


FORM OF ORDER SHEET

Court of _____

Appeal No. 1334/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	04-Sep-24	<p>The appeal of Mr. Muhammad Adil submitted today by Mr. Muazam Butt Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 13.09.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By the order of Chairman  REGISTRAR</p>

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA

Muhammad Adil

V/S

Government of KP & others

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ADVOCATE

-1-

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA

In Ref to

Service Appeal No _____/2024

Muhammad Adil Son of Muhammad Sabir Resident of Tehsil & District Swabi

Designation: Primary School Head Teacher at GPS No 3, Khunda Tehsil Lahor (Swabi)

.....Appellant

V E R S U S

- 1) Secretary to Government of Khyber Pakhtunkhwa, Establishment Department, Civil Secretariat, Peshawar
- 2) Secretary to Government of Khyber Pakhtunkhwa, Elementary and Secondary Education Department, Civil Secretariat, Peshawar
- 3) Director Elementary and Secondary Education Department

.....Respondents

SERVICE APPEAL UNDER SECTION 4 OF KPK SERVICE TRIBUNAL ACT 1974, AGAINST THE IMPUGNED NOTIFICATION BEARING NO.SO(POLICY)E&AD/1-3/2020, DATED 06/08/2020, COMMUNICATED TO RESPONDENT NO. 2 VIDE LETTER DATED 06/06/2023, WHEREIN IT WAS STATED THAT SUB RULE 5 OF RULE 7 OF KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION AND TRANSFER) RULES, 1989 STANDS DELETED

PRAYER:

ON ACCEPTANCE OF INSTANT SERVICE APPEAL, THE IMPUGNED NOTIFICATION BEARING NO: SO (POLICY) E&AD/1-3/2020, DATED 06/08/2020, COMMUNICATED TO RESPONDENT NO. 2 VIDE LETTER DATED 06/06/2023, MAY BE DECLARED AND ORDERED TO BE STRUCK DOWN BEING VOID AND ULTRA VIRES TO THE CONSTITUTION OF PAKISTAN AND FUNDAMENTAL PRINCIPLES OF NATURAL JUSTICE AND AGAINST THE RIGHTS OF APPELLANT.

ANY OTHER RELIEF WHICH THIS HONOURABLE TRIBUNAL DEEMS FIT AND PROPER IN THE CIRCUMSTANCES OF THE CASE MAY ALSO BE GRANTED TO THE APPELLANT.

RESPECTFULLY SHEWETH:

1. That the Respondents Department appointed the Appellant as Primary School Head Teacher.
Copy of Monthly Salary account is annexed as Annexure A

2. That as per Khyber Pakhtunkhwa (Appointment/ Promotion/ Transfer) Rules, 1989, as well as in other sister services of the other Provinces and Federation as well, availing of promotion by the employees is always optional and the employees as a matter of right may avail or forego their promotion and the next employee in seniority list is to be promoted.
3. That some employees specifically have foregone their promotion as they could not serve in the areas where there is no facility of accommodation and no houses of their elders are available to look after them in far-flung and solitary mountainous hard areas, and as per Section 25 of per KP Civil Servant Act, 1973, rules to the extent of terms and condition is framed by the Chief Minister and such promotion rules are not made applicable with retrospective effect. The rules framed are published in the Gazette notification and part and parcel of KP Civil Servant Appointment, Transfer and Promotion Rules 1989.
4. That Government of K.P without following the rules position mentioned in Para 6 above promulgated Notification No. SO (Policy) E&AD/1 3/2020, dated 06/08/2020, communicated to Respondent No.2 vide letter dated 06/06/23 wherein it has been made mandatory to the employees to avail the promotion, otherwise, disciplinary action shall be taken against the employees. The impugned Notification is reproduced as under:-

"Furthermore, those officers/officials who do not comply with promotion order of the competent authority or try to evade promotion through different means shall be proceeded against under Khyber Pakhtunkhwa Civil Servants (Efficiency Discipline) Rules, 2011, please".
5. That as per notification No. SD (Policy) /EDAD/1- 3/2020 dated 06/08/2020, the right of foregoing of promotion was withdrawn and the Government of Khyber Pakhtunkhwa Establishment Department (Regulation Wing) deleted Rule 7(5) in the Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 vide notification no SOR-VI (E & AD)/1-2/2020 dated 06-08-2020. Copy of notification No. SD (Policy) EV AD/1- 3/2020 dated 06/08/2020 is attached as Annexure B
6. That the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar asked for guidance regarding deletion of Rule 7(5) in Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 in respect of which the respondent No. 1 vide its letter No. SO(Policy) E&AD/1-3/2020 dated Peshawar the June 06th, 2023 directed the respondent No 3 (Directorate of Elementary & Secondary Education) that Rule 7(5) in the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 has been deleted vide notification dated 06-08-2020 and, therefore, no provision exists to decline or forego promotion and it is obligatory upon every civil servant to accept promotion under every condition. Copy of Impugned Letter dated June 06th, 2023 is attached as Annexure C
7. That thereafter the meeting was also held in the office of Additional Secretary Establishment on 06-07-2023 in which it was decided to examine the case properly and submit a self-contained/ consolidated case for onward submission to the Establishment Department for further necessary action. Copy of Minutes of Meeting dated 06-07-2023 is attached as Annexure D
8. That the Respondent No.3 i.e. Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa also wrote a letter to the office of Establishment & Administrative Department vide No, SO(Primary-M) E&SED/2-2/Appointment Rule/2023 dated 23-08-2023 to reconsider the amendment made in Khyber

Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 as it had negatively affected a large number of teachers and especially female teachers. Copy of Letter dated 23-08-2023 is attached as Annexure E

9. That the respondent vide its letter dated 07th of September 2023 directed the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa that necessary guidance has already been provided to the department and therefore no provision exists to decline or forgo promotion and those teachers who do not comply with the promotion order of the competent authority or try to evade promotion through different means shall be proceeded under the Khyber Pakhtunkhwa Civil Servant (Efficiency & Discipline) Rules, 2011. Copy of Impugned letter dated 07-09-2023 is attached as Annexure F
10. That the petitioner feeling aggrieved, filed Representation to the respondents in person, and also approached to respondents through APTA President but the grievances of the appellant have not so far been redressed. Copy of Representation against the said notification is annexed as Annexure G & H
11. That feeling aggrieved from the letters dated 06-06-2023 and 07-09-2023 and the deletion of Rule 7(5) in the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and-Transfer) Rules, 1989; the petitioners filed this Hence, the instant service appeal is filed on the following grounds:-

