


FORM OF ORDER SHEET

Court of _____

Appeal No. 2477/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	19/11/2024	<p>The appeal of Mr. Sher Afzal resubmitted today by Mr. Javed Iqbal Gulbela Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 25.11.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

The appeal of Mr. Sher Afzal received today i.e on 24.10.2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Appeal has not been flagged/marked with annexures marks.
- 2- Copy of Minutes of the meeting dated 17.02.2007 mentioned in the memo of appeal is not attached with the appeal be placed on it.
- 3- Annexures-B & B/I of the appeal are illegible be replaced by legible/better one.
- 4- Copy of seniority list of years 2000-2001 mentioned in para-7 of the memo of appeal is not attached with the appeal be placed on it.
- 5- Copy of departmental appeal is not attached with the appeal be placed on it.
- 6- Necessary party be made in the heading of appeal.
- 7- In every documents name of the appellant should be highlighted.
- 8- Copy of previous service appeal in respect of appellant mentioned in para-9 of the memo of the appeal is not attached with the appeal be placed on it.
- 9- Three copies/sets of the appeal along with annexures i.e complete in all respect for Tribunal and one for each respondent be submitted with the appeal.

No. 939 /Inst./2024/KPST,

Dr. 24/10 /2024.

Amatullah
ADDITIONAL REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Javed Iqbal Gulbela Adv.
S.C of Pakistan at Peshawar.

Respected Sir,
Resubmitted after removal
of all the necessary objections, and may
kindly be fixed for hearing.

Date: 14/11/2024.

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Leen

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR**

Service Appeal No 2477 /2024

Sher Afzal


VERSUS

Government of Khyber Pakhtunkhwa

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Dated: 24-10-2024


Appellant
Through

Javed Iqbal Gulbala
Advocate, Supreme Court, Pakistan

Add: B. I- Nimrah Centre, Govt College Chowk Peshawar

(1)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

Service Appeal No 2477/2024

Diary No. 17135

Dated 24-10-24

Sher Afzal SET Seniority No. 2396, Retired as Head Master GHS Sur Kamar Charsadda.

Appellant

VERSUS

Director Elementary and Secondary Education Department, Khyber Pakhtunkhwa Peshawar, near GHSS No.1 Peshawar City.

Respondent.

APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974, AGAINST
THE IMPUGNED NON EXTENSION AND NON-SANCTIONING
THE SELECTION GRADE TO THE APPELLANT AND
IMPUGNED NOTIFICATION NO.1138-43/FILE
NO.SST(M)SELECTION GRADE DATED.18-11-2021 OF THE
OFFICE OF THE ELEMENTARY AND SECONDARY
EDUCATION DEPARTMENT KHYBER PAKHTUNKHWA,
WHEREBY SELECTION GRADE HAS BEEN REFUSED TO
THE APPELLANT IN A CLASSICAL CURSORY AND
WHIMSICAL MANNER.

Respectfully Sheweth:

1. That the grievances, the solace of which the Appellant is seeking from this August tribunal, are multi-facet as the Appellant being envisaged with repeated episodes and doses of sheer discrimination coupled with unfitted bureaucratic approach of the Respondent and unbridled and unrein exercise of discretionary powers vested in Respondent.
2. That started with initial fact, the Appellant alongside his other colleagues are in fact serving and retired Headmasters, S.E.Ts, Principals, Vice-Principals and

(2)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Service Appeal No _____/2024

Sher Afzal SET Seniority No. 2396, Retired as Head Master GHS Sur Kamar Charsadda.

Appellant

VERSUS

1. **SECRETARY ELEMENTARY AND SECONDARY EDUCATION GOVERNMENT** of Khyber Pakhtunkhwa at Civil Secretariat Peshawar.
2. **DIRECTOR ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT**, Khyber Pakhtunkhwa Peshawar, near GHSS No.1 Peshawar City.

— Respondents

Appeal under section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the impugned non extension and non-sanctioning the selection grade to the appellant and impugned Notification No.1138-43/File No.SST(M)Selection Grade dated.18-11-2021 of the office of the Elementary and Secondary Education Department Khyber Pakhtunkhwa, whereby selection grade has been refused to the appellant in a classical cursory and whimsical manner.

Respectfully Sheweth:

1. That the grievances, the solace of which the Appellant is seeking from this August tribunal, are multi-facet as the Appellant being envisaged with repeated episodes and doses of sheer discrimination coupled with unfitted bureaucratic approach of the Respondent and unbridled and unrein exercise of discretionary powers vested in Respondent.
2. That started with initial fact, the Appellant alongside his other colleagues are in fact serving and retired Headmasters, S.E.Ts, Principals, Vice-Principals and SETs/SSTs of the Department of Elementary & Secondary Education Khyber Pukhtunkhwa.
3. That the main epitome of the instant discourse is that back in the year 2008, a notification dated:26-12-2008 was issued whereby Selection Grade Award was granted to SET teachers into BPS-17.(Copy of the notification dated:26-12-2008 is annexed here as annexure "A - A/II")

4. That as per Rules and as per relevant criteria meant for the subject Selection Grade was that as a whole 1/3rd of the total strength of the "incumbents" were to be extended the fruits of Selection Grade. The mechanism as ordained in the ibid Notification was that this Selection Grade would be and was made applicable to the incumbents upon them on "Seniority" basis.
5. That in order to mechanize and made the scheme feasible and applicable, a meeting under the Chair of Secretary (E&SE) Department was held on 14-02-2007, wherein it was decided that 1/3rd or 33.33% of the incumbents would be placed in the Selection Grade, and for that purpose the Seniority list corrected up-to 15.11.2000 was taken as a yardstick for determining the Seniority and placing 1/3rd out of them into Selection Grade. Besides the above the Chair was informed, rather it was held in the meeting Dated:14-02-2007 that there are total number of SETs (male) Sanctioned Posts were 7532 on 30.06.2001, as a whole & among-st from them 243 teachers are to be elevated to the next Selection Grade.(Copy of minutes of the meeting Dated:14-02-2007 are annexed as annexure "B")
6. That the irony of the fate is that this seniority list of SETs pertaining to the year 2000-2001, which had unfortunately been made a basis for actualization of the scheme in hand, contained many loopholes, errors and wrong placements where against repeated requests were made that those loopholes be removed and thereafter 1/3rd out of it be given and extended the fruit ions of Selection Grades, but a lass and in vain.
7. That in fact, there are almost 869 names of teachers in the Total strength of 7532, on 30-06-2021 which are to be removed from it for the reasons that some teachers were promoted, double listed, plethora of others stood retired prior to 04-09-2001 i.e Date of circulation of Seniority list, many of them had already passed away and died prior to the cut off d rite and even then figured in the impugned Seniority list of 2000-2001, whose all numbers reached to 869 by accumulating all categories of double listed, promoted died fellows and retired ones. This un rectified Seniority list caused a havoc in the upcoming lives of the Appellant as well as of all those teachers who were directly suffered and victimized just because of the omissions and negligence on part of the concerned offices of the Respondents.(Copy of the Seniority List of 2000/2001 is annexed as annexure "B/I")
8. That as stated above, this anomaly of still bearing the names of retired and dead fellows besides double figured ones, not only the Appellant but as a whole many teachers suffered as in spite of 177, vacancies still vacant at that time were not filled up because of the a fore mentioned dilemma.

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9. That the acts and omissions on part of the Respondents constrained the Appellant to firstly approach the Provincial Services Tribunal for the readdress of their grievances i.e for rectification of Seniority list and grant of Selection Grade; but as the matter was not falling in the jurisdiction of the Honorable Services Tribunal, So the same was returned to the Appellant vide order Dated: 14-12-2017. (Copies of service appeal and judgment dated. 14/02/2017 are annexed as annexure "B/II & B/III")
10. That thus the Appellant and others moved three different Writ Petitions bearing numbers W.P # 435-P/2018, W.P # 469-P/2018, & W.P # 5761-P/2019 for invoking the extraordinary Constitutional jurisdiction of the Peshawar High Court, and the Honorable High Court was gracious enough by allowing the W.Ps of the Appellant and others vide Judgments Dated: 28.03.2018, 06.11.2018 & 12-02-2020 respectively. (Copies of the W.P # 435-P/2018, W.P # 469-P/2018, & W.P # 5761-P/2019 and Judgments Dated: 28-03-2018, 06-11-2018, 12-02-2018 are annexed here as Annexures "C - H" respectively).
11. That as the Respondents were reluctant to implement the reverend Orders & Judgments of the August High Court and were actually flouting upon the same, which constrained the Appellant and others to approach the Hon'ble High Court once again for initiating C.O.C proceedings against the Respondent and for implementation of the Judgments of this August Court, by moving C.O.C Petitions bearing C.O.C # 328-P/2021 & C.O.C # 368-P/2021. Upon moving C.O.Cs against the Respondents due to their adamant behavior, in order to evade the contempt proceedings if any, the Case of the Appellant and others were decided by the Respondent department by turning it down and discarding the same vide the impugned Office Order/Notification Dated: 18-11-2021. Upon this the C.O.Cs Petitions of the Appellant and others were dismissed vide Judgment & Order Dated: 22-12-2021. (Copies of C.O.C # 328-P/2021 & 368-P/2021 and Judgment/Order Dated: 22-12-2021 are annexed here as annexures "I - K" respectively).
12. That there-after the Appellant and other moved C.O.C # 167-P/2022 & 163-P/2022 before the Honorable High Court, which were withdrawn by the Appellant and others with permission to file a fresh Writ Petition by challenging the impugned Order/Notification Dated: 18-11-2021, as well. (Copies of C.O.C # 167-P/2022, C.O.C # 163-P/2022, Orders/Judgments Dated: 13-09-2022 are annexed here as Annexures "L, M & N, which Impugned Notification at 18-11-2021 is annexed as "O").
13. That thus the appellant along with others moved a W.P No. 4110-P/2022. The Hon'ble Peshawar High Court Peshawar held, inter alia, that the matter pertains to terms and conditions of service whereby only this Hon'ble Tribunal is competent to proceed in the matter and thus the W.P of the appellant was disposed off with the directions to approach this Hon'ble Tribunal for seeking his remedy vide order and judgment 01/10/2024, and that order dated. 14-12-2017 of

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this Hon'ble Tribunal will not be a bar for the same. So in other words the subject matter would be deemed to be pending before this Hon'ble Tribunal. (copies of the W.P No.4110-P/ 2022 and order and judgment dated 01/10/2024 is annexed as "P & Q")

14. That thus the Appellant are approaching this Hon'ble Tribunal once again for his respective Selection Grade, rectification of Seniority list and for setting aside and cancellation of the impugned order/notification Dated: 18.11.2021, upon the following grounds, inter alias:

Grounds:

- A. That the appellant is a naturally born bonafide citizens of the Islamic Republic of Pakistan and is fully and equally, on equality basis, entitled to all basic and fundamental rights as enshrined in the fundamental law of the land, interpreted, guaranteed and enforced by the laws of the land and discrimination along with unfettered exercise of discriminatory powers by an authority or office is always been deplored, deprecated and depreciated by Superior Courts of the land.
- B. That it is the cherished principle of law, that where a thing is to be done in a particular manner, then that thing is to be done in that manner and not vice-versa.
- C. There where if at all the Seniority list of 2000-2001 was to be used as yardstick and threshold for the subject Selection Grade, then at least the same should have been made an undisputed document prior to and before to put it in use as a base camp of the subject Selection Grade, but a lass this is not the Case.
- D. That there exists no room in the law that a disputed Seniority List is to be made basis for any such like Selection Grade or up-gradation and particularly when the wrong entries are not only made disputed, but rather pointed out, but in spite of all that neither the names of Promotes, double figured, died and retired, i.e as a whole 869 teachers were removed from the list, nor 1/3rd of the S.E.Ts were extended Selection Grade after making necessary rectification in the impugned Seniority List.
- E. That because of the acts and omissions on part of the Respondents, the available vacant posts, even after extending the Scheme to many other teachers, there remained 399 posts vacant for no good reasons at all, and thus great injustice was matted out to the Appellant and his colleagues.
- F. That it's the established norms of justice that one should not be victimized or made to suffer just because of omissions on part of the responsible Govt; Officials, but here the picture is Volte-face.

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- G. That the most abominable aspect of the case of the Appellant is that when the Write Petitions were allowed by the August High Court, and the Case was remitted to the concerned quarters for consideration, the same was turned down vide impugned Order/Notification Dated:18-11-2021 in an illegal, unlawful and void manner.
- H. That the impugned Notification Dated 18-11-2021 is thoroughly an illegal and void document for the reason that first of all the policy referred thereto is firstly pertaining to Federal Govt; and extendable to Federal Departments. Secondly, if at all the impugned Notification Dated 2001 is taken as correct one, even then not only the Respondents ordered up-gradation in 2008, but rather the Provincial as well as the Federal Govt. has repeatedly extended Selection Grades and move overs to different employees of different Departments. Above all, the instant disputed Case is also pertaining to the year 2008, which had taken place after 7 years of the Notification of 2001 of the Federal Govt. and this Selection Grade of 2008 too issued by and granted by the Provincial Govt; itself.
- I. That even if at all the notification 2001 is taken as valid and lawful for all intents and purposes and the stance of the Respondent Department even if taken as correct one, just for the sake of arguments; even then the Appellant and his colleagues are fully entitled for their respective Selection Grade for the reason that the Appellant and others are not seeking fresh notification for their upgradation, but rather seeking the implementation of Notification dated: 26-12-2008 in its true sense. The main crux of the case of the Appellant is not for issuing any fresh policy or notification for Selection Grade, but rather is seeking the implementation of the notification in its true sense and have approached this Honorable Court that let it be implemented strictly as per minutes of meeting 14-09-2007 by extending the fruition of Selection Grade to 1/3rd of 7532 teachers which figure comes to 2511 teachers, but on the other hand only roughly 2111 were given Selection Grade while the rest were deprived for no reasons at all. The case of the Appellant is that firstly the wrongly placed 869 names are to be removed from the seniority list pertaining to the year 2001 and there after the Scheme of Selection Grade is to be applied. But on the other hand the Respondents adhered to their policy of pick & choose which cost havoc in the careers of the Appellant and so many other their colleagues. So, if this notification Dated 26-12-2008 had been implemented in its spirit, the Appellant would have never approached, nor have ever knocked the doors of this August Court, as not only the Appellant but all other their eligible colleagues would have been placed in their respective Selection Grade, more than 14 years ago.
- J. That by saying so, the Appellant and his colleagues are not agitating for anything new, but rather seeking the implementation of their accrued rights in the light of Notification Dated; 26-12-2008, So, under no cannon of law the notification Dated: 18-11-2021 can be justified at all.

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- K. That from every angle not only the impugned notification Dated: 18-11-2021 is a nullity in the eyes of law, but as well as, the Appellant and his colleagues are fully entitled for their Selection Grade under the notification Dated: 26-12-2008, with all back benefits since then.
- L. That any other ground not raised here may graciously be allowed to be raised at the time of arguments.

It is, therefore, most humbly prayed that on acceptance of the instant petition, the impugned implementation report/Notification No.1138-43/File No.SST (M) Selection Grade Dated:18-11-2021 of the office of the Director Elementary and Secondary Education Department Khyber Pakhtunkhwa, may very graciously be declared as void and ultra vires and be set aside and cancelled and by doing so, the Appellant be declared as fully entitled for the subject Selection Grade in the light of the Notification Dated:26-12-2008 of the office of Secretary (E&SE) Department KPK and be extended the fruition's of Selection Grade to the Appellant with all back benefits since the Date from which Selection Grade in question has been extended and granted to the colleagues of the appellant or any other date when the first Notification of Selection Grade under Notification Dated:26-12-2008 was issued, with all back benefits.

It is further prayed that Notification Dated:26-12-2008 and minutes of meeting Dated:14-02-2007 be directed to be implemented in its true spirit, after rectifying the Seniority List of S.E.Ts 2000-2001 by removing the names of 869 teachers from it, being double figured or being the names of either promoted, retired or dead teachers etc.

Any other relief, not specifically asked for, may also very graciously be extended in favour of the Appellant in the circumstances of the Case.

Dated: 24-10-2024

Javed Iqbal Gulbela
Advocate Supreme Court
Muhammad Arif Mohmand
Advocate, Peshawar

Through *Javed Iqbal Gulbela*
Appellant
Saghir Iqbal Gulbela
Advocate, High Court
Alamzeb Khan
Advocate, Peshawar

NOTE:-

That appellant and others had earlier filed appeals before this Hon'ble Tribunal, which were returned to them to approach Hon'ble Peshawar High Court, and now Peshawar High Court has returned the same by holding that the previous Judgment of this Hon'ble Tribunal shall not be a bar against the appellant, hence the instant service appeal.

Javed Iqbal Gulbela
Advocate

(9)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Service Appeal No _____ /2024

Sher Afzal

VERSUS

Government of Khyber Pakhtunkhwa

AFFIDAVIT

I, Sher Afzal SET Seniority No. 2396, Retired as Head Master GHS Sur Kamar Charsadda, do hereby solemnly affirm and declare on oath that contents of the instant Service Appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable court.

افضل
Deponent

CNIC:

Cell No.

Identified by

Javed Iqbal Gulbela
Advocate Supreme Court
Pakistan.



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BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Service Appeal No _____ /2024

Sher Afzal

VERSUS

Government of Khyber Pakhtunkhwa

ADDRESSES OF PARTIES

Appellant

Sher Afzal SET Seniority No. 2396, Retired as Head Master GHS Sur Kamar
Charsadda

RESPONDENTS

1. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION
DEPARTMENT, Khyber Pakhtunkhwa Peshawar, near GHSS No.1 Peshawar City.
2. DIRECTOR ELEMENTARY AND SECONDARY EDUCATION
DEPARTMENT, Khyber Pakhtunkhwa Peshawar, near GHSS No.1 Peshawar City.

Dated: 24-10-2024

Through


Appellant.

Javed Iqbal Gulbela
Advocate, Supreme Court,
Pakistan,



GOVERNMENT OF NORTH-WEST FRONTIER PROVINCE
ELEMENTARY & SECONDARY EDUCATION I

NOTIFICATION

Peshawar, Dated: 28-12-2008

No. 50(PE)2-6/E&SE/DPC/SET/Selection Grade (BS-16 to BS-17)/08: Consequent

upon the recommendations of the Departmental Promotion Committee, the competent authority is pleased to grant Selection Grade BS-17 to the following sixteen SETs (BS-16) according to their seniority with effect from 30-6-2001:-

Sl. No.	NAME & DESIGNATION OF OFFICERS	PLACE OF POSTING
2205	1. Mr. Azizullah Khan SET.	Govt Middle School Spin Kamar (SWA)
2206	2. Mr. Khalrullah Khan SET.	GCMHS Peshawar Canal.
2207	3. Mr. Farid Nawaz SET.	ADO (Male) Primary Bannu.
2208	4. Mr. Hanifullah SET.	GCMHS Peshawar City
2209	5. Mr. Muhammad Shuaib, SET.	GHSS Biliqang Kohat.
2210	6. Mr. Hinder Ali Khan SET.	GHS Tallur Kher, Karak.
2211	7. Mr. Fazal Muhammad SET.	GHS Sawal Dher Marlan.
2212	8. Mr. Iqbal Hussain SET.	GHS Jehangira Swabi.
2213	9. Mr. Abdul Aziz SET.	Govt Middle School Bhai Khan Marlan.
2214	10. Mr. Saïdan Shah SET.	GHSS Janal Manselam
2215	11. Mr. Muhammad Ibrahim SET.	GHS Julagram Malakand Agency.
2216	12. Mr. Abdus Sattar SET.	GCMHS Abbottabad.
2217	13. Mr. Muhammad Zarin SET.	GHSS Kot Najeebullah Haripur.
2218	14. Mr. Muhammad Dawood SET.	GMS, Badar-bridge No:2 (SWA)
2219	15. Mr. Abdur Rahim Jan SET.	GHSS Zaida Swabi.
2220	16. Mr. Zahoor Muhammad SET.	GHS Turu Marlan.

1846 + 265 = 2111

SECRETARY TO GOVT OF NORTH-WEST FRONTIER PROVINCE
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Encls: of even No. & Date:

Copy is forwarded to:-

- Secretary to Govt of NWFP, Establishment Department, Peshawar.
- Special Secretary (Regulation), Establishment Department, Govt of NWFP Peshawar.
- Secretary to Govt of NWFP, Finance Department, Peshawar.
- Secretary to Chief Minister NWFP.

M. Tahir Khan, Peshawar, 28/12/2008

[Handwritten signatures and stamps]

JAVED IQBAL GULBELA
Advocate (P.T.O.)
Supreme Court of Pakistan
(ASC # 5317)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

**GOVERNMENT OF NORTH-WEST FRONTIER
ELEMENTARY & SECONDARY EDUCATION**

NOTIFICATION

Proforma No. 28-18-2008

No. SO(PE)-6/ES/E/PC/ST/VS/Selection Grade (BS-16 to BS-17)/08: Consequently upon the recommendations of the Departmental Promotion Committee the competent authority is pleased to grant Selection Grade BS-17 to the following eleven SRTs (BS-16) according to their seniority with effect from 01-09-2001:-

Sl. No.	NAME & DESIGNATION OF OFFICERS	GRADE OF POSTING
1	Mr. Asimullah Khan SRT	Govt Middle School Spin Kanar (SWA)
2	Mr. Khattullah Khan SRT	DCMHS Peshawar Cantt
3	Mr. David Nawaz SRT	ADO (Male) Primary Bagram
4	Mr. Hanifullah SRT	DCMHS Peshawar City
5	Mr. Muhammad Shabbir SRT	DCMHS Bumbal Kohat
6	Mr. Haidar Ali Khan SRT	DCMHS Tattar Khat Kohat
7	Mr. Basal Muhammad SRT	DCMHS Sawal Dhar Kardan
8	Mr. Iqbal Hussain SRT	DCMHS Dabangra Bumbal
9	Mr. Abdul Aziz SRT	Govt Middle School Bhal Khan Kardan
10	Mr. Saifullah Khan SRT	DCMHS Farid Manshera
11	Mr. Muhammad Inayat SRT	DCMHS Peshawar Khat Agency
12	Mr. Abbas Bhatti SRT	DCMHS Abbotabad
13	Mr. Muhammad Zahir SRT	DCMHS Kot Natabullah Kohat
14	Mr. Muhammad Dawood SRT	DCMHS Badar-bridge Kds (SWA)
15	Mr. Abdur Rahim Jan SRT	DCMHS Zaida Bumbal
16	Mr. Zahoor Muhammad SRT	DCMHS Tarn Kardan

SECRETARY TO GOVT OF NORTH-WEST FRONTIER PROVINCE
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Books of form No. 2, Page 1
Copy is forwarded to:
1. Secretary to Govt of NWFP, Rehabilitation Department, Peshawar.
2. Special Secretary (Regulation), Rehabilitation Department, Govt of NWFP Peshawar.
3. Secretary to Govt of NWFP, Finance Department, Peshawar.
4. Secretary to Chief Minister NWFP.

JAVED IQBAL GILBELA
Secretary
Supreme Court of Pakistan
(11/5317)

JAVED IQBAL GILBELA
Secretary
Supreme Court of Pakistan
(11/5317)

Better Copy No. 12



GOVERNMENT OF NWFP
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT.

Dated Peshawar the 17-6-2009

Am-A
/I
2

NOTIFICATION

NO. SO(PE)2-6/E&SE/DPC MEETING/09

Consequent upon recommendations of the Departmental Promotion Committee, the competent authority is pleased to antedate award of Selection Grade BS-17 to the following seven (7) SETs (Technical) BS-18 according to their seniority with effect from the date mentioned against each officer:-

S.No.	Name / Designation	Date of antedation of Selection Grade
1	Nasir Hussain, SET(Tech)	Award of Selection Grade (BS-17) w.e.f 06-02-1989 Instead of 12-09-1989
	Rajjad Ahmad, SET(Tech)	Award of Selection Grade (BS-17) w.e.f 19-10-1989 Instead of 07-08-1989
	Mohammad Khalid, SET(Tech)	Award of Selection Grade (BS-17) w.e.f 19-10-1989 Instead of 20-07-1989
	Hafiz ur Rahman, SET(Tech)	Award of Selection Grade (BS-17) w.e.f 19-06-1995 Instead of 09-10-1990
	Ajmal Jan, SET(Tech)	Award of Selection Grade (BS-17) w.e.f 21-07-1989 Instead of 08-03-2000
	Zakhrullah, SET(Tech)	Award of Selection Grade (BS-17) w.e.f 05-11-1999 Instead of 27-12-1990
	Muniaz Poryez, SET(Tech)	Award of Selection Grade (BS-17) w.e.f 05-05-2000 Instead of 29-12-1990

SECRETARY TO GOVT OF NWFP
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Encls: of given no. & date:

Copy is forwarded to:-

- 1) Secretary to Govt of NWFP, Establishment Department, Peshawar.
- 2) Special Secretary (Regulation), Establishment Department, Govt of NWFP Peshawar.
- 3) Secretary to Govt. of NWFP, Finance Department, Peshawar.
- 4) Director (E&SE) NWFP Peshawar.
- 5) Executive District Officer (E & SE) concerned.
- 6) The Accountant General NWFP.
- 7) District Accounts Officer concerned.
- 8) Deputy Database Administrator (EMIS) Elementary & Secondary Education Peshawar.
- 9) PB to Secretary Elementary & Secondary Educ. Department
- 10) Officer concerned
- 11) Master file

ARIF JAMIL
SECTION OFFICER (PRIMARY)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
MSC # 43171

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
MSC # 43171

(11)

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Better Copy No.18

GOVERNMENT OF NWFP ELEMENTARY &
SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 17-09-2000.

NOTIFICATION

NG/EO (PE)2-6/E&SE/DPC MEETING/08

Consequent upon recommendations of the Departmental Promotion Committee, the competent authority is pleased to antedate award of Selection Grade BS-17 to the following seven (7) SETs (Technical) BS-16 according to their seniority with effect from the date mentioned against each officer:-

S. No.	Name / Designation	Date of antedation of Selection Grade
1	Nasir Hameed SET(Tech)	Award of Selection Grade (BS-17) w.e.f 06-03-1989 instead of 15-12-1989
2	Sajjad Ahmad SET (Tech)	Award of Selection Grade (BS-17) w.e.f 19-10-1989 instead of 07-06-1989.
3	Muhammad Khalid SET (Tech)	Award of Selection Grade (BS-17) w.e.f 15-10-1989 instead of 20-07-1989
4	Hafiz ur Rehman SET (Tech)	Award of Selection Grade (BS-17) w.e.f 15-06-1995 instead of 09-10-1989
5	Attullah Jan SET (Tech)	Award of Selection Grade (BS-17) w.e.f 21-07-1989 instead of 09-03-2000
6	Zakirullah SET (Tech)	Award of Selection Grade (BS-17) w.e.f 05-11-1999 instead of 27-12-1990
7	Muntas Pervaiz SET (Tech)	Award of Selection Grade (BS-17) w.e.f 09-03-2000 instead of 28-12-1990

SECRETARY TO GOVT OF NWFP
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

End of even no. & date:
Copy is forwarded to:-

- 1) Secretary to Govt of NWFP, Establishment Department, Peshawar.
- 2) Special Secretary (Regulation), Establishment Department, Govt NWFP Peshawar.
- 3) Secretary to Govt of NWFP, Finance Department, Peshawar.
- 4) Director (E&SE) NWFP Peshawar.
- 5) Executive District Officer (E&SE) concerned.
- 6) The Accountant General NWFP.
- 7) District Accounts Officer concerned.
- 8) Deputy Database Administrator (EMIS, Elementary & Secondary Education Peshawar).
- 9) PS to Secretary Elementary & Secondary Edu: Department.
- 10) Officer concerned.
- 11) Master file.

ARIF JAMIC
SECTION OFFICER (PRIMARY)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

Supreme Court of Pakistan
Ad. Office
JAVED IQBAL GULBERA
(1987 H 2317)

(A.S.I.) H.A.F. Peshawar
Report Director (General)

Supreme Court of Pakistan
Ad. Office
JAVED IQBAL GULBERA
(1987 H 2317)

H/A to Director (Genl) Peshawar

Criticism Concerned.

Dated 6-5-2008.

Reference is to his letter No. SO(OR)2-6/100 dated 26-4-2008.

Section Officer (Primary) (Genl) Peshawar.

Office/Primary/Head Master Concerned.

Director Accounts Office Concerned.

Director H.A. Education H.A.P.

Copy of the above is forwarded to the:-

1-1/Delegation Order/Genl (H) Peshawar

Director
Sohail & Associates H.A.P.

8-4-2001
25-4-2001
25-4-2001
02-05-2001
30-6-2001
30-6-2001
30-6-2001

1st Lt Genl Peshawar (H.A.P.)
Genl Peshawar (H.A.P.)
Major Genl Peshawar (H.A.P.)
Major Genl Peshawar (H.A.P.)
Major Genl Peshawar (H.A.P.)
Major Genl Peshawar (H.A.P.)
Major Genl Peshawar (H.A.P.)

1348-1
147-2
1987-3
2037-4
2111-5
2156-6
2187-7

Date for award of
Delegation Order.

Name/Designation/Address

Dates noted against each Name:-
The dates noted against each Name:-
The dates noted against each Name:-
The dates noted against each Name:-
The dates noted against each Name:-
The dates noted against each Name:-
The dates noted against each Name:-

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(A) THE CHIEF MAGISTRATE AND DEPUTY CHIEF MAGISTRATE

11/10/11
29-5-2008
(14)

15

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OFFICE OF THE DIRECTOR SCHOOLS AND LITERACY NWFP PESHAWAR

NOTIFICATION

Consequent upon the approval of the Departmental Promotion Committee (DPC) accorded in its meeting held on 09-04-2001, the Director Schools and Literacy NWFP Peshawar is pleased to allow the selection grade B-17 in r/o the following SETs/ ADOs of the Schools Administration Branch (Men's Section) with effect from the dates noted against their names:-

S. No. Name/Designation/Address	Date for Award of Selection Grade
1) Taj Aghar SET ADO O/O Dy. D.O (M) M/Abad	08-04-2001
2) Qazi Adalati SET ADO -do-	25-04-2001
3) Gul Sber SET GHS Machi (Mardan)	25-04-2001
4) Muhammad Hussain SET GHS No.9 Mardan	02-08-2001
5) Zahidullah SET GHS sindi Ali Khal FR-Bannu	30-08-2001
6) Shad Nawaz SET GHS Landi Jalandara (Bannu)	30-08-2001
7) Muhammad Ghulam SET GHS Beeka (Swabi)	30-08-2001

Director
Schools & Literacy NWFP
Peshawar

Encl No. A-14/Selection Grade/SET (M) Dated Peshwa 29/05/2001

Copy of the above is forwarded to the:-

- 1) Director FATA Education NWFP
- 2) District Accounts Officer Concerned
- 3) Office/Principals/Head Master Concerned
- 4) Section Officer (Primary) Govt. of NWFP (S&L) Deptt Peshawar w/r to his letter No. SO(FE) 2-8/DPC Meeting-08 dated 08-05-2001
- 5) Officers Concerned
- 7) P/A to Director (S&L) Local Office.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 53:7)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 53:7)

JAVED JOBAL GURBILA
Advocate
Supreme Court of Pakistan
(ASC # 5217)

JAVED JOBAL GURBILA
Advocate
Supreme Court of Pakistan

STED ARZUL KHALID
DEPUTY DIRECTOR GENERAL
DIRECTORATE OF SCHOOLS & LITERACY
NWFP PESHAWAR

1. Accountant General NWFP Peshawar
2. Director of Education (FAFA) Peshawar
3. Executive Director Officer (Schools & Literacy) concerned
4. District Accounts Officers concerned
5. Principals/Headmasters concerned
6. Section Officer (PE) S&L Deptt Govt of NWFP with reference to the letter No. SO(S)/S&L/NO.16-17/Md.II dated 26-2-2004
7. Teachers concerned
8. PA to Director Schools & Literacy NWFP Peshawar
9. M/Pls
Copy forwarded to the: _____ Date above

DIRECTOR OF SCHOOLS & LITERACY
NWFP PESHAWAR

1747-71

24	1935	Mohammad Iqbal MA BEd GHS Mardan Aardas	04-10-00
25	1935	Roshan Din BARBER GHS Patna Dardan Peshawar	04-10-00
26	1926	Fadi Azim MA BEd GHS No. 2 Bazar Qand Mardan	04-10-00
27	1927	Mohammad Ali BEd GHS Gant Kapoor Mardan	04-10-00
28	1929	Said Ali MA BEd GHS Peshawar Mardan	04-10-00
29	1930	Mi Asghar EBST GHS Mardan Mardan Mardan	04-01-01
30	1931	Mohammad Ghalib MA BEd GHS Lohar Bardi	04-01-01
31	1932	Subhanud Din M.K. BEd GHS Dhan Likpan Mardan	01-04-01
32	1933	Majid Muhammad MA BEd GHS Gagra Swat	01-04-01
33	1934	Mohammad Usman MA BEd GHS Had Aard DU	04-04-01
34	1935	Singhu Rehman MA BEd GHS Sharnah Mardan	04-04-01

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S/No
555

16

11-11-52

JAVED IOBAL GULBERA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

JAVED IOBAL GULBERA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

(SYED MANZAR JAN SAJJID)
Deputy Director (SSTAR)
Directorate of Schools & Literacy
NWFP Peshawar

- Copy forwarded to the:
- 1) Accountant General NWFP Peshawar
 - 2) Director of Education (DPE) Peshawar
 - 3) Director District Office (Schools & Literacy) concerned
 - 4) District Accounts Officers concerned
 - 5) Principals/Headmasters concerned
 - 6) Section Officer (PR) S&L Deptt Govt of NWFP with reference to his letter No SO(S&L)K Over-16/17/01 dated 29-03-2004
 - 7) Teachers concerned
 - 8) PA to Director Schools & Literacy NWFP Peshawar
 - 9) M/R/O

Order No. _____ /Date above

DIRECTOR OF SCHOOLS & LITERACY
NWFP PESHAWAR

24	04-10-00	Muhammad Iqbal MA BHD GHS Malkit Akhbar
25	04-10-00	Roshan Din BA BHD GHS Parha Ghulam Peshawar
26	04-10-00	Pard Astin MA/ BHD GHS Nakh Bhatt Gully Mardan
27	04-10-00	Nowsherman BA BHD GHS Garhi Kapoor Mardan
28	04-10-00	Shah Jahan MA BHD GHS Peshora Mardan
29	04-10-00	Ali Asghar SBT GMS Nakh Kalan Mardan
30	01-04-01	Muhammad Babar MA BHD GHS Labors Swat
31	01-04-01	Guband Dhan MA BHD GHS Dohi Lajpurt Mardan
32	01-04-01	Haji Muhammad MA BHD GHS Gages Swat
33	01-04-01	Muhammad Badshah MA BHD GHS Haji Akhbar Dir
34	01-04-01	Shahgur Rehman MA BHD GHS Shanga Mardan

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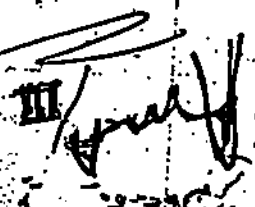
(17)

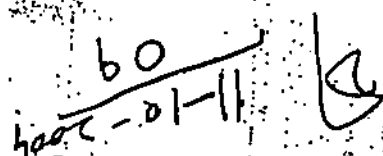
(18)

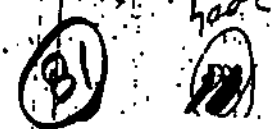
JAVED IGBAL GILBERTA
 ADVOCATE
 Supreme Court of Pakistan
 (ASC 9577)
 JAVED IGBAL GILBERTA
 ADVOCATE
 Supreme Court of Pakistan
 (ASC 9577)

Sl. No.	Name / Designation / Address	Sl. No.	Name / Designation / Address
11	Muhammad Khan MA BED QHS Ghazi Khan Road	11	Muhammad Khan MA BED QHS Ghazi Khan Road
12	Muhammad Khan MA BED QHS Ghazi Khan Road	12	Muhammad Khan MA BED QHS Ghazi Khan Road
13	Muhammad Khan MA BED QHS Ghazi Khan Road	13	Muhammad Khan MA BED QHS Ghazi Khan Road
14	Muhammad Khan MA BED QHS Ghazi Khan Road	14	Muhammad Khan MA BED QHS Ghazi Khan Road
15	Muhammad Khan MA BED QHS Ghazi Khan Road	15	Muhammad Khan MA BED QHS Ghazi Khan Road
16	Muhammad Khan MA BED QHS Ghazi Khan Road	16	Muhammad Khan MA BED QHS Ghazi Khan Road
17	Muhammad Khan MA BED QHS Ghazi Khan Road	17	Muhammad Khan MA BED QHS Ghazi Khan Road
18	Muhammad Khan MA BED QHS Ghazi Khan Road	18	Muhammad Khan MA BED QHS Ghazi Khan Road
19	Muhammad Khan MA BED QHS Ghazi Khan Road	19	Muhammad Khan MA BED QHS Ghazi Khan Road
20	Muhammad Khan MA BED QHS Ghazi Khan Road	20	Muhammad Khan MA BED QHS Ghazi Khan Road
21	Muhammad Khan MA BED QHS Ghazi Khan Road	21	Muhammad Khan MA BED QHS Ghazi Khan Road
22	Muhammad Khan MA BED QHS Ghazi Khan Road	22	Muhammad Khan MA BED QHS Ghazi Khan Road

NOTIFICATION
 DIRECTORATE OF SCHOOLS & LIBRARY NWP PESHAWAR
 Pursuant upon the approval of the Departmental Promotion Committee (DPC) held on 25-8-2004, the Director, Schools & Library NWP is pleased to issue Selection Order from SP-16 to SP-17 in respect of the following SETs/AOs of the school distribution branch (see section) with effect from the dates noted against their names.


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11-10-2004


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DIRECTORATE OF SCHOOLS & LITERACY NWFP PESHAWAR

NOTIFICATION

Consequence upon the approval of the Departmental Promotion Committee (DPC) accorded in its meeting held on 25-08-2004, the Director Schools & Literacy NWFP Peshawar is pleased to allow Selection Grade from RPS-16 to RPS-17 in respect of the following SETs/ADOs of the schools administration branch (Men Section) with effect from the dates noted against their names:-

S. No.	Name/Designation/Address	Awarded selection w.e.f
1	Mutiullah Khan MA, RED GHS Ghundi Killa Karak	01-09-00
2	Habibur Rehman M.Sa RED GHS Seraj Swabi	01-09-00
3	Muhammad Hayat B.Sa RED GHS Kata Khat MDN	01-09-00
4	Sahar Ali MA, RED ADRS Charsadda, New SET GHS Charsadda Khaa	01-10-00
5	Sakim Khan B.Sa RED GHS Hathian Mardan	01-11-00
6	Abdul MA, RED GHS Yar Hussain Swabi	01-11-00
7	Abdul Qaddus BA RED GHS No.1 Peshawar City	01-12-00
8	Karimullah Khan MA, RED GHS Mardan	01-12-00
9	Muhammad Muntas MA, RED GHS No.1 Mardan	01-12-00
10	Shah Nazir MA, RED GMS Zahir Abad Peshawar	01-04-00
11	Anwar Shah MA, RED GMS Turdher Mardan	01-04-00
12	Sher Ball BA, RED GMS Hathyan Mardan	01-04-00
13	Khairullah BA, RED GHS Rajar Charsadda	01-04-00
14	Khawabish Khan BA, RED GMS Karak	10-07-00
15	Muhammad Imajil MA, RED GHS Kaga Wala Peshawar	01-00-00
16	Shah Alam Khan MA, RED, GHS Togh Bala Kohat	01-00-00
17	Kifayat Ullah MA, RED GHS Shabqadar For Charsadda	01-00-00
18	Muhammad Gul MA, RED GHS Khushgi Bala NSR	01-09-00
19	Ashraf Hussain SET GHS Muhammad Ali Kily Peshawar	01-10-00
20	Sahpan Shah M RED GHS Nahagi Peshawar	01-10-00
21	Mahdi BA, RED IHS Jagnath Swabi	01-10-00
22	Muhsin Hussain BA, RED GHS Baldera Mansehra	04-10-00
23	Gul Amber Kha MA, RED GHS No.1 Mangora Swat	04-10-00

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

DIRECTORATE OF SCHOOLS AND LITERACY N.W.F.P. PESHAWAR.

No. 1391-1415 /A-220/ACR

Dated Peshawar the 14/12/2004

To

The Director of Education (DATA) NWFP Peshawar.
All the Executive District Officers (Schools and Literacy) in NWFP

Subject: SUBMISSION OF ACRs

Memo.

I am directed to enclose herewith a list of those SET teachers who are in the selection Grade B-17, their ACR noted against each alongwith the 20 copies of Synopsis / 2 copies Non involvement / 2 copies Service Certificate and last three year result may be submitted to this office immediately.

It is further directed that those SET teachers who have been promoted to another grade, retired, died, left department, on deputation/abroad disposed off, direct selection may clearly be indicated with dates.

Sl:#	Name	Schools	D/O Birth/Domicile	Required ACR 1st Appit to
1941	Mr. Shahid Hayat MSc BEd	GHS Masabdar Swabi	15-3-81/Swabi	2003
1943	Mr. Manzoor Elahi MA BEd	GHS Sarai Saleh A.Abad	1-4-54/A.Abad	2003
1944	Mr. Muhammad Fiaz BSc BEd	GHSS No.3 Pesh:City	4-8-57/Charsadda	2003
1945	Mr. S.Kamal Shah MA BEd	GHS Taru Jabba	4-1-55/Pesh:	2003
1950	Mr. Khalid Mian BA BEd	GHS Bateela-Mansehra	1-5-49/Mansehra	2003
1951	Mr. Muhammad Farooq BA BEd	GHS Sangar Mansehra	15-6-5/Mansehra	2003
1952	Mr. Wali Muhammad MA BEd	GHS Hajoya A.Abad	11-10-46/A.Abad	2003
1954	Mr. Muhammad Farooq BA BEd	GHS	1-2-52/	2003
1955	Mr. Zar Dad Khan MA BEd	GHS No.2 A.Abad	2-10-79/A.Abad	2003
1956	Mr. Muhammad Arif MA BEd	GHSS Mingora Swat	4-5-32/Swat	2003
1957	Mr. Muhammad Zaka MA BEd	GHS Malla Swat	15-5-52/Swat	2003
1958	Mr. Faridullah BA BEd	GHS Abdul Koral Dik	15-5-52/Swat	2003
1959	Mr. Irfanul Din MA BEd	GHS Galoz Swat	15-5-52/Swat	2003
1960	Mr. Sulab Zeh BA BEd	GHS Nawakalay Swat	15-5-52/Swat	2003
1961	Mr. Munawar Shah BA BEd	GHS Dir	1-3-52/Swat	2003
1963	Mr. Shafiq Rehman MA BEd Mr. Khalilur Rehman MA BSc MEd	GHS Minadog Dir	3-11-52/Dir	2003
1964	Mr. Fayyaz Khan MA BEd	GHS No.2 Marlan	2-12-55/Mardart	2003
1965	Mr. Fayyaz Khan MA BEd	GHSS Kabal Sw	3-12-46/Swat	2003
1966	Mr. Muhammad Iqbal MA BEd	GHS Khaki Mans	24-9-48/Mansehra	2003
1967	Mr. Saeed Khan MA BEd	GHS Asber Dir	7-8-58/MANSEHRA	2003

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

(22)

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Better Copy No.17

DIRECTORATE OF SCHOOLS AND LITERACY N.W.F.P PESHAWAR

No. 1991-1425/A-220/ACE

Dated Peshawar this : 14/12/2004

To

The Director of Education (PATA) NWFP Peshawar.
All the Executive District Officers (Schools and Literacy in NWFP

Subject: SUBMISSION OF ACRS

Memo:

I am directed to enclose herewith a list of those SFT teachers who are in the Selection Grade B-17, there ACR noted against each along with the 20 copies of Synopsis / 2 copies Non involvement / 2 copies Service Certificate and last three year result may be submitted to this office immediately.

It is further directed that those SFT teacher who have been promoted to another grade, retired, died left department on deputation abroad disposed off direct may clearly be indicated with dates.

