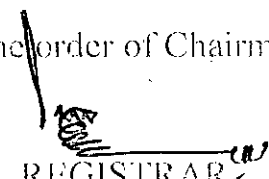


FORM OF ORDER SHEET

Court of _____

Case No. - _____

595/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	20/03/2023	<p>The appeal of Dr. Qadir Naseer presented today by Mr. Noor Muhammad Khattak Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____. Parcha Peshi is given to appellant and his counsel for the date fixed.</p> <p>By the order of Chairman</p>  <p>REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

SERVICE APPEAL NO. 595 / 2022

DR QADIR NASEER VS HEALTH DEPARTMENT

INDEX

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APPELLANT

THROUGH:

NOOR MOHAMMAD KHATTAK
Advocate, Supreme Court of Pakistan

-/-

BEFORE THE KHYBER PAKHTUNKHA SERVICE TRIBUNAL,
PESHAWAR

SERVICE APPEAL NO. 595 /2023

Dr. Qadir Naseer, Medical officer (BS-17), Government Naseer Ullah Khan Babar Memorial Hospital, Peshawar, under Transfer to Directorate General Health Services, Khyber Pakhtunkhwa, Peshawar.

..... **APPELLANT**

VERSUS

- 1- The Government of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
- 2- The Secretary Health Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The Director General Health Services Department, Khyber Pakhtunkhwa, Peshawar.
- 4- Medical Superintendent, Naseer Ullah Khan Babar Memorial Hospital, Peshawar.

..... **RESPONDENTS**

SERVICE APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED NOTIFICATION DATED 11-11-2022 WHEREBY THE APPELLANT WAS TRANSFERRED FROM GOVT. NASEERULLAH KHAN BABAR HOSPITAL TO DIRECTORATE GENERAL HEALTH SERVICES, KHYBER PAKHTUNKHWA IN SHEER VIOLATION OF TRANSFER/POSTING POLICY OF THE PROVINCIAL GOVERNMENT.

PRAYER:

That on acceptance of the instant appeal the impugned notification dated 11.11.2022 to the extent of appellant at Serial No.1 may very kindly be set aside and respondents be directed not to transfer appellant from the subject post. Any other remedy which this Honorable Tribunal deems fit may also be awarded in favor of the appellant.

R/SHEWETH:

Brief facts giving rise to the instant service appeal are as under:-

- 1- That appellant is the employee of the respondent department and is serving the respondent Department as Medical Officer (BS-17) quite efficiently and up to the entire satisfaction of his

- 2- That while serving the respondent department as medical officer in the respondent No. 4 hospital was transferred and was directed to report to the Directorate General Health Service Peshawar vide notification dated 11.11.2022. Copy of the transfer Notification 11.11.2022 is attached is annexure.....A.
- 3- That astonishingly the appellant was left with no post, hence feeling aggrieved from the impugned notification dated 11.11.2022, preferred departmental appeal before the appellate authority on 05.12.2022. Copy of the departmental appeal dated 05.12.2022 is attached as annexure B.
- 4- That it is worth mentioning an NOC was also issued in respect of appellant on 16.12.2022 to be accommodated in the hospital. Copy of the NOC is attached as annexureC.
- 5- That it is pertinent to mention that the impugned notification to the extent of one Dr. Fatima Qazi at Serial No.2 was withdrawn vide notification dated 06.12.2022. Copy of the notification is attached as annexureD.
- 6- That it is also important to mention here that vide notification dated 15.02.2023 a formal inquiry is order against some of officials including the then Medical superintended Naseer Ullah Khan Babar Hospital. Copy of the notification dated 15.02.2023 is attached as annexureE.
- 7- That the departmental appeal of the appellant was not decided within the statutory period of ninety days, hence having no other remedy but to file the instant Service Appeal on the following grounds amongst the other.

