

Form-A

FORM OF ORDERSHEET

Court of _____

Case No. 1218/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	29.05.2023	<p style="text-align: center;">As per direction of the Worthy Chairman the present appeal is fixed for preliminary hearing before Single Bench at Peshawar on _____</p> <p style="text-align: right;">REGISTRAR</p>

The appeal of Mst. Musarrat Beum SST, ASDEO (F) Sub Division Wazir Bannu received today i.e on 23.05.2023 is incomplete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

- 1- Copy of departmental appeal against the impugned order dated 19.05.2023 is not attached with the appeal which be placed on it.
- 2- Copy of transfer order mentioned in para-3 of the memo of appeal in respect of appellants is not attached with the appeal.

No. 1502 /S.T.

DL 24/5 /2023.



REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Kamran Khan Adv.
High Court Peshawar.

Respected Sir,

objection-1: The order dated 19/5/2023 is an appellate order detrimental to the rights of appellants passed on the departmental appeal of private respondent hence under section 4 of the Service Tribunal Act, the appellants proffered the instant appeal.

objection 2: The transfer order mentioned at para no. 3 is at page no. 7 as annexure 'C'.

Resubmitted after removal of objections

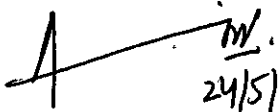
W/hf
24/5/23

1528

25/5/23

Sir,

The objection no. 1 of this office still stands. The learned counsel for appellant resubmitted the appeal without removing objection. The reply of the counsel is submitted for appropriate order, please.


M.
24/5/23
Assistant Registrar

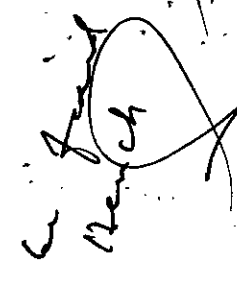
Hon'ble Chairman

Be returned for removal
of objection + resubmission
due course of law

24/5/23

No. 1223/ST

Dated: 25/5/2023


Sir,
initially vide order dt. 7⁹/₂₃ the appellant was transferred which order was changed vide departmental order dt. 12.4.23 which was accepted and vide ^{app.} order dt. 18.5.23 the order dt. 7⁹/₂₀₂₃ withdrawn. Feeling aggrieved from the order dated 18.5.23 the party was accepted vide departmental order ~~and~~ which committed a day after it to the appellant. Hence the order dt. 19.5.23 is an appellate order but is detrimental to rights of the appellant. Hence, under Sec. 4 of the K.P. S. Time Act 1974 the appellant prays for instant appeal.

Resubmitted Val

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

APPEAL No. 1278 /2023

MUSSARAT BEGUM

VS

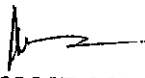

EDU: DEPARTMENT

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THROUGH

APPELLANT


KAMRAN KHAN

WALEED ADNAN
ADVOCATES

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

SERVICE APPEAL NO. 1278 /2023

Mst. Musarrat Begum, SST (G) (BPS-16),
ASDEO (F) Circle SD Wazir Uthmanzai, Bannu Under transfer to DEO (F) for
further posting.

..... **APPELLANT**

VERSUS

- 1- The Secretary Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
- 2- The Director Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
- 3- The District Education Officer (F), District Bannu.
- 4- Mst. Nusrat Bano SST (G) ASDEO (F) Circle Koti Saddat Bannu, under transfer as ASDEO (F) Circle SD Wazir Uthmanzai, Bannu.

..... **RESPONDENTS**

**APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED
APPELLATE ORDER/ NOTIFICATIONS DATED 19.05.2023
WHEREBY THE NOTIFICATION DATED 18.05.2023 HAS
ILLEGALLY BEEN WITHDRAWN AND THE TRANSFER
NOTIFICATION DATED 07.04.2023 HAS BEEN RESTORED IN
UTTER VIOLATION OF TRANSFER/POSTING POLICY.**

PRAYER:

That on acceptance of this appeal the impugned appellate order/ notification dated 19.05.2023 may very kindly be set aside and the respondents may kindly be directed not transfer the appellant from the post of ASDEO (F) Circle SD Wazir Uthmanzai Bannu. Any other remedy which this august Tribunal deems fit that may also be awarded in favor of the appellant.

R/SHEWETH:

ON FACTS:

Brief facts giving rise to the present appeal are as under:-

- 1- That appellant is the employee of the respondents department and is serving as SST (G) quite efficiently and up to the entire satisfaction of his high ups and during service the appellant was posted against the newly created post of ASDEO (F) SDW Bannu vide notification dated

11.02.2021. Copy of the notification dated 11.02.2021 is attached as annexureA.

2- That during service in the month of February an adjustment order was provided to the appellant to post her on need basis, however the subject order was undated and there was no endorsement number as well, hence the appellant denied to accept that order. Copy of the order is attached as annexureB.

3- That the mention order was politically motivated and due to non-acceptance that the appellant was transferred vide notification dated 07.04.2023 and placed at the disposal of DEO (F) Bannu for further posting. Copy of the notification dated 07.04.2023 is attached as annexureC.

4- That feeling aggrieved from the notification dated 07.04.2023 the appellant preferred departmental appeal which was forwarded. Copy of the departmental appeal is attached as annexureD.

5- That the departmental appeal of the appellant was accepted and vide notification dated 18.05.2023 the notification dated 07.04.2023 was withdrawn. Copy of the notification dated 18.05.2023 is attached as annexure E.

6- That in pursuance to the notification dated 18.05.2023 the appellant started performing her duties, however vide impugned notification dated 19.05.2023 the notification dated 18.05.2023 was withdrawn. Copy of the notification dated 19.05.2023 is attached as annexureF.

7- That appellant having no other efficacious remedy but to file the instant appeal on the following grounds amongst the others.

GROUND:

A- That the impugned notification dated 19.05.2023 issued by the respondents are against the law, facts, norms of natural justice and materials on the record hence not tenable and liable to be set aside.

B- That appellant has not been treated in accordance with law and rules by the respondent department on the subject noted above and as such the respondents violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.

C- That the impugned notification dated 19.05.2023 is violative of Clause-I and Clause-IV of transfer/posting policy of Provincial Government and notification of the election Commission of Pakistan. Copies of the transfer/posting policy and notification are attached as annexure G.

- D- That the impugned notification dated 19.05.2023 has been issued by the respondents in arbitrary and mala fide manner, therefore, the same is not tenable in the eye of law and liable to be struck down.
- E- That it is important to mention here that vide impugned notification dated 19.05.2023 the appellant was left in hanging position without any post.
- F- That impugned notification dated 19.05.2023 is nothing but just to harass the appellant and to accommodate his blue eyed person.
- G- That appellant seeks permission to advance other grounds and proofs at the time of hearing.

It is therefore, most humbly prayed that the appeal may kindly be accepted as prayed for.

Dated: 22.05.2023

Through:

Musarrat Begum

APPELLANT

(Signature)

KAMRAN KHAN

(Signature)

WALEED ADNAN

(Signature)

UMAR FAROOQ

(Signature)

MAHMOOD JAN

(Signature)

MUJEEB-UR-REHMAN

Advocates, Peshawar

AFFIDAVIT

I Mst. Musarrat Begum, SST (G) (BPS-16), ASDEO (F) Circle SD Wazir Uthmanzai, Bannu Under transfer to DEO (F) for further posting, do hereby solemnly affirm that the contents of this **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.

Musarrat Begum

DEPONENT

-4-

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

C.M. NO. _____/2023
IN
APPEAL NO. _____/2023

MUSARAT BEGUM VS EDUCATION DEPTT.

APPLICATION FOR SUSPENSION OF THE OPERATION OF THE
NOTIFICATION DATED 19.05.2023 TILL THE DISPOSAL OF
THE MENTIONED APPEAL.

R.SHEWETH:

1. That, the titled appeal is submitted before this Honorable tribunal along with this application in which no date has been fixed yet.
2. That, the applicant had filed the titled appeal against notification dated 19.05.2023 whereby her transfer order was restored by withdrawing the appellate order dated 18.05.2023.
3. That, all the three ingredients required for grant of stay are in favor of the appellant.
4. That the contents of the appeal may be kindly be considered as part and parcel of the instant application.
5. That, any other ground would be taken at the time of arguments with prior permission of this Honorable Tribunal.

It is therefore, most humbly prayed that on acceptance of this application the impugned notification dated 19.05.2023 may very kindly be suspended till the disposal of the instant service appeal.

APPELLANT:

THROUGH:


KAMRAN KHAN
ADVOCATE,
High Court Peshawar

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
 PAKHTUNKHWA, PESHAWAR

"A" - S-

NOTICE

The following SSTs (Female) are hereby transferred to vacant posts of ASDEOs in Sub Division Wazir Bannu and Adam Khel in their own pay & BPS in the interest of service with immediate effect with the terms and conditions as mentioned below.

Name & Designation	Place of present posting	Where posted as	Remarks
Abbas Ali Khan	GBMS Muzaffargarh	ASDEO (B) SD Wazir Bannu	Against vacancy created in 2021
Amir Khan	GBMS Noshair Khan	ASDEO (B) SD Darra Adam Khel	Against vacancy created in 2021

TERMS AND CONDITIONS

1. Transfer reports should be sent to all concerned.
2. No TA/DA etc. are allowed.
3. The order of the above named SSTs against the posts of ASDEOs will be effective subject to the condition that they will remain under taking on their own pay & BPS in the interest of service. The order is issued in the interest of service to maintain the seniority of ASDEOs Posts and also to maintain the service of the concerned SSTs.
4. The terms and conditions mentioned in the appointment order of the concerned SST Teaching cadre will apply.

Director
 Elementary & Secondary Education
 Khyber Pakhtunkhwa

Encls. No. 2275-101 A-12/ADEO (M&F) Dated Pesh. the 15 / 05 / 2021

- Copy forwarded to the -
1. Additional Director (Estab) Merged Districts Local Directorate
 2. District Education Officer Sub Division Wazir Bannu
 3. District Education Officer Sub Division Darra Adam Khel
 4. District Accounts Officer Bannu
 5. District Accounts Officer KDA Konal
 6. Principal/Headmaster & Headmistress concerned
 7. SSTs concerned
 8. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar

[Signature]
 DEPUTY DIRECTOR (ESTAB)
 MERGED DISTRICTS

Directorate of Elementary &
Secondary Education Khyber
Pakhtunkhwa, Peshawar

NOTIFICATION

The following SSTs (Female) are hereby transferred and posted against the newly created posts of ASDEOs in Sub Division Wazir Bannu/Darra Adam Khel in their own pay and BGPS in the interest of public service with immediate effect with the terms and conditions as mentioned below

S	Name & Designation	Place of present posting	Where posted as	Remarks
1	Mst. Musarat Begum SST	GGMS Muhammad Abbas ALI Khan	ASDEO (F) SDW Bannu	Against newly created post
2	Mst. Naseem Akhtar SST	GGMS Noor ALI Killi	ASDEO (F) SD Darra Adam Khel	-do-

TERMS AND CONDITIONS

1. Charge reports should be sent to all concerned.
2. No TA/DA etc, are allowed.
3. The order of the above named SSTs against the posts of ASDEOs will be affective subject to the condition that they will give an under taking on juridical stamp paper to the D.E.O/SD Bannu/SD Darra Adam Khel to the effect that they will neither claim the seniority of ASDEO posts nor absorption in management cadre.
4. The terms and conditions mentioned in their appointment/promotion order as SST (Teaching Cadre) will infact.

Director
Elementary & Secondary Education
Khyber Pakhtunkhwa

Endst. No.2079-86/A-12/ADEO (M&F) dated Pesh: the 11/02/2021

Copy forwarded to the:

1. Additional Director (Estab) Merged Districts Local Directorate.
2. District Education Officer Sub Division Wazir Bannu.
3. District Education Officer Sub Division Darra Adam Khel.
4. District Education Officer Bannu
5. District Education Officer KDA Kohat
6. Principal/headmaster and headmasters concerned.
7. SSTs concerned.
8. PA to Director Elementary and Secondary Education Khyber Pakhtunkhwa Peshawar

Sd/
DEPUTY DIRECTOR (ESTAB)
MERGED DISTRICTS

'B' -6-



**OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE)
BANNU ELEMENTARY & SECONDARY EDUCATION
NAWROZ PAKHTUNKHA**

Address: Outside Muzim Gate No. 17 GHS No. 3 Bannu City

PH No. 032-556019

Email: edofficebannu@gmail.com

OFFICE ORDER (TEMPORARY/NEED BASED)

The undersigned is pleased to place the following teachers on necessary enrollment basis for functionalization of the below mentioned closed school in the best public interest with immediate effect.

S.No	Name & Designation	From	To
1	Mrs. Niyaz & PST	GGPS Mahallah Begara	GGPS Abad: Gul Ahmad Pitoni Kithaminul Khel
2	Mrs. Razia Bibi & PST	GGPS Alim Khan Jam Khel	GGPS Wali Noor Jam Khel

BY: DISTRICT EDUCATION OFFICER
(FEMALE) BANNU

Event & Date:

Copy of information to the:

1. District Account Officer Bannu.
2. District Monitoring Officer Bannu.
3. Headmistress concerned.

BY: DISTRICT EDUCATION OFFICER
(FEMALE) BANNU

Legible Copy

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

OFFICER ORDER (TEMPORARY/NEED BASED)

The undersigned is pleased to place the following teachers on need /heavy enrolment basis for functionalization of the below mentioned closed school in the best public interest with immediate effect.

S.N	Name & Designation	From to	
1	Mst Niyar & PST	GGPS Mohallah Begara	GGPS Abadi Gul Ahmad Patona Muhammad khel
2	Mst. Razia Bibi & POST	GGPS Alam Khan Jant Khel	GGPS Wali Noor Jani Khel

Sd/-

DY. DISTRICT EDUCATION OFFICER
(FEMALE) BANNU

Even No. & Dated:

Copy for information to the:-

1. District Account Officer, Bannu
2. District Monitoring Officer Bannu
3. Headmistress concerned.

Sd/-

DY. DISTRICT EDUCATION OFFICER
(FEMALE) BANNU

**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA PESHAWAR**

-7-C

NOTIFICATION

Consequent upon approval by the Competent Authority, the following posts are hereby transferred adjusted in the best interest of public service with immediate effect.

S.No.	Name & Designation	Station	Remarks
	Mrs. Nuzrat Hano SSI G.	ASDI of EC Circle KPK and I.D. Bannu	
	Mrs. Musarat Begum SSI G.	ASDI of EC Circle S.D. Wazir Khan, Ullmanza, Bannu	

AP.

0

Note

- 1) Charge report should be submitted to all concerned.
- 2) No F.V.D.A is allowed.
- 3) Her seniority will remain as in her original.

DIRECTOR

Director, Directorate of Elementary & Secondary Education
Peshawar, Khyber Pakhtunkhwa

V. F. P. (C) / 100 / 2011 / 1000

Date: 10/01/2011

Copy of the above is forward to the

- District Education Officer (E) Bannu
- District Accounts Officer Bannu
- Official concerned
- FA to Director (E&S) Khyber Pakhtunkhwa
- M. File

Deputy Director Establishment (E)
Directorate of Elementary & Secondary Education
Peshawar, Khyber Pakhtunkhwa, Peshawar

**DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION,
KHYBER PAKHTUNKHWA, PESHAWAR**

Notification

Consequently upon approval by the competent authority, the following SST candidate are hereby transferred/adjusted in the best interest of public service with immediate effect:

S.N	Name & Designation	Station	Remarks
1	Mst Nusrat Bano SST G	ASDEO (F) Circle Koti Saddat Bannu	Vice S.No.02
2	Mst Nusrat Bano Begum SST-G	ASDEO (F) Circle SD Wazir Uthmanzai Bannu	Services place at the disposal of DEO (F) Bannu for further adjustment against the vacant post of SST-G at SDW Bannu

Note

- 1) Charge report should be submitted to all concerned.
- 2) No TA/DA is allowed.
- 3) Her seniority will remain intact in her own cadre

**DIRECTOR
ELEMENTARY & SECONDARY EDUCATION
KHYBER PAKHTUNKHWA PESHAWAR**

Even No.3828-30 /A-1//poisting /Transfer /KPK/ Vol-1

Dated Peshawar the 1-04-/2023

Copy for the above is forwarded to the

1. District Education Officer (F), Bannu
2. District Account Officer, Bannu
3. Official concerned.
4. PA to Director (E&SE) Khyber Pakhtunkhwa
5. M/File

**Sd/-
Deputy Director Establishment (f)
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar**

GOVERNMENT OF KHYBER PAKHTUNKHA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT



No. SO(S/M) E&SED/1-2021/244
Dated: 12/07/2021

To
The Director,
Directorate of E&SE Peshawar.

Subject- CANCELLATION OF POSTING TRANSFER ORDER

I am directed to enclose herewith an application, along with enclosed copy, which is self-explanatory for further necessary action at your end, Please.

Encl: As Above:

(MIRAN ZAMAN)
SECTION OFFICER (Administrative)

Encl: Even No. & Date:

Copy of the above is forwarded to the PS to Secretary E&SE Khyber Pakhtunkhwa Peshawar.

(MIRAN ZAMAN)
SECTION OFFICER (Administrative)

Legible Copy

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

No.SO (S/M) E&SED/11-1/2023/Mussarat
Dated 12th April 2023

To,

The Director,
Directorate & E&SE Peshawar

Subject: CANCELLATION OF POSTING /TRANSFER ORDER

I am directed to enclose herewith an application alongwith enclosures which is self-explanatory for further necessary action at your end, please

Encl. As above:

Sd/-
(Imran Zaman)
Section Officer (Management Cadre)

Endst: Even No. & Date

Copy of the above is forwarded to the P.S to Secretary E&SE Khyber Pakhtunkhwa,
Peshawar

Sd/-
Section Officer (Management Cadre)

وزارت صحت سیکرٹری ایف بی ایف ایڈ سائنس اور ٹیکنالوجی پی پی پی

(111)

صحت عالی!

9-

3928-30

Dated 7/11/2023

میں نے سیکرٹری ایف بی ایف ایڈ کو خط لکھا ہے کہ میرا تعلق پی پی پی سے ہے۔
 اور میرا آرڈر (ANFO) کی جو پوسٹ ہے اس میں پی پی پی کے نام پر پی پی پی کے نام پر
 12-06-2019 کو پورا کیا گیا ہے جس سے میری اس پوسٹ پر پی پی پی لائی ہے۔ میرے آرڈر
 کوئی پی پی پی نہیں آیا ہے۔ اور نہ کسی کو پیشکش کی گئی ہے میں مدد سے ہوں۔ میں بہت سے
 خیر ڈیوٹی کرتی ہوں اور نہ میرا کسی سیاسی پارٹی سے تعلق ہے۔ میرا اس کے ساتھ
 کوئی تعلق نہیں ہے۔

میرے ہارڈ ڈسک اور یا کسی شخص کی ایسا ڈیسک 50 فی میل ہزاروں ڈیسک
 خلاف ویڈیو آئی کیو لیٹر لگا دیا ہے۔ ایف بی ایف (جنرل میل کے پی پی پی کے ساتھ پی پی پی)
 ہونے وہ بالآخر شخص کی رشتہ دار ہے جس کے لیے مجھے ہتھیار کیا گیا
 حالانکہ میرے خلاف کیسٹ نہیں ہے۔ اگر کسی نے کو گئی کیا ہے۔
 کو اس کو سزا دے نہ بنایا جائے۔ بلکہ پی پی پی کے پاس کیسٹ کے لیے پی پی پی کے ساتھ پی پی پی
 پر جب کوئی کا حد حد لہا ہے تو اگر پی پی پی کے خلاف ہوں تو پی پی پی کے ساتھ پی پی پی
 ہونے کے ساتھ پی پی پی کے ساتھ پی پی پی کے ساتھ پی پی پی کے ساتھ پی پی پی کے ساتھ پی پی پی
 کے ساتھ پی پی پی کے ساتھ پی پی پی کے ساتھ پی پی پی کے ساتھ پی پی پی کے ساتھ پی پی پی

میں نے سیکرٹری ایف بی ایف ایڈ کو خط لکھا ہے کہ میرا تعلق پی پی پی سے ہے۔
 اور میرا آرڈر (ANFO) کی جو پوسٹ ہے اس میں پی پی پی کے نام پر پی پی پی کے نام پر
 12-06-2019 کو پورا کیا گیا ہے جس سے میری اس پوسٹ پر پی پی پی لائی ہے۔ میرے آرڈر
 کوئی پی پی پی نہیں آیا ہے۔ اور نہ کسی کو پیشکش کی گئی ہے میں مدد سے ہوں۔ میں بہت سے
 خیر ڈیوٹی کرتی ہوں اور نہ میرا کسی سیاسی پارٹی سے تعلق ہے۔ میرا اس کے ساتھ
 کوئی تعلق نہیں ہے۔

3928-30

ANFO

محمد رفیق صاحب سیکرٹری ایگزیکٹو اینڈ سیکرٹری ایجوکیشن KPK پشاور

صاحب عالی

عنوان: ڈیئر ایئر آرڈر کونسل مٹا جانے
3928-30 Postings
Date: 7.4.2023

گزارش کی جاتی ہے کہ سر اعلیٰ علاقہ شمالی میں بغاوتیں سب ڈویژن وزیر سے ہے اور
صوبہ آرڈر (F) ADEO کی پوسٹ پر ایجوکیشن آفس سب ڈویژن وزیر میں بتایا
2021-22 نمبر 11-12/A-86-207 کو موافقا جب سے میری اس پوسٹ پر تعینات
ہوئی ہے۔ میرا ادب کوئی بھی کمپلینٹ نہیں آیا ہے۔ اور نہ کسی کونسل کے کس
میں علوت ہوئی۔ میں مدت فیکر ڈیوٹی کرتی ہوں۔ اور نہ میرا کسی سیاسی
پارٹی سے تعلق ہے۔ میرا سب کے ساتھ ہمہ بردارہ رویہ ہوتا ہے۔

فیکر ہوں میرے خلاف کسی سیاسی شخص کی ایما پر DEO کی میں ہوں ہے
میرے خلاف بید آفس کو لیکر لکھ دیا ہے۔ نوٹ: (جو میں لغت یا تو SST
میرے جگہ پر ڈیئر ایئر ہوئی وہ نا اثر شخص کی رشتہ دار ہے۔ جس کیلئے مجھے
پشایا گیا۔)

حالانکہ میرے خلاف کمپلینٹ سے علم میں نہیں ہے۔ اگر کسی نے پوسٹ کیا ہے
تو اس کو بنیاد نہ بنایا جائے۔ بلکہ میرے اس کمپلینٹ پر ایجوکیشن فیکر کی جائے
پھر جب کمپلینٹ کا فیصلہ آجائے تو اگر فیصلہ میرے برخلاف ہو تو مجھے حرا دے۔
پھر ڈیئر ایئر لکھا جائے۔ جہاں آپ لوگوں کی طرف سے ہو۔ اس سے میرے
خلاف انہی ٹری کاروائی کرنا میرے ساتھ نا انصافی ہے۔

آپ صاحبان پر یہی فرما کر میری ڈیئر ایئر کونسل لکھا جائے۔ اور
دوبارہ حال لکھا جائے۔ ایک مرتبہ پھر حاضرانہ میں ہے۔ کہ میرے درخواست
پر عمل لکھا جائے اور مجھے عدالت کے حکم سے آزاد لکھا جائے۔

صورت بہم SST سر دی خلیں بغاوتیں ضلع ہوں



"E"

10-

**DIRECTORATE OF ELEMENARY & SECONDARY
EDUCATION KHYBER PAKHTUNKHWA PESHAWAR**

NOTIFICATION

Consequent upon approval of the Competent Authority, the notification issued by this office Endst No. 3928-30/A-17/Posting/Transfer/KPK/Vol-01 Dated: 07-04-2023 in respect of: Mst. Nusrat Bano SST-G ASDEO (F) Circle Koti Saddat Bannu and Mst. Musarrat Begum SST-G ASDEO (F) SD Wazir Uthmanzai Bannu is hereby withdrawn in the best interest of public.

**Director
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar**

No. 5630-361 A-17/Posting/Transfer/KPK/Vol-01 Dated 18/06 2023

Copy of the above is forwarded to the:-

1. District Education Officer (Female) Bannu.
2. District Accounts Officer Bannu.
3. Mst. Nusrat Bano SST-G ASDEO (F) Circle Koti Saddat Bannu.
4. Mst. Musarrat Begum SST-G ASDEO (F) SD Wazir Uthmanzai Bannu
5. EA to Director (E&SE) Local Office
6. Master file

**Deputy Director Establishment (F)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar**

(Signature)

Legible Copy

**DIRECTORATE OF ELEMENTARY & SECONDARY
EDUCATION KHYBER PAKHTUNKHWA, PESHAWAR**

NOTIFICATION

Consequent upon approval of the competent authority, the notification issued vide this office Endst. No.3928-30/A-17/Posting/Transfer KPK//Vol-01 dated 07.04.2023 in respect of Mst. Nusrat Bano SST-G ASDEO (F) Circle KOTi Saddat Bannu and Mst. Musarrat Begum SST-G, ASDEo (F) SD Wazir Uthmanzai Bannu is hereby withdrawn in the best interest of public.

Director
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

Endst. No.5630-34A-17/posting/transfer/KPK/Vol-01 dated 18/05/2023

Copy of the above is forwarded to the:-

1. District Education Officer (Female) Bannu
2. District Accounts Officer (Female) Bannu
3. Mst. Nusrat Bano SST-G ASDEO (F) Circle KOTi Saddat Bannu.
4. Mst. Nusarrat Begum SST-G ASDEO (F) SD Wazir Uthmanzai Bannu
5. PA to Director (E&SE) Local Office.
6. Master file.

Sd/-
Deputy Director Establishment (F)
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

"F" -11-



**DIRECTORATE OF ELEMENARY & SECONDARY
EDUCATION KHYBER PAKHTUNKHWA PESHAWAR**

NOTIFICATION

Consequent upon approval of the Competent Authority, the notification issued vide this office Enst. No. 5630/34A-17/Posting/Transfer/KPK/Vol-01 Dated: 18-05-2023 in respect of Mst Nusrat Bano SST-G ASDEO (F) Circle Kotli Saddat Bannu and Mst Musarrat Begum SST-G ASDEO (F) SD Wazir Ullmanzai Bannu is hereby withdrawn in the best interest of public.

**Director
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar**

Enst. No. 5730-35 /A-17/Posting/Transfer/KPK/Vol-01 Dated 19/05/2023

Copy of the above is forwarded to the:-

1. District Education Officer (Female) Bannu.
2. District Accounts Officer Bannu.
3. Mst Nusrat Bano SST-G ASDEO (F) Circle Kotli Saddat Bannu.
4. Mst Musarrat Begum SST-G ASDEO (F) SD Wazir Ullmanzai Bannu.
5. PA to Director (E&SE) Local Office.
6. Master file.

[Signature]
19/05/23
**Deputy Director Establishment (F)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar**

[Signature]
19/05/23

Legible Copy

**DIRECTORATE OF ELEMENTARY & SECONDARY
EDUCATION KHYBER PAKHTUNKHWA, PESHAWAR**

NOTIFICATION

Consequent upon approval of the competent authority, the notification issued vide this office Endst. No.5630-34/A-17/Posting/Transfer/KPK/Vol-01 dated 18.05.2023 in respect of Mst. Nusrat Bano SST-G ASDEO (F) Circle KOTi Saddat Bannu and Mst. Musarrat Begum SST-G, ASDEo (F) SD Wazir Uthmanzai Bannu is hereby withdrawn in the best interest of public.

Director
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

Endst. No.5730-35/A-17/posting/transfer/KPK/Vol-01

dated 19/05/2023

Copy of the above is forwarded to the:-

1. District Education Officer (Female) Bannu
2. District Accounts Officer (Female) Bannu
3. Mst. Nusrat Bano SST-G ASDEO (F) Circle KOTi Saddat Bannu.
4. Mst. Nusarrat Begum SST-G ASDEO (F) SD Wazir Uthmanzai Bannu
5. PA to Director (E&SE) Local Office.
6. Master file.

Sd/-
Deputy Director Establishment (F)
Elementary & Secondary Education
Khyber Pakhtunkhwa, Peshawar

ANNEXURE 'G'

12-

Posting - Transfer Policy - updated (iii) 10 Jan, 2009



GOVERNMENT OF NWFP
ESTABLISHMENT & ADMINISTRATION
DEPARTMENT
(Regulation Wing)

POSTING / TRANSFER POLICY OF THE PROVINCIAL GOVERNMENT

- i) All the posting/transfers shall be strictly in public interest and shall not be abused/misused to victimize the Government servants
- ii) All Government servants are prohibited to exert political, Administrative or any other pressures upon the posting/transfer authorities for seeking posing/transfers of their choice and against the public interest.
- iii) All contract Government employees appointed against specific posts, can not be posted against any other post.
- iv) The normal tenure of posting shall be three years subject to the condition that for the officers/officials posted in unattractive areas the tenure shall be two years and for the hard areas the tenure shall be one year. The unattractive and hard areas will be notified by the Government.
- v) While making postings/transfer from settled areas to FATA and vice-versa, specific approval of Governor, NWFP needs to be obtained
- vi) While making postings/transfers of officers/officials up to BS-17, from settled areas to FATA and vice-versa approval of the Chief Secretary NWFP needs to be obtained. Whereas, in case of posting/transfer of officers in BS-18 and above, from settled areas to FATA and vice-versa, specific approval of the Governor NWFP shall be obtained.
- vi (a) All Officers/officials selected against Zone-I/FATA quota in the Provincial Services should compulsorily serve in FATA for atleast eighteen months in each grade. This should start from senior most scales/grades downwards in each scale/grade of each cadre.
- vii) Officers may be posted on executive/administrative posts in the Districts of their domicile except District Coordination Officers (D.C.Os) and DPOs/Superintendent of Police (SP). Similarly Deputy Superintendent of Police (DSP) shall not be posted at a place where the Police Station (Thaana) of his area/residence is situated.
- viii) No posting/transfers of the officer's/officials on detailment basis shall be made.
- ix) Regarding the posting of husband/wife, both in Provincial services, efforts where possible would be made to post such persons at one station subject to the public interest.
- x) All the posting/transferring authorities may facilitate the posting/transfer of the unmarried female government Servants at the station of the residence of their parents.

ATTESTED

to be true and correct
advocate

Para-1(v) regarding months of March and July for posting/transfer and authorities for relaxation of ban deleted vide letter No. SOR-VI (E&AD) 1-4/2008/Vol-VI, dated 3-6-2008. Consequently authorities competent under the NWFP Government Rules of Business, 1985, District Government Rules of Business 2001, Posting/Transfer Policy and other rules for the time being in force, allowed to make posting/transfer subject to observance of the policy and rules. Added vide Urdu circular letter No. SOR-VI(E&AD)1-4/2003, dated 21-09-2004

ATTESTED

- xi) Officers/officials, except DCOs and DPOs/SPs who are due to retire within one year may be posted on their option on posts in the Districts of their domicile and be allowed to serve there till the retirement. DCOs and DPOs who are due to retire in the near future may also be posted in the District of their domicile subject to the condition that such posting would be against non-administrative posts of equivalent scales;
- xii) In terms of Rule-17(1) and (2) read with Schedule-III of the NWFP Government Rules of Business 1985, transfer of officers shown in column 1 of the following table shall be made by the authorities shown against each officer in column 2 thereof:

Outside the Secretariat		
1.	Officers of the all Pakistan Unified Group i.e. DMG, PSP including Provincial Police Officers in BPS-18 and above.	Chief Secretary in consultation with Establishment Department and Department concerned with the approval of the Chief Minister.
2.	Other officers in BPS-17 and above to be posted against scheduled posts, or posts normally held by the APUG, PCS(EG) and PCS(SG).	-do-
3.	Heads of Attached Departments and other Officers in B-19 & above in all the Departments.	-do-
In the Secretariat		
1.	Secretaries	Chief Secretary with the approval of the Chief Minister.
2.	Other Officers of and above the rank of Section Officers: a) Within the Same Department b) Within the Secretariat from one Department to another.	Secretary of the Department concerned. Chief secretary/Secretary Establishment.
3.	Officials up to the rank of Superintendent: a) Within the same Department b) To and from an Attached Department c) Within the Secretariat from one Department to another	Secretary of the Department concerned. Secretary of the Dept in consultation with Head of Attached Department concerned. Secretary (Establishment)


xiii) While considering posting/transfer proposals all the concerned authorities shall keep in mind the following:

- a) To ensure the posting of proper persons on proper posts, the Performance Evaluation Report/annual confidential reports, past and present record of service, performance on post held presently and in the past and general reputation with focus on the integrity of the concerned officers/officials be considered.
- b) Tenure on present post shall also be taken into consideration and the posting/transfers shall be in the best public interest.

Added vide Urdu circular letter No: SOR-VI (E&AD)/1-4/2005, dated 9-9-2005.

ATTESTED

to be true copy
Advocate

14-3 

xiv) Government servants including District Govt. employees feeling aggrieved due to the orders of posting/transfer authorities may seek remedy from the next higher authority / the appointing authority as the case may be through an appeal to be submitted within seven days of the receipt of such orders. Such appeal shall be disposed of within fifteen days. The option of appeal against posting/ transfer orders could be exercised only in the following cases.

- i) Pre-mature posing/transfer or posting transfer in violation of the provisions of this policy.
- ii) Serious and grave personal (humanitarian) grounds.

2. To streamline the postings/transfers in the District Government and to remove any irritant/confusions in this regard the provision of Rule 25 of the North West Frontier Province District Government Rules of Business 2001 read with schedule - IV thereof is referred. As per schedule-IV the posting/transferring authorities for the officers/officials shown against each are as under:-

S.No.	Officers	Authority
1.	Posting of District Coordination Officer and Executive District Officer in a District.	Provincial Government.
2.	Posting of District Police Officer.	Provincial Government
3.	Other Officers in BPS-17, and above posted in the District.	Provincial Government
4.	Official in BPS-16 and below	Executive District Officer in consultation with District Coordination Officer.

3. As per Rule 25(2) of the Rules mentioned above the District Coordination Department shall consult the Government if it is proposed to:

- a) Transfer the holder of a tenure post before the completion of his tenure or extend the period of his tenure.
- b) Require an-officer to hold charge of more than one post for a period exceeding two months.

4. I am further directed to request that the above noted policy may be strictly observed /implemented.

.....
All concerned are requested to ensure that tenures of the concerned officers/officials are invariably mentioned in summaries submitted to the Competent Authorities for Posting/Transfer.
(Authority: Letter No: SOR-VI/E&AD/1-4/2003 dated 24-6-2003).
.....

It has been decided by the Provincial Government that posting/transfer orders of all the officers up to BS-19 except Heads of Attached Departments irrespective of grades will be notified by the concerned Administrative Departments with prior approval of the Competent Authority obtained on the Summary. The Notifications/orders should be issued as per specimen given below for guidance.

All posting/transfer orders of BS-20 and above and Heads of Attached Departments (HAD) shall be issued by the Establishment Department and the Administrative Departments shall send approved Summaries to E&A Department for issuance of Notifications.

ATTESTED
to be true copy
ATTESTED

- 15 -

VAKALATNAMA
BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

Appeal _____ No _____ /2023

Musarrat Begum

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Education Dept

(RESPONDENT)
(DEFENDANT)

I/We Appellant

Do hereby appoint and constitute **Noor Mohammad Khattak Advocate Supreme Court** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. _____ / _____ /2023

Musarrat Begum

CLIENT

ACCEPTED

**NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT**

Waleed Adnan
WALEED ADNAN

Kamran Khan
KAMRAN KHAN

Umar Farooq Mohmand
UMAR FAROOQ MOHMAND

Waleed Adnan
WALEED ADNAN

&

Muhammad Ayub
**MUHAMMAD AYUB
ADVOCATES**

OFFICE:

Flat No. (TF) 291-292 3rd Floor,
Deans Trade Centre, Peshawar Cantt.
(0311-9314232)