


FORM OF ORDER SHEET

Court of _____

12(2) CPC Petition No. 1075/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	19/09/2024	<p>The Petition U/S 12(2) CPC in service appeal no. 15295/2020 submitted today by Secretary E&SE & others. It is fixed for hearing before Division Bench at Peshawar on - 30.09.2024. Original file be requisitioned. Parcha Peshi given to the representative of petitioner.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

BEFORE THE HON'BLE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

12(2) Petition No. 1075/2024

In

Appeal No. 15295/2020 Service

1. Government of Khyber Pakhtunkhwa through Secretary E&SE Department Peshawar.
2. Director E&SE Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Male) Peshawar.

Vs

Mr. Atiq Ur Rehman, Naib Qasid (BPS-04)
Govt. Middle School Ganj Mandi, Peshawar.

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District Education Officer,
(Male) Peshawar

①

BEFORE THE HON'BLE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR

12(2) Petition No. 1075 /2024

In

Appeal No. 15295/2020 Service

1. Government of Khyber Pakhtunkhwa through Secretary E&SE Department Peshawar.
2. Director E&SE Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Male) Peshawar.

Vs

Mr. Atiq Ur Rehman, Naib Qasid (BPS-04)
Govt. Middle School Ganj Mandi, Peshawar.

Application under 12 (2) Civil Procedure Code.

Respectfully Sheweth:-

The applicants submit as under:-

1. That the above cited Service appeal was pending adjudication before the worthy Service Tribunal. This worthy Service Tribunal decided the same on 03-07-2024.
2. That Mr. Atiq Ur Rehman/respondent had filed the above cited Service Appeal with Prayer:

That on acceptance of this appeal the respondents may kindly be directed to observe/follow 40% promotion quota reserved for Class-IV employees and the respondents may further please be directed to consider the appellant for promotion to the post of Junior Clerk (BPS-11) in light of the 40% quota. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

3. That vide judgment/order dated 03-07-2024, this worthy Tribunal passed directions to the Respondent Department/ present applicants as following:

Prayer of the appellant in this appeal is that the respondents were not observing 40% promotion quota to the post of Junior Clerk. During the course of arguments, learned counsel for the appellant further pointed out that the seniority list produced by the Department, there is doubling in the name of Ali Ahmad son of Nasir Ahmad which appears both at Serial and seniorit No. 114 and 115, Similarly, like the persons at serial No. 308 and 309 were appointed on 28-04-2022 but how their names were entered in between the people appointed in the year 1997, is also pointing towards the fact that list were not properly prepared. Therefore, learned counsel for the appellant says that the appellant would be satisfied if the matter is sent to the department with direction to them that they should prepare the seniority list and also thereafter observe 40% quota as provided under the rules, Disposed of accordingly. Consign.

(Copies of Service Appeal, reply & Judgment/order dated 03-07-2024 are attached as Annex-A,B & C)

4. That the appellants file application under 12(2) Civil Procedure Code before this worthy Tribunal on the following grounds:

(2)

- (a) Forty percent by promotion, on the basis of Seniority-cum-fitness, from amongst Daftaris, Gestetner Operators, Qasids and Naib Qasids including holders of other equivalent posts in the Secretariat with two years service as such, who have passed F.A/F.Sc Examination or its equivalent qualification from a recognized Board.

Moreover, the aforesaid 40 % Promotion Policy is for the employees who are posted in Secretariat while appellant/present respondent is the employee of attached office i.e. District Education Officer (Male) Peshawar.

(Copy of Notification No.SOE.IV(E&AD)1-35/2014 Dated 18-07-2019 is attached as Annex-B)

It is further submitted that on the employees of Attached Department i.e. District Education Officer (Male) Peshawar, the Notification No.SO(PE)/4-10/SSRC/Ministerial staff/2023 dated 28-01-2013 is applicable which says:

- (a) Thirty three percent by promotion, on the basis of Seniority-cum-fitness from amongst the Daftaries, G/Operators, Qasids and Naib Qasid including other equivalent posts in the attached department/offices/institutions with at least two years service as such and having qualification mentioned in column No.3. (having at least Second Division in Secondary School Certificate or equivalent qualifications from a recognized board and a speed of twenty five words per minute in typing).