GROUND:

- A- That the impugned Notification dated 11.11.2022, to the extent of appellant at serial No. 1 is against the law, facts, norms of natural justice and in utter violation of posting /transfer policy hence liable to be set aside to the extent of appellant.
- B- That the appellant has not been treated by the respondent Department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the constitution of Islamic Republic of Pakistan 1973.
- C- That the impugned Notification dated 11.11.2022 to the extent of appellant at serial No. 1 is against the clauses I of the transfer/posting policy of the provincial Government of Khyber Pakhtunkhwa. (Copy enclosed)
- D- That, the treatment meted out to the appellant is a clear violation of the Fundamental Rights of the appellant.

E- That the respondents acted in arbitrary and malafide manner by issuing the impugned Notification dated 11.11.2022 to the extent of appellant at serial No. 1 against the appellant.

F- That, the appellant has been discriminated by the respondents on the subject noted above and as such the respondents violated the Principle of Natural Justice.

G- That neither the impugned Notification dated 11.11.2022 has been issued in the public interest nor the same has been issued in exigencies of public service.

H- That vide impugned notification the appellant is left in limbo, hence not sustainable in the eye of law.

I- That the appellant seeks permission of this Honorable Tribunal to advance other grounds and proofs at the time of hearing.

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


Dated: 16.03.2023


APPELLANT
DR. QADIR NASEER

THROUGH:

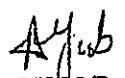


NOOR MUHAMMAD KHATTAK
ADVOCATE SUPREME COURT


KAMARN KHAN


WALEED ADNAN


UMAR FAROOQ

MUZAMIL KHAN


MUHAMMAD AYUB

MUHAMMAD AIZAZ


MUJEEB UR REHMAN

ADVOCATES

AFFIDAVIT

I Dr. Qadir Naseer, Medical officer (BS-17), Government Naseer Ullah Khan Babar Memorial Hospital, Peshawar, under Transfer to Directorate General Health Services, Khyber Pakhtunkhwa, Peshawar, do hereby solemnly affirm that the contents of this **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.


Deponent

-4-

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

C.M NO. _____/2022

IN

SERVICE APPEAL No. _____/2023

DR QADIR NASEER

VS HEALTH DEPTT:

APPLICATION FOR SUSPENSION OF OPERATION OF THE
IMPUGNED NOTIFICATION DATED 11.11.2022 TO THE
EXTENT OF APPELLANT AT S.NO. 1, TILL THE DISPOSAL OF
THE ABOVE MENTIONED APPEAL

R/SHEWETH:

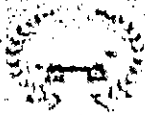
- 1- That the above mentioned appeal along with this application has been filed the applicant/appellant before this august service Tribunal in which no date has been fixed so far.
- 2- That appellant has impugned a transfer notification dated 11.11.2022 whereby he was transfer and reported to Directorate General Health Services, Khyber Pakhtunkhwa, Peshawar.
- 3- That all the three ingredients necessary for the stay is in favor of the applicant/appellant.
- 4- That all the grounds of the main appeal be consider as part and parcel of this application.

It is therefore, most humbly prayed that on acceptance of this application the operation of the impugned notification dated 11.11.2022 to the extent of the appellant at S.No 1 may very kindly be suspended till the disposal of the above mentioned service appeal.


APPLICANT

THROUGH:


NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT



**GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT**

Dated Peshawar the 11th November 2022

NOTIFICATION

NO. SPMH/HR/11/2022

The Competent Authority is pleased to transfer order of the following Medical Officers (BS-17) as mentioned against their names with effect from the date of effect in the best public interest:-

S. No.	Name	Current Posting	Transfer to
1	Dr. Naveed Nawaz MD District Medical Officer (BS-17)	Govt. Naseemullah Khan Babar Memorial Hospital Peshawar	Report to Director General Health Services Peshawar
2	Dr. Farooq Qazi MD FRCR Dist. Medical Officer (BS-17)	Govt. Naseemullah Khan Babar Memorial Hospital Peshawar	Report to Director General Health Services Peshawar
3	Dr. Shaima Iqbal MD Dr. Iqbal District Medical Officer (BS-17)	Govt. Naseemullah Khan Babar Memorial Hospital Peshawar	Report to Director General Health Services Peshawar

**SECRETARY HEALTH
HEALTH DEPARTMENT**

Copy to be sent to:-

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director General Health Services, Khyber Pakhtunkhwa, Peshawar
3. Mr. Govt. Naseemullah Khan Babar Memorial Hospital Peshawar with the order dated 10/11/22
4. Special Assistant Secretary, Kuruk & Peshawar
5. Deputy Director II, Health Department with request to be made on the website
6. Deputy Director I to MS Director General Health Services Peshawar
7. PS to Secretary Health, Khyber Pakhtunkhwa.
8. PS to Special Secretary (E&A&D) Health Department.
9. PS to Additional Secretary (E&A&D) Health Department.
10. Doctors concerned
11. Master file

(Dr. Syed Yaqub Ali Shah)
Section Officer (E-II)

GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

Dated Peshawar the 11th November 2022

NOTIFICATION

No.SO(H)E-II/1-1/2002/_____ The Competent Authority is pleased to transfer posting of the following Medical Officers (BS-17) as mentioned against their names with immediate effect, in the best public interest .

S.No.	Name	Current posting	Transfer to
1	Mr. Qadir Naseer S/o Muhammad Medical Officer (BS-17)	Govt. Naseerullah Khan Babar Memorial Hospital Peshawar	Report to Directorate General Health Service Peshawar
2	Dr. Fatima Qazi D/o Farhad Qazi Medical Officer (Bs-17)	Govt. Naseerullah Khan Babar Memorial Hospital Peshawar	Report to Directorate General Health Service Peshawar
3	Dr. Shama Iqbal D/o Dr. Iqbal Hussain Medical Officer (BS-17)	Govt. Naseerullah Khan Babar Memorial Hospital Peshawar	Report to Directorate General Health Service Peshawar

**SECRETARY HEALTH
HEATH DEPARTMENT**

Endst. No. Even & Date:

Copy to the:-

1. Accountant General, Khyber Pakhtunkhwa, Peshawar
2. Director General, Health, Services, Khyber Pakhtunkhwa, Peshawar
3. MS Govt. Naseerullah Khan Babar Memorial Hospital Peshawar w/r to his letter dated 10.11.2022.
4. District Account Officers, Karak & Mohmand.
5. Deputy Director IT, Health Department with request to upload on the website.
6. Deputy Director HR MIS, Directorate General Health Services, Peshawar
7. PS to Secretary Health, Khyber Pakhtunkhwa
8. PS to Special Secretary (E&A/B&D) Health Department
9. PS to Additional Secretary (E&A/B&D) Health Department
10. Doctors Concerned
11. Master File

Sd/-
Dr. Syed Yasir Ali Shah
Section Officer (E-II)

To,

The Worthy Chief Secretary,
Khyber Pakhtunkhwa, Peshawar.

"B"
-6-

SUBJECT: DEPARTMENTAL APPEAL AGAINST THE IMPUGNED NOTIFICATION DATED 11/11/2022

Respected Sir,

With due submission it is stated that the appellant is performing his duties as Medical Officer at Government Naseerullah Khan Babar Memorial Hospital Peshawar and is serving the department quiet efficiently and up to the entire satisfaction of his superiors since his charge assumption.

That the appellant is a Domicile holder of District Peshawar and a highly qualified surgeon holding FCPS Orthopedic. That despite good record, the MS concerned is harassing appellant by subjecting him to mental torture. That the appellant has been performing his duties day and night with full zeal and zest. That there are no adverse remarks or complaints against the appellant throughout his entire career.

That astonishingly the appellant was malafidely transferred to Directorate General Health Services Peshawar vide notification dated 11.11.2022 due to personal grudges of Medical Superintendent (MS) of the above mentioned hospital with the appellant. That it is pertinent to mention here that a letter has been referred to in the impugned notification dated 10.11.2022 in the light of which the impugned transfer notification was issued which shows malafide on the part of MS concerned.

That in notification to facilitate the blue eyed, the transfer order of Dr. Fatima Qazi at Serial No.2 in the impugned notification was withdrawn vide notification dated 06.12.2022 which also reveals the malafide intentions of the concerned department.