GROUND:-

- a. That as per various judgments it is established and settled principle that executive notifications cannot be given retrospective effect. A valid Notification which confers rights is always applicable with prospective effect, however, if an amendment notification that adversely affects the interests of the employees or causes disadvantage to the employee is not tenable in the eyes of law. The notification/guidance dated 06/08/2020 06/06/2023 are liable to be set-aside.
- b. That there are no terms and conditions of service mentioned in the appointment order of the appellant wherein, availing of promotion is mandatory. It is further submitted that employees in the past, have foregone their promotion along with their posting. It is submitted that when domestic and other personal issues do not permit the employees/appellant to avail the promotion order and in that case, the employees who foregone their promotion were allowed not to avail the promotion for a period of 04 years and on second refusal the employees were permanently debarred from availing the facility of promotion during their entire service. Hence the employees himself/herself forebear agonies of foregoing their promotions. As a result, junior to the appellant according to the order of seniority cum fitness are granted promotion to next rank.
- c. That as per Civil Servant laws, promotion is a kind of appointment which is always optional to get promotion or not, hence the impugned notification is void, illegal and against the law and the same to the extent of the appellant is liable to be set-aside.
- d. That it is further submitted that on account of grant of promotion, some employees who are suffering from severe medical ailment or facing acute domestic issues cannot avail promotion with transfer in other areas, therefore, no employee can be compelled to accept the promotion compulsorily which is not beneficial to the employee but if an employee does not avail and get benefit of her promotion it must be optional for the employees as to whether to avail or forego the benefits. Any promotion without willingness of employee is illegal and liable to be setaside.

- e. That non-availing of promotion and foregoing thereof does not cause loss to the government exchequer and in consequence of foregoing promotion, pave way to the next employee in seniority, aspiring for promotion could be promoted.
- f. That the impugned promotion Notification dated 06/08/2020 communicated on 06/06/2023 is perverse, discriminatory, against the law, pungent and is a blunt blow of hammer on the rights of the appellant. It is not out of place to mention here that the appellant are teachers and have to look after their children as well as ailing dependent family members and in these circumstances in the presence of impugned Notification dated 06/08 /2023 communicated on 06/06/23 would not be able to serve in the department and which shall amount to the snatching of bread and butter of the poor employees

It is, therefore, humbly prayed that on the acceptance of the instant-Service Appeal; the impugned Notification bearing No. SO (POLICY) E&D/1-3/2020 DATED 06/08/2020, communicated to Respondent No.2 by Respondent NO.1, vide letter dated 06/06/2023, may please be declared and ordered to be struck down being Void, Ultra vires to the Constitution of Pakistan and against the fundamental principles of natural justice.

It is further prayed that no penal action as proposed and envisaged in letter dated 06/06/2023 may be declared as unlawful, illegal and without having any legal effect.

Any other relief, which this honorable Tribunal deems fit and proper in the circumstances of the case, may also be granted to the appellant.

AFFIDAVIT:

I Muhammad Adil Son of Muhammad Sabir Resident of Tehsil & District Swabi that the contents of foregoing application, are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court

[Signature]
Deponent

[Circular Seal: Oath Commissioner, District Swabi, Advocate High Court Swabi]
[Handwritten Signature]
04/24

[Signature]
Appellant

Through

[Signature]
Muhammad Muazzam Butt
Advocate Supreme Court

[Signature]
Muhammad Adeel Butt
Advocate High Court

[Signature]
Bassam Ahmad Siddiqui
Advocate High Court
LL.M- Human Rights

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA

C.M No _____ -P of 2024
In Ref to _____

Service Appeal No. _____/2024

Muhammad Adil

VERSUS

Secretary to Government of Khyber Pakhtunkhwa, & others

APPLICATION FOR SUSPENSION OF IMPUGNED NOTIFICATION BEARING NO. SO (POLICY) E&D/1-3/2020 DATED 06/08/2020, COMMUNICATED TO RESPONDENT NO.2 BY RESPONDENT NO.1, VIDE LETTER DATED 06/06/2023 TILL THE FINAL DISPOSAL OF CASE IN HAND.

Respectfully Submitted:-

1. That the instant application may be treated as part and parcel of service appeal of the appellant.
2. That the appellant has brought a good prima facie case and balance of convenience also lies in favor of the appellant.
3. That there is likelihood success of the appellant in the lis. And if the notification bearing No. So (Policy) E&D/1-3/2020 Dated 06/08/2020, communicated to Respondent No.2 by Respondent No.1, Vide Letter Dated 06/06/2023 is not suspended the appellant would suffer irreparable loss.
4. That valuable rights of the appellant is involved in the case.

In view of the reasons, it is humbly requested that the notification bearing No. So (Policy) E&D/1-3/2020 dated 06/08/2020, communicated to Respondent No.2 by Respondent No.1, Vide Letter Dated 06/06/2023 may kindly be suspended till the final disposal of the main appeal in hand.

AFFIDAVIT:

I Muhammad Adil Son of Muhammad Sabir Resident of Tehsil & District Swabi do hereby solemnly stated on oath that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

(Signature)
Commissioner
Deponent

(Signature)
Appellant

Through

Muhammad Muazzam Butt
Advocate Supreme Court

Muhammad Adeel Butt
Advocate High Court

District Accounts Office Sivasbi
Monthly Salary Statement (March-2024)

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Personal Information of Mr. AHAMMAD ADIL, (D/O of AHAMMAD SABIR)

CNIC: 1620209963099 NTN: 0
 Date of Birth: 11.11.1970 Entry into Govt. Service: 13.12.1989
 Length of Service: 34 Years 03 Months 02 Days
 Employment Category: Active Permanent
 Designation: PRIMARY SCHOOL HEAD TEACH
 School Code: S16131-Government Primary Schools (Male) (Other Swabi)
 Cash Center: 32 GPF Section: 001 Interest Applied: Yes
 PF AC No: EDUSH004572 GPF Balance: 961,215.00
 Pay-Grade: BPS For - 2022 Pay-Scale Type: Civil UPS: 15 Pay Stage: 25

