

Appeal No. 544/2014.

7
10.02.2015

None present for appellant. Due to strike of the Bar, case is adjourned for preliminary hearing before S.B to 25.02.2015.


Chairman.

8,
25.02.2015

None present for appellant. Notice be issued to the counsel for appellant for preliminary hearing for 12.03.2015.


Chairman

9.
12.03.2015

Counsel for the appellant present. Learned counsel for the appellant submitted application for withdrawal of appeal. Dismissed as withdrawn. File to consigned to the record.

ANNOUNCED
12.03.2015


Chairman
12.03.15

3.

15.05.2014

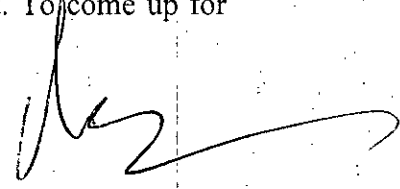
Counsel for the appellant present and requested for adjournment. Request accepted. To come up for preliminary hearing on 04.08.2014.


Member

4.

04.08.2014

No one is present on behalf of the appellant. Notices be issued to the appellant/counsel for the appellant. To come up for preliminary hearing on 22.09.2014.


Member

5.

22.09.2014

No one is present on behalf of the appellant. Fresh Notices be issued to the appellant/counsel for the appellant. To come up for preliminary hearing on 20.11.2014.

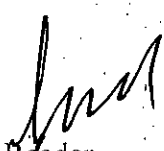

Member

6.

Reader Note:

20.11.2014

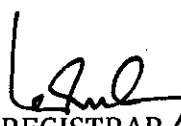

Clerk of counsel for the appellant present. Since the Tribunal is incomplete, therefore, case is adjourned to 10.02.2015 for the same.


Reader

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 544/2014

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	17/04/2014	<p>The appeal of Syed Manzar Jan Sajid presented today by Syed Younas Jan Advocate may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to Primary Bench for preliminary hearing to be put up there on <u>15-5-2014</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
2	21-4-2014	

Before the KPK Service Tribunal Peshawar

Appeal No: 544 of 2014

Ssyed Manzar jan Sajid Additional Director, Education FATA Secretariat,
Warsak Road, Peshawar.

Appellant

VERSES

Principal Secretary to Governor Khyber Pukhtoonkhwa Peshawar.

And others

Respondents

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S.No	Description of documents	Annexure	Pages
1	Service Appeal		1-4
2	Affidavit		5
3	Application for suspension <i>and for release</i> <i>of pay/salary</i>		6-6A6
4	Affidavit		7
5	Addresses of the parties		8
6	Copy of impugned order dated 11-12-2013	"A"	9
7	Departmental appeal/ Review	"B"	10-11
8	Order dated <i>29-9-2008 & 23-9-2008</i>	"C" & "C1"	12-13
9	Reposition letter	"D"	14
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12	Notification for repatriation <i>dated 7-1-14</i>	"H"	18
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Dated: 16-04-2014

Appellant

Through



Syed Younus Jan
Advocate High Court,
Peshawar

Before the KPK Service Tribunal Peshawar

Appeal No: 544 of 2014

Ssyed Manzar jan Sajid Additional Director, Education FATA Secretariat,
Warsak Road, Peshawar.

Appellant

VERSES

- 1) Principal Secretary to Governor Khyber Pukhtoonkhwa Peshawar.
- 2) Additional Chief Secretary FATA Secretariat, Warsak Road Peshawar.
- 3) Secretary Social Sector Department FATA Secretariat, Warsak Road Peshawar.
- 4) Director Education FATA Secretariat Warsak Road Peshawar.
- 5) Secretary Elementary and Secondary Education Khyber Pakhtoon Khwa Peshawar.
- 6) Director Elementary and Secondary Education Khyber Pakhtoon Khwa Peshawar.
- 7) Ali Shah under transfer as Additional Director Education FATA Secretariat Peshawar.
- 8) Additional AG (PR) Khyber Pakhtoon Khwa Peshawar.
- 9) Government of Khyber Pakhtoon Khwa through Chief Secretary KPK Peshawar.

APPEAL UNDER SECTION 4 OF KHYBER PAKHTOON KHWA SERVICE TRIBUNAL ACT 1974 ACCORDING TO THE DEPARTMENTAL APPEAL / RIEW OF THE APPELLANT DATED 19-12-2013 AGAINST HAS POSTING / ADJUSTMENT ORDER DATED 11-12-2013, WHICH IS STILL PENDING BEFORE THE RESPONDENT NO: 1 AND AFTER LAPS OF THE STATUTORY PERIOD NO ORDER COMMUNICATION HAS BEEN MADE ON THE SAME SO FAR (COPY OF THE DEPARTMENTAL APPEAL / REVIEW WITH THE IMPUGNED ORDER ARE ANNEX A & B).

Prayer in appeal

That on acceptance of this appeal the impugned posting / adjustment order may kindly be set aside / varied / modified to the extent of the appellant and as such the responding No: 5 & 6 may kindly be directed to adjust the appellant on settle side in an early date. The respondents may farther kindly be directed to allow the appellant to work as before i.e as additional director Education FATA Secretariat ^{fill them} with all service

Filed to...
17/4/14

benefits. Any other remedy / relief available in the circumstances of the case may also kindly be granted to the appellant.

- 1) That on the requisition by FATA Secretariat the services of the appellant were placed at the disposal of FATA Secretariat for his further posting as project Director in the Project titled as "Provision of quality education opportunities to the talented students of FATA Project" (PQEOP) i.e. the management / Executive cadre post and he was posted as such (The Relevant documents are Annexure "C & D).
- 2) That while performing his duties as Project Director PQEOP the additional charge of Deputy Director (Estab) re-designated as Additional Director i.e. management / Executive cadre post in Directorate of FATA Education wa also given to the appellant on the basis of some indispensable circumstances and his predecessor ~~was~~ ~~responsible~~ was directed to report to Admin and coordination Department FATA Secretariat and then the appellant was transfer / posted against the said post. (The relevant documents are Annexure "E & F").
- 3) That now vide the impugned order dated 11-12-2013 the appellant has been posted / adjusted against the post of Principal Govt. Higher Secondary School Jamrud Khyber Agency, which order is / was illegal, unconstitutional against the facts and circumstances of the matter, so the appellant file a review / Departmental appeal before the respondent No: 1 which is still pending before him and after laps of statutory period no order communication has been made on the same so far hence this appeal on the following amongst other grounds.

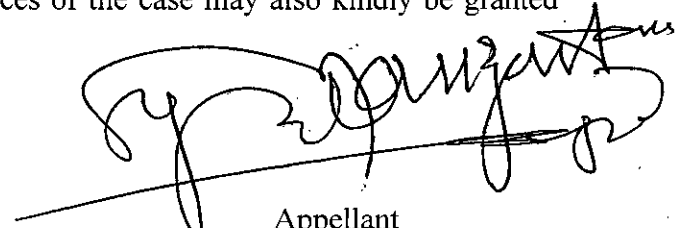

GROUND

- A) That the impugned posting adjustment order dated 11-12-2013 is illegal unconstitutional with out jurisdiction against facts and material on the record, therefore need the interference of this honourable tribunal.
- B) That the impugned order to the extent of the appellant is not on factually in correct and legally untenable but also is based on misfid intension of the respondents especially of the then director education FATA Secretariat therefore the same is maintainable.

- 3 —
- C) That the borrower department i.e the FATA Secretariat has no power / jurisdiction to change the cadre of the appellant.
- D) That the impugned posting / adjustment order has only been made / passed to adjust the favourit of the respondents especially of the then director education FATA secretariat so the said impugned order as suffered from nepotism and favoritism.
- E) That as the services of the appellant were requisitioned by the FATA Secretariat for the post in Executive / management cadre and when his services were no longer required in the same cadre then in the circumstances of the matter the borrower department i.e, the FATA Secretariat was legally and morally bound / required to sent the appellant back to his parent department instead of making his posting / adjustment by themselves are to change the cadre of the appellant.
- F) That neither the appellant is FATA domicile holder or belongs to FATA nor he was appointed for that area rather he belongs to District Swabi KPK and was initially appointed on the recommendation of KPK Public Service Commission for settle area. Therefore the appellant was fully entitled to go back to his parent department i.e, Elementary and secondary education department KPK Peshawar. The especially in circumstance when the appellant has / had never applied / requested to be posted on FATA side but it was the FATA Secretariat, who requisitioned his services for office management as Project Director and the as Deputy Director re-designated as additional Director (Estab) Directorate of Education FATA.
- G) That the impugned posting order as also the result of the act of revenge of the then Director Education FATA.
- H) That as the appellant is on the verge of the retirement and according to laws/ rules and policies of the Govt. KPK he is entitled to perform his duties in his location / nearest station to his residence.
- I) That on the humanitarian grounds also the appellant is entitled for his repatriation to his parent department without any condition.


- J) That the impugned posting/ adjustment order is suffered from jurisdictional defect and so many illegalities and material irregularities, therefore, are neither legal, nor justified.
- K) That the impugned posting / adjustment order to the extent of appellant is also against the principles of natural justice and has caused the gross miscarriage of justice to the appellant.
- L) That in the light of the acceptance of the application of the appellant for his repatriation to his parent department the impugned posting / adjustment order has become anfractuous and a such is not effective on the right of the appellant.

It is therefore humbly prayed that on acceptance of this appeal the impugned posting / adjustment order may kindly be set aside / varied / modified to the extent of the appellant and as such the respondent No: 5 & 6 may kindly be directed to adjust the appellant on settle side in an early date. The respondents may further kindly be directed to allow the appellant to work as before i.e as Additional Director Education FATA Secretariat ^{till then} with all service benefits. Any other remedy / relief available in the circumstances of the case may also kindly be granted to the appellant.


 Appellant
 Through

 Syed Younus Jan
 Advocate High Court,
 Peshawar

Dated: 16-04-2014

Per instruction of my client no other similar appeal has been filed


 Syed Younus Jan Advocate

Before the KPK Service Tribunal Peshawar

5

Appeal No: _____ of 2014

Ssyed Manzar jan Sajid Additional Director, Education FATA Secretariat,
Warsak Road, Peshawar.

Appellant.

VERSES

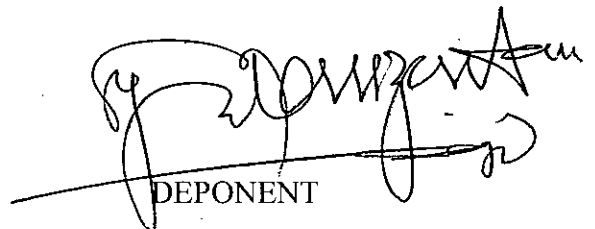
Principal Secretary to Governor Khyber Pukhtoonkhwa Peshawar.

And others

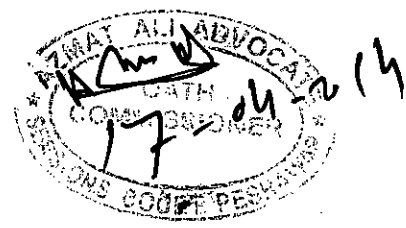
Respondents

AFFIDAVIT

I, Syed Manzar Jan Sajid Additional Director, Education FATA Secretariat,
Warsak Road, Peshawar do hereby solemnly affirm and declare on oath that the
contents of the appeal are true and correct to the best of my knowledge and belief
and nothing his been concealed from this Honourable Tribunal.


DEPONENT

ATTESTED


AZMAT ALI ADVOCATE
PESHAWAR
17-04-14

Before the KPK Service Tribunal Peshawar

6

Appeal No: _____ of 2014

Ssyed Manzar jan Sajid Additional Director, Education FATA Secretariat,
Warsak Road, Peshawar.

Appellant

VERSES

Principal Secretary to Governor Khyber Pukhtoonkhwa Peshawar.

And others

Respondents

APPLICATION FOR SUSPENSION OF THE EXECUTION OF THE
IMPUGNED POSING / ADJUSTMENT ORDER DATED 11-12-2013.

Respectfully Submitted;

- 1) That the applicant has filed the cattached appeal before this Hon'ble Tribunal against the above mentioned order.
- 2) That after acceptance of the application of the applicant / appellant for his repatriation to his parent department the above mentioned order has become ineffective / infructious.
- 3) That the applicant / appellant has got a good prima facie case in his favour and he is sanguine about its success.
- 4) That the balance of convenience also lies in favour of the applicant / appellant.
- 5) That if the execution / implementation of the above order are not stayed / suspended the applicant/ appellant will suffer an irreparable loss to this services and even to his future and the purposes of the attached appeal will fail.

It is, therefore, most humbly prayed that on acceptance of this application the execution / implementation of the above mentioned order may kindly be stayed / suspended till the final disposal of the attached appeal of the applicant / appellant.

Any other remedy / relief available in the circumstances of the case may also kindly be granted to the applicant/ appellant.

Dated: 16-04-2014

Applicant / Appellant

Through

Syed Younus Jan
Advocate High Court,
Peshawar

(6A)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

In Appeal No. _____ of 2014

Syed Mazar Jan

VERSUS

Principal Secretary to Governor KPK and others

APPLICATION FOR RELEASE OF PAY OF THE
APPLICANT / APPELLANT.

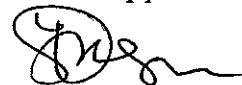
Respected Sir,

- 1- That the applicant /appellant has filed the attached appeal against his posting/ adjustment order dated before this Hon'ble Tribunal in which no date of hearing is fixed so far.
- 2- That due to the above fact the respondents have stopped the salary of the applicant / appellant since January, 2014.
- 3- That the applicant / appellant has a good prima facie case in his favour, balance of convenience also lies in favour of the applicant.
- 4- That if the salary of the applicant / appellant is not release the applicant / appellant will suffer not only financial loss but it will also be difficult for him to live and support his large family.

It is, therefore, most humbly prayed that on acceptance of this application the respondents may kindly be strictly directed to release the salary / pay of the applicant / appellant.

Dated 16/04/2014

Applicant / Appellant
Through



Syed Younus Jan
Advocate, High Court,
Peshawar.

(7)
(8)

Before the KPK Service Tribunal Peshawar

Appeal No: _____ of 2014

Ssyed Manzar jan Sajid Additional Director, Education FATA Secretariat,
Warsak Road, Peshawar.

Appellant

VERSES

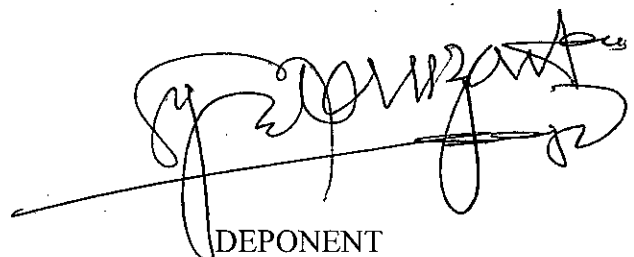
Principal Secretary to Governor Khyber Pukhtoonkhwa Peshawar.

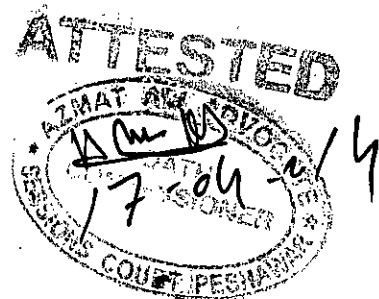
And others

Respondents

AFFIDAVIT

I, Syed Manzar Jan Sajid Additional Director, Education FATA Secretariat,
Warsak Road, Peshawar do hereby solemnly affirm and declare on oath that the
contents of the application are true and correct to the best of my knowledge and
belief and nothing his been concealed from this Honourable Tribunal.


DEPONENT

ATTESTED

17-06-2014
Tribunal
COURT PESHAWAR



Annex "A"
9

FATA SECRETARIAT
Social Sectors Department
Warsak Road Peshawar

Notification: SO(FATA)/Edu/1-30/2013/1917-34, dated 11-12-2013; Consequent upon approval of the competent authority, the following officers are hereby posted/adjusted against the posts mentioned against their names below with immediate effect in the interest of public service.

S#.	Name of officer, Designation with BPS.	Present place of posting.	Transferred/Adjusted at.	Remarks.
1.	Syed Manzar Jan Sajid. Addl: Director (Estab:) BS-19.	Directorate of Education FATA	Principal (BS-19) Govt: Higher Secondary School Jamrud Khyber Agency.	Against vacant Post.
2.	Mr. Ali Shah. Agency Education Officer (BS- 19)	Kurram Agency at Parachinar.	Addl: Director (Estab) BS- 19, Directorate of Education FATA.	Vice S.No 1
3.	Mr. Asmat Khan. Agency Education Officer (BS- 19)	Bajaur Agency at Khar.	Kurram Agency at Parachinar.	Vice S.No. 2
4.	Mr. Saeed Gul Vice-Principal (BS-18).	Govt: Higher Secondary School Gardai, Bajaur Agency.	I/C Agency Education Officer (BS-19) Bajaur Agency at Khar.	Vice S.No 3 in his own pay and scale
5.	Mr. Mir Azam, Principal (BS-19).	Govt: High School Kotka Habibullah FR Bannu.	Agency Education Officer (BS-19) NWA at Miranshah.	Against vacant Post The additional charge of AEO NWA assigned to Mr. Saeed Gul V.P GHSS. Eidak is hereby with drawn
6.	Mr. Noor Muhammad, the senior most SST GHS Kotka Habibullah FR Bannu will act as I/C Principal & DDO for establishment of the same school till the arrival of regular Principal.			

Note:

Charge reports should be submitted to all concerned.

Additional Chief Secretary FATA

Endst: No. even dated even.

Copy of the above is forwarded for information to the:-

1. Additional Accountant General (PR) Sub office Peshawar.
2. PS to the Additional Chief Secretary FATA, Secretariat Peshawar.
3. Agency Accounts Officer Bajour Agency at Khar.
4. Agency Accounts Officer Kurram Agency at Parachinar.
5. Agency Accounts Officer NWA at Miranshah
6. District Accounts Officer District Bannu.
7. Principal GHSS Gardai Bajour Agency.
8. Principal GHSS Eidak, NWA.
9. Principal GHS Kotka Habibullah, FR Bannu.
10. 15 Officers concerned.
- 16 PS to Secretary Social Sectors Department FATA, Secretariat Peshawar
17. PA to Director Education FATA, Secretariat Peshawar.

Attested

SYED MANZAR JAN
S.A.L.L.H. Advocate High Court Peshawar
Federal Shariat Court.

Section Officer (Edu) SSD, FATA
11/12/2013

Annex B (10)

The worthy Governor
Khyber Pakhtunkhwa
Peshawar.

THROUGH PROPER CHANNEL

Subject: REVIEW PETITION/DEPARTMENTAL APPEAL AGAINST THE TRANSFER ORDER
DATED: 11.12.2013 PASSED BY ADDITIONAL CHIEF SECRETARY FATA(F/A).

Respected Sir

With great reverence it is submitted that:

1. On the requisition by FATA Secretariat my services were placed at the disposal of FATA Secretariat for my further posting as Project Director in the project titled "Provision of Quality Education Opportunities to the Talented Students of FATA Project"(PQEOP) and I was posted as such against a vacant post vide order dated: 29.9.2008(F/B).
2. While performing my duties as Director PQEOP the additional charge of Deputy Director (Estab) re-designated as Additional Director (Estab) was also given to me on the basis of indispensable circumstances in the Directorate of Education FATA and my predecessor viz. M. Islam Banghash (present Director Education FATA) was asked to report to Admin. & Coordination Deptt: FATA Secretariat vide order dated: 15.11.2010(F/C).
3. Later on my posting/transfer against the same post was made vide order dated: 1.12.2010(F/D).
4. Now I have illegally been transferred as Principal Govt. Higher Secondary School, Jamrud (Khyber Agency) vide order dated: 11.12.2013(F/A) and one Ali Shah Agency Education Officer Kurrum Agency having too less tenure has illegally been posted against my post.

Hence this petition is submitted on the following amongst other grounds:-

GROUNDS:

- A. That the impugned transfer order dated: 11.12.2013 is illegal, unconstitutional, against facts and merit of the matter hence is not maintainable.
- B. That my services were requisitioned for the post of Project Director PQEOP and then I was posted as Deputy Director (now Addl: Director) i.e. executive cadre so my transfer as principal GHSS Jamrud i.e. against the post in teaching cadre is not warranted by law/rules etc.
- C. That my services were requisitioned against the post in executive cadre by FATA Secretariat therefore, if my services against the said posts were no longer required to FATA Secretariat then in such circumstances the FATA Secretariat was legally & morally bound to hand over

87644
15/12/13

15/12/13
to secretary SSD

19/12/13

Attested

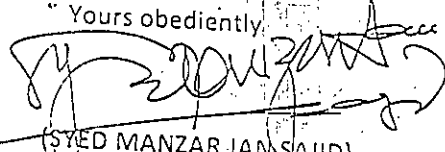
AYUB YOUNUS JAN
B.A., LL.B. & B.L. Certificate & Baris Law
Advocate High Court Peshawar
Federal Shariat Court

my services back to my parent department i.e. Elementary & Secondary Education Department Khyber Pakhtunkhwa instead of changing my cadre and my transfer against wrong post of principal GHSS Jamrud (Khyber Agency).

- D. That under the law/rules and policy the FATA Secretariat was required to place my services back at the disposal of the Elementary & Secondary Education Department Khyber Pakhtunkhwa, Peshawar.
 - E. That neither I belong to FATA nor I was appointed for the same area on FATA domicile. Rather I belong to Distt:Swabi (Khyber Pakhtunkhwa) and I was appointed for settled area, only my services were requisitioned by FATA Secretariat ;so I am fully entitled to go back to my parent Department i.e. Elementary & Secondary Education Deptt: Khyber Pakhtunkhwa Peshawar.
 - F. That I am on the verge of retirement and as per rules/policy I am entitled to deliver my services in my localities/nearest station to my residence.
 - G. That the impugned transfer order dated: 11.12.2013 is suffered from jurisdictional defect and so many material irregularities, therefore, is neither legal nor justified.
 - H. That the impugned transfer dated: 11.12.2013 is also against the principles of natural justice and has caused gross miscarriage of justice to the petitioner.
 - I. That on humanitarian grounds also the petitioner is entitled to go back to the parent department.
 - J. That the impugned transfer order is the result of mollified intention and act of revenge of the Director Education FATA.
- It is therefore, prayed that on acceptance of this petition the impugned transfer order may kindly be set aside to my extent and I may kindly be repatriated to my parent department i.e. Elementary & Secondary department Govt:of Khyber Pakhtunkhwa, Peshawar.
- It is further prayed that the impugned order may kindly be suspended/held and abeyance till the final disposal of this petition and my pay may also be kindly released if stopped.

Dated: 19 / 12 / 2013

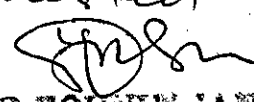
" Yours obediently "



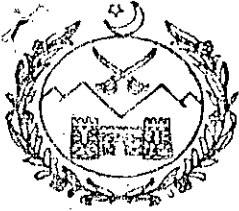
(SYED MANZAR JAN SAJID)
 Additional Director (Estab)
 Directorate of Education
 A Secretariat, Peshawar
 I.No: 0300 - 9026469

To
The worthy Governor

Attested



SYED YOUNUS JAN
 B.A., LL.B., B.Ed., Certificate Sharia Law
 Advocate High Court Peshawar
 Federal Shariat Court



Establishment Section

FATA SECRETARIAT
(COORDINATION & ADMINISTRATION DEPARTMENT)
WARSAK ROAD PESHAWAR

OFFICE ORDER :-

Consequent upon placement of his services at the disposal of this Secretariat vide Establishment & Administration Department Government of NWFP Notification No.SO(E-I)E&AD/9-126/08 dated 23-09-2008, Syed Manzar Jan (BS-19) is hereby posted as Project Director (BS-19) under the project titled, "Quality Education Opportunities to the Talented Students of FATA" in Directorate of Education (FATA) against the vacant post with immediate effect.

SECRETARY (ADMN & COORD)

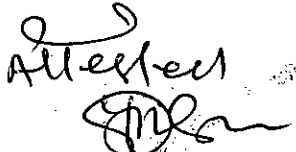
No.FS/E/100-1 (Vol-23)/ 8606-14

Dated 29/9/2008

Copy to :-

1. Secretary Establishment Department NWFP
2. Secretary Elementary & Secondary Education Department NWFP
3. Accountant General NWFP
4. Additional Accountant General (PR) Sub Office Peshawar
5. Director Elementary & Secondary Education NWFP Peshawar
6. Director Education (FATA)
7. PS to Additional Chief Secretary, FATA Secretariat
8. PS to Secretary (Admn & Coord) Department, FATA Secretariat
9. Officer concerned


(IHSANULLAH KHAN)
Section Officer (Estab)


SYED YOUNUS KHAN
B.A., L.B., B.Ed., Certificate Sharia Law
Advocate High Court Peshawar
Federal Secretariat Court.



GOVERNMENT OF N.-W.F.P.
ESTABLISHMENT & ADMINISTRATION
DEPARTMENT.

2

Peshawar the 23rd September 2008

NOTIFICATION

NO. SO(E-I)E&AD/9-126/08. The Competent Authority is pleased to place the services of Syed Manzar Jan (BS-19) awaiting posting in Elementary & Secondary Education Department at the disposal of FATA Secretariat for his further posting as Project Director in the Project titled "Quality Education Opportunities to the Talented students of FATA" against the vacant post, in the public interest, with immediate effect.

**CHIEF SECRETARY,
GOVERNMENT OF N.W.F.P.**

Endst. NO. & date even

Copy forwarded to the:-

1. Additional Chief Secretary (FATA), FATA Secretariat
2. Secretary to Governor, NWFP.
3. Principal Secretary to Chief Minister, NWFP.
4. Secretary to Government of NWFP, Elementary & Secondary Education Department
5. Accountant General, NWFP
6. Director Elementary & Secondary Education, NWFP
7. Director Education, FATA Warsak Road, Peshawar.
8. PS to Chief Secretary, NWFP.
9. P.S. to Secretary Establishment E&AD
10. Officer concerned.
11. Manager, Govt. Printing Press Peshawar.

(Signature) 23.9.08

(ABDUL JALIL)
DEPUTY SECRETARY (ESTAB.)
PHONE & FAX # 091-9210529

ZIA**
J 25/9/08

DATE 22/9/08
Signature
Signature
Signature

(Signature)

SYED YOUNUS JAN
B.A., B.L.B., B.Ed., Certificate of Merit
Advocate High Court Peshawar
Federal Shariat Court.

Annex D' (14)



Establishment Section

FATA SECRETARIAT
(COORDINATION & ADMINISTRATION DEPARTMENT)
WARSAK ROAD PESHAWAR

No.FS/E/100-1 (Vol-23)/5688-91
Dated 1/7/2008

Secretary,
Establishment Department,
NWFP, Peshawar.

Subject: REQUISITION

Dear Sir,

I am directed to state that on retirement of Mr. Muhammad Rafiq Khattak, the post of Project Director (BS-19) under project titled "Quality Education Opportunities to the talented students of FATA" has fallen vacant in Directorate of Education (FATA).

I am, therefore, directed to request that a panel of three Officers alongwith their service Profile Cards and C.V may be furnished to this department for consideration of selection of one officer for subsequent requisition and posting as Project Director. The Director Education (FATA) has recommended Mr. Manzar Jan presently working as Project Manager, Science Education Project-II NWFP, so it would be appreciated if his name is also given consideration for inclusion in the panel.

2/7/08

Yours faithfully,

Sd/-

(IHSANULLAH KHAN)
Section Officer (Estab)

Copy to:-

- ✓ 1. Director Education (FATA)
2. PS to Additional Chief Secretary, FATA Secretariat
3. PS to Secretary (Admn & Coord)
(For information).

DOB
2/7/08

[Signature]
Section Officer (Estab)

Attested
[Signature]
SYED YOUNUS JAN
M.A.B.L.E. B Ed. Certificate Sharia Law
Advocate High Court Peshawar
Federal High Court.



Establishment Section

FATA SECRETARIAT
(COORDINATION & ADMINISTRATION DEPARTMENT)
WARSAK ROAD PESHAWAR

29 Annex E (15)

ORDER :-

The following posting/transfers of Officers of Directorate of Education (FATA) are ordered with immediate effect in the interest of public service:-

S.No	Name & Designation	From	To	Remarks
1.	Muhammad Islam Bangash	Waiting for posting in Admn & Coord Department Secretariat FATA	Project Director Quality Education (FATA)	Vice No 2
2.	Syed Manzar Jan	Project Director Quality Education (FATA)	Deputy Director (Estab) Directorate of Education (FATA)	

SECRETARY (ADMN & COORD)

No.FS/E/100-80 (Vol-3)/ 12476-81

Dated 1/12/2010

Copy to:-

1. Director Education (FATA)
2. Project Director Quality Education (FATA)
3. Additional Accountant General (PR) Sub Office Peshawar
4. PS to Additional Chief Secretary, FATA Secretariat
5. PS to Secretary (Admn & Coord) Department, FATA Secretariat
6. Officers concerned

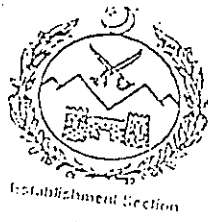
(Muhammad Abbas Khan)
Section Officer (Estab)

Handwritten signature and date: 1/12/10

Handwritten note: record in the P/Files of officers (C).

Handwritten signature: Syed Younus Jan

SYED YOUNUS JAN
B.A.B.L.E. B Ed, Certificate Sharia Law
Advocate High Court Peshawar
Federal Shariat Court.



FATA SECRETARIAT
(COORDINATION & ADMINISTRATION DEPARTMENT)
WARSAK ROAD PESHAWAR

ORDER :-

The following posting/transfers of Officers of Directorate of Education (FATA) are ordered with immediate effect in the interest of public service:-

S.No	Name & Designation	From	To	Remarks
1.	Muhammad Bangash Islam	Deputy Director (Estab), Directorate of Education (FATA)	To report to Admn & Coord Department, FATA Secretariat for further posting.	
2.	Syed Manzai Jan	Project Director, Quality Education (FATA)	To hold additional charge of the post of Deputy Director (Estab), Directorate of Education (FATA) in addition to his own duties.	Vice No 4
3.	Mr. Azad Khan	Assistant Director (Estab), Directorate of Education (FATA)	Assistant Director (SNE), Directorate of Education (FATA)	Vice No 3
4.	Miss. Abida Afridi Azcom	Assistant Director (SNE), Directorate of Education (FATA)	Assistant Director (Estab), Directorate of Education (FATA)	

2- Consequent upon above, they are directed to report to their new places of posting/assignment without joining time today positively.

SECRETARY (ADMIN & COORD)

No.FS/E/100-80 (Vol-3)/ 11778-87
Dated 15/11/2010

Copy to:-

1. Director Education (FATA)
2. Project Director Quality Education (FATA)
3. Additional Accountant General (PR) Sub Office Peshawar
4. PS to Additional Chief Secretary, FATA Secretariat
5. PS to Secretary (Admn & Coord) Department, FATA Secretariat
6. Officers concerned

[Signature]
Section Officer (Estab)

[Signature]
SYED MANZAI JAN
B.A.L.L.B. B.Ed. Certificate Chartered Law
Advocate High Court Peshawar
Federal District Court.

The Additional Chief Secretary
FATA Secretariat, Peshawar.

Subject: REPATRIATION TO PARENT DEPTT:

Sir,

I have the honor to submit that:

1. My services were barrowed by FATA Secretariat for Provision of Quality Education Opportunities Project "PQEOP" (F/A).
2. The Govt. of Khyber Pakhtunkhwa placed my services at the disposal of FATA Secretariat for further adjustment (F/B).
3. I have been adjusted as Project Director PQEOP on 29th
4. Due to indispensable circumstances in Directorate of Education FATA, the additional charge of Dy: Director (Estab) re-designated as Additional Director (Estab) was given to the undersigned on 15th November 2010 (F/D).
5. Later on I have been fully transferred to the post of Dy: Director (Estab) re-named Additional Director (Estab) on 1st December 2010 vides flag-E.
6. In this way I have spent about 5 years since 29th November 2008 in FATA, including 2 and a half year on present position.
7. That now I have been transferred as Principal Govt: Higher Secondary School Jamrud, Khyber Agency Vide Order No. GO (P/A)/Edut. -30/2013/1917-34 dated 11-12-2013 (سید منظر جان)
8. Therefore, being domicile holder of settled area and employee of provincial Govt. I may please be repatriated to my parent department i.e. Elementary & Secondary Education Department Govt: of Khyber Pakhtunkhwa and till the disposal of this petition my above referred transfer order be suspended.

Thanking you in anticipation

(SYED MANZAR JAN SAJID)
Additional Director (Estab)
Directorate of Education FATA

Encl: A.A

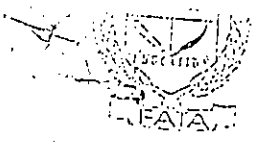
Copy for kind information to:-

1. PS to Chief Secretary to Govt: of Khyber Pakhtunkhwa Peshawar
2. PS to Secretary SSD FATA Secretariat.
3. PS to Secretary Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. PA to Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
5. PA to Director Education FATA

Attested

SYED YUNUS JAN

B.A.L.L.B. B.Ed, Certificate Charis Law
Advocate High Court Peshawar
Federal Shariat Court



FATA SECRETARIAT
DIRECTORATE OF EDUCATION
WAPSAK ROAD PESHAWAR, PAKISTAN
PHONE 091-9210166 FAX 091-9210214
RECEIVED NUMBER AND DATE

To
The Secretary
Elementary & Secondary Education Department
Khyber Pakhtunkhwa, Peshawar

N.O. SO (FATA) / Edul / 1-30 / 2014
Dated Peshawar the 7th / 2014

Subject: REPATRIATION TO PARENT DEPARTMENT

Enclosed please find herewith a self explanatory application in respect of Syed Manzoor Jan Sajid Ex-Additional Director (Istab) Directorate of Education FATA containing request for his repatriation to the Elementary & Secondary Education Department Khyber Pakhtunkhwa (F/A).

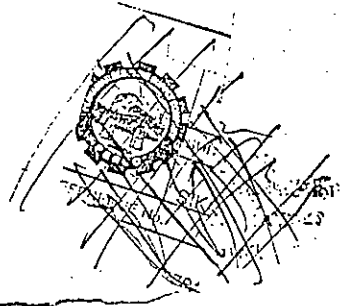
You are requested to adjust him in Khyber Pakhtunkhwa subject to the condition that his substitute may be provided as desired by the competent authority (Additional Chief Secretary FATA) in the same transfer order as there is shortage of BPS-19 Officers in FATA which adversely effects the smooth running of education institutions.

[Signature]
Secretary
Social Sector Department
FATA Secretariat

Copy for information to the:- 3107-12

- 1 PS to Chief Secretary to Government of Khyber Pakhtunkhwa, Peshawar
- 2 PS to Additional Chief Secretary FATA
- 3 PA to Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar
- 4 P.A to Director Education FATA

[Signature]
Secretary
Social Sector Department
FATA Secretariat



Attested
[Signature]
SYED YOUSUF JAN
M.A.B.L.E. B.Ed. Advocate High Court Peshawar
Federal Shariat Court.

Before the Khyber Pakhtunkhwa
Service Tribunal Peshawar
Appeal No 544/14

Syed Manzoor Jan Sajid VS Govt & others.

Application for withdrawal
of the above mentioned appeal

Respected Sir,


The appellant submits as under:-

- 1) That the above mentioned appeal is pending before this Honourable Tribunal and is fixed for Preliminary hearing today on 12-3-2015
- 2) That the grievances of the appellant have been addressed by the respondents/department and he do not want to proceed further with the appeal and wants to withdraw the same.

Therefore it is humbly prayed that on acceptance of this application the appellant may kindly allowed/Permitted to withdraw the above mentioned appeal.

✓ Dated 12/3/2015

Applicant/Appellant

Syed Manzoor Jan Sajid
Through

Syed Younus Jan
Advocate Peshawar

Application for writ of habeas corpus

Application No. 21/1114

Special Marriage Act vs Govt & others

Application for writ of habeas corpus
of the above mentioned applicant

Respectfully

The applicant submits as under:-

- 1) That the above mentioned applicant is residing before the Honorable Tribunal and is fixed for preliminary hearing fixed on 15-3-2012
 - 2) That the Government of the applicant has been rectified by the respondent/Department and she do not want to proceed further with the appeal and wants to withdraw the same.
- Therefore it is requested that an acceptance of this application be granted and the applicant may be allowed to withdraw the application for above mentioned writ.

Applicant/Applicant

Date: 15/3/2012

Special Marriage Act
 The Respondent
 Special Marriage Act
 Advocate for