

04.03.2019

Counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Hazrat Shah, Superintendent for the respondents present. Written reply on behalf of respondents not submitted. Learned Additional AG requested for further adjournment. Adjourned to 19.03.2019 for written reply/comments before S.B.

MA
(MUHAMMAD AMIN KHAN KUNDI)
MEMBER

19.03.2019

Appellant with counsel present. Mr. Kabirullah Khattak learned Addl; AG for the respondents present. Written reply not submitted. Representative of the respondents department absent. He be summoned with the direction to furnish written reply/comments. Last opportunity is granted. Adjourn. To come up for written reply/comments on 05.04.2019 before S.B.

S/S,
The impugned order has been cancelled by the respondents vide order dated 30/1/19, therefore, I want to withdraw the instant appeal. 08.04.2019
M Shah
5/4/2019

MA
Member

Counsel for the appellant and Addl: AG alongwith Mr. Jafar Ali, Assistant for respondents present. Representative of the respondents submitted order dated 30.01.2019, whereby impugned transfer order of the appellant dated 28.11.2018 has been cancelled. Learned counsel for the appellant requested for withdrawal of the instant appeal. In this respect his signature also obtained on the margin of the order sheet. Request accepted and the appeal in hand is therefore, dismissed as withdrawn. File be consigned to the record room.

Announced:
08.04.2019

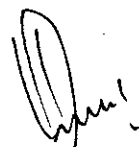
AH
(Ahmad Hassan)
Member

24.01.2019 Junior to counsel for the appellant present. Written reply not submitted. Hazrat Shah Superintendent representative of the respondent department present and seeks time to furnish written reply/comments. Granted. To come up for written reply/comments on 04.02.2019 before S.B



Member

04.2.2019 Counsel for the appellant and Addl. AG alongwith Jafar Ali, Senior Clerk for the respondents present.

The representative of respondents states that the requisite reply is in the process of preparation which will positively be submitted on the next date. Adjourned to 19.02.2019 before S.B. The interim relief granted on 11.1.2019 shall remain operative till next date.


Chairman

19.02.2019 Nemo for appellant. Mr. Kabirullah Khattak Addl; AG alongwith Mr. Harat Shah Superintendent for the respondents present. Representative of respondents requests for further time to furnish reply. Adjourned to 04.03.2019 before S.B.


Chairman
~~Member~~

TO BE SUBSTITUTED FOR THE SAME NO. & DATE
DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUN KHWA PESHAWAR



E-Mail Address: nwfpdghs@yahoo.com office Ph# 091-9210269 Exchange# 091-9210187, 9210196 Fax # 091-9210230

OFFICE ORDER

In light of Khyber Pakhtunkhwa Service Tribunal Service Appeal No. 21/2019, the posting/ transfer order in respect of Mr. Saeed Akhter Office Assistant at S.No.56 issued vide this Directorate Office Order bearing Endst: No. 10083-10140/Personnel dated 28.11.2018 is hereby cancelled.

Sd/xxxxxxx

DIRECTOR GENERAL HEALTH
SERVICES, K.P.K PESHAWAR.

Dated 30/01/2019

No.1322-25/Personnel

Copy forwarded to the:-

1. MS DHQ Hospital Hangu.
2. MS Women & Children/ LMH Karak.
3. P.A to DGHS KP Peshawar.
4. Official concerned.

For information and necessary action.

DIRECTOR (HRM)
DIRECTORATE GENERAL HEALTH
SERVICES, K.P PESHAWAR.

06/02/19

11.01.2019

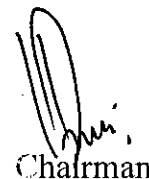
Mr. Mir Zaman Safi, Advocate for appellant present.

Contends that the appellant was lastly transferred from DHQ Hospital Hangu to Women & Children Liaqat Memorial Hospital Karak on 28.11.2018, whereas, on 04.01.2018 he was promoted to BPS-16 and was posted to DHQ Hospital Hangu. In the said manner the second transfer of appellant took place within a period of about 10 months which was contrary to the transfer/posting policy of the Provincial Government wherein normal tenure of two years at one station is provided.

Points raised merit admission of instant appeal for regular hearing. Admit. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 24.1.2019 before S.B.

The appeal is accompanied by an application for suspension of operation of impugned order dated 28.11.2018. Notice of the application be also given to the respondents for the date fixed. The operation of impugned notification shall remain suspended till next date of hearing.

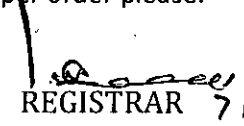

Appellant Deposited
Security Process Fee


Chairman

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 21/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	07/1/2019	<p>The appeal of Mr. Saeed Akhtar presented today by Mr. Noor Muhammad Khattak 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 7/1/19</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>11-2-19</u></p> <p style="text-align: right;"> CHAIRMAN</p>
2-		

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

SERVICE APPEAL No. 21 /2019

SAEED AKHTAR

VS

HEALTH DEPTT:

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
1	Memo of appeal	1- 3.
2	Stay application	4.
3.	Promotion order	A	5- 9.
4.	Charge report	B	10.
5.	Impugned order	C	11- 14.
6.	Departmental appeal	D	15- 16.
7.	Rejection	E	17.
8.	Policy	F	18- 20.
9.	Vakalat nama	21.

APPELLANT

THROUGH:


NOOR MOHAMMAD KHATTAK,
ADVOCATE

Flat No. 3, Upper Floor,
Islamia Club Building,
Khyber Bazar, Peshawar
0345-9383141

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

SERVICE APPEAL No. 21 /2019 Khyber Pakhtunkhwa
Service Tribunal

Mr. Saeed Akhtar, Office Assistant (BPS-16),
DHQ Hospital Hangu under transfer to W&C/Liaqat,
Memorial Hospital Karak, District Karak.

Diary No. 20

Dated 27/01/2019

.....**APPELLANT**

VERSUS

- 1- The Government of Khyber Pakhtunkhwa through Secretary Health Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director General Health Services Department, Khyber Pakhtunkhwa, Peshawar.
- 3- Mr. Farid Ul Haq, Office Assistant (BPS-16), Women & Children/Liaqat Memorial Hospital Karak, District Karak under transfer to DHQ Hospital, Hangu.

.....**RESPONDENTS**

**APPEAL UNDER SECTION-4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974
AGAINST THE IMPUGNED ORDER DATED
28/11/2018 WHEREBY THE APPELLANT HAS BEEN
TRANSFERRED FROM DHQ HOSPITAL HANGU TO
WOMEN & CHILDREN/LIAQAT MEMORIAL
HOSPITAL KARAK PRE-MATURELY AND AGAINST
THE APPELLATE ORDER DATED 13/12/2018
WHEREBY THE DEPARTMENTAL APPEAL OF
APPELLANT HAS BEEN REJECTED ON NO GOOD
GROUNDS**

Filed to-day


Registrar

7/1/19

PRAYER:

That on acceptance of this appeal the impugned Notification and order dated 28.11.2018 and 13.12.2018 may very kindly be set aside and the respondents may be directed not to transfer the appellant from District Headquarter Hospital Hangu till completion of his normal tenure. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHEWETH:

ON FACTS:

**Brief facts giving rise to the present writ
petition are as under:**

- 1- That appellant belongs to ministerial staff and is serving the respondent Department as Office Assistant (BPS-16) at

District Headquarter Hospital Hangu. That right from appointment till date the APPELLANT has served the respondent Department quite efficiently and up to the entire satisfaction of his superiors.

- 2- That APPELLANT while serving as Senior Clerk (BPS-14) was promoted to the post of Office Assistant (BPS-16) and was posted at the Office of the District Health Officer, Hangu vide order dated 04.01.2018. That in response to the order dated 04.01.2018 the appellant submitted his charge report and started performing his duty at the concerned station efficiently. Copies of the order and charge report are attached as annexure.....**A & B.**
- 3- That astonishingly vide impugned Notification dated 28.11.2018 the appellant has been pre-maturely transferred to Women & Children/Liaqat Memorial Hospital Karak, District Karak. Copy of the Notification is attached as annexure **C.**
- 4- That feeling aggrieved from the impugned order dated 28.11.2018 the appellant filed Departmental appeal before the appellate authority but the same has been rejected vide order dated 13.12.2018 on no good grounds. Copy of the Departmental appeal and rejection order is attached as annexure **D & E.**
- 5- That appellant feeling aggrieved and having no other remedy but to file the instant service appeal on the following grounds amongst the others.

GROUND:

- A- That the impugned Notification and order dated 28.11.2018 & 13.12.2018 issued by the respondents is against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be set aside.
- B- That APPELLANT has not been treated by the respondents in accordance with law and Rules on the subject noted above and as such respondents violated Article 4 and 25 of the Constitution of Pakistan 1973.
- C- That the impugned Notification dated 28.11.2018 is against the Clause I, II and IV of the transfer/posting policy of the Government of Khyber Pakhtunkhwa. Copy of the policy is attached as annexure.....**F.**
- D- That the impugned notification dated 28.11.2018 has not been issued by the respondents in the public interest nor exigencies of service.

- E- That the respondent Department acted in arbitrary and malafide manner while issuing the impugned notification dated 28.11.2018.
- F- That the transfer of the appellant from DHQ Hospital Hangu to LMH Karak is pre-mature, therefore the impugned notification dated 28.11.2018 is not tenable in the light of clause-IV of the transfer/posting policy.
- G- That the APPELLANT seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated: 07/01/2019

APPELLANT


SAEED AKHTAR

THROUGH:


NOOR MOHAMMAD KHATTAK


MIR ZAMAN SAFI
ADVOCATE

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

SERVICE APPEAL No. _____/2019

SAEED AKHTAR

VS

HEALTH DEPTT:

**APPLICATION FOR SUSPENSION OF OPERATION OF
THE IMPUGNED NOTIFICATION DATED 28.11.2018 TILL
THE DISPOSAL OF THE ABOVE MENTIONED APPEAL**

R/SHEWETH:

- 1- That the above mentioned appeal along with this application has been filed the appellant before this august service Tribunal in which no date has been fixed so far.
- 2- That appellant filed the above mentioned appeal against the impugned notification dated 28.11.2018 whereby the appellant has been transferred from District Headquarter Hospital Hangu pre-maturely.
- 3- That all the three ingredients necessary for the stay is in favor of the appellant.
- 4- That the impugned order dated 28.11.2018 had been issued by the respondents in utter disregard of law and prevailing Rules.

It is therefore, most humbly prayed that on acceptance of this application the operation of the impugned Notification dated 28.11.2018 may very kindly be suspended to the extent of appellant till the disposal of the above mentioned service appeal.

Dated: 07.01.2019

APPLICANT


SAEED AKHTAR

THROUGH:


NOOR MOHAMMAD KNATTAK

&

**MIR ZAMAN SAFI
ADVOCATES**



A-6
DHQ Hospital
Hangu

**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUN KHWA PESHAWAR.**

A-5

E-Mail Address: nwfdghs@yahoo.com Office Ph# 091-9210269 Exchange# 091-9210187, 9210196 Fax # 091-9210230

OFFICE ORDER

In pursuance of approval of Departmental Promotion Committee held on 21.12.2017 at Directorate General Health Services Khyber Pakhtunkhwa Peshawar under the Chairmanship of Director General Health Service Khyber Pakhtunkhwa Peshawar, the following Senior Clerks (BS-14) sub-Cadre are hereby promoted to the post of Office Assistant (BS-16) from the date noted against each:-

