


18.12.2018

Counsel for the appellant present. Mr. Usman Ghani, District Attorney for official respondents no. 1 to 4 present.

Learned counsel for the appellant submitted office order dated 09.08.2018 wherein the grievance of the appellant has been redressed which is placed on file. He requested for withdrawal of the instant appeal. In this respect his signature, also obtained on the margin of the order sheet. As such the appeal in hand is hereby dismissed as withdrawn. File be consigned to the record room.

Announced:  
18.12.2018

  
Member  
Camp court A/Abad

Herewith  
I hereby  
withdraw my appeal.  
Usman Ghani  
18/12/18



762/2018

19.07.2018


Appellant Banaras Khan in person present. Prof. Muhammad Siddique, Asif Khan, A.D (Litigation) and Irfanullah, AD alongwith Mr. Usman Ghani, District Attorney on behalf of the official respondents No. 1 to 4 present and made a request for adjournment. Granted. None present on behalf of respondent No. 5. Fresh notice be issued to him. To come up for written reply/ comments on 20.09.2018 before S.B at camp court, Abbottabad.

  
Chairman

Camp Court, A/Abad

19.09.2018

Since 21st September, 2018 has been declared as public holiday on account of Moharram, therefore, case is adjourned to 15.11.2018 for written reply/comments before the S.B at camp court, Abbottabad.

  
Chairman

Camp court, A/Abad

15.11.2018

Counsel for the appellant present. Due to retirement of the Hon'ble Chairman the Service Tribunal is incomplete. Tour to Camp Court Abbottabad has been cancelled. To come up for the same on 18.12.2018 at camp court Abbottabad.

  
Reader

A/Abad



**DIRECTORATE OF HIGHER EDUCATION  
KHYBER PAKHTUNKHWA  
KHYBER ROAD, PESHAWAR**

(Handwritten initials)

Tel # 091-9210242 / 9211025 Fax # 091-9211803  
E-mail:- [dhekpkpesh@gmail.com](mailto:dhekpkpesh@gmail.com) Facebook.com/dhekppeshawar Twitter.com/dhekppeshawar1

Dated Peshawar the 9 / 11 / 2018

**TRANSFER/ADJUSTMENT**

The transfer/adjustment of the following Superintendents of Higher Education Department, Khyber Pakhtunkhwa are hereby ordered in the interest of public service with immediate effect:

S #	Name of Officer	From	To	Remarks
1.	Mr. Banaras Khan, Superintendent,	Govt. Postgraduate College No.1, Abbottabad.	Govt. Postgraduate College, Mansehra	Vice S.No.02
2.	Mr. Muhammad Sabir, Superintendent,	Govt. Postgraduate College, Mansehra	Govt. Postgraduate College No.1, Abbottabad.	Vice S.No.01

**Note:-**

- i. Charge report should be submitted to all concerned.
- ii. No T.A/D.A is allowed.

**DIRECTOR, HIGHER EDUCATION**

Endst.No 21179.83 /STP-Camp Court.

Copy of the above is forwarded to the:-

1. Principal, Govt. Postgraduate College No.1, Abbottabad.
2. Principal, Govt. Postgraduate College, Mansehra.
3. General File of GPGC No.1, Abbottabad.
4. District Accounts Officer, concerned.
5. Assistant Director (Lit), Local Directorate.
- 6-7. Officers concerned.

(Muhammad Iftikhar)  
**DEPUTY DIRECTOR**



**DIRECTORATE OF HIGHER EDUCATION**  
**KHYBER PAKHTUNKHWA**  
**KHYBER ROAD, PESHAWAR**

24

Tel # 091-9210242 / 9211025 Fax # 091-9211803  
E-mail:- [dhekpkesh@gmail.com](mailto:dhekpkesh@gmail.com) Facebook.com/dhekpkeshwar Twitter.com/dhekpkeshwar1

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**DIRECTOR, HIGHER EDUCATION**

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- 6-7. Officers concerned.

  
(Muhammad Iftikhar)  
**DEPUTY DIRECTOR**



**DIRECTORATE OF HIGHER EDUCATION  
KHYBER PAKHTUNKHWA  
KHYBER ROAD, PESHAWAR**

24

E-mail:- [dhekpakesh@gmail.com](mailto:dhekpakesh@gmail.com) Tel # 091-9210242 / 9211025 Fax # 091-9211803  
Facebook.com/dhekpakeshwar Twitter.com/dhekpakeshwar1

Dated Peshawar the 9 / 11 / 2018

**TRANSFER/ADJUSTMENT**

The transfer/adjustment of the following Superintendents of Higher Education Department, Khyber Pakhtunkhwa are hereby ordered in the interest of public service with immediate effect.

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**Note:-**


- i. Charge report should be submitted to all concerned.
- ii. No T.A/D.A is allowed.

