


FORM OF ORDER SHEET

Court of _____

Appeal No. 1823/2024

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>By order of the Chairman  REGISTRAR</p>

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA

ABDUR RAUF KHAN

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 1823 /2024

Abdur Rauf Khan Son of Muhammad Gul, PSHT (BPS-15)
GPS Khan, Tehsil Batkhela & District Malakand

.....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 Primary School Head 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 the 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) /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. 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 forego promotion and it is obligatory upon every civil servant to accept promotion under every condition. Copy of Impugned Letter dated June 06th, 2023 is attached as Annexure C
7. That thereafter the meeting was also held in the office of Additional Secretary Establishment on 06-07-2023 in which it was decided to examine the case properly and submit a self-contained/ consolidated case for onward submission to the Establishment Department for further necessary action. Copy of Minutes of Meeting dated 06-07-2023 is attached as Annexure D
8. That the Respondent No.3 i.e. Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa also wrote a letter to the office of Establishment & Administrative Department vide No SO(Primary-M) E&SED/2-2/Appointment Rule/2023 dated 23-08-2023 to reconsider the amendment made in Khyber

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

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

GROUNDS:-

- a. That as per various judgments it is established and settled principle that executive notifications cannot be given retrospective effect. A valid Notification which confers rights is always applicable with prospective effect. If an amendment notification that adversely affects the interests of the employee or causes disadvantage to the employee is not tenable in the eyes of law. Impugned notification 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 order of the appellant wherein, availing of promotion is compulsory. It is submitted that employees in the past, have foregone their promotion and their posting. It is submitted that when domestic and other reasons do not permit the employees/appellant to avail the promotion order, 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 debarred from availing the facility of promotion during their entire service. Hence, the employees himself/herself forebear agonies of foregoing their promotion as a result, junior to the appellant according to the order of seniority 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 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 to an employee 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 should 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 hutter 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.

[Signature]
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

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA

C.M No _____-P of 2024

In Ref to

Service Appeal No _____ 2024

**ABDUR RAUF KHAN
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.

Abdur Rauf Khan
Appellant

Through

Muhammad Muazzam Butt
Muhammad Muazzam Butt
Advocate Supreme Court

Adeel Butt
Muhammad Adeel Butt
Advocate High Court

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.

Abdur Rauf Khan
Deponent

A P P O I N T M E N T

Consequent upon their selection by the Departmental Selection Committee, the Distt. Edu. Officer (Male) Distt. MALAKAND at Bat Khela has been pleased to appoint the following trained PTC candidates on Union Council Wise and Batch Wise Merit Basis at the schools noted against each in SPS-7 (No. 1680 01-2695) plus usual allowances as admissible under the rules with immediate effect subject to the existing Terms & Conditions according to the recruitment policy of the Govt. of NWFP.

75% UNION COUNCIL WISE/BATCH WISE MERIT

<u>S/No</u>	<u>Name/Father's Name with address</u>	<u>R/No</u>	<u>Merit No</u>	<u>Score</u>	<u>School where Posted</u>	<u>Remarks</u>
<u>MUNICIPAL COMMITTEE, BAT KHELA</u>						
1.	Muhammad Riaz S/O Fagir Muhammad, Bat Khela	22	01	25.30	GPS: Khathi-Mohallah	N.C.P
<u>M/S. THANA BANDAJAT</u>						
2.	Muhammad Ishaq S/O Muhammad Islem, Mal	75	01	10.70	GPS: Bakhta	Vacant post
<u>M/S. KHAR</u>						
3.	Abdur Rauf S/O Muhammad Gul, Khar	31	01	50.30	GPS: No. 2 Khar	N.C.P
<u>M/S. TORAKAN</u>						
4.	Islem Waheed S/O Mian Sherin, Nisar Baba	227	01	50.53	GPS: Paigal-Abad	-do-
<u>M/S. G. R. A.</u>						
5.	Safar Hassan S/O Khampar Khan, Gora	32	01	51.00	GPS: Naranji-Pethan	Vacant post
<u>M/S. BALI</u>						
6.	Noor Muhammad S/O Malik No. Rahman, Baramanji	12	01	45.31	GPS: Bardara-Payan	-do-
7.	Imdad Khan S/O Badshah Khan, Sher Khana	13	02	40.45	GPS: do	-do-
8.	Imdad Bin S/O Qasim Bin, Sher Khana	14	02	51.37	" Bardara-Bala	-do-
9.	Gohar Ali S/O Alam Zulk, Sher Khana	01	01	40.77	" Bardara-Bala	-do-
10.	Janat Gul, S/O Wali Muhammad, Loya Banda	109	05	31.06	GPS: Mura	-do-
11.	Siraj Ud Din S/O	11	00	32.79	GPS: Gany	-do-

(Continued On Page No. 2)



-1- -3- 1:-7

TERMS AND CONDITIONS

1. They will be governed by such rules and Regulations as may be prescribed by the Govt. from time to time for the Category C the Govt. Servants to which belongs.
2. Their Services will be liable to termination on one month notice from either side. In case of resignation without notice one month Pay will be forfeited in lieu thereof.
3. They should join the post within one month of the issue of this order.
4. Their internal/seniority will be determined in accordance with the Merit of Departmental Selection Committee.
5. Charge Reports should be submitted to all concerned.
6. They shall be probationer for a period of two years.
7. Their original certificate/degrees should be checked and verified from the concerned institutions before handing over charge by the concerned SDEOs.
8. Service Books of the Teachers must be prepared complete in all respect before handing over charge.
9. The declaration of assets should be obtained from them immediately and placed on the record.
10. They are required to produce health & age certificates from the Medical Authorities concerned before taking over charges.
11. Charge should not be given to the over age candidates. His case for age relaxation be sent to the quarter concerned.
12. Efforts for transfer before the completion of tenure will disqualify him/then from the services.
13. No TA/DA is allowed.
14. An undertaking shall be obtained from the Master & Degree holders/PTC Teachers that they will serve the Deptt. for at least five years unless he/they are selected by the Departmental Selection Committee for any post.
15. Complete information in consolidated lists on the prescribed proforma be submitted by the lower offices to the Director Pw: Edu./DEO (Male) Pw: Mkd: at Bat Khela within a week positively.
16. They will not apply for transfer to an other Union Council, before 7 (Seven) years.

(SYED NOMAN BACHA)
DISTT: EDUCATION OFFICER
PRIMARY, HALAKAND ATTA
Dated: 20-04-2018

Encl: Nos: 271 1028 /E.No.1/A.1/Estt:

- Copy for information to:
1. The Director of Pw: Edu., NWFP, Dabgari Garden Pesh.
 2. The SDEO (M) Swat & Sama Ranizai, Mkd: & Dargai
 3. The Agency Accounts Officer, Halakand.
 4. The Head Teachers concerned.
 5. Candidates concerned.
 57. P.S to Secretary of Edu., Govt. of NWFP, Pesh.
 58. Merit File.

ATTESTED

Mukhtar

District Accounts Office Malakand
Monthly Salary Statement (July-2024)



Personal Information of Mr **ABDUR RAUF KHAN** d/w/s of **MOHAMMAD GUL**
 Personnel Number: 00240819 CNIC: 1540213904295 NTN:
 Date of Birth: 15.03.1973 Entry into Govt. Service: 21.04.1999 Length of Service: 25 Years 03 Months 012 Days

Employment Category: Active Temporary
 Designation: PRIMARY SCHOOL HEAD TEACH 80002420-DISTRICT GOVERNMENT KHYBE
 DDO Code: MD6080-DY: D.O (M PRY) BARKHELA
 Payroll Section: 002 GPF Section: 001 Cash Center: 20
 GPF A/C No: EDUMD005065 GPF Interest applied GPF Balance: 856,266.00 (provisional)
 Vendor Number: -
 Pay and Allowances: Pay scale: BPS For - 2022 Pay Scale Type: Civil BPS: 15 Pay Stage: 20

Wage type	Amount	Wage type	Amount
0001 Basic Pay	63,520.00	1001 House Rent Allowance 45%	3,524.00
1210 Convey Allowance 2005	2,856.00	1300 Medical Allowance	1,500.00
1505 Charge Allowance	40.00	1911 Compn Allow 20% (1-15)	1,000.00
2148 15% Adhoc Relief All-2013	766.00	2199 Adhoc Relief Allow 6/10%	515.00
2316 Teaching Allowance 2021	3,224.00	2341 Dispr. Red All-15% 2022KP	6,009.00
2347 Adhoc Rel All 15% 22(PS17)	6,009.00	2378 Adhoc Relief All 2023 35%	21,539.00
2393 Adhoc Relief All 2024 25%	15,880.00	3011 Adj Conveyance Allowance	1,150.00

Deductions - General

Wage type	Amount	Wage type	Amount
3015 GPF Subscription	-4,290.00	3501 Benevolent Fund	-1,200.00
3609 Income Tax	-5,016.00	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: 77,659.95 Recovered till JUL-2024: 5,016.00 Exempted: 19371.28 Recoverable: 53,272.67

Gross Pay (Rs.): 127,532.00 Deductions: (Rs.): -11,241.00 Net Pay: (Rs.): 116,291.00

Payee Name: **ABDUR RAUF KHAN**

Account Number: 746-0

Bank Details: NATIONAL BANK OF PAKISTAN, 231910 Bus Stand Barkhela Malakand Bus Stand Barkhela Malakand, Malakand

Leaves: Opening Balance: Aailed: Earned: Balance:

Permanent Address: VILL AND P.O KKHAR

City: MALAKAND

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: kabdurrauf15@gmail.com

ATTESTED

ATTESTED

4-11-82

(VALIYAH LATIF)
DEPUTY SECRETARY (POLICY)

[Signature]

ATTESTED



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

CHIEF SECRETARY
GOVERNMENT OF THE KHYBER PAKHTUNKHWA

LIST NO & EVEN DATE

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

AMENDMENT

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

Dated Peshawar, the 06/8/2020

NOTIFICATION

GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(REGULATION WING)

Annexure - B

GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(REGULATION WING)

NOTIFICATION

Dated Peshawar the, 06/08/2020

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

AMENDMENT

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

CHIEF SECRETARY
GOVERNMENT OF THE KHYBER PAKHTUNKHWA

(ANDS): & EVEN DATE

Copy is forwarded to:-

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

(WARDAH LATIF
DEPUTY SECRETARY (POLICY)

ATTESTED

Annexure - C



GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
No. SO(Polcy)I&ADN/3/2023
Dated Peshawar the June 06, 2023

62

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

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

Dear Sir,
I was directed to refer to your letter No. SO(Primary-M)1245/UDP-
2/Appointment/2023 dated 16.04.2023 on the subject noted above and to state that Sub-Rule
(3) of Rule-7 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer)
Rules, 1989 stands deleted vide this departmental notification dated 06.08.2020; thus, no
provision exists to decline or forgo promotion.

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

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

Yours faithfully,

(Issa Dildayomud Khan)
Secretary (Polcy)

ASSE
7/6

Recd. Of even No & date

Copy forwarded to:-

- 1. PS, Special Secretary (Recd) Establishment Department.
- 2. PA to Additional Secretary (Rec-1), Establishment Department.
- 3. PS to Deputy Secretary (Polcy), Establishment Department.

SE/...

7.1.6 23

Section Officer (Polcy)

ATTESTED

12



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
CIVIL SECRETARIAT PESHAWAR
(Phone No. 091-0223587)

No. 60 (Primary-M/E&SED/2-6/2023)
Dated Peshawar, the June 26th, 2023

To

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

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

[Handwritten signature]
26/6/23

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

I am directed to refer to the subject noted above and to enclose herewith a letter of Establishment Department letter No. SO (Policy)E&AD/1-3/2020 dated 08 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 deputise a representative of your respective Department to attend the meeting on a date, time & venue as mentioned above, please.

Encl: AA

[Handwritten initials]

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

Copy forwarded to the:

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

[Handwritten initials]

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

[Handwritten signature]
ATTESTED

13
B/c
No SO (Primary-M)/E&SED/Z-6/2023
Dated Peshawar the June 25th 2023

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

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

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

I am directed to refer to the subject noted above and to enclose here with a letter of
Establishment 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

(MUHAMMAD ISHAQ)
SECTION OFFICER (PRIMARY MALE)

Copy forwarded to the:

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

SECTION OFFICER (PRIMARY MALE)

WP4447-2023 AZIZULLAH VS GOVT CP PG43

ATTESTED

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 06-07-2023 at 11:00 AM under the Chairmanship of Additional Secretary Establishment in his office. The following attended the meeting.


Annexure
D


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

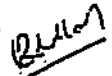
2. The meeting started with recitation from the Holy Quran. The chair welcomed the participants. The Deputy Director (Establishment) of Directorate of Elementary & Secondary Education briefed the forum regarding agenda item in detail.

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

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


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


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


(Mr. Razaqat Ullah)
General Secretary APTA
Peshawar


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

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

~~ATTESTED~~

15

- B/C -

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

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

S/N	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

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

- B/C -

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION, KPK

PESHAWAR
(21-7-2023)

To: Section Officer (Primary Male)
Elementary & Secondary Education Department
KPK, Peshawar.