Sr#	Name	Schools	D/O Birth/Domicile	Required ACR
1941	Mr. Shahid Hayat MSc BEd	GHS Masahdar Swabi	15-3-81/Swabi	1st Appt to 2003
1949	Mr. Mansoor Elahi MA BEd	GHS Sarai Saleh A.Abad	1-4-54/A.A.Abad	1st Appt to 2003
1944	Mr. Muhammad Fiaz BSc BEd	GHS No.3 Pesh. City	4-8-57/Charsadda	1st Appt to 2003
1945	Mr. S.Kamal Shah MA BEd	GHS Tarn Jahha	4-1-56/Peshawar	1st Appt to 2003
1950	Mr. Khalid Mian BA BEd	GHS Bataola Manshara	7-8-49/Manshara	1st Appt to 2003
1951	Mr. Muhammad Farooq BA BEd	GHS Sangar Manshara	15-8-5/Manshara	1st Appt to 2003
1952	Mr. Wali Muhammad MA BEd	GHS Hajoya A.Abad	11-10-48/A.Abad	1st Appt to 2003
1954	Mr. Muhammad Farooq BA BEd	GHS	1-2-52	1st Appt to 2003
1955	Mr. Zar Dad Khan MA BEd	GHS No.2 A.Abad	2-10-79/A.Abad	1st Appt to 2003
1956	Mr. Muhammad Arif MA BEd	GHS Nungura Swat	4-2-42/Swat	1st Appt to 2003
1957	Mr. Muhammad Zada MA BEd	GHS Matla Swat	10-2-47/Swat	1st Appt to 2003
1958	Mr. Faridullah BA BEd	GHS Abdul Khel DIK	2-1-60/DIK	1st Appt to 2003
1959	Mr. Irfanul D. MA BEd	G. B Galoch Swat	1-10-43/Swat	1st Appt to 2003
1980	Mr. Sultan Z. BA BEd	GHS Nawakaly Swat	15-5-52/Swat	1st Appt to 2003
1981	Mr. Munawar Shah BA BEd	GHS Dir	1-3-52/Swat	1st Appt to 2003
1983	Mr. Shafiq H. Umar MA BEd	GHS Minedag Dir	8-11-52/Dir	1st Appt to 2003
1984	Mr. Khalid H. Umar MA BEd	GHS No.2 Mardan	2-12-55/Mardan	1st Appt to 2003
1985	Mr. Fayun Khan MA BEd	GHS Kabal Swat	8-12-48/Swat	1st Appt to 2003
1986	Mr. Muhammad Iqbal MA BEd	GHS Khaki Manshara	24-9-49/Manshara	1st Appt to 2003
1987	Mr. Saeed Khan MA BEd	GHS Asbar Dir	7-8-58/Dir	1st Appt to 2003

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 4317)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

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C

**MINUTES OF THE DEPARTMENTAL PROMOTION COMMITTEE
MEETING HELD ON 14-2-2007.**

A meeting of the Departmental Promotion Committee of the Schools & Literacy Department was held on 14-2-2007 at 10.00 am under the Chairmanship of the Secretary Schools & Literacy Department. The following attended the meeting:-

1. Mr. Shafiullah Khan
Secretary to Govt. of N.W.F.P.
Schools & Literacy Department.
2. Mr. Muhammad Tariq Khan
Deputy Secretary, Govt. of NWFP
Schools & Literacy Department.
3. Mr. Arif Jamil
Section Officer (Regulation-I)
Establishment Department.
4. Mr. Muhammad Qasim
Section Officer (SR-II)
Finance Department.
5. S. Manzoor Jan,
Deputy Director
Directorate of Schools & Literacy
Peshawar.

In Chair.

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The following Item was discussed:-

Item: Grant of Selection Grade BPS-17 to SETs BPS-16.

Opening up the discussion the Committee was apprised that a total of 243 posts are available for grant of selection grade BPS-17 to SETs (BPS-16).

Accordingly grant of selection grade to the following SETs was considered and decisions noted against each taken:-

S.No.	Name & Designation of Officers	Decision
1	Mr. Taj Afzar	The Committee deferred grant of selection grade to the officer concerned for want of full detail of the case.
2	Mr. Iqbal Mohammad	Considered suitable for grant of selection grade wef; 8-4-2001.
3	Mr. Shahid Hayat	Considered suitable for grant of selection grade wef; 8-4-2001.
4	Mr. Muhammad Younis	Considered suitable for grant of selection grade wef; 8-4-2001.
5	Mr. Manzoor Elahi	The committee desired to know whether the officer died before 8-4-2001 or after the due date for grant of selection grade. The case was therefore deferred.
6	Mr. Muhammad Riaz	The committee deferred the case for want of ACRs for the required period.
7	S. Kamal Shah	Considered suitable for grant of selection grade wef; 8-4-2001.

23

	Mr. Noor Sharif	12	Considered suitable for grant of selection grade wef: 8-4-2001
10	Mr. Reayat Khan		Considered suitable for grant of selection grade wef: 8-4-2001
11	Mr. Fazal Nawab		Considered suitable for grant of selection grade wef: 8-4-2001
12	Mr. Khalid Mun		Considered suitable for grant of selection grade wef: 8-4-2001
13	Muhammad Farooq		Considered suitable for grant of selection grade wef: 8-4-2001
14	Mr. Wali Muhammad		Considered suitable for grant of selection grade wef: 8-4-2001
15	Mr. Muhammad Fayyaz		Considered suitable for grant of selection grade wef: 8-4-2001
16	Muhammad Farooq		The committee did not consider the case as the officer is not entitled to the grant of selection grade.
17	Mr. Zardad Khan		-do-
18	Muhammad Arif		Considered suitable for grant of selection grade wef: 8-4-2001
19	Muhammad Zada		Considered suitable for grant of selection grade wef: 8-4-2001
20	Mr. Faridullah		Considered suitable for grant of selection grade wef: 8-4-2001
21	Mr. Irfanul Din		Considered suitable for grant of selection grade wef: 8-4-2001
22	Mr. Sultan Zeb		The committee did not consider his case as he is not entitled to the grant of selection grade.
23	Mr. Munawar Shah		Considered suitable for grant of selection grade wef: 8-4-2001
24	Mr. Nasir Ahmad		Considered suitable for grant of selection grade wef: 8-4-2001
25	Mr. Shafiqur Rehman		Considered suitable for grant of selection grade wef: 8-4-2001
26	Mr. Khalilur Rehman		The committee did not consider the case as the officer is not entitled to the grant of selection grade.
27	Mr. Fayun Khan		Considered suitable for grant of selection grade wef: 8-4-2001
28	Muhammad Iqbal		Considered suitable for grant of selection grade wef: 8-4-2001
29	Mr. Saeed Khan		The committee did not consider the case as the officer is not entitled to the grant of selection grade.
30	Mr. Mir Hassat		Considered suitable for grant of selection grade wef: 8-4-2001
31	Mr. Hakim Din		Considered suitable for grant of selection grade wef: 8-4-2001
32	Mr. Abdul Karim		Considered suitable for grant of selection grade wef: 8-4-2001
33	Qazi Rashid Ahmad		Considered suitable for grant of selection grade wef: 8-4-2001
34	Mr. Imdad Hussain		Considered suitable for grant of selection grade wef: 25-4-2001
35	Muhammad Nawaz		Considered suitable for grant of selection grade wef: 25-4-2001

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37	Muhammad Idris	Considered suitable for grant of selection grade wef: 25-4-2001
38	Mr. Nadeem Hussain	Considered suitable for grant of selection grade wef: 25-4-2001
39	Muhammad Jehanzeb	The committee did not consider his case as the officer has already retired from service.
40	Mr. Azizur Rehman	The committee deferred his case for want of ACRs of the officer.
41	Qazi Adalat	The committee deferred his case for want of ACRs for the required period.
42	Muhammad Hussain	Considered suitable for grant of selection grade wef: 25-4-2001
43	Mr. Fazal Rehman	The committee did not consider his case due to his retirement from service.
44	Mr. Kala Khan	Considered suitable for grant of selection grade wef: 25-4-2001
45	Mr. Fazal Rehman	Considered suitable for grant of selection grade wef: 25-4-2001
46	Mr. Wazir Muhammad	Considered suitable for grant of selection grade wef: 25-4-2001
47	Muhammad Javed Khan	Considered suitable for grant of selection grade wef: 25-4-2001
48	Muhammad Munsif	Considered suitable for grant of selection grade wef: 25-4-2001
49	Mr. Gul Sher	The committee deferred his case for want of proper justification.
50	Mr. Sikandar Khan	Considered suitable for grant of selection grade wef: 25-4-2001
51	Mr. Sardar Khan	Considered suitable for grant of selection grade wef: 25-4-2001
52	Mr. Qadir Khan	Considered suitable for grant of selection grade wef: 25-4-2001
53	Mr. Abdul Majid	Considered suitable for grant of selection grade wef: 25-4-2001
54	Mr. Abdul Karim	The committee did not consider his case due to his retirement from service on 31-12-2000.
55	Mr. Awal Khan	Considered suitable for grant of selection grade wef: 25-4-2001
56	Mr. Wali Dad	Considered suitable for grant of selection grade wef: 25-4-2001
57	Muhammad Ayub	Considered suitable for grant of selection grade wef: 1-5-2001
58	Mr. Shahwaiz Hussain	Considered suitable for grant of selection grade wef: 1-5-2001
59	Mr. Khizer Hayat	Considered suitable for grant of selection grade wef: 1-5-2001
60	Mr. Nematullah	Considered suitable for grant of selection grade wef: 1-5-2001
61	Mr. Sikandar Khan	Considered suitable for grant of selection grade wef: 1-5-2001
62	Mr. Habibullah	Considered suitable for grant of selection grade wef: 1-5-2001
63	Mr. Abdus Salam	The committee did not consider him suitable for grant of selection grade.
64	Muhammad Rauf Khan	Considered suitable for grant of selection grade wef: 1-5-2001

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66	Mr. Faizur Rehman	Considered suitable for grant of selection grade wef: 1-5-2001
67	Muhammad Zahir Shah	Considered suitable for grant of selection grade wef: 1-5-2001
68	Mr. Abdur Rahim	Considered suitable for grant of selection grade wef: 1-5-2001
69	Mr. Shamsul Khatib	Considered suitable for grant of selection grade wef: 1-5-2001
70	Mr. Noor Muhammad	Considered suitable for grant of selection grade wef: 1-5-2001
71	Mr. Iqbal Anwar	The committee did not consider him suitable for grant of selection grade.
72	Mr. Anwar Ali Shah	Considered suitable for grant of selection grade wef: 1-5-2001
73	Mr. Ghaniur Rehman	Considered suitable for grant of selection grade wef: 1-5-2001
74	Mr. Abdul Matin	Considered suitable for grant of selection grade wef: 15-5-2001
75	Mian Sheikh Zada	Considered suitable for grant of selection grade wef: 15-5-2001
76	Mr. Khaista Noor	Considered suitable for grant of selection grade wef: 15-5-2001
77	Muhammad Jabbar	Considered suitable for grant of selection grade wef: 15-5-2001
78	Mian Muammar	Considered suitable for grant of selection grade wef: 15-5-2001
79	Muhammad Hakim	Considered suitable for grant of selection grade wef: 15-5-2001
80	Mr. Inayat ur Rehman	The committee did not consider him suitable for grant of selection grade.
81	Mr. Fazal Sani	Considered suitable for grant of selection grade wef: 15-5-2001
82	Mr. Mumtaz Khan	Considered suitable for grant of selection grade wef: 15-5-2001
83	Mr. Hussain Ahmad	Considered suitable for grant of selection grade wef: 15-5-2001
84	Muhammad Saleh	The committee deferred his case for want of ACRs.
85	Mr. Taj Muhammad	Considered suitable for grant of selection grade wef: 15-5-2001
86	Mr. Fazal Hakim	Considered suitable for grant of selection grade wef: 15-5-2001
87	Mr. Gul Badshah	The committee deferred selection grade of the officer for want of ACRs.
88	Mr. Bagh Iram	Considered suitable for grant of selection grade wef: 15-5-2001
89	Mr. Abdur Rashid	Considered suitable for grant of selection grade wef: 15-5-2001
90	Mr. Ghulam Akbar	Considered suitable for grant of selection grade wef: 15-5-2001
91	Mr. Salahud Din	Considered suitable for grant of selection grade wef: 15-5-2001
92	Mr. Kishvar Shah	The committee deferred selection grade of the officer due to his retirement from service on 31-8-2000.
93	Mr. Abdur Rehman Saadi	Considered suitable for grant of selection grade wef: 2-6-2001

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95	Mr. Abdul Majid	15	Considered suitable for grant of selection grade wef: 2-6-2001
96	Mr. Fazal Mahmood		Considered suitable for grant of selection grade wef: 2-6-2001
97	Mr. Salim Khan		Considered suitable for grant of selection grade wef: 2-6-2001
98	Mr. Sabaz Ali		Considered suitable for grant of selection grade wef: 2-6-2001
99	Muhammad Hussain		The committee deferred the case for want of full detail
100	Mr. Liaqat Ali		Considered suitable for grant of selection grade wef: 3-6-2001
101	Mr. Isma Ali		The committee did not consider him suitable for grant of selection grade
102	Mr. Abdur Raziq		Considered suitable for grant of selection grade wef: 2-6-2001
103	Mr. Rehmanullah		The committee deferred selection grade of the officer for want of ACRs.
104	Mr. Sher Afzal		Considered suitable for grant of selection grade wef: 2-6-2001
105	Mr. Noorul Haq		Considered suitable for grant of selection grade wef: 2-6-2001
106	Mr. Abed Khan		The committee deferred selection grade of the officer for want of ACRs.
107	Mr. Rustam Khan		Considered suitable for grant of selection grade wef: 2-6-2001
108	Mr. Din Muhammad		Considered suitable for grant of selection grade wef: 25-6-2001.
109	Mr. Zarf Khan		Considered suitable for grant of selection grade wef: 25-6-2001.
110	Muhammad Amin		Considered suitable for grant of selection grade wef: 25-6-2001.
111	Mr Qamar Zaman		Considered suitable for grant of selection grade wef: 25-6-2001.
112	Mr. Abdul Khalid		Considered suitable for grant of selection grade wef: 25-6-2001.
113	Mr. Taj Muhammad		The committee deferred selection grade of the officer for want of ACRs.
114	Mr. Sulaman Khan		Considered suitable for grant of selection grade wef: 25-6-2001.
115	Mr. Muzamil Khan		Considered suitable for grant of selection grade wef: 25-6-2001.
116	Mr. Nadir Khan		Considered suitable for grant of selection grade wef: 25-6-2001.
117	Mr. Abdur Rehman		The committee did not consider grant of selection grade to the officer due to his retirement from service wef: 7-2-2001
118	Mr. Nemat Khan		The committee did not consider his case as the officer has already been granted selection grade.
119	Mr. Gul Nawaz		Considered suitable for grant of selection grade wef: 25-6-2001.
120	Mr. Lal Badshah		The committee deferred selection grade of the officer for want of ACRs.
121	Mr. Mumsall Khan		Considered suitable for grant of selection grade wef: 25-6-2001.
122	Mr. Rehman Sher		Considered suitable for grant of selection grade wef: 25-6-2001.
123	Mr. Ghulam Hussain		Considered suitable for grant of selection grade wef: 25-6-2001.

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124	Mr. Abdul Akbar	16	Considered suitable for grant of selection grade wef: 25-6-2001.
125	Mr. Ghazi Khan		Considered suitable for grant of selection grade wef: 25-6-2001.
136	Mr. Sahib Bahadur		Considered suitable for grant of selection grade wef: 25-6-2001.
127	Mr. Zahid Khan		Considered suitable for grant of selection grade wef: 25-6-2001.
128	Mr. Sher Zada		Considered suitable for grant of selection grade wef: 25-6-2001.
129	Mr. Jehanzeb		Considered suitable for grant of selection grade wef: 25-6-2001.
130	Mr. Abdus Samad		Considered suitable for grant of selection grade wef: 25-6-2001.
131	Mr. Nisurul Haq		Considered suitable for grant of selection grade wef: 25-6-2001.
132	Mr. Mir Badshah		The committee did not consider him suitable for grant of selection grade.
133	Mr. Salfullah Khan		Considered suitable for grant of selection grade wef: 25-6-2001.
134	Mr. Dilshad Ahmad		Considered suitable for grant of selection grade wef: 25-6-2001.
135	Mr. Baber Khan		Considered suitable for grant of selection grade wef: 30-6-2001.
136	Mr. Ajmal Khan		Considered suitable for grant of selection grade wef: 30-6-2001.
137	Muhammad Iqbal Azam Khan		The committee did not consider suitable for grant of selection grade.
138	Mr. Rehmatullah Khan		Considered suitable for grant of selection grade wef: 30-6-2001.
139	Mr. Abdul Malik		Considered suitable for grant of selection grade wef: 30-6-2001.
140	Muhammad Niaz		Considered suitable for grant of selection grade wef: 30-6-2001.
141	Mr. Azim Muhammad		Considered suitable for grant of selection grade wef: 30-6-2001.
142	Hafiz Muhammad Saddique		Considered suitable for grant of selection grade wef: 30-6-2001.
143	Mr. Mir Wafi Khan		Considered suitable for grant of selection grade wef: 30-6-2001.
144	Mr. Shah Pursan		Considered suitable for grant of selection grade wef: 30-6-2001.
145	Mr. Fazal Mabood		Considered suitable for grant of selection grade wef: 30-6-2001.
146	Mian Said Wahid		Considered suitable for grant of selection grade wef: 30-6-2001.
147	Mr. Saifur Rehman		Considered suitable for grant of selection grade wef: 30-6-2001.
148	Mr. Ashraf Ali		Considered suitable for grant of selection grade wef: 30-6-2001.
149	Muhammad Zada		Considered suitable for grant of selection grade wef: 30-6-2001.
150	Durdana Baig		Considered suitable for grant of selection grade wef: 30-6-2001.
151	Mr. Baz Muhammad		Considered suitable for grant of selection grade wef: 30-6-2001.
152	Muhammad Karim		Considered suitable for grant of selection grade wef: 30-6-2001.

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153	Mr. Shah Jafar	The committee deferred selection grade of the officer for proper scrutiny of his case.
154	S. Abdullahir Shah	Considered suitable for grant of selection grade wef: 30-6-2001
155	Mir Habibur Rehman	Considered suitable for grant of selection grade wef: 30-6-2001
156	Mr. Saifulah Khan	The Committee deferred selection grade of the officer for want of ACRs.
157	Mr. Usman Ali Khan	The Committee deferred selection grade of the officer for want of ACRs.
158	Muhammad Akbar	Considered suitable for grant of selection grade wef: 30-6-2001
159	Mr. Yaqub Nawaz	Considered suitable for grant of selection grade wef: 30-6-2001
160	Mr. Ali Sher	Considered suitable for grant of selection grade wef: 30-6-2001
161	Mr. Barkat Shah	Considered suitable for grant of selection grade wef: 30-6-2001
162	Muhammad Haroon	Considered suitable for grant of selection grade wef: 30-6-2001
163	Mr. Faqir Muhammad	Considered suitable for grant of selection grade wef: 30-6-2001
164	Mr. Younis Ali	The Committee deferred selection grade of the officer for want of ACRs.
165	Mr. Afzal Hussain	Considered suitable for grant of selection grade wef: 30-6-2001
166	Mr. Fazali Akbar	Considered suitable for grant of selection grade wef: 30-6-2001
167	Mr. Ahmad Qadir	Considered suitable for grant of selection grade wef: 30-6-2001
168	Mr Sultan Mahmood	The Committee did not consider him suitable for grant of selection grade.
169	Mr. Jumna Gul Shah	The Committee deferred selection grade of the officer for want of ACRs.
170	Mr. Ali Muhammad	Considered suitable for grant of selection grade wef: 30-6-2001
171	Mr. Mehboob Ejahl	The Committee deferred selection grade of the officer for scrutiny of his case.
172	Mr. Afzal Din	Considered suitable for grant of selection grade wef: 30-6-2001
173	Muhammad Tariq	Considered suitable for grant of selection grade wef: 30-6-2001
174	Mr. Basal Khan	Considered suitable for grant of selection grade wef: 30-6-2001
175	Mr. Zahidullah	The Committee deferred selection grade of the officer for want of ACRs.
176	Mr. Saadullah Khan	Considered suitable for grant of selection grade wef: 30-6-2001
177	Muhammad Shafiq	Considered suitable for grant of selection grade wef: 30-6-2001
178	Muhammad Shafi Khan	Considered suitable for grant of selection grade wef: 30-6-2001
179	Mr. Shad Nawaz	The Committee deferred selection grade of the officer for want of ACRs.
180	Mr. Shahr Ahmad	Considered suitable for grant of selection grade wef: 30-6-2001

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182	Mr. Khalilur Rehman	Considered suitable for grant of selection grade wef: 30-6-2001
183	Muhammad Gulab Shah	The Committee deferred selection grade of the officer for want of ACRs.
184	Mr. Attaullah	The Committee did not consider him suitable for grant of selection grade.
185	Muhammad Lalq	Considered suitable for grant of selection grade wef: 30-6-2001
186	Mr. Sher Sahib Khan	Considered suitable for grant of selection grade wef: 30-6-2001
187	Mr. Amjid Ali	The Committee deferred selection grade of the officer for want of ACRs.
188	Mr. Said Ahmad	Considered suitable for grant of selection grade wef: 30-6-2001
189	Mr. Dehli Sardar	Considered suitable for grant of selection grade wef: 30-6-2001
190	Mr. Qismat Khan	The Committee deferred selection grade of the officer for want of ACRs.
191	Mr. Ali Shah	The Committee deferred selection grade of the officer for want of ACRs.
192	Mr. Luqman Zarin	The Committee deferred selection grade of the officer for want of ACRs.
193	Mr. Hashim Khan	The Committee deferred selection grade of the officer for want of ACRs.
194	Mr. Khan Wali	Considered suitable for grant of selection grade wef: 30-6-2001
195	Mr. Dur Jan	Considered suitable for grant of selection grade wef: 30-6-2001
196	Mr. Samiur Rehman	Considered suitable for grant of selection grade wef: 30-6-2001
197	Mr. Khuda Niga	Considered suitable for grant of selection grade wef: 30-6-2001
198	Muhammad Nadir Shah	Considered suitable for grant of selection grade wef: 30-6-2001
199	Mr. Abdur Rauf	The Committee deferred selection grade of the officer for want of ACRs.
200	Mr. Khurshid Ali	Considered suitable for grant of selection grade wef: 30-6-2001
201	Mr. Khurshid Ahmad	The Committee did not consider him suitable for grant of selection grade.
202	Mr. Hidayat Khan	Considered suitable for grant of selection grade wef: 30-6-2001
203	Mr. Ziaud Din	Considered suitable for grant of selection grade wef: 30-6-2001
204	Mr. Ubaidullah	Considered suitable for grant of selection grade wef: 30-6-2001
205	Mr. Mustafa Khan	Considered suitable for grant of selection grade wef: 30-6-2001
206	Mr. Lal Sattar	Considered suitable for grant of selection grade wef: 30-6-2001
207	Mr. Ali Muhammad Khan	Considered suitable for grant of selection grade wef: 30-6-2001
208	Mr. Asad Khan	Considered suitable for grant of selection grade wef: 30-6-2001
209	Mr. Taimour Khan	The Committee did not consider him suitable for grant of selection grade.
210	Mr. Babbar	

