

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Appeal No. 911/2014

Date of Institution ... 03.07.2014

Date of Decision ... 10.07.2019

Mr. Muhammad Qavi Khan, S.E.T (BPS-17),
Govt: High School Sijban, District Swat. ... (Appellant)

VERSUS

The Government of Khyber Pakhtunkhwa through Secretary (E&SE) Department,
Khyber Pakhtunkhwa Peshawar and one other. ... (Respondents)

MR. MIR ZAMAN SAFI,
Advocate

--- For appellant.

MR. MUHAMMAD JAN,
Deputy District Attorney

--- For respondents.

MR. AHMAD HASSAN,
MR. MUHAMMAD HAMID MUGHAL

--- MEMBER(Executive)
--- MEMBER(Judicial)

JUDGMENT

AHMAD HASSAN, MEMBER.- Arguments of the learned counsel for the parties heard and record perused.

ARGUMENTS

02. Learned counsel for the appellant argued that he was initially appointed as SET on fixed pay in the respondent-department vide order dated 01.10.1983. While in service, he passed B.Ed examination on 06.05.1996. That vide order dated 01.06.1991, he was awarded BPS-16. In order to get graded pay, the appellant invoked the jurisdiction of this Tribunal through service appeal no. 90/1993, which was disposed of vide judgment dated 08.10.1993. Subsequently, this judgment was upheld by the august Supreme Court of Pakistan through judgment dated 18.10.1993. That through order dated 12.10.1999 judgment of this Tribunal dated

08.10.1993 was implemented whereby graded pay of BPS-16 was allowed, but he was entitled for BPS-17 w.e.f 22.02.1993. He filed departmental appeal on 07.09.2013, which was rejected on 04.06.2014. The appellant was not treated in accordance with law and rules.

03. Learned Deputy District Attorney argued that the appellant was awarded graded pay of the post of SET (BPS-16) upon acquiring B.Ed Degree on 06.05.1996. That the respondents implemented the judgment of this Tribunal dated 18.10.1993 by allowing him graded pay of BPS-16 w.e.f 22.02.1993. He was not entitled for BPS-17. Action on the part of respondents was in tandem with law and rules.

CONCLUSION

04. It is not disputed that the appellant was appointed as SET (BPS-15) on 01.10.1983 on fixed pay. He sought regularization against aforementioned post for which qualification of B.Sc/B.A and B.Ed was mandatory. Upon denial of relief by the respondents, he invoked the jurisdiction of this Tribunal by filing service appeal no. 90/1993 decided on 18.10.1993. His plea was accepted and directions were passed on to the respondents for grant of graded pay of BPS-16 alongwith arrears. It would be in the fitness of the things to clarify that at the time of appointment, the appellant was in BPS-15 and this fact stands mentioned in para-1 of the service appeal referred to above. Judgment of this Tribunal was upheld by the august Supreme Court of Pakistan through order dated 18.09.1994. Finally, the respondents vide notification dated 12.10.1999 implemented the judgment of this Tribunal referred to above by awarding the appellant BPS-16 from the date of filing departmental appeal. The contention of the appellant for grant of BPS-17 remained unsubstantiated. Time and again learned counsel for the appellant was asked to

provide any document through which it could be established that he was entitled for BPS-17 but to no avail. On the other hand, the respondents have out rightly discarded his claim being not permissible under the rules. Resultantly, his departmental appeal was dismissed vide order dated 04.06.2014. As there is no substance in the present service appeal, hence, it deserves to be dismissed.

06. As a sequel to above, the appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.



(MUHAMMAD HAMID MUGHAL)
MEMBER



(AHMAD HASSAN)
MEMBER

ANNOUNCED
10.07.2019

26.04.2019

Due to general strike of the bar, the case is adjourned. To come up for arguments on 10.07.2019 before D.B.


Member


Member

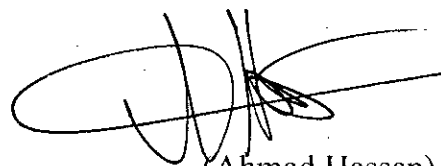
Order

10.07.2019

Counsel for the appellant and Mr. Muhammad Jan, DDA for respondents present. Arguments heard and record perused.

Vide our detailed judgment of today of this Tribunal placed on file, the instant appeal is dismissed. Parties are left to bear their own cost. File be consigned to the record room.

Announced:
10.07.2019

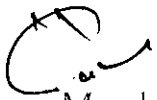

(Ahmad Hassan)
Member


(Muhammad Hamid Mughal)
Member

06.12.2018

Appellant in person and Mr. Usman Ghani learned District Attorney present. Appellant seeks adjournment as his counsel is not in attendance. Adjourned by way of last chance. To come up for arguments on 08.01.2019 before D.B at Camp Court Swat.

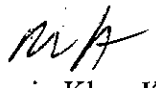

Member


Member
Camp Court, Swat

08.01.2019

Junior counsel for the appellant present. Mr. Mian Ameer Qadir, District Attorney for the respondents present. Junior counsel for the appellant requested that the present service appeal may be transferred at Principal Seat Peshawar as the learned senior counsel for the appellant as well as respondents belongs to Peshawar. Request seems genuine. As such, case to come up for arguments before D.B on 26.03.2019 at Principal Seat Peshawar.



(Ahmad Hassan)
Member


(M. Amin Khan Kundi)
Member
Camp Court Swat

26.03.2019

Junior to counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney for the respondents present. Junior to counsel for the appellant requests for adjournment as senior counsel for the appellant is not in attendance. Adjourned. To come up for arguments on 26.04.2019 before D.B.

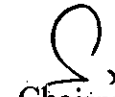

(Hussain Shah)
Member


(Muhammad Amin Khan khudi)
Member

04.07.2018

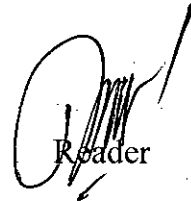
Appellant Muhammad Qavi Khan in person present. Mr. Bakht Rehman, Litigation Officer for the respondents alongwith Mr. Usman Ghani, District Attorney present. Appellant requested for adjournment that his counsel is busy before the Hon'ble High Court at Peshawar. Being an old case of 2014 adjournment is granted but as a last chance. To come up for arguments on 09.08.2018 before the D.B at camp court, Swat.


Member


Chairman
Camp court, Swat

09.08.2018

Appellant in person and Mr. Mohammad Saeed for the respondents present. Due to summer vacation the case is adjourned to 04.10.2018 for the same at camp court Swat.


Reader

04.10.2018


Appellant Muhammad Qavi in person alongwith his counsel Mr. Muhammad Mahaz Madni, Advocate present. Mr. Usman Ghani, District Attorney for the respondents present. Learned counsel for the appellant made a request for adjournment. Granted. To come up for arguments on 06.12.2018 before the D.B at camp court, Swat.



Member


Chairman
Camp Court Swat

02.10.2017


Appellant alongwith counsel and Mr. Anwarul Haq, Deputy District Attorney alongwith Muhammad Saeed, SS for the respondents present. Counsel for the appellant seeks adjournment. Adjourned. To come up for final hearing on 01.01.2018 before the D.B at camp court, Swat.



Member


Chairman
Camp court, Swat

1.1.2018

Attorney for the appellant and Addl. AG alongwith Muhammad Saeed, SS for the respondents present. Counsel for the appellant is not in attendance. Seeks adjournment. To come up for arguments on 05.03.2018 before the D.B at camp court, Swat.



Member


Chairman
Camp Court, Swat

06.03.2018

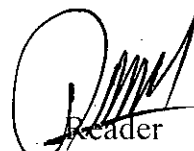
Appellant in person and Mr. Usman Ghani, District Attorney alongwith Muhammad Saeed, SS for the respondents present. Appellant seeks adjournment as his counsel has not turned up from Peshawar. Request is accepted. To come up for arguments on 09.05.2018 before D.B at camp court Swat.


Member


Chairman
Camp court, Swat

09.05.2018


The Tribunal is non-functional due to retirement of the Worthy Chairman. To come up for the same on 04.07.2018 before the D.B at camp court, Swat.


Reader

06.02.2017

Junior to Mr. Noor Muhammad Advocate, counsel for the appellant and Mr. Muhammad Saeed, SS alongwith Mr. Muhammad Zubair, Senior Government Pleader for respondents present. Seeks adjournment as senior counsel for the appellant has not turned up from Peshawar. Adjourned for final hearing before the D.B to 05.06.2017 e the D.B at camp court, Swat.


Member


Chairman
Camp court, Swat

08.06.2017

Since the tour programme for the month of June, 2017 to ~~the~~ camp court Swat has been cancelled by the Worthy Chairman, therefore, to come up for the same on 02.10.2017 at camp court, Swat. Notices be issued to the parties for the date fixed accordingly.


Registrar

09.05.2016

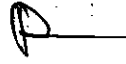
Clerk to counsel for the appellant and Mr. Muhammad Jan, GP for respondents present. Rejoinder on behalf of the appellant submitted, copy of which is placed on file. To come up for arguments on 02.09.2016.



Member

02.09.2016

Junior to counsel for the appellant and Mr. Muhammad Jan, GP for respondents present. Since the appeal pertains to territorial limits of Malakand Division, therefore, be submitted before the worthy Chairman for appropriate order.



Member



Member

10.10.2016

The appeal pertains to territorial limits of Malakand Division, therefore, assigned to camp court, Swat for final hearing before the D.B on 06-02-2017



Chairman

24.08.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant is serving as SET (BPS-17) at GHS Sijban and was entitled to graded pay from BPS-16 to BPS-17 as he was earlier serving in BPS-16 which was declined to the appellant vide final order dated 4.6.2014 and hence the instant service appeal on 3.7.2015.

That the appellant has completed his qualification with effect from 6.5.1996 and on the strength of the same entitled to graded pay with effect from the said date.

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 11.11.2015 before S.B.

Appellant's and
Security & Process Fee


Chairman

11.11.2015

Counsel for the appellant, M/S Khurshid Khan, SO and Hameed-ur-Rehman, AD (lit.) alongwith Addl: A.G for respondents present. Requested for adjournment. To come up for written reply/comments on 26.01.2016 before S.B.


Member

26.1.2016

Counsel for the appellant, M/S Khurshid Khan, SO and Hameed-ur-Rehman, AD (lit.) alongwith Addl: A.G for respondents present. Para-wise comments submitted. The appeal is assigned to D.B for rejoinder and final hearing for 9.5.2016.


Chairman

7.

25.05.2015

Clerk of counsel for the appellant present and requested for adjournment due to general strike of the Bar. To come up for preliminary hearing on 23.06.2015 before S.B.


Member

8

23.06.2015

Agent of counsel for the appellant present. Requested for adjournment. Adjourned to 27.7.2015 for preliminary hearing before S.B.


Chairman

9

27.07.2015

Agent of counsel for the appellant present. Counsel for the appellant is stated indisposed. Adjourned to 10.8.2015 for preliminary hearing before S.B.


Chairman

10

10.08.2015

Junior counsel for the appellant present. Seeks adjournment as senior counsel for the appellant is stated indisposed. To come up for preliminary hearing on 24.8.2015 before S.B.


Chairman



3.
23.09.2014

Counsel for the appellant present, and requested for adjournment. Request accepted. To come up for preliminary hearing on 26.11.2014.


Member

4.
Reader Note:

26.11.2014

Clerk of counsel for the appellant present. Since the Tribunal is incomplete, therefore, case is adjourned to 18.02.2015 for the same.


Reader

5.
18.02.2015

Clerk of counsel for the appellant present, and requested for adjournment. Request accepted. To come up for preliminary hearing on 07.04.2015.


Member

6.
07.04.2015



Counsel for the appellant present and requested for adjournment. To come up for preliminary hearing on 25.05.2015.


Member

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 911/2014

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	03/07/2014	<p>The appeal of Mr. Muhammad Qavi Khan presented today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"> REGISTRAR</p>
2	8-7-2014	<p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>23-9-2014</u></p> <p style="text-align: right;"> CHAIRMAN</p>


BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. 911 /2014

Mohammad Qavi Khan VS Education Department

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of appeal	1- 3.
2.	Service book	A	4- 12.
3.	Degree	B	13- 14.
4.	Service Tribunal Judgment	C	15- 16.
5.	Supreme Court judgment	D	17- 19.
6.	Notification dated 07.08.1991	E	20-22.
7.	Notification dated 12.10.1999	F	23.
8.	Notification dated 2.01.2008	G	24-25.
9.	Departmental appeal	H	26.
10.	Rejection order	I	27-28.
11.	Vakalat nama	29.

APPELLANT
THROUGH: 
NOOR MOHAMMAD KHATTAK
ADVOCATE

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Appeal No. 911 /2014

03/7/2014
911

Mr. Muhammad Qavi Khan, S.E.T (BPS-17),
Govt: High School Sijban, District Swat **Appellant**

VERSUS

- 1- The Govt: of Khyber Pakhtunkhwa through Secretary (E&SE) Department, Khyber Pakhtunkhwa Peshawar.
- 2- The Director E&SE Department, Khyber Pakhtunkhwa, Peshawar.

..... **Respondents**

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE APPELLATE ORDER DATED 04-06-2014 WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT FOR THE GRANT OF CONSIQUENTIAL BENEFITS OF GRADED PAY (PBS-17) W.E.F 22-02-1993 HAS BEEN REJECTED ON NO GOOD GROUNDS

PRAYER:

That on acceptance of this appeal the impugned appellate order dated 4.6.2014 may very kindly be set aside and the respondents may be directed to allow/grant the benefits of graded pay (BPS-17) w.e.f 22-02-1993. Any other remedy which this august court deems fit may also be very kindly awarded in favor of the appellant.

R/SHEWETH:

ON FACTS:

1- That the appellant was initially appointed as SET in the respondent Department vide order dated 01-10-1983. That appellant has served the respondent Department for than 31 years quite efficiently and up to the entire satisfaction of his superiors. Copy of service book is attached as annexure **A.**

2- That appellant while working as SET in the respondent Department passed B.ed Examination on 06-05-1996. That vide order dated 01-06-1991 the appellant was awarded BPS-16 by the respondent Department. Copy of the Degree is attached as annexure **B.**

3/7/14

- 3- That appellant applied for the grant of graded pay through Departmental Appeal and then after knock the door of this Hon'ble Service Tribunal Peshawar through service appeal No. 90/1993. That this august Service Tribunal while disposing the appeal of the appellant directed the respondents to allow/ grant graded pay w.e.f the date of filing Departmental appeal i.e.22-02-1993. That it is very pertinent to mention here that the respondent Department also filed CPLA in the Hon'ble Supreme Court of Pakistan against the judgment dated 18-10-1993 of this Hon'ble Service Tribunal which was dismissed vide judgment dated 18-09-1994. Copies of the judgments are attached as annexure **C & D.**
- 4- That vide Notification dated 12-10-1999 the respondent Department implemented the judgment of this august Service Tribunal dated 18-10-1993 whereby the appellant was allowed graded pay in BPS-16 instead of BPS-17 w.e.f 22-02-1993. That appellant was allowed BPS-16 vide order dated 01-06-1991, therefore the appellant was entitled for the grant of graded pay in BPS-17 instead of BPS-16. Copies of the Notifications dated 07-08-1991 and 12-10-1999 are attached as annexure **E & F.**
- 5- That it is very pertinent to mention here that the Province Balochistan also granted incentive of higher grade to the teaching staff of Education Department on the basis of length of service in BPS-16, 17, 18, and 19. Copy of Notification is attached as annexure **G.**
- 6- That in light of the above scenario the appellant also filed Departmental appeal for his claim but the same was rejected on no good grounds vide order dated 04-06-2014. Copies of the Departmental appeal and rejection order are attached as annexure **H & I.**
- 7- Hence the present appeal on the following grounds amongst the others.

GROUND:

- A- That the impugned order dated 4-06-2014 issued by the respondent No.4 is against the law, facts, norms of natural justice and materials on the record, therefore not tenable and liable to be set aside.
- B- That the appellant has not been treated in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the constitution of Pakistan 1973.

- C- That appellant is fully entitled for the grant of graded pay in BPS-17 in the light of Finance Department Notification dated 7.8.1991.
- D- That the respondent Department acted in arbitrary and malafide manner by not granting graded pay in BPS-17 w.e.f. 22.2.1993.
- E- That the appellant has been discriminated on the subject noted above by the respondent Department.
- F- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

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

APPELLANT



MOHAMMAD QAVI KHAN

THROUGH:



**NOOR MUHAMMAD KHATTAK
ADVOCATE**

A-4

Heirs,

Bsc Post (SET) Science

Verification Roll No. , dated, received back

Left thumb-impression.

⑦ Passed Master of Science (Pakistan Studies)

Under Roll No. L-592006 from Allama Iqbal open university, Islamabad. Securing 674/1200 Marks.

Result declaration 4/3/2006 - Grade C

Qualification Date

⑧ Passed M.A. Pashto under Roll No 9311 from University of Peshawar Securing 534 marks out of 1100 in 1990.

Result declared on 8/9/1990. In. *[Signature]*

Pashtu Head Master, Govt. High School, Torwarsak Distt: Buner

Urdu Passed C.T. (General) under Roll No 1547

on 22.11.92. Securing 569 marks. In. *[Signature]*

Plan-drawing Head Master, Govt. High School, Torwarsak Distt: Buner

Finger print

Drill instructing Passed BA exam 1993 under 6103

Court duties Education (Addl) securing 64 marks out of 150

Reserve duties Head master, Govt. High School, Torwarsak, Distt-Bunera

Passed B.Ed. Examination 1995

Under R. No. 1758 from University of Peshawar, securing 556, 2nd Division

1995. In. *[Signature]*

Qualifications

⑥ Passed M.Ed. Examination, 2001 Under Roll No. J6541616 from First Arts University of Allama Iqbal open University, Islamabad, securing 609 Marks in B. L. or B. A. Grade. B

Pleadership examination

Training School Final examination

Other qualifications—

⑩ Bsc Passed from Jahangiel

Degree College Saidu Sharif Swat

Under role No 1149 in Second Division obtaining Marks=265

Head Master Govt. High School Koghuzi Distt. Chitral

[Signature]
PRINCIPAL, Govt. High School, Eskhra Swat.

ATTESTED

Note:—The entries in this page should be renewed or re-attested at least every five years and the signature in lines 9 and 10 should be dated.

