

01.08.2017

Counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney alongwith Jamshaid Khan, Litigation Officer for the respondents present.

In view of the joint statement of the learned counsel for the appellant and representative of the respondents, this appeal is disposed off accordingly. File be consigned to the record room.

Member

Chairman

ANNOUNCED  
01.08.2017

21.07.2016

Clerk to counsel for the appellant. Mr. Jamshed Khan, DEO (F) and Hameed ur Rheman, AD (lit) alongwith Addl. AG for respondents present. Clerk to counsel for the appellant requested for time to file rejoinder. To come up for rejoinder and arguments on 14.11.2016.

  
Member

  
Member

14.11.2016

Counsel for the appellant and Ms. Jamshaid Khan, Litigation Officer and Hameed-Ur-Rehman, AD alongwith Mr. Addl: AG for respondents present. Counsel for the appellant requested for time to file rejoinder. To come up for rejoinder and arguments on 24.03.2017.



(ABDUL LATIF)  
MEMBER

  
(PIR BAKHSH SHAH)  
MEMBER

24.03.2017

Counsel for the appellant and Mr. Jamshaid Khan, Litigation Officer alongwith Mr. Adeel Butt, Addl: AG for the respondents present. Argument could not be heard due to incomplete bench. To come up for final hearing on 01.08.2017 before D.B.

  
Chairman

03.12.2015

Counsel for the appellant, M/S Khurshid Khan, SO, Hameed-ur-Rehman, AD (lit.) alongwith Addl: A.G for official respondents No. 1 to 4 present. Private respondent No. 5 was present on the previous date but absent today. Proceeded ex-parte. Learned Addl: AG requested for adjournment. Last opportunity granted. To come up for written reply/comments on 22.2.2016 before S.B.

  
Chairman

~~22.02.2016~~

Counsel for the appellant, M/S Khurshid Khan, SO, Hameed-ur-Rehman, AD (lit.) and Jamshid Khan, Supdt. alongwith Addl: A.G for respondents present. Written reply not submitted despite last opportunity. Requested for further adjournment. Last opportunity is extended subject to payment of cost of Rs. 500/- which shall be borne by the respondents from their own pockets. To come up for written reply/comments and cost on 31.3.2016 before S.B.

  
Chairman

31.03.2016

Counsel for the appellant, M/S Khurshid Khan, SO & Hameed-ur-Rehman, AD (lit.) alongwith Addl. AG for official respondents No. 1 to 4 present. Written reply by respondents No. 1 to 4 submitted. Private respondent No. 5 has already been proceeded ex-parte. Cost of Rs. 500/- paid and receipt thereof obtained. The appeal is assigned to D.B for rejoinder and final hearing for 21.07.2016.

  
Chairman

5

12.08.2015

Appellant Deposited  
Security & Process Fee



Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was serving as PST when promoted as Head Teacher (BPS-15) on 30.1.2015 being senior retained in the same school i.e GPS No. 1 Tordher. That vide impugned order dated 16.3.2015 private respondent No. 5 Robina Shaheen was transferred against the seat of appellant though she happens to be junior to appellant and as such entitled to retain the said position on the strength of Policy of the Government. That the appellant preferred departmental appeal on 17.3.2015 which was not responded and hence the instant service appeal on 4.6.2015.

That the appellant is entitled to retain the post of Head Teacher at GPS No. 1 Tordher being senior to private respondent No. 5.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 1.10.2015 before S.B.

  
Chairman

6

01.10.2015





Counsel for the appellant, M/S Khurshid Khan, SO and Manzoor Ahmed, Litigation Officer alongwith Addl: A.G for official respondents No. 1 to 4 and private respondent No. 5 in person present. Requested for adjournment. To come up for written reply/comments on 3.12.2015 before S.B.

  
Chairman

Form- A  
FORM OF ORDER SHEET

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

Case No. 687/2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	17.06.2015	<p>The appeal of Mst. Bilqees Shahnaz resubmitted today by Mr. Muhammad Ayaz Majid Advocate, may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p style="text-align: right;"> REGISTRAR</p>
2	22-6-15	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>25-6-15</u></p> <p style="text-align: right;"> CHAIRMAN</p>
3	25.06.2015	<p>None present for appellatant. The appeal be relisted for preliminary hearing for 30.7.2015 before S.B.</p> <p style="text-align: right;"> Chairman</p>
4	30.7.2015	<p>Counsel for the appellatant present. Learned counsel for the appellatant requested for adjournment. Adjourned to 12.8.2015 for preliminary hearing before S.B.</p> <p style="text-align: right;"> CHAIRMAN</p>


This is an appeal filed by Mst. Belqees Shehnaz today on 04/06/2015 against the order dated 16.03.2015 against which she preferred/made a departmental appeal on 17.03.2015 the period of ninety days is not yet lapsed as per section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974, which is premature as laid down in an authority reported as 2005-SCMR-890.

As such the instant appeal is returned in original to the appellant/counsel. The appellant would be at liberty to resubmit fresh appeal after maturity of cause of action and removing the following deficiencies.

- 1- Memorandum appeal is not signed by the appellant which may be got signed.

No. 868 /ST,

Dt. 5/6 /2015

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Muhammad Ayaz Majid Ad. Pesh.

*Suo*

*Re submitted in the light of  
policy no. SOR-I (E&AD) 1-1/85 (Vol II)  
Depd the Peshawar the 15<sup>th</sup> Feb 2003. Please  
copy attached for perusal*

*- 5 -*

# Before the Services Tribunal KPK Peshawar

Appeal No. 687 /2015

Belqees Shehnaz D/O Juma Khan

.....(Petitioner)

**Versus**

Government of Khyber Pakhtonkhwa, through Secretary Education (Elementary and Secondary Education) Peshawar and others.....(Respondents)

## Appeal under Section 4 of Services Tribunal KPK

### Index

S.N	Description of documents	Annexure	P.N
1	Memo of Appeal		1-2
2	Addresses of Parties		3
3	Promotion order	A	4-7
4	Transfer and posting ordern of respondent no.5	B	8
5	Copy of Appeal	C	9
6	Policy	D	10-13
7	Power of attorney		

Appellant

Through Counsel



**Mohammad Ayaz Majid**

# Before the Services Tribunal KPK Peshawar

Appeal No. 687 /2015

Bilqees Shehnaz D/O Juma Khan R/O MOhallah Saini, Village & Post Office  
Tordher, Tehsil Lahor, District Swabi. (Petitioner)

M.W.P. Province  
Service Tribunal  
Diary No. 646  
Dated 04-6-2015

Versus

1. Government of Khyber Pakhtonkhwa, through Secretary Education (Elementary and Secondary Education) Peshawar.
2. Director (E & SE) Directorate of E & SE Department Dabgari Garden Peshawar Khyber Pakhtonkhwa Peshawar
3. S.D.EO (Female) Lahor (Swabi) Tehsil Headquarter Lahor District Swabi.
4. District Education Officer (Female) District Head Quarters Shamansor, Swabi
5. Mst. Robeena Shaheen D/O Muhammad Hussain R/O MOhallah Saini, Village & Post Office Tordher, Tehsil Lahor, District Swabi.

(Respondents)

Appeal U/S of Services Tribunal Act against the order dated. 16.03.2015 vide which respondent No.5 was posted as Head Teacher PST at GGPS-1 Tordher.

Respectfully sheweth;

1. That the Petitioner is serving as PST and was promoted on the recommendation of departmental promotion committee vide order 30.01.2015 (Copy annexed as "A")
2. That the Respondent No.4, did not intimate the promotion notification and kept it secret with malafide intention to benefit her blue eyed with the interference of local Member of Provincial Assembly, issued a transfer order of the Respondent No.5 on 16.03.2015 from GGPS Sheikh Baba Tordher, despite presence of the Petitioner. (Copy annexed as "B")
3. That the Petitioner tried to obtain her promotion order, but the Respondent No.4 expressly denied the issuance of such order, and on complaint to Chief Minister Complaint cell Peshawar, the promotion Order was faxed to the Petitioner, which is very evident from the faxed Order. (Copy already annexed as "A")

Filed to-day  
17/6/15  
Registered  
17/6/15  
Re-submitted to-day  
and filed.

Registrar



4. That the daughter of the Petitioner filed an application before the Respondent No.4 for the Cancellation / withdrawal of the transfer / posting order of the Respondent No.5 but of no avail.  
**(Copy of application annexed as "B")**
5. That the order dated 16.03.2015 being illegal and violative of the policy left with no other option but to file the instant appeal

**Grounds.**

- 1) That the Respondents are bound to follow law, policy of Government.
- 2) That the Petitioner is entitled to be treated equally and to be discriminated.
- 3) That the Respondent No. 1. was duty bound to intimate the departmental promotion to each and every one promoted, display the same and provide if one want to obtain copy of any official order and keeping the order secret malafidly is against the law.
- 4) That the transfer of the Respondent No. 4 in presence of the petitioner is against the law and policy.
- 5) That any political interference of a political figure in the official matter of the government is against the law, hence any order under the political interference is against the law.
- 6) That the respondents are bound to consider before issuing an order the merits coupled with other compassionate grounds.
- 7) That other points of law and facts shall be raised / argued if required for the assistance of the court.

It is therefore requested that the order transfer posting order dated.16.03.2015 issued by the respondent no.4 vide which the respondent n0.5 was posted and transferred to GGPS-1 Tordher, may be set aside and may be declare without lawful authority and against the policy.

Appellant

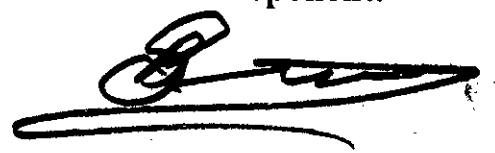
Through Counsel

  
**Mohammad Ayaz Majid**

**AFFIDAVIT**

I, Belqees Shehnaz D/O Juma Khan R/O Village Tordher, Tehsil Lahor, Distt Swabi ,do hereby solemnly affirm and state on oath on the information and directions of my client that all the contents of the accompanying write petition are correct to the best of my knowledge and belief and nothing has been kept concealed from the court.

**Deponent.**



# Before the Services Tribunal KPK Peshawar

Appeal No. \_\_\_\_\_/2015

Belqees Shehnaz

.....(Petitioner)

**Versus**

Government of Khyber Pakhtonkhwa, through Secretary Education (Elementary and Secondary Education) Peshawar and others.....(Respondents)

## **Appeal under Section 4 of Services Tribunal KPK**

### Addresses of Parties.

#### **PETITIONER**

1. Belqees Shehnaz D/O Juma Khan R/O MOhallah Saini, Village & Post Office Tordher, Tehsil Lahor, District Swabi.

#### **RESPONDENTS**

2. Government of Khyber Pakhtonkhwa, through Secretary Education (Elementary and Secondary Education) Peshawar.
3. Director (E & SE) Directorate of E & SE Department Dabgari Garden Peshawar Khyber Pakhtonkhwa Peshawar
4. S.D.EO (Female) Lahor (Swabi) Tehsil Headquarter Lahor District Swabi.
5. District Education Officer (Female) District Head Quarters Shamansor, Swabi
6. Mst. Robeena Shaheen D/O Muhammad Hussain R/O MOhallah Saini, Village & Post Office Tordher, Tehsil Lahor, District Swabi.

Petitioner

Through Counsel

  
**Mohammad Ayaz Majid**

*Amir Khan*  
Assistant Commissioner

11  
11  
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FORM NO. 101/12 (REVISED)

FILE NO. 2012 0-1341

FORM NO. 101/12

6

**OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) SWABI  
NOTIFICATION**

Consistent upon the recommendation of the Departmental Promotion Committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No.SO(B&A)/1-16/EASE/2012 dated 11-7-2012 and Finance Department EndstNo.SO(FRY/FD/10-22(E) 2010 dated 15-7-2012 the following Female SPST BPS-14 are hereby promoted to the post of Senior PSHT B-15 of Rs (3500-700-29500) plus usual allowances as admissible under the rules on regular basis under the existing policy of Provincial Government, in teaching cadre on the terms and condition given below from the date of 01-02-2015 and further they will be posted in the Government Girls Primary Schools on the District against the PSHT B-15 posts.

S#	S/No.	Name of Teacher	Partner's Name	Name of School
1	50	Zakia Begum	Muhammad Nadeem	GGPS Manan Bal 2
2	140	Razia Sahana	Muhammad A. Khan	GGPS Manan Bal 2
3	151	Mehnaz Begum	Shah Zada	GGPS Kaira 2
4	212	Khadia Begum	Muhammad Ishaq	GGPS No.1 Dabhar
5	280	Hussain Zaba	Muhammad Zaid	GGPS Panjra
6	284	Hameeda Begum	Shah Jan	GGPS Lahor 2
7	298	Fareeda Noor	Noor Muhammad	GGPS Bandar No.3
8	303	Kauwer Sheria	Abdul Halim	GGPS Gannat Bal
9	314	Bekheena Syed	Muhammad Syed	GGPS Malik Abad 1
10	351	Nusrat Didi	Mohd Syar	GGPS Zahir Abad
11	450	Sangora	Shamshad	GGPS Manan Bal 2
12	456	Nilhal Begum	Shams ud Din	GGPS Asat Shari
13	552	Azila Mir	Jam Mir	GGPS Mandi 2
14	553	Fama Begum	Khalid Khan	GGPS Manan Payan 1
15	559	Rifat Naz	Jahan Zeb	GGPS Turka Sicheh
16	560	Mukdas Akhtar	Imtiaz Ahmad	GGPS No.2 Mandi
17	511	Fafaz Naz	Fafaz Zaman	GGPS Sabo Ali Banda
18	554	Gulraz Begum	Ahmed Ali	GGPS Bachar 1
19	555	Hamshida Begum	Ahmed Ali	GGPS Kala
20	557	Norin Begum	Muhammad Akbar	GGCMS Rehan Pura
21	561	Zahoon Akhtar	Amir Mohd. Iqbal	GGPS Dodhar 1
22	563	Sahida Naz	Musama Khan	GGCMS Nause Badad
23	565	Nishal Begum	Shams ud Din	GGPS Nause Sham
24	567	Naz Begum	Shams ul Qamar	GGPS Shawa 2
25	568	Mehnaz Begum	Muhammad Shah	GGPS Jira 2
26	570	Shamina Shikhan	Amir Sultan	GGPS Dam Khar
27	571	Shahida Aman	Aman Khan	GGPS Dugai 1
28	572	Rahat Begum	Ganib Zada	GGPS Kala
29	574	Khasima Begum	Muhammad Zahir	GGPS Na. Marghuz
30	580	Lummiya Begum	Asad Ali	GGPS Kala
31	581	Basmaan	Shah Jang	GGPS Lahor 3
32	583	Shahraz Akhtar	Shah Rafiqar	GGPS Zaida 2
33	584	Shahida Anjum	Muhammad Akram	GGPS Firdos Abad
34	585	Anjum Nazam	Asad Wajid Khan	GGPS Zaida 1
35	586	Shahida Begum	Muhammad Shah	GGPS Man Khar
36	589	Khalida Akhtar	Said Mir	GGPS KSK 2
37	590	Shahida Nazam	All Bahadar	GGPS Kunda 1
38	592	Rahida Sana	Rangobah Bah	GGPS Manan Bal 1
39	593	Shamina Akhtar	Bashir Khan	GGPS Shaga Manan Bal
40	594	Ulfa Begum	Muhammad Asghar	GGPS Tarchar 1
41	595	Rahila Shannaz	Juma Khan	GGPS Manan Bal 2
42	596	Shahida Khan	Dubhar Miran	GGPS Manan Bal 2

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63	689	Farhad Asad	Zarb Ali Khan	GGPS Datta 1
64	690	Amman Begum	Syed Dilaram Shah	GGPS Ismaila 1
65	702	Nahood Begum	Alian Zah	GGPS Saleem Khan 3
66	704	Wazial	Haji Bangdar	GGPS Sano Banda YH
67	706	Rubana	Anbar Shah	GGPS Yar Hussain 1
68	708	Shahida Seem	Shar Afzal Khan	GGPS Saleem Khan 2
69	707	Hamida Anon	Antan Khan	GGPS Soan Kheh
70	708	Abida Begum	Manar Khan	GGPS Shagai Maneri
71	709	Samsara Faraz	Qut Faraz	GGPS Lahor 1
72	710	Nargis Begum	Usman Ghani	GGPS Sheva 1
73	711	Zakia Habib	Habib Ullah	GGPS Tordher 1
74	714	Zakia	Umara Khan	GGPS Bais
75	718	Dilaz Begum	Kamal Akbar	GGPS Tunandi 2
76	720	Romala Kausar	Ambar Muhammed	GGPS Zarabi 1
77	721	Nargis	Arifan Ba. tan	GGPS Marat Bala 3
78	724	Suniya Begum	Muhammad Arif	GGPS Gur Pori FK
79	726	Khaira Begum	Jamil Rehmat	GGPS Tordher 1
80	727	Amnat Begum	Milal Noor Muhammad	GGPS Khora Banda
81	731	Shahida	Shamshe	GGPS Nary Wand S/OHCA
82	735	Nargis	Fuzal Quresh	GGPS Qasam Banda
83	738	Nehayat Begum	Bakhi Jamal	GGPS Katapat
84	739	Zeha Rizvi	Riaz ul Ha.	GGPS Marhor 2

7

Terms and conditions:-

1. They would be on probation for a period of one year extendable for another one year.
2. They will be governed by such rules and regulations as may be issued from time to time by the Government.
3. Their service can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
4. Charge report should be submitted to all concerned.
5. Their inter-se seniority in lower post will remain intact.
6. They will give an undertaking to be recorded in their service books to the effect that if any over payment is made to him in the light of this order will be recovered and if she is wrongly promoted he will be reversed.

(ULFAT BEGUM)  
DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI

Serial No. 2018-8 / Dated Swabi the 31/01/2018

Copy of the above is forwarded for information and action to dir:-

1. Director E & SE Khyber Pakhtunkhwa Peshawar
2. Deputy Commissioner, Swabi.
3. District Account Officer, Swabi.
4. All SDEO (Female) Swabi District
5. Superintendent Local Office.
6. ADEO (Primary) Local Office.
7. Officials concerned

*[Signature]*  
DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI

Attention  
Bakhtul Khairan Begum

*[Signature]*

4 5 5 5

(6)

**BETTER COPY OF ANNEXURE "A"**

**PAGE NO. 6.**

**OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) SWABI.**

**NOTIFICATION**

Consequent upon the recommendation of the Department Promotion committee and in pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No. SO (B&A) 1-18 /E&SE/2012 dated 11/07/2012 and Finance Department ENDST No. SO (FR)/FD/10-22 (E) 2010 dated 16-07-2012 the following Female SPST BPS-14 are hereby promoted to the post of Senior PSHT B-15 of Rs. (8500-700-29500) plus use allowances as admissible under the rule on regular basis under the existing policy of Provincial Government in Teaching cader on the terms and condition given below from the date of 01-02-2015 and further they will be posted in the Government Girls Primary School on the District against the PSHT B-15 posts.

S. No.	S/No.	Name of Teacher	Father's Name	Name of School
1.	52	Zakia Begum	Muhammad Naeem	GGPS Manen Bala 2
2.	146	Rafia Sultan	Ghulam Ahmad	GGPS Manen Bala 2
3.	164	Mehnaz Begum	Sher Zada	GGPS Kalra 2
4.	212	Hadia Begum	Muhind Mohammad Irshad	Jehad GGPS No. 1 Dobian
5.	280	Hussain Zoba	Khan Zada	GGPS Panjmali
6.	284	Hameeda Begum	Sher Jan	GGPS Lahor 8
7.	298	Farzana Noor	Noor Muhammad	GGPS Gandat No. 3
8.	303	Kausar Shahin	Abdul Haleem	GGPS Gannat Bala
9.	314	Bakhshad Syed	Muhammad Syed	GGPS Malik Abad
10.	361	Nusrat Bibi	Mohd Sher	GGPS Zahid Abad
11.	450	Sameena	Shamshad	GGPS Munari bala 2
12.	666	Nishat Begum	Shams uddin	GGPS Asota Sharik
13.	852	Aqila Mir	Jan Mir	GGPS Mari 2
14.	563	Famat Begum	Kishwar Khan	GGPS Manori Payan 1
15.	589	Rifat Naz	Jehan Zeb	GGPS Turkha S/Chala
16.	000	Muqsood Akhtar	Imtiaz Ahmed	GGPS No. 2 Miani
17.	611	Falak Naz	Rafiq Zaman	GGPS Sabz Ali Banda
18.	054	Gulnaz Begum	Ahmad Ali	GGPS Bachar 1
19.	655	Hamshida Begum	Abdul Ali	GGPS Kala
20.	867	Norin Begum	Muhammad Akbar	GGCMS Roshan Pura
21.	881	Zaitoon Akhtar	Faqir Mohammad	GGPS Bodher 1
22.	663	Sajida Naz	Musmar Khan	GGCMS Narce Jaceed
23.	687	Nishat Begum	Shams Uddin	GGPS Asota Sharif
24.	888	Naz Begum	Shams ul Qamar	GGPS Shawa 2
25.	687	Mehnaz Begum	Mutabar Shah	GGPS Lina 2
26.	670	Shamim Suhara	Amir Sultan	GGPS Bam Khel
27.	671	Shazia Aman	Aman Khan	GGPS Dagai 1
28.	672	Rahat Begum	Sahib Zada	GGPS Kala
29.	674	Khasima Begum	Muhammad Zahir	GGPS No. Marghaz
30.	680	Ummya Begum	Abdul Ali	GGPS Kala
31.	688	Basmeeen	Sher Jang	GGPS Lahore 3
32.	683	Shahnaz Akhtar	Sher Rehman	GGPS Ziada 2
33.	684	Shahida Anjum	Muhammad Akram	GGPS Firdos Abad
34.	666	Anjum Naseem	Abdul Wajid Khan	GGPS Ziada 1
35.	686	Shaheen Begum	Mir Wali Shah	GGPS Mian Khel
36.	689	Khalida Akhtar	Said Mir	GGPS KSKS
37.	690	Shazia Noreen	Ali Bahdar	GGPS Kunda 1
38.	692	Raheema Shan	Rangeen Shah	GGPS Miani Bala 1
39.	693	Shamim Akhtar	Bahdar Sher	GGPS Lamalia 1
40.	684	Ulfat Begum	Muhammad Akbar	GGPS Shaga Meneri Bala
41.	895	Balkis Shahnaz	Juma Khan	GGPS Torcher 1
42.	896	Shaista Khan	Subhan Ullah	GGPS Maneri Bala 2

*Assisted to be done with copy. Ahmed*

(7)

**BETTER COPY OF PAGE NO. 7.**

S. No.	S/No.	Name of Teacher	Father's Name	Name of School
43	828	Famjad Asad	Asad Ali Khan	GGPS Qara 1
44	829	Anjuman Begum	Said Dilawar Shah	GGPS Ismaila 1
45	702	Naheed Begum	Alamzeb	GGPS Saleem Khan 3
46	704	Wazial	Haji Bangash	GGPS Bano Banda Y/H
47	706	Rkhsana	Akbar Shah	GGPS Yar Hussain 1
48	705	Shahida Begum	Sher Afzal Khan	GGPS Saleem Khan 2
49	707	Hameeda Anjum	Aman Khan	GPS Saon Khel
50	708	Abida Begum	sMadar Khan	GGPS Shagai Maneri
51	709	Sumera Faraz	Gul Faraz	GGPS Lahore 1
52	710	Nargis Begum	Usman Ghani	GGPS Shewa 1
53	711	Zakia Habib	Habib Ullah	GGPS Tor Dehr 1
54	714	Zakira	Umara Khan	GGPS Baja
55	718	Dilnaz Begum	Kamal Afsar	GGPS Thandai 2
56	720	Romalla Kausar	Nazar Muhammad	GGPS Zarobi 1
57	721	Nargis	Zareen Badshah	GGPS Manerai Bala 3
58	724	Suniya Begum	Muhammad Arif	GGPS Gar Pani Pir
59	726	Rania Begum	Jamil	GGPS Tordehr 1
60	727	Asmat Begum	Mian Noor Muhammad	GGPS Koro Banda
61	731	Shaista	Shamshad	GGPS Nary Wand s / Chera
62	736	Tayyaba		GGPS Qasam Banda
63	738	Nehiyat Begum	Bakht Jan	GGPS Kalabat
64	739	Zeba Riaz	Riaz ul Haq	GGPS Manghur 2

**TERMS AND CONDITIONS:-**

1. They would be on probation for a period of one year extendable for another one year.
2. They will be governed by such rules and regulations as may be issued from time to time by the government.
3. That service can be terminated at any time in case his performance is found unsatisfactory during probationary period in case of misconduct, he shall be proceeded under the rules framed from time to time.
4. Charge report should be submitted to all concerned.
5. Their inter se seniority on over post will remained intact.
6. They will given an under taking to be recorded in their service books to the effect that if any over payment is made to him in the light of this order will be recovered and if she is wrongly promoted he shall be reversed.

*sd*  
**ULFAT BEGUM**  
**DISTRICT EDUCATION OFFICER**  
**(FEMALE) SWABI**

Endst No. 249-9 dated Swabi the : 31/01/2015

Copy of the above is forwarded for information and action to the

1. Director E&SE Khyber Pakhtunkhwa Peshawar
2. Deputy Commissioner, Swabi.
3. District Accounts Officer, Swabi.
4. All SOEO (Female) Swabi District.
5. Superintendent Local Office.
6. ASEO (Primary) Local Office.
7. Officials Concerned.

*sd*  
**DISTRICT EDUCATION OFFICER**  
**(FEMALE) SWABI.**

*Attested to be  
me better copy  
(Attested)*

*[Handwritten signature]*

Annexure "B"

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3

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) SWABI

TANSFER ORDER:-

Mst Robina Shaheen, PSHT-15 GGPS Sheikh Baba Tordher is hereby transferred to the G.G.P.S No.1 Tordher against vacant post on her own pay and grade from the date of her taking over charge in the best interest of public service.

- Note: -
1. No TA/DA is allowed.
  2. Charge report should be submitted to all concerned.

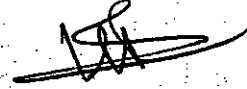
(ULFAT BEGUM)  
DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI

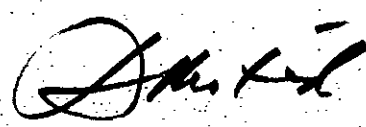
Endst: No., 693-95

Dated Swabi the 16/3 /2015

Copy forwarded for information to the:-

1. District Accounts Officer Swabi.
2. SDEO (Female) Lahor .
4. Official concerned.

  
DISTRICT EDUCATION OFFICER  
(FEMALE) SWABI

  
55

گورنمنٹ جناب D.E.O زمانہ شاہ سفور مولی .

صداغالیہ

دفتر دست نقرہ ثانی بابہ Cancellation نقرہ  
دوبینہ شامین PSI ٹیچر شیخ بابا نور محمد سکول  
سے C.G.P.S.I نور محمد ذیل عرض ہے .

کہ یہ سکول C.G.P.S.I نور محمد سے صدر ٹیچر کی ڈیوٹی سوری این کے  
کے ساتھ انجام دے رہے تھے۔

3 دے صوفی 015-3-016 اور آپ صاحبہ کی طرف سے آج کے دفتر صلح جاری  
ہوئی۔ جس میں صفاہہ دوبینہ شامین کو میری قلمی رقم ڈیپنٹ ٹرانز  
پر امری سکول شیخ بابا سے نقرہ ٹرانز C.G.P.S.I اور یہ صفت ہو گیا۔  
جسے خلاف قانون خلاف واقعات ہے۔ کیونکہ من مشمل اپنے سکول میں  
سینئر ٹیچر - اور علقان قانون بالعموم سینئر کو اپنے سکول میں اپنے صفت  
کیا جائے گا۔ (نقرہ ٹرانز نوڈ ماہی بن ہے)

3 دے صوفی سے یہ بھی آپ صاحبان کی صورت میں نقرہ بردار کی کمی دیکھ کر  
بابہ ثانی پر دوش صلی اور ایڈجسٹ ایج سکول کا کیا گیا۔ کسین کا حال  
پر دوش کو بھی Pending رکھا ہے۔ اور نقرہ قانونی صلح بھی ہو جائے۔  
کیونکہ دوبینہ شامین PSI جو ہے جو نہیں ہے۔

لینے اس کے لیے کہ اگر کہ نقرہ دوبینہ شامین کو فالو اپ کر کے اس میں سکول  
کو یہ صلح پر دوش دائر ہاں ان سکول میں اپنے صفت نہ ہو جائے

صوفی 3/17

بشیر شہا، صدر ٹیچر PSI C.G.P.S.I نور محمد

(سکول کے)

امیر سنا



Arslan "D"

10

**Directorate of Elementary and Secondary Education  
Khyber Pakhtunkhwa Peshawar**

PH No. 091-9201389, 9210938,

9210437, 9210957, 9210468

Fax 091-9210936 0800-33857

No /Rationalization/Estab

Dated Peshawar the 26/03/20143.

To

All the District Education Officers,  
(Male & Female), in Khyber Pakhtunkhwa.

Subject:- Guidelines for Posting of Teachers as a result of rationalization.

Memo:

I am directed to refer to the subject noted above and to clarify that posts of PST B-12 /Senior PST B-14/PSHT B-15 may be rationalized and re-distributed among the Primary schools in the following manner and PST B-12, Senior PST B-14 and PSHT B-15 may be posted as under:-

**Distribution of Posts in Primary Schools**

**Rationalization of Posts @ 1-40 ratio in Primary Schools (Female)**

S.No	School Code	Name of Primary School	Total Enrolment	Sanctioned Posts after Rationalization					Total
				SST B-16	CT B-15	PSHT B-15	SPST B-14	PST B-12	
1	25288	GGPMS A (JICA)	1-100	1	2	0	1	1	5
2	25048	GGPMS B (JICA)	101-140	1	2	0	1	2	6
3	25143	GGCMS C	141-180	1	0	0	2	2	7
4	30056	GGPS D	1-100	0	0	1	0	1	2
5	25224	GGPS E	101-140	0	0	1	1	1	3
6	25241	GGPS F	141-180	0	0	1	1	2	4
7	25277	GGPS G	181-220	0	0	1	1	3	5
8	25221	GGPS H	221-260	0	0	1	2	3	6
9	32912	GGPS I	261-300	0	0	1	2	4	7
10	25097	GGPS J	301-340	0	0	1	2	5	8
11	25138	GGPS K	341-380	0	0	1	2	6	9
12	32606	GGPS L	381-420	0	0	1	3	6	10
13	25278	GGPS M	421-460	0	0	1	3	7	11

**Rationalization of Posts @ 1-40 ratio in Primary Schools (Male)**

S.No	School Code	Name of Primary School	Total Enrolment	Sanctioned Posts after Rationalization			Total
				PSHT B-15	SPST B-14	PST B-12	
1	30056	GPS A	1-100	1	0	1	2
2	25224	GPS B	101-140	1	1	1	3
3	25241	GPS C	141-180	1	1	2	4
4	25277	GPS D	181-220	1	1	3	5
5	25221	GPS E	221-260	1	2	3	6
6	32912	GPS F	261-300	1	2	4	7
7	25097	GPS G	301-340	1	2	5	8
8	25138	GPS H	341-380	1	2	6	9
9	32606	GPS I	381-420	1	3	6	10
10	25278	GPS J	421-460	1	3	7	11

Note:-

- Each Primary School (except JICA & Community Model School where SST post is sanctioned) will have one post of PSHT B-15 and one post PST B-12.

*[Handwritten Signature]*

(11)

**Rationalization of CT Posts @ 1 CT per 1.5 Section in  
Middle/High/Higher Secondary Schools (Male)**

Sl. No.	School Code	Name of Primary School	Total Enrolment	Sanctioned Posts after Rationalization		
				Class	No of Sections	CT
1	30056	GMS A	1-60	6 <sup>th</sup>	1	Minimum 2 CT per school afterward 1 per 1.5 section
			1-80	7 <sup>th</sup>	2	
			1-120	8 <sup>th</sup>	3	
2	25277	GHS B	1-60	6 <sup>th</sup>	1	Minimum 2 CT per school afterward 1 per 1.5 section
			1-80	7 <sup>th</sup>	2	
			1-120	8 <sup>th</sup>	2	Minimum 4 SST per school (one Bio (chem) +one Math, Phy) and 2 SST Gen) afterward 2 SST per Section
			1-60	9 <sup>th</sup>	1	
			1-80	10 <sup>th</sup>	2	

**Posting of Teachers on rationalization.**

I am further directed to further clarify that:

1. On rationalization surplus teachers in Primary Schools, PST B-12, Senior PST B-14, may be posted in the nearest school if possible then in the same UCs and then in the same circle and then in the same Sub Division and then in the same District Subject to the provisions of need,
2. Senior most PSHT B-15, SPST B-14 & PST B-12 (According to the Seniority list) may be retained in the same school of their present posting and junior most may be transferred to other nearby schools.
3. No teacher of CT B-16, PET B-16, AT B-16, T.T B-16, TT-16, will be posted in Middle Schools.
4. Senior most Senior CT and SET (According to the Seniority list) may be retained in the schools of their present posting and junior most may be transferred to other schools.
5. Disable teacher may be retained in the schools of their present posting.
6. Widow teacher may not be transferred to another school on rationalization.
7. Two schools of same level working in one building may be merged with each other.

Dy: Director (Estab)  
Elementary and Secondary Education  
Khyber Pakhtunkhwa Peshawar.

Endst: No. / File No. 1/A-38/KC/5.list. Dated Peshawar the 26/05/2014.

Copy forwarded for information and necessary action to the: -

1. PS to the Secretary to Govt: Khyber Pakhtunkhwa E&SE Department.
2. PA to the Director E&SE Khyber Pakhtunkhwa, Peshawar.
3. M/File

Dy: Director (Estab)  
Elementary and Secondary Education  
Khyber Pakhtunkhwa Peshawar

*(Handwritten Signature)*

2014

**DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION**

Ph No. 091-9201389, 9210938

9210437, 9210957, 9210468

Fax No. 091-9210936, 0800-33857

No. *Rationalization Estab*

Dated: Peshawar the 26/03/2014.

To,

*All the District Education Officer,  
(Male & Female) in Khyber Pakhtunkhwa.*

Subject: **Guidelines for posting of Teachers as a result of rationalization.**

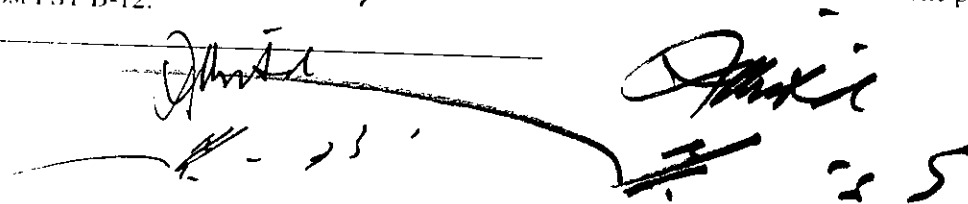
I am directed to refer to the subject noted above and to clarify that posts of PST B-12/Senior PST B-14/PSHT B-15 may be rationalized and re-distributed among the Primary Schools in the following manner and PST B-12, Senior PST B-14 and PSHT B-15 may be posted as under:-

**DISTRIBUTION OF POSTS IN PRIMARY SCHOOLS.**

Rationalization of Posts @ 1-40 Ratio in Primary Schools (Female)									
S. No.	School Code	Name of Primary School	Total Enrolment	sanctioned posts after rationalization					
				SST B-16	CT B-15	PSHT B-15	SPST B-4	PST B-12	Total
1.	25288	GGPMS A (JICA)	1-100	1	2	0	1	1	5
2.	25048	GGPMS B (JICA)	101-140	1	2	0	1	2	6
3.	25143	GGPMS C	141-180	1	0	0	2	2	7
4.	30056	GGPMS D	1-100	0	0	1	0	1	2
5.	25224	GGPMS E	101-140	0	0	1	1	1	3
6.	25244	GGPMS F	141-180	0	0	1	1	2	4
7.		GGPMS G	181-220	0	0	1	1	3	5
8.	23229	GGPMS H	221-260	0	0	1	2	3	6
9.	32412	GGPMS I	261-300	0	0	1	2	4	7
10.	25097	GGPMS J	301-340	0	0	1	2	5	8
11.	25138	GGPMS K	341-380	0	0	1	2	6	9
12.	32606	GGPMS L	381-420	0	0	1	3	6	10
13.	25278	GGPS M	421-460	0	0	1	3	7	11

Rationalization of Posts @ 1-40 Ratio in Primary Schools (Male)							
S. No.	School Code	Name of Primary School	Total Enrolment	Sanctioned posts after rationalization			
				PSHT B-15	SPST B-14	PST B-12	Total
1.	30050	GPS A	1-100	1	0	1	2
2.	25224	GPS B	101-140	1	1	1	3
3.	25244	GPS C	180	1	1	2	4
4.	25277	GPS D	181-220	1	1	3	5
5.	25221	GPS E	221-260	1	2	3	6
6.	25997	GPS F	261-300	1	2	4	7
7.	25138	GPS G	301-340	1	2	5	8
8.	32606	GPS H	341-380	1	2	6	9
9.	25278	GPS I	381-420	1	3	6	10
10.		GPS J	421-460	1	3	7	11

- Note:-
1. Each primary school except JICA and community model school under SST post is sanctioned will have one post of PSHT B-15 and one post PST B-12.
  - 2.



RATIONALIZATION OF CT POSTS @ IUT PER 1.5 SECTION IN MIDDLE / HIGH / HIGHER SECONDARY SCHOOLS MALE

S. No.	School Code	Name of Primary School	Total Enrolment	Sanctioned Posts after Rationalization		
2.	30056	GMS A	1-60	6 <sup>th</sup>	1	Minimum 2 CT per school afterward 1 per 1.5 section
3.			61-80	7 <sup>th</sup>	2	
4.			81-120	8 <sup>th</sup>	3	
5.	25277	GHS B	1-60	6 <sup>th</sup>	1	Minimum 2 CT per school afterward 1 per 1.5 section
6.			61-180	7 <sup>th</sup>	2	
7.				8 <sup>th</sup>	2	
8.			1-60	9 <sup>th</sup>	1	Minimum 4 SST per school (One Bio (Chem) one Math Phy) and 2 SST Gen afterward 2 SST per section
			1-80	10 <sup>th</sup>	2	

Posting of teachers on rationalization

I am further directed to further clarify that:

1. On rationalization surplus teachers in Primary Schools, PST B-12, Senior PST B-14, may be posted in the nearest school is possible then in the same UCs and then in the same circle and then in the same Sub Division and then in the same District subject on the provisions of need.
2. Senior most PSHT B-15, SPST B-14nd PST-B-12 (According to the Seniority list) may be retained in the same school of their present posting and junior most may be transferred schools.
3. No teacher of CT B-1 to PETB to ATB and will be posted in Middle School.
4. Senior Most Senior CT and SST (According to the seniority list) may be retained in the schools of their present posting and junior most may be transferred to other schools.
5. Disable teacher may be retained in the schools of their present posting.
6. Widow teacher may not be transferred to another school or rationalization.
7. Two schools of same level working in one building may be merged with each other.

By: Director (ESTAB)  
Elementary and Secondary Education  
Khyber Pakhtunkhwa, Peshawar.

Endst No. \_\_\_/File No. 1/A-88/KC/S.List: /Date Peshawar the 26/05/2014.

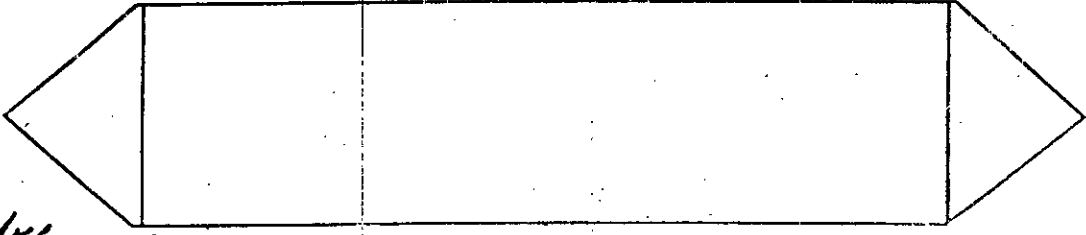
Copy forwarded for information and necessary action to the

1. PS to the Secretary of Govt. Khyber Pakhtunkhwa E&SE Department.
2. PA to the Director E&SE Khyber Pakhtunkhwa Peshawar.

By: Director (ESTAB)  
Elementary and Secondary Education  
Khyber Pakhtunkhwa, Peshawar.

*[Handwritten signatures and marks]*

# بعدالت سروس سیریل میں رجسٹر



2 منجانب  
بنام

سید

مورخہ  
مقدمہ  
دعویٰ  
جرم

## باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ

آن مقام کے حرم کیلئے

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی نقل کارروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالثہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور صولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق زراہیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پرواختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جائد التوائے مقدمہ کے سبب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھد یا کہ سندر ہے۔

المرقوم 24 05 20

واہ

مقام کے لئے منظور ہے۔

سید

GOVERNMENT OF N.W.F.P  
ESTABLISHMENT & ADMINISTRATION DEPARTMENT  
(REGULATION WING)

NO.SOR-1(E&AD)1-1/85(Vol:II)

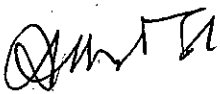
Dated the Peshawar the 15<sup>th</sup> February, 2003.

- 1- All Administrative secretaries to Govt: of NWFP.
- 2- The Secretary to Governor, NWFP.
- 3- The Secretary to Chief Minister, NWFP.
- 4- All Heads of Attached Departments in NWFP.
- 5- All the Heads of Autonomous/Semi Autonomous Bodies in NWFP.
- 6- All Distt: Co-Ordination Officer/Political Agents in NWFP.
- 7- The Registrar Peshawar High Court Peshawar.
- 8- All Distt: & Session Judges in NWFP.
- 9- The Secretary NWFP Public Service Commission, Peshawar.
- 10- The Director Anti-Corruption Establishment, Peshawar.
- 11- The Secretary Board of Revenue, NWFP, Peshawar.
- 12- The Registrar, NWFP Service Tribunal, Peshawar.

SUBJECT: POSTING/TRANSFER POLICY OF THE PROVINCIAL GOVERNMENT.

Dear Sir,

- I. I am directed to refer to the subject noted above and to say that in super-session of all policy, instructions issued in this behalf, the competent authority has approved the following Posting/Transfer Policy: -
  - i) All the posting /transfer shall be made strictly in the public interest and shall not be abused/misused to victimize the Government Servant.
  - ii) All Government servants are prohibited to exert political, Administrative or any other pressure upon the posting /transfer authorities for seeking posting transfer of their choice and against the public interest.
  - iii) All contract Govt: employees appointed against specific posts cannot 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) Months of March and July are fixed for posting/transfer of the officers/officials excluding the officers in B-19 and above in the Province. Posting/transfer in Education and Health Departments shall be made in March



while the remaining departments shall make posting/transfer in July. There shall be a ban on posting/transfer throughout the year excluding the aforementioned two months due to promotion/retirement/creation of new posts/return from long leave/involvement in disciplinary proceedings and adjustment of surplus staff for which specific relaxation shall be obtained from the Chief Minister.

- vi) While making posting/transfers from settled area to FATA vice-versa specific approval of the Governor NWFP needs to be obtained.
- vii) Officers may be posted on executive/administrative posts in the Distt: of their domicile except District Co-Ordination Officers (DCOs), and Superintendent of Police (SP). Similarly Deputy Superintendent of Police (DSP) shall not be posted at a place where a Police Station (Thana) of his area/residence is situated.
- viii) No posting/transfers of the officers/officials on the detailment basis shall be made.
- ix) Regarding the posting of husband/wife, both in the Provincial Services, efforts where possible would be made to post such persons at one station and this will be subject to the public interest.
- x) All posting/transfers authorities may facilitate the posting/transfers of unmarried female Govt; Servant at the station of their residence of their parents.
- xi) Officer/officials except DCOs and SPs who are due to retire within one year may be posted on their option, on posts in the Distt: of their domicile and be allowed to serve there till retirement.
- xii) In terms of Rule-17 (1) and (2) read with schedule-III of the Govt: of NWFP Rules of Business 1985, transfer of officers shown in column 1 of the following table, table shall be made by the authorities shown against each officers in column 2 thereof: -

COLUMN-1	COLUMN-2
<p><u>Outside the Secretariat.</u></p> <ol style="list-style-type: none"> <li>1. Officers of the all Pakistan Unified Group i.e. DMG, PSP including Provincial Police Officers in BPS-18 and above.</li> <li>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)</li> <li>3. Head of attached Deptt: and other officers in B-19 &amp; above in all the Deptt:</li> </ol>	<p>Chief secretary in consultation with the Establishment Deptt. With the of the Chief Minister.</p>

*Altaf*

In the Secretariat.	Chief Secretary with the approval of the Chief Minister.
4. Secretaries.	
5. Other officers and above the rank of Section Officers: -	Secretary of the Deptt: concerned.
a)- Within the same Deptt:	
b)- Within the Secretariat from one Deptt: to another.	Chief Secretary/ Secretary Establishment.
6. Officers up to the rank of Superintendents.	Secretary of the Deptt: concerned.
a)- Within the same Deptt:	
b)- To and from Attached Deptt:	Secretary of the Deptt: in consultation with the Head of Attached Deptt:
c)- Within the Secretariat from one Deptt: to another.	Secretary Establishment.

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

- a). To ensure the posting of proper persons on proper posts the annual confidential reports, past and present record of service, performance on post held presently and in the past and general reputation with focus on integrity of the concerned officer/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.

xiv) Government servants including Distt: Government employees feeling aggrieved due to the orders of posting/transfers authorities may seek remedy from the next higher authority/ the appointing authority as the case may be brought an appeal to be submitted within seven days of the receipt of such order. Such appeal shall be disposed of within fifteen days. The option of appeal against posting/transfers orders could be exercised only in the following cases: -

- i)- premature posting/transfers or posting/transfers in violation of this policy.
- ii)- Serious and grave personal( humanitarian) grounds.

2. To streamline the posting /transfers in the Distt; Govt: and to remove any imitant/confusions in this regard the provision of Rule 25 of the NWFP Distt: Govt: Rules of Business 2001 read with schedule-IV thereof is referred. As per schedule-IV the Posting /Transferring authorities for the officials/officers shown against each are as under: -

*M. S. I.*



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

3. As per Rule-25 (2) of the Rules mentioned above the Distt. Coordination Department shall consult the Govt. if it is proposed to:-
- transfer the holder of the tenure post before the completion of his tenure or extend the period of his tenure; and
  - Acquire an officer to hold charge of more than one post for a period exceeding two months.

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

Your Faithfully,

Sd/xxx  
(GHULAM JALANI ASIF)  
ADDL: SECRETARY(REG:)

Endst:NO.SOR-1(E&AD)1-1/85

dated Peshawar the 15.2.2003.

*[Handwritten Signature]*

Nett hearing 31.3.2016

29

**BEFORE THE SERVICE TRIBUNAL K.P.K, PESHAWAR**

Service Appeal No. 687/2015

Balqees Shehnaz PST GGPS NO.1 Tordher.....Appellant.

**VERSUS**

Secretary to the Govt. of Khyber Pakhtunkhwa Education Department,  
Peshawar and others.....Respondents.

**REPLY ON BEHALF OF THE RESPONDENTS NO. 1 TO 4**

Respectfully Sheweth,

**PRELIMINARY OBECTIONS:**

- 1) That, the appellant has no cause of action to file the instant appeal.
- 2) That, the instant appeal is badly time barred.
- 3) That, the appellant has filed the instant appeal just to pressurize the respondents.
- 4) That the appellant has not come to the Tribunal with clean hands.
- 5) That the appellant has concealed material facts from Honourable Tribunal.
- 6) That appellant is stopped to file the appeal by his own conduct.
- 7) That upon concealment of facts, no one can claim any relief hence the instant appeal is liable to be dismissed.

**ON FACTS:**

1. Correct to the extent of promotion, however two others PSTs from this school were also promoted, moreover the impugned transfer order was issued Prior to adjustment order of the promote.
2. Admitted to extent that the respondent No.4 issued the transfer order of the Respondent No.5 on 16-3-2015 from GGPS Sheikh Baba to GGPS No.1 Tordher. The rest is denied.
3. Incorrect. The promotion order was issued and conveyed to all concerned, which is evident from Endst No.249-9 dated 31-1-2015, however complaint, it was again faxed to the appellant.
4. Denied and Incorrect. No such application received in this office.
5. Incorrect and denied. That the order dated 16-3-2015 being legal and not violative of the policy of the Government. The respondent No.4 is competent to transfer any one under the section 10 of the civil servants.

**GROUNDS OF APPEAL**

1. Policy has been followed.
2. In correct. The petitioner is treated as per policy.
3. In correct. No order was kept and concealed and was displayed accordingly.
4. In correct. Promotion order was at that time in process.
5. In correct. No political interference was entertained. Policy was observed.
6. Merit was followed strictly.
7. The other points of law and facts shall be raised / argued if required for the assistance of the tribunal.

It is therefore requested that the transfer order dated 16-3-2015 issued by the respondent No.4 vide which the respondent No.5 was transferred and posted to GGPS No.1 Tordher may be retained and may be declared issued with lay full authority and according the policy .

Lazari

District Education Officer  
(Female) District Swabi

14/3/2016

DIRECTOR  
(ELE. & SEC) EDUCATION  
GOVT. K.P.K PESHAWAR

[Signature]

Sub; Div; Edu; Officer (F)  
Lahor District, Swabi.

24/3/2016

SECRETARY  
(ELE. & SEC) EDUCATION  
GOVT. K.P.K PESHAWAR

**AFFIDAVIT**

I Naghmana Sardar do hereby solemnly affirm and declare that the contents of the accompanying Para-wise comments submitted by respondents are true and correct to the best of my knowledge and belief that nothing has been concealed from this Honourable Tribunal.

Lazari  
District Education Officer  
(Female) District Swabi

Before the Service Tribunal KPK

Appeal No. 687/2015

Balgees Shehraz (petitioner)

vs

Govt of KPK et.c

Respondent.

Application for Receiving Amount  
of 500/- Rupees.

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Respected Sir,

I had the received  
500/- Rupees from the Court in  
the above mentioned Title Case.


~~Mansoor Khan~~  
3 1.03.16  
MANSOOR KHAN  
ADVOCATE  
~~Mansoor Khan~~  
~~Mansoor Khan~~

JOINT STATEMENT OF MR. MUHAMMAD AYAZ MAJID,  
ADVOCATE/COUNSEL FOR THE APPELLANT AND MR. JAMSHAIK  
KHAN, LITIGATION OFFICER, DEO (M) SWABI ON S.A.

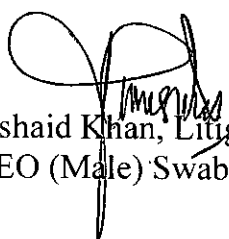
They jointly stated that grievance of the appellant has been redressed by issuing order dated 28.04.2016 whereby the private respondent No. 4 has been transferred to Government Girls Middle School, Nabi, District Swabi. The appellant shall be adjusted against this vacant post by the department.

R.O & A.C

Dated 01.08.2017

  
Mr. Muhammad Ayaz Majid, Advocate.

  
CHAIRMAN  
KPK Service Tribunal.

  
Mr. Jamshaid Khan, Litigation Officer  
O/O DEO (Male) Swabi