

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Appeal No.695 of 2021

Date of Institution ... 11/01/2021

Date of Decision ... 06/12/2021

Mst. Seema w/o Muhammad Sajid (PST) Teacher, Government Girls Primary School Labour Colony Mardan. ... (Appellant)

VERSUS

Secretary Education, Government of Khyber Pakhtunkhwa, Peshawar and others. ... (Respondents)

Present.

Mr. Shuaib Sultan, Advocate ... For appellant.

Mr. Kabirullah Khattak,
Addl. Advocate General, ... For respondents.

MR AHMAD SULTAN TAREEN ... CHAIRMAN
MR. SALAH-UD-DIN, ... MEMBER(J)

JUDGMENT

AHMAD SULTAN TAREEN, CHAIRMAN:-The appellant named above invoked the jurisdiction of this Tribunal through service appeal described above with the prayer as copied below:-

“On acceptance of instant appeal the impugned notification Endst No. 3367/G/Promotion/SPST to PSHT dated Mardan the 02/09/2020, appellant may be considered promoted and adjusted from the date of vide Endst No. 2232/9 date Mardan the 28/02/2018, within the nearest possible School on the basis of spouse policy alongwith all back service benefits”

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2. Precisely stated the facts as gleaned from the record are that the appellant is serving as PST Teacher in Primary School Labour Colon; that she resides with her husband at the Pakistan Air Force Academy, Risalpur since February 2003 and her husband is presently serving as Civilian Admn Officer, while the appellant is permanent resident of District Mardan; that the appellant was promoted to BPS-15 and transferred from GGPS Labour Colony Mardan to GGPS Shah Baig; that the appellant preferred a representation to the respondent No. 2 & 3; that as GGPS Shah Baig is located far away from the place of residence of the appellant, therefore, as per spouse policy, she may be adjusted/posted at the nearest possible place at her residence; that the respondent No. 3 vide order dated 24.08.2020 issued promotion/adjustment notification but the same was withdrawn and another promotion/adjustment notification was issued on 02.09.2020, whereby the appellant was transferred to a remote area which is not accessible to her as she resides at PAF Academy Risalpur with her husband; that feeling aggrieved, the appellant preferred departmental representation to the respondent No. 2 on 12.09.2020, however no response was given to her, hence the instant appeal.

3. The appeal was admitted for regular hearing on 08.06.2021. The respondents have submitted written reply/comments, refuting the claim of the appellant with several factual and legal objections and asserted for dismissal of appeal with cost.

4. We have heard the arguments and perused the record

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5. Learned counsel for the appellant argued that husband of the appellant is Admn Officer in PAF Risalpur and they reside together since February 2003; that under the spouse policy, appellant is entitled to be posted at nearest possible school; that respondent No. 3 initially issued notification dated 24/08/2020 which was later on withdrawn and only blue eyed were accommodated; that the appellant was not treated in accordance with law and the impugned notification is against the rules; that as per spouse policy, the appellant is entitled to be adjusted at nearest possible station; that the respondents have committed glaring illegalities, irregularities and have misused their powers. He requested that the appeal may be accepted as prayed for.

6. Learned District Attorney while rebutting the arguments of learned counsel for the appellant stated that the appellant resides with her husband in the residential area at district Nowshera; that the appellant was not transferred but has been promoted to PSHT; that the respondents have not violated the spouse policy; that the respondents on the recommendation of the DPC promoted the appellant and others SPST & PSHTs; that the appellant was treated in accordance with law and was adjusted near her residence; that the appellant has not been discriminated and the order was issued in the best interest of the public. He requested that the appeal may be dismissed with costs.

7. The appellant through factual account of her appeal had attempted to make her case that she was entitled to remain posted in a school of her choice even after her promotion to higher scale. For the purpose of her entitlement as presumed by her she advanced the main reason of spouse

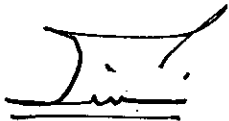


policy. She stated that she was deeply aggrieved of the acts and omissions of respondents No. 2 & 3 due to violation of the spouse policy, rules, service law and fundamental rights of the appellant. In the first ground of her appeal, she stated that her husband is Admn. Officer at PAF Risalpur and both the couple resides at PAF Risalpur since February, 2003. Under the spouse policy, appellant is entitled to be posted at nearest possible school. In this respect, the feasible and accessible school where she is to be transferred is GGPS Sarfaraz Khan Killi or GGPS Eid Gah School or GGPS Karwan Road School but she was transferred to Maho Mianz Killi which is remote area and inaccessible to the appellant, hence against the spouse policy. The respondents in their written reply raised preliminary objections which include among others that they on the recommendations of DPC promoted the appellant to the post of PSHT BPS-15 GGPS Shah Baig Mardan vide order dated 28.02.2018 and again on recommendation of the DPC promoted the appellant to the post of PSHT BPS-15 at GGPS Maho Mianz Killi Mardan vide order dated 02.09.2020. Copies of both the said orders are annexed with the service appeal. The respondents have raised the objection that the appellant both the times did not take interest in promotion as PSHT BPS-15 and did not take over the charge on the said posts. The appellant in her rejoinder to the written reply in respect of the preliminary objections stated that all are misconceived, incorrect and are denied. The said reply by way of rejoinder is evasive in nature. Even otherwise the record as annexed with the appeal including different applications/appeal/ representation made by the appellant reveal that she did not avail the promotion both the times. It is not difficult to infer from




the submissions of the appellant in her appeal that she want to be promoted but with condition to her posting after promotion in the school of her choice. Such a choice by no reason is coverable under any service law or rules. Therefore, the grounds of the appeal for the particular relief as prayed for are devoid of force.

8. For what has gone above, this appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.

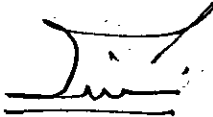
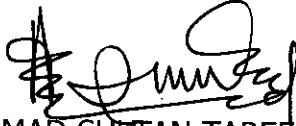


(SALAH-UD-DIN)
Member(J)



(AHMAD SULTAN TAREEN)
Chairman

ANNOUNCED
06.12.2021

S.No.	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	06.12.2021	<p><u>Present.</u></p> <p>Mr. Shuaib Sultan, ... For appellant Advocate</p> <p>Mr. Kabirullah Khattak, Addl. Advocate General ... For respondents.</p> <p>Vide our detailed judgment, this appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.</p> <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;">  <u>(SALAH-UD-DIN)</u> Member(J) </div> <div style="text-align: center;">  <u>(AHMAD SULTAN TAREEN)</u> CHAIRMAN </div> </div> <p><u>ANNOUNCED</u> 06.12.2021</p>

12.07.2021

Learned Addl, A.G be reminded about the omission and for submission of reply/comments within extended time of 10 days.

Chairman

stipulated period passed reply not submitted

14.10.2021

Husband of appellant on behalf of appellant present.

Kabir Ullah Khattak learned Additional Advocate General alongwith Sajid ADEO for respondents present.

Reply on behalf of respondents is still awaited. Representative of the respondents made a request for time to submit written reply/comments; granted with strict direction to furnish the same within 3 days in office positively. To come up for arguments on 20.10.2021 before D.B.

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

(Rozina Rehman)
Member (J)

21.10.2021

Husband of the appellant on behalf of appellant present.

Mr. Riaz Khan Paindakheil, Assistant Advocate General alongwith Mr. Sajid ADO (Litigation) for respondents present and submitted reply/comments which is placed on file.

Husband of the appellant requested for adjournment as counsel for the appellant is not available today. Adjourned. To come up for rejoinder if any, and arguments on 06.12.2021 before D.B.

(ATIQ UR REHMAN WAZIR)
MEMBER (E)

(ROZINA REHMAN)
MEMBER (J)

08.06.2021

Counsel for the appellant present. Preliminary arguments heard.

Points raised need consideration. The appeal is admitted to regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, the office shall submit the file with a report of non-compliance. File to come up for arguments on 14.10.2021 before the D.B.

Appellant Deposited
Security & Process Fee

8/6/21


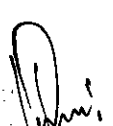


Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 695 /2021 21

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/01/2021	<p>The appeal of Mst. Seema presented today by Mr. Shuaib Sultan 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-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>22/02/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	22.02.2021	<p>The learned Member Judicial Mr. Muhammad Jamal Khan is under transfer, therefore, the case is adjourned. To come up for the same before S.B on 08.06.2021.</p> <p style="text-align: right;"> Reader</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Appeal No. _____/2020

Mst. Seema

Versus

Govt of K.P.K

INDEX

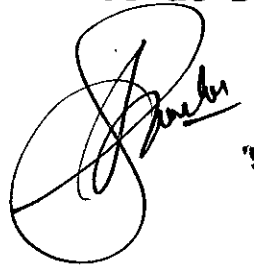
S#	Description of documents	Annexure	pages
1	Appeal		1----5
2	Copy of of certificate of place of accomodation	"A"	6
3	Endst No. 2232/9 dated Mardan the 28.02.2018	"B"	7----8
4	Copies of Departmental representations	"C"	9---11
5	Copy of Endst No. 3250/ G/ Promotion/ SPST to PSHT Dated Mardan the 24.08.2020	"D"	12---17
6	Endst No. 3367/G/Promotion/SPST to PSHT Dated Mardan the 02.09.2020	"E"	18---23
7	Copy of Representation dated 12-09-2020	"F & G"	24---26
6	Copy of Wakalatnama		27

Appellant

Through

(Shuaib Sultan Advocate)

High Court, Office at District Mardan



SHUAIB SULTAN
Advocate High Court
Distt: Courts Mardan

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL PESHAWAR**

Appeal No. 698/2021

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 600

Dated 11/1/2021

Mst. Seema wife of Muhammad Sajid, PST Teacher, Government Girls
Primary School Labour Colony Mardan, Tehsil & District Mardan

Appellant

VERSUS

1. The Secretary Education, Government of KPK, Peshawar.
2. The Director Education, Government of KPK, Peshawar.
3. The District Education Officer (Female), Mardan.

Respondents

=====

Appeal Under Section-4 of the Khyber Pukhtoon Khwa, Services
Tribunal Act, 1974, against the Notification vide Endst No. 3367/ G/
Promotion/ SPST to PSHT Dated Mardan the 02.09.2020, whereby
appellant is transferred from GGPS Labour Colony to GGPS Maho
Mianz Killi and the representation preferred on 12.09.2020 there
against is un responded

Filed to-day

11/01/2021
Registrar PRAYER

On acceptance of the instant appeal the impugned Notification Endst
No. 3367/ G/ Promotion/ SPST to PSHT Dated Mardan the 02.09.2020,
appellant may be consider promoted and adjusted from the date of vide
Endst No. 2232/9 dated Mardan the 28.02.2018, within the nearest
possible School on the basis of spouse policy along with all back service
benefits.

Any other consequential relief/ remedy which this Honourable tribunal may deem fit and proper under the circumstances of the instant appeal may also be awarded in favour of the appellant.

