

25th Aug, 2023 1. Appellant in person present. Mr. Asad Ali Khan, Assistant Advocate General alongwith Mr. Amjad Ali, Assistant for the respondents present.

2. Written reply/comments on behalf of the respondents has not been submitted. Representative of the respondents seeks time. He may do so before the next date. Last chance is given to the respondents. To come up for written reply on 04.09.2023 before S.B. P .P given to the parties.

SCANNED
KPST
Peshawar

*Adnan Shah *

(Kalim Arshad Khan)
Chairman

04.09.2023

Appellant alongwith clerk of her counsel present. Mr. Sifatullah, Assistant alongwith Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.

Representative of the respondents again sought time for submission of reply/comments. Last opportunity was given to the respondents but despite that they have failed to submit reply/comments, therefore, another opportunity is granted on payment of cost of Rs. 5000/- with the warning to positively submit reply/comments on the next date failing which, their right of defence for submission of reply/comments shall be deemed as struck of. Adjourned. To come up for reply/comments as well as cost of Rs. 5000/- on 14.09.2023 before the S.B. Parcha Peshi give to the parties.

(Salah-Ud-Din)
Member (J)


Naeem Amin

FORM OF ORDER SHEET

Court of _____

SCANNED
KPSI
Peshawar

Appeal No. 1630/2023

S.No.	Date of order proceedings	Order or other proceedings with reasons therefor
1	2	
1-	09/08/2023	<p>The appeal of Mst. Saira Gul brought by Mr. Noor Muhammad Khattak Advocate, F.P. was heard on preliminary hearing before Single Bench at Peshawar on 11-08-2023</p> <p style="text-align: right;">By the Bench</p> <p style="text-align: center;"> RASHIDA BANO</p> <p>11.08.2023</p> <p>1. Learned counsel for the appellant argued that appellant was transferred vide impugned notification dated 21.06.2023 which was communicated to the appellant on 12.07.2023 against which he filed departmental appeal on 12.07.2023 which was rejected on 08.08.2023. The appellant filed instant service appeal on 09.08.2023 under Section 4 of Khyber Pakhtunkhwa Service Tribunal Act, 1974. He argued that despite ban imposed by Election Commission of Pakistan, which is against the transfer/posting policy. Points raised need consideration. The appeal in hand is admitted to full 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. To come up for written reply/comments on 25.08.2023 before S.B. P.P given to learned counsel for the appellant.</p> <p>2. Alongwith the appeal there is an application of suspension of operation of impugned notification dated 21.06.2023. Notice of this application be given to the respondents for the date fixed.</p>


(Rashida Bano)
Member (J)

SCANNED
KPST
Peshawar