23.2.2016

Counsel for the appellant, Mr. Farhaj Sikandar, GP with Mst. Shazia Nawaz, SDEO for the official respondents and counsel for private respondent No. 8 present. Representative of the respondents submitted that one person would be entitled to receive salary on the post. Written reply of private respondent No. 8 received, however, representative of official respondents requested for further time. To come up for written reply of official respondents and further proceedings on 39.3.66 at Camp Court D.I.Khan.

MEMBER
Camp Court, D.I.Khan

28.0**3**.2016

Counsel for the appellant, Mr. Farhaj Sikandar, GP for official respondents and counsel for private respondent No.8 present. Learned counsel for the appellant moved an application for withdrawal of the instant appeal which is placed on file. Learned counsel for the appellant submitted that since the appellant has been compensated therefore he does not want to proceed this appeal which may be dismissed as withdrawn. Dismissed as withdrawn. File be consigned to the record.

Announce 1. 28.02.2016

Member

MEMBER Camp Court D.I Khan 26.01.2016

Counsel for the appellant, Mr. Farhaj Sikandar, GP with Mst. Azra Bibi, DEO (F) D.I.Khan for the official respondents, counsel for private respondent No. 8 present and wakalatnama also present on file. SDEO (F) D.I.Khan is on school visit therefore, unable to attend the Tribunal to-day. On the other hand it has been stressed by the learned counsel for the appellant that despite order by the DEO the SDEO is not paying salary to the appellant. Notice be issued to SDEO (F) D.I.Khan as to why her own salary may not be attached for such noncompliance. In the meanwhile it was also stated by the DEO (F) that the matter may be kept pending for a while as promotions are going on in the department and hopefully both the issues of transfer as well as salary of the appellant and private respondent No. 8 may be resolved. Being reasonable contention, the matter is adjourned for the next date.

The learned counsel for the appellant submitted that the appellant was transferred to GGPS Islamia Colony against the post of private respondent No.8. That the said order was revisited vide impugned order dated 26.05.2014 without observing the tenure policy. It was further submitted that the appellant is regularly working since February, 2015 and she has not relinquished charge to private respondent No.8. It was further submitted that the impugned order is the result of political interference. Points raised need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. To come up for progress report and written reply on 33 2016 at camp court, D.I.Khan. In the meanwhile status quo be maintained.

Appellant Deposited
Security A Process Fee

MEMBER
Camp Court, D.I.Khan.

Counsel for the appellant present. Mr. Sikandar, GP with Mst. Azra Bibi (respondent No. 5 and Mst. Shazia (respondent No. 6) present. Respondent No. 8 through counsel present. Respondents No. 5 & 6 requested that they may be given some time to concern the record and solve the issue of payment of salary to the civil servant deserving for the same. To come up for progress report/Preliminary hearing on

29-13-15 at camp court, D.I.Khan.

94. 18. 20 B

Camp Court, D.I.Khan

Since tour to D.I.Khan for the month of December, 2015

has been cancelled, therefore, case is adjourned to <u>36-1-2016</u>

for the same.

E TO THE STATE OF THE STATE OF

Camp Court, D.I. Khan

Clerk of counsel for the appellant present. Learned counsel for the appellant is not in attendance. Requested for adjournment. To come up for preliminary hearing on 27.7.2015 at Camp Court D.I.Khan as the case pertains to the territorial limits of D.I.Khan Division.

-27.07.2015

Counsel for the appellant present. Pre-admission notice be issued to the respondents as well as learned GP. To come up for preliminary hearing on 24-08-2015 at camp court, D.I.Khan.

Camp court, D.I.Khan

26.10.2015

Counsel for the appellant, Mr. Farhaj Sikandar, GP for the official respondents and Mr. Jehanzeb Chughtai, Advocate/counsel for respondent No. 8 present. Fresh notices be issued to respondents No. 6 & 7. Case to come up for preliminary hearing at camp court, D.I.Khan on 29-11-15

Camp Court, D.I.Khan

28.05.2015

None for the appellant present. Notice to counsel for the appellant be issued for preliminary hearing at camp court D.I. Khan for 27.07.2015 as the matter pertains to territorial limits of D.I.Khan

Chairman

16.06.2015

Agent of counsel for the appellant present. Requested for adjournment as counsel for the appellant is not available today. To come up for preliminary hearing on 30.6.2015.

25. 5-291

Member

23.06.2015

Counsel for the appellant present and requested for adjournment. Requested accepted. To come up for preliminary hearing on 08.7.2015 before S.B.

Member

Form- A FORM OF ORDER SHEET

Court of	
Case No	469 /2015

	Case No	70//2013		
S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate		
1	2	3		
1	21.05.2015	The appeal of Mst. Farah Naz presented today by Mr		
	<u> </u>	S.Shahid Sherazi Advocate, may be entered in the Institution		
•		register and put up to the Worthy Chairman for proper order. REGISTRAR		
·		This case is entrusted to S. Bench for preliminary		
2		hearing to be put up thereon $28-5-2011$		
		CHAIRMAN		
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BEFORE THE HON'BLE KP SERVICE TRIBUNAL, PESHAWAR

Sr. App: No. 469 of 2015

Mst; Farah Naz......Petitioner

Government of KPK & others......Respondents

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Petitioner

through

Ş. Shahid Sherazi

Muhamad Wasim Awan

Advocates, High Court Mastan Zaidi Hall,

Distt: Bar, D.I.Khan . Cell: 0333-9962514

BEFORE THE HON'BLE KP SERVICE TRIBUNAL, PESHAWAR

Sr. App: No. 469 of 2015

VERSUS

Convice Tribunal

Clary No. 527

Control 9,455-2015

- 1. Govt: of KPK through Secretary Education, Peshawar.
- 2. Director Education (E&SE) KPK, Peshawar.
- 3. Deputy Director (E&SE) KPK, Peshawar.
- 4. Executive District Officer, (E&SE), D.I.Khan.
- 5. District Education Officer (Female), (E&SE), D.I.Khan.
- 6. Mst: Shazia Nawaz SDEO, (E&SE), D.I.Khan.
- 7. Mst: Samina Shehnaz, ASDEO, (E&SE), D.I.Khan.

Stopston Scopston No. 11/2/11/2

APPEAL U/S 4 SERVICE TRIBUNAL ACT 19734 AGAINST THE ORDER OF RESPONDENT NO.5 WHEREBY HE TRANSFERRED THE APPELLANT VIDE OFFICE ORDER Endst; No.4851-54. DATED: 26-05-2014, BE DECLARED AS ILLEGAL. AGAINST THE SPIRIT OF LAW, FAKE, AND BOGUS, THEREFORE IN EFFECTIVE UPON THE **RIGHTS** THE **PETITIONER** AND RESPONDENT NO.2 WHEREBY HE DID NOT RESPOND THE **DEPARTMENTAL** OF APPELLANT.



Respectfully Sheweth:

- 1. That the appellant is a school teacher and performing her duties with entire satisfaction of her high ups as well as students since so many years.
- 2. That the appellant has been transferred to Govt: Girls Primary School Islamia Colony D.I.Khan vide Endst No. 1691-93 Dated: 26-02-2014 by replacing respondent No. 08 (Copy of order Dated: 26-02-2014 is attached as annexure "A".
- 3. That the charge of PSHT (Primary School Head Teacher) has been handed over to the appellant in Govt: Girls Primary School Islamia Colony D.I.Khan vide order: 455-57, dated; 30-08-2014 whereas she took over the charge on dated; 19-09-2014 (Copies of order dated; 30-08-2014 and charge report are attached as annexure "B & C" respectively.
- **4.** That the respondent No.08 presented her transferred order in which she has been transferred back to Govt: Girls Primary School Islamia Colony D.I.Khan against vacant post vide Endst No.4851-54, dated; 26-05-2014 (Copy of order dated; 26-05-2014 is attached as annexure "D".
- **5.** The appellant pointed out the matter through different applications before D.E.O (F) D.I.Khan, that respondent No.08 creating hurdles in the performance of other teachers by not following the orders of your good office (Copies of applications are attached as annexure "E, F, G & H").
- 6. That on the objection of high ups about the adjustment/ posting of two teachers having same scale i.e. BPS-15 in the same school, the respondent No.08 again presented a fake transfer order in which Endst No.1691-93 Dated:26-02-2014 was mentioned as "cancelled" but interestingly, the Endst: Number and date mentioned on the impugned order having same number and date which are mentioned

Splan

- in Annexure "D". (Copy of Impugned order is attached as annexure "I").
- 7. That the malpractice of respondents has been published in a news paper "Daily Aitadal" dated; 24-01-2015 (Copy of news clip is attached as annexure "J")
- **8.** That the appellant has presented "Departmental Appeal" on dated:29-01-2015, in which she claimed relief against the fake, bogus and illegal order. Copy of "Departmental Appeal" is attached as annexure "K".
- **9.** That respondent No.5 conducted the inquiry regarding the matter in issue vide inquiry No.1587-88, dated:06-03-2015.
- 10. That the respondent No.5 again issued another transfer order having Endst:2468-70, dated:18-04-2015 without deciding the fate of impugned order. (Copy of order dated:18-04-2015 is attached as annexure "L".
- 11. That respondent No.5 issued "Show Cause Notice" to appellant bearing No.2814.DEO (F), Dated:08-05-2015. Copy of Show Cause Notice dated:08-05-2015 is attached as annexure "M".
- 12. That petitioner having no other adequate or efficacious remedy is constrained to move this Hon'ble Court for the following amongst other grounds;

GROUNDS:

A. That admittedly the respondents has jurisdiction to make postings/ transfers of teachers but it is the clear verdict of superior courts that the posting/ transfers should be made after notice.

- **B.** That respondent No.8 performed her duties up to 09 years at G.G.P.S Islamia Colony D.I.Khan. Whereas vide order dated: 26-02-2014 she has been transferred but just after 03 months, she returned to her favorite station by grace of respondents No. 5 to 7.
- C. That the appellant pointed out the irregularity of impugned order but the respondents did not take any action which speaks volume the blessings over respondent No.08.
- **D.** That the appellant has been transferred twice in a year which is a serious violation of "posting & transfer policy of provincial Government".
- **E.** That the impugned order has no legal footing, as the same even not available on the school's record.
- **F.** That no notice whatsoever has been given to the appellant before passing the impugned order and thus the same is illegal and vide ab initio.
- **G.** That appellant has been treated against the law and she has been deprived of equal protection of law.
- **H.** That there are so many other grounds which will be taken at the time of arguments.

It is therefore prayed that by accepting this appeal the impugned order of respondent No.5 bearing Endst No.4851-54, dated; 26-05-2014 and subsequent orders having same purpose may please be declared as illegal, without lawful authority and without jurisdiction and thus in effective upon the rights of the petitioner.

Appellant/

through

S. Shah**i**d Sherazi

&z

Muhamad Wasim Awan Advocates, D.I.Khan

*BEFORE THE HON'BLE KP SERVICE TRIBUNAL, PESHAWAR

Sr. App: No	of 2015	
Mst; Farah Naz		Petitioner
	VERSUS	
Government of KI	PK & others	Respondents

AFFIDAVIT

I, Mst: Farah Naz W/O Syed Ijaz Hussain Shah R/O Eidgah Teh: & Distt: D.I.Khan, do hereby solemnly affirm that the contents of the accompanying appeal & application for interim injunctions are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

IDENTIFIED BY:

Antai-

HIGHCOL

S. Shahid Sherazi Advocate, D.I.Khan.

DEPONENT

Faralna & Boyen



*BEFORE THE HON'BLE KP SERVICE TRIBUNAL, PESHAWAR

Sr. App: No of 20	15
Mst; Farah Naz	Petitioner
	VERSUS
Government of KPK & othe	rsRespondents

ADDRESSES OF PARTIES

PETITIONER:

Mst: Farah Naz W/O Syed Ijaz Hussain Shah R/O Eidgah Teh: & Distt: D.I.Khan.

RESPONDENTS:

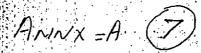
- 1. Govt: of KPK through Secretary Education, Peshawar.
- 2. Director Education (E&SE) KPK, Peshawar.
- 3. Deputy Director (E&SE) KPK, Peshawar.
- 4. Executive District Officer, (E&SE), D.I.Khan.
- 5. District Education Officer, (E&SE), D.I.Khan.
- 6. Mst: Shazia Nawaz SDEO, (E&SE), D.I.Khan.
- 7. Mst: Samina Shehnaz, ASDEO, (E&SE), D.I.Khan.

8. Mst: Nasreen Akhtar, R/O Usman Ghani Street, GGPS Islamia Colony, D.I.Khan.

Appellan through

S. Shaffid Sheraz

Muhamad Wasim Awan Advocates, D.I.Khan



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL KHAN

ADJ MENT ORDER

The following Transferred/ adjustment is hereby made in the interest of public service with immediate effect.

S.NO.	NAME & DESIGNATION		· ·	
		FROM	ТО	REMARKS:
	ুS:Farha Naz	GGPS Zile Husnain	GGPS Islamia Colony	ļ
2	Nasreen Akhter	GGRS Jelmain Chi		Voice S/No.2
ا ــــــا.	· · · · · · · · · · · · · · · · · · ·	GGPS Islmaia Colony	GGPS Zil e Husnain	Against V/Post
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Note:

Charge report should be sent to all concerned.

2. NO TA/DA is allowed.

Sä/-

Endst:No 1691-93

Copy to the:-

- 1. District Accounts Officer DIKhan.
- 2. Sub Divl Education Officer(Female) DIKhan
- 3. Official concerned. •

DISTRICT EDUCATION OFFICER
(FEMALE) DIKHAN

Dated 26 - 2 /2014

DISTRICT EDUCATION OFFICER
(FEMALE) DIKHAN

ATTESTED Allessed

OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER (FEMALE) D.I.KHAN

ORDER:

Mst; Farah Naz HPST Govt; Girls Primary School Islamia Coloney DIKhan, vide D.E.O (Female) DIKhan Endst; No. 1691-93 dated 26/02/2014. Handed over the charge of School as a PSHT with immediate effect.

Note:

- 1. Charge Report should be sent to all concerned.
- 2. No. TA/DA is allowed.

50-

SUB DIVL; EDUCATION OFFICER (FEMALE) D.I.KHAN

Endst No. 455-57

Dated! DIKtoon the 30

_/2014

Copy for information to the:-

- 1. The Irfana Shaheen Headmistress GGPS Islamia Coloney DIKhan.
- 2. A.S.D.O concerned.
- 3. Official concerned.

SUB DIVL; EDUCATION OFFICER
(FEMALE) D.I.KHAN

0. 9 7

200 E.

ATTESTED

Astar

No/ .	Dated DIKhan the $01-01$	<u>/201&.</u>
То;		
	he District Education Officer, Female) Dera Ismail Khan	
Subject:	DAVMENT OF CAT A DV	
Memo:	PAYMENT OF SALARY	
Re	eference your No.9207 dated 21/12/201	5.
It	is submitted for your kind information	that only one
HPST B-15 in each Prima	ary School according to Government Po	olicy . One Mist
Nasreen Begum HPST B-	-15 Senior Most is already working at t	GGPS Islamia
•	already under transferred to GGPS Zil-c	•
	,	,
		·
., Th	nerefore she is directed to took over cha	irge in her
school. Then her pay was		
	G/c	•
,	Sub Divl: Education Of (Female) D.I.Khan	•
Endst: No <u>21</u>		
Copy of the above	is forwarded for information and r	nccessáry
action to the :-		, , , , , , , , , , , , , , , , , , , ,
	ervice Tribunal Peshawar Camp a	L TN 1 YET
7 COVEL FRANCES	Civice : Hounai reshawar Camp a	UDILKASA."
	the standard	,
•	Sub Divi Education	heer,
	(Female) D.I.Khan	The state of the s

ANNX-C (B) 1916 معان عفانه ناحین ایمی عفانه ناحین ے جو کہ آج مور خد با اور - 9 اوا تل اعداز دو بیر بوجب عم نمری 93 - 1691 المراه المراع المراه ا نقام در والحالم وآن المراسك ورسك و المراسك و المراسك و المالوي فا 19-9-2014 318 Forahnal distant de Sear affect o instite Mices Bik Doca ! ATTESTE Majain

على الشرياء القراداتياء القرا

منام کورنت ریز براغ ی کو از سرم اول مورد بالان و م ای ای این از براغ ی کورند از براغ ی کورند و می از براغ ی کور جارج دبنده نیخ را ای سر است است می این گرهنده فیم ی از براغ کر این کر انده می برای کاردائی از براغ بین این برائی می این برائی از برائی از برائی بین برائی می کاردائی از برائی بین برائی کاردائی از برائی بین برائی کاردائی از برائی بین برائی کاردائی از برائی برائی کاردائی از برائی بین برائی کاردائی از برائی برائی کاردائی از برائی برائی کاردائی از برائی کاردائی کاردائی از برائی کاردائی کاردائی از برائی کاردائی کاردائی از برائی کاردائی کاردائی

ہیڈ ماسٹر گورنمنٹ

رم كاي كيش في باد شد كتاب ما در وفرات ، مروى بك عاشوات آون بيويين بروس كاي كون المادة والمادة والم

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL KHAN

ORDER:

The following Teacher (Ferrale) are hereby transferred / adjustment in the interest of

public services with immediate effecte.

S.No Name & Designation

-ie

<u>Kemarks</u>

Nasreen Akhtar PST

ST GGPS Names

GGPS Islamia Kaloni

(IV)

Rosp No. 8

Note: Charge report should be submitted to No TA/DA is allowed.

Endst: No_

Copy to the:

- I. District Accom
- 2. Head Teachers
- 3. Teacher Conc
- 4. SDEO (F)DIKI

📝 Sd/-

District Education Officer <u>Fem</u>ale (DIKhan)

16/2014

District Education Officer
Female (DIKhan)

ATTESTED Allested (1) Answx-E. 6/39

(11) Answx-E. 6/39

(12) 10/13 (11) 10/13 (11) 15/13 (11) مؤدمانه الماس على كرسال كريس المراس ا اسلامید کا اول BPS ای افران اصر ایل افرور ب -1 July 2 The SDEO On Jin & 6214 ا در ب کے در لیے آگاہ ما کہ آب ارسے سرکول لواب میں حافتری رین سکل ایمی ند وه SBEO عالم که حالم کرمانی سے انگاری ہے ۔ انی مرمی سے سلول ان اور سی بی ومت سكول سمول جانا اسعامهول يا جاري دوم سمسلول كالخسيل قراب موسايد. میدا میران زب ارزی در این کارناک ارسال س سنسرین فرز کرا گاه کول . ماکه سنول کے ماحول کر برت ما یا جاسک آبل عین ازارش بهای اً أُدْرِرِ وَمَارُسُمُ GGPS Oslana colony (is 12 o (m) - in - in las في جازج ربوريو المار و المار المام والي Landwi 2 By C 72.4 ATTESTED Alles led Abstair

(2) ANNX-F الخروت منان دار فرد الله الحولية الله الحولية الله المولية المولية الله المولية المو موریان العاس سے - که سائل 23 دو کورنین می در المری سلول طل صیس ا مع جی ۔ جی ۔ ایس اسوا در کالونی میں افرال فریز کی اور انسرین افرال تبادل، طل حين كردياً الما أردال ع ع) • سائلہ کی حافری ربورٹ رف ہے (ع عربی کو نرین افرز کا تبارلہ نواب میں ۱۷۹ اسلامیہ کالول میں مرسا ہے تمت آردار مزر ۱۰۰-۱۶۶ جرکه این و کو حاری برا . در امریس آردر لف را ۱۰۰۰ صلے قب میدو طرس کا حارج سائلہ کو مل ایا۔ جارج درورف لف ع عنازیم عرار نے سکرل کا روٹ ساتو لیساتو ل والس اير سكول نواب مان د الله العدد المالي عن ASDED من المراس الموراني المورانين الحور كو دالين بع سكل نواب مات كريها المرور كو SDEO على نے درنوں كے آزور أنس ميں ساورات - جو ليدار PROFILE White 2 robo SDEO is he crist bis bis chieres D.T.A (1) 10 (1) Mai

SOFO De out of 6 1/2 of culting of 6 1/2 . بع سكول نوات دانس مائي و رسرا مل انتواه بعن كا ملك ك. آرورات كردرالعي بيرينا كالمرين ورز كريال طعنری بند ہے جانے کے لور سکول سے نائب ہے نا اور ابنی مرقی سے آناجانا أسا معول بن كما . سائل ن إلى روواست ك ذرك ب تشاب DEO ادر آب کو دیل ، دولول در در دار در دار در است SDEO کو SDEO ماجر نے سینگ بلالی ، ادرایک یولس تعمال کے حوالے میا جوك ما من ANP كا ما مرف مها المه كى المعين أروز ما عمر درج ما أردا اس آردا کر درکه سائله که سائله كود دهكي دي كني كم بهارك الهي حاري كرده آردا كو آركو ما من الرابي كا حناسهالی ایس سے کرارس رہے۔ کہ فی العور ہور اس می تاریخ کا دولا أردا جوكم أكفياه ليرمنط عاكم إرابا عبك كوني الزني صيت بان حوکہ صرف SDEO نشاز نے دوارہ اور ASDEO میس نمیں عمام نے روشوت سا ارالى مى دارسى يى كى . - سانگە كاڭرۇر العارمن ومير المرس عراء الرسكم فوينز الرام المري الراسال 2. ביל מתומות נייל MIAYP, سالله کا دست بخرارار Faral Material Den عارج ربرري Nihasokoti, 6 date 8-01-215 ASDO TO T SDEarling 8 c. copy to sociaty edo. Peshud. ۹ د رنواست رنام ۲۰۰۵ درد ۱۰ بوگ آردا ۱۱،در " Districtant session Judie D. Khan

عنوم ما در و ما الحول بن منه ما المول الما ديم و الميال حان ductio ANNA-G (13) مور بالدالي اس ع . ارسالله كوسلول الدالية عاد ها کی سربن منز ناحال موجود نیا ! أسكى طعنىرى سكول مين مذمير المن كبوه المي المرضى مع كول أناحانا اسكامعول نيا ، جوك في سلن ادر سكيورني مع ما ظرام انتها في خلمان يع المراح المور دو درفواسنی المرا ا در اه 8 تو فولس) در عنزالولی آردر ملن روی بنین . ناحال عنیر خانونی آردار آدر نسزین اختر کے خلاف SDEO میں منازیہ مامہ ا و ASDEO میں تمہم طام مذكون كارداني بن كى علم سائله كوسينك بن صفراك نناج في هليان أب سم كرادس كي حاني يع . كر منرس اختر كودالس إلا سكولي بيع دیا جائے . ناکه سکول کا ماحول میر ادر دسیلن برفرار مط أبكي مين نوازين برك العارفيم: و مرح ما زيد الم الحج ما المعلا بيم ما ال Faralwer Compenses Head Attorney Pe on ATTESTED Alle stell Anteir_

. ونا ب در فرما الجولين النبر ما M/F در العمال الجولين النبر ما ما M/F در العمال خال Glecio ANNA-H (14) 712/15 مع والنمال إلى على معالله كى عمر 42سال در فرس 88سال سے المحلیت ن میں میمر کے مزالفن منفی انا کو سے دسی جرائے . ادر آھیل ساً بلہ توریس کر المری سکول میں تعید بھر کے عمالے را مائر ع سائلہ نے نسب اختر کے بونس اردر کے سالے جفور میں در دولسین مورفر میلاد از در دول میلی کودی میل - اس مرکون انوالمری ضاب عالى عيدة وكراط مل مع نو لحي SDEO ميس مثاريد بوار مالم سكول اَسِ ادرساً لم الركياكم جورد فواست ماك في DEO ماك كورس السام وم حکمانے رہے آئی ہوں ۱۰ جانگ میرا عاقد سمعامنری مررمین اور سکول کالام رئیارڈ کوخل و خارج لے ہیا ، ادر نیامیت میں بہیودہ نربان رسفال کی دهمکیاں دیں اور جھ ار نور نور سے حوالی استربط کر دیا جس سے سکول ی کسان می دران ملین SDEO و صادار او از صابع کامیم روات این جمیز كا مند بولنا تبون يد كر أمل بير ترق بيم وتعقبا لنراور جانبينالنيط بيرنالهسائل نه عبدیتیرک میدار مانز میون کے لعدسکول کا مبارات ، مفالی ، مبرلهالی ادر سیورن کے انترال مان تر عفر بور لوج ری ، جناب مالی! آب معم کر ارش مع کم SDEO شازیر نواز کماس بات کی رونمورام ی ایال بفتل اسک کر میں سب کو DEO مال کائے۔ نم مرسی بی يوندوس كو فرس افت كالمصحاب كرده كولي آروريس يو. تسری افترا کا دماره میں ملل حیان میں نواب اور انواب میں اسرا ابدا کا لوقی آ نا ادر 8 ماه لیر بولس از دار کا لطنا مبرا وش اور برشوت کا منه بولترانتوت برا میزا اسکی انگوانبر می دار در انگران میرا اسکی انگوانبر میران میر العارمنم: عبول عرس فرج أربيم كورنس كرمز مرامر معول اسواجع مالول

ANNX-I (15) OF ANX

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE),

DERA ISMAIL KHAN

1 Somewhile with 10

8 ما ه ليد بوليس آ

ORDER:

The following feacher (Female) teachers are transferred / adjustment in the interest of public service with immediate effect.

			·	
S.N	Name,	From	To //	Remarks
. :	Nasreen Akhtar PST	GGPS Nawab	GGPS Islamia Colony /	The order No. of
				This office 1691-93
1				dated on 26-02:
				2014 is ligreby
l				\ cancelled

Not Charge report should be submitted to all concerned.

No T.A/D.A is allowed

Sd/DISTRICT EDUCATION OFFICER
Female (D.LKHAN)

Dated 20/5/2014

Endst; No.4/85/-54/

Copy to the:

- 1. District Account Office D.I.Khan.
- 2. Head Teacher Concerned
- . 3. Teacher Concerned

4. SDEO (F) DIKhan

DISTRICT EDUCATION OFFICER

Female (D.I.KHAN)

Man Order



کرلز پرائمری سکول اسلامید کالونی کی 2 میر مسٹرلیس ایک تاریخ مسٹرلیس کی کارکردی مسٹرلیس کی تاریخ مسٹرلیس کی تاریخ مسٹرلیس در ان میں بادل ہوندا کے در ادامی در در ان میں بادل ہوندا کے در در ان میں بادل ہوندا کا در در ان میں کا در در کا در کا در کا کا در میں کا در در کا در کا کا در میں کا در در کا در کا کا در میں کا در در کا در کا کا در میں کی کا در میں کی کا در میں کا در میں کی کا در میں کی کا در میں کی کا در میں کی کا در میں کا در میں کا در میں کا در میں کی کا در میں کا در میں کی کا در میں کا در میں کی کا در میں کی کا در میں کا در میں کی کا در میں کا در میں کی کا در میں کی کا در میں کا در میں کی کا در میں کا در میں کی کا د

اعندال وى الدو ورى ولى ليس تنسيلات عدما بن محر تعليم آنس (نی کمل) کی جانب ہے 6 فرمری 2014 كالإذ نبر93-1691 كاقت فرن اذكا نرین افر کواسلامیہ کالونی سکول سے 130 كست كوآرار نبر57-455 كت فرح اذبكو GGPs ملاسيكالونى كى بيذ تجرية جارى فواسك کردیا ای دودان منظرهام برایے 2 مفتوک آوزوز مطان 26 شکی کوآرڈ زئبر44 - 48 51 کے تحت نسرین اخر کوگراز پرائری سکول ڈاب سے اسلامیے كاول زانسفر كردياميا جبكراى ارتأاه راكآ ئے تحت ای کیٹر پر آرار نبر93-1691 کوم ل برے 26 س 2014 كراك س نے 2 آروروں نے اس کی کارکردا نے ڈسٹرکٹ انجونیش بیسرمحددیاض مواتی کو مری طور بر ور و است می وی سے کدش سے اس سول من بلور بدر معركا مارة سنعالا موا ے سالد کیا ہے کہ اس تمام دائ کی اعرازی کرنے کیاتہ ماتہ دوری ایڈ تیری جواب الی ک جائے بیر محکہ اف کریش طام می اس پر فس لیسائی رمز يرتشيلات لين كيليج التف لمرف دا بلغ كي مك

ATTESTED

Allan

ANNK-JI (17)



وغوالے 2 فوالسفرا كينسل آراد بارے تعمل خير شالع كافى جس رمعلوم مواب كدانى داريشر وْسُرُكُ إِلَيْكِينَ ٱلْسِرِ (وَنَانَهِ) كُو تُواكْمُ و ضوالِا و حاک کوماے مرکع موے اس پر افوائری مل كريكل جدايات ويدي، يادوب كد ككرتبليم أس (ن میل) کی جانب سے 26 فروری 2014 کم آرار نبر93-1691 کے تحت فرح ناز کو جائمری سَول عَلْ صَنِين ہے اسلامیہ کا اولی سُول جکہ اخر کوامنامہ کا اونی سول ہے قل صنین ٹرانسفر کرد ! ہم واسل میں ہوں ہوں ہے ماہ ہیں مام مرحانے عمار چھ بعد اس آماری دوئن جس اس وقت مب دوج تن ایجیشن آغیر (زوانہ) عمیل ایرد نے 30اگست کوآماد فرم 455-554 کے تحت فرح ہوکا GGPS اسلامه کالونی کی میذنی کا میاری حوالے کرد یا داس دومان مقرعام پرانگیے 2 مفتوک آملاند مرد یا داس دومان مقرعام پرانگیے 2 مفتوک آملاند آ کے جس کی ہونے ٹی سوالات نے جنم طَ بْلَ 26 مَنْ كُواْ رُوْرِ لْبِر 4 5- 48 51 48 كي تجت ین اخر کو گراز برا تری سکول لواب سے اسا كالونى المنفركروياتن جبكراى المدتأ الداك آرة رقبر ك فت اي لزراراراربر9-1691 وينسل كرديا كيابك وجرت 26 كل 2014 كوايك ي تاريخ اليك على فمرادر اليك على ورانب ير جارى مونعالے 2 آرڈروں نے اک کارکردگ كردى دوسرى جانب اس وقت محكان طور يرفرح ناز میڈ نیچرے فرائن سرانیام دے دی این جنے بعد موصوف و مزکٹ ایجریش آ فیمر فور پاش موائی کو فريرى خور ير درخواست محى دى ب كدش سول میں بلور اول میرکا جادت سنبالا ہوا ہے اور مرکا دی طور برآ فی عمل اول میرکا دم جرے ام ہے در ن ہے کو بمنٹ کراز پر ائری سول اسلامی کو آن کی ا روده میذیجرز مازف دسرک ایجیش آفیر موجوده میذیجرز مازف دسرک ایجیش آفیر سے مطالب کی تفاکراس لهامواق کی اکوائری کرف سے معادیات در ان موان جارات کا موادی کی بات کی ایارے کیا تھ ساتھ دوری ایڈ تیری جاب کی کی بات ہے۔ بیئے محکد ان کر پٹن دام میں اس روٹس لیں۔ بیک مط بن لوليكيش فير93-8290 كن قت 105 في كمل ميرونوكر يد14 سـ 15 من وق وي في تي يك

وَلِيَكِينَ جِدِى بِونَ عِيرِ يَدِى فِلْ اللَّهِ قَالَ اللَّهِ قَالَ اللَّهِ قَالَ اللَّهِ قَالَ اللَّهِ قَالَ خصیان سامنے آئیں ویکنے علی آنے کہ بیرٹن قبروا پرموجود نیرکوگوشت گراد پرائمری شول شرادی علی انج حسن کا کی محروبان پر توسین خالی نیرنگ۔

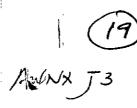
Martin D





موموار61 فروزر 14362015 ومفات 4 تيت 6ردي









ڈسٹرکٹ ایجیٹش آفیرریاض سوائی ہیے فرض شاس اورالیا ندار کا موجودگی پرسوالیہ نشان ہے یکھ ایجولیش کی ممل سیشن کی جانب 6 2 فررري 4 1 0 آرارنبر 1691/93 کے تحت فرح ناز کو*کراز* رائری سکول عل حسنین سے گراز برائمری سکول اسلامیہ کالونی عمی تعینات کیا کھیا جبکہ نسرین اخر کو اسلاميه كالونى ب عل حنين تهديل كر ويأمما جبك جاری کرده اس آرارکSDEO فی میل ایره نے 15 أكست كآراد رنبر57-455 كمطابق فرح ناز كو في في اليس اسلاميه كالوني سكول من ميذ تيجر كا مارج وے دیاجس کے فررابعد 2 مزید مظارک آرور مِي معرمام را مئ جوك كلها بوكش كالسرال كى کی اسرام این -کارگری بر گئی سالات کو جمع است برا به بعدازان تعرین اخر کی جگه جمیله هوم کوهل یں تعیناتی کا آرڈر تھا دیا تیا جبکہ 6 2 مئن نسرين اختر كوآ دؤد نمبر 485 1154 كة تحد پرائم کی سکول نواب کے گراز پرائم می سکول اسا؛ کالونی خالی آسامی کلابرکرکے تعینات وياكيا مالا تكدفرت نازناى ميذني بميني سيقينات ہے جبکہ ای تاریخ کو ای آرڈر ادرای لیز مبر1691/93 کوئیسل کردیا گیاجس کی دجہ 2 6 ك ك 1 0 2 كو ايك على تاريخ ايك على نمبراورایک علی درانت بر جاری مون والے 2 آدوروں نے ایجریشن فی ممل سیشن اضران ک كاركردكي كومكتوك كردياب -اس وتت ككمان مورير فرح ناز میڈ تیرے فرائض سرانجام دے دی ہے۔ ہونے والی اس زیادتی برفرے ناز علی تجر نے اسر ک ایجیش آفیرر اش سوال کوفری طور پر ورفواست دی ہے کہ ش بلور بید می کراز پرائری سكول من تعينات وول ورخواست من مطالبه كيا ميا ے کہ نسرین اخر کا ۱۵ء کل حسین سے اورنواب سے اسلامی کالونی آنا اور 8ماہ بعد ہوس آرؤركا لكناسفارش ورشوت كامنه بول ثبوت بالبذا ندگوره SDEO فی میل شازید نواز کے جانبداراند رویے کے ظاف اعلی کی اکوائزی کرائی جائے جید این کریش حکام ہے می مطالب کدوہ اس سلسلہ میں وری ما ملت کریں۔ واقع رے کہ فدکرہ مراز برائمرى سكول اسلاميكالوني رقيه في فاظ س 2 سے از مال مرلے برمیا ہے۔ایے سکول عی ایک میڈمسٹرلیل پر دوسری بیڈمسٹرلیل تسلط کرناموجود و موال مکومت اور موالی وزرتعلیم ک

ا مال سیای اور باار تحقیات کے نرفے میں ا بس تعراب بن من وبدے كمنتي تباولد اوردوية كو ـ أَذَهُ رُكَاجُهُ مِنْ يَوْمُ (الشَّهُ مُبِر 47)

رے بیل DEO مخلد ایک فیٹن ریاض سوائی اور ایش ریش کام سے توران وس کا مطالب ساتھ ملیم و رو

ندر کے والا سلسلہ بدستور جاری ، کورنمست اراتر برائمری سُول اسلامي كالول ين بك وقت 2 ميد مسريس

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Allested

ANNX-K (20 عنان فراير المراس كار كرا المراس كار كرا المراس كار المراس كالمراس كار المراس فاسعالي. مؤدانه دلتاس سے . کرسائلہ کی عمر 54 سال سے . ادر عمر علی موسلا سے پنی کے مزالف سرانیا ک دے رہی ہے۔ آجفل سائلہ توریست کر برالیری سلول اسلامیم الوفی میں عید یکی عید ارتا 24/0, 8 0/1 1/12) 20/1 (16/12) 20/2 (11/2) 2/16 DE OM/CUM Lulu DE 1/1/2) 7012 المين الدرات عي سائله سے حافری درست الرسکول الم موال داخل و حارج المال می مواد داخل و حارج الم مواد داخل و حارج عنيره جمين ليا الربسوده زبان جينا طلانا ارده سال دينا شرع كردين، ار ساله رابعیت زیاده پریش وال ساله نے سبب پرچھا توSDEO مالیہ نے بنایا کہ جو ورفولسین آپ نے DEO ماب کو دیں ہے انھا کابدام سے على المريد المالية المريد الم سکول کی سیاوٹ، منفائی، بروسانی، تدار نبوسانے ادر سکیورٹی کے استطامات مرموروں آ توجه دی، سائلہ ابنی سردس کے دوران میں فتی ادر میجرز مرینگ کے سالم ایس رقمر کر دزال نیسان کے دوران میں فتی ادر میجرز مرینگ کے سالم ایس مرسرکے مزالفیں افحا کر ہے جائی ہے۔ اس مرس رہا۔ جناب عالیٰ: آپ سے مراس کے معقبانہ اور جا بنداوانہ رواہم اور لوزمی عالم مقبولانہ اور جا بنداوانہ رواہم اور لوزمی کے SDEO ما مقبولانہ اور جا بنداوانہ رواہم اور لوزمی کے SDEO ما مقبولانہ اور کی اور کی کا مقبولانہ کی کا مقبولاتہ کی رمنسی آولی کے میرک معالم نوست برای معارض کے ۔ اسکی اطواری کی لکے ۔ اور انسون ا حقر کا 8 ماه لعد بولس الدعنية مانون آردر كامنظرعا برانا ادر تنين ماه مين بيل حسن سي نواب ادر نداب سے اسلامیہ کالونی بولس آر در مرانا مبت برای سفارش ہے . حکی اندوائری کیائے۔ سائلہ کو افغیسلول کا فیری رجوم و داخل دفارج دینے والس کیا جائے اور برکس آرار و 2-1851 کی منوبى فرر مركبنسل كل جائے. ، تركی بسن نوازش بركی عبر فسرس مرح نا زبيع كوزندف // مرامري سول اسوالبه مالول ATTESTED Hand Allehresa date: 29-01-2015



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE)

DERA ISMAIL KHAN

TRANSFER ORDER:-

The transfer of the following PSHT (Female) teachers are hereby Ordered in the school mentioned

against each in the interest of public service with immediate effect.

			· •	- 2		
s. ·	Snr.	Date of	NAME & DESIGNATION	FROM	то	Remarks
Ν	No	Promotion as			建 基本 5 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	
0.		PSHT BPS 15			L	1 .
, ,	75	6-3-2013	Nasreen Akhter PSHT	Already Working at GGPS Islamia Colony DIKhan	She will work as usuall	Being senior
; ·	- 512	30-5-2013	S.FarahNazPSHT	GGPS Islamia Colony Dikhan	GGPS Zile Hasnain DIKhan	Against Vacant Fest (Uning Junior)

Charge report should be sent to all concerned. Note: 1.

NO TA/DA is allowed.

Copy.to the:-

- District Accounts Officer UKhan.
- SDI O Female CIKÎ<mark>ja</mark>n
- Teacher Concerned

DISTRICT EDUCATION OFFICER (FEMALE)DERA ISMAIL KHAN

Dated DIKhan the

Allester

DISTRICT EDUCATION OFFICER (FEMALE)DERA ISMAIL KHAN

OFFICE OF THE SUB-DIVE: EDUCATION OFFICER (FEMALE) DI.I.KHAN.

Endut: No: Dated BIKhan the

District Education Officer(F)DIKhan. 2)

Headmister GCPS, Islamia Colony is hereby directed to relieve the Mrs: Farma Naz & received all kind of record the School & submit charge report to the office.

Mrs. Farha Naz HPST is hereby directed to report at GGPS Zil-e-Hasnain & submit charge report & arrival report to the Office.

4) A.S.D.E.O. dircle.

DIVILLEDUCATION OFFICER

(FEMALE) D.I.KHAN.



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE)

DERA ISMAIL KHAN

No	814	DEO(F)
	/	

Dated DIKhan the. 08-05-2015

To

The Sub-Divisional Education Officer (Female) DI Khan S/Dvn DIKhan.

Subject:

SHOW CAUSE NOTICE.

. Memo, Enclosed herewith please find show cause notice of Forba Now, PSHT under

Transfer to GOFS Tale Hasmain with the direction to serve upon the same under

intimation to this office to proceed further in the matter.

ATTESTED ATTESTED

DISTRICT EDUCATION OFFICER

OFFICE OF THE SUB-DIVE: VA: EBUCATION OFFICER(FEMALE) D.I.KHAN.

Endst: No: 469-70/ Dated Diknan the 09-/5/2015

mst: Farah Namez PSHT GGPS, Islamia Colony under transfer GGPS, Zil-e-Hasnain is hereby directed to submit her reply within (3) days for enward submission ward submission to the quarter encerned for further n/action.

2). District Education Officer(F)DlKhan.

SUMSBIND: EDUCATION OFFICER (Female) 3.1.Khan.



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL KHAN

SHOW CAUSE NOTICE

I Muhammad Riaz Swati, District Education Officer (Female) DIKhan as competent authority under the Khyber Pakhtunkhwa Government servants (Efficiency & discipline) rules, 2011, do hereby serve you Mst. Farha Naz PSHT under transfer to GGPS, Zile Hasnain DIKhan follows:

- a) As per report of SDEO (F) DIKhan you have refused to take reliving chit and not handed over charge properly to Mst. Nasreen Akhtar PSHT, GGPS, Islamia colony DIKhan as per report of SDEO (F) DIKhan vide her letter No.474 Dated 25.04.2015.
- b) There is no need of holding a formal enquiry in this case.
- (Efficiency & Discipline) rules, 2011, the Competent Authority is hereby pleased to dispense with the conduct of a formal enquiry and serve you with the instant show cause notice regarding the charge of insubordination and misconduct with the direction to submit your defence in writing within 07 (Seven) days of the issue of this notice as to why the major penalty of rule 4 (b) of the said rules should not be imposed upon you and also intimate whether you desire to be heard in person.
- d) In case you failed to submit your reply within the stipulated period, it will be presumed that you have no defense to offer and ex-parte decision will be taken against you.

COMPETENT AUTHORITY

Mst. Farha Naz PSHT, Under Transfer to GGPS, Zile Hasnain DIKhan

ATTESTED Allested AMan

BEFORE THE HON'BLE KP SERVICE TRIBUNAL, PESHAWAR

Sr. App: No	of 2015		`	
Mst; Farah Naz	Z		••••••	Petitioner
		VERSUS		
Government of	KPK & others		•••••	Respondents
APPLI	CATION FO	R SUSPENSIO	N OF	THE
<i>IMPU</i>	GNED ORDER	DATED 26-05	2014 8	& 18-
04-20	015.			

Respectfully Sheweth:

- 1. That the accompanying Appeal has been filed in this Hon'ble Tribunal which may be treated as part of this application.
- 2. That the operation of impugned orders will cause irreparable loss to appellant as she has been victimized on the basis of political pressure.
- 3. That it is just, fair as well as in the interest of justice to suspend the impugned orders.

It is therefore prayed that by accepting this application the impugned transfer order dated 26.05.2014 & 18.04-2015 may please be suspended.

Petitioner

through

S. Shahid Sherazi

රී

Muhamad Wasim Awan Advocates, D.I.Khan

لعدالت ك في سردى ترميمونل كسيما ور وج ماز بنام الويمت وظري KPK 21-05-2015 دعوى باعث تحرقرا نكه مقدمه مندرج عنوان بالامين اين طرف سے واسطے بيروي وجواب د ہي وکل کاروائي متعلقه المام المراب المام المراب المراب المراب المراب المراب والمام المراب الم مقرر کرے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کومقدمہ کی کل کاروائی کا کامل اختیار : وگا۔ نیز وکیل صاحب کوراضی نامه کرنے وتقرر ثالت و فیصله برحلف دینے جواب دہی اورا قبال دعوی اور بهمورت ومركز كرني كرني اجراءاورصولي چيك وروپيار عرضي دعوى اور درخواست برقتم كي تقيديق زرایں پردسخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری بکطرفہ یا بیل کی برا مدگی ادرمنسوخی نیز دائر کرنے اپیل نگرانی ونظر ثانی و بیروی کرنے کا اختیار ہوگا۔ازبصورت ضرورت مقدمہ مذکور کے کل یا جزوی کا روائی کے واسطے اور وکیل یا مختار قانونی کوایے ہمراہ یا اپنے بجائے تقرر کا اختیار موگا _اورصا حب مقررشده کوبھی وہی جمله **ندکوره بااختیارات حاصل موں م**ےاوراس کاساخته برواخته منظور قبول ہوگا۔ دوران مقدمہ میں جوخر چہ دہرجاندالتوائے مقدمہ کے سبب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہویا حدہ سے باہر ہوتو وکیل صاحب یا بند ہوں مے کہ پیروی ندکورکریں _لہذاو کالت نامہ کھدیا کے سندر ہے ۔ 15 _ Gar 16 بقام (دين المجلم خال کے لئے منظور ہے۔ (cingl) siziones Farahnez Bagani AHC



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL KHAN

ADJUSTMENT ORDER:

Incompliance of the order of honourable Service Tribunal Peshawar camp Court at DIKhan No 469/15 Dated 26.01.2016. The following adjustment of PSHT are hereby ordered in the best interest of public service with immediate effect.

S. NO	NAME & DESIGNATION	FROM	ТО	REMARK
1	MST: FARAH NAZ PSHT BPS – 15	GGPS ISLAMIA COLONY	GGPS ISLAMIA COLONY	Work as usual
2.	MST: NASREEN AKHTAR PSHT BPS – 15	GGPS ISLAMIA COLONY	GGPS ZIL – E- HASNAIN	VICE NO 3
3	MST: SHUGFTA NAHEED PSHT BPS – 15	GGPS ZIL – E- HASNAIN	GGPS KHOWAR	BACK TO HER PARENT SCHOOL

Note: 1. Charge report should be sent to all concerned.

2. NO TA/DA is allowed.

18/

Sd/-DISTRICT EDUCATION OFFICER (FEMALE)DERA ISMAIL KHAN

Endst: No _	1927-3.	: :	Dated DIKhan the	22-02	
	•		•		

Copy to the:

1. District Account Officer DIKhan

2. SDEO (F) DIKhan/Kulachi

3.. Officials Concerned.

4. Gowt: Pleader

DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL KHAN

OFFICE OF THE SUB-DIVL: EDUCATION OFFICER (FEMALE) D.I.KHAN

Endst:No: Syl-7)

Dated DIKhan the

/2016

1-2). Headmistress GGPS, Eslamia Colony and Zil-e-Hasnain is hereby directed to compliance the order.

3). DEO(F)DIKhan.

SUB-MIVL: EDUCATION OF ICER (FEMALE) D.I. KHAN.

Spri

Before the KP Service Teibunal. Othbar Farah Maz Vs Education Deptt: Applications for with deawal of titled appeal. It with deawal of titled appeal is fixed for Italian titled appeal is fixed for Italian titled appeal is fixed for today ie 28-03-2016. been reduced and in this connection Endst. No. 1927-30, dated: 22-02-2016 has been issued (copy is attached).

3. That the proceeding on the titled appeal would be futile, hence The same may be permetted to will draw. I is therefore prayed that by accepting this application

The titled appeal No. 469/2015

may please be with drawn. Spellant Shrough Doted: 28-03-2016 S. Straped Sherazi Advocate Agridand: I S. Shalind Sheraxi Adrocate, as instructed by my client, do here by solumnly officer of declare on oath that the contects of application are correct.



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL PHAN

ADJUSTIMENT OLDER:

Incompliance of the order of honourable Service Tribunal Peshawar camp Court at DiKhan No 459/15 Dated 26.01.2016. The following adjustment of PSH* are hereby ordered in the best interest of public service with immediate effect.

S. NO	NAME & DESIGNATION	FROM	то	REMARK
1	MST: FARAH NAZ PSHT BPS - 15	GGPS ISLAMIA COLONY	GGPS ISLAMIA COLONY	Work as usual
2.	MST: NASREEN AKHTAR PSHT 3P3 – 15	GGPS ISLAMIA	GGPS ZIL – E- HASNAIN	VICE NO 3
3	MST: SHUGFYA NAMEED PSHT 8PS - 15	GGPS ZIL – E- HASNAIN	GGP3 KHOWAR	BACK TO HER PARENT SCHOOL

Note: 1. Charge report should be sent to all concerned.

> 2. NO TA/DA is allowed.

> > Sd/-DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL KHAN

Endst	:: No 19:7-3.	٥	ated Dikhan the 12-3:	_/2010
Copy	to the: Oistrict Account Officer DIKhan			
2.	SDEO (F) DIKhan/Kulachi	4	1 -	
3	Officials Concerned.			
4.	Gowt: Pleader		II.	
	OFFICE OF THE SUB-DI	ivi. FDUCATION (DISTRICT EDUCATION OFFICER (FEMALE)DERA ISMAIL KHAN DEFICER(FEMALE) D.I.KHAN	
1024	SITION OF THE SUB-DI	L THELIDOUNILLOIT	/ / 7	F '

Endat:No: 34

Dated DIKhan the //

-2). Headmistress GGPS, Bslazia Colony and Zil-e-Hasnain is hereby directed to compliance the order.

3). DEO(F)DIKhan.

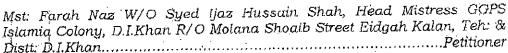
> SUB-DÍVL: EDUCATÍON OFICER (FEMALE)D/I

19 F



BEFORE THE HOWBLE KP SERVICE TRIBUNAL, P

Sr. App: No. 469 of 2015



VERSUS

Service Frontings

Charting S. 12.7

Towns J. 1.5.2

- 1. Govt: of KPK through Secretary Education, Peshawar.
- 2. Director Education (E&SE) KPK, Peshawar.
- 3. Deputy Director (E&SE) KPK, Peshawar.
- 4. Executive District Officer, (E&SE), D.I.Khan.
- 5. District Education Officer (Female), (E&SE), D.I.Khan.
- 6. Mst. Shazia Nawaz SDEO, (E&SE), D.I.Khan.
- 7. Mst. Samina Shehnaz, ASDEO, (E&SE), D.I.Khan.

MISTIL Mod to del APPEAL U/S 4 SERVICE TRIBUNAL ACT 1973 AGAINST THE ORDER OF RESPONDENT NO.5 WHEREBY HE TRANSFERRED THE APPELLANT VIDE OFFICE ORDER Endst; No.4851-54, DATED: 26.05-2014, BE DECLARED AS ILLEGAL, AGAINST THE SPIRIT OF LAW, FAKE, AND BOGUS, THEREFORE IN EFFECTIVE UPON THE RIGHTS THE PETITIONER AND RESPONDENT NO.2 WHEREBY HE DID NOT RESPOND TO THE DEPARTMENTAL APPELLANT.

Artan-

EXAMPLE Khyber Pakhtunkhwa Service Tribunal, Peshawar 469/15

26.01.2016



Counsel for the appellant, Mr. Farhaj Sikandar, GP with Mst. Azra Bibi, DEO (F) D.I.Khan for the official respondents, counsel for private respondent No. 8 present and wakalatnama also present on file. SDEO (F) D.I.Khan is on school visit therefore, unable to attend the Tribunal to-day. On the other hand it has been stressed by the learned counsel for the appellant that despite order by the DEO the SDEO is not paying salary to the appellant. Notice be issued to SDEO (F) D.I.Khan as to why her own salary may not be attached for such non-compliance. In the meanwhile it was also stated by the DEO (F) that the matter may be kept pending for a while as promotions are going on in the department and hopefully both the issues of transfer as well as salary of the appellant and private respondent No. 8 may be resolved. Being reasonable contention, the matter is adjourned for the next date.

The learned counsel for the appellant submitted that the appellant was transferred to GGPS Islamla Colony against the post of private respondent No.8. That the said order was revisited vide impugned order dated 26.05.2014 without observing the tenure policy. It was further submitted that the appellant is regularly working since February, 2015 and she has not relinquished charge to private respondent No.8. It was further submitted that the impugned order is the result of political interference. Points raised need consideration. The appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. To come up for progress report and written reply on 33.2.2.216 at camp court, D.I.Khan. In the meanwhile status

quo be maintained.

Certified to be ture copy

Khyber Michelichwa Service Tribunal, Peshawar

ppellant Deposited ecunity A Process Fee



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL KHAN

Tel: 0966-9280133 Fax: 0966-9280444

Most Urgent Being Court Matter

No 1272 /Legal Branch
Dated D I Khan the 9-02-/2016

To

The Sub Divisional Education Officer, (Female), D I Khan.

Subject:

COMPLIANCE COURT ORDERS

Memo:

With reference to the appeal No. 469 of 2015 dated 26/01/2016.

Enclosed find herewith the attested (photocopy) of the orders of the Honourable KPK Service Tribunal Peshawar, Camp Court D I Khan for compliance. You are hereby strictly directed to obey the orders of the Honourable Court in letter and spirit so to avoid any legal complication and report to the office of the undersigned immediately.

DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL KHAN

Endst:No. 12 73 -75

Copy to the: -

1. Registrar Service Tribunal D I Khan

- 2. PA to Director E & SE Deptt KPK Peshawar
- 3. District Government Pleader D I Khan

Duted DIKhan the 09-62 -/16

L'ISTRICT EDUCATION FFICER (FEMALE) DERA ISMAIL KHAN



OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) DERA ISMAIL KHAN

ADJUSTMENT ORDER:

Incompliance of the order of honourable Service Tribunal Peshawar camp Court at DIKhan No 469/15 Dated 26.01.2016. the following adjustment of PSHT are herby ordered in the best interest of public service with immediate effect.

S. NO	NAME & DESIGNATION	FROM	то	REMARK
1	MST: FARAH NAZ PSHT BPS - 15	GGPS ISLAMIA COLONY	GGPS ISLAMIA COLONY	Work as usual
2.	MST: NASREEN AKHTAR PSHT BPS – 15	GGPS ISLAMIA COLONY	GGPS ZIL – E- HASNAIN	VICE NO 3
3	MST: SHUGFTA NAHEED PSHT BPS – 15	GGPS ZIL – E- HASNAIN	GGPS KHOWAR	BACK TO HER PARENT SCHOOL

Note: 1. Charge report should be sent to all concerned.

2. NO TA/DA is allowed.

Sd/-DISTRICT EDUCATION OFFICER (FEMALE)DERA ISMAIL KHAN

Endst: No 1927 - 30

Dated DIKhan the <u>22-02-/</u>2016

Copy to the:

1. District Account Officer DIKhan

2. SDEO (F) DIKhan/Kulachi

3.. Officials Concerned.

4. Gowt: Pleador

DISTRICT EDUCATION OFFICER
(FEMALE)DERA ISMAIL KHAN

BEFORE THE HONOURABLE KP SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 469/2015

Mst. Farah Naz..... Petitioner

Versus

Government of KPK & others.....Respondents

SERVICE APPEAL

Subject: WRITTEN REPLY ON BEHALF RESPONDENT NO. 8 (Nasreen Akhtar)

Respected Sir,

Respondent No. 8 humbly submits and replies the para wise contents of the appeal of the appellant as follows.

PRELIMINARY OBJECTIONS:

- 1. That the appellant has got no cause of action and locus standi.
- 2. That the appellant has not come to this tribunal with clean hands.
- 3. That the appellant is estopped to sue due to her own conduct.
- 4. That the appellant has concealed the real facts from this Honourable Tribunal.
- 5. That the appeal is not maintainable in its present form.
- 6. That the appeal is barred by law.
 - 7. That the appeal of the appellant is hit by the provisions of limitation act and on the ground of limitation, the appeal of the appellant is liable for rejection.
 - 8. That the replying respondent is entitled to receive special compensatory costs from the appellant.
 - 9. That the appeal of the appellant is misfit for joinder and non-joinder of the necessary parties.



REPLY ON FACTS

- 1) That para #1 of the appeal of the appellant relating to his appointment as a school teacher pertains to the record, while rest of the para is incorrect because the non-obeying of the orders of the highups by the appellant is very much apparent from the documents annexed by the appellant in her appeal. Moreover, appellant has tried to comment over her performance for which the replying respondent is compelled to say only, "self recommendations are no recommendations".
- 2) That para No. 2 of the appeal of the appellant totally pertains to the record and needs no detailed reply.
- 3) That para #3 of the appeal of the appellant also pertains to the record. Moreover, the handing over the charge to the appellant as head teacher was to the extent of the handing over the charge instead promotion and the claim of the appellant as head teacher is baseless because on the letter dated 30/08/2014 and 19/09/2014 she cannot claim herself as Head Teacher as a matter of right.
- 4) That para #4 of the appeal of the appellant is totally incorrect because no doubt the respondent No. 8 was transferred and posted to Govt. Girls Primary School Islamia Colony D.I.Khan as head teacher and the letter dated 26/02/2014 for the postings of the appellant was stood cancelled which means that the appellant was again reposted to GGPS Zil-e-Hasnain D.I.Khan and the replying respondent was ordered to report at GGPS Islamia Colony, the original letter dated 26/05/2014 bearing No. 4851-54 is already annexed by the appellant with her appeal as **Annexure-I**. So in the light of the letter dated 26/05/2014, the appellant does not have any locus standi and cause of action.
- 5) That para #5 of the appeal of the appellant is totally incorrect and not in accordance with the facts and law because the letter on the basis of which the appellant has tried to conceal the realities is not in existence and the various applications alleged by the appellant against respondent No. 8 (replying respondent) are ineffective over the rights of the replying respondent.
- 6) That para #6 of the appeal is incorrect because the **Annexure-D** of the appeal is manipulated by the appellant and the actual letter is which



- is already annexed by the appellant with her appeal as Annexure-I and it was incumbent upon the appellant to comply with the actual orders i.e. **Annexure-I** of her own appeal for which appellant did not.
- 7) That para #7 of the appeal of the appellant is incorrect. The appellant has tried to put mud over the respondents for which the law does not permit and mere publications cannot confers any rights to anyone by doing such like tactics.
- 8) That para #8 of the appeal is totally incorrect. The departmental appeal of the appellant by itself is not in accordance with law and is time barred and on this score too the appeal of the appellant is liable for dismissal.
- 9) That para #9 of the appeal of the appellant is also pertaining to the record and it is necessary to mention here that the show cause notice has already been issued to the appellant for her misconduct by not obeying the orders of the official respondents. Copy of the letter dated 19/08/2015 issued against the appellant is attached herewith for ready reference.
- 10) That para #10 of the appeal of the appellant purely pertains to the record and it is also safely said that the said order is also in accordance with law rules and policies because according to the policies issued by the official respondents are that the senior amongst the school teachers shall hold the post of Head Teacher as Senior and appellant is not ready to comply with the same and if this Honourable Tribunal will peruse the seniority list issued by official respondents for appellant and respondent no. 8 both, the replying respondent No. 8 is placed at seniority #75 while the appellant is placed at serial No. 512 and this fact is also very much clear from letter already annexed by the appellant as **Annexure-L**.
- 11) That para #11 of the appeal of the appellant pertains to record and also showed that how much appellant is non serious towards her duties and her seniors orders.
- 12) No reply.



REPLY ON GROUNDS

- a. Incorrect. Official respondents have complete jurisdiction and powers to transfer and post their teachers at any place and such withholding of transfer cannot be claimed as matter of right.
- b. Incorrect. The posting of respondent No. 8 (replying respondent) is totally on merit and same was also in accordance with rules and policies and being too much senior from the appellant, the replying respondent was very much competent and eligible to the be posted at the place where now she has been posted and serving.
- c. Incorrect. No irregularity was committed by the official respondent. The appellant is trying to bypass the rules, regulations and policies for which she is not entitled.
- d. Incorrect. The official respondents are very much competent to transfer and post any civil servant at any time for the public interest.
- e. Incorrect. Impugned order is having no legal lacunas.
- f. Incorrect. Law does not require for serving of any notice earlier to the posting and transfer of any civil servant.
- g. Incorrect. When the appeal of the appellant by itself is illegal then she cannot claim any protection of law from this Honourable forum.
- h. No reply.

In wake of submissions made above, this Honourable Tribunal is humbly requested to dismiss the appeal of the appellant with costs throughout and any other relief which could be extended under the law in favour of replying respondent may please be allowed to her.

Date: 29/12/2015

Your Humble Respondent#8,

las yeen Akhtar Nasreen Akhtar

Through counsel

Burhan Latif Khaisori Advocate High Court

BEFORE THE HONOURABLE KP SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 469/2015

Mst. Farah Naz	Petitioner		
Versus			
Government of KPK & others	Respondents		

SERVICE APPEAL

VERIFICATION

Verified this _____ day of December, 2015 at Dera Ismail Khan that the contents of this written reply are true and correct and that nothing has been concealed from this Honourble Court.

Nasyeer Achter Wasreen Akhtar

COUNTER AFFIDAVIT

I, Nasreen Akhtar, do hereby solemnly affirm & declare on oath that the contents of this written reply are true & correct to the best of my knowledge and belief, nothing has been concealed from this Honourable Court and contents of the service appeal and the affidavit thereon are false.

Na Sream Archtan Deponent

Singer Advocate
ROSAC
AMISTOR

Out Commissioner Of 12/1)