

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

S-A No. 7887/2021

Sajjad Hussain Senior Clerk.....Appellant

VERSUS

Chief Secretary & Others Respondents

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Dated: 27-04-2023



Kamran Shahid

ASO PHE Department
Peshawar

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

S.A No. 7887/2021

APPLICATION FOR DISMISSAL OF R.A 217/2023 "TITLED SAJJAD HUSSAIN, SENIOR CLERK PHE DIVISION CHARSADDA VS CHIEF SECRETARY & OTHERS".

Reply on behalf of Respondent No. 3

Khyber Pakhtunkhwa
Service Tribunal

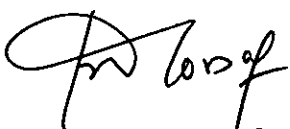
Diary No. *5004*

Dated *27/4/2023*

RESPECTFULLY SHEWETH:

Humbly submits that that above titled case is pending adjudication before this honorable court on 27.04.2023

2. The office order dated 17.03.2023 regarding transfer of the appellant from the post of SDA (Sub Divisional Accountant) PHE Sub Division Charsadda to Senior Clerk PHE Division Charsadda vide office order No.04/CE-9/PHE (Copy attached).
3. The appellant is retained in PHE Division Charsadda as Senior Clerk as he has completed his tenure of two (02) years.
4. That the present appeal is not maintainable in the eyes of law and hence liable to be dismissed.
5. It is also requested that the respondent No.1 i.e. the worthy Chief Secretary to Govt: of Khyber Pakhtunkhwa may please be excluded/deleted from the petition, as the transfer/posting of the appellant comes under the jurisdiction of the Chief Engineer (Center) PHE Department Peshawar from BPS 01 to BPS 16 being the competent authority.
6. The appellant has no cause of action to file the present appeal, as he did not file any departmental appeal/representation before the competent authority.
7. It is prayed before this Honorable Court that the present appeal may please be dismissed with cost.


Engr. Muhammad Yousaf
Chief Engineer (Center)
PHE Department

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

Sajjad Hussain Senior Clerk.....Appellant

VERSUS

Chief Secretary & Others Respondents

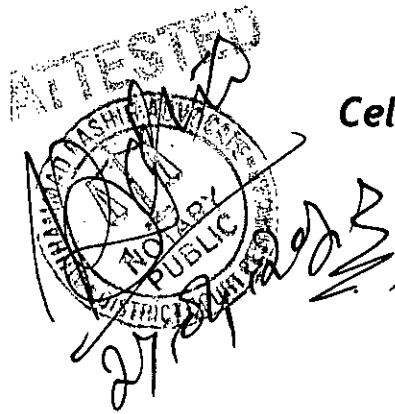
AFFIDAVIT

I, Kamran Shahid, Assistant Social Organizer PHE
Department Khyber Pakhtunkhwa Peshawar, do hereby
solemnly affirm and declare on oath that the contents of this
petition are true and correct with the best of my knowledge and
nothing has been canceled from this Hon'ble Court.



DEPONENT

Cell No. 0333-9111069






OFFICE OF THE CHIEF ENGINEER (CENTER)
PUBLIC HEALTH ENGG: DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR
Ph #091-9217528 E-mail: centrephed@gmail.com, Plot#40, Sector-B-II, Phase-V, Hayatabad, Peshawar (Aziz)

No. 01 / CG-7 /PHE,

Dated Peshawar, the 26/04/2023

COURT AUTHORITY LETTER

It is certified that Mr. Kamran Shahid Assistant Social Organizer, PHE Department Peshawar in R.A 217/2023 “**Sajjad Hussain Senior Clerk PHE Division Charsadda VS Chief Engineer (Center) PHE Department Peshawar & others**” on behalf of all the respondents of PHE Department.


e/v Chief Engineer (Center)



OFFICE OF THE CHIEF ENGINEER (CENTER)
PUBLIC HEALTH ENGG. DEPTT. KHYBER PAKHTUNKHWA, PESHAWAR
Ph: 091/217523, E-mail: ce@pheedep.gov.pk, Post U, Sector 2-B, Phase 1, Hayat Road, Peshawar-25000

No. 04/CE-9 PHE,

Dated Peshawar, the 17/03/2023

OFFICE ORDER

After completion of 2 years tenure granted in the service appeal No 7887/2021 by the honorable Service Tribunal Peshawar, the following posting/transfer of SDA/Senior Clerks (BPS-14) are hereby ordered with immediate effect, in the best public interest:-

#	Name	From	To	Remarks
1	Mr. Shakil Ahmad	Senior Clerk PHE Division Charsadda	SDA PHE Sub Division Charsadda, PHE Charsadda	Vice Item No.2
2	Mr. Sajjad Hussain	SDA PHE Sub Division Charsadda, District Charsadda	Senior Clerk PHE Division Charsadda	Vice Item No.1

Chief Engineer (Center)

Endstt: No. 04/CE-2/PHE,

Dated 17/03/2023

Copy forwarded to:

1. The Superintending Engineer PHE Circle Peshawar.
2. The Executive Engineer PHE Division Charsadda.
3. The District Accounts Officer Charsadda.
4. The official concerned.

Chief Engineer (Center)

Attested

Administrative Officer
Office of the Chief Engineer (Center),
Public Health Engineering Deptt.
Khyber Pakhtunkhwa, Peshawar

(12)

Amc C

OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGINEERING DEPARTMENT PAKISTAN PESHAWAR

No. 05 / E-9 PHE
Dated Peshawar, the 15 / 03 / 2024

OFFICE ORDER

The following posting transfer of the ministerial staff is hereby ordered with immediate effect, in the public interest.

#	Name	From	To	Remarks
1	Mr. Shafiq-ur-Rehman Accounts Clerk	PHE Division Chitral	PHE Division Chitral adjusted against the post of Senior Clerk.	Against the existing vacancy
2	Mr. Sagal Hussain Senior Cler	Under transfer to PHE Sub Division Tangi	PHE Sub Division Charsadda	do.

[Signature]
Chief Engineer (South)

Dated 15 / 03 / 2024

Instt: No. 05 / E-28 PHE

Copy forwarded to:

1. The Chief Engineer (North) PHE Department Peshawar.
2. The Superintending Engineer PHE Circle Peshawar Malakand at Timergarh
3. The Executive Engineers PHE Division Charsadda Chitral.
4. The District Account Officers Charsadda Chitral.
5. The official concerned.

Approved
[Signature]
Chief PHE

[Signature]
Chief Engineer (South)