزون كو ديرون كرا ما يا الزون كو ديرون كرا ما يا الزون كو ديرون كرا ما يا الزون كرا ما الم

چونکر ۱۹ مدید علی کم الزومات وهی پُرای به سیاد انکورنری

Allested Advocate

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یر دئے میں فولہ سروس العانی ہے ۔ اور کی رید عرم میں ریک بار سزا دیا جا کا ہے ۔ بار بار انہیں دیا جا کا میک سرکورہ و فسر نے رسی قبر کی میں ماہ کو دوبارہ سزا دیا ہے ۔

سر می کی میلاف جوشے مبنی بردون دونواست کر اس میں دونوں سے میں کا کہ بری ور میں دونا و کی دونا کی دونا و کی دونا ک

Mested

The Honourable Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar.

Subject:

REQUEST REGARDING APPEAL FOR EXPANCHING OF ACR, 2014

R/Sir

The Honourable Special Secretary Home, Mr. Saraj Sahib was fixed my personal hearing on 7<sup>th</sup> August 2015 at 2:00pm. On 7-8-2015 regarding my appeal for expanching of ACR 2014 on the base of adverse report. The honourable special secretary home decided that comments from the honorable Inspector General of Prisons, K.P.K, Peshawar may be asked for

Now I am requesting that:-

- 1. In the A.C.R 2014 was recorded "Adverse Report" by the Superintendent Central Jail Bannu. I am aged man i.e 59 years and 6 months. And 8 Months is remaining in my service for retirement. I was defeared in the recently Promotion Board by the Departmental Promotion committee about the ACR, 2014.
- 2. I was not issued / received any kinds of JUDW LAUSE notice during the year 2014 please. 3. There was no inquiry held against me in the year 1014.
- 4. I was not involved in the any case of the people wail.
- 5. I was not involved in any kind of case in the year 2014.

Athersteal

Being not involved in any cases I was given punishment. I was also differed from the promotion to the rank of Assistant / Head clerk. Which was my due rights. At last I am requesting that comments/ recommendation, regarding my Appeal for Ex punching of ACR-2014 my kindly be given in favor of my promotion please.

Thanking you once again

Dated: 10-08-2015

Yours obedient servant

IMAM AUSSAIN

Senior Clerk



## OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

**Dated** 

To

The Incharge,

Internment Centre Lakki Marwat.

Subject:-

APPEAL FOR EXPUNCTION OF ADVERSE REMARKS RECORDED IN

THE P.E.R IN RESPECT OF MR.IMAM HUSSAIN SENIOR CLERK FOR

**THE YEAR 2014** 

Memo:

I am directed to refer to your endst; No.418-WE dated 27-4-2015 on the subject and to convey that the Appellate Authority has accepted the appeal of Mr.Imam Hussain, Senior Clerk and expunged the adverse remarks recorded in his P.E.R for the year 2014 vide Home Department Notification No.SO(PRISONS)/HD/P-F/1-12/2015/BC-137131 dated 19-11-2015 (copy enclosed).

Please inform him accordingly.

SISTANT DIRECTOR(ADMN)

FOR INSPECTOR GENERAL OF PRISONS,

KHYBER PAKHTUNKHWA PESHAWAR.



GOVERNMENT OF KHYBER PAKHTUNKHWA, HOME & TRIBAL AFFAIRS DEP**A**RTMENT.

Dated Peshawar 19<sup>th</sup> November, 2015.

20/13

### NOTIFICATION.

NO. SO(PRISONS)HD/P-F/1-12/2015/BC-137131: In exercise of the powers conferred under Rule-6.6 (ii) of the Instructions on Performance Evaluation Report, the Competent Authority has been pleased to expunge the adverse remarks recorded in the P.E.R of Mr. Imam Hussain, Senior Clerk, Inspectorate of Prisons for the year 2014. Necessary entries shall be given in average category in the general assessment as per instructions contained in the rule ibid.

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

Copy to: -

The Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar for necessary action as requirement under Rule 6.6(ii) of Instruc: on Perform: Evalu: Report...

2. PS to Secretary Home, Khyber Pakhtunkhwa.

3. PS to Special Secretary Home, Khyber Pakhtunkhwa.

4. Official/Officer concerned.

5. Master File/Office Order File.

Section Officer (Prisons)

X19 20-11-20 3

Advocate

Annexure E (33)

OFFICE OF THE
SUPERINTENDENT
INTERMENT CENTRE LAKKI
MARWAT
NO.3061 DATED 30/11 /2015

To:

The Inspector General of Prison, Khyber Pakhtunkhwa Peshawar

Subject:

**PROMOTION** 

Memo

Please Referre to your good self memo number 33689-WE dated 24 November 2015.

It is submitted for your kind information that an application presented by Mr. Imam Hussain, senior clerk attached with this internment centre Lakki Marwat alongwith its encluser are enclosed herewith for your kind perusal and favourable action and with the request for onward submission to the honourable Home Secretary Khyber Pakhtunkhwa Peshawar for his kind information and necessary action, please.

SUPERINTENDENT/INCHARGE INTERMENT CENTRE LAKKI MARWAT

Ti

To:

The Honorable Home Secretary

Government of Khyber Pakhtunkhwa Peshawar

Through

The Worthy Inspector General of Prison,

Khyber Pakhtunkhwa Peshawar

Subject:

**PROMOTION** 

Respected Sir,

It is submitted that I have been serving as senior clerk in BPS-14 in the prision department. On seniority I was at serial number 6 of the seniority list (copy attached) Meanwhile, some adverse remarks were recorded in the P.E.R-2014. On appeal my adverse remarks were expunged vide Government of Khyber Pakhtunkhwa Home and triable affair department S.O prision notification number SO(PRISIONS)HD/P-F/1-12/2015/BC-137131 dated 19 November 2015 (copy attached)

During this my senior clerks in BPS-14 have been promoted to the next grade BPS-16 (Office Assisitant / Head Clerk). It is therefore, requested that after correction on my P.E.R-2014 I may please be promoted to the next grade BPS-16 (Office Assistant / Head Clerk) with the : BACK SENIORITY AND WITH ALL THE FULL BENEFITS WITH THE BACK DATE I.E DATE OF PROMOTION OF THE SENIOR CLERKS BPS-14 TO THE NEXT GRADE BPS-16 (OFFICE ASSISTANT / HEAD CLERK).

I SHALL PRAY FOR YOU AND YOUR FAMILY.

Dated: 30-11-2015.

Your Obedient Servent

(Imam Hussain)
Senior Clerk attached with
Internment centre Lakki Marwat

h. confl. is

بعدالت من شروسر سريل ٢٩٨ سي وم

باعث تحريرة نكه

مقدمه مندرجه عنوان بالا میں اپی طرف سے واسطے پیروی وجواب دہی وکل کاروائی متعلقہ آن مقام کی سے مقدمه مندرجه عنوان بالا میں اپی طرف کے مردی است حمد است حمد است مقرد کر کے اقراد کیا جاتا ہے۔ کے صاحب موصوف کو مقدمہ کی کل کاروائی کا کا کل اختیار ہوگا۔ نیز وکیل صاحب کوراضی نامہ کرنے وتقر رفالٹ وفیصلہ پر حلف دیے جواب دہی اورا قبال دعوی اور بسیار عرضی دعوی اور درخواست ہرتم کی تقدیق بصورت وگری کرنے اجراء اور وصولی چیک ورو بسیار عرضی دعوی اور درخواست ہرتم کی تقدیق زرایں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کی بطرفہ یا اپیل کی برامدگ وارمنسونی نیز دائر کرنے اپیل گرانی ونظر فانی و بیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت مقدمہ ندکور کی یا جزوی کا وارپ ہمراہ یا اپنے بجائے مقدمہ ندکور کی یا جزوی کا اور اس کا ساختہ پر داختہ منظور وقبول ہوگا دوران مقدمہ میں جوٹر چہ ہر جانہ التوائے مقدمہ کے سب سے وہوگا۔ کوئی تاریخ بیٹی مقام دورہ پر ہو یا حدے باہر ہوتو وکیل صاحب پابند ہوں سے سب سے وہوگا۔ کوئی تاریخ بیٹی مقام دورہ پر ہو یا حدے باہر ہوتو وکیل صاحب پابند ہوں گئے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ کھدیا کہ سندر ہے۔

A by MANDI , 2016

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• الرقوم

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عدنان چوک مشتگا Accepte

Form 'G' (Revised)
Assistant and Clerks

# GOVERNMENT OF KHYBER PAKHTUNKHWA <u>PRISONS DEPARTMENT</u>

CONFIDENTIAL REPORT

For the period from $0/-0/-2019$	to 31-/2 = 2 0 ( )
PART-I	
1/ 2/2	
Name Jonam Hassain	
2. Designation Senley Oberic.	
Date of Birth $15-04-1956$	- 0 1000
4. Date of Entry into Government service	75-06-1770
5. Branches in which employed during the year	ir, with period 199 Prace eff
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	一等。1990年1月1日的教育、1990年1月1日
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1. Referencing, paging of notes and correspondence	
2 Movement of Files and record of suspense	
cases.  3 Keeping files and Papers tidy condition	
4 Promptness and accuracy in disposing	
B. PERSONAL TRAITS	A
5 Intelligence.	
6 Knowledge of Procedures and Regulations.	
7. Punctuality	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
8 Cooperation and Tact.	
9 Amenability to Discipline	
10 Skill in Drafting.	
11. Integrity	Assessment
i). Incorruptible	Cosmit
ii). Reported to be corrupt	
iii). Believed to be corrupt, because of	Consuit
a. Monetary Consideration	Minetany
b. Other Considerations	
	Yes
a. Monetary Consideration	/Yo \$
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# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

#### **VERSUS**

- 1. Chief Secretary, Khyber Pakhtunkhwa.
- 2. Inspector General of Prisons, Khyber Pakhtunkhwa Peshawar.
- 3. Secretary to Government of Khyber Pakhtunkhwa, Home and T.As Department.

