KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWA

		CHECK LIST	Sauth.
Case Title:	سسلمي ولمره	v/s	עו שיעיט

•		•	
S#	CONTENTS	YES	NO
1	This Appeal has been presented by: Sanfullely Johnson Men	noted.	
2	Whether Counsel/Appellant/Respondent/Deponent have signed the requisite documents?	✓	
3	Whether appeal is within time?	√ .	
4	Whether the enactment under which the appeal is filed mentioned?	1	
5	Whether the enactment under which the appeal is filed is correct?	√	
6	Whether affidavit is appended?	V	
7	Whether affidavit is duly attested by competent Oath Commissioner?	1	
8	Whether appeal/annexures are properly paged?	✓	****
9	Whether certificate regarding filing any earlier appeal on the subject, furnished?	×	✓
. 10	Whether annexures are legible?	✓ ·	
11	Whether annexures are attested?	V	
12	Whether copies of annexures are readable/clear?	V	
13	Whether copy of appeal is delivered to AG/DAG?	V	
14	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	✓	
15	Whether numbers of referred cases given are correct?	1	
16	Whether appeal contains cutting/overwriting?	×	~
17	Whether list of books has been provided at the end of the appeal?	V	
18	Whether case relate to this court?	✓	1
19	Whether requisite number of spare copies attached?	, 🗸	
20	Whether complete spare copy is filed in separate file cover?	✓.	
21	Whether addresses of parties given are complete?	1	
22	Whether index filed?	1	
23	Whether index is correct?	1	
24	Whether Security and Process Fee deposited? On	√	
25	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? On	*	. ,
26	Whether copies of comments/reply/rejoinder submitted? On	1	
27	Whether copies of comments/reply/rejoinder provided to opposite party? On	✓	

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name: Sad Wilde Market

Signature: Dated: 21/8/24

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Amended Appeal No.

/2024

ΙN

S.A. No. 15356 /2020

Salah-ud-Din

versus

Secretary & Others

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Appellant

Through

Saadullah Khan Marwat

Advocate

21-A, Nasir Mansion, Shoba Bazaar, Peshawar

Ph: 0300-5872676

Dated 20-08-2024

Seman is to

CONTRACTOR OF THE PARTY OF THE

BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR

Amended Appeal No._____/2024 IN

Appeal No. 15356/2020

Salah-ud-Din S/o Badshah Zarin Director, Revenue, Excise and Taxation Department, Augaf Complex, Shami Road,

> / ... Appellant

Peshawar....

VERSUS

- Secretary, Government of KP, Excise and Taxation Department, Peshawar.
- Secretary, Govt. of KP,
 Establishment Department,
 Civil Secretariat, Peshawar.
- Chief Secretary, Government
 Of KP, Civil Secretariat,
 Peshawar.
- 4. Standing Service Rules Committee
 Though R. No. 02. Respondents

⇔<=>⇔<=>⇔<=>⇔

AMENDED APPEAL UNDER SECTION 4 OF THE SERVICE TRIBUNAL ACT, 1974 AGAINST OFFICE NOTIFICATION NO. SO(ADMN)ET&NC/1-41/2018 DATED 16-02-2018 OF RESPONDENT NO. 01, WHEREBY FURTHER PROMOTION TO THE POST OF DIRECTOR GENERAL B-20 WAS BLOCKED FOR EVER FOR NO LEGAL REASON.

⇔<=>⇔<=>⇔<=>⇔<=>⇔<=</p>

Respected Sir:

- 1. That appellant was appointed as Excise and Taxation Officer B-17 in the year 2005 in the department on the recommendation of Public Service Commission. He was promoted to the post of Deputy Director B-18 in the year 2010 and was further upgraded to the post of Director BS-19 on satisfactory performances of the official duties.
- That on 14-06-2002, KP Excise and Taxation Department introduced Service Rule, 2002. The same were published in the Official Gazette of KP on 07-04-2005 which regulates services of the employees of different categories of the Department.

In the said rules, post of Director General, Excise and Taxation was to be filled in:-

 By promotion on the basis of Seniority Cum-fitness, from amongst the Deputy Directors having Five year service as such

"OR"

15 years service as Excise and Taxation Officer and Deputy Director, who have passed the Departmental Examination in higher Standard; and

- If no suitable Deputy Director is available for promotion, by transfer of a suitable officer. (Copy as Annex "A")
- 3. That on 30-03-2010, the aforesaid service rules of the year, 2002 was further amended in the year, 2010, known as "Excise and Taxation Service Rules, 2010."

In these amended rules, the post of Director General, Excise and Taxation was to be filled in:-

i. By transfer

"OR"

ii. By promotion, on the basis of seniority cum-fitness, from amongst the Deputy Directors, Excise and Taxation having

five years service as such Or 15 year service in B-17 and above. (Copy as Annex "B")

4. That on 19-09-2018, subsequent notification was issued by the department wherein former service rules of the year 2002 and 2010 were superseded and the post of Director General was to be filled in:-

By transfer from amongst the officers of All Pakistan Unified Group (APUG) / Pakistan Administrative Service (PAS) / Provincial Civil Service-Secretariat Group (PCS-SG) / Provincial Civil Service Executive Group (PCS-EG) / Provincial Management Service (PMS). These rules omitted post of Deputy Directors, Excise and Taxation Department from the former Rules of the year, 2002 and 2010, meaning thereby that by now Deputy Director will never see a post of Director General B-20 in future in his whole service career.

Some others posts were also inserted therein, like:-

- i. Director (Administration BPS-19).
- ii. Director (Revenue BPS-19)
- iii. Director (BPS-19), etc. (Copy as Annex "C")
- 5. That appellant, being employee of the Excise & Taxation Department became adversely affected by the Rules of the year, 2018, so filed representation on 03-08-2020 before the authority which is pending disposal till date. (Copy as annex "D")
- 6. That the said appeal came up for hearing on 12-06-2024 before this hon'able Tribunal and then the hon'able bench was pleased to hold:-

"Since SSRC who framed the disputed rules is not made party in this matter. Therefore, the appellant is directed to array SSRC as party and file amended appeal". (Copy as annex "E")

Hence, this appeal, inter alia on the following grounds:

<u>GROUNDS.</u>

a. That in all departments of the provinces as well as of the whole country, first priority is given in the Act/Rules to the employee of the parent department and not to out-class employees.

13.

- b. That Excise, Taxation and Narcotics Control Departments is the main piller of the Province in collection of billion of taxes each year to meet the expenditure of the Govt. but its employees were ousted from the run of promotion, like dead fly from the milk.
- c. That in the rules of the year, 2002 and even in the year 2010, priority in promotion was given to the employees of the parent department but in the rules of the year 2018, priority was given to outer class which is against the vested rights of the employees of the parent department.
- d. That the rules of the year, 2018 are not only unlawful and pre judious to the interest of appellant but have completely blocked the way of promotion of the Excise and Taxation staff of the department. No protection of promotion was given in the rules of the year, 2018 to its employees.
- e. That while framing the impugned rules the SSRC Committee was not constituted according to law, so the framed rules are not promulgated according to law so has no binding effect and has no backing of law.
- f. That Service Rules, 2002 and even 2010 protected promotion of the staff of the department up to the post of Director General but the rules of the year, 2018 completely banned way of promotion of the staff of the parent department.
- g. That the service rules of the year, 2018 altogether changed the former position of the employees of the department.
- h. That the service rules of the year, 2018 is not only totally illegal and in effective as neither the Govt. (Cabinet and Chief Minister) gave approval for enactment of the same.
- i. That service rules of the year, 2018 is also illegal and unlawful as no one of the parent department would have a chance for promotion and transfer to the post of Director Admin, 25% Directors and Director General but the same chance and facility was given to officers from other cadres having no basic knowledge of the Taxation System.

- j. That the said enactment of the year, 2018 is not only detrimental to the rights and career of promotion of appellant but is also illegal and void-ab-initio.
- k. That the said rules are also violative of the KP Civil Servant Act, 1973 by blocking way of promotion of the employees of the department to the post of Directors and Director General.
- I. That the employees of Excise and Taxation Department of other provinces have ample chances of promotion to the top level of the hierarchy.
- m. That law and constitution of Pakistan provides equal treatment to all citizens of the country including employees of the departments for better chances of further promotion.
- n. That service rules of the year, 2018 of the department are not only against the law but is based on malafide.

It is, therefore, most humbly prayed that on acceptance of the Amended Appeal, Notification No. SO(Admn)ET&NC/1-41/2018, dated 16-02-2018 of R. No. 01 be set aside / modified to the extent of the post of Directors B-19 and Director General B-20 and appellant be given chance for promotion to the said posts, with such other relief as may be deemed proper and just in circumstances of the case.

Through

Saadullah Khan Marwat

Arbab Saiful Kamal

Amjad Nawaz

Advocates

T

 ${\mathbb O}$

Dated: 20-08-2024

AFFIDAVIT

I, Salah-ud-Din S/O Badshah Zarin, Director, Revenue, Excise and Taxation Department, Auqaf Complex, Shami Road, Peshawar (Appellant), do hereby solemnly affirm and declare that contents of **Amended Service Appeal** are true and correct to the best of my knowledge and belief.

CERTIFICATE:

As per instructions of my client, Service Appeal No. 15356 /20 has earlier been filed by the appellant before this Hon'ble Tribunal.

ADVOCATE

DEPON

3300

STRAORDINARY

COVERNMENT



14-6-02 0.8117-4-5

GAZETTE

North-West Frontier Province

Published by Authority

THURSDAY THURSDAY THURSDAY TO APRIL, 2005.

COVERNMENT OF N.W.F.P EXCISE & TAXATION DEPARTMENT

NOTIFICATION

Dated 14th June, 2002.

No.SO(Estt)/E&T/1-41/2000. In exercise of the powers conferred by section 26 of the North-West Frontier Province Givil Servants. Act, 1973 (N.W.F.P. Act No.XVIII of 1973), read with Cabinet Division, Government of Pakistan's Notification No.SRO 475(1)/2001, dated 28.06.2001, and in supersession of this Department Notification No.8752/Estb: E&T.77, dated the 19th April 1987, the Governor of the North-West Frentier Province is pleased to make the following rules, namely:

THE NORTH-WEST FRONTIER PROVINCE EXCISE & TAXATION DEPARTMENT SERVICE RULES, 2002.

- 1. Short title and commencement.—— (1) These rules may be called the North-West Frontier Province Excise & Taxation Department Service Rules, 2002.
 - (2) They shall come into force af once.
- Definitions. -- In these rules, unless the context otherwise requires,-
 - (a) "Appendix" means the appendix to these rules;
 - (b) "Department" means the Excise & Taxation Department, Government of the fronth-West Frontier Province, and for the purpose of these rules, litelates the Directorate of Excise & Taxation, North-West Frontier Province;
 - (c) "Post" a post borne on the Department as specified in column 2 of the appendix and such other posts as Government may, from time to time, add to it.
- 3. Recruitment/appointment to posts The posts specified in column 2 of the Appendix shall be filled in such minner and such conditions as specified against each in column 2 to 5 of the said Appendix.

SECRETARY TO GOVT OF NWIP EXCISE & TAXATION DEPARTMENT!

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Attested to be True

Copy

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GOVERNMENT OF NWFP EXCISE & TAXATION DEPARTMENT

		grafic from the grant garden in the	· ·		Method of recruitment
22.22.22		Nomenclature of post	Minimum qualification for	Age limit	
	SR.NO.	Nomenciature of peac	appointment by initial		
			recruitment/transfer		
		2	3.	i	i) By promotion, on the basis of Seniority-Cum-Fitness, from
	1		Bachelor Degree from a.	·	the Deputy Directors having Tive years service as 1:
•	1.1	Director General, Excise	recognized University	100	such or lifteen years service as Excise & Taxation Officer and I
		and Taxation.	recognized on a	J.	Deputy Director, who have passed the Departmental
	1			53	Examination in higher standard; or.
- 4 1 1 1 2 2				建位聚物学系	The control of t
	i i na hairin				ii) If no suitable Deputy Director is available for promotion, by
/02				1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	transfer of a suitable officer.
. 0 . 1				. 4	
•			<u> </u>	·	i) By promotion, on the basis of Seniority-Cum-Fitness, from
•		Director Excise &	Bachelor Degree from a		i amount the Evrice & Taxation officers, with at least live;
	2	Deputy Director, Excise &	recognized University.		I coming as such or ten years belyice as Assistant;
		Taxation			Excise & Taxation officer and Excise & Taxation officer; or
				İ	Annual de la companya del companya della companya
	}				i) If no suitable Excise & Taxation officer is available for
	-				promotion, by transfer of suitable officer.
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	SR_NO	. Nomenciature of post	Minimum qualification for appointment by initial recruitment/transfer	Age limit	Method of recruitment
	11	2	1	1 1	
	3	Excise & Taxation Officer	Bachelor Degree from a	21 to 32	5
			recognized University.	years	(i) Fifty per cent by Promotion, on the basis of Seniority-cum- Fitness, from amongst the Assistant Excise Taxation Officers
					with at least 5 years service as such, who have passed Departmental examination in higher grade; and
					(ii) Fifty per cent by initial recruitment, on the recommendation of
					competitive Examination conducted by it is persent of a
1					the West Pakistan Civil Service (Executive Examination under
1960年	<u> </u>	AND TOWN THE PROPERTY OF			and directions by Cover of MWED Special vide Manageria
	4	Accounts Officer	(i) M.Com. in Accounting	21 to 32	SOS-II(S&GAD)(8)(2)/73 dated, 24th/31st August, 1986. By initial recruitment.
i			from a recognized University.	years	
	.				
			(ii) Certificate in Microsoft Office. (Ms:Word,		
	<u> </u>		Ms.Excel, Ms. Access).		
) į	Assistant Accounts Officer (i) B.Com. from a	21 to 32	By Initial Recruitment
			recognized university;	years.	
• :	. !	. (1	ii) Certificate in Microsoft	<u> </u>	
- " "			Office (Ms. Word, Ms. Excel, Ms. Access, Ms.		
- - -	<u> </u>		Power Point).		

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:		5 <u>0</u> NO	Nomenclature of post	Minimum qualification for	Age limit	
		310.		appointment by initial		
			1 7 *	recruitment/transfer	4	5
		1	2	!		Fifty per-cent-by-promotion, on the basis of seniority-cum:
:		1	Computer Programmer	(i) Z ^{ro} Class Master Degree		fitness from amongst the Data Processing Supervisor with actify
•		ь	Computer (199)	In Computer Science	<u>.</u>	least five years service as such, and
			All and the second seco	from a recognized		
				Iniversity; and -		(ii) Fifty per cent by initial recruitment.
		. 4		(ii) Two years experience in		
				a Govt. Department /		
£3.74 - 5				Semi-Govt./Public		I the second of
		i	and the second s	Corporation or any well		
	gradina (iliya baran			reputed Private		
	\mathcal{A}			Organization.	<u> </u>	By promotion, on the basis of seniority-cum-fitness, from amongst the
*)(<u> </u>	- 1-1-1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1			1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
-	$\exists i_{j}$	7	Supanntendent .			Senior Scale Stenographies what at testing the Department as Junior Scales ten years total service in the Department as Junior Scales
_		<u>-</u>	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1			
• .		. أ				Stenographer and Senior Scale Stenographs By promotion, on the basis of seniority-cum-fitness, from amongst By promotion, on the basis of seniority-cum-fitness, from amongst
•		.	· · · · · · · · · · · · · · · · · · ·			By promotion, on the basis of serious Excise & Taxation with at least the holders of the post of Inspector, Excise & Taxation with at least the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the holders of the post of Inspector, Excise & Taxation with at least to the post of Inspector, Excise & Taxation with a least to the post of Inspector with the holders of the post of Inspector with the Inspector with
:	•	8	Assistant Excise &		1	the holders of the post of inspector, Exchange dassed Denartmental
	•		Taxation Officer		↓	five years service as such,—and who have passed Departmental
٠٠.						examination in higher grade.
		_		Latin Decholors	21 to 32	(i) Fifty percent by promotion, on the basis of seniority-cum-
			Data Processing	i) Second Class Bachelor's		Stepper from amounts Key Punch Operator Strate Lines ; 75
	. •	19	Supervisor	Degree with Computer		Operator with atleast three years service as such; and
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	and the same			recognized university		(ii) Fifty percent by initial recruitment.
	•		J.	and	10 7 5	
				in One year's experience		
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.	1	SR.NO.	Montenena	annointment by initial			0
				recruitment/transfer		5	
•		ļ		3	4	(i) Fifty per cent by promotion, on the basis of seniority-cum-	i⊠
气.		1		i) Bachelor's Degree from	. 21 to 32	(i) Fifty per cent by promotion, on the basis of the years fitness, from amongst Assistants with minimum five years	ĮŞ.
1		10	Inspector Excise &	a recognised University;	years	service as such; and	
•	Į		Taxation	and		SELVICE 92 2001, and	
	ļ					(ii) Fifty per cent by initial recruitment.	ြင
·		ļ	·		•	(ii) Fifty per cent by initial rectalians	, ≥ .
14	1 - 2 2.			Certificate in Microsoft			
. 1				Office (Ms. Word, Ms.	-		. ∐
•				Excel, Ms. Access, Ms.		Stricks from amongst	
				Power Point)	18 to 3Z	By promotion, on the basis of seniority-cum-fitness, from amongst	
		51-1 autor 25 3	Senior-Scale Stenographer	i) Bachelor's Degree from	· .	By promotion, on the basis of serionty-cult acceptance as Junior Scale Stenographers (BPS-12), with at least 5 years service as Junior Scale Stenographers (BPS-12), with at least 5 years service as	
	1. 1.	背丘(4 時間) 2 (4) (4) (4) (4) (4) (4) (4) (P I ECOGNIZED DIVIDITION	years	Junior Scale Stenographers (BPS-12), with a clean scale of promotion, such; provided that if no suitable candidate is available for promotion,	
				ii) : A speed of hundred		then by initial recruibment.	15
-	-1			Words ger minutes in	_	then of market	
਼ੋ	-1			Shorthand in English &	•		1号
-				forty words per minute			Ś
Ç.				in typing; and			
				iii) Computer Literacy			[F.
•	, ,			(Certificate in Office			7.
•		i		Automation).		The state of the s	-
				i) Intermediate or.	18.to 32	By initial recruitment	1 =
		12	Junior Scale Stenographer	equivalent qualifications	years		⊥i≘
			i i	eguivaient quanteadons			1 10.3
		1	1	\ from a recognised			ĨŽ
			1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1	Board;			15
		Ĩ		ii) A speed of eighty words] [
		-		per minute in shorthand		A STATE OF THE STA	
		1	1	in English and 35 words	_		522
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-	SR.NO.	Nomenclature क्राउठा	inimum qualification for	, Age limit	Method of recruitment
•]			appointment by initial		
1		4.21	recruitment/transfer	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
. [11	2.2	1 3	1.4	5
•			iii) Computer Literacy		
1		1. 1	(Certificate in Office		
Į			Automation).		
	13	Data Entry Operator/	i) Intermediate, with	18 to 32	_By_initial-regruitment
		-Key-Punch-Operator - 🔭	Statistics, Economics or	years	
			Mathematics/ Physics		
		i di talang	as one of the subjects;		
			and years following		
			ii) A minimum speed of		
			thousand Key		
			depressions per hour		
· · · · · ·			for punching/data		Testil I
	****		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		
i	14	Assistant The Thirty of the	i) Bachelors Degree from a	, 18 to 32	1. Fifty per cent by promotion, from amongst the Senior Clerks;
			recognized University; and	years	The Country of the C
j i	-		ii) Computer *- literacy	•	2. Fifty per cent by initial recruitment.
			(Certificate in Office Automation).		
		Senior Clerk	Autometorij.		By promotion, on the basis of seniority-cum-fitness, from amongst
					the Junior Clerks with at least five-years service as such.
-+-	6	Junior Clarks	i) Intermediate or equivalent	18 to 32	
			qualification from a	years	(i) Twenty Five per cent by promotion, on the basis of
	1		recognized Board; and	,	seniority-cum-fitness, from amongst Qasid/Daftry in the life Excise & Taxation Department with atleast 2 years service as a
-			ii) Computer Literacy.		such, who have passed Secondary School Certificate
-					examination; and
	[· -	(ii) Seventy five per cent by initial recruitment.
	<u>-</u> -	 		<u></u>	(ii) Deventy tive betinetif by itaget technique in

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				'	
1.	SR.NO.	Nomenclature of post	Minimum qualification for appointment/by initial recruitment/fransfer	Aga limit	Medical of recraftment
	; 1	2	3	4	5
: 	17	Excise & Taxetion Constable	Secondary School Certificate (Height57") (Chest33 with Expansion of 1 ½ inches)	18 to 30 years	(i) Twenty rive per cent by promotion, on the basis of seniority-cum fitness, from amongst Distillery Security Guards; and (ii) Seventy five per cent by initial recruitment
<u></u>	13 -	Driver	Secondary School Certificate	18 to 32	78ý initial recruitment.
	10 = 2 2 = ,	- 1	and possessing a valid Light	years'	man reconstruction
			Transport Vehicle License, with at least three year's		
			experience of practical driving.	The second secon	
	119	Distillery Security Guard.	Secondary School Certificate	18 to 32	By initial recruitment.
		17. 18. 18. 18. 18. 18. 18. 18. 18. 18. 18		years	
*** *****	:00	Oaftri/Qasid		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	By promotion from amongst Naio Qasids.
图 計画	21	Naib Qasid (8PS-1)	Middle	13 to 32	By initial recruitment.
连载 。				years	
	22	Chowkidar/Mali/Sweeper	Preferably literate	15 to 32	By initial recruitment.
				years	

Attested to be True

EXTRAORDINARY

GOVERNMENT

REGISTERED NO PIII

GAZETTE

North-West Frontier Brovince

Published by Authority

PESH WAR THESDAY, 39TH MARCH, 2010

COA ESTAMENT OF THE NOBLE-MEST ERONT FRANCOAINCE ACISE & TAXATION DERAISMENT SERICERULES, 2010.

NOTIFICATION

Peshawar du codific 3hih Mafch. 2010.

No. SOABstate CTA - #1/2009 . The pursuance of the provisions contained in subile (21 af rule (3) af the North-West Frontier Province Civil Servaints (Apparament) magithm and Transless Rules: 1989, and in stinciscs speciment all miles is sued in this thalf, the Excise & Taxation Department in consultation with the I stablishment and the minee Departments, hereby ays down the method of receiving again tempors and her conditions, specified in column No. 3 to 5 of the Appendix to ahis Nonticution nich shall be applicable to posts in the lixeise to laxation. Department specified in tumn 2 of the said Appendix.

> SECRETARY GOVERNMENT OF THE NORTH-WEST PRONTIER PROVINCE EXCISE & TAXATION DEPARTMENT

Attested to be True Copy

GOVERNMENT OF NWFP EXCISE & TAXATION DEPARTMENT SERVICE RULES, 2010.

-APPENDIX

				· ·	
	5R.NO.	Nomenclature of post	Minimum qualification for	Age limit	Method of recruitment
٠,			appointment by initial		
		*, i.,	recruitment/transfer		
	1.	2	3	4	<u> </u>
	1	Director General, Excise	Bachelor's Degree from a		i) By transfer; or
		and Taxation.	recognized University		ii) By promotion, on the basis of seniority cum fitness, from
					amongst the Deputy Directors, Excise & Taxation having
					five years service as such or fifteen years service in BS-17
_		- 0			and above.
.		Maria Constant English &	Bachelor's Degree from a		i) By promotion, on the basis of seniority corn-fitness.
	4		recognized University.		from amongst the Excise & Taxation officers with at
.		-raxation.	recognizes since sign		least five years Service as such of ten years service
l				·	as Assistant Excise & Taxation Officer and Excise &
			,		Taxátion Officer; or
- [ii) If no suitable Excise & Taxation officer is available for
1.		· · · · · · · · · · · · · · · · · · ·			promotion, then by transfer of suitable officer.
	1	·			

N.W.F.P. GOVERNMENT HA GETTE, EXTRAORDINARY, 30th MARIER, 2010. 739

		÷.	SR.NO	Nomenclature of post	1 22:22		
		. ,	1	Tomeneature of post	Minimum qualification	'Age limit	Method of recruitment
		1	3	Taxation Analyst	(-) 1 (404) 11 (-)	4	5
		ł	Ĭ. i.	TOVOROU VINGENCE	(a) i. MBA with Finance, from a	25-35	By initial recruitment.
		. [recognized University; or	Years	
					ii. M.Com from a recognized		
	-				University, and		
	´		•		(b)- i. Computer Literate		
					with certificate in		
		$\int $			Microsoft Office (MS-		
-	÷			7	Word, MS-Excel, MS-		
					Access); and	. [-	
				1			
	÷				ii. three years experience in		
			ľ		field relating to Taxation in	1	
los.					Public / Private Sector,		
)		. [.		Autonomous/Semi		
-		4		ystem Analyst	Autonomous Bodies.		
	·			A arem whataat	i. Ist Class Master's Degree	25-35	By initial recruitment
2.00					in Computer Science; or	Years	Symular rectal tillent
	·				equivalent qualification		
٠.	[7	from a recognised		
٠.					- institute; ²		
			- 1	· 1	and	. }	
	-	-			if three years		
•	ţ		1 -		experience in field of	-	
•			- ·	· []	Electronic Data		
• :	. [.		Processing with		
g- —	-+		1		System Designing and		
4	· [_	<u>. </u>	Programming Skills		
D. 🚫			· 		Collegement DKIIP		and the second of the second o

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÷.; · ·	SR.NO.	Nomenclature of post	Minimum qualification	Age limit	Method of recruitment]
: •	Ī	2	3	4	1. 有一点 有用 自己的 自己 5年 10年 20日	_
	5.	Excise & Taxation Officer.	Second Division Bachelor's Degree from a recognized University	21 to 30 -	(a) i. Forty six per-cent by promotion, on the basis of seniority-com- filmess, from amongst the Assistant Excise & Taxation	-
	· ÷ · · · ·	***			Officers (BS-16) with at least 5 years service as such, who have passed the departmental examination in	
					higher grade; and	
					ii Four per cent by promotion, on the basis of seniority cum-	
, <u> </u>					fitness, from amongst the Superintendents (85-16) with at least 5 years service as such, who have passed the	
					departmental examination in higher grade; and	
.					(b) Fifty per cent by initial recruitment, on the recommendations of N.W.F.P. Public Service Commission based on the result of a	
_					competitive Examination conducted by it; in accordance with the Syllabus prescribed for the Competitive Examination under	
.					Government of North-West Frontier Province Provincial Management Service Rules, 2007.	.
	<u> </u>	Accounts Officer:	i. Second Class Master's	21 to 32	By initial recitifment:	
		Figure Age	Degree, in Commerce with Accounting as one of the	years		
}			subject, from a recognized.			
			University) and	1		: !
			ii. one year Diploma in			,
-	-		Computer Science from the Board of Technical Education.			-

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N.W.F.P. GOVERNMENT GAZETTE, EXTRAORDINARY, 30th MARCH, 2010. 741.

	SR.NO	Nomenclature of post	Minimum qualification	. Age limit	Method of recruitment
			3	4	5
· 情報等的	7	Computer Programmer.	(i) Second Class Master's	26 to 35	(i) Fifty per cent by promotion, on the basis of seniority-
			Degree in Computer Science	years.	cum-fitness, from amongst the Data Processing
201			from a recognized		Supervisors with at least five years service as such; and
ωV/	-		University; and		
4.					(ii) Fifty per cent by initial recruitment.
	-		(ii) two years experience in a		
			Government Department		
			- /5emi-Government/Public		
			Corporation or any well		
	_		reputed Private		
***			Organization.	·	the basis of requirement from those from
	8	Assistant Excise &		224	By promotion, on the basis of seniority-cum-fitness, from
		Taxation Officer.		٠,	amongst the holders of the post of inspectors, with at least five
	· }				years service as such, and who have passed Departmental
					examination in higher grade.
	9.	Superintendent.			By promotion, on the basis of seniority-cum-fitness, from
					amongst the Senior Scale Stenographers with at least five years
	-		·	· .	service as such or ten years total service in the Department as
	<u>.</u>				Junior Scale Stenographer and Senior Scale Stenographer
· :	10	Assistant Accounts Officer.	i. Second Class Bachelor's	21 to 32	By Initial Recruitment
			Degree in Commerce from a	years	
· · · · · · · · · · · · · · · · · · ·			recognized University; and]	
			- and make Problems in Course for		
			ii one year Diploma in Computer Science from the Board of		
			Tachated Chieston		

					 	,
		SR.NO.	Homenclature of post	i Minimum qualification	Age limit	Method of recruitment
•		1	2 :	3	4	5
		11	Senior Scale Stenographer	ii) Second class Bachelor's	18 to 32	By promotion, on the basis of seniority-cum-fitness, from
				Degree from a recognized.	-years	amongst Junior Scale Stenographers (BPS-12), with at least 5:
	للأرها فالتسارا	1000	一样 为 生物	University,		years service as such; provided that if no suitable candidate is
						available for promotion, their by initial recruitment.
				(ii) a speed of hundred Werds		
		. · ·		per minute in Shorthand in		
		:		English & forty words per		
	· · · · · · · · · · · · · · · · · · ·	-		minute in typing, and		
		-7		(iii) one year Diploma in		
				(iii) one year Diploma in Computer Science from the		
				Board of Technical		
				- Education		
-	01					
	- 1. : L	12	Inspector	i) Second Class Bachelor's	21 to 32	(i) Fifty per cent by promotion, on the basis of seniority-
		·		Degree, from a recognised	years ·	cum-fitness, from amongst the Sub-Inspectors with at
-	<u> </u> -]		University; and		least_five years service as such who have passed the
					· · · · · · · · · · · · · · · · · · ·	departmental examination in lower grade; and
				ii) One year Diploma/Certificate	_ =	(ii) Fifty per cent by initial recruitment.
		-		—— in Computer Science from the	·	(if) Flity per cent by initialisecrolithene.
٠	<u> </u>	,	1	Board of Technical Education.	7. 1. 77.	And the second has been been been been been been been bee
	ļi	1 .	Dala Processing		21 to 32	(i) Fifty percent by promotion, on the basis of seniority.
		- 19	Súpervisor.	Degree with Computer	Aegus.	eum-fitness, from amongst Key Punch Operators/Data Entry Operators with at least three years service as
	· · · · · · · · · · · · · · · · · · ·			Science from a recognized	·	
		<u></u>		university; and		suich; and
	· ·	, [1	(ii) Fifty percent by initial recruitment:
	· . [.	1		ii) one year's experience in the		fith burtain oh maga recomment
	N · I	-		field of Data Control or Kev I	. '	·
	· -					

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W.F.P. GOVERNMENT GAZETTE, EXTRAORDINARY, 30th MARCH, 2010: - 743

			* * * * * * * * * * * * * * * * * * * *		The state of the s		<u> </u>	_ `
	SR.NO	Nomenclature of post	Minimum qualification	Age limit	at the car distance Me	thod of recruitment		1
	i i	2:35	3	4.	Property Control of	5		<u></u>]∴`,
	14	Dunior Scale Stenographer :	; (i) Intermediate or equivalent .	18 to 32	B.	initial recruitment.		
			y qualifications from a	years	kan sa ta da ini bana Kanada da kanada ka			
- 			recognized Board; and					
			(ii) a speed of fifty words per	•			·	1
			minute in shorthand in English and thirty five words per				1777	
			minute in typing and					; ; ;
QI	e ²		knowledge of Computer in					ļ.
CLI			using MS-Word & MS- Excel.					ŀ.
							1.	
	15	Data Entry Operator/	(i) Intermediate, with Statistics,	18 to 32 ·	Ву	initial recruitment		٠.٠
	. !	Key, Punch Operator	Economics or Mathematics/	years	· · · · · · · · · · · · · · · · · · ·			•
	· •		Physics as one of the		•			••
	· · ·		Subjects from a-recognized		<u> </u>		· "	
	·		Board, and					:. ·
	}		173 a salalana assaul of has					•
	. 1		(ii) a minimum speed of ten	·		• • • •	· · · .	
			thousand Key depressions	:		•		
-	ļ		per hour for punching/data. entry/verification.	· · ·				
e est sind of	• • • •	and a september of the september of	Grin Machini Gricon.	I	entre de la companya			
	- 1.							• •
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744 N.W.F.P. GOVERNMENT GAZETTE, ENTRAGRORARY, 30th MARCH, 2010

	SR-NO:	Nomenclature of nest	Minimum qualification	Age limit	Method of recruitment
			3	. 4	5
	1 1			+	By promotion on the basis of seniority-cum-fitness from
	16	.†Sub*Inspector			-amongst-Assistant-Sub-Inspectors with at least five years
- <u></u>					'sarvice'as such.
	17	Assistant Sub-Inspector	i) Intermediate or equivalent qualification from a	18 to 32 years	i) Forty per cent by promotion on the basis of seniority-cum- fitness from amongst the constables Excise & Taxation
			recognized Board;	, ,	Department with at least five years service as such; and
			ii) One year certificate in		
$\frac{1}{2}$			Computer		ii) Sixty per cent by initial recruitment.
٠ (حر .	· · · ·	l i	Science/Information · ·		
			Technology from Board of		
			Technical Education; and iii) (Height: 5 7") (Chest::33"	<u></u>	
	1	•	with expansion of 1 1/2		
•		+	inches).		
	<u> </u>				
	18	Excise & Taxation	Secondary School Certificate	· 18 to 30	By initial recruitment from amongst bonafide residents of district:
*.	j	Constable	(Height	years	concerned.
• • • • • • • • • • • • • • • • • • • •	i	i i	(Chest33" with expansion of 1 ½ inches).		
		_	expansion or 1 72 inches).		
) _t .	1				
	'			-	
<u> </u>	- 1	·	1	. 1	
v.	, ,				

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N.W.F.P. COVERNMENT GAZETTE, EXTRAORDINARY, 30th MARCH, 2010. 745

	SR.N	O. Nomenclature of post	Minimum qualification	Age limit	Method of recruitment
	1			11	
٠.	19	Wireless Operator	i. Secondary School Certificate	18-30	By initial recruitment from amongst conafide residents of district
			from a recognized Board of	years	concerned
			Intermediate & Secondary		
			Education; and		
			Telecommunication from		
41			a recognized Polytechnic/Vocational		
3			institution or equivalent qualification from a recognized institute		
	20	Driver	Secondary School Certificate from a	18 to 32	By initial recruitment from amongst bonafide residents of district
	1		recognized Board of Intermediate	years_	concerned.
			and Secondary Education and		
			possessing a valid Light Transport		
· . •			Vehicle License, with at least three		
:- 	†		year's experience of practical	•	
	. 		drving,		
•••	21	Distillery Security Guard	Secondary School Certificate	18 to 32	By initial recruitment from amongst bonafide residents of district
	j		į	years	concerned.
:	22	Daftri/Qasid			By promotion from amongst Nalb Qasids.
	23	Naib Qasid	Middle	18 to 32	By initial recruitment.
·	ا ا	THURS QUART	I,IIONE		DA HHODI (CAUDITALICAL)
ا المراجع معالج سو				years	
	24	Choward Ir/Mati/Swooner	Denformal Little La		

Agreement

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Published-by-Authority

PESHAWAR, FRIDAY, 18th FEBRUARY, 2018

GOVERNMENT OF KHYBER PAKHTUNKHWA EXCISE, TAXATION AND NARCOTICS CONTROL DEPARTMENT

NOTIFICATION

Peshawar, Dated the 19th February, 2018.

No. 50(Admin)/ET&NC/1-41/2018; —In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Knyber Pakhtunkhwa, Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in supersession of all previous rules, issued in this behalf, the Excise, Taxation & Narcotics Control Department in consultation with the Establishment and Finance Departments hereby lays down the method of recruitment, qualifications and other conditions specified in column 2 of the said Appendix.

Notification, which shall be applicable to posts in the Directorate General Excise, Taxation and Narcotics Control Department specified in column 2 of the said Appendix.

APPENDL

Michigan Committee Committ	
Age Nomenciature of the Minimum qualification for appointment by Age	<u> </u>
S.No. Nomenclature of the Minimum quantization to finite limit 5 Initial recruitment 4 A type officers of APUG/PAS/	PCS-SG/PCS-EG/PMS
	TOOK FO /PMS.
1 Director General By transfer from amongst the officers of APUG/PAS/ By transfer from amongst the officers of APUG/PAS/	PCS-SG/PCS-EG/Times
(BPS-20).	. a
Director————————————————————————————————————	
(Administration) (BPS-19).	gan angan sa <u>an sa sa</u> adhada ay

٠,	. 7		TOOL SENDON LANGUAGE		
	4	Director (Revenue) (BPS-19). Director (BS-19).			By Promotion, on the basis of senterity cum filness, from amongst the Excise and Taxation Officers with at least twelve years service in BPS-17 and above. (a) Seventy five percent by promotion, on the basis of seniority-cum-fitness, from amongst the Excise and Taxation Officers with at least twelve years service in BPS-17-and above; and BPS-17-and a
•	5	Deputy Director (Audit and Accounts) (BPS-18).			Provided that if no stritable person is available for promotion then by transfer from amongst the Government officers.
	6	Deputy Director Operation-IT (BPS-18).	At least Second Class Master's Degree in Computer Science/II/Software Engineering/ Electrical Engineering or	25.to 32 years.	By promotion, on the basis of seniority-cum-nutess, month among at least five years Programmers, Network Engineers and Web Developers having at least five years service as such: Provided that if no suitable person is available for promotion then by initial
•			equivalent qualification from a recognized University with at least three years experience in relevant field. (i) At least Second Class Master's	25 to	By Initial recruitment.
厉		Deputy Director (GIS) (BS-18).	Degree in GIS from recognized University with three years experience in the field of GIS; or	years.	
-	-		(ii) at least Second Class Master's Degree in Computer Science / IT / Urban Development / Geography or	-	
			equivalent qualification in the field of Computer Science from a recognized University / Institute writh.	of the same of the	
ή			Post Graduate Diploma in GIS from a recognized Institute with three years experience in the field of GIS.		

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	•	MASE LAMBIDING MA COOL			
<u></u>	•	Note: Preference will be given to those who have rich experience in open source web-based software related with GIS.	25.22	By initial recruitment.	
	Taxation Analyst (BS-18).	(i) At least Second Class MBA with Finance or M.Com, from a recognized University, (ii) computer-literate with certificate		P	
<u>Com essential especial especi</u>		in MS-Office (MS-Vord, MS-Excel MS-Access); and three years, experience in field			
	System Analyst	private sector, Autonomous / Semi-autonomous bodies. 1 **Class Master's Degree in open or equivalent	25-32 years	By initial recruitment	
γ/	(BS-18).	qualification from a recogniced University, and (ii) Three years experience	1		-
		field of Electronic Date Processing with system designing and programming skills.	Π:	By promotion, on the basis of seniority-cum-fitness, from amongst the Assistant Excise and Taxation Officers with at least five years service as such who have	
Ţ	Excise and Taxation Officer (BS-13).	At least Second Class Master's Degree	in -22-32-	passed Departmental Examination on the basis of seniority-cum-fitness, from	
1 \\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	Assistant Director (Audit and Accounts) (BPS-17).	1 PL Association 25 CHC VI	years:	(b) seventy percent by Initial recruitment	

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	A TOTAL PARTY AND PARTY.	The state of the s		By prometion, on the basis of seniority-maniferess, com namenges the Compute
	Brost-remer A	ieast Sacond Class Master's Degree In Care Rece BE(CE),	22-32 years.	By promotion, on the basis of salestyles as such: Operators with at least seven years service as such:
₹ 50 (B:	111 parties 1:08:00	Ameuter Science (BOS, Deco.		Operators with at least seven years accessor. Provided that if no suitable person is available for promotion then by initial
	1	ecognized University Marris		recruitment. By initial recruitment.
	i i i i i i i i i i i i i i i i i i i			By Hittan resistant
Ne (B		Computer Science (803, 300)		
		qualification, nom a		
		University. Note: Preference will be given to those Computer		
		having ceruncate makeny other		
		latest certification in Machine		By initial recruitment.
- 1	Veb Developer	At least Second Class Master's Degree in Computer Science (BCS, BSCS, BE(CE), Computer Science (BCS, BSCS, Equivalent	22-32 years	Dysmo-
	BPS-17).	BS(II) and Mos or		
		qualification mont		
<i>u</i>		Note: Preference will be given to		
.]		technology certification in web-dev. and additional working knowledge of GSS		Stress from amongst
	,	Touery and web development now	· ·	(a) Six percent by promotion, on the basis of sentority-cum-fitness, from amongst the Superintendents with at least five years service as Superintendent and the Superintendents with at least five Departmental Examination in higher
15	Assistant Excise and	Tyleget Second Class Bachelot's Dear	e 20-32 years	(a) Six percent by promotion, on the basic service as Superintendents with at least five years service as Superintendents with at least five Departmental Examination in higher Stenographers, who have passed the Departmental Examination in higher
-15	Taxation Officer	from a recognized University.		Stenographors, stenog
- X	(BPS-17).		<u>a distribute de</u> Propies	

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		-		THE REPORT OF THE PROPERTY OF THE PROPERTY OF THE PERSON O	the pure times, from
	•			IGNABEL BYRTALINIFUSA COASENNEML CHTT.	(b) fifty four percent by promotion, on the basis of seniority-cum-fitness, from amongst holder of the post of inspecture, with at least five years service as amongst holder of the post of inspecture, with at least five years service as
	_	The state of the s			- A look five veals 551965 us
4			<u> </u>		to lear of the post of inspectural training in higher grade; and
			- 1		amongst hunder accord Departmental Examination in the accord accord Departmental Examination in the accord according to the accordance in
			- 1	•	(b) they four percent by prost of inspectors, with at least the year amongst holder of the post of inspectors, with at least the year amongst holder of the post of inspectors, with at least the year amongst holder of the post of inspectors, with at least the year amongst holder of the post of inspectors, with at least the year amongst holder of the post of inspectors, with at least the year.
			- 1		
			·		from among the senior
			- -		(c) forty percent by initial recruitment. By promotion, on the basis of seniority-cum-fitness, from amongst the Seniority Promotion, on the basis of seniority-cum-fitness, from amongst the Seniority Promotion, or ten years service in Scale Stenographers with at least five years service as such, or ten years service in Scale Stenographer and Senior Scale Stenographer.
		·			By promotion, on the basis survive as such, of ten years service as such, of ten years
	·				By promotion, on the basis five years service as such, of tell your Scale Stenographers with at least five years service as such, of tell your Scale Stenographer and Senior Scale Stenographer. the Department as Junior Scale Stenographer and Seniority-cum-fitness, from the Department by promotion, on the basis of seniority-cum-fitness, from the Department by promotion, on the basis of seniority cum-fitness, from the Department by promotion, on the basis of seniority cum-fitness.
		Superintendent	[the same of the sa	Scale Stenographers with at teast the Senior Scale Stenographer and Senior Scale Stenographer an
		(BPS-17).	i		the Department by promotion, on the basis of search as such who have
				Barbolare 20	
				of At least Second Class Dachors	
		Inspector	-	Obegree, from a recognized ye	ears. amongst sab intermental Examination in lower grades and
		(BPS-16).	į	Degreet	
	-		l	University; and	(b) fifty percent by Initial recruitment.
			1	(ii) (Height5 7") (Chest33" with	(b) fifty percent by initial resolution
		1.	1	(ii) (Height5 /) (Chesc56	
				expansion of 1 ½ inches).	
4	1	·		Dograpa 2	0-32 By initial recruitment
1,2	`		base		
. 1	-) 8	ACCOUNT.	บองฮ	l a stor Smence of equivariant	edia.
\sim		Administrator		ill Cumpaco.	from amongst lunior Scale
_	•	(BPS-1.6).		quainication	the basis of seniority-cum-timess, from
				University.	20-32 By promotion, on the basis of seniority-cum-fitness, from amongst lunior Scale vears. Stenugraphers with at least five years service as such.
			 -	Cocond Class Baulein 3	Sienueraphers with at least tive vess
	5	- Senior Scale		Degree from recognized University, y	years. Stenugraphers with at least the years. Provided that if no suitable candidate is available for promotion, then by
		Stenographer		Degree nomina	provided that if no suitable candidate is a service of the suitable candidate is a service of th
		(BPS-16)		1 %.	Monaga and
		(2, 2, 2-)		E bundend words per	initial recruitment
		Ì	1	(ii) a speed of hundred words per	
		· '	r	migute in English shorwally and	
**		<u> </u>		Forty words per iniquite in typing:	
	***			1	
		İ		and	
				(iii) one year Diploma in Computer	
		1		(iii) one year Diploma in Company	manuscript materials and the second participation of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the property of the prope
	*******	= +		Science from the busing	
	,	James Same		Technical Education.	
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Computer Charsfor (2) At least Second Glass Sechelar's Computer Computer Sclence/Information Technology (BCS/BIT four years) from a recognized University; or (i) at least Second Glass Bachelor's Degree from a recognized University with one-year-Diploma-in Information Technology from a recognized Board of Technology from a recognized Board of Technology from a recognized Board of Technology from a recognized Board of Technology from a recognized Board of Technology from a recognized Board of Technology from a recognized Board of Technology from a recognized Board of Technology of Adata entry verification 21 Audit and Accounts At least Suid Class Bachelor's Degree in Commerce (B.Com, BBA, etc) or equivalent qualification from a recognized University having good knowledge of Computer Technology. 22 Junior Scale 1.0 At least Second Class Intermediate Stenographer or equivalent qualification from a recognized Board; and Gest Second Class Intermediate Stenographer or equivalent qualification from a recognized Board; and Gest Second Class Intermediate in English Shorthand and Introv five		and the second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second second s						
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	23	Sub-inspector		· · ·	By promotion, on the basis of seniority cum-fitness, from amongst the Assistant	
	2.5	(BPS-14).		<u> </u>	Sub-lacoarray with at least the years service as such.	
	24	Assistant	(i) At least Second Class Intermediate	18-32	(a) Forty per cent by promotion, on the basis of seniority-cum-fitness, from	
	2-1	Sub-Inspector	or equivalent qualification from a	years	amongst the Excise and Taxation Constables having Secondary School	
	<u></u>	(BPS-11)	recognized Board; and		Gertificate-from-a-recognized-Board-with-at-least five years service as	
	•				such, and	
•	• •		(ii) (Height5 7") (Chest33" with		_ (b) sixty per-cent by initial recruitment	
· •			expansion of 1½ inches).			
	25	Excise and Taxation	. (i) At least Second Class Secondary	18-30	(a) Twelve percent by promotion, on the basis of seniority-cum-fitness, from	
٠, .	2.5	Constable	School Certificate from a	years.	amongst the Class-IV employees having SSC qualification with at least	
• • •	÷ .	(BPS-07).	recognized Board; and		coupa maar coning:	
				• •	(b) three percent by promotion, on the basis of seniority-cum-fitness, from	
			(i;) (Height5'7")		amongst the Drivers having SSC qualification with at least seven years	
			(Chest33 with	·	service;	
	•		expansion, of 1 ½ inches).		(c) eighty five percent by initial recruitment.	
			3 0 0	40.00	Construction and the Angles	
-	26	Wireless Operator	(i) At:least. Second Class Secondary	18-30	By initial recruitment.	
		(BPS-07).	School Certificate from a	.years.		
0	$\sqrt{\cdot \cdot \cdot \cdot \cdot}$		recognized Board; and			
O	,		(ii) Certificate in Telecommunication	•.		
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	27	Driver	At least Second Class Secondary School		By initial fedicitions in	- 3
•		(BPS-06).	Certificate from a recognized Board and	years.	menter planter : 12 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	=
	·	ĺ	possessing a valid Light Transport	•		. A.
	, , ,]	3 - 1 • \$ 1,000 ; 111 − 111	Vehicle license, with at least three years			
•			experience of practical driving:			14 A
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28	Distrillery Security Guard (BPS-03).	At least Second Class Secondary School Ce from a recognized Board.	years.	By Initial regultment.
29	Dafieri/Qasid			By promotion form amongst the Naib Qasids and Chowlddars.
	(BPS-04).		· -	
30	Naib Qasid (BPS-03).	Preferably literate.	18-40 years.	By initial recruitment.
			18-40	By initial recruitment.
31	Chowkidar/Mali/Swee per (BPS-03).	Preferably literate.	years.	

Attested to be True

SECRETARY TO
GOVERNMENT OF THE KHYBER PAKHTUNKHWA,
EXCISE, TAXATION AND NARCOTICS CONTROL
DEPARTMENT.

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Printed and published by the Marriage, State & Pro. Dectt. Kircher Pakhtankhora, Peshaso D 31

To

The Worthy Chief Secretary,
Government of Khyber Pakhtunkhwa, Peshawar.

Throught Proper Channel

SUBJECT: REPRESENTATION AGAINST ILLEGAL AND DISCRIMINATORY AMENDMENTS IN EXCISE DEPARTMENT SERVICES.

Dear Sir,

Humbly it is submitted as follows;

- 1. That, the petitioners have been appointed in the Excise, and Taxation Department through a combined competitive examination of Khyber Pakhtunkhwa Public Service Commission after competing thousands of candidates.
- 2. That, the terms and conditions regulating their career and service were regulated through the Excise and Taxation Services Rules, 2002 which were finally amended through the Excise and Taxation Services Rules, 2010.
- 3. That, Excise, Taxation, and Narcotics Control Department is the main pillar of provincial own receipts and collects billions of taxes each year to meet the ever-increasing expenditure of the Government and to further the ambitious development and social program of the Government.
- 4. That, however, it is a stark reality that the welfare of Excise, Taxation, and Narcotics

 Control employees, especially promotion to upper scales has remained a burning issued

 for a long. In the absence of proper service structure, an employee appointed on a pay
 scale gets retirement on the same pay scale without a single step promotion.
- That, to devise a system of promotion and vertical mobility, in the year 2010, a program for up-gradation and restructuring was initiated. (Copy of the working paper for up-gradation and restructuring is attached at Annexure-B). During the said process the post of Director General was upgraded to BS-20 from BS-19, the post of Director was upgraded to BS-19, Eight posts of ETOs were upgraded to BS-18, and Eight posts of AETOs were upgraded to BS-17 with the aim of opening avenues of promotion of Excise, Taxation, and Narcotics Control employees.
- 6. That, after completion of the initial restructuring process, the task of framing service rules was initiated. However, the said process was inordinately delayed for six long years.
- 7. That, finally, when an amendment was issued vide Notification No. SO(Admn)E&T/1-41/2016, dated 07th February 2017 completely negating the very spirit of the whole upgradation and restructuring exercise, which was aimed at opening avenues of promotion for Excise, Taxation, and Narcotics Control employees.

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Attested to be True

- 8. That, during the said process, four posts from the restructured posts were included in provincially scheduled posts, thereby completely blocking the prospects of promotion of Excise, Taxation, and Narcotics Control employees.
- 9. That, This unlawful and prejudiced action not only blocked the prospects of promotion of Excise and Taxation staff but also aggravated the situation, which was to some extent protected in Excise and Taxation Service Rules, 2002.
- 10. That, in Excise and Taxation Services Rules, 2002 and 2010 there were ample prospects for promotion for the staff of the Excise, Taxation, and Narcotics Control even to the post of Director-General and the career progression of Excise and Taxation Officers was protected fairly.
- 11. That, amendments made vide Notification No. SO (Admn) ET&NC/1-41/2018, dated.
- 12. That, as per amended rules, no one from Excise and Taxation staff has a chance for promotion and transfer to the position of Director Admin and Director General, however, officers from other cadres which at times do not have the basic knowledge of the provincial taxation system have been given every opportunity of not only posting against the said position but also of promotion against the said post.
- 13. That, the said amendments are void ab Initio, illegal and detrimental to the career progression of the petitioners.
- 14. That, the said amendments are not only prejudiced which will block the service progression and promotion of Excise, Taxation, and Narcotics Control employees therefore violative of Section of Khyber Pakhtunkhwa Civil Servants Act, 1973.
- 15. That, the said colorable exercise of discretion by concerned authorities could not be supported on any reasonable interpretation of either the law or the facts of the case.
- 16. That, in Excise and Taxation Departments of other provinces, i.e. Punjab, Sindh, Baluchistan, and Gilgit Billistan, there are ample chances of promotion to the top level of the hierarchy.
- 17. That, all other attached departments of the province i.e. C&W, Health, Education, Mines and Mineral, Industries, Agriculture, Fisheries; wildlife, etc are headed by the specialized and experienced staff from the department, unlike generalized civil servants.

PRAYER:

It is, therefore, submitted with profound respect that your good self may graciously C be pleased to:

Declare the said amendments in the service rules as null and void and issue directions for framing of service to ensure the guaranteed right of promotion in Service Rules of 2002.

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Barbara Sh

Attested to be True
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Declare the posis of the Directorate as the vested right of the employees of the Directorate of Excise, Taxation, and Narcotics Control on the analogy of C&W, Health, Education, Police, industries, Agriculture, etc to meet the ends of justice and to promote professionalism.

Yours sincerely,

1. Mr. Salahuddin Director Revenue; Excise & Taxation Department, Peshawar

2. Engineer Eid Badshah, Director DI Khan Region.

3. Mr. Javed, Director Pesbawar Region.

Attested to be True

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12th Julie, 2024

- Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney alongwith Miss. Perklia Aziz, Legal Advisor for the respondents present.
- Since SSRC who framed the disputed rules is not made party in this matter. Therefore, the appellant is directed to array SSRC as party and file amended appeal within 15 days. To come up on 16.09.2024 before the D.B. Parcha Peshi given to the parties.

(Muhammad Akbar Khan) Member (Executive)

(Kalim Arshad Khan) Chairman

09.08.2024 comselfor the appelled This case was fixed for 16.09.2024 for arguments,

as the appeal pertains to the year 2020 and is old one,

way in Jorna of Telephone the appeal file was requisitioned, and office is

directed to accelerate and fix it for arguments on

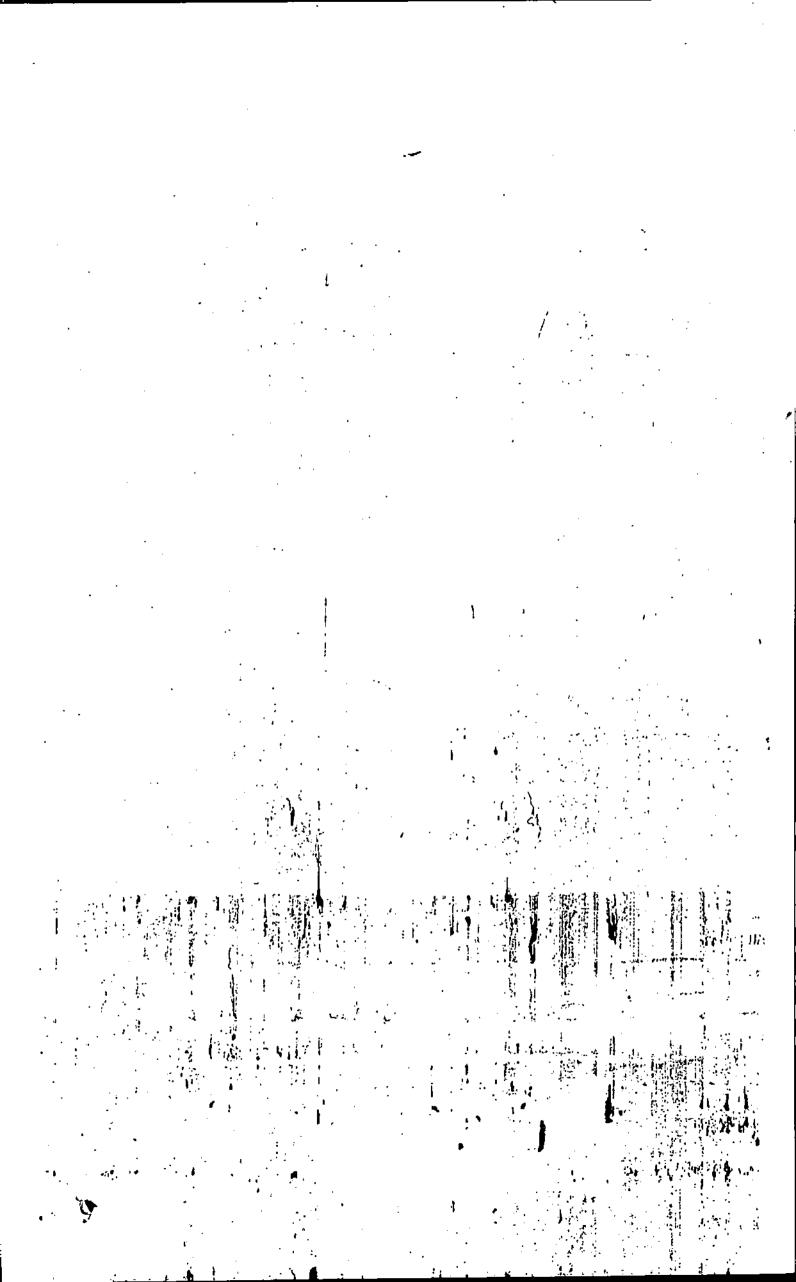
Parties 09-09-2024 before the D.B.

accordingly.

(Rashida Bano) Member (J)

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Attested to be True



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