

Appeal No. 13416/2020
Sadia Riaz vs Govt

7th Sept, 2022

1. Learned counsel for the appellant present. Mr. Naseer Ud Din Shah, SO (Litigation) and Mr. Bahramand, AD (Litigation) present.

2. After hearing the arguments at certain length the Director Elementary and Secondary Education (respondent No.2) present in the court in another case has offered that let the appellants move an application to the department for consideration of their request, which, if moved, will be decided sympathetically. In view of the above the learned counsel for the appellant submitted that he would approach the department accordingly. Disposed of in the above terms. Consign.

3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 7th day of Sept. 2022.*

sdf-

(Fareeha Paul)
Member(E)

sdf-

(Kalim Arshad Khan)
Chairman

3. If the above terms and conditions of appointment are acceptable to him, he should immediately communicate his acceptance in writing to the Registrar of this Tribunal and report for duty to him within 15 days but not later than ____/____/2022 failing which his appointment notification would be treated as cancelled and the offer will be made to the next on the merits of the concerned Zone.

BY THE ORDER OF HON'ABLE CHAIRMAN

REGISTRAR
KHYBER PAKHTUNKHWA
SERVICES TRIBUNAL
PESHAWAR

Endst: No & Date even.

Dated _____/2022

Copy is forwarded to the.

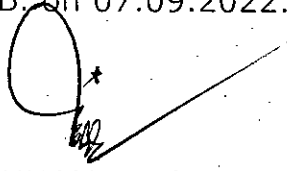
1. The Accountant General, Khyber Pakhtunkhwa Peshawar, for information and necessary action.
2. The M.S Police Services Hospital, Peshawar.
3. Accountant, Khyber Pakhtunkhwa Service Tribunal, Peshawar.
4. Mr. Wajahat Ullah S/O Safer Ullah Khan of FR Bannu/Zone-I
5. Office File.

REGISTRAR
KHYBER PAKHTUNKHWA
SERVICES TRIBUNAL
PESHAWAR

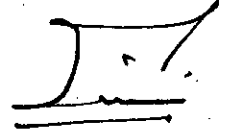
13.06.2022

Clerk of counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Clerk of counsel for the appellant stated that learned counsel for the appellant is unable to attend the Tribunal today due to strike of Lawyers. Adjourned To come up for arguments before the D.B. on 07.09.2022.



(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

7th Sept, 2022

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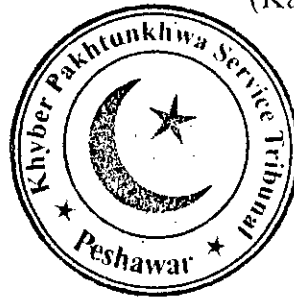
3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 7th day of Sept, 2022.*



(Faraha Paul)
Member(E)



(Kalim Arshad Khan)
Chairman



7th Sept, 2022

D.F.G

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(Fareeha Paul)
Member(E)

(Kalim Arshad Khan)
Chairman

23



OFFICE OF THE:
SUPERINTENDENT OF POLICE,
COUNTER TERRORISM DEPARTMENT (CTD),
HAZARA REGION, AT ABBOTTABAD.

Tel No. 0992-9310454 Fax No. 0992-9310011

No 2282 /R.

Dated Abbottabad the 3 / 9 /2019.

To: The Deputy Inspector General of Police,
Counter Terrorism Department (CTD)
Khyber Pakhtunkhwa Peshawar.

Subject: APPLICATION FOR REVISION OF SENIORITY LIST OF DSSP ISSUED
VIDE NO. 347/SE-I DATED 19-03-2019

Memo:

Enclosed kindly find herewith self explanatory application submitted by Mr. Ijaz Ahmad, DSP/DFU CTD Abbottabad for revision of seniority list of DSsP issued vide worthy PPO office letter No. 347/SE-I dated 19-03-2019. His application along with requisite documents are forwarded herewith for further orders, please.

Encl: (2 pages)

Superintendent of Police,
Counter Terrorism Department (CTD)
Hazara Region at Abbottabad

22.12.2021

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

The respondents have not furnished reply/comments. Learned AAG seeks time to contact the respondents. Let the respondents be afforded with last opportunity with the warning that in case they fail to submit the written reply/comments on or before next date, their right for reply/comments shall be deemed as struck off by virtue of this order. Case to come up for arguments on 06.04.2022 before the D.B.


Chairman

06.04.2022

Appellant in person present. Mr. Kabirullah Khattak Adl. AG present for respondents present.

Counsel are at strike. Therefore the case is adjourned to 13.06.2022 before D.B.


Chairman

Zafar Ullah, 3424/2021

02.09.2021

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant while referring to writ petition No. 847-A/2020 disposed of on the ground of non-maintainability on 08.09.2020, approached the service Tribunal on 14.10.2020 seeking therein relief on the basis of wedlock/spouse policy. It was contended that the appellant belongs of District Swabi and presently serving as CT at Abbottabad whereas her Husband belonging to Peshawar is also a CT Teacher and serving as GHS, Nanakpura Peshawar.

Learned counsel for the appellant was confronted with a quarry "Is there any original or appellate order to have aggrieved the appellant, as per dictates of Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974?". Moreover, spouse policy of the Provincial Government (2003), as referred to by the learned counsel for appellant is not mandatory and compulsory to be followed rather it is optional and the government/respondents, in order to facilitate and keep the family unit at ease and harmony, may make efforts to post both the government servants at one station subject to the availability of vacant position. Learned counsel could not come up with plausible reason(s) or arguments in support of his plea and only referred to the departmental appeal dated 25.06.2020 wherein the appellant requested respondent No.2 to transfer her services from Abbottabad to Peshawar. With these observations in view, the instant service appeal is provisionally admitted.

Points raised need consideration. The appeal is admitted to regular hearing, subject to all just and legal objections including limitation. 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. If the written reply/comments are not submitted within the stipulated time or extension of time is not sought, the office shall submit the file with a report of non-compliance. File to come up for arguments on 22.12.2021 before the D.B.


