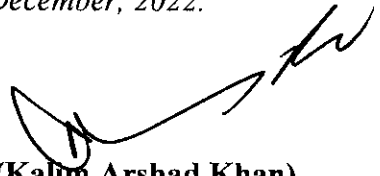


S.No.	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	14 th Dec, 2022	<p style="text-align: center;"><u>KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,</u> <u>AT CAMP COURT ABBOTTABAD.</u></p> <p style="text-align: center;">Service Appeal No. 1648/2022</p> <p>Mahroof Khan presently SDEO (M) Darband, District Mansehra.</p> <p>..... (Appellant)</p> <p style="text-align: center;"><u>Versus</u></p> <ol style="list-style-type: none"> 1. Govt: of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa Peshawar. 2. Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar. 3. Director Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar. 4. District Education Officer (Male), Mansehra. 5. Shams Ur Rehman, Deputy DEO (Male) Mansehra. <p>.....(Respondents)</p> <p style="text-align: center;"><u>ORDER.</u></p> <p><u>KALIM ARSHAD KHAN CHAIRMAN:-</u> Appellant in person present and has been heard.</p> <p>2. The appellant has filed this appeal against the order/notification bearing Endst: No. SO(MC) E&SED/4-16/2021/POSTING/TRANSFER/MC dated 10.08.2022, whereby private respondent No.5 was transferred and the appellant was not transferred.</p> <p>03. Admittedly and as is evident from the memo and grounds of appeal as well as the impugned order, the appellant has challenged the transfer order of private respondent No.5, which, in no way, infringes his any of the terms and conditions of service.</p> <p>04. Besides during the course of arguments the representative of the respondents (Fahim Khan, Assistant) has informed the Tribunal that the appellant had been promoted vide notification dated 12.12.2022 and will get</p>

new posting in a couple of days. The factum of promotion has been admitted by the appellant. In addition to the ground of locus standi to challenge the posting/transfer order of someone else, since the representative has undertaken that the appellant will get posting on the promotion post soon, therefore, this appeal is misconceived and is dismissed in limine. Consign.

05. *Pronounced in open court in Swat and given under my hand and seal of the Tribunal on this 14th day of December, 2022.*


(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad