

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

APPEAL NO. 11/198/2020

**MUHAMMAD RAEES GUL VS EDUCATION DEPTT:**

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**APPELLANT**

**THROUGH:**

  
**NOOR MOHAMMAD KHATTAK**  
**ADVOCATE**

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

**APPEAL NO. \_\_\_\_\_/2020**

Mr. Muhammad Raees Gul, PST (BPS-12),  
GPS No.2 Kakshal, District Peshawar.

..... **APPELLANT**

**VERSUS**

- 1- The Government of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
- 2- The Secretary Finance Department, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 3- The Secretary Establishment Department, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 4- The Secretary, E&S Education Department, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 5- The Director, E&S Education, Khyber Pakhtunkhwa, Peshawar.

.....**RESPONDENTS**

**APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED SERVICE RULES NOTIFIED ON 24-7-2014 WHEREBY NOT INCLUDING THE SUBJECT OF COMPUTER SCIENCE IN THE ELIGIBILITY CRITERIA FOR PROMOTION OF PST'S TO THE POST OF SST (BPS-16) AND AGAINST THE SERVICE RULES NOTIFIED ON 24-4-2018 TO THE EXTENT OF S. NO. 2 COLUMN NO.5 OF THE TABLE WHEREBY NO QUOTA HAS BEEN ALLOCATED FOR APPELLANT CADRE i.e. PST AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.**

**PRAYER:**

That on acceptance of this appeal the impugned service rules Notified on 24-07-2014 may kindly be amended/ modified to the extent of serial No. 1B column No.3 of the table by including/ inserting the computer science subject of the appellant in column No. 3 and the impugned service rules dated 24-04-2018 may kindly be amended/ modified to the extent of Serial No. 2 in column No.5 of the table by allocating promotion quota for the appellant's cadre i.e. PST and the respondents may further please be directed to consider the appellant for promotion to the posts of SST (BPS-16) with all back benefits. Any other remedy which this august Service Tribunal deems fit that may also be awarded in favor of the appellant.

**R/SHEWETH:**  
**ON FACTS:**

**Brief facts giving rise to the present appeal are as under:**

- 1- That the appellant was appointed as PST in the respondent No.5 Department and is serving the Department quite efficiently and up to the entire satisfaction of his superiors. Copy of the appointment order is attached as annexure..... **A.**
- 2- That it is pertinent to mention here that appellant qualification is B.Sc. in Computer Science and was appointed/ selected on this qualification in the respondent No.5 department. Copies of the educational testimonial are attached as annexure.....**B.**
- 3- That it is important to mention here that the respondents framed service structure/ rules of the different teaching cadres vide notification dated 24-07-2014, wherein Serial No. 1B the post has been mentioned as SST (BPS-16) for which the qualification and eligibility has been mentioned in column No.3 i.e. by including all subjects except the subject of appellant i.e. Computer science subject. Copy of the notification dated 24-07-2014 is attached as annexure ..... **C.**
- 4- That it is further to mention here that the respondents vide notification dated 24-04-2018 notified service structure/ rules for the different cadres of Information technology including the post of Secondary School Teacher- Information Technology SST (BPS-16) on Serial No.2 and in column No.5 of the table wherein eligibility for promotion to the post of SST-IT was mentioned as follows:
  - a) **Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-IT with five years service as such and having the qualification prescribed for the post of Secondary School Teacher –IT.**
  - b) **Fifty percent by initial recruitment.**But in the said Rules again the cadre of the appellant has been ignored i.e. PST Computer Science. Copy of the notification dated 24-04-2018 is attached as annexure..... **D.**
- 5- That appellant feeling aggrieved from both of the notifications mention above had preferred a departmental appeal/

representation. Copy of the departmental appeal is attached as annexure.....E.

- 6- That where after the appellant preferred a writ petition No. 596-P/2019 before the August Peshawar High Court, Peshawar and the same was dismissed as not maintainable and the appellant was directed that he may seek his remedy from proper forum i.e. Khyber Pakhtunkhwa Service Tribunal Peshawar vide judgment dated 03-09-2020. Copy of the judgment dated 03-09-2020 is attached as annexure..... F.
- 7- That having no other remedy the appellant preferred the instant appeal on the following grounds amongst others.

**GROUND:**

- A- That the by not including the subject of computer science in the impugned service rules dated 24-07-2014 and not allocating the quota for appellant cadre i.e. PST (Computer Science) in the impugned service rules dated 24-04-2018 is against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be modified/ rectified to the extent that subject of computer science in the eligibility criteria in the service rules dated 24-07-2014 may be included and the quota of the appellant cadre be allocated in the service rules dated 24-04-2018.
- B- That appellant has not been treated in accordance with law and rules by the respondent Department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C- That the said service rules dated 24.7.2014 and 24.4.2018 are violative of Section-9 of the Civil Servant Act, 1973 read with Rule-7 of the Appointment, Promotion and Transfer Rules, 1989.
- D- That the respondents acted in arbitrary and mala fide manner while issuing the impugned service rules dated 24-07-2014 and dated 24-04-2018 by not including the subject of computer science and not allocating the promotion quota for the cadre of appellant quota.
- E- That the act and action of the respondents is discriminatory, therefore not tenable and liable to be modified/ rectified.
- F- That under Article 38(e) of the Constitution of Pakistan 1973 state is bound to reduce disparity in the income and earning of the individuals including persons in the various service of Pakistan.

G- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 01.10.2020.

  
**APPELLANT**

**MUHAMMAD RAEES GUL**

  
**THOROUGH:**

**NOOR MOHAMMAD KHATTAK**

**KAMRAN KHAN**

**SHAHZULLAH YOUSAFZAI**

**&**

  
**MIR ZAMAN SAFI  
ADVOCATES**

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

**APPEAL NO. \_\_\_\_\_/2020**

**MUHAMMAD RAEES GUL**

**VS**

**GOVT: OF KPK**

**APPLICATION FOR CONDONATION OF  
DELAY IN FILING THE ABOVE NOTED  
APPEAL**

**R.SHEWETH:**

- 1- That the appellant has filed an appeal along with this application in which no date has been fixed so far.
- 2- That the appellant prays for the condonation of delay in filing the above noted appeal inter alia on the following grounds:

**GROUND OF APPLICATION:**

- A- That valuable rights of the appellant are involved in the case hence the appeal deserve to decide on merit.
- B- That it has been the consistent view of the Superior Courts that cases should be decided on merit rather on technicalities including the limitation. The same is reported in 2002 PLC C:S 1388, 2004 PLC (CS) 1014 and 2003 PLC (CS) 76.

It is therefore prayed that on acceptance of this application the delay in filing the above noted appeal may please be condoned.

**APPELLANT**

**THROUGH:**

  
**NOOR MOHAMMAD KHATTAK  
ADVOCATE**

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

C.M. NO. \_\_\_\_\_/2020  
IN

APPEAL NO. \_\_\_\_\_/2020

MUHAMMAD RAEES GUL

VS

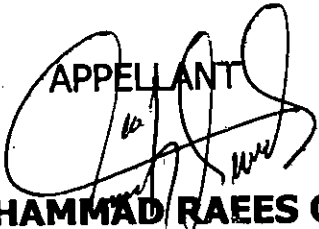
GOVT: OF KPK & OTHERS

**APPLICATION FOR RESTRAINING THE RESPONDENTS**  
**NOT TO FILL UP THE SECONDARY SCHOOL TEACHER**  
**(BPS-16) POSTS FROM PROMOTION QUOTA TILL THE**  
**FINAL DISPOSAL OF THE INSTANT APPEAL.**

**R.SHEWETH:**

1. That, the appellant has filed the above titled service appeal before this Honorable Tribunal in which no date has so far been fixed.
2. That, appellant filed the above mentioned service appeal against the impugned service rules dated 24.7.2014 & 24.4.2018 whereby no promotion quota has been allocated for PST Cadre.
3. That, all the three ingredients required for grant of stay are in favor of the appellant.
4. That, any other ground would be taken at the time of arguments with prior permission of this Honorable Tribunal.

It is therefore, most humbly prayed that on acceptance of this application the respondents may kindly be restrained not to fill up the posts of SST (BPS-16) & SST (I.T) from promotion quota till the disposal of the instant service appeal.

APPELLANT  
  
MUHAMMAD RAEES GUL

THROUGH:  
NOOR MOHAMMAD KHATTAK  
ADVOCATE,  
High Court Peshawar

Better copy

A-(B)

## Appointment of order PST male 2010

## OFFICE OF THE EXECUTIVE DISTRICT OFFICERS ELEMENTARY &amp; SEC: EDUCATION PESHAWAR

## APPOINTMENT

Consequent upon the selection by the Departmental selection committee the following PST (PTC) trained Male Candidates are hereby appointed on regular basis in BPS 07 Rs.3530-190-9230 Plus usual allowances as admissible under the rules from the date of their taking over charge in the school noted against each their name on the following terms and conditions.