(Mian Muhammad)
Member(E)

Appellant Deposited
Security & Process Fee

4.	Official in BPS-16 and below.	Executive District Officer in consultation with Distinct Coordination Officer.
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As per Rule 25(2) of the Rules above the District Coordination Department shall consult the Government if it is proposed to :

- a. transfer the holder of a tenure post before the completion of his tenure or extend the period of his tenure; and
- b. require an officer to hold charge of more than one post for a period exceeding two months.

4. I am directed further to request that that above noted policy may be strictly observed implemented.

xiii. While considering postings /transfers proposals all the concerned authorities shall keep in mind the following:

a. To ensure the posting of proper persons on proper posts, the 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.

ix) Governments servants including District Govt. employees feeling aggrieved due to the orders of ,posting/transfers authorities may seek remedy from the next higher authority/(the appointing authority) as the case may be through an appeal to be submitted within seven days of the receipt of such orders. Such appeal shall be disposed of within fifteen days. The option of appeal against posting /transfer orders could be exercised only in the following cases:-

i) pre-mature posting/transfer or posting/transfer in violation of the provisions of this policy.

ii) Serious and grave personal (humanitarian) grounds.

To streamline the postings /transfers in the District Government and to remove any irritant/confusions in this regard the provision of Rule 25 of the North- West Frontier Province District Government Rules of Business 2001 read with schedule -IV thereof is referred. As per schedule -IV the posting/transferring authorities for the officers /officials against each are as under :-

S.No	Officers	Authority
1.	Posting of District Coordination Officer and Executive District Officer in a District.	Provincial Government
2.	Posting of District Police Officer.	Provincial Government.
3.	Other Officer in BPS-17 and above posted in the District.	Provincial Government .

c. Within the Secretariat from one Department to another.

with Head of Attached Department concerned. Secretary (Establishment)

1

Outside the Secretariat

i. Officers of the all Pakistan Unified Group i.e DMG , PSP including Provincial Police Officers in BPS-18 and above.

ii. Other officers in BPS-17 and above to be posted against schedule posts, or posts normally held by the APUG, PCS (EG) and PCS (SG).

iii. Head of Attached Departments and other Officers in B-19 & above in all Departments.

In the Secretariat:

iv. Secretaries .

v. Other Officers of and above the rank of Section Officers:-
a. Within the Same Department.
b. Within the Secretariat from one Department to another.

vi. Officials upto the rank of Superintendent:-

- a. Within the same Department.
- b. To and from an Attached Department.

2

Chief Secretary in consultation with the Establishment Department and the Department concerned with the approval of the Chief Minister.

--do--

--do--

Chief Secretary with the approval of Chief Minister.

Secretary of the Department concerned .
Chief Secretary /Secretary Establishment.

Secretary of the Department concerned.
Secretary of the Department in consultation

disciplinary proceedings and adjustment of surplus staff for which specific relaxation shall be obtained from the Chief Minister.

vi. While making postings transfers from settled areas to FATA and vice versa specific approval of the Governor, NWFP needs to be obtained.

vii. Officers may be posted on executive /administrative posts in the Districts of their domicile except District Coordination Officers (D.C.Os) and Superintendent of Police (SP). Similarly Deputy Superintendent of Police (DSP) shall not be posted at a place where the Police Station (Thana) of his area /resident is situated.

viii. No postings /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 and this will be subject to the public interest.

x. All the posting /transferring authorities may facilitate the postings /transfers of the unmarried female Government Servants at the station of the residence of their parents.

xi. Officers /officials except DCOs and 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 their till the retirement.

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

NO.SOR-II (E&AD) 1-1/85(VOL-II)
Dated Peshawar the 15th February 2003.

For Appellant
Regarding wedlock policy/
Spouse policy

Subject: POSTING /TRANSFER POLICY OF THE PROVINCIAL GOVERNMENT.

I am directed to refer to the subject noted above and to say that in supersession of all policy instructions issued in this behalf, the competent authority has approved the following posting Transfer Policy.

- i. All the postings /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 posting /transfers of their choice and against the public interest.
- iii. All contract Government employees, appointed against specific posts, cannot be posted against anyother post.
- iv. The normal tenure of posting shall be three years subject to the condition that for the officers /officials posted in unattractive areas, the tenure shall be two years and for hard areas the tenure shall be one year. The unattractive and hard areas will be notified by the Government.
- v. Months of March and July are fixed for posting /transfer of the officers /officials excluding the officers in B-19 and above in the Province. Posting /transfer in Education and Health Departments shall be made in March while the remaining Departments shall make posting /transfers in July. There shall be a ban on posting/transfers throughout the year excluding the aforesaid two months. However, there shall be no restriction in cases where posting /transfer of Government employees become inevitable in other months due to promotion /retirement /creation of new posts/return from long leave/involvement in

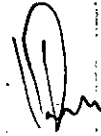
02.02.2021

Mr. Munibur Rahman, Advocate on behalf of counsel for the appellant present.

Requests for adjournment due to engagement of learned senior counsel before the Hon'ble Peshawar High Court Bannu Bench today.

An application for placing on record documents relevant for the purpose of appeal in hand has also been submitted. As the hearing in appeal is at preliminary stage, the application is allowed subject to all just exceptions. The documents appended therewith are made part of the record.

To come up for preliminary hearing on 20.05.2021 before S.B.



Chairman

20.05.2021

Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 02.09.2021 for the same as before.



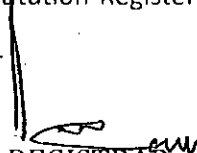
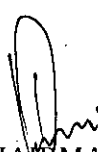
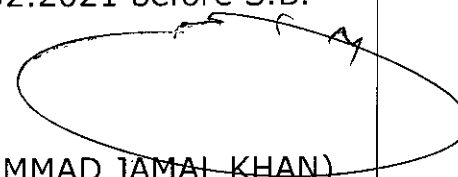
Reader

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 13416 /2020

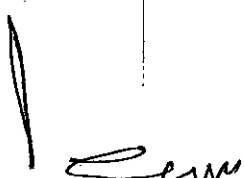
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/11/2020	<p>The appeal of Mst. Sadia Riaz resubmitted today by Mr. Zahoor-ul-Islam Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-		<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>30/11/2020</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
30.11.2020		<p>Mr. Zahoor Islam Khatta, Advocate, for appellant is present. He requests for adjournment that he has not prepared the brief of the instant appeal. Adjournment granted. File to come up for preliminary hearing on 02.02.2021 before S.B.</p> <p style="text-align: right;"> (MUHAMMAD JAMAL KHAN) MEMBER (JUDICIAL)</p>

