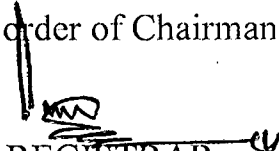


Form- A

## FORM OF ORDER SHEET

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

Case No. - 1545/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	27/10/2022	<p>The appeal of Mr. Muhammad Usman presened today by Mr. Muhammad Maaz Madni Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;">By the order of Chairman  REGISTRAR</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR**

APPEAL NO. 1545 /2022

MUHAMMAD USMAN

V/S

GOVT. OF KP  
& OTHER

**INDEX**

S.NO.	DOCUMENTS	DATED	ANNEXURE	PAGE
1.	Memo of appeal		.....	1 - 4
2.	Stay Application			5
3.	Affidavit		.....	6
4.	Appointment Notification	27.05.2019	A	7 - 8
5.	Corrigendum	28.05.2019	B	9
6.	Impugned Notification	06.07.2022	C	10
7.	Disability Certificate		D	11
8.	Departmental Appeal	14.07.2022	E	12
9.	Wakalatnama	.....	.....	13

Dated: 26<sup>TH</sup> October, 2022

APPELLANT

Through:



MUHAMMAD MAAZ MADNI,

ADVOCATE HIGH COURT, PESHAWAR

Office:

TF-338, 339,

Deans Trade Centre, Peshawar Cantt:

0333-9313113, 0345-9090737

[muhammad.m3adv@gmail.com](mailto:muhammad.m3adv@gmail.com)

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

APPEAL NO. 1545 /2022

MUHAMMAD USMAN, SS Economics (BS-17), presently posted as SS Economics, GHSS Daag Peshawar under Transfer to GHSS Dagi Banda Nowshera, Khyber Pakhtunkhwa, Nowshera.

.....APPELLANT

**VERSUS**

- 1- THE GOVERNMENT OF KHYBER PAKHTUNKHWA  
through Secretary (Education),  
Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 2- THE DIRECTOR (E&SE),  
Khyber Pakhtunkhwa, Peshawar.
- 3- THE DISTRICT EDUCATION OFFICER (MALE),  
District Peshawar.
- 4- MR. FATHE ULLAH,  
under transfer to the Post of SS Economics GHSS Daag Peshawar.  
.....RESPONDENTS

**APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 06-07-2022 WHEREBY APPELLANT HAS UNLAWFULLY BEEN TRANSFERED TO GHSS DAGI BANDA NOWSHERA IRRESPECIVE OF THE FACT THAT APPELLANT IS A DISABLE PERSON AND THE PRIVATE RESPONDENT No. 4 HAS BEEN POSTED IN PLACE OF THE APPELLANT AT GHSS DAAG PESHAWAR AND AGAINST NOT TAKING ANY ACTION ON THE DEPARTMENTAL APPEAL DATED 18-07-2022 OF THE APPELLANT WITH IN THE STATUTORY PERIOD**

**PRAYER:**

That on acceptance of this appeal the impugned transfer order dated 06-07-2022 may very kindly be set aside and the respondents be restrained not to transfer/post the appellant at GHSS Dagi Banda Nowshera being a disable person. Any other remedy which this August Tribunal deems fit that may also be awarded in favor of the appellant.

*Respectfully Sheweth;*

**FACTS:**

Brief facts giving raise to the instant appeal are as under:

1. That appellant is the employee of the respondent Department and is appointed as Subject Specialist (Economics BS-17) after proper recommendation of Khyber Pakhtunkhwa Public Service Commission Peshawar vide Notification dated 27-05-2019 and since from the date of appointment the appellant is performing his duty quite efficiently and up-to the entire satisfaction of his superiors.  
Copy of the Appointment Notification dated 27.05.2019 is attached as Annexure ..... A.
2. That after the appointment the appellant was posted at GHSS Bakhshali Mardan but being a disable a corrigendum was issued in favour of the appellant whereby the posting order to GHSS Bakhshali Mardan has been rectified and was posted at GHSS Daag Peshawar vide order dated 28-05-2019.  
Copy of Corrigendum Dated 28.05.2019 attached as Annexure ..... B.
3. That astonishingly while serving as SS (Economics) at GHSS Daag Peshawar the appellant was issued with the impugned transfer notification dated 06-07-2022 whereby the appellant has illegally & unlawfully been transfer out of Peshawar and respondent no. 4 has been posted in place of the appellant without showing any cogent reason.  
Copy of Impugned Notification dated 06.07.2022 is attached as Annexure ... C.
4. That appellant is a disabled person and is suffering from Physical disability of Muscular Dystrophy due to which the appellant is on Wheelchair having permanent Physical and in this respect the Social Welfare Department Khyber Pakhtunkhwa has issued Disability Certificate.  
Copy of Disability Certificate is attached as Annexure ..... D.
5. That the appellant feeling highly aggrieved from the act & omission of the respondent by issuing impugned Notification dated 06-07-2022 filed Departmental Appeal dated 14-07-2022 for setting aside the impugned transfer notification before respondent No. 1 which was properly stamped with dairy no. 179 dated 18-07-2022 and has not been responded after a lapse of more than statutory period of 90 days.  
Copy of Departmental Appeal dated 14.07.2022 is attached as Annexure ... E.

6. That the appellant is left with no other remedy but to file the instant service appeal before this Honourable Tribunal on the following grounds:

**GROUND:**

- A-** That the impugned notification dated 06-07-2022 issued by respondent no. 1 is against the law, rules, facts, void ab initio, Norms of Natural Justice and materials available on the record hence not tenable in the eye of Law and is liable to be set aside.
- B-** That appellant has not been treated in accordance with law and rules by the respondent Department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- C-** That the respondents acted in an arbitrary and malafide manner by issuing the impugned transfer order dated 06-07-2022 irrespective of the fact that the appellant is physically handicapped person and is unable to travel to the far flung areas out of district.
- D-** That appellant is a serious patient of Muscular Dystrophy including permanent Physically Disability but the respondents have illegally and malafidly posted the appellant out of district Peshawar vide notification dated 06-07-2022.
- E-** That under Article 38 (e) of the Constitution of Pakistan, 1973 state is bound to reduce disparity in the income and earning of the individuals including persons in the various services of Pakistan, therefore the respondent has to act upon the ibid Article of the constitution and had to remove the disparity from the service of the appellant by struck down the impugned transfer notification dated 06-07-2022.
- F-** That the treatment meted out to the appellant while transferring him out of district by issuing the impugned transfer notification dated 06-07-2022 is a clear violation of the Fundamental Rights as enshrines the Constitution of Pakistan & also against various judgments passed by the Apex Supreme Court of Pakistan.
- G-** That the appellant has been discriminated by the respondents on the subject noted above without fulfilling the codal formalities required in the subject matter and hence the same is against the norm of Natural Justice.

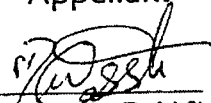
H- That the impugned Notification dated 06-07-2022 has neither been issued in the public interest nor has been issued in exigencies of public service.

I- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 26-10-2022

Appellant



MUHAMMAD USMAN

Through:



MUHAMMAD MAAZ MADNI

&



AHMAD SULTAN TAREEN

&



HAIDER ALI

Advocates,

High Court, Peshawar

**CERTIFICATE**


No, such like appeal has been filed or pending on the subject matter between the parties before this Honourable Tribunal.



ADVOCATE

**LIST OF BOOKS:**

1. Constitution of Pakistan, 1973.
2. Service Laws
3. Other relevant case Laws



**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR**

CM No. \_\_\_\_\_/2022

IN

APPEAL NO. \_\_\_\_\_/2022

MUHAMMAD USMAN

V/S

GOVT. OF KP  
& OTHER

**APPLICATION FOR SUSPENSION OF OPERATION ON  
THE IMPUGNED NOTIFICATION DATED 06-07-2022  
TILL THE DISPOSAL OF THE MAIN APPEAL**

Respectfully Sheweth:,

1. That the appellant has filed the above titled service appeal before this Honourable Tribunal which has not been fixed so far.
2. That the appellant is a disable person and has challenged the transfer order dated 06-07-2022 whereby the appellant has been transferred out of district.
3. That all the ingredients required for the grant of status quo are in favour of the appellant.
4. That the ingredients of the instant application may very kindly be considered as part and parcel of the main appeal.
5. That any grounds would be agitated at the time of argument with prior permission of this Honourable Tribunal.

It is, therefore, most humbly prayed that on acceptance of the instant petition the operation on the impugned transfer notification dated 06-07-2022 may very kindly be suspended till final disposal of the main appeal.

Date: 26-10-2022

*[Signature]*  
Appellant,

Through:

*[Signature]*  
MUHAMMAD MAAZ MADNI,

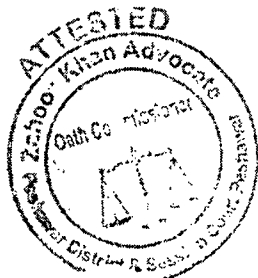
&

*[Signature]*  
AHMAD SULTAN TAREEN,

Advocates, High Court, Peshawar

**Affidavit:**

It is solemnly affirm that the contents of the above application are true and correct to the best of knowledge & belief and nothing has been concealed from this Honourable Tribunal



*[Signature]*  
DEPONENT  
17301-8202286-5

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

APPEAL NO. \_\_\_\_\_/2022

MUHAMMAD USMAN

V/S

GOVT. OF KP  
& OTHER

**A F F I D A V I T**

I, Muhammad Usman, do hereby solemnly affirm on oath that the contents of the appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Tribunal.



**DEPONENT**  
17301-8202286-5





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## GOVERNMENT OF KHYBER PAKHTUNKHWA

ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT

Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar

Phone: 091-9210480, Fax 091-9211419

Dated Peshawar the May 27, 2019

### NOTIFICATION

#### NO.SO(SM)F&SED/3-2/2017/recruitment of 730 55 (Economics Disable Quota:

Consequent upon the recommendation of Khyber Pakhtunkhwa Public Service Commission vide letters No 005845 dated 21 03 2019 & No 006655 dated 29 03 2019, the Competent Authority Chief Secretary Khyber Pakhtunkhwa is pleased to appoint the following Three (03) candidates as Subject Specialist Economics BS-17 (Disable Quota) (@Rs 30370-2300-76370) plus usual allowances as admissible under the rules, on regular basis under the existing policy of the Provincial Government:

Consequent upon their appointment as subject specialist economics **BS-17** (Disable Quota), they are posted on positions and stations as noted against each:

Sr	Name with Father's name	Domicile/Zone	Posted as	
	Mr. Muhammad Khaira Khan SO Aqil Khan	Swabi?	Subject Specialist Economics (BS-17) GHSS Kunda Swabi	Against Vacant post
	Mr. Gul Sabir Khan SO Yad Qayum	Bajaur	Subject Specialist Economic (BS-17) GHSS Munada Dir lower	Do
	Mr. Muhammad Usman S/o Shafiullah Khan	Peshawar 2	Subject Bakhshali Mardan	Do

#### Terms and Conditions:

1. They shall be governed by the Khyber Pakhtunkhwa Civil Servants Act, 1973 and the rules made thereunder.
2. Their pay shall be released subject to verification of their academic documents testimonials from the concerned Board University by the District Education Officer (Male) concerned
3. Their services shall be considered regular and they shall be eligible for pension deduction of GP Fund in terms of the Khyber Pakhtunkhwa Civil Servants Act, 1973 as amended in 2013
4. Their services are liable to termination on one month notice from either side. In case of resignation without notice, their one month's pay allowances shall be forfeited to the Government



(7)

ANNEXURE

# A ~



**GOVERNMENT OF KHYBER PAKHTUNKHWA**

ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone: 091-9210480, Fax # 091-9211419

Dated Peshawar the May 27, 2019

**NOTIFICATION**

NO.SOS/MS/ESS/ED-3-2/2017 Recruitment of 30 SS (Economics) (Disable Quota)

Consequent

upon the recommendation of Khyber Pakhtunkhwa Public Service Commission vide letters No. 005845 dated 21/03/2019 & No. 006655 dated 29/03/2019, the Competent Authority Chief Secretary Khyber Pakhtunkhwa is pleased to appoint the following Three (03) candidates as Subject Specialist Economics BS-17 (Disable Quota) (a Rs 30370-2300-76370) plus usual allowances as admissible under the rules, on regular basis under the existing policy of the Provincial Government

2. Consequent upon their appointment as Subject Specialist Economics BS-17 (Disable Quota) they are posted on positions and stations as noted against each

Sr.#	Name with Father's name	Domicile/Zone	Posted as	Remarks
1	Mr. Muhammad Khuraz Khan S/O Aqil Khan	Swabi 2	Subject Specialist Economics (BS-17) GHSS Kunda Swabi	Against Vacant Post
2	Mr. Gul Sahir Khan S/O Yaqub Qayum	Bajaur 1	Subject Specialist Economics (BS-17) GHSS Munda Dir Lower	-do-
3	Mr. Muhammad Usman S/O Shafiullah Khan	Peshawar 2	Subject Specialist Economics (BS-17) GHSS Bakhshali Mardan	-do-