OPEN MALE @ 60 %										
S.NO	FORM NO.	NAME / FATHER'S NAME WITH	UC NO	UC NAME	PF NO	D/O BIRTH	Merit No.	SCORE	Posta At	REMARKS-
1	398	Imran Khan S/o Muhammad Iqbal R/o Chahi Payan Peshawar	79	Shahi Bala	7	2/15/1985	1	65.99	GPS Shahi Bala	Against vacant post
2	405	Bashir Ahmed S/o Khad Mir Khan R/o Vir shaqi Thana	78	Kafoor Dehri	7	4/4/1983	2	64.65	GPS No.1 Adezai	Against vacant post
3	441	Mohammad Rafiq S/o Faiz Ur Rehman R/O Isa Khel Hamid Nahaqi	73	Gul Bela	9	13/8/1982	3	64.51	GPS Kana	Against vacant post
4	465	Arshad Iqbal S/o Abdul Arif R/o Nahaqi Pesh	72	Nahaqi	9	7/10/1981	4	64.24	GPS No.2 Malakan Dher	Against vacant post
5	431	Israr Ullah S/o Inntullah R/o Garhi Sherdad	84	Garhi Sherdad	7	7/12/1985	5	64.06	GPS Mera Mama Khel	Against vacant post
6	413	Shah Faisal S/o Ghulam Nabi R/o V.P.O.Chagai Hindkian	87	Daag	8	7/12/1985	6	64.05	GPS Darmangi	Against vacant post
7	415	Mujeeb ur Rehman S/o Waras Khan R/o Moh: Mission Khel Urmar Payan	45	Urmar Pyan	11	3/10/1983	7	63.34	GPS Lassay Karoona	Against vacant post
8	488	Ayaz Ahmad S/o Mehar Dad Khan R/o Gulzai Pesh	66	Budnai	9	10/8/1982	8	62.82	GPS No.1 Sudni	Against vacant post
9	1400	Ali Rehman S/o Said Ahmed R/o Garhi Abdus Samad Naquman	73	Gul Bela	9	15/2/1985	9	62.55	GPS Daag	Against vacant post
10	1474	Arif Shah S/o Pir Wali Shah R/o Garhi Bolach R/o Abad Dalazak Road	86	Larama	8	7/6/1983	10	62.23	GPS Larama	Against vacant post
11	288	Ayub Khan S/o Mian Khan R/o Umer Talab Urmar Miana	46	Urmar Miana	11	1/3/1984	11	62.20	GPS Mera Urma Pyana No.1	Against vacant post
12	1321	Sher Wali S/o Wali Khan R/o Garhi Chandan Moh: Churagh Pesh	47	Urmar Bala	11	7/6/1977	12	61.80	GMPS Ghari Shah Sulmen	Against vacant post
13	318	Akbar Zaman S/o Said Rehman R/o Yousaf Khel Urmar	47	Urmar Bala	11	1/20/1985	13	61.08	GPS Ghari Chandan Miana	Against vacant post
14	1326	Arbab Baktiar Khalil S/o Shoukat Khan R/o St: No./1 Jahangir Abad University Road	37	Shaheen Town	5	10/10/1979	14	61.05	GPS No.2 Gharib Abad	Against vacant post
15	460	Mohammad Shoaib S/o Awal Khan R/o Bazid Khel Moh: Ali Khel Pesh	49	Bazid Khel	6	1/25/1980	15	61.00	GPS No.3 Bazid Khel	Against vacant post
16	553	Ashfaq Ahmad S/o Raees Khan R/o Moh: Kamali Garhi Mathra	88	Mathra	7	4/20/1983	16	60.57	GPS Pir Kala	Against vacant post



S.NO	FORM NO.	NAME / FATHER'S NAME WITH	UC NO	UC NAME	PF NO	D/O BIRTH	Merit No.	SCORE	Posta At	REMARKS-
17	1495	Mohammad Nadeem S/o Muslim Khan Vill: Pishtakhra	60	Pishtakhr Payan	5	04/04/1977	17	60.35	GPS Pishtakhr Payan	Against vacant post
18	83	Ibadullah S/o Sher Bahdar R/o Moh: Arbat Mera Mashogagar	50	Mashoog arag	11	8/5/1981	18	60.34	GPS Muhammad Ali Kalay	Against vacant post
19	1213	Nasir Khan S/o Mir Khan R/o Moh: Kachi Near Malang Bab Lahori Gate	14	Lahori	2	1/1/1981	19	60.30	GMPS Shaheen Muslim Town 2	Against vacant post
20	120	Mohammad Tahir Shah S/o Sher Badshah r/o R/O Moh: Muslim Abad Kandi Payan Nahaqi	72	Nahaqi	9	2/4/1983	20	60.30	GPS Tipu Koroona	Against vacant post
21	1019	Shamshad Khan S/o Roshan Zameer R/o Vill: Takhtabad No.2 Charpariza Pesh	89	Kaniza	8	6/12/1978	21	60.24	GPS Hassan Abad	Against vacant post
22	718	Jehanzaib Khan S/o Auranzaib Khan R/o Naik Ahmed Kalli Shahi Payan	79	Shahi Bala	7	18/04/79	22	60.03	GPS Shahi Bala	Against vacant post
23	1175	Tariq Nadeem S/o Fida Muhammad Vill: Ghari Mali Khel	57	Sulman Khel	11	3/8/1984	23	60.03	GPS Ghairabad Mushtarzai	Against vacant post
24	33	Mohammad Javed S/o Sorab Gul R/o Moh: Budni Koroona Sufaid Sang	78	Kafoor Dheri	7	4/9/1987	24	60.02	GPS Niza Wari	Against vacant post
25	95	Zubair Shah S/o Mehboob Shah R/o Shahi Bala Pesh	79	Shahi Bala	7	4/4/1980	25	59.82	GPS Mera Shahi Bala No.1	Against vacant post
26	1075	Mohammad Humayun S/o Murad Khan R/o Vill: Babzai Nahaqi Pesh	75	Takht Abad	9	1/5/1982	26	59.75	GPS Mulezai	Against vacant post
27	1104	Munwar Khan S/o Ahmed Sher Vill: Kanoo Dheri Warsak Road	83	Panam Dheri	7	2/4/1982	27	59.75	GPS Mah Gul Koroona	Against vacant post
28	363	Bakht Wali S/o Siraj Muhammad R/o Urmar Bala	47	Urmar Bala	11	11/15/1978	28	59.64	GPS Faiz ullah	Against vacant post
29	1317	Muhammad Siraj S/o Faqir Muhammad R/o Lala Pesh	64	Lala	9	22/4/79	29	59.28	GPS Dheri Kalli Lalai	Against vacant post
30	1128	Sareer Khan S/o Qayyum Khan R/o Moh: Halki Urmar Bala	47	Urmar Bala	11	20/3/85	30	59.15	GPS No.2 Inzari Taleband	Against vacant post
31	1061	Naveed Ullah S/o Saqib Khan R/o Aka Khel Mathra Pesh	84	Ghari Sher Dad	7	3/25/1981	31	59.09	GPS Mera Mama Khel	Against vacant post
32	1165	Syed Noor ul Hassan S/o Mehmood Hassan R/o Takht abad Awal	75	Takhtabad	9	4/1/1983	32	59.03	GPS Takht Abad Awal	Against vacant post
33	676	Naseer Ahmed S/o Habib Ur Rehman R/o Faqir Ghari V.P.O Faqir Kalay	85	Pajaggi	8	1/8/1980	33	58.95	GPS Pajaggi	Against vacant post

S.NO	FORM NO.	NAME / FATHER'S NAME WITH	UC NO	UC NAME	PF NO	D/O BIRTH	Merit No.	SCORE	Posta At	REMARKS-
34	476	Faqir Hussain S/o Shah Jehan House No.714 Mohallah Muslim abad No.2 Kakshal	24	Kakshal No.1	1	11/06/1987	34	58.84	GPS Fatu Abdur Rahima No.1	Against vacant post
35	1243	Asif Khan S/o Waqaf Khan R/o Mashogagra Kandi Killi Khel Pesh	56	Mashoog arag	11	6/8/1969	35	58.80	GPS Syed Garhi M.Gagggar	Against vacant post
36	476	Faqir Hussain S/o Shah Jehan House No.714 Mohallah Muslim abad No.2 Kakshal	24	Kakshal No.1	3	11/5/1987	36	58.84	GPS Garhi Bolach	Against vacant post
37	507	Zulfiqar Ali S/o Farhad Ali R/o Takhtabad Awal	75	Takhtaba d	9	6/12/1988	37	58.74	GPS Chati Payan	Against vacant post
38	1179	Sher Dil Khan S/o Banam Khan R/o Sufaid Sang Shah Gul Pesh	78	Kafoor Dheri	7	16/2/1982	38	58.73	GPS Ali Ahmed Banda	Against vacant post
39	695	Waqif Khan S/o Mir Aslam R/o Moh: Hati Khel Masho Khel	58	Sheikh Khan	11	2/1/1984	39	58.70	GPS Masho Pak No.1	Against vacant post
40	911	Gul Zaman S/o Ali Jan R/o Vill: Chuti Bala	77	Haryana	3	10/1/1973	40	58.65	GPS Band Inayatulla h	Against vacant post
41	1100	Irfan Khan S/o Nawab Khan R/o Yarana Khel Sher Kora Pesh	63	Sherikhar	10	10/1/1973	41	58.57	GPS Adezi Sherkhar	Against vacant post
42	17	Muhammad Sadeeq Khan S/o Sabz Ali Khan R/o Mathra Bachay Garhi Jalat Khan Mera Surzai Payan	68	Mera Surzai Pyana	19	2/8/1983	42	58.28	GPS Band Saif ur Rehman	Against vacant post
43	1427	Mohammad Raees Gul S/o Rehman Gul R/o H: No.1761 Moh: Moti Dabgari	17	Asia	3	4/6/1985	43	58.24	GPS Kakshal No.2	Against vacant post
44	553	Hidayatullah S/o Wahid R/o Harian Bala Pesh	77	Haryana	8	4/20/1985	44	58.21	GPS Haryana Payan	Against vacant post
45	634	Noor Mahmud S/o Fazal Hakeem R/o Moh: Rashid Abad Rasheed Garhi	21	Yakatoot 2	3	1/10/1976	45	58.15	GPS GMPS Tarnab Deh	Against vacant post
46	708	Najum Khan S/o Abdul Khana R/o Vill: PO Sufaid Sang	78	Kafoor Dheri	7	3/11/1988	46	58.14	GPS Kafoor Dheri	Against vacant post
47	1043	Adil Shah S/o Samin Jan R/o Nasir Abad Choolapur	84	Garhi Sher Dad	7	9/10/1988	47	58.12	GPS Lalma Badeer	Against vacant post
48	20	Irfanullah S/o Shamshad Khan R/o Moh: Hassan Khel Dir Balā Pesh	29	Din Bahar	6	3/23/1983	48	58.10	GPS Darwazgai	Against vacant post
49	1439	Raza Khan S/o Azad Khan R/o Moh: Garhi Khel Ahmad Khel	49	Bazid Khel	6	3/10/79	49	58.08	GPS No.1 Maroozal	Against vacant post
50	30	Mohammad Ilyas S/o Yar Muhammad R/o Shagi Payan Tipu Koroona	82	Juggni	8	3/1/1982	50	58.08	GPS Chuhtai Payan	Against vacant post

FORM NO.	NAME / FATHER'S NAME WITH	UC NO.	UC NAME	PF No	D/O BIRTH.	Merit No.	SCORE	Postat	REMARKS-
2	1603 Muhammad Ali S/O Hakim Muhammad Yousaf R/O H.No.552 Moh. Shali Kooban Peshawar	17	ASIA	3	04/12/1982	2	51.68	GPS Mula	Against Vacant post
3	265 Shakir Ullah S/O Rijab Khan Vill: Dathran	74	Khatki	8	7/7/1979	3	52.29	GPS Garhi Sidu	Against Vacant post
4	273 Zainul Abadin S/O Abdul Sadiq R/O Moh: Khadu Khel Adezai	61	ADEZAI	10	17/08/1979	3	49.70	GPS Bela N Khan	Against Vacant post
5	1497 Ilyas Khan S/O Qasim Jan R/O Jamal Ud Din Qilla Naguman Peshawar	73	Gul Bela	9	15/02/1987	4	48.15	GPS Aziz K Mattani	Against Vacant post
6	182 MUHAMMAD ASIF S/O FAZAL RABBI R.O H 471 SIKANDAR PURA PESH	14	LAHORI	2	12/04/1976	5	47.69	GPS Chohan Gujar	Against Vacant post
7	674 JABBAR HAYAT S/O UMAR HAYAT MOH: BALOKHEL BALA BADASER	54	BADABER R. MARYAMZAI	10	20/03/79	6	46.12	GPS No.1 Badber	Against Vacant post
8	1040 MUJAHID KHAN S/O ABDUL AKBAR KHAN R/O GHARI SHERDAD	84	SHER DAD	7	28/11/1978	7	45.45	GPS Nahaqi	Against Vacant post
9	1548 IRFAN ULLAH S/O WAHEED ULAH VILL: GULOZAI	66	BUDHNI	9	02/10/1975	8	45.26	GPS Gul Bela	Against Vacant post

## TERMS &amp; CONDITIONS :-

- The will be governed by such rules and regulation as may prescribed by the Govt: from time to time for category of the Govt: servant to which they belong.
- Their services will be liable to termination at any time with out any notice in case of resignation one month prior notice should be given by the official / teacher concerned other wise one month allowances will be forfeited in lieu thereof in to the Govt: treasury.
- They should take over charge of their post with in fifteen (15) days after issue of this Notification / order otherwise the offer of appointment should stand cancelled automatically.
- Their appointments are purely temporary and liable to termination / reverted at any stage without assigning any notice / reason.
- Their service will be liable to termination at any stage if their certificates / Degrees / Customs / Domicile etc: found fake and they will be handed over to the police.
- Their original certifies / Degrees should be checked and verified from the concerned Board / University concerned by the DDO (Male before handed over charge being a DDO
- Their salary may not be drawn till the complete verification of Certificate / Degrees
- Their declaration of Assets should be obtained and kept in safe custody by the DDO Concerned
- They are required to produced Health and age certificate from the Civil Surgon concerned before taking over charge.
- Charge report should be submitted to all concerned.
- NO TA-DA etc: is allowed being 1st appointment.
- They should not apply for transfer at any stage
- All the candidates appointed on regular basis to a services of post in the prescribed manner at the commencement of the said act shall for all intents and purpose be civil servant except for the purpose of pension or gratuity. Such a civil servant shall in lieu of pension and gratuity be entitled to received such amount contributed by them towards the contributory provident fund.

NO	FORM NO.	NAME / FATHER'S NAME WITH	UC NO.	UC NAME	PF No.	D/O BIRTH	Merit No.	SCORE	Post at	REMARKS
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along with the contribution made by the Govt. to his account in the said fund in the prescribed manner.

- 14. They are entitled to get the benefits of regular employees except pension / gratuity.
- 15. The above candidates will be entitled for CP Fund for which the Govt. and Civil Servant will pay 10 % as contributory fund or as per policy in vogue
- 16. The above selection has been made on the following criteria  
Obtained marks multiplied by allocated marks to certificates / Degrees and Divided by total by total marks i.e. 550X30/10.41

Allocation marks :-

SSC	30
FA / F.Sc	20
BA / B.Sc	10
MA / M.Sc	5
Professional	30
Experience	5 ( For one year = 2 marks, two years = 03 & three year and above = 05 marks )

JAMIL UR REHMAN  
EXECUTIVE DISTRICT OFFICER  
EM: & SEC: EDUCATION PESHAW

Endst: No. 5675-6527/Appointment PST (Male) Dated Peshawar the 10th May 2010

Copy of the above is forwarded for information and necessary action to the :-

1. Honourable MPA Mr. Mukhtiar Khan Chairman Education Standing Committee
2. PS to Minister for Education Pakhtoon Khwa
3. District Accounts Officer Peshawar with the remarks that the bills of the above named candidates may not be honour till the issue of pay released order by District Officer (Male) Peshawar.
4. District Officer (Male) Elementary & Secondary Education Peshawar.
5. Dy District Officer ( Male) Peshawar with the remarks to verify all original certificates / Degrees etc: personally from the concerned Boards / Universities and compare these with the merit list lying in the office to avoid any completion at latter stage filling wich he will be held responsible for any mishaps. He is further directed to furnish a certificate that physical has been carried out also mention the detail of fake case if found.
6. PST to Secretary to Govt: of Pakhtoon Khwa Elem: & b Sec: Deptt:
7. PS to Director Elem: & Sec: Education Govt: of Pakhtoon Khwa.
8. 420 Head Masters concerned
- 430-
- 840 All candidates concerned.
- 850-
52. ADO ( Erstab: ) / ADO (Accounts) / Supdt: (Estab:) Concerned.

10/5/10  
EXECUTIVE DISTRICT OFFICER  
EM: & SEC: EDUCATION PESHAW

OFFICE OF THE EXECUTIVE DISTRICT OFFICER ELEMENTARY & SEC. EDUCATION PESHAWAR  
**APPOINTMENT.**

Consequent upon the selection by the Departmental selection committee the following PST (PTC) trained Male candidates are hereby appointed on regular basis in BPS 07 Rs.3530-190-9230 Plus usual allowances as admissible under the rules from the date of their taking over charge in the school noted against each their name on the following terms and condition:-

OPEN MALE @ 60 %										
S.NO	FORM NO.	NAME / FATHER'S NAME WITH	UC NO.	UC NAME	PF No.	D/O BIRTH	Merit No.	SCORE	Post at	REMARKS
1	308	Muham Khan S/O Mohammad Iqbal R.O Shahi Payan Pesh	75	Shahi Bala	7	2/19/1988	1	65.99	GPS Shahi Bala	Against Vacant Post
2	405	Muham Ali Khan S/O Khadir Khan S/O V.P.O Thana	76	Kafayat Dahn	7	06/11/1988	2	64.63	GPS No.1 Adzani	Against Vacant Post
3	647	Mohammad Kala, S/O Fazl Ur Rehman S/O Ghani Khel Hamid Nafar	73	Gulistan	9	1/10/1988	3	64.51	GPS Kala	Against Vacant Post
4	468	Azhar Iqbal S/O Azhar Ali, S/O Nakhai Pesh	72	Nakhai	9	3/10/1987	4	64.24	GPS No.2 Malkhan Dher	Against Vacant Post
5	434	Muham Ghani S/O Inatullah S/O Ghani Chandani	84	Gulistan Dah	7	1/10/1988	5	64.00	GPS Mera Mera Khal	Against Vacant Post
6	412	Shah Faraz S/O Ghulam Nabi S/O V.P.O Shagan Hindkhan	87	Deeg	8	01/11/1987	6	64.05	GPS Darmang	Against Vacant Post
7	415	Muhammad Roshan S/O Yousaf Khan S/O Munir Muzaffar Khel Urmar Payan	45	Urmar Payan	11	2/10/1988	7	63.34	GPS Lashay Kardana	Against Vacant Post
8	436	Ayub Ahmed S/O Mehar Dad Khan R.O Dula Zal Pesh	63	Budan	8	10/10/1982	8	62.83	GPS No.1 Budan	Against Vacant Post
9	1459	Ali Raza Khan S/O Almad Khan S/O Chah Abbas Syed Naguman	73	Gulistan	9	1/10/1988	9	62.55	GPS Dab	Against Vacant Post
10	1474	Amir Shah S/O P.O Wali Shah Chah Baloch S/O Asad Dolozak Road	85	Larama	8	07/11/1988	10	62.23	GPS Larama	Against Vacant Post
11	269	Ayub Khan S/O Mian Khan S/O Umar Talab Urmar Miana	46	Urmar Miana	11	1/10/1984	11	62.20	GPS Mera Urmar Payan No.1	Against Newly Sanction Post
12	1321	Shah Wali S/O Wali Khan S/O Ghani Chandan Mian Churagh Post	47	Urmar Bala	11	7/5/1977	12	61.60	GPS Ghani Shah Saloman	Against Newly Sanction Post
13	319	Akbar Zaman S/O Said Rahman S/O Yousaf Khel Urmar	47	Urmar Bala	11	1/10/1988	13	61.08	GPS Ghani Chandan Miana	Against Newly Sanction Post
14	1325	Ayub Bakar Khalil S/O Shaukat Khan S/O S/O M.A. Jehangir Abad University Road	37	Shahcen Town	5	10/10/1979	14	61.05	GPS No.2 Shah Abbas	Against Vacant Post
15	469	Muhammad Saad S/O Awal Khan S/O Saad Khal Mahallah Ali Khel Pesh	49	Bazid Khal	8	1/10/1988	15	61.00	GPS No.3 Bazid Khal	Against Vacant Post
16	309	Ashraf Ahmad S/O Kader Khan S/O Mian Kamran Ghani Mathra	89	Mathra	7	02/10/1988	16	60.57	GPS P.O Dula	Against Newly Sanction Post

