

The appeal of Mr. Younas Khan SPST GPS Pahari Kati Khel District Nowshera received today by i.e. on 29.07.2019 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellant.
- 2- Annexures of the appeal may be attested.
- 3- Annexures of the appeal may be flagged.
- 4- Annexures of the appeal are illegible which may be replaced by legible/better one.
- 5- Seven more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 1325 /S.T,

Dt. 31-7-/2019

Amirullah
REGISTRAR
for SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Taimur Ali Khan Adv. Pesh.

Respected Sir,

- 1- Removed
- 2- Removed
- 3- Removed.
- 4- Removed.
- 5- Removed

*Resubmitted after
compliance*

[Signature]
8/8/2019

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 1042/2019

Younas Khan

V/S

Education Deptt:

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APPELLANT

THROUGH:


TAIMUR ALI KHAN
(ADVOCATE HIGH COURT)

Room No. Fr-8, 4th Floor,
Bilour Plaza, Peshawar Cantt:
Contact No. 03339390916

(1)

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. _____/2019

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1068

Dated 29-7-2019

Younas Khan, SPST (BPS-14),
GPS, Pahari Katti Khel, District Nowshera.

(APPELLANT)

VERSUS

1. The Secretary (E&SE) Khyber Pakhtunkhwa, Civil Secretariat Peshawar.
2. The Director, (E&SE) Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer (M), Nowshera.
4. Mr. Asif Khan, SST (BPS-16), GHS Banda Sheikh Ismail, Nowshera.
5. Mr. Riaz Muhammad, SST (BPS-16), GHS Marhati Banda, Nowshera.

(RESPONDENTS)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE ORDER DATED 08.06.2018, WHEREBY THE PRIVATE RESPONDENTS NO.4&5 BEING JUNIOR TO THE APPELLANT WERE PROMOTED TO THE POST OF SECONDARY SCHOOL TEACHER (BPS-16) AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.

filed to-day

Registrar

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 08.06.2018 MAY KINDLY BE SET ASIDE AND THE RESPONDENT DEPARTMENT MAY FURTHER BE DIRECTED TO CONSIDER THE APPELLANT FOR PROMOTION TO THE POST OF SECONDARY SCHOOL TEACHER (BPS-16) FROM THE DATE WHEN HIS JUNIORS WERE PROMOTED. ANY OTHER REMEDY, WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT, MAY ALSO, BE AWARDED IN FAVOUR OF APPELLANT.

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RESPECTFULLY SHEWTH:

FACTS:

1. That the appellant was appointed on 30.06.1997 in the respondent department, while the private respondents No.4 & 5 were appointed on 30.06.1997 and on 24.04.1998 respectively. The appellant is at S. No. 1049, while the private respondents No.4&5 are at S. No.1050 and 1092, which is evident from the working paper for promotion to the post of SST, meaning by the appellant is senior to private respondents No.4&5. **(Copy of working paper is attached as Annexure-A)**
2. That the appellant since from his appointment has good service record and has performing his duty with great devotion and honesty whatsoever assigned to him and no complaint has been filed against regarding his duty.
3. That different quotas have been fixed by the department for promotion to the post of Secondary School Teacher SST (BPS-16) in which 20% quota is also assigned for Primary School Teacher. **(copy of rules is attached as Annexure-B)**
4. That the respondent department issued the notification dated 08.06.2018. Wherein private respondent No.4&5 were promoted to the post of Secondary School Teacher (BPS-16), while the appellant being senior to respondent No.4&5 was deprive from his legal right of promotion to the post of Secondary School Teacher (BPS-16). The said notification was received by the appellant on 13.03.2019 through an application. **(Copies of notification dated 08.06.2019 and application are attached as Annexure-C&D)**
5. That the appellant filed departmental on 06.04.2019 against the impugned promotion order, which was not responded within the statutory period of ninety days. **(Copy of departmental appeal is attached as Annexure-E)**
6. That now the appellant comes to this august Tribunal on the following grounds amongst others.

GROUND:



- A) That not taking action on the departmental appeal of the appellant and the impugned order dated 08.06.2018 are against the law, facts, norms of justice and material on record, therefore not tenable and liable to be set aside.

