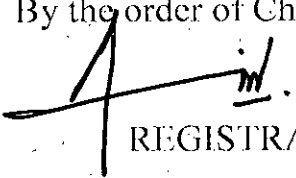


FORM OF ORDER SHEET

Court of _____

Appeal No. 61/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	03/01/2024	<p>The appeal of Mr. Hazrat Noman presented today by Sardar Muhammad Irshad Advocate. It is fixed for preliminary hearing before touring Single Bench at A.Abad on _____.</p> <p>By the order of Chairman  REGISTRAR</p>

**BEFORE KPK SERVICE TRIBUNAL, BEFORE
KPK SERVICE TRIBUNAL PESHAWAR**

SA No: 61/2024

Hazrat NomanAppellant

V/s

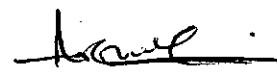
Government of KPK and OthersRespondents

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Appellant

Through:-


(Sardar Muhammad Irshad)
Advocate High Court
1A Gulistan Colony College
Road Abbottabad
Cell:+92343-3326000
Email: Sardarmuhammadirshad7@gmail.com

①

BEFORE KPK SERVICE TRIBUNAL, PESHAWAR

SA No. 61 /2023

Hazrat Noman S/o Ahmed R/o Zoz Bond P/o Seo Gather Tehsil Dasu
District Upper Kohistan presently posted as CT GMS Komela upper
Kohistan.

..... Appellant

Khyber Pakhtunkhwa
Service Tribunal

V/S

1. Government of KPK through Secretary Elementary and Secondary
Education Department Peshawar
2. Director Elementary and Secondary Education Department Peshawar
3. District Education Officer (Male) Elementary and Secondary Education
Department Upper Kohistan at Dassu

Diary No. 10260

Dated 3-1-2024

..... Respondents

**APPEAL U/S 4 OF KPK SERVICE TRIBUNAL ACT, 1974 AGAINST
OFFICE ORDER NO.3371-75/FILE NO. PROMOTION SENIOR
TEACHERS/2023(BPS-16) DATED: 21/06/2023 ISSUED BY
RESPONDENT NO.2 WHEREBY ALL CTs JUNIORS TO APPELLANT
WERE PROMOTED (EXCLUDING APPELLANT) WHILE RESPONDENT
NO.1 FAILED TO RESPOND APPELLANT'S DEPARTMENTAL
APPEAL/REPRESENTATION FILED THEREAGAINST.**

PRAYER:-

**FOR PROPER DETERMINATION OF APPELLANT'S SENIORITY AND
PROMOTION BY SETTING-A-SIDE AN ARTIFICIAL BOTTOM SENIORITY
FORMULA BEING INAPPLICABLE UPON APPELLANT'S CASE.**

Respectfully Sheweth:-

This appeal arises in the backdrop of the following facts:-

FACTS

1. That appellants being qualified and eligible was appointed on
20/03/2015 vide letter of appointment bearing Endst NO.2279-
86/DEO(M)KH dated 20/02/2015. Copy of the said appointment
order is annexure-"A".
2. That appellant on his initial appointment against the post of CT
(General) in BPS-15 was posted as such in GMS Parri which situates
within the territorial jurisdiction of Lower Kohistan on its
establishment as new district.

Media-day
03/01/24
Registrar

3. That when district Kohistan was divided into three different districts and an option was given to all existing civil servants either to remain in district of their posting or to move towards their newly established home districts, the appellant having his domicile of district upper Kohistan exercised his option in moving towards his home district upper Kohistan. Copy of domicile certificate is annexure-"B".
4. That appellant on his transfer to district upper Kohistan was posted against vacant post of CT (General) in GMS Komela . Copy of the said order is annexure-"C".
5. That all CTs in BPS-15 despite Juniors to appellant were promoted to SCT in BPS-16 by respondent No 2 vide office order bearing No.3371-75/File No. promotion Senior Teachers/2023(BPS-16) dated 21/06/2023, copy of which is annexure-"D".
6. That the petitioner was ignored for promotion on the so called an artificial bottom seniority formula despite fact that the same has never been pressed into service in other identical cases. In order to substantiate the above assertions copies of office orders dated ~~21/06/2023~~ 22/12/2020 is annexure-"E".
7. That the appellant filed departmental appeal/representation on 12/07/2023 before respondent No.1 for redressal of his grievances whose decision has never been communicated to the appellant despite elapse of statutory period. Hence this appeal inter alia on the following grounds.

