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BEFORE THE HON'BLE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL

SERVICE APPEAL NO.1405/2024

Muhammad Nabi,(Appellant)

VERSUS

1. Chief Secretary, Khyber Pakhtunkhwa,
2. Secretary, Establishment & Administration Department.
3. Secretary, Finance Department.....(Respondents)

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Section Officer (Litigation)
Government of KP
Establishment Department

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

SERVICE APPEAL NO.1405 OF 2024

Muhammad Nabi,(Appellant)

VERSUS

- 1. Chief Secretary, Khyber Pakhtunkhwa,
- 2. Secretary, Establishment & Administration Department.
- 3. Secretary, Finance Department.....(Respondents)

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS

RESPECTFULLY SHEWETH,

Khyber Pakhtunkhwa
Service Tribunal

PRELIMINARY OBJECTIONS:

Casey No. 17865
Dated 12-11-24

- 1. That the appellant has got no locus standi to file the instant appeal.
- 2. That the Appellant has got no cause of action to institute the instant Appeal.
- 3. That the Appellant has not come to this Hon'ble Court with clean hands.
- 4. That the Appeal is not maintainable in the present form.
- 5. That the appellant is estopped by his own conduct to file the instant Appeal.
- 6. That the Appeal has been filed with mala fide intention.

FACTS:

- 1. Pertains to the record of Service Tribunal.
- 2. Pertains to the record of Service Tribunal.
- 3. Pertains to the record of Service Tribunal.
- 4. Pertains to the record of Service Tribunal.
- 5. Pertains to the record of Service Tribunal
- 6. Correct to the extent that the mentioned amendment has been made by the Establishment Department in light of the judgment dated 14-01-2021 of Khyber Pakhtunkhwa Service Tribunal in appeal No. 868/2019 titled Ifikhar Khan, Assistant (BPS-16) Khyber Pakhtunkhwa Service Tribunal VS Government of Khyber Pakhtunkhwa through Chief Secretary and three other respondents which has been challenged before the Apex Court and pending for adjudication. It is submitted that under Rule 3(2) of the Khyber Pakhtunkhwa, Civil Servants APT Rules, 1989, the method of appointment, qualification and other conditions applicable to post shall be such as laid down by the Department concerned in consultation with S&GAD and Finance Department (Annex-I) Under the Rule ibid SSRC has been constituted vide Establishment Department's Notification dated 09-02-2022 (Annex-II), which has the mandate inter alia to: (i) frame service Rules and make amendments thereto in respect of Provincial Government Departments; (ii) Administrative Department will prepare draft amendment notification and will get the same vetted by Law Department; (iii) Rules or amendments thereto will be notified after

obtaining approval of the Secretary Establishment. It is further submitted that in light of observations contained in Service Tribunal's Judgment dated 14-01-2021 in S.A 868/2019, the service rules of the staff of the Service Tribunal were discussed in detail in a meeting of SSRC held on 10-01-2024 (**minutes at Annex-III**) wherein the forum had agreed inter-alia to the amendment in the Service rules of the post of Additional Registrar /Superintendent/Budget and Account Officers (BS-17) without the condition of having any required qualification. However, at the vetting stage, Law Department raised certain observations vide letter dated 22-03-2024 (**Annex-IV**) thereby advising to reconsider the same in SSRC meeting. Law Department's observations include that employees with lower qualification if promoted as Additional Registrar/Superintendent /Budget & Account Officers (BS-17) would not be able to run the affairs of such posts. Therefore, the matter was again placed before the meeting of SSRC held on 29-03-2024 (**minutes at Annex-V**) and after due deliberation the forum agreed inter alia to service rules of the post of AR/Supdt/B&A Officer (BS-17) with graduation as mandatory, qualification. The amendments were notified vide Establishment Department Notification dated 01-04-2024 (**Annex-VI**) after vetting by Law Department.

7. As already explained in Para-6 above.
8. **Incorrect**, as stated in the preceding paras and observations of Service Tribunal judgement dated 14.01.2021 in Service Appeal No 868/2019, a joint Seniority list is required to be maintained of Office Assistants, Assistant Registrar, Law Drafter and Cashier-cum-Assistant (BPS-16) by clubbing them and giving effect that the office Assistants (BPS-16) have nine posts with meagre promotion prospects against the only post of Superintendent (BPS-17).
9. **Correct** to the extent that the official submitted his departmental appeal and the Khyber Pakhtunkhwa Service Tribunal was requested vide letter No.SOE-III(E&AD)/5-1/KP-ST/SR-M/2024 dated 14.05.2024 for views / comments. Accordingly, Khyber Pakhtunkhwa Service Tribunal replied vide letter No.1470/ST dated 05.06.2024 and stated that rules were amended vide Notification No.SOE-III(E&AD)/5-1/KP-ST/SR-M/2024 dated 01.04.2024 passed by Khyber Pakhtunkhwa Service Tribunal in pursuance of judgment in Service Tribunal No.868/2019 dated 14.01.2021. It is further stated in the reply of Khyber Pakhtunkhwa Service Tribunal that "No further comments / views are required to be furnished" (**Annex-VII**).

GROUND:

- A) Incorrect, hence denied. Detail has been given at Para-6 above.
- B) Incorrect, hence denied. The appellant has been treated as per Law/Rules.
- C) Incorrect, hence denied. Detail reply has been given at Para-6 above.
- D) Incorrect, hence denied. No fundamental right of the appellant has been violated.
- E) Incorrect, hence denied. The appellant has not been discriminated.
- F) Incorrect, hence denied. Detail has been given at Para-6 above.

- G) Incorrect. Hence denied. Detail has been given at Para-6 above.
- H) The appellant has not been discriminated and treated as per Rules/Law.
- I) Additional grounds will be raised during the course of hearing/ arguments.

Prayer:

In view of the above submissions, it is humbly prayed that the instant service appeal is not maintainable and devoid of any merit, therefore, may graciously be dismissed in limini with cost.



(NADEEM ASLAM CHAUDHARY)
 Chief Secretary,
 KHYBER PAKHTUNKHWA.
 Through,
 (Ahmad Zeb)
 Special Secretary, Establishment
(Respondent No. 01)



(ZULFIQAR ALI SHAH)
 SECRETARY,
 ESTABLISHMENT DEPARTMENT,
 Through
 (Ahmad Zeb)
 Special Secretary, Establishment
(Respondent No. 02)



(IKRAM ULLAH KHAN)
 SECRETARY,
 FINANCE DEPARTMENT
(Respondent No. 03)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL

SERVICE APPEAL NO.1405/2024

Muhammad Nabi,(Appellant)

VERSUS

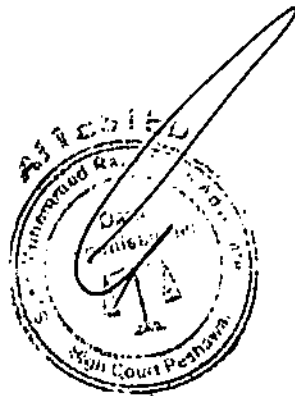
- 1. Chief Secretary, Khyber Pakhtunkhwa,**
- 2. Secretary, Establishment & Administration Department.**
- 3. Secretary, Finance Department.....(Respondents)**

AFFIDAVIT

I, Zulfiqar Ali Shah, Secretary Establishment Department (PAS BS-21), respondent, do hereby solemnly declare that contents of the Implementation Report are correct to the best of my knowledge and record and nothing has been concealed from this Hon'ble Tribunal. It is further stated on oath that in this Implementation Report, the answering Respondent has neither been placed ex-parte nor their defense/struck up.

