

FORM OF ORDER SHEET

Court of _____

Appeal No. 1473/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
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1. 17/07/2023

**SCANNED
KPST
Peshawar**

The appeal of Mr. Muhammad Farid was today by Mr. Muhammad Amin Khattak be'ar' fixed for preliminary hearing before Single Judge Peshawar on 19.07.2023.

By the order of _____


REGISTRAR

18th July, 2023 1.

Learned counsel for the appellant present and argued that the appellant was transfer from DEO (M) Kohat to GHSS Muslim Abad, Kohat vide order dated 11.04.2023. The appellant filed department appeal on 12.04.2023 which was not responded then he went in Writ Petition before Hon'ble Peshawar High Court, Peshawar which was disposed off on 03.05.2023, with direction to the respondent to decide the departmental appeal of the appellant within 10 days but despite direction departmental appeal was not decided. In the meantime appellant transfer order dated 11.04.2023 was reverted through corrigendum dated 17.04.2023. The appellant assume the charge of Computer Operator on 19.04.2023. But on 28.04.2023 corrigendum order was cancelled. On 15.05.2023 the corrigendum order was again restored. The appellant approached the Education Department for taking charge then again on 20.06.2023 previous order dated 15.05.2023 was cancelled and appellant was directed to approach concerned school. The appellant when approached the concerned school the impugned order dated 11.04.2023 was restored on 04.07.2023. He further argued that within a span of three months appellant was transferred six times due to political interference. Frequent transfer of the appellant give smell of some considerations other than public interest and posting/transfer policy. Points needs consideration. Therefore, appeal in hand is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security fee within 10 days. Thereafter, notices be issued to respondents for submission of written reply/comments. Respondents be summoned through TCS the expenses of which be deposited by the appellant. Adjourned. To come up for written reply/comments on 27.07.2023 before S.B. P.P given to the appellant.

2. Annexed with the appeal there is an application for suspension of operation of impugned transfer order dated 11.04.2023. In the meanwhile operation of impugned order dated 11.04.2023 shall remain suspended to the extent of appellant till the date fixed.


(Rashida Bano)
Member (J)