GROUNDS

- i. That so called Principal of bottom Seniority is not applicable upon appellant due to a memorandum issued by respondent No.2 to all the DEOs (Male and Female) in the province in year 2013 and still in force/field which shall be cited at the bar at the time of hearing of this appeal.
- ii. That ignoring appellant from promotion under the pretext of bottom seniority is against the provisions contained in Section 8 of the KPK civil servants Act,1973 and rules framed thereunder as such nullity in the eyes of law.
- iii. That appellant's relegation to a lower position despite being senior and ignoring him from the promotion is against law, rules and policy on the subject.
- iv. That the so called an artificial bottom Seniority formula is against the Principle of legitimate expectancy to promotion etc.
- v. That appellant has been subjected to discrimination violating his fundamental rights as enshrined under Article 25 of the constitution Islamic Republic of Pakistan 1973.
- vi. That the impugned action was taken in appellant's back without affording him an opportunity of hearing as such violative of the

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principle of Audi Alteram Parterm which prescribed that no person shall be condemned unheard.

- vii. That the principles of natural justice have ruthlessly been violated through the impugned action.
- viii. That the impugned action being ultra vires to the relevant rules and law on the subject is coram-non-judice and without Jurisdiction.
- ix. That it is an established principle of law that seniority assigned to a civil servant cannot be changed without affording him an opportunity of hearing but the respondents have changed the same at their whims as such cannot sustain.
- x. That no limitation is prescribed for calling in to question the actions like impugned order being recurring cause of action, however an application for connotation of delay is being preferred.

It is, therefore, prayed that on acceptance of this appeal appellant's original seniority as it was before his transfer to his home district upper Kohistan be restored and respondents be graciously directed to issue promotion order of the appellant from the date on which other CTs Juniors to him were promoted with all back benefits including seniority and financial benefits in the interest of justice.


Appellant

Through:-


(Sardar Muhammad Irshad)
Advocate High Court
1A Gulistan Colony College
Road Abbottabad
Cell:+92343-3326000
Email: Sardarmuhammadirshad7@gmail.com

4

**BEFORE KPK SERVICE TRIBUNAL,
PESHAWAR**

SA No. _____/2023

Hazrat Noman S/o Ahmed R/o Zoz Bond P/o Seo Gather Tehsil Dasu District Upper Kohistan presently posted as CT GMS Komela upper Kohistan.

..... Appellant

V/S

1. Government of KPK through Secretary Elementary and Secondary Education Department Peshawar and 02 others

..... Respondents

AFFIDAVIT

I, Hazrat Noman, appellant do hereby solemnly affirm and declare that the contents of the accompanying appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.

Noman
Deponent

VERIFICATION

Verified on Oath at Abbottabad on 26th day of Dec 2023 that the contents of above affidavit are true and correct to the best of my knowledge and belief.



Noman
Deponent



BEFORE KPK SERVICE TRIBUNAL PESHAWAR

SA No: ____/2024

Hazrat NomanAppellant

V/s

Government of KPK and Others Respondents

APPLICATION FOR CONDONATION OF DELAY

Respectfully Sheweth:-


The appellant submits as under:-

1. That accompanying appeal is being filed before this Honourable Tribunal which be considered as an integral part of this application.
2. That the appellant remained under the treatment due to his sickness and could not filed this appeal earlier and the period spent in his treatment may kindly be condoned. Even otherwise the cause of action being recurrent cannot be barred on passage of certain time.

It is, therefore, prayed that this Honourable Tribunal may graciously be pleased to condone the delay (if any) in filing appeal in the interest of Justice.


Appellant

Through:-


(Sardar Muhammad Irshad)
Advocate High Court
1A Gulistan Colony College
Road Abbottabad
Cell: +92343-3326000
Email: Sardarmuhammadirshad7@gmail.com

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BEFORE KPK SERVICE TRIBUNAL PESHAWAR

SA No: ____/2024

Hazrat NomanAppellant

V/s

Government of KPK and OthersRespondents

AFFIDAVIT

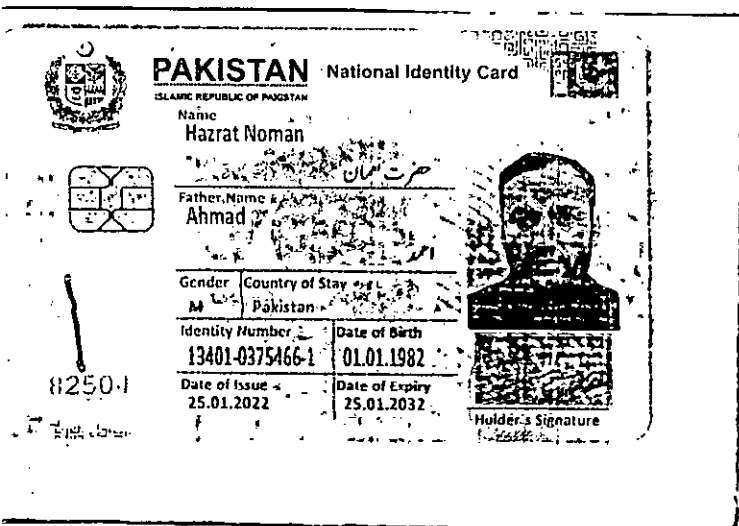
I, Hazrat Noman, appellant do hereby solemnly affirm and declare that the contents of the accompanying application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.


Deponent

VERIFICATION

Verified on Oath at Peshawar on 03th day of Jan 2024 that the contents of above affidavit are true and correct to the best of my knowledge and belief.


Deponent





Office of the District Education Officer

(Male) Kohistan

Phone No.0998-407128

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A

APPOINTMENT

Consequent upon recommendation of the Departmental Selection Committee, appointments of the following candidates are hereby ordered against the post of C.T (General) in BPS-15 (Rs.8500-700-29500) @ Rs. 8500/- fixed plus usual allowances as admissible under the rules on school base, adhoc base and on Contract under the existing policy of the Provincial Government of Khyber Pakhtunkhwa, in Teaching Cadre on the terms and conditions given below with effect from the date of their taking over charge:-

Sr. No	Name	Father Name	Score	Name of School
1	Gul Khan	Sfur Malook	123.53	GMS Kolai
2	Rohan Shah	Munawar	115.86	GMS Peach Bela
3	Muhammad Javed	Mir Ahmad	113.97	GMS Mandraza
4	Riaz Ahmad	Sardar Khan	113.95	GMS Madakhel Abad
5	Ghulam Ur Rahman	Surab Khan	110.86	GMS Ghazi Abad
6	Muhammad Younas	Khalid Khan	110.83	GMS Saidan Dader
7	Shah Wali Ullah	Sahib Zada	110.58	GMS Shemal Gali
8	Mujeebullah	Jumayan Khan	110.53	GMS Basha
9	Hazrat Noman	Ahmad	109.96	GMS Parri
10	Fazal Haq	Abdul Hakeem	109.40	GMS Shoki Ser
11	Saif ur Rahman	Liaquat Ali	108.45	GMS Khan Abad
12	Mujeeb ur Rahman	Maroot	108.10	GMS Bazni
13	ABDUL MATEEN	Molvi Arbab	108.06	GMS Bela Jalkot
14	Alam Zeb Khan	Muhammad Anwar Khan	106.68	GMS Qala Kolai
15	Hazrat Usman	Umar Daraz	106.48	GMS Sertoo

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 & contract basis initially for one year.
4. He should not be handed over charge if he exceeds 35 years or below 18 years of age. Age relaxation case may be submitted to competent authority.
5. Appointment is subject to the condition that the Certificate/documents must be verified from the concerned authorities, If found bogus then 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 drawn until and unless a certificates/ Documents are verified.
8. He should join his post within 10 days of the issuance of this notification. In case of failure to join the post within 10 days of the issuance of this appointment order, 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. His services shall be terminated at any time, in case his performance is found unsatisfactory during his contract period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
12. the appointment is made on School based, on adoc base and on contrect base, he will have to serve at the place of posting, and His service are not trans crable to any other station.
13. Drawing and disbursing Officer are directed that Before handing over charge once again their documents may be checked if they have not the required relevant qualifications as per rules, they may not be handed over charge of the post.

Attested
SARDAR MUHAMMAD IRSHAD
Associate High Court
Abbottabad

District Education Officer
(Male) Kohistan

Endst: No. 2279-86 /DEO (M) KH, Dated: 20 / 03 /2015

Copy forwarded for information and necessary action to the:-

1. District Accounts Officer Kohistan.
2. PS to the Secretary to Govt: Khyber Pakhtunkhwa E&SE Department.
3. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
4. PA to Deputy Commissioner Kohistan.
5. Deputy District Education Officer (M) Kohistan.
6. Head Masters/Incharge concerned schools.
7. Teachers concerned.
8. Local Office.

District Education Officer

8

B

DOMICILE CERTIFICATE

(NORTH WEST FRONTIER PROVINCE)



DASSU

I declare that I was born of parents who are permanently domiciled in N.W.F.P having belonged to it by birth/ settled.

I belong by birth to village/Mohallah _____ Seo. _____

Tehsil Dasu. District Kohistan.

حضرت نoman

Signature of the applicant

Dated _____/_____/_____

Pursuance to the declaration dated _____/_____/_____ filed by _____

Hazrat Noman. son / daughter of Ahmad.

hereby certified that the said Hazrat Noman is born of parents who are permanent residents of the N.W.F.P., having belonged to it by birth / settled in it.

I have satisfied my self from personal / my knowledge verification that the above declaration is true and certify.

This 5th day of June 2002.

No-146/DOR, D-111

COUNTERSIGNED

Stamp: Deputy District Revenue Officer, Mansehra

DEPUTY DISTRICT REVENUE OFFICER
MANSEHRA

Attested:
SARWAR MUHAMMAD IKSHAD
Advocate High Court
Abbottabad

Stamp: District Officer Revenue & Estate Kohistan

DISTRICT REVENUE OFFICER
MANSEHRA

No-204/DOR (KH)

dt. 5/6/02.

بیان - پیدر پیدان کہہ کر تو سزا کا حکم دیا گیا۔ سزا کا نام لکھ کر

باقر صلاہ بیان کیا کہ سزا صرف لغمان ودر احمد قسٹ

ڈوے میں سزا سنو قسٹ دوسو صدقہ کوستان کا

آباد و اعباد سے پیدائی گئی سزا کا سزا ہے

اس کا وادوہ پڑا ہے سزا کا سزا ہے سزا کا سزا ہے

دیا گیا درست ہے۔ سن کر درست ہے۔

Muhammad
P.K. 90-3/6/02

125-330.57 081

اس کا سزا
اس کا سزا

126-58-059756

Muhammad
P.K. 90-3/6/02
Sultan Counselor
Sultan Counselor

Attested

Handwritten signature

صیا عالی

SARDAR MUHAMMAD IRSHAD
Advocate High Court
Abbottabad

صلاہ علیہ السلام کہہ کر تو سزا کا حکم دیا گیا۔ سزا کا نام لکھ کر
باقر صلاہ بیان کیا کہ سزا صرف لغمان ودر احمد قسٹ
ڈوے میں سزا سنو قسٹ دوسو صدقہ کوستان کا
آباد و اعباد سے پیدائی گئی سزا کا سزا ہے

Verified as above.

Attested
Sahelida

Muhammad
P.K. 90-1/6/02

3/6/02

صیا عالی
اس کا سزا
اس کا سزا

Muhammad
P.K. 90-1/6/02

OFFICE OF THE DIRECTOR ELEMENTARY AND SECONDARY EDUCATION KHYBER PAKHTUNKHWA PESHAWAR.

OFFICE ORDER

Mr. Hazrat Noman C.T (BPS 15) GMS Madhaza Kohistan Lower District is transferred against the vacant post of C.T (BPS 15) GMS Kozak (DMD), District Kohistan in his own pay and BPS in the interest of public service with immediate effect.

Note

1. Charge report should be submitted to all concerned.
2. No TADA etc is allowed.
3. District Education Officer (D) concerned is directed to check his original service accounts making payment of salaries.
4. His seniority will be determined at the bottom of the seniority list on the 1st rule.

Attested

JARDAR MURAD KHAN
Advocate High Court
Peshawar

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

Inst No. *4506-10* No. 206 Vot/11/101

Dated *22/9/2020*

Copy of the above is forwarded for information and necessary action to the

1. District Education Officer (M) Kohistan Upper
2. District Education Officer (M) Kohistan Lower
3. District Accounts Officer Kohistan Upper
4. District Accounts Officer Kohistan Lower
5. Teacher concerned.
6. Master File
7. P.A. to Director Elementary and Secondary Education local office

[Signature]
Assistant Director (Catub.)
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

for 22/9/2020

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Better Copy

**OFFICE OF THE DIRECTOR ELEMENTARY AND SECONDARY
EDUCATION KHYBER PAKHTUKHWA PESHAWAR**

OFFICE ORDER:-

Mr. Hazrat Noman CT (BPS-15) GMS Madraza Kohistan is hereby transferred against the vacant post of CT (PS-15) GMS Kuz zomila District Kohistan in his own pay and BPS in the interest of public service with immediate effect.

Note:-

1. Charge report should be submitted to all concerned
2. No TA/DA etc is allowed
3. District Education Officer (M) concerned is directed to check his original service documents making payment of salaries.
4. His seniority will be determined at the bottom of the seniority list under the rules.

**DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar**

Endst :No **4506-10**/F.No.200/Vol:9/IDT/TT/AT. Dated **22/09/2020**

Copy of the above is forwarded for information and necessary action to the:-

1. District Education Officer (Male) Kohistan Upper
2. District Education Officer (Male) Kohistan Lower
3. District Accounts Officer Kohistan Upper
4. District Accounts Officer Kohistan Lower
5. Teacher concerned
6. Master File
7. P.A to Director Elementary and Secondary Education local office

**Assistant Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa, Peshawar**

OFFICE ORDER



Consequent upon the recommendation of the Departmental Promotion Committee in its meeting held on 11/06/2023 and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No.SO(B&A)/1-18/E&SE/2012 dated 11.7.2012 and Finance Department Endorsement No.SO(FR)/FD/10-22(E) 2010 dated 16.7.2012, the following CT,DM,AT and TT (BPS-15) (Male) are promoted to the posts of Senior CT, Senior DM, Senior AT and Senior TT (BPS-16) (Rs. 28070-2260-95870) respectively, plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, on the terms and conditions given below with immediate effect.

❖ **ITEM No.1**

PROMOTION OF CT (BPS-15) MALE TO THE POST OF SCT (BPS-16) ON REGULAR BASIS.

S#	S/L No	Name	Name of School	Date of Birth	Date of Appointment as Regular CT	Acad:& Prof: Qualification		Remarks
1.	3	Ezat Malook	GMS Mamoki Sar	4/10/1989	11/03/2016	MA	CT, B.Ed	Services are placed at the disposal of DEO Male Kohistan Upper for further adjustment.
2.	5	Muhammad Afzal	GMS Gullab Abad	6/02/1992	1/04/2017	BBA Hon	CT, B.Ed	Services are placed at the disposal of DEO Male Kohistan Upper for further adjustment.
3.	6	Zia Ur Rehman	GHS Jalkot.	01.01.1993	31/03/2017	BA	CT	Services are placed at the disposal of DEO Male Kohistan Upper for further adjustment.
4.	7	Javed Iqbal	GMS Dargah Harban	10/05/1993	1/04/2017	BA	CT	Services are placed at the disposal of DEO Male Kohistan Upper for further adjustment.
5.	8	Shafiqur Rehman	GHS Seo	11/07/1995	1/04/2017	MA	CT	Services are placed at the disposal of DEO Male Kohistan Upper for further adjustment.
6.	9	Seer Shah	GMS Goshali	01/0/1982	4/04/2017	BA	DE	Services are placed at the disposal of DEO Male Kohistan Upper for further adjustment.
7.	10	Abdul Ghani	GMS Goshali	2/01/1993	11/01/2019	MSc	CT/Bed/ Med	Services are placed at the disposal of DEO Male Kohistan Upper for appointment to the post of SCT in BPS-16 on Acting Charge Basis with immediate effect.

❖ **ITEM No.2:**

PROMOTION OF AT (BPS-15) MALE TO THE POST OF SAT (BPS-16) ON REGULAR BASIS.

S#	S/L No	Name Of Official	Name of School	Date of Birth	Date of Appointment as Regular AT	Acad:& Prof: Qualification		Remarks
1.	9	Habib ul Haq	GMS Domi Seer	19.03.1987	21/03/2020	BA	Shahadat ul Almia	Services are placed at the disposal of DEO Male Kohistan Upper for appointment to the post of SAT in BPS-16 on Acting Charge Basis with immediate effect.
2.	10	Habib ur Rahman	GMS Uchar Nala	06.12.1983	21/03/2020	BA	Shahadat ul Almia	Services are placed at the disposal of DEO Male Kohistan Upper for appointment to the post of SAT in BPS-16 on Acting Charge Basis with immediate effect.
3.	11	Shams ul Haq	GMS Mamoki Seer	01.02.1982	21/03/2020	BA	Shahadat ul Almia	Services are placed at the disposal of DEO Male Kohistan Upper for appointment to the post of SAT in BPS-16 on Acting Charge Basis with immediate effect.

Attested

SARDAR MUHAMMAD IRSHAD
Advocate High Court
Abbottabad

PROMOTION OF TT (BPS-15) MALE TO THE POST OF STT (BPS-16) ON REGULAR BASIS.

