

original
BEFORE THE KHYBER PUKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 580/2024

Wajid Ali Shah

(APPELLANT)

Versus

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar
2. District Education Officer Male District Buner.

(RESPONDENTS)

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[Signature]
Deponent

15101-0882586-3

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWARKhyber Pakhtunkhwa
Service Tribunal

Service Appeal No. 580/2024

Diary No. 13745

Wajid Ali Shah (SST) General (BPS-16)

GHSS

Nawa Kalay

Buner

Appellant

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar

2. District Education Officer District Buner

Respondents

Written Reply/Para wise Comments for & on behalf of Respondents No.1 & No.2

Respectfully Sheweth**Preliminary Objections**

1. That the service appeal is wholly incompetent, misconceived and untenable.
2. That the service appeal is wrong, baseless and not maintainable, it shows no strong cause to be taken for adjudication, therefore, the same service appeal is liable to be rejected/ dismissed.
3. That the service appeal is unjustifiable, baseless, false, frivolous and vexatious. Hence the same is liable to be dismissed.
4. That the appellant has not come to the Court/Tribunal with clean hands.
5. That the appellant has concealed the material facts from this Honourable Tribunal. Hence liable to be dismissed.
6. That the appellant has filed the instant appeal just to pressurize the respondent.
7. That the appellant has no cause of action to file the instant appeal.
8. That the appeal is not maintainable in the eye of law.
9. That the instant appeal is not maintainable in the present form and also in the 10 present circumstances of the issue
10. That every government servant is bound to perform his duty anywhere in the best interest of the public rather than according to his own personal likes and dislikes.

FACTS:-

1. Correct to the extent that the appellant is performing his duties at Government Higher Secondary School Nawa Kalay, District Buner. The appellant was transferred from GCMHS Daggar Buner in light of rationalization Policy date 27/10/2015, communicated by the respondent no. 1 to all the District Education Officers of Khyber Pakhtunkhwa for strict compliance. **(Rationalization Policy is attached as annexure "A")**.
2. Incorrect and hence strongly denied. At the time of rationalization there were 5 SSTs General working in GCMHS Daggar, out of them the petitioner being junior most, was transferred to GHSS Nawa Kalay according to the rationalization policy. AS explained in para 4 of the facts. **(Rationalization order is attached as annexure "B")**.

3. Correct to the extent that according to the policy there should be at minimum four SSTs in each High and Higher Secondary Schools, out of whom 2 SST will be of science(1 SST Maths/Physics and 1 SST for Biology and Chemistry) and 2 SST of General Cadre. However, if the enrolment in 9th and 10th classes is increased then 1.5 teachers will be given per section in each class. So on the basis of this criteria and ratio one SST (General) was surplus at the mentioned school and as per record of the school the appellant was junior most amongst SST (General) teachers.
4. Incorrect and hence strongly denied. Rationalization of SSTs in high and higher secondary schools is made on the basis of SST(General) and SST (Science) and not on the basis of joint seniority of SST teachers. As per criteria laid down in rationalization policy, there will be two SST (General) and two SST (Science), that is one SST(Maths/Physics) and one SST(Bio/Chem) and then on the basis of increasing number of students, per section 1.5 teachers will be given to such schools. Juxtaposing and tallying the above criteria with the students-teachers ratio at GCMHS Daggar, 5 SSTs(General) and 3 SSTs(Science) were working (**Monthly Staff Statement is attached as annexure "C"**), which according to rationalization policy must be equal. Thus according to rationalization policy, the mentioned school needed 7 SST teachers in total, half of whom SST(G) and half SST(S). According to formula, there should have been 3.5 SSTs(G) and 3.5 SSTs(Sc) while on ground there were 5 SSTs(G) and 3 SSTs(Sc). Keeping in view the above factual position 1 SST(G) was surplus while the school needed another SST(Sc). Herein only surplus SST(G) was rationalized, wherein the appellant was junior most amongst SSTs(G) teachers.
5. Incorrect hence strongly denied. The petitioner was appointed as SST(General) on 30/04/2014 Through NTS. Later on, his service was regularized as a result of The Khyber Pakhtunkhwa Government Employees of The Elementary And Secondary Education Department (Appointment And Regularization Of Services) Act,2017. Section 4(Sub-section 1) of the above mentioned Act dealing with the determination of seniority is reproduced here:

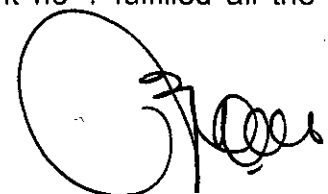
"Determination Of Seniority---(1) The employees whose service are regularized under this Act or in the process of attaining service at the commencement of this Act, shall rank junior to all other employees belonging to the same cadre, who are in service on regular basis on the commencement of this Act, and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the commission made before the commencement of this Act, are to be appointed to the cadre, irrespective of their actual date of appointment." (**Act is attached as annexure "D"**).

So according to this Act, both Mr Abdur Rashid promoted to SST(General) on 28/10/2014 and Mr Sardar Shah promoted to SST(General) on 28/10/2014, are ranked senior to the appellant and they cannot be transferred according to the rationalization policy.