**DIRECTOR, HIGHER EDUCATION**

Endst.No 21179.83 /STP-Camp Court.

Copy of the above is forwarded to the:-

1. Principal, Govt. Postgraduate College No.1, Abbottabad.
2. Principal, Govt. Postgraduate College, Mansehra.
3. General File of GPGC No.1, Abbottabad.
4. District Accounts Officer, concerned.
5. Assistant Director (Lit); Local Directorate.
- 6-7. Officers concerned.

  
(Muhammad Iftikhar)  
**DEPUTY DIRECTOR**

31.05.2018

Counsel for the appellant present. Preliminary arguments heard and case file perused. Learned counsel for the appellant argued that he was working as Superintendent in the Higher Education Department. The appellant was transferred from GPGGC No.1 to GPGC Mansehra vide order dated 19.02.2018. That on 23.02.2018 transfer order dated 19.02.2018 was cancelled and again adjusted at GPGC No. 1 Abbottabad vide impugned order dated 27.02.2018. Feeling aggrieved he filed departmental appeal on 01.03.2018 which was not responded, hence, the instant service appeal. Learned counsel for the appellant confirmed that the appellant had completed normal tenure at Abbottabad. As he was at the verge of retirement, so wanted to spend the remaining service period at his home district Mansehra. Learned counsel for the appellant has also submitted a separate application for suspension of impugned transfer order.

Points urged need consideration. Admit subject to deposit of security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 26.06.2018 before S.B. Notice of suspension application be also issued to the respondents for the date fixed. *at camp court, Abbottabad.*

26.06.2018

Appellant Banaras Khan alongwith ~~his~~ counsel Sahib Khan, Advocate present. Due to ~~non deposit of~~ (AHMAD HASSAN) security and process fee notices could not be issued to the respondents. The learned counsel for the appellant stated at the Bar that they were not specifically asked nor explained in detail to deposit the security and process fee within 10 days and so in this respect made a request for condonation in the time limit fixed for deposit of security and process fee. Request is accepted and the appellant is given another chance to deposit the security and process fee within a week. Thereafter notices be issued to the respondents on main appeal as well on stay application. Case to come up for comments/reply on main appeal as well as reply on stay application on 19.07.2018 before S.B at camp court A/Abad.

Appellant Deposited  
Security & Process Fee

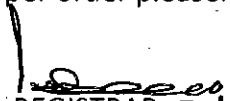

  
Chairman

Camp court, A/Abad

Form -A  
FORM OF ORDER SHEET

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

Case No. 762/2018

S.No.	Date of Order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	31/05/2018	<p>The appeal of Mr. Banaras Khan presented today by Mr. Sahib Khan Advocate may be entered in the Institution register and put up to the Wrothy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR 31/5/18</p> <p>The case is entrusted to S.B Bench for preliminary hearing to be put up there on <u>31-05-2018</u></p> <p style="text-align: right;"> CHAIRMAN</p>

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

Service Appeal No. 762 /2018

Banaras Khan Superintendent son of Muhammad Sarwar Khan, resident of College Doraha, Tehsil & District Mansehra.

...APPELLANT

VERSUS

Secretary Higher Education, Govt. of Khyber Pakhtunkhwa, Peshawar & others.

...RESPONDENTS

**SERVICE APPEAL**

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5.	Photocopy of certificate transfer of charge dated 05/03/2014	15	"B"
6.	Photocopy of order dated 19/02/2018	16	"C"
7.	Photocopy of letter dated 23/02/2018	17	"D"
8.	Photocopy of the letter dated 27/02/2018	18	"E"
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Banaras Khan  
...APPELLANT

Through

Dated: 31/05/2018

(SAHIB KHAN)  
Advocate, Abbottabad



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

Service Appeal No. 762 /2018

Banaras Khan Superintendent son of Muhammad Sarwar Khan, resident of College Doraha, Tehsil & District Mansehra.

...APPELLANT

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 1021

Date 31-5-2018

VERSUS

1. Secretary Higher Education, Govt. of Khyber Pakhtunkhwa Peshawar.
2. Director Higher Education, Govt. of Khyber Pakhtunkhwa Peshawar.
3. Principal Govt. Girls Post Graduate College, No.1, Abbottabad.
4. Principal Govt. Post Graduate College, Mansehra.
5. Muhammad Sabir, Superintendent, Govt. Post Graduate College, Mansehra.

