FORM OF ORDER SHEET

Court of	
Appeal No.	2376 /2024

	Арј	peal No. 2310 / 2024
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	06/11/2024	The appeal presented today by Mr. Muhammad
		Muazzam Butt Advocate. It is fixed for preliminary hearing
		before Single Bench at Peshawar on 14/11.2024. Parcha Peshi
		given to counsel for the appellant.
		By order of the Chairman REGISTRAR
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BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA

Gohar Ali

S. ANO: 2376/24

Q.

V/S

Government of KP & others

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ADVOCATE

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHUWA

In Ref to

...

Service Appeal No 2376 /2024

Gohar Ali Son of Rahim Khan Resident of Tehsil & District Mardan

Designation: Senior Primary School Teacher at GPS Kalo

.....Appellant

VERSUS

- 1) Secretary to Government of Khyber Pakhtunkhwa, Establishment Department, Civil Secretariat, Peshawar
- 2) Secretary to Government of Khyber Pakhtunkhwa; Elementary and Secondary Education Department, Civil Secretariat, Peshawar
- 3) Director Elementary and Secondary Education Department

.....Respondents

SERVICE APPEAL UNDER SECTION 4 OF KPK SERVICE TRIBUNAL ACT 1974, AGAINST THE IMPUGNED NOTIFICATION BEARING NO.SO(POLICY)E&AD/1-312020, DATED 06/08/2020, COMMUNICATED TO RESPONDENT NO. 2 VIDE LETTER DATED 06/06/2023, WHEREIN IT WAS STATED THAT SUB RULE 5 OF RULE 7 OF KHYBER PAKHTUNKHWA CIVIL SERVANTS (APPOINTMENT, PROMOTION AND TRANSFER) RULES, 1989 STANDS DELETED

PRAYER:

ON ACCEPTANCE OF INSTANT SERVICE APPEAL, THE IMPUGNED NOTIFICATION BEARING NO: SO (POLICY) E&AD/1-312020, DATED 06/08/2020, COMMUNICATED TO RESPONDENT NO. 2 VIDE LETTER DATED 06/06/2023, MAY BE DECLARED AND ORDERED TO BE STRUCK DOWN BEING VOID AND ULTRA VIRES TO THE CONSTITUTION OF PAKISTAN AND FUNDAMENTAL PRINCIPLES OF NATURAL JUSTICE AND AGAINST THE RIGHTS OF APPELLANT.

ANY OTHER RELIEF WHICH THIS HONOURABLE-TRIBUNAL DEEMS FIT AND PROPER IN THE CIRCUMSTANCES OF THE CASE MAY ALSO BE GRANTED TO THE APPELLANT.

RESPECTFULLY SHEWETH:

1. That the Respondents Department appointed the Appellant as Senior Primary School Teacher.

Copy of Monthly Salary account is annexed as Annexure A

2. That as per Khyber Pakhtunkhwa (Appointment/ Promotion/ Transfer) Rules, 1989, as well as in other sister services of the other Provinces and Federation as well, availing of promotion by the employees is always optional and the employees as a matter of right may avail or forego their promotion and the next employee in seniority list is to be promoted.

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- 3. That some employees specifically have foregone their promotion as they could not serve in the areas where there is no facility of accommodation and no houses of their elders are available to look after them in far-flung and solitary mountainous hard areas, and as per Section 25 of per KP Civil Servant Act, 1973, rules to the extent of terms and condition is framed by the Chief Minister and such promotion rules are not made applicable with retrospective effect. The rules framed are published in the Gazette notification and part and parcel of KP Civil Servant Appointment, Transfer and Promotion Rules 1989.
- 4. That Government of K.P without following the rules position mentioned in Para 6 above promulgated Notification No. SO (Policy) E&AD/1 3/2020, dated 06/08/2020, communicated to Respondent No.2 vide letter dated 06/06/23 wherein it has been made mandatory to the employees to avail the promotion, otherwise, disciplinary action shall be taken against the employees. The impugned Notification is reproduced as under:-

"Furthermore, those officers/officials who do not comply with promotion order of the competent authority or try to evade promotion through different means shall be proceeded against under Khyber Pakhtunkhwa Civil Servants (Efficiency Discipline) Rules, 2011, please".

- 5. That as per notification No. SD (Policy) /EDAD/1- 3/2020 dated 06/08/2020, the right of foregoing of promotion was withdrawn and the Government of Khyber Pakhtunkhwa Establishment Department (Regulation Wing) deleted Rule 7(5) in the Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 vide notification no SOR-VI (E & AD)/1-2/2020 dated 06-08-2020. Copy of notification No. SD (Policy) EV AD/1- 3/2020 dated 06/08/2020 is attached as Annexure B
- 6. That the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar asked for guidance regarding deletion of Rule 7(5) in Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 in respect of which the respondent No. 1 vide its letter No. SO(Policy) E&AD/1-3/2020 dated Peshawar the June 06th, 2023 directed the respondent No 3 (Directorate of Elementary & Secondary Education) that Rule 7(5) in the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 has been deleted vide notification dated 06-08-2020 and ,therefore, no provision exists to decline or forgo promotion and it is obligatory upon every civil servant to accept promotion under every condition.

 Copy of Impugned Letter dated June 06th, 2023 is attached as Annexure C
- 7. That thereafter the meeting was also held in the office of Additional Secretary Establishment on 06-07-2023 in which it was decided to examine the case properly and submit a self-contained/ consolidated case for onward submission to the Establishment Department for further necessary action.

 Copy of Minutes of Meeting dated 06-07-2023 is attached as Annexure D
- 8. That the Respondent No.3 i-e. Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa also wrote a letter to the office of Establishment & Administrative Department vide No SO(Primary-M) E&SED/2-2/Appointment Rule/2023 dated 23-08-2023 to reconsider the amendment made in Khyber

Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 as it had negatively affected a large number of teachers and especially female teachers. Copy of Letter dated 23-08-2023 is attached as **Annexure E**

- 9. That the respondent vide its letter dated 07th of September 2023 directed the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa that necessary guidance has already been provided to the department and therefore no provision exists to decline or forgo promotion and those teachers who do not comply with the promotion order of the competent authority or try to evade promotion through different means shall be proceeded under the Khyber Pakhtunkhwa Civil Servant (Efficiency & Discipline) Rules, 2011.

 Copy of Impugned letter dated 07-09-2023 is attached as Annexure F
- 10. That the petitioner feeling aggrieved, filed Representation to the respondents in person, and also approached to respondents through APTA President but the grievances of the appellant have not so far been redressed.

 Copy of Representation against the said notification is annexed as Annexure G & H
- 11. That feeling aggrieved from the letters dated 06-06-2023 and 07-09-2023 and the deletion of Rule 7(5) in the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989; the petitioners filed this Hence, the instant service appeal is filed on the following grounds:-

GROUNDS:-

- a. That as per various judgments it is established and settled principle that executive notifications cannot be given retrospective effect. A valid Notification which confers rights is always applicable with prospective effect, however, if an amendment notification that adversely effects the interests of the employees or causes disadvantage to the employee is not tenable in the eyes of law. The notification/guidance dated 06/08/2020 06/06/2023 are liable to be set-aside.
- b. That there are no terms and conditions of service mentioned in the appointment order of the appellant wherein, availing of promotion is mandatory. It is further submitted that employees in the past, have foregone their promotion along with their posting. It is submitted that when domestic and other personal issues do not permit the employees/appellant to avail the promotion order and in that case, the employees who foregone their promotion were allowed not to avail the promotion for a period or 04 years and on second refusal the employees were permanently debarred from availing the facility of promotion during their entire service. Hence the employees himself/herself forebear agonies of foregoing their promotions. As a result, junior to the appellant according to the order of seniority cum fitness are granted promotion to next rank.
- c. That as per Civil Servant laws, promotion is a kind of appointment which is always optional to get promotion or not, hence the impugned notification is void, illegal and against the law and the same to the extent of the appellant is liable to be set-aside.
- d. That it is further submitted that on account of grant of promotion, some employees who are suffering from severe medical ailment or facing acute domestic issues cannot avail promotion with transfer in other areas, therefore, no employee can be compelled to accept the promotion compulsorily which is not beneficial to the employee but if an employee does not avail and get benefit of her promotion it must be optional for the employees as to whether to avail or forego the benefits. Any promotion without willingness of employee is illegal and liable to be setaside.

- e. That non-availing of promotion and foregoing thereof does not cause loss to the government exchequer and in consequence of foregoing promotion, pave way to the next employee in seniority, aspiring for promotion could be promoted.
- f. That the impugned promotion Notification dated 06/08/2020 communicated on 06/06/2023 is perverse, discriminatory, against the law, pungent and is a blunt blow of hammer on the rights of the appellant. It is not out of place to mention here that the appellant are teachers and have to look after their children as well as ailing dependent family members and in these circumstances in the presence of impugned Notification dated 06/08 /2023 communicated on 06/06/23 would not be able to serve in the department and which shall amount to the snatching of bread and butter of the poor employees

It is, therefore, humbly prayed that on the acceptance of the instant Service Appeal; the impugned Notification bearing 06/08/2020. 1-2020 DATED E&D/1-3 (POLICY) communicated to Respondent No.2 by Respondent NO.1, vide letter dated 06/06/2023, may please be declared and ordered to be struck down being Void, Ultra vires to the Constitution of Pakistan and against the fundamental principles of natural justice.

It is further prayed that no penal action as proposed and envisaged in letter dated 06/06/2023 may be declared as unlawful, illegal and without having any legal effect.

Any other relief, which this honorable Tribunal deems fit and proper in the circumstances of the case, may also be granted to the appellant.

AFFIDAVIT:

I Gohar Ali Son of Rahim Khan Resident of Tehsil & District Mardan that the contents of foregoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court

Deponent

Through

Muhammad Muazzzam Butt Advocate Supreme Court .

bal Brit

Muhammad Adeel Butt **Advocate High Court**

Bassam Ahmad Siddiqui Advocate High Court LL.M- Human Rights

PAGE 5

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C.M NoP of 2024			DEV'ENKUT ONK	AWUH
In Ref to	,			
Service Appeal No2024				

Gohar Ali

VERSUS

Secretary to Government of Khyber Pakhtunkhwa, & others

APPLICATION FOR SUSPENSION OF IMPUGNED NOTIFICATION BEARING NO. SO (POLICY) E&D/1-3/2020 DATED 06/08/2020, COMMUNICATED TO RESPONDENT NO.2 BY RESPONDENT NO.1, VIDE LETTER DATED 06/06/2023 TILL THE FINAL DISPOSAL OF CASE IN HAND.

Respectfully Submitted:-

- 1. That the instant application may be treated as part and parcel of service appeal of the appellant.
- 2. That the appellant has brought a good prima facie case and balance of convenience also lies in favor of the appellant.
- 3. That there is likelihood success of the appellant in the lis. And if the notification bearing No. So (Policy) E&D/1-3/2020 Dated 06/08/2020, communicated to Respondent No.2 by Respondent No.1, Vide Letter Dated 06/06/2023 is not suspended the appellant would suffer irreparable loss.
- 4. That valuable rights of the appellant is involved in the case.

In view of the reasons, it is humbly requested that the notification bearing No. So (Policy) E&D/1-3/2020 dated 06/08/2020, communicated to Respondent No.2 by Respondent No.1, Vide Letter Dated 06/06/2023 may kindly be suspended till the final disposal of the main appeal in hand.

Through

AFFIDAVIT

I (the appellant) do hereby solemnly stated on oath that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed therein this Honorable Court.

Deponent |

Appellant

Muhammad Muazzam Butt Advocate Supreme Court

Muhammad Adeel Butt Advocate High Court

(Schools & Michael)

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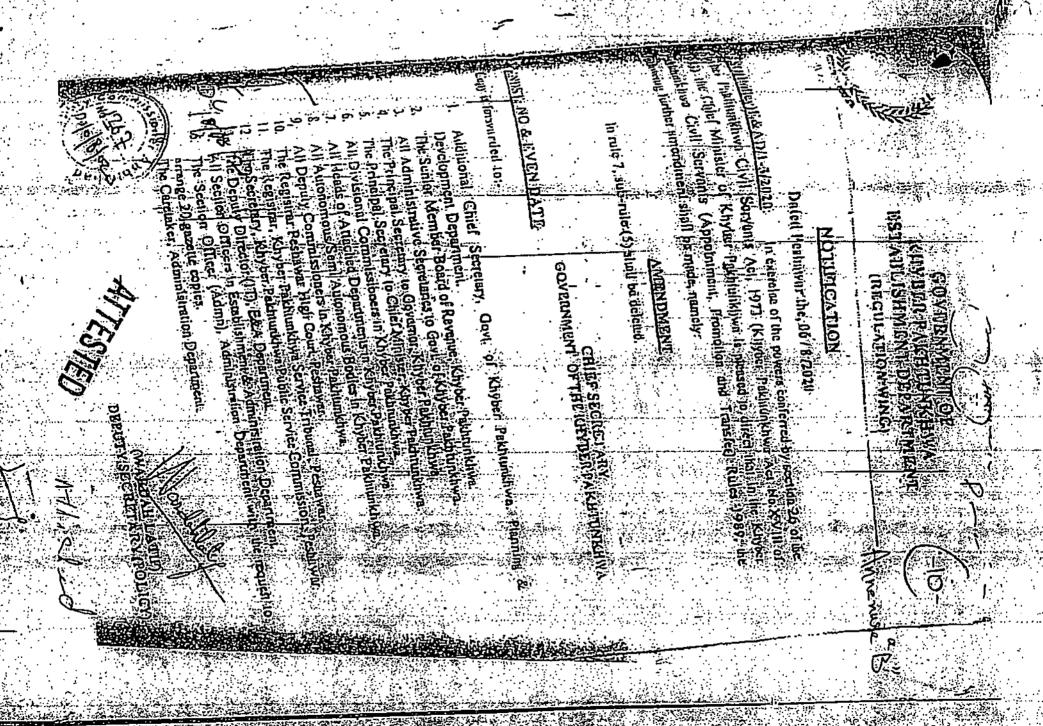
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TERMS AND CONDITIONS:

- Their appointments are made purely on contract basis for three years mill are liable to termination at any time without any notice, or reason.
- They will perform their duty at the same station during the wholesthree tyenrs contract 3-Their contract cambe refrewed after thire
- required pulliprobable time.
- They are required to produce health and ager certificate from the congenient folialical Superintendent before taking over charge. 15-
- 6-7-
- 8-
- They are not allowed to take over charge if their age is less than 18 years and placed as years. They are required to sign contract agreement on judicial paper before taking free clarific. It years and professional certificates/degrees should be verified framelines incorned bound/University before drawl of pay and pay should most be greater to be beginned to be a stimonials pointed out later on the registered against the candidate concerned.



ATTING IND

GOVERNMENT OF KHYBER PAKHTUNKHWA ESTABLISHMENT DEPARTMENT (REGULATION WING)

NOTIFICATION

Dated Peshawar the, 06/08/2020

In exercise of the powers conferred by section 26 of the Pakhtunkhwa Civil Servants Act, 1973(Khyber Pakhtunkhwa Act No XVIII) the chief Minister of Khyber Pakhtunkhwa is pleased to direct that in the Khyber Pakhtunkhwa Civil Servants (Appointment Promotion and Transfer) Rules 1989, the following further amendment shall be made, namely:

AMENDMENT

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

CHIEF SECRETARY
GOVERNMENT OF THE KHYBER PAKHTUNKHWA

(ANDS): & EVEN DATE

Copy is forwarded to :-

- 1. Additional Chief Secretary, Govt of Khyber Pakhtunkhwa. Planning & Development Department)
- 2. The Senior Member Board of Revenue, Khyber Pakhtunkhwa.
- 3. All Administrative Secretaries to Govt of Khyber Pakhtunkhwa.
- 4. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
- 5. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
- 6. All Divisional Commissioners in Khyber Pakhtunkhwa.
- 7. All Heads of Attached Departments in Khyber Pakhtunkhwa.
- 8. All Autonomous/Semi Autonomous Bodies in Khyber Pakhtunkhwa.
- 9. All Deputy Commissioners in Khyber Pakhtunkhwa.
- 10. The Registrar, Peshawar High Court, Peshawar.
- 11. The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar
- 12. The Secretary, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
- 13. The Deputy Director (IT), E&A Department.
- 14. All Section Officers in Establishment & Administration, Department.
- 15. The Section Officer (Admin), Administration Department with the request to arrange 20 gazette copies.
- 16. The Caretaker, Administration Department.

(WARDAH LATIF)
DEPUTY SECRETARY (POLICY)

ATTESTED



COARBURAL OF RUALIST LYRULONKU AY establishment Dapartairny No SO(Policy)(WAD) 1-3/2020 Italed l'cilinwar (ho June 06, 2023

The Covernment of Khyber takhunkhwa Blementary & Secondary Blincofon Papalitical,

Subject: -

GUIDANCE REGARDING DELETION OF RULE 761 IN TERMINATED FARITURED TO THE SERVANISHE (APPOINTMENT TO THE SERVANISHE (APPOINTMENT TO THE SERVANISHE (APPOINTMENT) THE SERVANISH (APPOINTMENT) THE

i um directed in teler to jour letter Nn. SO(l'ilmary Myricesiu)/1-NAppointment/2023 dated \$8.04.2023 on the subject noted above and to state that Subject (5) of Rule-7 of Khyber Pakhtunkhuu Clest Servants (Appointment, Promotion and Transfer) Ruler. 1989 manda deleted vido this department mulftebilan dated 00.03.70201 thur, no provisión exists to decilhe or forgo promotion.

- The basic rottonale health the detellan of the told rule is almed at preventing a civil servant from temptation for thick gain by sticking to a single literative position or to prevent those who tend to large premation to evade posting/transfer, of show lack of capacity to tackle higher responsibilities in case of piomation. Therefore it is obligatory upon every civil servant to accept promotion in every condition.
- Furthermore, those officers/officials who do not comply with promotion order of the competent authority or try to evado promotion through different memis shall be proceeded against under Khyber Pakhtunkhun Civil Servents (fiftelency & Discipline) Rules.

Radst. Al even Na & ilate

Copy forwarded to the:-

1. PS to Special Secretary (Reg); Untabilibunent Department.

PA to Additional Secretary (Reg. 11), Establishment Department TS to Daputy Secretary (Policy), Establishment Reparament.

WP4442-2023 AZIZULLAH VS GOVT CF PG43

-13-

The Government of Khyber Pakhtunkhwa,

Elementary & Secondary Education Department:

BUBJECT: GUIDANCE REGARDING DELETION OF RULE 7(5)

THE KHYBER PAKHTUNKHINA CIVIL

SERVANTS (APPOINTMENT, PROMOTION AND

TRANSFER) RULES 1989.

Dear Sir,

I am directed to refer to your letter No. 80 (Primary. M.) / EEp 8 ED/2 - 2/Appointment /2028 dated 18.04.2023 on the subject noted above and to state that Sub-Rule (5) of Rule - 7 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer).

Rules, 1989 stands deleted vide this department notification dated 06.08.2020; thus, no provision exists to decline or forgo promotion.

2. The basic rationale behind the deletion of the isold rule is aimed to preventing a civil servant from temptation for illicit gain by sticking to a single ductative post/position or to prevent those who tend to forgo promotion to evade parting/transfer on show lack of capacity to tackle higher responsibilities in case of promotion. Therefore, it is obliqueory upon every civil servant to accept promotion in every condition.

Furthermore, those officers officials who do not comply with promotion order of the competent authority or try to evade peromotion through different means shall be proceeded against under knyter Pakhtunkhwa livil Servants (Efficiency & Discipline) Rules, 2011 please govier pass

ATTESTED

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Phane: 091-9223344

Klıyber Pakhtunklıwa, Pesliawai F.No. 14/SST/HUGeneral Cases

- Doled. 2-1ç.

Emall: establatherentmale l@gantl.com

The Section Officer (Primary Mule), Elementory & Secondary Editection Department, Klyber Pakhtunidaya Peshawar.,

Dear Sir.

Subject: - MINUTES OF THE MEETING

I am directed to refer to the letter No.SO(Primary-MOE&SED/3-1/ G.Misc/Minutes of the Meeting/PST/2023 defed 10-07-2023 on the stubies cited above and in present brief history about the background of the case of sinder:

- That Government of Klyber Pakhtunkhwo Establishment Department (Rajulation Wing) deleted Rule 7(5) in the Civil Servants (Appointment, promotion & Transfer Rules 1989) vide natification No. No. SOR-VI (E&AD)/1-3/2020 dated 06:08-2020.
- That this office sought guidence from your good office in the following words wide letter No.6987 dated 06-02-2023.
 - (i) Naw it is obligatory upon the civil servant to accept Promotion in every candition. (ii) It is the prerogotive of the civil servant to either accept or turn down the affer of pramotion.
- That your gorf office forwarded the same to the quarter concerned vide letter No.50 (Primary-bl) E&SED/2-2/Appointment/2021 for necossary guidance:
- That the Government of Khyber Pakhimkhwo Establishment Department (Regulation IVing) vide letter No.SO (Polley) E&AD/I-3/2020 dated 6-06-2023 categorically stated that there exists no provision to decline or forgo promotion it is onligatory upon every civil servant to occept promotion under every condition.
- The same was received by this office from your good office vide lener No.50 (Primary-M) E&SED/2-2/Appointment/2023 dated 12-06-2023...
- That, in the light of the minutes of meeting dated 6-07-2023 held under the Chairmanship of Hon, Additional Secretary Establishmen, of his office this office that heen asked for submission of consolidated ease.

In view of the above, this affec is of considered opinion that detection of Rules 7(5) have affected negatively a large numbers of Female Teachers. Thus it is proposed that Teachers below DPS-16 may be exempted of implications of the amondment, in the rules ibid provided they submit their written refusal prior to conduction of the meeting of Departmental Promotion Committee.

The case is submitted for pertual and necessary acidens picase.

Assirant Director (Estab M-1)
Elementary & Secondary Education Khyber Pakhimkhwa

Endst: No.

Capy of the above is to:-

- 1. PA to Director Local Directorate.
- 2. Master Copy.

Assistant Director (Establica) Elementary & Secondary Edication Kayber Pakhimikhica

4442-2023 AZIZULLAH VS GOVT CF-PG43

2. Master Capy 1. PA to Director Local Directorate Cupy of The ciboue to:

Andrew Arthurst Charles & Seathern Educins HULLING BANDUA

The case is elbouthed for period and necessariff action Plean.

members of Female Jeachars.

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To man at his effice. This office has been asked for sufferent hald under the Chairmanshap of then. Additions Secretary Establish. CCOG-FO-2 Bistand entern att to returnion of to Well it tent o

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o That you good office forwarded the came to grunds concerned white letter was forwarded the Estat painting of the same of the same concerned to the letter was forwarded to the letter was forwarded

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That this office sought guidance from you good uffice in the following words note letter no. 6983 defed ob-ourself. vid notification No. No. 508-VI(ESAD)1-3/2020 dollar 00.08-2020. delated the ALS in Civil Servonts (Apprintment promotion (2) Fill balanter

(Brill Gertramont of H Establishman depositioned (Regulation Ming) present bolis history, about backytowich of cour as under Minister of meeting [27/2012 depted lo-R-of Drates of British of British Dear Sir g am chirched to refer to beller Mo. (50. Rimag-m) E & EED 15-1/6. Well

Subject : Minute of Meeting

149K) Pishawan. Elementicay & Strandary Education Department

Section Office (Primary- Male)

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATIONY KIRK -5|8*-*

(Phone Ho.091-8223587) CIVIL SECRETARIAT PEBHAWAR ELEMENT MAY AND SECONDARY EDUCATION DEPARTMENT



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Instructed neutralisment & Instructed Department. THE GECHANY IS GOVE OF KRYBOV Pakhlunkhwa

ESHURESTERNATIVE PROMOTION SERVICE STRANDING OF STRANDING STRANDIN SUBSECT: - GUIDANCE REGARDING DELETION OF AULE VISHINSTHEICTVIL

'NS 1227)

Pakiraunkinna Civil Servant (Efficiency & Discipline) Rules, 2011. nedy by thomoton tringer of lists ensem trianstill be proceed under Klyber officers of the service of not comply with promotion order of the contrastents authority Servert (Apprintment, Promotion & Transler Rules 1989) It has been intimited that those IND SWINNING HER SEED OF BUT TO HOUSE SEED STEEL STEEL STEEL STEEL STEEL STEEL STEEL SEED STEEL STEEL SEED STE am directed to relet to your letter No. SO(Policy)/ E8AD/ 1,3/2020 dated

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and of the above, the said amendment may be reconsidered to the بعدد، فاعده به negablye effects on service delivery. أ

where of lady teacher in primary schools.

SECTION OFFICE REPRESENTANCE

כספץ וכראפולפל עם לאפ:

2. PS to Secretary, EBSE Department Knyber pakhrunkhwa 1. Director EASE Kiryber Pakhburkhwa,

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Establishmont and Achininishedran Departmenth The Secretary to Government of Khybo Pakhumbhuer.

SUBJECT:

solus reference & mothernal (transtragen) trapes in Guidance regarding deletion of Rule 7 (5) in the

with tails at lone scar south betak dros (8-1) an directed to refer to your letter Novsollin (Power) (ECA) Dean Sir, (6867

Civil Servant (Efficiency and Dixiplies) Rule 2012. different means shall be proceed under Kryben leikhtunkhun Abund northernory shows at but to ethorstup brestagness with to those officers officials who do not comply with promotion order Partition and Transfer Rules 1989) 9th has been littlined after. deletton of Rule 7(5) Khyber Bilthunkhwa and Servina (Appendiment

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Section office (Duney)

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PTTESTEI



BEFORE THE SERVICE TRIBUNAL PESHAWAR

GOHAR ALI

Appellant

Government of KP & others

-Respondents

I (the Hypellant)

do hereby appoint and retain

MUHAMMAD MUAZZAM BUTT ASC, MUHAMMAD ADEEL BUTT AHC **BASSAM AHMAD SIDDIOUI AHC**

ASSOCIATES OF MUAZZAM LAW FIRM

to act and appear for me in the above Suit and on my behalf to conduct and prosecute (or defend) the same and all proceedings that may be taken in respect of any petition connected with the same or any decree or order passed therein and Applications for review to file and obtain return of documents, and to represent me/us and to take all necessary steps on my/our behalf in the above matter.

I agree to ratify all acts done by the aforesaid Advocate in pursuance of this Authority.

ACCEPTED

MUHAMMAD MUAZZAM BUTT Advocate Supreme Court

MUHAMMAD ADEEL BUTT Advocate High Court

BASSAM AHMAD SIDDIQUI Advocate High Court