

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

SERVICES APPEAL NO. 502/2024

Safdar Ali Shah, SST (Bio Chemistry) (BPS-16),
GHS, Ghoriwala Bannu..... Appellant

VS

Government of Khyber Pakhtunkhwa through Secretary (E&SE) Education
Department and others Respondents.

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11-07-2024

Peshawar


(Samina Altaf)
DIRECTOR

E&SE Department Khyber
Pakhtunkhwa, Peshawar.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

SERVICES APPEAL NO. 502/2024

**Safdar Ali Shah, SST (Bio Chemistry) (BPS-16),
GHS Ghoriwala, District Bannu..... Appellant**

VERSUS

**Government of Khyber Pakhtunkhwa through the Secretary (E&SE)
Department & others Respondents**

JOINT PARA WISE COMMENTS ON BEHALF OF RESPONDENTS No. 1 to 3.

Respectfully Sheweth:

That the Respondents submit as under:

**Khyber Pakhtunkhwa
Service Tribunal**

Diary No. 13904

Dated 02-07-24

PRELIMINARY OBJECTIONS:

- 1. That** the Appellant has got no cause of action/locus standi to file instant appeal.
- 2. That** the appellant is not an aggrieved person within the meaning of Section-4 Khyber Pakhtunkhwa Service Tribunal Act 1974 read with Article-212 of the constitution of Islamic Republic of Pakistan 1973.
- 3. That** the appellant has concealed material facts from the ambit of this Honorable Tribunal.
- 4. That** the appellant has not come to this Honorable Tribunal with clean hands in the titled appeal.
- 5. That** the appeal in hand is based on mala fide intentions for gaining illegal service benefits from the Department to the extent of his restoration against the SST (B/C) in BPS-16 post in violation of the Rules & policy in vogue.
- 6. That** the appeal in hand is barred by law of limitation Act, 1908.
- 7. That** the appeal in hand is bad for mis-joinder and non-joinder of the necessary parties to the titled appeal
- 8. That** the impugned Notifications dated 23-02-2024 & 01-04-2024 of the Respondent Department is legally competent.
- 9. That** the Notification dated 23-02-2024 has been issued in compliance of the Judgment dated 31-05-2023 of this Honorable Tribunal in Service Appeal No. 887/2020 case titled Jan Baz Khan VS Govt: of KP & others.
- 10. That** the Departmental appeal dated 04-03-2024 regarding the restoration of the appellant against the said post has been seen & file vide order No. 4007 dated 01-04-2024 by the Respondent No. 2 of being illegal.

11. **That** the appeal in hand is not maintainable in its present form.
12. **That** the case of the appellant is devoid of merit having no legal force hence liable to be dismissed in favor of the Respondents.

ON FACTS:

1. **That** Para-1 pertains to the service record of the appellant against the Arabic Teacher in BPS-15 on adhoc basis on dated 22-05-2014. **(Annex-A)**.
2. **That** Para 2 is correct that pursuant to the (Regularization of Services) Act, 2017, the services of the appellant were regularized against the SST (B/C) BPS-17 post vide Notification dated 21-03-2018 by the Respondent No. 2 under the law & rules in vogue, however, in the meanwhile, Mr. Janbaz & others of District Bannu had filed a Service Appeal No. 887/2020 case titled Janbaz Khan VS Director E&SE KP & others before this Honorable Tribunal against the seniority list dated 26-10-2019 prepared by the Respondent Department on merit-wise base instead of on age wise bases in terms of the Act 2017 which was decided on 31-05-2023 in favor of the appellant by setting aside the Seniority list dated 26-10-2019 with further direction to place the appellant on correct position in the Seniority list of Arabic Teachers in view of the Notification No. 1833-61/AE-1/Estab. Dated 21-03-2018 as well as Sub Section-2 of Section-4 of KP Employees of E&SED (Appointment & Regularization of Services) Act, 2017 which was implemented by the Respondent Department. **(Copy of the Judgment dated 31-05-2023 is Annex-B)**.
3. **That** Para 3 is correct, however, the same was re-called in favor of Janbaz Khan etc in compliance of the Judgment dated 31-05-2023 of this Honorable Tribunal in Service Appeal No. 887/2020 in terms of the Act of 2017.
4. **That** Para 4 is correct to the extent of filing of the mentioned service appeal No. 887/2020 case titled Janbaz Khan etc VS Govt: of KP & others vide Judgment dated 31-05 2023 in favor of the appellants & against the Department.
5. **That** Para 5 is correct that vide Notification dated 07-02-2020, the appellant was promoted to the post from AT/SAT to the post of SST (B/C) in BPS-16 with his adjustment against the said post GHS Ghori Wala District Bannu on dated 13-02-2020 **(attached as Annex-C)**
6. **That** Para 6 is correct that in compliance of the Judgment dated 31-05-2023, Mr. Janbaz Khan was made entitled for promotion to the post of SST in BPS-16 in terms of his seniority on Age wise basis in view of the Act of 2017, the promotion order dated 07-02-2020 of the appellant was re-called under the provision of Section-21 of General Clauses Act, 1897 to the post of AT BPS-15 in view of the post availability with the Department. **(Annex-D)**.

