

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR.

APPEAL NO. 1761/2023

RAHAM JAN VS EDUCATION DEPARTMENT

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RESPONDENT: 05

①

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

Service Appeal No. 1761/2023

Pakhtunkhwa
Tribunal
7728
19-09-23

Raham Jan, SST (Bio/Chem) BPS-16, ADEO (Estab) O/O the DEO (F)

Distt: Hangu R/O Village Dallan Hangu.

Appellant

VERSES

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, Female District Hangu.**
4. **The District Education Officer, Male District Hangu**
5. **Sami Ullah Khan, SST (M/P), BPS-16, GCMHS No.1 Hangu, under transfer to ADEO (Estb) O/O the DEO (F) Hangu..... Respondents**

PARA WISE COMMENTS ON BEHALF OF RESPONDENT 05

PRELIMINARY OBJECTIONS:-

1. That the appellant has got locus standi/causes of action to file instant appeal.
2. That the appellant has come to the Tribunal with clean hands.
3. That the appellant has concealed the material facts from this honourable tribunal.
4. That the appellant is estopped by his own conduct to sue the respondents.
5. That appeal of appellant is not maintainable in the present form.
6. That this honourable has no jurisdiction to entertain the present appeal.
7. That the present appeal is bad for non-joinder & mis-joinder of necessary parties.
8. That the appeal is based by law and limitation.

FACTS: -

1. That this para is correct to the extent that appellant is serving against SST (B/C) post in Distt: Education Department Hangu. He has been deputed to Education Office Hangu as ADEO wide E&SE order No.

4938-45/F.No. 43/ADEO (M) dated Peshawar 22/11/2018 and served in various capacities. (copy annexed "A")

2. That this para is partially incorrect. Appellant is concealing material facts. He served as ADEO (Estab) (M/F) Hangu for five years approximately. The appellant have served in DEO offices (Male & Female) District Hangu from 22/11/2018 to 09/08/2023 total service approximately five years. The appellant was transferred to school concerned from where he came to Education Office Hangu but this time he is leveling charges of the premature transfer. He had never objected when the appellant used to transfer with in the same office to various posts. (copies attached as Annexures B, C, D, E, F)
3. That this para is incorrect appellant is concealing material fact from the Honorable Tribunal. The competent authority has power to place the services of the civil servant anywhere in the province.
4. That this para is incorrect stop-gap arrangement transfer is need based. The said/reference transfer policy shall be applicable when the appellant take over charge in school not in an office. He never label it political transfer when he was transferred from one post to another in office rendering less than three years service in that regard.
5. That this para is incorrect. He did not preferred appeal to the competent authority i.e respdt. 01 secretary E&SE dept. Peshawar. Therefore, the present appeal is not maintainable & resultantly this Tribunal has got no jurisdiction to entertain the present appeal.

GROUND: -

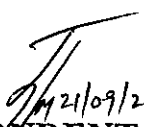
- a. That this para is incorrect. The notification issued by respondent No. 1&2 are as according to policy & rules and regulations. The subsequent orders of respondent 3,4 has not been challenged by the appellant. In this regard relief clamed is against law. Therefore the present appeal is liable to be dismissed.
- b. That this para is not correct. Respondent are law abiding servants. They never violated said articles of constitution.
- c. That this para is incorrect. They never violated any law & constitution of the country.

- d. That this para is incorrect. The respondent never violated the posting transfer policy. The notification dated 09/08/2023 & subsequent notification are as according to law, rules and regulation (Annexure H, G)
- e. That this para is incorrect. Respondent issued notifications in best interest of public and never violated fundamental rights of the constitution.
- f. That this para is incorrect. Transfer notification has been issued in public interest as according provincial posting & transfer prevailing policy on the basis of stop gape arrangements.
- g. That this para is incorrect. In the present transfer, allegation of political interference are baseless & false. The appellant served in the education office since 28/11/2018 and never completed the transfer tenure but when the appellant was transferred out of education office, started leveling of allegation of political interference which is baseless & has been framed to satisfy his own interests. Service is not rendered on choice but public interest.
- h. That this para is incorrect. The appellant should not conceal facts from the Tribunal. Noting can new be introduced out from his pleadings.

Since there is no weight in the present appeal, the appellant is concealing material facts from this Honourable Tribunal, disserve no relief. Therefore, present appeal be dismissed with costs.

(For Reference, Authority honourable, Supreme Courte of Pakistan Civil Petition number (1532) of 2022.

(ANX-M)


21/09/2023
RESPONDENT: 05

Sami Ullah Khan SST (M/P) BPS-16

GCMHS No.1 Hangu.

Under Transfer to ADEO (Estb)

O/O the DEO (F) Hangu.

0333-9673493

4

**Raham Jan SST Bio/Chem (Teaching Cadre) Service detail in
Education Office Male & Female District Hangu.**

1. Raham Jan SST B/C _____ ADEO (Estb Male) O/O the DEO Male Ends No. 4938-45 F.No 43/ADEO (M) transfer dated: 22-11-2018 (Anx-A)
2. Raham Jan ADEO (Estb Male) _____ Service places at the disposal of DEO Male Hangu
Ends No. 22744-47 F.No 436/Vol – 3 / ADEO Male Transfer (Anx-B)
3. Tenure required to directorate by e-mail address from DEO Male Hangu.
No. 6431 DEO Male dated: 29/06/2021 (Anx-C)
4. Raham Jan ADEO Estb: Primary DEO Male Hangu _____ service places at the disposal of DEO Hangu.
Ends: No. 6971-73 F. No/ADEO Male Hangu dated 08/04/2022
5. Raham Jan SST Bio/Chem _____ ADEO (Estb) O/O the DEO Female Hangu Ends:
No. 5568-73 F. No/ADEO Male transfer Hangu dated 12/08/2022 (Anx-D)
6. Raham Jan ADEO (Estb) Female _____ service places at the disposal of DEO Male Hangu
Ends: 100-4 H / ADEO Male transfer 09/08/2023 (ANX-F)

NOTE:-

1. **Total tenure in DEO (M) Office Hangu
03 years 09 Months**
2. **Total tenure in DEO (F) Office Hangu
01 year**

(ANY - A)

5

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR

OFFICE ORDER.

Muhammed Batool Jan SST GHSS, Dalian Hangu is hereby transferred and posted against the vacant post of ADEO O/O DEO (M) Hangu in his own pay & BPS in the interest of public service with immediate effect with the following terms and conditions.

TERMS AND CONDITIONS.

1. Charge report should be submitted to all concerned.
2. No TA/DA etc are allowed
3. The order of the above named SST (teaching cadre) will be effective subject to the conditions that he will give an undertaking/affidavit on legal paper/stamp paper to DEO (Male) Hangu to the effect not to claim seniority of Management cadre.
4. His seniority will be intact in teaching cadre as per rules. He will not affect the promotion of any incumbent of that cadre.
5. The terms & conditions mentioned in his appointment order of SST (teaching cadre) will intact.
6. He will not claim any kind of absorption in Ministerial cadre. Note:


Order No 4938-45

No 47ADLO (M) (M) Transfer


Dated Peshawar the 22-11-2018.

Copy of the above is to the:

1. Accountant General Khyber Pakhtunkhwa, Peshawar.
2. District Education Officer (M) Hangu
3. District Account Officer Hangu
4. Principal concerned.
5. Official concerned.
6. P/o Director (E&SE) Khyber Pakhtunkhwa Peshawar
7. Master file.


Deputy Director (Estab)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

R


S

Better Copy

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR

OFFICE ORDER.

Muhammad Raham Jan SST GHSS, Dallan Hangu is hereby transferred and posted against the vacant post of ADEO O/O DEO (M) Hangu in his own pay & BPS in the interest of public service with immediate effect with the following terms and conditions.

TERMS AND CONDITIONS

1. Charge report should be submitted to all concerned.
2. No TA/DA etc are allowed.
3. The order of the above named SST (Teaching cadre) will be effective subject to the conditions that he will give an undertaking/affidavit on legal paper/stamp paper to DEO (Male) Hangu to the effect not to claim seniority of Management cadre.
4. His seniority will be intact in teaching cadre as per rules. He will not affect the promotion of any incumbent of that cadre.
5. The terms & conditions mentioned in his appointment order as SST (teaching cadre) will intact.
6. He will not clam any kind of absorption in Ministerial cadre. Note:-

Endst: No. _____ /F. No. 43/ADEO(M) (M) Transfer Dated Peshawar the _____ 2018

Copy of the above is to the

1. Accountant General Khyber Pakhtunkhwa, Peshawar.
2. District Education Officer (M) Hangu\
3. District Accounts Officer Hangu.
4. Principal concerned.
5. Official concerned.
6. PA to Director (E&SE) Khyber Pakhtunkhwa, Peshawar.
7. Master File.

Deputy Director (Estab)
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar

6 (ANX-B)



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

NOTIFICATION



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

NOTIFICATION

The Competent Authority is pleased to order transfer/posting of the following officers (T.C) in their own pay scale, with immediate effect in the interest of public service.

| S# | Name & Designation | From | To (posted as) | Remarks |
|----|------------------------|------------------------------|---|---------|
| 1 | Mr. Khalid Mehmood SST | GMS Darband | ADEO(Est)at O/O DEO(M) Hangu | V#2 |
| 2 | Mr. Rahim Jan SST | ADEO(Est)at O/O DEO(M) Hangu | Services placed at the disposal of DEO(M) Hangu | - |
| 3 | Mr. Habib Gul SST | GMS Wrasta | ADEO(Est)at O/O DEO(F) Hangu | V#4 |
| 4 | Mr. Rahim Ud Din SPET | ADEO(Est)at O/O DEO(F) Hangu | Services placed at the disposal of DEO(M) Hangu | - |

Note:

1. Posting/Adjustment of Teaching Cadre Officers shall be considered as stop-gap arrangement till the arrival of Management Cadre officers.
2. The order of the above mentioned Teaching cadre officers will be effective subject to the condition that they will give an undertaking/affidavit on legal paper/stamp paper to DEO (M) Hangu to the effect, not to claim seniority of Management cadre.
3. Charge Report should be submitted to all concerned.
4. No TA/ DA is allowed.
2. The terms & conditions mentioned in their appointment order as teaching cadre will remain intact.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa

Encls No ⁰²⁷⁴⁴⁻⁴⁷ F.NO.136/Vol-VADEOs (M) Transfers Dated the Peshawar 3/11/2020

- Copy forwarded to the:
1. District Education Officer (MA) Hangu.
 2. District Accounts Officer Hangu.
 3. Officers Concerned.
 4. Master Copy.

