

18.02.2021

Counsel for the petitioner and Addl: AG alongwith Mr. Muhammad Saleem, SO alongwith Mr. Muhammad Usman, ADEO for respondents present.

To come up alongwith the appeal on 25.02.2021 before D.B.



(Mian Muhammad)  
Member (E)

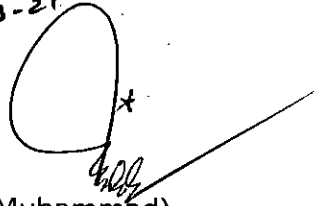


Chairman

25.02.2021

Mr. Nasir Jehangir, son/Special Attorney for the petitioner and Muhammad Rashid, DDA for the respondents present.

To come up alongwith appeal No. 208/2021 before the D.B. 22-03-21



(Mian Muhammad)  
Member(E)

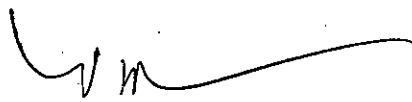


Chairman

22.06.2021

Counsel for the petitioner and Mr. Muhammad Riaz Khan Paindakhel, Asstt. AG for the respondents present.

Application for initiation of Contempt of Court proceedings was not pressed by learned counsel for the petitioner. Besides, its competence was also yet to be established. The application, is, therefore, dismissed as such. File be consigned to the record room.



Member-E



Chairman

ANNOUNCED

22.06.2021

27.01.2021

Counsel for petitioner is present. Mr. Kabirullah Khattak, Additional Advocate General alongwith Mr. Muhammad Saleem, Section Officer, Mr. Abdul Samad, Deputy Director and Mr. Jan Bakht Said, Superintendent, are also present.

Time sought for submission of reply to Contempt of Court petition. Time is allowed. Respondents are directed to submit their reply by attending the Tribunal in person on 10.02.2021 before D.B. The instant petition has to accompany with the main appeal.

(MUHAMMAD JAMAL KHAN)  
MEMBER (JUDICIAL)

10.02.2021

Counsel for the petitioner and Miss Asmat Ara, DEO (F) Dir Lower in person present.




The official/respondent No. 1 has submitted the reply to the contempt of court petition which is placed on record. Adjourned to 18.02.2021 for arguments before the D.B alongwith Appeal No. 15133/2020.

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

Chairman

Court of 23/21 FORM OF ORDER SHEET

C.O.C No. ~~100~~ /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	14.01.2021	<p>The C.O.C. Application submitted by Mst. Shaheen Begum through Mr. Akhunzada Ahmad Saeed Advocate may be entered in the relevant Register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This C.O.C Application be put up before S. Bench on <u>15/01/2021</u></p> <p style="text-align: right;"> CHAIRMAN</p>
2-		
15.01.2021		<p>Counsel for petitioner is present. Notice be issued to the respondents for 27.01.2021 before S.B. </p> <p style="text-align: right;">(MUHAMMAD JAMAL KHAN) MEMBER (JUDICIAL)</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

C.O.C No. \_\_\_\_\_/2021

In

Service Appeal No.15133/2020

Mst. Shaheen Begum.....**Petitioner**

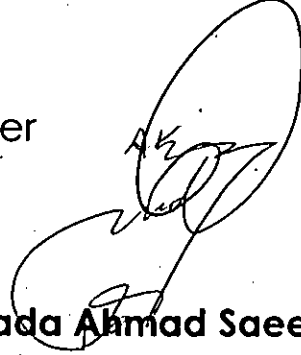
**VERSUS**

Asmat Ara Qureshi, District Education Officer, Dir Lower  
at Timergara & others.....**Respondents**

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Through  
Petitioner

  
**Akhunzada Ahmad Saeed**  
Advocate  
High Court, Peshawar

Dated 14.01.2021

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

C.O.C No. 23 /2021  
In  
Service Appeal No.15133/2020



Mst. Shaheen Begum, Deputy District Education Officer  
(DDEO) Female at District Education Officer, Timergara,  
R/o Balambat Colony, Timergara District Dir lower  
.....**Petitioner**

**VERSUS**

1. ✓ Asmat Ara Qureshi, District Education Officer, Dir Lower at Timergara
2. ✓ Hafiz Muhammad Ibrahim, Director Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar
3. ✓ Nadeem Aslam Chaudary, Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa Peshawar..... **Respondents**

**PETITION FOR INITIATING CONTEMPT  
OF COURT PROCEEDINGS AGAINST  
THE RESPONDENTS/ CONTEMNORS  
FOR VIOLATING THE ORDER OF THIS  
HON'BLE TRIBUNAL DATED 09.12.2020  
PASSED IN SERVICE APPEAL  
NO.15133/2020.**

---

**Respectfully Sheweth:**

- ✓ 1. That the petitioner is serving as Deputy District Education Officer (DDEO) Female at District Education Officer Timergara, Dir Lower.
  
- ✓ 2. That it was on 02.09.2020 when the petitioner was transferred from District Education Officer Timergara, Lower Dir to District Malakand. ✓  
(Copy of the Order 02.09.2020 is attached as Annexure "A").
  
3. That the petitioner then appellant assailed the aforesaid order dated 02.09.2020 before this Hon'ble Tribunal through Service Appeal No.15133/2020 and also filed an application for suspension of the impugned order which came up for its preliminary hearing on 09.12.2020 and this Hon'ble Tribunal was pleased to admit the appeal for its regular hearing and as an interim relief the operation of the impugned order dated 02.09.2020 was suspended in the following terms:

***“Annexed with memo of appeal is an application for interim relief, notice of the said said application be issued to respondents. In the meanwhile, operation of impugned order dated 02.09.2020 shall remain suspended, If not acted upon earlier”*** (Copy of the order dated 09.12.2020 is attached as Annexure “B”).

4. That the petitioner then appellant in the light of aforesaid order dated 09.12.2020, continues to perform her duty at District Education Office Timergara, Lower Dir from 02.09.2020 to upto date.
5. That after three hearing of the Service Appeal in hand. Respondents have not yet filed written reply.
6. That in spite of order of this Hon'ble Court dated 09.12.2020 wherein the operation of the impugned transfer order dated 02.09.2020 was suspended, even then respondent No.1 issued a letter dated 12.01.2021 to the petitioner then

appellant to join your new station at the office of DEO Female District Malakand immediately.

It is pertinent to mention here that after suspension of impugned transfer order by this Hon'ble Tribunal respondent No.1 (DEO) Female issued the relieving order/chit in respect of the petitioner with back date i.e. 03.12.2020 which is based on malafidely. (Copy of a letter dated 12.01.2021 and a relieving order/chit dated 03.12.2020 is attached as Annexures C & D respectively).

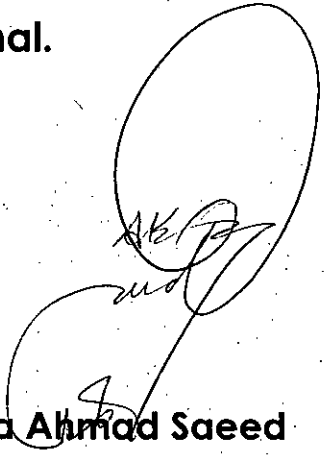
7. That the Respondents have intentionally and deliberately violated the order of this Hon'ble Tribunal and thus they need to implement the order of this Hon'ble Tribunal.
8. That the petitioner seeks leave of this Hon'ble Court to raise/argue any additional points at the time of arguments.



It is, therefore, most humbly prayed that by accepting this petition, contempt of court proceedings may please be initiated against the respondents/contemnors for violating the order of this Hon'ble Tribunal dated 09.12.2020, passed in service Appeal No.15133/2020 and if they are found guilty then they may be punished accordingly and they may please be compelled through all coercive and punitive measures to implement the order of this Hon'ble Tribunal.

  
Petitioner

Through

  
**Akhunzada Ahmad Saeed**  
Advocate  
High Court, Peshawar

Dated 14.01.2021

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

C.O.C No. \_\_\_\_\_/2021

In

Service Appeal No.15133/2020

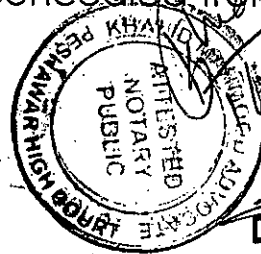
Mst. Shaheen Begum.....**Petitioner**

**VERSUS**

Asmat Ara Qureshi, District Education Officer, Dir Lower  
at Timergara & others.....**Respondents**

**AFFIDAVIT**

I, Mst. Shaheen Begum, Deputy District Education Officer (DDEO) Female at District Education Officer, Timergara, R/o Balambat Colony, Timergara District Dir lower, do hereby solemnly affirm and declare on oath that the contents of the accompanying **C.O.C petition** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



**DEPONENT**

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,**  
**PESHAWAR**

C.O.C No. \_\_\_\_\_/2021

In

Service Appeal No.15133/2020

Mst. Shaheen Begum.....**Petitioner**

**VERSUS**

Asmat Ara Qureshi, District Education Officer, Dir Lower  
at Timergara & others.....**Respondents**

**ADDRESSES OF PARTIES**

**PETITIONER:**

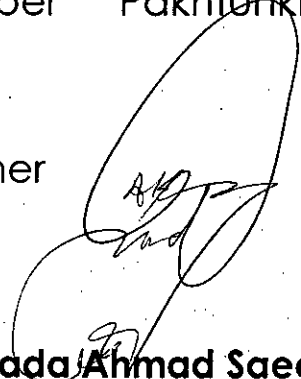
Mst. Shaheen Begum, Deputy District Education Officer  
(DDEO) Female at District Education Officer, Timergara,  
R/o Balambat Colony, Timergara District Dir lower

**RESPONDENTS:**

1. Asmat Ara Qureshi, District Education Officer, Dir  
Lower at Timergara
2. Hafiz Muhammad Ibrahim, Director Elementary &  
Secondary Education, Khyber Pakhtunkhwa  
Peshawar
3. Nadeem Aslam Chaudary, Secretary Elementary &  
Secondary Education, Khyber Pakhtunkhwa  
Peshawar

Through

Petitioner

  
**Akhuzada Ahmad Saeed**  
Advocate  
High Court, Peshawar

Dated 14.01.2021



**GOVERNMENT OF KHYBER PAKHTUNKHWA**  
**ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT**

Dated Peshawar the September 02, 2020

**NOTIFICATION**

**No. SO(S/F) E&SED/4-16/2020/Posting/Transfer of MC/Placement Committee:** The

Competent Authority, on the recommendations of placement committee, made in its meeting held on 02.09.2020 has been pleased to transfer Mst. Shaheen Bibi (MC BS-18), presently posted as DDEO (F) Dir Lower and post her as DDEO (F) Malakand against the vacant post, in the public interest, with immediate effect.

2. No TADA is allowed.

**SECRETARY**  
**ELEMENTARY & SECONDARY**  
**EDUCATION DEPARTMENT**

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE, Khyber Pakhtunkhwa, Peshawar.
3. District Education Officers (Female), Malakand/Dir Lower.
4. District Accounts Officers, Malakand/Dir Lower.
5. Director EMIS, E&SE Department for uploading at official website.
6. PS to Secretary, E&SE Department.
7. PS to Secretary, Establishment Department.
8. PS to Special Secretary, E&SE Department.
9. PA to Deputy Secretary, E&SE Department.
10. Officers concerned.
11. Office order file.

*Abdu Salam*

03/9/2020  
 (ABDUS SALAM)  
 SECTION OFFICER (S/F)

*ADAMS*

*20/9/20*

*27/9/20*

*CTC*

*Attested*

**ATTESTED**

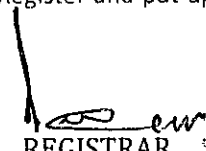

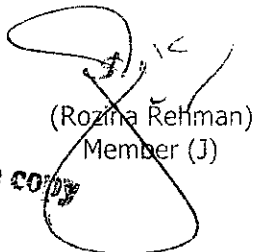
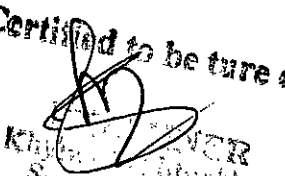
Form- A

# FORM OF ORDER SHEET

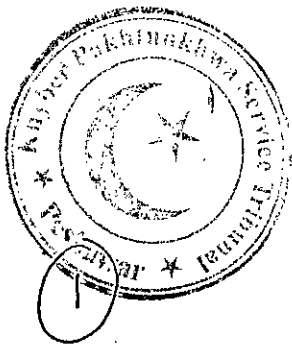
Court of \_\_\_\_\_

Case No.- 15133 /2020



S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	07/12/2020	<p>The appeal of Mst. Shaheen Begum presented today by Syed Abdul Haq 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-	09.12.2020	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>09/12/2020</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	<p>Date of Presentation of Institution: _____          Number of Petition: _____          Copying Fee: <u>4/10</u>          Original: <u>852</u>          Total: <u>14/10</u></p> <p><u>09/12/2020</u></p>	<p>Appellant present through counsel. Preliminary arguments heard. File perused.</p> <p>Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to respondents for written reply/comments. To come up for written reply/comments on 24.12.2020 before S.B.</p> <p>Annexed with memo of appeal is an application for interim relief. Notice of the said application be issued to respondents. In the meanwhile, operation of impugned order dated 02.09.2020 shall remain suspended, if not acted upon earlier.</p> <p style="text-align: right;"> (Rozina Rehman) Member (J)</p> <p style="text-align: center;"><b>Certified to be true copy</b></p> <p style="text-align: center;"> MEMBER Khuzdar Pakhtunkhwa Services Tribunal, Peshawar</p>

Date of Presentation of Institution: \_\_\_\_\_  
 Number of Petition: \_\_\_\_\_  
 Copying Fee: 4/10  
 Original: 852  
 Total: 14/10  
09/12/2020  
09/12/2020  
09/12/2020



**BEFORE THE SERVICE TRIBUNAL KHYBER  
PAKHTUNKHWA, PESHAWAR**

Service Appeal No. 15133 /2020

**Khyber Pakhtunkhwa  
Service Tribunal**

Diary No. 16179

Dated 07/12/2020

Mst. Shaheen Begum, Deputy District Education Officer (DDEO)  
Female, at District Education office Timergara, Resident of  
Balambat Colony Timergara District Dir Lower.....Appellant

**VERSUS**

- 1) Govt. of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education Peshawar.
- 2) Chief Secretary Elementary & Secondary Education Peshawar Khyber Pakhtunkhwa at Peshawar.
- 3) Director Elementary & Secondary Education Peshawar Khyber Pakhtunkhwa at Peshawar.
- 4) District Education Officer (Female) Dir Lower at Timergara. .... Respondents

**APPEAL UNDER SECTION 4 OF THE GOVT. OF**  
**KHYBER PAKHTUNKHWA, SERVICE TRIBUNAL ACT,**  
**1974 FOR SETTING ASIDE THE IMPUGNED**  
**TRANSFER ORDER DATED 2.9.2020 ISSUED BY THE**  
**RESPONDENT NO.1 BEING ILLEGAL, UNLAWFUL,**  
**VOID AB-INITIO, AGAINST THE POLICY**

**Filed to-day**  
*[Signature]*  
**Registrar**  
 7/12/2020

*[Signature]*  
**Certified to be true copy**  
**Khyber Pakhtunkhwa**  
**Service Tribunal**  
**Peshawar**



OFFICE OF THE DISTRICT  
EDUCATION OFFICER (FEMALE)  
DISTRICT DIR LOWER

Tel:

0945-9250083

Email: [emisdeofdirower@gmail.com](mailto:emisdeofdirower@gmail.com)

No 12342  
To

Dated: 12/01/2021

✓ Mst. Shaheen Begum,  
Ex-Deputy District Education Officer Female  
Dir Lower.

Subject:- RELINQUISH OF CHARGE

Memo:-

As you know that you have been transferred by the Secretary Elementary and Secondary Education Department Khyber Pakhtunkhwa Peshawar vide Notification No. SO(S/F)/E&SED/4-16/2020/Posting/Transfer of MC/Placement committee dated 02-09-2020, issued by Honorable Secretary E&SED Govt; Khyber Pakhtunkhwa Peshawar. In the light of above notification you have lodged an appeal to the Honorable Secretary E&SED for cancellation of your transfer, but the competent authority rejected your appeal and this office relieved you from your duties vide Endst: No. 11776-83 dated 03-12-2020 (Copy attached).  
Meanwhile, you filed service appeal in the Honorable Service Tribunal Khyber-Pakhtunkhwa against the said transfer order for interim relief and suspension of the above order. But the honorable court passes remarks on order sheet on 09-12-2020 ("in the meanwhile, operation of impugned order dated 02.09.2020 shall remain suspended, if not acted upon earlier")

After that this office took guidance of high-ups regarding the above remarks passed by honorable court, and the Deputy Director (Litigation) E&SED Khyber Pakhtunkhwa Peshawar telephonically directed the undersigned to immediately stop the pay of the concerned officer.

Therefore, I am directed to inform you in writing to join your new station at the office of DEO Female District Malakand immediately.

*Imat Ara*

DISTT: EDUCATION OFFICER (F)  
DIR LOWER AT TIMERGARA

Endst: No. \_\_\_\_\_

Copy of the above is forwarded to the:

1. PS to Secretary Elementary and Secondary Education Department Peshawar for information.
2. Director Elementary and Secondary Education Department Peshawar.
3. Deputy Commissioner Dir Lower.
4. Master File

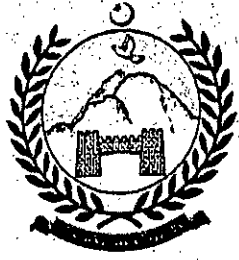
Received  
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*13/1/2021*

DISTT: EDUCATION OFFICER (F)  
DIR LOWER AT TIMERGARA

*[Signature]*

APPROVED



**OFFICE OF THE DISTRICT EDUCATION OFFICER(F)DIR LOWER.**

Fax No.0945 824083 Phone No.09459250083 E-Mail [emisfemaledirlower@yahoo.com](mailto:emisfemaledirlower@yahoo.com)

**RELIEVING CHIT.**

In compliance of the Secretary to Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification No. SO (S/F) & SED/4-16/2020/Posting/Transfer o MC/Placement Committee. dated 02/09/2020, Mst:Shaheen Begum Dy:District Education Officer (F) Dir Lower is hereby relieved from her duty to-day on 03/12/2020 (A.N). She is further directed to report her new station with immediate effect.

(Asmat Ara Qureshi)  
District Education Officer(F)  
Dir Lower at Timergara;

Endst:No. 11776-83/dated Timergara the: 03/12/2020.

Copy forwarded to :-

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
3. Deputy Commissioner, Dir Lower at Timergara.
4. P.S to Secretary Elementary & Secondary Education Govt: of Khyber Pakhtunkhwa Peshawar.
5. The District Accounts Officer, Dir Lower.
6. ALL the Principals/Head Mistresses GGHSS/GGHS/GGMS in Dir Lower.
7. ALL Sub Divisional Education Officers (Female) Dir Lower.
8. The Accountant Local Office.

Received on  
13-01-2021  
11.5 AM

*[Handwritten signature]*

*[Handwritten signature]*  
District Education Officer,  
(F)Dir Lower at Timergara.

*[Handwritten signature]*  
Attested  
**ATTESTED**





**GOVT. OF KHYBER PAKHTUNKHWA**  
**ELEMENTARY & SECONDARY EDUCATION DEPARTMENT**

No. SO(S/F)E&SED/4-16/2020/Shahen Begum  
 Dated Peshawar the December 15<sup>th</sup>, 2020

To

Mst. Shaheen Begum (MC BS-18),  
 District Education Officer (Female),  
 Malakand.

**SUBJECT: APPEAL FOR CANCELLATION OF TRANSFER ORDER OF DDEO (FEMLE) DIR LOWER TO DDEO (FEMALE) MALAKAND.**

I am directed to refer to your application, dated 04.09.2020, on the subject and to inform that the same has been regretted by the Competent Authority.

Yours faithfully,

15/12/2020  
 SECTION OFFICER (S/F)

Copy of the above forwarded to:

1. PA to Deputy Secretary (Admn), E&SE Department.

15/12/2020  
 SECTION OFFICER (S/F)

Attestor  
**ATTESTED**

# WAKALATNAMA

(Power Of Attorney)

## BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Mst. Shahreen Begum  
.....  
(Petitioner)  
(Plaintiff)  
(Applicant)  
(Appellant)  
(Complainant)  
(Decree Holder)

