


# FORM OF ORDER SHEET

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

Appeal No. 1822/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	07/10/2024	<p>The appeal presented today by Mr. Muhammad Mauzzam Butt Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 11.10.2024. Parcha Peshi given to counsel for the appellant.</p> <p style="text-align: right;">By order of the Chairman  REGISTRAR</p>

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA

1822/24  
FAZAL KARIM  
V/S

Government of KP & others

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ADVOCATE  
M. Muazzam Butt

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA**

In Ref to

Service Appeal No 1822 /2024

Fazal Karim son of Raham Gul, SPST (BPS-14)  
Akho khel, Mian khan, Tehsil and District Mardan

.....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, Civil Secretariat Near MPA Hostel, Peshawar

.....Respondents

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

**PRAYER:**

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

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

**RESPECTFULLY SHEWETH:**

- 1. That the Respondents Department appointed the Appellant as Senior Primary School Teacher.  
Copy of Appointment letter is annexed as **Annexure A**

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

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

- 5. That as per notification No. SD (Policy) /EDAD/1- 3/2020 dated 06/08/2020, the right of foregoing of promotion was withdrawn and the Government of Khyber Pakhtunkhwa Establishment Department (Regulation Wing) deleted Rule 7(5) in the Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 vide notification no SOR-VI (E & AD)/1-2/2020 dated 06-08-2020. Copy of Impugned 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
- 8. That the Respondent No.3 i.e. Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa also wrote a letter to the office of Establishment & Administrative Department vide No SO(Primary-M) E&SED/2-2/Appointment Rule/2023 dated 23-08-2023 to reconsider the amendment made in Khyber

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

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

#### **GROUND:-**

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

- 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, (the appellant) 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

*[Signature]*  
 Appellant

Through

*[Signature]*  
 Muhammad Muazzam Butt  
 Advocate Supreme Court

*[Signature]*  
 Muhammad Adeel Butt  
 Advocate High Court

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

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**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA**

C.M No \_\_\_\_\_-P of 2024

In Ref to

Service Appeal No \_\_\_\_\_ 2024

Fazal Karim

**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:-

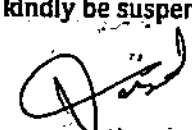
1. That the instant application may be treated as part and parcel of service appeal of the appellant.
2. That the appellant has brought a good prima facie case and balance of convenience also lies in favor of the appellant.
3. That there is likelihood success of the appellant in the lis. And if the notification 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**

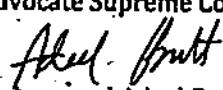
I (the appellant) do hereby solemnly stated on oath that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed therein this Honorable Court.

  
Deponent

  
Appellant

Through

  
Muhammad Muazzam Butt  
Advocate Supreme Court

  
Muhammad Adeel Butt  
Advocate High Court

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALES) PRIMARY MARDAN.

NOTIFICATION.

Consequent upon their selection by the Deptt. selection committee, the District Education officer, (M) P. Mardan has been pleased to appoint the following trained P.T.O Candidates at the school noted against their names in BPS-7 (Rs. 1480-81-2695) plus usual allowances as admissible to them under the rules with immediate effect subject to the existing terms and conditions:-