#### PARAWISE REPLY ON BEHALF OF RESPONDENTS No. 1 to 4.

## **Preliminary Objections**

- i. That the appellant has got no cause of action.
- ii. That the appeal is incompetent and is not maintainable in its present form.
- iii. That the appellant is estopped by his own conduct to bring the present appeal.
- iv. That the appellant has no locus standi.
- v. That the appeal is bad for mis-joinder and non-joinder of necessary parties.
- vi. That the appeal is barred by law.
- vii. That this Honorable Tribunal has no jurisdiction to entertain the appeal.

#### ON FACTS

- 1- Pertains to record.
- 2- Pertains to record.
- 3- The promotion case of Senior Clerks including the Petitioner was placed before the Departmental Promotion Committee (DPC) and as recommended by the committee and approved by the authority the

promotion orders of the suitable candidates were notified accordingly and the Petitioner was superseded due to adverse entry in his service record. Later on, he filed appeal which was considered and filed by the appellate authority (Home Secretary). No departmental appeal was filed by the appellant against his supersession.

- 4- Admitted to the extent that adverse remarks were recorded in his P.E.Rs for the year 2014 which were accordingly communicated to him and upon appeal the said adverse remarks were expunged by the appellate authority (Home Secretary) in the month of November 2015 whereas the promotion was ordered in the month of June 2015 which is earlier from his expungement date. However, the appellate authority rejected his appeal for setting aside the penalty of withholding of increment for one year awarded to him in a departmental case of misappropriation in the Store articles as he, while posted at Central Prison Bannu on 19-12-2013 at 04:00 PM, was caught red handed by Superintendent Jail concerned while taking away 14 Kg Rice from Jail Store. Copy of rejected appeal is enclosed for perusal please.
- 5- As explained in Para-3 above, his appeal was badly time barred.

#### **GROUNDS: -**

- A. Not admitted, as explained in the preceding Paras.
- B. Not admitted, applicant was considered. However, superseded.
- C. His service career was not spotless as explained in Para-4 above, hence he was not considered suitable for promotion to the post of Assistant (BPS-16) by the committee concerned and according to Section-22 of Civil Servants Act-1973, the decision of the committee cannot be challenged.
- D. Not admitted. The act of Respondents are in accordance with law.
- E. Not admitted, as no discriminations treatment was made with the appellant and the committees decision was strictly in accordance with the rules.

F. Respondents also seek permission to adduce further ground during argument..

It is therefore, humbly prayed that on acceptance of this reply, the instant appeal may kindly be dismissed with cost throughout.

CHIEF SECRETARY

Khyber Pakhtunkhwa (Respondent No.1)

SECRETARY TO GOVERNMENT

Of Khyber Pakhtunkhwa, Home and T.As Department (Respondent No.3) INSPECTOR GENERAL OF PRISONS

Khyper Pakhtunkhwa Peshawar

(Respondent No.2)

SUPERINTENDENT

Incharge Internment Center Lakki Marwat

Lakki Marwat (Respondent No.4)

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

#### **VERSUS**

- 1. Chief Secretary, Khyber Pakhtunkhwa.
- 2. Inspector General of Prisons, Khyber Pakhtunkhwa Peshawar.
- 3. Secretary to Government of Khyber Pakhtunkhwa, Home and T.As Department.

#### PARAWISE REPLY ON BEHALF OF RESPONDENTS No. 1 to 4.

We the undersigned respondents do hereby solemnly affirm and declare that the contents of the Para-wise comments on the above cited appeal are true and correct to the best of our knowledge and belief and that no material facts have been kept secret from this Honorable Tribunal.

CHIEF SECRETARY Khyber Pakhtunkhwa

(Respondent No.1)

SECRETARY TO GOVERNMENT

Of Khyber Pakhtunkhwa, Home and T.As Department (Respondent No.3) INSPECTOR GENERAL OF PRISONS

Khyber Pakhtunkhwa Peshawar

(Respondent No.2)

SUPERINTENDENT
Incharge Internment/Center
Lakki Marwat

(Respondent No.4)





#### OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

P-433/2 to 443

To

The Secretary to Government of Khyber Pakhtunkhwa,

Home and T.As Department,

Peshawar.

Subject:-

**DEPARTMENTAL APPEAL** 

Memo:

I am directed to refer to the subject and to convey that Superintendent Central Prison Bannu had reported vide his letter No.14-WE dated 21-12-2013 (copy enclosed) that on 19-12-2013 4.00 PM Mr.Imam Hussain Senior Clerk (BPS-9) posted in his jail was caught red handed by him while taking away (14 KG) Rice from the jail store. He requested for his suspension with immediate effect with initiation departmental proceedings under the rules. Accordingly he was placed under suspension vide this office order No.269 dated 01-1-2014 (copy enclosed) and departmental proceeding was also initiated against him and for conducting formal inquiry in the case Mr.Amin-ul-Haq, Senior Assistant Superintendent Jail Karak has been appointed as Inquiry Officer vide this office endst; No.273-75 dated 01-1-2014 (copy enclosed).

The Inquiry officer concerned submitted his findings vide letter No.237 dated 27-2-2014 (copy enclosed) according to which the charges stood proved against him. As required, final Show Cause Notice was served upon the above named official through Superintendent Central Prison Bannu vide this office letter No.7058-WE dated 19-3-2014 (copy enclosed). Accordingly he furnished his reply to the Show Cause Notice but the same were found un-satisfactory, however, before passing final orders, the opportunity of personal hearing was also afforded to him vide this office letter No.20/2-J-1990/12047 dated 8-5-2014 (copy enclosed).

As the charges stood proved against him, upon completion of procedural formalities, he was awarded the minor penalty of "withholding increment for one year" vide this office order No. 20/2-J-1990/13313 dated 20-5-2014 (copy enclosed)

Now feeling aggrieved with the above decision, he preferred his departmental appeal for setting aside the penalty awarded to him which is enclosed herewith in original.

As the department already dealt leniently and there is no solid grounds has been given by the appellant in his appeal, therefore, same may please be rejected..

Yours Obediently,

ASSISTANT DIRECTOR (ADMN)
FOR INSPECTOR GENERAL OF PRISONS,
KHYBER PAKHTUNKHWA PESHAWAR.

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# GOVERNMENT OF KHYBER PAKHTUNKHWA HOME & TRIBAL AFFAIRS DEPARTMENT

idmn: Officer.

No. so (PRISONS)/8-3/HD/BC-113969/2014/VOL-III Dated Peshawar the 15<sup>th</sup> April, 2015.

To

135630

The Inspector General of Prisons,

Khyber Pakhtunkhwa, Peshawar.

Subject: - DEPARTMENTAL APPEAL

Dear Sir,

PRISO PARTIMENT

I am directed to refer to your letter No. 5668-WE dated 06/03/2015 on the subject noted above and to state that after going through appeal of Mr. Imam Hussain, Senior Clerk the competent authority has directed to file the case. Therefore the appellant may please be informed accordingly.

Yours faithfully,

(Rahmat Ali Wazir)
SECTION OFFICER (PRISONS)

# Endst: of even No/date

Copy forwarded for information to the:

- 1. PS to Special Secretary Home Khyber Pakhtunkhwa Peshawar.
- 2. Master File.

SECTION OFFICER (PRISONS)

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4/24/8

# BEFORE THE KHYBER PAKHTUNKHWA HON'BLE SERVICE TRIBUNAL PESHAWAR.

Appeal No.311/2016

Imam Hussain \*\*\* Versus\*\*\*\* Govt of KPK & others.

# Appellant's Rejoinder.

Respectfully Sheweth:

# **Preliminary Objections:**

That all the objections raised by the respondents are incorrect and are not sustainable, hence denied, vehemently.

## Facts:

- 1,2) In reply of the Paras No.1 and 2 of the respondents, it is submitted that Para No.1 and 2 of the appeal of appellant are correct.
- 3) That Para No.3 of the comments is denied, on appeal of the appellant the adverse remarks has been expunged and after that the appellant has the right of promotion.
- 4) Para No.4 of the comments is denied, all the allegations against the appellant and the adverse remarks in the P.E.R of the appellant for the period from 18/08/2013 to 31/12/2013

Office Order dated 22/12/2014 Order No.SO(PRISONS)/8-3/HD/BC-113969/ 2014/ Vol: III has been expunged and the adverse remarks of the appellant for the year 2014 has also been expunged through Notification No.SO/ (PRISONS)/HD/P-F/1-12/2015/BC-137131 dated 19/09/2015. (Copies of the above mentioned order are annexed herewith)

5) Para No.5 is denied, the appeal is filed by the appellant within time

# **Grounds:**

A to B- Incorrect. Grounds A to B of appeal are correct and its replies are incorrect.

C-Incorrect. The appellant has performed his duties according to law and appellant annual confidential reports were marked very good on yearly basis. (Report is already annexed with the appeal, hence Para C of the grounds of the reply of respondents is incorrect while para C of the appeal of the appellant is correct.

D&E- Incorrect. Grounds D and E of appeal are correct and its replies are incorrect.

F- That the appellant will submit additional grounds at the time of arguments.

It is, Therefore, prayed that on acceptance of appeal and rejoinder of the appellant, the Hon'ble Service Tribunal may graciously be declare the appellant senior to the respondents No.5 to 10 and appellant be promoted being Senior and deserving with all back benefit from the date i.e. 11/06/2015 vide Home Department (SO)(Prisons)/HD/8-6/2013/BC-137240 of promotions.

Dated 31/05/2017

Appel<u>l</u>ant

Through

Nasir Khan Afridi Advocate, Peshawar.

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Appeal No.311/2016

Imam Hussain \*\*\* Versus\*\*\*\* Govt of KPK & others.

# <u>Affidavit</u>

I, Imam Hussain, Senior Clerk BPS – 14 do hereby solemnly affirm and state on oath that all contents of appeal and rejoinder are true and correct to the best of my knowledge and belief and nothing wrong has been stated by me in the matter.

31 MAY 2017

DEPONENT 17301-1400317-3



## GOVERNMENT OF KHYBER PAKHTUNKHWA HOME & TRIBAL AFFAIRS DEPARTMENT

PRICONS DEPARTMENT

OFFICE ORDE Rinspector General

NO. SO (PRISONS)/8-3/HD/BC-113969/2014/VOL-III: The Competent Authority has been

pleased to expunge the Adverse Remarks in the P.E.R of Mr. Imam Hussain Senior Clerk for the period from 18/08/2013 to 31/12/2013 on humanitarian grounds.

Sd

Special Secretary Home

Dated the 22<sup>nd</sup> December, 2014, Peshawar.

(REHMAT ALT WAZIR) SECTION OFFICER (PRISONS) GOVT OF KHYBER PAKHTUNKHWA

NO. SO (PRISONS)/8-3/HD/BC-113969/2014/VOL-III: - Dated the 22nd December, 2014, Peshawar.

A copy is forwarded for information and necessary action to: -

- 1. Inspector General of Prisons, Khyber Pakhtunkhwa Peshawar,
- 2. PS to Secretary Home, Khyber Pakhtunkhwa.
- 3. PS to Special Secretary Home, Khyber Pakhtunkhwa.
- 4. Official concerned.
- 5. Master file/Office Order file.

SECTION OFFICER (PRISONS)





# GOVERNMENT OF KHYBER PAKHTUNKHWA, HOME & TRIBAL AFFAIRS DEPARTMENT.

Dated Peshawar 19th November, 2015.

20/1

#### NOTIFICATION.

NO. SO(PRISONS)HD/P-F/1-12/2015/BC-137131: In exercise of the powers conferred under Rule-6.6 (ii) of the Instructions on Performance Evaluation Report, the Competent Authority has been pleased to expunge the adverse remarks recorded in the P.E.R of Mr. Imam Hussain, Senior Clerk, Inspectorate of Prisons for the year 2014. Necessary entries shall be given in average category in the general assessment as per instructions contained in the rule ibid.

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

Copy to: -

The Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar for necessary action as requirement under Rule 6.6(ii) of Instruc: on Perform: Evalu: Report..

2. PS to Secretary Home, Khyber Pakhtunkhwa.

3. PS to Special Secretary Home, Khyber Pakhtunkhwa.

4. Official/Officer concerned.

5. Master File/Office Order File.

Section Officer (Prisons)





# GOVERNMENT OF KHYBER PAKHTUNKHWA HOME & TRIBAL AFFAIRS DEPARTMENT

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### **NOTIFICATION**

No.SO(Prisons)-HD/8-6/2013/ BC-137240. The Competent Authority in consultation with the Departmental Promotion Committee is pleased to order promotion of the following Senior Clerks (BPS-14) to the post of Assistant (BPS-16) on regular basis, with immediate effect:-

- I- Mr. İrfanullah,
- 2- Mr. Anayat-ur-Rehman.
- 3- Mr.Zahir Shah.
- 4- Mr. Abid Hussain.
- 5- Mr.Niaz Ali.
- 6- Mr.Raj Wali.
- 7- Mr.Muhammad Ali.
- 8- Mr. Abid Jamal.
- 9- Mr.Muhammad Javed.
- 10- Mr. Sajid Ali.

The officers from S.No.1 to 10 above will be on probation for a period of one year in terms of Rule-15(1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer)
Rules-1989 and Section 6 (2) of Khyber Pakhtunkhwa Civil Servant Act 1973.

Their services are hereby placed at the disposal of Inspector General of Prisons Khyber Pakhtunkhwa for their further posting.

Secretary to Government of Khyber Pakhtunkhwa Home & T.As
Department Peshawar

Dated the, 11th June, 2015, Peshawar.

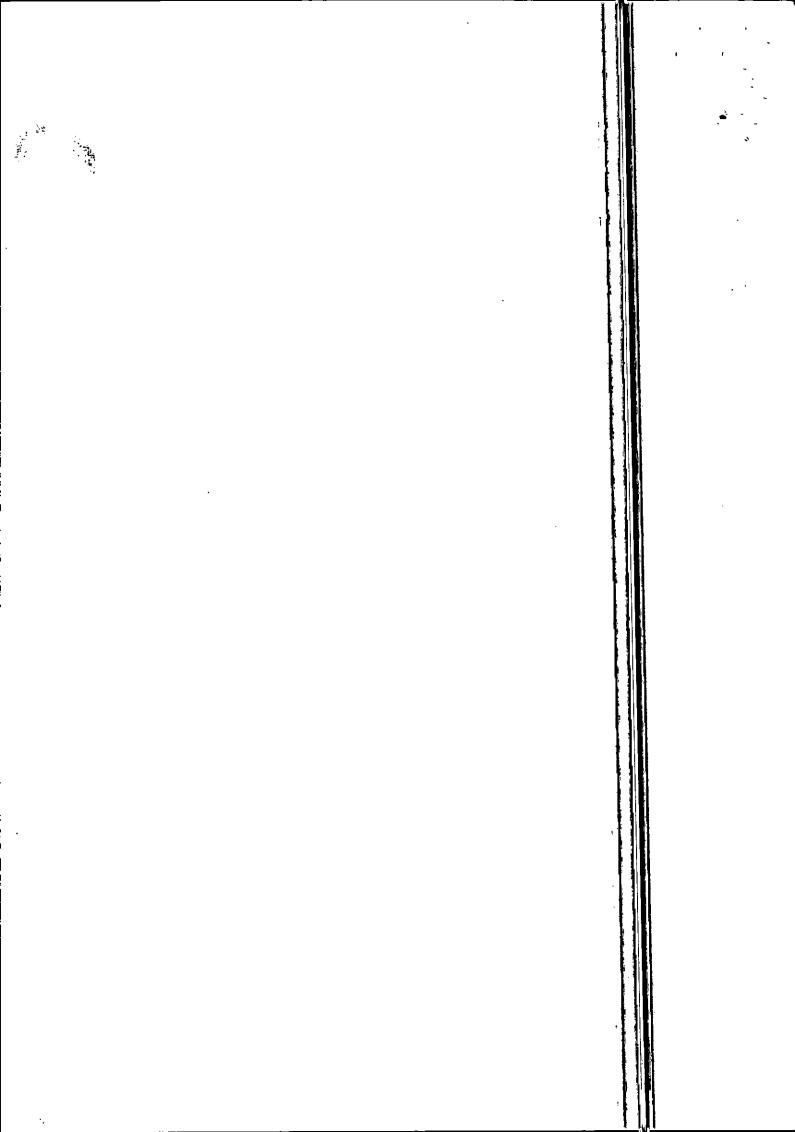
(Rehmat Ali Wazir)
ECTION OFFICER (PRISONS)

No.SO(Prisons)-HD/8-6/2013/BC-137240.- Dated the, 11th June, 2015, Peshawar.

A copy is forwarded for information and necessary action to: -

- 1. Inspector General of Prisons Khyber Pakhtunkhwa Peshawar.
- 2. Accountant General Khyber Pakhtunkhwa Peshawar, for information and necessary action.
- 3. Director IT, Home & TAs Department, Khyber Pakhtunkhwa, Peshawar.
- 4. PS to Secretary Home, Khyber Pakhtunkhwa.
- 5. PS to Special Secretary Home, Khyber Pakhtunkhwa.
- 6. Officer Concerned.
- 7. Master file/Office Order file.