Wage Type	Amount	Wage Type	Amount
Basic Pay	73,120.00	House Rent Allowance -15%	3,524.00
Convey Allowance 2005	2,856.00	Medical Allowance	1,500.00
15% Adhoc Relief AH-2013	949.00	Adhoc Relief Allow -10%	654.00
Teaching Allowance 2021	1,224.00	Dispr. Rel AH 15% 2022 KP	7,007.00
Adhoc Rel AH 15% 23/PS171	7,007.00	Adhoc Relief AH 2023 35%	25,004.00

Wage Type	Amount	Wage Type	Amount
GPF Subscription	-1,290.00	3501	Benefit Fund
Income Tax	-3,295.00	3990	Temp. Edu. Fund RPS
R. Benefits & Health Comp	-600.00		

Loan	Description	Principal amount	Deduction	Balance
	Advances - Loans and Advances			

Particulars	Amount	Particulars	Amount
11. Deductions - Income Tax	51,187.78	Recovered till March-2024	28,731.00
12. Exempted	12871.65	Recoverable	9,884.73
13. Gross Pay (Rs.)	125,150.00	Deductions: (Rs.)	-9,520.00
14. Net Pay: (Rs.)	115,630.00		

Account Number: 1417-7
 Branch Name: AHAMMAD ADIL
 Bank Details: NATIONAL BANK OF PAKISTAN, 231551 HUNDIKORAN CHITRAL, SWABI, SWAB
 Opening Balance: Applied: Domicile: NW - Khyber Pakhtunkhwa
 Home Address: SWABI Home Address: SWABI
 Email:

OFFICE OF THE DISTRICT EDUCATION OFFICER(MALE) SWABI.

APPOINTMENT

OFFICE ORDER.

Appointment of the following persons ~~is~~/are hereby ordered against the Post of PTC on Temporary and adhoc basis @Rs. 750/-/PM Fixed, Plus usual allowances under the rules in RPS.No. 7 (Rupees 750-31-1370) at the Institutions noted against each Name in the interest of Public Service:-

S.No.	Name & Designation/Address	Posted at	Remarks.
1).	Mr. Farukh Saeeer S/O Mr. Shamsul Islam V&P.O. Nawan Killi (Swabi)	GMPS. Ismail Khel (Shiekh Janao).	A.V.P.
2).	Mr. Mohammad Adil S/O Mr. Mohammad Sagir V&P.O. Thand Koi	GMPS. Ishtiaq <i>Bhati Akhbar</i> (Ketha).	A.V.P.

Bhati Akhbar
M. D. / D.E.O Swabi

CONDITION OF APPOINTMENT:-

- 1). ~~He/She~~ Their services ~~is~~/are liable to termination/reversion at any time without any reason being assigned.
- 2). In case of resignation ~~he~~/they will have to submit One Month's prior notice to the Deptt: or forefeit One month's Pay in lieu thereof to Govt:
- 3). ~~He/She~~ They ~~is~~/are required to produced Health and Age Certificate from Medical Supdt D.H.Q Hospital concerned before taking over-charge.
- 4). Charge-report should be submitted to all concerned.
- 5). ~~He/She~~ They should not be allowed to take over-charge if ~~his~~/their age ~~is~~/are less than 18 Years or above 30 Years.
- 6). If ~~he~~/They fails to take over-charge of the post with in 14 days after the issue of these orders the order of appointment shall stand cancelled.
- 7). ~~His~~/Their Certificates should be checked before handing-over-charge.

(KHALIL-UR-RAHMAN)

DISTRICT EDUCATION OFFICER,
(MALE) SWABI.

Endst: No. 13944-AB PTC/TT/Qari/ Dated Swabi the 7/12 /1989.

Copy forwarded for information to the:

- 1). Principal/Head Master Govt: High/Middle School _____
- 2). Sub: Divl: Edu: Officer (Male) SWABI.
- 3). Candidate Concerned.

Khalil-ur-Rahman
DISTRICT EDUCATION OFFICER,
(MALE) SWABI.

ATTESTED

Annexure - B

GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(REGULATION WING)

NOTIFICATION

Dated Peshawar the 06/8/2020

In exercise of the powers conferred by section 25 of the
Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of
1973) the Chief Minister of Khyber Pakhtunkhwa is pleased to direct that in the Khyber
Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the
following further amendment shall be made, namely:-

AMENDMENT

In rule 7, sub-rule (5) shall be deleted.

CHIEF SECRETARY
GOVERNMENT OF THE KHYBER PAKHTUNKHWA

COPIES NO & EVEN DATE

Copies forwarded to:-

1. Additional Chief Secretary, Govt. of Khyber Pakhtunkhwa, Planning & Development Department.
2. The Senior Member Board of Revenue, Khyber Pakhtunkhwa.
3. All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
4. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
5. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
6. All Divisional Commissioners in Khyber Pakhtunkhwa.
7. All Heads of Attached Departments in Khyber Pakhtunkhwa.
8. All Autonomous/Semi Autonomous Bodies in Khyber Pakhtunkhwa.
9. All Deputy Commissioners in Khyber Pakhtunkhwa.
10. The Registrar Peshawar High Court, Peshawar.
11. The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar.
12. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
13. The Deputy Director (IT), E&A Department.
14. All Section Officers in Establishment & Administration Department.
15. The Section Officer (Admn), Administration Department with the request to arrange 20 gazette copies.
16. The Caretaker, Administration Department.

1267
06/08/2020

ATTESTED

(WAJDAH LATIF)
DEPUTY SECRETARY (POLICY)

Attested

4

ATTESTED

- 9 -

GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(REGULATION WING)

NOTIFICATION

Dated Peshawar the, 06/08/2020

In exercise of the powers conferred by section 26 of the Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No XVIII) the chief Minister of Khyber Pakhtunkhwa is pleased to direct that in the Khyber Pakhtunkhwa Civil Servants (Appointment Promotion and Transfer) Rules 1989, the following further amendment shall be made, namely:

AMENDMENT

In rule 7, sub-ruler (5) shall be deleted.

