

ORDER

25.10.2022

Appellant alongwith his counsel present.

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

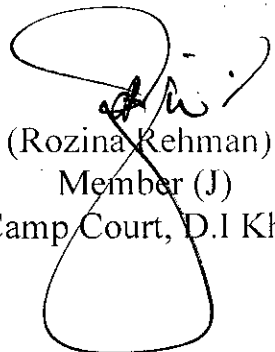
At the very outset learned counsel for appellant requested for withdrawal of the instant service appeal as the grievances of the appellant have been redressed. To this effect, statement of learned counsel for appellant was recorded on the margin of order sheet.

In view of above, instant service appeal is dismissed as withdrawn.

No order as to costs. File be consigned to the record room.

ANNOUNCED

25.10.2022


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

*As the grievances has been redressed.
Therefore, the instant appeal may kindly be
disposed of. 25/10/2022*

22.08.2022

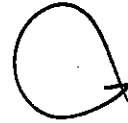
Due to summer vacation, the case is adjourned for the same on 26.09.2022.


Reader

26th Sept 2022

Appellant in person present. Mr. Asif Masood Ali Shah, Deputy District Attorney for respondents present.

Written reply/comments on behalf of respondents not submitted. Respondents are directed to submit written reply/comments on the next date. Last opportunity granted. To come up for written reply/comments on 25.10.2022 before S.B at Camp Court, D.I. Khan.



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



S.A = 4520/2021

DIRECTORATE GENERAL,
EXCISE, TAXATION & NARCOTICS CONTROL,
KHYBER PAKHTUNKHWA, PESHAWAR.

Auqaf Complex, Shami Road, Peshawar.
Phone. 091-9212260

ORDER

Dated Peshawar the 27 /10/2021

No. 3513 /Estb/XXXV-D-412 The following postings / transfers of Officers / officials of the Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa are hereby ordered with immediate effect in the best public interest.

S #	Name of Officers/Officials	From	To
1	Mr. Javed, Inspector.	Excise & Taxation Office, Swabi.	Excise & Taxation Office, Karak against vacant post.
2	Mr. Sher Baz, Inspector.	Excise & Taxation Office, Haripur.	Excise & Taxation Office, Abbottabad, against the vacant post.
3	Mr. Zain ul Abideen, Inspector.	Excise & Taxation Office, Kohat.	Excise & Taxation Office-Nowshera, against the vacant post.
4	Mr. Alif Shah, Inspector.	Excise & Taxation Office-III, Peshawar.	Excise & Taxation Office-I, Peshawar against the vacant post.
5	Mr. Shakeel Arshad, Inspector.	Directorate General, E,T&NC, Khyber Pakhtunkhwa Peshawar.	Excise & Taxation Officer-III, Peshawar.
6	Mr. Shahid Tahsin, Inspector.	Excise & Taxation Officer-IV, Peshawar.	Excise & Taxation Officer-II, Peshawar against vacant post.
7	Muhammad Ijaz, Inspector.	Excise & Taxation Officer-IV, Peshawar.	Excise & Taxation Officer-II, Peshawar against vacant post.
8	Mr. Fawad Aziz, Inspector.	Excise & Taxation Officer-III, Peshawar.	Excise & Taxation Officer-II, Peshawar.
9	Mr. Nauman Akhtar, Inspector.	Excise & Taxation Officer-II, Peshawar.	Excise & Taxation Office.-III, Peshawar.
10	Mr. Javed, Computer Operator.	Excise & Taxation Office-II, Peshawar.	Excise & Taxation Office-Nowshera.
11	Mr. Asif Iqbal, Computer Operator.	Excise & Taxation Officer-Nowshera.	Excise & Taxation Officer-II, Peshawar.
12	Mr. Shaukat Ali, Assistant Sub-Inspector.	Excise Police Station Peshawar (Investigation).	Excise & Taxation Officer-III, Peshawar.
13	Mr. Moazam Jan, Assistant Sub-Inspector.	Excise & Taxation Officer-III, Peshawar.	Excise Police Station Peshawar (Investigation).
14	Mr. Jamroz Khan, Assistant Sub-Inspector.	Excise & Taxation Office-Mardan.	Excise & Taxation Office-Swabi.
15	Mr. Sanaullah Sethi, Assistant Sub-Inspector.	Excise & Taxation Office-Lakki Marwat.	Excise & Taxation Officer-D.I.Khan.
16	Muhammad Younas, Assistant Sub-Inspector.	Excise & Taxation Officer-D.I.Khan.	Excise & Taxation Officer-Lakki Marwat.



DIRECTORATE GENERAL
EXCISE, TAXATION & NARCOTICS CONTROL,
KHYBER PAKHTUNKHWA, PESHAWAR.

Auqaf Complex, Shami Road, Peshawar.

Phone. 091-9212260

17	Mr. Gul Islam, Assistant Sub-Inspector.	Excise & Taxation Officer- VI, Peshawar.	Excise & Taxation Officer-Kohat on attachment basis.
18	Mr. Hamza Sultan, Assistant Sub-Inspector.	Excise & Taxation Officer- Lakki Marwat.	Excise & Taxation Officer- Bannu.
19	Mr. Sajjad, Assistant Sub-Inspector.	Excise & Taxation Officer- Bannu.	Excise & Taxation Officer-Lakki Marwat.
20	Mr. Hamid Constable.	Excise & Taxation Officer- IV, Peshawar.	Excise & Taxation Officer- Nowshera.
21	Mr. Fayaz Constable.	Excise & Taxation Officer- IV, Peshawar.	Excise & Taxation Officer- Nowshera.
21	Mr. Ghulam Murtaza, Constable.	Excise & Taxation Officer- IV, Peshawar.	Excise & Taxation Officer-II, Peshawar.
22	Mr. Talha Zaman, Constable.	Excise & Taxation Officer- IV, Peshawar.	Excise & Taxation Officer-II, Peshawar.
23	Mr. Hamid Amin, Constable.	Excise & Taxation Officer- III, Peshawar (presently working in the o/o E.T.O- Nowshera).	Excise & Taxation Officer- Nowshera.
24	Mr. Samar Iqbal, Constable.	E.T.O-Malakand (presently working in Excise Police Station Peshawar).	Excise & Taxation Officer- Swabi.

The officials who are on attachment basis are draw their pay & other emoluments from their original place of posting.

DIRECTOR GENERAL
EXCISE, TAXATION & NARCOTICS CONTROL,
KHYBER PAKHTUNKHWA, PESHAWAR.

