

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

Service Appeal No. 2372/2023

Mr. Naeem Ullah Khan, PST BPS-12, GPS Shidyal, District Dir Upper
..... (Appellant)


Versus

1. Secretary of Elementary & Secondary Education Department, Government of Khyber Pakhtunkhwa Peshawar.
2. Director, Elementary and secondary Education Government of Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (M) Dir Upper.

(Respondents)

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5	Copy of the appointment order dated 05-03-2016	B	
6	Copy of the regularization Act 2017	C	
7	Copy of the regularization order dated 21-03-2018	D	


(Abdur Rahman)
District Education officer (M)
District Dir Upper

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

Service Appeal No. 2372/2023

Mr. Naeem Ullah Khan, PST BPS-12, GPS Shidyal, District Dir Upper
..... (Appellant)

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 10274

Dated 3-1-2024

Versus

1. Secretary of Elementary & Secondary Education Department, Government of Khyber Pakhtunkhwa Peshawar.
2. Director, Elementary and secondary Education Government of Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (M) Dir Upper.

(Respondents)

PARA WISE COMMENTS ON & FOR BEHALF OF
RESPONDENTS No.1, 2 & 3.

Respectfully Sheweth:-

PRELIMINARY OBJECTIONS.

1. That the Appellant is not an "aggrieved" person with the meaning of section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974.
2. That the Appellant has got no cause of action /locus standi to file the instant appeal because the Appellant did not come on merit.
3. That the Appellant has not come to this Honorable court with clean hands.
4. That the Appellant is estopped by his own conduct.
5. That the instant service appeal is badly time barred
6. That the appeal is barred by law and limitation.
7. That the appeal in hand is barred by relevant provision of Law/Rules/Policy in field.

ON FACTS.

1. Para -1 of the facts is correct that the appellant was appointed as PST vide appointment order dated 05-03-2016 on ad hoc /temporary basis for a period of one year.
2. Para- 2 of the facts is correct that regularization Act 2017 was promulgated for the employees of the Elementary & Secondary Education Department.
3. Para-3 of the facts is also correct, need no further comments.

4. Para-4 of the facts is correct, furthermore, as per advertisement in the year 2015, the appellant was appointed as PST vide appointment order dated 05-03-2016 having marks/merit 72.96, while after promulgation of the regularization Act 2017, for the employees of the E&SE Department, he has been placed in the seniority list accordingly as per section 17 (Part-vi) Seniority of the Khyber Pakhtunkhwa civil servants (Appointment, promotion, and transfer) rules 1989.

(“Part-vi) Seniority.

17. Seniority. --- (1) the seniority inters se of civil servants [appointed to a service, cadre or post] shall be determined. ----

(a) In the case of persons appointed by initial recruitments, in accordance with the order of merit assigned by the commission [or, as the case may be, the Departmental selection committee;].)

Thus, as per the rules *ibid*, the appellant has been placed in his right position in the seniority list. **(copy of the relevant page of the APT Rules 1989 is attached as “A”, Copy of the appointment order dated 05-03-2016 is attached as “B”, Copy of the regularization Act 2017 is attached as “C”, Copy of the regularization order dated 21-03-2018 is attached as “D”).**

5. Para-5 of the facts is correct that the appellant has been placed in the seniority list on the basis of the merit as per section 17 (Part-vi) Seniority of the Khyber Pakhtunkhwa civil servants (Appointment, promotion, and transfer) rules 1989. Furthermore, terms and condition No.9 of the regularization notification dated 21-03-2018, as for those candidates whose are having same merit position in their first appointment order.

6. Para- 6 of the facts needs no comments.

7. Para-7 of the facts pertains to record.

8. Para-8 of the facts needs no comments.

GROUND.

A) In correct, hence denied. The respondent always follows rules and policies in letter and spirit, whereas the seniority list *ibid* has been determined on the basis of the merit as per section 17 (Part-vi) Seniority of the Khyber Pakhtunkhwa civil servants (Appointment, promotion, and transfer) rules 1989.

B) Incorrect, hence denied. The appellants have been treated as per law and rules.

C) Incorrect, details have been submitted in the facts above.

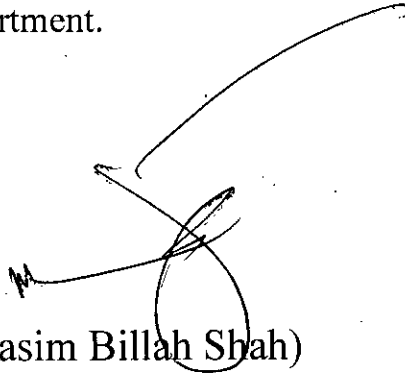
D) Correct, the appellant has been placed in the seniority list as per rules.

E) Incorrect, details have been submitted in the facts above.

F) Legal, however the respondents also seek permission for additional grounds during arguments.

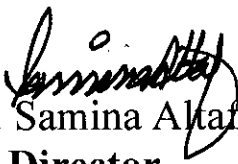
PRAYER.

In the view of the above made submission, it is requested that this Tribunal may very graciously be pleased to dismiss the instant service appeal with cost in favor of the Respondent Department.

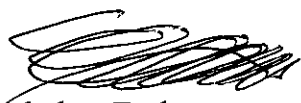


(Motasim Billah Shah)

Secretary,
E&SE Peshawar
Respondent No. 1



(Ms. Samina Altaf)
Director,
E&SE Peshawar
Respondent No.2



(Abdur Rahman)
District Education officer (M)
District Dir Upper
Respondent No. 3

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

Service Appeal No. 2372/2023

Mr. Naeem Ullah Khan, PST BPS-12, GPS Shedyal, District Dir Upper
..... (Appellant)

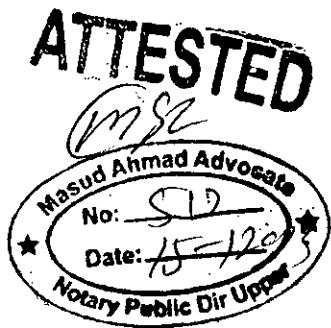
Versus

1. Secretary of Elementary & Secondary Education Department, Government of Khyber Pakhtunkhwa Peshawar.
2. Director, Elementary and secondary Education Government of Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (M) Dir Upper.

(Respondents)

Affidavit

I, **Mr. Abdur Rahman District Education Officer District Dir Upper** do hereby solemnly affirm & declare on oath that the whole contents of the instant para wise Comments are true & correct to the best of my knowledge and belief. It is further stated on oath that in this appeal the answering Respondents have neither been placed Ex-Party nor their defense has been struck off/ cost.




Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

Service Appeal No. 2372/2023

Mr. Naeem Ullah Khan, PST BPS-12, GPS Shidyal, District Dir Upper
..... (Appellant)

Versus

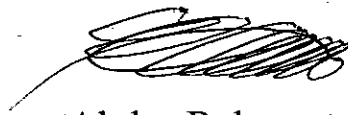
1. Secretary of Elementary & Secondary Education Department, Government of Khyber Pakhtunkhwa Peshawar.
2. Director, Elementary and secondary Education Government of Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (M) Dir Upper.

(Respondents)

AUTHORITY LETTER

I, Mr. Abdur Rahman District Education Officer District Dir Upper do hereby authorized Mr. Syed Alamzeb Shah Assistant Litigation Officer of this office for submission of Joint Para wise comments in Service Appeal No. 2372/2023

Case Titled: Naeem Ullah Khan, PST BPS-12, GPS Shidyal, District Dir Upper Vs Government of Khyber Pakhtunkhwa & others fixed for hearing on 22-12-2023, hence, an authority letter is hereby issued in favor of the above-named officer.



(Abdur Rahman)
District Education officer (M)
District Dir Upper
Respondent No. 3

17. Seniority.---(1) The seniority inter se of civil servants ¹[appointed to a service, cadre or post] shall be determined.--

- (a) In the case of persons appointed by initial recruitment, in accordance with the order of merit assigned by the Commission ²[or, as the case may be, the Departmental Selection Committee;] provided that persons selected for appointment to post in an earlier selection shall rank senior to the persons selected in a later selection; and
- (b) In the case of civil servants appointed otherwise, with reference to the dates of their continuous regular appointment in the post; provided that civil servants selected for promotion to a higher post in one batch shall, on their promotion to the higher post, retain their inter se seniority as in the lower post.