ATTESTED



Sr NO	FORM NO.	NAME / FATHER'S NAME WITH	UC NO.	UC NAME	PS NO.	D/O BIRTH	Merit No.	SCORE	Post: At	REMARKS
34	472	FACIR HUSSAIN S/O SHAH JEHAN HOUSE NO 714 MOHALLAH MUSLIM ABAD NO2 KAKSHAL	24	KAKSHAL	1	11/03/1957	34	59.84	GPS Fata Abdur Rehima No.1	Against Newly Sanction Post
35	1243	Asif Khan S/O Waqif Khan /to Masno Gager Kanur Khali Khol Pesh	58	Masno Gager	11	03/11/1971	35	59.80	GPS Shreed. Ghar(M. Gager)	Against Newly Sanction Post
36	476	Facir Hussain S/O Shah Jehan /to House No 714 Mohallah Muslim Abad No2 Kakshal	24	Kakshal 1	3	11/03/1957	36	59.84	GPS Gami Saleesh	Against Vacant Post
37	507	Zulfiqar Ali S/O Farhad Ali /to Thakhat Abad Kwal	75	Takhat Abad	5	01/01/1955	37	59.74	GPS Jatti Payan	Against Newly Sanction Post
38	1179	Sher Di Khan S/O Benam Khan /to Sufaid Sung Shah Gai Pesh	78	Kafoor Dohri	7	18/02/1952	38	59.73	GPS Ali Armed Banda,	Against Newly Sanction Post
39	655	Waqif Khan S/O Mir Adum /to Moh; Holi Khel Mashokhal	59	Sheikhan	11	21/11/1954	39	59.70	GPS Masno Pakay No.1	Against Vacant Post
40	911	Gul Zaman S/O Ali Jan /to Villi Chalia Bala	77	Haryana	3	10/11/1973	40	59.65	GPS Banda Inayudhah	Against Vacant Post
41	1169	Mizan Khan S/O Nawab Khan /to Yaran Khel Shera Kern Pesh	63	Sherkira	10	11/11/1971	41	59.57	GPS Asadli Charkira	Against Vacant Post
42	177	Muhammad Qasab Khan S/O Saad Ali Khan /to Motta Barchay Gathi Jalat Khan Mera Gunzer Payan	68	Mera Suriali Payan	10	21/11/1953	42	59.53	GPS Banda Saifur Rahman	Against Vacant Post
43	1427	Muhammad Raza Gul S/O Raman Gul /to H. No. 1761 Moh; Moh Dohri	17	Aola	3	10/11/1959	43	59.24	GPS No.2 Kakshal	Against Vacant Post
44	525	Haidatullah S/O Wahid /to Haryana Bala Pesh	77	Haryana	3	1/03/1955	44	59.21	GPS Haryana Payan	Against Vacant Post
45	634	Noor Muhammad S/O Fakh Hakim /to Moh; Nohad Jhalat Rhandi Gital	21	Yako Toor	3	11/03/1975	45	59.15	GPS G.M.P.S Tarnab Dah	Against Vacant Post
46	703	Aqunand Khan S/O Abdurhannan /to Village & PO Sufaid Sung Pesh	78	Rufser Dohri	7	21/11/1953	46	59.14	GPS Kafoor Dohri	Against Vacant Post
47	1043	Adil Ghani S/O Samin Jan /to Thakhat Abad Chahalla	84	Gathi Sher Dohri	7	01/01/1955	47	59.12	GPS Lalma Gadsar	Against Vacant Post
48	20	Irfan ulha S/O Shomahad Khan /to Moh; Hassan Khel Doh Bahador Pesh	29	Doh Bahador	6	02/01/1954	48	59.10	GPS Sarwagar	Against Newly Sanction Post
49	1436	Raza Khan S/O Haid Khan /to Moh; Gharl Khel Ahmed Khel	49	Basid Khel	6	01/01/1970	49	59.05	GPS No.1 Marozai	Against Vacant Post
50	32	Muhammad Ilyas S/O Yaqub Muhammad /to Charah Payan Tapa Kereana Peshawar	82	Jogai	6	01/01/1958	50	59.02	GPS G.M.P.S Payan	Against Vacant Post

ATTESTED

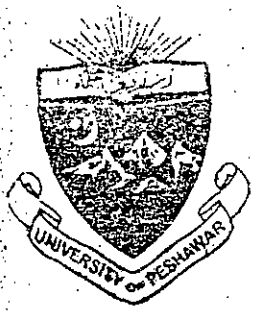
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S. NO.	FORM NO.	NAME / FATHER'S NAME WITH	UC NO.	UC NAME	PF No.	D/O BIRTH.	Merit No.	SCORE	Postat A.	REMARKS-
2	1603	Muhammad Ali S/O Hakim Muhammad Yousaf R/O H.No.552 Moh. Shali Kooban Peshawar.	17	ASIA	3	04/12/1982	2	51.68	GPS Mulaz	Against Vacant post  8
3	265	Shakir Ullah S/O Rajab Khan Vill Jalman	74	Khatki	8	7/1/1979	3	52.20	GPS Garhi Sudu	Against Vacant post
4	273	Zainul Abidin S/O Abdul Sadiq r/o Moh: Khadu Khel. Adezai	61	ADEZAI	10	11/08/1979	3	49.70	GPS Bela N Khan	Against Vacant post
5	1497	Ilyas Khan S/O Qasim Jan R/O Jamal Ud Din Qilla Naguman Peshawar.	73	Gul Bela	9	15/02/1987	4	48.15	GPS Aziz K Maltani	Against Vacant post
6	182	MUHAMMAD ASIF S/O FAZAL RABBI R.O H 471 SIKANDAR PURA PESH	14	LAHORI	2	12/04/1975	5	47.69	GPS Choha Gujar	Against Vacant post
7	674	JABBAR HAYAT S/O UMAR HAYAT MOH: BALOKHEL BALA BADASER	57	BADABE R MARYAM ZAI	10	20/03/79	6	46.12	GPS No.1 Badber	Against Vacant post
8	1040	MUJAHID KHAN S/O ABDUL AKBAR KHAN R/O GHARI SHERDAD	84	SHER DAD	7	28/11/1978	7	45.45	GPS Nahaqi	Against Vacant post
9	1548	IRFAN ULLAH S/O WAHEED ULAH. VILL: GULOZAI	66	BUDHNI	9	02/10/1975	8	45.26	GPS Gul Bela	Against Vacant post

**TERMS & CONDITIONS :-**

- The will be governed by such rules and regulation as may prescribed by the Govt: from time to time for category of the Govt: servant to which they belong.
- Their services will be liable to termination at any time with out any notice in case of resignation one month prior notice should be given by the official / teacher concerned other wise one month notice / allowances will be forfeited in lieu thereof in to the Govt: treasury.
- They should take over charge of their post with in fifteen (15) days after issue of this Notification / order otherwise the offer of appointment should stand cancelled automatically.
- Their appointments are purely temporary and liable to termination / reverted at any stage without assigning any notice / reason.
- Their service will be liable to termination at any stage if their certificates / Degrees / domicile / Domicile etc: found fake and they will be handed over to the police.
- Their original certificates / Degrees should be checked and verified from the concerned Board / University concerned by the DDO (Male before handed over charge being a DDO
- Their salary may not be drawn till the complete verification of Certificate / Degrees
- Their declaration of Assets should be obtained and kept in safe custody by the DDO Concerned
- They are required to produced Health and age certificate from the Civil Surgeon concerned before taking over charge.
- Charge report should be submitted to all concerned.
- NO TA / DA etc: is allowed being 1st appointment.
- They should not apply for transfer at any stage
- All the candidates appointed on regular basis to a services of post in the prescribed manner at the commencement of the said act shall for all intents and purpose be civil servant except for purpose of pension or gratuity. Such a civil servant shall in lieu of pension and gratuity be entitled to received such amount contributed by them towards the contributory provident fund.

**ATTESTED**

# University of Peshawar

PAKISTAN

## Detailed Marks Certificate

12/A

Bachelor of Education  
(B.Ed)  
Annual Examination 2012



Regular

Shaheen Institute of Education Peshawar Cantt

Name: MUHAMMAD RAEES GUL  
Father's Name: RAHMAN GUL

Gender: Male Roll No: 2645  
Registration No: 2004-CSCP-579

Division: 2nd

Papers	Max Marks	Marks Obtained	
		In Figures	In Words
Persp: of Edu: & Cont Social Issues	100	63	Sixty Three
School Org: & Classroom Manag: (New)	100	43	Forty Three
Edu: Psychology, Guidance & Counseling	100	43	Forty Three
Evaluation Techniques	50	20	Twenty Only
Curriculum & Instruction	100	61	Sixty One
Functional English	50	29	Twenty Nine
Islamiat/I.History(for non-muslim)(New)	100	68	Sixty Eight
Method of Teaching of English	100	42	Forty Two
Method of Teaching of Mathematics	100	46	Forty Six
Elec: Computer Education	100	70	Seventy
Practice of Teaching	200	141	One Hundred and Forty One
	1100	626	Six Hundred and Twenty Six

Errors & omissions are subject to subsequent rectification

Chances Aailed: 2

The Examination was taken In Parts  
Examination held From 27-Jun-2012 to 10-Jul-2012  
Result Declared on Saturday, December 22, 2012  
Issue Date: 24-Dec-2012  
4:21 pm

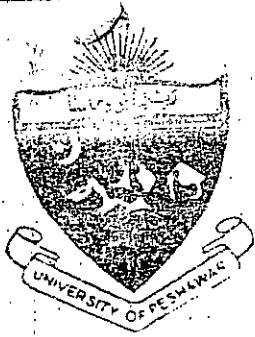
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ATTESTED

*[Signature]*

*[Signature]*  
(Prof. Dr. Rashid Khan)  
CONTROLLER OF EXAMINATIONS  
UNIVERSITY OF PESHAWAR





University of Peshawar

Pakistan

Detailed Marks Certificate

12/B

Master of Education (DE)

M.Ed

Annual Examination 2014

Distance Education



Name: MUHAMMAD RAEES GUL

Gender: Male

Roll No: 8618

Father's Name: RAHMAN GUL

Registration No: 2004-CSCP-579

Division: 2nd

Papers	Max Marks	Marks Obtained	
		In Figures	In Words
Philosophy of Education	100	47	Forty Seven
Educational Psychology	100	55	Fifty Five
Educational Planning & Management	100	56	Fifty Six
Curriculum Development	100	71	Seventy One
Research Methods	100	68	Sixty Eight
Measurement & Evaluation	100	55	Fifty Five
Secondary Education in Pakistan	100	58	Fifty Eight
Teacher Education in Pakistan	100	64	Sixty Four
	800	474	Four Hundred and Seventy Four

Errors & omissions are subject to subsequent rectification

Chances Availed: 1

Rashid Khan

The Examination was taken As a Whole

Examination held From 21-Aug-2014 to 06-Sep-2014

Result Declared on Tuesday, February 17, 2015

Issue Date: 18-Feb-2015

10:06 am

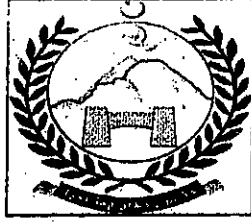
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ATTESTED

[Signature]

District Peshawar

(Prof. Dr. Rashid Khan)  
CONTROLLER OF EXAMINATIONS  
UNIVERSITY OF PESHAWAR



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24<sup>th</sup> July, 2014.

C (13)

**NOTIFICATION**

**No.SO(PE)4-5/SSRC/Meeting/2013/Teaching Cadre:-** In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, the Elementary and Secondary Education Department in consultation with the Establishment Department and the Finance Department hereby directs that in this Department's Notifications No.SO(G)S&LD/1-28/2003/Vol-II dated, 09-04-2004, Notification No.SO(G)S&L/1-69/06/Vol-1/DPE/LIB---dated, 13-11-2007, and Notification No.SO(PE) 4-5/SSRC/Meeting/2012/Teaching Cadre, dated, 13.11.2012, the following further amendments shall be made, namely:

**AMENDMENTS**

**In the Appendix,-**

- (i) Serial No. 1 shall be renumbered as 1B and before Serial No. 1B, as so renumbered, the following new entries shall be inserted in respective columns, namely:

1	2	3	4	5
1.	Subject Specialist (BPS-17)	i. At least second class Master's Degree or four years BS Degree in the relevant subject; and  ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualification from a recognized University.	23 to 35 years	(a) Fifty per cent by promotion, on the basis of seniority-cum-fitness, for the relevant subject from amongst the Secondary School Teachers (BPS-16), with at least five years service as such and having qualification mentioned in column No. 3.  <b>Note:</b> If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

S.No. 145287

Roll No. 72205

Group. Humanities



**Board of Intermediate and Secondary Education**  
**Peshawar N.W.F.P. Pakistan**  
**INTERMEDIATE EXAMINATION**

**SESSION 2004-ANNUAL**

SECRET

*[Handwritten mark]*

This is to Certify that Muhammad Raees Gul Son of Rahman Gul  
and a student of Govt Superior Science College Peshawar Registered No. 528 -B/SSC-200  
has passed the Intermediate Examination of the Board of Intermediate & Secondary Education, Peshawar  
held in May, 2004 as a Regular Candidate. He obtained 670 Marks out of 1000  
and has been placed in Grade B Representing Very Good. The Examination was taken as a whole

*[Signature]*  
Asstt Secretary

*[Signature]*  
Secretary

This certificate is issued without alteration or erasure.

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

University of Peshawar  
(Pakistan)

Session ANNUAL 2006

MUHAMMAD RAEES GUL

SON OF

RAHMAN GUL

and a student

of CENTRAL SCIENCE DEGREE COLLEGE, PESHAWAR

having passed the prescribed

examination held in JUNE, 2006 is

this day admitted by the

University of Peshawar to the Degree of

Bachelor of Science

in FIRST Division

The Examination was taken as a whole / in parts

Serial No. 0032212

Registration No. 2004-CSCP-579

Roll No. 5573

Result declared on 20TH SEP, 2006.



*[Signature]*  
Registrar

Countersigned  
*[Signature]*  
Vice-Chancellor

REGISTERED

*[Handwritten mark]*

S.No. 136471

Roll No. 27031



**Board of Intermediate and Secondary Education**  
**Peshawar N.W.F.P. Pakistan**  
**Secondary School Certificate Examination**

**SESSION 2001-ANNUAL**  
**(Humanities Group)**

This is to Certify that Muhammad Raees Gul Son / Daughter of Rehman Gul  
and a student of Govt. High School Dabgari Gate Peshawar City has passed the Secondary School Certificate  
Examination of the Board of Intermediate and Secondary Education, Peshawar held in March/April, 2001 as a Regular  
candidate. He / She obtained 527 Marks out of 850 and has been placed in Grade B Representing Very Good

The Candidate passed in the following subjects:  
1. English  
2. Urdu

3. Islamiyat  
4. Pakistan Studies  
5. Mathematics  
6. General Science

7. Islamic Studies  
8. Art & Model Drawing

He / She has been awarded Grade B on the basis of internal assessment by the Institution concerned.  
Date of birth according to admission form April 06, 1985

Asstt Secretary

Secretary

This certificate is issued without alteration or erasure.

				recruitment; and (b) fifty percent by initial recruitment. <span style="float: right;">(14)</span>
1A	Director Physical Education (BPS-17)	At least second class Master's Degree in Physical Education from a recognized University.	22-35 years	<p>(a) Fifty percent by promotion, on the basis of seniority-cum-fitness, from amongst Senior Physical Education Teachers (BPS-16), with at least five years service as Senior Physical Education Teacher and Physical Education Teacher and having qualification mentioned in column No. 3:</p> <p style="text-align: center;"><i>Provided that if no suitable person is available from amongst Senior Physical Education Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst the Physical Education Teachers, with at least five years service as such and having qualification mentioned in column No. 3;</i></p> <p><b>Note:-</b> If no suitable candidate is available in the relevant cadres of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment; and</p> <p>(b) fifty percent by initial recruitment"; and</p>

(ii) against Serial No. 1B, as so renumbered, for the existing entries, the following shall be substituted, in respective columns, namely:

1	2	3	4	5
1B	Secondary School Teacher (BPS-16)	<p>I. At least second class Bachelor Degree's from a recognized University on need basis from the following groups with two subject</p> <p>(a) (Chemistry, Botany or Zoology), Or (b) (Physics, Maths "A" or "B" or Statistics) Or c.s</p> <p>(c) (Humanities and other equivalent groups at degree level with English as compulsory subject;</p> <p style="text-align: center;"><b>and</b></p> <p>II. Bachelor of Education or Master of Education (Industrial Art or Business Education) or M.A Education or equivalent qualifications from a recognized University.</p>	21 to 35 years.	<p>1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:</p> <p>(a) forty per cent from amongst the Senior Certified Teachers (BPS-16), with at least five years service as Senior Certified Teacher and Certified Teacher and having qualification mentioned in column No.3:</p> <p style="padding-left: 40px;">Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Certified Teachers, with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(b) four per cent from amongst the Senior Drawing Masters(BPS-16), with at least five years service as Senior Drawing Masters and Drawing Masters and having qualification mentioned in column No.3:</p>

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			<p>Provided that if no suitable candidate is available from amongst Senior Drawing Masters for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Drawing Masters with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(c) four per cent from amongst the Senior Arabic Teachers(BPS-16), with at least five years service as Senior Arabic Teachers and Arabic Teachers, and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Arabic Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Arabic Teachers with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(d) four per cent from amongst the Senior Theology Teachers(BPS-16), with at least five years service as Senior Theology Teachers and Theology Teachers and having qualification mentioned in column No.3:</p>
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				<p>Provided that if no suitable candidate is available from amongst Senior Theology Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Theology Teachers with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(e) three per cent from amongst the Senior Qaris (BPS-16), with at least five years service as Senior Qari and Qari and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst the Senior Qaris then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from Qaris with at least five years service as such and having qualification mentioned in column No. 3;</p> <p>(f) twenty per cent from amongst the Primary School Head Teachers (BPS-16), with at least seven years service as Primary School Head Teachers and Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No. 3:</p> <p>Provided that if no suitable candidate is available from amongst</p>
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				<p style="text-align: right;">(B)</p> <p>Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers with at least seven years service as Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No.3:</p> <p>Provided further that if no suitable candidate is available from amongst Senior Primary School Teachers for promotion then the post shall be filled from amongst Primary School Teachers with at least seven years service as such and having qualification mentioned in column No. 3; and</p> <p>(ii) twenty Five percent by initial recruitment.</p> <p><b>Note:</b></p> <p>I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment.</p> <p>II. Posts of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately."</p>
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**SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

**Endst : of even No & date:**

1. The Secretary to Government of Khyber Pakhtunkhwa, Establishment and Administration Department Peshawar.
2. The Secretary to Government of Khyber Pakhtunkhwa, Finance Department Peshawar.
3. The Secretary to Government of Khyber Pakhtunkhwa, Law Department Peshawar
4. The Secretary Khyber Pakhtunkhwa, Public Service Commission Peshawar.
5. The Accountant General Khyber Pakhtunkhwa Peshawar.
6. The Director, Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
7. The Director of Education (FATA) Peshawar.
8. The Director, Curriculum and Teacher Education Khyber Pakhtunkhwa Abbottabad.
9. The Director, (PITE) Khyber Pakhtunkhwa Peshawar.
10. The Director, ESRU Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar.
11. Manager Government Printing Press Khyber Pakhtunkhwa Peshawar.
12. The Deputy Director, EMIS (S&SE) Department Khyber Pakhtunkhwa Peshawar.
13. All District Education Officer (M&F) in Khyber Pakhtunkhwa.
14. All District Account Officer in Khyber Pakhtunkhwa.
15. All Agency Education Officer in FATA
16. All Agency Account Officer in FATA.
17. PS to Governor Khyber Pakhtunkhwa. Peshawar.
18. PS to Chief Minister Khyber Pakhtunkhwa. Peshawar.
19. PS to Chief Secretary Khyber Pakhtunkhwa. Peshawar.
20. PS to Minister E&SE Khyber Pakhtunkhwa. Peshawar.
21. PS to Secretary E&SE Khyber Pakhtunkhwa. Peshawar.
22. Master file

(ZAMIN KHAN MOMAND)  
SECTION OFFICER (PRIMARY)

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Ammit F

EXTRAORDINARY  
GOVERNMENT



REGISTERED NO. PIII

GAZETTE

**KHYBER PAKHTUNKHWA**

Published by Authority

PESHAWAR, TUESDAY, 24<sup>th</sup> APRIL, 2018.

**GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

**NOTIFICATION**

Peshawar, dated: 24<sup>th</sup> April 2017

No.SO(G)/E&SE/1-85/I.T/2017:- In pursuance of the provisions contained in sub rule (2) of rule 3 of the Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion and Transfer) Rules, 1989, and in supersession of the notification issued in this behalf, the Elementary and Secondary Education Department in consultation with the Establishment & Administration Department and Finance Department hereby lays down the method of recruitment, qualification and other conditions specified in column No. 2 to 5 of the Appendix to the Notification which shall be applicable to the posts of Information Technology Teaching Cadre (Male/Female) in the Elementary and Secondary Education Department as specified in column No.2 of the said Appendix:


**APPENDIX:**

S.No	Nomenclature of the post	Minimum qualification for appointment by initial recruitment transfer	Age limit	Method of recruitment
1	2	3	4	5
1	Subject Specialist- Information Technology (SS-IT) (BPS-17)	i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BCS/BSCS Honours 4 years) or equivalent qualification from a recognized University; and  ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.  Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.	21-35	a) Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Secondary School Teacher-IT with at least five years service; and  b) Fifty percent by initial recruitment.  Provided that if no suitable candidate is available for promotion, then by initial recruitment.


