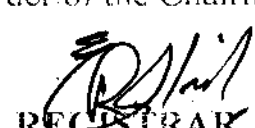


FORM OF ORDER SHEET

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

Appeal No. 1882 /2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	10/10/2024	<p>The appeal of presented today by Mr. Tahir Sajid Advocate. It is fixed for preliminary hearing before touring Single Bench at A.Abad on 28.10.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

S.A # 1882/2024

**BEFORE THE SERVICE TRIBUNAL**  
**KHYBER PAKHTUNKHWA**

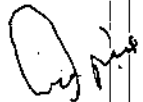
Muhammad Humayoun.....Appellant

Versus

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

**INDEX**

S#	Description of documents	Annexure	Page#
1.	Appeal and verification		1 to 5
2.	Application for suspension		6
3.	Copy of monthly salary account and F.A.O	"A"	7 & 7A
4.	Copy of notification No. SO(Policy)EV AD/1-3/2020	"B"	8 to 9
5.	Copy of impugned letter dated June 6 <sup>th</sup> 2023	"C"	10
6.	Copy of minutes of meeting dated 06.07.2023	"D"	11 to 14
7.	Copy of letter dated 23.08.2023	"E"	15 to 16
8.	Copy of impugned letter dated 07.09.2023	"F"	17 to 20
9.	Copy of representation against the said notification and representation made by APTA President and S.L	"G & H"	21 to 23
10.	Court Fee worth 500/-		24
11.	Wakalat Nama		25

  
ADVOCATE

(1)

**BEFORE THE SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA**

**Service Appeal No. 1882/2024**

Muhammad Humayoun son of Khalil Ur Rehman PSHT  
(BPS-15) at CPS Nawan Shehr Shungli, Circle: Shergarh,  
Manshra Date of Appointment 10.09.1993..... 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 NO. SO(Policy)E&AD/1-  
3/2020 DATED 06.08.2020 COMMUNICATED BY  
RESPONDENT NO. 2 VIDE LETTER DATED  
06.06.2023 WHEREIN IT WAS STATED THAT SUB  
RULES 5 OF RULE 7 KHYBER PAKHTUNKHWA CIVIL  
SERVANT (APPOINTMENT, PROMOTION AND  
TRANSFER) RULES, 1989 STANDS DELETED.**

**PRAYER:**

**ON ACCEPTANCE OF INSTANT SERVICE APPEAL,  
THE IMPUGNED NOTIFICATION NO.  
SO(Policy)E&AD/1-3/2020 DATED 06.08.2020  
COMMUNICATED BY 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 HONORABLE  
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, the Khyber Pakhtunkhwa (Appointment/Promotion/Transfer) Rules, 1989 as well as other sister services of the other provinces and Federation as well, availing of promotion by the employee 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 conditions 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, Promotion Rules, 1989.
- 4) That, Government of KP without following the rules position mentioned in Para 6 above promulgated notification SO(POLICY)E&AD/1-3/2020 dated 06.08.2020 communicated to respondent No. 2 vide letter dated 06.06.2023 wherein, it has been made mandatory to the employee 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. 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 notification number SO(POLICY)E&AD/1-3/2020 dated 06.08.2020.

**(Copy of impugned notification No. SO(POLICY)E&AD/1-3/2020 dated 06.08.2020 is annexed as Annexure "B")**
- 6) That, the Director of Elementary and Secondary Education KPK, 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 06.06.2023 directed the respondent no 3 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 06<sup>th</sup>, 2023 is annexed 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 and 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 Rules, 2023 dated 23.08.2023 to reconsider the amendment made in KPK Civil Servants, Appointment, Promotion and Transfer) Rules, 1989 as it had negatively affected a large number of teachers.

(Copy of letter dated 23.08.2023 is annexed as Annexure "E")

- 9) That, the respondents, vide its letter dated 07.09.2023 directed the Directorate of Elementary & Secondary Education KPK 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 KPK Civil Servants (Efficiency & Discipline) Rules, 2011.

(Copy of impugned letter dated 07.09.2023 is annexed as Annexure "F")

- 10) That, the petitioner feeling aggrieved, filed representation to respondents in person and also approached to respondents through APFA 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 letter dated 06.06.2023 and 07.09.2023 and the deletion of Rule 7(5) in KPK Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the petitioner file 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 notification cannot be

given retrospective effect of valid notification which confer rights is always applicable with prospective effect, however, if an amendment notification that adversely effects the interests of the employees or causes disadvantages 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 employee 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 employee were permanently debarred from availing the facility of promotion during their entire services. Hence, the employees himself 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 set-aside.

D) That, it is further submitted that on account of grant of promotion some employees who are suffering from several 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 his promotion it must be optional for the employee as to whether to avail or forego to benefit. 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 from 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 childrens as well as ailing dependent family members and in these circumstances in the presence of impugned notification dated 06.08.2023. communicated on 06.06.2023 would not be able to serve in the Department and which shall amount to the snatching of bread and butter of the poor employees.

