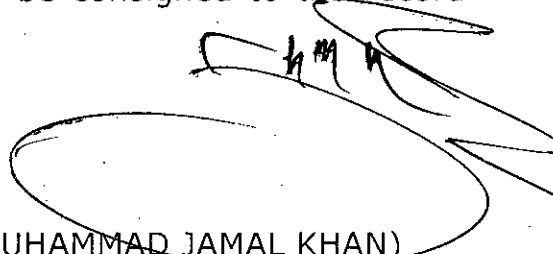


06.01.2021

Mr. Shahid Mahmood Khan, Advocate, for appellant is present. Mr. Kabirullah Khattak, Additional Advocate General, for the respondents is also present.

The learned counsel for appellant submitted that the grievance of appellant has been redressed by the department, therefore, the appeal has become infructuous, therefore, request was made for its withdrawal. Application for withdrawal was submitted, its contents were reiterated to the learned counsel for appellant which he accepted as correct. Accordingly, the appeal stands dismissed as withdrawn. File be consigned to the record room.

ANNOUNCED
06.01.2021



(MUHAMMAD JAMAL KHAN)
MEMBER (JUDICIAL)

16.03.2020

Nemo for the appellant. Lawyers community is on strike on the call of Peshawar Bar Association. Adjourn. To come up for preliminary hearing on 27.04.2020 before S.B.


Member

27.04.2020

Due to COVID-19, the case is adjourned to 04.08.2020 for the same, before S.B.


Reader

04.08.2020


None for the appellant is present at the moment ^{tu} i.e 01:25 P.M. On last date, case was adjourned due to spread of COVID-19 Pandemic, therefore, appellant as well as his counsel be issued notices for 27.10.2020. File to come up for preliminary hearing before S.B.


(MIAN MUHAMMAD)
MEMBER (E)

27.10.2020

Appellant present through representative.

Lawyers are on general strike, therefore, case is adjourned to 06.01.2021 for preliminary hearing, before S.B.


(Rozina Rehman)
Member (J)

528/2019

02.12.2019

Counsel for the appellant present.

Learned counsel seeks adjournment due to his indisposition today. Adjourned to 09.01.2020 before S.B.

Chairman



09.01.2020

Junior to counsel for the appellant present.

Requests for adjournment due to general strike of the Bar. Adjourned to 19.02.2020 before S.B.

Chairman



19.02.2020

Learned counsel for the appellant present and seeks adjournment to furnish additional documents, which are relevant for the purpose of the instant service appeal. Adjourn. To come up for submission of documents and preliminary hearing on 16.03.2020 before S.B.

Member



10.07.2019

Mr. Shiraz Ali, Advocate on behalf of Mr. Shahid Muhammad Khan, Advocate counsel for the appellant present.

An application for adjournment has been submitted on the ground of indisposition of learned counsel for the appellant.

Adjourned to 03.09.2019 before S.B.


Chairman

03.09.2019

Miss. Uzma Syed, Advocate on behalf of learned counsel for the appellant present.

She requests for adjournment as learned counsel for the appellant is once again indisposed today.

Adjourned to 21.10.2019 before S.B.


CHAIRMAN

21.10.2019

Junior to counsel for the appellant present.

Junior to counsel for the appellant requests for adjournment as senior learned counsel is not available due to general strike on the call of the Provincial Bar Council.

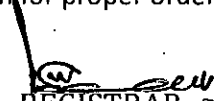


Adjourned to 02.12.2019 before S.B


Chairman

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 528/2019


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	25/04/2019	<p>The appeal of Mr. Shahid Ullah Khan resubmitted today by Mr. Shahid Mahmood Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 25/4/19</p>
2-	26/04/19	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>31/05/19</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	30.05.2019	<p>Counsel for the appellant present and states that there are some additional documents which are very relevant for the purpose of appeal in hand and seeks permission to bring the documents on record. Allowed.</p> <p>The appellant may do the needful within fortnight where-after the matter shall be posted for preliminary hearing on 10.07.2019.</p> <p style="text-align: right;"> Chairman</p>

The appeal of Mr. Shahidullah Khan son of Abdul Faiq r/o Karab Kala P.O Azeem Kala Tehsil and District Bannu received today i.e. on 22.04.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

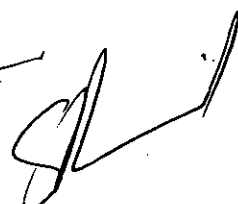
- 1- Page no. 17 and 18 of the appeal are illegible which may be replaced by legible/better one.
- ② Sub rule-4 of rules 6 of the Khyber Pakhtunkhwa Service Tribunal rules 1974 requires that every civil servant to whom the relief claimed may affect shall also be shown as respondent.
- 3- Three copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent may also be submitted with the appeal.

No. 797 /S.T,

Dt. 23-4- /2019.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Shahid Mahmood Khan Adv. Pesh.

R/Si Re-submitted after
compliance


(A)

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 52-8 /2019

Shahid Ullah Khan

.....Appellant

VERSUS

Government of Khyber Pakhtunkhwa through Chief
Secretary & others

.....Respondents

I N D E X

S.No	Description of Documents	Annex ure	Pages
1.	Service Appeal		1-5
2.	Affidavit		06
3.	Addresses of Parties		07
4.	Application for condonation of delay with affidavit		8-10
5.	Copy of appointment letter	A	11-12
6.	Copy of Certificates	B	13-17
7.	Copy of Seniority list	C	18-20
8.	Copy of appeal dated 07/03/2019	D	21-22
9.	Wakalat Nama		23

Through

Appellant


Shahid Mehmood Khan
Advocate, Peshawar

Date: 19/04/2019

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

Khyber Pakhtunkhwa
Service Tribunal

Service Appeal No. 528 /2019

Diary No. 640

Dated 22/4/2019

Shahid Ullah Khan S/o Abdul Faiq R/o Karab Kala P.O
Azeem Kala Tehsil & District Bannu

.....Appellant

VERSUS

1. Government of Khyber Pakhtunkhwa through Chief Secretary Civil Secretariat, Peshawar
2. Secretary Forest, Civil Secretariat, Peshawar
3. Chief Conservator of Forests Civil Secretariat, Peshawar
4. Conservator of Forest Merged Areas (FATA) Peshawar
5. Divisional Forest Officer, North Waziristan Forest Division Bannu.

6. *Tika Khan FOREST OFFICER AT BANNU. Respondents
R/O VILLAGE KARAB KALA P.O AZIM KOLA DISTRICT BANNU.*

**Appeal U/S 4 of Khyber
Pakhtunkhwa Service Tribunal Act,
1974, against the order of
respondent no. 4 dated 13/03/2019,
whereby the appeal regarding the
correction of the seniority list of
appellant was declined vide order
dated 13/03/2019 without any
lawful cogent reason.**

Filed to-day

Registrar

22/4/19

Re-submitted to -day
and filed.

Registrar

25/4/19

Prayer:-

On acceptance of the appeal the concerned respondents may please be directed to make necessary correction in seniority list pertaining to appellant and issue a revised seniority list.

Respectfully Sheweth:-

1. That the appellant was appointed on 25/04/1991 Forest Guard in Forest Division-II and he has unblemished service record at his credit. **(Copy of appointment letter is attached as annexure A)**
2. That the appellant is resident of District Bannu i.e. Forest Division-II in which the appellant was initially appointed.
3. That the appellant is highly qualified person beside his educational qualification he has also successfully completed the required trainings arranged by the department and passed the trainings with distinction. **(Copy of certificate is attached as annexure B)**

4. That the appellant is the senior Forest Guard in his division by his initial appointment, age and qualification.
5. That it is worth to mention here that on Tika Khan was also appointed as Forest Guard with appellant vide order dated 25/04/1991 and the appellant and Tika Khan had assumed the charge on the same day.
6. That the /respondents No. 5 Vide order No. 516-17/E dated 18/12/2018 calculated seniority list in which the appellant has been considered and shown as Junior to Tikka Khan. **(Copy of seniority list is attached as annexure C)**
7. That it is also pertinent to mention here that respondent No. 5 vide officer order No. 516-17/E dated 01/08/2018 issued seniority list in which the appellant has been considered as Junior than One Tawab Khan who was appointed in FATA-I Forest Division, Peshawar but was transferred to Forest Division II in the year 1993 on a vacant post.
8. That feeling aggrieved from the office order No. 516-17/E dated 19/12/2018 the appellant filed a departmental appeal but which was turned down

vide order dated 13/03/2019. **(Copy of appeal dated 07/13/2019 is annexure D)**

GROUNDS:-

- A. That the order dated 13/03/2019 of respondent No. 5 is illegal, unlawful without authority as well as based on malafide intention.
- B. That the order dated 13/03/2019 is against the law, facts and the policy it is also against the reported judgment, which is reported as 2014 PLC (CS) 1045 as the respondent No. 5 have declined the appeal of the appellant without giving any cogent and plausible reason.
- C. That the appellant is eligible and initially appointed in Forest Division-II and as per his service record he is fully entitled to be placed and promoted as Senior and the seniority list dated 18/12/2018 is totally incorrect which is liable to be corrected.
- D. That it is also astonishing that a person who was appointed in Forest Division I, Peshawar and he was Transferred to Forest Division II cannot be considered as senior than the appellant because the appellant was appointed in Forest Division II, in the year 1991. Hence the seniority list dated 18/12/2018

is in operative, incorrect and illegal which is liable to be corrected.

- E. That the seniority list issued by respondent No. 5 is against the law, rules and the facts, hence not tenable in the eyes of law.
- F. That any other ground may be raised at the time of arguments, with the kind permission of this Honourable Tribunal.
- G. That the appellant also seeks the permission of this Hon'ble Tribunal to further documented the instant appeal with the kind permission of this Hon'ble Tribunal.

It is, therefore, most humbly prayed that on acceptance of this appeal the concerned respondents may please be directed to make necessary correction in seniority list pertaining to appellant and issue a revised seniority list.

Through


Appellant


Shahid Mehmood Khan
Advocate, Peshawar

Date: 19/04/2019

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. _____/2019

Shahid Ullah Khan

.....Appellant

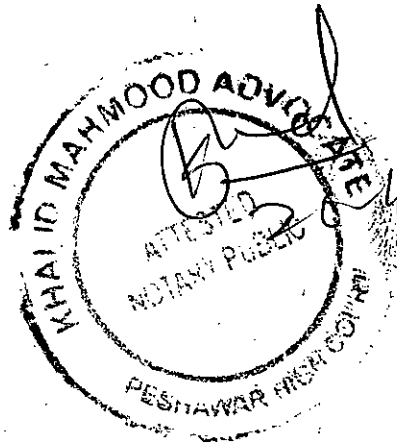
VERSUS

Government of Khyber Pakhtunkhwa through Chief
Secretary & others

.....Respondents

AFFIDAVIT

I, Shahid Ullah Khan S/o Abdul Faiq R/o Karab Kala P.O Azeem Kala Tehsil & District Bannu, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



Shahid
DEPONENT

-19

IN FRONT OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. _____/2018

Noor Salam Khan.....Appellant

VERSUS

Inspector General of Police & others.....Respondents


ADDRESSES OF PARTIES

APPELLANT

Shahid Ullah Khan S/o Abdul Faiq R/o Karab Kala P.O
Azeem Kala Tehsil & District Bannu

RESPONDENTS

1. Government of Khyber Pakhtunkhwa through Chief Secretary Civil Secretariat, Peshawar
2. Secretary Forest, Civil Secretariat, Peshawar
3. Chief Conservator of Forests Civil Secretariat, Peshawar
4. Conservator of Forest Merged Areas (FATA) Peshawar
5. Divisional Forest Officer, North Waziristan Forest Division Bannu.

Through Appellant

Shahid Mehmood Khan

Date: 19/04/2019

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. _____/2019

Shahid Ullah Khan

.....Appellant

VERSUS

Government of Khyber Pakhtunkhwa through Chief
Secretary & others

.....Respondents

APPLICATION FOR CONDONATION OF DELAY

Respectfully Sheweth:

1. That initially the applicant/appellant had handed over all the relevant documents to One Niaz Ali Advocate for filling his service Appeal on dated 30/03/2019 alongwith charges for documentation.
(Copy of affidavit is attached herewith)
2. That the appellant time and again contracted the advocate concerned and inquired about his case/appeal but the counsel told the applicant/appellant that the limitation for service appeal is 90 days.
3. That later on it came to the knowledge of the applicant/appellant the counsel above named has been declared as persons non grant by the bar and he has left the bar.

4. That applicant/appellant again visited Peshawar high court and meet there Advocate Shahid Mehmood Khan are engaged him for his case on dated 19/04/2019
5. That delay in filing the titled appeal is neither willful nor deliberate but due to reason mentioned above.

It is, therefore, most humbly prayed that on acceptance of this application, the delay, if any, in filing the above titled service appeal may kindly be condoned in the interest of justice.

Date: 20/04/2019

Through

Petitioner


Shahid Mehmood Khan
Advocate, Peshawar

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. _____/2019

Shahid Ullah Khan

.....Appellant

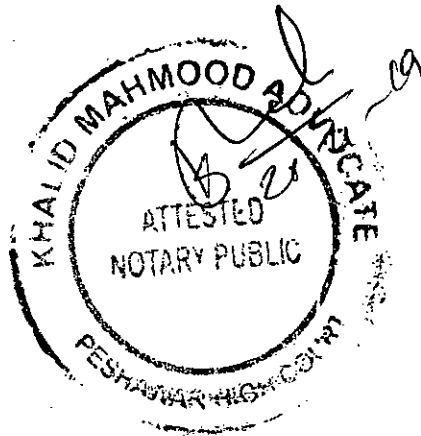
VERSUS

Government of Khyber Pakhtunkhwa through Chief
Secretary & others

.....Respondents

AFFIDAVIT

I, Shahid Ullah Khan S/o Abdul Faiq R/o Karab Kala P.O Azeem Kala Tehsil & District Bannu, do hereby solemnly affirm and declare on oath that I had given the docjements one Niaz Ali advocate on dated 30/03/2019 for filling my service appeal but he failed to file my appeal in time, hence delay occurred due to the counsel aforementioned but due to my fault; whatever stated above is true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



Shahid Ullah Khan
DEPONENT

Annex "A"

Consequent upon the recommendation of the Departmental Selection Committee, the following candidates are hereby appointed as Forest Guard in Band Pay Scale Rs. 625-15-50 @ Rs. 625/- per month with usual allowances as admissible under the rules against the schemes noted below with effect from the date they report arrival for duty. Their appointments are purely temporary and can be terminated at any time on fourteen days notice or on payment of fourteen days pay in lieu of the notice—

S. No. Name & Address	Station
1- Mr: Hussain Abbas S/O Mohammad Hussain Vill: & P.O. Ustaraal Payan Distt: Kohat.	Strategic Afforestation in Orakzai Agency.
2- Mr: Bashir Ali S/O Mr: Qadim Ali Vill: Abishal Orakzai Agency.	Afforestation in Orakzai Agency under ADP/SDF.
3- Mr: Abdur Rouf S/O Mohammad Zada Tehsil: Hangu Distt: Kohat.	do
4- Mr: Mohammad Akbar S/O Noor Akbar Orakzai Agency.	do
5- Mr: Abbas Ghulam S/O Uher Ali Khan Vill: Shablan Kurram Agency.	do
6- Mr: Mohammad Ibrahim S/O Hashim Khan Vill: Sulter Kurram Agency.	Strategic Afforestation in Kurram Agency.
7- Mr: Wahid Hussain S/O Musa Ali Vill: Bilyasin Kurram Agency.	do
8- Mr: Saifullah S/O Ghulam Yousof Vill: Bilyasin Kurram Agency.	Afforestation in Kurram Agency under ADP/SDF.
9- Mr: Shah Qasim Khan S/O Malik Gurwar Khan Vill: Badderkhal N.W. Agency.	Strategic Afforestation in North West Frontier Agency.
10- Mr: Shih Gul S/O Sifat Khan Vill: Zakekhal MirAli N.W. Agency.	do
11- Mr: Shahid Ullah S/O Abdul Bariq Vill: Karab Killa P.O. Kotka Mohammad Khan F.R. Bannu.	do
12- Mr: Mustaq Ahmad S/O Anir Qadim Vill: Wanir Killa P.O. Kotka Mohammad Khan F.R. Bannu.	do
13- Mr: Hamidullah Jan S/O Samar Jan Vill: Haider Khal MirAli N.W. Agency.	Afforestation in North West Frontier Agency under ADP/SDF.
14- Mr: Gul Farid S/O Akhyar Jan Vill: Takhti Khal Bakka Khal F.R. Bannu.	do
15- Mr: Beitullah Khan S/O Arbab Khan Vill: Hathi Khal F.R. Bannu.	do

ATTESTED

16- Mr. Sabir Hussain S/O
H. Abdul Hussain
Village Bilyal Khan Agency, ADP/SBP.

(12)
Appointee
Wildlife Agency, ADP/SBP.

Their appointment is further subject to the following conditions:-

- 1- They will join their duties on their own expenses.
- 2- They will produce a medical fitness certificate from the medical superintendent and good character certificate from the concerned authority.
- 3- They will remain on probation of two years. In case their work and conduct is found unsatisfactory during the probation period, their services will be dispensed forthwith without assigning any reasons.
- 4- Their appointment is subject to the continuation of the Scheme noted above. The services of the appointees would be liable to termination on the expiry of the Project period and on expiry/completion of the project, services of newly recruited shall not confer on the individual any right of absorption elsewhere or regularization of his services.
- 5- They will have to govern all the rules acts and ordinances of his cadre clause applicable to them.

Sd/- (Afsarullah Wazir)
Divisional Forest Officer,
PATA Forest Divn. II Hangu.

No. 559-63 / P. II

Copy forwarded to the:-

- 1- Secretary to Government of NWFP, Forestry, Fisheries and Wildlife, Department Peshawar for favour of information.
- 2- Chief Conservator of Forests, N.W.F.P., Peshawar for favour of information.
- 3- Conservator of Forests, Southern Circle, Peshawar for favour of information.
- 4- All concerned for information.
- 6- Divisional Accountant for information.

ADJUSTED

Afsarullah Wazir
Divisional Forest Officer,
PATA Forest Divn. II Hangu.

1979

13

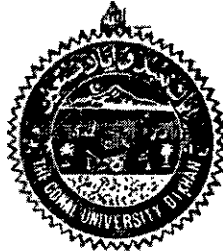
بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

Serial No. GU 02057

GOMAL UNIVERSITY

DERA ISMAIL KHAN

(N.W.F.P) PAKISTAN



(Session 1995 ANNUAL)

SHAHID ULLAH, SON of ABDUL FAIQ, and
a student of the BANNU DISTRICT,

having passed the prescribed examination in MAY/JUNE, 19 96

is this day admitted by the Gomal University to the DEGREE of

MASTER OF ARTS

in the SECOND Class

The subject of examination being POLITICAL SCIENCE.

The Examination was taken as a whole/in parts.

Registered No. 8257-SLP-90

Roll No. 3352

OCTOBER 19, 19 96

ATTESTED

Countersigned

Controller of Examinations

Vice-Chancellor

(14)

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

Serml No CU 02057

GOMAL UNIVERSITY

DERA ISMAIL KHAN

(I.W.F.P) PAKISTAN



(Session 1975 ANNUAL)

SHAHID ULLAH, SON of ABDUL FAIZ, and
a student of the BANNU DISTRICT,

having passed the prescribed examination in MAY/JUNE, 19 76

is this day admitted by the Gomal University to the DEGREE of

MASTER OF ARTS

in the SECOND Class

The subject of examination being POLITICAL SCIENCE.

The Examination was taken ~~as a whole~~ /in parts.

Registered No. 8257-GUP-90


Roll No. 33.2

CF. BLK 19,

19 76

ATTESTED

Countersigned


Controller of Examinations


Vice-Chancellor

(15)

SARHAD FOREST SCHOOL ABBOTTABAD



ATTESTED

This is to certify that Mr. SHAHIDULLAH

S/o ABDUL FAIQ Distt. BANNU

passed successfully through the course of training prescribed for the
Forest Guard Class from Sarhad Forest School, Abbottabad in the Session

49TH FOREST GUARDS COURSE and awarded ^{Honours} Higher Standard certificate.

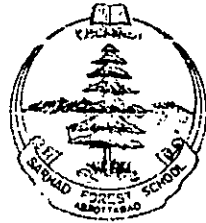
His position in order of merit was 2ND out of 26 Trainees.

[Signature]
Principal,
SARHAD FOREST SCHOOL,
ABBOTTABAD.

Abbottabad, the 23rd APRIL, ~~198~~ 2001.

[Signature]
CONSERVATOR OF FORESTS,
ABBOTTABAD CIRCLE.

SARHAD FOREST SCHOOL ABBOTTABAD



This is to certify that Mr. SHAHIDULLAH

S/o ABDUL FAIQ Distt. BANNU

passed successfully through the course of training prescribed for the
Forest Guard Class from Sarhad Forest School, Abbottabad in the Session

49TH FOREST GUARDS COURSE and awarded ^{Honours} Higher Standard certificate.

His position in order of merit was 2ND out of 20 Trainees.

Principal,
SARHAD FOREST SCHOOL,
ABBOTTABAD.

Abbottabad, the 23rd APRIL, 1961.

CONSERVATOR OF FORESTS,
ABBOTTABAD CIRCLE.

ATTESTED

16

OFFICE OF THE DIVISIONAL FOREST OFFICER FATA-III FOREST DIVISION,
BANNU.

To

The Conservator of Forests,
South/FATA, Circle, Peshawar.

No. 53 /R, III

Dated Bannu

the: 21/7 /2001

SUBJECT:-

EXCELLENATED PROMOTION OF FOREST GUARD.

Re:-

I have the honour to submit that Mr. Mirshahidullah S/O Abdul Faiz of F.R. Bannu is serving as Forest Guard in this Division since last 10 years with following academic qualification and passed 49th Forest Guard course at Sarhad Forest School Abbottabad Trail:-

- 1-Name Mr. Shahidullah.
- 2-Father Name Abdul Faiz.
- 3-Residence F.R. Bannu.
- 4-Date of Birth 2-9-1959.
- 5-Academic qualification. Matric 2nd Division.
F.A. -do-
B.A. -do-
M.A. -do-
- 6-Forest Guard course. Merit obtained 710 marks & Securing 2nd position out of 1000 examinees.
- 7-Service rendered. He is good worker and have good report since 1990 to 2000.

The Forest Guard is young man of 32 years age and is very hard worker. The official takes keen interest in Forestry activities and is whole heartedly dedicated official himself. It is therefore requested to advice this office that either to promote him to the rank of Forester on merit basis as the post of Forester is lying vacant or otherwise.

Divisional Forest Officer,
FATA-III Forest Division,
Bannu.

ATTESTED

17A

BETTER COPY

OFFICE OF THE DIVISIONAL FOREST OFFICER FATA-III FOREST DIVISION,
BANNU

TO

The Conservator of Forests,
South/FATA, Circle, Peshawar

No. 53/F,III

Dated the 21/07/2001

Sub: EXCELERATED PROMOTION OF FOREST GUARD.

I have the honor to submit that one Mr. Shahidullah S/o Abdul Faiq of F.R Bannu is serving as Forest Guard in this division since last 10 years with following academic qualification and passed 49th Forest Guard course at Sarhad Forest School Abbottbad Thai:

1. Name: Mr. Shahidullah
2. Father Name: Abdul Faiq
3. Bonafide Residence: F.R Bannu
4. Date of Birth: 2-9-1969
5. Academic qualification: Matric 2nd Division.
F.A -do-
B.A -do-
M.A -do-
Merit -do-
6. Forest Guard Course
7. Service Carrier he is good worker and have good report since 1990 to 2000.

The Forest Guard is young man of 32 years age and is very hard worker. The official takes keep interest in forestry notification and in whole heartedly dedicated official himself. It is therefore requested to advice this office that either to promote him to the rank of Forester on merit basis as the post of forestor is lying vacant or otherwise.

Divisional Forest Officer
FATA-III, Forest Division,
Bannu

ATTESTED

18

Annex "C"

SENIORITY LIST OF FOREST GUARD IN R

S.No.	Name of Employeers	Designation	Date
1	Mr. Mir Wali	Forest Guard	15.0
2	Mr. Amanullah Jan	-do-	10.8
3	Mr. Muntaz Khan	-do-	01.0
4	Mr. Wali Rehman	-do-	12.0
5	Mr. Ishaq Khan <i>K.P.</i>	-do-	09.0
6	Mr. Shahidullah	-do-	02.0
7	Mr. Humdullah Jan	-do-	07.0
8	Mr. Gul Farid	-do-	01.4
9	Mr. Ishaq Khan	-do-	15.0
10	Mr. Zaidullah	-do-	15.0
11	Mr. Shateerullah	-do-	05.0
12	Mr. Noor Zahid Din	-do-	19.0
13	Mr. Asif Khan	-do-	20.0
14	Mr. Shahidur Khan	-do-	07.0
15	Mr. Faridullah	-do-	15.0
16	Mr. Samad-ur-Rehman	-do-	12.0
17	Muhammad Amar	-do-	06.0
18	Muhammad Farooq	-do-	07.0
19	Mr. Khadirullah	-do-	02.0
20	Mr. Saadat Khan	-do-	06.0
21	Mr. Jan Bahader Khan	-do-	10.0
22	Mr. Mansoor Ali	-do-	05.0
23	Mr. Mueenullah	-do-	01.0
24	Muhammad Shahid	-do-	28.0
25	Mr. Wazir Khan	-do-	10.0
26	Mr. Nasrumerullah	-do-	02.0
27	Mr. Mir Kamali Khan	-do-	11.0
28	Mr. Attaullah	-do-	27.0
29	Mr. Waliullah	-do-	20.0
30	Mr. Ghazi Noor Shah	-do-	25.0
31	Mr. Ihsanullah	-do-	03.0
32	Mr. Azimullah	-do-	25.0
33	Mr. Shahzad Khan	-do-	14.0
34	Mr. Eid-ur-Rehman	-do-	19.0
35	Muhammad Shafig	-do-	11.0
36	Mr. Rahim Iqbal	-do-	15.0
37	Mr. Khazra Noor	-do-	01.0
38	Mr. Saleem-ur-Rahman	-do-	08.0
39	Mr. Saah Iqbal	-do-	30.0
40	Mr. Hassan Khan	-do-	30.0

ATTESTED


SENIORITY LIST OF FOREST GUARD IN RESPECT OF NORTH WAZIRISTAN FOREST DIVISION, BANNU STOOD ON 31/10/2018

S.No.	Name of Employee	Designation	Date of birth	Home District	Qualification	Date of entry in Govt. Service	Date of appointment in Present grade	Trained, Un-Trained	Remark
1.	Mr. Mir wali	Forest Guard	15-6-1964	F.R Bannu	Middle	06-08-1985	1981	Un-Trained	
2.	Mr. AMan Ullah Jan	-do-	10-8-1960	Lakki	Matric	01-08-1985	1985	-do-	
3.	Mr. Mumtaz Khan	-do-	04-04-1965	Lakki	Matric	08-10-1985	1985	Trained	
4.	Mr. Wah Rehman	-do-	12-3-1960	F.R Bannu	Matric	05-04-1988	1988	-do-	
5.	Mr. Tawab Khan	-do-	09-06-1967	Lakki	Matric	08-09-1988	1988	-do-	
6.	Mr. shahidullah	-do-	02-09-1969	F.R Bannu	M.A	25-09-1990	1990	-do-	
7.	Mr.HamidUllah Jan	-do-	07-04-1971	N.W Agency	Matric	26-09-1990	1981	-do-	
8.	Mr. Gul Farid	-do-	01-01-1969	F.R Bannu	Matric	09-10-1990	1990	Un Trained	
9.	Mr. Tikka Khan	-do-	15-2-1973	F.R Bannu	B.A	25-04-1991	1990	Trained	
10.	Mr. Zaitullah	-do-	15-4-1968	F.R Bannu	B.A	25-04-1991	1991	Trained	
11.	Mr. Shateerullah	-do-	05-02-1961	N.W Agency	Matric	02-06-1992	1991	-do-	
12.	Mr. Noor Zahid din	-do-	19-9-1971	N.W Agency	Matric	03-06-1992	1992	-do-	
13.	Mr. Asif Khan	-do-	20-8-1970	F.R Bannu	Matric	20-03-1991	1992	Un-Trained	
14.	Mr. Shahidar Khan	-do-	07-03-1969	N.W Agency	Matric	28-03-1994	1991	Trained	
15.	Mr. Faridullah	-do-	15-06-1976	F.R Bannu	Matric	30-03-1994	1991	Trained	
16.	Mr. Samad-ur-Rehman	-do-	12-4-1969	N.W Agency	Matric	04-04-1994	1991	Un-Trained	
17.	Muhammad Amar	-do-	06-05-1972	F.R Bannu	F.A	08-11-1994	1991	Trained	
18.	Muhammd Farooq	-do-	07-04-1971	N.W Agency	F.A	08-11-1994	1991	Trained	
19.	Mr. Khadimullah	-do-	02-03-1971	N.W Agency	Matric	13-11-1994	1991	Trained	
20.	Mr. Saadat Khan	-do-	06-12-1969	N.W Agency	Matric	18-06-1995	18-06-1995	Trained	
21.	Mr. Jan Bahader Khan	-do-	10-09-1969	N.W Agency	F.A	18-06-1995	18-06-1995	Trained	
22.	Mr. Mansoor Ali	-do-	05-03-1972	F.R Bannu	F.A	21-08-1995	21-8-1995	Trained	
23.	Mr. Muenullah	-do-	01-05-1969	N.W Agency	B.A	01-10-1995	01-10-1995	Trained	
24.	Muhyammad Shahid	-do-	28-08-1968	N.W Agency	M.A	01-10-1995	01-10-1995	Trained	
25.	Mr. Waris Khan	-do-	10-04-1966	N.W Agency	B.A	01-10-1995	01-10-1995	Trained	
26.	Mr. Nasrumenullah	-do-	02-04-1969	N.W Agency	Matric	01-10-1995	01-10-1995	Trained	
27.	Mr. Mir Kamali Khan	-do-	11-04-1973	N.W Agency	Matric	01-10-1995	01-10-1995	Trained	
28.	Mr. Attaullah	-do-	27-03-1971	N.W Agency	F.A	01-10-1995	01-10-1995	Trained	
29.	Mr. Waliullah	-do-	20-04-1970	N.W Agency	F.A	23-06-1996	23-06-1996	Trained	
30.	Mr. Ghazi Noor Shah	-do-	25-04-1974	N.W Agency	M.A	23-06-1996	23-06-1996	Trained	
31.	Mr. Ihsanullah	-do-	03-01-1973	N.W Agency	Matric	23-06-1996	23-06-1996	Un- Trained	
32.	Mr. Azimulah	-do-	25-03-1978	N.W Agency	Matric	23-06-1996	23-06-1996	-do-	
33.	Mr. Shahsar Khan	-do-	14-09-1973	F.R Bannu	Matric	24-06-1996	23-06-1996	Trained	
34.	Mr. Eid ur Rehman	-do-	19-04-1971	F.R Bannu	Matric	24-06-1996	23-06-1996	Trained	
35.	Muhammad Shafiq	-do-	11-01-1971	N.W Agency	Matric	27-06-1996	23-06-1996	Un- Trained	
36.	Mr. Rahim Iqbal	-do-	15-03-1973	N.W Agency	Matric	01-07-1996	23-06-1996	-do-	
37.	Mr. Khazrat Noor	-do-	01-07-1974	N.W Agency	Matric	01-07-1996	23-06-1996	Trained	
38.	Mr. Saleem-ur-Rehman	-do-	08-03-1993	Lakki	F.Sc	03-06-2011		Un- Trained	
39.	Mr. Shah Jehan	-do-	30-5-1995	N.W Agency	F.A	12-03-2018	12-01-2018	-do-	
40.	Mr. Hassan Khan	-do-	30-03-1999	N.W Agency	F.A	02-04-2018	12-01-2018	-do-	

ATTESTED

18/8

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<p>AJAB KHAN Divisional Forest Officer North Waziristan Forest Division Sector-D Phase-I Town Ship Bannu.</p>		<p>PHONE NUMBER/0928-633184 FAX NO.0928/633185 E-Mail: dfonwfd@ymail.com No. <u>516-17</u> / E Dated: <u>18/12</u> 2018.</p>
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To

1. The Range Forest Officer, N.W. Range Miranshah.
- ✓ 2. The Range Forest Officer, Sub-Divn: Wazir Bannu/Lakki Range.

Subject:-

SENIORITY LIST OF FOREST GUARD IN RESPECT OF NORTH WAZIRISTAN FOREST DIVISION, BANNU STOOD ON 31/10/2018.

Memo:

Enclosed please find herewith Seniority List of Forest Guard of this Forest Division.

Please circulate the same amongst the Forest Guard concerned so as to point out the short-coming/discrepancies, if any in order to rectify the omission.

Compliance report may be reported within three (3) days.

Encl: As above.

Divisional Forest Officer,
North Waziristan Forest
Division Bannu.

ATTESTED

<p>AJAB KHAN Divisional Forest Officer North Waziristan Forest Division Sector-D Phase-I Town Ship Bannu.</p>		<p>PHONE No. 0928-633184 FAX No. 0928/633185 E-Mail: dfonwfd@ymail.com</p> <p>No. <u>613-14</u> /E Dated: <u>15/1</u> 2019.</p>
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To

- Immediate*
1. The Range Forest Officer, N.W. Range Miranshah.
 - ✓ 2. The Range Forest Officer, Sub-Divn: Wazir Bannu/Lakki Range.

Subject:- SENIORITY LIST OF FOREST GUARD IN RESPECT OF NORTH WAZIRISTAN FOREST DIVISION, BANNU STOOD ON 31/10/2018.

Memo: Reference this office letter No.516-17/E dated 18/12/2018.

You were directed to circulate the Seniority List amongst the Forest Guard vide letter cited above to point out short-comings, if any within (3 days) but no response has been received from your end till todote.

In order to finalize the promotion case of Forest Guard to the rank of Forester, you are once again directed to do the needful immediately.

In case if there is no short-coming in the Seniority List, then a Certificate to this effect "that the Seniority List has been circulated against the Forest Guard & no short-coming has been reported by any one & as such the Seniority List is accurate" may be furnished.

[Signature]
Divisional Forest Officer,
North Waziristan Forest
Division Bannu.

ATTESTED

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To

The High authorities
Concerned forest department
Peshawar

Subject: An appeal for Forest Guards seniority list correction.

R/Sir,

It is regretful to say that divisional forest officer North Waziristan forest division BANNU did not take any notice against the application based on justifications, submitted by **SHAHID ULLAH** forest Guard in response to the forest guards seniority list; as circulated by the same divisional forest officer under the office order **No:516-17/E dated 18/12/2019.**

The aim of the forest guard seniority list circulation was to finalize the promotion case of forest guards to the rank of forester. As the range forest officer Sub Division WAZIR BANNU was directed by divisional forest officer to circulate the seniority list amongst the forest guard for pointing out short comings/discrepancies vide letter **No 613-14/E dated 15/01/2019.**

To keep in view the service rules, **SHAHID ULLAH** Forest guards claimed. Seniority and proceeded application for the correction of seniority list; But the above said authority ignoring the correction of serenity list, promoted two forest guards, instead of four vacant posts, to the rank of foresters under the office order **No:44 date: 28/02/2019.** which is considered to be illegal process;

Hence, humble request is put forwarded to your kind considerations and revival of the case.

*Forwarded to
DFO (NWFD) For consideration
please
7/03/2019*

Thanks


SHAHID ULLAH

**SHAHID ULLAH FOREST GUARDS
FOREST SUB DIVISION
WAZIR BANNU**

Copy Forwarded to:

1. Sectary of forest Peshawar
2. Conservator of forest, Merged Area (FATA) Peshawar
3. Section officer establishment GOVT KHYBER PAKHTUNKHWA forest Environment and Wild life department

ATTESTED

<p>(Abdul Basir) Conservator of Forests Merged Areas(FATA)</p>		<p>FATA Secretariat, Warsak Road, Peshawar ☎ 091-9212085 FAX-091-9212590 E-Mail: cffata45@yahoo.com No. 2786 /E dated 13/03/2019</p>
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To

Mr. Shahid Ullah Forest Guard
C/O
DFO, North Waziristan Forest Division
Bannu.

Subject: **AN APPEAL FOR FOREST GUARDS SENIORITY LIST CORRECTION.**

Ref: your appeal dated 07/03/2019.

Your appeal on the subject is scrutinized in this office and is hereby rejected on the following grounds.

1. Your appeal does not refer to any specific rules owing to which the Forest Guard transferred from FATA-I Forest Division may be considered Junior to you.
2. It is to clarify that the rules as mentioned in part-II Appointment by promotion or transfer Para-8 (2) are concerned, it is quite clear that the same pertain to inter provincial transfers i.e from Federal Government or other Provincial Governments and not to the inter departmental transfer i.e from one Forest Division to other Forest Division. Hence the appeal does not fall in the purview of rule-8 (2) and cannot be treated valid in the instance case.

Basir
Conservator of Forests
Merged Areas (FATA)
Peshawar

No. /E

Copy for information and necessary action forwarded to DFO North Waziristan Forest Division Bannu with the directions to complete the promotion case of remaining Forest Guards as per Seniority List notified by him dated 31.10.2018. A copy of relevant rules is also enclosed herewith.

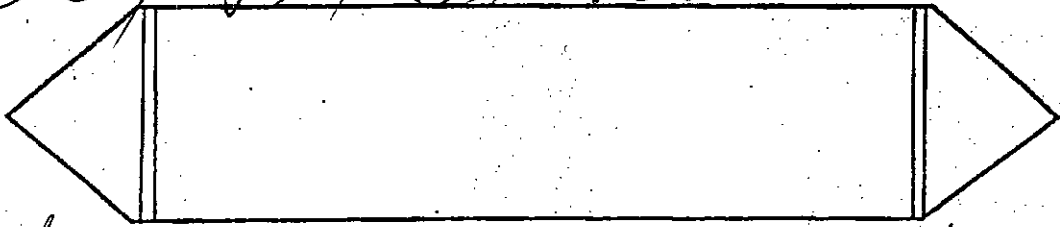
Encl: as above.

Conservator of Forests
Merged Areas (FATA)
Peshawar

E.e.
Handed over to office
concerned under proper receipt.

ATTESTED

بعدالت جناب روسی شریبونزل شیخ حسن و خان



Appellant 2019ء منجانب

موزخہ 12/04/19

مقدمہ

دعویٰ روسی شریبونزل

جرم

شہداء اللہ سبحانہ نام آگورنمنٹ آف کے پی کے مشیم

باعث تحریر آئنگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ
 آن مقام شیخ حسن و خان کیلئے محمد حسان احمد کے
 مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز
 وکیل صاحب کو رضائی نامہ کرنے و تقرر ثالثہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور
 بصورت ڈگری کرنے اجراء اور وصولی چیک دروپیہا عرضی دعویٰ اور درخواست ہر قسم کی تصدیق
 زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری کی طرف یا اپیل کی برآمدگی اور منسوخی
 نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
 کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ لیا اپنے بجائے تقرر کا اختیار
 ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیار حاصل ہوں گے اور اس کا ساختہ
 پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔
 کوئی تاریخ پیشی مقام دورہ نہ ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
 مذکورہ کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

المرقوم 12 ماہ 12/4/2019ء

واہ العیاد

بمقام 19/4/19
 کے لئے منظور ہے۔
 Attested and Accepted
 Attested By
 Shabir Mahmood Khan
 0333-9306491

BC-10-3539

SHABIR KHAN

BEFORE THE HON'BLE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA PESHAWAR.

Appeal No. 528/2019

Shahid Ullah

..... Petitioner

Versus

Govt of KPK & others

..... Respondents

APPLICATION FOR ADJOURNMENT

Respectfully Sheweth:

1. *That the titled case is pending adjudication before this Honourable Court and is fixed for 10-Jul-19.*
2. *That the counsel for the petitioner is ill due to throat infection thus he would not be able to assist this Honourable Court on the date fixed.*

It is, therefore, respectfully prayed that on acceptance of this application, the case may kindly be adjourned, to any other date convenient to this Honourable Court.

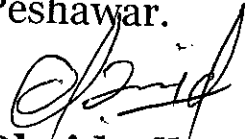
Dated:- 10-Jul-19

Petitioner

Through:-

Shahid Mehmood Khan
Advocate, High Court,
Peshawar.

Through: -


Obaid Ullah (Clerk)
Cell No. 0333-8787671