


FORM OF ORDER SHEET

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

**Appeal No.** 1532 /2024

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge  |
|-------|---------------------------|---|
| 1     | 2                         | 3   |
| 1-    | 20/09/2024                | <p>The appeal presented today by Mr. Akhunzada Ahmad Saeed Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 30.09.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p><br/>REGISTRAR</p> |

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

Service Appeal No. 1532/2024


Badshah Sherin. . . . . **APPELLANT**

**VERSUS**

The Director, E&SE, & others. . . . . **RESPONDENTS**

**I N D E X**

| <b>S.No.</b> | <b>Description of Documents</b>                      | <b>Annex</b> | <b>Pages</b> |
|--------------|--|--------------|--------------|
| 1.           | Service Appeal with Affidavit                        |              | 1-5          |
| 2.           | Suspension Application alongwith Affidavit           |              | 6-7          |
| 3.           | Addresses of the Parties                             |              | 8            |
| 4.           | Copy of the Appointment Order                        | A            | 9            |
| 5.           | Copy of the Notification dated 01.09.2023            | B            | 10-13        |
| 6.           | Copies of the Extract from Service Book and Pay Slip | C & D        | 14-16        |
| 7.           | Copy of the Notification dated 15.12.2023            | E            | 17-18        |
| 8.           | Copy of the Departmental Appeal                      | F            | 19-20        |
| 9.           | Wakalatnama  |              | 21           |

Through   
Appellant

Dated: 10.09.2024

**Akhunzada Ahmad Saeed**  
Advocate High Court(s)  
Office: B-15, Haroon Mansion,  
Khyber Bazar, Peshawar  
(Cell #: 0333-2902529)

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

Service Appeal No. 1532/2024

Badshah Sherin S/o Gul Muhammad Khan (SPST)  
GPS Mian Khan Dara, District Bajaur.

.....APPELLANT

VERSUS

1. The Director,  
Elementary & Secondary Education,  
Khyber Pakhtunkhwa, Peshawar.
2. The District Education Officer (Male),  
District Bajaur.
3. The District Accounts Officer,  
District Bajaur.

.....RESPONDENTS

**SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER  
PAKHTUNKHWA SERVICES TRIBUNAL ACT, 1974,  
AGAINST THE IMPUGNED NOTIFICATION DATED  
15.12.2023, WHEREBY THE PROMOTION ORDER/  
NOTIFICATION DATED 11.08.2023 IN RESPECT OF THE  
APPELLANT WAS CANCELLED/WITHDRAWN AND  
INACTION OF RESPONDENT NO.1, WHEREBY THE  
DEPARTMENTAL APPEAL OF THE APPELLANT WAS  
NOT DECIDED WITHIN STIPULATED PERIOD OF  
NINETY (90) DAYS.**

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**Respectfully Sheweth:**

1. That the appellant was initially appointed against the post of Primary School Teacher (PST). (Copy of Appointment Order is attached as annexure **"A"**).
2. That since his initial appointment order, the appellant is serving the department with full commitment, zeal, devotion, punctuality and with the entire satisfaction of his high-ups.
3. That the appellant being eligible in all respect, and that too on the basis of seniority-cum-fitness, the working papers of the appellant were sent to Departmental Promotion Committee to consider him for promotion against the post of SPST (BPS-14), the appellant was duly considered by the Departmental Promotion Committee, recommended the appellant for promotion against the post of SPST (BPS-14) as the appellant was then promoted against the post of SPST (BPS-14) through impugned notification dated 11.08.2023 and the adjustment order against the promoted post of SPST (BPS-14) was then issued on 01.09.2023. (Copy of Notification dated 01.09.2023 is attached as annexure **"B"**).
4. That, thereafter, entries regarding promotion were made in the service book, pay slip of promoted scale was also released in favour of appellant. (Copies of Extract from Service Book and Pay Slip are attached as annexure **"C"** & **"D"** respectively).
5. That the appellant had gained all benefits of promoted scale for a considerable long period, but all

of a sudden the promotion order dated 11.08.2023 was cancelled/withdrawn through impugned notification dated 15.12.2023. (Copy of Notification dated 15.12.2023 is attached as annexure **"E"**).

6. That the aforementioned impugned Notification dated 15.12.2023 was received by the appellant on 06.06.2024, the appellant then submitted a departmental appeal on 13.06.2024, but the same was not decided within stipulated period of ninety days. (Copy of Departmental Appeal is attached as annexure **"F"**).
7. That the appellant, being aggrieved, now prefers this service appeal for the following amongst other grounds:-

**G R O U N D S :**

- A. That as stated in the body of service appeal, that the impugned notification dated 15.12.2023, whereby the promotion notification dated 11.08.2023 in respect of the appellant was withdrawn in a manner that is arbitrary, unjust and in violation of the principles of natural justice and is liable to be set aside and the promotion notification dated 11.08.2023 is liable to be restored with all back/consequential benefits.
- B. That the respondents have acted beyond their powers in withdrawing the promotion order without any lawful justification.

- C. That once after fulfilling all the codal formalities, the promotion order was issued, entries were made in the service book, pay slip of promoted scale was released, and the appellant then gained all the benefits of promoted scale for a considerable long time, then a vested right was created in his favour which could not be cancelled/withdrawn in an inconsiderate/unusual manner.
- D. That neither any fault or defect of the appellant was pointed out nor any oversight or error on the part of DPC members or its composition or jurisdiction which could result an unceremonious withdrawal of promotion order after considerable period.
- E. That the department is not vested with the authority to withdraw or cancel an order if same has taken effect created certain legal rights in favour of appellant.
- F. That the appellant has been treated against the law and he has also been deprived of equal protection of law.
- G. That any other ground with permission of this Hon'ble Tribunal, will be raised at the time of arguments.