S.No.	Name, Father's Name/Address.	No. in Merit list.	School where Posted.	Remarks.
1	2	3	4	5
<u>OPEN MERIT.</u>				
1.	Mohd:Khaleeq S/o Mohd:Ismail R/O Dagal Hoti.	1/18	GPS, No. 1 Kasa Kuroona.	Vice: Naair Khan Termi
2.	Sajid Ali S/O Mirsad Gul R/O Tariq Colony Mardan.	2/18	,, Sharqi Hoti.	Vice: Salim Shah.
3.	Obaidullah S/O Mohd:Arif R/O New Baghdad.	3/18	GPS, Sharqi Hoti.	Vice: Abid Shah Termi
4.	Abdul Akber S/O Sherzai R/O "arioham Mardan.	4/18	,, Hoti.	Vice: Zubair Ali Termi
5.	Dilewar Khan S/O Ghulam Qadir R/O Shahi Bagh Hoti.	5/18	,, Karwan Road.	Vice: Sajid Jamal Termi
6.	Mushtaq Ahmed S/O Gul Zarin R/O Duran Abad.	6/18	,, Shah Dandh No.1.	Post already occupied.
7.	Sardar Hussain S/O Imran ullah R/O Babu Mahallah Mardan.	7/18	,, Railway Station	already occupied.
8.	Asif Shehzad S/O Faqir Hussain Moh:Muallim Abad Mardan.	8/18	,, Surkh Dhori Mardan.	-do-
9.	Ahmed Ali S/O Ghulam Jilani R/O shakar Manzil.	9/18	,, "arioham.	Vice: Hazrat Ali Termi
10.	Mohd:Ullah S/O Lajbar R/O Hoti Mardan.	10/18	,, Kashmir Abad.	,, Naair Khan.
11.	Mohd:Jawad S/O Sher Mahd: R/O Fala Shab Mardan.	11/18	,, No.1, Mardan.	,, Awain-Khan.
12.	Sher wali khan S/O Sher Jang R/O Jazoon Ground.	1/19	GMPS, Fozal Shah Paroh.	Already occupied.
13.	Yahya Khan S/O Amir Mohd: R/O Sadi Ahal G. Kapoora.	2/19	,, Bufaid Khan.	Vice: Khair-Mohd: Termi
14.	Wasiullah S/O Faiz Gul R/O Gharib. Abad.	3/19	,, Uzair Kandar.	Vice: Nawab-Ali Termi
15.	S. Anwar Hussain S/O S/O Ahmed Hussain R/O G. Kapoora.	4/19	,, Spin Jumat .	Vice: Badar-Khan Termi
16.	Inayatullah S/O Mohd: Israea R/O Shahbaz Garhi.	5/19	,, Khatako Koregh.	Already occupied.
17.	Abdul Ghafar S/O Shanover Khan R/O Hayar.	6/19	GPS, Kayar No.2.	Vice: M. Hayat Hayat Termi
18.	Nazirullah S/O Fakbir ullah R/O G. Kapoora Mardan.	7/19	GMPS, Anar Baig.	,, Mohd: Sharif Termi
19.	Ali Acghar S/O Mir Akbar, R/O Carhi Kapura	8/19	GPS, Sadudin	Vice: Haroud Khan Termi
20.	Ahtalanoch S/O Amir Nooh R/O Kandar.	9/19	GPS, Gumbat,	Already Occupied.
21/	Bufaid Khan S/O Ghulam Rahman R/O D.G. Zai.	10/19	GPS, Qari Abad.	Vice: Mohd: Sofail Termi
22.	Abid Ali S/O Khan Said R/O Mohib Banda	11/19	GMPS, Mirbara Jumat	Post Already Occupied.

(Cont: Page....2)