**Terms and Conditions:**

1. They shall be governed by the Khyber Pakhtunkhwa Civil Servants Act, 1973 and the rules made thereunder
2. Their pay shall be released subject to verification of their academic documents testimonials from the concerned Board/University by the District Education Officer (Male) concerned
3. Their services shall be considered regular and they shall be eligible for pension deduction of GIP Fund in terms of the Khyber Pakhtunkhwa Civil Servants Act, 1973 as amended in 2013
4. Their services are liable to termination on one month notice from either side. In case of resignation without notice, their one month's pay allowances shall be forfeited to the Government

ATTESTED

Scanned with CamScanner

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**GOVERNMENT OF KHYBER PAKHTUNKHWA**  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT

Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar

Phone: 091-9210480, Fax 091-9211419

Dated Peshawar the May 27, 2019

5. They shall be on probation for initial period of one year extendable for further one year as per rules.
6. They shall be governed by such rules & regulations as may be issued from time to time by the Government
7. Their services can be terminated at any time, in case their performance was found unsatisfactory during probationary period
8. The appointees shall join their posts within 30 days of the yuance of this notification and the Director E&SL Khyber Pakhtunkhwa Peshawar Shall furnish a certificate to the effect that the candidates have joined their posts. failing which their candidature shall expire automatically and no subsequent appeal etc shall be entertained
9. Charge assumption report should be submitted to all concerned
10. No TA/DA shall be allowed to the appointees for joining their duties

SECRETARY

EASE Department  
"Khyber Pakhtunkhwa

Endst of even No. & Date:

Cops forwarded to the

1. Accountant General Khyber Pakhtunkhwa Peshawar
2. Director F&SI Khyber Pakhtunkhwa Peshawar, along-with application forms of the above Subject Specialists
3. Director Recruitment) Khyber Pakhtunkhwa Public Service Commission Peshawar
4. District I ducation Officers (Male) Concerned
5. District Accounts Officers Concerned
6. PS to Chuel Secretary Khyber Pakhtunkhwa, Peshawar
7. PS to Advisor to CM for E&S Department, Khyber Pakhtunkhwa
8. Director EMIS. I&SI Department for uploading at the official website
9. PS to Secretary LSI Department, Khyber Pakhtunkhwa
10. Subject Specialists concerned
11. Office order file

(MOHAMMAD SHOAIB  
SECTION OFFICER



8



**GOVERNMENT OF KHYBER PAKHTUNKHWA**  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone: 091-9210480, Fax # 091-9211419

- 5 They shall be on probation for initial period of one year extendable for further one year as per rules
- 6 They shall be governed by such rules & regulations as may be issued from time to time by the Government
- 7 Their services can be terminated at any time, in case their performance was found unsatisfactory during probationary period
- 8 The appointees shall join their posts within 10 days of the issuance of this notification and the Director E&SE, Khyber Pakhtunkhwa, Peshawar shall furnish a certificate to the effect that the candidates have joined their posts, failing which their candidature shall expire automatically and no subsequent appeal etc shall be entertained
- 9 Charge assumption report should be submitted to all concerned
- 10 No TADA shall be allowed to the appointees for joining their duties

**SECRETARY**  
E&SE Department  
Khyber Pakhtunkhwa

Encls: of even No. & Date :-

Copy forwarded to the

- 1 Accountant General Khyber Pakhtunkhwa, Peshawar
- 2 Director E&SE, Khyber Pakhtunkhwa, Peshawar, along with application forms of the above Subject Specialists.
- 3 Director (Recruitment) Khyber Pakhtunkhwa Public Service Commission Peshawar
- 4 District Education Officers (Male) Concerned
- 5 District Accounts Officers Concerned
- 6 PS to Chief Secretary Khyber Pakhtunkhwa, Peshawar
- 7 PS to Advisor to CM for E&SE Department, Khyber Pakhtunkhwa
- 8 Director MIS E&SE Department for uploading at the official website
- 9 PS to Secretary E&SE Department, Khyber Pakhtunkhwa
- 10 Subject Specialists concerned
- 11 Office order file

**(MOHAMMAD SHIJAQI)**  
SECTION OFFICER (SCHOOLS MALE)

**ATTESTED**



(9)

**GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT**

"B"

Dated Peshawar the May 28, 2019

ANNEXURE - "B"

**CORRIGENDUM**

**NO.SO(SME&SED/3-2/2017/Recruitment of 730 SS (Economics Disable Quota):** In partial modification of this Department notification of even number dated 27.05.2019, the place of posting in respect of Mr. Muhammad Usman, Subject Specialist Economics (BS-17), appearing at serial No.3, may be read as Subject Specialist Economics (BS-17) GHSS Daag Peshawar instead of GHSS Bakhshali Mardan.

