

19<sup>th</sup> Sept 2022     None for the appellant present. Mr. Kabirullah Khattak, Addl: AG for respondents present.

Written reply not submitted. Learned Addl: AG seeks time to contact the respondents for submission of written reply/comments. Last opportunity is granted for reply/comments. To come up for written reply/comments on 14.11.2022 before S.B at camp court Abbottabad.



(Kalim Arshad Khan)  
Chairman  
Camp Court Abbottabad

30.12.2021

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

Points raised need consideration. Subject to all just and legal objections, this appeal is admitted for full hearing. 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 on 14.02.2022 before S.B at camp court, Abbottabad.

Appellant Deposited  
Security Process Fee

ok/ot

Chairman  
Camp Court, A/Abad

19-2-22

Due to retirement of worthy  
chairman the Tribunal is ~~terminated~~  
non-functional. To come up for the  
same on 18-7-22, at camp court  
A/Abad.

Devi

18.07.2022

Nemo for the appellant. Mr. Naseer-ud-Din Shah, Assistant Advocate General present.

Previous date was changed on Reader Note, therefore, Notices be issued to the respondents through registered post for submission of written reply/comments on 19.09.2022 before the S.B at Camp Court Abbottabad.

Notice for prosecution of the appeal also be issued to the appellant as well as his counsel through registered post for the date fixed.

(Salah-Ud-Din)  
Member (J)

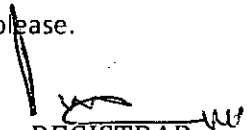

Camp Court Abbottabad

Form- A

FORM OF ORDER SHEET

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

Case No.- \_\_\_\_\_ 7864/2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	13/12/2021	<p>The appeal of Mr. Musharaf Jamal presented today by Mr. ShahNawaz Iqbal 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 touring S. Bench at Abbottabad for preliminary hearing to be put there on <u>31/12/21</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

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

Case Title: Musharaf Jamal vs Gauti etc

S.#	Contents	Yes	No
1.	This appeal has been presented by: <u>Shahnawaz Iqbal</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:

Shahnawaz Iqbal

Signature:

Shahnawaz Iqbal

Dated:

13/12/21

**TRIBUNAL KHYBER PAKHTUNKHWA,**  
**P E S H A W A R**

Musharaf Jamal Khan.....<sup>7864</sup>Appellant

**Versus**

Government of Khyber Pakhtunkhwa  
through Secretary Food Khyber  
Pakhtunkhwa Peshawar and  
others.....Respondents

**APPEAL UNDER SECTION 4 OF THE**  
**K.P.K. SERVICE TRIBUNAL ACT, 1974**

**INDEX**

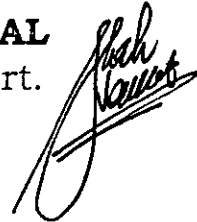
S#	Description of documents	Annexure	Page#
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11.	Wakalat Nama	-	

**Dated 09/12/2021**

**Musharaf Jamal Khan**  
(Appellant)

Through: -

**SHAH NAWAZ IQBAL**  
Advocate High Court.  
District Courts,  
(Mansehra)



1

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

**P E S H A W A R**

Service Appeal No. \_\_\_\_\_ of 2021

Musharaf Jamal Khan son of Muhammad Anwar Khan, resident of Garhi Habibullah, Tehsil Balakot District Mansehra presently posted as Food Grain Inspector, Food Office District Haripur KPK.....**Appellant**

**Versus**

- 1) Government of Khyber Pakhtunkhwa through Secretary Food Khyber Pakhtunkhwa Peshawar.
- 2) Director Food, Khyber Pakhtunkhwa Peshawar.
- 3) Assistant Director Food, Hazara Division, Khyber Pakhtunkhwa Food Office Abbottabad.....**Respondents**

**APPEAL UNDER SECTION 4 OF THE  
K.P.K. SERVICE TRIBUNAL ACT, 1974  
AGAINST THE IMPUGNED ORDER  
ENDST. NO. SOG/FD/1-7/2021 DATED  
04.05.2021 ISSUED BY RESPONDENT  
NO. 1 VIDE WHICH APPELLANT HAS  
BEEN TRANSFERRED FROM DFC  
OFFICE ABBOTTABAD TO DFC OFFICE  
HARIPUR WHICH IS WITHOUT ANY  
REASON AT ALL, PRE-MATURE,  
WRONG, ARBITRARY, FANCIFUL,  
PERVERSE, AGAINST THE BASIC  
CANONS OF LAW, VIOLATING THE  
TRANSFER POLICY, 2020-21 AND  
AGAINST THE LAW AND RULES HENCE  
LIABLE TO BE STRUCK DOWN.**

**PRAYER: -**

On acceptance of the instant service appeal the impugned order dated 04.05.2021 may kindly be set aside and respondents may kindly be directed to transfer the appellant at his home station Mansehra being an employee being employed solely on the basis of disable quota.

**Respectfully Sheweth!**

1) That, the appellant was appointed as Food Grain Supervisor vide order No. 5698/G0275-appointment-2012 dated 03.05.2012 against the two percent (2%) disabled person quota.

**(Copy of the appointment order is annexed as Annexure "A").**

2) That, the appellant was firstly posted in Food Directorate Peshawar, but as the policy for disabled mandates the posting of a disabled in his home district so the appellant was transferred and posted to his mother district Mansehra just after a short period of almost three months vide order No. 7351/PF.

**(Copy of order No. 7351/PF dated 18.09.2012 is annexed as Annexure "B").**

3) That, the appellant was transferred from district Mansehra to DFC Office Abbottabad vide order No. 4768/ET dated 20.11.2020 who

assumed charge and started to serve there.

**(Copy of order is annexed as Annexure "C").**

- 4) That, the appellant was again transferred from DFC Office Abbottabad to DFC Office Haripur vide order No. SOG/FD/1-7/2021 dated 04.05.2021 despite the fact that only a period of six months had elapsed since his earlier transfer.

**(Copy of impugned order is annexed as Annexure "D").**

- 5) That, the appellant being a disable and employed purely on disabled quota, feeling aggrieved of the impugned order preferred a departmental representation before respondent No. 2 who instead of deciding it on merits kept it filed until the expiry of mandatory 90 days from the effective date of preferring the departmental appeal and yet it has not been responded so far.

**(Copy of departmental appeal is annexed as Annexure "E").**

That, the appellant has left with no other remedy but to seek the kind indulgence of this august Tribunal by exercising the right of appeal bestowed by the Section 4 of Civil Service Act as 90 days have elapsed since the institution of the departmental representation/appeal,



hence this appeal on the following grounds *inter-alia*:-

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GROUNDS: -

- A) That, as per the general transfer policy nobody can be transferred before the maturity of the mandatory tenure at one place of service but this legal requirement has been by passed rather overlooked by the respondents, hence the impugned order is nothing except a nullity in the eye of law.
- B) That, due to the impugned order vested service rights of the appellant have been violated rather infringed for no legal justification at all.
- C) That, as per the legal norms prevailing for the rights of the servicemens who are disabled it is principle of basic importance that in order to facilitate a disabled civil servant he must be posted within his native district, but this aspect has also been ignored on the basis of pure nepotism and likeliness and in glaring disregard of the established humanitarian grounds.
- D) That, the personal choice and nepotism of the respondents is

crystal clear from the fact that another order bearing No. 60/ET dated 04.10.2021 the transfer of another disabled employee namely Syed Amjad Hussain has been cancelled on the basis of humanitarian grounds for the reason that he is a disabled employee.

(Copy of order No. 60/ET dated 04.01.2021 is annexed as Annexure "F").

- E) That, the personal whims were very much operative in passing the impugned order which manifests from the fact that the appellant being severely suffering from the dislocation of some discs of spinal chord applied for leave on medical grounds from 23.06.2021 alongwith all the medical certificates but the authorities never lent an ear to the submission made by the appellant by not according any leave to the appellant.

(Copy of leave application with covering letter is annexed as Annexure "G").

- F) That, all the above mentioned facts clearly depicts that the respondents have passed the impugned order in total disregard of basic policies, laws and rules this purely acting under

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the influence of their personal whims, nepotism and favouritism thereby proving the impugned order to be wrong, illegal and void ab-initio thus deserves cancellation.

- G)** That, under the law and policies declaring with disabled civil servants the respondents are bound not only to cancel the impugned transfer order but to post the appellant at his native district i.e. district Mansehra.
- H)** That, appellant reserve the rights to raise any other ground available at the time of arguments.

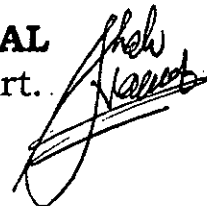
It is, therefore, most humbly prayed that on the acceptance of the instant service appeal the impugned order dated 04.05.2021 may kindly be set aside and the respondents may kindly be directed to transfer the appellant at his home station Mansehra being an employee being employed solely on the basis of disable quota.

**Dated 09/12/2021**

**Musharaf Jamal Khan**  
(Appellant)

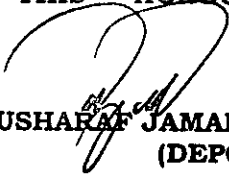
Through: -

**SHAH NAWAZ IQBAL**  
Advocate High Court.  
District Courts,  
(Mansehra)



VERIFICATION

I, MUSHARAF JAMAL KHAN SON OF MUHAMMAD ANWAR KHAN, RESIDENT OF GARHI HABIBULLAH, TEHSIL BALAKOT DISTRICT MANSEHRA PRESENTLY POSTED AS FOOD GRAIN INSPECTOR, FOOD OFFICE DISTRICT HARIPUR KPK DO HEREBY VERIFY THAT THE CONTENTS OF FORE-GOING APPEAL ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND NOTHING HAS BEEN CONCEALED OR SUPPRESSED FROM THIS HONOURABLE TRIBUNAL.