The joint appeal of Mst. Sadia Riaz and Bilal Ahmad received today i.e. on 14.10.2020 is in complete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

- 1- Addresses of appellants are incomplete which may be completed according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 2- Copy of impugned order is not attached with the appeal which may be placed on it.
- 3- Copy of departmental appeal in respect of appellant no.2 is not attached with the appeal which may be placed on it.
- 4- Sub-rule- 2 of rule-3 of the appeal rules 1986 requires that every affected civil servant shall prefer the appeal separately. Therefore, the appeal of the above named appellants may be filed separately/individually.
- 5- Three copies/sets of the appeal along with annexures i.e. complete in all respect for Tribunal and one for each respondent in each appeal may also be submitted.

No. 2947 /S.T

Dt. 14/10 /2020


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Zahoor Islam Khattak Adv. Pesh.

Respected Sirs :

All objections are removed accordingly. departmental appeal as page 15. No final order is issuing by respondents.

29
Zahoor Islam Khattak
2/11/20

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

Service Appeal No. _____ of 2020

Mst: Sadia Riaz Appellant

VERSUS

Govt of Khyber Pakhtunkhwa through Secretary
Elementary & Secondary Education Khyber
Pakhtunkhwa Peshawar and others

..... Respondents

Index

S.No.	Description of documents	Annexure	Pages
1.	Memo of appeal		1-6
2.	Affidavit		7
3.	Addresses of the parties		8
4.	Copy of CNIC along with Nikah nama	"A&B"	9-12
5.	Copy of application	"C"	13
6.	Copy of NOC	"D"	14
7.	Copy of Departmental appeal	"E"	15
8.	Wakalat Nama	In original	

Dated 03/10/2020

Appellant

Through

Zahoor Islam Khattak
Advocate,
High Court Peshawar
Cell # 0346-9083579

D

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

Service Appeal No. 13416 of 2020

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 11418

Dated 14/10/2020

- 1- Mst: Sadia Riaz W/o Bilal Ahmad
R/o GGHS School Bardi Dhandan Abbottabad.
- 2- Bilal Ahmad CT Teacher GHS Nanakpura
..... Appellants

VERSUS

- 1) Govt of Khyber Pakhtunkhwa through Secretary
Elementary & Secondary Education Khyber
Pakhtunkhwa Peshawar.
- 2) Director, Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.
- 3) District Education Officer (F-Male) Peshawar
..... Respondents

**APPEAL U/S 4 OF KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL ACT, 1974.**

Filed to-day

ew
Registrar
14/10/2020

Prayer:

On acceptance of this appeal the respondents may kindly be directed to transfer the appellant on the basis of wedlock / spouse policy District Abbottabad to District Peshawar in the best interest of justice.

Any other remedy / relief deemed appropriate may also be granted to the appellants.

1)

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

Service Appeal No. 13416 of 2020

Mst: Sadia Riaz W/o Bilal Ahmad
R/o GGHS School Bardi Dhandan Abbottabad
presently Residing at Wahia Ghari, PO Wahid Ghari,
Touda Tehsil & District Peshawar .

... .. Appellant

VERSUS

1) Govt of Khyber Pakhtunkhwa through Secretary
Elementary & Secondary Education Khyber
Pakhtunkhwa Peshawar.

2) Director, Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

3) District Education Officer (F-Male) Peshawar

... .. Respondents

**APPEAL U/S 4 OF KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL ACT, 1974.**

Re-submitted to -day
and filed.

Prayer:

On acceptance of this appeal the
respondents may kindly be directed to transfer
the appellant on the basis of wedlock / spouse
policy District Abbottabad to District
Peshawar in the best interest of justice.

Any other remedy / relief deemed
appropriate may also be granted to the
appellant.

Registrar

2/11/2020

Respectfully Sheweth:

- 1) That the appellant is a law abiding citizen of Pakistan and belongs to District Swabi and presently Govt Servant as CT Teacher at Abbottabad and married with Bilal Ahmad who belongs to Peshawar and also CT Teacher in GHS High School Nanakpura Peshawar. (Copy of CNIC along with Nakah Nama is attached as Annexure "A&B" respectively).
- 2) That the appellant is working as a CT Teacher in Education Deptt: in Govt School Dhundan Abbottabad while the husband of the appellant is also working as a CT Teacher in Govt High School Nanakpura District Peshawar.
- 3) That the appellant and his husband enter into marriage on 29/02/2020 and presently residing at Peshawar, while the appellant is facing hardships while working is a CT Teacher at various places appellant working as a CT Teacher at District Abbottabad and his husband posted at District Peshawar.
- 4) That it is pertinent to mentioned here that the appellant has filed an application to Director of Khyber Pakhtunkhwa for inter District

Transfer on the basis of wedlock/ spouse policy and the said application is forward and recommended to DEO Female Abbottabad for necessary action. (Copy of application is annexed as Annexure "C").

- 5) That appellant after submitting an application (NOC) to respondent No.3 for inter District Transfer which was duly approved by District Education Officer (Fe-Male) Abbottabad and Headmistress of Govt High School Dhandan has got no objection to transfer the appellant to District Peshawar. (Copy of NOC/application is annexed as Annexure "D").
- 6) That the above mentioned NOC/application was submitted respondent No.3 for the inter District Transfer of the appellant but respondents refused to accept the NOC/application of the appellant with the pretext that the inter District Transfer is banned throughout the province.
- 7) That appellant time and again visited to the office of the respondent No.3 with the hope to accept the genuine request of the appellant and for that purpose /reasons he also filed

departmental appeal but the respondents returned the departmental appeal without giving a diary number to it and one of the appeal is also returned with the remarks that it is not signed by the appellant. (Copy of the appeal is annexed as Annexure "E").

