

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

Service Appeal No. 2404/2023

Mr. Aziz Ur-Rahman, PST BPS-12, GPS Qulandi, 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

Diary No. 10098

Dated 3-1-24

Service Appeal No. 2404/2023

Mr. Aziz Ur Rahman, PST BPS-12, GPS Qulandi, 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)

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 89.42, 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.

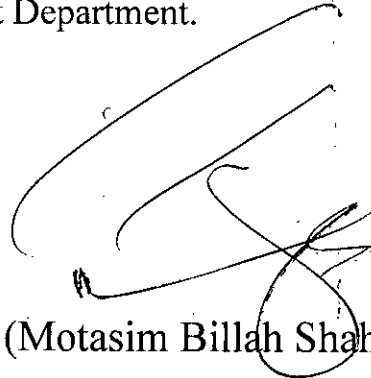
D) Correct, the appellant has been placed in the seniority list as per rules.

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

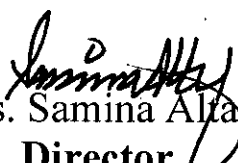
F) Legal, however the respondents also seek permission for additional grounds during arguments.

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. 2404/2023

Mr. Aziz Ur Rehman, PST BPS-12, GPS Qulandi, District Dir Upper
..... (Appellant)

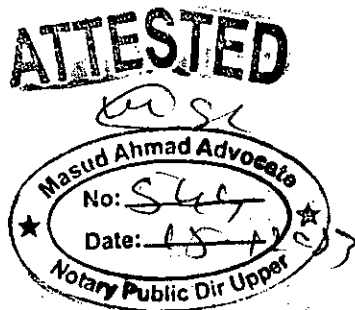
Versus

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.



[Signature]
Deponent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

Service Appeal No. 2404/2023

Mr. Aziz Ur Rahman, PST BPS-12, GPS Qulandi, District Dir Upper
..... (Appellant)

Versus

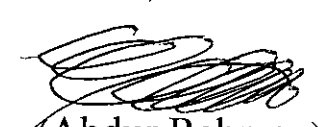
1. Secretary of Elementary & Secondary Education Department, Government of Khyber Pakhtunkhwa Peshawar.
2. Director, Elementary and secondary Education Government of Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (M) Dir Upper.

(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. 2404/2023

Case Titled: Aziz Ur Rahman, PST BPS-12, GPS Qulandi, 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. SOR-I(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


(B)

"A"

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OFFICE OF THE DISTRICT EDUCATION OFFICER
MALE DIR. UPPER

PH No.0944-881400 FAX-0944-000411. email: domed@dirupper@pbll.gov.pk

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 -660 -28565) @ 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	MUHAMMAD IKRAM	MUHAMMAD WAZIR	108.98	QULANDAI	GPS CHINAR KHWAR
2	RASHID KHAN	NASIB KHAN	107.41	QULANDAI	GPS DOBANDO
3	NASIR MOHAMMAD	GUL HAMID	99.18	QULANDAI	GPS ATRANGO
4	SAID BADSHAH	AZIZ MUHAMMAD	98.76	QULANDAI	GPS SANGAR
5	MATI ULLAH	MIRZA JAN	91.81	QULANDAI	GPS JARJORAI
6	SHAMSHAD MUNIR	KHWAJA KAZRAT	91.51	QULANDAI	GPS SADIQ BANDA
7	IKRAM ULLAH	TAJ MUHAMMAD	89.47	QULANDAI	GPS QULANDAI
8	AZIZ UR REHMAN	SIYAH TAMAZ KHAN	89.42	QULANDAI	GPS M. AMIN KALI
9	MUHAMMAD ISMAIL	GUJAR KHAN	86.06	QULANDAI	GPS BARIKOT
10	SHAH WAZIR KHAN	KHAN ZADA	85.62	QULANDAI	GPS MIANA KHOWAR
11	MATI ULLAH	GUL ZADA	84.77	QULANDAI	GPS SHANAL BAGH
12	MUHAMMAD SOHAIL KHAN	MUHAMMAD ISMAIL	84.23	QULANDAI	GPS BELANZAI
13	MUHAMMAD PARVZ	FATUI RAHMAN	82.45	QULANDAI	GPS SHANAL BAGH
14	MUHAMMAD ZAHID	SHERIN	80.36	QULANDAI	GPS CHINAR KHWAR
15	BASHIR ULLAH	NASRULLAH KHAN	78.95	QULANDAI	GPS DADA QULANDAI
16	SHAKIR ULLAH	MUHAMMAD FARID	78.58	QULANDAI	GPS BARIKOT
17	QAYUM IGIAN	MUHAMMAD AHMAD	78.31	QULANDAI	GPS MIANA KHOWAR
18	MUHAMMAD MUMTAZ	KHAISTA RAHMAN	77.58	QULANDAI	GPS M. AMIN KALI
19	AMIR SULTAN	MUHAMMAD TAYBEEN KHAN	77.41	QULANDAI	GPS SANGAR
20	IJAZ AHMAD	BURHANUDDIN	75.94	QULANDAI	GPS DOBANDO
21	JAVID RAHMAN	SAIPUR RAHMAN	73.99	QULANDAI	GPS BELANZAI
22	WARIS KHAN	KHALID KHAN	73.43	QULANDAI	GPS DADA QULANDAI
23	FARMAN ULLAH	SULTANI MUHAMMAD	73.3	QULANDAI	GPS DADA QULANDAI

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 his service is not transferable to any other station.

Attested
DIP

Cont: Page No. 2

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

File No. 03C/PST/Anpt:2016 NTS /DEO(M)/ADO(P) Dated Dir for the application
Copy furnished for information and necessary action to the:-
Director, 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]

(C)

... as per rules.

**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 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.

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 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




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

PH No. 0944-801400 Fax-851400 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/F)E&S/ED/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	Examination Order No & Date
1	3560476	SHERYAR KHAN	JABBAR	104.04	GPS OAMSER.	8572-79 3-5-14	04-05-14	1075-41 23/05/14
2	3560148	ELADSHAH SAID	BIBYAWAR	117.16	GPS TALD	8572-79 3/5/2014	05-05-14	1075-41 23/05/14
3	3560538	HIDAYATULLAH	CHUKIATAN	103.29	GMPS JABALOOK	8572-79 3/5/2014	05-05-14	2795-2801 19/05/14
4	3560537	ASAD ALI SHAH	DARORA	113.84	GPS CHUMRA BALA	8572-79 3/5/2014	05-05-14	2795-2801 19/05/14
5	3560205	KHALILUR RAHMAN	DARORA	112.95	GMPS WALI KHAN KANDOW	8572-79 3/5/2014	05-05-14	2795-2801 19/05/14
6	3560008	SAHIB RAWAN MUTAMMAD HASSAN	GANORI	104.57	GPS KARBORAI	8572-79 3/5/2014	05-05-14	1987-91 30/05/14
7	4532001221	SAHIB RAWAN MUTAMMAD HASSAN	GANORI	107.35	GPS SORI PAW	8572-79 3/5/2014	05-05-14	1987-91 30/05/14
8	3560517	SYED MAROOF JAH	GANORI	105.93	GPS AYURAI	8572-79 3/5/2014	05-05-14	2795-2801 19/05/14
9	3560490	SYED USMAN JAN	GANORI	103.05	GPS PACHA KALEY	8572-79 3/5/2014	05-05-14	1782-87 20/05/14
10	3560134	SYED RAHIM	GANORI	105.48	GPS DHERI HATTAN	8572-79 3/5/2014	05-05-14	2795-2801 19/05/14
11	3560427	WALIULLAH	GANORI	112.86	GPS ZULAMKOT	8572-79 3/5/2014	05-05-14	2795-2801 19/05/14
12	3560303	JALALUD DIN	JABBAR	116.12	GPS DAM JABBAR	8572-79 3/5/2014	05-05-14	2795-2801 19/05/14
13	3560102	IRFANULLAH	JABBAR	107.51	GPS GAMSEER	8572-79 3/5/2014	05-05-14	2795-2801 19/05/14
14	7932000877	IKRAMULLAH	JABBAR	108.48	GPS GAMSEER	8572-79 3/5/2014	05-05-14	1075-41 23/05/14
15	3560406	NAJMUJAHID	JABBAR	100.93	GPS GAMSEER	8572-79 3/5/2014	05-05-14	4205-46 20/05/14
16	3560015	ABDULLAH LATIF	JABBAR	106.16	GPS NISILAN BANDA	8572-79 3/5/2014	05-05-14	4205-46 20/05/14
17	3560164	ABDULLAH	JABBAR	104.28	GPS KANDOW JABBAR	8572-79 3/5/2014	05-05-14	2795-2801 19/05/14
18	3560433	SAEEDULLAH	PALAM	116.58	GPS DANIL	8572-79 3/5/2014	05-05-14	4205-46 20/05/14
19	3560757	SULIMAN SHAH	TARPATAH	114.88	GMPS HAKAI ALMAS	8572-79 3/5/2014	05-05-14	4205-46 20/05/14
20	3560358	IFTIKHAR ALI	TARPATAH	112.6	GMPS SIA GAI KURI	8572-79 3/5/2014	05-05-14	4205-46 20/05/14
21	7932000118	KAMILULLAH	CHUKIATAN	107.01	GPS HAYALAI LILAKH	8572-79 3/5/2014	05-05-14	4205-46 20/05/14
22	3560002	TAMIR JAN	GANORI	97.91	GPS SALAMKOT	8572-79 3/5/2014	05-05-14	1782-87 20/05/14

Attested
[Signature]

ADO (P) Establishment

[Signature]

13-

PST (NTS) Regularization Order

129	791700564	NASAR ALI	PALAM	91.44	GPS KASS PARKAND NO 02	5/3/2016 422-27	03-07-16	2795-2800 19442017
130	791700508	LAL ZAMIN	PALAM	95.28	GPS GORKHAI	5/3/2016 422-27	03-07-16	2795-2800 19442018
131	792400310	TAJ MUHAMMAD KHAN	PALAM	88.09	GPS SIHANIL	5/3/2016 422-27	03-07-16	2795-2800 19442019
132	792300475	SAEEDUR RAHMAN	PALAM	96.02	GPS SHOMAI	5/3/2016 422-27	03-07-16	2795-2800 19442020
133	792200332	MUHAMMAD DINI	PALAM	93.78	GMPs SAR AMRIAT	5/3/2016 422-27	03-07-16	2795-2800 19442021
134	792400243	ASIF NAWAZ	PALAM	113.9	GMPs NAMLAI	5/3/2016 422-27	03-07-16	2795-2800 19442022
135	792300477	SAHIBULLAH	PALAM	89.16	GPS JABAI	5/3/2016 422-27	03-07-16	2795-2800 19442023
136	7923000476	FAHIDULLAH	PALAM	109.8	GPS DABAR	5/3/2016 422-27	03-07-16	2795-2800 19442024
137	792100372	HAYATULLAH	PALAM	89.93	GPS DABAR	5/3/2016 422-27	03-07-16	2795-2800 19442025
138	792100280	HAZ AHMAD	QULANDI	75.94	GPS SANGAR	5/3/2016 357-62	03-07-16	2795-2800 19442026
139	791700330	SAID BAKSHI	QULANDI	98.76	GPS PANAKOT	5/3/2016 357-62	03-07-16	2795-2800 19442027
140	792500291	JAVID RAHMAN	QULANDI	73.99	GPS DOBANDO	5/3/2016 357-62	03-07-16	2795-2800 19442028
141	792100337	MUHAMMAD MUMTAZ	QULANDI	77.58	GPS MIAN KHWAR NO.02	5/3/2016 357-62	03-07-16	2795-2800 19442029
142	791700609	SHAMSHAD MUNIR	QULANDI	91.51	GPS JARJORA	5/3/2016 357-62	03-07-16	2795-2800 19442030
143	792200423	MATIULLAH	QULANDI	91.81	GPS SANGAR	5/3/2016 357-62	03-07-16	2795-2800 19442031
144	792500334	MUHAMMAD PERVIZ	QULANDI	82.43	GPS BELANZAI	5/3/2016 357-62	03-07-16	2795-2800 19442032
145	792200396	MUHAMMAD SOHAIL KHAN	QULANDI	84.23	GPS SHANDAL BAGH	5/3/2016 357-62	03-07-16	2795-2800 19442033
146	792500392	SHAKIRULLAH	QULANDI	78.58	GPS PADA QULANDI	5/3/2016 357-62	03-07-16	2795-2800 19442034
147	792100295	MUHAMMAD IKRAM	QULANDI	108.98	GPS CHINAR KHWAR	5/3/2016 357-62	03-07-16	2795-2800 19442035
148	452201183	MATIULLAH	QULANDI	84.77	GPS MIAN KHWAR	5/3/2016 369-75	03-07-16	2795-2800 19442036
149	792100448	AZIZUR RAHMAN	QULANDI	89.42	GPS QULANDI	5/3/2016 357-62	03-07-16	2795-2800 19442037
150	792300324	IKRAMULLAH	QULANDI	89.47	GPS SADIO BANDA	5/3/2016 357-62	03-07-16	2795-2800 19442038
151	792100480	FARMANULLAH	QULANDI	79.3	GPS PADA QULANDI	5/3/2016 357-62	03-07-16	2795-2800 19442039
152	792300761	NASIR MUHAMMAD	QULANDI	99.18	GPS ATRANGO	5/3/2016 357-62	03-07-16	2795-2800 19442040
153	792400251	AMIR SULTAN	QULANDI	77.41	GPS M AMIN KALEY	5/3/2016 357-62	03-07-16	2795-2800 19442041
154	7923300246	SHAH WAZIR KHAN	QULANDI	85.62	GPS BARIKOT DOBANDO	5/3/2016 357-62	03-07-16	2795-2800 19442042
155	791700370	MUHAMMAD ISMAIL	QULANDI	85.85	GPS M AMIN KALEY	5/3/2016 357-62	03-07-16	2795-2800 19442043
156	792100388	WARIS KHAN	QULANDI	73.43	GPS BELANZAI	5/3/2016 357-62	03-07-16	2795-2800 19442044
157	792100379	QAYUM KHAN	QULANDI	78.31	GPS BARIKOT DOBANDO	5/3/2016 357-62	03-07-16	2795-2800 19442045
158	792200228	BASHIRULLAH	QULANDI	78.93	GPS CHINAR KHWAR	5/3/2016 357-62	03-07-16	2795-2800 19442046
159	791700524	MUHAMMAD ZAHID	QULANDI	80.36	GPS SHANDAL BAGH	5/3/2016 356-62	03-07-16	2795-2800 19442047
160	792300470	AMIR NAWAB	SAWNI	110.38	GPS PETAW BANDA	5/3/2016 369-75	03-07-16	2795-2800 19442048
161	792100352	AZIZULLAH	SAWNI	97.6	GPS SHAGA SERATI	5/3/2016 369-75	03-07-16	2795-2800 19442049
162	792500380	MUHAMMAD NAWAZ	TARPATAR	91	GMPs CHAMAN LAYAR	409-14 5/3/2016	03-07-16	2795-2800 19442050
163	792500421	ZAKIR HUSSAIN	TARPATAR	91.73	GPS TARPATAR NO 1	409-14 5/3/2016	03-07-16	2795-2800 19442051

Attest
[Signature]

ADO (P) Establishment

[Signature]

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Sl No	Roll No	Name	Post	Grade	Qualification	Date of Birth	Age
378	70150/0271	MUHAMMAD YASIN	BAROKA	RO 02	BANDA GPS NAWRUZ KILAN KALIV	23/02/1977 24/01/26 07/2017	08.01.17
379	70150/0283	ATTAULLAH	TARPATAR	RO 03	GPS ALIGASAR	40/01/87 26/2017	19/01/17
379	70150/0365	IMRANULLAH	CHUKIATAN	RO 06	GPS Chukiatan	31/06/24 3/15/2017	

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.

Attested


ADO (P) Establishment

- 15-
8. 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.
 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 rank senior to the younger one.

(Abdul Haq)
District Education Officer (M)


Dir Upper

Dated: 17/1-3 / 2018

Endst No. 1456-51 / 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