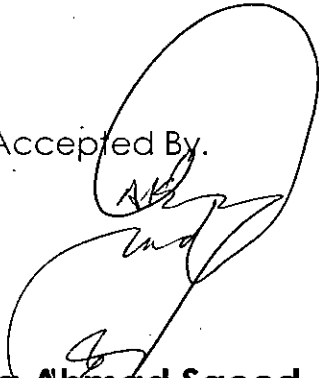
### VERSUS

Asmat Aza Qureshi & others  
.....  
(Respondent)  
(Defendant)  
(Accused)  
(Judgment Debtor)

I/ We, \_\_\_\_\_ The undersigned \_\_\_\_\_ in the above  
noted C.O.C do hereby appoint **Mr. Akhuzada**

**Ahmad Saeed**, Advocate to appear, plead, act, compromise, withdraw or  
refer to arbitration for me/us as my /our counsel in the above noted matter,  
without any liability for their default and with the authority to engage/ appoint  
any other Advocate/Counsel at my/our matter.

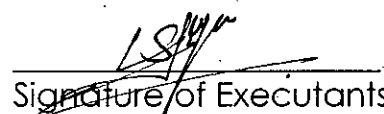
Attested & Accepted By.



**Akhuzada Ahmad Saeed**

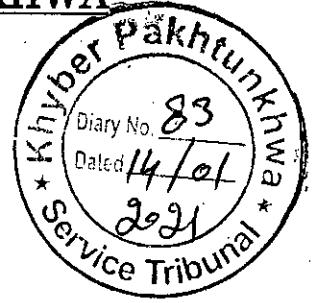
Advocate High Court, Peshawar  
15-B, Haroon Mansion, Khyber Bazar,  
Peshawar  
Cell No.0333-2902529

Signature of Executants

  
Mst. Shahreen Begum  
Deputy District Education officer  
Dir Lower, at Timergaz

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL**

In C.O.C # /2021



put up to the court with  
relevant app-nt.

Mst. Shaheen Begum

**Versus**

Asmat Ara Quershi DEO Female & Others

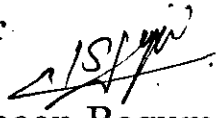
**APPLICATION FOR EARLY HEARING OF THE ABOVE**  
**TITLE CASE**

Respectfully Sheweth,

1. That the above title case is fresh COC suit filed this Hon'ble court and it's fixed for early hearing.
2. That the Hon'ble tribunal issued interim relief the operation of impugned order dated 02/09/2020 was suspended from this Hon'ble Court Dated 09-12-2020 but the respondent no. 1 issued a letter 12/01/2021 to the petitioner the appellant to join the new station at the office DEO Female District Malakand immediately.
3. That the respondents have intentionally and deliberately violated the order of this Hon'ble Tribunal and thus they need to implement the order of this Hon'ble Tribunal
4. In the above titled Service Appeal, the Appellant has also prayed for suspension of the respondents issued letter dated 12/01/2021.

5. It will be the best interest of justice to fixed the above title case for an early date of hearing before this Hon'ble Court.

*It is, therefore, most humbly prayed that on acceptance of this application the above title case may be fixed for an earlier date.*

Petitioner  
Through   
Mst. Shaheen Begum

Dated: 14/01/2021

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**OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) DISTRICT DIR LOWER**

The Tenure period and place of duty in respect of Mst: Shaheen Begum Deputy District Education Officer (F) are as under:-

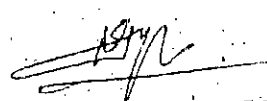
Post/Place of Duty	Date of Taking over Charge	Tenure		Management/Teaching
		From	To	
Assistant District Education Officer(F) Sub Division Timergara	01/08/1999	01/08/1999	21/02/2012	Teaching Cadre
Sub Divisional Education Officer(F) Sub Division Timergara	22/02/2012	22/02/2012	31/08/2019	Management Cadre
Deputy District Education Officer (F) Dir Lower	01/09/2019	01/09/2019	03/12/2020	Management Cadre

*Shaheen Begum*  
District Education Officer 09/01/2021  
(Female) Dir Lower



# ARRIVAL REPORT.

Kindly accept my arrival as DDEO (Female) in the office of the DEO (Female) Malakand to-day on 09-09-2020(F/N) in pursuance of Notification Issued NO.SO(S/F) E&SED/4-16/2020/Posting/Transfer of MC/Placement Committee Dated Peshawar the September 02, 2020.

  
(MST: SHAHEEN BEGUM)  
DDEO (F) MALAKAND  
O/O D.E.O (FEMALE) MALAKAND

Endst:No. 3072-77/Dated:09/09/2020.

## Copy Forwarded to the:

1. PS to Secretary, E&SE Department.
2. Director E. & S E Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Female) Dir Lower.
4. District Accounts Officer Malakand.
5. Officer Concerned.
6. Office record file.

  
DISTRICT EDUCATION OFFICER  
(FEMALE) MALAKAND

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

**COC NO. 208/2021.**

**Mst: Shaheen Begum DDEO .....Appellant**

**VERSUS**

**Nadeem Aslam Chaudri, Secretary E&SE Department & others**

**.....Respondents**

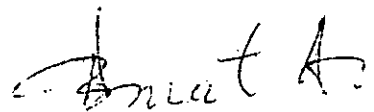
**BRIEF FACTS IN THE SUBJECT COC IN THE LIGHT OF ORDER DATED 09-12-2020 OF HONORABLE SERVICE TRIBUNAL**

**Respectfully Sheweth:-**

**FACTS.**

1. That the appellant was serving as DDEO (F) at District Education Office Dir lower.
2. That the order/Judgement dated 09-12-2020 of this honorable service Tribunal is misconceived by the appellant because it is crystal clear that the appellant herself acted upon the very order dated 02-09-2020 while placing her arrival report District Education Officer Malakand on dated 09-09-2020. In compliance of the transfer order the appellant estopped by her own conduct (copy reliving order & Arrival report are Annex-A&B)
3. Incorrect, hence denied. That in this Honorable Service Tribunal vide order dated 09-12-2020 directed that "in the meanwhile, operation of impugned order dated 02-09-2020 was suspended, if not acted upon earlier". The appellant was relieved on herself and assured her arrival at District Education office Malakand on dated 09-09-2020. It is crystal clear that the appellant was earlier relieved from the seat before approaching this Honorable service tribunal for redressal of her grievances, (if any). Furthermore the competent authority while acting and performing the duty in due diligence never committed any fault, rather fulfilled their duty in accordance with law. (Copy of guidance letter is Annexed as C)

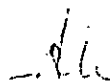
**In the present situation as per direction of this Honorable Tribunal the appellant was prior acted upon her transfer which is legally, not back to act as DDEO on her old place.**



District Education officer Female  
District Dir Lower



DIRECTOR  
ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA PESHAWAR.



SECRETARY,  
Elementary & Secondary Education  
Govt: of Khyber Pakhtunkhwa Peshawar.



**OFFICE OF THE DISTRICT EDUCATION OFFICER(F)DIR LOWER.**

Fax No.0945 824083 Phone No.09459250083 E-Mail [emisfemaledirlower@yahoo.com](mailto:emisfemaledirlower@yahoo.com)

**RELIEVING CHIT.**

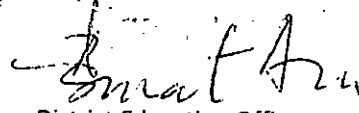
In compliance of the Secretary to Government of Khyber Pakhtunkhwa Elementary & Secondary Education Department Notification No. SC (S/F) & SED/4-16/2020/Posting/Transfer of MC/Placement Committee. dated 02/09/2020, Mst:Shaheen Begum Dy:District Education Officer (F) Dir Lower is hereby relieved from her duty to-day on 03/12/2020 (A.N). She is further directed to report her new station with immediate effect.

(Asmat Ara Qureshi)  
District Education Officer(F)  
Dir Lower at Timergara.

Endst:No. 11776-83 dated Timergara the: 03 /12/2020.

Copy forwarded to :-

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
3. Deputy Commissioner, Dir Lower at Timergara.
4. P.S to Secretary Elementary & Secondary Education Govt: of Khyber Pakhtunkhwa Peshawar.
5. The District Accounts Officer, Dir Lower.
6. ALL the Principals/Head Mistresses GGSS/GGHS/GGMS in Dir Lower.
7. ALL Sub Divisional Education Officers (Female) Dir Lower.
8. The Accountant Local Office.

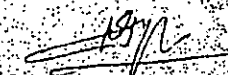
  
District Education Officer,  
(F)Dir Lower at Timergara.

8

# ARRIVAL REPORT.

(B)

Kindly Accept my arrival as DDEO (Female) in the office of the DEO (Female) Malakand to-day on 09-09-2020(F/N) in pursuance of Notification Issued NO.SO(S/F) E&SED/4-16/2020/Posting/Transfer of MC/Placement Committee Dated Peshawar the September 02, 2020.



(MST SHAHEEN BEGUM)  
DDEO (F) MALAKAND  
O/O D.E.O (FEMALE) MALAKAND

Encl: No. 3272-77 Dated: 09/09/2020.

## Copy Forwarded to the:

1. PS to Secretary, E&SE Department.
2. Director E & S.E Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Female) Dir. Lower.
4. District Accounts Officer Malakand.
5. Officer Concerned.
6. Office record file.



DISTRICT EDUCATION OFFICER  
(FEMALE) MALAKAND



OFFICE OF THE DISTRICT  
EDUCATION OFFICER (FEMALE)  
DISTRICT DIR LOWER

Tel:

0945-9250083

Email: emisdeofdirlower@gmail.com

Dated: 18/12/2020

No 11961/1  
To

The Director,  
Elementary and Secondary Education  
Govt: of Khyber Pakhtunkhwa, Peshawar.

Subject:- **GUIDANCE RELATED TO MST. SHAHEEN BEGUM DEPUTY DISTRICT  
EDUCATION OFFICER (UNDER TRANSFER TO DISTRICT MALAKAND).**

Memo:-

I have the honor to draw your kind attention to the fact that Mst. Shaheen Begum Deputy District Education Officer (DDEO) transferred to District Malakand vide Notification No.SO(S/F) E&SE/4-16/2020/Posting/Transfer of MC/Placement committee dated 02-09-2020(Copy attached). She submitted an appeal to honorable secretary E&SE for relief. But the honorable secretary E&SE rejected her appeal.

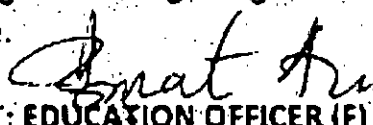
She was relieved from her duties by District Education Officer Female on dated 03-12-2020 and Source for salary closure was sent to DAO Dir Lower, meanwhile she brought a stay order on dated 10-12-2020 from Honorable Service Tribunal Peshawar by hand(Copy attached).

In the light of stay order submitted to District Education Officer Female the salary closure source was withdrawn from DAO Office Dir Lower.

Later on the litigation team of DEO Female Office pointed out the last sentence of the stay order "In the meanwhile, operation of impugned order dated 02.09.2020 shall remain suspended, if not acted upon earlier"

After relieving Mst. Shaheen Begum Deputy District Officer Female is reluctant to leave the proper charge and join the Deputy District Officer post at Malakand. She is regularly sitting in her office at DEO Female Office Dir Lower.

Therefore your kind office is requested to guide the undersigned through litigation officer of your kind office for further course of action please.

  
DISTT: EDUCATION OFFICER (F)  
DIR LOWER AT TIMERGARA

Endst: No. \_\_\_\_\_

Dated: \_\_\_/\_\_\_/2020.

Copy of the above is forwarded to the:

1. PS to Secretary Elementary and Secondary Education Department Peshawar for information.
2. Deputy Commissioner Dir Lower.
3. Master File

DISTT: EDUCATION OFFICER (F)  
DIR LOWER AT TIMERGARA

Before The Khyber Pakhtunkhwa Service Tribunal

Mst. Sabeen Begum vs Govt of KP & Others

Put up to the court with relevant appeal.



Application for early fixation of

~~the~~ the titled Service Appeal

25/2/2021

Reader

Respectfully Sheweth,

- 1:- That the titled Service Appeal is pending before this Hon'ble Court which was fixed for today i.e. Dated 25.02.2021.
- 2:- That due to urgency involved in the instant appeal, on previous dates this Hon'ble Court was pleased to grant a short dates i.e. a week dates.
- 3:- That today the instant appeal was adjourned for approximately a month i.e. adjourned to Dated 22.03.2021.
- 4:- That it is just, fair and in the large interest of justice to fix the instant appeal earlier.

It is, therefore, most humbly prayed that by accepting this application, the instant appeal may be fixed earlier.

Appellant

through

Akhungida Ahmad Saeed

Dated: 25.02.2021

During instant month  
shall remain posted  
to the date already  
fixed.

1/3/21