

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

In Service Appeal No. 1968/2023 Muhammad Abid Hussain, Chief Head Warder (BPS-11), Attached to Central .....Appellant. 11032 7/2/24 Prison D.I Khan

#### **VERSUS**

1. The Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar. 2. The Superintendent Headquarter Prisons P.

2. The Superintendent Headquarter Prisons Peshawar

.....Respondents.

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3-	Posting Order dated 31-05-2023	A	4
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## BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL **PESHAWAR**

In Service Appeal No. 1968/2023

Muhammad Abid Hussain, Chief Head Warder (BPS-11), Attached to Central .....Appellant. Prison D.I Khan

#### **VERSUS**

- 1. The Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar.
- 2. The Superintendent Headquarter Prisons Peshawar

.....Respondents.

# JOINT PARAWISE COMMENTS ON BEHALF OF RESPONDENT NO 1 & 2

#### Respectfully Sheweth:-

### PRELIMINARY OBJECTION:

- That the present service appeal is incompetent in its present form.
- That the appellant has got no locus standi to file the instant appeal. ii.
- That the appellant is been estopped by his own conduct to file appeal. iii.
- That the appellant has not come to this Honurable Service Tribunal with iv. clean hands.
- That the present appeal is bad for mis-joinder and non-joinder of ν. necessary parties.
- That the present appeal is badly Time-barred. vi.
- That the present appeal is not based on solid ground liable to be vii. dismissed with cost.

#### FACTUAL OBJECTION:-

- Pertain to record.
- Incorrect and not admitted. The office of the Inspectorate General 2. Peshawar had issued an order No.29855 dated 01-10-2019 pertaining to the establishment of circles in order to streamline the Warder Establishment but there is nothing on record to show that Warder of any circle should perform duty at their own circle while it is upto the discretion of the competent authority to post and transfer any Warder/Head Warder from one place to another. The appellant last promoted to the post of Chief head Warder (BPS-11) on regular basis on the recommendation of departmental promotion committee in its meeting held on 30/05/2023, after his promotion, he was posted to Central Prison DI Khan against the vacant post in the best public interest vide Headquarter Prison Peshawar office order dated 31/05/2023 (Annex-A). It is worth to mention here that the order ibid made impugned before this Court comprising of 37 officials have neither been challenged by anyone except the present appellant. However, plea of the appellant is misleading, unjustified as no such restriction is part of that order.
- Incorrect and not admitted, meeting of the Departmental Promotion 3. (Annex-B) 30-05-2023 held on Committee was recommendations of the committee, the appellant promoted from the post of Head Warder (BPS-09) to the post of Chief Head Warder 11) and accordingly respondent No.2 being competent authority issued posting/transfer order of all the promoted Chief Head Warders in the Province dated 31-05-2023 which is much prior on the ban period from Election Commission of Pakistan.

It is pertinent to mention here that Election Commission of Pakistan imposed ban on 29-05-2023 and was communicated by respondent No.1 to respondent No.2 through official letter dated 01-06-2023 the day after issuance of posting/transfer order dated 3½-05-2023.

- Incorrect and not admitted. The appellant did not approach within the 4. statutory period of limitation. hence, plea of the appellant pertaining to his departmental appeal is misleading and unjustified.
- Incorrect. 5.

### OBJECTION ON GROUNDS:

- Incorrect and not admitted. The order dated 31-05-2023 is issued after observing all legal and codal formalities.
- Incorrect and not admitted. The respondent department treated him В. according to law and no discrimination has been committed to the appellant by the respondent department.
- Incorrect and not admitted, transfer order of the appellant was issued on C. eve of his promotion from the post of Head Warder to the post of Chief Head Warder in the public interest without any discrimination.
- As elaborated in Para-C above. D.
- Incorrect and not admitted. Detail is elaborated in Para-A above. E.
- Incorrect and not admitted. Detail is elaborated in Para-A above. F.
- The respondent department would also seek permission of this Honurable Service Tribunal to raise additional grounds at the time of arguments.

#### PRAYER:

It is therefore humbly prayed that on acceptance of this instant reply/Para-wise comments on behalf of respondent No.1 and 02, the appeal of the appellant may please graciously be dismissed being devoid of merit and law.

Superintendent,

Headquarters Prison Peshawar (Respondent No.2)

Inspector General of Arisons Khyber Pakhtunkhwa Peshawar (Respondent No.1)

# BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

In Service Appeal No. 1968/2023

Muhammad Abid Hussain, Chief Head Warder (BPS-11), Attached to Central Prison D.I Khan

#### **VERSUS**

1. The Inspector General of Prisons, Khyber Pakhtunkhwa, Peshawar.

2. The Superintendent Headquarter Prisons Peshawar

.....Respondents.

# COUNTER AFFIDAVIT ON BEHALF OF THE RESPONDENTS No.1 & 2.

We, the following undersigned respondents do hereby solemnly affirm and declare that the contents of the Para-wise comments in the above cited appeal are true and correct to the best of our knowledge and belief and that no material/ facts have been kept concealed from this Honourable Service Tribunal. It is further stated on oath that in this appeal, the answering respondents have neither been made ex-parte nor their defence has been struck off.

Superintendent, Headquarters Prison Peshawar

(Respondent No. 2)

Inspector General of Prisons
Khyber Pakhtunkhwa Peshawar
(Respondent No.1)





# OFFICE OF THE 5 U PERINTENDENT HAEDQUARTER PRISON PESHAWAR No: \_\_\_\_\_\_P/B Dt: 3/ /05/2023

On the recommendation of the Departmental Promotion Committee in its meeting held on 30-05-2023, the Competent Authority is pleased to promote the following Head Warders (BPS-09) to the post of Chief Head Warders (BPS-11) on regular basis, with Immediate

Asmatullah s-o Gul Muhammad CP D.I Khan Asmatullah s-o Mir Hashim S.J Malakand B.J Muhammad Rusheerl s-o Nazle Dad CP Pesh Muhammad Rusheerl s-o Nazle Dad CP Pesh Muhammad Umar s-o Abdul Rusheerl Repo Mu Muhammad Umar s-o Abdul Repo Mu Muhammad Umar s-o Abdul Repo Mu Muhammad Umar s-o Abdul Repo Mu Muhammad Nazle Dad CP Pesh Muhammad Nazle CP Pesh Muhammad Nazle Dad CP Pesh Muhammad Rusheerl s-o Nazle Dad CP Pesh Muhammad Rusheerl s-o Nazle Dad CP Pesh Muhammad Nazle Dad CP	ffecti-			8#	Nome with Parentage	Name of Jal
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Amjid All see Mir Hashim  B. Muhammad Zukria seo Iqbul  S.J Ghallanal  S.J Ghallanal  S.J Ghallanal  John Muhammad Yaqoob Khun S/o Muhammad Raheem  CP Pashawar  Asadullah seo Fida Muhammad  CP Peshawar  CP D.J K  Bakhah  CP D.J K  Carwoli Khan S/o Ghulam  Muhammad S/o Ghulam  Muhammad  CP Peshawar  CP Peshawar  CP Murdan  CP Peshawar  CP Murdan  CP Peshawar  CP Murdan  CP Peshawar  CP Murdan  CP Peshawar	. Vau	intellah s-c Gul Muhammad	CP DJ Klinn	17.	Visco	
Muhammad Zukria s-o Iqbul SJ Ghallanal Shah Shah Shah Shah Shah Shah Shah Sh	Am	lid All s-o Mir Hashim	SJ Malakand	18.	thad	
Shah   CP Mardan   CP Mardan   CP Mardan   CP Peshawar	. Ми	lanımad Zakria <b>1-0 lqb</b> ul	SJ Ghallanal	19.	I baselisas manuf United 17	
Asadullah s-o Fida Muhammad   CP Peshawar   21.   Raham Dad Khon s/o Pir   CP Peshawar   22.   Shah Faisal s-o Karim Khan   CP Peshawar   23.   Muhammad Umar s-o Abdul   RPO Ma   Vounos Shah   CP Peshawar   23.   Muhammad Umar s-o Abdul   RPO Ma   Qadir   Azizullah S/o Amin ullah   CP Peshawar   24.   Azizullah S/o Amin ullah   CP Peshawar   25.   Abdul Hayat S/o Wascet Khan   CP Kara   CP Peshawar   CP Mardan   CP Mardan   CP Peshawar   CP Pes	She Inc	th vot Rehman S-o Salch	CP Mordan	20.	Navced All Shuh S/u Abid All	CP Peahawa
Syed Muslim Shah S/o Syed Younos Shah  Hijabullah S/o Abdul Rasheed  CP Peshawar  Riez Muhammad S/o Muhammad Afzal  Sadarat Khan S/o Arsata Khan  CP Peshawar  Muhammad Abid Hussain S/o Khadim Hussain  Rasheed Khan S/o Fazal Khan  Rasheed Khan S/o Fazal Khan  CP Peshawar  Rasheed Khan S/o Fazal Khan  CP Peshawar  CP Mardan  CP Mardan  CP Mardan  CP Mardan  CP Mardan  CP Peshawar  CP Mardan  CP Peshawar  CP Peshawar  CP Mardan  CP Peshawar  CP Peshawar  CP Peshawar  CP Peshawar  Muhammad  CP Mardan	Reh	man		21.	Raham Dad Khon s/o Pir	CP Peshawa
Youngs Shah Hijabullah S/o Abdul Rasheed CP Peshawar Riaz Muhammad S/o Muhammad Afzal SJ Nowshera CP Peshawar Azizullah S/o Amin ullah CP Peshawar Sadarat Khan S/o Arsala Khan CP Peshawar CP Peshawar Rhadim Hussain Rasheed Khan S/o Fazal Khan CP Peshawar Rasheed Khan S/o Fazal Khan CP Murdan CP Peshawar Muhammad CP Murdan CP Peshawar Muhammad Muhammad CP Peshawar Muhammad Muhammad CP Peshawar Muhammad Muhamma	Man			22.		Cli Peshawa