CHIEF SECRETARY
GOVERNMENT OF THE KHYBER PAKHTUNKHWA

(ANDS): & EVEN DATE

Copy is forwarded to

1. Additional Chief Secretary, Govt of Khyber Pakhtunkhwa. Planning & Development Department)
2. The Senior Member Board of Revenue, Khyber Pakhtunkhwa.
3. All Administrative Secretaries to Govt of Khyber Pakhtunkhwa.
4. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
5. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
6. All Divisional Commissioners in Khyber Pakhtunkhwa.
7. All Heads of Attached Departments in Khyber Pakhtunkhwa.
8. All Autonomous/Semi Autonomous Bodies in Khyber Pakhtunkhwa.
9. All Deputy Commissioners in Khyber Pakhtunkhwa.
10. The Registrar, Peshawar High Court, Peshawar.
11. The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar
12. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
13. The Deputy Director (IT), E&A Department.
14. All Section Officers in Establishment & Administration, Department.
15. The Section Officer (Admin), Administration Department with the request to arrange 20 gazette copies.
16. The Caretaker, Administration Department.

(WARDAH LATIF
DEPUTY SECRETARY (POLICY)

ATTESTED

Annexure - C



GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
No. SO(Polcy)HR&AD/1-3/2020
Dated Peshawar the June 06, 2023

62

To: The Government of Khyber Pakhtunkhwa,
Elementary & Secondary Education Department.

Subject: GUIDANCE REGARDING DELETION OF RULE 7(S) IN THE
KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT,
PROMOTION AND TRANSFER) RULES, 1989.

Dear Sir,
I am directed to refer to your letter No. SO(Polcy-MY&SU)2-
2/Appointment/2023 dated 18.04.2023 on the subject noted above and to state that Sub-Rule
(S) of Rule-7 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer)
Rules, 1989 stands deleted vide this Department notification dated 06.08.2020; thus, no
provision exists to debar or forgo promotion.

2. The basic rationale behind the deletion of the said rule is aimed at preventing a
civil servant from temptation for illicit gain by seeking to a single lucrative post/position or to
prevent those who tend to forgo promotion to evade posting/transfer or show lack of capacity
to tackle higher responsibilities in case of promotion. Therefore, it is obligatory upon every
civil servant to accept promotion in every condition.

3. Furthermore, those officers/officials who do not comply with promotion order
of the competent authority or try to evade promotion through different means shall be
proceeded against under Khyber Pakhtunkhwa Civil Servants (Efficiency & Discipline) Rules,
2011, please.

Yours faithfully,

(Ismat Nishtar Khan)
Section Officer (Policy)

ASE
7/6

7/6

Encl. Of even No & date

Copy forwarded to the:-

1. PS to Special Secretary (Reg), Establishment Department.
2. PA to Additional Secretary (Reg-II), Establishment Department.
3. PS to Deputy Secretary (Policy), Establishment Department.

28/06/23

21/6/23

Section Officer (Policy)

[Handwritten signature]

ATTESTED

Discipline) Rules, 2012 please. WPA002-2022 AZIZULLAH US GOVT OF P.S.A

3. Furthermore, those officers/officers who do not comply with promotion order of the competent authority or try to evade promotion through different means shall be proceeded against under Khyber Pakhtunkhwa Civil Servants (Efficiency) &

2. The basic rationale behind the deletion of the said rule is aimed to preventing a civil servant from temptation for illicit gain by sticking to a single lucrative post/position or to prevent those who tend to forgo promotion to evade posting/transfer or show lack of capacity to tackle higher responsibilities in case of promotion. Therefore, it is obligatory upon every civil servant to accept promotion in every condition.

Dear Sir,
I am directed to refer to your letter no. 80 (Primary-M) (EE & B) 2-2/ Appointment (2022) dated 18.04.2023 on the subject noted above and to state that Rule 5 of Rule-7 of Khyber Pakhtunkhwa Civil Servants (Appointments, Promotion and Transfer) Rules, 1989 stands deleted, vide this department notification dated 06.08.2022, thus, no provision exists to decline or forgo promotion.

DEPARTMENT OF APPOINTMENT, PROMOTION AND TRANSFER) RULES 1989.

FOR THE GOVERNMENT OF KHYBER PAKHTUNKHWA,
Elementary & Secondary Education Department.
SUBJECT: QUINANCE REGARDING DELETION OF RULE 5 IN THE KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION AND TRANSFER) RULES 1989.

B/A

-12-

-B/c-

Yours faithfully,

(Issa Muhammad Khan)
Section Officer (Policy)

Endst. of even no Ep date

Copy forwarded to the :-

1. PB to Special Secretary (Reg), Establishment Department.
2. PPE to Additional Secretary (Reg-II), Establishment Department.
3. PB to Deputy Secretary (Policy), Establishment Department.

Section Officer
(Policy)



ATTESTED



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
CIVIL SECRETARIAT PESHAWAR
(Phone No.091-9223507)

No.SO (Primary-M)/E&SED/2-6/2023
Dated Peshawar the June 26th, 2023

To

The Director
Elementary & Secondary Education Department
Khyber Pakhtunkhwa, Peshawar.

Aziz Ullah Khan
President
All Primary Teacher's Association, KP

[Handwritten Signature]
26/6/23

Subject: GUIDANCE REGARDING DELETION OF RULE 7(6) IN THE KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION AND TRANSFER) RULES, 1988.

I am directed to refer to the subject noted above and to enclose here with a letter of Establishment Department letter No. SO (Policy)E&AD/1-3/2020 dated 06 June, 2023 and to state that the subject meeting is to be held on 06 July, 2023 at 11:00-AM in this department under the Chairmanship of Additional Secretary (Estab) E&SE Department in his office.

2. You are, therefore, requested to depute a representative of your respective Department to attend the meeting on a date, time & venue as mentioned above, please.

Encl: AA

[Handwritten Signature]

[Handwritten Signature]
(MUHAMMAD ISHAQ)
SECTION OFFICER (PRIMARY MALE)

Copy forwarded to the:

- 1. PS to Secretary, E&SE Department Khyber Pakhtunkhwa.

[Handwritten Signature]

[Handwritten Signature]
SECTION OFFICER (PRIMARY MALE)
26/6/23

[Handwritten Signature]
ATTESTED

-14-
B/c

No:SO (Primary-M)/E&SED/2-6/2023
Dated Peshawar the June 25th 2023

To
The Director
Elementary & Secondary Education Department
Khyber Pakhtunkhwa, Peshawar

Aziz Ullah Khan President
President
All Primary Teacher's Association, KP

Subject: GUIDANCE REGARDING DELETION OF RULE 7(5) IN THE KHYBER
PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION
AND TRANSFER) RULES, 1989.

I am directed to refer to the subject noted above and to enclose here with a letter of
Establishment Department letter No. SO (Policy)E&AD/1-3/2020 dated 06 June, 2023 and to state
that the subject meeting is to be held on 06 July, 2023 at 11:00 AM in this department under the
Chairmanship of Additional Secretary (Etab) E&SE Department in his office.

2. You are, therefore, requested to depute a representative of your respective
Department to attend the meeting on a date, time & venue as mentioned above, please.

Encl: AA

(MUHAMMAD ISHAQ)
SECTION OFFICER (PRIMARY MALI)

Copy forwarded to the:

1. PS to Secretary, E&SE Department Khyber Pakhtunkhwa.

SECTION OFFICER (PRIMARY MALI)

WP4442-2023 AZIZULLAH VS GOVT CF PG43


ATTESTE

MINUTES OF THE MEETING REGARDING APPLICATION SUBMITTED BY MR. AZIZ ULLAH PROVINCIAL PRESIDENT ALL PRIMARY TEACHERS ASSOCIATION KHYBER PAKHTUNKHWA REGARDING DELETION OF RULE 7(5) IN THE CIVIL SERVANT (APPOINTMENT, PROMOTION & TRANSFER RULES 1989).

Annexure
①

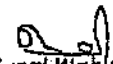
A meeting regarding the subject matter was held on 06-07-2023 at 11:00 AM under the Chairmanship of Additional Secretary Establishment in his office. The following attended the meeting.


S#	NAME	DESIGNATION
1	Mr. Fazal Wahid	Deputy Director Establishment of Directorate Elementary & Secondary Education Department
2	Mr. Aziz Ullah	Provincial President All Primary Teachers Association Khyber Pakhtunkhwa
3	Mr. Razaqal Ullah	General Secretary APTA Peshawar
4	Muhammad Ishaq	Section Officer (Primary) E&SE Department Civil Secretariat Khyber Pakhtunkhwa Peshawar


2. The meeting started with recitation from The Holy Quran. The chair welcomed the participants. The Deputy Director (Establishment) of Directorate of Elementary & Secondary Education briefed the forum regarding agenda item in detail.

3. After thorough discussion it was decided that Directorate of Elementary & Secondary Education Department may examine the case properly and submit a self-contained/consolidated case for onward submission to Establishment Department for further necessary action.

The meeting ended with a vote of thanks from the Chair.


(Mr. Fazal Wahid)
Deputy Director
E&SE Department


(Mr. Aziz Ullah)
Provincial President
All Primary Teachers Association
Khyber Pakhtunkhwa


(Mr. Razaqal Ullah)
General Secretary APTA
Peshawar


(Muhammad Ishaq)
Section Officer (Primary) (Male)
E&SE Department

(Abdullah)
Additional Secretary (Establishment)
E&SE Department


ATTESTED

-16-
-B/C-

MINUTES OF THE MEETING REGARDING APPLICATION SUBMITTED BY MR. AZIZ ULLAH
PROVINCIAL PRESIDENT ALL PRIMARY TEACHERS ASSOCIATION KHYBER PAKHTUNKHWA
REGARDING DELETION OF RULE 7(S) IN THE CIVIL SERVANT (APPOINTMENT, PROMOTION
& TRANSFER RULES 1989).

A meeting regarding the subject matter was held on 06-07-2023 at 11:00 AM under the Chairmanship of Additional Secretary Establishment in his office. The following attended the meeting

S#	NAME	DESIGNATION
1.	Mr. Fazal Wahid	Deputy Director Establishment of Directorate Elementary & Secondary Education Department
2.	Mr. Aziz Ullah	Provincial President All Primary Teachers Association: Khyber Pakhtunkhwa
3.	Mr. Razaqat Ullah	General Secretary APTA Peshawar
4.	Muhammad Ishaq	Section Officer (Primary) E&SE Department Civil Secretarial Khyber Pakhtunkhwa Peshawar

2. The meeting started with recitation from The Holy Quran. The chair welcomed the participants. The Deputy Director (Establishment) of Directorate of Elementary & Secondary Education briefed the forum regarding agenda item in detail.

3. After threadbare discussion it was decided that Directorate of Elementary & Secondary Education Department may examine the case properly and submit a self-contained/consolidated case for onward submission to Establishment Department for further necessary action.

The meeting ended with a vote of thanks from the Chair.

(Mr. Fazal Wahid)
Deputy Director-1
E&SE Department

Provincial President
All Primary Teachers Association
Khyber Pakhtunkhwa

(Mr. Razaqat Ullah)
General Secretary APTA
Peshawar

(Muhammad Ishaq)
Section Officer (Primary-Male)
E&SE Department

(Abdullah)

Additional Secretary (Establishment)

ATTESTED

ATTESTED

[Handwritten signature]

WP442-2023 AZIZULLAH VS GOVT OF PAK

Assistant Director (Establishment)
Ministry of Secondary Education
Kyber Pakhtunkhwa

Assistant Director (Establishment)
Ministry of Secondary Education
Kyber Pakhtunkhwa

[Handwritten signature]
17/07/2023

- 1. PA to Director Local Directorate.
- 2. Master Copy.

Copy of the above is to:-

Encl: No.

The case is submitted for personal and necessary actions please.

Departmental Promotion Committee.

Teachers being provided their written refusal prior to conduct of the meeting of 75) have affected negatively a huge number of Female Teachers. Thus it is proposed that 75) may be exempted of implications of the amendment in the rules laid.

In view of the above, this office is of considered opinion that the notion of Rules been asked for exemption of consideration.

Chairman, Additional Secretary Establishment of his office this office has 7. in the light of the minutes of meeting held 6-07-2023, laid under the (Primary-M) 6552/D2-3/Appointment/2023 dated 12-05-2023.

