

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR.

Service Appeal No. 48/2022

Date of Institution ... 13.01.2022

Date of Decision ... 15.07.2022

Noreen, Associate Professor/Principal, Government Degree
College, Barikot, Swat. ... (Appellant)

VERSUS

The Government of Khyber Pakhtunkhwa through Chief Secretary,
Government of Khyber Pakhtunkhwa and four others.
... (Respondents)

MR. MALIK AMJID INAYAT,
Advocate --- For appellant.

MR. MUHAMMAD ADEEL BUTT,
Additional Advocate General --- For official respondents.

MR. SALAH-UD-DIN --- MEMBER (JUDICIAL)
MS. ROZINA REHMAN --- MEMBER (JUDICIAL)

JUDGMENT:

SALAH-UD-DIN, MEMBER:- Precisely stated the facts giving rise to filing of the instant service appeal are that the appellant while posted as Associate Professor/Principal (BPS-19) at Government Girls Degree College Barikot Swat was transferred and posted as Principal Government Girls Degree College Chamla Buner against vacant post, while private respondent No. 5 namely Mst. Seema Associate Professor (BPS-19) was transferred from Government Girls Degree College Chamla Buner and posted as Principal Government Girls Degree College Barikot Swat vide impugned Notification dated 29.12.2021. The same was challenged by the appellant through filing of departmental appeal, which was not responded, hence the instant service appeal.

2. Respondents failed to submit reply/comments despite several opportunities being given to them, therefore their

right of submission of reply/comments was struck off vide order dated 25.04.2022.

3. Learned counsel for the appellant has contended that the appellant was performing her duties with zeal and zest, however vide the impugned transfer/posting order, she has been transferred to a far flung area in district Buner with mala-fide intention and in sheer violation of Transfer/Posting Policy; that the appellant being a female is also suffering from Diabetes mellitus as well as Hypertension, which fact is supported through report of Standing Medical Board as available on the record; that the appellant has already served for about two years on the existing post and in case, the competent Authority wanted to transfer her, the appellant was entitled to have been transferred to Peshawar; that the husband of the appellant is working as Computer Operator in District Judiciary at Peshawar, therefore, in view of spouse policy too, the appellant was entitled to have been transferred to Peshawar, which right of the appellant has also been protected under Article 35 of the Constitution; that the respondents have violated the rights of the appellant available to her under Articles 4, 9, 18 and 25 of the Constitution; that the appellant is an Associate Professor (BPS-19), therefore, it was required that the summery of her transfer should have first been sent to the competent Authority, however no summery of her transfer was sent to the competent Authority, therefore, the impugned transfer/posting Notification is void ab-initio to the extent of transfer of the appellant; that according to Posting/Transfer Policy, transfers are required to be made strictly in public interest and not for the purpose of victimizing any government servant, however in case of the appellant, she has been transferred in order to victimize her because she had sent complaint against an Assistant Professor, who is having links with local MPA.

4. On the other hand, learned Additional Advocate General for official respondents has argued that as the tenure of the appellant was complete, therefore, she was transferred to District Buner; that transfer of the appellant was made in

public interest and the allegations of the appellant regarding mala-fide are wrong and baseless; that in view of Section-10 of Khyber Pakhtunkhwa Civil Servants Act, 1973, the appellant is bound to serve anywhere in the province, therefore, her appeal being devoid of any merit may be dismissed with cost.

5. We have heard arguments of learned counsel for the parties and have perused the record.

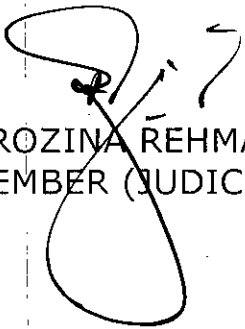
6. A perusal of the record would show that the appellant has alleged that her husband is working as Computer Operator in District Judiciary and is posted at Peshawar. The appellant has taken specific plea in her appeal that she is suffering from Diabetes as well as Hypertension and had undergone two surgeries at Khyber Teaching Hospital Peshawar. In support of her illness, the appellant has annexed copy of report dated 07.04.2021 of Standing Medical Board. The same plea was taken by the appellant in her departmental appeal too, however the appellate Authority did not decide the departmental appeal one way or the other. In order to facilitate posting of husband and wife at the same station, Government of Pakistan Cabinet Secretariat Establishment Division has issued OM No. 10/30/97-R.II dated 13th May 1998, wherein it has been categorically mentioned that a request for posting by a spouse facing serious medical problems may be accorded highest priority. Similarly, it has also been mentioned in posting/transfer policy that in case of posting of husband/wife, both in provincial services, effort where possible would be made to post such persons at one station subject to public interest.

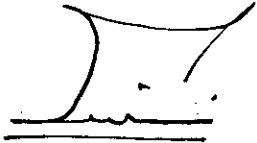
7. The husband of the appellant is posted at Peshawar, while the appellant has been transferred to District Buner vide the impugned posting/transfer order. Keeping in view the socio-economic problems, the appellant as well as her husband would definitely be subjected to hardships in case of their posting at different stations. Private respondent No. 5 namely Seema Gul Associate Professor Botany

(BPS-19), who has been transferred to Government Girls Degree College Barikot Swat is having no grievance against the impugned posting/transfer order as she is allegedly belonging to District Swat. In order to meet the ends of justice, it deem appropriate that the appellant be transferred to District Peshawar as she is having good case for her transfer to Peshawar on the strength of spouse policy as well as her alleged illness.

8. In view of the above discussion, the impugned transfer order to the extent of the appellant stands set-aside and it is directed that she may be appointed in any college situated in urban area of District Peshawar. The appeal in hand is disposed of accordingly. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
15.07.2022


(ROZINA REHMAN)
MEMBER (JUDICIAL)

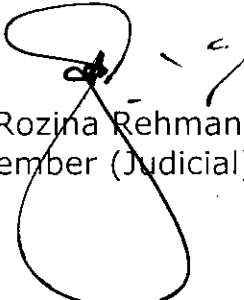

(SALAH-UD-DIN)
MEMBER (JUDICIAL)

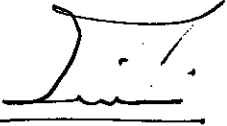
ORDER
15.07.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for official respondents No. 1 to 4 present. Husband of private respondent No. 5 present. Arguments heard and record perused.

Vide our detailed judgment of today, separately placed on file, the impugned transfer order to the extent of the appellant stands set-aside and it is directed that she may be appointed in any college situated in urban area of District Peshawar. The appeal in hand is disposed of accordingly. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
15.07.2022


(Rozina Rehman)
Member (Judicial)


(Salah-Ud-Din)
Member (Judicial)

Posting and Transfer

Appellant

Statutory Provision.

Section 10 of the NWFP Civil Servants Act, 1973.

Posting and Transfer. Every civil servant shall be liable to serve anywhere within or outside the Province, in any post under the Federal Government, or any Provincial Government or Local authority, or a Corporation or body set up or established by any such Government:-

Provided that nothing contained in this section shall apply to a civil servant recruited specifically to serve in a particular area or region;

Provided further that, where a civil servant is required to serve in a post outside a service or cadre, his terms and conditions of service as to his pay shall not be less favourable than those to which he would have been entitled if he had not been so required to serve.

Posting/transfer policy of the Provincial Government.

- i) All the posting/transfers shall be strictly in public interest and shall not be abused/misused to victimize the Government-servants
- ii) All Government servants are prohibited to exert political, Administrative or any other pressures upon the posting/transfer authorities for seeking posing/transfers of their choice and against the public interest.
- iii) All contract Government employees appointed against specific posts, can not be posted against any other post.
- iv) Existing tenure of posting/transfer of three (03) years for settled areas and two (02) years for unattractive/hard areas shall be reduced to two (02) years for settled areas, 01 ½ years for unattractive areas and one year for hard areas.
- v) ⁷⁹[]

⁷⁹ Para-1(v) regarding months of March and July for posting/transfer and authorities for relaxation of ban deleted vide letter No: SOR-VI (E&AD) 1-4/2008/Vol-VI, dated 3-6-2008. Consequently authorities competent under the NWFP Government Rules of Business, 1985, District Government Rules of Business 2001, Posting/Transfer Policy and other rules for the time being in force, allowed to make Posting/Transfer subject to observance of the policy and rules.

- vi) ⁸⁰While making posting/transfers of officers/officials up to BS-17 from settled areas to FATA and vice versa approval of the Chief Secretary, NWFP needs to be obtained. Save Tehsildars/Naib Tehsildars within a division in respect of whom the concerned Commissioner will exercise the same power. Whereas, in case of posting/transfer of officers in BS-18 and above, from settled areas to FATA and vice versa, specific approval of the Governor, NWFP, shall be obtained.
- Provided that the power to transfer Political Tehsildars and Political Naib Tehsildars within FATA between different divisions shall rest in Additional Chief Secretary FATA.
- vi (a) All Officers/officials selected against Zone-I/FATA quota in the Provincial Services should compulsorily serve in FATA for at least eighteen months in each grade. This should start from senior most scales/grades downwards in each scale/grade of each cadre.
- vii) Officers may be posted on executive/administrative posts in the Districts of their domicile except District Coordination Officers (D.C.Os) and DPOs/Superintendent of Police (SP). Similarly Deputy Superintendent of Police (DSP) shall not be posted at a place where the Police Station (Thaana) of his area/residence is situated.
- viii) No posting/transfers of the officers/officials on detailment basis shall be made.
- ix) Regarding the posting of husband/wife, both in Provincial services, efforts where possible would be made to post such persons at one station subject to the public interest.
- x) All the posting/transferring authorities may facilitate the posting/ transfer of the unmarried female government Servants at the station of the residence of their parents.
- xi) Officers/officials except DCOs and DPOs/SPs who are due to retire within one year may be posted on their option on posts in the Districts of their domicile and be allowed to serve there till the retirement

⁸¹ DCOs and DPOs who are due to retire in the near future may also be posted in the District of their domicile subject to the condition that such posting would be against non-administrative posts of equivalent scales;

- xii) In terms of Rule 17(1) and (2) read with Schedule-III of the NWFP Government Rules of Business 1985, transfer of officers shown in column 1 of the following table shall be made by the authorities shown against each officer in column 2 thereof:

Outside the Secretariat		
1.	Officers of the all Pakistan Unified Group i.e. DMG, PSP including Provincial Police Officers in BPS-18 and above.	Chief Secretary in consultation with Establishment Department and Department concerned with the approval of the Chief Minister.
2.	Other officers in BPS-17 and above to be posted against scheduled posts, or posts normally held by the APUG, PCS(EG) and PCS(SG).	-do-
3.	Heads of Attached Departments and other Officers in B-19 & above in all the Departments.	-do-
In the Secretariat		
1.	Secretaries	Chief Secretary with the approval of the Chief Minister.
2.	Other Officers of and above the rank of Section Officers: a) Within the Same Department b) Within the Secretariat from one Department to another.	Secretary of the Department concerned. Chief secretary/Secretary Establishment.
3.	Officials up to the rank of Superintendent: a) Within the same Department b) To and from an Attached Department c) Within the Secretariat from one Department to another	Secretary of the Department concerned. Secretary of the Department in consultation with Head of Attached Department concerned. Secretary (Establishment)

- xiii) While considering posting/transfer proposals all the concerned authorities shall keep in mind the following:
- a) To ensure the posting of proper persons on proper posts, the Performance Evaluation Report/annual confidential reports, past and present record of service, performance on post held presently and in the past and general reputation with focus on the integrity of the concerned officers/ officials be considered.
 - b) Tenure on present post shall also be taken into consideration and the posting/transfers shall be in the best public interest.

⁸¹ Added vide Urdu circular letter No: SOR-VI (E&AD)/1-4/2005, dated 9-9-2005.

GOVERNMENT OF PAKISTAN
CABINET SECRETARIAT
ESTABLISHMENT DIVISION

(72)
For Approval

Islamabad, the 16th April, 2012

NOTIFICATION

S.R.O. 375, (I)/2012.--In exercise of the powers conferred by sub-section (1) of section 25 of the Civil Servants Act, 1973 (LXXI of 1973), read with Notification No.SRO 120(I)/98, dated the 27th February, 1998, the Prime Minister is pleased to direct that the following further amendment shall be made in the Civil Servants (Appointment, Promotion and Transfer) Rules, 1973, namely:-

In the aforesaid Rules, in rule 20-A, after sub-rule (3) the following proviso shall be inserted and shall deem to have always been so inserted, namely:-

"Provided that posting of serving husband and wife at the same station, unmarried female government servants at the place of residence of their parents/family and that of married female government servants at the place of residence/posting of their husbands who are not in government employment shall be exempted from the said rule".

(F. No.10/30/97-R-2)

A. Bashir
16/4/12
(Anjum Bashir Shaikh)
Deputy Secretary

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GOVERNMENT OF PAKISTAN
CABINET SECRETARIAT
ESTABLISHMENT DIVISION

No.10/30/97-R-2.

Islamabad, the 21st April, 2006.

OFFICE MEMORANDUM

SUBJECT:- POSTING OF MARRIED FEMALE GOVERNMENT SERVANTS AT THE PLACE OF RESIDENCE/POSTING OF THEIR HUSBANDS WHO ARE NOT IN GOVERNMENT EMPLOYMENT.

The undersigned is directed to state that keeping in view the socio-economic problems and hardships faced by husbands and wives in Government service due to posting at different stations of duty, the Establishment Division issued instructions/guidelines vide its O.M.No. 10/30/97-R-2, dated 13.5.1998 and 17.12.1999 to facilitate posting of husbands and wives at the same station and the posting of unmarried female civil servants at the place of residence of their parents/families. With a view to facilitate those female government servants whose spouses are not in government service or employed in the private sector or unemployed, it has been decided to extend the facility to this class of government servants also, to be able to serve at the place of residence of their spouses, irrespective of whether such spouses are employed with the Government, private sector, or even un-employed.

Amir-ul-Haq
(Amir-ul-Haq) 21/4/06
Deputy Secretary

Secretaries/Additional Secretaries Incharge
of the Ministries/Divisions.
Islamabad/Rawalpindi.

Copy to :-

Chief Secretaries, Government of the Punjab, Lahore/Sindh,
Karachi/NWFP, Peshawar and Balochistan, Quetta for information and further
necessary action.

A. Bashir Shaikh
(Ajum Bashir Shaikh)
Section Officer (R-II)

(66)

GOVERNMENT OF PAKISTAN
CABINET SECRETARIAT
ESTABLISHMENT DIVISION
.....

No.10/30/97-R.II

Islamabad, the 13th May, 1998.

OFFICE MEMORANDUM

Subject:- POSTING OF SERVING HUSBAND / WIFE AT THE SAME STATION.

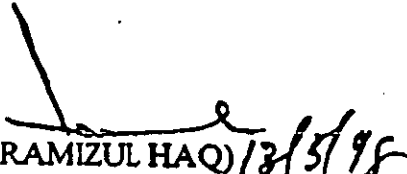
The undersigned is directed to state that Government has taken note of the socio-economic problems and hardships faced by husbands and wives in Government service due to posting at different stations of duty, and it has been decided to prescribe the following guidelines to facilitate posting of husband and wife at the same station:

- (i) Where a request is made for posting at a different station in the same department/service/cadre in which an employee is already serving, the request may be accepted subject to availability of a post in the same BPS.
- (ii) If a request involves temporary deputation to another department, it may be processed in consultation with the concerned department, and may be accepted on the prescribed terms of deputation subject to availability of a post in the same BPS.
- (iii) When a request is made for permanent transfer to/absorption in another department/agency, the request may be processed in consultation with the department concerned, subject to the condition that in the event of permanent transfer, seniority shall be determined in accordance with Rule 4 of the Civil Servants (Seniority) Rules, 1993.
- (iv) If there is a tie between two or more Government servants for posting at the same station in the same department/unit of an organization, the Government servant with greater length of service may be preferred.
- (v) Request for posting by a spouse facing serious medical problems may be accorded highest priority.
- (vi) Spouses already posted at one station, including those posted on deputation beyond the prescribed maximum period, may normally not be disturbed without compelling reasons of public interest. Requests for extension of

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deputation period beyond the permissible limit may be considered with compassion if interests of public service would permit.

2. The above guide-lines are subject to the following conditions:-
 - (i) Posting of husband and wife at the same station should not be made by dislocation of any Government servant already serving at a particular station unless his transfer is necessitated by compelling reasons of public interest or within the frame work of general policy of postings and transfers.
 - (ii) The prescribed selection authority should be consulted in each case.
3. All Government servants whose spouses are in Government service may be asked to furnish at the end of every calendar year the particulars of their spouses to their controlling Ministries/Divisions so as to facilitate maintenance of ICP Charts and upto-date monitoring of the situation.
4. The above guidelines may be circulated to the autonomous bodies under the charge of Ministries / Divisions for adoption, with such modifications, as may be considered necessary.


(M. RAMIZUL HAQ) 13/5/98
Senior Joint Secretary to the
Government of Pakistan

All Ministries / Divisions
Islamabad / Rawalpindi..

ARGUMENTS POINT

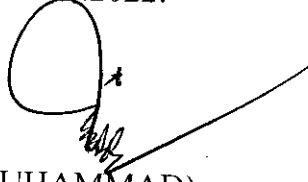
1. The transfer is against the settled principles/ rules as no summary has been put before the competent forum.
2. The appellant suffered due to Political victimization (as per transfer policy of government, All the posting/transfers shall be strictly in public interest and shall not be abused/misused to victimize the Government servants
3. A quote that "A face behind the case" which is Dr. Amjid Ali a local MPA/ housing minister.
4. Why it happened???? Actually on 04/09/2021, an untoward incident took place at the college and the matter was reported to the Director Higher Education Department (complaint is annexed), an independent inquiry was conducted against the delinquent Assistant Professor and all the complaints were proved against the said Ms. Khadia, Assistant Professor and her transfer from the college was recommended; however, only a warning (annexed) was issued to the said Assistant Professor, the said Assistant Professor has very much close nexus and influence over Local MPA/Minister Dr. Amjid Ali who forced the department for appellant transfer due to aforesaid incident and inquiry against her.
5. The transferee (transferred in) Ms. Seema Gul (Associate Professor) is presently residing at Dagger, Buner with her husband, who is also an Assistant Professor at Govt Degree College, Dagger, Buner and she could be easily accommodated at Girls college, situated at Chamla within the same district and situated close by.
6. Moreover, the said Seema Gul is the permanent resident of Ghaligay, Swat which is at the distance of 3-4 KM from the Barikot college, she was accommodated for her convenience, but the same fact of convenience was ignored in case of appellant and the appellant was put in hardship by transferring against Seema Gul to Chamla Buner.
7. The transfer order is made when the local government election schedule already announced and as per elections rules, during the said period no transfer order can be made.

8. The appellant is diabetic and hypertensive patient which is evident through report of Standing Medical Board (SMB) available on file.
9. Moreover, in colleges upto BPS-18 all the transfers are made on subject-wise basis whereas transfers of BPS-19 & 20 is based on availability of vacant post and vacant posts are available at Peshawar in GFCW college.
10. As per Transfer Policy, two (02) years for settled areas, 01½ years for unattractive areas and one year for hard areas. So keeping in view her medical condition and completing tenure the appellant is required to be posted at her home station on humanitarian ground also.
11. Wedlock policy is attracted to the case of petitioner as both spouses are in Provincial services and posting of both the spouses in one station is required to be made as per rules to protect the family under article 35 of the Constitution, (*Husband of the appellant is working as Computer Operator at District Judiciary at Peshawar*).
12. At the time of transfer, the appellant was on medical leave due to two surgeries (Discharge Slip annexed) and transfer/posting order of appellant shows the malafide.
13. The fundamental Rights of the Appellant, afforded to her and protected under Article 4,9,18 and 25 of the Constitution of Pakistan, are being violated.