(Copy of Notification No.SO(PE)/4-10/SSRC/Ministerial staff/2023 dated 28-01-2013 is attached as Annex-C)

- B. That the appellant/present respondent has committed mis-representation before this worthy Service Tribunal by seeking promotion under 40% policy which is not applicable on the appellant/present respondent being employee of the attached department/office.
- C. That if 40% Promotion Policy as ordered in result of mis-representation in the judgment/order dated 03-072024 passed by this worthy Service Tribunal in the above subject Service Appeal, not replaced by 33% Promotion Policy, it will open a pendor box for the respondent department/present applicants.
- D. That there is no legal bar to replace 40 % Promotion Policy by 33% Promotion Policy in the judgment/order dated 03-072024 rather it would be in the best interest of justice, law, rules and policy.

It is therefore, humbly prayed before this worthy Tribunal that on acceptance of this application under 12(2) CPC, the word 40 % Promotion Policy be replaced by 33% Promotion policy.

District Education Officer
(Male) Peshawar

Secretary

E&SE Department
Khyber Pakhtunkhwa

SAMINA ALTAF
DIRECTOR

AUTHORIZED OFFICER

ABDUS SAMAD
DEPUTY DIRECTOR
E&SE Department Khyber
Pakhtunkhwa, Peshawar.

Annex A (3)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

APPEAL NO. 15295 /2020



Mr. ATIQ UR REHMAN, Naib Qasid (BPS-04),
Govt. Middle School Ganj Mandi, Peshawar.

..... APPELLANT

VERSUS

- 1- Government of Khyber Pakhtunkhwa, Secretary, (E&SE) Department, Civil Secretariat, Peshawar.
- 2- The Director (E&SE) Department, Firdous GT Road, Peshawar.
- 3- The District Education Officer (Male), Peshawar.

..... RESPONDENTS

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE INACTION OF THE RESPONDENTS BY NOT PROMOTING THE APPELLANT TO THE POST OF JUNIOR CLERK IN LIGHT OF 40% PROMOTION QUOTA RESERVED FOR CLASS-IV EMPLOYEES AND AGAINST NOT TAKING ANY ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY (90) DAYS

PRAYER:

That on acceptance of this appeal the respondents may kindly be directed to observe/follow 40% promotion quota reserved for Class-IV employees and the respondents may further please be directed to consider the appellant for promotion to the post of Junior Clerk (BPS-11) in light of the 40% quota. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHWETH:

ON FACTS:

1. That appellant is the employee of the respondent Department and is appointed as Naib Qasid (BPS-01) now (BPS-04) vide order dated 27-01-1998 with the terms & condition mentioned therein in the appointment order and since from the date of appointment the appellant the appellant is working quite efficiently, whole heartedly and upto the entire satisfaction of his high ups. Copy of appointment order is attached as annexure A.

ATTESTED

Khyber Pakhtunkhwa
Service Tribunal
Peshawar

- 2. That appellant along with the performance of his official duties also improved his education qualification by acquiring BA Degree from Abdul Wali Khan University Mardan & presently MA (Islamiyat) Degree is in progress by passing Previous from Bacha Khan University Charsadda. Copy of Educational Testimonials are attached as annexure B.
- 3. That seniority list for the post of Class-IV was issued from time to time by the respondent and according to the seniority list issued in 2018 the appellant was placed at serial no. 54 and after issuance of the revised & corrected seniority list the appellant is placed at serial no. 43 of the seniority list. Copy of the seniority list is attached as annexure..... C.
- 4. That the government has issued various notification for promotion of Class-IV employee wherein 33% quota has been reserved for promotion Class-IV employee to the post of Junior Clerks vide notification dated 13-03-1997 including a notification dated 02-08-2017 wherein amendment has been made regarding qualification. Copy of the notification dated 13-03-1997 & 02-08-2017 is attached as annexure D & E.
- 5. That recently the Government of Khyber Pakhtunkhwa issued amendments in the above notification wherein the promotion quota of 33% reserved for Class-IV employees has been increased a quota of 40% has been allocated for the promotion of Class-IV employees to the post Junior Clerk (BPS-11) by enhancing qualification from SSC to HSSC vide notification dated 18-07-2019. Copy of the notification dated 18-07-2019 is attached as annexure F.
- 6. That there is a total 137 sanctioned posts of junior clerk (BPS-11) with the respondent department, in response to the said sanction the appellant filed Departmental Appeal dated 07-08-2020 for his promotion to the post of Junior Clerk (BPS-11) being eligible in all respect and having 22 years of service but till date no response has been received so far. Copy of Sanction Post & Departmental Appeal is attached as annexure G & H.

ATTESTED
 [Signature]
 Director, Peshawar
 Peshawar

That appellant feeling highly aggrieved and having no other remedy but to file the instant appeal on the following grounds amongst the others.

REASONS/ GROUNDS:

(5)

- A- That the inaction of the respondents by not adhering/observing 40% promotion quota and not considering the appellant for promotion to the post of Junior Clerk (BPS-11) having all the requisites is against the law, facts and norms of natural justice hence not tenable.
- B- That appellant has not been treated by the respondent Department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That all the requisites required for promotion to the post of Junior Clerk (BPS-11) is available with the appellant but even then the respondent is not promoting the appellant to the post of Junior Clerk (BPS-11).
- D- That the appellant has a qualification of MA (Islamiyat) from a reputed and recognized university with 22 years of service experience since from the date of appointment and accordingly to the notification the appellant is fully entitle for promotion to the post of Junior Clerk (BPS-11).
- E- That act of the respondents by not promoting the appellant to the post of Junior Clerk is against the prevailing Law & Rules.
- F- That the respondent Department has a total 137 sanction posts of Junior Clerk (BPS-11) and the appellant is placed at serial no. 43 of the seniority list of Class-IV hence the appellant is fully entitle to be promoted to the post of Junior Clerk.
- G- That, the respondent Department acted in arbitrary and malafide manner while not promoting the appellant to the post of Junior Clerk (BPS-11).
- H- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that appeal of the appellant may be accepted as prayed for.

Dated: 09.12.2020

ATTESTED
 KHAN SAJJAD
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar

APPELLANT
THROUGH:
ATIQ UR REHMAN
NOOR MOHAMMAD KHATTAK
MUHAMMAD MAAZ MADNI
 &
MIR ZAMAN SAFI
ADVOCATES

(6)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

APPEAL NO. _____/2019

ATIQ UR REHMAN VS POLICE DEPARTMENT

**APPLICATION FOR RESTRAINING THE
RESPONDENTS FROM MAKING ANY
PROMOTIONS/APPOINTMENTS ON THE
POST OF JUNIOR CLERK (BPS-11) TILL
FINAL DISPOSAL OF THE CASE**

R.SHEWETH:

1. That, the appellant has filed the above titled service appeal before this Honourable court in which no date has so far been fixed.
2. That the appellant has filed the main service appeal for his promotion to the post of Junior Clerk (BPS-11).
3. That, all the three ingredients required for grant of stay are in favour of the appellant.
4. That, any other ground would be taken at the time of arguments with prior permission of this Honourable Court.

It is, therefore, most humbly prayed that on acceptance of this application the respondents may kindly be restrained from making promotions/appointments on the post of Junior Clerk (BPS-11) till final disposal of the instant appeal.

ATTESTED

REGISTRAR
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

APPELLANT


ATIQ UR REHMAN

THROUGH: 

NOOR MOHAMMAD KHATTAK

&

MUHAMMAD MAAZ MADNI

ADVOCATES,
High Court Peshawar

Allq-ur-Rehman.....Petitioner

Vs

Government of Khyber Pakhtunkhwa and others.....Respondents

REPLY ON BEHALF OF RESPONDENTS.

Respectively Sheweth:

The Respondents submit as under:-

PRELIMINARY OBJECTIONS:

1. That the Appellant has got no cause of action /locus standi.
2. That the Appellant has concealed material facts from this Hon'ble Tribunal.
3. That the Appellant is estopped by his own conduct to file the instant appeal before this Hon'ble Tribunal.
4. That the instant Appeal is badly time barred.
5. That the instant Appeal is not maintainable in its present form.
6. That the instant Appeal is bad for mis- joinder and non- joinder of the necessary and proper parties.
7. That the Appellant has not come with clean hands to this Hon'ble Tribunal.
8. That the instant Appeal is barred by law.

ON FACTS.

1. That Para No.1 pertains to record.
2. That Para No.2 also pertains to record.
3. That in reply to Para No.3, it is submitted that the appellant is at S. No.55 in the Seniority List of class-iv employees and will be promoted on his own turn.
(Copy of seniority list is attached as Annex: A)
4. That in reply to Para No.4, it is submitted that according to the said notification the appellant will be promoted on his own turn.
5. That in reply to Para No.5, it is also submitted that the department is acting according to law and rules and the appellant will be promoted in light of the said quota on his own turn.
6. That in reply to Para No.6, it is submitted that the department fulfilled all the said post according to law and rules and also observed Class-IV quota and promoted Mr. Zahir Hussain Naib Qasid, Mr. Farid Ullah Lab: Attendant and Mr. Ghulam Nabi Dastari to Junior Clerk.
(Copy of Promotion letter of Class-iv to Junior Clerk dated 20-08-2018 is attached as Annex: B)

APPEARED
[Signature]
Counsel for Respondents

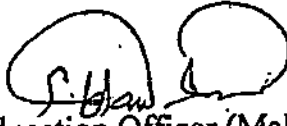
GROUNDS

(8)

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- A. That Ground-A is incorrect and misleading hence denied. That appellant is at S. No. 55 in the Seniority List of Class-IV and after promotion of 54 senior employees, appellant will be promote according to law.
- B. That Ground-B is also incorrect and misleading. The department acting under the law and rules.
- C. That Ground-C is incorrect and misleading. The detail reply has been given in the Para ibid.
- D. That Ground-D pertains to record. However, detail reply has been given above.
- E. That Ground-E is incorrect and misleading. The appellant will be promoted on his own turn.
- F. That Ground-F pertains to record. Moreover, the appellant is at S. No. 55 of the Seniority List of Class-IV employee.
- G. That Ground-G is incorrect and misleading. The detail reply has been given in the above Para.
- H. That the Respondent also seek permission to submit other grounds and record at the time of arguments.

It is therefore, very humbly prayed that on acceptance of this reply, the instant appeal may very kindly be dismissed with cost.



District Education Officer (Male),
Peshawar.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

ORDER

5th July, 2024



Kalim Arshad Khan, Chairman: Learned counsel for the appellant present. Mr. Asif Masood Ali Shah, Deputy District Attorney present.

2. Prayer of the appellant in this appeal is that the respondents were not observing 40% promotion quota to the post of Junior Clerk. During the course of arguments, learned counsel for the appellant further pointed out that the seniority list was also not properly prepared as in the seniority list produced by the Department, there is doubling in the name of Ali Ahmad son of Nasir Ahmad which appears both at Serial and seniority No.114 and 115. Similarly, Mr. Khurshid at serial and seniority No.180 and 181 Similarly, like the persons at serial No.308 and 309 were appointed on 28.04.2022 but how their names were entered in between the people appointed in the year 1997, is also pointing towards the fact that list was not properly prepared. Therefore, learned counsel for the appellant says that the appellant would be satisfied if the matter is sent to the department with direction to them that they should prepare the seniority list and also thereafter observe 40% quota as provided under the rules. Disposed of accordingly. Consign.

3. *Pronounced in open Court at Peshawar under our hands and seal of the Tribunal on this 5th day of July, 2024.*

(Rashida Bano)
Member (J)

(Kalim Arshad Khan)
Chairman

ATTESTED
CHAIRMAN
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Mustizon Shah



Annex B

10

GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT
(ESTABLISHMENT WING)

Dated Peshawar, the 18th July, 2019

NOTIFICATION

No. SOE-IV(E&AD)/1-35/2014 In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Establishment and Administration Department, in consultation with the Finance Department, is hereby directs that in this Department's Notification No. SOE-IV(E&AD)/1-35/2012 dated 6th December, 2012, the following amendments shall be made, namely:

AMENDMENTS

In the APPENDIX, for Serial No. 4, the following shall be substituted, namely:

1.	2.	3.	4.	5.
4:	Junior Clerk.	(i) FA/ F.Sc with second division or equivalent qualification from a recognized Board; and (ii) a speed of thirty (30) words per minute in typing.	18 to 30 years.	(a) Forty per cent by promotion, on the basis of seniority-cum-fitness, from amongst Daftaris, Gestetner Operators, Qasids and Naib Qasids including holders of other equivalent posts in the Secretariat with two years service as such, who have passed FA/F.Sc Examination or its equivalent qualification from a recognized Board; and (b) sixty per cent by initial recruitment. <u>Note:</u> For the purpose of promotion, there shall be maintained a common seniority list of Daftaris, Gestetner Operators, Qasids, Naib Qasids etc. with reference to the dates of their acquiring the FA/ F.Sc qualification.

ATTESTED

(11)

(5)

1.	2.	3.	4.	5.
				<p>Provided that-</p> <p>(i) if two or more officials have acquired the FA/F.Sc qualification in the same session, the inter se seniority in the lower post shall be maintained for the purpose of determining seniority in the higher post;</p> <p>(ii) where a senior official does not possess the requisite qualification at the time of filling up a vacancy, the official next junior to him possessing the requisite qualification shall be promoted in preference to the senior official or officials;</p> <p>Provided further that The condition of FA/F.Sc or its equivalent qualification from a recognized Board as laid down at clause (a) shall not apply for a period of four years from the date of commencement of this Notification to the existing matriculate incumbents of the post of Daftaris, Gestetner Operators, Qasids and Naib Qasids including holders of other equivalent posts for promotion to the post of Junior Clerk (BS-11).</p>

W

ATTESTED

CHIEF SECRETARY
KHYBER PAKHTUNKHWA

12

Endst: No. SOE-IV(E&AD)/1-35/2014, dated 18th July, 2019

Copy forwarded for information and necessary action to:

1. All Administrative Secretaries to Government of Khyber Pakhtunkhwa, Civil Secretariat, Khyber Pakhtunkhwa, Peshawar.
2. The Senior Member of Board of Revenue.
3. The Principal Secretary to Governor, Governor's Secretariat, Khyber Pakhtunkhwa.
4. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
5. The Secretary Provincial Assembly, Khyber Pakhtunkhwa.
6. The Secretary, Khyber Pakhtunkhwa Public Service Commission.
7. Deputy Director (IT), Establishment & Administration Department with the request to upload on the official website.
8. PS to Chief Secretary Khyber Pakhtunkhwa.
9. PS to Secretary Establishment Department.
10. PS to Special Secretary (Estt), Establishment Department.
11. PS to Special Secretary (Reg), Establishment Department.
12. PA to Addl. Secretary (Estt/Reg), Establishment Department.
13. PA to Addl. Secretary (HRD Wing) Establishment Department.
14. All the Deputy Secretaries in Establishment Department.
15. All Section Officers, Establishment Department, Khyber Pakhtunkhwa Peshawar.
16. The Manager Government Printing Press for publication in the Extra Ordinary Gazette with the request to provide 50 copies of Gazette.


(HAZRAT JAMAL)
SECTION OFFICER (E-IV)

RECEIVED



Annex e

13

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
Peshawar, dated the 28th January, 2013

NOTIFICATION

No.SO(PE)/4-10/SSRC/Ministerial Staff/2013:- In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989 and in supersession of all rules issued in this behalf to the extent of the Elementary and Secondary Education Department the (E&SE Department) in consultation with the Establishment Department and Finance Department hereby lays down the method of recruitment, qualifications and other conditions specified in Column 3 to 5 of the Appendix to this Notification which shall be applicable to the posts borne on the ministerial establishment in the Elementary and Secondary Education Department specified in Column No.2 of the said Appendix.

APPENDIX

S. NO	NOMENCLATURE	MINIMUM QUALIFICATION AND EXPERIENCE FOR INITIAL APPOINTMENT OR BY TRANSFER	AGE LIMIT	METHOD OF RECRUITMENT (EXISTING)
1	2	3	4	5
1.	Deputy Director (Finance and Accounts) / Deputy Director (Administration) (BPS-18)			By promotion on the basis of seniority cum fitness from amongst the Assistant Directors (Finance and Accounts) & Assistant Directors (Administration) with at least five years service as such.
2.	Assistant Director (Finance and Accounts) / Assistant Director (Administration) (BPS-17)			By promotion on the basis of seniority cum fitness from amongst the Budget and Accounts Officers with at least two years service as such.
3.	Budget and Accounts Officer. (BPS-16)			By promotion on the basis of seniority cum fitness from amongst the Superintendents with at least two years service as such.
4.	Superintendent (BPS-16)			By promotion on the basis of seniority cum fitness amongst the holders of the posts of Assistants and Senior Scale Stenographers with at least five years service as such.
5.	Senior Scale	(i) At least Second Class Bachelor's Degree or equivalent	20 to 30	By promotion on the basis of seniority cum

(i)

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	Stenographers (BPS-16)	<p>qualification from a recognized University;</p> <p>(ii) Speed of Seventy words per minute in shorthand in English and Forty Five words per minute in typing; and</p> <p>(iii) Knowledge of Computer in using MS words and MS Excel.</p>	Years	<p>amongst the Junior Scale Stenographers (BPS-14) with at least five years service as such.</p>
6.	Assistant (BPS-14)	At least Second Class Bachelor's Degree from a recognized University	20 to 30 Years	<p>(a) Seventy five per cent by promotion, on the basis of seniority-cum-fitness from amongst the Senior Clerks with at least five years service as such; and</p> <p>(b) Twenty five per cent by initial recruitment</p>
7.	Junior Scale Stenographers (BPS-14)	<p>(i) Intermediate or equivalent qualifications from a recognized Board;</p> <p>(ii) Speed of Fifty words per minute in shorthand in English and Thirty Five words per minute in typing; and</p> <p>(iii) Knowledge of Computer in using MS words and MS Excel.</p>	18 to 30 Years	By initial recruitment
8.	Senior Clerks (BPS-09)			By promotion on the basis of seniority cum-fitness from amongst the Junior Clerks, Assistant Store Keepers and Laboratory Assistants with at least two years service as such.
9.	Junior Clerk/Assistant Store Keeper/Laboratory Assistant (BPS-07)	<p>(i) For Junior Clerk / Assistant Store Keepers having at least Second Division in Secondary School Certificate or equivalent qualifications from a recognized Board and a speed of twenty five words per-minute in typing;</p> <p>(ii) For Laboratory Assistants having at least Second Division in Secondary School Certificate or equivalent qualifications from a recognized Board with Science.</p>	18 to 30 Years	<p>(a) Thirty Three per cent by promotion, on the basis of seniority-cum-fitness from amongst the Dastaries, G/Operators, Qasids and Naib Qasids including other equivalent posts in the attached department/offices/institutions with at least Two years service as such and having qualification mentioned in column No. 3.</p> <p>(b) Sixty Seven per cent by initial recruitment</p> <p>Note: - For the purpose of promotion, there shall be maintained a joint seniority list of Dastaries, Gestetter Operators, Qasids, Naib Qasids etc including other equivalent posts in the attached department/offices/institutions with reference to the dates of their regular appointment or acquiring Secondary School Certificate whichever is later.</p>

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10.	Driver (BPS-04)	Having valid Driving License and preferably Literate.	18 to 32 Years	By Initial recruitment
11.	Nail Qasid /Chowkidar/ Behshti/Cook/Bearer/ Shop Attendant/ Laboratory Attendant etc	Preferably Literate	18 to 30 Years	By Initial recruitment

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Endst : of even No & date:

1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar.
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Director, Elementary and Secondary Education Department, Khyber Pakhtunkhwa Peshawar.
7. The Director of Education (FATA) Peshawar.
8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
14. All District Account Officer in Khyber Pakhtunkhwa.
15. All Agency Education Officer in FATA.
16. All Agency Account Officer in FATA.
17. PS to Governor Khyber Pakhtunkhwa, Peshawar.
18. PS to Chief Minister Khyber Pakhtunkhwa, Peshawar.
19. PS to Chief Secretary Khyber Pakhtunkhwa, Peshawar.

(3)

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- 20. PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
- 21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.
- 22. Master file


SECTION OFFICER (Primary)

17

BEFORE THE HONBLE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA, PESHAWAR

Appeal No. 15295/2020 Service

1. Government of Khyber Pakhtunkhwa through Secretary E&SE Department Peshawar.
2. Director E&SE Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Male) Peshawar.

Vs

Mr. Atiq Ur Rehman, Naib Qasid (BPS-04)
Govt. Middle School Ganj Mandi, Peshawar.

Affidavit

I, Irfan Ali, DEO (Male) Peshawar do hereby solemnly affirm and declare on oath that the contents of the 12(2) application on behalf of respondents is correct to the best of my knowledge and nothing has been concealed from this Hon,ble court.



DEPONENT

District Education Officer
(Male) Peshawar

Identify by