

Service Appeal No. 127/2021

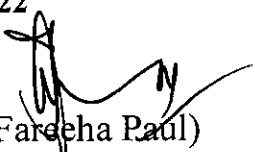
20.12.2022 Appellant present through counsel. Muhammad Riaz Khan Paindakhel learned Assistant Advocate General alongwith Behramand Khan Assistant Director for respondents present.

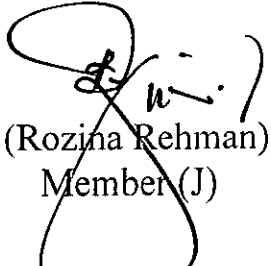
From the record it is evident that the appellant was transferred from the post of SDEO (Female) Khanpur, Haripur to the post of SDEO (Female) Pabbi, Nowshera vide notification dated 11.01.2022. She has filed instant service appeal against the impugned order dated 11.01.2022 requesting therein that the said order may kindly be set aside.

From the record it is evident that she was transferred to the post SDEO (F) Khanpur on 26.10.2022 where from she was transferred to District Nowshera. The impugned notification shows that one Mst. Surraya Taj was transferred to the post which had been occupied by the appellant in District Haripur. Mst. Surraya Taj was not made a party to the present appeal and the learned counsel succeeded in getting a favorable order from this Tribunal vide which operation of the impugned notification was suspended to the extent of the appellant. It was on 09.05.2022 when the lady counsel submitted an application seeking impleadment of Mst. Surraya Taj. Record shows that the newly impleaded respondent was never properly impleaded in the panel of respondents nor she was put on notice. It was on 24.06.2022 when again leady counsel submitted an application seeking deletion of the name of Mst. Surraya Taj from the panel of respondents on the ground that she had been transferred to Abbottabad. She concealed relevant facts from the Tribunal. Firstly, by not impleading Mst. Surraya Taj and secondly, by not disclosing the transfer of Nazia Anjum to the post of SDEO (F) Nowshera vide notification dated 08.06.2022. The appellant is still enjoying her post without informing Tribunal in respect of notification mentioned above. Mst. Surraya Taj was transferred to Abbottabad, while Mst. Nazia Anjum transferred to Nowshera and appellant is present in Khanpur i.e place of posting of her own choice, therefore, the instant service appeal is dismissed being infructuous. File be consigned to record room.

ANNOUNCED.

20.12.2022


(Fareeha Paul)
Member (E)


(Rozina Rehman)
Member (J)