


21.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 22.03.2022 for the same as before.


Reader.

22.03.2022

Appellant alongwith his counsel present. Mr. Kabirullah Khattak, Additional Advocate General for respondents present.

Learned counsel for the appellant produced a copy of office order dated 25.02.2022 which is placed on file. According to the said office order, the appellant stands transferred/posted at the disposal of DHO Bannu. Learned counsel for the appellant contended at the Bar that the appellant is satisfied with the office order in question and his grievances have been redressed. He therefore does not want to further pursue the Service Appeal. As such the instant service appeal is hereby dismissed as withdrawn. File be consigned to the record room.

Announced:
22.03.2022


(MIAN MUHAMMAD)
MEMBER(E)

22.12.2021

Junior to counsel for appellant present.

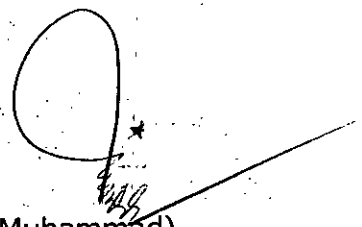
On the preceding date, notices were issued but not served upon respondents. Therefore, fresh notices be issued to respondents. To come up for reply and preliminary hearing on 19.01.2022 before S.B. The operation of impugned order dated 03.09.2021 shall remain suspended till next date.


(Rozina Rehman)
Member (J)

19.01.2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt,
Addl: AG alongwith Mr. Jafar Ali, Assistant for respondents present.

Official respondents No. 1 to 3 have submitted their reply/para-wise comments which are placed on file, therefore, the appeal is admitted to regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to private respondent No. 4 for submission of reply/comments. To come up for reply/comments on 04.02.2022 before S.B.


(Mian Muhammad)
Member(E)

04.02.2022

Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 21.02.2022 for the same as before.


Reader

DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR

All communications should be addressed to the Director General Health Services Peshawar and not to any official by name
Office Ph: 091-9210269 Exchange Ph: 091-9210187, 091-9210196 Fax Ph: 091-9210230

OFFICE ORDER

Consequent upon the recommendation of the Inquiry Committee and subsequent approval of Director General Health Services Khyber Pakhtunkhwa, **Mr. Syed Jaffar Ali Shah** PHC Technician (MP) / TSI attached to DHO Tank is hereby transferred & posted at the disposal of DHO Bannu with immediate.

NB: Arrival / Departure report should be submitted to this Directorate for record.

Director General Health Services
Khyber Pakhtunkhwa, Peshawar

No. 5469-75 / (AE-VI)

Dated Peshawar the 25 / 02 / 2022

Copy for information and necessary action is forwarded to the:

1. District Health Officer Bannu
2. District Health Officer Tank
3. District Accounts Officers (Tank / Bannu).
4. Dealing Assistant (Paramedics) DGHS Khyber Pakhtunkhwa.
5. Incharge Promotion Cell DGHS, Khyber Pakhtunkhwa.
6. PA to DGHS Khyber Pakhtunkhwa.
7. Official Concerned.

Director General Health Services
Khyber Pakhtunkhwa, Peshawar

06.12.2021

Appellant alongwith his counsel present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Jafar Ali, Assistant for respondents present.

Written reply/comments on behalf of respondents on pre-admission notice not submitted. It is evident from record that both the appellant as well as private respondent No.4 had completed their normal tenure against the posts at DHO Tank and DHO Bannu since 11.01.2018 respectively. They were, therefore, now transferred to DHO Bannu and DHO Tank vide office order dated 27.08.2021. However, the office order dated 27.08.2021 was cancelled and no plausible reason given to substantiate and justify for the premature action of the respondent-department. The impugned order dated 03.09.2021, is therefore, suspended till next date. To come up for written reply/comments as well as preliminary hearing on 23.12.2021 before S.B.


(MIAN MUHAMMAD)
MEMBER (E)

17.11.2021

Appellant alongwith her counsel present.

