


# FORM OF ORDER SHEET

Court of \_\_\_\_\_

**12(2) CPC Petition No. 442 /2024**

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	05/06/2024	<p>The Petition U/S 12(2) CPC in Execution Petition no. 45/2023 submitted by Mr. Saleem Khan through Nazish Muzaffar Advocate. It is fixed for hearing before Division Bench at Peshawar on 07.06.2024. Original file be requisitioned. Parcha peshi given to counsel for the petitioner.</p> <p>By the order of Chairman  REGISTRAR</p>

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

*12 (2) CPC petition No. 442/2024*

C.M. No. -----/2024

In

E. P No. 45/2023

In

Service Appeal No. 407/2017.

In the matter of:

Mr. Saleem Khan S/o Noor Ali R/o Ghalanai Miangan Haleem Zai District Mohmand, Lab  
Attendant Govt. High School Ghalanai.

-----Petitioner/Applicant

**Versus**

1. Government of Khyber Pakhtunkhwa through Chief Secretary Govt. of KPK Peshawar.
2. Secretary Elementary & Secondary Education Govt Khyber Pakhtunkhwa Peshawar.
3. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. District Education Officer District Mohmand (male).

-----Respondents.

**APPLICATION UNDER SECTION 12(2) CPC 1908 ALONG WITH SECTION 7 OF THE SERVICE  
TRIBUNAL ACT 1974, KPK.**

S.NO	Description of the Documents	Annexures	Pages
1.	Grounds of Application		
2.	Affidavit		
3.	Copy of Appeal 407/2017	<u>A</u>	
4.	Execution Petition 45/2023	<u>B</u>	
	Order judgement 19.04.2024	<u>C</u>	
5.	Copy of Notification	<u>D</u>	
6.	Copy of appointment	<u>E</u>	
7.	Wakalatnama		

Dated:

Applicant/petitioner

Through



ZESH LAW CHAMBER (LAW FIRM)

ADVOCATES & LEGAL CORPORATE CONSULTANTS

Nazish Muzaffar

Advocate High Court.

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

12(2) CPC petition no. 442/2024  
C.M. No. -----/2024

In

E. P No. 45/2023

In

Service Appeal No. 407/2017.

**In the matter of:**

Mr. Saleem Khan S/o Noor Ali R/o Ghalanai Miangan Haleem Zai District Mohmand, Lab  
Attendant Govt. High School Ghalanai.

-----Petitioner/Applicant

**Versus**

1. Government of Khyber Pakhtunkhwa through Chief Secretary Govt. of KPK Peshawar.
2. Secretary Elementary & Secondary Education Govt Khyber Pakhtunkhwa Peshawar.
3. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. District Education Officer District Mohmand (male).

-----Respondents.

**APPLICATION UNDER SECTION 12(2) CPC 1908 ALONG WITH SECTION 7 OF THE SERVICE TRIBUNAL ACT 1974, KPK.**

**Respectfully Sheweth:**

1. That facts of the case as gathered from the record are that the appellant on the direction of the Hon'ble Service Tribunal filed an amended service appeal No. 407/2017 before this Hon'ble Tribunal, as FATA was merged with KPK.

**(A copy of the amended Appeal is attached as Annexure A)**

2. That the appellant was appointed as Lab attendant BPS-2 posted to Govt. High School, Ghalanai District Mohmand has been performing his duties with honesty and full devotion and to the satisfaction of the superior officers.
3. That the appellant has passed his intermediate and is eligible for promotion as Junior Clerk based on his qualification and length of service, but the respondents maliciously did not promote the appellant, as 33% of the quota has been reserved for promoting the class-IV employees into Junior clerks.
4. That the appellant time and again approached respondents for his promotion to Junior Clerk but no use. Thereafter the appellant filed W.P No. 1051/2013 and then filed W.P No. 2537-2013 wherein directions were issued for the promotion of the appellant but no use where after, the appellant filed COC No. 182/2016 and finally the appellant was granted permission to approach proper forum to vide order dated 02/12/2016. .
5. That the Hon'ble Tribunal issued the direction to the respondent to consider the petitioner in the said post as Junior Clerk (BPS 11) according to the relevant rules and law in the upcoming meeting of DPC.
6. That the respondents intentionally and malafidely did not implement the judgment passed by this Hon'ble Tribunal in Service Appeal No. 407/12017 Dated 18.10.2022.
7. That the respondents also violated the clear direction issued by this Hon'ble Tribunal in the said judgment and many other employees without calling any interview or lest

promoted to the same posts which is against the fundamental and constitutional rights of the petitioner.

