

23.12.2022

Appellant alongwith his counsel present. Preliminary arguments heard.

Learned counsel for the appellant contended that the appellant was appointed as Village Secretary (BPS-07) Village Council Jandri vide appointment order dated 23.12.2015 and he is performing his duty with zeal and zest; that in view of the conditions mentioned in the advertisement as well as service rules pertaining to the appointment of Village Secretary, the appellant has to serve in Village Council Jandri as his native village is Jandri; that vide impugned posting/transfer order, the appellant has been transferred to AD office, while private respondent No. 4 belonging to native village council Sarat Khel has been transferred to the post of appellant, which is in violation of office order No. 474/ADLGKK dated 18.05.2018 issued from the office of Assistant Director LG&RDD Karak.

Points raised need consideration, hence the appeal in hand is admitted to regular hearing subject to all legal and valid objections. The appellant is directed to deposit security fee within 10 days. Respondents be summoned through TCS, the expenses of which be deposited by the appellant within three days. To come up for submission of written reply/comments on 05.01.2023 before the S.B.

Alongwith memorandum of appeal, the appellant has filed an application for suspension of operation of the impugned posting/transfer order No. 756/ADLGKK dated 26.09.2022. Notice of the same also be issued to the respondents for the date fixed. In the meanwhile, operation of impugned posting/transfer order dated 26.09.2022 shall remain suspended till the date fixed, if not already acted upon.


(Salah-Ud-Din)
Member (J)

SCANNED
KPST
Peshawar

Respondent No. 2
& 3 were put
on notice
while respondent
No. 3 was not.

5th Jan, 2023

Learned counsel for the appellant present. Syed Naseer Ud Din Shah, Asst: AG for respondents present.

Written reply on behalf of the respondents has not *been* submitted. Respondents are directed through learned AAG to submit written reply/comments on the next date positively. Learned counsel for the appellant is directed to submit process fee, thereafter notice be issued to respondent No.3 for submission of written reply/comments. To come up for written reply/comments on 17.01.2023 before S.B. In the meanwhile, operation of impugned posting/transfer order dated 26.09.2022 shall remain suspended till the date fixed, if not already acted upon.



(Kalim Arshad Khan)
Chairman