

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

**CM NO. \_\_\_\_\_/2024**

**IN RE:**

**SERVICE APPEAL NO. 1070/2023**

**Ahmad Zamir.....Applicant**

**Versus**

**Govt of KPK & others.....Respondents**

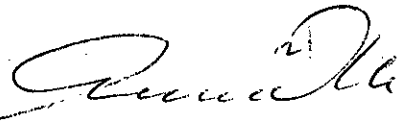
**I N D E X**

<b>S.No</b>	<b>Description of Documents</b>	<b>Annex</b>	<b>Pages</b>
1.	Application for place on file		1-2
2.	Affidavit		3
3.	Copy of Relevant Document	A	4-52.



**Applicant / Appellant**

**Through**



**ZARTAJ ANWAR**

**Advocate, Supreme Court  
Of Pakistan**

*Peshawar*

1

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

**CM NO. \_\_\_\_\_/2024**

**IN RE:**

**SERVICE APPEAL NO. 1070/2023**

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 11571

Dated 04-03-2024

**Ahmad Zamir.....Applicant**

**Versus**

**Govt of KPK & others.....Respondents**

**APPLICATION FOR PLACING ON FILE**  
**NECESSARY AND IMPORTANT**  
**DOCUMENTS FOR JUST DECISION OF THE**  
**CASE, IN THE ABOVE NOTED CASE ON**  
**BEHALF OF APPELLANT.**

Respectfully Sheweth:

1. That the above noted case is pending adjudication before this Hon'ble Tribunal, which is fixed for 06.03.2024.
2. That at the time of filing of the Instant Appeal, some important and necessary documents were left, which are part and parcel of the instant case and are liable to be placed on file for just decision of the instant Appeal. **(Copies of all relevant documents are attached)**
3. That there is no legal bar to place on file the above mentioned document.

2

It is, therefore, most humbly prayed that on acceptance of this application the above mentioned documents may very kindly be placed on file.



**Applicant / Appellant**

**Through**



**ZARTAJ ANWAR**

**Advocate, Supreme Court  
Of Pakistan**

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

**CM NO. /2024**

**IN RE:**

**SERVICE APPEAL NO. 1070/2023**

**Ahmad Zamir.....Applicant**

**Versus**

**Govt of KPK & others.....Respondents**

**AFFIDAVIT**

I, **Ahmad Zamir, Assistant Professor of Forestry (BS-18) Pakistan Forest Institute, Peshawar**, do hereby solemnly affirm and declare that the contents of the accompanying **Application** true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



*[Handwritten signature]*

**DEPONENT**

Research Publications 4

Mr. Ahmad Zamir

Assistant Professor

Pakistan Forest Institute Peshawar, KP  
Pakistan

- 1. Journal of Xi'an-Shiyou University, Natural Science Edition(HEC Recognized journal)**  
Study of targeted Bird species posing threat to Aircrafts at Bacha Khan International Airport, Peshawar.  
ISSN: 1673-064X  
<https://www.xisdxijsu.asia/V18I10-43.pdf> (Online)
- 2. International Journal of Ecosystems and Ecology Science(HEC Recognized journal)**  
Assesment Of Migratory And Resident Birds At Raghagan Dam, District Bajaur Tehsil Salarzai, Kpk  
DOI:[10.31407/ijees12.420](https://doi.org/10.31407/ijees12.420)  
<https://www.ijees.net/> (Online)
- 3. The Journal of American Science (international Journal)**  
Exploration and comparison of the Untapped Utilization Potential of White Ash (Fraxinus excelsior)  
<http://www.jofamericanscience.org>  
DOI:[10.7537/marsjas191221.07](https://doi.org/10.7537/marsjas191221.07) (Online)
- 4. International Journal of Ecosystems and Ecology Science(HEC Recognized journal)**  
Efficacy Of Some Medicinal Plant Extracts Against "Collectrotrichum Capsici" Causing Anthracnose Disease Of Chilli  
DOI:[10.31407/ijees12.437](https://doi.org/10.31407/ijees12.437)  
<https://www.ijees.net/> (Online)
- 5. Journal Of Pharmaceutical Negative Results(Hec Recognized Journal)**  
Properties Of Kikar And Ash Species Grown In Quetta City  
<https://pnjournal.com/index.php/home/article/view/1088> (Online)

**ATTESTED**

- 5
- 6. International Journal of Ecosystems and Ecology Science(HEC Recognized journal)**  
Comparative Analysis Of Physico-Chemical Properties Of Soil Under Different Agroforestry Systems Of District Charsada  
DOI:[10.31407/ijees12.316](https://doi.org/10.31407/ijees12.316)  
<https://www.ijees.net/> (Online)
  - 7. Ecology, Environment and Conservation (HEC Recognized journal)**  
Assessment of Avian Biodiversity and Bird strikes to Aircrafts at Bacha Khan International Airport, Peshawar KP, Pakistan  
DOI:[10.53550/EEC.2022.v28i04s.077](https://doi.org/10.53550/EEC.2022.v28i04s.077)  
[http://www.envirobiotechjournals.com/journal\\_details.php?jid=3](http://www.envirobiotechjournals.com/journal_details.php?jid=3) (Online)
  - 8. Journal of Wildlife and Biodiversity(HEC Recognized journal)**  
A review on brood parasitism in Passeriformes, with an emphasis on Asian Koel (Eudynamysscolopacea) and House crow (Corvus splendens) in Pakistan Forest Institute Peshawar, Khyber Pakhtunkhwa  
DOI:[10.5281/zenodo.6554570](https://doi.org/10.5281/zenodo.6554570)  
<https://www.wildlife-biodiversity.com/index.php/jwb> (Online)
  - 9. International Journal of Ecosystems and Ecology Science(HEC Recognized journal)**  
Role Of Village Organization In The Sustainable Management Of Natural Resources And their Constraints In Villages (Lilownai, Chorbut And Norepezw) Of District Shangla, Kpk Pakistan  
DOI:[10.31407/ijees12.309](https://doi.org/10.31407/ijees12.309)  
<https://www.ijees.net/> (Online)
  - 10. Journal of Wildlife and Biodiversity(HEC Recognized journal)**  
Investigation of Bio-Physical and Chemical Characteristics of Wild Rose.  
DOI: <https://doi.org/10.5281/zenodo.6555952>  
<https://www.wildlife-biodiversity.com> (Online)
  - 11. International Journal of Zoology and Animal Biology (IZAB)(International journal)**  
Conservation Recommendations and Identification of Nest Holes of Rose Ringed Parakeet (PsittaculaKrameri) in the Botanical Garden of Pakistan Forest institute Peshawar, KPK, Pakistan  
<https://doi.org/10.23880/izab-16000337> <https://medwinpublishers.com/IZAB/> (Online)

**ATTESTED**

**12. International scholars' journals (International Journal)**

Comparative analysis of carbon stocks in different agro-forestry systems of district Mardan  
<https://www.internationalscholarsjournals.com/abstract/comparative-analysis-of-carbon-stocks-in-different-agroforestry-systems-of-district-mardan-88314.html> (Online)

**13. International Journal of All Research Education & Scientific Methods**

Calculation of Avian Biodiversity through Shannon Weiner Diversity Index and Simpson diversity Index in Research Garden of Pakistan Forest Institute, Peshawar, Khyber Pakhtunkhwa Pakistan  
[http://www.ijaresm.com/uploaded\\_files/document\\_file/Ahmad\\_ZamirgEST.pdf](http://www.ijaresm.com/uploaded_files/document_file/Ahmad_ZamirgEST.pdf) ISSN: 2455-6211 (Online)

**14. Researcher - Marsland Press (International Journal)**

Ethno botanical studies of Neelam Valley, Azad Kashmir, Pakistan  
<http://www.sciencepub.net/researcher>.  
 doi:10.7537/marsrsj140222.07. (Online)

**15. International Journal of Formal Sciences: Current and Future Research Trends (IJFSCFRT)(International Journal)**

Study of Electrocutation of Flying Fox / Megabat in Peshawar University, Kpk, Pakistan  
[https://ijfscfirtjournal.isrra.org/index.php/Formal\\_Sciences\\_Journal/article/view/590](https://ijfscfirtjournal.isrra.org/index.php/Formal_Sciences_Journal/article/view/590) (Online)

**16. Bioscience Research (HEC Recognized journal)**

Assessment of avian biodiversity in relation to fruit tree species in Peshawar University premises, KP Pakistan  
[https://www.isisn.org/BR-19-3-2022/1512-1520-19\(3\)2022BR22-216.pdf](https://www.isisn.org/BR-19-3-2022/1512-1520-19(3)2022BR22-216.pdf)

**17. Journal of Wildlife and Biodiversity (HEC Recognized journal)**

Study on the response of common Myna (Acridotherestrictis) towards artificial nests in selected sites of Peshawar city  
 DOI: <https://doi.org/10.5281/zenodo.7069034>  
<https://www.wildlife-biodiversity.com> (Online)

ATTESTED

7

**18. Journal of Advanced zoology (HEC Recognized journal)**

Management recommendations of wild boar in sub-tropical chir pine forest in siran forest division, tanglai reserve forest, district mansehra, khyber pakhtunkhwa

<http://jazindia.com/index.php/jaz/article/view/56/44> (Online)

DOI: <https://doi.org/10.5281/zenodo.7069034>

**19. Journal of Xi'an Shiyou University, Natural Science Edition ISSN : 1673-064X (HEC Recognized journal)**

Fuelwood Consumption Survey in Rural Areas of District Dera Ismail Khan Khyber Pakhtunkhwa, Pakistan

<https://www.xisdxixsu.asia/viewarticle.php?aid=1362> (Online)

**20. Journal of Xi'an Shiyou University, Natural Science Edition ISSN : 1673-064X (HEC Recognized journal)**

Habitat Assessment of Asiatic Black Bear (*Ursus thibetanus*) at Malakandi Reserved Forest District Mansehra, Khyber Pakhtunkhwa, Pakistan.

