


FORM OF ORDERSHEET

Court of _____

Misc. application No. 44 /2024


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	08/01/2024	<p>The Misc. application in appeal no. 1280/2022 submitted today by Imran Khan Advocate. It is fixed hearing before Division Bench at Peshawar on _____.</p> <p>Original file be requisitioned. Parcha Peshi is given to counsel for the applicant.</p> <p style="text-align: right;"> REGISTRAR</p>

The Misc. application in appeal no.1280/2022 received today i.e. on 05/01/2024 is returned to the counsel for the petitioner with the following remarks.

- 1- Application is not on proper format.
- 2- Copy of title page of the main appeal and last order is not attached with the application be placed on it.
- 3- Annexures of the application are unattested.

No. 52 /S.T,

Dt. 5/1 /2024.


05/01/23
REGISTRAR
KHYBER PAKHTUNKWA
SERVICE TRIBUNAL
PESHAWAR

Mr. Imram Khan Adv.
High Court Peshawar.

Note: - Let it be filed before
the Bench with main file

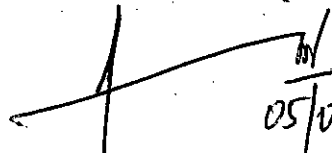


dated 5/1/24

Objections no. 01 and 02 are still standing. Therefore, the application is returned again to the learned counsel for the appellant for removing objections and resubmitting the same within 03 days, positively.

No. 55 /ST

Dated: 05-01-2024


05/01/23

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR**

**SCANNED
KPST
Peshawar**

C.M. No. 44 /2024

In
Service Appeal No. 1280/2022

Khyber Pakhtunkhwa
Service Tribunal

Page No. 10366

Dated 5/1/2024

5/1/24

Waqar.....(Appellant)

V E R S U S

Director General Provincial Health Services Academy and
others.....(Respondents)

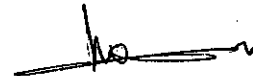
I N D E X

S.No	Description of Documents	Annex	Pages
1.	Application		1-2
2.	Affidavit		3
3.	Copy of the notification	A	4-5



Appellant

Through



Dated: 02/01/2024

Imran Khan
Advocate Supreme Court
Of Pakistan.
Cell: 0333-9410989

08-1-24

P

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR**

C.M. No. 44 /2024

In

Service Appeal No. 1280/2022

Waqar S/o Fazle Rabi, Naib Qasid at Provincial Health Services Academy, Peshawar.....(Appellant)

V E R S U S

1. Director General Provincial Health Services Academy (PHSA), Budhani Road, Duranpur, Peshawar.
2. Administrative Director, Provincial Health Services Academy (PHSA), Budhani Road, Duranpur, Peshawar.
3. Haroon Hussain, Naib Qasid (Serial No. 47 of Seniority List) Provincial Health Services Academy (PHSA), Budhani Road, Duranpur, Peshawar, posted/ transferred at Government College of Nursing, LRH, Peshawar.
4. Muhammad Ayaz, Naib Qasid (Serial No. 41 of Seniority List), Provincial Health Services Academy (PHSA), Budhani Road, Duranpur, Peshawar, posted/ transferred at Post Graduate Paramedical Institute, Peshawar.....(Respondents)

**APPLICATION FOR SUSPENSION OF
THE ORDER DATED 29/12/2023
ISSUED BY THE DIRECTOR GENERAL
(HEALTH)/ RESPONDENT NO. 1.**

Respectfully Sheweth:

1. That the above titled Service Appeal is pending adjudication before this Hon'ble Tribunal which is fixed for 09/01/2024.

2. That the identical Service Appeal No. 7472/2021 tilted "Muhammad Shoaib..VS..Director General Provincial Health Services Academy and others" is also pending adjudication before this Hon'ble Court which is fixed for 08/01/2024.
3. That the department during the pendency of the Service Appeal of the appellant is in the process to conduct the test for promotion from Class-IV to Junior Clerk without any seniority list. (Copy of the notification is attached as annexure "A").
4. That any other grounds will be raised at the time of arguments with the prior permission of this Hon'ble Tribunal.

It is, therefore, respectfully prayed that on acceptance of this application, the operation of the impugned notification dated 29/12/2023 wherein the typing test for promotion to junior clerk is going to be held on 08/01/2024 may kindly be suspended.



Appellant

Through



Imran Khan

Advocate Supreme Court
Of Pakistan.

Dated: 02/01/2024

(3)

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR**

C.M. No. ____/2024

In

Service Appeal No. 1280/2022

Waqar.....(Appellant)

V E R S U S

Director General Provincial Health Services Academy and
others.....(Respondents)

AFFIDAVIT

I, Waqar S/o Fazle Rabi, Naib Qasid at Provincial Health Services Academy, Peshawar, 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 Hon'ble Tribunal.