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211	Mr. Shaikat Ali	The Committee did not consider him suitable for grant of selection grade.
212	Mr. Nizamud Din	Considered suitable for grant of selection grade wef: 30-6-2001
213	Muhammad Raziq	Considered suitable for grant of selection grade wef: 30-6-2001
214	S. Bahro Karam	Considered suitable for grant of selection grade wef: 30-6-2001
215	Mr. Umar Khetab	Considered suitable for grant of selection grade wef: 30-6-2001
216	Mr. Chinar Shah	Considered suitable for grant of selection grade wef: 30-6-2001
217	Mr. Riyat Khan	Considered suitable for grant of selection grade wef: 30-6-2001
218	S. Arab Shah	Considered suitable for grant of selection grade wef: 30-6-2001
219	Muhammad Saadat	The Committee deferred selection grade of the officer for want of ACRs.
220	Mr. Abdul Majced	Considered suitable for grant of selection grade wef: 30-6-2001
221	Mr. Razi Mand	Considered suitable for grant of selection grade wef: 30-6-2001
222	Mr. Mir Qalam Khan	Considered suitable for grant of selection grade wef: 30-6-2001
223	Mr. Nawab Khan	Considered suitable for grant of selection grade wef: 30-6-2001
224	Mr. Mir Qazim Khan	Considered suitable for grant of selection grade wef: 30-6-2001
225	Mr. Noor Bakhtul	Considered suitable for grant of selection grade wef: 30-6-2001
226	Mr. Hamid Raza	Considered suitable for grant of selection grade wef: 30-6-2001
227	Mr. Hukam Khan	Considered suitable for grant of selection grade wef: 30-6-2001
228	Mr. Taj Riyat Khan	Considered suitable for grant of selection grade wef: 30-6-2001
229	Mr. Ajab Noor	The Committee deferred the selection grade of the officer for want of ACRs.
230	Mr. Abdur Riaz	Considered suitable for grant of selection grade wef: 30-6-2001
231	Mr. Feroz Shah	The Committee deferred the selection grade of the officer for want of ACRs.
232	Mr. Samiur Rehman	The Committee deferred the selection grade of the officer due to proper justification of the case.
233	Mr. Akbar Hussain	The Committee did not consider him suitable for grant of selection grade.
234	Mr. Jan Muhammad	Considered suitable for grant of selection grade wef: 30-6-2001
235	Muhammad Shuaib	Considered suitable for grant of selection grade wef: 30-6-2001
236	Mr. Lal Muhammad	Considered suitable for grant of selection grade wef: 30-6-2001
237	Mr. Sardar Shah	Considered suitable for grant of selection grade wef: 30-6-2001
238	Mr. Baz Muhammad	The Committee deferred the selection grade of the officer for want of ACRs.
239	Mr. Shamshad	Considered suitable for grant of selection grade wef: 30-6-2001

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240	Mr. Aslam Khan	Considered suitable for grant of selection grade wef: 30-6-2001
241	Mr. Zaheerud Din	Considered suitable for grant of selection grade wef: 30-6-2001
242	Mr. Abbas Gul	Considered suitable for grant of selection grade wef: 30-6-2001
243	Mr. Gul Zaman	Considered suitable for grant of selection grade wef: 30-6-2001
244	Mr. Qamar Ali	Considered suitable for grant of selection grade wef: 30-6-2001
245	Mr. Fidi Muhammad	The Committee did not consider him suitable for grant of selection grade.
246	Mr. Muslim Shah	Considered suitable for grant of selection grade wef: 30-6-2001
247	Mr. Shamsur Rahman	Considered suitable for grant of selection grade wef: 30-6-2001
248	Muhammad Azam	Considered suitable for grant of selection grade wef: 30-6-2001
249	Muhammad Ghulam	The Committee deferred the selection grade of the officer for want of ACRs.
250	Mr. Sahib Noor	Considered suitable for grant of selection grade wef: 30-6-2001
251	Mr. Sardariz Khan	Considered suitable for grant of selection grade wef: 30-6-2001
252	Mr. Noorul Wahab	The Committee did not consider him suitable for grant of selection grade.
253	Mr. Niaz Muhammad	Considered suitable for grant of selection grade wef: 8-4-2001.
254	Mr. Shujaat Ali	Considered suitable for grant of selection grade wef: 30-6-2001
255	Mr. Badshah Zada	Considered suitable for grant of selection grade wef: 30-6-2001
256	Muhammad Noor	Considered suitable for grant of selection grade wef: 30-6-2001
257	Mr. Ghansal Khan	Considered suitable for grant of selection grade wef: 30-6-2001
258	Mr. Said Badshah	Considered suitable for grant of selection grade wef: 30-6-2001
259	Muhammad Zahir Khan	Considered suitable for grant of selection grade wef: 30-6-2001
260	Mr. Rustom Shah	Considered suitable for grant of selection grade wef: 30-6-2001
261	Mr. Malik Aman	Considered suitable for grant of selection grade wef: 30-6-2001
262	Mr. Rahmat Shah	Considered suitable for grant of selection grade wef: 30-6-2001
263	Mr. Abdul Karim	Considered suitable for grant of selection grade wef: 30-6-2001
264	Mr. Abdul Malik	Considered suitable for grant of selection grade wef: 30-6-2001
265	Mr. Ibrahim Khan	Considered suitable for grant of selection grade wef: 30-6-2001
266	Muhammad Ayub	The Committee deferred the selection grade of the officer for want of ACRs.
267	Mr. Akhtar Zaman	Considered suitable for grant of selection grade wef: 30-6-2001
268	Mr. Rahman Ali	

Mr. Hidayat Ali Shah 269 The Committee defer the selection of the office for want of A.C.R.

Secty. in Charge Schools & Literacy Department (Shahidullah Khan) 10/10/71

(Munirul Karim Khan) Deputy Secretary Schools & Literacy Dept.

Section Officer (Regulation-I) Establishment Department

Directorate of Schools & Literacy Peshawar Deputy Director

Section Officer (SR-II) Finance Department

Munirul Karim Khan

The meeting ended with thanks forwarded to the Chair.

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✓
Deputy Director Secondary Education NWP, Peshawar.
2/15/52

1. Copy forwarded to this Office concerned.
2. To Director Secy: Edu NWP, Peshawar.

✓
Deputy Director B. & T. Peshawar.
2/15/52

Encls. No. 3234-3334

1. A copy of the Final Seniority List of BSA (M) is enclosed herewith for information of all concerned who are working under your jurisdiction. The said Seniority List should be brought into the notice of all BSA and their representatives having seen and checked the list thoroughly. It should be obtained from them and kept in your office for record.

Memo

Subject: FINAL SENIORITY LIST OF BSA EDUCATION DEPARTMENT (M) (M) (M)

1. The Director of Education (SA) NWP, Peshawar.
2. The Director of Education Primary NWP, Peshawar.
3. The Director, Bureau of Curriculum Development and Revision Peshawar.
4. All the Executive District Officers NWP, Peshawar.

DIRECTORATE OF SECONDARY EDUCATION NWP, PESHAWAR.
NO. 3199-2233/A-68/B List.
Dated Peshawar the 29.8/2001.

مذکورہ بالا کیس کے متعلق
مذکورہ بالا کیس کے متعلق

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2274	Mr. Mohammed Hayoon MA:BS:ED	ASDGO Mansehra	1983	1-1-60/Mansehra	1-1-76	13-1-87	2314
2275	Mr. Parvezur Rahman MA:BS:ED	GHS Dambor A.A. Abad	1983	15-3-54/A.A. Abad	12-10-74	12-1-87	2315
2276	Mr. Shad Mohammed BA:BS:ED	GHS Dambor A.A. Abad	1983	4-1-58/A.A. Abad	12-10-74	12-1-87	2316
2277	Mr. Mehboob Mahmood BA:BS:ED	GHS Jansed Mansehra	1983	30-9-54/Mansehra	2-1-76	12-1-87	2317
2278	Mr. Moazzam Jahid MA:BS:ED	GHS Tofan A.A. Abad	1983	1-1-57/Hatipur	15-10-76	12-1-87	2318
2279	Mr. Bannat Khan BA:BS:ED	GHS Pandi Lahnri Khyber A.G.T.	1983	15-8-57/Chamsada	14-5-76	12-1-87	2319
2280	Mr. Madhoop Ahmad BA:BS:ED	GHS Baghazar A.A. Abad	1983	28-10-48/A.A. Abad	27-12-69	12-1-87	2320
2281	Mr. Jinnat Khan MA:BS:ED	GHS Khasan A.A. Abad	1983	10-6-51/Hatipur	20-10-73	13-1-87	2321
2282	Mr. Ahmed Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	1-1-55/Mansehra	12-10-74	13-1-87	2322
2283	Mr. Mohammed Inayat MA:BS:ED	GMS Shamool Khattak Bagrami	1980-81	28-57/Mansehra	14-12-67	13-1-87	2323
2284	Mr. Nadeem Khan Yousof MA:BS:ED	GHS Sheerpara Mansehra	1983	10-3-55/Mansehra	19-3-81	13-1-87	2324
2285	Mr. Farid MA:BS:ED	GHS Sheerpara Mansehra	1983	9-6-52/Kohat	13-1-87	13-1-87	2325
2286	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	15-3-47/Kohat	13-1-87	13-1-87	2326
2287	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	18-7-50/A.A. Abad	4-4-68	14-1-87	2327
2288	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	25-12-48/Hatipur	13-7-73	14-1-87	2328
2289	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	11-4-58/Hatipur	5-3-75	14-1-87	2329
2290	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	15-5-58/A.A. Abad	13-9-81	14-1-87	2330
2291	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	11-4-58/D.Khan	4-3-78	15-1-87	2331
2292	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	3-1-76/Bunt	8-1-85	15-1-87	2332
2293	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	14-4-58/A.A. Abad	11-5-68	17-1-87	2333
2294	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	23-4-42/Chitral	16-12-78	17-1-87	2334
2295	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	25-1-58/SWA	14-11-69	18-1-87	2335
2296	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	3-4-48/Chitral	5-1-88	21-1-87	2336
2297	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	3-8-57/Chitral	1-12-64	24-1-87	2337
2298	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	1-5-58/Kohat	23-11-78	24-1-87	2338
2299	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	2-2-55/Kohat	14-1-82	24-1-87	2339
2300	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	3-12-51/A.A. Abad	6-3-74	24-1-87	2340
2301	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	14-82/Swabi	1-5-76	25-1-87	2341
2302	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	28-12-59/Bannu	21-1-84	25-1-87	2342
2303	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	28-6-44/Chitral	13-12-69	25-1-87	2343
2304	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	8-1-42/Chitral	28-1-97	25-1-87	2344
2305	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	1-1-45/Peshawar	15-6-83	27-1-87	2345
2306	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	5-11-53/Chitral	6-4-84	27-1-87	2346
2307	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	11-7-58/Mansehra	12-12-64	27-1-87	2347
2308	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	25-6-50/Mardan	22-3-74	27-1-87	2348
2309	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	12-12-48/Peshawar	2-9-78	27-1-87	2349
2310	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	7-5-58/Mansehra	22-9-78	27-1-87	2350
2311	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	9-9-58/Mansehra	8-7-69	27-1-87	2351
2312	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983	24-3-57/Swabi	20-3-75	28-1-87	2352
2313	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983		6-1-75	28-1-87	2353
2314	Mr. Saadullah Khan MA:BS:ED	GHS Sheerpara Mansehra	1983		1-1-80	28-1-87	2354

28-1-87 Died

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BEFORE THE SERVICE TRIBUNAL, KHYBER PUKHTOONKHA,
PESHAWAR.

Service Appeal No. 2821 / 2010

H.W.P. Province
Service Tribunal
Entry No. 2821
Dated 23-11-10

Sher Afzal, Headmaster,
G.H.S. Shakoor District Charsadda
Ex-S.B.f. (EPS-16).....Appellant
Versus

Ann-B/II

1. Government of Khyber Pukhtoonkha Secretary Schools & Literacy Peshawar.
 2. Director, Schools & Literacy, Khyber Pukhtoonkha Peshawar.
 3. Secretary to Government of Khyber Pukhtoonkha, Finance Department, Peshawar.
 4. Secretary to Government of Khyber Pukhtoonkha, Services Department, Peshawar.
- Respondents.

Filed to day
23/11/10
Appeal U/S 4 of the Service Tribunal Act, 1974 for the grant of Selection Grade EPS-17 to the appellant.

Prayer: On acceptance of this appeal, the respondents may please be directed to grant/allow the appellant the selection grade EPS-17 w.e.f. 30-06-2001.

Respectfully sheweth:

1. That the appellant is serving as Headmaster at GHS Shakoor District Charsadda
2. That the Education Department has issued the Notification dated 26-12-2008, thereby selection grade (EPS-17) has been granted to the SET Teacher upto seniority No. 2223.
(Copy of the Notification is attached as Annexure "A").

ATTESTED

EXAMINER
Khyber Pukhtoonkha
Service Tribunal
Peshawar.


06-11-24

(37)

- 2 -

3. That the appellant has got at his credit his seniority No. 2396 (Copy of seniority list is attached as Annexure "B").
4. That on 14-02-2007 a meeting was held under the supervision of Secretary Elementary & Secondary Education, whereby it was held that till 30-06-2001 the recommended numbers of SETs (Male) was 7532 amongst which 243 teachers were eligible for the selection grade on the basis of 35%. (Copy of the minutes of the meeting is attached as Annexure "C").
5. That the factual position in the above said case is that 05 SET teachers have been double listed, 05 SET teachers have already died, 91 SET teachers have been retired before 30-11-2001 and similarly 18 SET teachers have been regularly promoted through the Public Service Commission, thereby bringing the number of total eligible teachers for the selection becomes 177. (Copies of the Annexures regarding the above noted teachers are attached herewith as Annexures "D" to D/3").
6. That because of the above said position the appellant will alongwith his other colleagues are being deprived of their legal and lawful right of the selection grade for mere clerical mistakes or for not providing the correct and upto date information into the service record.
7. That the appellant has in this connection filed an appeal before the appellate authority for the grant of a selection grade as according to the above noted position there are mere 177 vacancies for the selection grade available for the senior SET teachers. (Copy of the departmental appeal is attached as Annexure "E").

ATTESTED


SENIOR
OFFICER
SECRETARY

8. That the appellant now approaches this Hon'ble Tribunal for the grant of above said relief on the following grounds amongst the others :-

G R O U N D S

- a) That the act of the respondents, thereby depriving the appellant from his legal and lawful right of selection grade on mere grounds that the record of 177 teachers has not correctly been made and has not been made upto date is an act illegal, unlawful, without authority/ jurisdiction and being based on the malafide intentions of the respondent department is liable to be set-aside.
- b) That the appellant has been waiting since so many years for his turn to come for the selection grade but on a mere presumption his right of selection grade has been snatched by the respondents department on the grounds that record regarding the retired, dead and promoted teachers has not been correctly made upto date and on his clerical mistake the right of the selection grade of the appellant is being snatched by the respondent department.
- c) That it is mere a lame excuse that the record regarding the 177 teachers as mentioned above is not correct, hence till the correction of this record the appellant will be kept deprived of his right of getting selection grade.
- d) That it is the primary duty of the respondents department to maintain the upto date record as according to the exact factual position of the teachers, thereby deleting the names of the teachers on double list, dead, retired or already

ATTESTED

EXAMINER
Uttarakhand
Service Tribunal
Dehra Dun

retired or already promoted to a higher grade and the failure of the respondents not to maintain the above said record fresh and upto date cannot be a good excuse for depriving the appellant of his legal right of selection grade.


- e) That the appellant is being condemned unheard and being punished without any fault at his part which is an act of unjust and against all the norms of justice.
- f) That it is now the proper time that the appellant should be given his right of selection grade without further delay for spending more time on correction and for the up dating the record.

It is, therefore, prayed that on acceptance of this appeal, this Hon'ble Tribunal may please be kind enough to direct the respondents department to process the case of the appellant for the selection grade and to grant the said selection grade to the appellant, if he is otherwise eligible for the said benefit after making the proper corrections in the above said record.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar


Appellant

through

(Ghulam Nabi)
Advocate, Peshawar.

(40)

BEFORE THE SERVICE TRIBUNAL, KHYBER PUKHTOONKHWAA,
PESHAWAR.

Service Appeal No. _____ / 2010

5

Sher AfzalAppellant

Versus :

Govt. of Khyber Pukhtoonkhwa
and othersRespondents.

A F F I D A V I T

I, Ghulam Nabi, Advocate, Peshawar as per instructions of my client do hereby solemnly affirm and declare on oath that contents of the accompanying service appeal are true and correct to the best of my knowledge and belief and nothing has been kept concealed from this Hon'ble Tribunal.

Ghulam Nabi
Deponent

Certified to be true copy.

EXAMINER
Khyber Pukhtoonkhwa
Service Tribunal
Peshawar
06-11-24



40/2010

Khyber-Pakhtunkhwa Service Tribunal, Peshawar	
Application No. <u>572</u>	Date <u>29-10-24</u>
Name of Applicant <u>Jam 03</u>	
Number of Words/Pages <u>571</u>	
Copying Fee <u>25/-</u>	
Urgent/Ordinary <u>25/7</u>	
Total <u>25/7</u>	
Name & Sign of Copier <u>Reeshm</u>	
Date of Completion of Copy <u>06-11-24</u>	
Date of Delivery of Copy <u>11-11-24</u>	

(51)



29.11.2017

Counsel and Addl. AG for the respondents present. The learned AAG objected to the very jurisdiction of this Tribunal. The learned counsel for the appellant seeks adjournment. Granted. To come up for arguments on 14.12.2017v before the D.B.

Member

Chairman

14.12.2017

Counsel for the appellant and Mr. Kabecrullah Khattak, Addl. AG alongwith Hameedur Rahman, A.D for the respondents present. Arguments heard and record perused.

Vide our detailed judgment of today, in connected service appeal NO. 2813/2010, entitled "Raham Akbar Versus Government of Khyber Pakhtunkhwa through Secretary Schools & Literacy, Peshawar and others", this appeal is also returned to the appellant for seeking redressal before the proper forum with all just legal and factual exceptions. Parties are left to bear their own costs. File be consigned to the record room.

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

06-11-24

Muhammad Aslam
MEMBER

Muhammad Aslam
CHAIRMAN

ANNOUNCED
14.12.2017

(Khyber Pakhtunkhwa Service Tribunal, Peshawar)

Application No.	(573)
Name of Applicant	JAMIR 3
Number of Words/Pages	10/3
Copying Fee	5/-
Urgent/Ordinary	-
Date	06-11-24
Name & Sign of Copyist	06-11-24
Date of Completion of Copy	11-11-24
Date of Delivery of Copy	

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR



Appeal No. 2813/2010

B/III

Date of Institution ... 23.11.2010

Date of Decision ... 14.12.2017

Raham Akbar, Headmaster, GHS Sangao, District Mardan, Ex-SET (BPS-16).
.. (Appellant)

VERSUS

1. Government of KPK through Secretary, Schools & Literacy Peshawar and others.
.....(Respondents)

MR. MIAN TAJAMMUL SHAH, Advocate ... For appellant

MR. KABIRULLAH KHATTAK, Addl. Advocate General ... For respondents.

MR. NIAZ MUHAMMAD KHAN, MR. MUHAMMAD AMIN KHAN KUNDI, ... CHAIRMAN MEMBER

JUDGMENT

NIAZ MUHAMMAD KHAN, CHAIRMAN:- This judgment shall also dispose of connected service appeals No. 2814/2010 Habib Shah, No. 2815/2010 Allah Nawaz, No. 2816/2010 Hidayatul Haq, No. 2817/2010 Abdur Rauf Shah, No. 2818/2010 Fazlur Raziq, No. 2819/2010 Sherzada, No. 2829/2010 Mumtaz Khan, No. 2821/2010 Sher Afzal, No. 2822/2010 Sarzamin Khan, No. 2823/2010 Hazrat Usman, No. 2824/2010 Eid Gul, No. 2825/2010 Syed Mir Hassan Jan, No. 2826/10 Qari Muhammad Shafique, No. 2827/10 Naik Nawaz, No. 2828/2010, Ali Haider No. 2829/2010 Ali Muhammad, No. 2830/2010 Muhammad Farooq, No. 2831/2010

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07-11-24

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Iftikharud Din, No. 2832/2010 Abdul Hayat, No. 2833/2010 Munir Hassan, No. 2834/2010 Malik Aman, No. 2835/2010 Sher Aman, No. 2836/2010 Jamshid Khan, No. 2837/2010 Gulab Khan, No. 2838/2010 Minhaj Ahmad, No. 2839/2010 Abdur Raziq, No. 3103/2010 Muhammad Saleem, NMo. 3104/2010 Syed Khalil-ur-Rehman Abbasi, No. 3105/2010 Muhammad Sarfaraz, No. 3106/2010 Aman Ullah Khan, No. 2196/2010 Mushtaq-ur-Rehman, No. 2197/2010 Shah Jehan, No. 11/2011 Muhammad Younas, No. 12/2011 Muhammad Tsayyab, No. 13/2011 Syed Yousaf Shah, No. 14/2011 Talib Ullah, No. 1636/2011 Abdul Qadeem Shah, No. 1637/2011 Syed Manzoor Shah, No. 1638/2011 Mubarak Haleem, No. 1639/2011 Sarwar Khan, No. 1640/2011 Ajmal Khan, No. 1641/2011 Abdul Sattar No. 62/2012 Gulab Khan and 1379/2013 Mir Salam as in all the appeals common questions of law and facts are involved.

