FORM OF ORDER SHEET

Court of	··	-: %-	**	 •	
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Appeal No.	1355/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	06-Sep-24	The appeal of Mr. Yousaf Zada 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.
		By the order of Chairman
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	·.	
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BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA

In Ref to

Service Appeal No	1355	/2024
out vice uppear no_		/ 2024

Yousaf Zada

V/S

Government of KP & others

INDEX

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3.	Copy of Monthly Salary account	A.	6-7
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6.	Copy of Minutes of Meeting dated 06-07-2023	D.	15-18
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ADVOCATE

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA

In	Dol	i ta
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Service Appeal No /350 /2024

Yousaf Zada Son of Muhammad Tahir, PSHT,

GPS Salim Khan Qadim Tehsil & District Swabi

.....Appellant

VERSUS

- 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 ACT AGAINST THE IMPUGNED TRIBUNAL 1974, 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 SERVANTS (APPOINTMENT, PAKHTUNKHWA CIVIL 1989 STANDS PROMOTION AND 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

- 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 forgo 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
- B. 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 <u>Annexure G & H</u>
- 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:-

GROUNDS:-

- 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 effects 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 or 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, Yousaf Zada solemnly declare 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.

Deponent

Through

Muhammad Muazzzam Butt Advocate Supreme Court

Muhammad Adeel Butt Advocate High Court

Bassam Alimad 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		

Yousaf Zada

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 Yousaf Zada 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

Deponent

Appellant

Through

Muhammad Muazzzam Butt Advocate Supreme Court

Muhammad Adeel Butt Advocate High Court and of the right with the public better a finite better a finite better a

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Ar liagat ali Ma s/o Fagir Mehd of Yagobi (Quemi) waith. (434) GPS, Johangira er & -- do----No.1

Mr/Said Intiaz Amesain MA o/o/12 GPS, Manory No.3 Said Sarder Hussain of Ismalla

- His/Their services is/ore little to term intimm/revertion at any time without any reason being designed.
- Income of renignation he/they will have to submit one Month's prior notice to the Depth: of forefict one month's pay in lies thereof to Govt:
- He/They is/orn required to p cauced Health and Ago extinionte from Medical Supdit: D.H. G. Hompital Mardan before taking over charge.
- Charge reports chould be sublitted to all concernd. 4.
- its/They should hot be allowed to take over charge to him/their age to 5. are less than 1? years and alor 25 years.
- if he they foils to take over charge of the nost within to down б. 2-nc-11-1.
- Unrtificate should checked before handing over charge.

(GUL ZAME KEAR)
DISTRICT LINUCATION OFFICER, (MALE) MARDER.

Endst: 40. 2625-26 /PTU Deten mardan the 22-11-

Copy forwarded for information to the:-

1. Sub Divisional Education officer, (Mole) 2. Hoodmonter/H. Tencher concerned.

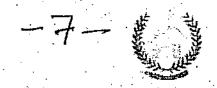
3.Candideta concerned.

PTAYAH

PLEARING EDUCATION OFFICER

MI

Dist. Govt. KP-Provincial District Accounts Office Sawabi Monthly Salary Statement (January-2024)



Personal Information of Mr YOUSAF ZADA d/w/s of MUHAMMAD TAHIR

Personnel Number: 00234594.

CNIC: 1620223155757

Date of Birth: 05.03.1966

Entry into Govt. Service: 26.11.1986

Length of Service, 37 Years 02 Months (6)7 Days

Employment Category: Active Permanent

Designation: PRIMARY SCHOOL HEAD TEACH.

80004527-DISTRICT GOVERNMENT KHYBE

Pay Scale Type: Civil BPS: 15 . Pay Stage: 23

DDO Code: SU6130-Government Primary Schools (Male) Swaba

Payrolf Section: 003

GPF A C Not EDUSB000546

GPP Section: 001

Cash Center: 14

496,787.00 (provisional).