The some were advised by this office from your good office vide letter No.50 civil servant to accept promotion under every condition.

that there exists no provision in decline or forgo promotion. It is obligatory upon every Wing) vide letter No.50 (Policy) E&AD/1-3/2020 dated 6-06-2023 categorically stand.

That the Government of Kyber Pakhtunkhwa Establishment Department (Regulation No.50 (Primary-M) 6552/D2-3/Appointment/2023 for necessary guidance.

That your good office forwarded the same to the quarter concerned vide letter promotion.

(ii) It is the prerogative of the civil servant to either accept or turn down the offer of (i) Now (i) obligatorily upon the civil servant to accept promotion in every condition.

No.0987 dated 06-02-2023.

That this office sought guidance from your good office in the following words vide letter vide notification No. No. SOA-1/ (E&AD)/1-3/2020 dated 06-08-2020.

dated Rule 7(2) in the Civil Servants (Appointment, promotion & Transfer Rules 1989) The Government of Kyber Pakhtunkhwa Establishment Department (Regulation Wing)

I am directed to refer to the letter No.50 Primary-M 6552/D2-3/ Appointment/2023 dated 10-07-2023 on the subject cited above and in present brief history about the background of the case as under:

MINUTES OF THE MEETING

The Section Officer (Primary-Male),
Elementary & Secondary Education Department,
Kyber Pakhtunkhwa Peshawar.

Subject -

To



No. 8145

Phone No: 99223344

Ministry of Education, Government of Peshawar

Email: esd@ministry.gov.pk

Date: 21-7-2023

Kyber Pakhtunkhwa Peshawar

- B/C -

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION, KPK

PEKAWAN
(21-7-2023)

Section Officer (Primary Role)

Elementary & Secondary Education Department

KPK Peshawar

Subject: Minutes of Meeting

Dear Sir, I am directed to refer to letter no. (SO Peshawar) E&S/5-1/G/141/

Minutes of meeting/RST/2023 dated 30-7-2023 on subject cited above and to

present brief history about background of case as under:-

* That Government of KP Establishment department (Regulation Wing)

dated rule 7(5) in Civil Servants (Appointment, Promotions, Transfer, etc 1987)

wide notification No. SOR-VI (E&S) 1-3/2020 dated 06-08-2020.

That this office sought guidance from your good office in the following

words wide letter no. 6983 dated 06-08-2023

(i) Now it is obligatory upon civil servant to accept promotion.

(ii) It is prerogative of civil servant to either accept/reject/turn down the

offer of promotion.

* That your good office forwarded the case to quarters concerned

wide letter no. SO (Peshawar) E&S/2-2/Appointment-2023 for necessary

guidance.

* That the government of KP-ED (Regulation Wing) vide letter No. SO (Policy)

E&S/1-3/2020 dated 8-06-2023 correspondingly stated that there exists

no provision to clarify/forgo promotion. It is obligatory upon every civil

servant to accept promotion under every condition.

* That in light of the minutes of the meeting dated 6-07-2023

held under the chairmanship of Hon. Additional Secretary, Establish-

ment at his office, this office has been asked for submission of

consolidated case.

In view of the above, this office is of considered opinion

that the deletion of Rules 7(5) have affected negatively a huge

members of female teachers.

The case is submitted for perusal and necessary action

please.

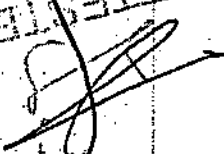
Copy of case given to:

1. PA to Director Local Directorate

2. Master Copy

Attendant Director
Elementary & Secondary Education
Khyber Peshawar

WP4447-2023 AZIZULHAH VS GOVT OF PK43

ATTESTE




ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
CIVIL SECRETARIAT PESHAWAR
(Phone No.091-8223587)

No. SO(Primary-M)E&SED/2-2/Appointment-Rule/2023
Peshawar Dated 23rd August, 2023

Annexure
E

The Secretary to Govt. of Khyber Pakhtunkhwa,
Establishment & Administration Department,
Peshawar

**SUBJECT: - GUIDANCE REGARDING DELETION OF RULE 7(5) IN THE CIVIL
SERVANT (APPOINTMENT, PROMOTION & TRANSFER RULES
1989).**

Dear Sir,

I am directed to refer to your letter No. SO(Policy)/EB&AD/1-3/2020 dated 07 June 2023 and to state that after deletion of rule 7(5) Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer Rules 1989) it has been intimated that those officers/officials who do not comply with promotion order of the competent authority or try to evade promotion through different means shall be proceed under Khyber Pakhtunkhwa Civil Servant (Efficiency & Discipline) Rules, 2011.

2. In this connection it is submitted that in some cases lady teacher of primary level who avail such promotions have to face serious inconvenience while they have to perform duties in the remotest station with no residential or transport facility. Most of them are married with kids and elder father of mother-in-law who need care. In such cases, there are negative effects on service delivery.

3. In view of the above, the said amendment may be reconsidered to the extent of lady teacher in primary schools.

(MUHAMMAD ISHAQ)
SECTION OFFICER (PRIMARY MALE)

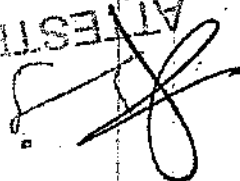
Copy forwarded to the:

1. Director E&SE Khyber Pakhtunkhwa.
2. PS to Secretary, E&SE Department Khyber Pakhtunkhwa.

SECTION OFFICER (PRIMARY MALE)
20/8/23

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ATTESTED

ATTESTED


Department of Education
Khyber Pakhtunkhwa
No. 55 (Primary - M) E&SE/18-9/1

(Muhammad Ishaq)
Section Officer (Primary)
(Male)

1. Director E&SE Khyber Pakhtunkhwa.
2. PS to Secretary, E&SE

Copy forwarded to;

In this connection it is submitted that in some cases lady teacher of primary level who avail such promotion have to face serious inconvenience while they have to perform duties in the remotest stations with no residential/transports facilities. Most of them are married with kids and elder father of Mother-in-law who need care. In such cases there are negative effects on service delivery. In view of above, the said amendment may be reconsidered to the extent of lady teacher in primary schools.