1. Name *Mohammad Dawki Khan*

2. Race .. *Pattan* ..

3. Residence .. *SWAT* ..


4. Father's name and residence .. *Mr. Sher Afzal Khan Mulla (SWAT)*


5. Date of birth by Christian era as nearly as can be ascertained .. *1-7-1955 (1st July, N.H. and fifty-five)*


6. Exact height by measurement ... *Five feet and six inch*


7. Personal marks for identification.. *A black Scar under nose*

8. Left hand thumb and Finger impression of (non-gazetted) officer ..

Little Finger: 

Ring Finger 

Middle Finger: 

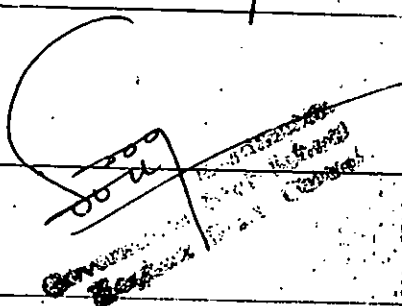
Fore Finger 

Thumb: 

ATTESTED

9. Signature of Government servant .. *ees*

10. Signature and designation of the Head of the Office, or other Attesting Officer. ..


Government of Punjab
District Office
Muzaffargarh

1 Name of post	2 Whether substan- tive or officiating and whether permanent or temporary	3 If officiating, state: (i) substantive appointment or (ii) whether service counts for pension under Art. 371 C. S. R.	4 Pay in substantive post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of appointment	8 Signature of Government servant
SET G.H.S. Koghuji 900-55-2000	Temporary		900/- (fixed) ✓			3 ¹⁰ / ₈₃	<i>[Signature]</i>
DB			Rs. 900/- Fixed ✓			1 ¹² / ₈₃	<i>[Signature]</i>
DB			Rs. 900/- Fixed ✓			1 ¹² / ₈₄	<i>[Signature]</i>
BPS No (15) 1165-71-2585			Rs. 900/- Fixed ✓			1 ¹² / ₈₅	<i>[Signature]</i>
Mohd Davi Khan Unt. train SET G.H.S. Koghuji			Rs. 900/- Fixed			1 ¹² / ₈₆	<i>[Signature]</i>
			Rs. 1165/- (Fix)			1 ⁷ / ₈₇	<i>[Signature]</i>
			Rs. 1165/- ✓			1 ¹² / ₈₈	<i>[Signature]</i>
			Rs. 1165/- ✓			1 ¹² / ₈₈	<i>[Signature]</i>
			Rs. 1165/- ✓			7 ⁸ / ₈₉	<i>[Signature]</i>

Office of the Accounts General
N.W.F.P., Pesh.
Pay fixed in the Revised Pay Scales 1987,
of Rs. ~~A~~ ^X (B-)
at Rs. 1165/- ^X v. c. 17-1987
With Next Increment 10-12-1987

Accounts Officer
N.W.F.P.

[Signature]
25/1/89

1	10	11	12	13	14	15
Signature and designation of the officer or other attending officer in attestation of columns	Date of termination of appointment	Reasons of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attending officer	Allocation of period of leave on average not upto four months for which arrears salary is payable to another Government	Remarks of the head of the office or other attending officer	Reference to any records published or otherwise, or award or prize of the Government
<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	<p>30/11/83</p>	<p>AI Increment</p>		<p>Appointed against SET Post at GHS Kozhuzi vide BE(S) Mulakand Saidu Shanif Swat vide Endst. no. 17955-75/A-2/APP dt 1.11.83.</p>	<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	
<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	<p>30/11/83</p>	<p>AI Increment</p>			<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	
<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	<p>30/11/85</p>	<p>AI Increment</p>			<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	
<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	<p>30/11/86</p>	<p>AI Increment</p>			<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	
<p><i>[Signature]</i> Head Master</p>	<p>30/87</p>	<p>AI Increment</p>			<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	
<p><i>[Signature]</i> Head Master</p>	<p>30/11/88</p>	<p>AI Increment</p>			<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	
<p><i>[Signature]</i> Head Master</p>	<p>6/89</p>	<p>AI Increment</p>			<p><i>[Signature]</i> Govt. High School, Kozhikode</p>	
<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>					<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>	
<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>					<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>	
<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>					<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>	
<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>					<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>	
<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>					<p><i>[Signature]</i> Govt. High School, Torwarsak Distt. Bunde</p>	

1

2

3

ATTESTED

[Signature]

[Signature]
Govt. High School, Torwarsak Distt. Bunde

Service verified w.e.f. 30.11.83 to 30.11.86 from Reg. roll & other office record.

Service Verified w.e.f. 12/12 to 30.11.84 from Reg. roll & other office record.

Service verified w.e.f. 1-12-84 to 31-8-1985 from Reg. roll and other office record.

1588 T 170 16/11/2020

Drawn alls of ~~revised pay scale~~

of also three ~~other increments~~

Whether substantiated or officiating	If officiating state (i) whether appointed or (ii) whether service continues for pension under Art. 311 C.G.R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government
		45838				

SE T 170 16/11/2020
GN'S To W...

Sub/off	465	1165	Rs. 100/-		8/89	
- do -		1165	Rs. 100/-		12/89	
		1620	Rs. 200/-		6/91	
		1620	Rs. 200/-		12/92	
		1875	fixed		6/91	
		2535	fixed		6/94	

Officer of the Accountant General
 N. W. F. P. Pathawat.
 Pay fixed in the Revised Pay Scales 1994
 of Rs. 1620/-
 as per G.O. No. 1-6-1994
 with first increment on 1-12-1994

Accountant General
 N. W. F. P. Pathawat.

Pro Office of the Accountant General
 N. W. F. P. Pathawat.
 Pay fixed in the Revised Pay Scales 1994
 of Rs. 1875/-
 as per G.O. No. 1-6-1994
 with first increment on 1-12-1994

3/132
12/91

Drawn alls of pay 8710/-
 due to the grant of annual
 also 5 other increments
 on passing MA w/e 22/93
 amounting to Rs. 117934/-

Drawn alls of pay 8710/-
 due to the grant of annual
 we also 5 other increments
 on passing MA w/e 1/95 to 2/97
 amounting to Rs. 58374/-

1588 T 170 16/11/2020
 1588 T 170 16/11/2020
 1588 T 170 16/11/2020

9	10	11	12	13	14	15
Signature and designation of the head of the office or her attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reasons of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer	Nature and duration of leave taken Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government Period: Government to which debitable	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant
<p><i>[Signature]</i> Head master, Govt High School, Torwarak Distt Dune</p>	30 ¹¹ / ₈₉	Active				
<p><i>[Signature]</i> Head master, Govt High School, Torwarak, Distt.</p>	30 ¹¹ / ₉₁	Scale Revised	<p><i>[Signature]</i> Head Master, Govt High School, Torwarak Distt Dune</p>	<p>(4) From</p>	<p>SERVICE VERIFIED From 1-9-85 To 13-10-86 in Acq: Roll & other record of Office</p> <p><i>[Signature]</i> Headmaster Govt High School, Koghar District Chitral</p>	
<p><i>[Signature]</i> Head Master, Govt High School, Torwarak Distt Dune</p>	30 ¹¹ / ₉₂	Fixed	<p><i>[Signature]</i> Head Master, Govt High School, Torwarak Distt Dune</p>			
<p><i>[Signature]</i> Head Master, Govt High School, Torwarak Distt Dune</p>	31 ⁵ / ₉₄	Scale Revised	<p><i>[Signature]</i> Head Master, Govt High School, Torwarak Distt Dune</p>	<p>(5) From</p>	<p>SERVICE VERIFIED From 16-12-86 To 5-3-87 From Acq: Roll & other record of Office</p> <p><i>[Signature]</i> Govt High School, Koghar District Chitral</p>	
<p><i>[Signature]</i> Head Master, Govt High School, Torwarak Distt Dune</p>	10 ⁹ / ₉₅	Transfer	<p><i>[Signature]</i> Head Master, Govt High School, Torwarak Distt Dune</p>			
<p><i>[Signature]</i> Head Master, Govt High School, Torwarak Distt Dune</p>		under taking				
<p>I Mr. Mohammad Qasim working against SET at GHS Torwarak do hereby give an undertaking to the effect that if any overpayment is made to me as a result of incorrect fixation of my pay v. o. of 1-6-84. It will be made good by recovery from my pay/pension/gratuity</p> <p><i>[Signature]</i> Head master, Govt High School, Torwarak, Distt-Buner</p>			<p><i>[Signature]</i></p>	<p>(6) From 6-3-87 To 30-4-88 From Acq: Roll & other record of Office</p> <p><i>[Signature]</i> Govt High School, Koghar District Chitral</p>		
<p><i>[Signature]</i> Head master, Govt High School, Torwarak, Distt-Buner</p>				<p>(7)</p>		

ATTACHED

SERVICE VERIFIED
From 1-5-1988 To 31-7-1988
From Acq: Roll & other record of Office

[Signature]
Head Master,
Govt High School,
Koghar Distt.

Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating state (i) substantive appointment, or (ii) whether service counts for pension under Act XVI, S. E. B.	Pay in substantive post	Additional Pay for officiating	Other appointments falling under this section	Date of appointment	Signature of Government
GHS: Qadizai (BUNER)	Sub/off		Rs. 535/-	Fixed		5-12-95	<i>[Signature]</i>
S.E.T.							
GHS Sakhra Swat	-do-		Rs. 2535/-	Fixed		6-12-95	<i>[Signature]</i>
-do-	-do-		Rs. 2535/-	Fixed		1-12-96	<i>[Signature]</i>
-do-	-do-		Rs. 2535/-	Fixed		1-12-97	<i>[Signature]</i>
S.E.T.							
GHS Sakhra Swat	-do-		Rs. 900/-			3-10-83	<i>[Signature]</i>
-do-	-do-		Rs. 900/-			1-12-83	<i>[Signature]</i>
-do-	-do-		Rs. 955/-			1-12-84	<i>[Signature]</i>
-do-	-do-		Rs. 1010/-			1-12-85	<i>[Signature]</i>
-do-	-do-		Rs. 1065/-			1-12-86	<i>[Signature]</i>
-do-	-do-		BPS-15 (1165-71-2585)			1-7-87	<i>[Signature]</i>
-do-	-do-		Rs. 1378/-			1-12-87	<i>[Signature]</i>
-do-	-do-		Rs. 1449/-			1-12-88	<i>[Signature]</i>
-do-	-do-		Rs. 1520/-			1-12-89	<i>[Signature]</i>
-do-	-do-		Rs. 1591/-				<i>[Signature]</i>

Nothing alleged
No. 10
PRINCIPAL
Govt. High School
Sakhra Swat District

Entries are revised on page no 14 and on page no 15.

M. Hussain
 PRINCIPAL
 Govt. High School
 Sakhra Swat District

10 Signature and designation of the head of the office or other assessing officer in accordance of column 1, to 3	11 Date of termination of appointment	12 Reason of termination (such as promotion, transfer, etc.)	13 Signature of the head of the office or other assessing officer	14 Allocation of months of leave on average per year for months for which leave salary is payable to the Government	15 Signature of the head of the office or other assessing officer	16 Remarks as to recorded position in service at the date of termination
PRINCIPAL, Govt. High School, GADAZAI Dist. Swat	30-11-85	Transferred	PRINCIPAL, Govt. High School, GADAZAI Dist. Swat			Transferred from G.H.S. Kohlu District Chitral to G.H.S. Torwarsak District Swat Vide DE (Schools) Malakand Division Gulakada Swat No. 24715-19/ST-L/SET, dated 5-8-83
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-86	Fixed	PRINCIPAL, Govt. High School, Sakhra Swat			
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-87	Fixed	PRINCIPAL, Govt. High School, Sakhra Swat			
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-83	Annual Inc.	PRINCIPAL, Govt. High School, Sakhra Swat			Service verified w.e.f. 8.8.83 to 30.83 from A.C. & other record kept in this office
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-84	Annual Inc.	PRINCIPAL, Govt. High School, Sakhra Swat			
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-85	Annual Inc.	PRINCIPAL, Govt. High School, Sakhra Swat			
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-86	Annual Inc.	PRINCIPAL, Govt. High School, Sakhra Swat			
PRINCIPAL, Govt. High School, Sakhra Swat	30-6-87	Scale Revised	PRINCIPAL, Govt. High School, Sakhra Swat			
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-87	Annual Inc.	PRINCIPAL, Govt. High School, Sakhra Swat			
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-88	Annual Inc.	PRINCIPAL, Govt. High School, Sakhra Swat			
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-89	Annual Inc.	PRINCIPAL, Govt. High School, Sakhra Swat			
PRINCIPAL, Govt. High School, Sakhra Swat	30-11-90	Annual Inc.	PRINCIPAL, Govt. High School, Sakhra Swat			

Entries passed in the light of Court decision & for remission of pay band

191
1374
Diff. of pay and HRA w.e.f. 1.6.81 to 31.12.82 = Rs. 339/-
6 91 92
total amounting to Rs. 6640/-
paid due to award 816/-
fixed.

Transferred from G.H.S. Torwarsak, Dist. Swat to G.H.S. Gadhazai, Dist. Swat vide DE(S)MCO order Enclat nos. 4192-96/A-12/S. Shik dated 27/9/85. w.e.f.

ATTESTED

Govt. High School, Torwarsak Dist. Swat

Name of post	Whether substantive or officiating and whether permanent or temporary	If officiating state (i) substantive appointment, or (ii) whether service counts for pension under Art. 371 G. S. R.	Pay in substantive post	Additional Pay for officiating	Other emolument falling under the term "Pay"	Date of appointment	Signature of Government servant
<u>BPS-15(1165-71-2585)</u>							
S.E.T.	Sub/OB.		Rs. 1662/-			1-12-90	[Signature]
HS. Sakhran Swat	do		BPS-15(1620-131-3585)			31-12-91	[Signature]
do	do		Rs. 2406/-			1-6-91	[Signature]
do	do		BPS-16(1875-146-4065)			1-6-91	[Signature]
do	do		Rs. 2459/-			1-6-91	[Signature]
do	do		Rs. 2897/-			8-10-91	[Signature]
do	do		Rs. 3043/-	Rs. 2605/-		1-12-91	[Signature]
do	do		Rs. 3189/-	Rs. 2751/-		1-12-92	[Signature]
do	do		Rs. 3335/-	Rs. 2897/-		1-12-93	[Signature]
do	do		BPS-16(2535-187-5490)			1-6-94	[Signature]
do	do		Rs. 4505/-	Rs. 3914/-		1-6-94	[Signature]
do	do		Rs. 4702/-	Rs. 4111/-		1-12-94	[Signature]
do	do		Rs. 4899/-	Rs. 4308/-		1-12-95	[Signature]
do	do		Rs. 5096/-	Rs. 4505/-		1-12-96	[Signature]
do	do		Rs. 5293/-	Rs. 4702/-		1-12-97	[Signature]

all cutting attested

CERTIFICATE.

certified that no payment is made on the basis of these entries.

M. Hussain
PRINCIPAL
Govt. High School
ABAT Dist. Swat

M. Hussain
PRINCIPAL
Govt. High School
ABAT Dist. Swat

اموال
CRIPAL
Govt. High School
ABAT Dist. Swat
[Handwritten notes in Urdu]

Signature and designation of the head of the office or a bar attending officer in attendance of columns 3 to 5	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attending officer	Leave		Signature of the head of the office or other attending officer	Reference to any recorded punishment or censure, or reward or praise of the Government Service
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
				Period	Government to which debitable		
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	31-5-91	Scale revised	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				1-12-89
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	31-7-91	Scale revised	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	7-10-91	3 advances Inc. duct. Pass. of M.A.	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	30-11-91	Annual Inc.	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				Service verified in k. 11-9-95 to 30-11-95 from School Record.
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	30-11-92	Annual Inc.	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	30-11-93	Annual Inc.	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				Service verified with effect from 11-9-95 to 5-12-95.
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	31-5-94	Scale revised	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				<i>M.L.</i> PRINCIPAL, Govt. High School, GADEZAL, Distt-Bura.
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	30-11-94	Annual Inc.	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				Elevation of pay BPS-15.
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	30-11-95	Annual Inc.	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				Pay on 30/11/84 in BPS-15 Rs. 900/- Pay on 1-12-84 in BPS-15 Rs. 955/-
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	30-11-96	Annual Inc.	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.
<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.	30-11-97	Annual Inc.	<i>M.L.</i> PRINCIPAL, Govt. High School, Sakhra Bura.				Certified that the entry of these advance increments have been recorded w.e.b. 8-10-91 on passing M.A. Examin. for the purpose to obtain sanction but actual not drawn up to date due to not obtaining proper sanction from the competent authority.

CERTIFICATE

certified that no payment is made on the basis of these entries.

ATTESTED

M. Hussain
PRINCIPAL
Govt. High School,
SAKHRA BURA.

M.L.
PRINCIPAL,
Govt. High School,
SAKHRA, Distt. Bura.

Name of person	Whether substantive or officiating and whether permanent or temporary	If officiating state (i) substantive appointment, or (ii) whether service counts for pension under Act. 3VI of B. R.	Pay to substantive grade	Additional pay for officiation	Other allowances payable under the rules of pay	Date of appointment	Signature of Government
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BPS-16(1875-196-4065)

S.E.T (sc)	Sub/off.		Rs. 2459/-			1-6-91	
GHS Sakhra Sawai			Rs. 2605/-			1-12-91	
-do-	-do-		Rs. 2751/-			1-12-92	
-do-	-do-		Rs. 2897/-			1-12-93	
		BPS-16(2535-497-54907)					
-do-	-do-		Rs. 3914/-			1-6-94	
-do-	-do-		Rs. 4111/-			1-12-94	
-do-	-do-		Rs. 4308/-			1-12-95	
-do-	-do-		Rs. 4505/-			1-12-96	
-do-	-do-		Rs. 4702/-			1-12-97	
-do-	-do-		Rs. 4899 1/2			1-12-98	

CERTIFICATE

Certified that no payment is made on the basis of these entries.

M. Hussain
 PRINCIPAL
 Govt. High School
 LAHAT Distt. Sindh

9	10	11	12	13	14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Leave Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government Nature and duration of leave taken Period to which debitable	Signature of the head of the office or other attesting officer.	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.	30-11-91	Annual Inc.	<i>MR</i>	Transferred from GHS Sakhra, Swat to GHS Labat Swat with DECCMSy Swat Enclt no. 1303-8 dated 13-9-99. <i>MR</i> PRINCIPAL, Govt. High School, Sakhra, Dist. Swat.		
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.	30-11-92	Annual Inc.	<i>MR</i>			
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.	30-11-93	Annual Inc.	<i>MR</i>			
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.	31-8-94	Scale Raised	<i>MR</i>			
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.	30-11-94	Annual Inc.	<i>MR</i>			
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.	30-11-95	Annual Inc.	<i>MR</i>			
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.	30-11-96	Annual Inc.	<i>MR</i>			
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.	30-11-97	Annual Inc.	<i>MR</i>			
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.	30-11-98	Annual Inc.	<i>MR</i>			
<i>MR</i> PRINCIPAL, Govt. High School Bakura Swat.						


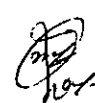
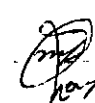

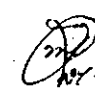
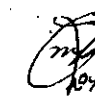
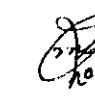
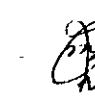
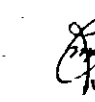
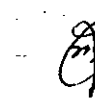
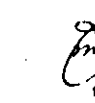
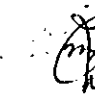
ATTESTED

MA

CERTIFICATE

certified that no payment is made on the basis of these entries.

M. Hussain
PRINCIPAL
Govt. High School
LABAT Dist. Swat

1 Name of post	2 Whether substantive or officiating and whether permanent or temporary	3 If officiating state (i) substantive appointment or (ii) whether service counts for pension under Act 871 C. S. R.	4 Pay in substantive post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of appointment	8 Signature of Government servant
SSET AHS Labat. Swat	Sub/Per		Rs. 1662/-	✓		1-12-90	<p>PRINCIPAL Govt. School LABAT Distt. Swat</p> 
do	do	BPS-2408	Rs. 2459/-	X	BPS-16-1875-146-4065	1-6-91	
do	do		Rs. 2897/-	✓		8-10-91	
do	do		Rs. 3043/-	✓		1-12-91	
do	do		Rs. 3189/-	✓		1-12-92	
do	do		Rs. 3335/-	✓		1-12-93	
do	do		Rs. 4505/-	X	BPS-16-2535-197-5490	1-6-94	
do	do		Rs. 4702/-	X		1-12-94	
do	do		Rs. 4899/-	X		1-12-95	
do	do		Rs. 5096/-	X		1-12-96	
do	do		Rs. 5293/-	✓		1-12-97	
do	do		Rs. 5490/-	✓		1-12-98	

1591
71
1662



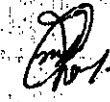
(11)

9	10	11	12	13	14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc).	Signature of the head of the office or other attesting officer	Nature and duration of leave taken	Signature of the head of the office or other attesting officer	Reference to any recorded punishment or censure, or reward or praise of the Government Servant.
				Leave Allocation of period of leave on average pay upto four months for which leave salary is admissible to another Government Period: Government Service to which available	Verified w.e.f. 1-12-99 30-11-99 from Reg Rolls	& other Record of this Office.
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	31-5-91	Scale Revised	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	Only Graded pay allowed in B.P.S.-16 with effect of the date of his departmental appeal to the department. His services will not be regularised according to the judgement.
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	7-10-91	3 Advance inc. due to passing M.A.	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	30-11-91	Ann/one	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	30-11-92	Ann Inc.	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	30-11-93	Ann Inc.	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	31-5-94	Scale Revised	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	30-11-94	Ann Inc.	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	30-11-95	Ann Inc.	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	30-11-96	Ann Inc.	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	30-11-97	Ann Inc.	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	30-11-98	Ann Inc.	M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	
M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat			M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat		M. Hussain PRINCIPAL Govt. High School LABAT Distt. Swat	

See page - 6
 Arrear paid to 15/11/95
 7/10/97 on a/c of 1985
 pay scale and 3 advance
 increment vide F. 120
 page - 7/158774/16/11/200

TGA
 Three advance increment on passing M.A. Swat vide DE(S), secondary postwar Endset No 4533-36 dated 21-9-1999.

ATTESTED
 M. Hussain
PRINCIPAL
 Govt. High School
 LABAT Distt. Swat

1 Name of post	2 Whether substantive or officiating and whether permanent or temporary	3 If officiating state (i) substantive appointment or (ii) whether service counts for pension under Art. 371 C. S. R.	4 Pay in substantive post	5 Additional Pay for officiating	6 Other emolument falling under the term "Pay"	7 Date of appointment	8 Signature of Government servant
SET GHS Lebat	Sub Per.	-	Rs=10295			1-12-04	
GHS SiJban	Sub Per	-	Rs=10295/-			1-6-2005	
- d -	-	-	Rs=12195/-			1/12/05	

9	10	11	12	13		14	15
Signature and designation of the head of the office or other attesting officer in attestation of columns 1 to 8	Date of termination of appointment	Reason of termination (such as promotion, transfer, dismissal, etc.)	Signature of the head of the office or other attesting officer.	Leave		Signature of the head of the office or other attesting officer.	Reference to any record of punishment or censure, or reward or praise of the Government Servant
				Nature and duration of leave taken	Allocation of period of leave on average pay upto four months for which leave salary is debitable to another Government		
				Period	Government to which debitable		
Nadiv Khe PRINCIPAL Govt. High School LABAT Distt. Swat	31-5-05	Transfer to G.H.S. Swat	Nadiv Khe PRINCIPAL Govt. High School LABAT Distt. Swat				
Nadiv Khan PRINCIPAL Govt. High School Serban Distt. Swat Nadiv Khan PRINCIPAL Govt. High School Serban Distt. Swat	30-11-05	Ann Inc:	3188 1875 Nadiv Khan PRINCIPAL Govt. High School Serban Distt. Swat				

T-116
11.6.01
Drawn arrears
of pay & allowances
less drawn w-o of
22-2-93 to 30-11-95
amtg. to Rs. 66200/-

D.A. 24/12
M

Service Verified ... 1-12-99 ...
to 31-5-2005 from seq Rolls
& other Record of this Office,

Nadiv Khe
PRINCIPAL
Govt. High School
LABAT Distt. Swat

ATTESTED
12/9

14

UNIVERSITY OF PESHAWAR

TO WHOM IT MAY CONCERN

Certified that Mohammad Bawlikhan
Son/Daughter of Sher Afzal Khan
bearing University Registration No. 78-J-2928
has passed Bed.
Annual/Supplementary Examination in 1995
under Roll No. 1758.

He/She has applied for Original degree which is under process and will be issued in due course of time.

Chay 23/5/96

Asstt: Controller of Exams: (Degrees)
University of Peshawar.

ATTESTED

[Signature]

[Signature]
Asstt: Controller of Exams (Degrees) 23/5/96
University of Peshawar.

C-15

Appeal No. 90/1993

Date of institution ... 21.3.93.

Date of decision ... 18.10.93.

Muhammad Qavi Khan S/O Sher Afzal,
R/O Sokhara Tehsil Matta, District
Swat, presently SET (Science Teacher)
Govt. High School Tor Warsak Distt;
Buneer. (APPELLANT)

VERSUS

1. The NWFP Govt. through Education Secretary, Peshawar.
2. The Director of Education NWFP, Peshawar.
3. The Director of Education Malakand Division Saidu Sharif Swat.
4. The Deputy District Education Officer (Male) Secondary Swat.
5. Head Master Govt. High School Tor Warsak District Buneer. (RESPONDENTS)

MIAN RAFIQUD DIN
Advocate.

..For appellant.

MR. MUHAMMAD SHAFI,
Government Pleader.

..For respondents.

JUDGMENT.

18 OCT 1993

QAZI HAMID-UD-DIN, CHAIRMAN:- This appeal has been filed by Muhammad Qavi Khan, against the order of Deputy District Education Officer (Male) Secondary Swat (Respondent No.4) under Section-4 of the NWFP Service Tribunal Act, 1974. The appellant's prayer is that he may be awarded running pay in his own scale (SET Science BPS-15) against BPS-15 fixed.

The facts averred in the appeal are that the appellant was appointed as SET Teacher on 1.10.83. The appellant has completed 10 years service as SET Teacher. The claim of the appellant is that his qualification is B.Sc, MA, CT but his services has not been regularized against the post of SET against which refusal the appellant preferred a departmental appeal, which was rejected on 4.3.93, hence the present appeal.

ATTESTED

[Signature]
EXAMINER
NWFP Service Tribunal
PESHAWAR.

[Signature]

THIRUVAI PESHANAR

193

18.10.33
18.10.33

193
193
193

(APRIL 1933)

REPORT THE N.A.P.

Appar

Date of issue

Date of receipt

Muhammad Qazi Khan B/O
R/O Bokhara Tehsil Maty
Dist. presently BMT (Bota
Govt. High School for W
Baner.

The N.A.P. Govt. thro
Secretary, Lahore

1933

The respondent department in their reply has raised the preliminary objections that the appeal is time barred, that the appellant has no locus standie and that the appellant is estopped to bring the present appeal. On factual side it has been stated that the appellant had joined the services as SET teacher on 1.10.83 on fixed pay but he seeks regularization against SET post which requires the qualification of BSc/BA B.Ed. Unless the appellant has acquired the required qualification, the services of the appellant cannot be regularized against the post of SET.

Arguments heard and record perused.

In this case the admitted facts are that the appellant has not obtained the Degree of B.Ed which is pre-requisite for the post of SET, therefore, his services cannot be regularized against the SET post. However, since his appointment in Education Department the appellant is working as SET for the last 10 years, therefore, he is entitled to the graded pay from the date of his departmental appeal. The Tribunal while partially accepting the appeal directs that the appellant shall be allowed only the pay and scale of SET post from when he joined the Education Department and he shall also be paid the arrear in the said scale from the date of institution of his departmental appeal. The services of the appellant as SET cannot be regularized in the given circumstances. Parties are left to bear their own costs and file be consigned to the record.

ANNOUNCED:
18.10.1993.

On *Hamid Ud Din*
(QAZI HAMID-UD-DIN)
CHAIRMAN.

Taj Muhammad Khan
(TAJ MUHAMMAD KHAN)
MEMBER.

ATTESTED
F. Yushe
MEMBER
W.P. Service Tribunal
Dabawar.