- B) That the appellant was senior to the private respondent No.4&5, but despite that private respondent No.4&5 being juniors to the appellant were promoted, which is violation of law and rules.
- C) That the appellant has good service record and also eligible for promotion to the post of SST (B-16), but despite that juniors to the appellant were promoted which is violation of norms of justice and fair play.
- D) That depriving the appellant from his legal right of promotion to the post of Secondary School Teacher (BPS-16) will also affect his future promotion, which will cause great financial loss in the shape of pension and other monetary benefits.
- E) That promoting juniors to the appellant through impugned order dated 18.06.2018 is clear violation of Superior Courts judgments and rules and the impugned order is liable to be set aside.
- F) That the appellant was not treated in accordance with the law and ruled and has been deprived from his legal right of promotion in arbitrary manner.
- G) That the appellant seeks permission to advance others 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.


APPELLANT
Younas Khan

THROUGH:


TAIMUR ALI KHAN
(ADVOCATE HIGH COURT)
&

ASAD MAHMOOD
(ADVOCATE HIGH COURT)

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) NOWSHERA
 Working Papers for Departmental Promotion Committee for the promotion of SPST, PSHT to SST (Maths, Phy B-16)
 Total No of vacant SST(Maths,Phy) posts

Method of Recruitment	Total Posts	Court Case
25% by initial recruitment		4
75% by Promotion		
20% by Promotion from SPST, PSHT		

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S.No	Sl. No	Old Post No	Name of Official	Present Post	Present place of posting	SPS	Academic Qualification	Professional/Qualification	DOB	Date of taking over charge	Date of Appointment as Regular PST	Grade	General Remarks	Remarks by DPE Committee
1	709	954	Yasir Zeb	Fahim Khan	GPS Peshawar Pesh No 1	14	BSC	PTC/CT/BED	09/09/1968	17/04/1993	17/05/1993	ES-2000	DSC result declared on 22/01/13 after court case	
2	833	114	MUSHTAQ RAHMAN	Qasim Zada	GPS Barikabad	14	BSC	PTC/CT/BED	03/01/1970	14/04/1990	25/05/1995	AS-03	Double Maths, English Obtained Marks/Tests Marks 23/55(Ord Dr) and Physics additional	
3	1043	1108	Zain-Ab Khan	Zain-Abdullah	GPS No 5 Das Rabad	14	BSC	PTC/CT/BED	13/12/1974	24/06/1997	24/06/1997	AS-03		
4	1047	1412	Amir Muhammad	Adil Muhammad	Asakhet Pawan GPS No 1	14	BSC	PTC/CT/BED	01/01/1968	22/06/1997	22/06/1997	not case		
5	1049	1420	Younis Khan	Murad Jang	GPS PTA	14	BSC	PTC/CT/BED	10/03/1973	30/06/1997	30/06/1997	not case	Not included in court case	
6	1050	1421	Asif Khan	Rahman Gul	Chakri Onab GPS No 1	14	BSC	PTC/CT/BED	01/03/1973	30/06/1997	30/06/1997	not case		
7	1092	1477	Riaz Muhammad	Faqir Muhammad	Ali Shah GPS No 2	14	M.Sc	PTC/CT/BED	01/04/1975	24/04/1998	24/04/1998	not case		
8	1172	1364	Nasir Muhammad	Faqeer Muhammad	Public GPS No 1	12	M.A, BSC	PTC/CT/BED	11/04/1973	03/01/2006	01/01/2002	not case		
9	1263	1467	Muhammad	Ali Khan	GPS Talab Abad	12	M.Sc	PTC	01/05/1980	25/05/2012	25/05/2012	not case		
10	1264	1566	Ali Zameer	Haradar Khan	GPS Gurdian Pawan	12	M.Sc	CT, BED	02/05/1981	25/05/2012	25/05/2012	Regular		
11	1296	1693	Abdul Waheed	Abdul Shauq	PASHITUN GAR GPS	12	M.Sc	PTC/CT	01/02/1983	26/05/2012	26/05/2012	not case		
12	1313	1717	Amir Khan	Amir Khan	Chakri Onab GPS No 2	12	M.Sc M.Phil	PTC/CT/BED	02/04/1979	23/05/2012	24/05/2012	not case		

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) NOWSEHRA
Working Papers for departmental promotion committee for the promotion of SPST. PSHT to SST (Mahts. Phy B-16)//
Total No. of Vacant SST (Maths, Phy) Posts

Method of recruitment	Total Posts
25% by initial recruitment	
75% by promotion	
20% by promotion from SPST. PSHT	

S.No.	New S.No. 11, 12, 17	Old SEN No	Name of official	F/Name	Present place of posting	BPS	Academic Qualification	Professional/Qualification	DOB	Date of raking over charge	Date of appointment at Regular PST	Side	General Remarks	Remarks by DPC Committee
1.	700	956	Alam Zeb	Rahim Khan //	/PS Pitaow Payan No. 1	14	BSC	PTC/CT/B.Ed	09/09/1968	17/04/1904	17/04/1994	Chairabad	B.Sc Result Declared on 32618 after court	
2.	835	1141	Aminur Rahman	Zada	BPS Barikabad	14	BSC	PTC/CT/B.Ed	03/01/1970	14/04/1990	25/05/1995	Akora	Double Maths, English= Obtained Marks/Total marks=233/SSO (3 rd Div) and Physics Additional	
3	1043	1408	Zaibullah Khan	Zamrud Ullah	GPS No. 5 Dag Behsud	14	BSC	PTC/CT/B.Ed	13/12/1974	24/06/1997	24/06/1997	Jalozai		
4.	1047	1412	Amir Muhammad	Adil Muhammad	AZaakhei Payan GPS No. 1	14	BSC	PTC/CT/B.Ed	01/01/1968	28/06/199	28/06/1997	Nsr Cantt		
5.	1049	1420	Younas Khan	Sher Jang	GPS Pkk	14	BSC	PTC/CT/B.Ed	20/03/1973	30/06/1997	30/06/1997	nsr Cana	Not Included in court case	
6.	1050	1421	Asif Khan	Rahmani GUI	Choki Drub GPS No. 1	14	BSC	PTC /B Ed/M.ED	01/05/1973	30/06/199	30/06/1997	Pabba		
7.	1092	1477	Riaz Muhammad	Faqir Muhammad	Aii Shah GPS No. 2	14	MSc	PTC/CT/B.Ed	01/04/1975	24/04/1998	24/04/1998	Pabbi		
8	1173	1569	Naseer Muhammad	Faqeer Muhammad	Pabbi GPS no. 1	12	MA, BSC	PTC/CT/B Ed	13/04/1973	03/01/200	03/01/2000	Pabbi		
9.	1265	1667	Mubashir Shah	Abdul Karim	GPS talab Abad	12	MSc	PTC	01/08/1980	25/05/2012	25/05/2012	nsr Cana		
10.	1266	1668	Ali Zaman	Berader Khan	GPS Gulbahan Payan	12	MSc	CT, M.ED	02/03/1981	25/05/2012	25/05/2012	Risipur		
11.	1296	1698	Abdul Wadood	Abdul Shakoor	Pashtun Gar GPS	12	MSc	PTC, CT	01/02/1981	26/05/2012	26/05/2012	Pabbi		
12.	1314	1717	Aziz Khan	Anwar Khan	Choki Drub GPS No. 1	12	MSC, M. Phil	PTC, CT B.Ed, M.Ed	02/04/1980	28/05/2012	28/05/2012	Pabbi		

B.A.H.

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13	1125	1734	Waqar Hussain	Amin Khan	GPS, Faisalabad	11	MSC Maths	PTC CT ME	13/02/1985	15/05/2012	17/05/2012	Male	
14	1331	1735	Waqar Hussain	Amin Khan	Chhina Street Govt. GPS	12	MISC	PTC CT ME D	01/09/1981	24/05/2012	24/05/2012	Male	
15	1343	1750	ZAR MUHAMMAD KHAN	Salamat Khan	GPS 1st Colony	12	BSC Bio Chem	PTC Sec	13/02/1985	22/05/2012	24/05/2012	Male	

Certificate:

It is certified that all the SPST, PSHT(M) included in the panel for the promotion to SST (Maths, Phy) Posts.

- a) Hold the post on regular basis and none of them is holding the post on adhoc/acting charge basis/contract.
 - b) Have completed the required minimum length of qualifying service and qualifications as required for promotion to the post of SST(Maths, Phy) under the Rules.
 - c) None of them is on deputation to any organization under the Federal/Provincial/Autonomous/Semi autonomous/International Organizations.
 - d) Neither any disciplinary/departmental proceedings/Anti corruption/Judicial enquiry is pending against them nor has any penalty been imposed upon any one of them.
 - e) No one is on long leave /Ex-Pakistan leave.
 - f) Their ACRs, Synopsis are free from adverse remarks.
 - g) They are all alive and serving.
 - h) Their appointment orders against PSTs posts are attached herewith.
 - i) The seniority list of B-14, B-15 officials is final undisputed and not subjudice.
- The Departmental Promotion Committee is requested to determine the suitability of the above SPST, PSHT for promotion to SST B-15 post with immediate effect.