It is, therefore, most humbly prayed that by accepting this service appeal, the impugned notification dated 15.12.2023, whereby the promotion order/notification dated 11.08.2023 in respect of the appellant was cancelled/withdrawn,

may please be set aside and consequently the promotion order/notification dated 11.08.2023 may please be restored, with all back/consequential benefits.

Any other relief as deemed appropriate in circumstances of the case, not specifically asked for, may also be granted to the appellant.

Through

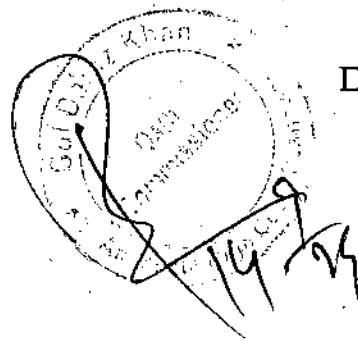
Appellant


  
Akhunzada Ahmad Saeed  
Advocate High Court(s)

Dated: 10.09.2024

### AFFIDAVIT

I, **Badshah Sherin** S/o Gul Muhammad Khan (SPST), GPS Mian Khan Dara, District Bajaur, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



  
DEPONENT

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

C.M No. \_\_\_\_\_/2024

In

S.A No. \_\_\_\_\_/2024

Badshah Sherin. . . . . **APPLICANT/APPELLANT**

**VERSUS**

The Director, E&SE, & others. . . . . **RESPONDENTS**

**APPLICATION FOR SUSPENDING THE OPERATION**  
**OF THE IMPUGNED NOTIFICATION DATED**  
**15.12.2023 AS WELL AS RESTRAINING THE**  
**RESPONDENTS TO MAKE ANY RECOVERY/**  
**DEDUCTION FROM THE SALARY OF THE**  
**APPLICANT/ APPELLANT TILL THE FINAL**  
**DISPOSAL OF MAIN SERVICE APPEAL.**

**Respectfully Sheweth:**

1. That the titled service appeal is being filed before this Hon'ble Tribunal, in which no date of hearing is fixed.
2. That the grounds of main appeal may be considered as integral part of this application.
3. That the balance of convenience also lies in favour of the applicant/appellant.
4. That the applicant/appellant has a good prima facie case and all three ingredients are in favour of the applicant/appellant.

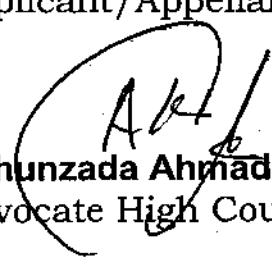


5. That if the operation of the impugned notification dated 15.12.2023 is not suspended as well as the respondents are not restrained to make any recovery/deduction from the salary of applicant/appellant, then the applicant would suffer irreparable loss.

It is, therefore, most humbly prayed that by accepting this application, the operation of the impugned notification dated 15.12.2023 may please be suspended as well as the respondents may please be restrained to make any deduction/recovery from the salary of the applicant/appellant, till the final disposal of the main appeal and status quo may please be maintained.

Applicant/Appellant

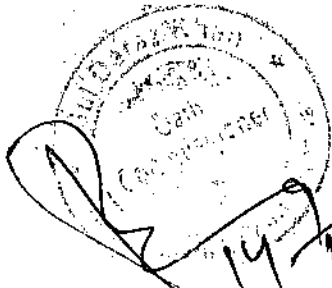
Through

  
Akhuzada Ahmad Saeed  
Advocate High Court(s)

Dated: 10.09.2024

### AFFIDAVIT

I, **Badshah Sherin** S/o Gul Muhammad Khan (SPST), GPS Mian Khan Dara, District Bajaur, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



DEPONENT

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

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

Badshah Sherin. . . . . **APPELLANT**

**VERSUS**

The Director, E&SE, & others. . . . . **RESPONDENTS**

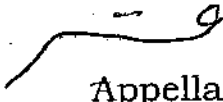
**ADDRESSES OF THE PARTIES**

**APPELLANT:**

Badshah Sherin S/o Gul Muhammad Khan (SPST)  
 GPS Mian Khan Dara, District Bajaur.

**RESPONDENTS:**

1. The Director,  
 Elementary & Secondary Education,  
 Khyber Pakhtunkhwa, Peshawar.
2. The District Education Officer (Male),  
 District Bajaur.
3. The District Accounts Officer,  
 District Bajaur.

Through  Appellant

**Akhunzada Ahmad Saeed**  
 Advocate High Court(s)

Dated: 10.09.2024

9

Armed "A"

**District Education Officer  
Bajaur at Khar**

**APPOINTMENT ORDER**

Consequent upon the judgment of Peshawar high court dated 13/03/2019 in WP NO, 4693-P/2017, Mr, Badshah Sherin S/O Gul Muhammad is hereby conditionally appointed against vacant PST post at GPS Mian Khan Dara Barang BPS-12@(13320-960-42120) plus usual allowances as admissible under the rules with immediate effect subject to the final judgment in CPLA by Supreme Court of Pakistan with surety bond on judicial stamp paper to the effect that in case decision in CPLA turn out in favor of department the amount/salaries paid to them shall be recovered in the interest of public service.