SECTION OFFICER (PRISONS)



Form 'G' (Revised) Assistant and Clerks

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Form 'G' (Revised) Assistant and Clerks:

# GOVERNMENT OF KHYBER PAKHTUNKHWA PRISONS DEPARTMENT

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1月の野田の最大部門を日本出すのの一時のはは、これであることに対し

-CITICAL LAW REPORTED REPORT LINE CANADA



## OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

NO. 8/24-J-209/13246

DATED 20-05-2014

#### NOTIFICATION

In pursuance of Section-8(1) of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-17 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989, Final Seniority list of Senior Clerks (BPS-09) as it stood on 01-4-2014 is notified/circulated:-

	NAME OF OFFIC ACADEMIC QUA		D/O PIRTH WITH DOMICILE DISTRICT.	DATE OF 1 <sup>st</sup> ENTRY INTO	REGULAR APPOINTMENT/PROMOTION		PRESENT APPOINTMENT	REMARKS	
	·			SERVICE	DATE	BPS	METHOD OF APPOINTMENT.		
1.	Mr.Irfanullah	) (B.A)	01-11-1959 (Charsadda)	02-03-1986	14-10-2005	9	By promotion 4	Senior Clerk.	Seniority maintained
2.	Mr.Praim	(D.Com)	25-04-1965 (Peshawar)	01-11-1-87	01-11-2005	9	-do-	Senior Cferk.	-do-
3.	Mr.Akhiar Shah	(FA)	11-04-1967 (Peshawar)	Warder 03-05-1986 J/Clerk 02-10-1988.	14-10-2005	9	-do-	Senior, Clerk.	-do- ·
4.	Mr.Anayat-ur- Rehman	(F.A)	24-11-1964 (Abbottabad)	Warder 24-04-1987 J/Clerk 27-1-1990.	01-11-2005	ģ	-do-	Senior Clerk.	-do-
5.	Mr.Zahir Shah	(Matric)	15-02-1968 (Charsadda)	31-05-1990	7-11-2005	9	-do-	Senior Clerk	-de-
6	Mr.lmam Hussain.	(F.A)	15-04-1956 (Kohat)	25-06-1990	+7-11-2005	9	-do-	Senior Clerk	-30-
·	Mr.Abid Hussein	(D.Com)	05-01-1967 (D.I.Khan).	29-09-1990	04-08-2006	()	-do-	Senior Clerk	-do-
8.	Mr.Niaz Ali	(FA)	10-04-1968 (Charsadda)	17-11-1990	19-07-2006	9	-do-	Senior Clerk.	-do-
9.	Mr.Raj Wali	(B.A)	20-02-1969 (Mohmand Agency)	24-11-1990	24-08-2006	9	-éo-	Senior Clerk.	-do-
10.	Mr,Meammad Ati	(M.A)	14-11-1957 (Molimand Agency)	06-08-1986	1-9-2008	()	-do-	Senior Clerk.	-do-
} ]	Me Ali Heider	(B.A)	3-12-1961 (Peshawar)	20-4-1987	1-9-2008	Q	10-	Senior Clerk.	- (1.)-
	Mr. Abid Jamal	(D Com)	12-04-1967 (Peshawar)	03-08-1991	17-9-2008	[ 9	- Alexander	Senio: Clark,	-30-
13.	Mr.Muhanumad Lutif Khan	(Meteo)	97-92-1965 (Bannu)	19-09-1991	1-10-2008	Ş	-ถึง-	Schlor Clerk,	-30-



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#### OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

NO.	·		
. 10.	<del></del>	•	

#### DATED 20-05-2014

14.	Mr.Muhammad Javed	(F.A)	14-10-1973	(Charsadda)	26-09-1992	28-2-2009	9	-do-	Senior Clerk.	-do-
15.	Mr.Sajio Ali	(F.A)	01-01-1974	(Peshawar)	Warder 24-08-1991 J/Clerk 06-4-1993	10-02-2009	9	do	Senior Clerk	do-x
16.	Mr.Khadim Shah	(M.A)	16-04-1969	(Charsadda)	26-09-1993	08-9-2010	9	-do-	Souler Cl. 1	
17.	Mr.Muhammad Yar	(Matric)		(Dir Lower)	Warder 27-04-1982 J/Clerk 01-5-1993.	22-11-2011	9	-do-	Senior Clerk. Senior Clerk.	-do- -do-
18.	Mr.Muhammad Jehangir	(B.A)		(Mohmand Agency)	05-12-1997	01-12-2011	9	-do	Senior Clerk.	-do-
<u>.9.</u>	Mr.Yousaf Khan	(B.A)		(Khyber Agency)	10-12-1997	22-11-2011	9	-do-	Senior Clerk.	-do-
20.	Mr.Asif Shah.	(B.A)	02-04-1978		12-12-1997	22-11-2011	· 9	-do-	Senior Clerk.	-do-
21.	Syed Rahim Shah	(B.A)	15-04-1974	(Swat)	13-12-1997	27-2-2013	9	-do-	Senior Clerk.	-(10-
22.	Mr.Sardar Ali	$\cdot \cdot \cdot (F.A) \cdot \cdot \cdot \cdot \cdot$	11-11-1972	(Peshawar)	3-7-19-3	28-2-2013	9	-do-	Senior Clerk.	
23.	Mr. Muhammad Saeed	(B.A)	10-4-1974	(Khyber Agency)	1-8-1995	27-2-2013	9	-do-	Senior Clerk.	-do-
24.	Mr.Muhammad Atif Nawaz Qureshi	(F.A)	8-8-1975	(D.I.Khan)	Warder 01-10-1997 J/Clerk 23-6-2004.	4-3-2013	9	-do-	Senior Clerk.	-do-
2'	Mr.Atiqur ur Rehman	(M.A)	10-5-1977	(D.I.Khan)	Warder 08-5-1999 J/Clerk 23-6-2004.	27-2-2013	9	-do-	Senior Clerk.	-do-
26.	Mr.Abdul Hamid Abbasi	(B.A)	4-4-1975	(Abbottabad)	Warder 03-10-1997 J/Clerk 05-7-2004	19-12-2013	9	-do-	Senior Clerk.	-do-
27	Mueed Rashid	(BA/LLB/DIT)	15-3-1983	(Lakki Marwat)	5-11-2004	19-12-2013	9	-do-	Senior Clerk	-do-

26.5.20

INSPECTOR GENERAL OF PRISONS, KHYBER PAKHTUNKHWA PESHAWAR.

h Ancyai Data! Semority ListSemority List of Semor Clorkss(BPh-9)



### ENDST;NO. 13247-72 /.,

Copy of the above is forwarded to:-

- All Superintendents of Jails /Lockups/Internment Centres.
- Office Accountant/.

For information of the officials concerned.

OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

NO.

DATED 20-05-2014

ASSISTANT DIRECTOR (ADMN)
FOR INSPECTOR GENERAL OF PRISONS, KHYBER PAKHTUNKHWA PESHAWAR

## بحضور جناب ولاشان سروسز ٹریبونل خیبر پختونخواہ پشاور پرسنل هائرنگ

امام حسين بنام جناب چيف سيكر شرى صاحب وغيره

جنابعالى

لیکن جناب آئی جی جیل خانہ جات کے پی کے نے میر بے ساتھ زیادتی اورظلم کر کے میری حق تانعی کی اور مجھے نظر انداز کیا گیا اور میں نے تقریباً 60 سال کی عمر تک محکمہ کا خدمت کیا اور میری ACRs میں رکھا کی عمر تک محکمہ کا خدمت کیا اور میری Very Good یا کی بیاں منسلک ہیں میں ریمارکس Good یا PS 14 میں نہیں کیا۔

اور یرموشن BPS 14 سے 16 BPS میں نہیں کیا۔

## <u>حالانكه 2008 سے تاحال 16 BPS كاسنكشن بوسٹ خالى بڑار ہا۔</u>

لہذامن سائل مجبور ہوکر جناب والاعدالت عالیٰ کو (سروسزٹر بیونل سے انصاف دلانے کے الکینے ۔ دروازہ کھ طکھایا۔

مجھے امید ہے کہ اس بڑھا پے اور معذروی کی حالت پر رحم فرمائیں گے <u>اور مجھے اپنا حق</u>

<u>SO</u> بناپ ہوم ڈیبارٹمنٹ کے آفس آرڈر نمبر (Prisons)-HD/8-6/2013/BC-137240.Dated 11 June)

(2015 کا بی منسلک ہے) دلائیں گے۔ بندہ غریب تاحیات دعا گور ہے گا۔

عین نوازش ہوگی

فظا داب مورخه - - حداد حداد کار حالا

العارض

مام المعدار (ریار د مسراه م حسین سنمیر کارک BPS 14

## <u> حالانکہ 2008 سے تا حال BPS 16 کاسکشن پوسٹ خالی پڑارہا۔</u>

لہذامن سائل مجبور ہوکر جناب والاعدالت عالیٰ کو (سروسزٹر بیونل نے انصاف دلا سی کے لئے درواز ہ کھ کھ کھایا۔

عین نوازش ہوگی

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العارض

ا بها تا بعدار (رینائر دمسرام مسین سنیر کرک BPS 14

#### BEFORE THE KHYBER PAKHTUNKHWA HON'BLE SERVICE TRIBUNAL PESHAWAR.

Appeal No.311/2016

Imam Hussain \*\*\* Versus\*\*\*\* Govt of KPK & others.

#### Appellant's Rejoinder.

Respectfully Sheweth:

#### Preliminary Objections:

That all the objections raised by the respondents are incorrect and are not sustainable, hence denied, vehemently.