District Education Officer(M)
Najshera

13.	1325	1734	Wahid Said	Said	GPS	12	MSc. Maths	PTC. CT. M.Ed	13/01/1981	23/05/2012	Akora			
14.	1331	1331	Waqar Hussain	Amin Khan	Khan Sher Garbi GPS	12	MSC	PTC. CT. M.Ed	01/09/1981	28/05/2012	Akora			
15	1345	1345	Zar Muhammad Khan	Salamat Khan	GPS Taj Colony	12	B.SC. Bio. Chem	PTC. B.Ed.	13/02/1988	28/05/2012	Akora			

CERTIFICATE:

It is certified that all the SPST, PSHT (M) included in the panel for the promotion to SST (Mahts. Phy) Posts.

- A. *Hold the Post on regular basis and none of them is holding the post on adhoc/acting charge basis/contract.*
- B. *Have Completed the required minimum Length of qualifying service and qualifications as requied for promotoin to the post of SST (Math. Phy) under the rules.*
- C. *None of them is on deputation to any Organization under the Federal/Provincial/Autonomous/Semi Autonomous/International Organization*
- D. *Neither any disciplinary/Departmental Proceedings, Anti Corruption/ Judicial Enquiry is pending aginast them nor has any penalty been imposed upon any one of*
- E. *No One is on long leave/Ex-Pakistan Leave.*
- F. *Their ACRs. Synopsis are free from adverse remarks.*
- G. *They are all alive and serving.*
- H. *Their appointment orders against PSTs posts are attached herewith.*
- I. *The Seniority list of B-14, B-15 officils is final, undisputed and not subyduce.*

The departmental promotion committee is requested to determine the suitability of the above SPST, PSHT for promotion to SST B-16 post with immediate effect.

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GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT

Peshawar, dated the 24th July, 2014.

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 (RPS-17)	i. At least second class Master's Degree or four years ES Degree in the relevant subject; and ii. Bachelor of Education or Master of Education (Industrial Art or Business Education) or MA 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. Note: If no suitable candidate is available in the relevant subject the post falling in their promotion quota shall be filled by initial

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				recruitment, and (b) fifty percent by initial recruitment.
IA	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>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;</p> <p>Note:- 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>

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(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) (Humanities and other equivalent groups at degree level with English as compulsory subject;</p> <p>and</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>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) <u>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:</u></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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all length in all completed, then on active change basis.

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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>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>Note:</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)

Amir

C/13

SSTs (M) Nowshetra



Directorate of Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar

Notification

Consequent upon the recommendations of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification NoSO(PE)/4-5/SSRC/Meeting/2013/Teaching Cadre dated 2nd July, 2014, the following SCTs/CTs, SDMs/DMs, SAs/ATs, STTs/TTs, Senior Qaris/Qaris, PSHTs/SPSTs/PSTs are hereby promoted to the post of SST (Bio-Chem), SST (Phy-Maths), SST (General) noted against each BPS-16 (Rs. 12910-1035-43960) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, on the terms and condition given below with effect from the date of their taking over charge and further they will be posted by the District Education Officer concerned.

A. SST (Phy-Maths)

1. PROMOTION OF PSHT/SPST/PST TO SST (Phy-Maths) BPS-16		04
Total No. vacant posts of SST (Phy-Maths)		04
25% share initial recruitment		0
75% share for Promotion		04
20% Share of promotion of PSHT/SPST/PST		04
Posts available for promotion		04
Promoted through this order		04

S. No	S.L. No	Name of Official	Present Place of Posting	Date of Birth	Date of Applt. As Regular Pst	Qualification	Remarks
1	103	Zaimullah Khan	GPS No.5 Dag Behsud.	12/12/1974	24/6/1997	BSc/B.Ed	Services placed at the disposal of DEO (S) Nowshetra for further posting against SST (Phy-Maths) post.
2	104	Amir Muhammad	GPS No.1 Azakhel Payan	1/1/1968	28/6/1997	BSc/B.Ed	-----do-----
3	105	Asif Khan	GPS Amankot	1/5/1973	30/6/1997	BSc/B.Ed	-----do-----
4	109	Riaz Muhammad	GPS Ali Shah	1/4/1975	24/4/1998	BSc/B.Ed	-----do-----

Terms and conditions:-

- 1 He would be on probation for a period of one year extendable for another one year.
- 2 He will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 3 His services can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be preceded under the rules framed from time to time.
- 4 Charge report should be submitted to all concerned.
- 5 His Inter-Sec- seniority on lower post will remain intact.
- 6 No TA/DA is allowed for joining his duty.
- 7 He will give an under taking to be recorded in his service book to the effect that if any over payment is made to him in light this order will be recovered and if he is wrongly promoted he will be reversed.
- 8 He will be governed by such rules and regulations as may be issued from time to time by the Govt.
- 9 Before handing over charge once again their document may be checked if he has not the required relevant qualifications as per rules, he may not be handed over charge of the post.