- 8. That on 19.04,2024 the Tribunal was misled by the fact that the notification dated 02.08.2017 was an amendment in the previous notification and the criteria for promotion was changed to 33% by promotion based on Seniority-Cum-fitness.

(A copy of the notification dated 02.08.2017 is attached as Annexure B)

- 9. That is the seniority list was prepared without any merits. Ironically, junior to the petitioner was promoted and was appointed later after the petitioner.

(A copy of the appointment is attached as Annexure C)

- 10. that on 19.04.2024 the execution appeal No.45/2023 was finally dismissed by this Hon'ble Service Tribunal thereafter the petitioner applied for copies of the impugned judgement on the same date and received them on 29.04.2024 hence the present petition is being filed within time before this Hon'ble tribunal.

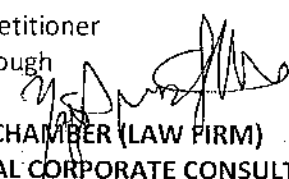
**GROUND:**

- A. That the error of fact law in dismissing the appeal of petitioner is Patent on record hence, the Judgment of the Khyber Pakhtunkhwa Service Tribunal, Peshawar, is unsustainable.
- B. That the tribunal has been misled from the facts of the matter.
- C. That natural justice shall be followed in this instant matter.
- D. 14. That it will be unlawful, unjust and against the laws of the land to treat the petitioner discriminatory.
- E. That the petitioner's future depends on it and his precious time and energy will be wasted for no reason.
- F. That the petitioner shall be allowed to raise any ground during the arguments.

**PRAYER**

It is humbly prayed the application may kindly be accepted with the direction to the respondents to consider the petitioner's promotion in the light of the notification dated 02.08.2017.

Dated:

Applicant/petitioner  
 Through   
**ZESH LAW CHAMBER (LAW FIRM)**  
**ADVOCATES & LEGAL CORPORATE CONSULTANTS**  
 Nazish Muzaffar  
 Advocate High Court.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR.**

CM No. \_\_\_\_/2024

In

E.P No. 45/2023

In

Service Appeal No:- 407/2017

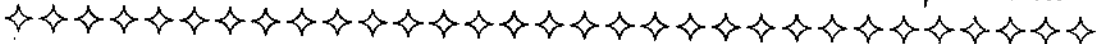
Saleem Khan

**Versus**

DEO & Others

..... Appellant

..... Respondents



**AFFIDAVIT**

I, Saleem Khan S/o Noor Ali Lab Attendant (BPS-02) Govt.

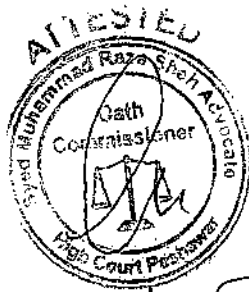
Higher Secondary School, Ghalani District Mohmand do hereby

solemnly affirm and declare on oath that the contents of this

accompanying petition are true and correct to the best of my

knowledge and belief and nothing has been concealed from this

Honourable Court.



*Muhammad Raza Sheel*  
DEPONENT

29/05/24

B

(A) (M)

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

Amended Service Appeal No. 407 /2019

Saleem Khan ..... **APPELLANT**


**VERSUS**

District Education officer & others  
..... **RESPONDENTS**

**INDEX**

S.No	Description of Documents	Annexure	Pages
1.	Service Appeal		1-4
2.	Affidavit		5
3.	Addresses of Parties		6
4.	Copies of applications	A	7-14
5.	Copy of order dated 02/12/2016	B	15-18
6.	Copies of promotion order dated 29/04/2014	C	19
7.	Copies of letters	D	20-21
8.	Wakalat Nama		22

Date: 11/01/2019

Through Appellant  
  
**Fazal Shah Mohmand**  
Advocate High Court,  
Peshawar

Amended Service appeal No. \_\_\_\_\_/2019

(5)

Saleem Khan S/o Noor Ali, Lab Attendant (BFS-2) Govt.  
Higher secondary school, Ghalanai, District Mohmand

.....Appellant

**V E R S U S**

1. District Education officer Mohmand at Ghalanai  
District Mohmand
2. Director Elementary Secondary education  
Government of KPK Peshawar
3. Secretary Elementary and Secondary education  
Government of KPK Peshawar

.....Respondents

**APPEAL U/S 4 OF THE KPK  
SERVICE TRIBUNAL ACT 1974  
FOR PROMOTION OF THE  
APPELLANT FROM LAB  
ATTENDANT TO JUNIOR CLERK.**

**Prayer in Appeal:**

On acceptance of the instant appeal, the respondents may kindly be directed to promote the appellant from Lab Attendant to Junior Clerk.

**ATTESTED**

- 2 - 6

**Respectfully Sheweth:**

The facts giving rise to the present criminal appeal are as under:

1. That the appellant earlier filed service appeal No. 407/2017 before this Hon'ble tribunal, and in the meanwhile FATA was merged with KPK, whereafter the appellant was directed to file amended service appeal, hence this amended service appeal.
2. That the appellant was appointed as Lab attendant BPS-2 posted to Govt. High School, Ghalanai District Mohamand and since then is performing his duties with honesty and full devotion and to the entire satisfaction of the superior officers.
3. That the appellant has passed his intermediate is eligible for promotion as Juinor Clerk on the basis of his qualification and length of service, but the respondents maliciously not promoting the appellant, as 33% quota has been reserved for promoting the class-IV employees into Junior clerks.
4. That the appellant time and again approached respondents for his promotion as Junior Clerk but of no use. **(Copies of applications are enclosed as annexure A)**
5. That thereafter the appellant filed W.P No. 1051/2013 and then filed W.P No. 2537-2013 wherein directions were issued for the promotion of the appellant but no use where after, the appellant filed COC No. 182/2016 and finally the appellant was granted permission to approach proper forum vide order dated 02/12/2016.

ATTESTED



⑦      B-

(Copy of order dated 02/12/2016 is attached as annexure B)

6. That the omissions and commission of the respondents of not promoting the appellant as Junior Clerk in reserved quota is against the law, facts and principles of justice on ground inter alia as follows:

**GR O U N D S:**

- A. That the omission and commissions of the respondent are illegal and void ab initio.
- B. That as per law and rules governing the matter, the appellant is perfectly fit and eligible to be promoted as Junior Clerk.
- C. That even Junior to the appellant have been promoted while the appellant is treated differently Shah Hussain and Iqbal Hussain appointed as Class-IV in the year 2007 have been promoted as Junior Clerks vide order dated 29/04/2014 but the appellant is not promoted. **(Copies enclosed as annexure C)**
- D. That the appellant is having the requisite qualification and length of service for promotion to the post of junior clerk.
- E. That the appellant is not treated according to law and rules and he is maliciously deprived of the promotion as Junior Clerk in the reserved quota of

**ATTESTED**

8 - 19 -

Class-IV employees. (Copies of letters enclosed as annexure D)

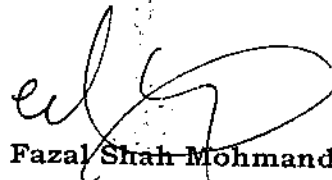
- F. That many posts of Junior clerks are lying vacant against which the appellant could be promoted.
- G. That the appellant is having more than 12 years of service with unblemished service record.
- H. That any other ground will be taken at the time of arguments, with the kind permission of this Honourable Court.

It is, therefore, most humbly prayed that on acceptance as prayed for in heading of appeal.

Any other relief, deemed appropriate by this Honourable Court and do not specifically asked for may also be extended to the appellant.