#### Facts:

- 1,2) In reply of the Paras No.1 and 2 of the respondents, it is submitted that Para No.1 and 2 of the appeal of appellant are correct.
- 3) That Para No.3 of the comments is denied, on appeal of the appellant the adverse remarks has been expunged and after that the appellant has the right of promotion.
- 4) Para No.4 of the comments is denied, all the allegations against the appellant and the adverse remarks in the P.E.R of the appellant for the period from 18/08/2013 to 31/12/2013

Office Order dated 22/12/2014 Order No.SO(PRISONS)/8-3/HD/BC-113969/ 2014/ Vol: III has been expunged and the adverse remarks of the appellant for the year 2014 has also been expunged through Notification No.SO/ (PRISONS)/HD/P-F/1-12/2015/BC-137131 dated 19/09/2015. (Copies of the above mentioned order are annexed herewith)

5) Para No.5 is denied, the appeal is filed by the appellant within time

#### **Grounds:**

- A to B- Incorrect. Grounds A to B of appeal are correct and its replies are incorrect.
- C-Incorrect. The appellant has performed his duties according to law and appellant annual confidential reports were marked very good on yearly basis. (Report is already annexed with the appeal, hence Para C of the grounds of the reply of respondents is incorrect while para C of the appeal of the appellant is correct.
- D&E- Incorrect. Grounds D and E of appeal are correct and its replies are incorrect.

F- That the appellant will submit additional grounds at the time of arguments.

It is, Therefore, prayed that on acceptance of appeal and rejoinder of the appellant, the Hon'ble Service Tribunal may graciously be declare the appellant senior to the respondents No.5 to 10 and appellant be promoted being Senior and deserving with all back benefit from the date i.e. 11/06/2015 vide Home Department (SO)(Prisons)/HD/8-6/2013/BC-137240 of promotions.

Dated 31/05/2017

Appellant

Through

Nasir Khan Afridi Advocate, Peshawar.

#### BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Appeal No.311/2016

Imam Hussain \*\*\* Versus\*\*\*\* Govt of KPK & others.

#### <u>Affidavit</u>

I, Imam Hussain, Senior Clerk BPS - 14 do hereby solemnly affirm and state on oath that all contents of appeal and rejoinder are true and correct to the best of my knowledge and belief and nothing wrong has been stated by me in the matter.

31 MAY 2017

17301-1400317-3



#### GOVERNMENT OF KHYBER PAKHTUNKHWA HOME & TRIBAL AFFAIRS DEPARTMENT

PRICONS DEPARTMENT

NO. SO (PRISONS)/8-3/HD/BC-113969/2014/VOL-III: The Competent Authority has been

pleased to expunge the Adverse Remarks in the P.E.R of Mr. Imam Hussain Senior Clerk for the period from 18/08/2013 to 31/12/2013 on humanitarian grounds.

Sd

Special Secretary Home

Dated the 22<sup>nd</sup> December, 2014, Peshawar.

(REHMAT ALT WAZIR) SECTION OFFICER (PRISONS) GOVT OF KHYBER PAKHTUNKHWA

NO. SO (PRISONS)/8-3/HD/BC-113969/2014/VOL-III: - Dated the 22nd December, 2014, Peshawar.

A copy is forwarded for information and necessary action to: -

1. Inspector General of Prisons, Khyber Pakhtunkhwa Peshawar,

2. PS to Secretary Home, Khyber Pakhtunkhwa.

- 3. PS to Special Secretary Home, Khyber Pakhtunkhwa.
- 4. Official concerned.
- 5. Master file/Office Order file.

SECTION OFFICER (PRISONS)





## GOVERNMENT OF KHYBER PAKHTUNKHWA, HOME & TRIBAL AFFAIRS DEPARTMENT.

Dated Peshawar 19<sup>th</sup> November, 2015.

## 20/1)

#### **NOTIFICATION.**

NO. SO(PRISONS)HD/P-F/1-12/2015/BC-137131: In exercise of the powers conferred under Rule-6.6 (ii) of the Instructions on Performance Evaluation Report, the Competent Authority has been pleased to expunge the adverse remarks recorded in the P.E.R of Mr. Imam Hussain, Senior Clerk, Inspectorate of Prisons for the year 2014. Necessary entries shall be given in average category in the general assessment as per instructions contained in the rule ibid.

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

Copy to: -

M. The Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar for necessary action as requirement under Rule 6.6(ii) of Instruc: on Perform: Evalu: Report..

2. PS to Secretary Home, Khyber Pakhtunkhwa.

3. PS to Special Secretary Home, Khyber Pakhtunkhwa.

4. Official/Officer concerned.

5. Master File/Office Order File.

Section Officer (Prisons)

X14 20-11-29



#### GOVERNMENT OF KHYBER PAKHTUNKHWA HOME & TRIBAL AFFAIRS DEPARTMENT

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#### NOTIFICATION

No.SO(Prisons)-HD/8-6/2013/ BC-137240. The Competent Authority in consultation with the Departmental Promotion Committee is pleased to order promotion of the following Senior Clerks (BPS-14) to the post of Assistant (BPS-16) on regular basis, with immediate effect:-

- 1- Mr. İrfanullah,
- 2- Mr.Anayat-ur-Rehman.
- 3- Mr.Zahir Shah.
- 4- Mr. Abid Hussain.
- 5- Mr.Niaz Ali,
- 6- Mr.Raj Wali.
- 7- Mr.Muhammad;Ali.
- 8- Mr.Abid Jamal.
- 9- Mr.Muhammad Javed.
- 10- Mr.Sajid Ali.

The officers from S.No.1 to 10 above will be on probation for a period of one year in terms of Rule-15(1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer)
Rules-1989 and Section 6 (2) of Khyber Pakhtunkhwa Civil Servant Act 1973.

Their services are hereby placed at the disposal of Inspector General of Prisons Khyber Pakhtunkhwa for their further posting.

Secretary to Government of Khyber Pakhtunkhwa Home & T.As

Department Peshawar

Dated the, 11th June, 2015, Peshawar.

(Rehmat Ali Wazir) ECTION OFFICER (PRISONS)

No.SO(Prisons)-HD/8-6/2013/ BC-137240. Dated the, 11th June, 2015, Peshawar.

A copy is forwarded for information and necessary action to: -

- 1. Inspector General of Prisons Khyber Pakhtunkhwa Peshawar.
- 2. Accountant General Khyber Pakhtunkhwa Peshawar, for information and necessary action.
- 3. Director IT, Home & TAs Department, Khyber Pakhtunkhwa, Peshawar.
- 4. PS to Secretary Home, Khyber Pakhtunkhwa.
- 5. PS to Special Secretary Home, Khyber Pakhtunkhwa.
- 6. Officer Concerned.
- 7. Master file/Office Order file.

SECTION OFFICER (PRISONS)

12-6-2010

Form 'G' (Revised) Assistant and Clerks

# GOVERNMENT OF KHYBER PAKHTUNKHWA

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Form 'G' (Revised) Assistant and Clerks.



# GOVERNMENT OF KITYBER PAKHTUNKHWA PRISONS DEPARTMENT

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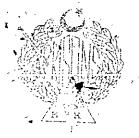
Form 'G' (Revised) Assistant and Clerks

## GOVERNMENT OF KHYBER PAKHTUNKHWA <u>PRISONS DEPARTMENT</u>

CONFIDENTIAL REPORT

For the period from $\sqrt{08} = 03 = 2$	12 10 02 - 08 - 2013
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Designation O'RY 16 %	arti
Date of Birth 15 - 04 -	1156
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#### OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR

DATED 20-05-2014

#### NOTIFICATION

In pursuance of Section-8(1) of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-17 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989, Final Seniority list of Senior Clerks (BPS-09) as it stood on 01-4-2014 is notified/circulated:-

	ACADEMIC QUA	CHEICATION	D/O BIRTH WITH DOMICILE DISTRICT,	DATE OF 1st ENTRY INTO SERVICE	APPOIN	REGU UMENT	YPROMOTION	PRESENT APPOINTMENT	REMARKS
1.	Mr.Irfanullah	(B.A)	01-11-1959 (Charsadda)		DATE .	BPS	METHOD OF APPOINTMENT.		
2.	Mr.Praim <b>Dieel</b> Mr.Akhtar Shah		25-04-1965 (Peshawar)	02-03-1986	14-10-2005	. 9	By promotion	Senior Clerk.	Seniority maintained
Co	der change	(F.A)	11-04-1967 (Peshawar)	01-11-1987 Warder 03-05-1986.	14-10-2005	9	-do-	Senior Clerk.	as in lower scale.
4.	Mt.Anayat-ur- Rehman	(F.A)	24-11-1964 (Abbottabad)	J/Clerk 02-10-1988. Warder 24-04-1987	·	9 <	-do-	Senior Clerk.	-do- -do-
6.	Mr.Zahir Shah Mr.Imam	(Matric)	15-02-1968 (Charsadda)	J/Clerk 27-1-1990.	01-11-2005	9	-do-	Sonior Clerk.	-do-
7	Hussain. (6A) Mr.Abid Hussain		15-04-1956 (Kohat)	31-05-1990 25-06-1990	7-11-2005 7-11-2005	- 9 9	-do-	Senior Clerk.	-do-
8.	Mr.Niaz Alt	(D.Com) (FA)	05-01-1967 (D.I.Khan).	29-09-1990	04-08-2006		-do-	Senior Clerk	-do-
10.	Mr.Raj Wali Mr.Muanimad	, (B.A)	10-04-1968 (Charsadda) 20-02-1969 (Mohmand Agency)	. 17-11-1990 24-11-1990	19-07-2006	9	-do- -do-	Senior Clerk.	-do-
11.	Ali Mr.Ali Haider		14-11-1957 (Mohmand Agency)	06-08-1986	24-08-2006 1-9-2008	9	-40-	Senior Clerk. Senior Clerk.	-do- -do-
12.	Mr.Abid Jamal	(B.A) (D.Com)	3-12-1961 (Peshawar) 12-04-1967 (Peshawar)	20-4-1987	1-9-2008	0 -	-do-	Senior Clerk.	-do-
	Mr.Muhammad Latif Khan.		07-02-1965 (Bannu)	03-08-1991 19-09-1991	17-9-2008	9	-do-	Senior Clerk. Senior Clerk.	-do-
	AAnayat Data/ Seniority List/S			17 07-1991	1-10-2008	9	-do-	-Sonior Clerk.	-do- -do-



