


# FORM OF ORDER SHEET

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

**Appeal No.** 769/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	07/06/2024	<p>The appeal of Mr. Waheed ur Rehman resubmitted today by Aneela Shahzadi Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 13.06. 2024. Parcha Peshi given to counsel for the appellant.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

**BEFORE THE HON'BLE KHYBER PUKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 769 /2024

Waheed Rehman

**Versus**

Secretary to Government of Khyber Pakhtunkhwa etc

**APPLICATION FOR EARLY FIXATION  
BEFORE THE PRINCIPAL SEAT.**

*Respectfully Sheweth,*

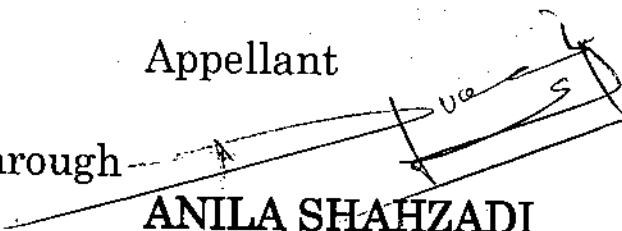
1. That the subject appeal has been filed before this Hon'ble Service Tribunal.
2. That matter is one of urgent nature as well counsel for appellant is practicing at Abbottabad.
3. That it is in the fitness of things and interest of justice to fix the appeal for status-quo for short date at Peshawar.

Therefore, it is humbly prayed that subject appeal may be fixed for an early date before the principal seat at Peshawar.

Dated: 07/06/2024

Appellant

Through

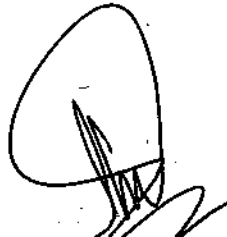
  
**ANILA SHAHZADI**  
Advocate, High Court  
Abbottabad.

The appeal of Mr. Waheed-ur Rehman received today i.e on 07.06.2024 is incomplete on the following score which is returned to the appellant for completion and resubmission within 15 days.

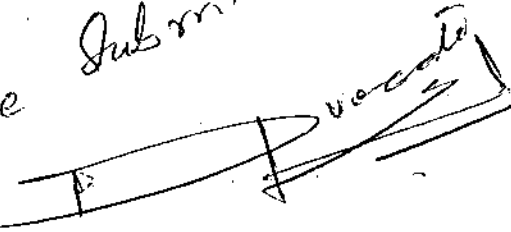
- 1- Memorandum of appeal is not signed by the appellant.
- 2- Annexures of the appeal are not in sequence be annexed serial wise as mentioned in the memo of appeal.
- 3- Page no 18 of the appeal is illegible be replaced by legible/better one.
- 4- 12 more copies/sets of the appeal along with annexures i.e. Complete in all respect may also be submitted with the appeal.

No. 130 /Inst;/2024/KPST,

Dt. 7/6 /2024.

  
OFFICE ASSISTANT  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Aneela Shahzadi Adv.  
High Court A.Abad.

*Note*  
Re Submitted the file  


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

Service Appeal No. 769 /2024

Waheed-ur-Rehman, Assistant Excise & Taxation Officer, Excise & Taxation  
Office, Haripur

.....APPELLANT

**VERSUS**

Secretary to Government of Khyber Pakhtunkhwa, Excise, Taxation and Narcotics  
Control, Department, Peshawar & others.

...RESPONDENTS

**SERVICE APPEAL**

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1.	Service Appeal alongwith affidavit	1 to 5	
2.	Suspension Application alongwith affidavit	6 to 7	
3.	Copy of the seniority list dated 16/06/2022	8 to 10	"A"
4.	Copy of the seniority list dated 29/12/2023 and copies of case pending before service tribunal	11 to 17 23 to 30	"B" & "C" "D"
5.	Copy of appeal & Rules	19 to 27	"E"
6.	Wakalatnama	38	

  
...APPELLANT

Through

Dated: 5/6 /2024

(ANEELA SHAHZADI)  
Advocate High Court, Abbottabad



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

Service Appeal No. 769 /2024

Waheed-ur-Rehman, Assistant Excise & Taxation Officer, Excise & Taxation Office, Haripur.

.....APPELLANT

VERSUS

1. Secretary to Government of Khyber Pakhtunkhwa, Excise, Taxation and Narcotics Control, Department, Peshawar.
2. Director General, Excise, Taxation and Narcotics Control, Department, Peshawar.
3. Gul Fishan, Assistant Excise & Taxation Officer, presently Excise & Taxation Officer, Mansehra.
4. Muhammad Iqbal, Assistant Excise & Taxation Officer, presently, office of Excise & Taxation Office-VI Peshawar.
5. Muhammad Khalid, Assistant Excise & Taxation Officer, presently Excise & Taxation Officer, Khyber.
6. Faheem Nawaz, Assistant Excise & Taxation Officer, presently Circle Officer, Excise Police Station DI Khan.
7. Faridullah, Assistant Excise & Taxation Officer, office of Excise & Taxation Officer, DI Khan.
8. Syed Naveed Jamal, Assistant Excise & Taxation Officer, presently Circle Officer, Excise Police Station Mardan.
9. Mehboob Alam, Assistant Excise & Taxation Officer, presently Excise & Taxation Officer, Lakki Marwat.
10. Pervez Akhtar, Assistant Excise & Taxation Officer, presently Excise & Taxation Officer, ~~Mardan~~ Hango

.....RESPONDENTS

**APPEAL** UNDER SECTION 4 OF KHYBER PAKHTUNKHAWA, SERVICE TRIBUNAL ACT FOR ISSUANCE OF A DECLARATION TO THE EFFECT THAT APPELLANT HAS BEEN SELECTED THROUGH PUBLIC SERVICE COMMISSION IN THE YEAR 2005 AND JOINED THE DEPARTMENT AS INSPECTORS, WHEREAS, RESPONDENTS NOS.3 TO 10 ARE MOST JUNIOR TO THE APPELLANT AND THAT THE SENIORITY LIST ISSUED VIDE NOTIFICATION NO. SO (ADMN)ET&NC/1-6/2021/4250-85 DATED 16/06/2022 ISSUED BY RESPONDENT NO. 1 WAS PREPARED AFTER DUE PROCESS OF LAW AND IN

ACCORDANCE WITH THE ACTUAL SENIORITY OF APPELLANT AND RESPONDENTS NOS. 3 TO 10, WHEREAS, THE RESPONDENT NO. 1 HAS NOW ISSUED FRESH SENIORITY LIST VIDE NOTIFICATION NO. SO (ADMN)ET&NC/1-6/2023 DATED 29/12/2023, WHEREBY THE APPELLANT HAVE BEEN PLACED AT S. NO. 10 ONWARD AND RESPONDENT NO. 3 TO 10 AT S. NO. 1 TO 09, WHICH ON THE FACE OF IT IS ILLEGAL, UNLAWFUL, WITHOUT LAWFUL AUTHORITY, WITHOUT JURISDICTION, MALAFIDE, POLITICALLY MOTIVATED, HENCE, LIABLE TO BE SET-ASIDE BEING INEFFECTIVE UPON THE RIGHTS OF APPELLANT.

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**PRAYER:** ON ACCEPTANCE OF THE INSTANT APPEAL, THE IMPUGNED SENIORITY LIST ISSUED BY RESPONDENT NO. 1 VIDE NOTIFICATION NO. SO (ADMN)ET&NC/1-6/2023 DATED 29/12/2023, MAY KINDLY BE SET-ASIDE AND THE SENIORITY LIST ISSUED VIDE NOTIFICATION NO. SO (ADMN)ET&NC/1-6/2021/4250-85 DATED 16/06/2022 MAY GRACIOUSLY BE RESTORED WITH ALL BACK BENEFITS TO THE APPELLANT AS ADMISSIBLE UNDER THE LAW WITH FURTHER PRAYER THAT RESPONDENTS NO.1 & 2 MAY KINDLY ALSO BE DIRECTED NOT TO HOLD PROVINCIAL SELECTION BOARD MEETING FOR THE PURPOSE OF PROMOTION OF RESPONDENTS NO.3 TO 11. ANY OTHER RELIEF AS MAY BE DEEMED FIT AND PROPER IN THE CIRCUMSTANCES OF THE CASE.

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Respectfully Sheweth: -

Facts giving rise to the instant appeal are arrayed as under:-

1. That appellant has been selected through public service commission in the year 2005 and joined the department as inspectors.

