

S.No.	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	20 th Sept, 2022	<p style="text-align: center;"><u>KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,</u> <u>PESHAWAR.</u></p> <p style="text-align: center;">Service Appeal No. 1333/2022</p> <p>Muhibullah, Senior Clerk, Office of the District Food Controller, Abbottabad.</p> <p style="text-align: right;">..... (Appellant)</p> <p style="text-align: center;"><u>Versus</u></p> <ol style="list-style-type: none"> 1. Secretary Food Department, Khyber Pakhtunkhwa, Peshawar. 2. Director Food Department, Khyber Pakhtunkhwa, Peshawar. 3. District Food Controller, Abbottabad. 4. Miss. Nabeela Alam, Senior Clerk, office of the District Food Controller, Abbottabad. <p style="text-align: right;">..... (Respondents)</p> <p style="text-align: center;"><u>ORDER</u></p> <p><u>KALIM ARSHAD KHAN CHAIRMAN:-</u> Learned Counsel for the appellant present and has been heard.</p> <p>2. The appellant is aggrieved of order dated 07.06.2022, whereby he was transferred from the office of DFC Abbottabad to the office of DFC, Kohistan. It is contended by the appellant that he was not allowed to complete his normal tenure at the office of DFC Abbottabad where he was transferred four months prior to the impugned order vide order No. 591 dated 16.02.2022. When confronted with the order dated 16.02.2022 that the appellant was in the office of ADF, Hazara Division Abbottabad from where he was transferred to the office of DFC Abbottabad, he did not controvert the situation and has very categorically submitted that he remained posted at the office of ADF, Hazara Division Abbottabad for more than 6,7 years. This being so his stay at Abbottabad is more than 6,7 years, therefore, his contention that he was not allowed to complete his</p>

normal tenure is not sustainable. In view of the above there is no merit in this appeal is dismissed in limine. Consign.

3. *Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal on this 20th day of September, 2022.*



(KALIM ARSHAD KHAN)
Chairman
Camp Court Abbottabad

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

Case Title: Mohibullah vs Secretary Food K/PK etc

S.#	Contents	Yes	No
1.	This appeal has been presented by: <u>Service appeal</u> <u>Mohibullah appellant</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 pagged?	✓	
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: Muhammad Adnan Tariq
M. Adnan Address
Signature: _____
Dated: 12-09-2022