#### **NOTIFICATION**

OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHVBER PAKIITUNKHWA PESHAWAR

In pursuance of Section-8(1) of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-17 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules. 1989. Final Senjority list of Assistants (DNS 14)

S# NAME OF OFFICIAL WITH ACADEMIC QUALIFICATION	D/O BIRTH WITH DOMICILE DISTRICT.	unkhwa Civil Servant Act, I niority list of Assistants (BP) DATE OF I <sup>st</sup> ENTRY INTO SERVICE	S-14) as it sto	od on 0 REG	17 of Khyber Pakhtunk 1-4-2014 is notified/ci ULAR	L DD D CONSTON	
1. Mr.Zahid Nawaz (F.A)	13-02-1968 (Swabi)		DATE	BPS	METHOD OF	PRESENT APPOINTMENT	REMARKS
2. Mr.Jehan Zob (Matric) 2. Mr.Gohar Ali (F.A.)	04-03-1961 (Swabi)	J/Clerk 10-03-1986	28-2-2009	14	APPOINTMENT -do-	Assistant.	Sanjarit
Mr. Mass Khan (F.A) Mr. Nasir-ud-Dip	17-03-1967 (Charsadda) 21-11-1968 (Peshawar)		22-7-2011 01-8-2011	14	-do-		Seniority maintained as in the lower scale.
Mr.Fazal Ala	16-05-1964 (Peshawar)		01-8-2011 24-8-2012	14	-do- -do-	Assistant. Assistant.	-do-
Mr. Aurang Zob	07-01-1964 (Charsadda)	Worden Or Or as	13-6-2013	14	-do	Assistant.	-do-
	4-01-1966 (Charsadda)	J/Clerk 01-10-1985 、	11-6-2013			Assistant	-do-

Copy of the above is forwarded to :-

The Superintendents Central Prisons Peshawar, Haripur, Bannu & D.J.Khan.

For information of the officials concerned.

INSPECTOR GENERAL OF PRISONS, KHYBER PAKHTUNKHWA PESHAWAR.

ASSISTANT DIRECTOR(ADMN)

FOR INSPECTOR GENERAL OF PRISONS. KHYBER PAKHTUNKHWA PESHAWAR



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### ENDST; NO. 13247-721,

- Copy of the above is forwarded to :-
- 1. All Superintendents of Jails /Lockups/Internment Centres.
- 2 Office Accountant/.
  - For information of the officials concerned.

#### OFFICE OF THE INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWA &

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DATED 26-65-2019

ASSISTANT DIRECTOR (ADMN)
FOR INSPECTOR GENERAL OF PRISONS,
KHYBER PAKHTUNKHWA PESHAWAR

## بحضور جناب ولاشان سروسز ٹریبونل خیبر پختونخواہ پشاور پرسنل ھائرنگ

امام حسين بنام جناب چيف سيكر طرى صاحب وغيره

جنابعالي

مئود بانبالتماس کی جاتی ہے کہ من سائل مسٹرامام حسین سٹیر کلرک BPS14 مورخہ 14 ابر بل مئود بانبالتماس کی جاتب والا سرومز کے دوران 2013 میں سپرٹینڈ نٹ سٹٹرل جیل بنول نے Adverac کیار کس دیا تھا۔ جو کہ جناب سپشیل سیکرٹری ہوم نے سروس اپیل منظور کر کے Adverac کیار کس دیا تھا۔ جو کہ جناب سپشیل سیکرٹری ہوم نے سروس اپیل منظور کر کے Expunge کیار کا پی مسلک ہے ) بعد میں اس سپرٹینڈ نٹ سٹٹرل جیل بنول نے مخصے ڈیوٹی کے لئے انٹرنل سنٹرلئی مروت جیل بھیجا گیا تھا۔ صرف وصرف تخواہ کے لئے میں سپرٹیڈ نٹ سنٹرل جیل بنول کے ساتھ مسلک تھا۔ لیکن پھر بھی دوبارہ اسی سپرٹیڈ نٹ جیل بنول نے میں میرٹیڈ نٹ سنٹرل جیل بنول کے ساتھ مسلک تھا۔ لیکن پھر بھی دوبارہ اسی سپرٹیڈ نٹ جیل بنول نے میں میں میں نے تھرو جناب انسیئٹر جزل جیل فانہ جات کے پی کے ہوم سیکرٹری کو اپیل کیا۔ اور میں نے موقع پر برسٹل ہائر نگ کے دوران چیتی بیان فانہ جات کے پی کے ہوم سیکرٹری کو اپیل کیا۔ اور میں نے موقع پر برسٹل ہائر نگ کے دوران چیتی بیان دے کر اُس کو طمعن کیا۔ جس کی وجہ سے جناب آپیش ہوم سیکرٹری صاحب نے میراا بیل منظور کر کے ACR 2014 Expunge

لیکن جناب آئی جی جیل خانہ جات کے پی کے نے میر بے ساتھ زیادتی اورظلم کر کے میری حق تلفی کی اور مجھے نظر انداز کیا گیا اور میں نے تقریباً 60 سال کی عمر تک محکمہ کا خدمت کیا اور میری ACRs میں ریمارکس Good یا Very Good ہیں کا بیال منسلک ہیں اور پرموش BPS 14 سے BPS 16 میں نہیں کیا۔

## ن حالانكه 2008 سے تا حال BPS 16 كاستكشن بوست خالى برار بار

لہذامن سائل مجبور ہوکر جناب والاعدالت عالیٰ کو (سروسزٹریبونل سے انصاف دلانے کے لئے درواز ہ کھ کھ کایا۔

بجھے امید ہے کہ اس بڑھا ہے اور معذروی کی حالت پر رحم فرما کیں گے <u>اور مجھے اپنا حق</u>

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(Prisons)-HD/8-6/2013/BC-137240.Dated 11 June)

(Prisons)-HD/8-6/2013/BC-137240.Dated 11 June)

عین نوازش ہوگی

فقط آ داب مورخه ... 12017 - اقتط آ

### العارض

آیکا تا بعدار (ریائر دمسرامام سین سنیر کرک BPS 14

Suc = Appeal No= 3/1/16 (5/61) 65/04

MINUTES OF THE DPC MEETING HELD ON 02-06-2015 AT 1400 HOURS, FOR THE PROMOTIONS / APPOINTMENT ON ACTING CHARGE BASIS:

(i) ASSISTANT SUPERINTENDENT JAIL (BPS-14) TO SENIOR ASSISTANT SUPERINTENDENT JAIL (BPS-16)

(ii) SENIOR CLERK (BPS-14) TO THE POST OF ASSISTANT (BPS-16)

A meeting of the Departmental Promotion Committee on the subject cited cases and on 02-06-2015 at 1400 hours in the office of Secretary to Government of Khyljer Pailltunkhwa Home and T.As Department under his chairmanship. The following attended the meeting:

 Mr. Siraj Ahmad.
 Special Secretary Home & T.As Department/ Inspector General of Prisons.

In Chair/Member

 Mr. Wazir Muhammad Afgar Section Officer(Regulation)
 Finance Department Khyber Pakhtunkhwa

Member

3. Mr. Shafi-ul-Ahmad Section Officer (R-III) Establishment Department Khyber Pakhtunkhwa

Member

Mr. Rehmat Ali Wazir,
 Section Officer(Prisons)
 Home & T.As Department Wazir Muhammad Afgar

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9

Secretary

The Chair welcome to the participants. The committee examined the subjected cases one by one and after detailed discussion, the following decisions were made:

PROMOTIONS / APPOINTMENTS OF ASSISTANT SUPERINTENDENT JAIL (BPS:14) TO THE POST OF SENIOR ASSISTANT SUPERINTENDENTJAIL (BPS-16)

	THE TOTAL PROPERTY OF THE PROP
NAME OF OFFICER	DECISIONS OF DPC
Mr. Muhammad Naeem Assistant Superintendent Jail (BPS-14)	Due to containing major penalty of reduction to the lower post awarded to him vide I.G. Prisons office order No.32056 dated 20-12-2012, the committee did not consider suitable for promotion to the post of Semor Assistant Superintendent Jail (BPS-16), hence superseded.
Mr. Abdul Hakim, Assistant Superintendent Jail (BPS-14)	Due to containing major penalty of reduction to the lower post awarded to him vide Home Department order No.2/3-SO(Pris)HD/10 dated 12-1-2011, the committee did not consider suitable for promotion to the post of Senior Assistant Superintendent Jail (BPS-16), hence superseded
Mr. Ayub Bacha, Assistant Superintendent Jail (BPS-14).	Committee, considered him suitable for promotion to the post of Senior Assistant Superintendent Jail (BPS 16) on regular basis, keeping in view of his satisfactory services record.
Syed Mohy-ud-Din Shah Assistant Superintendent Jäil (BPS-14)	Committee, considered him suitable for promotion to the post of Senior Assistant Superintendent Jail (BPS-16) on regular basis, keeping in view of his satisfactory service record.
Mr. Zahir Shah, Assistant Superintendent Jail (BPS-14)	Committee, considered him suitable for promotion to the post of Senior Assistant Superintendent Jail (BPS-16) on regular basis, keeping in view of his satisfactory service record.
Mr.Amjad Ali Khan, Assistant Superintendent Jail (BPS-14)	Committee, considered him suitable for promotion to the post of Senior Assistant Superintendent Jail (BPS-16) on regular basis, keeping in view of his satisfactory service record.
Mr. Riaz Muhammad Khan, Assistant Superintendent Jail(BPS-14)	Committee, considered him suitable for promotion to the post of Senior Assistant Superintendent Jail (BPS-16) on regular basis, keeping in view of his satisfactory service record.
Mr. Abdul Nasir Khan, Assistant Superintendent Jail (BPS-14) Assistant Director Samm)	Committee, considered him suitable for promotion to the post of Senior Assistant Superintendent Jail (BPS 16) on regular basis, keeping in view of his satisfactory service record.
For LG Prisons	

~>* ?	NAME OF OFF	
	NAME OF OFFICER	12/1/XX
ì	Mr. Shamroze Khan,	The committee
	Accierant O	The committee was informed that in the light of inquireport the said official exponented from the light of inquirement.
1	Assistant Superintendent	report the was informed that in the light access
	hail(BPS-14).	report the said official exonerated from the charges
;	, <b>-</b>	therefore, subject to nom the charges
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	•	authority of the said official the said
		considered him suitable for promotion to the post of Seni
	•	Assistant Superintendent Jail (BPS-16) on regular basis
•		superintendent Jail (BPS-16) on
$\{I\}_{i}$	Air Shehryar, Assistant	keeping in view of his satisfactory service record Committee, considered him
	e	Committee, considered him suitable for promotion to the post of Senior Assistant Superintendent I
	Superintendent Jail (BPS-14	Considered him suitable for
		post of Senior Assistant Common for the
		post of Senior Assistant Superintendent Jail (BRS-16)-
*****	***	basis, keeping in view of his social
11	Sved Zainul Arifeen Shah,	regular basis; keeping in view of his satisfactory, serving
	Annua Arneen Shah,	Committee, considered him suitable for promotion to the post of Senior Assistant Superintender
ſ	assistant Superintendent to	considered him suitable for promotion
í	(EPS-14).	post of Senior Assistant Superintendent Jail (BPS-16) 5
,	17.	regular basis recommendent Jail (BPS:16) 8
	-i	account in view of his setisfication
3 V	Mr. Yousaf Gul,	regular basis, keeping in view of his satisfactory service record.
	legistant C	Committee considered to
; "	Assistant Superintendent Jai	best of considered him suitable for promote levels
· {}	BPS-14).	post of Senior Assistant Superint Promotion to
	1 " " "	post of Senior Assistant Superintendent Jail (BPS 16) or regular basis, keeping in view of his court
·	•	dais, keeping in view of his satisfication
∹- S	ved Rizwan Shah,	regular basis, keeping in view of his satisfactory service
ă.	doing a c	Committee, considered him suitable for promotion to the
. \	ssistant Superintendent Jai	containered him suitable for
, (E	RPS-14).	post of Senior Assistant Sympathy Promotion to the
	1 ""	post of Senior Assistant Superintendent Jail (BPS-16), or regular basis, keeping in view of his satisfactory services
	:1	record account in view of his catherante
M	lc.Ihsan-ud-Din,	
i A.	Sviptoms O	The official holding the existing post with effect from 1-10-2010, thus his required length of five years
713	ssistant Superintendent Jail	2010 the morning the existing post with effect distance
15	(PS-14).	2010, thus his required length of a wint enect from 1210-
;	i "	only for 04 months and the first story
ļ		Pakhtunkhaning and as per provision in pale of
i		Pakhtunkhwa Civil Servant Appointments Promotion and Transfer Rules, 1989, committee considered by
	•	Transfer Rules 1000
	• ,	appointment of the committee considered him shifted
	·	appointment as Senior Assistant con-
1.12	\nwar Shamim Khan,	10) on acting changes in the polymer of the polymer
	Threat Snamim Khan,	The official holding the existing post with effect from 1.10.
14.161	Sistant Superintendent rest	official holding the existing post
(13)	PS-14).	2010, thus his required length of five years service is short
	· · · · · · · · · · · · · · · · · ·	only for 04 months and as per provision in Rule 9 of Khyper Pakhtunkhwa Civil Servant Appointment
		months and as per provide
		Pakhtunkhwa Civil Comment Provision in Rule-9 of Khwheel
	•	Transfer Pulas 100 APPOintments Promise 100
. •	•	Pakhtunkhwa Civil Servant Appointments, Promotion and Committee Considers, Promotions and Pakhtunkhwa Civil Servant Appointments, Promotions and Pakhtunkhwa Civil Servant Appointments, Promotions and Pakhtunkhwa Civil Servant Appointment and Pakhtunkhwa Civil Servant Appointment and Pakhtunkhwa Civil Servant Appointment and Pakhtunkhwa Civil Servant Appointment and Pakhtunkhwa Civil Servant Appointment and Pakhtunkhwa Civil Servant Appointment and Pakhtunkhwa Civil Servant Appointment and Pakhtunkhwa Civil Servant Appointment and Pakhtunkhwa Civil Servant Appointment and Pakhtunkhwa Civil Servant Appointme
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1 (5:P)	\$-14).	2010, thus his required length of five years service is short.
1	7 * ''	only for 04 months and as per provision in Rule-9 of Khyber  Transfer Pakhtunkhwa Civil Servant Appointments Pakhtunkhwa Civil Servant
	•	only for 04 months and as new news service is short,
•	;	- 1 1 GRIPHID MATERIA (AND 20 SANDON) 12 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
	1	Transfer D. Servant Appointments D. S. S. S. S. S. S. S. S. S. S. S. S. S.
:	1	1 ansier Rules, 1989, committee and Tomotion and
		I APPOINT BY CO.
4.1	Air	Transfer Rules, 1989, committee considered him suitable for (BPS-16) on acting charge basis
1017. A	Vilab Ahmad,	L (CA.DTIO) On Behne AL
: Assi	stant Superintendent	1 410 Official bold: 10 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0
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ै कामां	BPS-14).	2010, thus his required length of five years service is short.  Pakhtunkhus
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{ii;	PROMOTIONS OF SENI	appointment as Senior Assistant Superintendent Jail 1805
 (ii)	PROMOTIONS OF SENI	appointment as Senior Assistant Superintendent Jail 1805
(ii)	PROMOTIONS OF SENI	- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1
*******	NAME OF OFFICIAL	appointment as Senior Assistant Superintendent Jail 1805
Mr. I	NAME OF OFFICIAL	appointment as Senior Assistant Superintendent Jail (BPS: 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OFASSISTANT
Mr. I	NAME OF OFFICIAL	appointment as Senior Assistant Superintendent Jail (BPS: 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC
Mr. I	NAME OF OFFICIAL	appointment as Senior Assistant Superintendent Jail (BPS: 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC
Mr. I	NAME OF OFFICIAL reanullah, or Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  committee, considered him suitable for promotion and appointment as Senior Assistant Superintendent Jail (BPS 16)  DECISIONS OF DPC
Mr. I	NAME OF OFFICIAL reanullah, or Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS LI)  16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis beautiful to the post of his satisfactor.
Mr. I Senic	NAME OF OFFICIAL  reanullah,  or Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS LI)  16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis beautiful to the post of his satisfactor.
Mr. I Senic	NAME OF OFFICIAL  reanullah,  or Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS-16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OFASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to tile of his satisfactory service record.
Mr. I Senic	NAME OF OFFICIAL reanullah, or Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS-16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OFASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to tile of his satisfactory service record.
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Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL reanullah, or Clerk(BPS-14). raim, r Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS-16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OFASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.  The committee was informed that the said Senior considered for died on 01-6-2015 had Senior considered for the committee of the considered for the co
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL reanullah, or Clerk(BPS-14). raim, r Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS-16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OFASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.  The committee was informed that the said Senior considered for died on 01-6-2015 had Senior considered for the committee of the considered for the co
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah, or Clerk(BPS-14).  raim,  Clerk(BPS-14).  Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS).  16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OFASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to tile of his satisfactory service record.  The committee was informed that the said Senior considered for promotion.  The said official
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah, or Clerk(BPS-14).  raim,  Clerk(BPS-14).  Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS).  16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.  The committee was informed that the said Senior considered for promotion.  The said official opted in writing for his provided the executive and the said of the promotion.
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah, or Clerk(BPS-14).  raim,  Clerk(BPS-14).  Clerk(BPS-14).	appointment as Senior Assistant Superintendent Jail (BPS).  16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.  The committee was informed that the said Senior considered for promotion.  The said official opted in writing for his provided the executive and the said of the promotion.
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah, or Clerk(BPS-14).  raim, Clerk(BPS-14).  ATTESTED	appointment as Senior Assistant Superintendent Jail (BPS-16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.  The committee was informed that the said Senior Clerk has been died on 01-6-2015, hence not considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendant in the committee was the committee of the committee of the committee in the said official opted in writing for his promotion.
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah, or Clerk(BPS-14).  raim, Clerk(BPS-14).  ATTESTED	appointment as Senior Assistant Superintendent Jail (BPS-16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.  The committee was informed that the said Senior Clerk has been died on 01-6-2015, hence not considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendant in the committee was the committee of the committee of the committee in the said official opted in writing for his promotion.
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah, or Clerk(BPS-14).  raim, Clerk(BPS-14).  ATTESTED	appointment as Senior Assistant Superintendent Jail (BPS-16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view. The committee was informed that the said Senior Clerk has been died on 01-6-2015, hence not considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendent Jail Rules-7 sub markets.
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah, or Clerk(BPS-14).  raim, Clerk(BPS-14).  ATTESTED	appointment as Senior Assistant Superintendent Jail (BPS) 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view. The committee was informed that the said Senior Clerk has been died on 01-6-2015, hence not considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendent Jail Rules-7 sub rule-5 of (Appointment Press of Part 16).
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah, or Clerk(BPS-14).  raim, Clerk(BPS-14).  ATTESTED	appointment as Senior Assistant Superintendent Jail (BPS) 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view. The committee was informed that the said Senior Clerk has been died on 01-6-2015, hence not considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendent Jail Rules-7 sub rule-5 of (Appointment Press of Part 16).
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah, or Clerk(BPS-14).  raim, Clerk(BPS-14).  ATTESTED	appointment as Senior Assistant Superintendent Jail (BPS) 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view. The committee was informed that the said Senior Clerk has been died on 01-6-2015, hence not considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendent Jail Rules-7 sub rule-5 of (Appointment Press of Part 16).
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah,  or Clerk(BPS-14).  raim,  r Clerk(BPS-14).  ATTESTED	appointment as Senior Assistant Superintendent Jail (BPS) 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view. The committee was informed that the said Senior Clerk has been died on 01-6-2015, hence not considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendent Jail Rules-7 sub rule-5 of (Appointment Press of Part 16).
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah,  or Clerk(BPS-14).  raim,  Clerk(BPS-14).  ATTESTED  Assistant Director Admin	appointment as Senior Assistant Superintendent Jail (BPS) 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view. The committee was informed that the said Senior Clerk has been died on 01-6-2015, hence not considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendent Jail Rules-7 sub rule-5 of (Appointment Press of Part 16).
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah,  or Clerk(BPS-14).  raim,  Clerk(BPS-14).  ATTESTED  Assistant Director Adram)  For I.G. Prisons	appointment as Senior Assistant Superintendent Jail (BPS 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.  The committee was informed that the said Senior considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendent Jail hence the committee accepted his option and as per Rules-7 sub rule-5 of (Appointment, Promotion Rules-1989 vide Government of Knysof Pakhtunkhwa Establishment Department Notification
Mr. In Senic Mr.Pr Senic	NAME OF OFFICIAL  reanullah,  or Clerk(BPS-14).  raim,  r Clerk(BPS-14).  ATTESTED	appointment as Senior Assistant Superintendent Jail (BPS 16) on acting charge basis.  OR CLERK (BPS-14) TO THE POST OF ASSISTANT  DECISIONS OF DPC  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.  The committee was informed that the said Senior considered for promotion.  The said official opted in writing for his promotion to the executive cadre i.e Assistant Superintendent Jail hence the committee accepted his option and as per Rules-7 sub rule-5 of (Appointment, Promotion Rules-1989 vide Government of Knysof Pakhtunkhwa Establishment Department Notification