<https://www.xisdxixsu.asia/viewarticle.php?aid=1359> (Online)

**21. Journal of Xi'an Shiyou University, Natural Science Edition ISSN : 1673-064X (HEC Recognized journal)**

Study of population distribution of yellow-fronted woodpecker (*Melanerpes flavifrons*) in shinkari sub tropical chir pine forest, district Mansehra KP, Pakistan

<https://www.xisdxixsu.asia/viewarticle.php?aid=1348> (Online)

**22. Journal of Xi'an Shiyou University, Natural Science Edition ISSN : 1673-064X (HEC Recognized journal)**

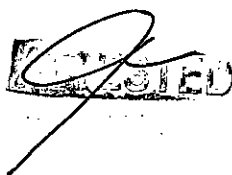
Second Record of Asian Pied Starling (*Gracupica contra contra*) from Peshawar, KP, Pakistan

<https://www.xisdxixsu.asia/viewarticle.php?aid=1349> (Online)

**TESTED**



23. Jilin Daxue Xuebao (Gongxueban)/Journal of Jilin University (Engineering and Technology Edition) (HEC Recognized journal)  
Micronutrient effects on the development and productivity of *Gossypium herbaceum* (8)  
DOI: [10.17605/OSF.IO/KB3V5](https://doi.org/10.17605/OSF.IO/KB3V5) <https://www.researchgate.net/publication/364872296>  
MICRONUTRIENT EFFECTS ON THE DEVELOPMENT AND PRODUCTIVITY OF GOSSYPUM HERBACEUM (Online)
24. Bioscience Research Print ISSN: 1811-9506 Online ISSN: 2218-3973 Journal by Innovative Scientific Information & Services Network (HEC Recognized journal)  
Study of carbon stocks in agro forestry systems of district Peshawar, Khyber pukhtunkhwa , Pakistan (Online)
25. Journal of Xi'an Shiyou University, Natural Science Edition ISSN:1673-064X(HEC Recognized journal)  
Vegetation assessment of hazarganji chiltan national park quetta in the natural habitat of *Capra aegagrus chialtanensis* (online)
26. Jilin Daxue Xuebao (Gongxueban)/Journal of Jilin University (Engineering and Technology Edition) ISSN : 1671-5497 E-Publication Online Open Access Vol: 41 Issue: 11-2022 DOI 10.17605/OSF.IO/48NCZ (HEC Recognized journal)  
Population assessment of highest relative abundancespecies (*Milvus migrant and Corves splendens*) at bacha khan international airport, Peshawar KP, Pakistan. (online)
27. International journal of chemical and biochemical sciences. (HEC Recognized Journals)  
Study Of Pecking Behavior Of Birds At Selected Sites Of Peshawar City , KPK, Pakistan.  
<https://www.iscientific.org/international-journal-of-chemical-and-biochemical-sciences/> 2)  
(Online)
28. Brazilian journal of Biology. (HEC Recognized Journals)  
Significance of the Baluchistan (Wildlife protection, preservation, conservation, and management Act 2014.  
<https://bjb.com.br/> (Accepted)



**29. International Journal of Aquatic Biology. (HEC Recognized Journals)**  
 Green turtle (*Chelonia mydas*) nesting area and hatchlings released at Daran Beach, Jiwani District, Gwadar, Balochistan, with some recommendations for its conservation.  
<https://ij-aquaticbiology.com/> (Online)

**30. Caspian Journal of Environmental Sciences (HEC Recognized Journals)**  
 Artificial nesting success and nest building behavior of myna using paper/plastic.  
<https://cjes.guilan.ac.ir/> (Online)

**31. International journal of chemical and biochemical sciences. (HEC Recognized Journals)**  
 The Study of Indian Flying Fox (*Pteropus giganteus*) In Selected Areas of Peshawar, Kpk, Pakistan.  
<https://www.iscientific.org/international-journal-of-chemical-and-biochemical-sciences>  
 (Online)

**32. Journal of Positive School Psychology (HEC Recognized Journals)**  
 M.Sc Forestry Student's Perceptions Regarding Hill Tour, Session (2020-22) Pakistan Forest Institute Peshawar, KP, Pakistan  
<https://www.journalppw.com/index.php/jpsp/article/view/14062> (Online)

**33. Journal of Xi'an Shiyou University, Natural Science Edition (HEC Recognized Journals).**  
 ISSN: 1673-064X  
 Assessment Of Wild Boar (*Sus Scrofa*) Damages In Proximity Of Chir Pine (*Pinus Roxburgii*) Shinkiari Forest Range Of Siran Forest Division District Mansehra Khyber Pakhtunkhwa Pakistan  
<https://www.xisdxjxsu.asia/V18I11-77-1.pdf> (Online)

**34. Journal of Tianjin University Science and Technology (HEC Recognized Journals).**  
 Assessment of natural regeneration in enclosures established under 10-btpp of Mardan forest division by research & development directorate, Peshawar Khyber Pakhtunkhwa Forest department  
 DOI:10.17605/OSF.IO/QHAXV ISSN (Online):0493-2137  
<https://tianjindaxuexuebao.com/details.php?id=DOI:10.17605/OSF.IO/QHAXV> (Online)

**ATTESTED**

Lo

35. Journal of Xi'an Shiyou University, Natural Science Edition(HEC Recognized Journals).

ISSN: 1673-064X

Farmers perception regarding production, protection, and marketing of date palm in district Panjgur

[https://www.xisdxixsu.asia/current\\_article.php](https://www.xisdxixsu.asia/current_article.php) (Online)

36. Journal of Tianjin University Science and Technology(HEC Recognized Journals), ISSN (Online): 0493-2137

Study of forest soil through linear regression between soc and soil properties in Shinkiari-Mansehra, Khyber Pakhtunkhwa Pakistan

[https://www.xisdxixsu.asia/current\\_article.php](https://www.xisdxixsu.asia/current_article.php) (Online)

37. Journal of Tianjin University Science and Technology(HEC Recognized Journals). ISSN 1673-064X

A scale to measure communication of agricultural officers.

<https://www.xisdxixsu.asia/viewarticle.php?aid=1470> (Online)

38. International Journal of Ecosystems and Ecology Science (IJEES) (HEC Recognized Journals)  
Comparative study of socio-economic factors responsible for the degradation of forest in Sherani district.

<https://sites.google.com/site/injournalofecosystems/template> (Accepted)

39. International Journal of Ecosystems and Ecology Science (IJEES) (HEC Recognized Journals)

Ethno botanical study of medicinal plants used by indigenous communities of Tehsil Sarwakai, district South Waziristan, K.P.K, Pakistan

<https://sites.google.com/site/injournalofecosystems/template> (Online)

40. Journal of Xi'an Shiyou University, Natural Science Edition(HEC Recognized Journals).

Study of Public perception of watershed management activities by KPK Forest Department Kashan Valley.

<https://www.xisdxixsu.asia/>(Online).

TESTED

**SESSION WISE THESIS RESEARCH TOPICS SUPERVISED  
BY MR. AHMAD ZAMIR, ASSISTANT PROFESSOR OF FORESTRY  
PAKISTAN FOREST INSTITUTE, PESHAWAR**

M.Sc Forestry (2012-14)

1	Muhammad Waqas Khan	Perception of Farmers Towards Farm Forestry in District Swabi	Mr. Ahmad Zamir APOF, Forest Education Division, PFI, Peshawar
2	Waseem Ullah	Perception of Farmers Towards Farm Forestry in District Swabi	
3	Rizwan Ullah	Perception of Farmers Towards Farm Forestry in District Swabi	
4	Arshad Ali Khan	Estimation of Soil Carbon in the Subtropical Chirpine Forests of District Mansehra and Battagram	
5	Arif Ullah	Estimation of Soil Carbon in the Subtropical Chirpine Forests of District Mansehra and Battagram	

M.Sc Forestry (2015-17)

1	Tariq Hussain	Comparative Studies of Regeneration Status Inside and Outside the Closure of Dry Temperate Forest of Kalam Forest Division	Mr. Ahmad Zamir APOF, Forest Education Division, PFI, Peshawar
2	Hafiz Ameer Muhammad Khan	Comparative Studies of Regeneration Status Inside and Outside the Closure in Siran Forest Division	
3	Babar Khan	Comparative Studies of Regeneration Status Inside and Outside the Closure of Moist Temperate Forest of Upper Dir Forest Division	
4	Obaid Ullah Khan	Comparative Studies of Regeneration Status Inside and Outside the Closure of Sub Tropical Forest of Swat Forest Division	
5	Nabeel Ahmad	Comparative Studies of Regeneration Status in Enclosure in Moist Temperate Forests of Kaghan Forest Division	
6	Muhammad Uzair	Comparative Studies of Regeneration Status Inside and Outside Closures in Kohat Forest Division	

**ATTESTED**

11

M.Sc Forestry (2016-18)

1	Zohaib Khan	Assessment of Agroforestry in District Bannu	Mr. Ahmad Zamir APOF, Forest Education Division, PFI, Peshawar
2	Mian Huzaifa	Assessment of Agroforestry outputs in District Peshawar	

M.Sc Forestry (2018-20)

1	Muhammad Asad	Fuel Wood Consumption Survey in Rural Areas of District Dera Ismail Khan	Mr. Ahmad Zamir APOF, Forest Education Division, PFI, Peshawar
---	---------------	--	--

M.Sc Forestry (2019-21)

1.	Fahad Ali	Comparative Analysis of Carbon Stocks in different Agroforestry Systems of District Mardan	Mr. Ahmad Zamir APOF, Forest Education Division, PFI, Peshawar
2.	Ali Uqba khalil	Comparative Analysis of Carbon Stocks in different Agroforestry Systems of District Peshawar	
3.	Usama khan	Comparative Analysis of Carbon Stocks in different Agroforestry Systems of District Manshera	
4.	Imran Khan	Comparative Analysis of Carbon Stocks in Agroforestry Systems of District Charsadda	

ACCEPTED

M.Sc Forestry (2019-21)

12

M.Sc Forestry (2020-22)

1	Arz Muhammad	Study of Avian Biodiversity hazards to Aircraft and suggestion for preventive measure for minimizing Bird air strike at Bacha Khan International Airport	Mr. Ahmad Zamir APOF, Forest Education Division, PFI, Peshawar
2	Ehtisham	Impact of Tourism on distribution of Rhesus Monkey in Galyat Abbottabad	
3	Asim Haider	Human conflict with Grey Wolf ( <i>Canis lupis</i> ) in District Chitral	
4	Aqib Riaz	Assessment of Wild Bore ( <i>Sus Scrofa</i> ) damages in proximity of Chir Pine ( <i>Pinus Roxburghii</i> ) Shinkiyari Forest Range of Siran Forest Division District Mansehra Khuber Pakhtunkhwa Pakistan	
5	Muhammad Sajawal	Habitat assessment of Asiatic Black Bear ( <i>Ursus thibetanus</i> ) in Malakandi Reserved Forest District Mansehra KP	
6	Shabir Ahmad Jan	Assessing radial growth variation and carbon assimilation of <i>Cedrus deodara</i> in response to climatic factors in Dir Kohistan Forest Division	
7	Abdullah Khan	Role of NTFP's in poverty alleviation in Temperate Forest Kaghan Valley	
8	Hassan Yar	Ethno botanical survey of Tehsil Sarwakai, District South Waziristan, Pakistan	
9	Tabarak Ashraf	Comparison of difference of ecosystem services of mono-specific and mixed forest of Shinkiyari	
10	Shahid Khan	Assessment of Avian Biodiversity and its conservation recommendations in Chalghoza forest of Tehsil Birmal District South Waziristan	
11	Ali Gohar	Cheer pheasant Reintroduction Assessment in Tehsil Oghi District Mansehra	

13

13

اللَّهُمَّ صَلِّ وَسَلِّمْ عَلَى نَبِيِّكَ مُحَمَّدٍ

# University of Peshawar Pakistan

This certifies that

**Ahmad Zamir** son of **Gul Zamir**

having fulfilled all the requirements is hereby admitted to the degree of

**Master of Philosophy in Environmental Geosciences**

and is entitled to all the rights, honours and privileges thereunto appertaining.

Given this 24th day of August, 2021.


Roll No: 607

Session: 2016-2017

Reg. No: 2002-F-1893



190738

  
Registrar

  
Vice Chancellor

ATTESTED

M

M.Sc Forestry (2021-23)

1	Naeem Ullah	Comparative Analysis of Physiochemical properties of forest soil under plantation and Natural Forest in District Mardan.	Mr. Ahmad Zamir APOF, Forest Education Division, PFI, Peshawar
2	Nadeem Khalid	To evaluate the role of Peshawar Zoo in Ex-Situ conservation of indigenous wildlife species.	
3	Akif Habib	Exploring and Assessing Tourist Influx to Peshawar Zoo and Its Impacts On Captive Environment of Zoo Fauna	

BS (2013-17)

1	Muhammad Ibrahim	Comparative Studies of Regeneration status in Enclosures of Siran Forest Division	Mr. Ahmad Zamir APOF, Forest Education Division, PFI, Peshawar
2	Muhammad Adnan	Comparative Studies of Regeneration status in Enclosures of (Dir) Upper Forest Division	
3	Adnan Kamal	Comparative Studies of Regeneration status in Enclosures of Kaghan Forest Division	
4	Zia Ullah	Comparative Studies of Regeneration status Inside & Outside Closure of Moist Temperate Forest of Kalam Forest Division	

BS (2018-22)

1	Umair Safdar	Assessment of frugivorous bird species and availability of fruit tree species in Pakistan Forest Institute, Peshawar.	Mr. Ahmad Zamir APOF, Forest Education Division, PFI, Peshawar
2	Talha Anwar	Study on the response of avian biodiversity towards artificial nesting in selected sites of Peshawar city.	
3	Imtiaz Ahmad	Assessment of avian biodiversity and anthropogenic disturbances at Raghagan Dam, Tehsil Salarzai, District Bajaur	

ATTESTED

15



16

**JUDGMENT SHEET**  
**IN THE PESHAWAR HIGH COURT, D.I.KHAN BENCH**  
(Judicial Department)

W.P No. 1127-D/2017

**Farman Ullah**

Vs

**Government of Khyber Pakhtunkhwa through  
Chief Secretary, Peshawar and 04 others**

For petitioner      Muhammad Sajid Awan, Advocate

For respondents    Mr. Kamran Hayat Miankhel Addl.  
Advocate General  
Mr. Umar Farooq Bhattani, Advocate

Date of hearing     25.01.2021

**JUDGMENT**

Sahibzada Asadullah, I.- Through this single judgment, we intend to decide the following cases, having identical facts and law points involved therein.

1. W.P No. 1127-D/2017

[Farmanullah

Vs

Govt. of Khyber Pakhtunkhwa and others]

2. W.P No. 702-D/2017

[Sharifullah

Vs

Govt. of Khyber Pakhtunkhwa and others]

**ATTESTED**

2. By virtue of these petitions filed under Article 199 of the Constitution of Islamic Republic of Pakistan 1973 it is averred

Muhammad son of Yar Muhammad/respondent No. 5 and thereby by restoring the seniority of the petitioners, the promotion of respondent No. 5 may be recalled. They have further prayed that the petitioners have been deprived of promotion on the basis of fitness, therefore, the fitness criteria, as determined by official respondents is highly unjust, illegal and the policy in vogue of the Provincial Government, hence, this constitutional petition.

3. On direction of Court order, the comments were called from the respondents, which were submitted accordingly, wherein they submitted that the competent authority/Department had fulfilled all the codal formalities according to Rules and policy in vogue in the process of promotion for the post of Junior Clerk.

4. Heard. Record perused.

5. In this case facts admitted on the record reveal that there are 33% share of class-IV employees for the purpose of promotion to the post of Junior Clerk as per the recruitment policy of the provincial government. In every provincial department, the posts of Junior clerk are to be filled through 67% direct recruitment on the basis of open merits, whereas 33% posts are to be filled by way of promotion from amongst the holders of the posts of Naib Qasid, Chowkidar, etc on the basis of Seniority-cum-fitness. For the purpose of such promotion to the post of Junior Clerk, the Naib

  
**ATTESTED**

18

(Female), Education Department, Tank and out of said posts 33% quota was reserved for the class-IV who possess minimum matric qualification. To this effect, the respondent No.4 issued an advertisement wherein applications have been invited from the class-IV for promotion against 33% quota to the post of Junior Clerk. The petitioners having higher education as well as seniority applied for the post of Junior Clerk on the basis of 33% share of Class-IV, ultimately, the petitioners were dropped from promotion to the post of Junior Clerk and respondent No. 5 was promoted on the basis of fitness.

6. The moot issue which requires consideration and determination before this Court is that whether the fitness criteria, as determined by the official respondents with regard to promotion for the post of Junior Clerk is highly unjust and against the policy in vogue of the Provincial Government?. Before answering to this question, it will be essential to highlight that '*Eligibility for promotion*' and '*determination of fitness*' are two different criteria. Eligibility primarily relates to the terms and conditions of service and their applicability to the civil servants whereas question of fitness is a subjective evaluation on the basis of objective criteria. Section 9(1) of the Civil Servants Act 1973 provides that civil servant has a right to be considered for promotion if eligible on account of possessing the prescribed minimum qualification etc. A civil servant however has no vested right to be promoted.

  
**ATTESTED**

condition of the service has right to file appeal before appropriate tribunal established for such purposes within prescribed period. On the other hand in the matters relating to determination of fitness of a civil servant to be promoted to a higher post, the law does not provide any remedy of appeal or representation in view of section 22 of the Act of 1973. Petitioners in this case therefore have no right to appeal or representation against the impugned recommendations of Department/respondents for promotion of the post of Junior Clerk. In view of the specific bar contained in clause (b) of proviso to section 4(1) of Service Tribunals Act 1973 the petitioners lacking adequate efficacious remedy therefore has a right to seek the constitutional remedy. This petition therefore is not violative to the mandate of Article 199 and 212 of the Constitution of Islamic Republic of Pakistan 1973. Reliance be made upon *Miss Zubaida Khatoon Vs. Mrs. Tehmina Sajid Sheikh and others (2011 PLC (C.S.) 596) (Supreme Court of Pakistan)*.

7. In legal sphere, seniority-cum-fitness means that *due and equal regard should be paid both to seniority and to fitness, and, since fitness is a matter of degree, it would appear that a senior person can be overlooked in favour of a junior who is demonstrably more fit for the appointment that he is.* Thus, the provision for promotion on the basis of seniority-cum-fitness permits the respondents/Department to

  
**TESTED**

only rejection of the unfit. There is certainly difference where the promotion is based on the pure seniority and promotion based on seniority-cum-fitness. Likewise, in cases of promotion based on seniority cum-fitness apart from pure seniority, the person's fitness, to hold the post to which he may be promoted, his physical fitness, *his acquirement of qualifications prescribed for the promoted post* or such other positive factors from which it would be obvious that he is unfit for promotion would have to be taken into account.

8. Shorn-of unnecessary detailed to the merits of the case, it is beneficial to refer the method of recruitment, qualifications and other conditions specified in column 3 to 5 which shall be applicable to pots of Junior Clerk in the Khyber Pakhtunkhwa Civil Secretariat as infra:

Junior Clerk	(i) Matriculation with second division or equivalent qualification from a recognized Board and (ii) A speed of 30 words per minute in typing.	18 to 30 years	a) Thirty-three percent by promotion on the basis of seniority-cum-fitness, from amongst Daftaris, Gestetner Operators, Qasids and Naib Qasids including holders of other equivalent posts in the Secretariat with two years' service as such, who have passed SSC examination; and b) Sixty-seven percent by initial requirement.
--------------	--	----------------	---

  
**ATTESTED**

21

From the bird's eye view of above tabulated criteria for the post of Junior Clerk, it is visible that minimum qualification for appointment or promotion to the post of Junior Clerk, a speed of 30 words per minute in typing is essential and sine qua non. Admittedly the petitioners have desperately failed in the typing test which is necessary requirement for promotion as Junior Clerk, therefore, the petitioners are not eligible according to the Rules and policy as they have failed in typing test.

9. Plea of malice or discrimination raised by the petitioners qua their deferment is not substantiated through any speck of material. We do not find any jurisdictional error, legal infirmity or material irregularity in the impugned recommendations made by the Departmental Promotion Committee, therefore, the same do not call for any interference by this Court in exercise of constitutional jurisdiction.

10. Adherence to the statutory rules and procedures for selection of public jobs is the only surest method to objectively select the best out of the best from a competing lot; it is rooted into the fundamentals of equal opportunity, equal treatment and equal protections; any deviation therefrom would rock the bottom of the Republic, resting upon equiponderance. State authority in every sphere of life is a sacred trust to be exercised fairly and justly by the functionaries to accomplish the purposes assigned to them by

  
**TESTED**

the promotion being failed candidates in typing test which is sine qua non for the post of Junior Clerk.

11. Even otherwise, there is no vested right accrued to the petitioners in case of promotion. Promotion against the non-selection post shall be made on the basis of seniority-cum-fitness and a civil servant cannot claim or ask for a promotion as a matter of right, as it is within the exclusive domain of the competent authority or departmental selection committee. Neither the promotion can take place automatically, nor the seniority alone is the deciding factor, as number of factors constitute fitness for promotion. Thus, the fitness criteria, as determined by the respondents/Department is just and in accordance with Policy in vogue by the provincial government and depriving the petitioners from award of promotion to the post of Junior Clerk on the basis of fitness is on compact ground, needs no interference to invoke the constitutional jurisdiction of this Court.

12. For the reasons *supra*, the instant writ petition as well as connected W.P No. 702-D/2017 are dismissed accordingly.

Announced  
January 25, 2021

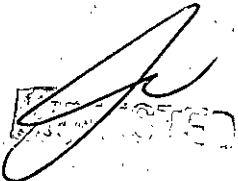
Hasnain/



JUDGE



JUDGE





23

GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT

DATED PESHAWAR THE, 3<sup>rd</sup> November, 2021

NOTIFICATION

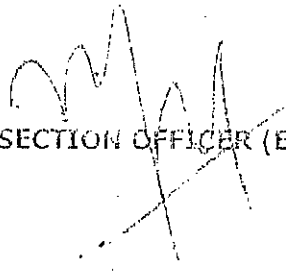
REGD (ESTT) FE&W/IV-50(B)/2019/PF: Consequent upon proceeding of Dr. Mamoon Wali Muhammad, Assistant Professor of Forestry (BS-18)/Director Forest Education Division on two hundred and forty (240) days leave as granted vide this notification of even number dated 7.10.2021, Mr. Ahmad Zamir, Assistant Professor of Forestry (BS-18) is hereby authorized to hold the look after charge of the post of Director Forest Education Division BS-19 in Pakistan Forest Institute, Peshawar, with immediate effect, till further orders.

SECRETARY TO GOVT, OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE  
DEPARTMENT

Event No: and date of event

Copy is forwarded to:

- 1) Director General, PFI Peshawar w/r to his letter No.1297/F.IV(Per)-Estt dated 14.10.2021.
- 2) Additional Director General (Education), PFI, Peshawar.
- 3) Director Forest Education Division, PFI, Peshawar.
- 4) Director, Budget & Accounts Cell, FE&W department.
- 5) PS to Secretary, FE&W department, Khyber Pakhtunkhwa.
- 6) Officer concerned.
- 7) Master file.
- 8) Office order file.

  
SECTION OFFICER (ESTT)

  
ATTESTED



572 07

23/10/2020

Additional Director (Estt) FE&WD office,  
Pakistan Forest Institute, Peshawar



Dairy No: 1577  
Dated: 23-10-2020  
Director General Office  
PFI, Peshawar

24

**GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT**

DATED PESHAWAR THE, 22<sup>nd</sup> OCTOBER, 2020

NOTIFICATION

No: SO(Estt)FE&WD/V-50(16)/2019: The Competent Authority is pleased to authorize Dr. Mamoonah Wali Muhammad, Assistant Professor of Forestry (BS-18) to hold the look after charge of the post of Director Forest Education Division (BS-19) in Pakistan Forest Institute, Peshawar relieving Mr. Ahmad Zamir, Assistant Professor of Forestry from the look after of the post, with immediate effect, till further orders.

SECRETARY TO GOVT, OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE  
DEPARTMENT

Enstt: No: SO (Estt)FE&WD/V-50(16)/2019

Dated Pesh: 22<sup>nd</sup> October, 2020

Copy is forwarded to:-

- 1) Director General, Pakistan Forest Institute Peshawar.
- 2) Director Forest Education Division, PFI.
- 3) Director, Budget & Accounts Cell, FE&W department.
- 4) PS to Secretary, FE&W department, Khyber Pakhtunkhwa.
- 5) Officers concerned.
- 6) Personal files of the officers concerned.
- 7) Master file.
- 8) Office order file.

ADG (E)

DD (Tech.)

23/10/20

ZIA-UR-RAHMAN  
SECTION OFFICER (ESTT)

For use accordingly.

23/10/20

30/11/20  
off 184

Charge  
Report  
please  
relieve  
23/10/2020

**TESTED**

572 07

23/10/2020

Additional Director (Gen. Secy) FE&W office,  
Pakistan Forest Institute, Peshawar



25

Dairy No: 1577  
Dated: 23-10-2020  
Director General Office  
PFI, Peshawar

**GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT**

DATED PESHAWAR THE, 22<sup>nd</sup> OCTOBER, 2020

NOTIFICATION

No: SO(Estt)FE&WD/V-50(16)/2019: The Competent Authority is pleased to authorize Dr. Mamoonah Wali Muhammad, Assistant Professor of Forestry (BS-18) to hold the look after charge of the post of Director Forest Education Division (BS-19) in Pakistan Forest Institute, Peshawar relieving Mr. Ahmad Zamir, Assistant Professor of Forestry from the look after of the post, with immediate effect, till further orders.

SECRETARY TO GOVT; OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE  
DEPARTMENT

Encls: No: SO (Estt)FE&WD/V-50(16)/2019

Dated Pesh: 22<sup>nd</sup> October, 2020

Copy is forwarded to:-

- 1) Director General, Pakistan Forest Institute Peshawar.
- 2) Director Forest Education Division, PFI.
- 3) Director, Budget & Accounts Cell, FE&W department.
- 4) PS to Secretary, FE&W department, Khyber Pakhtunkhwa.
- 5) Officers concerned.
- 6) Personal files of the officers concerned.
- 7) Master file.
- 8) Office order file.

ADG (E)

DD (Tech)

22/10

*[Handwritten signature]*

23/10/20

*[Handwritten signature]*  
(ZIA-UR-RAHMAN)  
SECTION OFFICER (ESTT)

For yr. a/c.

*[Handwritten signature]*

23/10/20

Secy/Act  
off/18H

Please place  
change report  
ready for  
signature

*[Handwritten signature]*

*[Handwritten signature]*  
23/10/2020

**ATTESTED**



GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT

Dated Peshawar the, 2<sup>nd</sup> September, 2020

28

**NOTIFICATION**


**No: SO (E)/FE&WD/V-50(16)/2019/PF:** In partial modification of this department Notification No: SO (Estt)/FE&WD/V-50(16)/2019/PF, dated 24<sup>th</sup> August, 2020, the competent authority is pleased to authorize Mr. Ahmad Zamir, Assistant Professor of Forestry (BS-18), PFI to hold the look after charge of the post of Director Forest Education Division, PFI instead of additional charge, till further orders.

Secretary to Govt: of Khyber Pakhtunkhwa  
Forestry, Environment & Wildlife  
Department

**Endst: No: SO(E)/FE&WD/V-50(16)/2019/PF: Dated Pesh: the 2<sup>nd</sup> Sept:, 2020**

Copy is forwarded to:-

- 1) Director General, PFI.
- 2) Director Forest Education Division, PFI.
- 3) Assistant Professor of Forestry, PFI.
- 4) Director Budget and Accounts Cell, FE&W department, Khyber Pakhtunkhwa.
- 5) Officers concerned.
- 6) Personal file of the officers.
- 7) Master file.
- 8) Officer order file.

  
(Zia-ur-Rahman)  
SECTION OFFICER (ESTT)

**ATTESTED**

27



GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT  
PAKISTAN FOREST INSTITUTE, PESHAWAR

Ph: +92 91 9221224, 9216995, Fax: +92 21 233



No. 1297 /F.IV (Per)-Estt.

Dated 14/10/ 2021

To

The Section Officer (Estt),  
Government of Khyber Pakhtunkhwa,  
Forestry, Environment & Wildlife Department,  
Peshawar.

SUBJECT: LOOKAFTER CHARGE OF THE POST OF DIRECTOR, FOREST  
EDUCATION DIVISION (BS-19), PFI, PESHAWAR

I am directed to refer to your office endorsement No. SO(Estt)/FE&WD/V-50(8)/PFI, dated 07-10-2021, on the above cited subject and to state that the charge of the post of Director, Forest Education Division (BS-19), PFI, Peshawar may be assigned to Mr. Ahmad Zamir, Assistant Professor of Forestry (BS-18), the senior most faculty member in the existing staff of the Division, during the leave period of the incumbent of the post of Director, Forest Education Division.

Administrative Officer (G)

Cc:

1. Additional Director General (Education), PFI, Peshawar.
2. APS to Director General, PFI, Peshawar.

ATTESTED



GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT

NO.50(Estt)FE&WD/V-6/PSC/2021  
Dated Peshawar the, 29<sup>th</sup> January, 2021

28

To  
The Assistant Director-III,  
Khyber Pakhtunkhwa,  
Public Service Commission,  
2-Fort Road, Peshawar Cantt.

Subject: RECRUITMENT TO ONE POST OF ASSISTANT PROFESSOR OF FORESTRY (BS-18) IN PFI, FORESTRY, ENVIRONMENT & WILDLIFE DEPRATMETN (ADVT: NO: 10/2019 SR. NO: 43)

I am directed to refer to your letter No: PSC/SR-VI/016805, dated 25<sup>th</sup> January, 2021 on the above subject and to intimate that Mr. Ahmad Zamir, Assistant Professor of Forestry (BS-18) will assist the Commission in interviews of the candidates scheduled on 1<sup>st</sup> & 2<sup>nd</sup> February, 2021 at 9300 hours for selection of suitable candidates against one vacant post of Assistant Professor of Forestry (BS-18) in PFI.

(ZIA-UR-RAHMAN)  
SECTION OFFICER (ESTT)

Endst:No.and date even.

Copy is forwarded for information to:-

1. Director General, Pakistan Forest Institute, Peshawar.
2. Mr. Ahmad Zamir, Assistant Professor of Forestry. He is requested to assist the commission in interviews of the candidates against the post of Assistant Professor of Forestry in PFI as per above schedule.
3. PS to Secretary, FE&W Department, Khyber Pakhtunkhwa.

*1/2 DDT  
Already nominated A. Zamir for the purpose  
No need of Mr. Ahmad Zamir  
to assist the Commission. We cannot  
assist anyone else.*

*[Signature]*  
SECTION OFFICER (ESTT)

*1/2/21  
BGPFI*

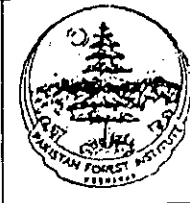
**ATTESTED**

29

475



GOVERNMENT OF KHYBER PAKHTUNKHWA  
Forestry, Environment & Wildlife Department  
Forest Education Division, Pakistan Forest Institute, Peshawar  
Ph: +92 91 9221371, Fax: +92 91 9216790/9221233  
(SAY NO TO CORRUPTION)




No. 180/FED/(47)19

Dated 12<sup>th</sup> September, 2019

**Office Order**

Mr. Ahmad Zamir, APOF (BS-18), is hereby appointed as incharge officer (Examinations) with immediate effect.

On behalf of Director Forest Education, he will liaise with the office of the controller of Examination, University of Peshawar for the credible, efficient and timely conduct of all forestry examinations, announcement of results, etc.

  
Director  
Forest Education Division 12/9

Cc.

1. The Controller of Examination, University of Peshawar
2. APS to Director General, PFI
3. APS to Addl Director General (Education), PFI
4. Mr. Ahmad Zamir, (APOF), PFI
5. Mr. Siraj ud Din LIF (retd) with the request to hand over to Mr. Ahmad Zamir (APOF), all official record and documents pertaining to forestry examination including original Degrees/DMC, answer sheets etc, if any, under proper receipt. He is also requested to submit a brief report on ongoing/ in pipeline activities of issues regarding forestry examinations.
6. Master File

  
TESTED



GOVERNMENT OF KHYBER PAKHTUNKHWA  
CLIMATE CHANGE, FORESTRY, ENVIRONMENT & WILDLIFE  
DEPARTMENT

Dated Peshawar the, 6<sup>th</sup> July, 2023

30

NOTIFICATION

No. SO (ESU) FE&W/DV-20/PF: An Anomaly Committee comprising the following officers is hereby constituted to remove the difficulties, being faced by the few employees of PFI regarding seniority aroused due to their promotion under the existing notified service rules of PFI

- |       |   |          |
|-------|---|----------|
| (i)   | Miss Zuhra Nigar,<br>Additional Secretary (Admn),<br>CC, FE&W department  | Chairman |
| (ii)  | Mr. Adnan Jamil,<br>Deputy Secretary (Admn),<br>CC, FE&W department.  | Member   |
| (iii) | The representative of Establishment Deptt:<br>Government of Khyber Pakhtunkhwa<br>(not below the rank of Deputy Secretary BPS-18) | Member   |
| (iv)  | Mr. Ghulam Ali Bajwa<br>Additional Director General (Biological Sciences),<br>PFI, Peshawar.                                      | Member   |
| (v)   | Director Forest Education Division,<br>PFI, Peshawar.   | Member   |

2 The Committee shall thoroughly examine such cases as per the existing notified service rules of PFI, relevant provisions of Khyber Pakhtunkhwa Civil Servants Act, 1973, Khyber Pakhtunkhwa Civil Servants (APT) Rules, 1989, Khyber Pakhtunkhwa Promotion Policy, 2009 and other relevant rules, policies etc, and submit its report with specific recommendations within thirty days.

Secretary to Govt. of Khyber Pakhtunkhwa  
Climate Change, Forestry, Environment & Wildlife  
Department

Endst: No and date of even.

Copy is forwarded to:-

- 1) Secretary Establishment Department, Khyber Pakhtunkhwa He is requested to kindly nominate a BPS-18 officer as member to facilitate the Anomaly Committee
- 2) Additional Secretary (Admn) CC, FE&W department/Chairman of the Committee
- 3) Deputy Secretary (Admn), CC FE&W department / Member of the Committee
- 4) Additional Director General (Biological Sciences) PFI, Peshawar/Member of the Committee
- 5) Director Forest Education Division, PFI, Peshawar/Member of the Committee

**ATTESTED**

S72 07  
23/10/2020

31



Dairy No: 1577  
Dated: 23-10-2020  
Director General Office  
PFI, Peshawar

Address: Director Office, FE&W (PFI) office,  
Peshawar, Khyber Pakhtunkhwa, Pakistan

GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT

DATED PESHAWAR THE, 22<sup>nd</sup> OCTOBER, 2020

NOTIFICATION

No: SO(Estt)FE&WD/V-50(16)/2019: The Competent Authority is pleased to authorize Dr. Mamoonah Wali Muhammad, Assistant Professor of Forestry (BS-18) to hold the look after charge of the post of Director Forest Education Division (BS-19) in Pakistan Forest Institute, Peshawar relieving Mr. Ahmad Zamir, Assistant Professor of Forestry from the look after of the post, with immediate effect, till further orders.

SECRETARY TO GOVT; OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE  
DEPARTMENT

Enlist: No: SO (Estt)FE&WD/V-50(16)/2019

Dated Pesh: 22<sup>nd</sup> October, 2020

Copy is forwarded to:-

- 1) Director General, Pakistan Forest Institute Peshawar.
- 2) Director Forest Education Division, PFI.
- 3) Director, Budget & Accounts Cell, FE&W department.
- 4) PS to Secretary, FE&W department, Khyber Pakhtunkhwa.
- 5) Officers concerned.
- 6) Personal files of the officers concerned.
- 7) Master file.
- 8) Office order file.

*Zia-ur-Rahman*  
(ZIA-UR-RAHMAN)  
SECTION OFFICER (ESTT)

*ADG (F)*  
*DD (Tech)*

*22/10*

*[Signature]*  
*23/10/20*

*For yr. ass. dir.*

*[Signature]*  
*23/10/20*

*Supd/Actt*  
*off 18H*

*Please replace*  
*charge* *all pass*  
*report* *rel. requirement*  
*ready 19/10*

*[Signature]*  
*23/10/2020*

**ATTESTED**





GOVERNMENT OF KHYBER PAKHTUNKHWA  
PAKISTAN FOREST INSTITUTE, PESHAWAR

Ph: +92 91 9221224, Fax: +92 91 9221233

32

Dated 06 July, 2023

**OFFICE ORDER**

No. 113 /F.V(28)-Estt(c): The following officers of Pakistan Forest Institute (PFI), Peshawar is hereby assigned additional duties as noted against their names for conducting specialized training courses for the officers of Forests and Wildlife Department, Government of Khyber Pakhtunkhwa at PFI, Peshawar with immediate effect:

S. No.	Name & Designation	Addition duties
1.	Mr. Ahmad Zamir, Assistant Professor of Forestry	Training Coordinator
2.	Mr. Bilal Ahmad, Lecturer-in-Forestry	Assistant Training Coordinator

-Sd-  
DIRECTOR GENERAL

**ENDS: NO. AND DATE EVEN:**

A copy is forwarded to:

1. Additional Director General (Education), PFI, Peshawar.
2. Director, Forest Education Division, PFI, Peshawar.
3. Mr. Ahmad Zamir, Assistant Professor of Forestry, PFI, Peshawar.
4. Mr. Bilal Ahmad, Lecturer in Forestry, PFI, Peshawar.
5. Administrative Officer (B&A), PFI, Peshawar.
6. APS to Director General, PFI

Seen. File

9/27/23  
DFE

ADMINISTRATIVE OFFICER (G)

ATTESTED



33

O.O No. 139


Dated: 28<sup>th</sup> December, 2020

## OFFICE ORDER

The following are duties/responsibilities of a program officer of forestry classes:

1. ✓ Maintain a complete record of students' academic activities including photographs (and pre service record if any). For this purpose Program officer will maintain a register for students for the entire academic period.
2. ✓ Apprise students about rules of college residency, the routine of the courses and provide a copy of the College Rules of Discipline and time to time instructions to each student for reading and compliance.
3. Ensure the compliance of the instructions by the students in letter & spirit particularly the attendance in classes, physical training and sports as well as to keep proper record of the same.
4. ✓ Manage necessary arrangements for special medical care of sick students, whenever required.
5. To act liaison officer between students and students' supervisor for writing up their term paper, research reports, and thesis.
6. ✓ To allow short leave (less than 12 hours) to the students and keep a record in the course file.
7. Manage and ensure proper utilization of vacant classes in case any teacher is not available.
8. Chalk out a complete program for every semester/ term in advance (e.g class lectures, excursions, study tours etc.).
9. To ensure daily attendance and punctuality of students/ trainees in classes.
10. ✓ To monitor proper decorum and discipline of students/ trainees at campus and tours.
11. To keep vigilant eye over teaching and program delivery by all subject teachers.
12. To get feedback of students/trainees on teaching and training on properly designed evaluation Performa.
13. ✓ In case, program officer is leaving the station for official or private purposes, He/she should assign the duties to other class teacher/ faculty member with the approval of Director Forest Education Division prior to leave the station.

All the nominated Program Officers are directed to execute the above mentioned duties/responsibilities in letter and spirit.

  
Director

Forest Education Division

Cc:

1. Additional Director General (Education), PFI, Peshawar.
2. APS to Director General, PFI, Peshawar.
3. All concerned Officers, Forest Education Division.
4. Master File.

  
**ATTESTED**



34  
39  
01

**GOVERNMENT OF KHYBER PAKHTUNKHWA**  
**Forestry, Environment & Wildlife Department**  
**Forest Education Division,**  
**Pakistan Forest Institute, Peshawar**  
Ph: +92 9221371 Fax: +92 91 9216790



No. 02 /F.Ed (47) 22

Dated 23<sup>rd</sup> March, 2022

**OFFICE ORDER**

In partial modification office Order No. 153 dated 14<sup>th</sup> July 2021, with immediate effect the following faculty members of the Forest Education Division are assigned additional duties as Program Officer / Assistant Program Officer of Forestry Classes, in the public interest till further orders.

S.No.	Name & Designation	Duties	Class/ Session
1.	Mr. Ahmad Zamir, DFE	Program Officer	M.SC 3 <sup>rd</sup> Term (2019-21)
2.	Dr. Mamoona Wali Muhammad, APOF	Program Officer	M.Sc 1 <sup>st</sup> Term (2021-23)
3.	Dr. Sajjad Saeed, APOF	Program Officer	BS 5 <sup>th</sup> Semester(2020-24) BS 7 <sup>th</sup> Semester (2018-22)
4.	Syed Talha Kamil	Program Officer	BS 3 <sup>rd</sup> Semester (2020-24)
5.	Mr. Sohaib Ahmed APOF	Program Officer	BS 1 <sup>st</sup> Semester (2021-25)

  
Director

Forest Education Division

CC:

1. The Additional Director General (Edu). PFI, Peshawar
2. All Concerned officers, Forest Education Division, PFI, Peshawar
3. APS to Director General, Pakistan Forest Institute, Peshawar
4. All Notice Boards

  
Director

  
**ATTESTED**



Government of Khyber Pakhtunkhwa  
Forestry, Environment & Wildlife Department  
Forest Education Division  
Pakistan Forest Institute, Peshawar  
Ph: +92 91 9221371, Fax: +92 91 9221233

35



OO 9 No. F (47) Edu.2022

Dated 19<sup>th</sup> September, 2022

OFFICE ORDER

In the light of decisions taken in the faculty meeting held on 06-09-2022, the following faculty members are assigned the duty of House Tutors of forestry Students hostels as noted against each name with immediate effect.

S.No	Hostel	House Tutor
1.	Girls Hostel	Dr. Mamoona Wali APOF
2.	M.Sc Forestry	Mr. Ahmad Zamir APOF
3.	B.Sc Forestry	Mr. Sohaib Ahmad APOF
4.	BS Forestry	Dr. Sajjad Saeed APOF

*[Signature]*  
Director

Forest Education Division

Cc:

1. Additional Director General, (Edu), PFI, peshawar.
2. All Faculty Members.

**TESTED**



36

OO/0 No. F (47) Edu.2022

Dated 19<sup>th</sup> September, 2022

**OFFICE ORDER**

In the light of decisions taken in the meeting of the Faculty held on 06-09-2022, the following college committees are constituted/ reconstituted with immediate effect:

S No	Name of the Committee	Chairperson/members	ToRs/Remarks
1	Examination Committee (EC)	Mr. Ahmad Zamir APoF (in charge)	On behalf of the DFE, the in charge EC will liaise with the office of the Controller of Examinations UoP for the conduct of all forestry examinations
2	Uniform Committee (UC) session 2021	Mr. Sohaib Ahmed APoF (Chair person) Dr. Sajjad Saeed APoF (member) Mr. Yousaf Shah AO (ex-officio member)	Follow rule 32B (Functions and responsibilities of procurement committee of KPPRA Rules, 2014 for the procurement of Goods, Works and Services.
3	Uniform Committee (UC) session 2022	Dr. Mameona Wali APoF (Chair person) Mr. Razaullah Dawar LIF (member) Mr. Yousaf Shah AO (ex-officio member) Mr. Talha Kamil TA (member)	Follow rule 32B (Functions and responsibilities of procurement committee of KPPRA Rules, 2014 for the procurement of Goods, Works and Services.
4	Vehicles & Digital Equipment Committee (VDEC)	Dr. Sajjad Saeed APoF (Chair person) Mr. Razaullah Dawar LIF (member) Mr. Yousaf Shah AO (ex-officio member) Mr. Talha Kamil TA (member)	Follow rule 32B (Functions and responsibilities of procurement committee of KPPRA Rules, 2014 for the procurement of Goods, Works and Services. Ensure that all Log books, POL registers Vehicle token taxes records etc. are up-to date.
5	Sports Committee (SC)	Mr. Ghayyas Ahmad DFE (Chair person) Mr. Talha Kamil TA (member)	Supervise students' sports activities and ensure that sports facilities are well maintained.
6	Theses Research Committee (TRC)	Dr. Sajjad Saeed APoF (Chair person) Concerned P O of M.Sc/BS (member)	Monitor the thesis research of M.Sc/BS forestry students session 2020-22 & 201

Director

**TESTED**



37

**Government of Khyber Pakhtunkhwa  
Forestry, Environment & Wildlife Department  
Forest Education Division  
Pakistan Forest Institute, Peshawar  
Ph: +92 91 9221371, Fax: +92 91 9221233**



No. 15/00

Dated 18-11-2022

**OFFICE ORDER**

Mr. Ahmed Zamir, Assistant Professor of Forestry is hereby appointed as the programme officer of BS Forestry (2022-26) course

21

Director  
Forest Education Division

(R)

No. & Dated Even:

CC:

1. Mr: Ahmed Zamir, APoF , PFI, Peshawar
2. All Faculty, Members, Forest Education Division
3. APS to ADG. (Edu.), PFI, Peshawar
4. P.H. Forest Education Division
5. Notice Board.

2

Director  
Forest Education Division

(u)

*[Signature]*  
**LATESTED**



Government of Khyber Pakhtunkhwa  
Forestry, Environment and Wildlife Department  
Forest Education Division  
Pakistan Forest Institute, Peshawar  
Ph: +92 91 9221371, Fax: +92 91 9221233



38  
Dated 12<sup>th</sup> Dec., 2022.

0017/F.Ed(47)-21

OFFICE ORDER

In the light of the decisions made in the faculty meeting held on December 08, 2022 the following committee is constituted to submit proposals/options for addressing the forestry students' mess related issue of differences in monthly food charges collected from different classes/sessions.

1. Dr. Mamoona Wali APoF/HT (Chairperson)
2. Mr. Ahmad Zamir APoF/HT (member)
3. Mr. Sohaib Ahmed APoF/HT (member)
4. Dr. Sajjad Saeed APoF/HT (member)
5. Mr. <sup>Yousaf</sup> Shah AO (ex-officio member)

The same committee (excluding Mr. Yusuf Shah AO) is assigned the task of submitting proposals regarding the transfer/reshuffling of hostel staff, if required.

The committee is requested to submit its report by December 16, 2022 positively.

*[Signature]*  
Director 12/11

Forest Education Division

CC:

1. All concerned officers, Forest Education Division, PFI, Peshawar.
2. APS to Addl. Director General (Education), PFI, Peshawar.

*[Signature]*  
**ATTESTED**



39

**GOVERNMENT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE DEPARTMENT**

Dated Peshawar the, 15<sup>th</sup> May, 2019

**NOTIFICATION**

**No.SO(Estt)FE&WD/V-2/2k19:** The Competent Authority in consultation with the Provincial Selection Board is pleased to promote Mr. Ahmad Zamir, Lecturer in Forestry (BPS-17) to the post of Assistant Professor of Forestry (BS-18) on regular basis, in Pakistan Forest Institute, Peshawar, with immediate effect.

2. The officer on promotion shall remain on probation for a period of one year in terms of Section-6(2) of Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Rule 15(1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 and extendable for another year with the specific orders of appointing authority within two month of the expiry of first year of probation period as specified in Rule 15(2) of rules ibid.

**SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA  
FORESTRY, ENVIRONMENT & WILDLIFE  
DEPARTMENT**

Dated Peshawar, 15<sup>th</sup> May, 2019

Endst: No.SO (Estt)FE&WD/V-2/2k19

Copy is forwarded to:-

- 1) Director General, Pakistan Forest Institute Peshawar.
- 2) Director, Budget and Accounts Cell, Forestry, Environment & Wildlife Department.
- 3) Programmer, B&A Cell of FE&W Department.
- 4) PS to Secretary, Forestry, Environment & Wildlife Department
- 5) Officer concerned
- 6) Personal file of the officer.
- 7) Master file.
- 8) Office order file.

  
(Hafiz Abdul Jalil)  
SECTION OFFICER (ESTT)

**ATTESTED**

*Recd  
Faisal  
APS to  
15/5/2019*



To,

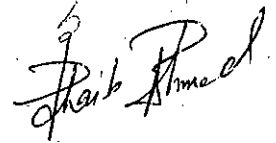
The Chief Secretary to the Government of Khyber Pukhtunkhwa  
Civil Secretariat  
Peshawar

Subject: W.P. No. 4634/2018

It is humbly submitted that the Honorable Peshawar High Court allowed the subject writ petition for the promotion of the undersigned as prayed in the petition by "directing the respondents to consider the petitioners for promotion at the earliest". (Copy enclosed).

In view of the above it is humbly requested to process the case of promotion of the undersigned please.

Date: 04-03-2019



Sohaib Ahmed  
Lecturer in Forestry  
Pakistan Forest Institute  
Mob# 03219154694

  
**TESTED**

## IN THE PESHAWAR HIGH COURT PESHAWAR

W. P No. 4634/2018

1. Ahmad Zamir Lecturer in forestry (BPS 17) Pakistan Forest institute Peshawar.
2. Sohaib Ahmad Lecturer in forestry (BPS 17) Pakistan Forest institute Peshawar.

(Petitioners)

VERSUS

1. The Province of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat, Peshawar.
2. Secretary to the Govt of Khyber Pakhtunkhwa Forestry, Environment & Wildlife Department, Civil Secretariat Peshawar.
3. Director General, Pakistan Forest institute, Khyber Pakhtunkhwa Peshawar.

(Respondents)

Writ Petition under Article 199 of the Constitution  
Of the Islamic Republic of Pakistan, 1973

Prayer in Writ Petition:

On acceptance of this Writ Petition an appropriate Writ may please be issued directing the respondents to promote the petitioners to the post of Assistant Professor BPS-18, in accordance with the notification No. SRO 911(I)/84 dated 11.10.1984, the petitioners being fit and eligible and the senior most Lecturer BPS 17, perfectly fit and eligible to be promoted and posted as assistant professor BPS 18 PFI, the reluctance on the part of the respondents by not promoting the petitioners to the post of Assistant Professor BPS 18 is illegal unlawful against the secured and guaranteed rights granted in the Constitution of Pakistan 1973, with all back and consequential benefits

or

Any other remedy deemed proper in the circumstances of the case and not specifically asked for may also be allowed.

FILED TODAY  
Deputy Registrar  
25 SEP 2018

ATTESTED

ATTESTED  
EXAMINER  
Peshawar High Court

Respectfully Submitted:

1. That the Petitioners were initially the employee of Federal Govt, they were appointed in the Pakistan Forest Institute Peshawar (hereinafter to be referred as PFI) as Lecturer (BPS-17). (Copy of the appointment order is attached as Annexure A)
2. That the next post in the channel of promotion from the post of Lecturer BPS 17 is Professor of Forestry BPS 18 Re designated as Assistant Professor (BPS-18) PFI. As per the recruitment rules the persons eligible for the post of Lecturer "2<sup>nd</sup> class mater degree in forestry with 5 years research teaching experience relating to forestry, while for promotion Lecturer in forestry and assistant silviculturist (BPS 17)". (Copy of the recruitment rules are attached as annexure B)
3. That on the reorganization of the Federal Secretariat in pursuance of the Constitution (Eighteen amendment) the employees of PFI were transferred to Govt of Khyber Pakhtunkhwa on Deputation under section 10 of the Civil Servant Act, 1973 on their existing posts vide notification dated 30.06.2011. Vide notification dated 13.08.2011, the PFI was given the status of attached department of the Environment Department Khyber Pakhtunkhwa until further orders. (Copies of notification dated 30.06.2011 & notification dated 12.08.2011 are attached as Annexure C.)
4. That provincial Govt vide letter dated 13.12.2011 conveyed the decision of the federal Govt that till such time the Federal Govt make appropriate legislation about the permanent absorption of the transferred employees of PFI to the Province of Khyber Pakhtunkhwa, their status was held to be that of deputationist till the period as admissible under the rules.
5. That the Federal Govt pledged formulation of enabling law for permanent absorption and dealing with service matters of devolved employees. But due to failure of the concerned Govt offices, no legislation has been made in this regard despite the lapse of three years and the case is still in doldrums.

FILED TODAY  
 Deputy Registrar

25 SEP 2018

ATTESTED

WP4634-2018- Ahmad Zahir  
 ATTESTED  
 EXAMINER  
 Peshawar High Court

6. That as per the seniority the petitioners are the senior most Lecturer BPS 17 rather presently the most deserving and eligible candidates for promotion to the post of assistant professor bps 18.
7. That due to lack of the requisite legislation, senior officers of PFI is suffering and is kept deprived of promotion. That the total strength of the post of assistant professor are 4 in number in which 2 are still vacant in which one of them since 2009 and the remaining 1 post is vacant from Feb 2016 while the petitioners are became eligible for promoting to the post of assistant professor since 2016.
8. That the petitioners are fully eligible and fit to hold the post of assistant professor BPS 18 PFI, moreover the petitioners submitted application/ representations to the respondents to process their cases for promotion according to the rules as there are number of posts are available against which the petitioners can be promoted but al in vain and till date no positive response been given to the petitioners. (Copies of the representations are attached as annexure D & E)
9. That the petitioner having no other efficacious remedy available in law is constrained to invoke the constitutional jurisdiction of this Honourable Court inter alia on the following grounds.

**Grounds of writ petition:**

- A. That the petitioner has not been treated in accordance with law. The respondents have not followed the law and Rules governing promotion, thus the secured and guaranteed rights of the petitioner have been violated.
- B. That under the rules the Petitioner was fit and eligible for promotion to the post of Assistant Professor BPS 18 on regular basis, however not allowing and processing his case for promotion is illegal, unlawful and without lawful authority.
- C. That filling the post of Assistant Professor BPS 18 is infact the statutory obligation of the respondents, besides holding of the requisite qualification and experience, hence the petitioners being the suitable and fit persons the senior most in the line of

**FILED TODAY**  
 Deputy Registrar

25 SEP 2018

**ATTESTED**

WP-634-2018- Annulment of Order of Govt. of Peshawar

**ATTESTED**  
 EXAMINER  
 Peshawar High Court

promotion as such their case for promotion is required to be processed in accordance with law.

- D. That during this period, the petitioners requested that being the senior most officer in BPS-17 and fully qualified in all aspects, they shall be promoted as Assistant Professor BPS 18 in accordance with rules.
- E. That not considering petitioner's for promotion from their due date and delay/inaction on the part of respondents is against the law, facts, norms of justice and material on record and also against the principle fair play and equity.
- F. That the petitioners have not been treated as per notified gazetted rules by the respondents which deprived the petitioner from his due right of promotion since his fulfillment of the required qualifications and experience.
- G. That under Article 25 of the Constitution of the Islamic Republic of Pakistan 1973, all citizen are equal before law, and that no discrimination is permitted in the similarly placed citizens, thus the discrimination meted out to the petitioner in the grant of personal upgradation is illegal, highly discriminatory and not sustainable.
- H. That the Superior Courts have repeatedly held that where a point of law is decided by the Superior Courts that cover the cases of all those civil servants who have not litigated than the good governance require that the benefit of such judgment should also be given to those who may not be parties to the litigation instead of compelling them to approach the Service Tribunal or any other forum. Reference can be made to case reported as SCMR 1996 Page 1185, 2009 SCMR Page 1, the petitioner being similarly placed are also entitled to similar treatment meted out to their counter parts.
- I. That the state is bound to ensure the elimination of all forms of exploitation and the gradual fulfillment of the fundamental principles. It is also the duties of the state to remove disparity in the income and earning of individuals under Article 37 & 38 of the Constitution.

FILED TODAY

Deputy Registrar

25. SEP 2018

ATTESTED

WP4634-2018-Abdullah Khan

ATTESTED  
EXAMINER  
Peshawar High Court

- J. That the petitioners have been working since 2011 in the BPS-17, have never been promoted from obtaining the requisite experience and seniority / length of service therefore not considering them for promotion despite of availability of posts and eligibility of the petitioners, therefore such action of the respondents amounts to depriving the petitioners from their valid rights in an arbitrary manner.
- K. That since the petitioners have been working the statutory body and rules are statutory, therefore the respondents are bound to consider the petitioners for promotion for the available posts.
- L. That the Hon' able Supreme Court of Pakistan is case reported as 2010-SCMR-1301, has held that in matter of promotion, rules are to be followed and where the discretion of authority is involved, then that must be exercised with fairness. It is also held in the said judgment that promoting the juniors by ignoring seniors will not advance the object of achieving good governess. It is further pointed out in the said judgment that the Constitution is the supreme law and there is no room to allow the authority to make departure from law, rules and Article 4 and 25 of the constitution.
- M. That the august Supreme Court of Pakistan in case reported as 2013 SCMR 1752 (g) has held that the term "life" also includes reputation, status and all other ancillary privileges conferred on a citizen by law. Thus the decision of not promoting the petitioner without any just and fair reasons is violative to the Article 9 of the Constitution of Pakistan because the same affected the status and reputation of petitioner amongst the batch mates and other service fellows.
- N. That even in latest judgment of the Hon' able Supreme Court reported as PLD 2013 (SC)-195. (Case of Anita Turab), it is held that the statutory provisions, rules, regulations which govern the matter of appointment of Civil Servants must be followed honestly and scrupulously. Whereas the respondents have violated the Rules of 1997 which governs the petitioner's rights and as such, the notification dated. 09.05.2018 whereby juniors have been promoted.

FILED TODAY  
Deputy Registrar  
25 SEP 2018

ATTESTED

WP4634-2018- Ahmad Zameer  
ATTESTED  
EXAMINER  
Peshawar High Court

- O. That the conduct and attitude of the respondents as well as not promoting the petitioners despite of availability of post and senior most with good record is against the spirit of Article 2-A, 4, 9 and 25 of the Constitution.
- P. That the petitioners seeks the permission of this honorable court to rely on additional grounds at the time of hearing of this writ petition.

Interim Relief:

The respondents may please be restrained from taking any adverse action against the petitioner affecting the terms and conditions of service till the decision of the writ petition.

It is therefore prayed that on acceptance of the Writ Petition an appropriate Writ as prayed for in the heading of the Petition may please issued in favour of the Petitioner and against the respondents.

*[Signature]*  
Petitioners

Through

*[Signature]*  
ZARTAJ ANWAR  
Advocate Peshawar

List of Books:

- 1. Constitution 1973.
- 2. Civil Servants Act, 1973.

CERTIFIED TO BE TRUE COPY  
Peshawar Bench  
High Court, Peshawar  
Authorized Under Article 177 of  
The Constitution of Pakistan  
01 MAR 2019

Certificate:

Certified that no writ petition on the same subject and between the same parties has been filed previously or concurrently.

FILED TODAY  
Deputy Registrar  
25 SEP 2018

*[Signature]*  
Petitioners

*[Signature]*  
ATTESTED

JUDGMENT SHEET  
PESHAWAR HIGH COURT, PESHAWAR  
JUDICIAL DEPARTMENT

WP No. 4634-P/2018.

Ahmad Zamir and another  
Vs

Government of Khyber Pakhtunkhwa through Chief  
Secretary and others



Date of hearing 20.02.2019

Petitioner (by)

Zarfaq Anwar Khan Advocate

Respondent (by)

Arshad Ahmad Siddiqi

**JUDGMENT**

MUSARRATHILALI, J. Petitioners, through the instant petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, have prayed for issuance of an appropriate writ directing the respondents to promote them to the post of Assistant Professor (BPS-18) in accordance with the Notification No. SRO 911(1)/84 dated 11.10.1984, being fit and eligible and the senior most Lecturer (BPS-17). They have further prayed that reluctance on the part of the respondents by not promoting them to the post of Assistant Professor (BPS-

*anwar*

*[Signature]*  
ATTESTED

*[Signature]*  
ATTESTED  
EXAMINER  
Peshawar High Court



18) is illegal, unlawful and against the secured and guaranteed rights granted in the Constitution of Pakistan 1973, with all back and consequential benefits.

2. In essence, it is the petitioner's case that they were initially appointed in the Pakistan Forest Institute Peshawar as Lecturer (BPS-17) and in the channel of promotion they would be promoted to the post of Assistant Professor (BPS-18) PFI. As per recruitment rules, the persons eligible for the post of Lecturer "2<sup>nd</sup> class master degree in Forestry with five years research teaching experience relating to forestry, while for promotion Lecturer in forestry and Assistant silviculturist (BPS-17). It is averred in the petition that on the reorganization of the Federal Secretariat in pursuance of the Constitution (Eighteen amendment) the employees of PFI were transferred to Government of Khyber Pakhtunkhwa on deputation under Section 10 of the Civil Servant Act, 1973 on their existing posts vide Notification dated 30.06.2011. Vide another Notification

*anwar*

**ATTESTED**

*[Signature]*  
**ATTESTED  
EXAMINER  
Peshawar High Court**

dated 13.08.2011, the PFI was given the status of attached department of the Environment Department, Khyber Pakhtunkhwa until further orders. It is also averred in the petition that the Provincial Government vide letter dated 13.12.2011 conveyed the decision of the Federal Government that till such time the Federal Government make appropriate legislation about the permanent absorption of the transferred employees of PFI to the Province of Khyber Pakhtunkhwa, their status was held to be that of deputationist till the period as admissible under the rules. The Federal Government pledged formulation of enabling law for permanent absorption and dealing with service matters of devolved employees but due to failure of the concerned government offices, no legislation has been made in this regard despite lapse of three years. Petitioners are the senior most Lecturers for promotion to the post of Assistant Professor but due to lack of requisite legislation, they have not yet been promoted. Petitioners

*hina*

*[Signature]*  
ATTESTED

*[Signature]*  
ATTESTED  
EXAMINER  
Peshawar High Court

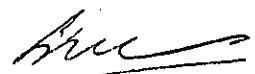
having no other efficacious remedy have filed the instant writ petition for redressal of their grievances.

3. Respondents were put to notice who filed their parawise comments, wherein they have stated that the promotion of the petitioners shall be made according to the new Service Rules which have been approved by the Standing Service Rules Committee (SSRC) Finance Department, vetted by the Law Department and now sent to the competent authority for final approval and are likely to be notified soon.

Arguments heard and appended record gone through.

4. According to the factual matrix of the case, the petitioners were appointed as Lecturers in BPS-17 on 05.01.2012, however, due to Eighteen Amendment, certain Ministries were devolved at Federal level and powers were given to the Provinces. The Pakistan Forest Institute was given the status of attached department of

*man*  
  
REQUESTED


  
ATTESTED  
EXAMINER  
Peshawar High Court

51

Environmental Department, Khyber Pakhtunkhwa and the employees of PFI were transferred to the Province of Khyber Pakhtunkhwa on deputation on their existing posts. It is the contention of the learned counsel for the petitioners that since the petitioners had put in more than 07 years of service and have become eligible for promotion to the post of Assistant Professor since 2016 and because there is no proper legislation for the absorption of the petitioners in the Pakistan Forest Institute and also their promotion were withheld vide office Memorandum dated 02.11.2012 till the time when proper legislation is made, therefore, the respondent being a State within the meaning of Article 7 of the Constitution of Islamic Republic of Pakistan, 1973 should have taken necessary steps on priority basis for formulation of service rules.

Having regard to its constitutional obligation, there is a clear lapse on the part of decision making authority of the government particularly when public interest is

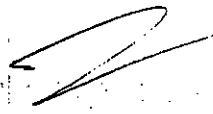
  
**ATTESTED**

  
**ATTESTED**  
EXAMINER  
Peshawar High Court

52

involved, hence warrants interference by this Court in writ jurisdiction. It is, therefore, held that till the time service rules are framed, the services of the petitioners shall be governed under the existing rules of Federal Government. We may also refer to a case of identical issue of employee of the petitioners' department decided by this Court in W.P.No. 3456-P/2014 dated 21.04.2015 which was allowed under the old rules.

5. When such being the case, we are left with no option but to allow this writ petition by directing the respondents to consider the petitioners for promotion at the earliest.





JUDGE



JUDGE

**Announced**  
20.02.2019

 (DB) Hon'ble Justice Musarrat Hilal  
Hon'ble Mr. Justice Abdul Shakoor

Noor Shah, PS

  
REQUESTED

CERTIFIED TO BE TRUE COPY

Exhibit  
Peshawar High Court, Peshawar  
Authorized Under Article 87 of  
the Qanun-e-Shahadat Order 1988

01 MAR 2019