

Service Appeal No.4276/2021 titled "Saeed Ur Rehman Vs. Government of Khyber Pakhtunkhwa"

ORDER

2nd Oct. 2024

Kalim Arshad Khan, Chairman: Mr. Umar Farooq Mohmand, Advocate earned counsel for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present.

2. Appellant's case in brief, as per averments of appeal, is that he is serving in the respondent Department as Accounts Assistant (BPS-12); that he was allegedly fit for promotion against the post of Superintendent (BPS-17) however, he was not considered for promotion; that feeling aggrieved for inaction of the respondents, he filed departmental appeal on 16.07.2020 but the same was filed, hence, the instant service appeal.

3. Arguments heard. Record perused.


4. In the case at hand, the appellant, currently serving as an Accounts Assistant (BPS-12) in the respondent Department, asserts that he was qualified for promotion to the position of Superintendent (BPS-17). Despite his eligibility, he claims that he was not considered for the promotion. Following this perceived inaction by the respondents, the appellant submitted a departmental appeal on July 16, 2020, which he believes was improperly handled, leading to the current service appeal. The appellant seeks redressal for what he perceives as a failure to recognize his qualifications and promote him accordingly.

5. Although, no case for immediate promotion has been made by the respondents, however, they may consider the appellant for

promotion on his turn in accordance with law and rules, subject to eligibility and fitness.

6. Disposed of accordingly. Costs shall follow the event. Consign.

7. *Pronounced in open Court at Peshawar and given under our hands and seal of the Tribunal on this 2nd day of October, 2024.*


(Fareeha Paul)
Member (E)


(Kalim Arshad Khan)
Chairman

Mutazem Shah