6. Incorrect and hence denied. The appellate committee convened its meeting on 14/12/2023 and considered/discussed only those cases which were justified and were having some valid proofs. The appeal of the appellant falling at S.No. 56 of the minutes has been rejected outright by the appellate committee being devoid of any substance and merit. The committee accepted only those appeals which were genuine. **(Minutes of the appellate committee are attached as annexure "E")**
7. Incorrect hence denied. Already explained at para 6 above.
8. Incorrect hence strongly denied. The appellant is resorting to lies and false statements. The impugned order was issued on 08/12/2023 and not on 18/12/2023 as wrongly mentioned by the appellant. Subsequent changes were made in the impugned order according to the recommendations of the appellate committee. The appellant has been dealt with justice and rules and in accordance with the rationalization policy. The story of dates of issuing rationalization order which the appellant is narrating is the result of conjectures and speculations.
9. Correct to the extent that the appellant moved an appeal before the respondent no1 but his appeal was devoid of any merit hence could not be entertained. Had he really wanted to serve the students and work for their educational development, he would have been a satisfied and an efficient member of his new staff at GHSS Nawa Kalay because the students at his new station of duty were in dire need of a teacher who are also the children of our nation and have the right to be provided with staff where there was also shortage of teachers.
10. Incorrect hence denied. The appellant is not aggrieved from the impugned order date 8/12/2023. The appellant is bound to perform his duty anywhere in the interest of public service.

GROUND:

- a) Incorrect, hence strongly denied. Before the impugned transfer order dated 8/12/2023, the respondent no. 2 has fulfilled all the codal formalities in the light of the rationalization policy.
- b) Incorrect, hence strongly denied. The impugned order was issued after fulfilling all the codal formalities by the competent authority in accordance with rules and policy. Hence no injustice has been done to the appellant.
- c) Incorrect, hence denied. Already explained in para 3 and 4 of the Facts.
- d) Incorrect and hence denied. The appellant is regularly taking his salary. There is no chance of stoppage of his pay, hence needs no fear on the part of the appellant.
- e) Incorrect and hence denied. Already explained in para 3 and 4 of the Facts.
- f) Incorrect hence denied. The action of the respondent no 2 is in accordance with rules and policy. Before the impugned order, the respondent no 1 fulfilled all the codal formalities.

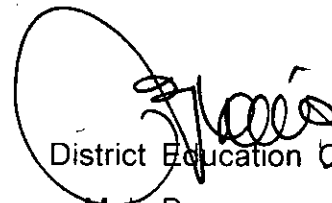


- g) Incorrect and hence denied. The impugned order was issued in accordance with rules and policy. The appellant is not affected by this order.
- h) The respondents also seek the permission of this honourable court to advance additional evidences/proofs at the time of the arguments.

In the light of the above submissions, It is humbly requested that the appeal of the appellant may very graciously be dismissed in favour of the department.


Director Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

(SAMINA ALTAF)


District Education Officer
Male Buner

(IFTIKHAR-UL-GHANI)

BEFORE THE KHYBER PAKHTUN KHAWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 580/2024

[Handwritten signature]

~~YOUSAF ALI~~ NAJID ALI SHAH

Appellant

V/S

1. Director elementary & Secondary Education Khyber Pakhtunkhwa

2. District Education Officer Male District Buner & OTHERS

Respondents

AFFIDAVIT

I, Ubaid Ur Rahman, Superintendent BPS-17, District Education Office (Male) Buner, do hereby solemnly affirms & state on oath that the whole contents of the comments are true & correct to the best of my knowledge & belief & nothing has been concealed from this Honorable Court.

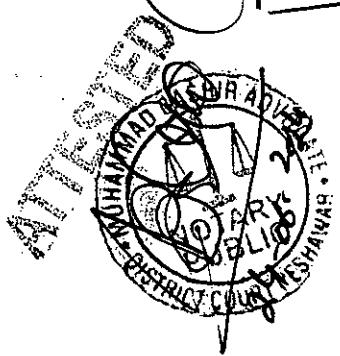
[Handwritten signature]

Deponent

15101-0882586-3

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be substituted with even No and Date

Directorate of Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

PH No. 091-9201389, 9210938,

9210437, 9210957, 9210468

Fax 091-9210936 0800-33857

No/14-4/Rationalization/Estab

Dated Peshawar the 01/04/2014.

(7) (6)
Amended

To

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

Subject:- Guidelines for Posting of Teachers as a result of rationalization.
Memo:

I am directed to refer to the subject noted above and to clarify that posts of PST B-12 /Senior PST B-14/PSHT B-15 may be rationalized and re-distributed among the Primary schools in the following manner and PST B-12, Senior PST B-14 and PSHT B-15, may be posted as under:-

Distribution of Posts in Primary Schools

Rationalization of Posts @ 1-40 ratio in Primary Schools (Female)

S.No	School Code	Name of Primary School	Total Enrolment	Sanctioned Posts after Rationalization				Total
				SST B-16	CT B-15	PSHT B-15	SPST B-14 or PST B-12	
1	25228	GGPMS A (JICA)	1-100	1	2	0	3	3
2	25048	GGPMS B (JICA)	101-140	1	2	0	3	6
3	25142	GGPMS C	141-180	1	0	0	1	2
4	30050	GGPS D	1-100	0	0	1	1	2
5	25224	GGPS E	101-140	0	0	1	1	2
6	25224	GGPS F	141-180	0	0	1	1	2
7	25227	GGPS G	181-220	0	0	1	1	2
8	25221	GGPS H	221-260	0	0	1	1	2
9	32012	GGPS I	261-300	0	0	1	1	2
10	25097	GGPS J	301-340	0	0	1	1	2
11	25138	GGPS K	341-380	0	0	1	1	2
12	32006	GGPS L	381-420	0	0	1	1	2
13	25224	GGPS M	421-460	0	0	1	1	2