Appellant

Through



Fazal Shah Mohmand  
Advocate High Court,  
Peshawar

Date: 11/01/2019

  
**ATTESTED**

8      ③      ⑨

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

*Amended* Service Appeal No. \_\_\_\_\_/2019

Saleem Khan .....**APPELLANT**

**VERSUS**

District Education officer & others  
.....**RESPONDENTS**

**AFFIDAVIT**

I, Saleem Khan S/o Noor Ali, Lab Attendant (BPS-2) Govt. Higher secondary school, Ghalanai, District Mohmand, do hereby solemnly affirm and declare that the contents of the accompanying Service Appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

DEPONENT

**ATTESTED**

7      ④      ⑩

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

Amended Service Appeal No. \_\_\_\_\_/2019

Saleem Khan .....APPELLANT

**VERSUS**

District Education officer & others  
.....RESPONDENTS

**ADDRESSES OF PARTIES**

**APPELLANT**


Saleem Khan S/o Noor Ali, Lab Attendant (BPS-2) Govt.  
Higher secondary school, Ghalanai, District Mohmand

**RESPONDENTS**

1. District Education officer Mohmand at Ghalanai  
District Mohmand
2. Director Elementary Secondary education  
Government of KPK Peshawar
3. Secretary Elementary and Secondary education  
Government of KPK Peshawar

Through

Appellant,

  
Fazal Shah Mohmand  
Advocate High Court,  
Peshawar

Date: 11/01/2019

**ATTESTED**



-1-

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,**

**PESHAWAR**

*Exception Petition no. 45/2023* (12)

CM No:- \_\_\_\_\_/2023

In

Service Appeal No:- 407/2017

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 3135

Dated 23-1-2023

Saleem Khan S/o Noor Ali R/o Ghalanai Miangan Haleem Zai  
District Mohmand, Lab Attendant Govt High School Ghalanai,  
..... Petitioner/Appellant

**Versus**

1. Govt of Khyber Pakhtunkhwa through Chief Secretary Govt of KPK Peshawar
2. Secretary Elementary & Secondary Education Govt Khyber Pakhtunkhwa Peshawar
3. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. District Education Officer District Mohmand (Male)
5. District Education Officer District Mohmand (Female)
6. Adil Khan S/o Umar Khan promoted to junior Clerk
7. Arshid Iqbal S/o Dost Muhammad promoted to Junior Clerk.
8. Shah Hussian S/o Islam Jan Junior Clerk GJHS Mian Mandi
9. Iqbal Hussain S/o Ummat Khan Junior Clerk DEO Officer Mohmand
10. Safi Ullah S/o Taj Muhammad GHS Mosa Kore Ambar
11. Bakht Biland S/o Alif Zada GHS Azeem Kor Safi
12. Mumtaz Khan S/o Said Rasool Junior Clerk Promoted GGHS Shalam Sali Teshil E/ Ghund

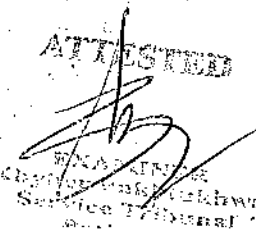
ATTACHED

CLERK  
Khyber Pakhtunkhwa  
Service Tribunal

- ~~2~~
- (13)
13. Aziz Ur Rehman S/o Amir Salam. Promoted as Senior Clerk.
  14. Zahid Ullah S/o Usman Promoted to Junior Clerk from Class-IV.
  15. Sulman Malik S/o Sher Malik Fresh appointment as Junior.
  16. Fazle Hadi S/o Muqaram khan promoted to Junior Clerk from Class IV.
  17. Jawad Khan S/o Shoukat Khan Fresh Appointment as Junior Clerk.
  18. Salman S/o Riaz gul fresh appointment as Junior Clerk.
  19. Fazal Amin S/o promoted to Junior Clerk.
  20. Muhammad Yousaf Khan S/o Asif fresh appointment to Junior Clerk.
  21. Inayat Ullah S/o Noor Ullah promoted to Junior Clerk.
  22. Mustajab Promoted to Junior Clerk.
  23. Wisal S/o Hussain fresh appointment to Junior Clerk.
  24. Sami Ullah S/o Khalil Ur Rehman Promoted to Junior Clerk.
  25. Salman Rauf S/o Fazal Rauf fresh appointment to Junior Clerk.
  26. Tariq S/o Abdul Shakoor Promoted to Junior Clerk.
  27. Yasir Khan S/o Ismail fresh appointment to Junior Clerk.
  28. Ikram Ullah S/o Farman Ullah promoted to Junior Clerk.
  29. Basmata W/o Sahib Gul Junior Clerk.
  30. Syed Muhammad Waseem khan Junior Clerk.