S. No.	Name of Officials	Date of appointment	Present Place of posting	Remarks
01	Amir Hussain S/O Mir Sadat Khan	29-06-1980 22-11-1992	DHO Chitral.	With immediate effect
02	Ilyas Masih	17.03.1981 22.11.1992	DGHS Office Peshawar	With immediate effect
03	Muhammad Asif S/O Ghulam Sarwar	04.10.1981 09.12.1992	District Health Officer, Mansehra	With immediate effect
04	Muhammad Rafiq S/O Muhammad Farid	21-01-1982 22-11-1992	DHQ, Hosp: Haripure.	With immediate effect
05	Bakht Rashid S/O Khan Mahmoot	04.12.1982 26.09.1994	DHO Mardan	With immediate effect
06	Muhammad Jahangir S/O Khan Bahadar	09.03.1983 26.09.1994	DHO Abbottabad	With immediate effect
07	Layar Jan S/O Sell Jans	20.12.1979 02.01.1991	AS Miran Shah	With immediate effect
08	Shahid Hussain	01.06.1981 30.06.2000	DHO Abbottabad	With immediate effect
09	Lutf ur Rahman S/O Abdul Hanan Khan	08.05.1982 30.06.2000	DHS FATA	With immediate effect
10	Zia ullah	04.12.1982 30-06-2000	KMC Peshawar	From the retrospective effect i.e 03.11.2009 (with out any arrears)
11	Zul Qarnain S/O Malik Khan Muhammad	01.10.1983 30.06.2000	DHO Dera Ismail Khan	With immediate effect
12	Muhammad Nawaz	13.10.1983 30.06.2000	MS Landi Kotal	With immediate effect
13	Sadaqat Khan S/O Mastan Khan	30.04.1984 30.06.2000	DHO Peshawar	With immediate effect

ATTACHED

Attested

Signature
Medical Officer
District Hospital
Hangu

Handwritten initials/signature



6

14	Lal Mir Khan S/O Mir Zaman Khan	05.08.1984 30.06.2000	DHQ Hosp: Mardan	With immediate effect
15	Sajjad Ali	25.09.1984 30.06.2000	DHO Abbottabad	With immediate effect
16	Muhammad Feroz S/O Dil Feroz	01.01.1984 01.07.2000	DHO Swat	With immediate effect
17	Muhammad Rafiq S/O Durrany	12.01.1985 01.07.2000	DHO Swat	With immediate effect
18	Qazi Fayaz ud Din S/O Qazi Jalal ud Din	17-02.1985 01.09.2001	DHO Kohat	With immediate effect
19	Shaukat Khan S/O Khan Mahmood	10.09.1985 01-09-.2001	DHQ hosp: Mardan	With immediate effect
20	Farid ul Haq S/O Nadir ul Haq	20.10.1985 01-09-.2001	DHO Karak	With immediate effect
21	Mohammad Rafiq S/O Ghulam Mustafa	20.10.1985 01.09.2001	DHO Kohat	With immediate effect
22	Saeed Akhter S/O Banat Shah	22.10.1985 01-09.2001	DHO Hangu	With immediate effect
23	Mohammad Din S/O Bahar ud Din	26.10.1985 01.09.2001	DHO Kohat	With immediate effect
24	Umar Khan S/O Aziz Khan	03.11.1985 01-09-.2001	DHS FATA	With immediate effect
25	Muhammad Naeem	01-01-2002	DHO D.I Khan	With immediate effect
26	Malik Zaheer S/O Abdul Jalil	23-10-1983 24-01-2002	TB Control Mansehra.	With immediate effect
27	Noor Elahi S/O Malik Aman	16.12.1985 01.02.2002	KAT Hosp: Mansehra.	With immediate effect
28	Muhammad Ibrahim Khan S/O Buzurg Khan	23.12.1985 24.01.2002	DHO Chitral	With immediate effect
29	Doctor Khan S/O Mir Shahbaz Khan	15.01.1986 24.01.2002	DHQ Hosp: Karak	With immediate effect
30	Syed Sardar Ali shah S/O Syed Sher Badshah	22.01.1986 24.01.2002.	Govt: Maternity Hospital Pesh.	With immediate effect
31	Khalid Khan S/O Mian Gul	19.12.1982 10.02.2004	DHQ Hosp: Mardan	With immediate effect
32	Ghulam Sarwar S/O Ghulam Sadeeq	14.05.1984 10.02.2004	DHO Mardan	With immediate effect
33	Kamran S/O Muhammad Younis	30.04.1986 10.02.2004	KAT Hosp: Mansehra	With immediate effect
34	Ahmad Nawaz Khan S/O Muhammad Khalil Khan	03.05.1986 10.02.2004	DHO, Mansehra	With immediate effect
35	Riaz Muhammad S/O Nisar Muhammad	01.07.1986 10.02.2004	DHO Charsadda	With immediate effect
36	Khizar Hayat S/O Gulistan	01.05.1981 16.02.2004	DHQ Hospital Swabi	With immediate effect
37	Javed Hussain S/O Main Pir Khushal	29.01.1986 26.02.2004	DHO Swat	With immediate effect

ATTESTED

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Attested

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38.	Said Nazim	17.04.1979 22.09.2006	A. S Kuram Agency	With immediate effect
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Subsequently, on their promotion from Senior Clerk (BS-14) to the post of Office Assistant (BS-16), the following posting / transfers are hereby ordered in the interest of public service with immediate effect:-

S. No.	Name of Officials	From	To	Remarks
01.	Amir Hussain S/O Mir Sadat Khan	DHO Chitral.	DHO Chitral	Against the vacant post.
02.	Ilyas Masih	DGHS Office Peshawar	DGHS, Office Peshawar	Against the vacant post.
03.	Muhammad Asif S/O Ghulam Sarwar	District Health Officer, Mansehra	DHO Battagram	Against the vacant post.
04.	Muhammad Rafiq S/O Muhammad Farid	DHQ, Hosp: Haripure.	Gajju Khan Medical Colleg Swabi	Against the vacant post.
05.	Bakht Rashid S/O Khan Mahmoot	DHO Mardan	DHO Mardan	Against the vacant post.
06.	Muhammad Jahangir S/O Khan Bahadar	DHO Abbottabad	BBS Teaching Hospital Abbottabad	Against the vacant post.
07.	Layar Jan S/O Sell Jans	AS Miran Shah	AS Miran Shah	Against the vacant post.
08.	Shahid Hussain	DHO Abbottabad	DHO Battagram	Against the vacant post.
09.	Lutf ur Rahman S/O Abdul Hanan Khan.	DHS FATA	DHS FATA	Against the vacant post.
10.	Zia ullah	Food Testing Laboratory Peshawar	Food Testing Laboratory Peshawar.	Against the vacant post.
11.	Zul Qarnain S/O Malik Khan Muhammad	DHO Dera Ismail Khan	DHO Tank	Against the vacant post.
12.	Muhammad Nawaz	MS Landi Kotal	At the Disposal of DHS FATA	Against the vacant post.
13.	Sadaqat Khan S/O Mastan Khan	DHO Peshawar	MS Police & Services Hospital Peshawar	Against the vacant post.
14.	Lal Mir Khan S/O Mir Zaman Khan	DHQ Hospital Mardan	DHQ Hospital Mardan	Against the vacant post.
15.	Sajjad Ali	DHO Abbottabad	At the disposal of DHO Abbottabad	Against the vacant post.