(5)

**Prayer:**

It is, therefore, humbly prayed that on the acceptance of the instant service appeal; the impugned notification bearing No. SO(POLICY)E&AD/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.*

*Hameed*  
Appellant

Through:-

*Ajmal*

Tahir Sajid Advocate  
High Court, District  
Courts, Manshara

**Affidavit**  
I (the appellant) solemnly declare that the contents of foregoing service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honorable Tribunal.

*Hameed*

ATTESTED  
08/10/24

(6)

**BEFORE THE SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA**

C.M No:          -P of 2024-10-08  
in Ref to  
Service Appeal No.          /2024

Muhammad Humayoun.....Appellant

**Versus**

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

**APPLICATION FOR SUSPENSION OF IMPUGNED  
NOTIFICATION BEARING NO. SO(POLICY) E&SD/I-  
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 appellants.
- 3) That, there is likelihood success of the appellant in the lis. And if the notification bearing No. SO(POLICY)E&AD/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 right of the appellant is involved in this case.

In view of the reason, it is humbly requested that the notification bearing No. SO(POLICY)E&AD/1-3/2020 dated 06.08.2020, communicated to respondent No. 2 by respondent No. 1, vide letter dated 06.06.2020 may kindly be suspended till the final disposal of the main appeal in hand.

Appellant

Through -

**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 Honorable Tribunal.

*[Signature]*  
**Tahir Sajid Advocate**  
High Court, District  
Courts, Manshra

**TESTED**  
08/10/24



(7)

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) PRIMARY MANSEHRA

OFFICE ORDER NO.127.  
DATED 19/10/1993.APPOINTMENT.

Consequent upon their selection on merit, the following PTC Trained Candidates are hereby appointed in BPS No.(7) @ Rs.1095-60-1995 plus usual allowances as admissible under the Rules w.e.f. the date of their taking over charge against the Newly Created/Vacant Posts in the Schools given against their names in the interest of Public Service.

