

Appeal No. 1137/2018

19.06.2019

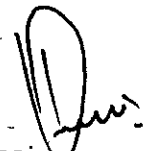
Counsel for the appellant present.

The case of appellant is that he was posted at GPS Jiggi Payan vide notification dated 14.03.2015 and has assumed the charge. The place of posting of appellant is a hard area where he had completed the tenure since long. On 14.02.2018 he applied to the District Education Officer (Male) District Mansehra for his adjustment in GPS Pakhwal where a post was about to be vacated. On 26.04.2018 an order was issued whereby respondent No. 4 was transferred from GPS Kumar Naka to GPS Pakhwal. The appellant submitted an application/departmental appeal to the Director, Elementary & Secondary Education Peshawar on 18.05.2018 which was not responded to.

Learned counsel argued the matter at some length and then stated that the appellant would be satisfied for the time being in case the respondent No. 2 is required to decide the departmental appeal of the appellant on merits.

Instant appeal is disposed of with the directions to concerned respondent to decide the departmental appeal within 30 days from receipt of copy of instant order. The appellant may pursue his legal remedy in case he is not satisfied with the outcome of proceedings.

File be consigned to the record room.



Chairman
Camp court, A/Abad

ANNOUNCED
19.06.2019

21.03.2019

None present on behalf of the appellant. Notice be issued to appellant and his counsel for attendance and preliminary hearing for 20.05.2019 before S.B at Camp Court Abbottabad.

MA

(Muhammad Amin Khan Kundi)
Member
Camp Court Abbottabad

20.05.2019

Counsel for the appellant present and requested for adjournment. Adjourned to 19.06.2019 for preliminary hearing before S.B at Camp Court Abbottabad.

20/05/19
MA



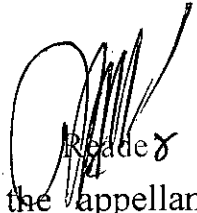
MA

(Muhammad Amin Khan Kundi)
Member
Camp Court Abbottabad

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1137/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	11/09/2018	<p>The appeal of Mr. Sagheer Ahmad received today by post through Mr. Muhammad Arshad Khan Tanoli Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p>
2-	14-9-18	<p style="text-align: right;"> REGISTRAR 11/9/18</p> <p>This case is entrusted to touring S. Bench at A.Abad for preliminary hearing to be put up there on <u>16-11-18</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
16.11.2018		<p>Clerk to 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 18.01.2019 at camp court Abbottabad.</p>
18.01.2019		<p>Appellant absent. Learned counsel for the appellant absent. Adjourn. To come up preliminary hearing on 21.03.2019 before S.B at Camp Court Abbottabad.</p> <p style="text-align: right;"> Member Camp Court A/Abad</p>

BEFORE SERVICE CHAIRMAN SERVICE TRIBUNAL
KHYBERPAKHTUNKHUWA

Appeal No. 1137/2018

Sagheer Ahmed PSHT Govt Primary School Jiggi Circle Sher Ghar, District
Mansehra.

...Appellant

VERSUS

Govt. of Khyber Pakhtunkhwa, Through Secretary KPK, Peshawar and
others.

...RESPONDENTS

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3.	Copy of Order Endorsement No 3961-4081 Dated 14-03-2015	11-13	B
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[Signature]
Appellant

Through Counsel

[Signature]
Muhammad Arshad Khan Tanoli
Advocate High Court Abbottabad

Dated : *21/5* /2018

Muhammad Arshad Khan Tanoli
Advocate High Court
Office No: 33 Adjacent to
Distt Bar Abbottabad

[Signature]
Waqar Orakzai
Advocate High Court

BEFORE THE CHAIRMAN SERVICE TRIBUNAL
KHYBERPAKHTUKHUWA

Service Appeal. No. 1137 /2018

Sagheer Ahmed S/O Shahzada Khan PSHT Govt Primary School Jiggi Circle Sher Ghar, District Mansehra.

...Appellant

Khyber Pakhtukhwa
Service Tribunal

Versus

Diary No. 1427

Dated 11/9/2018

1. Government of KPK, Through Secretary Elementary & Secondary Education.
2. Director Elementary & Secondary Education Peshawar.
3. District Education officer District Mansehra
4. Muhammad Farooq PSHT GPS Pakhwal District Mansehra.

...Respondents

Filed to-day

Registrar

11/9/18

SERVICE APPEAL UNDER SECTION 4 OF KPK
SERVICE TRIBUNAL ACT 1974 FOR DECLARATAION
TO THE EFFECT THAT THE APPELLELANT IS
PERMANENET RESIDENT OF UNION COUNCIL BEHALI
AND WAS SERVING IN GPS POTHA ADJQCENT TO
UNION COUNCIL BAHALI BUT RESPONDENT NO 3
TRANSFERRED THE APPELLANT FROM GPS POTHA TO

GPS JIGGI PAIN VIDE ORDER ENDORSEMENT NO 3961-4081 DATED 14-03-2015 WHICH IS 100 MILES AWAY FROM THE PLACE OF ABODE OF THE APPELLANT THEREFORE AFTER COMPLETION OF SERVICE TENURE HE APPLIED TO RESPONDENT NO 2 AND 3 FOR HIS TRANSFERRED FROM JIGGI PAIN TO GPS PAKWAL WHICH IS NEAR TO THE PLACE OF RESIDENT OF APPELLANT BUT RESPONDENT NO 3 WITHOUT LAWFUL JUSTIFICATION TRANSFERRED RESPONDENT NO 4 TO GPS PAKHWAL INSTEAD OF THE APPELLANT VIDE ENDORSEMENT NO 7023-27 DATED 26-04-2018 WHICH IS PERVERSE, DISCRIMINATORY AGAINST THE LAW AND POLICY AND THE SAME IS LIABLE TO BE SET-ASIDE.