2. Arguments of the learned counsel for the parties heard and record perused.

FACTS

3. The appellants have prayed for grant of selection grade due to their seniority and eligibility. This Tribunal on the last date directed both the parties to argue the jurisdiction of this Tribunal regarding the issue in hand.

ARGUMENTS.

4. The learned counsel for the appellants argued that the present appeals involved the matter of grant of selection grade and in view of the judgment of Worthy Peshawar High Court entitled "*Maulana Ihsanul Hadi Vs. Government of Khyber Pakhtunkhwa and 4 others*" reported as 2015-PLC(C.S) 779, the grant of selection grade relates to terms and conditions of service and this Tribunal therefore, has the jurisdiction in view of the above mentioned judgment. The learned counsel for the appellants further relied upon a judgment of this Tribunal in service appeal No. 1/2016 entitled "*Bakht Zada Vs. Government of Khyber Pakhtunkhwa and two others*" decided on 07.08.2017 wherein the relief for grant of

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selection grade was given to the appellants. The learned counsel for the appellants argued that though in the judgment of the august Supreme Court of Pakistan reported as 2016-SCMR-859 entitled "*Regional Commissioner Income Tax Vs. Syed Munawar Ali*" upgradation has been held to be outside the jurisdictional ambit of this Tribunal but the issue of selection grade has not been discussed in that very judgment and therefore, the judgment of the Worthy Peshawar High Court referred to above to the extent of selection grade would remain intact.

5. On the other hand the learned AAG argued that this Tribunal in a case entitled "*Sajid Firdous Vs. Government of Khyber Pakhtunkhwa and others*" in service appeal No. 467/2012 decided on 20.09.2017 held that the issue of selection grade was not within the jurisdiction of this Tribunal. The learned AAG further argued that in view of the judgment of Khan Toti reported as 2015-SCMR-1206 read with judgment entitled "*Province of Punjab Vs. Ghulam Rasool and others*" reported as 1990-SCMR-1106, the issue of selection grade not being part of terms and conditions of service fall outside the jurisdictional ambit of this Tribunal.

CONCLUSION.

6. The judgment of the worthy Peshawar High Court referred to by the learned counsel for the appellant involved the issue of upgradation and not selection grade. However, during discussion the worthy Peshawar High Court while upholding that upgradation would be promotion to higher scale also put the selection grade in the same category and decided that the selection grade as well as upgradation would relate to terms and conditions of service and would therefore falls within the ambit of Article 212 of the Constitution of Islamic Republic of Pakistan. But the august Supreme Court of Pakistan in the case of upgradation in the case of *Regional Income Tax* held otherwise. The ratio of the said judgment is that upgradation is distinct from the expression promotion which is not defined either in the Khyber

10/11/17

Signature

Pakhtunkhwa Civil Servants Act or the rules framed there under. The august Supreme Court of Pakistan finally held that upgradation could not be called as promotion but can be granted through a policy. Another judgment of the august Supreme Court of Pakistan reported as 2017 SCMR 890 while referring to above mentioned judgment further elaborated the issue and upheld that upgradation was carried out without creation of post in the relevant scale and was under a policy. That upgradation is personal to the incumbent of the isolated post. In view of the said two judgments upgradation was not considered to be promotion and therefore, being based on a policy was outside of the terms and conditions of a civil servant. The judgment of the Worthy Peshawar High Court put selection grade and upgradation in one class by terming these to be part of terms and conditions of service due to being identical. But since the *ratio* of the judgment of the Supreme Court is applicable to both selection grade as well as upgradation because both are carried out under a scheme/policy and both are not defined in the Khyber Pakhtunkhwa Civil Servants Act or the rules and both cannot be termed as promotion for certain purposes. Therefore, this Tribunal is of the view that the judgment of the Worthy Peshawar High Court to the extent of selection grade has also been upset by the *ratio* of both the judgments of the august Supreme Court of Pakistan.

Ms
W

7. Coming to the conflicting judgments of this Tribunal mentioned above we are to see whether the issue of jurisdiction was raised and decided in the service appeal No. 1/2016 or only relief was granted. In this very judgment, this Tribunal granted relief of selection grade only as the issue of jurisdiction was never raised or decided by this Tribunal and as such this judgment is *sub silentio* on the issue of selection grade. The issue was specifically decided in Sajid Firdous case by the Tribunal and settled a positive *ratio* to be followed.

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8. In view of the above discussion, this Tribunal is of the view that it lacks the jurisdiction in the matter of selection grade being not part of terms and conditions of service. All the appeals are returned to the appellants for seeking redressal before the proper forum with all just legal and factual exceptions. Parties are left to bear their own costs. File be consigned to the record room.

(Signature)
(NIAZ MUHAMMAD KHAN)
CHAIRMAN

(Signature)
(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

ANNOUNCED
14.12.2017

Office of the Tribunal
(Signature)
07-11-24

573
29-10-24
11/11/24
22/11/24
07-11-24
11-11-24

IN THE HON'BLE PESHAWAR HIGH COURT, PESHAWAR

W.P. No. 435P/2018



1. Abdul Qadeem Shah Head Master GHS Khula Dand District Charsadda.
2. Syed Manzoor Shah Head Master GHS Khula Dher, District Charsadda.
3. Mubarak Haleem Head Master District Abazai District Charsadda.
4. Sarwar Khan Head Master GHS Gandheri Tangi District Charsadda.
5. Ajmal Khan Head Master Retired GHS Gula Abad Tangi District Charsadda

Petitioners

VERSUS

1. Government of Khyber Pakhtunkhwa, through Secretary Elementary and Secondary Education, Civil Secretariat Peshawar.
2. Government of Khyber Pakhtunkhwa through Secretary Finance Civil Secretariat, Peshawar.
3. Director Education Khyber Pakhtunkhwa G.T Road, Peshawar.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC 5317)

Respondents

FILED TODAY
Deputy Registrar
JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC 5317)
19 JAN 2018

ATTESTED
Position
Date

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Ans - D
1/2
1/3

PESHAWAR HIGH COURT PESHAWAR
FORM "A"
FORM OF ORDER SHEET

Court of.....

Case No.....



Serial No. of Order or Proceedings	Date of Order or Proceedings	Order or other Proceedings with names of parties or counsel where necessary
	28.03.2018	<p><u>WP No. 435-P/2018.</u></p> <p>Present:</p> <p>Mr. Ghulam Nabi Khan, Advocate for petitioners.</p> <p>Mr. Mohammad Riaz, AAG alongwith Miss Nadia, Advocate, Litigation E&SED.</p> <p>*****</p> <p><u>ROOF-U-AMIN KHAN, J.</u> Through the instant petition under Article-199 of the Constitution of Islamic Republic of Pakistan, 1973, petitioners have prayed for issuance of the following writ.</p> <p>" It is therefore, humbly prayed that the teachers who have been eligible listed, died, retired before 30.11.2001 and similarly promoted to B-18 should be deducted from the above said list and the respondents be directed to process case of petitioners for the selection grade and to grant the said selection grade to the petitioners if they are otherwise eligible for the said benefit after making proper correction the above said record."</p>

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC# 5317)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(SC# 5317)

2. In view of the submissions of learned counsel for petitioners, the worthy AAG was put on notice who sought time to consult the concerned department. After a while he turned up; came to the rostrum and stated at the bar that the department has empowered him that in the final seniority list the name (s) of deceased employee(s), retired employee (s) before 30.11.2001, already promoted employee (s) to BPS-18 as well as the doubling shall be deleted and the seniority list of in-service employees be rectified, therefore the case of petitioners will be processed for entitlement of grant of selection grade if they otherwise eligible for the same.

3. In view of statement of learned AAG, the instant writ petition is disposed of accordingly.

Announced on
28th of March, 2018

[Signature]
JUDGE

CERTIFIED TO BE TRUE COPY

07 APR 2018

JAVED IQBAL GULBEH,
Advocate
Supreme Court of Pakistan
(ASO # 5317)

ATTESTED
EXAMINER
Peshawar High Court

RIKAD/TODAY
Deputy Registrar
22 JAN 2018

JAVED IQBAL GULBEA
Advocate
Supreme Court of Pakistan
IAS/853171

1. Rahim Akbar, Head Master (Retd) GHS Babuzai, Mardan;
2. Mir Sajam Khan, SET, Vice Principal (Retd), GHS Rustam, District Mardan.
3. Hidayat Ul Haq, Head Master (Retd) GHS Sati Abad, District Charsadda.
4. Sher Zada, SST (Retd) GHSS No. 1, Tangi District Charsadda.
5. Muhammad Saleem, Principal (Retd) GHS No. 1, Tangi, District Charsadda.
6. Gulab Khan, Head Master (Retd) GHS Lakki Marwat.
7. Aman Ullah Khan, Head Master (Retd) GHS Wargha Banda, District Karak.
8. Eid Gul, SST (Retd) GHS Jata, Ismail Khan, District Karak.
9. Habib Shah, Head Master (Retd) GHS Shabendan Wazir Karak.
10. Muhammad Perog, Head Master (Retd), GHS Sarati Killi, District Karak.
11. Sher Atzal, Head Master (Retd) GHS Sarfaraz Killi Charsadda.
12. Muhammad Shaique, SST Head Master (Retd) GHS Bela Ghari, District Mardan.

W.P. No. 4997/2018

IN THE HONBLE PESHAWAR HIGH COURT PESHAWAR



for
(42)

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(50)

(51)

(42)



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13. Muhammad Younas S.D.E.O (Retd) District Battagram.
14. Abdur Rauf, Head Master (Retd) GHS Shamoza, District Mardan.
15. Hazrat Usman, Head Master GHS Barfaraz Killi District Charsadda.
16. Muhammad Tayyab, (Retd) Head Master GHS Battagram, District Battagram.
17. Nek Nawaz, Head Master GHS Sheikhan District Kohat.
18. Mumtaz Khan (Retd) Head Master GHS Ahmad Khel, Lakki Marwat.
19. Minhaj Ahmad (Retd) Head Master GHS Mohabbat Abad, District Mardan.
20. Malik Aman (Retd) SST GHS Balchahali District Mardan.
21. Ali Haider (Retd) SST GHS No.1 District Mardan.
22. Munir Hussain Head Master GHS Sameer Lower Kurram Agency.
23. Talib Ullah Head Master GHS Shamlai, District Battagram.
24. Mushtaq Ur Rehman (Retd) Head Master GHS Ramorha, District Dir Lower.

.....Petitioners

VERSUS

1. Government of Khyber Pakhtunkhwa, through Secretary, Elementary and Secondary Education, Civil Secretariat Peshawar.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

FILED TODAY
District Registrar
22 JAN 2019

ATTEST
EXAMINE
Peshawar High

ATTESTED
EXAMINER
 Peshawar High Court

JAVED IQBAL GURBELA
 Advocate
 Supreme Court of Pakistan
 (MSC 2017)

06.11.2018 W.P. No. 469-P/2018

Present: Barister Mian Tajammul Shah, Advocate,
 counsel for the petitioners,
 Syed Suleman Hayat Shah, AAG, for the
 respondents.

QALANDAR ALI KHAN, J. Bham Ashar and 25 other
 petitioners, being employees of the Education Department, invoked
 the constitutional jurisdiction of this Court under Article 199 of
 the Constitution of the Islamic Republic of Pakistan, 1973, with the
 following prayer:-

"It is, therefore, humbly prayed that the teachers who
 have been double listed, did, either before
 30.11.2001 and similarly promoted to HPS-18 should
 be deducted from the above list and the
 respondents be directed to process them as if the
 petitioners for the selection grade and to grant the
 and election grade to the petitioners if they are
 otherwise eligible for the said benefit after making
 proper correction in the above said record.

Any other order deemed fit and proper under the
 circumstances and have not been properly asked for
 may also please be granted with brevity."

2. At the outset, the learned counsel for the petitioners submitted
 a copy of order dated 28.03.2018 of this Court in an identical case

(Handwritten signature)

PESHAWAR HIGH COURT, PESHAWAR
 FORM OF ORDER SHEET



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(45) Am... 9
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**BEFORE THE HON'BLE PESHAWAR HIGH COURT
PESHAWAR**

Writ Petition No. 57617/2019

1. Gul Zareef, Retired SST, Govt. High School Wardaga, Charsadda R/o Gul Abad, Charsadda.
2. Saeed Ullah, Retired Headmaster, Govt. High School Katan Balan, Dir Upper.
3. Muhammad Nazir, Retired Headmaster, Govt. High School Maina Battan, Dir Lower.
4. Shahir ud Din, Retired Headmaster, Govt. High School Kharki Dheri, Malakand.
5. Ali Akbar, Retired SST, Govt. High School Totalai, Bunner.
6. Jamroz Khan (Late), Retired SST, Govt. High School Chengai, Bunner, through his son Mushtaq.
7. Sadrul Alam, Retired Headmaster, Govt. High School Dara Serai, Shangla.
8. Khurshid ul Haq, Retired Headmaster, Govt. High School Siyawarghar, Dir Lower.
9. Hazrat Hassan, Retired Headmaster, Govt. High School Banda Talash, Dir Lower.
10. Ahmad Khalil, Retired Headmaster, Govt. High School Rehan Kot, Dir Upper.
11. Raiz ur Rehman, Retired Headmaster, GCMHS Batkhela, Malakand.

JAVED IQBAL QULBELA
Advocate
Supreme Court of Pakistan
(ASC 23/17)

FILED TODAY
24 OCT 2019

ATTESTED
EXAMINER
Peshawar High Court

(5)

(46)



12. Sadiq Jan (Late), Retired Headmaster, Dir Upper through his son Sami ur Rehman. PETITIONERS.

VERSUS

- 1. Govt. of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Civil Secretariat, Peshawar.
- 2. Govt. of Khyber Pakhtunkhwa through Secretary Finance, Civil Secretariat, Peshawar.
- 3. Director Education, Khyber Pakhtunkhwa, G.T Road, Firdous Chowk, Peshawar. RESPONDENTS.

WRIT PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN 1973.

Respectfully Sheweth:

- 1. That the petitioners were the employees of Education Department, and were serving in the Schools mentioned against their names respectively, and being Pakistani national having the protection of laws of the land and constitution of the Islamic Republic of Pakistan, 1973.
- 2. That petitioners Sadiq Jan and Jamroz Khan are died and their sons namely Sami ur Rehman and Mushtaq respectively will represent them. (COPIES OF THE DEATH CERTIFICATE, SUCCESSION CERTIFICATE AND CNIC ARE ANNEXURE "A").

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

FILED TODAY
Deputy Registrar
24 OCT 2019

ATTESTED
EXAMINER
Peshawar High Court

(Sb) (41)
PESHAWAR HIGH COURT, PESHAWAR

ORDER SHEET



Am-1
24

Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or counsel where necessary
1	2
12.02.2020	<p><u>W.P. NO. 5761-P/2019.</u></p> <p>Present: Barrister Mian Tajamal Shah, for the petitioners.</p> <p>Syed Sikandar Hayat Shah, AAG for the respondents.</p> <p>*****</p> <p><u>MUHAMMAD NAKEM ANWAR, J.</u> Through this writ petition under Article 199 of the constitution of the Islamic Republic of Pakistan, 1973, the petitioners Gul Zareef and twelve others seek issuance of a writ directing the respondents to process their cases for their selection grade as per the seniority list.</p> <p>2. As per averments of the petition, the petitioners were the employees of Education department and the respondents issued a notification dated 26.12.2018 whereby selection grade (BPS-17) was granted to the SBT Teachers upto seniority No. 3223 and in this respect, their other colleagues filed writ petition No. 469/2018 before this Court, which was allowed, however, the respondents are not granting selection grade. According to them, they being citizens of Pakistan are deserved to the equal protection of law and they are</p>

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC #5317)

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Peshawar High Court

required to be dealt with in accordance with law,

3. Arguments heard and record perused.

4. The record reveals that earlier other colleagues of the petitioners had filed writ petition No. 469-P/2018, which was allowed by this court on 06.11.2018 in the following terms:-

"2. At the outset, the learned counsel for the petitioners submitted a copy of order dated 28.03.2018 of this Court in an identical case vide W.P. No. 435-P/2018, whereby the writ petition was disposed of in the terms stated therein. The learned AAG did not oppose the disposal of the instant writ petition in the light thereof.

3. Therefore, the instant writ petition is also disposed of in the terms that in the final seniority list, the name(s) of deceased employee(s), retired employee(s) before 30.11.2001, already promoted employee(s) to HPS-II as well as names of those employees who figure twice in the list shall be deleted/omitted, and seniority list of service employees rectified/updated accordingly; thereafter case of the petitioners shall be processed for consideration of their entitlement for grant of senior grade. If they were otherwise found eligible for the same.

4. The writ petition is, accordingly, disposed of in the above stated terms."

5. When writ Petition No. 469-P/2018 filed by the other similarly placed persons, involving similar controversy, has been allowed by this court, vide judgments dated 06.11.2018, therefore, we, in the

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
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Supreme Court of Pakistan
(ASD # 6317)

circumstances of the case, admit and allow this writ
petition as prayed for in the light of judgment of this
court passed in writ petition No. 493-P/2018.

Announced
12.02.2020

SENIOR JUSTICE JUDGE

JUDGE

(Dr. Iftikhar Muhammad Chaudhry Justice &
Justice M. Javed Iqbal)

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BEFORE THE PESHAWAR HIGH COURT PESHAWAR

COC. NO. 308 P OF 2021 IN W.P. NO. 463-P/2018



1. Raham Akbar, Head Master Retired, GHS Babu al, Mardan.
2. Mir Salam Khan, SET, Voice Principle Retired, GHS Rustam, District Mardan.
3. Muhammad Shafiq, SST Headmaster Retired, GHS Bala Ghari District Mardan.
4. Sher zada, SST Retired GHSS no.1 Tangi, District Charsada.
5. Abdur Rauf, Headmaster Retired GHS Shroa I, District Mardan.
6. Haz rat Usman, Headmaster GHS Sarfara Kalli, District Charsada.
7. Aman Ullah Khan, Headmaster Retired GHS Wargha Banda, District Karak.
8. Muhammad Farooq, Headmaster Retired GHS Sarat Killi, District Karak.
9. Muhammad Ajmal, SST Retired GHSS no.1 Tangi, District Charsada.
10. Sher Afzal, Headmaster Retired GHS Sarfara Killi, District Charsada.

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JAVED IQBAL GÜBELA
Advocate
Supreme Court of Pakistan
(ASC # 5347)

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BEFORE THE PESHAWAR HIGH COURT PESHAWAR

COC NO OF 2021 IN W.P. NO. 469-P/2018

- 1. Raham Akbar Head Master Retired GHS Babuzai Mardan
- 2. Mir Salam Khan, SET, Voice Principle Retired GHS Rustam, District Mardan.
- 3. Muhammad Shafiq, SST Headmaster Retired GHS Bala Ghar District Mardan.
- 4. Sher zada, SST Retired GHSS no.1 Tangi, District Charsada.
- 5. Abdur Rauf Headmaster Retired GHS Shmoazi, District Mardan.
- 6. Hazrat Usman, Headmaster GHS Sarfara Kalli, District Charsada.
- 7. Aman Ullah Khan, Headmaster Retired GHS Waigha Banda, District Karak.
- 8. Muhammad Farooq, Headmaster Retired GHS Sarati Kili, District Karak.
- 9. Nek Nawaz, Headmaster GHS Shikhan, District Kohat.
- 10. Eid Gul, SST Retired GHS Jata Ismail Khet, District Karak.
- 11. Muhammad Ajmal, SST Retired GHSS no.1 Tangi, District Charsada.
- 12. Sher Afzal, Headmaster Retired GHS Sarfara Kili, District

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 Advocate
 Supreme Court of Pakistan
 (ASC # 9317)

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- 11. Mumtaz Khan, Headmaster Retired GHS Ahmad Khel, Lakki Marwat.
- 12. Gulab Khan, Headmaster Retired GHS Lakki Marwat.
- 13. Muhammad Saleem, Principle Retired GHS no.1 Tangi, District Charsada.
- 14. Mushtaq ur Rehman, Retired Headmaster GHS Ramorha District Dir Lower.
- 15. Muhammad Tayyab, Retired Headmaster GHS Batagram District Batgram.
- 16. Muhammad Younas, S.D.E.O Retired District Batgram.
- 17. Talib Ullah, Headmaster GHS Shamlai District Batgram.
- 18. Iftikhar Uddin, Chitral District Chitral.
- 19. Ajmal Khan Headmaster Retired GHS Gula Abad Tangi District Charsada.

.....Applicants/Petitioners).

VERSUS:

- 1. Govt. of K.P.K Through Chief Secretary Secretariat Peshawar.
- 2. Govt of K.P.K Secretary (E & SE) Dep't Civil Secretariat Peshawar.

JAVED IQBAL GULBELA
 Advocate
 Supreme Court of Pakistan
 (MSC 6317)

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- 13. Mumtaz Khan, Headmaster Retired GHS Ahmad Khel, Lakki Marwat.
- 14. Gulab Khan, Headmaster Retired GHS Lakki Marwat.
- 15. Muhammad Saleem, Principle Retired GHS no.1 Tangi District Charsada.
- 16. Mushtaq ur Rehman, Retired Headmaster GHS Ramorha District Dir Lower.
- 17. Muhammad Tayyab, Retired Headmaster GHS Batagram District Batgram.
- 18. Muhammad Younas, S.D.E.O Retired District Batgram.
- 19. Talib Ullah, Headmaster GHS Shamlal District Batgram.
- 20. Ifkhar Uddin Chitral District Chitral.

-----Applicants/Petitioners).

VERSUS

- 1. Dr. Kazim Niaz Chief Secretary Govt of K.P.K Secretariat Peshawar.
- 2. Yahya Akhonzada Secretary (E & SE) Govt of K.P.K Civil Secretariat Peshawar.
- 3. Hafiz Dr Muhammad Ibrahim Director (E & SE) Department Near no.1 School Peshawar.

----- (Respondents).

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC 15/2011)

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3. Director (E & SE) Department Near no.1 School Peshawar.

(Respondents).

PETITION UNDER ARTICLE 204 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN, 1973, SECTION 3 & 4 OF CONTEMPT OF COURT ACT, 1976 FOR INIATING CONTEMPT OF COURT PROCEEDING AGAINST THE RESPONDENTS.

Respectfully sheweth:

1. That the petitioners filed writ petition NO. 469-P/2018 on 18.02/18.
2. That this Honorable court was kind enough to passed an orders/judgments/ on 6.11.2018 and 28.3.18s. (Copies of the judgment / orders are in annex A and B).
3. That in spite of the fact that more than six years been passed of the judgments of this Honorable court, applicants/ petitioners approached so many time to respondents to act upon over the order / judgment accordingly but matter is there where it was.
4. That respondents after the judgment only constituted committees which is four in numbers of which till date no

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Advocate
Supreme Court of Pakistan
(ASC # 3017)

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PETITION UNDER ARTICLE 204 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN, 1973, SECTION 3 & 4 OF CONTEMPT OF COURT ACT, 1976 FOR INATATING CNTEMPT OF COURT PROCEEDING AGAINST THE RESPONDENTS.

Respectfully sheweth:

- 1. That the petitioners filed writ petition NO. 469-P/2018.
- 2. That this Honorable court was kind enough to passed an order/judgment/ on 28.3.18. (Copies of the judgment / order as annex A).
- 3. That in spite of the fact that more than three years been passed of the judgment of this Honorable court, applicants/ petitioners approached so many time to respondents to act upon over the order / judgment accordingly but matter is there where it was.
- 4. That respondents after the judgment only constituted committees which is four in numbers of which till date no fruitful result is there.
- 5. That 1st committee was constituted on 3.4.19 same without any result the then 2nd was constituted on 13.6.19 whom present report on 5.11.19 same without further any action similarly 3rd committee and 4th one on 22.1.2021 which is

JAVED IOBAL GULBELA
Advocate
Supreme Court of Pakistan
(999-4137)

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 Advocate
 Supreme Court Pakistan
 HSCB 4317

IAZANWAR, J. Through this judgment, we intend to
 decide the instant COC petition and COC bearing No. 168-
 P2021 in writ Petition No. 1761-P2019 filed through
 and others Vs. Government of Khyber Pakhtunkhwa
 through Chief Secretary, Peshawar and others, since in
 both these cases, petitioners are seeking quashing of
 Comptroller of Court proceedings against the respondents for
 not complying with/implementing the judgments and orders
 dated 06/11/2018 and 12/02/2020 passed in the subject writ
 petitions, which were allowed and disposed of
 Arguments heard and record perused.
 2. Petusal of the record reveals that this Court has
 vide order dated 06/11/2018 disposed of the writ petition of
 the present petitioners with direction to the respondents to

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JUDGMENT

 Respondent(s) by: Syed Qasim Ali Shah, AAG.
 Petitioner(s) by: Mr. I. Nawab Ali Noor, Advocate.
 Date of hearing: 22.12.2021
 Government of Khyber Pakhtunkhwa through Chief
 Secretary, Peshawar and others
 Vs.
 Rabwah Akhbar and others

JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT
 COC No. 328-P2021 in W.P. No. 469-P2018



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AVEDIOBAL GURBELA
Advocate
Islamabad, Pakistan
(AFC 8 3211)

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Judge

Chief Justice

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Announced
18.11.2021

the respondents are hereby withdrawn.
connected COC petition stand dismissed. Notices issued to
courts of Court is made out in view thereof, this and the
Court has duly been complied with, as such, no case for
4. In view of the above when the order of this
18.11.2021
said Notification was duly conveyed vide letter dated
entitled for the said award of selection grade. Copy of the
grade was duly considered and they were declared as "not
whereby, the case of the petitioners for grant of selection
implementation report/Notification dated 18.11.2021,
instant petition, respondents have submitted the
entitled/eligible. In response to the notices issued in the
consider them for grant of selection grade, if they are found

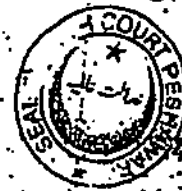
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BEFORE THE PESHAWAR HIGH COURT PESHAWAR.

OPC NO. 3187 OF 2021 IN W.P. NO. 5761-P/2019.



1. Gul Zarif, SST Retired GHS Wardaga Charsada.
2. Saeed Ullah, SET, Retired H.M GHS Katan Balan Dir Upper.
3. Muhammad Nazir, Retired I.M GHS Mina Battan Dir Lower.
4. Shair Ud Din, Retired H.M GHS Kharki Dheri Malakand
5. Ali Akbar, Retired SST GHS Totali Bunner
6. Jamroz Khan, late Rtd SST GHS Chengi Bunner through his son Mushtaq.
7. Sadrul Alam Rtd Headmaster GHS Dara Serai Shangla.
8. Ahmad Khalil, Headmaster Retired GHS Behan Kot Dir Upper.
9. Sadiq Jan late, Headmaster GHS Dir Upper through his son Sami Ur Rehman.
10. Fazal Raziq, SST Retired GHS Barikot Swat.
11. Noor zamah, SST Retired GHS Srai Bala Dir Lower.

-----Applicants/Petitioners)

VERSUS

1. Dr. Kazim Niaz, Chief Secretary Govt of K.P.K Secretariat Peshawar.
2. Yahya Akhion zada, Secretary (E & SE) Govt of K.P.K Civil Secretariat Peshawar.

JAVED IOBAL GUEBELA
Advocate
Supreme Court of Pakistan
No. 53171

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Peshawar High Court

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Hafiz Dr Muhammad Ibrahim Director (E & SE) Department
Near no.1 School Peshawar.

.....(Respondents)

**PETITION UNDER ARTICLE 204 OF THE CONSTITUTION
OF ISLAMIC REPUBLIC OF PAKISTAN, 1973, SECTION 3
& 4 OF CONTEMPT OF COURT ACT, 1976 FOR
INVIOLATING CONTEMPT OF COURT PROCEEDING
AGAINST THE RESPONDENTS.**

Respectfully sheweth:

1. That the petitioners filed writ petition NO. 5761 P/2019.
2. That this Honorable court was kind enough to pass
an orders/judgments/ on 12.2.20.
(Copies of the judgment/ order as annexed)
3. That In spite of the fact that more than two and half years been
passed of the judgments of this Honorable court, applicants/
petitioners approached so many time to respondents to act
upon over the order / judgment accordingly but matter is
there where it was.
4. That respondents after the judgment only constituted
committees which is four in numbers of which till date no
fruitful result is there.
5. That 1st committee was constituted on 3.4.19 same without
any result the then 2nd was constituted on 13.6.19 whom
present report on 5.11.19 same without further any action.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC 13317)

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28 JUL 2021

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JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT

COC No. 368-P/2021 in W.P. No. 5761-P/2019

Gal Zarf and others
Vs.

Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar and others

Date of hearing: **22.12.2021**
Petitioner(s) by: **Mr. L. Nawab Ali Noor, Advocate**
Respondent(s) by: **Syed Qasim Ali Shah, AAG.**

JUDGMENT

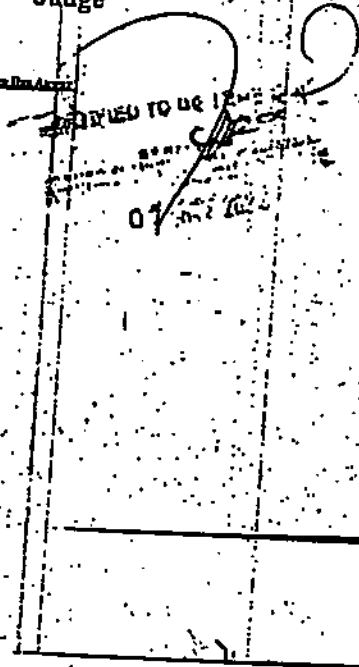
HAZ ANWAR, J. For the reasons recorded in COC bearing **No. 328-P/2021** in **Writ Petition No. 469-P/2018** titled **"Rahim Akbar and others Vs. Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar and others"**, this COC petition stands dismissed. Notices issued to the respondents are hereby withdrawn.

Announced
On: 22.12.2021

Chief Justice

Judge

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC-5011)



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JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT

COC No. 328-P/2021 In W.P. No. 469-P/2018

Raham Akbar and others

Vs.

Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar and others

Date of hearing: **21.12.2021**
Petitioner(s) by: **Mr. I. Nawab Ali Noor, Advocate**
Respondent(s) by: **Syed Qasim Ali Shah, A.A.G.**



JUDGMENT

HAZ ANWAR, J. Through this judgment, we intend to decide the instant COC petition and COC bearing **No. 368-P/2021 In W.P. Petition No. 5761-P/2018** titled **"Gul Zarf and others Vs. Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar and others"**, since in both these cases, petitioners are seeking initiation of Contempt of Court proceedings against the respondents for not complying with/implementing the judgments and orders dated 06.11.2018 and 12.02.2020 passed in the subject writ petitions, which were allowed and disposed of.

2. Arguments heard and record perused.
3. Perusal of the record reveals that this Court has vide order dated 06.11.2018 disposed of the writ petition of the present petitioners with direction to the respondents to

AVEQ IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(SC 7517)

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JAVED IOBAL QULBELA
Advocate
Supreme Court of Pakistan
(ASG 2737)

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17 OCT 2021

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Judge

Chief Justice

Amended
18.11.2021

consider them for grant of selection grade, if they are found
entitled/eligible. In response to the notices issued in the
instant petitions, respondents have submitted the
implementation report/Notification dated 18.11.2021,
whereby, the case of the petitioners for grant of selection
grade was duly considered and they were declared as "not
entitled for the said award of selection grade". Copy of the
said Notification was duly conveyed vide letter dated
18.11.2021.
In view of the above when the order of this
Court has duly been complied with as such, no case for
consequent of Court is made out. In view thereof, this and the
connected OGC petition stand dismissed. Notices issued to
the respondents are hereby withdrawn.



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BEFORE THE PESHAWAR HIGH COURT PESHAWAR.

COC NO 167 OF 2022 IN W.P NO 459-P/2022

1. Raham Akbar, Head Master Retired GHS Babu al, Mardan.
2. Mir Salam Khan, SET, Voice Principle Retired GHS Rustam, District Mardan.
3. Muhammad Shafiq, SST Headmaster Retired GHS Bala Ghar, District Mardan.
4. Sher Zada, SST Retired GHSS no.1 Tangi District Charsada.
5. Abdur Rauf, Headmaster Retired GHS Shmoa I, District Mardan.
6. Ha Zrat Usman, Headmaster GHS Sarfara Killi, District Charsada.
7. Aman Ullah Khan, Headmaster Retired GHS Wargha Banda, District Karak.
8. Muhammad Farooq, Headmaster Retired GHS Sarati Killi, District Karak.
9. Nek Nawaz, Headmaster GHS Shikhan, District Kohat.
10. Eid Gul, SST Retired GHS Jata Ismail Khel, District Karak.
11. Muhammad Ajmal, SST Retired GHSS no.1 Tangi, District Charsada.
12. Sher Afazal, Headmaster Retired GHS Sarfara Killi, District Charsada.

JAVED IQBAL QULBELA
Advocate
Supreme Court of Pakistan
(ASCT 317)

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Deputy Registrar
26 APR 2022

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Peshawar High Court

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13. Mumtaz Khan, Headmaster Retired GHS Asmad Khel, Lakki Marwat.

14. Gulab Khan, Headmaster Retired GHS Lakki Marwat.

15. Muhammad Saleem, Principle Retired GHS no.1 Tangi District Charsada.

16. Mushtaq ur Rehman, Retired Headmaster GHS Ramorha District Dir Lower.

17. Muhammad Tayyab, Retired Headmaster GHS Batagram District Batagram.

18. Muhammad Younas, S.D.E.O Retired District Batagram.

19. Talib Ullah, Headmaster GHS Shamla District Batagram.

20. Iftekhar Uddin Chitral District Chitral.

----- Applicants/Petitioners)-----

VERSUS

1. Hafiz Dr. Muhammad Ibrahim Director (E. & SE) Department Near no.1 School Peshawar.

----- (Respondent)-----

PETITION UNDER ARTICLE 204 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN, 1973, SECTION 3 & 4 OF CONTEMPT OF COURT ACT, 1976 FOR INIATING CNTEMPT OF COURT PROCEEDING AGAINST THE RESPONDENTS.

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26 APR 2022

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Peshawar High Court

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan

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PESHAWAR HIGH COURT, PESHAWAR

FORM OF ORDER SHEET

Date of Order of Proceedings	Order on other Proceedings with Signature of Judge
1	2
ORDER 13.09.2022	COC No.167-P/2022 In COC No.328-P/2021 In Writ Petition No.469-P/2018
<p>Present: Mr. Javed Iqbal Gulbela, Advocate, for Raham Akbar etc., petitioners.</p> <p>Syed SIKandar Hayat Shah, Addl. AG, along with Mr. Muhammad Rizwan, Assistant Director (Legal), for the respondents.</p> <p>*****</p> <p>QAISER RASHID KHAN, CJ. The former seeks the withdrawal of the instant petition as he intends to challenge the Notification dated 18.11.2021 of the Director, Elementary & Secondary Education, Khyber Pakhtunkhwa whereby award of selection grade has been denied to the petitioners. Order accordingly.</p> <p>Announced 13.09.2022</p>	
<p style="text-align: right;"> CHIEF JUSTICE</p> <p style="text-align: right;"> JUDGE</p>	

(Sign) (D.O) Justice Qaiser Rashid Khan, CJ & Justice Syed Muhammad Aliqasim Shah, J

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
ASC # 3311

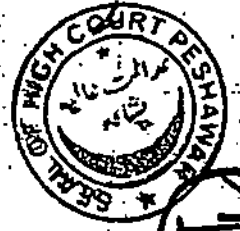
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EXAMINER
Peshawar High Court

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BEFORE THE PESHAWAR HIGH COURT PESHAWAR.

COC NO. 1631 OF 2022 IN WP NO. 5761-P/2019.

1. Gul Zarif, SST, Retired GHS Wardaga Charsada.
2. Saeed Ullah, SET, Retired H.M GHS Katan Balan Dir Upper.
3. Muhammad Nazir, Retired H.M GHS Mina Battan Dir Lower.
4. Shafr Ud Din, Retired H.M GHS Kharki Dheri, Malakand
5. Ali Akbar, Retired SST GHS Totall Bunner.
6. Jamroz Khan, late Rtd SST GHS Chengl Bunner through his son Mushtaq.
7. Sadrul Alam Rtd Headmaster GHS Dara Seral Shangla.
8. Ahmad Khalil, Headmaster Retired GHS Rehan Kot Dir Upper.
9. Sadiq Jan late, Headmaster GHS Dir Upper through his son Sami Ur Rehman.
10. FaZal Raziq, SST, Retired GHS Barikot Swat.
11. Noor zaman, SST Retired GHS Srai Bala Dir Lower.

.....Applicants/Petitioners).

VERSUS

1. Hafiz Dr Muhammad Ibrahim Director (E & SE) Department Near no.1 School Peshawar.

.....(Respondent).

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Deputy Registrar

26 APR 2022

FILED TODAY

Deputy Registrar

08 MAR 2022

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Peshawar High Court

JAVED IQBAL
Advocate
Supreme Court of Pakistan
(ASC # 5317)

JAVED IQBAL UMBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

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**PETITION UNDER ARTICLE 204 OF THE CONSTITUTION
OF ISLAMIC REPUBLIC OF PAKISTAN, 1973, SECTION 3
& 4 OF CONTEMPT OF COURT ACT, 1976 FOR
INATING CONTEMPT OF COURT PROCEEDING
AGAINST THE RESPONDENTS.**

Respectfully sheweth:

1. That the petitioners filed writ petition NO. 5761-P/2019 which was decided through order dated 12.2.2020.
Copy of the order as annexure A.
2. That after the same when respondents not honor the order of this Honorable court petitioner filed COC petition before this Honorable court, Copy of the COC petition as annexure B.
3. That respondent submitted comments mentioned the notification dated 18.11.2021, which is deliberately intentionally present wrong information which is no relevancy nor act upon over the order of this Honorable court. Copy of the notification dated 18.11.21 is annexure C.
4. That petitioners filed COC which was dispose of through order dated 22.12.21. Copy of the order as annexure D.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

FILED TODAY
Deputy Registrar
08 MAR 2022

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Peshawar High Court

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

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5. That in spite of the fact that more than two and half years been passed of the judgments of this Honorable court, applicants/petitioners approached so many time to respondents to act upon over the order / judgment accordingly but matter is there where it was.
6. That respondents after the judgment only constituted committees which is four in numbers of which till date no fruitful result is there.
7. That 1st committee was constituted on 3/4.19 same without any result the then 2nd was constituted on 13.6.19 whom present report on 5.11.19 same without further any action similarly 3rd committee and 4th one on 22.1.2021 which is till date only and lonely delaying tactics no more than this. Copies of relevant are annexure E.
8. That when double entree, wrong awarded dead persons are clearly mentioned, respondents even then not ready to honor the order of this Honorable court which is question mark before this Honorable court?. Copies of the Double entree, wrong awarded etc are annexure F.
9. That respondents deliberately, intentionally not honor the order of this Honorable court-reason best known to them.

JAVED IOBAL QULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

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Deputy Registrar
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EXAMINER
Peshawar High Court

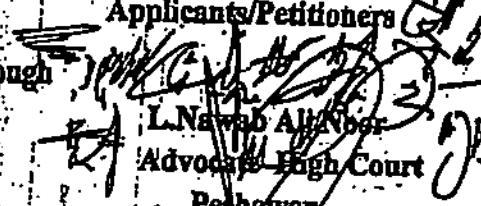
JAVED IOBAL QULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

10. That order of this honorable court is quite clear no ambiguity is there in spite of the same fact not act upon, not extend the said relief to respondents is day light contempt of this Honorable court.

11. That by disregarding, disrespecting the honorable order of this honorable court by respondents, thus respondents committed act contempt of court for which they deserve to be treated, proceeded in accordance with law and punish accordingly.

12. That respondents being civil servants duty bound to act over the order of this honorable court badly failed hence they deserve to be treated under the shadow of the contempt of court.

It is there most humbly prayed that on acceptance of this petition, this Honorable court may please to initiate appropriate proceeding under the law as mentioned in the heading of the petition & may proceed the respondents for, not awarding the relief as per judgment of this Honorable court.

Applicants/Petitioners
Through 
L. Nawab Ali Nisar
Advocate High Court
Peshawar
03469076945

Certificate Certified that no such like COC petition now pending before this Honorable court.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 53171)

FILED TO JAY
Deputy Registrar
08 MAR 2022

ATTESTED
EXAMINED
Peshawar High Court
JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 53171)

(79) (70) (H)

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BEFORE THE PESHAWAR HIGH COURT PESHAWAR.

COC NO 163 OF 2022 IN W.P NO. 5761-P/2019.

1. Gul Zarif, SST Retired GHS Wardaga, Charsada and others.
.....Applicants/Petitioners).

VERSUS

1. Hafiz Dr Muhammad Ibrahim Director (E & SE) Department
Near no.1 School Peshawar.
.....(Respondent).

AFFIDAVIT

I, Gul Zarif, SST Retired GHS Wardaga, Charsada
do solemnly affirm and declare on oath that the contents of the
accompanying COC are true and correct to the best of my knowledge
and belief and nothing been kept concealed from this Honorable
court.

Subscribed by
Gul Zarif
Deponent

Deponent

JAVED IQBAL QUREBELA
Advocate
Supreme Court of Pakistan
12 SC 53171
FAC No. 17101-032021-1
Cell No. 03929877155

ATTESTED
EXAMINER
Peshawar High Court

No. 2879
Certified that the above was verified on solemnly
affirmation before me in off.eg. this 26
day of April 2022 at Gul Zarif
s/o. Gul Zarif s/o. Charsada
who was living at Charsada
Who is present (Signature)
Oath Commissioner
Peshawar High Court Peshawar.
26/04/2022

FILED TODAY
Deputy Registrar
08 MAR 2022

JAVED IQBAL QUREBELA
Advocate
Supreme Court of Pakistan
(ASO # 53171)

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DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
KHYBER PAKHTUNKHWA PESHAWAR

NOTIFICATION

1. Whereas the petitioners namely Mr. Rahim Akbar, Rashid Mering, Jaid (SD) Ghosh and the following persons

in a collective petition filed on 06-07-2018 before the Hon'ble High Court, Peshawar with regard to their positions as teachers in the Government High School, Peshawar, and the respondents in the petition as the Government of Khyber Pakhtunkhwa and the petitioners for the selection grade and to grant the same selection grade to the petitioners if they are otherwise eligible for the said benefit after making proper corrections in the name and record.

2. And whereas, the Honorable Peshawar High Court, Peshawar decided the case of the petitioners vide judgment dated 03-11-2018, the operative part of the judgment read as reproduced in number

"Therefore, the petition with petition is dismissed on the terms that in event majority of the number of concerned employees retired employees before 31-12-2001, already employed by 31-12-2001 and majority of those employees who have taken to the job after the abolition/merger, had majority of of in service employees recruited/employed before 31-12-2001 then of those employees shall be promoted for selection grade of their counterparts for grade selection grade if they were otherwise eligible for the same."

3. And whereas, the matter is being pending in selection grade of the petitioners in the Government High School, Peshawar, dated 19-05-2004, based on the case of Deputy Director (General) Peshawar dated 19-05-2004, whereby it was held that the selection grade of the petitioners who were already employed by the Government of Khyber Pakhtunkhwa, Peshawar, shall be considered for the selection grade of their counterparts for grade selection grade if they were otherwise eligible for the same."

4. And whereas, the Govt of Pakistan Finance Division (Peshawar office) has issued the order dated 19-05-2004/19-05-2004/19-05-2004, whereby, the petitioners are directed to be considered for the selection grade of their counterparts for grade selection grade if they were otherwise eligible for the same."

5. Now whereas, the compliance of the judgment dated 03-11-2018, issued by the Honorable Peshawar High Court, Peshawar, regarding the selection grade of the petitioners is still pending in the Government of Khyber Pakhtunkhwa, Peshawar, and the petitioners are aggrieved by the inaction of the Government of Khyber Pakhtunkhwa, Peshawar, in this regard.

6. In view of the above facts and circumstances, the petitioners are entitled to be considered for the selection grade of their counterparts for grade selection grade if they were otherwise eligible for the same."

1. Mr. Javed Gulbela, Advocate, Supreme Court of Pakistan, (ASCP 5817)
2. Mr. Javed Gulbela, Advocate, Supreme Court of Pakistan, (ASCP 5817)
3. Mr. Javed Gulbela, Advocate, Supreme Court of Pakistan, (ASCP 5817)
4. Mr. Javed Gulbela, Advocate, Supreme Court of Pakistan, (ASCP 5817)
5. Mr. Javed Gulbela, Advocate, Supreme Court of Pakistan, (ASCP 5817)
6. Mr. Javed Gulbela, Advocate, Supreme Court of Pakistan, (ASCP 5817)
7. Mr. Javed Gulbela, Advocate, Supreme Court of Pakistan, (ASCP 5817)
8. Mr. Javed Gulbela, Advocate, Supreme Court of Pakistan, (ASCP 5817)

Secretary
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

Deputy Director (General)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

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JAVED GULBELA
Advocate
Supreme Court of Pakistan
(ASCP 5817)

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**BEFORE THE HONBLE PESHAWAR HIGH COURT
PESHAWAR.**

W.P. No. _____/2022

1. Raham Akbar SET Seniority No. 2308, Retired as Head Master GHS Ghala District Mardan.
2. Mir Salam Khan SET Seniority No. 2585, Retired as Vice Principal GHS Bustam, District Mardan.
3. Sher Zada SET Seniority No. 2212, Retired as SSS GHSS Bankhel District Swabi.
4. Abdur Rauf Shah SET having Seniority No. 2211, Retired as Head Master GHS Shamoza, District Mardan.
5. Hazrat Usman SET Seniority No. 2421, Retired as Head Master GHS Sarfaraz Kalli, District Mardan.
6. Aman Ullah Khan SET Seniority No. 2270, Retired as Head Master GHS Wargha Banda, District Karak.
7. Eid Gul SET Seniority No. 2286, Retired as SET GHS Jata Ismail Kheil, District Karak.
8. Ajmal Khan, SET Seniority No. 2572, Retired as Head Master GHS Gul Abad Tangi, District Charsadda.
9. Sher Afzal SET Seniority No. 2396, Retired as Head Master GHS Sur Kamar District Charsadda.
10. Muhammad Twayyeb SET Seniority No. 2894, Retired as Head Master GHS Batagram, District Batagram.
11. Muhammad Younas SET Seniority No. 2242, Retired as S.D.E.O Batagram District Batagram.
12. Talib Ullah SET Seniority No. 2358, Retired as Head Master GHS Shamlayee, District Batagram.
13. Saeed Ullah SET Seniority No. 2230, Retired as Head Master GHS Katan Balan, District Dir Lower.
14. Muhammad Nazir SET Seniority No. 2282, Retired as Head Master GHS Mina Battan District Dir Lower.
15. Shahir Ud Din SET Seniority No. 2288, Retired as Head Master GHS Kharki Dheri, Malakand.
16. Ali Akbar SET Seniority No. 2289, Retired as SET GHS Totalai District Buner.
17. Jamroz Khan (Jata) SET Seniority No. 2237, Retired as SET GHS Chengai, District Buner.
18. Sadrul Alam SET Seniority No. 2241, Retired as Head Master GHS Dara Serai District Shangla.
19. Ahmed Khalil SET Seniority No. 2286, Retired as Head Master GHS Rehan Kot District Dir Upper.
20. Fazal Rasid SET Seniority No. 2240, Retired as SET GHS Barikot District Swat.
21. Noor Zaman SET Seniority No. 2355, Retired as SET GHS Serai Bala, District Dir Lower.
22. Habib Shah SET Seniority No. 2299, Retired as Head Master GHS Shaheedan Wazir District Karak.
23. Abdul Qadim Shah SET Seniority No. 2868, Retired as Head Master GHS Kula Dand, District Peshawar.

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Petitioners

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Peshawar High Court

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC 2317)

WP4110-2022 RAHAM AKBAR VS STATE OF PUNJAB USB.pdf

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VERSUS

1. Chief Secretary Govt. of Khyber Pakhtunkhwa, at Civil Secretariat Peshawar.
 2. Secretary Elementary and Secondary Education Government of Khyber Pakhtunkhwa at Civil Secretariat Peshawar.
 3. Director Elementary and Secondary Education Department, Khyber Pakhtunkhwa Peshawar, near GHSS No.1 Peshawar City.
 4. Secretary Finance, Govt. of Khyber Pakhtunkhwa at Peshawar.
 5. Secretary Establishment, Govt. of Khyber Pakhtunkhwa at Peshawar
-Respondents.

PETITION UNDER ARTICLE 199 OF
CONSTITUTION OF THE ISLAMIC REPUBLIC OF
PAKISTAN, 1973.

Respectfully Sheweth:

1. That the petitioners are naturally born bonafide citizens of the Islamic Republic of Pakistan and hail from respectable families across the province.
2. That the grievances, the solace of which the Petitioners are seeking from this August Court, are multi-facet as the Petitioners being envisaged with repeated episodes and doses of sheer discrimination coupled with unfitted bureaucratic approach of the Respondents and unbridled and rain exercise of discretionary powers vested in Respondents.
3. That started with initial fact, the Petitioners are in fact serving and retired Headmasters, S.E.Ts, Principals, Vice-Principals and SETs/SSTs of the Department of Elementary & Secondary Education Khyber Pakhtunkhwa.
4. That the main epitome of the instant discourse is that back in the year 2008, a notification dated 26-12-2008 was issued whereby Selection Grade Award was granted to SET teachers into HPS-17. (Copy of the notification dated 26-12-2008 is annexed here as annexure "A")

JAVED IQBAL QULBELA
Advocate
Supreme Court of Pakistan
(SC 5277)

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5. That as per Rules and as per relevant criteria meant for the subject Selection Grade was that as a whole 1/3rd of the total strength of the "incumbents" were to be extended the fruits of Selection Grade. The mechanism as ordained in the ibid Notification was that this Selection Grade would be and was made applicable to the incumbents upon them on "Seniority" basis.
6. That in order to mechanize and made the scheme feasible and applicable, a meeting under the Chair of Secretary (E&SE) Department was held on 14-02-2007, wherein it was decided that 1/3rd or 33.33% of the incumbents would be placed in the Selection Grade, and for that purpose the Seniority list corrected up to 15.11.2000 was taken as a yardstick for determining the Seniority and placing 1/3rd out of them into Selection Grade. Besides the above the Chair was informed, rather it was held in the meeting Dated: 14-02-2007 that there are total number of SETs (male) Sanctioned Posts were 7532 on 30.06.2001, as a whole & amongst from them 243 teachers are to be elevated to the next Selection Grade. (Copy of Record of the minutes of meeting Dated: 14-02-2007 are annexed as annexure "B")
7. That the irony of the fate is that this seniority list of SETs pertaining to the year 2000-2001, which had unfortunately been made a basis for actualization of the scheme in hand, contained many loopholes, errors and wrong placements where against repeated requests were made that those loopholes be removed and thereafter 1/3rd out of it be given and extended the fruit ions of Selection Grades, but a loss and in vain.
8. That in fact, there are almost 869 names of teachers in the Total strength of 7532, on 30-06-2021 which are to be removed from it for the reasons that some teachers were promoted, double listed, plethora of others stood retired prior to 04-09-2001 i.e Date of circulation of Seniority list, many of them had already passed away and died prior to the cut off d rite and even then figured in the impugned Seniority list of 2000-2001, whose all numbers reached to 869 by accumulating

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Advocate
Supreme Court of Pakistan
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all categories of double listed, promoted, died fallows and retired ones. This un rectified Seniority list caused a havoc in the upcoming lives of the Petitioners as well as of all those teachers who were directly suffered and victimized just because of the omissions and negligence on part of the concerned offices of the Respondents.

9. That as stated above, this anomaly of still bearing the names of retired and dead fallows besides double figured ones, not only the Petitioners but as a whole many teachers suffered as in spite of 177 vacancies still vacant at that time were not filled up because of the a fore mentioned dilemma.

10. That the acts and omissions on part of the Respondents constrained the Petitioners to firstly approach the Provincial Services Tribunal for the redress of their grievances i.e. for rectification of Seniority list and grant of Selection Grade, but as the matter was not falling in the jurisdiction of the Honorable Services Tribunal, So the same was returned to the Petitioners vide order Dated: 14-12-2017.

11. That thus the Petitioners moved three different Writ Petitions bearing numbers W.P # 485-P/2018, W.P # 469-P/2018, & W.P # 5761-P/2019 for invoking the extraordinary Constitutional jurisdiction of this August Court. (Copies of the W.P # 485-P/2018, W.P # 469-P/2018, & W.P # 5761-P/2019 are annexed here as Annexures 'C, D & E' respectively).

12. That this Honorable Court was gracious enough by allowing the W.Ps of the Petitioners vide Judgments Dated: 28.03.2018, 06.11.2018 & 12-02-2020 respectively. (Copies of Judgments Dated: 06-11-2018, 12-02-2018 are annexed here as annexures 'F, G, & H' respectively).

13. That as the Respondents were reluctant to implement the reverend Orders & Judgments of this August Court and were actually flouting upon the same, which constrained the Petitioners to approach this August Court once again for initiating C.O.C proceedings against the

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JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 9317)

WP 4110-2022 RAHAM ANSAR VS STATE OF PUNJAB (SB-02)

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Respondents and for implementation of the Judgments of this August Court, by moving C.O.C Petitions bearing C.O.C # 828-P/2021 & S.O.C # 368-P/2021. (Copies of C.O.C # 828-P/2021 & 368-P/2021 are annexed here as annexures "I & J," respectively).

14. That upon moving C.O.Cs against the Respondents due to their adamant behavior, in order to evade the contempt proceedings if any, the Case of the Petitioners were decided by the Respondent department by turning it down and discarding the same vide the impugned Office Order/Notification Dated: 18-11-2021. Upon this the C.O.Cs Petitions of the Petitioners were dismissed vide Judgment & Order Dated: 22-12-2021. (Copy of the Judgment/Order Dated: 22-12-2021 is annexed here as annexure "K").

15. That there-after the Petitioners moved C.O.C # 167-P/2022 & 168-P/2022 before this Honorable Court, which were withdrawn by the Petitioners with permission to file a fresh Writ Petition by challenging the impugned Order/Notification Dated: 18-11-2021, as well. (Copies of C.O.C # 167-P/2022, C.O.C # 168-P/2022, Orders/Judgments Dated: 18-09-2022 and 27-09-2022 are annexed here as Annexures "L, M, N & O", which Impugned Notification at 18-11-2021 is annexed as "P").

16. That thus the Petitioners are approaching this August Court once again under extra ordinary jurisdiction for their respective Selection Grade, rectification of Seniority list and for setting aside and cancellation of the impugned order/notification Dated: 18.11.2021, upon the following grounds, inter alias:

Grounds:

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11 OCT 2022

A. That there exist no other expedient-cum-expeditious & adequate remedy available to the Petitioners, hence the instant petition under the extraordinary jurisdiction of this August Court.

B. That the petitioners are naturally born bonafide citizens of the Islamic Republic of Pakistan and are fully and equally, on equality

JAVED IQBAL QULBELA
Advocate
Supreme Court of Pakistan
(ACC-2022)

WP4110-2022 RAHAM ANBAR VS STATE OF PUNJAB

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basis, entitled to all basic and fundamental rights as enshrined in the fundamental law of the land, interpreted, guaranteed and enforced by the laws of the land and discrimination along with unfettered exercise of discriminatory powers by an authority or office is always been deplored, deprecated and depreciated by Superior Courts of the land.

- C. That it is the cherished principle of law, that where a thing is to be done in a particular manner, then that thing is to be done in that manner and not vice-versa.
- D. There where if at all the Seniority list of 2000-2001 was to be used as yardstick and threshold for the subject Selection Grade, then at least the same should have been made an undisputed document prior to and before to put it in use as a base camp of the subject Selection Grade, but a lass this is not the Case.
- E. That there exists no room in the law that a disputed Seniority List is to be made basis for any such like Selection Grade or up-gradation and particularly when the wrong entries are not only made disputed, but rather pointed out, but in spite of all that neither the names of Promotees, double figured, died and retired, i.e as a whole 869 teachers were removed from the list, nor 1/3rd of the S.E.Ts were extended Selection Grade after making necessary rectification in the impugned Seniority List.
- F. That because of the acts and omissions on part of the Respondents, the available vacant posts, even after extending the Scheme to many other teachers, there remained 399 posts vacant for no good reasons at all, and thus great injustice was matted out to the Petitioners.
- G. That it's the established norms of justice that one should not be victimized or made to suffer just because of omissions on part of the responsible Govt Officials, but here the picture is Volte-face.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC #317)

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H. That the most abominable aspect of the case of the Petitioners is that when the Writs Petitions were allowed by this August Court, and the Case was remitted to the concerned quarters for consideration, the same was turned down vide impugned Order/Notification Dated: 18-11-2021 in an illegal, unlawful and void manner.

I. That the impugned Notification Dated 18-11-2021 is thoroughly an illegal and void document for the reason that first of all the policy referred thereto is firstly pertaining to Federal Govt and extendable to Federal Departments. Secondly, if at all the impugned Notification Dated 2001 is taken as correct one, even then not only the Respondents ordered upgradation in 2008, but rather the Provincial as well as the Federal Govt. has repeatedly extended Selection Grades and move overs to different employees of different Departments, Above all, the instant disputed Case is also pertaining to the year 2008, which had taken place after 7 years of the Notification of 2001 of the Federal Govt. and this Selection Grade of 2008 too issued by and granted by the Provincial Govt. itself.

J. That even if at all the notification 2001 is taken as valid and lawful for all intents and purposes and the stance of the Respondent Department even if taken as correct one just for the sake of arguments, even then the Petitioners are fully entitled for their respective Selection Grade for the reason that the Petitioners are not seeking fresh notification for their upgradation, but rather seeking the implementation of Notification dated: 26-12-2008 in its true sense. The main crux of the case of the Petitioners is not for issuing any fresh policy or notification for Selection Grade, but rather is seeking the implementation of the notification in its true sense and have approached this Honorable Court that let it be implemented strictly as per minutes of meeting 14-09-2007 by Deputy Registrar extending the fruition of Selection Grade to 1/3rd of 7532 teachers which figure comes to 2511 teachers, but on the other hand only

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JAVED IQBAL
Advocate
Supreme Court of Pakistan
(ASC # 617)

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Peshawar High Court

2022 RAHAM ANSAR VS STATE OF PUNJAB

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roughly 2111 were given Selection Grade while the rest were deprived for no reasons at all. The case of the Petitioners is that firstly the wrongly placed 869 names are to be removed from the seniority list pertaining to the year 2001 and there after the Scheme of Selection Grade is to be applied. But on the other hand the Respondents adhered to their policy of pick & choose which cost havoc in the careers of the Petitioners and so many other their colleagues. So, if this notification Dated 26-12-2008 had been implemented in its spirit, the Petitioners would have never approached, nor have ever knocked the doors of this August Court, as not only the Petitioners but all other their eligible colleagues would have been placed in their respective Selection Grade, more than 14 years ago.

K. That by saying so, the Petitioners are not agitating for anything new, but rather seeking the implementation of their accrued rights in the light of Notification Dated: 26-12-2008, So, under no canon of law the notification Dated: 18-11-2021 can be justified at all.

L. That from every angle not only the impugned notification Dated: 18-11-2021 is a nullity in the eyes of law, but as well as, the Petitioners are fully entitled for their Selection Grade under the notification Dated: 26-12-2008, with all back benefits since then.

M. That the Petitioners had earlier filed Petitions before this August Court which were withdrawn with permissions to file the instant fresh one.

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11 OCT 2022

N. That any other ground not raised here may graciously be allowed to be raised at the time of arguments.

It is, therefore, most humbly prayed that an acceptance of the instant petition, the impugned implementation report/Notification No.1189-48/File No.SST (M) Selection Grade Dated:18-11-2021 of the office of the Director Elementary and Secondary Education Department Khyber Pakhtunkhwa, may very graciously be declared

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 331)

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Peshawar High Court

as void and ultra vires and be set aside and cancelled and by doing so the Petitioners be declared as fully entitled for the subject Selection Grade in the light of the Notification Dated 26-12-2003 of the office of Secretary (Basic) Department (PK) and be extended the fruits of Selection Grade to the Petitioners with all back benefits since the Date from which Selection Grade in question has been extended and granted to the colleagues of the petitioners or any other date when the first Notification of Selection Grade under Notification Dated 26-12-2003 was issued, with all back benefits.

It is further prayed that Notification Dated 26-12-2003 and minutes of meeting Dated 14-02-2007 be directed to be implemented in its true spirit, after rectifying the Sanitary List of S.R. 19 2004-2001 by removing the names of 869 teachers from it being double figured or being the names of either promoted, retired or dead teachers etc.

Any other relief not specifically asked for may also very graciously be extended in favour of the Petitioners in the circumstances of the Case.

Dated: 08-10-2022

Through
 Petitioners
 Javed Iqbal Gubela
 ASC

NOTE:-

The petitioners had earlier filed their respective writ petitions, which were allowed by the Honble court, where after COCs were moved but as the matters of the petitioners had been sent to department for consideration, which upon alleged consideration were turned down, so the petitioners sought permission from this Honble court to file fresh writ petition, hence the instant petition.

LAW BOOKS-

Constitution of Islamic Republic of Pakistan, 1973.
 Case Law according to need.

Advocate
 Advocate

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 EXAMINER
 General High Court

JAVED IQBAL GUBEELA
 Advocate
 Supreme Court of Pakistan
 (Age 49/31/17)

WP4110-2022 PAK/01-NGAR VS STATE OF PAKISTAN DESP

IN THE HONBLE PESHAWAR HIGH COURT PESHAWAR

W.P No. /2022

Petitioner
Raham Akbar

VERSUS

The Govt. of KPK & others
Respondents

AFFIDAVIT

I, Raham Akbar S/o Mr. Haider R/o Abdal, Babuzai Aba
Khel, Tehsil & District Mardan, do hereby solemnly affirm
and declare that the contents of the accompanying writ
petition true and correct to the best of my knowledge and
belief and nothing has been concealed from this Honble
Court.

DEPONENT

[Signature]

CNIC # 15101-1205569-3

Cell # 0345927188

Identified By: *[Signature]*

JAVED IOBAL GULBERIA
ASC, Peshawar

CERTIFIED TO BE TRUE COPY
EXAMINER
Peshawar High Court, Peshawar
Authorized Under Section 8 of
the Oath and Affidavit Act 1984
05 OCT 2022

JAVED IOBAL GULBERIA
Advocate
Sindh High Court
Peshawar
Pakistani

FILED TODAY
Deputy Registrar
11 OCT 2022

WP4110222 RAHAM AKBAR VS STATE OF POKISTAN (S) (P)

Certified that the contents of this
affidavit are true and correct to the
best of my knowledge and belief
day of OCT 2022
at Peshawar
Witness my hand and seal
06/10/2022

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Am-2

JUDGMENT SHEET
PESHAWAR HIGH COURT, PESHAWAR
JUDICIAL DEPARTMENT

W.P. No-4110-P/2022

Raham Akbar and others

Vs.

Chief Secretary, Government of Khyber
Pakhtunkhwa, Peshawar and others



Date of hearing: 01.10.2024
For Petitioner(s): Mr. Javed Iqbal Gulbela, Advocate.
For Respondent(s): Mr. Adnan Ali, AAG.

JUDGMENT

IJAZ ANWAR, J. This writ petition is filed under Article

199 of the Constitution of Islamic Republic of Pakistan, 1973.

with the following prayer:-

"It is, therefore, most humbly prayed that on acceptance of the instant writ petition, the impugned implementation report/Notification No.1138-43/File No.SST (M) Selection Grade dated 18.11.2021 of the office of the Director, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, may graciously be declared as void and ultra vires and be set aside and cancelled and by doing so, the petitioners be declared as fully entitled for the subject Selection Grade in the light of the Notification dated 26.11.2008 of the office of the Secretary (R&SE) Department, KPK and be extended the fructification of Selection grade to the petitioners with all back benefits since the date from which the Selection Grade in question has been extended and granted to the colleagues of the petitioners or any other date when the first Notification of Selection Grade under Notification dated 23.12.2008 was issued, with all back benefits.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
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Peshawar High Court

It is further prayed that Notification dated 26.12.2008 and minutes of meeting dated 14.02.2007 be directed to be implemented in its true spirit, after rectifying the seniority list of S.E.Ts. 2000-2001 by removing the names of 869 teachers from its, being double figured or being the names of either promoted, retired and dead teachers etc.

Any other relief, not specifically asked for, may also very graciously be extended in favour of the petitioners in the circumstances of the case".

2. Comments were called from the respondents, who submitted the same accordingly, wherein, they opposed the issuance of desired writ asked for by the petitioners.

3. Arguments heard. Record perused.

4. It appears that petitioners have earlier approached the Khyber Pakhtunkhwa Service Tribunal, however, their Service Appeals were dismissed vide consolidated judgment dated 14.12.2017, holding that Selection Grade amounts to upgradation and has relied upon the judgments of the Hon'ble Supreme Court of Pakistan passed in the cases titled "Federal Public Service Commission through Secretary Vs. Anwar-Ul-Haq (Private Secretary), Islamabad and others (2017 SCMR 890) and Regional Commissioner Income Tax, Northern Region, Islamabad and another Vs. Syed Munwar Ali and others (2016 SCMR 859)". The appeals were, therefore, returned to the petitioners for seeking redressal before the proper forum. Instead of questioning the said judgment before the Hon'ble

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 637)

ATTESTED
EXAMINER
Peshwar High Court

ATTESTED
EXAMINER
Federal High Court

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(MAC-2017)

Supreme Court of Pakistan, the petitioners have approached this Court by writ petition. Initially, this Court vide order dated 06.11.2018 held that the cases of the petitioners be considered for entitlement of their Selection Grade in accordance with law. In compliance of the order of this Court, the Department duly considered the cases of the petitioners, however, rejected the same vide Notification dated 18.11.2021 on the ground that the scheme of Selection Grade was discontinued through Office Memorandum dated 01.09.2001, besides, it was also held that the balance quota of Selection Grade has already been utilized and there is no quota of Selection Grade as per available record. Again this writ petition has been filed by the petitioners on the basis of a Committee's decision dated 13.03.2021, according to which, still their cases for promotion can be considered, while according to the learned AAG, representing the Provincial Government, at this stage, the cases of the petitioners cannot be considered particularly when in the year, 2008, the grant or otherwise of the Selection Grade has been discontinued. Besides, according to him, at the relevant time, there was no quota for Selection Grade and the same has already been exhausted. Since the order/direction of this Court has already been complied with by the respondent-Department and the cases of the petitioners have been considered and a speaking order has been issued, now impugned in this writ petition, as such, we are of the view that the petitioners have got a final

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order in the matter and such matter cannot be decided in the constitutional jurisdiction of this Court.

6. We when asked learned counsel representing the petitioners to refer to the seniority list prevailing prior to the year, 2008, he referred to the seniority list, placed on file, however, could not point out that how many officers have got their Selection Grade at the time when the grant of Selection Grade was in the field. Such factual controversy, thus, cannot be resolved in the constitutional jurisdiction of this Court. We are of the view that for the resolution of such factual controversy/dispute, petitioners should approach the Khyber Pakhtunkhwa Service Tribunal. The judgment of the Hon'ble Khyber Pakhtunkhwa Service Tribunal dated 14.12.2017, returning Service Appeals to the petitioners, could not be considered as a hurdle while hearing their appeals.

7. For what has been discussed above, this writ petition is disposed of. The petitioners are, however, at liberty to avail the remedies provided to them under the law by approaching the proper forum, if they are so advised.

Announced
Dt:01.10.2024

Senior
Puisne Judge

Judge

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5/17)

(05) Hon'ble Mr. Justice Ijaz Ahmad and Hon'ble Mr. Justice Syed Arshad Ali

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EXAMINER
Peshawar High Court, Peshawar
Authorized Under Article 8-7 of
the Qanoon-e-Shahadat Act 1984
05 OCT 2024

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To: The Deputy Director (Establishment)
Directorate of E&SE, Khyber Pakhtunkhwa
Peshawar

Subject: **REPORT OF THE COMMITTEE CONSTITUTED FOR SCRUTINY OF DOCUMENTS PERTAINING TO THE AWARD OF SELECTION GRADE TO SST B-17**

Message: Kindly refer to your Notification Endst: No. 390-93 dated 13-06-2019 whereby the following Committee was constituted for scrutiny of documents pertaining to the award of selection grade to SST B-17 in the light of the judgment of Honorable High Court Peshawar in different writ petition:

1. Mr. Mian Muhammad Arif, Deputy Director Local Directorate (Chairman)
2. Mr. Ziaur Rehman, Assistant Director Local Directorate (Member)
3. Mr. Muhammad Sobail, Assistant Director Local Directorate (Member)

As per the Court Judgment vide dated 28-03-2018 and 06-11-2018, the Committee arranged a number of meetings on various dates on the above subject agenda. Details of SSTs Departmental Promotees, direct selectees (By Public Service Commission), Retired, Pro-Mature retired, double entries and died before 30-11-2001 from the seniority list of SSTs teachers corrected up to 15-11-2000 vide Directorate of Secondary Education Khyber Pakhtunkhwa Peshawar Endst: No. 3199-3233/A-88/Seniority List dated Peshawar 29-08-2001.

Detail of the correction up to 30-11-2001 is given below:

1. Departmental Promotees	661
2. Direct Selectees to HM/SS and B-18	104
3. Retired from service before 30-11-2001	92
4. Pro-mature retired	2
5. Double entry in the seniority list	7
6. Died before 30-11-2001	3
Total...	869

It is therefore proposed that the above mentioned numbers may be excluded from the seniority list and as per the judgment of the Honorable Peshawar High Court Peshawar, the eligible among the petitioners SSTs may be awarded Selection Grade.

All the necessary documents are hereby attached for ready reference.

Ziaur Rehman
Mr. Ziaur Rehman
Assistant Director
Local Directorate
(Member)

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Arif
Mr. Mian Muhammad Arif
Deputy Director
Local Directorate
(Chairman)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(SC 2517)

Muhammad Sobail
Mr. Muhammad Sobail
Assistant Director
Local Directorate
(Member)

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OFFICE OF THE PRINCIPAL GOVERNMENT SHEHEED HUSSAIN ALI SHAH
HIGHER SECONDARY SCHOOL NO.3 PESHAWAR CITY

To
The Director BASE,
Khyber Pakhtunkhwa, Peshawar

Subject- **CHECKING OF THE RECORD**

Introduction / Background of the case

(A)
The committee received the enquiry containing Enq No. 368/99 dated 22/01/2021 & 02/02/2021 regarding the award of selection grade to SST BES-16 up to the era of 30/11/2001 in compliance with the direction of Honourable Peshawar High Court by Writ Petition No. 435/P/2018 decision issued on 28/03/2018 & 469/P/2018.

The committee was assigned the task of rechecking the working papers of previous committees to the accomplishment of the task.

In keeping TCs in view, the committee arranged the following meetings with the State holders, the details follows:-

1. The committee members arranged meeting held on Feb 2, 2021 and discussed various issues regarding the case.
2. Second meeting was held on Feb 3, 2021 with dealing Assistant in Directorate BASE for providing relevant documents. The concern Assistant requested few days for providing relevant record.
3. Relevant record regarding the enquiry was received on Feb 5, 2021.
4. The committee members conducted four meetings to check the record thoroughly on 07/02/2021 to 11/02/2021.
5. On 14.02.2021 meeting of the committee members was held with Additional Director, Deputy Director and Assistant Director and discussed the case through various angles.
6. On Monday, Feb 15, 2021 meeting was held with the petitioner and discussed the same in detail.

MAJED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC 4317)

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7. Two days meeting of Committee Members were held on 15-16/02/2021.

List of Documents Checked by the Committee

(B)

- 1) Final seniority list of SBTs (male) No.3199-3223/A-68/S. List Dated Peshawar 29-08-2001
- 2) WP No 435/P-2008
- 3) WP No 469/P-2018 /FUs
- 4) Unadjusted seniority list of SBTs Before 30-11-01 corrected up-to 15-11-2001 in light of FHC Decision W.P. No 469/18
- 5) Final Seniority list of SBTs of Education Department (male) corrected up-to 15-12-1989
- 6) Report of the committee constituted for scrutiny of documents pertaining to award of selection grade to SSTs BS-17 (WP-435/P/2008 and 469/18)
- 7) Minutes of DPC meeting held on 25-08-2004
- 8) File that contains list of department promoters, Direct Selectees, Retired SSTs, Pre-mature retirement, Died Before 30-11-2001, Double entry of SBTs.
- 9) Minutes of DPC held on 29-11-2008
- 10) Minutes & notification of 208 selection grade awardees No. 4932-39/A-14/S/Grade/SBTs dated 03-04-2007

Departmental Statistics

- ◆ According to Director RASE office on 30-06-2001 total sanctioned strength of SBTs in Districts and Agencies/FUs were= 7532 (6584+948)
- ◆ Quota for award of Selection Grade @33%=2486
- ◆ Selection Grade already awarded =2193
- ◆ Vacancies/ Quota availability for Selection Grade = 293
- ◆ A DPC meeting held on 28-08-2004, selection Grad was awarded to 84 eligible SBTs on 11-10-2004(Annex-B)
- ◆ A DPC was held for the award of SG of SBTs on 03-04-2007 and SG was awarded to 208 SBTs (Annex-C)
- ◆ Another DPC was held for the award of SG on 09-04-2008 and awarded SG to 07 SBTs (Annex-D)

(Annex-A)

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IRVAD IQBAL GULBELA
 Advocate
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 (ASC #537)

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♦ A DPC meeting held on 29-11-2008 and awarded SG to 16 SETs (Annex-E)

Tabular Form

The above mentioned points are displayed in Tabular form below

S.No.			
	Total No. of Sanctioned posts of SETs on 30-06-2001	7532	
	Quota for award of Selection Grade @33%	2486	
	Selection Grade already awarded (30-06-2001)	2193	
	Quota available for Selection Grade	293	Remaining Position
	Selection Grade awarded on 28-08-2004	34	259
	Selection Grade awarded on 14-02-2007	208	51
	Selection Grade awarded on 09-04-2008	7	44
	Selection Grade awarded on 29-11-2008	15	28

The above mentioned figured depicts that only 28 posts for selection grade are available in comparison to the total no. of sanctioned posts of SETs on 30-06-2001 which is 7532.

Petitioners' Stance

According to petitioner's statement that the Court has clearly directed that the "Final seniority list, the name (s) retired employees before 30-11-2001, already promoted employees to BPS-23 as well as names of these employees who figure twice in list shall be deleted/omitted and seniority list of in service employees rectified/updated, accordingly. Case of the petitioners shall be processed for consideration of their entitlement for grant of selection grade if they were otherwise found eligible for the same."

On the direction of the Peshwar High court Decision, Director B&E constituted a scrutiny committee comprising of- (Annex-F)

1. Mr. Muz Muhammad Arif, Deputy Director Local Directorate as a Chairman.
2. Mr. Zia-ur-Rahman Assistant Director as a Member.
3. Muhammad Sohail Assistant Director as a Member.

Vide notification No. 2490-93 dated 13-06-2013. They scrutinized final seniority list of SETs bearing No. 3199-3233/A-88/Seniority list dated 29-08-2001.

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Which shows that 669 departmental promoters /Direct Selectees /retired /pre-mature retired /Double entries and Died before 30-11-2001 were removed from seniority list (Annex-G).

Consequent upon an updated seniority list (unpublished/un-notified) was prepared by the concerned section in the light of Writ Petition 669/18(Annex-H).

The above findings are shown in tabular form as follows:-

Facts and Figures		
1	Total Strength of SRTs on 30-06-2001 (Annex-A)	7532
2	33% of 7532 (Annex-A)	2485
3	Correction up to 30-11-2001 (Annex-F)	
	I. Department promoters =661	
	II. Direct Selectees to HM/SS& BPS-18 =104	
	III. Retired before 30-11-2001 =92	
	IV. Pre-mature Retired =02	
	V. Double Entry in S. List =07	
	VI. Died Before 30-11-2001 =03	
	Total =869	
	Awarded up to 30-06-2001 (Annex-A)	2193
	Net after removal of 869	2193
	Awardees on 30-06-2001	869
		=1324
	Post available for selection grade, on 30-06-2001	2485
		1324
		=1161
	Awarded after 30-06-2001 (Annex - B,C,D,E)	265
	Left to be filled on 30-01-2001	897

Conclusion:

The committee verified and checked thoroughly documents listed given above.

Committee also checked and verified the report given by the previous committees and came to the conclusion:-

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Supreme Court of Pakistan
(ASC # 17)

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- a) In the light of departmental stance on of the W.P.35/2018 falls in selection grade zone. However the petitioners of W.P. No.469/2018 all falls in the selection grade zone except petitioners No.2 Mir Alam Khan & No.20 Malik Anam for verification Annex-G can be used.
- b) In the light of Peshawar High Court decision all of the petitioners of W.P.No.435/P-2018 and W.P.469/P-2018 fall in the selection grade zone. (Annex-H) can be used for verification.
- c) (Annex-I) shows both court decisions and their seniority numbers in New or rectified seniority list (Annex-H) and old seniority list (Annex-G).

1. PARVEZ IQBAL (PRINCIPAL BPS-15)
GHSS NO.3 PESHAWAR CITY
(Chairman)

2. Amir Muhammad (PRINCIPAL/SS BPS-18)
GHSS Toba Chitra Dir (Member)
(Member)

3. Mr. Aziz Ur Rahman (PRINCIPAL BPS-18)
GHSS Lachi Kohat
(Member)

4. Mr. Abdul Karim (ADEO Primary Educ BPS-16)
DEO (M) Peshawar
(Member)

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Advocate
Supreme Court of Pakistan
(AUC # 017)

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(A).Detail of Notifications, regarding Award of Selection Grade B.17, Wef; (23.12.1992 to 17.09.2009) notified according to Seniority list No. (01-to-2223) Listed & non listed related to the final Integrated Seniority List Corrected up-to 15.11.2000, issued on 29.8.2001.

S.No.	Notifications of Award of Selection Grade with numbers & Dates according to Seniority List as mentioned above, (All Copies attached).	Total No. of SETs - S/Grade Awarded
1.	Selection Grade B.17 Awarded to SETs B. 15 Vide Notification No.7173-7477/A-24/SET/ S.Grade, Dated 23.12.1992, According to Seniority List (2000-2001), from Seniority No. 01 to 301. Total =252.	252
2.	Selection Grade B.17 Awarded to SETs B.15 Vide Notification; No.2725-3061/A-14/SET/ S.Grade, Dated 15.03.1993. According to S./List from S/No.302 to 560, Total = 279.	279
3.	Selection Grade B.17 Awarded to SETs B.15, Vide Notification No.5239-5583/A-14/SET/ S.Grade. Dated 22.03.1993. According to S/List, from S/No.561 to 822 Total = 271.	271
4.	Selection Grade B.17 Awarded to SETs B.15; (Upgraded to B.16)Vide Notification No.1841-2000/A-14/ S.Grade/93-94/Vol- 1, Dated: 14.07.1994. Awarded to SET According to Seniority List, from S/No. 823 to 945, Total= 132.	132
5.	Vide Notification No.50(S)1-7/94, Dated. 05.03.1995, Selection Grade B.17 Awarded to SETs B.16wef; the Dates noted against each According to Seniority List, from S/No.946 to 1176, Total=244.	244
6.	Selection Grade B.17 Awarded to SETs B.16, Vide Notification; No.50(S)1-7/97, Dated. 01.01.1998. According to Seniority List from S.No.1177 to 1573, Total =334	334
7.	Selection Grade B.17 Awarded to SETs B.16, Vide Notification No.50(S)1-7/97- JehanZeh, Dated 06.01.1999. Total Left over SETs =61.	61
8.	Selection Grade B. 17 Awarded to SETs B.16, Vide Notification No. 1496-1825/1-14/SET/ S.Grade/2000, Dated. 17.04.2000. According to Seniority List from S/No.1574 to 1896, Total = 273.	273
9.	Selection Grade B.17 Awarded to SETs B.16, Vide Notification No. 1496-1825, Dated. 11.10.2004. In the DPC Meeting held on 25.08.2004, according to Seniority List from S/No.1894 to 1935, Total = 34.	34
10.	Selection Grade B.17 Awarded to SETs B.16, Vide Notification No.4937-59/A-14/S.Grade, Dated. 30.04.2007, in the DPC Meeting held on 14.02.2007, according to Seniority list, from S/No.1936 to 2203 Total = 208.	208
11.	Selection Grade B.17 Awarded To SETs B.16, Vide Notification No.1335-55/A-14/SET (Tech) S/G, Dated 16.01.2008. Total =56.	56
12.	Selection Grade B.17 Awarded to SETs B.16, Vide Notification No.7244-50/A-14/S.Grade/SET (M), Dated. 29.05.2008, in the DPC meeting held on 09.04.2008, According to Seniority List, Total=07. (Left over SETs).	07
13.	Selection Grade B.17 Awarded to SETs B.16, Vide, Notification No.50(PE)2-6/ E&SE /DPC/ SET/Selection Grade(BS-16 to BS-17)/08, Dated, 26.12.2008, According to their Seniority from S/No.2204 to 2223, Total=16.	16
14.	Selection Grade B.17 Awarded to SETs (Tech) Vide Notification No. 50(PE)2-6/E&SE/DPC Meeting/09; Dated 17.9.2009. Total=07.	07
G.Total	Grand Total SETs Selection Grade B.17(Awardees among 7532 Total sanctioned SET posts in Khyber Pakhtunkhwa up to 30.06.2001=2174 instead of 2510.	2174
NOTE	According to above all the mentioned Selection Graded SETs, existing in the Seniority List 2000-2001 issued on 29.08.2001 from Seniority No.28 to 2223. Are =	2111

all 2001

MAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan

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بخدمت جناب سیکرٹری صاحب ایلیمنٹری اینڈ سیکنڈری ایجوکیشن خیبر پختونخوا ایشاد
عنوان: Double Enlisted, Died, Retired & Promoted
سلیکشن گریڈ کے حامل SET's (مردانہ) کی جگہ پر مزید حقدار SET's کو سلیکشن گریڈ اہل قرار دیا۔

جناب عالی

میں ہے کہ بحوالہ سیریل List 3199-3233/A-88/S پشاور سروس از سیریل نمبر 1 مورخہ 14/09/1974 تا سیریل نمبر 7279 مورخہ 12/07/1999 جناب ڈائریکٹر ایلیمنٹری اینڈ سیکنڈری ایجوکیشن صوبہ خیبر پختونخوا ایشاد کے شانہ شدہ SET سیاری لیٹ کے مطابق سلیکشن گریڈ کے بارے چند گزارشات پیش کی جاتی ہیں۔
(1) محکمہ تعلیم کی جانب سے سیکرٹری ایلیمنٹری اینڈ سیکنڈری ایجوکیشن صوبہ خیبر پختونخوا کی سرپرستی میں مورخہ 14/02/2007 کو سلیکشن گریڈ کے لئے مستفادہ اجلاس میں 30/06/2001 تک صوبہ بھر میں اضلاع اور ایجنسیوں کی سطح پر منظور شدہ SET's (مردانہ) پوسٹوں کی کل تعداد 7532 تھی جن میں 1243 اساتذہ سلیکشن گریڈ کے حقدار تھے۔
(2) 33 فیصد کے حساب سے 29/08/2001 کو جاری کردہ فائنل لیٹ کے مطابق سیاری نمبر 2223 (سسی ظہور احمد) کو سلیکشن گریڈ سکیل 17 اہل قرار دیا گیا ہے۔

(3) مذکورہ سیاری لیٹ میں پانچ ایسے SET's کے نام بھی ہیں جو Double Enlisted ہیں۔
(4) مذکورہ سیاری لیٹ میں پانچ ایسے SET's کے نام شامل ہیں جو وفات پا چکے ہیں۔
(5) مذکورہ سلیکشن گریڈ کے حامل 91 SET's 30/11/2001 سے قبل ریٹائرڈ ہو چکے ہیں۔
(6) مذکورہ سیاری لیٹ میں گریڈ پانک سروس کمیشن کے ذریعے ریٹائر سکیل 17 یا 18 میں پرومٹ ہو چکے ہیں جن کی کل تعداد 177 تھی ہے۔
(7) سلیکشن گریڈ کے مطابق مزید 177 اساتذہ 30/11/2001 تک سلیکشن گریڈ سکیل نمبر 17 کے حقدار ہیں جن میں سے کئی کا سیاری نمبر ہے۔

یاد رہے کہ 30/11/2001 تک موجود SET's کی پوسٹوں پر 33% کے حساب سے SET's کو سلیکشن گریڈ سکیل نمبر 17 لے گا تاہم 30/11/2001 تک اگر سلیکشن گریڈ کے حامل کوئی SET وفات پا جائے یا ریٹائرڈ ہو جائے یا ریٹائر سکیل نمبر 17 یا 18 میں پرومٹ ہو جائے تو اس کی جگہ پر سیاری لیٹ کے مطابق اگلے حقدار کو اسی تاریخ سے سلیکشن گریڈ اہل قرار دیا جائے گا۔ لہذا مسائل کو قواعد کے مطابق سلیکشن گریڈ اہل قرار دینے کے احکامات صادر کئے جائیں۔ شکریہ

(العارض)

محمد رفیق
دستخط

پہرے مطابق سابق سیاری لیٹ کے حقدار کو سلیکشن گریڈ سکیل نمبر 17 پر سلیکشن گریڈ اہل قرار دیا جائے۔

(پرانا) سیاری لیٹ نمبر 2396
موجودہ: سیاری لیٹ نمبر 2396

تاریخ: 29/7/2012

وکالت نامہ

عدالت: سروس ٹرائبونیل

شیر افضل بنام حکومت

منجانب ایپلنٹ دعویٰ سروس اپیل

تاریخ 24/10/2024

باہت محترم حریز آنکھہ مقدمہ مندرجہ بالا عنوان اپنی طرف سے واسطے پیروی و جوابدہی

بمقام پشاور کیلئے جاوید اقبال گل بیلہ ایڈووکیٹ سپریم کورٹ آف پاکستان

کو بدیں شرط وکیل مقرر کیا ہے۔ کہ میں ہر پیشی کا کوڈ یا بزیہ مختار خاص رد برو عدالت حاضر ہوتا رہوں گا۔ اور بوقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر دالت کروں گا، اگر پیشی پر من مظہر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہونگے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کی کسی اور جگہ یا کچہری کے مقررہ اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہونگے۔ اگر مقدمہ علاوہ صدر مقام کچہری کے کسی اور جگہ سماعت ہونے یا بروز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے پر من مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختار نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہونگے۔ مجھے کوکل پر داخہ صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور صاحب کو عرضی دعویٰ و جواب دعویٰ اور درخواست جرائے ڈگری و نظر ثانی اپیل و مگرانی ہر قسم کی درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرنے اور ہر قسم کے روپیہ وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور سپرد و مالشی و راضی نامہ فیصلہ پر خلاف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یا کٹرفر درخواست حکم انتہائی یا ترقی یا گرفتاری قبل از اجراء ڈگری بھی موصوف کو بشرط ادائیگی علیحدہ مختار نہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا اس کے کسی جزوی کارروائی کے واسطے یا بصورت اپیل، اپیل کے واسطے دوسرے وکیل یا ہیر مشر کو بجائے اپنے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کے ہر امر دہی اور ویسے ہی اختیارات حاصل ہونگے جیسے کے صاحب موصوف کو حاصل ہیں۔ اور دوران مقدمہ میں جو کچھ ہر جانہ التواء پڑے گا۔ اور صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا مختار نامہ لکھ دیا کہ سندر ہے۔

24/10/2024

موزعہ

مضمون مختار نامہ لکھ لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

شیر افضل

منجانب ایپلنٹ دعویٰ سروس اپیل