No. 3514-20
/Estb/ XXXV-D-412

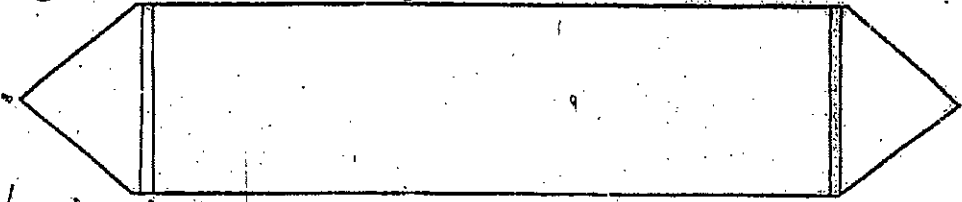
Copy forwarded for information and further necessary action to:

- 1- Director (Admn), Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa, Peshawar.
- 2- Directors, Excise, Taxation & Narcotics Control, concerned.
- 3- Excise & Taxation Officers concerned.
- 4- District Accounts Officers concerned.
- 5- Circle Officers / SHO's concerned.
- 6- Officers / Officials concerned.
- 7- Personal files.

DIRECTOR GENERAL
EXCISE, TAXATION & NARCOTICS CONTROL,
KHYBER PAKHTUNKHWA, PESHAWAR

**DIRECTORATE GENERAL EXCISE, TAXATION & NARCOTICS CONTROL
DEPARTMENT KHYBER PAKHTUNKHWA**

بعدالت جسٹس محنت خواہ سروس ٹرا بیٹونال ڈیرہ اسماعیل خان



2، 3، 4، 5، 6، 7، 8، 9، 10، 11، 12، 13، 14، 15، 16، 17، 18، 19، 20، 21، 22، 23، 24، 25، 26، 27، 28، 29، 30، 31، 32، 33، 34، 35، 36، 37، 38، 39، 40، 41، 42، 43، 44، 45، 46، 47، 48، 49، 50، 51، 52، 53، 54، 55، 56، 57، 58، 59، 60، 61، 62، 63، 64، 65، 66، 67، 68، 69، 70، 71، 72، 73، 74، 75، 76، 77، 78، 79، 80، 81، 82، 83، 84، 85، 86، 87، 88، 89، 90، 91، 92، 93، 94، 95، 96، 97، 98، 99، 100

شاء اللہ سٹی بی نام حکومت و عیدہ

S.A# 4520/2021

موزخہ
مقدمہ
دعویٰ
م

باعث تحریر آنگہ

مقدمہ جلد چہ عنوان بالا میں اپنی طرف سے واسطے پیرودی و جواب دی وکل کاروائی محتلفہ
آن مقام ڈیرہ اسماعیل خان کیلئے افسانہ حسین وکسٹ
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو رضی نامہ کرنے، و تقرر ثالثتہ فیصلہ برحلف دیے جواب دی اور اقبال دعویٰ اور
باعدت ڈگری کرنے اجراء اور وصولی چیک و روپیہ از عرضی دعویٰ اور درخواست ہر قسم کی تصدیق
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیرودی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی
نیز دائر کرنے اپیل گمرانی و نظر ثانی و پیرودی 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 بچائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا سہولتہ
پر اذیت منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ درجائے 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 پیرودی
مذکورہ کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

(Signature)
Director Excise
Taxation & Narcotics Control
D.I. Khan Region

AFTAB HUSSAIN
Advocate High Court

الرقوم 24
ماہ اکتوبر 2022

Attested and accepted by *(Signature)*

(Signature)
DIRECTOR (LIT/PT&D/COORD)
Excise Taxation & Narcotics Control
Khyber Pakhtunkhwa

13.01.2022

Nemo for the parties.

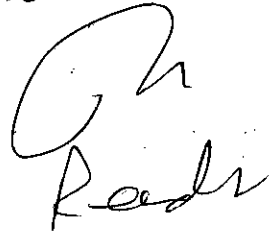
Mr. Kabirullah Khattak, Addl. AG for respondents present. Reply/comments on behalf of respondents not submitted. Notice be issued to the respondents for submission of reply/comments. To come up for reply/comments before the S.B on 21.02.2022 at Camp Court, D.I Khan.



(Atiq-Ur-Rehman Wazir)
Member (E)

21/2/2022

Due to the retirement of the Honble Chairmen to come up for the same as before on 30/6/2022



30th June 2022

Appellant in person present. Mr. Farhaj Sikandar, District Attorney alongwith Mr. Younas, SI for respondents present.

Written reply/comments on behalf of the respondents have not submitted. Representative of respondents seeks time to submit the same on the next date. Respondents are directed to submit written reply/comments on the next date positively. To come up for written reply/comments on 22.08.2022 before S.B at camp court D.I.Khan.



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

22.08.2022

Due to summer vacation, the case is adjourned for the same on 26.09.2022.

Reader

26th Sept 2022

Appellant in person present. Mr. Asif Masood Ali Shah, Deputy District Attorney for respondents present.

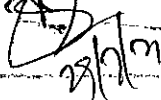
Written reply/comments on behalf of respondents not submitted despite last chance, therefore, their right for submission of written reply/comments is struck off. To come up for arguments on 25.10.2022 before D.B at Camp Court, D.I. Khan.

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

28.07.2021

Nemo for the appellant. This case belongs to the D.I.Khan Region and such cases were previously heard at camp court, D.I.Khan. May be notices issued to appellant/counsel have not been received by them, therefore, they are not in attendance. Anyhow having gone through the memorandum of appeal and copies of documents annexed there-with, there are arguable points warranting admission of appeal for full hearing. Therefore, this appeal is admitted for regular hearing subject to all just and legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for arguments on 02.09.2021 before the D.B, at Principal Seat.

Appellant Deposited
Security & Process Fee


28/7/21



Chairman

02.09.2021

Due to summer vacations, the case is adjourned to 13.01.2022 for the same as before.

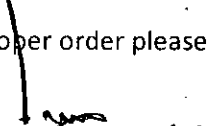


READER

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ 4520/2021 _____

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	31/03/2021	<p>The appeal of Mr. Sanaullah Sethi received today by post through Mr. Muhammad Abdullah Baloch Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	04/06/2021	<p>This case is entrusted to S. Bench Peshawar. Notices be issued to appellant/counsel for preliminary hearing on 28/07/2021.</p> <p style="text-align: right;"> CHAIRMAN</p>

BEFORE THE KPK SERVICES TRIBUNAL, KPK PESHAWAR
CAMP COURT DERA ISMAIL KHAN

In Service Appeal No. _____/2021

Sana Ullah Sethi
(**Appellant**)

Versus

Govt Of KPK, etc
(**Respondents**)

SERVICE APPEAL
INDEX

S.No.	Description of document	Annexure	Pages
1	Memo and grounds for appeal with affidavit	--	1-7
2	Memo of Addresses	--	8
3	Copies of CNIC and Service card and NOC of appellant	A	9-11
4	Copies of appointment order & regularization order of appellant's wife	B & C	12-13
5	Copy of impugned transfer order dated 20/11/2020	D	14-15
6	Copy of the departmental appeal dated 20/12/2020	E	16-18
7	Copy of the writ petition No. 987-D/2020 and order dated 12/01/2021	F	19-25
10	Copy of application dated 15/01/2021	G	26-27
8	Vakalatnama	--	28

Dated: 30/03/2021

Your Humble Appellant



Sana Ullah Sethi
Through Counsel



Muhammad Abdullah Baloch
Advocate High Court

①

BEFORE THE HONOURABLE SERVICES TRIBUNAL,
KPK, PESHAWAR CAMP COURT DERA ISMAIL KHAN

Khyber Pakhtunkhwa
Service Tribunal

Service Appeal No. 4520/2021

Diary No. 4391

Dated 31/3/2021

Sana ullah Sethi, son of Salah U Din r/o Sehbaz Town
Tauseef Abad District Dera Ismail Khan, presently posted
as Assistant Sub-Inspector at the office of Excise &
Taxation Lakki Marwat.