DEPONENT

CNIC No. 17201-0367995-1
Contact No. 0345 6661111



12 NOV 2024



GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT

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AUTHORITY LETTER

Mr. Khaliq Ur Rehman, Superintendent (BPS-17), Litigation-II Section, Judicial Wing, Establishment Department, is hereby authorized to submit Joint Para-wise Comments, in the Hon'ble Services Tribunal, in Service Appeal No. 1405/2024 Titled "Muhammad Nabi VS Govt. of Khyber Pakhtunkhwa & Others" on behalf of the undersigned.

(NADEEM ASLAM CHAUDHARY)
Chief Secretary,
KHYBER PAKHTUNKHWA.
Through,
(Ahmad Zeb)
Special Secretary, Establishment
(Respondent No. 01)

(ZULFIQAR ALI SHAH)
SECRETARY,
ESTABLISHMENT DEPARTMENT,
Through
(Ahmad Zeb)
Special Secretary, Establishment
(Respondent No. 02)

(IKRAM ULLAH KHAN)
SECRETARY,
FINANCE DEPARTMENT
(Respondent No. 03)

³(g) "Provincial Selection Board" means the Board constituted by Government for the purpose of selection of civil servants for promotion or transfer to posts in respect whereof the appointing authority under rule 4 is the Chief Minister and shall consist of such persons as may be appointed to it by Government from time to time.

(2) Words and expressions used but not defined in these rules shall have the same meanings as are assigned to them in the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act XVIII of 1973) or any other statutory order or rules of Government for the time being in force.

3. **Method of Appointment:-** (1) Appointment to posts shall be made by any of the following methods, namely:-

- (a) by promotion or transfer in accordance with the provisions contained in Part-II of these rules; and
- (b) by initial recruitment in accordance with the provisions contained in Part-III of these rules.


(2) The method of appointment, qualifications and other conditions applicable to a post shall be such as laid down by the Department concerned in consultation with the Services and General Administration Department and the Finance Department.

4. **Appointing Authority:-** The authorities competent to make appointment to posts in various basic pay scales shall be as follows:-

S.No. !	Posts !	Appointing Authority
11.	(a) Posts in Basic Pay Scale 18 and above including posts in Basic Pay Scale 17 borne on any of the following services; <ul style="list-style-type: none"> (i) Former Provincial Civil Service (Executive Branch); (ii) Former Provincial Civil Service (Judicial Branch); and (iii) Provincial Civil Secretariat Service. 	Chief Minister
	(b) Posts in Basic Pay Scale 17 other than those covered by (a) above.	Chief Secretary

³ Clause (g) substituted by Notification No. SOR-I(S&GAD) 4-1/80/II, dated 14-01-1992.

⁴ Substituted by Notification No. SOR-I(S&GAD)4-1/75/Vol-I, dated 22-05-1991.


 Section Officer (Litigation)
 Government of KP
 Establishment Department



Amk. 11

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**GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT**

Dated Peshawar, the February 09, 2022

NOTIFICATION

NO.SO(Policy)/E.&AD/2-69/2022.- In pursuance to Rule 3(2) of the Khyber Pakhtunkhwa, Civil Servants (Appointment, Promotion & Transfer) Rules, 1989 and in supersession of this Department's notification No. SOR-VI (E&AD) 2-69/2009/Vol-I, dated 04-02-2015, the Competent Authority is pleased to reconstitute the Standing Service Rules Committee (SSRC) as under: -

1.	Special Secretary (Regulation), Establishment Department.	Chairman
2.	Additional Secretary (Reg-II), Establishment Department.	Member
3.	Additional Secretary of the concerned Administrative Department.	Member
4.	Additional Secretary (Reg), Finance Department.	Member
5.	Additional Secretary, Law Department.	Member
6.	Deputy Secretary (Policy), Establishment Department.	Member/Secretary
7.	A technical expert working in a government department or a representative of the concerned University.	Co-opted Member

Terms of Reference:

