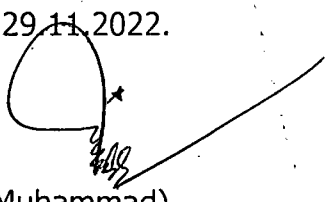


29.09.2022

Junior counsel for the appellant present. Mr. Kabirullah Khattak, Additional Advocate General for the respondents present.

Reply/comments on behalf of respondents not submitted. Learned Additional Advocate General seeks time to contact the respondents for submission of reply/comments. Adjourned. To come up for reply/comments before the S.B on 29.11.2022.



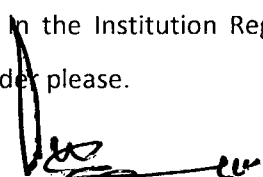


(Mian Muhammad)
Member (E)

Form- A

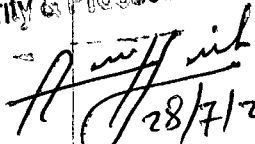
FORM OF ORDER SHEET

Court of _____

Case No.- 1065/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	28/06/2022	<p>The appeal of Mr. Ali Rehman resubmitted today by Mr. Noor Muhammad Khattak Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-	13-7-22	<p>This case is entrusted to touring Single Bench at Swat for preliminary hearing to be put there on <u>03-08-22</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p></p>
28.07.2022		<p>Counsel for the appellant present. Preliminary arguments heard and record perused</p> <p>Points raised need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to respondents for submission of written reply/comments. To come up for written reply/comments on 29.09.2022 before S.B.</p> <p> (Fareeha Paul) Member (E)</p>

Rs-60/-
Appellant Deposited
Security & Process Fee


28/7/22

The appeal of Mr. Ali Rehman PSHT GPS Kattan Bala Dir Upper received today i.e. on 24.06.2022 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copy of departmental appeal against the impugned order dated 16.06.2022 is not attached with the appeal which may be placed on it.
- 2- Annexures-C, D & F of the appeal are illegible which may be replaced by legible/better one.

No. 2103 /S.T,

Dt. 24/6 /2022




REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Noor Muhammad Khattak Adv. Pesh.

Note:

R. Sir,
As departmental appeal was filed by the private respondent against the transfer order of the appellant dated 7.12.2021 and both the employees have contested the appeal and finally on the said departmental appeal an appellate order was issued vide dated 16.6.2022, therefore, the appellant filed the instant appeal in light of section-4 of the Service Tribunal Act, 1974.

Objection No. 2 has been removed hence re-submitted today dated 28.6.2022


28.6.2022

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

APPEAL NO. 1065 /2022

ALI REHMAN

VS

EDUCATION DEPTT:

INDEX

S. NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of Appeal	1-3
2.	Affidavit	4
3.	Suspension application	5
4.	office order dated 01.11.2021	A	6-8
5.	representation and covering latter	B	9-10
6.	transferred order	C	11
7.	Application	D	12-13
8.	Inquiry	E	14-18
9.	Impugned order	F	19
10.	order dated 16.10.2021	G	20-22
11.	transfer/posting policy	H	23-25
12.	vakalatnama	26

APPLICANT

THROUGH:


**NOOR MOHAMMAD KHATTAK
ADVOCATE**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

SERVICE APPEAL NO. 1065/2022

Mr. Ali Rehman, PSHT (BPS-15), GPS Kattan Bala Dir Upper,
Under transfer to GPS Maheen Banda, Dir Upper

..... **APPELLANT**

VERSUS

- 1- The Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The District Education Officer, District Dir Upper.
- 4- Ayaz Ud Din, PSHT (BPS-15), GPS Maheen Banda, District Dir Upper.

..... **RESPONDENTS**

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED APPELLATE ORDER DATED 16-06-2022 WHEREBY THE TRANSFER ORDER DATED 7-12-2021 OF THE APPELLANT HAS BEEN WITH DRAWN ON THE DEPARTMENTAL APPEAL OF THE PRIVATE RESPONDENT NO.5 AND FURTHERMORE THE APPELLANT HAS PREMATURELY BEEN TRANSFERRED FROM GPS KATTAN BALA TO GPS MAHEEN BANDA IN UTTER VIOLATION OF TRANSFER/POSTING POLICY.

PRAYER:

That on acceptance of this appeal the impugned appellate order dated 16-06-2022 may very kindly be set aside and the respondents may kindly be directed not transfer the appellant from GPS kattan bala to GPS maheen banda. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHEWETH:

ON FACTS:

Brief facts giving rise to the present appeal are as

under:-

- 1- That appellant is the employee of the respondents department and is serving as PSHT (BPS-15) quite efficiently and up to the entire satisfaction of his high ups.
- 2- That through office order dated 01-11-2021 the post of PSHT BPS-15 at GPS, Kattan Bala Dir Upper has become vacant due to the promotion of the teacher namely Hamid Ullah from PSHT BPS-15 to SST BPS-16.. Copy of the office order dated 01.11.2021 is attached as annexure**A.**

3- That the appellant preferred representation/application to the competent authority to adjusted/posted the appellant against the post that has been vacant due to the promotion of the teacher namely Hamidullah, which is properly forwarded by the competent authority and recommended by the Minister for E & S Education Khyber Pakhtunkhwa . Copies of the representation and covering latter are attached as annexure.....**B**

4- That after the ban relaxation by the Ministry for E&S Education, the competent authority, vide order dated 7-12-2021 transferred the appellant from GPS Dagor to GPS Kattan Bala, the appellant submitted his arrival on the said post, started performing his duties quit efficiently and to the entire satisfaction of his high ups. Copy of the transferred order is attached as annexure.....**C**.

5- That it is important to mention here that private respondent No.5 moved application and also used political intervention for the cancelation of the transferred order of the appellant. Copies of the application are attached as annexure.....**D**.

6- That the respondents department in response to ibid applications initiated departmental inquiry against the appellant. That the inquiry officer recommended that the transferred order dated 07-12-2021 may be withdrawn by showing his partiality in favour of the private respondent. Copy of the inquiry is attached as annexure **E**.

7- That the respondent No. 3 vide impugned order dated 16-06-2022 and on the recommendation of the inquiry officer withdrawn the transferred order of the appellant and further posted/adjusted the appellant at GPS Maheen Banda and transferred/posted the respondent No. 5 against the appellant post. Copy of the Impugned order is attached as annexure.....**F**.

8- That appellant having no other efficacious remedy but to file the instant appeal on the following grounds amongst the others.

GROUND:

A- That the impugned office order dated 16.06.2022 issued by the respondents is against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be set aside.

B- That appellant has not been treated in accordance with law and rules by the respondent department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.

C- That is important to mentioned here that the posting of the private respondent No. 5 through impugned order dated 16.06.2022 is also pre-mature as the private respondent had not completed his Normal tenure at earlier station whereby he has been posted on the said station through order dated 06.10.2021. Copy the order dated 16.10.2021 is attached as annexure.....G.

D- That the impugned office order dated 16.06.2022 is violative of Clause-I and Clause-IV of transfer/posting policy of Provincial Government. Copy of the transfer/posting policy is attached as annexureH.

E- That the impugned office order dated 16.06.2022 has been issued by the respondents in arbitrary and mala fide manner, therefore, the same is not tenable in the eye of law and liable to be struck down.

F- That it is a will settled principle of law the transferred cannot be imposed as punishment.

G- That impugned office order dated 16.06.2022 is nothing but just to harass the appellant and to accommodate his blue eyed person.

H- That no show cause, chance of personal hearing/defense has been provided to the appellant while conducting the said inquiry proceeding.

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

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

APPELLANT



Ali Rehman

Through:


NOOR MOHAMMAD KHATTAK,


KAMRAN KHAN


UMAR FAROOQ


HAIDER ALI
Advocates, Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

APPEAL NO. _____/2022

ALI REHMAN

VS

EDUCATION DEPTT:

AFFIDAVIT

I Ali Rehman, PHST (BPS-15), GPS Kattan Bala District Dir upper, do hereby solemnly affirm that the contents of this Impleadment application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.


DEPONENT

ALI REHMAN (PSHT)
GPS Kattan Bala

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

APPEAL No. _____/2022

MR. ALI REHMAN VS EDUCATION DEPTT:

**APPLICATION FOR SUSPENSION OF THE IMPUGNED
NOTIFICATION DATED 16-06-2022**

R/SHEWETH:

- 1- That the above title service appeal has been filed by the appellant in which no date has so far been fixed.
- 2- That the appellant filed the above titled appeal against the impugned transfer order dated 16-06-2022 whereby the Transfer order Dated 07-12-2021 of the Appellant has been with Drawn on the Departmental Appeal/ Representation of the Private respondent No.05.
- 3- That the appellant/petitioner has not yet relinquished the charge of his post.
- 4- That the impugned transfer order dated 16-06-2022 has been issued in utter violation of the Posting/Transfer Policy.
- 5- That all the ingredients required for the grant of stay is in favour of present appellant.

It is therefore humbly prayed that on acceptance of the instant application, the operation on the impugned transfer order dated 16-06-2022 may very kindly be suspended till final disposal of the above mentioned service appeal.

Dated: 24.6.2022

APPLICANT

ALI REHMAN

Through:

NOOR MOHAMMAD KHATTAK,
Advocate Supreme Court



**GOVERNMENT OF KHYBER PAKHTUNKHWA
OFFICE OF THE DISTRICT EDUCATION OFFICER
MALE DIR UPPER**

PH No. 0944-881400 E-mail: deomdirupper@gmail.com



OFFICE ORDER

Consequent upon their promotion from SCTs/CTs, SDMs, STTs, SATs, S.Qaris BPS-15/16 and PSHTs/SPSTs/PSTs BPS-12/14/15 to the post of Secondary School Teachers (SSTs) (General), (Maths: Phy), (Bio: Chem:) noted against each PBS-16 (Rs.18910-1520-64510) plus usual allowance as admissible under the rules on regular basis under the existing policy of the provincial Government, on the terms and conditions given below, vide Director, Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar Notification Endst: No. 3031-38/F.No.2/Promotion SST B-16 Peshawar the Dated: 29/10/2021 they are hereby further adjusted in the schools noted against each with immediate effect.

1. SCT/CT to SST (G)

S.#	S.:#	Name of Teacher	Present School	School where Adjusted	Remarks
1	19	MOHAMMAD SHOUBAIB	GHS NEHAG	GHSS NEHAG	Already Occupied
2	21	HAMIDUR RAHMAN	GHSS AKHAGRAM	GHSS BERARI	A.V. Post
3	22	SIRAJUL ISLAM	GHS KATTAN (B)	GHS MINA DOAG	A.V. Post
4	23	ATTAULLAH	GHSS WARI	GHS SHINKARI	A.V. Post
5	24	SHAHWAR KHAN	GHSS WARI	GHS BERARI	A.V. Post
6	25	SAHIB RAWAN	GHSS NEHAG	GHS SPERKO	A.V. Post
7	26	RAHMANULLAH	GHSS NEHAG	GHS KARKABANJ	A.V. Post
8	27	AMINUR RAHMAN	GHS JUGHABANJ	GHS PATAW	A.V. Post
9	28	NAZAR MUHAMMAD	GHS REHANKOT	GHS BELA	A.V. Post

2. SDM to SST (G)

S.#	S.:#	Name of Teacher	Present School	School where Adjusted	Remarks
1	3	MUSHTAQ AHMAD	GHSS BARAWAL	GMS SIASAN	A.V. Post

3. SAT to SST (G)

S.#	S.:#	Name of Teacher	Present School	School where Adjusted	Remarks
1	13	SAEEDUR RAHMAN	GHS PANAKOT	GHS HAYAGAI	A.V. Post

4. STT to SST (G)

S.#	S.:#	Name of Teacher	Present School	School where Adjusted	Remarks
1	8	RASHID AHMAD	GHS KATTAN BALA	GHSS BEYAR	A.V. Post

5. S.Qari to SST(G)

S.#	S.:#	Name of Teacher	Present School	School where Adjusted	Remarks
1	10	FAZIR ULLAH	GHSS NEHAG	GHS GALKORE	A.V. Post

6. PSHT, SPST, PST to SST(G)

S.#	S.:#	Name of Teacher	Present School	School where Adjusted	Remarks
1	123	NIAZ MUHAMMAD	GPS, KANDOW	GMS SUNDARI	A.V. Post
2	124	MUHAMMAD TAHIR KHAN	GPS, GAMSEER	GMS SERATKAL	A.V. Post
3	125	ATTAULLAH KHAN	GPS, KAKAD PAYEEN	GMS MASKARI	A.V. Post
4	126	HAMIDULLAH	GPS, KATTAN BALA	GMS BALKORE	A.V. Post

(Signature)
District Education Officer
Male Dir Upper

(7) (6)

	ABU KHAN	SAFI DULLAH	20-11-1970	01-12-2000	GPS GANSIAL BALA	GPS BELO GIANSIAL	A.V.P
578	WAS KHAN	NOOR RAHMAN	01-05-1970	01-12-2000	GPS JAN BIATI NO.01	GPS SIHALALO	A.V.P
582	MAQSOOD ALAM	GHULAM SADIO	01-04-1980	01-12-2000	GPS SHIRINGAI	GPS JATKOI	A.V.P
583	SULIMAN KHAN	HAWA KHAN	00-02-1981	01-12-2000	GPS KEJOON	GPS DANDO KIWAR	A.V.P
595	ABDUL WAHID	SAID ALI KHAN	15-01-1985	01-12-2000	GPS CALL (P)	GPS KASS MITHORA WARI	A.V.P
598	SADIQUL ALI	ABDUL JALIL	25-05-1985	01-12-2000	GPS CHIRAGAI UALA	GPS VEGAL	A.V.P
605	NADIM AHMAD	ABDUL HAQI	01-08-1987	01-12-2000	GPS KASS UARIKOT	GPS TIKARKOT NO.02	A.V.P
608	MIRZA KHAN	GUL BACHA	10-01-1983	04-12-2000	GPS DOON SERAI NO.01	GPS DOON SERAI NO.01	Disablo & lifo throat duo to local dispute of water channel.
611	HAZRAT BILAL	MIAN HAZRAT SAID SHIER FAQIR	05-10-1985	04-12-2000	GPS MAKRALA	GPS BETIL KASS KALKOT	A.V.P
617	UMAR HASSAN	WAKIL KHAN	02-01-1981	13-12-2000	GPS SADIQA BANDA	GPS SIOMAI USHERAI	A.V.P
620	AMANULLAH KHAN	JAMAL KHAN	04-06-1974	20-12-2000	GPS GOJARO KALEY	GPS GOJARO KALEY BARAWAL	A.V.P
630	JUMA FAQIR	GHIAUSUL ALAM	30-12-1975	28-12-2000	GPS DANKAR	GPS THALL NO.03	A.V.P
634	TABIULLAH	MUHAMMAD AURANG ZEB KHAN ZARIN	00-09-1977	28-12-2000	GPS REIANKOT NO.01	GPS Chinar chom	A.V.P
636	ALAMGIR KHAN	MUNASIU KHAN	13-03-1981	28-12-2000	GPS DURYAL	GPS TANY SRAFO	A.V.P
637	MUHIUBUL ALI	ABDULLAH	10-01-1982	28-12-2000	GPS BIN (P)	GPS SRO KALEY BARAWAL	A.V.P
638	RAHMANUL ALI	Salamat Khan	04-02-1982	28-12-2000	GPS KIUNANO TANGAI	GPS DHERI HATTAN	A.V.P
639	MUHAMMAD SABOOR	SAID RAHMAN	05-02-1982	28-12-2000	GPS LAMOTI	GPS MATOOL KALKOT	A.V.P
640	Rahmat Bacha	ANWAR BILAND	2-2-1980	28-12-2000	GPS, Balkor Wari	GPS CHUPAT HARA BARAWAL	A.V.P
642	SHIER ZAMIN	NOOR MUHAMMAD	4-8-1975	22-3-2007	GPS AMAN KIWAR	GPS BANJO GWALDAI	A.V.P
646	MUHAMMAD HIRAIHM	MUHAMMAD AZAM	4-5-1984	26-7-2007	GPS TANGO	GPS SWANSAR BARAWAL	A.V.P
647	JAMAL ABDUL NASAR	MUHAMMAD FAQIR	3-1-1989	0-9-2007	GPS PANAGIAR	GPS PANAGIAR DOAG DATA	A.V.P
648	IKIRAMULLAH	SHAMSUR RAHMAN	25-1-1983	20-9-2007	GPS SOKAI	GPS LILBAND BARAWAL	A.V.P
650	NOOR RAHMAN	FAZAL MAULA	4-2-1985	5-10-2007	GPS JANAS	GPS JANAS	A.V.P
653	SHAH ROOM	GHULAM SADIO	1-5-1970	15-12-2007	GPS BEYAR	GPS HAYAGAI SIARQI	A.V.P
655	MUHAMMAD ASADULLAH KHAN		1-1-1975	15-12-2007	GPS CURYAL	GPS GUMADAND	A.V.P
660	RAHIMUL DIN		10-2-1980	1-10-200	GPS SRAI SHAI	GPS KASS SHINGARA	A.V.P

[Handwritten signatures and stamps]

to SST(Maths : Phy:)

8

S.#	Name of Teacher	Present School	School where Adjusted	Remarks
931	ZIA UR RAHMAN	GPS, NASIR ABAD	GHS JELAR	A.V. Post

3. SPST to SST(Bio: Chem:)

S.#	S.:#	Name of Teacher	Present School	School where Adjusted	Remarks
1	540	RAHMAT BACHA	GPS, BALKORE WARI	GHS WARI PAYEEN	A.V. Post

TERMS AND CONDITIONS:-

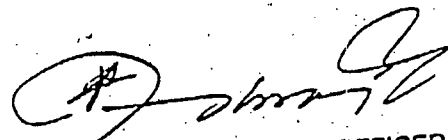
- 01- They would be on probation for a period one year extendable for another one year.
- 02- They will be governed by such rules and regulations as may be issued from government time to time.
- 03- Their services can be terminated at any time, in case their performance is found unsatisfactory during the probation period. In case of miss-conduct they will be preceded under the rules framed from time to time.
- 04- Charge reports should be submitted to all concerned.
- 05- Their enter-se-Seniority on lower post will remain intact.
- 06- No TADA is allowed for joining their new post.
- 07- They will give an undertaking to be recorded in their service books to the effect that if any overpayment is made to them in light of this order will be recovered and if they are wrongly promoted. They will be reversed to the previous post.
- 08- Before handing over charge their document may be checked if they have not the required/relevant qualifications as per rules; they may not be handed over charge of the post.

-sd-
(MUHAMMAD ASHRAE)
DISTRICT EDUCATION OFFICER
(MALE) DIR UPPER

Endst: No. 3897-3900 JF.No.15/DEO (M)/Estb (S) Dated: 01/11/2021

Copy forwarder for information to the:-

1. Director of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Dir Upper.
3. Principal/Head Master/In-charge concerned.
4. Teachers concerned.


DISTRICT EDUCATION OFFICER
(MALE) DIR UPPER

بخدمت جناب ڈسٹرکٹ ایجوکیشن آفیسر صاحب (مردانہ) ضلع دیر بالا 140

درخواست بمراثر اسفراز GPS ڈاگور

B-9

جناب عالی!

مذکورہ گزارش بخسور انوریہ ہے کہ بندہ ایک دور افتادہ سنگاں پہاڑی علاقہ میں واقع GPS ڈاگور U/C ساؤنی سب ڈویژن شرینگل میں بحیثیت PSHT اول مدرس از مورخہ یکم دسمبر 2014 سے تاحال ڈیوٹی سرانجام دے رہا ہے۔

یہ کہ بندہ نے اس سے قبل 120 کلومیٹر دور افتادہ علاقہ سندری گولڈنی کوہستان GPS دو میں بحیثیت PSHT اول مدرس خدمات سرانجام دے رہا تھا۔ یہ کہ بندہ U/C جبر کا اصل اور مستقل باشندہ ہے یہ کہ بندہ روزانہ دونوں سائڈ سے تقریباً چھ (6) گھنٹے پیدل سفر طے کرتا ہوں۔

یہ کہ بندہ روزانہ تقریباً 16 کلومیٹر کا فاصلہ پیدل طے کرتا ہوں جو کہ بندہ کیلئے 53 سال کی جسمانی کمزوری کی عمر میں نہایت مشکل ہے۔

یہ کہ بندہ U/C جبر میں واقع تمام پرائمری سکولوں میں تعینات PSHT، SPST اور PST اساتذہ کرام سے سینارٹی، عمر، سروس اور فاصلے کے لحاظ سے (Senior Most) نیچر ہوں۔

یہ کہ اب چونکہ U/C جبر میں طاہر خان GPS PSHT گام میر جبر یا عمر GPS PSHT کنڈو جبر اور حیدر اللہ GPS PSHT کاشن بالا مغرب SST پوسٹوں پر Promote ہو رہے ہیں۔

جناب والا!

آپ صاحبان کے نوٹس میں قبل از مذکورہ بالا اساتذہ کرام کی SST عہدوں پر پروموت ہونے پر توجہ دلا نا چاہتا ہوں کہ مندرجہ بالا GPS سکولوں میں PSHT کے پوسٹ خالی ہو رہے ہیں۔

جناب والا!

لہذا آپ صاحبان کے خدمت اقدس میں بذریعہ درخواست ہذا ہمدردانہ عرض کی جاتی ہے۔ کہ بندہ کے تکالیف اور مشکلات کو مد نظر رکھ کر بندہ کے حالت زار پر رحم فرما کر میرٹ کو مد نظر رکھ کر اسفراز کے احکامات صادر فرمائیں۔

بندہ تاحیات دعا گو رہے گا

العارض فقط

مورخہ: 2021-11-09 حوالہ نمبر

0302-8577758

آپ کا تابع الحکم علی رحمان GPS، PSHT ڈاگور U/C ساؤنی سب ڈویژن شرینگل دیر بالا

Director's Pleasure to take the matter up/g.

Minister For Elementary & Secondary Education Khyber Pakhtunkhwa



**DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION
KHYBER PAKHTUNKHWA PESHAWAR.**

10

No. 3934 / F. No. PST/PSHT/CT/AT
Dated Peshawar the 12/11/2021.

To

✓
The District Education Officer (M)
Dir upper.

Subject: - APPEAL FOR TRANSFER IN R/O ALI REHMAN PSHT GPS DAGOR
SWANI SUB DIVISION SIHERINGAL

Memo:

I am directed to refer to the subject noted above and to enclose herewith an application in r/o Mr. Ali Rehman PSHT GPS Dagor Sub Division sheringal duly recommended by the Honourable Minister for Elementary & Secondary Education Khyber Pakhtunkhwa as follow "Please look into the matter and take necessary action".

You are therefore requested to decide the case at your own level being competent authority under the existing rules/policy

Al 4
Assistant Director (Estab)
Elementary & Secondary Edu:
Khyber Pakhtunkhwa Peshawar

Endst: No. _____ /

Copy forwarded to the:-

1. P.A to Director Elementary and Secondary Education local office.

Assistant Director (Estab)
Elementary & Secondary Edu:
Khyber Pakhtunkhwa Peshawar.

GOVERNMENT OF KHYBER PAKHTUNKHWA
OFFICE OF THE DISTRICT EDUCATION OFFICER
MALE DIR UPPER



11

NOTE ORDER

... by the Ministry for Elementary & Secondary Education
... the competent authority is pleased to order transfer of Mr. Zahid Mahmood
... on his own pay and scale in the best interest of public service.

DISTRICT EDUCATION OFFICE
MALE DIR UPPER

147-85 No-12 DEO (M)/ADO (P)Etab

Dated Dir Upper 7/12 /2021

For information and necessary action to:-

- 1. Secretary Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar please
- 2. Deputy Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar please
- 3. Deputy Commissioner Dir Upper for information please.
- 4. District Monitoring Officer Dir Upper for information please.
- 5. District Account Office Dir Upper.
- 6. Sub-Divisional Education Officers (M) Lar Jum/Sheringal.
- 7. Office concerned.
- 8. Head Teacher concerned.
- 9. Master file.

DISTRICT EDUCATION OFFICE
MALE DIR UPPER

Handwritten initials

GOVERNMENT OF KHYBER PAKHTUNKHWA
OFFICE OF THE DISTRICT EDUCATION OFFICER
MALE DIR UPPER

e-mail; deomdirupper@gmail.com

OFFICE ORDER:

After the ban relaxation by the Ministry for elementary & Secondary Education Khyber Pakhtunkhwa Peshawar, the competent authority is pleased to order transfer of Mr. Ali Rahman, GST GPS Dagor to GPS Kattan Bala on his own pay and scale in the best interest of public service with immediate effect.

DISTRICT EDUCATION OFFICER
MALE DIR UPPER.

No. 4977-85/F NO. 12/DEO (M)/ADO (P) Estab:

Dated Dir Upper 07.12.2021

Copy forwarded for information and necessary action to:

1. Secretary Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar please.
2. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar Please.
3. Deputy Commissioner Dir Upper for information please.
4. District monitoring officer Dir Upper for information please.
5. District Account office Dir Upper.
6. Sub-Divisional Education Officer (M) Lar Jum/Sheringal
7. Official concerned.
8. Head Teacher concerned.
9. Master file.

DISTRICT EDUCATION OFFICE
MALE DIR UPPER.

بخدمت جناب ای ڈی او صاحب مردانہ دیر بالا

درخواست برائے ایڈجسٹمنٹ بذریعہ کوریجنڈم

جناب عالی!

مودبانہ گزارش یہ ہے کہ مدرس بحیثیت پرائمری سکول ہیڈ ٹیچر (PSHT) گورنمنٹ پرائمری سکول مین بانڈہ یونین کونسل گنوڑی میں اپنے فرائض سرانجام دے رہا ہے۔
مدرس یونین کونسل جبر تحصیل لرحم سے تعلق رکھتا ہے اور حالیہ ایس ایس ٹی (SST) پر دوشن میں یونین کونسل جبر کے پرائمری سکولز گورنمنٹ پرائمری سکول کنڈو جبر اور گورنمنٹ پرائمری سکول کاٹن بالا میں پی ایس ایچ ٹی (PSHT) آسامیاں خالی ہو چکی ہیں۔

لہذا آپ صاحبان مہربانی کر کے بمظوری درخواست ہذا مدرس بذریعہ کوریجنڈم گورنمنٹ پرائمری سکول کنڈو جبر یا گورنمنٹ پرائمری سکول کاٹن بالا میں ایڈجسٹ کرنے کے احکامات صادر فرمائی جائیں۔

مورخہ 03/11/2021

عیدنوازش ہوگی

العارض

آیا زالدین PSHT گورنمنٹ پرائمری سکول مین بانڈہ یونین کونسل گنوڑی دیر بالا

CNIC- 15701-1173266-7

Mob No. 0307-8844664

بخدمت جناب وزیر تعلیم خیبر پختونخوا محترم شہرام خان ترکی صاحب

عنوان۔ درخواست برائے تعیناتی PSHT پروموشن ایڈجسٹمنٹ کوری جنڈم آرڈر

جناب عالی!

گزارش کی جاتی ہے کہ حالیہ PSHT پروموشن میں سائل کی تعیناتی GPS حسین بانڈہ یونین کونسل گنوڑی تحصیل دیر میں کی گئی ہے۔ جہاں پر سائل اپنے فرائض منصبی سرانجام دے رہا ہے چونکہ سائل کا تعلق یونین کونسل جبر تحصیل لرحم سے ہے اور حال ہی میں یونین کونسل جبر میں تین آسامیاں خالی ہو گئی تھی سائل نے کوری جنڈم ٹرانسفر کیلئے بمورخہ 03/11/2021 کو DEO آفس میں درخواست جمع کروالی تھی جس کی نقل لف ہے۔ 16 نومبری 2021ء کو DEO صاحب نے عنایت اللہ پی ایس ایچ ٹی اور مہر زمان پی ایس ایچ ٹی کے کوری جنڈم ٹرانسفر آرڈر جاری کئے اور میرا یہ بتا کر رکوا دیا کہ ایک اور پی ایس ایچ ٹی مسمی علی رحمن نے وزیر تعلیم سے ٹرانسفر بین ریٹیکسیشن لایا ہے جس کے نقول حاصل کرنے کے بعد پتہ چلا کہ اس پر بین ریٹیکسیشن کے کوئی واضح احکامات نہیں تھے نقل لف ہے۔ مذکورہ مدعی نے وزیر تعلیم کو جو درخواست کی ہے اس تاریخ 16/11/2021 درج ہے اور اسی تاریخ کو DEO صاحب نے دو آسامیوں پر کوری جنڈم آرڈر بھی جاری کیا ہے جس کا نقل لف ہے۔ مذکورہ مدرس نے دوبارہ وزیر تعلیم سے ایک اور لیٹر لایا ہے جس پر تاریخ 18/11/2021 درج ہے جس کی نقل لف ہے چونکہ ٹرانسفر آرڈر پر حکومت کی طرف سے پابندی عائد ہے اس لئے سائل کو شک ہے کہ درخواست پر کمپنگ کی گئی ہے لہذا آپ صاحبان کی خدمت میں عرض گزار ہوں کہ علی رحمن پی ایس ایچ ٹی کا ٹرانسفر آرڈر منسوخ کر کے میرا کوری جنڈم ٹرانسفر آرڈر جاری کرنے کی احکامات صادر فرمائیں چونکہ یہ میرا قانونی حق بھی بنتا ہے۔

العارض

آیا زالدین GPS حسین بانڈہ

22/12/2021



**DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION
KHYBER PAKHTUNKHWA PESHAWAR**

(229)

F-19

No. 07084 /E No./PST/PSIT/CT/A/T/Transfer
Dated Peshawar the 02/06/2022

To
The District Education Officer
(Male) Dir Upper

Subject: - INQUIRY AGAINST MR. ALI RAHMAN PSIT GPS KATTAN BALA
DIR UPPER

Memo: I am directed to refer to the subject cited above and to enclose herewith an enquiry report conducted by Principal GIS Nanak Pura Peshawar City vide No. 673 Dated: 21-03-2022 against Mr. Ali Rahman PSIT GPS Kattan Bala Dir Upper with the remarks to implement the recommendations of the enquiry report and proceed the teacher under the rules and policy please.

*Aded (P)
ML put up
for file
11/6/22*

Jamir
Assistant Director (Estab-1)
Directorate of Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

Copy forwarded to the:

1. Principal GIS Nanak Pura Peshawar City.
2. Teacher Concerned.
3. P.A to Director Elementary and Secondary Education local office.
4. Master-File

Assistant Director (Estab-1)
Directorate of Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

Office of the Principal GHS Nanak Pura Peshawar City.

No. 673 Dated: 21/03/2021

To,

The Director Elementary & Secondary
Education Khyberpakhtunkhwa.

Subject: Inquiry vide Letter Endst No 7947-50 F/File No/PSHT/CT/AT/Transfer
DATED 09/3/2022 (Inquiry against Mr. Ali Rahman PSHT GPS KATTAN BALA DIR
UPPER)

I am to refer to the subject noted above & to submit the subject inquiry report, along with all necessary documents properly flagged, for further necessary action at your level.

Inquiry officer/ Principal

PRINCIPAL
G.H.S Nanak Pura
Peshawar City

Principal GHS Nanak Pura Peshawar City

No: 672 Dated: 23/03/2022

16

Inquiry Report

Title of inquiry:

APPEAL OF MR. AYAZ UDDIN PSHT GPS MAHEEN BANDA AND INQUIRY AGAINST MR. ALI RAHMAN PSHT GPS KATTAN BALA DIR UPPER.

Authority: DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION LETTER NO: ENDST: NO. 7947-50/F.NO/PST/PSHT/CT/AT/TRANSFER.

Background of the case:

An application has been submitted by Mr. Ayaz Uddin PSHT GPS Maheen Banda for posting as PSHT at GPS Kattan Bala U/C Jabbar District Upper Dir. Mr. Ali Rahman PSHT GPS Kattan Bala Dir Upper has submitted ban relaxation from honorable Minister Elementary and Secondary Education Khyber Pakhtunkhwa for transfer to GPS Kattan Bala Dir Upper. The Concern DEO Issued transfer order of Mr. Ali Rahman PSHT to GPS Kattan Bala. The ban relaxation in favor of Mr. Ali Rahman PSHT from honorable Minister Elementary and Secondary Education Khyber Pakhtunkhwa for transfer to GPS Kattan Bala Dir Upper was fake, as marked by PS to Minister Elementary and Secondary Education Khyber Pakhtunkhwa and ordered inquiry of the case.

Inquiry Proceedings:

The Inquiry officer informed the concern DEO (M) vide letter No: 668_ Dated 14/3/2022: for preparation of record. **Flag A**

The undersigned visited office of the concerned DEO on 17/3/2022. **Flag B**

The following officials, were present on the occasion. **Flag C**

- 1 The concern DEO (M).
- 2 Mr. Ali Rahman PSHT.
- 3 Mr. Ayaz Uddin PSHT GPS Maheen Banda.

All related record to the case was examined and verbal/written information obtained from the officials.

Findings of the Inquiry:

1. That the official Mr. Ali Rahman PSHT has been transferred on a fake NOC/Ban relaxation from Minister E&SE KP office. Flag D.
2. That the official Mr. Ali Rahman has assumed charge at GPS Kattan Bala.
3. That office of the DEO (M) Dir Upper has shown irresponsibility to resist the pressure in the case. Flag E.
4. Office of the DEO (M) has failed to verify the transfer NOC from the concerned quarters before issuing transfer order.
5. That the application of Mr. Ayaz Uddin, newly promoted PSHT from the same UC for posting as a corrigendum case at GPS Kattan Bala, has neither been accepted nor rejected. Flag F.
6. That the post of PSHT at GPS Kattan Bala has been deliberately kept vacant for future transfer.
7. That the application for ban relaxation of Mr. Ali Rahman has been marked by P.S to minister E&SE as fake and ordered for inquiry. Flag G.
8. That Mr. Ali Rahman PSHT is convicted of transfer on a fake signature of Mr. Shah Ram Khan Taraki, Minister for E&SE KP. Flag H.

Conclusion of inquiry :

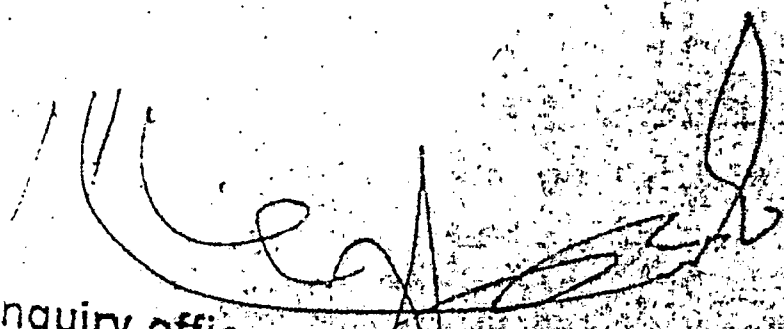
1. Office of the DEO (M) has failed to verify the transfer NOC from the concerned quarters before issuing transfer order.
2. That the application of Mr. Ayaz Uddin, newly promoted PSHT from the same UC for posting as a corrigendum case at GPS Kattan Bala, has neither been accepted nor rejected.
3. That Mr. Ali Rahman PSHT is convicted of transfer on a fake signature of Mr. Shah Ram Khan Taraki, Minister for E&SE KP.

225

13

Inquiry Recommendations:

1. Transfer order No: 4977-85/F No: 12/DEO (M) ADO (P) Estb: Dated Dir Upper: 07-12-2021 of Mr. Ali Rahman PSHT to Kattan Bala may be withdrawn.
2. Since Mr. Ali Rahman PSHT is convicted of transfer on a fake signature of Mr. Shah Ram Khan Taraki, Minister for E&SE KP. Therefore he is guilty of misconduct. The competent authority may impose one of the minor penalties 1 censure or 2 stoppage or with holding of 1 annual increment as punishment.
(As per services laws KP & federal page 99-100) –Flag i
3. Office of the DEO (M) has failed to verify the transfer NOC from the Concerned quarters before issuing transfer order. This is negligence on their part concern office may be censured.
4. That the application Dairy No: 1771 Dated: 13-11-2021 of Mr. Ayaz Uddin, newly promoted PSHT from the same UC for posting as a corrigendum case at GPS Kattan Bala, has neither been accepted nor rejected. Therefore it's recommended that his application may be considered for GPS Kattan Bala being from the same UC.



Inquiry officer / PRINCIPAL

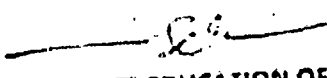
PRINCIPAL
Office, Nankai Pur
Peshawar City

ORDER

The official transfer order of Mr. Ali Rahman PSHT GPS Kattan Bala, Sindh, vide his office order No. 1977/257/No. 12/DEO(M/ADO/P) E&S, dated 07/07/2022, is hereby **WITHDRAWN** due to fake signature of the Minister for (E&S) for the application submitted by Ali Rahman PSHT GPS Kattan Bala which has been established in the inquiry report by the Principal GHS Nanak Pura Peshawar No. 672 dated 21-03-2022 & the direction of Assistant Director E&S Khyber Pakhtun Khwa vide Endsl. No. 9084/F.NO/PST/PSHT/CT/AT/Transf. dated 08-06-2022. Furthermore, as per the recommendation of the inquiry officer the following teachers are hereby transferred / adjusted in the schools mentioned against their names with immediate effect in the best interest of public service.

S. #	Name & Designation	Name of present School	Where adjusted	Remarks
01.	Ayaz Ud Din, PSHT	GPS Maheen Banda	GPS Kattan Bala	Vice No 02
02.	Ali Rahman, PSHT	GPS Kattan Bala	GPS Maheen Banda	Vice No 01 On Disciplinary Ground

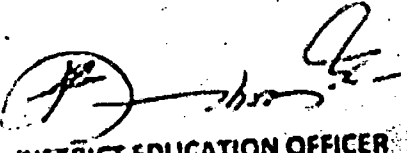
- 01. No TAVDA is allowed
- 02. Charge report should be submitted to all concerned.


 DISTRICT EDUCATION OFFICER
 MALE DIR UPPER
 Dated Dir Upper 16/6 2022.

No. 9921 / F. No. 12 / DEO(M/ADO/P) E&S

Copy forwarded for information and necessary action to:-

- 01. PA to Minister of Elementary & Secondary Education Khyber Pakhtun Khwa Peshawar.
- 02. Assistant Director Elementary & Secondary Education Khyber Pakhtun Khwa Peshawar.
- 03. Deputy Commissioner Dir Upper for information please.
- 04. District Monitoring Office EMA Dir Upper for information please.
- 05. SDEO Male concerned
- 06. Official concerned


 DISTRICT EDUCATION OFFICER
 MALE DIR UPPER
16/6/2022

GOVERNMENT OF KHYBER PAKHTUNKHWA
OFFICE OF THE DISTRICT EDUCATION OFFICER
MALE DIR UPPER

e-mail; deomdirupper@gmail.com

OFFICE ORDER:

This office transfer order of Mr. Ali Rahman PSHT GPS Katlan Bala Sub Division Lar Jum, issued vide this office endst No. 4977-85 No. 12/DEO(M)/ADO(P) Estt dated 07.12.2022 is hereby WITH DRWN due to fake signature of Hon'ble Minister for (E&SE) for ban relaxation on the body of application submitted by Ali Rahman PSHT GPS Kattan Bala which has been established in the inquiry report by the principal GHS Nanak Pura Peshawar No. 672 dated 21.03.2022 & the direction of Assistant Director E&SE Khyber Pakhtunkhwa vide Endost No. 9084/F.No.PST/PSHT/CT/AT/Transfer dated 08.06.2022. furthermore, as per the recommendation of the inquiry officer the following teachers are hereby transferred/adjusted in the schools mentioned against their names with immediate effect in the best interest of public service;

S#	Name & Designation	Name of present School	Where adjusted	Remarks
1.	Ayaz ud Din, PSHT	GPS Maheen Banda	GPS Kattan bala	Vice No. 2
2.	Ali Rahman, PSHT	GPS Kattan Bala	GPS Maheen Banda	Vice No. 1 on disciplinary ground.

01.No TA/DA is allowed.

02.Charge report should be submitted to all concerned.

DISTRICT EDUCATION OFFICER
MALE DIR UPPER

No. 9926-31/F.No.12/DEO(M)(ADO(P)/Estab.

Copy forwarded for information and necessary action to:

1. PA to Minster of Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
2. Assistant Director Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
3. Deputy Commissioner Dir Upper for information Please.
4. District Monitoring office EMA Dir Upper for information please.
5. SDEO Male concerned.
6. Official concerned.

DISTRICT EDUCATION OFFICER
MALE DIR UPPER



14-10-12
Pr-12

S. No. 26 G-20

GOVERNMENT OF KHYBER PAKHTUNKHWA
OFFICE OF THE DISTRICT EDUCATION OFFICER
MALEDIR UPPER



PH No. 0911-881100 E-mail: deomdirupper@gmail.com

PROMOTION ORDER.

Consequent upon the recommendation of the Departmental promotion committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary & Secondary Education Notification No.SO(B&A)/1-18/E&SE/2012 dated 11-07-2012 and Finance Department Endst.No.SO(FR)/FD/10-22(E)/2-10 dated 16-07-2012 the following Senior Primary School Teachers SPST-BPS-14 are hereby promoted to the post of Primary School Head Teachers PSHT-BPS-15 (16120-1330-56020) plus usual allowances as admissible under the rule on regular basis under the existing policy of the Provincial Government in Teaching Cadre on the terms and condition given below with immediate effect and further posted in the schools noted against each.

S#	Sr. No	Name of teacher	Father Name	D.O.B	D/O passing PTC	Present school	Place of posting	Rank
01.	154	SHAFIULLAH	FATHI KHAN	14-4-1965	09-01-1995	GPS REHANKOT NO.01	GPS GIRGAT	A.V
02.	192	INAYATULLAH	MUHAMMAD YAGUB SHAM GHAF'OOD	02-10-1977	25-05-1990	GPS GAMSEER JADBAR	GPS TANGA	A.V
03.	228	ALTAH HUSSAIN	MUHAMMAD NOOR	15-05-1971	13-05-1997	GPS SHAW	GPS NIIRGA	A.V
04.	349	RAHIM KHAN	MUHAMMAD NOOR	30-03-1970	24-04-1999	GPS BODI KHWAR	GPS GHANSIAL PAYEEN	A.V
05.	398	SARWAR KHAN	MALANG JAN	01-01-1978	01-03-2000	GPS GALKORE	GPS GORKOHAI	A.V
06.	470	MEHAR ZAMAN	GUL HASAN KHAN	06-10-1978	29-03-2004	GPS GAMSEER JADBAR	GPS ZALAMKOT	A.V
07.	474	SAWAR KHAN	SHER ALI	16-03-1970	29-03-2004	GPS JAN SHIATI NO.01	GPS ZULIKHA BARAWAL	A.V
08.	476	SHAMSUD DIN	NAJMUD DIN	23-03-1970	29-03-2004	GPS MAKHAI	GPS SHENGARA BARAWAL	A.V
09.	404	ATAUR RAHMAN	KHAIRUR RAHMAN	28-03-1981	20-03-2004	GPS WARI NO.01	GPS HAYACAI GHARHI	A.V
10.	487	ABDUL HAMID	MUHAMMAD ZEIB KHAN RUSTAM KHAN	25-01-1984	29-03-2004	GPS GULI BHAGI BALA	GPS KALPANI BARAWAL	A.V
11.	490	MUHAMMAD NAWAZ KHAN SHAMSHAD KHAN	SHAH BAK KHAN	01-12-1973	30-03-2004	GPS SHERATKAL	GPS BATLAI BALA WARI	A.V
12.	512	QADAR HAYAT	SHAH RAWAN	01-05-1971	01-04-2004	GPS KANDARO S.S KHAIL	GPS GAT KOTO BARAWAL	A.V
13.	514	SAYED SAJJAD ALI	NOOR MUHAMMAD	03-03-1984	01-04-2004	GPS TANGAI	GPS TANGAI WARI	A.V
14.	516	MUHAMMAD ISMAIL GUL MUHAMMAD	ASHRAF UD DIN	15-04-1978	13-04-2004	GPS KAKAD BALA	GPS KASAI SWANSAR BARAWAL	A.V
15.	536	MUHAMMAD ISMAIL GUL MUHAMMAD	ASHRAF UD DIN	25-03-1970	01-03-2005	GPS USHERAI	GPS JABAT USHERAI	A.V
16.	542	AZIZULLAH	HAKIM KHAN	20-06-1981	01-04-2005	GPS DEKAREY	GPS NAVEY KALEY	A.V
17.	568	MUHAMMAD ANWAR KHAN	MUHAMMAD RAHIM SAKTAR KHAN	08-05-1984	10-10-2000	GPS CHUMIRA (P)	GPS DOBANDO	A.V
18.	574			15-01-1973	01-12-2006	GPS SHANIL	GPS SHANIL USHERAI	A.V

[Signature]
Director

[Signature]

210

68	MUHAMMAD SHOUQU	NOOR HALEEM JAN
	MUSAN MUHAMMAD	MUHAMMAD AHMAD
69	HABIB RAZIQ	HAZAL RAZIQ
670	ADDUR RAHMAN	HAKIMA KHAN
671	TAHIR SHAH	MIAN JAN SAID
672	MUHAMMAD GAUHER ALI	SAID ALI
673	INAYATUR RAHMAN	MUHAMMAD JAN
674	RASHIDULLAH	ALI SAID
675	ISMAIL KHAN	MUZAFAR SAID
676	AYAZUD DIN	ZAINUL WAHIDEEN
677	SAFIULLAH	ABDUL KARIM
678	AMIR LAIQ ZADA	MUHAMMAD GHAFUOR
679	RAHAM ZED KHAN	UMAR ZED KHAN
680	IRFANULLAH	ZIARAT GUL
681	GUL GHANI	HAZRAT JAN
682	MUHAMMAD ZED	MUHAMMAD HAROON KHAN
683	AZIZUL HAQ	AQAL ZADA
684	ZIAUD DIN	SHERIN AKHOON ZADA
685	AKHTAR MUNIR	AKHOON ZADA
686	UMAR MUNIR	KAKI JAN
687	KHURSHID AHMAD	MUTABAR KHAN
688	ANWAR KHAN	
689		

1-0-1903	10-11-2008	GPS DATAN WARI
20-5-1973	20-11-2008	GPS GAMIJAT WARI
15-0-1975	20-11-2008	GPS KOHAI WARI
12-2-1970	20-11-2008	GPS BEKAHEY
1-1-1977	20-11-2008	GPS SHARMAI
31-12-1977	20-11-2008	GPS CHINAR CHAM
2-1-1978	20-11-2008	GPS KALKOT
4-0-1970	20-11-2008	GPS URYA KHAIL
1-7-1970	20-11-2008	GPS CHUKIATAN
0-5-1970	20-11-2008	GPS DAM JABUAI
27-2-1900	20-11-2008	GPS DADUAN
0-4-1980	20-11-2008	GPS SERAI BIBYAWAR
4-12-1980	20-11-2008	GPS SUINKARAI
1-1-1981	20-11-2008	GPS ATIRKON
2-0-1981	20-11-2008	GPS SHALGA DAMAN WARI
15-11-1981	20-11-2008	GPS MUNZAI WARI
4-1-1982	20-11-2008	GPS GANDIGAR NO.02
17-11-1982	20-11-2008	GPS DOBANDO
6-2-1982	20-11-2008	GPS SERAI NEIAG WARI
6-2-1982	20-11-2008	GPS ADID KHAN WARI
6-2-1982	20-11-2008	GPS BEGAM Wari
6-8-1982	20-11-2008	GPS BAGH MUHA
5-3-1983	20-11-2008	

GPS DATAN WARI	A.V.P
GPS SHATIZ BARAWAL	A.V.P
GPS SHAGAI OSORAI	A.V.P
GPS ATRANGO	A.V.P
GPS BARA DADA DOON	A.V.P
GPS SADIQ BANDA	A.V.P
GPS DARAK	A.V.P
GPS MARAWARO BARAWAL	A.V.P
GPS KOCHIKAL DIR	A.V.P
GPS MAHEEN BANDA	A.V.P
GPS JEKAND KALKOT	A.V.P
GPS SHAMIRGAR	A.V.P
GPS MIANA K IWAR	A.V.P
GPS KONEY BARAWAL	A.V.P
GPS KANDARO BALA WARI	A.V.P
GPS MANZAI WARI	A.V.P
GPS TALOW	A.V.P
GPS SANGAI	A.V.P
GPS MATAI NO.02	A.V.P
GPS ARAI MANZAI WARI	A.V.P
GPS SONI	A.V.P
GPS GERO	A.V.P

CONSEQUENTIAL

Inayatullah PSHT GPS Doon Serai No.1 as consequential adjusted at GPS Shong against vacant post.

CONDITIONS.

22

01. They would be on probation for a period of one year extendable for another one year.
02. They will be governed by such rules and regulations as may be issued from time to time by the Govt.
03. Their Services can be terminated at any time, in case their performances are found unsatisfactory during probationary period. In case of misconduct, they shall be proceeded under the rules framed from time to time.
04. Charge report should be submitted to all concerned.
05. Their Inter- Se-Seniority on lower post will remain intact.
06. No TAVDA is allowed for joining their duties.
07. They will give an under taking to this effect to be recorded in their service Books.
08. The SDLO(M) concerned will verify their document before activation of pay on BPS-15.

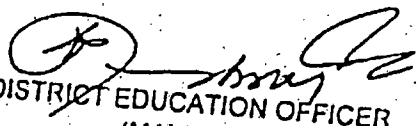
(MUHAMMAD ASHRAF)
DISTRICT EDUCATION OFFICER
(MALE) DIR UPPER

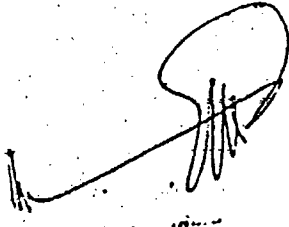
Dated Dir, the 06/10/2021.

Endst No. 2, 134-41 / F.No.107/DEO(M)/ADO(Estt) Primary (M)

Copy forwarded for information and necessary action to the

01. PA to the Director (E&SE) Khyber Pakhtunkhwa Peshawar.
02. Deputy Commissioner District Dir Upper.
03. District Monitoring Officer Dir Upper.
04. District Accounts Officer Dir Upper.
05. Sub; Divisional Education Officer Male Dir, Wari, kalkot, Barawal, Larjam and Sharingal.
06. Budget and Account Officer Local Office.
07. Officials Concerned.
08. M.F.O.

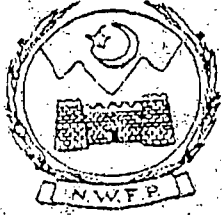

DISTRICT EDUCATION OFFICER
(MALE) DIR UPPER
6/10/21


DISTRICT EDUCATION OFFICER
(MALE) DIR UPPER

ANNEXURE

Posting - Transfer Policy - updated till 10 Jan, 2009

H (23)



GOVERNMENT OF NWFP ESTABLISHMENT & ADMINISTRATION DEPARTMENT (Regulation Wing)

POSTING / TRANSFER POLICY OF THE PROVINCIAL GOVERNMENT

- i) All the posting/transfers shall be strictly in public interest and shall not be abused/misused to victimize the Government servants
- ii) All Government servants are prohibited to exert political, Administrative or any other pressures upon the posting/transfer authorities for seeking posing/transfers of their choice and against the public interest.
- iii) All contract Government employees appointed against specific posts, can not be posted against any other post.
- iv) The normal tenure of posting shall be three years subject to the condition that for the officers/officials posted in unattractive areas the tenure shall be two years and for the hard areas the tenure shall be one year. The unattractive and hard areas will be notified by the Government.
- v) While making postings/transfer from settled areas to FATA and vice-versa, specific approval of Governor, NWFP needs to be obtained.
- vi) While making postings/transfers of officers/officials up to BS-17, from settled areas to FATA and vice-versa approval of the Chief Secretary NWFP needs to be obtained. Whereas, in case of posting/transfer of officers in BS-18 and above, from settled areas to FATA and vice versa, specific approval of the Governor NWFP shall be obtained.
- vi (a) All Officers/officials selected against Zone-I/FATA quota in the Provincial Services should compulsorily serve in FATA for atleast eighteen months in each grade. This should start from senior most scales/grades downwards in each scale/grade of each cadre.
- vii) Officers may be posted on executive/administrative posts in the Districts of their domicile except District Coordination Officers (D.C.Os) and DPOs/Superintendent of Police (SP). Similarly Deputy Superintendent of Police (DSP) shall not be posted at a place where the Police Station (Thaana) of his area/residence is situated.
- viii) No posting/transfers of the officer's/officials on detailment basis shall be made.
- ix) Regarding the posting of husband/wife, both in Provincial services, efforts where possible would be made to post such persons at one station subject to the public interest.
- x) All the posting/transferring authorities may facilitate the posting/transfer of the unmarried female government Servants at the station of the residence of their parents.

ATTESTER

to be traced
ADVOCATE

Para-1(v) regarding months of March and July for posting/transfer and authorities for relaxation of ban deleted vide letter No. SOR-VI (E&AD) 1-4/2008/Vol-VI, dated 3-6-2008. Consequently authorities competent under the NWFP Government Rules of Business, 1985, District Government Rules of Business 2001, Posting/Transfer Policy and other rules for the time being in force, allowed to make posting/transfer subject to observance of the policy and rules. Added vide Urdu circular letter No. SOR-VI(E&AD)1-4/2003, dated 21-09-2004

24

- xi) Officers/officials except DCOs and DPOs/SPs who are due to retire within one year may be posted on their option on posts in the Districts of their domicile and be allowed to serve there till the retirement.
DCOs and DPOs who are due to retire in the near future may also be posted in the District of their domicile subject to the condition that such posting would be against non-administrative posts of equivalent scales;
- xii) In terms of Rule-17(1) and (2) read with Schedule-III of the NWFP Government Rules of Business 1985, transfer of officers shown in column 1 of the following table shall be made by the authorities shown against each officer in column 2 thereof:

Outside the Secretariat		
1.	Officers of the all-Pakistan Unified Group i.e. DMG, PSP including Provincial Police Officers in BPS-18 and above.	Chief Secretary in consultation with Establishment Department and Department concerned with the approval of the Chief Minister.
2.	Other officers in BPS-17 and above to be posted against scheduled posts, or posts normally held by the APUG, PCS(EG) and PCS(SG).	-do-
3.	Heads of Attached Departments and other Officers in B-19 & above in all the Departments.	-do-
In the Secretariat		
1.	Secretaries	Chief Secretary with the approval of the Chief Minister.
2.	Other Officers of and above the rank of Section Officers: a) Within the Same Department b) Within the Secretariat from one Department to another.	Secretary of the Department concerned. Chief secretary/Secretary Establishment.
3.	Officials up to the rank of Superintendent: a) Within the same Department b) To and from an Attached Department. c) Within the Secretariat from one Department to another	Secretary of the Department concerned. Secretary of the Dept in consultation with Head of Attached Department concerned. Secretary (Establishment)

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.

APPROVED
to be true copy
Advocate

25

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 posing/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
4.	Official in BPS-16 and below	Executive District Officer in consultation with District Coordination Officer.

3. As per Rule 25(2) of the Rules mentioned above the District Coordination Department shall consult the Government if it is proposed to:

- a) Transfer the holder of a tenure post before the completion of his tenure or extend the period of his tenure.
- b) Require an-officer to hold charge of more than one post for a period exceeding two months.

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

.....

All concerned are requested to ensure that tenures of the concerned officers/officials are invariably mentioned in summaries submitted to the Competent Authorities for Posting/Transfer.
 {Authority: Letter No: SOR-VI/E&AD/1-4/2003 dated 24-6-2003}

.....

It has been decided by the Provincial Government that posting/transfer orders of all the officers up to BS-19 except Heads of Attached Departments irrespective of grades will be notified by the concerned Administrative Departments with prior approval of the Competent Authority obtained on the Summary. The Notifications/orders should be issued as per specimen given below for guidance.

All posting/transfer orders of BS-20 and above and Heads of Attached Departments (HAD) shall be issued by the Establishment Department and the Administrative Departments shall send approved Summaries to E&A Department for issuance of Notifications.

ATTESTED
 to be true copy
 Advocate

"A"

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

No.

APPEAL No. 1065 of 20 22

Repd Ali Rehman

Appellant/Petitioner

Versus

The Secy. (ELSE) Deptt. KPN

RESPONDENT(S)

Respondent No. 4 Ayaz ud Din PSHI
(BPS-15) G/PS Maheem Banda
Distt. Dir Upper.

Notice to Appellant/Petitioner

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 29/9/22 at 9: am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

copy of Appeal
is Attached
for Reply

[Signature]
Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

VAKALATNAMA

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

APPEAL NO: _____ OF 2022

Ali Rehman

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Edu Dept

(RESPONDENT)
(DEFENDANT)

I/We Ali Rehman

Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. 22 / 6 / 2022



CLIENT


ACCEPTED

NOOR MOHAMMAD KHATTAK


KAMRAN KHAN


&
UMAR FAROOQ


MUHAMMAD MAAZ MADNI


HAIDER KHAN
ADVOCATES

OFFICE:

Flat No.(TF) 291-292 3rd floor
Deans trade centre Peshawar cantt:
Mobile No. 0334-5277323

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

CM NO. _____/2022

765
22/7/22

IN
APPEAL NO. 1065/2022

*Put up to the Wavily
Chairman with relevant app-
25/7/2022*
ALI REHMAN

VS

EDUCATION DEPT.

**APPLICATION FOR TRANSFER OF THE ABOVE TITLED
SERVICE APPEAL FROM CAMP COURT SWAT TO THE
PRINCIPAL BENCH AT PESHAWAR**

R/SHEWETH:

- 1) That the above titled appeal is pending adjudication before this honorable tribunal and is fixed for preliminary hearing on 03/08/2022 at Camp Court Swat.
- 2) That appellant has challenged the transfer order dated 16/06/2022 along with the service appeal. The appellant has also asked/requested for suspension of impugned order dated 16/06/2022 by filing separate petition for suspension.
- 3) That since the matter pertains to transfer and needs to be decided on urgent basis, hence needs to be heard at principal Bench of the Tribunal.
- 4) That there is no legal bar while transferring the above titled service appeal from Camp Court Swat to Principal seat at Peshawar.

*order
The Registrar shall
fix all the cases
at the benches
at the
Swat. Sent
during
at this
25/7/22*

It is therefore, most humbly prayed that on acceptance of the instant application the above titled service appeal may very kindly be transferred from Camp Court Swat to Principal Seat at Peshawar to meet the ends of justice at an earlier date.

Dated: 22-7-2022

APPLICANT
THROUGH:
NOOR MOHAMMAD KHATTAK
ADVOCATE

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

CM NO. _____/2022

IN

APPEAL NO. 1065 /2022

765
22/7/22

Put up to the worthy
Chairman with relevant appeal.

ALI REHMAN

VS

EDUCATION DEPT.

**APPLICATION FOR TRANSFER OF THE ABOVE TITLED
SERVICE APPEAL FROM CAMP COURT SWAT TO THE
PRICIPAL BENCH AT PESHAWAR**

Reader

R/SHEWETH:

- 1) That the above titled appeal is pending adjudication before this honorable tribunal and is fixed for preliminary hearing on 03/08/2022 at Camp Court Swat.
- 2) That appellant has challenged the transfer order dated 16/06/2022 along with the service appeal. The appellant has also asked/requested for suspension of impugned order dated 16/06/2022 by filing separate petition for suspension.
- 3) That since the matter pertains to transfer and needs to be decided on urgent basis, hence needs to be heard at principal Bench of the Tribunal.
- 4) That there is no legal bar while transferring the above titled service appeal from Camp Court Swat to Principal seat at Peshawar.

Order
The Registrar shall
fix all the cases
at the Principal
Bench during
vacation
25/7/22

It is therefore, most humbly prayed that on acceptance of the instant application the above titled service appeal may very kindly be transferred from Camp Court Swat to Principal Seat at Peshawar to meet the ends of justice at an earlier date.

Dated: 22-7-2022

APPLICANT
THROUGH:
NOOR MOHAMMAD KHATTAK
ADVOCATE

"A"

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

No.

APPEAL No..... 1065 of 20 22

Regd Ali Rehman

Apellant/Petitioner

Versus

the Secy. (ERSE) Deptt KPK

RESPONDENT(S)

Respondant No. 3

Notice to Apellant/Petitioner

The Distt: Education
Officer Distt: Dis upper

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 29/9/22 at 9 am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

copy of Appeal
is Attached
for Reply

[Signature]
Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"A"

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

No.

APPEAL No. 1063 of 2022

3rd Ali Rehman

Appellant/Petitioner

Versus

The Sany. (ERSE) Deptt. KPN

RESPONDENT(S)

Respondent No. 4 Ayaz ud Din PSHI
(BPS-15) G.P.S Mahoon Banda
Distt. Dir Upper

Notice to Appellant/Petitioner

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 29/9/22 at 9:00 am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

copy of Appeal
is Attached
for Reply

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

"A"

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

No.

APPEAL No. 1065 of 20 22

Ali Rehman

Appellant/Petitioner

Versus

the Secy: (ERSE) Deptt. Peshawar

RESPONDENT(S)

Respondent no. 1

Notice to Appellant/Petitioner

the Secretary (ERSE)
Deptt. KPK Peshawar

[Signature]
14/9

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 29/9/2022 at 9:00

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

copy of Appeal
is Attached

for Reply

[Signature]
Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

"A"

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

No.

APPEAL No..... 1065 of 20 22

Ali Rehman

Appellant/Petitioner

Versus

the Sup. (ERSE) Dept. KPK

RESPONDENT(S)

Respondant No. 2

Notice to Appellant/Petitioner

the Director ERSE
KPK Peshawar.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 29/9/2022 at 9: am.

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

copy of Appeal
is Attached
for Reply

[Signature]
Registrar,

Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

[Signature]
4/9