Rationalization of Posts @ 1-40 ratio in Primary Schools (Male)

S.No	School Code	Name of Primary School	Total Enrolment	Sanctioned Posts after Rationalization			Total
				PSHT B-15	SPST B-14		
1	30050	GPS A	1-100				
2	25224	GPS B	101-140				
3	25048	GPS C	141-180				
4	25097	GPS D	181-220				

add posts in Primary

D. No. 177
11-11

be substituted with even No and Date

5	25221	GPS E	221-260	1	5	6
6	32012	GPS F	261-300	1	6	-
7	25097	GPS G	301-340	1	7	8
8	25138	GPS H	341-380	1	8	9
9	32006	GPS I	381-420	1	9	10
		GPS J	421-460	1	10	11

Signature

Rationalization of CT Posts @ 1.5 CT per Section in Middle/High/Higher Secondary Schools (Male). There will be a section on 40 students, on 21 more students another section be allowed.

7

School Code	Name of Middle/High School	Example of Total Enrollment	Sanctioned Posts after Rationalization		
			Class	No of Sections	CT
30056	GMS A	1-60	6 th	1	Minimum 2 CT per school afterward 1.5 CT per section. There will be a section on 40 students, on 61 students another section be allowed, similarly on 101 students 3 rd section will be allowed and so on.
		1-80	7 th	2	
		1-120	8 th	3	
25277	GHS B	1-60	6 th	1	Minimum 3 CT per school afterward 1.5 CT per section. There will be a section on 40 students, on 61 students another section be allowed, similarly on 101 students 3 rd section will be allowed and so on.
		1-80	7 th	2	
		1-120	8 th	3	
		1-60	9 th	1	
		1-80	10 th	2	Minimum 4 SST per school (one Bio Chem) -one Math, Phy) and 2 SST Gen) afterward 1.5 SST per Section. There will be a section on 40 students, on 61 students another section be allowed, similarly on 101 students 3 rd section will be allowed and so on.

Posting of Teachers on rationalization.

I am further directed to further clarify that:

1. On rationalization surplus teachers in Primary Schools, PST B-12, Senior PST B-14, may be posted in the nearest school if possible then in the same UCs and then in the same circle and then in the same Sub Division and then in the same District Subject to the provisions of need.
2. Over all ratio of SPST/PST will remain according the sanction posts.
3. Senior most PSHT B-15, SPST B-14 & PST B-12 (According to the Seniority list) may be retained in the same school of their present posting and junior most may be transferred to other needy schools.
4. No teacher of CT B-16, PET B-16, AT B-16, DM B-16, TT-16, will be posted in Middle Schools.
5. Senior most Senior CT and SST (According to the Seniority list) may be retained in the schools of their present posting and junior most may be transferred to other schools.
6. Disable teacher may be retained in the schools of their present posting; another teacher may be shifted instead of disable.

be substituted with even No and Date

Widow teacher may not be transferred to another school on rationalization; another teacher may be shifted instead of widow.

8. Two schools of same level working in one building may be merged with each other.

4499-4501

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

Endst: No. / File No. 1/A-88/KC/S.list : Dated Peshawar the 27/10/2015.

Copy forwarded for information and necessary action to the: -

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

Dy: Director (Estab)
Elementary and Secondary Education



Amir Amir B
8

NOTIFICATION

In pursuance to the Secretary Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar, Reforms and Implementation Wing letter No.SO(Reforms)R&I/1-24/General/2023, dated Peshawar, the 8th November, 2023, the Competent Authority is pleased to rationalize and post the following SST(G) at the schools mentioned against their names in their own pay and scale as per "Rationalization Policy" issued by the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa vide No. 4499-4501 dated 27/10/2015 in the interest of public service with immediate effect.

S.No	Name and Designation	Present School	School Where Posted	Remarks
1				Rationalized as per STR
2	Baligh Ur Rahman SST (G)	GHSS Batara	GHS Batai	.....do.....
3	Abdur Rahman SST (G)	GHSS Batara	GHSS Bagh	.....do.....
4	Abdul Wadood SST (G)	GHSS Chanar	GHSS Bagh	.....do.....
5	Nazir Muhammad SST (G)	GHSS Chanar	GHS Katkala	.....do.....
6	Hermeet Singh SST (G)	GHSS Ghurghushtu	GMS Gujar Abad	.....do.....
7	Noor Ul Nabi SST (G)	GHSS Jangai	GHSS Charorai	.....do.....
8	Rashid Sultan SST (G)	GHSS Jangai	GHS Malka	.....do.....
9	Farhad Ali SST (G)	GHSS Khanano Dherai	GHS Chanal	.....do.....
10	Arif Zaman SST (G)	GHSS Khanano Dherai	GHS Jaba Amazi	.....do.....
11	Hayat Gul SST (G)	GHSS Kulyari	GHS Naway Kallay	.....do.....
12	Saeed Ullah Khan SST (G)	GHSS Nagrai	GHS Khararai	.....do.....
13	Muhammad Alam SST (G)	GHSS Nawagai	GHS Langaw	.....do.....
14	Momin Khan SST (G)	GHSS Totalai	GMS Damnair	.....do.....
15	Muhammad Ahmad SST(G)	GHSS Topai	GHS Alami Banda	.....do.....
16	Wajid Ali Shah SST (G)	GCMHS Daggar No.1	GHS Naway Kalay	.....do.....
17	Mudasar Rahman SST (G)	GHS Kawga	GHS Mandaw	.....do.....
18	Fazli Rabbi SST (G)	GHS Maina Kadal.	GHS Jaba Chowan	.....do.....
19	Fazal Hadi SST (G)	GHS Maina Kadal	GHS Kangalai	.....do.....
20	Ihsan Ur Rahman SST (G)	GHS Mirzakay	GMS Dargalai	.....do.....
21	Bakht Zaman Khan SST (G)	GHS Nawagai	GMS Qudratullah Garhi	.....do.....
22	Fazli Subhan SST (G)	GHS Nawagai	GHS Swawai	.....do.....
23	Bakht Rasool Khan SST (G)	GHS Pander	GHS Kafan	.....do.....