- i. SSRC will frame service rules and make amendments thereto in respect of Provincial Government Departments.
- ii. Concerned Administrative Department will prepare working paper on proper format (copy attached) and will circulate to all concerned departments at least one week in advance.
- iii. Establishment Department will convene meeting of SSRC on a convenient date and time. Minutes of the meeting will be circulated after obtaining signatures of all the members of the SSRC.
- iv. Meetings of SSRC will be held monthly. However, in case of some emergent need, the meeting can be convened anytime.
- v. Administrative Department will prepare draft amendment notification and will get the same vetted by Law Department, send it to Secretary Establishment for approval on a Note for Secretary Establishment.
- vi. Rules or amendments thereto will be notified after obtaining approval of the Secretary Establishment.

**CHIEF SECRETARY,
GOVT; OF KHYBER PAKHTUNKHWA.**

Section Officer (Litigation)
Government of KP
Establishment Department

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Endst: No. & Date Even.

Copy forwarded to the:

1. Additional Chief Secretary, Planning & Development Department.
2. Senior Member Board of Revenue, Revenue & Estate Department.
3. All Administrative Secretaries, Govt; of Khyber Pakhtunkhwa.
4. Principle Secretary to Governor, Khyber Pakhtunkhwa.
5. Principle Secretary to Chief Minister, Khyber Pakhtunkhwa.
6. All Divisional Commissioners in Khyber Pakhtunkhwa.
7. All Heads of the Attached Departments in Khyber Pakhtunkhwa.
8. All Autonomous/Semi-Autonomous Bodies in Khyber Pakhtunkhwa.
9. All Deputy Commissioners in Khyber Pakhtunkhwa.
10. Registrar, Peshawar High Court, Peshawar.
11. Registrar, Khyber Pakhtunkhwa Services Tribunal, Peshawar.
12. Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
13. All Special Secretaries/Additional Secretaries/Deputy Secretaries/DD-IT/Section Officers in Establishment & Administrative Department.
14. PSO to Chief Secretary, Khyber Pakhtunkhwa.
15. Manager, Govt; Printing Press, Peshawar.



SECTION OFFICER (POLICY)



Section Officer (Litigation)
Government of KP
Establishment Department



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**GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT & ADMINISTRATION
DEPARTMENT**

(REGULATION WING)

**MINUTES OF THE MEETING OF STANDING SERVICE RULES COMMITTEE HELD
ON 10.01.2024.**

Meeting of the Standing Service Rules Committee was held on 10.01.2024 at 10:30 AM under the chairmanship of Special Secretary (Regulation), Establishment Department in his office to discuss framing of Services Rules and amendments thereto of the following Administrative Departments:

1. Service Tribunal, Khyber Pakhtunkhwa
2. Home & Tribal Affairs Department
3. Health Department
4. Agriculture Department
5. Local Government Department
6. Provincial Inspection Team, Khyber Pakhtunkhwa.

Following officers attended the meeting:

Sr. #	Name of officer	Designation	Department/office
1.	Muhammad Sacedullah	Addl: Secretary (Reg-II)	Establishment Department.
2.	Mr. Ayaz Khan	Additional Secretary	Law Department
3.	Mr. Gohar Zaman	Additional Secretary	Local Government Department
4.	Mr. Sadaqat Ullah	Additional Secretary	Health Department
5.	Muhammad Nadeem Akhtar	Deputy Secretary	Agriculture Department
6.	Mr. Fazal Qayyom	Deputy Secretary	Home & Tribal Affairs Department
7.	Mr. Noor ul Haq	Dy. Secretary (Policy)	Establishment Department
8.	Muhammad Saeed	Deputy Director	Khyber Pakhtunkhwa, Public Service Commission.
9.	Mr. Noman Khan	Secretary	Provincial Inspection Team, Khyber Pakhtunkhwa
10.	Mr. Niamat Khan	Section Officer	Finance Department
11.	Mr. Pir Muhammad Afridi	Superintendent	Services Tribunal, Khyber Pakhtunkhwa

The Chair welcomed all the participants of the meeting. Thereafter agenda items of the following departments were discussed and the representatives of the departments were asked to brief the forum on their respective agenda items.

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Chmd

Section Officer (Litigation)
Government of KP
Establishment Department

Page 116

(4/11)

Service Tribunal, Khyber Pakhtunkhwa.

Agenda: Amendment in Service Rules of staff of Khyber Pakhtunkhwa Service Tribunal in light of Court Judgment.

The representative of Services Tribunal, Khyber Pakhtunkhwa briefed the forum regarding amendments in Service Rules of Ministerial Staff of Khyber Pakhtunkhwa Service Tribunal stating that one, namely Mr. Ifikhar Khan, Office Assistant(BS-16) had filed Service Appeal before the Hon'ble Service Tribunal, Khyber Pakhtunkhwa praying for amendments in the existing Service Rules to the extent that a joint seniority may be maintained of Assistant Registrar, Assistant, Law Drafter and Cashier-cum-Assistant(BS-16) for the purpose of promotion to the post of Superintendent/Additional Registrar/Budget & Account Officer (BS-17). Accepting the said appeal, the Khyber Pakhtunkhwa Service Tribunal vide its judgment 868/2019 dated 14.01.2021 directed to amend the Service Rules in order to give fair chance of promotion to the Assistants to the post of Superintendent/Additional Registrar/Budget & Account Officer (BS-17).

After detailed discussion the forum unanimously agreed to the proposed amendments in the existing Service Rules of ministerial staff of Khyber Pakhtunkhwa Service Tribunal as per Appendix-I.

Local Government Department.

Agenda: Amendments in the Service Rules of the Directorate General Local Government and Rural Development Department, Khyber Pakhtunkhwa.

The representative of Local Government Department briefed the forum on agenda item wherein amendments in the existing Service Rules of Assistant Director (BPS-17) has been proposed. He maintained that under the Local Government Act, 2013 as amended in 2019 the Local Government setup has been devolved to Tehsil level which has led to creation of 96 new posts of Assistant Director (BS-17). Presently all the posts falling under initial quota are lying vacant. The situation has led to acute shortage of Assistant Directors. Therefore, Administrative Department has proposed to increase the promotion quota for Assistant/Senior Scale Stenographer(BS-16) along with proposal of doing away with promotional exam being time consuming exercise.

During the course of discussion, it was proposed that nine (09) weeks of mandatory training may be prescribed for promotion of Assistant/Senior Scale Stenographer (BS-16) to the post of Assistant Director(BS-17) in lieu of promotional exam.

After detailed discussion, the forum unanimously agreed to the proposed amendments in


Section Officer (Litigation)
Government of KP
Establishment Department

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GOVERNMENT OF THE KHYBER PAKHTUNKHWA
LAW, PARLIAMENTARY AFFAIRS AND
HUMAN RIGHTS DEPARTMENT.

No. Legis: 3(5)1974/
Dated: 22.03.2024

3993

To

The Secretary,
Government of the Khyber Pakhtunkhwa,
Establishment Department.

SUBJECT: MINUTES OF THE MEETING OF STANDING SERVICE RULES
COMMITTEE (SSRC) HELD ON 10.01.2024.

Dear Sir,

I am directed to refer to your letter No. SOE-III(E&AD)/5-17KP-ST/SR-M/2024, dated: 08.03.2024, on the subject noted above, and to state that the proposed draft Notification, carrying amendments in the service rules of the Khyber Pakhtunkhwa Service Tribunal, has been examined, especially in light of the minutes of SSRC and existing service rules, and as such this Department has observed the following:

- (i) that the posts of Additional Registrar, Superintendent and Budget and Accounts Officer, reflected at Serial Nos. 2, 3 and 4 of the existing service rules, have been decided to be clubbed at Serial No. 2, as evident from the minutes of SSRC, enclosed with your above quoted letter, however, amendment in the draft Notification is only to the extent of Column No. 5, which needs rectification;
- (ii) that the posts of Additional Registrar, Superintendent and Budget and Accounts Officer, reflected at Serial Nos. 2, 3 and 4 of the existing service rules, after clubbing at Serial No. 2, as per minutes of the SSRC, equally requires necessary deletion of Serial Nos. 3 and 4, being redundant, however, it has been observed that no such deletion has been proposed in the draft Notification, hence, the same also needs rectification;
- (iii) that as a result of clubbing the posts of Additional Registrar, Superintendent and Budget and Accounts Officer, the Office Assistants, Assistant Registrars, Law Drafters and Cashier-cum-

Section Officer (Litigation)
Government of KP
Establishment Department

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(BPS-17) and the same irrelevancy is also found in the post of Cashier-cum-Assistants (BPS-16), which needs reconsideration; and

- (iv) that the Store Keeper (BPS-14), as per existing service rules, is appointed by initial recruitment, having qualification of at least Diploma in Commerce or Business Administration and as such he is promoted to the post of Cashier-cum-Assistant (BPS-16) having at least five years service as such, so with this low qualification, would he be able to hold the post of Additional Registrar or Superintendent or Budget and Accounts Officer or otherwise.

2. Keeping in view the above, the Administrative Department is, therefore, advised that the matter may be placed before the SSRC for re-consideration, accordingly.

o/c

Yours faithfully,

(SAMI-UR-REHMAN)
ASSISTANT DRAFTING OFFICER-V
LEGISLATION WING

ENDT. No. & Date (As Above).

Copy is forwarded for information to:

- 1. PS to Minister, Law Department.
- 2. PS to Secretary, Law Department.
- 3. PA to Chief Legislation Officer, Law Department.
- 4. Master file.

o/c

ASSISTANT DRAFTING OFFICER-V
LEGISLATION WING

Section Officer (Litigation)
Government of KP
Establishment Department

Ann. V

(14)



GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT & ADMINISTRATION
DEPARTMENT

(REGULATION WING)

MINUTES OF THE MEETING OF STANDING SERVICE RULES
COMMITTEE HELD ON 29.03.2024

Meeting of the Standing Service Rules Committee was held on 29.03.2023 under the Chairmanship of Special Secretary (Regulation), Establishment Department in his office to discuss amendments in the Services Rules of staff of Service Tribunal, Khyber Pakhtunkhwa.

2. The Chair welcomed all the participants of the meeting thereafter asked the departmental representative to brief the forum regarding the agenda item.

3. The departmental representative while explaining the agenda item conveyed that the amendments regarding Service Rules of staff of Service Tribunal was discussed in detail in meeting of SSRC held on 10.01.2024 wherein the forum had agreed to the amendments in the said Service Rules particularly to maintain joint seniority list of Assistant Registrar, Law Drafter, Office Assistant & Cashier-cum-Assistant, (BPS-16) for the purpose of promotion to the posts of Additional Registrar, Superintendent and Budget & Account Officer, (BPS-17) in light of observations of Service Tribunal judgement dated 24.01.2021 given the fact that the office Assistant (BPS-16) have nine posts with meagre promotion prospects against the only post of Superintendent (BPS-17) while the Law Drafter (BPS-16) and Assistant Registrar (BPS-16) having one post each get promotion against the post of Additional Registrar (BPS-17) and similarly Cashier-cum-Assistant (BPS-16) being single post gets promotion against the post of Budget & Account Officer (BPS-17).


4. However, at the vetting stage Law Department raised certain observations vide letter No. Legis:3(5)1974/3993-97 dated 22.03.2024 thereby advising to re-consider the same in SSRC meeting.

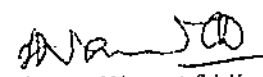
5. The matter was again placed before SSRC for discussion. Resultantly, after due deliberation the forum agreed to certain modification in the amendments in light of observations of Law Department as per Appendix-I.

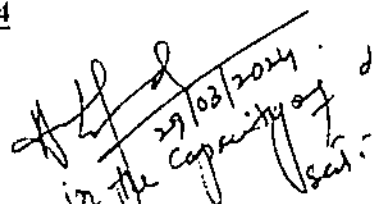
6. The meeting ended with a vote of thanks to and from the Chair.

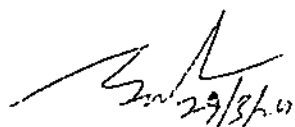
Section Officer (Litigation)
Government of KP
Establishment Department

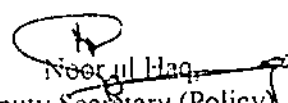
MINUTES OF THE MEETING OF STANDING SERVICE RULES
COMMITTEE HELD ON 29.04.2024



Representative of
Service Tribunal,
Khyber Pakhtunkhwa

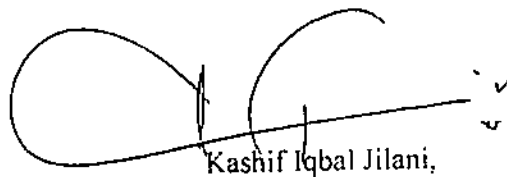

Niamat Khan Afridi,
Section Officer,
Finance Department

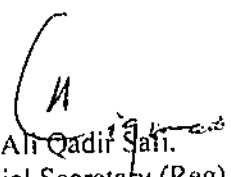

Arif Mehmood Kaleem,
Section Officer (E-III),
Establishment Department



29/04/24
Sher Ajmal
Deputy Director,
KP Public Service Commission,


Noor ul Haq,
Deputy Secretary (Policy),
Establishment Department


Muhammad Ayaz Khan,
Additional Secretary,
Law Department


Kashif Iqbal Jilani,
Additional Secretary (Reg-II),
Establishment Department


Ali Qadir Sati,
Special Secretary (Reg),
Establishment Department


Section Officer (Litigation)
Government of KP
Establishment Department

Amr. W



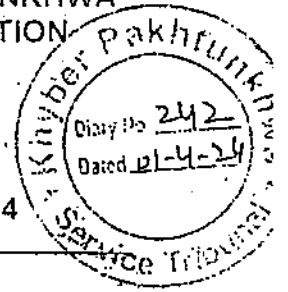
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GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT & ADMINISTRATION
DEPARTMENT
(ESTABLISHMENT WING)
Email: soeiiisection@gmail.com



Pir# 091-6210524

Dated Peshawar, the 1st April, 2024

NOTIFICATION

Peshawar, dated the 01/04/2024

NO.SOE-iii (E&AD)/5-1/KP-ST/SR-M/2024. In pursuance of the provision contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Establishment Department, in consultation with the Finance Department, hereby directs that in this Department's Notification No. SOE-V/E&AD/13-02/2018, dated: 03-04-2018, the following amendments shall be made, namely:

AMENDMENTS

In the APPENDIX,-

(a) against Serial No. 2, in column Nos. 2 and 5, for the existing entries, the following shall respectively be substituted, namely:

2	5
"Additional Registrar/ Superintendent/Budget and Accounts Officer (BPS-17).	By promotion, on the basis of seniority-cum-fitness, from amongst the holders of the posts of Assistant Registrar, Law Drafter, Office Assistant and Cashier cum Assistant (BPS-16), having <u>graduation</u> , with at least five (05) years service as such. Note: For the purpose of promotion, there shall be maintained a joint seniority list of Assistant Registrar, Law Drafter, Office Assistant and Cashier cum Assistant (BPS-16)."; and

1. Law. Circulate amongst the active staff
2. Copy print also from Head
02/4
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(b) Serial Nos. 3 and 4 shall be deleted.

Section Officer (Litigation)
Government of KP
Establishment Department

SECRETARY TO
GOVERNMENT OF KHYBER PAKHTUNKHWA,
ESTABLISHMENT DEPARTMENT.


17 (20)


~~12~~ - 12 -

Encls: of Even No. & dated.

Copy forwarded to:

1. The Additional Chief Secretary (Planning & Development Department) & Additional Chief Secretary (Home & Tribal Affairs Department), Khyber Pakhtunkhwa.
2. The Senior Member, Board of Revenue,
3. All Administrative Secretaries to Government of Khyber Pakhtunkhwa.
4. The Accountant General, Khyber Pakhtunkhwa.
5. The Registrar, Peshawar High Court, Peshawar.
6. The Secretary to Governor, Khyber Pakhtunkhwa.
7. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
8. All Divisional Commissioners in Khyber Pakhtunkhwa.
9. All Deputy Commissioners, Khyber Pakhtunkhwa.
10. All Heads of Attached Departments in Khyber Pakhtunkhwa.
11. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
12. The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar.
13. Manager, Printing Press, Khyber Pakhtunkhwa for publishing in Official Gazette.
14. Master file.


(ARIF MEHMOOD KALEEM)
SECTION OFFICER (E-III)
12 April 2014


ATTESTED


Section Officer (Litigation)
Government of KP
Establishment Department



**KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR**

All communication should be addressed to the Registrar KPK Service Tribunal and not any official by name.

☎: 091-9212281

No. 1473 /ST Dated: 5 / 6 / 2024

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To

The Secretary to Government of Khyber Pakhtunkhwa
Establishment & Administration Department,
Peshawar.

PS/Secy, E&AD, KP

Diary No. 3653

PTS No.

Date: 5-6-24

Attention: Section Officer (E-III)

PO/SS (E) E&AD

Diary No. 2296

OS-6-024

Subject: DEPARTMENTAL APPEALS OF EMPLOYEES OF THE
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL AGAINST
THIS DEPARTMENT'S NOTIFICATION DATED 01.04.2024
FOR AMENDMENTS IN THE SERVICE RULES OF THE
STAFF OF THE SERVICE TRIBUNAL

Dear Sir,

I am directed to refer to your office letter No. SOE-III (E&AD)/5-1/KP-ST/SR-M/2024, dated 14-05-2024 on the subject noted above and to state that the rules were amended vide notification No. SOE-III (E&AD)/5-1/KP-ST/SR-M/2024 dated 1st April, 2024 passed by Khyber Pakhtunkhwa Service Tribunal in pursuance of Judgment in Service Appeal No.868/2019 dated 14.01.2021,

No further comment/views are required to be furnished.

Yours Sincerely,

AS-E	✓
AS-J	
AS-HRD	

(Signature)
(HABIB UR REHMAN ORAKZAI)
REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR

Ad. No. 1242
Encl. No. 1242
Dated 06/06/24

(Signature)
5/6/24
E-III
J.C.
Keep record.
(Signature)
10/6/24

(Signature)
Section Officer (Litigation)
Government of KP
Establishment Department

GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT



AUTHORITY LETTER

The undersigned hereby authorized Special Secretary (Establishment), Establishment Department to sign parawise comments in Service Appeals, reply in Execution Petitions, Implementation reports, objection Petitions, Restoration Appeals, application under section 12(2) CPC and other documents necessary for submission before the Hon'ble Khyber Pakhtunkhwa Service Tribunal on my behalf.

CHIEF SECRETARY,
KHYBER PAKHTUNKHWA.

CHIEF SECRETARY
Govt. of Khyber Pakhtunkhwa

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**GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT**



AUTHORITY LETTER

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SECRETARY

**Establishment Department
Khyber Pakhtunkhwa
ESTABLISHMENT
Establishment & Administration
Department.**