(Farid Ahmad Khattak)
Director
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

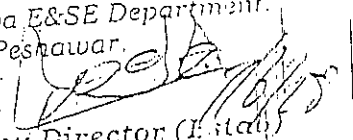
1747-47

SSTs (M) Nowshera 2


14

Endst: No. / File No. 2/Promotion SST B-16: Dated Nowshera the 8/6/2018.
Copy forwarded for information and necessary action to the: -

1. Accountant General Khyber Pakhtunkhwa Nowshera.
2. District Education Officer (Male) Nowshera.
3. District Accounts Officer Nowshera.
4. Official Concerned.
5. PS to the Secretary to Govt: Khyber Pakhtunkhwa E&SE Department.
6. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
7. M/File.


Dy: Director (I.stab)
Elementary and Secondary Education
Khyber Pakhtunkhwa Peshawar

Received on 14-3-2019


14/3/2019

(15) D. Anwar
خدمت جناب ڈسٹرکٹ انجینئر آفس، سیل نوشہرہ - ۵

درخواست نمبر اور وصولی آرڈر 8-6-2018

Encls: No: 1742-47

جناب عالی !

موردبانہ گزارش ہے کہ ڈسٹرکٹ انجینئر اسٹیبلشمنٹ
(Establishment)

۸-6-۱۸ کو آرڈر پاس کیا ہے جس میں آصف خان
اور ریاض محمد جو کہ مجموعی سے جو نیٹر ٹو کو SST پوسٹ
پر موٹو کر دیئے گئے ہیں

انکی پر موشن آرڈر بتایا 8-6-2018 کی کاپی درکار
ہے۔

الغرض

یونٹن خان (spst) کی کاپی
کی پی ایس: پیاروی کی کاپی
صلاح و کفیل نوشہرہ

Dairy No 13 dt 14-03-2019
OIO The DEO (M) NSR

محفوظ جناب ڈی ای او صاحب ایلمنٹری اینڈ سینڈری ٹیچر ٹریننگ
 (B) E
 درخواست بابت محکمہ پر مشتمل برائے
 Math, Physics SST

جناب عالی!

ADFOC (Pr)
 17/4/19

گزارش ہے سائل 23 جن 1997 سے محکمہ ہڈ میں PST، ستاد
 طور پر کام کر رہا ہوں سائل 2014 سے SST پر موشن سلیڈ اپل
 ہے اب دفتر ہڈ نے کورٹ کیس کے روشنی کے نظر میں سائل
 جونیئر دو PST اساتذہ کی SST (Math, Physics) پر
 پھوٹ کر دیئے گئے ہیں۔ جناب عالی سائل کا حق مارا گیا۔
 جونیئر اساتذہ کی سنیاردی لسٹ حسب ذیل ہیں۔

تاریخ پیدائش	سنیاردی	Gps	تاریخ تعیناتی
1/5/1973	1050	امان کوٹ	30-6-1997
1/4/1975	1092	علی شاہ	24/4/1998

جناب سائل کے کوائف مندرجہ ذیل ہیں۔

نام	ولد	Gps	تاریخ پیدائش	سنیاردی	تاریخ تعیناتی
یونس خان	شیر جنگ	بھاری کھیل	20:3:1973	1049	30/6/1997

مندرجہ بالا امور کو مد نظر رکھ کر
 سائل کیلئے محکمہ حق کو تسلیم کرنے الصاف دلا جائے
 زیادہ فی عا میں و آداب!

یونس خان ولد شیر جنگ

0316 1835092
 0306 2549720

Dairy No 481 dt 06-04-2018
 OIO The DEO (M) NSR

ADD Estab Rm

ایم

"B"

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

No.

Appeal No. 1042 of 20 19

Younas Khan Appellant/Petitioner

Versus

through Secy; EGSE, Kpk, Peshawar Respondent

Respondent No. (5)

(Reg)

Notice to: — Mr. Riaz Muhammad, SST (BPS-16), GHS
Marhali, Banda, Nowshera.

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 24/2/2022 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 10/2

Day of Feb 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.

"B"

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

No. 1042 19

Yousaf Khan of 20

(Reg)

Through Sony, Eqs ^{versus} Kpk, Peshawar
..... Appellant/Petitioner
..... Respondent

Mr. Asif Khan, SPT (BPS-16) GHS Banda

Notice to: Sheikh Ismail, Nowshera.

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..... 10th

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

Day of.....20

(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.

"B"

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

No.

SBRegd

Appeal No.....1042..... of 2019.

.....Younas Khan.....Appellant/Petitioner

Versus

.....Secy. B. & S. E. KPK, Civil Secretariat Peshawar.....Respondent

Respondent No.....(4).....

Notice to: Mr. Asif Khan, SST (BPS-16), GHS Banda
sheikh Ismail, Nowshera.

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.....19/7/2022.....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.....17th.....

Day of.....June.....20 22

For Reply

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

“B”

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

No. *Regd* *SB*
10420
 Appeal No. of 20¹⁹
Younas Khan Appellant/Petitioner
Secy E & SE KPK, civil secretariat Peshawar Respondent
 Respondent No. (5)

Notice to: *Mrs Riaz Muhammad, SST (BPS-16), GHS Marhatic, Banda Nowshera.*

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.....

Given under my hand and the seal of this Court, at Peshawar this.....
17th
 Day of.....*June*.....20²²

(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.

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA PESHAWAR

Service Appeal No: 1042/2019

Younas Khan vs Education Department.

REPLY/PARA-WISE COMMENTS

ON BEHALF OF RESPONDENT

NO1, 2 & 3.

Respectively Sheweth,

**That the respondents 1 to 3 submits
as under:-**

Preliminary Objections

1. That the Appellant has no cause of action/locus standi to file the instant appeal.
2. That the present Appeal is bad for non-joinder and mis-joinder of necessary parties.
3. That the instant appeal is badly time barred.
4. That the appellant has concealed material facts from this honorable service tribunal.
5. That the appellant is estopped by his own conduct, by deed and by law to file the instant appeal.
6. That the instant appeal is not maintainable in its present form.
7. That the present appeal is infructuous as the appellant has already been promoted to SST after he fulfilled the required criteria by making departmental appeal duly submitting his file.

Factual Objection

1. Para No.1 is partially correct. The appellant has been duly dropped from seniority list of promotion due to the non-submission of his file and necessary documents before the DPC which is a mandatory condition to scrutinize the eligibility of employee for that reason respondent No.4 & 5 got promoted

however the appellant has also now been promoted to SST by filing departmental appeal and after providing of his file and necessary documents. (Copy of promotion order is annexed as annexure "A").

2. Para No.2 correct subject to proof.
3. Para No.3 is correct hence need no comments,
4. Para No.4 is partially correct the appellant was dropped from promotion due to the non-submission of his file and necessary documents. However the appellant has also now been promoted to SST by filing departmental appeal and after providing of his file and necessary documents.
5. That the departmental appeal has been accepted and the appellant has been promoted to the SST after he provided his file and necessary documents for scrutinize his position.
6. That para No.6 is incorrect, the appellant has no cause of action to file the instant appeal.

ON Grounds:

- A. Incorrect, the petitioners was treated in accordance with law & rules. He was dropped due to non-submission of his file and necessary documents and now got promoted to SST when he file Departmental Appeal and fulfill the required criteria.
- B. In-correct, the appellant has also been promoted to the post of SST respondent No.4 and 5 were duly promoted by fulfilling the required criteria while the appellant failed to provide his documents in mandatory time and later on after filing departmental appeal and fulfilling the requirements has now been promoted to SST.

C. Para "C" is incorrect, as already explained in the above para's.

D. Para "D" is incorrect, as already explained in the above para's.

E. Para "E" is incorrect, as already explained in the above para's.

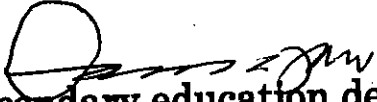
F. Para "F" is incorrect, the appellant has been treated with accordance to law & rules.


G. Para "G" Respondents also seek permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that on acceptance of the above reply instant appeal may very graciously be dismissed in favor of the respondents department.

