

Service Appeal No.7769/2021 titled "Behreen Bibi versus Government of Khyber
Pakhtunkhwa"

ORDER

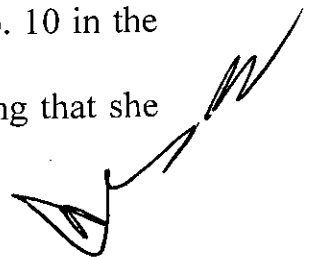
4th Oct. 2024

Kalim Arshad Khan, Chairman: Learned counsel for the appellant present. Mr. Naseer Ud Din Shah, Assistant Advocate General for the respondents present.

2. Appellant's case in brief, as per averments of appeal, is that she was appointed as Junior Clerk (BPS-07) and was later on promoted to the post of Assistant (BPS-16) on 06.10.2017 and was placed in the joint seniority list of Assistants/Senior Scale Stenographers; that a tentative seniority list was circulated on 05.01.2021 wherein the appellant was placed at Serial No.9 instead of her alleged actual place at Serial No.3; that she challenged the tentative seniority list dated 25.01.2021, however, before responding to the objection over tentative seniority list, a final seniority list was issued by the respondents on 22.02.2021, whereby, she was placed at Serial No.10; that feeling aggrieved of the impugned seniority list, she filed departmental appeal on 30.07.2021, but the same was not responded, hence, the instant service appeal.

3. Arguments heard. Record perused.

4. The appellant, who was promoted to the post of Assistant (BPS-16) on October 6, 2017, following her initial appointment as Junior Clerk (BPS-07), contests her placement in the seniority list. Specifically, she challenges her positioning at Serial No. 10 in the final seniority list issued on February 22, 2021, asserting that she



should be at Serial No. 3. Despite her objection to the tentative seniority list of January 5, 2021, where she was initially placed at Serial No. 9, her concerns were not addressed before issuance of the final list. Having exhausted departmental avenues with an unresponded appeal filed on July 30, 2021, the appellant now seeks redress through this service appeal, seeking correction of her seniority placement.

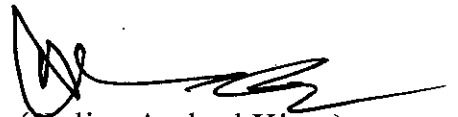
5. Appellant seeks promotion to the post of Superintendent (BPS-17) and admittedly, she has retired from service, therefore, to the extent of seniority, her appeal has rendered fruitless.

6. As regards her consideration for promotion to the next higher scale as Superintendent, no promotion order has specifically been challenged by her, nor any representation has been made. Therefore, the appeal in hand to that extent is misconceived and is dismissed with costs. Consign.

7. *Pronounced in open Court at Peshawar and given under our hands and seal of the Tribunal on this 4th day of October, 2024.*



(Rashida Bano)
Member (J)



(Kalim Arshad Khan)
Chairman