It is therefore, humbly prayed that the impugned transfer notification be declared illegal and null and void and respondents be directed to transfer the appellant to GFCW, Peshawar and in alternate be retained as Principal at GGDC Barikot Swat till the availability of post at GFCW Peshawar

05.07.2022

Husband of the appellant on behalf of appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for official respondents No. 1 to 4 present. Husband of private respondent No. 5 present and requested for adjournment on the ground that learned counsel for private respondent No. 5 is busy in the august Peshawar High Court, Peshawar. Adjourned. To come up for arguments before the D.B on 15.07.2022.



(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

23.06.2022

Learned counsel for appellant present.

Mr. Muhammad Adeel Butt learned Additional Advocate General alongwith Qazi Ayaz Litigation Officer for official respondents No.1 to 4 present. Husband of private respondent No.5 present.

Learned AAG requested for a short adjournment in order to solve the problem of appellant as well as private respondent No.5. He is directed to do the needful at the earliest and file to come up for further proceedings on 29.06.2022 before the D.B.



(Fareeha Paul)
Member (E)



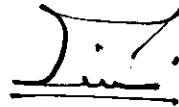
(Rozina Rehman)
Member (J)

29.06.2022

Husband of appellant on behalf of appellant present. Qazi Muhammad Ayaz alongwith Mr. Riaz Khan Paindakheil, learned Assistant Advocate General for official respondents No.1 to 4 present. Husband of private respondent No.5 present.

On the preceding date, Mr. Muhammad Adeel Butt, learned AAG requested for a short adjournment in order to solve the problem of appellant as well as private respondent No.5 but today, he is busy before Camp Court, D.I.Khan, therefore, case is adjourned to 05.07.2022 for arguments/further proceedings before the D.B.

(Rozina Rehman)
Member (J)



(Salah Ud Din)
Member (J)

26th May, 2022

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

Learned counsel for the appellant seeks time to argue the case on the next date. Adjourned but as a last chance. To come up for arguments on 01.06.2022 before D.B. The operation of impugned order shall remain suspended till final disposal of the appeal unless earlier vacated, and the no adverse action be taken against her in relation to the impugned transfer order.



(Fareeha Paul)
Member(E)



(Kalim Arshad Khan)
Chairman

01.06.2022

Appellant present through counsel.

Muhammad Adeel Butt, learned Additional Advocate General alongwith Lubna Farman AD (Litigation) for respondents present.

Due to paucity of time, instant case is adjourned. To come up for arguments on 23.06.2022 before D.B.



(Fareeha Paul)
Member(E)



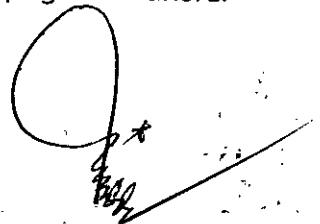
(Rozina Rehman)
Member (J)

Appeal No. 48/2022

31.03.2022

Counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG alongwith Mr. Jehanzeb, Supdt for respondents present.

Written reply/comments on behalf of respondents not submitted despite last opportunity. Representative of the respondents stated at the bar that the reply is under process and will be submitted on the next date. He requested for a short adjournment. Adjournment granted but as a last chance. To come up for written reply/comments on 25.04.2022 before S.B. The operation of impugned order shall remain suspended till final disposal of the appeal unless earlier vacated, and that no adverse action be taken against her in relation to the impugned transfer order.



(MIAN MUHAMMAD)
MEMBER(E)

25.04.2022

Husband of the appellant present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Jehanzeb, Supdt for respondents present.

Despite the opportunity of last chance granted to the respondents, as per order sheet dated 31.01.2022 and 31.03.2022, the requisite reply/parawise comments have not been submitted. The right of defense in respect of the respondents is therefore, stuck off and the case be posted before the DB for further proceedings on 26.05.2022. ~~31.03.2022~~ The operation of impugned order shall remain suspended till final disposal of the appeal unless earlier vacated, and that no adverse action be taken against her in relation to the impugned transfer order.



(MIAN MUHAMMAD)
MEMBER(E)

raised need consideration. The appeal is admitted to regular hearing, subject to all just and legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. File to come up for written reply/comments on 31.01.2022 before the S.B.

Prayer for interim relief has also been made at end of the memorandum of appeal for suspension of impugned posting/transfer order of the appellant till final disposal of the appeal, and that no adverse action taken against her. Notice of interim relief be also given to the respondents. The operation of impugned order shall remain suspended till final disposal of the appeal unless earlier vacated, and that no adverse action be taken against her in relation to the impugned transfer order.


Chairman

31.01.2022

Counsel for the appellant is present. Mr. Muhammad Adeel Butt, Addl. AG for the respondents present.

Written reply/comments are still awaited. Learned AAG seeks further time. Last opportunity is granted to the respondents to furnish reply/comments on next date, failing which their right for reply/comments shall be deemed as struck off. Case to come up on 31.03.2022 before S.B.


Chairman

Appellant Deposited
Security & Process Fee
13/01/22

Noreen

13.01.2022

Counsel for the appellant is present. Preliminary arguments have been heard.



Through this service appeal, the appellant has invoked the jurisdiction of this Tribunal seeking to challenge the transfer order dated 29.12.2021 whereby the appellant while posted as Associate Professor/ Principal (BS-19) at GGDC Barikot Swat has been transferred out and posted as Principal GGDC Chamla Buner against vacant post while the respondent No.5 posted as Associate Professor BS-19 at GGDC Chamla Buner has been transferred from the said post and posted as Principal GGDC Barikot instead of the appellant, by the same order. It has been contended on behalf of the appellant that she is holder of the domicile of District Peshawar and served at GGDC Barikot Swat almost for two years and as a matter of fairness, she was entitled to be transferred to her native district Peshawar after completing her tenure out station at Swat. Further, the Medical history of the appellant as discussed in the memorandum of appeal with supporting record was not warranting her transfer while she was on medical leave. It has also been contended that the appellant has been transferred by the impugned order to a far-flung area for no just reason constituting the public interest and apparently the impugned transfer seems to have been made to favour the respondent No.5. The learned counsel also submits with reference to an incident in the collage which resulted into enquiry against an Assistant Professor and he contends that due to local influence in political circles, involvement of political influence in transfer of the appellant may not be ruled out. Points

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ 48/2022 _____

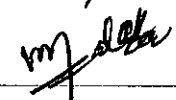
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	13/01/2022	<p>The appeal of Noreen submitted today by Mr. Malak Amjad Inayat Advocate, may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put up there on <u>13-01-2022</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

**BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR
CHECK LIST**

Case Title: Noreen vs Gout 2 KP.

S.#	Contents	Yes	No
1.	This appeal has been presented by: <u>Malik Amjad Inayat</u>		
2.	Whether Counsel / Appellant / Respondent / Deponent have signed the requisite documents?	✓	
3.	Whether Appeal is within time?	✓	
4.	Whether the enactment under which the appeal is filed mentioned?	✓	
5.	Whether the enactment under which the appeal is filed is correct?	✓	
6.	Whether affidavit is appended?	✓	
7.	Whether affidavit is duly attested by competent oath commissioner?	✓	
8.	Whether appeal/annexures are properly paged?	✓	
9.	Whether certificate regarding filing any earlier appeal on the subject, furnished?		
10.	Whether annexures are legible?	✓	
11.	Whether annexures are attested?	✓	
12.	Whether copies of annexures are readable/clear?	✓	
13.	Whether copy of appeal is delivered to A.G/D.A.G?	✓	
14.	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	✓	
15.	Whether numbers of referred cases given are correct?		
16.	Whether appeal contains cuttings/overwriting?		✓
17.	Whether list of books has been provided at the end of the appeal?		
18.	Whether case relate to this Court?	✓	
19.	Whether requisite number of spare copies attached?	✓	
20.	Whether complete spare copy is filed in separate file cover?	✓	
21.	Whether addresses of parties given are complete?	✓	
22.	Whether index filed?	✓	
23.	Whether index is correct?	✓	
24.	Whether Security and Process Fee deposited? on		
25.	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? on		✓
26.	Whether copies of comments/reply/rejoinder submitted? on		✓
27.	Whether copies of comments/reply/rejoinder provided to opposite party? on		✓

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name: MALIK AMJAD INAYAT
 Signature: 
 Dated: 12-01-2022

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

Appeal No. 48 /2022

Noreen, (Associate Professor/Principal)

VS

Government Khyber Pakhtunkhwa & Others

INDEX

S.N	Description of Documents	Annex	Pages
1.	Memo of Appeal		1-6
2.	Copy of Appointment as Associate Professor Notification dated 13/02/2020	A	7
3.	Copy of Appointment as Incharge Principal Order dated 06/04/2020	B	8
4.	Copy of appointment as Regular Principal Notification dated 17/11/2020	C	9 to 11
5.	Copy of Transfer Notification dated 29/12/2021	D	12
6.	Copy of Election Commission of Pakistan Notification dated 23/11/2021	E	13 to 15
7.	Copy of Standing Medical Board Report of appellatant	F	16
8.	Copy of Hospital Discharge Slip after Surgery of Appellant	G	17
9.	Copy of application for extension of medical leave of appellatant	H	18
10.	Copies of Warning, Complaint and Warning after Inquiry of Ms. Khadia (Assistant Professor of Urdu)	I, J & K	19 to 21
11.	Copy of Departmental Appeal dated 30/12/2021	L	22
12.	Affidavit		23
13.	Wakalat Nama		24

M. J. Khan

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

Khyber Pakhtunkhwa
Service Tribunal

Appeal No. 48 /2022

Diary No. 34
Dated 13/01/2022

Noreen, Associate Professor/Principal, Govt Girls Degree College, Barikot,
Swat..... **Appellant**

.....Versus.....

1. The Government of Khyber Pakhtunkhwa
Through Chief Secretary, Government of Khyber Pakhtunkhwa
2. The Higher Education, Achieve & Library Department
Through Secretary, Government of Khyber Pakhtunkhwa
3. Director, Directorate of Higher Education Department, Peshawar
4. Establishment Department, Government of Khyber Pakhtunkhwa
Through Secretary, Government of Khyber Pakhtunkhwa
5. Ms. Seema Gul, Associate Professor, GGDC, Chamla Buner

..... **Respondents**

**APPEAL U/S 4 OF KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL ACT, 1971, AGAINST THE
TRANSFER ORDER OF THE APPELLANT WHEREBY
SHE HAS BEEN TRANSFERRED/ POSTED
ILLEGALLY AND WITHOUT LAWFUL AUTHORITY
AND IN CONTRAVENTION OF BAN**

Filed to-day

Registrar

13/1/2022

Respectfully Submitted;

1. That the appellant is A Civil Servant and currently she is posted as Principal (in BPS-19) at Government Girls Degree College, Barikot, Swat with Respondent No. 2.

2. That initially, the Appellant had been appointed as lecturer on contract basis with the Higher Education Department vide notification dated 30/10/2014 and subsequently, her services alongwith those of others were regularized through an Act, passed by the Provincial Assembly of KP and she her services were regularized as Lecturer of Islamiyat (BPS-17).
3. That later on, the Appellant applied for the post of Associate Professor (in BPS-19) of Islamiyat through Public Service Commission of KP (advertisement No.03/2018) and, after qualifying the test and interview, the Appellant was recommended for the post and resultantly, was appointed as Associate Professor of Islamiyat (BPS-19) vide notification No. SO(C-1)HE/1-13/KP-PSC/Female_Islamiyat/2020 dated 13/02/2020 and then she was posted at Government Girls Degree College, Barikot, Swat.
(Copy of Notification is Annexure-A)
4. That the Appellant made arrival at Government Girls Degree College, Barikot, Swat on 15/02/2020.
5. That vide order dated 06/04/2020 the Appellant was posted as Incharge (pro tempore) Principal at the aforesaid college and later on, she was posted as regular Principal vide Notification bearing No. SO(E-1)/E&AD/9-88/200 dated 17/11/2020 of Establishment Department, Government of Khyber Pakhtunkhwa. After assuming the charge as Principal, the Appellant performed her duty with full zeal & zest and has left no stone unturned in order to improve the academic as well as developmental work in the college, which is evident from college performance during the tenure of the Appellant.
(Copies of Order & Notification are Annexure- B&C)
6. That vide notification bearing No. SO(C-1)/HED/Posting/Transfer dated 29/12/2021, the Appellant has been transferred as Principal to Govt Girls Degree College, Chamla Buner.
(Copy of Notification is Annexure-D)
7. That despite of the fact that the Election Commission of Pakistan has announced its schedule for upcoming local government election and

despite of a ban on transfer/posting in the said period, as per rules of Election Commission of Pakistan, the Appellant has been transferred, in utter violation of the ban.

(Copy of Notification is Annexure-E)

8. That the Appellant is domiciled at District Peshawar and has served at the present position for almost two years and, as per dicta, is entitled to be transferred to her native District Peshawar, after completing her tenure out station at Swat.
9. That the Appellant suffers from Diabetic & is Hypertensive and she has recently undergone two surgeries at Khyber Teaching Hospital (KTH) on 16/12/2021 and is on medical leave till 20/01/2022 and it is difficult for the Appellant to go through the ordeal of transfer and travel to such a remote area, with above stated medical status.

(Copies of Standing Medical Board Report, Discharge Slip and application for extension of medical leave are Annexure F, G& H)

10. That the husband of the Appellant is the employee of District Peshawar in Judiciary and under the rules; Spouse Policy is also attracted to the case of Appellant, as followed in the case of others.
11. That on 04/09/2021, an untoward incident took place at the college of Appellant, whereafter, warning was issued to Ms. Khadia Assistant Professor of Urdu and the matter was reported to the Director, Higher Education, Department, KP for further necessary action. Accordingly, an inquiry was conducted against the delinquent Assistant Professor which was duly proved against her and her transfer from the college was recommended; however, only a simple warning was issued to the said Assistant Professor.

(Copy of Warning, Complaint and Warning after Inquiry are Annexure, I, J& K)

12. It is pertinent to mention here that the said Assistant Professor has very much close nexus and influence over Local MPA/Minister.

13. That it is pertinent to mention here that, as per rules for transfer/posting of Associate Professor (BPS-19), a Proposal and Summery from Directorate should be submitted to the Higher Authority; however, in

the case of the Appellant, no proposal or summary was put up before the Establishment department.

14. That the Appellant filed departmental appeal on 30/12/2021 against the unwarranted and illegal transfer order; however, no response was given to the appellant within the prescribed time frame; hence, the instant appeal.

(Copy of Departmental Appeal is Annexure-L)

15. That the posting/transfer order of the Appellant is without any lawful authority and with no immediate need for the same. Furthermore, the Appellant has not requested for it and the said order is tainted with *malafide*. The Appellant has no other efficacious, efficient and proper remedy; thus, she is filing the instant appeal before this Honourable Tribunal in its constitutional jurisdiction after the lapse of the period of 15 days (in the matter pertaining to the transfer of Civil Servants), amongst other, on the following grounds;

GROUND:

- a. **Because** the impugned transfer/posting order is based on *malafide* and is inherently illegal, unlawful and without jurisdiction on the score of ill-will involved in the order of transfer/posting and is; thus, liable to be set aside.
- b. **Because** the transferee (transferred in) Ms. Seema Gul (Associate Professor) is presently residing at Dagger, Buner with her husband, who is also an Assistant Professor at Govt Degree College, Dagger, Buner and she can be easily accommodated at Girls college, situated at Chamla within the same district and situated close by.
- c. **Because the transfer order of the Appellant is in violation of the Posting/transfer policy of the Provincial Government, which reads as follows;**
 - i. *All the posting/transfers shall be strictly in public interest and shall not be abused/misused to victimize the Government servants*

- ii. *All Government servants are prohibited to exert political, Administrative or any other pressures upon the posting/transfer authorities for seeking posing/transfers of their choice and against the public interest.*
 - iii. *Existing tenure of posting/transfer of three (03) years for settled areas and two (02) years for unattractive/hard areas shall be reduced to two (02) years for settled areas, 01½ years for unattractive areas and one year for hard areas*
 - iv. *Regarding the posting of husband/wife, both in Provincial services, efforts where possible would be made to post such persons at one station subject to the public interest*
- d. **Because** Respondents has issued the transfer/posting order of appellant with *mala fide* intention, which order is illegal and unlawful. The actions on the part of the Respondents are seriously in negation of the Constitution of the Islamic Republic of Pakistan and the Civil Servant Act.
- e. **Because**, before taking the impugned action, the respondents have not adopted the due process of law.
- f. **Because** the fundamental Rights of the Appellant, afforded to her and protected under Article 4,9,18 and 25 of the Constitution of Pakistan, are being violated.
- g. **Because** the actions and inactions of the Respondents proclaim their own *malafide*.
- h. **Because** the Appellant has got the Fundamental Rights to be treated in accordance with the law and, the treatment meted out to her is for considerations other than legal and she has been deprived of her rights, duly guaranteed to her by the Constitution of Pakistan.
- i. **Because** the Respondents cannot be allowed under the law to pass any illegal and whimsical order.

- j. **Because** the Appellant has not been treated in accordance with the law; hence, her rights, secured and guaranteed under the Law, are violated.
- k. **Because** the Appellant has completed her tenure out Station and she ought to be adjusted/transfer to her home station but her legitimate expectation as per policy has been ignored by the Respondents.
- l. **Because** the Appellant prays to be allowed to raise any further grounds at the time of her oral arguments before the Honourable Court, highlighting further contraventions of the provision of the Constitution & law which adversely affect the Appellant.

PRAYER

In view of the above, it is humbly requested that this Honorable Tribunal may graciously be pleased to declare the transfer/posting of the appellant as illegal, unlawful against the norms of justice. *corum non iudice* and to Direct the Respondents to immediately withdraw the impugned order and transfer the appellant to GFCW, Peshawar (her home station) or in the alternate, to be retained as Principal at Govt Girls Degree College, Barikot to meet the end of justice. Any other relief, which this Honourable Tribunal deems appropriate in the circumstances and fitness of the case, may also be granted.


INTERIM RELIEF

May it please this Honourable Court to suspend the impugned order of posting/transfer of the appellant till the final disposal of the appeal, and that no adverse action be taken against her.


APPELLANT

Through

Dated: 12/01/2022


Malik Amjid Inayat
Advocate
High Court, Peshawar
Cell: 03339135363

⑦ Annex = "A"



GOVERNMENT OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT
CIVIL SECRETARIAT

REGISTERED

DATED 13TH February, 2020

NOTIFICATION

NO.SO(C-1)/HE/1-13/KP-PSC/Female Islamivat/2020. Consequent upon the recommendations of Khyber Pakhtunkhwa Public Service Commission, the Competent Authority is pleased to appoint the following recommendees as Female Associate Professor (BPS-19) in the subject of Islamiyat at Higher Education Department with immediate effect with the following terms and conditions and to post them against the vacant posts in the Colleges noted against their names:-

S#	Name with Father Name	Domicile / Zone	Adjusted at	Remarks
1	Salma Habib D/O Habib Shah	Peshawar / 2	As Associate Professor (BPS-19) at GGDC, Rustam, Mardan	AVP
2	Shahida Akhtar D/O Muhammad Nisar	Swabi / 2	As Associate Professor (BPS-19) at GGDC, Maneri (Swabi)	AVP
3	Nazish Qazi D/O Qazi Zain U Din	Dir Lower / 3	As Associate Professor (BPS-19) at GGDC, Hangu	AVP
4	Asia Noreen D/O Ghulam Sarwat	Lakki Marwat / 4	As Associate Professor (BPS-19) at GGDC, Lakki Marwat	AVP
5	Noreen D/O Mohib Gul	Peshawar / 2	As Associate Professor (BPS-19) at GGDC, Barikot, Swat	AVP

TERMS AND CONDITIONS:

- They will have all rights / privileges contained in Khyber Pakhtunkhwa Civil Servants Act, 1973 and rules made there under.
- The appointees should join their posts within *thirty (30) days* of the issuance of this Notification, failing which it shall be presumed that they are not interested to join the same. Charge Report shall be submitted to all concerned. The Director, Higher Education Khyber Pakhtunkhwa, Peshawar shall furnish a certificate to the effect that the appointees have joined their posts or otherwise, after one month of the issuance of this Notification.
- In case of disciplinary matters, Khyber Pakhtunkhwa Civil Servants Act, 1973 and Khyber Pakhtunkhwa Civil Servants (*Efficiency & Disciplinary*) Rules, 2011 shall be applicable.
- They will be on probation for a period of *one (01) year*, extendable for another one year in terms of Rule-15 of Khyber Pakhtunkhwa, Government Servants (*Appointment, Promotion & Transfer*) Rules, 1989.
- They will undergo mandatory training for the purpose of promotion, as the case may be.
- They will get pay, i.e initial pay of *BPS-19* including usual allowances as admissible under the rules. They will be entitled to annual increment like other Civil Servants.
- Their appointment will be subject to verification of their testimonials / documents.

SECRETARY
HIGHER EDUCATION DEPARTMENT

P.T.O

ATTESTED
Attested
myself

ENDST: NO. & DATE EVEN.

Copy forwarded to the:

1. Principal Secretary to Governor, Khyber Pakhtunkhwa.
2. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
3. Accountant General Khyber Pakhtunkhwa, Peshawar.
4. Director, Higher Education Khyber Pakhtunkhwa, Peshawar.
5. Director Recruitment, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
6. District Accounts Officers in concerned Districts.
7. Director General Information, Khyber Pakhtunkhwa.
8. Principal(s) of concerned College(s).
9. PS to Chief Secretary, Khyber Pakhtunkhwa.
10. PS to Secretary Establishment, Khyber Pakhtunkhwa.
11. Manager, Govt. Printing Press, Peshawar.
12. PS to Secretary to Govt. of Khyber Pakhtunkhwa, Higher Education Department.
13. Director (*HEMIS*), Higher Education Department.
- ✓ 14. Officers concerned.
15. Master File.


(RIAZ)

SECTION OFFICER (COLLEGES-1)

⑧ Annex: 'B'

TO BE SUBSTITUTED EVEN WITH SAME NUMBER AND DATE



**DIRECTORATE OF HIGHER EDUCATION
KHYBER PAKHTUNKHWA
RANO GHARI, NEW CHAMKANI CHOWK, PESHAWAR**

Tel # 001-2050027 / 2050015 Fax # 001-2200101
E-mail: dhkpkpesh@peshawar.gov.pk Facebook.com/hkpkpeshawar Twitter.com/hkpkpeshawar

Dated Peshawar the 06/04/2020

Cell of Branch A-12, M/s. A.S. Arif, Peshawar

OFFICE ORDER

Consequent upon retirement of regular Principals of following Govt. Colleges (Female), following officers are hereby declared as Incharge Principals of the colleges mentioned against each, with immediate effect till further orders.

S.#	Name & Designation	College Name	Remarks
1.	Ms. Jamila Abida, Professor of English (BPS-20)	GC (W) Peshawar	Incharge Principal GC (W) Peshawar
2.	Ms. Jehan Ara, Professor of Statistics (BPS-20)	GGDC Tajo Bibi (Charsadda)	Incharge Principal GGDC Tajo Bibi (Charsadda)
3.	Ms. Naheed Begum, Associate Professor of Islamiyat (BPS-19)	GGDC Kalaya (Orakzai)	Incharge Principal GGDC Kalaya (Orakzai)
4.	Ms. Firdous Jehan, Associate Professor of Islamiyat (BPS-19)	GGDC Surrani (Bannu)	Incharge Principal GGDC Surrani (Bannu)
5.	Ms. Najma, Associate Professor of History (BPS-19)	GGDC Khwaza Khela (Swat)	Incharge Principal GGDC Khwaza Khela (Swat)
6.	Ms. Bibi Fatima, Lecturer in Urdu (BPS-17)	GGDC Darazinda (D.I.Khan)	Incharge Principal GGDC Darazinda (D.I.Khan)
7.	Ms. Raheela Tabasum Associate Professor of Economics	GGPGC Bannu	Incharge Principal GGPGC, Bannu
8.	Ms. Rana Tabassum Professor of History	GGDC No. 1, Manshra	Incharge Principal GGDC No. 1, Manshra
9.	Ms. Rabia Sikandar Associate Professor of Mathematics	GGDC No. 1, Charsadda	Incharge Principal GGDC No. 1, Charsadda
10.	Ms. Noreen Associate Professor of Islamiyat (BPS-19)	GGDC, Barikot (Swat)	Incharge Principal GGDC Barikot (Swat)

(Abdul Wahab)

**DIRECTOR HIGHER EDUCATION
KHYBER PAKHTUNKHWA**

ATTESTED

Attested
m/ Jalal

Endst: No. 1644-57 /

Copy of the above is forwarded for information to:

1. PS to Secretary Higher Education Department Govt. of Khyber Pakhtunkhwa, Peshawar.
2. Principal Govt. Frontier College for Women, Peshawar.

9 Annex: C



GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT

Dated Peshawar November 17, 2020

NOTIFICATION

NO. SO(E-I)/E&AD/9-88/2020. The Competent Authority is pleased to order postings/transfers of the following Female Professors of Higher Education Department, in the best public interest, with immediate effect:-

SR.#	NAME OF THE OFFICER	FROM	TO
1.	Ms. Shaheen Begum (BS-20)	Professor of Urdu/Principal, GCGC Peshawar.	Principal, GGDC, Pabbi Nowshera vice Sr. No. 3.
2.	Ms. Tahira Saghir Dar (BS-20)	Professor of Urdu, GCGC Peshawar	Principal, GCGC, Peshawar vice Sr. No. 1.
3.	Ms. Zile Huma (BS-20)	Professor./Principal, GGDC, Pabbi	Principal, GFC (W) Peshawar, against the vacant post
4.	Ms. Dur-e-Shahwar, (BS-20)	Principal, GGDC, Manki, Swabi	Principal, GGDC, Bacha Khan, Peshawar, vice Sr. No. 18
5.	Ms. Nighat Tabassum (BS-20)	Professor of Islamiyat/ Principal, GGDC Khar (Bajur).	Principal, GGDC No. 01 Charsadda against the vacant post.
6.	Ms. Rani Gul (BS-20)	Professor/Principal, GGDC Gulshan Rehman Peshawar	Principal, GGDC Tajo Bibi, Charsadda, against the vacant post.
7.	Ms. Farzana Shaheen (BS-20)	Professor of Urdu/ Principal, GGDC Booni (Chitral)	Principal, GGDC No. 1 Mansehra against the vacant post.
8.	Ms. Hameeda Afridi (BS-20)	Professor of Urdu/Principal GGDC (WANA) South Waziristan.	Principal, GGPGC Bannu against the vacant post
9.	Ms. Anwar Noor, (BS-20)	Professor of History, GGDC No. 1, D.I.Khan	Principal, GGDC Surrani, Bannu against vacant post.
10.	Ms. Tehseen Begum (BS-20)	Professor of Political Science / Principal GGDC Dargai, Malakand	Professor GGPGC Mardan against the vacant post.
11.	Ms. Robina Samad (BS-20)	Principal / Professor GGDC Panjpir, Swabi.	Principal, GGDC Jamrud Merged District Khyber, against the vacant post.

17/11/2020
Signature

ATTESTED

Attested
M. J. Khan

Continued at Page-2

(10)



GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT

PAGE-2

SR.#	NAME OF THE OFFICER	FROM	TO
12.	Ms. Farhat Sultana (BS-20)	Principal, GGDC, KTS Haripur.	Principal, GGDC, No.2 Haripur vice Sr. No. 30.
13.	Ms. Mussarat Jabeen (BS-20)	Professor of Political Science, GGPGC Saidu Sharif (Swat)	Professor, GFCW, Peshawar, against the vacant post.
14.	Ms. Tanzeem Bibi (BPS-20)	Professor of Maths/ Principal, GGDC (Takhbhai) Mardan.	Principal GGDC Gulshan Rehman Peshawar vice Sr. No. 06
15.	Ms. Kaneez Rabia Sethi, (BS-20)	Professor / Principal GGDC No. 1 Hayatabad Peshawar.	Professor, GFC (W), Peshawar vice Sr. No. 16.
16.	Ms. Gulnaz, (BS-20)	Professor of Chemistry, GFC (W) Peshawar.	Principal, GGDC No. 1 Hayatabad Peshawar vice Sr. No. 15.
17.	Ms. Jehan Ara, (BS-20)	Professor of Statistics / Principal GGDC Tajo Bibi Charsadda.	Principal GGDC No. 2 Hayatabad, Peshawar against the vacant post.
18.	Ms. Nishat Aziz (BS-19)	Associate Professor of History/Principal, GGDC Bacha Khan, Peshawar	Associate Professor, GGDC, Bacha Khan, Peshawar against already occupied post.
19.	Ms. Noreen (BS-19)	Associate Professor in Islamiyat, GGDC, Barikot Swat	Associate Professor/ Principal, GGDC Barikot Swat (OPS) against the vacant post.
20.	Ms. Nasreen Bibi (BS-19)	Associate Professor of Statistics/Principal, GGDC Sarai Naurang, Lakki Marwat.	Associate Professor /Principal GGDC (WANA) South Waziristan (OPS) vice Sr. No. 08
21.	Ms. Raheela Tabassum (BPS-19)	Associate Professor of Economics, GGPGC Bannu.	Associate Professor / Principal, GGDC Sarai Naurang Lakki Marwat (OPS) vice Sr. No. 20
22.	Ms. Memoona Jabeen (BS-19)	Associate Professor of Chemistry, GGDC No. 2, D.I.Khan	Associate Professor / Principal, GGDC Darazinda, D.I.Khan (OPS) against vacant post.
23.	Ms. Najma (BS-19)	Associate Professor of History / Incharge Principal, GGDC KhwazaKhela, Swat.	Associate Professor / Principal, GGDC KhawazaKhela Swat (OPS) against the vacant post.
24.	Ms. Noor Jahan (BS-19)	Associate Professor of Physics, GGDC, Dargai, Malakand.	Principal GGDC Dargai Malakand (OPS) vice Sr. No. 10

17-11-2020

Disal Has

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Attested
M. J. Khan

Continued at Page-3

11



GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT

PAGE-5

SR.#	NAME OF THE OFFICER	FROM	TO
47.	Ms. Kiran Aftab (BS-18)	Assistant Professor of Economics, GGDC, Lakki Marwat	Assistant Professor, GGDC, Sabir Abad, Karak vice Sr. No. 46.
48.	Ms. Uzma (BS-17),	Lecturer in Maths GGDC Bacha Khan Peshawar working against BS-20 under implantation of 5-Tire formula.	Lecturer in Maths, GFC(W) Peshawar, against the vacant post.

CHIEF SECRETARY
GOVERNMENT OF KHYBER PAKHTUNKHWA

ENDST. NO. & DATE EVEN.

Copy forwarded to the:-

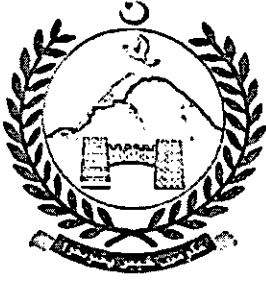
1. Additional Chief Secretary, P&D Department, Khyber Pakhtunkhwa.
2. Senior Member Board of Revenue, Khyber Pakhtunkhwa.
3. Principal Secretary to Governor, Khyber Pakhtunkhwa.
4. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
5. Secretary to Government of Khyber Pakhtunkhwa, Higher Education Department.
6. Accountant General, Khyber Pakhtunkhwa.
7. All Divisional Commissioners, Khyber Pakhtunkhwa.
8. Director, Higher Education, Khyber Pakhtunkhwa.
9. All Deputy Commissioners, Khyber Pakhtunkhwa.
10. Director General Information, Khyber Pakhtunkhwa.
11. Principal of concerned college(s).
12. All District Accounts Officers concerned.
13. PS to Chief Secretary, Khyber Pakhtunkhwa.
14. PS to Secretary Establishment.
15. Officers concerned.
16. Manager, Govt. Printing Press Peshawar.

(ZIA UL HAQ)
SECTION OFFICER (ESTT/1)
PH & FAX # 091-9210529

ATTESTED

Attested
m. jalal

17/11/2020



(12) Annex: "D"

**GOVT. OF KHYBER PAKHTUNKHWA
HIGHER EDUCATION, ARCHIVES &
LIBRARIES DEPARTMENT**

Dated Peshawar the 29th December, 2021

NOTIFICATION

NO.SO(C-I)/HED/Posting/Transfer: The Competent Authority is pleased to order posting/transfer of the following teaching staff of college cadre in Higher Education Department, with immediate effect, in the best public interest:-

S#	Name & Designation	From	To	Remarks
1.	Ms. Noureen, Associate Professor of Islamiyat/ Principal (BS-19)	GGDC Barikot, Swat	As Principal GGDC Chamla, Buner	AVP
2.	Ms. Seema Gul, Associate Professor of Botany (BS-19)	GGDC Chamla, Buner	As Principal GGDC Barikot, Swat	Vice Sr. No.1
3.	Ms. Saima Almas, Associate Professor of Mathematics (BS-19)	GGDC Hangu	GHEC Nowshera	AVP
4.	Ms. Waseema Sadiq, Lecturer in Mathematics (BS-17)	GGDC No.3, Kohat	GGDC Hangu	AVP

-Sd-
SECRETARY
HIGHER EDUCATION DEPARTMENT

ENDST: NO. & DATE EVEN:

Copy of the above is forwarded to the:

1. Director Higher Education, Khyber Pakhtunkhwa, Peshawar.
2. Deputy Director-IT, HEMIS Cell, Higher Education Department.
3. Principals of Govt. Colleges, concerned.
4. District Accounts Officers, concerned.
5. Section Officers (C-III), Higher Education Department.
6. PS to Secretary, Higher Education Department.
7. Officers concerned.
8. Master File.


SECTION OFFICER (COLLEGES-I)

ATTESTED
Attested


(13)

Annex: "E"

**ELECTION COMMISSION OF PAKISTAN
NOTIFICATION**

Islamabad, the 23rd November, 2021

No.F.7(2)/2021-LGE-KP(Vol-II):- In exercise of powers conferred upon it under Articles 140A (2) and 219(d) of the Constitution of the Islamic Republic of Pakistan, Sections 50, 51 & 224 of the Elections Act, 2017, Rules 46 & 47 of the Elections Rules, 2017, Sections 75 & 86 of the Khyber Pakhtunkhwa Local Government Act, 2013, read with Rule-10 of the Khyber Pakhtunkhwa Local Councils (Conduct of Elections) Rules, 2021 and all other powers enabling it in that behalf, the Election Commission of Pakistan is pleased to notify herewith for general information District Returning Officers, Returning Officers & Assistant Returning Officers appointed in connection with the conduct of Local Government Elections in (18) Districts (2nd Phase) for each category of seats in City /Tehsil Councils and Village/ Neighbourhood Councils in Khyber Pakhtunkhwa Province as shown against each:-

S#	District Returning Officer	ORAKZAI				Jurisdiction
		S. No.	Returning Officer	S. No.	Assistant Returning Officer	
1	Mr. Muhammad Khalid, Deputy Commissioner Orakzai	1	Mr. Naeem 'Jiliah Khan, Additional Deputy Commissioner Orakzai	1	Mr. Muzharat Hussain, District Zakat Officer, Orakzai	Tehsil Council Upper Orakzai
				2	Mr. Aqil Barshah, Principal GIS, Biland Khel	
		2	Mr. Adnan Ahmad, Assistant Commissioner, Upper Orakzai	3	Mr. Wazir Janan, Lecturer, Government Degree College, Ghalyo	(VC-1) Akhrot Kot (VC-2) Bama (VC-3) Farhuna (VC-4) Ghazi Baba Khel (VC-5) Haripur (VC-6) Sogdhar (VC-10) Koral (VC-11) Pakhmanj (VC-12) Sar Kora (VC-13) Zakhano (VC-14) Khairan (VC-15) Gul Chertti (VC-16) Chamanji Khel (VC-17) Chahar Gali (VC-18) Chahar Gali (VC-19) Sadal Darya (VC-20) Biland Khel (VC-21) Ghalyo
		3	Mr. Wajid Aman, Assistant Director, (Indusines), District Orakzai	4	Mr. Abdul Nazam, Head Master, GIS Swaro Kot	
		4	Mr. Naveed Ullah Shah, Assistant Commissioner, Lower Orakzai	5	Dr. Khalid Younas, District Director Livestock Orakzai	Tehsil Council Lower Orakzai
				6	Mr. Tariq Ali, Subject Specialist GHSS Kalaya	
		5	Mr. Imtiaz Ali Shah, Additional Assistant Commissioner, Lower Orakzai	7	Mr. Rebab Ali Subject Specialist, GHSS Kalaya	(HC-2) Jalaka Mela Feroz Khel (HC-3) Kalaya (VC-7) Yan Tala (VC-8) Garam Khel (VC-10) Buzal (VC-11) Khadmat Khan Khel (VC-12) Tarda (VC-14) Katal (VC-1) Anjan (VC-2) Khwah Darya (VC-3) Farhan (VC-4) And Khel Isala (VC-5) Fera (VC-6) Palosi (VC-9) Ghaph Feroz Khel (VC-13) Ahmed Khel (VC-15) Kuray (VC-16) Dargaj (VC-21) Kasha (VC-22) Bayara Michh (VC-24) Viam Panra (VC-25) Uran Shekhan Isala
		6	Mr. Abdul Hadi, Social Welfare Officer, Orakzai	8	Mr. Mazhar Ali, Head Master, GIS Palosi	(HC-1) Michh Bazar (VC-17) Abadal (VC-18) Trangi (VC-19) Tanha Gam (VC-20) Mandah Michh (VC-23) Panjeen Khel (VC-26) Ganda Chan
7	Mr. Irfan Ullah Assistant Director, LG&RDD, Orakzai	9	Mr. Asad Ullah, Subject Specialist, GHSS Kalaya			
8	Mr. Nauman Khan, Divisional Forest Officer, Orakzai	10	Mr. Muhammad Iqbal, Head Master, GIS Michh Bazar			

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S#	District Returning Officer	S. No	Returning Officer	S. No	Assistant Returning Officer	Jurisdiction
4	Mr. Khalid Iqbal Khattak Deputy Commissioner, South Waziristan (Tribal District)	43	Mr. Muhammad Saleem Khan Marwat, District Forest Officer SWTD	54	Mr. Imran Khan, Agriculture Officer, Laila SWTD	VC Mahal-I (Gara Hojha Lala Khel)
						VC Mahal-II (Imar Khel Hano Khel Zump)
						VC Mahal-III (Ashungi Torba Ghunah)
						VC Nawaz Kot (Morajha Torajmat Khel)
						VC Spin Kamar I (Abbas Khel Spin Kamar)
						VC Spin Kamar II (Spin Kamar Lala Khel)
						VC Ashkar Kot-I (Ghamak Khel)
						VC Ashkar Kot-II (Bazal band Khel)
						VC Ashkar Kot-III (Chalori Shamak Khel)
						VC Oss Pass No. II (Gurgurai)
		44	Dr. Noor Sultan, Assistant Director, Livestock, South Waziristan	55	Mr. Muhammad Arif, Agriculture Officer, Wana	VC Khaisora
						VC Oss Pass No II
						VC Barwand-I
						VC Barwand-II
						VC Jarza-I (Woucha)
						VC Chagmalai
						VC Mishla Upper
						VC Mishla Badar
						VC Nano-I
						VC Shahoor (Seplotoi)
VC Nano-II (Upper Seplotoi)						
VC Old Sarewekai						
VC Badar						
VC Sholam						
SWAT						
5	Junaid Khan, Deputy Commissioner, Swat	45	Hamid Ali, Additional Deputy Commissioner (G), Swat.	56	Keramat Shah, SDEO (Male), Babuzai, Swat.	Tehsil Babuzai
				57	Shamsher Ali, IPE, GCMHSS Wadudia, Saidu Sharif, Swat.	
		46	Munawar Shah, Assistant Commissioner, Barikot, Swat.	58	Qaiser Khurzeb, ASDEO (Male), Barikot, Swat.	Tehsil Barikot
				59	Habib Ali, SSS, GHSS Barikot, Swat.	
		47	Amir / li Shah, Assistant Commissioner, Kabal, Swat.	60	Saeed Ahmad, ASDEO Circle-2 (Male), Kabal, Swat.	Tehsil Kabal
				61	Muhammad Arif, Head Master, GHS Goda, Kabal, Swat.	

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S#	District Returning Officer	S. No.	Returning Officer	S. No.	Assistant Returning Officer	Jurisdiction
KOLAI PALAS						
18	Mr. Muhammad Tariq, Deputy Commissioner, Kolai Palas	243	Mr. Nouman Khan Wazir, Assistant Commissioner, Palas	305	Mr. Farkhr ul Din, SST(G), GMS Ghazi Abad	Tehsil Council, Palas
				306	Mr. Abdur Rahman, ASDEO(F), Palas	
		244	Mr. Sher Dil Khan, Additional Assistant Commissioner, Revenue, Kolai Palas	307	Mr. Muhammad Idrees, ADEO(M), Litigation	Tehsil Council, Batiara Kolai
				308	Mr. Muhammad Seyab, ADEO(M)(Circle Palas)	
		245	Mr. Iqbal Khan, District Population Officer, Kolai Palas	309	Mr. Gul Khan, SST, GHSS Badakot	VC Shaikandabad No 1
						VC Shaikandabad No 2
						VC Sair Ghazi Abad
						VC Bar Gabbar
						VC Yanjool
						VC Pawal Sair
						VC Badakot
						VC Gulbaqah
						VC Sharakot
						VC Gatto Shaikot
		246	Mr. Yasir Rahman, XEN, PHE Kolai Palas	310	Mr. Nasim Khan, SST, GHS Para Garhi	VC Dandi Dani
						VC Bazni
						VC Kuz Sheryal
						VC Bakroo Sheryal
VC Kuz Khorgi Sheryal						
VC Bar Khorgi Sherya						
VC Ber Sheryal						
VC Band Banda						
VC Shumjumal Sheryal						
VC Maidan Sheryal						
247	Mr. Sulaiman Khan, AD, LG&RDD, Kolai Palas	311	Mr. Noor ul Hadi, Assistant / Budget & Accounts Officer(Male), DEO office Kolai Palas	VC Kareen Kunshair		
				VC Gambri Kunshair		
				VC Sory Kunshair		
				VC Kot Gayoon Kunshair		
				VC Kuz Paro		
				VC Massi Goharbad		
				VC Mughal Abad		
				VC Khalyar Kot		
				VC Kotakot		
				VC Karo Sair		
248	Mr. Mansoor Haider, TMO, Palas	312	Mr. Zahir Shah, SST, GMS Kolai	VC Azmosy Gadar		
				VC Jamrakhalyar		
				VC Sharid		
				VC Kundal		
				VC Mughal Ratt		
				VC Parorgah		
				VC Peech Bela		
				VC Hukum Abad		
				VC Sairy Peech Bela		
				VC Nao Peech Bela		
249	Mr. Abdur Rehman, Headmaster, GHSS, Batiara	313	Mr. Abdu Ghafoor, SST, GHSS Maidan Kolai	VC Qalla Kolai		
				VC Kolai		
				VC Hajiabad Kolai		
				VC Shamyal Medan Kolai		
				VC Madakhel Abad		
				VC Jaba Madakhel		
				VC Mareen		
				VC Khasri Mareen		
				VC Battera Pain		
				VC Bar Masham		
VC Battera Bala						
Dil Kandav						

2. To ensure that elections to the local governments are conducted honestly, justly, fairly in accordance with law and to ensure that the corrupt practices are guarded against, the Election Commission of Pakistan directs that no transfers/postings of the Government officers and Officials including Autonomous Bodies/Authorities, appointed as DROs, ROs and AROs shall be made without prior approval of the Commission till further orders.

By the order of the Election Commission of Pakistan

To

The Manager,
Printing Corporation of Pakistan Press,
Islamabad.

(NAVEED-UR-REHMAN)
Deputy Director (LGE-KP)

ATTESTED
Attested
M. J. J. J.

[For publication in the Gazette of Pakistan,
Extraordinary (part-III) of today's date]

(16)

Annex: "F"

OFFICE OF THE CHAIRMAN STANDING MEDICAL BOARD/MEDICAL SUPERINTENDENT POLICE/SERVICES, HOSPITAL PESHAWAR.

The Standing Medical Board comprising the following members assembled in the office of the Medical Superintendent Police/Services, Hospital Peshawar to examine, Mst. Noreen Principal.

The Standing Medical Board is of the opinion that patient is a known case of diabetes mellitus and hypertension. It's a chronic disease. She needs lifelong treatment and will be reviewed after one year.

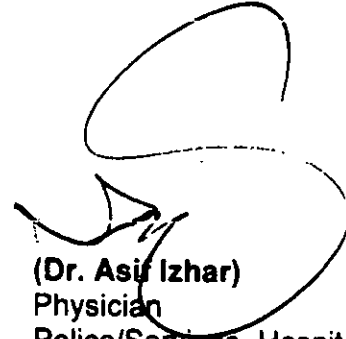
STATION PESHAWAR
DATED: 07/04/2021



(Dr. Niaz Muhammad)
Chairman
Standing Medical Board
Medical Superintendent
Police/Services, Hospital,
Peshawar.



(Dr. Naseer Ahmad)
Ophthalmologist
Police/Services Hospital,
Peshawar...Member...



(Dr. Asif Izhar)
Physician
Police/Services, Hospital
Peshawar. Member...



(Dr. Kamran Khan)
Orthopedic Surgeon
Standing Medical Board
Police/Services Hospital, Peshawar



(Dr. Aurangzeb Afridi)
DMS/Secretary
Standing Medical Board
Peshawar...Member...

M. J. Malik
ATTESTED

17

Annex: 9

Medical Record Number: K030000342530:
Name : Noorun ..
Sex : Female
Age : 42 Year(s)
Address : hayat abad peshawar Peshawar Pakistan
City : Peshawar , Pakistan
Person Phone :
Home Phone :

Admission No : K0321000095144
Admission Date : 15-DEC-2021 09:40:15
Admission Status : Emergency
Discharge No : 21000096461
Discharge Date : 18-DEC-2021 09:39:02
Discharge Status : Improved
Primary Consultant :
Admitting Consultant : MCHAMMAD ZARIN

Diagnosis During This Admission :
18-DEC-21 09:35:17 GBS

Background Medical Problem(s) (List any chronic medical conditions that the patient may have such as diabetes mellitus, asthma, hypertension etc.):

Reason for Admission:

GALL STONES

Significant Physical Findings on Admission :

QAIN RH VOMIT

Management During Admission :

ANALGESICS

Diagnostic & Therapeutic Procedures Performed :

LAP CHOLE

Condition at Discharge:

STABLE

Followup Instructions:

2 WKS

→ Tab Zinacef 250mg
7 دن - 1 + 1
→ Cap Risek 40mg
روزانہ 10 دن ①

→ Tab Vaten 50mg
1 + 3 دن پھر دودھی لہوردی
→ Tab Revitale-M
روزانہ 2 سال ①

Instructions:

Dr. Muhammad Waheed
Resident SCS
MTI, KTH Peshawar

[Handwritten signature]

10 دن بعد ٹائڈ کھردیں
روزانہ زخم کی لہنائی اور دھوئی کریں

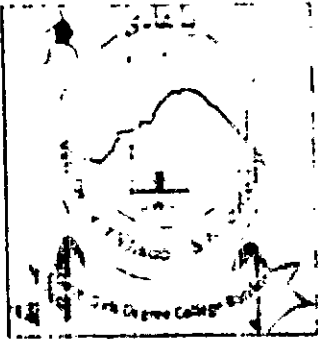
Electronically verified report, no signature(s) required.

Dr. Nasrullah
House Officer

[Handwritten signature]
ATTESTED

(18)

Annex: "H"



OFFICE OF PRINCIPAL
GOVERNMENT GIRLS DEGREE COLLEGE
BARIKOT, SWAT
TEL: 0946-751280



FACEBOOK: WWW.FACEBOOK.COM/GGDCBARIKOT

No: 952 /GGDC Barikot Swat/2021

Dated 30/12/2021

To.

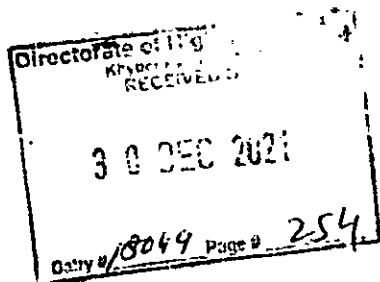
The Director,
Higher Education Department,
Khyber Pakhtunkhwa, Peshawar.

