

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

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In the matter of Service Appeal No. 187/2024 of Shaheen Iqbal District Officer On Farm
Water Management Mohmand.

.....Appellant

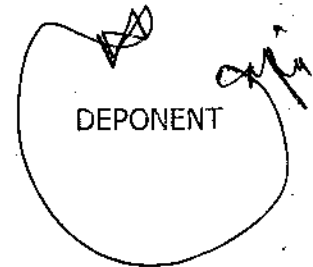
VERSUS

1. Chief Secretary to Government of Khyber Pakhtunkhwa Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa, Finance department.
3. Secretary to Government of Khyber Pakhtunkhwa, Agriculture, Livestock and Coop:
Department, Peshawar.
4. Director General, Agriculture, Livestock and Cooperation Deptt: Govt. of Khyber
Pakhtunkhwa, Peshawar.

.....Respondents

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DEPONENT

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

In the matter of Service Appeal No. 187/2024 of Shaheen Iqbal District Officer On Farm Water Management Mohmand.

.....Appellant

VERSUS

**Khyber Pakhtunkhwa
Service Tribunal**

Diary No. 15048

Dated 19/8/24

1. Chief Secretary to Government of Khyber Pakhtunkhwa Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa, Finance department.
3. Secretary to Government of Khyber Pakhtunkhwa, Agriculture, Livestock and Coop: Department, Peshawar.
4. Director General, Agriculture, Livestock and Cooperation Deptt: Govt. of Khyber Pakhtunkhwa, Peshawar.

.....Respondents

PARA WISE COMMENTS ON BEHALF OF RESPONDENTS 1 TO 4

Respectfully Sheweth:

Preliminary Objections

1. That the appellant has no cause of action.
2. That the appellant has no locus standi.
3. That due to concealment of material facts and misstatement the appeal is liable to be dismissed.
4. The appeal is badly bared by time and not maintainable in eyes of law.
5. That the appeal is bad for miss-joinder and non-joinder of necessary and proper parties.

COMMENTS

1. Correct to the extent that the appellant is serving as District Officer (BPS-18) On Farm Water Management Mohmand in On Farm Water Management wing of Agriculture department.
2. Pertains to record.
3. Pertains to record.
4. That in pursuance to decisions of Provincial Cabinet in the meetings held on

24.05.2018 and 15.10.2018 regarding approval / authorization of Technical Allowance (@ rate of 1.5 times of the initial Basic Pay Scale) the Government of Khyber Pakhtunkhwa Finance Department (Regulation Wing) vide notification dated 19.10.2018 sanctioned technical allowance to the Engineers holding Engineering qualification from the accredited engineering program of Higher Education Institutions (HEI) / Universities duly recognized by Higher Education Commission (HEC) and registered with Pakistan Engineering Council (PEC), serving against the sanctioned posts in the C&W, Irrigation, Public Health Engineering and Local Government Department.

As the appellant is not working in any of the department mentioned in the ibid notification, therefore, the expectancy of the appellant regarding grant of Technical Allowance is out of place and he has not been deprived in any way (copy of Finance Department notification dated 19-10-2018 attached **Annex-A**)

5. Incorrect, the position regarding allowing Technical Allowance to the Engineers serving against the sanctioned posts in Technical Department has categorically highlighted in Para-4 of the comments.

Beside this, the Engineers of Technical Department have specific nature job which necessitate frequent visits while the job/duty of Engineers working in Agriculture Department is of different nature and do not involve practically in any type of construction work like constructions/maintenance of buildings, Roads, Residential & Non-Residential Accommodations maintenance, repair of Roads, Building etc. therefore, the stance taken by appellant in the Service Appeal is not justified.

6. As explain in Para-5 above.

7. The petitioner himself admitted that his departmental appeal has been dismissed by the concerned competent authority vide order dated 29-07-2020 (Copy of order dated 29-07-2020 attached **Annex-B**).

8. That this honourable Tribunal vide order dated 24-07-2023 remitted appeal No. 7856/2021 for grant of technical allowance of the appellant i.e. Mr. Shaheen Iqbal to respondents to pass an appropriate speaking order under the law. In pursuance to the aforesaid order of this honourable Tribunal the government of Khyber Pakhtunkhwa Finance department vide order dated 09-10-2023 held that the appellant is not entitled for grant of technical allowance (copy of order dated 09-10-2023 attached **Annex-C**).