Respectfully Sheweth,

- I. That the appellant is serving as PST Teacher at Primary School Labour Colony, she resides with her husband, at the Pakistan Air Force Academy, Risalpur since February 2003, her husband is presently serving as Civilian Admn Officer Muhammad Sajjad P-516, while the appellants permanent place of resident is District Mardan,. **(Copy of the letter of residence is annexure "A")**

- II. That Endst No. 2232/9 dated Mardan the 28.02.2018, the appellant was promoted to BPS-15, and transferred from GGPS Labour Colony Mardan to GGPS Shah Baig, **(Copy of the Notification is annexure "B")**

- III. That appellant preferred hosts of representations to the Respondent No. 02 & 03, as the GGPS Shah Baig is located far away from the place of residence of the appellant, and requested for her adjustment posting at the nearest possible place of appellant's residence as per the spouse policy. But of no avail. **(Copies of representation is annexure "C")**.

- IV. That the Respondent No. 03, vide Endst No. 3250/ G/ Promotion/ SPST to PSHT Dated Mardan the 24.08.2020 issued promotion adjustment notification, the same was withdrawn and another promotion adjustment

notification vide Endst No. 3367/G/Promotion/SPST to PSHT Dated Mardan the 02.09.2020 was issued. Whereby appellant was transferred to a remote area which is not accessible to her as she resides at PAF Academy Risalpur with her husband. **(Copies of the notification are annexure "D & E")**.

V. That aggrieved from the aforesaid notification appellant preferred departmental representation to the Respondent No. 02 on dated 12.09.2020, the same was not responded. However in response to the appeal an enquiry was constituted but of no fruitful result. **(Copies of departmental representation and enquiry Notification are annexure "F & G")**

VI. That the appellant deeply aggrieved of the acts and omission of the Respondent No. 2 & 3, by violation spouse policy, rules, service law, Fundamental Rights of the Appellant, having no other adequate speedy, alternate and efficacious remedy preferred the instant Appeal inter-alia, on the following amongst many other grounds;

GROUND

1. **Because** the appellant's husband is Admn Officer at PAF Risalpur both the couples resides at PAF Risalpur since February 2003, under the spouse policy appellant is entitle to be posted at the nearest possible School. In this respect the feasible/ accessible School where the appellant is to be transferred is GGPS Sarfaraz Kali or Mardan is the home town of the appellant in such case GGPS Eid Gah School or GGPS Karwan Road School. But the appellant was transferred to Maho Mianz Kali

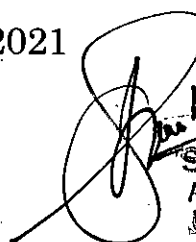
which is remote area inaccessible to the appellant hence against the spouse policy.

2. **Because** the Respondent No. 03 initially issued notification Endst No. 3250/ G/ Promotion/ SPST to PSHT Dated Mardan the 24.08.2020 which was later on withdrawn as a large number of complaints, however only blue eyed chips were accommodated and the said notification was withdrawn while appellant's genuine cause not addressed.
3. Because the appellant was not treated in accordance with law and against the rules she being a female has been transferred to a remote area which is far away from the place of residence of the appellant.
4. Because a post is available at the parent school at GGPS Labour Colony Mardan, appellant being a deserving candidate, the appellant can be adjusted and promoted at the same school, as per the Govt. Rules on promotion of a Civil Servant.
5. Because as per the spouse policy a Civil Servant shall be adjusted in the nearest possible station tof residence.
6. Because the appellant have been aggrieved from the initial promotion notification Endst No. 3250/ G/ Promotion/ SPST to PSHT Dated Mardan the 24.08.2020, a large number of teachers raised objections which were addressed while applicant in spite of her objection were not considered.

7. Because appellant has been discriminated which is against the law the impugned order has been issued in arbitrary and mala fide manner, therefore not tenable in the eyes of law.
8. Because the Respondent No. 03 has committed glaring illegalities, irregularities, mal practices and misuses his powers and authorities consequently an enquiry is initiated against her.
9. That the Appellant seeks leave of this august Tribunal to claim further grounds also;

In view of the above facts and circumstances, it is therefore most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated 11-01-2021


SHUAIB SULTAN
Advocate High Court
Distt: Courts, Mandar.

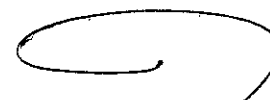

Appellant

Mst. Seema

Seema

Affidavit

I do hereby solemnly affirm and verify that contents of rejoinder are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon' able Tribunal

Deponent

Seema

PAKISTAN AIR FORCE



Attested by

SHUAIB SULTAN
Advocate High Court
District Courts Marri

TO WHOM IT MAY CONCERN

It is certified that Civilian Admin Officer Muhammad Sajid P-516 is a bonafied member of Pakistan Air Force Academy Asghar Khan, Risalpur wef 20 February, 2003. Presently, he is living with his family in MOQ 2/8 inside Academy premises.



Date: 17 December, 2020

(MUSHTAQ AHMAD KHAN)
Flight Lieutenant
O i/c Works Flt
PAF Academy Asghar Khan
Tele:- 0923-631391-7 Ext: 5191

PROMOTION ADJUSTMENT NOTIFICATION

Consequent upon the Promotion Order vide this office
 Order No. 1244-G / Dated Mardan the 06-02-2018, the
 following Primary School Head Teachers (BPS-15) are hereby
 posted to the schools as mentioned against each as per policy and
 in the best interest of public service with immediate effect:

Attested by



SHUAIB SULTAN
 Advocate High Court
 District Courts Mardan

Sl. No.	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
156	ATANIA KAUSAR	ZARGOON	15	MAN ESSA	GGPS Gurati Shah (Lundkharh)
157	HAMEEDA BEGUM	ABDUL HABIB	15	BIGHDADA NO.1	GGPS Ghanl Sheikh Kalli
158	FEHMIDA BEGUM	JOHAR ZAMAN	15	AZI KHEL HOTI	GGPS Yousaf Kalli (Toru Mera)
159	NARGAS	SANAUDDIN	15	CITY NO.1	GGPS Khuday Noor Kalli (Mardan)
160	LAILA	SADAR KHAN	15	NALA PAR HOTI	GGPS Dakki Shad Ali Khan
161	AFSANIA BEGUM	ABDULLAH	15	MAN ESSA	GGPS Sher Hasan Kalli (Shergarh)
162	NARGIS	MUHAMMAD RASSAN	15	GULJAR GARHI-1	GGPS Mandori (Takhthai)
163	SAJIDA PARVEEN	HAJI QAMAR DIN	15	BIGHDADA NO.2	GGPS Khalid Abad (Gujerat)
164	ZELINAT BEGUM	IZZAT SHAH	15	SIRAY KOROONA	GGPS Tora banda (Rustam)
165	ALMAS	SAID AHMAD	15	CITY NO.2	GGPS Fazel Kalli
166	ROZINA BIBI	JAMSHAD BACHA	15	SHEIKH MALTOON	GGPS Abdul Qadar Koty
167	SHAHIDA ASMAT	ASMAT ULLAH	15	BIGHDADA NO.1	GGPS Akbar Abad
168	ISMAT ARA	GHULAM SARWAR	15	KHAN PUR	GGPS Farzand Abad
169	RAKHSHANDA BEGUM	AMIR ZADA	15	NALA PAR HOTI	GGPS Daki kandar
170	MARYAM SADAR	SADAR KHAN	15	AZI KHEIL HOTI	GGPS Janias Khan
171	SHAISTA	ABDUL KABEER	15	KATLANG	GGPS Kallang
172	GULSHAN BEGUM	NISAR AHMAD	15	SHAM GUNJ	GGPS Khalistam Khan Koroona
173	FARIDA NAZ	BAHADAR KHAN	15	SHEIKH MALTOON	GGPS Bajawro koroona
174	TAHSEENA NAZ	SULTAN MUHAMMAD	15	AZI KHEL HOTI	GGPS Dakki kandar
175	DILSHAD BEGUM	GUL RESH	15	SPEED ABAD	GGPS Khalid Abad (Lundkharh)
176	WASEEL BEGUM	FAZLI WADOOD	15	LUNDKHWAR-1	GGPS No.2 Ray Mahal (Shergarh)
177	SHOUKAT ARA	KHUSHAL KHAN	15	BIGH-E-ARAM	GGPS Anar Balg
178	TAJALLA BEGUM	FAZLI AKBAR	15	AZI KHEIL HOTI	GGPS Hijab Gul Kalli (Toru Mera)
179	GHAZALA	SADAR KHAN	15	CITY NO.1	GGPS Gumbal No.4
180	HALIMA BIBI	AKBAR KHAN	15	BIGHDADA NO.2	GGPS Kandi Sharif Khel
181	FARIDA BEGUM	MUHAMMAD ORAIZ	15	BIGHDADA NO.2	GGPS Barata (Sufaid Abad)
182	SADAQAT BEGUM	BAKHTAWAR SHAH	15	LANDAR	GGPS Nary Banda
183	FARZANA NAZ	FAZAL RAHIM	15	ABU MOHALLAH	GGPS Nowshad Kotai
184	REHANA USMAN	USMAN GUL	15	IND GAH	GGPS Surkhabi (Rustam)
185	NAZLI JAVID	MUHAMMAD JAVID	15	HAIR ABAD	GGPS Nang Abad (Rustam)

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) MARDAN
PHONE/FAX NO. 0937-9230150

Email Address: emismardan_dcofemale@yahoo.com

P/18

1050	ISHRAT	MUHAMMAD PHULAIL	15	DAGAI SHAH	GGPS Qajeer Banda
1088	SHABANA SULTANA	SULTAN MUHAMMAD	15	AKO DHERI	GGPS Sultan Member Kalli
1104	NASRIN BEGUM	KHAN BAHADAR	15	LANDAKAI	GGPS Nari Surang
1146	ROBINA JOHAR	JOHAR KHAN	15	PAR HOTI NO.2	GGPS Qibla Palo
1129	ZARSANIA	MIR QADAR	15	JALANDAR	GGPS Gegeri Machi
1121	ZAKIA NAZ	FAZLI GHAFOR	15	MIAN KHAN	GGPS Mian Khan
1151	BALQAISH	MUNIR KHAN	15	JAMAL GARHI,1	GGPS Spa Ghanday
1150	SHAKILA NAZ	MOHIB ULLAH KHAN	15	MATHA JADEED	GGPS No.1 Lakpani
1176	ALIA JALAL	YOUNUS JALAL	15	SHAHBAZ GARHI-3	GGPS Kandi Baqa Khel
1175	TABASSUM SIKANDAR	SIKANDAR KHAN	15	GARYALA KHAS	GGPS Hussai Garyal
1199	ZAINAB JAMIL	MUHAMMAD JAMIL	15	QAMAR ABAD PARKHO	GGPS Asif Kalli
1198	NEELOFAR	IKRAM ULLAH	15	SHAMSHAD ABAD	GGPS Garger Toro Maira
1177	SEEMA	GHULAM MUHAMMAD	15	LABOUR COLONY	GGPS Shah Balg
1147	SHAAHEEN AKHTAR	RAHEEM ZADA	15	MIAN KHAN	GGPS Barata Babozai
1152	SAIFOORA BEGUM	ANWAR KHAN	15	SARO SHAH-2	GGPS Haider Khan Kalli
1153	KALSOOM BIBI	MUHAMMAD ZAMAN	15	CHIRAGH DIN KILLI	GGPS Karam Khan Banda
1178	Saeeda Parveen	Sher Alam Khan	15	Jalala	GGPS Noor Abad


Note: At Serial No.10, Mst: Almas D/O Said Ahmad, with Seniority No.381, she will perform at her present station, and will assume Head-Teachership of GGPS Fazal Kalli, on 29.03.2018, following the expected retirement of Mst: Musarat Yasmeen, PSHT GGPS Fazal Kalli, on 28.03.2018.

(SAMINA GHANI)
DISTRICT EDUCATION OFFICER,
FEMALE MARDAN.

No. 2232/9 Dated Mardan the 28/02 /2018

Copy forwarded to the:-

1. The Director Of Elementary & Secondary Education, Khyber Pakhtunkhwa
2. The Deputy Commissioner, Mardan
3. District Monitoring Officer Mardan
4. District Accounts Office Mardan
5. SDEOs Concerned
6. ADEO Primary Establishment Local Office
7. Teachers Concerned
8. Master File.


DISTRICT EDUCATION OFFICER,
FEMALE MARDAN.

P/9

Director's Exemption
Secy EA SE
FOR TOUR FURTHER
[Signature]

DEO (P) Mardan
Resolve her issues
by providing
justice to the
applicant.

The

District Education Officer (Female)
District Mardan

**ADJUSTEMENT ON PROMOTION AS HEAD MISTRESS (BPS-15)
IN GOVT GIRS PRIMARY SCHOOL (GGPS) LABOUR COLONY**

Respected Madam

Attested by
SHUAIB UL QADIR
Advocate High Court
District Mardan

1. With due respect, it is stated that I joined Govt Primary School Labour Colony Mardan on 30 June, 2008 as PST. I have been serving with my best potential since then.

[Signature]
12/2/18

2. During the last session of up gradation, I didn't submit my application initially due to posting to some another faraway school, but as soon as the post of the Head Mistress at GGPS Labour Colony has become vacant, I submitted my service documents after the convincement of my colleagues as the most suitable candidate for the post. As this vacant post come into the notice of the administration, they posted someone else on the seat and transferred me to Government Primary School Shah Bag, Mardan.

[Signature]
18/2/18

3. Respected Madam, my Husband is working in Pakistan Air Force and presently residing in PAF Academy Risalpur, the newly allotted school is not convenient for me to practice in routine. I was already in the promotion zone that makes me more favorable and deserving for the up gradation at the school in presently in which I am working. Moreover, as per Govt of Pakistan under the Spouse Policy issued vide No 8/1/2009.R-II dated 25 October, 2010 (Copy attached) also allowed me to work at the nearest station.

4. Keeping in view above mentioned facts, you are requested to cancel my posting to Govt Primary School Shah Bag and promoted and adjusted me in Govt Girls Primary School (GGPS) Labour Colony, Mardan in which I presently working.

I shall be grateful for this act of kindness and will pray for your best health.

[Signature]
(MRS SEEMA)
SPST (00131549)
GGPS Labour Colony Mardan

Dated: - 03 March, 2018

[Signature]
3-3-2018
[Signature]

The

P/10

District Education Officer (Female)
District Mardan

**APPEAL FOR ADJUSTMENT ON PROMOTION AS HEAD MISTRESS (BPS-15)
IN GOVT GIRLS PRIMARY SCHOOL (GGPS) LABOUR COLONY**

Respected Madam

1. Reference our Application already submitted to your office for kind consideration dated 03 Mar, 2018 and Application duly recommended by Director Education, Peshawar dated 12 Feb, 2019 (copy attached herewith).

2. Apropos to the aforesaid facts it is humbly requested that the circumstances as discussed in my attached application for adjustment in the same school on promotion may please be considered and I may be adjusted in the same school on promotion as permissible by "posting of serving husband and wife at the same station" (copy attached). I was earlier deprived of my due right of posting on promotion in the same school and a teacher from some other school was transferred to my school (GGPS Labour Colony). I was in the promotion zone and had already submitted my files as required by the District Education Office for promotion but I was not offered the seat in the same school and was posted to GGPS Shah baig (copy attached) which is quite away from my home town Risalpur where I am living with my husband (PAF Employee). The decision will help me a lot on my family alongside my primary duty of grooming and raring my students.

3. Keeping in view the above mentioned facts, you are once again requested that as and when the case for promotion is finalized my request for adjustment in GGPS Labour Colony, Mardan in which I presently working may please be considered as per my **right / policy and the directives of Director Education KPK** instructed for the justice with the applicant.

*Handed over to
ADDO Mardan
29/10/19*

Seema
(MRS SEEMA)
SPST (00131549)
GGPS Labour Colony
Mardan

Dated :- 29 Oct, 2019

Enclosure's :

- (a) Application remarked by the Director Education Peshawar.
- (b) Policy of posting Husband & Wife at the nearest station.
- (c) Copy of promotion adjustment notification.

The

P/11

District Education Officer (Female)
District Mardan

**APPEAL FOR ADJUSTMENT ON PROMOTION AS HEAD MISTRESS (BPS-15)
IN GOVT GIRLS PRIMARY SCHOOL (GGPS) LABOUR COLONY**

Respected Madam

1. Reference our application already submitted dated 03 March, 2019, the same application duly recommended by Director Education, Peshawar dated 12 February, 2019 and submitted to your office 18 February, 2019, again appeal for adjustment as Headmistress in the same school dated 29 October, 2019 (Photocopies of all appeals are attached herewith).

2. My abovementioned appeals to the authorities for providing me the seat of PSHT in the same school GGPS Labour Colony are still pending and I have not been informed about approval of my application regarding promotion or otherwise. Furthermore, a notification was issued by the DEO (F) reference No 532/G dated 09 Jan, 2020 (copy attached) that some teachers including my name have been exempted from promotion in the next 04 years promotion.

3. The notification does not portray the true picture as I did not decline accepting promotion. I simply submitted an appeal on solid ground that I may please be adjusted in the same school on vacant post which was vacated due to promotion of PSHT of my school (GGPS Labour Colony). These appeals are still pending once they get cleared (approved or otherwise).

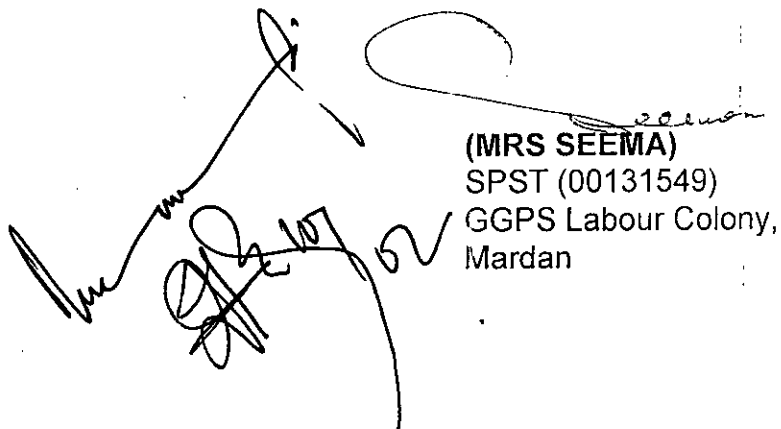
4. I may please be treated as was the case of **Serial No 10. Mst Almas D/o Saad Ahmed with seniority No 381**, who was given a time laps of 01 month due to non-availability of seat (Promotion adjustment copy attached). Whereas, I was deprived of my right in the same school and teacher from the other school was transferred to the school.

5. Keeping in view the above mentioned facts, my name may please be excluded from the said notification regarding exemption from promotion in the next four years. **You are once again requested that as and when the case for promotion is finalized my request for adjustment in GGPS Labour Colony, Mardan in which I am presently working may please be considered as per my right / policy and the directives of Director Education KPK instructed for the justice with the applicant.**

I shall be highly thankful to you for your this act of kindness.

Enclosure's : 06 copies

Dated :- / Feb, 2020


(MRS SEEMA)
SPST (00131549)
GGPS Labour Colony,
Mardan

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**OFFICE OF THE DISTRICT EDUCATION OFFICER
(FEMALE) MARDAN**

Annexure

D

PROMOTION ADJUSTMENT NOTIFICATION

Consequent upon the Promotion Order vide this office Endorsment No. 3249/67 Dated Mardan the 24/08/2020, the following Primary School Head Teachers (BPS-15) are hereby adjusted to the schools as mentioned against each as per policy and in the best interest of public service with immediate effect.

Attested by
[Signature]

SHUAIB SULTAN
Advocate High Court
Dist. Courts Mardan

Sr	Sen: No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
1	19	Kalsoom Bibi	Sattara Khan	15	Lund Khwar No1	GGPS Lund Khwar No 1
2	123	Zubaida Parveen	Barkat Ali	15	Karwan	GGPS Shamilat
3	186	Sabeeha	Roghan Shah	15	Shahi Abad	GGPS Shahi Abad
4	216	Shabana	Zaheer Ud Din	15	Karwan	GGPS Sar Band No 1
5	224	Shamim Akhtar	Zawar Din	15	Kass Koroono	GGPS Batai Koroono
6	260	Farkhanda Nargis	Jalal Khan	15	Azi Khel Mera	GGPS Jangi Dher
7	273	Masooda Begum	Muhammad Fayaz	15	City No.2	GGPS Khudai Noor Killi
8	299	Shahida Begum	Syed Wahab	15	Jalal Rustam	GGPS Jalal Rustam
9	306	Shazia Qazi	Muhammad Qazi	15	Karwan	GGPS Eid Gah
10	314	Neelam Gul	Noor Muhammad	15	Toru	GGPS Toru No 1
11	327	Wascel Begum	Fazli Wadood	15	Lund Khwar No1	GGPS Landy Shah
12	416	Firasat Gul	Said Rehman	15	Shah Dhand	GGPS Abdul Qadar Killi
13	465	Musarat Begum	Sher Khan	15	Baghicha Dheri No 1	GGPS Baghicha Dheri No 1
14	470	Naseem Begum	Muhammad Ayub Khan	15	Nawan Killi	GGPS Sharmakhano Killi
15	490	Gulshan Begum	Nisar Ahmad	15	Sham Gunj	GGPS Farzand Abad
16	499	Farida Naz	Hafiz Bahadar Khan	15	Sheikh Maltoon	GGPS Sheikh Maltoon
17	520	Hussan Taraj	Khan Gul	15	Ghaffar Serai	GGPS Ghaffar Serai
18	517	Seema Gul	Sardar Ali	15	Hoti No.2	GGPS Kandar Qadeem
19	550	Nadia Haleem	Haleem Khan	15	Nary Saro Shuh	GGPS Shah Baig
20	560	Shaikat Ara	Khushal Khan	15	Bagh e Aram	GGPS Khair Abad

[Signature]

S#	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
21	598	Nazema Begum	Naushad Khan	15	Jalala	GGPS Noor Abad
22	625	Saiqa Begum	Nadar Khan	15	Jaffar Khan Killi	GGPS Hashnagaro Killi
23	657	Wajehat Begum	Adil Muhammad	15	Hloti No.2	GGPS Samar Bagh
24	683	Naveed Akhtar	Sarir Muhammad Jan	15	Toru	GGPS Shaukat Ali Koroono
25	689	Nadia Begum	Muhammad Amin	15	Khan Garhi	GGPS Aslam Khan Koroono
26	691	Rifat Aurangzeb	Aurangzaib	15	Muslim Abad Fakht Bhai	GGPS Yaqoob Khan Killi
27	695	Afsari Mala	Lal Faqir	15	Dheri No 3	GGPS Likpani No 1
28	700	Rifaqat Begum	Muhammad Khan	15	Sawal Dher	GGPS Sawal Dher
29	722	Mumlikat Begum	Ghulam Haider	15	Baghicha Dheri No1	GGPS Bajaoro Killi
30	746	Fatima Bibi	Afsar Khan	15	Islam Gul Koroono	GGPS Samandar Killi
31	751	Nuzhat	Muhammad Miskin	15	Masti	GGPS Shotal Banda
32	766	Roqaya	Haibat Khan	15	Khan Garhi	GGPS Rahmat Abad
33	793	Shakila Zareen	Muhammad Zareen	15	Faqir Ban	GGPS Nawan Killi
34	798	Fakhrun Nisa	Saifur Khan	15	Mohbat Abad	GGPS Hassan Killi
35	801	Husan Ara	Umar Muhammad	15	Kass Korona No.2	GGPS Akbar Abad
36	808	Fozia Naz	Abdul Aziz	15	Mayar No.2	GGPS Fateh Koti
37	817	Mumtaz	Nasr Ullah	15	Kati Khel	GGPS Hisar Banda
38	824	Falak Naz	Muhammad Sharif	15	Jhari shergh	GGPS Jarai
39	825	Musrat Jamal	Muhammad Jamal	15	Bari Cham	GGPS Sarfaraz Killi
40	836	Mumlikat Begum	Fida Muhammad	15	GGCMS Khan Koti	GGPS Gumbat No 4
41	856	Sabeena Begum	Zahir Shah	15	Shahdand No 2	GGPS Insaf Abad
42	860	Shagufta Begum	Said Rehman	15	Chooro	GGPS Khalid Abad
43	864	Nargis Sultana	Hazrat Muhammad	15	Zor Talab Killi	GGPS Samadar Khan Killi
44	873	Zeenat Ara	Sadiq Rehman	15	Kati Khel	GGPS Said Mir Killi
45	880	Humaira Khatak	Suhrab Ali	15	Faqir Ban	GGPS Anar Baig

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S#	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
46	892	Razia Bibi	Nizam Ud Din	15	Moti Banda No. 2	GGPS Moti Banda No 2
47	905	Fazilat Begum	Wahid Ullah	15	Sahib Abad	GGPS Saidan Dheri
48	919	Rana Amin	Said Amin Khan	15	Gul Poor	GGPS Hathian No 1
49	933	Zuhra Bibi	Zain Ul Abidin	15	Sarobi	GGPS Qasmi No 1
50	936	Sabreen	Shamroz Khan	15	Toheed Colony	GGPS Baro Hafiz Abad
51	942	Balqaish	Munir Khan	15	Jamal Garhi No1	GGPS Jamal Ghari No 1
52	947	Safia Begum	Saif Ur Rehman	15	Matha Jadeed	GGPS Ghazi Baba
53	951	Farida Begum	Chin Badshah	15	Pir Abad	GGPS Pir Abad
54	961	Noor Hadya	Muhammad Yousaf	15	Sugar Cane	GGPS Sugar Cane
55	965	Patwasha	Pir Shah Wazir	15	Pir Abad	GGPS Kati Ghari
56	973	Farhat	Said Wali	15	Ahmad Gul Killi	GGPS Dargiwal
57	974	Usmania	Rehman Shah	15	Salak	GGPS Salak
58	985	Rukhsana Naz	Amir Akbar	14	Hisar Banda	GGPS Hafiz Abad
59	988	Almas Begum	Noshad Khan	15	Noor Abad	GGPS Morcha Khan Killi
60	992	Elizbath Begum	Rahim Khan	15	Sajan Killi	GGPS Baido Killi
61	997	Tahira Minhas	Muhammad Din	15	Jamal Ghari No 1	GGPS Seri Bahlol
62	1002	Kousar Parveen	Umar Muhammad	15	Seray Korona	GGPS Landi Rustam
63	1003	Seema	Ghulam Muhammad	15	Labour Colony	GGPS Maho Mianz Killi
64	1009	Shabana Begum	Amanullah	15	Faqir Ban	GGPS Tauheed Colony
65	1012	Shamim	Zahir Shah	15	Nary Baja	GGPS Khaliq Dad Korona
66	1014	Ishrat Shahzadi	Manzor Hahi	15	Machi	GGPS Gagri Machi
67	1015	Shagufta Khan	Khan Muhammad	15	Baghdada No.2	GGPS Qajeer Banda
68	1016	Rahat Jabeen	Rahim Zada	15	Mian Khan	GGPS Babozai No 2
69	1021	Rukhsar Begum	Jehan Zeb	15	Kandaro Cham	GGPS Wisal Abad
70	1023	Robina Khitab	Gul Khitab	15	Sawal Dher	GGPS Spinkay

(Handwritten signature)

SN	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
71	1021	Zubaida Habib	Ghulam Habib	15	Sher Garh No.1	GGPS Sher Hassan Killi
72	1025	Hukhat Begum	Noor Baz Khan	15	Miangano Killi Bilandy	GGPS Dheri No 4
73	1028	Wajhat Begum	Hulaj Ud Din	15	Jongara	GGPS Mian Sahib Killi
74	1031	Shehnaz Begum	Taj Muhammad	15	Shamilat	GGPS Ashraf Ud Din Killi
75	1035	Nazia Hassan	Nisar	15	Sowaryan	GGPS Janas Khan Koroona
76	1036	Qamsha	Taj Muhammad	15	K.I.Zai No1	GGPS Daki Shad Ali Khan
77	1037	Naila	Abdul Raziq Khan	15	Toru 3	GGPS Hastam Khan Koroona
78	1040	Zainab Bibi	Muhammad Sharif	15	Sateem Khan	GGPS Kishwar Abad
79	1041	Shagufta	Munatazir Shah	15	Shamozai No2	GGPS Alo No 2
80	1043	Musabbiba	Subhan Ullah	15	Haji Nazir Banda	GGPS Haji Nazir Banda
81	1048	Rahmana Bibi	Nazir Gul	15	Jalala	GGPS Guratay Shah
82	1049	Salia Naz	Sahib Zada	15	Gulshan Abad	GGPS Gharib Abad (Dubai Adda)
83	1051	Basmeen Akbar	Ghulam Akbar	15	Mian Khan	GGPS Pipal
84	1052	Sabra Gul	Wali Gul	15	Kot Jungara	GGPS Ray Mahal
85	1054	Shehnaz Gul	Aman Ullah Khan	15	Gulshan Abad	GGPS Kalo Shah No 1
86	1059	Nigar Begum	Zabita Khan	15	Deputy Killi	GGPS Mian Khan Said Killi
87	1061	Rana	Shahi Zaman	15	Gujrat Branch	GGPS Dheri Sher Khan
88	1063	Israaj Begum	Gulzar Khan	15	Nawan Killi	GGPS Chanchano Khai
89	1066	Falai Mat	Farman Ali	15	Daki Kandar	GGPS Dhaki Kandar
90	1067	Mumlikat Said	Said Wali Shah	15	Pir Saddi	GGPS Surkhabi
91	1070	Aisha	Muhammad Ishaq	15	Pir Saddi	GGPS Gul Ahmed Killi
92	1071	Sadia	Syed Sardar Shah	15	Ghala Dher No.1	GGPS Faqeer Killi
93	1073	Niaz Bibi	Gul Badshah	15	Faza Gram (Alo Janag 3)	GGPS Alo No 3 Janga
94	1075	Kousar Jabeen	Fazle Azeem	15	Setay Korona	GGPS Ali Rustam
95	1076	Bibi Halsa	Haji Raj Muhammad	15	Aslam Khan Korona	GGPS Qari Abad

S#	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
96	1079	Safia	Musafar	15	Kass Korona	GGPS Ghala Dher No 1
97	1080	Alia Sabreen	Shah Said	15	G.I Zai Nol	GGPS Kandi Sharif Khel
98	1081	Farhad Begum	Muhammad Khun	15	Ikram Pur Nol	GGPS Ikram Pur No 3
99	1083	Aqila	Fazal Malik	15	Sham Gunj	GGPS Jan Baz Nari
100	1084	Naz Begum	Munab Shah	15	Baheni	GGPS Shakar Dand
101	1085	Bibi Haleema Asad	Muhammad Manzoor Asad	15	Mehir Dil Banda	GGPS Mehir Dil Banda
102	1093	Nigar Naz	Shafiq Ur Rehman	15	Qayum Abad Toru	GGPS Sra Qabroona
103	1094	Najma Noreen	Muhammad Iqbal	15	Tekadar Kili	GGPS Gar Gar
104	1095	Sarwat Rahim	Rahim Dad Khan	15	Gul Talab Banda	GGPS Garoo
105	1097	Nageen Begum	Amir Hassan	15	Miskeen Abad Jalala	GGPS Mir Karam Banda
106	1100	Shaista Begum	Mohammad Yousaf	15	Lund Khwar No2	GGPS Taza Gram
107	1104	Saheelat Bibi	Nazar Din	15	Mohib Ullah Banda	GGPS Alam Khan Banda
108	1109	Salma Akhtar	Fazli Malik	15	Ahmad Gul Killi	GGPS Gadbanu Killi
109	1111	Azra Begum	Said Jamal	15	Machi	GGPS Char Gul
110	1115	Rahat Bibi	Muhammad Hanif	15	Gharib Abad	Naray Surang
111	1118	Nasreen	Israr Ud Din	15	Musali Khan Banda	GGPS Aji Rustam
112	1119	Nargis	Masri Khan	15	Fazle Abad No 1	GGPS Sheikhanu Killi
113	1121	Mumliakat Begum	Aziz Ur Rehman	15	Tora Banda	GGPS Tora Banda
114	1129	Neelofar	Jamal Ud Din	15	G.I Zai Nol	GGPS Lagi Tagi
115	1130	Naveed	Shams Ul Qamar	15	Gharib Abad	GGPS Aman Kot
116	1132	Saima Noureen	Muhammad Iqbal	15	Tekadar Kili	GGPS Dhaki Gumbat
117	1134	Azra Begum	Saeed Ur Rehman	15	Akbar Abad Gumbat	GGPS Kodinaka Gumbat
118	1137	Nazish Begum	Gharin Un Nawaz	15	Qayum Abad	GGPS Shah Tori
119	1138	Naila Naz	Muhammad Younas	15	Bari Chum Hoti	GGPS Pitao Malandary
120	1139	Nazaneen	Nisar Muhammad	15	Maho Mianz Killi	GGPS Zargar Killi

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S#	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
121	1142	Tahmeed Ara	Ali Muhammad Khan	15	Miangani Killi	GGPS Patorak No 3
122	1148	Farida Begum	Shah Muhammad	15	Asif Killi	GGPS Asif Killi

TERMS AND CONDITIONS:-

- 1 Charge Report should be submitted to all concerned.
- 2 No TA/DA is Allowed.
- 3 The teachers promoted from lower to the higher posts would be on probation for a period of one year, extendable for another one year.
- 4 They will be governed by such rules and regulation as may be issue from time to time by the Government of Khyber Pakhtunkhwa.
- 5 They should join their post within 15 days of the issuance of this notification. In case of failure to join the post within stipulated period, her promotion will stand expired automatically.
- 6 Their inter-se seniority on the higher post shall remain intact as on the lower post.
- 7 The teacher promoted from the lower to the higher posts will give an undertaking, to be to be recorded in their service books, to the effect that in case any over payment is made in light of this order will be recovered and in case she is wrongly promoted, she will be reverted to the lower post.
- 8 Before handing over charge to the teacher promoted from lower to the higher posts, their documents may be checked and in case they don't have the required relevent qualification, as per rufes, they shall not be handed over charge of the post.
- 9 Those who did not join their posts after promotion shall not be entitled for promotion for the next four years SDEO's concerned shall report the same on the expiry of joining period.

(FARZANA SARDAR)
DISTRICT EDUCATION OFFICER
(FEMALE) MARDAN

Undst. No. 3250/67 Promotion/ SPST to PSHT Dated Mardan the 24/08 2020
Copy Forwarded to:-

1. The Director Elementary & Secondary Education, Khyber Pakhtunkhwa.
2. The Deputy Commissioner, Mardan.
3. District Monitoring Officer Mardan.
4. District Account Office Mardan.
5. SDEOs Concerned.
6. ADEO Primary Establishment Local Office.
- 7 Teachers Concerned.
8. Master File.



DISTRICT EDUCATION OFFICER
(FEMALE) MARDAN

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Annexure

E



**OFFICE OF THE DISTRICT EDUCATION OFFICER
(FEMALE) MARDAN**

PROMOTION ADJUSTMENT NOTIFICATION

Consequent upon the Promotion Order vide this office Endorsement No 3366/G/ Dated Mardan the 02-09-2020, the following Primary School Head Teachers (BPS-15) are hereby adjusted to the schools as mentioned against each as per policy and in the best interest of public service with immediate effect & this office issued adjustment order vide Endst No 3250/G dated 24-08-2020 is hereby withdrawn from the date of its issuance.

Attested by
[Signature]

SHUAIB SULTAN
Advocate High Court
District Courts Mardan

S#	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
1	19	Kaloom Bibi	Sattara Khan	15	Lund Khwar No1	GGPS Lund Khwar No 1
2	123	Zubaïda Parveen	Barkat Ali	15	Karwan	GGPS Shamilat
3	186	Sabeeha	Roghan Shah	15	Shahi Abad	GGPS Shahi Abad
4	216	Shabana	Zaheer Ud Din	15	Karwan	GGPS Sar Band No 1
5	224	Shamim Akhtar	Zawar Din	15	Kass Koroona	GGPS Batai Koroona
6	260	Farkhanda Nargis	Jalal Khan	15	Azi Khel Mera	GGPS Jangi Dher
7	273	Masooda Begum	Muhammad Fayaz	15	City No.2	GGPS Khudai Noor Killi
8	299	Shahida Begum	Syed Wahab	15	Jalai Rustam	GGPS Jalal Rustam
9	306	Shazia Qazi	Qazi Muhammad	15	Karwan	GGPS Eid Gah
10	314	Neelam Gul	Noor Muhammad	15	Toru	GGPS Toru No 1
11	327	Waseel Begum	Fazli Wadood	15	Lund Khwar No1	GGPS Landy Shah
12	446	Firasat Gul	Said Rehman	15	Shah Dhand	GGPS Abdul Qadar Killi
13	465	Musarat Begum	Sher Khan	15	Baghicha Dheri No 1	GGPS Baghicha Dheri No 1
14	470	Naseem Begum	Muhammad Ayub Khan	15	Nawan Killi	GGPS Pirsai
15	490	Gulshan Begum	Nisar Ahmad	15	Sham Gunj	GGPS Kodinaka Gumbat
16	499	Farida Naz	Hafiz Bahadar Khan	15	Sheikh Maltoon	GGPS Sheikh Maltoon
17	520	Hussan Taraj	Khan Gul	15	Ghaffar Serai	GGPS Ghaffar Serai
18	547	Seema Gul	Sardar Ali	15	Hoti No.2	GGPS Kandar Qadocm
19	550	Nadia Haleem	Haleem Khan	15	Nary Saro Shah	GGPS Jamra
20	560	Shaukat Ara	Khushal Khan	15	Bagh e Aram	GGPS Fateh Koti

[Signature]
2-9-2020

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S#	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
21	598	Nazema Begum	Naushad Khan	15	Jalala	GGPS Morcha Khan Killi
22	625	Saiqa Begum	Nadar Khan	15	Jaffar Khan Killi	GGPS Hashtnagaro Killi
23	657	Wajehat Begum	Adil Muhammad	15	Hoti No.2	GGPS Samar Bagh
24	683	Naveed Akhtar	Sarir Muhammad Jan	15	Toru	GGPS Khair Abad
25	689	Nadia Begum	Muhammad Amin	15	Khan Garhi	GGPS Aslam Khan Koroona
26	691	Rifat Aurangzeb	Aurangzaib	15	Muslim Abad Takht Bhai	GGPS Yaqoob Khan Killi
27	695	Afsari Mala	Lal Faqir	15	Dheri No 3	GGPS Likpani No 1
28	700	Rifaqat Begum	Muhammad Khan	15	Sawal Dher	GGPS Sawal Dher
29	722	Mumlikat Begum	Ghulam Haider	15	Baghicha Dheri No1	GGPS Bajaoro Killi
30	746	Fatima Bibi	Afsar Khan	15	Islam Gul Koroona	GGPS Samandar Killi
31	751	Nuzhat	Muhammad Miskin	15	Masti	GGPS Shotal Banda
32	766	Roqaya	Haibat Khan	15	Khan Garhi	GGPS Rahmat Abad
33	793	Shakila Zareen	Muhammad Zareen	15	Faqir Ban	GGPS Nawan Killi
34	798	Fakhrun Nisa	Saifur Khan	15	Mohbat Abad	GGPS Hassan Killi
35	801	Husan Ara	Umar Muhammad	15	Kass Korona No.2	GGPS Farzand Abad
36	808	Fozia Naz	Abdul Aziz	15	Mayar No.2	GGPS Baratha
37	817	Mumtaz	Nasr Ullah	15	Kati Khel	GGPS Hisar Banda No 2
38	824	Falak Naz	Muhammad Sharif	15	Jhari shergh	GGPS Jarai
39	825	Musrat Jamal	Muhammad Jamal	15	Bari Cham	GGPS Karwan Branch
40	836	Mumlikat Begum	Fida Muhammad	15	GGCMS Khan Koti	GGPS Gumbat No 4
41	856	Sabeena Begum	Zahir Shah	15	Shahdand No 2	GGPS Insaf Abad
42	860	Shagufta Begum	Said Rehman	15	Chooria	GGPS Khalid Abad
43	864	Nargis Sultana	Hazrat Muhammad	15	Zor Talab Killi	GGPS Samadar Khan Killi
44	873	Zeenat Ara	Sadiq Rehman	15	Kati Khel	GGPS Said Mir Killi
45	880	Humaira Khatak	Suhrab Ali	15	Faqir Ban	GGPS Mir Aman Killi
46	892	Razia Bibi	Nizam Ud Din	15	Moti Banda No. 2	GGPS Moti Banda No 2

(Signature)
2.9.2020

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S#	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
47	905	Fazilat Begum	Wahid Ullah	15	Sahib Abad	GGPS Saidan Dheri
48	919	Rana Amin	Said Amin Khan	15	Gul Poor	GGPS Hathian No 1
49	933	Zuhra Bibi	Zahid Ul Abidin	15	Sarobi	GGPS Qasmi No 1
50	936	Sabreen	Shamroz Khan	15	Toheed Colony	GGPS Baro Hafiz Abad
51	942	Balqaish	Muhammad Khan	15	Jamal Garhi No1	GGPS Jamal Ghari No 1
52	947	Safia Begum	Said Ur Rehman	15	Matha Jadeed	GGPS Ghazi Baba
53	951	Farida Begum	Chin Badshah	15	Pir Abad	GGPS Pir Abad
54	961	Noor Hadya	Muhammad Yousaf	15	Sugar Cane	GGPS Sugar Cane
55	965	Palwasha	Pir Shah Wazir	15	Pir Abad	GGPS Kati Ghari
56	973	Farhat	Said Wali	15	Ahmad Gul Killi	GGPS Sher Hassan Killi
57	974	Usmania	Rehman Shah	15	Salak	GGPS Salak
58	988	Almaas Begum	Noshad Khan	15	Noor Abad	GGPS Noor Abad
59	992	Elizbath Begum	Rahim Khan	15	Sajan Killi	GGPS Baido Killi
60	997	Tahira Minhas	Muhammad Din	15	Jamal Ghari No 1	GGPS Seri Bahtol
61	1002	Kousar Parveen	Umar Muhammad	15	Scray Korona	GGPS Hafiz Abad
62	1003	Seema	Chalam Muhammad	15	Labour Colony	GGPS Maho Mianz Killi
63	1009	Shabana Begum	Abdullah	15	Faqir Ban	GGPS Gul Wali Killi
64	1012	Shamim	Zahir Shah	15	Nary Baja	GGPS Khaliq Dad Koroona
65	1014	Ishrat Shahzadi	Manzor Hahi	15	Machi	GGPS Gagri Machi
66	1015	Shagufta Khan	Khan Muhammad	15	Baghdada No.2	GGPS Hastam Khan Koroona
67	1016	Rahat Jabeen	Rahim Zada	15	Mian Khan	GGPS Babozai No 2
68	1021	Rukhsar Begum	Zein Zeb	15	Kandaro Cham	GGPS Wisal Abad
69	1023	Robina Khitab	Gul Khitab	15	Sawal Dher	GGPS Spinkay
70	1024	Zubaida Habib	Chalam Habib	15	Sher Garh No.1	GGPS Dargiwal
71	1025	Ifikhar Begum	Noor Baz Khan	15	Miangano Killi Bilandy	GGPS Dheri No.4
72	1028	Wajihat Begum	Muhammad Ud Din	15	Jongara	GGPS Mian Sahib Killi

P
2.9.2020

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S#	Sen. No	Name of Teacher	Former Name	BPS	Present School/ Place of Duty	Place of Adjustment
73	1034	Shehnaz Begum	Haj Muhammad	15	Shamilat	GGPS Ashraf Ud Din Killi
74	1035	Nazia Hassan	Hassan	15	Sowaryan	GGPS Janas Khan Koroona
75	1036	Qamsha	Haj Muhammad	15	K.I.Zai No1	GGPS Daki Shad Ali Khan
76	1037	Naila	Abdul Raziq Khan	15	Toru 3	GGPS Shaukat Ali Koroona
77	1040	Zainab Bibi	Muhammad Sharif	15	Saleem Khan	GGPS Kishwar Abad
78	1041	Shagufta	Munatazir Shah	15	Shamozai No2	GGPS Alo NO.2
79	1043	Musabbiha	Subhan Ullah	15	Haji Nazir Banda	GGPS Haji Nazir Banda
80	1048	Rahmana Bibi	Nazir Gul	15	Jalala	GGPS Ray Mahal
81	1049	Safia Naz	Sahib Zada	15	Gulshan Abad	GGPS Gharib Abad (Dubai Adda)
82	1051	Basmeen Akbar	Ghulam Akbar	15	Mian Khan	GGPS Pipal
83	1052	Sabra Gul	Wali Gul	15	Kot Jungara	GGPS Dheri Sher Khan
84	1054	Shehnaz Gul	Arman Ullah Khan	15	Gulshan Abad	GGPS Kalo Shah No 1
85	1059	Nigar Begum	Zabita Khan	15	Deputy Killi	GGPS Sharmakhano Killi
86	1061	Rana	Shahi Zaman	15	Gujrat Branch	GGPS Anar Baig
87	1063	Israj Begum	Chazar Khan	15	Nawan Killi	GGPS Chanchano Khat
88	1066	Falai Mat	Yamun Ali	15	Daki Kandar	GGPS Dhaki Kandar
89	1067	Mumlika Said	Sala Wali Shah	15	Pir Saddi	GGPS Mandori
90	1070	Aisha	Muhammad Ishaq	15	Pir Saddi	GGPS Gul Ahmed Killi
91	1071	Sadia	Syed Sardar Shah	15	Ghala Dher No.1	GGPS Sarfaraz Killi
92	1073	Niaz Bibi	Gul Badshah	15	Taza Gram (Alo Janag 3)	GGPS Alo No 3 Janga
93	1075	Kousar Jabeen	Farid Azeem	15	Seray Korona	GGPS Bazar Rustam
94	1076	Bibi Hafsa	Haji Raj Muhammad	15	Aslam Khan Korona	GGPS Qari Abad
95	1079	Safia	Musafar	15	Kass Koroona	GGPS Haji Abad
96	1080	Alia Sabreen	Shah Said	15	G.D Zai No1	GGPS Lagi Tagi
97	1081	Farhad Begum	Muhammad Shah	15	Ikram Pur No1	GGPS Ikram Pur No 3
98	1083	Aqila	Fazal Malik	15	Sham Gunj	GGPS Jan Baz Nari

2.9.2020

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S#	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
99	1084	Naz Begum	Muaab Shah	15	Babeni	GGPS Shakar Dand
100	1085	Bibi Haleema Asad	Muhammad Manzoor Asad	15	Mehir Dil Banda	GGPS Mehir Dil Banda
101	1093	Nigar Naz	Shafeeq Ur Rehman	15	Qayum Abad Toru	GGPS Gar Gar
102	1094	Najma Norcen	Muhammad Iqbal	15	Tekadar Kili	GGPS Hayat Abad
103	1095	Sarwat Rahim	Rahim Dad Khan	15	Gul Talab Banda	GGPS Shah Baig
104	1097	Nageen Begum	Amir Hassan	15	Miskeen Abad Jalala	GGPS Mir Karam Banda
105	1100	Shaista Begum	Mohammad Yousaf	15	Lund Khwar No2	GGPS Taza Gram
106	1104	Saheelat Bibi	Nazar Din	15	Mohib Ullah Banda	GGPS Alam Khan Banda
107	1109	Salma Akhtar	Fazli Malik	15	Ahmad Gul Killi	GGPS Gadbano Killi
108	1111	Azra Begum	Said Jamal	15	Machi	GGPS Char Gul
109	1115	Rahat Bibi	Muhammad Hanif	15	Gharib Abad	Naray Surang
110	1118	Nasreen	Israr Ud Din	15	Musali Khan Banda	GGPS Guratay Shah
111	1119	Nargis	Masri Khan	15	Fazle Abad No 1	GGPS Sheikhano Killi
112	1121	Mumlikat Begum	Aziz Ur Rehman	15	Tora Banda	GGPS Tora Banda
113	1129	Neelofar	Jamal Ud Din	15	G.I Zai No1	GGPS Kandi Sharif Khel
114	1130	Naveed	Shams Ul Qamar	15	Gharib Abad	GGPS Mian Khan Said Killi
115	1132	Saima Noureen	Muhammad Iqbal	15	Tekadar Kili	GGPS Dhaki Gumbat
116	1134	Azra Begum	Saeed Ur Rehman	15	Akbar Abad Gumbat	GGPS Akbar Abad
117	1137	Nazish Begum	Gharin Un Nawaz	15	Qayum Abad	GGPS Surkhabi
118	1138	Naila Naz	Muhammad Younas	15	Bari Cham Hoti	GGPS Qajeer Banda
119	1139	Nazancen	Nisar Muhammad	15	Maho Mianz Killi	GGPS Zargar Killi
120	1142	Tahmeed Ara	Ali Muhammad Khan	15	Mianganu Killi	GGPS Patorak No 2
121	1148	Farida Begum	Shah Muhammad	15	Asif Killi	GGPS Asif Killi

Note: This office issued notification Endst No: 3249/G Dated 24-08-2020 & Adjustment vide Endst No 3250/G Dated 24-08-2020 is hereby withdrawn from the date of its issuance.

TERMS AND CONDITIONS:-

P/23

S#	Sen. No	Name of Teacher	Father Name	BPS	Present School/ Place of Duty	Place of Adjustment
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1. Charge Report should be submitted to all concerned.
2. No TA/DA is Allowed.
3. The teachers promoted from lower to the higher posts would be on probation for a period of one year, extendable for another one year.
4. They will be governed by such rules and regulation as may be issued from time to time by the Government of Khyber Pakhtunkhwa.
5. They should join their post within 15 days of the issuance of this notification. In case of failure to join the post within stipulated period, her promotion will stand expired automatically.
6. Their inter-se seniority on the higher post shall remain intact as on the lower post.
7. The teacher promoted from the lower to the higher posts will give an undertaking, to be to be recorded in their service books, to the effect that in case any over payment is made in light of this order will be recovered and in case she is wrongly promoted, she will be reverted to the lower post.
8. Before handing over charge to the teacher promoted from lower to the higher posts, their documents may be checked and in case they don't have the required relevent qualification, as per rules, they shall not be handed over charge of the post.
9. Those who did not join their posts after promotion shall not be entitled for promotion for the next four years SDEO's concerned shall report the same on the expiry of joining period.

(FARZANA SARDAR)
DISTRICT EDUCATION OFFICER
(FEMALE) MARDAN

Endst. No. 3367/G /Promotion/ SPST to PSHT Dated Mardan the 02/09 /2020
Copy Forwarded to:-

1. The Director Elementary & Secondary Education, Khyber Pakhtunkhwa.
2. The Deputy Commissioner, Mardan.
3. District Monitoring Officer Mardan.
4. District Account Office Mardan.
5. SDEOs Concerned.
6. ADEO Primary Establishment Local Office.
7. Teachers Concerned.
8. Master File.



DISTRICT EDUCATION OFFICER
(FEMALE) MARDAN


The Director
Elementary & Secondary Education
Khyber Pakhtunkhwa

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Annexure F

PROMOTION / ADJUSTMENT NOTIFICATION

Respected Sir,

Attached 4

SHUAIB SULTAN
Advocate High Court
District Courts Mardan

1. In reference to our previously application submitted on 26 Aug, 2020 with the title "PROMOTION / ADJUSTMENT NOTIFICATION", I hereby want to highlight some additional points in support of my appeal.

(a) As per the government rules, a teacher promoting with a vacancy existing in his/her own school shall be promoted without transfer. The staff of Maho Mainz Killi school comprises just a single teacher, which as per rules shall have been promoted without transfer. But on the contrary, she was transferred to Zargar Killi, and I was appointed in the Maho Mianz Killi on promotion.

02 Sp. (b) An employee shall be adjusted in the nearest possible station to residence. Which in my case considering Mardan as my hometown should have been GGPS Eid Gah School or GGPS Karawan Branch; or considering Spouse Policy issued by the Govt. of Pakistan vide No. 8/1/2009.R-II dated 25 October, 2010, it should have been GGPS Sarfaraz Killi. However, I was not considered for either of the mentioned schools, rather was posted to a far-flung area of Maho Mianz Killi. A junior employee was allotted Sarfaraz Killi in the notification 3366/G dated 24th Aug, 2020 with S No. 91 on grounds of local deployment. Respected Sir, she is neither senior in seniority list to me nor having any other ground as in my case i.e spouse serving in PAF Academy Risalpur.

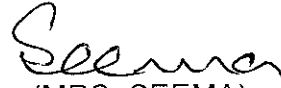
(c) The promotion adjustment notification office endorsement no. 3249/G issued on date 24/08/2020; was suspended and replaced with promotion adjustment notification office endorsement no.3366/G dated 02/09/2020. These two notifications bear unanswerable changes, as a number of schools specified in the first notification were missing in the second and vice versa. Respected Sir, I handed the DEO (F) Mardan copy of my application to H/C Sartaj on 1st September, 2020; who he gave me assurance of help, however, the notification issued on 2nd September, 2020, despite bearing numerous changes, did not mention me.

2. Keeping in view the above-mentioned facts, you are requested to cancel my posting to GGPS Maho Mianz Killi and promoted and adjusted in the aforementioned schools as per right. However, if not feasible, kindly allot me GGPS Tauheed Colony, as the post of PSHT is going to be vacated in the few weeks.

P/25

I shall be grateful for this act of kindness and will pray for your best health.

Yours Sincerely,



(MRS. SEEMA)
SPST (00131549)
GPS Labor Colony Mardan

Dated: 12 September, 2020

Copy to:-

DEO Male Mardan
(Inquiry Officer)

for necessary action, please




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DIRECTORATE OF ELEMENTARY & SECONDARY
EDUCATION KHYBER PAKHTUNKHWA PESHAWAR.

NOTIFICATION:


SHUAIB SULTAN
Advocate High Court
District Courts Mardan

Mr. Zahid Muhammad B-19 DEO (Male) Mardan is hereby nominated as enquiry officer to probe into the matter as per attached appeal in respect of Seema SPST GGPS Labor Colony District Mardan.

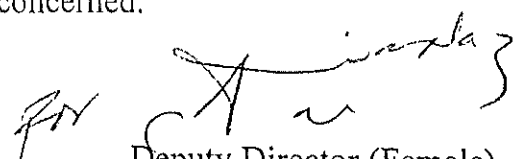
The inquiry officer should submit detail inquiry report alongwith clear findings recommendations within 15 days positively to this Directorate for further necessary action please.

Director
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar


Endst:No. 2945-47 /F.No.318/F/Vol-I/Appeal Mardan Dated Pesh: the 7/9/2020

Copy forwarded to the:-

1. Mr. Zahid Muhammad B-19 DEO (Male) Mardan.
2. District Education Officer (F) Mardan with the remarks to assist and provide the relevant record to the Inquiry Officer concerned.
4. PA to Director E&SE Peshawar.


Deputy Director (Female)
(E&SE) Khyber Pakhtunkhwa,

7/9/2020


219/20

WAKALAT NAMA

BEFORE KPK SERVICES TRIBUNAL PESHAWAR

Appeal No. _____ of 20_____

In re:-

Mst, Seema Appellant
Petitioner

VERSUS


the Govt; and their Respondent

KNOW ALL to whom these present shall come that I/ we Appellant

_____ in the above noted service appeal,
do hereby appoint *and* constitute **Mr. SHUAIB SULTAN ADVOCATE**
Mardan as Counsel in subject proceeding and authorize him to appear, plead etc.,
compromise, withdraw or refer to arbitration for me/ us, as my/ our Advocate in
the above matter, without any liability for his default and with the authority to
engage/ appoint any other Advocate/ Counsel at my/ our behalf all sums and
amounts payable to deposited on my/ our account in the above noted matter.

IN WITNESS WHEREOF I/ We do hereunto set my/our hand to these presents the
contents of which have been understood by me/us on this 11~~09~~ day of
01.2021.

Accepted subject to the terms of the fees.


SHUAIB SULTAN
Advocate High Court
District Courts Mardan

Shuaib Sultan. Advocate High Court
District Courts Mardan
Cell No. 0300-5727424
Email. shuaibadv@gmail.com
Bar Council, S. No.Bc-10-5973

Signature of client: Seema

Dated: 11.01.2021

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No: 695/2021

Mst. Seema W/O of Muhammad Sajid, PST, GGPS, Labour Colony, Mardan.

Versus

(Appellant)

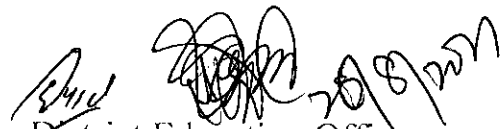
The Secretary Education (E & SE) Govt of KPK, Peshawar Others.

(Respondents)

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1.	Para wise comments along with affidavit		01	05

Respondent


District Education Officer
(Female) Mardan

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No: 695/2021

Mst. Seema W/O of Muhammad Sajid, PST, GGPS, Labour Colony, Mardan.

Versus

(Appellant)

The Secretary Education (E & SE) Govt of KPK, Peshawar Others.

(Respondents)

Para Wise Comments on behalf of Respondents No 1, 2 & 3

Respectfully Sheweth,

PRELIMINARY OBJECTIONS:

1. That the appellant has got no cause of action as well as locus standi to file the instant appeal.
2. That the instant appeal is badly time barred.
3. That the appellant has not come to this Honorable Tribunal with clean hands.
4. That the appellant is estopped by his own conduct.
5. That the appellant has concealed the material facts from this Honorable Tribunal, hence liable to be dismissed.
6. That the instant appeal is based on malafide intention, hence liable to be dismissed.
7. That the instant appeal is against the prevailing law and rules.
8. That the respondents on the recommendation of Departmental Promotion Committee (DPC) promoted the appellant to the post of PSHT, BPS-15at GGPS Shah Baig Mardan has issued vide Order No 2232/G dated 28-02-2018.

(Copy of Promotion Order is as Annexure –B, with the Service Appeal)

That the respondents on the recommendation of Departmental Promotion Committee (DPC) promoted the appellant to the post of PSHT, BPS-15at GGPS Maho Mainz Killi Mardan has issued vide Order No 3367/G dated 02-09-2020.

(Copy of Promotion Order is as Annexure –E, with the Service Appeal)

9. That the appellant both time did not take interest the Promotion of her post of PSHT BPS-15 and did not take over charge on the said post
10. That the respondents being the responsible government officers acted in accordance with the law followed the rules & regulation for selection and promotions of the appellant and others SPST & PSHTs.

FACTS:

1. Para No1 is incorrect, against facts as The Pakistan Air Force Academy **Risalpur is situated in District Nowshera**. The appellant resides with her husband and the residential area of her husband is District Nowshera.
The appellant permanent place of resident is not District Mardan, hence denied.
2. Para No 2 pertains to record, however the appellant did not transfer and the appellant has promoted to PSHT but the appellant did not take interest the Promotion of her post of PSHT BPS-15 and did not take over charge on the said post, hence needs comments.
3. Para No 3 is incorrect, against facts and against law as the nearest possible place of appellant's residence as per the spouse policy District Nowshera but unfortunately the appellant is serving/employee under the District Education officer (Female) Mardan and the DEO(F) Mardan has issued the promotion order, hence denied.
4. Para No 4 pertains to record, however the appellant did not transfer and the appellant has promoted to PSHT but the appellant did not take interest the Promotion of her post of PSHT BPS-15 and did not take over charge on the said post. The appellant resides with her husband and the residential area of her husband is District Nowshera, hence needs comments.
5. Para No 5 pertains to record, as the respondents being the responsible government officers acted in accordance with the law followed the rules & regulation for selection and promotions of the appellant and others SPST &PSHTs, hence no comments.
6. Para No 6 is incorrect baseless against facts as, the respondent has not violation spouse policy and explain in para No 3 of the facts, hence denied and the grounds as under

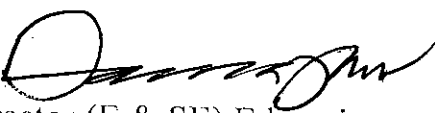
GROUND:

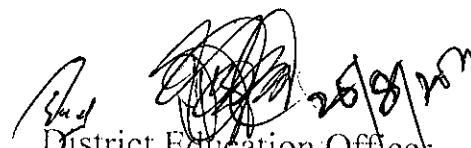
1. Para No 1 is incorrect, as the school of the appellant is situated near the boundary of the District Nowshera where the appellant and her husband residence, while the other schools is situated in the middle of District Mardan. The respondent has already explain the Spouse policy para No 3 in the facts, hence denied.


2. Para No 2 is incorrect, baseless against facts as the respondents on the recommendation of Departmental Promotion Committee (DPC) promoted the appellant and others SPST & PSHTs, hence denied.
3. Para No 3 is incorrect, baseless, against facts as the appellant has treated accordance to law and the appellant has adjusted near the residence of the appellant, hence denied.
4. Para No 4 is incorrect, baseless, against facts, the respondents on the recommendation of Departmental Promotion Committee (DPC) promoted the appellant and others SPST & PSHTs and the adjustment on the basis of promotion is not on the choice of the servants, hence denied.
5. Para 5 is incorrect, baseless, against facts, as the appellant has adjusted near the residence of the appellant, hence denied.
6. Para 6 is incorrect, baseless, against facts, as the appellant both time did not take interest the Promotion of her post of PSHT BPS-15 and did not take over charge on the said post, hence denied.
7. Para 7 is incorrect, baseless, against facts, as the appellant has not discriminated, the order has issued in the public interest and tenable in the eye of law, hence denied.
8. Para 8 is incorrect baseless against facts as the respondents being the responsible government officers acted in accordance with the law followed the rules & regulation for selection and promotions of the appellant and others SPST & PSHTs hence denied.

Therefore it is humbly prayed that keeping in view the above mentioned facts the instant appeal may kindly be dismissed with cost.

Respondents


Director (E & SE) Education
KPK, Peshawar.


District Education Officer
(Female) Mardan


Secretary (E & SE) Education
KPK, Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No: 695/2021

Mst. Seema W/O of Muhammad Sajid, PST, GGPS, Labour Colony, Mardan.

Versus

(Appellant)

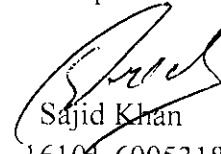
The Secretary Education (E & SE) Govt of KPK, Peshawar Others.

(Respondents)

AFFIDAVIT

I, Mr Sajid Khan Litigation Officer Education Department Mardan do hereby solemnly affirm and declare that the contents of Para Wise Comments submitted by respondents No 1 & 3 are true to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.

Deponent

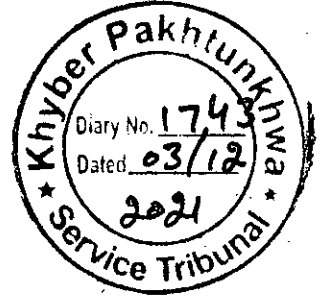


Sajid Khan
16101-6005318-5

1

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Service Appeal No.695/2021



Mst. Seema wife of Muhammad Sajid, ^{PS}PST Teacher, Government Girls
Primary School Labour Colony Mardan, Tehsil & District Mardan

Appellant

VERSUS

1. The Secretary Education, Government of KPK, Peshawar.
2. The Director Education, Government of KPK, Peshawar.
3. The District Education Officer (Female), Mardan.

Respondents

REJOINDER ON BEHALF OF APPELLANT

Respected Sir,

Preliminary Objection:

All Preliminary Objections are misconceived, incorrect. Denied.

On Facts:

Paras 01 to 06

- 1- Para No.01 of the reply is correct to the extent that appellant husband is serving in the Pakistan Air Force Academy, Risalpur. The appellant resides with her husband at Risalpur while she is serving as ^{PS}PST teacher at GGPS Labour Colony Mardan.
 - 2- Para No.02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied. The appellant was promoted BPS-15 and was transferred from GGPS Labour Colony Mardan to GGPS Shah Baig which is a far away area to the place of residence of appellant, she has filed so many applications to the Respondents for providing post at the nearest possible area but the Respondents have not do the same.
- 1

- 3- Para No.03 of the reply is incorrect, wrong, illegal against the law and facts of the case , hence denied.
- 4- Para No.04 of the reply pertains to the relevant record and as per the contents of the appeal the facts has been fully stated as appellant was entitle to be posted at the nearest possible GGP School but the appellant was promoted and transferred in a faraway area from her place of residence. Therefore being a female appellant was unable to avail the post.
- 5- Para No.05 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
- 6- Para No.06 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.

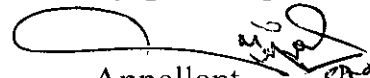
GROUNDS

1. Para No. 01 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
2. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
3. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
4. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
5. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
6. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
7. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
8. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.

It is therefore humbly requested that appeal may please be accepted and the appellant may be promoted/ adjusted in his own school or may be adjusted in the nearest possible GGP School on the basis of spouse policy along with all back service benefits.


Any other relief deemed fit may also be graciously granted please.

Dated: 03 / 12 / 2021

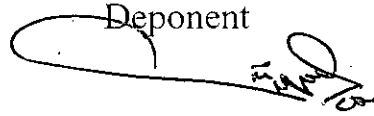

Appellant

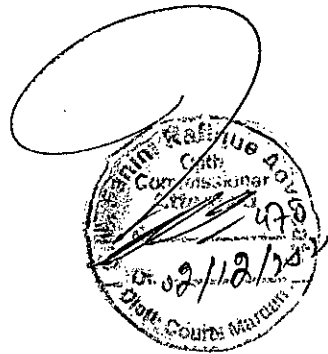
Through

AFFIDAVIT


SHAH WOLATAN
Advocate High Court
District Courts Mardan

I do hereby solemnly affirm that the contents of Rejoinder are true and correct to the best of my knowledge and belief. Nothing has been concealed from this Honourable Tribunal.


Deponent



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No: 695/2021

Mst. Seema W/O of Muhammad Sajid, PST, GGPS, Labour Colony, Mardan.

Versus

(Appellant)

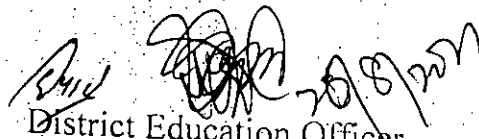
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(Respondents)

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District Education Officer
(Female) Mardan

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Versus

(Appellant)

The Secretary Education (E & SE) Govt of KPK, Peshawar Others.

(Respondents)

Para Wise Comments on behalf of Respondents No 1, 2 & 3

Respectfully Sheweth,

PRELIMINARY OBJECTIONS:

1. That the appellant has got no cause of action as well as locus standi to file the instant appeal.
2. That the instant appeal is badly time barred.
3. That the appellant has not come to this Honorable Tribunal with clean hands.
4. That the appellant is estopped by his own conduct.
5. That the appellant has concealed the material facts from this Honorable Tribunal, hence liable to be dismissed.
6. That the instant appeal is based on malafide intention, hence liable to be dismissed.
7. That the instant appeal is against the prevailing law and rules.
8. That the respondents on the recommendation of Departmental Promotion Committee (DPC) promoted the appellant to the post of PSHT, BPS-15 at GGPS Shah Baig Mardan has issued vide Order No 2232/G dated 28-02-2018.
(Copy of Promotion Order is as Annexure -B, with the Service Appeal)
That the respondents on the recommendation of Departmental Promotion Committee (DPC) promoted the appellant to the post of PSHT, BPS-15 at GGPS Maho Mainz Killi Mardan has issued vide Order No 3367/G dated 02-09-2020.
(Copy of Promotion Order is as Annexure -E, with the Service Appeal)
9. That the appellant both time did not take interest the Promotion of her post of PSHT BPS-15 and did not take over charge on the said post
10. That the respondents being the responsible government officers acted in accordance with the law followed the rules & regulation for selection and promotions of the appellant and others SPST & PSHTs.

FACTS:

1. Para No 1 is incorrect, against facts as The Pakistan Air Force Academy Risalpur is situated in District Nowshera. The appellant resides with her husband and the residential area of her husband is District Nowshera. **The appellant permanent place of resident is not District Mardan, hence denied.**
2. Para No 2 pertains to record, however the appellant did not transfer and the appellant has promoted to PSHT but the appellant did not take interest the Promotion of her post of PSHT BPS-15 and did not take over charge on the said post, hence needs comments.
3. Para No 3 is incorrect, against facts and against law as the nearest possible place of appellant's residence as per the spouse policy District Nowshera but unfortunately the appellant is serving/employee under the District Education officer (Female) Mardan and the DEO(F) Mardan has issued the promotion order, hence denied.
4. Para No 4 pertains to record, however the appellant did not transfer and the appellant has promoted to PSHT but the appellant did not take interest the Promotion of her post of PSHT BPS-15 and did not take over charge on the said post. The appellant resides with her husband and the residential area of her husband is District Nowshera, hence needs comments.
5. Para No 5 pertains to record, as the respondents being the responsible government officers acted in accordance with the law followed the rules & regulation for selection and promotions of the appellant and others SPST & PSHTs, hence no comments.
6. Para No 6 is incorrect baseless against facts as, the respondent has not violation spouse policy and explain in para No 3 of the facts, hence denied and the grounds as under.


GROUND:

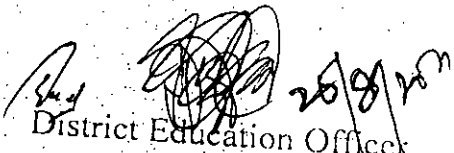
1. Para No 1 is incorrect, as the school of the appellant is situated near the boundary of the District Nowshera where the appellant and her husband residence, while the other schools is situated in the middle of District Mardan. The respondent has already explain the Spouse policy para No 3 in the facts, hence denied.

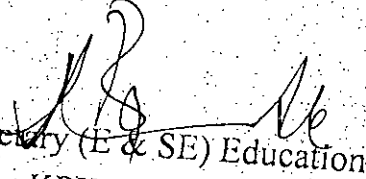
2. Para No 2 is incorrect, baseless against facts as the respondents on the recommendation of Departmental Promotion Committee (DPC) promoted the appellant and others SPST & PSHTs, hence denied.
3. Para No 3 is incorrect, baseless, against facts as the appellant has treated accordance to law and the appellant has adjusted near the residence of the appellant, hence denied.
4. Para No 4 is incorrect, baseless, against facts, the respondents on the recommendation of Departmental Promotion Committee (DPC) promoted the appellant and others SPST & PSHTs and the adjustment on the basis of promotion is not on the choice of the servants, hence denied.
5. Para 5 is incorrect, baseless, against facts, as the appellant has adjusted near the residence of the appellant, hence denied.
6. Para 6 is incorrect, baseless, against facts, as the appellant both time did not take interest the Promotion of her post of PSHT BPS-15 and did not take over charge on the said post, hence denied.
7. Para 7 is incorrect, baseless, against facts, as the appellant has not discriminated, the order has issued in the public interest and tenable in the eye of law, hence denied.
8. Para 8 is incorrect baseless against facts as the respondents being the responsible government officers acted in accordance with the law followed the rules & regulation for selection and promotions of the appellant and others SPST & PSHTs hence denied.

Therefore it is humbly prayed that keeping in view the above mentioned facts the instant appeal may kindly be dismissed with cost.

Respondents


Director (E & SE) Education
KPK, Peshawar.


District Education Officer
(Female) Mardan


Secretary (E & SE) Education
KPK, Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No: 695/2021

Mst. Seema W/O of Muhammad Sajid, PST, GGPS, Labour Colony, Mardan.

Versus

(Appellant)

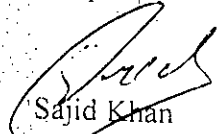
The Secretary Education (E & SE) Govt of KPK, Peshawar Others.

(Respondents)

AFFIDAVIT

I, Mr Sajid Khan Litigation Officer Education Department Mardan do hereby solemnly affirm and declare that the contents of Para Wise Comments submitted by respondents No 1 & 3 are true to the best of my knowledge and belief and nothing has been concealed from this Honorable Tribunal.

Deponent



Sajid Khan
16101-6005318-5

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

Service Appeal No.695/2021

Mst. Seema wife of Muhammad Sajid, PST Teacher, Government Girls
Primary School Labour Colony Mardan, Tehsil & District Mardan

Appellant

VERSUS

1. The Secretary Education, Government of KPK, Peshawar.
2. The Director Education, Government of KPK, Peshawar.
3. The District Education Officer (Female), Mardan.

Respondents

REJOINDER ON BEHALF OF APPELLANT

Respected Sir,

Preliminary Objection:

All Preliminary Objections are misconceived, incorrect. Denied.

On Facts:

Paras 01 to 06

- 1- Para No.01 of the reply is correct to the extent that appellant husband is serving in the Pakistan Air Force Academy, Risalpur. The appellant resides with her husband at Risalpur while she is serving as PST teacher at GGPS Labour Colony Mardan.
- 2- Para No.02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied. The appellant was promoted BPS-15 and was transferred from GGPS Labour Colony Mardan to GGPS Shah Baig which is a far away area to the place of residence of appellant, she has filed so many applications to the Respondents for providing post at the nearest possible area but the Respondents have not do the same.

- 3- Para No.03 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
- 4- Para No.04 of the reply pertains to the relevant record and as per the contents of the appeal the facts has been fully stated as appellant was entitle to be posted at the nearest possible GGP School but the appellant was promoted and transferred in a faraway area from her place of residence. Therefore being a female appellant was unable to avail the post.
- 5- Para No.05 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
- 6- Para No.06 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.

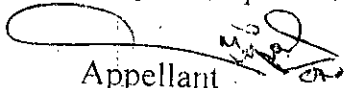
GROUNDS

1. Para No. 01 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
2. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
3. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
4. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.
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8. Para No. 02 of the reply is incorrect, wrong, illegal against the law and facts of the case, hence denied.

It is therefore humbly requested that appeal may please be accepted and the appellant may be promoted/ adjusted in his own school or may be adjusted in the nearest possible GGP School on the basis of spouse policy along with all back service benefits.

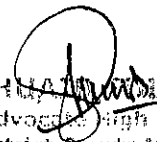
Any other relief deemed fit may also be graciously granted please.

Dated: 03 / 12 / 2021

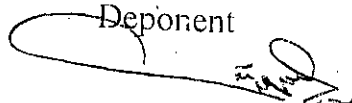

Appellant

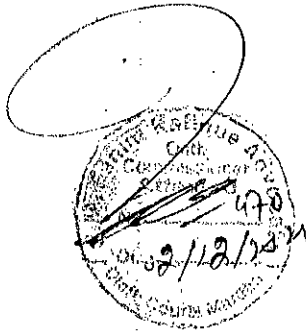
Through

AFFIDAVIT


SHAHAN WILIAN
Advocate High Court
District Courts Mardan

I do hereby solemnly affirm that the contents of Rejoinder are true and correct to the best of my knowledge and belief. Nothing has been concealed from this Honourable Tribunal.


Deponent



BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR

Service Appeal No.695/2021

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Primary School Labour Colony Mardan, Tehsil & District Mardan

Appellant

VERSUS

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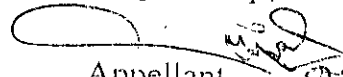
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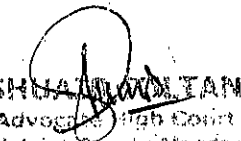
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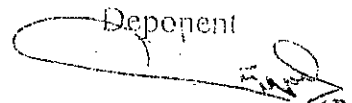

Appellant

Through

AFFIDAVIT


SHANMUGAN
Advocate High Court
District Courts Madras

I do hereby solemnly affirm that the contents of Rejoinder are true and correct to the best of my knowledge and belief. Nothing has been concealed from this Honourable Tribunal:


Deponent