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2.	Secondary School Teacher-Information Technology (SST-IT) (BPS-16)	<p>i. At least Second Class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in Computer Science (BCS/BSCS Honours 4 years) or Bachelor's Degree with a subject of Computer Science or equivalent Qualification from a recognized University; and</p> <p>ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	21-35	<p>a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-IT with five years service as such and having the qualification prescribed for the post of Secondary School Teacher-IT.</p> <p>b). Fifty percent by initial recruitment.</p> <p>Provided that if no suitable candidate is available for promotion, then by initial recruitment.</p>
3.	Certified Teacher-Information Technology (CT-IT) (BPS-12)	<p>i. At least 2<sup>nd</sup> Division Intermediate School Certificate or equivalent qualification from a recognized Institution or Board with one year Diploma in Information Technology Computer Science from any recognized institution; and</p> <p>ii. Certified Teacher Certificate (CT) or Associate Degree in Education (ADE) from any recognized institution/ University</p> <p>Note: A candidate did not have the qualification under clause (ii), shall acquire the same within three years from the date of his/her appointment.</p>	18-35	By initial recruitment.

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

ATTACHED  


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CTC  
ed  


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50% CT (IT)

50% Fresh

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

22

Subject: MINUTES OF THE MEETING OF THE SSRC REGARDING ALLOTMENT OF

50% QUOTA TO SST (GEN/SC) FOR PROMOTION TO THE POST OF SS-IT

Meeting of the SSRC regarding the subject matter was held under the Chairmanship of Secretary Elementary & Secondary Education Department on 10/08/2017 at 11:00 am in the committee room of this Department. The following Officers/Officials of the concerned Department/attached Department attended the meeting.

The following attended the meeting:-

1. Dr. Shahzad Khan Bangarali, Secretary E&SE Department (In Chair)
2. Mr. Qaisar Alam, Special Secretary (Est.) E&SE Department.
3. Mr. Muhammad Rafiq Khattak, Director E&SE, Peshawar.
4. Mr. Muhammad Shoaib, Deputy Secretary (A), E&SE Department
5. Mr. Javed Siddique, Deputy Secretary (R) Finance Department.
6. Mr. Naik Muhammad, Section Officer (Primary) E&SE Department.
7. Mr. Mohsin Mushtaq, Assistant (R-I) E&AD Department.

2. The forum was informed that E&SE Department vide Notification No. SOG/E&SED/1-86/SS.IT/2016 of E&SE Department Peshawar dated 15.08.2016 has notified the nomenclature of Information Technology Teaching Cadre/Posts serving in the Government High & Higher Secondary Schools of Khyber Pakhtunkhwa of E&SE Department, as Subject Specialist-II (SS-II/Computer Science) BPS-17 (Annex-A). Further E&SE Department vide Notification No. SO (PE)4-5/SSRC/Meeting/ 2013/ Teaching Cadre: dated 24/07/2014 has approved promotion to SS posts (BPS-17) from SST (BPS-16). The SST regular having 50% quota of the total sanctioned SS posts allotted for promotion (Annex-B). 50% quota has already been allotted for SSTs (General/Science) in 12 different subjects for Subject Specialist Post. But unfortunately, SSTs (General/Science) who have M.Sc (Computer Science)/BS (CS)/MIT qualification and are eligible for promotion to the post of SS (IT) B-17 have no quota for promotion.

3. In light of the above facts, this Department, therefore, proposed that all those SSTs (General/Science) who have M.Sc. (Computer Science)/BS (Computer Science)/MIT may be given 50% quota for promotion to the post of SS (IT) B-17 like other SSTs, so as to bring uniformity in the teaching cadre.

4. In the above context, the service rules/structure of SST (General/Science) & SST (IT) were approved as tabulated below: -

MINUTES



23 (20)

No	Nomenclature of the post	Minimum Qualification for appointment by initial recruitment or by transfer.	Age Limit	Method of recruitment
1	Subject Specialist-Information Technology (SS-IT) (B-17) Government Higher Secondary Schools/ Govt. comprehensive High Schools and other equivalent posts in the Teaching Cadre.	i.) Master Degree in Computer Science/IT at least in 2 <sup>nd</sup> Division or equivalent qualification from any recognized University.  ii.) Bachelor Degree of Education (B.Ed) at least in 2 <sup>nd</sup> Division from any recognized University	21-35	a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Secondary School Teacher-IT with at least five years' service AND Secondary School Teacher (SST) (General/Science) possessing master degree in IT or equivalent qualification with 05 years' experience  b). Fifty percent by initial recruitment.  Note: If no suitable candidate is available for promotion in the relevant cadre than by initial recruitment.  Their seniority may be clubbed with SS and amendment may be made in the existing service rules.
2	Secondary School Teacher Information Technology (SST-IT) (B-16) Govt. High /Higher Secondary Schools	i). Bachelor Degree with the subject of Computer Science at least in 2 <sup>nd</sup> Division or equivalent Qualification from any recognized institution.  ii). Bachelor Degree of Education (B. Ed) at least in 2 <sup>nd</sup> Division from any recognized institution.	21-35	a). Fifty percent by promotion on the basis of seniority-cum-fitness from amongst the Computer Lab In-charge with (05) years' service having the qualification prescribed for the post of IT Teacher.  b). Fifty percent by initial recruitment.  Note: If no suitable candidate is available for promotion in the relevant cadre than by initial recruitment.
3	Junior Teacher- Information Technology (JT-IT) (B-12) Govt. High/Higher Secondary Schools	Intermediate or equivalent qualification from any recognized institution with one-year Diploma in IT/Computer Science from any recognized institution and Certified Teacher Certificate/Diploma or equivalent qualification from any recognized institution.	18-35	By initial recruitment.

The committee members discussed the proposed amendments in the service rules structure for the SST (General/Science) & SST (IT) in depth and were agreed upon unanimously.

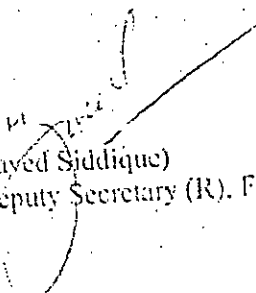
Decisions:


24


The following decisions were made in consensus: -


- i. The proposed amendments in the service rules/structure as depicted in the above table was approved.
- ii. Nomenclature of the post of CT(IT) was changed as Junior Teacher Information Technology (JT-IT)
- iii. Seniority of SST (General/Science) & SST (IT) will be clubbed together immediately for the purpose of promotion in light of the above amended service rules for the post of SST (General/Science) & SST (IT) to the post of SS(IT/Computer Science)

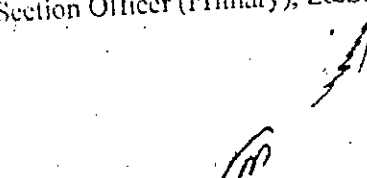
The meeting ended with vote of thanks to/from the Chair.

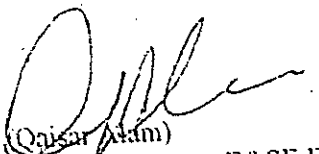
  
 (Javed Siddique)  
 Deputy Secretary (R), Finance Department

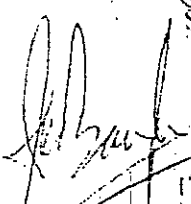
  
 (Mohsin Mushtaq)  
 Assistant (R-I), E&AD Deptt:

  
 Naik Muhammad  
 Section Officer (Primary), E&SE Department

  
 Muhammad Shouib  
 Deputy Secretary (A), E&SE Deptt:

  
 (Mohammad Rafique Khattak)  
 Director, E & SE, Peshawar

  
 (Qaisar Akram)  
 Special Secretary, E&SE Deptt:

  
 Dr. Shahzad Khan Bangash  
 Secretary E&SE Department  
 (Chairman)

ATTENDED

4





GOVT. OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

Dated: Peshawar, the August 15, 2018

**SANCTION**

25

**No. SO(B&A)/I-18/2018/IT Teacher:** Sanction of the Government of Khyber Pakhtunkhwa, is hereby accorded to the creation of posts of Senior IT Teacher (BS-17), IT Teacher (BS-16) and Computer Lab Incharge (BS-12) for the Government High & Higher Secondary Schools in Khyber Pakhtunkhwa, w.e.f. 08-01-2018 as per detail given below, subject to the observance of all codal formalities before incurrence of expenditure.

Description	Designation of posts	No. of Posts	Remarks
"150559-Establishment of 500 IT Labs in Govt. High & Higher Secondary Schools in Khyber Pakhtunkhwa"	Senior IT Teacher (BS-17)	27	List of schools with their names printed on the back side.
	IT Teacher (BS-16)	172	
	Computer Lab Incharge (BS-12)	368	
"160151-Establishment of 500 IT Labs in Govt. High Schools in Khyber Pakhtunkhwa (Phase-III)"	IT Teacher (BS-16)	451	
	Computer Lab Incharge (BS-12)	458	
	<b>Total</b>	<b>1476</b>	

2. The expenditure involved is dubitable to the Functional-cum-object classification 09-Education Affairs and Services 092-Secondary Education Affairs and Services 0921-Secondary Education Affairs and Services 092101-Secondary Education A01-Employees Related Expenses and shall be met out from within the Account-IV.

Secretary to Govt. of Khyber Pakhtunkhwa  
Elementary & Secondary Education Deptt:

Endst No. BOV/FD/2-38/2018-19

Dated Pesh: the 10 / 10 / 2018

Copy of above is forwarded to:

1. The Accountant General Khyber Pakhtunkhwa.
- 2-26. All the District Accounts Officers in Khyber Pakhtunkhwa

BUDGET OFFICER-V  
FINANCE DEPARTMENT

Endst. of even number & date.

