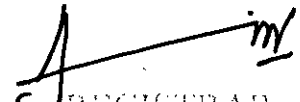


# FORM OF ORDER SHEET

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

**Appeal No.** 1088/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	16/05/2023	<p>The appeal of Mr. Akhtar Hayat received today by registered post through Mr. Hamayun Khan Advocate. It is fixed for preliminary hearing before touring Single Bench A.Abad at Peshawar on _____</p> <p>By the order of Chairman</p> <p> For REGISTRAR</p>

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

Appeal No. 1088 /2023

Akhtar hayat khan Khan Son zar gul khan district attorney battagram.

...APPELLANT

VERSUS

Chief Secretary Finance Peshawar & another.

...RESPONDENTS

**SERVICE APPEAL**


**INDEX**

<i>ST. #</i>	<i>Description</i>	<i>Page No.</i>	<i>Annexure</i>
1.	Memo of Appeal	1 to 6	
2.	Copy of application	7 to 8	
3.	Copy transfer order to abbotabad and btg	9-10	"A"
4.	Copy of transfer order to atd and to shangla	11-12	"B"
5.	Copy of transfer order to btg	14-15	"C"
6.	Copy impunged transfer order	16	"D"
7.	Copy of departmental appeal	17-18	"e"
8.	Wakalatnama	19	

...APPELLANT

Through

Dated: 8/5 /2023

  
 (HAMAYUN KHAN)  
 Advocate High Court, Abbottabad

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

Appeal No. 1088 /2023

Akhtar hayat khan son of Zar Gul Khan (District Attorney BPS.19), Office of District Attorney District Battagram.

...APPELLANT

VERSUS

1. Chief Secretary Government of Khyber Pakhtunkhwa, Peshawar.
2. Govt. of Khyber Pakhtunkhwa through Secretary Law, Parliamentary Affairs and Human Rights Department, Peshawar.

...RESPONDENTS

---

**APPEAL UNDER ARTICLE 212 OF THE CONSTITUTION**  
**OF ISLAMIC REPUBLIC OF PAKISTAN 1973, READ**  
**WITH SECTION-4 OF KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL ACT 1974 AGAINST THE**  
**IMPUGNED TRANSFER ORDERS VIDE NOTIFICATION**  
**NO.SO(E)LD/15-11/2022/19440-55 DATED 19/01/2023**  
**PASSED BY RESPONDENT NO. 2 WHEREBY**  
**APPELLANT WAS TRANSFER FROM BATTAGRAM TO**  
**UPPER CHITRAL WHICH IS ILLEGAL AGAINST THE**  
**LAW, FACT AND NATURAL JUSTICE AND LIABLE TO**  
**BE SET ASIDE.**

---

**PRAYER: ON ACCEPTANCE OF INSTANT APPEAL**  
**IMPUGNED TRANSFER ORDER DATED 19/01/2023**  
**PASSED BY RESPONDENT NO. 2 MAY KINDLY BE**  
**DECLARED NULL AND VOID AND BE SET ASIDE.**

---

**Respectfully Sheweth;-**

May it please your lordship the brief fact of the instant appeal are as under:-

1. That initially appellant was appointed as Additional government pleader in BPS-17 in the year 2009.
2. That thereafter appellant took charge and continuously performed his duty with full devotion and liability, there had neither complaint nor any explanation against the appellant in respect of duty and responsibility in entire service .
3. That since 2009 appellant performed his duty throughout the province in different station.
4. That due to good performance and length of service appellant was promoted to Government Pleader in BPS-18.
5. That on 18/4/2013 appellant was transferred to Abbottabad and after short period of six months was again transferred to Battagram on 22/10/2013. transfer order/assumption report is attached as annexure "A".
6. That in month of December 2020 appellant was transferred to abbottabad and on 24/6/2021 transferred to remote /hard station District Shangla. transfer order is attached as annexure "B".
7. That on 31/5/ 2022 appellant was promoted to post of District Attorney BPS\_19 and was transferred and posted at District Battagram. transfer order is attached as annexure C
8. That thereafter appellant took charge and perform his duty as District Attorney Battagram.