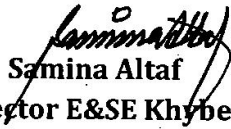

7. That Para 7 is also correct that aggrieved from the order dated 23-02-2024, the appellant has filed a Departmental appeal dated 05-03-2024 which was seen & file on dated 01-04-2024, hence, the appeal in hand is liable to be rejected on the following grounds inter alia: -

GROUND:


- A. **Incorrect & not admitted.** the stand of the appellant is against the facts & legal proposition as agitated by the Department; hence, the plea of the appellant is liable to be rejected as because the Notification dated 23-02-2024 regarding the reversion of the appellant from the post of SST in BPS-16 to the post of AT in BPS-15 is legal & in compliance of the Judgment dated 31-05-2023 of this Honorable Tribunal
- B. **Incorrect & not admitted.** the appellant has been treated as per law & rules by the Department, hence, the claim of the appellant is illegal as the act of the Department with regard to the Notification dated 23-02-2024 & 01-04-2024 is legal.
- C. **Incorrect & not admitted.** the appellant has been treated as per law & rules by the Department, hence, the claim of the appellant is illegal
- D. **Incorrect & not admitted.** The act of the Respondent Department with regard to the afore-said rules is legal.
- E. **Incorrect & not admitted.** The act of the Department with regard to the cited Notifications is legal having no question of discrimination towards the appellant by the Department in the titled case.
- F. **Incorrect & not admitted.** The Notification dated 23-02-2024 is covered by the relevant provision of law, rules, policy & vogue.
- G. **Incorrect & not admitted.** The stand of the appellant is illegal as the act of the Department with regard to the cited Notification is legally competent & even in accordance with the provision of Article, 38 (e) of the constitution of 1973.
- H. **Incorrect & not admitted** as replied above.
- I. **Incorrect & not admitted.** The stand of the appellant is illegal as the act of the Department with regard to the cited Notification is legally competent & even in accordance with the provision of Article, 38 (e) of the constitution of 1973.
- J. **Incorrect & not admitted.** The stand of the appellant is illegal as the act of the Department with regard to the cited Notification is legally competent & even in accordance with the provision of Article, 38 (e) of the constitution of 1973.
- K. **Incorrect & not admitted.** The Notification dated 23-02-2024 is covered by the relevant provision of law, rules, policy & vogue.

- L. **Incorrect & not admitted.** the appellant is not an aggrieved person within the meaning of Section-4 Khyber Pakhtunkhwa Service Tribunal Act 1974 read with Article-212 of the constitution of Islamic Republic of Pakistan 1973 However, the Respondents also seek leave to this Learned Bench to submit additional grounds record & case law at the time on date of hearing.

Therefore, in view of the above made submissions, the appeal in hand may kindly be dismissed in favor of the Respondent Department in the interest of justice.


Samina Altaf
Director E&SE Khyber
Pakhtunkhwa Peshawar
(Respondent No.2 & 3)


MASOOD AHMAD
SECRETARY


AUTHORIZED OFFICER
ABDUL AKRAM
ADDITIONAL SECRETARY (G)
E&SE Department Khyber
Pakhtunkhwa, Peshawar.
(Respondent No: 1)

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BEFORE THE HONORABLE KHYBER PAKHATUNKHWA SERVICE TRIBUNAL
PESHAWAR.

CM Application No. /2024 in SERVICES APPEAL NO. 502/2024

**Safdar Ali Shah, SST (Bio Chemistry) (BPS-16),
GHS Ghoriwala, District Bannu..... Appellant**

VERSUS

**Government of Khyber Pakhtunkhwa through the Secretary (E&SE) Department &
others..... Respondents**

REPLY TO THE APPLICATION FOR THE GRANT OF INTERIM RELIEF
AGAINST THE NOTIFICATION DATED 23-02-2024 ON BEHALF OF THE
RESPONDENTS


Respectfully Sheweth: -

The Respondent submit as under: -

1. That Para-1 is correct that the titled appeal is pending for disposal before this Honorable Tribunal for submission of reply on behalf of the Respondents.
2. That para-2 is also correct that the titled appeal has been filed by the appellant against the Notification dated 23-02-2024 of the respondent No. 2, whereby, the applicant was reverted to the post of AT in BPS-15 in compliance of the Judgment dated 31-05-2023 of this Honorable Tribunal.
3. That Para-3 is incorrect, however, the reply to the facts & grounds of the appeal of the applicant may also be treated as part & partial with the instant reply on behalf of the Respondents.
4. That Para-4 is incorrect, the plea of the appellant is misleading & liable to be rejected.
5. That Para-5 is also incorrect as the Notification dated 23-01-2024 is legal.

Therefore, in view of the above made submissions it is humbly requested that this Honorable Tribunal may kindly be pleased to dismissed the titled application in favor of the Respondents in the above said terms in the interest of justice please.

Dated: ___/___/2024


SAMINA ALTAF
DIRECTOR
E&SE Department Khyber
Pakhtunkhwa, Peshawar.
(Respondents No: 2)

6

**BEFORE THE HONORABLE KHYBER PAKHATUNKHWA SERVICE TRIBUNAL
PESHAWAR.**

CM Application No. /2024 in SERVICES APPEAL NO. 502/2024

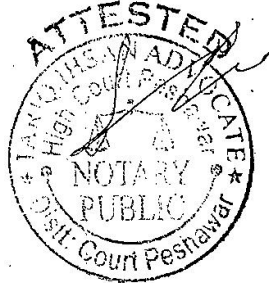
**Safdar Ali Shah, SST (Bio Chemistry) (BPS-16),
GHS Ghoriwala, District Bannu..... Appellant**

VERSUS

**Government of Khyber Pakhtunkhwa through the Secretary (E&SE) Department &
others..... Respondents**

AFFIDAVIT

I, Samina Altaf Director E&SE Department Khyber Pakhtunkhwa, do hereby solemnly affirm & declare on oath that the contents of the instant application are true & correct to the best of my knowledge & belief. 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.



Samina Altaf
**DEPONENT
SAMINA ALTAF
DIRECTOR
E&SE Department Khyber
Pakhtunkhwa, Peshawar.
(Respondents No: 2)**

S



OFFICE OF THE DISTRICT EDUCATION OFFICER

MALE BANNU

Appointment Order AT (Arabic Teacher) Male Adhoc 1.

PH No. 0928-660005, 660346,

Fax 091-928-660005

E-mail emishbannu@yahoo.com

APPOINTMENT.

Consequent upon the recommendation of the Departmental Selection

Committee, appointment of the following candidates are hereby ordered against the post of Arabic Teacher (AT) School based in BPS-15 (Rs.8500-700-29500) @

Rs. 8500/- fixed plus usual allowances as admissible under the rules on adhoc basis on Contract under the existing policy of the Provincial Government, in Teaching Cadre on the terms and conditions given below with effect from the date of their taking over charge.

