



Khyber Pakhtunkhwa
Service Tribunal

Diary No. 16601

Dated 17-1-2024

OFFICE OF THE
DISTRICT EDUCATION OFFICER(FEMALE)
NOWSHERA

(Office Phone#0923-9220101, Fax#0923-9220101)



Endstt No. 4298 / DEO (F) NSR/Estab: Branch/dated NSR the 04 /12/2023.

To,
Section Officer-IV,
Govt; of Khyber Pakhtunkhwa E&SED
Peshawar

Subject:- **UPDATED STATUS OF EXECUTION PETITIONS.**

Respected sir,

Reference to your good office letter No. SO(Lit-IV)-E&SED/2-1/2023/EPs/1348 Dated: 20-11-2023 on the subject cited above, it is stated the undersigned constituted an inquiry in EP#788/2023 and SA#1080/2015 to probe into the matter and submit detail report. Now, the inquiry report has been submitted by the inquiry officer (copy attached) for ready reference please.

Sd
(Dure Shawar)

District Education Officer (Female)
Nowshera

Even No & dated:

Copy forwarded for information to the:-

1. Registrar Khyber Pakhtunkhwa Service Tribunal Peshawar.
2. PS to Secretary to Government of Khyber Pakhtunkhwa.
3. PA to Additional Secretary (General) Khyber Pakhtunkhwa, Peshawar.
4. PA to Deputy Secretary (Legal), E&SED.
5. PA to Director, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
6. Office Copy.

o/c
District Education Officer (Female)
Nowshera

INQUIRY REPORT SERVICE APPEAL NO. NO.1080/2022 TITLE KALSOOM VS

EDUCATION DEPARTMENT GOVERNMENT OF KHYBER PAKHTUNKHWA

PREAMBLE,

Reference your letter No. 3084-90 dated; 15-07-2023 the district Education officer (Female) Nowshera nominated / appointment the under signed and as inquiry officer in connection with promotion in the service appeal No.**1080/2022** title Kalsoom vs Education Department Government of Khyber Pakhtunkhwa .

HISTORY OF THE CASE.

The inquiry committee conducted on inquiry on the service appeal No.1080/2022, before proceeding into the matter it is brings into your kind notice that Mst. Kalsoom bibi was appointed as PST in E &SE Department at District Swabi on 31-01-1987, she has been served w.e.f 31-01-1987 to 24-04-1998, she has been transferred to District Nowshera on 25-04-1998, according to the terms and condition of her appointment / transfer her seniority shall remain intact in District Swabi, however her seniority shall be consider at the bottom of seniority list of PST (Female) in District Nowshera, furthermore in pursuance of the Rules for promotion issued vide Government of Khyber Pakhtunkhwa vide Notification No.**SO (PE) 4-5/SSRC/ Meeting /2012/Teaching Cadre – dated ; - 13-11-2012** at S.No.(20) (Annex-A) minimum qualification for promotion from PST B-12 to **SPST B-14** was required as (F.A), however the basic qualification of the official was Matriculation only, hence she was not eligible for promotion to **SPST B-14** and she was rejected (**Annex-B**) later on Government of Khyber Pakhtunkhwa have issued amendment in the notification (copy attached) as a result basic requirements for promotion to the Post is now (BA) for **SPST B-14** and **PSHT B-15**, she has improve her qualification i.e. (FA) in February-2014 and then she has been promoted to **SPST B-14** on 23-05-2015(Annex-E) under the existing policy already been notified vide **NO. SO (PE) 4-5/SSRC Meeting /212/Teaching Cadre; dated; - 13-11-2012** at S.NO.(20) .She has been promoted to **PSHT BPS-15** under the existing Policy of provincial Government , however the petitioner claimed her seniority from the date **28-02-2013** on the basis of SSC qualification which is beyond the rules as framed by the provincial government. Hence she is not entitled for her back benefits as demanded.


FINDING:-

After thoroughly checked the record of the petitioner and the notification issued from time to time by the provincial government of Khyber Pakhtunkhwa it is concluded that the petitioner is not entitled for any kind of benefits pertaining to the promotion i.e. 28-02-2013, the petitioner was not the requisite qualification i.e. FA she improved her qualification in February-2014 and then she has been promotion to SPST and then PSHT as per rules and regulations.

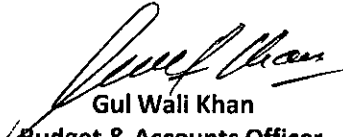
RECOMMENDATION:-

Keep in view of the above facts and finding it is recommended that:-

1. In Pursuance of the notification vide NO. SO (PE) 4-5/SSRC Meeting /212/teaching Cadre; dated; - 13-11-2012, the official concerned is not entitled for any kind of back benefits for which she claimed.


NAZIA ANJUM
SDEO(Female)
Pabbi Nowshera


MALAK TAJ
SDEO(Female)
Nowshera


Gul Wali Khan
Budget & Accounts Officer
DEO(Female) Nowshera