


FORM OF ORDER SHEET

Court of _____

Appeal No. 2484/2024

| 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. Eid Gul presented 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> |

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL

PESHAWAR

Service Appeal No 2484 /2024

Eid Gul

VERSUS

Government of Khyber Pakhtunkhwa

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Dated: 12-11-2024


Appellant.

Through

Javed Iqbal Gulbela
Advocate, Supreme Court, Pakistan

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

①

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Service Appeal No 2484/2024

Eid Gul, SET Seniority No. 2286, Retired Head Master, Education Department
Khyber Pakhtunkhwa.

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 t.l.e 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.

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Service Appeal No _____/2024

Eid Gul, SET Seniority No. 2286, Retired Head Master, Education Department
Khyber Pakhtunkhwa.

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.

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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.

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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.
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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.
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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.

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 order & 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 an 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

(6)

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.

- 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.

(8)

- 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: 12-11-2024

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

Through

Appellant
Saghir Iqbal Gurbela
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.

Advocate

(9)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Service Appeal No _____/2024

Eid Gul

VERSUS

Government of Khyber Pakhtunkhwa

AFFIDAVIT

I, Eid Gul, SET Seniority No. 2286, Retired Head Master, Education Department Khyber Pakhtunkhwa, 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.



Deponent

CNIC:

Cell No.

Identified by

Javed Iqbal Gulbela
Advocate Supreme Court
Pakistan.

(10)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Service Appeal No _____ /2024

Eid Gul

VERSUS

Government of Khyber Pakhtunkhwa

ADDRESSES OF PARTIES

Appellant

Eid Gul, SET Seniority No. 2286, Retired Head Master, Education Department
Khyber Pakhtunkhwa.

RESPONDENTS

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.

Dated: 12-11-2024


Appellant

Through

Javed Iqbal Gulbela
Advocate, Supreme Court,
Pakistan,



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

NOTIFICATION

Peshawar, Dated: 28-12-2008

No. SO(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:-

| Sr. | NAME & DESIGNATION OF OFFICERS | PLACE OF POSTING |
|-----|--------------------------------|--------------------------------------|
| 1 | Mr. Azizullah Khan SET. | Govt Middle School Spin Kamar (SWA) |
| 2 | Mr. Khairullah Khao SET. | GCMHS Peshawar Cantt. |
| 3 | Mr. Farid Nawaz SET. | ADO (Male) Primary Bannu. |
| 4 | Mr. Hanifullah SET. | GCMHS Peshawar Cityl |
| 5 | Mr. Muhammad Shuaib, SET. | GHSS Bilitang Kohat. |
| 6 | Mr. Hairter Ali Khan SET. | GHS Tallar Khel, Karak. |
| 7 | Mr. Fazal Muhammad SET. | GHS Sawal Dher Mardan. |
| 8 | Mr. Iqbal Hussain SET. | GHS Jhangira Swabi. |
| 9 | Mr. Abdul Aziz SET. | Govt Middle School Bhai Khan Mardan. |
| 10 | Mr. Saidan Shah SET. | GHSS Javel Munselim |
| 11 | Mr. Muhammad Ibrahim SET. | GHS Julagram Malakand Agency. |
| 12 | Mr. Abdus Sattar SET. | GCMHS Abbottabad. |
| 13 | Mr. Muhammad Zarin SET. | GHSS Kot Najeebullah Haripur. |
| 14 | Mr. Muhammad Dawood SET. | GMS, Badar-bridge No:2 (SWA) |
| 15 | Mr. Abdur Rahim Jan SET. | GHSS Zaida Swabi. |
| 16 | Mr. Zahoor Muhammad SET. | GHS Toru Mardan. |

1846 + 265 = 2111

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

Ends; 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.

ALL Types of Orders and Files to be closed by 28/12/2008

Handwritten signatures and stamps:
Javed Iqbal Gulbela
Advocate
Supreme Court of Pakistan
(ASC # 5317)

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

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

(B)

(12)

Better Copy No:12

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

NOTIFICATION

Peshawar Date: 28-12-2008.

No. SO(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 30-08-2001:

| S# | NAME & DESIGNATION OF OFFICERS | PLACE OF POSTING |
|-----|--------------------------------|-------------------------------------|
| 1. | Mr. Azizullah Khan SET | Govt Middle School Spin Kamar (SWA) |
| 2. | Mr. Khairullah Khan SET | GCMHS Peshawar Cantt |
| 3. | Mr. Farid Nawaz SET | ADO (Male) Primary Banha |
| 4. | Mr. Hanifullah SET | GCMHS Peshawar City |
| 5. | Mr. Muhammad Shoaib SET | GHSS Bilitang Kohat |
| 6. | Mr. Haider Ali Khan SET | GHS Tattar Khel Kurak |
| 7. | Mr. Fazal Muhammad SET | GHS Sawai Dhar Mardan |
| 8. | Mr. Iqbal Hussain SET | GHS Jahangira Swabi |
| 9. | Mr. Abdul Aziz SET | Govt Middle School Bhai Khan Mardan |
| 10. | Mr. Saidan Shah SET | GHSS Jareal Manshara |
| 11. | Mr. Muhammad Ibrahim SET | GHS Julagram Malakand Agency |
| 12. | Mr. Abdus Sattar SET | GCMHS Abbottabad |
| 13. | Mr. Muhammad Zarin SET | GHSS Kot Nateebullah Haripur |
| 14. | Mr. Muhammad Dawood SET | GMS Badar bridge No.2 (SWA) |
| 15. | Mr. Abdur Rahim Jan SET | GHSS Zeida Swabi |
| 16. | Mr. Zahoor Muhammad SET | GHS Turu Mardan |

Sd/-

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

Endst. of even 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. Secretary to Chief Minister NWFP.

M. Tariq Muhammad/Princ. Notification No. 2008

JAVED IQBAL GULBELA

Asst. Secy

Govt of Pakistan

SC-5317

JAVED IQBAL GULBELA
Asst. Secy
Supreme Govt of Pakistan
SC-5317



**GOVERNMENT OF NWFP
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT**

Dated Peshawar the 17-9-2009

(13)

*Am - A
L*

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-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 Hussain, SET(Tech) | Award of Selection Grade (BS-17) w.e.f 06-02-1989 Instead of 12-09-1989 |
| 2 | Sajjad Ahmad, SET(Tech) | Award of Selection Grade (BS-17) w.e.f 19-10-1989 Instead of 07-06-1999 |
| 3 | Mohammad Khalid, SET(Tech) | Award of Selection Grade (BS-17) w.e.f 19-10-1989 Instead of 20-07-1999 |
| 4 | Haliz ur Rahman, SET(Tech) | Award of Selection Grade (BS-17) w.e.f 19-06-1995 Instead of 08-10-1999 |
| 5 | Allauilah 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 | Muniraz Peryez, SET(Tech) | Award of Selection Grade (BS-17) w.e.f 8-05-2000 instead of 29-12-1990 |

**SECRETARY TO GOVT OF NWFP
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT**

Enlist of even 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) PS to Secretary Elementary & Secondary Edu. Department
- 10) Officer concerned
- 11) Master file

ARIF JAMIL

**ARIF JAMIL
SECTION OFFICER (PRIMARY)**

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
MSC # 6317

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
MSC # 6317

(3)

(14)

Better Copy No.13

GOVERNMENT OF NWFP ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Dated Peshawar the 17-09-2009.

NOTIFICATION

NO.80 (PE)2-WE&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.a.f 06-02-1989 instead of 12-19-1989 |
| 2 | Sajjad Ahmad SET (Tech) | Award of Selection Grade (BS-17) w.a.f 19-10-1989 instead of 07-06-1999 |
| 3 | Muhammad Khaid SET (Tech) | Award of Selection Grade (BS-17) w.a.f 19-10-1989 instead of 20-07-1999 |
| 4 | Hafiz ur Rahman SET (Tech) | Award of Selection Grade (BS-17) w.a.f 19-06-1996 instead of 08-10-1999 |
| 5 | Aftanullah Jan SET (Tech) | Award of Selection Grade (BS-17) w.a.f 21-07-1999 instead of 08-03-2000 |
| 6 | Zakirullah SET (Tech) | Award of Selection Grade (BS-17) w.a.f 05-11-1999 instead of 27-12-1990 |
| 7 | Mumtaz Perveen SET (Tech) | Award of Selection Grade (BS-17) w.a.f 09-03-2000 instead of 29-12-1990 |

SECRETARY TO GOVT OF NWFP
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Endst of seven 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 JAMIL
SECTION OFFICER (PRIMARY)

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

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

11/A7B
29-5-2008

(15)

OFFICE OF THE DIRECTOR SCHOOLS AND LITERACY NWFP, PESHAWAR.

NOTIFICATION

Am-A

Consequent upon the approval of the Departmental Promotion Committee (DPC) recorded in its meeting held on 9-4-2008, the Director Schools and Literacy NWFP, Peshawar is pleased to allow the Selection Grade 3-17 in r/o the following SETs/ADOs of the Schools Administration Branch (Gen's Section) with effect from the Dates noted against their Names:-

| No | Name/Designation/Address: | Date for Award of Selection Grade. |
|--------|--|------------------------------------|
| 1348-1 | Taj Afzar SET ADO O/O Dy.D.O.(H) A.Abad | 6-4-2001 |
| 197-2 | Gani Balat SET/ADO -do- | 25-4-2001 |
| 1987-3 | Gul Aher SET GHS, Mochi (Mardan) | 25-4-2001 |
| 2039-4 | Muhammad Hussain SET GHS, No.3 Mardan | 02-06-2001 |
| 2115-5 | Zahidullah SET GHS, Zindi Ali Khel, FR-Bannu | 30-6-2001 |
| 2115-6 | Shad Nawaz SET GHS, Landi Jalandara (Bannu) | 30-6-2001 |
| 2189-7 | Muhammad Ghulam SET GHS, Beeka (Swabi) | 30-6-2001 |

DIRECTOR
Schools & Literacy N.W.F.P.,
Peshawar.