**ATTACHED**



No.	Name	Age	Address	Officer
	Musayyib S/O Mohd: Yaqoob R/O Bokhsahali	22/20	GMPB, Jamdad Banda.	V: Ishfaq Ahmad Termi
	Mussoin -haad S/O Faezi Hudi R/O Gujarat.	23/20	GPB, Dhal Khan "2	V: Mustafiz Ali S. Termi
52.	Abdul Wali Khan S/O Mohd: Khan R/O Babuni.	24/20	GPB, Balo Ghari	V: Ahmad Sher Termi
53.	Haidar Baman S/O Shamsur Rahman R/O Gujarat.	25/20	GPB, Nadar Khan B:	V: Amjad Ali Termi
54.	Sher Alam Khan S/O Abdulhakim R/O Gujarat.	26/20	GPB, Jam Dheri	V: Nor Rahman Termi
55.	Mohd: Zubair S/O Shrab Gul R/O Goryala.	27/20	GPB, Muznah Khan B:	V: Mohd: Fayaz Termi
56.	Mahin Mohd: S/O Fanda Mohd: R/O Hissar Muzah-Abad.	28/20	GMPB, Farzan Banda.	V: Fahod Termi
57.	Mohd: Tariq S/O Ghulam Habib R/O Chairo	29/20	GPB, Aman Kot	V: Iftikhar Ahmad Termi
58.	Mohd: Hissar S/O Hissar R/O Gujarat.	30/20	GPB, Bala Ghari	V: Asghar Ahmad Termi
59.	Mohd: Hissar S/O Zairat Nard: R/O Gharib Abad.	32/20	GPB, Jalil 2.	V: Amir Zab Termi
60.	Rahmat Ali S/O Faezi Dayan R/O Bala Ghari.	32/20	GPB, Bala Ghari	V: Koham Sheh Termi
61.	Mohd: Haroon S/O Mohd: Yousof Khan R/O Bokhsahali.	34/20	GPB, Gurkh Dheri	V: Anwar Sheh Termi
62.	Baidur Rahman S/O Habibur Rahman R/O Shah Box Ghari.	35/20	GPB, Shin Khal	V: Sartaj Ali Termi
63.	Mohd: Khalid S/O Yasarud Khan R/O Goryala.	35/20	GPB, Nadar Khan	V: Shaghiyar Termi
64.	Mohd: Iqbal S/O Ghulam Mohd: R/O Mustan.	38/20	GMPB, Bara Banda.	V: Tajbanshad Termi
65.	Muz Ali Khan S/O Raja Khan R/O Bokhsahali.	38/20	GPB, No. 1. Jalil	V: Nasir Ahmad Termi
66.	S: Bariq Said S/O S: Mohd: Saied R/O Mustan.	39/20	GPB, Umar Dher	V: Mohd: Uzair Termi
67.	Mohd: Jassal S/O Jan Said R/O Nasir Aili	40/20	GMPB, Mirwan	V: Sher Mohd: Termi
68.	Iftikhar Ahmad S/O Faezi Mahi R/O Gujarat.	41/20	GMPB, Jamdad Banda	V: Ijaz Hussain Termi
69.	Ishfaq Ahmad S/O Faezi Bahadar R/O Mustan.	42/20	GPB, Choukat Jamal	V: Sardar Mussoin Termi
70.	Mohd: Akbar S/O Lojbar Khan R/O Ghari.	1/21	GPB, Dheri	V: Malik Aman Termi
71.	Zubair Khan S/O Lal Badshah R/O Gaddar.	2/21	GPB, Qadjar Said Faqir Banda	V: Iqbal Ali Termi
72.	Faezi Mohd: S/O Hidayat Shah R/O Bawal Dhuri.	3/21	GPB, Sawal Dher 1	V: Khuram Ali Termi
73.	Sarfaraz Khan S/O Samandar Khan R/O Ala.	4/21	GPB, Kola Ghari	V: Aurangzeb Termi
74.	Ense Eshah S/O Ghazi Shah R/O Salak.	5/21	GPB, Anabi Koro	V: Khuram Termi
75.	Faezi Karim S/O Wahab Gul R/O Mustan-Abad.	6/21	GPB, Balo Wand	V: Fakhrul Alam Termi
76.	Bahramand S/O Shah Hajar R/O Kati Ghari.	7/21	GMPB, Buniro Aili	V: Bakht Munir Termi
77.	Faezi Asim S/O Abdul Hamid R/O Bawal Dhuri.	8/21	GPB, Shabada	V: Amir Zaman/Subti
78.	Mujza Khan S/O Ghaniur Rahman R/O Choroher.	9/21	GPB, Munkara Banda	V: Arshid Termi
79.	Faezi Wahab S/O Abdul Wahab R/O Khamal Dher.	10/21	GPB, Spin Khak	V: Rahimullah Termi
80.	Chah Munir S/O Mast Ali R/O Pipal	11/21	GPB, Haji Abad Kati Ghari	V: Yousof Khan Termi

End of No 1176-159  
dated

ATTACHED

402. Pauli Amin S/O Ghulam Qadar  
R/O Azizia.  
401. J. Sarir Khan S/O Ras Khan  
R/O Mir Sajid.

32/23 GPS, Obiragh Din 2. V; M: Naeem Term; dated  
93/23 GPS; pto- V: Qazi Haran Term

DISABLE PERSONS 1%.

- 402. 34. Mohd: Riaz S/O Abdul Malik R/O Lund Khwar. 1/Disable. GPS, Salim Khan Vice, M. Nisar.
- 403. Amir ullah S/O Ashraf Khan R/O Landi. 4/Dis: Khudra, Shik, V: Jal Badshah Termination
- 404. S. Asghar Ali Shah S/O Feraz Shah. 5/Dis: ,, Salim Khan. Mohd: Ikram Term
- 405. 7. Mohd: Iqbal S/O Mira Khan Marjan. 6/Dis: ,, Shoh Kili. Vice, Shah Nawaz term.

TERMS AND CONDITIONS:

1. Their appointments are purely on temporary basis and subject to termination at any time with out any reason or notice.
2. In case of resignation they have to submit one month's prior notice to the Deptt: or furnish one month's pay and allowances thereof to the Govt:.
3. They are required to produce Health and Age Certificate from M/S DRQ Hospital Marjan before taking over charge.
4. In case they fail to take over charge of the post within 15 days of the issue of this letter, their appt: order shall automatically be cancelled.
5. Their original certificates etc should be checked before handing over charge.
6. Charge report should be sent to all concerned.
7. No. TA/Pa etc is allowed to any one being First appointment.
8. The Academic certificate may also be verified from the quarter concerned.
9. The original PTC Certificate will be checked/verified by the Supt: appt:.

(MR. GHULAM AKBAR),  
DISTRICT EDUCATION OFFICER, (M.L.S)  
PRIMARY MARDAN.

Encl: No. 1176-1590 / Dated Marjan the 23/6 / 1997.

- Copy to: the:-
1. Section Officer Primary Education Deptt: NWFP Peshawar.
  2. Director Primary Education NWFP Peshawar.
  3. DAO Marjan (4) SDEO (M) Marjan/Takht Bhai.
  4. Supt: Local Office. (5) ADEO (A) Local Office.
  6. Candidates concerned.

ATBAR KHAN.  
MUNIR KHAN:

*checked with  
17/11/97*

*23/6/97*  
DISTRICT EDUCATION OFFICER,  
(M.L.S) PRIMARY MARDAN.

ATTESTET

Dist. Govt. KP-Provincial  
District Accounts Office Mardan  
Monthly Salary Statement (October-2020)

فصل کارکرد  
اکتوبر 2020  
NTN: 0  
Length of Service: 23 Years 04 Months 01 D

Personal Information of Mr PAZLI KARIM dw/ta of HAIAM (III).  
Personnel Number: 00128888 CNIC: 0012002128166  
Date of Birth: 03.03.1974 Entry into Govt. Service: 23.06.1997

Employment Category: Vocational Permanent  
Designation: SENIOR PRIMARY SCHOOL TMA  
DZO Code: MR6435-District MARDAN  
Payroll Section: 001  
GPF AC No: HSDUMR011540 GPF Section: 001  
Vendor Number: - Interest Applied: Yes

80663736-DISTRICT GOVERNMENT KHYBE

Cash Center: 17

GPF Balance:

624,245.00

Pay scale: BPS Per - 2017

Pay Scale Type: Civil

BPS: 14

Pay Stage: 19

Code	Wage type	Amount	Code	Wage type	Amount
0001	Basic Pay	37410.00	1000	House Rent Allowance	2214.00
1210	Convey Allowance 2005	2,856.00	1300	Medical Allowance	1,507.00
2148	15% Adhoc Relief All-2013	877.00	2199	Adhoc Relief Allow @10%	555.00
2211	Adhoc Relief All 2016 10%	2,840.00	2224	Adhoc Relief All 2017 10%	3,741.00
2247	Adhoc Relief All 2018 10%	3,741.00	2264	Adhoc Relief All 2019 10%	3,741.00

Deductions - General

Code	Wage type	Amount	Code	Wage type	Amount
3014	GPF Subscription	-2,620.00	3501	Benefit Fund	-600.00
3609	Income Tax	-354.00	3990	Emp. Edu. Fund KPK	-125.00
4004	R. Benefits & Death Comp.	-600.00			0.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable: 5,654.95 Recovered till OCT-2020: 1,416.00 Exempted: 1412.95 Recoverable: 2,826.00

Gross Pay (Rs.): 59,425.00 Deductions: (Rs.): -4,399.00 Net Pay: (Rs.): 55,126.00

Payee Name: PAZLI KARIM

Account Number: PLS000000015724

Bank Details: HAIAM BANK LIMITED, 221933 MIAN KHAN SANGAO, MARDAN, MIAN KHAN SANGAO, MARDAN, MARDAN

Leaves: Opening Balance: Availed: Earned: Balance:

Permanent Address: MIAN KHAN MARDAN

City: MARDAN

Domestic: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: pazlikarim7419@gmail.com

ATTESTED

Prepared in accordance with APPM 4 & 12.5 (REVISED) 02.11.2020/17:31/02.0

ATTESTED

ATTESTED

DEPUTY SECRETARY (POLICY)  
(WALIDAH LATIF)

*[Handwritten Signature]*



- 1. Additional Chief Secretary, Govt. of Khyber Pakhtunkhwa, Planning & Development Department, Khyber Pakhtunkhwa.
- 2. The Senior Member Board of Revenue, Khyber Pakhtunkhwa.
- 3. All Administrative Secretaries to Govt. of Khyber Pakhtunkhwa.
- 4. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
- 5. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
- 6. The Principal 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 Commission, Peshawar.
- 12. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
- 13. The Deputy Director (IT), E&A Department.
- 14. The Section Officer in Establishment & Administration Department with the request to arrange 20 gazette copies.
- 15. The Section Officer (Admin), Administration Department.
- 16. The Director, Administration Department.

CHIEF SECRETARY  
GOVERNMENT OF THE KHYBER PAKHTUNKHWA

NO. & EVEN DATE

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

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

GOVERNMENT OF  
KHYBER PAKHTUNKHWA  
ESTABLISHMENT DEPARTMENT  
(REGISTRATION-WING)

Annexure - 1 - B

11

**GOVERNMENT OF  
KHYBER PAKHTUNKHWA  
ESTABLISHMENT DEPARTMENT  
(REGULATION WING)**

**NOTIFICATION**  
Dated Peshawar the, 06/08/2020

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

**AMENDMENT**

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

**CHIEF SECRETARY  
GOVERNMENT OF THE KHYBER PAKHTUNKHWA**

(ANDS): & EVEN DATE

Copy is forwarded to :-

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

(WARDAH LATIF  
DEPUTY SECRETARY (POLICY))

**ATTESTED**



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
CIVIL SECRETARIAT PESHAWAR  
(Phone No.091-8221587)

No. SO (Primary-MYE&SED)-6/2023  
Dated Peshawar the, June 26<sup>th</sup>, 2023

To  
The Director  
Elementary & Secondary Education Department  
Khyber Pakhtunkhwa, Peshawar.  
  
Aziz Ullah Khan  
President  
All Primary Teacher's Association, KP

*[Signature]*  
26/6/23

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

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

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

Encl: AA

*[Signature]*

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

Copy forwarded to the:

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

*[Signature]*

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

**ATTESTED**

ATTESTED

W/1443-2023 AZDYLTAH VA GOVT CA 1943

SECTION OFFICER (PRIMARY MAIL)

1. PS to Secretary, E&SB Department Kyber Pakhtunkhwa

Copy forwarded to the

(MUNIRKAD ISHAQ)  
SECTION OFFICER (PRIMARY MAIL)

Each At

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

Establishment Department letter No. 50 (Policy) E&AD/1-3/2020 dated 05 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&SB Department in his office.

I am directed to refer to the subject noted above and to enclose here with a letter of subject: QURPANS REGARDING DELATION OF RULE 7(S) IN THE KHAYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION AND TRANSFER) RULES, 1989.

The Director  
Elementary & Secondary Education Department  
Kyber Pakhtunkhwa, Peshawar  
Attn: Union Khwa President  
President  
All Primary Teacher's Association K/P

No 50 (Primary-KP)/E&SB/2-6/2023  
Dated Peshawar the June 25th 2023

B/c

14



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

Annexure  
①


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


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

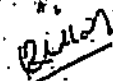
2. The meeting started with recitation from the Holy Quran. The chair welcomed the participants. The Deputy Director (Establishment) of Directorate of Elementary & Secondary Education briefed the forum regarding agenda item in detail.


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

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

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

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

  
(Mr. Razaqat Ullah)  
General Secretary APTA  
Peshawar

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

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

**ATTESTED**

18  
-B/C-

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

A meeting regarding the subject matter was held on 05-07-2023 at 11:00 AM under the Chairmanship of Additional Secretary Establishment in his office. The following attended the meeting

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

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

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

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

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

Provincial President  
All Primary Teachers Association  
Khyber Pakhtunkhwa

(Mr. Razaqat Ullah)  
General Secretary APTA  
Peshawar

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

(Abdullah)

Additional Secretary (Establishment)

  
ATTESTED

ATTESTE



WPM447-2023 AZIZULAH VS GOVT OF POK

- 2. Master Copy
- 1. PT to Director Local Director
- Copy of the case to:
  - Rahmad Director
  - Secretary & Secondary Education
  - Khyber Pakhtunkhwa

please. The case is submitted for perusal and necessary action members of female teachers.

In view of the above, the office is of considered opinion that the deletion of rules 7(S) have effected negatively a huge consolidated case.

That in light of the minutes of the meeting dated 6-07-2023 held under the Chairmanship of Hon. Additional Secretary Education at his office. This office has been asked for submission of

no provision to declare foreign promotion under any and condition. That the government of KP-ED (Regulation Wng) vide letter No. SO (Rely) E4AD/1-3/2020 dated 6-06-2023 categorically stated that there exists

That your good office forwarded the same to units concerned vide letter No. SO (Rely) E4SED/2-2/11/2023 for necessary guidance. offer of promotion (R/BT) prerogative of civil servant to accept/forward the

That this office sought guidance from your good office in the following vide notification No. No. SO-R-VI (E4AD) 1-3/2020 dated 06-08-2020. The Government of KP Establishment department (Regulation Wng) dated rule 7(S) in civil servant (Appointment promotion) (Wng) present being history, about background of case as under.

Minutes of meeting 10-7-2023 on subject cited above and to Dear Sir, I am directed to refer to letter No. (SO Rely) E4SED/1-1/6/2023

Suggested: Minutes of Meeting  
KPK, Peshawar  
Secretary & Secondary Education Department  
Section Officer (Rely) (Wng)

To: DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION, KPK  
PESHAWAR  
(21-7-2023)

-B/C-





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

No. SO(Policy-4)E&SED/2-2/Appointment-Rule /2023  
Peshawar Dated 23<sup>rd</sup> August, 2023

Annexure  
E

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

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

Dear Sir,

I am directed to refer to your letter No. SO(Policy) EBAD/ 1-3/2020 dated 06<sup>th</sup> June 2023 and to state that after deletion of rule 7(5) Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer Rules 1989) it has been intimated that those officers/ officials who do not comply with promotion order of the competent authority or try to evade promotion through different means shall be proceed under Khyber Pakhtunkhwa Civil Servant (Efficiency & Discipline) Rules, 2011.