2. That respondents Nos. 3 to 6 have also been selected through public service commission in the year 2005, whereas, respondents Nos. 7 to 9 in the year 2008.
3. That respondent No. 10 was initially promoted from the post of Stenographer to the post of Superintendent and then promoted to the post of AETO.
4. That respondents Nos. 3 to 10 are juniors to the appellant. The respondent No.1 issued seniority list vide Notification No. SO (ADMN)ET&NC/1-6/2021/4250-85 DATED 16/06/2022, wherein all the officers i.e. appellant and respondents Nos. 3 to 10 were placed at their right and correct place. Copy of the seniority list dated 16/06/2022 is attached as Annexure "A".
5. That respondent No. 10 has challenged the seniority list dated 16/06/2022, before Honourable Khyber Pakhtunkhwa Service Tribunal Peshawar, which is still pending adjudication.
6. That to the utter surprise of appellant, the respondent No. 1 issued another seniority list vide impugned Notification No. SO (ADMN)ET&NC/1-6/2023 DATED 29/12/2023. The case is already pending in Service Tribunal. Copy of the seniority list dated 29/12/2023 and copies of case pending before service tribunal are attached as Annexure "B" & "C".
7. That in the impugned Seniority list dated 29/12/2023, the respondents Nos. 3 to 10, who are most junior to the appellant, have been shown senior to the appellant.
8. That respondents, in collusion with each other are bent upon to hold Provincial Selection Board Committee meeting for the purpose of further promotion of respondents Nos. 3 to 10 and in case they succeeded in their nefarious design, it will cause irreparable loss to the appellant.
9. That appellant have tried their level best to convince the respondents Nos. 1 and 2 on the point that impugned seniority list is against the law and facts but they turned deaf ear.
10. That the appellant filed a departmental appeal before this Honourable Tribunal, which was dismissed because the requisite 90 days had not yet elapsed. Now that the 90-day

period has been completed, the instant appeal is being filed within the permissible time frame. Copy of the appeal is attached as Annexure "D".

11. That feeling aggrieved of the aforestated situation, the appellant have now come to this Honourable Tribunal assailing the impugned seniority list being unwarranted at law and facts, inter-alia, on the following grounds:-

**GROUND:-**

- a. That the impugned seniority list is illegal, unlawful, without lawful authority, without jurisdiction, malafide, discriminatory, is the result of political motivation, hence, ineffective upon the rights of appellant.
- b. That respondents Nos. 3 to 9, though, have been selected through public service commission but are juniors to the appellant, whereas, respondents Nos. 10 and 10 are promotees from technical posts i.e. Stenographers, who have been placed as senior to the appellant in the impugned seniority list, which is highly unjust, unfair and unwarranted at law, hence, the impugned seniority list is liable to be set-aside.
- c. That the respondent No. 1 earlier issued seniority list on 16/06/2022, wherein all the officials/officers were placed at their correct place by considering all the aspect, necessary for maintaining the seniority between the employees, however, in the impugned seniority list, all the factors necessary for maintaining the seniority have been overlooked for the reasons best known to the respondents. Thus, the impugned seniority list is liable to be set-aside.
- d. That under the garb of impugned seniority list, the respondents in collusion with each other, are bent upon to hold Provincial Selection Board Committee meeting for the purpose of further promotion of respondents Nos. 3 to 10 and in case they succeeded in their nefarious design, it will cause irreparable loss to the appellant. Hence, the impugned seniority list is liable to be set-aside.



- e. That even otherwise, the promotion of respondent No. 10 on the executive post is not permissible, at the most, they can be promoted only to the post of Superintendent and that too on non-availability of suitable persons from the cadre of office assistant. Hence, the impugned seniority list is liable to be set-aside.
- f. That addresses of parties have correctly been given in the heading of appeal.
- g. That other grounds shall be urged at the time of arguments.

It is, therefore, humbly prayed that on acceptance of the instant appeal, the impugned seniority list issued by respondent No. 1 vide notification No. SO (ADMN)ET&NC/1-6/2023 dated 29/12/2023, may kindly be set-aside and the seniority list issued vide notification No. SO (ADMN)ET&NC/1-6/2021/4250-85 dated 16/06/2022 may graciously be restored with all back benefits to the appellant as admissible under the law with further prayer that respondents No.1 & 2 may kindly also be directed not to hold provincial selection board meeting for the purpose of promotion of respondents No.3 to 10 Any other relief as may be deemed fit and proper in the circumstances of the case.

*Waheed*  
...APPELLANT

Dated: 05/6 2024

Through

(ANEELA SHAHZADI)  
Advocate High Court, Abbotabad

*[Signature]*

**AFFIDAVIT:-**

I, Waheed-ur-Rehman, Assistant Excise & Taxation Officer, Excise & Taxation Office, Haripur, do hereby declare that the contents of foregoing appeal are true and correct to the best of my knowledge and belief and that nothing has been suppressed from this Honourable Tribunal.



*Waheed*  
DEPONENT

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

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

IN

Service Appeal No. \_\_\_\_\_/2024

Waheed-ur-Rehman, Assistant Excise & Taxation Officer, Excise & Taxation Office, Haripur.

.....APPELLANT

VERSUS

Secretary to Government of Khyber Pakhtunkhwa, Excise, Taxation and Narcotics Control, Department, Peshawar & others.

...RESPONDENTS

**SERVICE APPEAL**

**APPLICATION** FOR SUSPENSION OF OPERATION OF IMPUGNED SENIORITY LIST ISSUED BY RESPONDENT NO. 1 VIDE NOTIFICATION NO. SO (ADMN)ET&NC/1-6/2023 DATED 29/12/2023, MAY KINDLY BE SET-ASIDE AND RESPONDENTS NO.1 & 2 MAY KINDLY BE DIRECTED TO BE ABSTAINED FROM HOLDING PROVINCIAL SELECTION BOARD COMMITTEE MEETING, TILL FINAL DISPOSAL OF THE ACCOMPANYING APPEAL.

Respectfully Sheweth:-

1. That the appellant has filed the accompanying appeal before this Honourable Tribunal, the contents of the same may graciously be treated as integral part of this application.

2. That the appellant has brought a good prima facie case in his favour and is optimistic about his ultimate success.
3. That the balance of convenience also leans in favour of appellant.
4. That in case, the interim relief as solicited is not granted, the appellant would be subjected to irreparable loss which may also give rise to multiplicity of proceedings.

Under the circumstance, it is respectfully prayed that operation of impugned seniority list issued by respondent No.1 vide notification No. So (Admn)Et&NC/1-6/2023 dated 29/12/2023 may graciously be suspended and respondents No.1 & 2 may kindly be directed to abstained from holding provincial selection board committee meeting till final disposal of the accompanying appeal.

*Waheed*  
...APPELLANT

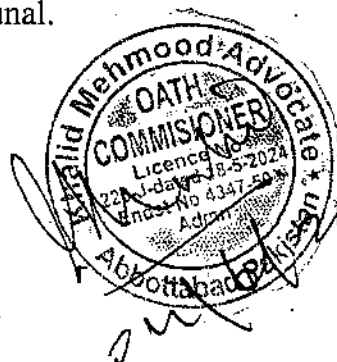
Dated: 05/06 /2024

Through

(ANEELA SHAHZADI)  
Advocate High Court Abbottabad

**AFFIDAVIT:-**

I, Waheed-ur-Rehman, Assistant Excise & Taxation Officer, Excise & Taxation Office, Haripur, do hereby declare that the contents of foregoing application are true and correct to the best of my knowledge and belief and that nothing has been suppressed from this Honourable Tribunal.



*Waheed*  
DEPONENT



GOVERNMENT OF KHYBER PAKHTUNKHWA  
EXCISE, TAXATION & NARCOTICS CONTROL DEPARTMENT

Dated Peshawar, the June 16<sup>th</sup>, 2022

**NOTIFICATION**

**SO(Admin)ET&NC/1-6/2021**- In pursuance of Section-8 of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule 17 of Khyber Pakhtunkhwa of Civil Servants (Appointment, Promotion & Transfer) Rules 1989, the Final Seniority List of Assistant Excise & Taxation Officers (BS-17), Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa as stood on 01.03.2022, is hereby notified / circulated for general information of all concerned:

FINAL SENIORITY LIST OF ASSISTANT EXCISE & TAXATION OFFICERS (BS-17) EXCISE, TAXATION & NARCOTICS CONTROL, KHYBER PAKHTUNKHWA (AS STOOD ON 01.03.2022)

S. No	NAME OF OFFICER WITH ACADEMIC QUALIFICATION	DATE OF BIRTH AND DOMICILE	DATE OF 1 <sup>ST</sup> ENTRY INTO GOVT. SERVICE.	DATE OF ENTRY INTO EXCISE AS INSPECTORS/SUPERINTENDENT	REGULAR APPOINTMENT/PROMOTION TO PRESENT POSTS			PRESENT POSTING	REMARKS
					Date	BPS	Method of recruitment		
1	Mr. Shaked Ahmad-I	21.01.1967 Charsadda	19.07.1986	19.07.1986	22.12.2021	17	By Promotion	O/O ETO, Charsadda.	
2	Mr. Nizakat Ali	12-03-1964 Peshawar	11-06-1980	19.02.1997	30.10.2017	17	By Promotion	O/O ETO-V, Peshawar	
3	Mr. Javed	03.02.1965 Swat	02.08.1986	15.09.2001	22.12.2021	17	By Promotion	O/O ETO Malakand	
4	Mr. Saeed Gul	01-09-1965 Peshawar	21-01-1985	12.02.2002	30.10.2017	17	By Promotion	ETO Nowshera (Acting charge base)	
5	Muhammad Solim	10-04-1963 Charsadda	12-04-1986	12.02.2002	19.11.2014	17	By Promotion	ETO (OPS) Battagram	
6	Mr. Shaked Ahmad	19-06-1971 Malakand Agency	24-05-2002	24.05.2002	19.11.2014	17	By Promotion	O/O ETO-I, Peshawar	
7	Mr. Javed Ur Rehman	01.04.1974 Karak	28.05.2002	28.05.2002	22.12.2021	17	By Promotion	O/O ETO Binnu	
8	Mr. Shaukat Ali	18-04-1978 Abbottabad	29-05-2002	29.05.2002	19.11.2014	17	By Promotion	ETO (OPS) Battagram	