S.No	Name	Father Name	Address	Score	School Name
1	WHAB KHAN	SALA HUDDIN	VILL: FATMA KHEL KALAN 11101-1470492-5	136.15	GMS ISMAILI MAM KHEL
2	IRFAN ULLAH	NAJIB ULLAH KHAN	VILL: AMIN MUGHAL KHEL GHORIWALA 11101-0501584-1	132.57	GMSRAIBAT KHAN GHARAN
3	MUHAMAMD ISMAIL KHAN	SARDAR ALI KHAN	VILL: SOKARI JABAR BANNU CITY 11101- 7380535-7	130.32	GMS ALI MAT KHATTAKAN
4	ABDUL WAHAB KHAN	GUL SHAH DARAZ KHAN	VILL: ARSALA MACHEN KHEL 11101-1445685-3	127.53	GMS ADHAMI RASOOL KHAN
5	MUHAMMAD YOUNAS KHAN	ABDUL MANAN	VLL: BASIA KHEL TORKA BAZAR 11101-4632776-9	125.17	GHS KOTKA WALI ZAR
6	TARIQ ALI SHAH	SHER DAR ALI KHAN	VILL: TERKHWAL GHORIWALA 11101-3440948-7	124.72	GMS KURI SHIKHAN
7	SAFDAR ALI SHAH	AYUB ALI SHAH	VILL: KOT METHER GHORIWALA 11101-5031979-1	124.58	GMS UMER KHAM MAMA KHEL LANDIDAK
8	MUHAMMAD MURTAZA KHAN	MUHAMMAD USMAN	VILL: SOKARI JABAR BANNU CITY 11101- 3592279-9	122.71	GMS ALLAH DAD MAMASH KHEL

Attended
j w e y

Annexure - A
A

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①

9	HAZRAT ULLAH SHER DARAZ KHAN	VILL: SOKARI HASSAN KHEL BANNU CITY 11101-1507619-9	122.61	GMS KHWAJAMAD MANDAN
10	SYED RAHMAT ULLAH SHAH MUHAMMAD GHANI SHAH	VILL: SHAH BAZ SHAH SHIKHAN 11101-1448295-3	122.39	GHS AMANDI UMER KHAN
11	MOLVI MATIULLAH JALAL DIN	VILL: ADHAMI RASOOL KHAN PIRBA KHEL 11101-4990340-3	120.93	GMS SADA KHEL WAZIR
12	MUHAMMAD ZAIN UD DIN SAHER GUL KHAN	VILL: AMIN MUGHAL KHEL GHORIWALA 11101-4778150-3	120.62	GMS SARDAD KHAN MANDEW
13	AKHTAR ZAMAN ASHRAF KHAN	VILL: HAKIM KHAN AZIM KALA 11101-1579065-9	120.55	GMS MOIN ULLAH UMER ZAI
14	TARIQ KHAN DILA BAZ KHAN	VILL: NURAR KHAASS 11101-5651910-9	120.14	GMS SHAHEED BAB
15	MUHAMMAD ASLAM KHAN HAJI MIR ASLAM KHAN	VILL: HAKIM BHARAT BANNU 11101-6574656-3	118.97	GMS WALI NOOR JANI KHEL
16	ABDUL HAFEEZ MUHAMMAD QADIR	VILL: PIR DAL SHAMSHI KHEL 11101-5565938-5	118.68	GMS ADHAMI SULTAN SHAH
17	BARKAT ULLAH KHAN QURESHI MAHMOOD JEHAN	VILL: AKHUNDAN KAKKI 11101-2917729-5	118.63	GMS JUNAI BAKA KHEL
18	ABID ULLAH SHAH FARID ULLAH SHAH	VILL: SAIDAN MAMA KHEL BANOCHI 11101- 1905611-1	118.32	GMS MAMOOKI DARDAREEZ
19	ABID ULLAH KHAN RAEEP KHAN	VILL: NURAR KHAASS 11101-8485152-5	118.31	GMS MURIB KHEL BAKA KHEL
20	MUHAMMAD RAFIQ KHAN BAHDER KHAN	VILL: NURAR KHAASS 11101-4958601-1	118.28	GMS GUL BADIN LANDIDAK
21	ABDUL WAHAB GUL SHAH ZAD KHAN	VILL: HASSAN KHEL JAFFAR KHAN 11101-0404673-7	118	GMS SIKANDER BHARAT
22	ABDUR RAHMAN MIR QAD AYAZ KHAN	VILL: MIR QALAM TUGHAL KHEL 11101-1532465-7	117.82	GMS AINULLAH JANI KHEL
23	ULFAT QADEER SHAH ZAMAN	VILL: LANDI JALANDER 11101-1808976-5	117.81	GMS MIR GHAFAR GHORA BAKA KHEL