Explanation-I.---If a junior person in a lower post is promoted to a higher post temporarily in the public interest, even though continuing later permanently in the higher post, it would not adversely effect the interest of his seniors in fixation of his seniority in the higher post.

Explanation-II.---If a junior person in a lower post is promoted to a higher post by superseding a senior person and subsequently that senior person is also promoted the person promoted first shall rank senior to the person promoted subsequently; provided that junior person shall not be deemed to have superseded a senior person if the case of the senior person is deferred for the time being for want of certain information or for incompleteness of record or for any other reason not attributing to his fault or demerit.

Explanation-III.---A junior person shall be deemed to have superseded a senior person only if both the junior and the senior persons were considered for the higher post and the junior person was appointed in preference to the senior person.


(2) Seniority in various cadres of civil servants appointed by initial recruitment vis-a-viz those appointed otherwise shall be determined with reference to the dates of their regular appointment to a post in that cadre; provided that if two dates are the same, the person appointed otherwise shall rank senior to the person appointed by initial recruitment.

³[(3) In the event of merger/restructuring of the departments, attached departments or subordinate Offices, the inter se seniority of civil servants affected by the merger / restructuring as aforesaid shall be determined in accordance with the date of their regular appointment to a cadre or post.]

18. General Rules.---In all matters not expressly provided for in these rules, civil servants shall be governed by such rules as have been or may hereafter be prescribed by Government and made applicable to them.

19. Repeal.---The Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1975, are hereby repealed.

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1. Substituted for the words "appointment to post in the same Basic Pay Scale in a cadre" by Notification No.SOR.I(S&GAD)4-1/80,dated 17-05-1989.
 2. Inserted by Notification No. SORI(S&GAD)4-1/80(V.II), dated 04-02-1996.
 3. Added by Notification No. SOR-I(E&AD)4-1/80 (Vol. IV), dated 28-05-2002.

Attested




OFFICE OF THE DISTRICT EDUCATION OFFICER
MALE DIR UPPER

PH No.0944-881400 FAX-0944-880411- email- demisdirupper@gmail.com

OFFICE ORDER

Consequent upon the recommendation of the Departmental Promotion Committee, appointment of the following candidates are hereby ordered against the post of Primary School Teachers (PST) Male Wards / School based in BPS-12 (Rs.9055 -650 -28555) @ Rs. 9055 /- fixed plus usual allowances as admissible under the rules on adhoc basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below with effect from the date of taking over charge :-