Those officers/officials who do not comply with promotion order of the competent authority or try to evade promotion through different means shall be proceed under Khyber Pakhtunkhwa Civil Servant (Efficiency and Discipline) Rule 2011.

1-3/2020 dated 4th June 2023 and to state that after deletion of Rule 7(5) Khyber Pakhtunkhwa Civil Servant (Appointments, Promotion and Transfer Rules 1989) it has been intimated that

I am directed to refer to your letter No. 50 (Primary) (Policy) (E&AD)

Dear Sir,

SUBJECT: Guidance regarding deletion of Rule 7(5) in the Civil Servant (Appointments, Promotion & Transfer Rules 1989)

The Secretary to Government of Khyber Pakhtunkhwa,
Establishment and Administration Department,
Peshawar.

No. 55 (Primary - M) E&SE/18-9/1
Appointments - Rule/2023
Petitions Dated 23rd August 2023.

-20-
-B/C-

Annexure - F



GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
No. SO(Policy)E&AD/1-3/2020
Dated Peshawar the September 07, 2023

To

The Secretary to Government of Khyber Pakhtunkhwa,
Elementary & Secondary Education Department.

Subject: - GUIDANCE REGARDING DELETION OF RULE 7(S) IN THE
KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT,
PROMOTION AND TRANSFER) RULES, 1989.

Dear Sir,

I am directed to refer to your letter No. SO(Primary-M)/E&SED/2-
2/Appointment-Rule/2023 dated 23.08.2023 on the subject noted above and to state that
necessary guidance has already been rendered to your good office vide this department letter of
even No. dated 06.06.2023 (copy enclosed).

Yours faithfully,

Section Officer (Policy)

Endst. Of even No & date

Copy forwarded to the:-

1. PS to Special Secretary (Reg), Establishment Department.
2. PA to Additional Secretary (Reg-II), Establishment Department.
3. PS to Deputy Secretary (Policy), Establishment Department.

22 -

- B/C -

GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
No. SO(Policy)E&AD/1-3/2020
Dated Peshawar the September 07, 2023

To,

The Secretary to Government of Khyber Pakhtunkhwa,
Elementary & Secondary Education Department

Subject: - GUIDANCE REGARDING DELETION OF RULE 7(5) IN THE
KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT,
PROMOTION AND TRANSFER) RULES, 1989.

Dear Sir,

I am directed to refer to your letter No. SO(Primary-M)/E&SED/2- 2/Appointment-
Rule/2023 dated 23.08.2023 on the subject noted above and to state that necessary
guidance has already been tendered to your good office vide this department letter of even
No. dated 06.06.2023 (copy enclosed).

Yours faithfully,

Section Officer (Policy)

Encl: Of even No & date

Copy forwarded to the:-

1. PS to Special Secretary (Reg), Establishment Department
2. PA to Additional Secretary (Reg-I), Establishment Department
3. PS to Deputy Secretary (Policy), Establishment Department

Section Officer (Policy)

ATTESTED

-23-

Annexure G

To,

Dated: 16-03-2024

- 1) Secretary to Government of Khyber Pakhtunkhwa, Establishment Department, Civil Secretariat, Peshawar
- 2) Secretary to Government of Khyber Pakhtunkhwa, Elementary and Secondary Education Department, Civil Secretariat, Peshawar
- 3) Director Elementary and Secondary Education Department

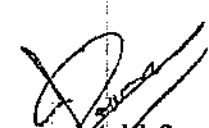
REPRESENTATION- AGAINST THE IMPUGNED NOTIFICATION BEARING NO.SO(POLICY)E&AD/1-312020, DATED 06/08/2020, COMMUNICATED TO SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA, ELEMENTARY & SECONDARY EDUCATION DEPARTMENT VIDE LETTER D06/06/2023, WHEREIN IT WAS STATED THAT SUB RULE 5 OF RULE 7 OF KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION AND TRANSFER) RULES, 1989 STANDS DELETED

Sir/ Madam:-

Your Honorable authority promulgated Notification No. SO (Policy) E&AD/1 3/2020, dated 06/08/2020, communicated to Elementary & Secondary Education vide letter dated 06/06/23 wherein it has been made mandatory to the employees to avail the promotion, otherwise, disciplinary action shall be taken against the employees. That, as per notification No. SD (Policy) /EDAD/1- 3/2020 dated 06/08/2020, the right of foregoing of promotion was withdrawn and the Government of Khyber Pakhtunkhwa Establishment Department (Regulation Wing) deleted Rule 7(5) in the Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 vide notification no SOR-VI (E & AD)/1-2/2020 dated 06-08-2020. That the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar asked for guidance regarding deletion of Rule 7(5) in Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 in respect of which the Establishment Department vide its letter No. SO.(Policy) E&AD/1- 3/2020 dated Peshawar the June 06th, 2023 directed the Directorate of Elementary & Secondary Education that Rule 7(5) in the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 has been deleted vide notification dated 06-08-2020 and, therefore, no provision exists to decline or forgo promotion and it is obligatory upon every civil servant to accept promotion under every condition. That Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa also wrote a letter to the office of Establishment & Administrative Department vide No SO(Primary-M) E&SED/2-2/Appointment Rule/2023 dated 23-08-2023 to reconsider the amendment made in Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 as it had negatively affected a large number of teachers and especially female teachers. In the meanwhile, the department vide its letter dated 07th of September 2023 directed the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa that necessary guidance has already been provided to the department and therefore no provision exists to decline or forgo promotion and those teachers who do not comply with the promotion order of the competent authority or try to evade promotion through different means shall be proceeded under the Khyber Pakhtunkhwa Civil Servant (Efficiency & Discipline) Rules, 2011.

It is, therefore, humbly prayed that on the acceptance of the instant representation; the Notification bearing No. SO (POLICY) E&D/1-3/2020 DATED 06/08/2020, communicated to vide letter dated 06/06/2023, may please be declared and ordered to be struck down being Void, Ultra vires to the Constitution of Pakistan.

Best Regards


Muhammad Adil Son of Muhammad Sabir
Resident of Tehsil & District Swabi

ATTESTED

Aziz Ullah Khan
President
☎ 0333-0412648
✉ azizullah1973@gmail.com
📍 aptakph



APTA House
Govt. Primary School No.4,
Gulbaha Peshawar City.

آل پرائمری لیچرز ایسوسی ایشن (اپٹا) چیئرمین کی خدمت میں

Annexure - A

مہربان: میگزین ایسوسی ایشن کی درخواستوں پر
مہربان: آل پرائمری لیچرز ایسوسی ایشن چیئرمین کی خدمت میں
جناب عالی

گزارش ہے کہ پرموشن ہر ادارے میں ہوتے ہیں اور سرکاری ملازم کی خواہش ہوتی ہے پرموشن کا ایک قانون اور کرنا تھا کہ جو ملازم ایک اگر کسی
پہلے کے تحت ایک دفعہ پرموشن دے لیں تو وہ پھر آئندہ چار سال تک پرموشن نہیں لے سکتے تھے مطلب چار سال تک پھر اس کی پرموشن نہیں ہو سکتی تھی
پھر اس قانون میں ترمیمی دہائی چار سال والی بات ختم کر دی گئی کہ اگر ایک ملازم ایک سال پرموشن نہ لیں تو وہ دوسرے سال لے سکتا ہے
لیکن اب ایک وقت پہلے ایک اور نوٹیفکیشن آیا ہے
جس کے مطابق اب ہر ملازم پرموشن ضرور لیں گے اگر نہیں لیں گے تو اس کے خلاف ایف ڈی اے کے مطابق کارروائی کر کے کاہل کیا ہے
موصول یہ آئی نوٹیفکیشن بنیادی انسانی حقوق کی مکمل خلاف ورزی ہے جسے کی دور دراز اور پہلی طاقتوں میں خاص کر خواتین امتداد کو انتہائی مصلحت کا
سامنا کرنا پڑے گا
بکہ عام حالات میں کسی ترقی پرموشن اور درجہ بندی بنیادی انسانی حقوق کی خلاف ورزی ہے کیونکہ فیئر پختہ نہیں بد قسمتی سے غلامی دشمنی
کی ہوئی ہے ایسے حالات میں یہ قانون نوٹیفکیشن جو ESSE کی کاغذی لپٹ کی جواب میں کیا گیا ہے جو بدلتا اور بنیادی انسانی حقوق کی خلاف ورزی
ہم اس کے خلاف قانونی کارروائی کرنا چاہتے ہیں
لہذا ہم آپ سے درخواست کرتے ہیں کہ نوٹیفکیشن کو واپس لیا جائے یا اس میں ترمیم کر کے پرائمری امتداد کو (Relaxation) دیا جائے اور ان کو
زبردستی پرموشن لینے کی بجائے ان کو ترمیم سے لینے دیا جائے
اور پرموشن لینے کی صورت میں باقاعدہ اپنا لیا جائے لیکن یہ زبردستی نہ کی جائے
اس سلسلے میں آپ کی طرف سے (DEO) کی ای او کو ایک خصوصی مراسلہ جاری کیا جائے تاکہ اختتام میں اپنی / لیٹیل پرائمری امتداد کو ذہنی
البتہ اور توجہ سے لیا جائے
کیونکہ نوٹیفکیشن جاری ہونے ہی پرائمری امتداد کو ذہنی طور پر لاد چکے کہ اس سلسلے شروع ہو چکا ہے
لہذا ہم یہ توقع دیکھتے ہیں کہ آپ صاحبان کوئی ایسوسی ایشن کی طرف سے ہر کے پرائمری امتداد خصوصاً لیٹیل پرائمری امتداد کو اس ذہنی البتہ سے مہلت دلائیں گے

شکریہ

عزیز اللہ خان صوبائی صدر
آل پرائمری لیچرز ایسوسی ایشن چیئرمین پختونخوا

07.05.2024



1. Learned counsel for the appellant present.
2. Let a pre-admission notice be issued to the respondents through TCS for submission of reply comments. Appellant is directed to deposit TCS expenses within three days. To come up for reply comments as well as preliminary hearing on 10.06.2024 before S.B. P.P given to learned counsel for the appellant.
03. Alongwith the service appeal there is an application for suspension of Notification dated 06.06.2023 and letter dated 23.08.2023 till the final disposal of main service appeal. In the meanwhile, no adverse action shall be taken against the appellant till next date of hearing.

Certified to be true copy (Muhammad Akbar Khan)
Member (I)

[Handwritten signature]
Secretary
Service Tribunal
Islamabad

Date of Presentation of Application 10-7-23

Number of 1

Copies 1

Urgent 1

Total 1

Name of ---

Date of 12-6-23

Date of Delivery of copy 12-6-23

[Handwritten signature]
TESTED

26-

VAKALAT NAMA

BEFORE THE

M. Adil Versus Govt of KP
RESPONDENTS

WE, the _____
do hereby appoint and retain

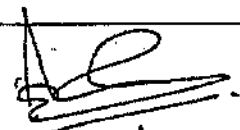
MUHAMMAD MUAZZAM BUTT & ASSOCIATES OF MUAZZAM LAW FIRM

to act and appear for me in the above Suit and on my behalf to conduct and prosecute (or defend) the same and all proceedings that may be taken in respect of any petition connected with the same or any decree or order passed therein and Applications for review to file and obtain return of documents, and to represent me/us and to take all necessary steps on my/our behalf in the above matter.

I agree to ratify all acts done by the aforesaid Advocate in pursuance of this Authority.

Dated this the _____


_____	_____
_____	_____
_____	_____
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_____	_____
_____	_____


Muhammad Adil PSH.T

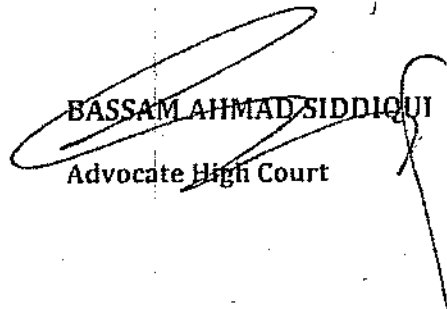
HEAD TEACHER
G.P.S No-3 Khunda
Teh: Lahor (Swabi)

Contact: 0302 5683118
CNIC # 16202-0996309-9

ACCEPTED


M. MUAZZAM BUTT
Advocate Supreme Court

&


BASSAM AHMAD SIDDIQUI
Advocate High Court