...RESPONDENTS

Filed to-day

Registrar

31/5/18

**SERVICE APPEAL UNDER ARTICLE 4 OF KPK  
SERVICE TRIBUNAL ACT, 1974, AGAINST THE  
IMPUGNED ORDER OF DIRECTOR HIGHER  
EDUCATION, GOVT. OF KHYBER**

PAKHTUNKHWA PESHAWAR/ RESPONDENT NO.2  
BEARING ENDST NO.6114-18 DATED 23/02/2018  
CANCELING THE TRANSFER OF APPELLANT  
ORDERED VIDE LETTER BEARING ENDST  
NO.5481-90/GPGC, HARIPUR DATED 19/02/2018.  
APPELLANT AGAIN TRANSFERRED FROM GOVT.  
GIRLS POST GRADUATE COLLEGE NO.1  
ABBOTTABAD TO GOVT. POST GRADUATE  
COLLEGE NO.1, ABBOTTABAD VIDE LETTER  
BEARING ENDST NO.6416-20 DATED 27/02/2018  
ISSUED BY RESPONDENT NO.2.

---

**PRAYER:** ON ACCEPTANCE OF THIS APPEAL;

- A). THE IMPUGNED ORDERS OF RESPONDENT  
NO.2 BEARING ENDST NO. 6114-18 DATED  
23/02/2018 AND ENDST NO. 6416-20 DATED  
27/02/2018 MAY GRACIOUSLY BE  
CANCELLED BEING ILLEGAL, UNLAWFUL,  
MALAFIDE, CAPRICIOUS AND AGAINST  
THE NATURAL JUSTICE.
- B). THE 1<sup>st</sup> ORDER OF TRANSFER OF  
APPELLANT BEARING ENDST NO.5481-  
90/GPGC, HARIPUR DATED 19/02/2018 BE

UPHELD, RESTORED AND MAINTAINED  
WITH COSTS THROUGHOUT.

---

**Respectfully Sheweth:-**

Brief facts of the case are as under:-

1. That the appellant's date of birth is 12/05/1959 and he hails from district Mansehra. He joined the departmental service on 30/04/1979 and shall retire from service during May 2019. Photocopy of CNIC is attached as Annexure "A". The appellant has reported at GGPG College Abbottabad on 01/03/2014. In this connection, photocopy of certificate transfer of charge dated 05/03/2014 is attached as Annexure "B". The correct name of the appellant is Banaras Khan.
2. That the appellant has since been transferred from GGPG College No.1 Abbottabad to GPGC Mansehra vide order of respondent No.2 bearing Endst No. NO.5481-90/GPGC, Haripur dated

19/02/2018. Photocopy of which is attached as Annexure "C".

3. That immediately after 4 days, respondent No.2 cancelled the transfer of appellant and respondent No.5, vide his letter bearing Endst No. 6114-18 dated 23/02/2018 unlawfully, illegally with malafide intentions and under political influence. Photocopy of letter is attached as Annexure "D".
4. That after cancellation of 1<sup>st</sup> transfer order dated 19/02/2018 on 23/02/2018, the respondent No.2 after clear 4 days again transferred the appellant vide his order/letter bearing Endst No.6416-20 dated 27/02/2018 from Govt. Girls Post Graduate College No.1 Abbottabad to GPG College No.1, Abbottabad illegally, with malafide intentions and under political influence. Photocopy of the letter dated 27/02/2018 is attached as Annexure "E".
5. That the appellant applied to the Secretary Higher Education, Govt. of Khyber Pakhtunkhwa respondent No.1 for withdrawal/cancellation of the order of respondent No.2 bearing Endst No. 6114-18 dated 23/02/2018 under which the transfer of

appellant ordered vide letter of respondent No.2 bearing Endst No. NO.5481-90/GPGC, Haripur dated 19/02/2018 from Govt. Girls Post Graduate College No.1 Abbottabad to Govt. Post Graduate College, Mansehra has been cancelled. The appellant also requested for restoration of 1<sup>st</sup> transfer order bearing Endst No. NO.5481-90/GPGC, Haripur dated 19/02/2018. Photocopy of application dated 01/03/2018 is attached as Annexure "F". His application may graciously be treated as departmental appeal. Photocopy of postal receipt No.1430 dated 02/03/2018 is also attached as Annexure "G".

6. That the appellant has applied for his transfer to home station i.e Mansehra due to domestic problems and also completed his tenure at Abbottabad. His application duly strongly recommended by the principal of GGPG College No.1 Abbottabad dated 15/12/2017 was submitted to respondent No.1. Photocopy of application is attached as Annexure "H".
7. That no reply, whatsoever has been received from respondent No.1 as yet.

8. Hence, being aggrieved by the aforesaid orders of respondent No.2, the instant appeal is being filed, inter-alia amongst other, on the following grounds:-

**GROUND:-**

- a. That 1<sup>st</sup> transfer of the appellant ordered vide letter bearing Endst No.5481-92/GPGC Haripur dated 19/02/2018 is justified/correct. He is on the verge of retirement having less than 01 year remaining service, while being resident of District Mansehra.
- b. That the appellant applied for his transfer to home station i.e Mansehra, but no reply to his request has been received from respondent No.1 as yet.
- c. That cancellation of his transfer after 04 days by respondent No.2 is totally illegal, unjust, malafide against the natural justice and under political influence, vide his order dated 23/02/2018.

- d. That after cancellation of 1<sup>st</sup> transfer vide order of respondent No.2 dated 23/02/2018, the appellant has been transferred again from GGPG College No.1 Abbottabad to GPG College No.1 Abbottabad vide order of respondent No.2 dated 27/02/2018 as described above.
- e. That these acts took place within 08 days whereby principles of natural justice have been ignored which acts are unlawful, void, malafide, illegal and against the natural justice because the appellant is being unnecessarily and wrongfully harassed and dragged while on the verge of retirement. He may be transferred to home station at his stage of his service (less than one year).
- f. That respondent No.2 has not treated the appellant in accordance with the law and rules of justice but arbitrarily, harshly and in malafide manner and with political influence.

- g. That the appellant performed his duties diligently and without any adverse remarks during the entire service.
- h. That it has been held by the courts of law that the authority has no right to issue transfer orders repeatedly and specially in this case to harass the appellant, hence, impugned orders mentioned against prayer clause "A" are liable to be set aside.
- i. That the impugned order mentioned against prayer clause "A" are not sustainable in the eyes of law, hence, liable to be set aside.
- j. That the present appeal is well within time.
- k. That other points shall be urged at the time of arguments.

It is therefore, humbly prayed that;

- A). The impugned order of respondent No.2 bearing Endst No. 6114-18 dated 23/02/2018 and Endst



No. 6416-20 dated 27/02/2018 may graciously be cancelled being illegal, unlawful, malafide, capricious and against the natural justice.

- B). The order of transfer of appellant bearing Endst No.5481-90/GPGC, Haripur dated 19/02/2018 be upheld, restored and maintained with costs throughout.

*Bamarath*  
...APPELLANT

Through

Dated: 31/05/2018

*Sahib Khan*  
(SAHIB KHAN)  
Advocate, Abbottabad

**VERIFICATION:-**

Verified on oath that the contents of foregoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.



31/5/2018

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

Service Appeal No. \_\_\_\_\_/2018

Banaras Khan Superintendent son of Muhammad Sarwar Khan, resident of College Doraha, Tehsil & District Mansehra.

...APPELLANT

**VERSUS**

Secretary Higher Education, Govt. of Khyber Pakhtunkhwa Peshawar & others.

...RESPONDENTS

**SERVICE APPEAL**

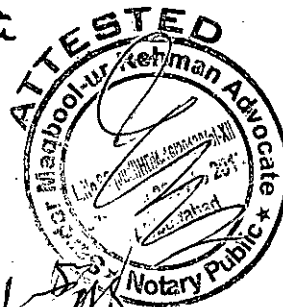
**AFFIDAVIT**

I, Banaras Khan Superintendent son of Muhammad Sarwar Khan, resident of College Doraha, Tehsil & District Mansehra, do hereby solemnly affirm and declare that the contents of foregoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

*Banaras Khan*  
DEPONENT

Identified by

*Sahib Khan*  
Advocate  
SAHIB KHAN  
Advocate, Abbottabad



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

Service Appeal No. \_\_\_\_\_/2018

Banaras Khan Superintendent son of Muhammad Sarwar Khan, resident of College Doraha, Tehsil & District Mansehra.

...APPELLANT

**VERSUS**

Secretary Higher Education, Govt. of Khyber Pakhtunkhwa Peshawar & others.

...RESPONDENTS

**SERVICE APPEAL**

**ADDRESSES OF THE PARTIES**

Respectfully Sheweth:-

Addresses of the parties are as under:-

Banaras Khan Superintendent son of Muhammad Sarwar Khan, resident of College Doraha, Tehsil & District Mansehra.

...APPELLANT

**VERSUS**

1. Secretary Higher Education, Govt. of Khyber Pakhtunkhwa Peshawar.
2. Director Higher Education, Govt. of Khyber Pakhtunkhwa Peshawar.
3. Principal Govt. Girls Post Graduate College, No.1, Abbottabad.
4. Principal Govt. Post Graduate College, Mansehra.
5. Muhammad Sabir, Superintendent, Govt. Post Graduate College, Mansehra.

...RESPONDENTS

...APPELLANT

Through

Dated: 31/05/2018

*Banaras Khan*  
...APPELLANT  
*Sahib Khan*  
(SAHIB KHAN)  
Advocate, Abbottabad

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

Service Appeal No. \_\_\_\_\_/2018

Banaras Khan Superintendent son of Muhammad Sarwar Khan, resident of College Doraha, Tehsil & District Mansehra.

**...APPELLANT**

**VERSUS**

Secretary Higher Education, Govt. of Khyber Pakhtunkhwa Peshawar & others.

**...RESPONDENTS**

**SERVICE APPEAL**

APPLICATION FOR SUSPENSION OF THE  
IMPUGNED ORDERS OF RESPONDENT NO.2  
BEARING ENDST NO. 6114-18 DATED 23/02/2018  
AND ENDST NO. 6416-20 DATED 27/02/2018 TILL  
FINAL DISPOSAL OF THE TITLED APPEAL.

---

---

Respectfully Sheweth;-

1. That the appellant has filed the titled appeal in this Honourable Tribunal, the contents of which may graciously be treated as a part of this application.

2. That the appellant has brought a good prima facie case which may ultimately be decided in his favour by this Honourable Tribunal.
3. That the balance of convenience is in favour of the appellant.
4. That in the presence of impugned orders referred to above, the appellant would suffer irreparable loss.

It is, therefore, prayed that on acceptance of this application the impugned orders of respondent No.2 bearing Endst No. 6114-18 dated 23/02/2018 and Endst No. 6416-20 dated 27/02/2018 be suspended till final disposal of the case.

*Banarash*

...APPELLANT

Through

Dated: 31/05/2018

*Sahib Khan Advocate*  
(SAHIB KHAN)  
Advocate, Abbottabad

**AFFIDAVIT**

I, Banaras Khan Superintendent son of Muhammad Sarwar Khan, resident of College Doraha, Tehsil & District Mansehra, do hereby solemnly affirm and declare that the contents of foregoing <sup>in application</sup> ~~application~~ are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

*Banarash*

DEPONENT

Identified by

*Sahib Khan Advocate*  
SAHIB KHAN  
Advocate, Abbottabad



31/5/2018

14

A

حکومت پاکستان

قومی شناختی کارڈ

13503-7226431-9



نام: بنارس خان

جنس: مرد

والد کا نام: محمد سرور خان

شناختی کلاس: مذکور

تاریخ پیدائش: 12/05/1959

علی اربشد حلیم

Banars

دستخط مال کارڈ

دستخط رجسٹرار جنرل

*Attested*

*Sahib Khan*

Sahib Khan  
MA, B-Ed, LLB  
Advocate, Abbottabad

شناختی نمبر: 13503-7226431-9 \*خاندان نمبر: S52M7V\*

موجودہ پتہ: کلج دورابا، ڈاکخانہ کلج دورابا، ماہرہ

12369281473

مستقل پتہ: کلج دورابا، تحصیل و ضلع ماہرہ

تاریخ اجراء: 13/05/2010 تاریخ تسخیر: 30/04/2019  
مجسٹریٹ کارڈ ملنے پر قریبی لیٹر بکس میں ڈال دیں




Sahib Khan  
MA, B-Ed, LLB  
Ahwacate, Abbottabad

CERTIFICATE TRANSFER OF CHARGE

(15) B

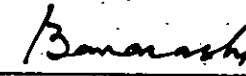
1. Certified that we have on the fore noon of this dated 01-03-2014 made over & received charge of this Office of the Principal Govt: Girls Postgraduate College No.1, Abbottabad.
2. Particulars of cash and important secret and confidential documents handed over or noted on the reverse:-

Signature of Relieved: 

Govt: Servant: Muhammad Javaid

Designation: Assistant

Station (G.G.P.G.C No.1, Abbottabad)

Signature of Relieving: 

Govt: Servant: Banaras Khan

Designation: Superintendent

Dated: 01-03-2014.

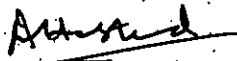
OFFICE OF THE PRINCIPAL GOVT: GIRLS POSTGRADUATE COLLEGE NO.1  
ABBOTTABAD


Endst No: 144-146

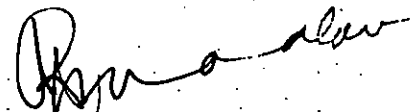
Dated: 5-3-2014

Copy to the:-

1. Director Higher Education, Khyber Pakhtunkhwa, Peshawar Vide Notification under Endst No. 4262-4317/A-167/CA-VII/Estt: Branch, dated 27-02-2014.
2. District Accounts Officer Abbottabad.
3. Official Concerned.



  
Sahib Khan  
MA, B-Ed, LLB  
Advocate, Abbottabad

  
PRINCIPAL  
GOVT: GIRL'S POSTGRADUATE COLLEGE NO.1  
ABBOTTABAD



(16)

'C'



**DIRECTORATE OF HIGHER EDUCATION  
KHYBER PUKHTUNKHWA,  
KHYBER ROAD PESHAWAR**

Phone # 091-9211025, 9210217, 9210242/Fax # 9210215

Email: [dhekpkipesh@gmail.com](mailto:dhekpkipesh@gmail.com)

Dated: 16/2/2018

**TRANSFER/ADJUSTMENT**

The following transfer of Superintendent/Assistant/Senior Clerk of Higher Education Department, Khyber Pakhtunkhwa are hereby ordered in the interest of public service with immediate effect.