3/11/2020
Deputy Director (Estab)
Elementary & Secondary Education
Khyber Pakhtunkhwa

B

Better Copy

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR

NOTIFICATION

The Competent Authority is pleased to order transfer/posting of the following officers (T.C) in their own pay scale, with immediate effect in the interest of public service.

| S# | Name & Designation | From | To | Remarks |
|----|---------------------------|-----------------------------------|---|---------|
| 1 | Mr. Khalid Mehmood SST | GMS Darband | ADEO (Estba) O/O DEO(M) Hangu | V=2 |
| 2 | Mr. Raham Jan SST | ADEO(Est)at O/O DEO(M) Hangu | Services placed at the disposal of DEO(M) Hangu | = |
| 3 | Mr. Habib Gul SST | GMS Wrasta | ADEO(Estab) O/O DEO(F) Hangu | V=4 |
| 4 | Mr. Rahim Udin SPET | ADEO (Estab) O/O DEO (F) Hangu | Services placed at the disposal of DEO(M) Hangu | = |

TERMS & CONDITIONS

1. Posting/Adjustment of Teaching Cadre Officers shall be considered as stop-gap arrangement till the arrival of Management Cadre officers.
2. The order of the above mentioned Teaching cadre officers will be effective subject to the condition that they will give an undertaking/affidavit on legal paper/stamp paper to DEO (M) Hangu to the effect, not to claim seniority of Management cadre.
3. Charge report should be submitted to all concerned.
4. No TA/DA is allowed.
5. The terms & conditions mentioned in their appointment order as teaching cadre will remain intact.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa

Endst: No. _____ F.No.436/Vol-3?ADEOs (M)/Transfer Dated the Peshawar _____/2023

Copy forwarded to the:

1. District Education Officer (M/F) Hangu.
2. District Accounts Officer Hangu.
3. Officers Concerned.
4. Master Copy

Assistant Director (Estab M-I)
Elementary & Secondary Education
Khyber Pakhtunkhwa

(7) (ANX-C)

Office Of The District Education Officer (Male)
District Hangu

No. 6431 /- Dated Hangu the 29/6/2021

The Director
Elementary & Secondary Education
Khyber Pakhtunkhwa Peshawar.

Subject: **Tenure Of ADEOs/ASDEOs Teaching & Management cadre**
Memo

Reference your email received today on 29/06/2021 on the subject cited above, the requisite information regarding tenure of ADEOs/ASDEOs teaching and management cadre is as under:

| S# | Name & Desg | Cadre/Teaching /Management | Tenure |
|----|---|----------------------------|---------------------------|
| 1 | Zahir ur Rehman ADEO (Sports) o/o DEO (M) Hangu | Management Cadre | 6 Years 0 Months 27 Days |
| 2 | Shams ur Rehman ASDEO o/o SDEO (M) Pry: Hangu | Management Cadre | 10 Years 01 Month 02 Days |
| 3 | Ainullah ADEO (P&D) o/o DEO (M) Hangu | Teaching Cadre | 7 Years 10 Months 03 Days |
| 4 | Dost Muhammad ADEO Inspection o/o DEO (M) Hangu | Teaching Cadre | 04 Years 04 Month 22 Days |
| 5 | Muhammad Raham Jan ADEO Secy: o/o DEO (M) Hangu | Teaching Cadre | 2 Years 07 months 07 Days |
| 6 | Hashim khan ADEO Pry: o/o DEO (M) Hangu | Teaching Cadre | 2 Year 05 Month 14 Days |
| 7 | Ahmad Shaheen ASDEO o/o SDEO (M) Pry: Hangu | Teaching Cadre | 07 Months 27 Days |
| 8 | Wali Muhammad ASDEO o/o SDEO (M) Pry: Thall | Teaching Cadre | 01 Year 09 Months 19 Days |

District Education Officer
(Male) Hangu

Better copy

Office Of The District Education Officer (Male)
District Hangu

No. _____/-

Dated Hangu the ____/____/2021

The Director,
Elementary & Secondary Education,
Khyber Pakhtunkhwa Peshawar.

Subject: Tenure Of ADEOs/ASDEOs Teaching & Management cadre

Memo:

Reference your email received today on 29/06/2021 on the subject cited above, the requisite information regarding tenure of ADEOs/ASDEOs teaching and management cadre is as under:

| S# | Name & Desg: | Cadre/Teaching/Management | Tenure |
|----|--|---------------------------|-------------------------------|
| 1 | Zahir ur Rehman ADEO (Sports) O/O DEO (M) Hangu | Management Cadre | 6 years 0 Months 27 Days |
| 2 | Shams ur Rehman ASDEO O/O SDEO (M) Pry: Hangu | Management Cadre | 10 years 01 Months 2 Days |
| 3 | Ainullah ADEO (P&D) O/O DEO (M) Hangu | Teaching Cadre | 7 years 10 Months 03 Days |
| 4 | Dost Muhammad ADEO Inspection O/O DEO (M) Hangu | Teaching Cadre | 4 years 04 Months 22 Days |
| 5 | Muhammad Raham Jan ADEO Secy: O/O DEO (M) Hangu | Teaching Cadre | 2 years 07 Months 07 Days |
| 6 | Hashim Khan ADEO Pry: O/O DEO (M) Hangu | Teaching Cadre | 2 years 05 Months 14 Days |
| 7 | Ahmad Shaheen ASDEO O/O SDEO (M) Pry: Hangu | Teaching Cadre | 07 Months 27 Days |
| 8 | Wali Muhammad ASDEO O/O SDEO (M) Pry: Thall | Teaching Cadre | 01 years 09 Months 19 Days |

8 (ANY-E)



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

NOTIFICATION

The Competent Authority is pleased to order transfer/posting of the following officers in their own pay scale, with immediate effect in the interest of public.

| S# | Name & Designation | From | TO | Remarks |
|----|------------------------------------|--|--|---------|
| 1 | Mr. Syed Salah Uddin ASDEO(M.C) | Services at DEO(M) Disposal | ASDEO(M) Circle Thall District Hangu | V#2 |
| 2 | Mr. Wali Muhammad SST(G) | ASDEO(M) Circle Thall District Hangu | ADEO (Est-Primary) at O/O DEO(M)Hangu on stopgap arrangement | AVP |
| 3 | Mr. Raham Jan SST(B/C) | ADEO (Est- Primary) at O/O DEO(M)Hangu | Services placed at the disposal of DEO(M) Hangu | |

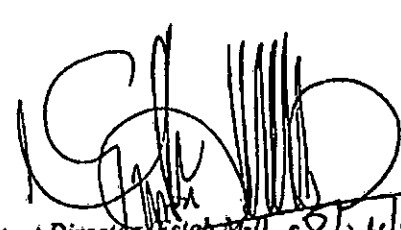
Note:

1. Charge Report should be submitted to all concerned.
2. No TA/DA is allowed.
3. The order of the above mentioned Teaching cadre officer(S#2) will be effective subject to the condition that he will give an undertaking/affidavit on legal paper/stamp paper to DEO (M) Hangu to the effect, not to claim seniority of Management cadre.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa

Endst: No. 6971-73 F.NO.ADEOS/ (M) Hangu Dated the Peshawar 08/04/2022
Copy forwarded to the:

1. District Education Officer (M) Hangu.
2. District Accounts Officer Hangu.
3. Officers Concerned.
4. Master Copy.


Assistant Director (Estab M-1)
Elementary & Secondary Education
Khyber Pakhtunkhwa

08/04/2022

B

Better copy

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR

NOTIFICATION

The Competent Authority is pleased to order transfer/posting of the following officers in their own pay scale, with immediate effect in the interest of public.

| S# | Name & Designation | From | To | Remarks |
|----|------------------------------------|---|--|---------|
| 1 | Mr. Syed Salah Uddin ASDEO(M.C) | Services at DEO(M) Disposal | ASDEO(M) Circle Thall District Hangu | Va2 |
| 2 | Mr. Wali Muhammad SST(G) | ASDEO(M) Circle Thall District Hangu | ADEO (Est-Primary) at O/O DEO(M) Hangu on stopgap arrangement | AVP |
| 3 | Mr. Raham Jan SST (B/C) | ADEO(Est- Primary)at O/O DEO(M) Hangu | Services placed at the disposal of DEO(M) Hangu | AVP |

Note:-

1. Charge report should be submitted to all concerned.
2. No TA/DA etc are allowed.
3. The order of the above mentioned Teaching Cadre Officer (S#2) will be effective subject to the conditions that he will give an undertaking/affidavit on legal paper/stamp paper to DEO (Male) Hangu to the effect not to claim seniority of Management cadre.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa

Endst: No. _____ F.No.ADEOS/ (M)/Hangu Dated the Peshawar _____ /2023
Copy forwarded to the:

- 1.
2. District Education Officer (M) Hangu.
3. District Accounts Officer Hangu.
4. Officers Concerned.
5. Master Copy

Assistant Director (Estab M-I)
Elementary & Secondary Education
Khyber Pakhtunkhwa

9 (ANX-D)



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

Phone: 091-9225344

Email: ddadmn.es@gmail.com

NOTIFICATION

The Competent Authority is pleased to order transfer/posting of the following officers (TC) in their own pay scale, with immediate effect in the interest of service.

| No | Name & Designation | From | TO | Remarks |
|----|---------------------------|--------------------------------------|---|---------|
| 1 | Mr. Amirul Haq SST (G) | ADEO (Sports) at O/O DEO(M) Hangu | ADEO (P&D) at O/O DEO(F) Hangu | AVP |
| 2 | Mr. Karam Jan SST (B4) | Awaiting for posting | ADEO (Est-Primary) at O/O DEO(F) Hangu | AVP |

