

FORM OF ORDER SHEET

Court of _____

Appeal No. 1792/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	06/09/2023	The appeal of Mr. Hakeem Jan presented today by Mr. Kamran Khan Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on <u>08-09-2023</u> .

**SCANNED
KPST
Peshawar.**

By the order of Chairman




REGISTRAR

08.09.2023

Learned counsel for the appellant argued that impugned transfer/posting order dated 14.04.2023 is against clause 4 and 13 (A&B) of the transfer/posting policy. He further argued that appellant was made rolling stone as he was frequently transferred vide order dated 11.01.2021, 12.02.2021, 09.04.2021, 16.04.2021, 21.06.2022 and 14.04.2023. He submitted that vide order dated 05.05.2023 official of lower rank was assign duties to look after charge of the post of SO (L&K) which is not in public interest as he is not suitable for the post. Appellant filed departmental appeal on 02.05.2023 which was not responded within stipulated period, hence instant service appeal filed on 06.09.2023. Point raised need consideration under Section 4 of Khyber Pakhtunkhwa Service Tribunal Act, 1974. Points raised need consideration. Instant appeal 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 within 3 days. Adjourned. To come up for written reply/comments on 15.09.2023 before S.B. P.P given to learned counsel for the appellant.

2. Alongwith the appeal there is an application for suspension of operation of impugned order dated 14.04.2023 to the extent of appellant. Notice of this application be issued to respondents. In the meanwhile operation of impugned order suspended, if not acted upon earlier.


(Rashida Bano)
Member (J)