Preliminary arguments of the learned counsel for the appellant heard. The appellant is apparently aggrieved of the office order dated 03.09.2021 whereby his mutual posting/transfer order dated 27.08.2021 was cancelled without any reason. It was further argued that in pursuance of the said order the appellant has submitted his arrival report to respondent No.3 on 30.08.2021 and as such it stands actualized. His departmental appeal dated 13.09.2021 has not been responded and being a posting/transfer issue the instant service appeal stands filed on 02.11.2021. In addition to the service appeal an application for suspension of impugned office order dated 03.09.2021 has also been submitted. Let pre-admission notices be issued to the respondents for reply. To come up for preliminary hearing on 02.12.2021 before S.B.


(Mian Muhammad)
Member(E)

02.12.2021

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Appellant seeks adjournment on the ground that his counsel is busy before the Peshawar High Court, Peshawar. Adjourned. To come up for preliminary hearing on 02.12.2022 before S.B.

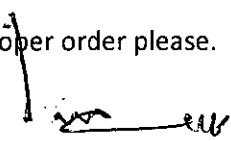


(MIAN MUHAMMAD)
MEMBER (E)

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ 7720 /2021

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge |
|-------|---------------------------|---|
| 1 | 2 | 3 |
| 1- | 02/11/2021 | <p>The appeal of Mr. Syed Jaffar Ali Shah presented today by Mr. SaadUllah Khan Marwat 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</p> <p>2-</p> <p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>17/11/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p> |

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

CHECK LIST

Case Title: Syed Jaffer Ali Shah v/s Director General & others

| S# | CONTENTS | YES | NO |
|----|--|-----|----|
| 1 | This Appeal has been presented by: <u>Said Jullah Khan Marwat</u> | ✓ | |
| 2 | Whether Counsel/Appellant/Respondent/Deponent have signed the requisite documents? | ✓ | |
| 3 | Whether appeal is within time? | ✓ | |
| 4 | Whether the enactment under which the appeal is filed mentioned? | ✓ | |
| 5 | Whether the enactment under which the appeal is filed is correct? | ✓ | |
| 6 | Whether affidavit is appended? | ✓ | |
| 7 | Whether affidavit is duly attested by competent Oath Commissioner? | ✓ | |
| 8 | Whether appeal/annexures are properly pagged? | ✓ | |
| 9 | Whether certificate regarding filing any earlier appeal on the subject, furnished? | x | ✓ |
| 10 | Whether annexures are legible? | ✓ | |
| 11 | Whether annexures are attested? | ✓ | |
| 12 | Whether copies of annexures are readable/clear? | ✓ | |
| 13 | Whether copy of appeal is delivered to AG/DAG? | ✓ | |
| 14 | Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents? | ✓ | |
| 15 | Whether numbers of referred cases given are correct? | ✓ | |
| 16 | Whether appeal contains cutting/overwriting? | x | ✓ |
| 17 | Whether list of books has been provided at the end of the appeal? | ✓ | |
| 18 | Whether case relate to this court? | ✓ | |
| 19 | Whether requisite number of spare copies attached? | ✓ | |
| 20 | Whether complete spare copy is filed in separate file cover? | ✓ | |
| 21 | Whether addresses of parties given are complete? | ✓ | |
| 22 | Whether index filed? | ✓ | |
| 23 | Whether index is correct? | ✓ | |
| 24 | Whether Security and Process Fee deposited? On _____ | ✓ | |
| 25 | Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? On _____ | ✓ | |
| 26 | Whether copies of comments/reply/rejoinder submitted? On _____ | ✓ | |
| 27 | Whether copies of comments/reply/rejoinder provided to opposite party? On _____ | ✓ | |

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name: Said Jullah Khan Marwat
 Signature: [Signature]
 Dated: 2-11-21

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

S.A No. 7720/2021

Syed Jaffar Ali Shah versus Director General & Others

INDEX

| S. No | Documents | Annex | P. No. |
|-------|---------------------------------|-------|--------|
| 1. | Memo of Appeal | | 1-3 |
| 2. | Transfer order dated 11-01-2018 | "A" | 4 |
| 3. | Transfer order dated 27-08-2021 | "B" | 5 |
| 4. | Office order dated 03-09-2021 | "C" | 6 |
| 5. | Representation dated 13-09-2021 | "D" | 7-8 |
| 9. | Application for Interim Relief | | 9-10 |

Through Appellant



Saadullah Khan Marwat
Advocate.
21-A Nasir Mansion,
Shoba Bazaar, Peshawar.
Ph: 0300-5872676
0311-9266609