TERMS & CONDITIONS

1. Posting/Adjustment of Teaching Cadre Officers shall be considered as stop-gap arrangement till the arrival of Management Cadre officers.
2. The order of the above mentioned Teaching cadre officers will be effective subject to the condition that they will give an undertaking/affidavit on legal paper/stamp paper to DEO (M/F) Hangu to the effect, not to claim seniority of Management cadre.
3. Charge Report should be submitted to all concerned.
4. No TAD/DA is allowed.
5. The terms & conditions mentioned in their appointment order as teaching cadre will remain intact.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa

10/11/22

NO. ADEOSV (M) Transfers- Hangu

Dated the Peshawar 10/11/22 2022

Copy forwarded to the:

1. District Education Officer (M/F) Hangu.
2. District Accounts Officer Hangu.
3. Mr. Hudaib Ullah focal person IEMIS Local Directorate.
4. Officers concerned.
5. Master Copy

Assistant Director (Estab M-I)
Elementary & Secondary Education
Khyber Pakhtunkhwa

Better copy

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR

NOTIFICATION

The Competent Authority is pleased to order transfer/posting of the following officers (T.C) in their own pay scale, with immediate effect in the interest of public service.

| S# | Name & Designation | From | To | Remarks |
|----|----------------------------|---------------------------------------|---|---------|
| 1 | Mr. Ainullah SST (G) | ADEO (Sports) at O/O DEO (M) Hangu | ADEO (P&D) at O/O DEO(F) Hangu | AVP |
| 2 | Mr. Raham Jan SST (B/C) | Awaiting for posting | ADEO (Est-Primary) at O/O DEO(F) Hangu | AVP |

TERMS & CONDITIONS

1. Posting/Adjustment of Teaching Cadre Officers shall be considered as stop-gap arrangement till the arrival of Management Cadre officers.
2. The order of the above mentioned Teaching cadre officers will be effective subject to the condition that they will give an undertaking/affidavit on legal paper/stamp paper to DEO (M/F) Hangu to the effect, not to claim seniority of Management cadre.
3. Charge report should be submitted to all concerned.
4. No TA/DA is allowed.
5. The terms & conditions mentioned in their appointment order as teaching cadre will remain intact.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa

Endst: No. _____ F.No.ADEOS/ (M)/Transfer Hangu Dated the Peshawar _____/2023

Copy forwarded to the:

1. District Education Officer (M/F) Hangu.
2. District Accounts Officer Hangu.
3. Mr. Hidayat Ullah focal person IEMIS Local Directorate.
4. Officers Concerned.
5. Master Copy

Assistant Director (Estab M-I)
Elementary & Secondary Education
Khyber Pakhtunkhwa

(16)

(ANX-F)

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

NOTIFICATION

Consequent upon the relaxation of ban on posting/transfer inside the district accorded by the Competent Authority as per para-3 of the letter issued vide No. SO(SM) E&SED/5-17/2023 Peshawar dated 12-06-2023 and approval of the Competent Authority (Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar), the transfer/posting of the following officers/officials are hereby ordered on their own pay & scales with immediate effect in the best interest of public service.

| S# | Name & Designation | From | To (posted as) | Remarks |
|----|---|---------------------------------------|--|----------|
| 1 | Mr. Sami Ullah Khan SST (M/F) DPS-16 | OCMHS No.1 Hangu | ADEO (Estab) O/O the DEO (F) Hangu | V. Sr. 2 |
| 2 | Mr. Rahman Jani SST (MC) DPS-16 | ADEO (Estab) O/O the DEO (F) Hangu | Services placed at the disposal of DEO (M) Hangu. | |

TERMS & CONDITIONS:

- 1- Posting/Adjustment of Teaching Cadre Officers shall be considered as stop-gap arrangement till the arrival of Management Cadre officers.
- 2- The order of the above named SSTs will be effective subject to the condition that they will give an undertaking/affidavit on legal paper/stamp paper to DEO (F) Hangu to the effect, not to claim seniority of Management Cadre.
- 3- Charge Report should be submitted to all concerned.
- 4- No TA/DA is allowed.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa

Order No. 162-4 H-I/ADEOs (M) Transfer Haripur Dated. 09/08/2023

Copy forwarded to the:

1. District Education Officer (M/F) Hangu.
2. District Accounts Officer Hangu.
3. Officers Concerned.
4. PA to Director E&SE KPK Peshawar.

(Signature)
Assistant Director (Estab M-I)
Elementary & Secondary Education
Khyber Pakhtunkhwa

B

Better Copy.

