

14.07.2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present. None present on behalf of private respondent No. 3.

Reply/comments on behalf of respondents No. 1 and 2 have already been submitted. Respondent No. 3 has not submitted written reply despite repeated notices, therefore, last opportunity is granted, after which his right for submission of written reply/comments shall stand struck off. Adjourned. To come up for reply/comments before the S.B on 05.08.2022



(MIAN MUHAMMAD)
MEMBER (E)

14.07.2022

Learned counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for respondents present.

Reply/comments on behalf of respondents No. 1 and 2 have already been submitted. Respondent No.3 has not submitted written reply despite repeated notices, therefore, ^{last opportunity is granted,} his right for ^{after which} submission of written reply/comments ^{shall stand} is struck off. To come up for arguments on 05.08.2022 before D.B

(MIAN MUHAMMAD)
MEMBER (E)

Reprinted after correction

24.02.2022

Due to retirement of the Hon'able Chairman, the case is adjourned to 4.04.2022 for the same before D.B.


Reader

04.04.2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl:AG alongwith Mr. Muhammad Faizan Zeb, SO (Litigation) for official respondents No. 1 and 2 present.

Written reply/comments on behalf of respondents No. 1 and 2 submitted which is placed on file. Notice be issued to respondent No.3 for reply/comments. To come up for written reply/comment of respondent No.3 on 25.04.2022 before S.B.


(MIAN MUHAMMAD)
MEMBER(E)

25.04.2022

Counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Muhammad Faizan Zeb, SO for official respondents No.1 and 2 present.

Written reply/comments on behalf of official respondents have already been submitted. Notice to respondent No.3 has not been issued. Office is directed to issue notice to respondent No.3 for reply. To come up for written reply/comments of private respondent.No.3 on 14.07.2022 before S.B.


(MIAN MUHAMMAD)
MEMBER(E)

27.01.2022

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant at the outset of his arguments stated that the appellant is aggrieved of the impugned order dated 30.11.2021 whereby he was transferred from the post of SDEO(M) Pubbi, District Nowshera to SDEO(M) Khado khel, District Bunner vice serial No.2 of the notification (private respondent No.3). The said transfer notification has been issued with total disregard to the posting/transfer policy particularly with regard to non completion of normal tenure of two years because the appellant was previously posted as SDEO (M) Pubbi, District Nowshera on 14.10.2020 and as such had hardly completed one year and one month. Moreover, the appellant was assigned the duty of registration officer by the Election Commission of Pakistan on 02.12.2021. The respondent-department, keeping in view directions of the Election Commission of Pakistan dated 09.12.2021, held in abeyance the impugned order vide notification dated 13.12.2021. The appellant also sought departmental remedy through departmental appeal dated 16.12.2021 which was not responded to where-after the appellant submitted the instant service appeal on 18.01.2022. It was further contended that during pendency of the service appeal; corrigendum/notification dated 03.01.2022 has been issued by the respondent-department whereby the impugned order dated 30.11.2021 has been restored to the extent of appellant as well as private respondent No.3.

Appellant Deposited
Security & Process Fee



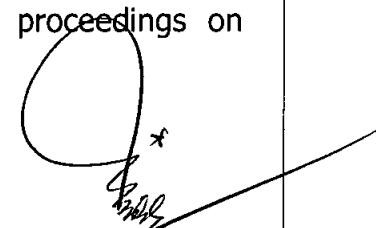
The appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 23.02.2022 before S.B.

(Mian Muhammad)
Member(E)

Form- A
FORM OF ORDER SHEET

Court of _____

Case No.- _____ 62/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	18/01/2022	<p>The appeal of Mr. Raees Khan presented today by Mr. Hamad Hussain Advocate, may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>25/01/22</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
2-	25.01.2022	<p>Clerk of counsel for the counsel present.</p> <p>Former requests for adjournment due to general strike of the bar. Adjourned. To come up for further proceedings on 27.01.2022 before S.B.</p> <p style="text-align: right;"> (Mian Muhammad) Member (B)</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL NO.62...../2022

Raes Khan SDEO (Male) Pabbi District Nowsher under Transfer as
SDEO (Male) Khado Khel District Bunir.

..... Appellant

VERSUS

The Chief Secretary Govt of Khyber Pakhtukhwa Peshawar and
others. ...Respondents

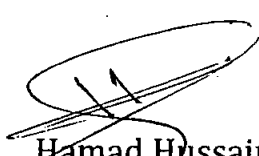
INDEX

S. No	Descriptions of Documents	Annexure	Page
1	Memo of appeal		1-7
2	Application for suspension of impugned notification		8-10
3	Copy of impugned notification	Annexure -A	11
4	Copy departmental appeal	Annexure -B	12-15
5	Copies of ECP letters and transfers Notifications of the appellant different times	Annexure C , D,E ,F,G and H	16-32
6	Wakalatnama		34

Dated:


Appellant

Through


Hamad Hussain

Advocate High court Peshawar
Mobile: 03120952763

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL NO. 62/2022

Raees Khan SDEO (Male) Pabbi District Nowsher under Transfer as
SDEO (Male) Khado Khel District Bunir.

..... Appellant

VERSUS

- 1) The Chief Secretary Govt of Khyber Pakhtukhwa Peshawar.
- 2) Secretary to Govt of Khyber Pukhtunkhwa Elementary & Secondary Education Department, Peshawar.
- 3) Muhammad Sohail SDEO Khado Khel District Bunir under transfer as SDEO Pabbi District Nowshera
...Respondents

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL APPEAL AGAINST THE IMPUGNED NOTIFICATION VIDE NO. SO (SM)/E&SED/7-12021/PT/G/MC/SDEOS DAETD 30TH NOVEMBER 2021 ISSUED BY SECRETARY, GOVERNMENT OF KHYBER PAKHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT PESHAWAR.

PRAYERS:-

MOST HUMBLY PRAYED THAT ON ACCEPTANCE THE INSTANT SERVICE APPEAL, THE IMPUGNED TRANSFER IMPUGNED NOTIFICATION VIDE NO. SO (SM)/E&SED/7-12021/PT/G/MC/SDEOS DAETD 30TH NOVEMBER 2021 ISSUED BY SECRETARY, GOVERNMENT OF KHYBER PAKHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT PESHAWAR. MAY VERY GRACIOUSLY BE DECLARED ILLEGAL, UNLAWFUL AND THE APPELLANT BE RETAINED IN SDEO [MALE] BAPPI DISTRICT NOWSHERA AND RESPONDENT NO. MAY ALSO BE RETAIN AS SDEO [MLAE] KHADOKHEL DISTRICT BUNIR, ANY OTHER

(2)

RELIEF IF DEEMED APPROPRIATE BY THIS HONORABLE TRIBUNAL MAY ALSO BE GRANTED IN FAVOUR OF THE APPELLANT AS AFTER FILING DEPARTMENTAL APPEAL, THE APPELLANT APPROACHED THIS HONORABLE TRIBUNAL WITHIN 15 DAYS AS PER POSTING TRANSFER POLICY CLAUSE -I, IV AND XIII OF THE GOVERNMENT OF KHYBER PAKHTUNKHWA.

Impugned Transfer order date 30/11/2021

Departmental appeal date 16/12/2021

RESPECTFULLY SHEWETH.

My humble submission are as under.

Facts

1. That the appellant is serving as SDEO (Male) in the Elementary and Secondary Education Department Peshawar and presently posted at SDEO (Male) Pabbi District Nowshera.
2. That the appellant is performing his duties with great zeal, enthusiastically and no complaints whatsoever yet have been received against the appellant till during service.
3. That the respondent No 2, Secretary Elementary and Secondary Education Govt. Of Khyber Pakhtukhwa Peshawar issued transfer order of the appellant vide Impugned Notification Vide NO. SO (SM)/E&SED/7 12021/PT/G/MC/SDEOS DAETD 30TH NOVEMBER and the appellant was transferred from SDEO [Male] Pabbi District Nowshera against the respondent No. 3 as SDEO [Male] Khadokhel District Bunir. [Copy of impugned order dated 30/11/2021 is attached as Annex- A]
4. That on 16/12/2021 the appellant preferred departmental appeal to Respondent No. 1 i.e. Chief Secretary Government of Khyber Pakhtunkhwa against his transferred order dated 30/11/2021 but no response yet has

been communicated to the appellant after passing 15 days of Posting Transfer Policy clause-I, IV and XIII of the Government of Khyber Pakhtunkhwa . (Copy of departmental appeal is Annex B).

5. That the is Presently nominated as Registration Officer/ Returning Officer during Local Bodies Election in the Province of Khyber Pakhtunkhwa and on the directions of Election Commission of Pakistan vide its letter NoF.6(5)/2021-DMO-LGE/DMO dated 2nd and 9th December addressed to Secretary Elementary and Secondary Education Department with the directions that the said transfer may be withdrawn under animation to this office because during Election days the ECP was imposed complete ban on posting transfer in the province. [copies of ECP as Annexure -C]
6. That in compliance of the Election Commission of Pakistan vide its letter No. vide its letter No.F.6(5)/2021-DMO-LGE/DMO dated 2nd and 9th December the Secretary Elementary and Secondary Education Department held the impugned transfer notification dated 30/11/201 in abeyance which also and invalid order as the said not been withdrawan in compliance of ECP letters mentioned above which also violation of ECP directions. [copy of held in abeyance notification as Annexure-D)
7. That on 03/01/2022 the Secretary Elementary and Secondary Education Department once a notification Vide NO. SO (SM)/E&SED/7-12021/PT/G/MC/SDEOS and restore its earlier Notification with even number dated 30/11/2021 to the extent of the appellant and private respondent No. 3 i.e Muhammad Sohail SDEO which is also violation of Election Commission directions regarding ban on posting transfers as the appellant is still R.O upto the month of April 2022 in Pabbi Tehsil District Nowshera.
8. That after passing stipulated period [15] days of Posting Transfer Policy clause-I, IV and XIII of the Government of Khyber Pakhtunkhwa, hence the

(4)

present appeal before this Honourable Tribunal on with the following grounds.

Grounds:-

- A. That the transfer of the appellant is unlawful, illegal void ab-initio and against the Law, Rules, Policy as no reasons has been mentioned in the said order because the appellant has been transferred with no reasons/justification. The impugned is not in accordance with law and rules which is liable to be set aside.
- B. Because that the applicant was earlier appointed as Assistant District Education Officer (ADEO BSP-16) in Management cadre through Public Service Commission on pure merit during the year 2011.
- C. That after seven years unblemished and satisfactory performance the applicant was promoted to the post of SDEO (Sub Divisional Education Officer BPS-17) on 26/09/2018 and was posted as SDEO [Male] at Tehsil Matta District Swat vide Notification NO. SO(SM)/E&SED/3-2/2018 DATED 29/10/2018 [copy of order is attached as Annexure -E].
- D. That after three months of the above mentioned notification the services of the applicant i.e [SDEO MANAGEMENT CADRE] place on the disposal of the Directorate of Elementary and Secondary Education and Mr Inayat Ullah HEAD MASTER GHS Manpatai Swat posted as SDEO [Male] Matta Swat against the applicant post vide Notification NO. SO(SM)/E&SED/2-1/2019/POSTING/TRANSFER / GENERAL DATED 23/01/2019 issued by the Secretary, Government Khyber Pakhtunkhwa Elementary and Secondary Education Department.[Copy of notification date 23/1/2019 as Annexure - F].
- E. That on 21/02/20219 vide Notification No. SO(SM)ES&ED /3-2/2018 Promotions of ASDEOs [BS-16] to SDEOs [BS-17] issued by the Secretary Elementary and Secondary Education posted / transferred the applicant as SDEO Daggar Bunir wherein in violation of tenure policy the applicant once

15

again transferred as SDEO from Daggar District Bunir to Tehsil Pabbi District Nowshera vide Notification NO. SO(SM)/E&SED/7-1/2020/Posting /Transfer/MC Dated 14/10/2020. [Copy attached as Annexure- G].

F. That after laps of less than one year the applicant once again transferred from as SDEO from Tehsil Pabbi District Nowshera to khadukhel District Bunir vide Notification No. SO(SM)/E&SED/7-12021/PT/G/MC dated 28/10/2021 but later on notification vide dated has been cancelled by the Secretary ES&E Department vide Notification Vide NO. SO(SM)/E&SED/7-12021/PT/G/MC Dated 8th, November 2021 [copy attached as Annex H].

G. That on dated 30/11/2021 vide Notification NO. SO(SM)/E&SED/7-12021/PT/G/MC/SDEOs the applicant once again transferred from the post of SDEO Male Tehsil Pabbi District Nowshera as SDEO Male Khadukhel District Bunir in violation of transfer posting and tenure policy which is also against the law rules and judgment of august Supreme Court of Pakistan enshrine in Anita Turab vs Federation of Pakistan reported as 2031 PLD SC Page 195.

H. That Likewise, the impugned notification of the department qua transfer of the applicant being not permissible and the same being whimsical, arbitrary and punitive in nature and therefore, in violation of fundamental rights enshrined in Constitution of 1973 and in contravention of Rules and policy, hence, are not sustainable"

I. That the applicant has not been completed his tenure as SDEO Pabbi District Nowshera and the normal period of posting of a Government Servant at a station, according to Rule 21 of the Rules of Business is three years, which has to be followed in the ordinary circumstances, unless for reasons or exigencies of service a transfer before expiry of the said period becomes necessary thus the said transfer without completion of tenure is against the law and rules, constitution and fundamental rights.

6

- J. That the transfer of the applicant is against the Tenure, appointment, promotion and posting/transfer are of utmost importance in the civil service, the same will rightly be considered and treated as part of the terms and conditions of service of a civil servant. If, however, rules and instructions are deviated from and as a result merit is discouraged on account of favoritism, sifarish or considerations other than merit, it should be evident the civil service will not remain independent or efficient in this regard reliance upon Constitution Petition No. 23/2012. Petition by Ms. Anita Turab vs Government of Pakistan etc.
- K. That the transfer of applicant under the orders or directions of Minister for Elementary and Secondary Education Department because in the impugned notification a copy is forwarded to PS to the Advisor to CM for E&SE Department for information thus it shows the political influence is certainly void, unlawful and violative of rules. The relevant dictum of the judgment 1995 PLD SC 530.
- L. That act of the respondents department for issuance of Political influential and without tenure policy transfer is against the law and judgments of supra court relied upon the relevant para of judgment of the Supreme Court of Pakistan 1996 SCMR 1185 titled Hameed Akhtar Niaz vs The Secretary Establishment Division, Government of Pakistan "If the Service Tribunal or Supreme Court decides a point of law relating to the terms of Service of a Civil Servant which covers not only the case of civil servant who litigated, but also of other civil servants, who may have not taken any legal proceedings, in such a case, the dictates and rule of good governance demand that the benefit of such judgment by Service Tribunal/ Supreme Court be extended to other civil servants, who may not be parties to the litigation instead of compelling them to approach the Service Tribunal or any other forum".

It is, therefore humbly requested that on acceptance of the instant departmental appeal the impugned Notification vide no. SO(SM)/E&SED/7-12021/PT/G/MC/SDEOS dated 30th November 2021 issued by Secretary, Government Of Khyber Pakhtunkhwa Elementary and


57

Secondary Education Department may very kindly be set aside and may be declared , illegal, unlawful ab-initio in the light of the above mentioned references, judgments and relevant rules/ policy of posting /transfer.

Any other relief if deemed fit may also be granted which have not been taken in rest of paras of the instant appeal.


Petitioner

Through


(HAMAD HUSSAIN)
Advocate High Court
Peshawar
Mobile 03329122812

Affidavit:-

I, Raees Khan SDEO Male Pabbi District Nowshera do hereby solemnly affirm that the contents of the instant Service Appeal are true correct with the best of my knowledge that no such like appeal has earlier been filed between the parties in this Honourable Tribunal.


DEPONENT



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

SERVICE APPEAL NO./2022

Raees Khan SDEO (Male) Pabbi District Nowsher under Transfer as
SDEO (Male) Khado Khel District Bunir.

..... Appellant

VERSUS

1. The Chief Secretary Govt of Khyber Pakhtukhwa Peshawar.
 2. Secretary to Govt of Khyber Pukhtunkhwa Elementary & Secondary Education Department, Peshawar.
 3. Muhammad Sohail SDEO Khado Khel District Bunir under transfer as SDEO Pabbi District Nowshera
- ...Respondents**

APPLICATION FOR SUSPENTION OF IMPUGNED NOTIFICATION DATED 30/11/2021 WHEREIN THE APPELLANT WAS TRANSFERRED FROMS SDEO MALE PABBI NOWSHARA TO SDEO MALE KHADOKHEL DISTRICT NOWSHERA.

RESPECTFULLY SHEWETH.

Facts.

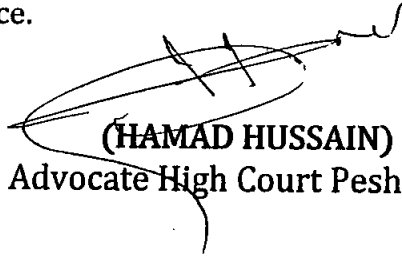
1. That the respondent No 2, Secretary Elementary and Secondary Education Govt. Of Khyber Pakhtukhwa Peshawar issued impugned transfer order of the appellant vide Impugned Notification Vide NO. SO (SM)/E&SED/7-12021/PT/G/MC/SDEOS DAETD 30TH NOVEMBER and the appellant was transferred from SDEO [Male] Pabbi District Nowshera against the respondent No. 3 as SDEO [Male] Khadokhel District Bunir.
2. That during the last four years the appellant was 5 times transferred from one station to other station without reasons/ justification and without completing its tenure of three year which is against the tenure policy and judgments of the august Supreme Court of Pakistan.

3. That the transfer of the appellant is unlawful, illegal void ab-initio and against the Law, Rules, Policy as no reasons has been mentioned in the said order because the appellant has been transferred with no reasons/ justification. The impugned is not in accordance with law and rules which is liable to be set aside.
4. That the applicant has not been completed his tenure as SDEO Pabbi District Nowshera and the normal period of posting of a Government Servant at a station, according to Rule 21 of the Rules of Business is three years, which has to be followed in the ordinary circumstances, unless for reasons or exigencies of service a transfer before expiry of the said period becomes necessary thus the said transfer without completion of tenure is against the law and rules, constitution and fundamental rights.
5. That the transfer of the applicant is against the Tenure, appointment, promotion and posting/transfer are of utmost importance in the civil service, the same will rightly be considered and treated as part of the terms and conditions of service of a civil servant. If, however, rules and instructions are deviated from and as a result merit is discouraged on account of favoritism, sifarishor considerations other than merit, it should be evident the civil service will not remain independent or efficient in this regard reliance upon Constitution Petition No. 23/2012. Petition by Ms. Anita Turab vs Government of Pakistan etc.
6. That the transfer of applicant under the orders or directions of Minister for Elementary and Secondary Education Department because in the impugned notification a copy is forwarded to PS to the Advisor to CM for E&SE Department for information thus it shows the political influence is certainly void, unlawful and violative of rules. The relevant dictum of the judgment 1995 PLD SC 530.
7. That act of the respondents department for issuance of Political influential and without tenure policy transferis against the law and judgments of supra court relied upon the relevant para of judgment of the Supreme Court of

10

Pakistan 1996 SCMR 1185 titled Hameed Akhtar Niazivs The Secretary Establishment Division, Government of Pakistan "If the Service Tribunal or Supreme Court decides a point of law relating to the terms of Service of a Civil Servant which covers not only the case of civil servant who litigated, but also of other civil servants, who may have not taken any legal proceedings, in such a case, the dictates and rule of good governance demand that the benefit of such judgment by Service Tribunal/ Supreme Court be extended to other civil servants, who may not be parties to the litigation instead of compelling them to approach the Service Tribunal or any other forum".

It is, therefore, most humbly prayed that on acceptance of the instant appeal impugned Notification vide no. SO(SM)/E&SED/7-12021/PT/G/MC/SDEOS dated 30th November 2021 issued by Secretary, Government Of Khyber Pakhtunkhwa Elementary and Secondary Education Department may very kindly be suspended till final decision of the instant appeal in norms of natural justice.