S.#	Name	Father's Name	Merit	Ward/ U.C	Place of Posting
1	SIHAT ULLAH	WASIT KHAN			
2	FAIZ UL HALEEM	MOHAMMAD FAHIM	109.6	Akhgram	GPS Karkabani
3	AFTAB AHMAD	KHAISTA MUHAMMAD	102.1	Akhgram	GPS Baba Awarai
4	ABDUL HAMID	AMANULLAH KHAN	96.12	Akhgram	GPS Karkabani
5	SULTAN ZEB	MOHAMMAD YAR KHAN	93.93	Akhgram	GPS Gull Bagh Payeen
6	NOOR ISLAM	GUL ZAMIN	91.8	Akhgram	GPS Shashkar
7	HAZRAT ALI	PAS MUHAMMAD KHAN	91.63	Akhgram	GPS Shashkar
8	ATTA ULLAH	GHULAM RAHIM	88.01	Akhgram	GPS Duryal
9	NISAR AHMAD	CHAMMAI KHAN	84.62	Akhgram	GPS Darokai
10	MUSLIM ZADA	MUHAMMAD SHER KHAN	84.36	Akhgram	GPS Akhgram Payeen
11	SHAKIR ULLAH	WALIKHAN	83.67	Akhgram	GPS Spirko
12	CAVHAR ALI	ALAM ZAIB KHAN	81.93	Akhgram	GPS Shidyai
13	MUHAMMAD HAYAT	MUHAMMAD YAR	81.8	Akhgram	GPS Shinkari
14	SULAMAN KHAN	SULTAN MAHMODOO	79.45	Akhgram	GPS Karkabani
15	ZAHID ZADA	SULTAN MUHAMMAD	77.49	Akhgram	GPS Duryal
16	ASHRAF ALI	HAZRAT ALI	75.95	Akhgram	GPS Karkabani
17	SAHIB ZADA	BAZ MUHAMMAD KHAN	74.12	Akhgram	GPS Gull Bagh Bala
18	ATEEQ KHAN	YOUSAF KHAN	73.8	Akhgram	GPS Akhgram Payeen
19	NAEEM ULLAH KHAN	MUHAMMAD MUNIR	72.96	Akhgram	GPS Balan
20	AMINULLAH	MUHAMMAD ISHAQ	72.96	Akhgram	GPS Shidyai
21	SAMI ULLAH	RAHIMUL HAO	72.54	Akhgram	GPS Karkabani
22	SULTAN ZEB	GUL TOTI	72.22	Akhgram	GPS Islamabad
23	SAMIUR RAHMAN	SAZ MUHAMMAD	72.18	Akhgram	GPS Gull Bagh Payeen
24	ADNAN ULLAH	AYANULLAH KHAN	71.53	Akhgram	GPS Karkabani
25	RASHID KHAN	GHULAM HABI	68.24	Akhgram	GPS Spirko
26	SADIQULLAH	AKBAR SAID KHAN	67.05	Akhgram	GPS Spirko
27	ISLAM MUHAMMAD	LAL MUHAMMAD	66.01	Akhgram	GPS Spirko
28	YAR MUHAMMAD	MUHAMMAD ANWAR	64.41	Akhgram	GPS Karkabani
29	UMAR KHAID	DAWLAT KHAN	62.07	Akhgram	GPS Gull Bagh Bala
30	AMIN UL HAO	BADSHAH KHALIQ	61.31	Akhgram	GPS Bandagai Karo
31	NEMAT BADSHAH	JEHAN BADSHAH	60.75	Akhgram	GPS Khunano Tangai
32	ABDUL KHALIQ	GHAWAR KHAN	60.6	Akhgram	GPS Khunano Tangai
			57.63	Akhgram	GPS Karkabani

TERMS & CONDITIONS:-

1. NO TA/DA is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary basis initially for one year.
4. They should not be handed over charge if they exceed 35 years or below 18 years of age.
5. Appointment is subject to the condition that their certificates/degrees must be verified from the concerned authorities if any one found producing bogus Certificate will be reported to the law enforcing agencies for further action.
6. His services are liable to termination on one month's notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be made until and unless a certificate from the concerned authority is issued as his certificates are verified.
8. They should join their post within 15 days of the issuance of this notification. In case of failure to join their post within 15 days of the issuance of this notification

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"B" - 8-

THE KHYBER PAKHTUNKHWA EMPLOYEES OF THE ELEMENTARY &
SECONDARY EDUCATION DEPARTMENT (APPOINTMENT AND
REGULARIZATION OF SERVICES) ACT, 2017.
(KHYBER PAKHTUNKHWA ACT NO. 1 OF 2018)

CONTENTS

PREAMBLE

SECTIONS

1. Short title, application, extent and commencement.
2. Definitions.
3. Regularization of services of employees.
4. Determination of seniority.
5. Overriding effect.

**THE KHYBER PAKHTUNKHWA EMPLOYEES OF THE ELEMENTARY AND
SECONDARY EDUCATION DEPARTMENT (APPOINTMENT AND
REGULARIZATION OF SERVICES) ACT, 2017.**

(KHYBER PAKHTUNKHWA ACT NO. I OF 2018)

*(First published after having received the assent of the Governor of
the Khyber Pakhtunkhwa in the Gazette of Khyber Pakhtunkhwa,
(Extraordinary), dated the 8th January, 2018).*

**AN
ACT**

*to provide for the appointment and regularization of the services of certain employees
appointed on adhoc or contract basis or appointed in certain projects in the Elementary
and Secondary Education Department in
the Province of the Khyber Pakhtunkhwa.*

WHEREAS it is expedient to provide for the appointment and regularization of the services of certain employees appointed on adhoc or contract basis or appointed in certain projects in the Elementary and Secondary Education Department in the Province of the Khyber Pakhtunkhwa, in the public interest;

It is hereby enacted as follows:

1. Short title, application and commencement.---(1) This Act may be called the Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education Department (Appointment and Regularization of Services) Act, 2017.

(2) It shall apply to all the employees in the Elementary and Secondary Education Department, as defined in clause (c) of sub-section (1) of section 2 of this Act.

(3) It shall come into force at once and it shall be deemed to have taken effect from the date of the initial appointment of the employees as referred to in clause (c) of sub-clause (1) of section 2 of this Act.

2. Definitions.---(1) In this Act, unless the context otherwise requires,-

- (a) "Commission" means the Khyber Pakhtunkhwa Public Service Commission;
- (b) "contract appointment" means appointment of a duly qualified person for a specific period made otherwise than in accordance with the prescribed method of recruitment;
- (c) "employees" mean duly qualified persons.-

Attested



- (i) who are appointed as teachers on adhoc or contract basis by the Government after 2013 through National Testing Service but does not include the teachers engaged on work charge basis or who are paid out of contingencies;
 - (ii) who are appointed in the projects on contract basis in accordance with the project policy; and
 - (iii) who are appointed as Junior Clerk in the Elementary and Secondary Education Department by Government after 2013 through National Testing Service;
- (d) "Government" means the Government of the Khyber Pakhtunkhwa;
- (e) "law or rule" means the law or rule for the time being in force governing the selection and appointment of civil servants;
- (f) "project" means,-
- (i) IT/Computer Teachers in Computer Labs Projects in Khyber Pakhtunkhwa (Phase-II);
 - (ii) establishment of five hundreds (500) IT Labs in Government High and Secondary Schools in Khyber Pakhtunkhwa; and
 - (iii) establishment of five hundreds (500) IT Labs in Government High Schools in Khyber Pakhtunkhwa (Phase-III); and
- (g) "teacher" means a teacher of primary, middle, secondary or higher secondary school.

(2) The expressions "adhoc appointment" shall have the same meaning as respectively assigned to them in the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).

3. Regularization of services of employees.---(1) Notwithstanding anything contained in any other law or rules, the employees, who hold posts till the commencement of this Act¹ [or till 30th June 2017, in respect of the project as mentioned in sub-clause (i) of clause (f) of sub-section (1) of section 2 of this Act, as the case may be], shall be deemed to have been validly appointed on regular basis from the day of the **initial appointment**; provided that-

- (i) they possess the same qualification and experience required for a regular post;

¹ Inserted vide Khyber Pakhtunkhwa Act No. II of 2019.

Attested


- (ii) they have not resigned from their services or terminated from services on account of misconduct, inefficiency or any other ground, before the commencement of this Act ¹[:]

²[Provided that expiry of the project as mentioned in sub-clause (i) of clause (f) of sub-section (1) of section 2 of this Act, shall not be deemed a ground for non-appointment of an employee on regular basis under this Act; and]

- (iii) the service promotion quota of all service cadres shall not be affected.

(2) The services of the employees shall be deemed to have been regularized only on the publication of their names in the official Gazette.

4. Determination of seniority.---(1) The employees whose service are regularized under this Act or in the process of attaining service at the commencement of this Act, shall rank junior to all other employees belonging to the same Cadre, who are in service on regular basis on the commencement of this Act, and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the Commission made before the commencement of this Act, are to be appointed to the Cadre, irrespective of their actual date of appointment.

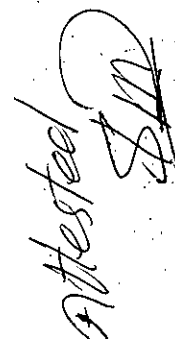
(2) The seniority inter-se of those employees, whose services are regularized under this Act within the Cadre, shall be determined on the basis of their continuous service in Cadre:

Provided that if the date of continuous service in the case of two or more employees is the same, the employee older in age shall rank senior to the younger one.

5. Overriding effect.--- Notwithstanding anything to the contrary contained in any other law or rules for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rules to the extent of inconsistency to this Act shall cease to have effect.

¹ Replaced vide Khyber Pakhtunkhwa Act No. II of 2019.

² Inserted vide Khyber Pakhtunkhwa Act No. II of 2019.