.....(**APPELLANT**)

VERSUS

1. Govt. of Khyber Pakhtunkhwa through Secretary
Excise and Taxation, Khyber Pakhtunkhwa, Peshawar.
2. The Director General, Excise, Taxation and Narcotics
Control Khyber Pakhtunkhwa, Peshawar.
3. Regional Director Excise, Taxation and Narcotics
Control Dera Ismail Khan.

(**RESPONDENTS**)

Service Appeal under section 04 of KPK Service Tribunal

Act, 1974, against the impugned transfer order No 5686

Estab:/XXXV-D-246 dated 20/11/2020, issued by the

Director General, Excise, Taxation and Narcotics Control

Khyber Pakhtunkhwa, Peshawar (Respondent No.2),

whereby appellant has been transferred to Excise and

Taxation Office Lakki Marwat from Dera Ismail Khan and

finally against the indecision of departmental

*Advocate
30/3*

Filed to-day

ew
Registrar
31/03/2021

appeal/representation dated 22/12/2020 of the appellant.

PRAYER

On acceptance of the instant service appeal, to declare impugned transfer order against the law, illegal, against fundamental and basic rights of appellant, is violation of the Govt. policy and to withdraw/set-aside the impugned transfer order No. 5686 Estab:/XXXV-D-246 dated 20/11/2020 issued by the Director General, Excise, Taxation and Narcotics Control Khyber Pakhtunkhwa, Peshawar and department may kindly be directed to transfer the appellant back to Excise and Taxation Office Dera Ismail Khan under the government spouse policy (Wedlock Policy).

Any other relief deemed appropriate in circumstances of the case may also be allowed in favour of appellants as against respondents with costs.

Respectfully Sheweth,

1. That the appellant is permanent resident of district Dera Ismail Khan and is serving the respondents' department as Assistant Sub-Inspector(BPS-11) and presently posted at Excise and Taxation Office Lakki Marwat and is also a student of LLB-II (evening shift) in Dera Ismail Khan . Copies of CNIC, service identity card and NOC is annexed as **Annexure-A**.
2. That the wife of appellant namely Mst. Nasreen Kousar was appointed as Lady Health Worker in District Health Officer Dera Ismail Khan on contract basis vide appointment order No. 9363 dated in 1995 and later on,

*CA
20/13*

(3)

was regularized through officer order No. 8625-72/9/14 dated 25/09/2014, and presently posted at District Health Office Dera Ismail Khan. Copies of appointment order No. 9363 dated and regularization order No. 8625-72/9/14 dated 25/09/2014 of appellant's wife are annexed as **Annexure-B, & C** respectively.

3. That the appellant is serving in the Department with great zeal & zest by leaving no stones unturned towards her high ups and appellant has served this department more than 29 years and has invested the youngest age of his life, which is evident from the service record of the appellant.
4. That the appellant had been transferred to Excise and Taxation Office Lakki Marwat vide impugned transfer order No 5686 Estab:/XXXV-D-246 dated 20/11/2020. Which was received by the appellant on 30/11/2020. Copy of impugned transfer order is annexed as **Annexure-D**.
5. That the appellant feeling aggrieved from the impugned transfer order submitted departmental appeal/representation dated 22/12/2020 and also filed a writ petition No. 987-D/2020 before the Honorable Peshawar High Court Dera Ismail Khan Bench for implementation of Govt, Spouse Policy Qua Transfers Of Civil Servants and to withdraw the transfer order of the appellant. Which was decided by the Honorable Peshawar

CC
Chowdhury

High Court Dera Ismail Khan Bench Vide Order dated 12/01/2021. Copy of the departmental appeal/representation dated 22/12/2020 of the appellant is annexed as **Annexure-E** and copy of the writ petition No.987-D/2020 and order dated 12/01/2021 is annexed as **Annexure-F**.

6. That the appellant later on moved another application dated 15/01/2021, to the respondent No. 2 for implementation of the orders of Honorable Peshawar High Court Dera Ismail Khan bench dated 12/01/2021. Copy of application is annexed as **Annexure-G**.
7. That up-till now the departmental appeal of the appellant remains undecided and after the laps of statutory period, the appellate jurisdiction of this worthy tribunal is being invoked inter alia on following grounds.

GROUND:

- i. That act/omission on the part of respondents especially respondent No. 2 is illegal, against the fundamental and basic rights of the appellant, is violative of the Govt. policy and discriminatory in nature, hence, need issuance of the appropriate writ by this worthy court.
- ii. That the appellant is very much entitled to be posted at the same office in accordance with Spouse Policy but denial on the part of Respondents is against all canons of Justice and in utter disregard of natural justice.

NA
Chhokri

- iii. That the appellant is very much entitled to be posted/transferred at officer of Excise, Taxation & Narcotics Control Dera Ismail Khan in accordance with the spouse policy(wedlock policy) of the Govt.
- iv. That the request of the appellant is legitimate but due to the lethargic conduct of the respondents, the case of the appellant has been shuffling from desk to desk and the rights guaranteed to the appellant by the Constitution are being violated by the respondents.
- v. That the children of the appellant are also studying in Dera Ismail Khan in their respective classes and also the appellant is permanent resident of Dera Ismail Khan. In such circumstances it is very difficult for appellant to travel from Dera Ismail Khan to Lakki Marwat on daily basis and has also to look after his family, as there is no other person to look after appellant's home. The appellant has not left any stone unturned in obeying his legitimate duties in Dera Ismail Khan and remained always vigilant and vibrant in service.
- vi. That it is pertinent to mention here that the appellant is also a student of Law in Luqman Law College Dera Ismail Khan of Part-II (Evening Shift). The appellant is also facing hurdles in his educational carrier due to the impugned transfer order dated 20/11/2020 because traveling from Lakki Marwat on daily basis is impossible for appellant.

MS
Chaudhary

- vii. That wife of the appellant, being a civil servant and serving the department on a district wise post, cannot move to Lakki Marwat with the appellant and for this purpose government has already enacted policies for the benefit of civil servant. It is now the matter for the first time occurred in my carrier to take benefit from the said policy.
- viii. That the petition of appeal is duly supported by law and rules formulated there under, besides the affirmation/affidavit annexed hereto.
- ix. That this honourable Tribunal is competent and has ample powers to adjudge the matter under reference/appeal.
- x. That counsel for the appellant may graciously be allowed to raise additional grounds at the time of arguments.

It is therefore humbly request that On acceptance of the instant service appeal, to declare impugned transfer order of appellant against the law, illegal, against the fundamental and basic rights of the appellant, is violation of the Govt. policy, discriminatory in nature and to withdraw/set-aside the impugned transfer order No. 5686 Estab:/XXXV-D-246 dated 20/11/2020 issued by the Director General, Excise, Taxation and Narcotics Control Khyber Pakhtunkhwa, Peshawar and department may kindly be directed to transfer the appellant back to Excise and Taxation Office Dera Ismail Khan under the government spouse policy (Wedlock Policy).

Chaudhary

Any other relief deemed appropriate in circumstances of the case may also be allowed in favour of appellants as against respondents with costs.

Dated: 30/03/2021

Your Humble Appellant



Sana Ullah Sethi
Through Counsel

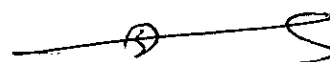


Muhammad Abdullah Baloch
Advocate High Court

CERTIFICATE

Certified that appellant have not filed an appeal regarding the subject controversy, earlier in this august Tribunal.

Date: 30/03/2021



Appellant

AFFIDAVIT

I, **Sana ullah Sethi**, son of Salah U Din r/o Sehbaz Town Tauseef Abad District Dera Ismail Khan, appellant herein, do hereby solemnly affirm on oath that all parawise contents of the accompanying appeal are true and correct to the best of my knowledge, belief and information; that nothing has been concealed or kept secret from this worthy Tribunal, nor anything contained therein is based on exaggeration or distortion of facts.

Dated: 30/03/2021



Deponent

Cnic# 12101-5324708-3



30/3/21

**BEFORE THE KPK SERVICES TRIBUNAL, KPK
PESHAWAR CAMP COURT DERA ISMAIL KHAN**

In Service Appeal No. _____/2021

Sana Ullah Sethi
(**Appellant**)

Versus

Govt of KPK, etc
(**Respondents**)

ADDRESSES OF PARTIES

APPELLANT

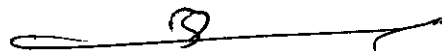
Sana ullah Sethi, son of Salah U Din r/o Sehbaz Town Tauseef Abad District Dera Ismail Khan, presently posted as Assistant Sub-Inspector at the office of Excise & Taxation Lakki Marwat.

(RESPONDENTS)


1. Govt. of Khyber Pakhtunkhwa through Secretary Excise and Taxation, Khyber Pakhtunkhwa, Peshawar.
2. The Director General, Excise, Taxation and Narcotics Control Khyber Pakhtunkhwa, Peshawar.
3. Regional Director Excise, Taxation and Narcotics Control Dera Ismail Khan.

30/03/2021

Your Humble Appellant



Sana Ullah Sethi
Through Counsel





Muhammad Abdullah Baloch
Advocate High Court

9

Annex (A)


حکومت پاکستان
 قوم شناختی کارڈ
 12101-5324708-3

نام: شاد احمد
 جنس: مرد
 والد کا نام: مسعود احمد
 شناختی جہت: کوئی
 تاریخ پیدائش: 20/04/1967


موجودہ پتہ: _____
 رجسٹریشن نمبر: _____

V1F6KJ 12101-5324708-3



19/07/2023 19/07/2013

14966031392





Attested to be
 True copy


9

10

GOVT OF KHYBER PAKHTUNKHWA
EXCISE & TAXATION DEPARTMENT





HAJI SANA ULLAH
 Designation : Assistant Sub-Inspector
 Blood Group : O+ve
 Personal No : 00189554



214 Service Identity Card


EXCISE & TAXATION, KHYBER PAKHTUNKHWA



Father Name : Salahuddin
 CNIC# : 12101-5324708-3
 District : Dera Ismail Khan
 Issue Date : 03/07/2013
 Emergency No : 03219602644
 Address : Tauseef Abad, Multan Road, Dera Ismail Khan

Note : For Information/Verification, Please Contact 091-9212260, 091-9223022
 or Visit <http://www.kpexcise.gov.pk/recoveryms/checkcards.php>

Attested to be
 true copy





DIRECTORATE GENERAL, EXCISE, TAXATION & NARCOTICS
CONTROL, KHYBER PAKHTUNKHWA, PESHAWAR

Augaf Complex, Shami Road, Peshawar Cantt. Phone Nos. 091-9212260-9211209.

(11)

*Attached
be true copy*

No. 3230 /Estb:

Dated: 25 /09/2019

NO OBJECTION CERTIFICATE/DEPARTMENTAL PERMISSION.

It is certified that Mr. Sanaulah Seithi is working in the Excise, Taxation & Narcotics Control, Khyber Pakhtunkhwa as Assistant Sub Inspector (BPS-11) presently posted in Excise & Taxation Office Dera Ismail Khan.

He has requested for the grant of NOC/Departmental Permission for admission in LLB Course.

This office has got no objection in this regard and he is allowed to apply as such provided that he will attend the classes after duty hours. *He shall ensure that his classes does not effect his official duties.*

See
sep 23, 2019
DIRECTOR GENERAL
EXCISE, TAXATION AND NARCOTICS CONTROL
KHYBER PAKHTUNKHWA, PESHAWAR

25/09/2014 مورخہ

نمبر 8625-72/9/14

خیر بختون خواہ ریگولیشن آف لیڈی ہیلتھ ورکرز پروگرام اینڈ اسٹینڈرڈائزیشن (ریگولیشن اینڈ اسٹینڈرڈائزیشن) ایکٹ ۲۰۱۲ کی سیکشن ۱(۱) کے تحت معاہدہ کی بنیاد پر کام کرنے والے درج ذیل ملازمین کو مورخہ ۲۰۱۲ سے مستقل بنیاد پر باقاعدہ تصور کیا جاتا ہے۔ ان کی ملازمت کی تو امداد وراثت کو ذرا ذکر ہوا بلا ایکٹ اور اس کے تحت بنائے جانے والے قواعد کے مطابق ہوں گی۔

نمبر شمار	نام ملازم	والد کا نام	شوہر کا نام	عہدہ	تاریخ تقرری	مرکز صحت کا نام	متعلقہ علاقہ کا نام
۱	نصرت پروین		غلام عباس	لیڈی ہیلتھ ورکر	01/07/1995	زنانہ ہسپتال	تھیم آباد
۲	نسرین کوثر		شاد اللہ	لیڈی ہیلتھ ورکر	01/08/1995	زنانہ ہسپتال	طارق آباد
۳	کھٹیاں آرا		علی محمد	لیڈی ہیلتھ ورکر	05/07/1995	زنانہ ہسپتال	بگی پانڈ خان
۴	سینا نجم		خالد محمود	لیڈی ہیلتھ ورکر	05/09/1997	زنانہ ہسپتال	بستی استراذ شالی
۵	ناگہارم		سید شہزاد	لیڈی ہیلتھ ورکر	20/07/1998	زنانہ ہسپتال	محلہ جوگیاں والا
۶	ایلی نسرین		ملک جہان زیب	لیڈی ہیلتھ ورکر	02/06/1998	زنانہ ہسپتال	سنٹرل جیل
۷	فرزانہ بی بی		شاد اللہ	لیڈی ہیلتھ ورکر	30/08/1998	زنانہ ہسپتال	طارق آباد
۸	راحیلہ نسیم		محمد یعقوب	لیڈی ہیلتھ ورکر	01/08/1998	زنانہ ہسپتال	بستی کاجیوانوالی
۹	پروین اختر		بہتر رسول	لیڈی ہیلتھ ورکر	01/08/1998	زنانہ ہسپتال	ڈی آئی خان کینٹ
۱۰	نور بی بی	رہنواز		لیڈی ہیلتھ ورکر	01/08/1998	زنانہ ہسپتال	شاہ جہاں شہید ٹاؤن
۱۱	عشرت شاہین		حامی اشرف	لیڈی ہیلتھ ورکر	01/12/2002	زنانہ ہسپتال	محلہ جوگیاں والا شاہین اسٹریٹ
۱۲	نصرت پروین		خدا بخش صدیقی	لیڈی ہیلتھ ورکر	01/12/2000	زنانہ ہسپتال	گیلانی ٹاؤن
۱۳	فرادیبا		میراج	لیڈی ہیلتھ ورکر	01/12/2000	زنانہ ہسپتال	گیلانی ٹاؤن
۱۴	عشرت بی بی	کاشف		لیڈی ہیلتھ ورکر	01/04/2001	زنانہ ہسپتال	گیلانی ٹاؤن
۱۵	رضیہ بی بی	قاسم شاہ		لیڈی ہیلتھ ورکر	01/01/2002	زنانہ ہسپتال	بستی استراذ جنوبی
۱۶	عاصمہ جہاں	عبدالستار		لیڈی ہیلتھ ورکر	15/04/2002	زنانہ ہسپتال	محلہ جوگیاں والا
۱۷	شمیم اختر	سرفراز		لیڈی ہیلتھ ورکر	15/04/2002	زنانہ ہسپتال	شاہ جہاں شہید ٹاؤن
۱۸	شہناز اختر		گل زمان	لیڈی ہیلتھ ورکر	15/06/2009	زنانہ ہسپتال	سائیس کالج ڈی آئی خان
۱۹	رخسانہ شہناز		کفایت اللہ	لیڈی ہیلتھ ورکر	15/06/2009	زنانہ ہسپتال	بستی استراذ شالی

ذکورہ بالا ایکٹ کی سیکشن ۱(۱) میں تفریق کر دیا گیا ہے اور اس کے تحت کاروائی سے منسلک ان ملازمین کو مندرجہ ذیل بنیادی تنخواہ کے سکیل میں رکھا جاتا ہے۔

نمبر شمار	عہدہ کا نام	بنیادی تنخواہ کا سکیل
۱	لیڈی ہیلتھ سپروائزر	۷
۲	لیڈی ہیلتھ ورکر	۵
۳	ڈرامیٹر	۳

ڈسٹرکٹ ہیلتھ آفیسر ڈیرہ اسماعیل خان

نقل برائے اطلاع:

۱۔ ڈائریکٹر جنرل ہیلتھ سروسز خیر بختون خواہ

۲۔ پرنسپل کوآرڈینیٹر لیڈی ہیلتھ ورکر پروگرام خیر بختون خواہ

۳۔ ڈسٹرکٹ اکاؤنٹ آفیسر ڈیرہ اسماعیل خان

ڈسٹرکٹ ہیلتھ آفیسر ڈیرہ اسماعیل خان



**DIRECTORATE GENERAL,
EXCISE, TAXATION & NARCOTICS CONTROL,**

KHYBER PAKHTUNKHWA, PESHAWAR.

Auqaf Complex, Shami Road, Peshawar Cantt Phone Nos. 091-9212260-9211209

14

Annex-D

Dated Peshawar the 20 /11/2020

ORDER.

No. 5686 Etab:XXXV-D-246. The following transfer/ posting amongst the officials of Excise, Taxation and Narcotics Control, Khyber Pakhtunkhwa, are hereby ordered with immediate effect in the best public interest.

SOUTH REGION

S#	Name & Designation	From	To	Remarks
✓ 01.	Muhammad Bilal, Assistant Sub-Inspector	Excise & Taxation Office-D.I.Khan.	Excise & Taxation Office-Bannu.	Transfer against vice S#2
✓ 02.	Mr. Zarram Khan, Assistant Sub-Inspector	Excise & Taxation Office-Bannu.	Excise & Taxation Office-D.I.Khan.	Transfer against vice S#1
✓ 03.	Mr. Sanaullah Sethi, Assistant Sub-Inspector	Excise & Taxation Office-D.I.Khan.	Excise & Taxation Office-Lakki Marwat.	Transfer against vice S#4
✓ 04.	Muhammad Younas, Assistant Sub-Inspector	Excise & Taxation Office-Lakki Marwat.	Excise & Taxation Office-D.I.Khan.	Transfer against vice S#3
✓ 05.	Mr. Tariq Aziz, Assistant Sub-Inspector	Excise & Taxation Office-D.I.Khan.	Excise & Taxation Office-Bannu.	Transfer against vice S#6
✓ 06.	Mr. Rukhsar Ali, Assistant Sub-Inspector	Excise & Taxation Office-Bannu.	Excise & Taxation Office-D.I.Khan.	Transfer against vice S#5
07.	Muhammad Arshid, Assistant Sub-Inspector	Excise & Taxation Office-Lakki Marwat.	Excise & Taxation Office-Bannu.	Transfer against vice S#6
08.	Mr. Hamza Sultan, Assistant Sub-Inspector	Excise & Taxation Office-Bannu.	Excise & Taxation Office Lakki Marwat.	Transfer against vice S#7
✓ 09.	Agha Maqbool Hussain Shah, Assistant Sub-Inspector	Excise & Taxation Office-D.I.Khan.	Excise & Taxation Office-Tank.	Transfer against vice S#10
✓ 10.	Mr. Sona Khan, Assistant Sub-Inspector	Excise & Taxation Office-Tank.	Excise & Taxation Office-D.I.Khan.	Transfer against vice S#9
✓ 11.	Mr. Gul Marjan, Assistant Sub-Inspector	Excise & Taxation Office-D.I.Khan.	Excise & Taxation Office-Tank.	Transfer against vice S#12
✓ 12.	Muhammad Tahir, Assistant Sub-Inspector	Excise & Taxation Office-Tank.	Excise & Taxation Office-D.I.Khan.	Transfer against vice S#11
13.	Muhammad Akram, Assistant Sub-Inspector	Excise & Taxation Office-Lakki Marwat.	Excise & Taxation Office-Bannu.	Transfer against vice S#14
14.	Mr. Ikram Ullah, Assistant Sub-Inspector	Excise & Taxation Office-Bannu.	Excise & Taxation Office-Lakki Marwat.	Transfer against vice S#13

Seen

*10
25/11*

ETO - D.I.Khan.

DIRECTOR GENERAL,
EXCISE, TAXATION & NARCOTICS CONTROL,
KHYBER PAKHTUNKHWA, PESHAWAR.

20/11/2020

*Attested
be true copy*



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DIRECTORATE GENERAL,
EXCISE, TAXATION & NARCOTICS CONTROL,
KHYBER PAKHTUNKHWA, PESHAWAR.
Augaf Complex, Shami Road, Peshawar Cantt Phone Nos. 091-9212260-9211209

No. 5687-93 /Estb/XXXV-D-246.

Copy forwarded for information to:-

- 1- Director (Admn), Excise Taxation & Narcotics Control Khyber Pakhtunkhwa, Peshawar.
- 2- Regional Director Excise, Taxation & Narcotics Control South Region D.I.Khan.
- 3- Excise and Taxation Officers concerned.
- 4- Districts Account Officers concerned.
- 5- Officials concerned.
- 6- Personal files.

950 - Dikhan

AW
DIRECTOR GENERAL,
EXCISE, TAXATION & NARCOTICS CONTROL,
KHYBER PAKHTUNKHWA, PESHAWAR.
20.11.2014

(16)

To

Annex (E)

The Director General,
Excise, Taxation & Narcotics Control,
Khyber Pakhtunkhwa, Peshawar.

*Attested to
be true copy*

Through: Proper Channel

⇔<=>⇔<=>⇔<=>⇔<=>⇔

REPRESENTATION AGAINST TRANSFER ORDER NO
5686 ESTAB:/XXXV - D - 246 DATED 20/11/2020.
WHEREBY THE APPELLANT HAS BEEN TRANSFERRED
FROM DERA ISMAIL KHAN TO LAKKI MARWAT

Prayer:

On acceptance of this representation / departmental appeal, the impugned transfer order No 5686 Estab:/XXXV-D-246 dated 20/11/2020 may please be withdrawn being against the policy and to impalement the Govt. Spouse Policy (Wedlock Policy) in letter and spirit and consequently the benefit of the policy ibid may kindly be extended in appellant's favor.

Respected Sir,

It is humbly submitted as under:-

1. That the appellant is severing as Assistant Sub-Inspector (BPS-11) in the Excise, Taxation Office Dera Ismail Khan under your kind control.
2. That the wife of the appellant is also a Govt. servant serving as Lady Health Worker in the DHO Office Deara Ismail Khan. Copies attached.

3. That the appellant has served this department more than 29 years and has invested the youngest age of his life and the appellant has not left any stone unturned in obeying his legitimate duties in Dera Ismail Khan.
4. That vide transfer order No 5686 Estab:/XXXV-D-246 dated 20/11/2020 the appellant has been transferred to Lakki Marwat which is totally against government enacted policies for the benefit of civil servant.
5. That the appellant is also student of LLB at Luqman Law College Dera Ismail Khan which is affiliated with Gomal University Dera Ismail Khan and the appellant is attending classes after duty hours. Copy of NOC / departmental permission is attached.

Reasons:

- a. That transfer order No 5686 Estab:/XXX-D-246 dated 20/11/2020 is void, against government enacted policies.
- b. That the appellant is serving this department from more than 29 years and is also permanent resident of District Dera Ismail Khan.
- c. That the wife of the appellant is also a civil servant and serving as Lady Health Worker and presently posted at DHO Office Dera Ismail Khan (District Vise Post).
- d. That the wife of the appellant, being a civil servant, cannot move to Lakki Marwat with the appellant and for

this purpose government has already enacted policies for the benefit of civil servant. It is now for the first time occurred in my career to take benefit from the said policy.

- e. That the children of appellant are also studying in District Dera Ismail Khan in their respective classes and in that case it is difficult for appellant to move to another district.
- f. That as appellant is student of LLB in District Dera Ismail Khan and the impugned transfer order will also affect the study of appellant.
- g. Your good self has got vast and ample powers to entertain the instant representation / departmental appeal and by implementing the Spouse Policy, the transfer order No 5686 Estab:/XXXV-D-246 dated 20/11/2020 may kindly be withdrawn for the interest of Justice.

For the afore-stated grounds, this representation may please be allowed as prayed above.

Dated: 22.12.2020

Your humble appellant,

Sana Ullah Sethi
ASI (BPS-11)
Excise, Taxation & Narcotics
Control, Lakki Marwat
Cell# 0321-9602644

BEFORE THE HONOURABLE PESHAWAR HIGH COURT
DERA ISMAIL KHAN BENCH

Writ Petition No. 987-D/2020

Sanaullah Sethi, son of Salah U Din r/o Sehbaz Town
Tauseef Abad District Dera Ismail Khan, presently posted as
Assistant Sub-Inspector at the office of Excise & Taxation
Dera Ismail Khan.

(PETITIONER)

VERSUS

1. Govt. of Khyber Pakhtunkhwa through Secretary Excise and Taxation, Khyber Pakhtunkhwa, Peshawar.
2. The Director General, Excise, Taxation and Narcotics Control Khyber Pakhtunkhwa, Peshawar.
3. Regional Director Excise, Taxation and Narcotics Control Dera Ismail Khan.
4. Excise, Taxation officer and Narcotics Control Dera Ismail Khan.
5. Excise, Taxation officer and Narcotics Control Lakki Marwat.

(RESPONDENTS)

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

Prayer:-

ON ACCEPTANCE/ISSUANCE OF INSTANT WRIT PETITION
UNDER THE FOLLOWING HEADS;

1. **To Direct the respondents to act in accordance with law**
under which they are bound to act and to implement the
policy "Wedlock Policy " in its true spirit.

ATTEST

EXAMINOR

Peshawar High Court Bench,
Dera Ismail Khan

WP No.987-D of 2020 (Grounds)

27/03/2021

Filed today
Add: Registrar
04/03/20

Handwritten signature/initials

2. To direct the respondents to decide application of petitioner regarding his transfer from Dera Ismail Khan to Lakki Marwat on the basis of spouse policy.

3. To withdraw the transfer orders of petitioner order No 5686 Estab:/XXXV-D-246 dated 20/11/2020 and to implementing the Spouse Policy in its true spirit.

Or any other relief whatsoever this Honourable Court may deems fit may please be granted to the petitioner.

Filed today
12/12/20
Asst. Registrar

Note:

That addresses of the parties are sufficient for the purpose of service.

Respectfully Sheweth;

Petitioner humbly submits and request as under:-

1. That the petitioner is permanent resident of district Dera Ismail Khan and is serving the respondents' department as Assistant Sub-Inspector(BPS-11) and presently posted at Excise and Taxation Office Dera Ismail Khan. Copies of CNIC and service identity card is annexed as **Annexure-A**.
2. That the wife of petitioner namely Mst. Nasreen Kousar was appointed as Lady Health Worker in District Health Officer Dera Ismail Khan on contract basis vide appointment order No. 9363 dated in 1995 and later on, was regularized through officer order No. 8625-72/9/14 dated 25/09/2014, and presently posted at District Health Office Dera Ismail Khan. Copies of appointment order No. 9363 dated and regularization order No. 8625-72/9/14 dated 25/09/2014 of petitioner's wife are annexed as **Annexure-B, & C** respectively.
3. That the petitioner is serving in the Department with great zeal & zest by leaving no stones unturned towards her high ups and petitioner has served this department more than 29

(Handwritten signature)

ATTESTED

EXAMINOR
Shawar High Court Bench,
Dera Ismail Khan

27/03/2021

years and has invested the youngest age of his life, which is evident from the service record of the petitioner.

4. That now the petitioner has been transferred to Dera Ismail Khan to Excise and Taxation Office Lakki Marwat vide transfer order No 5686 Estab:/XXXV-D-246 dated 20/11/2020. Copy of transfer order is annexed as **Annexure-D**.

5. That the petitioner feeling aggrieved from the transfer order, moved an application to the Director General Excise, Taxation And Narcotics Control, Khbyer Pakhtunkhwa, Peshawar for implementation of Govt, Spouse Policy Qua Transfers Of Civil Servants and to withdraw the transfer order of the petitioner. Copy of application dated 30/11/2020 is annexed herewith as **Annexure-E**.

6. That the application of the petitioner is duly preceded vide letter No. 5373/ET&NC dated 30/11/2020 and letter No. 531/Dir. DIKHAN REGION dated 30/11/2020, but no response has yet been received by the petitioner. Copies of both the letters dated 30/11/2020 are annexed as **Annexure-F**.

7. That feeling aggrieved by the illegal behavior and conduct of respondents, the petitioner does not have any or remedy except to knock the door of this Honourable court by way of instant writ petition, inter alia, on the following grounds.

GROUND:-

A. That act/omission on the part of respondents especially respondent No. 2 is illegal, against the fundamental and basic rights of the petitioner, is violative of the Govt. policy and discriminatory in nature, hence, need issuance of the appropriate writ by this worthy court.

B. That the petitioner is very much entitled to be posted at the same office in accordance with Spouse Policy but denial on the part of Respondents is against all canons of Justice and in utter disregard of natural justice.

WP No.987-D of 2020 (Grounds)

Filed today
Addl. Registrar
04/12/20

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ATTESTED

EXAMINOR

Peshawar High Court Bench,
Dera Ismail Khan

27/05/2021

C. That the petitioner is very much entitled to be posted/transferred at officer of Excise, Taxation & Narcotics Control Dera Ismail Khan in accordance with the spouse policy(wedlock policy) of the Govt. and when there is the matter of the policy, the same does not come under the ambit of terms & conditions of the services and this Honourable court has jurisdiction to entertain the lis of the present petitioner.

D. That the request of the petitioner is legitimate but due to the lethargic conduct of the respondents, the case of the petitioner has been shuffling from desk to desk and the rights guaranteed to the petitioner by the Constitution are being violated by the respondents.

Filed today
Addl. Registrar
02/12/20

E. That the children of the petitioner are also studying in Dera Ismail Khan in their respective classes and also the petitioner is permanent resident of Dera Ismail Khan. In such circumstances it is very difficult for petitioner to travel from Dera Ismail Khan to Lakki Marwat on daily basis and has also to look after his family, as there is no other person to look after petitioner's home. The petitioner has not left any stone unturned in obeying his legitimate duties in Dera Ismail Khan and remained always vigilant and vibrant in service.

Chaudhary
Peshawar

F. That wife of the petitioner, being a civil servant and serving the department on a district wise post, cannot move to Lakki Marwat with the petitioner and for this purpose government has already enacted policies for the benefit of civil servant. It is now the matter for the first time occurred in my carrier to take benefit from the said policy.

G. That notices are being duly served under the dictates of procedural law of Honourable Peshawar High Court. Copies of

ATTESTED

EXAMINOR
Peshawar High Court Bench,
Dera Ismail Khan

WP No.987-D of 2020 (Grounds)

27/08/09



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the notices along with postal receipts are enclosed as **Annexure-G.**

H. That Counsel for the petitioner may please be allowed to raise additional grounds during the course of arguments.

ON ACCEPTANCE/ISSUANCE OF INSTANT WRIT PETITION UNDER THE FOLLOWING HEADS:

1. **To Direct the respondents to act in accordance with law under which they are bound to act and to implement the policy "Wedlock Policy " in its true spirit.**
2. **To direct the respondents to decide application of petitioner regarding his transfer from Dera Ismail Khan to Lakki Marwat on the basis of spouse policy.**
3. **To withdraw the transfer orders of petitioner order No 5686 Estab:/XXXV-D-246 dated 20/11/2020 and to implementing the Spouse Policy in its true spirit.**

Filed today
Adul: Registrar
04/12/20

Or any other relief whatsoever this Honourable Court may deems fit may please be granted to the petitioner.

Dated: 04/12/2020

ATTESTE

EXAMINOR
Keshwar High Court Bench,
Dera Ismail Khan

27/03/2021

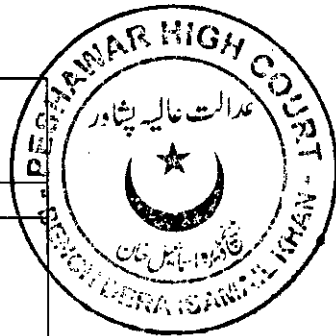
Humble Petitioner

Sana Ullah Sethi
Through Counsel

Muhammad Abdullah Baloch
Advocate High Court DIKHAN

IN THE PESHAWAR HIGH COURT, D.I.KHAN BENCH

FORM OF ORDER SHEET



Date of order or proceedings.	Order or other proceedings with signature of Judge(s).
(1)	(2)
12.01.2021.	<p><u>W.P. No.987-D/2020 with C.M. No.1167-D/2020.</u></p> <p>Present:- Muhammad Abdullah Baloch, Advocate for the petitioner. ***</p> <p>SAHIBZADA ASADULLAH, J.- Through the instant petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioner has prayed:</p> <ol style="list-style-type: none"> 1. To direct the respondents to act in accordance with law under which they are bound to act and to implement the policy "Wedlock Policy" in its true spirit. 2. To direct the respondents to decide application of petitioner regarding his transfer from Dera Ismail Khan to Lakki Marwat on the basis of spouse policy. 3. To withdraw the transfer orders of petitioner order No.5686 Estab:/XXXV-D-246 dated 20.11.2020 and to implementing the spouse policy in its true spirit. <p>Or any other relief whatsoever this Honourable Court may deems fit may please be granted to the petitioner".</p> <p>2. Learned counsel for the petitioner heard and available record perused.</p> <p>3. Perusal of the record reveals that petitioner is serving in Excise, Taxation & Narcotics Control Department of Khyber Pakhtunkhwa as</p>

ATTESTE

EXAMINOR

Peshawar High Court Bench,
Dera Ismail Khan

27/03/2021

Assistant Sub-Inspector and vide impugned order No.5686/Estab:/XXXV-D-246 dated 20.11.2020, he has been transferred from Excise & Taxation Office, D.I.Khan to Excise & Taxation Office, Lakki Marwat. The learned counsel appearing on behalf of the petitioner stated at the bar that he would not press this petition if respondent No.2 is directed to decide application dated 30.11.2020 submitted by the petitioner, at the earliest.

4. In view of the above, this writ petition is disposed of with the direction to respondent No.2 to decide application dated 30.11.2020 submitted by the petitioner within a period of thirty days from the receipt of this order, under intimation to Additional Registrar of this Court.

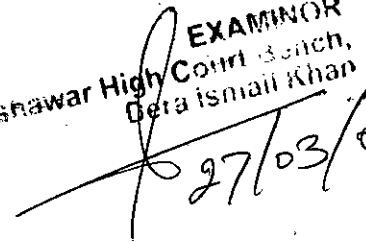
Announced.
Dt: 12.01.2021.


JUDGE


JUDGE

ATTESTED

EXAMINOR
Peshawar High Court Bench,
Dera Ismail Khan


27/03/21



Kifayat/*

(D.B)

Hon'ble Mr. Justice Abdul Shakoor
Hon'ble Mr. Justice Sahibzada Asadullah

To

(26)
The Director General,
Excise, Taxation & Narcotics Control,
Khyber Pakhtunkhwa, Peshawar.

Attested to
be true copy
Annex (9)

Through Proper Channel:

Subject: APPLICATION FOR DECIDING THE APPLICATION
DATED 31/11/2020 OF THE APPLICANT
REGARDING IMPLEMENTATION OF GOVT. SPOUSE
POLICY QUA TRANSFERS OF CIVIL SERVANT.

Applicant humbly submits as under,

1. That the applicant is serving as Assistant Sub-Inspector (BPS-11) in the Excise, Taxation Office Dera Ismail Khan under your kind control.
2. That wife of the applicant is also a Govt. servant serving as Lady Health Worker in DHO office DIKhan. Copies attached.
3. That now the applicant has been transferred to Excise, Taxation Office Lakki Marwat vide office order No 5686 Estab:/XXXV-D-246 dated 20/11/2020.
4. That the applicant submitted an application regarding implementation of Govt. Spouse policy qua transfers of civil servant dated 30/11/2020 to your good self. Which has not yet been decided.
5. That the applicant letter on feeling aggrieved, filed a Writ Petition No. 982-D/2020, which was decided by the Worthy Peshawar High Court Bench DIKhan on 12/01/2020, vide which the Worthy Court directed your good self to decided the application dated 30/11/2020 submitted by the applicant within a period of thirty days. Attested copy of order dated 12/01/2021 is attached. Copies of application dated


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30/11/2020 are already received by your good self earlier and also annexed with the application.

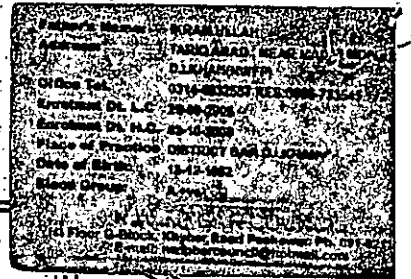
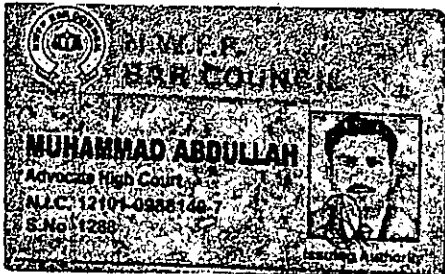
In wake of above submissions, it is humbly prayed that the application of the applicant may kindly be decided within thirty days and the spouse policy may graciously be implemented and transfer order may kindly be withdrawn.

Dated 15/01/2021

Sincerely Yours'



Sana Ullah Sethi
ASI (BPS-11)
Excise, Taxation & Narcotics
Control, Lakki Marwat
Mob#0321-9602644



وکالت نامہ

ایک روپیہ قیمت

BC# 09-0944

کورٹ فیس

Before The KPK Service Tribunal, Peshawar **بعدالت جناب**
 Camp court Dikhan
 Appellant **مخائب**
 Sana Ullah Sethi **بنام** Govt of KPK etc
 دعویٰ یا جرم
 Service Appeal **تفصیل دعویٰ یا جرم**

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی و جوابدہی برائے پیشی یا تصفیہ مقدمہ بمقام **Dikhan** کیلئے
Muhammad Abdullah Baloch AHC

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے، کہ میں ہر پیشی پر خود بذریعہ اختیار خاص رو برو ہدایت حاضر ہوتا ہوں گا۔ اور ہر وقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر حاضر عدالت کروں گا، اگر پیشی پر منظر حاضر نہ ہوں اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر نمبرے بر خلاف ہو گیا۔ تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے، نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا چھپے یا بروز تعطیل ہر دی کرنے کے ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا چھپے یا بروز تعطیل ہر دی 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 چھپے پیش ہونے پر منظر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا نکلانہ واپس کرنے کے بھی موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داخلہ صاحب موصوف محل کردہ ذات خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ، یا جواب دعویٰ یا درخواست اجراءے ڈگری و نظر ثانی اجیل و ہر قسم درخواست پر دخل و تصدیق کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کسانے اور ہر قسم کا روپیہ وصول کرنے اور رسید سنبھالنے اور دال کرنے اور ہر قسم کے بیان دینے اور اس پر ثالثی یا راضی نامہ فیصلہ بر حلف کرنے، اقبال دعویٰ کا بھی اختیار ہوگا۔ اور بصورت مقرر ہونے تاریخ پیش مقدمہ مذکورہ ہر دن از پکھری صدر ہر دی مقدمہ مذکورہ نظر ثانی و اجیل و ہر قسم ڈگری مقدمہ یا منسوخی ڈگری کی طرف یا درخواست حکم انتہائی یا قرنی یا گرفتاری عمل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو بشرط ادائیگی ٹیڈر عتد ہر دی کا اختیار ہوگا اور تمام ساختہ پر داخلہ صاحب موصوف محل کردہ ذات خود منظور و قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کی جزو کی کارروائی یا بصورت درخواست نظر ثانی اجیل یا ہر قسم یا دیگر معاملہ مقدمہ مذکورہ کسی دوسرے وکیل یا ہر شخص 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 دو زبان مقدمہ میں جو کچھ ہر جانتا التواہ پڑیگا، وہ صاحب موصوف کا حق ہوگا۔ مگر صاحب موصوف کو پوری بس تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی ہر دی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

مورخہ 30 March 2021

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

Muhammad Abdullah Baloch AHC
 30/3

Sana Ullah Sethi - Appellant