S.No.	Name of official	Posted At	Remarks
1.	Mr. Javed Iqbal, Supdt., GPGC No. 1 Abbottabad	GPGC, Haripur	AVP
2.	Mr. Muhammad Sabir, Supdt., GPGC, Mansehra	GPGC No.1 Abbottabad	Vice S.No. 1
3. ✓	Mr. Muhammad Banaras, Supdt., GPGGC, No.1 Abbottabad	GPGC, Manshra	Vice S No.2
4.	Mr. Muhammad Javed, Supdt., GPGGC, Haripur	GPGGC No.1 Abbottabad	Vice S No.3
5.	Mr. Javed Akhtar, Assistant, GPGC No.1 Abbottabad	GPGGC, Haripur	Vice S No.4 (in his own pay and scale)
6.	Mr. Sajjad Aziz, Assistant, GGDC, Nelor Saidan	GPGC, No.1 Abbottabad	Vice S No.5
7.	Mr. Muhammad Tahir, Senior Clerk, (Repatriated from Irrigation Department)	GDC, Khwazakhela (Swat)	AVP

**Note:-**

- i. Charge report should be submitted to all concerned.
- ii. No T.A/D.A is allowed.
- iii. The transfer order of Mr. Javed Iqbal Senior Clerk, issued vide this office Endst. No. 1132-36 dated 09.01.2017 is hereby withdrawn.

**DIRECTOR, HIGHER EDUCATION**

Endst.No Sh 8190 /GPGC, Haripur.

Copy of the above is forwarded to the.

1. Principal, Govt; Post Graduate College No.1, Abbottabad
2. Principal, Govt; Post Graduate Collage, Mansehra
3. Principal, Govt; Post Graduate Girls College, Haripur
4. Principal, Govt; Post Graduate College, Haripur.
5. Principal, Govt; Degree College, Khwazakhela (Swat).
6. Principal, Govt; Degree College, Nelor Saidan (Abbottabad).
7. PS to Advisor to Chief Minister for higher Education, Khyber Pakhtunkhwa w/r to his letter No.PS/Min/HE/KP/2018 dated 16.02.2018.
8. PS to Minister for Irrigation w/r to his letter No.PS/Min/Sports/1-19/2017/126 dated 16.02.2018, with the remarks that the posts of GGC, Matta (Swat) has not yet sanctioned please.
9. District Account Officer concerns.
10. Officials concerned.

*Attested*

*Sahib Khan*  
**Sahib Khan**  
MA, B-Ed, LLB  
Advocate, Abbottabad

*3. B...*  
16/2/18  
**DY: DIRECTOR (ESTABLISHMENT)**



KHAYBER PAKHTUNKHWA,  
KHYBER ROAD PESHAWAR

Phone # 091-9211025, 9210217, 9210242/Fax # 9210215

Email: [dhckpkpesh@gmail.com](mailto:dhckpkpesh@gmail.com)

Dated: 23/2/2018

(17) 'D'

CANCELLATION:

The Competent Authority is pleased to cancel the transfer order of Mr. Muhammad Sabir, Supdt; vice S# 2 and Mr. Muhammad Banaras, Supdt; Vice S# 3 issued vide this office No.5481-90 dated 19.02.2018.

DIRECTOR, HIGHER EDUCATION

Endst.No. 6111-118/1

Copy of the above is forwarded to the:-

1. Principal, Govt. Postgraduate College, Mansehra.
2. Principal, Govt. Postgraduate Girls College, Abbottabad.
3. PS to Minister, for Higher Education Department.
4. District Account Officer, concerned.
5. Officer concern.

*[Signature]*  
BY: DIRECTOR (ESTABLISHMENT)

Attested

*[Signature]*  
Sahib Khan  
MA, B-Ed, LLB  
Advocate, Abbottabad



DIRECTORATE OF HIGHER EDUCATION  
KHYBER PUKHTUNKHWA,  
KHYBER ROAD PESHAWAR

Phone # 091-9211025, 9210217, 9210242/Fax # 9210215

Email: [dhekpkpesh@gmail.com](mailto:dhekpkpesh@gmail.com)

Dated: 27/2/2018

TRANSFER/ADJUSTEMENT

Mr. Muhamamad Banaras, Supdt. Govt. Girls Postgraduate College No.1, Abbottabad is hereby transferred in his own pay and scale against the vacant post of Superintendent at Government Postgraduate College No.1, Abbottabad in the interest of the public service.

Note:-

- i. Charge report should be submitted to all concerned.
- ii. No T.A/D.A is allowed.

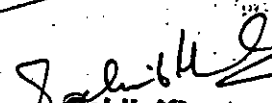
DIRECTOR, HIGHER EDUCATION

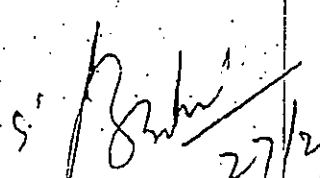
Encl. No. 1/16-2018

Copy of the above is forwarded to the:-

1. Principal, Govt. Girls Postgraduate College, Abbottabad.
2. Government Postgraduate College No.1, Abbottabad.
3. PS to Minister, for Higher Education Department.
4. District Account Officer, Abbottabad.
5. Official concerned.

Attested

  
Sahib Khan  
MA, B-Ed, LLB  
Advocate, Abbottabad

  
27/2/18  
DY: DIRECTOR (ESTABLISHMENT)

To,

The Honorable Secretary to Govt. of  
Khyber Pakhtunkhwa, Higher Education Department,  
Peshawar.

Regd. No. 1430 (19) 'F'  
Date 2/3/2018

Through: Proper Channel.

Subject: **APPLICATION AGAINST CANCELLATION ORDER NO. 6114-18 DATED 23-02-2018 ISSUED BY THE DIRECTOR HIGHER EDUCATION KHYBER PAKHTUNKHWA, PESHAWAR.**

Respected Sir,

With due respect this is to inform you that I belong to College Doraha Tehsil & District Mansehra. I was posted as Superintendent at Govt. Girls Postgraduate College No.1 Abbottabad since 01-03-2014 to date. (I have completed my four year tenure at Abbottabad). I was transferred/ adjusted vide Director Higher Education, Khyber Pakhtunkhwa, Peshawar vide his Endst No. 5481-90/GPGC Haripur dated 19-02-2018, from Govt. Girls Postgraduate College No.1 Abbottabad to Govt. Postgraduate College Mansehra Vide Serial No.2 (Muhammad Sabir Superintendent). Copy of order is submitted herewith please. I have submitted my Arrival Report on 20-02-2018 to the Principal Govt. Postgraduate College Mansehra for duty, but Principal stated that the proper charge will be handed over on 26-02-2018. Photo copy of arrival report is also submitted herewith please.

R/Sir,

I was attended on 26-02-2018 GPGC Mansehra for duty, but they refused to handed over charge due to the cancellation of order No. 6114-18 dated 23-02-2018 issued by the Director Higher Education, Khyber Pakhtunkhwa, Peshawar was handed over to me. Photo copy is also submitted herewith please.

Your good honour is requested that my 1<sup>st</sup> Transfer order issued by the Director Higher Education Khyber Pakhtunkhwa, Peshawar No. 5481-90 dated 19-02-2018 may kindly be reinstated and cancellation order No. 6114-18 dated 23-02-2018 may please be withdrawn or decision on my this application be recorded please, so that I would be able to knock the door of honorable court of law for grant of justice please.

Thanks.

Your Obediently

*Banaras Khan* 1/3/2018  
(BANARAS KHAN) Supdt: (Under Transferred)  
From GPGC No.1 Abbottabad  
CNIC No. 13503-7226431-9  
Cell No. 0332-891242

**OFFICE OF THE PRINCIPAL**  
**GOVT. GIRL'S POSTGRADUATE COLLEGE NO.1**  
**ABBOTTABAD**

Phone & Fax No. 0992-9310128  
E-Mail: ggcno1\_atd@yahoo.com



No. 223 /

Dated Abbottabad the 01/03/2018

Forwarded to the Secretary to Govt. of Khyber Pakhtunkhwa, Higher Education Department, Peshawar for favourable consideration please.

*Attested*  
*Sahib Khan*  
Sahib Khan  
MA, B-Ed, LLB  
Advocate, Abbottabad

PRINCIPAL  
GOVT. GIRL'S POSTGRADUATE COLLEGE NO.1  
ABBOTTABAD  
PRINCIPAL  
Govt. Girl's Postgraduate  
College No.1 Abbottabad

A. Lavast, Abbottabad  
No. 8-Ed, LB  
Said Khan

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No. 1

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*Subscribed*  
*Sahib Khan*

**Sahib Khan**  
**MA, B-Ed, LLB**  
**Advocate, Abbottabad**

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The Honorable Secretary to Govt: of  
KhyberPakhtunKhwa Higher Education Department,  
Peshawar.

Through: **PROPER CHANNAL.**

Subject:- **APPLICATION FOR POSTING /ADJUSTMENT AT GOVT: POST  
GRADUATE COLLEGE MANSEHRA.**

Respected Sir,

With due respect this is to inform you that I belong to college Doraha Tehsil and district Masehra . I was posted as Superintendent at Government Girls Post Graduate college No:1 Abbottabad since 01-03-2014 to date I daily travelled from college Doraha (Manshra ) at 06:30 A.M to Abbottabad and back to home at 04:40 or 05:00P.M . I have also completed my Tenure at Abbottabad .My date of birth is 12-05-1959 and I was retire from Govt:/Service on 11-05-2019.

R/Sir

There is only one post of Superintendent in Govt: Post Graduate College Manshra and Mr. Muhammad Sabir Superintendent has been posted at that post which has also been completed his tenure .

R/ Sir,

You are requested that I may kindly be posted at my home station at Govt: Post Graduate College Manshar and Mr. Muhammad Sabir Superintendent may please be adjusted in my place as I am facing a lot of domestic problem at my home and there is no one to look after my home problem in my absence please.

Note:- Photo copy of posting order, Charge Report copy ,CNIC and SSc Certificate are attached herewith please.

Thanks

Your Obediently

*Dated 15-12-2017*

*Banaras Khan*  
(BANARAS KHAN) Supdt:  
At GGPGC No.1 Abbottabad  
CNIC No: 13503-7226431-9  
Cell No:0332-8912422

OFFICE OF THE PRINCIPAL GOVT: GIRLS POST GRADUATE COLLEGE NO.1 ABBOTTABAD

NO

*609*

DATE

*15/12/2017*

Strongly recommended and forwarded to the Director Higher Education KhyberPakhtunKhwa Peshawar. that the applicant may please be recommended for posting at Manshra on ~~his~~ own request and he is completed his Tenure at this college. His date of taking over charge is 01-03-2014 and his date of Birth 12-05-1959 as per record of this college please.

*Sahib Khan*  
**Sahib Khan**  
MA, B-Ed, LLB  
Advocate, Abbottabad

*Banasar*  
**PRINCIPAL**  
GOVT: POST GRADUATE GIRLS  
COLLEGE NO. 1 ABBOTTABAD.



DBA number 126  
 BC No. 10-0992  
 Name of Advocate صاحب خان

S.No. 73643



HEAD CLERK  
District Bar Association  
Abbottabad

وکالت نامہ

بعدالت صاحب سروس ٹریبونل ضابطہ تختہ خواہ - لٹاورد  
 عنوان: بنام سید مس خان  
 منجانب: اپیلانٹ  
 نوعیت مقدمہ: سروس اپیل  
 باعث تحریر آنکہ: لٹاورد

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے بیروی و جوابدہی برائے پیشی یا تصفیہ مقدمہ بمقام لٹاورد کے لیے  
**صاحب خان ایڈووکیٹ - اپیلانٹ**

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بروقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر مظہر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ کسی جگہ یا کچہری کے اوقات سے پہلے یا پیچھے یا روز تعطیل بیروی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ کچہری کے علاوہ کسی اور جگہ سماعت ہونے پر یا روز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختار کے واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داختمہ صاحب موصوف مثل کردہ ذات منظور و مقبول ہوگا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کرنے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس پر ثالثی و راضی نامہ و فیصلہ برحلف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا اور بصورت جانے بیرونجات از کچہری صدر اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا قرتی یا گرفتاری قبل از گرفتاری و اجراءے ڈگری بھی صاحب موصوف کو بشرط ادا سنگی علیحدہ مختارہ بیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکور یا اس کے کسی جزوی کاروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے وکیل کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ ہر جائنہ التوا پڑے گا وہ صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی بیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے کہ مندرجہ۔۔۔  
 مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔۔۔  
 مورخہ 31/05/2018  
 دن 31 ماہ 05 سال

Accepted  
 Signature

Sahib Khan  
 MA, B.Ed, LLB  
 Advocate, Abbottabad

بنام صاحب خان ولد محمد سروس خان سکنہ کالج دوراہہ لٹاورد  
 کتب خانہ و پبلشر (اپیلانٹ) 13503-7226431-9

اے کہ جس کا احاطہ متعلقہ زمینوں  
 کی طرف سے کیا گیا ہے وہ زمینیں  
 انہیں ان کے اصل مالکوں کے پاس  
 واپس لے کر دیا جائے گا۔  
 اے کہ جس کا احاطہ متعلقہ زمینوں  
 کی طرف سے کیا گیا ہے وہ زمینیں  
 انہیں ان کے اصل مالکوں کے پاس  
 واپس لے کر دیا جائے گا۔

(مقررہ لکھنؤ) کے متعلقہ زمینوں کے  
 حوالہ سے یہ حوالہ دیا گیا ہے۔  
 3253-5018

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اے کہ جس کا احاطہ متعلقہ زمینوں  
 کی طرف سے کیا گیا ہے وہ زمینیں  
 انہیں ان کے اصل مالکوں کے پاس  
 واپس لے کر دیا جائے گا۔

District Board  
 Abohar