Order No. 11/A-14/Selection Grade/SET(M) Dated Peshawar 29/5/08/2008

Copy of the above is forwarded to the:-

1. Director PATA 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)2-6/DPC Meeting-08 dated 6-5-2008.
5. Officers Concerned.
6. I/A to Director (S&L) Local Office.

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

Deputy Director (Estab.)
(S & L), N.W.F.P., Peshawar.

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

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Better Copy No.14

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 09-04-2008, 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 date noted against their names:-

| S. No. Name/Designation/Address | Date for Award of Selection Grade |
|---|-----------------------------------|
| 1) Taj Afzar SET ADO O/O Dy. D.O (M) A/Abad | 08-04-2001 |
| 2) Qazi Adalat SET/ADO -dr | 25-04-2001 |
| 3) Gul Sher SET GHS Machi (Mardan) | 25-04-2001 |
| 4) Muhammad Hussain SET GHS No.3 Mardan | 02-06-2001 |
| 5) Zahidullah SET GHS zindi Ali Khel FR-Bannu | 30-06-2001 |
| 6) Shad Nawaz SET GHS Landi Jalandara (Bannu) | 30-06-2001 |
| 7) Muhammad Ghulam SET GHS Beeka (Swabi) | 30-06-2001 |

Director
Schools & Literacy NWFP
Peshawar

Endst No. /A-14/Selection Grade/SET (M) Dated Peshawar 29/05/2008

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
- 5) Peshawar w/r to his letter No. SO(FE) 2-6/DPC Meeting-08 dated 06-05-2008
- 6) Officers Concerned
- 7) P/A to Director (S&L) Local Office.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 537)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 537)

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(17)

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| | | | |
|--------|----|---|----------|
| 1923 | 24 | Mohammad Dya MA Bed GHS Malik MABed | 01-10-00 |
| (1925) | 25 | Roshan Din BA BEd GHS Patta Ghulam Peshawar | 01-10-00 |
| 1926 | 26 | Fazi Adin MA, BEd GHS No. 2 Bheri Qand Mandan | 01-10-00 |
| 1927 | 27 | Mohammadwan BA, BEd GHS gandi Kapeera Mandan | 01-10-00 |
| 1928 | 28 | Shahin Jahsan MA, BEd GHS Pankhwa Mandan | 01-10-00 |
| 1930 | 29 | All Asghar SET GHS Narpota Katan Mastanah | 01-04-01 |
| 1931 | 30 | Muhammad Subir MA Bed GHS Lahir Gwahli | 01-04-01 |
| 1932 | 31 | Subhanud Din MA Bed GHS Dhrol Lipranj Mandan | 01-04-01 |
| 1933 | 32 | Haji Muhammad MA Bed GHS Gagra Swat | 01-04-01 |
| 1934 | 33 | Muhammad Dadrihan MA, BEd GHS Haji Abud Dli | 01-04-01 |
| 1935 | 34 | Singhar Rehman MA, BEd GHS Sharnah Khatwan. | 01-04-01 |

Encls: No. 12

Copy forwarded to the:

DIRECTOR OF SCHOOLS & LITERACY
NWFP PESHAWAR.

1. Accountant General NWFP Peshawar.
2. Director of Education (FAIA) Peshawar.
3. Executive District Officer (Schools & Literacy) concerned.
4. District Accounts officers concerned.
5. Principal/Headmasters concerned.
6. Section Officer (PE) Sd. Deptt. Govt. of NWFP with reference to his letter No. SO(3) SdL/M/O/Ver. 16-17/Md/II dated 24-2-2004.
7. Transport concerned.
8. PA to Director Schools & Literacy NWFP Peshawar.
9. M/Rs.

DIRECTOR OF SCHOOLS & LITERACY
NWFP PESHAWAR.

[Handwritten Signature]

JAVED IORAL
Supplies Deptt of Peshawar

JAVED IORAL
Supplies Deptt of Peshawar

JAVED IORAL
Supplies Deptt of Peshawar

(18)

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| | | |
|----|--|----------|
| 24 | Muhammad Ilyas MA BED GMS Malkot A/Abad | 04-10-00 |
| 25 | Roshan Din BA BED GHS Pakha Ghulam Peshawar | 04-10-00 |
| 26 | Fazil Asim MA BED GHS No. Bikut Gunj Mardan | 04-10-00 |
| 27 | Nowaharwan BA BED GHS Garhi Kapoora Mardan | 04-10-00 |
| 28 | Shah Jehan MA BED GMS Parahora Mansohra | 04-10-00 |
| 29 | Ali Anghar SET GMS Nanoka Kalan Mansohra | 01-04-01 |
| 30 | Muhammad Sahir MA BED GHS Lahore Swabi | 01-04-01 |
| 31 | Subhanud Din MA BED GHS Dohri Lakpani Mardan | 01-04-01 |
| 32 | Haji Muhammad MA BED GHS Gagra Swat | 01-04-01 |
| 33 | Muhammad Badshah MA BED GHS Haji Abad Dir | 01-04-01 |
| 34 | Shafiqur Rahman MA BED GHS Shangla Mansohra | 01-04-01 |

DIRECTOR OF SCHOOLS & LITERACY
NWFP PESHAWAR.

Encls: No. _____ /Date above.

Copy forwarded to the:-

- 1) Accountant General NWFP Peshawar.
- 2) Director of Education (PATA) Peshawar.
- 3) Executive District Officer (Schools & Literacy) concerned.
- 4) District Accounts Officers concerned.
- 5) Principal/Headmasters concerned.
- 6) Section Officer (PE) S&L Deptt: Govt: of NWFP with reference to his letter No.SO(S)S&L/M. Over:16-17/Vol:II dated 28-02-2004.
- 7) Teachers concerned.
- 8) PA to Director Schools & Literacy NWFP Peshawar.
- 9) M/Files.

(SYED MANZAR JAN SAJJID)
Deputy Director (FSTAB)
Directorate of schools & literacy
NWFP Peshawar.

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

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

(24)

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11-10-2004
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DIRECTORATE OF SCHOOLS & LITERACY NWFP PESHAWAR

NOTIFICATION

Consequent upon the approval of the Departmental Promotion Committee (DPC) accorded in its meeting held on 25-8-2004, the Director Schools & Literacy NWFP Peshawar is pleased to allow Selection Grade from BPS-16 to BPS-No.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 |
|------|---|-------------------------|
| 1894 | 1. Masudh Khan MA B.Ed GHS Ghund Kila Karak | 01-09-00 |
| 1895 | 2. Masudh Khan MA B.Ed GHS Ghund Kila Karak | 01-09-00 |
| 1898 | 3. Muhammad Hayat BSo Bed. GHS Kata Khat MOK | 01-09-00 |
| 1899 | 4. Saib Ali MA Bed. ASDEO Charsadda, New SET GHS Charsadda Khaz | 01-10-00 |
| 1907 | 6. Salim Khan BSo Bed. GHSG Hathiari Mardan | 01-11-00 |
| 1902 | 8. Abdul Masood MA Bed GHS Yar Hussain Swabi | 01-11-00 |
| 1904 | 7. Abdul Qaddus BA Bed. GHSS No.1 Peshawar City | 01-12-00 |
| 1905 | 5. Kurimullah Khan MA Bed. GHS Chambar Mardan | 01-12-00 |
| 1908 | 9. Muhammad Mumtaz MA Bed. GHS No.1 Mardun | 01-13-00 |
| 1908 | 10. Shah Nazzar MA Bed. GMS Zahir Abad Peshawar | 01-04-00 |
| 1909 | 11. Aqwar Shah MA Bed. GMS Yarker Mardan | 01-04-00 |
| 1910 | 12. Eher Bati BA Med. G. 3 Hathiari Mardan | 01-04-00 |
| 1912 | 13. Kasimullah MA Bed. GHS Rajar Charsadda | 01-04-00 |
| 1913 | 14. Khawajahish Khan MA Bed. GHS Karak | 10-07-00 |
| 1914 | 15. Muhammad Ismail MA Bed. GHS Kaga Wala Pesh | 01-09-00 |
| 1916 | 16. Shah Alam Khan MA Bed GHS Yogh Bal Kohat | 01-09-00 |
| 1916 | 17. Ghayyathullah MA Bed. GHSS Bhabqadar Fort CHD | 01-09-00 |
| 1917 | 18. Muhammad Gul MA Bed. GHS Kheshgi Baba NSR | 01-09-00 |
| 1918 | 19. Ashraf Hussain SET GHS Muhammad Ali Killa Pesh | 01-10-00 |
| 1919 | 20. Sunam Shah MA Bed. GHS Hahagi Peshawar | 01-10-00 |
| 1924 | 21. Mohibi Yaqub MA Bed. GHS Jagpath Swabi | 01-10-00 |
| 1924 | 22. Mushtaq Hussain BA Bed GHS Bakara Mansohra | 04-10-00 |
| 1922 | 23. Gul Amber Khan MA Bed GHS NO.1 Mangora Swabi | 04-10-00 |

JAVED IQBAL GILBELA
Advocate (S)
Supreme Court of Pakistan
(ASC # 5117)

JAVED IQBAL GILBELA
Advocate
Supreme Court of Pakistan
(ASC # 5117)

(20)

Better Copy No.16

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 BPS-16 to BPS-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 | Matiullah Khan MA. BED GHS Ghundi Killa Karak | 01-09-00 |
| 2 | Habibur Rahman M.Sa BED GHS Baraj Swabi | 01-09-00 |
| 3 | Muhammad Hayat B.Sa BED GHS Kato Khat MDN | 01-09-00 |
| 4 | Sahar Ali MA. BED ASDEO Charzadda, Now SET GHS Charzadda Khana | 01-10-00 |
| 5 | Selim Khan B.Sa BED GHSS Hathlan Mardan | 01-11-00 |
| 6 | Abdul MA. BED GHS Yar Hussain Swabi | 01-11-00 |
| 7 | Abdul Qaddus BA BED GHSS No.1 Peshawar City | 01-12-00 |
| 8 | Karimullah Khan MA. BED GHS Mardan | 01-12-00 |
| 9 | Muhammad Muntas MA. BED GHS No.1 Mardan | 01-12-00 |
| 10 | Shah Nazar MA. BED GMS Zahir Ahad Peshawar | 01-04-00 |
| 11 | Anwar Shah MA. BED GMS Tindhar Mardan | 01-04-00 |
| 12 | Shah Ball BA. BED GMS Hathyan Mardan | 01-04-00 |
| 13 | Khairullah BA. BED GHS Bajar Charzadda | 01-04-00 |
| 14 | Khawabish Khan BA. BED GMS Karak | 10-07-00 |
| 15 | Muhammad Ismail MA. BED GHS Kaga Wala Peshawar | 01-00-00 |
| 16 | Shah Alam Khan MA. BED. GHS Togh Bala Kohat | 01-00-00 |
| 17 | Kifayat Ullah MA. BED GHSS Shahqadar For Charzadda | 01-00-00 |
| 18 | Muhammad Gul MA. BED GHS Khushgi Bala NSR | 01-09-00 |
| 19 | Ashraf Hussain SET GHS Muhammad Ali Kily Peshawar | 01-10-00 |
| 20 | Sahman Shah M. BED GHS Nalazgi Peshawar | 01-10-00 |
| 21 | Mohini BA. BED GHS Jagath Swabi | 01-10-00 |
| 22 | Muhammad Hussain BA. BED GHS Baldara Mansehra | 04-10-00 |
| 23 | Gul Amber Kha SA. BED GHS No.1 Mangura Swat | 04-10-00 |

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

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

(21)

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 (FATA) NWFP Peshawar.
All the Executive District Officers (Schools and Literacy) in NWFP

Subject:

SUBMISSION OF ACRs

Memorandum

I am directed to enclose herewith a list of those SET teachers who are in the selection Grade B-17, there 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 teacher 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 |
|------|--------------------------------|------------------------|--------------------|--------------------|
| 1941 | Mr. Shahid Hayat MSc BEd | GHS Masabdar Swabi | 15-3-61/Swabi | 1st. Appit to 2003 |
| 1943 | Mr. Manzoor Elahi MA BEd | GHS Sarai Saleh A.Abad | 1-4-54/A.Abad | 1st. Appit to 2003 |
| 1944 | Mr. Muhammad Fiaz BSc BEd | GHSS No.3 Pesh:City | 4-8-57/Charsadda | 1st. Appit to 2003 |
| 1945 | Mr. S.Kamal Shah MA BEd | GHS Taru Jabba | 4-1-55/Pesh: | 1st. Appit to 2003 |
| 1950 | Mr. Khalid Mian BA BEd | GHS Bateela-Mansehra | 1-5-49/Mansehra | 1st. Appit to 2003 |
| 1951 | Mr. Muhammad Farooq BA BEd | GHS Sangar Mansehra | 15-6-5/Mansehra | 1st. Appit to 2003 |
| 1952 | Mr. Wali Muhammad MA BEd | GHS Hajoya A.Abad | 11-10-46/A.Abad | 2003 <i>RA</i> |
| 1954 | Mr. Muhammad Farooq BA BEd | GHS | 1-2-52/ | 1st. Appit to 2003 |
| 1955 | Mr. Zar Dad Khan MA BEd | GHS No.2 A.Abad | 2-10-79/A.Abad | 1st. Appit to 2003 |
| 1956 | Mr. Muhammad Arif MA BEd | GHSS Mingora Swat | 4-2-42/Swat | 1st. Appit to 2003 |
| 1957 | Mr. Muhammad Zada MA BEd | GHS Mata Swat | 1-1-51/Swat | 1st. Appit to 2003 |
| 1958 | Mr. Fagduallah BA BEd | GHS Abdul Kheri D.K | 9-1-69/D.K | 1st. Appit to 2003 |
| 1959 | Mr. Irfanud Din MA BEd | GMS Galoch Swat | 1-1-43/Swat | 1st. Appit to 2003 |
| 1960 | Mr. Sulab Zeb BA BEd | GHS Nawakalay Swat | 15-5-52/Swat | 1st. Appit to 2003 |
| 1961 | Mr. Munawar Shab BA BEd | GHS Dir | 1-3-52/Swat | 1st. Appit to 2003 |
| 1963 | Mr. Shafiq Rehman MA BEd | GHS Minadog Dir | 3-11-52/Dir | 1st. Appit to 2003 |
| 1964 | Mr. Khalilur Rehman MA BSc Med | GHS No.2 Mardan | 2-12-65/Mardan | 1st. Appit to 2003 |
| 1965 | Mr. Fayyaz Khan MA BEd | GHSS Kabal Swat | 3-12-46/Swat | 1st. Appit to 2003 |
| 1966 | Mr. Muhammad Iqbal MA BEd | GHS Khaki Mans | 24-9-48/Mansehra | 1st. Appit to 2003 |
| 1967 | Mr. Saeed Khan MA BEd | GHS Asbar Dir | 7-8-58/Dir | 1st. Appit to 2003 |

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

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

(18)

Better Copy No:17

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

No. 1891-1415/A-220/ACR

Dated Peshawar the: 14/12/2004

To

The Director of Education (FATA) 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, 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 SET 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 Mansbdr Swabi | 15-3-61/Swabi | 1st Appt to 2003 |
| 1943 | Mr. Manzoor Rishi MA BEd | GHS Sarai Saleh A.Abad | 1-4-64/A.A.Abad | 1st Appt to 2003 |
| 1944 | Mr. Muhammad Fiaz BSc BEd | GHSS No.3 Pesh: City | 4-8-37/Charsadda | 1st Appt to 2003 |
| 1945 | Mr. S.Kamal Shah MA BEd | GHS Taru Jabba | 4-1-55/Peshawar | 1st Appt to 2003 |
| 1950 | Mr. Khalid Mian BA BEd | GHS Bateala Mansobra | 1-3-49/Mansobra | 1st Appt to 2003 |
| 1951 | Mr. Muhammad Farooq BA BEd | GHS Sangar Mansobra | 15-6-5/Mansobra | 1st Appt to 2003 |
| 1953 | Mr. Wali Muhammad MA BEd | GHS Hajoya A.Abad | 11-10-46/A.Abad | 1st Appt to 2003 Ret |
| 1954 | Mr. Muhammad Farooq BA BEd | GHS | 1-2-52 | 1st Appt to 2003 |
| 1955 | Mr. Zar Dad Khan MA BEd | GHS No.3 A.Abad | 2-10-79/A.Abad | 1st Appt to 2003 |
| 1956 | Mr. Muhammad Arif MA BEd | GHSS Mingora Swat | 4-2-42/Swat | 1st Appt to 2003 |
| 1957 | Mr. Muhammad Zada MA BEd | GHS Merta Swat | 10-2-47/Swat | 1st Appt to 2003 |
| 1958 | Mr. Faridullah BA BEd | GHS Abdul Kbel DIK | 6-1-60/DIK | 1st Appt to 2003 |
| 1959 | Mr. Irfanul Din MA BEd | G S Galoch Swat | 1-10-43/Swat | 1st Appt to 2003 |
| 1960 | Mr. Sultan Z. BA BEd | GHS Nawakaly Swat | 15-6-52/Swat | 1st Appt to 2003 |
| 1961 | Mr. Munawar Shah BA BEd | GHS Dir | 1-3-52/Swat | 1st Appt to 2003 |
| 1963 | Mr. Shafiq H. Aman MA BEd | GHS Mipadog Dir | 3-11-52/Dir | 1st Appt to 98 |
| 1964 | Mr. Khaliq Aman MA BSc MEd | GHS No.3 Mardan | 2-12-55/Mardan | 1st Appt to 2003 |
| 1965 | Mr. Fayun Khan MA BEd | GHSS Kadal Swat | 3-12-46/Swat | 1st Appt to 2003 |
| 1966 | Mr. Muhammad Iqbal MA BEd | GHS Khaki Mansobra | 24-9-48/Mansobra | 1st Appt to 2003 |
| 1967 | Mr. Saood Khan MA BEd | GHS Aabar Dir | 7-3-58/Dir | 1st Appt to 2003 |

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

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

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. Shafiqullah 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. Manzar 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 Muhammad | 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. Muhaminad 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. |

NA

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| | Mr. Noor Sharif | 12 | Considered suitable for grant of selection grade wef: 8-4-2001 | ✓ |
| 10 | Mr. Reaynt 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 Mian | | 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 | | -du- | ✓ |
| 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. Shafiur 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 Hassan | | 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. Noshir 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 Hassan | 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. Faizur 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-Khetab | 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 Muambar | 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. Toj 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: 1-6-2001 |
| 94 | Mr. Habibullah | |

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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. Sabez Ali | Considered suitable for grant of selection grade wef: 2-6-2001 |
| 99 | Muhammad Hussain | The committee deferred the case for want of fill detail |
| 100 | Mr. Liaqat Ali | Considered suitable for grant of selection grade wef: 2-6-2001 |
| 101 | Mr. Isme 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. Abad 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. Sulerman 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. Mumsali 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 | |