**Terms and Conditions**

1. The appointment of the candidate is being made purely on temporary basis and is liable to termination at any time without assigning any reason.
2. Subject to the condition final judgment in CPLA by Supreme Court of Pakistan with surety bond on judicial stamp paper to the effect that in case decision in CPLA turns out in favor of department the amount/salaries paid to him shall be recovered.
3. He will not be entitled to get pension/gratuity benefits however CP fund will be deducted as per rules as a case of fresh candidate.
4. Charge report should be submitted to all concerned in duplicate.
5. Health and age certificate should be produced to this office obtained from the District Surgeon Bajaur.
6. He should not be handed over charge of the post if he is below 18 years or above 45 years of age.
7. If he failed to report of his arrival within 15 days, his appointment order will be automatically considered as cancelled.
8. All academic / professional documents / domiciles /CNICs will be verified from the concerned boards/ universities / authorities and if found bogus / fake at any stage, her services will be considered as terminated from the date of appointment against the said post.

(Khaista Rehman)  
District Education officer  
Bajaur

Endst No; 7807-12 Dated 1/7 2019.  
Copy of the above is forwarded to the;

1. Director of Education E&SE Peshawar.
2. Director of Education NMD Peshawar.
3. District Accounts officer Bajaur.
4. ADEO concerned.
5. Accountant of the local office.
6. Candidate concerned.

District Education officer  
Bajaur



(10) Annex B

## District Education Office Male District Bajaur

E-Mail [aeobajaur@gmail.com](mailto:aeobajaur@gmail.com) Ph. No. 0942-220395

### ADJUSTMENT OF SPST MALE BPS-14

Consequent upon the Promotion Notification issued vide this Office Endst: No. 19935-41 dated 11-08-2023 the following male SPST BPS-14 are hereby adjusted at the Schools noted against their names with immediate effect in the best interest of public service.

| S#  | Name of Official  | Present Place of Posting      | CNIC#          | School Name Where Adjusted    | Remarks          |
|-----|-------------------|-------------------------------|----------------|-------------------------------|------------------|
| 1.  | Habib Ullah       | GPS Sahib Abad                | 2110323036641  | GPS Sahib Abad                | Already occupied |
| 2.  | Sher Ali Khan     | GPS Inam Khwaro Chinagai      | 2110421662921  | GPS Inam Khwaro Chinagai      | Already occupied |
| 3.  | Ihsanullah        | GPS Barsafray                 | 2110224732351  | GPS Barsafray                 | Already occupied |
| 4.  | Amir Zaman Khan   | GPS Loi Killi                 | 2110640266611  | GPS Letai                     | AVP              |
| 5.  | Fazal Amin        | GPS Barsadin Sro Wano         | 2110604459989  | GPS Barsadin Sro Wano         | Already occupied |
| 6.  | Sher Wali Khan    | GPS Momin Khan kalay Batmalai | 2110690282077  | GPS Momin Khan kalay Batmalai | Already occupied |
| 7.  | Wali Rahman       | GPS Kassai                    | 2110623166471  | GPS Kassai                    | Already occupied |
| 8.  | Hazrat Hassan     | GPS Marchai                   | 2110209144413  | GPS Marchai                   | Already occupied |
| 9.  | Muhammad Salim    | GPS Kaga No.4                 | 2110421659543  | GPS Kaga No.4                 | Already occupied |
| 10. | Fazal Wahab       | GPS Bandarai                  | 2110421629135  | GPS Bandarai                  | Already occupied |
| 11. | Muhammad Riaz     | GPS Ilmano Killi              | 211067856019   | GPS Ilmano Killi              | Already occupied |
| 12. | Khan Zarin        | GPS Loi Baba                  | 2110395517899  | GPS Sara Maina                | Already occupied |
| 13. | Badshah Noor      | GPS Kohi Barang               | 2110209165781  | GPS Kohi Barang               | Already occupied |
| 14. | Noor Badshah      | GPS Tarr Barang               | 2110209127991  | GPS Tarr Barang               | Already occupied |
| 15. | Faj Muhammad Said | GPS Shukar Targhaw            | 2110609147047  | GPS Shukar Targhaw            | Already occupied |
| 16. | Karim Ullah       | GPS Kabalo Sar                | 2110249634503  | GPS Kabalo Sar                | Already occupied |
| 17. | Awal Din          | GPS Rabat Dehrai              | 2110242598971  | GPS Rabat Dehrai              | Already occupied |
| 18. | Amanullah         | GPS Raghagan                  | 2110388095557  | GPS Raghagan                  | Already occupied |
| 19. | Rahat Shah        | GPS Walai Arang               | 2110737216615  | GPS Walai Arang               | Already occupied |
| 20. | Jamal ud Din      | GPS Karkanai Charmang         | 21105542666871 | GPS Karkanai Charmang         | Already occupied |
| 21. | Miraj Khan        | GPS Ranai                     | 2110695046267  | GPS Ranai                     | Already occupied |

11

|     |                  |                           |               |                            |                              |
|-----|------------------|---------------------------|---------------|----------------------------|------------------------------|
| 22. | Muhammad Younas  | GPS Kamar                 | 2110474437331 | GPS Kamar                  | Already occupied             |
| 23. | Sadiq Ullah      | GPS Bargatkai Mamund      | 2110427093301 | GPS Mukha No.2             | AVP                          |
| 24. | Sanaullah        | GPS Malangai              | 2110435937457 | GPS Malangai               | AVP                          |
| 25. | Ihsanullah       | GPS Shah Dand             | 2110696750793 | GPS Shah Dand              | Already occupied             |
| 26. | Muhammad Wahab   | GPS Tang Khatta           | 2110638208335 | GPS Tang Khatta            | Already occupied             |
| 27. | Abdul Ghani      | GPS Kamangara Charmang    | 2110508358219 | GPS Saida Shah Charmang    | AVP                          |
| 28. | Zahid Khan       | GPS Tarano                | 2110625155655 | GPS Tarano                 | Already occupied             |
| 29. | Muhammad Ismail  | GPS Shahzada Tangi        | 2110657850433 | GPS Shahzada Tangi         | Already occupied             |
| 30. | Jamal Ud Din     | GPS Moredara              | 2110238199663 | GPS Moredara               | Already occupied             |
| 31. | Rahmanud Din     | GPS Shinger Gul           | 2110634888593 | GPS Salih Muhammad Odigram | AVP                          |
| 32. | Fazal Manan      | GPS Ghakhai No.1 Salarzai | 2110638256011 | GPS Safaray Salarzai       | AVP                          |
| 33. | Sartaj Khan      | GPS Ghozano Shah          | 2110334820973 | GPS Ghozano Shah           | Already occupied             |
| 34. | Dawood Khan      | GPS Kama Dara             | 2110249191787 | GPS Kama Dara              | Already occupied             |
| 35. | Muhammad Siyab   | GPS Andarai               | 1540295525259 | GPS Seya                   | w.e.f Abdul Qayum retirement |
| 36. | Sarfaz Khan      | GPS Civil Colony Nawgai   | 1710265799641 | GPS Civil Colony Nawgai    | Already occupied             |
| 37. | Inayat ur Rahman | GMHSS Khar                | 2110679695153 | GMHSS Khar                 | Already occupied             |
| 38. | Mustaqeem Khan   | GPS Khan Salay Barang     | 1540196405839 | GPS Khan Salay Barang      | Already occupied             |
| 39. | Zahidullah       | GPS Sharif Khana No.1     | 2110564304641 | GPS Sharif Khana No.1      | Already occupied             |
| 40. | Fazal Subhan     | GPS Babara No.1           | 2110534313795 | GPS Babara No.1            | Already occupied             |
| 41. | Abdur Rahman     | GPS Bara Nawagai          | 2110598996615 | GPS Bara Nawagai           | Already occupied             |
| 42. | Muhammad Ilyas   | GPS Khair Abad Nawagai    | 2110571574801 | GPS Khair Abad Nawagai     | Already occupied             |
| 43. | Abdul Shakoor    | GPS Gedar Shai            | 2110613591941 | GPS Bagandil               | AVP                          |
| 44. | Hawaladar        | GPS Asghar Charmang       | 2110588775667 | GPS Asghar Charmang        | Already occupied             |
| 45. | Gul Qadem        | GPS Salih Muhammad killi  | 2110672907387 | GPS Shinger Gul            | AVP                          |
| 46. | Abdur Rauf       | GMPS Mala Said            | 2110640032141 | GMPS Mala Said             | Already occupied             |
| 47. | Matiullah        | GPS Bara Dara             | 2110662692891 | GPS Bara Dara              | Already occupied             |
| 48. | Abdul Hadi       | GPS Muslim Bagh           | 2110660525401 | GPS Muslim Bagh            | Already occupied             |
| 49. | Bahadar Sher     | GPS Dag Qila Ali jan      | 2110287784389 | GPS Dag Qila Ali jan       | Already occupied             |
| 50. | Tariq Ahmad      | GPS Malkana Salarzai      | 2110306169335 | GPS Malkana Salarzai       | Already occupied             |
| 51. | Zafar Khan       | GPS Kabalo Sar            | 2110256825749 | GPS Sari Begham            | AVP                          |
| 52. | Saleh Muhammad   | GPS Loya Shah             | 2110375783673 | GPS Loya Shah              | Already occupied             |
| 53. | Shahid           | GPS Chargo Salarzai       | 2110623784949 | GPS Pashat                 | AVP                          |
| 54. | Kiramata Khan    | GPS Sharbatai             | 1540206878289 | GPS Sharbatai              | Already occupied             |