.....Respondents

ATTESTED

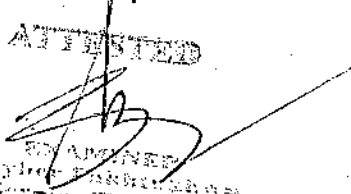
  
Secretary  
Service Tribunal

EXECUTION PETITION FOR IMPLEMENTATION OF THE VIDE ORDER/JUDGMENT DATED 18/10/2022 PASSED BY THIS HONOURABLE TRIBUNAL IN APPEAL NO 407/2017.

**Respectfully Sheweth:-**

1. That the above titled Service Appeal was pending before this Honourable Tribunal, which was disposed off vide judgment/order dated 18/10/2022. (Copy of judgment is attached as annexure "A").
2. That in the said judgment this Hon'ble Tribunal issued the direction to the respondent to consider the petitioner in the said post as Junior Clerk (BPS-11) according to the relevant rules and law in the upcoming meeting of DPC..
3. That the respondents clearly, intentionally and malafidely till date not implement the above mention judgment passed by this Hon'ble Tribunal in Service Appeal No. 407//2017 Dated 18/10/2022 till date which shows that the respondents intentionally deprive the petitioner from their lawful and constitutional rights.
4. That the respondents also violated the clear direction issued by this Hon'ble Tribunal in the said judgment and many other employees without calling any interview or test promoted on the same posts, which is against the fundamental and constitutional

ATTESTED



EXAMINER  
 Ministry of Labour & Welfare  
 Service Tribunal  
 Islamabad



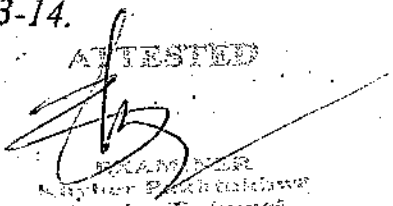
~~1A~~

(15)

rights of the petitioner because the petitioner initially appointed on 25-02-2005 and taking charge on 01-03-2005, in view of this fact the petitioner most senior from other juniors Collogues promoted to junior clerk by the respondents.

5. That the respondents also prepare the (GRC) Scheduled to be held on 23-05-2022 minutes and the petitioner name as mentioned as serial No. III but also not comply the order dated 18-10-2022.
6. That this Hon'ble Tribunal also issued direction and the petitioner personally appeared before the respondent and submitted so many written application for implementation of the above mention judgment but in vain.
7. That this acts of the respondents not implement the judgment of this Hon'ble tribunal and neither promoted the petitioner to junior clerk, is intentionally, malafidely, deliberately violated the rules and principle of natural justice and as well as the constitutional rights of the petitioner.
8. That this acts of the respondents is also indicate to commit the contempt's of the order of this Hon'ble tribunal.
9. That the respondents are morally, ethically bound to follow the order of this Hon'ble tribunal and as well as also bound to promote the petitioner according to the seniority list of 2013-14.

ATTESTED

  
CLERK  
Khyber Pakhtunkhwa  
Service Tribunal

10. That the appellant/petitioner approached through many written application to the respondents department time and again for the implementation of judgment passed by this Hon'ble tribunal but fruitless, hence this application for implementation of judgment.

It is, therefore, most humbly prayed that on acceptance of this Execution Petition, the order/judgment dated 21/11/2019 may kindly be implemented.

Any other remedy which deem fit to this Hon'ble tribunal may kindly be granted to the appellant/petitioner.

Dated:- 17-Jan-23

Through:-

Petitioner/Appellant

**Hasan Zaib Rahim**  
Advocate, High court  
Peshawar.

Certified true copy.

HAJIR  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR.

16/A



Service Appeal No. 407/2017

Date of institution ..... 25.04.2017

Saleem Khan S/o Noor Ali; Lab Attendant (BPS-02) Govt. Higher Secondary  
School, Chalanai, Mohmand Agency

VERSUS

District Education Officer Mohmand at Ghalanai District Mohmand and two others

ORDER  
18.10.2022

Messrs Fazal Shah Mohmand & Noor Muhammad Khattak  
Advocates for the appellant present. Mr. Behramand Khan, Assistant  
Director alongwith Mr. Muhammad Riaz Khan Paindakhel, Assistant  
Advocate General for the respondents present.

At the very outset, learned counsel for the appellant stated at the  
bar that the appellant would be satisfied if direction is issued to the  
respondent to consider him in accordance with relevant rules and law  
for promotion to the post of Junior Clerk in the upcoming meeting of  
DPC. Respondents shall consider the appellant for promotion to the  
concerned post in the forth coming meeting of DPC in accordance with  
relevant rules and law. Disposed of accordingly. Parties are left to bear  
their own costs. File be consigned to the record room.

ANNOUNCED  
18.10.2022

(MIAN MUHAMMAD)  
MEMBER (EXECUTIV)

Examined in the case 0000

MEMBER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

**ATTESTED**

19.04.2023

1. Learned counsel for the petitioner present. Mr. Muhammad Jan District Attorney alongwith Noor Badshah, ADEO for the respondents present.

2. Petitioner filed instant execution petition for implementation of order dated 18.10.2022 passed in service appeal No. 407/2017 which was in these terms "At the every outset, learned counsel for the appellant stated at the bar that the appellant would be satisfied if direction is issued to the respondents to consider him in accordance with relevant rules and law for promotion to the post of Junior Clerk in upcoming meeting of DPC. Respondents shall consider the appellant for promotion to the concerned post in the fourth coming of accordingly"

3. Perusal of appeal No. 407/2017 reveals that petitioner had prayed as follows;

*"On acceptance of this appeal, respondents may kindly be directed to promote the appellant from Lab Attendant to Junior Clerk"*

It is pertinent to mention here that respondent in their reply specifically mentioned that petitioner was not considered for promotion as he was not eligible being holder of 3<sup>rd</sup> Division in SSC because under the rules promulgated on 28<sup>th</sup> Jan, 2013 at serial No.9 post of Junior Clerk will have to be filled with a ratio of 33% by promotion on the basis of seniority-cum-fitness and 67% by initial recruitment. Only those class-iv will have to be promoted who had passed SSC examination with second division having at least two year service at their credit. It will not be out of place to mention here that

ATTESTED

Signature  
Name  
Service  
Post to wear

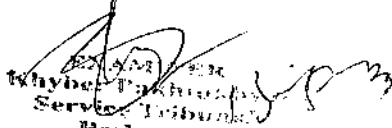
(18)

during pendency of appeal vide notification dated 02.08.2017 Rules of 2013 were amended wherein 3<sup>rd</sup> division were made eligible for promotion to the post of Junior Clerk and petitioner requested this Tribunal for giving direction to respondents to consider him according to prevailing Service Rules which was accepted and this Tribunal had not passed any order on merit.

4. Respondent submitted implementation report in accordance with which petitioner was considered twice by the DPC in its meeting held on 16.11.2023 but he was found not eligible for promotion as he was low in the seniority position being at serial No. 148. So, order of this Tribunal to consider the petitioner was complied with. So far as contention of learned counsel for the petitioner that retrospective effect be given to amendments in the Service Rules notified on 02.08.2017 is concerned, in my humble view when it was not specifically mentioned in any law about the retrospectivity then retrospective effect could not be given to it.

5. It is also very astonishing that petitioner seek promotion on the basis of seniority list of Class-IV employees issued in the year 2012 in accordance with the amendment dated 02.08.2017, while as per seniority dated list of the year 2012 when this Tribunal directed the respondents to consider the petitioner for promotion in accordance with the relevant rules, he was at serial No. 11. Perusal of seniority list of 2012 reveals that same was not properly maintained as official appointed in 1986, 1989, 1995 and 1998 were shown junior to the petitioner at serial No.12, 13, 15 and 16 respectively. Now after

ATTESTED

  
Secretary  
Jharkhand  
Service Tribunal  
Bokaro

merger proper seniority list was issued in accordance with which petitioner was placed at serial No. 148 which is his due seniority position.

6. In view of above it is held that order of this Tribunal dated 18.10.2022 was complied with and this execution being fruitless be consigned to record room after completion and compilation. Consign.

7. Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 19<sup>th</sup> day of April, 2024.

Certified to be true copy

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

(RASHIDA BANO)  
Member (J)

13-8-24

Date of Presentation of Petition 13-8-24

Number of Writs 37

Copying Fee 1572

Urgent

Total 2075

Name of Applicant

Date of Copy 13-8-24

Date of Delivery of Copy 13-8-24

NOTIFICATION

Peshawar, dated the August 2, 2017.

No. SO(PE)4-10/SSRC/Ministerial Staff/2013. 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 Notification No. SO(PE)4-10/SSRC/Ministerial Staff/2013 dated: 28.01.2013, the following amendments shall be made, namely:

AMENDMENTS

In the Appendix,-

(i) Against Sr. No. 9, in column No. 5(a), for the existing entry, the following entry in column 5 (a) shall be substituted:

- (a) Thirty three per cent by promotion on the basis of Seniority-Cum-Fitness from amongst the Dastars, G/Operators, Qasids and Naib Qasids including other equivalent posts in the attached department/offices/institutions with two-year service as such having SSC qualification.

SECRETARY

Endst. No. & Date as above.

Copy forwarded to:-

1. The Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
2. The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
3. The Secretary to Govt. of Khyber Pakhtunkhwa, Law Department.
4. The Secretary to Govt. of Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General, Khyber Pakhtunkhwa Peshawar.
6. The Director (E&SE) Khyber Pakhtunkhwa Peshawar.
7. The Director Education (FATA) Khyber Pakhtunkhwa, Peshawar.
8. The Director Curriculum & Teachers Education Abbottabad.
9. The Director (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director ESRU, Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
11. The Deputy Director (EMIS) E&SE Department.
12. All Deputy Commissioners in Khyber Pakhtunkhwa.
13. All District Education Officers, Elementary & Secondary Education Khyber Pakhtunkhwa.
14. All District Accounts Officers, Khyber Pakhtunkhwa / Agency Accounts Officers.
15. All Agency Education Officers.
16. P.S to Governor, Khyber Pakhtunkhwa.
17. P.S to Chief Minister, Khyber Pakhtunkhwa.
18. P.S to Chief Secretary, Khyber Pakhtunkhwa.
19. PS to Minister E&SE Khyber Pakhtunkhwa Peshawar.
20. PS to Secretary E&SE Department.
21. Mr. Akbar Khan Mohmand, Provincial President Class-IV Association, Khyber Pakhtunkhwa.
22. Master File.

(NAIK MUHAMMAD)  
SECTION OFFICER (PRIMARY)

ATTESTED



OFFICE OF THE DISTRICT EDUCATION OFFICER  
(FEMALE) MOHMAND TRIBAL DISTRICT

Ph. No. : 0974-290302

FAX : 0974-290302

Email : - deomohmandfemale@gmail.com



20/A

**NOTIFICATION**

Consequent upon the recommendation of the Departmental Promotion Committee, in its meeting held on 07-11-2023 the following Chowkidar BPS.04 is hereby promoted to the post of Junior Clerk BPS.11 @Rs (18650-1310-57950) plus usual allowances and adjusted at the school noted against his name as admissible under the existing policy of the Provincial Government on the terms and conditions given below in the interest of public with immediate effect

S. N. No.	S.L. No.	Name	Father Name	Present Place of Posting	Adjusted At	Remarks
1	1	Mumtaz Khan	Ziarat Khan	GGPS Kashmir kor	GGHS Shalam Salay	A.V.P

**Terms and conditions.**


- 1 He will be on probation for a period of one year extendable for another year.
- 2 He will be governed by such rules & regulations issued from time to time by the government.
- 3 He services can be terminated at any time; in case their performance is found unsatisfactory during probationary period. In case of misconduct, he will be proceeded under the rules framed from time to time.
- 4 He will give an undertaking to be recorded in their service Books to the effect that if any overpayment is made to them in light of this notification the same will be recovered and if he is wrongly promoted he will be reversed to his previous posts/scale.
- 5 No TADA is allowed for joining his duty
- 6 Charge report should be submitted to all concerned.

(Zubaida Khattak)  
District Education officer (F)  
Mohmand Tribal District.

Endst: No. 4858-62 ((Promotion Class IV to JC) Dated: 07/11/2023.

Copy forwarded for information and necessary action to the

- 1 Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
- 2 District Account's Officer Mohmand Tribal District.
- 3 ADEO concerned local office.
- 4 Head Mistress GGHS Shalam Salay
- 5 Teachers concerned.

  
District Education officer (F)  
Mohmand Tribal District.

ATTESTED



E 20

APPOINTMENT

With reference to the Directive of worthy Political Agent Mohmands at Challanai vide his office order No. 1200/A dated 25/2/2005. One Mr Salim Khan S/O Noor Ali Khan r/o Malimzai M/Agency is hereby appointed as laboratory Attendent(O/IV) in RPS No. 1 No. (1870-55-3520) against vacant ~~post~~ mentioned post at Higher ~~Secondary~~ ~~school~~ portion of this school from the date of taking over charge.

TERMS & CONDITION.

1. His appointment is made purely on CONTRACT BASIS for the period of three years.
2. He should produced Age & health certificate from Agency Surgeon concerned.
3. He is liable to be terminated any time without giving any notice of showing any ressen.

( MR IMAM GUL )  
PRINCIPAL

GHSS CHALLANAI M/AGENCY.

Endot: No. 438-40 / dated 1/3 2005.

Copy for information to the:-

1. Political Agent Mohmands at Challanai w/r to his queted above No. and date.
2. Agency Education Officer Mohmand at Challanai.
3. Director of Education (PATA) H.W.F.P. Peshawar.
4. Agency Accounts Officer Mohmand at Challanai.
5. Accountant of this school office.
6. Candidate concerned.

*Imam Gul*  
PRINCIPAL

GHSS CHALLANAI M/AGENCY.

ATTESTED

بعدالت

Before the Hon'ble Service Tribunal  
KPK, Peshawar.

Petitioner  
نام Govt of KPK & other

Saleem Khan

موزع  
مقدم  
دعوی  
م

باعث تحریر آنگہ

(BC II-1969)

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی اور جواب دہی اور کل کارروائی متعلقہ  
آجی مقام سے اور کیلئے ناسی منظر اور کیلئے  
مقررہ کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز  
دیکل رہا حسب کور اصرار نامہ کہ... نے و تقرر ثالثیت فیصلہ برخلاف دیئے جواب دہی اور اقبال دعوی اور  
بازورت ڈگری کرنے اجراء اور صولی ایچیک دور و پیدار عرضی دعوی اور درخواست ہر قسم کی تصدیق  
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخ  
نیز دائر کرنے اپیل گمرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور  
کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ لیا اپنے بجائے تقرر کا اختیار  
ہوگا۔ اور صاحب مقرر شدہ کو ہمیں وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساتھ  
بہرہ اختیار منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جان التوائے مقدمہ کے سبب سے ہوگا۔  
کوئی تاریخ پیشگی مقام دورہ نہ ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی  
مذکورہ کریں۔ لہذا ادکالت نامہ لکھ دیا کہ سند ہے۔

المرتوم 29<sup>th</sup> ماہ مئی 20<sup>th</sup>

Accepted  
by  
for petitioner

واہ العبد  
کے لئے مختار ہے۔

Petitioner Saleem Khan  
1-1051081184501-1