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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. Nisarul Haq | The committee did not consider him suitable for grant of selection. |
| 132 | Mr. Mir Badshah | Considered suitable for grant of selection grade wef: 25-6-2001. |
| 133 | Mr. Saifullah Khan | Considered suitable for grant of selection grade wef: 25-6-2001. |
| 134 | Mr. Dilshad Ahmad | Considered suitable for grant of selection grade wef: 30-6-2001. |
| 135 | Mr. Baber Khan | Considered suitable for grant of selection grade wef: 30-6-2001. |
| 136 | Mr. Ajmal Khan | The committee did not consider suitable for grant of selection grade. |
| 137 | Muhammad Iqbal Azam Khan | Considered suitable for grant of selection grade wef: 30-6-2001. |
| 138 | Mr. Rehnatullah 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 Wali 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 | Durdann 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 Jehan | The committee deferred selection grade of the officer for proper scrutiny of his case. |
| 154 | S. Abdullah 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. Saadullah 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. Aftab 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 Mehmood | The Committee did not consider him suitable for grant of selection grade. |
| 169 | Mr. Jumua 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. Mohboob Elahi | 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. Shabir 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 Laig | 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 considered 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. Asaj Khan | Considered suitable for grant of selection grade wef; 30-6-2001 |
| 209 | Mr. Taimoor Khan | The Committee did not consider him suitable for grant of selection grade. |
| 210 | Mr. Babar Hussain | |

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| 211 | Mr. Shaukat 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. Bahré Karani | 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 Bakmal | 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. Fukam Khann | 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. Abdul 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. Fida 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 Rehman | 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. Sardar 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. Budshah 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. Ghandal Khan | Considered suitable for grant of selection grade wef: 30-6-2001 |
| 258 | Mr. Saif 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. Rustem 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 Zamin | Considered suitable for grant of selection grade wef: 30-6-2001 |
| 268 | Mr. Rahman Ali | |

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269 Mr. Hidayat Ali Shah

The Committee deferred the selection grid of the officer for want of ACRs.

The meeting ended with thanks from and to the Chair:-

Muhammad Qasim
Section Officer (SR-II)
Finance Department

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2. Arif Jamil
Section Officer (Regulation-I)
Establishment Department

3. S. Munir Jan
Deputy Director
Directorate of Schools & Literacy
Peshawar

4. (Muhammad Tariq Khan)
Deputy Secretary
Schools & Literacy Deptt.

(Shafiqullah Khan)
Secretary Schools & Literacy Department

24/3/07

Ann-BH

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تنظیم اساتذہ ہونے کے لیے
(مشموعہ کی اساتذہ)

DIRECTORATE OF SECONDARY
EDUCATION NWFP PESHAWAR.
NO. 3199-3233/A-SS/B.List.
Dated Peshr the 29.8 /2001.

To

1. The Director of Education (PATA) NWFP, Peshawar. (7) B
2. The Director of Education Primary NWFP, Peshawar.
3. The Director Bureau of Curriculum Development and Education Extension NWFP, Peshawar.
4. All the Executive District Officers Literacy and Education in NWFP.

Subject:- FINAL SENIORITY LIST OF SETS EDUCATION DEPARTMENT (MALE SECTION) UPTO

Memo;

A copy of the Final Seniority list of SETs(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 SETs and their signature for having seen and checked the list thoroughly should be obtained from them and kept in your office for record.

Deputy Director Education NWFP Peshawar.

Encl: No. 3234-3334

Copy forwarded to the:-
Officials concerned.

- 1.
2. PA to Director Secy: Edu: NWFP, Peshawar.

Deputy Director Secondary Education NWFP Peshawar.

Abdul Jabbar.
29/8/01.

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|------|--------------------------------|----------------------------|------|-------------------|----------|------------|
| 2194 | Mr. Muhammad Zahir Khan MA BEd | Gadazai Swat | 1986 | 3-8-48/Swat | 7-9-84 | 1-11-88 |
| 2195 | Mr. Rustam Shah MA BEd | GHSS Mardan | 1980 | 2-12-42/Mardan R | 25-1-87 | 1-11-88 |
| 2196 | Mr. Malik Aman MA BEd | GMS Sikandar Swabi | 1980 | 6-8-47/Swabi | 25-5-89 | 1-11-88 |
| 2197 | Mr. Rahmat Shah MA BEd | GHS No.2 Pesh Cantt. | 1980 | 11-7-62/Pesh | 7-9-71 | 1-11-88 |
| 2198 | Mr. Abdul Kadir MA BEd | GHS Khushgi Bata Nowshera | 1979 | 6-2-60/Charsadda | 2-10-71 | 1-11-88 |
| 2199 | Mr. Abdul Malik MA BEd | GHS Yar Hussain Swabi | 1984 | 6-4-54/Swabi | 24-1-74 | 1-11-88 |
| 2200 | Mr. Ibrahim Khan MA BEd | GMS Garhi Daudzai Mardan | 1980 | 3-11-58/Mardan | 15-10-80 | 1-11-88 |
| 2201 | Mr. Muhammad Ayub MA BEd | GHS Kani Gurhain SWA | 1981 | 3-2-58/Bannu | 24-1-81 | 1-11-88 |
| 2202 | Mr. Adtar Zaman BSo BEd | GMS Mama Khet Bahochi | 1986 | 15-1-61/Bannu | 29-10-85 | 1-11-88 |
| 2203 | Mr. Rehman Ali MA BEd | GHS Jabba Mardan | 1980 | 1-11-68/Mardan | 1-11-68 | 1-11-88 |
| 2204 | Mr. Hidayat Ali Shah MSo BEd | GHS | 1984 | 24-2-66/Pesh | 1-11-88 | 1-11-88 |
| 2205 | Mr. Khairullah Khan BSo MED | GHS Doaba Kohat ✓ 6 | 1985 | 3-9-80/Kohat | 1-11-88 | 1-11-88 |
| 2206 | Mr. Fird Nawaz MA BEd | GHSS Sami Neuzang Bannu | 1981 | 10-2-54/Bannu | 22-11-75 | 2-11-88 |
| 2207 | Mr. Hanifullah MA BEd | GMS Zaryab Colony Pesh | 1984 | 1-1-48/Pesh | 19-11-78 | 4-11-88 |
| 2208 | Mr. Muhammad Shoab MA BEd | GHS Biliang Kohat ✓ 6 | 1986 | 18-2-60/Kohat | 9-12-85 | 4-11-88 |
| 2209 | Mr. Fazal Muhammad BA BEd | GHS Tama Mardan | 1986 | 13-4-81/Mardan | 15-10-81 | 5-11-88 |
| 2210 | Mr. Iqbal Hussain MA BEd | GHS Jabba Nowshera | 1980 | 1-3-57/Mardan | 23-9-80 | 8-11-88 |
| 2211 | Mr. Muhammad Javed MSo BEd | GHS Baja Swabi | 1984 | 21-3-61/Mardan | 6-11-89 | 6-11-88 |
| 2212 | Mr. Muhammad Ahsan MA BEd | GHS Yar Hussain Swabi | 1980 | 1-1-48/Swabi | 5-4-88 | 8-11-88 |
| 2213 | Mr. Abdur Rashid | GHS Miha - 1A | 1977 | 13-11-48/1A | 1-9-70 | 15-12-88 ✓ |
| 2214 | Mr. Saadullah Khan BA MED | GHS Dhakki DIK | 1983 | 24-5-49/DIK | 7-9-71 | 8-11-88 |
| 2215 | Mr. Abdul Azb MA BEd | GHS Gurat Mardan | 1980 | 2-1-63/Mardan | 18-4-72 | 8-11-88 |
| 2216 | Mr. Abdul Wadood BA BEd | GHS Kalli Bata Mansehra | 1981 | 1-4-43/Mansehra R | 23-4-85 | 11-11-88 |
| 2217 | Mr. Saldan Shah MED | GHSS Mansehra | 1989 | 10-6-61/Mansehra | 7-9-71 | 11-11-88 |
| 2218 | Mr. Muhammad Ibrahim MA BEd | GHS Kharti Dheri MKD | 1983 | 2-2-61/MKD | 9-12-72 | 11-11-88 |
| 2219 | Mr. Abdul Sattar MA BEd | GHS Hamoo A Abad | 1983 | 1-1-55/A Abad | 1-11-88 | 11-11-88 |
| 2220 | Mr. Muhammad Zarin MA MED | GHS Ball A Abad | 1985 | 12-4-58/A Abad | 1-2-78 | 11-11-88 |
| 2221 | Mr. Muhammad Dard BA BEd | GMS Bafar Baitage No.2 SWA | 1988 | 1-1-58/SWA | 23-10-88 | 11-11-88 |
| 2222 | Mr. Abdur Rehman Jan MA BEd | GMS Dothar Swabi | 1980 | 12-12-44/Swabi | 1-10-64 | 12-11-88 |
| 2223 | Mr. Zahoor Ahmad MA BEd | GHS Toru Malra Mardan | 1979 | 27-3-44/Mardan R | 5-4-66 | 12-11-88 |
| 2224 | Mr. Mushtaqur Rehman MA BEd | GHS Darchan Dk | 1984 | 18-2-54/Dk | 4-5-78 | 12-11-88 |
| 2225 | Mr. Muhammad Khurshid MA MED | Oghi Mansehra | 1986 | 23-5-55/Mansehra | 5-2-78 | 12-11-88 |
| 2226 | Mr. Shah Jehan MA BEd | GHS Qandil Swat | 1984 | 22-8-45/Swat | 30-4-88 | 12-11-88 |
| 2227 | Mr. Aurangzeb BA BEd | GHS Dama Palzi Bannu | 1985 | 8-11-51/Bannu | 12-11-88 | 12-11-88 |
| 2228 | Mr. Muhammad Saqib MA MED | GHS Dalota A Abad | 1981 | 1-4-43/A Abad R | 23-9-81 | 13-11-88 |
| 2229 | Mr. Sultanul Arifin BA BEd | GHSS T. Town Ship A Abad | 1982 | 2-8-44/A Abad | 8-5-88 | 13-11-88 |
| 2230 | Mr. Saoodullah MA BEd | GMS Katan Bata Dk | 1984 | 3-4-58/Dk | 6-11-75 | 13-11-88 |
| 2231 | Mr. Kiran Habib MA BEd | GHS Landi Asander FR DIK | 1986 | 28-8-43/DK R | 11-4-78 | 13-11-88 |
| 2232 | Mr. Muhammad Nazir MA BEd | GHS Khanpur Dk | 1984 | 15-1-57/Dk | 18-8-80 | 13-11-88 |
| 2233 | Mr. Saadqan MA BEd | GMS Badardaj Dk | 1984 | 31-8-55/Dk | 13-10-75 | 14-11-88 |

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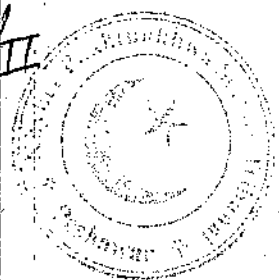
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|------|--------------------------------|------------------------------|---------|-------------------|----------|---------|------|
| 2274 | Mr. Mohammad Haroon MA:BED:MED | ASDEO Mansehra | 1983 | 1-1-50/Mansehra | 1-7-70 | 12-1-87 | 2314 |
| 2275 | Mr. Mirkeetur Rehman MA:BED | GHS Darnat A.Abad | 1983 | 15-2-54/A.Abad | 12-10-74 | 12-1-87 | 2315 |
| 2276 | Mr. Taj Mohammad BA:BED | GHS Darnat A.Abad | 1983 | 4-1-58/A.Abad | 12-10-74 | 12-1-87 | 2316 |
| 2277 | Mr. Shad Mohammad BA:BED | GHS Jareed Mansehra | 1983 | 30-8-54/Mansehra | 2-1-78 | 12-1-87 | 2317 |
| 2278 | Mr. Mehboob Ehsan MA Urdu | GHS Tofican A.Abad | 1983 | 1-1-57/Haripur | 15-10-78 | 12-1-87 | 2318 |
| 2280 | Mr. Mohammad Ashiq MA Ist:BED | GHS Bagnotar A.Abad | 1983 | 15-5-57/Charsadda | 14-5-78 | 12-1-87 | 2319 |
| 2281 | Mr. Banaras Khan BA:BED | GHS Khairan A.Abad | 1983 | 28-10-48/A.Abad | 27-12-69 | 13-1-87 | 2320 |
| 2282 | Mr. Maqbool Ahmad BA:BED | GHS Shamara Mansehra | 1983 | 10-5-51/Haripur | 20-10-73 | 13-1-87 | 2321 |
| 2283 | Mr. Jumma Khan MA Ist:BED | GHS Nawazabad Mansehra | 1985 | 1-1-55/Mansehra | 12-10-74 | 13-1-87 | 2322 |
| 2284 | Mr. Ahmad Khan BA:BED | GMS Shamoni Khattak Bannu | 1983 | 2-8-57/Mansehra | 14-12-87 | 13-1-87 | 2323 |
| 2285 | Mr. Mohammad Ismail MA Ist:BED | GHS Shakar Dora Kohat | 1980-81 | 10-3-55/Bannu | 16-3-81 | 13-1-87 | 2324 |
| 2286 | Mr. Baitul MA:MED | GHS Esaf Khel Karak | 1985 | 3-5-48/Kohat | 18-11-83 | 13-1-87 | 2325 |
| 2287 | Mr. Asad Qadir BA:BED | GHS Charliat A.Abad | 1983 | 15-3-47/Karak | 4-4-66 | 14-1-87 | 2326 |
| 2288 | Mr. Sultan Ali BA:BED | GHS Jabri Haripur | 1983 | 18-7-50/A.Abad | 13-7-73 | 14-1-87 | 2327 |
| 2289 | Mr. Saoullan Khan MA P.Sc:BED | GHS Musazai Shalt DiKhan | 1982 | 25-12-48/Haripur | 5-3-75 | 14-1-87 | 2328 |
| 2290 | Mr. Fozdur Rehman MA:BED | GHS Bodla A.Abad | 1984 | 11-4-56/DiKhan | 13-9-81 | 14-1-87 | 2329 |
| 2291 | Mr. Mohammad Saeed MA:BED | GHS No.2 DiKhan | 1984 | 15-5-58/A.Abad | 4-2-78 | 15-1-87 | 2330 |
| 2292 | Mr. Said Laiq Shah MA Ist:BED | GHS Dewana Baba Daggar Bunir | 1983 | 11-4-58/DiKhan | 8-1-85 | 15-1-87 | 2331 |
| 2293 | Mr. Fozal Hussain BA:BED | GHS Jaral A.Abad | 1983 | 3-1-47/Bunir | 11-5-68 | 17-1-87 | 2332 |
| 2294 | Mr. Falz Mohammad BA:BED | GMS Siná Garhi Chitral | 1983 | 14-4-58/A.Abad | 18-12-78 | 17-1-87 | 2333 |
| 2295 | Mr. Rehmat Khan BA:BED | GMS Chilwasht SWA | 1984 | 28-4-42/Chitral | 14-11-89 | 18-1-87 | 2334 |
| 2296 | Mr. Rehmat Wali BA:BED | GHS Ujnu Chitral | 1983 | 25-1-58/SWA | 5-11-83 | 21-1-87 | 2335 |
| 2297 | Mr. Bashir Ahmad BA:BED | GHS Broz Chitral | 1984 | 3-4-48/Chitral | 1-12-84 | 24-1-87 | 2336 |
| 2298 | Mr. Nak Nawaz MA:BSc:BED:MED | GHS Mandoori Kohat | 1985 | 3-8-57/Chitral | 23-11-78 | 24-1-87 | 2337 |
| 2299 | Mr. Habib Shah MA Urdu:BED | GHS Rehmat Abad Karak | 1985 | 1-5-58/Karak | 14-1-82 | 24-1-87 | 2338 |
| 2300 | Mr. Mohammad Sartaraz BA:BED | GHS Moolia A.Abad | 1981 | 2-2-55/Karak | 5-3-74 | 25-1-87 | 2339 |
| 2301 | Mr. Lloqat Ali SET BSc:BED:MED | GHS Dabgar Gato Peshawar | 1983 | 3-12-51/A.Abad | 1-5-78 | 28-1-87 | 2340 |
| 2302 | Mr. Hamid Ali MA:BSc:BED | GHS Manli Swabi | 1985 | 12-5-55/Nowshera | 21-1-84 | 28-1-87 | 2341 |
| 2303 | Mr. Fakr Naz Khan | GHS Ismail Khel Bannu | 1988 | 1-4-82/Swabi | 13-12-88 | 28-1-87 | 2342 |
| 2304 | Mr. Mohammad Tahinullah MA:BED | GHS Batagram Charsadda | 1989 | 28-12-59/Bannu | 28-1-87 | 28-1-87 | 2343 |
| 2305 | Mr. Subhanud Din BA:BED | GHS Batagram Charsadda | 1981 | 28-8-44/Charsadda | 15-8-83 | 27-1-87 | 2344 |
| 2306 | Mr. Abdul Rashid MA:BED | GHS Malogo Peshawar | 1980 | 8-1-42/Charsadda | 8-4-84 | 27-1-87 | 2345 |
| 2307 | Mr. Safahud Din BA:BED | GHS Chitral | 1981 | 1-1-45/Peshawar | 12-12-84 | 27-1-87 | 2346 |
| 2308 | Mr. Raham Akbar MA Ist:MED | GHS Babozai Mardan | 1988 | 5-11-53/Chitral | 22-3-74 | 27-1-87 | 2347 |
| 2309 | Mr. Fazil Malik MA Pa:MED | GHS Khair Abad Mardan | 1984 | 11-7-58/Mardan | 2-9-78 | 27-1-87 | 2348 |
| 2310 | Mr. Ishaq Ahmad MA Urdu:BED | GHS Hazar Khawani Peshawar | 1984 | 25-5-58/Mardan | 22-9-78 | 27-1-87 | 2349 |
| 2311 | Mr. Abdur Rauf Shah BA:MED | GHS Mian Khan Mardan | 1980 | 12-12-46/Peshawar | 8-7-89 | 28-1-87 | 2350 |
| 2312 | Mr. Eher Zada MA History:MED | GMS Malik Abad Gadpoori | 1984 | 7-5-56/Mardan | 20-2-75 | 28-1-87 | 2351 |
| 2313 | Mr. Sher Aman MA Urdu:BED | GHS Chanal Gadoon | 1984 | 8-9-58/Swabi | 6-11-75 | 28-1-87 | 2352 |
| | | | 1984 | 24-3-60/Swabi | 1-1-80 | 28-1-87 | 2353 |

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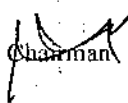
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29.11.2017

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.

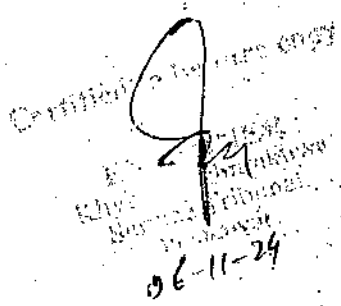

Member

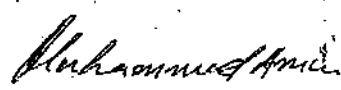

Chairman

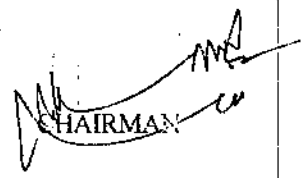
14.12.2017

Counsel for the appellant and Mr. Kabeerullah 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.


06-11-24


MEMBER


CHAIRMAN

ANNOUNCED
14.12.2017

Khyber Pakhtunkhwa High Court Tribunal, Peshawar

| | | | |
|-------------------------|----------|------|----------|
| Case No. | 572 | Date | 29-11-24 |
| Name of Applicant | Jamroo | | |
| Number of Verdicts | 1-P | | |
| Copy Fee | 5/- | | |
| Legal/Disposal | | | |
| Total | 5/- | | |
| Name & Title of Officer | Zeeshan | | |
| Date of Completion | 06-11-24 | | |
| | | | 11-11-24 |

(38)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Appeal No. 2813/2010

Ann- 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, ... For appellant
Advocate

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

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

JUDGMENT

NIAZ MUIHAMMAD 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

07-11-24

(39)

Ifikharud 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.

10/11/17

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

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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.

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 its 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.

Muhammad Amin
(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

Niaz Muhammad Khan
(NIAZ MUHAMMAD KHAN)
CHAIRMAN

ANNOUNCED
14.12.2017

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Udof 2/18

Amir (08)

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 45317)

Respondents

FILED TODAY Deputy Registrar

JAVED IQBAL GULBELA Advocate Supreme Court of Pakistan (ASC 45317) 19 JAN 2018

ATTESTED

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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 Signature by Judge or that of parties or counsel where necessary |
|------------------------------------|------------------------------|---|
| 1 | 2 | 3 |
| | 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 double 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
(ASC # 5317)

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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

[Signature]
(08)

Mr. Justice Rosh-Ul-Amin Khan (Retd.) Justice Rosh-Ul-Amin Khan

CERTIFIED TO BE TRUE COPY
07 APR 2018

JAVED IQBAL GULBERI
Advocate
Supreme Court of Pakistan
(AS # 5317)

JAVED IQBAL GULBERI
Advocate
Supreme Court of Pakistan
(AS # 5317)

(46)

(46)



IN THE HON'BLE PESHAWAR HIGH COURT, PESHAWAR

W.P. No. 4697 /2018

1. Raham Akbar, Head Master (Retd) GHS Babuzai, Mardan.
2. Mir Salam Khan, SET, Vice Principal (Retd), GHS Rustam, District Mardan.
3. Hidayat Ul Haq, Head Master (Retd) GHS Satti 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 Shaheendan Wazir Karak.
10. Muhammad Farooq, Head Master (Retd), GHS Saratti Killi, District Karak.
11. Sher Afzal, Head Master (Retd) GHS Sarfaraz Killi Charsadda.
12. Muhammad Shafique, SST Head Master (Retd) GHS Bala Ghari, District Mardan.

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

FILED TODAY
Deputy Registrar
22 JAN 2018

ATTESTED
EXAMINER
Peshawar High Court

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13. Muhammad Younas S.D.E.O (Retd) District Battagram.
14. Abdur Raur, Head Master (Retd) GHS Shamoza, District Mardan.
15. Hazrat Usman, Head Master GHS Sarfaraz 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 Bakhshali 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

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PESHAWAR HIGH COURT, PESHAWAR
FORM OF ORDER SHEET

| | |
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| Date of Order or Proceedings | 3 |
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| 06.11.2018 | <p><u>W.P.No.469-P/2018</u></p> <p>Present: Barrister Mian Tajammal Shah, Advocate, counsel for the petitioners.</p> <p>Syed Sikandar Hayat Shah, AAG, for the respondents.</p> <p>****</p> <p><u>QALANDAR ALI KHAN, J.</u> Baham Akbar and 25 other petitioners, being employees of the Education Department, invoked the constitutional jurisdiction of this Court under Article 199 of Constitution of the Islamic Republic of Pakistan, 1973, with the following prayer:-</p> <p><i>"It is, therefore, humbly prayed that the teachers who have been double listed, died, retired before 30.11.2001 and similarly promoted to BFS-18 should be deducted from the above said list and the respondents be directed to process case of the 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 in the above said record.</i></p> <p><i>Any other order deemed fit and proper under the circumstances and have not been properly asked for may also please be granted very graciously."</i></p> <p>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.</p> |

JAVED IQBAL GULBEILA
Advocate
Supreme Court of Pakistan
(ASC # 3317)

ATTESTED
EXAMINER
Peshawar High Court

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vide W.P.No.435-P/2018, whereby the writ petition was disposed of in the terms stated therein. The learned AAO 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 BPS-18 as well as names of those employees who figure twice in the list shall be deleted/omitted, and seniority list of in-service employees rectified/updated, accordingly, where-after 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.

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

Announced
06-11-2018

SENIOR PUISNE JUDGE

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For the AAO, Justice Qurban Usmani Khan
For the AAO, Justice Qurban Usmani Khan

(M. Agha)

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC-15317)

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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. Faiz ur Rehman, Retired Headmaster, GCMHS Batkhela, Malakand.

JAVED IQBAL QULBELA
Advocate
Supreme Court of Pakistan
(ASC 1/17)

FILED TODAY
Deputy Registrar
24 OCT 2019

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EXAMINER
Peshawar High Court

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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 # 8317)

FILED TODAY
Deputy Registrar
24 OCT 2019

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PESHAWAR HIGH COURT, PESHAWAR
ORDER SHEET

| Date of Order or Proceedings | Order or other Proceedings with Signature of Judge or counsel where necessary |
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| 12.02.2020 | <p>W.P NO. 5761-P/2019.</p> <p>Present: Barrister Mian Tajamal Shah, for the petitioners.</p> <p>Syed Sikandar Hayat Shah, AAG for the respondents.</p> <p>*****</p> <p>MUHAMMAD NAEEM ANWAR, J. 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 case 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 (RPS-17) was granted to the SET Teachers upto seniority No. 2223 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 citizen of Pakistan are deserved to the equal protection of law and they are</p> |

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

ATTESTED
EXAMINER
Peshawar High Court

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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:-

"1. 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 BPS-18 as well as names of those employees who figure twice in the list shall be deleted/omitted, and seniority list of in service employees rectified/updated accordingly; thereafter case of the petitioners shall be processed for consideration of their entitlement for grant of section 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
(ASC.# 5017)

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EXAMINER
Peshawar High Court

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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. 469-P/2018.

Announced
12.02.2020
"Muzafar"


SENIOR PUISNE JUDGE

JUDGE

(DB: Hon'ble Mr. Justice Qaiser Rasheed Khan &
Hon'ble Mr. Justice Muhammad Nazim Anwar)

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

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BEFORE THE PESHAWAR HIGH COURT PESHAWAR.

COC. NO. 308 P OF 2021 IN W.P NO. 469-P/2018

1. Raham Akbar, Head Master Retired GHS Babu ai, 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 Shmoa l, 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 Sarati Killi, District Karak.
9. Muhammad Ajmal, SST Retired GHSS no.1 Tangi, District Charsada.
10. Sher AfaZal, Headmaster Retired GHS Sarfara Killi, District Charsada.

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Deputy Registrar

05 JUL 2021

JAVED IQBAL GULBELA
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 Tangli, District Charsada.
5. Abdur Rauf, Headmaster Retired GHS Shmoazi, 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 Sarati Killi, District Karak.
9. Nek Nawaz, Headmaster GHS Shikhan, District Kohat.
10. Eid Gul, SST, Retired GHS Jata Ismail Kheh, Distract Karak.
11. Muhammad Ajmal, SST Retired GHSS no.1 Tangli, District Charsada.
12. Sher Afzal, Headmaster Retired GHS Sarfara Killi, District

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Deputy Registrar

28 JUL 2021

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 0317)

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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.

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Deputy Registrar
05 JUL 2021

JAVED IQBAL GULBEA
Advocate
Supreme Court of Pakistan
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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 Shamlai District Batgram.
20. Iftikhar Uddin Chitral District Chitral.

.....Applicants/Petitioners).

VERSUS

1. Dr Kazim Niaz Chief Secretary Govt of K.P.K Secretariat Peshawar.
2. Yahya Akhon zada 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 # 3317)

FILED TODAY
Deputy Registrar
28 JUL 2021

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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 INATIATING CNTEMPT OF COURT PROCEEDING AGAINST THE RESPONDENTS.

Respectfully sheweth:

- 1. That the petitioners filed writ petition NO. 469-P/2018 on 12.07.18.
- 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 3 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

FILED TODAY
Deputy Registrar
05 JUL 2021

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(SC # 117)

ATTORNEY
KAMRAN

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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 INIATING 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 IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ABC # 437)

FILED TODAY
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28 JUL 2021

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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 **22.12.2021**

Petitioner(s) by: **Mr. L. Navab Ali Noor, Advocate.**

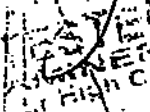
Respondent(s) by: **Syed Qaiser Ali Shah, AAG.**

JUDGMENT

HAZ ANWAR, J. Through this judgment, we intend to decide the instant COC petition and COC bearing **No.368-P/2021 in Writ Petition No.5761-P/2019** titled **"Gul Zarif 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

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JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(KSCN 317)


PESHAWAR HIGH COURT

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.

4. In view of the above when the order of this Court has duly been complied with; as such, no case for contempt of Court is made out. In view thereof, this and the connected COC petition stand dismissed. Notices issued to the respondents are hereby withdrawn.

Announced
Dt: 22.12.2021

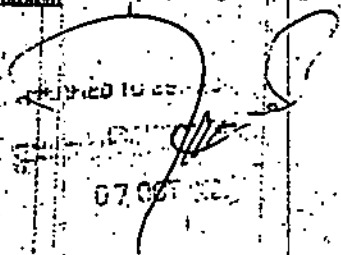

Chief Justice


Judge

FORM No. 2 (For the Chief Justice, Judges, Additional Judges and the Registrar)

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AVED IOBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC 5354)

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BEFORE THE PESHAWAR HIGH COURT PESHAWAR.

CDC No. 318/P 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 H.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 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. Dr Kazim Niaz Chief Secretary Govt of K.P.K Secretariat Peshawar.
2. Yahya Akhon zada Secretary (E & SE) Govt of K.P.K Civil Secretariat Peshawar.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(SC-17)

FILED TODAY
Deputy Registrar
28 JUL 2021

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Peshawar High Court

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

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..... (Respondents).

