

Sr. No	Date of order/proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
	20.11.2017	<p style="text-align: center;"><u>BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL</u></p> <p style="text-align: center;">Appeal No. 1066/2016</p> <p style="text-align: right;">Date of Institution ... 06.10.2016 Date of Decision ... 20.11.2017</p> <p>Farid Ullah S/O Akbar Ali SET Government High School, Badhber Peshawar.</p> <p style="text-align: right;">Appellant</p> <p style="text-align: center;">VERSUS</p> <p>The Government of Khyber Pakhtunkhwa through Secretary Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar & 03 others.</p> <p style="text-align: right;">Respondents</p> <p>Mr. Yasir Saleem Advocate --- For appellant.</p> <p>Mr. Zia Ullah, Deputy District Attorney --- For respondents.</p> <p>MR. GUL ZEB KHAN --- MEMBER MR. MUHAMMAD HAMID MUGHAL --- MEMBER</p> <p style="text-align: center;"><u>JUDGMENT</u></p> <p><u>GUL ZEB KHAN, MEMBER:</u> Learned counsel for the appellant present. Mr. Zia Ullah, Deputy District Attorney for the respondents present.</p> <p>2. Appellant Farid Ullah has filed the present appeal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the office</p>

order dated 11.05.2016 whereby the promotion of the appellant as Subject Specialist (BPS-17) has been withdrawn, communicated to the petitioner on 12.06.2016, against which the departmental appeal dated 25.06.2016, has not been responded.

3. Learned counsel for the appellant stated that the appellant has qualified as M.A English(Punjab University 1997), B.Ed (Peshawar University 1997) and M.Ed (AIOU 2003). That he was appointed as SET (BPS-16) vide order dated 29.01.2002 on the recommendations of the Public Service Commission. That according to the Service Rules notified in July 2014, 50% quota of Subject Specialist (BPS-17) was to be filled by way of promotion on the basis of seniority cum-fitness for the relevant subject from amongst the SETs (BPS-16) with at least 5 years service and having qualification of 2nd Class Master Degree and B.Ed or M.Ed (Industrial Art or Business Education) or MA Education or equivalent qualification from a recognized university. That the appellant was eligible/ fit for promotion to the post of Subject Specialist on the basis of seniority /fitness as he was never conveyed any adverse ACR. Further argued that respondent No. 3 vide letter dated 17.05.2008, asked all the EDOs in Khyber Pakhtunkhwa to provide the information on a prescribed proforma regarding eligible SETs having the qualification of M.A English, M.Ed/ B.Ed for promotion to the post of Subject Specialist (BPS-17). That in the meanwhile the appellant through a reliable service came to know that his name was not included in the working paper

being prepared at that time for promotions to SET posts, therefore the appellant then filed W.P No. 1647/2008 in the Peshawar High Court Peshawar. That the Peshawar High Court issued notice to respondent whereupon the Assistant Director appeared and made a statement that, "they are ready to include the name of the petitioner in the list of eligible candidates" and in view of this statements given to the Peshawar High Court the Writ Petition were allowed and directions was given that the name of the petitioner be included in the same list. Further argued that the appellant was promoted as Subject Specialist vide notification dated 17.03.2016 on the basis of old service rules of 1994/99 whereunder 50% posts of Subject Specialists were to be filled from amongst the holders of the post of ADO/SET on the basis of seniority cum-fitness and Master Degree in the relevant subjects. That the notification was implemented in the case of the appellant also. That the appellant took over the charge of his post and started performing his duty. Further argued that on 12.6.2016 the appellant received a corrigendum/impugned letter dated 11.5.2016 whereunder his promotion, already granted vide notification dated 17.03.2016 was withdrawn due to the reason that appellant was 3rd Division in M.A English. Further argued that the appellant has not been treated in accordance with law as he has remained deprived of his regular promotion due to inaction/slackness of the respondents. Further argued that the appellant is duly eligible and fit for promotion to the post of Subject Specialist, in accordance with the then prevailing rules/prescribed

method of promotion. That the rules so prescribed in 2014 have no retrospective effect and are thus inapplicable to his case as the appellant was illegible for promotion on the basis of old rules. Further argued that the appellant was senior in the seniority list to those who have been promoted and that the vested right of the appellant were snatched by withdrawing the promotion. Further argued that since the name of the appellant remained under the promotion zone for more than a decade before 2014, but was not considered therefore the instant appeal of the appellant may kindly be accepted and the impugned order dated 27.05.2016 may be set aside.


4. On the other side the learned Deputy District Attorney argued that the appellant has passed his Master Degree in English in 3rd Division whereas, the criteria regarding grant of promotion from SET/SST to Subject Specialist (English) BS-17 is at least 2nd Class Master Degree or four years BS degree. Hence the impugned notification dated 27.05.2016 is legally competent & liable to be maintained in favour of the respondent department in the interest of justice. Learned DDA argued that the respondent No. 3 has sought detail information including ACRs/PERs from only the eligible SETs for the grant of promotion against the SS post in BPS-17. Further argued that neither any departmental appeal has been filed by the appellant, nor any such record is available in the respondent department, hence the plea of the appellant is liable to be set aside. That the honorable Peshawar High Court Peshawar vide judgment

dated 18/09/2008 rendered in W.P No. 1462/2010 case titled Farid Ullah SET VS Govt: has rejected the case of the appellant on merits of the case in view of the available record & criteria for promotion. Further argued that promotion of the appellant was illegal & against the criteria/policy, and such orders/notification are always liable to be struck-down in the interest of justice and that the same has been done by the respondent department in the appellant's case as he was wrongly promoted against the SS post. That bringing any amendments/improvements in the criteria's by the Respondent Department in the light of the requirements/demands of the time/situation/latest developments in the relevant field have always been upheld by the Superior Courts of Law. Hence the instant service appeal may kindly be dismissed.

5. We have heard arguments of the learned counsel for the appellant and learned District Attorney for the respondents and have gone through the record available on file.

6. It is an admitted fact that policy in vogue for promotion of SETs to the posts of SS was on the basis of 50% quota from amongst those having at least second class Mater Degree, whereas the appellant was equipped with a master's degree in third division. All the impugned promotions were made in accordance with the new service rules of 2014 and not on the basis of old rules of 1994/99. Moreover the appellant has also not made his junior colleagues as respondents.

7. As a sequence to above, the present appeal is hereby dismissed. Parties are left to bear their own costs. File be consigned to the record room.


(MUHAMMAD HAMID MUGHAL)
MEMBER


(GUL ZEB KHAN)
MEMBER

ANNOUNCED

08.11.2017

20.11.2017

Learned counsel for the appellant present. Mr. Zia Ullah, Deputy District Attorney for the respondents present. Vide separate judgment of today of this Tribunal placed on file, the present appeal is hereby dismissed. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED

20.11.2017



(Muhammad Hamid Mughal)
Member

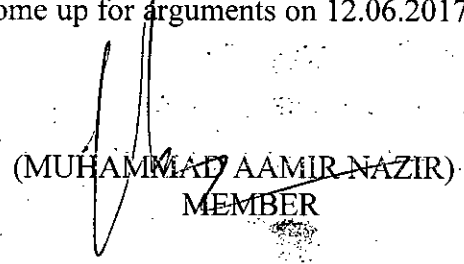


(Gul Zeb Khan)
Member

02.03.2017

Counsel for appellant and Mr. Muhammad Jan, Government Pleader for respondents present. Learned counsel for appellant submitted rejoinder which is placed on file. To come up for arguments on 12.06.2017 before D.B.


(ASHFAQUE TAJ)
MEMBER


(MUHAMMAD AAMIR NAZIR)
MEMBER

12.06.2017

Agent to counsel for appellant and Mr. Muhammad Adeel Butt, Additional AG for the respondents present. Agent to counsel for appellant requested for adjournment. Adjourned. To come up for arguments on 05.10.2017 before D.B.


(Muhammad Amin Khan Kundi)
Member

05.10.2017
(Zeb Khan)
Member

Counsel for the appellant and Mr. Ziullah, DDA for respondents present. Counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 21.12.2017 before D.B.


(MUHAMMAD HAMID MUGHAL)
MEMBER


(AHMAD HASSAN)
MEMBER

16.11.2016

Learned counsel for the appellant argued that the appellant is serving as SET as so promoted on 17.03.2016. That after protracted litigation including Writ Petition of the appellant before Hon'ble Peshawar High Court, Peshawar appellant was granted his due right of promotion vide notification referred to above. That the appellant was entitled to promotion under the rules then in vogue. That vide impugned order dated 11.05.2016 the promotion order of the appellant was unilaterally withdrawn by applying the new rules which order is against facts and law and liable to be set aside. That against the said impugned order appellant preferred departmental appeal on 25.6.2016 which was not responded and hence the instant service appeal on 06.10.2016.

Appellant Deposited
Security Process Fee

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 10.01.2017 before S.B.


Chairman

10.01.2017



None present for appellant. Mr. Hameed-ur-Rehman, AD (lit.) alongwith Additional AG for the respondents present. Written statement submitted. The appeal is assigned to D.B for rejoinder and final hearing for 02.03.2017 before D.B.


Chairman

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1066 /2016


S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	19/10/2016	<p>The appeal of Mr. Faridullah resubmitted today by Mr. Ijaz Anwar Advocate may be entered in the Institution Register and put up to the Learned Member for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	20-10-2016	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>16-11-2016</u></p> <p style="text-align: right;"> MEMBER</p>

The appeal of Mr. Faridullah son of Akbar Ali SET GHS Badhber Peshawar received today i.e. on 06.10.2016 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.


Copy of seniority list mentioned in para-8 of the memorandum of the appeal is not attached with the appeal which may be placed on it.

No. 1650 /S.T,

Dt. 7/10 /2016


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Sajid Amin Adv. Pesh.

Seniority list copy not provided by
Appellant please resubmit attached copy
Please ditto be the said


7

BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Appeal No. 1066 /2016

Faridullah s/o Akbar Ali SET Govt High School Badhber
Peshawar.

(Appellant)

VERSUS

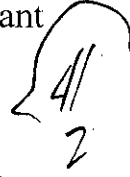
Govt of Khyber Pakhtunkhwa through Secretary Elementary
and secondary Education Khyber Pakhtunkhwa Peshawar
others. (Respondents)


INDEX

	<i>Description of documents</i>	<i>Annexure</i>	<i>Page#</i>
1	Memo of Appeal with affidavit		1-6
2	Copy of appointment order	A	7-8
3	Copies of educational documents	B	10-12
4	Copy of recruitment rules	C	13-16
5	Copy of letter 26.8.2008	D	17
6	Copies of letter dated 30.9.2008 with working paper, seniority list	E&F	18-22
7	Copy of the judgment and order dated 24.10.2008	G	23-30
8	Copies of the promotion notification dated 17.3.2016 and salary slips	H&I	31-38
9	Copy of notification dated 11.5.2016	J	40
10	Copy of the departmental appeal	K	41
11	Wakalat nama		42

Through


Appellant


IJAZ ANWAR
Advocate, Peshawar


&
SAJID AMIN
Advocate, Peshawar

**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR**

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1052

Dated 06-10-2016

Appeal No. 1066/2016

Faridullah s/o Akbar Ali SET Govt High School Badhber
Peshawar.

(Appellant)

VERSUS

1. Govt of Khyber Pakhtunkhwa through Secretary Elementary and secondary Education Khyber Pakhtunkhwa Peshawar.
2. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
3. Deputy Director (Establishment) Directorate of school & Literacy Khyber Pakhtunkhwa Peshawar.
4. Executive District Officer (Elementary & Secondary) Education Peshawar.

(Respondents)

Appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the notification dated 11.5.2016 whereby the promotion of the appellant as Subject Specialist BPS-17 has been withdrawn, communicated to the petitioner on 12.6.2016, against which the department appeal dated 25.6.2016 has not been responded so far.

PRAYER IN APPEAL

On acceptance of this appeal the corrigendum notification dated 11.5.2016 may please be set aside and the promotion notification dated 17.3.2016 may please be restored with arrears or any other remedy deemed proper may also be allowed.

Respectfully Submitted:

Filed to-day

Registrar

Re-submitted to -day
and filed.

Registrar

1. That the appellant was appointed as SET (BPS-16) vide order dated 29.1.2002 pursuant to qualifying the competitive examination and recommendation of the Public Service Commission. (Copy of appointment order is attached as annexure A).

2. That the appellant has at his credit the qualification of M.A English, M.Ed/ B.Ed. (Copies of educational documents are attached as annexure B).

A 104 2003
2
Annul 1997 Pesh. Univ.

July
1997 Ad.
Pesh. Univ.

3. That the next post in the channel of promotion to the post of SET (BPS-16) is Subject Specialist (BPS-17), according to the recruitment rules at the relevant time the following method of promotion has been prescribed for the post of subject specialist (BPS-17).

- i. 50% by initial recruitment.
- ii. 50% by promotion from among the holder of the post of ADO/SET on the basis of seniority cum fitness and master degree in the relevant subject

(Copy of recruitment rules is attached as annexure C).

4. That according to the above rules the appellant was perfectly eligible and fit for promotion to the post of Subject Specialist both due to his seniority/fitness and that he was never conveyed any adverse ACR, throughout his service career he has been rated as good, moreover he was having the prescribed qualification for the post of Subject Specialist at his credit.

5. That the respondent No. 3 has vide letter dated 17.5.2008 directed all the Executive District Officers in Khyber Pakhtunkhwa to provide the information on a prescribed proforma regarding eligible SETs having the qualification of M.A English, M.Ed / B.Ed for promotion to the post of Subject Specialist (BPS-17). It is pertinent to point out here that though Peshawar is the capital city of Khyber Pakhtunkhwa albeit, the respondent No. 4 has never conveyed any such letter, the move was to deprive the eligible candidates from promotion and to promote the blue eyed and having political backing.

6. That the appellant when came to know about initiation of the process of promotion forthwith submitted his representation dated 6.8.2008, with complete bio data on the prescribed proforma, for inclusion of his name in the working paper prepared for promotion to the post of Subject Specialist (BPS-17). His appeal was processed, it is pertinent to point out here that the respondent No. 3 also confirmed the contention of the appellant that no such letter dated 17.5.2008 was conveyed to the office. (Copy of letter 26.8.2008 are attached as annexure D).

7. That the appellant was expecting that after his appeal and required proforma, the respondents would consider his name for promotion, albeit waiting for some time he filed W.P No. 1462/2008 in Peshawar High Court, the honorable court vide order and judgment dated 18.9.2008 dismissed the writ petition considering it as premature however observed that, "The entire information of the appellant is based on verbal information conveyed to him by respondent NO. 3 who had already been directed by the Minister concerned to include the names of those SETs whose name were left out, on account of respondent NO. 3 conduct, in the list of candidates to be placed before the respondent No. 1 for approval/ promotion. This information is not based on any solid ground and this court cannot pre-empt the mind of respondents, who are yet to prepare, finalize and submit the list of eligible candidates for promotion to the quarter concerned. The appellant apprehension, that he may not be promoted, may prove false and, if proved true, may approach to High Court again for an appropriate order against respondents to include his name in the list of candidates to be considered for promotion on merit".
8. That the apprehension of the appellant came true again when vide letter dated 30.9.2008 a working paper was prepared for promotion to the post of Subject Specialist (BPS-17) and name of the appellant was not including among the eligible candidates, it transpired from the list of eligible candidates that pick and choose was made and the name of the junior official were included in the said list, the appellant though senior to them was malafidely ignored and not included. (Copies of letter dated 30.9.2008 with working paper, seniority list are attached as annexure E&F).
9. That the appellant then filed W.P No. 1647/2008 in the Peshawar High Court Peshawar, the honorable court issued notice to respondent whereupon the Assistant Director of the then S&LE Department appeared and made a statement that, "*they are ready to include the name of the petitioner in the list of eligible candidates*" in view of the statements given the W.P was allowed and directions was given that the name of the petitioner be included in the same list. (Copy of the judgment and order dated 24.10.2008 is attached as annexure G)
10. That the respondents thereafter quite illegally did not processes the cases of promotion of eligible SETs and they remained deprived of their promotion. That vide notification dated 24.7.2014 the recruitment rules for the post of S.S

BPS-17 were amended and instead of Master Degree at least 2nd class master degree was inserted.

11. That vide notification dated 17.3.2016 the appellant was promoted as Subject Specialist. The notification was implemented in the case of the appellant also, the appellant took over the charge of his post and started performing his duty. His pay was also fixed in the promoted post and he received the salary of the post as well till June 2016. (Copies of the promotion notification dated 17.3.2016 and salary slips are attached as annexure H&I).
12. That on 12.6.2016 the appellant received a corrigendum letter dated 11.5.2016 whereby his promotion already granted vide notification dated 17.3.2016 was withdrawn on the ground that he is 3rd division in M.A English hence not entitled for promotion from SST to the post of Subject Specialist as per service rules. (Copy of notification dated 11.5.2016 is attached as annexure J).
13. That the appellant submitted his departmental appeal dated 25.6.2016, however, it was not replied despite the lapse of 90 days. (Copy of the departmental appeal is attached as annexure K).
14. That the impugned corrigendum dated 11.5.2016 is illegal, unlawful and thus liable to be set aside inter alia on the following grounds :


GROUND OF APPEAL:

- a. That the appellant has not been treated in accordance with law. His rights secured and guaranteed under the law has been badly violated.
- b. That on his promotion vested rights have been created in favor of the appellant and the same can neither be withdrawn nor rescinded illegally.
- c. That the appellant has not treated been in accordance with law and he remained throughout deprived of his regular promotion due to in action/ slackness of the respondents thus they are bound to follow the law and to act in accordance with law.
- d. That at the relevant time the appellant is eligible and fit for promotion to the post of Subject Specialist, in accordance with the prevailing rules /prescribed method of promotion,

however the respondents contumaciously delayed the promotion and in the mean time certain amendments were introduced in the rules. The rules so prescribed have no retrospective effect and are thus inapplicable to his case.

- e. That the appellant was the senior in the seniority list to those who have been promoted, by withdrawing the promotion vested right of the appellant were snatched.
- f. That the rules so amended have no retrospective effect, besides the name of the appellant remained under the promotion zone for more than a decade but was not considered, similarly when considered and promoted that order has illegally been withdrawn.
- g. That the appellant seeks the permission of this Honourable Tribunal to rely on additional grounds at the hearing of this appeal.

It is, therefore, humbly prayed that on acceptance of this appeal the corrigendum notification dated 11.5.2016 may please be set aside and the promotion notification dated 17.3.2016 may please be restored with arrears.


Appellant

Through


IJAZ ANWAR
Advocate Peshawar

&

SAJIB AMIN
Advocate Peshawar

BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Appeal No. _____/2016

Faridullah s/o Akbar Ali SET Govt High School Badhber
Peshawar.

(Appellant)

VERSUS

Govt of Khyber Pakhtunkhwa through Secretary Elementary
and secondary Education Khyber Pakhtunkhwa Peshawar
others. (Respondents)

AFFIDAVIT

I, Faridullah s/o Akbar Ali SET Govt High School
Badhber Peshawar, do hereby solemnly affirm and
declare on oath that the contents of the titled appeal
as well as application are true and correct to best of
my knowledge and believe and that nothing has
been kept back or concealed from this Honourable
Tribunal.

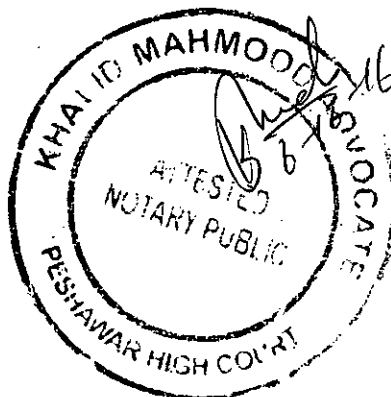
Identified by



Ijaz Anwar
Advocate Peshawar

DEPONENT

11201-0396786-5



7

ANNEXURE A

OFFICE OF THE DIRECTOR OF SECONDARY EDUCATION NWFP, PESHAWAR
NOTIFICATION.

Consequent upon the Selection made by NWFP, Public Service Commission Peshawar & the bar relaxation of the competent authority, the Director of Secondary Education NWFP, Peshawar is pleased to appoint the following candidates against SEM posts (P-30) date of taking over subject to the terms and conditions given below.

TERMS AND CONDITIONS.

1. They will be governed by such rules and Regulations as prescribed by the Govt: from time to time for the category of the Govt: Servants to which they belong.
2. Their services will be liable to termination on one months notice from either side. In case of resignation without notice one month pay will be forfeited in lieu thereof.
3. They should join the posts within one month of the issue of this Notification.
4. Their inter-se-seniority will be determined in accordance with the merit of NWFP, Public Service Commission.
5. Charge report should be submitted to all concerned.
6. Their appointments are subject to the production of prescribed Medical Certificate from the standing Medical Board and verification of their Character/Good report by the police Department. They may not be placed on charge till the completion of the said requirements.
7. They shall be on probation for a period of 1 year.
8. Their original Certificates/Degrees should be submitted & verified from the concerned University & handed over on charge.
9. The declaration of Assets should be obtained from them immediately and placed on record.
10. Prescribed age limit for the post is 35 years.
11. Complete information on the prescribed forms along with charge report be submitted to the Director of Secondary Education Peshawar.
12. No TA/DA is allowed.

S.No.	Name/Address	Where posted	Remarks
1.	Hamidullah Khan S/O Mohammad Khan V&FO Jangi Killa Demil Teh:& Distt: Fanna.	Service at the Disposal of M.E. (PATA) for further assignment.	
2.	Mohammad Arshad S/O Azizur Rehman Vill: Massa Teh:& FO Balakot Distt: Mansehra.	GHS Bagga Manshera	A/10/10/10/10

Handwritten signature

8

325. Mohammad Luqman S/O Guli Bat Khan GHS No.2 Kohat Against Vacant
(Late) Vill: Loghari Banda PO SET post.
Manzini Banda Teh: Takht Nusratti
Karak.
327. ✓ Faridullah Khan S/O Akbar Ali GHS Chakkan DIKhan -do-
Vill: & PO Mela Shahab Khel Teh:
& Distt: Lakki.
328. Jamshed Khan S/O Rehman Vill: Service placed at the disposal of
Khudai Near Killi Kotlang Road LE (FATA) for further adjustment.
PO & Distt: Mardan.
329. Hussain Mohammad S/O Haji GHS Maira Urmaz A.V. SET post.
Tilla Mohammad Late dashtan-
Miana Peshawar.
agar Colony O/S Gunj Gate Pando
Road Peshawar City.
330. Shafiqatullah Khan S/O Mohammad GHS No.1 Bannu -do-
Yaqoob Khan Vill: Mir Qadous
Tughal Khel PO Ismail Khel Teh:
& District Bannu.
331. Arshad Jamal S/O Mohammad Jamal GHS Toru Maira Mardan -do-
Gulshan Colony Street No.5
Opp: Railway Station Mardan.
332. ✓ Mohammad Tariq S/O Shadi Khan Moh: GHS Belot Sharif DIKhan -do-
Mina Khel Khas Near Masjid PO
Lakki Teh: & Distt: Lakki.
333. Haroonun Rasbi S/O Mir Bushar GHS No.2 Nsr: M. lan -do-
Khan Vill: Khesghi Bela Sheikhan
PO Khesghi Poyan Nowshera.
334. Mohammad Sher Zaman S/O Faraz Service placed at the disposal of
Khan Distt: DIKhan Teh: & PO Lodha DE (FATA) for further adjustment.
Vill: Sum Tapargai Swa.
335. Afsar Ali S/O Saleem Khan GHS Labor Swabi A.V. SET post.
V&PO Yaquhi Teh: Labor Swabi.
336. Mohammad Infaqullah S/O Sahib GHS Sarozai Hangu -do-
Jan V&PO Inzar Banda Teh: Takht
Nusratti Karak.
337. Sher Mohammad S/O Mubbar Khan Service placed at the disposal of
Distt: Tank Teh: Wana PO Panai DE (FATA) for further adjustment.
SWA.
338. Niaz Mohammad S/O Mohammad GHS Jarra A. Abad A.V. SET post.
Albam Vill: Jamal Moh:
Thalican PO Jarra Teh: & Distt:
A. Abad.
339. Saleem Khan S/O Sahibul Haque GHS Masbo Khel Pesh: -do-
V&PO Sufnia Sang Moh: Parsang
Peshawar.
340. Shafiqat Samdani S/O Ghulam GHS Nathia Gali A. Abad -do-
Samdani Moh: Musazai PO Nowan
Sher Teh: & Distt: A. Abad.
341. Raziq Shah S/O Mugharrab Shah Service placed at the disposal of
Vi&PO Sher Garb Distt: Mardan. DE (FATA) for further adjustment.

M. Khan

19/11/002

DEPUTY DIRECTOR SECONDARY
EDUCATION NWFP PESHAWAR

29/11/002

- 1. Accountant General NWFP, Peshawar.
- 2. Director Primary Education NWFP, Peshawar.
- 3. Director (FAIA) NWFP, Peshawar.
- 4. Secretary Public Service Commission NWFP, Peshawar.
- 5. All Executive Distt: Officers (S/L) in NWFP.
- 6. All District/Agency accounts Officers concerned.
- 7. Principal/Headmaster GHS/GHS/GMS concerned.
- 8. Private Secretary to Minister for Education NWFP, Peshawar.
- 9. Private Secretary to Secretary Education Govt: of NWFP, Peshawar.
- 10. Candidate concerned.
- 11. PA to Director Secondary Education NWFP, Peshawar.
- 12. Director PTE/NWFP, Peshawar.

Endst: No. 2307-3080 /A-14/SPT/Req: apptt: Dated Peshawar the 29/11/02

(HAFIZ BAHADAR KHAN)
DIRECTOR
SECONDARY EDUCATION NWFP PESHAWAR

- 1. No. PA/DA is allowed.
- 2. Charge report should be sent to all concerned.

Note:-

- 358. Abdul Majid S/O Abdul Ghaffar
Vill Kotla Mohsin Khan Landi
Arbab Road G/O Resu: Qant.
- 359. Saeedullah Jan S/O Khatiwala Teh:
Vill: Kot Azad FO Ghoriwala Teh:
and Distt: Bannu.
- 360. Jamsid Khan S/O Haji Mohammad
Sharif Vill: Zera Maina FO
Garni Sher Bad Teh: & Distt: Pesh:

GHS Sheikhanmammad A.V. SPT pss
Peshawar.

8

University of Peshawar
(Pakistan)

Approved: B B
(16)

Session ANNUAL 1997

VERIFIED & FOUND CORRECT

FARID ULLAH KHAN

SON

of

AKBAR ALI

DEPUTY CONTROLLER OF EXAMINATIONS
UNIVERSITY OF PESHAWAR.

of SARHAD INSTITUTE OF EDUCATION PESHAWAR

and a student

held in DECEMBER, 1997

having passed the prescribed Examination
is this day admitted by the University of Peshawar to the Degree of

Bachelor of Education

Attested
F. Yas

In the SECOND Division in Theory

In the FIRST Division in Teaching Practice

In the SECOND Division in Aggregate

Passed also in GUIDANCE & COUNSELLING as an Optional Subject

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

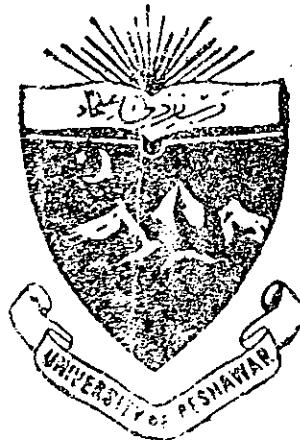
Serial No. 009805

Registration No. 95-SIET

Roll No. 292

Result declared on APRIL 29, 1998

Muzer



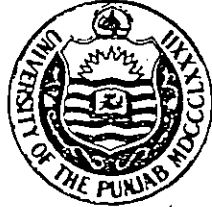
[Signature]
Head Master
G.H.S. Chahkai
D. I. Khan

[Signature]
Registrar

Countersigned

[Signature]
Vice-Chancellor

UNIVERSITY OF THE PUNJAB



1996

This is to Certify

that Farid Ullah Khan
son/daughter of Akbar Ali
of the F.G. College for Men, H/S, Islamabad
has obtained the Degree of

Master of Arts
English

in this University at the Examination held
in July, 1997 and was placed in
the Third Class.
The Examination was taken as a whole / in parts.
Marks obtained. 437/1000

LAHORE: 19 APR 2001

پنجاب یونیورسٹی



1997

تصدیق کی جاتی ہے

کہ فرید اللہ خان
بن / بنت اکبر علی
از ایف۔ جی۔ - کالج فارمین ایچ / ۸ اسلام آباد
نے اس یونیورسٹی کے امتحان منعقدہ جولائی ۱۹۹۷ کی بنا پر

ایم۔ اے
انگریزی

کی ڈگری درجہ سوم میں حاصل کی
انہوں نے کئی / امتحان میں شرکت کی

Attested ۱۰۰۰/۲۲۷
F. yas

CHANCELLOR

چانسلر

CONTROLLER
OF EXAMINATIONS

کنٹرولر امتحانات

FARZANA YASHEEN
S.S. GORSE, JAKHEL, KOHAT

12

Allama Iqbal Open University Islamabad



10139

Serial No. _____

Certified that Mr. / Ms. FARID ULLAH KHAN

Son / Daughter of AKBAR ALI

Registration No: 01-NBU-0184 Roll No: K-6579619

having completed the prescribed requirements in semester

AUTUMN 2002 is awarded the degree of:

Master of Education (M.Ed.)

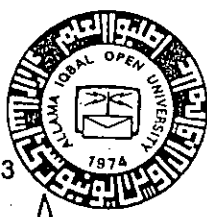
*Attested
F. Yas*

FARZANA YASMEEN
S.S. GHOS, AKHTEL, KOTLAI

He / She has secured 57 % marks and has been placed in C grade.

*Attested
M. Akbar*

[Signature]
CONTROLLER OF EXAMINATIONS



[Signature]
VICE-CHANCELLOR

Result declared on: September 10, 2003

ISLAMABAD. DATED: August 12, 2005

THIS DEGREE IS TO BE READ IN CONJUNCTION WITH THE TRANSCRIPT, ISSUED SEPARATELY

[Signature]

13

Amended C



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24th July, 2014.

NOTIFICATION

No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre:- In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB dated, 13-11-2007, and Notification No.SO(PE) 4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

- (i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

1	2	3	4	5
"1.	Subject Specialist (BPS-17)	i. At least <u>second class Master's Degree</u> or four years BS Degree in the relevant subject; and ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.	23 to 35 years	(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3. Note: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

Aliya

				recruitment; and (b) fifty percent by initial recruitment.
1A	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3: Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3; Note:- If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment; and (b) fifty percent by initial recruitment"; and

Handwritten signature

15

				<p>Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers with at least seven years service as Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No.3:</p> <p>Provided further that if no suitable candidate is available from amongst Senior Primary School Teachers for promotion then the post shall be filled from amongst Primary School Teachers with at least seven years service as such and having qualification mentioned in column No. 3; and</p> <p>(ii) twenty Five percent by initial recruitment.</p> <p>Note:</p> <p>I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.</p> <p>II. Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately."</p>
--	--	--	--	--

[Handwritten signature]

16

**SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

Endst : of even No & date:

1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
7. The Director of Education (FATA) Peshawar.
8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
14. All District Account Officer in Khyber Pakhtunkhwa.
15. All Agency Education Officer in FATA
16. All Agency Account Officer in FATA.
17. PS to Governor Khyber Pakhtunkhwa. Peshawar.
18. PS to Chief Minister Khyber Pakhtunkhwa. Peshawar.
19. PS to Chief Secretary Khyber Pakhtunkhwa. Peshawar.
20. PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.
22. Master file

**(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)**

[Handwritten signature]

(17)

Amir D

Executive District Officer
(E & S) Education Peshawar
No: 3273

Dated Pesh; the 26/8/2008.

To

The Director,
(E & S) Education,
N.W.F.P. Peshawar.

Subject:-

APPEAL FOR EXTENSION IN THE LAST DATE OF APPLICATIONS
FOR THE PROMOTION OF SET, STO THE POST OF SS ENGLISH
THROUGH DEPARTMENT.

Memo;

Reference your Memo No: 1552/F.No: 21/D Appeals/SS dated;
16/8/2008 on the subject noted above.

In this connection it is submitted for your kind information
that the applicant has not applied on the subject noted above to this office
nor the information letter received to this office from your good self to
collect the said information from the institutions of District Peshawar.

In view of the above it is therefore requested that this office
may kindly be provided a copy of proforma, so that the same could be
circulated to the institutions of District Peshawar for collection applications
please.

District Officer (Male)
(E & S) Education Peshawar.

[Handwritten signature]

(18) (18)

Approved: E

DIRECTORATE OF ELEMENTARY & SECY: EDU: NWFP PESHAWAR.

NO. 7688 / F.No. 104/SS.

Dated Pesh: the 30/01/08.

To,

The Secretary to Govt: of NWFP,
(PESB) Department, Peshawar.

Subject:- WORKING PAPER FOR PROMOTION OF 22 SETS TO THE POST OF S.S.(ENGLISH).

Sir,

I am directed to refer to the letter No.S0(PE) 246/DIO/05/Vol:II/ dated 27.3.2008 on the subject noted above and to ~~mark~~ submit working paper of 22 SETs (07 sets) containing the following documents for further process please.

- 1. Working Paper.
- 2. Service Rules.
- 3. Minutes of DEC meeting held on 6.12.2007
- 4. Extract of Seniority List.
- 5. ACR synopsis.
- 6. Last 3 years Results/Bio Datas.

Encl:- As above.

There
28/09/08
 Deputy Director (Estt:)
 Directorate of Elementary &
 Secy: Edu: NWFP Peshawar.

Signature

(18)

Approved F

WORKING PAPERS FOR DEPARTMENTAL PROMOTION COMMITTEE.

Subject:- Regular promotion of Mr. Faridullah Khan SET B-16 to the post of Subject Specialist (English) BPS-17 in the light of the order of Peshawar High Court Peshawar.

22 posts of SS(English) BPS-17 falling under the promotion quota have fallen vacant in the Elementary & Secondary Education Department NWFP and in this regard the promotion case has already been submitted vide letter No.7688 dated 30.9.2008 detail is given below:-

S.No.	Total No. of posts.	Share of promotion.	Existing promotees.	Differed cases.	Net to be promoted.
1.	156	78	55	2, after excluding the case of Saleem Akhtar net differed case(1)	21+1= 22

In terms of S.No 5 Column No.6 of Schedule issued vide Notification No.SOS/7-34/91/ dated 9.5.1994 amended vide No.SOS/7-34/91/ dated 15.1.1999 (Annexure A & B) the following method of recruitment has been prescribed for the post of Subject Specialist B-17.

1. 50% by initial recruitment.
2. 50% by promotion from amongst the holders of the posts of ADO/SET on the basis of seniority cum fitness and Master Degree in the relevant subject.

One Mr. Faridullah Khan SET GHS Badaber Peshawar has filed Writ Petition before the Honorable Peshawar High Court Peshawar regarding inclusion of his name in the above promotion case and the Honourable Peshawar High Court Peshawar vide order dated 24.10.2008 accepted the request of the teacher concerned and ordered to include his name in the list of promotion (Copy of order dated 24.10.08 is annexure C).

Hence in the light of the court orders the name of Mr. Farid Khan SET may be included in the list at S.No and the name of Mr. Akbar Khan SET GCMHS Timergara Dir (L) at S.No. 22 may be dropped please.

The particulars of the Mr. Faridullah Khan SET GHS Badaber Peshawar are given below:-

S.No.	Name of Officer.	Qualification.	D/O Ist Appointment.	D/O Regular promotion to present post.	Whether eligible for promotion.
1.	Mr. Faridullah Khan	MA English M.Ed	29.1.2002	29.1.2002	yes.

Signature

File & working papers sent to Directorate on 14/01/2009 D.No 1224.

20

Board. Attested copies of ACR/Synopsis alongwith complete bio-data of the officer are placed on

IT IS CERTIFIED THAT:-

1. The officer hold the present post on regular basis.
2. The prescribed minimum length of qualifying service/experience is not required under the service recruitment rules.
3. No Departmental profession examination has been prescribed under the rules.
4. No disciplinary/departmental proceedings/anti-corruption case or judicial enquiry is pending against them and no penalty was imposed on them during the last five years.
5. The Departmental Promotion Committee is requested to determine suitability of the officer concerned for regular promotion from B-16 to B-17.

DEPUTY SECRETARY (ADMN:)
ELEMENTARY & SECONDARY EDU:
N.W.F.P. PESHAWAR.

[Handwritten signature]
40

Amendment
Sub: epl (21) L36
+28

GOVERNMENT OF NORTH-WEST FRONTIER PROVINCE
EDUCATION DEPARTMENT.

NOTIFICATION

Peshawar, dated the 15th January, 1999

NO. SO(S)7-34/91. In pursuance of the provisions contained in sub-rules (2) of rule 3 of the North-West Frontier Province Civil Servants (Appointments, Promotion and Transfer) Rules, 1989, the Education Department, in consultation with the Services and General Administration Department and the Finance Department, hereby directs that in this Departments Notification No. SO(S)7-34/91 dated 9.5.1994, the following further amendments shall be made, namely:-

AMENDMENT.

In the Appendix:-

(a) for the existing entries in column 5 and 6 against serial No. 5 the following shall respectively be substituted namely:

5

6

"25-40 years

(a) Fifty percent by initial recruitment through the Provincial Public Service Commission; and

(b) Fifty percent by promotion on the basis of Seniority-Cum-fitness from amongst the Senior, English Teachers/Assistant District Education Officers/Assistant Sub-Divisional Education Officers possessing qualification prescribed for initial recruitment".

Signature
SECRETARY TO GOVT. OF N.W.F.P.
EDUCATION DEPARTMENT.

Endst: No. SO(S)7-34/91 Dated Peshawar, the 15th Jan., 1999.

Copy forwarded for information & n/action to:-

1. All the Administrative Secretaries to Government of NWFP.
 2. All the Directors of Education in NWFP.
 3. The Accountant General NWFP Peshawar.
 4. All District/Agency Accounts Officers in NWFP/FATA.
 5. The Secretary NWFP Public Service Commission, Peshawar.
 6. The Manager, Govt. Printing Press, NWFP, Peshawar.
 7. All District Education Officers (Secondary/Primary) Male/Female in NWFP.
 8. I.S to Secretary Education.
- Signature*

(22)

(Annexure - 1) "A"

GOVERNMENT OF NORTH-WEST FRONTIER PROVINCE
EDUCATION DEPARTMENT.

NOTIFICATION.

Peshawar, dated the 9/5/1994.

No. SO(S)7-34/91 In pursuance of the provisions contained in sub-rule (2) of rule 3 of the North West Frontier Province Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 and in supersession of all previous rules made in this behalf, the Education Department, in consultation with the Services and General Administration Department and the Finance Department, hereby lays down the method of recruitment, qualifications and other conditions specified in columns 3 to 5 of the Appendix to this notification which shall be applicable to the posts specified in column 2 of the said Appendix.

SD/-
Secretary to Government of
NWFP Education Department.

Endst: No. SO(S)7-34/91 Dated Peshawar the 9-5-1994.

- Copy forwarded for information and n/a to the:-
1. All Administrative Secretaries to Govt: of NWFP.
 2. Secretary NWFP, Public Service Commission Peshawar.
 3. Accountant General NWFP Peshawar.
 4. All Directors of Education in NWFP.
 5. Manager Govt: Printing Press Peshawar for publication in the next issue of Govt: Gazette.
 6. All Divisional Directors of Education (S) in NWFP.

Deputy Director of
Secondary Education
G.W.F.P. Peshawar.

M/S
(MUHAMMAD ILYAS)
SECTION OFFICER (SCHOOLS)

M.K.

Amir

1 (24) JAWAID G

81

IN THE PESHAWAR HIGH COURT PESHAWAR

W.P No. 647/2008

Farid Ullah Khan S/O Akbar Ali SET Government High School
Badaber Peshawar.

(Petitioner)

Versus

1. Govt of NWFP through Secretary Elementary and Secondary Education, NWFP Peshawar.
2. The Director Elementary and Secondary Education, NWFP Peshawar.
3. Deputy Director (Establishment) Directorate of Schools & Literacy NWFP Peshawar.
4. Executive District Officer (Elementary & Secondary) Education Peshawar.

(Respondents)

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

Prayer in Writ Petition

Writ
On acceptance of this Writ Petition an appropriate may please be issued directing the respondents to act in accordance with law and to consider the name of the Petitioner for promotion to post of Subject specialist (BPS-17), the acts and omissions of the respondents in not including the name of the Petitioner in list of eligible candidates for promotion to the post of Subject Specialist is malafide, illegal, without lawful authority, against the principles governing promotions and thus in effective upon the rights of the Petitioner Or any other remedy not specifically asked for may also be allowed.

Interim Relief:

Restraining the respondents from holding the meeting of the Departmental promotion Committee or issuing promotion orders in respects of Subject Specialists (BPS-17) till the decision of this Writ Petition.

FILED TODAY
Deputy Registrar
10 OCT 2008

ATTESTED
EXAMINER
Peshawar High Court
12 SEP 2014

Respectfully Submitted:

1. That the Petitioner was appointed as SET (BPS-16) vide order-dated 29.1.2002 pursuant to qualifying the competitive examination and recommendations of the Public Service Commission.
2. That the Petitioner has at his credit the qualification of M.A English, M.Ed / B.Ed. (Copies of the degrees are attached as Annexure A, B & C)
3. That the next post in the channel of promotion to the post of SET (BPS-16) is Subject Specialist (BPS-17), according to the recruitment rules the following method of promotion has been prescribed for the post of Subject Specialist (BPS-17)
 - i) **Fifty percent by initial recruitment.**
 - ii) **Fifty percent by promotion from among the holder of the post of ADO/ SET on the basis of seniority cum fitness and master Degree in the relevant subject.**
4. That according to the above rules the Petitioner is eligible and fit for promotion to the post of Subject Specialist (BPS-17) both due to his seniority/ fitness and that he was never conveyed any adverse ACR, throughout his service career he has been rated as good, moreover he is having the prescribed qualification for the post of Subject Specialist at his credit.
5. That the respondent No. 3 has vide letter dated 17.5.2008 directed all the Executive District Officers in NWFP to provide the information of on a prescribed proforma regarding eligible SETs having the qualification of M.A English, M.Ed / B.Ed for promotion to the post of Subject Specialist (BPS-17). It is pertinent to point out here that though Peshawar is the capital city of NWFP albeit, the respondent No. 4 was never conveyed any such letter, the move was to deprive the eligible candidates from promotion and to promote the blue eyed and having political backing. (Copy of the letter dated 17.5.2008 is attached as Annexure D)
6. That the Petitioner when came to know about initiation of the process of promotion forthwith submitted his representation dated 6.8.2008, and complete bio data on the prescribed proforma, for inclusion of his name in the working paper prepared for promotion to the post of Subject Specialist (BPS-17). His appeal was processed, it is pertinent to point out here that the respondent No. 3 also confirmed the contention of the petitioner that no such letter dated 17.5.2008 was conveyed to the office. (Copies of the appeal, letter dated 16.8.2008 & 26.8.2008 are attached as Annexure E, F & G)

FILED
 10 OCT 2008

ATTESTED
 EXAMINER
 Peshawar High Court
 12 SEP 2014

(26)

7. That the Petitioner was expecting that after his appeal and required proforma, the respondents would consider his name for promotion, albeit waiting for some time he filed writ Petition No. 1462/2008 in this Honourable Court. This Honourable Court vide its judgment and order dated 18.9.2008 dismissed the writ Petition considering it as premature however observed that *"The entire information of the petitioner is based on verbal information conveyed to him by respondent No. 3, who had already been directed by the Minister concerned to include the names of those SETs whose name were left out, on account of respondent No. 3 conduct, in the list of candidates to be placed before the respondent No. 1 for approval/promotion. This information is not based on any solid ground and this court cannot pre-empt the mind of respondents, who are yet to prepare, finalize and submit the list of eligible candidates for promotion to the quarter concerned. The petitioner's apprehension, that he may not be promoted, may prove false and, if proved true, may approach to this court again for an appropriate order against respondents to include his name in the list of candidates to be considered for promotion on merit"* (Copy of the judgment and order dated 18.9.2008 is attached as Annexure H)
8. That the apprehension of the Petitioner came true when vide letter dated 30.9.2008 a working paper was prepared for promotion to the post of Subject Specialist (BPS-17) and name of the Petitioner was not including among the eligible candidates, it transpired from the list of eligible candidates that pick and choose was made and the name of junior official were included in the said list, the Petitioner though senior to them was malafidely ignored and not included. (Copies of the letter dated 30.9.2008 with working paper, Seniority list are attached as Annexure I &J)
9. That the Petitioner tried his leveled best, and approached every concerned for inclusion of his name in the list, however the reluctance on the part of the respondents smacks of malafide and foul play, hence finding no other adequate remedy available in law, the Petitioner is constrained to approach this Honourable Court for issuance of an appropriate writ inter- alia on the following grounds: -

GROUND'S OF PETITION:

- a. That the Petitioner has not been treated in accordance with law, and his right secured and guaranteed under the Law and Constitution has been violated.

BY ME
 [Signature]
 [Signature]
 [Signature]

ATTESTED
 [Signature]
 CLERK
 [Signature]
 11a

(27)

- b. That the Petitioner is eligible & fit for promotion to the post of Subject Specialist, in accordance with law/ prescribed method of promotion, however his name is not included malafidely and thus his right secured and guaranteed under law and Constitution is badly violated.
- c. That the Petitioner is senior in the seniority list to those whose name is included in the working paper, the non-inclusion of the Petitioner's name is failure on the part of the respondents to perform their legal obligation warranting appropriate direction from this Honourable Court.
- d. That where in accordance with the method of promotion, the Petitioner is eligible and fit for promotion, and he is not considered for promotion, in such eventuality he being aggrieved Civil Servant has a right to approach this Court for the redressal of his grievances. The in action of the respondent is contrary to law and illegal.
- e. That consideration for promotion is a right available to the Petitioner under Section 9 of the NWFP Civil Servant Act, 1973, thus he has not been dealt with in accordance with law.
- f. That while preparing the working paper the law governing promotion has recklessly been violated senior and eligible candidates have been ignored and left out, the respondents department is under obligation to have including the name of the

11/

TESTED
EXAMINER
12 SEP 2012

11/11/12
11/11/12

(28)

Petitioner in the working paper prepared for promotion, because all the information regarding the qualification, ACR and other matter were available with them, but they for extraneous consideration not relating to public interest or exigencies of service prepared the working paper the same is liable to be set at naught.

- g. That the Petitioner seeks the permission of this Honourable Court to rely on additionally grounds at the hearing of this appeal.


It is therefore prayed that on acceptance of this Writ Petitioner, an appropriate Writ as prayed for in the heading of this Petition may please be passed in favour of the Petitioner or any other remedy deemed proper may also be allowed.

Interim Relief:

Restraining the respondents from holding the meeting of the Departmental promotion Committee or issuing promotion orders in respects of Subject Specialists (BPS-17 till the decision of this Writ Petition.


Petitioner

Through


Ijaz Anwar
Advocate Peshawar

List of Books:

1. Constitution, 1973
2. NWFP Civil Servant Act, 1973
3. Books according to need.

Certificate

Certified that a writ petition on the same subject and between the same parties was filed but was dismissed considering that as premature, since the matter is matured thus this Writ Petition is filed.


Petitioner

ATTESTED
EXAMINED
Respected
10 OCT 2008

FILED TODAY
Deputy Registrar
10 OCT 2008

PESHAWAR HIGH COURT PESHAWAR

28

ORDER SHEET

WJ

Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or that of parties or counsel where necessary
1	2	3
	24-10-2008	<p><u>W.P.No.1647/2008 with Inerim Relief.</u></p> <p>Present: Mr.Ijaz Anwar, Advocate for the petitioner.</p> <p>Sardar Ali Raza, D.A.G for the respondents alongwith Mr.Waheed Ullah, Assistant Director S&L-E.</p> <p>—————</p> <p><u>DOST MUHAMMAD KHAN, J:-</u> Petitioner</p> <p>Farid Ullah Khan has been dropped from the list of eligible candidates to be selected for the post of subject specialist (BPS-17) albeit he fulfilled eligibility criteria as per assertion made by him and supported by his academic record. The only reason given by respondents 2 & 3 is that he submitted his proforma/application and Bio-data after the target date, however, on record we find the letter of respondent No.4 who categorically denied receiving of circular letter issued by the office of respondent No.2, therefore, the late submission of the proforma/application by the petitioner due to the fault of the respondents itself should not have been made a ground dropping him from the list of eligible candidates.</p>

(30)

Today, Waheedullah Assistant Director, S&L-E alongwith Sardar Ali Raza, D.A.G appeared and stated that they have no objection if this petition is allowed rather they are ready to include the name of the petitioner in the list of eligible candidates.

In view of the above facts and because of the concession made at the bar this petition is allowed and the petitioner's name be included in the said list forthwith.

sd/ Dost muhammad Khan
sd/ syed yahya zahid Gillani

JUDGE

JUDGE

*Office Memo
27/9/14*

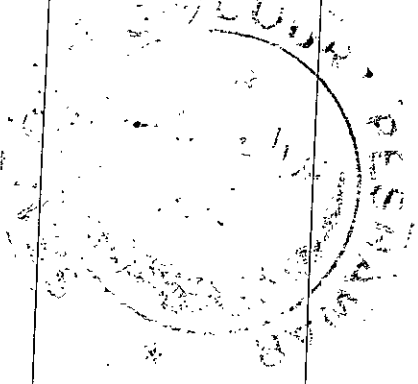
CERTIFIED TO BE TRUE COPY

[Signature]
2 SEP 2014

Pl. 2586

*Adler, Raja H
6/2/10/14*

3146
Date of Presentation of Application 12-9-14
No of Pages 7P
Copying fee /
Urgent fee /
Total 14.00
Date of Payment 12-9-14
Date Given for the 12-9-14
Date of delivery of Copy 2-9-14
Received By Syed Aslam





GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the 17-03-2016

Approved H
(81)

NOTIFICATION

No.SO(PE)/2-6/DPC Meeting/SST-SS I (20/10/2015): On the recommendations of the Departmental Promotion Committee, the Competent Authority is pleased to promote the following Seven Hundred and Thirty Seven (737) Male SSTs (BS-16) to the post of Subject Specialist (BS-17) on regular basis with immediate effect:-

S#	S# in Subject	SL#	Name and Qualification	Present school Address	Proposed Station	Remarks
1	1	746	Sikandar Khan	GHS Pakha Ghulam Peshawar	SS B-17 (Biology) GHSS Tehkal Balu Peshawar	Against vacant post
2	2	1370	Zeenat Ullah SET MSc BEd	GHS Mitha Khel Karak	SS B-17 (Biology) GHSS Dabli Lawaghar Karak	Against vacant post
3	3	1813	Mr Sultan Farooq, SET	GHS Sarwar Jan Bala Khel FR Bannu	Services placed at the disposal of Director Education FATA	Against vacant post
4	4	1871	Mr Akhtar Nawaz Khan MSc:M.Ed	GCMHS Turbela Township Haripur	SS B-17 (Biology) GHSS Jatti Pind, Haripur	Against vacant post
5	5	2751	Mr, Muhammad Fayaz Shah SET	GHS Rashakai Nowshera	SS B-17 (Biology) GHSS Rashakai, Nowshera	Against vacant post
6	6	2768	Mr, Yousaf Zaman, SET	GHS Jan Killa Bannu	SS B-17 (Biology) GHSS Nari Panoos, Karak	Against vacant post
7	7	2775	Mr, Bakht Baidar, SER	GHSS Barikot Swat	SS B-17 (Biology) GHSS Kishawra, Swat	Against vacant post
8	8	2799	Mr, Janat Gul, SET	GHSS Khanpur Dir Lower	SS B-17 (Biology) GHSS Asbanr Dir Lower	Against vacant post
9	9	2894	Mr, Bakht Ali Shah, SET	GHSS Serai Naurang Lakki	SS B-17 (Biology) GHSS Abdul Khel, Lakki	Against vacant post
10	10	2965	Muhammad Altaf ur Rehman SET MSc BEd	GHS Dhindhra Haripur	SS B-17 (Biology) GHSS Beer Haripur	Against vacant post
11	11	3063	Bukhar Ali Shah S/O Zardad Khan MSc MEd Bannu	GHS Tour Bara Khel Bannu	SS B-17 (Biology) GHSS Chorlaki, Kohat	Against vacant post
12	12	3302	Amir Alam Khan S/O Gul Muhammad Dir, MSc:Bed	GHS Hathian Mardan	SS B-17 (Biology) GHSS Pir Saddi Mardan	Against vacant post
13	13	3858	Fazli Subhan s/o Gul Khan MSc: MEd.	GHS Tall Swat	SS B-17 (Biology) GHSS Tall Swat	Against vacant post
14	14	4138	Syed Asif Hussain Shah SET MA B.Ed	GHS Talhatta, Mansehra	SS B-17 (Biology) GHSS Doga, Mansehra	Against vacant post
15	15	4554	Sajid Hussain SET BA/B.Ed	GHS Chakarkot Kot Bala Kohat	SS B-17 (Biology) GHSS Landi Kachi, Kohat	Against vacant post
16	16	4558	Mehboob Alam SET M.Sc/M.Ed	GHS Kot Kashmir Lakki	SS B-17 (Biology) GHSS Shahbaz Khel Laki Marwat	Against vacant post
17	1	520	Nasruilah BA BEd	GHS Mandawa Karak	SS B-17 (Chemistry) GHSS Kandu Khel Karak	Against vacant post
18	2	534	Liaqat ali MSC BEd	GHS Khazana Dheri Mardan	SS B-17 (Chemistry) GHSS Mahabat Abad, Mardan	Against vacant post
19	3	564	Ihsanul Haq MSC Bed	GHS Shergarh Mardan	SS B-17 (Chemistry) GHSS Shergarh, Mardan	Against vacant post
20	4	569-A	Muhammad Iqbal SET MSc M.Ed	GHS Ouch, Dir Lower	SS B-17 (Chemistry) GHSS Chakdara, Dir Lower	Against vacant post
21	5	579	Zamrullah MSc BEd	GHS Soor Kamar, Jamrud Khyber Agency	SS B-17 (Chemistry) GHSS Shah Saleem Karak	Against vacant post

[Handwritten signature]

S.No 615

[Handwritten signature]

573	28	3031	Umar Saeed Khan S/O Khawaja Muhammad Khan Karak	GHS Ghundi Mir Khan Khel Karak	SS B-17 (Physics) GHSS Chanda Khurram, Karak	Against vacant post
574	29	3034	Muhammad Javed Iqbal S/O Muhammad Latif D.I.Khan.	GCMHS No.1 D.I.Khan	SS B-17 (Physics) GHSS Mandran Kalan D.I.Khan	Against vacant post
575	30	3038	Ismail S/O Sharif zada/Swat	GHS Kogdara Swat	SS B-17 (Physics) GHSS Balogram, Swat	Against vacant post
576	31	3051	Muhammad Asif S/O Jan Muhammad Nowshera.	GHS Dag Behsud Nowshera	SS B-17 (Physics) GHSS No.1 Nowshera Kalan, Nowshera	Against vacant post
577	32	3055	Muhammad Saleem S/O Karaim Illahi Haripur.	GHSS Bagra Haripur	SS B-17 (Physics) GHSS Beer, Haripur	Against vacant post
578	33	3058	Muhammad Zahid S/O Dilawar Khan A/Abad.	GHS Bodla Abbottabad	SS B-17 (Physics) GHSS Pairan, Mansehra	Against vacant post
579	34	3115	Asmat Ullah s/o Muhammad Akbar	GHS Pir Abad Mardan	SS B-17 (Physics) GHSS Shergarh, Mardan	Against vacant post
580	35	3116	Fazlur Rehman S/O Mir Alam Khan Bannu	GHS Bharati Michen Khel Bannu	SS B-17 (Physics) GHSS Landiwa, Lakki	Against vacant post
581	36	3194	Naeem Khan S/O Mir Wali Khan/FR Bannu	GHS Badama Kurram Agency	Services placed at the disposal of Director Education FATA	Against vacant post
582	37	3214	Muhammad Naeem S/O Muhammad Suleman.(D.I.Khan).	GHS No.2 Paharpur D.I.Khan	SS B-17 (Physics) GHSS No.1 Paharpur, D.I.Khan	Against vacant post
583	38	3222	Ghaniur Rehman S/O Sher Zarin (Karak).MA M.Ed	GHS Dhandi Wazir Bannu	SS B-17 (Physics) GHSS Kandu Khel Karak	Against vacant post
584	39	3795	Amdar Ali Khan SET MSc M.Ed	GHS Kinger Jan Bannu	SS B-17 (Physics) GHSS Sheikhan, Peshawar	Against vacant post
585	40	3799	Ghulam Farooq SET MSc M.Ed	GHS No.2 Kahad Malakand	SS B-17 (Physics) GHSS Khur, Malakand	Against vacant post
586	41	3802	Safdar Ali SET MSc M.Ed	GHS Sikandari Mardan	SS B-17 (Physics) GHSS Gaddar, Mardan	Against vacant post
587	42	3961	Naeem Khan MSc B.Ed	GHS Hero Shah Malakand	SS B-17 (Physics) GHSS Khair Abad Dir Lower	Against vacant post
588	43	4113	Javed Khan SET MSc M.Ed	GHS Jhandi Jamrud	Services placed at the disposal of Director Education FATA	Against vacant post
589	44	4122	Muhammad Salahud Din SET MSc MEd	GHS Kotka Mohammad Khan Bannu	SS B-17 (Physics) GHSS Dhalla, D.I.Khan	Against vacant post
590	45	4177	Shahabud Din SET MSc B.Ed	GHS Sherwan, Abbottabad	SS B-17 (Physics) GHSS Jared, Mansehra	Against vacant post
591	46	4290	Muhammad Jamil SET MSc B.Ed	GHS Shamsli Khel Bannu	SS B-17 (Physics) GHSS Kheru Khel Pacca Lakki.	Against vacant post
592	47	4550	Muhammad Rahim SET BA B.Ed	GHS No.2 Kohat	SS B-17 (Physics) GHSS Choriaki, Kohat	Against vacant post
593	48	4635	Khalid Khan SET MA/M.Ed	GHS Khawa Stori Khel Orakzai	Services placed at the disposal of Director Education FATA	Against vacant post
594	49	4653	Noor ul Amin SET BA BEd	GHS Zohrab Gul Koroona Charsadda	SS B-17 (Physics) GHSS Shakoora, Charsadda	Against vacant post
595	50	4663	Muhammad Idrees SET MSc B.Ed	GHS Lissan Thakral Mansehra	SS B-17 (Physics) GHSS Jabori, Mansehra	Against vacant post
596	51	4665- E-8	Nasir ud Din SET BA B.Ed	GHS Mansabdar Swabi	SS B-17 (Physics) GHSS Mansabdar, Swabi	Against vacant post
597	52	4666- C	Anwar Ali SET M.Sc/M.Ed	GHS Muhammad Zai Kohat	SS B-17 (Physics) GHSS Muhammad Zai, Kohat	Against vacant post
598	1	485	Niamat Shah MSC BEd	GHS Aza Khel Bala Nowshera	SS B-17 (English) GHSS No.1 Nowshera Kalan	Against vacant post
599	2	1455	Mr. Bahrawar Shcr	GGHSS Chakdara Dir L	SS B-17 (English) GHSS Khair Abad, Dir Lower	Against vacant post
600	3	1823	Mr. Munawar Hussain BSC/B.Ed SET	GCMHS No.1 Lakki	SS B-17 (English) GHSS Abakhel, Lakki	Against vacant post
601	4	1859	Mr. Zahidur Rehman BSC/B.Ed SET	GHS Speen Khak Nowshera	SS B-17 (English) GHSS Spiu Khak, Nowshera	Against vacant post

Signature

Signature

602	5	1983	Mr. Ijaz Khan MSc BEEd	GHS Boza Khel Bannu	SS B-17 (English) GHSS Salma Sikandar Khel. Bannu	Against vacant post
603	6	2095	Mr. Mushtaq Ahmad MA MED SET	GHS Nokot Mansehra	SS B-17 (English) GHSS Phulra, Mansehra	Against vacant post
604	7	2504	Mr. Abid Zaman, SET	GHSS Pir Piai Nowshera	SS B-17 (English) GHSS Ziarat Kaka Sahib. Nowshera	Against vacant post
605	8	2529	Mr. Younas Khan SET	GMS Amangarh Nowshera	SS B-17 (English) GHSS Akbar Pura. Nowshera	Against vacant post
606	9	2697	Mr. Hamid Mehmood SET MA/B.Ed	GHSS Sama Badaber, FR Peshawar	Services placed at the disposal of Director Education FATA	Against vacant post
607	10	2748	Mr. Nisar Ahmad SET	GMS Charkha Khel Peshawar	SS B-17 (English) GHSS Hazarkhwani, Peshawar	Against vacant post
608	11	2937	Mr. Sabz Ali Khan SET	GHS Khazana Dheri Mardan	SS B-17 (English) GHSS Muhabbat Abad. Mardan	Against vacant post
609	12	3062	Javed Iqbal S/O Malik Suba Khan/D.I.Khan	GHS Naivola D.I.Khan	SS B-17 (English) GHSS Kurai, D.I.Khan	Against vacant post
610	13	3086	Subhan Ullah SET MA M.Ed	GHSS No.3 Peshawar City	SS B-17 (English) GHSS GCMHSS No.2 Peshawar City	Against vacant post
611	14	3105	Fazal Khaliq S/O Muhammad Amin Swat	ADEO Swat	SS B-17 (English) GHSS Balogram Swat	Against vacant post
612	15	3174	Zahidur Rehman S/O Amir Rehman MA MED	GHS Shewa Swabi	SS B-17 (English) GHSS Mansabdar, Swabi	Against vacant post
613	16	3179	Izhar Ahmad S/O Rahim Khan / Mardan.	GHS Jamal Garhi Mardan	SS B-17 (English) GHSS Gaddar, Mardan	Against vacant post
614	17	3184	Nadeem Khan s/o Arzumand Khan MA MED Dir (L)	GHS Siawarghar, Dir Lower	SS B-17 (English) GHSS Khanpur, Dir Lower	Against vacant post
615	18	3233	Farid Ullah Khan S/O Akbar Ali, Bannu, S	GHS Badhar Peshawar	SS B-17 (English) GHSS Adezai, Peshawar	Against vacant post
616	19	3775	Muhammad Nisar MA M.Ed	GHS Ghami Kor, Mohmand Agency	Services placed at the disposal of Director Education FATA	Against vacant post
617	20	3810	Azizur Rehman SET MA M.Ed	GHS Gwalera Swat	SS B-17 (English) GHSS Deolai, Swat	Against vacant post
618	21	4056	Taj Wali Khan SET MA M.Ed	GCMHS Akora Khattak Nowshera	SS B-17 (English) GHSS Jabbi Nowshera	Against vacant post
619	22	4077	Dilawar Khan SET MA B.Ed	GHS Garang Siraj Khel Karak	SS B-17 (English) GHSS Kandu Khel Karak	Against vacant post
620	23	4104	Muhammad Nawaz SET MA B.Ed	AAEO Khyber Agency Jamrud	Services placed at the disposal of Director Education FATA	Against vacant post
621	24	4105	Kaleem Ullah SET MA M.Ed	GHS Dhandi Wazir Bannu	SS B-17 (English) GHSS Landawah Lakki	Against vacant post
622	25	4139	Abdul Majid SET MA M.Ed	GHS MM Pole Mansehra	SS B-17 (English) GHSS Pairan, Mansehra	Against vacant post
623	26	4143	Abdur Rehman SET MSc M.Ed	GHS Khwaza Khela Swat	SS B-17 (English) GHSS Kishawra, Swat	Against vacant post
624	27	4150	Muhammad Faheem SET MA M.Ed	GHS No.1 Tordher, Swabi	SS B-17 (English) GHSS Jehangira Swabi	Against vacant post
625	28	4182	Fida Hussain SET MA B.Ed	GHS Ramora, Dir Lower	SS B-17 (English) GHSS Khar Malakand	Against vacant post
626	29	4192	Ali Shah s/o Sher Zada SET MA MED	GHSS Char Bagh Swat	SS B-17 (English) GHSS Dherai, Swat	Against vacant post
627	30	4198	Wajid Ali SET MA M.Ed	GHS Ghanool Mansehra	SS B-17 (English) GHSS Jared, Mansehra	Against vacant post
628	31	4210	Abdul Mastan, MA, M.Ed SET	GHSS Barikot Swat	SS B-17 (English) GHSS Kabal, Swat	Against vacant post
629	32	4249	Khad mast, SET BA B.Ed	GHS Kohi Hassan Khel FR Peshawar	Services placed at the disposal of Director Education FATA	Against vacant post
630	33	4251	Sarfraz Khan SET	GHS Gali Amizai Haripur	SS B-17 (English) GHSS Jatti Pind, Haripur	Against vacant post

733	99	2148	Mr.Fakhrul Hassan SET	GHS- W/Shahab Khel Lakki Marwat	SS B-17 (Islamiyat) GHSS Masha Mansoor L/Marwat	Against vacant post
734	100	2157	Mr.Muhammad Ayaz SET	GHSS S.K.Bala Bannu	SS B-17 (Islamiyat) GHSS Kachi Mali Khel. D.I.Khan	Against vacant post
735	101	2203	Usman Ali Khan SET BA BED	GHS No.3 Bannu	SS B-17 (Islamiyat) GHSS Mandran Kalan, D.I.Khan	Against vacant post
736	102	2235	Mr.Abdul Malik SET	GHSS Shergarh Mardan	SS B-17 (Islamiyat) GHSS Shergarh Mardan	Against vacant post
737	103	2238	Mr.Shah Pasand Khan SET	GHS Mohabbat Abad Mardan	SS B-17 (Islamiyat) GHSS Mohabbat Abad, Mardan	Against vacant post

2. On their promotion, the Subject Specialist concerned will be on probation for a period of one year in terms of Section 6(2) of NWFP Civil Servant Act, 1973 read with Rule 15(1) of the NWFP Civil Servant (Appointment, Promotion & Transfer) Rules, 1989.

3. **No. TA /DA allowed.**

SECRETARY

Endst. No. & date as above.

Copy to:

1. The Additional Chief Secretary (FATA), FATA Secretariat Warsak Road Peshawar
2. The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
3. The Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
4. The Accountant General Khyber Pakhtunkhwa, Peshawar.
5. PSO to Chief Secretary to Govt. of Khyber Pakhtunkhwa.
6. The Director (E&SE) Khyber Pakhtunkhwa Peshawar.
7. The Director Education FATA, Warsak Road, Peshawar.
8. The Director Curriculum & Teachers Education, Abbottabad.
9. The Director ESRU, Khyber Pakhtunkhwa.
10. The Deputy Director (EMIS), E&SE Department, with the request to upload the notification of E&SE Department website.
11. The District Education Officers, Elementary & Secondary Education concerned.
12. The District Accounts Officers concerned.
13. PS to Secretary E&SE Department.
14. Subject Specialist concerned.
15. Office File.


SECTION OFFICER PRIMARY

Handwritten signature

Handwritten signature

Dist. Govt. NWFP-Provincial
District Accounts Office Peshawar Dist.
Monthly Salary Statement (April-2016)

Adwaty I
35



Personal Information of Mr FARID ULLAH KHAN d/w/s of AKBAR ALI

Personnel Number: 00079615

CNIC: 1120103967865

NTN: 0

Date of Birth: 24.08.1969

Entry into Govt. Service: 01.09.2003

Length of Service: 13 Years 02 Months 011 Days

Employment Category: Active Temporary

Designation: SUBJECT SPECIALIST

80004179-DISTRICT GOVERNMENT KHYBE

DDO Code: PW6053-PRINCIPAL GOVT: HIGH SCHOOL ADEZAI PESHAWAR.

Payroll Section: 003

GPF Section: 001

Cash Center:

GPF A/C No: EDUDK012611

Interest Applied: Yes

GPF Balance: 411,989.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2015

Pay Scale Type: Civil BPS: 17

Pay Stage: 9

Wage type		Amount	Wage type		Amount
0001	Basic Pay	34,675.00	1000	House Rent Allowance	2,955.00
1210	Convey Allowance 2005	5,000.00	1947	Medical Allow 15% (16-22)	1,929.00
1948	Adhoc Allowance 2010@ 50%	5,145.00	2148	15% Adhoc Relief.All-2013	3,480.00
2174	Adhoc Relief Allow-2014	2,320.00	2199	Adhoc Relief Allow @10%	3,467.00
5801	Adj Basic Pay	1,365.00	5964	Adj Adhoc Relief All 2015	140.00

Deductions - General

Wage type		Amount	Wage type		Amount
3017	GPF Subscription - Rs2898	-2,898.00	3501	Benevolent Fund	-250.00
3511	Addl Group Insurance	-25.00	3604	Group Insurance	-230.00
3609	Income Tax	-527.00	3990	Emp.Edu. Fund KPK	-200.00
4200	Professional Tax	-300.00			0.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable: 9,408.63 Recovered till April-2016: 5,120.00 Exempted: 3762.55 Recoverable: 526.08

Gross Pay (Rs.): 60,476.00

Deductions: (Rs.): -4,430.00

Net Pay: (Rs.): 56,046.00

Payee Name: FARID ULLAH KHAN

Account Number: PLS0000003343-6

Bank Details: NATIONAL BANK OF PAKISTAN, 231759 HAYATABAD BRANCH HAYATABAD BRANCH, HAYATABAD BRANCH

Leaves:

Opening Balance:

Availed:

Earned:

Balance:

Permanent Address: PESH

City: Peshawar

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: faridmarwatii@gmail.com

System generated document in accordance with APPM 4.6.12.9 (SERVICES/29.04.2016/23:31:14/v1.1)

* All amounts are in Pak Rupees

* Errors & omissions excepted

Dist. Govt. NWFP-Provincial
District Accounts Office Peshawar Dist.
Monthly Salary Statement (May-2016)

36



Personal Information of Mr FARID ULLAH KHAN d/w/s of AKBAR ALI

Personnel Number: 00079615 CNIC: 1120103967865 NTN: 0
 Date of Birth: 24.08.1969 Entry into Govt. Service: 01.09.2003 Length of Service: 13 Years 03 Months 012 Days

Employment Category: Active Temporary

Designation: SUBJECT SPECIALIST 80004179-DISTRICT GOVERNMENT KHYBE

DDO Code: PW6053-PRINCIPAL GOVT: HIGH SCHOOL ADEZAI PESHAWAR.

Payroll Section: 003 GPF Section: 001 Cash Center:
 GPF A/C No: EDUDK012611 Interest Applied: Yes GPF Balance: 414,887.00

Vendor Number: -
Pay and Allowances: Pay scale: BPS For - 2015 Pay Scale Type: Civil BPS: 17 Pay Stage: 9

Wage type		Amount	Wage type		Amount
0001	Basic Pay	34,675.00	1000	House Rent Allowance	2,955.00
1210	Convey Allowance 2005	5,000.00	1947	Medical Allow 15% (16-22)	1,929.00
1948	Adhoc Allowance 2010@ 50%	5,145.00	2148	15% Adhoc Relief All-2013	3,480.00
2174	Adhoc Relief Allow-2014	2,320.00	2199	Adhoc Relief Allow @10%	3,467.00

Deductions - General

Wage type		Amount	Wage type		Amount
3017	GPF Subscription - Rs2898	-2,898.00	3501	Benevolent Fund	-250.00
3511	Addl Group Insurance	-25.00	3604	Group Insurance	-230.00
3609	Income Tax	-526.00	3990	Emp.Edu. Fund KPK	-200.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable: 9,408.60 Recovered till May-2016: 5,646.00 Exempted: 3762.60 Recoverable: 0.00

Gross Pay (Rs.): 58,971.00 Deductions: (Rs.): -4,129.00 Net Pay: (Rs.): 54,842.00

Payee Name: FARID ULLAH KHAN

Account Number: PLS0000003343-6

Bank Details: NATIONAL BANK OF PAKISTAN, 231759 HAYATABAD BRANCH HAYATABAD BRANCH, HAYATABAD BRANCH

Leaves: Opening Balance: Availed: Earned: Balance:

Permanent Address: PESH

City: Peshawar

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: faridmarwath@gmail.com

1950

CONFIDENTIAL

Dist. Govt. NWFP-Provincial
District Accounts Office Peshawar Dist.
Monthly Salary Statement (June-2016)

(37)



Personal Information of Mr FARID ULLAH KHAN d/w/s of AKBAR ALI

Personnel Number: 00079615

CNIC: 1120103967865

NTN: 0

Date of Birth: 24.08.1969

Entry into Govt. Service: 01.09.2003

Length of Service: 13 Years 04 Months 011 Days

Employment Category: Active Temporary

Designation: **SUBJECT SPECIALIST**

80004179-DISTRICT GOVERNMENT KHYBE

DDO Code: PW6053-PRINCIPAL GOVT: HIGH SCHOOL ADEZAI PESHAWAR.

Payroll Section: 003

GPF Section: 001

Cash Center:

GPF A/C No: EDUDK012611

Interest Applied: Yes

GPF Balance: 417,785.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2015

Pay Scale Type: Civil BPS: 17

Pay Stage: 9

Wage type		Amount	Wage type		Amount
0001	Basic Pay	34,675.00	1000	House Rent Allowance	2,955.00
1947	Medical Allow 15% (16-22)	1,929.00	1948	Adhoc Allowance 2010@ 50%	5,145.00
2148	15% Adhoc Relief All-2013	3,480.00	2174	Adhoc Relief Allow-2014	2,320.00
2199	Adhoc Relief Allow @10%	3,467.00			0.00

Deductions - General

Wage type		Amount	Wage type		Amount
3017	GPF Subscription - Rs2898	-2,898.00	3501	Benevolent Fund	-250.00
3511	Addl Group Insurance	-25.00	3604	Group Insurance	-230.00
3609	Income Tax	-470.00	3990	Emp. Edu. Fund KPK	-200.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable: 9,382.83 Recovered till June-2016: 470.00 Exempted: 3752.29 Recoverable: 5,160.54

Gross Pay (Rs.): 53,971.00

Deductions: (Rs.): -4,073.00

Net Pay: (Rs.): 49,898.00

Payee Name: FARID ULLAH KHAN

Account Number: PLS0000003343-6

Bank Details: NATIONAL BANK OF PAKISTAN, 231759 HAYATABAD BRANCH HAYATABAD BRANCH, HAYATABAD BRANCH

Leaves: Opening Balance: Availed: Earned: Balance:

Permanent Address: PESH

City: Peshawar

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: faridmarwati@gmail.com

Dist. Govt. NWFP-Provincial
District Accounts Office Peshawar Dist.
Monthly Salary Statement (July-2016)

38



Personal Information of Mr FARID ULLAH KHAN d/w/s of AKBAR ALI

Personnel Number: 00079615 CNIC: 1120103967865 NTN: 0
Date of Birth: 24.08.1969 Entry into Govt. Service: 01.09.2003 Length of Service: 13 Years 05 Months 012 Days

Employment Category: Active Temporary

Designation: SUBJECT SPECIALIST 80004179-DISTRICT GOVERNMENT KHYBE
DDO Code: PW6053-PRINCIPAL GOVT: HIGH SCHOOL ADEZAI PESHAWAR.
Payroll Section: 003 GPF Section: 001 Cash Center:
GPF A/C No: EDUDK012611 Interest Applied: Yes GPF Balance: 420,683.00
Vendor Number: -

Pay and Allowances: Pay scale: BPS For - 2016 Pay Scale Type: Civil BPS: 17 Pay Stage: 9

Wage type		Amount	Wage type		Amount
0001	Basic Pay	42,810.00	1000	House Rent Allowance	2,955.00
1947	Medical Allow 15% (16-22)	1,929.00	1948	Adhoc Allowance 2010@ 50%	5,145.00
2148	15% Adhoc Relief All-2013	1,160.00	2199	Adhoc Relief Allow @10%	867.00
2211	Adhoc Relief All 2016 10%	4,281.00			0.00

Deductions - General

Wage type		Amount	Wage type		Amount
3017	GPF Subscription - Rs2898	-2,898.00	3501	Benevolent Fund	-250.00
3511	Addl Group Insurance	-25.00	3604	Group Insurance	-230.00
3609	Income Tax	-625.00	3990	Emp.Edu. Fund KPK	-200.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable: 12,488.15 Recovered till July-2016: 625.00 Exempted: 4994.64 Recoverable: 6,868.51

Gross Pay (Rs.): 59,147.00 Deductions: (Rs.): -4,228.00 Net Pay: (Rs.): 54,919.00

Payee Name: FARID ULLAH KHAN

Account Number: PLS0000003343-6

Bank Details: NATIONAL BANK OF PAKISTAN, 231759 HAYATABAD BRANCH HAYATABAD BRANCH, HAYATABAD BRANCH

Leaves: Opening Balance: Aailed: Earned: Balance:

Permanent Address: PESH

City: Peshawar

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: faridmarwatii@gmail.com

Dist. Govt. NWFP-Provincial
District Accounts Office Peshawar Dist.
Monthly Salary Statement (August-2016)

38



Personal Information of Mr FARID ULLAH KHAN d/w/s of AKBAR ALI

Personnel Number: 00079615 CNIC: 1120103967865 NTN: 0
Date of Birth: 24.08.1969 Entry into Govt. Service: 01.09.2003 Length of Service: 13 Years 06 Months 012 Days

Employment Category: Active Temporary

Designation: SUBJECT SPECIALIST 80004179-DISTRICT GOVERNMENT KHYBE
DDO Code: PW6053-PRINCIPAL GOVT: HIGH SCHOOL ADEZAI PESHAWAR.
Payroll Section: 003 GPF Section: 001 Cash Center:
GPF A/C No: EDUDK012611 Interest Applied: Yes GPF Balance: 468,204.00
Vendor Number: -
Pay and Allowances: Pay scale: BPS For - 2016 Pay Scale Type: Civil BPS: 17 Pay Stage: 9

Wage type		Amount	Wage type		Amount
0001	Basic Pay	42,810.00	1000	House Rent Allowance	2,955.00
1947	Medical Allow 15% (16-22)	1,929.00	1948	Adhoc Allowance 2010@ 50%	5,145.00
2148	15% Adhoc Relief All-2013	1,160.00	2199	Adhoc Relief Allow @10%	867.00
2211	Adhoc Relief All 2016 10%	4,281.00			0.00

Deductions - General

Wage type		Amount	Wage type		Amount
3017	GPF Subscription - Rs2898	-2,898.00	3501	Benevolent Fund	-250.00
3511	Addl Group Insurance	-25.00	3604	Group Insurance	-230.00
3609	Income Tax	-625.00	3990	Emp.Edu. Fund KPK	-200.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable: 12,488.15 Recovered till August-2016: 1,250.00 Exempted: 4994.55 Recoverable: 6,243.60

Gross Pay (Rs.): 59,147.00 Deductions: (Rs.): -4,228.00 Net Pay: (Rs.): 54,919.00

Payee Name: FARID ULLAH KHAN
Account Number: PLS0000003343-6
Bank Details: NATIONAL BANK OF PAKISTAN, 231759 HAYATABAD BRANCH HAYATABAD BRANCH, HAYATABAD BRANCH

Leaves: Opening Balance: Aailed: Earned: Balance:

Permanent Address: PESH
City: Peshawar Domicile: NW - Khyber Pakhtunkhwa Housing Status: No Official
Temp. Address:
City: Email: faridmarwatii@gmail.com

Farid

GHS Badaber.

(40)

Admitted J



Received on 21/5/2016
GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT
Dated Peshawar the 11-05-2016

CORRIGENDUM

No.SO(PE)/2-6/DPCMeeting/SST-SS (20/10/2015): In partial modification of this Department Notification of even number dated 17/03/2016, promotion of the following officers are hereby withdrawn due the reasons mentioned against each:

S#	S# in Subject	SL#	Name and Qualification	Promoted to	Remarks
1.	55	2448	Mr.Bakht Munir SST, GHS Banda Gai, Dir Lower	SS B-17 (Urdu) GHSS Asbanr, Dir Lower	He is 3 rd Division in M.A (Urdu) hence not entitled for promotion from SST to the post of Subject Specialist as per Service Rules.
2.	18	3233	Farid Ullah Khan S/O Akbar Ali, SST GHS Badber, Peshawar	SS B-17 (English), GHSS Adezai, Peshawar	He is 3 rd Division in M.A (English) hence not entitled for promotion from SST to the post of Subject Specialist as per Service Rules.

2. No. TA /DA allowed.

SECRETARY

Endst. No. & date as above.

Copy to:

1. The Additional Chief Secretary (FATA), FATA Secretariat Warsak Road Peshawar.
2. The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
3. The Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
4. The Accountant General Khyber Pakhtunkhwa, Peshawar.
5. PSO to Chief Secretary to Govt. of Khyber Pakhtunkhwa.
6. The Director (E&SE) Khyber Pakhtunkhwa Peshawar.
7. The Director Education FATA, Warsak Road, Peshawar.
8. The Director Curriculum & Teachers Education, Abbottabad.
9. The Director ESRU, Khyber Pakhtunkhwa.
10. The District Education Officers, Elementary & Secondary Education concerned. Peshawar
11. The District Accounts Officers concerned.
12. PS to Secretary E&SE Department.
13. Subject Specialist concerned.
14. Office File.

U69

16/5/2016

885
14-5-2016

Handwritten signature

(MUHAMMAD NASIR KHAN)
SECTION OFFICER PRIMARY

Approved K
(41)

To
The Secretary
E & S Education Department.
Government of Khyber Pakhtunkhwa.

SUBJECT: **Appeal against Corrigendum No.SO(PE)/2-6/DPCMeeting/SST-SS,
(that I was handed over in GHS Badaber on 13/06/2016)**

SIR,

With due respect it is stated that ;

1. The honorable Peshawar High Court established my right in 2008, directing the Department to promote me as SS in the subject of English, on the basis of Seniority cum Fitness, according to the then SS promotion policy. *Verdict attached as annex, A.*
2. The directorate prepared working papers for my promotion, sent it to SO Primary Education and asked me to wait. *Working papers attached as annex B.*
3. I kept on waiting , till your kind consideration/action on my appeal, dated 18/09/2014. *Attached as annex C.*
4. I was promoted as SS English on 17/03/2016. Serial No 615 in the list of promotees. *Notification attached as annex D.*
5. I reached the station GHSS Adezai Peshawar and confirmed my arrival by submitting charge report.

But today I learnt that my promotion is rendered as cancelled by your kind office on account of my 3rd division in MA English.

Sir, 2nd class master degree policy was framed in 2014, while my court-case verdict is that of 2008, when MA English 3rd Div was eligible for promotion as SS English. Policy attached as annex E.

Sir, I earnestly appeal to your kind self, that I have secured this right via writ petition in the honorable Peshawar High Court. Sir, once again I appeal your authority to exclude/exempt my case as different from other promotees with 3rd Div-Masters.

Note; Sir, I have already appealed with the same reason to catch your kind consideration on 04/04/2016, Diary No 175.

Many thanks,

I am,

Faridullah Khan
25/6/2016

Faridullah Khan
SS English GHSS Adezai.

D.No
9
1/7/16

Adizai
2

POWER OF ATTORNEY

In the Court of Khyber Pakhtunkhwa High Court Peshawar
Fazid Ullah Khan

} For
} Plaintiff
} Appellant
} Petitioner
} Complainant

VERSUS

Court of JCC at Pesh.

} Defendant
} Respondent
} Accused
}

Appeal/Revision/Suit/Application/Petition/Case No. _____ of _____
Fixed for _____

I/We, the undersigned, do hereby nominate and appoint

IJAZ ANWAR ADVOCATE, SUPREME COURT OF PAKISTAN

Sajid Amin Advocate my true and lawful attorney, for me in my same and on my behalf to appear at Peshawar to appear, plead, act and answer in the above Court or any Court to which the business is transferred in the above matter and is agreed to sign and file petitions. An appeal, statements, accounts, exhibits. Compromises or other documents whatsoever, in connection with the said matter or any matter arising there from and also to apply for and receive all documents or copies of documents, depositions etc, and to apply for and issue summons and other writs or subpoena and to apply for and get issued and arrest, attachment or other executions, warrants or order and to conduct any proceeding that may arise there out; and to apply for and receive payment of any or all sums or submit for the above matter to arbitration, and to employ any other Legal Practitioner authorizing him to exercise the power and authorizes hereby conferred on the Advocate wherever he may think fit to do so, any other lawyer may be appointed by my said counsel to conduct the case who shall have the same powers.

AND to all acts legally necessary to manage and conduct the said case in all respects, whether herein specified or not, as may be proper and expedient.

AND I/we hereby agree to ratify and confirm all lawful acts done on my/our behalf under or by virtue of this power or of the usual practice in such matter.

PROVIDED always, that I/we undertake at time of calling of the case by the Court/my authorized agent shall inform the Advocate and make him appear in Court, if the case may be dismissed in default, if it be proceeded ex-parte the said counsel shall not be held responsible for the same. All costs awarded in favour shall be the right of the counsel or his nominee, and if awarded against shall be payable by me/us

IN WITNESS whereof I/we have hereto signed at _____
the _____ day to _____ the year _____
Executant/Executants _____
Accepted subject to the terms regarding fee _____

Sajid Amin
Advocate

Ijaz Anwar
Advocate High Courts & Supreme Court of Pakistan

ADVOCATES, LEGAL ADVISORS, SERVICE & LABOUR LAW CONSULTANT
FR-3 & 4, Fourth Floor, Bilour Plaza, Saddar Road, Peshawar Cantt
Ph.091-5272154 Mobile-0333-9107225

50

BEFORE THE HONORABLE KHYBER PAKHATUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No: 1066/2016

Farid Ullah SET GHS Badaber District Peshawar.

.....Appellant.

VERSUS

Secretary E&SE Department, Khyber Pakhtunkhwa & others.

.....Respondents

JOINT PARAWISE COMMENTS FOR & ON BEHALF OF RESPONDENTS No: 1-4.

Respectfully Sheweth :-

The Respondents submit as under:-

PRELIMINARY OBJECTIONS.

- 1 That the Appellant has got no cause of action locus standi.
- 2 That the instant Service Appeal is badly time barred.
- 3 That the Appellant has concealed material facts from this Honorable Tribunal in the instant service appeal.
- 4 That the instant service appeal is against the relevant provisions of law.
- 5 That the appellant has not come to this Honorable Tribunal with clean hands.
- 6 That the instant appeal is liable to be dismissed for mis-joinder & non-joinder of the necessary parties to the present appeal.
- 7 That the appellant is estopped by his own conduct to file the instant appeal.
- 8 That the impugned Notification dated 11/5/2016 is legally competent & liable to be maintained in favour of the Respondents in the interest of justice.
- 9 That the instant Appeal is barred by law.
- 10 That the appellant has passed his MA in English in 3rd Division.
- 11 That the appellant could not qualify the criteria for promotion against the Subject Specialist in English. Hence his promotion has been withdrawn U/S-21 of General Clauses Act 1897 by the Respondent Department.

ON FACTS.

- 1 That Para-I needs no comments being pertains to the service record of the appellant.
- 2 That Para-2 is incorrect & denied on the grounds that the appellant has passed his Master in English in 3rd Division whereas, the criteria regarding grant of promotion from SET/SST to Subject Specialist (English) B-17 is at least 2nd Class Master Degree or four years BS degree in the relevant subject as notified vide Notification No: SO(PE)4-5/SSRC/Meeting / 2013/ Teaching Cadre dated 24/7/2014 issued by the Respondent No. 1. Hence the impugned Notification dated 11/5/2016 is legally competent & liable to be maintained in favour of the Respondent Department in the interest of justice. (Copy of the mentioned Notifications are Annexures-A&B).

- 49
- 3 That Para-3 is also incorrect & misleading on the grounds that the prescribed qualification for promotion against the SS Post in BPS-17 is 2nd Division in the relevant Subject in view of the Promotion policy dated 24/7/2014 issued by the Respondent No: 1, whereas, the appellant has passed his Master Degree in English in 3rd Division vide Roll No: 12-25 in the year 1997 by obtaining 437/1000 marks from the University of Punjab as per Degree issued vide S/No: 97894 dated 19/4/2001. Hence the appellant's promotion Notification dated 17/3/2016 against SS(English) has been withdrawn vide Notification dated 11/5/2016 in view of the above made submissions in the foregoing Paras.(Copy of the mentioned Degree is Annexure-C).
 - 4 That Para-4 is also incorrect & misleading to the extent that the Respondent Department has promoted the eligible SSTs against the Subject Specialist Post vide the Notification dated 17/3/2016 in view of the Rules as notified vide Notification dated 24/7/2014, wherein, 50% quota has reserved for promotion from SSTs to Subject Specialist in BPS-17 with the prescribed qualification of MA at least in 2nd Division in the relevant subject alongwith B. Ed both at least in 2nd Division from duly recognized University of the country, wherein, the appellant has been rejected for the grant of promotion against the Subject Specialist Post in BPS-17 on the grounds that the appellant has the qualification of M.A in 3rd Division from the University of Punjab. Hence his promotion order has been withdrawn vide another Notification dated 11/5/2016 by the Respondent No: 2 in view of the relevant promotion criteria.
 - 5 That Para-5 is correct to the extent that vide letter dated 17/5/2008, the Respondent No: 3 has sought detail information including ACRs /PERs from the eligible SSTs for the grant of promotion against the SS Post in BPS-17. Whereas, rest of the Para is denied on the grounds that the appellant has passed his Master degree in English in 3rd Division from the University of Punjab, whereas, for promotion against the SS Post the prescribed qualification is MA alongwith B. Ed & M. Ed at least in 2nd division from duly recognized University of the country in view of the Notification dated 24/7/2014 of the Respondent Department. Hence he has been found ineligible for the grant of promotion against the above mentioned Post.
 - 6 That Para-6 is also incorrect & denied. No Departmental Appeal has been filed by the appellant nor any such record is available in the Respondent Department, hence the plea of the appellant is liable to be dismissed.
 - 7 That Para-7 is correct that the Honorable Peshawar High Court Peshawar vide his judgment dated 18/9/2008 rendered in Writ Petition No:1462/2010 case titled Farid Ullah SET VS Govt: has rejected the case of the appellant on merits of case in view of the available record & criteria for promotion.
 - 8 That Para-8 is incorrect & denied. Detailed reply of this Para has been given in the above mentioned Paras. Hence needs no further comments.

& denied on the grounds that the appellant has the qualification of M. Sc in Fuel Technology which, is irrelevant subject in the Respondent Department neither the same is being taught at both High & Higher Secondary School, hence he has been rejected vide S/No: 2312 Seniority No: 2777 page-68 in the minutes of the meeting of the Departmental Promotion Committee held on 20/10/2015 a copy whereof, is already attached as Annexure-B. Hence the plea of the appellant in this Para is liable to be dismissed.

- 9 That Para-9 needs no comments being pertains to the record of the Honorable Peshawar High Court, Peshawar.

- 48
- 10 That Para-10 is also incorrect & denied. The appellant has been treated as per law, rules & criteria, wherein, he has been found ineligible for promotion against the SS in BPS-17 Post in view of the above mentioned criteria / Policy of the Respondent Department.
 - 11 That Para-11 is incorrect & denied. The appellant has passed his Masters in English in 3rd Division from the University of Punjab as against the prescribed criteria of MA at least in 2nd division in view of the above mentioned policy. Hence his illegal Promotion against the SS Post has been withdrawn vide the impugned Notification dated 11/5/2016 by the Respondent Department.
 - 12 That Para-12 is correct that vide the impugned Notification dated 11/5/2016 the promotion against the SS Post in B-17 issued vide Notification dated 17/3/2016 has been withdrawn vide & other order dated 11/5/2016 on the grounds that the appellant has passed his MA in English in 3rd division.
 - 13 That Para-13 is incorrect & misleading. No departmental appeal has been filed against the impugned Notification dated 11/5/2016, which is not only legally competent but is also liable to be maintained in favour of the Respondent Department.
 - 14 That Para-14 is incorrect & denied. The impugned Notification dated 11/5/2016 is within legal sphere is liable to be maintained on the following grounds inter alia :-

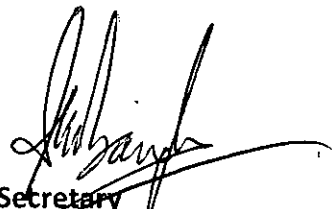
ON GROUNDS .

- A That ground-A, is incorrect & denied. The impugned Notification dated 11/5/2016 is legal & is liable to be maintained in favour of the Respondents. Because the appellant has his Masters in English degree is in 3rd division which is against the promotion policy dated 24/7/2014 of the Respondent Department.
- B Incorrect & denied. Illegal & without criteria / policy promotions orders / Notification are always liable to be struck-down in the interest of justice & the same has been done by the Respondent Department in the appellant case wherein, he has wrongly been promoted against the SS post. However, the same has been withdrawn vide a corrigendum order dated 11/5/2016 by the Department.
- C Incorrect & denied. The appellant has been treated as per law, rules & policy vide the impugned Notification dated 11/5/2016 by the Respondents Department as his M A degree is in 3rd division as against the prescribed policy of the Respondent Department, hence the impugned Notification dated 11/5/2016.
- D Incorrect & denied. The appellant has Passed his MA in English from the University of Punjab in 3rd division which is against the prescribed criteria for promotion notified vide Notification dated 24/7/2014 by the Respondent Department.
- E Incorrect & denied. The act of the Respondents with regard to the impugned Notification dated 11/5/2016 is within legal parameter. Hence the same is liable to be maintained in favour of the Respondents.
- F Incorrect & denied . The appellant is not entitled for the grant of promotion in BPS-17 against the SS Post in view of the above made submissions in the foregoing paras. However, it is further submitted that bringing amendments in criteria by the Respondent Department in the light of the requirements / demands have allowed by the Superior Court of Law. Hence the plea of the appellant is liable to be dismissed in favour of the replying Respondents in the interest of justice.

Legal. However, the Respondents seek leave of this Honorable Tribunal to submit additional grounds & case law / record at the time of arguments.

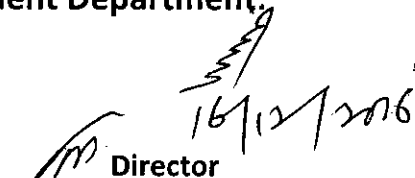
In view of the above made submissions, it is most humbly Prayed that this Honorable Tribunal may very graciously be pleased to dismiss the instant service appeal with cost in favor of the Respondent Department.

Dated ____ / ____ / 2016



Secretary

E&SE Department Khyber
Pakhtunkhwa, Peshawar
(Respondent No: 1)


16/12/2016
Director
E&SE Department Khyber
Pakhtunkhwa, Peshawar.
(Respondents No: 2,3&4)

AFFADIVIT

I, Hameed ur Rehman, Asstt: Director (Lit: II) Directorate of E&SE Department Khyber Pakhtunkhwa, Peshawar do hereby solemnly affirm & declare on oath that the contents of the instant Parawise Comments are true & correct to the best of my knowledge.



Deponent

UNIVERSITY OF THE PUNJAB

پنجاب یونیورسٹی



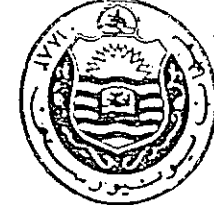
1996

This is to Certify

that **Farid Ullah Khan**
son/daughters of **Akbar Ali**
of the **F.G. College for Men, E/E, Islamabad**
has obtained the Degree of

Master of Arts
English

in this University at the Examination held
in July, 1997 and was placed in
the Third Class.
The Examination was taken as a whole / in parts
Marks obtained. 437/1000



1997

تصدیق کی جاتی ہے

کہ **فرید اللہ خان**
بن / بنت **اکبر علی**
از **ایف۔ جی۔ کالج فارمن ایچ / اسلام آباد**
نے اس یونیورسٹی کے امتحان منسلک جولائی 1997 کی تیار

ایم۔ اے
انگریزی

کی ڈگری درجہ سوم میں حاصل کی
الہوں نے کئی / امتحان میں شرکت کی

لیبر حاصل کردہ 1000/437

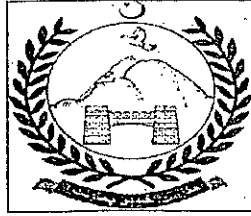
M. Jafar

CHANCELLOR

چانسلر

CONTROLLER
OF EXAMINATIONS

کنٹرولر امتحانات



(13)

Approved C

97

**GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

Peshawar, dated the 24th July, 2014.

NOTIFICATION

No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre:- In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB dated, 13-11-2007, and Notification No.SO(PE)4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

- (i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

1	2	3	4	5
"1.	Subject Specialist (BPS-17)	<p>i. At least <u>second class Master's Degree</u> or four years BS Degree in the relevant subject; and</p> <p>ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.</p>	23 to 35 years	<p>(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3.</p> <p>Note: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial</p>

14

				recruitment; and (b) fifty percent by initial recruitment.
1A	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3: Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3; Note:- If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment; and (b) fifty percent by initial recruitment; and

15

25

				<p>Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers with at least seven years service as Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No.3:</p> <p>Provided further that if no suitable candidate is available from amongst Senior Primary School Teachers for promotion then the post shall be filled from amongst Primary School Teachers with at least seven years service as such and having qualification mentioned in column No. 3; and</p> <p>(ii) twenty Five percent by initial recruitment.</p> <p>Note:</p> <p>I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.</p> <p>II. Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately."</p>
--	--	--	--	--

(16)

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

24

Endst : of even No & date:

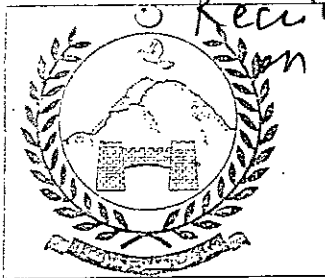
1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
7. The Director of Education (FATA) Peshawar.
8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
14. All District Account Officer in Khyber Pakhtunkhwa.
15. All Agency Education Officer in FATA
16. All Agency Account Officer in FATA.
17. PS to Governor Khyber Pakhtunkhwa. Peshawar.
18. PS to Chief Minister Khyber Pakhtunkhwa. Peshawar.
19. PS to Chief Secretary Khyber Pakhtunkhwa. Peshawar.
20. PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.
22. Master file .

(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)

GHS Badaber.

(40)

879



Received on 21/6/2016

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the 11-05-2016

CORRIGENDUM

No.SO(PE)/2-6/DPCMeeting/SST-SS (20/10/2015): In partial modification of this Department Notification of even number dated 17/03/2016, promotion of the following officers are hereby withdrawn due the reasons mentioned against each:

S#	S# in Subject	SL#	Name and Qualification	Promoted to	Remarks
1.	55	2448	Mr.Bakht Munir SST, GHS Banda Gai, Dir Lower	SS B-17 (Urdu) GHSS Asbanr, Dir Lower	He is 3 rd Division in M.A (Urdu) hence not entitled for promotion from SST to the post of Subject Specialist as per Service Rules.
2.	18	3233	Farid Ullah Khan S/O Akbar Ali, SST GHS Badber, Peshawar	SS B-17 (English) GHSS Adezai, Peshawar	He is 3 rd Division in M.A (English) hence not entitled for promotion from SST to the post of Subject Specialist as per Service Rules.

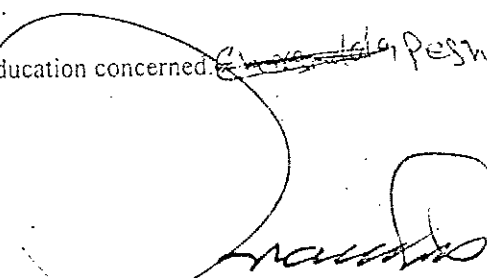
2. No. TA /DA allowed.

SECRETARY

Endst. No. & date as above.

Copy to:

1. The Additional Chief Secretary (FATA), FATA Secretariat Warsak Road Peshawar.
2. The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
3. The Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
4. The Accountant General Khyber Pakhtunkhwa, Peshawar.
5. PSO to Chief Secretary to Govt. of Khyber Pakhtunkhwa.
6. The Director (E&SE) Khyber Pakhtunkhwa Peshawar.
7. The Director Education FATA, Warsak Road, Peshawar.
8. The Director Curriculum & Teachers Education, Abbottabad.
9. The Director ESRU, Khyber Pakhtunkhwa.
10. The District Education Officers, Elementary & Secondary Education concerned.
11. The District Accounts Officers concerned.
12. PS to Secretary E&SE Department.
13. Subject Specialist concerned.
14. Office File.


(MUHAMMAD NASIR KHAN)
SECTION OFFICER PRIMARY

U69
11/16/5/2016 14-5-2016

1

BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

In the matter of
Appeal No. 1066/2016

Farid ullah SET Government High School, Badbher District Peshawar
(Appellant)

VERSUS

Govt. of Khyber Pakhtunkhwa through Secretary (E & SE) Khyber
Pakhtunkhwa, Peshawar & others.

(Respondents)

REJOINDER ON BEHALF OF THE APPELLANT

Respectfully submitted:

ON PRELIMINARY OBJECTIONS:

1. Contents incorrect and misleading, the promotion of the appellant has been illegally withdrawn, hence he has got the necessary cause action and locus standi to file the instant appeal.
2. Contents incorrect and misleading the appeal is filed well within the prescribed period of limitation.
3. Contents incorrect and misleading, all facts necessary for the disposal of the appeal are brought before this Honourable Tribunal and nothing has been concealed.
4. Contents incorrect and misleading, the instant service appeal is filed well in accordance with the relevant provisions of rules and law.
5. Contents incorrect and misleading, the appellant has approached this Honourable Tribunal with clean hands.
6. Contents incorrect and misleading, all parties necessary for the disposal of the appeal are arrayed in the instant appeal.
7. Contents incorrect and misleading no rule of estoppel is applicable in the instant case.
8. Contents incorrect and misleading, the impugned notification is violative of principle of natural justice and liable to be struck down.
9. Contents incorrect and misleading the appeal is filed well within the prescribed period of limitation.
10. Correct however at the relevant time the appellant was perfect and eligible for promotion.

11. Contents incorrect and misleading, the appellant was completely fit and eligible for promotion at the relevant time, however due to the negligence and inaction of the respondent the appellant case for promotion could not be processed in time. Later the appellant was promoted and after the promotion valuable rights have been accrued in favour of the appellant which cannot be snatched or withdrawn illegally.

ON FACTS

1. Contents need no comments, however contents of Para-1 of the appeal are true and correct.
2. Contents of Para 2 of the appeal are correct, the reply submitted to the Para is misleading.
3. Contents of Para 3 of the appeal are correct, the reply submitted to the Para is incorrect and misleading. At the relevant time, the appellant was fit and eligible to be considered for promotion.
4. Contents of Para 4 of the appeal are correct, the reply submitted to the Para is incorrect and misleading. In fact the Director Elementary and Secondary Education Khyber Pakhtunkhwa directed all the District Education Officers of the Khyber Pakhtunkhwa vide letter dated 14.07.2014 to submit working papers of all fit and eligible candidates of SSTs for promotion to the Post of SS BPS-17. In the light of the said letter, again the appellant submitted his documents vide letter dated 19.07.2014, whereas his working papers were already prepared and sent to the Secretariat in the year 2009 i.e, on 14.01.2009 in the light of the judgment of Honorable Peshawar High Court Peshawar dated 24.10.2008. The policy/ amendments/ notification dated 24.07.2014 so referred was not in field at the relevant time and thus not applicable on the appellant. *(Copies of the letter dated 14.07.2014, letter dated 19.07.2014 and notification dated 24.07.2014 are attached as Annexure A, B & C).*
5. Need no comments to the extent of admission. Rest of the Para is baseless and misleading. Contents of Para 5 of the appeal is correct. The promotion process of the appellant to the post of SS was initiated in the year 2009, however due to the slackness and inaction of the department the promotion process was not finalized. It is pertinent to mention here that at that time there was no condition of 2nd division for promotion to the post of Subject Specialist.
6. Contents of Para 6 of the appeal are correct the reply submitted to the Para is incorrect and false.
7. No comments.

- 8. Contents of Para 8 of the appeal are correct the reply submitted to the Para is incorrect, irrelevant and false.
- 9. No comments.
- 10. Contents of Para 10 of the appeal are correct the reply submitted to the Para is incorrect and false.
- 11. Contents of Para 11 of the appeal are correct the reply submitted to the Para is incorrect and false.
- 12. No comments. However the appellant was eligible and fit for promotion at the relevant time.
- 13. Contents of Para 13 of the appeal are correct the reply submitted to the Para is incorrect and false. The impugned order was communicated to the appellant vide letter dated 12.06.2016, whereafter the appellant filed his departmental appeal on 25.06.2016. *(copy of letter dated 12.06.2016 is attached as Annexure D)*
- 14. Contents of Para 14 of the appeal are correct the reply submitted to the Para is incorrect and false.

GROUND

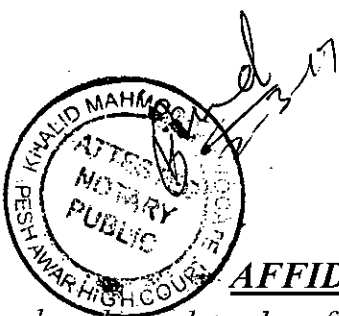
The Grounds (A to G) taken in the memo of appeal are legal and will be substantiated at the time of arguments.

It is therefore humbly prayed that the appeal of the appellant may please be accepted as prayed for.

[Signature]
Appellant

Through

[Signature]
IJAZ ANWAR
Advocate, Peshawar
&
[Signature]
YASIR SALEEM
Advocate, Peshawar



AFFIDAVIT

I do, hereby solemnly affirm and declare on oath that the contents of the above rejoinder as well as titled appeal are true and correct and nothing has been kept back or concealed from this Honourable Tribunal.

[Signature]
Deponent



(4)

**Directorate of Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar**

PH No. 091-9201389, 9210938,
9210437, 9210957, 9210468
Fax 091-9210936 0800-33857
No. _____ / Promotion to SST B-16/Estab
Dated Peshawar the 14/07/2014.

To
All the District Education Officers,
(Male & Female), in Khyber Pakhtunkhwa.

Subject:- Working Papers for Departmental Promotion Committees for the
Promotion of SSTs/ to the post of Subject Specialists (SS BPS-17.)

Memo:

I am directed to refer to the subject noted above and to state that meeting of Departmental Promotion Committee for Promotion to the of vacant posts SS BPS-17 in Higher Secondary Schools in Elementary and Secondary Education Department will be held soon.

I am further directed to ask you to submit Working Papers for Departmental Promotion Committees for the Promotion of SSTs to the post of SS BPS-17 on the format in separate file for each SST upto 20th July, 2014 and the following documents are required to be attached with the Working Papers:

1. Final Seniority List No
2. Synopsis of last 5 years ACRs.
3. Last three years result.
4. Non involvement certificate.
5. Bio data on the format.
6. Last pay slip.
7. MA/MSc Degree

Note ACRs be kept ready and to be presented in the meeting of Departmental Promotion Committee.

Dy: Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar.

Endst: No. _____ / File No.1/Promotion to SST B-16: Dated Peshawar the 14/07/2014.

Copy forwarded for information and necessary action to the:-

1. PS to the Secretary to Govt: Khyber Pakhtunkhwa E&SE Department.
2. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
3. M/File

Dy: Director (Estab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

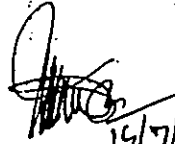
2nd Div: Policy notified on 24-07-2014

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) PESHAWAR

Endst No. 7853-8013 Dated: Pesh: the 14/7 /2014

Copy of the above is forwarded for information and necessary action to the:

1. All the Principals GHSS/GHS/GMS and S.D.E.O (Male) in District Peshawar with the request that all the SST teachers may kindly be informed accordingly to submit their Biodata/information within week positively.



14/7/14
Dy: District Education Officer
(Male) Peshawar

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) PESHAWAR

Endst No. 7814-15 Dated: Pesh: the 14/7 /2014

Copy of the above is forwarded for information to the:

1. Director Elementary and Secondary Education Khyber Pakhtunkhwa.
2. P/A to D.E.O (Male) Peshawar.


14/7/14
Dy: District Education Officer
(Male) Peshawar

5

OFFICE OF THE PRINCIPAL

GHS BADABER PESHAWAR

NO 627

DATED 19/07/14

TO

THE EXECUTIVE DISTRICT OFFICER,

DISTRICT PESHAWAR.

SUBJECT, DEPARTMENTAL PROMOTION OF SETS AS SS

ENCLOSED PLZ FIND HEAWITH FOLLOWING DOCS OF Mr. FARIDULLAH KHAN SET (MA ENGLISH MED) A CANDIDATE FOR PROMOTION TO THE POST OF SS ENGLISH.

1. FINAL SENIORITY LIST NO
2. SYNOPSIS OF LAST FIVE YEARS ACRS
3. LAST THREE YEARS RESULT STATEMENT
4. NON INVOLVEMENT CERTIFICATE
5. BIO-DATA
6. LAST PAY SLIP
7. MA DEGREE ATTESTED COPY

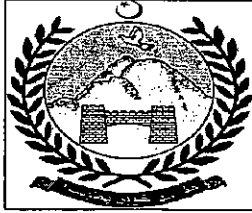
27
19-7-2014

PRINCIPAL

GHS BADABER PESHAWAR

M. J. Khan
Principal
Govt. High School
Badber

6



**GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

Peshawar, dated the 24th July, 2014.

NOTIFICATION

No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre:- In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB dated, 13-11-2007, and Notification No.SO(PE) 4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

(i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

1	2	3	4	5
"1.	Subject Specialist (BPS-17)	i. At least second class Master's Degree or four years BS Degree in the relevant subject; and ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.	23 to 35 years	(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3. Note: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

7

				recruitment; and (b) fifty percent by initial recruitment.
1A	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3: Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3; Note:- If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment; and (b) fifty percent by initial recruitment"; and

8

				<p>Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers with at least seven years service as Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No.3:</p> <p>Provided further that if no suitable candidate is available from amongst Senior Primary School Teachers for promotion then the post shall be filled from amongst Primary School Teachers with at least seven years service as such and having qualification mentioned in column No. 3; and</p> <p>(ii) twenty Five percent by initial recruitment.</p> <p>Note:</p> <p>I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.</p> <p>II. Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately.”</p>
--	--	--	--	--

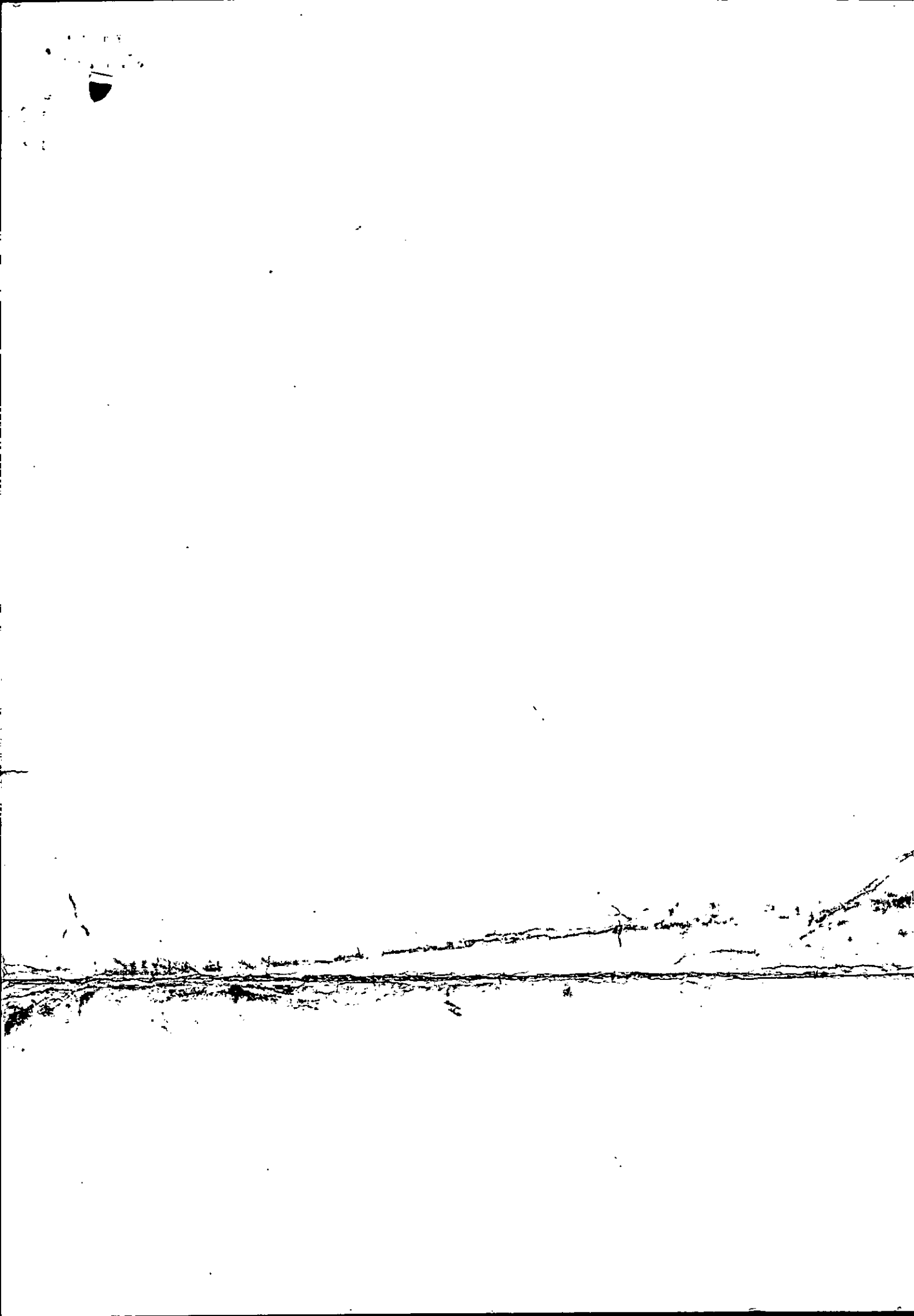
9

**SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

Endst : of even No & date:

1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
7. The Director of Education (FATA) Peshawar.
8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
14. All District Account Officer in Khyber Pakhtunkhwa.
15. All Agency Education Officer in FATA
16. All Agency Account Officer in FATA.
17. PS to Governor Khyber Pakhtunkhwa. Peshawar.
18. PS to Chief Minister Khyber Pakhtunkhwa. Peshawar.
19. PS to Chief Secretary Khyber Pakhtunkhwa. Peshawar.
20. PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.
22. Master file

**(ZAMIN KHAN MOMAND)
SECTION OFFICER (PRIMARY)**



(10)
OFFICE OF THE PRINCIPAL
GHS BADABER, PESHAWAR.
DATE 12/06/2016
NO 2462

To
Mr Faridullah Khan

**SUBJECT: RESUMPTION OF CHARGE AS SST, CONSEQUENT UPON
THE CANCELLATION OF YOUR PROMOTION FROM SST TO SS ENGLISH.**

Consequent upon the cancellation order No SO (PE) 2-6/DPC Meeting/SST-SS Dated 11/05/2016, by the competent authority, and received to the office of the undersigned on 12/06/2016, I am directed to inform you that you must resume charge in the capacity of SST General with immediate effect.

M/ 834
Principal
G.H.S. Badaber
PRINCIPAL Peshawar.
GHS BADABER,
DISTRICT PESHAWAR.