SUBJECT: EXTENSION OF MEDICAL LEAVE

Respected Sir.

It is humbly stated that earlier the undersigned has applied for medical leave till 31/12/2021. The undersigned has undergone for two surgeries at Khyber Teaching Hospital on 16/12/2021, however, keeping in view the medical condition and surgical wounds, the undersigned needs further medical leave.

It is therefore, requested that further medical leave w.e.f. 01/01/2022 to 20/01/2022 may kindly be allowed, please.



[Handwritten signature]

(NOREEN)
Principal
Govt Girls Degree College,
Barikot, Swat

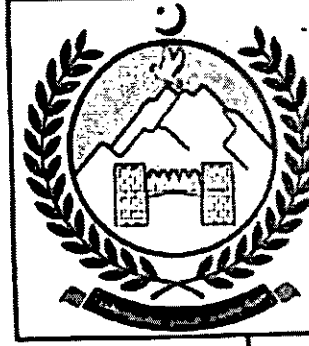
[Handwritten signature]
ATTESTED

(19)

Annex: I



OFFICE OF PRINCIPAL
GOVERNMENT GIRLS DEGREE COLLEGE
BARIKOT, SWAT
TEL: 0946-751280



FACEBOOK: WWW.FACEBOOK.COM/GGDCBARIKOT

No: ~~227-22~~/GGDC Barikot Swat/2021

Dated 06/09/2021

To,

Ms. Khadia
Assistant Professor of URDU

Subject: **WARNING**

It has been observed and was brought into the notice of undersigned several times with great concern, that you often found indulge in using abusive language with colleagues, Class-IV and students of the college which practice is highly condemnable and against the norms of teacher and needs to be stopped immediately.

It is therefore, you are warned with strict direction to be careful in future and if found in the same practice, you will be relived from the college at once to report to the Director, Higher Education Department, Khyber Pakhtunkhwa for further necessary action.

Principal
Govt Girls Degree College,
Barikot, Swat

Copy forwarded for information to:-

1. The Director Higher Education Department, Khyber Pakhtunkhwa, Peshawar
2. Principal, Govt Post Graduate Jehanzeb College (JMC), Saidu Sharif, Swat

M. Jaleel
ATTESTED

Principal
Govt Girls Degree College,
Barikot, Swat



OFFICE OF PRINCIPAL (20)
GOVERNMENT GIRLS DEGREE COLLEGE
BARIKOT, SWAT
TEL: 0946-751280



FACEBOOK: WWW.FACEBOOK.COM/GGDCBARIKOT

No: 829-1GGDC Barikot Swat/2021
890

Dated 06/09/2021

To,

The Director
Higher Education Department,
Khyber Pakhtunkhwa, Peshawar

Annex: "J"

Subject: **COMPLAINT AGAINST MS. KHADIA (ASSISTANT PROFESSOR OF URDU)**

Respected Sir,

Reference to DSR bearing No. 885 dated 04/09/2021, the incident was inquired and probed in detail and it is surfaced that on 04/09/2021 an untoward incident take place at the college of undersigned. Brief facts are that on 04/09/2021 early in the morning Ms. Khadia, Assistant Professor of URDU had verbal altercation with one of Lab Attendant namely Farzana Shaheen early in the morning, however, the matter was resolved amicably.

Later on, the said Khadia also altercated with one of Male Naib Qasid namely Shafique Ahmad and hot words were exchange in between them, whereafter Ms. Khadia called her husband to come to college resultantly, husband of Ms. Khadia namely Mustan who is Principal at Govt High School came to college gate duly armed with pistol and started beating the male Naib Qasid namely Shafique Ahmad who received serious injury to his head. The Naib Qasid was shifted to hospital for treatment and the matter was reported to the local police by the said Naib Qasid.

Even today, when the undersigned tried to settle down the problem in college, Ms. Khadia also altercated with the undersigned and does not want to resolve the problem and called the Union persons of Swat to pressurized the undersigned.

As the matter pertains to security risk for the both male and female staff of the college, therefore, the matter is reported for your information and further necessary action, please.

Encl:

1. Complaint of Ms. Hadia, Assistant Professor
2. Complaint of Shafique Ahmad, Naib Qasid
3. Copy of DD No. 9 dated 04/09/2021 of Police Station Barikot, Swat lodged by Shafique Ahmad Naib Qasid
4. Copy of Warning to Ms. Khadia

M. J. J. J.
ATTESTED

o/c

J. J. J.
Principal
Govt Girls Degree College,
Barikot, Swat

Copy forwarded for information to:

The Honourable Secretary, Higher Education Department, Khyber Pakhtunkhwa, Peshawar



Annex: K

(21)

**DIRECTORATE OF HIGHER EDUCATION
KHYBER PAKHTUNKHWA
RANO GHARI, NEW CHAMKANI CHOWK, PESHAWAR**

Tel # 091-2650027 / 2650015 Fax # 091-2260181

E-mail: dhekkpesh@gmail.com Facebook.com/dhekkpeshawar Twitter.com/dhekkpeshawar1

No. 98056

A/A-V/Est/ Branch A-13/Mr. Khadia Qida

Dated Peshawar the 26 / 11 / 2021

To

Ms. Khadia,
Assistant Professor of Urdu,
Govt. Girls Degree College, Barikot (Swat).

SUBJECT: WARNING.

I am directed to refer to the subject noted above and to state that due to your inappropriate behaviour towards subordinates, disobeying the Principal and calling your husband to the College the incident was considered, causing defamed the College which is against the code of conduct in a professional environment.

The Director Higher Education has taken very serious notice & directed to warn you to be careful in future otherwise strict disciplinary action will be initiated against you under F&D Rules, 2011.

[Signature]
(Khadija Inayat)
DY. DIRECTOR (FEMALE)
Nov. 26, 2021

Endst.No. _____

Copy of the above is forwarded for information to the Principal, Govt. Girls Degree College, Barikot (Swat).

DY. DIRECTOR (FEMALE)

مذکورہ وارٹنگ لیکچر برائے مس زارغونہ صاحبہ
 سے خادیم صاحبہ نے جواب دیا گیا۔ لیکن بعد میں
 مس خادیم صاحبہ نے ریسپونڈ کر دینے سے انکار
 کر دیا۔ لہذا یہاں تاہم آئندہ کیلئے سزا دینے
 کے لیے شاہ نایب قاسم بی بی ڈی سی بریکوٹ سوات

[Signature]
ATTESTED

To,

The Honourable Secretary,
Higher Education Department,
Khyber Pakhtunkhwa, Peshawar

(22)
Annex: "L"

Subject DEPARTMENTAL APPEAL

Respected Sir,

1. It is humbly submitted that the undersigned was appointed as Associate Professor (BPS-19) of Islamiyat vide notification order dated 13/02/2020 and was posted at Govt Girls Degree College, Barikot, Swat.
2. That vide order dated 06/04/2020, the appellant was posted as Principal in the said college with the task to improve the condition of college. After assuming the charge as Principal, the appellant performed her duty with full zeal & zest and leave no stone unturned in improving academic as developmental work in the college, which is evident from college performance in the period of appellant.
3. That the appellant is Diabetic & Hypertensive patient and recently has undergone for two surgeries at Khyber Teaching Hospital (KTH) on 16/12/2021 and is on medical leave till 20/01/2022 and it is difficult to travel to such remote area with above stated medical status.
4. That vide notification bearing No. SO(C-I)/HED/Posting/Transfer dated 29/12/2021, the appellant was transferred as Principal to Govt Girls Degree College, Chamla Buner.
5. That the husband of the appellant is the employee at District Peshawar in Judiciary and under the rules Spouse Policy attracted to the case of appellant.
6. That the appellant is District Peshawar Domiciled and has served out station for almost two years and as per dictum, is entitled to be transferred to her native District Peshawar after completing her tenure at out station at Swat.

It is therefore, requested that the appellant may kindly be retained as Principal at Govt Girls Degree College, Barikot or in alternate be transferred to GFCW, Peshawar to meet the end of justice, please.

Dated: 30/12/2021

A/B/C
pl. examine
ATTESTED
my self

Faithfully Yours.

Noreen

Noreen

Principal/

Associate Professor

Govt Girls Degree College,

Barikot, Swat

R/L
30/12/2021

SO(C-I)
28/12

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

Appeal No. _____/2022

Noreen, (Associate Professor/Principal)

VS

Government Khyber Pakhtunkhwa & Others

AFFIDAVIT

I, Noreen, Associate Professor (BPS-19)/Principal, Government Girls Degree College, Barikot, Swat, do hereby solemnly affirmed on oath that contents of this petition are true and correct to the best of knowledge and belief and nothing has been concealed intentionally from this Honourable Court.



Deen
Deponent

قیمت
50 روپے

8476



ایڈوکیٹ: صدیق احمد گنائین / وسار احمد

بار کونسل / ایسوسی ایشن نمبر: BC-10-7536

رابطہ نمبر: 0333-9135363

پشاور بار ایسوسی ایشن، خیبر پختونخواہ

بعدالت جناب: جسٹس مجتبیٰ خان مسرور سید مسرور پشاور

مخاطب: APPELLANT	دعویٰ:
نورین	علت نمبر:
بنام	مورخہ:
حکومت خیبر پختونخواہ وغیرہ	جرم:
	تھانہ:

باعث تحریر آئکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کا دعویٰ متعلقہ

آن مقام گیسٹ ہاؤس کے ایڈووکیٹ صدیق احمد گنائین / وسار احمد کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ برحلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے لقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داخست منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانب التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سندر ہے



المرقوم:

الع ہوا شد الع

مقام کے لیے منظور

نوٹ: اس وکالت نامہ کی فوٹو کاپی ناقابل قبول ہوگی۔