


# FORM OF ORDER SHEET

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

Appeal No. 1874 /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 appellent.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

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

Shams Ur Rehman.....Appellant

Versus

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

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ADVOCATE

(11)

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

Service Appeal No. \_\_\_\_\_ /2024

Shams Ur Rehman son of PSHT (BPS-15) at GPS, Lassan  
Thakral No. 2, Mansehra Date of Appointment  
24.08.1995.....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 APTA President but the grievances of the appellants 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.*


  
Appellant

Through: -



Tahir Sajid Advocate  
High Court, District  
Courts, Manshra

**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.

  
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

Shams Ur Rehman..... Appellant

Versus

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

**APPLICATION FOR SUSPENSION OF IMPUGNED  
NOTIFICATION BEARING NO. SO(POLICY) E&SD/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 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: -

*Tahir Sajid*  
Tahir Sajid Advocate  
High Court, District  
Courts, Mansehra

**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.

08/10/24



(7)

OFFICE ORDER NO. .... 66 .....

DATED MANSEHRA THE August 24, 1995

ANN: "A"

APPOINTMENT ORDER.

Consequent upon the decision made by the Honourable High Court Bench at Abbottabad, the following PTC Trained candidates selected on merit are hereby appointed in BPS No."7" @ Rs.1480 - 81 -2695 plus usual allowances as admissible under the rule with effect from the date of their taking over charge against vacant posts in the schools given against their names in the interest of public service.

Sl. No.	NAME AND FATHER'S NAME	RESIDENCE	PLACE OF POSTING	Remarks
1	NOOR HUSSAIN SHAH BISMIL S/O S.AZIM SHAH	PARIS	GPS SHATAL	A/V: POST
2	TAYYUB UR REHMAN S/O SAID WALI	JOSACHAN	GPS BARTOONI	A/V: POST
3	LIAGAT ALI KHAN S/O AMAL KHAN	TRANGRI PAEEN	GPS MANJA KOTE	A/V: POST
4	DILAWAR KHAN S/O SULTAN MOHAMMAD	BAI BOHAL	GPS KOTRAY	A/V: POST
5	MUMTAZ AHMAD S/O BEHRAM KHAN	MADDAN	GPS NARDRAY	A/V: POST
6	AKHTAR ZEB S/O ABDUR REHMAN	NARI	GPS BATEELA	A/V: POST
7	SAJID AZIZ S/O GHULAM QASIM	MANGLI	GPS KALASH	A/V: POST
8	MOHAMMAD ASHRAF S/O QAZI	SHOHAL N/KHAN	GPS ZANGIA	A/V: POST
9	MOHAMMAD SADDIQUE S/O GHULAM JALANI	PATLANG	GPA CHAMB	A/V: POST
0	MUHAMMAD SALEEM S/O AURANGZEB	TRANGRI BALA	GPS ZEEZARI	A/V: POST
1	MOHAMMAD AKRAM S/O ALI GOHAR	SHERPUR	GPS MOHRI BALA	A/V: POST
2	NYAZ MOHAMMAD S/O MOLVI AZIZ UR REHMAN	BALAKOTE	GPS SERI KONDOW	A/V: POST
3	MOHAMMAD KHURSHID S/O ALI AKBAR	TRADA	GPS KASSAY SHATAL	A/V: POST
4	S.EJAZ HUSSAIN SHAH S/O MADAD SHAH	BAFFA	GPS DADA BANDA	A/V: POST
5	S.SAKHI SHAH S/O S.QASIM SHAH	KANSHIAN	GPS BAYO	A/V: POST
6	ROSHEN MIAN S/O MATTULLAH MIAN	PATLANG	GPS MEHA KHAN KHEL	A/V: POST
7	MOHAMMAD ASHRAF S/O ABDUR RAHIM	BARAR KOTE	GPS SHANGAL DAR	A/V: POST
8	HADIYAT ULLAH S/O INAYATULLAH	SANGAR	GPS DADA MADAKHEL	A/V: POST
9	MUHAMMAD ASHFAQ S/O GUL RO KHAN	SHERPUR	MSQ HAKNAL	A/V: POST
0	MUHAMMAD ANWAR S/O ARSALA KHAN	BAILA	MSQ NUNBAL	A/V: POST
1	TALAH MOHAMMAD S/O KHADI KHAN	TRANGRI BALA	MSQ KANDOW	A/V: POST
2	IBRAR HUSSAIN S/O MOLVI ABDUR REHMAN	G.H.ULLAH	MSQ BAYO KANDAR	A/V: POST
3	SARFARAZ S/O SHAH NAWAZ KHAN	BISSIAN	MSQ PETIO ASHARAY	A/V: POST
4	SHAMSUR REHMAN S/O SUL-E-MAN	GHANOOL	MSQ TARA	A/V: POST
5	S.IKHLAQ HUSSAIN SHAH S/O S.AHMAD SHAH	BARAR KOTE	MSQ GATTA UMBAR KH:	A/V: POST
6	TAJ MOHAMMAD S/O ABDUL JABAR	DANNA	MSQ KHAND PAYEEN	A/V: POST
7	MOHAMMAD GHAZI S/O MOHAMMAD YAQOOB	PARIS	MSQ PAIZA BARTOONI	A/V: POST
8	AURANG ZEB S/O SHAH ZAMAN	BELA BARI	MSQ DADA H/ZAI	A/V: POST
9	MOHAMMAD HAROON S/O H.MHAMMAD SULTAN	GIEWAL	GPS PATTIAN	A/V: POST
0	ABDUL HAFIZ S/O SAIM MOHAMMAD	GHORALA	MSQ NAKA TAKI	A/V: POST
1	SAJJAD ALI S/O ALI KHAN	MORE BAFFA	GPS BAI	A/V: POST
2	RASHID S/O MOHAMMAD AKRAM	TRANGRI BALA	GPS KARORI	A/V: POST
3	MOHAMMAD HANIF S/O MOHAMMAD YOUNIS	DOGA	GPS SUNJ	A/V: POST
4	SAEED-UR-REHMAN S/O MOHAMMAD MISKEEN	BATTAL	MSQ BAGLOO	A/V: POST
5	MAQBOOL UR REHMAN S/O GHAZI MIAN	PATLANG	GPS DAROO	A/V: POST
6	SULTAN AHMAD S/O MOHAMMAD HAROON KHAN	NAKAH (GARLAT)	GPS S.DANDAN KHOLI:	A/V: POST
7	SALEEM AKHTAR S/O MOHAMMAD ASLAM	CHANDOR	GPS JOZ BAFFA	A/V: POST
8	CHAN ZEB S/O SOOBIDAR	SHOHAL N/KHAN	GPS ANGAR BEHN	A/V: POST
9	MOHAMMAD AMJID S/O MOHAMMAD MUHAZIM KHAN	KOTKAY	GPS SERI NUNBAL	A/V: POST
0	MUHAMMAD HANIF S/O SHER ZAMAN	BAGAN BELA	GPS DOGA	A/V: POST

(Contd:- Page.....2.....)



AMENDED

B 8

GOVERNMENT OF  
KHAYBER PAKHTUNKHWA  
ESTABLISHMENT DEPARTMENT  
(REGULATION WING)

NOTIFICATION

Dated Peshawar the 06/8/2020

In exercise of the powers conferred by section 25 of the

Khayber Pakhtunkhwa Civil Servants Act No. XVIII of

1973 (Khayber Pakhtunkhwa is pleased to direct that in the Khayber

Pakhtunkhwa (Civil Servants) (Appointment, Promotion, and Transfer) Rules, 1989, the

AMENDMENT

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

CHIEF SECRETARY  
GOVERNMENT OF THE KHAYBER PAKHTUNKHWA

REGISTER NO & EVEN DATE

Copy forwarded to:-

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

The Director, Administration Department.

(WAJIDAH LATIF)  
DEPUTY SECRETARY (POLICY)

*[Signature]*

M.H.S. No.

Requested



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)

Attest  
Dy Secy



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

Subject: **GUJARAR KHAMRANG WAZIRAN DEPARTMENT OF HUMAN RESOURCES IN THE  
KHYBER PAKHTUNKHWA CIVIL SERVICE APPOINTMENT  
REGULATION AND TRANSFER RULES, 1989.**

Dear Sir,

I am directed in letter to your letter No. SGP/01/16/131/2020 dated 18.04.2023 in the subject noted above and to state that sub-rule 27A of rule-7 of Khyber Pakhtunkhwa Civil Service (Appointment, Promotion and Transfer) Rules, 1989 stands deleted vide this department notification dated 06.08.2020. Thus, no provision exists to decline or forgo promotion.

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

Furthermore, those officials/officers 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 Service (Discipline & Discharge) Rules, 2011, please.

Yours faithfully,  
*(Signature)*  
Head (Human Resource Section)  
(See Khyber Pakhtunkhwa Civil Service (Policy))

Copy forwarded to: 1. PS to Special Secretary (Legal), Establishment Department. 2. PS to Additional Secretary (Recruitment), Establishment Department. 3. PS to Deputy Secretary (Policy), Establishment Department.

*(Signature)*  
21.02.2023

*(Handwritten notes)*  
Ake...  
D...

ANNEXURE

D  
①

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

No. SO (Primary-MJE&SED)-6/2023  
Dated Peshawar the June 26<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]*  
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 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 mark]*

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

Copy forwarded to the:

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

*[Handwritten mark]*

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

*[Handwritten Signature]*  
A. H. ...

12

No 50 (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. 50 (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)

Attested  
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 04-07-2023 at 11:00 AM under the Chairmanship of Additional Secretary Establishment in his office. The following attended the meeting.

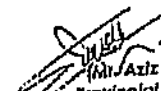
Sl#	NAME	DESIGNATION
1	Mr. Fazal Wahid	Deputy Director Establishment of Directorate Elementary & Secondary Education Department
2	Mr. Aziz Ullah	Provincial President All Primary Teachers Association Khyber Pakhtunkhwa
3	Mr. Rifaqat Ullah	General Secretary APTA Peshawar
4	Muhammad Ishaq	Section Officer (Primary) E&SE Department Civil Secretariat Khyber Pakhtunkhwa Peshawar

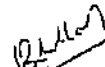
2. The meeting started with recitation from The Holy Quran. The chair welcomed the participants. The Deputy Director (Establishment) of Directorate of Elementary & Secondary Education briefed the forum regarding agenda item in detail.

3. After three-hour 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. Rifaqat Ullah)  
General Secretary APTA  
Peshawar

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

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

Attended  




14

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#	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)

A. H. H. H. H.  
A. H. H. H. H.



ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
CIVIL SECRETARIAT PESHAWAR  
(Phone No. 091-8223507)

No. SO(Primary-4)E&SE/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 06<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 of 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 E&SE Khyber Pakhtunkhwa;
2. PS to Secretary, E&SE Department Khyber Pakhtunkhwa.

(Signature)  
SECTION OFFICER (PRIMARY MALE)  
26/8/23

Scanned with CamScanner

WP4442-2023 AZIZULLAH VS GOVT OF PK43

Attested  
(Signature)

16

- B/c - - 2 -

No. 50 (Primary-M) E&SE D/S-2/  
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 (Primary) (Policy) / E&AD  
/1-3/2023 dated 01st 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  
teacher 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 Khyber Pakhtunkhwa

(Muhammad Ishaq)  
Section Officer (Primary  
Male)

AA estd  
Aji



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

17

F

Handwritten notes and initials

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 23.06.2023 on the subject noted above and to state that  
necessary guidance has already been rendered 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.

WP-449-2023 ARZULJAH VS GOVT OF PAK

*[Signature]*

18

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)

Attest  
*[Signature]*

Alister  
of the

WP442-2023 AZIZULLAH VS GOVT OF PAK

2. Master Copy

1. PA to Director Local Directorate

Copy of the above to:

Assistant Director  
Elementary & Secondary Education  
Hyderabad

The case is submitted for perusal and necessary action please.  
In view of the above, this office is of considered opinion that the deletion of Rules 7(S) have effected negatively a huge members of female teachers.

That in light of the minutes of the meeting dated 6-07-2023 held under the chairmanship of Hon. Additional Secretary Education at his office. This office has been asked for submission of consolidated case.

That the government of KP-ED (Regulation Wing) vide letter No. SO (Policy) E&AD/1-3/2020 dated 6-06-2023 approximately stated that there exists no provision to clarify / for a promotion. It is obligatory upon every civil servant to accept promotion under any condition.

That your good office forwarded the same to quarters concerned vide letter No. SO (Policy) E&AD/2-2/1/1/2023 for necessary guidance.

That this office sought guidance from your good office in the following vide notification No. No. SOR-VI (E&AD) 1-3/2020 dated 06-08-2020.

That Government of KP Establishment department (Regulation Wing) deleted rule 7(S) in Civil Servants (Appointment, Promotion, Transfer, etc.) Rules 1997.

Minister of meeting/RTI/2023 dated 30-7-2023 on subject cited above and to present brief history, also background of case as under.

I am directed to refer to letter No. (SO Rimgy-M) E&AD/5-1/G/2023/ dated 30-7-2023 on subject cited above and to

Section Officer (Rimgy-Male)  
Elementary & Secondary Education Department  
KPK, Peshawar

Subject: Minutes of Meeting  
KPK, Peshawar

To:  
DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION, KPK  
PESHAWAR  
(21-7-2023)

-B/C-

19

Handwritten marks and scribbles at the top left of the page.

WP4442-2023 AZIZULAH VS GOVT OF PG43

Assistant Director (Establishment)  
Ministry of Secondary Education  
Khyber Pakhtunkhwa

Assistant Director (Establishment)  
Ministry of Secondary Education  
Khyber Pakhtunkhwa  
Date: 21/7/2023

Guided No. \_\_\_\_\_  
Copy of the above is as follows:  
1. PA to Director, Local Directorate.  
2. Master Copy.

The case is submitted for perusal and necessary actions please.  
Departmental Promotion Committee.  
provided they submit their written refusal prior to conclusion of the meeting of  
Teachers below. If it may be expedient to the amendment in the rules that  
7(5) have affected negatively a large number of Female Teachers. Thus it is proposed that  
In view of the above, this office is of considered opinion that the deletion of rules  
has been asked for submission of consolidated case.  
Chairman of the Promotion Committee, Khyber Pakhtunkhwa at his office this office has  
Tm. In the light of the minutes of meeting dated 6-07-2023 held under the  
(Priority-4) E&SED/27/1/2023 dated 13-06-2023.  
The same was received by this office from your good office vide letter No.50  
civil servant to accept promotion under every condition.  
that there exist no provision to decline or forego promotion. It is obligatory upon every  
No.50 (Priority-4) E&SED/27/1/2023 for necessary guidance.  
That your office forwarded the same to the quarter concerned vide letter  
No.50 (Priority-4) E&SED/27/1/2023 dated 06-06-2023 categorically stated  
That Government of Khyber Pakhtunkhwa Establishment Department (Regulation Wing)  
dated Rules 7(5) in the Civil Servants (Appointment, Promotion & Transfer Rules 1985)  
wide notification No. SOR-VI (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.  
(i) Now it is obligatory upon the civil servant to accept promotion in every condition.  
(ii) If it is the prerogative of the civil servant to either accept or turn down the offer of  
promotion.  
That your office forwarded the same to the quarter concerned vide letter  
No.50 (Priority-4) E&SED/27/1/2023 for necessary guidance.

The Section Officer (Primary-School),  
Ministry of Secondary Education Department,  
Khyber Pakhtunkhwa Province.  
Subject: MINUTES OF THE MEETING  
Dear Sir,

No. 8145  
R.No. J155/ST/NG/Board/Case  
Phone: 09-9232344  
Email: estab@minsec.kpk.gov.pk



Handwritten number 20 in a circle at the bottom left.

## 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 نوٹیفکیشن 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 CT پوسٹ لینا ہمیں منظور نہیں ہے کیونکہ ایک سال کے اندر اندر زیادہ تر PHST، SST 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 نوٹیفکیشن کو منسوخ کریں اور استاذہ کی بے چینی کو ختم کریں۔ ورنہ ہم عدالت جانے میں حق باجانب ہوں گے۔

محمد الیس اچ۔ ٹی  
محمد الیس اچ۔ ٹی  
محمد الیس اچ۔ ٹی  
محمد الیس اچ۔ ٹی  
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محمد الیس اچ۔ ٹی  
محمد الیس اچ۔ ٹی  
محمد الیس اچ۔ ٹی

کاپی ٹو!

(۱) جناب سیکرٹری تعلیمات KPK

(۲) جناب ڈائریکٹر تعلیمات KPK



~~SECRET~~

WP4442-2023 AZIZULHAQ VS GOVT OF PAJK

8/11/23  
~~SECRET~~

دستور العملی کے تحت

میں نے اپنے دفتر میں داخلہ ہونے کے بعد اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

میں نے اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

میں نے اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

میں نے اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

میں نے اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

میں نے اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

میں نے اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

میں نے اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

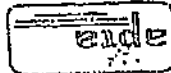
میں نے اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

میں نے اسے پڑھا اور اس میں مذکورہ آئین کی دفعہ 23(2) کی خلاف ورزی کے بارے میں بتایا گیا۔

Annexure - H

اپریل 2023ء (پانچویں نمبر) کی رپورٹ

APTA House  
Gool Primary School, Nark.  
Quibbeh, Faisalabad City.



Auditor General of Pakistan

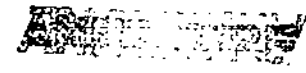
1st Floor, Room  
Faisalabad  
0333-0412648  
0333-0412649  
agp@agpfpf.com

(22)

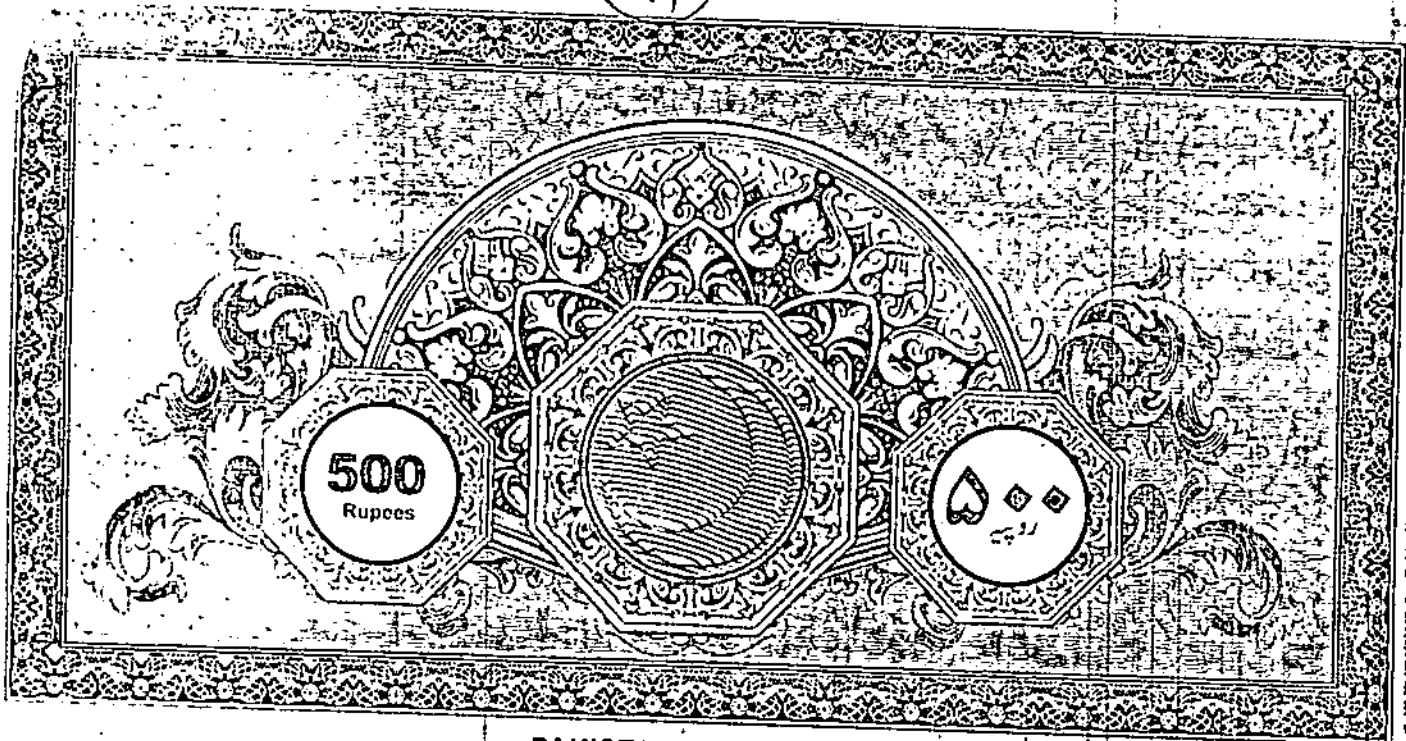
H

-24-

SECRET



N.SL No	O.SL No.	Name of Present School	Name	Father's Name	BPS	Acad	Div	Prof	D.O.B	Date of Promotion	D/Appt	TO charge
393	1759	GPS LASSAN THAKRAL NO.2	SHAMIS UR REHMAN	MUHAMMAD SULTAN	15	MA		PTC/CT/B.Ed	16/04/1974	19-Nov-15	25/08/1995	25/08/1995
394	1767	GPS KUNGA	TAJ MUHAMMAD	ABDUL JABBAR	15	BA		PTC/CT	02/05/1973	19-Nov-15	25/08/1995	26/08/1995
395	1774	GPS MANJHAMI	DILAWAR KHAN	SULTAN MUHAMMAD	15	BA		PTC/CT/B.ed	15/05/1974	19-Nov-15	26/08/1995	26/08/1995
396	1775	GPS CHIMAR KOT	MUHAMMAD HAROON	MOHAMMAD SULTAN	15	BA		PTC/CT/B.ed	01/05/1975	19-Nov-15	27/08/1995	27/08/1995
397	1777	GPS KASHTARA	IKHLAQ HUSSAIN SHAH	SYED AHMED SHAH	15	M.P.Ed		PTC/B.ed/M.ed	01/01/1970	19-Nov-15	27/08/1995	27/08/1995
398	1782	GPS GOMAR BANDI	HADAYAT ULLAH	INAYAT ULLAH	15	FA		PTC	11/12/1970	19-Nov-15	30/08/1995	30/08/1995
399	1783	GPS CHAMBER BALKOT	MUHAMMAD ASHRAF	ABDUL RAHIM	15	BA		PTC/B.Ed	16/18/1974	19-Nov-15	30/08/1995	30/08/1995
400	1784	GPS NARMAN LUNDA	SASAD ALI	ALI KHAN	15	FA		PTC/CT	15/02/1970	19-Nov-15	31/08/1995	31/08/1995
401	1787	GPS GORI KHURO	MUHAMMAD HANIF	SHER ZAMAN	15	BA		PTC	01/04/1977	19-Nov-15	02/09/1995	02/09/1995
402	1788	GPS BANDA SYEDAN PAIRAN	MUHAMMAD WARD	MOHAMMAD KHAN	15	FA		PTC	10/01/1974	19-Nov-15	15/03/1995	05/09/1995
403	1793	GPS CHOKANNA	MAOBOOL UR REHMAN	GHAZI MIAN	15	BA		PTC/B.Ed	10/10/1967	19-Nov-15	13/09/1995	13/09/1995
404	1798	GPS JABBA YAQOOB	MIR SULTAN	MUHAMMAD MAHROOF	15	BA		PTC/B.Ed	12/11/1970	19-Nov-15	22/10/1995	26/04/1990
405	1802	GPS KHUDIAN	MUHAMMAD JAVED	ABDULLAH	15	BA		PTC	18/07/1972	19-Nov-15	18/01/1996	18/01/1996
406	1808	GPS BAJIBANG	ABDUR RASHEED	ABDUL RAZZAQ	15	BA		PTC/CT/B.ed	06/03/1973	19-Nov-15	18/01/1996	18/01/1996
407	1809	GPS BAI SOHAL	MUHAMMAD JAVED	MUHAMMAD ISAHQ	15	BA		PTC	20/05/1975	19-Nov-15	18/01/1996	18/01/1996
408	1807	GPS KANDAR BEDADI	SHAFIQ UR REHMAN	FAZLE RAHIM	15	BA		PTC/CT	07/04/1975	31-May-17	12/05/1993	12/05/1993
409	1703	GPS RIAZ ABAD	MUHAMMAD SAQUD	MUHAMMAD AKBER	15	BA		PTC/B.Ed	04/11/1967	31-May-17	09/01/1995	25/04/1990
410	1739	GPS SUSAL GALI	TALEH MUHAMMAD	ROSHAN KHAN	15	FA		PTC	10/01/1970	31-May-17	19/01/1995	26/09/1990
411	1756	GPS BATTAL BALA	MUHAMMAD ASHRAF	QAZI	15	BA		PTC/B.ed	03/03/1975	31-May-17	01/09/1995	24/08/1995
412	1803	GPS TLASAR LAMA NAKA	ABDUL SALAM	ABDUL HANAN	15	BA		PTC/B.Ed	18/01/1973	31-May-17	18/01/1996	18/01/1996
413	1814	GPS SERI RAJWAL	AKHTAR ZAMAN	MUHAMMAD IRFAN	15	FA		PTC	15/05/1972	31-May-17	20/01/1996	20/01/1996
414	1817	GPS HARI MERA SHERGARH	MUHAMMAD IQBAL	MUHAMMAD IRFAN	15	MA		PTC/CT/B.Ed	09/03/1971	31-May-17	22/01/1996	22/01/1996
415	1819	GPS BUTTAN	SHAFEEQ UR REHMAN	MUHAMMAD MISKEEN	15	BA		PTC	26/02/1974	31-May-17	23/01/1996	23/01/1996
416	1823	GPS HARI MAIRA	KHIZER MEHMOOD	MOHAMMAD CHAN ZIB	15	FA		PTC/CT	10/07/1974	31-May-17	24/01/1996	24/01/1996
417	1824	GPS KALOO BASTI	MUHAMMAD YOUNIS	HAIDAR ZAMAN	15	BA		PTC	12/04/1974	31-May-17	25/01/1996	25/01/1996
418	1825	GPS CHAMBORA	M.I BASHIR	M ISMAIL	15	BA		PTC	15/04/1975	31-May-17	29/01/1996	29/01/1996
419	1829	GPS KARER	RAJA NADEM NAZIR	RAJA NAZIR HUSSAIN	15	MA		PTC/B.ed	03/03/1972	31-May-17	31/01/1996	31/01/1996
420	1831	GPS SARBORI SATBANI	NIAZ MUHAMMAD	MUHAMMAD ASHRAF KHAN	15	MA	2nd	PTC/B.ed	02/02/1973	31-May-17	01/02/1996	01/02/1996
421	1832	GPS BARARI	BABAR HUSAIN	MUHAMMAD SADIO	15	MA	2nd	PTC/CT/B.Ed	27/03/1974	31-May-17	01/02/1996	01/02/1996



PAKISTAN COURT FEE

500  
Rupees

پانچ سو روپے

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18-10-24

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DBAM No. 338  
 BC No. 10-2457  
 Name of Advocate علامہ سجاد

(25) 53753  
 S.No \_\_\_\_\_  
 Fee Rs. 200/-



# وکالت نامہ

GENERAL SECRETARY  
 District Bar Association

بعدالت: سروس ٹریڈینگ لیسٹاؤر  
 عنوان: شمس الرحمان بنام: سیکرٹری آف حکومت KPK  
 منجانب: ایسٹرنٹ نوعیت مقدمہ: سروس ایسٹ

## باعث تحریر آئیکہ

دریں مقدمہ عنوان بالا میں اپنی طرف سے برائے بیروی و جواب دی بہ مقام ایسٹ ایڈوکیٹ کے لئے طاہر سجاد ریڈو کیسٹ مان کورٹ کو بدیں شرائط 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 منظر 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 بیروی 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 منظر 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 رقم کاروپہ وصول کرنے اور رسید دینے اور داخل کرنے کا ہر قسم کا بیان دینے اور سپر ڈٹالشی و راضی نامہ و دستبرداری 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 نیگی علیحدہ محتاتانہ ادا کرنے کا مجاز ہوگا اور بصورت ضرورت بدوراں مقدمہ یا اپیل و نگرانی کسی دوسرے وکیل یا پیرسٹر 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 بیروی نہ کریں اور ایسی حالت میں میرا مطالبہ وکیل موصوف کے برخلاف نہیں ہوگا مجھے کل ساختہ پر داخستہ 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۔

مورخہ 9 اکتوبر 2024ء

ACCEPTED

شمس الرحمان ولد سجاد سلطان سکٹری آف حکومت  
 Manshera