9. That after short period of eight months on 19/1/2023. Respondent No.1 issued another impugned transfer order of appellant from one remote station Battagram to another far remote station upper chitral against the vacant post .copy of impugned transfer order is attached as Annexure D”.
10. That on 26/01/2023 appellant feeling aggrieved preferred department appeal before the respondent No. 1 against the impugned transfer order dated 19/01/2023. Copy of appeal is as Annexure “E”.
11. That, while awaiting decision on Departmental Appeal ,appellant took charge at upper Chitral On 13/2/2023.
12. That as respondent No. 1 has till filling date this appeal has either not passed any order on the Departmental appeal of appellant or if so passed not yet communicated to appellant but as 90 days time period has lapsed. Hence the appellant right to file present appeal accrue on the following grounds.

**GROUND:-**

- a. That impugned transfer order dated 19/01/2023 is against the law fact and circumstances, hence liable to be set aside.
- b. That impugned orders is against the policy of posting and transfer as appellant is against the law fact and circumstances, hence liable to be set aside.

- c. That at the time of issuing impugned orders respondent No. 2 ignored all basic principle, laws and rules and spouse policy on the subject matter.
- d. That the post of District attorney Battagram is still vacant and respondent No. 2 malafidley just to torture the appellant on basis of political pressure made the transfer order.
- e. That respondent No. 1 ignored the facts that appellant father aged 80 years is suffering from Cavernoma and is Paralyzed and under treatment at Abbottabad and appellant was managing it from Battagram duty station. Further appellants children are school going and admitted at Abbottabad. And spouse is also government servant school teacher at Battagram. And now from upper Chitral it is impossible for undersign to provide any assistance to father and children's . medical treatment copy attach.
- f. That respondent No. 2 issued inhuman transfer order from one hard /remote Area District Battagram after 08 months before completion of tenure at one station to another far faraway remote hard station upper Chitral . Hence pre-mature transfer order is liable to be set aside.
- g. That other points would be argue at the time of arguments with the kind permission of this Honourable Court.

It is, therefore, humbly prayed that both the impugned orders dated 19/01/2023 may kindly be set aside and declared null and void.

...APPELLANT

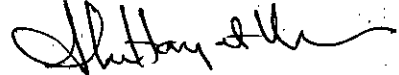
Through

Dated: 8 / 5 /2023

  
(HAMAYUN KHAN)  
Advocate High Court, Abbottabad

**VERIFICATION:-**

*Verified on oath that the contents of forgoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.*



...APPELLANT

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

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

IN

Appeal No. \_\_\_\_\_/2023.

Akhtar hayat khan Khan Son zar gul khan district attorney battagram.

...APPELLANT

VERSUS

Chief Secretary Finance Peshawar & another.

...RESPONDENTS

**SERVICE APPEAL**

---



---

**APPLICATION** FOR SUSPENSION OF OPERATION OF IMPUGNED  
TRANSFER ORDERS DATED 19/1/2023 PASSED BY RESPONDENT NO. 1,  
TILL THE FINAL DISPOSAL OF INSTANT APPEAL.

---



---

Respectfully Sheweth:-

1. That the titled appeal is being filed today before this Honourable Court, the contents of this application may please be read as an integral part of the same.
2. That the appellant has brought good prima facie, arguable case and balance of convenience also lies in favour of petitioners.
3. That if the operation of impugned transfer orders is not suspended, the appellant would suffer irreparable loss and purpose of filing of titled appeal will be defeated.

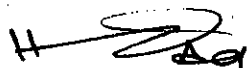


It is, therefore, humbly prayed that on acceptance of instant application, the operation of impugned transfer orders may graciously be suspended till final disposal of the titled appeal.

...APPELLANT

Through

Dated: 8/5 /2023

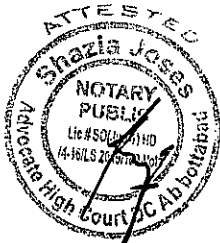


(HAMAYUN KHAN)

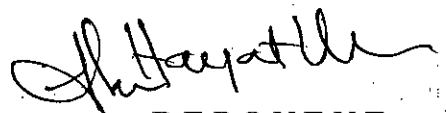
Advocate High Court, Abbottabad

**AFFIDAVIT:**

I, AKHTAR HAYAT KHAN SON OF ZAR GUL KHAN (District Attorney), Office of District Attorney Battagram do hereby solemnly affirm and declare on oath that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.



8/5/2023



DEPONENT

Annexure A  
-9-

**OFFICE OF THE GOVERNMENT PLEADER AT DISTRICT ABBOTTABAD**

**CHARGE ASSUMPTION REPORT**

I Akhtar Hayat Khan assume the Charge of the post of Government Pleader today on 02-05-2013 (forenoon) in the office of the Government Pleader Abbottabad. In compliance with order of worthy Secretary to Government of Khyber Pukhtoon Khwa, Law Parliamentary Affairs & Human Rights Department, Peshawar, vide his Notification no. E & A/LD/17-17/20106251-6311posting/Transfer/ Dated Peshawar the 18-04-2013

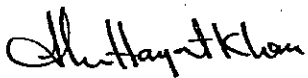
**Akhtar Hayat Khan  
Government Pleader/ District  
Law Officer Abbottabad**

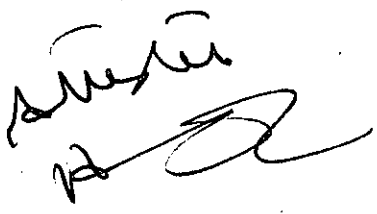
No: 377-83 GP/AGP.

Dated: 02-05-2013

**COPY FORWARDED TO:**

1. The Secretary to Government of Khyber Pukhtoon Khwa Law Parliamentary Affair and Human Rights Department Peshawar.
2. The Section Officer General ,law Parliamentary Affair and Human Rights Department Peshawar
3. The Accountant General , Khyber Pukhtoon Khwa Peshawar
4. The Accountant Mufassil, Khyber Pakhtoon Khwa Peshawar.
5. The District Account officer Battagram.
6. The District Account Officer Abbottabad.
7. Official concerned.

  
**Akhtar Hayat Khan  
Government Pleader/ District  
Law Officer Abbottabad**





**GOVERNMENT OF KHYBER PAKHTUNKHWA  
LAW, PARLIAMENTARY AFFAIRS  
& HUMAN RIGHTS DEPARTMENT**

No.E&A(LD)17-17(1)2010/Posting/Transfer  
Dated: Peshawar the 22-10-2013

LAD  
MHO

Annexure  
"A" 2 page

**NOTIFICATION:**

**No. E&A(LD)17-17(1)2010:** The Competent Authority is pleased to order the posting/transfer of the following Government Pleader against the vacant post noted below with immediate effect in the public interest.

S. No	Name of Officer	From	To
1.	Mr. Akhtar Hayat Government Pleader (BPS-18).	Government Pleader Office, Abbottabad.	Government Pleader Office, Battagram.

Secretary to Govt. of Khyber Pakhtunkhwa  
Law, Parliamentary Affairs & Human  
Rights Department

Endst. No. & Date Even. / 27586-90 Dated: Peshawar the 22-10-2013

Copy forwarded to:

1. The PS to Secretary Law Department.
2. The Government Pleader Offices, Abbottabad, and Battagram.
3. The District Accounts Officers, Abbottabad and Battagram.
4. Personnel File.
5. Officer concerned.

Section Officer (General)  
Law Department

A. M. M. M.  
A. M. M. M.

Recd No 95  
25/10/13

①

— 11 —

Annexure B  
3 pages



GOVERNMENT OF KHYBER PAKHTUNKHWA LAW,  
PARLIAMENTARY AFFAIRS & HUMAN RIGHTS  
DEPARTMENT

Dated: Peshawar the 22<sup>nd</sup> December, 2020

**NOTIFICATION**

**SO(G)LD/15-11/2019-Vol-II/**

The Competent Authority is pleased to order the posting/ transfer of the following officers of Law, Parliamentary Affairs & Human Rights Department, in the interest of public service, with immediate effect:-


S.#	Name & Designation	From	To
1.	Mr. Farhaj Sikandar Yar Khan, DDA (BS-18)	Deputy District Attorney D.I. Khan	Deputy District Attorney Lakki Marwat, against the vacant post
2.	Mr. Muhammad Rasheed, DDA (BS-18)	Deputy District Attorney, DA Office Peshawar	Deputy District Attorney Service Tribunal Peshawar vice Sr. No.03
3.	Mst. Zara Tajwar, DDA (BS-18)	Deputy District Attorney Service Tribunal Peshawar	Deputy District Attorney DA Office Peshawar vice Sr. No.02
4.	Mr. Asif Masood Ali Shah, DDA (BS-18)	Deputy District Attorney Kohat	Deputy District Attorney Service Tribunal Peshawar against the vacant post
5.	Syeda Yusra Aman, DDA (BS-18)	Deputy District Attorney Nowshera	Deputy District Attorney Mardan vice Sr. No.06
6.	Mr. Samad Khan, DDA (BS-18)	Deputy District Attorney Mardan	Deputy District Attorney Nowshera vice Sr. No.05
7.	Mr. Nazir Khan, DDA (BS-18)	Deputy District Attorney Mansehra	Deputy District Attorney Abbottabad vice Sr. No.08
8.	Miss. Shazia Mughal, DDA (BS-18)	Deputy District Attorney Abbottabad	Deputy District Attorney Mansehra vice Sr. No.07
9.	Mr. Muhammad Bilal, DDA (BS-18)	Deputy District Attorney Abbottabad	Deputy District Attorney Haripur against the vacant post
10.	Mr. Akhtar Hayat Khan, DDA (BS-18)	Deputy District Attorney Battagram	Deputy District Attorney Abbottabad vice Sr. No.09
11.	Mr. Anwar Ul Haq, DDA (BS-18)	Deputy District Attorney Swat	Deputy District Attorney Malakand vice Sr. No.12
12.	Miss. Amina Bibi, DDA (BS-18)	Deputy District Attorney Malakand	Deputy District Attorney Swat vice Sr. No.11
13.	Mr. Zubair Muhammad DDA (BS-18)	Deputy District Attorney, DA Office Peshawar	Deputy District Attorney Kohat vice Sr. No.04
14.	Mr. Muhammad Tariq Khan Tareen, ADA (BS-17)	Assistant District Attorney Haripur	Deputy District Attorney Swabi in his own pay & scale against the vacant post
15.	Mr. Fayaz Ahmad, ADA (BS-17)	Deputy District Attorney Bannu (OPS)	Deputy District Attorney D.I.Khan in his own pay & scale vice Sr. No.01


*Handwritten signature/initials*

(2)

Endst. No. & Date Even: / 19868-76  
Copy forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa.
2. Director General, Law and Human Rights Khyber Pakhtunkhwa.
3. Deputy Commissioners concerned.
4. Registrar, Service Tribunal Peshawar.
5. District Account Offices concerned.
6. District Attorney Offices concerned.
7. PS to Minister Law, Parliamentary Affairs and Human Rights Khyber Pakhtunkhwa.
8. PS to Secretary Law, Parliamentary Affairs and Human Rights Department.
9. PA to Deputy Secretary (Admn), Law Department.
10. Officers concerned.
11. Personal files.

  
(AURANGZEB) 22/12/2020  
Section Officer (General)

  
→

(3)

-13-



**GOVERNMENT OF KHYBER PAKHTUNKHWA  
LAW, PARLIAMENTARY AFFAIRS & HUMAN RIGHTS  
DEPARTMENT**

Dated: Peshawar the 24<sup>th</sup> June, 2021

12/3-71

**NOTIFICATION**

**SO(G)LD/15-11/2019-Vol-II/**

The Competent Authority is pleased to order the posting/transfer of the following officers of Law, Parliamentary Affairs & Human Rights Department, in the interest of public service, with immediate effect:-

S.#	Name & Designation	From	To
1.	Mr. Amir Qadar, Deputy District Attorney (BS-18)	District Attorney Shangla (OPS), relieving additional charge of Kolai Palas	Deputy District Attorney Swat against the vacant post
2.	Mr. Akhtar Hayat Khan, Deputy District Attorney (BS-18)	Deputy District Attorney Abbottabad	District Attorney Shangla (OPS) vice Sr. No. 01 He is also authorized to look after the work of District Attorney Kolai Palas in addition to his own duties.

**Secretary to Govt: of Khyber Pakhtunkhwa  
Law, Parliamentary Affairs & Human  
Rights Department**

Endst. No. & Date Even:

Copy forwarded to the:-

1. Director General, Law and Human Rights Khyber Pakhtunkhwa.
2. District Attorney Offices Shangla, Swat, Abbottabad and Kolai Palas.
3. District Account Officers Shangla, Swat, Abbottabad and Kolai Palas.
4. Officers Concerned.
5. PS to Minister Law, Khyber Pakhtunkhwa.
6. PS to Secretary Law, Parliamentary Affairs and Human Rights Department.
7. PA to Deputy Secretary (Admn), Law Department.
8. Personal files.

*See*

*29/06/2021 Dostil & hash  
for further necessary  
as from Jp*

*Aurangzeb*

**(AURANGZEB)  
Section Officer (General)**

*Attended*

*Received  
by (SOPH)  
niczu*

Annexure (C)

14



GOVERNMENT OF KHYBER PAKHTUNKHWA  
LAW, PARLIAMENTARY AFFAIRS & HUMAN RIGHTS  
DEPARTMENT

Dated Peshawar, the May 31<sup>st</sup>, 2022

NOTIFICATION

31/5/2022

BPS 19  
Battagram

No. SO(G)/LD/10-11/2022/PBU/2276-2312  
Consequent upon their promotion from Deputy District Attorney (DS-18) to District Attorney (DS-19) on regular basis as notified vide this Department Notification of even number, dated 10-04-2022, following postings / transfers and adjustment of officers are hereby ordered, in the best public interest with immediate effect:

S.No	Name of officer	From	TO
1.	Mr. Masood Ul Hassan, District Attorney (DS-19)	District Attorney, Khyber	Retained against the post of District Attorney, Khyber.
2.	Mr. Farhan Sikkandar Yar Khan, District Attorney (DS-19)	District Attorney, D.I.Khan	Retained against the post of District Attorney, D.I.Khan.
3.	Mr. Noor Ullah, District Attorney (DS-19)	District Attorney, Nowshera	District Attorney, Bajaur against the vacant post.
4.	Mr. Mohammad Kaiyran Qureshi, District Attorney (DS-19)	District Attorney, Swabi	Retained against the post of District Attorney, Swabi.
5.	Mr. Tahir Iqbal, District Attorney (DS-19)	Solicitor, DG Law & HR.	Retained against the Post of Solicitor DG Law & HR.
6.	Mr. Azmat Ullah Khan, District Attorney (DS-19)	Deputy Law Officer, Law Department	Law Officer, Law Department against the vacant post.
7.	Mr. Abid Jamal, District Attorney (DS-19)	Deputy Solicitor, DG Law and HR	District Attorney Orakzai against the vacant post.
8.	Mr. Samad Khan, District Attorney (DS-19)	District Attorney Labour Court, Mardan	Retained against the Post of District Attorney Labour Court, Mardan
9.	Mr. Muhammad Rashed, District Attorney (DS-19)	Deputy District Attorney Tribunal, Peshawar.	District Attorney, Mohmand against the vacant post.
10.	Mr. Nazir Khan, District Attorney (DS-19)	Deputy District Attorney, Abbottabad	District Attorney, Kohat Palas, against the vacant post.
11.	Mr. Anwar Ul Haq, District Attorney (DS-19)	Deputy District Attorney, Swat	District Attorney Labour Court, Swat against the vacant post.
12.	Mr. Maqbool ur Rehman, District Attorney (DS-19)	District Attorney, Danna	Retained against the post of District Attorney, Danna.
13.	Mr. Arshad Alam, District Attorney (DS-19)	District Attorney, Lower Dir	Retained against the post of District Attorney, Lower Dir.
14.	Mr. Muhammad Jan, District Attorney (DS-19)	Deputy Legislation Officer, Law Department.	District Attorney, Chitral Upper against the vacant post for one day for actualization of promotion and after that will report to Law Department for further posting.
15.	Miss. Syeda Yusra Aman, District Attorney (DS-19)	Deputy District Attorney, Nowshera	District Attorney, Nowshera vice S.No. 3.
16.	Mr. Khurshed Ahmad, District Attorney (DS-19)	Deputy District Attorney, Mardan	District Attorney, Dir Upper against the vacant post.
17.	Mr. Muhammad Dilal, District Attorney (DS-19)	Deputy District Attorney, Haripur	District Attorney, Haripur vice S.No. 22
18.	Mr. Shakrullah, District Attorney (DS-19)	Law Officer, Advocate General Office	District Attorney, Lower Chitral against the vacant post for one day for actualization

at Serial No. 19

Signature

Signature



DEPARTMENT

			promotion and after that will report to Law Department for further posting.
19.	Mr. Akhtar Hayat Khan, District Attorney (BS-19)	District Attorney, Shangja	District Attorney, Battagram vice S.No. 23
20.	Mr. Zubair Muhammad, District Attorney (BS-19)	Deputy Director Human Rights, DG Law & HR.	District Attorney, South Waziristan against the vacant post for one day for actualization of promotion and after that will report to Law Department for further posting.
21.	Mr. Noor All Khan, District Attorney (BS-19)	Deputy District Attorney, Kohat	District Attorney, Labour Court D.I.Khan against the vacant post

ADJUSTMENT

22.	Mr. Ghulam Mustafa, District Attorney (BS-19)	District Attorney, Haripur	District Attorney, Karak against the vacant post.
23.	Mr. Abdul Wakeel, District Attorney (BS-19)	District Attorney, Battagram	District Attorney, Kohistan vice S.No. 24
24.	Muhammad Zubair Khan, District Attorney (BS-19)	District Attorney, Kohistan	District Attorney, Shangja vice S.No. 19

Secretary to Govt: of Khyber Pakhtunkhwa  
Law, Parliamentary Affairs & Human Rights Department

Ends: of even No. & date.  
Copy is forwarded to the:

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
3. Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
4. Registrar Peshawar High Court, Peshawar.
5. Director General of Law & Human Rights Khyber Pakhtunkhwa.
6. Solicitor, Directorate General of Law & Human Rights, Khyber Pakhtunkhwa.
7. Section Officer (PSB), Establishment Department.
8. Budget Officer-II, Finance Department.
9. PSO to Chief Secretary, Khyber Pakhtunkhwa.
10. PS to Minister for Law, Khyber Pakhtunkhwa.
11. District Accounts Officers concerned.
12. Manager Government Printing Press, Peshawar.
13. Officer concerned.

*Aurangzeb*  
(AURANGZEB) -  
Section Officer (General)

District Attorney  
Shangja

*Atteemul*  
*AR*



Annexure D — 16 —



**GOVERNMENT OF KHYBER PAKHTUNKHWA  
LAW, PARLIAMENTARY AFFAIRS & HUMAN RIGHTS  
DEPARTMENT**

Dated Peshawar the 19<sup>th</sup> January, 2023

**NOTIFICATION**

**SO(E)LD/15-11/2022/19440-55**

The Competent Authority is pleased to transfer Mr. Akhtar Hayat, District Attorney (BS-19), Battagram and post him as District Attorney, Chitral Upper against the vacant post in the best public interest, with immediate effect.

2. Consequent upon the above, Mr. Nazir Khan, District Attorney (BS-19), Kolai Palas, is authorized to look after the charge of District Attorney Battagram in addition to his own duties till further orders.

**Secretary to Govt: of Khyber Pakhtunkhwa  
Law, Parliamentary Affairs & Human  
Rights Department**

**Endst: No. & Date Even:**

Copy forwarded to the:-

1. Director General, Law and Human Rights Khyber Pakhtunkhwa.
2. Deputy Commissioner, Chitral Upper.
3. District Attorney Office, Battagram, Chitral Lower, Chitral Upper & Kolai Palas.
4. District Account Officers, Battagram, Chitral Lower, Chitral Upper & Kolai Palas.
5. PS to Secretary Law, Parliamentary Affairs and Human Rights Department.
6. PA to Deputy Secretary (II), Law Department.
7. Officer's Concerned.
8. Personal file.

*Ali*

*Muhammad Bilal*  
(Muhammad Bilal)  
Section Officer (Estab)

To

The worthy Chief Secretary,  
Khyber Pakhtunkhwa.

ISSUE BRANCH  
CHIEF SECRETARY  
Govt. of Khyber Pakhtunkhwa  
Peshawar

26/01/2023 → 17  
Annex  
Log No. 330 of E  
Date: 26-1-2023

Subject: **DEPARTMENTAL APPEAL/ REPRESENTATION AGAINST TRANSFER ORDER VIDE NOTIFICATION NO. SO (E)LD/15-11/2022/19440-55 DATED PESHAWAR 19-01-2023.**

Respected sir,

Facts in brief are as under for just and sympathetic consideration

1. That the Petitioner is District Attorney and posted as such in District Battagram.
2. That in the year 2009 Petitioner was initially appointed as additional Govt pleader vide Notification No. E&A(LD)9-2/AGP/04 dated 22-06-2009 in District Battagram.
3. That through Notification No. E&A(LD)17-17/AGP (ii) 2012, Petitioner assumed the charge of Govt Pleader BPS-18 at District Battagram.
4. That vide Notification No. E&A/LD/17-17/ 20106251-6311 dated 18-04-2013 petitioner was transfer and posted as Govt pleader at District Abbottabad
5. That vide Notification No. E&A/LD/17(1)/2010 dated 22-10-2013 petitioner was transfer and posted as Govt pleader at Battagram.
6. That vide Notification No. So(G)LD/15-11/2019. Vol,11/12868 was Transfer and posted as Deputy District Attorney Abbottabad.
7. That vide Notification No. SO(G)LD/15-11/2019 Vol, 11 dated 24-06-2021 Petitioner was transfer and posted as Deputy District Attorney Shangla
8. That vide Notification No. So(G)LD/15-11 / 2022/ PSB / 2296-2312 31-05-2022 the petitioner was promoted in BPS-19 and transfer as District Attorney Battagram
9. That Vide Notification No SO(E) LD /15-11/2022/19440-55 dated 19th January 2023 petitioner is transferred & posted as District Attorney Chitral Upper. That feeling aggrieved by last 19<sup>th</sup> January 2023 posting transfer order petitioner Humbly submit as under:-

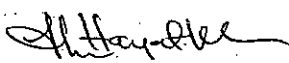
- A. That the petitioner has obeyed all transfer posting orders and have spent almost all 13 years of service in hard area Battagram and Shangla.
- B. That petitioner father is about 80 years old and is paralyze and mother is 70 years old and diabetic patient and there is no one to look after them except the petitioner.
- C. Petitioner has hardly served for eight months in the present post.
- D. That petitioner children are school going and admitted at Abbottabad.
- E. That in above situation it is almost difficult for the undersigned to leave my ailing parents.

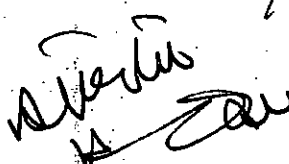
**Prayers.**

It is, therefore, most humbly requested that please by accepting this present review/representation application, transfer order may kindly be set aside on humanitarian grounds.

Dated: 26-01-2023

Yours faithfully,

  
(AKHTAR HAYAT)  
District Attorney Battagram

  
o/c

Cyberknife  
XRT/Brachytherapy

Medicines to be taken during Cyberknife treatment

Name: Mas Tullikha MRNO: 2109349

Disease: Cervical cancer No. of Fractions: 5

Treatment started on: 16/02/20

1. Anti-Dysphagia: 1mg / stat given on day one of treatment

1. Tab. Dexamethasone 10.5mg (8 tab x 100)

Start Date: 15/02/20 End Date: 16/02/20

2. Caprosic / Nisek 40mg (1x100)

Start Date: 15/02/20 End Date: 16/02/20

3. Tab. Maxolon 10mg (1x100) SOS 2hr before each meal

In case of severe vomiting, Inj. Maxolon 10mg

4. Tab. Konstan Forte 100mg (1x100) SOS (After each meal)

In case of severe pain, Inj. Diclofenac 75mg / M-Sedon

NOTE:

In case of emergency, please sms / contact on the following cell No. 0333-2106418 for further guidance OR brought the patient to nearest hospital emergency.

Dr. Kamran Saad  
FRCR, DMRT, MChS, FRCR  
Radiation Oncologist

*[Signature]*

Father  
Treatment

*[Handwritten signature]*

*[Handwritten signature]*

S.No. 192757  
 Name of Advocate Hamayun Khan  
 DBA NO. \_\_\_\_\_ TBA NO. \_\_\_\_\_  
 BC No. 

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 R.s.200/=



**افریضاب خان**  
 AFRASEYAB KHAN  
 Finance Secretary  
 District Bar Association  
 Abbottabad

بعدالت جناب خیر مختار صاحب سے روکل سر ایس ایچ پشاور  
 عنوان: اختر حیات خان بنام چیف سیکریٹری مناس و علیہ  
 منجانب: ایڈووکیٹ نوعیت مقدمہ روکل ایس ایچ  
 باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف سے واسطے پیروی و جوابدہی برائے پیشی یا تصفیہ مقدمہ بمقام \_\_\_\_\_ کے لیے  
بھائیوں خان انند نفل اللہ خان ایڈووکیٹس  
 کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص رو برو عدالت حاضر ہوتا رہوں گا اور بروقت پکارے  
 جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر منظر حاضر نہ ہوا اور مقدمہ میری غیر حاضری کی وجہ  
 سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طور پر ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پکھری کے  
 علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا پیچھے یا بروقت تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ پکھری کے علاوہ کسی اور جگہ  
 سماعت ہونے پر یا بروقت تعطیل یا پکھری کے اوقات سے پہلے پیچھے پیش ہونے پر منظر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے  
 کسی معاوضہ کے ادا کرنے یا جمانے کے واجب کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر اختیاری صاحب موصوف  
 مثل کردہ ذات منظور مقبول ہوگا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ اور درخواست اجراءے ڈگری و نظر ثانی اپیل گمرانی و ہر قسم  
 درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کرانے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے  
 اور ہر قسم کے بیان دینے اور اس پر تاشی ورائی نامہ فیصلہ برحلاف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا اور بصورت جانے بیرونجات  
 از پکھری صدر اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یا طرفہ درخواست حکم امتناعی یا فرنی یا گرفتاری مل از گرفتاری و اجراءے ڈگری بھی صاحب  
 موصوف کو بشرط ادائیگی علیحدہ مٹانہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موصوف کو کوئی بھی اختیار ہوگا کہ مقدمہ مذکور یا اس کے  
 کسی جزوی کارروائی کے یا بصورت اپیل کسی دوسرے وکیل کو اپنے بجائے نامہ مٹانہ مقرر کریں اور ایسے وکیل کو بھی ہر امر میں  
 وہی اور ایسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ جو کچھ ہر جانہ التوا پڑے گا وہ صاحب موصوف  
 کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ  
 کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے کہ سندر ہے۔  
 مورخہ: 8/5/23  
 مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔ دن ماہ سال

نوٹ: وکالت نامہ کی فوٹو کاپی قابل قبول نہ ہوگی

Accepted

*Handwritten signature and notes in Urdu.*

*Handwritten signature and notes in Urdu.*

*Vertical handwritten notes in Urdu on the left margin.*