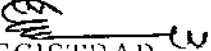


Form- A
FORM OF ORDER SHEET

Court of _____

Execution Petition No. 137/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	01.03.2023	<p>The execution petition Miss. Perveen Akhtar submitted today by Mr. Muhammad Furqan Yousafzai Advocate. It is fixed for implementation report before Single Bench at Peshawar on _____. Original file be requisitioned. AAG has noted the next date. The respondents be issued notices to submit compliance/implementation report on the date fixed.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

BEFORE THE COURT OF WORTHY CHAIRMAN
SERVICES TRIBUNAL, PESHAWAR

Petition No. 137 /2023

IN

Appeal No.184/2023

Miss. Parveen Akhtar.....**Appellant**

V E R S U S

Secretary E & SE and others.....**Respondents**

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Application for implementation	*	1-4
2.	Affidavit	*	5
3.	Copy of order dated 16/02/2023	A	6-8
4.	Copies of receipts	B	9-11

Parveen Akhtar

Petitioner

Through

Muhammad Furqan Yousafzai

Advocate, Supreme Court of

Pakistan

Cell# 0333-9266225

Date: 02/03/2023

1

BEFORE THE COURT OF WORTHY CHAIRMAN
SERVICES TRIBUNAL, PESHAWAR

Petition No. 137 /2023

IN

Appeal No.184/2023

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 3984

Dated 1/3/2023

Miss. Parveen Akhtar, PST, Govt. Girls Primary School,
Islamia Collegiate, Peshawar

.....**Appellant**

V E R S U S

1. Secretary, Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar
2. Director, Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar
3. District Education Officer, (Female), Peshawar
4. Miss Tasleem, Head Mistress GGPS, Islamia
Collegiate, Peshawar University, Peshawar.

.....**Respondents**

PETITION FOR IMPLEMENTATION OF
VALUABLE ORDER DATED
16/02/2023 OF THIS HON'BLE
TRIBUNAL

Respectfully Sheweth:

That the petitioner humbly submits as under;

1. That above noted service appeal was filed by the petitioner before this Hon'ble Tribunal, in which

3

after hearing the preliminary arguments, this Hon'ble Tribunal had granted ad-interim injunction in term of operation of suspension of impugned order dated 22/09/2022, vide order dated 16/02/2023. **(Copy of order dated 16/02/2023 is Annexure "A")**.

2. That certified copy of order dated 16/02/2023 was conveyed on 21/02/2023 to the respondent No. 4 for compliance by the petitioner, but she did not implement the judgment of the Honourable Court till today, it is worth to mention here that at the time of production of order by the petitioner, the respondent No.4 was also present at GGPS, Islamia Collegiate, Peshawar University, Peshawar
3. That the respondent No.3 being District Education Officer on the responsible post shall must not passed derogatory remarks about the valuable order dated 16/02/2023 because she is occupying a good post and she must know the worth of the order of the Hon'ble Courts.
4. That the respondent No.3 and 4 stated that we are not supposed to here to obey the order of the Tribunal and if the worthy secretary education issue any direction in your favour that will be complied.

5. That non-compliance of the aforesaid order dated 16/02/2023 of the Honourable Tribunal by the respondents is illegal, without lawful authority, malafide and shows their intentions.
6. That not only the attested copy of the order dated 16/02/2023 was produced to the respondents but as well as has been sent through corer service to the respondents. **(Copies of receipts are attached as Annexure-B)**
7. That thereafter the petitioner time and again approached the Respondents for the implementation of the order of this Hon'ble Tribunal but in vain.
8. That every government functionary is under legal obligation to honour the judgment of the Court of competent jurisdiction, the respondents by not complying with the judgment, have not performed their duty in accordance with law.
9. That non-compliance of the order of the Honourable Court, speaks malafide on the part of respondents and to lower the position of the judiciary in the eye of public at large.
10. That from the facts and grounds taken the said Service Appeal, it has become crystal clear that the respondents have committed contempt of court.

