

09.05.2022

Counsel for appellant present.

Kabir Ullah Khattak learned Additional Advocate General for respondents present.

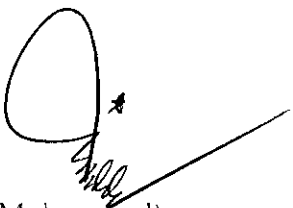
Reply on behalf of respondents was not submitted. Notice be issued to respondents for submission of written reply/comments. To come up for reply/comments on 31.05.2022 before S.B.


(Rozina Rehman)
Member (J)

31.05.2022

Junior to counsel for the appellant present. Mr. Kabirullah Khattak, Addl. AG for the respondents present.

Written reply/comments on behalf of respondents not submitted. Learned Additional Advocate General seeks time to contact the respondents for submission of written reply/comments. Granted. To come up for written reply/comments on 25.07.2022 before S.B.

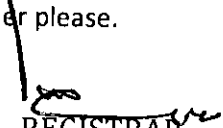

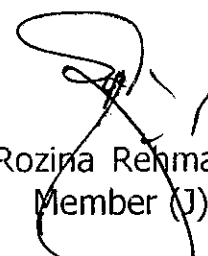

(Mian Muhammad)
Member (E)

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ 507/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	12/04/2022	<p>The appeal of Mr. Khan Mir 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 style="text-align: right;"> REGISTRAR</p>
2-	13.04.2021	<p>This case is entrusted to touring Single Bench at Peshawar for preliminary hearing to be put there on <u>13/04/22</u>.</p> <p style="text-align: right;"> CHAIRMAN</p> <p>Appellant present through counsel. Preliminary arguments heard. Record perused.</p> <p>Points raised need consideration. Instant appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notice be issued to respondents for submission of written reply/comments. To come up for reply/comments on 09.05.2022 before S.B.</p> <p>Annexed with the memo of appeal is an application for suspension of operation of the impugned order dated 19.11.2021. Notice of this application be served upon respondents. In the meanwhile, operation of the impugned order shall remain suspended, if not acted upon earlier.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J)</p>

Rs-600/-
Ameff with
12/4/22

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

SERVICE APPEAL NO. 507 /2022

KHAN MIR

V/S

HEALTH DEPTT:

INDEX

S.N	DOCUMENTS	ANNEXURE	PAGE
0			
1	Memo of appeal	1-3
2	Affidavit	4
3	Stay application	5
4	Office order dt: 19.11.2021	A	6
5	Departmental appeal, dt : 28.12.2021	B	7
8	Transfer / posting policy	C	8-10
9	Wakalat Nama	11

Dated: ____/.04./.2022

APPELLANT

Through:

**NOOR MOHAMMAD KHATTAK
ADVOCATE
0345-9383141**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

SERVICE APPEAL NO. 507 /2022

Mr. Khan Mir, PHC Tech (MP) (BPS-12),
Civil Dispensary Piandi Lalma, District Khyber
under transfer to District Health Officer, District Hangu.

..... **APPELLANT**

VERSUS

- 1- The Secretary Health Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director General Health Services, Khyber Pakhtunkhwa, Peshawar.
- 3- The District Health Officer, District Khyber.
- 4- The District Health Officer, District Hangu.

..... **RESPONDENTS**

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 19-11-2021 COMMUNICATED ON 01-12-2021 WHEREBY THE APPELLANT HAS BEEN TRANSFERRED FROM DISTRICT KHYBER TO DISTRICT HANGU IN UTTER VIOLATION OF TRANSFER AND POSTING POLICY AND AGAINST NO ACTION TAKEN ON THE DEPARTMENTAL APPEAL OF APPELLANT WITHIN THE STATUTORY PERIOD.

PRAYER:

That on acceptance of this appeal the impugned order dated 19-11-2021 may very kindly be set aside and the respondents may kindly be directed not to transfer the appellant from District Khyber. Any other remedy which this august 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 appellant is the employee of the respondents department and is serving as PHC Tech (MP) (BPS-12) quite efficiently and up to the entire satisfaction of his high ups.
- 2- That the appellant has performed his duty honestly and with zeal and zest and up to the entire satisfaction of his high ups and no complaint whatsoever has been lodged against the appellant in the entire service career.

3- That during service the respondents issued impugned office order dated 19-11-2021 communicated to the appellant on 01-12-2021 whereby the appellant has been transferred from District Khyber to District Hangu in utter violation of the policy and on the administrative ground. Copy of the office order dated 19-11-2021 is attached as annexureA.

4- That it is pertinent to mention that the post of PHC technician MP (BPS-12) is district cadre post under the rules and policy of the provincial Government but the respondents in utter violation of the ibid rules and policy issued the impugned order dated 19.11.2021.

5- That appellant feeling aggrieved from the impugned order, preferred departmental appeal on 28-12-2021 but no response has been given within the statutory period of ninety days. Copy of the departmental appeal is attached as annexureB.

6- That appellant having no other efficacious remedy but to file the instant appeal on the following grounds amongst the others.

GROUND:

A- That the impugned office order dated 19-11-2021 communicated to the appellant on 01-12-2021 issued by the respondents is against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be set aside.

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 impugned office order dated 19-11-2021 is violative of the transfer and posting policy of the provincial government. Copy of the policy is attached as annexure C.

D- That the impugned office order dated 19-11-2021 has been issued by the respondents in arbitrary and mala fide manner, therefore, the same is not tenable in the eye of law and liable to be struck down.

E- That as per law on the subject transfer cannot be imposed as punishment but the respondents have violated that law and the appellant has been transferred vide impugned office order dated 19-11-2021 on the administrative grounds.

F- That the post held by the appellant is one of the District cadre post and the appellant cannot be transferred out of the district Khyber hence the impugned office order dated 19-11-2021 is illegal and unlawful.

G- That the impugned office order dated 19-11-2021 is based on discrimination, favoritism and nepotism hence not tenable and liable to be set aside.

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

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


APPELLANT

KHAN MIR

Through:


NOOR MOHAMMAD KHATTAK,


KAMRAN KHAN


HAIDER ALI


UMAR FAROOQ
Advocates, Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

SERVICE APPEAL NO. _____/2022

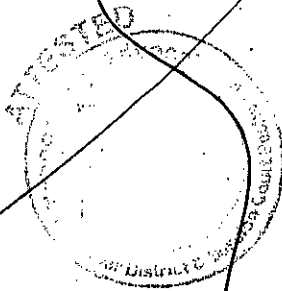
KHAN MIR

V/S

HEALTH DEPTT:

AFFIDAVIT

✓ Stated on oath that the contents of the accompanying service appeal are correct to best of my knowledge and belief and nothing has been concealed from this Honorable Service Tribunal.




DEPONENT

CERTIFICATE:

Certify that no earlier service appeal has been filed by the appellant in the instant matter before this Honorable Service Tribunal.


CERTIFICATION

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

SERVICE APPEAL No. _____/2022

KHAN MIR

VS

EDUCATION DEPTT:

APPLICATION FOR SUSPENSION OF THE IMPUGNED
OFFICE ORDER DATED 19-11-2021 COMMUNICATED ON
01.12.2021 TILL THE DISPOSAL OF THE ABOVE
MENTIONED APPEAL

R/SHEWETH:

- 1- That the above mentioned appeal along with this application has been filed the appellant before this august service Tribunal in which no date has been fixed so far.
- 2- That appellant filed the above mentioned appeal against the impugned office order dated 19.11.2021 whereby the appellant has been transferred in utter violation of the law and rules.
- 3- That all the three ingredients necessary for the stay is in favor of the appellant.

It is therefore, most humbly prayed that on acceptance of this application the impugned office order may please be suspended till the disposal of the above mentioned service appeal.

Dated: 08.04.2022

APPLICANT

KHAN MIR

THROUGH:

NOOR MOHAMMAD KHATTAK
ADVOCATE

ANNEX - A" (6)

Diary No. 486

Date 01/12/2021



**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 (+91) - 9210269 Exchange 77 091 - 9210187, 091 - 9210126 Fax (+91) - 9210230

OFFICE ORDER.

As approved by the Competent Authority, Mr. Haji Khan Mir PHC Tech (MP) MT BS-12 attached to DHO Khyber is hereby transferred /Posted at the disposal of DHO Hangu against the vacant post, on Administrative grounds, with immediate effect in the interest of public service.

NB: - Arrival/Departure report should please be submitted to this Directorate for records.

Sd/-
DIRECTOR GENERAL HEALTH
SERVICES, KP, PESHAWAR.

No. 16155-59 /AE-VI, Dated Pesh. The 19/11 /2021.

Copy forwarded to the:-

01. District Health Officer, Khyber
02. District Health Officer, Hangu
03. DAOs, Khyber & Hangu
04. Official concerned
05. DA-concerned DGHS office Peshawar

For information and necessary action.

DIRECTOR GENERAL HEALTH
SERVICES, KP PESHAWAR

17/11/21



DISTRICT HEALTH OFFICE KHYBER GOVERNMENT OF KHYBER PAKHTUNKHWA
Email: askhyber@gmail.com, Phone/Fax: 091-5820301

No. 13000-85 /DHO/Khyber

Dated 01/12/2021

Copy forwarded for information & necessary action to:

1. Director General Health Services Khyber Pakhtunkhwa, Peshawar
2. Deputy Commissioner District Khyber
3. Incharge Civil Dispensary, Painsi Lalma, District Khyber
4. Mr. Khan Mir PHC Tech (MP)/MT BPS-12, Civil Dispensary Painsi Lalma District Khyber, for compliance.
5. Accounts Section Local Office to stop Salary for the official.
6. Official's Personal File

District Health Officer
District Khyber

01.12.2021

~~ATTACHED~~

حکومت پنجاب کی سٹیٹ بینک آف پاکستان کے ذریعے
درخواست گزار بنانے سے متعلق

عناصرت عالی ایف اے نزاریاں نزاریاں سے متعلق
علاقہ پوری ضلع میں آئی ایم اے سرکار سے رجوع کیا گیا
دوران مورخہ 28/12/21 کو ڈسٹرکٹ سٹیٹ بینک آف پاکستان
عبر 486 بجایا جس میں آئی ایم اے نزاریاں نے درخواست
دیکھی گئی ہے

عناصرت عالی ایف اے نزاریاں ضلع حیدرآباد سے متعلق
پوری ضلع میں نکل رہی ہے جس کی بنیاد پر ڈسٹرکٹ سٹیٹ
بینک آف پاکستان نے جس کا نام مشورات کا نام ہے لہذا
ضامان سہیل احمد صاحب نزاریاں ڈسٹرکٹ سٹیٹ
بینک آف پاکستان سے متعلق

عین کو اس میں
آئی ایم اے نزاریاں خان صاحب

28/12/21

ATTACHED

ANNEX E

8

Posting - Transfer Policy - updated till 10 Jan, 2009



GOVERNMENT OF NWFP
ESTABLISHMENT & ADMINISTRATION
DEPARTMENT
(Regulation Wing)

POSTING / TRANSFER POLICY OF THE PROVINCIAL GOVERNMENT

- i) All the posting/transfers shall be strictly in public interest and shall not be abused/misused to victimize the Government servants
- ii) All Government servants are prohibited to exert political, Administrative or any other pressures upon the posting/transfer authorities for seeking posting/transfers of their choice and against the public interest.
- iii) All contract Government employees appointed against specific posts, can not be posted against any other post.
- iv) The normal tenure of posting shall be three years subject to the condition that for the officers/officials posted in unattractive areas the tenure shall be two years and for the hard areas the tenure shall be one year. The unattractive and hard areas will be notified by the Government.
- v) []
- vi) While making postings/transfer from settled areas to FATA and vice-versa, specific approval of Governor, NWFP needs to be obtained

While making postings/transfers of officers/officials up to BS-17, from settled areas to FATA and vice-versa approval of the Chief Secretary NWFP needs to be obtained. Whereas, in case of posting/transfer of officers in BS-18 and above, from settled areas to FATA and vice versa, specific approval of the Governor NWFP shall be obtained.
- vi (a) All Officers/officials selected against Zone-I/FATA quota in the Provincial Services should compulsorily serve in FATA for atleast eighteen months in each grade. This should start from senior most scales/grades downwards in each scale/grade of each cadre.
- vii) Officers may be posted on executive/administrative posts in the Districts of their domicile except District Coordination Officers (D.C.Os) and DPOs/Superintendent of Police (SP). Similarly Deputy Superintendent of Police (DSP) shall not be posted at a place where the Police Station (Thaana) of his area/residence is situated.
- viii) No posting/transfers of the officer's/officials on detailment basis shall be made.
- ix) Regarding the posting of husband/wife, both in Provincial services, efforts where possible would be made to post such persons at one station subject to the public interest.
- x) All the posting/transferring authorities may facilitate the posting/transfer of the unmarried female government Servants at the station of the residence of their parents.

Para-1(v) regarding months of March and July for posting/transfer and authorities for relaxation of ban deleted vide letter No. SOR-VI (E&AD) 1-4/2008/Vol. VI, dated 3-6-2008. Consequently, authorities competent under the NWFP Government Rules of Business, 1985, District Government Rules of Business 2001, Posting/Transfer Policy and other rules for the time being in force, allowed to make posting/transfer subject to observance of the policy and rules. Added vide Urdu circular letter No. SOR-VI(E&AD)1-4/2003, dated 21-09-2004

ATTACHED

- xi) Officers/officials except DCOs and DPOs/SPs who are due to retire within one year may be posted on their option on posts in the Districts of their domicile and be allowed to serve there till the retirement.
 DCOs and DPOs who are due to retire in the near future may also be posted in the District of their domicile subject to the condition that such posting would be against non-administrative posts of equivalent scales;

xii) In terms of Rule-17(1) and (2) read with Schedule-III of the NWFP Government Rules of Business 1985, transfer of officers shown in column 1 of the following table shall be made by the authorities shown against each officer in column 2 thereof.

Outside the Secretariat		
1.	Officers of the all Pakistan Unified Group i.e. DMG, PSP including Provincial Police Officers in BPS-18 and above.	Chief Secretary in consultation with Establishment Department and Department concerned with the approval of the Chief Minister.
2.	Other officers in BPS-17 and above to be posted against scheduled posts, or posts normally held by the APUG, PCS(EG) and PCS(SG).	-do-
3.	Heads of Attached Departments and other Officers in B-19 & above in all the Departments.	-do-
In the Secretariat		
1.	Secretaries	Chief Secretary with the approval of the Chief Minister.
2.	Other Officers of and above the rank of Section Officers: a) Within the Same Department b) Within the Secretariat from one Department to another.	Secretary of the Department concerned. Chief secretary/Secretary Establishment.
3.	Officials up to the rank of Superintendent: a) Within the same Department b) To and from an Attached Department c) Within the Secretariat from one Department to another	Secretary of the Department concerned. Secretary of the Dept in consultation with Head of Attached Department concerned. Secretary (Establishment)

xiii) While considering posting/transfer proposals all the concerned authorities shall keep in mind the following:

- a) To ensure the posting of proper persons on proper posts, the Performance Evaluation Report/annual confidential reports, past and present record of service, performance on post held presently and in the past and general reputation with focus on the integrity of the concerned officers/officials be considered.
- b) Tenure on present post shall also be taken into consideration and the posting/transfers shall be in the best public interest.

Added vide Urdu circular letter No: SOR-VI (E&AD)/1-4/2005, dated 9-9-2005.

RECEIVED

SECRETARY

10

xiv) Government servants including District Govt. employees feeling aggrieved due to the orders of posting/transfer authorities may seek remedy from the next higher authority / the appointing authority as the case may be through an appeal to be submitted within seven days of the receipt of such orders. Such appeal shall be disposed of within fifteen days. The option of appeal against posting/ transfer orders could be exercised only in the following cases.

- i) Pre-mature posing/transfer or posting transfer in violation of the provisions of this policy.
- ii) Serious and grave personal (humanitarian) grounds.

2. To streamline the postings/transfers in the District Government and to remove any irritant/confusions in this regard the provision of Rule 25 of the North West Frontier Province District Government Rules of Business 2001 read with schedule - IV thereof is referred. As per schedule-IV the posting/transferring authorities for the officers/officials shown against each are as under:-

S. No.	Officers	Authority
1.	Posting of District Coordination Officer and Executive District Officer in a District.	Provincial Government.
2.	Posting of District Police Officers.	Provincial Government
3.	Other Officers in BPS-17 and above posted in the District.	Provincial Government
4.	Official in BPS-16 and below	Executive District Officer in consultation with District Coordination Officer.

3. As per Rule 25(2) of the Rules mentioned above the District Coordination Department shall consult the Government if it is proposed to:

- a) Transfer the holder of a tenure post before the completion of his tenure or extend the period of his tenure.
- b) Require an officer to hold charge of more than one post for a period exceeding two months.

4. I am further directed to request that the above noted policy may be strictly observed /implemented.

All concerned are requested to ensure that tenures of the concerned officers/officials are invariably mentioned in summaries submitted to the Competent Authorities for Posting/Transfer.

(Authority: Letter No: SOR-VI/E&AD/1-4/2003 dated 24-6-2003).

It has been decided by the Provincial Government that posting/transfer orders of all the officers up to BS-19 except Heads of Attached Departments irrespective of grades will be notified by the concerned Administrative Departments with prior approval of the Competent Authority obtained on the Summary. The Notifications/orders should be issued as per specimen given below for guidance.

All posting/transfer orders of BS-20 and above and Heads of Attached Departments (HAD) shall be issued by the Establishment Department and the Administrative Departments shall send approved Summaries to E&A Department for issuance of Notifications.

REQUESTED

REQUESTED

VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

APPEAL NO: 507 OF 2022

Khan Mir

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Health Deptt.

(RESPONDENT)
(DEFENDANT)

I/We

Khan Mir

Do hereby appoint and constitute **NOOR MUHAMMAD 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. ___/___/2022

KJ mark
CLIENTS

ACCEPTED

NOOR MUHAMMAD KHATTAK

UMER FAROOQ MOHMAND

KAMRAN KHAN

Haider Ali
HAIDER ALI

&

KHANZAD GUL
ADVOCATES

“B”

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

No.

Resd

SB

Appeal No. *507* of 2022

Mr. Khan Mir Appellant/Petitioner

Versus

The Secy Health Department KPK Peshawar Respondent

Respondent No. *(3)*

Notice to: — *The DHO, District Khyber*

31/5/2022

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.....*31/05/2022*.....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.....*26th*.....

Day of.....*April*.....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.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

No. *Regd*

Appeal No. *507*

of 20 *22*

Mr. Khan Mir

Appellant/Petitioner

The Secy Health Department KPK Peshawar

Respondent
(9)

Respondent No.

The DHO, District Hangu

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 *31/05/2022* 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.....

Day of *April* 20 *22*

For Reply

[Signature]

[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.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

SB

No.

507

Appeal No. of 20²²

Mr. Khan Mir

Appellant/Petitioner

The Secy Health Department KPK Peshawar

Versus

Respondent

(1)

Respondent No.

Notice to: —

The Secy Health Department KPK 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.....*31/05/2022*.....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.....~~

26th and

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

Day of.....*April*.....20²²

For Reply

18/5/22

R

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. *SB*

No.

507

Appeal No. of 20 *22*

Mr. Khan Mir

Appellant/Petitioner

The Secy Health Department KPK Peshawar
..... Respondent
(2)

Respondent No.

Notice to: —

The DG Health Services KPK Peshawar

31/5/2022

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 *29/05/2022* 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.....~~

26th

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

Day of *April* 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.