Therefore, in view of the above the appellant is not entitled to file another appeal on the same subject.

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● GROUND

- a. Incorrect, the notification dated 19-10-2018 and order dated 09-10-2023 are according with law, rules & facts on record.
- b. Incorrect, the order dated 09-10-2023 is not in violation of law and rules and no inequality has been done to the appellant.
- c. Incorrect, the impugned notification and impugned order are according to norms of justice and no fundamental rights of the appellant has been violated.
- d. Incorrect, the notifications and orders issued regarding technical allowance to the engineers are in accordance with the law, rules & policy of the Government.
- e. As explained in Para-4 & 5 above.
- f. Incorrect, the impugned notifications are according to norms of justice and dictum of the apex courts.
- g. That respondents also seek permission of this court to advance further grounds during arguments.

In light of the above facts, it is prayed that appeal of the appellant may kindly be dismissed with cost.


Chief Secretary

Govt. of Khyber Pakhtunkhwa
Peshawar

(Respondent No. 1)

Muhammad Tawid Malwat
authorized signatory.


Secretary

Govt. of Khyber Pakhtunkhwa
Finance Department, Peshawar

(Respondent No. 2)

Muhammad Hayat
authorized by Secretary Finance.


Secretary

Govt. of Khyber Pakhtunkhwa
Agriculture department, Peshawar

(Respondent No. 3)

Muhammad Tawid Malwat


Director General

On Farm Water Management,
Khyber Pakhtunkhwa, Peshawar.

(Respondent No. 4)

Muhammad Hayat Khan

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

In the matter of Service Appeal No. 187/2024 of Shaheen Iqbal District Officer On Farm Water Management Mohmand.

.....**Appellant**

VERSUS

1. Chief Secretary to Government of Khyber Pakhtunkhwa Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa, Finance department.
3. Secretary to Government of Khyber Pakhtunkhwa, Agriculture, Livestock and Coop: Department, Peshawar.
4. Director General, Agriculture, Livestock and Cooperation Deptt: Govt. of Khyber Pakhtunkhwa, Peshawar.

.....**Respondents**

AFFIDAVIT

I, Muhammad Hayat Khan **Director General On Farm Water Management Khyber Pakhtunkhwa, Peshawar** do hereby solemnly declare and affirm that the respondents have not suppressed the facts and factual position of the case from this honourable Tribunal. The contents of reply are true and correct to the best of my knowledge, belief and nothing has been concealed from this Tribunal.

It is further stated on oath that in this appeal, the answering respondents have neither been placed ex-parte nor their defense has been struck off/cost.

ATTESTED



DEPONENT

NIC No.

16202-1651074-9



Government of Khyber Pakhtunkhwa
Finance Department
(Regulation Wing)

Dated Peshawar the 19th October, 2018

NOTIFICATION

No FD (SO SR-II) 8-7/2018-19: The Government of Khyber-Pakhtunkhwa has been pleased to sanction Technical Allowance as per the following rates to Engineers holding Engineering qualification from the accredited engineering programme of Higher Education Institutions (HEI) / Universities duly recognized by Higher Education Commission (HEC) and registered with Pakistan Engineering Council (PEC), serving against the sanctioned posts in the C&W, Irrigation, Public Health Engineering and Local Government Departments, Govt. of Khyber-Pakhtunkhwa with effect from 1st November 2018 :-

S.#	Pay Scales	Initial Basic Pay of Pay Scales 2017	Rate of Technical Allowance Per Month (@ 1.5 initial Basic Pays as per Pay Scales 2017)
i.	Engineers in BS - 20	Rs 69,090/-	Rs 1,03,635/-
ii.	Engineers in BS - 19	Rs 59,210/-	Rs 88,815/-
iii.	Engineers in BS - 18	Rs 38,350/-	Rs 57,525/-
iv.	Engineers in BS - 17	Rs 30,370/-	Rs 45,550/-

2. The above allowance will be admissible subject to the following conditions:-
- It will not be counted towards pension or gratuity.
 - It will not be admissible in any kind of leave as well as posting against OSD and leave reserve posts.
 - The Engineers in receipt of such allowances other than regular allowances as classified under major object A012-1 A012-2 shall be entitled to one of the allowances, whichever is more beneficial.
 - It will not be admissible to deputationists.