Respondents;


1. Secretary to govt. of KPK E&SE Department


2. Director elementary and secondary education department
KPK


3. District Education Officer (M), Nowshera



**OFFICE OF THE
DISTRICT EDUCATION OFFICER (MALE)
NOWSHERA**

☎ 0923-9220228 ☎ 0923-9220228 ✉ emisnowshehra@yahoo.com

POSTING ORDER

In pursuance of the Notification issued by the Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar vide Endst: No. 8493-98/File No.1/ Promotion SST B-16 date Peshawar the 07-02-2020, the postings of the following newly promoted SST (G), SST (B/C) and SST (P/M) Male BPS-16 @ (Rs.18910-1520-64510) respectively, plus usual allowance as admissible under the rules on regular basis under the existing policy of provincial Government, are hereby ordered in the schools noted against each, on the terms and conditions given below in the interest of public service with immediate effect.

A. SST (General)

1. Promotion of Sr. CT / CT to SST (General) BPS-16

S#	S.L. #	Name & Designation	Present School	Place of Posting	Remarks
01	18	Abdul Wahab	GHSS Khair Abad	GHSS Khair Abad	A.V.P
02	40	Inayat ur Rahman	GHSS AC Centre	GHS Dheri Katti Khel	A.V.P

2. Promotion of PSHT to SST (General) BPS-16

01	265	Sajdar Ali	GPS No:1 Banda Nabi	GMS Kishti Pul	A.V.P
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3. Promotion of PSHT/SPST/PST to SST (B/C) BPS-16

01	1711	Zar Muhammad Khan	GPS Taj Colony	GHSS Mali Khel Bala	A.V.P
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4. Promotion of Sr CT/CT to SST (M/P) BPS-16

01	80	Mian Abdul Ahad Shah	GHSS Pabbi	GHS Pabbi	A.V.P
02	262	Abdur Rashid	GSSSHSS Dak Ismail	GSSSHSS Dak Ismail Khel	A.V.P

5. Promotion of PSHT/SPST/PST to SST (M/P) BPS-16

01	973	Alam Zeb	GPS No: I Pitaow Payan	GHSS Pir Sabaq	A.V.P
02	1419	Younas Khan	GPS Pahari Katti Khel	GHS Kana Khel	A.V.P

Terms & Conditions:

1. They will be on probation for a period of one year Extendable for another one year.
2. They will be governed by such rules and regulation as may be issued from time to time by the Government.
3. Their services can be terminated at any time; in case their performance is found unsatisfactory during probation period. In case of misconduct, they shall be proceeded under the rules framed from time to time.
4. The Principals / Head Master / Drawing & Disbursing Officers should checked their original documents (Academics + Professional) before handing over charge.
5. The Principals / Head Masters / Drawing & Disbursing Officers are required to submit their necessary documents for verification to District Education Officer (Male), Nowshera along with original payee receipt.
6. The Principals / Head Masters / Drawing & Disbursing Officers should not release their pay in BPS-16 until and unless their necessary documents are verified from the Universities.

concerned. During the verification process, if any Degree / Certificate is found fake / bogus, their promotion shall stand cancelled.

7. The District Education Officer (Male), Nowshera will issue Clearance Certificate after the verification process.
8. Charge Report should be submitted to all concerned.
9. Their Inter-Se-Seniority on lower post will remain intact.
10. No TA / DA is allowed for joining their new post.
11. They will give an undertaking to be recorded in their Service Books / File to the effect that if any overpayment is made to them in light of this order will be recovered and if anyone is wrongly promoted him shall be reversed.

(Sajjad Akhtar Iqbal)
District Education Office (Male)
Nowshera

Endst: No. 8096 - 2106 /DEO (M) NSR/EA-S/Prom: of SSTs. Dated Nowshera the, 18/02/2020.
Copy of the above is forwarded for information to the: -



1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar w/r to Notification No. quoted above.
2. District Accounts Officer, Nowshera.
3. Deputy District Education Officer (Male), Nowshera.
4. District Monitoring Officer (IMU) Nowshera.
5. Sub Divisional Education Officer (Male), Nowshera.
6. Assistant District Education Officer - Establishment (Primary & Secondary), Local office.
7. Superintendent - Establishment (Primary & Secondary), Local office.
8. Dealing Assistant - Establishment (Primary & Secondary), Local office.
9. Assistant Programmer D-EMIS, local office.
10. Accountant, Local office.
11. Officers concerned.
12. Master File.

District Education Officers (Male)
Nowshera

Form- A
FORM OF ORDER SHEET

Court of _____

Case No.- 1042/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	08/08/2019	<p>The appeal of Mr. Younas Khan resubmitted today by Mr. Taimur Ali Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 8/8/19</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>19-9-2019</u></p> <p style="text-align: right;"> CHAIRMAN</p>

19.09.2019

Counsel for the appellant present.