Attested




(9)

PST (NTS) Regularization Order



OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) UPPER DIR

PH No. 0944-081400-Fax:081400 E-mail: deomdirupper@gmail.com



NOTIFICATION

In pursuance of Khyber Pakhtunkhwa Employees of the Elementary & Secondary Education Appointment & Regularization of Services Act, 2017 (Khyber Pakhtunkhwa Act no.1 of 2018) & Elementary & Secondary Education Department Notification No. SO(S/P)P&S/110/3-2/2018/S/11/Contract Dated: 16/02/2018. Services of the following (427) Primary School Teachers of Sub-Division Wari, Dir Upper appointed w.e.f. (03-05-2014 to 23-06-2017) through NTS on adhoc/contract basis, are hereby regularized in BPS-12, on terms and condition given below with effect from the date of their 1st appointment as per details given against each, in the interest of public service.

S NO	Roll NO.	Name	Address	U/C	Total Marks /200	Name of School	App. Order No	Dated	Date of Issuing order	Latention Order No & Date
1	3560360	Sadiqullah Anwar	V; Chappor	Chappor	130.8	GPS Chappor	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
2	3560302	Saleem	V; Chappor	Chappor	125.6	GPS Kuss Chappor	3273-79	03/05/2014	04/05/2014	1868-74.30.04.2015
3	3560362	Asghar Ali Ziaur	V; Nasir Abad	Chappor	110.64	GPS Gul Shal Dherai	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
4	3560913	Wahman Abdur	V; Nasir Abad	Chappor	113.24	GPS Dherai Chappor	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
5	3560512	Ullahman	V; Mohi Kuss	Distlower	112.95	GPS Osural	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
6	3560023	Kalimullah	V; Daba	Chappor	112.68	GPS Nasir Abad	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
7	3560702	Nadimullah	V; Charkoom UK	Distlower	112.65	GPS	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
8	3560703	Hidayatullah	V; Kakad	Wari	111.62	CHARKOOM P GPS Tangul	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
9	3560847	Sajid Ali Sahib	V; Wari	Distlower	111	GPS Dherai K Khell	270-75	03/05/2014	04/05/2014	1868-74.30.04.2015
10	356068	Rahman Muhannad	V; Nasir Abad Vil; Islamabad	Chappor	108.35	GPS Jalur No 01	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
11	356731	Illwan	V; Kakad	Akhgram	104	GPS Akhgram Daba	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
12	3560729	Wasimullah	V; Jalur	Chappor	103.78	GPS Shakani No 02	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
13	3560732	Sirajud Din	V; Jalur	Chappor	103.19	GPS Samul	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
14	3560309	Saffud Din	V; Sahib Abad	Distlower	103	GPS Distlower	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
15	3560647	Mukhtyar Ali	V; Nasir abad	Chappor	102.43	GPS Shakani No 02	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
16	3560133	Inamullah	V; Shakani	Chappor	99.9	GPS Umarul K	8572-79	03/05/2014	04/05/2014	1868-74.30.04.2015
17	791700292	Qaribullah	V; Jughabani	Distlower	91.92	GPS Dherai K Khell	270-75	03/05/2014	04/05/2014	1868-74.30.04.2015
18	762300486	Anir Sult	V; Jekat Darara	Distlower	88.89	GPS Jekat	270-75	03/05/2014	04/05/2014	1868-74.30.04.2015
19	7935000466	Ziaullah	V; Jughabani	Distlower	04.60	GPS Dherai K Khell	3240-56	03/05/2017	04/05/2017	1868-74.30.04.2015
20	791700596	Anamullah Muhammad	V; Kuss Uanda	Kuti JI	133.45	GPS Gaudat	968-75	12/03/2015	13/03/2015	1578-82.03-05-2016
21	451700609	Nisar	V; Korbadal	Nehajj	124.22	GPS Shalghu	968-75	12/03/2015	13/03/2015	1578-82.03-05-2016
22	791700830	Alamgir Khan Mujahid	V; Distlower V; Kot	Distlower	117	GPS Distlower	968-75	12/03/2015	13/03/2015	1578-82.03-05-2016
23	791700502	Hussain	V; Kot Malagojor	Distlower	110	GPS Kot Malagojor	968-75	12/03/2015	13/03/2015	1578-82.03-05-2016
24	891700855	All Akbar	Vil; Pashla	Akhgram	109.74	GPS Pashla	968-75	12/03/2015	13/03/2015	1578-82.03-05-2016

ADO (P) Establishment

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PST (NTS) Regularization Order

	7922379	Jarar Khan	V; Mishinaru Bandu	Sundal	83.52	GP Mishinaru U No 01	384-93	05/03/2016	06/03/2016	1275-79 11.03.2017
197	792200320	Muhammad Iqbal	V; Uedamal	Hohag	83.44	GP Uedamal	301-06	05/03/2016	06/03/2016	1275-79 11.03.2017
198	792600223	Muhammad Zeb	V; Uandai Warl	Uandai	83.18	GP Uandai P	276-81	05/03/2016	06/03/2016	1275-79 11.03.2017
199	792600406	Ahmad Zeb Khan	V; Guayol	Sundal	82.63	GP Solobog	288-93	05/03/2016	06/03/2016	1275-79 11.03.2017
200	791700337	Muhammad Gul Akim	V; Tanjal	Warl	82.5	Daskor U No 01	294-300	05/03/2016	06/03/2016	1275-79 11.03.2017
201	792100345	Khan	V; Gurrel vil; Shinkari	Warl	82.28	GMPS Gurrel	294-300	05/03/2016	06/03/2016	1275-79 11.03.2017
202	792100364	Gohar Ali	V; Gurrel vil; Shinkari	Akhgram	82.169	GP Shinkari GP Charkoan	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
203	792400465	Murad Saoud Muhammad	V; Osoral	Dhlower	82	GP Charkoan P	270-75	05/03/2016	06/03/2016	1275-79 11.03.2017
204	792200314	Muhammad Zaib	V; Jugobanj	Dhlower	82	GP Charkoan P	270-75	05/03/2016	06/03/2016	1275-79 11.03.2017
205	792100992	Muhammad Tahir	V; Ullah Yul; Gall	Pashita	81.12	GP Shog GP Gall	282-87	05/03/2016	06/03/2016	1275-79 11.03.2017
206		Abos Ahmad	V; Payoon	Akhgram	80.77	GP Payoon	282-87	05/03/2016	06/03/2016	1275-79
207	791700372	Hashed Khan	V; Daskor U V; Kaloak	Warl	80.68	Daskor U No 01	294-300	05/03/2016	06/03/2016	1275-79 11.03.2017
208	792600338	Sanaullah	V; Uandai	Warl	80.23	GP Gurrel	294-300	05/03/2016	06/03/2016	1275-79 11.03.2017
209	792100303	Muhammad Hayat	VIII; Karkabanj Koro	Akhgram	79.45	GP Karkabanj	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
210	792500343	Azhar Rahman	Muslim Bagh	Pashita	79.25	GP Shoga	282-87	05/03/2016	06/03/2016	1275-79 11.03.2017
211	792600410	S Saldar Ali Shah	V; Uedamal	Dhlower	77.77	GMPS Warl Abad	270-75	05/03/2016	06/03/2016	1275-79 11.03.2017
212	792100329	Suliman Khan	VII; Dorval	Akhgram	77.49	GP Daryal	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
213	792300340	Zahid Zada	VII; Akhgram	Akhgram	75.95	GP Karkabanj GP Ularal	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
214	792400355	Gul Mayar	V; Dorval Manzal	Pashita	75.76	GP Ularal Manzal	282-87	05/03/2016	06/03/2016	1275-79 11.03.2017
215	792300259	Imran Khan	V; Gall Uala	Pashita	74.38	GP Kar Koro	282-87	05/03/2016	06/03/2016	1275-79 11.03.2017
216	792400354	Ashraf Ali	VIII; Gul Bagh VII; Gall	Akhgram	74.12	GP Gul Bagh GP Gall	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
217	772500327	Wahid Khan	Pashita	Akhgram	73.88	GP Pashita	282-87	05/03/2016	06/03/2016	1275-79 11.03.2017
218	792300340	Schib Zada	VIII; Akhgram	Akhgram	73.8	GP Akhgram Payoon	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
219	792200303	Atiq Khan	VIII; Darokot Akhgram	Akhgram	72.96	GP Uatan Koro	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
220	792200369	Naeemullah Muhammad	VIII; Shinkari Koro	Akhgram	72.9	GP Shudyal	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
221	792100272	Muhammad Nazir	V; Kharposal Koro	Akhgram	72.58	GP Kharposal	282-87	05/03/2016	06/03/2016	1275-79 11.03.2017
222	792300361	Aminullah	VIII; Danra Akhgram	Akhgram	72.54	GP Karkabanj	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
223	791300310	Abdul Hamid	V; Shung	Pashita	72.27	GP Shoga	282-87	05/03/2016	06/03/2016	1275-79 11.03.2017
224	792500379	Samiullah	V; Akhgram Islamabad	Akhgram	72.22	GP Islamabad	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
225	792200382	Sultan Zeb	VIII; Gul Bagh	Akhgram	72.18	GP Gul Bagh	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
226	792100430	Samiur Rahman	VIII; Gul Bagh P	Akhgram	71.53	GP Karkabanj	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
227	792300367	Adnanullah	VIII; Sperko	Akhgram	68.24	GP Sperku	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
228	792200323	Hashed Khan	VIII; Daryal koro	Akhgram	67.85	GP Sperko	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017
229	792200386	Sadiqullah	VIII; Akhgram	Akhgram	66.3	GP Sperku	307-12	05/03/2016	06/03/2016	1275-79 11.03.2017