PRAYER: ON ACCEPTANCE OF THE INSTANT SERVICE APPEAL IMPUGNED ORDER DATED 26-04-2018 MAY GRACIOUSLY BE SET-ASIDE AND RESPONDENTS MAY BE DIRECTED TO ISSUE TRANSFER ORDER OF THE APPELLANT FROM GPS JIGGI PAIN TO GPS PAKHWAL. ANY OTHER RELIEF WHICH THIS HONOURABLE TRIBUNAL DEEM APPROPRIATE IN THE CIRCUMSTANCES OF THE CASE MAY ALSO BE GRANTED TO THE APPELLANT:

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Respectfully Sheweth,

The facts forming the instant service appeal are arrayed as under:

- 1) That the Appellant is permanent resident of union council Behali and is serving in education Department for the last 30 years. Copy of domicile showing the residence of then appellant is attached as **Annexure "A"**
- 2) That the Appellant served the department with complete devotion, dedication and to the entire satisfaction of this superiors and left no stone unturned in smooth functioning of the schools where he served.
- 3) That respondent NO 3 instead of adjusting appellant in union council Behali or adjacent neighborhood council near the place of abode of the appellant as GPS Jiggi pain which is 100 miles away from his residence vide order Endorsement No 3961-4081 Dated 14-03-2015 which is attached as **Annexure "B"**.
- 4) That after completion of period of tenure in far flung hard areas, the appellant applied to respondent No 3 for posting from Government. Primary School Jiggi Pain to

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Government Primary School Pakhwal against the vacant post on 14-02-2018. Copy of Application Dated 14-02-2018 addressed to Respondent No. 3 is attached as **Annexure "C"**.

5) That respondent No.4 was promoted and transferred from GPS Jabbi No 1 to GPS Kumar Naka on 16-08-2016. Copy of transfer order of respondent No 4 is attached as **Annexure "D"**.

6) That respondent No.3 with malafide intention adjusted respondent No 4 from GPS Kinar Naka to GPS Pakhwal instead of the Appellant vide impugned order Endorsement No 7023-27 Dated 26-04-2018 is attached as **Annexure "E"**.

7) That feeling aggrieved, the appellant filed departmental appeal on the ground that respondent No.4 had not completed his service tenure required for transfer/adjustment but respondent No 2 did not bother to reply to the representation of the appellant. Copy of departmental representation dated 18-05-2018 is attached as **Annexure "F"**.

Hence, feeling aggrieved and dissatisfied, the instant Service appeal is being filed inter alia on the following grounds.

- a) That transfer order of respondent No.4 is illegal, perverse, against the law, against the tenure policy in vogue as well as malafide on the part of respondent No 3. Therefore impugned adjustment order dated 26-04-2018 is liable to be set-aside.
- b) That law demands that all the acts are to be done according to the prescribed procedure and policy but respondent department did not follow the tenure policy, and adjusted respondent No 4 at GPS Pakhwal having less tenure from one School to other, hence impugned adjustment order of respondent No 4 Dated 26-04-2018 is liable to be cancelled.
- c) That when law prescribe something which is to be done in a particular manner that must be done in that manner and not otherwise .The Appellant after completion of 3 years in far flung area of circle Sher Ghar is entitled as tenure policy to be

transferred from GPS Jiggi Pain to GPS Pakhwal
on the basis of tenure policy

- d) That respondent No 4 is a blue eyed chap and got his transfer at GPS Pakhwal due to political pressure and consideration. Hence, respondent No 3 by passed the order of merit which amounts to misconduct on his part, therefore, impugned transferred order 26-04-2018 is liable to be set aside.
- e) That matter relates to the terms and conditions of service, therefore this honourable tribunal has jurisdiction to entertain the instant Service Appeal of the Appellant.

Prayer:

On acceptance of the instant Service Appeal, impugned adjustment order of respondent No 4 dated 26-04-2018 may graciously be set aside and respondents departments may be directed to issue transfer order of the appellant from Jiggi Pain to GPS Pakhwal. Any other relief

which this honourable tribunal deem appropriate
in the circumstances of the case may also be
granted to the Applicant.

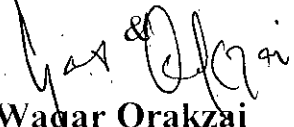


Appellant

Through Counsel


Muhammad Arshad Khan Tanoli
(Advocate High Court, Abbottabad)

Muhammad Arshad Khan Tanoli
Advocate High Court
Office No. 33 Adjacent to
Distt Bar Abbottabad


Waqar Orakzai
(Advocate High Court)

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.


Appellant

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**BEFORE THE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHUWA , PESHWAR**

Service Appeal. No. _____/2018

Sagheer Ahmed PSHT Govt Primary School Jiggi Circle Sher Ghar, District
Mansehra.

...Appellant

VERSUS

Govt. of Khyber Pakhtunkhuwa, Through Secretary KPK, Peshawar and
others.

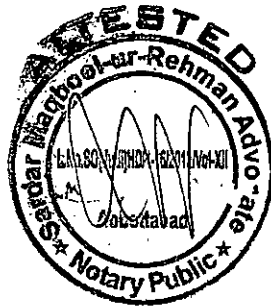
...RESPONDENT

SERVICE APPEAL

AFFIDAVIT

Sagheer Ahmed PSHT Govt Primary School Jiggi Circle Sher Ghar, 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.