Copy forward for information to the:-

1. The Budget Officer-V, Finance Department, Govt. of Khyber Pakhtunkhwa.
2. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa with the request to circulate the same to all the District Education Officers (M/F).
3. The Project Manager-IT/Deputy Director (EMIS), E & S Education Department.
4. All the Deputy Commissioners in Khyber Pakhtunkhwa.
5. Master File.

(MURTAZA KILAN)  
SECTION OFFICER (BUDGET)

26

S.NO	Nomenclature of the post	Minimum qualification for appointment by initial recruitment transfer	Age Limit	Method of recruitment
1	2	3	4	5
1	Subject specialist- Information Technology (SS-IT) (BPS-17)	<p>i. At least second class Master's Degree in Computer Science or Information Technology or Bachelor's Degree in computer science (BCS/BSCS Honours 4 years) or equivalent qualification from a recognized University; and</p> <p>ii. Bachelor Degree in Education (B.Ed) or equivalent qualification from a recognized University.</p> <p>Note : A candidate did not have the qualification under clause(ii), shall acquire the same within three years from the date of his/her appointment</p>	21-35 years	<p>1. Seventy Five per cent by promotion, on the basis of seniority-cum-fitness, from the district concerned in the following manner:</p> <p>(a) Twenty percent by promotion on the basis of seniority-cum-fitness from amongst the Certified Teacher-IT with at least five years' service and having the qualification prescribed for the post of Secondary School Teacher-IT</p> <p>Provided that if no suitable candidate is available for promotion then by initial recruitment.</p> <p>(b) Twenty percent by promotion on the basis of seniority-cum-fitness from amongst the Senior Certified Teachers(BPS-16), with at least five years' service as Senior Certified Teacher and Certified Teacher and having the qualification mention in Column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Certified Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Certified teachers, with at least five years service as such and having qualification mentioned in column No.3:</p> <p>(c) Four percent from amongst the Senior Drawing Master(BPS-16), with at least five years service as senior Drawing Masters and drawing Masters and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Drawing Masters for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Drawing Masters, with at least five years service as such and having qualification mentioned in column No.3:</p>

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CT-IT

CT  
20%

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				<p>(d) Four percent from amongst the Senior Arabic Teachers (BPS-16), with at least five years service as senior Arabic Teachers and Arabic Teachers and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Arabic Teachers for promotion then the post shall be filed by promotion, on the basis of seniority-cum-fitness, from amongst Arabic Teachers, with at least five years service as such and having qualification mentioned in column No.3:</p> <p>(e) Four percent from amongst the Senior Theology Teachers (BPS-16), with at least five years service as senior Theology Teachers and Theology Teachers and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Theology Teachers for promotion then the post shall be filed by promotion, on the basis of seniority-cum-fitness, from amongst Theology Teachers, with at least five years service as such and having qualification mentioned in column No.3:</p> <p>(f) Three percent from amongst the Senior Qaris Teachers (BPS-16), with at least five years service as Senior Qaris Teachers and Qaris Teachers and having qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Senior Qaris Teachers for promotion then the post shall be filed by promotion, on the basis of seniority-cum-fitness, from amongst Qaris Teachers, with at least five years service as such and having qualification mentioned in column No.3:</p> <p>(g) Twenty percent from amongst the Primary Head Teachers (BPS-16), with at least seven years service as Primary Head-Teachers and Senior Primary Teachers and Primary Teachers and having</p>
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				<p>qualification mentioned in column No.3:</p> <p>Provided that if no suitable candidate is available from amongst Primary School Head Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Senior Primary School Teachers, with at least seven years service as Senior Primary School Teachers and Primary School Teachers and having qualification mentioned in column No.3:</p> <p>Provided further that if no suitable candidate is available from amongst Senior Primary Teachers for promotion then the post shall be filled by promotion, on the basis of seniority-cum-fitness, from amongst Primary School Teachers, with at least seven years service as and having qualification mentioned in column No.3: and</p> <p>(ii) twenty Five percent by initial recruitment.</p> <p><b>NOTE:</b></p> <ul style="list-style-type: none"><li>I. If no suitable candidate is available in the relevant cadre of the above teachers, the post falling in their promotion quota shall be filled by initial recruitment</li><li>II. Post of General SST and SSTs-1 Science and SST-2 Science shall be filled by promotion or initial recruitment, each on need basis separately."</li></ul>
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2015

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E-29

To

THE DIRECTOR GENERAL,  
E&S EDUCATION,  
KHYBERPUKHTOONKHWA.

**SUBJECT: PSTs,CTs( whose subjects in Bsc are Computer science ) SHOULD BE PROMOTED TO SST(IT) ,LIKE OTHERS PSTs and CTs PROMOTION IN SSTs(GENERAL, SCIENCE).**

Respected Sir,

With most veneration it is to bring in your kind notice that we PSTs and CTs were inducted in Elementary and secondary Education Department . All other PSTs and CTs can be promoted to the SST(GENERAL , SCIENCE ) , but unfortunately PSTs and CTs ( whose subjects in Bsc are Computer Science are excluded from the promotion of SST(IT).

Therefore; kindly PSTs and CTs should be given the opportunity that they may also render their services like other PSTs and CTs.

Yours Obediently,  
Muhammad Raees Gul(PST)  
President ACSTAKP

Date: 20/03/2020

See E&SE  
for A ph  
21-02-2020

DDE (m)  
21/2/2020

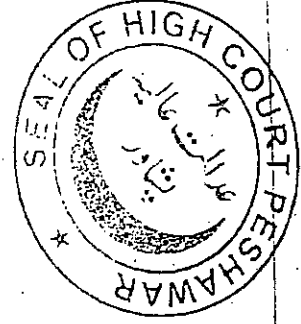
JUDGMENT SHEET  
PESHAWAR HIGH COURT, PESHAWAR  
JUDICIAL DEPARTMENT

W.P. No.596-P/2019

Muhammad Raees Gul and another

Vs.

Government of Khyber Pakhtunkhwa through  
Chief Secretary Khyber Pakhtunkhwa,  
Peshawar and 06 others



JUDGMENT

Date of hearing 03.09.2020

Mr. Zahid Ullah Zahid, Advocate, for the petitioners.

Mr. Arshad Ahmad Khan, AAG, for the Provincial Government, a/w Mr. Jehangir Khan, AD (Litigation), Directorate of E&SED, Peshawar and Mr. Dawood Khan, ADO, office of DEO, Peshawar.

Mr. Aftab Khan, Advocate, for the private respondent No.7.

\*\*\*\*\*

LIAZ ANWAR, J. Muhammad Raees Gul and another, petitioners herein, through the instant Constitutional petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, have prayed for the following relief:-

*"It is, therefore, most graciously prayed that while allowing this writ petition, an appropriate writ may kindly be issued by declaring the act of omitting the subject of*

ATTESTED  
EXAMINER  
Peshawar High Court

*Computer Science from promotion to the post of SST is illegal, unlawful, discriminatory and without lawful authority with the direction to consider and include the subject of Computer Science in the criteria for promotion to the post of SST.*

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*Any other relief though not specifically asked for to which the petitioner is found entitled in the circumstances may also be granted".*

2. Keeping in view the averments made in the instant petition, comments were called from the respondents who furnished the same accordingly, wherein, they opposed the issuance of desired writ, as prayed for.
3. Arguments heard and record perused.
4. Perusal of the record reveals that petitioners have called in question the recruitment rules notified vide Notification dated 24.07.2014; whereby, according to them, the incumbents, holding the posts of Primary School Teacher (BPS-12) with qualification of

ATTESTED  
EXAMINER  
Peshawar High

Compute Science, are not included in the feed cadre for the post of Senior Science Teacher (BPS-16).

32

5. Learned counsel for the petitioners has laid much stress upon the discrimination so meted out to the petitioners and also about depriving them from future prospect of promotion, albeit, we are of the view that questioning the vires of rules purely relates to the terms and conditions of service, for which the proper forum is Khyber Pakhtunkhwa Service Tribunal established under the Khyber Pakhtunkhwa Service Tribunals Act, 1974. Besides, the jurisdiction of this Court is barred under Article 212 of the Constitution of Islamic Republic of Pakistan, 1973. In this regard, reference can be made to the cases of "L.A Sherwani and others (1991 SCMR 1041)", "Ali Azhar Khan Baloch (2015 SCMR 456)" and "Moheen-ul-Salam (2006 SCMR 100)".

6. Thus, for the reasons recorded hereinabove and in view of the bar

ATTESTED  
EXAMINER  
Peshawar High Court



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contained in Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 and also in view of the availability of alternate remedy to the petitioners, this writ petition is not maintainable. Accordingly, it is dismissed in limine. Needless to observe that petitioners may approach to the Khyber Pakhtunkhwa Service Tribunal, Peshawat for the redressal of their grievance, if they are so advised.

Announced  
Dt:03.09.2020

JUDGE

JUDGE

(DB) Hon'ble Justice Iqbalullah Khan and Hon'ble Mr. Justice Ijaz Ahmad

23/09/2020

6285  
Date of Presentation of Application 3/9/2020  
No of Pages 11-7  
Copying  
Total 14  
Date of Preparation of Copy 7/9/2020  
Date of Delivery of copy 7/9/2020  
Received By [Signature]

[Signature]  
CERTIFIED TO BE TRUE COPY  
Authorised Signatory  
The Registrar (General Order 133)  
07 SEP 2020

[Signature]

**VAKALATNAMA**

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

\_\_\_\_\_ OF 2020

Muhammad Raees Gul

(APPELLANT)  
(PLAINTIFF)  
(PETITIONER)

**VERSUS**

Education Deptt.

(RESPONDENT)  
(DEFENDANT)

I/We Muhammad Raees Gul

Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. \_\_\_\_/\_\_\_\_/2020



**CLIENT**

**ACCEPTED**

**NOOR MOHAMMAD KHATTAK**

**KAMRAN KHAN**

**MIR ZAMAN SAFI**

**&**

**AFRASIAB KHAN WAZIR**  
**ADVOCATES**

OFFICE:  
Flat No.4, 2<sup>nd</sup> Floor, Juma Khan  
Plaza, near FATA Secretariat,  
Warsak Road, Peshawar.  
Mobile No.0345-9383141

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD, S.B  
PESHAWAR.