**2. No TA/DA is allowed.**

Endst: of even No. & Date

**SECRETARY**

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officers (Male), Mardan, Peashawar.
4. District Accounts Officers, Mardan, Peashawar.
5. PS to Advisor to CM for E&SE Department.
6. PS to Secretary E&SE Department, Khyber Pakhtunkhwa.
7. Director, EMIS E&SE Department.
8. Subject Specialist concerned.
9. Master file.

  
28/5/2019  
**SECTION OFFICER (SCHOOLS MALE)**

**ATTESTED**

10

ANNEXURE - "C"



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 091-9223533

Dated Peshawar the July 06, 2022

NOTIFICATION

NO.SO(SM)E&SED/5-17/2022/PT/SS: The posting/transfer of the following Subject Specialists are hereby ordered with immediate effect, in the best public interest:-

S#	Name & designation	From	To
2.	Mr. Fathe Ullah SS (Economics) BS-17	GHSS Dagi Banda Nowshera w.e.f. 14/09/2020	SS (Economics) BS-17 GHSS Daag Peshawar vice S.No. 02.
	Mr. Muhammad Usman SS (Economic) BS-17	GHSS Daag Peshawar w.e.f. 29/05/2019	SS (BS-17) GHSS Dagi Banda Nowshera vice S.No.01.

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Endst: of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male) concerned.
4. District Accounts Officer concerned.
5. Director, EMIS E&SE Department.
6. PS to Minister for E&SE Department.
7. PS to Secretary E&SE Department.
8. PA to Deputy Secretary (Admn) E&SE Department.
9. Officers concerned.
10. Office order file.

**ATTESTED**

(NAVEED ULLAH SHAH)  
SECTION OFFICER (SCHOOLS MALE)

ANNEXURE - "D"

(11)

CITY DISTRICT GOVERNMENT PESHAWAR.  
DISTRICT OFFICE OF SOCIAL WELFARE & WOMEN DEVELOPMENT PESHAWAR  
(PROVINCIAL COUNCIL FOR THE REHABILITATION OF DISABLED PERSON)

Dated 22-03--2010

Reg: No 17301-8202286-5/1467

DISABILITY CERTIFICATE

- 1. Name: Muhammad Usman
- 2. Father Name: Shafi Ullah Khan
- 3. Marital Status Unmarried
- 4. Spouse: Nil
- 5. Date of Birth 06-04-1993
- 6. CNIC #: 17301-8202286-5
- 7. Qualification B.A
- 8. Nature of Disability: Physically
- 9. Present Address: Peshawar.
- 10. Permanent Address. As Above
- 11. Recommended on by District Assessment Committee for Person with Disability.

*[Signature]*  
Social Welfare Officer  
City District Government  
Peshawar.

**ATTESTED**

*[Signature]*  
District Officer,  
Social Welfare Department  
Peshawar.

Better Copy No. 12

The Secretary, Education,  
Elementary and Secondary Education,  
Secretariat Peshawar KPK.

Subject: Application for the cancelation of Transfer order from GHSS Daag  
Peshawar to GHSS Dagi Banda Nowshera

Respected sir,

It is stated that I am serving in Elementary and Secondary education department kpk as a SUBJECT SPECIALIST ECONOMICS at GHSS DAAG Peshawar. With reference to recent Notification NO.SO(SM)E&SED/5-17/2022/PT/SS of the civil secretariat Peshawar dated the July 06, 2022, I am transferred to GHSS Dagi Banda district Nowshera. It is stated that my nature of disability is Muscular Dystrophy and I am using electric wheelchair. I am a permanent resident of village Kukar (Chargo Kale) Bakshipul Charsadda road district Peshawar. It is very difficult for a wheelchair user to travel long distance on daily basis. As per rule for special person employees it is necessary to provide the infrastructure, support, facilities and accessibility to the workplace.