Vendor Number: -

Pay and Allowances:

GPF Interest applied

Pay scale: BPS For - 2022

GPF Balance:

	Wage type	Amount		Wage type	Amount
	Basic Pay	69,460.00	1001	House Rem Allowance 45%	3,524.00
1210	Convey Allowance 2005	2:856.00	1300	Medical Allowance	· 1.500.00
505	Charge Allowance :	10.00	2148	15% Adhoe Relief All-2013	950.00
1199	Adhoc Relief Allow @10%	637.00	2316	Teaching Allowance 2021	3,224.(4)
2341	Dispr. Red All 15% 2022KP	6.608.00		Adhoe Rel Al 15% 22(PS17)	6,608,00
378	Adhoc Rehef Alf 2023 35%	23.618.00			11 1944

Deductions - General

Wage type	Amount	Wage type	Amount
3015 GPF Subscription	-1,290.00	3501 Benevolent Fund	-1.200.00
3609 Income Tax	-2.721.00	3990 Emp.Edu. Fund KPK	-135.00
4004 R Benefits & Death Comp:	-600.00		0.00

Dedoctions - Loans and Advances

Lugar Description	Principal amount Deduction	 Balance.

Deductions - Income Tax

Payable:

Gross Pay (Rs.):

42,299,88

Recovered till JAN-2024;

18.122.00

Exempted: 10574.63

119,025,00

, Payee Name: YOUSAF ZADA Account Number: 10024704760020

Bank Details: ALLIED BANK LIMITED, 250360 SWABI BRANCH SWABI BRANCH, Swabi

Deductions: (Rs.):

Leavese

Opening Balance:

Earned:

-8,946.00

Balance:

Net Pay: (Rs.):

Permanent Address: SWABI

City: SWABI-

Domicile: NW - Khyber Pakhunkhwa

Housing Status: No Official

Temp. Address: C_{ik} .

lamail: yousafzada1966@gmail.com

tem generated document in accordance with APPM 4.6.12.9(232428/25.0) 2024/v3.0) All immuts are in Pak Rupees Errors & mussions excepted (SERVICES/02.02.2024/20:11:16)

GOVERNMENT DE CHYBRIA PARETUNKERSA ESTABLISHMENT DEPARTME (RECULATION WING)

Annexue-

NOTIFICATION

Dpfed Parliawar the 06 / 8/2020

Civil Sorybuis Act, 1973 (Knyber Pakhunkhwa Act No.XVIII of Pakhunkhwa Minister of Khyber Pakhunkhwa is shared Minister of Khyber Pakhunkhwa is shared Minister of Khyber Pakhunkhwa is shared Minister of Khyber Pakhunkhwa Part Parameter of Khyber Pakhinkhwa and Index of the Khyber Pakhinkhwa and Me Khyber Pakhinkhwa is pleased to direct that in the Khyber Pakhinkhwa Civil Survania (Appointment, Primotion and Transfer of the Civil Survania (Appointment, Primotion and Prim (i) the training of the Civil Servania (Appointment, Primotion and Transfer) Rules, 1989, the The made nunchainest shall be made namely:

ANDMENT

lu role 7, sub-ruler (5) ahull be deleted.

CHIEF SECRETARY GOVERNMENT OF THE IUTYDER PAKETUN

NUMERO & EVEN DATE

Additional Chief Secretary, Oort, of Khyber Pakhtunkhwa. Planning & Lugy is forwarded to:-

The Senior Member Bourd of Revenue, Khyber Pakhankhwa. Development Deputiment.

All Administrative Secretaries to Gove of Khyber Politicality The Principal Secretary to Governor Khyber Pekhtunkhwa.

The Principal Secretary in Chiler Minister, Khyber Pakhirunkhwa.

All Divisional Commissioners in Khyber Pakhunkhwa All Moets of Atlached Departments in Khyber-Pakhtunkhiva. All Autonomous/Semi Autonomous Bodies in Khyber Pakhunkhwa

All Degally Comsulssioners in Khyber, Pakhlunkhwa

The Registrus Peshawar High Court, Pashawar

The Registrar, Khyber Pekhtunkhwa Service Tribunal, Peshawar, Tho Secretary, Khyber Pakhunkhwa Rublic Service Complission, Peshawin,

The Deputy Director (IT), E&A Deputment.
All Section Officers in Establishment & Administration Department. The Section Officer (Admn), Administration Department with the request to

the Carcuker, Administration Department. arrange 20, gazetta copies.

(WA) WAH LATT! DEBUTY SECRETARY (POLICY

ATTESTEL

Attach.

-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 Mamb r. Board of Revenue, Khyber Pakhtunkhwa.
- 3. All Administrative Secretaries to Govt of Khyber Pakhtunkhwa...
- 1) 1. 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.
 - The Section Officer (Admin), Administration Department with the request to arrange 20 gazette copies.
 - 16. The Caretaker, Administration Department.

(WARDAH LATIF)
DEPUTY SECRETARY (POLICY

A

ATTES



COASUMPENT ON COARRY SYCHLORICHAY estandsniknt bepailtment Ha. 5()(Policy)!!&A13/1-3/2020 Halett Perlmyar flordung 06, 2023

The Covernment of Khylier Inklandthwa,

Elementary & Secondary Education Department.

Subject: •

CHIDANCE RECAIDING BULETON OF CHYDER PAICITUNICIVA CIVIL SELVA EROMOTION AND TRANSPER RILLES, 1989,

t and directed in teles to your teller No. HO(primory-MyniacRingsta-Dear Str. Vappolniment/Intl idated 18.04.7023 and the tubject noted phave and to stole that Bub-Rula (5) of Rule-7 of Rhyder Publiculatives Clest Servants (Appoliticant, Framothen and Transfer) Rules, 1989 mands deleigd vide this depertment nutification unted 04.08.2020; thur, no provisión exists to decime or forgo promotion.

The basic rotionale technul the detailon of the ibld rote is almost at preventing a evel servant from temptetian for litter gale by otteking to a single literative post/postilon or to prevent those who tend to forgo promotien to evade posting/tiansfer or show lack of expectly 🧨 to tackle higher responsibilities in case of promotion. Therefore, it is obligatory upon every civil servant to necess promotion in overy condition.

Funkcimare, those efficus/afficials who do not comply with promotion order of the competent authority or try to evalls promotion through different means shall be proceeded against under Khyber Pakhunkinga Civil Servants (Efficiency & Discipline) Rules.

2011, please

Radst. Of even No & date

Copy forwarded to thus-

1. PB to Special Secretary (Reg.), Establishment Department.
2. PA to Additional Secretary (Reg.-11), Establishment Department.
3. PS to Dappin Secretary (Policy), Establishment Repartment.

Autta lettiright. amail (Chan) Meer (Palley)

Meer (Pollay)

VIPAMA-2023 AZIZIALIAN VS GOVT OF PGA:

The Government of Khyber Pakhounkhwa, Elementary & Becondary Education Department.

BUBJECT: GUIDANCE REGARDING DELETION OF RULE 9(5) IN THE KHYBER PAKHTUNKHINA CIVIL SERVINIS (APPOINTMENTS PROMOTION AND TRANSPER) RULES 1989.

Dear Gir, I I I I I Tam directed to refer to your letter No. 10 (Primary N) / EE, SED/2 - 2/Appointment /2022 dated 18.04.2023 on the subject noted above and to state that Bub- Rule (5) of Rule-7 of Khyber Pakhtunkhwa Civil Servants (Appointments Promotion and Transfer) Rules, 1989 stands dereted vide this department notification dated 06.08.2020; thus, no provision exists to decline or forgo promotion.

The basic rationale schind the deletion of the ibid nule is almed to preventing a civil servant from temptation for illicit gain by sticking to a single ductative post/position or to prevent those who tend to forge promotion to evade parting/transfer on show lack of capacity to tackle higher responsibilities in case of promotion. Therefore, it is obliquetory upon every civil servant to accept promotion in every condition.

Furthermore, those officers/officials who do not comply with phomotion order of the competent authority of try to evade personotion through different means shall be proceeded against under Khyter Pakhtunikhwa Civil Servents (Efficiency & Discipline) Rules, 2011, please.

Yours faithfully,

(Isea Muhammad Khan)

Gection Officer (Policy)

Endst. Of every rolo Epolate Copy forwarded to the i-

- 1. Ps to special secretary (Reg), Establishment Department.
- 2- PPL to Additional Secretary (Reg-II), Establishment begar tement.
- 3. Pd to Deputy Secretary (Bling), Establishment
 Department.

dection Officer (Policy)

WP4442-2023 AZIZULLAH VS GOVT OF FG43

ATTESTE

POVERNMENT OF MAYBER PARHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT CIVIL SECRETARIAT PESHAWAR

(Finance Mo.001-9223507)

10.50 (Primary-M)/E&SED/Z-5/2023 Daled Peshaviar line. June 25**,2023

To

The Director

Elementary & Secondary Education Department Khyber Palihlunkhwa, Peshawar.

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

Subject:

GUIDANCE REGARDING DELETION OF RULE 7(5) IN THE KHYPER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT 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 Chalimanship of Additional Secretary (Estab) ERSE Department in his office.

You are, therefore, requested to depute a representative of your respective Department to attend the meeting on a date, time & vanue as mantioned ábove, please.

Encl: AA

(MUHAMMAD ISHAG) SECTION OFFICER (PRIMARY MALE)

Copy forwarded to the:

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

SECTION OFFICER

WP444Z-2723 AZIZULLAH VS GOVT GF PG43

No SO (Primary-M)/E&SED/2-6/2023 Datad Peshawar the June 254 2023

To

The Director Elementary & Secondary Education Department Khyber Pakhtunidiwa, 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 (Estab) E&SE Department in his office.

 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 MALE)

Copy forwarded to the:

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

SECTION OFFICER (PRIMARY MALE)

WF4442-2023 AZIZULLAH VS GOVT OF P643

ATTESTEL

MINUTES OF THE MEETING REGARDING APPLICATION SUBMITTED BY MR. AZIZ ULLAH PROVINCIAL PRESIDENT ALL PRIMARY TEACHERS ASSOCIATION KHYBER PAKHTUNKHWA REGARDING OF DELETION OF RULE 7(5) 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.

211	NAME	DESIGNATION
	, Mr. Pazal Wahld L	Deputy Oliccior Establishment of Directorole Elementary & Secondary Education Department
2	i Mr. Aziz Ulloh	Frovincial President All Frimory Teachers - Association Khyber Pokhtunkhwa
3	Mr. Ralagal Vilah	General Secretary AFTA Peshawar
4	Muhammad Ishaq	Sucilon Officer (Primary) E&SE Deportment Civil Secretarial Khyber Fakhtunkhwa Peshawar

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

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

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

(Mr. Foral Wahld)
Deputy Official
E&SE Department

(Mr. Rolagal Ullah) General Sacretary APTA Peshawat (Mil Aziz Ulloh)
Provincial President
Ny Primary Teochers Association
Khyber Pakhtunkhyra

(Muhammad Lihaq)
Secilon Officer (Primary-Male)
ELSE Deportment

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

WP4442-2023 AZIZULLAH VS GOVT CF PG43

ATTESTED

-B/c-

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

A meeting regarding the subject matter was held on 06-07-2029 at 11:00 AM under the Chairmanship of Additional Secretary Establishment in his office. The following attended the meeting

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

- 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 & 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 Wahld)	
Deputy Director-1	
E&SE Department	
Provincial President	
All Primary Teachers Association Khyber Pakhtunkhwa	<u></u>
(Mr. Rafagat Ullah) General Secretary APTA	
Peshawar	
(Muhammad Ishaq) Section Officer (Primary-Male) E&SE Department	-
1.	
₩	(Ashubak) Lasarashkasayasas (enc)

ATTESTS



Plinne: 09

Kliyber Paklittirikliwa, Peslia yar No. 34/55T/AUGalieral Cases

Dated 2.

al Cases.
Dated 24:
Empli: establithmenticale (Ognidil, cont

The Societ Officer (Primary-Nule). Elementer & Secondary Education Department. Kliyber Paklitiinkliiva Petlimvor...

Subject: -Dear Sir,

ANNUTES OF THE MEETING

7-9275733

I am ilraciau to esfer to the latter No.SOff-timery-ADE&SED/3-1/ G.Misc/Minutes of the Maeting/PST/2023 dated 10-07-2023 on the subject cited above and to present brief history about the background of the case as under:

- That Government of Klyber Pakhtunkhwa Establishmant Department (Regulation Wing) deloted Rule 7(5) in the Civil Servants (Appaintment, promotion & Transfer Rules 1989) vide hatficulia Na. No. SOR-VI (E&AD)/1-3/2020 dated 06-08-2020.
- That this office sought mildance from your good office in the fallowing words vide letter No.6987 dated 06-02-2023.
 - (1) Now it Hob Igotory upon the civil servent to accept Promotion in every enadition. (ii) It is the preragative of the civil servant to either accept or turn down the offer of promot on.
- That your god office forgorded the some to the quarter concerned vide letter No.50 (Primar-A) E&SED/2-2/Appointment/2021 for necessary guidance.
- That the Government of Kliyber Pakhtunkhwa Establishment Department (Regulation IVing) vide letter No.SO (Policy) E&I D/I-1/2010 doted 6-06-2023 categorically stated that there exists up provision to dealine or forgo promotion. It is abligatory upon every civil servant to accept promotion under every condition.
- The same wis received by this office from your good office wide letter Na.SO (Primory-M) 2&SEDIZ-1/Appointment/2023 dated 12-06-2023.
- That, in the light of the minutes of meeting dated 6-07-2023, held under the Chairmanship of tion, ddilitional Secretory Establishment at his office this office, has heen asked for submission of consulidated case.

in vials of the above, this office is of considered opinion that the deletion of Aules 7(5) have affected regulively a huge numbers of Female Teachers. Thus it is proposed that Teachers helms pro-16 may be exempted of implications of the amendment in the rules laid provided they subpit their written refusal prior to conduction of the meeting of Departmental fromation Committee.

e is submitted for period and necessary actions picase.

Asstralm Direllor (Estab M-1) Elementary & Secondary Education Khyber Pakhamkhwa .

Endst: No.

Copy of the above is to:-

PA to Director Local Directorate.

2. Moster Copy.

Assistant Director (Establif-I) Glementary & Secondary Education Klyber Pakhtunkiwa

WP4442-2023 AZIZULLAH VS GOVT OF PG43

(21-7-1023)

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION, KPK

To:

Section Officer (Primary Male)
Elementory & Secondary Education Department
KPK, Peshawar.

Subject: Minutes of Meeting

Dear Sir; an directed to refer to Letter No. (SO Thimagy -171) E & SED/5-1/GMBL/ Minutes of meeting /PST/2013 added 10-7-2023 on subject cited above and to present both history, about background of care as under:

* That Love: innert of LP Establishment depositment (Regulation Wing)

added rule 7(5) in Civil Servents (Appointment, promotions, Transfer Rules 1909)

vide notification No. No. SDR-VI(EZAD) 1-3/2020 classed 06-08-2020.

That this office sought guidance from your good office in the following words vide letter No. 6987 detect ob or 2023

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

(ii) It is preregative of civil servant to either accept/terndam the

offer of promotion.

Thete your good office forwarded the came to quester concerned wide letter No. So (Principle) EGSED/2-2/Appointment (2073 for recessary

- That the government of KP-ED (Regulation Wilny) vide letter No. So (Policy) ES-AD 1-3/2070 dated 6-06-2013 cathywically stated that there exists no prevision to decline forgo manufacion. It is obligatory upon every civil sentent to accept paration under entry condition.
- neld under the Chairmanship of the meeting dated 6-07-2023 held under the Chairmanship of them. Additional Secretary Establishment at his effice. This office has been asked for submission of consolidated case.

The view of the above, this office is of considered opinions that the deletion of Rules 7(5) have affected negatively a huge members of Female teachers.

The case is "submitted for person and necessary actions

Copy of the above to;

1. PA to Director Local Directorate

2. Master Copy

Assistand Director
Elementer of Secondary Education
Khyles Richlankhus.

WP4443-2023 AZIZULLAH VS GOVT OF PG4:

ATTESTS



ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT CIVIL SECRETARIAT PESHAWAR (Phone No.091-9223587)

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

HUNGKING

The Georgiany to Govt. of Khyber Pakhlunkhwa, Establishment & Administration Department, Pesitaviar

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

Seze Sir,

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

In this connection it is submitted that in some cases lady teacher of primary level wind evail such promotions have to face serious inconvience 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,

In view of the above, the said amendment may be reconsidered to the ratent of leaf leacher in primary schools.

SECTION OFFICER (PRIMARY HALE)

Copy forwarded to the:

1. Director EBSE Khyber Pakhbunkhwa.

PS to Secretary, ERSE Department Khyber Pakhtunkhwa.

Scanned with ComScanner

142-2023 AZIZULLAH VS GOVT CF PG43

No.50 (Printary -M) FESED 12-21 Pedrauny Dated 23rd August, 2023.

The Secretary to Government of Khybo Pakhhunbhua. Establishment and Administration Department, Peshouer.

SUBJECT: audance regarding deletion of Rule 7(5) in the Ciril Servanit (Appointment, Amotion & Transfer Rules

Dear Sir,

9 am directed to refer to your letter No. softmany 11-3/2020 dated Bth June 2023 and to state that after deletion of Rule 7(5) Khyber Pathtunkhwa CMI Servant (Appointment, Promotion and Tronsfer 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 Pakhtunkhun avil Servant (Efficiency and Discipline) Rule 2011.

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

Copy forward in

(Muhammad Ishory) Section Offices (Primary)

1. Director E& SE Etypho Paktolorkhura.

PS to Secretary, E & SE Department Khaller Attorning





Government of khyber pakhtunkhwa ESTABLISHMENT DEPARTMENT

No. SO(Policy)E&AD/1-3/2020 Dated Peshawar the September 07, 2023

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)

Endst. Of even No & date

Copy forwarded to the:-

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

- B/C-

GOVERNMENT OF KHYBER PAKHTUNKHWA ESTABLISHMENT DEPARTMENT No. SO(Policy)E&AD/1-3/2020

Dated Peshawar the September 07, 2023

То

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

Subject: -

Guidance regarding deletion of Rule 7(5) in the Khyber paichtunkhwa 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 datCd 26:08.2023 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)

Endst. Of even No & date

Copy forwarded to the:-

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

Section nicer (Policy)

WP4442-2023 AZIZULLAH VS SOVT CF PG43

ATTEST

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

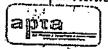
Yousaf Zada Son of Muhammad Tahir, PSHT,

Tehsil & District Swabi

llugade

ATTESTATION

A sis I, Mich I, Mann President D 0333-0414649 dassingh 1073@gmell.com El neleteb



APTA Housei Cost Printery School No.4, Culbahar Poalatwar City,

آل پراتمری کیجیرزایسوی ایشن (اینا) تیبر پختوننوا

Annexure - H

بهائپ: میکولول ایکنٹول ۵ شیکٹودل ایکوکیٹن فیم پھٹوٹوا مجائب وکل پراتول کچرو آعدی ایٹن فیمر پھٹوکھا جہد مال

کرارٹرا ہے کہ پروموشز پر ادادے علی اور تے ہیں او کہ مرکادی الام کی فرائش اول ہے پروموشز کا ایک تافون اوا کرتا تھا کہ اور اللم ایک اگر کی جودے تھے۔ جودے تھے ایک وفد پروموشز نہ لیں تو دو اور محر محت بار سال تک پروموشز ٹیس کے شخ سے سلاب باد سال تک بھر اس کی برد موشز شکل اوسکل کی مجر ایں تافون میں قولی دھایت ول کل بار سال وال بات لئم کر دل گن کہ اگر ایک طلام ایک سال پرداوش نہ لیں تو وہ دومرسد سال کے سکتا ہے۔ لیکن اب ایک باد فریکھیٹن اور ا

۔ جس کے مطابق اب ہر مام پروموش شردہ لیں کے اگر فیل لیل کے 7 اس کے ظالمہ اللہ بند لل دونوے مطابق کا دوال کرنے کا کہا کیا ہے۔ رواصل نے آفری فریکلیٹن بیادل المنانی جول کی کمل ظالہ دولان ہے موسے کی دور دواز اور پہاٹل طاقوں اس خاص اسات مر انجال مشکات کا مسامل ہے کا مسامل کیا ہے۔ کا

بجد مام مالات ٹیل کی زیرد کی جرم ٹی اور دوروال مجہا کی بیادی المالی مترق کی خانف دولی ہے کید کی خیر و توثیق خے خاندان و شمایاں مالات ٹیل میں مالات ٹیل ہے والم الکیشین ہو 13% کا کا خطاص لیوگ کہ ہوب ٹیل کیا ہے جرکہ کی اور کیا ہوا کی خانف ہور کی خانف ہور ہوگ کا تن کی محزید سکتے ہیں۔ ہم ہی کے خانف ہول کی بار ہوگ کا تن کی محزید سکتے ہیں۔

الديرامين ند يلي كل موديث ثلوم بالاليا فاسة الكن به ايروك ند ك واست

اس مليا على البياد الدجاد المام (DEO) الا الدام الك قدم على مراسل جادى كيا جائ عال امنان عن ب ميل البيل براترى اماة ، كر الل

کوک فرائی میکند و لیکیشن بادگا است علی براتمری اماند، کر وائل طور پر ادبر کرنے کا سلسلہ شرائ اوبیکا ہے ولا اہم یہ فرق میکنے ایں کہ آپ سامیان اومی ایکٹی لیکر میب بر سے براتمری اساند، نسرسالمییل پراتمری اساند، کو اس وائل الدیت ہے تبات واڈیل سے

عرب الله خان مو إلى سدد الموالي سدد الموالي سدد الموالي سدد الموالي ا

WP4442-2023 AZIZULLAH VS GOVT GF PG43

ATTEST

07.05 2024

1.. Learned counsel for the appellant present.

Let a pre-admission notice be issued in the respondents abrough 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.

D3. 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.

Destified to be true copy(Midiammad Akbar Khan)
Member (E)

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Date of Penamuation of Apalication 14 fe 1-6

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Total----

Date of Control of Chief-

13-623-

CS CamScanner

ATTES

IAKALAT NAMA

BEFORE THE SERVICE TRIBUNAL PESHAWAR

'Appellant

Government of KP & others.

Respondents

I (the Appellant)

do hereby appoint and retain

MUHAMMAD MUAZZAM BUTT ASC, MUHAMMAD ADEEL BUTT AHC BASSAM AHMAD SIDDIOUI AHC

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 ratily fil ages done by the aforesaid Advocate in pursuance of this Authority.

ACCEPTED

MUHAMMAD MUAZZAM BUTT

Advocate Supreme Court

 y_i

MUHAMMAD ADEEL BUTT Advocate High Court

BASSAM-AHMAD SIDDIQUI

Advocate-High Court