


# FORM OF ORDER SHEET

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

**Appeal No.** \_\_\_\_\_ **1626/2024**

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	27 /09/2024	<p>The appeal of Mr. Sabz Ali presented today by Mr. Muhammad Zafar Tahirkheli Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 01.10.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR**

**CHECK LIST**

Case Title: Sabz Ali Vs Registrar PHC.

S#	CONTENTS	YES	NO
1	This Appeal has been presented by: Muhammad Zafar Khan(Tahirkheli)		
2	Whether Counsel/Appellant/Respondent/Deponent has signed the requisite documents?	✓	
3	Whether appeal is within time?	✓	
4	Whether the enactment under which the appeal is filed mentioned?		
5	Whether the enactment under which the appeal is filed is correct?		
6	Whether affidavit is appended?	✓	
7	Whether affidavit is duly attested by competent Oath Commissioner?	✓	
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?	✓	
12	Whether copies of annexures are readable/clear?	✓	
13	Whether copy of appeal is delivered to AG/DAG?	✓	
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?	✓	
16	Whether appeal contains cutting/overwriting?		✓
17	Whether list of books has been provided at the end of the appeal?		✓
18	Whether case relate to this court?	✓	
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?	✓	
22	Whether index filed?	✓	
23	Whether index is correct?	✓	
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		
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: Muhammad Zafar Khan (Tahirkheli)

Signature: \_\_\_\_\_

Dated: \_\_\_\_\_

27-09-2024

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

Service Appeal No. 1626/2024

Sabaz Ali

**VERSUS**

Registrar Peshawar High Court,

**I N D E X**

S.No	Particulars	Date	Annexure	Pages
1	Memo of Petition			1-4
2	Affidavit			5
3	Appointment Order	01-03-2010	"A"	6
4	Posting Order	21-12-2010	"B"	7
5	Seniority Lists Court I to III	-	"C" to "C1"	8-11
6	Departmental Appeal	04-06-2024	"D"	12-15
7	Minutes of meeting	19-03-2020	"E"	16-18
8	Joint Seniority List		"F"	19
9	Notification	19-02-2014	"F1"	20
10	Vakalatnama			21

Peshawar, dated  
27<sup>th</sup> Sept, 2024

  
**Muhammad Zafar Khan (Tahirkheli)**  
A S C

87 - Al-Falah Street,  
Peshawar Cantt  
Mob: 0300-9597670

①

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

Service Appeal No. 1626/2024

Sabaz Ali  
Class-IV Employee, ATC-III, Peshawar.

.....Appellant

**VERSUS**

1. Hon'ble Registrar Peshawar High Court, Peshawar.
2. Hon'ble Administrative Judge, Anti-Terrorism Courts, Khyber Pakhtunkhwa,  
Judicial Complex, Peshawar

.....Respondents

=====

**SERVICE APPEAL U/S 4 OF NWFP SERVICE TRIBUNAL ACT, 1974, FOR  
MAINTAINING JOINT SENIORITY LIST FOR MINISTERIAL STAFF OF ANTI  
TERRORISM COURTS, PESHAWAR AND ALLOWING THE APPELLANT  
PROMOTION TO THE POST OF JUNIOR CLERK ON THE BASIS OF HIS  
SENIORITY ON THE POST VACANT AT ATC-I, PESHAWAR.**

=====

**PRAYER:**

- a) By accepting this service appeal, the worthy authority may be directed to issue a joint seniority list of all the Class-IV Employees serving at all the ATC Courts-I to III at Peshawar.
- b) That being senior, qualified and eligible, the appellant may be considered for his promotion to the post of junior clerk (BPS-11) on the vacant post at ATC-I, Peshawar.
- c) Any other relief deemed appropriate in addition to the reliefs requested above, may also be granted.