DIRECTORATE OF ELEMENTARY & SECONDARY EDUCATION KHYBER
PAKHTUNKHWA, PESHAWAR

NOTIFICATION:

Consequent upon the relaxation of ban on posting/transfer inside the district accorded by the Competent Authority as per para 3 of the letter issued vide No. SO(SM) E&SED/5-17/2023 Peshawar dated 12-06-2023 and approval of the Competent Authority (Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar), the transfer/posting of the following officers/officials are hereby ordered on their own pay & scales with immediate effect in the best interest of public service.

| S# | Name & Designation | From | To (posted as) | Remarks |
|----|---|---------------------------------------|--|----------|
| 1 | Mr. Sami Ullah Khan SST (M/P) BPS-16 | GCMHS No. 1 Hangu | ADEO (Estab) O/O the DEO (F) Hangu | V. Sr. 2 |
| 2 | Mr. Raham Jan SST (B/C) BPS-16 | ADEO (Estab) O/O the DEO (F) Hangu | Services placed at the disposal of DEO (M) Hangu. | |

TERMS & CONDITIONS:

1. Posting/Adjustment of Teaching Cadre Officers shall be considered as stop-gap arrangement till the arrival of Management Cadre officers.
2. The order of the above named SSTs will be effective subject to the condition that they will give an undertaking/affidavit on legal paper/stamp paper to DEO (F) Hangu to the effect, not to claim seniority of Management Cadre.
3. Charge Report should be submitted to all concerned.
4. No TA/DA is allowed.

DIRECTOR
Elementary & Secondary Education
Khyber Pakhtunkhwa

Endst: No. _____ H-1/ADEOs (M)/Transfer Haripur Dated the Peshawar _____/2023

Copy forwarded to the:

1. District Education Officer (M/F) Hangu.
2. District Accounts Officer Hangu.
3. Officers Concerned.
4. PA to Director E&SE KPK Peshawar.

Assistant Director (Estab M-I)
Elementary & Secondary Education
Khyber Pakhtunkhwa

1-12

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) HANGU

CHARGE RELIEVING CERTIFICATE

Consequent upon the transfer of Mr Rehman Jan ADEO(Estb) of this Office vide Director Elementary & Secondary Education Khyber Pakhtoonkhwa Peshawar Notification No.1004/H-1/ADEOs/(M)/Transfer Haripur dated Peshawar the 09/10/2023, is hereby relieved of his duties today on 10/8/2023 fore noon and directed to report to District Education Officer (M) Hangu for further duty.


DISTRICT EDUCATION OFFICER
FEMALE HANGU

Endst: No. 3498-99

Dated Hangu the 22/08 /2023

Copy forwarded for information to the:-

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. District Accounts Officer Hangu.


DISTRICT EDUCATION OFFICER
FEMALE HANGU

5-13




Office Of The District Education Officer (M)
District Hangu

OFFICE ORDER

Reference Directorate of Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar letter No.100-04 H-1/ADEOs(M) Transfer dated 09/08/2023, Mr. Muhammad Raham Jan ADEO (Estab) O/O the DEO (F) Hangu is hereby adjusted against vacant post of SST (B/C) at GHS Chapri Waziran on his own pay and scale with immediate effect in the best interest of public service.

Note: 1. No TA/DA is allowed.


2. Charge Report should be submitted to all concerned.


District Education Officer
(Male) Hangu

Endst No. 3100-06 Dated 18.08 /2023

Copy to the:

1. Director Elementary & Secondary Education KP, Peshawar.
2. Deputy Commissioner Hangu.
3. District Education Officer (Female) Hangu.
4. District Account Office Hangu.
5. District Monitoring Officer, EMA, Hangu.
6. Head Master GHS Chapri Waziran.
7. Teacher Concerned.
8. Office Copy


District Education Officer
(Male) Hangu




K-14

**OFFICE OF THE PRINCIPAL, GOVT: CENTINNIAL MODEL
HIGH SCHOOL NO, 1 HANGU.**

CHARGE RELIEVING CERTIFICATE.

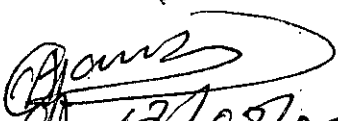
Consequent upon the transfer of Mr. Sami Ullah Khan SST
(Maths Physic) of this school vide Director of Elementary and Secondary Education
Khyber Pakhtun Khawa Notification No 1004-/H-1/ADEOs/(M)/Transfer Haripur
Dated Peshawar the 09-10-2023, is hereby relieved of his duties from this school on
the afternoon of this day dated 10/8/2023 and he is directed to report to
District Education Officer, (Female) Hangu for further duty accordingly..


PRINCIPAL,
GCMHS NO, 1 HANGU.

Endst:No. 6792-94 /Dated Hangu the 10/8 /2023.

Copy of the above for information to the:-

1. Director of Elementary & Secondary Edu: K.P.K. Peshawar
2. District Account Officer, Hangu
3. Accountant local School.


12/08/23
PRINCIPAL,
GCMHS NO, 1 HANGU.

L- (15)

To,

The District Education Officer,
(Female) Hangu

Subject: ARRIVAL REPORT

Memo:

It is stated for your kind information that I have been transferred to your kind office against the post of ADEO(Estb) Vide No 100-4H-I/ADEOs (BPS-16) dated 09/08/2023. So, I submit my arrival report to your office on this day 11/08/2023 (Fore noon) for onward duty. Hence may kindly be accepted and obliged.

Thanks


Dated: 11/08/2023

Yours obediently

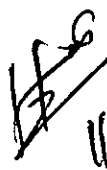


SAMIULLAH KHAN ADEO(ESTB)
DEO(F)Hangu

C/Signed


11/08/23

DA


11/08/23



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 posting/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 DFOs/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.

DIST
HANCU
Hard
Area

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.

Better copy

84 ESTA CODE [Establishment Code Khyber Pakhtunkhwa]

Posting and Transfer

Statutory Provision.

Section 10 of the NWFP Civil Servants Act, 1973.

Posting and Transfer. Every civil servant shall be liable to serve anywhere within or outside the Province, in any post under the Federal Government, or any Provincial Government or Local authority, or a Corporation or body set up or established by any such Government:-

Provided that nothing contained in this section shall apply to a civil servant recruited specifically to serve in a particular area or region;

Provided further that, where a civil servant is required to serve in a post outside a service or cadre, his terms and conditions of service as to his pay shall not be less favourable than those to which he would have been entitled if he had not been so required to serve.

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) { }
- vi) While making postings/transfer from settled areas to FATA and vice-versa, specific approval of Governor, NWFP needs to be obtained

²While making postings/transfers of officers/officials up to BS-17, from settled areas to FATA and vice-versa approval of the Chief Secretary NWFP

1 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.

2 Added vide Urdu circular letter No. SOR-VI(E&AD)1-4/2003, dated 21-09-2004

- 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.

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.



ANX H, (19)

**GOVERNMENT OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT
(REGULATION WING)**

Dated Peshawar the 07/01/2016

NOTIFICATION

No.FD(SOSR-KI)8-18/2016. In continuation of this Department Notification of even number dated 06/08/2011, the Provincial Cabinet of Khyber Pakhtunkhwa has been pleased to accord approval to the Incentive for doctor (All the following cadres) excluding those working in MTIs on the basis of territory (Districts declared as Category A, B & C) / unattractive / attractive specialties and enhanced the Health Professional Allowance as under to ensure presence of doctors at all levels of health facilities, which is mandatory for the provision of minimum health services to the people of Khyber Pakhtunkhwa w.e.f. 01/01/2016:-

| Cadre | Existing rates of HPA | Districts | | | | | |
|---|--|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|
| | | Category-A | | Category-B | | Category-C | |
| Districts Specialists, Non-attractive specialties (radiology, Pathology, Anaesthesia) | Rs.10,000/- | Rs.80,000/- | | Rs.100,000/- | | Rs.140,000/- | |
| Districts Specialists, Attractive specialties | Rs.10,000/- | Rs.60,000/- | | Rs.80,000/- | | Rs.100,000/- | |
| Health Managers | Rs.15,000/- (BPS-17) Rs.10,000/- (BPS-18 & above) | Rs.56,000/- | | Rs.76,000/- | | Rs.96,000/- | |
| Medical officer / Dental surgeon | Rs.15,000/- (BPS-17) Rs.10,000/- (BPS-18 & above) | Urban 42,000 | Rural 52,000 | Urban 62,000 | Rural 72,000 | Urban 82,000 | Rural 92,000 |

The categorization of districts on the basis of hard to reach area, geographic terrain, security situation and lack of development and infrastructure shall be as under:-

Districts Category-A

1. Peshawar
2. Abbottabad

Districts Category-B

3. Nowshera
4. Swat
5. Kohat
6. Mardan
7. Bannu
8. Charsadda
9. Dera Ismail Khan
10. Dir Lower
11. Haripur
12. Mansehra
13. Malakand
14. Swabi

Districts Category-C

15. Buner
16. Battagram
17. Chitral
18. Dir Upper
19. Hangu
20. Karak
21. Kohistan
22. Lakki Marwat
23. Shangla
24. Tank
25. Torghar

The districts are internally further segregated into urban and rural settings for awarding incentives to ensure health services delivery in far flung and hard areas within districts.

P.T.O.

20

- 2 -

The above enhanced Health Professional Allowance will be admissible subject to the following conditions:

- i. The existing allowances for doctors (Anaesthesia allowance in district hospital hard & hardest. Special package / incentives at Civil Hospital Gari Habibullah Manshra, incentives allowance to Gynaecologist and lady doctors at Districts Batagram Kohistan, Hangu, Tank, Buner, Dir Upper, Dir Lower, Shangla and Chitral) shall be discontinued except Non-practicing Allowance.
- ii. Will be admissible only during their period of posting against the sanctioned posts at Health Department.
- iii. Will not be admissible during earned leave, study leave & extraordinary leave except casual leave.
- iv. Shall not be treated as part of emoluments for the purpose of calculation of pension and recovery of House Rent etc.
- v. Shall not be admissible to the employees posted/deputed outside the Health Department.

SECRETARY TO GOVERNMENT
OF KHYBER PAKHTUNKHWA
FINANCE DEPARTMENT

Encl: No. & date even.

Copy for information and necessary action is forwarded to the:-

1. Secretary to Government of Khyber Pakhtunkhwa, Health Department.
2. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
3. Director MIU, Finance Department.
4. The Director, Treasuries and Accounts, Khyber Pakhtunkhwa, Peshawar.
5. The District Comptroller of Accounts, Peshawar, Mardan, Kohat, Bannu, Abbottabad, Swat and D.I. Khan.
6. The All the District Accounts Officers in Khyber Pakhtunkhwa.
7. The Treasury Officer, Peshawar.
8. Budget Officer-VI, Finance Department

(WAZIR MUHAMMAD AFGAR)
SECTION OFFICER (SR.II)

IN THE SUPREME COURT OF PAKISTAN

(Appellate
Jurisdiction)

Present:

Mr. Justice Umar Ata Bandial, HCJ
Mrs. Justice Ayesha A. Malik
Mr. Justice Athar Minallah

CIVIL PETITION NO.1532 OF 2022

(Against the judgment dated 27.04.2022
of the Baluchistan Service Tribunal,
Quetta passed in Service Appeal No.62 of
2022)

Dr. Muhammad Saleem ...
Petitioner

Versus

Government of Baluchistan, and others ...
Respondent(s)

For the petitioner: Mr. Kamran Murtaza, Sr.ASC
For respondent Mr.M.Ayaz Swati, Addl.AG
No.1: Baluchistan.
For Respondent Ms. Gulzar Butt, ASC
No.3:

Date of hearing: 20.01.2023

ORDER

Athar Minallah, J.- Dr. Muhammad Saleem
(‘petitioner’) has sought leave against judgment,
dated 27.4.2022, of the Baluchistan Service Tribunal
(‘Tribunal’).

2. The controversy stems from the transfer order of Dr. Shamsullah Bazai (**'respondent'**) from the post of Principal, Loralai Medical College (**'College'**). The respondent was posted as Principal of the College vide notification, dated 04.12.2020. The competent authority, vide notification dated 17.10.2021, directed the respondent to report to the Specialized Healthcare and Medical Education Department, but the notification was later withdrawn vide notification, dated 26.10.2021. He was transferred from the post of the Principal of the College and to the post of Professor (B-20) and Head of Ophthalmology Department, Bolan Medical College, vide notification dated 11.02.2022, while the petitioner replaced him as

CP 1532/22

2

Principal of the College. The respondent filed a departmental appeal and it was rejected by the competent authority vide order dated 17.2.2022. He then preferred an appeal before the Tribunal which

was allowed vide the impugned judgment dated 27.4.2022.

3. We have heard the learned counsels for the parties and the Additional Advocate General of Baluchistan.

4. The respondent had challenged his posting/transfer orders. He had taken the stance in his departmental representation that allowing him to continue to hold the post of the Principal of the College was in the public interest. Likewise, the Tribunal had concluded that the transfer of the respondent from the latter post was not in the public interest. The Tribunal had raised concerns regarding the status of governance, besides placing reliance on the judgments of this Court, so as to justify interference with the executive functions in connection with posting/transfer of employees. The judgments relied upon were distinguishable, while the principles enunciated in the context of the executive domain with respect to transfer and postings of employees/civil servants appears to have been excluded from consideration.

5. This Court has already highlighted the scope of

interference with the executive function of postings and transfers of government officials.¹ It has been held that the transfer of a government official from one place or post to another to meet the exigencies of service was within the exclusive domain and competence of the competent authorities of the executive organ of the State and, ordinarily, it is not amenable to interference except in extraordinary circumstances. This principle is subject to the

CP 1532/22

3

condition that the terms and conditions of service are not adversely affected. Moreover, an official has no vested right to claim to be posted/transferred to any particular place of his choice, nor is there a vested right to continue to hold a particular post at a particular place. The transfer and posting of a government servant is limited to the given tenure, if any, or at the pleasure of the competent authority. The question of whether the posting and transfer made by the competent authority was in the public interest is not open to judicial review by a tribunal or

¹ *Fida Husain Shah and others v. Government of Sindh and others* (2017 SCMR 798)

court and utmost caution and restraint ought to be exercised in interfering with or encroaching upon the exclusive domain of the executive authorities. The decisions in connection with posting and transfer of government servants must not be subjected to judicial scrutiny unless a law has been clearly violated or mala fide and malice is established without the need for making an inquiry. The interference of the Tribunal or courts in matters relating to postings and transfers is, therefore, an encroachment upon the executive domain and in breach of the seminal principle of separation of powers embedded in the Constitution. The Tribunal was not justified in interfering with the posting/transfer orders of the respondent nor was it in consonance with the settled principles relating thereto. The impugned judgment is, therefore, set-aside and with leave of this Court the petition is converted into an appeal and allowed.

Chief Justice

Judge

Islamabad the,

20th January, 2023

APPROVED FOR REPORTING.

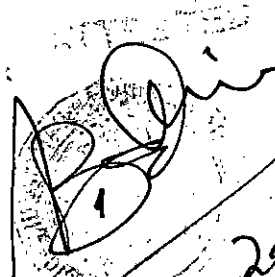
(Aamir Sh.)

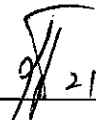
AFFIDAVIT

I, Sami Ullah Khan Respondent No 5 do hereby affirm and declare on oath that the contents of this Reply/Comments are true and correct to the best of my knowledge and belief nothing has been concealed from this Hon'ble Service Tribunal.

it is further stated on oath that in this appeal the answering respondents have neither been placed in parties nor their defense struck off list.

Dated 21.09.2023


21-09-2023


21/9/23.
Respondent No. 5