Secretary to Government
of Khyber Pakhtunkhwa
Finance Department

Endst: No & Date Even

- The Accountant General, Khyber Pakhtunkhwa, Peshawar
- The Additional Chief Secretary P&D Department
- The Principal Secretary to Chief Minister, Khyber-Pakhtunkhwa
- All the Administrative Secretaries to Govt of Khyber-Pakhtunkhwa
- All the Divisional Commissioners in Khyber-Pakhtunkhwa
- All The Deputy Commissioners in Khyber-Pakhtunkhwa
- All the District Accounts Officers in Khyber-Pakhtunkhwa
- Director, FMIU, Finance Department
- PSO to Chief Secretary, Khyber-Pakhtunkhwa, Peshawar
- All Budget Officer, Finance Department
- PS to Secretary Finance Department
- PS to Special Secretary Finance Department
- Assistant Director (HR Data Base) Finance Department
- PA to Additional Secretary (Regulation) Finance Department
- PA to Deputy Secretary (Regulation-II), Finance Department

(Nacem Tabassum)
Section Officer (SR-II)

Attested

Deputy Director
(Admin. & Accounts)
Director General OFWM,
Khyber Pakhtunkhwa Peshawar

19-10-18



GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)

Peshawar, Dated the 29th July, 2020

OFFICE ORDER:

No.FD/SOSR-II/8-7/2020 Whereas, the Provincial Government of Khyber Pakhtunkhwa sanctioned Technical Allowance to the tune of 1.5 Initial Basic Pay per month as per Pay Scale of 2017 to the only Four Works Department i.e. C&W, Irrigation, Public Health Engineering & Local Govt Departments Engineers from BS-17 to BS-20 as per rates mentioned therein vide Finance Department Notification No.FD(SOSR-II)8-7/2018-19 Dated 19-10-2018 in pursuance of the approval of the Provincial Cabinet.

And whereas, the Engineers cadre of certain departments requested through proper representation for grant of the above allowance on the analogy of the Engineers of the Four Works Departments which was examined but not entertained, being not based on merit, in light of the approved cabinet decision and policy accordingly.

And whereas, following non-maintainability of their request by the Provincial Government the engineers of the Agriculture Department filed a Writ Petition No. No. 5877-P/2018 titled "Zahid Rabbani & Others VS Chief Secretary Khyber Pakhtunkhwa & Others" in the Peshawar High Court, Peshawar in which they prayed for grant of the said allowance to their cadre on the analogy of the Engineers of Four Works Department.

And whereas, the Honourable Peshawar High Court, Peshawar in its judgment Dated: 21-11-2019 and referred the case to Chief Secretary, Khyber Pakhtunkhwa to look into the matter and make decision within the shortest possible time in accordance with the relevant law, rules on the subject.

And whereas, accordingly the Committee constituted by the Provincial Government under the Chairmanship of Minister Finance, examined the Court directions in the above Writ Petition in light of decision of the Provincial Cabinet on the subject and regretted the aforementioned allowance on the following grounds:

- I. That the Engineers working in 04 Departments i.e. C&W, Irrigation, PHE and LG&RD Department, to whom Technical Allowance has been allowed by the Provincial Government vide Notification No. FD(SOSR-II)8-7/2018-19 dated 19th October, 2018 are dealing totally with the infrastructure of the Province/Provincial Government. They are practically involved in Engineering Works like construction of Roads, Buildings, Canals, Drains and other construction/engineering works etc, throughout their duty hours and perform duties at field outside their offices. On many occasions they work overtime. While the Petitioners are not performing duties cited hereinbefore.
- II. That the office timings for field formation are not fixed rather depends upon the quantum of work & number of sites which they visit/inspect. These inspections/visits include far flung areas in same Districts, consumes time, energy and resources and

FILED TODAY
Deputy Registrar
04 AUG 2020

Attested

Deputy Director
(Admin. & Accounts)
Director General OFWM,
Khyber Pakhtunkhwa Peshawar

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application of technical/engineering skills. In case of defect/deficiency or any mis-happening observed therein, the concerned engineer is held responsible for the loss/consequences. It is worth to mention that the Petitioners do not undertake these duties as well.

- III. That apart from field work these engineers also manage the office work before start of project like preparation of Project Estimates and Contract/ Agreements etc. all these documents are technically checked by the engineers. Besides, field Engineers are fully committed with Engineering and Field/Office work and no relaxation for availing even Gazzetted holidays, whereas engineers of the other than 04 Departments are not engaged with field work, only performing official assignment of duties and fully relax to avail all holidays whereas the Petitioners are performing normal duties in agriculture department.
- IV. That similarly, the job/duty of Engineers working in Agriculture Department is just desk type, having no application of Engineering skill and do not involve practically in any, type of construction work like constructions/maintenance of buildings, Road, Residential & Non Residential Accommodations, Maintenance & Repair of Roads, Bridges, Ferries, Tunnels, Rope-ways, cause ways etc.

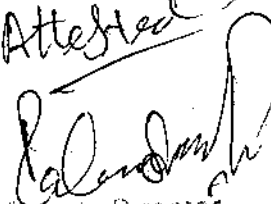
And whereas, the matter was thereafter considered threadbare by Chief Secretary who also concurs with aforesaid observation, and now, in light of the above intelligible differentia exist amongst the engineers who are granted "Technical Allowance" and the Petitioners, therefore, the Petitioners being not entitled as per facts, Cabinet Decision, Policy and recommendations of the Committee on the subject, the prayer of the Engineers Cadre of the concerned department made in the above mentioned Writ Petition filed in the Peshawar High Court, Peshawar is regretted, being not worthy of consideration and against the spirit of the Cabinet Decision of the Provincial Government of Khyber Pakhtunkhwa on the subject.

FILED TODAY
Deputy Registrar
04 AUG 2020

CHIEF SECRETARY,
KHYBER PAKHTUNKHWA

Endst: of Even No. & date:

1. The Registrar, Peshawar High Court, Peshawar with reference to the above mentioned Writ Petition.
2. The Advocate General, Khyber Pakhtunkhwa, Peshawar.
3. The Secretary to Govt. of Khyber Pakhtunkhwa, Law, Human Rights & Parliamentary Affairs Department.
4. The Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
5. The Special Secretary-1, Finance Department.
6. The PSO to Chief Secretary, Khyber Pakhtunkhwa.
7. Master File.

Attested

Deputy Director
(Admin: & Accounts)
Director General, OFWM,
Khyber Pakhtunkhwa Peshawar


SECTION OFFICER (SR-II)



**GOVERNMENT OF KHYBER PAKHTUNKHWA.....
FINANCE DEPARTMENT
(REGULATION WING)**

29/10/23
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Peshawar, Dated the 9th October, 2023

SPEAKING ORDER

No. SO (SR-IV)/FD/1-11/Agr: Deptt/Tech:Allow/2023: WHEREAS, the Provincial Government of Khyber Pakhtunkhwa sanctioned Technical Allowance to the Engineers holding engineering qualification from accredited engineering program of Higher Education Institutions /Universities duly recognized by the Higher Education Commission and registered with Pakistan Engineering Council serving against the sanctioned post in the Communication & Works, Public Health Engineering, Irrigation & Local Government Departments vide Finance Department's Notification No. FD (SOSR-II) 8-7/2018-19 dated 19.10.2018 in pursuance of the approval of the Provincial Cabinet.

AND WHEREAS, engineers of different departments P&D, Energy & Power, Health, Education, Sports, ST&IT, filed writ petition No- 5321-P/2018 Ihsan Ullah & Others V/S Chief Secretary KP which was referred to the Government of Khyber Pakhtunkhwa to decide the appeal of the petitioners in accordance with the relevant law. Similarly, in writ petition No-5877-P/2018 Zahid Rabani & Others V/S Chief Secretary & Others a committee was constituted by the Provincial Government under the chairmanship of Minister Finance which thoroughly examined the case of the petitioners based on the decision of the Provincial Cabinet and regretted it on the grounds that the Engineers working in 04 departments i.e. C&W, Irrigation, Public Health Engineering and Local Government Department to whom Technical Allowance has been extended by the Provincial Government vide notifications dated 19.10.2018 were dealing with the infrastructure of the province and were physically involved in engineering works like construction of roads, buildings, canals etc. and perform duties in fields in addition to their desk job like preparation of project estimates and contract/agreements etc., therefore, regretted the case being not worthy of consideration and against the spirit of the Cabinet decision of the Provincial Government of Khyber Pakhtunkhwa on the subject vide office order No- SOSR-II/FD/8-7/2020 dated 16.12.2021.

