


FORM OF ORDER SHEET

Court of _____

Appeal No. _____

2280/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	31/10/2024	<p>The appeal of Mr. Gul Faiz Khan resubmitted today by Mr. Shakeel Durrani Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 08.11.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

In re:
S.A No. _____/2024

Gul Faiz Khan.....Appellant

Versus

Govt. of KP and others Respondents

**Application for fixation of the above titled
Appeal at principle seat, Peshawar**

Respectfully Sheweth:-

1. That the above mentioned appeal is filed today in which no date has been fixed so far.
2. That according to Rule 5 of the Khyber Pakhtunkhwa Service Tribunal Rules, 1974, a Tribunal may hold its sittings at any place in Khyber Pakhtunkhwa, which would be convenient to the parties whose matters are to be heard.
3. That all the official and other private respondents as well as counsel for the appellant are seated at Peshawar, therefore, the appellant request to fix the tilted appeal petition at principal seat of this hon'ble Tribunal at Peshawar.
4. That any other ground will be raised at the time of arguments with the permission of this hon'ble Court.

It is, therefore, prayed that on acceptance of this application the appeal petition may please be fixed at principal seat Peshawar for the convenience of parties and best interest of justice.

Appellant

Through

Shakeel Durrani

Advocate-High Court

The appeal of Mr. Gul Faiz Khan received today i.e on 04.10.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- According to sub-rule-4 of rule-6 of Khyber Pakhtunkhwa Service Tribunal rules 1974 respondent no. 4 & 7 are un-necessary/improper party, in light of the rules ibid and on the written direction of the Worthy Chairman the above mentioned respondent number be deleted/struck out from the list of respondent.
- ✓2- Annexures of the appeal are unattested.
- ✓3- Appeal has not been flagged/marked with annexures marks.
- ✓4- Memorandum of appeal is not signed by the appellant.
- 5- ✓ In the memo of appeal the word private respondents are used but in the heading of appeal there is no private respondent.
- 6- Copy of departmental appeal is not attached with the appeal be placed on it.
- ⑦ Three more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

10 more copies are required.

877 /Inst./2024/KPST,
Dt. 7/10 /2024.

Anwar Ali Khan
ADDITIONAL REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Anwar Ali Khan Adv.
High Court at Peshawar.

Respected Sir,

Resubmitted after removal of objections No. 2, 3 and 4.

Counsel for the appellant.

A F
21.10.2024

Respected madam,

Please give me further time for removal of objections as I am unable to remove all the objections No. 1, 5, 6 and 7 only.

Granted with direction to remove objections and resubmit it within seven days. 22/10/24.

Counsel for appellant

A F
21.10.2024

Respected Madam

Resubmitted the file

for further

after removal of objections,

copies of report will be provided after receipt of the report.

~~Approved~~
Sd/-
Sd/-

29/10/24

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

SERVICE APPEAL No 2280 /2024

MR. GUL FAIZ KHAN APPELLANT

VERSUS


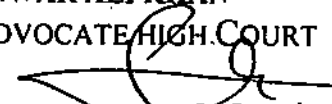
GOVT. OF KPK AND OTHERS RESPONDENTS

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THROUGH:

APPELLANT


ANWAR ALI KHAN
ADVOCATE HIGH COURT
&

SHAKEEL DURRANI
ADVOCATE HIGH COURT.
CELL# 0332-9197729

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

SERVICE APPEAL No. 2280 / 2024

Khyber Pakhtunkhwa
Service Tribunal

Case No. 16338

Dated 4/10/2024

MR. GUL FAIZ KHAN (PROFESSOR IN GCMS CHITRAL),
DISTRICT CHITRAL LOWER..... APPELLANT

VERSUS

1. GOVT. OF KHYBER PAKHTUNKHWA THROUGH CHIEF SECRETARY,
PESHAWAR.
2. SECRETARY HIGHER EDUCATION, GOVT. OF KHYBER
PAKHTUNKHWA, PESHAWAR.
3. SECRETARY INDUSTRIES, COMMERCE, LABOUR, TECHNICAL
EDUCATION & MANPOWER TRAINING DEPARTMENT, GOVT. OF
KHYBER PAKHTUNKHWA, PESHAWAR.
4. SECRETARY FINANCE DEPARTMENT, GOVT. OF KHYBER
PAKHTUNKHWA, PESHAWAR.
5. SECRETARY ESTABLISHMENT & ADMINISTRATION DEPARTMENT,
GOVT. OF KHYBER PAKHTUNKHWA, PESHAWAR.
6. DIRECTOR GENERAL, COMMERCE EDUCATION & MANAGEMENT
SCIENCES, GOVT. OF KHYBER PAKHTUNKHWA, PESHAWAR.
7. PRINCIPAL, GOVT. COLLEGE OF MANAGEMENT SCIENCES, DISTRICT
CHITRAL LOWER.

.....RESPONDENTS

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

SERVICE APPEAL No. 2280 /2024

MR. GUL FAIZ KHAN (PROFESSOR IN GCMS CHITRAL),
DISTRICT CHITRAL LOWER.....APPELLANT

VERSUS

1. GOVT. OF KHYBER PAKHTUNKHWA THROUGH CHIEF SECRETARY, PESHAWAR.
2. SECRETARY HIGHER EDUCATION, GOVT. OF KHYBER PAKHTUNKHWA, PESHAWAR.
3. SECRETARY INDUSTRIES, COMMERCE, LABOUR, TECHNICAL EDUCATION & MANPOWER TRAINING DEPARTMENT, GOVT. OF KHYBER PAKHTUNKHWA, PESHAWAR.
4. SECRETARY ESTABLISHMENT & ADMINISTRATION DEPARTMENT, GOVT. OF KHYBER PAKHTUNKHWA, PESHAWAR.
5. DIRECTOR GENERAL, COMMERCE EDUCATION & MANAGEMENT SCIENCES, GOVT. OF KHYBER PAKHTUNKHWA, PESHAWAR.
6. SHAFI-UZ-ZAMAN, ASSISTANT PROFESSOR (BPS-18) GOVT. COLLEGE OF MANAGEMENT SCIENCES NOWSHERA.
7. ALI AKBAR SHAH, ASSISTANT PROFESSOR (BPS-18) GOVT. COLLEGE OF MANAGEMENT SCIENCES ABBOTTABAD.
8. GUL IBRAHIM SHAH, ASSISTANT PROFESSOR (BPS-18) GOVT. COLLEGE OF COMMERCE NO.2, BANNU.
9. MUHAMMAD PARWAR ASSISTANT PROFESSOR (BPS-18) GOVT. COLLEGE OF MANAGEMENT SCIENCES SWABI.

(2)

10. SHAH JANAN, ASSISTANT PROFESSOR (BPS-18) GOVT. COLLEGE OF
MANAGEMENT SCIENCES PESHAWAR.

11. AMIN ULLAH, ASSISTANT PROFESSOR (BPS-18) GOVT. COLLEGE OF
MANAGEMENT SCIENCES, PESHAWAR.

.....RESPONDENTS

SERVICE APPEAL U/S 4 OF THE SERVICE TRIBUNAL
ACT, 1974, AGAINST THE IMPUGNED NOTIFICATION
DATED 11.05.2020 ISSUED BY THE RESPONDENT NO.2,
WHEREBY, THE PRIVATE RESPONDENTS NO.6 TO 11
INCLUDING ALL THE APPELLANTS IN EARLIER SERVICE
APPEAL EXCEPT THE PRESENT APPELLANT WERE GIVEN
ANTE-DATED PROMOTION W.E.F. THEIR RESPECTIVE
DATES & MONTHS OF 2011 AND AGAINST THE
INACTION OF THE RESPONDENTS BY NOT DECIDING
THE DEPARTMENTAL APPEAL DATED 30.05.2024 OF
THE APPELLANT WITHIN STATUTORY PERIOD.

PRAYER:

ON ACCEPTANCE OF THE INSTANT APPEAL, THE
APPELLANT MAY GRACIOUSLY BE GIVEN ANTE-DATED
PROMOTION AND SENIORITY AT PAR WITH THE
PRIVATE RESPONDENTS NO.6 TO 11 INCLUDING ALL
THE APPELLANTS IN EARLIER SERVICE-APPEAL WITH
ALL BACK BENEFITS W.E.F THE DATE MENTIONED IN
THE NOTIFICATION DATED 11.05.2020.

ANY OTHER REMEDY WHICH THIS HON'BLE COURT MAY
DEEMS FIT IN THE CIRCUMSTANCES, MAY ALSO BE
GRANTED IN FAVOR OF THE APPELLANT.

RESPECTFULLY SHEWETH:

1. THAT THE APPELLANT WAS INITIALLY APPOINTED AS JUNIOR
INSTRUCTOR (COMMERCE) BPS NO. B-14 AT GOVERNMENT COLLEGE
OF COMMERCE, CHITRAL, VIDE OFFICE ORDER DATED 02.08.1997.
(COPY OF THE APPOINTMENT ORDER OF THE APPELLANT IS ANNEXURE
"A").

2. THAT LATER ON THE APPELLANT WAS PROMOTED TO THE POST OF LECTURER (BPS-17) AND THE APPELLANT WAS SENIOR FROM THE PRIVATE RESPONDENT IN THE PROVISIONAL SENIORITY LIST. (COPY OF THE PROVISIONAL SENIORITY LIST IS ANNEXURE "B").
3. THAT THE APPELLANT BEING ENTITLED AS PER PREVAILING RULES AT THE TIME WHEN POSTS WERE SANCTIONED/ VACANT, FILED SERVICE APPEAL BEFORE THIS HON'BLE TRIBUNAL ALONGWITH HIS OTHER COLLEAGUES/ PRIVATE RESPONDENTS NO.6 TO 11 INCLUDING ALL THE OTHER APPELLANTS IN EARLIER SERVICE APPEAL FOR PROMOTION TO THE POST OF ASSISTANT PROFESSOR BPS-18, WHICH WAS ACCEPTED VIDE JUDGMENT AND ORDER DATED 04.04. 2012. (COPY OF THE JUDGMENT AND ORDER DATED 04.04. 2012 IS ANNEXURE "C").
4. THAT THE RESPONDENTS IN THE EARLIER SERVICE APPEAL FILED LEAVE TO APPEAL BEFORE AUGUST SUPREME COURT, AGAINST THE JUDGMENT AND ORDER DATED 04.04. 2012 OF THIS HON'BLE TRIBUNAL WHICH WAS DISMISSED VIDE JUDGMENT AND ORDER 09.02.2015 AND THE NAMES OF PRESENT APPELLANTS WERE AT SR.NO.20 IN THE LIST OF RESPONDENTS IN C.A.NO.91-P TO 112-P/2013 BEFORE AUGUST SUPREME COURT. (COPY OF THE JUDGMENT & ORDER DATED 09.02.2015 OF THE AUGUST SUPREME COURT IS ANNEXURE "D").
5. THAT IT IS PERTINENT TO HERE THAT DURING THE PENDENCY OF THE SERVICE APPEAL BEFORE THIS HON'BLE TRIBUNAL, KPPSC ANNOUNCED VACANT POSTS OF MALE ASSISTANT PROFESSOR BPS-18, VIDE ADVERTISEMENT No. 01/2012 DATED 28.02.2012. (COPY OF THE ADVERTISEMENT No. 01/2012 DATED 28.02.2012 IS ANNEXURE "E").
6. THAT THE APPELLANT APPLIED FOR THE POST OF THE MALE ASSISTANT PROFESSOR BPS-18 AND AFTER SUCCESSFULLY GOING THROUGH THE WHOLE PROCESS , GOT RECOMMENDED AS ASSISTANT PROFESSOR BPS-18 (COMMERCE) AT GOVT. COLLEGE OF MANAGEMENT SCIENCES, CHITRAL VIDE 13.03.2014. (COPY OF THE NOTIFICATION DATED 13.03.2014 IS ANNEXURE "F").
7. THAT THE PRESENT RESPONDENTS NO.1 TO 5 IN COMPLIANCE OF THE ORDER OF THE AUGUST SUPREME COURT, PROMOTED THE PRIVATE RESPONDENTS NO.6 TO 11 TO THE POST OF ASSISTANT PROFESSOR BPS-18, WITH ANTE-DATED PROMOTION W.E.F VARIOUS DATED AND MONTHS OF THE YEAR 2012, EXCEPT THE APPELLANT DESPITE HAVING HIS NAME IN THE LIST OF THE APPELLANT IN THE SERVICE APPEAL BEFORE THIS HON'BLE TRIBUNAL AS WELL AS IN THE LIST OF RESPONDENTS IN THE LEAVE TO APPEAL BEFORE AUGUST SUPREME COURT. (COPY OF THE NOTIFICATION DATED 11.05.2020 IS ANNEXURE "G").

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8. THAT THE APPELLANT FEELING AGGRIEVED, APPROACHED THE RESPONDENTS NO.1 TO 5 FOR REDRESSAL OF HIS GRIEVANCES, WHEREBY THE RESPONDENTS DELAYED THE MATTER IN ISSUE ON ONE OR THE OTHER PRETEXT, AND THE APPELLANT LASTLY FILED A DEPARTMENTAL APPEAL DATED 30.05.2024. (COPY OF THE DEPARTMENTAL APPEAL DATED 30.05.2024. AND POST RECEIPT IS ANNEXURE "H" & "I" RESPECTIVELY).
9. THAT THE RESPONDENTS NO.1 TO 5 DID NOT DISPOSE OF THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD, HENCE, THE APPELLANT APPROACHES THIS HON'BLE TRIBUNAL ON THE FOLLOWING GROUNDS INTER ALIA:

GROUNDS:

- A. THAT THE ACTION, INACTION AND OMISSION ON THE PART OF THE RESPONDENTS NO.1 TO 5 IS AGAINST THE LAW, RULES AND REGULATIONS ON THE SUBJECT, AND CONTRARY TO THE NORMS OF NATURAL JUSTICE.
- B. THAT THE TREATMENT METTED OUT TO THE APPELLANT IS CONTRARY TO THE JUDGMENTS AND ORDERS OF THE AUGUST SUPREME COURT AND THIS HON'BLE TRIBUNAL.
- C. THAT THE ACTS AND OMISSIONS OF THE RESPONDENTS NO.1 TO 5 IS DISCRIMINATORY, WHICH IS A GROSS VIOLATION OF THE FUNDAMENTAL RIGHTS GUARANTEED IN THE CONSTITUTION.
- D. THAT THE ACT OF THE RESPONDENTS NO.1 TO 5 IS THE RESULT OF NOT APPLYING JUDICIAL MIND TO THE GRIEVANCE OF THE APPELLANT.
- E. THAT THE ACTS OF THE RESPONDENTS NO.1 TO 5 BADLY AFFECTS THE SENIORITY AND PROMOTION OF THE APPELLANT AND CAUSING IRREPARABLE LOSS TO THE APPELLANT.
- F. THAT THE ACTS OF THE RESPONDENTS NO.1 TO 5 IS BASED ON SURMISES AND CONJECTURES.
- G. THAT THE ACTS OF THE RESPONDENTS NO.1 TO 5 IS A CLEAR CONTRAVENTION OF ARTICLE 4 AND 25 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN.

(5)

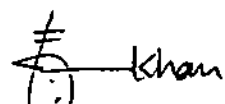
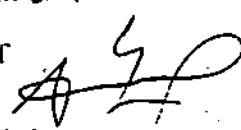

H. THAT THE ACTS OF THE RESPONDENTS NO.1 TO 5 IS BASED ON SURMISES AND CONJECTURES.

I. THAT ANY OTHER GROUNDS WILL BE RAISED AT THE TIME OF ARGUMENTS WITH KIND PERMISSION OF THIS HON'BLE TRIBUNAL.

It is, therefore, most humbly prayed that on acceptance of the instant appeal, the appellant may graciously be given ante-dated promotion and seniority at par with the private respondents No.6 to 11 including all the appellants in earlier service appeal, with all back benefits w.e.f the date mentioned in the notification dated 11.05.2020.

Any other remedy which this Hon'ble Tribunal may deems fit in the circumstances, may also, be granted in favor of the appellant.


THROUGH:


APPELLANT

ANWAR ALI KHAN
&

SHAKIEL DURRANI
ADVOCATES HIGH COURT

AFFIDAVIT

I, Gul Faiz Khan (Professor, in GCMS Chitral)(the appellant), do hereby solemnly affirm on oath that the contents of the above application are true and correct to the best of my knowledge and believe and nothing has been concealed from this Honorable Tribunal.

DEPONENT

 Khan

6

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

SERVICE APPEAL NO _____ / 2024

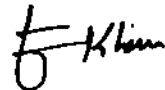
MR. GUL FAIZ KHAN APPELLANT

VERSUS

GOVT. OF KPK AND OTHERS RESPONDENTS

AFFIDAVIT

I, Gul Faiz Khan (Professor in GCMS Chitral)(the appellant), do hereby solemnly affirm on oath that the contents of the above application are true and correct to the best of my knowledge and believe and nothing has been concealed from this Honorable Tribunal.



DEPONENT

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

SERVICE APPEAL NO _____ /2024

MR. GUL FAIZ KHAN V E R S U S GOVT. OF KP & OTHERS

APPLICATION FOR CONDONATION OF DELAY, IF ANY, IN FILING OF
ABOVE TITLED APPEAL

RESPECTFULLY SHEWETH:

1. THAT THE ABOVE TITLED SERVICE APPEAL IS BEING FILED BEFORE THIS HONORABLE TRIBUNAL, IN WHICH NO DATE OF HEARING HAS YET BEEN FIXED.
2. THAT MATTER PERTAINS TO ANTE-DATED PROMOTION OF THE APPELLANT.
3. THAT THE APPLICANT/ APPELLANT PREFERRED DEPARTMENTAL APPEAL BEFORE RESPONDENT NO.1 WITHIN STIPULATED PERIOD BUT STILL NO ORDER OF REJECTION OR ACCEPTANCE ON SUCH DEPARTMENTAL APPEAL HAS BEEN MADE.
4. THAT THE APPELLANT WAS NOT FEELING WELL SINCE LAST 1 WEEK, THEREFORE FILES THE INSTANT APPEAL WITH A DELAY OF FEW DAYS.
5. THAT THE JUDGMENTS OF SUPERIOR COURTS EMPHASIZE ON THE ADJUDICATION OF MATTER ON MERITS RATHER ON TECHNICALITIES.
6. THAT THE CONDONATION OF DELAY, IF ANY, IN THE ABOVE TITLED ACCOMPANYING APPEAL IS UTMOST NECESSARY FOR THE ENDS OF JUSTICE.
7. THAT THE CONTENTS OF THE ACCOMPANYING APPEAL MAY KINDLY BE CONSIDERED AS PART AND PARCEL OF THE INSTANT APPLICATION.

IT IS, THEREFORE, MOST HUMBLLY PRAYED THAT ON ACCEPTANCE OF THIS APPLICATION, THE DELAY, IF ANY, IN FILING THE ABOVE TITLED SERVICE APPEAL MAY KINDLY BE CONDONED IN THE INTEREST OF JUSTICE.

DATED: 2-10-2024

THROUGH:

APPELLANT

ANWAR ALI KHAN
ADVOCATE HIGH COURT
&
SHAKEEL DURRANI
ADVOCATE HIGH COURT

AFFIDAVIT

I. MR. GUL FAIZ KHAN (PROFESSOR, GCMS CHITRAL) S/O LIZAT NAZAR, R/O PRESENTLY RESIDING AT DISTRICT CHITRAL LOWER, (THE APPELLANT), DO HEREBY SOLEMNLY AFFIRM ON OATH THAT THE CONTENTS OF THE ABOVE APPLICATION ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEVE AND NOTHING HAS BEEN CONCEALED FROM THIS HONORABLE TRIBUNAL.

DEPONENT

Annexure
"A"

(2)

DIRECTORATE OF TECHNICAL EDUCATION
N.W.F.P. PESHAWAR.

OFFICE ORDER:

No. DTE/ _____ Consequent upon the recommendation of the Departmental Selection Committee Mr. Gul Pais S/O Iqbal Nazar S/O Distt. Chitral. is hereby appointed as Junior Instructor (Commerce) in officiating capacity in Basic Pay Scale No. B-14 (2055-151-4480) and posted at Government College of Commerce, Chitral. against the vacant post on the following terms and conditions:-

- 1- His appointment in the first instance is purely temporary & will be on probation for a period of two years and can be terminated at any time, without assigning any reason on one month notice or in the payment of one month's salary in lieu of the notice.
- 2- His condition of service and other terms of appointment will be such as already prescribed by the Govt. of NWFP, S&GAD (Regulation Wing) Notification No. SORI(S&GAD)4-14/78 (Vol:II) dated 9-10-1989 and other relevant rules applicable to the service.
- 3- He will have to join duty at his own expenses.
- 4- He will have to produce a certificate of medical fitness from the Medical Superintendent of the District concerned or Civil Surgeon of the respective Agency within one week of the assumption of charge.
- 5- His character and antecedents are verified good by the police authorities.
- 6- In case he wishes to resign at any time, one month's notice will be necessary or in lieu thereof one month pay and allowances shall be forfeited.
- 7- The seniority position of the appointee shall stand intact in accordance with the merit assigned by the Departmental Selection Committee.
- 8- If he is willing to accept the post on the above terms and conditions, he should report for duty to the Principal, Government College of Commerce, Chitral within 30 days of the issue of this order otherwise the order of appointment will be treated as cancelled.
- 9- He will have to perform any duty assigned to him in connection with the affairs of this department.

(SAIFULLAH KHAN BURKI)
DIRECTOR.

Endst. No. DTE/Admn/2-1/97/135/2) Dated 02-8-1997

Copy forwarded for information and n/action to:-

1. The Principal, Govt. College of Commerce, Chitral with the direction to check the original documents of the appointee at the time of arrival report.
2. The District Accounts Officer, Chitral.
3. *Regd.* Mr. Gul Pais S/O Iqbal Nazar O/O Muhammad Ayub Khan Budget Section-I, Finance Deptt. Civil Secretariat, 3rd Floor Room No:4 48 Peshawar.
4. Personal File.

ATTESTED

DEPUTY DIRECTOR.

Annexure

"B"

PROVISIONAL SENIORITY LIST OF INSTRUCTORS / LECTURERS (BPS-17) GOVT: COLLEGES OF COMMERCE /
GOVT: COLLEGES OF MANAGEMENT SCIENCES / GOVERNMENT COMMERCIAL TRAINING INSTITUTE AS STOOD ON 28-02-2013.

Total Sanctioned posts: 255
Permanent: 255
Temporary:

Sr. No	Name of Incumbents with academic Qualification.	Date of Birth with Domicile	Date of 1st entry into Govt. Service	Regular appointment / promotion to the present post			Present appointment.
				Date	BPS	Method of Recruitment	
1.	Mr. Farman Ali Khan, M.Sc (Computer Sc-I).	01-03-1972 Lakki.	27-10-2001	27-10-2001	BS-17	By Initial.	Lecturer (Computer Science)
2.	Mr. Muhammad Yaseen, M.Sc (Computer Science-I)	2-1-1978 FR Kohat	01-05-2005	01-05-2005	BS-17	By initial	Lecturer (Computer Science)
3.	Mr. Jehangir Khan MA. English-II / B.Ed ii) M.B.A. (HRM).	10-03-1978 Mardan	13-05-2005	13-05-2005	BS-17	By Initial	Lecturer (English)
4.	Mr. Riaz Ali M. Sc (Computer Science-I) M.Phil.	20-08-1976 Swat	12-5-2005	12-05-2005	BS-17	By Initial	Lecturer (Computer Science)
5.	Mr. Rast Baz Khan i) M. Sc (Economics-II/D.Com	05-11-1959 Bannu	20-10-1986	29-05-2005	BS-17	By Promotion	Lecturer (ETS).
6.	Mr. Rast Baz Khan i) M.Com-II/D.Com.	20-10-1959 Bannu	09-10-1986	29-05-2005	BS-17	By Promotion	Lecturer (ETS).
7.	Mr. Inayat Ullah Jan i) M. Sc(Maths-II)	01-01-1967 Dir.	27-9-1990	29-05-2005	BS-17	By Promotion	Lecturer (Sta/B.Maths).
8.	Mr. Hussain Ali Shah i) M.Com-II	19-07-1962 Bannu	29-11-1986	29-05-2005	BS-17	By Promotion	Lecturer (Commerce).
9.	Mr. Jehan Zeb M.Com-I	08-03-1968 Peshawar.	27-1-1998	21-10-2005	BS-17	By initial	Lecturer (Commerce).

2010

10.	Mr. Riaz ud Din M.A. (English) II/ B.Ed/ PGD-TEFL.	03-03-1974 Swat	01-12-2005	01-12-2005	BS-17	By initial	Lecturer(English).
11.	Mr. Bacha Khan M.A.(English-II)	03-12-1979 Bunner	15-11-2005	15-11-2005	BS-17	By initial	Lecturer(English).
12.	Mr. Fazal Ahmad, i)M.A.(Urdu-II)/LLB. ii)M.A.(Islamiat-II).	10-02-1957 Thana	23-7-1986	27-01-2006	BS-17	By Promotion	Lecturer(Urdu).
13.	Mr. Abdul Naib Khan i) M.A.(Economics-II)/D.Com.	11-12-1964 Bannu.	29-10-1986	27-01-2006	BS-17	By Promotion	Lecturer(ETS).
14.	Mr. Muhammad Saeed i) M. Sc (Maths-I)/M. Ed.	03-09-1968 Swabi	23-10-1993	27-01-2006	BS-17	By Promotion	Lecturer(Stat.& B.Maths).
15.	Mr. Dawood Khan. i) M.B.A.	07-09-1963 Lakki	23-02-1987	27-01-2006	BS-17	By Promotion	Lecturer(Commerce)
16.	Mr. Muhammad Ajmal i) M.Com-I	22-04-1965 Mansehra.	24-02-1987	27-01-2006	BS-17	By Promotion	Lecturer(Commerce)
17.	Mr. Muhammad Shah Noor. i) M.Com-II	01-01-1962 Kohat	01-03-1987	11-02-2006	BS-17	By Promotion	Lecturer(Commerce)
18.	Mr. Farman Ullah M.A. Pak Studies-I	17-02-1981 Peshawar	01-04-2006	01-04-2006	BS-17	By Initial	Lecturer(Pak Studies)
19.	Mr. Maqbool Jalal i) M.A. Islamiat-II/C.Com	01-01-1959 Chitral	29-05-1983	26-05-2006	BS-17	By Promotion	Lecturer(ETS)
20.	Mr. Sajjad Khan i) M.A. Islamiat-II ii) D. Com	13-10-1964 Bannu	13-11-1986	26-05-2006	BS-17	By Promotion	Lecturer(ETS)
21.	Mr. Nadeem Anjum Ansari i) M.A. Urdu-II/D.com	15-08-1968 Peshawar	11-12-1989	26-05-2006	BS-17	By Promotion	Lecturer(ETS)
22.	Mr. Sultan Zeb i) M.Com-II	03-02-1962 Thana	17-03-1987	26-05-2006	BS-17	By Promotion	Lecturer(Commerce)
23.	Mr. Khalid Hussain i) M.Com-II	09-03-1963 Abbottabad	28-04-1987	26-05-2006	BS-17	By Promotion	Lecturer(Commerce)

24.	Mr. Muhammad Tariq i) M. Com-I	10-03-1963 Swabi	29-04-1987	26-05-2006	BS-17	By Promotion	Lecturer(Commerce)
25.	Mr. Alamgir i) M. Sc(Statistics-II).	06-01-1968 Swat	08-04-1995	26-05-2006	BS-17	By Promotion	Lecturer(Staté & B. Maths)
26.	Mr. Gul Faiz Khan i) M Com-II ii) M.A. P/Sc-II	26-10-1967 Chitral	03-08-1997	26-05-2006	BS-17	By Promotion	Lecturer(Commerce)
27.	Mr. Shafi-uz-Zaman i) M. Com-II	01-04-1958 Mardan	17-03-1984	26-05-2006	BS-17	By - Promotion	Lecturer(Commerce)
28.	Mr. Khan Muhammad i)M.A.(Islamiat-II)/D.Com.	01-04-1956 Dir.	08-03-1984	17-05-2007	BS-17	By Promotion	Lecturer(ETS)
29.	Mr. Ali Akbar Shah i) M.A.(Urdu-II)/D.Com.	18-10-1965 Mansehra.	16-05-1987	17-05-2007	BS-17	By Promotion	Lecturer(ETS)
30.	Mr. Gul Ibrahim Shah i) M.A.(Islamiat-II)/D.Com.	14-05-1959 Bannu.	25-11-1985	17-05-2007	BS-17	By Promotion	Lecturer(ETS)
31.	Mr. Muhammad Parwar i) M.A. (IR-II)/C.Com. ii) M.A.(Islamiat-I).	15-11-1958 Swabi.	12-01-1987	17-05-2007	BS-17	By Promotion	Lecturer(ETS)
32.	Mr. Shah Janan i) M. Sc. (Statistics)/C.Com.	22-02-1960 Bannu.	01-03-1987	17-05-2007	BS-17	By Promotion	Lecturer(ETS)
33.	Mr. Amin Ullah i) M. Sc (Maths-II).	25-05-1965 Peshawar.	15-10-1988.	17-05-2007	BS-17	By Promotion	Lecturer(Stat: B.Maths)
34.	Mr. Sajjad Ali i) M. Sc (Statistics-I) ii) M.A.(Economics-I). iii)M.S.(M.Phil)Mgt./B.Ed.	01-06-1979 Peshawar	25-09-2006	18-05-2007	BS-17	By initial	Lecturer(Stat: &B.Maths)
35.	Muhammad Asif i) M. Sc (Maths-I)/B.Ed.	01-09-1979 Khyber Agy.	18-05-2007	18-05-2007	BS-17	By initial	Lecturer(Stat.&B.Maths)
36.	Mr. Jamroz Khan i) M. Sc (Maths-I)/B.Ed./M.S.	01-01-1982 Peshawar	18-05-2007	18-05-2007	BS-17	By initial	Lecturer(Stat:&B.Maths)

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(12)

Annexure
= "C"

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 524/2011

Date of Institution. 29.03.2011
Date of Decision 04.04.2012



Nadeem Anjum Ansari, Instructor,
Government College of Management Sciences,
Peshawar.

(Appellant)

VERSUS

1. Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat, Peshawar.
2. Secretary Industries, Commerce, Labour, Technical Education and Manpower Training Department, Government of Khyber Pakhtunkhwa, Peshawar.
3. Secretary Finance Department, Government of Khyber Pakhtunkhwa, Peshawar.
4. Secretary, Establishment & Administration Department, Government of Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
5. Director General, Technical Education and Manpower Training Department, Khyber Pakhtunkhwa, Benevolent Fund Building Peshawar. (Respondents)

EX-AMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar
ATTESTED

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974.

MR. MUHAMMAD ZAFAR TAHIRKHELI,
Advocate

For appellant

MR. SHERAFGAN KHATTAK,
Addl. Advocate General,

For respondents

SYED MANZOOR ALI SHAH,
MR. NOOR ALI KHAN,

MEMBER
MEMBER

ATTESTED

JUDGMENT

SYED MANZOOR ALI SHAH, MEMBER.-

This appeal has been filed by Nadeem Anjum Ansari, the appellant under Section 4 of the Khyber Pakhtunkhwa Service Tribunals Act, 1974. It has been prayed that on acceptance of the appeal, the respondents may be directed to consider the appellant for promotion to the post of Assistant Professor (BPS-18) against the 80% quota reserved for promotion in view of the rules availing at the time of sanctioned availability/creation of the post with retrospective effect with all the benefits of service.

Brief facts of the case are that the appellant was selected and appointed as Junior Instructor (BPS-14) in Technical Education and Manpower Training Khyber

Pakhtunkhwa, Peshawar on 11.12.1989. He was promoted to the post of Instructor (BPS-17) on 26.5.2006. He is serving continuously in the said capacity till date. Having put in more than 22 years of service, he is entitled to be promoted as Assistant Professor (BPS-18) on the basis of seniority-cum-fitness. The Provincial Government had accorded sanctioned to the creation of different posts including Assistant Professors (BPS-18) in different Government Colleges of Commerce and Management Sciences vide different notifications dated 26.7.2007, to 19.2.2010, copies of which are available on record. The posts of Assistant Professors (BPS-18) were lying vacant since their sanction of creation and the respondent department was required to promote the Instructors (BPS-17) on the 80% of the available posts in view of the Technical Education Recruitment Rules issued vide notification No.SO(TE)/7-55/89, dated 1.9.1994. Working paper for the promotion of the eligible regular/acting charge officers was prepared and a proper advice to this effect was given to the Directorate General Technical Education and Manpower Training vide notification dated 24.10.2009. The respondent department delayed the case of promotion of Instructors (BPS-17) to the post of Assistant Professor (BPS-18) and amended the rules vide notification dated 3.12.2010. The 80% quota from promotion on the basis of seniority-cum-fitness from amongst the Lecturers/Instructors (BPS-17) (Commerce/Management Sciences) was reduced to 60% of the available vacancies and 20% quota for direct recruitment through Public Service Commission was enhanced to 40%. Feeling aggrieved, the appellant filed departmental appeal on 29.12.2010, which has not been decided within the statutory period of ninety days, hence this appeal.

3. The appeal was admitted to regular hearing on 3.5.2012 and notices were issued to the respondents. The respondents have filed their joint written reply and contested the appeal. The appellant also filed rejoinder in rebuttal.

4. Arguments heard and record perused.

5. The learned counsel for the appellant argued that the appellant was appointed as Junior Instructor in BPS-14 on 11.12.1989. He was then promoted as Instructor (BPS-17) on 26.5.2006. The Government of Khyber Pakhtunkhwa Education Department, notified Service Rules on 1.9.1994 for different posts including Assistant Professor (BPS-18). The post of Assistant Professor (BPS-18) to be filled in eighty percent by promotion on the basis of seniority-cum-fitness from amongst the Instructors who hold a Bachelors Degree in Technical subjects in the relevant field with five years service as such; and twenty percent by initial recruitment in the specified subject. Certain posts of Assistant Professor (BPS-18)

ATTESTED
 CLERK
 KHYBER PAKHTUNKHWA
 SERVICE COMMISSION
 Peshawar

80%

60%

were lying vacant in the department. Working papers of eligible Instructors including the appellant were prepared but the department delayed. The process of promotion on mala fide intentions for a period of more than two years. He further argued that the department Industries, Commerce and Technical Education Department vide notification dated 3.12.2010, amended the Service Rules and decreased the promotion quota from eighty percent to sixty percent and increased the direct recruitment quota from twenty percent to forty percent and the appellant has been deprived of his legal right to be considered for promotion against the post of Assistant Professor. He stated that the posts were lying vacant in the department before the amendment in the Service Rules, therefore it could not affect the promotion of the appellant as it is well-established principles of law that rules, regulation etc. framed or enacted cannot be given retrospective effect. He requested that the appeal may be accepted as prayed.

6. The learned AAG, on the other hand, argued that length of service is not the sole criteria to qualify a person for promotion, other conditions such as the availability of posts, seniority-cum-fitness are also taken into consideration. Promotion are always made with immediate effect. As per the fresh Recruitment & Promotion Rules notified on 3.12.2010, the promotion quota was reduced from 80% to 60%. There are 162 posts of Assistant Professor in the Commerce side, out of which 97 posts fall to the share of promotion quota and 65 posts fall to the share of initial recruitment. All the posts falling to promotion quota have already been filled in as per fresh recruitment and promotion rules. He requested that the appeal may be dismissed.

7. The Tribunal observes that the appellant was serving as Instructor (BPS-17). Certain posts of Assistant Professor were lying vacant in the department. Being eligible and fit for promotion, his working papers were prepared on the basis of 80% quota, for promotion against the post under the Service Rules notified in the year, 1994. The promotion process has been delayed by the department for the reasons best known to them. In the meantime, the department notified fresh Service Rules on 3.12.2010 wherein quota for promotion has been decreased from 80% to 60% and resultantly the promotion case of the appellant was returned to re-format it on the basis of newly circulated Service Rules. Under the law, rules, circulars or regulations made or enacted cannot be given retrospective effect. The appellant alongwith others should have been considered for promotion against the posts already available for them under the prevailing Service Rules. The Tribunal agrees with the arguments advanced by the learned counsel for the appellant.

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EX-100
 Khayrullah
 Service Tribunal
 Peshawar

Service Tribunal Peshawar

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8. In view of the above, the appeal is accepted and the respondents are directed to consider the appellant alongwith others for promotion from the date, when clear vacancies were available for them, subject to seniority/fitness etc. under the rules in vogue at that time. Parties are left to bear their own costs. File be consigned to the record.

9. This order will also dispose of the other connected appeals No. 525/2011, Rasta Baz Khan, No. 526/2011, Shafi-uz-Zaman, No. 527/2011, Inayatullah Jan, No. 528/2011, Jehan Zeb, No. 645/2011, Muhammad Saeed, No. 646/2011, Bacha Khan, No. No. 647/2011, Rast Baz Khan, No. 648/2011, Muhammad Tariq, No. 649/2011, Amin Ullah, No. 650/2011, Shah Jehan, No. 716/2011, Sajjad Khan, No. 717/2011, Sultan Zeb, No. 718/2011, Muhammad Parwar, No. 719/2011, Abdul Naib Khan, No. 720/2011, Gul Ibrahim Shah, No. 721/2011, Alamgir, No. 722/2011, Farman Ullah, No. 723/2011, Fazal Ahmad, No. 724/2011, Gul Faiz Khan, No. 725/2011, Muhammad Shah Noor and No. 726/2011, Maqbool Jafal in the same manner.

Khyber Pakhtunkhwa
Service Tribunal
Peshawar

ANNOUNCED
4.4.2012

(NOOR ALI KHAN)
MEMBER

(SYED MANZOOR ALI SHAH)
MEMBER

Certified to be true copy
MEMBER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

ATTESTED

Date of Registration of Application 17.4.2012
Number of Words 1600
Copying Fee 10/-
Urgent ?
Total 10/-
Name of Copyist Manzoor Ali Shah
Date of Completion of Copy 17.4.2012
Date of Delivery of Copy 17.4.2012

(16)

Annexure
D

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D

IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

PRESENT:
Mr. Justice Ejaz Afzal Khan
Mr. Justice Umar Ata Bandial

Civil Appeals No. 91-P to 112-P of 2013
(On appeal against the judgment dt. 01/01/2012 passed by the
Khyber Pakhtunkhwa Service Tribunal, Peshawar in Appeals No.
524 to 528, 615 to 650, 716 to 726 of 2011).

Govt. of KPK through Chief Secretary and others.

... Appellant
(in all cases)

versus

- Nadreem Anjum Ansari.
- Rasta Baz Khan.
- Shafuz Zaman.
- Inayatullah Jan
- Jehan Zeb. ✓
- Muhammad Saeed.
- Bacha Khan.
- Rasta Baz Khan
- Muhammad Tariq
- Aminullah.
- Shah Janan
- Sajjad Khan
- Sultan Zeb
- Muhammad Parwar
- Abdul Naib Khan
- Gul Ibrahim Shah
- Alangir
- Farmanullah
- Fazal Ahmad
- Gul Faiz Khan ✓
- Muhammad Shah Noor
- Muqbool Jalal.

ATTESTED

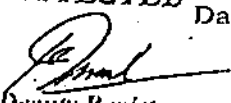
... Respondents

For the Appellant: Mian Arshad Jan, Addl. A. G. KPK
(in all cases)

For the respondents: Mr. Ejaz Anwar, ASC.
(in all cases)

ATTESTED

Date of hearing: 09.02.2015


Deputy Registrar,
Supreme Court of Pakistan,
Peshawar.

(7)

325/05 (2)

ORDER

EJAZ AFZAL KHAN, J. These appeals with the leave of the Court have arisen out of the judgment dated 1.1.2012 of the learned Service Tribunal whereby it allowed the appeals filed by the respondents by holding as under:-

"8. In view of the above, the appeal is accepted and the respondents are directed to consider the appellant alongwith others for promotion from the date when clear vacancies were available for them, subject to seniority/fitness etc. under the rules in vogue at that time. Parties are left to bear their own costs."

2. Points raised and noted at the time of grant of leave read as under:

"2. The learned Advocate General KPK submits inter alia that :

- i) the working paper relied upon by the respondents were only for promotion on officiating and not regular basis;
- ii) the respondents were promoted to BPS-17 on different dates in the year 2006 and by the year 2009 they were not even qualified for promotion to BPS-18 on regular basis, as according to the Rules of 1994 they had to gain five years experience in BPS-17 before they could be considered for promotion to the next higher grade and;
- iii) the Petitioner Department is empowered to change the promotion and recruitment rules at any time and the respondents are not invested with any right that their terms and conditions of service be regulated by particular rules".

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[Signature]
Registrar
Supreme Court of Pakistan
Islamabad

237 (3)

3. Learned Addl. A.G. appearing on behalf of the appellants contended that where it is the prerogative of the Government to enact and amend rules to update and uplift the service structure, no person can claim any vested right on the strength of a rule so long as he has not acquired a vested right. The learned Addl. A. G to support his contention, placed reliance on the case of "Dr. Alyas Qadeer Tahir. Vs. Secretary Ministry of Education (Now M/o CADD), Islamabad and others" (2014 SCMR 997).

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4. Learned ASC appearing on behalf of the respondents contended that where the vacancies occurred before the amendment of the rules and the officials working in scale-17 acquired a right for being considered for promotion to the next higher scale, subsequent amendment cannot take away such right. The learned ASC to support his contention placed reliance on the cases of "Water and Power Development Authority Lahore through Chairman and others. Vs. Haji Abdul Aziz and others" (2012 SCMR 965) and Muhammad Anjad and others. Vs. Dr. Israr Ahmed and others (2010 PLC (C.S.) 760.

5. We have gone through the entire record carefully and considered the submissions of the learned Addl. A.G for the appellants and the learned ASC for the respondents.

6. Before we appreciate the contentions of the learned Additional Advocate General for the appellant, it is worthwhile to refer to the rule subsisting during the period when

ATTESTED

[Signature]
 Deputy Registrar,
 Supreme Court of Pakistan,
 Peshawar.

(19)

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vacancies in the next higher scale occurred. The rule reads as under :-

1	2	3	4	5	6
3(d)	i)	a) Eighty percent by promotion on the basis of seniority-cum-fitness from amongst the instructions who held a Bachelors Degree in Technical subjects in the relevant field with five years service as such; and
.....	ii)	b) Twenty percent by initial recruitment in the specified subject.
.....	iii)	

7. The above quoted rule was amended by notification No. SOIII(IND)TE/4-13/20/Teaching Cadre dated 3.12.2010. The rule thus amended reads as under :-

"a) Sixty percent by promotion, on the basis of seniority-cum-fitness, from amongst the Lectures (BPS-17) (Commerce/Management Sciences), having Master's Degree in the relevant subjects with five years service as such;"

ATTENDED

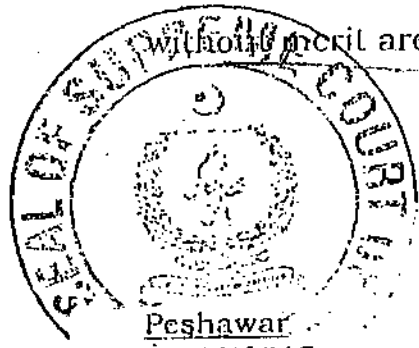
8. It is too settled to be cavilled at that it is the prerogative of the Government to enact and amend rules to update and uplift the service structure. Nobody, therefore, can claim any right much less vested thereunder. But it is not the case where vacancies occur in the next higher scale during the subsistence of the rules and yet they are not filled. Those who are eligible for promotion may not have acquired a vested right for promotion but they will certainly acquire a vested right for being considered therefor. If the department does not fill the vacancies soon after their occurrence under the

P. Meel
Deputy Registrar
Supreme Court of India
Peshawar

erstwhile dispensation from amongst the eligible persons, it is the fault of the department, therefore, they cannot be punished therefor. They are to be considered for promotion to the next higher scale under the erstwhile rules against the vacancies occurring during their subsistence. Subsequent amendment in the rules cannot take away such right. The cases of "Water and Power Development Authority Lahore through Chairman and others. Vs. Haji Abdul Aziz and others" and Muhammad Amjad and others. Vs. Dr. Israr Ahmed and others (supra) may well be referred to in this behalf. The case of "Dr. Alyas Qadeer Tahir. Vs. Secretary Ministry of Education (Now M/o CADD), Islamabad and others" (supra) being distinguishable has no relevance to the case in hand. The view taken by the Service Tribunal being in conformity with the dicta of this Court is not open to any interference.

ATTEST

9. For the reasons discussed above, these appeals being without merit are dismissed.



Peshawar
09.02.2015
MAZ.

9/2/15

Sd/- Ejaz Afzal Khan
Sd/- Umar Ata Bandial

Certified to be true copy

 Deputy Registrar,
 Supreme Court of Pakistan,
 Peshawar.

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Annexure
"E"

APPROVED

KHYBER PAKHTUNKHWA PUBLIC SERVICE COMMISSION

2- Fort Road Peshawar Cantt:

Website: www.nwfppsc.gov.pk

Tele: Nos. 091-9214131, 9213563, 9213750, 9212897

Dated: 28.02.2012

ADVERTISEMENT No. 01 / 2012.

Applications, on prescribed form, are invited for the following posts from Pakistani citizens having domicile of Khyber Pakhtunkhwa / F.A.T.A by 28.03.2012 (candidates applying from abroad by 11.04.2012). Incomplete applications and applications without supporting documents required to prove the claim of the candidates shall be rejected.

AGRICULTURE, LIVESTOCK AND DAIRY DEVE DEPTT:	
1.	<p>THREE (03) (LEFT OVER) POSTS OF FEMALE LIVESTOCK PRODUCTION OFFICER (HEALTH) IN L&DD DEPARTMENT.</p> <p>QUALIFICATION: (i) B.Sc (Hons) Animal Husbandry from a recognized University; or (ii) Doctor of Veterinary Medicine (DVM) or equivalent qualification in Veterinary Sciences from a recognized University and registered with Pakistan Veterinary Medical Council.</p> <p>AGE LIMIT: 22 to 35 years. PAY SCALE: BPS-17 ELIGIBILITY: Female. ALLOCATION: Two to Zone-1 and One to Zone-3.</p>
C&W DEPARTMENT	
2.	<p>TWO (02) (LEFT OVER) POSTS OF JUNIOR SCALE STENOGRAPHER IN COMMUNICATION & WORKS DEPARTMENT.</p> <p>QUALIFICATION: (i) Intermediate or equivalent qualification from a recognized Board. (ii) A speed of 60 words per minute in English Shorthand and 35 words per minute in English Typewriting and knowledge of Computer in using MS Word MS Excel.</p> <p>AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-12 ELIGIBILITY: Female. ALLOCATION: Merit.</p>
3.	<p>FIVE (05) POSTS OF SURVEYOR IN COMMUNICATION & WORKS DEPARTMENT.</p> <p>QUALIFICATION: (i) Secondary School Certificate from a recognized Board and (ii) Diploma in Associate Engineering in Civil Technology from the Board of Technical Education.</p> <p>AGE LIMIT: 18 to 30 years. PAY SCALE: BPS-11 ELIGIBILITY: Male. ALLOCATION: One each to Zone-1, 2, 3, 4, & 5.</p>
ESTABLISHMENT DEPARTMENT	
4.	<p>TWENTY EIGHT (28) POSTS OF JUNIOR SCALE STENOGRAPHER (BPS-12) IN ESTABLISHMENT DEPARTMENT (CIVIL SECRETARIAT)</p> <p>QUALIFICATION: (i) Intermediate or equivalent qualification from a recognized Board and (ii) A speed of 50 words per minute in English Shorthand and 35 words per minute in English Typewriting and knowledge of Computer in using MS Word and MS Excel.</p>

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TECHNICAL EDUCATION & MAN-POWER TRAINING DEPARTT:	
43.	<p>ONE (01) POST OF ASSOCIATE PROFESSOR IN ENGLISH FOR GOVT COLLEGES OF COMMERCE / GOVT COLLEGES OF MANAGEMENT SCIENCES</p> <p>QUALIFICATION: (i) Ph.D in the relevant subject from a recognized University, with one year experience in the relevant field, or (ii) M.Phil/ MS in the relevant subject from a recognized University, with three years teaching in the relevant filed, or (iii) Master's Degree in the relevant subject from a recognized University with twelve years experience in the relevant field.</p> <p>AGE LIMIT: 30 to 45 years. PAY SCALE: BPS-19 ELIGIBILITY: Male. ALLOCATION: Merit.</p>
44.	<p>TWENTY (20) POSTS OF MALE ASSISTANT PROFESSOR IN COMMERCE FOR GOVT COLLEGES OF COMMERCE / GOVT COLLEGES OF MANAGEMENT SCIENCES</p> <p>QUALIFICATION: (i) Ph.D in the relevant subject from a recognized University, or (ii) M.Phil/MS in the relevant subject from a recognized University, having two years teaching experience in the relevant field, or (iii) M.B,A/M.Com/BBA (Hons) in the relevant subject from a recognized University with five years experience of teaching or Business Management.</p> <p>AGE LIMIT: 30 to 45 years. PAY SCALE: BPS-18 ELIGIBILITY: Male. ALLOCATION: Merit.</p>
45.	<p>SIX (06) POSTS OF MALE ASSISTANT PROFESSOR IN ENGLISH FOR GOVT COLLEGES OF COMMERCE / GOVT COLLEGES OF MANAGEMENT SCIENCES</p> <p>QUALIFICATION: (i) Ph.D in the relevant subject from a recognized University, or (ii) M.Phil/ MS in the relevant subject from a recognized University with two years teaching experience in the relevant field, or (iii) Master's Degree in the relevant subject with five years experience of teaching in the relevant field.</p> <p>AGE LIMIT: 30 to 45 years. PAY SCALE: BPS-18 ELIGIBILITY: Male. ALLOCATION: Merit.</p>
46.	<p>FIVE (05) POSTS OF MALE ASSISTANT PROFESSOR IN COMPUTER SCIENCE FOR GOVT COLLEGES OF COMMERCE / GOVT COLLEGES OF MANAGEMENT SCIENCES</p> <p>QUALIFICATION: (i) Ph.D in the relevant subject from a recognized University, or (ii) M.Phil/MS in the relevant subject from a recognized University with two years teaching experience in the relevant filed, or (iii) Master's Degree in the relevant subject with five years experience of teaching in the relevant field.</p> <p>AGE LIMIT: 30 to 45 years. PAY SCALE: BPS-18 ELIGIBILITY: Male. ALLOCATION: Merit.</p>
47.	<p>FIVE (05) POSTS OF MALE ASSISTANT PROFESSOR IN ECONOMICS FOR GOVT COLLEGES OF COMMERCE / GOVT COLLEGES OF MANAGEMENT SCIENCES</p> <p>QUALIFICATION: (i) Ph.D in the relevant subject from a recognized University, or (iii)</p>

(H) The place of duty of Five (05) Posts of Library Assistant (B-11) Law Deptt: in the office of Advocate General appearing at S.No.76,77 of this Commission's Advt: No.04/2011 may be read as under:-

1. One Post in Additional Advocate-General's Office at Supreme Court, Islamabad.
2. One Post in Additional Advocate-General's Office, Service Tribunal Peshawar.
3. One Post in Additional Advocate-General's Office Abbottabad.
4. One Post in Additional Advocate-General's Office D.I.Khan.
5. One Post in Additional Advocate-General's Office Bannu.

GENERAL CONDITIONS

- (i) Age shall be reckoned on 28.03.2012. Maximum age limit as prescribed in the recruitment rules shall be relaxed upto 10 years for Govt Servants who have completed 2 years continuous service and upto 3 years for candidates belonging to backward areas specified in the appendix attached to the NWFP Initial Appointment to Civil Posts (Relaxation of Upper Age Limit) Rules, 2008. However, a candidate shall be allowed relaxation in age in one of the above categories provided that the candidates from backward areas, in addition to automatic relaxation of three years shall be entitled to one of the relaxations available to Govt Servants, general or disabled candidates, whichever is relevant and applicable to them.
- (ii) Degrees / Diploma / Experience Certificates / Testimonials of unrecognized Institution are not accepted. Only original Degrees / Certificates are accepted. However, the candidates can apply on provisional certificate signed by the Controller of Examination of the respective Institution but candidates shall produce original degrees / certificates before their selection. Detail Marks Certificates for all the examinations shall necessarily be required and these should be attached with the application forms.
- (iii) Ex-armed Forces Personnel must send copy of Discharge Certificate with their applications. Govt. / Semi Govt. / Autonomous / Semi Autonomous Bodies employees may apply direct but their Departmental Permission Certificates should reach within 30 days of the closing date.
- (iv) Applications should be on the prescribed application form obtainable from the listed below branches of the NATIONAL BANK OF PAKISTAN. Application Fee is Rs.285/- (Rupees Two Hundred Eighty Five only) for all the candidates. In addition to the application fee, the candidates will have to pay Rs.15/- (rupees, fifteen only) on account of Bank Charges. Separate application form will be required for each advertised category of posts. Application forms obtained other than the specified branches of the National Bank will be considered invalid and such applications will not be entertained. The applications on plain paper or Photostat shall not be accepted. Incomplete and late applications shall not be accepted which shall be rejected. Candidates can also apply online through the Commission's website (www.nwfppsc.gov.pk). However the application fee needs to be deposited in State Banks of Pakistan or a National Bank of Pakistan Branch under head of account No. C02101- Organs of State-Examination Fee of NWFP PSC through Challan. The same alongwith attested copies of all the documents need to be submitted to the Commission within 10 days.
- (v) Applications must be submitted within time as no extra time is allowed for postal transit. The applications if submitted on the last date for receipt of applications, must reach the Commission's office by the closing hours.
- (vi) Applicants married to Foreigners are considered only on production of the Govt. Relaxation Orders.
- (vii) No applicant shall be considered in absentia on paper qualifications unless, he/she possesses exceptionally higher qualifications than the minimum prescribed qualification for a particular post(s).
- (viii) Govt. reserves the right not to fill any or fill more or less than the advertised post(s).
- (ix) Candidates who have already availed three chances by physical appearance before the Commission and have failed for the post(s) having one and the same qualifications and scale of pay shall be ineligible.



GOVERNMENT OF KHYBER PAKHTUNKHWA
INDUSTRIES, COMMERCE & TECHNICAL
EDUCATION, DEPARTMENT

NOTIFICATION

No. SOIII(IND)4-3/2014 On the recommendations of the Khyber Pakhtunkhwa Public Service Commission, and in pursuance of the provisions contained in sub-section(2) of section-19 of the Khyber Pakhtunkhwa, Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973), as amended by the Khyber Pakhtunkhwa, Civil Servants (Amendment) Act, 2005 (Khyber Pakhtunkhwa Act No. IX of 2005), the competent Authority is pleased to order the appointment of the following candidates as Assistant Professors in Commerce (BPS-18) in the Director General, Technical Education & Manpower Training, Khyber Pakhtunkhwa subject to the terms and conditions mentioned hereunder:-

S.No.	Name and Father name	Domicile/ Zone
1.	Muhammad Nazir Shah S/o Muhammad Zahir Shah	Bannu/4
2.	Muhammad Tahir S/o Rosha Khan	Manshra/5
3.	Jehanzeb S/o Gul Zaman	Peshawar/2
4.	Munawar Khan S/o Dilwar Khan	Nowshera/5
5.	Farukh Sultan S/o Awal Khan	Peshawar/2
6.	Zarrar Zia Ud Din S/o Qazi Zia Ud Din	Kohat/4
7.	Muhammad Arif S/o Usman Khan	Swabi/2
8.	Shoukat Hayat Khan S/o Muhammad Afzal	Chitral/3
9.	Waseem Ullah Khan S/o Hajat Khan	Karak/4
10.	Wilayat Shah S/o Fazli Raziq	Charsadda/2
11.	Muhammad Yasir S/o Muhammad Afsar	Manshra/5
12.	Bahadar Khan S/o Umar Hamad	Dir/3
13.	Hussain Ullah S/o Hakim Ullah	Chitral/3
14.	Gul Faiz Khan S/o Lizat Nazar	Chitral/3

TERMS AND CONDITIONS

i. They will, have all rights/privileges contained in Khyber Pakhtunkhwa Civil Servants Acts, 1973 with all amendments made therein including Khyber Pakhtunkhwa, Civil Servants (Amendment) Act 2013, and Rules made thereunder.

ii. They will, initially, be on probation for a period of one year.

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22. 3. 2014

ATTESTED

- iii. Their services will be liable to termination at any time without assigning any reasons, before the expiry of the period of probation/extended period of probation, if their work during this period is not found satisfactory. In such an event, they will be given a month's notice of termination from service or one month's pay in lieu thereof. In case they wish to resign at any time, a month's notice shall be necessary or in lieu thereof a month's pay shall be forfeited.
- iv. In case of disciplinary matters, Khyber Pakhtunkhwa, Government Servants (Efficiency & Discipline Rules), 2011 shall be applicable.
- v. They will not be entitled to any TADA on their first appointment as Assistant Professor (Commerce) (BPS-18) in the Directorate General of Technical Education & Manpower Training, Khyber Pakhtunkhwa.

2. On their appointment, the Competent Authority has been further pleased to order the following postings in the Directorate General of Technical Education & Manpower Training, Khyber Pakhtunkhwa with immediate effect:-

S.No	Name of incumbent	Posted as
1.	Muhammad Nazir Shah	Assistant Professor (Commerce) at Govt; College of Management Sciences, Kohat
2.	Muhammad Tahir	Assistant Professor (Commerce) at Govt; College of Management Sciences, Abbottabad
3.	Jehanzeb	Assistant Professor (Commerce) at Govt; College of Management Sciences, Peshawar
4.	Munawar Khan	Assistant Professor (Commerce) at Govt; College of Commerce No.02, Hayatabad, Peshawar
5.	Farukh Sultan	Assistant Professor (Commerce) at Govt; College of Commerce, No.2, Hayatabad, Peshawar
6.	Zarrar Zia Ud Din	Assistant Professor (Commerce) at Govt; College of Management Sciences, Kohat
7.	Muhammad Arif	Assistant Professor (Commerce) at Govt; College of Management Sciences, Swabi
8.	Shoukat Hayat Khan	Assistant Professor (Commerce) at Govt; College of Management Sciences, Peshawar
9.	Waseem Ullah Khan	Assistant Professor (Commerce) at Govt; College of Management Sciences, D.I.Khan
10.	Wilayat Shah	Assistant Professor (Commerce) at Govt; College of Management Sciences, Charsadda
11.	Muhammad Yasir	Assistant Professor (Commerce) at Govt; College of Management Sciences, Manshra
12.	Bahadar Khan	Assistant Professor (Commerce) at Govt; College of Management Sciences, Thana
13.	Hussain Ullah	Assistant Professor (Commerce) at Govt; College of Management Sciences, Chitral
14.	Gul Faiz Khan	Assistant Professor (Commerce) at Govt; College of Management Sciences, Chitral

Handwritten signature/initials

3. If the above terms and conditions are acceptable to them, they should report for duty to the Principal of the Institute noted above within seven days of the receipt of this order.

ATTESTED

-Sd-
Secretary to Govt. of Khyber Pakhtunkhwa,
Industries, Commerce & Technical Education
Department.

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4200-30

Endst:No.SOIII(IND)4-3/2014

Dated Pesh, the 13th March. 2014

Copy is forwarded to:-

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar
2. The Director General, TE&MT Khyber Pakhtunkhwa, Peshawar alongwith all relevant documents (in original) of the Officers for record.
3. The District Accounts Officers, Kohat, Abbottabad, Nowshera, Swabi, D.I.Khan, Charsadda, Mansehra, Thana and Chitral
4. The Director Recruitment, Khyber Pakhtunkhwa, Public Service Commission, Peshawar.
5. The Principals, Govt; College of Management Sciences, Kohat, Abbottabad, Peshawar, Swabi, D.I.Khan, Charsadda, Thana, Chitral
6. The Principals, Govt; College of Commerce No.02 Nowshera and Hayatabad Peshawar.
7. The Controller, Printing & Stationery Department, Peshawar
8. The Officers concerned (on their postal address).
9. File/office copy.

4200-30

(TARIQ ALI KHAN)
SECTION OFFICER-III

27

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GOVERNMENT OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES AND
LIBRARIAN DEPARTMENT

Date: 11/05/2020

NOTIFICATION

No. SO (GHS) HD/1-21/19/2020. Government of Khyber Pakhtunkhwa on the recommendation of Provincial Selection Committee is pleased to notify intimated promotion of the following Lecturers (BPS-17) to the post of Assistant Professor (BPS-18) (Commerce Wing) w.o.f the this mentioned highest rank:

(Signature)

ATTESTED

Sr. No.	Name & Designation	Present Posting	w.o.f
1	Muhammad Yuseen, Assistant Professor	GCMS, Kohat	12-04-2011
2	Jehangir Khan, Assistant Professor	GCMS, Mardan	12-04-2011
3	Riaz Ali, Assistant Professor	GCMS, Sangaini	12-04-2011
4	Razi Daz Khan, Assistant Professor	GCMS, Dal Khan	12-04-2011
5	Razi Daz Khan, Assistant Professor	GCMS, Peshawar	12-04-2011
6	Imyat Ullah Jan, Assistant Professor	GCMS, Peshawar	12-04-2011
7	Muhammad Ali Shih, Assistant Professor	GCMS, Bahau	12-04-2011
8	Riaz-ud-Din, Assistant Professor	GCMS, Sangaini	12-04-2011
9	Brahn Khan, Assistant Professor	GCMS, Noswhem-2	12-04-2011
10	Fazal Ahmad, Assistant Professor	GCMS, Thana	12-04-2011
11	Abdul Nalib Khan, Assistant Professor	GCC No.02 Bahau	12-04-2011
12	Muhammad Saeed, Assistant Professor	GCMS, Swabi	12-04-2011
13	Darwood Khan, Assistant Professor	GCMS, Larkki	12-04-2011
14	Muhammad Ajmal, Assistant Professor	GCMS, Muzaham	12-04-2011
15	Muhammad Shah Noor, Assistant Professor	GCMS, Ilargu	12-04-2011
16	Marqoon Jilani, Assistant Professor	GCMS, Chitral	26-05-2011
17	Sajjad Khan, Assistant Professor	GCC No.02 Bahau	26-05-2011
18	Nadeem Anjum Ansari, Assistant Professor	GCMS, Peshawar	26-05-2011
19	Sultan Zeb, Assistant Professor	GCMS, Thana Malakand	26-05-2011
20	Atangil Khan, Assistant Professor	GCMS, Thana Malakand	26-05-2011
21	Shah-uz-Zaman, Assistant Professor	GCMS, Julluzai Nowshera	26-05-2011

(Signature)

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22	All Akbar Shah, Assistant Professor	GCMS, Abbottabad	17-05-2012
23	Qut Ibrahim Shah, Assistant Professor	GCC No.02, Barhu	17-05-2012
24	Muhammed Farwar, Assistant Professor	GCMS, Swabi	17-05-2012
25	Shah Junaid, Assistant Professor	GCMS, Peshawar	17-05-2012
26	Amin Ullah Assistant Professor	GCMS, Peshawar	17-05-2012

ATTACHED

**SECRETARY TO
GOVT. OF KHYBER PAKHTUNKHWA,
HIGHER EDUCATION, DEPARTMENT**

Encl: No. & date given:

Copy of the above is forwarded to the:-

- 1- Director General, Commerce Education, and Management Sciences, Chamkani More, near Govt. Polytechnic Institute, Sardar Ghar Peshawar.
- 2- Principals, Government College of Management Sciences/Government College of Commerce concerned.
- 3- Accountant General Khyber Pakhtunkhwa Peshawar.
- 4- District Accounts Officers, concerned.
- 5- PS to Secretary, Higher Education Department.
- 6- Officers concerned.


(IBAD ULLAH)
SECTION OFFICER (CE&MS)

(29)

**GOVERNMENT OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES AND
LIBRARIES DEPARTMENT**

DATED PESHAWAR THE 7/03/2017

NOTIFICATION

No.SO(CE&MS)HED/1-8/: 72 ✓-4 ✓, Government of Khyber Pakhtunkhwa on the recommendations of Provincial Selection Board is pleased to promote the following Lecturers (BPS-17) to the post of Assistant Professors (BPS-18) (Commerce Wing) on regular basis, with immediate effect:-

Sr.No.	Name, Designation and Present Posting
1	Muhammad Yaseen, Lecturer GCMS, Kohat.
2	Jehangir Khan, Lecturer GCMS, Mardan.
3	Riaz Ali, Lecturer GCMS, Sangota.
4	Rasta Baz Khan, Lecturer GCMS, Peshawar
5	Rast Baz Khan, Lecturer GCMS, D.I.Khan
6	Inayat Ullah Jan, Lecturer GCMS, Jallozia Nowshera.
7	Hussain Ali Shah, Lecturer GCMS, Bannu.
8	Riaz-ud-Din, , Lecturer GCMS, Sangota
9	Bacha Khan, Lecturer GCMS, Noswhera.
10	Abdul Naib Khan, Lecturer GCC No.02 Bannu.
11	Muhammad Saeed, Lecturer GCMS, Swabi.
12	Dawood Khan, Lecturer GCMS, Lakki.
13	Muhammad Shah Noor, Lecturer GCMS, Kohat.
14	Magbool Jalal, Lecturer GCMS, Chitral.
15	Sajjad Khan, Lecturer GCC No.02 Bannu.
16	Nadeem Anjum Ansari, Lecturer GCMS, Peshawar.
17	Sultan Zeb, Lecturer GCMS, Thana Malakand.
18	Alamgir Khan Lecturer GCMS, Thana Malakand
19	Shafi-uz-Zaman, Lecturer GCMS, Jallozai Nowshera.
20	Ali Akbar Shah, Lecturer GCMS, Abbollabad.
21	Gul Ibrahim Shah , Lecturer GCC No.02 Bannu.
22	Muhammad Parwar, Lecturer GCMS, Swabi.
23	Shah Janan, Lecturer GCC No.02 Peshawar.
24	Amin Ullah Lecturer GCC No.02 Peshawar.

The officers on promotion will remain on probation for a period of one year extendable up to two years in terms of Section 6(2) of Khyber Pakhtunkhwa Civil Servants Act, 1973 read with Rule-15 of Khyber Pakhtunkhwa Civil Servants (Appoint, Promotion & Transfer) Rules, 1989. Posting orders of the above officers will be issued in due course of time.

**SECRETARY TO
GOVT: OF KHYBER PAKHTUNKHWA,
HIGHER EDUCATION, DEPARTMENT**

Endst: No. & date even:



Copy of the above is forwarded to the:-

- 1- Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
- 2- Director General, Commerce Education, and Management Sciences, Chamkani More, near Govt: Polytechnic Institute, Sardar Ghari Peshawar with the request to furnish posting proposal

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- 3- Principals, Government College of Management Sciences,
Government College of Commerce concerned.
- 4- Accountant General Khyber Pakhtunkhwa Peshawar.
- 5- Districts/Agency Accounts Officers, concerned.
- 6- PS to Advisor to Chief Minister for Higher Education & Information
Khyber Pakhtunkhwa.
- 7- PS to Secretary, Higher Education Department.
- 8- Manager, Government Printing Press, Khyber Pakhtunkhwa,
Peshawar.
- 9- Officers concerned.


SECTION OFFICER (CE&MS)



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**GOVERNMENT OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES AND
LIBRARIES DEPARTMENT**

DATED PESHAWAR THE 15/03/2017

NOTIFICATION

No.SO(CE&MS)HED/1-B/181(1-4) In continuation to this Department's Notification No.SO(CE&MS)HED/1-B/72 dated 10/03/2017, the competent Authority is pleased to order the posting of the following officers (Assistant Professors BPS-18) in Commerce Colleges as mentioned against each v.e.f 10.03.2017, in the best public interest.

Sl#	Name & Designation	Place of posting
1	Muhammad Yasoon, Assistant Professor (BPS-18) Computer Science	Assistant Professor BPS-18 Govt. College of Management Sciences, Kohat against the vacant post
2	Jahangir Khan, Assistant Professor (BPS-18) English	Assistant Professor BPS-18 Govt. College of Management Sciences, Mardan against the vacant post. (He will continue to work in HED as staff gap arrangement).
3	Riaz Ali, Assistant Professor (BPS-18) Computer Science.	Assistant Professor BPS-18 Govt. College of Management Sciences, Sangota (Swat) against the vacant post
4	Rasta Baz Khan, Assistant Professor (BPS-18) ETS	Assistant Professor BPS-18 Govt. College of Management Sciences, Peshawar against the vacant post
5	Rast Baz Khan, Assistant Professor (BPS-18) ETS	Assistant Professor BPS-18 Govt. College of Management Sciences, D.I.Khan against the vacant post
6	Inayat Ullah Jan, Assistant Professor (BPS-18) Maths	Assistant Professor BPS-18 Govt. College of Management Sciences, Peshawar against the vacant post
7	Hussain Ali Shah, Assistant Professor (BPS-18) Commerce	Assistant Professor BPS-18 Govt. College of Commerce No.2, Bannu against the vacant post
8	Riaz-ud-Din, Assistant Professor (BPS-18) English	Assistant Professor BPS-18 Govt. College of Management Sciences, Sangota (Swat) against the vacant post
9	Bacha Khan, Assistant Professor (BPS-18) English	Assistant Professor BPS-18 Govt. College of Commerce No.2, Nowshera against the vacant post
10	Abdul Naib Khan, Assistant professor (BPS-18) ETS	Assistant Professor BPS-18 Govt. College of Commerce No.2, Bannu against the vacant post
11	Muhammad Saeed, Assistant Professor (BPS-18) Maths	Assistant Professor BPS-18 Govt. College of Management Sciences, Swabi against the vacant post
12	Dawood Khan, Assistant Professor (BPS-18) Commerce	Assistant Professor BPS-18 Govt. College of Management Sciences, Lakkai against the vacant post
13	Muhammad Shah Noor, Assistant Professor (BPS-18) Commerce	Assistant Professor BPS-18 Govt. College of Management Sciences, Kohat against the vacant post
14	Maqbool Jalal, Assistant Professor (BPS-18) ETS	Assistant Professor BPS-18 Govt. College of Management Sciences, Chitral against the vacant post
15	Sajjad Khan, Assistant Professor (BPS-18) ETS	Assistant Professor BPS-18 Govt. College of Management Sciences, Bannu against the vacant post



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16	Nadeem Anjum Ansari, Assistant Professor (BPS-18) ETS.	Assistant Professor BPS-18 Govt. College of Management Sciences, Peshawar against the vacant post
17	Sultan Zeb, Assistant Professor (BPS-18) Commerce	Assistant Professor BPS-18 Govt. College of Management Sciences, Buner against the vacant post
18	Alamgir Khan, Assistant Professor (BPS-18) Maths	Assistant Professor BPS-18 Govt. College of Management Sciences, Thana (Malakand) against the vacant post
19	Shafi-uz-Zaman, Assistant Professor (BPS-18) Commerce	Assistant Professor BPS-18 Govt. College of Management Sciences, Nowshera against the vacant post
20	Ali Akbar Shah, Assistant Professor (BPS-18) ETS.	Assistant Professor BPS-18 Govt. College of Management Sciences, Abbottabad against the vacant post
21	Gul Ibrahim Shah Assistant Professor (BPS-18), ETS	Assistant Professor BPS-18 Govt. College of Commerce No.2, Bannu against the vacant post
22	Muhammad Parwar, Assistant Professor (BPS-18) ETS	Assistant Professor BPS-18 Govt. College of Management Sciences, Swabi against the vacant post
23	Shah Janan, Assistant Professor (BPS-18) ETS.	Assistant Professor BPS-18 Govt. College of Management Sciences, Peshawar, against the vacant post
24	Amin Ullah Assistant Professor (BPS-18) Maths	Assistant Professor BPS-18 Govt. College of Management Sciences, Peshawar, against the vacant post

SECRETARY TO
GOVT. OF KHYBER PAKHTUNKHWA,
HIGHER EDUCATION, DEPARTMENT

Endst: No. & date even:

Copy of the above is forwarded to the:-

- 1- Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
- 2- Director General, Commerce Education, and Management Sciences, Chamkani More, near Govt. Polytechnic Institute, Sardar Ghañi Peshawar.
- 3- Principals, Government College of Management Sciences, / Government College of Commerce concerned.
- 4- Accountant General Khyber Pakhtunkhwa Peshawar.
- 5- Districts/Agency Accounts Officers, concerned.
- 6- PS to Advisor to Chief Minister for Higher Education & Information Khyber Pakhtunkhwa.
- 7- PS to Secretary, Higher Education Department.
- 8- Manager, Government Printing Press, Khyber Pakhtunkhwa, Peshawar.
- 9- Officers concerned.

SECTION OFFICER (CER.)

is not responsive
Inland Registered

To,

The worthy chief secretary
Khyber Pakhtunkhwa Peshawar

Annexure

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ATTESTED

Subject: **DEPARTMENTAL APPEAL FOR ANTEDATED
PROMOTION IN LIGHT OF JUDGMENT OF
HONORABLE SUPREME COURT DATED: 09-02-2015.**

Respectfully Sheweth,

1. That petitioner had filed a service appeal along with other colleagues for promotion to the post of assistant professor BPS 18, which was decided in favor of petitioner /appellant on 4-4-2012.
(Copy of decision dated 4-4-2012 attached here with as annexure A)
2. That from the judgment of learned service tribunal respondents/ department filed leave to appeal before supreme court against order /judgment passed by service tribunal 4-4-2012, which was dismissed and supreme court of Pakistan upheld the judgment of court below on 09 -2-2015.
(Copy of order /judgment order dated 09-2-2015 attached here with as annexure B)
3. That In the year 2012 the advertisement no: 01/2012 was announced by kppsc for the post of BPS 18 , the appellant had applied for the said post and got recommended by the kppsc as Assistant professor BPS 18.
(Copy o advertisement and notification attached here with as annexure C, D)
4. That notification no: SO (CEAMS) HED/1-2...Dated 11-05-2020 the respondents /department had compliance the order of honorable supreme court and recommended all the petitioners in civil appeal no :91-p of 112-p/2013 except the present appellant and given antedated promotion to the aggrieved civil servants but appellant /petitioner has been ignored despite the fact that appellant/petitioner named has been mentioned in the judgment of honorable supreme court .
(Copy of notification is attached here with as annexure E)
5. That the appellant prior to, joining the post of lecturer BPS-17 was among the top 05 in the seniority list. While lecturers BPS-17 juniors to the appellant were promoted to BPS-18 in March 2017.
6. That the appellant has been discriminated and has been deprived of the legal benefit by the respondents without justifiable reason and the same is clear cut violation Supreme Court's order. And against the valuable rights of appellant.

It is therefore humbly prayed that on acceptance of this petition /appeal the appellant may kindly be considered for antedated promotion, in light of order/judgment of honorable Supreme Court dated: 09 -2 -2015 as per his number in the initial seniority list.

Appellant
GulFaiz khan
Professor GCMS, Chitral

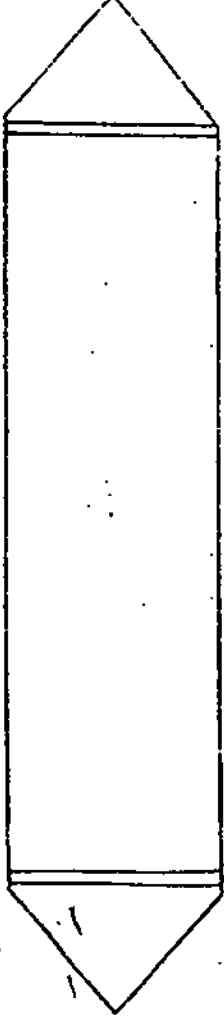
Dated: 30-05-2024

Copy for information forward to ;

1. Secretary to Govt of Khyber Pakhtunkhwa Higher Education Department
2. Director General Commerce and Management Education Peshawar

(38)

بعد الٹ چیمبرین خیمہ کھنڈ کو آہ کوئی ڈیوہول لیکچر



2024ء پنجاب ایمرانٹ

گلنغین خان بنام گورنمنٹ آف KP کیمپ

موزونہ

مقدمہ

ڈکوئی

جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے بیرونی وجوہ دی اہل کاروائی کا کامل اختیار ہوگا۔ نیز
آن مقام کے واسطے سوائے کیلئے ایوز ملی خان اینڈ شکیل درانی ایڈووکیٹس ڈی لورٹ

مقرر کر کے اتر ارا کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو راضی نامہ کرنے سے تقریر نالت، فیصلہ بر حلف دینے، جواب دہی اور اقبال و عوامی اور
بصورت ڈگری کرنے اور اجراء اور وصولی چیک اور پیو اور عرضی و عوامی اور در خواست ہر قسم کی تصدیق
زرا میں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم بیرونی یا ڈگری کی طرف نہ یا اینجیل کی برآمدگی اور منسوخ
نیز وائز کرنے اور اہل گمرانی و نظر ثانی و بیرونی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار کوئی کو اپنے ہمراہ یا اپنے بجائے تقریر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو کسی بھی جملہ مذکورہ اختیارات حاصل ہوں گے اور اس کا ساتھ
پر وائز منظور قبول ہوگا۔ دوران مقدمہ میں جو چیز چاہے جاننا اترائے مقدمہ کے سبب سے ہوگا۔
کوئی تاریخ پیشی مقام دورہ ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے کہ بیرونی
ڈگری کریں۔ لہذا کالت نامہ لکھ دیا کہ سند ہے۔

bc-12-3659

CNIC: 152024823353-7

cell No. 03329197729 2024

الذی واہ البی

Attested
and accepted

(Signature)

کے لئے منظور ہے۔

جسٹس اور سٹو

مقام

Office address: Ghazi tower c-3-30d floor opposite
Shahi Bagh Gate near Govt college Peshawar

Mobile no: 05404555714: E-mail

... .. 2709@mail.com

گیلنغین خان
(ایمرانٹ)