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S'	NAME OF OFFICIAL	DECISIONS OF DPC
		No.SOR-VI(E&AD)1-3/2009/Vol-VIII dated 22-10-2011, the said official will not be considered for promotion to the post of Assistant (BPS 16) in next
4	Mr.Anayat-ur-Rehman, Senior Clerk (BPS-14).	four years.  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.
(17)	Mr. Zahir Shah, Senior Clerk (BPS-14).	Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis keeping in view of his satisfactory service record.
6.7	Mr.Imam Hussain, Senior Clerk (BPS-14)	Due to containing adverse remarks in his P.E.R for the year 2014, the committee did not consider him suitable for promotion to the post of Assistant (BPS-16), hence superseded.
7-	Mr. Abid Hussain, Senior Clerk (BPS-14).	Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view, of his satisfactory service record.
S.	Mr.Niaz Ali, Senior Clerk (BPS-14).	Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.
9	Mr.Raj Wali, Senior Clerk (BPS-14).	Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.
. (Q-	Mr.Muhammad Ali, Senior Clerk (BPS-14).	Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.
	Mr.Abid Jamal, Senior Clerk (BPS-14).	Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.
12[]	Mr.Muhammad Latif, Senior Clerk (BPS-14).	Due to containing adverse remarks in his PER for the years 2013 & 2014 as well as major penalty of feduction go lowest stage in present time pay scale awarded to him ingadepartmental proceeding vide I.G. Prisons office orders No. 26276 dated 23-10-2014, the committee did not consider him suitable for promotion to the post of Assistant BPS 161
13-	Mr.Muhammad Javed, Senior Clerk (BPS-14).	hence, superseded.  Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.
.4-  ! !	Mr.Sajid Ali, Senior Clerk (BPS-14).	Committee, considered him suitable for promotion to the post of Assistant (BPS-16) on regular basis, keeping in view of his satisfactory service record.

SIRAJ AHMAD.

SPECIAL SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
HOME & TRIBAL AFFAIRS DEPARTMENT/INSPECTOR GENERAL OF PRISONS

WAZIR MITHAMMAD AFGAR SECTION OFFICER(R) FINANCE DEPARTMENT KHYBER FAKHTUNKHWA

( REHMAT ALI WAZIR )
SECTION OFFICER PRISONS)
GOVT OF KHYBER
PAKHTUNKHYMA
HOME'S TRIBAL AFFAIRS DEPARTMENT

( SHAFT SHAND ) SECTION OFFICER (R-III) ESTABLISHMENT DEPARTMEN KHYBER PAKHTUNKHWA

ATTESTED

Assistant Gotto

Khyber Pakhtunkhwa Peshawar

#### KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 320 /ST Dated 22 -2 - / 2019

To

The Inspector General of Prison,

Government of Khyber Pakhtunkhwa,

Peshawar.

Subject: -

JUDGMENT IN APPEAL NO. 311/2016, MR. IMAM HUSSAIN.

I am directed to forward herewith a certified copy of Judgement dated 18.02.2019 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

REGISTRAR •
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.

Form 'G' (Revised)
Assistant and Clerks

## GOVERNMENT OF KHYBER PAKHTUNKHWA <u>PRISONS DEPARTMENT</u>

CONFIDENTIAL REPORT

For the period from $0/-0/-2019$	to 31-12-2019
	The state of the s
PART-I	
1. Name Imam Hassain	The state of the s
2. Designation Senler Oberic.	
3. Date of Birth $15-04-1956$	
4. Date of Entry into Government service	75-06-1990
5. Branches in which employed during the year	er, with period Pgy Branch ele
· · · · · · · · · · · · · · · · · · ·	
PART	ing menter (tigeling etc.) in the wilder the Royal (tigeling in the lines LTT mentances of the company of the Manufacture of the Company of the School
TAIC	
A. PERFORMANCE	AI A B C D
Referencing, paging of notes and correspondence	V
2 Movement of Files and record of suspense	
cases.  3 Keeping files and Papers tidy condition	
, , , , , , , , , , , , , , , , , , , ,	V as a
4 Promptness and accuracy in disposing	
B. PERSONAL TRAITS	
5 Intelligence.	
6 Knowledge of Procedures and Regulations.	
7. Punctuality	
8 Cooperation and Tact.	
9 Amenability to Discipline	
10 Skill in Drafting.	
11. Integrity	Assessment
i). Incorruptible	Cosmid
ii). Reported to be corrupt	
iii). Believed to be corrupt, because of	Corgait
a. Monetary Consideration	Minetmy
b. Other Considerations	
	Yes
a. Monetary Consideration	NO D
b. Other Considerations	No- &

Control of the Contro	
12: Knowledge of Typing 13. Trust Worthiness in confinement and secret	المحتدد فينية المساء
matters.  14. Any Disciplinary action taken during the period of under report.	
	· ,
PART-III	
By Reporting Cou Officer.	By ersigning ficer.
a. Recommended for acceleration promotion	
b. Fit for promotion	
c. Recently promoted / appointed	
consideration for promotion pre-mature	70
d. Not yet fit for promotion.  e. Unfit for further promotion.	<b> </b>
On the following profitorion of the first state of	
PART-IV	
General Assessment By Reporting By Con Officer	ersigning cer
i. Very good	
ii. Good	
iii. Average	
iv. Below Average	<u> </u>
v. Poor	
DOM DIOTIDO	
PEN PICTURE	<u> </u>
An utm tenstvorim Gric	
	· .
	W.
Reporting Officer's Signature	Su En
Name (in Block Letters) ONTB)	F OHEAT (BITM)
Dated 15/1/2015 Signature Sufrante =	+ Banon
GENERAL REMARKS BY HIGHER OFFICER	
	<b>M</b> /
Countersigning Officer's Signature  Name (In Block Letters) KIFA SATUL	AH KHAN.
	THE PERSON !
ASSISTANT DIRECTOR (ADMIN)  ASSISTANT DIRECTOR (ADMIN)	<u> </u>
ASSISTANT DECLOR RESIDENCE OF Prisons For Inspector General of Prisons Khyber Pekhiunkhwa Peshawar 2 2 3	

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