


FORM OF ORDER SHEET

Court of _____

Appeal No. 2444/2024

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge |
|-------|---------------------------|--|
| 1 | 2 | 3 |
| 1- | 11/11/2024 | <p>The appeal of Mr. Masood Khan resubmitted today by Mr. Sawar Khan Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 19.11.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman  REGISTRAR</p> |

The appeal of Mr. Masood Khan received today i.e on 07.10.2024 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. 3 is 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 Copies of appointment and adjustment order of appellant mentioned in para-2 of memo of appeal (Annexure-A) are not attached with the appeal.
- ④ Copy of impugned order dated 22.03.2022 mentioned in the heading of appeal is not attached with the appeal be placed on it.
5. Copy of rejection order of departmental appeal is not attached with the appeal be placed on it.
6. Documents attached with the appeal are not in sequence.

No. 880 /Inst./2024/KPST,

DL. 09/10 /2024.

Amnillah
ADDITIONAL REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Sawar Khan Adv.
High Court at Peshawar.

R/sir,

messy

page 12

Complete

order

22.3.2022

uf

11/11/2024

gir

14/10/24

BEFORE THE HON, RABLE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL PESHAWAR

MASOOD KHAN VERSUS GOVERNMENT OF KPK & OTHERS

S.A No:- 2444/2024

I N D E X.

| S.NO | DESCRIPTION OF DOCUMENTS | ANN: | PAGES |
|------|-------------------------------|------|-------|
| 1. | SERVICE APPEAL | | 1-6 |
| 2. | ADDRESSES OF THE PARTIES | | 7 |
| 3 | CONDONATION PETITION | | 8-9 |
| 4 | AFFIDAVIT | | 10 |
| 5. | COPY APPOINTMENT ORDER | A | 11 |
| 6. | COPY OF THE ARRIVAL REPORT | B | 12-16 |
| 7. | COPY OF THE DEPARTMENT APPEAL | C | 17 |
| 8 | WHILE IMPUGNED ORDER | D | 18-23 |
| 9 | COPY OF DOCUMENTS | | 24-30 |
| 10 | WAKALAT NAMA | | 31- |

APPELLANT

THROUGH

SAWAR KHAN -

(ADVOCATE SUPREME COURT)

OFFICE: FLAT NO.1, OPPOSITE SHAHIBAGH, CHARSADDA ROAD PESHAWAR.

CELL NO. 0301 5926939

1

BEFORE THE HON,ABLE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL PESHAWAR

SERVICE APPEAL NO 2444 /2024

MASOOD KHAN PRESENTLY SERVING AS JUNIOR CLERK BPS-11
AT GOVERNMENT COLLEGE PESHAWAR.

----- APPELLANT.

VERSUS

1. GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY
HIGHER EDUCATION, ARCHIVES & LIBRARIES DEPARTMENT.
2. SECRETARY HIGHER EDUCATION, ARCHIVES & LIBRARIES
DEPARTMENT KHYBER PAKHTUNKHWA PESHAWAR.
3. SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA, FINANCE
DEPARTMENT.
4. DIRECTOR HIGHER EDUCATION, ARCHIVES & LIBRARIES DEPARTMENT,
KHYBER PAKHTUNKHWA PESHAWAR.

.....RESPONDENTS

APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT-
1974 FOR SETTING ASIDE THE IMPUGNED
ORDER DATED 22ND APRIL 2024 WHEREBY
THE APPELLANT DEPARTMENTAL APPEAL
WAS REGRETTEED AN IN ILLEGAL MANNER.

PRAYER IN APPEAL:

ON ACCEPTANCE OF THIS APPEAL, THE APPELLANT BASIC
PAY SCALE OF BPS-16 AS ASSISTANT MAY KINDLY BE

RESTORED, THE ORDER NO. 7140-58/CA-VII/ESTB DATED 22-03-2022 AS WELL AS ALL SUBSEQUENT ORDERS IN RESPECT OF DEMOTION/REDUCTION IN BASIC PAY SCALE MAY KINDLY BE MODIFIED TO THE EXTENT THAT BASIC PAY SCALE OF BPS-16 BE GRANTED TO THE APPELLANT, THE ACT OF THE RESPONDENTS IN REDUCTION/DEMOTION ETC MAY KINDLY BE DECLARED AS ILLEGAL, BASED ON DISCRIMINATION, VOID, WITHOUT HEARING THE APPELLANT AND INEFFECTIVE UPON APPELLANT RIGHTS, THE APPELLANT DEPARTMENTAL APPEAL MAY KINDLY BE ACCEPTED AS PRAYED FOR IN THE INTEREST OF JUSTICE.

Respectfully Sheweth,

The Appellant submits as under:-

1. That the competent authorities pleased to appoint the Appellant on the Recommendation/Approval of the FEF Selection Committee in FEF degree College for Girls Zaida swabi as Accountant vide order Dated 19/07/2003.

(Copy of advertisement and appointment order are annexed)

2. That as per order No. FEF/17-XVII/BOD File/2020 dated 21-12-2021 the Appellant alongwith 11 other regular employees of Frontier Education Foundation Khyber Pakhtunkhwa were adjusted in Government College in compliance with Khyber Pakhtunkhwa Absorption of certain Employees Act 2021 (Khyber Pakhtunkhwa Act No. XXXVII of 2021), the appellant alongwith other staff were placed at the disposal of Directorate of Higher Education. It is pertinent to mention here that the name of the appellant was at serial No.2 "Accountant BPS-16".

(Copy of the order is annexed)

3. That the Respondent No. 4 through impugned order No. 7140-58 Dated the 22/03/2022 posted the appellant in Government Frontier College for Women Peshawar as Junior Clerk(BPS-11), lateron through corrigendum the Appellant was posted at Government College Peshawar as Junior Clerk(BPS-11).
4. That the Appellant approached the competent authority, requested for correction in the order, admittedly the appellant was appointed as Accountant in BPS-16 but was deprived from his Scale/post for the sole reason of his qualification, the similarly placed employees were given four Years Grace period while the Appellant completed his Bachelor of Arts decree in supplementary examination 2022 but the Respondents failed to consider this decree as well.
5. That the Appellant submitted Departmental appeal for the restoration of his Basic Scale, all the details were fully described in the appeal, the Respondents after completion of departmental proceedings, initially informed the appellant for acceptance of his appeal and lateron on 22 August 2024 the Appellant was informed through letter that his appeal has been regretted, hence, Appellant appeal was rejected through a non speaking order in an illegal manner.

(Copy of the department appeal is annexure C while impugned order is annexure D)

6. That feeling aggrieved from impugned Reduction of scale etc & finding of the learned appellate authority, the appellant prefers the instant appeal for restoration of his original scale with all back benefits, by setting aside/modifying the impugned orders, upon the following grounds, inter alia.

Grounds:

- A. That the impugned orders as well as the impugned order of the learned appellate authority are against facts of the case, material available on file, law governing the subject, void, without hearing the appellant, therefore, illegal, unwarranted & ineffective in the eyes of law.
- B. That the Respondents failed to consider the discrimination between the Appellant and other similarly placed employees wherein Four years grace period was provided to them while the Appellant Decree was not consider, hence, the impugned orders are not sustainable in the eyes of law.
- C. That the impugned Dismissal order of Appellant department Appeal is cubical, void ab-initio, & unwarranted & are liable to be set-aside.
- D. That the Respondents have harshly interpreted the law on the subject, the discrimination between the similarly placed employees was altogether ignored by the Respondents, hence, the acts of depriving the Appellant from his scale is illegal in all respect.
- E. That the impugned order of the Appellate authority is not a speaking order and only word Regretted, is mentioned, hence on the ground alone, the impugned order is liable to be set-aside.
- F. That the appellant was discriminated and even his qualification of Graduation was altogether ignored, even the time granted for other employees was not granted to the Appellant, therefore, the order of

5

Appellate authority is illegal, wrong, unwarranted & are liable to be set-aside.

- G. That even the appeal of the Petitioner was decided in vacuum and without affording any opportunity to the appellant to be heard in person. And thus not only the principles of natural justice was blatantly violated, but rather Section 24-A of the General Clauses Act was ruthlessly chucked out too.
- H. That the delay in filling appeal is due to the fact that the appellant was informed on 22 August 2024 in respect of dismissal of his appeal, the impugned orders being void in the eyes of law, based on discrimination and the delay in filling present appeal is not intentional but due to the facts beyond the control of the Appellant, hence the delay may kindly be condoned in the interest of justice.
- I. That any other ground not raised here may graciously be allowed to be raised at the time of arguments.

IT IS, THEREFORE, RESPECTFULLY PRAYED THAT ON ACCEPTANCE OF THE INSTANT APPEAL, ON ACCEPTANCE OF THIS APPEAL, THE APPELLANT BASIC PAY SCALE OF BPS-16 MAY KINDLY BE RESTORED, THE ORDER NO. 7140-58/CA-VII/ESTB DATED 22-03-2022 AS WELL AS ALL SUBSEQUENT ORDERS IN RESPECT OF DEMOTION/REDUCTION IN BASIC PAY SCALE MAY KINDLY BE MODIFIED TO THE EXTENT THAT BASIC PAY SCALE OF BPS-16 BE GRANTED TO THE APPELLANT, THE ACT OF THE RESPONDENTS IN REDUCTION/DEMOTION ETC MAY KINDLY BE DECLARED AS ILLEGAL, BASED ON DISCRIMINATION, VOID, WITHOUT HEARING THE APPELLANT AND INEFFECTIVE UPON APPELLANT

RIGHTS, THE APPELLANT DEPARTMENTAL APPEAL MAY KINDLY BE ACCEPTED AS PRAYED FOR IN THE INTEREST OF JUSTICE.

Any other remedy deemed proper and just in the circumstances of the case, may also be extended in favor of appellant.

Appellant

Through

SAWAR KHAN

(ADVOCATE SUPREME COURT)

CERTIFICATE

No appeal on the subject has earlier been filed by the appellant in above noted case before this Hon'ble Tribunal.

Advocate

LAW BOOKS:-

1. Services laws
2. Case law according to need.

Advocate

7

**BEFORE THE HON, RABLE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL PESHAWAR**

MASOOD KHAN.....

VERSUS

GOVERNMENT OF KPK & OTHERS.....

ADDRESS OF THE PARTIES

Appellant:-

MASOOD KHAN PRESENTLY SERVING AS CLERK AT
GOVERNMENT COLLEGE PESHAWAR.

Respondents:-

1. GOVERNMENT OF KHYBER PAKHTUNKHWA THROUGH SECRETARY
HIGHER EDUCATION, ARCHIVES & LIBRARIES DEPARTMENT.
2. SECRETARY HIGHER EDUCATION, ARCHIVES & LIBRARIES
DEPARTMENT KHYBER PAKHTUNKHWA PESHAWAR.
3. SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA, FINANCE
DEPARTMENT.
4. DIRECTOR HIGHER EDUCATION, ARCHIVES & LIBRARIES DEPARTMENT,
KHYBER PAKHTUNKHWA PESHAWAR.

Appellant

Through

SAWAR KHAN

(ADVOCATE SUPREME COURT)

8

BEFORE THE HON, RABLE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL PESHAWAR

MASOOD KHAN.....

VERSUS

GOVERNMENT OF KPK & OTHERS.....

PETITION FOR CONDONATION OF DELAY IN FILING OF
PRESENT APPEAL DUE TO THE FACT THAT APPELLANT
WAS INFORMED ABOUT ACCEPTANCE OF HIS APPEAL BUT
TILL DATE THE JUDGMENT OF THE APPELLATE AUTHORITY
IS NOT SERVED UPON THE APPELLANT, RATHER ON 27
SEPTEMBER 2024 THE APPELLANT WAS INFORMED ABOUT
DISMISSAL OF APPEAL, MOREOVER THE IMPUGNED ORDER
ARE BASED ON DISCRIMINATION AND ARE VOID ORDER, IN
THE INTERST OF JUSTICE THE DELAY IF ANY MAY KINDLY
BE CONDONED.

.....
RESPECTFULLY SHEWETH,

The petitioner submit as under: -

1. That the petitioner is filling accompanying service appeal before this Hon,able Tribunal, wherein no date of hearing is yet been fixed.

- 2. That the Respondents informed the Appellant about acceptance of his departmental appeal, the Appellant was also sanguine about order in his favour but the Principal of the college inform him about rejection on 28 September 2024, hence the delay may kindly be condoned in the interest of justice.
- 3. That the impugned orders as well as Rejection of appeal are void orders and based on clear discrimination, hence as per consistent view of Apex courts no limitation runs against the void order and on this ground alone the delay if any is liable to condonation.
- 4. That other grounds with the permission of this Hon, able court will be raised at the time of arguments.

IT IS, THEREFORE, REQUESTED THAT ON ACCEPTANCE OF THIS PETITION THE SERVICE APPEAL OF THE PETITIONER MAY KINDLY BE ALLOWED AND THE DELAY IF ANY MAY KINDLY BE CONDONED IN THE INTEREST OF JUSTICE AND ANY OTHER ORDER DEEMED PROPER AND IN FAVOUR OF PETITIONER MAY ALSO BE PASSED..

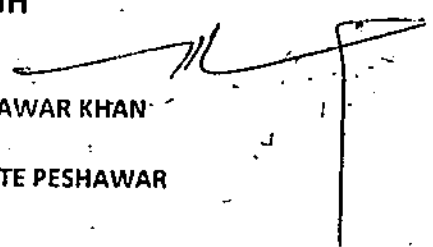
PETITIONER



THROUGH

S AWAR KHAN

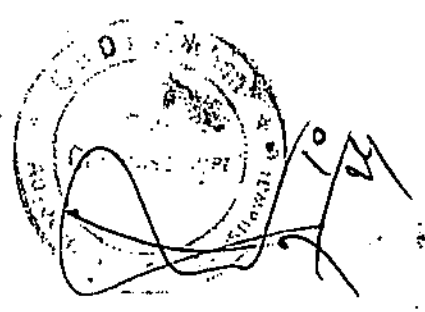
ADVOCATE PESHAWAR



AFFIDAVIT.

I MASOOD KHAN do hereby solemnly affirm and declare on Oath that all contents of this petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon, able court.

DEPONENT

10

BEFORE THE HON, RABLE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL PESHAWAR

MASOOD KHAN.....

VERSUS

GOVERNMENT OF KPK & OTHERS.....

AFFIDAVIT.

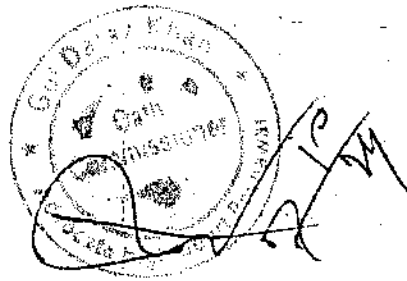
I (MASOOD KHAN PRESENTLY SERVING AS CLERK AT GOVERNMENT COLLEGE PESHAWAR), declare on oath that all the contents of accompanied appeal are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon, able Court.

Deponent

CNIC NO: 17201-1094041-3

Identified by:

SAWAR KHAN
Advocate Supreme Court





11

OFFICE OF THE PRINCIPAL GOVERNMENT COLLEGE PESHAWAR

Email: Govtcollegepeshawar850@gmail.com, Phone: 091-9211283

No. 3019 /Personnel File

Dated. 26/9 /2023

To,
The Director,
Higher Education Khyber Pakhtunkhwa,
Peshawar.

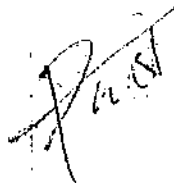
Subject: - **APPEAL FOR RESTORATION OF SCALE**
Respected Sir,

Reference to the subject noted above and to enclose herewith a self-explanatory application along with other connected papers in respect of Mr. Masood Khan, Junior Clerk (BPS-11) of this College for further necessary action with the remarks to consider his case as per policy, please.


Principal
Govt College Peshawar

CA-7

13278 997


CA-1111
Dud up p.p.
MGP
27/9/23

To,

The Director,
Higher Education,
Khyber Pakhtunkhwa Peshawar

12

Subject: APPEAL FOR RESTORATION OF SCALE

Respected Sir,

It is stated that, I am working as a Junior Clerk at Government College Peshawar under your kind supervision since 21st December 2021. It is pertinent to mention here that:

1. I have been appointed as Accountant (BPS-16) in Frontier Education Foundation (FEF) Khyber Pakhtunkhwa Peshawar and perform my duties at different stations/colleges under the domain of Frontier Education Foundation.
2. The Provincial Assembly of Khyber Pakhtunkhwa has passed a bill/Act "*The Khyber Pakhtunkhwa Absorption of certain employees Act, 2021 (Khyber Pakhtunkhwa Act No. XXXVII of 2021)*" duly notified by the Provincial Assembly Secretariat vide Notification No. PA/Khyber Pakhtunkhwa/Bills-196/2021/9200 dated: 10-12-2021 (Annexure-A). Later on after verification of the qualification and other credentials the services of 427 Teaching staff, Ministerial Staff and Class-IV Employees were validly absorbed in Directorate of Higher Education vide Notification No. SO (U-III) HED/6-3/KPEF/Absorption/2022 dated: 07th December, 2022 w.e.f the commencement of the Act ibid (Annexure-B).
3. In the light of the Act ibid the services of undersigned along with 12 other regular employees of FEF were handed over to Directorate of Higher Education Khyber Pakhtunkhwa Peshawar vide letter no. FEF/17-XII BOD File/2020, dated 21/12/2021 (Annexure-C).
4. In pursuance of the decision made in the meeting held on 08-03-2022 the Directorate Higher Education Vide office order No.7140-58/CA-VII/Estb:Section/ Adjustment of remaining FEF staff dated Peshawar 22/03/2022 (Annexure-D), the undersigned was adjusted as Junior Clerk (BPS-11) instead of Assistant (BPS-16), due to qualification while the other employees of FEF were adjusted in their own pay scales.
5. The undersigned have qualified the BA Exam from the University of Peshawar, which is the required qualification for Assistant BPS-16. (Annexure-E)

In the light of above it is stated that now the undersigned is a regular employee of Higher Education Department and humbly request you that my Pay scale may please be restored to my previous scale/post i.e. BPS-16 as I have fulfilled the requisite criteria/qualification and I have suffered a great loss in my salary and other service benefits.

Yours Obediently,


26/9/23

Masood Khan

Junior Clerk Ex-Accountant



GOVERNMENT OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES AND
LIBRARIES DEPARTMENT

13

Dated Peshawar the 07th December, 2022

NOTIFICATION

NO. SO (U-III) HED/6-3/KPEF/Absorption/2022. In pursuance of Khyber Pakhtunkhwa, Absorption of Certain Employees Act, 2021 (Khyber Pakhtunkhwa Act No. XXXVII of 2021) and after verification of the qualifications and other credentials by the Committee notified vide No.SO(UE-III)HED/6-3/Absorption/2021 dated 19-01-2022, services of the following Teaching Staff, Ministerial Staff and Class-IV Employees of Khyber Pakhtunkhwa Education Foundation are hereby absorbed/shall be deemed to have been validly absorbed in Directorate of Higher Education Khyber Pakhtunkhwa w.e.f the commencement of the Act ibid i.e 10th December 2021 in basic pay scales mentioned against their names: -

| S# | Name of Employee | Post | BPS | PLACE OF POSTING |
|-----|-----------------------|-----------------------------|-----|-------------------------------|
| 1. | Ms. Anila Nazli | Assistant. Prof of English | 18 | GGDC, Bacha Khan Peshawar |
| 2. | Ms. Farukh Gul | Assistant. Prof of Zoology | 18 | GGDC No. 1 D I Khan |
| 3. | Ms. Gul-e-Rana | Assistant Prof Home Eco. | 18 | GGDC, Tangi, Charsadda |
| 4. | Ms. Munnazza Intikhab | Assistant Prof of Chemistry | 18 | GFCW, Peshawar |
| 5. | Ms. Parveen Akhtar | Assistant Prof of Islamiyat | 18 | GGDC, Adenzai Dir Lower |
| 6. | Ms. Saira Bukhari | Assistant Prof of Chemistry | 18 | GGDC No. 1 D I Khan |
| 7. | Aasia | Lecturer in Computer Sc. | 17 | GGDC Par Hoti Mardan |
| 8. | Abida Bano | Lecturer in Chemistry | 17 | GGDC No.2 Hayatabad Peshawar |
| 9. | Abida Rani | Lecturer in English | 17 | GGDC No.2 D.I.Khan |
| 10. | Afsheen | Lecturer in Urdu | 17 | GGDC Tangi Charsadda |
| 11. | Ambreen Dilawar | Lecturer in Chemistry | 17 | GGDC No.2 Haripur |
| 12. | Anar Kali | Lecturer in Computer Sc. | 17 | GGDC Takht Bhai Mardan |
| 13. | Anisa Fawad | Lecturer in Zoology | 17 | GGPGC Haripur |
| 14. | Aniqa Saher | Lecturer in English | 17 | GGDC, Qalandarabad Abbottabad |
| 15. | Arifa Sultan | Lecturer in Pol. Science | 17 | GGDC Bacha Khan Peshawar |
| 16. | Arshia Zafar | Lecturer in Economics | 17 | GGDC Paharpur D I Khan |
| 17. | Ashfa Mehreen | Lecturer in English | 17 | GGDC Zaida, Swabi / |
| 18. | Asia Batool | Lecturer in Islamiyat | 17 | GGDC No.1 D.I.Khan |
| 19. | Asiya Aslam | Lecturer in Physics | 17 | GFCW Peshawar |
| 20. | Asma Nasreen | Lecturer in Urdu | 17 | GGDC Lachi, Kohat |
| 21. | Asma Zareen | Lecturer in Economics | 17 | GGDC Topi Swabi |
| 22. | Atiqa Naqvi | Lecturer in Urdu | 17 | GFCW Peshawar |
| 23. | Ayesha Naeem | Lecturer in Law | 17 | GGDC Zaida Swabi |
| 24. | Ayesha Inam | Lecturer in Computer Sc. | 17 | GGDC Kulachi DIK |
| 25. | Bakhat Jamal | Lecturer in Islamiyat | 17 | GGDC Khanpur Haripur |
| 26. | Dalghan Zahra | Lecturer in History | 17 | GGDC No.1 D.I.Khan |
| 27. | Beenish Ambreen | Lecturer in Pol. Science | 17 | GGDC Paharpur D I Khan |
| 28. | Beenish Durrani | Lecturer in Economics | 17 | GGDC Dabgari Peshawar |
| 29. | Beenish Rafiq | Lecturer in Botany | 17 | GGDC No.2 Haripur |
| 30. | Benish Huma | Lecturer in Computer Sc. | 17 | GGDC Timargahara Dir lower |
| 31. | Bibi Rukhsana | Lecturer in Zoology | 17 | GGDC Topi Swabi |
| 32. | Bilgees Wahid | Lecturer in Islamiyat | 17 | GFCW Peshawar |
| 33. | Bushra Bibi | Lecturer in Physics | 17 | GGDC No.2 Haripur |
| 34. | Bushra Gul | Lecturer in Maths | 17 | GGDC Jalozai Nowshera |
| 35. | Bushra Zaheen | Lecturer in Urdu | 17 | GGDC No.2 Hayatabad Peshawar |
| 36. | Dur-e-Nayab | Lecturer in History | 17 | GGDC Kaki Bannu |
| 37. | Eid un Nisa | Lecturer in Geography | 17 | GGC Parhena Mansehra |
| 38. | Erum Fatima | Lecturer in English | 17 | GGPGC Haripur |
| 39. | Fahima Gul | Lecturer in Pol. Science | 17 | GGDC Tangi Charsadda |
| 40. | Faiza Ahmad | Lecturer in Zoology | 17 | GGDC Chargharmatti Peshawar |

| | | | | |
|------|-------------------|----------------|----|------------------------------|
| 274. | Fazal Abbas | Senior Clerk | 14 | GGDC No.3 D.I.Khan |
| 275. | Hazrat Ali Khan | Senior Clerk | 14 | GGDC Township Bannu |
| 276. | Iqbal Shah | Senior Clerk | 14 | GGDC Tangi Charsadda |
| 277. | Muntozim Shah | Senior Clerk | 14 | GGDC Topi Swabi |
| 278. | Mohammad Kashif | Senior Clerk | 14 | GGDC Manki Swabi |
| 279. | Sanobar Khan | Senior Clerk | 14 | GDC Sarai Naurang |
| 280. | Muhammad Sulaiman | Senior Clerk | 14 | GDC Tangi Charsadda |
| 281. | Salman Ali | Senior Clerk | 14 | GGDC Dabgari Peshawar |
| 282. | Waqas Ahmed | Senior Clerk | 14 | GGC Parhena Manshra |
| 283. | Ismail Shah | Senior Clerk | 14 | GGDC Nahaqi Peshawar |
| 284. | Israr | Senior Clerk | 14 | GDC Shabqadar Charsadda |
| 285. | Ahsan Sardar | Senior Clerk | 14 | GGDC KDA Kohat |
| 286. | Sidra Magsood | Senior Clerk | 14 | GGC, Oulbahar Peshawar |
| 287. | Ilaswari Jana | Senior Clerk | 14 | GGDC, Mandan Bannu |
| 288. | Tahira Noreen | Senior Clerk | 14 | GPGC, Haripur |
| 289. | Nazneen Abid | Senior Clerk | 14 | GGDC, Manshra |
| 290. | Shehla Naz | Senior Clerk | 14 | GGDC, Sari Naurang |
| 291. | Shazia Noreen | Senior Clerk | 14 | GGDC, No. 1 D.I.Khan |
| 292. | Uzma Bibi | Senior Clerk | 14 | GGDC, Adenzai Dir Lower |
| 293. | Alweena Akber | Lab Supervisor | 14 | GDC Hayatabad Peshawar |
| 294. | Ayesha Ambareen | Lab Supervisor | 14 | GGC Daggar Buner |
| 295. | Inum Noz | Lab Supervisor | 14 | GPGCW Mardan |
| 296. | Kalsoom Shakir | Lab Supervisor | 14 | GGDC Panipir Swabi |
| 297. | Khalida Dilawar | Lab Supervisor | 14 | GGDC Chorgharmatti Peshawar |
| 298. | Mehnaz Bibi | Lab Supervisor | 14 | GGC Sarai Saleh Haripur |
| 299. | Mehreen Gul | Lab Supervisor | 14 | GGDC Mandan Bannu |
| 300. | Nageena Afzal | Lab Supervisor | 14 | GGC Kanju Swat |
| 301. | Naheed Begum | Lab Supervisor | 14 | GGDC Mathra Peshawar |
| 302. | Nazia Iqbal | Lab Supervisor | 14 | GGDC Manki Swabi |
| 303. | Nosheen Tabassum | Lab Supervisor | 14 | GGDC No.2 D.I.Khan |
| 304. | Solma Bibi | Lab Supervisor | 14 | GGDC Bathelo Malakand |
| 305. | Sopna Kanwal | Lab Supervisor | 14 | GGDC No.1 D.I.Khan |
| 306. | Sitara Jabeen | Lab Supervisor | 14 | GGDC Marghuz Swabi |
| 307. | Tabassum Sarfraz | Lab Supervisor | 14 | GGC Parhena Manshra |
| 308. | Masood Khan | Junior Clerk | 11 | Govt. College Peshawar |
| 309. | Abida Bibi | Junior Clerk | 11 | GGDC, Tangi Charsadda |
| 310. | Musarat Begum | Junior Clerk | 3 | GGDC, Nahaqi, Peshawar. |
| 311. | Afnaba | Naib Qasid | 3 | GGDC Township Bannu |
| 312. | Alia Afnab | Sweeper | 3 | GGDC Dabgari Peshawar |
| 313. | Hifsa Bibi | Lab Attendant | 3 | GGDC Tangi Charsadda |
| 314. | Jahan Ara | Sweeper | 3 | GGDC Nahaqi Peshawar |
| 315. | Maryum Bibi | Lab Attendant | 3 | GGDC Paharpur DIKhan |
| 316. | Mehar Negor | Lab Attendant | 3 | GGDC Nahaqi Peshawar |
| 317. | Mehar un Nisa | Caller | 3 | GGDC No. 1 Manshra |
| 318. | Naseema Akhter | Mali | 3 | GGDC Topi Swabi |
| 319. | Sanjila | Lab Attendant | 3 | GGC Manki Swabi |
| 320. | Shahnaz Bibi | Lab Attendant | 3 | GGDC No.3 D.I.Khan |
| 321. | Ambreen Bibi | Lab Attendant | 3 | GGDC Township Bannu |
| 322. | Azra Bibi | Lab Attendant | 3 | GGDC Township Bannu |
| 323. | Basiera | Lab Attendant | 3 | GGDC Adenzai Dir Lower |
| 324. | Dasmeen Bibi | Lab Attendant | 3 | GGDC Township Bannu |
| 325. | Fakhra Kanwal | Lab Attendant | 3 | GGDC Topi Swabi |
| 326. | Fatima | Lab Attendant | 3 | GGDC No.2 Hayatabad Peshawar |
| 327. | Fazilat Jan | Lab Attendant | 3 | GGDC Parala Haripur |
| 328. | Ghazala Shaheen | Lab Attendant | 3 | GGDC Paharpur DIKhan |
| 329. | Gul Hasrat | Lab Attendant | 3 | GGDC Topi Swabi |

14

Handwritten signature/initials

| | | | | |
|------|-------------------|---------------|---|------------------------------|
| 389. | Javed Khan | Naib Qasid | 3 | GDC Sarai Naurang |
| 390. | Lingot Hussain | Chowkidar | 3 | GPGC Kohat |
| 391. | Masood Khan | Naib Qasid | 3 | Directorate Higher Education |
| 392. | Mohammad Farooq | Naib Qasid | 3 | GGDC No.3 D.I.Khan |
| 393. | Mohammad Shabir | Naib Qasid | 3 | GDC KTS Haripur |
| 394. | Mohammad Wasim | Chowkidar | 3 | GGDC Dabgari Peshawar |
| 395. | Muhammad Ishaq | Chowkidar | 3 | GGDC, Tangi Charsadda |
| 396. | Muhammad Miskeen | Lab Attendant | 3 | GDC KTS Haripur |
| 397. | Raheem Ullah | Chowkidar | 3 | GGDC Adenzai Dir Lower |
| 398. | Rahim Khan | Chowkidar | 3 | GDC Domail Bannu |
| 399. | Raqib ullah | Chowkidar | 3 | GDC Sari Nourang |
| 400. | Rizwan Ullah | Naib Qasid | 3 | GGDC Tangi Charsadda |
| 401. | Rooh Ullah | Chowkidar | 3 | GGDC Tangi Charsadda |
| 402. | Said Muhammad | Chowkidar | 3 | GGDC Nahaqi Peshawar |
| 403. | Sameen Khan | Naib Qasid | 3 | GDC Tangi Charsadda |
| 404. | Sareem ullah | Chowkidar | 3 | GGDCNo.2 Hayatabad, Peshawar |
| 405. | Sarfraz Ahmed | Naib Qasid | 3 | GGDC Khanpur Haripur |
| 406. | Shakeel Ahmed | Naib Qasid | 3 | GGDC Dabgari Peshawar |
| 407. | Sher Rauf | Chowkidar | 3 | GGDC Topi Swabi |
| 408. | Tasweer Hussain | Naib Qasid | 3 | GGDCNo.3 D.I.Khan |
| 409. | Umer Hayat | Chowkidar | 3 | GGDC Township Bannu / |
| 410. | Umer Iqbal | Chowkidar | 3 | GGDC Shabqadar Charsadda |
| 411. | Yar Mohammad | Chowkidar | 3 | GGDCNo.2 Hayatabad, Peshawar |
| 412. | Zian-ud Din | Chowkidar | 3 | GGDCNo.3 D.I.Khan |
| 413. | Safdar Khan | Chowkidar | 3 | GPGC Kohat |
| 414. | Ameena Bibi | Sweeper | 3 | GGDC Balakot |
| 415. | Anees Sarwar | Sweeper | 3 | GGDC Topi Swabi |
| 416. | Christopher Masih | Sweeper | 3 | GGDCNo.3 D.I.Khan |
| 417. | Emmanuel | Sweeper | 3 | GGDCNo.2 Hayatabad Peshawar |
| 418. | Khalid Mehmood | Sweeper | 3 | GGDC Khanpur Haripur |
| 419. | Malik Zada Bibi | Sweeper | 3 | GGDC Township Bannu. |
| 420. | Naseema Gul | Sweeper | 3 | GGDC Topi Swabi |
| 421. | Nasir Khan | Sweeper | 3 | GDC Nahaqi Peshawar |
| 422. | Nasreen Akhter | Sweeper | 3 | GGDC Township Bannu |
| 423. | Noushad Shah | Sweeper | 3 | GGDC Tangi Charsadda |
| 424. | Rehana Kousar | Sweeper | 3 | GGDC Paharpur DIKhan |
| 425. | Rubi Shanmim | Sweeper | 3 | GGDC Dabgari Peshawar |
| 426. | Shakeela | Sweeper | 3 | GGDCNo.2 Hayatabad |
| 427. | Umair Masih | Sweeper | 3 | GGDC Adenzai Dir Lower |

TERMS AND CONDITIONS.

- i. They will have all rights / privileges contained in Khyber Pakhtunkhwa, civil Servants Act, 1973 with all amendments made therein including Khyber Pakhtunkhwa, Civil servants (Amendment) Act. 2013 and Rules made thereunder.
- ii. In case of resignation, they will have to give one-month prior notice. In absence of such notice, their one-month pay shall be forfeited to Government.
- iii. In case of disciplinary matters, Khyber Pakhtunkhwa, Government servants, (efficiency & disciplinary Rules) 2011 shall be applicable.
- iv. They will be on probation for a period of one year extendable for another year with specific order or the competent authority within two months of the expiry of first year of probation period in terms of Section-15 amended on 07.12.2017 of Appointment, promotion, and Transfer Rules, 1989.
- v. They (Teaching Staff) will undergo mandatory training for the purpose of promotion/direct recruitments as the case may be.


- vi. They will get pay of the posts against they are absorbed including usual allowances as admissible under the rules.
- vii. They will be entitled to annual increment like other civil servants.
- viii. Their seniority shall be determined in light of Section 5(2) of the Khyber Pakhtunkhwa, absorption of certain employees act, 2021 against the post which they have been absorbed.

Sd/-
 Secretary to Govt. of Khyber Pakhtunkhwa,
 Higher Education, Archives & Libraries Department

Endst: No. & Date Even.

Copy forwarded to the: -

1. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
2. Principal Secretary to Governor, Khyber Pakhtunkhwa.
3. PSO to Chief Secretary, Khyber Pakhtunkhwa.
4. Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
5. Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
6. Secretary to Govt. of Khyber Pakhtunkhwa, Law Department.
7. Accountant General, Khyber Pakhtunkhwa, Peshawar.
8. Managing Director Khyber Pakhtunkhwa, Education Foundation.
9. Director Higher Education, Khyber Pakhtunkhwa, Peshawar.
10. Director, Information for wide publicity through media.
11. District Accounts Officer concerned.
12. Principals Government colleges concerned.
13. P.S to Minister for Higher Education Khyber Pakhtunkhwa.
14. P.S to Secretary Higher Education Khyber Pakhtunkhwa.
15. Section Officer (C-III) and Section Officer (C-IV) Higher Education Department for information.
16. Officer/Official concerned.


 SECTION OFFICER (U-III)
 Section Officer (UE-III)
 Govt. Of Khyber Pakhtunkhwa
 Higher Education Archives
 & Libraries Department

(17)



OFFICE OF THE PRINCIPAL GOVERNMENT COLLEGE PESHAWAR
Email: Govcollegopeshawar850@gmail.com, Phone: 091-9211283

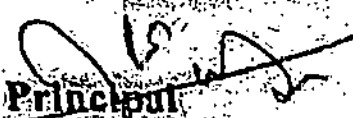
No. 3219 / Personnel File

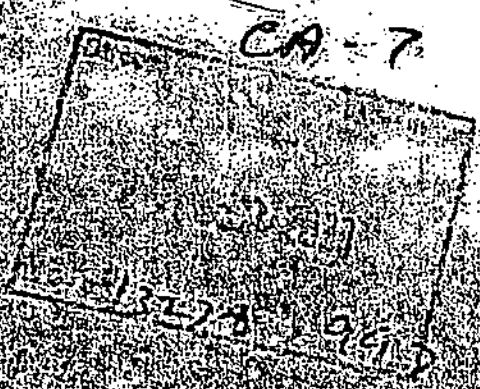
Dated: 26/8/2021

To,
The Director,
Higher Education Khyber Pakhtunkhwa,
Peshawar.

Subject: - **APPEAL FOR RESTORATION OF SCALE**
Respected Sir,

Reference to the subject noted above and to enclose herewith a self-expl
plication along with other connected papers in respect of Mr. Masood Khan, Junio
PS-11) of this College for further necessary action with the remarks to consider his cas
licy, please.


Principal
Govt College Peshawar

CA-7




**DIRECTORATE OF HIGHER EDUCATION
KHYBER PAKHTUNKHWA
RANO GHARI NEAR CHAMKANI MOR, PESHAWAR**



E-mail:- dhekpkes@qmail.com Facebook.com/dhekpkes Peshawar Twitter.com/dhekpkes Peshawar1

No. 7386 / CA-VIII/A-167/GDC Peshawar M 6 V-8

Dated Peshawar the 20/5 /2024

To

The Principal
Government College Peshawar.

Subject:- **APPEAL FOR RESOTRATION OF SCALE.**

I am directed to refer to your office letter No. 3019 dated 26/09/2023 on the subject cited above and to state that departmental appeal of Mr. Masood Khan, Junior Clerk, Ex-accountant of FEF department has been regretted by the competent authority (copy attached).

You are, requested to inform the official concerned accordingly, please.


DEPUTY DIRECTOR (ESTT:)

Endst: _____

Copy of the above is forwarded to the:

1. Section Officer (C-IV), Higher Education Department with reference to his office letter No. as above.


(GOHAR KHAN)
DEPUTY DIRECTOR (ESTT:)

19



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

Phone No. 9213501-2 Ext. 20 Fax #091-9210368

101

No. SO(C-IV)/HED/11-1/Dept: Appeal/Masood/FEF/2024
Dated Peshawar 22nd April, 2024

6231

To

The Director,
Higher Education, Khyber Pakhtunkhwa

SUBJECT: DEPARTMENTAL APPEAL

Page # 1507

I am directed to refer letter No. 1837/CA-VII/Estt:Branch/A-167/GC Peshawar dated 01.04.2024 of your office on the subject noted above and to state that the appeal was processed / examined in this Department and the Competent Authority has regretted/filed the same.

(Signature)
(ZAHID/KAMAL)
SECTION OFFICER (C-IV)

Endst of Even No. & Date

Copy forwarded for information to the:-

1. P.S to Secretary, Higher Education Department.
2. Master File.

SECTION OFFICER (C-IV)

4

T:)

DD (E)

CA-7

| |
|---|
| Directorate of Higher Education Peshawar |
| 20 |
| 448 165 |

Handwritten marks

NOTIFICATION

(20) (17)

Budget/HD/5-14/2019: In compliance with the Provincial Government of Khyber Pakhtunkhwa, Employees (Regularization of Services) Act 2018 & recommendation of the Ministerial Committee duly approved by the Provincial Cabinet, the Provincial Government is pleased to regularize the services of the following 14 (fourteen) project employees working under project "Computerization of Arms Licence of Home Department" DDO Code PR5996 with effect from 07-03-2018:

| S/No | Name & Father name of the official | Designation with BPS |
|------|---|----------------------------|
| 1 | Mr. Waqas Ahmad S/o Fazal Dad | Computer Operator (BPS-16) |
| 2 | Sheikh Rasheed Alam Shah S/o Abdul Ghafoor Shah | Computer Operator (BPS-12) |
| 3 | Mr. Misal Khan S/o Fazal Mohammad | Computer Operator (BPS-12) |
| 4 | Mr. Adli S/o Munawar Khan | Computer Operator (BPS-12) |
| 5 | Syed Jamal Hussain Shah S/o Syed Khan Badshah | Computer Operator (BPS-12) |
| 6 | Mr. Hasceb Shah S/o Syed Munawar Shah | Computer Operator (BPS-12) |
| 7 | Mr. Hazrat Amin S/o Muhammad Amin | Computer Operator (BPS-12) |
| 8 | Mr. Waqas Jan S/o Maqsood Ullah | Computer Operator (BPS-12) |
| 9 | Mr. Hanif Johar S/o Said Johar | Computer Operator (BPS-12) |
| 10 | Mr. Ikram Saleem S/o Ashaq Saleem | Computer Operator (BPS-12) |
| 11 | Mr. Muhammad Ibrahim S/o Muhammad Ayub | Computer Operator (BPS-12) |
| 12 | Mian Naeem Farooq S/o Mian Muhammad Farooq | Computer Operator (BPS-12) |
| 13 | Mr. Faizan Muhammad S/o Fayaz Muhammad | Computer Operator (BPS-12) |
| 14 | Mr. Irfan Ullah S/o Abdul Nasir | Computer Operator (BPS-12) |

The incumbents at Serial No. (b) to (n) above regularized in (BS-12) due to low qualification and the incumbents will be given grace period of four years with immediate effect to acquire the prescribed qualification for the post of Computer Operator (BS-16) i.e. 2nd Class Graduation with Diploma in IT (DIT) in line with the recommendations of the Ministerial Committee. The incumbents at Serial No. (b) to (n) will draw Pay & Allowances in their own pay scale i.e. (BS-12).

The incumbent at Serial No. a will draw his Pay & Allowances with effect from 07-03-2018 to 29-08-2018 in Basic Pay Scale-12 due to low qualification and after acquired the prescribed qualification i.e. 2nd Class Graduation with Diploma in IT (DIT), the incumbent concerned is admissible for salary with effect from 30-08-2018 in BPS-16.

Secretary to Govt. of Khyber Pakhtunkhwa
- Home & Tribal Affairs, Department

For information & date even

- 1. Forwarded for information to:
 - The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa, Peshawar.
 - Accountant-General, Khyber Pakhtunkhwa, Peshawar.
 - The Official concerned, with the direction to produce medical certificate from the Police Services, Hospital, Peshawar.
 - PS to Chief Secretary, Khyber Pakhtunkhwa.
 - PS to Secretary Establishment & Admn Department.
 - PS to Secretary Finance Department, Peshawar.
 - PS to Home Secretary, Khyber Pakhtunkhwa.
 - PS to Secretary to Govt. of Khyber Pakhtunkhwa Science Technology & Information Technology, Department.
 - PA to Deputy Secretary (Admn), Home Department.
- 2. The Section Officer (General), Home Department with the request to fulfill all the formalities before submitting change for salary of the above named incumbents.

[Signature]

21



FOR THE EXTRAORDINARY GAZETTE ISSUE OF
THE KHYBER PAKHTUNKHWA

PROVINCIAL ASSEMBLY SECRETARIAT
KHYBER PAKHTUNKHWA

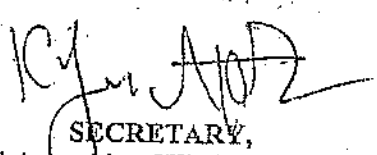
NOTIFICATION

Dated Peshawar, the 10/12/2021.

No. PA/Khyber Pakhtunkhwa/Bills-196/2021/ 9200 The Khyber Pakhtunkhwa Absorption of Certain Employees Bill, 2021 having been passed by the Provincial Assembly of Khyber Pakhtunkhwa on 26th November, 2021 and assented to by the Governor of the Khyber Pakhtunkhwa on 7th December, 2021 is hereby published as an Act of the Provincial Legislature of the Khyber Pakhtunkhwa.

THE KHYBER PAKHTUNKHWA ABSORPTION OF CERTAIN EMPLOYEES ACT, 2021.
(KHYBER PAKHTUNKHWA ACT NO. XXXVII OF 2021)
(First published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of the Khyber Pakhtunkhwa. (Extraordinary), dated the 10/12/2021).

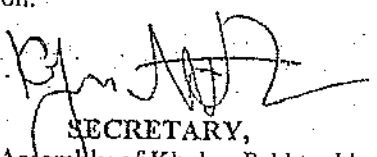
(Here print as in the accompaniment).


SECRETARY,
Provincial Assembly of Khyber Pakhtunkhwa.

No. and date (as per notification above).

A copy of the above notification with the accompaniment is forwarded to the Manager, Government Stationery and Printing Department, Peshawar, with the request to publish the same in the extraordinary issue of the Khyber Pakhtunkhwa Government Gazette of today's date and distribute copies thereof immediately in accordance with the list given overleaf.


Proof should be sent to this Secretariat before publication.


SECRETARY,
Provincial Assembly of Khyber Pakhtunkhwa.

E.No. PA/Khyber Pakhtunkhwa /Bills-196/2021/ 9201-01 Dated 10/12/2021

A copy of the above is forwarded to:-

1. The Principal Secretary to Governor, Khyber Pakhtunkhwa.
2. The Secretary to Government of Khyber Pakhtunkhwa, Law Department.
3. The Secretary to Government of Khyber Pakhtunkhwa Higher Education, Archives & Libraries Department.
4. The Director Information, Khyber Pakhtunkhwa.
5. The Deputy Director I.T, Provincial Assembly of Khyber Pakhtunkhwa for official website.


SECRETARY,
Provincial Assembly of Khyber Pakhtunkhwa.

22

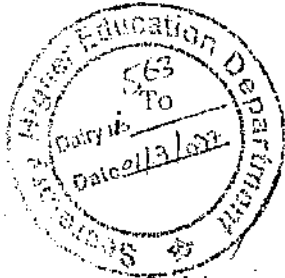


Directorate of Higher Education Khyber Pakhtunkhwa

Rano Ghari near Chamkani Mor, GT Road Peshawar
Phone No: +92 91 2650026, +92 912650023, Fax: 091-2260181
Email: assistantdirectorhed.pd@gmail.com

No. 5050 DHE/P&D/General Letters

Dated: 24 / 02 / 20



The Secretary to Govt. of Khyber Pakhtunkhwa,
Higher Education, Archives & Libraries Department.

Subject: ADJUSTMENT OF REMAINING STAFF OF FEF COLLEGES

Respected sir,

I am directed to refer to the subject noted above and to enclose herewith the details of the 12 remaining staff of FEF Colleges with the proposals mentioned against each with the request to kindly guide the Directorate of Higher Education for future course of action, please.

[Signature]
Assistant Director

Endst: NO. _____ / AD(G)/ FEF Staff

Copy to the:

PA to Director Higher Education.

Assistant Director

[Handwritten notes and signatures]
AS (D)
[Signature]
28/2/22
[Signature]

(2) The inter-se-seniority of the employees who are absorbed under this Act, shall be determined on the basis of their continuous officiation in service in the Foundation:

Provided that if the date of continuous officiation in the case of two or more employees is the same, the employees older in age shall be rank senior to the younger one.

6. Removal of difficulties.--- If any difficulty arises in giving effect to any of the provisions of this Act, the Chief Minister of Khyber Pakhtunkhwa may make such order not inconsistent with the provisions of this Act as may appear to him, to be necessary for the purpose of removing such difficulty:

Provided that no such powers shall be exercised after the expiry of one year from the date of commencement of this Act.

7. Overriding effect.--- Notwithstanding anything to the contrary contained in any other law or rules for the time being in force, the provisions of this Act, shall have an overriding effect and the provisions of any such law or rules to the extent of inconsistency to this Act shall cease to have effect.

BY ORDER OF MR. SPEAKER
PROVINCIAL ASSEMBLY OF KHYBER
PAKHTUNKHWA

(KIFAYATULLAH KHAN AFRIDI)
Secretary
Provincial Assembly of Khyber Pakhtunkhwa

Legislative Officer
Provincial Assembly of Khyber Pakhtunkhwa
Government



**DIRECTORATE OF HIGHER EDUCATION
KHYBER PAKHTUNKHWA
RANO GHARI NEAR CHAMKANI MOR, PESHAWAR**



E-mail:- dhekpesh@gmail.com Facebook.com/dhekpeshawar Twitter.com/dhekpeshawar1

No. 7377 /CA-VII/Estt: Branch/A-167/GC Peshawar M-6 V-8

Dated Peshawar the 26/12/2023

To

The Secretary,
Higher Education, Archives & Libraries Department,
Khyber Pakhtunkhwa, Peshawar.

Subject: - DEPARTMENTAL APPEAL

Respected Sir, السلام عليكم

I am directed to refer to the subject noted above and to enclose herewith a self-explanatory appeal for restoration of scale in r/o Masood Khan, Ex-Accountant of Employee Education Foundation.

Necessary to mention that Mr. Masood Khan was an employee of KP Frontier Education Foundation Serving as Accountant in BPS-16. After the passage of Khyber Pakhtunkhwa Absorption of Certain Employees Act 2021 duly notified on 24.11.2021, the appellant concerned was absorbed in this Directorate as Junior Clerk in (BPS-11) instead of his actual post i.e Accountant in (BPS-16) as his then qualification was intermediate. Later on the appellant concerned did his Bachelor in Arts (B.A) from University of Peshawar which is the required qualification for the post of Accountant/Office Assistant (BPS-16).

Now at this belated stage the appellant concerned has requested to revise his scale from BPS-11 to BPS-16 as per his new acquired qualification.

Your guidance is solicited in the instant matter, please.

(FAYAZ AHMAD)
DEPUTY DIRECTOR (ESTT)

To,

The Director,
Higher Education,
Khyber Pakhtunkhwa Peshawar

25

Subject: APPEAL FOR RESTORATION OF SCALE

Respected Sir,

It is stated that, I am working as a Junior Clerk at Government College Peshawar under your kind supervision since 21st December 2021. It is pertinent to mention here that:

1. I have been appointed as Accountant (BPS-16) in Frontier Education Foundation (FEF) Khyber Pakhtunkhwa Peshawar and perform my duties at different stations/colleges under the domain of Frontier Education Foundation.
2. The Provincial Assembly of Khyber Pakhtunkhwa has passed a bill/Act "*The Khyber Pakhtunkhwa Absorption of certain employees Act, 2021 (Khyber Pakhtunkhwa Act No. XXXVII of 2021)*" duly notified by the Provincial Assembly Secretariat vide Notification No. PA/Khyber Pakhtunkhwa/Bills-196/2021/9200 dated: 10-12-2021 (Annexure-A). Later on after verification of the qualification and other credentials, the services of 427 Teaching staff, Ministerial Staff and Class-IV Employees were validly absorbed in Directorate of Higher Education vide Notification No. SO (U-III) HED/6-3/KPEF/Absorption/2022 dated: 07th December, 2022 w.e.f the commencement of the Act *ibid* (Annexure-B).
3. In the light of the Act *ibid* the services of undersigned along with 12 other regular employees of FEF were handed over to Directorate of Higher Education Khyber Pakhtunkhwa Peshawar vide letter no. FEF/17-XII BOD File/2020, dated 21/12/2021 (Annexure-C).
4. In pursuance of the decision made in the meeting held on 08-03-2022 the Directorate Higher Education Vide office order No.7140-58/CA-VII/Estb:Section/ Adjustment of remaining FEF staff dated Peshawar 22/03/2022 (Annexure-D), the undersigned was adjusted as Junior Clerk (BPS-11) instead of Assistant (BPS-16), due to qualification while the other employees of FEF were adjusted in their own pay scales.
5. The undersigned have qualified the BA Exam from the University of Peshawar, which is the required qualification for Assistant BPS-16. (DMC copy attached as Annexure.H)

In the light of above it is stated that now the undersigned is a regular employee of Higher Education Department and humbly request you that my Pay scale may please be restored to my previous scale/post i.e. BPS-16 as i have fulfilled the requisite criteria/qualification and I have suffered a great loss in my salary and other service benefits.

Yours Obediently,

Masood Khan

Junior Clerk Ex-Accountant



**DIRECTORATE OF HIGHER EDUCATION
KHYBER PAKHTUNKHWA
RANO GHARI NEAR CHAMKANI MOR, PESHAWAR**



E-mail:- dhkpkpesh@gmail.com Facebook.com/dhkppeshawar Twitter.com/dhkppeshawar1

No. 1837 / CA-VI/Estt: Branch/A-167/GC Peshawar M-8 V-08 Dated Peshawar the 14 /2024

To

The Secretary,
Higher Education, Archives, and Libraries Department
Khyber Pakhtunkhwa, Peshawar

Subject: DEPARTMENTAL APPEAL.

Memo;

I am directed to refer to your letter NO. SO(C-IV) HED /11-1/Departmental Appeal/Masood Junior Clerk/GC Peshawar/2023/56 dated 03-01-2024 on the subject noted above and to submit the point wise explanation of the queries raised vide above stated letter.

1. Absorption of services of employees were made under section 4 of KP Employ Absorption Act, 2021 wherein section 4 (b) stipulates that "All those employees shall be absorbed in the Directorate of Higher Education, Peshawar who possess the same qualification and experiences as prescribed for the post against which they are being absorbed" as the applicant does not possess the required qualification, therefore, he was not absorbed as Assistant at Directorate of Higher Education, Peshawar.
2. The applicant was holding the certificate of Intermediate at time of absorption which is the required qualification for appointment against the post of Junior Clerk, therefore under section 4(b) KP Employees Absorption Act, 2021, he was absorbed in Directorate of Higher Education, Peshawar as Junior Clerk.
3. Missing annexures are enclosed herewith for ready reference.

(Signature)
04/04/2024
(GOHAR KHAN)
DEPUTY DIRECTOR (ESTT:)

01c

2

RECOMMENDATIONS OF THE MINISTERIAL COMMITTEE

In pursuance of the directions of Ministerial Committee meeting dated 6.3.2019 the issues of regularization employees of various departments are classified in line with Committee's recommendations. Under the Rules of Business creation/abolition of posts is the domain of Finance Department. At the start of regularization Project Employees, all concerned Administrative Departments were requested to coordinate their cases with the Finance Department for creation of posts. Moreover, subsequent to promulgation of the Regularization Act, 2018 they were again reminded to expedite the process of creation of posts with the Finance Department. Accordingly, Finance Department issued a schedule of meetings, starting from 7.5.2018 to 16.5.2018 with the concerned departments for creation of posts. After Finance Department addressed/asked the Administrative Departments concerned to ensure provision of a certificate to the effect that "all educational qualifications of the project employees have been verified and found correct" prior to creation of posts on regular side. After completion of the relevant conditions and of Finance Department as well as meetings with the departments concerned, posts have been created on regular side. However, the following departments have not done so:-

Health Department

| Sl. No. | Project Issues | Remarks |
|---------|---|--|
| 1 | Employees appointed without advertisement | |
| 2 | Approved on 7 and revised on 10/11/18 | Since the issue was subjudice before the Peshawar High Court and the Court in its order dated 12.3.2019 has decided the case in favour of the petitioners, hence the issue stands resolved. It is, therefore, proposed that the qualifications, credential and experience as required under Sections 3, 4 & 5 of the Ibid Act should be checked and after that Administrative Department may issue notification. |

Estimated Strength = 431
 stated by Finance Department = 398
 yes appointed without advertisement = 197

no. of employees
 vacant (PS-17) 101
 no. vacant (PS-17) 102
 no. vacant (PS-17) 108
 no. vacant (PS-17) 68
 no. vacant (PS-17) 31

28



**DIRECTORATE OF HIGHER EDUCATION
KHYBER PAKHTUNKHWA
RANO GHARI NEAR CHAMKANI MOR, PESHAWAR**



E-mail:- dhekpsh@gmail.com Facebook.com/dhekpshawar Twitter.com/dhekpshawar1

No. 1837 /CA-VII/Estt: Branch/A-167/GC Peshawar M-6 V-08 Dated Peshawar the 11 / 4 /2024

To

The Secretary,
Higher Education, Archives, and Libraries Department
Khyber Pakhtunkhwa, Peshawar

Subject: DEPARTMENTAL APPEAL.

Memo;

I am directed to refer to your letter NO: SO(C-IV) HED /11-1/Departmental Appeal/Masood Junior Clerk/GC Peshawar/2023/56 dated 03-01-2024 on the subject noted above and to submit the point wise explanation of the queries raised vide above stated letter.

1. Absorption of services of employees were made under section 4 of KP Employ Absorption Act, 2021 wherein section 4 (b) stipulates that "All those employees shall be absorbed in the Directorate of Higher Education, Peshawar who possess the same qualification and experiences as prescribed for the post against which they are being absorbed" as the applicant does not possess the required qualification, therefore, he was not absorbed as Assistant at Directorate of Higher Education, Peshawar.

2. The applicant was holding the certificate of Intermediate at time of absorption which is the required qualification for appointment against the post of Junior Clerk, therefore under section 4(b) KP Employees Absorption Act, 2021, he was absorbed in Directorate of Higher Education, Peshawar as Junior Clerk.

3. Missing annexures are enclosed herewith for ready reference.

(Signature)
01/04/2024
(GOHAR KHAN)
DEPUTY DIRECTOR (ESTT:)

01c

Sanctioned Strength = 50
 Granted by Finance Department = 36
 Posts appointed on contingent basis = 04

Reg. of employees

| | | |
|---|---|--|
| <p>Case (BS-3) / 2004-05 Division Unit for Implementation of Law & Initiatives in Khyber Pakhtunkhwa</p> | <p>0487 233 Procurement Officer (BS-17) holding that post in "Coordination Unit for Implementation of Law & Order Initiatives" in Police Department does not possess the requisite qualification for the post. The incumbent has M.A. English only whereas the required qualification was Master in Social Sciences.</p> | <p>It was observed that M.A. English is as good as other social sciences and the incumbent might have possessed sufficient experience before the regularization of the said post and would perform his duty quite well now, hence the Committee may decide. However, it is proposed that the officer may be allowed to participate in a training course in the relevant field.</p> |
| <p>Control Management System and FM</p> | <p>One No. of Computer Operator of the said projects does not meet the prescribed qualification/criteria although the posts of the Computer Operators did exist in BS-16 prior to their regularization in the projects.</p> | <p>With regards to Computer Operators having less qualification, the Administrative Department should take up case with Finance Department to create SN positions in BS-12. However, the incumbents will be given grace period of four years to acquire the prescribed qualification for the post of computer operator (BPS-10) i.e. Graduation with Diploma in IT (DIT). Note: The grace period shall commence from the issuance of the regularization notification.</p> |
| <p>REGULARIZATION OF PAST INCUMBENTS</p> | <p>15 NOs of Computer Operators of the said projects do not meet the prescribed qualification/criteria although the posts of the Computer Operators did exist in BS-16 prior to their regularization in the projects.</p> | <p></p> |
| <p>Management Information System.</p> | <p>13 NOs of Computer Operators of the said projects do not meet the prescribed qualification/criteria although the posts of the Computer Operators did exist in BS-16 prior to their regularization in the projects.</p> | <p>do.</p> |

12

30



University of Peshawar Pakistan Detailed Marks Certificate

Bachelor of Arts
Part-II
Supplementary Examination 2022
District Peshawar



Private

Name: MASOOD KHAN

Gender: Male

Roll No: 30312

Father's Name: GUL DAR SHAH

Registration No: 2014-PE-17443

Division: 2nd

| Papers | Max Marks | Marks Obtained | |
|--------------------------------|-----------|----------------|------------------------------|
| | | In Figures | In Words |
| English (Compulsory) | 75 | 36 | Thirty Six |
| Urdu | 75 | 37 | Thirty Seven |
| Islamic Studies | 75 | 64 | Sixty Four |
| Pakistan Studies | 40 | 27 | Twenty Seven |
| Part-I 6066:Supplementary-2019 | 285 | 137 | One Hundred and Thirty Seven |
| Part-II | 550 | 301 | Three Hundred and One |

438

Errors & omissions are subject to subsequent rectification

Chance: 3

The Examination was taken in Parts
Examination held From 15-Mar-2023 to 24-Apr-2023
Result Declared on Monday, August 21, 2023

Issue Date: 22-Aug-2023

12:24 pm

(Dr. S. Fazl-i-Hadi)
CONTROLLER OF EXAMINATIONS
UNIVERSITY OF PESHAWAR

Computerized by RTC

City Area

30-A



**DIRECTORATE OF HIGHER EDUCATION
KHYBER PAKHTUNKHWA
RANO GHARI NEAR CHAMKANI MOR, PESHAWAR**

Dated Peshawar the 22 / 03 / 2022

OFFICE ORDER:

In pursuance of the decision made in pre BOD FEF meeting held on 29-07-20 and subsequent decision in the meeting held on 08-03-2022 conveyed vide letter **No. SO (U) HED/FEF/6-3/Deputation/2022 dated 16 / 03 /2022** the Director Higher Education pleased to post the following staff in the colleges mentioned against their names on deputation basis initially for a period of 3 years with the terms and conditions mentioned below:

| S.No | Name of Official & Designation | Adjusted as | College | Remarks |
|------|--------------------------------|----------------------|--|--------------------------------------|
| 1. | Mr. Asif Javid | Assistant (BS-16) | Govt: Degree College, No. 1 D.I.Khan | A.V.P |
| 2. | Ms. Baswari Jana | Senior Clerk (BS-14) | Govt: Girls Degree College, Mandan Bannu | Against the vac of Lab Super (BS-14) |
| 3. | Ms. Shehla-Naz | Senior Clerk (BS-14) | Govt: Girls Degree College, Sarai Naurang | A.V.P |
| 4. | Ms. Tahira Noreen | Senior Clerk (BS-14) | Govt: Girls Postgraduate College, Haripur | A.V.P |
| 5. | Ms. Shazia Noreen | Senior Clerk (BS-14) | Govt: Girls Degree College, No. 1 D.I.Khan | A.V.P |
| 6. | Ms. Uzma Bibi | Senior Clerk (BS-14) | Govt: Girls Degree College, Adenzai | A.V.P |
| 7. | Ms. Nazneen Abid | Senior Clerk (BS-14) | Govt: Girls Degree College, Attar Shesha | A.V.P |
| 8. | Ms. Sidra-Maqsood | Senior Clerk (BS-14) | Govt. City Girls College Peshawar | A.V.P |
| 9. ✓ | Mr. Masood Khan | Junior Clerk (BS-11) | Govt. Frontier College for Women Peshawar | A.V.P |

TERMS & CONDITIONS

- i. Deputation allowance will not be admissible to him/her
- ii. Pension contribution will not be borne on HEAL Department
- iii. He/She will claim their CP fund and other terminal benefits from FEF
- iv. His/Her pay will be fixed as per their last pay drawn and shown in "Deputation Proforma"
- v. He/She will be repatriated to FEF in the following cases;
 - a. On the request of Parent Organization i-e FEF
 - b. On the personal request of the Deputationist

[Handwritten signature]
22/03/2022

30-B

DIRECTOR, HIGHER EDUCATION




Endst: No. 7140-58/CA-VII/Estb: Section/Adjustment of Remaining FEF Staff

Copy of the above is forwarded to the: -

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Managing Director, Frontier Education Foundation Department.
3. Principals of the concerned colleges.
4. Section Officer (U-III), Higher Education Department, Khyber Pakhtunkhwa.
5. District Account Officer, Concerned.
6. Officials concerned.

Ihtesham Aziz 22/03/2022
Ihtesham Aziz

ASSISTANT DIRECTOR (GENERAL)

| | | |
|---------------------------------------|-------|--|
| قیمت 50 روپے | 55518 | پشاور بار ایسوسی ایشن، خیبر پختونخواہ |
| ایڈریس: | |    |
| بار کونسل ایسوسی ایشن نمبر: RC-090448 | | |
| رابطہ نمبر: 0301-5926939 | | |

بعدالت جناب: ضیور پختونخواہ سپروائزر ٹریبیونل سیدیاور

| | |
|---|------------------------|
| مخانب: <u>مہر عی / مسائل</u> | دعویٰ: <u>سپروائزر</u> |
| <u>معدود خان</u> <u>بنام</u> <u>گورنمنٹ</u> | علت نمبر: |
| | مورخہ: |
| | جرم: |
| | تھانہ: |

باعت تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ آن مقام سپروائزر کیلئے سببوں خان / اسپروائزر کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقریر ثالث و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست الزام ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برائگی اور منسوخی، نیز دائر کرنے اپیل گزرائی و نظر ثانی و پیروی کر کے اپنے اختیار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختارین کو اپنے ہمراہ یا اپنے ہجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا سبب پیشہ پر داخستہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جائزہ التوالی مقدمہ کے سبب سے ہوگا کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب یا جرنلہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سندر ہے

المقام: 07/10/2024
 العبد الوافد العبد

مقام کے لئے منظور ہے۔

مسعود خان ولد گلزار شاہ سکتہ سیدیاور