  
MUSHARAF JAMAL KHAN  
(DEPONENT)

**BEFORE THE HONOURABLE SERVICE  
TRIBUNAL KHYBER PAKHTUNKHWA,  
P E S H A W A R**

Musharaf Jamal Khan.....Appellant

**Versus**

Government of Khyber Pakhtunkhwa  
through Secretary Food Khyber  
Pakhtunkhwa Peshawar and  
others.....Respondents

**APPEAL UNDER SECTION 4 OF THE  
K.P.K. SERVICE TRIBUNAL ACT, 1974**

**AFFIDAVIT**

I, MUSHARAF JAMAL KHAN SON OF MUHAMMAD ANWAR KHAN, RESIDENT OF GARHI HABIBULLAH, TEHSIL BALAKOT DISTRICT MANSEHRA PRESENTLY POSTED AS FOOD GRAIN INSPECTOR, FOOD OFFICE DISTRICT HARIPUR KPK DO HEREBY SOLEMNLY AFFIRM AND DEFCLARE ON OATH THAT NO SUCH SUBJECT MATTER APPEAL HAS EVER BEEN FILED NOR PENDING NOR DECIDED. THAT THE CONTENTS OF FORE-GOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND NOTHING HAS BEEN CONCEALED OR SUPPRESSED FROM THIS HONOURABLE TRIBUNAL.

*Musharaf Jamal Khan*  
MUSHARAF JAMAL KHAN  
(DEPONENT)

IDENTIFIED BY: -

SHAH NAWAZ IQBAL  
ADVOCATE HIGH COURT  
DISTRICT COURTS, MANSEHRA

*Shah Nawaz Iqbal*



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**BEFORE THE HONOURABLE SERVICE**  
**TRIBUNAL KHYBER PAKHTUNKHWA,**  
**P E S H A W A R**

Musharaf Jamal Khan.....Appellant

**Versus**

Government of Khyber Pakhtunkhwa  
through Secretary Food Khyber  
Pakhtunkhwa Peshawar and  
others.....Respondents

**APPEAL UNDER SECTION 4 OF THE**  
**K.P.K. SERVICE TRIBUNAL ACT, 1974**

**CORRECT ADDRESSES OF THE PARTIES**

**Respectfully Sheweth!**

Correct addresses of the parties are as  
under: -

**APPELLANT**

Musharaf Jamal Khan son of Muhammad  
Anwar Khan, resident of Garhi Habibullah,  
Tehsil Balakot District Mansehra presently  
posted as Food Grain Inspector, Food Office  
District Haripur KPK

**RESPONDENTS**

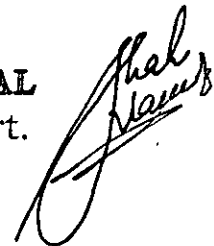
- 1) Government of Khyber Pakhtunkhwa  
through Secretary Food Khyber  
Pakhtunkhwa Peshawar.
- 2) Director Food, Khyber Pakhtunkhwa  
Peshawar.
- 3) Assistant Director Food, Hazara Division,  
Khyber Pakhtunkhwa Food Office  
Abbottabad

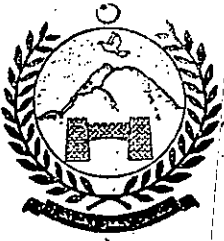
**Dated 09/12/2021**

**Musharaf Jamal Khan**  
(Appellant)

Through: -

**SHAH NAWAZ IQBAL**  
Advocate High Court.  
District Courts,  
(Mansehra)





10

FOOD DIRECTORATE,  
KHYBER PAKHTUN KHWA  
PESHAWAR

No. 5698 /G-275-Appointment-2012

Dated 03/05/2012

Annexure  
"A"

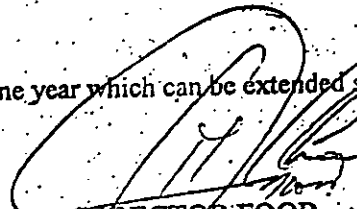
**OFFICE ORDER**

Consequent upon the acceptance of appointment offer bearing No.5513-5538/G-275-Appointment 2012 dated 28-04-2012, In pursuance of Khyber Pakhtunkhwa, Establishment & Administration Department Circular letter bearing No. SOR-VI (E&A)1-13/2005 dated 10-08-2005, and No. SOE-III(E&AD)2-1/2007 dated 01-03-2008 of Para-03 (iii) and on the recommendation of the Departmental Selection Committee of Food Directorate in its meeting held on 27-04-2012 the under mentioned candidates obtained higher Merits in their respective Zones/ Quotas are hereby appointed as Foodgrain Supervisor (BPS-06)) on temporary basis on the terms and conditions laid down in their appointment offer referred to above.