- 8) That appellant aggrieved from the act and omission of the respondents approached this Hon'ble Tribunal on the following grounds inter alia:

Grounds:

- A) That the act and omission of the respondents to refuse the inter District Transfer of the appellant is against the policy of the Government and the law prevail on the subject.
- B) That the constitution of Islamic Republic of Pakistan 1973 has guaranteed to every individual the right of profession and no discrimination to be made in this regard and if both the appellant are work together at the same place i.e. in

Peshawar then it will be more suitable for them.

C) That the inter District Transfer will facilitate the appellant and the appellant will perform his duties with comfort and they will be able to impart the Education without any complexity in their life.

D) That the spouse / wedlock policy is crystal clear in this regard in which clearly mentioned that the wife shall be transferred to the place of husband where he performed his duties.

E) That the District Education Officer Female) Abbottabad and Headmistress of Govt High School Dhundan has issued NOC to the appellant and they have got no objection to transfer the appellant to Peshawar and refusal of the respondents is against the law and rules and the

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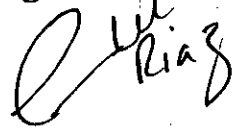
6)

policy of the Government regarding
wedlock policy.

- F) That appellant may also be allowed to
rely on additional grounds at the time of
arguments please.

It is, therefore, humbly prayed that
on acceptance of this appeal the
respondents may kindly be directed to
transfer the appellant on the basis of
wedlock / spouse policy District
Abbottabad to District Peshawar in the
best interest of justice.

Any other remedy / relief deemed
appropriate may also be granted to the
appellant.



Dated 03/10/2020

Appellant

Through



Zahoor Islam Khattak
Advocate,
High Court Peshawar

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

Service Appeal No. _____ of 2020

Mst: Sadia Riaz Appellants

VERSUS

Govt of Khyber Pakhtunkhwa through Secretary
Elementary & Secondary Education Khyber
Pakhtunkhwa Peshawar and others

... .. Respondents

AFFIDAVIT

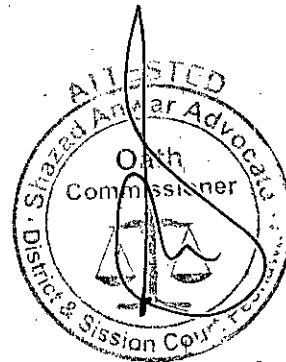
I, Mst: Sadia Riaz W/o Bilal Ahmad R/o GGHS
School Bardi Dhandan Abbottabad do hereby solemnly
affirm and declare on oath that the contents of the
attached appeal are true and correct to the best of my
knowledge and belief and nothing has been concealed
from this Hon'ble Court.

Sadia Riaz

DEPONENT
CNIC # 16203-0577409-0

Identified by

Zahoor Islam Khattak
Advocate
High Court Peshawar.



13-10-2020

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

Service Appeal No. _____ of 2020

Mst: Sadia Riaz Appellant

VERSUS

Govt of Khyber Pakhtunkhwa through Secretary
Elementary & Secondary Education Khyber
Pakhtunkhwa Peshawar and others

... .. Respondents

ADDRESSES OF THE PARTIES

Appellant

Mst: Sadia Riaz W/o Bilal Ahmad

R/o GGHS School Bardi Dhandan Abbottabad.

Respondents

- 1- Govt of Khyber Pakhtunkhwa through
Secretary Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.
- 2- Director, Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.
- 3- District Education Officer (F-Male)
Peshawar



Dated 03/10/2020

Appellant

Through


Zahoor Islam Khattak
Advocate,
High Court Peshawar

A 92



PAKISTAN National Identity Card

Name
Sadia Riaz

Father Name
Riaz Muhammad

Gender Country of Stay
F Pakistan

Identity Number
16203-0577409-0

Date of Birth
07.02.1988

Valid Until
02.08.2019

Valid Until
02.08.2029



Holder's Signature

رجسٹرڈ پتہ: محلہ گل ملی خیل، تحصیل ننڈ، ضلع

سوات

16203-0577409-0

مستقل پتہ: محلہ گل ملی خیل، تحصیل ننڈ، ضلع

سوات



505081095942

Muhammad Y. Memon
Registrar General of Pakistan


گشده کارڈ ملے پر قریبی لیو بکس میں ڈال دیں

Attested to be a

True copy

(A) 10

PANJIAN National Identity Card
 ISLAMIC REPUBLIC OF PAKISTAN
 Name: Bilal Ahmad
 Father: Rozi Gul Khan
 Gender: Male
 Country of Issue: Pakistan
 Identity Number: 17302 9154973-9
 Date of Issue: 29.05.2018
 Date of Expiry: 28.05.2028




تصیل کوہستان، مکان نمبر 3920، تارخ 14/05/18
 نمبر 17302 9154973-9

رجسٹرڈ اور اجازت نامہ دار ہیں۔ تمام اجازت نامہ داروں کو اجازت ہے کہ وہ اس کارڈ کو اپنے پاس رکھیں اور اسے اپنے پاس رکھیں۔

50465110043

محمد یونس
 Registrar General of Pakistan

گمشدہ کارڈ ملنے پر قریبی پیریکس میں ڈال دیں



Attested to be a true

copy



Annex 'B'

11

فارم نمبر ۱۰۸

دیکھے قاعدہ نمبر ۱۰۸

مسلم خاندانی قوانین کے آرڈینینس مجریہ ۱۹۶۱ء (ہشتم ۱۹۶۱ء کے تحت وضع کئے ہوئے قواعد کے قاعدہ نمبر ۱۸ اور نمبر ۱۰ کے تحت مجوزہ فارم

نکاح نامہ

- وارڈ کا نام _____ مینی _____ ٹاؤن ادیبی کونسل _____ مینی _____ تحصیل اٹھانہ _____ ٹوپی _____ جس میں شادی وقوع پذیر ہوئی۔
- اور ضلع _____ صوابی _____
- ۱۔ دولہا اور اس کے والد کا نام _____ بلال احمد ولد روزی گل خان _____ تحصیل و ضلع پشاور _____
- ۲۔ معائنہ کی سکونت بالترتیب _____ واحد گڑھی، ڈاکخانہ واحد گڑھی، تودہ، تحصیل و ضلع پشاور _____
- ۳۔ دولہا کی عمر _____ ۱۶ اپریل ۱۹۹۲ء _____
- ۴۔ دلہن اور اس کے والد کا نام _____ سعدہ ریاض دختر، ریاض محمد _____
- ۵۔ معائنہ کی سکونت بالترتیب _____ محلہ شمشلی خیل، موضع مینی، تحصیل ٹوپی، ضلع صوابی _____
- ۶۔ آیا دلہن کنواری ہے یا بیوہ یا مطلقہ _____ کنواری _____
- ۷۔ اور اس کے بچے ہیں تو ان کی تعداد اور نام _____ / _____
- ۸۔ دلہن کی عمر _____ ۷ فروری ۱۹۸۸ء _____
- ۹۔ اگر دلہن کی طرف سے کوئی وکیل مقرر کیا گیا ہے تو اس کا نام معہ سکونت: _____ نظر محمد ماموں دلہن محلہ سید علی خیل، موضع مینی، صوابی _____
- ۱۰۔ دلہن کے وکیل کے تقرر کے بارے میں گواہوں کے نام معہ ولدیت و سکونت: _____ سہیل ریاض ولد ریاض محمد _____
- ۱۱۔ ۱۔ اخیار محمد ولد فقیر محمد ساکنان مینی، تحصیل ٹوپی، ضلع صوابی _____
- ۱۲۔ اگر دولہا کی طرف سے کوئی وکیل مقرر کیا گیا ہے تو اس کا نام معہ ولدیت و سکونت: _____ بذات خود موجود ہے _____
- ۱۳۔ دولہا کے وکیل کے تقرر کے بارے میں گواہوں کے نام معہ ولدیت و سکونت: _____ / _____
- ۱۴۔ ۱۔ رسول خان ولد غلام سرور ساکن گل آباد، تنگی، ضلع چارسدہ _____
- ۲۔ فیض اللہ ولد محبت اللہ ساکن کنیور، تحصیل تنگی، ضلع چارسدہ _____
- ۱۵۔ متعلقہ سرانجام پانے کی تاریخ _____ ۳۰ جون ۲۰۱۹ء _____
- ۱۶۔ مہر کی رقم _____ دس تولہ سونا _____
- ۱۷۔ مہر کی کتنی رقم مغل ہے۔ اور کتنی موٹیل _____ موٹیل _____
- ۱۸۔ آیا مہر کا کچھ حصہ شادی کے موقع پر ادا کیا گیا؟ اگر کیا گیا ہے تو کس قدر؟ _____ نہیں _____
- ۱۹۔ آیا پورے مہر یا اس کے کسی حصہ کے عوض کوئی جائیداد دینی ہے۔ _____ نہیں _____
- ۲۰۔ خاص شرائط اگر کوئی ہوں۔ _____ پانچ منزلہ مکان آباد جو ہر قسم آسائش و آرائش سے مزین ہو۔ واحد گڑھی، ڈاکخانہ واحد گڑھی، تودہ، چارسدہ روڈ پشاور میں مسماۃ مذکورہ کو بطور ملکیت دینے کا پابند ہوگا۔ _____

Attested

to be
in true
copy

29

12)

۱۔ آیا شوہر نے طلاق کا حق بیوی کو تفویض کر دیا ہے۔ اگر کر دیا ہے۔ تو کوئی شرائط کے تحت؟
_____ نہیں

۱۔ آیا شوہر کے طلاق کے حق پر کسی قسم کی پابندی لگائی گئی ہے۔؟
_____ نہیں

۲۔ آیا شادی کے موقع پر مہر و نان نفقہ وغیر سے متعلق کوئی دستاویز تیار کی گئی ہے۔؟

۲۔ آیا دلہا کے یہاں پہلے سے کوئی بیوی موجود ہے؟ اگر ہے تو آیا اس نے دوسری شادی کرنے کے لئے مسلم خاندانی قوانین کے آرڈیننس ۱۹۶۱ء کے تحت ثالثی کونسل سے اجازت نامہ حاصل کر لیا ہے۔؟

۲: الف) آیا دلہا رٹو وا ہے یا طلاق یافتہ؟

۲: ب) آیا دلہا کے ہاں پہلے سے بیوی یا بیویاں موجود ہیں؟

۲۔ نمبر تاریخ مراسم جس کے ذریعے ثالثی کونسل نے دلہا کو دوسری شادی کرنے کی اجازت دی ہے۔

۲۲۔ نکاح خوان کا نام اور ولدیت معریتہ _____ مولانا خطاب گل ولد وحید گل محلہ رید اڈن، موضع مٹی، تحصیل ٹوبہ، ضلع صوابی

۲۲۔ منگنی کو درج رجسٹر کرانے کی تاریخ _____ ۳۰/۶/۲۰۱۹

۲۲۔ فیس رجسٹریشن جو ادا کی گئی۔ _____ ادا کی گئی

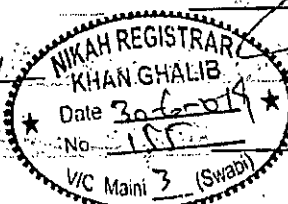
_____ دلہا یا اس کے وکیل کے دستخط

_____ شاختی کارڈ نمبر 54973-9

_____ دلہا کے وکیل کے تقرر کے گواہان کے دستخط

_____ دلہن کے وکیل کے تقرر کے گواہان کے دستخط

_____ نکاح خوان کے دستخط



To

The Director E & SE
Education department KPK

Annex C

13

Sub: INTER DISTRICT TRANSFER /WED LOCK (SPOUSE POLICY)

Sir,

With due respect it is stated that I Sadia Riaz D/o Riaz Muhammad working in education department as CT teacher BPS-15 at G.G.H school Bandi Dhundan Abbottabad from March 2017 till date .

My Marriage will be held in 29 February, 2020 this month to Peshawar.

My Husband Bilal Ahmed is from Peshawar working in education department as CT teacher BPS-15 at GHS nanak pura Peshawar city. Now it's difficult for me to continue my services here at Abbottabad so I want to continue my services further for that I want to be transfer from district Abbottabad to district Peshawar nearest to my Husband Station.

Therefore, it is requested to issue Inter District Transfer order as soon as possible so I can continue my services further there at Peshawar.

Thanks

*SB-II
for ma flm
12/02/2020*

Your Sincere

Sadia Riaz

Name : Sadia Riaz

Post : CT BPS-15

G.G.H School Bandi Dhundan

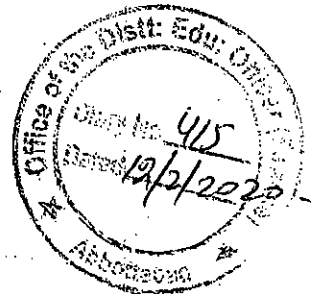
Abbottabad

Forwarded & recommended to the Director Abbottabad along with all document photo state copy as attached for for their necessary action please.

mm Bili Sadiq

Head Mistress
Govt. Girls High School
Bandi Dhundan Abbottabad

HEADMISTRESS
Govt. Girls High School
Bandi Dhundan Attd.



Attestation

So four

copy



Annex 'D' -

14)

APPLICATION FORM FOR INTER DISTRICT TRANSFER

1. Name of Teacher / Applicant: Sadiq Ri'az
2. District of domicile: Swabi
3. Designation / Post held with BPS: CT - BPS: 15
4. Date of 1st Appointment: MARCH - 2017
5. Date of taking over charge (District of Present Post): APRIL - 2017
6. Name of present school of posting: G.G.H. Shau bandi dhundam Abbottabad
7. Name of school where posting is required: 1) _____
(List of three option): 2) _____
3) _____
8. Reason for transfer: wed lock / SPOUS policy
9. GP Fund No. _____
10. Personal No. 00862437
11. Number of casual leave availed: Three
12. Signature of Principal/HM/Head Teacher: _____
13. Signature of SDEO in case of Primary Teacher: _____

I solemnly declare that all above information from S.No. 01 to 13 are correct and nothing has been concealed.

Signature: [Signature]
 Name of Applicant: Sadiq Ri'az
 CNIC #: 16203-0577409-0

CERTIFICATE BY RELIEVING DISTRICT EDUCATION OFFICER

Certified that I have no objection to the transfer of Mr./Mst. Sadiq Ri'az from Abbottabad District to Peshawar District (Pesh) The following arrangement will be made by me for filling up the post of CT in case of transfer of Mr. / Mst. Sadiq - Ri'az

It is certified that -
 The Study / Education of the school will not suffer with proposed transfer.
 The applicant is regular employee and not contract (Mention) period _____

Signature: [Signature]
 Name of DEO: [Signature]
 District Education Officer (Female) Abbottabad

Endst: 1483 / dated: 5/3 /2020

POST AVAILABILITY CERTIFICATE OF THE DISTRICT EDUCATION OFFICER WHERE POST IS PROPOSED

1). Certified that I have no objection to the transfer of Mr./Mst. _____ of against vacant of _____ at (Name of school) _____ of District _____. I have also examined his/her relevant documents and found correct. It is also certified that no NOC has been issued to any other person against this post.

Name of DEO _____ Signature _____
 Endst: No. _____ dated: _____ Stamp _____

- Note: - the following documents (duly attested) should be provided.
- 1). Service Photo State 2). 1st Appointment Order (original or attested photo copy by DEO)
 - 3). Domicile 4). Previous transfer order (if any) 3). (SSC, Intermediate, PTC, CT, B.Ed, etc:
 - 5). Last pay roll 7). Last Balance Sheet of GP Fund

Prepared By Maqbool Amin, In-Charge District "EMIS" E&S Education Department Chitral.

Attended to be
 9 true copy

Bibi Saadia
 HEADMISTRESS
 Govt. Girls High School
 Bandi Dhundam Attd

Annex ⁶⁶ E

15)

To,

District Education Officer (Female)
Khyber Pakhtunkhwa Peshawar

Subject **DEPARTMENT APPEAL/REPRESENTATION ON BASIS OF WED
LOCK/SPOUSE POLICY**

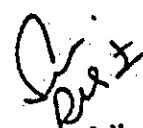
Sir,

With due respect it is stated that I have submitted an application to your honor in dated 12/2/2020, and I being CT teacher working at GHS Bandi Dhundan Abbottabad that my application was forwarded and recommended for necessary action to DEO (F) District Education Officer Abbottabad and headmasters govt girls high school Bandi Dhundan has got no objection if I am transferred to Peshawar, which is resident of my husband, and my husband working as a CT Teacher at Govt high school Nanakpura Peshawar.

It is therefore humbly prayer that on accepted of my application may be accepted and I may be transferred to Peshawar on the basis of spouse/wedlock policy.

25/6/2020

Thanking you





Your Faithfully
Sadia Riaz

Attended to be

9 June


2020



قیمت 50 روپے	63057			
ایڈووکیٹ: Zahra Islam Khattak		پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
بار کونسل ایسوسی ایشن نمبر: bc-10-9170				
رابطہ نمبر: 0346-9083579				

حیدر مہین سروسز ٹریڈنگ کمپنی

بعدالت جناب:

منجانب: مسعود رضا رضوی وغیرہ	دعویٰ: مسعود رضا رضوی
 <p>بنام</p> <p>گورنمنٹ ڈپارٹمنٹ برائے ریگولیشن اور کنٹرول، ایجوکیشن وغیرہ</p>	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:

باعت تحریر آگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی متعلقہ آن مقام لیتھیا جی کے لیے، گورنمنٹ ڈپارٹمنٹ برائے ریگولیشن اور کنٹرول کے ذریعہ سے 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 تقررات ثالث و فیصلہ بر حلف دینے جو اب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داخستہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جائے التوائے مقدمہ کے سبب سے ہوگا کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

الموقع: 
 PESHAWAR BAR ASSOCIATION
 KHYBER PAKHTUNKHWA

مقام کتبا عد کے لیے منظور ہے۔

Accepted and

Attest



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

مسعود رضا رضوی صاحب اہل گورنمنٹ ڈپارٹمنٹ برائے ریگولیشن اور کنٹرول، ایجوکیشن وغیرہ

ایڈووکیٹ زہرا اسلام خٹاک

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

C.M. No. _____/2021

In

Service Appeal No. 13416/20

Sadia Riaz.....Appellant

V E R S U S

Govt. of Khyber Pakhtunkhwa & others.....Respondents

APPLICATION FOR PERMISSION TO PLACE ON FILE
CERTAIN IMPORTANT DOCUMENTS

Respectfully Sheweth:

1. That the titled service Appeal is pending before this Hon'ble Court which is now fixed for today i.e. 02.02.2021
2. That the applicant/ Appellant wants to place on file certain important documents which are necessary for a just and fair decision of the titled Appeal.

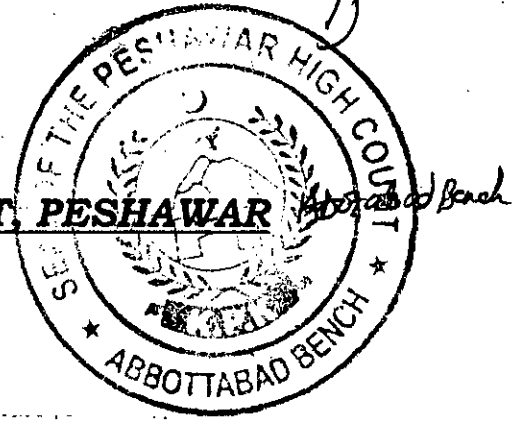
It is, therefore prayed that by accepting this application, applicant may please be allowed to place on file those annexed important documents which are necessary for a just & fair decision of instant Appeal.

Applicant/Appellant
Through


Muneeb ur Rehman
Advocate High Court

Dated 02.02.2021

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR



W.P No. 247 /2020

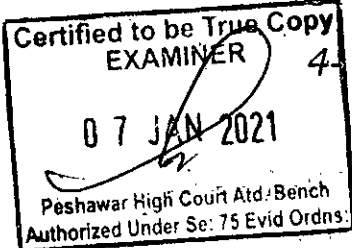
Sadia Riaz W/O Bilal Ahmad R/O GGHS School
Bardi Dhandan Abbotabad

.....**Petitioner**

VERSUS

- 1- Govt of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Civil Secretariat, Peshawar.
- 2- Director Elementary and Secondary Education Khyber Pakhtunkhwa Hashtnagri GT Road, Peshawar.
- 3- District Education Officer (Female) Peshawar.
- 4- Bilal Ahmad S/O Rozi Gul Khan R/O Wahid Garhi, P/O Wahid Garhi, Toda Tehsil and District Peshawar.

.....**Respondents**



FILED TODAY

Deputy Registrar
30 JUN 2020

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

Prayer in Writ petition:-

On acceptance of this writ petition, the petitioner may kindly be transferred on the basis of Wedlock/spouse policy Abbotabad

FILED TODAY
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH

No. 2613
14-7-20

to Peshawar District in the best interest of justice.

Secondly if being civil servants if this petition is not maintainable before this Hon'ble Court may be referred to the service Tribunal as a Departmental Appeal.

Respectfully Sheweth:

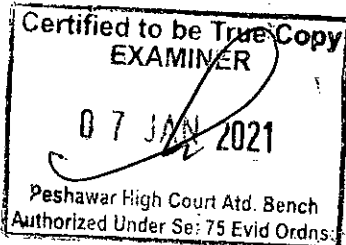
BRIEF FACTS:-

That the petitioner submits as under:-

1. That the petitioner is a law abiding citizen of Pakistan and belongs to District Swabi and presently working as CT Teacher in Abbotabad and married to Respondent No.4. (Copy of CNIC along with Nukah Nama is attached as Annexure "A" & A-1).

2. That the petitioner is working as a CT Teacher in Education Department in Govt High School Dhundan Abbotabad while the husband of the petitioner i.e Respondent No.4 is working as a CT Teacher in Govt High School Nanak Pura District Peshawar.

3. That petitioner and Respondent No.4 enter into marriage on 29.02.2020 and presently residing at Peshawar while petitioner is facing hardship while working is a CT Teacher in Abbotabad.



FILED TODAY
Deputy Registrar
30 JUN 2020

FILED TODAY
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ATTD. BENCH

4. That it is pertinent to mentioned here that the petitioner has filed an application to Director of Khyber Pakhtunkhwa for inter district Transfer on the basis of wedlock/spouse policy and the said application is forward and recommended to DEO Female Abbotabad for-necessary action. **(Copy of Application is attached as Annexure "B")**.

5. That petitioner after submitting an application (NOC) to Respondent No.3 for inter district transfer which was duly approved by District Education Officer Female Abbotabad and headmistress of Gout High School Dhundan **(Copy of NOC/Application is attached as Annexure "C")**.

6. That the above mentioned NOC/Application was submitted to Respondent No.3 for the inter District Transfer of the petitioner but respondent No.3 refused to accept the NOC/Application of the petitioner with the pretext that the inter District Transfer is banned.

7. That petitioner time and again visited to the office of the Respondent No.3 with the hope to accept the genuine request of the petitioner and for that purpose he also filed applications but the respondents returned the application without giving a diary number to it and one of the application is also returned with the remarks that

Certified to be True Copy
EXAMINER
07 JAN 2021
Peshawar High Court Atd. Bench
Authorized Under Se: 75 Evid Ordns.

FILED TODAY
Deputy Registrar
30 JUN 2020

FILED TODAY
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTABAD BENCH

it is not signed by the petitioner. (Copies of the applications are attached as Annexure "D").

8. That petitioner aggrieved from the act and omission of the respondents approached this Hon'ble Court on the following grounds inter alia.

G R O U N D:-

A. That act and omission of the respondents to refuse the inter District transfer of the petitioner is against the policy of the government and the law prevail on the subject.

B. That the constitution of Islamic Republic of Pakistan 1973 has guaranteed to every individual the right of profession and no discrimination to be made in this regard.

C. That the inter District Transfer will facilitate the petitioner as well as the respondent No.4 to perform his duties with comfort and they will be able to impart the Education without any complexity in their life.

D. That the spouse/wedlock policy is crystal clear in this regard in which clearly mentioned that the wife shall be transferred to the place of husband where he performed his duties.

E. That the District Education Officer Female Abbotabad and headmistress of Govt High School Dhundan has issued NOC to the petitioner and

Certified to be True Copy
EXAMINER
07 JAN 2021
Peshawar High Court Atd. Bench
Authorized Under Sec. 75 Evid Ordns

FILED TODAY
Deputy Registrar
30 JUN 2020

FILED TODAY
ADDITIONAL REGISTRAR
LAW AND EQUITY COURT
ABOTABAD BENCH
2020

they have got no objection to transferred the petitioner to Peshawar and refusal of the respondents is against the law and rules.

F. That beside the grounds agitated above, the petitioner seeks leave of this Hon'ble Court to raise/argue additional ground during hearing.

It is, therefore most respectfully prayed that by accepting this petition, On acceptance of this writ petition, the petitioner may kindly be transferred on the basis of Wedlock/spouse policy Abbotabad to Peshawar District in the best interest of justice.

Secondly if being civil servants if this petition is not maintainable before this Hon'ble Court may be referred to the service Tribunal as a Departmental Appeal.

Any other remedy deems fit and appropriate in the circumstance of the case may also please be granted in favour of the petitioner.

FILED TODAY

Deputy Registrar

30 JUN 2020

Petitioner

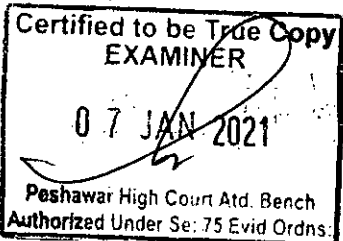
Through

Zahoor Islam Khattak
Advocate, High Court
Cell#0346-9083579

Dated 23/06/2020

FILED TODAY

ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABOTABAD BENCH
21 6 20



CERTIFICATE:-

Certified on instructions of my client that petitioner has not previously moved this Hon'ble Court under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973 regarding the instant matter, thus the tilted Writ Petition may kindly be fixed before the Worthy D.B of this Hon'ble Court.

Rahim Khan

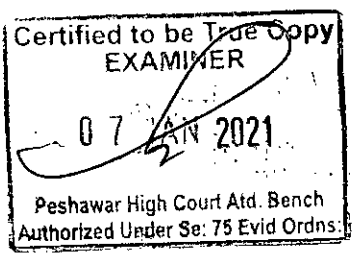
ADVOCATE

LIST OF BOOKS

1. Constitution of Islamic Republic of Pakistan, 1973.
2. Any other law book as per need.

Rahim

ADVOCATE



FILED TODAY
[Signature]
Deputy Registrar
30 JUN 2020

FILED TODAY
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTABAD BENCH
[Signature]

7)

BEFORE THE PESHAWAR HIGH COURT, PESHAWAR *Abotabad Bench*

W.P No. _____/2020

Sadia Riaz W/O Bilal Ahmad R/O GGHS School
Bardi Dhandan Abbotabad

.....**Petitioner**

VERSUS

Govt of Khyber Pakhtunkhwa through Secretary
Elementary & Secondary Education, Civil Secretariat,
Peshawar & Others.....**Respondents**

AFFIDAVIT

I, Sadia Riaz W/O Bilal Ahmad R/O GGHS School
Bardi Dhandan Abbotabad, (**Petitioner**), do hereby
solemnly affirm and declare on oath that the contents
of the accompanying **Writ petition** are true and
correct to the best of my knowledge and belief and
nothing has been concealed from this Hon'ble Court.

Identified by

DEPONENT

CNIC#:16203-0577409-0
Cell#0346-9083579

Zahoor Islam
Zahoor Islam Khattak
Advocate High Court

Peshawar

Certified to be True
EXAMINER
07 JAN 2021
Peshawar High Court Ad. Bench
Authorized Under Sec: 75 Evid Ordns.

FILED TODAY

Deputy Registrar

30 JUN 2020

No. 1791
Certified that the above was verified on solemnly
affirmation before me in office of Oath Commissioner
day of *Jun* 2020 *Sadia Riaz*
s/o *Bilal Ahmad*
who was *Released to learn*
Who is present.
23/6/2020
Oath Commissioner

FILED TODAY

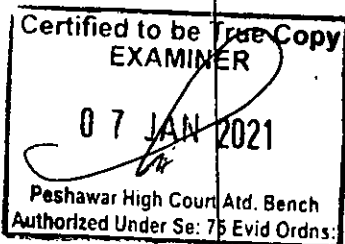
ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABOTABAD BENCH
17-7



1

**PESHAWAR HIGH COURT,
ABBOTTABAD BENCH
FORM 'A'
FORM OF ORDER SHEET**

Date of Order or Proceedings	ORDER OR PROCEEDINGS WITH SIGNATURE OF JUDGE/JUDGES
1	2
08.09.2020	<p><u>W.P No. 847-A/2020</u></p> <p>Present:- Mr. Zahoor Islam Khattak, Advocate for the petitioner.</p> <p style="text-align: center;">***</p> <p><u>MOHAMMAD IBRAHIM KHAN, J.-</u> Petitioner Sadia Riaz has invoked the constitutional jurisdiction of this court praying that:-</p> <p style="text-align: center;"><i>"On acceptance of this writ petition, the petitioner may kindly be transferred on the basis of wedlock/spouse policy, from Abbottabad to Peshawar in the best interest of justice."</i></p> <p>2. In essence, the petitioner being CT Teacher in the respondents' department, seeks her transfer from Abbottabad to Peshawar on the basis of spouse policy. The petitioner admits herself to be a civil servant and the matter in hand relates to terms and conditions of the service. thus Without discussing the merit of the case, lest it may prejudice the case of either party, suffice it to say that the matter brought before this court can competently be adjudicated upon by the Provincial Service Tribunal. As</p>



such in the presence of adequate alternate remedy, the constitutional jurisdiction of this court cannot be invoked. In addition, under Article 212 of the Constitution of Islamic Republic of Pakistan, 1973, the jurisdiction of this court is ousted in the matters relating to the terms and condition of service of a civil servant.

3. For the reasons stated above, this petition being not maintainable on the ground of jurisdiction, is dismissed in limine. The petitioner would be at liberty to avail appropriate remedy in accordance with law, if she is so advised.

Announced.
08.09.2020


JUDGE


JUDGE