DEPONENT



DOMICILE CERTIFICATE

A
P-9

born of parents who are permanently domiciled in N. W. F. Province
in this Province.

I was born at HUSSAINIYAN ... Tehsil MANSEHRA ...

District MANSEHRA ...

I passed Primary Examination from Hussainiyan ... SCHOOL PRIMAERY ...

Resident of HUSSAINIYAN ...

Tehsil MANSEHRA ...

District MANSEHRA ...

Sd/- Sagheer Ahmed ... Dated 15.8.81 ...

Pursuance to the declaration dated ...

Filed by Sagheer Ahmed ... S/o Shahzada ...

Tribe Tewale ... Section ... Sub Section ...

of ... Tehsil MANSEHRA ... District MANSEHRA ...

to the effect that he had been born of parents who are permanently domiciled in
N. W.F. Province having been born within to.

I have satisfied myself from ^{verification of T.O.} personal ~~my own~~ knowledge the above declaration is
true and certify accordingly.

Given under my hand and the seal of Court this ...

... 18 ... day of August ... 19 81

MAGISTRATE 1ST. CLASS



Countersigned
DISTRICT MAGISTRATE

Attested
Muhammad Arshad Khan Jaroli
Advocate High Court
Office No 33 Adjacent to
Distt Bar Abbotabad

A
P-9

10

میں نے اس پر دستخط کیا ہے۔ یہ ایک حقیقی اور درست دستخط ہے۔
1920-21

میں نے اس پر دستخط کیا ہے۔
17/8/81



17/8/81

Attested

[Signature]
Muhammad Arshad Khan Janoli
Advocate High Court
Office No 33 Adjacent to
[illegible]

بجسٹس

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OFFICE OF THE DISTRICT EDUCATION OFFICER (M) DISTRICT MANSEHRA

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NOTIFICATION

In pursuance of Government of Khyber Pakhtunkhwa Peshawar Notification No SO(B&A)/1-18/E&SE/2012 and Finance Department Notification No SO(FR)/FD/10-22(E)/2010 Dated 16/07/2012, and subsequently Notification Issued by the District Education Officer (Male) Mansehra Endst. No 3000-125 Notification PSHT Dated 27/02/2015 the following Primary School Head Teachers B15 are adjusted against vacant post of PSHT (B-15) with the following terms & conditions given below with effect from their taking over the charge.

S.#	S.L.N	Name of Teacher	Present School	Union Council	Adjusted School	Union Council
1	997 B	Aurangzeb	GPS Shah Kot	Behali	GPS Charach	Behali
2	1429	Saeed Isaheq	GPS Mohar Khurd	Sawan Mera	GPS Kangar Doga	Sawan Mera
3	1430	Muhammad Nawaz	GPS Chakli Ilyas	Lassan Nawab	GPS Chakli Ilyas	Lassan Nawab
4	1431	Muhammad Shoukat	GPS Kaith Sarash	Satbari	GPS Bela Sacha	Hangari
5	1432	Zakar Hussain	GPS Roh	G. H. Ullah	GPS Bakrian	Battal
6	1433	Muhammad Aslam	GPS Kaghan	Kaghan	GPS Seri Rajwal	Kaghan
7	1434	Muhammad Nazeer	GPS Ghanool	Ghanool	GPS Paprang	Ghanool
8	1436	Aurangzeb	GPS Makhani Gali	Karori	GPS Makhani Gali	Karori
9	1437	Shafiq Ur Rahn	GPS Tamain	Dhodial	GPS Nindhar	Bhogarmang
10	1444	Muhammad Nasim	GPS Dharra	Oghi	GPS Jabri Bazargay	Oghi
11	1445	Muhammad Riaz	GPS Trada	Hilkot	GPS Terhadda	Hilkot
12	1446	Muhammad Shafique	GPS Bandi Gulo No 2	Sawan Mera	GPS Bandi Gulo No 2	Sawan Mera
13	1447	Chan Ali Shah	GPS Kotli Bala	Ichrian	GPS Lamjini	Ichrian
14	1447 B	Jan Muhammad	GPS Moni-Dhamnala	Phulra	GPS Moni-Dhamnala	Phulra
15	1449	Fida Mohamid	GPS Sum	Sum	GPS Banda Sachan	Sachan
16	1450	Umar Zaman	GPS Khorian	Phulra	GPS Ghazikot	Phulra
17	1456	Muhammad Iqbal	GPS Jabba Yagoob	Lassan Nawab	GPS Jaba Yaqoob	Lassan Nawab
18	1459	Imdad Hussain	GPS Khudian	Lassan Nawab	GPS Khudian	Lassan Nawab
19	1461	Ishlaq Ahmad	GPS Saver	Hungrai	GPS Chukana	Hungrai
20	1463	Mashal Khan	GPS Chan Gali	Kathai	GPS Banda Sydian	Kathai
21	1465	Akhtir Naważ Khan	GPS Bherkund	Bherkund	GPS Sikandra	Malik Pur
22	1467	Muhammad Asif	GPS Hassari	Talhata	GPS Gulseri	Talhata
23	1468	Muhammad Hamayun	GPS Nawan Sher	Bandi Shungli	GPS Nawan Sher	Bandi Shungli
24	1469	Muhammad Banaras	GPS Bela Paris	Hungrai	GPS Kund	Hungrai
25	1473	Zahid Khan	GPS M. Zareen Shaheed	Sandser	GPS Neej Batla Pain	B/Shungli
26	1476	Muhammad Tariq	GPS Kangar Khola	Parian	GPS Kangar Khola	Parian
27	1477	Sain Muhtaj	GPS Kunar Dana	Mohandri	GPS Pattian	Mohandari
28	1478	Amjad Ali	GPS Gudwai	Attershisha	GPS Karori	Karori
29	1479	Muhammad Saleem	GPS Riaz Abad	Pherhina	GPS Bandi Kanth	Pherhina
30	1480	Umer Farooq	GPS Dulla Maira	Dhodial	GPS Dadi Dil Bani	Bhogarmang
31	1481	Delawar Khan	GPS Changali	Kathai	GPS Lamma Chikar	Kathai
32	1484	Sal Kheen	GPS Soach	Kaghan	GPS Soch	Kaghan
33	1486	Zulfiqar Khan	GPS Dulla Maira	Dhodial	GPS Basol	Bhogarmang
34	1487	Alan Zeb	GPS Oghra	Behali	GPS Lundi Tari	Shergarhh
35	1488	Niaz Muhammad	GPS Ichrian	Ichrian	GPS Karmong Bala	Battal
36	1489	Muhammad Hanif	GPS Inayat Abad	Inayat Abad	GPS Kandla	Battal
37	1491	Saeed Ur Rehma	GPS Jaloo	Jaloo	GPS Murad Abad	Jaloo
38	1492	Ghazi Khan	GPS M.M Pole	Sandser	GPS Chakal Bala	B/Shungli
39	1502	Aftab Iqbal Khan	GPS Lassan Thakral	Lassan Thakral	GPS Khumrian	Shergarh
40	1503	Azmat Ali	GPS Chajjari Bala	Bailian	GPS Chijri Pain	Bailian
41	1505	Nisar Ahmad	GPS Badhan	Dhodial	GPS Chinyani	Jabori
42	1506	Resham Khan	GPS Kunar Dana	Mohandri	GPS Naka Jareed	Mohandari
43	1507	Amjad Khurshid	GPS Mansehra No 1	City No 1	GPS Chappri	B/Shungli
44	1510	Mehmood Khan	GPS Pakha Timbari	Sum	GPS Kol Daibani	Sum
45	1512	Ali Gohar	GPS Bmlher	Nakka Pani	GPS Chamb	Nakka Pani
46	1513	Abdul Qayyum	GPS Andasi Phagol	Kaghan	GPS Rajwal	Kaghan
47	1514	Shabbir Ahmad	GPS Shalay No 2	Dhodial	GPS Sundhi	Jabori
48	1516	Mohd Hussain	GPS Nikki Mohri	Jabori	GPS Dabbar Katha	Jabori

Attested

Muhammad Arshad Khan Yanoli
Advocate High Court

Office No 33 Adjacent to
Dist Bar Abhanika

Sl. No.	Name	GPS Location	Shamdhra	GPS Lundi Tari	Shamdhra
1519	Muhammad Arif	GPS Jiskot	Dilbori	GPS Deedwar	Dilbori
1521	Abdul Shakoor	GPS Bhattian	Ghanool	GPS Kohali	Kuwal
1524	Muhammad Rafique	GPS Chapra Choshal	Hungrai	GPS Thunian	Kawai
1525	Ashfaq Ahmed	GPS Kulhary	Baffa	GPS Bakell	Battal
1532	Mansha Khan	GPS Badal Gran	Mohandri	GPS Badal Gran	Mohandari
1533	Khurshid Anwar	GPS Ghoar Bandi	Ghanool	GPS Patti Jareed	Mohandari
1536	Muhammad Miskeen	GPS Jabri Kalish	Shohal Mazullah	GPS Phogara	B/Shungli
1537	Arif Hussian Shah	GPS Jla Mará	Hamsheerian	GPS Hamsheerian	Hamsheerian
1538	Inyat Ur Rehman	GPS Khola	Ghanool	GPS Paitan Dheri	Kawai
1542	Nisar Khan	GPS Nawan Sher	Bandi Shungli	GPS Nawan Sher	Bandi Shungli
1543	Ghulam Hussian	GPS Jamal Mari	Kaghan	GPS Jamal Meri	Kaghan
1544	Altaf Hussian	GPS Oghi No. 1	Oghi	GPS Chinkot	Oghi
1545	Imtiaz Ahmad	GPS Batta Kundi	Kaghan	GPS Gulderi	Kaghan
1548	Hafeez Ur Rehman	GPS Chatta Batta	Sandser	GPS Dambori	C/Plain
1551	Muhammad Saddique	GPS Nor Sum	Shohal Mazullah	GPS Sunj	B/Shungli
1552	Sardar Bahadar	GPS Kalwal	Phulra	GPS Miána Gali	Phulra
1553	Muhammad Sabar	GPS Kails	Shanaya	GPS Kails	Shanaya
1554	Jan Muhammad	GPS Kalwal	Phulra	GPS Kamar Mari	Phulra
1555	Muhammad Salim	GPS Riaz Abad	Pherhina	GPS Batkarai	Shergarh
1556	Mian Muhammad Yousaf	GPS Chakka	Hungrai	GPS Baggar	Hungrai
1557	Sagheer Ahmad	GPS Potha	Behali	GPS Jiggi Payen	B/Shungli
1565	Khan Bahadar	GPS Bradar	Nakka Pani	GPS Ghazikot	Nakka Pani
1567	Mushtaq Ahmad	GPS Oghi No. 1	Oghi	GPS Hussian Banda	Oghi
1568	Ishliaq Khan	GPS Phulra	Phulra	GPS B. Khan Khel	Phulra
1570	M. Farooq	GPS Jageen	Satbani	GPS Banda Mandor	Hangari
1572	Gul Shaid	GPS Ghamian Seri	Darband	GPS Phuidar	Nakka Pani
1574	Kala Khan	GPS Madsarian	Phulra	GPS Jhokan	Lassan Naw
1575	Akhtar Zaman	GPS Darband	Darband	GPS Merhan	Darband
1579	Muhammad Akram	GPS Sinjee	Sawan Mera	GPS Sinjee	Sawan Mera
1583	Mian Abdur Rasheed	GPS Dhani Dhanoo	Mohandri	GPS Dheri Kamal Ban	Kaghan
1584	Shafiq Ur Rehman	GPS Nakka Pani	Nakka Pani	GPS Nakka Pani	Nakka Pani
1585	Dolat Khan	GPS Nazral Khand	Shanaya	GPS Darra	Shanaya
1586	Muhammad Arif	GPS Kiyara	Darband	GPS Hari Maira	Shergarh
1588	Muhammad Anwar	GPS Pandahar	Hungrai	GPS Naddi Hari Wala	Hungrai
1591	Badri Zaman	GPS Dhara	Baillian	GPS Suffaida Pahi	Oghi
1592	Muhammad Arif	GPS Khaki	Bherkund	GPS Makhayala	Karori
1593	Dildar Muhammad	GPS New Darband	Darband	GPS Dood Kot	Shanaya
1596	Ghulam Nabi	GPS Mandi	Satbani	GPS Dongi Seri	Kaghan
1597	Mumtaz Hussian	GPS Satbani	Satbani	GPS Lohar Banda	Kaghan
1599	Muhammad Ajmal	GPS Miána Gali	Phulra	GPS Tarmang	Phulra
1600	Mehboob Khan	GPS Brother	Nakka Pani	GPS Dokai Ghazikot	Nakka Pani
1601	Muhammad Akhtar	GPS Brother	Nakka Pani	GPS Angar Bain	Nakka Pani
1603	Ali Rehman	GPS Gallian	Pherhina	GPS Chana Ghazikot	Phulra
1607	Wajid Raza	GPS Symalbot	Baillian	GPS Shahtoot	Dilbori
1608	Muhammad Imtiaz	GPS Bission	Karnol	GPS Bai Baia	B/Shungli
1609	Arshad Naseem	GPS Kaighan	Labarkot	GPS Talesar Lam Naka	Labarkot
1610	Muhammad Fayyaz Khan	GPS Chore Kalan	Dilbori	GPS Ghanian	Dilbori
1611	Habib Ur Rehman	GPS Tanda	Tanda	GPS Dosum	Battal
1612	Mazhar Hussain	GPS Sumdhara	Shamdhra	GPS Charangada	Kathai
1613	Gul Faraz	GPS Afzal Abad	Shokar Abad	GPS Berian	Karori
1614	Qazi Muhammad Nawaz	GPS Gali Badral	Shergarh	GPS Narooli	Shergarh
1615	Sultan Ul Arifeen	GPS Jhagan	Bherkund	GPS Ramkot	Shergarh
1616	Wazir Ur Rehman	GPS Sahkot	Kathai	GPS Kundra	Kathai
1617	Latif Ur Rehman	GPS Bherkund	Bherkund	GPS Kharyala	Karori
1618	Sardar Bahadar	GPS Trada Panjool	Sachan	GPS Devli	Devli Jaba
1621	Muhammad Salim	GPS Bajna Mara	Tanda	GPS Jore Baffa	B/Shungli
1623	Nasir Mahmood	GPS Keri Nawaz Abad	Devli Jabar	GPS Halkai	Sachan
1625	M. Farooq	GPS Banda	Satbani	GPS Beesan Phagal	Kaghan
1626	Noor Ul Islam	GPS Koray	Ichrian	GPS Seri Bela	C/Plain
1627	Muhammad Sharif	GPS Darra Balakot	Balakot	GPS Lassa Darband	Kawai
1629	Muhammad Younas	GPS Chairan	Karori	GPS Haryala Shergarh	Karori
1630	Muhammad Rashid	GPS Ghazikot	Datta	GPS Haryala Mahse	Datta
1631	Dil Muhammad	GPS Hassa	Sarlat	GPS Seri Kaghan	Kaghan
1632	Shoukat Ali Khan	GPS Kotley Pian	Ichrian	GPS Charrian	Ichrian
1633	Muhammad Naheem	GPS Zaffar Median	City No 2	GPS Seri Gorla	Shergarh

Attested
 Muhammad Asghar Khan Janoli
 Advocate High Court
 Office No 33 Adjacent to
 Jinnah Park Abbottabad

15	1634	Arshad Mahmood	GPS Dabrian	Ghanool	GPS Phagal	Kaghan
16	1635	Mohamd Fayaz	GPS Mathil	Jabori	GPS Karichajri	Nawazabad
17	1636	Atiq Ur Rheman	GPS Seri Mehar Gul	Karori	GPS Seri Mehar Gul	Karori
18	1638	Muhammad Shakeel	GPS Qaziabad	Ichrian	GPS Chapra Bafa	Battal
119	1639	Syed Malang Shah	GPS Baillian	Bailian	GPS Barchar	Bailian
120	1640	Munir Ahmed	GPS Zameeri	Talhata	GPS Pattian	B/Shungli

TERMS AND CONDITIONS:-

1. They would be on probation for a period of one year extendable for another one year.
2. They will be governed by such rules and regulations as may be issued from time to time by the Government.
3. Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the E&D Ru 2011, framed from time to time.
4. Charge report should be submitted to all concerned.
5. Their inter se Seniority on lower post will remain intact.
6. No TA/DA is allowed for joining his duty.
7. They will give an undertaking to this effect to be recorded in their service Book.

Sd/-
DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA

Endst: No.3961-4081 Notification PSHT Dated 14/03/2015.

Copy forwarded for information and necessary action to the:-

1. The Director E&SE Khyber Pakhtunkhwa, Peshawar.
2. The Deputy Commissioner Mansehra
3. The District Monitoring Officer IMU Mansehra
4. District Accounts Officer Mansehra.
5. Deputy District Education Officer (Male) Mansehra.
6. Sub Divisional Education Officer (Male) Mansehra.
7. All ASDEO (M) Concerned
8. Office order file.

DY: DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA

Attested
Muhammad Arshad Khan Tanoli
Advocate High Court
Office No. 33 Adjacent to
Dist. Bar Abbottabad

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Annex 'B'

OFFICE OF THE SUB-DIVISIONAL EDUCATION OFFICER (MALE) MANSEHRA

MUTUAL TRANSFER

The following Mutual Transfer in 1/0 for following posts are hereby made, on their own pay and grade in the interest of public service with immediate effect.

S.No	Name of Teacher	From	To	Circle	Remarks
1	Muhammad Farooq PSHT	GPS No 1	GPS Kurrat Malak	Mansehra	View No
2	Muhammad Ayaz PSHT	GPS Kurrat Malak	GPS Guiser	Malakot	View No
3	Muhammad Asif PSHT	GPS Guiser	GPS Jabbi No 1	Malakot	View No

Note

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

Sd/-

SUB-DIVISIONAL EDUCATION OFFICER
(MALE) MANSEHRA

Encl: No. 1121/21 Dated 11/11/2010

Cop. 0. Initials should be there.

1. District Ad. Quat. Mansehra
2. AS-2EO (M) Mansehra
3. Teachers concerned
4. Office order file

SUB-DIVISIONAL EDUCATION OFFICER
(MALE) MANSEHRA

Muhammad Arshad Khan Tanoli
Advocate High Court
Office No 33 Adjacent to:
Dist Bar Abbottabad

OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER
(MALE) MANSEHRA

MUTUAL TRANSFER:

The following mutual transfer in r/o following PSHT are hereby made on their own pay and grade in the interest of public service with immediate effect.

S. No.	Name of Teacher	From	To	Circle	Remarks
1.	Muhammad Farooq PSHT	GPS Jabi No.1	GPS Kumar Nakka	Mansehra	Vice No.2
2.	Muhammad Ilyas PSHT	GPS Kumar Nakka	GPS Gulseri	Balakot	Vice No.3
3.	Muhammad Asif PSHT	GPS Gulseri	GPS Jabbi No.1	Balakot	Vice No.1

Note:

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

Sd/-
Sub Divisional Education Officer
(Male) Mansehra

Endst: No.1791-95 Dated 16/08/2016

Copy for information to the;

1. District Accounts Officer Mansehra.
2. ASDEO (M) Circle Concerned.
3. Teachers Concerned.
4. Office order file.

SUB Divisional Education Officer
(Male) Mansehra

خدمت خطاب ڈسٹرکٹ ریجنل انسپکشن آف سیریز اور ڈی ایچ او منسہرہ

عنوان :- درخواست برائے ایف ڈی جیٹ

P-14

جناب عالی

مذکورہ بالا سب سے متعلق درخواست دہندگان کی درخواست پر اسٹیٹ منسٹر آف
جسٹس ہائی کورٹ میں ڈی ایچ او (منسہرہ) نے درخواست منسہرہ اور ڈی ایچ او
اور ڈی ایچ او کو ایف ڈی جیٹ میں ایف ڈی جیٹ خالی ہونے والی ہے
لہذا درخواست گزار کے لئے ایف ڈی جیٹ میں ایف ڈی جیٹ منسٹر آف
جسٹس ہائی کورٹ

عین ٹرانزیشن ہوگی

الغرض

14/2/18

عمران احمد
مدرسہ اسلامیہ منسہرہ

Forwarded to the SDEO (M) Attested
Manshera for O/A PL

Muhammad Iqbal Khan Tancu
Advocate High Court
Office No: 33 Adjacent to
Distt 3rd Abbottabad

A.S.D.E.O (Male)
Circle
Manshera
14/2/18

Annex 'E'

OFFICE OF THE DISTRICT EDUCATION OFFICER (MALE) MANSEHRA

ADJUSTMENT

P-16

Consequent upon the approval of the competent authority, the following Teachers are here by adjusted on their own pay and grade in the interest of public service with effect from the date of their taking over charge.

S. No	Name & Designation	From	To	Remarks
1.	Muhammad Hanif PSHT	GPS Pakhwal	GPS Kangar Gari	Against vacant post
2.	Muhammad Farooq PSHT	GPS Kumar Naka	GPS Pakhwal	Vice No 1


Note. Charge report should be submitted to all concerned.
No. TA/DA & TG is allowed.

Sd/-
DISTRICT EDUCATION OFFICER
(MALE) MANSEHRA

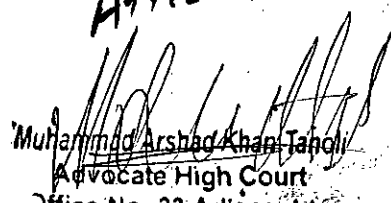
Endst: 7023-27 / File Transfer adjustment/PSTs Dated Mansehra the 26/4 /2018.

Copy of the above is forwarded to the:-

- 1 Sub Divisional Education Officer (Male) Mansehra.
- 2 District Accounts Officer Mansehra.
- 3 District Monitoring Officer Mansehra
- 5 ASDEO Concerned.
- 6 Teachers Concerned.


DY: DISTRICT EDUCATION OFFICER
(MALE) MANSEHR

Attested


Muhammad Arshad Khan Tandon
Advocate High Court
Office No 33 Adjacent to
Dist 3rd Abhattabad

21/5/18

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PEO(M) Mangrove
Director
Elementary & Secondary Education
District Abbottabad

حضرت جناب ڈائریکٹر صاحبہ کو تحفہ تعلیم صوبہ خیبر پختونخوا

عنوان: اسل برائے آرڈر نمبر 7023-27 (Less Tenure)

جناب عالی!

گزارشات درج ذیل ہیں۔

1. سائل نوٹیفیکیشن نمبر 408-3961 حوض 2018/05/14

سیدیل نمبر 70 پر تعینات کیا گیا۔ اس جیل بائیں سکول سیرنگھو اوچی ماہرہ

2. سائل نمبر حوض 14⁰²/₂₀₁₈ کو اس کے پکوال ماہرہ کیلئے اپنی درخواست دفتری پر اسسٹنٹ کلرک کے جمع کروادی تھی۔ متعلقہ افسران نے سائل کو انتظار کرنے کا کہا تھا۔

اسی دوران میں سائل کی پر اسسٹنٹ درخواست اور سائل کے Tenure کو نظر انداز کرتے مذکورہ پوسٹ پر حوض 26⁰⁴/₀₁₈ کو انڈوسٹنٹ نمبر 7023-27 کے تحت تفریق

نامی پوسٹ کا آرڈر کر دیا گیا ہے۔

21/05/18

3. مذکورہ پوسٹ کا (Tenure) بھی نہیں ہے اور نہ ہی وہ پوسٹ پر لگتا ہے۔

لہذا اسل بڈا کے ذریعہ عرض ہے۔ سائل کا ہارڈ ایپریا میں (Tenure) بھی ہے۔

سائل کی حلقہ 1/1 میں مذکورہ پوسٹ بھی ہے سائل کے ساتھ ہونے والی ناانصافی کا ازالہ فرمایا جائے۔

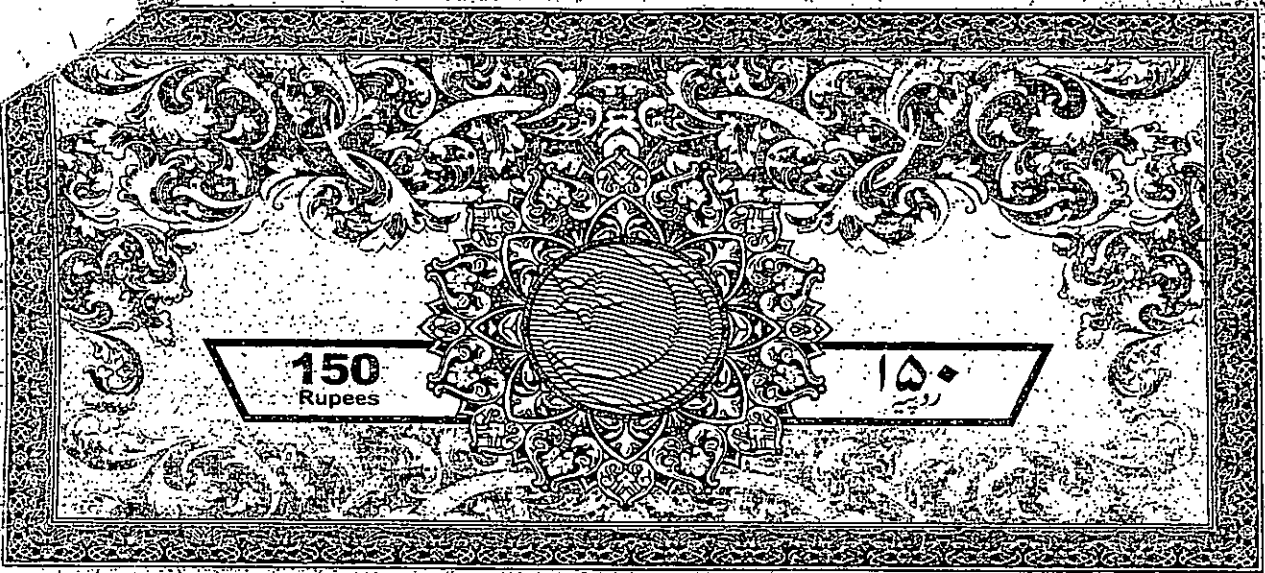
جناب کی عین قول میں ہوئی۔

القارئین

سائل صاحبہ کا PSHT نوٹیفیکیشن پر اسل سکول جیل بائیں سکول سیرنگھو اوچی ماہرہ

18/5/18

Attested
Muhammad Arshad Khan Janohi
Advocate High Court
Office No 33 Adjacent to
Dist Bar Abbottabad



خدمت جناب ڈپٹی کمشنر صاحب سندھ سٹیٹ
 لاہور: درخواست برائے حصول استحقاق:

حضرت عالی!

گزارش خدمت چھ ماہ سے سٹیٹ ٹیڑھا ماسٹریہ کاروائی اور عدالت کے لئے
 اسکالہ سے بارڈر اپریا اوکی سکول ٹیڑھو ڈی ایچ جیل ہاؤس میں نکتہ PSHT
 صدر پٹیہ پٹیہ منشی سرانجام دے رہا ہے۔ سٹیٹ کی حلقہ کے پاس PSHT کے کوالیفیکیشن
 میں پوسٹ خالی ہونے سے تین ماہ قبل دفتر کی کاروائی مکمل کرنے کے بعد ہی کئے درخواست
 دی ہے۔ عرصہ تین مہینے سے سٹیٹ کا تیس منڈنگ میں رکھا گیا ہے۔ اور رقم 2604/218
 کو منظور ہونے پر ایک جونیئر PSHT ٹیڑھو کا آرڈر کر دیا گیا ہے جو کہ نہ تو
 سپریمڈ بنا ہے۔ اور نہ ہی اسکی حلقہ کے ان وغیرہ ہے۔
 لہذا استدعا عرض کی جاتی ہے کہ اس آرڈر کو کنسلرٹن کا اور سٹیٹ
 کا اس پوسٹ پر ڈی ایچ کے کوالیفیکیشن میں آرڈر کرنے کا حکم صادر فرمایا جائے۔
 تاکہ سٹیٹ کے ساتھ ہونے والی نا انصافی کا ازالہ ہو سکے۔

منا کی عین وزارت 03-0

Attested
 [Signature]

Muhammad Asad Khan Janol
 Advocate High Court
 Office No 33 Adjacent

العارض
 سٹیٹ منشی سرانجام PSHT گورنمنٹ ہائی اسکول جیل ہاؤس ٹیڑھو ماسٹریہ

[Signature]

شناختی کارڈ نمبر 13503-87/2624-7

فون نمبر 0348-9566584

جناب ڈسٹرکٹ ایجوکیشن آفیسر صاحب، مردانہ، ضلع اسماعیہ

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عنوان: درخواست میرے حصول استحقاق

ضابطہ عالی!

گزارش خدمت جدید سائل نے مورخہ 02/04/2018 کو سبجکٹ کے تعلق سے

کلیئر ایسی درخواست دہری پر اس سبجکٹ کے تعلق سے کروا دی تھی۔ سائل کو

انتظار کرنے کا کہا گیا۔ فروری سے تاحال سائل منتہ کر رہا ہے۔ مورخہ 26/04/2018

کو مذکورہ پوسٹ پر محمد فاروق سبجکٹ کے تعلق سے ایک بکھوال میں آرڈر ہوئی

جو کہ ایسا ٹینور بھی پورا نہیں ہے۔ اس مذکورہ سبجکٹ کا سبب یہ بھی تقریباً

ایک سال ہے اور جبکہ سائل کا عرصہ سٹارٹ ہے تین سال سے ہارڈ ایئر سیکل

سے گروہ میں اپنے فرائض منصبی سرانجام دے رہا ہے۔

لہذا سائل کے ساتھ ہونے والی نا انصافی کا ازالہ کرنے سے اس آرڈر

کے سائل کا مذکورہ بالا سکول کی پوسٹ پر آرڈر کیا جائے۔

ضابطہ عالی میں نوٹس کی ہوگی

Attached to

Muhammad Asghar Khan Tandon
Advocate High Court
Office No 33 Adjacent to
Dist Bar Abbottabad

SD/2018
put up with comments

القائم
میں صفحہ 14 PSHT گورنمنٹ ایمری سکول جیٹی بائیں سیکل سٹارٹ ہو گیا
02/05/18

Received
on. 2-5-2018

Headmaster
Govt. P.S. School

[Signature]

کورٹ فیس

وکالت نامہ

Service Tribunal KPK Peshawar بعدالت

Sagheer Ahmed PSHI نام Govt of KPK etc عنوان:

Appellant منجانب:

Service Appeal نوعیت مقدمہ:

باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب دہی کل کاروائی متعلقہ آں مقام

M. Arshad Khan Tanoli Adv Hc

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا نیز وکیل

صاحب موصوف کو کرنے راضی نامہ و تقرر ثالث و فیصلہ بر حلف و دینے اقبال دعویٰ اور بصورت دیگر ڈگری

کرانے اجراء وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت

ضرورت مقدمہ مذکور کی کل یا کسی جزوی کاروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی

بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا

ساختہ پر داختہ مجھ کو منظور و قبول ہوگا۔ دوران مقدمہ جو خرچہ و ہرجانہ التوائے مقدمہ کے سبب ہوگا اس کے

مستحق وکیل صاحب ہوں گے۔ نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا

حد سے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں

کوئی جز و بقایا ہو تو وکیل صاحب موصوف مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست برآمد

استجارت نالاش بصیغہ مفلسی کے دائر کرنے اور اس کی پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

المترقوم: 7/9/08

بمقام: Abbabab

KHYBER PAKHTUNKWA SERVICE TRIBUNAL, PESHAWAR

No. 1120 /ST Dated 26 / 6 / 2019


To

The Director E&SE,
Government of Khyber Pakhtunkhwa,
Peshawar.

SUBJECT: - ORDER IN APPEAL NO. 1137/2018, MR. SAGHEER AHMAD.

I am directed to forward herewith a certified copy of order dated 19.06.2019 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.