ATTESTED

Date	18-10
Number	800
Cost	4-00
Use	4-00
Total	16-00
Amount	PAID
By	<i>Farid Ghosh</i>
Date	7-11-93
	7-11-93

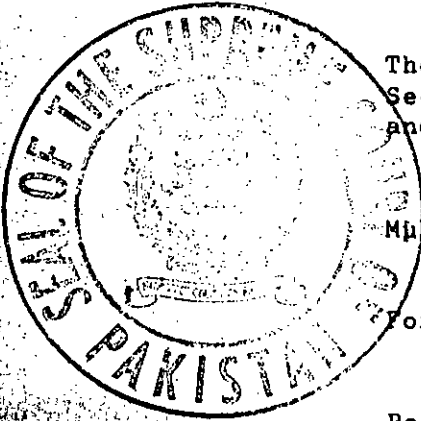
IN THE SUPREME COURT OF PAKISTAN
(APPELLATE JURISDICTION)

PRESENT:

MR. JUSTICE SALEEM AKHTAR
MR. JUSTICE FAZAL ILAHI KHAN

CIVIL PETITION NO.288-P OF 1993

(On appeal from the judgment of the Service Tribunal, NWFP, Peshawar dated 18.10.1993 passed in Appeal No.90 of 1993).



The NWFP Government through
Secretary Education, Peshawar
and others

... Petitioners

Versus

Muhammad Qavi Khan

... Respondent

For the petitioners

Mr. Shahzad Akbar, ASC
Mr. H.M.A. Qayyum Mazhar, AOR

Respondent

Not represented

Date of hearing

18-9-1994

ORDER

SALEEM AKHTAR, J.- The petitioners seek leave

to appeal against the judgment of the NWFP Service Tribunal Peshawar, whereby appeal filed by the respondent was allowed and the order of the Deputy District Education Officer (Male) Secondary Swat was set aside.

2. The brief facts are that the respondent was appointed as S.E.T Teacher on 1-10-1983. He completed 10 years service as S.E.T but as his services were not regularised against the post of S.E.T, he preferred a

ATTESTED

Muhammad Aslam
Clerk

Supreme Court of Pakistan
General Secretariat
4

ATTESTED

(18)

departmental appeal which was rejected on 4-3-1993. The petitioners pleaded that the respondent had joined the service as S.E.T Teacher on fixed pay and had sought regularisation against S.E.T post which required the qualification of B.Sc/B.A and B.Ed and as the appellant had not acquired the qualification of B.Ed. his services could not be regularised against the post of S.E.T. The learned Tribunal allowed the appeal in the following manner :-

"In this case the admitted facts are that the appellant has not obtained the Degree of B.Ed which is pre-requisite for the post of SET, therefore, his services cannot be regularised against the SET post. However, since his appointment in Education Department the appellant is working as SET for the last 10 years, therefore, he is entitled to the graded pay from the date of his departmental appeal. The Tribunal while partially accepting the appeal directs that the appellant shall be allowed only the pay and scale of SET post from when he joined the Education Department and he shall also be paid the arrears in the said scale from the date of institution of his departmental appeal. The services of the appellant as SET cannot be regularised in the given circumstances. Parties are left to bear their own costs and file be consigned to the record."

ATTESTED

Mubassir Akbar
Superintendent

Superintendent of Education
District Board, District Board

R.

ATTESTED

[Signature]

3. Mr. Shahzad Akbar, learned counsel for the petitioner vehemently contended that as the respondent had not acquired the requisite qualification, he was not entitled to the regularisation of his post nor could pay be given fixed under Pay Scale No.15, which is the regular scale for SET post. From the arguments and the facts, it seems that the respondent is given fixed pay for the last 10 years, although he is performing duties of SET Teacher's post. In such circumstances, in view of the case reported as Federation of Pakistan Vs Shahzada Shahpur Jan and others (1986 S.C.M.R 991), the petitioner could not be deprived of the scale of SET post. The observations made by the Tribunal do not suffer from any illegality. In any event no legal question of general importance has been raised. Leave is refused.

Sd/ Salim Akhtar
Sd/ Fazal Elahi

Certified to be True Copy

Peshawar
 18-9-94

Mubain Aslam
 Superintendent
 Supreme Court of Pakistan
 Sindh Registry Peshawar

Not Approved for reporting.

ATTESTED

M

GR No. 368794

Date of presentation 27-9-94
No. of sheets 800 \$
Receipt 5.00
Total 4.96 9.96
27-9-94
27/9/94
Received by Pheta Slati
M. G. Arriola

NOTIFICATION

Peshawar, dated the 7th August, 1991.

No. FD(PRC)1-1/89- In exercise of all the powers enabling him in this behalf, the Governor of the North-West Frontier Province is pleased to order the following scales of pay/benefits to various categories of Teachers with effect from 1-7-1991.

1. Name of the Post.	Benefits extended
----------------------	-------------------

1. Primary School Teachers (PTC/J.V)

All the present and future primary school teachers who hold the qualification of F.A/F.Sc. (2nd Division) plus existing prescribed professional training shall be placed in BPS-9 with 1/3rd in selection grade BPS-10.

All other teachers who do not possess higher qualification shall continue getting existing pay scale with selection grade accordingly.

However, the higher scales/grades allowed to these teachers will be personal to them and the inter-seniority will remain intact.

2. Elementary school Teachers (E.S.T/ S.V/P.E.T/ Drawing Masters/PTI.

All the present and future elementary school teachers who possess the qualification of B.A/B.Sc. (2nd Division) plus existing prescribed professional training shall be placed in BPS-14 with 1/3rd in Selection Grade BPS-15.

All other teachers who do not possess higher qualifications shall continue getting existing pay scales with Selection Grade accordingly.

However, the higher scales/grade allowed to these teachers will be personal to them and the inter-seniority will remain intact.

Arabic Teachers.

All the present and future Arabic Teachers who possess the qualification of Trained Fazil with B.A/B.Sc. (2nd Division) and five years teaching experience or M.A./Arabic or equivalent qualifications shall be placed in BPS-14 with 1/3rd in Selection Grade BPS-15.

ATTESTED

[Signature]
P.T.O

1. Name of the Post.

Benefits extended.

2.

3.

All other teachers who do not possess higher qualification shall continue getting existing pay scale with Selection grade accordingly.

However, the higher scale/grade allowed to these teachers will be personal to them and the inter-seniority will remain intact.

4. Secondary School Teachers.

All the present and future Secondary School Teachers with prescribed qualification under the Rules shall be placed in BPS-16 with 1/3rd in Selection Grade BPS-17.

The advance increments sanctioned by Finance Department vide Para 9 of its letter No. FD (SR-I) 1-67/82 dated 24-8-1983 will not be admissible on acquiring /possessing qualifications for which higher pay scales are being sanctioned through this notification.

SECRETARY TO GOVERNMENT OF North West Frontier Province, Finance Department.

Endst. No. FD(FRC) 1-1/89.

Dated Peshawar: the 7th August, 1991.

A copy is forwarded to the Accountant General, NWFP, Peshawar for information and necessary action.

(GHULAM DASTGER AKHTAR)
Deputy Secretary (Regulation)
Finance Department.

Endst. No. FD(FRC) 1-1/89.

Dated Peshawar: the 7th August, 1991.

A copy is forwarded to:-

1. All Administrative Secretaries to Govt. of NWFP.
2. All Commissioners of Division, N.W.F.P.
3. All Heads of Attached Departments NWFP
4. The Secretary to Governor, NWFP
5. The Registrar, Peshawar High Court, Peshawar.
6. The Secretary Public Service Commission, NWFP.
7. The Registrar Service Tribunal, NWFP.
8. All Dy. Commissioners/Political Agents/District and Session Judges in NWFP.

(GHULAM DASTGER AKHTAR)
Deputy Secretary (Regulation)
Finance Department.

Inst. No. FD(ERC)1-1/89

Dated Peshawar, the 7th August, 1991.

Copy forwarded for information to:-

- 1. The Secretary to Government of Punjab, Finance Department, Lahore.
- 2. The Secretary to Government of Sindh, Finance Deptt., Karachi.
- 3. The Secretary to Government of Baluchistan, Finance Department, Quatta.

Signature

(GHULAM D. STGIR AKHTAR)
Deputy Secretary (Regulation)
Finance Department.

Inst. No. FD(ERC)/1-1/89.

Dated Peshawar, the 7th August, 1991.

Copy forwarded for information to:-

- 1. All District/Agency Accounts Officers in NWFP.
- 2. The Treasury Officer, Peshawar.
- 3. The Private Secretary to Finance Minister, NWFP.
- 4. The Private Secretary to Finance Secretary, NWFP.
- 5. PAs to Additional Secretaries/Deputy Secretaries in Finance Department.
- 6. All Section Officers/Budget Officers in Finance Department.

Signature
(ABDUL RASHID)
Section Officer (ERC)
Finance Department.

2. E
T.
S. maqbool/
Di

ATTESTED

Signature

nabl

Signature

GOVERNMENT OF N.W.F.P.
FINANCE DEPARTMENT.

No. FD(PRC)1-1/89

Dated Peshawar, the 19th Dec: 1991.

CORRIGENDUM.

In the Finance Department's Notification No. FD(PRC)1-1/89 dated 7th August, 1991:-

- i) For "EST" in Column 2 against Sr. No. 2, read "CT".
- ii) For "Secondary School Teachers" in Column 2 against Sr. No. 4, read "SET".

SECRETARY TO GOVERNMENT OF
N.W.F.P. FINANCE DEPARTMENT.

Endst. No. FD(PRC)1-1/89

Dated Peshawar, the 19th Dec: 1991.

Copy forwarded to the Accountant General, N.W.F.P. Peshawar for information and necessary action.

(FID. AFRIDI)

Deputy Secretary (Regulation).

Endst. No. FD(PRC)1-1/89.

Dated Peshawar, the 19th Dec: 1991.

A copy is forwarded to :-

- 1. All Administrative Secretaries to Govt. of N.W.F.P.
- 2. All Commissioners of Division, N.W.F.P.
- 3. All Heads of Attached Departments, N.W.F.P.
- 4. The Secretary to Governor, N.W.F.P.
- 5. The Registrar, Peshawar High Court, Peshawar.
- 6. The Secretary Public Service Commission, N.W.F.P.
- 7. The Registrar, Service Tribunal, N.W.F.P.
- 8. All Deputy Commissioners/Political Agents/District and Session Judges in N.W.F.P.

(ABDUL RASHID)

Section Officer (PRC)

Endst. No. FD(PRC)1-1/89

Dated Peshawar, the 19th Dec: 1991.

Copy forwarded for information to :-

- 1. The Secretary to Government of the Punjab, Finance Department, Lahore.
- 2. The Secretary to Government of Sindh, Finance Department, Karachi.
- 3. The Secretary to Government of Baluchistan, Finance Department, Quetta.

(ABDUL RASHID)

Section Officer (PRC)

ATTESTED

End st. No. FD(PRC)1-1/89

Dated Peshawar, the 19th Dec:1991.

Copy forwarded for information to :-

1. All District/Agency Accounts Officers in N.W.F.P.
2. The Treasury Officer, Peshawar.
3. The Private Secretary to Finance Minister, N.W.F.P.
4. The Private Secretary to Finance Secretary, N.W.F.P.
5. As to Additional Secretaries/Deputy Secretaries in Finance Department.
6. All Section Officers/Budget Officers in Finance Department.

(Handwritten Signature)
(ABDUL RASHID)
Section Officer (PRC).

OFFICE OF THE DIRECTOR OF SECONDARY EDUCATION N.W.F.P., PESHAWAR.

CORRIGENDUM.

In partial modification of this office notification vide No. 2609-12/A-12, M. Qavi/SET/98 dated 14.12.1998, please read "is allowed only the pay and scale of SET post from when he joined the Education Department and he shall be paid the arrears in the said scale from the date of institution of his Departmental appeal i.e. 22.02.1993" instead of "only graded pay is allowed in B-16 with effect from the date of his departmental appeal to the Department"

(SYED ABU SAEED BACHA)
DIRECTOR OF SECONDARY EDUCATION
N.W.F.P., PESHAWAR.

Endst: No. 3045-48 /A-12/M. Qavi/SET/98. Dated 12/10, 1999

Copy forwarded to the:-

- 1. District Edu: Officer (M/S), Swat.
- 2. District Accounts Officer, Swat.
- 3. H/Master, G.H.S., Sakhra, Swat.
- 4. Teacher concerned.

(Signature)
Deputy Director Secondary
Education NWFP, Peshawar.

(Signature)
12/10/99

Farid Khan

ATTESTED

(Signature)

G-24

NO.FD(R-I)VII-13/2008/57-181
GOVERNMENT OF BALOCHISTAN
FINANCE DEPARTMENT
(Regulation-I)


Dated Quetta the 2nd January, 2008.

1. The Addl: Chief Secy (Dev:), Govt; of Baln; P&D Deptt; Quetta.
2. The Principal Secretary to Governor Balochistan, Quetta.
3. The Principal Secretary to Chief Minister Balochistan, Quetta.
4. The Senior Member/Members, Board of Revenue, Balochistan.
5. All the Administrative Secretaries Balochistan.
6. The Chairman, Provincial Inspection Team, Quetta.
7. The Chairman, Balochistan Development Authority, Quetta.
8. The Secretary, Balochistan Provincial Assembly, Quetta.
9. All the District Coordination Officers, Balochistan.
10. All the Heads of Attached Departments Balochistan.
11. The Registrar, Balochistan High Court, Quetta.
12. The Registrar, University of Balochistan, Quetta.
13. The Registrar, University of Inf;Technology, Baln; Quetta.
14. The Registrar, Women University of Balochistan, Quetta.
15. The Secretary, Balochistan Public Service Commission, Quetta.
16. The Secretary, Office of the Provincial Mottasib (Ombudsman) Balochistan, Quetta.
17. The Director, Public Relations Balochistan, Quetta.
18. The Controller, Government Printing Press, Quetta.

Subject:- GRANT OF INCENTIVE OF HIGHER GRADES ON THE BASIS OF TIME SCALE TO THE TEACHING STAFF (SCHOOL SIDE) OF EDUCATION DEPARTMENT BALOCHISTAN.

In partial modification of this Department circular No.FD(R-I)VII-13/2007/3257-3357, dated 18th November, 2007 on the subject cited above, Government of Balochistan is pleased to sanction incentive of grant of higher grades on the basis of time scale to the additional teaching staff (School side) of Education Department Balochistan as under :-

<u>S.NO.</u>	<u>NOMENCLATURE OF TEACHING POSTS WITH GRADES.</u>	<u>NOS. OF YEARS SERVICE REQUIRED FOR THE NEXT HIGHER GRADE.</u>
1.	<u>BAND MASTER/DRILL MASTER (B-6)</u> BPS-06 to BPS-09 BPS-09 to BPS-10 BPS-10 to BPS-13 BPS-13 to BPS-14	After nine years After fourteen years After twenty one years After twenty five years
2.	<u>LABORATORY ASSISTANT (B-07)</u> BPS-07 to BPS-10 BPS-10 to BPS-11 BPS-11 to BPS-14 BPS-14 to BPS-15	After nine years After fourteen years After twenty one years After twenty five years
3.	<u>P.T.I & JDM (B-08)</u> BPS-08 to BPS-11 BPS-11 to BPS-12 BPS-12 to BPS-14 BPS-14 to BPS-15	After nine years After fourteen years After twenty one years After twenty five years

ATTESTED


Contd....P/2

(2)

4. LEARNING COORDINATOR
(B-11) (promoted on the formula
fixed for JVT in BPS-15)
BPS-15 to BPS-16

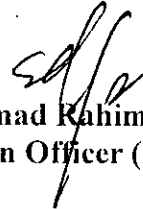
After thirty years.

5. SST (GENERAL), SST (TECH.),
SST (SC:), SAT & SDM (BPS-16)

BPS-16 to BPS-17
BPS-17 to BPS-18
BPS-18 to BPS-19

After nine years.
After fourteen years.
After twenty one years

MAHFOOZ ALI KHAN
Finance Secretary

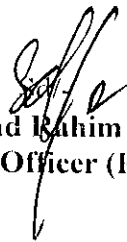

(Muhammad Rahim Kakar)
Section Officer (R-I).

No.FD(R-I)VII-13/2008/57-181.

Dated Quetta the 2nd January, 2008.

A copy is forwarded to:-

1. The Accountant General Balochistan, Quetta.
2. All the District Accounts Officers / Assistant Accounts Officers in Balochistan.
3. All the Additional Secretaries / Dy: Secretaries in Finance Department, Quetta.
4. The Private Secretary to Chief Secretary Balochistan, Quetta.
5. The Private Secretary to Minister for Finance Balochistan, Quetta.
6. The Director Public Relation Balochistan, Quetta for information and necessary action.
7. All Under Secretaries / Section Officers in Finance Department, Quetta.
8. President GTA, Balochistan, Quetta.


(Muhammad Rahim Kakar)
Section Officer (R-I).

ATTESTED


The Director,
secondary and Elementary Education,
K-Pk.
Peshawar.

Subject: — APPEAL FOR THE NOTIFICATION AND
IMPLEMENTATION OF BPS-16 INTO THE
B-P-S-17, W.E.F. THE DATE OF DEPARTMENTAL
APPEAL, i.e. 22-2-1993.

R/Sir,

- 1) — It is appealed that the judgement dated 18-10-93, had been confirmed by the supreme court for the GRADED PAY (B.P.S-17). (copies are attached.)
- 2) — The GRADED PAY (B.P.S-17) succeeds to the B.P.S-16, which is conspicuous from the service book of page no 9. copy is attached.
- 3) — The notification of this main directorate may please be modified into the GRADED PAY (BPS-17) w.e.f. the date of departmental appeal & w.e.f. the date of departmental appeal, which is 22-2-93 & 22-2-93, on account of TEN YEARS service, which is confirmed by the SUPREME COURT OF PAKISTAN also. (copy is attached.)

I shall be obliged and thankful,

Yours obediently,

(Signature)
Mohammad Dawood Khan,
S.E.T. (SC)
G.H.S. — SIJBAN,
Tehsil — Mulla,
District — Swat.
Dt. 7/9/2013

No. 1527

For Insurance Notices see reverse.
*Stamps affixed except in case of
uninsured letters of not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due.

Received a registered
addressed to

(Signature)

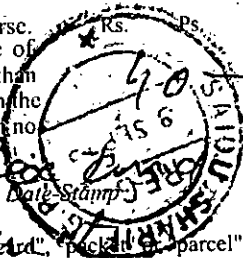
Write here "letter", "postcard", "packet" or "parcel"
with the word "insured" before it when necessary.

Insured for Rs. (in figures) *Rs. 100* (in words) *One hundred*

Insurance fee Rs. *Rs. 10* (in words) *Ten* Weight *40* Kilo Grams

Name and address of sender

If insured.



ATTESTED

(Signature)

I-(27)

OFFICE OF THE DISTRICT EDUCATION OFFICER MALE SWAT.

No. 7844 / P/File Muhd Qavi/SST.

Dated 4/6/2014

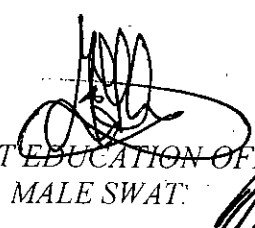
To,

Mr:Muhammad Qavi Khan,
SST(Sc) Govt:High School,Sijbanr Matta.

- Subject: 1. APPEAL FOR REGULARIZATION GRADED PAY B-17 DATE OF INDUCTION IN CONNECTION OF THE JUDGEMENT DATED 21/10/2008
2. APPEAL FOR NOTIFICATION OF GRADED PAY B-17 W.E.F 22/2/1993 WHICH IS THE DATE OF DEPARTMENTAL APPEAL.

Memo:


Reference to the Director Elementary & Secondary Education Khyber Pakhtoonkhwa Peshawar No.1713 dated 14/5/2014, It is to inform you that you have already awarded graded pay B-16 in the light of court decision w.e.f 22/2/1993. You are not entitled for graded pay B-17 under the rules.



DISTRICT EDUCATION OFFICER
MALE SWAT.

Endst:No. _____ /

Copy of the above is forwarded to:

1. Director (E&SE) Khyber pakhtoonkhwa Peshwar w/r to his no & dated cited above.
2. PA to DEO local Office.


DISTRICT EDUCATION OFFICER
MALE SWAT.

ATTESTED


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28

OFFICE OF THE DISTRICT EDUCATION OFFICER MALE DISTRICT SWAT

No. 6052 /P/File/Muhammad Qawi Khan/SST Dated 4/4/ /2014

To

The Director,
Elementary & Secondary Education
Khyber Pakhtoonkhwa Peshawar.

- Subject:
1. APPEAL FOR THE REGULARIZATION OF SST POST FROM THE DATE OF INDUCTION IN CONNECTION OF THE JUDGEMENT DATED 21.10.2008.
 2. APPEAL FOR THE NOTIFICATION OF GRADED PAY(BS-17) W.E.F 22.2.1993 WHICH IS THE DATE OF DEPARTMENTAL APPEAL.


Memo:

Reference your Office Memo No. 839/F.No./Muhammad Qawi Khan SST/Swat dated 6/3/2014 on the subject cited above.

The documents required in the case of regularization as SST/Graded Pay Scale in respect of Mr. Muhammad Qawi Khan SST Govt:High School Sijbanr Swat are hereby submitted for further necessary action please.

Enclosures:

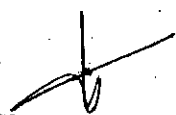
1. A Copy of his Departmental appeal duly attested.
2. A Copy of the graded notification already allowed to him.
3. A Copy of B.Sc/B.Ed Degrees duly attested.
4. A Copy of his regularization order as SST.


(ABDULLAH)
DISTRICT EDUCATION OFFICER
MALE SWAT.

Endst.No. 6053

Copy forwarded to

1. Principal Govt:High School Sijban,Swat.
2. PA to D.E.O local office.


DISTRICT EDUCATION OFFICER.
MALE SWAT.

ATTESTED



VAKALATNAMA

IN THE COURT OF KPK Service Tribunal Peshawar
OF 2014

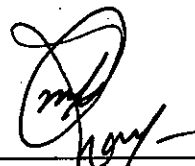
M. Davi Khan (APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Department (RESPONDENT)
(DEFENDANT)

I/We M. Davi Khan
Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. ___/___/2014



CLIENT


ACCEPTED
NOOR MOHAMMAD KHATTAK
(ADVOCATE)

OFFICE:
Room No.1, Upper Floor,
Islamia Club Building, Khyber Bazar,
Peshawar City.
Phone: 091-2211391
Mobile No.0345-9383141

VAKALATNAMA

Before the RP Service Tribunal, Peshawar

OF 2019

Muhammad Qavi Khan

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Deptt.

(RESPONDENT)
(DEFENDANT)

I/We Muhammad Qavi Khan

Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. ____/____/2019



CLIENT

ACCEPTED
NOOR MOHAMMAD KHATTAK


SHAHZULLAH YOUSAFZAI


&
MIR ZAMAN SAFI
ADVOCATES

OFFICE:

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Peshawar City.

Mobile No.0345-9383141

59
571

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No: 911/ 2014

Muhammad Qavi Khan SET GHS Sijban, District Swat.

.....Appellant.

VERSUS

Secretary E&SE Department, Khyber Pakhtunkhwa & others.

.....Respondents

JOINT PARAWISE COMMENTS ON & FOR BEHALF OF RESPONDENTS 1-2.

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, hence liable to be dismissed on this score.
4. That the Appellant has filed the instant appeal on malafide motives.
5. That the Appellant has not come to this Honorable Tribunal with clean hands.
6. That the Appellant is not entitled for the relief he has sought from this Honorable Tribunal.
7. That the instant Service Appeal is against the prevailing law & rules.
8. That the instant Appeal is based on malafide intentions just to put extra pressure on the Respondents for gaining illegal service benefits.
9. That this Honorable Tribunal has got no jurisdiction to adjudicate upon the present service appeal.
10. That the appeal is not maintainable in its present form & circumstances of the case.
11. That the appeal is bad for mis-joinder & non-joinder of the necessary parties.
12. That the appellate order dated 04-6-2014 is legally competent & liable to be maintained in favour of the Respondents.

ON FACTS

1. That Para-I, needs no comments being pertains to the service record of the appellant.
2. That Para-2 is correct to the extent that the appellant has been allowed BPS-16 against SET post by the Respondent Department on acquiring the prescribed qualification of B. Ed on 06-5-1996.

- 50
- 3 That Para-3 is pertains to the Court record. Hence needs no comments.
 - 4 That Para-4 is correct to the extent that the judgment dated 18-10-1993 of this Honorable Tribunal has been implemented by the Respondent Department whereby the appellant has been allowed graded pay BPS-16 against the SET post wef 22-2-1993. Whereas rest of the Para regarding the grant of BPS-17 & graded pay are wrong & without any justification, hence denied.
 - 5 Para-5 is incorrect & denied. The case of the appellant is different on both factual & legal grounds. Hence rejected.
 - 6 Para-6 is correct to the extent that the Departmental Appeal has been filed by the appellant, however, the same has been rejected ~~to~~ vide office order date 04-6-2014 with the remarks that the appellant has been awarded graded pay in BPS-16 against the SET (M) post in the light of the facts & circumstances of the case. Therefore, in the wake of the above made submissions, the appellant is not entitled for the grant of consequential service benefits in BPS-17. Therefore, the impugned order dated 04-6-2014 is not only legal but ~~is~~ also liable to be maintained in favour of the Respondents in the interest of justice.
 - 7 That Para-7 needs no comments. However the Respondents further submit on the following grounds inter alia :-

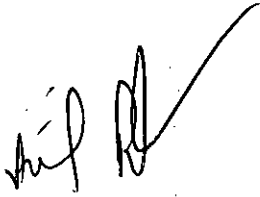
GROUND.

- A Incorrect & denied. The impugned order dated 04-6-2014 is within legal sphere & is liable to be maintained in favour of the Respondent Department on the grounds of being in accordance with law, rules & norms of the natural justice.
- B Incorrect & denied. The appellant has been treated in accordance with law, rules & policy in the instant case, hence no question of constitutional violation arises in the instant case.
- C Incorrect & denied. The appellant is not entitled for the grant of graded pay alongwith consequential service benefits in BPS-17 under the relevant financial rules & policy . Hence the impugned order dated 04-6-2014 is in accordance with law, rules & policy, hence the Notification dated 07-8-1991 is not applicable upon the case of the appellant in the light of the above made submission in the instant reply.
- D Incorrect & denied. The statement of the appellant with regard to the grant of graded pay in BPS-17 wef 22-2-1993 is against the law, rules & the norms of natural justice.
- E Incorrect & denied. The appellant has been treated as per law, rules & policy by the Respondents in the instant case. Hence the plea of the appellant to be dismissed in favour of the Respondent Department in the interest of justice.

49
Legal. However the Respondents seek leave of this Honorable Tribunal to advance additional grounds & case law at the time of arguments.

Prayer

In view of the above made submissions, it is humbly requested that this Honorable Tribunal may very graciously be pleased to dismiss the instant appeal with cost in favour of the respondent Department.



Secretary
E&SE Department Khyber
Pakhtunkhwa, Peshawar.



Director
E&SE Department Khyber
Pakhtunkhwa, Peshawar.

AFFIDAVIT

I, Khaista Rehman Asstt: Director (Lit: II) E&SE Department Khyber Pakhtunkhwa, Peshawar do hereby solemnly affirm and declare on oath that the contents of the instant Parawise Comments in the titled Service appeal are true & correct to the best of my knowledge & belief & that nothing has been concealed from the ambit of this Honorable Tribunal.



Deponent

GROUND:
(A to E):

All the grounds of main appeal are correct and in accordance with law and prevailing rules and that of the respondent are incorrect and baseless hence denied. That the impugned order dated 04-06-2014 is against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be set aside. That appellant is fully entitled for the grant of graded pay in BPS-17 in the light of Finance Department Notification dated 07-08-1991. That the respondent Department acted in arbitrary and malafide manner by not granting graded pay in BPS-17 w.e.f. 22-02-1993. That the appellant has been discriminated on the subject noted above by the respondent Department.

It is therefore most humbly prayed that on acceptance of this rejoinder the appeal of the appellant may be accepted as prayed for.

APPELLANT


MUHAMMAD QAVI KHAN
THROUGH:


NOOR MOHAMMAD KHATTAK
DVOCATE