12

|     |                 |                           |               |                           |                  |
|-----|-----------------|---------------------------|---------------|---------------------------|------------------|
| 55. | Ajmir           | GPS Loi Killi Salarzai    | 2110680878517 | GPS Loi Killi Salarzai    | Already occupied |
| 56. | Laiq zada       | GPS Bar Sapari            | 2110246889217 | GPS Seri Sar              | Already occupied |
| 57. | Abdul Wahab     | GPS Pajigarm Bar Trass    | 2110691104725 | GPS Pajigarm Bar Trass    | Already occupied |
| 58. | Abdul Wahid     | GPS Gulo Shah             | 2110673829653 | GPS Gulo Shah             | Already occupied |
| 59. | Shahfiur Rahman | GPS Rasha Derai           | 2110677955069 | GPS Rasha Derai           | Already occupied |
| 60. | Abdur Rahman    | GPS Mana Barang           | 2110222492271 | GPS Mana Barang           | Already occupied |
| 61. | Muhammad Tayyeb | GMHSS Khar                | 2110670589521 | GMHSS Khar                | Already occupied |
| 62. | Umar Badshah    | GPS Jan Khan Dehrai       | 2110358957653 | GPS Arkanai               | Already occupied |
| 63. | Habib ur Rahman | GPS Soordagai             | 2110622575199 | GPS Malkana Batwar        | Already occupied |
| 64. | Amir Khisro     | GPS Takht                 | 2110209186387 | GPS Takht                 | Already occupied |
| 65. | Muhammad Naeem  | GPS Dandokai Ghar Shamoza | 2110271805903 | GPS Dandokai Ghar Shamoza | Already occupied |
| 66. | Imran Khan      | GPS Nazakai               | 2110607877351 | GPS Nazakai               | Already occupied |
| 67. | Alam Shah       | GMHSS Khar                | 2110690594703 | GMHSS Khar                | Already occupied |
| 68. | Nasar Khan      | GPS Kohi sar Barang       | 2110243172875 | GPS Kohi sar Barang       | Already occupied |
| 69. | Umar zada       | GPS Nakhtar Bar Sapari    | 1540221854171 | GPS Nakhtar Bar Sapari    | Already occupied |
| 70. | Ghulam Ishaq    | GPS Dara Banda            | 2110691720967 | GPS Dara Banda            | Already occupied |
| 71. | Muhammad Riaz   | GPS Baro No.2             | 2110462040967 | GPS Baro No.2             | Already occupied |
| 72. | Burhanduddin    | GPS Khuna                 | 2110674341363 | GPS Khuna                 | Already occupied |
| 73. | Taj Gul         | GPS Safaray Asilo Targhaw | 2110201034121 | GPS Safaray Asilo Targhaw | Already occupied |
| 74. | Rahman Shah     | GPS Nazar Mena Barang     | 2110275406385 | GPS Nazar Mena Barang     | Already occupied |
| 75. | Shaukat Khan    | GPS Barsadin Sro Wano     | 2110641511131 | GPS Jabrara               | AVP              |
| 76. | Bashir Ullah    | GPS Markhanai Mandal      | 2110618574565 | GPS Markhanai Mandal      | Already occupied |
| 77. | Muhammad Khan   | GPS Mozamin Khan kalay    | 2110393232443 | GPS Mozamin Khan kalay    | Already occupied |
| 78. | Badshah Sherin  | GPS Mian Khan Dara        | 1540188475797 | GPS Mian Khan Dara        | Already occupied |
| 79. | Iazaz ullah     | GPS Balam Khar No.2       | 2110646032095 | GPS Balam Khar No.2       | Already occupied |
| 80. | Zahid Hussain   | GPS Kandro Barthrus       | 2110705935239 | GPS Kandro Barthrus       | Already occupied |
| 81. | Sher Nawab      | GPS Sango Dehrai          | 2110641268979 | GPS Sango Dehrai          | Already occupied |
| 82. | Shafiullah      | GPS Nimaki                | 1540157284459 | GPS Nimaki                | Already occupied |
| 83. | Gul Ahmad Khan  | GPS Kohi sar Barang       | 2110292240943 | GPS Kohi sar Barang       | Already occupied |
| 84. | Farman ullah    | GPS Qambar                | 1540112437071 | GPS Qambar                | Already occupied |
| 85. | Amjad Ali       | GPS Sar Mina Asil Targhaw | 2110264217091 | GPS Sar Mina Asil Targhaw | Already occupied |
| 86. | Nawar Khan      | GPS Saduzai Chamarkand    | 1620208340451 | GPS Saduzai Chamarkand    | Already occupied |
| 87. | Ghufran Khan    | GPS Changaro              | 2110677319541 | GPS Changaro              | Already occupied |

13

|     |                    |            |               |            |                  |
|-----|--------------------|------------|---------------|------------|------------------|
| 88. | Syed Kamal Badshah | GPS Gardai | 2110314807063 | GPS Gardai | Already occupied |
|-----|--------------------|------------|---------------|------------|------------------|

**CONSEQUENTIAL**

| S#  | Name of Official     | Present Place of Posting | CNIC#         | School Name Where Adjusted | Remarks                              |
|-----|----------------------|--------------------------|---------------|----------------------------|--------------------------------------|
| 1.  | Muhammad Azam PST    | GPS Sari Begham          | 2110207330019 | GPS Andarai                | AVP                                  |
| 2.  | Atta Ullah PST       | GPS Rag                  | 2110297185457 | GPS Barsafaray             | AVP                                  |
| 3.  | Inayat Khan PST      | GPS Kama Dara            |               | GPS Wara Ghakhunko         | AVP                                  |
| 4.  | Tahir Shah PST       | GPS Bararo               | 4540244992535 | GPS Solai Barang           | AVP                                  |
| 5.  | Sartaj Khan PST      | GPS Barani Kandaro       |               | GPS Chillargam             | AVP                                  |
| 6.  | Muhammad Idrees PST  | GPS Letai                | 2110379433369 | GPS Chargo                 | AVP                                  |
| 7.  | Aman Ullah PST       | GPS Kohi                 |               | GPS Shah Dand              | Till the arrival of Ihsan Ullah SPST |
| 8.  | Abdullah PST         | GPS Malkana Batwar       | 2110688051441 | GPS Lakyan                 | AVP                                  |
| 9.  | Masihullah PST       | GPS Jararai              |               | GPS Ilmano                 | AVP                                  |
| 10. | Farman Ullah PST     | GPS Lara Dagai           |               | GPS Damano                 | AVP                                  |
| 11. | Said Hakim PST BS-13 | GPS Dandokai             |               | GPS Barsadin               | AVP                                  |
| 12. | Hidayat Ullah PST    | GPS Arkanai              |               | GPS Jan Khan Dehrai        | AVP                                  |

**Note:**

- 1- No TA/DA is allowed for joining duty.
- 2- Charge report should be submitted to all concerned.
- 3- Terms and conditions will remain same issued in District Education Office Male Elementary & Secondary Education Bajaur Notification No. 19935-41 dated 11-08-2023.

(Shireen Zada)  
District Education Officer  
Bajaur  
Dated 01/10/2023

Endst: No. 20845-51  
Copy forwarded to the :-

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Bajaur.
3. DMO (EMA) Bajaur.
4. SDEOs Nawagai/Khar concerned.
5. Accountant of the local office.
6. HRMIS
7. Official Concerned.

