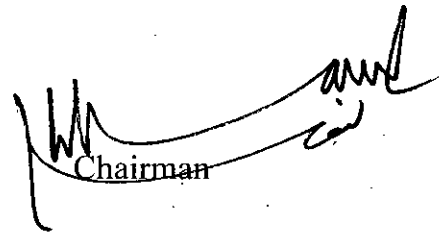


11.10.2017

Counsel for the appellant and Mr. Kabeerullah Khattak,
Addl. Advocate General for the respondents present.
Arguments heard and record perused.

This appeal is dismissed as per our detailed judgment of
today in connected service appeal No. 984/2015 entitled
"Badshah Islam Vs. The Chief Secretary, Government of
Khyber Pakhtunkhwa, Peshawar and others". Parties are left
to bear their own costs. File be consigned to the record
room.


Member



Chairman

ANNOUNCED
11.10.2017

MS




24.11.2016 Counsel for the appellant and Assistant AG for respondents present. Rejoinder submitted which is placed on file. To come up for arguments on 01.03.2017.


(ABDUL LATIF)
MEMBER


(MUHAMMAD AAMIR NAZIR)
MEMBER

01.03.2017 Appellant with counsel and Mr. Muhammad Adeel Butt, Additional AG for respondents present. Learned counsel for appellant requested that 15 cases of same nature are pending in which most of the cases are fixed on 18.05.2017 and further requested that instant service appeal may be

11.10.2017 Counsel for the appellant and Mr. Kabeerullah Khattak, Addl. Advocate General for the respondents present. The office is directed to do the needful and fix all the service appeal on 18.05.2017 for arguments before D.B.

This appeal is dismissed as per our detailed judgment of today.  (AHMAD HASEEB) (AHMAD HASEEB) (AJ) MEMBER MEMBER
"Badshah Islam Vs. The Chief Secretary, Government of Khyber Pakhtunkhwa, Peshawar and others". Parties are left to bear their own costs. File be consigned to the record room.

Member

Chairman

18.05.2017

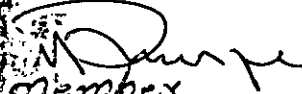
ANNOUNCED ~~11.10.2017~~ of the counsel for appellant and Mr. Muhammad Adeel Butt Additional AG for the respondents present. Clerk of the counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 12.09.2017 before D.B.


(Gul Zeb Khan)
Member


(Muhammad Amin Khan Kundi)
Member

11.01.2017

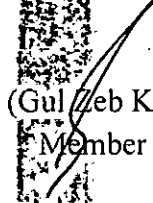
Counsel for the appellant and Mr. Hameedur Rahman, AD alongwith Addl. AG for the respondents present. Rejoinder submitted. Learned counsel for the appellant requested for adjournment. Adjourned for final hearing to 18.05.2017 before D.B.



Member


Chairman

18.05.2017

Counsel for the appellant and Mr. Ziaullah, DDA for the respondents present. Counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 12.09.2017 before D.B.

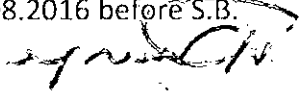

(Gul Zeb Khan)
Member


(Muhammad Amin Khan Kundi)
Member



21.07.2016

None present for appellant. M/S Khurshid Khan, SO and Hameed-ur-Rehman, AD (lit.) alongwith Additional AG for the respondents present. Written reply not submitted despite last opportunity. Requested for further time. Request accepted. Last opportunity is extended for submission of written reply/comments for 29.08.2016 before S.B.



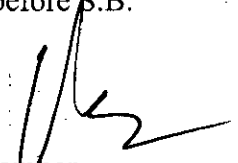

MEMBER

15.08.2016

Counsel for the appellant and Addl. AG for respondents present. Written reply not submitted despite last opportunity. Requested for further time. Another last opportunity extended for submission of written reply/comments on 31.10.2016 before S.B.

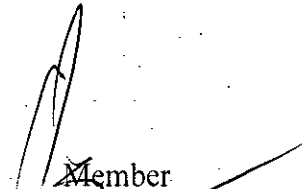
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Member

31.10.2016

Counsel for the appellant and Mr. Hameed-ur Rehman, AD (Litigation) alongwith Addl. AG for respondents present. Written reply submitted. The appeal is assigned to D.B for rejoinder and final hearing on 11.01.2017.


Member

22.12.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was entitled to up-gradation from BPS-16 to BPS-17 on the strength of notification dated 13.11.2007 from the date of acquiring the requisite qualification while he was given up-gradation with immediate effect where against departmental appeal was preferred which was not responded and hence the instant service appeal on 2.12.2015.

That the appellant is entitled to BPS-17 from the date of acquiring the requisite qualification.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 23.2.2016 before S.B.

Appellant Deposited
Security & Process Fee

21-11-15
21-11-15
Chairman

23.02.2016

Counsel for the appellant, M/S Khurshid Khan, SO and Hameed-ur-Rehman, AD (lit.) alongwith Addl: A.G-for respondents present. Requested for adjournment. To come up for written reply/comments on 27.4.2016 before S.B.

Chairman

27.4.2016



Agent of counsel for the appellant, M/S. Khursheed Khan, SO and Sultan Shah, Asstt. alongwith Addl: A.G for the respondents present. Requested for further adjournment. Last opportunity granted. To come up for written reply/comments on 21.07.2016 before S.B.

Chairman

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1346/2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	02.12.2015 3-12-15	<p>The appeal of Mr. Saifur Rehman presented today by Syed Younas Jan Advocate may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>22-12-15</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
2		

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 1346/2015

Saif-ur-RahmanAPPELLANT

VERSUS

Government of Khyber Pakhtunkhwa and others.....RESPONDENTS.

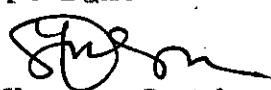
I N D E X

S.No.	Description of documents	Annexures	Pages
1.	Grounds of appeal with affidavit		1 - 4
2.	Application for condonation of delay with affidavit, & addresses of parties		5 - 8
3.	Copy of departmental appeal	'A'	9-10
4.	Copy of the impugned order dated 19-5-2009	'B'	11-14
5.	Copy of Certificate	'C'	15
6.	Copy of order dated 6-6-2005	'D'	16-18
7.	Copy of letter/Notification dated 13-11-2007	'E'	19-20
8.	Vakalat Nama		21

PESHAWAR

02 -12-2015

Appellant
through


(Syed Younus Jan)
Advocate, High Court,
Peshawar.

BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 1346 / 2015

Saif-ur-Rahman, Director, Physical Education (D.P.E)
Government Higher Secondary School, Daraban Kalan,
Dera Ismail KhanAPPELLANT.

VERSUS

K.W.P. Province
Service Tribunal
Diary No. 1401
dated 02-12-15

1. Government of Khyber Pakhtunkhwa through its Chief Secretary, Civil Secretariat, Peshawar
2. Secretary, Elementary & Secondary Education, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
3. The Director, Elementary & Secondary Education, Khyber Pakhtunkhwa near Government Higher Secondary School No.1, Peshawar City, G.T.Road, Peshawar.
4. The Secretary Establishment Department, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar
5. The Secretary Finance Department, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar

..... RESPONDENTS.

APPEAL UNDER SECTION 4 OF KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 ACCORDING TO THE DEPARTMENTAL APPEAL OF THE APPELLANT WHICH IS STILL PENDING IN THE DEPARTMENT AND AFTER LAPSE OF STATUTORY PERIOD NO ORDER/ COMMUNICATION HAS BEEN MADE ON THE SAME SO FAR. (COPY OF DEPARTMENTAL APPEAL IS ANNEXURE 'A').

Prayer-in-Appeal

That on acceptance of this appeal, the impugned order dated 19-05-2009 may kindly be varied/modified to the effect that the same may kindly be made effective from the date of acquiring the requisite qualification instead of immediate effect, and as such the promotion of the appellant to B.S.17 (regular) may kindly be considered from the date of his acquiring the requisite qualification instead of immediate effect.

(Copy of the impugned order is annex "B")

Filed to-day
2/12/15

Respectfully submitted:

BRIEF facts giving rise to this appeal are :-

1. That the qualification of the appellant is M.A/M.Sc. in Health and Physical Education who passed the prescribed examination held upto 18, Dec:07 and his/her result was declared on 5-02-2008 . (Copy of certificate is Annex 'C').
2. That the appellant was promoted to the post of Director, Physical Education (D.P.E) BS-16 vide order dated 6-06-2005 (Copy of the said order is Annexure 'D').
3. That on 13-11-07 the Government of K.P.K. issued a letter/ Notification vide which the posts of D.P.Es. were upgraded from BS-16 to BS-17 (regular) for the existing incumbents who hold Master Degrees in relevant subject i.e. M.A/M.Sc. in Health and Physical Education in case of the appellant and vide para-2 of the said letter a condition was laid down for the Diploma holders to the effect that they will stay in BS-16 till such time they acquired Master Degrees in the respective subject. On acquiring Master Degrees in the relevant subject their posts will be upgraded on case to case basis from BS-16 to BS-17. (Copy of the said letter is attached as Annexure 'E').
4. That in light of para-2 of the above referred letter the appellant is/was entitled for the award of BS-17 (regular) from the date of his/her acquiring the requisite qualification but illegally, un-constitutionally and malafidely was ignored for the same relief and then he/she was promoted to BS-17 (regular) vide order dated 19-05-2009 with immediate effect instead of his/her date of acquiring requisite qualification. (Copy of the said letter/Notification is attached as Annexure 'B above')

5. That the appellant agitated the matter with the authorities but of no use, so he/she filed a departmental appeal before respondent No.1 which is still pending and after lapse of statutory period no order/communication has been made on the same so far, hence this appeal on the following amongst other grounds :-

G R O U N D S

- A) That the act and omission of the respondents is illegal, un-constitutional against the facts and material on the record, therefore, is not tenable and needs interference of this Hon'ble Tribunal.
- B) That the act and omission of the respondents is not only factually incorrect and legally untenable but also is based on their malafide intention and is also against the well established principles of natural justice.
- C) That the act and omission of the respondents is also against the laws/Rules/Policies and notifications of the Provincial Government especially is against the Notification dated 13-11-07.
- D) That the Department has given a similar relief to so many colleagues of the appellant including his junior so the refusal of the same relief to the appellant is his clear discrimination and even on this score also the appellant is entitled to the same relief.
- E) That the appellant is/was well qualified, fit and thus was quite eligible for the award of regular BS-17 from the date of his acquiring the requisite qualification so the impugned order/Notification dated 1995-2009 vide which the promotion of the appellant to BS-17 (regular) has been made with immediate effect is neither

4-

legal nor justified and has caused gross miscarriage of justice to the appellant.

- F) That the appellant is/was a Government/Civil Servant and legal and constitutional guarantee is/was available to him to be treated equally and in accordance with law, he however has not been treated as such.
- G) That the case of the appellant is very much similar and identical to those numerous cases in which the higher/superior courts and Tribunals as well as this Hon'ble Tribunal has given a similar relief to other colleagues of the appellant and even the Department has also through its own motion granted a similar relief to other colleagues of the appellant and the appellant is also entitled to the same relief/treatment.

It is, therefore, prayed that on acceptance of this appeal, the order/Notification dated 19-05-2009 may kindly be varied/modified to the effect that the same may kindly be made effective from the date of the appellant acquiring the prescribed qualification and as such the Department may kindly be directed to consider the promotion of the appellant to BS-17 (regular) from the date of his acquiring the prescribed qualification instead of immediate effect with all other service benefits.

Saif ur-Rahman
Appellant

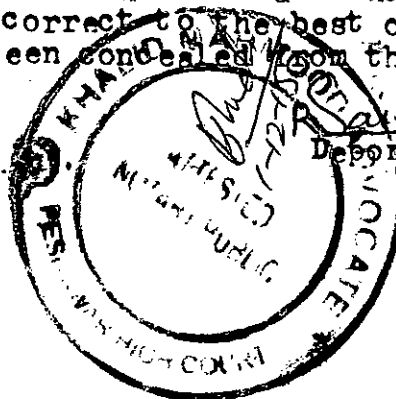
through *[Signature]*
(Syed Younus Jan)
Advocate, High Court, Peshawar

PESHAWAR

02 - 12 - 2015

AFFIDAVIT

I, Saif-ur-Rahman, D.P.E. GHSS Daraban Kalan (the appellant) do hereby solemnly affirm and declare on oath that the contents of this appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL, PESHAWAR

In: Appeal No. _____ / 2015

5

Saif-ur-Rahman APPELLANT

VERSUS

Government of K.P.K. and others RESPONDENTS.

