

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

Service Appeal No. 2419/2023

Mr. Ayan Ud Din, PST BPS-12, GPS Girgat, District Dir Upper
..... (Appellant)

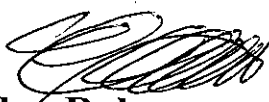
Versus

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.

Khyber Pakhtunkhwa
Service Tribunal

Service Appeal No. 2419/2023

Diary No. 10265

Mr. Ayan Ud Din, PST BPS-12, GPS Girgat, District Dir Upper

Dated 3-1-2024

..... (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)

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 90.91, 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.

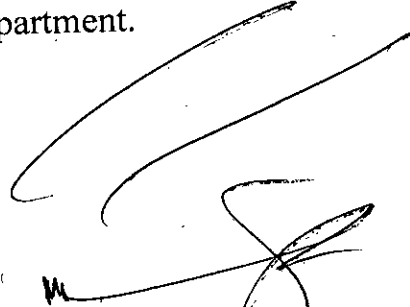
D) Correct, the appellant has been placed in the seniority list as per rules.

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

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

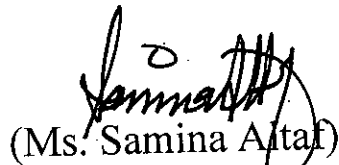
PRAYER.

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 Aitaf)
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. 2419/2023

Mr. Ayan Uddin, PST BPS-12, GPS Girgat, District Dir Upper
..... (Appellant)

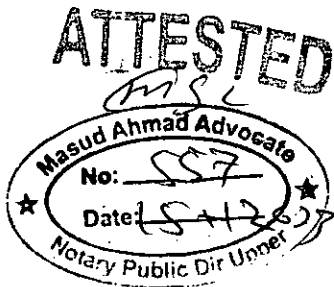
Versus

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. 2419/2023

Mr. Ayan Ud Din, PST BPS-12, GPS Girgat, 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. 2419/2023

Case Titled: Ayan Uddin, PST BPS-12, GPS Girgat, 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
[Signature]

(B)

~~11/11/11~~

~~11/11/11~~

**OFFICE OF THE DISTRICT EDUCATION OFFICER
MALE DIR UPPER**

PH No.0944-881400 FAX-0944-880411- email- de.misdrrupper@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 Post	g
1	SHAKIR ULLAH	GHULAM RAHMAN	119.42	CHUKYATIN	GPS QALA CHUKIATAN	
2	HABIB ULLAH KHAN	FAIZUR RAHMAN	113.75	CHUKYATIN	GPS ALA PAYEEN	
3	IMRAN ULLAH	AZIZUR RAHMAN	107.61	CHUKYATIN	GPS JABALOOK	
4	HABIB ULLAH	BARAKAT KHAN	101.43	CHUKYATIN	GPS AZIM ABAD	
5	MUHAMMAD SADIQ	SAR ZAMIN KHAN	96.34	CHUKYATIN	GPS NAWO	
6	SALEEM ULLAH	AMIR KHAN	95.99	CHUKYATIN	GPS KOTKAI CHUKIATAN	
7	AUDUL HAMEED	AMINUL MULK	93.77	CHUKYATIN	GPS GIRGAT	
8	IMSHAN ULLAH	HABIBUR RAHMAN	93.16	CHUKYATIN	GPS KHANDU KASS	
9	ATA ULLAH	KHAISTA MOHAMMAD	92.51	CHUKYATIN	GPS HAYAGAI GHAFI	
10	AFTAKHAR UDDIN	HABIBULLAH	91.65	CHUKYATIN	GPS KASSONO	
11	AYANUDDIN	SHER RAHMAN	90.91	CHUKYATIN	GPS GIRGAT	
12	USMAN ALI	SAID ARIF KHAN	90.51	CHUKYATIN	GPS HAYAGAI SHAFI	
13	ISLAM BADSHAH	ZARIEF KHAN	90.26	CHUKYATIN	GPS KHANU KASS	
14	HSANULLAH	RAHMAT JAN	86.17	CHUKYATIN	GPS HAYAGAI SHAFI	
15	FARMAN ULLAH	ABDUL GHAFFAR	83.81	CHUKYATIN	GPS HAYAGAI GHAFI	
16	JEHANGIR KHAN	NIAZ MUHAMMAD	83.35	CHUKYATIN	GPS HAYAGAI SHAFI	

TERMS & CONDITIONS:-

1. ~~NOT A/DY~~ is allowed.
2. Merge 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 only on School based. He will have to serve at the place of posting, and his service is not transferable to any other station.
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, if any candidate has will have no right to appeal.

Handwritten signature/initials

-7-

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

File No. 03C/PST/Ampliz016 KTS /DEO(M)/ADO(P) Dated Dir (U) the 05/01/2016.

- Copy furnished for information and necessary action to the:-
- Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- District Accounts Officer Dir Upper.
- District Education Officer Male Dir Upper.
- Sub-Divisional Education Officer Male Dir and Wari.
- Official Concerned.
- File

District Education Officer,
Male dir Upper

Attested
[Signature]

9

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

(KHYBER PAKHTUNKHWA ACT NO. 1 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
SJK*

- (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 Act [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.

Alister
[Signature]

- (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
[Signature]

(62)

-12-

OFFICE OF THE DISTRICT EDUCATION OFFICER

(MALE) UPPER DIR

PH No. 0844-881400 Fax 881400 E-mail deonidirmujkter@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&SE/D/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 UPS-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 Mark/200	Name of School	App Order No & Date	Date of Taking over charge	Last exam Order No & date
1	3560476	SHERYAR KHAN	JABBAR	104.64	GPS QAMSEER	8572-79 3-5-14	04-05-14	1079-41 20/2/2018
2	3560148	HADSHAH SAID	DIIBYAWAR	117.16	GPS TALO	8572-79 03/5/2014	05-05-14	1079-41 20/2/2018
3	3560538	HIDAYATULLAH	CHUKIATAN	103.29	GMPS JABALOOK	8572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
4	3560537	ASAD ALI SHAH	DARORA	113.84	GPS CHUMRA BALA	8572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
5	3560208	KHALILUR RAHMAN	DARORA	112.95	GMPS WALI KHAN KANDOW	8572-79 3/5/2014	05-05-14	4205-6/2017
6	3560308	SABIB RAWAN MUHAMMAD	GANORI	104.57	GPS KARDORA	8572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
7	453201221	HASSAN	GANORI	107.35	GPS SORJ PAW	8572-79 3/5/2014	05-05-14	3987-91 3/5/2017
8	3560517	SYED MAKOOF JAN	GANORI	105.93	GPS AYURAI	8572-79 3/5/2014	05-05-14	3987-91 3/5/2017
9	3560500	SYED USMAN JAN	GANORI	103.05	GPS PACHA KALEY	8572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
10	3560124	SYED RAHIM	GANORI	105.48	GPS DHERI HATTAN	8572-79 3/5/2014	05-05-14	1702-87 24/5/2016
11	356042	WALIULLAH	GANORI	112.86	GPS ZULAMKOT	9572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
12	3560503	JALALUD DIN	JABBAR	116.12	GPS DAM JABBAR	8572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
13	3560402	IRFANULLAH	JABBAR	107.51	GPS GAMSEER	8572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
14	793300577	IKRAMULLAH	JAUBAR	108.48	GPS GAMSEER	8572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
15	3560406	NAJIMULLAH	JAUBAR	100.93	GPS GAMSEER	8572-79 3/5/2014	05-05-14	1079-41 20/2/2018
16	3560315	ABDULLAH LATIF	JABBAR	106.16	GPS NISIAN BANDA	8572-79 3/5/2014	05-05-14	4205-6/2017
17	3560164	ABDULLAH	JAUBAR	104.28	GPS KANDOW JAMBAR	8572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
18	3560334	SALIEDDULLAH	PALAM	116.58	GPS DANII	8572-79 3/5/2014	05-05-14	2795-2001 19/6/2017
19	3560757	SULIMAN SHAH	TAKPATAH	114.48	GMPS BAKAL ALMAN	8572-79 3/5/2014	05-05-14	4205-6/2017
20	3560558	II FIKHAR ALI	TAKPATAH	112.6	GMPS STA GAI KIRI	8572-79 3/5/2014	05-05-14	5001-91 16/2/2017
21	793300418	KAZIMULLAH	CHUKIATAN	107.01	GPS HAYAGAI GHARHI	8572-79 3/5/2014	11-05-14	4205-6/2017
22	3560302	TABIB JAN	GANORI	97.95	GPS SALAMKOT	8572-79 3/5/2014	10-05-14	1702-87 24/5/2016

ADD (P) Establishment

59	791700533	MUHAMMAD TARIQ	IBBYAWAR	9928	GPS HAJAH BANDA	441-40 50/2016	03/07-16	2795-2300 19-4-2017
60	791700461	NAVID ULLAH	IBBYAWAR	9910	GPS IBBYAW	441-40 50/2016	03/07-16	2795-2300 19-4-2017
61	792200326	ISMAH	IBBYAWAR	111 52	GPS SUYUDAM GPS ISHAB	441-40 50/2016	03/07-16	2795-2300 19-4-2017
62	792200440	FAZAL SHAKOOR	IBBYAWAR	10928	GPS SHAKOOR	441-40 50/2016	03/07-16	2795-2300 19-4-2017
63	792200399	NAJIB ALAM	IBBYAWAR	102 14	GPS SUYUDAM	441-40 50/2016	03/07-16	2795-2300 19-4-2017
64	791700319	IRSHAD MUHAMMAD	IBBYAWAR	9914	GPS ANFERFI	441-40 50/2016	03/07-16	2795-2300 19-4-2017
65	792200324	HABIBULLAH	CHUKIATAH	113 75	GPS ALAA	325-31 50/2016	03/07-16	1075-43 28-2-2018
66	792200403	USMAN ALI	CHUKIATAH	99 51	GPS HAYAGAI SHARIH	325-31 50/2016	03/07-16	1075-43 28-2-2018
67	792200388	AYYAN USSEIN	CHUKIATAH	99 91	GPS JAT	325-31 50/2016	03/07-16	2795-2300 19-4-2017
68	7935009797	ATTA ULLAH	CHUKIATAH	92 51	GPS JABIR	325-31 50/2016	03/07-16	1075-43 28-2-2018
69	791700657	HABIBULLAH	CHUKIATAH	101 13	GPS AZHA ABAD	325-31 50/2016	03/07-16	1075-43 28-2-2018
70	792500358	ABDUL HAMID	CHUKIATAH	99 77	GPS GINGAT	325-31 50/2016	03/07-16	1075-43 28-2-2018
71	791700612	JHANGHIR KHAN	CHUKIATAH	83 35	GPS HAYAGAI SHARIH	325-31 50/2016	03/07-16	1075-43 28-2-2018
72	792400474	MUHAMMAD SAID	CHUKIATAH	99 34	GPS HAWA	325-31 50/2016	03/07-16	4155-94 28-2-2018
73	7917000629	HISANULLAH	CHUKIATAH	92 21	GPS GELA CHUKIATAH	325-31 50/2016	03/07-16	1075-43 28-2-2018
74	792100244	ISLAM HADSHAH	CHUKIATAH	99 26	GPS KHANUJ KASS	325-31 50/2016	03/07-16	1075-43 28-2-2018
75	792100285	HISANULLAH	CHUKIATAH	93 16	GPS KHANUJ KASS	325-31 50/2016	03/07-16	1075-43 28-2-2018
76	792200288	FARMANULLAH	CHUKIATAH	83 81	GPS HAYAGAI SHARIH	325-31 50/2016	03/07-16	1075-43 28-2-2018
77	792200274	IFTIKHARUD DIN	CHUKIATAH	99 65	GPS KASSAM	325-31 50/2016	03/07-16	1075-43 28-2-2018
78	792500334	IRSHADULLAH	CHUKIATAH	98 21	GPS CHUKIATAH	325-31 50/2016	03/07-16	1075-43 28-2-2018
79	7923000382	HADSHAHUDDIN	DAKORA	108 00	GPS KOT KASS	434-40 50/2016	03/07-16	2795-2300 19-4-2017
80	792200055	MUHAMMAD YASIN	DAKORA	102 7	GPS CHANGAL	434-40 50/2016	03/07-16	1075-43 28-2-2018
81	792600235	MAJID ALI	DAKORA	98 19	GPS SATAL	434-40 50/2016	03/07-16	2795-2300 19-4-2017
82	791700615	WAHID ALI	DAKORA	97 11	GPS DASAMAI	434-40 50/2016	03/07-16	1075-43 28-2-2018
83	792200351	ABDUL BASIR SHAH NAWAZ KHAN	DAKORA	96 51	GPS BANDA KHELA	434-40 50/2016	03/07-16	2795-2300 19-4-2017
84	791700364	MIAN ABBAS ALI SHAH	DAKORA	94 18	GPS SATAL	434-40 50/2016	03/07-16	2795-2300 19-4-2017
85	792400452	MIAN ABBAS ALI SHAH	DAKORA	99 25	GPS KOT KASS	434-40 50/2016	03/07-16	4375-74 28-2-2018
86	792200169	HAZAZ AHMAD	DAKORA	108 72	GPS KOT KASS	434-40 50/2016	03/07-16	2795-2300 19-4-2017
87	792600363	IZHAR AHMAD	DAKORA	100 59	GPS MATYAI	434-40 50/2016	03/07-16	1075-43 28-2-2018
88	791700626	WAQAR AHMAD	DAKORA	97 13	GPS CHUMRA BALA	434-40 50/2016	03/07-16	2795-2300 19-4-2017
89	791700641	SAID AHMAD SHAH	DAKORA	105 5	GPS USMAN AHAD	434-40 50/2016	03/07-16	1075-43 28-2-2018
90	792400191	INVATUJ RAHMAN	DAKORA	99 87	GPS KATTAN PAVLES	434-40 50/2016	03/07-16	1075-43 28-2-2018
91	791700632	HAJMUD DIN	DAKORA	112 9	GPS NAWRIZ KHAN KALEY	434-40 50/2016	03/07-16	2795-2300 19-4-2017
92	792200425	MIAN TARIQ SHAH	DAKORA	111 24	GPS HANUAR (KOT)	434-40 50/2016	03/07-16	2795-2300 19-4-2017

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Sl. No.	Roll No.	Name	Category	Grade	Post	Remarks
378	7917000274	MUHAMMAD YASIN	DARUKA	PS-1112	PS-1112	
379	7917000203	ATTAULLAH	TARPATAR	PS-1107	PS-1107	
379	7915000165	IMRANULLAH	CHUKIATAN	PS-1105	PS-1105	

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 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.

ADO (P) Establishment

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The seniority 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.
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 rank senior to the younger one.

(Abdul Haq)
District Education Officer (M)
Dir Upper
Dated: 17/1/2018

Endst No: 1456-61 / F.No.12/DEO (M)/Estb (S)

Copy forwarder for information to the:-

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


District Education Officer (M)
Dir Upper

Attested