Affected

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PST (NTS) Regularization Order

Terms & Condition

1. Their services shall be governed by the Khyber Pukhtunkhawa Civil Servants Act, 1973, the Khyber Pukhtunkhawa (Appointment, Deputation, Posting & Transfer of teacher, Instructors & Doctors) Regulatory act, 2011, and such rules and regulations as may be issued from time to time by the Government.
2. Their services shall be considered regular and they shall be eligible for pension / deduction of OP Fund in terms of the Khyber Pukhtunkhawa Civil Servant Act, 1973 as amended in 2013.
3. They shall possess the same qualification and experience required for the regular post.
4. Their services are liable to termination on one month notice from either side, in case of resignation without notice, their one month pay/allowances shall be forfeited to the Government.
5. Their regularization shall not affect the promotion quota of existing holders of posts in respective service cadres.
6. The regularization shall not be in favor of those, who have not taken over charge or have remained absent from duty or resigned from service and also not for those who are under disciplinary proceedings.
7. The Employees whose services regularized under the Khyber Pukhtunkhawa Employees of the Elementary & Secondary Education (Appointment and Regularization of Services) Act, 2017 (Khyber Pukhtunkhawa Act No.1 of 2018) or in the process of attaining service at the commencement of Khyber Pukhtunkhawa Employees of Elementary and secondary Education (Appointment and Regularization of services) Act, 2017 (Khyber Pukhtunkhawa Act No.1 of 2018) shall rank junior to all civil servants belonging to the same service or cadre. As the case may be, who are in service on regular basis on the commencement of the Khyber Pukhtunkhawa Employees of Elementary And secondary Education (Appointment and Regularization of services) act, 2017 (Khyber Pukhtunkhawa Act No.1 of 2018) and shall also junior to such other persons, if any, who, were appointed on regular basis to the respective service or cadre before the commencement of this Act, irrespective of their actual date of appointment.
8. The seniority inter-se of the employees, whose are regularized under this Act within the same service or cadre, shall be determined on the basis of their merit position in such service or cadre.
9. Their seniority shall be determined on the basis of their continuous service in cadre, provided that if the date of continuous services in the case of two or more employees is the same, the employee older in age shall be ranked senior to the younger one.

(ABDUL HAQ)
DISTRICT EDUCATION OFFICER
(MALE) UPPER DIR

Attested
[Signature]

ADO (P) Establishment

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PST (NTS) Regularization Order

Instt. No. 156467 P. No 158/DEO (M)/ADO (P) ESTD:

Dated 2/13 2018

Copy forwarded to the

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Upper Dir
3. Dy: District Education Officer (M), Upper Dir
4. SDEO (Male) Barawal, Kalkot, Dir, Wari & Sheringul.
5. Teachers Concerned
6. AP EMIS Local Office
7. Office Copy


DISTRICT EDUCATION OFFICER
(MALE) UPPER DIR.

Attested