Contends that in the working paper of departmental promotion committee for promotion of SPST, PSHT to SST the appellant was shown at S.No. 5 with seniority number 1049 in the seniority list. On the other hand, through the impugned notification dated 08.06.2018 the respondents No. 4 & 5 were promoted although their names were at S.No. 6 & 7 respectively in the working paper with seniority number 1050 and 1092 in the seniority list. The appellant was, therefore, discriminated, it was added.

In view of the above as well as available record, instant appeal is admitted for regular hearing. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 18.11.2019 before S.B.

Appellant Deposited
Security & Process Fee

19/9/19


Chairman

18.11.2019

Junior to counsel for the appellant and Addl. AG alongwith Inayatullah, ADEO for the respondents present.


Representative of the respondents requests for adjournment to furnish the reply/comments. Adjourned to 19.12.2019 on which date the requisite reply/comments shall positively be furnished.


Chairman

19.12.2019

Junior to counsel for the appellant and Inayatullah, ADO for the respondents present.

Representative of respondents seeks further time to furnish reply/comments. Adjourned to 03.02.2020 on which date the requisite reply/comments shall positively be submitted.


Chairman

03.02.2020

Counsel for the appellant present. Addl: AG for respondents present. Written reply on behalf of respondents not submitted. Notices be issued to the respondents for submission of written reply/comments. Adjourned. To come up for written reply on 18.03.2020 before S.B.


Member

18.03.2020

Clerk to counsel for the appellant present. Mr. Kabirullah Khattak learned Addl. AG alongwith Inayat Ullah ADEO for the respondents present. Written reply not submitted. Representative of the respondent department seeks time to furnish written reply/comments. Last opportunity is granted. To come up for written reply/comments on 27.04.2020 before S.B.


(Hussain Shah)
Member

27.04.2020

Due to COVID19, the case is adjourned to 21.07.2020 for the same as before.


Reader

21.07.2020

Mr. Taimur Ali Khan, Advocate, for appellant is present. Vide previous order sheet dated 27.04.2020 the instant service appeal was adjourned due to COVID-19, today no one is present on behalf of the respondents therefore, notices be issued to the respondents for submission of written reply/comments for 16.09.2020 before S.B.


(MUHAMMAD JAMAL KHAN)
MEMBER

16.09.2020

Counsel for the appellant present. Nemo on behalf of the respondents.

On previous date of hearing, respondents ~~have~~ remained unrepresented and notices were required to be issued to them for submission of reply/comments today. The record suggests that the requisite notices have been duly issued. Even today no one has turned up on behalf of the respondents nor their written reply received despite last opportunity. The matter is, therefore, posted to D.B for arguments on 02.12.2020.


Chairman

02.12.2020

Due to pandemic of Covid-19, the case is adjourned to
23.02.2021 for the same as before.



Reader

23.02.2021

Due to COVID, 19 the matter is adjourned to 2.06.2021 for
the same.



Reader

02.06.2021

Appellant present through counsel.

Muhammad Adeel Butt learned Additional Advocate General alongwith Masood Khan ADEO (Litigation) for official respondents No. 1 to 3 present. Nemo for private respondents No.4 & 5.

Representative of respondents submitted written reply/comments. Reply on behalf of private respondents No.4 & 5 is still awaited. They be put on notice with direction to submit written reply/comments within 10 days of the receipt of notice. To come up for reply/arguments on 30.09.2021 before D.B.


(Rozina Rehman)
Member (J)


Chairman

30-9-21


DB is on Tour case to come up?
for the same on Dated. 1-2-22


Revised

01.02.2022

Junior to counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl. AG for respondent present. None present on behalf of private respondent No. 4 & 5.

Reply/comments on behalf of official respondents have already been submitted. Reply/comments on behalf of private respondents No. 4 & 5 are still awaited. Notice be issued to private respondents No. 4 & 5 for submission of reply/comments. To come up for reply/comments before the S.B on 24.02.2022.


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

24.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 12.05.2022 for the same as before.



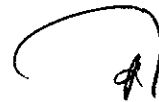
Reader

12.05.2022

Junior to counsel for appellant present.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Masood Khan Litigation Officer for respondents No.1 to 3 present. Nemo for private respondents No.4 & 5.

Reply on behalf of official respondents No.1 to 3 has already been submitted. Notice be issued to private respondents No.4 & 5 for submission of comments. To come up for reply/comments on 19.07.2022 before S.B.



(Rozina Rehman)
Member (J)