APPLICATION FOR CONDONATION OF DELAY (IF ANY).

Respectfully submitted:

The applicant/appellant submits as under:-

That firstly the act and omission of the respondents /department is illegal, unconstitutional and void and secondly as financial matter is involved in the matter and the cause of action is the running cause of action, therefore, no limitation runs against the appellant/applicant, but even if this Honourable Tribunal considers the departmental appeal time barred then this application for condonation of delay if any on the following amongst other grounds:-


GROUND:

1. That in the matter in hand the cause of action is continuous cause of action and the impugned act and omission of the respondents come in the purview of the definition of continuous wrong, therefore, in the matter the cause of action starts on first date and ends on the last date of every months/every year, therefore, no question of delay arises in the matter.
2. That the law requires that the matters should/must be decided on merits rather than on technical grounds including the limitation.

3. That the appellant/applicant has got a very good case in his favour therefore, technicalities including the point of limitation (The delay if any) are ignorable.
4. That the appeal of the appellant before this Honourable Tribunal is well within time and strictly in accordance with law contained in Section 4 of the NWFP now Khyber Pakhtunkhwa Service Tribunal Act 1974,
5. That if the delay if any is not condoned the applicant/appellant will suffer an irreparable loss to his seniority, promotion and all other service benefits.
6. That the delay if any has been caused by the delaying tactics of respondents/department and the appellant cannot be held responsible for the same. Especially in the presence of the principles of legitimate expectancy.
7. That in so many similar and identical cases this Honourable Tribunal has ignored the point of limitation and in so many cases has condoned the delay, therefore, in this case also the same point is ignorable/condonable.

It is, therefore, respectfully prayed that on acceptance of this application in the best interest of justice the delay if any in filing departmental appeal may kindly be condoned/ignored and the appeal of the appellant/applicant may kindly be decided on merits. Any other remedy/relief available in the circumstances of the case may also kindly be granted to the applicant/appellant.

Dated 02/12/2015

Applicant/Appellant _____
Through 
(Syed Younus Jan)
Advocate Peshawar High Court
Peshawar.

7

BEFORE THE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. _____ / 2015

Saif-ur-RahmanAPPELLANT

VERSUS

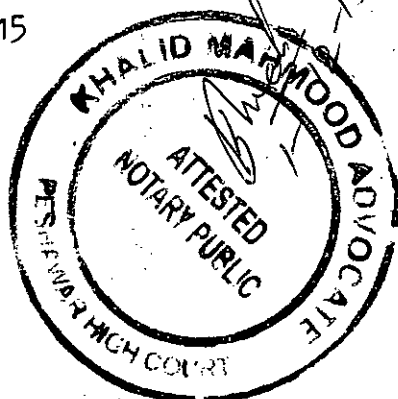
Government of K.P.K. and othersRESPONDENTS.

AFFIDAVIT.

I, Saif-ur-Rahman (appellant) to hereby solemnly affirm and declare on Oath that the contents of the attach application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Tribunal

Dated /11/2015

Deponent Saif ur Rahman



8

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. _____ / 2015

Saif-ur-Rahman APPELLANT

VERSUS

Government of K.P.K. and others RESPONDENTS.

ADDRESSES OF THE PARTIES.

Appellant.

Saif-ur-Rahman, Director, Physical Education(D.P.E)
Government Higher Secondary School, Draban Kalan,
Dera Ismail Khan.

Respondents.

1. The Govt:of Khyber Pakhtoonkhwa through its Chief Secretary Civil Seretriate Peshawar.
Education
2. Secretary Elementary and Secondary'Khyber Pakhtoonkhwa Civil Secretriate Peshawar.
3. The Director Elementary and Scondary Education Khyber Pakhtoonkhwa near Govt: Higher Secondary School Peshawar City GT Road Peshawar.
4. The ~~Secretary~~ Establishment Department Khyber Pakhtoonkhwa Civil Secretriate Peshawar.
5. The Secretary Finance Department Khyber Pakhtoonkhwa Civil Secretriate Peshawar.

Dated: 02 /12/2015

Appellant _____

Through:



(SYED YOUNUS JAN)
Advocate Peshawar High Cout
Peshawar.

Annex "A"
(9)

To

The Worthy Chief Secretary,
Government of K.P.K. Peshawar.

Subject:- DEPARTMENTAL APPEAL/REPRESENTATION

Through: PROPER CHANNEL

Sir,

1. That the applicant/appellant is M.A/M.Sc. in Health and Physical Education who passed the prescribed examination in 2007 and was regularly promoted against the post of Director, Physical Education (BPS-16) vide order dated ~~18-02-2006~~ 06-06-2005
2. That on 13-11-07 the Government of K.P.K. issued a letter/Notification vide which the posts of D.P.Es. and Librarians were upgraded from BS-16 to BS-17 (regular) for the existing incumbents who hold Master Degrees in relevant subjects i.e. M.A/M.Sc. in Health and Physical Education in case of the appellant and vide para-2 of the said letter a condition was given for those Librarians and D.P.Es. who hold the Diploma in the relevant subjects that they will stay in BS-16 till such time they acquired Master Degree in the respective subject. On acquiring Master Degree in the relevant subject their posts will be upgraded on case to case basis from BS-16 to BS-17 (regular).....
3. That in light of the above referred matter of the Provincial Government the appellant was highly qualified, fit and as such was eligible for the award of BS-17 (regular) from Dec. 2007 but has illegally, un-constitutionally and malafidely been ignored for the same relief.
4. That vide order dated 19.5.2009 the appellant has been promoted to regular BS-17 but with immediate effect instead of Dec. 2007
5. That the appellant agitated the matter with the authority time and again but of no use, hence this appeal/representation, for grant of BS-17 (regular) from Dec. 2007

Attested
Younus Jan
SYED YOUSUF JAN
B.A.B.B. B.Ed. Certificate Shariah Law
Advocate High Court P. shawar
Federal Shariah Court.

6. That as the appellant has acquired the requisite qualification for BS-17 (regular) in *Dec. 2007* therefore, is entitled for the same relief from *Dec. 2007* instead of immediate effect especially in the circumstances when the Department has awarded the same scale to other colleagues of the appellant not only on the basis of Court/Tribunal judgment but on its own motion also and the appellant is also entitled for the similar treatment.

Your goodself is therefore, requested sir, that the letter/order dated *19.5.2009* may kindly be made effective from *Dec. 2007* and as such the regular promotion of the appellant to BS-17 (regular) may kindly be considered from *Dec. 2007* instead of immediate effect with all other service benefits.

PESHAWAR
7-08-2015

Applicant/Appellant
Saif ur Rahman
(Saif ur Rahman)
Director, Physical Education (DPE)
Government Higher Secondary School,
Daraban Kalan, D.I.Khan

Attested
Younus Jan
SYED YOUNUS JAN
B.A.B.L.S. & B.L. Certificate Shari'ah Law
Advocate High Court Peshawar
Federal Shariat Court



Physical Board
T. Talat
27/6/09

GOVERNMENT OF NORTH-WEST FRONTIER PROVINCE
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT

NOTIFICATION

Annex "B" (11)

Peshawar, Dated: 19-05-2009

NO:SO(PE)2-6/E&SE/DPC/LIB/DPEs(BS-16 TO BS-17)/09: Consequent upon the recommendations of the Departmental Promotion Committee, the competent authority is pleased to promote the following One hundred & Fifteen (115 Male) & Thirty Eight (38 Female) DPEs from BS-16 to BS-17 according to their seniority on regular basis with immediate effect:-

S.No	Name & Designation of Officers	Place of Posting	Remarks
MALE DPEs			
1.	Mr. Bahadar Sher DPE	GHSS Bannu	Already occupied by him
2.	Mr. Asmatullah DPE	GHSS Sheikhan Peshawar	-do-
3.	Mr. Talat Mahmood DPE	GHSS No.4. Peshawar City	-do-
4.	Mr. Hazrat Ali DPE	GCPE Karak	-do-
5.	Mr. Shamsul Islam DPE	GHSS Mosazai Peshawar	-do-
6.	Mr. Tajamul Zaman DPE	GHSS No.4 D.I.Khan	-do-
7.	Muhammad Shan DPE	GHSS No. 3 D.I.Khan	-do-
8.	Mr. Gulistan DPE working as ADO (Sports) EDO E&SE D.I.Khan.	GHSS Kalkot Dir Upper	Against vacant post.
9.	Mr. Anwar Zad Khan DPE	GHSS Nurar Bannu	Already occupied by him.
10.	Mr. Khalid Tanveer DPE	GHSS Hassan Zai Charsadda	-do-
11.	Mr. Misal Khan DPE working as ADO (Sports) EDO E&SE Peshawar	GHSS No1 Peshawar City.	Vice S.No.40 who has been adjusted at GHSS Ziarat Kaka Sahib Nowshera
12.	Mr. Sarwar Shah DPE	GHSS No. 1 Mardan	Already occupied by him.
13.	Mr. Abdul Jamil DPE	GHSS Domal FR Bannu	-do-
14.	Mr. Sher Kamal DPE	GHSS Hatian Mardan	-do-
15.	Mr. Hussain Wali DPE working as ADO Sports in o/o EDO (E&SE) Chitral	GHSS Darosh Chitral	Against Vacant Post
16.	Mr. Istam Rosh DPE	GHSS Mardan	Already occupied by him.
17.	Muhammad Bashir DPE	GHSS Dhodial Mansehra	-do-
18.	Gul Aslam Khan DPE	GHSS Aba Khel Lakki	-do-
19.	Mr. Said Nawaz DPE	GHSS Jahangiri Karak	-do-
20.	Mr. Abdul Sarwar DPE working as ADO (Sports) EDO E&SE Bannu	GHSS Towda China, Dir Lower	Against vacant post.
21.	Mr. Sami Ullah DPE	GHSS Nawansher, Abbottabad	Already occupied by him.
22.	Mr. Fazli Baqi DPE	GHSS Warai Dir Upper	-do-
23.	Mr. Iftikhar Ahmad DPE	GHSS Wazir Bagh Peshawar	-do-
24.	Muhammad Ali DPE	GHSS Takht Bai	-do-
25.	Muhammad Nacem DPE	GHSS, Chamtar Mardan	Already occupied by him.
26.	Mr. Ali Badshah DPE	GHSS Gumbat Kohat	-do-

At: Tajail Muhammad/ Kuleem Khan Mubsood/ Aftikhar Shanoza/ Tinal Notification/2009

(PTO)

SYED YOUSUF JAN
B.A., B.S., B.Ed., Certificate holder
Advocate High Court Peshawar
Federal Shariat Court.

S.No	Name & Designation of Officers	Place of Posting	Remarks
66.	Muhammad Haroon DPE	GHSS Ismaila Swabi	Already occupied by him.
67.	Muhammad Iqbal DPE	GHSS Bagra Haripur	-do-
68.	Mr. Farman Ullah DPE BISE Malakand (On Deputation)	GHSS Ouch, Dir Lower	Against vacant post. After actualization of his promotion he will take over charge as DPE BISE Malakand
69.	Mr. Hamzi Ali DPE	GHSS Akbar Pura Nowshera	Already occupied by him.
70.	Mr. Siaf-ur-Rehman DPE, working as SET GHS G. Issa Khan DIK	GHSS Lora Abbottabad	Against vacant post.
71.	Mr. Abdul Mateen DPE,	GHSS, Ramak DIKhan	Already occupied by him.
72.	Mr. Abdul Hadi DPE,	GHSS Kabgani Swabi	-do-
73.	Mr. Muhammad Khurshid Ali, DPE,	GHSS Sandovi Shangla.	-do-
74.	Mr. Atta Ullah Khan DPE	GHSS Risalpur Nowshera	-do-
75.	Mr. Saddiq-ur-Rehman DPE,	GHSS Chorlaki, Kohat	-do-
76.	Mr. Wali Dad Khan DPE,	GHSS, Tarnab Charsadda	-do-
77.	Mr. Shahid ur Rehman DPE.	GCPE, Karak	-do-
78.	Mr. Abdul Nazar DPE,	GHSS Nawagai, Bunir	-do-
79.	Mr. Hakim Said DPE,	GHSS Ayub Khan Kili Swabi	-do-
80.	Mr. Qaisar Khan DPE working as Librarian GHSS, Zaida	GHSS Panian, Haripur	Against vacant post.
81.	Mr. Hukam Zad DPE	GHSS, Fateh Pur Swat	-do-
82.	Muhammad Alam DPE,	GHSS, Jalozei Nowshera	-do-
83.	Muhammad Shahid Ullah DPE	GHSS Mingora Swat	-do-
84.	Muhammad Khalil DPE	GHSS Taughbala Kohat	-do-
85.	Mr. Noor Muhammad Shah DPE	GHSS Bili Tang Kohat	-do-
86.	Mr. Murad Ali DPE,	GHSS, Tandkoshi Swabi	-do-
87.	Muhammad Ghani DPE,	GHSS Doshera Charsadda	-do-
88.	Mr. Sabir Ali, DPE	GHSS, Ghari Kapora Mardan	-do-
89.	Mr. Mushtaq Zada, DPE,	GHSS, Gadezai, Bunair	-do-
90.	Mr. Hazrat Ali, DPE working as Librarian GCPE Karak	GHSS Battal Mansehra	Against vacant post. After actualization of his promotion he will be adjusted against the post of Librarian at GC of Phy; Edu; Karak.
91.	Mr. Arshad Hussain, DPE,	GHSS Nahaqi Peshawar	Already occupied by him.
92.	Mr. Nowsher Zaman, DPE, working as SS GHSS Ismail Khel Bannu	GHSS Baffa, Mansehra	Against Vacant Post.
93.	Muhammad Kaleem, DPE	GHSS No. 1 Peshawar Cantt.	Already occupied by him.
94.	Mr. Kaleem Ullah Khan DPE	GHSS Doaba Hangu	-do-
95.	Mr. Wajid Ali, DPE	GHSS Palai Malakand	-do-
96.	Mr. Fariq Gul, DPE	GHSS Samar Bagh Dir Lower	-do-
97.	Mr. Muhammad Ayaz DPE working as Librarian GHSS Daraban Kalan DIK	GHSS Munda, Dir Lower	Against vacant post.
98.	Mr. Taimur Riaz, DPE	GHSS Dalola Abbottabad.	Already occupied by him.
99.	Mr. Naik Zada, DPE	GHSS Baidara, Swat	-do-
100.	Mr. Taj Wali Shah DPE	GHSS Khanis Pur, Ayubia A. Abad	-do-
101.	Mr. Yousaf Khan, DPE	GHSS Madyan Swat	-do-

Advocate
 SYED
 M.A.L.H. (P.L.)
 Advocate High Court Peshawar
 Federal Shariat Court

S.No	Name & Designation of Officers	Place of Posting	Remarks
12.	Mst. Shahnaz Begum DPE	GGHSS Shah Said Munawar D.I.Khan	Already occupied by her.
13.	Mst. Rafia Khattak DPE	GGHSS Shabqadar Fort Charsadda	-do-
14.	Mst. Hamida Bagem DPE	GGHSS Kulachi D.I.Khan	-do-
15.	Mst. Nabila Tabasum DPE working as Librarian GGHSS Chamkani Pesh.	GGHSS Rashakai, Nowshera.	Against vacant post.
16.	Mst. Saceda Begum DPE	GGHSS Chamkani Peshawar.	Already occupied by her.
17.	Mst. Danish Begum DPE	GGHSS Shah Dhand Mardan.	-do-
18.	Mst: Shabnam Raza DPE	GGHSS Shakardara Kohat	-do-
19.	Mst: Nigar Akhtar DPE	GGHSS Shabazghari Mardan	-do-
20.	Mst: Rehana Khatoon DPE	GGHSS Chokara Karak	-do-
21.	Mst Naheed Gohar DPE	GGHSS Babri Banda Kohat	-do-
22.	Mst: Asma Quarshi DPE	GGHSS Belitang Kohat	-do-
23.	Mst: Munaza Jabcen DPE	GGHSS Sherpao Charsadda	-do-
24.	Mst: Azra Naz DPE	GGHSS Toru Mardan	-do-
25.	Mst: Adeeba Nahced DPE	GEC (F) Jamrud Khyber Agency	-do-
26.	Mst: Sajida Sofi DPE,	GGHSS Com:Peshawar	-do-
27.	Mst: Rahila Gul DPE	GGHSS Gumbat Kohat	-do-
28.	Mst: Shahana DPE	GGHSS Kaki Bannu	-do-
29.	Mst: Maryam Mustafa DPE	GGHSS Havelian A.Abad	-do-
30.	Mst: Saima Andaleeb DPE	GGHSS Pannian Haripur.	-do-
31.	Mst: Imtiaz Tabassum DPE	GGHSS Pirpai Nowshera	-do-
32.	Mst: Fakhar-E-Angum DPE	GGHSS Hatian Mardan	-do-
33.	Mst: Nighat Seema DPE GGHSS Sherwan A/Abad	AD (PE & S) Director Curri & Teacher Edu: NWFP at A/Abad	-do-
34.	Mst. Sheraz Taj DPE	GGHSS Sawal Dher Mardan	-do-
35.	Mst. Afsheen Mumtaz DPE	GGHSS Kalabat Swabi	-do-
36.	Mst. Rehana Yasmeen	GGHSS Kabal Swat	-do-
37.	Mst. Hassan Basri DPE	GGHSS Topi Swabi	-do-
38.	Mst. Sajida Nousheen DPE	GGHSS Lady Griffith Peshawar	-do-

**SECRETARY TO GOVT OF NORTH-WEST FRONTIER PROVINCE
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

Endst; of even no. & date:

Copy is forwarded to:-

- 1) Secretary to Govt of NWFP, Establishment Department, Peshawar.
- 2) Special Secretary (Regulation), Establishment Department, Govt of NWFP Peshawar.
- 3) Secretary to Govt. of NWFP, Finance Department, Peshawar.
- 4) Secretary to Chief Minister NWFP.
- 5) PS to Chief Secretary NWFP.
- 6) All Directors in Elementary & Secondary Education Department NWFP.
- 7) All District Coordination Officers in NWFP.
- ✓ 8) All Executive District Officers Elementary & Secondary Education in NWFP. *Dir (E)*
- 9) All Executive District Officers (Finance & Planning) in NWFP.
- 10) The Accountant General NWFP.
- 11) All District / Agency Accounts Officers in NWFP.
- 12) Director Information NWFP Peshawar with the request to give wide publicity through media.
- 13) Secretary, NWFP Public Service Commission Peshawar.

Attested
[Signature]
SYED YOUSUF JAW
M.A.B.L.B. B.Ed. Certificate holder
Advocate High Court Peshawar
Federal District Court

- 14) All Section Officer/ Planning Officers / Statistical Officers, E&S Edu: Deptt: Govt of NWFP.
- 15) Deputy Database Administrator (EMIS) Elementary & Secondary Education Peshawar.
- 16) PS to Minister for Education (Elementary & Secondary) NWFP.
- 17) PS to Secretary / Special Secretary / Additional Secretary E&S Edu: Deptt Govt of NWFP.
- 18) P.A to Deputy Secretary (Admn) Elementary & Secondary Edu: Department Govt of NWFP.
- 19) PA to Chief Planning Officer Elementary & Secondary Education Department Govt of NWFP.
- 20) Officers concerned
- 21) Master file

(ARIF JAMIL)
SECTION OFFICER (PRIMARY)

IQBAL KHAN
B.A.B.B. & Ed. ...
Advocate High Court Peshawar
Federal Saurial Court.

PROVISIONAL
PROVISIONAL


No 000033

Reg. No. SUIT-06-01-60041

Roll No. 06-FA-15004

Session Spring 2007

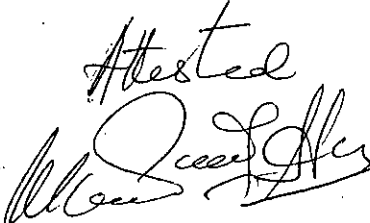
Annex "C"
15

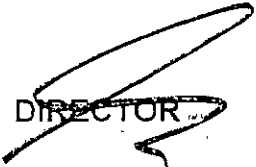
INSTITUTE OF EDUCATION & MANAGEMENT SCIENCES

DERA ISMAIL KHAN
Distance Education Center, Sarhad University of Information Technology, Peshawar

This is to certify that Mr. / Miss / Mrs. SAIFUR REHMAN
Son / Daughter / Wife of ABDUL REHMAN
student of the Master of Science in Physical Education
has passed M.Sc (MPE) Examination held in 26 Nov to 18 Dec 2007
in the subject of Health & Physical Education
He / She was placed in 2nd division, Securing 346 marks out of 700

The examination was taken as a Whole / In parts

Dera Ismail Khan
Dated 05-02-2008

Attested

ADMINISTRATOR


DIRECTOR

Subject Specialist
G.H.S Daraban Kalan D.I.

OFFICE OF THE DIRECTOR SCHOOLS & LITERACY N.W.F.P. PESHAWAR

OFFICE ORDER

Consequent upon the recommendation of the Departmental Promotion Committee (DPC) in its meeting held on 11-5-2005 and approval by the Competent Authority, the following in-service teachers (Male) are here by promoted as DPEs in (BPS-16) and posted in the institutions mentioned against each with immediate effect:-

Annex "D"

(16)

S.No	Name & Designation	Place of Adjustment	Remarks
1	Mr. Lal Bacha SET, GHS Parmoli Swabi (In his own pay & BPS)	DPE, GHSS Manga Dargal Charsadda	Against Vacant Post
2	Mr. Daud Khan PET, GHS Zafar Mama Khel Lakki Marwat	DPE, GHSS Dhakki Charsadda	Against Vacant Post
3	Mr. Anwar Saeed PET, GHS F.S. Milta Khel Bannu	DPE, GHSS Nisatta Charsadda	Against Vacant Post
4	Mr. Sajid Firdous PET, GHS Jhangi Abbottabad	DPE, GHSS Dalola Abbottabad	Against Vacant Post
5	Muhammad Rasool PET, GHS Ahmad Khel Lakki	DPE, GHSS Pir Saddi Mardan	Against Vacant Post
6	Mr. Hamzi Ali PET, GHS Surat Khan FR, Bannu	DPE, GHSS Akbar Pura Nowshera	Against Vacant Post
7	Mr. Aslam Khan PET, GHS Nawar Khel Lakki	DPE, GHSS Ziarat Kaka Sahib NSR	Against Vacant Post
8	Mr. Israr Khan DM, GHS No.1, Bannu	DPE, GHSS, Madyan Swat	Against Vacant Post
9	Qazi Ikram Ullah PET, GHS Bazar Ahmad Khan Bannu	DPE, GHSS, Charbagh Swat	Against Vacant Post
10	Mr. Saif-ur-Rehman PET, GHS Rori D.I.Khan	DPE, GHSS, Zaimdara Dir Lower	Against Vacant Post
11	Mr. Abdul Mateen PET, GHS Kech D.I.Khan	DPE, GHSS, Nagari Bunir	Against Vacant Post
12	Mr. Ijaz Khan PET, GHS Jaganath Swabi	DPE, GHSS, Kohi Barmol Mardan	Against Vacant Post
13	Mr. Abdul Hadi PET, GHS Swabi	DPE, GHSS, Kabgan Swabi	Against Vacant Post
14	Muhammad Khurshid PET, GHS Chokoser Shangla	ADO Spors O/O EDO (S&L) Shangla	Against Vacant Post
15	Mr. Afza Ullah Khan PET, GHS No.1, Bannu	DPE, GHSS, Tishapur Nowshera	Against Vacant Post
16	Mr. Saif Ajab Khan PET, GHS Makoori Karak	DPE, GHSS, Kel Najibullah Haripur	Against Vacant Post
17	Mr. Saddiq-ur-Rehman PET, GHS Surdag Karak	DPE, GHSS, Piprai Nowshera	Against Vacant Post
18	Mr. Wali Dad Khan PET, GHSS Lachi Kohat	DPE, GHSS, Farnab Charsadda	Against Vacant Post
19	Mr. Shahid-ur-Rehman PET, GHS Khujakki Killa Karak	DPE, GHSS, Dosehra Charsadda	Against Vacant Post

(Handwritten Signature)

SYED YOUSUF JAN
 B.A.B.S. 8 Ed. Certificate Pharis 100
 Advocate High Court Peshawar
 Federal Special Court

17

S.No	Name & Designation	Place of Adjustment	Remarks
20	Mr. Abdul Nazar PET, GHS Topal Benir	DPE, GHSS, Nawagai Benir	Against Vacant Post
21	Mr. Hakim Said PET, GHS Ayub Khan Killi Swabi	DPE, GHSS, Kailang Mardan	Against Vacant Post
22	Muhanmad Bilal I/C ADO (S) O/O EDO (S&L) A-Abad	ADO (Sports) O/O EDO (S&L) A-Abad	Already occupied by him
23	Mr. Qaisar Khan PET, GHS Swabi	ADO (Sports) O/O EDO (S&L) Hunjra	Against Vacant Post
24	Mr. Qayyum Nawaz PET, GHS Nar Muzafar Lakki	DPE, GHSS, Kabal Swat	Against Vacant Post
25	Mr. Hukam Zad PET, GHS Besat Khai Eannu	DPE, GHSS, Patch Pir Swat	Against Vacant Post
26	Muhammad Alam PET, GMS Bakhtai Nowshera	DPE, GHSS, Jalozai Nowshera	Against Vacant Post
27	Mr. Abdur Raut PET, GMS Amankot Karak	DPE, GHSS, Mayyar Jandool Dir Lower	Against Vacant Post
28	Muhammad Shahid Ullah DM, GMS Khattak Banda Hangu	DPE, GHSS, Mingora No.2, Swat	Against Vacant Post
29	Mr. Noor-ul-Amin PET, GHS Yarhussain Swabi	DPE, GHSS, Chantiar Mardan	Against Newly Created Post
30	Muhammad Khalil PET, GHS Ghundai Karak	DPE, GHSS, Samachan Dir Lower	Against Vacant Post
31	Mr. Noor Muhammad Shah PET, GHS Sheikhhan Kohat	DPE, Ghakardara Kohat	Against Vacant Post
32	Mr. Qadar Khan PET, GHS Mitta Khel Karak	DPE, GHSS, Hassanza Charsadda	Against Vacant Post
33	Mr. Fakhri Zaman Shah CT, GHS Mekoori Karak	DPE, GHSS, Batta Mansehra	Against Vacant Post
34	Mr. Wali-ur-Rehman PET, GMS Shahidan Banda Karak	DPE, GHSS, Nizampur Nowshera	Against Vacant Post
35	Mr. Murad Ali PET, GHS Shahmansoor Swabi	DPE, GHSS, Tandkohi Swabi	Against Newly Created Post
36	Muhammad Ghani PET, GHS Muhammad Khel N.W. Agency	DPE, GHSS, Battal Manselun	Against Vacant Post

Note:-

- 1- Charge Report should be sent to all concerned.
- 2- They should take over charge against their new assignment within fifteen days.
- 3- No TADA etc are allowed.
- 4- All the DPEs from S.No.1 to 36 will be on probation for a period of one year and terms of Section-6 (2) of NWFP of Civil Servants Act, 1973 read with rule-15 (1) of NWFP servant (Appointment/Promotion & Transfer rule 1989)

Ameshaal
[Signature]

(FAZAL MANAN)
 DIRECTOR SCHOOLS & LITERACY
 N.W.F.P. PESHAWAR

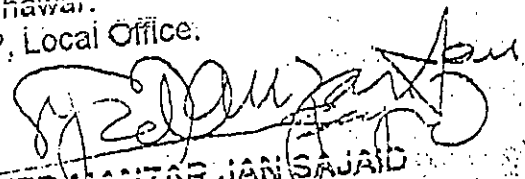
SYED YOUSUF JAN
 B.A.L.S. B.E.D. Certificate holder
 Advocate High Court Peshawar
 Federal Shariat Court.

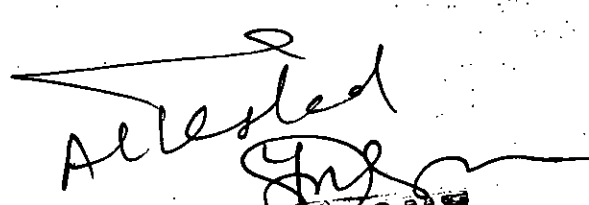
18

Endst: NO. 13554-65/ F.No.39/Promotion/ DPEs/2004 Dated 5/6/2005

Copy of the above is forwarded to the:-

- 1- Secretary to Govt. of NWFP Schools & Literacy Department Peshawar.
- 2- Accountant General NWFP, Peshawar.
- 3- Director of Education (FATA) NWFP, Peshawar.
- 4- Executive District Officers (Schools & Literacy) concerned.
- 5- Agency Education Officers concerned.
- 6- District Account Officers concerned.
- 7- Agency Account Officers concerned.
- 8- Principals/Headmasters GHS/GHSS concerned.
- 9- Teachers concerned.
- 10- PS to Minister for Education NWFP, Peshawar.
- 11- PA to Director Schools & Literacy NWFP, Local Office.
- 12- Master file.


SYED MANZAR JAN SAJAD
DEPUTY DIRECTOR (ESTABL.)
DIRECTORATE OF SCHOOLS & LITERACY
N.W.F.P. PESHAWAR


SYED YOUNUS JAN
B.A.L.L.B. B.Ed. Certificate Sharda Law
Advocate High Court Peshawar
Federal Shariat Court.

GOVERNMENT OF N.W.F.P.
SCHOOLS & LITERACY DEPARTMENT
Dated, Peshawar the 13/11/2007.

Annex "E"

19

NOTIFICATION.

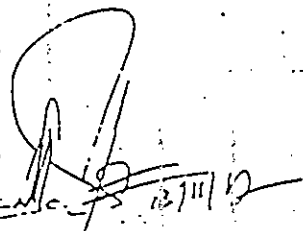
No. SOG/S&L/1-69/06/Vol-1/DPE/LIB: Sanction of the competent authority is hereby accorded to the upgradation of the posts of Librarians and Directors Physical Education (D.P.Es) from BS-16 to BS-17 (Regular) for the existing incumbents who hold Master Degree in the relevant subject in the Schools & Literacy Department NWFP with immediate effect as per following details:-

- 1) Promotion against the upgraded posts (from BS-16 to BS-17) shall be made in the prescribed manner and in accordance with the service rules to be framed as per relevant provisions of the NWFP Civil Servants (Appointment, Promotion and Transfer) Rules 1989 read with the NWFP Civil Servants Act, 1973.
- 2) The Librarians and D.P.Es who hold the diploma in the relevant subject will stay in BS-16 till such time, they acquire Master degree in the respective subject. On acquiring Master Degree in the relevant subject, their posts will be upgraded on case to case basis from BS-16 to BS-17 (Regular) and promotion (from BS-16 to BS-17) would be given as per laid down procedure and in accordance with the service rules to be framed. However their existing seniority will remain intact.
- 3) All the vacant posts of Librarians and D.P.Es in Schools & literacy department in BS-16 are hereby upgraded to BS-17, appointments against which would be made from amongst the persons who hold Master degree in the relevant subject, in the prescribed manner.
- 4) In future Librarians and D.P.Es will initially be recruited on the basis of Master degree in the relevant subject in BS-17 (Regular).
- 5) Henceforth no appointment of Librarians and D.P.Es in BS-16 shall be made on the basis of diploma, being declared as "Dying Cadre".

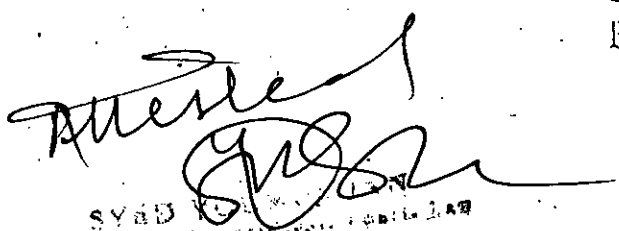
Sd/-
SECRETARY TO GOVERNMENT OF NWFP
SCHOOLS & LITERACY DEPARTMENT.

Endst: No. FD (SOSR-11) 10-7/03/VOL-11 Dated, Peshawar the, 13/11/2007
Copy is forwarded for information and necessary action to :-

- 1) The Accountant General, NWFP, Peshawar.
- 2) All District Accounts Officers in NWFP.
- 3) All Agency Accounts Officers in NWFP.


(MUNAWAR KHAN)
SECTION OFFICER (SR-11)
FINANCE DEPARTMENT
GOVERNMENT OF NWFP.

(P.T.O.)


SYED
B.A.L.L.B. & B.J. Certificate holder
Advocate High Court Peshawar
Federal Shariat Court.

20

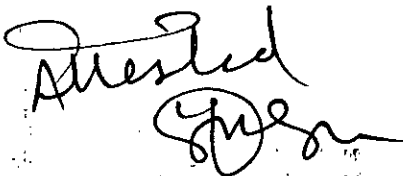
Endst:No. & Date Even.

Copy is forwarded to:-

- 1) Secretary to Government of NWFP, Establishment Department.
- 2) Secretary to Government of NWFP, Finance Department.
- 3) P.S to Chief Minister NWFP, Peshawar.
- 4) P.S to Chief Secretary NWFP, Peshawar.
- 5) Director Schools & Literacy, NWFP, Peshawar.
- 6) Director, Curr; & Teachers Edu; NWFP, Mandian Abbottabad.
- 7) Director of Education FATA NWFP, Peshawar.
- 8) P.S to Minister of Education, NWFP, Peshawar.
- 9) P.S to Secretary Schools & Literacy NWFP, Peshawar.
- 10) Office File.

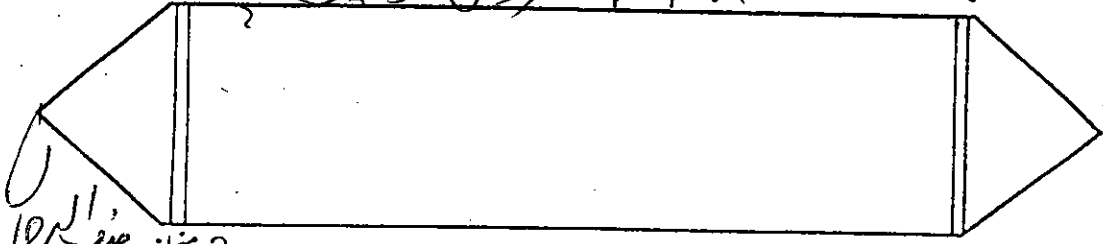


(FARID AHMAD KHATTAK)
SECTION OFFICER (GENERAL)
SCHOOLS & LITERACY DEPARTMENT
GOVERNMENT OF NWFP.



SYED YOUNUS JAN
B.A., L.L.B. & B.T. Graduate (Law) Ltd
Advocate High Court Peshawar
Federal Shariat Court.

بعدالت KPK سروس کے سببوں کے لئے



سید یحییٰ صوفی
بنام حکومت KPK
ریسائیڈنٹ

سید المرہان
ریسائیڈنٹ

موزعہ
مقدمہ
دعویٰ
Service Appeal
No. _____ / 2015
جرم

باعث تحریر آئٹک

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ کے
آن مقام سید المرہان کیلئے سید المرہان کے لئے
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی مکمل کاروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالتہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور صولی چیک دروپیا عرضی دعویٰ اور درخواست ہر قسم کی تصدیق
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برادگی اور منسوخ
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ
پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جائے التوائے مقدمہ کے سبب سے وہوگا۔
کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
مذکور کریں۔ لہذا وکالت نامہ لکھد یا کہ سندر ہے۔

المرقوم _____ ماہ _____ 20

سید المرہان
ریسائیڈنٹ

بمقام KPK سروس کے سببوں کے لئے منظور سید المرہان کے لئے منظور

SYED YOUNUS JAN
B.A.B.L.S. & Ed. Certificate Sharia Law
Advocate High Court Peshawar
Federal Sharia Court.