

20.04.2023

Learned counsel for the appellant present. Preliminary arguments heard.


2. Learned counsel for the appellant contended that vide order dated 13.08.2022 the appellant was transferred from GGPS Lalmat Shah Killi Jamrud to GGPS Abdur Rehman Killi Mulagori Jamrud; that vide corrigendum Notification dated 31.08.2022, the appellant was then transferred to GGPS Baso Ghar Jamrud, which was challenged by the appellant through filing of service appeal before this Tribunal and it was during the pendency of said service appeal that the appellant was transferred from GGPS Abdur Rehman Mulagori Jamrud to GGPS Sifat Mir jamrud on administrative ground vide impugned order dated 10.01.2023 without completing of her normal tenure of two years service; that the impugned order is against law and facts as well as norms of natural justice, hence not tenable in the eye of law and is liable to be set-aside; that the appellant has not been treated by the respondent-department in accordance with law and rules on the subject and as such the respondents have violated Articles 4 & 25 of the Constitution of Islamic Republic of Pakistan, 1973; that the impugned order is violative of Clause I and IV of Transfer/Posting Policy; that the impugned order was challenged by the appellant through filing of departmental appeal, however the same was not responded within the statutory period.

2. Points raised need consideration, hence the appeal in hand is admitted to regular hearing subject to all legal and valid objections. The appellant is directed to deposit security fee within 10 days. Respondents be summoned through TCS, the expenses of which shall be deposited

by the appellant within three days. To come up for submission of written reply/comments on 05.05.2023 before the S.B. Parcha Peshi given to learned counsel for the appellant.

3. The appellant alongwith her appeal, has also filed an application for grant of status-quo ante. Notice of the same also be issued to the respondents for the date fixed.

\*Naeem Amin\*

  
(Salah-Ud-Din)  
Member (J)

5<sup>th</sup> May, 2023

1. Learned counsel for the appellant present.
2. Security and process fee has not been deposited. Learned counsel for the appellant seeks time to deposit the same. He may do so within three days. To come up for written reply/comments on 24.05.2023 before S.B. P.P given to the parties.



(Kalim Arshad Khan)  
Chairman

\*Adnan Shah, PA\*