**PETITION UNDER ARTICLE 204 OF THE CONSTITUTION
OF ISLAMIC REPUBLIC OF PAKISTAN, 1973, SECTION 3
& 4 OF CONTEMPT OF COURT ACT, 1976 FOR
INATIATING CNTEMPT 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 passed
an orders/judgments/ on 12.2.20.
(Copies of the judgment / order as annex A)
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-1317)

FILED TODAY
Deputy Registrar

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

Gul Zarif and others

Vs.


Government of Khyber Pakhtunkhwa through Chief Secretary, Peshawar and others.

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

JUDGMENT

IJAZ ANWAR, J. For the reasons recorded in COC bearing **No.328-P/2021 in Writ Petition No.469-P/2018** titled **"Raham 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
Dt:22.12.2021


Chief Justice


Judge

CC-1: Hon'ble Mr. Justice Qaiser Usaid Khan, HC and Hon'ble Mr. Justice Ijaz Anwar

RECORDED TO BE
07 DEC 2021

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
ASC # 5017

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

JUDGMENT

IJAZ ANWAR, J. Through this judgment, we intend to decide the instant COC petition and COC bearing **No.368-P/2021 in Writ Petition No.5761-P/2019** titled **"Gul Zarif 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

SAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
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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.

4. In view of the above when the order of this Court has duly been complied with, as such, no case for contempt of Court is made out. In view thereof, this and the connected COG petition stand dismissed. Notices issued to the respondents are hereby withdrawn.

Announced
Dt: 22.12.2021

Chief Justice

Judge

CC-1, Karachi, Mr. Justice Qazi Faez Islam, Mr. Justice Ijaz Ahmad, Mr. Justice Nadeem Khan, Mr. Justice Usama Butt, Mr. Justice Uzma Begum, Mr. Justice Yousaf Ali

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M. J. Khan

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Advocate
Supreme Court of Pakistan
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BEFORE THE PESHAWAR HIGH COURT PESHAWAR,

COC NO 167 OF 2022 IN W.P NO. 469-P/2018.

1. Raham Akbar, Head Master Retired GHS Babu ai, 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 Shmoa I, District Mardan.
6. Ha Zrat Usman, Headmaster GHS Sarfara Kalli, 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. Eld Gul, SST Retired GHS Jata Ismail Khel, Distract Karak.
11. Muhammad Ajmal, SST Retired GHSS no.1 Tangi, District Charsada.
12. Sher Afazal, Headmaster Retired GHS Sarfara Killi, District

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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 Tangl, 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. Iftikhar 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
INATIATING CNTEMPT OF COURT PROCEEDING
AGAINST THE RESPONDENTS.**

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Advocate
Supreme Court of Pakistan

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PESHAWAR HIGH COURT, PESHAWAR
FORM OF ORDER SHEET

| Date of Order of Proceedings | Order or other Proceedings with Signature of Judge |
|------------------------------------|--|
| 1 | 2 |
| <p>ORDER 13.09.2022</p> | <p>COC No.167-P/2022 in COC No.328-P/2021 In Writ Petition No.469-P/2018</p> <p>Present: Mr. Javed Iqbal Gulbela, Advocate, for Raham Akbar et al., petitioners.</p> <p>Syed Sakandar 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> CHIEF JUSTICE</p> <p> JUDGE</p> |

(Pages) (D.A) Justice Qaiser Rashid Khan, CJ & Justice Syed Sakandar Hayat Shah, J

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
ASC# 511

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Peshawar High Court

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1631

BEFORE THE PESHAWAR HIGH COURT PESHAWAR.

COC NO **1631** OF 2022 IN W.P NO. 5751-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. 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 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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26 APR 2022

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

JAVED IQBAL QURESHI
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 INITIATING 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.

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Advocate
Supreme Court of Pakistan
(ASC # 5317)

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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 entrée, wrong awarded etc are annexure F.
- 9. That respondents deliberately, intentionally not honor the order of this Honorable court reason best known to them.

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 Supreme Court of Pakistan
 (ASC # 5317)

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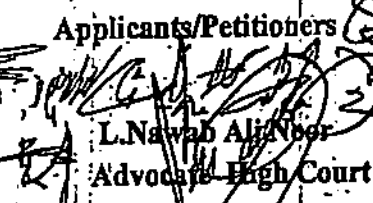
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10. That order of this honorable court is quite clear no ambiguity is there in spite of the same fact not act upon, not extend the said relief to respondents is day light contempt of this Honorable court.

11. That by disregarding, disrespecting the honorable order of this honorable court by respondents, those 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
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Supreme Court of Pakistan
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Advocate
Supreme Court of Pakistan
(ASC# 5317)

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BEFORE THE PESHAWAR HIGH COURT PESHAWAR.
COC NO 163 P 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.

Identified by
Liaqat Ali Khan

Deponent

JAVED IQBAL QURESHA
Advocate
Supreme Court of Pakistan
I.A.S.C. # 53171
Phone No: 17101-032021-1
Cell No: 03429877155

ATTESTED
EXAMINER
Peshawar High Court

No: 2273
Certified that the above was verified on solemnly
affirmation before me in office, this 26
day of April 2022 by Gul Zarif
s/o. Said Nazim s/o. Charsada
who was lawfully identified by
Who is personally identified by
Oath Commissioner
Peshawar High Court Peshawar.
26/04/2022

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08 MAR 2022

JAVED IQBAL QURESHA
Advocate
Supreme Court of Pakistan
(I.A.S.C. # 53171)

JAVED IQBAL DULBELA
Advocate
Supreme Court of Pakistan
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Deputy Director (Kash/M-I)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

- 8. Master file.
- 7. Section Officer (Primary) Govt of Khyber Pakhtunkhwa, RASB Department.
- 6. Official concerned.
- 5. Deputy Director (Legal) RASB Department Khyber Pakhtunkhwa Peshawar.
- 4. Section Officer (Legal) RASB KPK Peshawar.
- 3. District Education Officer (Male) Mardan.
- 2. Learning Officer Khyber Pakhtunkhwa, Peshawar High Court, Peshawar.
- 1. Learning Officer Khyber Pakhtunkhwa, Peshawar High Court, Peshawar.

File No. SST/201 Selection grade dated Peshawar the 19/11/2021.
Copy forwarded for information & action to the
Khyber Pakhtunkhwa Peshawar.
Director
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

Now therefore, in compliance of the judgment dated 06-11-2018, passed by the Honorable Peshawar High Court, Peshawar, regarding the case number that the balance quota of selection grade were totally utilized and there is no quota of selection grade as per available record of this office.

And whereas, the Govt. of Peshawar Finance Division (Regulation Wing) has issued also memorandum No. F.1(5)/MF/2001 (Salmanabad dated 09-09-2001, wherein, vide para 6 the Selection grade & above over has been discontinued, the petitioners are not entitled for the said award of selection grade.

And whereas, the petition in issue pertaining to selection grade at SST teachers has already been considered with order No. 706/P/No.506/N-14/S. Grade dated 08-05-2009, issued by the then Deputy Director (Legal) Director RASB, whereby it was intimated that the balance quota of selection grade posts was totally utilized hence there is no balance of selection grade post.

And whereas, the petitioners have already been advised that the balance quota of selection grade posts was totally utilized hence there is no balance of selection grade post.

Therefore, the instant writ petition is disposed of in the terms that in final sentence as under:

1. Whereas, the petitioners namely Mr. Baham Akbar Ex-Hon. Master and (23) Others filed writ petition No. 459-P/2018 before the Honorable Peshawar High Court, Peshawar with the following prayer:

It is therefore humbly prayed that the teachers who have been drafted listed, then retired before 30-11-2001 and similarly permitted to RPS-18 should be deducted from the above said list and the respondents be directed to process the case of the petitioners for the selection grade and to grant the said benefit after making proper correction in the above said record.

2. And whereas, the Honorable Peshawar High Court, Peshawar decided the case of the petitioner vide judgment dated 5-11-2018, the operative part of the judgment is reproduced as under:

NOTIFICATION

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
KHYBER PAKHTUNKHWA PESHAWAR

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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 Rustam, District Mardan.
3. Sher Zada SET Seniority No. 2212, Retired as SSS GHSS Bamkhel 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 Khail, 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. 2394, 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. 2232, Retired as Head Master GHS Mina Battan District Dir Lower.
15. Shahir Ud Din SET Seniority No. 2238, 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 (ata) 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 Khail SET Seniority No. 2236, Retired as Head Master GHS Rehan Kot District Dir Upper.
20. Fazal Raziq 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. 2668, Retired as Head Master GHS Kula Dand, District Peshawar.

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Petitioners

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WP4110-2022 RAHAM AKBAR VS STATE OF PESHAWAR

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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 hails 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 rein 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 BPS-17.(Copy of the notification dated:26-12-2008 is annexed here as annexure "A")

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Advocate
Supreme Court of Pakistan
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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 lass 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 dead fellows 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 fellows 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 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 Petitioners vide order Dated: 14-12-2017.
11. That thus the Petitioners 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 this August Court. (Copies of the W.P # 435-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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Respondents and for implementation of the Judgments of this August Court, by moving C.O.C Petitions bearing C.O.C # 328-P/2021 & S.O.C # 368-P/2021. (Copies of C.O.C # 328-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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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

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Supreme Court of Pakistan
(ASC # 2117)

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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 less 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 metted 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 QULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

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- H. That the most abominable aspect of the case of the Petitioners is that when the Write 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 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.
- 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: 28-12-2008 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 7632 teachers which figure comes to 2511 teachers, but on the other hand only

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Advocate
Supreme Court of Pakistan
(ASC # 637)

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Peshawar High Court

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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 cannon 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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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 on acceptance of the instant petition, the impugned implementation report/Notification No.1188-48/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 IOBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 337)

WP4110-2022 RAHAM AKBAR VS STATE CF-PGS162 (SB.pdf)

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Peshawar High Court

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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:26-12-2008 of the office of Secretary (E&SE) Department KPK and be extended the fruition's 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:26-12-2008 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 implamanted 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 Petitioners in the circumstances of the Case.

