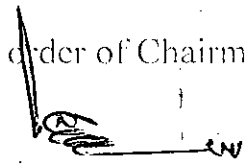


# FORM OF ORDER SHEET

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

Case No. - \_\_\_\_\_

802/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	10/04/2023	<p>The appeal of Mst. Shamim Akhtar presented today by Mr. Muhammad Ghazanfar Ali Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 11.04.2023.</p> <p>By the order of Chairman</p>  <p>REGISTRAR</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

In service Appeal No. 802 /2023

**Shamim Akhtar**  
**(Appellant)**

**VERSUS**

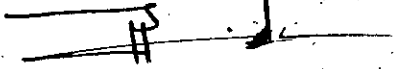
**GOVT of KPK etc**  
**(Respondents)**

**INDEX**

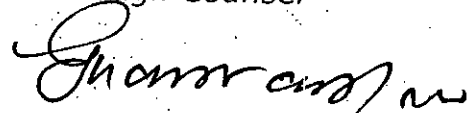
S. No.	Particulars of documents	Annexure	Page
1.	Memorandum Service appeal with affidavits	--	1-8
2.	CM petition with affidavit	--	9-10
3.	Copy of the transfer order dated 20/12/2022	A	11-16
4.	Copies of the departmental appeal along with postal receipt	B	17-20
5.	Vakalatnama	--	21

Dated: 5 /09 /2023

**Humble Appellant**



**Shamim Akhtar**  
Through Counsel



**Muhammad Ghazanfar Ali**  
Advocate High Court

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

Service Appeal No. 802 /2023

**Mst. Shamim Akhtar** wife of Muhammad Tahir Khan  
resident of Dera Ismail Khan presently serving as SDEO (F)  
Parova, District Dera Ismail Khan

..... **Petitioner**

**VERSUS**

1. Govt. of Khyber Pakhtunkhwa through Secretary Education Department KPK Peshawar.
2. The Secretary Education Department Khyber Pakhtunkhwa Peshawar.
3. Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar.
4. District Education Officer (Female) Dera Ismail Khan.
5. District Accounts Officer, Dera Ismail Khan.
6. **Mst. Nighat Shaheen** daughter of Allah Bakhsh wife of Salah ud Din r/o Chota Bazar Dera Ismail Khan.

..... **Respondents**

**APPEAL UNDER SECTION 4 OF THE KPK SERVICES  
TRIBUNAL ACT, 1974 AGAINST THE POLITICAL BASED  
POSTING TRANSFER NOTIFICATION#SO(MC) E&SED/4-  
16/2022 DATED - 20/12/2022 VIDE WHICH THE  
APPELLANT IS TRANSFERRED FROM SDEO (FEMALE)  
PAROVA TO SDEO (F) DARABAN DISTRICT DERA ISMAIL  
KHAN.**

**PRAYER**

On acceptance of this service appeal the impugned transfer order No. SO(MC)E&SED/4-16/2022 dated 20/12/2022 may kindly be set aside. Similarly any other order, if issued by the respondents upon the departmental appeal of appellant may also be set aside.

Any other relief deemed appropriate in the given circumstances may also be granted to the appellant in the large interest of justice.

**Note:** Addresses given above shall suffice the object of service. All necessary and proper parties have been arrayed in the panel of respondents.

**Respectfully Sheweth;**

1. That appellant has been serving the Elementary & Secondary Education Department Khyber Pakhtunkhwa as SDEO (Female) and always performed her duties with zeal, zest and to the entire satisfaction of her superior and did not leave any stone unturned towards her high ups. In this respect service record of appellant is very much evident.
2. That appellant was transferred to Samar Bagh (Khall Dir lower) vide notification No. SO(SM)E&SED/3-2/2018 dated 21/02/2019 and thereafter transferred from Khall Dir lower to SDEO (F) Kakki Bannu vide notification No. SO(SM)E&SED/3-2/2018 dated 05/03/2019 and the appellant despite of lady, performed her duties in far-flung areas of the province as per wishes of her high-ups.
3. That the appellant was transfer from SDEO Kakki Bannu to SDEO Parova Dera Ismail Khan vide notification No. SO(MC)E&SED/4-16/2022 dated 10/11/2022. Appellant was performing her duties as SDEO (F) Parova with zeal, zest and

