



OFFICE OF THE CHIEF ENGINEER (NORTH)
GOVT: OF KHYBER PAKHTUNKHWA
IRRIGATION DEPARTMENT PESHAWAR

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No. 4192 / North

Dairy No. 6297

Dated Peshawar 13 /12/2023

Dated 18-12-23
Secy Irrigation Department
Chief Secretariat Peshawar

OFFICE ORDER

In pursuance of the decision of Khyber Pakhtunkhwa Service Tribunal Peshawar Dated 22-06-2021 in Service Appeal No.990/2019 and execution Petition No.488/2023 Titled Farmanullah Sub Engineer BS-16 Versus Government of Khyber Pakhtunkhwa and approval contained in Finance Department letter No. FD(SOSR-1)1-1/2023/Mr. Farmanullah, dated 10-11-2023, Sub Engineer BS-16 holding charge of the higher post of SDO/Assistant Engineer BS-17 in Irrigation Department w.e.f 16-12-2009 to 31-12-2021 is hereby authorized to draw arrear pay and allowance of higher posts against the post of Assistant Engineer in Office of the Chief Engineer (South), Irrigation Department Peshawar subject to the following condition..

1. The pay and allowance of the higher post will be fixed presumptively w.e.f 16-12-2009 to 31-08.2021 and it will include the increments of the pay scale of the higher post for the period of higher post appointment on that post. In such cases premature increment shall not be admissible.
2. On re relinquishment of charge of the higher post or on transfer or on regular promotion to that higher post, the pay will be re-fixed with reference to original scale of pay of the post, held by the officer and increments carried (if any) on higher post will count for increment in his original scale as per provision of FR-26.
3. The pay of the higher post shall not be accounted for the calculation of emoluments towards the pension.
4. The above concurrence is subject to final outcome of CPLA in the Supreme Court of Pakistan i.e in case decision in CPLA comes against the appellent that the benefits received on account of higher post will be recovered.

CHIEF ENGINEER

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Copy to the:

1. Secretary to Govt. of Khyber Pakhtunkhwa Irrigation Department w/r to his letter No. SO(Lit)Irr/3-273/2020, dated 11.12.2023 for information with the request to approach advocate on record for filling application before Supreme of Pakistan for early hearing in the CPLA.
2. Accountant General, Khyber Pakhtunkhwa.
3. Chief Engineer (South), Irrigation Department Peshawar.
4. Project Director, Jabba Dam Dist: Khyber.
5. Register Service Tribunal Peshawar.
6. Official concerned.

CHIEF ENGINEER