Hijabullah S/o Abdul Rasheed CP Peshawar Qudir  Riez Muhammad S/o Muhammad Afzal SJ Nowshera 24. Azizullah S/o Amin ullah CP Pesh Muhammad Afzal Sadarat Khan S/o Arsala Khan CP Peshawar 25. Abdul Hayat S/o Waseel Khan CP Kara  D. Muhammad Abid Hussain S/o Khadim Hussain S/o Khadim Hussain S/o Fazal Khan Inspectorate General of Prisons 27. Zarwali Khan S/o Sifat Khan DJ Hang Ali Akbar S/o Muhammad Israel CP Murdan 28. Sultan Muhammad S/o Ghulam DJ Hang Muhammad Khalid S/o Fazal CP Peshawar 29. Murataz Ali S/o Abdul Mateen SJ Ghuli Muhammad Afzal CP Peshawar 30. Bakht Ali S/o Babuzai DJ Time  CP Marda  CP Peshawar 31. Zainullah S/o Said Mula Khan CP Marda  CP Marda  CP Peshawar CP Peshawar 31. Zainullah S/o Said Mula Khan CP Marda	. Syc	d Mushm Shan S/o Syeu mos Shah	Cl l'eshavar		Muhammud Umar s-o Abdul	RPO Mardai
Nier Muhammad S/o Muhammad Afzal  Sadarat Khan S/o Arsata Khan CP Peshawar Nier Abdul Hayat S/o Waseet Khan CP Peshawar Nier Abdul Hayat S/o Waseet Khan CP D.I K Muhammad Abid Hussain S/o Khadim Hussain Nier Abdul Hayat S/o Waseet Khan CP D.I K Bakhsh CP D.I K Bakhsh CP D.I K Coneral of Prisons  Ali Akbar S/o Muhammad Israel CP Mardan Ali Akbar S/o Muhammad Israel CP Peshawar Muhammad Muhammad Amjid Ali S/o Umar Ali Muhammad CP Peshawar Amjid Ali S/o Umar Ali Muhammad CP Peshawar CP Peshawar CP Peshawar Amjid Ali S/o Umar Ali CP Peshawar	Hije	abullah S/o Abdul Rashced	CP Peshawar		Qudir	CP Peshuwa
. Sadarat Khan S/o Arsata Khan  O. Muhammad Abid Hussain S/o Khadim Hussain  Rasheed Khan S/o Fazal Khan  Inspectorate General of Prisons  Ali Akbar S/o Muhammad Israel  Ali Akbar S/o Muhammad Israel  CP Peshawar  Muhammad  CP Peshawar  CP Peshawar  Ali Akbar S/o Muhammad Israel  CP Peshawar  CP Peshawar  CP Peshawar  Muhammad  CP Peshawar  Amjid Ali S/o Umor Ali  CP Peshawar	. Rin	z Muhammad S/o	SJ Nowalicra	24.	Azizullah S/o Amin ullah	CP Karak
CP Peshawar  Rasheed Khan S/o Fazal Khan  Inspectorate General of Prisons  27.  Ali Akbar S/o Muhammad Israel  CP Murdan  CP Peshawar  Muhammad  CP Peshawar  Muhammad  CP Peshawar  Muhammad  CP Peshawar  Muhammad  CP Peshawar  CP Peshawar  Muhammad  CP Peshawar  Amjid Ali S/o Umor Ali  CP Peshawar	Sac	Inrat Khan S/o Arsala Khan	CP Peshnwar		Abdul Hayat S/o Wascer Khari Mukhtiar Ahmad S/o Haji Rahim	CP D.I Khon
1. Rasheed Khan S/o Fazal Khan  2. Ali Akbar S/o Muhammod Israel  3. Muhammad  4. Amild Ali S/o Umar Ali  5. Muhammad  CP Peshawar	D. Mu	hammad Abid Hussain 9/o			Bakhsh	ic lokki s
Ali Akbar S/o Muhammad Israel CP Mardan Muhammad  Nuhammad Khalid S/o Fazal CP Peshawar 29. Mumtaz Ali S/o Abdul Mateen SJ Ghalimuhammad  Amjid Ali S/o Umar Ali CP Peshawar 30. Bakht Ali S/o Babuzai DJ Time  Muhammad Naseer S/o Shahzad CP Peshawar 31. Zainullah S/o Said Mula Khan CP Mardan	1.		General of	27.		Murwal
J. Muhammad Khalid S/o Fazal CP Peshawar 29. Mumtaz Ali S/o Abdul Mateen SJ Grad.  4. Amild Ali S/o Umor Ali CP Peshawar 30. Bakht Ali S/o Babuzai DJ Time  5. Muhammad Nascer S/o Shahzad CP Peshawar 31. Zainullah S/o Said Mula Khan CF Mard	2. Ali	Akhor S/o Muhammod Israel		28.	Sultan Muhammad S/o Ghulam Muhammad	D'i Houdri
4. Amjid Ali S/o Umar Ali  CP Peshawar  Muhammud Nascer S/o Shahzad  CP Peshawar	J. Mu	innmed Khalid S/o Faral	CP Peshawar	29.		SJ Challana
14. Amjid Ali S/o Umar Ali 15. Muhammud Nascer S/o Shahzad CP Peshawar 16. Coll	3.911	ាំងអាជានាជ	CP Pachawar	30.	Bakht Ali S/o Babuzai	
	4. Am	ijid Ali S/o Umar Ali ihammud Nascer S/o Shahzad				CP Mardan
6. Shah Zarin S/a Kachko) CP Peshawar	Gu	<u> </u>	Cl' Peshawar	<del>   </del>		usar in ter

