

27<sup>th</sup> Oct 2022

Clerk of counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG alongwith Mr. Imran Shah, Senior Subject Specialist for respondents present.

Written reply/comments on behalf of the respondent No.4 has submitted which is placed on file. Written reply on behalf of respondents No. 1 to 3 and 5 not submitted despite last chance, therefore their right for submission of written reply is struck of. To come up for arguments on 21.11.2022 before D.B at camp court D.I.Khan. P.P given to the parties. The impugned transfer order shall remain suspended if not already acted upon till the date fixed.



(Kalim Arshad Khan)  
Chairman  
Camp Court D.I.Khan

27<sup>th</sup> Sept 2022 Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Learned AAG seek some time for filing of reply. Respondents are directed to submit reply on the next date positively. To come up for reply/preliminary hearing on 24.10.2022 before S.B at camp court D.I.Khan. The impugned transfer order shall remain suspended if not already acted upon till the date fixed.



(Kalim Arshad Khan)  
Chairman  
Camp Court D.I.Khan

24.10.2022 Junior to counsel for appellant present.

Kabir Ullah Khattak, learned Additional Advocate General for respondents present.

Reply not submitted. Learned AAG requested for time to submit reply/comments. Last chance is given. To come up for reply/preliminary hearing on 27 / 10 / 2022 before S.B at Camp Court, D.I.Khan.

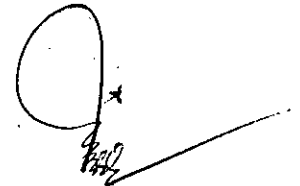


(Rozina Rehman)  
Member (J)  
Camp Court, D.I.Khan

29.06.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Written reply/comments on behalf of respondents not submitted. Previous date was changed on Reader Note, therefore, notice be issued to the respondents for submission of written reply/comments. Adjourned. To come up for reply/comments on 26.07.2022 before S.B at Camp Court, D.I. Khan. The impugned transfer order shall remain suspended if not already acted upon till the date fixed.



(Mian Muhammad)  
Member (E)  
Camp Court, D.I.Khan

*Due to summer vacation to come  
up for the same on 27-09-2022*



18.04.2022

Learned counsel for the appellant present and submitted an application with the request for release of monthly salary of the appellant. Application in question to be sent alongwith notices to respondents for reply/comments. In the meanwhile, respondent No. 4 i.e. District Education Officer (F) Education D.I.Khan is directed to release the monthly salary to the appellant on the ground that the impugned order has already been suspended and she is still working against the said position. Since there is no change and she is still performing duty, stoppage of her monthly salary is illegal which should be released immediately. To come up for reply/comments before the S.B on 29.04.2022 at Camp Court, D.I.Khan. The impugned transfer order <sup>shall remain</sup> suspended if not already acted upon till the date fixed.

(Mian Muhammad)  
Member (E)

*Tours to Camp Court D-I-Khan has been cancelled to come up for the same as before on 29/6/2022*

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Mian Muhammad  
Member (E)  
Camp Court, D.I.Khan

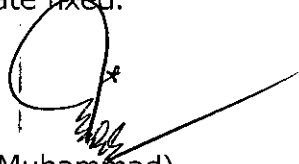
04.04.2022

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant is aggrieved of the posting/transfer order dated 22.01.2022 of respondent No.4. The appellant preferred departmental appeal against the impugned order on 28.01.2022 which was rejected on 22.02.2022. It was further argued that the impugned order has been issued in total disregard to Section-3(4) of the Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011 because it is union council/school based appointment of the appellant which is not transferable. Moreover, the impugned order has been issued manually in violation of E-Transfer Policy of the Provincial Government dated 11.09.2019. The appellant also went in writ petition before the august Peshawar High Court, Peshawar when the Service Tribunal remained non-function but it was disposed of on 02.03.2022 on the ground of jurisdiction under Article-212 of the Constitution. Where-after the instant service appeal was submitted on 31.03.2022 invoking Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the impugned order dated 22.01.2022.

The appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 29.04.2022 before S.B. at camp court D.I.Khan.

Alongwith the memo of appeal an application for suspension of the impugned transfer order has also been submitted. The impugned transfer order is suspended if not already acted upon till the date fixed.

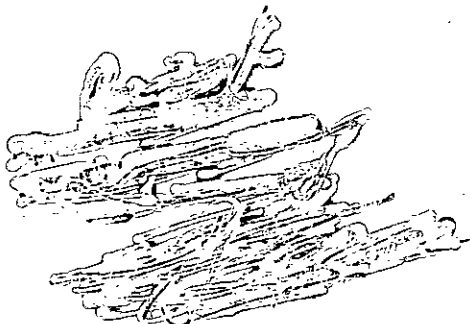
  
(Mian Muhammad)  
Member(E)

Rs-700/-  
Appellant Deposited  
Security & Process Fee

A. J. N. I. H.  
06/04/22

31<sup>st</sup> March, 2022

Counsel for the appellant present and seeks adjournment in order to properly assist the court. Adjourned. To come up for on 29.04.2022 before S.B.



A handwritten signature, possibly 'S.B.', written in black ink. It features a large, circular loop at the top and a few short, horizontal strokes below it.

CHAIRMAN,

This is an appeal filed by Mst. Shazia Ambreen today on 31/03/2022 against impugned transfer order dated 22-01-2022 against which he preferred/made departmental appeal/ representation on 28.01.2022 the period of ninety days is not yet lapsed as per section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, which is premature as laid down in an authority report as 2005-SCMR-890.

As such the instant appeal is returned in original to the appellant/Counsel. The appellant would be at liberty to resubmit fresh appeal after maturity of cause of action.

No. \_\_\_\_\_/ST,

Dt. \_\_\_\_\_/2022.

*Zia Ur Rehman*  
AK

Mr. Zia Ur Rehman Adv. D.I. Khan.

*[Signature]*  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Respected Sir,

As the impugned order is transfer order, therefore, this Honble Tribunal has already entertained such like service appeal on 31.01.2021, therefore, file along with objection may please be put up before worthy chairman for appropriate orders. Re-submitted.

*Zia Ur Rehman*  
AK

31/3  
2022

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

Service Appeal No. 487 of 2022

**Mst. Shazia Ambreen** ..... **Appellant**

**Versus**

**Government of KPK & Others** ..... **Respondents**

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Dated:-29.03.2022

Your Humble Appellant  
Through Counsel



**Zia Ur Rahman**

Advocate, Supreme Court of Pakistan  
Dera Ismail Khan.

1

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

*Appeal no. 487/2022*

Service Appeal No. of 2022

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 540

Dated 31-3-2022

**Mst. Shazia Ambreen,**

Primary School Head Teacher (PSHT) Government Girls Primary  
School Garhi Saddozai, D.I.Khan.

**Appellant**

**Versus**

1. **Government of Khyber Pakhtunkhwa**, through Secretary  
Elementary Secondary Education Department, Khyber  
Pakhtunkhwa, Peshawar.

2. **Secretary, Elementary & Secondary Education Department**,  
Khyber Pakhtunkhwa, Peshawar.

3. **Director, Elementary & Secondary Education Department**,  
Khyber Pakhtunkhwa, Peshawar.

Filed to-day

Registrar

31/3/2022

4. **District Education Officer (Female)**, Education Department,  
D.I.Khan.

5. **Mst. Safia Noreen**, Primary School Headmaster, Government Girls  
Primary School, Ayub Abad, D.I.Khan.

**Respondents**

2

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AIMED AGAINST THE IMPUGNED TRANSFER OFFICE ORDER BEARING ENDS NO. 376—78 DATED 22.01.2022 PASSED BY DISTRICT EDUCATION OFFICER (FEMALE), D.I.KHAN AND ALSO AIMED AGAINST THE IMPUGNED DEPARTMENTAL APPEAL'S REJECTION ORDER (IF ANY) THROUGH WHICH THE APPELLANT HAS BEEN TRANSFERRED FROM GOVERNMENT GIRLS PRIMARY SCHOOL (G.G.P.S), GARHI SADDOZAI, D.I.KHAN TO GOVERNMENT GIRLS PRIMARY SCHOOL (G.G.P.S), AYUB ABAD, D.I.KHAN IN VIOLATION OF EXPRESS PROVISIONS OF THE KHYBER PAKHTUNKHWA (THE APPOINTMENT, DEPUTATION, POSTING AND TRANSFER OF TEACHERS, LECTURERS, INSTRUCTORS AND DOCTORS) REGULATORY ACT, 2011 AND ALSO IN VIOLATION OF GOVT: OF K.P.K E-TRANSFER POLICY NOTIFICATION DATED 23.09.2019 & 11.11.2019.

**PRAYER IN SERVICE APPEAL**

*Prayer A: On acceptance of instant service appeal, this Honourable Tribunal may be pleased to set aside/struck down the impugned Transfer Office Order bearing ends No. 376—78 Dated 22.01.2022 passed by District Education Officer (Female), D.I.Khan and to restore the earlier posting of the Appellant at Government*

**Girls Primary School, Garhi Saddozai, D.I.Khan  
as Primary School Head Teacher (PSHT).**

***Prayer-B: Any other relief ex debito justitiae may please  
be extended in favour of the Appellant as  
against the Respondents.***

**Respectfully Sheweth,**

- 1. That** the addresses of the parties given above shall suffice the object of service.
- 2. That** the Appellant has been serving as Primary School Head Teacher in The Government Girls Primary School, Garhi Saddozai, D.I.Khan. The Appellant and her husband, both are permanent residents of Mohallah and Union Council Garhi Saddozai, D.I.Khan. Copies of the CNICs and Domicile Certificates of the Appellant and her husband are enclosed as **Annexure "A"**.
- 3. That** according to Section 3 of the *Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regularity Act, 2011*, the Primary School Teachers are to be appointed and posted in the school within the Union Council. The relevant sections is reproduced hereunder for ready reference.

***3. Appointment, Posting and Transfer of Primary School Teachers.---(1) The vacancy of Primary School Teacher shall be filled in from the candidates belonging to the Union Council of their permanent residents***

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mentioned in the Computerized National Identity Card and Domicile, on merit and if no eligible candidate in that Union Council is available where the school is situate, such appointment shall be made on merit from amongst eligible candidates belonging to the adjacent Union Council.

Provided that on availability of a vacancy, a primary school teacher, appointed from adjacent Union Council, as referred to in this sub-section shall be transferred against a vacant post in a school of the Union Council of his residence within a period of fifteen days.

(2) Upon marriage, the primary school teacher on request may be transferred to the school in the Union Council, where his spouse, ordinarily resides, subject to the availability of vacancy.

(3) The primary school teacher shall be transferred to other school within the Union Council on completion of tenure as may be prescribed or before completion of tenure, subject to the policy of rationalization for maintaining certain students teachers ratio, if any.

(4) Government shall, within a period not exceeding one year of the commencement of this Act, make arrangement for posting of all the primary school teachers appointed prior to coming into force of this Act, to the schools of their respective Union Councils or adjacent Union Councils, as the case may be.

Copy of the Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011 is enclosed as Annexure "B".

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4. **That** the Respondent No. 05 is not a permanent resident of Union Council Garhi Saddozai, D.I.Khan, however, her brother namely Faheem Khan is serving with the District Education Officer (Female), D.I.Khan.
5. **That** the Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department, vide Notification No. SO(SF)E&SED/4—16/PT/2021 Dated September 23<sup>rd</sup>, 2021, implemental e-Transfer Policy and thereby imposed complete ban on all kinds of posting/transfers.

Copy of the Notification No. SO(SF)E&SED/4—16/PT/2021 Dated September 23<sup>rd</sup>, 2021, is enclosed as **Annexure "C"**.

Copy of the E-Transfer Policy notified vide circular No. SO(SM)/E&SED/7—1/2019/Posting/Transfer/Policy of TC Dated September 11<sup>th</sup>, 2019 is enclosed as **Annexure "D"**.

6. **That** the Respondent No. 04 on the basis of malafide, personal choice and favoritism vide Office Order bearing No. 376—78 Dated 22.01.2022 transferred the Appellant to G.G.P.S Ayub Abad i.e., away from her union council; whereas, Respondent No. 05 was posted at G.G.P.S, Garhi Saddozai, D.I.Khan, in the place of the Appellant. However, the malafide of Respondents is apparent through the fact that they, in order to avoid the bane on the transfers and to avoid e-transfer policy, disguised the transfer with the word "adjustment". The Appellant has not yet relinquished the Charge.

Copy of the Office Order bearing Endst: No. 376—78 Dated 22.01.2022 is enclosed as **Annexure "E"**.

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7. **That** the Appellant filed Departmental Representation but of no avail. Copy of the Departmental Representation with postal receipt is enclosed as Annexure "F".
8. **That** earlier due to non-functioning of Khyber Pakhtunkhwa Service Tribunal, the Appellant approached the Honourable Peshawar High Court, DIKhan Bench by filing Writ Petition No. 109-D of 2022, however, the same has been dismissed through Judgment/Order Dated 02.03.2022. Copies of the memo of Writ Petition No. 109-D of 2022 along with Judgment/Order Dated 02.03.2022 are enclosed as Annexures "G" & "H" respectively.
9. **That** as through Notification Dated 16.03.2022 issued by Chief Secretary Government of Khyber Pakhtunkhwa due to the appointment of Honourable Chairman Khyber Pakhtunkhwa Service Tribunal, the worthy tribunal is functioning. Copy of the Notification Dated 16.03.2022 is enclosed as Annexure "I".
10. **That** feeling aggrieved from the illegal action and impugned Orders and having left with no other efficacious or alternate remedy, the Appellant must humbly approaches this Honourable Tribunal inter alia on the following grounds: -

#### G R O U N D S

- a. **That** the impugned transfer order of the Appellant is based on malafide, favoritism, without jurisdiction, without lawful authority, based on misuse of official authority and issued for the benefit of Respondent No. 05 at the cost of rights of

Appellant, as Respondent No. 05 is sister of Faheem Khan, a Clerk of Respondent No. 04.

- b. That** the impugned transfer is violation of the provisions of Section 3 of the Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011 which provides that the primary school teachers are to be appointed and posted in the school within the Union Council. The Appellant and her husband are permanent residents of the same Union Council whereas, Respondent No. 05 belong to another Union Council and the school i.e., GGPS Ayub Abad, D.I.Khan is also fall in a far away Union Council. Thus, Appellant cannot legally transferred to GGPS Ayub Abad, D.I.Khan.
- c. That** malafide of Respondents is apparent through the fact that they disguised the transfer under the word adjustment, whereas it was in fact not a adjustment rather a clear-cut transfer which itself is violative of the directions and policy issued by the Elementary & Secondary Education Department, Khyber Pakhtunkhwa.
- d. That** there is clear cut ban on the manual transfers and manual transfers can only be made in case of mutual transfer or for the operationalization of newly established schools. Moreover, transfers can only be made through E-transfer Policy and that too in the month of March for which applications are to be moved in the month of February. Hence, the present transfer order speaks a volume about favoritism, nepotism and chicanery on the part of the Respondents.
- e. That** even during the relevant period, ban was imposed by the Election Commission of Pakistan on all types of transfers due



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to Local Government Elections till 13<sup>th</sup> February, 2022 i.e., election on the seat of Tehsil Mayor D.I.Khan. On this score too, the impugned transfer is unwarranted.

Copies of the letter of Election Commission of Pakistan as to imposition of ban and Election Schedule are enclosed as Annexure "I" & "K" respectively.

- f. **That** vide letter No. SO(IMP I)/R&I/Misc: 2021—22 Dated 12.01.2022 the Respondent No. 03 issued a letter for rationalization of teachers in Government School of Khyber Pakhtunkhwa wherein it was emphasized that the rationalization should be according to existing policy (i.e., E-Transfer) and vacant positions must be filled through Parent Teachers Council. Whereas, neither there was any vacant post, nor Parent Teachers Council assented the same nor it was a for rationalization process. The Parent Teacher Council of the GGPS Garhi Saddozai, D.I.Khan expressed its disappointment on the transfer of the Appellant.

Copy of the letter No. SO(IMP I)/R&I/Misc. 2021-22 Dated 12.01.2022 the Respondent No. 03 is enclosed as Annexure "L".

Copy of the minutes of the meeting of Parent Teacher Council of the GGPS Garhi Saddozai, D.I.Khan is enclosed as Annexure "M".

- g. **That** counsel for the Appellant may be allowed to argue additional grounds at the time of arguments.

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It is, therefore, most humbly prayed that instant Service Appeal may pleased be allowed as prayed for.

Dated:- 29.03.2022

Your Humble Appellant

shazia

**Mst. Shazia Ambreen**  
Through Counsel

Zia Ur Rahman

**Zia Ur Rahman**  
Advocate, Supreme Court of Pakistan  
Dera Ismail Khan.

**CERTIFICATE**

*Certified that this is first Service Appeal involving the instant subject matter and that the Appellant has earlier approach the Honourable Peshawar High Court, DIKhan Bench by way of filing Writ Petition No. 109-D of 2022 due to non-functioning of Honourable KPK Service Tribunal regarding the above stated controversy.*

shazia  
**Appellant**

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

Service Appeal No. of 2022

**Mst. Shazia Ambreen .....Appellant**

**Versus**

**Government of KPK & Others.....Respondents**

**SERVICE APPEAL**

**AFFIDAVIT**

I, **Mst. Shazia Ambreen**, Primary School Head Teacher Government Girls Primary School Garhi Saddozai, D.I.Khan, Appellant, do hereby solemnly affirm and declare on oath:-

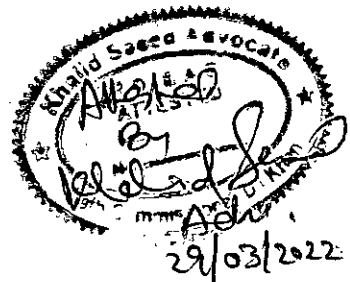
1. **That** accompanying Service Appeal has been drafted by my Counsel on my instructions.
2. **That** all para wise contents of the Service Appeal are true and correct to the best of my knowledge, belief and information;
3. **That** nothing has been deliberately concealed from this August Tribunal nor anything contained therein is based on exaggeration or distortion of facts.

Dated:-29.03.2022

*Shazia*  
Deponent

Identified by:-

*Zia-ur-Rahman*  
**Zia-ur-Rahman.**  
Advocate Supreme Court of Pakistan,  
Dera Ismail Khan



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

Service Appeal No. of 2022

**Mst. Shazia Ambreen .....Appellant**

**Versus**

**Government of KPK & Others.....Respondents**

**SERVICE APPEAL**

**List of Books refereed:**

1. Code of Civil Procedure, 1908
2. The Constitution of Islamic Republic of Pakistan, 1973
3. K.P.K Service Tribunal Act, 1974.
4. Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regularity Act, 2011

  
**Counsel for Appellant**

Note:-

Service Appeal with annexures along with five sets thereof are being presented in four separate enclosed covers.

  
**Counsel for Appellant**

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

Service Appeal No. of 2022

Mst. Shazia Ambreen .....Appellant

Versus

Government of KPK & Others.....Respondents

**SERVICE APPEAL**

**MEMO OF ADDRESSES OF THE PARTIES**

**APPELLANT**

Mst. Shazia Ambreen, Primary School Head Teacher Government  
Girls Primary School Garhi Saddozai, D.I.Khan.

**RESPONDENTS**

1. Government of Khyber Pakhtunkhwa, through Secretary  
Elementary Secondary Education Department, Khyber  
Pakhtunkhwa, Peshawar.
2. Secretary, Elementary & Secondary Education  
Department, Khyber Pakhtunkhwa, Peshawar.
3. Director, Elementary & Secondary Education Department,  
Khyber Pakhtunkhwa, Peshawar.

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4. **District Education Officer (Female)**, Education Department,  
D.I.Khan.

5. **Mst. Safia Noreen**, Primary School Headmaster, Government  
Girls Primary School, Ayub Abad, D.I.Khan.

Dated: -29.03.2022

Your Humble Appellant

Shazia Ambreen  
Mst. Shazia Ambreen

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

Service Appeal No. of 2022

**Mst. Shazia Ambreen .....Appellant**

**Versus**

**Government of KPK & Others.....Respondents**

**SERVICE APPEAL**

**AN URGENT APPLICATION FOR INTERIM RELIEF IN THE SHAPE  
OF SUSPENDING THE IMPUGNED MANUAL TRANSFER OFFICE  
ORDER BEARING ENDS NO. 376—78 DATED 22.01.2022 PASSED  
BY DISTRICT EDUCATION OFFICER (FEMALE), D.I.KHAN TILL  
FURTHER ORDER.**

Respectfully Sheweth,

1. That Appellant is going to file instant service appeal, contents of the same may please be read as part and parcel of main Petition.
2. That due to passing of impugned Transfer Order, the valuable rights of the Appellant have been bulldozed by the Respondents and the impugned Order has also been passed in express violation of statutory law and Government policy, therefore, the Appellant has very good prima facie case. The Appellant is very much sanguine of its success.