S.NO.	NAME & FATHER'S NAME	REIDENCE	PLACE OF POSTING	REMARKS
1	ASHFAQ AHMAD S/O MUHAMMAD HAWAZ KHAN	JABORI	GPS DADAR	A. NEWLY POST
2	ARSHAD NUSSAIN S/O SHEIKH ADDUL QAYUM	JABRI KALISH	GPS PATLANG	A. NEWLY POST
3	ASDUR RASHID S/O ALI GOLAR KHAN	G.H.ULLAH	GPS DOHAR HANOUR	A. NEWLY POST
4	STRAJULLAH S/O MR. ALAM DAD	KARGHARI	MSQ: GAT KHAWA (BG)	A. VAC: POST
5	MACHAL KHAN S/O ANWAR GUL	KKADAL BALA	GPS CHANIYAL	A. VAC: POST
6	MUHAMMAD HANIF S/O MUHAMMAD YOUSAF	BAFFA KHURD	C/S, KOLIKA	A. NEWLY POST
7	NAZ MUHAMMAD S/O AURANG ZEE	GIARACHA	GPS JALGALI	A. VAC: POST
8	MUHAMMAD TARIQ S/O GUL ZAMAN	JANGLAN	GPS TEMBAR KHOLA	A. NEWLY POST
9	SARFARAZ S/O GHULAM HARVAR	JOZE	MSQ: KASS PAZANG (BG)	A. VAC: POST
10	IBRAYATULLAH S/O HANIF ULLAH	ANLOOQ (B. GRAN)	MSQ: MARI GANGWAL (BG)	A. VAC: POST
11	JAVAD S/O ANWAR BEG	THAKOTE	MSQ: BAR HATAI (BG)	A. VAC: POST
12	MUKARRAM SHAK S/O GHULAM HAIDER SHAN	CHILAR (B. GRAN)	MSQ: JAN BAIK (BG)	A. VAC: POST
13	MUHAMMAD ASIF S/O HAFIZ ULLAH	NARAL (G.H.ULLAH)	GPS BAI	A. VAC: POST
14	MUHAMMAD SHAK S/O BABIK SHAN	GAMANDLA M. KHAIL	GPS EINBAL	A. VAC: POST
15	MUHAMMAD ZED S/O MUHAMMAD ZED	REHMAN	GPS GARMALA	A. VAC: POST
16	GHULAM MUSTAFA S/O GHULAM MUHAMMAD DIN	GHANALA	GPS BARTODI	A. VAC: POST
17	MUHAMMAD HANAYUN S/O KHALIL UR REHMAN	BAI BALA	GPS JADU KHAN	A. VAC: POST
18	MUHAMMAD BANARAS S/O HIF ZAMAN	KANSHIAN	GPS SERIAN	A. VAC: POST
19	HASHEEBUR REHMAN S/O NOOR REHMAN	ZEEERLGRHI (NO)	MSQ: JABRI BATILA (BG)	A. VAC: POST
20	MUHAMMAD SALEEM S/O MUHAMMAD MISKEEN	KHANIYAL	GPS DOOR MERA	A. VAC: POST
21	DALANAR KHAN S/O LAL KHAN	KHABAL	MSQ: TAJ ABAD	A. VAC: POST
22	MUHAMMAD IQBAL S/O MUHAMMAD HAROOF	KALWAL	GPS MERA KHERO	A. VAC: POST
23	CAEED UR REHMAN S/O FAZAL-UR-REHMAN	KHAWARI	MSQ: PHOGARA	A. VAC: POST
24	MUHAMMAD RAFIQUE S/O KHALIL-UR-REHMAN	BELA (SABIR SHAN)	GPS HALIMA DAD	A. VAC: POST
25	ZULFIQAR KHAN S/O GUL REHMAN	LUNDI/DHODIAL	GPS CHIRA KOTE	A. VAC: POST
26	MUHAMMAD RASHID S/O FAQEER MUHAMMAD	LASSAN NAHAB	GPS KALASS	A. VAC: POST
27	SALEH-KHEEN S/O MUHAMMAD ZAMAN	SONCH (NARAN)	GPS KUNHAR SHARIF	A. VAC: POST
28	ZAHID KHAN S/O MUNAWAR KHAN	THATHI MERA	GPS DOOR PAEEN	A. VAC: POST
29	SAIN NAHTA S/O KHALIFULLAH	NAKIAN JARED	GPS FAQEER ABAD	A. VAC: POST
30	MUHAMMAD SADIQ S/O NOORANI	PATTA GHESHER	GPS KALISH	A. VAC: POST
31	UMAR FAROOQ S/O AHMAD HAWAZ	MENTAL (DHODIAL)	GPS CHAMB GILGAY	A. VAC: POST
32	ABDUL RAUF GHAN S/O MARDAN SHAK	TANGRI/KANSHIAN	GPS ZEEZARI	A. VAC: POST
33	TANVEER AHMAD S/O MUHAMMAD YOUSAF	JABI HIDER SHAK	MSQ: PRINGAL	A. VAC: POST
34	MUHAMMAD RAFIQUE S/O GUL ZAMAN	KAMAL BAN	GPS SOONIA	A. VAC: POST
35	MUHAMMAD ISLAM S/O MUHAMMAD YOUSAF	BATTAMORI	GPS REEN DARA (BG)	A. VAC: POST
36	GHAZI KHAN S/O MUNAWAR KHAN	HATHI MERA	GPS DOOLA	A. VAC: POST
37	MUHAMMAD ASIF S/O GHULAM JALANI	JABDI	GPS BILYANI	A. VAC: POST
38	MUHAMMAD FIAZ S/O FAZAL-UR-REHMAN	PAIRAN	GPS DARBANI	A. VAC: POST
39	M. KHALID S/O GUL ZAMAN	JABA	GPS GARI (M. KHAIL)	A. VAC: POST
40	IMDAD NUSSAIN S/O FAZAL HUSSAIN	SUNJARA (L/NAHAB)	GPS SULEMANI	A. VAC: POST
41	MUHAMMAD ARSHED S/O SHEER ZAMAN	TOOT NAKA	GPS SACHKA	A. VAC: POST
42	BASHIR AHMAD S/O MUHAMMAD YOUSAF	GULI BAGHI	GPS KAROR	A. VAC: POST
43	ISHTIAQ AHMAD S/O HAKIM KHAN	HASSA	GPS PAKBAN	A. VAC: POST
44	MUHAMMAD SHARIF S/O MUHAMMAD IRFAN	BELA TRANGRI	GPS NORTI BALA	A. VAC: POST

Verified by S. No. 17  
M. Khalid  
M. Khalid

Contd: - P-2

Sl. No.	Name	Qualification	Age	Remarks
1	MANJOUR	B.A.	30	
2	MANJOUR	B.A.	30	
3	MANJOUR	B.A.	30	
4	MANJOUR	B.A.	30	
5	MANJOUR	B.A.	30	
6	MANJOUR	B.A.	30	
7	MANJOUR	B.A.	30	
8	MANJOUR	B.A.	30	
9	MANJOUR	B.A.	30	
10	MANJOUR	B.A.	30	
11	MANJOUR	B.A.	30	
12	MANJOUR	B.A.	30	
13	MANJOUR	B.A.	30	
14	MANJOUR	B.A.	30	
15	MANJOUR	B.A.	30	
16	MANJOUR	B.A.	30	
17	MANJOUR	B.A.	30	
18	MANJOUR	B.A.	30	
19	MANJOUR	B.A.	30	
20	MANJOUR	B.A.	30	