The above named officials will be on probation for a period of one year in terms Section 6(2) of the Khyber Pakhtunkhwa Civil Servant Act 1973 and Rule-15 of Khyber Pakhtunkhwa, Civil Servants (Appointment, Promotion and Transfer) Rules, 1989.

Morcover, the Competent Authority is also pleased to appoint the following Head Warders (BPS-09) to the post of Chief Head Warders (BPS-11) on acting charge basis, with

immediate effect:-			Name with Parentage	Name of
Si Name with Pa	rantage   Manie	of S#	Kithic arra	Jail
	<u> </u>	lan 33	Afsor Khan S/o Atlas Khan	CP Peshawar
32 Liagat All S/o	Mir Alara CP Mard	ian   99	Vian Maria	

Consequent upon their promotion / appointment on acting charge basis, the following postings / transfers are hereby ordered in the public interest with immediate effect:-

• .			
Name with Parentage	From	То	
	Head Warder (BPS-09)	Chief Head Warder (BPS-11) at CP D.1 Khan against the vacant post.	
Muhammad		Chief Head Warder (BPS-11) at DJ Swat	
Amild Ali s/o Mir Hashim	ut CP Mardon	against the vacant post.	
Muhammad Zakria s/o Iqbal Shah	at SJ Ghallanai for the purpose of pay and for the purpose of duty with CP	Chief Head Warder (BPS-11) at CP Peshawar vice # 4.	
Alamzeb s/o Fazal Khaliq	Chief Head Warder (BPS-11) at CP Peshawar	Chief Head Warder (BPS-11) ON STA	- NP
Innyat Rehman s/o Saleh		against the vacant post.	77.
	Amjid Ali s/o Mir Hoshim  Muhammad Zakrio s/o iqbal Shah  Alomzeb s/o Fazal Khaliq	Asmatulish s/o Gul Muhammad  Amjid Ali s/o Mir Hashim  Muhammad Zakria s/o Iqbal Shah  Alamzeb s/o Fazat Khaliq  Inayat Rehman s/o Saleh  Inayat Rehman s/o Saleh  Head Warder (BPS-09) at CP D.I Khan  Head Warder (BPS-09) at SJ Ghallanai for the purpose of pay and for the purpose of duty with CP Peshawar  Chief Head Warder (BPS-11) at CP Peshawar  Head Warder (BPS-09)	Asmatuliah s/o Oul Muhammad  Amjid Ali s/o Mir Hashim  Muhammad Zakria s/o Iqbal Shah  Alamzeb s/o Fazal Khaliq  Inayat Rehman s/o Saleh  I Head Warder (BPS-09) at CP D.I Khan Head Warder (BPS-09) at CP D.I Khan  Head Warder (BPS-09) at CP D.I Khan  Khan against the vacant post.  Chief Head Warder (BPS-11) at DJ Swat against the vacant post.  Chief Head Warder (BPS-11) at CP Peshawar  Chief Head Warder (BPS-11) at CP Peshawar  Chief Head Warder (BPS-11) at CP Peshawar  Chief Head Warder (BPS-11) at CP Chief Head Warder (BPS-11) at Chitral against the vacant post.

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# OFFICE OF THE SUPEBINIENDENI HAEDQUARTER PRISON PESHAWAR No: \_\_\_\_\_\_P/B Dt: 31\_/95/2023

3.	Name with Parentage	From	To CH Reduit
	Asadullah s/o Fida Mahammad	Head Warder (BPS-09) at CP Peshawar	Chief Head Worder (BPS-11) at CP Hariput against the vacant post  Clark Mead Worder (BPS-11) at Bd
7.	Syed Muslim Shah S/o Syed Younas Shah	Hend Warder (BPS-09) of CP Peshawar	Kohistan for the purpose of pay against the vacant post and for the purpose of doty with CP Peshawar.
в.	Hijabuliah S/o Abdul Rasherd	Head Warder (BPS-09) at CP Peshawar	for the purpose of phy light post and for the purpose of duty with CP Peshawar.
9.	Riuz Muhammad S/u Muhammad Afzal	Head Warder (BPS-09) at SJ Nowshern	post and for the purpose of duty with SJ Swabi.
10.	Sadurat Khun S/o Arsala Khan	Head Warder (BPS-09) at CP Peshawar	for the purpose of pay ngames post and for the purpose of duty with CP
11.	Muhammed Abid Hussain S/o Khadim Hussain	Head Warder (BPS-09) at CP Peshawar	Chief Head Warder [BPS-11] at CP D.1  Khan against the vacant post.  Chief Head Warder [BPS-11] at CP Hariput
12.	Rusheed Khan S/o Fazal Khan	Head Warder (BPS-09) at Inspectorate General of Prisons Peshawar	for the purpose of pay against the post and for the purpose of duty with Cl. Peshawar.
13.	Ali Akbar S/o Muhammad	Head Warder (BPS-09) at CP Mardan	Chief Head Worder [BPS-11] at CP Mardan against the vacant post.
14.	Muhammad Khalid S/o Fazal Muhammad	Head Warder (BPS-09) at CP Peshawar	Chief Head Warder (BPS-11) at RPO Swat for the purpose of pay against the vacant post and for the purpose of duty with CP Peshawar.
15.	Amjid Ali S/o Umar Ali	Head Worder (BPS-09) at CP Peshawar	Chief Head Warder (BPS-11) at CP Mardon against the vacant post
16.	Muhammad Naseer S/o Shalizad Gul	Hend Warder (BPS-09) at CP Peshawar	Chief Head Warder (BPS-11) at RPO Abbottabad against the vacant post.
17.	Shah Zarin S/o Kachkol	Hend Warder (BPS-09) at CP Peshawar	against the vacont post.
18.	Lingat Ali S/o Mir Alam	Head Warder (BPS-09) at CP Peshawar	Chief Head Warder [BPS-11] acting charge basis at RPO Hanno for the purpose of pay against the vacant post on and for the purpose of duty with CP Peshawar.
19.	Nadeem Khan S/o Abdul Qayum Khan	Head Warder (BPS-09) at CP Peshawar	Chief Head Warder (BPS-11) at SJ Ali Zui for the purpose of pay against the vacant post and for duty with CP Peshawar.
20.	Muhammad Rasheed s-o Nazir Dad	Head Warder (BPS-09) at CP Karak	Chief Head Warder (BPS-11) at CP Kurnk against the vacant post.
21.	Muhammad Yaqoob Khan S/o Muhammad Raheem	Head Warder (BPS-09) at CP Mardan	Chief Head Warder (BPS-11) at CP Marshin against the vacant post.
22.	Naveed Ali Shah S/o Abid Ali Shah	Head Warder [BPS-09] at CP Peshawar for the purpose of pay and for the purpose of duty SJ Landi Kotal	Chief Head Warder (HPS-11) at DJ Huner against the vacant post.
23.	Raham Dad Khan s/e Pir Muhammad	Hend Warder (BPS-09) at CP Peshawar	Chief Head Warder (HPS-11) at SJ NW for the purpose of pay against the vacant post and for the purpose of duty with RPO Peshawar.
			1
24.	Shah Foisal s/o Karim Khan	Head Warder (BPS-09) at CP Peshawar	Chief Head Warder (BPS-11) at CP Harmin against the vacant post  Chief Head Warder (BPS-11) the specific Mardan against the vacant past the property of the past o



٢	Name with n	No	D:P/B Dt: 3/ /05/2023
, gr	Name with Parentage	From	То
26.	Azızullah S/o Amin ullah	Head Warder (BPS-09) at CP Peshawar	Chief Head Warder (BPS-11) at IC Challanai for the purpose of pay against the vacant post and for the purpose of
27.	Abdul Hoyat S/o Waseel Khan	Head Worder (BPS-09) at Cl' Karak	duly with CP Pashawar
28. 	Mukhtinr Ahmad S/o Haji Rahim Bakhsh	Head Warder (BPS-09) at CP D.I Khan	
29.	Zarwali Khan S/o Sifot Khan	Head Warder (BPS-09) at IC Lakki Marwat	Chief Head Warder (BPS-11) at IC Lokki Marwai against the vacant post.
30.	Afsar Khan S/o Atlas Khan	Head Warder (BPS-09) at CP Peshawar	Chief Head Warder (BPS-11) on acting charge basis at CP Peshawar vice # 31.
31.	lnam uliah s/o Kareem Uliah	Chief Head Warder (BPS-11) at CP Peshawar	Chief Head Warder (BPS-11) at IC Fort Salop against the vacant post.
32.	Sultan Muhammad S/o Ghulom Muhammad	Head Warder (BPS-09) at DJ Hangu	Chief Head Warder (BPS-11) at CP D.I Khan against the vacant post.
33.	Mumtaz Ali S/o Abdul Malcen	Head Warder (BPS-09) at SJ Ghallanai	Chief Head Warder (BPS-11) at CP Bannu against the vacant post.
34.	Bakht Ali S/a Babuzai	Head Warder (BPS-09) at DJ Timergara	Chief Head Warder (Brosti)
35.	Zainullah S/o Said Mula Khan	Hend Warder (BPS-09) at CP Mardan	Chief Head Warder (BPS-11) at DJ Buner against the vacant post.
36.	Sajjad Ali s/o Jamalud Din	Chief Head Worder (BPS-11) at CP Mardan	Chief Head Warder (BPS-11) at SJ Khar Bajaur vice# 37.
37.	Ali Sher s/o Ghulam Hussain	Chief Head Warder (BPS-11) at SJ Khar Bajauri	Chief Head Warder (BPS-11) at CP Mardan vice # 36.

SUPERINTENDENT HEADQUARTERS PRISON PESHAWAR E-mail: hyprisonpeshawarkigmail.com

Copy of the above is forwarded to the:-

1. Inspector General of Prisons Khyber Pakhtunkhwa Peshawar.

2. Accountant General Khyber Pakhtunkhwa Peshawar.

3. DIG Regional Prisons Office Peshawar, Abbottabad, Bannu, Mardan & Swat.

4. Superintendent Circle Headquarters Prison Haripur, Mardan and D.I Khan

5. Superintendent Jails concerned for information and further necessary action.

6. District Accounts Officers concerned.

SUPERINTENDENT HEADQUARTERS PRISON PESHAWAR E-mail: haprisanpeshawaragmail.com

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# MINUTES OF THE MEETING OF DEPARTMENTAL PROMOTION COMMITTEE, HELD IN THE OFFICE OF THE SUPERINTENDENT CIRCLE HEADQUARTERS PRISON PESHAWAR.

Subject:

PROMOTION OF HEAD WARDERS [BPS-09] TO THE POST OF CHIEF HEAD WARDERS (BPS-11).

A meeting of the Departmental Promotion Committee was held on 30-05-2023 at 10:00 AM in the office of the Superintendent Circle Headquarters Prison Peshawar to discuss the subject cited promotion cases. Following attended the meeting:

cr	s Prison Pesnawar to discuss the subject enea promotion class. Policy Rechawar	In chair.
Ì	1.Mr. Magsood ur Rahman, Superintendent Circle Headquarters Prison Reshawar	Member.
	2.Mr. Nisar Ahmud, Section Officer (Prison-I), Home & T.As Department Beshawar	Member.
1	3.Mr. Majid Ghufran, Deputy Director, Representative of I.G Prisons Office resnava.	Member.
Ì	4 Mian Gohar Ali, Assistant Director, Representative of LG Prisons Office Peshawar	ALLANDON COMO CONTRACTOR DE COMO COMO COMO COMO COMO COMO COMO COM

The Chair welcomed the participants and asked the dealing hand of Circle Headquarters Prison Peshawar to explain the subject promotion cases, who briefly explained the background of the case. He stated that at present there are thirty four (34) posts of Chief Head Warder (BPS-11) lying vacant in the Department, under 100% promotion quota. He also explained that thirty two (32) posts of Chief Head Warder (BPS-11) will be filled by promotion on regular basis and two (02) posts will be filled by appointment on acting charge basis.

3. Under the provision of Service Rules against Appendix No.07, the mechanism of filling up the post of Chief Head Warder (BPS-11) is

as under:

	S.NO	NOMENCL ATURE OF POST	MINIMUM QUALIFICATION FOR APPOINTMENT BY INITIAL RECRUITMENT OR BY TRANSFER	MINIMUM QUALIFICATION PRESCRIBED FOR PROMOTION	AGE	METHOD OF RECRUITMENT
-	1	2		(a) Middle passed for those		By promotion, on the basis of seniority-cum-fitness, from
The state of the s	07.	Chief Head Warder (BPS-11)		(a) Middle passed for those officials who were appointed prior to 04.11.2002; and  (a) Secondary School Certificate or its equivalent qualification from a recognized Board for those officials who were appointed on or after 04.11.2002		amongst the holders of the posts of Head warders, with at least five years service as such, subject to- (a) Successful completion of promotion course prescribed for Chief Head Warder; (b) Clearance of Departmental Professional Examination prescribed in their own cadre; and (c) Possess minimum qualification as specific fin column No.4.  Note: Head Warders, who possess Middle (1883 qualification page exempted from condition of classes)

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It was further claborated, that as per final seniority list of the Head Warder (BPS-09) as stood on 01-05-2023 of the Department duly \_\_\_\_\_ ij. circulated and undisputed, as appended with the working paper showing the penal of Head Warders who are senior most and required to be considered for regular promotion and appointment on acting charge basis, to the post of Chief Head Warder (BPS-11).

The Committee examined/scrutinized the panel of promotion case one by one. The Committee after detailed discussion took the following

S#	Name with Parentage HW (BPS-09)	Academic Qualification	Decision of the DPC
1	Saidul Zaman S/O Gul Shad	Primary	OFFICIAL AT S.NO. 01 & 02
2	Zamarud Khan S/O Saleem Khan	Primary	Due to non-possessing the required qualification i.e Middle they were not considered for promotion, hence superseded.
3	Asmatullah S/O Gul Muhammad	Middle	OFFICIAL AT S.NO. 03 & 04
4	Amjid Ali S/O Mir Hashim	Middle	The committee recommended them for promotion to the post of Chief Head Warder (BPS-11) on regular basis with immediate effect. They will be on probation for a period of one year in terms of section 6(2) of Khyber Pakhtunkhwa Civil Servants Act, 1973 and Rule-15 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules 1989.
5	Muhammad Fareed S/O M. Ashraf	Middle	No proper verification through official letter was made about his Middle passed certificate, from the quarter concerned; therefore, the committee deferred him for promotion to make proper verification of his Middle passed certificate through official letter from the quarter concerned and a post was kept reserved for him.
6	Shah Said S/O Hazrat Said	Primary	OFFICIAL AT S.NO. 06  Due to non-possessing the required qualification i.e Middle he was not considered for promotion, hence superseded.
7	Anwar Ali S/O Jaipur Khan	9ւհ	OFFICIAL AT S.NO. 07  He is considered for promotion to the post of Chief Head Warder (BPS-11), but he opted in writing to forgo his promotion, therefore, his request was accepted which is covered under Rule-7(5) of APT Rules 1989, hence superseded.
8	Muhammad Zakria S/O Iqbal Shah	Middle	OFFICIAL AT S.NO. 08 & 09
9	Inayat Rehman S/O Salch Rehman	Matric	The committee recommended them for promotion to the post of Chief Head Warder (BPS-11) on regular basis with immediate effect. They will be on probation for a period of one year in terms of section 6(2) of Khyber Pakhtunkhwa Civil Servants Act, 1973 and Rule-15 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules 1989.
10	Muhamamd Khan S/O Babuzai	Middle	OFFICIAL AT S.NO. 10  He is considered for promotion to the post of Chief Head Warder (BPS-11), but he opted in writing to forgo his promotion, therefore, his request was accepted which is covered under Rule-7(5) of APT Rules 1989, hence superseded.
11	Asadullah S/O Fida Muhammad	Matric	OFFICIAL AT S.NO. 11 TO 15
12	Swad Muslim Chale C/a Swad	Matric	The committee recommended them for promotion to the post of Chief Head Warden (BPS 11) on regular basis with immediate effect. They will be on probation for a period of fine year in
13		F.A	terms of section 6(2) of Khyber Pakhtunkhwa Civil Servants Act, 1973 and Rule-Monkhyber
14	Riaz Muhammad S/o Muhammad Afzal	Matric	on regular basis with immediate effect. They will be on probation for a period of the standard of terms of section G(2) of Khyber Pakhtunkhwa Civil Servants Act, 1973 and Rule of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules 1989
15	Sadarat Khan S/o Arsala Khan	Matric	

	24	Name with Parentage HW (BPS-09)	Academic Qualification	Decision of the DPC
		Muhammad Abid Hussain S/o Khadim Hussain	Matric	OFFICIAL AT S.NO. 16 TO 22  The committee recommended them for promotion to the post of Chief Head Warder (BPS-11)
, :	17	Rasheed Khan S/o Fazal Khan	Matric	on regular basis with immediate effect. They will be on probation for a period of one year in terms of section 6(2) of Kiyber Pakhtunkhwa Civil Servants Act, 1973 and Rule-15 of Khyber
· · · · · · · · · · · · · · · · · · ·		Ali Akbar S/o Muhammad Israel	Matric	Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules 1989.
		Muhammad Khalid S/o Fazol Muhammad	13.∧	
	20	Amjid Ali S/o Umar Ali	Matric	· John ·
		Muhammad Nascer S/o Shahzad Gul	Matric	
	22	Shah Zarin S/o Kachkol	Matric	
	23	Liaget Ali S/o Mir Alam	Middle	OFFICIALS FROM S.NO. 23  The committee recommended him for appointment to the post of Chief Head Warder (BPS-11) on acting charge basis in the light of Rule-09 of APT Rules 1989, with immediate effect.
	24	Nadcem Khan S/o Abdul Qayum Khan	Matric	OFFICIAL AT S.NO. 24 TO 34  The committee recommended them for promotion to the post of Chief Head Warder (BPS-11) on regular basis with immediate effect. They will be on probation for a period of one year in the committee of t
	25	Rashid Khan S/O Nazir Dod	Matric	I tarme of section 6(2) of Kligher Pakhtunkhwa Civil Servants Act, 1973 and Rule 13 of Adjust 1
	26	Muhammad Yaqoob Khan S/o Mchammad Raheem	Maric	Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules 1989.
	27	Naveed Ali Shah S/o Abid Ali Shah	Matric	
	28	Raham Dad Khan s/o Pir Muhammad	Matric	
	29	Shah Faisal s-o Karim Khan	Matric	
	36	Muhammad Umar a o Abdul Qadir	B.A	
	31	Azizuliah S/o Amin ullah	F.A	( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( )
	32	Abdul Hayat S/o Waseel Khon	Matric	AND NO ESHAWAR
	33	Mukhtiar Ahmad S/o Haji Rahim Bakhsh	Matric	W THE THE PESHAWAR
	34	Zarwali Khan S/o Sifat Khan	Matric	48AU
	35	Afsur Khan S/o Atlas Khan	- Middle	OFFICIALS FROM 8.NO. 35 The committee recommended him for appointment to the post of Chief Head Warder (BPS-11) on acting charge basis in the light of Rule-09 of APT Rules 1989, with immediate effect.
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Sŧ	Name with Parentage HW (BPS-09)	Academic Qualification	Decision of the DPC
30	Sultan Muhammad S/o Ghulam Muhammad	Matric	OFFICIAL AT S.NO. 36 TO 39  The committee recommended them for promotion to the post of Chief Head Warder (BPS-11) on regular basis with immediate effect. They will be on probation for a period of one year in the post of t
3	Mumtaz Ali S/o Abdul Mateen	Matric	terms of section 6(2) of Khyber Pakhtunkhwa Civil Servants Act, 1973 and Rule-15 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules 1989.
3	38 Bakht Ali S/o Babuzai	Matric	
3	39 Zainullah S/o Said Mula Khan	Matric	

Meeting ended with the vote of thanks from the Chair.

(NISAR AHMAD)
Section Officer (Prison-I)
Home & T.As Department, Peshawar
(Member)

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(MAJINGHUFRAN)
Deputy Director
Rep; I.G Prison Office Peshawar
(Member)

(MIAN GOHAR ALI)

Assistant Director

Rep; I.G Prison Office Peshawar

(Member)

(MAQSOOD UR RAHMAN)
Superintendent
Circle Headquarters Prison Peshawar
(Chairman)



# OFFICE OF THE INSPECTORATE GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR 091-9210334, 9210406 091-9213445

No	<u>.                                    </u>
Dated	

## **AUTHORITY LETTER**

Mr.Sulaiman, Law Officer(BPS-17) attached to the office of Inspector General of Prisons Khyber Pakhtunkhwa Peshawar is hereby authorized to make affidavit, to file comments/reply/report and to attend the Lower Courts, Ombudsperson, Khyber Pakhtunkhwa Service Tribunal, Peshawar High Court Peshawar, Supreme Court of Pakistan Islamabad, Federal Shariat Court, meeting of scrutiny committee at Law Department and also to attend the office of Advocate General Khyber Pakhtunkhwa at Peshawar on each and every date of hearing, on behalf of the Inspector General of Prisons Khyber Pakhtunkhwa.

INSPECTOR GENERAL OF PRISONS KHYBER PAKHTUNKHWA PESHAWAR