District Education Officer  
Bajaur

|  |  |  |  |  |
|--|--|--|--|--|
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01-12-2022 to 30-11-2023 -  
 Sub Dist. B...

SDE  
 Sub Dist. B...

T. No. 92. dated 19-9-23  
 All dt. promotion to  
 15th division fee 2550/-

11-08-2023 With 200 80%  
 10-08-2023 delay 01-09-2023.  
 Bill of Rs 1016 61-13

5111-1-18 to 31-12-2022  
 11-11-2022

Approved by  
 Government  
 Government to which this  
 Government to which this

Amox C  
 14



15

APPOINTMENT ORDER:

Left Thumb Impression



Exam from BISE Malakand under the Roll No-46440  
Theoretical and Professional Marks obtained 62.5/100 during the session 2005  
Examination duly verified by Assist. Controller No-NIL dated NIL  
Verification/Roll No. Dated  
Amull

Exam (A) from BISE Malakand under the Roll No-25166  
Marks obtained 67.1/100 during the session 2008 duly verified by  
Assist. Controller No-NIL dated NIL  
Amull

M.S.

Qualifications  
Exam (B) from University of Malakand under the  
No-4711 during the session 2012 Marks obtained 284/4200 duly  
verified by the Controller of exam. No NIL dated NIL  
Amull

Exam from ANU Islamabad under the Roll No-AD638896  
Marks obtained 50/100 during the session 2012 duly verified.  
Amull

Instructing

Duties

serve Duties

Leadership Examination

Training School Final Examination

N.B. Line to be drawn under the qualification possessed.

**Dist. Govt. KP-Provincial**  
**District Accounts Office Bajaur at Khar**  
**Monthly Salary Statement (January-2024)**

(16)

Annex "D"



**Personal Information of Mr BADSHAH SHERIN d/w/s of GUL MUHAMMAD KHAN**

Personnel Number: 00927271      CNIC: 1540188475797      NTN:  
 Date of Birth: 07.08.1983      Entry into Govt. Service: 09.07.2019      Length of Service: 04 Years 06 Months 024 Days

**Employment Category: Active Temporary**

Designation: SENIOR PRIMARY SCHOOL TEA      80925840-DISTRICT GOVERNMENT KHYBE  
 DDO Code: BJ6013-DEO Primary Education Bajaur  
 Payroll Section: 001      GPF Section: 001      Cash Center:  
 GPF A/C No:      GPF Interest Free      GPF Balance:      137,555.00 (provisional)  
 Vendor Number: -

**Pay and Allowances:**      Pay scale: BPS For - 2022      Pay Scale Type: Civil      BPS: 14      Pay Stage: 3

| Wage type |                           | Amount    | Wage type |                           | Amount   |
|-----------|---------------------------|-----------|-----------|---------------------------|----------|
| 0001      | Basic Pay                 | 27,750.00 | 1001      | House Rent Allowance 45%  | 3,321.00 |
| 1210      | Convey Allowance 2005     | 2,856.00  | 1300      | Medical Allowance         | 1,500.00 |
| 1528      | Unattractive Area Allow   | 1,700.00  | 2316      | Teaching Allowance 2021   | 3,036.00 |
| 2341      | Dispr. Red All 15% 2022KP | 3,609.00  | 2347      | Adhoc Rel Al 15% 22(PS17) | 3,609.00 |
| 2378      | Adhoc Relief All 2023 35% | 9,104.00  |           |                           | 0.00     |

**Deductions - General**

| Wage type |                           | Amount    | Wage type |                   | Amount    |
|-----------|---------------------------|-----------|-----------|-------------------|-----------|
| 3014      | GPF Subscription          | -3,900.00 | 3501      | Benevolent Fund   | -1,200.00 |
| 3609      | Income Tax                | -111.00   | 3990      | Emp.Edu. Fund KPK | -135.00   |
| 4004      | R. Benefits & Death Comp: | -600.00   |           |                   | 0.00      |

**Deductions - Loans and Advances**

| Loan | Description | Principal amount | Deduction | Balance |
|------|-------------|------------------|-----------|---------|
|      |             |                  |           |         |

**Deductions - Income Tax**

Payable: 2,002.70      Recovered till JAN-2024: 949.00      Exempted: 500.35      Recoverable: 553.35

**Gross Pay (Rs.): 56,485.00      Deductions: (Rs.): -5,946.00      Net Pay: (Rs.): 50,539.00**

Payee Name: BADSHAH SHERIN  
 Account Number: 04807900470703  
 Bank Details: HABIB BANK LIMITED, 220480 DARGAI, MALAKAND. DARGAI, MALAKAND., MALAKAND.

**Leaves:**      Opening Balance:      Availed:      Earned:      Balance:

**Permanent Address:**  
 City: DEO BAJAUR      Domicile: -      Housing Status: No Official  
**Temp. Address:**  
 City:      Email: badshahsherin0300@gmail.com

*System generated document in accordance with APPM 4.6.12.9(50484989/26.01.2024/v3.0)*  
*\* All amounts are in Pak Rupees*  
*\* Errors & omissions excepted (SERVICES/03.02.2024/00:10:07)*

17

Annex E



## District Education Office Male District Bajaur

E-Mail [eeobajaur@gmail.com](mailto:eeobajaur@gmail.com) Ph. No. 0942-220395

### NOTIFICATION:

Consequent upon the decision taken in a meeting with Finance Department NMDs-II held on 12-12-2023, 56 Nos of position IDs of SPST have been downgraded from BPS-14 to BPS-12. Therefore the Promotion Order issued vide this Office Order Endst No. 19935-41 dated 11-08-2023 in respect of the following SPSTs is hereby cancelled/withdrawn from the date of issuance in the best interest of Public Service.