It is therefore, most humbly prayed that on acceptance of this Departmental Appeal the Impugned notification dated 11.11.2022 may very kindly be set aside/modified to the extent of Serial No.1 Dr. Qadir Naseer and the appellant may kindly be retained on the post of Medical Officer at Government Naseer Ullah Khan Babar Memorial Hospital Peshawar.

Dated: 05.12.2022

APPELLANT



**Dr. Qadir Naseer,
Medical Officer (BPS-17),
Govt. Naseer Ullah Khan Babar
Memorial Hospital Peshawar**

6/A

No. 1334

RQL 106238081

Name and address of sender
 Name and address of recipient
 Name and address of addressee
 Name and address of sender
 Name and address of recipient
 Name and address of addressee

To,

CHIEF SECRETARY,

Govt. Khyber Pakhtunkhwa

Peshawar district - Pesh.

(Secretariate)

RQL 106238081

1954

[Handwritten signature]

OFFICE OF THE MEDICAL SUPERINTENDENT
NASEERULLAH KHAN BABAR MEMORIAL HOSPITAL
KOHAT ROAD PESHAWAR

No 7844 NKBMH

Dated: 16/12/2022

NO OBJECTION CERTIFICATE

Consequent upon the acceptance of written and verbal apology of Dr. Qadir Naseer Medical Officer BPS-17 under transfer from this hospital, subject to condition that he will not interfere in monthly duty rota nor in Administrative business of hospital in future.

In light of the above, the undersigned has no objection on his adjustment in Govt. Naseerullah Khan Babar Memorial Hospital Peshawar, presently there is no vacant post of Medical Officer BPS-17, however, he will be accommodated against any other post.

Sd/-
MEDICAL SUPERINTENDENT

GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

Dated Peshawar the 06th December, 2022

SECRETARY HEALTH

No. SOHL/11/1/2022/17/13 & S. This Department's Notification No. 11(11)
11/1/2022/6758-69 dated 11th November 2022 is hereby withdrawn in respect of
Dr Fatima Qazi D/O Farhad Qazi, Medical Officer (G.S. 7), with immediate effect, in
the best public interest.

SECRETARY HEALTH
KHYBER PAKHTUNKHWA

Endst. of even No. & Date.

Copy to the:

1. Accountant General Khyber Pakhtunkhwa.
2. Director General Health Services, Khyber Pakhtunkhwa.
3. MS, Govt. Naseerullah Khan Babar Memorial Hospital, Peshawar.
4. Deputy Director (IT), Health Department.
5. PS to Secretary Health, Khyber Pakhtunkhwa.
6. PA to Special Secretary (L&A / B&E), Health Department.
7. PA to Deputy Secretary (Estab), Health Department.
8. Doctor concerned.
9. Master file.


SECTION OFFICER (E II)

**GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT**

Dated Peshawar the 06th December, 2022

NOTIFICATION

No.SOH(E-II/1-1/2022/7776-85): This Department's Notification No.SO(H)E-11/1-1/2022/6758-69 dated 11th November, 2022 is hereby withdrawn in respect of Dr. Fatima Qazi D/O Farhad Qazi, Medical Officer (BS-17), with immediate effect, in the best public interest.

**SECRETARY HEALTH
KHYBER PAKHTUNKHWA**

Endst. Of even No. & Date.

Copy to the

1. Accountant General Khyber Pakhtunkhwa
2. Director General Health Services, Khyber Pakhtunkhwa.
3. MS, Govt Naseerullah Khan Babar Memorial Hospital Peshawar.
4. Deputy Director (IT), Health Department.
5. PS to Secretary Health, Khyber Pakhtunkhwa
6. PA to Special Secretary (E&A/B&D), Health Department.
7. PA to Deputy Secretary (Estab), Health Department.
8. Doctor concerned.
9. Master file.

Sd/-
SECTION OFFICER

9-"E"

GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT



Dated: Peshawar the 15th February, 2023

NOTIFICATION

NO. SOH (E-V)/4-4/2023 The Competent Authority (Chief Secretary Khyber Pakhtunkhwa) has been pleased to order formal inquiry as per provision contained in Rule-5 of the Khyber Pakhtunkhwa Government Servants (Efficiency & Disciplinary) Rules, 2011 for the acts of omission & commission defined as "misconduct" in terms of Rule-3 of the Rules ibid against the following Officer/ official:-

- i. Dr. Fakhr Ud Din (BS-20), Medical Superintendent, Naseer Ullah Khan Babar Memorial Hospital, Peshawar;
- ii. Mr. Asad Ullah (BS-19), Director Finance, Planning & Admin, Revamping of Non-Teaching DHQ Hospitals in Khyber Pakhtunkhwa (Now Director Financial Management Cell);
- iii. Dr. Shumaila Malik (BS-18), Medical Superintendent, Moulvi Ameer Shah Memorial Hospital, Peshawar;
- iv. Dr. Khadija Asad (BS-17), Healthcare Standardization Expert, Revamping of Non-Teaching DHQ Hospitals in Khyber Pakhtunkhwa (Now Deputy Project Director Monitoring & Evaluation) in a Project "Topping up of preventive Healthcare Regime (Hepatitis, TB, EPI, NCD, HIV) at Directorate General Health Services, Khyber Pakhtunkhwa;
- v. Mr. Sikandar Bakht (BS-17), Director ICT, Revamping of Non-Teaching DHQ Hospitals in Khyber Pakhtunkhwa, Chairperson Inspection Committee (Now Assistant Director IT Health Department);
- vi. Engr. Rafiullah (BS-17), Project Manager Bio-medical Procurement, Revamping of Non-Teaching DHQ Hospitals in Khyber Pakhtunkhwa;
- vii. Engr. Khalid Mehmood (BS-17), Project Manager Bio-medical Procurement, Revamping of Non-Teaching DHQ Hospitals in Khyber Pakhtunkhwa; and
- viii. Mr. Saleem Ullah (BS-16), Project Manager Revamping of Non-Teaching DHQ Hospitals in Khyber Pakhtunkhwa.

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2. For the purpose of inquiry against the aforementioned accused with reference to enclosed allegations, in terms of Rules ibid; the Competent Authority has been pleased to constitute formal inquiry committee comprising of the following officers:-

- a. Mr. Asghar Ali (PCS SG BS-21), Secretary, Population Welfare Department, Khyber Pakhtunkhwa; and



GOVERNMENT OF NWFP
ESTABLISHMENT & ADMINISTRATION
DEPARTMENT
(Regulation Wing)

-10-

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 posting/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/transfers 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.
- vii) All Officers/officials selected against Zone/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.
- viii) 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 (Thanna) of his area/residence is situated.
- ix) No posting/transfers of the officer's/officials on detachment basis shall be made.
- x) 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.

ATTESTED

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Para-(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)1-4/2003, dated 21-09-2004.

NOTED

-11-

- xi) 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.

Added vide Urdu circular letter No: SOR-VI (EZAD)/1-4/2005, dated 9-9-2005.

ATTESTED BY

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advocacy

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-VI/E&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.

ATTESTED

to be true copy

ATTESTED

-13-

VAKALATNAMA
BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

APPEAL NO: _____ OF 2023

Dr. Qadir Naseer

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS


Health Deptt

(RESPONDENT)
(DEFENDANT)

I/We Appellant

Do hereby appoint and constitute **Noor Mohammad Khattak Advocate Supreme Court** 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. _____/_____/202

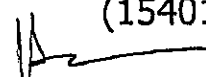


CLIENT

ACCEPTED

NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT


(BC-10-0853)
(15401-0705985-5)


KAMRAN KHAN


UMAR FAROOQ MOHMAND


WALEED ADNAN

&


MUHAMMAD AYUB
ADVOCATES

OFFICE:

Flat No. (TF) 291-292 3rd Floor,
Deans Trade Centre, Peshawar Cantt.
(0311-9314232)