(HAMAD HUSSAIN)
Advocate High Court Peshawar

Affidavit:-

I, Raees Khan SDEO Male Pabbi District Nowshera do hereby solemnly affirm that the contents of the instant Service Appeal are true correct with the best of my knowledge that no such like appeal has earlier been filed between the parties in this Honourable Tribunal.


DEPONENT



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 091 922 4441

10
102

Dated Peshawar the November 30, 2021

NOTIFICATION

NO.SOI/SMIE&SED/7-1/2021.P/G/MC/SDEOS : The Competent Authority is pleased to order the transfer of the following Officers of Elementary & Secondary Education Department in the best public interest, with immediate effect:-

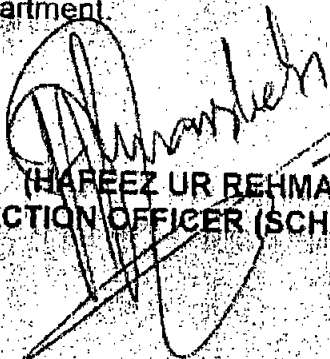
S#	Name & Designation	From	To
1.	Mr. Saeed Mahmood (MC BS-17)	SDEO (Male) Matrung Shangla	SDEO (M) Mandan District Buner against the vacant post.
2.	Mr. Muhammad Sohail (MC BS-17)	SDEO (Male) Khado Khel, District Buner	SDEO (Male) Pabbi District Nowshera vice S No 3.
3.	Mr. Raees Khan (MC BS-17)	SDEO (Male) Pabbi District Nowshera	SDEO (Male) Knado Khel, District Buner vice S.No. 02

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
E&SE DEPARTMENT

Endst. of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male) concerned.
4. District Account Officers concerned.
5. Director, EMIS E&SE Department.
6. PS to Minister for E&SE Department.
7. PS to Secretary E&SE Department.
8. PA to Deputy-Secretary (Admn) E&SE Department.
9. Officers concerned.
10. Office order file.


(HAFEEZ UR REHMAN SHAH)
SECTION OFFICER (SCHOOLS MALE)

To,

The Worthy Chief Secretary,
Government of Khyber Pakhtunkhwa
Peshawar.

18
16/12/2021
LB

Subject **DEPARTMENTAL APPEAL AGAINST THE IMPUGNED NOTIFICATION VIDE NO. SO (SM)/E&SED/7-12021/PT/G/MC/SDEOs DATED 30TH NOVEMBER 2021 ISSUED BY SECRETARY, GOVERNMENT OF KHYBER PAKHTUNKHWA ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT PESHAWAR.**

Respected Sir,

My humble submission as under:-

1. That the applicant was appointed as Assistant District Education Officer (ADEO BSP-16) in Management cadre through Public Service Commission on pure merit during the year 2011.
2. That after seven years unblemished and satisfactory performance the applicant was promoted to the post of SDEO (Sub Divisional Education Officer BPS-17) on 26/09/2018 and was posted as SDEO [Male] at Tehsil Matta District Swat vide Notification NO. SO(SM)/E&SED/3-2/2018 DATED 29/10/2018 [copy of order is attached as Annexure -A].
3. That after three months of the above mentioned notification the services of the applicant i.e [SDEO MANAGEMENT CADRE] place on the disposal of the Directorate of Elementary and Secondary Education and Mr Inayat Ullah HEAD MASTER GHS Manpatai Swat posted as SDEO [Male] Matta Swat against the applicant postvide Notification NO. SO(SM)/E&SED/2-1/2019/POSTING/TRANSFER / GENERAL DATED 23/01/2019 issued by the Secretary, Government Khyber Pakhtunkhwa Elementary and Secondary Education Department.[Copy of notification date 23/1/2019 as Annexure - B].

- 128
4. That on 21/02/2019 vide Notification No. SO(SM)ES&ED /3-2/2018 Promotions of ASDEOs [BS-16] to SDEOs [BS-17] issued by the Secretary Elementary and Secondary Education posted / transferred the applicant as SDEO Daggar Bunir wherein in violation of tenure policy the applicant once again transferred as SDEO from Daggar District Bunir to Tehsil Pabbi District Nowshera vide Notification NO. SO(SM)/E&SED/7-1/2020/Posting /Transfer/MC Dated 14/10/2020. [copy attached as Anex- C].
 5. That after laps of less than one year the applicant once again transferred from as SDEO from Tehsil Pabbi District Nowshera to khadukhel District Bunir vide Notification No SO(SM)/E&SED/7-12021/PT/G/MC dated 28/10/2021 but later on notification vide dated has been cancelled by the Secretary ES&E Department vide Notification Vide NO. SO(SM)/E&SED/7-12021/PT/G/MC Dated 8th, November 2021 [copy attached as Annex D].
 6. That on dated 30/12/2021 vide Notification NO. SO(SM)/E&SED/7-12021/PT/G/MC/SDEOs the applicant once again transferred as SDEO from Tehsil Pabbi District Nowshera to Khadukhel District Bunir in violation of transfer posting and tenure policy which is also against the law rules and judgment of august Supreme Court of Pakistan enshrine in Anita Turab vs Federation of Pakistan reported as 2031 PLD SC Page 195.
 7. That in Management Cadre after fulfilling all the codal formalities as required under the law, while the transferee, who has been posted at his place is belonged to Teaching cadre, so, the precedents and judgments of the Hon' able Courts regarding bifurcation of Management and Teaching Cadres have also been totally ignored by the Elementary and Secondary Education Department so, the precedents and judgments regarding bifurcation of Management and Teaching Cadres have been totally violated therefore the said notification is an illegal and void order , hence may be set aside.
 8. That Likewise, the impugned notification of the department qua transfer of the applicant being not permissible and the same being whimsical, arbitrary and punitive in nature and therefore, in violation of fundamental rights enshrined in Constitution of 1973 and in contravention of Rules and policy, hence, are not sustainable"

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9. That the applicant has not been completed his tenure as SDEO Pabbi District Nowshera and the normal period of posting of a Government Servant at a station, according to Rule 21 of the Rules of Business is three years, which has to be followed in the ordinary circumstances, unless for reasons or exigencies of service a transfer before expiry of the said period becomes necessary thus the said transfer without completion of tenure is against the law and rules, constitution and fundamental rights.

10. That the transfer of the applicant is against the Tenure, appointment, promotion and posting/transfer are of utmost importance in the civil service, the same will rightly be considered and treated as part of the terms and conditions of service of a civil servant. If, however, rules and instructions are deviated from and as a result merit is discouraged on account of favoritism, sifarish or considerations other than merit, it should be evident the civil service will not remain independent or efficient in this regard reliance upon Constitution Petition No. 23/2012. Petition by Ms. Anita Turab vs Government of Pakistan etc.

11. That the transfer of applicant under the orders or directions of Minister for Elementary and Secondary Education Department because in the impugned notification a copy is forwarded to PS to the Advisor to CM for E&SE Department for information thus it shows the political influence is certainly void, unlawful and violative of rules. The relevant dictum of the judgment 1995 PLD SC 530.

12. That act of the respondents department for issuance of Political influential and without tenure policy transfers against the law and judgments of supra court relied upon the relevant para of judgment of the Supreme Court of Pakistan 1996 SCMR 1185 titled Hameed Akhtar Niaz vs The Secretary Establishment Division, Government of Pakistan "If the Service Tribunal or Supreme Court decides a point of law relating to the terms of Service of a Civil Servant which covers not only the case of civil servant who litigated, but also of other civil servants, who may have not taken any legal proceedings, in such a case, the dictates and rule of good governance demand that the benefit of such judgment by Service Tribunal/ Supreme Court be extended to other civil servants,

15

who may not be parties to the litigation instead of compelling them to approach the Service Tribunal or any other forum".

It is, therefore humbly requested that on acceptance of the instant departmental appeal the impugned Notification vide no. SO(SM)/E&SED/7-12021/PT/G/MC/SDEOS dated 30th November 2021 issued by Secretary, Government Of Khyber Pakhtunkhwa Elementary and Secondary Education Department may very kindly be set aside and may be declared , illegal, unlawful ab-initio in the light of the above mentioned references, judgments and relevant rules/ policy of posting /transfer


(Rees Khan)

SDEO (Male) Pabbi District Nowshera

No.F.6(6)/2021-DMO-LGE-REC/DMO
Office of the
District Monitoring Officer

16

Nowshera, the 2nd December, 2021.

To

The Secretary,
Elementary and Secondary Education Department,
Government of Khyber Pakhtunkhwa
Peshawar.

Subject:- REVISED SCHEDULE FOR CONDUCT OF LOCAL GOVERNMENT
ELECTION (FIRST PHASE) IN KHYBER PAKHTUNKHWA.

With reference to the subject cited above and to say that the Election Commission of Pakistan (ECP) in order to ensure conduct of ongoing Local Government Elections in Khyber Pakhtunkhwa honestly, justly and fairly in accordance with law and guard the corrupt practices, directed as under:

iii. Districts in respect of which election schedule of Local Government Elections has been issued, no transfers/postings of the Government Officers and Officials including Autonomous Bodies/Authorities shall be made without prior approval of the Commission till the publication of election results.

2. Whereas, it has recently been brought in knowledge of the undersigned that Mr. Raees Khan, SDEO (Male) (MC BS-17), Tehsil Rabbi, Nowshera being an Assistant Registration Officer working for ECP has been transferred vide your office Notification No SO(SM/E&SED/7-1/2021/RT/G/MC/SDEOs dated 30th November, 2021 (copy enclosed) to District Buner which is a sheer violation of the aforesaid directions of the ECP.

3. In view of the above, it is directed to withdraw aforesaid transfer orders immediately under intimation to this office and no further posting/transfer be made in future in district Nowshera till the culmination of ongoing election process otherwise the matter will be put in knowledge of the Honble Election Commission to proceed further.

Encl: As Above

(A) Abdullah Khalid
Regional Election Commissioner
Cyberabad Division
District Monitoring Officer
Nowshera

No.F.6(5)/2021-DMO-LGE-REC/DMO
Office of the
District Monitoring Officer

Nowshera, the 9th December, 2021.

To

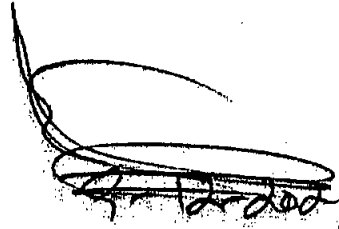
The Secretary,
Elementary and Secondary Education Department,
Government of Khyber Pakhtunkhwa,
Peshawar.

Subject:- **REVISED SCHEDULE FOR CONDUCT OF LOCAL GOVERNMENT ELECTION (FIRST PHASE) IN KHYBER PAKHTUNKHWA.**

In continuation of this office letter of even number dated 2nd December, 2021 on the subject cited above and to say that requisite action has yet not been performed by your office despite lapse of sufficient time and the Competent Authority is pressing hard for the implementation of the Directions of the Election Commission of Pakistan (ECP) in letter and spirit.

2. Your office is once again advised to do the needful immediately as asked for in aforesaid letter under intimation to this office otherwise the matter will be reported to the ECP, Islamabad for taking necessary action against your office, first on the basis of violation of the Directions of the ECP regarding ban on posting/transfer and then deliberate non-compliance of its withdrawal.

3. This may be treated as **Most Urgent.**


(Ali Abdullah Khalid)
Regional Election Commissioner
Hyderabad Division/
District Monitoring Officer
Nowshera



No. F. 5(4) / 2021-E/Rolls:(DEC)
OFFICE OF THE
DISTRICT ELECTION COMMISSIONER
NOWSHERA

18

NOWSHERA
21st October, 2021

- To
1. Mr: Raees Khan,
SDEO (M) Pabbi.
 2. Syed Gul Nawab Shah,
Principial, GHS Daqbesud
 3. Mr: Iftikhar Ahmad Paracha,
ASDEO (M) Nowshera Cantt:
 4. Mr: Haider Ali,
ADEO (Sports)
 5. Mr: Shabir Ahmad,
SDEO (M) Nowshera.
 6. Mr: Shamsul Haad,
ASDEO (M) Circle Akora Khattak.

For Periodical Revision of
Electoral Rolls 2021-22
District Nowshera.

Subject: - PERIODICAL REVISION OF ELECTORAL ROLLS 2021-22/ORIENTATION SESSION FOR ASSISTANT REGISTRATION OFFICERS

Please refer to the subject noted above and to state that one-day orientation session has been arranged for Assistant Registration Officer, on 22nd October, 2021 (Friday) at 10:00 am in the office the undersigned, situated at Durrani Street, Kabul River Colony, Nowshera Kalan, for successful completion of the said activity as per schedule chalked out by the Election Commission of Pakistan, Islamabad.

You are, requested to make it convenient to attend the said session at the date, time & venue positively,

(PERVEZ IQBAL)
District Election Commissioner,
Nowshera 21/10/21

Copy forwarded for information to

1. The Provincial Election Commissioner, Khyber Pakhtunkhwa, Peshawar.
2. The Regional Election Commissioner, Peshawar Division.
3. The District Education Officer (M) Nowshera.

(PERVEZ IQBAL)
District Election Commissioner,
Nowshera 21/10/21

ELECTION COMMISSION OF PAKISTAN

Secretariat, Constitution Avenue, G-5/2
Islamabad, the 21st October, 2021

NOTIFICATION

No.F.12(2)/2021-E/Roll(4).- In exercise of the powers conferred upon it under section 24 of the Elections Act, 2017 and in supersession of this Commission's Notification No.F.12(2)/2017-E/Rolls (2), dated the 10th January, 2018 as amended from time to time, the Election Commission of Pakistan hereby appoints for the purpose of Periodical Revision of Electoral Rolls in the **Province of Khyber Pakhtunkhwa**, the officers specified in columns 2 and 3 of the Schedule given below, to be the Registration Officers and Assistant Registration Officers respectively for electoral areas specified in the corresponding entry in column 4 of the said Schedule:


SCHEDULE

S.N	Registration Officer	Assistant Registration Officer	Jurisdiction
1	2	3	4
District Peshawar			
1	District Election Commissioner, Peshawar	ASDEO, Mathra Circle, GPS, Mathra, Peshawar.	Qilla Shah Baig Zor Mandi Bela Mumandan Garhi Chandan Mera Mushtarika Hameed Qilla/Garhi Sher Dad Dheri Kalley Shaghal Bala Shaghal Payan Sarkhana Nami Bela Baramad Khel Mamun Khatki Kafoor Dheri Sufaid Sung-I Ali Muhammad Banda Sufaid Sung-II Panam Dheri Feroz Pur/Umer Zai Garaha Tajik Kochian Chaghar Matti-I Chaghar Matti-II Garhi Ali Muhammad Bhatian/Shagai Bala Nissata Gul Abad Ali Zai Garanga Bala Bar Bar Charpariza/Shahinda Kaniza Chargala/Sher Abad Ghalji Kander Khel Haji Zai/Mathra Mathra Patwar Bala/Budah Kandar Khel Shahi Payan Shahi Bala-I

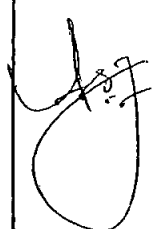
29

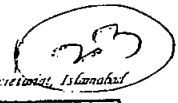
S.N	Registration Officer	Assistant Registration Officer	Jurisdiction		
1	2	3	4		
1			Sangu		
			Sarband-I		
			Sarband-II		
			Wali Abad		
			Pishtakhara Bala		
			Pishtakhara Payan		
			Garhi Sikandar Khan		
			Shaheed Abad		
			Landi Akhoon Ahmad		
			Bazid Khel (Kandi Malakanan)		
			Ahmad Khel		
			Scheme Chowk		
			17	ADEO, Hassan Khel Circle, Peshawar.	Pakhi Bala
					Rokhan Khel
					Ali Khel
					Chandoka Hassan Khel
					Mera Hassan Khel
		Mian Khel			
		Bora			
		Mandal			
		Sama Bababer			
		Barki Janakor			
		Tatki Janakor/Musa Dara			
District Nowshera					
2	District Election Commissioner, Nowshera	1	SDEO, (Primary, Male), Tehsil Pabbi, Nowshera.		
			VC Jabba Daudzai		
			VC Garhi Momin		
			VC Zakhi		
			VC Akbar Pura (I)		
			VC Akbar Pura (II)		
			VC Akbar Pura (III)		
			VC Mufti Ali Shah		
			VC Tarkha		
			VC Khush Muqam		
			VC Titara		
			VC Balu		
			VC Mohib Banda		
			VC Banda Sheikh Ismail		
			VC Kurvi		
			VC Banda Mullahan		
			VC Aman Kot (I)		
			VC Aman Kot (II)		
			VC Aman Kot (III)		
			NC Khudrezi		
NC Pabbi (i)					
NC Pabbi (II)					
NC Khansher Garhi					
			VC Chowki Drub		
			VC Banda Nabi (I)		
			VC Banda Nabi (II)		
			VC Dagi (I)		
			VC Dagi (II)		

(21)

S.N.	Registration Officer	Assistant Registration Officer	Jurisdiction
1	2	3	4
2		2 Principal, GHS Dagbesud, Tehsil Pabbi, Nowshera.	VC Dagi (III)
			VC Pashtoon Garhi
			VC Taru
			VC Qasim
			VC Ali Balg
			VC Babi
			VC Kandi Taza Din
			VC Jabba Khalisa
			VC Chowki Mumraiz
			VC Chand Bibi
			VC Dag Behsood (I)
			VC Dag Behsood (II)
			VC Wazir Garhi
			VC Jaloza Mahal
			VC Jaloza Mera
			VC Jabba Khattak
			VC Shah Kot
			VC Bakhtai
			VC Saleh khana
			VC Dag Ismail Khel (I)
			VC Dag Ismail Khel (II)
			VC Chapari
		VC Spinkhak Dakhell	
		VC Spinkhak Kharaji	
		VC Jarooba	
		VC Kotli	
		Cherat Cantt Ward No. 1	
		Cherat Cantt Ward No. 2	
		3 ASDEO, (Primary, Male), Nowshera Cantt Circle, Nowshera.	VC Aza Khel Bala (1)
			VC Aza Khel Bala (2)
			VC Aza Khel Bala (3)
			VC Aza Khel Payan (1)
			VC Aza Khel Payan (2)
			VC Aza Khel Payan (3)
			VC Aza Khel Payan (4)
			VC Pir Pai (1)
			VC Pir Pai (2)
			VC Pir Pai (3)
			NC Khalil Abad
			NC Ashor Abad
			NC Aman Garh
			VC Khat Killi (Nowshera Khurd)
	VC Manki		
	VC Meraji		
District Election Commissioner, Nowshera	3 ASDEO, (Primary, Male), Nowshera Cantt Circle, Nowshera.	VC Tangi Khattak	
		VC Pahari Katti Khel	
		VC Shekhi	
		VC Spin Kani Kalan	
		VC Ziarat Kaka Sahib	
		VC Spin Kani Khurd	

22

S.N	Registration Officer	Assistant Registration Officer	Jurisdiction	
1	2	3	4	
2			VC Walai	
			VC Manahi	
			VC Badrashi (1)	
			VC Badrashi (2)	
			VC Badrashi (3)	
			VC Badrashi (4)	
			VC Badrashi (5)	
			VC Badrashi (6)	
			VC Dheri Katti Khel	
			Nowshera Cantt: ward No. 1	
			Nowshera Cantt: ward No. 2	
			Nowshera Cantt: ward No. 3	
			Nowshera Cantt: ward No. 4	
			4 ADEO (Sports), O/o DEO (Male), Nowshera.	VC Zara Miana
				VC Turlandi
				VC Pirsabaq (1)
				VC Pirsabaq (2)
				VC Zando Banda
				VC Rashakai (1)
				VC Rashakai (2)
				VC Rashakai (3)
				VC Bara Banda
				VC Kuthar Pan
				VC Mera Kander
				VC Ganderi
				VC Behram Killi
				VC Kalinger
				Risalpur Cantt: ward No. 1
				Risalpur Cantt: ward No. 2
				Risalpur Cantt: ward No. 3
				VC Keshgi Bala-I Batakzai
				VC Keshgi Bala-II (Duran Abad)
		VC Keshgi Bala-III (Tareen Abad)		
		VC Keshgi Bala-IV (Babaji Killi)		
		VC Keshgi Bala-V (Ahmed Nagar)		
		VC Keshgi Payan-I		
		VC Keshgi Payan-II (Saddat Abad)		
		VC Keshgi Payan-III (Hamza Rashaka)		
		NC Dagi Khel		
		NC Allah Yar Khel		
		NC Mana Khel		
		NC Bara Khel		
	District Election Commissioner, Nowshera	4 ADEO (Sports), O/o DEO (Male), Nowshera.	NC Bheram Khan Khel	
			NC Shamer Garhi	
			NC Kabul River	
			VC Kander	
			NC Nawan Killi	
		5 ASDEO, (Primary, Male) Akora Khattak Circle, Nowshera.	VC Katti Miana	
			VC Hisar Tang	
			VC Khairabad	



S.N	Registration Officer	Assistant Registration Officer	Jurisdiction	
1	2	3	4	
2			VC Jabbi	
			VC Inzari	
			VC Toha Gharibpura	
			VC Khan Koi	
			VC Kahi (1)	
			VC Kahi (2)	
			VC Shagai	
			VC Nizampur	
			VC Namal sara toya	
			VC Gharu	
			VC Khawari	
		VC Mali Khel		
		6	SDEO, (Primary, Male) Tehsil Nowshera.	VC Dang Dang
				VC Issori Cheshmai
				VC Surya Khel
				VC Ayub Abad
				VC Al Haq
				NC Eid Gah Akora Khattak (1)
				NC Akora Khattak (2)
				NC Akora Khattak (3)
				NC Akora Khattak (4)
				NC Dheri Khattak (1)
NC Dheri Khattak (2)				
VC Narri Nodeh				
VC Adamzai				
NC Shaidu (1)				
NC Shaidu (2)				
NC Shaidu (3)				
VC Mughulki				
VC Ali Muhammad Mishak				
VC Nandrak				
VC Mian Essa				
VC Misri Banda				
VC Mera Misri Banda				
VC Marhatl Banda				
District Charsadda				
3	District Election Commissioner, Charsadda	1	Assistant Sub Divisional Education Officer, Circle Charsadda at Government Primary School Umar Abad.	
		2	Lecturer in Urdu, Government Post Graduate College, Charsadda.	
	District Election Commissioner, Charsadda	3	Assistant Sub Divisional Education Officer, Circle Shakardhand at Government Primary School Shakar Dhand.	
			NC Islamabad Charsadda-IX, NC Muslimabad Charsadda-X, NC Umarabad Charsadda-XI, VC Chak Nisatta, VC Mera Prang, VC Najim Abad, VC Patwar Miangan VC Sadran, VC Sadaran, VC Dheri Zardad, VC Aziz Abad Boobak, VC Turlandi	
			NC Mirzagan Charsadda-I, NC Qazikhel Charsadda-II, NC Ghari Hameed Gul Mian Charsadda-III, NC Mian Killi Charsadda-IV, NC Yasinzai Charsadda-V, NC Mamakhel, Charsadda-VI, NC Babara Charsadda-VII, NC Azizkhel Charsadda-VIII	
			VC Dargal, VC Kuda Khel, VC Mani Khafa, VC Qalat Naseer, VC Shah Dandh, VC Dosehra, VC Mera Nisatta, VC Chitral, VC Malkadher, VC Ghunda Karkana, VC Khanmai, VC Gul Abad, VC Shakardhand, VC Wardaga, VC Sardheri, VC Sheikho, VC Zareenabad, VC	

1	Registration Officer	2	Assistant Registration Officer	3	Jurisdiction	4
					VC Latifay	
					VC Badraga	
					VC Khushal Ghar	
					VC Ghawar Kalay	
					VC Ghani Dheri	
					VC Kopar Khas	
					VC Muhammad Patay	
District Bajaur						
35	District Election Commissioner, Bajaur	1	Assistant Sub Divisional District Education Officer, Khar Bajaur		Tehsil Khar	
		2	Assistant Sub Divisional District Education Officer, Mamund Bajaur		Tehsil Mamund	
		3	District Education Officer, Chamarkand, Bajaur		Teh: Chamarkand	
		4	Assistant District Education Officer, Salarzai, Bajaur		Tehsil Salarzai	
		5	Deputy District Education Officer, Utman Khel, Bajaur		Teh: Utmankhel	
		6	Principal, GHS Loe Sam, Nawagai, Bajaur		Tehsil Nawagai	
		7	Assistant District Education Officer, (Primary), Barang Bajaur O/o DEO Bajaur		Tehsil Barang	

By Order of the Election Commission of Pakistan

(Asif Ali Yasin)
Director (Electoral Rolls)

To,

The Manager,
Printing Corporation of Pakistan Press,
Islamabad.

[For publication in the Gazette of Pakistan,
Extraordinary (Part-III)]

Copy forwarded for information and necessary action to the Provincial Election Commissioner, Khyber Pakhtunkhwa, Peshawar.

1024
22/10/21

(Asif Ali Yasin) 21/10/2021
Director (Electoral Rolls)



No.F. 16(2)/2021-EIs (PEC)

Dated: October 22, 2021

OFFICE OF THE PROVINCIAL ELECTION COMMISSIONER,
KHYBER PAKHTUNKHWA, PESHAWAR.

Forwarded for information and necessary action to the:-

1. All Regional Election Commissioners, in Khyber Pakhtunkhwa.
2. All District Election Commissioners, in Khyber Pakhtunkhwa, with the direction to hand over a copy of the same to all concerned.

(KHUSHAL ZADA) 22.10.21
Director (Elections)



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
(Phone No. 91-9121311)



Dated Peshawar the December 13, 2021

NOTIFICATION

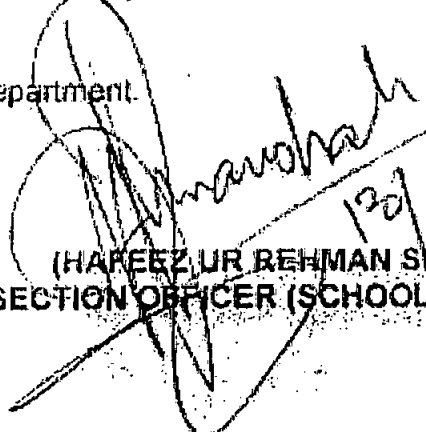
NO.S0/SME&SED/7-1/2021/PT/G/MC/SDEO In pursuance of the directions of Regional Election Commissioner/ District Monitoring Officer Nowshera contained vide letter No. F.6(5)2021-DMO-LEG-REC/DMO dated 09-12-2021, this Department Notification of even number dated 30-11-2021 is hereby held in abeyance to the extent of S.No.2 & 3, till the culmination of ongoing election process.

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
E&SE DEPARTMENT

Endst: of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male) concerned.
4. District Account Officers concerned.
5. Director, EMIS E&SE Department.
6. Regional Election Commissioner Hyderabad Division/District Monitoring Officer Nowshera with reference to his letter cited above.
7. PS to Minister for E&SE Department.
8. PS to Secretary E&SE Department.
9. PA to Deputy Secretary (Admin) E&SE Department.
10. Officers concerned.
11. Office order file.


120/12/2021
(HAFEEZ UR REHMAN SHAH)
SECTION OFFICER (SCHOOLS MALE)

S.No.	Name of Officer	S.No.	Name of Officer
1	Qulm Habib	2	Mehboob Elahi
3	Muhammad Farooq	4	Abdul Qayyum Khan
5	Muhammad Zubair Khan	6	Shamsh-ud-Din Mirz
7	Shamsh-ud-Din Mirz	8	Muhammad Iqbal
9	Muhammad Farid	10	Muhammad Arif
11	Zahid Ullah	12	Shamsh-ud-Din Mirz
13	Muhammad Amir	14	Qulm Habib
14	Muhammad Zubeir	16	Fazal Ishaq
17	Muhammad Reza Khan	18	Muhammad Reza Khan
19	Ali Raza	20	Muhammad Reza Khan
21	Muhammad Iqbal	22	Dilshad Khan
23	Eid Muhammad	24	Muhammad Ahsan
25	Kayd Khan	26	Muhammad Ahsan
27	Sahib Muhammad	28	Mehboob Elahi
29	Muhammad Farooq	30	Qulm Habib
31	Abdul Reza Khan	32	Abdul Wahid
33	Muhammad Farid	34	Muhammad Farid
35	Muhammad Ahsan	36	Muhammad Ahsan
37	Muhammad Ahsan	38	Muhammad Ahsan
39	Muhammad Ahsan	40	Muhammad Ahsan
41	Muhammad Ahsan	42	Muhammad Ahsan
43	Muhammad Ahsan	44	Muhammad Ahsan
45	Muhammad Ahsan	46	Muhammad Ahsan

NO. SO. SM. P. & S. ED. 2-2018/7 (135-16) to S.D. P. & S. ED. 135-17. Consequently upon the recommendation of Departmental Promotion Committee, the Competent Authority/Chief Secretary, Khyber Pakhtunkhwa is pleased to propose the following fifty nine (59) Assistant Sub-Divisional Education Officers/ Assistant District Education Officers (B-16) to the post of Sub-Divisional Education Officers/ Assistant District Directors (B-5-17) (Promotion/ Cadre) in the Elementary & Secondary Education Department on regular basis with immediate effect.

NOTIFICATION

Dated Peshawar the September 26, 2018

SECRETARY AND HEADQUARTERS EDUCATION DEPARTMENT
 Block-A, Opposite M.A.A. House, Civil Secretariat Peshawar
 Phone: 091-9210480, Fax: 091-9211110



Handwritten notes: "Khyber Pakhtunkhwa" and "M.A.A. House"

Handwritten number: 26

271



GOVERNMENT OF KHYBER PAKHTUNKHWA
MINISTRY OF SECONDARY EDUCATION DEPARTMENT
Block "A" Opposite MRA Hostel, Civil Secretariat Peshawar
Phone: 091-9210480, Fax # 091-9211119

47	Races ur Rehman	48	Muhammad Zarf
49	Muhammad Tariq	50	Hamid Rasool
51	Qadir Shah	52	Muhammad Arshad
53	Irshad Khan	54	Syed Attaullah Shah
55	Shahzad Nadeem	56	Habib ur Rehman
57	Abdul Samad	58	Chanzab
59	Raja Bahu Jahangir		

2. In terms of Section 6(2) of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with rule-15(1) of the Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer) rules, 1983 the above named officers, on their promotion, shall be on probation for a period of one year extendable for further one year as per rules.

3. Adjustment of the above named officers shall be notified later on.

SECRETARY
E&SE Department
Khyber Pakhtunkhwa

End of of even No. & Date :-

Copy forwarded to the:

1. Accountant General Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officers (Male) Concerned.
4. District Accounts Officers Concerned.
5. PS to Chief Secretary Khyber Pakhtunkhwa, Peshawar.
6. PS to Minister E&SE Khyber Pakhtunkhwa Peshawar.
7. In-charge EMIS, E&SE Department for uploading in official website.
8. PS to Secretary E&SE Department, Khyber Pakhtunkhwa.
9. Officers concerned.
10. Office order file.

271
10/11/2018
Sub-Div. E&SE
Peshawar

(Signature)
(MIAN HUSSAIN DIN) 10/11/2018
SECTION OFFICER (SCHOOLS MALE)



28

**GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT**

Dated Peshawar the October 29, 2018

NOTIFICATION

NO.SO/SM/E&SED/3-2/2018/Promotion of ASDEOs (BS-16) to SDEOs (BS-17)

Consequent upon their promotion to the post of Sub-Divisional Education Officer Male (BS-17) vide notification of even number dated 26/09/2018, the following SDEOs are hereby posted adjusted on the posts & stations as mentioned against each:

S#	Name of candidate	Posted as
1	Mr. Zia Ullah	Assistant Director (BS-17), Directorate of E&SE
2	Mr. Shah Jehan Khan	Assistant Director (BS-17), Directorate of E&SE
3	Mr. Muhammad Arshad	Assistant Director (BS-17), Directorate of E&SE
4	Mr. Irshad Khan	SDEO (BS-17) Town-IV Peshawar
5	Mr. Muhammad Zahid Khan	Assistant Director (BS-17), Directorate of E&SE
6	Mr. Muhammad Sohail Khan	Assistant Director (BS-17), Directorate of E&SE
7	Mr. Muhammad Atiab	Assistant Director (BS-17), Directorate of E&SE
8	Mr. Imtiaz Khan	SDEO (BS-17) Swat
9	Mr. Muhammad Saleem	SDEO (BS-17) Pabbi Nowshera
10	Mr. Shams-ul-Ishtan Niaz	SDEO (BS-17) Kabal Swat
11	Mr. Muhammad Zubair	SDEO (BS-17) Takhtbai Mardan
12	Mr. Hayat Khan	Assistant Director (BS-17), Directorate of E&SE
13	Mr. Ahmad Ullah	SDEO (BS-17) Spalbadar
14	Mr. Muhammad Anwar	SDEO (BS-17) Mardan
15	Mr. Fazi-e-Khuda	SDEO (BS-17) Khudokhal Buner
16	Mr. Amir Badshah	SDEO (BS-17) Mandan Buner
17	Mr. Fida Muhammad	SDEO (BS-17) Town-III Peshawar
18	Mr. Saliq Muhammad	SDEO (BS-17) Dera Ismael Khan
19	Mr. Abdul Wahab	SDEO (BS-17) Lahore Swat
20	Mr. Muhammad Ahid	SDEO (BS-17) Rajwal Swat
21	Mr. Asif Muhammad	SDEO (BS-17) Kulluh Kurram
22	Mr. Niaz Wali Khan	SDEO (BS-17) Chahil Ziarat

Handwritten signature

**GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT**



53	Mr. Hameed Ullah	SDEO (BS-17) Pals Kohistan
54	Mr. Muhammad Azam	SDEO (BS-17) Sella Sharif Swat
55	Mr. Chohan Samwal	SDEO (BS-17) Bahubhar Dir Lower
56	Mr. Chohan Habib	SDEO (BS-17) Dir Lower
57	Syed Aza Ullah Shah	Assistant Director (BS-17), Directorate of E&SE
58	Mr. Raees Khan	SDEO (BS-17) Mana Swat
59	Mr. Love Pan	SDEO (BS-17) Sheringal Dir Upper

CONSEQUENTIAL TRANSFER

S.No	Name of candidate	Posted as
60	Mr. Muhammad Arif, SS (Economics) BS-17 working as SDEO (M) Town-IV	SS (Economics) BS-17 (HSS Nizampur, Nowshera)
61	Mr. Ghazi Bacha SS (Maths) BS-17 working as SDEO (M), Lahore Swat	SS (Maths) BS-17 (HSS Kabgram - Swabi)
62	Mr. Waqar Muhammad HM BS-17 working as SDEO (M) Kailang Mardan	HM BS-17 (HSS Sohar Abd. Mardan)
63	Mr. Abdul Hameed SS (Islamiat) BS-17 working as SDEO (M) Mardan	SS (Islamiat) BS-17 (HSS Gujrat Garhi, Mardan)
64	Syed Arshad Hussain Shah SS (English) BS-17 working as SDEO (M) Taki Thal, Mardan	Inspector (BS-17) RTE (Male) Mardan
65	Mr. Fazal Khalil SS (English) BS-17 working as SDEO (M) Saidu Sharif, Swat	SS (English) BS-17 (HSS Alandam, Swat)
66	Mr. Inayat Ullah HM BS-17 working as SDEO (M) Mardan Swat	HM BS-17 (HSS Simbal Swat)
67	Mr. Javed Ullah HM BS-17 working as SDEO (M) Charbagh Swat	HM BS-17 (HSS Mingapat Swat)
68	Mr. Lagat Ali HM BS-17 working as SDEO (M) Khwaza Khel Swat	HM BS-17 (HSS Lakul Swat)
69	Mr. Majeed Ullah HM BS-17 working as SDEO (M) Kabal Swat	HM BS-17 (HSS Ghumal Swat)
70	Mr. Muhammad Zahid SS (Statistics) BS-17 working as SDEO (M) Poon Shagla	SS (Statistics) BS-17 (HSS Lival Shagla)

M. A. Khan

(Signature)

36



GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

103	Mr. Homeed Ur Rehman ADEO BS-16 working as Assistant Director, Directorate of E&SE	Services placed at disposal of Directorate E&SE KPK for further posting
104	Mr. Aziz Ul Haq SS (Maths) BS-17 working as Assistant Director, Directorate of E&SE KPK	SS (Maths) BS-17 GHSS Manga Mardan
105	Mr. Hamood Ur Rehman ADEO BS-16 working as Assistant Director BS-17, Directorate of E&SE KPK	Services placed at disposal of Directorate E&SE KPK for further posting.
106	Mr. Azim Khan ADEO BS-16 working as Assistant Director BS-17 Directorate of E&SE KPK	Services placed at disposal of Directorate E&SE KPK for further posting.
107	Mr. Muhammad Ilyas, SDEO BS-17 working as AD BS-17 at Directorate of E&SE	SDEO BS-17 Lachi Kohat
108	Mr. Abdur Rehman, SDEO BS-17 Topi Swabi	Services placed at disposal of Directorate E&SE KPK for further posting.
109	Mr. Shahid Lodan, SDEO (BS-17) Wari Dir Upper	Services placed at disposal of Directorate E&SE KPK for further posting.
110	Mr. Amin Zada, SS (BS-17) GHS Akhwaigram Dir Upper	SDEO (BS-17) Wari Dir Upper

2. No TA/DA is allowed.

SECRETARY

Ends Given No. & Date

Copy forwarded to the:

- 1. Government General, Khyber Pakhtunkhwa, Peshawar.
- 2. Director, E&SE, Khyber Pakhtunkhwa, Peshawar
- 3. District Education Officer (Male) concerned
- 4. District Education Officer (Female) concerned
- 5. BS-17 concerned, Khyber Pakhtunkhwa
- 6. Regional Education Officer, SDEO concerned
- 7. Regional Education Officer, SDEO concerned
- 8. Regional Education Officer, SDEO concerned
- 9. Regional Education Officer, SDEO concerned
- 10. Regional Education Officer, SDEO concerned

With the request to upload it on the website of the Government of Khyber Pakhtunkhwa.

(Signature)
MARSHAL KHAN
DISTRICT EDUCATION OFFICER (SCHOOLS MALE)



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the January 23, 2019

NOTIFICATION

NO.SO(SM)E&SED/2-1/2019/Posting/Transfer/General: The Competent Authority is pleased to order posting/transfer of the following officers of E&SE Department on the posts/stations as mentioned against each, in the interest of public service, with immediate effect:

S#	Name & designation	From	Posted as	Remarks
1	Mr. Zahid, SS English (BS-17)	Under transfer at GHSS No.3 Mingora Swat	SDEO (Male) Charbagh Swat	A.V.P
2	Mr. Inayat Ullah, HM (BS-17)	GHS Manpatai Swat	SDEO (Male) Matta Swat	V.S#3
3	Mr. Raees Khan, SDEO (BS-17) MC	Matta Swat	Services placed at the disposal of Directorate of E&SE for further posting	---
4	Mr. Nadeem Khan, SS English (BS-17)	GHSS Kalam Swat	SS English (BS-17) GHSS No.3 Mingora Swat	V.S#1
5	Mr. Abdul Mastan, SS English (BS-17)	GHSS Utror Swat	HM (BS-17) GHS Gogdara Swat	A.V.P

2. No TA/DA is allowed.

SECRETARY

Endst: of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar
3. District Education Officers (Male), Concerned.
4. District Accounts Officers, Concerned.
5. PS to Advisor to CM for E&SE Department.
6. PS to Secretary E&SE Department, Khyber Pakhtunkhwa.
7. PS to Special Secretary E&SE Department, Khyber Pakhtunkhwa.
8. In-charge EMIS E&SE Department.
9. Officers Concerned.
10. Master File

SECTION OFFICER (SCHOOLS MALE)



(32) G

GOVERNMENT OF KHYBER PAKHTUNKHWA

ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone: 091-9210480, Fax # 091-9211419

Dated Peshawar the February 21, 2019

NOTIFICATION

NO.SO(SME&SED/3-2/2018/Promotion of ASDEOs (BS-16) to SDEOs (BS-17): Consequent upon the recommendation of Departmental Promotion Committee, the Competent Authority/Chief Secretary Khyber Pakhtunkhwa is pleased to promote the following Seventy Eight (78) Assistant Sub-Divisional Education Officers/ Assistant District Education Officers (BS-16) to the post of Sub-Divisional Education Officers/ Assistant Directors (BS-17) (Management Cadre) in the Elementary & Secondary Education Department on regular basis.

2. On their promotion they are posted against the post as mentioned against each, with immediate effect:

S#	Name of Officer	Father Name	Posted as	Remarks
FEMALE				
1)	Mst. Nizakat Tabassum	Attaullah	Services placed at the disposal of Directorate of E&SE for further posting as AD.	---
2)	Mst. Meher Sani	Sikandar Khan	SDEO (F) BS-17 Khanpur Haripur	V.S#77
3)	Mst. Faheem Afshan	Mir Dad Khan	SDEO (F) BS-17 Judba Torghar	A.V.P
4)	Mst. Farhat Yasmeen	Ghulam Yaseen	SDEO (F) BS-17 Tank	A.V.P
5)	Mst. Kalsoom Begum	Shahnawaz Khan	SDEO (F) BS-17 Barikot Swat	A.V.P
6)	Mst. Samina Iftikhar	Iftikhar Ahmad	SDEO (F) BS-17 Puran Shangla	V.S#88
7)	Mst. Zahida Khanum	Haqnawaz Chauhan	SDEO (F) BS-17 Lakki Marwat	V.S#76
8)	Mst. Naila Naz	Ali Gohar	SDEO (F) BS-17 Topi Swabi	A.V.P
9)	Mst. Bibi Haleema Sadia	Muhammad Nasim	SDEO (F) BS-17 Domel Bannu	A.V.P
10)	Mst. Safia Bano	Shamshad Ali	SDEO (F) BS-17 Lahore Swabi	A.V.P
11)	Mst. Gul Farzana	Nawaz Khan	SDEO (F) BS-17 Torkhow Molkhow Chitral	A.V.P
12)	Mst. Shagufta Jabeen	Mufti Dad Khan	SDEO (F) BS-17 Ghazi Haripur	V.S#78
13)	Mst. Samia Ahmad	Bashir Ahmad Paracha	Services placed at the disposal of Directorate of E&SE for further posting as AD.	---
14)	Mst. Tahira Jabeen	Master Ghulam Rasool	SDEO (F) BS-17 Ogi Mansehra	A.V.P
15)	Mst. Nadia Begum	Inayatullah	SDEO (F) BS-17 Bakka Khel Bannu	A.V.P



GOVERNMENT OF KHYBER PAKHTUNKHWA

ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone: 091-9210480, Fax # 091-9211419

99)	Mr. Raees Khan, SDEO (BS-17)	Awaiting posting	SDEO (BS-17) Male Dagar Buner A.V.P	A.V.P
100)	Mr. Faiz-ur-Rehman, HM (BS-17)	Working as SDEO (F) Hassanzai Torghar	HM (BS-17) GHS Chansair Manshehra	A.V.P
101)	Mst. Jannat Khatoon SS Islamiat BS-17	working as SDEO (F) Lachi Kohat	SS Islamiat (BS-17) GGHSS Shakardara Kohat	A.V.P
102)	Mst. Perveen Akhtar H/M BS-17	working as SDEO (F) Babozai Swat	Principal (BS-18) GGHSS Fateh Pur Swat	A.V.P
103)	Mst. Zakia ASDEO (F) BS-16	working as SDEO (F) Charbagh Swat	Services placed at the disposal of Directorate of E&SE for further posting	---
104)	Mr. Muhammad Azam, DDEO (BS-18)	DDEO (Male) BS-18 Battagram	Services placed at the disposal of Directorate of E&SE	---
105)	Mr. Raja Babu Jehangir, SDEO (BS-17)	Working as DDEO (Male) Upper Kohistan	DDEO (Male) Battagram in OPS	V.S#104
106)	Mr. Raees-ur-Rehman, SDEO (BS-17)	Under transfer as SDEO (Male) (BS-17) Kohistan	Retained as SDEO (Male) Judba Torghar to avoid litigation in the HPHC Abbottabad, caused by the w/p against the previous order of Mr. Raees-ur-Rehman.	---
107)	Mr. Raja Sheraz Ahmad, HM (BS-17)	Working as SDEO (BS-17) Judba Torghar	DDEO (Male) Upper Kohistan in OPS	V.S#105

3. In terms of Section 6(2) of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with rule-15(1) of the Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer) rules, 1989 the above named officers, on their promotion, shall be on probation for a period of one year extendable for further one year as per rules.

4. **No TA/DA is allowed.**

SECRETARY
E&SE Department
Khyber Pakhtunkhwa

Endst: of even No. & Date :-

Copy forwarded to the:


1. Accountant General Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, and hereby directed to furnish the proposal of posting/adjustment in r/o the Teaching Cadre officers working against the post of Management Cadre vide S#1, 13, 41, 46, 53, 62, 63, 64, 68 & 71 for further posting in pursuance of the above adjustment.



GOVERNMENT OF KHYBER PAKHTUNKHWA

ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone: 091-9210480, Fax # 091-9211419

4. District Accounts Officers Concerned.
5. PS to Chief Secretary Khyber Pakhtunkhwa, Peshawar.
6. PS to Minister E&SE Khyber Pakhtunkhwa Peshawar.
7. In-charge EMIS, E&SE Department for uploading at official website.
8. PS to Secretary E&SE Department, Khyber Pakhtunkhwa.
9. Officers concerned.
10. Office order file.


21-02-19
for SECTION OFFICER (SCHOOLS MALE)



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the October 14, 2020

NOTIFICATION

NO.SQ(SME&SED)-1/2020/Posting/Transfer/SIC: On the recommendations of the Placement Committee, made in its meeting held on 14.10.2020, the Competent Authority has been pleased to order posting/transfer of the following SDEOs on the posts/stations as mentioned against each, in the public interest, with immediate effect:

S#	Name of officer	From	Posted as	Remarks
1.	Mr. Raees Khan, SDEO (MC BS-17)	SDEO Male Daggar Buner	SDEO (BS-17) Male Pabbi Nowshera	V.S#6
2.	Mr. Shabir Ahmad SDEO (MC BS-17)	SDEO Male Rustam Mardan	SDEO (BS-17) Male Nowshera	V.S#4
3.	Mr. Adil Muhammad SDEO Male (MC BS-17)	SDEO Male Khado Khel Buner	SDEO (BS-17) Male Jahangira Nowshera	V.S#5
4.	Mr. Imtiaz Khan SDEO (MC BS-17)	SDEO Male Nowshera	SDEO (BS-17) Male Rustam Mardan	V.S#2
5.	Mr. Muhammad Sohail SDEO (MC BS-17)	SDEO Male Jahangira Nowshera	SDEO (BS-17) Male Khado Khel Buner	V.S#3
6.	Mr. Yousaf Shah, ASDEO (MC BS-16)	Working as SDEO (BS-17) Pabbi Nowshera in OPS	Services placed at the disposal of Directorate of E&SE for further posting	--

2. No TADA is allowed.

SECRETARY

Encl: of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar
3. District Education Officers (Male), Concerned.
4. District Accounts Officers, Concerned.
5. PS to Secretary E&SE, Department, Khyber Pakhtunkhwa.
6. PS to Minister for E&SED, Khyber Pakhtunkhwa.
7. PA to Additional Secretary (Estab), E&SE Department.
8. PA to Deputy Secretary (Admn), E&SE Department.
9. Director EMIS E&SE Department.
10. Officers concerned.
11. Master file.

(MUJEEB UR REHMAN)
SECTION OFFICER (SCHOOLS MALE)

3/11/2015

36

(H)

SURINAMALIE LITHIËLISIE The Commission Authority is pleased to order the transfer of the following Officers of Management Cadre of Elementary & Secondary Education Department in the best public interest, with immediate effect.

No	Name & Designation	From	To
1	Mr. Manuwend Soenen (ASD HS 11)	2(2-1) (Male) District School District Humber	01(2-1) (Male) District School District Humber via 5. HS 01
2	Mr. Manuwend Soenen (ASD HS 11)	2(2-1) (Male) District School District Humber	01(2-1) (Male) District School District Humber via 5. HS 01

**SECRETARY TO GOVT OF KUYURI PARITIKAWA
E&SE DEPARTMENT**

Order No. 110/15 Date

Copy forwarded to the

1. Secretary General, Kuyuri Paritikawa Paritikawa
2. Director, E&SE Kuyuri Paritikawa, Paritikawa
3. District Education Officer (Male) concerned *School*
4. District Education Officers Concerned
5. Director, EMIS E&SE Department
6. PS to Minister for E&SE Department
7. PS to Secretary E&SE Department
8. PA to Deputy Secretary (Admin) E&SE Department
9. Offices concerned
10. Office order file

[Handwritten Signature]
 (NAFEEZ UR REHMAN SHAI)
 SECTION OFFICER (SCHOOLS MALE)

37 H

BETTER COPY

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SCONDDARY EDUCATION DEPARTMENT
DATED OCTOBER.28/2021

Notification:-

No SO(SM)/E&SED/7-12021/PT/G/MC. The competent Authority is pleased to order the transfer of the following officers of Management Cadre of Elementary and Secondary Education in the best interest of public interest with immediate effect.

S.No.	Name and Designation	From	To
1	Muhammad Sohail MC [BS-17]	SDEO (Male) Khadokhel District Bunir	SDEO (Male) Pabbi District Nowshera vice S.No. 2
2	Raees Khan MC [BS-17]	SDEO (Male) Pabbi District Nowshera	SDEO (Male) Khadokhel District Bunir Vice S.No.1

SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
ES&E DEPARTMENT

Endst No. & dated Even

Copy forwarded to the

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. Director ES&E Khyber Pakhtunkhwa Peshawar.
3. District Education Officer Male Concerned.
4. District Accounts Officer Concerned.
5. Director EMIS ES&E Peshawar.
6. PS to Minister for ES&D Department.
7. PS to Secretary ES&E Department.
8. PA to Deputy Secretary (Admin) ES&E Department.
9. Officers concerned.
10. Office Order file.

(HAFEEZ UR REHMAN SHAH)
SECTION OFFIER SCHOOLS (MALE)



GOVERNMENT OF KHYBER PAKHTUNKHWA
 ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
 Block 'A' Opposite MPA's Hostel, Civil Secretariat Peshawar
 Phone: 32-100-729531

(17)

(37)

Dated Peshawar the November 08, 2021

NOTIFICATION

NO. SO(SM)E&SED/7-1/2021/PT/MC

The Competent Authority is pleased to cancel this Department Notification of even number dated 26-10-2021 with immediate effect in the best public interest.

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
 E&SE DEPARTMENT

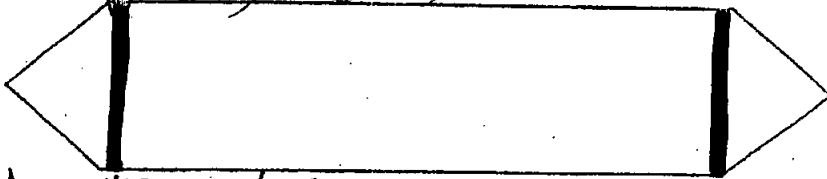
Endst. of even No. & Date

Copy forwarded to the

1. Accountant General, Khyber Pakhtunkhwa Peshawar
2. Director, E&SE Khyber Pakhtunkhwa Peshawar
3. District Education Officer (Male) concerned
4. District Account Officers, Concerned
5. Director, EMIS E&SE Department
6. PS to Minister for E&SE Department
7. PS to Secretary E&SE Department
8. PA to Deputy Secretary (Admin) E&SE Department
9. Mr. Muhammad Sohail MC (BS-17) SDEO (M) Pabbi District Nowshera
10. Mr. Raees Khan MC (BS-17) SDEO (M) Khando Khel District Buner
11. Office order file

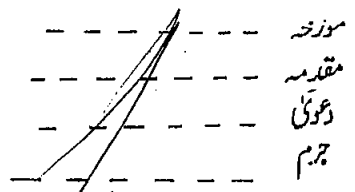
(HAFFEEZ UR REHMAN SHAH)
 SECTION OFFICER (SCHOOLS-MALE)

بعدالت مسرور مس در لہو کا



و مس 6 بنام

صیف سلیری و لیس



باعث تحریر آنگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی اور کارروائی متعلقہ
آن مقام کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز
دیکھل صاحب کو راشی نامہ کرنے و تقرر ثالثہ فیصلہ برحلاف دیئے جواب دہی اور اقبال دعویٰ اور
بسورت ڈگری کرنے اجراء اور صولی چیک و روپیہ از عرشہ دعویٰ اور درخواست ہر قسم کی تصدیق
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برادگی اور مشورتی
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ یا اختیارات حاصل ہوں گے اور اس کا ساختہ
پروا ختم منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر چاہانہ التوائے مقدمہ کے سبب سے ہوگا۔
کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
مذکورہ کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

المرقوم 17 ماہ 1 2022

بمقام کے لئے منظور ہے۔

مسٹر 6 بنام

"B"

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

No.

Appeal No..... 62 of 20 .

..... Faees Khan Appellant/Petitioner
Versus

..... Chief. Secy. Pesh Respondent
Respondent No..... 3


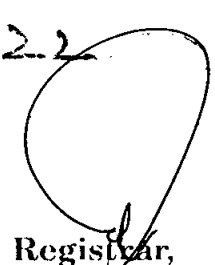
Notice to: — Mohd Sohail SDEO Khado Khel
Dist Buner under transfer SDEO Pubbi

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on..... at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is ~~attached~~. Copy of appeal has already been sent to you vide this office Notice No..... dated.....

Given under my hand and the seal of this Court, at Peshawar this..... 14
Day of..... 20



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

SB

Appeal No. *62* of 20 *22*

..... *Raees Khan* Appellant/Petitioner

Versus

..... *The Chief Secy., Govt. of KPK, Peshawar* Respondent

Respondent No. *(3)*

Notice to: — *Muhammad Sohail SDEO Khado Khel District Bunir under transfer as SDEO Pabbi District Nowshera*

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on..... *19/07/2022* 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.....*5th*.....

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.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR .

S.A.# 62/2022

Raees Khan SDEO (Male) Pabbi District Nowshehra (Appellant)

VERSUS

The Chief Secretary Govt. of Khyber Pakhtunkhwa & others..... (Respondents)

PARAWISE COMMENTS FOR & ON BEHALF OF THE RESPONDENTS 01 & 02

Respectfully Sheweth,

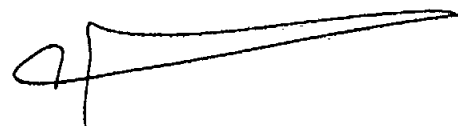
The Respondents submit as under:-

Preliminary Objections: -

- 1 That the appellant has got no cause of action/locus standi.
2. That the appellant has concealed the material facts from this Hon'able Tribunal.
- 3 That the appellant has not come to this Hon'albe Tribunal with clean hands.
4. That the appellant has filed the instant appeal with malafide intension just to pressurize the respondents for gaining illegal service benefits.
- 5 That The present appeal is liable to be dismissed fro mis-joinder & non joinder of necessary and proper parties.
- 6 That the instant appeal is against the prevailing law & rules.
- 7 That the appellant is estopped by his own conduct to file the instant appeal.
- 8 That the instant appeal is not maintainable in its present form and also in the circumstances of the issue.
9. That this Hon'able Tribunal has got no jurisdiction to entertain the instant service appeal, as no Departmental Appeal has been filed by the Appellant.
10. That the appellant is not an aggrieved person.
11. That the appeal is barred by Law.

FACTS.

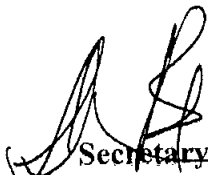
- 1-2. Para no 1-2 Pertains to service record of the appellant.
3. That the appellant was transferred from SDEO (Male) Pabbi Dist. Noshera to SDEO (Male) Kando Khel, District Buner via notification dated 30-11-2021 (Annex-A). Respondent No. 03 was transferred from SDEO(Male) Kando Khel District Buner to SDEO (Male) Pabbi District Noshera vide same notification.
4. Incorrect. No departmental appeal has been submitted by the appellant to this department hence violated Section 04(a) of the Khyber Pakhtunkhwa Service Tribunal Act and the instant appeal is liable to be dismissed on this ground.
5. That the notification dated 30-11-2021 was held in abeyance to the extent of S. No. 2 &3, till culmination of elections, via notification dated 13-12-2021 (Annex-B).
6. Already explained in Para 05.
7. Already explained in Para 05.
8. Incorrect. Already explained in Para 04 of Facts.



GROUNDS.

- A. Incorrect, hence denied. According to Section 10 of Khyber Pakhtunkhwa Civil Servant Act 1973, the appellant being Civil Servant is liable to serve anywhere in the province.
- B. Pertains to service record of the appellant.
- C. Pertains to service record of the appellant.
- D. Pertains to service record of the appellant.
- E. Pertains to service record of the appellant.
- F. Pertains to service record of the appellant.
- G. Pertains to service record, however, the appellant did not file any appeal against the said transfer and he is not aggrieved person. .
- H. Incorrect, hence denied. Detail reply is given in Paras 3 to 5 ibid.
- I. As explained in Para A.
- J. Incorrect. As explained above.
- K. Incorrect. That a copy is made in notification to the approving authority.
- L. Already discussed in proceeding paras.

In view of the above made submissions, it is therefore, most humbly prayed that this Hon'able Tribunal may very graciously be pleased to dismiss the appeal with cost in favour of the Respondents.


Secretary
E&SE Department.
Govt: of Khyber Pakhtunkhwa



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block "A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 091 922 5519

(A)

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KAD

Dated Peshawar the November 30, 2021

NOTIFICATION

NO.SOI/SM/E&SE/D/7-1/2021/PLG/MC/SDEOS: The Competent Authority is pleased to order the transfer of the following Officers of Elementary & Secondary Education Department, in the best public interest, with immediate effect:-

S#	Name & Designation	From	To
1.	Mr. Saeed Mahmood (MC BS-17)	SDEO (Male) Matrung Shangla	SDEO (M) Mandan District Buner against the vacant post.
2.	Mr. Muhammad Sohail (MC BS-17)	SDEO (Male) Khado Khel, District Buner	SDEO (Male) Pabbi District Nowshera vice S No 3.
3.	Mr. Raees Khan (MC BS 17)	SDEO (Male) Pabbi District Nowshera	SDEO (Male) Knado Khel, District Buner vice S.No. 02

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
E&SE DEPARTMENT

Encls. of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male) concerned.
4. District Account Officers concerned.
5. Director, EMIS E&SE Department.
6. PS to Minister for E&SE Department.
7. PS to Secretary E&SE Department.
8. PA to Deputy Secretary (Admn) E&SE Department.
9. Officers concerned.
10. Office order file.

(HAFAEEZ UR BEHMAN SHAH)
SECTION OFFICER (SCHOOLS MALE)



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT
Block-"A" Opposite MPA's Hotel, Civil Secretariat Peshawar
Phone No: 011-2221511

(B)

(S)

Dated Peshawar the December 13, 2021

NOTIFICATION

NO.SO(SM)E&SE/17-1/2021/P/DC/MC/SDEO&: In pursuance of the directions of Regional Election Commissioner/ District Monitoring Officer Nowshera contained vide letter No. F 6(5)2021-DMO-LEG-REC/DMO dated 09-12-2021, this Department Notification of even number dated 30-11-2021 is hereby held in abeyance to the extent of S.No.2 & 3, till the culmination of ongoing election process.

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
E&SE DEPARTMENT

Endst: of even No. & Date

Copy forwarded to the

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male) concerned.
4. District Account Officers concerned.
5. Director, EMIS E&SE Department.
6. Regional Election Commissioner Hyderabad Division/District Monitoring Officer Nowshera with reference to his letter cited above.
7. PS to Minister for E&SE Department
8. PS to Secretary E&SE Department.
9. PA to Deputy Secretary (Admin) E&SE Department.
10. Officers concerned.
11. Office order file.


(HAFEEZ UR REHMAN SHAH)
SECTION OFFICER (SCHOOLS MALE)
12/12/2021