Therefore, kindly consider my application and canceled the transfer order from GHSS DAAG PESHAWAR to GHSS Dagi Banda District NOWSHERA. I will be highly obliged for this act of kindness.

All the necessary documents are attached here with this application.

  
**ATTESTED**



12

ANNEXURE "E"

Director of Education  
Elementary and Secondary Education  
Peshawar, P. JAWA I.P.K.

Subject: Application for the cancellation of Transfer order from GISS Daag Peshawar to GISS Dagi Banda Nowshera

Respected Sir,

It is stated that I am serving in Elementary and Secondary education department as a SUBJECT SPECIALIST ECONOMICS at GISS DAAG Peshawar. With reference to recent Notification NO.SO(SME&STD/5-17/2022/P/ESS dated 06/07/2022 issued by the Director of Education Peshawar dated the July 06, 2022, I am transferred to GISS Dagi Banda district Nowshera. It is stated that my nature of disability is Muscular Dystrophy and I am using electric wheelchair. I am a permanent resident of village Kaka (Choro Kale) Bakshipul Charsadda road district Peshawar. It is very difficult for a wheelchair user to travel long distance on daily basis. As per rule for special person employees it is necessary to provide the infrastructure, support, facilities and accessibility to the workplace.

Therefore, kindly consider my application and canceled the transfer order from GISS DAAG PESHAWAR to GISS Dagi Banda District NOWSHERA. I will be highly obliged for this act of kindness.

All the necessary documents are attached here with this application.

Yours Sincerely

Muhammad Usman  
S/O

Shafiullah Khan  
SS Economics Bps-17

GISS Daag  
Peshawar District

Date: 14-07-2022  
03139544839

SS (E)

Pls. exam  
at resolve this  
for law/rule  
12

  
**ATTESTED**

179

12

(POWER OF ATTORNEY)

13

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

Muhammad Usman

Service Appeal No. \_\_\_\_\_/2022.

VS

GOVT. OF KP & OTHERS


I, MUHAMMAD USMAN do hereby nominated and appointed MUHAMMAD MAAZ MADNI & AHMED SULTAN TAREEN, Advocate High Court, Peshawar, to be counsel in the above matter for me/us and on my/our behalf as agreed to appear, plead, act and answer in the above court or any appellate court or any court to which the business is transferred in the above matter as and is agreed to sign and file petition, appeals, statements, accounts, exhibits, compromises or other documents whatsoever, in connection with the said matter arising there from and also to apply for and receive all documents or copies of documents, depositions etc and to apply for and issue summons and other writs or subpoena and to apply for and get issued any arrest, attachment or other execution, warrants or order and to conduct any proceedings that may arise there out; and to apply for and receive payment of any or all sums or submit the above matter to arbitration, and to employ an other legal practitioner authorizing him to exercise the power and authorities hereby conferred on the advocate whenever he may think fit to do so.

AND to do all acts legally necessary to manage and conduct the said case in all respects whether herein specified or not, as may be proper and expedient.

AND I/WE hereby agree to ratify and confirm all lawful acts done on my/our behalf; under or by virtue of these present or of the usual practice in such matter. PROVIDED always that I/WE undertake at the time of calling of the case by the court I/MY authorized agent shall inform the advocate and make him appear in the court, if the case, may be dismissed in default, it be proceeded ex-parte the said counsel shall not be held responsible for the same. All costs awarded in favour shall be the right of the counsel or his nominee, and if awarded against shall be payable by me/us.

IN WITNESS WHERE OF I/We hereunto set MY/OUR hand to these presents, the contests of which have been explained to and understood by ME/US this 25<sup>th</sup> day of Oct 2022.

EXECUTANT

  
( M. USMAN )

Accepted subject to the terms regarding fees:

  
MUHAMMAD MAAZ MADNI,

ADVOCATE HIGH COURT, PESHAWAR  
BC No.(BC-11-1460)  
CNIC No. 17101-9263898-1

  
AHMAD SULTAN TAREEN

ADVOCATE HIGH COURT,  
BC No.(BC-10-1583)

  
ALLAHYAR KHAN TAREEN  
ADVOCATE HIGH COURT, PESHAWAR

  
HAIDER ALI  
ADVOCATE

  
INAYAT ULLAH KHAN TAREEN  
ADVOCATE HIGH COURT

OFFICE: TF-338, 339, Deans Trade Centre, Peshawar Cantt.  
Contact#: