

13-9-2022

The worthy Chairman is on leave to come up for the same as before on 27/10/2022



27th Oct., 2022

1. Petitioner alongwith counsel present. Mr. Naseerud Din Shah, Assistant Advocate General alongwith Syed Naseerud Din Shah, S.O (Litigation) for official respondents present. Mst. Yahya Begum alongwith counsel present. Representative of the respondents provided copy of Notification No. SO(S/F)E&SED/4-16/2022/Adjustment/Posting, dated 07.09.2022 through which the petitioner has been transferred and posted as Instructor (BS-19) at RPDC, Peshawar in OPS. Copy of notification is placed on file. A copy has also been provided to learned counsel for the petitioner who is satisfied and requested that the Petition u/s 12(2) CPC may be consigned. As a token of admission of his submission, he signed the margin of order sheet.

2. In view of the above, the instant Petition u/s 12(2) CPC is filed. Consign.

3. Pronounced in open Court at Peshawar and given under my hand and the seal of the Tribunal on this 27th day of October, 2022.


(FAREEHA PAUL)
Member(E)

As per information of my client, want to withdraw the instant petition u/s 12(2) as already vide notification dt-7/9/22 issued by authority.



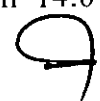
Syed Naseerud Din Shah

Syed Naseerud Din Shah

FORM OF ORDER SHEET

Court of _____

12(2) CPC Petition No. 373/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	27/06/2022	<p style="text-align: center;">The application U/S 12(2) CPC in appeal no. 1558/2019 submitted by Mr. Sibatullah Khan Khalil Advocate may be entered in the relevant Register and put up to the Court for proper order please.</p> <div style="text-align: right;">  _____ REGISTRAR </div>
2-	09/7/22	<p style="text-align: center;">This application be put up before Division Bench at Peshawar on <u>5-7-22</u>. Original file be requisitioned. Notices to the petitioner and his counsel be also issued for the date fixed.</p> <div style="text-align: right;">  _____ CHAIRMAN </div>
	5 th July, 2022	<p>Counsel for the petitioner present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.</p> <p>The execution/implementation petition of the judgment dated 02.02.2022, impugned herein, is also fixed for today and learned counsel for the private respondent as well as learned AAG for official respondents are in attendance and with accept notice of this application. Learned counsel for private respondent strongly opposed this application. Since the respondents have accepted notice of application, therefore, let it be fixed before D.B on 14.07.2022 for arguments.</p> <div style="text-align: right;">  _____ (Kalim Arshad Khan) Chairman </div>

14-7-2022

Proper DB not available the case is adjourned

EO 13-9-22

of
Readers

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

CHECK LIST

Case Title: Mst Samina Akhtar v/s Govt KPK

S#	CONTENTS	YES	NO
1	This Appeal has been presented by: _____	✓	
2	Whether Counsel/Appellant/Respondent/Deponent have signed the requisite documents?	✓	
3	Whether appeal is within time?	✓	
4	Whether the enactment under which the appeal is filed mentioned?	✓	
5	Whether the enactment under which the appeal is filed is correct?	✓	
6	Whether affidavit is appended?	✓	
7	Whether affidavit is duly attested by competent Oath Commissioner?	✓	
8	Whether appeal/annexures are properly paged?	✓	
9	Whether certificate regarding filing any earlier appeal on the subject, furnished?	x	✓
10	Whether annexures are legible?	✓	
11	Whether annexures are attested?	✓	
12	Whether copies of annexures are readable/clear?	✓	
13	Whether copy of appeal is delivered to AG/DAG?	✓	
14	Whether Power of Attorney of the Counsel engaged is attested and signed by petitioner/appellant/respondents?	✓	
15	Whether numbers of referred cases given are correct?	✓	
16	Whether appeal contains cutting/overwriting?	x	✓
17	Whether list of books has been provided at the end of the appeal?	✓	
18	Whether case relate to this court?	✓	
19	Whether requisite number of spare copies attached?	✓	
20	Whether complete spare copy is filed in separate file cover?	✓	
21	Whether addresses of parties given are complete?	✓	
22	Whether index filed?	✓	
23	Whether index is correct?	✓	
24	Whether Security and Process Fee deposited? On _____	✓	
25	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules 1974 Rule 11, notice along with copy of appeal and annexures has been sent to respondents? On _____	✓	
26	Whether copies of comments/reply/rejoinder submitted? On _____	✓	
27	Whether copies of comments/reply/rejoinder provided to opposite party? On _____	✓	

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name: Sabit ul Khan

Signature: 

Dated: 7

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Petition 12(2) CPC No. 373 /2022

In

Service Appeal No. 1558/2019

Mst. Samina Akhtar

..... Petitioner

VERSUS

Chief Secretary, Govt. of Khyber Pakhtunkhwa Peshawar and others

..... Respondents

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S#	Description of the Documents	Annex	Pages
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2.	<i>Application with affidavit</i>		5-8
3.	Copy of impugned judgment dated 02.02.2022	"A"	9-13
4.	Copies of other relevant record.	"B"	14-15
5.	Notice		16
6.	<i>Wakalat Nama</i>		17

Through

Petitioner

S. Ullah

Sabit Ullah Khan Khalil

Advocate

Supreme Court of Pakistan.

Dated: 23.06.2022

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

Petition 12(2) CPC No. 373 /2022
In
Service Appeal No. 1558/2019

Diary No. 550

Dated 27-6-2022

Mst. Samina Akhtar, Senior Instructor Physical Education (BPS-18)
GGCHSS, Peshawar

..... Petitioner

VERSUS

1. The Chief Secretary, Khyber Pakhtunkhwa, Peshawar
2. The Secretary (E&SE) Department, Khyber Pakhtunkhwa,
Peshawar,
3. The Director (E&SE) Department, Khyber Pakhtunkhwa, Peshawar
4. Mst. Yahya Begum, Senior Instructor of Physical Education (BPS-
18) GGCHSS, Peshawar

..... Respondents

PETITION UNDER 12(2) CPC 1908 FOR SETTING ASIDE
THE IMPUGNED JUDGMENT DATED 02.02.2022 PASSED
IN SERVICE APPEAL NO. 1558/2019 INSTITUTED ON
18.11.2019 BEING THE RESULT OF FRAUD,
MISREPRESENTATION AND CONCEALMENT OF FACTS
WHICH ARE INEFFECTIVE UPON THE RIGHTS OF THE
PETITIONER/RESPONDENT NO. 4, THUS LIABLE TO BE
SET ASIDE.

PRAYER:

On acceptance of instant petition, the impugned judgments dated 02.02.2022 passed by this Hon'ble Tribunal in Appeal No. 1558/2019 instituted on 18.11.2019

decided on 02.02.2022 may kindly be set aside and the appeal of the appellant may kindly be dismissed.

Respectfully Sheweth:

Brief facts of the case are as under:

1. That the appellant instituted a service appeal before this Hon'ble Tribunal against the official respondents but later on, vide Order dated 20.11.2020, the present petitioner was impleaded later on and notice was issued to the present petitioner which was not served properly upon the petitioner and later on, this Hon'ble Tribunal accept the appeal of the appellant vide judgment dated 02.02.2022, which is the result of fraud, misrepresentation, against law and facts, ineffective upon the rights of the petitioner and also passed at the back of the petitioner, therefore, is liable to be set aside on the following amongst other grounds:

GROUND:

- A. That the impugned judgment dated 02.02.2022 passed by this Hon'ble Tribunal is against law, facts and material available on the case file, hence is not tenable in the eye of law.
- B. That the petitioner who has legal vested right to perform her duty at Govt. Girls Comprehensive Higher Secondary School Peshawar vide order dated 26.07.2019 and since then, she is performing her duty with her Zeal and Zest and upto the satisfaction of the high ups but due to the

impugned judgment, the posting of the petitioner would be disturbed, therefore, her presence and right of audience while deciding the instant appeal is necessary and falls within the ambit of natural justice, therefore, the impugned judgment passed in vacuumed and at the back of the present petitioner.

- C. That no proper service whatsoever has been served upon the petitioner, therefore, the impugned judgment is passed ex.parte by disturbing the lawful right of the petitioner. Moreover, the law required that each and every case must be decided on its own merits rather deciding the same on mere technicalities.
- D. That admittedly, the appellant namely Mst. Yahya Begum requested for her transfer to Peshawar against the post of Govt. Girls High School University Town, Peshawar, therefore, on the face of it, disturbing the posting of the present petitioner, is the result of malafide, fraud and misrepresentation by taking the benefit of the instant impugned judgment, hence the same is liable to be rectified.
- E. That valuable rights of the petitioner is involved in the present case, there is no legal impediment to set aside the impugned judgment and decide the appeal on its own merits and in accordance with law while giving the right of audience to the present petitioner in the instant appeal.
- F. That the petitioner got the knowledge of the impugned judgment dated 02.02.2022 a few days ago when the

(4)

appellant Mst. Yahya Begum filed a contempt of court application before this Hon'ble Tribunal wherein next date of hearing is fixed for 05.07.2022, hence the instant petition is well within time.

- G. That the petitioner requests this Hon'ble Court to allow him to argue any fresh ground in the light of record at the time of arguments.

It is, therefore, most humbly prayed that on acceptance of instant petition, the impugned judgments dated 02.02.2022 passed by this Hon'ble Tribunal in Appeal No. 1558/2019 instituted on 18.11.2019 decided on 02.02.2022 may kindly be set aside and the appeal of the appellant may kindly be dismissed.

Through

Petitioner

Sabit Ullah Khan Khalil

Sabit Ullah Khan Khalil
Advocate
Supreme Court of Pakistan.

(5)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Petition 12(2) CPC No. _____/2022

In

Service Appeal No. 1558/2019

Mst. Samina Akhtar

..... Petitioner

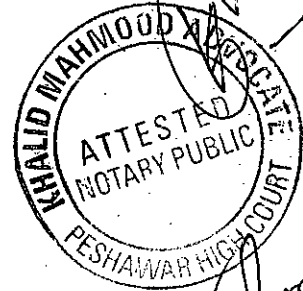
VERSUS

Chief Secretary, Govt. of Khyber Pakhtunkhwa Peshawar and others

..... Respondents

AFFIDAVIT

I, do hereby solemnly affirm and declare on Oath that the contents of the petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



Deponent

(6)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Petition 12(2) CPC No. _____/2022

In

Service Appeal No. 1558/2019

Mst. Samina Akhtar Petitioner

VERSUS

Chief Secretary, Govt. of Khyber Pakhtunkhwa Peshawar and others

..... Respondents

APPLICATION FOR SUSPENSION OF operation of
IMPUGNED judgment DATED 02.02.2022

Respectfully Sheweth:

1. That the appeal titled above is pending before this Hon'ble Court wherein no next date of hearing has yet been fixed.
2. That the appellant /petitioner has a good prima facie case and arguable case and is sanguine about his success.
3. That the balance of convenience is also lies in favour of the appellant/petitioner.
4. That the ground taken in the main appeal, may please be considered as an integral part of the instant appeal.
5. That if the operation of the impugned judgment is/was not suspended, the applicant would suffer irreparable loss.

(7)

PRAYERS:

It is, therefore, most humbly submitted that on acceptance of instant Application, the operation of impugned judgment dated 02.02.2022 may kindly be suspended, till the final disposal of the main appeal.

Through

Petitioner



Sabit Ullah Khan Khalil

Advocate

Supreme Court of Pakistan.

8

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Petition 12(2) CPC No. _____/2022

In

Service Appeal No. 1558/2019

Mst. Samina Akhtar

..... Petitioner

VERSUS

Chief Secretary, Govt. of Khyber Pakhtunkhwa Peshawar and others

..... Respondents

AFFIDAVIT

I, do hereby solemnly affirm and declare on Oath that the contents of the Application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



Samina Akhtar

Deponent

(9)

66 A 66

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

Office No. 1649

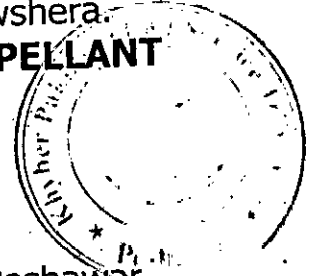
Date 18/11/2019

APPEAL NO. 1558 /2019

Mst: Yahya Begum, Senior Instructor of Physical Education (BPS-18),
GGCHSS, Peshawar under transfer to GGHSS Pir Pai, District Nowshera.

APPELLANT

VERSUS



- 1- The Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
- 2- The Secretary (E&SE) Department Khyber Pakhtunkhwa, Peshawar.
- 3- The Director (E&SE) Department, Khyber Pakhtunkhwa, Peshawar.

RESPONDENTS

*Compilations of
as the Peshawar
vide dated 20.11.2019*

4- *Sameer Akhtar SPE (BPS-18) GGCHSS, Peshawar*

APPEAL UNDER SECTION-4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974
AGAINST THE IMPUGNED NOTIFICATION DATED
26.07.2019 WHEREBY THE APPELLANT WAS
TRANSFERRED FROM GOVERNMENT GIRLS
COMPREHENSIVE HIGHER SECONDARY SCHOOL,
PESHAWAR TO GOVERNMENT HIGHER SECONDARY
SCHOOL PIR PAI, DISTRICT NOWSHERA AND AGAINST
NO ACTION TAKEN ON THE DEPARTMENTAL APPEAL OF
THE APPELLANT WITHIN THE STATUTORY PERIOD OF
NINETY DAYS

PRAYER:

That on acceptance of this appeal the impugned order dated 26.07.2019 may very kindly be set aside and the appellant may not be transferred from Government Girls Comprehensive Higher Secondary School, Peshawar. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

*Filed to day
18/11/19
Registrar*

R/SHEWETH:

ON FACTS:

1-

That appellant is the employee of respondent Department and is serving as Senior Instructor of Physical Education (BPS-18) quite efficiently and up to the entire satisfaction of her superiors.

[Handwritten signature]

That during performing duty at Government Girls Comprehensive Higher Secondary School, Peshawar some baseless allegations were leveled against the appellant by the respondents. That the competent authority had conducted Departmental inquiry in the matter and after conclusion it was

(10)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 1558/2019

Date of Institution ..., 18.11.2019

Date of Decision ... 02.02.2022



Mst. Yahya Begum, Senior Instructor of Physical Education (BPS-18) GGCHSS,
Peshawar under transfer to GGHSS Pir Pai, District Nowshera.
... (Appellant)

VERSUS

The Chief Secretary, Khyber Pakhtunkhwa, Peshawar and others.
... (Respondents)

Noor Muhammad Khattak,
Advocate ... For Appellant

Muhammad Adeel Butt,
Additional Advocate General ... For official respondents

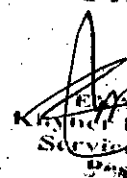
AHMAD SULTAN TAREEN ... **CHAIRMAN**
ATIQU-UR-REHMAN WAZIR ... **MEMBER (EXECUTIVE)**

JUDGMENT

ATIQU-UR-REHMAN WAZIR MEMBER (E):- Brief facts of the case are

that the appellant while serving as Senior Instructor of Physical Education BPS-18 was proceeded against on the charges of misconduct but the inquiry officer did not prove the allegations leveled against her, despite the respondents transferred her vide order dated 26-07-2019 as a penalty on administrative grounds. Feeling aggrieved, the appellant filed departmental appeal, which was not responded within the statutory period, hence the instant service appeal with prayers that the impugned order dated 26-07-2019 may be set aside and the appellant may not be transferred from government girl's comprehensive higher secondary school, Peshawar.

ATTESTED

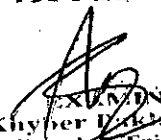

KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR

02. Learned counsel for the appellant has contended that the impugned order is against law, facts and norms of natural justice, therefore not tenable and liable to be set aside; that the appellant has not been treated in accordance with law and rules on the subject, as such, the respondents violated Article 4 and 25 of the Constitution; that the impugned order is against clauses-I and VII of the transfer/posting policy, therefore not tenable and liable to be set aside; that the respondents acted in arbitrary manner by issuing the impugned order against the appellant; that the appellant has been discriminated, as such the respondents violated the principle of natural justice; that neither the impugned order has been passed in public interest nor in exigency of service, rather was passed with malafide and as a punishment; that transfer is nowhere mentioned as punishment in Khyber Pakhtunkhwa Government Servant (Efficiency & Discipline) Rules, 2011, hence the punishment so awarded is not in conformity with rules.

03. Learned Additional Advocate General for the respondents has contended that the appellant is liable to serve anywhere in the province as per law and rule; that proper inquiry was conducted against the appellant and it was upon recommendation of the inquiry officer that the appellant was transferred from the school concerned; that under section 10 of Civil Servant Act, 1973, the competent authority is empowered to transfer a civil servant from one place to another in exigency of service and in the public interest; that the civil servant has no vested right to claim posting/transfer of her choice; that the appellant being cancer patient has an option of retirement on medical grounds as she is unable to perform her duty; that departmental appeal of the appellant was filed being devoid of merit; that the instant service appeal of the appellant also being devoid of merit may be dismissed.

04. We have heard learned counsel for the parties and have perused the record.

ATTESTED


 EXAMINER
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar

05. Record reveals that an inquiry was conducted against principal of the school, where the appellant was also posted as vice principal. The allegations against the appellant were that she had invited and allowed media persons inside the school. As per findings of the inquiry report, the appellant was exonerated of the rest of the charges, but it was suggested that she might be transferred from that school. As per recommendations of the inquiry officer, the appellant was transferred vide impugned order dated 26-07-2019. We have observed that the appellant was transferred on administrative grounds. Learned counsel for official respondents, when confronted with the situation as to whether transfer can be taken as a punishment, was unable to show any plausible reply, which shows malafide on part of the respondents and on this score alone, the impugned transfer order is liable to be set aside. The respondents also violated transfer/posting policy notified by the provincial government read with letter of the establishment department dated 27-02-2013 pertaining to posting/transfer. Attention is drawn to para-2 of the said letter, which is reproduced as under;

"Tenure, posting and transfer; when the ordinary tenure for a posting has been specified in the law or rules made thereunder, such tenure must be respected and cannot be varied, except for compelling reasons, which should be recorded in writing and are judicially reviewable."

Moreover transfer on administrative ground is not permissible under the law, this issue has already been thrashed out and settled in various judgments relied upon by the learned counsel for the appellant that transfer of a civil servant could not be made on the basis of complaint because transfer had not been mentioned as punishment in the penalty list in the rules and regulations regarding the conduct of civil servants. Reliance is placed on 2015 PLC (CS) 1035 and 2012 PLC (CS) 187. We are of the considered view that the impugned transfer order was made on malafide on part of the respondents, administrative expediencies

ATTESTED
EXAMINER
Dikshit
Tribunal
Lawyer

and without taking into consideration the illness of the appellant, hence is illegal, unlawful and not tenable in the eye of law and is liable to be struck down.

06. As a sequel to above discussion, the instant appeal is accepted. The impugned transfer order dated 26-07-2019 is set aside and the appellant is allowed to complete her tenure in GGCHSS Peshawar. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED

02.02.2022



(AHMAD SULTAN TAREEN)
CHAIRMAN



(ATIQ-UR-REHMAN WAZIR)
MEMBER (E)

Certified to be true copy
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 21-06-2022
Number of Words 2000
Copying Fee 22/-
Urgent —
Total 22/-
Name of Copyist —
Date of Completion of Copy 22/6/2022
Date of Delivery of Copy 22/6/2022



(14) 66 B

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

Dated Peshawar the July 26th, 2019

NOTIFICATION

No. SO(S/F)E&SED/4-16/2019/Re-adjustments: Consequent upon the approval of Competent Authority; the following Senior Instructor Physical Education (BS-18) are hereby adjusted against the mentioned posts in public interest with immediate effect:

S#	Name & Designation	Adjusted As	Remarks
1	Mst. Sameena Akhtar, SIPE (BS-18) GGHSS Pir Pai Nowshera	SIPE (BS-18) GGCHSS Peshawar	Vice Sr. No. 2
2	Mst. Yahya Begum, SIPE (BS-18) GGCHSS Peshawar	SIPE (BS-18) GGHSS Pir Pai Nowshera	Vice Sr. No. 1

No TA/ DA allowed.

SECRETARY
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Endst: of even No. & date:

Copy forwarded to the:

1. Accountant General Khyber Pakhtunkhwa, Peshawar.
2. Director E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officers (Female) Peshawar & Nowshera.
4. District Accounts Officers Peshawar & Nowshera.
5. In charge EMIS, E&SE Department for uploading at official website.
6. PS to Secretary E&SE Department.
7. SIPEs concerned.
8. Office order file.


(GULRUH)

SECTION OFFICER (SCHOOLS FEMALE)

ATTESTED

15

66 B 66

The Secretary
Elementary and Secondary Education
Khyber Pakhtunkhwa, Peshawar

Subject: REQUEST FOR TRANSFER TO PESHAWAR

R. Sir,

1. With great reverence and humble submission, I beg to state that:
 - (a) I am performing my duties regularly in GGHS School Pir Piai Nowshera since 2012.
 - (b) I was transferred to GGHS School Pir Piai Nowshera vide order no. SO(S/E) E&SED/4-16/Re-Adjustment dated 26-07-2019.
 - (c) I aggrieved and filed the instant service appeal no 1558 2019, which is accepted on 2nd February 2022 (copy attached).
 - (d) During hearing of my appeal on 31-01-2022, the honorable Chairman and member (Executive) of Khyber Pakhtunkhwa Service Tribunal ordered Additional Advocate General Mr. Muhammad Adeel Butt to contact secretary education KPK and confirmed the vacant post of SIPE and also for settlement on this post in GGHS School university town Peshawar, so he contacted the Honorable Secretary education who agreed for the settlement and processed the summary of my transfer to GGHS School university town Peshawar.
 - (e) I had also filed an application on Medical / Humanities ground in January 2022 in your good office as I am the patient of Cancer since 2011.
 2. Keeping in view the above-mentioned facts it is therefore requested to transfer my services against the vacant post of SIPE at GGHS School university town Peshawar which is more convenient and near to my residence.
- I shall be very thankful to you for this act of kindness.

Yours sincerely

Yahya Begum
SIPE, Pir Piai, Nowshera

Date: 22.03.2022

Scopy E&SE
Diary No 2403
dt 22/3/2022

ATTESTED

16

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Petition 12(2) CPC No. _____/2022

In

Service Appeal No. 1558/2019

Mst. Samina Akhtar

..... Petitioner

VERSUS

Chief Secretary, Govt. of Khyber Pakhtunkhwa Peshawar and others

..... Respondents

NOTICE TO RESPONDENTS

To,

1. The Chief Secretary, Khyber Pakhtunkhwa, Peshawar
2. The Secretary (E&SE) Department, Khyber Pakhtunkhwa, Peshawar,
3. The Director (E&SE) Department, Khyber Pakhtunkhwa, Peshawar
4. Mst. Yahya Begum, Senior Instructor of Physical Education (BPS-18) GGCHSS, Peshawar

I am filling a 12(2) Petition before Peshawar High Court, Peshawar against KP Service Tribunal, Peshawar, in the above titled case, copy of the Petition along with all the enclosures are attached.

Through

Petitioner

SUK

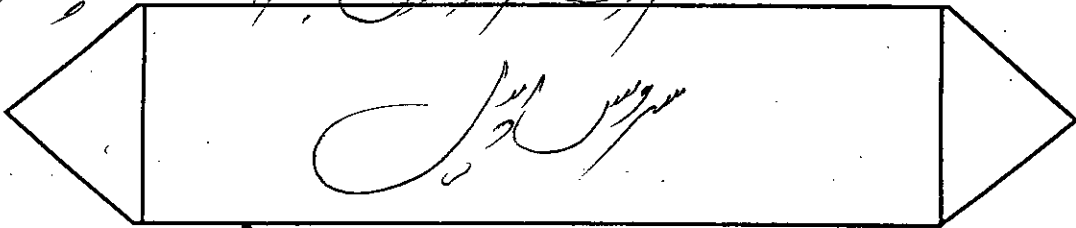
Sabit Ullah Khan Khalil

Advocate

Supreme Court of Pakistan.

Dated: 23.06.2022

بعدالت مسروں کے سنبھالنے کے لئے درخواست



بنام چیف سیکرٹری حکومت پنجاب
محکمہ خراج

مورخہ
مقدمہ
دعویٰ
جرم

باعث تحریر آئندہ

AS مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ
آن مقام کے لئے شمارت الٹا کیلئے مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالت ہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور صولی چیک دروپہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخ
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیار حاصل ہوں گے اور اس کا ساختہ
پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔
کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

AS
9/11

Chaminia Jafar

المرقوم 23 جون 2022ء

بمقام کے لئے منظور ہے۔



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION DEPARTMENT
BLOCK A OPPOSITE MPA,S HOSTEL, CIVIL SECRETARIAT PESHAWAR
PHONE NO 091-9223588

Dated Peshawar September 07th, 2022

NOTIFICATION


NO.SO(S/F)E&SED/4-16/2022/Adjustment/Posting: In compliance of Hon'ble Khyber Pakhtunkhwa Service Tribunal Peshawar Judgment dated: 02.02.2022 in Service Appeal No. 1558/2019, Mst. Yahya Begum, Senior Instructor of Physical Education (BS-18), is hereby transferred/posted to GGCHSS Peshawar against the post of C.I.P.E (BS-19) in OPS. Whereas, Mst. Samina Akhtar, SIPE (BS-18) is hereby transferred from the post of C.I.P.E (OPS) in GGCHSS Peshawar to the post of Instructor (BS-19) at RPDC Peshawar in OPS, with immediate effect, in the public interest.

**SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA
E&SE DEPARTMENT**

Endst: of even No.& date:

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Registrar, Khyber Pakhtunkhwa Service Tribunal Peshawar.
3. Director, E&SE, Khyber Pakhtunkhwa, Peshawar.
4. District Education Officer (Female) Peshawar.
5. Director EMIS, E&SE Department for uploading at official website at the earliest.
6. PS to Secretary, E&SE Department.
7. Section Officer (Litigation-II), E&SE Department.
8. Officers concerned.
9. Office order file.


(MUHAMMAD FAIZAN ZEB)
SECTION OFFICER (S/F)