=====

**RESPECTFULLY SHEWETH,**

1. That the appellant being qualified and eligible was selected and appointed as Class-IV Employee (Chowkidar) at Anti-Terrorism Court-III vide order dated 01-03-2010. (Copy annexed "A")
2. The appellant was posted as Naib-Qasid vide office order No. 231-32/ATC(F-III) dated 21-12-2010. The appellant since his appointment has been serving the department honestly and diligently to the utmost satisfaction of his superiors. He was neither served with any adverse remarks nor was he associated with any departmental proceedings till date. (Copy annexed "B")
3. That currently 03 Anti-Terrorism Courts are functioning at Peshawar, wherein separate seniority lists for the staff of each Terrorism Court No. I to Court-III has been maintained independently for Class-IV Employees.

(Copies annexed "C" to "C1")

- 4. That recently a post of Junior Clerk fell vacant at ATC-I, Peshawar. The appellant being senior most Class-IV Employee amongst all the ATC Courts at Peshawar was required to be promoted on such post but due to separate seniority lists maintained by each court, he couldn't be considered for such promotion.
- 5. The appellant submitted a departmental appeal / representation before the worthy Registrar Peshawar High Court, Peshawar dated 04-06-2024 with request to maintain a joint seniority list of ministerial staff of Anti-Terrorism Courts at Peshawar and allowing him the promotion to the post of Junior Clerk on the basis of his seniority on the vacant post available at ATC-I, Peshawar.  
(Copy annexed "D")
- 6. That the appellant's departmental appeal was not decided within the statutory period of 90 days expiring on 02-09-2024.

Feeling aggrieved and finding no other remedy, the appellant has been constrained to approach the Hon'ble Service Tribunal for the redress of his grievance, inter-alia, on the following,

**Grounds:**

- a. That the worthy authority has ignored the appellant's departmental appeal without any plausible explanation, which needs immediate attention of the Hon'ble Service Tribunal for the just conclusion of the matter in question.
- b. That according to the minutes of meeting dated 19-03-2020 for proposed service rules of ATC staff, the criteria for promotion from the post of Class-IV Employee was laid as under;

6.	Junior Clerk	<ul style="list-style-type: none"> <li>i. FA / F.Sc with second division or equivalent qualification from recognized Board; and</li> <li>ii. a speed of thirty (30) words per minute in typing.</li> </ul>	18-30 years	<ul style="list-style-type: none"> <li>a) Forty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Naib Qasid, Chowkidar and Sweeper including holders of other equivalent posts with two years service as such, who have passed FA / F.Sc Examination or its equivalent qualification from a recognized Board; and</li> <li>b) sixty per cent by initial recruitment.</li> </ul> <p><b>Note:</b> For the purpose of promotion, there shall be maintained a common seniority list Naib Qasid, Chowkidar and Sweeper etc. with reference to the dates of their acquiring the FA / F.Sc qualification:</p> <p><b>Provided that</b></p> <ul style="list-style-type: none"> <li>i) if two or more officials have acquired the FA / F.Sc qualification in the same session, the inter se seniority in the lower post shall be maintained for the purpose of determining seniority in the higher post;</li> </ul>
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3

ii) where a senior official does not possess the requisite qualification at the time of filling up a vacancy, the official next junior to him possessing the requisite qualification shall be promoted in preference to the senior official or officials:

Provided further that the condition of FA / F.Sc or its equivalent qualification from a recognized Board, as laid down at clause (a) shall not apply for a period of four years from the date of commencement of this Notification to the existing matriculate incumbents of the post Naib Qasid, Chowkidar and Sweeper including holders of other equivalent posts for promotion to the post Junior Clerk (BS-11).

(Copy annexed "E")

c. That neither a common seniority list has been maintained by all the ATC Courts as required under the Staff Regulations, nor the appellant was considered for promotion to the post of Junior Clerk at ATC-I, being the senior most Class-IV Employee amongst all the ATC Courts Peshawar. The matter hence needs the immediate attention of this Hon'ble Tribunal.

d. The worthy department was required by law to act in accordance with the well-established principles of equity, law, justice and propriety, which was however not done.

e. It may be referred here that a joint seniority list of Assistants (BPS-14) of the Anti-Terrorism Courts-I to III, Peshawar is maintained for the promotion to the post of Superintendent. That recently one Mohsin Sheraz, Assistant attached to the court of ATC-II was promoted to the post of Superintendent being on top of the combine seniority list maintained by the Establishment.

(Copy annexed "F" & F1)

The appellant seeks promotion to the post of Junior Clerk on the same analogy as that of Assistants, who are being promoted from the joint seniority list to the post of Superintendent.

f. The impugned inaction / omission to consider the appellant from amongst the joint seniority list of Class-IV Employees ATC Courts, Peshawar for promotion to the post of Junior Clerk on vacant post at ATC-II, Peshawar is not only arbitrary but also discriminatory hence needs to be set right by the Hon'ble Service Tribunal.

g. Appellant seeks permission to take several other grounds at the time of arguments.

**Prayer:**

In view of the above it is requested that;

- a) By accepting this service appeal, the worthy authority may be pleased to issue a joint seniority list of all the Class-IV Employees serving at all the ATC Courts-I to III at Peshawar.
- b) That being senior, qualified and eligible, the appellant may be considered for his promotion to the post of junior clerk (BPS-11) on the vacant post at ATC-II, Peshawar.
- c) Any other relief deemed appropriate in addition to the reliefs requested above, may also be granted.

  
Appellant

Through,

  
Muhammad Zafar Khan, (Tahirkheli)  
A S C.

Peshawar, dated  
27<sup>th</sup> Sept, 2024

**Certificate:**

It is certified that no such like appeal was filed before this Hon'ble Tribunal prior to the instant appeal.

  
Appellant

15

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

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

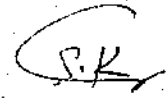
Sabaz Ali

**VERSUS**

Registrar Peshawar High Court,

**Affidavit**

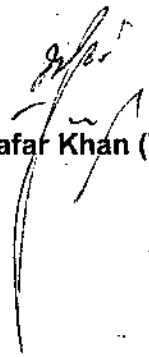
I, the appellant, Sabaz Ali, Class-IV Employee, ATC-III, Peshawar, do hereby state on Oath that the contents of the accompanying appeal are true and correct to the best of my knowledge and belief, and nothing has been concealed from this Hon'ble Tribunal.

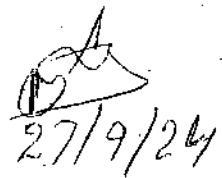


Date:- 27<sup>th</sup> Sept, 2024

**DEPONENT**  
**CNIC No. 17301-1371139-3**  
**Cell No. 0333-9261797**

Identified by;



  
27/9/24

**Muhammad Zafar Khan (Tahirkheli)**  
A S C.



OFFICE OF THE  
JUDGE ANTI-TERRORISM COURT-III  
PESHAWAR.

Judicial Complex, Khyber Road, Peshawar.  
Phone # 091-9214258

**ANNEXURE**

**B**

(7)

**ORDER**

Dated Peshawar the 21<sup>st</sup> December 2010.

The designation of Mr. Sabz Ali, Chokidar of this court is changed to the post of Naib Qasid with immediate effect.



Judge,  
Anti Terrorism Court-III,  
Peshawar.

Endst: No. 231-32/ATC (P-III)

Dated: Peshawar the 21 / 12 /2010.

Copy forwarded for information and necessary action to:-

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. The official concerned.
3. Office copy.

Judge,  
Anti Terrorism Court-III,  
Peshawar.

**TRUE COPY**

Tentative Seniority list of Class IV Employees of Anti Terrorism Court-I, Peshawar.

Date of Publish 30-06-2020

ANNEXURE

SR#	Name of Official	BPS	Present Post Held	Initial Appointment As	Date of Appointment. *By Initial Recruitment **By Promotion ***By transfer	Date of Birth	Qualification	District of Domicile	Date of superannuation	Remarks
1.	Niaz Wali S/o Duran Khan	03	Naib Qasid	Naib Qasid	*** 04-04-2002	11-07-1965	Primary	Peshawar	10-07-2025	First Appointment as Naib Qasid in cooperative Department on 17-05-1992 then transferred to Anti Terrorism Court Peshawar on 04-04-2002
2.	Barkat Ullah S/o Abdul Latif	03	Naib Qasid	Naib Qasid	* 04-01-2011	19-04-1981	Double MA	Peshawar	18-04-2041	First Appointment Arrival on 06-01-2011
3.	Amir S/o Ashiq Masih	03	Sweeper	Sweeper	* 01-08-2015	30-08-1992	Middle	Peshawar	31-07-2052	First Appointment Arrival on 03-08-2015
4.	Ihsan Ali S/o Said Bakhshad	03	Chowkidar	Chowkidar	* 12-03-2016	15-02-1988	SSC	Peshawar	14-02-2048	First Appointment Arrival on 14-03-2016

Judge Anti Terrorism Court-I, Peshawar.

ANNEXURE

Tentative Seniority list 2022 of Ministerial Staff of Anti-Terrorism Court-II, Peshawar.

Date: 02-07-2022

SR#	Name of Official	BPS	Present Post Held	Initial Appointment As	Date of Appointment. *By Initial Recruitment **By Promotion ***By transfer	Date of Birth	Qualification	District of Domicile	Date of superannuation	Remarks
1.	Malang Jan S/o Udd Khan	16	Senior Scale Stenographer	Senior Scale Stenographer	*20-03-2010	16-04-1984	MA	Nowshera	15-04-2044	First Appointment Arrival on 20-03-2010
2.	Muhammad Tariq Shamem S/o Taj Muhammad	16	Assistant	Assistant	*02-03-2010	08-04-1985	MA / LLB	Peshawar	07-04-2045	First Appointment Arrival on 02-03-2010
3.	Mohammad Arsalan Khan S/o Mohammad Islam	16	Computer Operator	Computer Operator	*13-11-2013	04-11-1989	M.sc Computer Science	Peshawar	03-11-2049	First Appointment Arrival on 13-11-2013
5.	Abdul Basit S/o Aftab Ud Din	14	Senior Clerk	Junior Clerk	**17-12-2019	17-06-1989	BA	Peshawar	16-06-2049	First Appointment Arrival on 08-01-2011
6.	Noor Ullah S/o Khushal Khan	11	Junior Clerk	Naib Qasid	**04-04-2012	18-03-1972	MA	Nowshera	17-03-2032	First Appointment Arrival on 02-03-2010

TRUE COPY

Seniority list 2022 of

SR#	Name of Official	BPS	Present Post Held	Initial Appointment As	Date of Appointment. *By Initial Recruitment **By Promotion ***By transfer	Date of Birth	Qualification	District of Domicile	Date of superannuation	Remarks
7.	Sajjad Ali S/o Fazal Wahid	11	Junior Clerk	Naib Qasid	**11-01-2022	02-10-1974	MA	Charsadda	01-10-2034	First Appointment Arrival on 01-03-2010
8.	Hazrat Khan S/o Muhammad Haroon	03	Chowkidar	Chowkidar	*4-01-2011	1972	SSC	Peshawar	2032	First Appointment Arrival on 08-01-2011
9.	Amjid Maseeh S/o Rasheed Maseeh	03	Sweeper	Sweeper	*21-02-2011	1980	Middle Pass	Peshawar	2040	First Appointment Arrival on 23-02-2011
10.	Muhammad Suleman S/o Akhtar Gul	03	Naib Qasid	Naib Qasid	*07-03-2013	31-12-1983	Middle Pass	Peshawar	30-12-2043	First Appointment Arrival on 08-03-2013

Judge Anti Terrorism Court-II, Peshawar.

TRUE COPY

Final Seniority list 2022 of Class- VI Employees of Anti Terrorism Court-III, Peshawar.

Dated: 25-02-2022

S.No	Name of Official	Academic Qualification On 20-11-2021	Date of Birth	Date of Acquiring SSC	Date of 1 <sup>st</sup> entry in Judiciary on regular basis	Date of appointment in present position (BPS-03)	Remarks
1	Aslam Gill S/O La zar Masih	FA	19-07-1975	1996	01-03-2010	01-07-2015 As Sweeper (BPS-03)	Appointed as Sweeper vide order bearing Ends No. 171-175/ATC(P-III) dated 01-03-2010
2	Sabz Ali S/o Duran Khan	SSC	18-02-1980	1997	01-03-2010	01-07-2015 As Niab Qasid (BPS-03)	Appointed as Chowkidar vide order bearing Ends No. 161-165/ATC(P-III) dated 01-03-2010. present position as Naib Qasid vide order bearing Ends No. 231-32 /ATC(P-III) dated 21-12-2010
3	Syed Khalil Ullah S/o Syed Safi Ullah	Master of Arts	13-08-1983	1998	01-03-2010	01-07-2015 As Niab Qasid (BPS-03)	Appointed as Naib Qasid vide order bearing Ends No. 156-160/ATC(P-III) dated 01-03-2010
4	Gul Khan S/o Hamesh Gul	Bachelor of Arts	14-07-1985	2003	13-01-2011	02-12-2015 As Chowkidar (BPS-03)	Appointed as Chowkidar vide order bearing Ends No. 273-277/ATC(P-III) dated 13-01-2011

Judge Anti Terrorism Court-III, Peshawar.

TRUE COPY

ANNEXURE C2

(11)

09/2/2022  
25-2-2022

**ANNEXURE** ①

**OFFICE OF THE  
ADMINISTRATIVE JUDGE ANTI-TERRORISM COURTS  
PESHAWAR** ②

Court # 18, Judicial Complex, Khyber Road, Peshawar.  
Phone / Fax # 091-9211047

No. 303 /ATC (P)

Dated: Peshawar the 04<sup>th</sup> June 2024

To:- The Registrar,  
Peshawar High Court,  
Peshawar.

**SUBJECT:- DEPARTMENTAL APPEAL / REPRESENTATION FOR  
MAINTAINING JOINT SENIORITY LIST FOR MINISTERIAL  
STAFF OF ANTI TERRORISM COURTS, PESHAWAR AND  
ALLOWING THE APPELANT PROMOTION TO THE POST OF  
JUNIOR CLERK ON THE BASIS OF HIS SENIORITY ON THE  
POST VACANT AT ATC-II, PESHAWAR**

Sir,

Enclosed find herewith subject mentioned application received from Mr. Sbz Ali, Naib Qasid ATC-III, Peshawar, with the request for maintaining of the Joint seniority for the ministerial staff of three Anti Terrorism Courts working at Peshawar.

Your needful opinion is required in this regard.

③  
ADMINISTRATIVE JUDGE  
ANTI-TERRORISM COURTS,  
PESHAWAR.

④  
**TRUE COPY**

**BEFORE THE ADMINISTRATIVE JUDGE, ANTI-TERRORISM COURT,  
PESHAWAR**

=====

**DEPARTMENTAL APPEAL / REPRESENTATION FOR MAINTAINING  
JOINT SENIORITY LIST FOR MINISTERIAL STAFF OF ANTI  
TERRORISM COURTS, PESHAWAR AND ALLOWING THE  
APPELLANT PROMOTION TO THE POST OF JUNIOR CLERK ON THE  
BASIS OF HIS SENIORITY ON THE POST VACANT AT ATC-II,  
PESHAWAR.**

=====

**RESPECTFULLY SHEWETH**

1. That the appellant being qualified and eligible was selected and appointed as Class-IV Employee (Chowkidar) at Anit-Terrorism Court-III vide order dated 01-03-2010.
2. The appellant was posted as Naib-Qasid vide office order No. 231-32/ATC(P-III) dated 21-12-2010. The appellant since his appointment has been serving the department honestly and diligently to the utmost satisfaction of his superiors. He was neither served with any adverse remarks nor was he associated with any departmental proceedings till date.
3. That currently 03 Anti-Terrorism Courts are functioning at Peshawar, wherein a separate seniority list for the staff of each Terrorism Court No. I to Court-III has been maintained independently for Class-IV Employees.
4. That recently a post of Junior Clerk fell vacant at ATC-II, Peshawar. The appellant being senior most Class-IV Employee amongst all the ATC Courts at Peshawar was required to be promoted on such post but due to separate seniority lists maintained by each court, he couldn't be considered for such promotion.
5. That according to the service rules of ATC staff the criteria for promotion from the post of Class-IV Employee is as under;

6.	Junior Clerk	i. FA / F.Sc with second division or equivalent qualification from recognized Board; and ii. a speed of thirty (30) words per minute in typing.	18-30 years	a) Forty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Naib Qasid, Chowkidar and Sweeper including holders of other equivalent posts with two years service as such, who have passed FA / F.Sc Examination or its equivalent qualification from a recognized Board; and b) sixty per cent by initial recruitment.
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(14)

				<p><b>Note:</b> For the purpose of promotion, there shall be maintained a common seniority list Naib Qasid, Chowkidar and Sweeper etc. with reference to the dates of their acquiring the FA / F.Sc qualification:</p> <p><b>Provided that</b></p> <p>i) if two or more officials have acquired the FA / F.Sc qualification in the same session, the inter se seniority in the lower post shall be maintained for the purpose of determining seniority in the higher post;</p> <p>ii) where a senior official does not possess the requisite qualification at the time of filling up a vacancy, the official next junior to him possessing the requisite qualification shall be promoted in preference to the senior official or officials:</p> <p>Provided further that the condition of FA / F.Sc or its equivalent qualification from a recognized Board, as laid down at clause (a) shall not apply for a period of four years from the date of commencement of this Notification to the existing matriculate incumbents of the post Naib Qasid, Chowkidar and Sweeper including holders of other equivalent posts for promotion to the post Junior Clerk (BS-11).</p>
--	--	--	--	--

6. That neither a common seniority list has been maintained by all the ATC Courts as required under the Staff Regulations, nor the appellant was considered for promotion to the post of Junior Clerk at ATC-II, being the senior most Class-IV Employee amongst all the ATC Courts Peshawar. The matter hence needs the immediate attention of the worthy authority.
7. The worthy department was required by law to act in accordance with the well-established principles of equity, law, justice and propriety, which was however not done.
8. The vacant post of Junior Clerk (BPS-11) at ATC-II Peshawar, instead of being filled in on the basis of promotion from amongst Class-IV Employees has been allocated for initial recruitment. Thus an advertisement in daily newspaper has been issued, wherein the test and interview is scheduled for 10-07-2024.
9. The impugned omission to consider the appellant from amongst the joint seniority list of Class-IV Employees ATC Courts, Peshawar for promotion to the post of Junior Clerk on vacant post at ATC-II, Peshawar is arbitrary and discriminatory hence needs to be set right by the Hon'ble authority.

**TRUE COPY**



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In view of the above, by accepting appeal, it is humbly requested that;

- a) by accepting this departmental appeal, the worthy authority may be pleased to issue a joint seniority list of all the Class-IV Employees serving at all the ATC Courts at Peshawar.
- b) That being senior, qualified and eligible, the appellant may be considered for his promotion to the post of junior clerk (BPS-11) on the vacant post at ATC-II, Peshawar.
- c) It is further prayed that the advertisement for initial recruitment to the post of Junior Clerk (BPS-11) at ATC-II, Peshawar scheduled for 10-07-2024, may kindly be recalled and set aside, for filling the said post from amongst the senior most Class-IV Employees of Anti-Terrorism Courts, Peshawar.


The appellant seeks leave of the worthy authority to be allowed the opportunity to be heard in person.

Dated. 4<sup>th</sup> June, 2024

Appellant



Class-IV Employee  
ATC-III, Peshawar.

  
**TRUE COPY**

# ANNEXURE E

16

**SUBJECT: MINUTES OF THE MEETING TO DISCUSS PROPOSED SERVICE RULES OF ANTI-TERRORISM COURT STAFF HELD ON 19-03-2020 AT 1100 HOURS.**

The subject meeting was held on 19<sup>th</sup> March, 2020 at 1100 hours under the Chairmanship of Special Secretary-I, Home & Tribal Affairs Department. The following attended the meeting:-

1. Muhammad Zubair  
Member Inspection Team, Peshawar High Court.
02. Mr. Umar Nawaz Khan,  
Deputy Secretary (Judicial), Home & Tribal Affairs Department.
03. Mr. Saifullah Khan  
Section Officer (R-VI), Establishment Department.
04. Mr. Jehanzeb Khan  
Superintendent, Finance Department
05. Mr. Arshad Khan Afridi  
Section Officer (Prosecution), Home & Tribal Affairs Department.

02. The meeting started with recitation from the Holy Quran. The Special Secretary welcomed the participants and briefed the forum that the revised proposed amendments as per the decisions of the previous meeting dated 04-03-2020 are placed before the forum for discussion, wherein the following proposed Service Rules for the Ministerial Staff of Anti-Terrorism Courts, Khyber Pakhtunkhwa were discussed and the forum unanimously agreed upon:-

S.#	Nomenclature of Post	Minimum Qualification for appointment by initial recruitment	Age Limit	Method of recruitment
1	2	3	4	5
1.	Superintendent	--	--	By promotion, on the basis of seniority-cum-fitness from amongst the holders of the posts of Assistant with at least five years service as such.
2.	Senior Scale Stenographer	i. Second class Bachelor's Degree, from a recognized University. ii. a speed of 70 words per minute in Shorthand and 45 words per minute in typing. iii. In the Districts wherein, Urdu is the Court language, speed of 30 words per minute in typing in Urdu as well; and iv. Knowledge of	20-32 years	By initial recruitment.

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3.	Assistant	computer in using MS Word, MS Excel. Second Class Bachelor's Degree from a recognized University.	20-32 years	a) Seventy five percent (75 %) by promotion on the basis of seniority-cum-fitness from amongst the holders of the post of Senior Clerk with at least five (05) years service as Junior and Senior Clerks. b) twenty five percent (25%) by initial recruitment.
4.	Computer Operator	i) Second Class Bachelor's Degree in Computer Science / Information Technology (BCS/ BIT four years) from a recognized university; or ii) Second Class Bachelor's Degree from a recognized University with one year Diploma in Information Technology from a recognized Board of Technical Education.	20-32 years	By initial recruitment.
5.	Senior Clerk			By promotion, on the basis of seniority-cum-fitness, from amongst holders of the posts of Junior Clerk with at least two years' service as such.
6.	Junior Clerk	i) FA/ F.Sc with second division or equivalent qualification from a recognized Board; and ii) a speed of thirty (30) words per minute in typing.	18-30 years	a) Forty per cent by promotion, on the basis of seniority-cum-fitness, from amongst the Naib Qasid, Chowkidar and Sweeper including holders of other equivalent posts with two years service as such, who have passed FA/F.Sc Examination or its equivalent qualification from a recognized Board; and b) sixty per cent by initial recruitment.  <b>Note:</b> For the purpose of promotion, there shall be maintained a common seniority list Naib Qasid, Chowkidar and Sweeper etc. with reference to the dates of their acquiring the FA/ F.Sc qualification.  <b>Provided that</b>  i) if two or more officials have acquired the FA/F.Sc qualification in the same session, the inter se seniority in the lower post shall be maintained for the purpose of determining seniority in the higher post;

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				ii) where a senior official does not possess the requisite qualification at the time of filling up a vacancy, the official next junior to him possessing the requisite qualification shall be promoted in preference to the senior official or officials:  Provided further that the condition of FA/F.Sc or its equivalent qualification from a recognized Board, as laid down at clause (a) shall not apply for a period of four years from the date of commencement of this Notification to the existing matriculate incumbents of the post Naib Qasid, Chowkidar and Sweeper including holders of other equivalent posts for promotion to the post of Junior Clerk (BS-11)."
7.	Driver	i. Secondary School Certificate or equivalent qualification from a recognized Board.  ii. LTV license in case of light duty vehicle with at least five years' experience as such.	25-40 years	By initial recruitment.
8.	Naib Qasid	Secondary School Certificate or equivalent qualification from a recognized Board.	20-32 years	By initial recruitment.
9.	Chowkidar	Preferably Literate	25-40 years	By initial recruitment.
10.	Sweeper	Literate	18-40 years	By initial recruitment.

(12)

06. The meeting ended with a vote of thanks from and to the chair.

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ANNEXURE F

19

Seniority list of the staff "Assistants/Readers" of Anti-Terrorism Courts, Peshawar  
for the year 2013

S#	Name of official with father name	Designation	District of Domicile	Academic Qualification	Date of Birth	Date of 1 <sup>st</sup> appointment into govt: service	Date of 1 <sup>st</sup> appointment into govt: service (Judiciary)	BPS-14 Up-gradation	Date of Retirement	Remarks
1	Nisar Ahmed s/o Bahar Gul (Late)	Assistant/Reader	Peshawar	MA	04.02.1954	13.05.1977	04.04.2002	Already in BPS-15	04.02.2014	
2	Masood s/o Fazal Badshah (Late)	Assistant/Accountant	Peshawar	M.Com	07.01.1975	21.07.2004	21.07.2004	28.07.2007	07.01.2035	
3	SyedMohsin Shiraz s/o Syed Yousaf Shah	Assistant/Accountant	Peshawar	M.Sc	10.10.1982	02.03.2010	02.03.2010	---	10.10.2042	
4	M. Tariq Shamim s/o Taj Muhammad	Assistant/Reader	Peshawar	LLB	08.04.1985	02.03.2010	02.03.2010	---	08.04.2045	
5	Ahsan Ali s/o M. Anwar Siddique	Assistant/Accountant	Peshawar	LLB	28.06.1985	23.04.2010	23.04.2010	---	28.06.2045	

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*[Signature]*  
DDO / Judge  
o/c Anti-Terrorism Court,  
Peshawar

ANNEXURE F<sub>1</sub>

PESHAWAR HIGH COURT, PESHAWAR

(20)

NOTIFICATION

Dated Peshawar the 19<sup>th</sup> February, 2014

No. 27 -J. In pursuance of the recommendations of Departmental Promotion Committee vide its meeting dated 19.02.2014, the Competent Authority has been pleased to promote Syed Mohsin Shiraz, Assistant as Superintendent (BPS-16), against the vacant post in the Anti-Terrorism Court, Peshawar, with immediate effect.

He shall remain on probation for a period of one year, extendable as provided for under the rules.

BY ORDER OF HON'BLE THE CHIEF JUSTICE

(MUHAMMAD ARSHAD)  
REGISTRAR

Indst. No. 2372-76 / Admn.

Dated Pesh the 24 / 2 / 2014

Copy forwarded to:-

1. ✓ The Judge, Anti-Terrorism Court, Peshawar.
2. The Accountant General Khyber Pakhtunkhwa, Peshawar.
3. The Deputy Registrar (Accounts), Peshawar High Court, Peshawar.
4. The Private Secretary to HCJ, Peshawar High Court, Peshawar.
5. The Official concerned by name.

(MUHAMMAD ARSHAD)  
REGISTRAR

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