Subject: Minutes of Meeting

Dear Sir, I am directed to refer to letter No. (SO Primary-M) E&SED/S-1/G/184/ Minutes of meeting/PST/2023 dated 10-7-2023 on subject cited above and to present brief history about background of case as under:

- That Government of KP Establishment department (Regulation Wing) deleted rule 7(S) in Civil Servants (Appointment, promotion, Transfer Rule 1971) vide notification No. No. SOP-VI (E&AD) 1-3/2020 dated 06-08-2020.
- That this office sought guidance from your good office in the following words vide letter No. 5987 dated 06-07-2023.
 - (i) Now it is obligatory upon civil servant to accept promotion.
 - (ii) It is prerogative of civil servant to either accept/turn down the offer of promotion.
- That your good office forwarded the same to quarters concerned vide letter No. So (Primary-M) E&SED/2-2/Appointment-2023 for necessary guidance.

- That the government of KP-ED (Regulation Wing) vide letter No. SO (Policy) E&AD/1-3/2020 dated 6-06-2023 categorically stated that there exists no provision to decline/forgo promotion. It is obligatory upon every civil servant to accept promotion under every condition.
- That in light of the minutes of the meeting dated 6-07-2023 held under the Chairmanship of Hon. Additional Secretary Establishment at his office. This office has been asked for submission of consolidated case.

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

The case is submitted for perusal and necessary actions please.

- Copy of the above to:
1. PA to Director Local Directorate
 2. Master Copy

Asst. Director
Elementary & Secondary Education
Khyber Pakhtunkhwa.

ATTESTED



To: **The Section Officer (Primary-Male),
 Elementary & Secondary Education Department,
 Khyber Pakhtunkhwa Peshawar.**

Subject: **MINUTES OF THE MEETING**
 Dear Sir,

I am directed to refer to the letter No.SO(Primary-M)E&SED/3-11/GA/MS/Min/10 of the Meeting/PS/7/2023 dated 10-07-2023 on the subject cited above and to present brief history about the background of the case as under:

- That Government of Khyber Pakhtunkhwa Establishment Department (Regulation Wing) dated Rule 7(3) in the Civil Servants (Appointment, promotion & Transfer Rules) 1987 vide notification No. No. SOB-P/ (E&AD)/1-1/2020 dated 06-08-2020.
- That this office sought guidance from your good office in the following words vide letter No.6987 dated 06-07-2023.
 - Now it is obligatory upon the civil servant to accept promotion in every condition.
 - It is the prerogative of the civil servant to either accept or turn down the offer of promotion.
- That your good office forwarded the same to the quarter concerned vide letter No.SO (Primary-M) E&SED/3-1/Appointment/2023 for necessary guidance.
- That the Government of Khyber Pakhtunkhwa Establishment Department (Regulation Wing) vide letter No.SO (Policy) E&AD/1-1/2020 dated 6-06-2023 categorically stated that there exists no provision to decline or forgo promotion. It is obligatory upon every civil servant to accept promotion under every condition.
- The same was received by this office from your good office vide letter No.SO (Primary-M) E&SED/3-1/Appointment/2023 dated 12-06-2023.
- That, in the light of the minutes of meeting dated 6-07-2023 held under the Chairmanship of Hon. Additional Secretary Establishment at his office this office, has been asked for submission of consolidated case.

In view of the above, this office is of considered opinion that the deletion of Rules 7(3) have affected negatively a huge numbers of Female Teachers. This it is proposed that Teachers below D/S-16 may be exempted of implications of the amendments in the rules ibid provided they submit their written refusal prior to conduction of the meeting of Departmental Promotion Committee.

The case is submitted for perusal and necessary actions please.

(Signature)
 Assistant Director (Estab A-1)
 Elementary & Secondary Education
 Khyber Pakhtunkhwa

Enclt: No. _____
 Copy of the above to:-

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

Assistant Director (Estab A-1)
 Elementary & Secondary Education
 Khyber Pakhtunkhwa

ATTESTED

ATTACHED

WPA447-2023 AZIZULLAH VS GOVT CP P041

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SECTION OFFICER (PRIMARY MALE)
28/8/23

1. Director EASE Khyber Pakhtunkhwa,
2. PS to Secretary, EASE Department Khyber Pakhtunkhwa.

Copy forwarded to the:

SECTION OFFICER (PRIMARY MALE)
SAUHAJABU (SHAH)

extent of (s) teacher in primary schools.

3. In view of the above, the said amendment may be reconsidered to the extent that there are negative effects on service delivery.

2. In this connection it is submitted that in some cases lady teacher of primary level who 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.

1. I am directed to refer to your letter No. SO(Policy)/EAD/1-3/2020 dated 06 June 2023 and to state that after deletion of rule 7(5) Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer Rules 1985) 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.

SUBJECT: - GUIDANCE REGARDING DELETION OF RULE 7(5) IN THE CIVIL SERVANT (APPOINTMENT, PROMOTION & TRANSFER RULES 1985)

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

Annexure
E

No. SO(Policy-M)EASE/D/2-Appointment-Rule /2023
Peshawar Dated 23rd August, 2023

SECRETARY AND SECONDARY EDUCATION DEPARTMENT
CIVIL SECRETARIAT PESHAWAR
(Phone No.091-8221587)



- B/c -

- 2 -

No. 5 (Primary - M) E & SE / 8-A /
 Appointment - Rule / 2023
 Peshawar Dated 23rd August, 2023.

To

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

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

Dear Sir,

I am directed to refer to your letter No. 50 (Policy) / E & AD
 1-3/2020 dated 8th June 2023 and to state that after
 deletion of Rule 7(S) Khyber Pakhtunkhwa Civil Servant (Appointment,
 Promotion and 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 and Discipline) Rule 2011.

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

Copy forwarded to;

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

(Muhammad Ishaq)
 Section Officer (Primary
 Male)

ATTESTED

Annexure - F



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

20

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)

Endst. Of even No & date

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

DELETED
SO(442-2023) AZIZULLAH VS GOVT OF PK

21

- B/c -

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

To

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

Subject -

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

Dear Sir,

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

Yours faithfully,

Section Officer (Policy)

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

Section officer (Policy)

~~ATTESTED~~

22

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 06/06/23 wherein it has been made mandatory to the employees to avail the promotion, otherwise, disciplinary action shall be taken against the employees. That, as per notification No. 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&AD/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 19/02/2024


ABDUR RAUF KHAN
-SON OF
MUHAMMAD GUL
PSHT



Khyber Pakhtunkhwa

Azizullah Khan
President
0333-6414648
azizullah1073@gmail.com
01 rapinpkh



AFTA House,
Govt. Primary School No.4,
Gulshar Peshawar City.

آل پرائمری ٹیچرز ایسوسی ایشن (اپتا) خیبر پختونخوا

Annexure - H

مہربان: نگرانی و نگرانی کے سلسلے میں
آل پرائمری ٹیچرز ایسوسی ایشن خیبر پختونخوا
کے نام سے

گزارش ہے کہ پورے پختونخوا کے مختلف حصوں میں ایسوسی ایشن کے مختلف شعبوں کی سرگرمیوں کی نگرانی کے لئے ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔

اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔

اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔

اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔

اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔

اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔

اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔ اس کے علاوہ ایک ایسوسی ایشن کی تشکیل دینا ضروری ہے تاکہ اس کے مختلف شعبوں کی سرگرمیوں کی نگرانی کی جاسکے۔

مہربان: نگرانی و نگرانی کے سلسلے میں
آل پرائمری ٹیچرز ایسوسی ایشن خیبر پختونخوا
کے نام سے
20/7/23

ATTESTED

07.05.2024

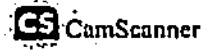


1. Learned counsel for the appellant present.
2. Let a pre-admission notice be issued to the respondents through TCS for submission of reply/comments. Appellant is directed to deposit TCS expenses within three days. To come up for reply/comments as well as preliminary hearing on 10.06.2024 before S.D. JP 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 (S)

[Handwritten signature]

Date of Presentation of Application 10.05.24
 Number of 1
 Copy to 1
 Urgan 1
 Fee 1
 Name of 13-1-23
 Date of 12-6-23
 Date of 12-6-23



ATTESTED

VAKALAT NAMA

BEFORE THE SERVICE TRIBUNAL PESHAWAR

ABDUR RAUF KHAN
Versus

Appellant

Government of KP & others

Respondents

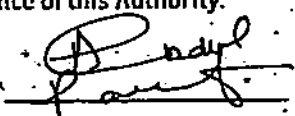
I (the Appellant)

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.

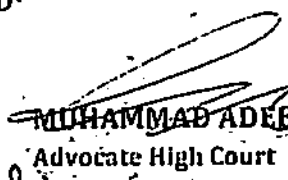


APPELLANT

ACCEPTED



MUHAMMAD MUAZZAM BUTT
Advocate Supreme Court



MUHAMMAD ADEEL BUTT
Advocate High Court



BASSAM AHMAD SIDDIQUI
Advocate High Court