



NO. SO(Estt)40-380/2017(3412)
GOVERNMENT OF THE PUNJAB
SPECIAL EDUCATION DEPARTMENT
31-Sher Shah Block, New Garden Town, Lahore.

Dated Lahore the February 20, 2024.

To

Ms. Tahira Nazir,
Junior Special Education Teacher (H.I / BS-16),
Govt. Special Education Centre,
Shakargarh, District Narowal.

Subject: **REQUEST FOR REGULARIZATION WITH REST OF THE BATCH**

With reference to your application *viz-a-viz* regularization of your services w.e.f. 31.05.2021 (*the date when services of your other batchmates were regularized*). It is hereby informed that your request has been examined in the Department and it is observed that as per record you were recruited as a Junior Special Education Teacher (H.I Field / BS-16) vide order dated 30.01.2018 under the Contract Appointment Policy, 2004 on contract basis (*for a period of five years*) as per the recommendations of the Punjab Public Service Commission.

2. As per record, this department, in view of the provisions contained in the Punjab Regularization of Services Act, 2018, initiated the case for consideration of regularization of services of the batch of JSETs which were recruited in the year 2018 (*those who have three years continuous satisfactory service at their credit*). A wade through the record further reveals that the case for regularization of your services was delayed / deferred due to incomplete service record and services of those JSETs of 2018 batch were regularized vide order dated 31.05.2021. Moreover, later on, your contract was expired on 29.01.2023 (*after completion of period of five years*). Where-after the Department took up your matter as a special case and initiated necessary procedure for extension of your contract.

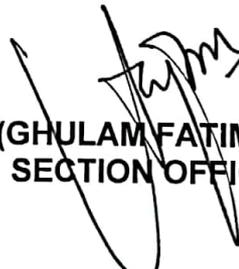
3. It further transpired from the perusal of record that after approval of Chief Minister Punjab, this Department extended your contract and accordingly after fulfilling all just, legal and codal formalities, in view of Sub Clause (a) of Sub Section (1) of Section 6

the Punjab Regularization of Services Act, 2018, regularized your services vide order No. SO(Estt.)40-380/2017 dated 27.10.2023 **with immediate effect.**

4. Furthermore, as per Section 8(2) read with clause 3 of order of regularization dated 27.10.2023 it has been decided that your *inter se* seniority with other batch mates will be maintained as per merit list issued by Punjab Public Service Commission.

5. After examining the record / material available in the case file, considering contents of the application, it is further observed that as per existing law of the Punjab Government, regularization is allowed with immediate effect. There is no provision for regularization of service from retrospective date in any law / policy / rules. Further, the Supreme Court of Pakistan in its judgments dated 10.03.2021 & 25.03.2021 has also held that regularization of a contract employees shall be with immediate effect. Thus, your request being untenable is liable to be rejected.

6. For foregoing reasons, the Competent Authority has turned down your request for regularization w.e.f. 31.05.2021 being devoid of merit and contrary to the law / rules.


(GHULAM FATIMA BANDIAL)
SECTION OFFICER (ESTT.)

CC:

PS to Secretary, Special Education Department.