24	Akbar Ali SST (G)	GHS Pander	GHS Jamra	.....do.....
25	Amin Ur Rahman SST (G)	GHS Shalbandi	GHS Swawai	.....do.....
26	Shaukat Ali SST (G)	GHS Shalbandi	GHS Swawai	.....do.....
27	Sheraz Khan SST (G)	GHS Shalbandi	GHS Mangal Thana	.....do.....
28	Sher Bahadar SST (G)	GHS Sura	GHS Kagalai	.....do.....
29	Farid Ahmad SST (G)	GHS Swari	GHS Asharay	.....do.....
30	Jayid Ali SST (G)	GHS Swari	GHS Jamra	.....do.....
31	Shahab Ullah SST (G)	GHS Tangora	GMS Kas (Chagharzi)	.....do.....

Note:-

1. No TA/DA is allowed.
2. Charge report should be submitted to all concerned within three days.

(IFTIKHAR UL GHANI)
 DISTRICT EDUCATION OFFICER
 MALE BUNER.

Endstt:No. 8013-19 /Rationalization/SST/, Dated: 08/12/2023

Copy forward for information to the:-

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. Deputy District Education Officer (M) Buner.
3. District Monitoring Officer EMA, Buner.
4. DAO Buner.
5. Principals /Head Masters Concerned, with the direction to submit compliance report within a week positively.
6. Teachers Concerned.
7. Master File.

[Signature] 8/12/23
 DISTRICT EDUCATION OFFICER
 MALE BUNER.
o/c

[Signature]

Appendix "C"

10

OFFICE OF THE PRINCIPAL GCMHS DAGGAR DISTRICT BUNER MONTHLY STAFF STATEMENT FOR THE MONTH OF

October 2023

BD 6027

EMIS Code: 35930

S.NO	CNIC NO.	NAME	POST	FATHER NAME	BPS	ACADE/PROF	D/O BIRTH	D/O 1ST APPT	D/O PROM:	D.O.T.O.CHARGE ON PRESENT	Personal Number	SUBJECT	RESIDENCE	Cell #
1	15602-0284989-5	DILAWAR KHAN	Principal	Aqlimoon	20	M.Sc./M.Ed	03-06-1964	1/10/1989	18/8/2020	1/9/2020	66833	Phy, M.Phil.Edu	Imdadog swat	03451739899
2	15101-0405272-5	ABDUR RASHID	SST(I)	Abdul Ghafoor	16	M.A./M.Ed	05-06-1964	13-04-1988	28-10-2014	31-10-2014	272737	M.A.(PASHTO)	SHALBANDI	03339692001
3	15101-2482121-7	ZAHIR KHAN	SST(Che/Bio)	AWAL KHAN	17	M.A./B.Ed	15-03-1984	2/7/2006	10/9/2022	1/7/2016	347642	BIO CHEM.	KARAPA	03339888352
4	15101-4102603-7	GHANI RAHMAN	SST(G)	FAQIR GUL	17	M.A./M.Ed	13-03-1973	22-12-1999	10/9/2022	18-11-2014	274771	M.A.Eng/Pash/P.St	DAGGAR	03329707414
5	15101-7450241-3	SAID AMIN	SST(G)	Muhammad Sahib	17	M.A./M.Ed	15-01-1974	13-10-2005	10/9/2022	08-03-2012	282665	M.A.(M.C.&I)	Dagar Hosp	03339690744
6	15101-8375674-7	WAJID ALI SHAH	SST(G)	Said Hukam Shah	16	M.A./M.Ed	01-03-1987	30-04-2014	30-04-2014	05-05-2014	723038	M.R. Is, Eng	AMNAWAR	03330009922
7	15101-4481473-5	SARDAR SHAH	SST(G)	Bakhtawar Shah	16	M.A./M.Ed	15-05-1965	14-11-1994	28-10-2014	31-10-2014	275149	M.A.(POL:SCI)	SHALBANDI	03339691513
8	15101-6508094-7	ZAFAR MUHAMMAD	SST(M/P)	Sher Muhammad	16	M.Sc/M.Ed	14-08-1992	4/4/2016	28/04/2017	6/7/2022	816081	M.Sc (Physics)	TORWARSAK	03139499453
9	15101-8587372-9	MAJID KHAN	SST(Bio/Che)	Abdul Wadaod	16	M.Sc/M.Ed	02-02-1988	22/09/2012	30/11/2015	3/7/2022	702347	Botany	SHALBANDI	03329707145
10	15101-3315834-1	MUHAMMAD IQBAL	SST(IT)	Sultan Zeb	16	MS(CS)/B.Ed	09-04-1988	16/12/2016	16/12/2016	26/10/2018	835880	MS (Computer Sc)	Nowakalay	03334639333
11	15101-8909399-9	WALI ZADA	S.C.T	SALIH ZADA	16	M.A./M.Ed	04-12-1963	27-09-1989	21-02-2013	21-02-2013	272160	M.A(Islamiyat, Urdu)	DAGGAR	03339698314
12	15101-0333515-7	FAZAL GHANI	S.C.T	Hussian Noor	16	M.Phil/B.Ed	04-04-1975	1/8/1997	3/8/2017	3/8/2017	274941	M.Phil (English)	DAGGAR	03339692155
13	15101-6779432-3	ZAHIR SHAH	S.C.T	Qalandar Khan	16	M.A./M.Ed	14-04-1976	20/10/2007	01-08-2009	01-08-2009	390095	M.A (Islamiyat)	DAGGAR	03339706191
14	15101-0328493-5	RAFIULLAH	S.C.T	SAMIULLAH	16	M.A./M.Ed	01-01-1969	27-06-1993	25-01-2018	25-01-2018	272500	M.A (Islamiyat)	BAGRA	03429810366
15	15101-9822121-1	MUHAMMAD HAKIM	S.C.T	Ghulam Raziq	16	M.A/B.Ed	08-03-1972	26-04-1992	23-12-2021	01/06/2023	274843	M.A (Pashto)	Zaga	03359738474
16	15101-5087790-3	UMAR FAROOQ	S.C.T	Umar Gul	16	MA/Bed	14-07-1978	4/8/1996	03-07-2023	17-08-2017	273236	M.A (Islamiyat)	Zaga	03359696697
17	15101-2316086-1	HIDAYAT UR RAHMAN	S.C.T	Hazrat Rahman	16	MA/CT	16-06-1977	21-04-1999	07-07-2023	19-08-2023	273028	M.A Islamiyat	Daggar	03339702423
18	15101-0333798-9	SAHIL ZARIN	S.A.T	Muhammad Zarin	16	M.A/M.Ed	09-11-1981	16-07-2007	21-02-2021	1/4/2023	386007	M.A (Arabi,Urdu)	Hisar	03469417183
19	15101-1254780-5	JAMDAD KHAN	S.T.T	SAWAT KHAN	16	M.A.(S.Y)/B.Ed	02-02-1970	16-05-1992	21-02-2013	21-02-2013	274130	M.A.(ISLAMYAT)	TOPDARA	03439747153
20	15101-5291689-7	NOOR MUHAMMAD	S.T.T	MIAN RASOOL	16	S.S.C.(S.Y)	30-12-1966	01-09-1992	22-02-2013	22-02-2013	274052	S.S.C.(S.Y)	DAGGAR	03460073140
21	15101-0337536-5	KHALID RAHMAN	S.D.M	Azizur Rahman	16	B.A./M.Ed	11/3/1979	1/8/2009	19/03/2020	20/03/2020	494491	S.S.C.(S.Y)	Kalpani	3456016069
22	15101-0324312-7	SHAH ZADA	S.P.E.T	AWAL KHAN	16	M.Sc/B.Ed	13-03-1975	28-04-1993	25-02-2020	19-03-2020	275070	M.Sc(HPE)	KARAPA	03339702056
23	15101-0139888-7	NOOR ALI KHAN	C.T	Sabz Ali Khan	15	Bs Geology	12-01-1991	09-04-2019	09-04-2019	14-03-2023	919628	Geology	Elai	03359696180
24	15101-0329626-9	ABDUR RAHMAN	C.T	Fazalur Rahman	15	MA.MED	10-04-1981	31/07/2003	16-08-2017	16-08-2017	273520	Pashto Islamiyat	Khail dagar	03339699064
25	15101-0916295-9	HUSAIN SHAH	C.T	Said Ghafoor Shah	15	MA.MED	01-03-1981	31/07/2003	16-08-2017	16-08-2017	273236	M.A (Islamiyat)	Hisar	03469544532
26	15101-0202526-1	AZIM KHAN	C.T	Hayat Gul	15	MA.BED	01-07-1977	1/4/2004	16-08-2017	16-08-2017	273037	M.A (Islamiyat)	Hisar	03470227778
27	15101-8416993-9	LUQMAN	C.T	Monazar	15	MA.MED	10-01-1984	1/7/2006	16-08-2017	16-08-2017	347515	M.A Pol Science/ M.A History	Giro	03458114008
28	15101-5073167-1	BAKHT ZALI KHAN	C.T	Rahim dad khan	15	MA.BED	19-04-1981	2/8/2003	11/8/2020	12/8/2020	273526	M.A (Islamiyat)	Karapa	03339699559
29	15101-5630782-1	GOHAR ZADA	C.T	Fazal Mohammad	15	MA/B ed	13-04-1973	1/8/2003	11/8/2020	12/8/2020	274756	M.A (Islamiyat)	Daggar	03339692018
30	15101-1978762-9	IRFAN ULLAH	C.T	Muhammad Aslam	15	M.Sc/M.Ed	01-04-1993	04-04-2016	09-04-2019	19-08-2023	816161	M.Sc (Physics)	Elai	03332626321
31	15101-2323331-7	FAKHRE ALAM	CT-IT	Shah Zamin	12	BS(Telecom)/	02-02-1988	24-08-2017	24-08-2017	15-01-2019	883779	BS(Telecom)	Sawari	03469442513
32	15101-5801027-9	ASIF UZAIR	J CLERK	Abdul Kabir	11	F.Sc / DIT	25-05-2001	28/8/2020	28-08-2020	1/1/2022	961397	F.Sc	Karapa	03361901213
33	15101-1328594-7	MUHAMMAD IMRAN	Sweeper	Muhammad Sherin	03	Matric	26-12-1995	24/1/2014	24-01-2014	2/7/2021	710787	Matric	Kala Daggar	03439399829
34	15101-1027547-5	HAMID KHAN	Lab/Att	Sherdullakhan	03	Matric	01-01-1989	25-12-2016	25-12-2016	01-03-2017	831400	Matric	Bhai Kalai	03439396171
35	15101-0581348-9	BASHIR AHMAD	Chowkidar	Abdul Muhammad	03	Matric	17/2/1996	8/12/2022	08-12-2022	1/2/2023	01036179	Matric	Daggar Hosp	03324442233
36	15101-2264689-9	SAMAR GUL	N/Q	Jehan Gul	03	Matric	01-04-1994	4/3/2022	04-03-2022	5/3/2022	994927	Matric	Elai	03339620661
37	15101-9469163-9	AMJAD ALI KHAN	N/Q	Mohibul Haq	03	Matric	10-03-1989	6/12/2022	06-12-2022	8/12/2022	01046556	Matric	Bhai Kalay	03469462555

PRINCIPAL
G.C.M.H.S DAGGAR BUNER
District Buner
11/11/2023

OFFICE OF THE PRINCIPAL GOVT: CENTENNIAL MODEL HIGH SCHOOL DAGGAR BUNER
DETAIL OF POST SANCTION/WORKING & VACANT

POSTS	BPS	SANCTIONED	WORKING	VACANT	Reason of Vacancy
PRINCIPAL	20	1	1	0	
S.S.T (I.T)	16	1	1	0	
SST(Che/Bio)	17	1	1	0	
SST(Che/Bio)	16	1	1	0	
SST(M+P)	16	1	1	0	
SST (GEN)	17	2	2	0	
SST (GEN)	16	3	3	0	
S.C.T	16	7	7	0	
C.T	15	8	8	0	
S.P.E.T.	16	1	1	0	
S.D.M.,	16	1	1	0	
S.A.T.	16	1	1	0	
S.T.T.	16	2	2	0	
CERTIFIED TEACHER IT	12	1	1	0	
JUNIOR CLERK	11	1	1	0	
LAB:ATTENDT	3	1	1	0	
NAIB QASID	3	2	2	0	
SWEEPER	3	1	1	0	
CHOWKIDAR	3	1	1	0	
TOTAL		37	37	0	

Detail of Vacant Posts					
POSTS	BPS	SANCTIONED	WORKING	VACANT	Reason of vacancy

GOVT: CENTENNIAL MODEL HIGH SCHOOL DAGGAR BUNER

CLASS WISE ENROLMENT

S.NO.	CLASS	ENROLMENT BOYS	TOTAL
1	6th A	34	34
2	6th B	41	41
3	6th C	32	32
4	7th A	37	37
5	7th B	34	34
6	7th C	37	37
7	8th A	38	38
8	8th B	33	33
9	8th C	37	37
10	9th A	39	39
11	9th B	40	40
12	10th A	35	35
13	10th B	44	44
	Total	481	481

S.NO.	FACILITY	EXIST	
1	Electricity	YES	
2	Watersupply	YES	
3	Boundarywall	YES	
4	Toilets	YES	
5	First Aid		NO
6	Prayer Facility	YES	
7	Play Ground		NO
8	ClassRooms	19	
9	Laboratory	YES	
10	Covered Area	120768	
11	Uncovered Area	6031	
12	Space for Addit	YES	
13	Computer Lab	YES	

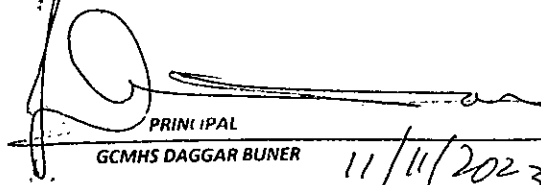
DETAIL OF FURNITURE/MISC:ITEMS

S.NO.	ITEMS	NUMBERS	CONDITION
1	Office Table	4	Good
2	Teacher Table	8	Good
3	Teacher Chair	80	Good
4	Desk	439	Good
5	Bench	529	Good
6	Stool	0	Good
7	Almirah	29	Good
8	Black Board	0	Good
9	Balti	0	Good
10	Fawarah	0	Good
11	Water Cooler	4	Good
12	Flag	1	Good
13	Lock	3	Good
14	Fans	139	Good

Endst No. 388 Dated: 11 / 11 / 2023

Forwarded to:-

1..The District Education Officer (M) Buner
for information please


 PRINCIPAL
 G.C.M.I. Daggar
 District Buner
 11/11/2023

Amendment 11

11

AN
ACT

To provide for the appointment and regularization of the services of certain employees appointed on adhoc or contract basis or appointed in certain projects in the Elementary and Secondary Education Department in the Province of the Khyber Pakhtunkhwa

WHEREAS it is expedient to provide for the appointment and regularization of the services of certain employees appointed on adhoc or contract basis or appointed in certain projects in the Elementary and Secondary Education Department in the Province of the Khyber Pakhtunkhwa, in the public interest;

It is hereby enacted as follows:

1. Short title, application and commencement.—(1) This Act may be called the Khyber Pakhtunkhwa Employees of the Elementary and Secondary Education Department (Appointment and Regularization of Services) Act, 2017.

(2) It shall apply to all the employees in the Elementary and Secondary Education Department, as defined in clause (c) of sub-section (1) of section 2 of this Act.

(3) It shall come into force at once and it shall be deemed to have taken effect from the date of the initial appointment of the employees as referred to in clause (c) of sub-section (1) of section 2 of this Act.

2. Definitions.—(1) In this Act, unless the context otherwise requires,-

(a) "Commission" means the Khyber Pakhtunkhwa Public Service Commission;

(b) "contract appointment" means appointment of a duly qualified person for a specific period made otherwise than in accordance with the prescribed method of recruitment;

(c) "employees" mean duly qualified persons,-

(i) who are appointed as teachers on adhoc or contract basis by the Government after 2013 through National Testing Service but does not include the teachers engaged on work charge basis or who are paid out of contingencies;

(ii) who are appointed in the projects on contract basis in accordance with the project policy; and

(iii) who are appointed as Junior Clerk in the Elementary and Secondary Education Department by Government after 2013 through National Testing Service;

(d) "Government" means the Government of the Khyber Pakhtunkhwa;

(c) "law or rule" means the law or rule for the time being in force governing the selection and appointment of civil servants;

(f) "project" means,-

- (i) IT/Computer Teachers in Computer Labs Projects in Khyber Pakhtunkhwa (Phase-II);
- (ii) establishment of five hundreds (500) IT Labs in Government High and Secondary Schools in Khyber Pakhtunkhwa; and
- (iii) establishment of five hundreds (500) IT Labs in Government High Schools in Khyber Pakhtunkhwa (Phase-II); and

(g) "teacher" means a teacher of primary, middle, secondary or higher secondary school.

(2) The expressions "ad hoc appointment" shall have the same meaning as respectively assigned to them in the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973).

3. Regularization of services of employees.--(1) Notwithstanding anything contained in any other law or rules, the employees, who hold posts till the commencement of this Act, shall be deemed to have been validly appointed on regular basis from the day of the initial appointment; provided that-

- (i) they possess the same qualification and experience required for a regular post;
- (ii) they have not resigned from their services or terminated from services on account of misconduct, inefficiency or any other ground, before the commencement of this Act; and
- (iii) the service promotion quota of all service cadres shall not be affected.

(2) The services of the employees shall be deemed to have been regularized only on the publication of their names in the official Gazette.

4. Determination of seniority.--(1) The employees whose service are regularized under this Act or in the process of attaining service at the commencement of this Act, shall rank junior to all other employees belonging to the same Cadre, who are in service on regular basis on the commencement of this Act, and shall also rank junior to such other persons, if any, who, in pursuance of the recommendation of the Commission made before the commencement of this Act, are to be appointed to the Cadre, irrespective of their actual date of appointment.

(2) The seniority inter-se of those employees, whose services are regularized under this Act within the Cadre, shall be determined on the basis of their continuous service in Cadre:

(13)

(11)

Provided that if the date of continuous service in the case of two or more employees is the same, the employee older in age shall rank senior to the younger one.

5. **Overriding effect.**--- Notwithstanding anything to the contrary contained in any other law or rules for the time being in force, the provisions of this Act shall have an overriding effect and the provisions of any such law or rules to the extent of inconsistency to this Act shall cease to have effect.

**BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA**

(INAMULLAH KHAN)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa





GOVERNMENT OF KHYBER PAKHTUNKHWA
OFFICE OF THE DISTRICT EDUCATION OFFICER
MALE BUNER

Phone & Fax No.0939-555110 Email: edobuner@gmail.com

MINUTES OF THE APPELLATE COMMITTEE MEETING:

A meeting of the appellate committee was held on 14-12-2023 in the office of the DEO (M) under the chairmanship of Deputy DEO (M) Buner in order to examine, scrutinize and decide the appeals submitted by the officials against the rationalization orders of SSTs, CTs, TTs, DMs, ATs and PETs in District Buner.

The following attended the meeting:

1. Mr. Umar Farooq Deputy DEO (M) Buner. Chairman
2. Mr. Iftikhar Nadeem (Supptt) Vice Chairman
3. Mr. Subhani Gul ADEO (Estab: Primary) Buner. Member
4. Zahidullah ADEO (Estab: Primary) Buner. Member

S.NO	NAME & POST	SCHOOL	COMMITTEE DECISION
1	Farhad Ali SST (G)	GHSS Khanano Dherai	Accepted
2	Amin Khan CT	GHSS Totalai	Withdrawn.
3	Hermeet Singh SST (G)	GHSS Ghurghushto	Rejected
4	Ajeet Singh CT	GHS Kawga	Rejected
5	Abdur Rahman SST G	GHSS Batara	Accepted.
6	Saleem Malik SPET	GHS Nawgai	Accepted
7	Saeed Ullah Khan SST G	GHSS Nagrai	Accepted.
8	Fazli Subhan SST G	GHS Nawagai	Rejected
9	Bahar Ali Shah SDM	GHS Sura	Accepted
10	Mustahab Gul SPET	GHS Sura	Accepted
11	Muhammad Ayaz CT	GHS Dherai	Rejected
12	Hamid Ur Rahman CT	GHSS Khanano Dherai	Rejected
13	Sarhand Zeb CT	GHSS Khanano Dherai	Rejected
14	Zamir Zada CT	GHSS Kulyari	Rejected
15	Fazal Qayum PET	GHSS Torwarsak	Rejected
16	Ali Gohar Khan SPET	GHS Kawga	Rejected
17	Izhar Ul Haq CT	GHS Kawga	Accepted
18	Sher Akbar SCT	GHSS Jangai	Accepted.
19	Mudassar Rahman SST G	GHS Kawga	Accepted.
20	Fazlur Rahman SDM	GHSS Chinglai	Rejected
21	Seyad Ud Din CT	GHS Kawga	Rejected
22	Arif Zaman SST G	GHSS Khanano Dherai	Rejected.
23	Rashid Sultan SST G	GHSS Khanano Dherai	Rejected
24	Tayyib Amin DM	GHS Ghazi Khanay	Accepted
25	Tariq Ahmad STT	GHS Kalan	Rejected.
26	Akbar Ali SST G	GHS Pandir	Accepted
27	Zahoor Ul Haq DM	GHSS Nawagai	Accepted
28	Muhamamd Rahim PET	GMS Manani Bambalai	Rejected
29	Mehtab Ali PET	GHS Matwanai	Rejected
30	Habib Ullah STT	GHSS Gagra	Accepted
31	Baligh Ur Rahman SST G	GHSS Batara	Rejected
32	Hairder Ali CT	GHSS Totalai	Accepted
33	Mukhtiar Muhammad CT	GHSS Totalai	Accepted.
34	Muhammad Islam PET	GHS Maradu	Rejected
35	Sher Muhammad DM	GHS Maradu	Rejected

43	Abdul Wadood SST G	GHSS Chanar	Rejected
44	Rashid Sultan SST G	GHSS Jangai	Rejected
45	Said Jamal Ud Din CT	GHS Daggar No.2	Rejected
46	Noor Zamin Khan DM	GMS Badair	Rejected
47	Hayat Gul SST G	GHSS Kulyari	Accepted
48	Irfan Ullah CT	GHS Tangora	Rejected
49	Bakht Baidar CT	GMS Balokhan	Accepted
50	Amir zeb khan CT	GHSS Janak Banda	Rejected
51	Muhammad Zamin CT	GHSS Kulyari	Rejected
52	Abdul wahid Khan CT	GHS Tangora	Rejected
53	Ishfaq ahmad CT	GHS Tangora	Rejected
54	Muhammad Ahmad SST G	GHSS Topai	Rejected
55	Nazir Muhammad SST G	GHSS Chanar	Rejected
56	Wajid ali shah SST G	GCMHS Daggar No.1	Rejected
57	Bakht Zali Khan CT	GCMHS Daggar No.1	Rejected
58	Inamullah CT	GHS Pandir	Rejected
59	Ilyas ur Rahman CT	GHS Pandir	Rejected
60	Farman Ullah CT	GHSS Charorai	Rejected
61	Amal Dad CT	GHS Bazargi	Accepted
62	Shahid Rahman SPET	GHS Bajkata	Accepted
63	Bahar ali PET	GMS Kuz kalay	Rejected
64	Muhib-zada SPET	GHSS Nawy kalay	Rejected
65	Iqbal Gul CT	GMS Wakil Abad	Accepted
66	Ayeem Khan CT	GHSS Nawagai	Accepted
67	Akbar ali DM	GHS Jaba Amazi	Rejected
68	Ihsan ur Rahman sst G	GHS Mirzakay	Accepted
69	Mukhtar Ahmad SPET	GHS Nawagai	Accepted
70	Farman Ali SPET	GHSS Kulyari	Rejected
71	Ishtiaz Ahmad CT	GHS Tangora No.1	Rejected
72	Anwar zada CT	GHS Bajkata	Rejected
73	Muhaminmad islam PET	GHS Maradu	Rejected
74	Shes Muhammad DM	GHS Maradu	Rejected
75	Azizi Ul Haq CT	GHS Inzar Maira	Accepted
76	Bakht Zaman Khan SST G	GHS Nawagai	Rejected
77	Sajid Ali PET	GHS Daggar No.2	Rejected
78	Halim Zada CT	GHS Daggar No.2	Rejected
79	Shahab ullah SST G	GHS Tangora	Rejected
80	Saeed Ullah Khan CT	GHS Leganai	Rejected
81	Gohar zada ct	GCMHS Daggar No.1	Rejected
82	Rashid Ahmad CT	GHS Nanser mara	Accepted
83	Muhammad haibullah	GHSS Kulyari	Rejected
84	Zahid ali ct	Ghs Kapa	Rejected

70	Farman Ali SST G	GHSS Kulyari	Rejected
71	Ishtiaz Ahmad CT	GHS Tangora	Rejected
74	Shes Muhammad DM	GHS Maradu	Rejected
75	Azizi Ul Haq CT	GHS Inzar Maira	Accepted
76	Bakht Zaman Khan SST G	GHS Nawagai	Rejected
77	Sajid Ali PET	GHS Daggar No.2	Rejected
78	Halim Zada CT	GHS Daggar No.2	Rejected
79	Shahab ullah SST G	GHS Tangora	Rejected

1. Mr. Umar Farooq Deputy DEO (M) Buner. Chairman

2. Mr. Iftikhar Nadeem (Supptt) Vice Chairman

3. Mr. Subhani Gul ADEO (Estab. Primary) Buner. Member

(Handwritten signatures and dates)
 14/12/23

OFFICE OF THE DISTRICT EDUCATION OFFICER MALE DISTRICT BUNER

AUTHORITY LETTER

Mr. Ubaid Ur Rahman ADEO Litigation Office of the District Education Officer
Elementary & Secondary Education Buner is hereby authorized to submit Para Wise Comments
on behalf of the undersigned in connection with case Title Wajid Ali Shah Versus Govt; in
the honorable court of service Tribunal Khyber Pakhtunkhwa, Peshawar.



DISTRICT EDUCATION OFFICER
MALE DISTRICT BUNER