*Handwritten signature and initials*

*REC-90-91*

*Annex A*

9	Mr. Usman Shahzad	01-06-1976 Abbottabad	29-05-2002	29-05-2002	19-11-2014	17	By Promotion	O/O ETO Abbottabad	
10	Mr. Zahid Iqbal	25-09-1977 Peshawar	28-05-2005	28-05-2005	19-11-2014	17	By Promotion	Incharge Warehouse with addition charge of Excise & Taxation Officer, Rehabilitation (OPS)	Special Provision Advocate High Court Bannu
11	Mr. Zia Uddin	13-02-1978 SWAT	04-06-2005	04-06-2005	30-10-2017	17	By Promotion	O/O ETO-II, Peshawar	
12	Mr. Amjad Zareen	02-04-1981 Mansehra	30-05-2005	30-05-2005	22-12-2021	17	By Promotion	O/O ETO Abbottabad	
13	Mr. Waheed Ur Rehman	09-06-1972 Mansehra	09-06-2005	09-06-2005	22-12-2021	17	By Promotion	O/O ETO Haripur	
14	Mr. Gul Fishan	05-05-1975 Swat	18-07-2005	18-07-2005	30-10-2017	17	By Promotion	ETO (OPS) Bajaur	
15	Muhammad Iqbal	10-04-1980 Mardan	02-06-2005	02-06-2005	30-10-2017	17	By Promotion	O/O ETO-V Peshawar	
16	Muhammad Khalid	20-04-1968 Swabi	31-05-2005	31-05-2005	01-01-2018	17	By Promotion	ETO, Khyber (OPS)	
17	Mr. Javid Sultan	01-07-1975 Hangu	30-05-2005	30-05-2005	22-12-2021	17	By Promotion	O/O DO, ET & NC, Peshawar	
18	Mr. Matloob Ur Rehman	15-04-1982 Swat	13-07-2005	13-07-2005	22-12-2021	17	By Promotion	O/O ETO-I, Peshawar	
19	Mr. Fahim Nawaz	20-06-1978 FR Bannu	14-07-2005	14-07-2005	30-10-2017	17	By Promotion	O/O ETO D.I. Khan	
20	Mr. Faridullah Khan	01-03-1980 D.I. Khan	04-02-2008	04-02-2008	30-10-2017	17	By Promotion	O/O ETO D.I. Khan	
21	Syed Naveed Jamal	07-04-1977 Malakand	30-01-2008	30-01-2008	30-10-2017	17	By Promotion	O/O ETO Kohat	
22	Mr. Mehboob Alam	01-07-1978 SW Agency mj	19-12-2007	19-12-2007	23-02-2018	17	By Promotion	ETO North Waziristan (OPS)	
23	Mr. Pervez Akhtar	12-04-1967 Abbottabad	23-12-1989	06-08-2013	22-01-2021	17	By Promotion	O/O ETO Mardan	
24	Mr. Wahid Khan	16-12-1973 Peshawar	12-04-1999	01-04-2019	22-01-2021	17	By Promotion	O/O Director General Circle Officer Peshawar	

A. Khan

25	Ms Saima Gul	28.03.184 Peshawar	02.09.2008	02.09.2008	22.12.2021	17	By Promotion	Mardan
26	Mr. Akhtar Nawaz	17.11.1969 Haripur	07.09.1991	11.02.2009	22.12.2021	17	By Promotion	O/O ETO-II, Peshawar
27	Mr. Zaif ur Rehman	02.01.1962 Mardan	13.09.1981	11.02.2009	22.12.2021	17	By Promotion	O/O ETO Manshera
28	Mr. Arshad Javed	10.01.1963 Peshawar	31.07.1986	11.02.2009	22.12.2021	17	By Promotion	O/O ETO Mardan
29	Mr. Amjad Ali	01.10.1964 Peshawar	30.09.1986	11.02.2009	22.12.2021	17	By Promotion	O/O DG ET&NC Peshawar
30	Mr. Yasir Khan	06.01.1965 Peshawar	17.01.1988	06.10.2006	22.12.2021	17	By Promotion	O/O ETO-I Peshawar
31	Mr. Arshad Zaman	01.04.1979 Peshawar	07.05.2007	11.02.2009	22.12.2021	17	By Promotion	O/O ETO-II Peshawar
32	Mr. Sajjad Ahmad	18.02.1976 Charsadda	19.05.2007	11.02.2009	22.12.2021	17	By Promotion	O/O ETO-III Peshawar
33	Mr. Majid Khan	23.03.1983 Mohmand	15.08.2007	11.02.2009	10.02.2022	17	By promotion	O/O ETO Charsadda
								EIB Peshawar

SO(Admn)ET&NC/1-6/2021/4083-85

Copy forwarded to the:-

1. Director General Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa.
2. All Directors Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa.
3. All Assistant Excise & Taxation Officers in Khyber Pakhtunkhwa.
4. PS to Secretary Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa.

SECRETARY

Dated Peshawar, the June 16, 2022

  
(BARKAT KHAN)

SECTION OFFICER (Admn)



(14)  
CG Alex B. 22  
ANNEX-IV  
GOVERNMENT OF KHYBER PAKHTUNKHWA  
EXCISE, TAXATION & NARCOTICS CONTROL DEPARTMENT

Dated Peshawar, the December 29<sup>th</sup>, 2023

**NOTIFICATION**

**SO(Admn)ET&NC/1-6/2023:-** In pursuance of Section-8 of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule 17 of Khyber Pakhtunkhwa of Civil Servants (Appointment, Promotion & Transfer) Rules 1989, the Final Seniority List of Assistant Excise & Taxation Officers: (BS-17), Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa as stood on 29.12.2023, is hereby notified / circulated for general information of all concerned:

**FINAL SENIORITY LIST OF ASSISTANT EXCISE & TAXATION OFFICERS (BS-17) EXCISE, TAXATION & NARCOTICS CONTROL, KHYBER PAKHTUNKHWA (AS STOOD ON 29.12.2023)**

S.No.	NAME OF OFFICER WITH ACADEMIC QUALIFICATION.	DATE OF BIRTH AND DOMICILE.	DATE OF 1 <sup>ST</sup> ENTRY INTO GOVT. SERVICE.	DATE OF ENTRY INTO EXCISE AS INSPECTORS/SUPERINTENDENT	REGULAR APPOINTMENT/PROMOTION TO PRESENT POSTS			PRESENT POSTING	REMARKS
					Date	BPS	Method of recruitment		
1	2	3	4	5	6	7	8	9	10
1.	Mr. Gul Fishan	05-05-1975 Swat	18-07-2005	18.07.2005	30.10.2017	17	By Promotion	ETO, Mansehra (OPS)	
2.	Muhammad Iqbal	10-04-1980 Mardan	02-06-2005	02.06.2005	30.10.2017	17	By Promotion	O/O ETO-V Peshawar	
3.	Muhammad Khalid	20.04.1968 Swabi	31.05.2005	31.05.2005	30.10.2017	17	By Promotion	ETO, Khyber (OPS)	
4.	Mr. Fahim Nawaz	20-06-1978 FR Bannu	14-07-2005	14.07.2005	30.10.2017	17	By Promotion	Circle Officer (OPS), D.I.Khan	
5.	Mr. Faridullah Khan	01-03-1980 D.I.Khan	04-02-2008	04.02.2008	30.10.2017	17	By Promotion	O/O ETO-D.I.Khan	
6.	Syed Naveed Jamal	07-04-1977 Malakand	30-01-2008	30.01.2008	30.10.2017	17	By Promotion	Circle Officer, Mardan	
7.	Mr. Mehboob Alam	01.07.1978 SW Agency	19-12-2007	19-12-2007	23-02-2018	17	By Promotion	ETO Lakkj (OPS)	

8.	Mr. Pervez Akhtar	12.04.1967 Abbottabad	23.12.1989	06.08.2013	22.01.2021	17	By Promotion	O/O ETO-Abbottabad
9.	Mr. Waheed Khan	16.12.1973 Peshawar	12.04.1999	01.04.2019	22.01.2021	17	By Promotion	O/O ETO-II, Peshawar
10.	Mr. Shakeel Ahmad-I	21.01.1967 Charsadda	19.07.1986	19.07.1986	22.12.2021	17	By promotion	O/O ETO, Charsadda
11.	Mr. Javid	03.02.1965 Swat	02.08.1986	15.09.2001	22.12.2021	17	By Promotion	O/O ETO Malakand
12.	Mr. Javed Ur Rehman	01.04.1974 Karak	28.05.2002	28.05.2002	22.12.2021	17	By Promotion	O/O ETO Bannu
13.	Mr. Amjad Zareen	02.04.1981 Mansehra	30.05.2005	30.05.2005	22.12.2021	17	By Promotion	Circle Officer Abbottabad
14.	Mr. Waheed Ur Rehman	09.06.1972 Mansehra	09.06.2005	09.06.2005	22.12.2021	17	By Promotion	O/O ETO Haripur
15.	Mr. Javid Sultan	01.07.1975 Hangu	30.05.2005	30.05.2005	22.12.2021	17	By Promotion	AETO Kohat
16.	Mr. Matloob Ur Rehman	15.04.1982 Swat	13.07.2005	13.07.2005	22.12.2021	17	By Promotion	O/O ETO-I, Peshawar
17.	Ms Saima Gul	28.03.184 Peshawar	02.09.2008	02.09.2008	22.12.2021	17	By Promotion	O/O ETO-II, Peshawar
18.	Mr. Akhtar Nawaz	17.11.1969 Haripur	07.09.1991	11.02.2009	22.12.2021	17	By Promotion	O/O ETO Manshera
19.	Mr. Amjad Ali	01.10.1964 Peshawar	30.09.1986	11.02.2009	22.12.2021	17	By Promotion	O/O ETO-I Peshawar
20.	Mr. Yaseen Khan	06.01.1965 Peshawar	17.01.1988	06.10.2006	22.12.2021	17	By Promotion	O/O ETO-II Peshawar
21.	Mr. Arshad Zaman	01.04.1979 Peshawar	07.05.2007	11.02.2009	22.12.2021	17	By Promotion	Circle officer (EPS Peshawar)
22.	Mr. Sajjad Ahmad	18.02.1976 Charsadda	19.05.2007	11.02.2009	22.12.2021	17	By Promotion	O/O ETO-Charsadda

Advocate  
Charsadda  
High Court Abbottabad



23	Mr. Majid Khan Mohmand	23-03-1983	15-08-2007	11-02-2009	10-02-2022	17	By promotion	ETO-VI (OPS)
24	Mr. Atif Qayyum	25-03-1981	10-05-2007	11-02-2009	07-08-2023	17	By promotion	O/O ETO; Mansehra
25	Muhammad Ejaz	21-03-1966	14-10-1986	30-03-2009	07-08-2023	17	By promotion	O/O ETO-II; Peshawar
26	Mr. Sabir Jan	03-07-1969	05-07-1987	30-03-2009	07-08-2023	17	By promotion	O/O ETO-V; Peshawar
27	Mr. Zar Ali Khan	01-10-1977	22-10-2010	22-10-2010	07-08-2023	17	By promotion	O/O ETO-III; Peshawar
28	Mr. Zia Ul Islam	28-04-1982	27-08-2009	27-08-2009	07-08-2023	17	By promotion	O/O ETO-III; Peshawar
29	Muhammad Zaman	15-03-1982	22-10-2010	22-10-2010	07-08-2023	17	By promotion	O/O ETO-I; Peshawar
30	Mr. Ashfaq Ahmad	21-04-1974	25-10-2010	25-10-2010	07-08-2023	17	By promotion	O/O ETO-II; Peshawar

SECRETARY

Dated Peshawar, the 29 December, 2023.

SO (Admin) TNC/1-6/2023

Copy forwarded to the:-

1. Director General Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa.
2. All Directors Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa.
3. All Assistant Excise & Taxation Officers in Khyber Pakhtunkhwa.
4. PS to Secretary Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa.

(BARKAT KHAN)  
Deputy Secretary (ADMN)



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GOVERNMENT OF KHYBER PAKHTUNKHWA  
EXCISE, TAXATION & NARCOTICS CONTROL DEPARTMENT

No. SO (Admn)/ET&NC/1-6/2023 / 9849-53  
Dated Peshawar, the November 28, 2023

66 99  
*[Handwritten signature]*

To  
The Director General,  
Excise, Taxation & Narcotics Control,  
Khyber Pakhtunkhwa Peshawar.

Subject: **CIRCULATION OF TENTATIVE SENIORITY LIST OF ASISSTANT  
EXCISE TAXATION OFFICER (BPS-17) EXCISE, TAXATION &  
NARCOTICS CONTROL, DEPARTMENT KHYBER PAKHTUNKHWA.**

Dear Sir,

I am directed to refer to the subject noted above and to enclose herewith upto-date tentative seniority list of Assistant Excise Taxation officer (AETO BS-17), Excise, Taxation & Narcotics Control Department Khyber Pakhtunkhwa for circulation amongst the officers concerned for information at the earliest.

2. The objections/reservations, if any (supported by documentary proof), may be intimated to this Department within thirty (30) days of the issuance of seniority list positively. On expiry of the stipulated period, the seniority list will be considered as final and notified accordingly. No subsequent objection from any corner will be entertained in this regard.

Sl. No.	Name	Grade	Seniority
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			

Yours faithfully,

*[Handwritten signature]*  
**(BARKAT KHAN)**  
**DEPUTY SECRETARY (ADMN)**

**Encl: (As Above)**  
**Endst: No. & Date Even.**

Copy is forwarded for information to the:

1. Deputy Director (I.T) Excise, Taxation & Narcotics Control Department, with the request to upload final Seniority of subject cadre on official website.
2. P.S to Secretary Excise, Taxation & Narcotics Control Department, Khyber Pakhtunkhwa, Peshawar.
3. P.A to Additional Secretary Excise, Taxation & Narcotics Control Department, Khyber Pakhtunkhwa, Peshawar.
4. Master File.

*[Handwritten signature]*  
**DEPUTY SECRETARY (ADMN:)**

*[Handwritten signature]*  
28/11/23

DIARY NO. 3624  
DATED 27/11/23  
DIRECTIONS GENERAL  
EXCISE, TAXATION & NARCOTICS  
CONTROL, KHYBER PAKHTUNKHWA

*[Handwritten signature]*  
At: Peshawar

*[Handwritten signature]*



**GOVERNMENT OF KHYBER PAKHTUNKHWA  
EXCISE, TAXATION & NARCOTICS CONTROL DEPARTMENT**

Dated Peshawar, the November 28<sup>th</sup>, 2023

**NOTIFICATION**

**SO(Admn)ET&NC/1-6/2023:-** In pursuance of Section-8 of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule 17 of Khyber Pakhtunkhwa of Civil Servants (Appointment, Promotion & Transfer) Rules 1989, the tentative Seniority List of Assistant Excise & Taxation Officers (BS-17), Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa as stood on 28.11.2023, is hereby notified / circulated for general information of all concerned:

**TENTATIVE SENIORITY LIST OF ASSISTANT EXCISE & TAXATION OFFICERS (BS-17) EXCISE, TAXATION & NARCOTICS CONTROL, KHYBER PAKHTUNKHWA (AS STOOD ON 28.11.2023)**

S.No.	NAME OF OFFICER WITH ACADEMIC QUALIFICATION.	DATE OF BIRTH AND DOMICILE.	DATE OF 1 <sup>ST</sup> ENTRY INTO GOVT. SERVICE.	DATE OF ENTRY INTO EXCISE AS INSPECTORS/SUPERINTENDENT	REGULAR APPOINTMENT/PROMOTION TO PRESENT POSTS			PRESENT POSTING	REMARKS
					Date	BPS	Method of recruitment		
1	2	3	4	5	6	7	8	9	10
1.	Mr. Gul Fishan	05-05-1975 Swat	18-07-2005	18.07.2005	30.10.2017	17	By Promotion	ETO, Mansehra (OPS)	
2.	Muhammad Iqbal	10-04-1980 Mardan	02-06-2005	02.06.2005	30.10.2017	17	By Promotion	O/O ETO-V Peshawar	
3.	Muhammad Khalid	20.04.1968 Swabi	31.05.2005	31.05.2005	30.10.2017	17	By Promotion	ETO, Khyber (OPS)	
4.	Mr. Fahim Nawaz	20-06-1978 FR Bannu	14-07-2005	14.07.2005	30.10.2017	17	By Promotion	Circle Officer (OPS), D.I.Khan	
5.	Mr. Faridullah Khan	01-03-1980 D.I.Khan	04-02-2008	04.02.2008	30.10.2017	17	By Promotion	O/O ETO-D.I.Khan	
6.	Syed Naveed Jamal	07-04-1977 Malakand	30-01-2008	30.01.2008	30.10.2017	17	By Promotion	Circle Officer, Mardan	
7.	Mr. Mehboob Alam	01.07.1978 SW Agency	19.12.2007	19.12.2007	23.02.2018	17	By Promotion	ETO Lakkj (OPS)	

Handwritten notes and signatures on the left margin.

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8.	Mr. Pervez Akhtar	12.04.1967 Abbottabad	23.12.1989	06.08.2013	22.01.2021	17	By Promotion	O/O ETO-Abbottabad
9.	Mr. Waheed Khan	16.12.1973 Peshawar	12.04.1999	01.04.2019	22.01.2021	17	By Promotion	O/O ETO-II, Peshawar
10.	Mr. Shakeel Ahmad-I	21.01.1967 Charsadda	19.07.1986	19.07.1986	22.12.2021	17	By promotion	O/O-ETO, Charsadda.
11.	Mr. Javid	03.02.1965 Swat	02.08.1986	15.09.2001	22.12.2021	17	By Promotion	O/O ETO Malakand
12.	Mr. Javed Ur Rehman	01.04.1974 Karak	28.05.2002	28.05.2002	22.12.2021	17	By Promotion	O/O ETO Bannu
13.	Mr. Amjad Zareen	02.04.1981 Mansehra	30.05.2005	30.05.2005	22.12.2021	17	By Promotion	Circle Officer Abbottabad
14.	Mr. Waheed Ur Rehman	09.06.1972 Mansehra	09.06.2005	09.06.2005	22.12.2021	17	By Promotion	O/O ETO Haripur
15.	Mr. Javid Sultan	01.07.1975 Hangu	30.05.2005	30.05.2005	22.12.2021	17	By Promotion	AETO Kohat
16.	Mr. Matfoob Ur Rehman	15.04.1982 Swat	13.07.2005	13.07.2005	22.12.2021	17	By Promotion	O/O ETO-I, Peshawar
17.	Ms Salma Gul	28.03.184 Peshawar	02.09.2008	02.09.2008	22.12.2021	17	By Promotion	O/O ETO-II, Peshawar
18.	Mr. Akhtar Nawaz	17.11.1969 Haripur	07.09.1991	11.02.2009	22.12.2021	17	By Promotion	O/O ETO Manshera
19.	Mr. Amjad Ali	01.10.1964 Peshawar	30.09.1986	11.02.2009	22.12.2021	17	By Promotion	O/O ETO-I Peshawar
20.	Mr. Yaseen Khan	06.01.1965 Peshawar	17.01.1988	06.10.2006	22.12.2021	17	By Promotion	O/O-ETO-II Peshawar
21.	Mr. Arshad Zaman	01.04.1979 Peshawar	07.05.2007	11.02.2009	22.12.2021	17	By Promotion	Circle officer (EPS, Peshawar)
22.	Mr. Sajjad Ahmad	18.02.1976 Charsadda	19.05.2007	11.02.2009	22.12.2021	17	By Promotion	O/O ETO Charsadda

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23.	Mr. Majid Khan	23.03.1983 Mohmand	15.08.2007	11.02.2009	10.02.2022	17	By promotion	ETO-VI (OPS)
24.	Mr. Atif Qayyum	25-03-1981 Mansehra	10-05-2007	11-02-2009	07.08.2023	17	By promotion	O/O ETO, Mansehra
25.	Muhammad Ejaz	21-03-1966 Peshawar	14-10-1986	30-03-2009	07.08.2023	17	By promotion	O/O ETO-II, Peshawar
26.	Mr. Sabir Jan	03-07-1969 Charsada	05-07-1987	30-03-2009	07.08.2023	17	By promotion	O/O ETO-V, Peshawar
27.	Mr. Zar Ali Khan	01-10-1977 Peshawar	22-10-2010	22-10-2010	07.08.2023	17	By promotion	O/O ETO-III, Peshawar
28.	Mr. Zia Ul Islam	28-04-1982 Mansehra	27-08-2009	27-08-2009	07.08.2023	17	By promotion	O/O ETO-III, Peshawar
29.	Muhammad Zaman	15-03-1982 Karak	22-10-2010	22-10-2010	07.08.2023	17	By promotion	O/O ETO-I, Peshawar
30.	Mr. Ashfaq Ahmad	21-04-1974 Mohmand Agency	25-10-2010	25-10-2010	07.08.2023	17	By promotion	O/O ETO-II, Peshawar

Mr. Atif Qayyum  
 Mansehra  
 High Court, Peshawar

Mr. Sabir Jan  
 Charsada  
 High Court, Peshawar

**SECRETARY**

Dated Peshawar, the 28 November, 2023

**SO(Admn)ET&NC/1-6/2023**

Copy forwarded to the:-

1. Director General Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa.
2. All Directors Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa.
3. All Assistant Excise & Taxation Officers in Khyber Pakhtunkhwa.
4. PS to Secretary Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa.

*(Handwritten Signature)*

**(BARKAT KHAN)**

**SECTION OFFICER (ADMN)**

28.11.2023



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Co. And D 22 -

GOVERNMENT OF KHYBER PAKHTUNKHWA  
EXCISE, TAXATION & NARCOTICS CONTROL DEPARTMENT

Dir. SO(A)/ET&NC/5-11/2024  
Dated Peshawar, the May 10, 2024

5.2.2024-126

To  
The Director General,  
Excise, Taxation & Narcotics Control,  
Khyber Pakhtunkhwa.

SUBJECT: **SUBMISSION OF PERs.**

Dear Sir,

I am directed to refer to the subject noted above and to state that complete PERs in respect of the following officers are required for placing their promotion case before the Provincial Selection Board, in its forthcoming meeting which may be provided at the earliest, please:-

Sl. No.	NAME OF OFFICER	PERs MISSING PERIOD	PICTURES	DEPARTMENTAL EXAMINATION CERTIFICATE
1	Mr. Tariq Haseeb (ETO)	2018 & 2020-23	Missing	Missing
2	Mr. Imdad-ud-Din (ETO)	2022(Part) & 2023	---	Missing
3	Mr. Fazl Chahour (ETO)	2023	---	Missing
4	Mr. Suban Haseeb (ETO)	2022(Part) & 2023	---	Missing
5	Mr. Faraz Iqbal (ETO)	2022 & 2023	---	Missing
6	Mr. Irfan Ullah (ETO)	2022 & 2023	---	Missing
7	Mr. Irfan (AETO)	2018-2021 & 2023	Missing	Missing
8	Mr. Javed Ur Rehman (AETO)	2018-2023	Missing	Missing
9	Mr. Ahsan Zameer (AETO)	2018-2023	Missing	Missing
10	Mr. Wahid Ur Rehman (AETO)	2018-2023	Missing	Missing
11	Mr. Javid Sultan (AETO)	2018-2023	Missing	Missing
12	Mr. Malcoob Ur Rehman (AETO)	2018-2023	Missing	Missing
13	Ms. Samia Gul (AETO)	2018-2023	Missing	Missing
14	Mr. Akhtar Nawaz (AETO)	2018-2023	Missing	Missing
15	Mr. Arif Ali (AETO)	2018-2023	Missing	Missing
16	Mr. Yaseen Khan (AETO)	2018-2023	Missing	Missing

It is, therefore, requested to direct the above-mentioned officers to submit PERs (Complete in all respect) to this department at the earliest, please.

Yours faithfully,

*S. Ahmad*  
(SHEHRYAR AHMAD)  
SECTION OFFICER (ADMN)

Encl. No. & Date Fyul.

Copy forwarded to the P.S to Secretary, Excise & Taxation Department, Khyber Pakhtunkhwa, Peshawar.

*S. Ahmad*  
SECTION OFFICER (ADMN)

*Atilla Shahzad*  
TAC  
High Court Peshawar

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22/5/23

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

No. Recd AD

Appeal No. 1541 of 20 22  
Pervaiz Akhtar Appellant/Petitioner

Chief Secy KPK Peshawar Respondent  
Respondent No. (7)

Notice to: — Anjad Zareen, AETO (BPS-17), O/o ETO  
Abbottabad

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal on 27/03/2023 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this office Notice No. .... dated .....~~

Given under my hand and the seal of this Court, at Peshawar this .....  
Day of March 20 23

For Reply Court  
At Camp Abbottabad

*[Signature]*

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR**

Appeal No. 1541 /2022

High Court, Peshawar

Pervaiz Akhtar

VS

Govt: OF KP

**INDEX**

S.No	Documents	Annex	P No.
1.	Memo of Appeal	----	01-07
2.	Copy of tentative seniority list	-A-	08-11
3.	Copy of final seniority list	B	12-15
4.	Copy of departmental appeal	-C-	16-17
5.	Wakalat Nama	----	18

APPELLANT

Pervaiz Akhtar

THROUGH:

(SYED NOMAN ALI BUKHARI)  
ADVOCATES, PESHAWAR





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

Appeal No. \_\_\_\_\_ /2022

Mr. Pervaiz Akhtar AETO BS-17  
Circle Officer, EPS Abbottabad.

APPELLANT

**VERSUS**

1. The Chief Secretary to Govt: KP, Civil Secretariat, Peshawar.
2. The Secretary to Govt: KP, Excise, Taxation & Narcotics Control Deptt: Peshawar, Khyber Pakhtunkhwa.
3. The DG Excise, Taxation & Narcotics Control Deptt: Peshawar, Khyber Pakhtunkhwa.
4. MR. Shakeel Ahmad-1, AETO (BPS-17), O/o ETO Charsadda.
5. Mr. Javed, AETO (BPS-17), O/o ETO Malakand.
6. Mr. Javed Ur Rehman, AETO (BPS-17), O/o ETO Bannu.
7. Mr. Amjad Zareen, AETO (BPS-17), O/o ETO Abottabad.
8. Mr. Waheed Ur Rehman, AETO (BPS-17), O/o ETO Haripur.
9. Mr. Javed Sultan, AETO (BPS-17), O/o DG NT & NC Peshawar.
10. Mr. Matloob Ur Rehman, AETO (BPS-17), O/o ETO-1 Peshawar.

.....RESPONDENTS

**SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE IMPUGNED FINAL SENIORITY LIST OF AETO BS-17 DATED 16/06/2022 BEING ILLEGAL AND WRONG. WHEREIN THE APPELLANT WAS DROPPED FROM SENIORITY NO. 15 TO SENIORITY NO. 23, AND AGAINST NOT TAKING ACTION**



ON THE DEPARTMENTAL APPEAL OF THE APPELLANT  
WITHIN THE STATUTORY PERIOD OF THE NINETY DAYS.

PRAYER

ON THE ACCEPTANCE OF THIS APPEAL, THE APPELLANT  
MAY BE DECLARED SENIOR FROM RESPONDENT NO.4 TO  
10 AND THE RESPONDENTS MAY PLEASE BE DIRECTED TO  
CORRECT THE IMPUGNED FINAL SENIORITY LIST of AETO  
BS-17 DATED 16/06/2022 AND PLACE THE NAME OF  
APPELLANT AT PROPER POSITION IN SENIORITY LIST  
ACCORDING TO SENIORITY RULES. ANY OTHER REMEDY  
WITH THIS AUGUST TRIBUNAL DEEMS FIT AND PROPER  
MAY ALSO BE AWARDED THE FAVOR OF THE APPELLANT.

RESPECTFULLY SHEWETH

FACTS

1. That the appellant is law abiding citizen of Pakistan and have every legal right protect under Constitution of Islamic Republic of Pakistan.
2. That the appellant was promoted as Superintendent BPS-16 and latter on the post of Superintendent upgraded to BS-17 since that the appellant has been performing his duty up to the entire satisfaction of his superior and no complaint has ever been filed against him.
3. That the department amended rules in 2018 wherein the promotion channel was provided to appellant as superintendent BPS-17 to AETO BPS-17 in same scale. Which was also challenged by the appellant through service appeal. During pendency of that appeal the appellant was promoted to AETO BS-17 on 22/01/2021, which is accepted by the appellant under protest.
4. That thereafter the deptt: issued tentative seniority list, which was according to law and rules but now the deptt Issued the final Seniority of AETO BS-17 in June 2022 but not according to law, the junior official showing senior to the appellant, which is injustice with the appellant. The appellant being aggrieved filled departmental appeal but

Handwritten signature and stamp of the appellant.

(23) (11)

after lapse of considerable time there is no outcome of the appeal /representation all went in vain. Hence, the appellant constrained to file this service appeal before this August Tribunal on the following grounds amongst others. **Copy of tentative seniority list and Final seniority list and appeal on final seniority list is attached as annexure-A, B & C.**

**GROUND**

- A. That the impugned actions/inaction on the part of the respondents vide which the appellant has been deprived of due right is smacked with malafied, illegal wrong, unlawful against vested right of the petitioners, unauthorized and unconstitutional.
- B. That no notice was given before disturbing the seniority position of the appellant which is against the natural Justice.
- C. That not responding on Departmental appeal with in statutory period of 90 days and the impugned seniority list is against the law, illegal, unlawful, without and lawful authority, thus calling interference of this learned tribunal.
- D. That the private respondent were promoted on 22/12/2021 and the appellant was promoted on 22/01/2021 but despite that the private respondent shown seniors which is against the law and rules.
- E. That the appellant was promoted from BS-17 to BS17 , so the seniority must be reckoned from the date of regular promotion to the post of AETO BS-17.
- F. That the impugned seniority list is against the norms of service law and principles of natural justice and dictums of the apex courts.
- G. That the impugned seniority list is the worst example of favoritism, nepotism and colorful exercise of powers which is not warranted under law.
- H. That All person placed in similar circumstances must be treated alike and the reasonable classification must be based on reasonable ground in a particular set of circumstances but the same in any case must not offend the spirit of Article 25 of the constitution. Person equally placed must be treated alike in the matter of rights, privileges and liabilities under the rules of equal protection of law.

*[Signature]*  
August Tribunal  
Muzaffargarh

I. That In Dr. Munir Ahmad and 37 others Vs Govt of Pakistan Finance Division, Islamabad and 4 others (2007 PLC(CS) 285) the Honorable Supreme court of Pakistan held as:

"Concept of equal protection and equality before law is hallmark of the constitutional scheme recognized by not only the preamble, objective resolution, Article 4, 25 and 27 of the constitution but also the principle of policy contained in Article 37 of the constitution. Equal protection and equal treatment of citizen similarly placed is universally accepted and recognized principle which has been explained by many others in text books and judges in precedents, statutory function in a democratic setup cannot make any individual distinction for any extraneous reason in exercise of discretion must be free of arbitrariness and caprice."

J. That according to Section-8 of the Civil Servant Act 1973 and section-17 of APT Rules 1989, it is the legal right of every civil servant to properly placed in seniority list according to his seniority position, but the same benefits was not extended to the appellant which is the violation of law and rules.

K. That the appellant was not treated according to the law and rules and has been deprived from his legal right of seniority in arbitrary manner without fault on his part.

L. That the appellant craves permission of this honorable tribunal to rely on other grounds at the time of arguments and produce any additional document if required in support of instant service appeal.

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

*[Signature]*  
APPELLANT  
Pervaiz Akhtar

THROUGH:

*[Signature]*  
(SYED NOMAN ALI BUKHARI)  
ADVOCATES, PESHAWAR

*[Handwritten notes and stamps]*  
A  
*[Signature]*

CERTIFICATE:



It is certified that no other service appeal earlier has been filed between the present parties in this Tribunal, except the present one.

*d*  
DEPONENT

LIT OF BOOKS:

1. Constitution of the Islamic Republic of Pakistan, 1973.
2. The ESTA CODE.
3. Any other case law as per need.

*Syed Noman Ali Bukhari*  
(SYED NOMAN ALI BUKHARI)  
ADVOCATE HIGH COURT

*High Court*

*[Handwritten signature]*

30/11

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

APPEAL NO. \_\_\_\_\_ /2022

Pervaiz Khan

V/S

Govt Of KP

AFFIDAVIT

I, Pervaiz Khan, (Appellant) do hereby affirm that the contents of this service appeal are true and correct, and nothing has been concealed from this honorable Tribunal.

DEPONENT

*[Signature]*  
After me  
High Court Peshawar

*[Signature]*



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# ESTA CODE

**ESTABLISHMENT CODE KHYBER PAKHTUNKHWA  
( REVISED EDITION ) 2011**

**A COMPENDIUM OF LAWS, RULES AND INSTRUCTIONS  
RELATING TO THE TERMS AND CONDITIONS  
OF PROVINCIAL CIVIL SERVANTS**

**COMPILED BY;  
(O&M) SECTION  
ESTABLISHMENT & ADMINISTRATION DEPARTMENT**

High Court of Khyber Pakhtunkhwa  
Peshawar

*[Handwritten signature]*

before the expiry of the original or extended period of his probation, has failed to pass such examination or test or to successfully complete course or the training shall, except as may be prescribed otherwise-

- (a) if he was appointed to such service or post by initial recruitment, be discharged; or
- (b) if he was appointed to such service or post by promotion or transfer, be reverted to the service or post from which he was promoted or transferred and against which he holds a lien or, if there be no such service or post, be discharged:

Provided that in the case of initial appointment to a service or post, a civil servant shall not be deemed to have completed his period of probation satisfactorily until his character and antecedents have been verified as satisfactory in the opinion of the appointing authority.

7. **Confirmation :-** (1) A person appointed on probation shall, on satisfactory completion of his probation, be eligible for confirmation in a service or, as the case may be, a post as may be prescribed.

(2) A civil servant promoted to a post <sup>2</sup>[ ] on regular basis shall be eligible for confirmation after rendering satisfactory service for the period prescribed for confirmation therein.

(3) There shall be no confirmation against any temporary post.

(4) A civil servant who, during the period of his service, was eligible to be confirmed in any service or against any post retires from service before being confirmed shall not, merely by reason of such retirement, be refused confirmation in such service or post or any benefits accruing there-from.

(5) Confirmation of a civil servant in a service or post shall take effect from the date of occurrence of permanent vacancy in that service or post or from the date of continuous officiation, in such service or post, whichever is later.

8. **Seniority:-** (1) For proper administration of a service, cadre or <sup>3</sup>[post], the appointing authority shall cause a seniority list of the members for the time being of such service, cadre or <sup>4</sup>[post] to be prepared, but nothing herein contained shall be construed to confer any vested right to a particular seniority in such service, cadre or <sup>5</sup>[post] as the case may be.

(2) Subject to the provisions of sub-section (1), the seniority of a civil servant shall be reckoned in relation to other civil servants belonging to the same service or <sup>6</sup>[cadre] whether serving the same department or office or not, as may be prescribed.

<sup>2</sup> The words "or grade" omitted by NWFP Ordinance No. IV of 1985.

<sup>3</sup> The word "grade" substituted by NWFP Ordinance No. IV of 1985.

<sup>4</sup> The word "grade" substituted by NWFP Ordinance No. IV of 1985.

<sup>5</sup> The word "grade" substituted by NWFP Ordinance No. IV of 1985.

<sup>6</sup> The word "grade" substituted by NWFP Ordinance No. IV of 1985.

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(3) Seniority on initial appointment to a service, <sup>7</sup>[cadre] or post shall be determined as may be prescribed.

<sup>8</sup>(4) Seniority in a post, service or cadre to which a civil servant is promoted shall take effect from the date of regular appointment to that post;

Provided that civil servants who are selected for promotion to a higher post in one batch shall, on their promotion to the higher post, retain their inter-se-seniority as in the lower post.

<sup>9</sup>(5) The seniority lists prepared under sub-section(1), shall be revised and-notified in the official Gazette at least once in a calendar year, preferably in the month of January.

9. **Promotion:-**(1) A civil servant possessing such minimum qualifications as may be prescribed, shall be eligible for promotion to a <sup>10</sup>[higher] post for the time being reserved under the rule for departmental promotion in <sup>11</sup>[ ] the service or cadre to which he belongs.

(2) A post referred to in sub-section (1) may either be a selection post or a non selection post to which promotion shall be made as may be prescribed-

(a) in the case of a selection post, on the basis of selection on merit; and

(b) in the case of non-selection post, on the basis of seniority-cum-fitness.

10. **Posting and Transfer:-** Every civil servant shall be liable to serve anywhere within or outside the province, in any post under the Federal Government, or any Provincial Government or Local authority, or a corporation or body set up or established by any such Government:

Provided that nothing contained in this section shall apply to a civil servant recruited specifically to serve in a particular area or region:

Provided further that, where a civil servant is required to serve in a post outside his service or cadre, his terms and conditions of service as to his pay shall not be less favourable than those to which he would have been entitled if he had not been so required to serve.

11. **Termination of service:-** (1) The service of a civil servant may be terminated without notice-

(i) During the initial or extended period of his probation:

Provided that, where such civil servant is appointed by promotion on probation or, as the case may be, is transferred from one [service], cadre or post to another [service], cadre or post, his service shall not be so terminated so long as he

<sup>7</sup> The word "grade" substituted by NWFP Ordinance No. IV of 1985.

<sup>8</sup> Sub section (4) of Sec-8 substituted by NWFP Ordinance No. IV of 1985.

<sup>9</sup> Sub section (5) of Sec-8 added by NWFP Act No. I of 1989

<sup>10</sup> The word "higher" inserted by NWFP Ordinance No. IV of 1985.

<sup>11</sup> The words "the higher grade of" omitted by NWFP Ordinance No. IV of 1985.

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(36)

(i) The outstanding grading shall be awarded to officers showing exceptional performance but in no case should exceed 10% of the officers reported on. The grading is not to be printed in the PER form but the reporting officer while rating an officer as "outstanding" may draw another box in his own hand in the form, initial it and write outstanding on the descriptive side. Convincing justification for the award shall be recorded by the reporting /countersigning officer. The discretion of awarding "outstanding" is to be exercised extremely sparingly and the award must be merited.

(j) The quantification formula and instructions for working out quantified score are annexed.

IV. Promotion of officers who are on deputation, long leave, foreign training:

- a) The civil servants who are on long leave i.e. one year or more, whether within or outside Pakistan, may be considered for promotion on their return from leave after earning one calendar PER. Their seniority shall, however, remain intact.
- b) The civil servants who are on deputation abroad or working with international agencies within Pakistan or abroad, will be asked to return before their cases come up for consideration. If they fail to return, they will not be considered for promotion. They will be considered for promotion after earning one calendar PER and their seniority shall remain intact.
- c) <sup>78</sup>In case of projects partially or fully funded by the Federal or Provincial Government, where PERs are written by officers of Provincial Government, the condition of earning one calendar PER shall not be applicable. The officers on deputation to projects shall be considered for promotion. However, after promotion they will have to actualize their promotion within their cadre.
- d) The civil servants on deputation to Federal Government, Provincial Government, autonomous/semi-autonomous organization shall be considered for promotion and informed to actualize their promotion within their cadres. They shall have to stay and not be allowed to go back immediately after promotion. Such stay shall be not less than a minimum of two years. If he/she declines his/her actual promotion will take place only when he/she returns to his/her parent cadre. His/her seniority in the higher post shall, however, stand protected.
- e) The cases of promotion of civil servants who have not successfully completed the prescribed mandatory training (MCMC, SMC & rNMC) or have not passed the departmental examination for reasons beyond control, shall be deferred.
- f) Promotion of officers still on probation after their promotion in their existing Basic Scales shall not be considered.
- g) A civil servant initially appointed to a post in a Government Department but retaining lien in a department shall not be considered for promotion in his parent department.

<sup>78</sup> para 1 (iv)(c) substituted vide circular letter No. SORIVE&AD/I-16/2006, dated 19.4.2010

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# The Gazette of Pakistan



EXTRAORDINARY  
PUBLISHED BY AUTHORITY.

ISLAMABAD, WEDNESDAY, APRIL 11, 2018

## PART II

### Statutory Notifications (S. R. O.)

GOVERNMENT OF PAKISTAN  
CABINET SECRETARIAT  
(Establishment Division)

### NOTIFICATION

*Islamabad, the 11th April, 2018*

S.R.O. 437(I)/2018.—In exercise of the powers conferred by sub-section (1) of section 25 of the Civil Servants Act, 1973, (LXXI of 1973), read with Notification No. S.R.O. 120(I)/1998, dated the 27th February, 1998, the Prime Minister is pleased to direct that the following further amendments shall be made in the Civil Servants (Seniority) Rules, 1993 namely:—

In the aforesaid Rules, in rule 4A, After the word "merger", the words "or devolution", shall be inserted.

[No. 1/5/2017-R-IV.]

MASROOR HUSSAIN,  
Section Officer (R-IV).

(873)

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[5670 (2018)/Ex. Gaz.]

RECEIVED  
MIRZA COURT MODULERS

*[Handwritten signature]*

CABINET SECRETARIAT  
(ESTABLISHMENT DIVISION)

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Islamabad, the 28<sup>th</sup> February, 1993

CIVIL SERVANTS (SENIORITY) RULES, 1993.

S.R.O. 163 (I)/93.-- In exercise of the powers conferred by section 25 of the Civil Servants Act, 1973 (LXXI of 1973), read with section 8 thereof, the President is pleased to make the following rules, namely:-

1. **Short title, application and commencement.**- (1) These rules may be called the Civil Servants (Seniority) Rules, 1993.

(2) They shall apply to all civil Servants except those governed under:-

- (i) the Police Service of Pakistan (Composition Cadre and Seniority) Rules, 1985;
- (ii) the Occupational Groups and Services (Probation, Training and Seniority) Rules, 1990; and
- (iii) the Establishment Division's O.M No. 1/2/74-ARC, dated 23<sup>rd</sup> January, 1974, amended vide O.M No.2/1/75.ARC dated 3<sup>rd</sup> March, 1976, and as amended from time to time.

(3) They shall come into force at once.

2. **Seniority on initial appointment.**—(1) Persons initially appointed on the recommendations of the selection authority through an earlier open advertisement shall rank senior to those appointed through a subsequent open advertisement.

(2) If two or more persons are recommended in open advertisement by the selection authority their inter se seniority shall be determined in order of merit assigned by the selection authority.

(3) If only one candidate is recommended in open advertisement by the selection authority, he shall count his seniority from—

- (a) the date of recommendation by the selection authority, if he was already holding the same on ad hoc basis; and
- (b) the date of his joining the post after being recommended by the selection authority, if he was not already holding the same post.

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3. **Seniority on promotion.** Seniority in a service, cadre or post to which a civil servant is promoted shall take effect from the date of regular promotion to that service, cadre or post:

Provided that --

- (a) Civil servants selected for promotion to higher posts on an earlier date shall be senior to those selected for such promotion on a later date;
- (b) Civil servants selected for promotion to higher posts in one batch shall, on their promotion to the higher post, retain their inter se seniority as in the lower post;
  - 1[(ba) inter-se-seniority of civil servants belonging to different occupational groups or services and selected for promotion to a post in a higher pay scale in one occupational group or service shall, on their promotion, be reckoned from the date of their regular appointment to the immediate lower pay scale in their respective occupational group or service, where such date in same, the person older in age shall rank senior.
  - (bb) civil servants of different occupational groups or services who opt for promotion in other occupational groups or services shall, on their promotion as such in one batch, be placed junior to the civil servants of the occupational group or service so opted]; and
- (c) Civil servants eligible for promotion who could not be considered for promotion in the original reference in circumstances beyond their control or whose case was deferred while their juniors were promoted to the higher post, shall, on promotion, without supersession, take their seniority with the original batch.

4. **Seniority on appointment by transfer.--** Seniority in a service, cadre or post to which a civil servant is appointed by transfer shall take effect from the date of regular appointment to the service, cadre or post;

Provided that--

- (a) Persons belonging to the same service, cadre or post selected for appointment by transfer to a service, cadre or post in one batch shall, on their appointment, take inter se seniority in the order of their date of regular appointment in their previous service, cadre or post; and
- (b) Persons belonging to different services, cadre or post selected for appointment by transfer in one batch shall take their inter se seniority in the order of the date of their regular appointment to the post which they were holding before such appointment and where such date is the same, the person older in age shall rank senior.

Amended vide SRO No. 1078(1)/2016 dated 22.11.2016

High Court

*[Handwritten signature]*

To

The Secretary to Govt. of Khyber Pakhtunkhwa,  
Excise, Taxation & Narcotics Control Department  
Peshawar.

Through: PROPER CHANNEL

Subject: FIXATION OF SENIORITY OF ASSISTANT EXCISE & TAXATION OFFICERS

Respected Sir,

Reference is made to your notification No. SO(Admn) ET&NC / 1-6 /2023 dated: 29-12-2023. (Copy attached)

It is submitted that final seniority list of Assistant Excise & Taxation Officers BPS-17 have been issued by your office vide above quoted notification. In this context, it is submitted that the said seniority list have been issued by your office without giving an opportunity of making objection against the said list as per rules and regulations. In this list I am placed at serial no. 14 and 09 junior AETOs have been shown senior to me. It is further submitted that as per tentative seniority list issued vide notification No. SO(Admn) ET&NC / 1-6 /2021/5032-36 dated: 19-07-2023. (Copy attached) I was placed at Serial No. 05 which is the correct place of me as per rules and regulations. But the department in contradiction of the rules and regulations issued another tentative seniority list vide notification No. SO(Admn) ET&NC / 1-6 /2023/9849-53 dated: 28-11-2023 (Copy attached) in which I am placed at S. No. 14. This list was received at the office of Director General Excise, Taxation & Narcotics Control Peshawar on 27-12-2023 and period of thirty days given for objections were completed without circulations of same to the concerned officers. Thus I have been deprived of the opportunity of making objection on the seniority list. Apart from that, an appeal of Mr. Pervez Akhtar AETO is also pending at Khyber Pakhtunkhwa Service Tribunal Camp Court Abbottabad on the same matter of seniority and in the absence of any order of the court no amendment can be made in this seniority list.

Keeping in view the above stated facts it is requested that the above stated final seniority list issued vide Notification No. SO(Admn) ET&NC / 1-6 /2023 dated: 29-12-2023 may please be amended and I may be placed at my original place of serial No. 05 of the seniority list.

Thanking you in anticipation.

Yours Obediently,

(WAHEED-UR-REHMAN)

Assistant Excise & Taxation Officer  
Haripur

Wahid-ur-Rehman  
Advocate  
Camp Court Abbottabad

Leopards

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EC Name: FAWRA CHONK(557)  
01-NEAR MADRA OFFICE  
Sales Tax Reg. No: S2824502-4  
NTN NO: 2824502-4

OVERNIGHT

Tracking #AB594320896



AB594320896

Print Date/Time : 2024-03-01 11:26:56  
Booking Date/Time: 2024-03-01 11:26:49  
Origin: ABBOTABAD  
Destination: PESHAWAR  
Pieces : 1  
Weight: 0.5 kg  
Flyer No: N/A

Client Information

Consignee: THE DIRECTOR GENERAL EXCISE AND TAXATION  
ON  
Address : PHASE 5 HAYATABAD PESHAWAR  
Contact : 03005775831/

Shipper : DIRECTOR EXCISE AND TAXATION  
Address : ABBOTTABAD  
Contact : 03335057289/  
NTN : N/A  
CNIC :

Price Information

Shipment Value	1 Rs.
Insurance	(0.0%) 0 Rs.
Rate	280 Rs.
MTD Amount	0 Rs.
VAS	0 Rs.
Discount Amount	0 Rs.
Net Amount	243 Rs.
KPRA Sales Tax(15.0%)	37 Rs.
Payable Amount	280 Rs.

Special Instruction

MTD : N/A  
Goods Description: DOX  
Codes :  
User : CHAN GULL Code : 929003  
Note:  
If you would like to keep a permanent record, please have a photocopy made.  
ON SHIPPER RISK  
UAN: 111 300 783  
www.leopardscourier.com

20  
Advocate  
High Court Abbottabad



OFFICE OF THE EXCISE & TAXATION OFFICER  
ASSISTANT COLLECTOR - G-I  
DISTRICT HARIPUR

\* Phone: 0995-321021

Email: etoharipur@gmail.com

No. 5244 ET&NC/MV

Dated: 21/02/2024

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To

The Director  
Excise, Taxation & Narcotics Control Hazara Region  
Abbottabad

Subject: FIXATION OF SENIORITY OF ASSISTANT EXCISE & TAXATION OFFICERS

Memo:

Please find herewith an application in original submitted by Mr. Waheed-ur-Rehman Assistant Excise & Taxation Officer of this office on the subject matter for onward submission to quarter concerned.

Excise, Taxation & Narcotics Control Officer/  
Motor Registering Authority  
Haripur

Advocate  
Court Abbottabad





OFFICE OF THE DIRECTOR EXCISE TAXATION & NARCOTICS CONTROL, HAZARA  
(REGION) ABBOTTABAD.

Phone:0992-9310350

Email: directorhazara@gmail.com


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Dated Abbottabad, The 28 / 02 / 2024,  
NO. 1018-20/DH

To, The Director General,  
Excise, Taxation & Narcotics Control Department,  
Khyber Pakhtunkhwa, Peshawar.

Subject- FIXATION OF SENIORITY OF ASSISTANT EXCISE & TAXATION OFFICERS.

Kindly refer to the subject cited above, enclosed, find herewith Excise & Taxation Officer, Haripur office letter No. 5244/ET&NC/MV dated 27/02/2024 along with an application in respect of one Mr. Waheed Ur Rehman (AETO), o/o Excise & Taxation Office, Haripur for favorable consideration and onward submission to the worthy Secretary, Excise, Taxation & Narcotics Control Department Khyber Pakhtunkhwa, Peshawar, please.


  
Director,  
Excise Taxation & Narcotics Control,  
Hazara (Region), Abbottabad.

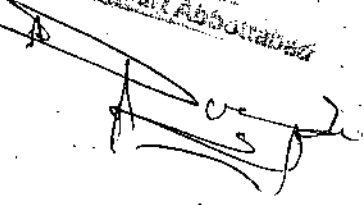
No. \_\_\_\_\_ /DH

Dated Abbottabad \_\_\_\_\_

Copy for information to:

1. PS to Secretary, Government of Khyber Pakhtunkhwa, Excise, Taxation and Narcotics Control Department, for information, please.
2. ✓ Excise Taxation & Narcotics Control Officer, Haripur with reference to his office letter No mentioned above for information please.
3. Office file.

  
Director,  
Excise Taxation & Narcotics Control,  
Hazara (Region), Abbottabad.

  
Advocate  
High Court Abbottabad

S.No. 226409

Mob: \_\_\_\_\_

Name of Advocate Anita Shabqada

DBA NO. \_\_\_\_\_ TBA NO. \_\_\_\_\_

BC No. 112-3934



R.s.200/=

وکالت نامہ

**SAIRA JAVED**  
Finance Secretary  
District Bar Association  
Abbottabad

38

بعد ازاں مسٹر موصوف کو پوری فیس تارخ پیشی سے پہلے ادا نہ کر دی گئی

عنوان: مسٹر موصوف کو پوری فیس تارخ پیشی سے پہلے ادا نہ کر دی گئی

منجانب: مسٹر موصوف کو پوری فیس تارخ پیشی سے پہلے ادا نہ کر دی گئی

باعث تحریر آنکہ \_\_\_\_\_

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے جبریل و جو ابھی برائے پیشی یا تفریح مقومہ مقام اللہ آباد کے لیے

انڈیا کے لیے اللہ آباد کے لیے اللہ آباد کے لیے

کو سب ذیل شرائط پر عمل پیرا رہا ہے کہ میں ہر پیشی پر خود یا ذریعہ اختیار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بروقت پکارے

جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر منظر حاضر نہ ہوا اور مقدمہ میری غیر حاضری کی وجہ

سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام کچھری کے

علاوہ کسی جگہ یا کچھری کے اوقات سے پہلے یا چھپے یا بروقت تھیل بیرونی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ کچھری کے علاوہ کسی اور جگہ

سماعت ہونے پر یا بروقت تھیل یا کچھری کے اوقات کے آگے چھپے یا بروقت تھیل کرنے پر منظر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے

کسی معاوضہ کے ادا کرنے یا جمانے کے لیے صاحب موصوف کو ذمہ دار نہ ہوں گے۔ اس کے ساتھ ساتھ برواختہ صاحب موصوف

مشل کردہ ذات منظور و قبول ہوگا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ اور درخواست اجراء کے لیے منظر ثانی اپیل کرنی اور ہر قسم

درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کچھری یا ڈگری کرنے اور ہر قسم کے وسیع وصول کرنے اور داخل کرنے

اور ہر قسم کے بیان دینے اور اس پر ثانی ذرا منظر ثانی نامہ و تصدیق کے لیے اقبال دعویٰ دینے کے لیے اختیار ہوگا اور بصورت جانے سے بیرونجات

از کچھری صدر اپیل و برآمدگی مقدمہ یا منسوخی ڈگری منظر ثانی یا تفریح یا گرفتاری یا گرفتاری و اجراء ڈگری بھی صاحب

موصوف کو بشرط ادا کئی علیحدہ حقانہ بیرونی کا اختیار ہوگا۔ اور بصورت صورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اس کے

کسی جزوی کارروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے جگہ سے ہٹا دیا جائے اور اپنے وکیل کو بھی ہر امر میں

وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ تر جائے اس کو اپنے گاہ صاحب موصوف

کاتق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تارخ پیشی سے پہلے ادا نہ کر دیں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ

کی بیرونی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے کہ مندر ہے۔

مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

نوٹ: وکالت نامہ کی فوٹو کاپی قابل قبول نہ ہوگی

مورخہ: 2024/06/05

سال \_\_\_\_\_ ماہ \_\_\_\_\_ دن \_\_\_\_\_

وصیل الرحمن  
وصیل الرحمن