



**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT KHYBER PAKHTUNKHWA PESHAWAR**

NOTIFICATION.

1. WHEREAS, Mst. Dilshad Begum & one another were appointed as PST Community School Teachers for a project period in the year 2004.
2. AND WHEREAS, the Community School Teacher project was closed down on dated 31-12-2010.
3. AND WHEREAS, they were reappointed in pursuance of the notification of Governor Khyber Pakhtunkhwa notification dated 11-5-2012.
4. AND WHEREAS, the services of community teachers concerned were regularized vide notifications dated 9-4-2013 & 26-03-2018.
5. AND WHEREAS, Mst. Dilshad Begum & one other filed writ petition No.459-D/2021 before the Hon'ble Peshawar High Court, D.I.Khan Bench with the prayer that " to direct the respondents to regularize the services of the petitioners, from the date of their initial appointment on contract basis and not from the date of appointment of regularization in service and release all consequential benefits of in between period including seniority and promotion admissible under the rules ".
6. AND WHEREAS, the Hon'ble Peshawar High Court Bannu Bench vide judgment dated 01-03-2022, treated the writ petition as departmental appeal and transmitted the same to the respondent No.2 (Director Elementary & Secondary Education) for its decision, after affording petitioners an opportunity of hearing.
7. AND WHEREAS, the respondent department in light of the judgment dated 01-03-2022 conducted a Departmental Appellate Committee meeting and provided opportunity of hearing to the petitioners.

Now therefore, in pursuance of the order dated 01-03-2022 of the Honorable Peshawar High Court D.I.Khan Bench, consulting with relevant law, rules, policy and recommendations of the Appellate Committee Meeting, discussed hereinabove, the undersigned, in the capacity of Appellate Authority is of the considered view that the petitioners namely Mst. Dilshad Begum & 01 other are not entitled to back benefits and pay protection for the period served in community School project, hence the claim of the petitioners hereby stands rejected with immediate effect and in the interest of Public Service.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

Endst: No: 1699-D-24

Dated Peshawar the 01/02/2022

Copy forwarded for information & n/action to the:-

- 1 Additional Registrar Judicial Honorable Peshawar High Court D.I.Khan Bench.
- 2 Additional Advocate General Honorable Peshawar High Court D.I.Khan Bench.
- 3 District Education Officer (Female) D.I.Khan.
- 4 Section Officer (Lit-III) E&SE Department Khyber Pakhtunkhwa.
- 5 Officials concerned.

DEPUTY DIRECTOR (Estab)(F)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

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