3. **That** the Appellant has raised strong points of law in the main Petition, which shall require thorough probe and adjudication.
4. **That** if the impugned Transfer Order Dated 22.01.2022 is not suspended, the Appellant would suffer irretrievable loss and the purpose of instant service appeal would die.
5. **That** refusal of interim relief might generate numerous complications as well as shall expose the Appellant to colossal losses.
6. **That** the refusal of interim relief shall place the Appellant in an inconvenient situation vis a vis Respondents.

**It is thus humbly prayed that *pendente lite*, the interim relief asked for may please be extended in favour of the Appellant and as against the Respondents.**

Dated:- 29.03.2022

Your Humble Appellant

*Shazia*

**Mst. Shazia Ambreen**  
Through Counsel

*Zia Ur Rahman*

**Zia Ur Rahman**  
Advocate, Supreme Court of Pakistan  
Dera Ismail Khan.



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

Service Appeal No. of 2022

**Mst. Shazia Ambreen** ..... **Appellant**

**Versus**

**Government of KPK & Others** ..... **Respondents**

**SERVICE APPEAL**

**AFFIDAVIT**

I, **Mst. Shazia Ambreen**, Primary School Head Teacher Government Girls Primary School Garhi Saddozai, D.I.Khan, Appellant do hereby solemnly affirm and declare on Oath that the contents of instant application are true and correct and that nothing has been concealed or kept secret from this Service Tribunal.

*Shazia*  
**Deponent**

**Identified by:-**

*Zia-ur-Rahman*  
**Zia-ur-Rahman**  
Advocate Supreme Court of Pakistan,  
Dera Ismail Khan

*Attested*  
*Adm*  
29/3/2022

PAKISTAN National Identity Card

Annexure "A"

17

Name  
Shazia Ambrsen

شازیا امبرسن

Husband Name  
Abdul Wahed

عبدالواحد

Gender Country of Stay  
F Pakistan

Identity Number Date of Birth  
12101-7047225-6 01.10.1969

Date of Issue Date of Expiry  
17.12.2020 17.12.2030

Signature

Attested  
[Signature]

18



سید زلیخا بیگم، پلاٹ نمبر 10، سیکشن 10، ایف 10، اسلام آباد

12101-7047226-6



سید زلیخا بیگم، پلاٹ نمبر 10، سیکشن 10، ایف 10، اسلام آباد

Hamam M. Malik  
Registrar General of Pakistan

101941172285  
149-91-013487

گمشدہ کارڈ ملنے پر قریبی لیٹر بکس میں ڈال دیں

Altered

PAKISTAN National Identity Card

ISLAMIC REPUBLIC OF PAKISTAN

Name  
Abdul Waheed

Father Name  
Abdul Hameed

Gender Country of Origin  
M Pakistan

Identity Number Date of Birth  
12101-5943301-1 09.04.1976

Date of Issue Date of Expiry  
19.07.2016 19.07.2026

Holder's Signature

19

Abdul Waheed  
[Signature]

20

12101-5943301-1  
سرکاری دفتر اسلام آباد



101051157236  
99-76-481401

Hassan M. Moin  
Registrar General of Pakistan

گمشدہ کارڈ ملنے پر قریبی لیو بکس میں ڈال دیں

Attested  
*[Signature]*

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DECLARATION

I Shazia Ambreen son/daughter of Hamid Ullah hereby declare that I was born of parents who are permanently domiciled in North-West Frontier Province having been born / settled in this Province.

I was born at Village / Mohalla\* Gachi Saddajee Pk. et Tehsil Barot District Dera Ismail Khan and my date of birth is 18-10-69

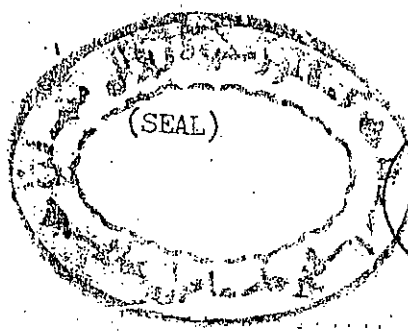
Shazia Ambreen  
SIGNATURE OF THE APPLICANT  
DATED: 15.8.87

Pursuance to the declaration dated 15.8.87 filed by Mr./Miss Shazia Ambreen son/daughter of Hamid Ullah domiciled in North-West Frontier Province, it is hereby certified that the said Shazia Ambreen is born of parents who are permanent resident. of the North-West Frontier Province having been born/settled within it.

I have satisfied myself from personal knowledge / verification Tehsil that the above declaration is true and certify accordingly.

This 15th day of August 1987.

Ali Akbar  
Magistrate



COUNTERSIGNED  
MAGISTRATE 1ST CLASS

DISTRICT MAGISTRATE  
DERA ISMAIL KHAN.

3984 15/8 (SEAL)

Two copies of  
Photographs.

\* STRIKE OUT WHICH EVER IS NOT APPLICANT.

22



VERIFIED BY :

Handwritten notes in Urdu script, including the date 15/87 and a signature. The text appears to be a verification or record of some kind.

RURAL AN...

1. Patwar...

2. Girdawar Circle

3. Tehsildar.

Attested on the Verification of  
Rehmatullah Numbradar

Signature of the Chairman

CHAIRMAN  
Municipal Committee  
Dargah Khan  
Tehsildar

Handwritten signature and name, possibly 'Attested' and 'Rehmatullah'.

\* Idrees\*

# DOMICILE CERTIFICATE

23

ABDUL WAHEED Son/Daughter of ABDUL HAMEED  
hereby declare that I was born of parents who are permanently domiciled in North West Frontier Province having been born/settled\* in this province.

I was born at Village/Mohallah Zajra Abad Colony D.I.Khan  
Tehsil D. I. Khan District Dera Ismail Khan

*[Handwritten Signature]*  
Abdul waheed  
Signature/Thumb Impression  
of the Applicant  
Dated 19.8.93

Pursuance to the declaration dated 19.8.93 filed by  
Mr./Miss Abdul Waheed Son/Daughter of Abdul Hameed  
domiciled in North West Frontier Province, it is hereby certified that the said  
Mr./Miss Abdul Waheed is born of parents who are permanent residents of  
the North West Frontier Province having been born / settled\* within it.

I have satisfied myself from personal knowledge / verification by Rev Staff  
that the above declaration is true and certify accordingly.

This 22 day of August 1993



*[Handwritten Signature]*  
MAGISTRATE  
22/8/93

COUNTERSIGNED  
*[Handwritten Signature]*  
DISTRICT MAGISTRATE  
Dera Ismail Khan  
Seal, 22/8/93



\* Strike out which ever is not applicable

No 2624 Dated D.I.Khan The 23/8/93



24

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ABDUL MALIK

ABDUL MALIK

VERIFIED

D. I. K. N. O. N.

Handwritten text in Urdu script.

RURAL AREA

URBAN AREA

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Handwritten text in Urdu script.

Handwritten text in Urdu script, including 'Patwari Bahal'.

Handwritten text in Urdu script, including 'Municipal Councillor'.

Girdawar Circle

2. Chairman, Municipal Committee Town Committee.

Handwritten text and numbers: 3149-86-229633.

**TEHSILDAR**  
Dera Ismail Khan

3. Tehsildar

Handwritten text in Urdu script in the bottom left corner.

Handwritten signature and name: *Ali Aslam*

\*Idrees\*

Annexure "B"

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25

THE KHYBER PAKHTUNKHWA (APPOINTMENT, DEPUTATION,  
POSTING AND TRANSFER OF TEACHERS, LECTURERS,  
INSTRUCTORS AND DOCTORS) REGULATORY ACT, 2011.

(KHYBER PAKHTUNKHWA ACT NO. XII OF 2011)

CONTENTS

PREAMBLE

SECTIONS

1. Short title, application and commencement.
2. Definitions.
3. Appointment, posting and transfer of primary school teachers.
4. Appointment of doctors, lecturers, instructors, subject specialists and teachers on adhoc basis.
5. Initial posting.
6. Deputation of Doctors.
7. Postgraduate Medical Education
8. Provisions relating to doctors apply to lecturers and instructors.
9. Act to over-ride other laws.
10. Jurisdiction barred.
11. Removal of difficulties.
12. Power to make rules.

Attended  
Zhu

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Pr

**THE KHYBER PAKHTUNKHWA (APPOINTMENT, DEPUTATION, POSTING AND TRANSFER OF TEACHERS, LECTURERS, INSTRUCTORS AND DOCTORS) REGULATORY ACT, 2011.**

(KHYBER PAKHTUNKHWA ACT NO. XII OF 2011)

[first published after having received the assent of the Governor of the Khyber Pakhtunkhwa in the Gazette of Khyber Pakhtunkhwa (Extraordinary), dated the 12<sup>th</sup> May, 2011].

AN  
ACT

*to regulate by law appointments, postings and transfers of teachers serving in primary, middle, secondary and higher secondary schools, lecturers in colleges and instructors in technical institutions and doctors in health facilities.*

**Preamble.**---WHEREAS it is expedient to regulate by law appointments, postings and transfers at local level, of teachers serving in primary, middle, secondary and higher secondary schools, lecturers in colleges and instructors in technical institutions and doctors in health facilities and to ensure the availability of teachers in schools, lecturers in colleges and instructors in technical institutions and the doctors in health facilities, and to regulate deputation of doctors abroad, and to provide for matters connected therewith or ancillary thereto;

It is hereby enacted as follows:

1. **Short title, application and commencement.**---(1) This Act may be called the Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011.

(2) It shall apply to teachers serving in primary, middle, secondary and higher secondary schools, lecturers in colleges as well as commerce colleges and instructors serving in technical institutions and doctors serving in the health facilities in the Province of the Khyber Pakhtunkhwa.

(3) It shall come into force at once.

2. **Definitions.**---(1) In this Act, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them that is to say,-

(a) "Commission" means the Khyber Pakhtunkhwa Public Service Commission;

Assessed  
Zhu

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P.A.

- (b) "doctor" means a doctor serving in the health facility;
- (c) "Government" means the Government of the Khyber Pakhtunkhwa;
- (d) "health facilities" mean all health facilities established and managed by the Government to provide medical facilities to general public;
- (e) "lecturer" and "instructor" respectively means a lecturer or an instructor serving in a Technical Institution as the case may be;
- (f) "prescribed" means prescribed by rules made under this Act;
- (g) "rules" mean the rules made under this Act;
- (h) "school" means school in the public sector including primary, middle, secondary school, higher secondary school or an institution of equivalent level imparting education through any system or medium of instruction in the public sector;
- (i) "teacher" means a teacher of primary, middle, secondary or higher secondary school; and
- (j) "technical institution" means and includes a Commerce College or Government College of Management Sciences or Technical Institute or Technical and Vocational Training Center or Skill Development Center in the public sector imparting technical education to students leading to the award of a degree or a diploma or a certificate.

(2) Words and phrases used in this Act, but not defined, shall have the same meanings as respectively assigned to them under the relevant federal law or provincial law or any other statutory order or rules for the time being in force.

3. **Appointment, posting and transfer of primary school teachers.**---(1) The vacancy of primary school teacher shall be filled in from the candidates belonging to the Union Council of their permanent residence mentioned in their Computerized National Identity Card and domicile, on merit and if no eligible candidate in that Union Council is available where the school is situate, such appointment shall be made on merit from amongst eligible candidates belonging to the adjacent Union Councils:

Accepted  
2/1/2020

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Provided that on availability of a vacancy, a primary school teacher, appointed from adjacent Union Council, as referred to in this sub-section, shall be transferred against a vacant post in a school of the Union Council of his residence within a period of fifteen days.

(2) Upon marriage, the primary school teacher on request may be transferred to the school in the Union Council, where his spouse, ordinarily resides, subject to the availability of vacancy.

(3) The primary school teacher shall be transferred to other school within the Union Council on completion of tenure as may be prescribed subject to the policy of rationalization for maintaining certain student teachers ratio, if any.

(4) Government shall, within a period not exceeding one year of the commencement of this Act, make arrangement for posting of all the primary school teachers appointed prior to coming into force of this Act, to the schools of their respective Union Councils or adjacent Union Councils, as the case may be.

4. Appointment of doctors, lecturers, instructors, subject specialists and teachers on adhoc basis.---(1) Government may, through the competent authorities make adhoc appointment on merit against the vacant posts of doctors, lecturers, instructors, subject specialists and teachers, falling within the purview of Commission, in a district concerned from the domicile holders of that district for a period of one year or till the arrival of recommendees of Commission, whichever is earlier after fulfilling the pre-requisites of giving wide publicity in the press. On assumption of charge of post by recommendee of the Commission, the services of such ad hoc appointee shall stand automatically terminated:

Provided that if no suitable and eligible candidate is available in the district concerned for appointment, then the candidates belonging to the neighbouring districts shall be considered for appointment in the order of their merit.

(2) Save as the appointment made under proviso of this section, "ad hoc appointee" shall serve in the district of his domicile.

(3) The post of a doctor, lecturer, instructor, subject specialist or secondary school teacher who proceeds on training or long leave may be treated as vacant post for the purpose of contract or contingent appointment till the return of such employee from training or long leave and assumption of charge of the post:

Provided that the period of such training or long leave shall not be less than one year and no appointment on contract or contingent shall be made on the post which may fall vacant for a period less than one year.

Accepted  
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5. Initial posting.---(1) The doctors, the teachers and the lecturers and instructors upon their appointment shall be first posted in the periphery of the zone against whose quota they have been recruited, and they shall not be transferred for a period of at least three years.

(2) Upon expiry of the tenure as referred to in sub-section (1), transfer shall be made only upon the availability of substitute.

6. Deputation of Doctors.---(1) Government may allow deputation abroad for all categories of doctors only once in their entire service, for a period not exceeding three years.

(2) Deputation to "Foreign Service" within Pakistan shall be permissible only in respect of medical officers for a period not exceeding three years.

Provided that no further extension, on expiry of agreed tenure shall be given to the doctors who are already on deputation abroad or within Pakistan.

7. Postgraduate Medical Education.---(1) The Health Department, on the basis of objective need assessment and analysis, shall determine the intake number of Trainee Medical Officers (TMOs) in Postgraduate Medical Institute (PGMI) and Junior Registrars in Tertiary Care Hospitals every year. This stipulated number shall not exceed in any case.

(2) Any doctor selected or permitted for postgraduate medical training shall be treated on leave without pay and may be entitled only for stipend fixed by Government from time to time for such training.

(3) A doctor selected or permitted for postgraduate medical training shall provide surety bond prescribed by Government ensuring that upon completion of his studies for which he was initially selected, shall compulsorily serve for three years in the district of his domicile and in case of non-availability of a post in the district of domicile, he shall serve for three years in the rural area.

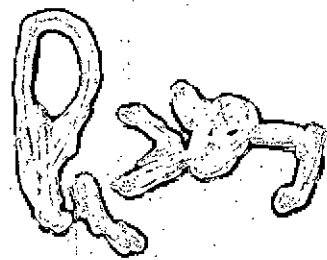
(4) For the purpose of sub-section (3), the doctor shall also provide guarantee of two government officers.

(5) In case of violation of sub-section (3), Government shall serve one month notice upon the doctor for resumption of duty, failing which the amount shall be recovered from him or from the guarantor, as the case may be.

8. Provisions relating to doctors apply to lecturers and instructors.---The provisions relating to doctors in section 7 of this Act shall *mutatis mutandis* apply to lecturers and instructors.

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9. Act to over-ride other laws.---The provisions of this Act shall have effect notwithstanding anything contained in any other law for the time being in force.

10. Jurisdiction barred.---Save as provided under the Khyber Pakhtunkhwa Civil Servants Act, 1973 (Khyber Pakhtunkhwa Act No. XVIII of 1973), the Khyber Pakhtunkhwa Civil Servants (Appeal) Rules, 1986 and the Khyber Pakhtunkhwa Service Tribunal Act, 1974 (Khyber Pakhtunkhwa Act No. I of 1974), no order made or proceedings undertaken under this Act, or the rules made there under or any officer authorized by it shall be called into question in any Court, and no injunction shall be granted by any Court in respect of any decision made, or proceedings taken in pursuance or by any power conferred by or under this Act or the rules.

11. Removal of difficulties.---Government may, by order, provide for the removal of any difficulty which may arise in giving effect to the provisions of this Act.

12. Power to make rules.---Government may make rules for carrying out the purposes of this Act.

*Approved*  
*[Signature]*

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[www.civilservicerules.com](http://www.civilservicerules.com)



# ESTA CODE

**ESTABLISHMENT CODE KHYBER PAKHTUNKHWA  
( REVISED EDITION ) 2011**

**A COMPENDIUM OF LAWS, RULES AND INSTRUCTIONS  
RELATING TO THE TERMS AND CONDITIONS  
OF PROVINCIAL CIVIL SERVANTS**

*Revised*  
*UHQ*



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	Department to another	
--	-----------------------	--

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

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

- xiv) Government servants including District Govt. employees feeling aggrieved due to the orders of posting/transfer 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.

2. 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 shown 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 Officers in BPS-17 and above posted in the District.	Provincial Government

*Handwritten signature and initials*



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block 'A' Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 031-2223583

Date: Peshawar, 16 September 2021

~~SECRETARY~~

NO. SO/SE/ED/41/PT/2021

This Department has launched E-

Transfer Web Portal and has banned manual applications for submission to the competent authority regarding posting/transfers. Instead of clear cut instructions the employees of the Elementary & Secondary Education Department are continuously exerting political pressure for posting/transfers, which is in violation of Rules 22 and 34 of the Khyber Pakhtunkhwa Government Servants (Conduct) Rules, 1987.

2. The Competent Authority has taken a serious note of this state and has been pleased to direct that the violator of the above instructions will be proceeded under the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011.

3. Furthermore, there is a complete ban on all kind of posting/transfers manually due to implementation of E-Transfers Policy. All those who are aspirants of their transfers shall apply only through e-transfer.

SECRETARY TO GOVT. OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Ends of an No. & date:

Copy forwarded for information to the -

1. All Directors under E&SE Department, Khyber Pakhtunkhwa
2. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
3. All District Education Officers (Male / Female) in Khyber Pakhtunkhwa.
4. All Project Directors under E&SE Department, Khyber Pakhtunkhwa.
5. All Principal of High / Higher Secondary Schools in Khyber Pakhtunkhwa.
6. All Section Officers in E&SE Department, Khyber Pakhtunkhwa.
7. PS to Minister for E&SE Department, Khyber Pakhtunkhwa.
8. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
9. PA to Special Secretary/Asst. Secretary/ Dy. Secretaries in E&SE Department.
10. Master file.

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(HABEEB UR REHMAN SHAIK)  
SECTION OFFICER (SCHOOLS/IE)

Annexure "D"

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GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

No.SO(SM)E&SED/7-1/2019/Posting/Transfer/Policy of TC  
Dated Peshawar the September 11, 2019

To

1. The Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. The Director, Curriculum and Teachers Education Khyber Pakhtunkhwa Abbottabad.
3. The Director, Provincial Institutes of Teachers Education, Peshawar.
4. The Director, Education Sector Reforms Unit, Elementary & Secondary Education Department, Khyber Pakhtunkhwa.
5. All District Education Officers (Male & Female) in Khyber Pakhtunkhwa.

Subject:- E-TRANSFER POLICY OF TEACHING CADRE IN E&SE DEPARTMENT KHYBER PAKHTUNKHWA

I am directed to refer to the subject noted above and to state that the Provincial Government has been pleased to implement the subject policy for posting/transfer of Teaching Cadre officers/officials in the Elementary and Secondary Education Khyber Pakhtunkhwa: -

- i. The introduction of e-Transfer for Teaching Cadre policy supersede all previous Posting/Transfer policies in the E&SE Department.
- ii. Transfer on Complaint (Administrative Ground Transfer), Mutual, Inter District Transfer and transfer for Operationalization of Newly Established schools will be exempted from the present policy.
- iii. Transfers shall be made annually in the month of March of the academic year.
- iv. Transfer shall be made only against the vacant post.
- v. The posts filled through NTS on school based recruitment process shall be declared non-transferable.
- vi. The vacant positions will be uploaded by the District Education Officers for all teaching cadres in last week of February.
- vii. The desirous employees shall apply through e-Transfer Application.
- viii. Each Competent Authority shall constitute a Grievance Redressal Cell headed by a BPS-18 or above officer which will resolve the grievances and determine the merit position of the applicants within a week positively.
- ix. Each Competent Authority shall visit the Dash. Board of e-Transfer app, check and verify all the particulars of the applicants till 25<sup>th</sup> of March.
- x. At the end of March Transfer orders generated by e-Transfer App will be issued.

S. M. M. M. W.  
11/09/2019

Approved  
[Signature]

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GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

- xi. Minimum tenure of 3 years on the present post at a school in plain area while - 1.5 years in hard area is must for eligibility of e-posting/transfer.
2. The indicators as per from (A, B, C & D) will be considered for posting/transfer as per detail given below:

Form-A: Posting/Transfer of Teachers up to BPS 16 except SST (Total marks 80)

1. Distance of present school to the desired school (in KM) – 20 marks
  - a. Within 5 KM – 0 marks
  - b. Within 10 KM – 5 marks
  - c. Within 15 KM – 10 marks
  - d. Within 20 KM – 15 marks
  - e. Greater than 20 KM – 20 marks
2. Hard Area - 10 marks
  - a. Normal tenure (within 1.5 years) – 0 marks
  - b. Tenure at hard area (from 1.5 to 3 years) – 4 marks
  - c. Tenure at hard area (from 3 to 5 years) – 7 marks
  - d. Tenure at hard area (more than 5 years) – 10 marks
3. STR (Total number of Students in the school / Total number of Teachers) – 10 marks (IMU data Source)
  - a. STR at present school is greater than the Desired school - 0 marks
  - b. STR at present and the desired school are equal or at the same level – 5 marks
  - c. STR at the present school is less than desired school – 10 marks
4. Chronic Disease – 10 marks  
10 marks will only be awarded for chronic diseases (as per notified chronic diseases). A certificate in this regard will be required from Standing Medical Board.
5. Disability – 10 marks  
10 marks will only be awarded only to those with Physical Disability. Proof required will be Special person CNIC + Standing Medical Board disability certificate
6. Domicile -10 marks  
10 marks will be awarded to those when the desired school is in his/her district of domicile
7. Spouse – 10 marks  
10 marks will be awarded to those whose spouse is posted in the district where the desired school is situated and the desired district is the domiciled district of the applicant.

*S. M. J.*  
*11/11/11*

Form-B: Posting/Transfers of SSTs (Total Marks – 100)

1. Distance of present school to the desired school (in KM) – 20 marks
  - a. Within 5 KM – 0 marks
  - b. Within 10 KM – 5 marks
  - c. Within 15 KM – 10 marks
  - d. Within 20 KM – 15 marks
  - e. Greater than 20 KM – 20 marks
2. Hard Area - 10 marks

*Assessed*  
*2/11/11*

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GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

- a. Normal tenure (within 1.5 years) – 0 marks
- b. Tenure at hard area (from 1.5 to 3 years) – 4 marks
- c. Tenure at hard area (from 3 to 5 years) – 7 marks
- d. Tenure at hard area (more than 5 years) – 10 marks
3. STR (Total Number of Students in Class 9 & 10 / Number of SST) - 10 marks (IMU data Source)
  - a. STR at present school is greater than the Desired school - 0 marks
  - b. STR at present and the desired school are equal or at the same level – 5 marks
  - c. STR at the present school is less than desired school – 10 marks.
4. Chronic Disease – 10 marks  
10 marks will only be awarded for chronic diseases (as per notified chronic diseases). A certificate in this regard will be required from Standing Medical Board.
5. Disability – 10 marks
6. 10 marks will only be awarded only to those with Physical Disability. Proof required will be Special person CNIC + Standing Medical Board disability certificate
7. Domicile -10 marks  
10 marks will be awarded to those when the desired school is in his/her district of domicile
8. Spouse – 10 marks  
10 marks will be awarded to those whose spouse is posted in the district where the desired school is situated and the desired district is the domiciled district of the applicant.
9. Annual SSC Result (of the subjects taught by the teacher) working in High/Higher Secondary Schools – 20 Marks
  - a. 90% or above – 20 marks
  - b. 80% to 90% - 15 marks
  - c. 70% to 80% - 10 marks
  - d. 60% to 70% - 5 marks
  - e. Below 60% - 0 marks.

OR

For SSTs (General) working in Middle/Primary Schools – 20 Marks  
Overall Students Attendance Rate Percentage as per IMU data

- a. 90% or above – 20 marks
- b. 80% to 90% - 15 marks
- c. 70% to 80% - 10 marks
- d. 60% to 70% - 5 marks
- e. Below 60% - 0 marks.

Form-C Posting/Transfers of Subject Specialists (SSS/SS) (Total Marks = 100)

1. Distance of present school to the desired school (in KM) – 20 marks
  - a. Within 5 KM – 0 marks
  - b. Within 10 KM – 5 marks
  - c. Within 15 KM – 10 marks
  - d. Within 20 KM – 15 marks

*Approved*  
*[Signature]*

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9/27/19



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

- e. Greater than 20 KM - 20 marks
- 2. Hard Area - 10 marks
  - a. Normal tenure (within 1.5 years) - 0 marks
  - b. Tenure at hard area (from 1.5 to 3 years) - 4 marks
  - c. Tenure at hard area (from 3 to 5 years) - 7 marks
  - d. Tenure at hard area (more than 5 years) - 10 marks
- 3. Number of Students in Class-11 & 12 in the relevant subject - 10 marks
  - a. Number of Students at present school is greater than the Desired school - 0 marks
  - b. Number of Students at present and the desired school are equal or at the same level - 5 marks
  - c. Number of Students at the present school is less than desired school - 10 marks
- 4. Chronic Disease - 10 marks  
10 marks will only be awarded for chronic diseases (as per notified chronic diseases). A certificate in this regard will be required from Standing Medical Board.
- 5. Disability - 10 marks
- 6. 10 marks will only be awarded only to those with Physical Disability. Proof required will be Special person CNIC + Standing Medical Board disability certificate
- 7. Domicile - 10 marks  
10 marks will be awarded to those when the desired school is in his/her district of domicile
- 8. Spouse - 10 marks  
10 marks will be awarded to those whose spouse is posted in the district where the desired school is situated and the desired district is the domiciled district of the applicant.
- 9. Annual HSSC Result (of the subjects taught by the teacher) - 20 Marks
  - a. 90% or above - 20 marks
  - b. 80% to 90% - 15 marks
  - c. 70% to 80% - 10 marks
  - d. 60% to 70% - 5 marks
  - e. Below 60% - 0 marks.

~~Signature~~  
11/09/2019

Form-D: Posting/Transfers of Principals/Head Masters of High/Higher Secondary Schools (Total Marks - 120)

- 1. Distance of present school to the desired school (in KM) - 20 marks
  - a. Within 5 KM - 0 marks
  - b. Within 10 KM - 5 marks
  - c. Within 15 KM - 10 marks
  - d. Within 20 KM - 15 marks
  - e. Greater than 20 KM - 20 marks
- 2. Hard Area - 10 marks
  - a. Normal tenure (within 1.5 years) - 0 marks
  - b. Tenure at hard area (from 1.5 to 3 years) - 4 marks
  - c. Tenure at hard area (from 3 to 5 years) - 7 marks
  - d. Tenure at hard area (more than 5 years) - 10 marks

Approved  
[Signature]

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9/10/20



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

3. STR (Total number of Students in the school / Total number of Teachers) - 10 marks (IMU data Source)
  - a. STR at present school is greater than the Desired school - 0 marks
  - b. STR at present and the desired school are equal or at the same level - 5 marks
  - c. STR at the present school is less than desired school - 10 marks
4. Chronic Disease - 10 marks  
10 marks will only be awarded for chronic diseases (as per notified chronic diseases). A certificate in this regard will be required from Standing Medical Board.
5. Disability - 10 marks
6. 10 marks will only be awarded only to those with Physical Disability. Proof required will be Special person CNIC + Standing Medical Board disability certificate
7. Domicile - 10 marks  
10 marks will be awarded to those when the desired school is in his/her district of domicile
8. Spouse - 10 marks  
10 marks will be awarded to those whose spouse is posted in the district where the desired school is situated and the desired district is the domiciled district of the applicant.
9. Annual SSC & HSSC Result of the School - 20 Marks
  - a. 90% or above - 20 marks
  - b. 80% to 90% - 15 marks
  - c. 70% to 80% - 10 marks
  - d. 60% to 70% - 5 marks
  - e. Below 60% - 0 marks
10. Overall Students Attendance Rate Percentage as IMU data - 20 Marks
  - a. 90% or above - 20 marks
  - b. 80% to 90% - 15 marks
  - c. 70% to 80% - 10 marks
  - d. 60% to 70% - 5 marks
  - e. Below 60% - 0 marks

*S. Rafiq*  
*11/10/20*  
(SHAFIQ)  
SECTION OFFICER (SCHOOLS MALE)

Endst: Even No. & Date:

Copy of the above is forwarded to the:-

1. PSO to Chief Minister Khyber-Pakhtunkhwa Peshawar.
2. Secretary to Government of Khyber Pakhtunkhwa Establishment Department, Peshawar.
3. Deputy Secretary, (Estab), Establishment Department Government of Khyber Pakhtunkhwa, Peshawar.
4. All Section Officers, Elementary & Secondary Education Department Khyber Pakhtunkhwa Peshawar.
5. PS to Chief Secretary, Khyber Pakhtunkhwa, Peshawar.

*Accepted*  
*[Signature]*

39

9



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

6. PS to Secretary, Elementary & Secondary Education Department Khyber Pakhtunkhwa Peshawar.
7. PA to Additional Secretary, Elementary & Secondary Education Department Khyber Pakhtunkhwa Peshawar.
8. PA to Chief Planning Officer, Elementary & Secondary Education Department Khyber Pakhtunkhwa.
9. PAs to Deputy Secretary Admn/ Legal, Elementary & Secondary Education Department Khyber Pakhtunkhwa Peshawar.
10. Office Record.

*S. N. Rafiq*  
*11/01/2019*

**SECTION OFFICER (SCHOOLS MALE)**

*America*  
*2/2/19*

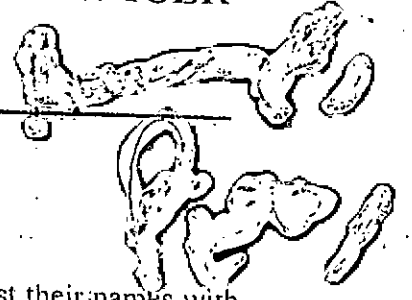


OFFICE OF THE DISTRICT EDUCATION OFFICER  
(FEMALE) D.I.KHAN

Ph: 0966-9280133

OFFICE ORDER

40



The following PSHTs are hereby adjusted in the schools noted against their names with immediate effect.

Annexure "E"

S.No	Name of Teacher with Designation	From	To	Remarks:
1	Mst. Shazia Ambareen, PSHT	GGPS Garhi Sadozai	GGPS Ayub Abad	Vice S.No.2
2	Mst. Shafia Noreen, PSHT	GGPS Ayub Abad	GGPS Garhi Sadozai	Vice S.No.1

Note:

1. Charge report should be sent to all concerned.
2. No TA/DA is allowed.

DISTRICT EDUCATION OFFICER  
(FEMALE) D.I.KHAN

Ends No 376-78

Date 22/01/2020

Copy for information to the:

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Monitoring Officer (EMA) DIKhan.
3. SDEO Concerned.

DISTRICT EDUCATION OFFICER  
(FEMALE) D.I.KHAN

Attended

Annexure "F"

41



To

The District Education Officer (Female)  
Dera Ismail Khan.

Through: - PROPRE CHANNEL.

Subject: - APEAL/PLEA AGAINST OFFICE ORDER / TRANSFER.

Honorable Madam,

With great veneration and humble submission I, the petitioner prays as follows: -

1. That the petitioner works as PHST under your kind precinct with 28 years-long service career.
2. That the petitioner throughout career worked diligently and efficiently with leaving no stone unturned while discharging duties, as the track record of the petitioner is vivid in the official testimonials.
3. That there is no grievance and even a bit of complaint from the public circles against the petitioner in that any legal/disciplinary could be proceeded in rebuke; the career record may kindly be referred to.
4. The parent teacher council's feedback for the wellbeing of the institution and uplift of the community is also acknowledged herewith for perusal of your good honour.
5. That the petitioner with humble submission diverts your kind attention to a recently issued office order endorsed vide No.376-78 dated 22.01.2022, containing transfer/adjustment vice versa.
6. That the petitioner of being within respective union council as per the outstanding Service Rules and prevailing Education policy could not be shuffled from the station, as the placement of other colleagues persists under the Rules mentioned between the lines.
7. That the petitioner suffered enormously after the esteemed department served transfer order on her in violation of outstanding Service Rules while obliging a blue-eyed subordinate official under the so-called immunity blanket of relaxation of bar.

Accepted  
2/1/22

42



8. The petitioner strongly deplors that the entire transfer saga is engineered plot. The office platform was used by the main players i.e. Mr. Faheem and Superintendent Mr. Farooq Hameed. The former is a junior ministerial staffer of the District Education Office (F) who had been facilitated by the latter (Farooq Hameed) in connection with the transfer the sister of Mr. Fahim in place of the petitioner. The intrigue hatched by the said officials could be judged from a Notice served accordingly on the petitioner for 'below average' enrolment, which was received on 18.01.2022, consequently followed by the petitioner's illegitimate shuffling/transfer from a legitimate station, to which the petitioner is outright and legitimate claimant at all.
9. Which is nothing but an unjust act and glaring violation of the Service Rules.
10. That the blow suffered by the petitioner earned ill reputation to her professional career due to no fault of hers.

Keeping in view of the above said facts, the petitioner pleads for due justice and reciprocation to her sincere and devoted services with a concerted and conducive reward. The transfer order may kindly be cancelled immediately with retrospective effects. Your this act will be in line with justice as well as in the best interest of public service.

Dated 28-01-2022

*Accepted*  
*[Signature]*

*[Signature]*

Petitioner  
Shazia Ambreen  
PSHT GGPS Garhi Saddozai  
DIKhan

Copies for information to the:

1. Deputy Secretary Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
3. Deputy Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
4. SDEO (F) Primary Dera Ismail Khan.

*SDEO F*  
*clean*  
*Received*  
*[Signature]*  
*28/01/2022*

GST No. 12-009808-002-73



43

CN: 1067930165

C 0

CASH 2022-02-04 18:04

DIK-DIK IPcs 5

Staff: #100317 Route: X24104

Name : SHAZIA AMBREEN  
Phone : 03966779929  
Address : PSHT GGPS GARHI SAQDOZAI  
D I KHAN

Name : SOBIA TABASSUM SUEO (F  
Phone : 03009999999  
Address : EDUCATION OFFICE CANTT  
D I KHAN

DOCUMENTS

Rs 0

Service CHG	129.0
Other Amount	0.0
VAS	0
Insurance CHG	0
GST	21
Premium	0
<b>TOTAL</b>	<b>150.0</b>

*Received*  
*Zha*

For Terms & Conditions Visit:

[www.tcscouriers.com/tnc](http://www.tcscouriers.com/tnc)

TCS Headquarters, 101-104, Civil Aviation

Club Road Karachi - 75202, Pakistan

UAN : 111 123456 Web : [tcs.com.pk](http://tcs.com.pk)

(Shipper Copy) V-1.74

GST No. 12-009806-002-73



44

CN: 1067930166

CASH 2022-02-04 18:05

DIK-DIK 1Pcs - .5  
Staff: 100317 Route: X24104

Name : SHAZIA AMBREEN  
Phone : 03066779929  
Address : PSHT 66PS GARHI SADOOZA I  
D I KHAN

Name : FAHIANA SARDAR  
Phone : 03009999999  
Address : DEO (FEMALE) D I KHAN

DOCUMENTS  
Rs. 0

Service CHG	129.0
Other Amount	0.0
VAS	0
Insurance CHG	0
GST	21
Premium	0
<b>TOTAL</b>	<b>150.0</b>

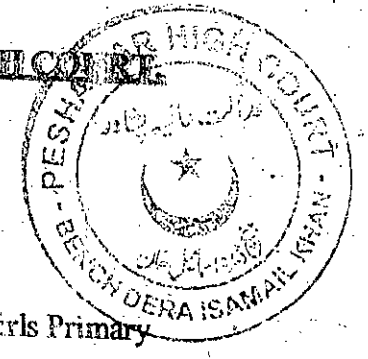
For Terms & Conditions Visit  
[www.tcscouriers.com/Lnc](http://www.tcscouriers.com/Lnc)  
TCS Headquarters, 101-104, Civil Aviation  
Club Road, Karachi - 75202, Pakistan  
UAN : 111 123456 Web : [tcs.com.pk](http://tcs.com.pk)  
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*Accepted*  
*Wre*

45

Annexure "G"

BEFORE THE HONOURABLE PESHAWAR HIGH COURT  
DERA ISMAIL KHAN BENCH



Writ Petition No. \_\_\_\_\_ -D of 2022

Mst. Shazia Ambareen, Primary School Head Teacher, Govt. Girls Primary School Garhi Saddozai, D.I.Khan.

PETITIONER

VERSUS

Filed today 27/2  
By Addl. Registrar  
& 14/2/22

1. Govt. of Khyber Pakhtunkhwa, through Secretary Elementary Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
2. Secretary, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
3. Director, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
4. District Education Officer (Female), Education Department, D.I.Khan.
5. Mst. Shafia Noreen, Primary School Headteacher, Govt. Girls Primary School Ayub Abad, D.I.Khan.

RESPONDENTS

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

*Attested*  
*[Signature]*

RESPECTFULLY SHEWETH,

1. That the petitioner has been serving as Primary School Head Teacher in the Government Girls Primary School, Garhi Saddozai, D.I.Khan. Petitioner and her husband, both are permanent residents of Mohallah and Union Council Garhi Saddozai, D.I.Khan. Copies of the CNICs and Domicile Certificates of petitioner and her husband are enclosed as Annexure A.

ATTESTED

EXAMINER

Peshawar High Court Bench WF No.109-D of 2022 (Grounds)  
Dera Ismail Khan

05/03/2022

2. That according to Section 3 of 'The Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011' the primary school teachers are to be appointed and posted in the school within the Union Council. The relevant sections is reproduced hereunder for ready reference please.

**3. Appointment, posting and transfer of primary school teachers.**—(1) The vacancy of primary school teacher shall be filled in from the candidates belonging to the Union Council of their permanent residence mentioned in their Computerized National Identity Cards and domicile, on merit and if no eligible candidate in that Union Council is available where the school is situate, such appointment shall be made on merit from amongst eligible candidates belonging to the adjacent Union Councils:

Provided that on availability of a vacancy, a primary school teacher, appointed from adjacent Union Council, as referred to in this sub-section, shall be transferred against a vacant post in a school of the Union Council of his residence within a period of fifteen days.

(2) Upon marriage, the primary school teacher on request may be transferred to the school in the Union Council, where his spouse, ordinarily resides, subject to the availability of vacancy.

(3) The primary school teacher shall be transferred to other school within the Union Council on completion of tenure as may be prescribed or before completion of tenure, subject to the policy of

Filed today 777  
 D/S Registrar  
 19/2/2022

Received  
 [Signature]

ATTESTED

EXAMINOR  
 Pesnawar High Court Bench,  
 Dera Ismail Khan

WP No:109-D of 2022 (Grounds)

55/03/2022

47

rationalization for maintaining certain students teachers ratio, if any.

(4) Government shall, within a period not exceeding one year of the commencement of this Act, make arrangement for posting of all the primary school teachers appointed prior to coming into force of this Act, to the schools of their respective Union Councils or adjacent Union Councils, as the case may be.

Filed today 777  
Addl: Registrar  
9/2/2022

Copy of the Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011 is enclosed as **Annexure B**.

3. That the respondent No.5 is not a permanent resident of Union Council Garhi Saddozai, D.I.Khan, however, her brother namely Fahcem Khan is serving with the District Education Officer (Female), D.I.Khan.
4. That the Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department, vide Notification No. SO(SF)E&SED/4-16/PT/2021 dated September 23<sup>rd</sup>, 2021, implemented e-Transfer Policy and thereby imposed complete ban on all kinds of posting/transfers.

Copy of the Notification No. SO(SF)E&SED/4-16/PT/2021 dated September 23<sup>rd</sup>, 2021, is enclosed as **Annexure C**.

Copy of the E-Transfer Policy notified vide circular No.SO(SM)/E&SED/7-1/2019/Posting/Transfer/Policy of TC dated September 11, 2019 is enclosed as **Annexure D**.

5. That the respondent No.4 on the basis of mala-fide, personal choice and favouritism vide office order bearing Endst. No.376-78 dated 22.01.2022 transferred the petitioner to G.G.P.S. Ayub Abad, i.e. away from her union council; whereas, respondent No.5 was posted at G.G.P.S. Garhi Saddozai, D.I.Khan, in the place of petitioner. However, the mala-fide of respondents is apparent through the fact that they, in order to avoid the

Alleged  
2/2/22

ATTESTED

EXAMINOR  
Ferozwar High Court Bench,  
Dera Ismail Khan

WP No.109-D of 2022 (Grounds)

05/03/2022



(48)

bane on the transfers and to avoid e-transfer policy, disguised the transfer with the word "adjustment". The petitioner has not yet relinquished the Charge.