**TERMS & CONDITIONS.**

1. They should submit their charge reports to all concerned.
2. Their appointment is purely on temporary basis and can be terminated at any time without assigning any reason.
3. Their Appointment is subject to the verification of their original Academic and professional Certificates/Documents.
4. Their original Academic and professional Certificates should be checked thoroughly before handing over the charge and should not be handed over charge if their original certificates are not found correct.
5. No one should be handed over charge if he is below 18 Years and above 25 Years.
6. Their pay will not be drawn until they produce health Certificate by the Medical Superintendent District Head quarter Hospital Mansehra.
7. The Candidates who received their Professional Training from the Colleges/Universities other than Government Elementary Colleges in N.W.F.P. will be appointed according to their merit order after the Verification of their Professional Qualification from the concerned issuing Agencies.
8. They will be Governed under prescribed Service Rules framed by the Government of N.W.F.P.

(MAB NAHAZ)  
 DISTRICT EDUCATION OFFICER  
 (MALE) PRIMARY MANSEHRA.

Endst: No. 4960-5020/GB/G-1/Vol-III/93, Dated Mansehra the 19/10/93

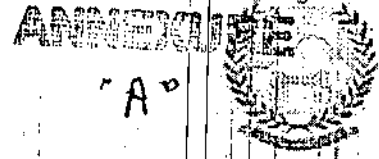
Copy forwarded to the :-

1. Director Primary Education N.W.F.P HAYATABAD Peshawar.
2. District Accounts Officer Mansehra.
- 3-4. Sub-Divisional Education Officer (Male) Mansehra & Battagram.
- 5-59. All the Candidates concerned.
60. Superintendent local office.

District Education Officer  
 (MALE) PRIMARY MANSEHRA.

(7A)

**Dist. Govt. KP-Provincial**  
**District Accounts Office Manshra**  
**Monthly Salary Statement (August-2024)**



Personal Information of Mr MUHAMMAD HAMAYOUN d/w/s of KHALIL UR REHMAN

Personnel Number: 00224377 CNIC: 1350422125205 NTN:  
Date of Birth: 05.01.1970 Entry into Govt. Service: 19.10.1993 Length of Service: 30 Years 10 Months 014 Days

Employment Category: Active Temporary

Designation: PRIMARY SCHOOL HEAD TEACHER 80667882-DISTRICT GOVERNMENT KHYBE

DDO Code: MA6339-Oghi District Mansehra

Payroll Section: 001 GPF Section: 001 Cash Center: 06

GPF A/C No: EDUMA010146 GPF Interest applied GPF Balance: 1,121,038.00 (provisional)

Vendor Number: -

Pay and Allowances: Pay scale: BPS For - 2022 Pay Scale Type: Civil BPS: 15 Pay Stage: 19

Wage type	Amount	Wage type	Amount
0001 Basic Pay	61,540.00	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	1968 Incentive Allowance 20%	1,000.00
2148 15% Adhoc Relief All-2013	735.00	2199 Adhoc Relief Allow @10%	546.00
2316 Teaching Allowance 2021	3,224.00	2341 Dispr. Red All 15% 2022KP	5,809.00
2347 Adhoc Rel Al 15% 22(PS17)	5,810.00	2378 Adhoc Relief All 2023 35%	20,846.00
2393 Adhoc Relief All 2024 25%	15,385.00		0.00

**Deductions - General**

Wage type	Amount	Wage type	Amount
3015 GPF Subscription	-4,290.00	3501 Benevolent Fund	-1,200.00
3609 Income Tax	-4,442.00	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
6505	GPF Loan Principal Instal	200,000.00	-5,600.00	20,800.00

**Deductions - Income Tax**

Payable: 71,067.60 Recovered till AUG-2024: 8,884.00 Exempted: 17766.50 Recoverable: 44,417.10

Gross Pay (Rs.): 122,815.00 Deductions: (Rs.): -16,267.00 Net Pay: (Rs.): 106,548.00

Payee Name: MUHAMMAD HAMAYOUN

Account Number: PLS 9780-9

Bank Details: MCB BANK LIMITED, 240640 Oghi Oghi, MANSEHRA

Leaves: Opening Balance: Aailed: Earned: Balance:

Permanent Address: MANSEHRA

City: MANSEHRA

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: moonhamayoun2016@gmail.com

AMENDMENT

B 8

GOVERNMENT OF  
KHYBER PAKHTUNKHWA  
ESTABLISHMENT DEPARTMENT  
(REGULATION WING)

NOTIFICATION

Dated Peshawar, the 06 / 8 / 2020

In exercise of the powers conferred by section 25 of the  
Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII 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 further amendment shall be made, namely:

AMENDMENT

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

CHIEF SECRETARY  
GOVERNMENT OF THE KHYBER PAKHTUNKHWA

COPY NO & 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.
- The Deputy Director (IT), E&A Department.  
All Section Officers in Establishment & Administration Department with the request to  
The Section Officer (Admin), Administration Department with the request to  
arrange 20 gazette copies.  
The Circulator, Administration Department.

1267  
07/08/2020

(WAJIAH LATIF)  
DEPUTY SECRETARY (POLICY)

Attested  
Office

⑤

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*  
*[Signature]*



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ESTABLISHMENT DEPARTMENT  
No. SO(Policy)R&ADM/1-3/2023  
Dated Peshawar the June 06, 2023

62

AMENDED  
C  
10

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

Subject: GUIDANCE REGARDING DELETION OF RULE 7(3) IN THE  
KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT,  
PROMOTION AND TRANSFER) RULES, 1979.

Dear Sir,  
I am directed in letter to your letter No. SO(Primary-MY)R&ADM/21-  
2/Appointment/2023 dated 10.04.2023 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, 1979 stands deleted vide this department notification dated 06.06.2023 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/position 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,

(Jasbir Singh) (Chief)  
Section Officer (Policy)

AS E  
11-  
76

Handwritten signature

Encls. Of Even No & Date

Copy forwarded to the:

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

Section Officer (Policy)

Handwritten signature

06/06/23  
21.8.23

Attested  
Handwritten signature

ANNEXURE

D  
①

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
CIVIL SECRETARIAT PESHAWAR  
(Phone No.091-9223507)

No. SO (Primary-M)/E&SED/2-6/2023  
Lahor Peshawar Dte. June 25<sup>th</sup>, 2023

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

*[Handwritten Signature]*  
25/6/23

Subject: GUIDANCE REGARDING DELETION OF RULE 7(5) 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

*[Handwritten Signature]*

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

Copy forwarded to the:

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

*[Handwritten Signature]*

*[Handwritten Signature]*  
SECTION OFFICER (PRIMARY MALE)  
25/6/23

A Hestel  
*[Handwritten Signature]*

2

No SO (Primary-M)/E&SED/2-6/2023  
Dated Peshawar the June 25<sup>th</sup> 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(5) IN THE KHYBER  
PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION  
AND TRANSFER) RULES, 1909.

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

(MUHAMMAD ISHAQ)  
SECTION OFFICER (PRIMARY MALE)

Copy forwarded to the:

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

SECTION OFFICER (PRIMARY MALE)

Attest  
J.M.



13

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.


SN	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-Male)  
E&SE Department

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

Attested  




15

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

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 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  
Apt

15  
ANNEXURE

E



ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
CIVIL SECRETARIAT PESHAWAR  
(Phone No.091-8223587)

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

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 08<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.

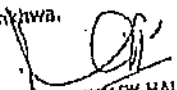
2. In this connection it is submitted that in some cases lady teacher of primary level who avail such promotions have to face serious inconvenience while they have to perform duties in the remotest station with no residential or transport facility. Most of them are married with kids and elder father or 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 ISHAQ)  
SECTION OFFICER (PRIMARY MALE)

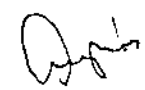
Copy forwarded to the:

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

  
SECTION OFFICER (PRIMARY MALE)  
20/8/23

Scanned with CamScanner

Attested



Handwritten notes at the top left of the page.

1. Director E & SE Khyber Pakhtunkhwa  
2. PS to Secretary, E & SE Khyber Pakhtunkhwa  
Copy forwarded to:  
(Muzammad Ishaq)  
Section Officer (Army)  
(Male)

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

Dear Sir,  
I am directed to refer to your letter No. SO (Army) (Policy) / E & AD / 1-3/2020 dated 04 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.

SUBJECT: Guidance regarding deletion of Rule 7(S) in the Civil Servant (Appointment, Promotion & Transfer Rules 1989).  
The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department, Peshawar.

To  
No. SO (Army-M) E & SE / 1-3/2023  
Appointment - Rule / 2023  
Peshawar Dated 23rd August 2023.  
- b/c -  
16



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

APPROVED

F

(17)

Y. K. R. A. D  
 [Signature]

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,

[Signature]  
 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.

[Signature]

WP-1445-2023 AZIZULLAH VS GOVT OF PK

18

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 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)

Enclst. 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  
[Signature]

-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/122/  
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, etc 1997) 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. 6987 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/turndown 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 any <sup>every</sup> 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 action please.

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

Assistant Director  
Elementary & Secondary Education  
Khyber Pakhtunkhwa.

A Hestey  
D. J. H.

20



No. 8145  
Date: 2-7-2023  
Ministry of Secondary Education, Peshawar  
Phone: 091-9232344  
Email: ead@kpk.gov.pk

The Section Officer (Primary-Sub),  
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-Sub) 655ED/2-17 dated 19-07-2023 on the subject cited above and in  
which a brief history about the background of the case is written.

That Government of Khyber Pakhtunkhwa Establishment Department (Regulation Wing) dated 19-07-2023, in the Civil Servants (Appointment, Promotion & Transfer Rules 1989) No. SO-R/1 (Ex.A/D/1-3/2023) dated 06-08-2023.  
That this office sought guidance from your good office in the following words wide letter No. 6987 dated 06-07-2023.

(i) Now if the office upon the civil servant to accept promotion in every condition, it is the prerogative of the civil servant to either accept or then have the offer of promotion.  
That you good office forwarded the same to the quarter concerned wide letter No. SO (Primary-Sub) 655ED/2-2/17 dated 19-07-2023 for necessary guidance.

That the Government of Khyber Pakhtunkhwa Establishment Department (Regulation Wing) vide letter No. SO (Policy) Ex.A/D/1-3/2023 dated 06-08-2023 categorically stated that there shall be 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 wide letter No. SO (Primary-Sub) 655ED/2-2/17 dated 12-06-2023.  
That, in the light of the minutes of meeting held 6-07-2023 held under the Chairmanship of Hon. Additional Secretary Establishment of this office, has been asked for submission of consolidated case.

In view of the above, this office is of considered opinion that the notion of Rules 7(5) have affected negatively a large number of Female Teachers. Thus it is proposed that Teachers below grade 16 may be exempted of implications of the amendment in the rules laid provided they submit their written refusal prior to conclusion of the meeting of Departmental Promotion Committee.

The cases submitted for perusal and necessary actions please.

Assistant Director (Ex-Sub A-1)  
Elementary & Secondary Education  
Khyber Pakhtunkhwa  
Date: 2/7/2023

Encls: No. \_\_\_\_\_  
Copy of the above is for:  
1. PA to Director Local Directorate.  
2. Master Copy.

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

WP4442-2023 AZZULIAN VS GOVT OF PK43

Ahmed  
20



## بخدمت جناب سیکرٹری تعلیم خیبر پختونخوا

اپیل!

عرض ہے کہ گورنمنٹ آف خیبر پختونخواہ کی جانب سے جو لازمی پرموشن کا حکم نامہ جاری ہوا وہ ایک متنازعہ نوٹیفیکیشن ہے جس سے ہمیں درج ذیل تحفظات ہیں۔

(۱) PSHT پہلے سے سکیل 15 میں ذمہ داریاں سرانجام دے رہے ہیں۔ اپیل دہندہ کی عمر 5 سال ہے اگر وہ سٹی پوسٹ لینا چاہے تو سکیل 15 میں ہی آئیں گے اور سینارٹی متاثر ہو کر بارٹم میں چلے جائیں گے جس کا نقصان یہ ہے کہ وہ SST پوسٹ سے محروم رہ جائیں گے۔

(۲) یہ کہ جبراً GT پوسٹ لینا ہمیں منظور نہیں ہے کیونکہ ایک سال کے اندر اندر زیادہ تر SST، PHST پوسٹ پر پروموٹ ہونے والے ہیں۔

(۳) سابقہ حکومت نے پہلے سے PHST/SPST اور PST کو اپ گریڈ کیا ہے جو کہ 01-07-2023 سے نافذ العمل ہے لیکن مالی کمی کی وجہ سے تاحال تاخیر کا شکار ہیں۔

(۴) یہ کہ سکیل 15 سے سکیل 15 میں جانا کہاں کا پرموشن ہے یہ تو صرف کیڈر تبدیل ہو جاتا ہے اور ہمارا مطالبہ پرموشن اپ گریڈیشن ہے جس میں واضح تبدیلی آجائے گی۔

لہذا ہم استاذہ حکومت خیبر پختونخواہ سے مطالبہ کرتے ہیں کہ مذکورہ نوٹیفیکیشن کو منسوخ کریں اور استاذہ کی بے چینی کو ختم کریں۔ ورنہ ہم عدالت جانے میں حق باجانب ہوں گے۔

3.2  
24

PSHT  
Hamid Khan  
جناب سیکرٹری تعلیم  
خیبر پختونخواہ

کاپی تو!