Alustad
Jawan
Z. P. Pains
Gullu

24	INAMULLAH SHAH	MUHAMMAD SHAH	VILL: FATMA KHEL KALAN 11101-4571315-1	117.61	GMS AQLIM KHAN KALA
25	MUHAMMAD ABDULLAH KHAN	MUHAMMAD ASAD ULLAH KHAN	VILL: JHANGIR LALAZAI 11101-8200730-5	117.38	GMS MIR ASLAM LALAZAI
26	HAMID ULLAH KHAN	GHAUSULLAH KHAN	VILL: MANDEW KHAASS 11101-4109674-1	117.07	GMS MEHMOOD SHAH SHAHDEW
27	SHOHAB KHAN	QAMAR ZAMAN KHAN	VILL: KOTKA MIR ALAM TORKA BANNU 11101- 3775071-1	116.69	GMS BHANGI KHEL SURREANI
28	ABDUL SUBHAN	ABDU SHAKOOR KHAN	VILL: HASSAN KHEL SOKARI BANNU CITY 11101-8417193-9	116.49	GMS NIZEM DIRMA KHEL
29	SHAFQAT ULLAH KHAN	NAQIB ULLAH KHAN	VILL: GANDALI BAZAR AHMAD KHAN 11101-2568279-5	116.49	GMS GAMBER
30	SHAFIQ UR REHMAN	MUHAMMAD ABDUREHMAN	VILL: KOT BRARA BANNU 11101- 0289651-3	116.26	GHS KHADRI MUHAMMAD KHEL
31	KHALIL UR REHMAN	NAEEM ULLAH KHAN	VILL: MALIK SHAHI NAURANG KHEL JANI KHEL 22201-3954855-3	115.88	GMS ADNAN SARDI KHEL
32	MUHAMMAD RAHMAN	GUL DAR ALI KHAN	VILL: MURGHALI PIRBA KHEL 22201-5991261-1	115.69	GHS DHANDI WAZIR
33	JANBAZ KHAN	MUHAMMAD NAWAZ KHAN	VILL: KAKKI KHAASS 11101- 5012372-1	115.68	GMS MALY KHAN SARKI KHEL
34	SHARIN JAN	ALI MAR JAN	VILL: KHUJARI KHAASS 11101-2733762-1	115.49	GMS HASSAN KHEL KHERAKI
35	SHAHID ULLAH KHAN	KARM ALI KHAN	VILL: KOTKA NASIR KHAN BHARAT 11101- 8596196-9	115.39	GMS ABDUL QADIR SHAH MANDAN
36	SIBGHAT ULLAH KHAN	SHAH ALAM	VILL: MANDEW KHAASS 11101-1991352-7	115.32	GMS DILASA KHAN MANDEW
37	RAHAM DIL KHAN	GHULAM RABBANI	VILL: SHAH BAZ AZMAT KHEL BANNU 11101-1451211-1	115.04	GMS KABIR KHUR GAI
38	KHAWAJA MUHAMMAD	GHULAM JILANI	VILL: JHANGIR LALAZAI 11101-1025954-7	114.96	GMS BAZIDA YOUSAF KHAN

Handwritten signatures and notes:
A large signature is written across the bottom of the page, with the name "Jawan" written vertically next to it. Another signature is written below it, with the name "Jawan" written vertically next to it. There are also some other handwritten marks and initials.

-11-

39	KARIM ULLAH SHAH	ABDULLAH SHAH	VILL: ISMAIL KHEL 11101- 2466645-9	114.47	GHS KOTKA BILAWAR KHAN
40	ANEES ULLAH KHAN	HAMZA ALI KHAN	VILL: BAZIDA SURANI BANNU 11101-5567452-1	114.2	GMS DOMANZA BIZEN KHEL
41	IMRAN ULLAH KHAN	FAQIR ULLAH	VILL: SOKARI KARIM KHAN BANNU CITY 11101-6893468-9	113.89	GMS ZAMAN WAZIR
42	IMRAN KHAN	KHAN SAHIB	VILL: HINJAL NOOR BAZ BANNU 11101-1666097-9	113.84	GHS AZIM KAL
43	JAMSHED KHAN	MUSHK ALAM KHAN	VILL: KAKKI KHASS 11101- 1071857-1	113.77	GHS JANI KHEL
44	NASIBULLAH KHAN	MIR KABOOT KHAN	VILL: ARSALAN MACHEN KHEL GHORIWALA 11101-0766403-1	110.93	GMS GUL JAWAR DOMEL
45	ARIF ULLAA KHAN	ABDUS SUBHAN	VILL: NOOR MALI JHANDO KHEL 11101-9255039-7	109.9	GMS DOGAR UMER ZAI

[Handwritten Signature]

TERMS & CONDITIONS.

1. NO TA/DA etc is allowed.
2. Charge reports should be submitted to all concerned in duplicate.
3. Appointment is purely on temporary & contract basis initially for one year W.e.f 22TH May, 2014 to 21th May, 2015.
4. He should not be handed over charge if he exceeds 35 years or below 18 years of age. Age relaxation case may be submitted to competent authority.
5. Appointment is subject to the condition that certificate/documents must be verified from the concerned institutions by the DEO Male (concerned), anyone found producing bogus/fake Certificate/degree will be reported to the law enforcing agencies for further action and his appointment will be withdrawn from the selection list. Charges of the verification will be borne by the appointee himself.
6. His services are liable to termination on one month's prior notice from either side. In case of resignation without notice his one-month pay/allowances shall be forfeited to the Government.
7. Pay will not be drawn until and unless a certificate to the effect by DEO Male(concerned) is issued that his certificates are verified
8. He should join his post within 10 days of the issuance of this notification. In case of failure, his appointment will expire automatically and no subsequent appeal etc shall be entertained.
9. Health and Age Certificate should be produced from the Medical

[Handwritten Signature]
Attn: Jawar

-12-

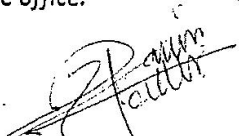
- Superintendent concerned before taking over charge.
10. He will be governed by such rules and regulations as may be issued from time to time by the Govt.
 11. His services shall be terminated at any time, in case his performance is found unsatisfactory during his contract period. In case of misconduct, he shall be processed under the rules framed from time to time.
 12. His appointment is made on School base, He will have to serve at the place of posting, and his service is not transferable to any other station.
 13. Before handing over charge once again their document may be checked if they have not the required relevant qualifications as per rules, they may not be handed over charge of the post.
 14. In case of any error, deceit on behalf of the appointee found at any time, the appointment order of the candidate will be with drawn


(Al Haj Fazal Sadiq Mandew)
DISTRICT EDUCATION OFFICER
MALE BANNU

5390-6440

Endst:No. /AE-II-Male/AT/Adhoc/Apptt: Dated Bannu the 22/05/2014.
Copy forwarded for information and necessary action to the: -

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa.
2. Principal/Head Master Concerned.
3. District Accounts-Officer Concerned
4. Accountant Middle Section Local DEO Male office.
5. Official Concerned.


DEPUTY DISTRICT EDUCATION OFFICER
MALE BANNU


Attested
Jawan

"Annexure - B"



13-

"B"

DISTRICT EDUCATION OFFICER (MALE) BANNU

PH No. 0928-660005, 660346, Fax 091-928-660005

E-mail: bannuedo@yahoo.com

NOTIFICATION

In pursuance of Section-3 of the Khyber Pakhtunkhwa Employees of Elementary & Secondary Education Department (Appointment & Regularization of Services) Act, 2017, read with section-1 sub-section-(2) of the Act ibid and Law Department Government of Khyber Pakhtunkhwa advice bearing No. ALD-III/Legis:1(4)2017/Vol-1/0888-90 dated 20.03.2017 & Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification No. SO(S/P)E&SED/3-2018/SITT/Contract, services of the following Arabic Teachers (ATs) are hereby regularized in BPS-15 with effect from the date of their initial appointment.

S.No	NTS R.No	Name	Address	Score	Name of School	Appnt:Order No. & Date	Extension No.& Date
01	1240374	Wahab Khan	Fatma Khel	136.15	GHS Ismaili Mama Khel Bannu	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
02	1240477	Irfanullah	Amin Mughal Khel	132.57	GMS Ribat Khan Barat Khan	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
03	1240508	Muhammad Ismail Khan	Sokari Jabar	130.32	GMS Ali Mat Khattakah	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
04	1240388	Abdul Wahab Khan	Arsala Machan Khel	127.53	GMS Adami Rasool Khan	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
05	1240130	Muhammad Younas Khan	Basia Khel Tooka Bazar	125.17	GMS Kotka Wali Zar	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
06	1240429	Tariq Ali Shah	Tirkhwala Ghoriwala	124.72	GMS kurri Shahai Khan	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
07	1240217	Safdar Ali Shah	Kot Mattar Ghoriwala	124.58	GMS Umer Khan Mama Khel Landidak	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
08	1240522	Muhammad Murtaza Khan	Sokari Jabar	122.71	Allah Dad Mamash Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
09	1240439	Hazratullah	Sokari Hassan Khel	122.61	GMS Khuja Mad Mandan	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
10	1240424	Syed Rahmatullah Shah	Shahbaz Shah Shaikhan	122.39	GHS Amandi Umer Khan	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
11	1240396	Molvi Matullah	Adami Rasool Khan	120.93	GMS Sada Khel Wazir	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
12	1240084	Muhammad Zinud Din	Amin Mughal Khel Ghoriwala	120.62	GMS Sardat Khan Mandew	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
13	1240203	Akhter Zaman	Hakim Khan Azim Killa	120.55	GMS Minullah Umerzai	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
14	12400359	Tariq Khan	Nurar Khas	120.14	GMS Shaheed Baba	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
15	1240378	Muhammad Aslam Khan	Hakim Barat Bano	118.97	GHSS Wali Noor Jani Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017


Signature

-14-

16	1240551	Abdul Hafiz	Pirdil Shahmshi Khel	118.68	GMS Adami Sultan Shah	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
17	1240597	Barkatullah Khan Qureshi	Akhundan Kakki	118.63	GMS Junai Baka Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
18	1240168	Obidullah Shah	Syedon Mama Khel	118.32	GHS Mamaki Dardariz	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
19	1240163	Abdullah Khan	Nurar Khas	118.31	GMS Murib Khel Baka Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
20	1240532	Muhammad Rafiq Khan	Nurar Khas	118.28	GMS Gulbadin Ladidak	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
21	1240463	Ulfat Qadir	Landi Jalader	117.81	GMS Mir Ghafar Churo Baka Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
22	1240184	Inam Ullah Shah	Fatma Khel Kala	117.61	GMS Aqlim Khan Killa	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
23	1240547	Hamidullah Khan	Mandew Khas	117.07	GMS Mehmood Shah Shahdew	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
24	1240592	Shohab Khan	Kotka Mir Alam Toorka Bannu	116.69	GMS Bangi Khel Surrani	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
25	1240442	Abdul Subhan	Hassan Khel Sokari	116.49	GMS Nazim Derma Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
26	1240098	Shafiqat Ullah Khan	Ghandali Bazar Ahmad Khan	116.49	GMS Gamber	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
27	1240457	Shafiq Ur Rehman	Kot Bararh Bannu	116.26	GHS Khadri Muhammad Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
28	1240006	Khalil Ur Rehman	Malik Shahi Norangkheh Jani Khel	115.88	GHS Adnan Sardi Khel Bannu	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
29	1240192	Muhammad Rehman	Murghali Raba Pirba Khel	115.69	GHS Dandi Wazir	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
30	1240398	Janbaz Khan	Kakki Khas Bannu	115.68	GMS Maly Khan Sarki Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
31	1240106	Sherin Jan	Khujari Khas	115.49	GMS Hassan Khel Kharaki	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
32	1240180	Shahidullah Khan	Kotka Nasir Khan Barat	115.39	GMS Abdul Qadir Shah Mandan	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
33	1240242	Sibghat Ullah Khan	Mandew Khas	115.32	GMS Dalasa Khan Mandew	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
34	1240175	Raham Dil Khan	Shahbaz Azmat Khel	115.04	GMS Kubir Khuargal	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
35	1240407	Khawaja Muhammad	Jangir Lalozal	114.96	GMS Bazida Yousif Khan	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017

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	1240505	Karim Ullah Shah	Ismail Khel	114.47	GIS Kotka Dllawur Khan	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
37	1240412	Anequllah Khan	Bazida Surrani Bannu	114.20	GMS Domanza, Bizan Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
38	1240100	Imranullah Khan	Sukarri Karim Khan	113.89	GMS Zaman Wazir	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
39	1240185	Imran Khan	Hijal Noor Baz Bannu	113.84	GHS Azim Killa	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
40	1240588	Jamshid Khan	Kakkil Khas	113.77	GHS Jani Khel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
41	1240077	Nasibullah Khan	Arsian Machan Khel Ghoriwala	110.93	GMS Guljawan Damel	5390-6440 dt:22-05-2014	No.6802-49 dt:22-05-2017
42	1240441	Muhammad Tahir	Jandu Khel	119.47	GMS Dogar Umerzai	7295-300 dt:27-05-2014	No.6797-6801 dt:22-05-2017
43	1240351	Mukhtaram Shah	Kotka Amburshah Ismail Khel	115.49	GMS Sikander Barat	8685-91 dt:06-08-2014	No.6787-91 dt:22-05-2017
44	1240166	Muhammad Aslam Khan	Wala Khel Sikander Khel Bala	109.57	GMS Mir Aslam Lalozai	9097-9104 dt:19-08-2014	No.6792-96 dt:22-05-2017
45	161300125	Rahmat Noor	Malakshai Jani khel	114.70	GMS Malak Shahai Jani Khel	1738-42 dt:18-03-2015	No.4586-92 dt:18-05-2016
46	161300404	Saifullah Khan	Shahrif Shah Shahalkhan Bazar Ahmad Khan	114.14	GMS Majid Sardi Khel	1738-42 dt:18-03-2015	No.4586-92 dt:18-05-2016
47	161300531	Abdul Wahab Khan	Nawaz Ghulam Qadar	124.23	GMS Khujamad Landidak	2211-19 dt:08-04-2016	No.4586-92 dt:18-05-2016
48	161300540	Nowsher Zaman	Sokari Jabar Bannu City	122.57	GHS Landi Jahader	2211-19 dt:08-04-2016	No.4586-92 dt:18-05-2016
49	1613000165	Muhammad Abdul Haq Khan	Hinjai Noorbaz	139.45	GMS Degan Shahdi Khan	No.3457-68 dt:13-04-2017	Nil
50	1613000511	Tariq Khan	Shahbaz Shahshah Khan	131.21	GMS Hassani Darashah	No.3457-68 dt:13-04-2017	Nil
51	1613000517	Inamul Hassan Khan	Kotka Akhundani Ismail Khel	124.50	GMS Tarkat Zargar Mama Khel	No.3457-68 dt:13-04-2017	Nil
52	1613000732	Sahib Rehman Khan	Lewan Dardariz Bannu	123.45	GMS Multani Landidak	No.3457-68 dt:13-04-2017	Nil
53	161300047	Fida Muhammad	Nakim Kakki	122.35	GMS Pir khel Kakki	No.6090-95 dt:09-05-2017	Nil
54	1613000299	Sadiqullah Khan	Bazida Kocal Khel	124.60	GMS Dabak Syed Khel Bannu	No.4384-90 dt:27-04-2017	Nil


 Attested

TERMS AND CONDITIONS

-16-

1. Their services shall be governed by the Khyber Pakhtunkhwa Civil Servants Act, 1973, the Khyber Pakhtunkhwa (Appointment, Deputation, Posting & Transfer of Teachers, Lecturers, Instructors & Doctors) Regulatory Act, 2011, and such rules and regulations as may be issued from time to time by the government.
2. Their services shall be considered regular and they shall be eligible for pension/deduction of GP fund in terms of the Khyber Pakhtunkhwa Civil Servants Act, 1973 as amended in 2013.
3. Their services are liable to termination on one month prior notice from either side. In case of resignation without notice, their one month pay/allowances shall be forfeited to the Government treasure.
4. They shall possess the same qualification and experience required for a regular post.
5. They shall have not resigned from their services or terminated from services on account of misconduct, inefficiency or any other ground before commencement of this ACT. The DDO concerned should ensure this condition before the drawal of their pay as regular servants.
6. Their regularization shall not affect the promotion quota of existing holders of posts in respective service cadres.
7. They shall rank junior to all other employees belonging to the same cadre who are in service on regular basis on the commencement of this Act and shall also rank junior to such other persons if any, who, in pursuance of the recommendation of the Khyber Pakhtunkhwa Public Service Commission made before the commencement of this ACT are to be appointed to the cadre, irrespective of their actual date of appointment.
8. Their seniority shall be determined on the basis of their continuous service in cadre, provided that if the date of continuous service in the case of two or more employees is the same, the employees older in age shall rank senior to the younger one.
9. Errors and omissions will be acceptable within the specified period.

sd
DISTRICT EDUCATION OFFICER
(MALE) BANNU

Encls: No 1833-61

/NF-IT/Esab

Dated: 21/3/2018

Copy for information and N/A to the-

1. Director Elem & Secy Edu: Khyber Pakhtunkhwa Peshawar.
2. Deputy Commissioner Bannu.
3. District Account Officer Bannu.
4. Deputy District Education Officer (Male) Bannu.
5. The Head of Institution Concerned Schools in district Bannu.
6. Teacher concerned for strict compliance and report.
7. Accountant Middle Section Local office, Bannu.
8. District Monitoring Officer Bannu.

sd
DISTRICT EDUCATION OFFICER
(MALE) BANNU

sd
Attested
Pawan

AN
ACT

Annexure - C₂

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Annexure - C

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

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

It is hereby enacted as follows:

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

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

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

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

- (a) "Commission" means the Khyber Pakhtunkhwa Public Service Commission;
- (b) "contract appointment" means appointment of a duly qualified person for a specific period made otherwise than in accordance with the prescribed method of recruitment;
- (c) "employees" mean duly qualified persons,—
 - (i) who are appointed as teachers on adhoc or contract basis by the Government after 2013 through National Testing Service but does not include the teachers engaged on work charge basis or who are paid out of contingencies;
 - (ii) who are appointed in the projects on contract basis in accordance with the project policy; and
 - (iii) who are appointed as Junior Clerk in the Elementary and Secondary Education Department by Government after 2013 through National Testing Service;
- (d) "Government" means the Government of the Khyber Pakhtunkhwa;

[Signature]
Attested: *[Signature]*

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

(f) "project" means,-

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

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

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

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

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

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

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

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

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

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

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

(INAMULLAH KHAN)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa

[Handwritten Signature]
Attested. *[Handwritten Name]*



DISTRICT EDUCATION OFFICER (MALE) BANNU

Phone No: 0928-660005, Fax No: 0928-660346
Email Id: bannuedo@yahoo.com



Amir 2016 - D
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OFFICE ORDER

In pursuance for the Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar Notification issued vide Endst: No: 8665-70/File No.1/Promotion/SST BPS-16 Dated Peshawar the 07/02/2020, the following SCTs/CTs, SDMs/DMs, SATs/ATs, STTs/TTs, Senior Qaries/Qaries, PSHTs/SPSTs/PSTs, promoted as SST BPS-16 (Rs:18910-1520-64510) Plus usual allowances as admissible under the rule on regular basis are hereby posted/Adjusted against vacant post of SST (Bio-Chem), SST (Phy-Maths), SST BPS-16 in the School noted against their names with immediate effect.

SST (Bio-Chem)

S.No	Name	Desig:	Name of School	Place of Posting	Remarks
01	Afraz Khan	CT	GMS Shahdew Mehmood Shah	GHS Shukrullah Hussin Mandan Bannu	Against Vacant Post
02	Abidullah Khan	CT	GMS Inam Tughal Khe	GHS Kakki Bannu	Against Vacant Post
03	Asif Khan	CT	GHS No.2 Bannu	GHS No.2 Bannu	Against Vacant Post
04	Rahmatullah Khan	CT	GHS Toor Kakki Bannu	GHS Toor Kakki Bannu	Against Vacant Post
05	Muhammad Ishaq Khan	CT	GHS Ghora Baka Khe	GHS Hakim Baharat Bannu	Against Vacant Post
06	Inran Khan	CT	GHS Kotka Ayaz	GHS Kotka Ayaz Bannu	Against Vacant Post
07	Amirullah Khan	CT	GMS Aslam Khan Darlanz	GCMHS For Boys Bannu	Against Vacant Post
08	Sher Ali Khan	PST	GPS Bahadur Manak Khel	GHS Hinjal Noorbaz Bannu	Against Vacant Post
09	Muhamamd Ibrar Khan	PST	GPS Khan Zad Mughal Khel	GHS Nar Jaffar Bannu	Against Vacant Post
10	Mash Hood Ur Rehman	PST	GPS Rab Zaman Sardi Khel Bannu	GHS Al-Momin Bachakti Jani Khel Bannu	Against Vacant Post
11	Naimat Ullah Khan	DM	GMS Sakhi Sarwar Mandew Bannu	GHS Laloza Bannu	Against Vacant Post
12	Safdar Ali Shah	AT	GMS Umar Khan Mama Khel Bannu	GHS Ghorwala Bannu	Against Vacant Post
13	Gul Azad Khan	TT	GMS Zaman Wazi Bannu	GHS Khadri Muhammad Khel Bannu	Against Vacant Post
14	Muzafar Iqbal	Qari	GHS Koti Sadat Bannu	GHS Domel Bannu	Against Vacant Post

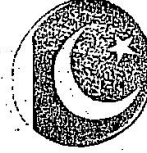
Taj Ahmad Khan
bannuedo@yahoo.com
Phone: 0928-660005 & Fax: 0928-660346

Attended
Taj Ahmad Khan



DISTRICT EDUCATION OFFICER (MALE) BANNU

Phone No: 0928-660005 Fax No: 0928-660346
Email Id: bannuedo@yahoo.com



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SST (Phy-Maths)

S.No	Name	Desig.	Name of School	Place of Posting	Remarks
01	Abdul Hamid	SCT	GHSS Domel Bannu	GHS Domanza Bizan Khel Bannu	Against Vacant Post
02	Qudratullah	SCT	GHS Nar Shukerullah	GHS Azim Killa Bannu	Against Vacant Post
03	Farman Khan	PSHT	GPS Farman Tori Killa Bannu	GHS Mumbati Barakzai Bannu	Against Vacant Post
04	Nasrullah Jan	DM	GMS Abdul Qadir Shah Mandan Bannu	GHS Hukamzad Dardariz Bannu	Against Vacant Post
05	Hafiz Abidullah	SAT	GHS Bahader Manak Khel Bannu	GHSS Jani Khel Bannu	Against Vacant Post
06	Shafiqatullah	S.Qari	GHS S.K Bala Bannu	GHS No.3 Bannu	Against Vacant Post

Terms & Conditions

1. They would be on probation for a period of one year extendable for another one year.
2. They will be governed by such rules and regulations as may be issued from time to time by the Government.
3. Their services can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct they will be proceeded under the Rules frame time to time.
4. Charge report should be submitted to all concerned.
5. Their inter-seniority on lower post will remain intact.
6. No TA/DA is allowed for joining his duty.
7. They will give an under taking to be recorded in their service Book to the effect that if any over payment is made to him in light of this order will be recovered and if he is wrongly promoted he will be reversed.
8. Before handing over charge once again their documents may be checked if they have not the required relevant qualifications as per rules, they may not be handed over charge of the post.

(ATTAULLAH KHAN MINA KHEL)
DISTRICT EDUCATION OFFICER
(MALE) BANNU

Endst: No: 1887-1902/AE-1/Estab: Dated: 13/02/2020.

Copy for information and necessary action to the:

01. Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
02. District Accounts Officer Bannu.
03. Sub Divisional Education Officer (M) Bannu.
04. Sub Divisional Education Officer (M) Domel.
05. Sub Divisional Education Officer (M) Kakki.
06. Sub Divisional Education Officer (M) Baka Khel Bannu.
07. Principal/Headmaster of Institution concerned schools in District Bannu.
08. DMO Bannu.
09. Master File.

DISTRICT EDUCATION OFFICER
(MALE) BANNU

Taj Meera Khui
bannuedo@yahoo.com
Phone: 0928-660005 & Fax: 0928-660346

Attended
Taj Meera



"Annexure - E"

22

F

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Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar

NOTIFICATION

1. Whereas, the appellant Mr. Jan Baz Khan was appointed as Arabic Teacher (BPS-15) in District Bannu on adhoc/contract basis through NTS on 22-05-2014 and regularized vide Notification dated, 21-03-2018. Thereafter, the DEO (M) Bannu notified seniority (merit-wise) of AT cadre on 15-10-2019 in terms of Section-8 of Civil Servant Act, 1973 read with Rules-17 of (Appointment, Promotion & Transfer) Rules 1989, wherein, the name of the appellant was shown at S.No. 84 among his other colleagues.
2. And whereas, aggrieved of the seniority ibid, the appellant invoked the constitutional jurisdiction under Article-212 of the Islamic Republic of Pakistan, 1973 through filing Service Appeal No. 887/2020 before the Honorable Khyber Pakhtunkhwa Service Tribunal Peshawar, whereby the appellant impugned the seniority list stood on 26-10-2019 of ATs (BPS-15) in District Bannu with the prayer, that the same may be prepared age-wise in accordance with the Sub-Section-2 of Section-4 (Appointment & Regularization of Services) Act of 2017.
3. And whereas, the case of the appellant was decided vide judgment dated 31-05-2023 by the Honorable Tribunal in favor of the appellant with the direction to the Department, reproduced in verbatim as under: -

"inter-se-seniority of the appellant shall be determined age-wise on the basis of Notification dated 21-03-2018 as well as Sub-Section-2 of Section-4 of KP E&SE Department (Appointment & Regularization of Services) Act, 2017 by placing the name of the appellant at correct position in the seniority list of the concerned Arabic Teacher with all consequential benefits".

4. And whereas, the case was declared as UNFIT for filing CPLA before the apex Court by the law Department, whereafter, the DEO (M) Bannu implemented the Judgment ibid to the extent of seniority (age-wise) and submitted working papers to this Directorate for promotion of the appellant to the post of SST (BPS-16) in compliance of the judgment supra, whereafter, the case was referred to the meeting of Departmental promotion committee held on 13-12-2023 and the committee has recommended that, the promotion Notification No. 8565-70 dated 07-02-2020 be withdrawn to the extent of Mr. Safdar Ail Shah SST (B/C) (BPS-16) only and Mr. Janbaz Khan - AT (BPS-15) be promoted to the post of SST (BPS-16) with immediate effect.

Now therefore, in compliance of the Judgment dated 31-05-2023 of the Honourable Khyber Pakhtunkhwa Service Tribunal, Peshawar & recommendations of Departmental Promotion Committee, the competent authority (Director E&SE Khyber Pakhtunkhwa) is pleased to withdraw the promotion Notification No. 8565-70 dated 07-02-2020 to the extent of Mr. Safdar Ail Shah SST (B/C) (BPS-16) and the appellant Mr. Jan Baz Khan AT (BPS-15) is hereby promoted to the post of SST (BPS-16) in terms of Rule-7 of the (Appointment, Promotion & Transfer) Rules, 1989 with immediate effect in the interest of public service. Moreover, their services are placed at the disposal of DEO (M) Bannu for further adjustment.

Terms and Conditions:-

1. He shall be on probation for a period as specified in Rules (15) substituted vide No.SO(Policies)/E&AD/1-3/2017 Dated. 07-12-2017 in Appointment, Promotion and Transfer Rules, 1989.
2. He will be governed by such rules and regulations as may be issued from time to time by the government
3. His services can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
4. Charge report should be submitted to all concerned.

[Signature]
Attested

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- 5 His Inter-Se- seniority on lower post will remain intact as per Rules (17)(4) of Appointment, Promotion
and Transfer Rules, 1989.
6 No TADA is allowed for joining the duty.
7 He will give an undertaking to be recorded in his service book to the effect that if any over payment is
made to them in light this order, will be recovered and if he is wrongly promoted, he will be reversed.
8 Before handing over charge, his documents may be checked. If he does not possess the required
relevant qualification as per rules, he may not be handed over the charge of the post.

(Samina Altaf)
Director
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

No: 4172-76 /F.No. (AD/Lit-II)/SA No. 887/2020/Jan Baz/2023. Dated Peshawar the: 23/2/2024

Copy forwarded for information & n/action to the:-

- 1 Learned Registrar Khyber Pakhtunkhwa Service Tribunal, Peshawar.
- 2 Learned AAG Khyber Pakhtunkhwa Service Tribunal, Peshawar.
- 3 District Education Officer (Male) Bannu.
- 4 District Accounts Officer District Bannu.
- 5 Deputy Director (Legal) E&SE Khyber Pakhtunkhwa
- 6 Section Officer (Lit-II) E&SE Department Khyber Pakhtunkhwa.
- 7 PA to Additional Secretary (General) E&SE Department Khyber Pakhtunkhwa.
- 8 PA to Director E&SE Khyber Pakhtunkhwa.
- 9 Official concerned
- 10 Master File.

[Signature]
Assistant Director (Estab-M-1)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar
23/2/2024

[Signature]
Attested: *[Signature]*



**DIRECTORATE ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA, PESHAWAR.**

AUTHORITY LETTER

I, Samina Altaf, Director (E&SE) Khyber Pakhtunkhwa Peshawar do hereby authorized Mr. Muhammad Rizwan, Assistant Director Litigation-II of this Directorate for submission of Joint Parawise Comments in Service Appeal No. 502/2024 case titled **Safdar Ali Shah, SST District Bannu Vs Government of Khyber Pakhtunkhwa & others**, hence, an authority letter is hereby issued in favor of the above-named officer.

Samina Altaf
(Samina Altaf)

DIRECTOR

E&SE Department Khyber
Pakhtunkhwa, Peshawar

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