

22<sup>nd</sup> June, 2022

Counsel for the appellant present and submits that against impugned order dated 07.02.2022 regarding transfer of the appellant from GGHS Sudher Swabi to GGHS Tano Swabi, the appellant filed departmental appeal on 08.02.2022. The appellant first filed service appeal on 30.03.2022 which was returned to the appellant for submission after its maturity, hence, the present appeal on 07.06.2022. This appeal appears to be within time and is admitted to full hearing subject to all just and legal objections by the other side. The appellant is directed to deposit security and process fee and security within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 10.08.2022 before S.B.

Rs-700/-  
Appellant Deposited  
Security & Process Fee  
A. Arshad Khan  
27/6/22





(Kalim Arshad Khan)  
Chairman

Form- A

FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No.- \_\_\_\_\_ 884/2022 \_\_\_\_\_

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	07/06/2022	<p>The appeal of Mst. Rukhshanda resubmitted today by Mr. Daris Khan 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-	14.6.22	<p>This case is entrusted to Single Bench at Peshawar for preliminary hearing to be put there on <u>22.6.22</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;"> CHAIRMAN</p>

This is an appeal filed by Mst. Rakhshanda today on 30/03/2022 against impugned order dated 07-02-2022 against which he preferred/made departmental appeal/ representation on 08.02.2022 the period of ninety days is not yet lapsed as per section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, which is premature as laid down in an authority report as 2005-SCMR-890.

As such the instant appeal is returned in original to the appellant/Counsel. The appellant would be at liberty to resubmit fresh appeal after maturity of cause of action.

No. 822/ST,

Dt. 31-3-2022.

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Daris Khan Adv. Pesh.

Note: 03.06.22

*Cause of action is matured  
therefore resubmitted*

  
Daris Khan ASC.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,**  
**PESHAWAR.**

S.A.No. 8861 /2022

Mst.Rakhshanda .....Appellant

Versus

Govt. of KPK through Secretary Education & others:.....Respondents

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Ra Rakhshanda  
Appellant

Through:

**Daris Khan**  
Advocate, High Court

(1)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,**  
**PESHAWAR.**

S.A. No. \_\_\_\_\_/2022

Mst. Rakhshanda D/O Rosham Khan  
(Senior Theology Teacher BPS-16 GGHS Sudher, Swabi)  
R/O Yar Hussain Tehsil Lahor District Swabi.....Appellant

VERSUS

1. Government of Khyber Pakhtunkhwa, through Secretary Education, Peshawar.
2. District Education Officer (Female), Swabi.
3. Director E & SE Khyber Pakhtunkhwa, Peshawar
4. Assistant Director (Estab) Female (E&SE) Khyber Pakhtunkhwa, Peshawar.
5. Mst.Safia TT \BPPS-15, GGHS Tano Swabi.....Respondents

\_\_\_\_\_  
SERVICE APPEAL UNDER SECTION 4 OF THE  
SERVICES TRIBUNAL ACT, 1974

Respectfully Sheweth:

1. That the appellant is appointed as Theology Teacher (BPS-15 and promoted to as Senior Theology Teacher BPS-16 and adjusted at GGHS Sudher, District Swabi vide adjustment order dated 12.1.2022. (Copy of Adjustment order dated 12.01.2022 as annexure A).
2. That the appellant took charge on 12.01.2022 at GGHS Sudher, Swabi and still rendering services at the same seat devotedly, punctually and upto the mark. (Copy of Certificate of transfer of charge is annexed as B).
3. That consequent upon approval of authority the transfer of TT/STT was mutually transferred on their own pay and scale with immediate effect, vide office order dated 07.02.22 endst. No.2893.96/ F.No.General Transfer. (Copy of the office order is annexed as annexure C).

4. That the appellant neither filed an application for mutual transfer nor the Theology Teacher BPS-15 can render services at the place of Senior Theology Teacher BPS-16.
5. That being aggrieved from the aforementioned office order the appellant filed an application on 08.02.2022 which met dead response. (Copy of application dated 08.02.2022 is annexed as annexure D).
6. That appellant approached hon'ble Peshawar High Court, Peshawar for redressal of her grievances which was disposed of vide order dated 18.02.2022. (Copy attached as Annexure "E").
7. That feeling aggrieved from the aforementioned impugned office order the appellant have no other adequate and efficacious remedy hence approached this Hon'ble Tribunal for the redressal of her grievance on the following ground amongst others;

GROUNDS:

- A. That the impugned order is against law, rules and policy.
- B. That the appellant is rendering services against the post of BPS-16 and the respondents tried to adjust the Theology Teacher BPS-15 on the said post which is illegal and unlawful.
- C. That the appellant has not filed any application for mutual transfer therefore, the impugned order is based on political bias and motivation hence the same is against the will and valuable rights of the appellant.
- D. That the appellant has not been treated in accordance with law and has been discriminated against which is violation of Article 4 and 25 of the constitution of Islamic Republic of Pakistan, 1973.
- E. That the fundamental rights of the appellant have been infringed therefore the appellant have every right to invoke the jurisdiction of this honorable Tribunal for the redressal of her grievances.

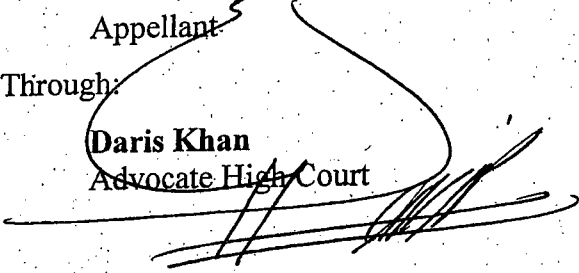
3

- F. That the impugned notification/ order is based on favoritism, malafide and premature and issued in violation of law, rule and policy.
- G. That the impugned office order is illegal, unlawful, void ab-initio, without lawful authority.
- H. That the appellant craves permission to agitate any point / ground at the time of arguments.

It is therefore humbly prayed that on acceptance of this appeal, the impugned office order dated 07.02.2022 may kindly be declared as illegal, unlawful, whimsical and against law, rules and policy be cancelled and the appellant may be retained at the same post and station at Government Girls High School, Sudher, Swabi.

Any other relief which this Hon'ble Court deems appropriate in the circumstances of the case may also be granted in favour of appellant.

Appellant  
Through:  
**Daris Khan**  
Advocate High Court



(4)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,**  
**PESHAWAR.**

S.A.No. \_\_\_\_\_/2022

Mst.Rakhshanda .....Appellant

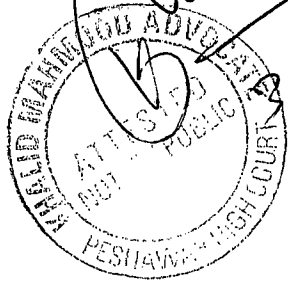
Versus

Govt. of KPK through Secretary Education & others

.....Respondents

**AFFIDAVIT**

I, **Mst.Rakhshanda d/o Rosham Khan** (Senior Theology Teacher BPX-16 GGHS Sudher, Swabi) R/o Yar Hussain Tehsil Lahor District Swabi do hereby affirm and declare on oath that the contents of the accompanying **Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



*Rakhshanda*  
Deponent



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**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,**  
**PESHAWAR.**

S.A.No. \_\_\_\_\_/2022

Mst.Rakhshanda .....Appellant

Versus

Govt. of KPK through Secretary Education & others.....Respondents

APPLICATION FOR SUSPENSION OF  
OPERATION OF IMPUGNED OFFICE ORDER  
DATED 07.02.2022 TILL THE FINAL DISPOSAL  
OF THE INSTANT APPEAL.

***Respectfully Sheweth;***

- 1) That the above noted appeal is being filed before this Hon'ble Tribunal in which no date has yet been fixed.
- 2) That grounds of appeal may be read as part and parcel of this application.
- 3) That a prima facie arguable case exists in favour of petitioner and is sanguine about its success.
- 4) That balance of convenience also lies in favour of petitioner.
- 5) That if the operation of the impugned order is not suspended, petitioner will suffer an irreparable loss.

It is, therefore, humbly prayed that on acceptance of this application, operation of impugned office order dated 07.02.2022 may kindly be suspended till the final disposal of the instant appeal.

*Rakhshanda*  
Appellant

Through:

**Daris Khan**  
Advocate High Court

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**BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,**  
**PESHAWAR.**

S.A.No. \_\_\_\_\_/2022

Mst.Rakhshanda .....Appellant

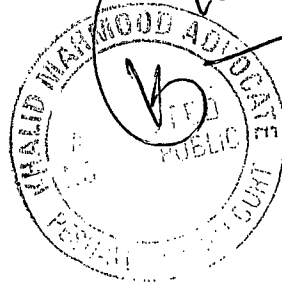
Versus

Govt. of KPK through Secretary Education & others

.....Respondents

**AFFIDAVIT**

I, **Mst.Rakhshanda d/o Rosham Khan** (Senior Theology Teacher BPX-16 GGHS Sudher, Swabi) R/o Yar Hussain Tehsil Lahor District Swabi do hereby affirm and declare on oath that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



30-3-22  
Rakhshanda  
Deponent



Annex A (7)

# DISTRICT EDUCATION OFFICE (FEMALE) SWABI

(Office Phone & Fax No 0938280239, [emisfswabi@yahoo.com](mailto:emisfswabi@yahoo.com))

## ADJUSTMENT ORDER

Consequent upon the Notification issued by the Director E&SE Khyber Pakhtunkhwa Peshawar under Endst. No. 1251-55/ A-17/DPC-2021/Swabi Promotior Senior Teachers (BPS-16) Dated Peshawar the 31-12-2021, the following female CT & TT are hereby promoted to Senior CT & Senior TT and adjusted at the schools noted against each in BPS-16 (Rs. 18910-1520-64510) plus usual allowances as admissible under the rules on regular basis under the existing policy of the provincial Govt. on the terms and conditions given below with immediate effect.

S.No	Name of Teacher & Designation	Present place of posting	Name of school where adjusted	Remarks
ITEM No. 1		CT TO S.CT		
1)	Parveen Bano	GGHS kabgani	GGHS Kabgani	AVP
2)	Samia khanum	GGHS Bazar Tordher	GGHSS Jalbai	AVP
3)	Nighat Yasmeen	GGMS Kandro Maneri	GGCMS Swabi	AVP
4)	Robia Tariq	GGHS BEKA	GGHS Beka	AVP
5)	Hashmat Bibi	GGHS Manki	GGHS Manki	AVP
<del>6)</del>	<del>Rakhshanda Begum</del>	<del>GGHSS Lahor</del>	<del>GGHS Lahor</del>	<del>AVP</del>
7)	Saddiqa Begum	GGHSS Dodher	GGHS Yousafi	AVP
8)	Nazneen Farooqi	GGHS Utlā	GGHS Maini	AVP
9)	Salma Ghufuran	GGMS MUSA BANDA	GGHS Shah Mansoor	AVP
10)	Bibi Haleema	GGMS MARGHUZ	GGHS Marghuz	AVP
11)	Fatima Bibi	GGMS Marghuz	GGHS Bamkhel	Vic S.No-5
12)	Naheed kousar	GGHSS Zarobi	GGHS Zarobai	AVP
13)	Arifa Naz	GGMS Gani Chatra	GGHS Gandaf	AVP
14)	Samia	GGHS Tordher	GGHS Tordher	AVP
15)	Begum	GGHS Sheikh Dheri	GGHS Shiekh Dheri	AVP
16)	Robina	GGHS MALIK ABAD	GGHS Malak Abad	AVP
17)	Shamim Sultana	GGHS BAMKHEL	GGHs Bamkhel	AVP
18)	Farhad Asad	GGMS DARA	GGCMS Swabi	AVP
19)	Naseem	GGHS DOBIAN	GGHS Sard Cheena	AVP
20)	Minhas Begum	GGHSS KUNDA	GGCMS Swabi	AVP
21)	Sabeena Begum	GGHSS KALU KHAN	GGHS Kalu dher	AVP
22)	Robi Tabassum	GGHS Sheikh Dheri	GGHS Sheikh Dheri	AVP
23)	Anjum Ara	GGHS KALABAT	GGHS Kalabat	AVP
24)	Aafia Aslam	GGHS Gar Munara	GGHS Gar Munara	AVP
25)	Nageena Begum	GGMS Seri Marghuz	GGHS Baja	AVP
26)	Maryam Shazia	GGMS Tordher	GGHS Tano	AVP
27)	Shazia Begum	GGHS Sarwar Sha koti	GGHS Salim khan	AVP
28)	Ruqaya Naz	GGHSS Topi	GGHSS Topi	AVP
29)	Hameeda Naz	GGHSS Lahor	GGHS Lahor Sharqi	AVP
30)	Farkhanda	GGHS Sheikh Dheri	GGHS Shahmansoor	AVP
31)	Bakht Zari	GGHSS LAHOR	GGHS Jalsai	AVP
32)	Nageena Begum	GGHS AMBAR	GGHS Hund	AVP

~~TESTED~~

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35)	Shazia Begum	GGHS Anbar	GGHSS Anbar	AVP
36)	Naseem Taj	GGHSS Lahor	GGHSS Lahor	AVP
37)	Shahnaz Gul	GGHS Tordher	GGHS Tordher	AVP
38)	Iram Naz	GGHSS Kotha	GGHS Batakara	AVP
39)	Zaib un Nisa	GGMS MUSA BANDA	GGHS Jalabi	AVP
40)	Shaheen Nusrat	GGHS MANKI	GGHS Maniki	AVP
41)	Samina Bibi	GGHS BAZAR	GGHS Tordher Bazar	AVP
42)	Gulsum	GGMS LAHOR	GGHS Lahor sharqi	AVP
43)	Sadia Kosar	GGMS Tordher	GGHS Tano	AVP
44)	Saima Jamshed	GGHSS KALABAT	GGHSS Maini	AVP
45)	Ranaz Ajmal	GGHS Beka	GGHS Beka	AVP
<b>ITEM No.2</b>		<b>TT to STT</b>		
1.	Rakhshanda CT	GGHS Sudher	GGHS Sudher	AVP

**Consequential posting Transfer:**

S.No	Name of teacher & Designation	Present Place of posting	Name of school where Adjusted	Remarks
1.	Farzana Shaheen CT	GGHS Gandaf	GGHSS Kotha	Vice S.No.38
2.	Asmat Bibi CT	GGHS Tano	GGHS Bazar tordher	Vice S.NO.2
3.	Shbeena naz CT	GGHS Beka	GGHSS Kunda	Vice S.No.20
4.	Qudsia CT	GGHS Lahor sharqai	GGMS Tordher	Vice S.No.43
5.	Nuhzat Zohar SCT	GGHS Bamkhel	GGHS Jhanda	AVP
6	Bibi Khadija CT	GGHS Haryan	GGHS Anbar	Vice S.No.32

**TERMS & CONDITIONS:**

- They would be on probation for a period of one year extendable for another one year.
- They will be governed by such rules and regulations as may be issued from time to time by the Govt.
- Their services can be terminated at any time in case of their performance is found unsatisfactory during probationary period. In-case of misconduct they shall be preceded under the rules framed from time to time.
- Charge reports should be submitted to all concerned.
- No TA/DA is allowed to anyone for joining their duties.
- Their inter-se-seniority on lower post will remain intact.
- They will give an undertaking to be recorded in their service book to the effect that if any over payment made to them in the light of this order will be recovered and if they are wrongly promoted, they will be reversed.
- Before handing over charge once again their documents may be checked, if they have not the required relevant qualification as per rule, they may not be handed over charge of the post.

(SOFIA TABASSUM)  
DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI  
Dated 12/01/2022

Endst. No66-G/SCT File/DAII

Copy of the above is forwarded to the:

- 1) Director E&SE Khyber Pakhtunkhwa Peshawar.
- 2) District Accounts Officer Swabi.
- 3) District Monitoring Officer Swabi.
- 4) Principal/Head Mistress concerned school.
- 5) ADEO (Estab)/B&AO Local Office.
- 6) Teacher concerned.

DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI

~~R ATTESTED~~

# Certificate of Transfer of Charge

1. Certified that we have on the fore/afternoon of this day 12-01-2022 (A/N) Respectively made over and received charge of STT Post at GGHS-SUDHER Due to Promoted against STT EPS-15 Order issued Vide DEO (Female) Swabi Enosi No.G-/SC1/STT/FILE/DAI
2. Particular of each and important secret and confidential documents handed Over are noted on the reverse:-

SIGNATURE OF RELIVED Rakshanda  
 NAME RAKSHANDA  
 DESIGNATION TT (B-15)

SIGNATURE OF RELIVING Rakshanda  
 NAME RAKSHANDA  
 DESIGNATION STT (B-16)

Enosi No. 309 /dated 12/01/2022

Copy forwarded to:

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Education Officer (Female) Swabi.
3. Accounts Officer Swabi.
4. ADEO (S) Local office.
5. District Monitoring Officer Swabi.
6. P/File

M. J. Khan  
 Head Mistress  
 GGHS Sudher (Swabi)

Rakshanda  
 ATTESTED



(9)      Annex C      (10)      (9)

**Directorate of Elementary and Secondary Education**  
**Khyber Pakhtunkhwa Peshawar**

Office Order

Consequent upon approval by the competent authority the transfer of the following TT/STT is hereby mutually transferred on their own pay and BPS in the interest of public service with immediate effect.

S.No.	Name & Designation	From	To	Remarks
1.	Mst. Safia TT BPS-15	GGHS Tano Swabi	GGHS Sudher Swabi	Vice S.No.2
2.	Mst. Rakhshanda STT BPS-16	GGHS Sudher Swabi	GGHS Tano Swabi	Vice S.No.1

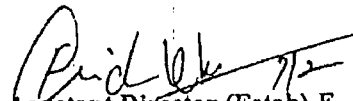
1. Charge report should be submitted to all concerned.
2. No TA/DA etc is allowed.

DIRECTOR  
Elementary & Secondary Education  
Khyber Pakhtunkhwa.

Indst.No. 2893-96 /F.No. /General Transfer      Dated Peshawar the 07 / 2 /2022.

Copy for information to the:

1. District Education Officer (F) Swabi.
2. District Accounts Officer Swabi.
3. Teachers Concerned.
4. PA Director E&SE Khyber Pakhtunkhwa Peshawar.

  
Assistant Director (Estab)-F  
(E&SE) Khyber Pakhtunkhwa Peshawar

~~ATTACHED~~

گجھس ٹاؤن سوبہ # 16  
گجھس سڈھر - پ  
گجھس ڈیویژن - 1  
گجھس ڈیویژن

~~گجھس ڈیویژن~~

Mt Rakshanda  
Senior TT/BPS #16  
گجھس سڈھر  
ڈیویژن: سوبہ:

~~گجھس ڈیویژن~~

08/02/2022 (پرو)  
گجھس ڈیویژن  
IT promotion order کے بارے میں  
اور ٹی بی کے بارے میں

Directorate of E&S  
Education Khyber Pakhtunkhwa  
Feshzwara  
گجھس ٹاؤن سوبہ # 16  
گجھس ڈیویژن - 1  
گجھس سڈھر - پ  
گجھس ڈیویژن

NO: 66- G/ SCT File/ DAI  
TT (پرو) / DATE: 12/01/2022  
گجھس ڈیویژن  
گجھس سڈھر - پ  
گجھس ڈیویژن - 1

TT سے متعلق  
گجھس ڈیویژن  
گجھس سڈھر - پ  
گجھس ڈیویژن - 1

11

Cancellation of TT/SIT  
موتوں: - درج ذیل کے بارے میں  
موتوں: - درج ذیل کے بارے میں

گجھس ڈیویژن  
گجھس سڈھر - پ  
گجھس ڈیویژن - 1

Annex D

10

M. Ajaz

(19)

(1)

BEFORE PESHAWAR HIGH COURT PESHAWAR



Writ Petition No. \_\_\_\_\_ /2022

Mst. Rakhshanda D/O Rosham Khan  
(Senior Theology Teacher BPS-16 GGHS Sudher, Swabi)  
R/O Yar Hussain Tehsil Lahor District Swabi.....Petitioner

**VERSUS**

1. Government of Khyber Pakhtunkhwa through Secretary Education, Civil Secretariat, Peshawar.
2. District Education Officer (Female), Swabi.
3. Director E&SE Khyber Pakhtunkhwa, near GHSS No.1, G.T. Road, Peshawar
4. Assistant Director (Estab) Female (E&SE) Khyber Pakhtunkhwa, near GHSS No.1, G.T. Road, Peshawar.
5. Mst.Safia TT \BPPS-15, GGHS Tano Swabi.....Respondents

WRIT PETITION UNDER ARTICLE 199 OF  
ISLAMIC REPUBLIC OF PAKISTAN, 1973.

Respectfully Sheweth:

1. That the petitioner is appointed as Theology Teacher (BPS-15 and promoted to as Senior Theology Teacher BPS-16 and adjusted at GGHS Sudher, District Swabi vide adjustment order dated 12.1.2022. (Copy of Adjustment order dated 12.01.2022 as annexure A).
2. That the petitioner took charge on 12.01.2022 at GGHS Sudher, Swabi and still rendering services at the same seat devotedly, punctually and upto the mark. (Copy of Certificate of transfer of charge is annexed as B).

**ATTESTED**

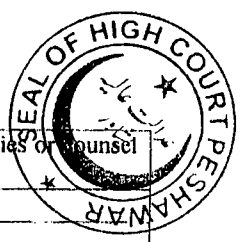
**EXAMINER**  
Peshawar High Court


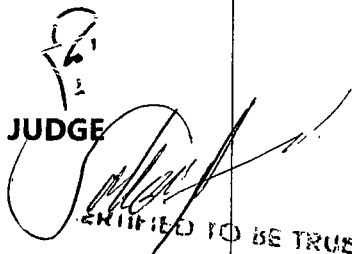


**PESHAWAR HIGH COURT PESHAWAR**

**Form "A"**

**Order Sheet**



Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or that of parties or counsel where necessary
2	3
18.02.2022	<p><b>WP 564-P/2022 with IR.</b></p> <p>Present:</p> <p>Mr. Daris Khan, Advocate, for the petitioner.</p> <p>*****</p> <p><b>S M ATTIQUE SHAH, J: -</b> As the subject matter of instant writ petition as well as the connected <b>WP 543-P/2022 "Taj-ud-Din Vs Govt of KP"</b>, was one and same; therefore, were taken up jointly and; in view of the detailed reasons recorded therein, the instant petition is also disposed of in terms thereof.</p> <p><b>Announced:</b> 18.02.2022</p> <p style="text-align: right;">   <b>JUDGE</b>    <b>JUDGE</b> </p> <p style="text-align: right;"> <small>Examined and certified to be true copy  of High Court, Peshawar  authorized under Article 87 of  the Constitution of Pakistan</small>  <b>21 FEB 2022</b> </p>

\*Nazir\*

(D.B)

Hon'ble Mr. Justice S M Attique Shah, J  
Hon'ble Mr. Justice Muhammad Faheem Wali, J

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**PESHAWAR HIGH COURT PESHAWAR**

**Form "A"**

**Order Sheet**



Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or that of parties or counsel where necessary
2	3
18.02.2022	<p><b><u>WP 543-P/2022 with IR.</u></b></p> <p>Present:</p> <p>Mr. Noor Muhammad Khattak, Advocate, for the petitioner.</p> <p>*****</p> <p><b><u>S M ATTIQUE SHAH, J: -</u></b> Through this single order, we intend to dispose of four writ petitions; the instant as well as the connected <b><i>WP 544-P/2022 "Haq Nawaz Vs Govt of KP", WP 545-P/2022 "Mst. Sira Vs Director Elementary &amp; Secondary Education", WP 564-P/2022 "Mst. Rakhsanda Vs Govt of KP"</i></b> as in all these petitions, the petitioners have challenged their respective transfer orders and; prayed for cancellation of the same.</p> <p>2. Briefly narrated facts are that petitioners Taj-ud-Din and Haq Nawa have been serving as Senior Clerks in the office of DEO (Female) Battagram since, 24.11.2021 while petitioners Mst. Saira (Drawing</p>

**ATTESTED**

**EXAMINER**  
Peshawar High Court

Teacher) and Mst. Rakhshanda (Theology Teacher) have been serving on their respective posts in GGMS Banda Kachori and GGHS Suhder, Swabi respectively since, 27.01.2022 and 12.01.2022. The respondents, however, again transferred them vide orders dated 26.01.2022, & 08.02.2022 respectively in utter violation of Transfer/Posting Policy of the Government.

3. Learned counsel for the petitioners contended that the petitioners have never been allowed to complete their normal tenure and are prematurely transferred vide the impugned transfer orders. When questioned about the availability of alternate remedy, learned counsel for the petitioners stated that on the retirement of the incumbent Chairman, the Khyber Pakhtunkhwa Service Tribunal, Peshawar is not functional, which fact was also confirmed by Mr. Rabnawaz Khan, worthy AAG.

3. In view of the above and; particularly when the Khyber Pakhtunkhwa Service Tribunal is not functional; besides, on tentative assessment, we find that prima facie case exists in favour of the

**ATTESTED**

EXAMINER  
Peshawar High Court

petitioner, as such, it is directed that status quo be maintained till the first hearing before the Khyber Pakhtunkhwa Service Tribunal. However, petitioner is directed to submit Service Appeal before the Khyber Pakhtunkhwa Service Tribunal in this regard, if not already filed.

4. This petition as well as the connected petitions are disposed of in the above terms.

**Announced:**  
18.02.2022

*[Signature]*  
JUDGE  
*[Signature]*  
JUDGE


No. 25899  
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C.A. 2011/2011  
Khyber Pakhtunkhwa High Court, Peshawar  
Authorized Under Article 87 of  
the Constitution of Pakistan Order 108  
21 FEB 2022

\*Nazir\*

(D.B)

Hon'ble Mr. Justice S M Attique Shah, J  
Hon'ble Mr. Justice Muhammad Faheem Wali, J

قیمت 50 روپے	10474			
ایڈویکٹ: <u>ڈاں ضان الہ دگرٹ</u>		پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
بار کونسل / ایسوسی ایشن نمبر: <u>10-6267</u>				
رابطہ نمبر: <u>0343-9664100</u>				

بعدالت جناب: سکریٹری جنرل سیشن عدالت

مخاطب:	دعوی:
موضوع:	علت نمبر:
بنام	مورخہ:
گورنمنٹ ہسپتال	جرم:
	تھانہ:

**باعت تحریر آنکہ**

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ آن مقام سکریٹری عدالت ڈاں ضان الہ دگرٹ کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ برحلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داخیتہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 30-3-2022

العبد گواہ شد العبد

مقام پشاور کے لیے منظور ہے۔

Acceptance  
نوٹ: اس وکالت نامہ کی فونو کاپی ناقابل قبول ہوگی۔

مستندہ ولد رستم صاحب لاہور  
Rashid Khan  
وکیل لاہور

"A"

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

No.

884

APPEAL No..... of 20 <sup>22</sup>

Mst. Rakhshanda.

Appellant/Petitioner

Versus

Through Secy Edu Pesh.

RESPONDENT(S)

Respondent No. I  
Notice to Appellant/Petitioner  
Secretary Govt. of KPK Through  
Education Peshawar.

Take notice that your appeal has been fixed for Preliminary hearing, replication/affidavit/counter affidavit/record/arguments/order before this Tribunal on 10/8/2022 at 9:00 AM

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

For Reply  
copy is Attached

Return as copy not attached

*[Signature]*

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

*[Signature]*  
SECRETARY DIARY  
No. \_\_\_\_\_  
Date \_\_\_\_\_

**"A"**

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

S.B

No.

APPEAL No..... 884 ..... of 20 22.

Mst. Rakhshanda

Appellant/Petitioner

Versus

Through Secy Edu Pesh.

RESPONDENT(S)

Respondent No. I  
Notice to Appellant/Petitioner Govt. of KPK Through  
Secretary Education Peshawar

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 10/8/2022 at 9:00 AM

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

(For Reply copy is Attached)

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

**"A"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD, 9.8  
PESHAWAR.

No.

APPEAL No..... 884 ..... of 20 22

Mst. Rakhshanda

Appellant/Petitioner

Versus

Through Secy Edu Pesh.

RESPONDENT(S)

Respondent No (3) Director EESE  
Notice to Appellant/Petitioner KPK Peshawar.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 16/8/2022 at 8:00 AM

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

For Reply  
Copy is Attached  
4/8/22

[Signature]  
Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.



"A"

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

No.

APPEAL No..... 884 ..... of 20 22.

Mst. Rakhshanda

Appellant/Petitioner

Versus

Through Sony Edu Posh:

RESPONDENT(S)

Respondents No. 4  
Assistant Director (Estab)  
Female (E836) Kpk Peshawar.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 19/8/2022 at 9:00 AM

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

For Reply  
(copy is attached)

[Signature]  
4/8/22

[Signature]  
Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.