12

S#	S/L No	Name Of Official	Name of School	Date of Birth	Date of Appointment as Regular TT	Acad:& Prof: Qualification		Remarks
1.	7	Taj Muhammad	GHS Khour	30.12.1986	21/03/2020	MA/M.Phil	SH.AL M	Services are placed at the disposal of DEO Male Kohistan Upper for appointment to the post of STT in BPS-16 on Acting Charge Basis with immediate effect.
2.	8	Jalal uddin	GMS Shatial	07.02.1984	21/03/2020	MA	SH.AL M	Services are placed at the disposal of DEO Male Kohistan Upper for appointment to the post of STT in BPS-16 on Acting Charge Basis with immediate effect.
3.	9	Muhammad Younas	GMS Goshali	01.01.1987	21/03/2020	MA/Med	MA(Islamiyat)	Services are placed at the disposal of DEO Male Kohistan Upper for appointment to the post of STT in BPS-16 on Acting Charge Basis with immediate effect.

Terms and Conditions:-

- 1 They would be on probation for a period of one year extendable for another one year.
- 2 They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 3 Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, they shall be proceeded under the rules framed from time to time.
- 4 Charge report should be submitted to all concerned.
- 5 Their Inter-Se- seniority on lower post will remain intact.
- 6 No TA/DA is allowed for joining their duty.
- 7 They will give an under taking to be recorded in their service books to the effect that if any over payment is made to them in the light of this order will be recovered and if they are wrongly promoted they will be reversed.
- 8 Before handing over charge their documents may be checked. If they have not the required relevant qualifications as per rules, they may not be handed over charge of the post.
- 9 Any error and omissions will be accepted.

Dr. Iqbal Khan
Director

Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

No. 3371-75 / File No. Promotion Senior Teachers/2023 (BPS-16) Dated Peshawar the 21/6/2023

Copy forwarded for information and necessary action to the: -

1. Accountant General Khyber Pakhtunkhwa Peshawar
2. District Education Officer (M) Kohistan Upper
3. District Accounts Officer Kohistan Upper
4. Officials Concerned
5. PS to the Secretary to Govt: Khyber Pakhtunkhwa E&SE Department
6. PA to the Director: E&SE Khyber Pakhtunkhwa, Peshawar
7. M/File

Abulhasan
Abulhasan
SARDAR MUHAMMAD IRSHAD
Advocate High Court
Abbottabad

Dr. Iqbal Khan
Assistant Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

13

E

In compliance to the order of Director Elementary and secondary Education Khyber Pakhtunkhwa Peshawar vide Notification No.2969-74/file No.1.promotion SCT(BPS-16) dated Peshawar 08/12/2020, the following CT, PET, AT and TT male are promoted to the post of Senior CT, Senior PET, Senior AT and Senior TT in BPS -16 (18910-1520-64510) respectively plus usual allowances as admissible under the rule on regular basis, on the approval of competent authority are hereby adjusted in the School mentioned against each under the existing policy of the provincial Government, on the term and condition given below with immediate effect.

ITEM No.1 CT to SCT B-16

S.#	Sr#	Name of Officials	Present School	Name of adjusted School	Remarks
1	25	Mr. Saifur Rahman	GHS Mazo	GHS Mazo	AVP
2	26	Mr. Hazrat Usman	GMS Cahri Shabi Khel	GHS Dogah	AVP
3	27	Mr. Fazal Haq	GHS Mazo	GHS Mazo	AVP
4	28	Mr. Umar Khan	GMS Gheel Ranolia	GHSS Ranolia	AVP
5	29	Mr. Muhammad Aslam	GHS Gaya Dubair	GHS Dubair	AVP

ITEM No 2 PET to SPET B-16

S.#	Sr#	Name of Officials	Present School	Name of adjusted School	Remarks
1	12	Mr. Muhammad Hamayoun	GMS Hangah	GHS Pattan	AVP

ITEM No.3 AT to SAT B-16

S.#	Sr#	Name of Officials	Present School	Name of adjusted School	Remarks
1	25	Mr. Rahim dad Rahimee	GMS Khan Abad	GHS Banil Jagg	AVP

ITEM No.4 TT to STT B-16

S.#	Sr#	Name of Officials	Present School	Name of adjusted School	Remarks
1	25	Mr. Hadayatullah	GMS Shamalguli	GHSS Chakai	AVP
2	26	Mr. Liaqat Ali	GMS Galgan	GHS Savar Steel	AVP
3	27	Mr. Lal Sher	GMS Bela Dubair	GHSS Dogah	AVP
4	28	Muhammad Afzal	GMS Shoulgara	GHSS Bankad	AVP