Dated: 02-11-2021

BEFORE KPK SERVICE TRIBUNAL PESHAWAR Khyber Pakhtunkhwa
Service TribunalDiary No. 7849S.A No. 7720 / 2021 Dated: 02/11/2021

Syed Jaffar Ali Shah
S/O Syed Noor Ali Shah,
Primary Health Care Technician,
(MP) Tehsil Sanitary Inspector
(TSI), District Health Officer,
Bannu Appellant

VERSUS

1. Director General, Health Services, KP, Peshawar.
2. Secretary, Govt. of KP, Health Department, Peshawar.
3. District Health Officer, Bannu.
4. Nazeer Ullah S/O Zahid Ullah,
Primary Health Care Technician,
(MP) Tehsil Sanitary Inspector
(TSI), District Health Officer,
Tank Respondents

Filed to-day

Registrar

2/11/21

⊕<=>⊕<=>⊕<=>⊕<=>⊕

APPEAL U/S 4 OF SERVICE TRIBUNAL ACT, 1974
AGAINST OFFICE ORDER NO. 12772-76 / AE-VI
DATED 03-09-2021 OF R. NO. 01, WHEREBY
POSTING / TRANSFER ORDER DATED 27-08-2021
WAS CANCELLED FOR NO LEGAL REASON:

⊕<=>⊕<=>⊕<=>⊕<=>⊕

Respectfully Sheweth;

1. That on 28-06-2005, appellant was appointed as Primary Health Care Technician (MP), Tehsil Sanitary Inspector (TSI) on the basis of Deceased Sons Quota and since then, he was / is serving the department as such at DHO Office, Bannu.
2. That on 11-01-2018, mutual transfer / agreement was made with R. No. 04 and appellant was posted at DHO Office Tank, while R. No. 04 was transferred / posted as such at DHO Office, Bannu. (Copy as annex "A")
3. That after expiry of normal tenure of 03 years at the stations, appellant viz-a-viz R. No. 04 were again entered into agreement and then on 27-08-2021 on account of mutual transfer, appellant was posted as such at DHO Office Bannu, while R. No. 04 was posted as such at DHO Office Tank and till date both are performing duties at their respective stations. (Copy as annex "B")
4. That after expiry of about 01 week, the said order was cancelled vide order dated 03-09-2021 by R. No. 01 and appellant was posted as such at DHO Office Tank, while R. No. 04 was posted as such at DHO Office Bannu. (Copy as annex "C")
5. That on 13-09-2021, appellant submitted representation before the authority which met dead response till date. (Copy as annex "D")

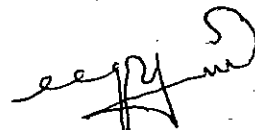
Hence this appeal, Inter alia on the following grounds:-

GROUND


- a. That the impugned order dated 03-09-2021 of R. No. 01 is in total disregard of the law and policy on the subject, hence liable to be set aside.
- b. That the impugned order was quite made as per the intervention of political vendetta and not by the authority, so has no legal value.
- c. That the impugned order dated 03-09-2021 was not actualized / honored by appellant till date as he was already performing duties at DHO Office Bannu.

- d. That the impugned order dated 03-09-2021 was passed by R. No. 01 against the law and policy as normal tenure was not completed at the said station.
- e. That the impugned order is totally illegal, based on political influence and on malafide too.

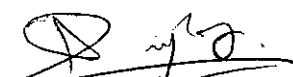
It is, therefore, most humbly prayed that on acceptance of the appeal, the impugned order dated 03-09-2021 of R. No. 01 be set aside, order dated 27-08-2021 be restored and appellant be let to complete normal tenure of posting at DHO Office Bannu, with such other relief as may be deemed proper and just in circumstances of the case.


Appellant

Through


Saadullah Khan Marwat

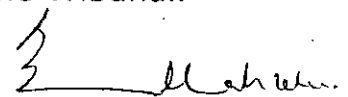

Arbab Saiful Kamal


Amjad Nawaz
Advocates

Dated: 02-11-2021

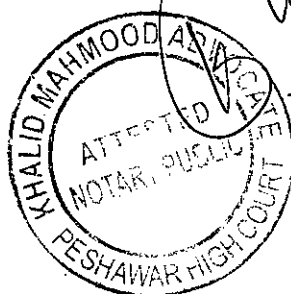
CERTIFICATE:

As per instructions of my client, no such like Service Appeal has earlier been filed by the appellant before this Hon'ble Tribunal.


Advocate

AFFIDAVIT

I, Syed Jaffar Ali Shah S/O Syed Noor Ali Shah, Primary Health Care Technician (MP) TSI, DHO Office Bannu (appellant), do hereby solemnly affirm and declare that contents of **Service Appeal** are true and correct to the best of my knowledge and belief



DEPONENT

A u

**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA, PESHAWAR.**



Office Ph# 091 - 9210269 Exchange# 091 - 9210187, 091 - 9210196, Fax #091 - 9210230
All communications should be addressed to the Director General Health Services Peshawar and not to any Official by name.

OFFICE ORDER.

As approved by the competent authority the mutual transfer of the following PHC Technicians (MP)/TSI are hereby ordered with immediate effect in the interest of public service:-

| S.No | Name | From | To | Remarks |
|------|---|-------------|-------------|----------------------|
| 1. | Syed Jafar Ali Shah, PHC Technician (MP)/TSI | DHO, Bannu. | DHO, Tank | Vice No. 02 above |
| 2. | Mr. Nazirullah, PHC Technician (MP)/TSI. | DHO, Tank. | DHO, Bannu. | Vice No. 01 above |

NB: Arrival reports should be submitted to this Directorate for record.

Sd/xxxxxxxxx
**DIRECTOR GENERAL HEALTH
SERVICES KPK, PESHAWAR**

No. 491-28 /E-V,

Dated Peshawar the 11/1/2018.

Copy forwarded to the:-

1. DHO, Bannu.
2. DHO, Tank.
3. DAO Bannu.
4. DAO Tank.
5. Suptt: Promotion Cell, DGHS, KPK, Peshawar.
6. DHIS Cell DGHS KPK, Peshawar.
7. D.A concerned.

For information and necessary action.

Assistant Director (Paramedics)
Directorate General Health Services,
Khyber Pakhtunkhwa, Peshawar.

11/01



**DIRECTORATE GENERAL HEALTH SERVICES
HYBER PAKHTUNKHWA PESHAWAR**

All communications Should be Addressed to The Director General
Health Services Peshawar and not to any official by name

Office Ph (091 - 9210269) Exchange ☎ 091 - 9210187, 091 - 9210196 Fax (091 - 9210230)

OFFICE ORDER.

As approved by the Competent authority, the following mutual posting/transfers of PHC Tech (MP)/ TSI (BPS-12) are hereby ordered, in the interest of public Service with immediate effect:-

| S.No. | Name & father Name | From | To | Remarks |
|-------|--|---------------------------|-----------|-----------------------|
| 01 | Syed Jaffar Ali Shah PHC Tech (MP) TSI BS-12 | Attached to DHO Tank | DHO Bannu | Vice No. 02 below |
| 02 | Nazirullah PHC Tech (MP) TSI BS-12 | Attached to DHO. Bannu | DHO Tank | Vice No. 01 above. |

NB:- Arrival/Departure reports should please be submitted to this Directorate for record.

Sd/-

DIRECTOR GENERAL HEALTH
SERVICES, KP PESHAWAR.

No. 12538-43 /AE.VI, Dated Pesh. The 27/8 /2021.

Copy forwarded to the:-

1. PS .to Minister for Health Khyber Pakhtunkhwa Peshawar for information.
2. District Health Officer, Tank
3. District Health Officer, Bannu
4. DAOs, Tank & Bannu
5. P/file
6. Incharge Promotion Cell, DGHS KP Peshawar.

For information and n/action.

DIRECTOR GENERAL HEALTH
SERVICES, K.P PESHAWAR

Handwritten signature and date:
30/8/2021

Handwritten signature and date:
A. U. S. T. E. J.
27/8/21

Handwritten signature and date:
25/8/21

"C" 6



**DIRECTORATE GENERAL HEALTH SERVICES
HYBER PAKHTUNKHWA PESHAWAR**

All communications should be addressed to The Director General
Health Services Peshawar and not to any official by name
Office Ph 091-9210269 Exchange 7 091-9210157, 091-9210195 Fax 1 091-9210230

OFFICE ORDER.

The mutual posting/transfer order of Syed Jaffar Ali Shah
PHC Tech (MP) TSI BS-12 attached to DHO Tank and Mr. Nazirullah PHC
Tech (MP) TSI BS-12 attached to DHO Bannu contained in this Directorate
office order bearing Endst. No. 12538-43/AE.VI, dated 27.08.2021, is
hereby cancelled, in the interest of public service with immediate effect.

Sd/-
DIRECTOR GENERAL HEALTH
SERVICES, K.P PESHAWAR.

No. 12772-76 /AE.VI, Dated Pesh. The 3/9 /2021.

Copy forwarded to the:-

1. District Health Officer, Bannu w/r to his letter No. 6839/DHO, dated 01.09.2021.
2. District Health Officer, Tank
3. DAOs Bannu & Tank,
4. P/files
5. DA-concerned, DGHS office Peshawar.

For information and n/action.

PH
6/9/2021

DIRECTOR GENERAL HEALTH
SERVICES, K.P, PESHAWAR

PH
03/9/21

Augetes
[Signature]

Secretary Health :- 17434

Date: 13-9-21

①

7

D.G. Health

34687/E11
13/9/21

BEFORE THE DIRECTOR GENERAL HEALTH SERVICES KP PESHAWAR

Departmental Appeal _____/2021

DEPARTMENTAL APPEAL FOR CANCELATION OF OFFICE ORDER NO. 12772-76/AE.VI DATED 03/09/2021 ISSUED BY DIRECTOR GENERAL HEALTH SERVICES, KP PESHAWAR

Respected Sir,

The appellant submits as under:-

1. That the appellant is serving PHC Tech (MP) TSI BS-12 in Health Department since 16 years.
2. That the appellant is bonafide resident of District Bannu, where he is residing permanently along with family.
3. That earlier the appellant was transfer/posted from DHO Bannu to DHO Tank vide office order No. 421-28/E-V, dated 11/01/2018, with the mutual consent of both the incumbents, where the appellant served for a period of 3 years and 6 months without any adverse report.(Copy attached).
4. That the appellant was retransferred from DHO Bannu and was posted at DHO Tank vide office order No. 12538-43/AE.VI, dated 27/08/2021 as per mutual consent of both the officials, in compliance the appellant submitted as arrival report at his new station.(Copy of office order, charge relinquish and arrival report are attached).
5. That at present the Honorable Director General Health Services KP Peshawar issued an office order No. 12772-76/AE.VI, dated 03/09/2021, whereby the posting and transfer of the appellant was canceled without any reason and was directed to relinquish

Arif

his charge and ensure arrival report to DHO Tank, which is a remote area and may cause great hardship for the appellant. (Copy of officer order is attached).

It is therefore most humbly prayed that on acceptance of the instant application the transfer and posting office order of the appellant to DHO Tank may kindly be cancelled in the best interest of general public.

Dated: 13/09/2021

Copy to

The Sectary to Govt of KPK

Health Department Peshawar

Appellant

Syed Jafar Ali Shah

PHC: Tech (MP) TSI

DHO Bannu

0333, 9206366

Attested


BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

CM. No. _____ /2021

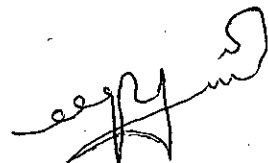
Syed Jaffar Ali Shah versus Director General & Others

**APPLICATION FOR SUSPENSION OF OFFICE ORDER
DATED 03-09-2021 TILL THE DECISION OF THE
CASE:**

Respectfully Sheweth:

1. That applicant filed the subject Appeal before this hon'ble Tribunal today.
2. That no reason in order of transfer is given but the same was made in the interest of R. No. 04.
3. That prima facie case exists, balance of convenience lies in favor of applicant as charge of the assignment is not relinquished till date and is hopeful of the success of the appeal.
4. That after week, the impugned order was passed which is against law and policy on the subject.
5. That facts and grounds of the appeal be treated as integral part of this application for grant of Interim relief.

It is, therefore, requested that order dated 03-09-2021 be suspended till the decision of the case.



Applicant

Through



(Saadullah Khan Marwat)
Advocate
21-A Nasir Mension,
Shoba Bazar, Peshawar.
Ph: 0300-5872676

Dated: 02.11.2021

10

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

C.M. No. _____ /2021

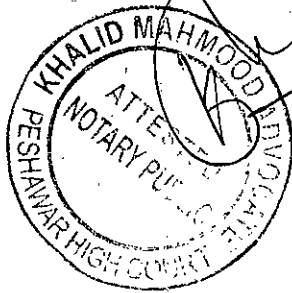
Syed Jaffar Ali Shah

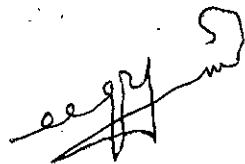
versus

Director General & Others

AFFIDAVIT

I, Syed Jaffar Ali Shah, Applicant, do hereby solemnly affirm and declare that contents of **Application** are true and correct to the best of my knowledge and belief.




DEPONENT

یعدالت جناب سرسری ٹریبیونل صوبہ سرحد پشاور

مستجاب ایڈوکیٹ

شہد جعفر علی شاہ بنام محمد علی

دعویٰ اپیل

باعضرت سرسری ایڈوکیٹ

مقدمہ مذکورہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ آن مقام پشاور کیسٹم سٹیشن انڈسٹریل خانہ سرحد ایڈوکیٹ، ہائی کورٹ کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کابل اختیار ہوگا نیز وکیل صاحب کو کرنے رہی نامہ و اقرار ثالث و فیصلہ برطرف دینے جواب دہی اور اقبال دعویٰ اور بصورت دیگر کر کے اجراء اور وصولی چیک و روپیہ اور مرضی دعویٰ اور درخواست ہر قسم کی نقلدین انڈسٹریز پر دستخط کر لے گا اختیار ہوگا نیز بصورت عدم پیروی یا ڈگری بکطرفہ یا اپیل کی برآمدگی اور تیسویں نیز وارڈ کرنے اپیل نگرانہ و نظر ثانی و پیروی کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا اجزائی کاروائی کے واسطے اور وکیل یا نگران قانونی کو اپنے ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا اور وہ اپنے مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا ساختہ پروا خستہ منظور قبول ہوگا اور دوران مقدمہ میں جو خرچہ و ہرجانہ التوا مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب موصوف ہوں گے نیز بقایا و خرچہ کی وصولی کرنے کا بھی اختیار ہوگا اگر کوئی تاریخ پیشی مستقیم درجہ پر ہو یا عدت باہر ہو تو وکیل صاحب یا بند نہ ہوں گے کہ پیروی مذکور کریں۔

لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

01-11-21 المرقوم

التعداد

التعداد

التعداد

11
ارباب نیفاہ کمال
ایڈوکیٹ

محمد علی شاہ
سید الشہنشاہ خان ہرست
ایڈوکیٹ

سید جعفر علی
Syed Jaffer Ali
Shah

محمد نواز
ایڈوکیٹ

To

The District Health Officer
Bannu.

Subject: - ARRIVAL REPORT

With reference to Directorate General Health Service Khyber
Pakhtunkhwa Peshawar Office Order bearing endorsement No. 12538-43/ AE.VI
Dated 27-08-2021.

I have the honour to submit my arrival report today on Monday
(30-08-2021).

Dated: 30-08-2021

Yours Obediently,
Syed Jaffar Ali Shah

PHC Tech (MP) TSI BS-12

Handwritten signature and date:
30/8/2021

Handwritten signature and date:
30/8/2021

309
30/8/2021
District Health Officer Bannu



OFFICE OF THE DISTRICT HEALTH OFFICER BANNU

No 6775-81 /Dated Bannu the 30 / 08 /2021

OFFICE ORDER:-

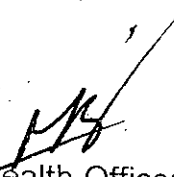
In pursuance of this the Director General Health Services Khyber Pakhtunkhwa Office order No. 12538-43 , Dated:-27-08-2021, Mr.Jafar Alis Shah PHC Technician (MP) TSI BPS-(12) is hereby adjusted against the post vacated by Mr.Nazirullah PHC Technician (MP) TSI BPS-(12) on her transfer to District Tank and directed to perform duty in place of the above named Official.

Consequent upon the above, Mr.Nazirullah PHC Technician (MP) TSI BPS-(12) is hereby relieved and directed to report for duty to DHO Tank with immediate effect.

Sd/-
(Dr.Muhammad Rasul Jan)
District Health Officer,
Bannu

Cc:-

1. The Director General Health Services Khyber Pakhtunkhwa Peshawar.
2. The District Account Officer Bannu.
3. The District Health Officer District Tank.
4. The District Account Officer District Tank.
5. Account Section of this Office.
6. Account Section of this Office.
7. Official Concerned for information & Compliance.
8. DHIS Cell of this Office.


District Health Officer,
Bannu

ڈی وی 2 لاکھ 60 ہزار روپے میں خریدی گئی

یو ڈی وی 1 لاکھ 20 ہزار روپے میں خریدی گئی

یو ڈی وی 1 لاکھ 20 ہزار روپے میں خریدی گئی



6/12/21

| | | |
|---------------------------------|----------------------------|----|
| SW6348 Deputy Commissioner Swat | Sub Registrar | |
| SW6348 Deputy Commissioner Swat | Head Registration Moharrir | |
| SW6348 Deputy Commissioner Swat | Sub Engineer | |
| SW6348 Deputy Commissioner Swat | Assistant District Kanungo | 1 |
| SW6348 Deputy Commissioner Swat | Junior Clerk | |
| SW6348 Deputy Commissioner Swat | Kanungo | |
| SW6348 Deputy Commissioner Swat | Kanungo (Field) | |
| SW6348 Deputy Commissioner Swat | Tehsil Office Kanungo | 11 |
| SW6348 Deputy Commissioner Swat | Pesh Imam | 17 |
| SW6348 Deputy Commissioner Swat | Patwari | 9 |
| SW6348 Deputy Commissioner Swat | Tehsil Accountant | 8 |
| SW6348 Deputy Commissioner Swat | Registration Moharrir | |
| SW6348 Deputy Commissioner Swat | Reader | |
| SW6348 Deputy Commissioner Swat | | |
| SW6348 Deputy Commissioner Swat | | |
| SW6348 Deputy Commissioner Swat | | |
| SW6348 Deputy Commissioner Swat | | |

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PHC Tech (MP) TSI BS-12

[Handwritten signature]
30/8/2021

309
30/8/2021



OFFICE OF THE DISTRICT HEALTH OFFICER BANNU

No 6775-81 /Dated Bannu the 30 / 08 /2021

OFFICE ORDER:-

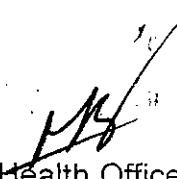
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Sd/-
(Dr.Muhammad Rasul Jan)
District Health Officer,
Bannu

Cc:-

1. The Director General Health Services Khyber Pakhtunkhwa Peshawar.
2. The District Account Officer Bannu.
3. The District Health Officer District Tank.
4. The District Account Officer District Tank.
5. Account Section of this Office.
6. Account Section of this Office.
7. Official Concerned for information & Compliance.
8. DHIS Cell of this Office.


District Health Officer,
Bannu

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA

SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL NO. 7720 OF 2021

Syed Jaffar Ali Shah.....Appellant

Versus

Govt. of Khyber Pakhtunkhwa and others.....Respondents

PARAWISE COMMENTS ON BEHALF OF RESPONDENT NO. 01 TO 03

Respectfully Sheweth:

Preliminary Objections:-

1. That the appellant has got neither cause of action nor did locus standi to file the instant appeal.
2. That the appellant has filed the instant appeal just to pressurize the respondents.
3. That the instant appeal is against the prevailing Law and Rules.
4. That the appeal is not maintainable in its present form and also in the present circumstances of the issue.
5. That the appellant has filed the instant appeal with mala-fide intention hence liable to be dismissed.
6. That the appellant has not come to this Honorable Tribunal with clean hands.
7. That the appeal is barred by law and limitation.
8. That the Honorable Tribunal has no Jurisdiction to adjudicate upon the matter.
9. That the instant appeal is bad for mis-joinder of unnecessary and non-joinder of necessary parties.

ON FACTS:

1. Pertains to record.
2. Correct.
3. Incorrect, as per statement of the respondent No. 3, the respondent No. 4 was not agreed with mutual transfer with the appellant. The appellant submitted application for mutual transfer with fake signature of respondent No. 3 & 4, due to which the transfer order of the appellant has been cancelled and an enquiry in the matter is under process.
4. Incorrect. The transfer order was cancelled being illegal.

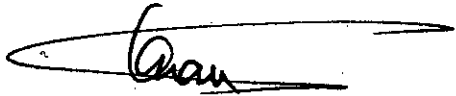
5. Incorrect. Inquiry in the matter is under process.

ON GROUNDS:

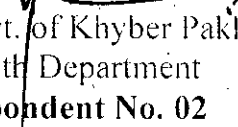
- a. Incorrect, as explained in Para No. 3 of the Facts.
- b. Incorrect, as explained in Para No. 3 of the Facts.
- c. Incorrect. By not honoring the orders of the competent authority, the appellant can be proceeded against.
- d. Incorrect. The order is issued by competent authority in lawful manner.
- e. Incorrect, as in preceding para.

PRAYER:

It is therefore humbly prayed that on acceptance of the comments, the instant appeal of the appellant may very graciously be dismissed with costs.



Director General Health Services
Khyber Pakhtunkhwa
Respondent No. 01



Secretary to Govt. of Khyber Pakhtunkhwa
Health Department
Respondent No. 02



District Health Officer Bannu
Respondent No. 03



OFFICE OF THE DISTRICT HEALTH OFFICER BANNU

No. 6839 /Dated Bannu the 01 / 09 /2021

41

To,

The Director General,
Health Services, Khyber Pakhtunkhwa,
Peshawar.

✓

Subject:- APPLICATION IN RESPECT OF MR.NAZIR ULLAH TSI

30750
02/09/21

Dear Sir,

I have the honour to enclose herewith an application in respect of Mr.Nazirullah TSI ,which is self explanatory, for favour of information and further necessary action Please.

District Health Officer,
Bannu

Cc:-

1. Mr.Nazirullah for information with reference to his application.

District Health Officer,
Bannu

2.9.21

کھجور صاحب ڈائریکٹر جنرل میڈیکل سروسز KPK ایف اے
لواسطت ڈسٹرکٹ میڈیکل افسر صاحب ضلع پون

عنوان :- درلواسط Mutual ٹرانسفر آرڈر
12538-43

Date 27/8/2021

جناب عالی!

گزارش ہے کہ سائل کا Mutual آرڈر پر دستخط لوگس ہے۔
اور ڈسٹرکٹ میڈیکل افسر صاحب سے N-O-C میں لیا گیا ہے۔ اور سائل
Mutual کا کسی قسم کا علم نہیں ہے۔
لہذا آپ صاحبان سے التماس ہے کہ سائل کے حال پر رحم فرمائیں
لوگس دستخط شدہ آرڈر کنسل کر کے سائل شکر گزار رہیں

العاضد

1/9/21 فقط

آپ کا سردار نر نیر اللہ خان TSI میوں

Forwarded to DSHS for n/a please

1/9/2021



**DIRECTORATE GENERAL HEALTH SERVICES
HYBER PAKHTUNKHWA PESHAWAR**

All communications Should be Addressed to The Director General
Health Services Peshawar and not to any official by name
Office Ph : 091 - 9210269 Exchange : 091 - 9210187, 091 - 9210196 Fax : 091 - 9210230

OFFICE ORDER.

The mutual posting/transfer order of Syed Jaffar Ali Shah
PHC Tech (MP) TSI BS-12 attached to DHO Tank and Mr. Nazirullah PHC
Tech (MP) TSI BS-12 attached to DHO Bannu contained in this Directorate
office order bearing Endst. No. 12538-43/AE.VI, dated 27.08.2021, is
hereby cancelled, in the interest of public service with immediate effect.

Sd/-
DIRECTOR GENERAL HEALTH
SERVICES, K.P PESHAWAR.

No. 12772-76 /AE.VI, Dated Pesh. The 3/9 /2021.

Copy forwarded to the:-

1. District Health Officer, Bannu w/r to his letter No. 6839/DHO, dated 01.09.2021.
2. District Health Officer, Tank
3. DAOs Bannu & Tank,
4. P/files
5. DA-concerned, DGHS office Peshawar.

For information and n/action.

DIRECTOR GENERAL HEALTH
SERVICES, K.P, PESHAWAR

203/9/21