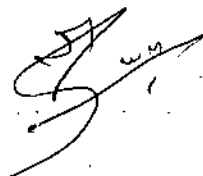
4

It is, therefore, most humbly prayed that on acceptance of this application, the respondents may kindly be directed to implement the valuable order dated 16/02/2023 passed by this Hon'ble Tribunal in letter and spirit.

Parveen Akhtar

Petitioner

Through


Muhammad Furqan Yousafzai
Advocate, Supreme Court of
Pakistan

Date: 02/03/2023

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BEFORE THE COURT OF WORTHY CHAIRMAN
SERVICES TRIBUNAL, PESHAWAR

Petition No. _____/2023

IN

Appeal No.184/2023

Miss. Parveen Akhtar.....**Appellant**

V E R S U S

Secretary E & SE and others.....**Respondents**

AFFIDAVIT

I, **Miss. Parveen Akhtar**, PST, Govt. Girls Primary School, Islamia Collegiate, Peshawar, do hereby solemnly affirm and declare on oath that the contents of accompanying **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable court.

Parveen Akhtar

D E P O N E N T

ATTESTED
Khan
2023
13

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Annex-A

BEFORE THE COURT OF WORTHY CHAIRMAN
SERVICES TRIBUNAL, PESHAWAR

Appeal No. _____/2023

Miss. Parveen Akhtar, PST, Govt. Girls Primary School,
Islamia Collegiate, Peshawar
.....Appellant

V E R S U S

1. Secretary, Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar
2. Director, Elementary & Secondary Education,
Khyber Pakhtunkhwa, Peshawar
3. District Education Officer, (Female), Peshawar
4. Miss Tasleem, Head Mistress GGPS; Islamia
Collegiate, Peshawar University, Peshawar.

..... Respondents.

APPEAL UNDER SECTION 4 OF KP
SERVICES TRIBUNAL ACT 1974
AGAINST THE IMPUGNED TRANSFER
ORDER DATED 22/09/2022 ISSUED
BY THE RESPONDENT NO.3 WHERE
BY THE APPELLANT HAS BEEN
ILLEGALLY TRANSFERRED FROM
GGPS, ISLAMIA COLLEGIATE,
PESHAWAR TO GGPS, HAYATABAD
NO.1, PESHAWAR WHICH IS AGAINST
THE POSTING TRANSFER POLICY
AND FURTHER MORE THE

25
ATTESTED

ATT

7

RESPONDENTS HAD NOT DECIDED
THE DEPARTMENTAL APPEAL OF
THE APPELLANT WITHIN STATUTORY
PERIOD OF 90 DAYS AND INSTEAD
OF DECIDING DEPARTMENTAL
APPEAL, THE RESPONDENT NO.3
INITIATED INQUIRY AGAINST THE
APPELLANT AS WELL AS AGAINST
THE RESPONDENT NO.4 AND DURING
THE PROCEEDINGS OF THE INQUIRY
NO SHOW CAUSE NOTICE CHARGE
SHEET AND NO OPPORTUNITY OF
PERSONAL HEARING HAS BEEN
AFFORDED TO THE APPELLANT NOR
THE COPY OF THE INQUIRY REPORT
WAS PROVIDED TO THE APPELLANT

Prayer in Appeal:

On acceptance of this service appeal, the impugned transfer order dated 22/09/2022 issued by the respondent No.3 may kindly be set aside and the respondents be directed to decide the departmental appeal of the appellant strictly in accordance with law, rules and regulation.

Respectfully Sheweth:

1. That appellant having unblemished 40 years service as PST in the Education Department and

25
ATTESTED



02.12.2023

Clerk of counsel for the appellant present.

SCANNED
KPST
Peshawar

Due to general strike of the lawyers case is adjourned.

come up for preliminary hearing on 06.03.2023 before S.B.

8

R
(Rozina Rehman)
Member (J)

15.2.2023

The learned Member (J) is on leave. Therefore case is adjourned to

16-2-2023

R
Readed

16.02.2023

Counsel for the appellant present.
Preliminary arguments heard. Record perused.

Points raised need consideration. Instant appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security fee within 10 days. Thereafter, notice be issued to respondents for submission of written reply/comments. To come up for written reply/comments on 06.03.2023 before S.B.

Annexed with the appeal there is an application seeking suspension of the impugned transfer order dated 22.09.2022. The operation of impugned transfer order dated 22.09.2022 shall remain suspended till further orders, if not acted upon earlier.

Original to be filed
Khasi
Sole Judge
Peshawar

R
(Rozina Rehman)
Member (J)

R
ATTESTED

ANNEX-B-9



CN: 4785489482

Product: C Service Type: C

Payment Mode: CASH Date-Time: 2023-02-23 16:10

ORIG-DEST: PEW-PEW Pieces (G): 1 Pcs - .5 Weight: Route: X33105

Shipper Details: Name: PARVEEN AKHTAR PST GOVT Phone: 03315818006 Address: GIRLS ISLAMIA COLLEGIATE PESHAWER

Consignee Details: Name: MISS TASLEEN Phone: 0399999999999999 Address: HEAD MISTRESS ISLAMIA COLLEGIATE PE SHAWER NEAR COFFEE SHOP GOVI GIRLS PRIMERY SCHOOL

Insured Value: Rs. 0

Payment Details	
Service CHG	130.0
Fuel Surcharge	17.0
Other Amount	0.0
VAS	0
Insurance CHG	0
GST	23
Premium	0
TOTAL	170.0

Remarks:

Instructions:

Customer Signature:

For Terms & Conditions Visit www.tcsexpress.com/tnc TCS Headquarters, 101-104, Civil Aviation Club Road Karachi - 75202, Pakistan | UAN : +92 21 111 123 456 Web : tcs.com.pk (Shipper Copy) V-1.80

[Signature]
ATTESTED

GST No. 12-009808-002-73

10



CN: 4765488460

Product: C Service Type: 0

Payment Mode: CASH Date/Time: 2023-02-23 16:08

Orig-Dest: PEW-PEW Pieces: 1 Pcs: 1.5 Staff: 118239 Route: X33105

Shipper Details
Name: PARVEEN AKHTAR PST GOVT
Phone: 03315816006
Address: GIRLS ISLAMIA COLLEGIATE PESHAWER

Consignee Details
Name: SOED (FEMALE)
Phone: 03899999999
Address: GOVT GIRLS-PRIMERY SCHOOL CIVIL QUATER PESHAWER

Insured Value: Rs. 0

Payment Details	
Service CHG	130.0
Fuel Surcharge	17.0
Other Amount	0.0
VAS	0
Insurance CHG	0
GST	23
Premium	0
TOTAL	170.0

Remarks:

Instructions:

Customer Signature:

For Terms & Conditions Visit
www.tcsexpress.com/tnc
 TCS Headquarters, 101-104, Civil Aviation
 Club Road Karachi 75202, Pakistan
 UAN : +92 21 111 123 456 Web : tcs.com.pk
 (Shipper Copy) V-1.80

[Signature]
ATTESTED

GST No. 12-009808-002-73



CN: 4785488461

Product: C Service Type: 0

Payment Mode: CASH Date Time: 2023-02-23 16:09

Origin: PER-PEP Piece(s): 15
Start: 118239 Route: X33105

Shipper Details
Name: PARVEEN AKHTAR PST CIVI
Phone: 03315816006
Address: GIRLS ISLAMIA COLLEGIATE PESHAWER

Consignee Details
Name: DEO FEMALE
Phone: 03999999999
Address: PESHAWER HASHNAGARI

Insured Value: Rs. 0

Payment Details

Service CHG	130.0
Fuel Surcharge	17.0
Other Amount	0.0
VAS	0
Insurance CHG	0
GST	23
Premium	0
TOTAL	170.0

Remarks

Instructions

Customer Signature

For Terms & Conditions Visit
www.tcsexpress.com/tnc
 TCS Headquarters, 101-104, Civil Aviation
 Club Road Karachi - 75202, Pakistan
 UAN : +92 21 111 123 456 Web : tcs.com.pk
 (Shipper Copy) V-1.80

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AS
ATTESTED