*Shamir aur ju*

to the entire satisfaction of her superiors but ironically the appellant was once again transferred from SDEO (F) Parova to SDEO (F) Daraban District Dera Ismail Khan vide office order No. SO(MC)E&SED/4-16/2022 dated 20/12/2022 on the basis of political victimization and the private respondent#4 is posted against the post of appellant. Copy of the transfer order dated 20/12/2022 is annexed as **Annexure-A**.

4. That appellant preferred a departmental appeal/representation duly forwarded to the respondent#2 vide diary No. 4184 dated 26/12/2022 which is still pending for decision. Although 90 days has been lapsed but the departmental appeal is not been decided as yet, which also shows mala-fide on the part of respondents. Copies of the departmental appeal along with postal receipt are annexed as **Annexure-B**.
5. That it is humanly impossible for a woman in the milieu of Pakistani society to look after her family and carry out her professional obligations at the same time under such circumstances.
6. That feeling aggrieved by the impugned transfer order dated 20/12/2022, the appellant does not have any other efficacious remedy but to invoke the appellate jurisdiction of this Honourable Tribunal, by way of instant appeal, on inter alia the following grounds:-

**GROUND:-**

- A. That the impugned transfer orders dated 20/12/2022 is premature, illegal, against service laws and policy, hence, liable to be cancelled.
- B. That it is also pertinent to mention here that no seat of SDEO (F) is lying vacant in Tehsil Daraban but the impugned

*Shamirah*

transfer order is based on political influence, hence, not sustainable in the eyes of law as well as service policy.

- C. That as per policy the posting tenure is minimum three years but in the instant case the appellant is transferred only after one month which clearly reveals that the appellant is politically victimized.
- D. That the appellant is an experience employee in the department and is fit for SDEO (F) Prova but unfortunately the authorities transferred her in Tehsil Daraban upon the directions of political God fathers, hence, the impugned transfer order is liable to be set aside being political victimization.
- E. That the impugned transfer notification dated 20/12/2022 is against law and facts. Moreover, the impugned transfer order has been issued just after a month of previous transfer which is pre-mature and on the basis of political influence, hence, on this sole ground, the impugned transfer order is liable to be set aside.
- F. That the appellant was transferred vide impugned transfer order from Tehsil Prova to Tehsil Daraban within 40 days whereas the private respondent (Nighat Shaheen) has completed her tenure at the present post i.e. 12/04/2020 to 10/11/2022, hence, the private respondent has been transferred against the post of appellant on 20/12/2022

*Graman*

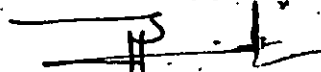
which is also against the justice/rules rather it is violation of posting/transfer policy of the provincial Government.

G. That Counsel for the appellant may please be allowed to raise additional grounds during the course of arguments.

**It is therefore respectfully prayed that the instant appeal may please be accepted as prayed for in the headnote and contents of appeal.**

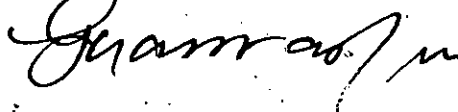
Dated: S/04/2023

**Humble Appellant**



**Shamim Akhtar**

*Through Counsel*



**Muhammad Ghazanfar Ali**  
Advocate High Court

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

In service Appeal No. \_\_\_\_\_/2023

**Shamim Akhtar**  
**(Appellant)**

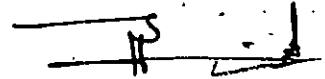
**VERSUS**

**GOVT of KPK etc**  
**(Respondents)**

**CERTIFICATE**

Certified that appellant have not filed an appeal regarding the subject controversy, earlier in this august Court.

Dated 5/04/2023

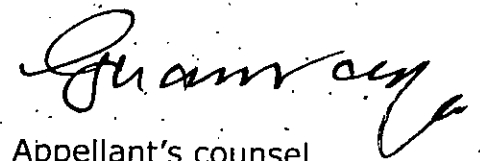


Appellant

**NOTE**

Appeal with annexure along-with required sets thereof are being presented in separate file covers.

Dated 5/04/2023



Appellant's counsel



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

In service Appeal No. \_\_\_\_\_/2023

**Shamim Akhtar**  
**(Appellant)**

**VERSUS**

**GOVT of KPK etc**  
**(Respondents)**

**AFFIDAVIT**

I, **Shamim Akhtar**, the appellant herein, do hereby solemnly affirm on oath:-

1. That the accompanying appeal has been drafted by counsel following my instructions;
2. That all parawise contents of the appeal are true and correct to the best of my knowledge, belief and information;
3. That nothing has been deliberately concealed from this Honourable Court, nor anything contained therein is based on exaggeration or distortion of facts:

Dated 5/04/2023

  
**Deponent**

Identified By:-

  
**Muhammad Ghazanfar Ali**  
Advocate High Court



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

CM No. \_\_\_\_\_/2023

In service Appeal No. \_\_\_\_\_/2023

**Shamim Akhtar                      VERSUS                      GOVT of KPK etc**

**SERVICE APPEAL**

**APPLICATION FOR INTERIM RELIEF BY DIRECTING THE RESPONDENTS TO RELEASE THE SALARIES OF APPELLANT WHICH ARE ILLEGALLY STOPPED BY THE RESPONDENTS AND THE RESPONDENTS MAY BE RESTRAINED FROM TAKING ANY ADVERSE ACTION AGAINST THE APPELLANT.**

**Respectfully Sheweth,**

1. That the above titled service appeal is being filed before this Honourable Tribunal and the instant application may kindly be considered as part of it.
2. That the appellant has prima facie case and balance of convenience is also tilts in favour of the appellant.
3. That the respondents are intending to deprive the petitioner from valuable right of salaries, if the salaries of appellant are not released then the appellant will face irreparable loss and instant appeal will become futile.
4. That this honourable tribunal has got vast and ample powers to entertain the application in hand.

**It is, therefore, humbly requested that in view of the above submissions, the interim relief may kindly be issued in favour of appellant till the final decision of the instant service appeal.**

Dated: 5/04/2023

*Shamim Akhtar*  
**Muhammad Ghazanfar Ali**  
 Advocate High Court

**Humble Appellant**

*Shamim Akhtar*  
**Shamim Akhtar**  
 Through Counsel

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

In service Appeal No. \_\_\_\_\_/2023

**Shamim Akhtar**  
**(Appellant)**

**VERSUS**

**GOVT of KPK etc**  
**(Respondents)**

**AFFIDAVIT**

I, **Shamim Akhtar**, the appellant herein, do hereby solemnly affirm on oath:-

1. That the accompanying CM petition has been drafted by counsel following my instructions;
2. That all parawise contents of the CM petition are true and correct to the best of my knowledge, belief and information;
3. That nothing has been deliberately concealed from this Honourable Court, nor anything contained therein is based on exaggeration or distortion of facts.

Dated 5/04/2023

  
**Deponent**

Identified By:-

  
**Muhammad Ghazanfar Ali**  
Advocate High Court





Annexure 'A'  
Annexure-A.

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

Date: 20<sup>th</sup> December, 2022

**NOTIFICATION**

NO. 50(MC)/E&SE/D/4.10/2022/Posting/Transfer/EC: The following posting/transfer are hereby ordered with immediate effect, in the best public interest:-

Sr. No	Name of officer	From	To	Remarks
1	Mst. Shahnaz Akhtar MC DS-12	SDEO Parova D.I Khan	SDEO (Female) Daraband D.I Khan	
2	Mst. Nighat Shaheen MC DS-12	SDEO (Female) Kakki Bannu	SDEO Parova D.I Khan	View S No 1

The above posting/transfer will take effect from the promotion of the present incumbent to Deputy DEO (Female) (DS-18).

SECRETARY TO GOVT. OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Endat: of even No & date:

Copy forwarded for information to the:-

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, ESSE Khyber Pakhtunkhwa, Peshawar.
3. Director EMIS, ESSE Department with the request to upload the same on the official website of the department.
4. District Education Officers (Female) Bannu D.I Khan.
5. District Accounts Officers Bannu D.I Khan.
6. PS to Minister ESSE Khyber Pakhtunkhwa.
7. PS to Secretary, ESSE Department, Khyber Pakhtunkhwa.
8. Master file.

Attested  
ESTD 1973  
Signature

Handwritten signature and date: 20/12/22

INASEER ABBAS KHAN, I  
SECTION OFFICER (Management Cases)

12

BETTER COPY.

GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY & SECONDARY EDUCATION  
DEPARTMENT

NOTIFICATION

Dated: 20<sup>th</sup> December, 2022

No 50 (MC) E&SED/4-16/2022/Posting /transfer/MC/: The following posting/transfer are here by ordered with immediate effect, in the best public interest:-

Sr.No	Name of officer	From	To	Remarks
1.	Mst. Shamim akhter MC BS-17	SDEO Parova D.I.Khna	SDEO (Female) Daraband D.I.Khan	
2	Mst. Nighat Shaheen	SDEO (Female) Kakki Bannu	SDOE Prova D.I.Khan	Vice S.No 1

2. The above posting/transfer will take effect from the promotion of the present incumbent to deputy DEO (Female BS 18).

SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Endst: of ecen No& date:

Copy forwarded for information to the:

1. Accountant general Khyber pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber pakhtunkhwa, Peshawar.
3. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
4. District education officers (Female) Bannu D.I. Khan.
5. District accounts officers bannu D.I.Khan.
6. PS to minister E&SE Khyber pakhtunkhwa.
7. PS to secretary, E& SE department Khyber pakhtunkhwa.
8. Master file.

NASEER ABBAS KHALIL  
SECTION OFFICER (MANAGEMENT)

*Attested  
Ghannam*

ATTESIEU



GOVERNMENT OF KHYBER PAKHTUNKHWA  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Phone No. 091-9223388

13

Dated Peshawar 10<sup>th</sup> November, 2022

**NOTIFICATION**

**NO.SO(MCIE&SED/4-16/2022/Posting/Transfer/MC/:** The following posting/ transfer are hereby ordered with immediate effect, in the best public interest:-

Sr. No	Name of officer	From	To	Remarks
1	Mst. Shamim Akhtar MC BS-17	SDEO Kakk Bannu	SDEO Parova D.I Khan	Vice S.No.2
2	Mst. Nighat Shaheen MC BS-17	SDEO Parova D.I Khan	SDEO Kakk Bannu	Vice S.No.1

SECRETARY TO GOVT. OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Endst: of even No. & date:

Copy forwarded for information to the:-

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. Director EMIS, E&SE Department with the request to upload the name on the official website of the department.
4. District Education Officers (Female) Bannu/D.I Khan.
5. District Accounts Officers Bannu/D.I Khan.
6. PS to Minister E&SE Khyber Pakhtunkhwa.
7. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa.
8. Master file.

(NASEER ABBAS KHALIL)  
SECTION OFFICER (Management Cadre)

**Government of Khyber Pakhtunkhwa  
Elementary and Secondary Education  
Department**

Block A Opposite MPA's Hotel Civil Secretariat Peshawar

Dated Peshawar 10<sup>th</sup> November, 2022

**NOTIFICATION**

No. SO (MC) E&SED/4-16/2022/ Posting/ Transfer/ MC: The following posting/ transfer are hereby ordered with immediate effect, in the best public interest:-

Sr No	Name of Officer	From	To	Remarks
1.	Mst. Shamim Akhtar MC BS-17	SDEO Kakki Bannu	SDEO Parova D I Khan	Vice S No. 2
2.	Mst. Nighat Shaheen MC BS-17	SDEO Parova D I Khan	SDEO Kakki Bannu	Vice S No.1

Sd/-  
Secretary to Govt of Khyber Pakhtunkhwa  
E&SE Department

Endst of even No & Date;

Copy forwarded for information to the:

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. Director EMIS, E&SE Department with the request to upload the same on the official website of the department.
4. District Education Officer (Female) Bannu / D I Khan.
5. District Accounts Officers Bannu/ D I Khan.
6. Ps to Minister E&SE Khyber Pakhtunkhwa,.
7. PS to Secretary, E&SE Department, Khyber Pakhtunkhwa,
8. Master File.

  
ATTESTED

SD/-  
Naseer Abbas Khalil  
Section Officer (management Cadre)

14

To - The District Education officer (F)  
Dera Ismail Khan.

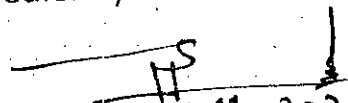
**Subject: ARRIVAL REPORT.**

Respected Madam,

With due respect it is humbly submitted that in compliance of Directorate of E&SE KPK Peshawar order No. SO(MC) E&SED/4-16/2022/Posting/Transfer/MC dated 10-11-2022.

I submit my arrival report today on 12-11-2022 (A.N) for assume my duty. Please accept and oblige.

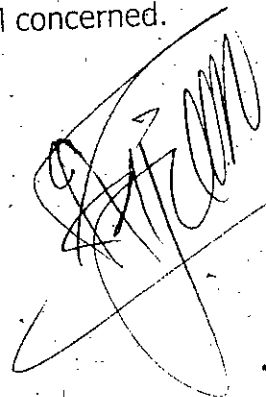
Yours obediently

  
12-11-2022  
**Mst. Shamim Akhtar** SDE.O (F)  
Subdivision Parova D.I.Khan

Dated DIKhan the 12-11-2022

Endst: No. 01-06  
Copy for information to the:

1. Secretary E&SE KPK Peshawar.
2. Director E&SE KPK Peshawar.
3. District Accounts Officer DIKhan.
4. Official concerned.

  
14/11/22  
ATTESIED



## CERTIFICATE OF TRANSFER OF CHARGE

(15)

1. Certified that we have on the fore/Afternoon of this day respectively assumed/made over and received charge of the post of S.D.E.O (Female) Kakki,(Bannu) Notification issued by secretary Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar vide bearing No. 50 (MC)E&SED/4-16/2022/Posting/Transfer/MC/: Dated Peshawar the 10/11/2022.
2. Particulars of cash and important secret and confidential documents handed over are noted on the reverse.

Signature of Relieved \_\_\_\_\_

Government Servant Shamim Akhtar

Designation: SDEO(F) Kakki Bannu

Station: SDEO(F),Kakki.

Signature of Relieving \_\_\_\_\_

Government Servant \_\_\_\_\_

Designation \_\_\_\_\_

Dated: 13/11/2022

No. \_\_\_\_\_

Dated \_\_\_\_\_/2022.

Copies Forwarded to the:

- 01)The Secretary Elementary &Secondary Education.Khyber Pakhtunkhwa Peshawar.
- 02)The Director Elementary &Secondary Education Khyber Pakhtunkhwa Peshawar.
- 03)District Education Officer,(Female) Bannu / D.I.Khan.
- 04)District Account Office Bannu / Dera Ismail Khan
- 05)Officer concerned.

45  
[Handwritten signature and stamp]

[Handwritten signature]

SUB DIVISIONAL EDUCATION OFFICER  
(FEMALE) Kakki Bannu



(16)

**GOVERNMENT OF KHYBER PAKHTUNKHWA**  
ELEMENTARY AND SECONDARY EDUCATION DEPARTMENT  
Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar  
Fax # 091-9211419

Dated Peshawar the September 2<sup>nd</sup>, 2019

**NOTIFICATION**

**No. SO(S/F)E&SED/4-16/2019/Mst. Shamim Akhtar/SDEO/BS-17:** Consequent upon the approval of Competent Authority, Mst. Shamim Akhtar, SDEO (Female) BS-17 Samar Bagh Dir Lower is hereby adjusted against the vacant post of SDEO (Female) BS-17 Kakki Bannu. in the public interest with immediate effect.

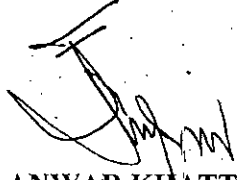
2. No TA/DA allowed.

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

**Endst: of even No. & date:**

Copy forwarded to the:

1. Accountant General Khyber Pakhtunkhwa, Peshawar.
2. Director E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officers (Female) Dir Lower & Bannu.
4. District Accounts Officers Dir Lower & Bannu.
5. In-charge EMIS, E&SE Department for uploading at official website.
6. PS to Secretary E&SE Department.
7. SDEO concerned.
8. Office order file.

  
(JAVED ANWAR KHATTAK)  
SECTION OFFICER (SCHOOLS FEMALE)

  
ATTESTED

4

17

Annexure  
"B"

To,

The Secretary,  
Government of Khyber Pakhtunkhwa,  
Elementary & Secondary Education Department,  
Peshawar.

11/11/2022

B

**SUBJECT: DEPARTMENTAL APPEAL**

Respected Sir,

I have the honour to submit my grievances in your honour for consider please

1. That I am permanent employee of Education Department in BPS-17 as (MC) S.D.E.O (Female) DIKhan, at present I am serving at the office of SDEO(F) Parova District Dera Ismail Khan.
2. That an earlier I was promoted from ASDEO to S D E O (F) in 2019 i.e 19/02/2019 at the office of Lower Dir, Sub Division Samar Bagh.
3. That appellant has been transferred from Lower Dir (Samar Bagh) to Kakki District Bannu in the year 2020 i.e 12<sup>th</sup> September, 2020, after words I have been transferred from Kakki Bannu to District Dera Ismail Khan as SDEO (F) Parova, DIKhan vide Order Endst; No. SO(MC)E&SED/4-16/2022 dated 10<sup>th</sup> November 2022.
4. That after approximately one months i.e 40 days, the appellant again transferred through order bearing Endst; No. SO(MC)E&SED/4-16/2022/Posting/Transfer/MC dated 20/12/2022 from Tehsil Parova to Tehsil Daraban Kalan against the post of SDEO (F). The full detail of my transfer orders which are as under:-
  - a. Transfer / Promotion as SDEO (F) Lower Dir Sub Division Samar Bagh on 19/02/2019.
  - b. Transfer as SDEO (F) Kakki Bannu on 12/09/2020.
  - c. Transfer as S.D.E.O (F) Parova on 10/11/2022.
  - d. Transfer as S.D.E.O (F) Daraban on 20/12/2022.

As stated above, the appellant was transferred from one Tehsil to another Tehsil frequently irrespective of the transfer policy of the Government of Khyber Pakhtunkhwa.

5. That at least appellant was transfer vide office order bearing Endst; No. SO(MC)E&SED/4-16/2022/Posting/Transfer/MC dated 20/12/2022 from Tehsil Parova to Tehsil Daraban within 40 days, whereas

Attested  
Ghannam  
Adw

To,

The Secretary,  
Government of Khyber Pakhtunkhwa,  
Elementary & Secondary Education Department,  
Peshawar.

Subject: **DEPARTMENTAL APPEAL.**

Respected Sir;

I have the honor to submit my grievances in your honor for consider please.

1. That I am permanent employee of Education Department in BPS-17 as (MC) S.D.E.O (Female) D I Khan at present. I am serving at the office of SDEO (F) Parova District Dera Ismail Khan.
2. That as earlier I was promoted from ASDEO to SDEO (F) in 2019 i.e. 19.02.2019 at the office of Lower Dir, Sub Division Samar Bagh.
3. That appellant has been transferred from Lower Dir (Samar Bagh) to Kakki District Bannu in the year 2020 i.e. 12<sup>th</sup> September, 2020, after words I have been transferred from Kakii Bannu to District Dera Ismail Khan as SDEO (F) Parova, DI Khan vide order Endst No. SO (MC) E&SDED/4-16/2022 dated 10<sup>th</sup> November 20200.
4. That after approximately one months i.e. 40 days, the appellant again transferred through order bearing Endst: No. SO(M)E&SED/4-16/2022/ Posting/ transfer/MC dated 20.12.2022 from Tehsil Parova to Tehsil Daraban Kalan against the post of SDEO (F). The all detail of my transfer orders which are as under:-
  - a. Transfer/ Promotion as SDEO (F) Lower Dir Sub Division Samar Bagh on 19.02.2019.
  - b. Transfer as SDEO (F) Kakki Bannu on 12.09.2020.
  - c. Transfer as S.D.E.O (F) Parova on 10.11.2022.
  - d. Transfer as S.D.E.O (F) Daraban on 20.12.2022.

As stated above, the apppllant was transferred from one Tehsil to another Tehsil frequently irrespective of thee Transfer policy of the Government of Khyber Pakhtunkhwa.

5. That at least appellant was transfer vide office order bearing Endst: No. SO (MC) E&SED/ 4-16/2022/ posting / Transfer/ MC dated 20.12.2022 from Tehsil Parova to Tehsil Dawraban within 40 days, whereas

  
**ATTESTED**

18

18

the Mrs. Nighat Shaheen (my incumbent) has completed her tenure at the present post i.e. 12/04/2020 to 10/11/2022, the Mrs. Nighat Shaheen has been retransferred against me on 20/12/2022 which is against the justice / Rules, rather it is violation of posting/transfer policy of the provincial Government.

6. That appeal in hand is well within time.

7. So, in the light of facts stated above, the order dated 20/12/2022 clearly against the transfer policy of the Justice as well as Government of Khyber Pakhtunkhwa.

So, it is requested that my departmental appeal may kindly be accepted and give me my rights and the impugned transfer order bearing Encl. No. SO(MC)E&SED/4-16/2022/Posting/Transfer/MC dated 20/12/2022 may graciously be declared null and void.

Your's humble Appellant

Dated: 12/12/2022

Sub-Divisional Officer (F)

Bg  
12/12/22

**BETTER COPY**

18

the Mrs. Nighat Shaheen (my incumbent) has completed her tenure at the present post i.e. 12.04.2020 to 10.11.2022, the Mrs. Nighat Shaheen has been retransferred against me on 20.12.2022 which is against the justice / Rules, rather it is violation of posting/ transfer policy of the provincial Government.

6. That appeal in hand is well within time.
7. So, in the light of facts stated above, the order dated 20.12.2022 clearly against the transfer policy of the justice as well as Government of Khyber Pakhtunkhwa.

So, it is requested that my departmental appeal may kindly be accepted and give me my rights and the impugned transfer order bearing Endst: No. SO(MC) E&SED/4-16/2022/ Posting / Transfer/ MC dated 20.12.2022 may graciously be declared null and void.

Your's humble Appellant

Dated \_\_/12/2022

Sd/-  
Sub division Education Officer (F)  
Parova, D I Khan.

  
ATTESTED

197

**TM EXPRESS & CARGO**

D.I Khan Ph: 0966-717907, 717906

Tracking SMS # 0335-3644140

www.tmcargoexpress.com

24-DEC-22

CN No.

228896

Dated

24-DEC-22

Origin Destination

DIK

PEW

PCS

Weight

1

0.5

From:

Amount

200

CASH SALE

DI KHAN

03469041461

To:

PESHAWAR

TESTED

20

**OFFICE OF THE DISTRICT EDUCATION OFFICER FEMALE  
BANNU ELEMENTARY & SECONDARY EDUCATION  
KHYBER PAKHTUNKHWA**

**Address: Outside Miryan Gate Near GHS No.4 Bannu City**

PH No: 0928-660019

E-mail: [emlsbannu@yahoo.com](mailto:emlsbannu@yahoo.com)

No: 9008

Dated: 08/12/2022

To

The Worthy Director,  
Elementary & Secondary Education,  
Khyber Pakhtunkhwa Peshawar.

Subject: **NON-COMPLIANCE REPORT**

Memo:

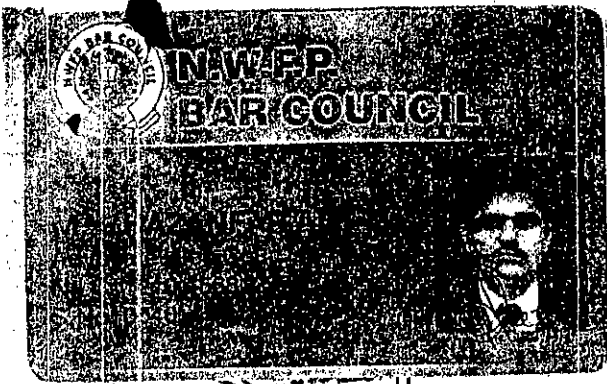
It is submitted that Mst. Nighat Shaheen MC (B-17) SDEO Parova D I Khan was posted at SDEO (F) Kakki Bannu vide Notification No.SO(MC)E&SED/4-16/2022/Posting/Transfer/MC/ Dated Peshawar 10<sup>th</sup> November, 2022. But she did not make compliance of the said order till to date. And it has disturbed the office routine work and has created embarrassing situation for the undersigned.

It is therefore, requested that either the said SDEO may be directed to make compliance or the post may be filled on war footing basis please

*[Handwritten signature]*  
RECEIVED

*[Handwritten signature]*  
Dy. DISTRICT EDUCATION OFFICER  
(FEMALE) BANNU





# وکالت نامہ

21

کورٹ  
فیس

شعبہ سروس ٹرینینگ خیریتو کوٹہ لشناور

مخاطب: ایڈووکیٹ

نام: شمیم اختر

دعوی یا جرم

Service appeal

تفصیل دعوی یا جرم

باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پر دی و جواب دی ہوائے پیشی یا تصدیق مقدمہ شمیم اختر

Mohd. Ghazanfar Ali / Sajeed Iqbal Afradi  
Advocates

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ ٹری ٹی پر خود یا پٹا بذریعہ خود برو عدالت حاضر ہوتا رہوں گا اور ہر وقت نکارے جانے مقدمہ مکمل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر منظر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام کچہری کے علاوہ یا کچہری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل بیرونی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ صدر کچہری کے علاوہ اور جگہ ساطت ہونے یا بروز تعطیل یا کچہری کے اوقات کے آگے یا پیچھے پیش ہونے پر منظر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس واسطے کسی معاوضہ کے ادا کرنے یا عنت نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر واختہ صاحب موصوف مثل کردہ ادا خود منظور قبول ہو گا اور صاحب موصوف کو عرض دعوی یا جواب دعوی یا درخواست اجراء اسمائے ذکری نظر ثانی اپیل گمرانی و ہر قسم درخواست ہر قسم کے ان دینے اور پر چالشی یا راضی نامہ و فیصلہ برصاف کرنے اقبال دعوی کا بھی اختیار ہو گا اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مرکوز بیرون از کچہری صدر ہیرا مقدمہ مرکوز نظر ثانی اپیل و گمرانی و برآمدگی مقدمہ یا منسوخی ذکری یک طرفہ یا درخواست حکم انتہائی یا قرتی یا گرفتاری قبل از فیصلہ اجراءے ذکری بھی صاحب موصوف کو بشرط ادا تکلیفی علیحدہ علیحدہ اختیار ہو گا اور تمام ساختہ پرداختہ صاحب موصوف مثل کردہ از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو گا کہ مقدمہ مرکوز یا اس کے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل گمرانی یا دیگر معاملہ و قدمہ مذکورہ کسی دوسرے وکیل یا بیرسٹر کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانہ التواء پرے گا وہ صاحب موصوف کا حق ہو گا مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی پروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا

پٹا وکالت نامہ لکھ دیا ہے تاکہ مندر ہے

موزعہ \_\_\_\_\_ ماہ \_\_\_\_\_

مذکورہ وکالت نامہ من لیا ہے اور اچھی طرح سمجھ لیا ہے لہذا منظور ہے

Accepted  
Guamman

شمیم اختر

Handwritten signature and stamp