| S#  | S.L No. | Name of Official | Place of Posting         | Remarks                   |
|-----|---------|------------------|--------------------------|---------------------------|
| 1.  | 79      | Dawood Khan      | GPS Kama Dara            | Due to less sanction post |
| 2.  | 80      | Muhammad Siyab   | GPS Kambela              | Due to less sanction post |
| 3.  | 81      | Sarfaz Khan      | GPS Civil Colony Nawgai  | Due to less sanction post |
| 4.  | 82      | Inayat ur Rahman | GMHSS Khar               | Due to less sanction post |
| 5.  | 83      | Mustaqeem Khan   | GPS Khan Salay Barang    | Due to less sanction post |
| 6.  | 84      | Zahidullah       | GPS Sharif Khuna No.1    | Due to less sanction post |
| 7.  | 85      | Fazal Subhan     | GPS Babara No.1          | Due to less sanction post |
| 8.  | 86      | Abdur Rahman     | GPS Bara Nawagai         | Due to less sanction post |
| 9.  | 87      | Muhammad Ilyas   | GPS Khair Abad Nawagai   | Due to less sanction post |
| 10. | 88      | Abdul Shakoore   | GPS Cedar Shai           | Due to less sanction post |
| 11. | 89      | Hawaladar        | GPS Asghar Charmang      | Due to less sanction post |
| 12. | 90      | Gul Qadem        | GPS Salih Muhammad killi | Due to less sanction post |
| 13. | 91      | Abdur Rauf       | GMPS Mala Said           | Due to less sanction post |
| 14. | 92      | Matiullah        | GPS Bara Dara            | Due to less sanction post |
| 15. | 94      | Abdul Hadi       | GPS Muslim Bagh          | Due to less sanction post |
| 16. | 95      | Bahadar Sher     | GPS Dag Qila Ali jan     | Due to less sanction post |
| 17. | 96      | Fariq Ahmad      | GPS Malkana Salarzai     | Due to less sanction post |
| 18. | 97      | Zafar Khan       | GPS Kabalo Sar           | Due to less sanction post |
| 19. | 99      | Saleh Muhammad   | GPS Loya Shah            | Due to less sanction post |
| 20. | 100     | Shahid           | GPS Chargo Salarzai      | Due to less sanction post |
| 21. | 101     | Kirammat Khan    | GPS Sharbatai            | Due to less sanction post |
| 22. | 102     | Ajmir            | GPS Loi Killi Salarzai   | Due to less sanction post |
| 23. | 103     | Laiq zada        | GPS Bar Sapari           | Due to less sanction post |
| 24. | 104     | Abdul Wahab      | GPS Pajigarm B/Trass     | Due to less sanction post |
| 25. | 105     | Abdul Wahid      | GPS Gulo Shah            | Due to less sanction post |
| 26. | 106     | Shahfiur Rahman  | GPS Rasha Derai          | Due to less sanction post |
| 27. | 107     | Abdur Rahman     | GPS Mana Barang          | Due to less sanction post |
| 28. | 109     | Muhammad Tayyeb  | GMHSS Khar               | Due to less sanction post |
| 29. | 110     | Umar Badshah     | GPS Jan Khan Dehrai      | Due to less sanction post |
| 30. | 111     | Habib ur Rahman  | GPS Soordagai            | Due to less sanction post |

18

|     |                    |                           |                           |
|-----|--------------------|---------------------------|---------------------------|
| 112 | Amir Khisro        | GPS Takht                 | Due to less sanction post |
| 113 | Muhammad Naeem     | GPS Dandokai G/Shamozai   | Due to less sanction post |
| 114 | Imran Khan         | GPS Nazakai               | Due to less sanction post |
| 115 | Alan Shah          | GMHSS Khar                | Due to less sanction post |
| 116 | Nasar Khan         | GPS Kohi sar Barang       | Due to less sanction post |
| 117 | Umar zada          | GPS Nakhtar Bar Sapari    | Due to less sanction post |
| 118 | Ghulam Ishaq       | GPS Dara Banda            | Due to less sanction post |
| 119 | Muhammad Riaz      | GPS Baro No.2             | Due to less sanction post |
| 120 | Burhanduddin       | GPS Khuna                 | Due to less sanction post |
| 121 | Faj Gul            | GPS Asilo Targhaw         | Due to less sanction post |
| 122 | Rahman Shah        | GPS Nazar Mena Barang     | Due to less sanction post |
| 123 | Shaukat Khan       | GPS Barsadin Sro Wano     | Due to less sanction post |
| 124 | Bashir Ullah       | GPS Markhanai Mandal      | Due to less sanction post |
| 125 | Muhammad Khan      | GPS Mozamin Khan kalay    | Due to less sanction post |
| 126 | Badshah Sherin     | GPS Mian Khan Dara        | Due to less sanction post |
| 127 | Jazaz ullah        | GPS Balam Khar No.2       | Due to less sanction post |
| 128 | Zahid Hussain      | GPS Kandro                | Due to less sanction post |
| 129 | Sher Nawab         | GPS Sango Dehrai          | Due to less sanction post |
| 130 | Shafiullah         | GPS Nimaki                | Due to less sanction post |
| 131 | Gul Ahmad Khan     | GPS Kohi sar Barang       | Due to less sanction post |
| 132 | Farman ullah       | GPS Qambar                | Due to less sanction post |
| 133 | Amjad Ali          | GPS Sar Mina Asil Targhaw | Due to less sanction post |
| 134 | Nawar Khan         | GPS Saduzai Chamarkand    | Due to less sanction post |
| 135 | Ghufran Khan       | GPS Changaro              | Due to less sanction post |
| 136 | Syed Kamal Badshah | GPS Gardai                | Due to less sanction post |

(Shireen Zada)  
District Education Officer  
Bajaur

Dated 15/1/2023

Endst: No. 754-60

Copy forwarded to the: -

1. Director E&SE Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Bajaur.
3. DMO (EMA) Bajaur.
4. SDEO Khar/SDEO Nawagai with direction to make necessary entries in their service books and recovery from the concerned.
5. Accountant of the local office.
6. HRMIS
7. Official Concerned.

  
District Education Officer  
Bajaur

19

Annex F

To

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

Diry No. 1635  
Dated 12/6/24  
Director of Education  
Muzaffargarh KPK Peshawar

Subject: DEPARTMENTAL APPEAL AGAINST THE IMPUGNED NOTIFICATION DATED 15.12.2023 WHEREBY THE PROMOTION ORDER / NOTIFICATION DATED 11.08.2023 IN RESPECT OF THE APPELLANT WAS CANCELLED / WITHDRAWN.

Respected Sir,

The appellant most humbly submits as under:-

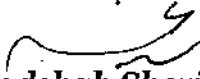
1. That the appellant was initially appointed against the post of Primary School Teacher (PST).
2. That the appellant has served the department as PST with full commitment, zeal, devotion, punctuality and with the entire satisfaction of his high-ups.
3. That the appellant being eligible in all respect, and that too on the basis of seniority-cum-fitness, the working papers of the appellant were sent to Departmental Promotion Committee to consider him for promotion against the post of SPST (BPS-14), the appellant was duly considered by the Departmental Promotion Committee, the Departmental Promotion Committee recommended the appellant for promotion against the post of SPST (BPS-14) as the appellant was then promoted against the post of SPST (BPS-14) through notification dated 11.08.2023 and the adjustment order against the promoted post of SPST (BPS-14) was also issued on 01.09.2023. (Copy of the Notification dated 01.09.2023 is attached as annexure "A").
4. That, thereafter, entries regarding promotion were made in the service book and pay slip of promoted scale was also released in favour of appellant. (Copies of Service Book and Pay Slip are attached as annexure "B" & "C" respectively).
5. That the appellant had gained all benefits of promoted scale for a considerable long period, but all of a sudden the promotion order dated 11.08.2023 was cancelled/ withdrawn through impugned notification dated 15.12.2023 and the same was communicated to the appellant on 06.06.2024. (Copy of the Notification dated 15.12.2023 is attached as annexure "D").

20

6. That once after fulfilling all the codal formalities, the promotion order was issued, entries were made in the service book, pay slip of promoted scale was released, and the appellant then gained all the benefits of promoted scale for a considerable long time, then a vested right was created in his favour which could not be cancelled/withdrawn in an inconsiderate/usual manner.
7. That neither any fault or defect of the appellant was pointed out nor any oversight or error on the part of DPC members or its composition or jurisdiction which could result an unceremonious withdrawal of promotion order after considerable period.
8. That the department is not vested with the authority to withdraw or cancel an order if same has taken effect created certain legal rights in favour of appellant.

It is, therefore, most humbly requested that by accepting this departmental appeal, the impugned notification dated 15.12.2023, whereby the promotion order/notification dated 11.08.2023 in respect of the appellant was cancelled/withdrawn, may please be set aside and consequently the promotion order/notification dated 11.08.2023, may please be restored with all back/consequential benefits.

Appellant

  
**Badshah Sherin**  
S/o Gul Muhammad Khan  
GPS Mian Khan Dara,  
District Bajaur.

Dated: 13/06/2024

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

**WAKALATNAMA  
(Power Of Attorney)**

*Badsha Sherin*

(Petitioner)  
(Plaintiff)  
(Applicant)  
(Appellant)  
(Complainant)  
(Decree Holder)

**VERSUS**

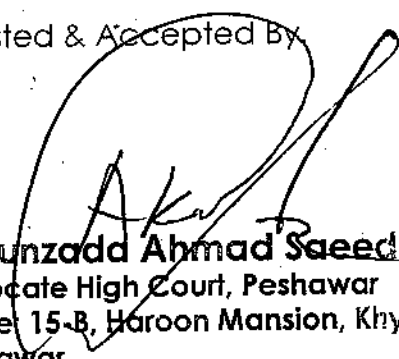
*The Director*

(Respondent)  
(Defendant)  
(Accused)  
(Judgment Debtor)

I/ We, \_\_\_\_\_ The undersigned \_\_\_\_\_ in the above noted

*Appeal* do hereby appoint **Mr. Akhuzada Ahmad Saeed**, Advocate to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our counsel in the above noted case and with the authority to engage /appoint an other Advocate/Counsel on my/our behalf in my/our case and that my/our counsel will not appear whenever a strike call is made by the PBA, PHCBA, KP Bar Council, Pakistan Bar Council or by any other representative body of the lawyers' community, Furthermore, my/our counsel shall not be liable for any acts on my/our behalf, if I/we have furnished an incorrect information or mis-statement and that my/our counsel shall not be liable for any disciplinary action in case of his default in the aforesaid delegated authority, matter, without any liability for their default and with the authority to engage/ appoint any other Advocate/Counsel at my/our matter.

Attested & Accepted by



**Akhuzada Ahmad Saeed (bc-11-1885)**  
Advocate High Court, Peshawar  
Office 15-B, Haroon Mansion, Khyber Bazar,  
Peshawar  
Cell No.0333-2902529  
CNIC No. 15705-5473448-3

Signature of Executants

*Badsha Sherin*