AND WHEREAS, in partial modification of Finance Department's Notification No. FD (SOSR-II) 8-7/2018-19 dated 19.10.2018 through Finance Department's Notification No. FD (SOSR-II) 2-5/2021-22/Tech Allow dated 07.07.2021 granted Technical Allowance to the Engineers of Mines & Minerals Development Department, w.e.f. 01.07.2021.

AND WHEREAS, appellant filed Service Appeal 7856/2021 titled Shaheen Iqbal v/s Govt. of Khyber Pakhtunkhwa & others before Khyber Pakhtunkhwa Service Tribunal Peshawar which was disposed of vide judgment dated 24.07.2023.

NOW THEREFORE, after thorough perusal of the case in the light of the facts, relevant record, I, Secretary Finance (Respondent No.02) have come to the conclusion that since the appellant is not working in any of the Departments mentioned in the ibid Notifications, therefore, the request of the appellant to grant of Technical Allowance is devoid of merit and against the spirit of the Cabinet decision of the Provincial Government, therefore regretted not being worthy of consideration.

Attested

Deputy Director
(Admin: & Accounts)
Director General OFWM,
Khyber Pakhtunkhwa Peshawar

(Amir Sultan Tareen)
Secretary to Govt. of Khyber Pakhtunkhwa
Finance Department

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29/10/01

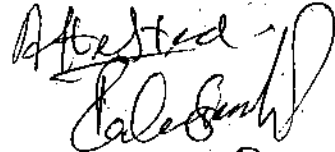
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Copy forwarded to the: -

1. Secretary to Government of Khyber Pakhtunkhwa, Agriculture Department.
2. Registrar, Khyber Pakhtunkhwa Service Tribunal Peshawar w/r to the above mentioned Service Appeal.
3. Advocate General, Khyber Pakhtunkhwa, Peshawar.
4. PS to Secretary to Government of Khyber Pakhtunkhwa Finance Department.
5. PA to Additional Secretary Finance (Regulation).
6. PA to Deputy Secretary (Reg-I) Finance Department.
7. Master File.



(YAR MUHAMMAD)
SECTION OFFICER (SR. IV)



Deputy Director
(Admin: & Accounts)
Director General OFWM,
Khyber Pakhtunkhwa Peshawar



**DIRECTORATE GENERAL
ON FARM WATER MANAGEMENT
KHYBER PAKHTUNKHWA, PESHAWAR**

www.ofwm.kp.gov.pk <https://twitter.com/dgofwmkp>
<https://www.facebook.com/dgofwmkp> 091-9224307-08/Fax 0919224370

No. 1201 /DG/OFWM dated Peshawar the, 08/08 /2024

AUTHORITY

Mr. Rahat Shah Deputy Director (Admn) of this Directorate General is hereby authorized to submit / file the para wise comments on behalf of respondents in Service Appeal No. 187/2024 titled "Shaheen Iqbal Vs Govt. of Khyber Pakhtunkhwa & Others in honourable Khyber Pakhtunkhwa Service Tribunal.

The above named officer is also authorized to attend this honorable Tribunal on each date of hearing and brief Additional Advocate General / District Attorney Service Tribunal regarding facts of the case on behalf of respondents and submit the order/ decision, if any, for further necessary action.

Director General
On Farm Water Management
Khyber Pakhtunkhwa, Peshawar
(Respondent No. 04)



**GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT**

Finance Department, Civil Secretariat, Peshawar (9) 01100 (011) 33 (9) 01100 (011) 33 (9) 01100 (011) 33

Dated Peshawar, the 24th July, 2024

NOTIFICATION

No.SO(A)/FD/1-16/2024. In supersession of this Department's notification of even no. dated 29.11.2022, the following powers of approval/sanction are hereby delegated to the officers of Finance Department, with immediate effect, in the best public interest:

1. SPECIAL SECRETARY (ADMN, REVENUE & REGULATION).

- i. Posting/transfer of BS-18 officers within the Department and Directorate of Treasuries & Accounts and Local Fund Audit, Khyber Pakhtunkhwa.
- ii. Sanction of Leave salary and encashment of leave in lieu of LPR to officers within the Department and Directorate of Treasuries & Accounts and Local Fund Audit, Khyber Pakhtunkhwa.
- iii. GP Fund and Benevolent Fund cases of the employees of Finance Department, Directorate of Treasuries & Accounts and Local Fund Audit, Khyber Pakhtunkhwa.
- iv. Condonation of service period for 10 years qualifying service for pension.
- v. Sanction of all kinds of leave, except casual leave to the officers of Finance Department, Directorate of Treasuries & Accounts and Local Fund Audit, Khyber Pakhtunkhwa from (BS-17 to BS-19).
- vi. Departmental Promotion Committee meetings of attached formations of Finance Department. However, its minutes will be approved by Secretary Finance.
- vii. SSRC meetings however, its minutes will be approved by Secretary Finance.
- viii. Signing of Para-wise comments in court cases, on behalf of Secretary Finance.
- ix. Transfer of funds to Local Governments/TMAs upto Rs.50.000 million.
- x. Sanction of investigation of arrears claim of Pay & Allowances including TA.
- xi. Sanction of Pension/family pension cases of the employees of Finance Department.
- xii. Sanction of all kinds of interest free loan in r/o the employees of Finance Department and its attached formations.
- xiii. Adjustment of electricity dues of all departments against electricity duty and at source deductions made by Federal Government.
- xiv. Grant of all types of study leave.
- xv. Sanction of Ph.D. & M.Phil. allowance.

2. SPECIAL SECRETARY (BUDGET).

- i. Release of funds on account of death compensation (Shohada Package) in respect of civil servants/ civilian.
- ii. Release of funds approved on summary by Competent Authority/forum upto Rs.100.000 million.
- iii. Foreign Exchange Budget.
- iv. Release of funds for utilities from block allocation.
- v. Release of withheld Budget upto Rs.5.000 million under all objects.
- vi. Approval of Re-appropriation of funds upto Rs.50.000 million (Current & Dev. expenditure).
- vii. Creation of OSD posts in Establishment Department for the period beyond 03 months.
- viii. Advance payment under ADP schemes, upto Rs.100.000 million. However, the cases of advance payment to donor agencies and other agencies / organizations shall be approved by Secretary Finance.
- ix. Revival and release of the donor's fund credited to Account-I upto Rs.200.000 million surrendered by departments.
- x. Approval for Re-Imbursement of Medical charges upto Rs.1.000 million.
- xi. Release of funds on account of encashment of leave in lieu of LPR.
- xii. Release of Pension Commutation upto Rs.300.000 million.
- xiii. Release of funds on account of investigation of arrears claim of Pay & Allowances including TA, after sanctioning thereof by the Regulation Wing of Finance Department.
- xiv. Approval of revenue clearance of all ADP projects, PC-Ia, upto Rs.600.000 million.
- xv. Release of PSDP budget, after confirmation from Ways & Means Section of Finance Department.
- xvi. Additional funds for utilities upto Rs.50.000 million.

3. ADDITIONAL SECRETARY (ADMN).

- i. Posting/transfer of officials/officers in BPS-03 to 17 within the Department, Directorate of Treasuries & Accounts and Local Fund Audit, Khyber Pakhtunkhwa.
- ii. Approval of Medical Re-Imbursement Claims upto Rs.100,000/- in r/o the staff of Finance Department, Directorate of Treasuries & Accounts and Local Fund Audit, Khyber Pakhtunkhwa.
- iii. Appointment of Class-IV within the Department.
- iv. Sanction of expenditure to the rates approved by the Chief Secretary for entertainment/food charges on account of budget preparation.
- v. Sanction of Law Charges.
- vi. Approval of RBDC cases of the employees of Finance Department and its attached formations.
- vii. Sanction of all kinds of leave to the employees of Finance Department, Directorate of Treasuries & Accounts and Local Fund Audit, Khyber Pakhtunkhwa (from BPS-03 to BPS-16).

4. ADDITIONAL SECRETARY-I & II.

- i. Release of withheld / additional funds for Medical Re-Imbursement Charges upto Rs.0.500 million.
- ii. Release of withheld / additional funds on account of death compensation cases except shuhada package in respect of deceased civil servants upto BPS-16.
- iii. Release of funds on account of investigation of arrears claim of Pay & Allowances including TA in r/o the employee upto BPS-16 after approval of the Regulation Wing of Finance Department.
- iv. Creation of posts based on approval accorded by the Competent Authority/forum.
- v. Creation of posts during the course of financial year against completed developmental schemes in all departments.
- vi. Creation of OSD posts in Establishment Department up to 03 months.
- vii. Creation of Supernumerary post of Police etc. upto 100 posts.
- viii. Representation of Finance Department in the meetings of Syndicate and Senate of all Universities and Public Sector Entities where the Governor, Chief Minister or Chief Secretary is the Chairman of the forum.
- ix. Release of funds on account of encashment of Leave in lieu of LPR of all departments upto Rs. 3.000 million.
- x. Release of funds on account of Pension Commutation/contribution upto Rs.50.000 million.
- xi. Pay and Allowances (Additional funds upto Rs.10.000 million).
- xii. Release of funds based on approved summaries upto Rs.20.000 million.
- xiii. Authentication of Audit Copies of released funds.
- xiv. Clearance of Revenue component of all developmental projects costing upto Rs.100.000 million.
- xv. Representation of Finance Department in PEDO and Steering Committees meetings.
- xvi. Release of PSDP & FPA funds upto Rs.20.000 million after confirmation from Ways & Means Section of Finance Department and also keeping Cash Balance position from State Bank of Pakistan.
- xvii. Advance payment sanction for ADP Projects upto Rs. 50.000 million. However, the cases of advance payment to donor agencies and other agencies / organizations shall be approved by Secretary Finance.
- xviii. Revival of the donor's fund credited to Account-I upto Rs. 100.000 million surrendered by the department.

5. ADDITIONAL SECRETARY (PFC).

- i. Conduction of PFC meetings.
- ii. Transfer of funds to Local Government/TMAs including salary budget (excluding Additional Funds).
- iii. Transfer of funds on account of death compensation cases except Shuhada package in respect of deceased civil servants of devolved functionaries upto Rs.25.000 million.
- iv. Transfer of funds on account of Encashment of leave in lieu of LPR in respect of deceased civil servants of devolved functionaries upto Rs.25.000 million.
- v. Disposal of cases of Medical Re-Imbursement Charges of the employees of devolved set up.
- vi. Representation of Finance Department in the meetings of relevant Autonomous/Semi-Autonomous bodies, if any.

6. **ADDITIONAL SECRETARY (REGULATION).**

- i. Attendance of meetings with KPOGCL.
- ii. Sanction of investigation of arrears claims and pension contribution in respect of civil servants.
- iii. Advice/sanction of notified Allowances in respect of civil servants.
- iv. Grant of extension in deputation cases.
- v. Grant of additional charge allowance.
- vi. Approval of draft letter to Administrative Departments in respect of upgradation cases in light of approved documents by the competent authority.
- vii. Authentication of Audit Copies in light of approval of the competent authority.
- viii. Signing of para-wise comments on behalf of Secretary Finance pertaining to Service Tribunals cases.

7. **DEPUTY SECRETARY (BUDGET).**

- i. Release of funds from block allocation for Medical Re-imbursment Charges upto Rs.0.100 million.
- ii. Creation of OSD posts of Establishment Department up to one month.
- iii. Release of funds on account of death compensation cases except shuhada package in respect of deceased civil servants upto BPS-05.
- iv. Creation of Supernumerary post in Police Department (upto 50 posts).
- v. Release of withheld funds on account of leave salary / encashment in lieu of LPR of all departments upto Rs.0.500 million.
- vi. Release of additional funds for Pay and Allowances upto Rs.5.000 million.
- vii. Representation of Finance Department in the meetings of F&PC and Syndicate of all Universities as well as Board of Governors and Board of Directors of all relevant Autonomous, Semi-Autonomous Bodies & Institutions.

SECRETARY FINANCE

Endst: No. & Date Even.

Copy forwarded to:

1. All Budget/Section Officers, Finance Department.
2. PS to Advisor to the Chief Minister Khyber Pakhtunkhwa for Finance.
3. PS to Secretary, Finance Department.
4. PS to Special Secretary (A&R), Finance Department.
5. PS to Special Secretary (Budget), Finance Department.
6. PA to Director (FMIU), Finance Department.
7. PAs to All Additional Secretaries, Finance Department.
8. PAs to All Deputy Secretaries, Finance Department.
9. Master file.


(ZEESHAN KHAN)
SECTION OFFICER (ADMN)

24/07/24