hd

ATTESTED

Attested

Deputy

Hospital Manager

(8)

8

16.	Muhammad Feroz S/O Dil Feroz	DHO Swat	MS SGTH Swat	Against the vacant post.
17.	Muhammad Rafiq S/O Durrany	DHO Swat	DHO Swat	Against the vacant post.
18.	Qazi Fayaz ud Din S/O Qazi Jalal ud Din	DHO Kohat	DHO Kohat	Against the vacant post.
19.	Shaukat Khan S/O Khan Mahmood	DHQ hosp: Mardan	Gajju Khan, Medical College Swabi	Against the vacant post.
20.	Farid ul Haq S/O Nadir ul Haq	DHO Karak	Women & Children Hospital Karak	Against the vacant post.
21.	Mohammad Rafiq S/O Ghulam Mustafa	DHO Kohat	MS DHQ Hospital Lakki Marwat	Against the vacant post.
22.	Saeed Akhter S/O Banat Shah	DHO Hangu	DHQ Hospital Hangu	Against the vacant post.
23.	Mohammad Din S/O Bahar ud Din	DHO Kohat	MS DHQ / KDA Kohat	Against the vacant post.
24.	Umar Khan S/O Aziz Khan	DHS FATA	At the disposal of DHS FATA	Against the vacant post.
25.	Muhammad Naeem	DHO D.I Khan	AHQ Hospital Wana	Against the vacant post.
26.	Malik Zaheer S/O Abdul Jalil	TB Control Mansehra.	Gajju Khan Medical College Swabi	Against the vacant post.
27.	Noor Elahi S/O Malik Aman	KAT Hosp: Mansehra.	MS DHQ Hospital Battagram	Against the vacant post.
28.	Muhammad Ibrahim Khan S/O Buzurg Khan	DHO Chitral	At the disposal of DHO Chitral	Against the vacant post.
29.	Doctor Khan S/O Mir Shahbaz Khan	DHQ Hosp: Karak	DHO Karak	Against the vacant post.
30.	Syed Sardar Ali shah S/O Syed Sher Badshah	Govt: Maternity Hospital Pesh.	Sarhad Hospital For Psychiatric Diseases Peshawar	Against the vacant post. (for actualization rest the case will be decided after court decision)
31.	Khalid Khan S/O Mian Gul	DHQ Hosp: Mardan	MS DHQ Hospital Mardan	Against the vacant post.

24

24

ATTESTED

Attested

Medical Officer
Sarhad Hospital
Hospital Hangu

			Mardan	
32.	Ghulam Sarwar S/O Ghulam Sadeeq	DHO Mardan	Qazi Hussain Ahmad Medical Complex Nowshera	Against the vacant post.
33.	Kamran S/O Muhammad Younis	KAT Hosp: Mansehra	Gajju Khan Medical College Swabi	Against the vacant post.
34.	Ahmad Nawaz Khan S/O Muhammad Khalil Khan	DHO, Mansehra	Gajju Khan Medical College Swabi	Against the vacant post.
35.	Riaz Muhammad S/O Nisar Muhammad	DHO Charsadda	Qazi Hussain Ahmad Medical Complex Nowshera	Against the vacant post.
36.	Khizar Hayat S/O Gulistan	DHQ Hospital Swabi	DHQ Hospital Swabi	Against the vacant post.
37.	Rohul Amin Senior Clerk	Working against the post of Office Assistant at DHQ Hospital Swabi	Adjusted against the post of Senior Clerk vacated due to the promotion of Khizar Hayat	Vice No.36 above
38.	Javed Hussain S/O Main Pir Khushal	DHO Swat	Nawaz Sharif Kidney Hospital Swat	Against the vacant post.
39.	Said Nazim	A. S Kuram Agency	AHQ Hospital Parachinar	Against the vacant post.

NB:- Arrival / Departure reports should necessary be submitted to this Directorate for record.

Sd*****

DIRECTOR GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR

No. 440-49 /Personnel / Promotion Cell Dated 09/01/2018

Copy forwarded to the:-

01. PS to Secretary to Government of Khyber Pakhtunkhwa Health Department Peshawar.
02. All Medical Superintendents, Khyber Pakhtunkhwa.
03. All DHOs Khyber Pakhtunkhwa.
04. All DAOs Khyber Pakhtunkhwa.
05. DHS FATA, Peshawar.
06. DHIS Cell, Khyber Pakhtunkhwa Peshawar.
07. Superintendent, Promotion Cell, DGHS, Khyber Pakhtunkhwa Peshawar.
08. DA Concerned.
09. Personnel Files.

Attested
Medical Superintendent
Sheikhan Hospital
Hospital Naaga

DIRECTOR GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR

Haji Kamran Khan

B-9 10

OS&PD, NW-PP, 293 PS. 2,000 P. 100-18-10-200-(3)

CERTIFICATE OF TRANSFER OF CHARGE

1. Certified that we have on the fore/afternoon of this day respectively made over and receive charge of this office of Mr. M.S. Shahid Farid Khan

D HO - Hospital Hangu

2. Particulars of cash and important secret and confidential documents handed over are noted on the reverse.

Station

Hangu

Signature of relieved Government servant

Designation

Signature of relieving Government servant

[Signature]
Saeed Akhtar

Dated

4/1/2018

Designation

Office Assistant

Zehma Khan

Station
Hospital Hangu

Attested

[Signature]
Hospital Hangu
Station Hangu

ATTESTED

[Signature]

3/17

DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR



E-Mail Address: rwfpdghs@yahoo.com office Ph# 091-9210269 Exchange# 091-9210187, 9210196 Fax # 091-9210230

OFFICE ORDER

The following posting/ transfer of Ministerial Staff are hereby ordered in the interest of public service with immediate effect:-

S.No	Name of Officials	From	To	Remarks
01.	Mr. Mukhtiar Ali Office Assistant	DHO Office Peshawar	Sifwat Ghayur Shaheed Memorial Hospital Peshawar	Vice S.No.04
02.	Mr. Amanullah Office Assistant	Services Hospital Peshawar	DHO Office Peshawar	Vice S.No.01
03.	Mr. Sardar Shah Office Assistant	Sarhad Hospital for Psychiatric Diseases Peshawar	Services Hospital Peshawar	Vice S.No.02
04.	Mr. Mahboob Ali Office Assistant	Sifwat Ghayur Shaheed Memorial Hospital Peshawar	Moulvi Ameer Shah Memorial Hospital Peshawar	Vice S.No.05
05.	Mr. Ibrar Ahmad Office Assistant	Moulvi Ameer Shah Memorial Hospital Peshawar	Sarhad Hospital for Psychiatric Diseases Peshawar	Vice S.No.03
06.	Abdul Rahim Office Assistant	BKMC Swabi	DHO Office Mardan	Vice S.No. 015
07.	Mr. Ghani Ur Rahman Office Assistant	DHO Office Mardan	DHQ Hospital Mardan	Vice S.No. 016
08.	Mr. Khizar Hayat Office Assistant	DHQ Hospital Swabi	DHO Office Swabi	Vice S.No.09
09.	Mr. Zamarud Shah Office Assistant	DHO Office Swabi	DHQ Hospital Swabi	Vice S.No.08
10.	Mr. Ghulam Sarwar Office Assistant	DHQ Teaching Hospital Nowshera	Mian Rashid Hussain Shaheed Memorial Hospital Pubbi Nowshera	Vice S.No.45
11.	Mr. Zafar Ali Office Assistant	DHQ Hospital Charsadda	DHO Office Charsadda	Vice S.No.12
12.	Mr. Shah Jehan Office Assistant	DHO Office Charsadda	DHQ Hospital Charsadda	Vice S.No.11
13.	Mr. Firdous Khan Office Assistant	DHO Office Charsadda	DHQ Hospital Charsadda	Vice S.No.14
14.	Mr. Riaz Khan Office Assistant	DHQ Hospital Charsadda	DHO Office Charsadda	Vice S.No.13
15.	Mr. Bakht Rashid Office Assistant	DHO Office Mardan	BKMC Swabi	Vice S.No.06

Attested

[Signature]

[Signature]

18

12

	Fazal Rahim Office Assistant	SGTH Swat	DHO Office Buner	Vice S. No. 44
20.	Hamidullah Office Assistant	DHO Bannu	DHQ Hospital Bannu	Vice S.No. 25
21.	Noor Satar ul Mulk Office Assistant	DHO Chitral	DHQ Hospital Chitral	Vice S.No. 34
22.	Mohammad Javed Office Assistant	BBS Teaching Hospital Abbottabad	DHO office Abbottabad	Vice S.No. 69
23.	Zooq Akhtar Office Assistant	DHO Mansehra	Mental & General Hospital Dadar	Vice S.No. 46
24.	Ijaz Hussain Office Assistant	DHQ Hospital D.I Khan	DHO Office D.I Khan	Vice S.No. 31
25.	Khaliq Dad Office Assistant	DHQ Hospital Bannu	DHO Office Bannu	Vice S.No. 20
26.	Safiur Rehman Office Assistant	DHO Lakki Marwat	DHQ Hospital Lakki Marwat	Against the vacant post
27.	Mohammad Ali Office Assistant	SMC Swat	DHO Office Dir Lower	Against the vacant post
28.	Bakht Biland Office Assistant	SGHT Swat	DHO Office Dir Lower	Against the vacant post
29.	Mohammad Feroz Office Assistant	SMC Swat	DHO Office Dir Lower	Against the vacant post
30.	Mohammad Rafiq Office Assistant	DHO Swat	SGHT Swat	Vice S.No. 28
31.	Abdul Qodus Office Assistant	DHO D.I Khan	DHQ Hospital D.I Khan	Vice S.No. 24
32.	Shah Hussain Office Assistant	DHO Swat	SMC Swat	Vice S.No. 29
33.	Samiullah Office Assistant	SMC Swat	Nawaz Sharif Kidney Hospital Swat	Vice S.No.61
34.	Jamal ud Din Office Assistant	DHQ Hospital Chitral	DHO Chitral	Vice S.No.21
35.	Farid Iqbal Office Assistant	W&C /LMH Kohat	DHQ Hospital Kohat	Vice S.No. 36
36.	Khan Bahadur Office Assistant	DHQ Hospital Kohat	W&C Hospital /LMH Kohat	Vice S.No. 35
37.	Fazal Subhan Office Assistant	DHQ Hospital Upper Dir	SGTH Swat	Vice S.No.48
38.	Sher Muhammad Assistant	DHQ Hospital Upper Dir	DHO Dir Upper	Vice S.No. 39
39.	Abdar Khan Office Assistant	DHO Upper Dir	DHQ Hospital Upper Dir	Vice S.No. 38
40.	Mian Hazrat Hayat Office Assistant	DHQ Hospital Besham Shangla	DHQ Hospital Upper Dir	Vice S.No. 37
41.	Maroof Shah Office Assistant	DHO Shangla	SMC Swat	Vice S.No. 33
42.	Shamsher Ali Office Assistant	DHO Swat	DHO Shangla	Vice S.No. 41
43.	Muhammad Nabi Office Assistant	DHO Office Dir Lower	DHQ Hospital Batkhela	Against the vacant post
44.	Said Rahim Shah Office Assistant	DHO Office Buner	SGTH Swat	Vice S.No. 19

Attended

Signature

Handwritten signature

48.	Asgar Khan Office Assistant	SGTH Swat	DHO Office Swat	Vice S.No.30
49.	Munawar Khan Office Assistant	DHO Lakki Marwat	DHO Karak	Vice S.No.50
50.	Amal Sardar Office Assistant	DHO Karak	DHO Office Hangu	Vice S.No.47
51.	Fazal Dad Office Assistant	DHQ Hospital Karak	DHO Lakki Marwat	Vice S.No.49
52.	Sher Azam Office Assistant	DHQ Hospital Dir Upper	DHO Battagram	Against the vacant post
53.	Muhamad Asif Office Assistant	DHO Mansehra	DHQ Hospital Haripur	Vice S.No.54
54.	Muhammad Rafique	DHQ Hospital Haripur	DHO Mansehra	Vice S.No.53
55.	Farid Ul Haq Office Assistant	W&C/LMH Karak	DHQ Hospital Hangu	Vice S.No.56
56.	Saeed Akhtar Office Assistant	DHQ Hospital Hangu	W&C/LMH Karak	Vice S.No.55
57.	Noor Elahi Office Assistant	King Abdullah Teaching Hospital Mansehra	DHQ Hospital Haripur	Against the vacant post
58.	Doctor Khan Office Assistant	DHO Karak	DHO Lakki Marwat	Vice S.No.26
59.	Ahmad Nawaz Office Assistant	DHO Battagram	King Abdullah Teaching Hospital Mansehra	Vice S.No.60
60.	Kamran Khan Office Assistant	King Abdullah Teaching Hospital Mansehra	DHO office Battagram	Vice S.No.59
61.	Javed Hussain Office Assistant	Nawaz Sharif Kidney Hospital Swat	DHO office Dir Lower	Vice S.No.43
62.	Muhammad Saleem Assistant	DHO office Abbottabad	DHO Office Haripur	Against the vacant post
63.	Muhammad Ayub Office Assistant	SMC Swat	DHQ Hospital Batkhela	Against the vacant post
64.	Shah Wali Khan Office Assistant	DHO Office Swat	DHO Office Malakand	Against the vacant post
65.	Shah Hussain Office Assistant	DHO Office Swat	SMC Swat	Vice S.No.63
66.	Altaf Khan Senior Clerk	DHO Malakand	DHQ Hospital Batkhela	MS DHQ Hospital Batkhela should relieve his substitute
67.	Akbar Zaman Senior Clerk	DHO Malakand	DHQ Hospital Batkhela	Vice S.No.68
68.	Khaista Muhammad Senior Clerk	DHQ Hospital Batkhela	DHO Malakand	Vice S.No.67
69.	Taimoor Wali Assistant	DHO office Dir Upper	Gajju Medical College Swabi	Against the vacant post

(13)

Nb: Arrival/ Departure reports should be submitted to this Directorate for
Sd/xxxxxxxxx

ATTESTED

- 3. DHO Peshawar, Charsadda, Lakki Marwat, Mardan, Swabi, Bannu, Haripur, Abbottabad, Kohistan. Upper Dir, Lower Dir, Mansehra, Karak, Shangla, Kohat, Dikhan, Chitral, Buner, Swat, Hangu, Battagram
- 4. MS DHQ Hospital Charsadda, Lakki Marwat, Mardan, Swabi, Bannu, Karak, Haripur. Upper Dir, Lower Dir, Shangla, Kohat, DIKhan, Chitral, Batkhela, Hangu
- 5. MS BKMC Swabi, Upper Dir, Lower Dir,
- 6. Principal GMC DIKhan, GKMC Swabi, SMC Swat.
- 7. MS Sarhad Hospital for Psychiatric Diseases Peshawar
- 8. MS Moulvi Ameer Shah Memorial Hospital Peshawar.
- 9. MS Services Hospital Peshawar.
- 10. MS Govt: Naseerullah Khan Babar Memorial Hospital Peshawar
- 11. MS Sifwat Ghayur Shaheed Memorial Hospital Peshawar
- 12. MS King Abdullah Teaching Hospital Mansehra.
- 13. MS Women & Children Hospital Karak.
- 14. MS Women & Children LMH Kohat.
- 15. MS BBS Teaching Hospital Abbottbad.
- 16. MS Saidu Group of Teaching Hospital Swat.
- 17. MS Nawaz Sharif Kidney Hospital Swat.
- 18. Deputy Director (Accounts) DGHS KP Peshawar.
- 19. PA to DGHS, Khyber Pakhtunkhwa Peshawar.
- 20. Official concerned.

For information and necessary action.

Muz 28/11/18
 ADDITIONAL DG (HRM)
 DIRECTORATE GENERAL HEALTH
 SERVICES, K.P.K PESHAWAR. *28/11/18*

Attested
[Signature]
 Medical Superintendent
 Peshawar General Hospital
 Peshawar

[Signature]

ATTESTED

D - (15)

To:

The Director General
Health Services KPK, Peshawar.

Through: - Proper Channel.

Subject: APPEAL REGARDING CANCELLATION OF TRANSFER ORDER.

Dear Sir:-

With reference to your good office order No.10083-10140/personnel dated 28.11.2018.

I have the honor to submit my request for cancellation of transfer order on the following ground as mentioned.

1. That I was transferred to Shaheed Farid Khan DHQ, Hospital vide Director General Health Services KPK Peshawar Order No.440-49/personnel dated 4.1.2018
2. That I have submit arrival report to Shaheed Farid Khan DHQ Hospital, Hangu on 4/1/2018 (FN)/accordingly
3. That the Transferred Order issued is pre-mature, as I have not completed my normal Tenure at the present station.
4. There is no departmental inquiry and public complaint against me.

So, in this regard it is humble requested to your kind honor to please cancel my Transfer Order and obliged.

Thanks

Yours sincerely
Mr:- Saeed Akhtar
Office Assistant
Shaheed Farid Khan
DHQ Hospital, Hangu

ATTESTED

10
16

HEALTH DEPARTMENT



**OFFICE OF MEDICAL SUPERINTENDENT
SHAHEED FARID KHAN DISTRICT HEAD QUARTER HOSPITAL HANGU**

PH # +92-925-621508 Fax# +92-925-621508 E-mail: dhqhangu@gmail.com,

No: # 3414 / / Dated Hangu the 3-12-2018

To,

The Director General
Health Services KPK, Peshawar

Subject: APPEAL REGARDING CANCELLATION OF TRANSFR ORDER

Dear Sir:-

I have the honor to submit herewith appeal in respect of Mr.Saeed Akhtar Office Assistance, requesting for cancellation of transfer order.

The undersigned is satisfied from his services and there is no experience ministerial staff under the control of undersigned in Shaheed Farid Khan DHQ Hospital Hangu for the smooth running of routine work as well as he is competert in all kind of office work,

Therefore, the case is recommended for favor of cancellation, please.

Medical Superintendent
Shaheed Farid Khan DHQ
Hospital Hangu

Medical Superintendent
Shaheed Farid Khan
Hospital Hangu

Attested

Medical Superintendent
Shaheed Farid Khan
Hospital Hangu

ATTESTED

BETTER COPY

17

DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA, PESHAWAR

No.10990/Personnel

Dated 13/12/2018

To,

The Medical Superintendent,
Shaheed Farid Khan Hospital, Hangu.

Subject: **APPEAL REGARDING CANCELLATION OF TRANSFER ORDER.**

Memo:

I am directed refer to your letter No.3414 dated 03.12.2018 on the subject noted above.

You are requested to immediately relieve Mr. Saeed Akhtar Office Assistant and direct them to report for duty at their new place of posting i.e W&C/LMH Karak.

DIRECTOR (HRM)
DIRECTORATE GENERAL HEALTH
SERVICES K.P.K PESHAWAR.



ATTESTED

E - (17)

**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR**



No. 10990 / Personnel Date 13 / 11 / 14

To,

*The Medical Superintendent
Shaheed Farid Khan Hospital Hangu.*

Subject.

APPEAL REGARDING CANCELLATION OF TRANSFER ORDER.

Matter

I am directed refer to your letter No. 3414 dated 03.12.2014 on the subject noted above

You are requested to immediately relieve Mr. Saeed Akhtar Office Assistant and direct them to report for duty at their new place of posting i.e. W & C LMH Karak.

DIRECTOR (HRM)
DIRECTORATE GENERAL HEALTH
SERVICES & P K PESHAWAR.

13/11/14

ATTESTED



GOVERNMENT OF NWFP
ESTABLISHMENT & ADMINISTRATION
DEPARTMENT
(Regulation Wing)

F-18

POSTING / TRANSFER POLICY OF THE PROVINCIAL GOVERNMENT

- i) All the posting/transfers shall be strictly in public interest and shall not be abused/misused to victimize the Government servants
- ii) All Government servants are prohibited to exert political, Administrative or any other pressures upon the posting/transfer authorities for seeking posing/transfers of their choice and against the public interest.
- iii) All contract Government employees appointed against specific posts, can not be posted against any other post.
- iv) The normal tenure of posting shall be three years subject to the condition that for the officers/officials posted in unattractive areas the tenure shall be two years and for the hard areas the tenure shall be one year. The unattractive and hard areas will be notified by the Government.
- v) While making postings/transfer from settled areas to FATA and vice-versa, specific approval of Governor, NWFP needs to be obtained
- vi) While making postings/transfers of officers/officials up to BS-17, from settled areas to FATA and vice-versa approval of the Chief Secretary NWFP needs to be obtained. Whereas, in case of posting/transfer of officers in BS-18 and above, from settled areas to FATA and vice versa, specific approval of the Governor NWFP shall be obtained.
- vi (a) All Officers/officials selected against Zone-I/FATA quota in the Provincial Services should compulsorily serve in FATA for atleast eighteen months in each grade. This should start from senior most scales/grades downwards in each scale/grade of each cadre.
- vii) Officers may be posted on executive/administrative posts in the Districts of their domicile except District Coordination Officers (D.C.Os) and DPOs/Superintendent of Police (SP). Similarly Deputy Superintendent of Police (DSP) shall not be posted at a place where the Police Station (Thaana) of his area/residence is situated.
- viii) No posting/transfers of the officer's/officials on detailment basis shall be made.
- ix) Regarding the posting of husband/wife, both in Provincial services, efforts where possible would be made to post such persons at one station subject to the public interest.
- x) All the posting/transferring authorities may facilitate the posting/transfer of the unmarried female government Servants at the station of the residence of their parents.

Para-1(v) regarding months of March and July for posting/transfer and authorities for relaxation of ban deleted vide letter No. SOR-VI (E&AD) 1-4/2008/Vol-VI, dated 3-6-2008. Consequently authorities competent under the NWFP Government Rules of Business, 1985, District Government Rules of Business 2001, Posting/Transfer Policy and other rules for the time being in force, allowed to make posting/transfer subject to observance of the policy and rules. Added vide Urdu circular letter No. SOR-VI(E&AD) 1-4/2008

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19

- x) Officers/officials except DCOs and DPOs/SPs who are due to retire within one year may be posted on their option on posts in the Districts of their domicile and be allowed to serve there till the retirement.
 DCOs and DPOs who are due to retire in the near future may also be posted in the District of their domicile subject to the condition that such posting would be against non-administrative posts of equivalent scales;
- xii) In terms of Rule-17(1) and (2) read with Schedule-III of the NWFP Government Rules of Business 1985, transfer of officers shown in column 1 of the following table shall be made by the authorities shown against each officer in column 2 thereof:

Outside the Secretariat		
1.	Officers of the all Pakistan Unified Group i.e. DMG, PSP including Provincial Police Officers in BPS-18 and above.	Chief Secretary in consultation with Establishment Department and Department concerned with the approval of the Chief Minister.
2.	Other officers in BPS-17 and above to be posted against scheduled posts, or posts normally held by the APUG, PCS(EG) and PCS(SG).	-do-
3.	Heads of Attached Departments and other Officers in B-19 & above in all the Departments.	-do-
In the Secretariat		
1.	Secretaries	Chief Secretary with the approval of the Chief Minister.
2.	Other Officers of and above the rank of Section Officers: a) Within the Same Department b) Within the Secretariat from one Department to another.	Secretary of the Department concerned. Chief secretary/Secretary Establishment.
3.	Officials up to the rank of Superintendent: a) Within the same Department b) To and from an Attached Department c) Within the Secretariat from one Department to another	Secretary of the Department concerned. Secretary of the Dept in consultation with Head of Attached Department concerned. Secretary (Establishment)

xiii) While considering posting/transfer proposals all the concerned authorities shall keep in mind the following:

- a) To ensure the posting of proper persons on proper posts, the Performance Evaluation Report/annual confidential reports, past and present record of service, performance on post held presently and in the past and general reputation with focus on the integrity of the concerned officers/officials be considered.
- b) Tenure on present post shall also be taken into consideration and the posting/transfers shall be in the best public interest.

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Added vide 11th circular dated 25/01/2009

- xiv) Government servants including District Govt. employees feeling aggrieved due to the orders of posting/transfer authorities may seek remedy from the next higher authority / the appointing authority as the case may be through an appeal to be submitted within seven days of the receipt of such orders. Such appeal shall be disposed of within fifteen days. The option of appeal against posting/ transfer orders could be exercised only in the following cases.
- i) Pre-mature posing/transfer or posting transfer in violation of the provisions of this policy.
 - ii) Serious and grave personal (humanitarian) grounds.

2. To streamline the postings/transfers in the District Government and to remove any irritant/confusions in this regard the provision of Rule 25 of the North West Frontier Province District Government Rules of Business 2001 read with schedule -IV thereof is referred. As per schedule-IV the posting/transferring authorities for the officers/officials shown against each are as under:-

S. No.	Officers	Authority
1.	Posting of District Coordination Officer and Executive District Officer in a District.	Provincial Government.
2.	Posting of District Police Officer.	Provincial Government
3.	Other Officers in BPS-17 and above posted in the District.	Provincial Government
4.	Official in BPS-16 and below	Executive District Officer in consultation with District Coordination Officer.

3. As per Rule 25(2) of the Rules mentioned above the District Coordination Department shall consult the Government if it is proposed to:

- a) Transfer the holder of a tenure post before the completion of his tenure or extend the period of his tenure.
- b) Require an officer to hold charge of more than one post for a period exceeding two months.

4. I am further directed to request that the above noted policy may be strictly observed /implemented.

All concerned are requested to ensure that tenures of the concerned officers/officials are invariably mentioned in summaries submitted to the Competent Authorities for Posting/Transfer.

(Authority: Letter No: SOR-VIE&AD/1-4/2003 dated 24-6-2003).

It has been decided by the Provincial Government that posting/transfer orders of all the officers up to BS-19, except Heads of Attached Departments irrespective of grades will be notified by the concerned Administrative Departments with prior approval of the Competent Authority obtained on the Summary. The Notifications/orders should be issued as per specimen given below for guidance.

All posting/transfer orders of BS-20 and above and Heads of Attached Departments (HAD) shall be issued by the Establishment Department and the Administrative Departments shall send approved Summaries to E&A Department for issuance of Notifications.

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ATTESTED

VAKALATNAMA

KP Service Tribunal, Peshawar

No. _____/2019

Saeed Akhtar

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Health Department

(RESPONDENT)
(DEFENDANT)

I/We Saeed Akhtar

Do hereby appoint and constitute **NOOR MOHAMMAD KHATTAK, Advocate, Peshawar** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. _____/_____/2019

Saeed

CLIENT

Accepted

NOOR MOHAMMAD KHATTAK

SHAHZULLAH KHAN YOUSAFZAI

Mir Zaman Saifi
&
MIR ZAMAN SAIFI
ADVOCATES

OFFICE:

Room No.1, Upper Floor,
Islamia Club Building, Khyber Bazar,
Peshawar City.
Phone: 091-2211391

DIRECTORATE GENERAL HEALTH SERVICES KHYBER PAKHTUN KHWA PESHAWAR

E-Mail Address: nwfpdghs@yahoo.com Office Ph# 091-9210269 Exchange# 091-9210187, 9210196 Fax# 091-9210230



OFFICE ORDER

In light of Khyber Pakhtunkhwa Service Tribunal Service Appeal No. 21/2019, the posting/ transfer order in respect of Mr. Saeed Akhter Office Assistant at S.No.56 issued vide this Directorate Office Order bearing Endst: No. 10083-10140/Personnel dated 28.11.2018 is hereby held and abeyance till further order.

Sd/xxxxxxx

DIRECTOR GENERAL HEALTH
SERVICES, K.P.K PESHAWAR.

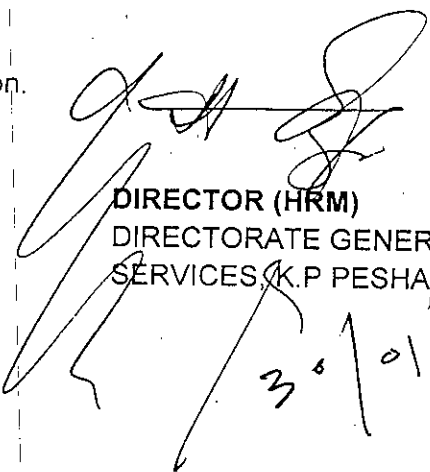
Dated 30 /01/2019

No 1322-25 /Personnel

Copy forwarded to the:-

1. MS DHQ Hospital Hangu.
2. MS Women & Children/ LMH Karak.
3. P.A to DGHS KP Peshawar.
4. Official concerned.

For information and necessary action.


DIRECTOR (HRM)
DIRECTORATE GENERAL HEALTH
SERVICES, K.P PESHAWAR.

30 /01/19