Dated: 06-10-2022

Petitioners

Through

Javed Iqbal Gulbela
ABC

NOTE:-

The petitioners had earlier filed their respective writ petitions, which were allowed by the Hon'ble court, where after COC's were moved but as the matter/case of the petitioners had been sent to department for consideration, which upon alleged consideration were turned down, so the petitioners sought permission from this Hon'ble court to file fresh writ petition, hence the instant petition.

Advocate.

LAW BOOKS:-

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

Advocate.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC No 6317)

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Peshawar High Court

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IN THE HON'BLE PESHAWAR HIGH COURT PESHAWAR

W.P No. ____/2022

Raham Akbar **Petitioner**

VERSUS

The Govt. of KPK & others **Respondents**

AFFIDAVIT

I, **Raham Akbar S/o Mir Haider R/o Abakhel, 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 Hon'ble Court.

[Signature]

DEPONENT

CNIC # 16101-1205569-3 ✓

Cell # 0345927188

Identified By: *[Signature]*

JAVED IQBAL GULBELA
ASC, Peshawar

2022
Certified that the above deponent has affirmed on solemnly affirmation before me on the day of 06 day of Oct 2022 at Mir Haider R/o Abakhel Mardan who is personally known to me.
[Signature]
Javed Iqbal Gulbela

CERTIFIED TO BE TRUE COPY
EXAMINER
Peshawar High Court, Peshawar
Authorized Under Article 57 of
the Qanun-e-Shahadat Act 1984
05 OCT 2024

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ACC)

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11 OCT 2022

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06/10/2022

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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 26.12.2008 of the office of the Secretary (E&SE) Department, KPK and be extended the fruitions 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

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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 Munawar 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 GUL BELA
Advocate
Supreme Court of Pakistan
(ASC # 53)

ATTESTED
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Supreme Court of Pakistan, the petitioners have approached this Court in 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, regretted 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.

①

5. 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

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(AC # 257)

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EXAMINER
Peshawar High Court

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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

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

Senior
Puisne Judge

Judge

(08) Hon'ble Mr. Justice Ijaz Ahmad and Hon'ble Mr. Justice Saeed Ahmad Ali

12409
Date of Presentation of Application 05-10-2024
No of Pages 14
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Date of Preparation of Copy 05-10-2024
Date of Delivery of Copy 05-10-2024
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EXAMINER
Peshawar High Court, Peshawar
Authorized Under Article 8-7 of
the Qanun-e-Shahadat Act 1984

05 OCT 2024

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To: The Deputy Director (Establishment) is
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**

Memo: Kindly refer to your Notification Encls. No. 2490-93 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 Honourable High Court Peshawar in different writ petitions:

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 23-03-2018 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 Encls. No. 3199-3233/A-82/Seniority List dated Peshawar 29-08-2001.

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

| | |
|---|------------|
| 1. Departmental Promotees | 651 |
| 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 Honourable 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)

ATTESTED

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

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC 537)

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

452
05-11-2019

ATTESTED

MAVED IOBAL BULBELA
Advocate
Supreme Court of Pakistan
(11/11/2021)

(A)

The committee received the enquiry containing Order No. 368790 dated 22/01/2021 & 02/02/2021 regarding the award of selection grade to SST BSS-16 up to the era of 30/11/2001 in compliance with the direction of Honorable Peshawar High Court in Writ Petition No. 435/P/2018 issued on 28/03/2018 & 469/P/2018.

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

In keeping it in view, the committee arranged the following meetings with the stakeholders, the details follows as:-

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 BSE for providing relevant documents. The concerned 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 12/02/2021 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 matter in detail.

Introduction / Background of the case

Subject: **CHECKING OF THE RECORD**

The Director BSE,
Khyber Pakhtunkhwa, Peshawar

To

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

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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 SETs (male) No.3199-3233/A-68/S. List Dated Peshawar 29-08-2001
- 2) WP No 435/P-2008
- 3) WP No 469/P-2018 /Fila
- 4) Unstriped seniority list of SETs 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 SETs of Education Department (male) corrected up-to 12-12-1989
- 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 SETs.
- 9) Minutes of DPC held on 29-11-2008
- 10) Minutes & notification of 208 selection grade awardees No. 4932-39/A-14/S/Grade/SETs dated 03-04-2007

Departmental Status

- ◆ According to Director R&SE office on 30-06-2001 total sanctioned strength of SETs in Districts and Agencies/FRs 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 34 eligible SETs on 11-10-2004(Annex-B)
- ◆ A DPC was held for the award of SG of SETs on 03-04-2007 and SG was awarded to 208 SETs (Annex-C)
- ◆ Another DPC was held for the award of SG on 09-04-2008 and awarded SG to 07 SETs (Annex-D)

(Annex-A)

ATTESTED

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IRFAT IQBAL G/LBELA
Advocate
Supreme Court of Pakistan
(A.C.#137)

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♦ A DPC meeting held on 29-11-2008 and awarded SG to 16 SETs (Annex-3)

Tabular Form

The above aforementioned 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 | 16 | 28 |

The above mentioned figures 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.

Petitioner's Statement

According to petitioner's statement that the Court has clearly directed that the "Final seniority list, the names of retired employees before 30-11-2001, already promoted employees to BPS-18 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 Peshawar High court Decision, Director BASH constituted a scrutiny committee comprising of- (Annex-F)

1. Mr. Mian 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.

(Signature)

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JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ACC No. 217)

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Which shows that 869 departmental promotion / Direct Selectees / retired / pre-mature retired / Double entries and Died before 30-11-2001 were removed from seniority list (Annex-C).

Consequent upon an updated seniority list (unsigned/un-notified) was prepared by the concerned section in the light of Writ Petition 469/18 (Annex-D).

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) | 2486 |
| 3 | Correction up to 30-11-2001 (Annex-F) | |
| | I. Department promotion | =661 |
| | II. Direct Selectees to HM/SSA 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 |
| | Awardies on 30-06-2001 | 869 |
| | | =1324 |
| | Post available for selection grade, on 30-06-2001 | 2486 |
| | | 1324 |
| | | =1162 |
| | 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 committee and came to the conclusion:-

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ATTESTED

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

JAVED IQBAL QULBELA
Advocate
Supreme Court of Pakistan
(A.C. No. 2471)

ATTESTED

4. Mr. Akbar Karim (AEO Primary Emps BPS-15)
(Member)
DEO (M) Peshawar

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

2. Amir Muhammad (Principal/SS BPS-18)
(Member)
GHSS Tuda Chitr Din (Member)

1. Farveez Iqbal (Principal BPS-18)
(Chairman)
GHSS NO.3 PESHAWAR CITY

- a) In the light of departmental sanction of the W.P. No. 435/2018 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 Jam Khan & No. 20 Malik Aman for verification Annex-C 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-C).

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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-14/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.6239-6583/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.SO(S)1-7/94, Dated. 05.03.1995, Selection Grade B.17 Awarded to SET's 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.SO(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.SO(S)1-7/97-JehanZab, Dated 06.01.1999. Total Left over SETs =61. | 61 |
| 8. | Selection Grade B. 17 Awarded to SETs B.16, Vide Notification No. 1496-1825/2-14/SETs/ 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.4932-39/A-24/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.1395-55/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.SO(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. SO(PE)2-6/E&SE/DPC Meeting/08, 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 |

off 5
2001

IRVED IOBAL JALBELA
Advocate
Supreme Court of Pakistan
1430

ATTESTED

وکالت نامہ

بعد الت: صاحب سروس سیکورٹی
 نام: محمد قتل
 منجانب: سروس سیکورٹی دعویٰ
 تاریخ: 12-11-2027

باعتنا تـ حـ ریر آنکـ ہ مقدمہ مندرجہ بالا عنوان اثنی طرف سے واسطے پیروی کی وجہ سے

بمقام: کیلئے جاوید اقبال گل بیلہ ایڈوکیٹ سپریم کورٹ آف پاکستان

کو بدیں شرط وکیل مقرر کیا ہے۔ کہ میں ہر پیشی کا کوڈ یا بزرگیہ مختار خاص رو 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 ہوں 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 ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کی کسی اور جگہ یا پکھری کے مقررہ اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے۔ اگر مقدمہ علاوہ صدر مقام پکھری کے کسی اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری 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 ہوں گے۔ مجھے کوکل پرداختہ صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور صاحب کو عرضی دعویٰ و جواب دعویٰ اور درخواست جرائے ذگری و نظر ثانی اپیل و نگرانی ہر قسم کی درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ذگری کے اجراء کرانے اور ہر قسم کے روپیہ وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور سپروٹاشی و راضی نامہ فیصلہ پر خلاف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور بصورت اپیل و برآمدگی مقدمہ یا منسوخی ذگری یا طرفہ درخواست حکم امتناعی یا قرتی یا گرفتاری قبل از اجراء ذگری بھی موصوف کو بشرط ادا نیگی علیحدہ مختار نہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا اس کے کسی جزو کی کاروائی کے واسطے یا بصورت اپیل، اپیل کے واسطے دوسرے وکیل یا ہیر سٹر کو بجائے اپنے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کے ہر امر دہی اور ویسے ہی اختیارات حاصل ہوں گے 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 سند رہے۔

مورخہ: مضمون مختار نامہ من لیا ہے اور چھٹی طرح لکھ لیا ہے اور منظور ہے۔

محمد قتل

محمد قتل