S.No	Name & Address of Candidate	Appointed as / Posted as
1	Muhammad Jamil S/O Abdul Majid Wanda Karim Dir Khan P/O Panyala Taharpur D.I.Khan	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in office of Political Agent Kurrum Agency
2	Mr. Said Abdul Salam S/O Said Shahzada Jan Village Aman Kot Tehsil Khar Bajaur Agency	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in District Food Controller office Malakand at Dargai
3	Mr. Shams-ul Qamar S/O Telah Mohammad Khan Village Tarand Tehsil & District Battagram	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in District Food Controller Office Mansehra
4	Mr. Waheed Yousaf Junior Clerk office of office of Additional Government Pleader Labour Court Government of Khyber Pakhtunkhwa, Law Parliamentary Affair & Human Right Department,	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in District Food Controller office Chitral.  Pay drawn by the above official will remain protected in (BS-06) accordingly to Policy contained in Establishment & Administration Department Circular letter No. SOR-I (E&AD)1-200/98, dated 8 <sup>th</sup> June 2001
5	Mr. Musharaf Jamal S/O Muhammad Akram Khan Post Office Hasari Ghjari Habibullah Tehsil Bal Koat Mansehra	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa against (02 % Disable Person Quota) he is posted in Food Directorate Peshawar.
6	Mr. Imran Ali S/O Naik Zamin Khan Mohallah Arab Khel Village Khar Tehsil Batkhela	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in District Food Controller Office Chitral.
7	Mr. Usman Javed S/O Javed Akbar Panyala House Khaybane Khyber Colony Diyal Road D.I.Khan	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in District Food Controller Office Chitral.
8	Mr. Amjad Ali S/O Mughal Baz Jankhan Kalahy Kajorai Bara	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in District Food Controller Office Chitral.
9	Muhammad Bilal S/O Hikmat Khan H.No24 Phase-1 Hayatabad Peshawar	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in office of Political Agent Khyber Agency.

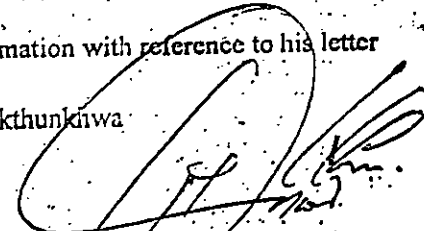
10	Muhammad Nasir S/O Mohammad Yaqoob Mohallah Darwaish Khel Village Julagram Tehsil Batkhela	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in District Food Controller Office Chitral.
11	Mr. Masawir Khan S/O Said Anwar Village Kalanga Aka Khel Haji Haem Kaly Bara	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in District Food Controller Office Chitral
12	Muhammad Ali Yousaf S/O Zahid Yousaf H-131 /Street No.14 Sector F-9 Phase No.6 Hayatabad	On appointment as Foodgrain Supervisor (BS-06) in Food Department Khyber Pakhtunkhwa he is posted in District Food Controller Chitral

3. They shall be on probation for a period of one year which can be extended subject to their performance as per rules.

  
**DIRECTOR FOOD**  
**KHYBER PAKHTUN KHWA**  
**PESHAWAR**

Endorsement even No & Dates

- Copy forwarded to :-
1. PS to Minister Food for information of the Minister Food Government of Khyber Pakhtunkhwa Peshawar
  2. PS to Secretary Food for information of the Secretary Food Government of Khyber Pakhtunkhwa Peshawar.
  3. The Accountant General Khyber Pakhtunkhwa Peshawar
  4. The Concerned Agency Accounts Officers/ District Accounts Officers in Khyber Pakhtunkhwa
  5. The Concerned Assistant Director Food in Divisional Offices in Khyber Pakhtunkhwa
  6. The Government Pleader Labour Court Government of Khyber Pakhtunkhwa, Peshawar for information & necessary action
  7. The Section Officer General, Law Department for information with reference to his letter No.E&AD/LD/2302-03 dated 16-01-2012.
  8. The Concerned District Food Controllers in Khyber Pakhtunkhwa
  9. Official concerned / Personal File

  
**DIRECTOR FOOD**  
**KHYBER PAKHTUN KHWA**  
**PESHAWAR**





FOOD DIRECTORATE  
KHYBER PAKHTUN KHWA  
PESHAWAR

No. 7353 /ET-378-V

Dated 19/09/2012

11

To:

The District Food Controller  
Manshra.

Subject:-  
Memo:-

POSTING / TRANSFER

Reference Director Food Office Order No.7351/PF dated 18-09-2012,  
on the subject noted above.

2 On transfer of Mr. Mr. Mushraf Jamal Foodgrain Supervisor (BS-06),  
Food Directorate, Khyber Pakhtunkhwa, Peshawar against the vacant post of  
Foodgrain Inspector in his own pay & scale in the Office of District Food Controller  
Manshra, he is hereby relieved of his duties today on 19/09/2012 (F.N), and is  
directed to report for further duties in your Office.

*D. H. Ch.*  
ASSISTANT DIRECTOR FOOD  
KHYBER PAKHTUKHWA,  
PESHAWAR.

Endorsement No & Date Even

Copy is forwarded to Mr. Musharaf Jamal Foodgrain Supervisor for  
information and necessary action.

*D. H. Sh.*  
ASSISTANT DIRECTOR FOOD  
KHYBER PAKHTUKHWA,  
PESHAWAR.

D. No = 123  
Date = 25-10-2012



**OFFICE ORDER**


**FOOD DEPARTMENT  
KHYBER PAKHTUNKHWA  
PESHAWAR**

No. 718/ET-  
Dated 20/11/2020

12  
Annexure  
"C"

The following postings / transfers of Food Grain Inspectors are hereby ordered with immediate effect in the public interest.

S.No	Name of Office r/Official	From	To
1.	Inran Ali	DFC OFFICE Swat	DFC OFFICE Lower
2.	Sabaz Ali	DFC OFFICE Swabi	DFC OFFICE Kohat
3.	Mohammad Nadeem	DFC OFFICE Swabi	DFC OFFICE Kohat
4.	Sheraz Waheed	DFC OFFICE Kohat	DFC OFFICE Swabi
5.	Shahir Ahmad	DFC OFFICE Kohat	DFC OFFICE Hangu
6.	Syed Taswar Hussain Shah	DFC OFFICE Abbottabd	DFC OFFICE Mansehra
7.	Saqib Mir	DFC OFFICE Abbottabd	DFC OFFICE Mansehra
8.	Khalq Ur Rehman	DFC OFFICE D.I.K	DFC OFFICE Lakki Marwat
9.	Muhammad Jamil Khan	DFC OFFICE D.I.K	DFC OFFICE Karak
10.	Zakeen Ahmad	DFC OFFICE Dir Upper	DFC OFFICE Shangla
11.	Mohammad Nasir	DFC OFFICE Dir Lower	DFC OFFICE Office Dir Upper
12.	Usman Shah	DFC OFFICE Shangla	DFC OFFICE Battagram
13.	Shams Ul Qamar	DFC OFFICE Shangla	DFC OFFICE Swat
14.	Sulaiman Khattak	DFC OFFICE Karak	DFC OFFICE D.I.K
15.	Mohammad Asif	DFC OFFICE Nowshera	DFC OFFICE Mardan
16.	Waheed Ullah Yaseen	DFC OFFICE Nowshera	DFC OFFICE Mardan
17.	Akbar Ali	DFC OFFICE Mardan	DFC OFFICE Nowshera
18.	Mossawir Khan	DFC OFFICE Mardan	DFC OFFICE Nowshera
19.	Roh Ul Amin	S&EO OFFICE Azakhel	DFC OFFICE Hangu
20.	Saad Fayaz	S&EO OFFICE Azakhel	DFC OFFICE Charsadda
21.	Shahid Ali	DFC OFFICE Hangu	DFC OFFICE Swabi
22.	Farhan Ullah Wazir	DFC OFFICE Lakki Marwat	DFC OFFICE D.I.K
23.	Sami Ullah Jan	DFC OFFICE Lakki Marwat	DFC OFFICE D.I.K
24.	Ubaid Rashid Khan	DFC OFFICE Battagram	DFC OFFICE Buner
25.	Arsalan Shoukat	DFC OFFICE Battagram	DFC OFFICE Buner
26.	Iqbal Hussain	DFC OFFICE Charsadda	S&EO OFFICE Azakhel
27.	Musharaf Jantal	DFC OFFICE Mansehra	DFC OFFICE Abbottabd
28.	Israr Ahmad	DFC OFFICE Mansehra	DFC OFFICE Abbottabd

  
DIRECTOR FOOD  
KHYBER PAKHTUNKHWA,  
PESHAWAR.



Government of Khyber Pakhtunkhwa,  
Food Department,  
Peshawar.

No.SOG/FD/1-7/2021  
Dated 04/05/2021

13

Annexure  
"D"

**OFFICE ORDER**

The following postings / transfers of District Food Controllers/Assistant Food Controllers/Food Grain Inspectors are hereby ordered with immediate effect in the public interest: -

S.No	Name of official	From	To
1	Mr. Shawiz Tariq, DFC (BS-17)	DFC Haripur	DFC Battagram
2	Mr. Shad Muhammad, DFC (BS-17)	DFC Mansehra	DFC Abbottabad
3	Mr. Muhammad Tariq Khan, DFC (BS-17)	Directorate of Food	DFC Swabi
4	Mr. Syed Ansar Qayum, AFC (BS-16)	DFC Abbottabad (OPS)	DFC Haripur (OPS)
5	Mr. Muhammad Tariq, AFC (BS-16)	DFC Swabi (OPS)	DFC Torghar (OPS)
6	Mr. Sheraz Khan, (AFC (BS-16)	DFC Battagram (OPS)	DFC Mansehra (OPS)
7	Mustafa Kamal, FGI (BS-09)	DFC Office, Abbottabad	DFC Office, Haripur
8	Zafran Shah, FGI (BS-09)	DFC Office, Haripur	DFC Office, Abbottabad

SECRETARY TO GOVT OF  
KHYBER PAKHTUNKHWA,  
FOOD DEPARTMENT,  
PESHAWAR.

**Endorsement No. & Date Even**

A copy is forwarded to:

1. PS to Advisor to Chief Minister on Food Khyber Pakhtunkhwa.
2. PS to Secretary Food Khyber Pakhtunkhwa.
3. Director Food, Khyber Pakhtunkhwa, Peshawar.
4. The District Food Controllers/Assistant Food Controllers/Food Grain Inspectors concerned.
5. The concerned District Accounts Officers in Khyber Pakhtunkhwa.
6. The Assistant Director Food Hazara and Mardan Division.
7. Personal File.

(MURAD AHMED)  
SECTION OFFICER (GENERAL)

4/5/21

بجسور جناب ڈائریکٹر فوڈ خیبر پختونخواہ پشاور

14

Amendment

درخواست برائے تبادلہ ڈی۔ ایف۔ سی ہری پور سے ڈی۔ ایف۔ سی آفس مانسہرہ

عنوان

"E"

جناب عالی

گزارش ہے کہ سائل ضلع مانسہرہ سے تعلق رکھتا ہے محکمہ خوراک میں Disable Person Quota کے بنیاد پر مورخہ 03.05.2012 کو بھرتی ہو کر خالی پوسٹ ضلع مانسہرہ میں نہ ہونے کی بنیاد پر ڈائریکٹریٹ میں تعینات کر دیا گیا۔ جو کہ بعد میں مانسہرہ میں ٹرنسفر کر دیا گیا ہے۔ مورخہ 20.11.2021 کو سائل کو مانسہرہ سے ایبٹ آباد حویلیاں میں تعینات کر دیا گیا۔ سائل معذور ہونے کی وجہ سے مانسہرہ سے ڈی۔ ایف۔ سی آفس ایبٹ آباد کو ڈیوٹی کے لیے آنے جانے میں کافی مشکلات کا سامنا کر رہا تھا۔ مگر مورخہ 04.05.2021 کو سائل کو دوبارہ ایبٹ آباد سے ہری پور میں تعینات کر دیا گیا جو کہ ایک معذور ہونے کے ناطے میرے لیے وہاں پر ڈیوٹی کے لیے آنے جانے میں مزید مشکلات پیدا ہو گئی ہیں۔ ویسے بھی عام تعیناتی پالیسی کے تحت مجھے دو سال ایک ٹیشن پر نوکری کرنے کا حق حاصل ہے۔ مگر پالیسی کے برخلاف پانچ مہینوں کے اندر میری دوسری دفعہ تعیناتی نا انصافی ہے۔

چونکہ حکومت خیبر پختونخواہ نے معذوروں کے لیے اپنے آبائی ضلع میں تعیناتی کے لیے خصوصی ہدایت

پہلے ہی جاری کی چکی ہے۔ لہذا آپ صاحبان سے استدعا کی جاتی ہے کہ سائل کو ڈی۔ ایف۔ سی آفس ہری پور سے ڈی۔ ایف۔ سی آفس مانسہرہ جو کہ آبائی ضلع ہے میں تعیناتی کی احکامات جاری کیا جائے۔

بندہ ساری عمر دعا گو رہے گا۔

عین نوازش ہوگی۔

العرض

آپ کا تابعدار

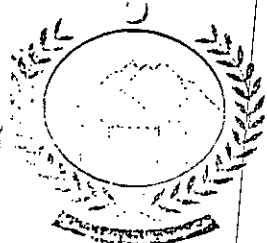
مشرف جمال خان (فوڈ گریڈنگ انسپکٹر)

ڈی۔ ایف۔ سی آفس ایبٹ آباد

Received on  
15.05.2021

55-21

5/1



OFFICE OF THE  
DISTRICT FOOD CONTROLLER  
ABBOTTABAD

15

No. 607-08 E.I-69 (ATD)

Dated: 05/05/2021

0992-9310326 dfeatd4194@gmail.com dfe abbottabad dfe abbottabad

To

The Director Food,  
Khyber Pakhtunkhwa  
Peshawar.

Subject: APPLICATION OF MR.MUSHARAF JAMAL KHAN FGI.

Memo:-

Please find herewith an application submitted by Musharaf Jamal Khan Food Grain Inspector is hereby sent in original for further necessary action please.

DISTRICT FOOD CONTROLLER  
ABBOTTABAD

A copy is forwarded to for information.

- 01. Assistant Director Food Hazara Division Abbottabad..
- 02. Official concerned.

DISTRICT FOOD CONTROLLER  
ABBOTTABAD

*D No 2178  
dt 05-05-21*

*Received on  
05-05-2021*

*Director  
Food & Agriculture  
Peshawar*



GOVERNMENT OF KHYBER PAKHTUNKHWA  
DIRECTORATE OF FOOD,  
PESHAWAR

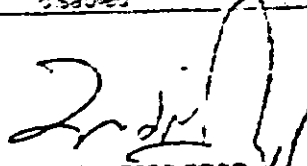
No. 100  
Date: 10/11/2020

091-9225378 (M) fooddirector@pk.gov.pk.com

**OFFICE ORDER**

In partial modification of this Directorate Office Order No.47701ET dated 20/11/2020, the following postings/transfers of Assistants are hereby ordered with immediate effect in the public interest.


S.No	Name & Designation	From	To
1	Ijaz Ahmad Assistant	Under transfer to DFC Office Bannu from DFC Office Mansehra	DFC Office Shangla
2	Arshad Farooq Assistant	Under transfer to DFC Office Shangla from DFC Office Battagram	ADF Office Abbottabad
3	Syed Amjad Hussain Assistant	Under transfer to ADF Office Abbottabad from DFC Office Mansehra	He is retained at DFC Office Mansehra being disabled

  
DIRECTOR FOOD  
KHYBER PAKHTUNKHWA  
PESHAWAR

**Forstt: Even No & Dates**

Copy is forwarded to -

1. The Accountant General Khyber Pakhtunkhwa
2. PS to Advisor to Chief Minister on Food Khyber Pakhtunkhwa
3. PS to Secretary, Food Khyber Pakhtunkhwa
4. The District Accounts Officers Charsadda, Mansehra, Shangla, Abbottabad, Battagram, Bannu, Mardan, Kohat & Nowshera
5. The Divisional Assistant Director Food Peshawar, Kohat, Bannu, Hazara and Mardan
6. The District Food Controllers Charsadda, Mansehra, Shangla, Abbottabad, Battagram, Bannu, Mardan, Kohat & Nowshera
7. The Rationing Controller Peshawar
8. The Storage & Enforcement Officer Azaknet
9. Official concerned for compliance.
10. Personal File.

  
DIRECTOR FOOD  
KHYBER PAKHTUNKHWA  
PESHAWAR

16  
Annex  
"F"

To

The District Food Controller,  
Haripur.

Subject: Requisition of Medical Leave

Sir,

Respectfully it is stated that from last few days I am suffering with severe spinal cord pain due to which I visited physician, after examining my spinal cord X-ray the physician diagnosed that my spinal cord is dislocated and might be very risky so it needs medical treatment on emergent basis.

Now having this health issue it is difficult for me to discharge/Perform my official duties because physician advised me to avoid travel, prolong sitting and weight lifting during the course of treatment, (**Prescription is attached**)

It is therefore requested that I may be allowed 21 days medical leaves. I shall be very thankful.



**Musharaf Jamal**  
Food Grain Inspector  
Haripur

Asst  
For information  
in further process

23/4/11

17  
Annexure  
"G"

(Tanoli)  
**Dr. Awais Zaheer**  
Physiotherapist



Chiropraction  
Joints & Spine Pain  
Sciatica, Stroke, Palsy  
Special Children  
Neurological Diseases  
Pain Management  
Orthopaedic  
Cardiopulmonary Rehab  
Movement &  
Balance Disorders.

**Orthopedic & Spine Rehab Specialist**

DPT (RIU-PK), MS CPPT\* (RIU)  
Head of Department Faisal Surgical & Medical Complex, Oghi

Name: Mubareq  
Age: 38  
Sex: MA

Date: 11/6/2021

Acute pain. WP.  
RT UL  
LOP RT. B/C  
L weakness RT UL.

RT UL Lumbar  
- H/P  
- TONE  
- Therapeutic ultrasound  
- Electro gel  
- Postural correction  
- G. - Orz mobilization  
- spinal manipulation  
- Chiropractic  
- stretching etc.  
- strengthening etc.

Chronic  
- Chronic Spondylosis  
- lordosis  
- Postural dysfunction

Cervical  
- Postural correction  
- Massage  
- side / Rotted body  
- STW

Xray Cervical spine  
AP  
lat

Xray L sacral  
AP  
lat

Regular sessions for  
3 weeks  
Avoid travelling + driving  
Avoid heavy work  
Avoid weight lifting

DR. AWAIS ZAHEER  
TANOLI  
PHYSIOTHERAPIST  
0344-9114508  
9 Ali Plaza Near Agha Khan Lab, Abbottabad Road, Channai Mansehra.

Not Valid For Court

0344-9114508



20

**OFFICE OF THE  
DISTRICT FOOD CONTROLLER,  
HARIPUR**

No. 692-94/ET-113

Dated

Haripur

the 29/06/2021

To:- The Director Food,  
Khyber Pakhtunkhwa,  
Peshawar

Subject:- MEDICAL LEAVE.

Memo:-

Reference to enclosed application submitted by Mr. Musharaf Jamal Khan Foodgrain Inspector of this office regarding allowing medical leave duly supported with medical report/ prescription of Physiotherapist Dr. Awais Zaheer Tanoli, Mansehra is hereby sent for further necessary action please.

Encl: (application enclosed ).

  
**District Food Controller,  
Haripur.**

**Copy forwarded to:-**

01. The Div: Assistant Director Food Hazara Division Abbottabad for information please.
02. Mr. Musharaf Jamal Khan Foodgrain Inspector of this office for information w/r to his application.

  
**District Food Controller,  
Haripur.**



DBAM No. 272

S.No 32451

BC No. 10-2833

Fee Rs. 100/-

Name of Advocate شاہ خواجہ

وکالت نامہ

2020-21  
General Secretary  
District Bar Association  
Mansehra

بعدالت: جناب جیدر عدلیہ سروسز سٹریٹ منسہرہ (پی۔ بی۔ سی) کے پیشاورد

عنوان: مشرف جمال نام: گوگند ک۔ پ۔ ک۔ و عین

منجانب: ایڈووکیٹ ایپیلینٹ نعتیت مقدمہ: سروسز ایپیل

باعث تحریر آنکہ

دریں مقدمہ عنوان بالا میں اپنی طرف سے برائے پیروی و جواب دہی بہ مقام پیشاورد کے لئے

شاہ خواجہ ایڈووکیٹ ایپیلینٹ کو برائے

کو بدیں شرائط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بوقت پکارے

جانے وکیل موصوف کو اطلاع دیکر حاضر کروں گا۔ اگر کسی پیشی پر مظہر حاضر نہ ہوا اور غیر حاضری کی وجہ سے کسی طور پر مقدمہ

میرے خلاف ہو گیا تو وکیل موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل موصوف صدر مقام پکھری کے علاوہ

کسی اور جگہ پکھری کے مقررہ اوقات سے پہلے یا برو تعطیل پیروی کرنے کے مجاز نہ ہوں گے۔ اگر مقدمہ پکھری کے علاوہ

کسی اور جگہ سماعت ہوا یا پکھری کے اوقات کے آگے پیچھے سماعت ہونے پر مظہر کو کوئی نقصان پہنچے تو وکیل موصوف ذمہ دار

نہ ہوں گے اور وکیل موصوف کو عرضی دعویٰ اور درخواست اجراء ڈگری و نظر ثانی اپیل نگرانی دائر کرنے نیز ہر قسم کی درخواست

بیان حلفی و تصدیق کرنے اور اسپر دستخط کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجراء کرانے اور قسم کاروبہ وصول

کرنے اور رسید دینے اور داخل کرنے کا ہر قسم کا بیان دینے اور سپرد ثالثی و راضی نامہ و دستبرداری و اقبال دعویٰ کا اختیار بھی ہوگا

بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یا طرفہ درخواست حکم انتہائی یا فیصلہ قبل از ڈگری اجراء ڈگری بھی وکیل موصوف

کر بشرط ادا نیگی علیحدہ محتسنا ادا کرنے کا مجاز ہوگا اور بصورت ضرورت بدوراں مقدمہ یا اپیل و نگرانی کسی دوسرے وکیل یا پیرسٹر کو

بجائے خود یا اپنے ہمراہ مقرر کریں اور مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے وکیل موصوف کو

اور اگر پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو وکیل موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی حالت

میں میرا مطالبہ وکیل موصوف کے برخلاف نہیں ہوگا مجھے کل ساختہ پر داختہ وکیل موصوف مثل ذات خود منظور و قبول ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے اور دستخط/انگوٹھا ثبت کر دیا ہے تاکہ سند رہے۔ مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے۔

مورخہ 20

ACCEPTED مشرف جمال خان (ایف۔ بی۔ سی) ایپیلینٹ

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.**

No.

*713*

Appeal No. *7854* of 20 *21*

*Mushraf Jamal Khan* Appellant/Petitioner

Versus

*through Secy: Food Dept Pesh:* Respondent

Respondent No. *3*

Notice to: —

*Assistant Director Food Hazara  
Division Food office Peshawar*

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal ~~on~~ *19-2-2022* at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this office Notice No.....dated.....~~

Given under my hand and the seal of this Court, at Peshawar this *11th*.....

Day of *Jan*.....20 *22*

*at Camp Court Road*

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
**JUDICIAL COMPLEX (OLD), KHYBER ROAD,**  
**PESHAWAR.**

No.

*IB*

Appeal No: *7869* of 20*21*

*Mustarraf Jamal Khan* Appellant/Petitioner,

Versus

*Through Secy: Food Dept Peshawar* Respondent.

Respondent No. *2*

Notice to:

*Director Food, Govt. of KPL*  
*Peshawar.*

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on *19-2-2022* at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

*11/12*

Given under my hand and the seal of this Court, at Peshawar this.....

Day of.....20 *22*

*at Camp Court A Road*

*[Signature]*  
Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.