Terms and conditions

1. They would be on probation for a period of one year extendable for another one year.
2. They will be governed by such rules and regulations as may be issued from time to time by the Govt.
3. Their service can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, they shall be preceded under the rule framed from time to time.
4. Charge report should be submitted to all concerned.
5. Their inter-se-seniority on lower post will remain intact.
6. No TA/ DA is allowed for joining their duty.
7. They will give an under taking to be recorded in their service books to the effect that if any over payment is made to them in light of this order will be recovered and if they are wrongly promoted they will be reversed.
8. Before handing over charge once again his documents may be checked if any they have not the required relevant qualification as per rules, they may not be handed over charge of the post.
9. All the DDOs of Higher and High Schools is directed to check/ verify their BA Degree and professional Degree before drawl of their pay if not verified early. If any consequence made later on all DDOs will be held responsible.

Sd-
DISTRICT EDUCATION OFFICER (M)
KOHISTAN LOWER

Endst: No. 5406-13/ file No.17/Estab: DEO (M) KH-Ldated 27/12/2020

Copy of the above is forwarded to the :

1. Director E&SE Khyber Pakhtunkhwa Peshawar
2. PS to secretary E&SED Khyber Pakhtunkhwa Peshawar
3. District Accounts Officer Kohistan Lower
4. District monitoring Officer EMA Kohistan lower.
5. Deputy District Education Officer (M) Kohistan Lower.
6. Principal / Head Master Concerned.
7. Official Concerned
8. Office record

Attested
Sardar Muhammad Rashid
SARDAR MUHAMMAD RASHID
Advocate High Court
Abbottabad

[Handwritten Signature]
27/12/2020

OFFICE ORDER

14

Better Copy

In compliance to the order of Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar vide Notification No 2969-74/file No. promotion SCT(BPS-16) dated Peshawar 06/12/2020 the following CT, PET,AT, and TT male are promoted to the post of Senior CT, Senior PET, Senior AT and Senior TT in BPS16 (18910-1520-64510) respectively plus usual allowances as admissible under the rule on regular basis on the approval of competent authority are hereby adjusted in the School mentioned against each under the existing policy of the provincial government on the term and condition given below with immediate effect:-

ITEM NO 1 CT to SCT B-16

S#	Sr#	Name of Officials	Present School	Name of adjusted School	Remarks
1	25	Mr.Saif ur Rehman	GHS Mazo	GHS Mazo	AVP
2	26	Mr.Hazrat Usman	GMS Cahn Shabi Khel	GHS Dogah	AVP
3	27	Mr.Fazal Haq	GHS Mazo	GHS Mazo	AVP
4	28	Mr.Umar Khan	GMS Ghel Ranolia	GHSS Ranolia	AVP
5	29	Mr.Muhammad Aslam	GHS Gaya Dubair	GHS Dubair	AVP

ITEM NO 2 PET to SPET B-16

S#	Sr#	Name of Officials	Present School	Name of adjusted School	Remarks
1	12	Mr.Muhammad Hamayoun	GMS Hangah	GHS Pattan	AVP

ITEM NO 3 AT to SAT B-16

S#	Sr#	Name of Officials	Present School	Name of adjusted School	Remarks
1	25	Mr.Rahim dad Rahimee	GMS Khan Abad	GHS Bani Jag	AVP

ITEM NO 4 TT to STT B-16

S#	Sr#	Name of Officials	Present School	Name of adjusted School	Remarks
1	25	Mr.Hadayatullah	GMS Shamalguli	GHSS Chakai	AVP
2	26	Mr.Liaqat Ali	GMS Galgan	GHS Sawar Steel	AVP
3	27	Mr.Lal Sher	GMS Bela Dubair	GHSS Dogah	AVP
4	28	Muhamma daFZAL	Gms Shoulgara	GHSS Bankad	AVP

Terms and Condition:

1. They would be on probation for a period of one year extendable to another one year.
2. They will be governed by such rules and regulations as may be issued from time to time by the Govt
3. Their service can be terminated at any time in case their performance is found unsatisfactory during probationary period. In case of misconduct they shall be preceded under the rule framed from time to time.
4. Charge report should be submitted to all concerned
5. Their se seniority on lower post will remain intact.
6. No TA/DA is allowed for joining their duty
7. They will give an under taking to be recorded in their service books to the effect that if any over payment is made to them in light of this order will be recovered and if they are wrongly promoted they will be reversed.
8. Before handing over charge once again his documents may be checked if any they have not the required relevant qualification as per rules, they may not be handed over charge of the post.
9. All the DDOs of Higher and High Schools is directed to check/verify their BA Degree and professional degree before drawl of their pay if not verified early. If any consequence made later on all DDOs will he held responsible.

**District Education Office (Male)
Kohistan Lower**

Endst No 8406-13/file No.17/Estab DEO (M) KH-L dated 22/12/2020

Copy of the above is forwarded to the

1. Director E &SE Khyber Pakhtunkhwa
2. PS to secretary E &SED Khyber Pakhtunkhwa Peshawar
3. District Accounts Officer Kohistan Lower
4. District monitoring officer EMA kohistan lower
5. Deputy District Education Officer (M) Kohistan Lower
6. Principal /Head Master Concerned
7. Official Concerned
8. Official record

**District Education Office (Male)
Kohistan Lower**

عنوان: درخواست اپیل برائے ڈیپارٹمنٹل پروموشن میں سنیاری

جناب عالی: سائل حسب ذیل عرض رساں ہے۔

درخواست ذیل عرض ہے

1. یہ کہ سائل دفتر بذمیں سال 2015 میں C.T پوسٹ پر بھرتی ہوا تھا۔
2. یہ کہ سال 2019 میں کوہستان کو جب تین اضلاع میں تقسیم کیا گیا تو اس وقت سائل کی ڈیوٹی کوہستان کوئی تین تھی بعد ازاں سائل نے اپنا تبادلہ اپنا ہوم ڈومیسائل ڈسٹرکٹ ضلع کوہستان پر کروائی۔
3. یہ کہ بیرون ضلع تبادلے کا اعتراض لگا کر گزشتہ سال سائل کو سنیاری لسٹ میں شامل نہیں کیا گیا۔
4. یہ کہ اس سال بھی سائل سے جو سیر سال 2020 میں بھرتی ہونے والوں کو پروموٹ کیا گیا ہے۔ حالانکہ ایڈمنسٹری اینڈ سینڈری ایجوکیشن خیبر پختونخوا کے نوٹیفیکیشن نمبر 2543-45 مورخہ 23.01.2013 یہ قانون ہم پہ لاگو نہیں ہوتا۔
5. یہ کہ اسی نوٹیفیکیشن کی بنیاد پر اسی طرح کے کیسز میں کوہستان لوئیر اور کولٹی پالس کوہستان میں اساتذہ کی پروموشن کی گئی ہے۔ (نوٹیفیکیشن کی کاپی اور اساتذہ کی ٹرانسفر اور پروموشن کی کاپی درخواست کے ساتھ لف ہیں)۔

لہذا گزارش ہے کہ درج بالا حقائق کو سامنے رکھ کر ہمارے ساتھ جو نا انصافی ہوئی ہے اسکو ازالہ کرنے کا حکم صادر فرمایا جائے اور سنیاری کو تحفظ دیا جائے۔

مورخہ 12.07.2023

العارض

Attest
SARDAR MUHAMMAD IRSHAD
Advocate High Court
Abbottabad

دفترت نعمان المدنی
12.07.2023

SECRETARY DIAR
No. 3948
1217123

پوسٹ C.T

VAKALATNAMA

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

HAZRAT NOMAN VERSUS GOVERNMENT OF KPK & OTHERS

I Hazrat Noman hereby appoint M/S. SARDAR MUHAMMAD IRSHAD, SARDAR ADEEL AND WAJHAT NADEEM MUGHAL Advocates in the above mentioned case, to do all or any of the following acts, deeds and things:-

1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal in which the same may be tried or heard and any other proceedings arising out of or connected herewith.
2. To sign, verify and file appeals, petitions, suits, affidavits and applications for compromise or withdrawal or for referring to arbitration of the said case as may be deemed necessary or advisable by clients for the conduct, prosecution or defense of the said case at all its stages.

AND hereby agree:-

- a. That the advocates shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fee remained unpaid.


In witness whereof I / We have signed this Vakalatnama hereunder, the contents of which have been read / explained to me / us and fully understood by me / us.

Accepted by:-

Signature of Executant

Hathas


SARDAR ADEEL
ADVOCATE


WAJHAT NADEEM MUGHAL
ADVOCATE



(Sardar Muhammad Irshad)

Advocate High Court
1A Gulistan Colony College
Road Abbottabad
Cell: +92343-3326000

Email: Sardarmuhammadirshad7@gmail.com