No. \_\_\_\_\_

Appeal No. 11498 of 20 20  
Muhammad Raees Gul Appellant/Petitioner

The Govt. of KPK <sup>Versus</sup> Chief Secy. Respondent

Respondent No. 4  
The Secretary F&SE Deptt. KPK  
Peshawar. 1/2

Notice to: \_\_\_\_\_

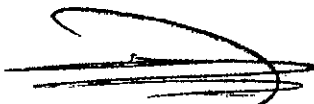
WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on 15/3/22 at 8.00 A.M. If you wish to urge anything against the appellent/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

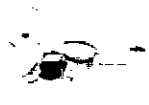
Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No. \_\_\_\_\_ dated \_\_\_\_\_

Given under my hand and the seal of this Court, at Peshawar this 24th Day of Jan 20 22

(for Reply)

  
Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.



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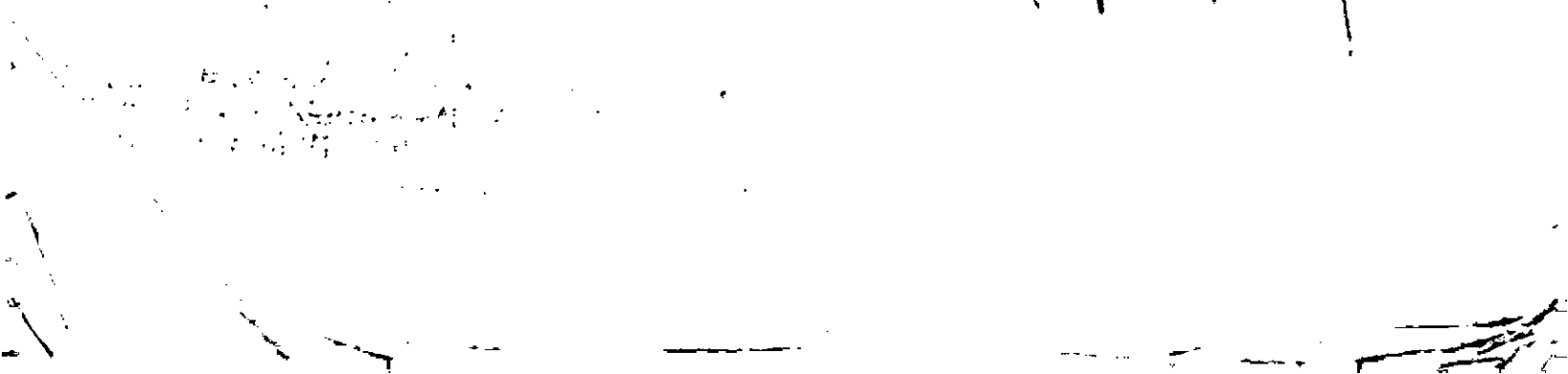
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**"B"**

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR,  
JUDICIAL COMPLEX (OLD), KHYBER ROAD, S-15  
PESHAWAR.

No. \_\_\_\_\_

Appeal No. 11498 of 20 20  
Muhammad Raees Gul Appellant/Petitioner

The Court of KPK Chief Secy: Respondent

Respondent No. 5

Notice to: The Director PERSE KPK Peshawar  
[Signature]  
31-1-22

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on 18/5/22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this office Notice No.....dated.....~~

Given under my hand and the seal of this Court, at Peshawar this 24th  
Day of Jan 20 22

(for Reply)

[Signature]

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted-Holidays.  
2. Always quote Case No. While making any correspondence.

21

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Map of Road 11 N 8

The road is 1/2 mile long

The District is 1/2 mile long

1/2 mile

12/3/00

7

21

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for

1/2 mile

for (copy)

1/2 mile

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

No:

11498

20

Appeal No. Mulla ad Raees Gul of 20

Appellant/Petitioner

The Govt. of KP *versus* Secy:

3 Respondent

The Secretary *Respondent No.* Establishment Deptt:

Notice to: —

KP Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated..... 24th

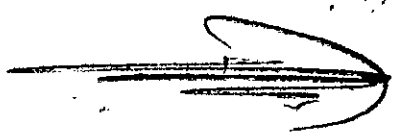
Given under my hand and the seal of this Court, at Peshawar this.....

Jan 22

Day of.....20

(for Reply)

PS/Secy E&AD KP  
Diary No. \_\_\_\_\_  
FTS No. \_\_\_\_\_  
Date \_\_\_\_\_



Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

112

cc

SPN II  
Munson Research

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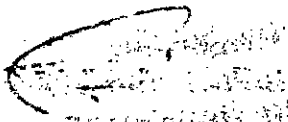
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(for reply)



Privacy E&AD KP

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Date



**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD, S.B  
PESHAWAR.

No.

Appeal No. 11498 of 20 20  
Muhammad Raees Gul Appellant/Petitioner

The Govt. of KPK through Chief Secy: Respondent

Respondent No. 1

Notice to: The Govt. of KPK through Chief Secretary  
Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on 15/3/22 at 8.00 A.M. If you wish to urge anything against the appellent/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this office Notice No.....dated.....~~

Given under my hand and the seal of this Court, at Peshawar this 24<sup>th</sup>  
Day of Jan 20 22

(For Reply)

ISSUE BRANCH  
CHIEF CLERK  
Govt. of Khyber Pakhtunkhwa  
Peshawar

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

181

Winnipeg (Keele) 11/18/88

The (out of) with respect (ref) [unclear]

The (out of) with respect (ref) [unclear]  
[unclear]

12/3/88



181

Jan 88



(Keele) [unclear]

**“B”**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
**JUDICIAL COMPLEX (OLD), KHYBER ROAD,**  
**PESHAWAR.** S.B

No.

Appeal No. 11598 of 20 20

Muhammad Raees Gul Appellant/Petitioner

Versus

The Govt. of KPK (Chief Secy) Respondent

Respondent No. 2

The Secretary Finance Deptt. KPK  
Peshawar.

Notice to: —

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on 15/3/22 at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

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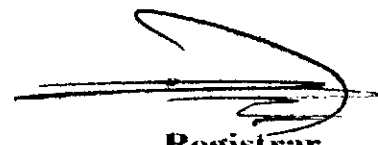
Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this office Notice No.....dated.....~~

Given under my hand and the seal of this Court, at Peshawar this 24th

Day of Jan 20 22

(for Reply)

Secy. Finance KPK  
 Dair No.....  
 Date 24



**Registrar,**  
**> Khyber Pakhtunkhwa Service Tribunal,**  
**Peshawar.**

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
 2. Always quote Case No. While making any correspondence.

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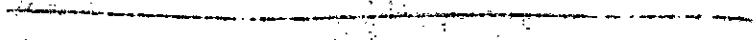
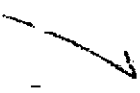
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Map of road 11 pgs

The road is 1/2 mile long

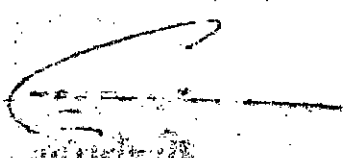
The road is 1/2 mile long  
Dublin 11/11

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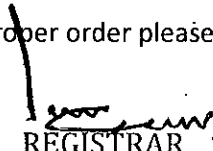

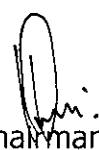
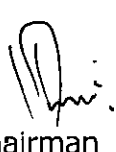
11/11

Form- A

## FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No.:- 11498 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/10/2020	<p>The appeal of Mr. Muhammad Raees Gul presented today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>16/11/2020</u>.</p> <p> CHAIRMAN</p>
	16.11.2020	<p>Due to third day of mourning the demise of Honourable Chief Justice, Peshawar High Court, the members of the Bar are not appearing before the courts today. The matter is, therefore, adjourned to 02.02.2021 before S.B.</p> <p> Chairman</p>
	02.02.2021	<p>Counsel for the appellant present.</p> <p>Requests for adjournment as there are various cases of identical matters to be instituted in the meanwhile. Adjourned to 20.05.2021 for hearing before S.B.</p> <p> Chairman</p>

20.05.2021

Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 02.09.2021 for the same as before.



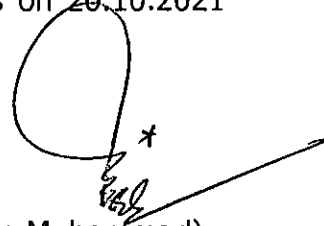
Reader

02.09.2021

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant has challenged various of the service Rules framed and notified by the respondents i.e on 24.07.2014 and 24.04.2018 whereby no quota for promotion has been specified/determined for the cadre of appellant (PST IT). As there is no proper service structure for career progression and future prospects of the appellant, he submitted departmental appeal during pendency of the writ petition before Peshawar High Court, Peshawar. However, the same was not decided within the stipulated statutory period, hence, the instant service appeal before the Service Tribunal.

Points raised need consideration. The appeal is admitted to regular hearing, subject to all just and legal objections including limitation. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time or extension of time is not sought, the office shall submit the file with a report of non-compliance. File to come up for arguments on 20.10.2021 before the D.B.



(Mian Muhammad)  
Member(E)


20.10.2021

Counsel for appellant present.

Kabir Ullah Khattak learned Additional Advocate General for respondents present.

Reply on behalf of respondents is still awaited. Learned A.A.G made a request for time to submit reply/comments; granted with direction to furnish reply within 10 days in office. If the reply/comments are not submitted within stipulated time, right of respondents for submission of reply shall be deemed as struck off. To come up for arguments on 12.01.2022 before D.B.

Appellant Deposited  
Security & Process Fee


  
(Atiq-Ur-Rehman Wazir)  
Member (E)

  
(Rozina Rehman)  
Member (J)

12.01.2022

Appellant in person present.

Vide order sheet dated 02.09.2021, it was directed that notices be issued to the respondents for submission of reply/comments but the same have not been issued to respondents due to non deposit of security & process fee. Therefore, office is directed to issue fresh notices alongwith copies of appeal to respondents for submission reply/comments. To come up for reply/comments before the S.B on 15.03.2022.

  
(Atiq-Ur-Rehman Wazir)  
Member (E)

15.03.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 07.6.2022. for the same as before.




Reader.

07.06.2022

Junior to counsel for the appellant present.

Muhammad Riaz Khan Paindakheil learned Assistant Advocate General alongwith Naseem Khan Section Officer for respondents present.

Reply of respondents is still awaited. Representative of respondents requested for time to submit reply/comments. Last opportunity is granted. To come up for reply/comments on 18.07.2022 before S.B.



(Rozina Rehman)  
Member (J)