(۱) جناب سیکرٹری تعلیمات KPK

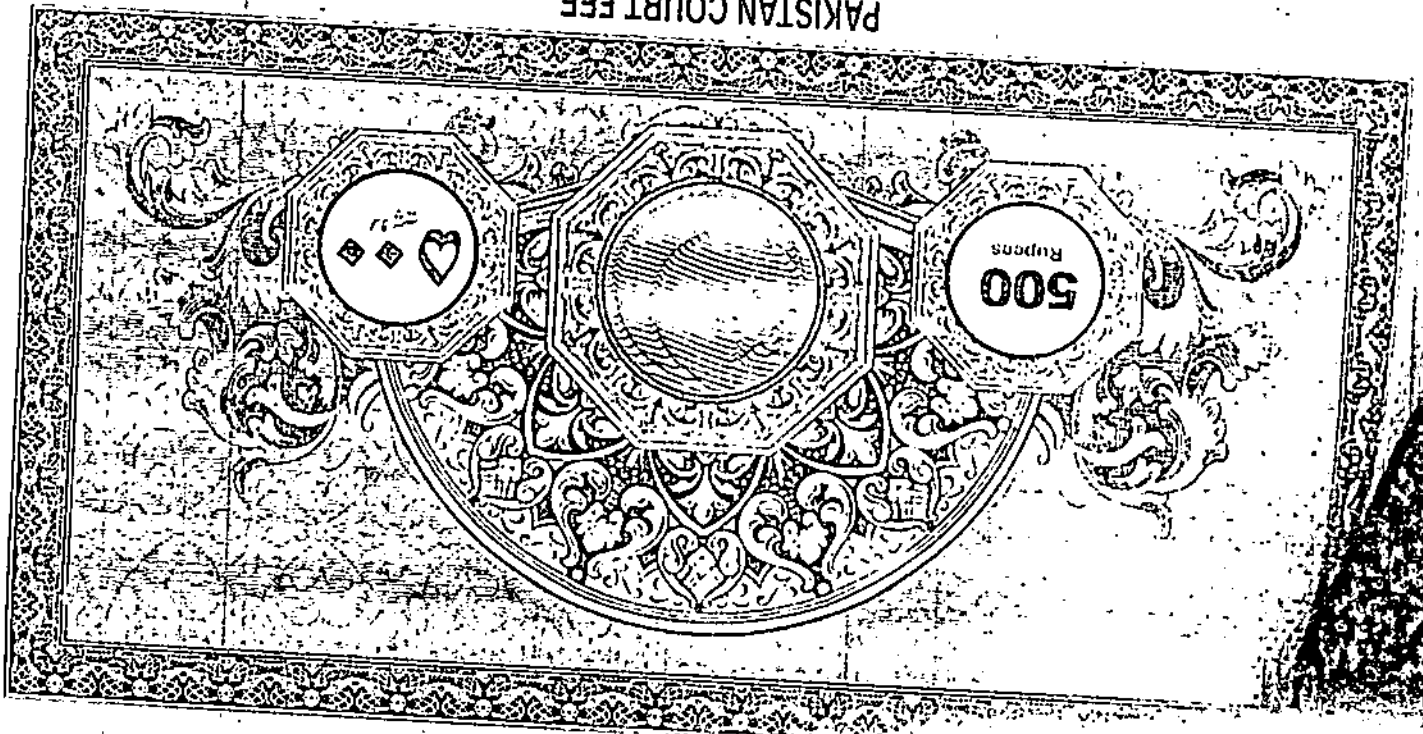
(۲) جناب ڈائریکٹر تعلیمات KPK



268	1432	GPS NOORI	ZAKAR HUSSAIN	RAJA KHAWAS KHAN	15	BA		PTC/CT/B.ED	28/03/1971	28/Feb/15	02/05/1993	02/05/1993	02/05/1993
269	1433	GPS DONGI SERI	MUHAMMAD ASLAM	MUHAMMAD AYUB	15	FA		PTC	11/03/1971	28/Feb/15	02/05/1993	02/05/1993	02/05/1993
270	1436	GPS MAKHAN GALI	AURANGZEB	HABIB UR REHMAN	15	BA		PTC/B.ed	02/02/1967	28/Feb/15	09/05/1993	09/05/1993	10/05/1992
271	1445	GPS TREHADDA	MUHAMMAD RIAZ	FAREED GUL	15	MA		PTC/CT/M.ed	28/12/1964	28/Feb/15	07/09/1993	07/09/1993	26/04/1990
272	1447	GPS BANDI GHULAM HAIDER KHAN	JAN MUHAMMAD	GHULAM HAIDER	15	FA		PTC	8/15/1968	28/Feb/15	07/09/1993	07/09/1993	07/09/1993
273	1450	GPS KHAIL	UMAR ZAMAN	ALI ZAMAN	15	BA	2nd	PTC/B.ed	15/12/1971	28/Feb/15	07/09/1993	07/09/1993	31/05/1990
274	1455	GPS BAFFA DORAH	AKHTIR NAWAZ KHAN	MUHAMMAD NAWAZ KHAN	15	BA	2nd	PTC/CT/B.ed	01/04/1974	28/Feb/15	20/10/1993	20/10/1993	25/10/1993
275	1467	GPS JABBI NO.1	MUHAMMAD ASIF	GHULAM JILLANI	15	FA		PTC	06/01/1969	28/Feb/15	21/10/1993	21/10/1993	21/10/1993
276	1468	GPS NAWAN SHER	MUHAMMAD HAMAYUN	KHALIL UR REHMAN	15	BA	2nd	PTC/B.ED	05/01/1970	28/Feb/15	21/10/1993	21/10/1993	21/10/1993
277	1469	GPS UPPER KHOLA	MUHAMMAD BANARAS	MIR ZAMAN	15	FA	2nd	PTC/B.ED	08/12/1971	28/Feb/15	21/10/1993	21/10/1993	21/10/1993
278	1473	GPS MAJOR ZARIN SHAHEED	ZAHID KHAN	MUNAWAR KHAN	15	BA	2nd	PTC/CT/B.ed	20/01/1972	28/Feb/15	23/10/1993	23/10/1993	23/10/1993
279	1476	GPS CHEARH	MUHAMMAD TARIQ	GUL ZAMAN	15	BA		PTC	12/11/1972	28/Feb/15	24/10/1993	24/10/1993	24/10/1993
280	1478	GPS MAIRA AMJAD ALI	AMJAD ALI	MUHAMMAD SIDDIQUE	15	FA		PTC	01/04/1973	28/Feb/15	25/10/1993	25/10/1993	25/10/1993
281	1479	GPS MALKANI	MUHAMMAD SALEEM	MUHAMMAD MISKEEN	15	FA		PTC	01/01/1969	28/Feb/15	26/10/1993	26/10/1993	26/10/1993
282	1480	GPS DHARMANG	UMER FAROOQ	AHMAD NAWAZ	15	MA	2nd	PTC/CT/B.ed/ M.ed	20/04/1971	28/Feb/15	26/10/1993	26/10/1993	26/10/1993
283	1481	GPS CHAN GALI	DILAWAR KHAN	LAL KHAN	15	MA	2nd	PTC/CT/B.ed	07/06/1971	28/Feb/15	26/10/1993	26/10/1993	26/10/1993
284	1484	GPS SOACH	SAL KHEEN	MUHAMMAD ZAMAN	15	FA		PTC	01/07/1972	28/Feb/15	26/10/1993	26/10/1993	26/10/1993
285	1487	GPS DANA MOHIYAN	ALAM ZEB	RAJA AURANG ZEB	15	MA	2nd	PTC/B.ed	22/07/1970	28/Feb/15	27/10/1993	27/10/1993	27/10/1993

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# وکالت نامہ

DBAM No. 338

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Name of Advocate کلیم سہیل

بعدالت: سروس ٹریسٹونل لٹاور

عنوان: محمد بہاؤن بنام: سیکرٹری گورنمنٹ آف کلا

منجاب: ایسٹینٹ نوعیت مقدمہ: سروس ایبل

## باعث تحریر آنکہ

دریں مقدمہ عنوان بالا میں اپنی طرف سے برائے پیروی و جواب دہی بمقام ایسٹینٹ کے لئے طاہر ساحر ایڈووکیٹ کو مدعیین شراائط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بوقت پکارے جانے وکیل موصوف کو اطلاع دیکر حاضر کروں گا۔ اگر کسی پیشی پر مظہر حاضر نہ ہوا اور غیر حاضری کی وجہ سے کسی طور پر مقدمہ میرے خلاف ہو گیا تو وکیل موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل موصوف صدر مقام پکھری کے علاوہ کسی اور جگہ پکھری کے مقررہ اوقات سے پہلے یا بروز تعطیل پیروی کرنے کے مجاز نہ ہوں گے۔ اگر مقدمہ پکھری کے علاوہ کسی اور جگہ سماعت ہوا یا پکھری کے اوقات کے آگے پیچھے سماعت ہونے پر مظہر کو کوئی نقصان پہنچے تو وکیل موصوف ذمہ دار نہ ہوں گے اور وکیل موصوف کو عرضی دعویٰ اور درخواست اجراء ڈگری و نظر ثانی اپیل نگرانی دائر کرنے نیز ہر قسم کی درخواست بیان حلفی و تصدیق کرنے اور اسپر دستخط کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجراء کرانے اور قسم کاروبہ وصول کرنے اور رسید دینے اور داخل کرنے کا ہر قسم کا بیان دینے اور سپر دہاشی و راضی نامہ و دشہرداری و اقبال دعویٰ کا اختیار بھی ہوگا بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا فیصلہ قبل از ڈگری اجراء ڈگری بھی وکیل موصوف کو بشرط ادا کیگی علیحدہ محتاتانہ ادا کرنے کا مجاز ہوگا اور بصورت ضرورت بد وراں مقدمہ یا اپیل و نگرانی کسی دوسرے وکیل یا بیرسٹر کو بجائے خود یا اپنے ہمراہ مقرر کریں اور مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے وکیل موصوف کو اور اگر پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو وکیل موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی حالت میں میرا مطالبہ وکیل موصوف کے برخلاف نہیں ہوگا مجھے کل ساختہ پرداختہ وکیل موصوف مثل ذات خود منظور و قبول ہوگا۔ لہذا وکالت نامہ لکھ دیا ہے اور دستخط / انگوٹھا ثبت کر دیا ہے تاکہ سند رہے۔ مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے۔

محمد بہاؤن دہلی ضلعی ایڈووکیٹ

ایسٹینٹ

مورخہ 19 اکتوبر 20

تہذیب

ACCEPTED