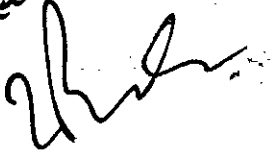
Copy of the office order bearing Endst. No.376-78 dated 22.01.2022 is enclosed as Annexure E.

6. That the petitioner filed Departmental Representation but of no avail. Copy of the Departmental Representation with postal receipt is enclosed as Annexure E.
7. That presently the Khyber Pakhtunkhwa Service Tribunal, due to the retirement of Chairman, is non-functional and therefore, petitioner aggrieved of her illegal transfer has been left with no remedy but to invoke the constitutional jurisdiction of this Honourable Court on, inter alia, the following grounds:

**GROUND:**

- i. That the impugned transfer of petitioner is based on malafide, favouritism, without jurisdiction, without lawful authority, based on misuse of official authority and issued for the benefit of respondent No.5 at the cost of rights of petitioner, as respondent No.5 is sister of Fahim Khan, a Clerk of respondent No.4.
- ii. That the impugned transfer is violative of the provisions of Section 3 of 'The Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011' which provides that the primary school teachers are to be appointed and posted in the school within the Union Council. The petitioner and her husband are permanent residents of the same Union Council whereas, respondent No.5 belongs to another Union Council and the school i.e. GGPA Ayub Abad is also fall in a far away Union Council. Thus, petitioner cannot legally transferred to GGPS Ayub Abad.

Filed today 277  
Addl. Registrar  
19/2/2022

Accepted  


ATTESTED

EXAMINOR

Resnawar High Court Bench,  
Dera Ismail Khan

WP No.109-D of 2022 (Grounds)

05/2/2022

(49)

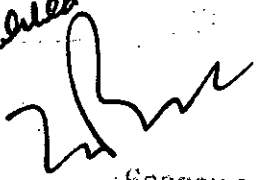
- iii. That malafide of respondents is apparent through the fact that they disguised the transfer under the word adjustment, whereas it was in-fact not an adjustment rather a clear-cut transfer which itself is violative of the directions and policy issued by the Elementary & Secondary Education Department, Khyber Pakhtunkhwa.
- iv. That there is clear-cut ban on the manual transfers and manual transfers can only be made in case of mutual transfer or for the operationalization of newly established schools. Moreover, transfers can only be made through E-Transfer Policy and that too in the month of March for which applications are to be moved in the month of February. Hence, the present transfer order speaks a volume about favouritism, nepotism, and chicanery on the part of respondents.
- v. That even the ban had also been imposed by the Election Commission of Pakistan on all types of transfers due to Local Government Elections till 13<sup>th</sup> February, 2022 i.e. election on the seat of Tehsil Mayor D.I.Khan. On this score too, the impugned transfer is unwarranted.

Filed today 727  
 Addl: Registrar  
 19/2/2022

Copies of the letter of Election Commission of Pakistan as to imposition of ban and Election Schedule are enclosed as Annexure G & H respectively.

- vi. That vide letter No. SO(IMP I)/R&I/Misc. 2021-22 dated 12.01.2022 the respondent No.3 issued a letter for rationalization of teachers in Government School of Khyber Pakhtunkhwa wherein it was emphasised that the rationalization should be according to existing policy (i.e. e.transfer) and vacant positions must be filled through Parent Teachers Councils. Whereas, neither there was any vacant post, nor Parent Teachers Council assented the same nor it was a for rationalization process. The Parent Teacher Council of the GGPS Garhi Saddozai D.I.Khan expressed its disappointment on the transfer of petitioner.

Copy of the letter No. SO(IMP I)/R&I/Misc. 2021-22 dated 12.01.2022 the respondent No.3 is enclosed as Annexure I.

Received  


ATTESTED

EXAMINOR

Peshawar High Court Bench,  
 Dera Ismail Khan

WP No.109-D of 2022 (Grounds)

05/03/2022

50

Copy of the minutes of the meeting of Parent Teacher Council of the GGPS Garhi Saddozai D.I.Khan enclosed as Annexure J.

- vii. That presently the Khyber Pakhtunkhwa Service Tribunal is non-functional due to the retirement of Chairman and therefore, this Honourable Court has got the jurisdiction to entertain and adjudicate upon the matter.
- viii. That the counsel for petitioner may be allowed to argue additional grounds at the time of arguments.

Filed today 777  
Registrar  
19/2/22

It is therefore, humbly prayed that on acceptance of the present Writ Petition and by issuing an appropriate Writ, the impugned office order bearing Endst. No.376-78 dated 22.01.2022 may graciously be cancelled by declaring the same as null & void and without jurisdiction. Any other appropriate relief which this Honourable Court, in the given circumstances, may deem fit in the best interest of justice, may also be granted to the petitioner.

Yours Humble Petitioner

*Shazia*

(Mst. Shazia Ambareen)

Through Counsel

Dt. 19 /February, 2022

*Muhammad Imran Khan*  
Muhammad Imran Khan  
Gandapur Advocate  
High Court

Books Referred:

1. The Constitution of Islamic Republic of Pakistan, 1973.

ATTESTED

EXAMINOR

Feshawar High Court Bench,  
Dera Ismail Khan

05/03/2022

WP No.109-D of 2022 (Grounds)

*Attested*  
*[Signature]*

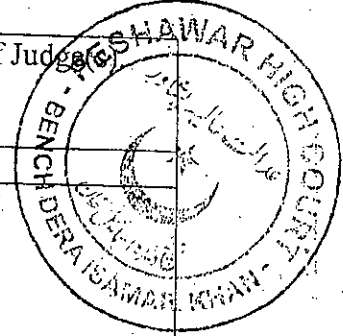
Annexure "H"

51

PESHAWAR HIGH COURT, D.I.KHAN BENCH

FORM OF ORDER SHEET

Date of Order or Proceedings (1)	Order or other proceedings with signature of Judge (2)
02.3.2022	<p><u>W.P.No.109-D/2022 with C.M.No.133-D/2022.</u></p> <p><u>Present:</u> Mr. Sanaullah Shamim Gandapur, Advocate for the petitioner. ***</p> <p><u>MUHAMMAD FAHEEM WALI, J.-</u> Through the instant petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioner has called in question the order dated 22.01.2022 issued by respondent No.4, whereby the petitioner was adjusted in GGPS Ayub Abad from GGPS Garhi Saddozai.</p> <p>2. We have heard the arguments of learned counsel for the petitioner and have gone through the record.</p> <p>3. Without discussing merits of the case, suffice it to say that the petitioner has challenged her transfer order which relates to the terms and conditions of service and is not amenable to the constitutional jurisdiction of this Court in view of bar contained in Article 212 of the Constitution of Islamic Republic of Pakistan, 1973.</p> <p>4. In view of above, the instant petition being not maintainable is hereby dismissed alongwith</p>



*Handwritten signature*

ATTESTED

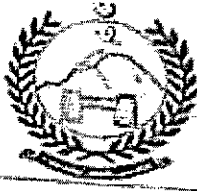
EXAMINOR  
Peshawar High Court Bench,  
Dera Ismail Khan

05/03/2022

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Annexure "I"

53



GOVERNMENT OF  
KHYBER PAKHTUNKHWA  
ESTABLISHMENT DEPARTMENT

DATED PESHAWAR, THE MARCH 16, 2022

**NOTIFICATION**

**NO. SO(E-I)/E&AD/9-126/2022.** In exercise of powers conferred under Section-3 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, Mr. Kalim Arshad Khan (District & Session Judge), Additional Registrar (Judicial), Peshawar High Court, Peshawar is hereby appointed as Chairman, Khyber Pakhtunkhwa Service Tribunal, Peshawar for a period of three years or until attaining the age of sixty years, whichever is earlier, in the public interest, with immediate effect.

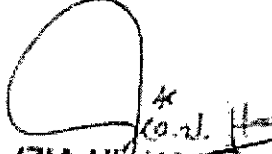
2. Terms & conditions of his appointment will be settled in consultation with Finance Department, later on.

**CHIEF SECRETARY  
GOVERNMENT OF KHYBER PAKHTUNKHWA**

Endst. No & Date even.

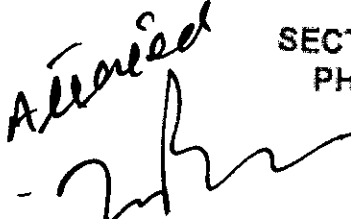
Copy forwarded to the:-

1. Registrar, Peshawar High Court, Peshawar.
2. Principal Secretary to Governor, Khyber Pakhtunkhwa.
3. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
4. Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
5. Secretary to Govt. of Khyber Pakhtunkhwa, Law & Parliamentary Affairs Department.
6. Register, Khyber Pakhtunkhwa Service Tribunal, Peshawar.
7. Advocate General, Khyber Pakhtunkhwa Peshawar.
8. Accountant General, Khyber Pakhtunkhwa.
9. PS to Chief Secretary, Khyber Pakhtunkhwa
10. PS to Secretary Establishment/  
D.S(Admn)/D.S.(Estt.)/S.O.(Secret)/SO(HRD-I)/SO(Admn), ACSO Cypher and Director Protocol E&AD.
11. Officer concerned.
12. Manager, Govt. Printing Press Peshawar.

  
(ZIA-UL-HAQ) 16/3/2022

SECTION OFFICER (ESTT- I)  
PH: No# 091-9210529

IMDAD KHAN



Annexure "J"

(54)

ELECTION COMMISSION OF PAKISTAN  
NOTIFICATION

Islamabad, the 25<sup>th</sup> October, 2021

Subject:- SCHEDULE FOR CONDUCT OF LOCAL GOVERNMENT ELECTION (FIRST PHASE) IN KHYBER PAKHTUNKHWA.

No.F.15(1)/2021-LGE-KF:- In exercise of the powers conferred upon it under Article 140A (2) and 219(d) of the Constitution of the Islamic Republic of Pakistan read with Section 219 of the Elections Act, 2017, sub-section (1) of Section 75 & Section 86 of the Khyber Pakhtunkhwa Local Government Act, 2013, sub-rule (1) of Rule-15 of the Khyber Pakhtunkhwa Local Councils (Conduct of Elections) Rules, 2021 and all other powers enabling it in that behalf, the Election Commission of Pakistan hereby calls upon the voters of Tehsil/City Councils, Village/Neighbourhood Councils to elect their representatives to the seat of Mayor or Chairman and members of Village Councils/ Neighbourhood Councils of districts Malakand, Bajaur, Mardan, Swabi, Peshawar, Nowshera, Kohat, Karak, D.I.Khan, Bannu, Tank, Haripur, Khyber, Mohamand, Charsadda, Hangu and Lakki Marwat of Khyber Pakhtunkhwa Province and in connection therewith appoints the following dates of various activities of election to the aforesaid Councils:-

S#	Activity	Days	Date
1	Public Notice inviting nomination papers to be issued by the Returning Officers on	1 Day	01.11.2021
2	Dates for filing of nomination papers with the Returning Officers by the candidates	6 Days	04.11.2021 to 08.11.2021
3	Publication of names of the nominated candidates on	1 Day	09.11.2021
4	Last date for Scrutiny of nomination papers by the Returning Officer	3 Days	10.11.2021 to 12.11.2021
5	Last date for filing of appeals against decisions of the Returning Officer rejecting / accepting the nomination papers.	3 Days Excluding Sunday	13.11.2021 to 16.11.2021
6	Last date for deciding of appeals by the Appellate Tribunal	5 Days Excluding Sunday	19.11.2021
7	Publication of revised list of candidates	1 Day	20.11.2021
8	Last date for withdrawal of candidature and publication of revised list of candidates	1 Day	22.11.2021
9	Allotment of Election Symbols to contesting candidates and publication of list of contesting candidates	1 Day	23.11.2021
10	Polling day on		
11	Consolidation of Results	5 Days	19.12.2021 to 24.12.2021

Received

Annexure "K"

55



2. To ensure that elections to the Local Government are conducted honestly, justly, fairly in accordance with law and to ensure that the corrupt practices are guarded against, the Election Commission of Pakistan directs that:-

- i. All Executive Authorities in the Federation and in the Provinces shall neither announce any development project nor use State Resources in Local Government Elections calculated to influence the elections in favor of a particular candidate;
- ii. If any person in Government Service misuses his official position in any manner in order to influence results of the elections, he shall be liable to be proceeded against under the Law;
- iii. Districts in respect of which election schedule of local government elections has been issued, no transfers / postings of the Government Officers and Officials including Autonomous Bodies/ Authorities shall be made without prior approval of the Commission till the publication of election results;
- iv. After the issuance of Election Schedule, the President, Prime Minister, Chief Minister, Governor, Speaker and Deputy Speaker of any assembly, Chairman and Deputy Chairman, of Senate, Federal and Provincial Ministers, Advisors to the Prime Minister or Chief Minister or any other holder of public office shall not visit the area of any local council to announce any development scheme or to canvass or campaign for any candidate or any political party. In case if someone is resident of the district where election are being held he may visit the district however shall not take part in any kind of political activity.
- v. Districts in respect of which election schedule has been issued, no leave of the Government Officers and Officials including Autonomous Bodies/ Authorities will be granted after the issuance of Election Schedule of the Local Government Elections without prior approval of the Commission till the publication of election results. In case leave has already been sanctioned, the officer will not relinquish his charge without approval of the Hon'ble Commission;
- vi. Any holder of public office, who is found to have violated any provision of Election Laws or the instructions issued by the Election Commission, shall be proceeded against as mandated in-law;

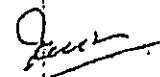
Note:- i. The offices of the Election Commission as well as the offices of District Returning Officers and Returning Officers shall remain open on all public holidays if any activity provided in the schedule falls on that day.

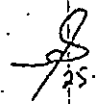
ii. All electoral activities mentioned in the aforesaid schedule shall be undertaken during office hours and the said timing will also be followed on public holidays fixed for any electoral activity of the schedule.

iii. Polling Hours will be observed from 08:00 AM to 05:00 PM.

iv. Appellate Tribunals may start proceedings of hearing/deciding of appeals simultaneously from 15.11.2021 to 19.11.2021 (Excluding Sunday on 14.11.2021)

By the order of the Election Commission of Pakistan

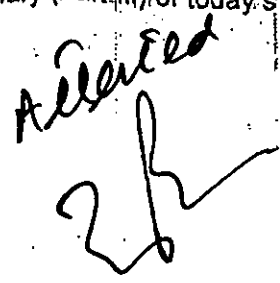
  
(Abdul Hafeez)  
Director (LGE)

  
25.10.2021

To

The Manager,  
Printing Corporation of Pakistan Press,  
Islamabad.

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



Annexure L

56

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**Government of Khyber Pakhtunkhwa  
Elementary & Secondary Education Department**

No:SO(Imp I)/R&I/Misc.2021-22  
Dated: 12<sup>th</sup> January, 2022

To  
Director  
Directorate of Elementary & Secondary Education  
Khyber Pakhtunkhwa

*[Handwritten signature]*  
12-1-2022

Subject: **RATIONALIZATION OF TEACHERS IN GOVERNMENT SCHOOLS OF KHYBER PAKHTUNKHWA**

I am directed to refer to the subject cited above and to convey strict direction of Secretary E&SE Department to direct all District Education Officers to complete rationalization process of teachers in all Government schools of Khyber Pakhtunkhwa by 31<sup>st</sup> January, 2022 as per existing policy. Further, vacant positions of teachers must be filled through Parent Teachers Councils as per 'Policy for Engagement of Teachers', till proper recruitment of teachers.

One teacher for each class in every school must be ensured by all District Education Officers.

Those violating the aforementioned directions will be dealt strictly in accordance with law.

*[Handwritten initials]*

*[Handwritten signature]*  
12/1/22  
Section Officer (Imp I)  
E&SE Department

**Endst.No & Date Even**

Copy to:

- 1) PS to Secretary Elementary and Secondary Education Department
- 2) PS to Special Secretary I&II Elementary and Secondary Education Department
- 3) PA to Additional Secretary (R&I) E&SE Department

*[Handwritten initials]*

*[Handwritten signature]*  
Section Officer (Imp I)  
E&SE Department

*Received*  
*[Handwritten signature]*



P.T.C. سینڈ ہائر گورنمنٹ ایگزیکیوٹو ایگزیکیوٹو سکول ٹرینی

ایجنڈا - بنیادی مینٹل ایگزیکیوٹو سکول ٹرینی

(57)

سٹارٹنگ ایگزیکیوٹو سکول ٹرینی

آج مورٹھ 22/1/2022 کو بنیادی طور پر P.T.C.

مینٹل سکول ہذا ٹرینی سکول میں منعقد ہوئی

حس میں مینٹل کا آغاز تلویت کلام پاک سے ہوا

اسد انوار سٹارٹنگ ایگزیکیوٹو سکول ٹرینی

اسد انوار کا اظہار کیا گیا اور تمام P.T.C. محبران اور

محلہ داران نے بھی ضمیمہ کیا کہ عمارت سکول کی

کارکردگی غائب ہے

اور یہ پورے وقت سکول کو ٹرینی اور سکول میں بچوں

کی تعداد ٹرینی میں معروف عمل رہتی ہے

اس سال 2022 ماہ اگست سے ماہ فروری تک اگست

سے داخلے میں جو کہ ایگزیکیوٹو سکول

سکول میں سٹارٹنگ ایگزیکیوٹو سکول میں محنتی اور دیانتدار ہے

اور اسی محلے کے لوگوں کو سکول کی رہائشی ہے

P.T.C. سکول میں 2022 ماہ اگست سے فروری

Allah

376-78 دورہ 22/11/2022 سے امتحانوں کا اظہار کیا گیا

اور یہ طے پایا کہ سید عبدالرشید شازلیہ عزیز کی طرح

یہ D.F.O صاحبہ اپنے امتحانوں کی شرح میں کمی کی وجہ سے

میں شافعیہ کو تبدیل کر کے لائی ہیں وہ اس کے شازلیہ

عزیز کی خدمات کے برعکس ہو گئے

یہ سب سید عبدالرشید شازلیہ عزیز کی صاحبہ کی کارکردگی

سے بہت کم ہیں

لہذا ہم سب عمران اور مجاہد اراکین اس کا رد کیا

مخالفت کرتے ہیں اور اپنے حقوق کے متعلق لے گئے

سید عبدالرشید شازلیہ عزیز کی خدمات کو کم کرنے میں

اور تیز رفتاری سے کرتے ہیں کہ اس میں منصفانہ کو مستثنیٰ

ہو جائے۔ اپنی پوزیشن کو اس میں نوکری کرنے والے

اور عمران کا شکر اور دعا لیا

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دوبینہ بی بی

12101-98269014 No. Sheet

12101-98269278

12201-572348

12101-78777066

Waqar Akhtar  
Welfare Officer  
Gharo, Badli, D.I. Khan

1 دستخط حیدر حسین

2 زینت اختر بیگم

3 آسما بیگم

4 رفیقہ بی بی

5 پروین اختر

12101-8621255-0 رضیه سلطانہ ریٹائرڈ پرنسپل

دشادوی بی بی

دستخدا والدین طالبات و محلہ داران گڑھی سردوڑی

1. مشاہدہ لوراز سابقہ لائسنس گڑھی سردوڑی - مشاہدہ لوراز

2. ذوالفقار عرف بھو کوئٹہ گڑھی سردوڑی - 12101-5358525-9

ذوالفقار

3. قیوم لوراز ریٹائرڈ پرنسپل - 12101-0955009-5

ساجد

4. محمد کاربان - کامران - 12101-7990422-3

5. نثر حبیب رحمان - 12101-6445248-9

6. محمد رفیق - 12101-2039288-7

7. خالد رشید - 12101-2844551

8. محرز خان - 12101-3566283-9

9. محمد الوکیل - Mr. Abubakar Khair

10. محمد عمر - 12101-0983532-1

11. نسیم - 12101-2034872-9

12. نسیم اختر - 12101-0893133-2

13. اختر نواز صدوزا - 12101-0991035-9

Attaullah  
Zuh

15) محمد زین العابدین (رضی اللہ عنہما) ذریعہ *Qum Zinn*

16) عبدالقادر خان (رضی اللہ عنہ) *M. Khazra Khan*

17) خالد شفیق وارث خان *Khaliq Khan* 121017665525-9

18) شبانہ *Shobana* 12101-720-9480-4

19) محمد عزیز الرحمن (رضی اللہ عنہما) ذریعہ *M. Aziz* 12101-252209-3

20) داکٹر خان سید علی *Dr. Khan* 12101-252209-3

21) خیر علی خان *Riaz Khan*

22) خالد ریاض *Riaz Khan*

23) نور خان *Nur Khan*

Altered  
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(35) حافظ ادا انوار رحیم بیسن - تحصیل بھکر - 1-0954526-12101

(36) محمد شریف ولد محمد الشرف 29429-20551-12101

(37) محمد عمران ولد رحمت اللہ 5-831936-12101

(38) ارشد حسین ولد محمد حسین 288045-1093-12101

(39) محمد سعید 7-60773-5101-12101

(40) شامین اختر 8-6495386-12101

(41) الطاف محمد عبدالمنین 30-6275603-12101

(42) زبا نلیق زید محمد الطوف 8-0915225-12101

(43) فریال کونول ولد محمد سعید 12101-02125282

(44) شرفاقت احمد ولد عبداللطیف 5-0763726-12101

(45) علی طاهر ولد عبداللطیف 7-3289385-12101

(46) سعید لطیف ولد سعید 0-4575-98-12101

(47) حاجی محمد شہت 1-092134-12101

(48) محمد طفیل ولد محمد اسلم 7-0825323-12101

(49) محمد مبارک ولد محمد اسلم 5-0921691-12101

(50) گل زمان ولد محمد اسلم 2-5486133-12101

(51) راشد ولد محمد اسلم 7-693125-12101

Advised  
2/11/20

(52) محمد بن محمد بن الحسين 4521362-3 - 12101

(53) سيف الدين ولد محمد البروق 9239121-9 - 12101

(54) عبد الرحمن ولد عبد الرؤوف 194521-4 - 12101

(55) عبد الرحمن ولد عبد الرحمن 2134521-9 - 12101

(56) محمد بن محمد بن محمد بن محمد 0923146-2 - 12101

(57) محمد بن محمد بن محمد بن محمد 0923455-7 - 12101

(58) محمد بن محمد بن محمد بن محمد 0924452-5 - 12101

(59) محمد بن محمد بن محمد بن محمد 5233457-9 - 12101

(60) حسين بن محمد بن محمد بن محمد 8215462-7 - 12101

(61) محمد بن محمد بن محمد بن محمد 0945217-4 - 12101

(62) علي بن محمد بن محمد بن محمد 0864335-9 - 12101

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# وکالت نامہ

قیثی ایک روپیہ	63	کورٹ فیس
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حساب سروس لٹریٹورس ڈیسٹریکٹ جج صاحب

منجانب اسد انٹرنیشنل  
صیغہ شازیہ امباعرین بنام حکومت پاکستان و غیرہ

دعویٰ یا جرم

Service Appeal No. / of 2022

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی و جواب دہی برائے پیشی یا تصدیق مقدمہ بنام  
ضیاء الرحمن ایڈووکیٹ سپریم کورٹ آف پاکستان / عبدالغفور اللہ صاحب

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا ہذا بذریعہ رو برو عدالت حاضر ہوتا رہوں گا اور ہر وقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر منظر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ صدر پکھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے یا پیچھے پیش ہونے پر منظر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاوضہ کے ادا کرنے یا سخت نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے مجھ کو کل ساختہ پر داخستہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ یا درخواست اجراء اسمائے ذگری نظر ثانی اپیل گمرانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر عاشر یا راضی نامہ و فیصلہ برحلف کرنے اقبال دعویٰ کا بھی اختیار ہو گا اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مقرر بیرون از پکھری صدر پیروی مقدمہ مقرر نظر ثانی اپیل و گمرانی و برآمدگی مقدمہ یا منسوفی ذگری یک طرفہ یا درخواست حکم امتناعی یا ترقی یا گرفتاری قبل از فیصلہ اجراء ذگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ مختص پیروی کا اختیار ہو گا اور تمام ساختہ پر داخستہ صاحب موصوف مثل کردہ اپنی خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو کہ مقدمہ مذکورہ یا اس کے کسی جزو کی کاروائی یا بصورت درخواست نظر ثانی اپیل گمرانی یا دیگر معاملہ و مقدمہ مذکورہ کسی دوسرے وکیل یا پیر منتر کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانہ التزام پڑے گا وہ صاحب موصوف کا حق ہو گا مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا

لہذا وکالت نامہ لکھ دیا ہے تاکہ سند رہے

مورخہ 29 ماہ 03 2022

مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے

Accepted  
All esied  
BY  
A. G. P. P.

Accepted

Attestation

*(Signature)*

Shazia

Appellant

MS: Shazia Ambareen

64

وکالت

کورٹ  
فیس

BEFORE THE HONORABLE SERVICE TRIBUNAL KPK Peshawar

petitioner

حکومت کی عی و عمرہ

مخائب

مسماہ شازیہ امبارین

دعویٰ یا جرم

Service Appeal No. / of 2022

تفصیل دعویٰ یا جرم

باعث تحریر آنکے

Muhammad Shahid Adv. M.C

مقدمہ مندرجہ بالا عدوان میں اپنی طرف واسطہ بروری و جواب دہی برائے پیش رو تقدیر مقدمہ بنام

کوسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا اپنا بندوبست دو برو عدالت حاضر ہونا روٹی کا اور ہر وقت پانچھنہ چاہئے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر منظر حاضر نہ ہو اور مقدمہ میری غیر داضری کی ذمہ سے کسی طور میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام چکبری کے علاوہ یا چکبری کے اوقات سے پہلے یا بیچے یا بروز تعطیل ہونے کے ذمہ دار نہ ہوں گے اور مقدمہ صدر چکبری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا چکبری کے اوقات کے آگے یا بیچے نہیں ہونے پر منظر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاوضہ کے ادا کرنے یا سخت نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے جو کوئی ساختہ پر راختہ صاحب موصوف پیش کردہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو عرض روٹی یا جواب روٹی یا درخواست اجراء اسلئے ڈگری تقریبی اپیل گمرانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر ثانی یا راضی نامہ و فیصلہ برحالیف کرنے اقبال روٹی کا بھی اختیار ہو گا اور بصورت مقرر ہونے تاریخ پیش مقدمہ مقرر ہونے از چکبری صدر بروٹی مقدمہ مقرر نظر ثانی اپیل و گمرانی و راجدگی مقدمہ یا مسوئی ڈگری ایک طرف یا درخواست علم انتظامی یا قرضی یا گرفتاری قبل از فیصلہ اجراء ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ علیحدہ بروٹی کا اختیار ہو گا اور تمام ساختہ پر راختہ صاحب موصوف پیش کردہ از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو کہ مقدمہ مقررہ یا اس کے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل گمرانی یا دیگر معائنہ و قدمہ مذکورہ کسی دوسرے وکیل یا بیرسٹر کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور دوسرے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر چاہئے التوا ہرے کا وہ صاحب موصوف کا حق ہو گا مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی پڑی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برتلاف نہیں ہوگا

لہذا وکالت نامہ لکھ دیا ہے تاکہ سند رہے

2022

03

29

مورخ

مضمون وکالت نامہ من لیا ہے اور اچھی طرح کھ لیا ہے اور منظور ہے

Attested  
By  
M. M. A  
Adv

Shazia  
Appellant  
MSE: Shazia Ambareen



**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**

JUDICIAL COMPLEX (OLD), KHYBER ROAD,

PESHAWAR. *TB DI Khan*

*2022*

No.

Appeal No. *487* of 20 *22*

*Mst Shazia Ambreen* Appellant/Petitioner

Through *Sey: (ESSE) Pesh* Respondent

Respondent No. *4*

Notice to:

*District Education officer (Female)  
Education Deptt DI Khan.*

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 *29-11-2022* at 8.00 A.M. If you wish to urge anything against the appellent/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 *11*

Day of *4* *2022* 20

*at camp court*

*DI Khan*

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.

*Recd*

*TB Dikhan*

Appeal No. *487* of 20 *22*

*Mst Shazia Ambreen* Appellant/Petitioner  
*versus*

Through *Say: (CESF) Pesh* Respondent  
Respondent No. *5*

Notice to: - *Mst Safia Nooreen PSH 99 PS*

*Ayub Abad Dikhan.*

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.....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.

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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.....  
Day of.....20 *11*

*at CAMP Court*  
*Dikhan.*

*4 22*  
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"**

*SM*  
**SECRETARY DIARY**  
 No. \_\_\_\_\_  
 Dated \_\_\_\_\_

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

No.

Appeal No. 487 of 20 22

Mst Shazia Ambreen Appellant/Petitioner

Versus  
 Through Secy: (EBSE) Pesh. Respondent

Respondent No. 2

Notice to: —

Secretary (EBSE) KPK 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 29-9-2022 at 8.00 A.M. If you wish to urge anything against the appellants/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.

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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.....

Day of..... 4 20 22

at camp court  
Dikhan

  
 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.  
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**"B"**

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

No.

TB Dikhan.

Appeal No. 487 of 20 22

Mst Shazia Ambreen Appellant/Petitioner

Versus

Through Secy: (E&SE) Pesh: Respondent

Respondent No. 1

Notice to: Govt of KPK Through Secretary  
(E&SE) 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 29-4-22 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.

X without Appeal Copy

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 11.....

Day of..... 4 22

at camp court  
Dikhan

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

SECRETARY DIARY  
No. 15/22  
Dated

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. TB Dik

Regd  
No

Appeal No. 487 of 20 22

Mst. Shazia Ambreen Appellant/Petitioner

Versus

Through Secy. (E&S) Peshawar Respondent

Respondent No. 4

Notice to: District Education officer (Female)

DI/Chair

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 29/4/22 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.

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Copy of appeal is attached. Release the salary of the appellant. 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 18 .....

Day of ..... 6/22

(at camp court DI/Chair)

Order Sheet dated 18/4/22 is also attached.

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.

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

PROFORMA FOR EARLY HEARING

FORM 'B'

Inst#

Early Hearing \_\_\_\_\_ -p/20 \_\_\_\_\_


In case No. 487 -p/20 22

Mst Shazia Ambareen vs Education Dptt.

Presented by Zia ur Rehman Adv. on behalf of Appellant. Entered in the relevant register.

Put up alongwith main case

  
REGISTRAR

Last date fixed	<u>29/04/2022 at DI Khan</u>
Reason(S) for last adjournment, if any by the Branch Incharge.	<u>PH</u>
Date(s) fixed in the similar matter by the Branch Incharge	<u>—</u>
Available dates Readers/Assistant Registrar branch	<u>18/04/2022</u> <input checked="" type="checkbox"/> 

  
18/4/22  
Assistant Registrar

REGISTRAR

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

**DERA ISMAIL KHAN CAMP**

**SERVICE APPEAL No 487-D/2022**

**Mrs. Shazia Ambreen PSHT GGPS Garhi Sadozai.**

**VS**

**Government of Khyber Pakhtunkhwa, District Education Officer (F) D.I.Khan**

**REPLY ON BEHALF OF RESPONDENT**

<b>S.No.</b>	<b>Description of Documents</b>	<b>Pages</b>
<b>1</b>	Para-Wise Comments on Behalf of Respondent	1 – 4
<b>2</b>	Authority Letter	5
<b>3</b>	Annexure A: SDEO's School Visit Order dated <b><u>14.12.2020</u></b>	6
<b>4</b>	Annexure B: SDEO's School Visit Order dated <b><u>12.06.2021</u></b>	7
<b>5</b>	Annexure C: SDEO's School Visit Order dated <b><u>04.10.2021</u></b>	8
<b>6</b>	Annexure D: SDEO's Letter <b><u>No.391-93</u></b> dated <b><u>31.12.2021</u></b>	9
<b>7</b>	Annexure E: SDEO's Letter <b><u>No. 25-27, dated 14.01.2022</u></b>	10
<b>8</b>	Annexure F: SDEO's Letter of Relieving <b><u>No.76-77, dated 24.01.2022</u></b>	11
<b>9</b>	Annexure G: Honourable Tribunal's Status Quo order, dated <b><u>04.04.2022</u></b>	12-14
<b>10</b>		

**DEFONENT**

**Dr. Muhammad Imran Shah**  
**Senior Subject Specialist (BS 18)**  
**Working as**  
**Litigation Representative**  
**Office of DEO (F), D.I.Khan**  
**12101-2797412-1**  
**03480934707**

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

**DERA ISMAIL KHAN CAMP**

**SERVICE APPEAL No 487-D/2022**

**Mrs. Shazia Ambreen** Ex-PSHT GGPS Garhi Sadozai.

**VS**

**Government of Khyber Pakhtunkhwa, District Education Officer (F) D.I.Khan**

**COMMENTS ON BEHALF OF RESPONDENTS**

**Preliminary Objections:**

1. The appellant has been serving for a long tenure of service, **for more than 15 years**, in the said school GGPS Garhoi Sadozai.
2. **That** the Appellant Mst. Shazia Ambreen was adjusted from the post of PSHT BS-15 GGPS Garhi Sadozai, DIKhan to the post of PSHT BS-15 GGPS Ayub Abad, DIKhan vide the impugned order of the DEO Female issued vide No.376-78, dated 22.01.2022 on the rationalization and the longest tenure basis as she has been working in the said school since 12.02.2007, for more than 15 years.
3. **That** the other teacher Respondent No.5, Mst Shafia Noreen, has already taken charge of her post at this school, the GGPS Garhi Sadozai.
4. **That** the said school of GGPS Garhi Sadozai, has also been placed for decision on the **merger** in the next possible meeting of the stake holders because the enrollment of this school is lagging far behind the requirements of standardization. With grievance, it is added that a lump sum of Rs.35000 Per month is paid in lieu of rent for the school building which could only host 28 No.s of students as on October 2021 that slipped down from 32 in June 2021 under the supervision of the Ex-Head Teacher, Shazia Ambreen who was working in this school for more than 15 years. How comes that a school situated in the mid of the city can have such a small No. of students.
  - i. **That** the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide School Visit Order dated **14.12.2020**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure A)**
  - ii. **That** the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide School Visit Order dated **12.06.2020**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure B)**
  - iii. **That** the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide School Visit Order dated **04.10.2021**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure C)**
  - iv. **That** the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide Letter **No.391-93** dated **31.12.2021**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure D)**



- v. That the SDEO Concerned forwarded a letter No. 25-27, dated 14.01.2022, to the **Head Teachers** of the following four Schools of the main city and asked them, including the appellant, to increase enrollment of the students but they, including the appellant, paid no heed to such order of the SDEO Female DIKhan.   
*(Annexure E)*
- vi. On such circumstances, the appellant was adjusted (vide impugned order) to GGPS Ayub Abad, so that another person could be given opportunity for if the enrollment could be increased in the main schools of the city, in the best interest of public.
- vii. That the appellant was relieved of her duties as PSHT GGPS Garhi Sadozai, vide letter No.76-77, dated 24.01.2022, but she remained absent from her duties at the newly assigned station (whereas, the Honourable Tribunal had yet not issued the Status Quo order, dated 04.04.2022, *(Annexure G)* received at office of the DEO (F) DIKhan dated 11.04.2022, in form of a colored copy, though, not attested).   
*(Annexure F), Annexure G)*
- viii. That, due to the lethargic behavior of the appellant, the newly assigned school GGPS Ayub Abad remained without a Head Teacher during the crucial days of new enrollment from the 22.01.2022, on wards.
- ix. That the appellant has committed the offence of inefficiency that yields her to unbecoming a civil servant by paying no heed to her duties and orders descent upon her from higher authorities, in the best interest of public.
5. That the appellant being a head teacher failed to improve enrollment of the school, hence was yield to bring a positive change vide adjusting her to GGPS Ayub Abad, where she did not join even quite before the Status Quo was granted.
6. That this is the job description of the undersigned to make all the schools of its jurisdiction run smoothly and let the innocent girls be provided teachers and congenial atmosphere for completing their educational careers. That the said teacher Shazia Ambreen, Ex-PSHT of GGPS Garhi Sadozai is not performing her duties, hence was marked ABSENT by the EMA Monitor at GGPS Ayub Abad, DIKhan, where she did not join even quite before the Status Quo was granted by this Honorable Tribunal.
7. That the Appellant has got no cause of action/ Locus Standi.
8. That the Appeal may kindly be dismissed because the Appellant has **concealed the material facts** of her long tenure on the said school.
9. That the Appellant has filed the instant Appeal just to pressurize the respondents.
10. That the Appellant was not aggrieved in light of the Article 199 of the Constitution of Islamic Republic of Pakistan; hence Appeal finds no grounds to be litigated in this Honorable High Court and may be dismissed with cost.

### Objections on Facts:

1. Needn't comment.
2. That, the post of PSHT, being district cadre post, the Appellant Mst. Shazia Ambreen was adjusted from the post of PSHT BS-15 GGPS Garhi Sadozai, DIKhan to the post of PSHT BS-15 GGPS Ayub Abad, DIKhan vide order of the DEO Female (the impugned

order) issued vide No.376-78, dated 22.01.2022 on the basis of rationalization and the longest tenure as she has been working in the said school since 12.02.2007, for **more than 15 years.**

3. **Denied.** That, the post of PSHT, is a district cadre post and it **may not be confused with the post of Primary School Teacher, BS-12, (PST)** which is a UC-based post. That the undersigned may generously be allowed to state with calculations that if a PSHT is considered a UC Based post then it shall only get promotion on the merit and seniority from among the with-in teachers, which are very few in number and this practice would practically bar the promotions of PSTs (BS-12) to SPST (BS-14), and from SPSTs to PSHT (BS-15) which would adversely affect rights of the employees which have not been shielded by the rule of Law; moreover, such a big No. of employees have not been made party in this Appeal; hence the appeals is succumb to mis-joinder of the necessary parties.
4. **Denied.** As mentioned in details above in **Para 4 of the Preliminary Objections.**
5. **Denied.** That the said policy allows transfers under the Students-Teachers-Ratio rationalization criterion and on the administrative grounds; therefore, relevant rules and policies have been fully observed while issuing the impugned order.
6. **Denied.** No mala fide has been observed in issuing the impugned adjustment order dated 21.01.2022, whereas the new station has not been such a farther place as fabricated.
7. **Denied.** No appeal was filed within the time limit, hence this appeal may generously nbe dismissed and rejected being bereft of merit.
8. **Correct accepted.** That the Honourale High Court has dismissed petition of this appellant.
9. **No comments.**
10. **Strictly Denied.** As mentioned above the appeal finds no grounds to be litigated before this Honourble Court.

### **Objections on Grounds:**

- a. **Strictly denied.** The Appellant has just been adjusted, which is part of her service and that no mala fide intent has been observed in issuing the impugned order. Rather this Service Appeal is barred by doctrine of laches.
- b. **Strictly Denied.** As mentioned above in **Para-3 of the Facts** and **Para 4 of the Preliminary Objections.** That, the post of PSHT, is a district cadre post and it may not be confused with the post of Primary School Teacher, BS-12, (PST) which is a UC-based post.
- c. **Strictly Denied.** As mentioned above in **Para-3 of the Facts** and **Para 4 of the Preliminary Objections.**
- d. . Also that no relevant Law, rules and/or policy have been violated while issuing he impugned **adjustment order.**
- e. **Denied.** That no nepotism or favoritism has been observed in the issuance of the impugned order.

- f. Strictly Denied as detailed at Para 3 of the Objections on Facts.
- g. That the adjustment matter of a teacher falls beyond the jurisdiction of Parent Teacher Council (PTC) forum.
- h. That the Learned Counsel for the Respondents may graciously be allowed to raise further grounds during the course of arguments.

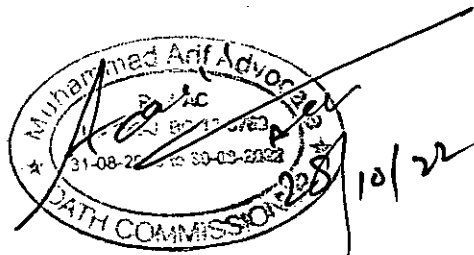
*It is therefore, humbly prayed that the Appeal may be dismissed and the impugned order may be allowed stay in field.*

The Humble Respondent

  
DISTRICT EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

**AFFIDAVIT:**

It is solemnly stated on oath that the above statement is true to the best of my knowledge and that nothing has been deliberately concealed from this Honourable Tribunal in the above stated service appeal / execution petition.



The Humble Respondent

  
DISTRICT EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

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

**DERA ISMAIL KHAN CAMP**

**SERVICE APPEAL No 487-D/2022**

**Mrs. Shazia Ambreen** Ex-PSHT GGPS Garhi Sadozai.

**VS**

**Government of Khyber Pakhtunkhwa, District Education Officer (F) D.I.Khan**


**AUTHORITY LETTER**

I, District Education Officer (Female), D.I.Khan, do hereby authorize **Dr. Muhammad Imran Shah, Subject Specialist, BS 18, GHSS Murwali, D.I.Khan, working as Litigation Representative** on additional charge basis, for Office of the District Education Officer (Female), D.I.Khan, to attend the Honourable Khyber Pakhtunkhwa Service Tribunal, Camp Court D.I.Khan, on my behalf in connection with submission of Para-wise comments/ Reply/ Attendance till the decision of the above titled Service Appeal and its connected CMS.

**RESPONDENT**

  
**DISTRICT EDUCATION OFFICER  
(FEMALE), D.I.Khan**

**DEPONENT**

  
**Dr. Muhammad Imran Shah  
Senior Subject Specialist (BS 18)  
Working as  
Litigation Representative  
Office of DEO (F), D.I.Khan  
12101-2797412-1  
03480934707**



# INSPECTION PROFORMA (PRIMARY SCHOOLS)

## OFFICE OF THE SDEO (F) D.I.KHAN

Name of School: G.C.P. Gauri Sahibpur EMIS Code 14111

Name of Head Teacher of School: Shazia Ambreen

Dated 14/11/2020

(1) Staff Attendance and Vacant Post

(A) Teaching Staff

NO. OF TEACHER	WORKING POST	PRESENT	ABSENT	ON LEAVE/DUTY	VACANT POST
2		2	-	-	
NAME OF NON-TEACHING STAFF	1, <u>Muhammad Ramzan</u>	✓			

SOAP AND WATER AVAILABILITY	MASK, STAFF AND STUDENT	WORK SHEET	RAC	ADOPTION STATUS

1. PTC Account No 09753-08 Chair Person Name Rubina Bibi

2. No of Students 32 3. No of Rooms 2

4. Free Text Book Provide to the School Yes/No: Yes

5. Basic Facilities Yes

a. Toilet Yes b. No of Rooms: 2

c. Electricity Yes

d. Playground No e. B/Wall Yes

6. Academic: Yes

7. Co-Circular: No

8. Remarks مدرسه کی بنیادی سہولتیں موجود ہیں۔

اساتذہ کی تنہا کوشش سے یہ سہولتیں دستیاب ہوئی ہیں۔

مدرسه کی بنیادی سہولتیں موجود ہیں۔

کو پیش کریں۔

*(Signature)*  
Sub Div. Education Officer  
(Female) D.I.Khan

*(Signature)*  
ASDEO (FEMALE)  
CIRCLE CITY DIKHAN

# INSPECTION PROFORMA (PRIMARY-SCHOOLS)

OFFICE OF THE SDEO (F) D.I.KHAN

Name of School: G.P.S. Gazi Sadouzi FMIS Code 1611

Name of Head Teacher of School: Shazia Ambreen

Dated 12/6/2021

1. Staff Attendance and Vacant Post

A. Teaching Staff

NO. OF TEACHER	WORKING POST	PRESENT	ABSENT	ON LEAVE/DUTY	VACANT POST
2	2	2	-	-	-
NAME OF NON-TEACHING STAFF	1 Muhammad Razaq	✓	-	-	-

SOAP AND WATER AVAILABILITY	MASK, STAFF AND STUDENT	WORK SHEET	RAC	ADOPTION STATUS
✓	✓	✓	✓	✓

1. PTC Account No. 09753-08 Chair Person Name Rubina Bibi

2. No of Students 32 3. No of Rooms 2

4. Free Text Book Provide to the School Yes/No: Yes

5. Basic Facilities Yes Satisfied

a. Toilet ✓ b. No of Rooms: ✓

c. Electricity ✓

d. Playground X e. B/Wall ✓

6. Academic: Yes

7. Co-Circular: No

8. Remarks اس کوئی سے پرائمری اسکول کی حالت کا جائزہ لیا تو معلوم ہوا کہ اسکول میں کچھ ایسے مسائل ہیں جن سے توجہ دینی چاہیے۔  
اس کے علاوہ اسکول میں کچھ ایسے مسائل ہیں جن سے توجہ دینی چاہیے۔  
اس کے علاوہ اسکول میں کچھ ایسے مسائل ہیں جن سے توجہ دینی چاہیے۔  
اس کے علاوہ اسکول میں کچھ ایسے مسائل ہیں جن سے توجہ دینی چاہیے۔  
اس کے علاوہ اسکول میں کچھ ایسے مسائل ہیں جن سے توجہ دینی چاہیے۔  
اس کے علاوہ اسکول میں کچھ ایسے مسائل ہیں جن سے توجہ دینی چاہیے۔  
اس کے علاوہ اسکول میں کچھ ایسے مسائل ہیں جن سے توجہ دینی چاہیے۔  
اس کے علاوہ اسکول میں کچھ ایسے مسائل ہیں جن سے توجہ دینی چاہیے۔

*(Signature)*  
 Sub Div. Education Officer  
 (Female) D.I.Khan

*(Signature)*  
 ASDEO (FEMALE)  
 CIRCLE CITY DIKHAN



# INSPECTION PROFORMA (PRIMARY SCHOOLS)

## OFFICE OF THE SDEO (F) D.I. KHAN

Name of School: G.G.P.S. Gauri Sologari EMIS Code 11111

Name of Head Teacher of School: Shazia Ambreen

Dated 4/10/2021

**1. Staff Attendance and Vacant Post**

**A. Teaching Staff**

NO. OF TEACHER	WORKING POST	PRESENT	ABSENT	ON LEAVE/DUTY	VACANT POST
2	2	✓	—	—	
NAME OF NON-TEACHING STAFF	1	✓	—		

SOAP AND WATER AVAILABILITY

MASK, STAFF AND STUDENT

WORK SHEET

RAC

ADOPTION STATUS

1. PTC Account No 09753-08 Chair Person Name Rubina Bibi

2. No of Students 28 3. No of Rooms 1

4. Free Text Book Provide to the School Yes/No: Yes

5. Basic Facilities Yes

a. Toilet  b. No of Rooms: 4

c. Electricity

d. Playground  e. D/Wall

f. Academic: Yes

7. Co-Circular: NO

8. Remarks جو کلاس روم اور کھیل کھڑا ہے۔ آ. آ. کو پورا ہے۔  
ماتر آ کے کھلی ہے۔ کلاس روم کے کھیل کھڑا ہے۔  
کھیل کھڑا ہے۔

*Attest*  
**Shazia Ambreen**  
Sub Dir. Education Officer  
(Female) D.I. Khan

*Shazia*  
ASDEO (FEMALE)  
CIRCLE CITY DIKHAN



**OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**

Email: [sdeofdikhan6015@gmail.com](mailto:sdeofdikhan6015@gmail.com) & [sdeofe6015.6120@gmail.com](mailto:sdeofe6015.6120@gmail.com)



No. 390 /

Dated D I Khan the 31/12 /2021.

To,

1. The Head Teachers,  
GGPS Garhi Sadozai D.I.Khan

Subject: **Below Average Enrolment In The School**

Memo:

It is stated that the enrolment of your institution shown in the record is below average.

You are therefore directed to make all the position efforts to increase the enrolment of your institution.

Moreover if the enrolment of your institution has not been increased within the prescribed period of time, the case will be referred to high ups for treatment according to prevailing policy of Elementary & Secondary Education Department Govt: of Khyber Pakhtunkhwa, Peshawar.

**SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**

Endst No 391-93 /

Dated the 31/12 /2021

Copy for information to the:

1. District Education Officer (Female) D.I.Khan
2. District Monitoring Officer D.I.Khan
3. ASDEO (F) Circle concerned.

**SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**

not returned

**ASDEO  
City Circle  
D.I.Khan**





**OFFICE OF THE  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**



Email: sdeofdikhan6015@gmail.com & sdeofe6015.6120@gmail.com

No. 28-27 /  
To

Dated D I Khan the 14/01 /2022.

- 01) The Head Teacher,  
GGPS Garhi Saddozai, DIKhan,
- 02) The Head Teacher,  
GGPS Kirri Alizai, DIKhan,
- 03) The Head Teacher,  
GGPS Central Jail, DIKhan,
- 04) The Head Teacher,  
GGPS Kirri Alizai, DIKhan,
- ④ The head teacher, G.G.P.S, Ghosain wala

Subject: **BELOW AVERAGE ENROLMENT IN THE SCHOOL.**

Memo:

It is stated that the enrolment of your institution shown in the record is below average.

You are therefore directed to make all the possible efforts to increase the enrolment of your institution.

Moreover if the enrolment of your institution has not been increased with in the prescribed period of time, the case will be referred to high ups for treatment according to prevailing policy of Elementary & Secondary Education Department Govt; of Khyber Pakhtunkhwa, Peshawar.

*Subash*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

Endst No. 28-30 /

Dated the 14/01 /2022

Copy for information to the:

- 1. District Education Officer (Female), DIKhan
- 2. District Monitoring Officer D.I.Khan
- 3. ASDEO (F) Circle concerned.

*Subash*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

(1) *Yasmin Parveen*  
Head Teacher  
G.G.P.S Kirri Alizai  
D.I.Khan

18/11/2022



10-11-2022



**OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**

Email: [sdeofdikhan6015@gmail.com](mailto:sdeofdikhan6015@gmail.com) & [sdeofe6015.6120@gmail.com](mailto:sdeofe6015.6120@gmail.com)



**RELIEVING CHIT**

In compliance with transfer order issued by District Education Officer (Female) DIKhan vide DEO(F) Endst:No:376-78 dated 22/01/2022.

Mst; Shazia Ambreen PSHT GGPS Gari Sadozai D.I.Khan has been relieved of her duties to day on 24-01-2022 (A.N).

She is directed to report for further duty at GGPS Ayub Abad

D.I.Khan.

Endst No. 76-77

Copy for information to the:

1. District Education Officer (Female) D.I.Khan
2. District Monitoring Officer D.I.Khan
3. ASDEO (F) Circle concerned.
4. Teacher concerned.

*Shazia Ambreen*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

Dated the 24/01 /2022

*Shazia Ambreen*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

To

✓ The District Education Officer, (F)  
Dera Ismail Khan.

Through: Proper Channel

Subject: **SUBMISSION OF TRANSFER SUSPENSION ORDER NO.376-78  
DATED 22-01-2022 BY SERVICE TRIBUNAL PESHAWAR IN  
RESPECT OF MST.SHAZIA AMBREEN PSHT GGPS GARRHI  
SADDOZAI D.I.KHAN**

Respected Madam,

With profound humble regard, the enclosed transfer suspension order, Number & date cited above in the subject may be referred to for onward procedural formalities. The petitioner prays that all the admissible perks and privileges may kindly be insured with retrospective effect in line with the directions / behest of the honorable **SERVICE TRIBUNAL COURT Peshawar**, copy attached.

Thanks.

Dated 06/04 /2022

Yours Obediently,

*Shazia*

**SHAZIA AMBREEN  
PSHT, GGPS GARRHI SADDOZAI,  
DERA ISMAIL KHAN**



Copy for information & further necessary action to the:

1. Honorable Secretary Elementary & Secondary Education Khyber Pakhtun Khwa Peshawar. (Copy of suspension transfer order of the applicant is attached).
2. Director Elementary & Secondary Education Peshawar. (Copy of suspension transfer order of the applicant is attached).
3. Deputy Commissioner Dera Ismail Khan. (Copy of suspension transfer order of the applicant is attached).
4. District Monitoring Officer D.I.Khan (Copy of suspension transfer order of the applicant is attached).
5. SDEO (F) D.I.Khan (Copy of suspension transfer order of the applicant is attached), it is also added that my pay may be released with effect from 01-02-2022 to date which was stopped.

*Calculation*  
*AM*  
*11/4/2022*

District Education Officer	
(Female) D.I.Khan	
Diary No.	1778
Date	11/4/22

1

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



*Appeal No. 487/2022*

Service Appeal No. of 2022

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 540

Dated 31-3-2022

**Mst. Shazia Ambreen,**


Primary School Head Teacher (PSHT) Government Girls Primary  
School Garhi Saddozai, D.I.Khan.

**Appellant**

**Versus**

1. Government of Khyber Pakhtunkhwa, through Secretary Elementary Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
2. Secretary, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
3. Director, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
4. District Education Officer (Female), Education Department, D.I.Khan.
5. Mst. Safia Noreen, Primary School Headmaster, Government Girls Primary School, Ayub Abad, D.I.Khan.

ATTESTED

  
Registrar  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

**Respondents**

04.04.2022

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant is aggrieved of the posting/transfer order dated 22.01.2022 of respondent No.4. The appellant preferred departmental appeal against the impugned order on 28.01.2022 which was rejected on 22.02.2022. It was further argued that the impugned order has been issued in total disregard to Section-3(4) of the Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011 because it is union council/school based appointment of the appellant which is not transferable. Moreover, the impugned order has been issued manually in violation of E-Transfer Policy of the Provincial Government dated 11.09.2019. The appellant also went in writ petition before the august Peshawar High Court, Peshawar when the Service Tribunal remained non-function but it was disposed of on 02.03.2022 on the ground of jurisdiction under Article-212 of the Constitution. Where-after the instant service appeal was submitted on 31.03.2022 invoking Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the impugned order dated 22.01.2022.

The appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 29.04.2022 before S.B.

Alongwith the memo of appeal an application for suspension of the impugned transfer order has also been submitted. The impugned transfer order is suspended if not already acted upon till the date fixed.

Date of Presentation of Application 06/04/22  
 Number of Words 800  
 Copying Fee 10/-  
 Legent 4/-  
 Total 14/-  
 Name of Copyist \_\_\_\_\_  
 Date of Completion of Copy 06/04/22  
 Date of Delivery of Copy 06/04/22

(Mian Muhammad)  
 Member(E)

Certified to be true copy

MEMBER  
 Khyber Pakhtunkhwa  
 Service Tribunal,  
 Peshawar

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

**DERA ISMAIL KHAN CAMP**

**SERVICE APPEAL No 487-D/2022**

**Mrs. Shazia Ambreen** PSHT GGPS Garhi Sadozai.

**VS**

Government of Khyber Pakhtunkhwa, District Education Officer (F) D.I.Khan

**REPLY ON BEHALF OF RESPONDENT**

<b>S.No.</b>	<b>Description of Documents</b>	<b>Pages</b>
<b>1</b>	Para-Wise Comments on Behalf of Respondent	1 - 4
<b>2</b>	Authority Letter	5
<b>3</b>	Annexure A: SDEO's School Visit Order dated <u>14.12.2020</u>	6
<b>4</b>	Annexure B: SDEO's School Visit Order dated <u>12.06.2021</u>	7
<b>5</b>	Annexure C: SDEO's School Visit Order dated <u>04.10.2021</u>	8
<b>6</b>	Annexure D: SDEO's Letter <u>No.391-93</u> dated <u>31.12.2021</u>	9
<b>7</b>	Annexure E: SDEO's Letter <u>No. 25-27</u> , dated <u>14.01.2022</u>	10
<b>8</b>	Annexure F: SDEO's Letter of Relieving <u>No.76-77</u> , dated <u>24.01.2022</u>	11
<b>9</b>	Annexure G: Honourable Tribunal's Status Quo order, dated <u>04.04.2022</u>	12-14
<b>10</b>		

**DEFONENT**

**Dr. Muhammad Imran Shah**  
Senior Subject Specialist (BS 18)  
Working as  
Litigation Representative  
Office of DEO (F), D.I.Khan  
12101-2797412-1  
03480934707

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

**DERA ISMAIL KHAN CAMP**

**SERVICE APPEAL No 487-D/2022**

**Mrs. Shazia Ambreen** Ex-PSHT GGPS Garhi Sadozai.

**VS**

**Government of Khyber Pakhtunkhwa, District Education Officer (F) D.I.Khan**

**COMMENTS ON BEHALF OF RESPONDENTS**

**Preliminary Objections:**

1. The appellant has been serving for a long tenure of service, **for more than 15 years**, in the said school GGPS Garhoi Sadozai.
2. That the Appellant Mst. Shazia Ambreen was adjusted from the post of PSHT BS-15 GGPS Garhi Sadozai, DIKhan to the post of PSHT BS-15 GGPS Ayub Abad, DIKhan vide the impugned order of the DEO Female issued vide No.376-78, dated 22.01.2022 on the rationalization and the longest tenure basis as she has been working in the said school since 12.02.2007, for more than 15 years.
3. That the other teacher Respondent No.5, Mst Shafia Noreen, has already taken charge of her post at this school, the GGPS Garhi Sadozai.
4. That the said school of GGPS Garhi Sadozai, has also been placed for decision on the **merger** in the next possible meeting of the stake holders because the enrollment of this school is lagging far behind the requirements of standardization. With grievance, it is added that a lump sum of Rs.35000 Per month is paid in lieu of rent for the school building which could only host 28 No.s of students as on October 2021 that slipped down from 32 in June 2021 under the supervision of the Ex-Head Teacher, Shazia Ambreen who was working in this school for more than 15 years. How comes that a school situated in the mid of the city can have such a small No. of students.
  - i. That the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide School Visit Order dated **14.12.2020**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure A)**
  - ii. That the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide School Visit Order dated **12.06.2020**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure B)**
  - iii. That the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide School Visit Order dated **04.10.2021**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure C)**
  - iv. That the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide Letter **No.391-93** dated **31.12.2021**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure D)**

- v. That the SDEO Concerned forwarded a letter No. 25-27, dated 14.01.2022, to the **Head Teachers** of the following four Schools of the main city and asked them, including the appellant, to increase enrollment of the students but they, including the appellant, paid no heed to such order of the SDEO Female DIKhan.   
*(Annexure E)*
- vi. On such circumstances, the appellant was adjusted (vide impugned order) to GGPS Ayub Abad, so that another person could be given opportunity for if the enrollment could be increased in the main schools of the city, in the best interest of public.
- vii. That the appellant was relieved of her duties as PSHT GGPS Garhi Sadozai, vide letter No.76-77, dated 24.01.2022, but she remained absent from her duties at the newly assigned station (whereas, the Honourable Tribunal had yet not issued the Status Quo order, dated 04.04.2022, (Annexure G) received at office of the DEO (F) DIKhan dated 11.04.2022, in form of a colored copy, though, not attested).   
*(Annexure F), Annexure G)*
- viii. That, due to the lethargic behavior of the appellant, the newly assigned school GGPS Ayub Abad remained without a Head Teacher during the crucial days of new enrollment from the 22.01.2022, onwards.
- ix. That the appellant has committed the offence of inefficiency that yields her to unbecoming a civil servant by paying no heed to her duties and orders descent upon her from higher authorities, in the best interest of public.
5. That the appellant being a head teacher failed to improve enrollment of the school, hence was yield to bring a positive change vide adjusting her to GGPS Ayub Abad, where she did not join even quite before the Status Quo was granted.
6. That this is the job description of the undersigned to make all the schools of its jurisdiction run smoothly and let the innocent girls be provided teachers and congenial atmosphere for completing their educational careers. That the said teacher Shazia Ambreen, Ex-PSHT of GGPS Garhi Sadozai is not performing her duties, hence was marked ABSENT by the EMA Monitor at GGPS Ayub Abad, DIKhan, where she did not join even quite before the Status Quo was granted by this Honorable Tribunal.
7. That the Appellant has got no cause of action/ Locus Standi.
8. That the Appeal may kindly be dismissed because the Appellant has **concealed the material facts** of her long tenure on the said school.
9. That the Appellant has filed the instant Appeal just to pressurize the respondents.
10. That the Appellant was not aggrieved in light of the Article 199 of the Constitution of Islamic Republic of Pakistan; hence Appeal finds no grounds to be litigated in this Honorable High Court and may be dismissed with cost.

### Objections on Facts:

1. Needn't comment.
2. That, the post of PSHT, being district cadre post, the Appellant Mst. Shazia Ambreen was adjusted from the post of PSHT BS-15 GGPS Garhi Sadozai, DIKhan to the post of PSHT BS-15 GGPS Ayub Abad, DIKhan vide order of the DEO Female (the impugned



order) issued vide No.376-78, dated 22.01.2022 on the basis of rationalization and the longest tenure as she has been working in the said school since 12.02.2007, for more than 15 years.

3. **Denied.** That, the post of PSHT, is a district cadre post and it may not be confused with the post of Primary School Teacher, BS-12, (PST) which is a UC-based post. That the undersigned may generously be allowed to state with calculations that if a PSHT is considered a UC Based post then it shall only get promotion on the merit and seniority from among the with-in teachers, which are very few in number and this practice would practically bar the promotions of PSTs (BS-12) to SPST (BS-14), and from SPSTs to PSHT (BS-15) which would adversely affect rights of the employees which have not been shielded by the rule of Law; moreover, such a big No. of employees have not been made party in this Appeal; hence the appeals is succumb to mis-joinder of the necessary parties.
4. **Denied.** As mentioned in details above in Para 4 of the Preliminary Objections.
5. **Denied.** That the said policy allows transfers under the Students-Teachers-Ratio rationalization criterion and on the administrative grounds; therefore, relevant rules and policies have been fully observed while issuing the impugned order.
6. **Denied.** No mala fide has been observed in issuing the impugned adjustment order dated 21.01.2022, whereas the new station has not been such a farther place as fabricated.
7. **Denied.** No appeal was filed within the time limit, hence this appeal may generously nbe dismissed and rejected being bereft of merit.
8. **Correct accepted.** That the Honourale High Court has dismissed petition of this appellent.
9. No comments.
10. **Strictly Denied.** As mentioned above the appeal finds no grounds to be litigated before this Honourble Court.

