

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 574/2022

Shams ur Rehman

Versus

Education Department


S.No. of
Order &
Date of
proceeding


**Order or other proceedings with signature of
Chairman/Member(s)/Registrar and that of parties or counsel where
necessary**

Order-19
04th
November,
2024.

Present:

1. Afrasiab Khan Wazir, Advocate, for appellant present.
2. Mr. Naseer Uddin Shah, Assistant Advocate General, for the respondents present.
3. Vide our detailed judgment of today placed on file in Service Appeal No. 573/2022 titled "Rahim Ullah Vs. Education Department", we are unison to dismiss the instant service appeal being devoid of merits and the same is dismissed accordingly. Costs shall follow the event. Consign.
4. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 4th day of November, 2024.*


(MUHAMMAD AKBAR KHAN)
Member (E)


(RASHIDA BANO)
Member (J)

M.KHAN

MEMO OF COSTS
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Service Appeal No.574/2022

Date of presentation of Appeal 11.04.2022
Date of hearing 04.11.2024
Date of Decision 04.11.2024

Mr. Shams ur Rehman, CT (BPS-15), GMS Ahmad Gul Kalai, South Waziristan Tribal District.

... (Appellant)

Versus

1. The Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
2. The Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
3. The Additional Director (Establishment) Merged Area, Khyber Pakhtunkhwa, Peshawar
4. The Deputy Director (Establishment) Merged Area, Khyber Pakhtunkhwa, Peshawar
5. The District Education Officer (Male) South Waziristan at Tank.

... (Respondents)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 03.12.2021, WHEREBY APPELLANT HAS BEEN IGNORED FOR PROMOTION TO THE POST OF SST (BPS-16) (BIO-CHEM) AS PER THEIR 75% SHARE OF PROMOTION IN VACANT POST WITH HIS COLLEAGUE AND AGAINST INACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.


PRESENT


1. Mr. Afrasiyab Khan Wazir, Advocate for the appellant
2. Mr. Naseer ud Din Shah, Assistant Advocate General for the respondents.

Appellants	Amount	Respondent	Amount
1. Stamp for memorandum of appeal	Rs. Nil	1. Stamp for memorandum of appeal	Rs. Nil
2. Stamp for power	Rs. Nil	2. Stamp for power	Rs. Nil
3. Pleader's fee	Rs. Nil	4. Pleader's fee	Rs. Nil
4. Security Fee	Rs.100/-	4. Security Fee	Rs. Nil
5. Process Fee	Rs. Nil	5. Process Fee	Rs. Nil
6. Costs	Rs. Nil	6. Costs	Rs. Nil
Total	Rs. 100	Total	Rs. Nil

Note: Counsel Fee is not allowed as the required certificate has not been furnished.

Given under our hands and seals of this Court, this 4th day of November, 2024.


(MUHAMMAD AKBAR KHAN)
Member (E)


(RASHIDA BANO)
Member (J)