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Service Appeal No.763/2019 titled "Javed Khan Vs. Government of Khyber
Pakhtunkhwa"

ORDER
18th July, 2024

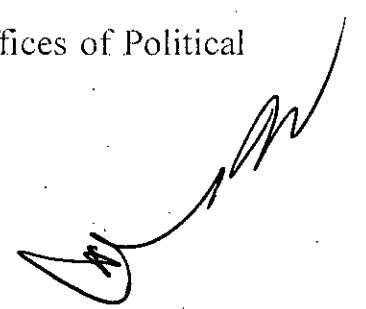
Kalim Arshad Khan, Chairman: Learned counsel for the appellant and Mr. Muhammad Jan, District Attorney for official respondents present. Private respondent present through counsel.

2. Appellant's case in brief is that he was serving as Naib Tehsildar in the respondent department; that in the seniority list issued in the year 2000, he was senior to the private respondents as the appellant was at serial No.17 while the private respondent No.4 was at serial No.34; that likewise, the date of entry into service of the appellant was 20.05.1985 while that of respondent No.4 was 09.02.1988; that vide impugned order issued on 26.03.2019, the private respondent No.4 was promoted to the post of Naib Tehsildar (BPS-14) on regular basis while the appellant was not allowed such promotion; that feeling aggrieved, he filed departmental appeal, but the same was not responded, hence, the instant service appeal.

3. Arguments heard. Record perused.

4. Service Rules of the Department, issued vide Notification dated 23.01.2015, show that for filling the post of Naib Tehsildar (BPS-14), 10% quota was reserved for the Junior Clerks as Political Muharrirs of the offices of Political Agents with at least ten years service.

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5. The above provision of the rules has provided ten percent promotion quota for those junior clerks who had 10 years experience as Political Muharrirs in the office of Political Agent. Admittedly, the appellant did not have any such experience, rather he stated at the bar that he had two years experience at his credit. Therefore, the appeal has no merits and is dismissed with costs. Consign.

6. *Pronounced in open Court at Peshawar given under our hands and seal of the Tribunal on this 18th day of July, 2024.*



(Rashida Bano)
Member (J)



(Kalim Arshad Khan)
Chairman

Mutazem Shah

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