DEPONENT



PROVINCIAL HEALTH SERVICES ACADEMY
Government of Khyber Pakhtunkhwa
Health Department



No: 9 /PHSA/Adm/Promotion/2022-23/1865

Dated: 29/12/2023

To

1. All Head of Allied Institutions of PHSA Network.
2. All Qualified Class-IV Staff of PHSA Network.

Subject: TYPING TEST FOR PROMOTION OF CLASS-IV STAFF TO JUNIOR CLERK UNDER 40% QUOTA.

Memo:

it is for information to all concern that a typing test regarding promotion of Class-IV to Junior Clerk (BPS-11) in order to fill the vacant posts under 40% promotion quota on the basis of seniority cum fitness is a scheduled to be held at the office of the DG PHSA as per following:

SNo	Name of District	Date & Time
1	Peshawar PHSA, ZAB PGPI, PHS Nishtarabad & Hayatabad. Nursing Colleges LRH, KTH, HMC & PGCN	8/01/2024 10:00 AM To 4:00 PM
2	Nursing College Mardan, Swat, Atd. Kohat, Bannu & DIK PIMT Swat, DIK & Atd. DHDC Mardan, Swat, Chitral, Bannu & Atd. PHS Atd & DIK.	9/01/2024 10:00 AM To 4:00 PM

Note: All Concerned are directed to bring attested photocopies of their documents duly signed by Principal.

Moreover all heads of allied institutes are directed to inform all eligible class-iv working in their respective institutes to appear for typing test.

Director General (Health)
PHSA, Khyber Pakhtunkhwa

Cc.

1. Director HR, PHSA, Peshawar.
2. Director Administration, PHSA
3. All concerned staff
4. Record

Director General (Health)
PHSA, Khyber Pakhtunkhwa

Noted
27/12/2023
Advised
[Signature]



PROVINCIAL HEALTH SERVICES ACADEMY
Government of Khyber Pakhtunkhwa
Health Department



No. 29/PHSA/Promotions/2022-23/1711

Dated: 23/11/2023

To

1. All Head of Allied Institutions of PHSA Network.
2. All Qualified Class-IV Staff of PHSA Network.

Subject: IMPROVEMENT OF SKILL ACCORDING TO SERVICE RULE FOR PROMOTION.

Memo:

Reference to the directives issued vide No. 29/PHSA/promotion /2021-22/1594 dated 15.09.2021 on the subject mentioned above and submit to inform all class-VI staff having SSC qualification that typing test for promotion to junior clerk (BPS-11) shall be conducted in the 2nd week of January 2024.

Further added that all concerned are informed that this will be the last chance only for SSC qualifiers and thereupon no SSC holders shall be entertained in future as per Establishment Department notification vide No.SOE.IV(E&D)/1-35/2014.

[Signature]
Director General (Health)
PHSA, Khyber Pakhtunkhwa

Cc.

1. Director HR, PHSA, Peshawar.
2. Director Administration, PHSA
3. All concerned staff
4. Record
- 5.

Director General (Health)
PHSA, Khyber Pakhtunkhwa

[Handwritten signature]
21/11/2023
Near Northern bypass, Dauripur, Peshawar.

Ph:091-2614223-25, Fax: 091-2614721

[Handwritten signature]

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.



Service Appeal No. 1280/2022

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1128

Dated 01-9-2022

Waqar S/o Fazle Rabi, Naib Qasid at Provincial Health
Services Academy, Peshawar.....(Appellant)

V E R S U S

1. Director General Provincial Health Services Academy
(PHSA), Budhani Road, Duranpur, Peshawar.
2. Administrative Director, Provincial Health Services Academy
(PHSA), Budhani Road, Duranpur, Peshawar.
3. Haroon Hussain, Naib Qasid (Serial No. 47 of Seniority List)
Provincial Health Services Academy (PHSA), Budhani Road,
Duranpur, Peshawar, posted/ transferred at Government
College of Nursing, LRH, Peshawar.
4. Muhammad Ayaz, Naib Qasid (Serial No. 41 of Seniority
List), Provincial Health Services Academy (PHSA), Budhani
Road, Duranpur, Peshawar, posted/ transferred at Post
Graduate Paramedical Institute, Peshawar.....(Respondents)

Filed to-day
Registrar
01/9/2022

APPEAL UNDER SECTION 4 OF KHYBER
PUKHTUNKHWA SERVICE TRIBUNAL ACT
1974.

01/09/2022
Khyber Pakhtunkhwa
Service Tribunal
Peshawar
05/11/22

11.10.2023



Appellant alongwith his counsel present. Mr. Safi Ullah, Focal Person alongwith Mr. Asif Masood Ali Shah, Deputy District Attorney for official respondents No. 1 & 2 present. Private respondents No. 3 & 4 were present on the previous date, however they are absent today, hence placed ex-parte. Learned counsel for the appellant seeks time for preparation of arguments. Adjourned. To come up for arguments on 09.01.2024 before the D.B. Parcha Peshi given to the parties.

(Fareeha Paul)
Member (E)

(Salah-ud-Din)
Member (J)

Naeem Amin

Carriage
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application: 05/01/24
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