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

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

(MUHAMMAD TIBAJI)  
SECTION OFFICER (PRIMARY MALE)

Copy forwarded to the:

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

(Signature)  
SECTION OFFICER (PRIMARY MALE)  
20/8/23

Scanned with CamScanner

ATTESTED

**TESTED**

(Muhammad Iqbal)  
Secty Officer (Admin)  
No. 5 (Admin - M) ESSD / 8-2/

2. PS to Secretary, E & SE Department, Khayba Pkthunkhwa  
4. Dir. Khayba Pkthunkhwa  
Copy forwarded to:

the extent of lady teacher in primary schools  
in view of above, the said amendment may be reconsidered to  
effects on service during period in which they are negative  
Mother-in-law who need care in such cases there are negative  
Most of them are married with kids and older fathers of  
In the remotest stations with no residential/transport facilities  
for serious inconvenience while they have to perform duties  
teacher of primary level who avail such promotion have to  
In this connection it is submitted that in some cases lady  
different means should be provided under Khayba Pkthunkhwa  
Civil Servant (Efficiency and Discipline) Rule 2011  
of the competent authority or try to evade promotion through  
those officers/officials who don't comply with promotion order  
Promotion and Transfer Rules 1989) or has been intimated that  
dilection of Rule 7(5) Khayba Pkthunkhwa Civil Servant (Appointment,  
1-3-2020 dated 8 June 2023 and to state that after  
I am directed to refer to your letter No. S/1000/2023  
(Party/Lead)

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

Establishment and Administration Department  
The Secretary to Government of Khayba Pkthunkhwa

To  
No. 5 (Admin - M) ESSD / 8-2/  
Appointment - Rule / 2023  
Reference Dated: 13th August 2023

Annexure - F



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

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

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

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

Yours faithfully,  
  
Section Officer (Policy)

Encls. Of even No & date

Copy forwarded to the:-

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

ATTESTED

WORLDWIDE ATTESTATION SERVICE

22

- B/C -

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

To

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

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

Dear Sir,

I am directed to refer to your letter No. SO(Primary-M)/E&SED/2-2/Appointment-  
Rule/2023 dated 03.08.2023 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)

End of even No & date

Copy forwarded to the:-

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

Section Officer (Policy)

~~ATTESTED~~



23

Annexure - G

To,

- 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

**Subject: REPRESENTATION AGAINST THE IMPUGNED NOTIFICATION BEARING NO. SO (POLICY) E&AD/1-3/2020, 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 06/05/23, 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. SO (Policy) /E&AD/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 1-2020 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 and against the fundamental principles of natural justice.

Dated 28/09/2024



FAZAL KARIM  
SON OF  
RAHMAN GUL  
SPST

ATTESTED

WP4412-2021 AZIZULHAN VA GOVT CP POLA

Handwritten signature and date 03/11/20

Main body of handwritten text in Malayalam script, appearing to be a formal declaration or affidavit.

Handwritten signature at the bottom of the main text block.

Annexure - H

APTA House  
Govt Primary School Near  
Gubbior Fishery City

Kyber Pakhtunkhwa  
aid

Asst. Union Khwa  
President  
0332, 01444  
0332, 01444  
0332, 01444

07.05.2024



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

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

*[Handwritten signature]*

Date of Presentation of Application 10-5-24  
 Number of 1  
 Copies 1  
 Fees 17  
 Name of 13-6-23  
 Date of 17-5-24  
 Date of Receipt of Copy 17-5-24



**ATTESTED**

**ATTESTED**

26

# VAKALAT NAMA

## BEFORE THE SERVICE TRIBUNAL PESHAWAR

FAZAL KARIM  
Versus

Appellant

Government of KP & others

Respondents

I (the Appellant)

do hereby appoint and retain

MUHAMMAD MUAZZAM BUTT ASC, MUHAMMAD ADEEL BUTT AHC  
BASSAM AHMAD SIDDIQUI 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 ratify all acts done by the aforesaid Advocate in pursuance of this Authority.



APPELLANT

ACCEPTED

  
MUHAMMAD MUAZZAM BUTT  
Advocate Supreme Court

  
MUHAMMAD ADEEL BUTT  
Advocate High Court

  
BASSAM AHMAD SIDDIQUI  
Advocate High Court