

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

Service Appeal No. 2401/2023

Mr. Muhammad Rauf, PST BPS-12, GPS Sadiqa Banda, 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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4	copy of the relevant page of the APT Rules 1989 is attached isas	A	
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. 2401/2023

Mr. Muhammad Rauf, PST BPS-12, GPS Sadiqa Banda, District Dir
Upper
..... (Appellant)

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 10301

Dated 3-1-24

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 94.11, 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.

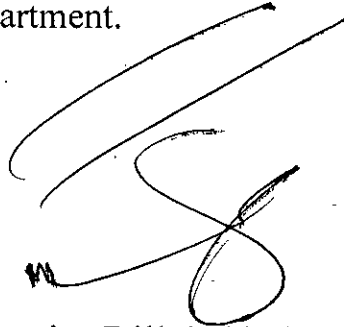
A) In correct, hence denied. The respondent always follows rules and policies in letter and spirit, whereas the seniority list *ibid* has been determined on the basis of the merit as per section 17 (Part-vi) Seniority of the Khyber Pakhtunkhwa civil servants (Appointment, promotion, and transfer) rules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

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

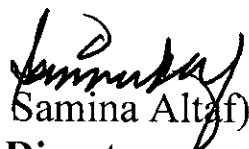
- C) Incorrect, details have been submitted in the facts above.
- D) Correct, the appellant has been placed in the seniority list as per rules.
- E) Incorrect, details have been submitted in the facts above.
- F) Legal, however the respondents also seek permission for additional grounds during arguments.

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. 2401/2023

Mr. M Rauf, PST BPS-12, GPS Sadiqa Banda, District Dir Upper
..... (Appellant)

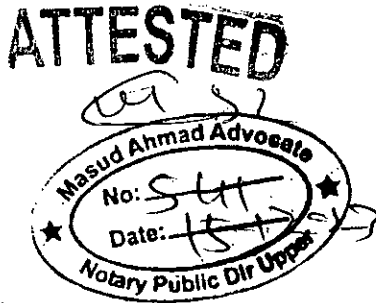
Versus

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. 2401/2023

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Upper
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Versus

1. Secretary of Elementary & Secondary Education Department, Government of Khyber Pakhtunkhwa Peshawar.
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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. 2401/2023

Case Titled: Muhammad Rauf, PST BPS-12, GPS Sadiqa Banda, 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.

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
SIA

(B) 4A11-6-

**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.No	Name	Father's Name	Merit	Ward/ U.C	Place of Posting
1	MUHAMMAD HANIF	Ghulam Yousof	119.31	TARPATAR	GPS SADIQA BANDA
2	ABDUL QAYUM	Abdul Karim	118.26	TARPATAR	GPS AL MAS
3	EFTAH UD DIN	Abdul Karim	117.68	TARPATAR	GPS ALIGA SAR
4	BEHANGIR KHAN	Muhammad Rashid	112.71	TARPATAR	GPS Tarpatar No1
5	MUHAMMAD IRSHAD KHAN	Muhammad Jan	110.44	TARPATAR	GPS Ushari
6	SAD ALI	Shah Zeer Khan	109.48	TARPATAR	GPS Urya Khail
7	NAM ULLAH	Fathi Muhammad	107.02	TARPATAR	GPS Tarpatar No1
8	IMRAN KHAN	Mansoor Jan	106.94	TARPATAR	GMPS Shamradal
9	SHAMSHAD ALI	Sher Zada	104.07	TARPATAR	GPS PASHTAN
10	SAEED ANWAR	Hazrat Anwar	103.73	TARPATAR	GPS Tarpatar No.2
11	MUHAMMAD RAUF	Abdullah Khan	99.11	TARPATAR	GPS SADIQA BANDA
12	HUSSAN ZADA	Sher Zaman	93.82	TARPATAR	GPS Ganshal (P)
13	ZAKIR HUSSAIN	Bakht Shah Zaib	91.73	TARPATAR	GPS Tarpatar No.1
14	SHAH MOHAMMAD	Ahmad Khan	91.19	TARPATAR	GMPS Bahoon Almas
15	MUHAMMAD NAWAZ	Muhammad Din	91.0	TARPATAR	GMPS Chaman lawyar
16	NASIB GUL	Abdul Hasam	90.51	TARPATAR	GPS Ganshal (P)
17	MUJIN ULLAH	Haroon Khan	89.13	TARPATAR	GPS Tarpatar No2
18	MUHAMMAD AYOUB KHAN	Lal Muhammad	88.77	TARPATAR	GPS Bodl khawar
19	ALI MUHAMMAD	Amroz Khan	87.98	TARPATAR	GPS Bodl khawar
20	LATIF ULLAH	Jumra Gul	07.18	TARPATAR	GPS Ali Gasar

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, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
9. Health and Age Certificate should be produced from the Medical Superintendent concerned before taking over charge.
10. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
11. Their services shall be terminated at any time, in case of his performance is found unsatisfactory during his probation period. In case of misconduct, he will be proceeded under the rules.
12. His appointment is made on School based, He will have to serve at the place of posting and his service is not transferable to any other station.

Attested
[Signature]

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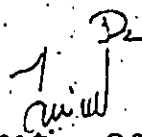
13. Before handing over charge once again their document may be checked if they having no required qualifications they may not be handed over charge.
14. No payment will be made so then before making verification from concerned institutions.
15. The errors and omissions etc if found at any stage shall be rectified. In case of termination of Said Candidate, he will have no right to claim the order already issued in any court.


(MOIN-UD-DIN)
District Education Officer,
Male dir Upper

Endst: No. 608-14 / File No. 03C/PST/Appt:2016 NTS /DEO(M)/ADO(P) Dated Dir (U) the 05/03/2016.

Copy forwarded for information and necessary action to the:-

1. Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Dir Upper
3. Dy. District Education Officer Male Dir Upper.
4. Sub: Divisional Education Officer Male Dir and Wari.
5. Official Concerned.
6. M/File


District Education Officer,
Male dir Upper

Attested


(C)

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


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(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 Act¹[:]

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


(60)

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) UPPER DIR

PH No. 0944-881400-Fax-881400E-mail deomdirupper@gmail.com

NOTIFICATION

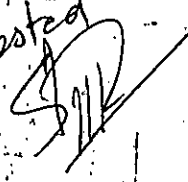
In pursuance of Khyber Pukhtunkhawa Employees of the Elementary & Secondary Education Appointment & Regularization of Services Act.2017 (Khyber Pukhtunkhawa Act no.1 of 2018) & Elementary & Secondary Education Department Notification No SO(S/F)E&SED/3-2/2018/SITT/Contract Dated:16/02/2018, Services of the following (379) Primary School Teachers of Sub-Division Dir Upper Dir 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	NTS Roll No	Name	Address/UC	Total Marks/200	Name of School	App Order No & Date	Date of Taking over charge	Establishment Order No & Date
1	3560176	SHERYAR KHAN	JABBAR	104.04	GPS QAMSER	8572-79/3-5-14	04-05-14	1079-81/24/2014
2	3560148	ILADSHAH SAID	UBBYAWAR	117.16	GPS TALO	8572-79/3/5/2014	05-05-14	1079-81/24/2014
3	3560538	HIDAYATULLAH	CHUKIATAN	103.29	GMPS JABALOOK	8572-79/3/5/2014	05-05-14	2795-280/19/4/2017
4	3560537	ASAD ALI SHAH	DARORA	113.84	GPS CHUMRA BALA	8572-79/3/5/2014	05-05-14	2795-280/19/4/2017
5	3560205	KHALILUR RAHMAN	DARORA	112.95	GMPS WALI KHAN KANDOW	8572-79/3/5/2014	05-05-14	4205-66/2017
6	3560008	SAHIB RAWAN	GANORI	104.57	GPS KARBORAI	8572-79/3/5/2014	05-05-14	2795-280/19/4/2017
7	4512001221	MUHAMMAD HASSAN	GANORI	107.35	GPS SORI PAW	8572-79/3/5/2014	05-05-14	3987-41/16/2017
8	3560517	SYED MAROOF JAN	GANORI	105.93	GPS AYURAI	8572-79/3/5/2014	05-05-14	3987-41/16/2017
9	3560690	SYED USMAN JAN	GANORI	103.05	GPS PACHA KALEY	8572-79/3/5/2014	05-05-14	2795-280/19/4/2017
10	3560134	SYED RAHIM	GANORI	105.48	GPS DHERI HATTAN	8572-79/3/5/2014	05-05-14	1782-87/24/2014
11	3560402	WALIJULLAH	GANORI	112.86	GPS ZULAMKOT	9572-79/3/5/2014	05-05-14	2795-280/19/4/2017
12	3560303	JALALUD DIN	JABBAR	116.12	GPS DAM JABBAR	8572-79/3/5/2014	05-05-14	2795-280/19/4/2017
13	3560102	IRFANULLAH	JABBAR	107.51	GPS GAMSEER	8572-79/3/5/2014	05-05-14	2795-280/19/4/2017
14	792500177	IKRAMULLAH	JABBAR	108.48	GPS GAMSEER	8572-79/3/5/2014	05-05-14	2795-280/19/4/2017
15	3560106	NAJMULLAH	JABBAR	100.93	GPS GAMSEER	8572-79/3/5/2014	05-05-14	1079-81/24/2014
16	3560215	ABDULLAH LATIF	JABBAR	106.16	GPS NISIAN BANDA	8572-79/3/5/2014	05-05-14	4205-66/2017
17	3560161	ABDULLAH	JABBAR	104.28	GPS KANDWU JABBAR	8572-79/3/5/2014	05-05-14	2795-280/19/4/2017
18	3560473	SACEDULLAH	PALAN	116.58	GPS DANIL	8572-79/3/5/2014	05-05-14	2795-280/19/4/2017
19	3560757	SULIMAN SHAH	TARPATAR	114.83	GMPS DAKAI ALMAS	8572-79/3/5/2014	05-05-14	4205-66/2017
20	3560558	IFTIKHAR ALI	TARPATAR	112.0	GMPS SIA GAI KOTI	8572-79/3/5/2014	05-05-14	4205-66/2017
21	79250418	KALILULLAH	CHUKIATAN	107.01	GPS HAYAGAI GHAKHI	8572-79/3/5/2014	13-05-14	4205-66/2017
22	3560002	TABIR JAN	GANORI	97.93	GPS SALAMKOT	8572-79/3/5/2014	05-05-14	1782-87/24/2014

ADO (P) Establishment

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170	79220000	HAYATULLAH	TARPATAR	89.91	GPS DAIHAR	422-27 5/3/2016	03-07-16	1079-83 28/2/2018
171	79220001	MUSTAFA MOJIB	TARPATAR	117.68	GPS ALIGASAR	409-14 5/3/2016	03-07-16	3987-91 31/6/2017
172	79220002	LATIFULLAH	TARPATAR	87.18	GPS ALIGASAR	409-14 5/3/2016	03-07-16	3987-91 31/6/2017
173	79220003	MUHAMMAD IRSAID KHAN	TARPATAR	110.44	GPS USHRAI	409-14 5/3/2016	03-07-16	3987-91 31/6/2017
174	79220004	FARIDULLAH	TARPATAR	107.8	GPS DAIHAR	422-27 5/3/2016	03-07-16	3795-2800 19/4/2017
175	79220005	ABDUL QAYUM	TARPATAR	115.25	GPS ALMAS	7409-14 5/3/2016	03-07-16	3795-2800 19/4/2017
176	79220006	MUHAMMAD AYUB KHAN	TARPATAR	88.77	GPS BODI KHAWAR	409-14 5/3/2016	03-07-16	3795-2800 19/4/2017
177	79220007	JEHANGIR KHAN	TARPATAR	112.71	GPS TAPARTAR NO.01	409-14 5/3/2016	03-07-16	3987-91 31/6/2017
178	79220008	MUNULLAH	TARPATAR	89.13	GPS TAPARTAR NO.02	409-14 5/3/2016	03-07-16	1079-83 28/2/2018
179	79220009	MUHAMMAD RAUF	TARPATAR	94.11	GPS SADIQA BANDA	409-14 5/3/2016	03-07-16	3795-2800 19/4/2017
180	79220010	ALI MUHAMMAD	TARPATAR	87.98	GPS BODI KHAWAR	409-14 5/3/2016	03-07-16	3795-2800 19/4/2017
181	79220011	IMRAN KHAN	TARPATAR	106.94	GPS SHAMRADAI	409-14 5/3/2016	03-07-16	3795-2800 19/4/2017
182	79220012	NASIR GUL	TARPATAR	90.51	GPS GHANSHAL PAYEEN	422-27 5/3/2016	03-07-16	1079-83 28/2/2018
183	79220013	SHAMSHAD ALI MUHAMMAD HANIF	TARPATAR	104.07	GPS PASHTAN	409-14 5/3/2016	03-07-16	1079-83 28/2/2018
184	79220014	MUHAMMAD HANIF	TARPATAR	119.31	GPS SADIQA BANDA	409-14 5/3/2016	03-07-16	3795-2800 19/4/2017
185	79220015	SAEED ANWAR	TARPATAR	103.73	GPS TARPATAR No.02	409-14 5/3/2016	03-07-16	3795-2800 19/4/2017
186	79220016	ASAD ALI	TARPATAR	119.48	GPS URYA KHAIL	409-14 5/3/2016	03-07-16	3795-2800 19/4/2017
187	79220017	INAMULLAH	TARPATAR	107.02	GPS TARPATAR No.01	409-14 5/3/2016	03-07-16	3795-2800 19/4/2017
188	79220018	HUSSAN ZADA	TARPATAR	93.82	GPS GAJIAN SHAL PAYEEN	409-14 5/3/2016	03-07-16	1079-83 28/2/2018
189	79220019	ISLAMULLAH	SAWNI	110.77	GPS CHIRAGALI DALA	319-24 5/3/2016	03-07-16	1079-83 28/2/2018
190	79220020	SAMIULLAH	SAWNI	113.79	GPS RONDISH	369-75 5/3/2016	03-07-16	3987-91 31/6/2017
191	79220021	ZAHID ALI KHAN	SAWNI	94.04	GPS DODRA	369-75 7/3/2016	03-07-16	3795-2800 19/4/2017
192	79220022	ZAKIRULLAH	SAWNI	88.07	GPS SHARMAI	369-75 5/3/2016	03-07-16	3987-91 31/6/2017
193	79220023	ADIL ZADA	BIBYAWAR	117.59	GPS BIBYAWAR	963-75- 11/3/2016	13-03-16	1783-94 12/4/2016
194	79220024	AKHTAR MUNIR	DIR UKHAN	109.14	GPS KANIKOGAI	331-56 5/3/2016	14-03-16	3795-2800 19/4/2017
195	79220025	SARHAD KHAN	PALAM	98.18	GPS SHAHJED KALIBARRAND	422-27 5/3/2016	14-03-16	1079-83 28/2/2018
196	79220026	ZAHIDULLAH	DARORA	116.35	GPS GANDIGAR NO.03	434-40 5/3/2016	16-03-16	3795-2800 19/4/2017
197	79220027	SILAH MOHAMMAD	TARPATAR	91.19	GMPS DAHOON ALMAS	409-14 5/3/2016	17-03-16	3795-2800 19/4/2017
198	79220028	KHIRULZADA	BIBYAWAR	107.09	GPS CHIRAGALI P	431-46 15/3/2016	18-03-16	1079-83 28/2/2018
199	79220029	ATTAULLAH	DARORA	114.8	GPS NAWROZ KHAN KALEY	434-40 5/3/2016	18-03-16	3795-2800 19/4/2017
200	79220030	ABDUL HALIM	JABBAR	94.14	GPS KOLAL BANDI NO.02	758-63 17/3/2016	18-03-16	3794-2800 19/4/2017
201	79220031	HASIRULLAH	JABBAR	90.7	GPS KATTAN DALA	758-63 17/3/2016	18-03-16	3795-2800 19/4/2017
202	79220032	KIFAYATULLAH	JABBAR	101.69	GPS KANDOW JABBAR	758-63 17/3/2016	18-03-16	3795-2800 19/4/2017
203	79220033	TARIQ JAVID	JABBAR	101.31	GPS NISHAN BANDA	758-63 17/3/2016	18-03-16	3795-2800 19/4/2017
204	79220034	BAZUL ISLAM	JABBAR	113.97	GPS KATTAN DALA	758-63 17/3/2016	18-03-16	1079-83 28/2/2018
205	79220035	RAHIMATULLAH	JABBAR	100.91	GMPS TANGI	758-63	18-03-16	1079-83 28/2/2018

Attested


ADO (P) Establishment



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PST (NTS) Regularization Order

Sl. No.	Name	Grade	Band	Joining Date	Relief Date
1	GPS SAWRUZ KHAN KALEY	13/02	BANDA	23/6/2017	
2	GPS ALIGASAR	14/07		4920-36 8/7/2017	03-01-17
3	GPS Chikistan	10/06		4050-50 5/6/2017	09-06-17
4				3116-23 5/5/2017	

Terms & Conditions

1. Their services shall be governed by the Khyber Pukhtunkhawa Civil Servants Act, 1975, 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 GP 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.

Attested
[Signature]

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PST (NTS) Regularization Order

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

Endst: No. 1568-7/1/F.No 153/DEO (M)/ADO (P) ESTB: Dated 21 / 3 /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 & Sheringal.
5. Teachers Concerned
6. AP EMIS Local Office
7. Office Copy


DISTRICT EDUCATION OFFICER
(MALE) UPPER DIR

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Attested