#### **Objections on Grounds:**

- a. **Strictly denied.** The Appellant has just been adjusted, which is part of her service and that no mala fide intent has been observed in issuing the impugned order. Rather this Service Appeal is barred by doctrine of laches.
- b. **Strictly Denied.** As mentioned above in Para-3 of the Facts and Para 4 of the Preliminary Objections. That, the post of PSHT, is a district cadre post and it may not be confused with the post of Primary School Teacher, BS-12, (PST) which is a UC-based post.
- c. **Strictly Denied.** As mentioned above in Para-3 of the Facts and Para 4 of the Preliminary Objections.
- d. . Also that no relevant Law, rules and/or policy have been violated while issuing he impugned adjustment order.
- e. **Denied.** That no nepotism or favoritism has been observed in the issuance of the impugned order.

- f. **Strictly Denied as detailed at Para 3 of the Objections on Facts.**
- g. **That the adjustment matter of a teacher falls beyond the jurisdiction of Parent Teacher Council (PTC) forum.**
- h. **That the Learned Counsel for the Respondents may graciously be allowed to raise further grounds during the course of arguments.**

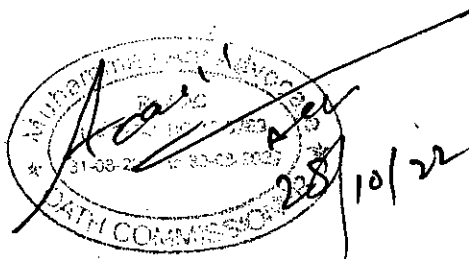
*It is therefore, humbly prayed that the Appeal may be dismissed and the impugned order may be allowed stay in field.*

The Humble Respondent

  
DISTRICT EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

**AFFIDAVIT:**

It is solemnly stated on oath that the above statement is true to the best of my knowledge and that nothing has been deliberately concealed from this Honourable Tribunal in the above stated service appeal / execution petition.



The Humble Respondent

  
DISTRICT EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

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

**DERA ISMAIL KHAN CAMP**

**SERVICE APPEAL No 487-D/2022**

**Mrs. Shazia Ambreen** Ex-PSHT GGPS Garhi Sadozai.

**VS**

**Government of Khyber Pakhtunkhwa, District Education Officer (F) D.I.Khan**

**AUTHORITY LETTER**

I, District Education Officer (Female), D.I.Khan, do hereby authorize **Dr. Muhammad Imran Shah, Subject Specialist, BS 18, GHSS Murwali, D.I.Khan, working as Litigation Representative** on additional charge basis, for Office of the District Education Officer (Female), D.I.Khan, to attend the Honourable Khyber Pakhtunkhwa Service Tribunal, Camp Court D.I.Khan, on my behalf in connection with submission of Para-wise comments/ Reply/ Attendance till the decision of the above titled Service Appeal and its connected CMs.

**RESPONDENT**

  
**DISTRICT EDUCATION OFFICER  
(FEMALE), D.I.Khan**

  
**DEPONENT**

**Dr. Muhammad Imran Shah  
Senior Subject Specialist (BS 18)  
Working as  
Litigation Representative  
Office of DEO (F), D.I.Khan  
12101-2797412-1  
03480934707**



# INSPECTION PROFORMA (PRIMARY SCHOOLS)

## OFFICE OF THE SDEO (F) D.I.KHAN

Name of School: G.C.P. Gauri Sahajan EMIS Code 14111

Name of Head Teacher of School: Shayida Amir Khan

Dated 14/11/2020

- Staff Attendance and Vacant Post
- Teaching Staff

NO. OF TEACHER	WORKING POST	PRESENT	ABSENT	ON LEAVE/DUTY	VACANT POST
2		2	-	-	
NAME OF NON-TEACHING STAFF	1, Muhammad Ramzan	✓			

SOAP AND WATER AVAILABILITY	MASK, STAFF AND STUDENT	WORK SHEET	RAC	ADOPTION STATUS

1. PTC Account No 09753 08 Chair Person Name Rubina Bibi
2. No of Students 32 3. No of Rooms 2
4. Free Text Book Provide to the School Yes/No:
5. Basic Facilities Yes
- a. Toilet Yes b. No of Rooms: 2
- c. Electricity Yes
- d. Playground No e. B/Wall Yes
6. Academic: Yes
7. Co-Circular: No

*(Signature)*  
Sub Div. Education Officer  
(Female) D.I. Khan

8. Remarks مدرسه کی بنیادی سہولتیں موجود ہیں۔  
اساتذہ کی تنہا حالت میں تالیف  
کو مشن کریں۔

*(Signature)*  
ASDEO (FEMALE)  
CIRCLE CITY DIKHAN

# INSPECTION PROFORMA (PRIMARY-SCHOOLS)

OFFICE OF THE SDEO (F) D.I.KHAN

Name of School: G.G.P.S. Gazi Sadu Zai EMIS Code LU111

Name of Head Teacher of School: Shazien Ambyeen

Dated 12/6/2021

1. Staff Attendance and Vacant Post

A. Teaching Staff

NO. OF TEACHER	WORKING POST	PRESENT	ABSENT	ON LEAVE/DUTY	VACANT POST
2	2	2	-	-	-
NAME OF NON-TEACHING STAFF	1 Muhammad Raza	✓	-	-	-

SOAP AND WATER AVAILABILITY	MASK, STAFF AND STUDENT	WORK SHEET	RAC	ADOPTION STATUS
-----------------------------	-------------------------	------------	-----	-----------------

1. PTC Account No 09753-08 Chair Person Name Rubina hiki

2. No of Students 32 3. No of Rooms 2

4. Free Text Book Provide to the School Yes/No: Yes

5. Basic Facilities yes satisfied

a. Toilet ✓ b. No of Rooms: ✓

c. Electricity ✓

d. Playground X e. D/Wall ✓

6. Academic: yes

7. Co-Circular: No

8. Remarks آئی کیو ای سے بہتر کی حالت کا لیا تو صوبہ کی طرف سے

کیا ہے اس لیے اس سے فریج کرنے کا جو اسٹول سے پڑا ہے

نہو رہا تھا کیوں کیا تیار کیا گیا ہے اس کے ساتھ ساتھ

آئی کیو ای سے خود گورن میں جائے۔ PTC کمیٹی سے

مدد لے۔ پولیڈار سے احمد کے میلے کے معزز لوگوں

سے مدد لے۔ تاکہ اسکول میں Environment زیار ہو۔

*(Signature)*  
Sub Div. Education Officer  
(Female) D.I.Khan

ASDEO (FEMALE)  
CIRCLE CITY DIKHAN



# INSPECTION PROFORMA (PRIMARY SCHOOLS)

## OFFICE OF THE SDEO (F) D.I. KHAN

Name of School: G. G. P. S. Gauri Sulejani RMIS Code 11111

Name of Head Teacher of School: Shazia Ambreen

Dated 4/10/2021

**1. Staff Attendance and Vacant Post**

**A. Teaching Staff**

NO. OF TEACHER	WORKING POST	PRESENT	ABSENT	ON LEAVE/DUTY	VACANT POST
2	2	✓	-	-	-
NAME OF NON-TEACHING STAFF	1	✓	-	-	-

SOAP AND WATER AVAILABILITY

MASK, STAFF AND STUDENT

WORK SHEET

RAC

ADOPTION STATUS

1. PTC Account No 09753-08 Chair Person Name Rubina bibi

2. No of Students 28 3. No of Rooms 1

4. Free text Book Provide to the School Yes/No: Yes

5. Basic Facilities Yes

a. Toilet  b. No of Rooms: 4

c. Electricity

d. Playground  e. D/Wall

f. Academic: Yes

7. Co-Circular: NO

8. Remarks جو کلاس روموں میں کچھ چیزیں کم ہیں۔ آ. آ. ایچ. آئی۔ کے ساتھ ساتھ کلاس روموں میں کچھ چیزیں کم ہیں۔

*Attest*  
**Sub Dir. Education Officer (Female) D.I. Khan**

*Lail*  
**ASDEO (FEMALE)  
CIRCLE CITY DIKHAN**



**OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**

Email: [sdeofdikhan6015@gmail.com](mailto:sdeofdikhan6015@gmail.com) & [sdeofe6015.6120@gmail.com](mailto:sdeofe6015.6120@gmail.com)



No. 390 /

Dated D I Khan the 31/12 /2021.

To,

1. The Head Teachers;  
GGPS Garhi Sadozai D.I.Khan

Subject: Below Average Enrolment In The School

Memo:

It is stated that the enrolment of your institution shown in the record is below average.

You are therefore directed to make all the position efforts to increase the enrolment of your institution.

Moreover if the enrolment of your institution has not been increased within the prescribed period of time, the case will be referred to high ups for treatment according to prevailing policy of Elementary & Secondary Education Department Govt: of Khyber Pakhtunkhwa, Peshawar.

*S. Sabir*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

Endst No 391-93 /

Dated the 31/12 /2021

Copy for information to the:

1. District Education Officer (Female) D.I.Khan
2. District Monitoring Officer D.I.Khan
3. ASDEO (F) Circle concerned.

*S. Sabir*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

*not concerned*

*S. Sabir*  
ASDEO  
City Circle  
D.I.Khan



**OFFICE OF THE  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**



Email: [sdeofdikhan6015@gmail.com](mailto:sdeofdikhan6015@gmail.com) & [sdeofe6015.6120@gmail.com](mailto:sdeofe6015.6120@gmail.com)

No. 28-27  
To

Dated D I Khan the 14/01 /2022.

- 01) The Head Teacher,  
GGPS Garhi Saddozai, DIKhan,  
02) The Head Teacher,  
GGPS Kirri Alizai, DIKhan,  
03) The Head Teacher,  
GGPS Central Jail, DIKhan,  
~~04) The Head Teacher,~~  
GGPS Kirri Alizai,, DIKhan,  
④ The head teachers, G.G.P.S, Ghosain wala

Subject: **BELOW AVERAGE ENROLMENT IN THE SCHOOL.**  
Memo:

It is stated that the enrolment of your institution shown in the record is below average.

You are therefore directed to make all the possible efforts to increase the enrolment of your institution.

Moreover if the enrolment of your institution has not been increased with in the prescribed period of time, the case will be referred to high ups for treatment according to prevailing policy of Elementary & Secondary Education Department Govt; of Khyber Pakhtunkhwa, Peshawar.

*Subar*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

Endst No 28-30 /

Dated the 14/01 /2022

Copy for information to the:

1. District Education Officer (Female), DIKhan
2. District Monitoring Officer D.I.Khan
3. ASDEO (F) Circle concerned.

*Subar*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

(i) *Yadun Prasad*  
Head Teacher  
G.G.P.S Kirri Alizai  
D.I.Khan

(ii) *M. R. A. S.*  
*Abida Parveen*  
G.G.P.S, Ghosain Wala  
Head Mistress

(iii) *Shab*  
G.G.P.S, Garhi Saddozai  
Head Mistress  
D.I.Khan

18/1/2022

18/1/2022





**OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**

Email: [sdeofdikhan6015@gmail.com](mailto:sdeofdikhan6015@gmail.com) & [sdeofe6015.6120@gmail.com](mailto:sdeofe6015.6120@gmail.com)



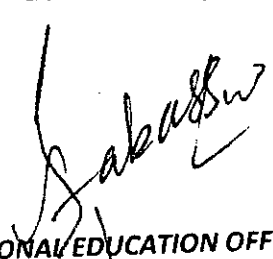
**RELIEVING CHIT**

In compliance with transfer order issued by District Education Officer (Female) DIKhan vide DEO(F) Endst:No:376-78 dated 22/01/2022.

Mst; Shazia Ambreen PSHT GGPS Gari Sadozai D.I.Khan has been relieved of her duties to day on 24-01-2022 (A.N).

She is directed to report for further duty at GGPS Ayub Abad

D.I.Khan.

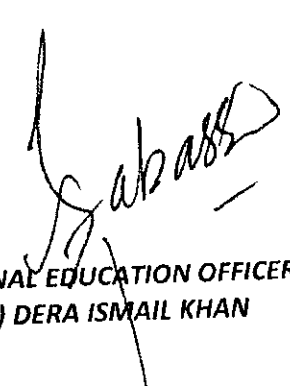
  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

Dated the 24/01 /2022

Endst No. 76-77 /

Copy for information to the:

1. District Education Officer (Female) D.I.Khan
2. District Monitoring Officer D.I.Khan
3. ASDEO (F) Circle concerned.
4. Teacher concerned.

  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

To

✓ The District Education Officer, (F)  
Dera Ismail Khan.

Through: Proper Channel

Subject: **SUBMISSION OF TRANSFER SUSPENSION ORDER NO.376-78  
DATED 22-01-2022 BY SERVICE TRIBUNAL PESHAWAR IN  
RESPECT OF MST.SHAZIA AMBREEN PSHT GGPS GARRHI  
SADDOZAI D.I.KHAN**

Respected Madam,

With profound humble regard, the enclosed transfer suspension order, Number & date cited above in the subject may be referred to for onward procedural formalities. The petitioner prays that all the admissible perks and privileges may kindly be insured with retrospective effect in line with the directions / behest of the honorable **SERVICE TRIBUNAL COURT Peshawar**, copy attached.

Thanks.

Yours Obediently,

Dated 06/04 /2022

*Shazia*



**SHAZIA AMBREEN  
PSHT, GGPS GARRHI SADDOZAI,  
DERA ISMAIL KHAN**

Copy for information & further necessary action to the:

1. Honorable Secretary Elementary & Secondary Education Khyber Pakhtun Khwa Peshawar. (Copy of suspension transfer order of the applicant is attached).
2. Director Elementary & Secondary Education Peshawar. (Copy of suspension transfer order of the applicant is attached).
3. Deputy Commissioner Dera Ismail Khan. (Copy of suspension transfer order of the applicant is attached).
4. District Monitoring Officer D.I.Khan (Copy of suspension transfer order of the applicant is attached).
5. SDEO (F) D.I.Khan (Copy of suspension transfer order of the applicant is attached), it is also added that my pay may be released with effect from 01-02-2022 to date which was stopped.

*Latigatim*  
*Am*  
*11/4/2022*

District Education Officer	
(Female) D.I.Khan	
Diary No.	1778
Date	11/4/22

1



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

*Appeal No. 487/2022*

Service Appeal No. of 2022

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 540

Dated 31-3-2022

**Mst. Shazia Ambreen,**

Primary School Head Teacher (PSHT) Government Girls Primary  
School Garhi Saddozai, D.I.Khan.

**Appellant**

**Versus**

1. **Government of Khyber Pakhtunkhwa, through Secretary Elementary Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.**
2. **Secretary, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.**
3. **Director, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.**
4. **District Education Officer (Female), Education Department, D.I.Khan.**
5. **Mst. Safia Noreen, Primary School Headmaster, Government Girls Primary School, Ayub Abad, D.I.Khan.**

ATTESTED

Registrar  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

**Respondents**

04.04.2022

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant is aggrieved of the posting/transfer order dated 22.01.2022 of respondent No.4. The appellant preferred departmental appeal against the impugned order on 28.01.2022 which was rejected on 22.02.2022. It was further argued that the impugned order has been issued in total disregard to Section-3(4) of the Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011 because it is union council/school based appointment of the appellant which is not transferable. Moreover, the impugned order has been issued manually in violation of E-Transfer Policy of the Provincial Government dated 11.09.2019. The appellant also went in writ petition before the august Peshawar High Court, Peshawar when the Service Tribunal remained non-function but it was disposed of on 02.03.2022 on the ground of jurisdiction under Article-212 of the Constitution. Where-after the instant service appeal was submitted on 31.03.2022 invoking Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the impugned order dated 22.01.2022.

The appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 29.04.2022 before S.B.

Alongwith the memo of appeal an application for suspension of the impugned transfer order has also been submitted. The impugned transfer order is suspended if not already acted upon till the date fixed.

Date of Presentation of Application 06/04/22  
Number of Words 800  
Copying Fee 10/-  
Fees 41/-  
Total 141/-  
Name of Copyist \_\_\_\_\_  
Date of Completion of Copy 06/04/22  
Date of Delivery of Copy 06/04/22

(Mian Muhammad)  
Member(E)

Certified to be true copy

MEMBER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

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

**DERA ISMAIL KHAN CAMP**

**SERVICE APPEAL No 487-D/2022**

**Mrs. Shazia Ambreen** PSHT GGPS Garhi Sadozai.

**VS**

Government of Khyber Pakhtunkhwa, District Education Officer (F) D.I.Khan

**REPLY ON BEHALF OF RESPONDENT**

<b>S.No.</b>	<b>Description of Documents</b>	<b>Pages</b>
<b>1</b>	Para-Wise Comments on Behalf of Respondent	1 - 4
<b>2</b>	Authority Letter	5
<b>3</b>	Annexure A: SDEO's School Visit Order dated <u>14.12.2020</u>	6
<b>4</b>	Annexure B: SDEO's School Visit Order dated <u>12.06.2021</u>	7
<b>5</b>	Annexure C: SDEO's School Visit Order dated <u>04.10.2021</u>	8
<b>6</b>	Annexure D: SDEO's Letter <u>No.391-93</u> dated <u>31.12.2021</u>	9
<b>7</b>	Annexure E: SDEO's Letter <u>No. 25-27, dated 14.01.2022</u>	10
<b>8</b>	Annexure F: SDEO's Letter of Relieving <u>No.76-77, dated 24.01.2022</u>	11
<b>9</b>	Annexure G: Honourable Tribunal's Status Quo order, dated 04.04.2022	12-14
<b>10</b>		

**DEFONENT**

**Dr. Muhammad Imran Shah**  
Senior Subject Specialist (BS 18)  
Working as  
Litigation Representative  
Office of DEO (F), D.I.Khan  
12101-2797412-1  
03480934707

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

**DERA ISMAIL KHAN CAMP**

**SERVICE APPEAL No 487-D/2022**

**Mrs. Shazia Ambreen** Ex-PSHT GGPS Garhi Sadozai.

**VS**

**Government of Khyber Pakhtunkhwa, District Education Officer (F) D.I.Khan**

**COMMENTS ON BEHALF OF RESPONDENTS**

**Preliminary Objections:**

1. The appellant has been serving for a long tenure of service, **for more than 15 years**, in the said school GGPS Garhoi Sadozai.
2. **That** the Appellant Mst. Shazia Ambreen was adjusted from the post of PSHT BS-15 GGPS Garhi Sadozai, DIKhan to the post of PSHT BS-15 GGPS Ayub Abad, DIKhan vide the impugned order of the DEO Female issued vide No.376-78, dated 22.01.2022 on the rationalization and the longest tenure basis as she has been working in the said school since 12.02.2007, for more than 15 years.
3. **That** the other teacher Respondent No.5, Mst Shafia Noreen, has already taken charge of her post at this school, the GGPS Garhi Sadozai.
4. **That** the said school of GGPS Garhi Sadozai, has also been placed for decision on the **merger** in the next possible meeting of the stake holders because the enrollment of this school is lagging far behind the requirements of standardization. With grievance, it is added that a lump sum of Rs.35000 Per month is paid in lieu of rent for the school building which could only host 28 No.s of students as on October 2021 that slipped down from 32 in June 2021 under the supervision of the Ex-Head Teacher, Shazia Ambreen who was working in this school for more than 15 years. How comes that a school situated in the mid of the city can have such a small No. of students.
  - i.** **That** the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide School Visit Order dated **14.12.2020**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure A)**
  - ii.** **That** the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide School Visit Order dated **12.06.2020**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure B)**
  - iii.** **That** the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide School Visit Order dated **04.10.2021**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure C)**
  - iv.** **That** the SDEO Concerned asked and requested the appellant to increase enrollment of the students vide Letter **No.391-93** dated **31.12.2021**, but she paid no heed to such order of the SDEO Female DIKhan. **(Annexure D)**

- v. That the SDEO Concerned forwarded a letter No. 25-27, dated 14.01.2022, to the **Head Teachers** of the following four Schools of the main city and asked them, including the appellant, to increase enrollment of the students but they, including the appellant, paid no heed to such order of the SDEO Female DIKhan.   
*(Annexure E)*
- vi. On such circumstances, the appellant was adjusted (vide impugned order) to GGPS Ayub Abad, so that another person could be given opportunity for if the enrollment could be increased in the main schools of the city, in the best interest of public.
- vii. That the appellant was relieved of her duties as PSHT GGPS Garhi Sadozai, vide letter No.76-77, dated 24.01.2022, but she remained absent from her duties at the newly assigned station (whereas, the Honourable Tribunal had yet not issued the Status Quo order, dated 04.04.2022, (Annexure G) received at office of the DEO (F) DIKhan dated 11.04.2022, in form of a colored copy, though, not attested).   
*(Annexure F), Annexure G)*
- viii. That, due to the lethargic behavior of the appellant, the newly assigned school GGPS Ayub Abad remained without a Head Teacher during the crucial days of new enrollment from the 22.01.2022, on wards.
- ix. That the appellant has committed the offence of inefficiency that yields her to unbecoming a civil servant by paying no heed to her duties and orders descent upon her from higher authorities, in the best interest of public.
5. That the appellant being a head teacher failed to improve enrollment of the school, hence was yield to bring a positive change vide adjusting her to GGPS Ayub Abad, where she did not join even quite before the Status Quo was granted.
6. That this is the job description of the undersigned to make all the schools of its jurisdiction run smoothly and let the innocent girls be provided teachers and congenial atmosphere for completing their educational careers. That the said teacher Shazia Ambreen, Ex-PSHT of GGPS Garhi Sadozai is not performing her duties, hence was marked ABSENT by the EMA Monitor at GGPS Ayub Abad, DIKhan, where she did not join even quite before the Status Quo was granted by this Honorable Tribunal.
7. That the Appellant has got no cause of action/ Locus Standi.
8. That the Appeal may kindly be dismissed because the Appellant has **concealed the material facts** of her long tenure on the said school.
9. That the Appellant has filed the instant Appeal just to pressurize the respondents.
10. That the Appellant was not aggrieved in light of the Article 199 of the Constitution of Islamic Republic of Pakistan; hence Appeal finds no grounds to be litigated in this Honorable High Court and may be dismissed with cost.

