

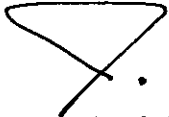
22.06.2023

Learned counsel for the appellant present. Mr. Fazal Shah Mohmand, Additional Advocate General for the respondents present.

Learned Member (Executive) Ms. Fareeha Paul is on leave, therefore, bench is incomplete. To come up for arguments on 06.07.2023 before the D.B. Parcha Peshi given to the parties.

SC JUDGE  
K. I. T.  
Peshawar

\*Naeem Amin\*

  
(Salah-ud-Din)  
Member (J)

**ORDER**6<sup>th</sup> July, 2023

1. Learned counsel for the appellant present. Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.
2. Vide our detailed judgement of today placed on file, the impugned transfer order dated 31.03.2023 to the extent of appellant is set aside. The authority is, at liberty to transfer the appellant, however, such order shall be specifying the public interest or the exigency of service of the appellant. Costs shall follow the event. Consign.
3. *Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal on this 6<sup>th</sup> day of July, 2023.*

  
(RASHIDA BANO)  
Member (J)

  
(KALIM ARSHAD KHAN)  
Chairman

\*Kaleemullah