### Objections on Facts:

1. Needn't comment.
2. That, the post of PSHT, being district cadre post, the Appellant Mst. Shazia Ambreen was adjusted from the post of PSHT BS-15 GGPS Garhi Sadozai, DIKhan to the post of PSHT BS-15 GGPS Ayub Abad, DIKhan vide order of the DEO Female (the impugned

order) issued vide No.376-78, dated 22.01.2022 on the basis of rationalization and the longest tenure as she has been working in the said school since 12.02.2007, for more than 15 years.

3. **Denied.** That, the post of PSHT, is a district cadre post and it may not be confused with the post of Primary School Teacher, BS-12, (PST) which is a UC-based post. That the undersigned may generously be allowed to state with calculations that if a PSHT is considered a UC Based post then it shall only get promotion on the merit and seniority from among the with-in teachers, which are very few in number and this practice would practically bar the promotions of PSTs (BS-12) to SPST (BS-14), and from SPSTs to PSHT (BS-15) which would adversely affect rights of the employees which have not been shielded by the rule of Law; moreover, such a big No. of employees have not been made party in this Appeal; hence the appeals is succumb to mis-joinder of the necessary parties.
4. **Denied.** As mentioned in details above in Para 4 of the Preliminary Objections.
5. **Denied.** That the said policy allows transfers under the Students-Teachers-Ratio rationalization criterion and on the administrative grounds; therefore, relevant rules and policies have been fully observed while issuing the impugned order.
6. **Denied.** No mala fide has been observed in issuing the impugned adjustment order dated 21.01.2022, whereas the new station has not been such a farther place as fabricated.
7. **Denied.** No appeal was filed within the time limit, hence this appeal may generously nbe dismissed and rejected being bereft of merit.
8. **Correct accepted.** That the Honourale High Court has dismissed petition of this appellent.
9. No comments.
10. **Strictly Denied.** As mentioned above the appeal finds no grounds to be litigated before this Honourble Court.

#### **Objections on Grounds:**

- a. **Strictly denied.** The Appellant has just been adjusted, which is part of her service and that no mala fide intent has been observed in issuing the impugned order. Rather this Service Appeal is barred by doctrine of laches.
- b. **Strictly Denied.** As mentioned above in Para-3 of the Facts and Para 4 of the Preliminary Objections. That, the post of PSHT, is a district cadre post and it may not be confused with the post of Primary School Teacher, BS-12, (PST) which is a UC-based post.
- c. **Strictly Denied.** As mentioned above in Para-3 of the Facts and Para 4 of the Preliminary Objections.
- d. . Also that no relevant Law, rules and/or policy have been violated while issuing he impugned adjustment order.
- e. **Denied.** That no nepotism or favoritism has been observed in the issuance of the impugned order.



- f. **Strictly Denied as detailed at Para 3 of the Objections on Facts.**
- g. **That the adjustment matter of a teacher falls beyond the jurisdiction of Parent Teacher Council (PTC) forum.**
- h. **That the Learned Counsel for the Respondents may graciously be allowed to raise further grounds during the course of arguments.**

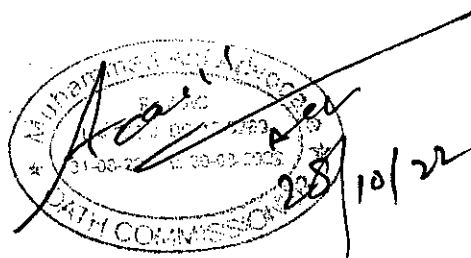
*It is therefore, humbly prayed that the Appeal may be dismissed and the impugned order may be allowed stay in field.*

The Humble Respondent

  
DISTRICT EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

**AFFIDAVIT:**

It is solemnly stated on oath that the above statement is true to the best of my knowledge and that nothing has been deliberately concealed from this Honourable Tribunal in the above stated service appeal / execution petition.



The Humble Respondent

  
DISTRICT EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

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

**DERA ISMAIL KHAN CAMP**

**SERVICE APPEAL No 487-D/2022**

**Mrs. Shazia Ambreen** Ex-PSHT GGPS Garhi Sadozai.

**VS**

**Government of Khyber Pakhtunkhwa, District Education Officer (F) D.I.Khan**


**AUTHORITY LETTER**

I, District Education Officer (Female), D.I.Khan, do hereby authorize **Dr. Muhammad Imran Shah, Subject Specialist, BS 18, GHSS Murvali, D.I.Khan, working as Litigation Representative** on additional charge basis, for Office of the District Education Officer (Female), D.I.Khan, to attend the Honourable Khyber Pakhtunkhwa Service Tribunal, Camp Court D.I.Khan, on my behalf in connection with submission of Para-wise comments/ Reply/ Attendance till the decision of the above titled Service Appeal and its connected CMs.

**RESPONDENT**

  
**DISTRICT EDUCATION OFFICER  
(FEMALE), D.I.Khan**

**DEPONENT**

  
**Dr. Muhammad Imran Shah  
Senior Subject Specialist (BS 18)  
Working as  
Litigation Representative  
Office of DEO (F), D.I.Khan  
12101-2797412-1  
03480934707**



# INSPECTION PROFORMA (PRIMARY SCHOOLS)

## OFFICE OF THE SDEO (F) D.I.KHAN

Name of School: G. G. P. Gauri Sahazai EMIS Code 11111

Name of Head Teacher of School: Shayira Anabizor

Dated 14/11/2020

(B) Staff Attendance and Vacant Post

(A) Teaching Staff

NO. OF TEACHER	WORKING POST	PRESENT	ABSENT	ON LEAVE/DUTY	VACANT POST
2		2	-	-	
NAME OF NON-TEACHING STAFF	1, <u>Muhammad Ramzan</u>	✓			

SOAP AND WATER AVAILABILITY	MASK, STAFF AND STUDENT	WORK SHEET	RAC	ADOPTION STATUS

1. PTC Account No 09753 08 Chair Person Name Rubina Bibi
2. No of Students 32 3. No of Rooms 2
4. Free Text Book Provide to the School Yes/No: Yes
5. Basic Facilities Yes
- a. Toilet Yes b. No of Rooms: 2
- c. Electricity Yes
- d. Playground No e. B/Wall Yes
6. Academic: Yes
7. Co-Circular: No

8. Remarks مدرسه میں دو کلاس روم ہیں جن میں سے ایک کلاس روم خالی ہے۔ اس کی وجہ سے اساتذہ کی تنہا تالیف ہو رہی ہے۔  
کو متنب کر رہا ہوں۔

*(Signature)*  
**Sub Div. Education Officer**  
**(Female) D.I.Khan**

*(Signature)*  
**ASDEO (FEMALE)**  
**CIRCLE CITY DIKHAN**

**INSPECTION PROFORMA (PRIMARY-SCHOOLS)**  
**OFFICE OF THE SDEO (F) D.I.KHAN**

Name of School: G. G. P. S. Gari Sadozai FMIS Code 16111

Name of Head Teacher of School: Shazien Ambrjeem

Dated 12/6/2021

**1. Staff Attendance and Vacant Post**

**A. Teaching Staff**

NO. OF TEACHER	WORKING POST	PRESENT	ABSENT	ON LEAVE/DUTY	VACANT POST
2	2	2	-	-	-
NAME OF NON-TEACHING STAFF	1 <u>Muhammad Ramzan</u>	✓	-	-	-

SOAP AND WATER AVAILABILITY	MASK, STAFF AND STUDENT	WORK SHEET	RAC	ADOPTION STATUS
✓	✓	-	-	-

1. PTC Account No 09753-08 Chair Person Name Rubina hiki

2. No of Students 32 3. No of Rooms 2

4. Free Text Book Provide to the School Yes/No: Yes

5. Basic Facilities yes satisfied

a. Toilet ✓ b. No of Rooms: ✓

c. Electricity ✓

d. Playground X e. B/Wall ✓

6. Academic: yes

7. Co-Circular: No

8. Remarks آئی کیو ای سے پرائمری اسکول کی حالت کو جاننا اور اس میں کمیوں کو دیکھنا اور اس کو دور کرنے کے لیے ضروری اقدامات کیے جانے چاہئے۔  
اس کے علاوہ اس اسکول میں کچھ اور کاموں کی ضرورت ہے جو اس کے لیے ضروری ہیں۔  
اس کے علاوہ اس اسکول میں کچھ اور کاموں کی ضرورت ہے جو اس کے لیے ضروری ہیں۔  
اس کے علاوہ اس اسکول میں کچھ اور کاموں کی ضرورت ہے جو اس کے لیے ضروری ہیں۔  
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*(Signature)*  
Sub Dir. Education Officer  
(Female) D.I. Khan

*(Signature)*  
ASDEO (FEMALE)  
CIRCLE CITY DIKHAN



# INSPECTION PROFORMA (PRIMARY SCHOOLS)

## OFFICE OF THE SDEO (F) D.I.KHAN

Name of School: G.P.S. Gauri Sadqan FMIS Code: 11111

Name of Head Teacher of School: Shajia Ambreen

Dated 4/10/2021

**1. Staff Attendance and Vacant Post**

**A. Teaching Staff**

NO. OF TEACHER	WORKING POST	PRESENT	ABSENT	ON LEAVE/DUTY	VACANT POST
2	2	✓	-	-	-
NAME OF NON-TEACHING STAFF	1	✓	-	-	-

SOAP AND WATER AVAILABILITY	MASK, STAFF AND STUDENT	WORK SHEET	RAC	ADOPTION STATUS
✓	✓	✓	-	-

1. PTC Account No 09753-08 Chair Person Name Rubina Bibi

2. No of Students 28 3. No of Rooms 1

4. Free Text Book Provide to the School Yes/No: \_\_\_\_\_

5. Basic Facilities Yes

a. Toilet ✓ b. No of Rooms: 4

c. Electricity ✓

d. Playground X e. B/Wall ✓

6. Academic: Yes

7. Co-Circular: NO

8. Remarks جو کلاس روم موجود ہے لیکن کچھ چیزیں کم ہیں۔ آ.آ. کو پورا کرنے کے لیے توجہ دینا چاہیے۔  
حالت آگ لگنے سے کلاس روم خراب ہے۔ اس کو ترمیم سے گزارنا چاہیے۔  
لکھی جائے۔

*(Signature)*  
**Sub Div. Education Officer**  
**(Female) D.I.Khan**

*(Signature)*  
**ASDEO (FEMALE)**  
**CIRCLE CITY DIKHAN**



**OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**

Email: [sdeofdikhan6015@gmail.com](mailto:sdeofdikhan6015@gmail.com) & [sdeofe6015.6120@gmail.com](mailto:sdeofe6015.6120@gmail.com)



No. 390 /

Dated D I Khan the 31/12 /2021.

To,

1. The Head Teachers,  
GGPS Garhi Sadozai D.I.Khan

Subject: Below Average Enrolment In The School

Memo:

It is stated that the enrolment of your institution shown in the record is below average.

You are therefore directed to make all the position efforts to increase the enrolment of your institution.

Moreover if the enrolment of your institution has not been increased within the prescribed period of time, the case will be referred to high ups for treatment according to prevailing policy of Elementary & Secondary Education Department Govt: of Khyber Pakhtunkhwa, Peshawar.

*S. Sabass*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

Endst No 391-93 /

Dated the 31/12 /2021

Copy for information to the:

1. District Education Officer (Female) D.I.Khan
2. District Monitoring Officer D.I.Khan
3. ASDEO (F) Circle concerned.

*S. Sabass*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

not returned

*S. Sabass*  
ASDEO  
City Circle  
D.I.Khan



**OFFICE OF THE  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**



Email: sdeofdikhan6015@gmail.com & sdeofe6015.6120@gmail.com

No. 28-27  
To

Dated D I Khan the 14/01 /2022.

- 01) The Head Teacher,  
GGPS Garhi Saddozai, DIKhan,
- 02) The Head Teacher,  
GGPS Kirri Alizai, DIKhan,
- 03) The Head Teacher,  
GGPS Central Jail, DIKhan,
- 04) The Head Teacher,  
GGPS Kirri Alizai, DIKhan,
- ④ The head teachers, G.G.P.S, Ghosain wala

Subject: **BELOW AVERAGE ENROLMENT IN THE SCHOOL.**

Memo:

It is stated that the enrolment of your institution shown in the record is below average.

You are therefore directed to make all the possible efforts to increase the enrolment of your institution.

Moreover if the enrolment of your institution has not been increased with in the prescribed period of time, the case will be referred to high ups for treatment according to prevailing policy of Elementary & Secondary Education Department Govt; of Khyber Pakhtunkhwa, Peshawar.

*Subart*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

Endst No 28-30 /

Dated the 14/01 /2022

Copy for information to the:

1. District Education Officer (Female), DIKhan
2. District Monitoring Officer D.I.Khan
3. ASDEO (F) Circle concerned.

*Subart*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

(i) *Yamin Parvesh*  
Head Teacher  
G.G.P.S Kirri Alizai  
D.I.Khan

(ii) *Mairai K. S*  
*Abida Parveen*  
G.G.P.S. Ghosain Wala  
Head Mistress

(iii) *Shaz*  
G.G.P.S. Garhi Saddozai  
Head Mistress  
D.I. Khan

18/1/2022

18/1/2022



**OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN**

Email: [sdeofdikhan6015@gmail.com](mailto:sdeofdikhan6015@gmail.com) & [sdeofe6015.6120@gmail.com](mailto:sdeofe6015.6120@gmail.com)



**RELIEVING CHIT**

In compliance with transfer order issued by District Education Officer (Female) DIKhan vide DEO(F) Endst:No:376-78 dated 22/01/2022.

Mst; Shazia Ambreen PSHT GGPS Gari Sadozai D.I.Khan has been relieved of her duties to day on 24-01-2022 (A.N).

She is directed to report for further duty at GGPS Ayub Abad

D.I.Khan.

Endst No. 76-77 /

Copy for information to the:

1. District Education Officer (Female) D.I.Khan
2. District Monitoring Officer D.I.Khan
3. ASDEO (F) Circle concerned.
4. Teacher concerned.

*Sabass*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN

Dated the 24/01 /2022

*Sabass*  
SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) DERA ISMAIL KHAN



To

✓ The District Education Officer, (F)  
Dera Ismail Khan.

Through: Proper Channel

Subject: **SUBMISSION OF TRANSFER SUSPENSION ORDER NO.376-78  
DATED 22-01-2022 BY SERVICE TRIBUNAL PESHAWAR IN  
RESPECT OF MST.SHAZIA AMBREEN PSHT GGPS GARRHI  
SADDOZAI D.I.KHAN**

Respected Madam,

With profound humble regard, the enclosed transfer suspension order, Number & date cited above in the subject may be referred to for onward procedural formalities. The petitioner prays that all the admissible perks and privileges may kindly be insured with retrospective effect in line with the directions / behest of the honorable **SERVICE TRIBUNAL COURT Peshawar**, copy attached.

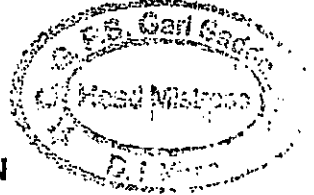
Thanks.

Yours Obediently,

Dated 06/04 /2022

*Shazia*

**SHAZIA AMBREEN  
PSHT, GGPS GARRHI SADDOZAI,  
DERA ISMAIL KHAN**



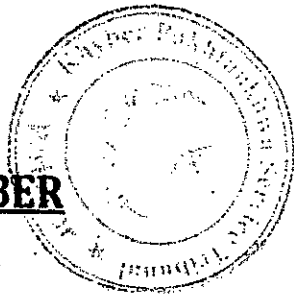
Copy for information & further necessary action to the:

1. Honorable Secretary Elementary & Secondary Education Khyber Pakhtun Khwa Peshawar. (Copy of suspension transfer order of the applicant is attached).
2. Director Elementary & Secondary Education Peshawar. (Copy of suspension transfer order of the applicant is attached).
3. Deputy Commissioner Dera Ismail Khan. (Copy of suspension transfer order of the applicant is attached).
4. District Monitoring Officer D.I.Khan (Copy of suspension transfer order of the applicant is attached).
5. SDEO (F) D.I.Khan (Copy of suspension transfer order of the applicant is attached), it is also added that my pay may be released with effect from 01-02-2022 to date which was stopped.

*Latigatim*  
*Amu*  
*11/4/2022*

District Education Officer	
(Female) D.I.Khan	
Diary No.	1778
Date	11/4/22

1



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

*Appeal No. 487/2022*

Service Appeal No. of 2022

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 540

Dated 31-3-2022

**Mst. Shazia Ambreen,**

Primary School Head Teacher (PSHT) Government Girls Primary  
School Garhi Saddozai, D.I.Khan.

**Appellant**

**Versus**

- 1. Government of Khyber Pakhtunkhwa, through Secretary Elementary Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.**
- 2. Secretary, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.**
- 3. Director, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.**
- 4. District Education Officer (Female), Education Department, D.I.Khan.**
- 5. Mst. Safia Noreen, Primary School Headmaster, Government Girls Primary School, Ayub Abad, D.I.Khan.**

*Filed to-day*  
*Registrar*

*31/3/2022*

**ATTESTED**

*[Signature]*  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

**Respondents**

04.04.2022

Counsel for the appellant present. Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant is aggrieved of the posting/transfer order dated 22.01.2022 of respondent No.4. The appellant preferred departmental appeal against the impugned order on 28.01.2022 which was rejected on 22.02.2022. It was further argued that the impugned order has been issued in total disregard to Section-3(4) of the Khyber Pakhtunkhwa (Appointment, Deputation, Posting and Transfer of Teachers, Lecturers, Instructors and Doctors) Regulatory Act, 2011 because it is union council/school based appointment of the appellant which is not transferable. Moreover, the impugned order has been issued manually in violation of E-Transfer Policy of the Provincial Government dated 11.09.2019. The appellant also went in writ petition before the august Peshawar High Court, Peshawar when the Service Tribunal remained non-function but it was disposed of on 02.03.2022 on the ground of jurisdiction under Article-212 of the Constitution. Where-after the instant service appeal was submitted on 31.03.2022 invoking Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the impugned order dated 22.01.2022.

The appeal is admitted for regular hearing subject to all just legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter notices be issued to respondents for submission of reply/comments. To come up for reply/comments on 29.04.2022 before S.B.

Alongwith the memo of appeal an application for suspension of the impugned transfer order has also been submitted. The impugned transfer order is suspended if not already acted upon till the date fixed.

Date of Presentation of Application 06/04/22  
Number of Words 800  
Copying Fee 10/-  
Talent 41/-  
Total 141/-  
Name of Copyist \_\_\_\_\_  
Date of Completion of Copy 06/04/22  
Date of Delivery of Copy 06/04/22

(Mian Muhammad)  
Member(E)

Certified to be true copy

MEMBER  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar