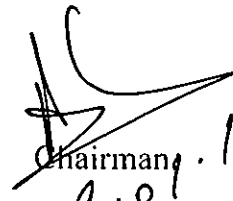


09.01.2017

Appellant with counsel and Addl. AG for the respondents present. Counsel for the appellant requested for withdrawal of the appeal as the respondents have adjusted the appellant at another station.

In view of the above the appeal is dismissed as withdrawn. File be consigned to the record room.

ANNOUNCED  
09.01.2017

  
Chairman. 17.  
09.01.17

29.09.2016

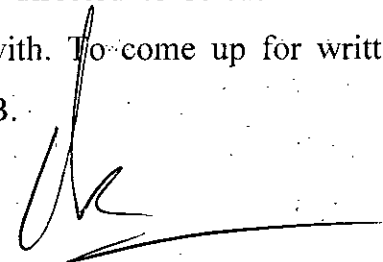
Clerk to counsel for the appellant and Mr. Murtaza Khan, Stenographer alongwith Addl. AG for respondents present. Written reply not submitted. Requested for adjournment. To come up for written reply/comments on 30.11.2016 before S.B.

  
Chairman

30.11.2016

Appellant alongwith his counsel, Addl. AG for official respondents and counsel for private respondent No. 3 present. Wakalatnama submitted by counsel for private respondent No. 3. Addl. AG and counsel for private respondent No. 3 requested for adjournment to file written reply. Representative of the respondents not present to-day. He may be summoned to file written reply on the next date positively.

Learned counsel for the appellant submitted before the court that salary of the appellant has been attached despite the fact that appellant has complied with order of the respondents. He requested that salary of the appellant may be released. Respondents are directed to release monthly salary of the appellant forthwith. To come up for written reply on 09.01.2017 before S.B.



Member

14.07.2016

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant was appointed as PET in Government Middle School Halki Charmang, Tehsil Nawagai Bajaur Agency on 2.5.1992. He has been working in the said school for the last 20 years, which is situated at a distance of about 60 KM from his house. Time and again he submitted applications for transfer to GMS Mano Dheri Tehsil Utman Khel but no avail. However, on the direction of Peshawar High Court, Peshawar the appellant was transferred from GHS Halki Charmang to Mano Dheri on 23.4.2012. There-after respondent No. 2 Agency Education Officer, Bajaur Agency issued an order directing the respondent to resume duty at his previous school till the outcome of the decision of the court. His salary was also stopped. He filed departmental appeal on 1.1.2016 which was not responded by the department, hence the instant service appeal on 24.4.2016. The appellant may be allowed to work in GHS Mano, Dheri, Tehsil Uthmankhel, Bajaur Agency.

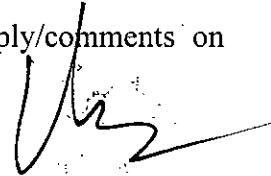
Appellant/Deposited  
Security & Process Fee

135-2 Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply/comments for 15.8.2016 before S.B.

  
Member

15.08.2016





Counsel for the appellant and Addl. AG for respondents present. Written reply not submitted. Requested for adjournment. Request accepted. To come up for written reply/comments on 29.9.2016 before S.B.

  
Member

Form- A  
FORM OF ORDER SHEET

Court of \_\_\_\_\_

Case No. 432/2016

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	21.04.2016	<p>The appeal of Mr. Tahir Shah presented today by Mr. Ijaz Ahmad Malik Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2	27-04-2016	<p>This case is entrusted to S. Bench for preliminary hearing to be put up thereon <u>5-5-2016</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
	5.5.2016	<p>Agent to counsel for the appellant present. Requested for adjournment. Adjourned for preliminary hearing to 10.5.2016 before S.B.</p> <p style="text-align: right;"> Member</p>
	10.05.2016	<p>None present for appellant. Notice be issued to appellant and his counsel for preliminary hearing for 14.07.2016 before S.B.</p> <p style="text-align: right;"> Member</p>

**BEFORE THE CHAIRMAN SERVICE TRIBUNAL KPK PESHAWAR**

*Appeal no. 432/2016*

**Tahir Shah**

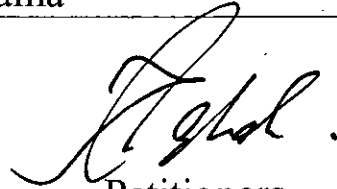
**VERSUS**

**The Director Education FATA and others**


**INDEX**

S. No.	Detail of documents	Annex	Pages
1.	Appeal		1-3
2.	Affidavit		4
3.	Addresses of parties		5
4.	Application for interim relief		6-7
5.	Copy of order dated 02/05/1992	A	8-9
6.	Copies of writ petition <del>and</del> orders	B	10-14
7.	Copy of order dated 23/04/2012	C	15
8.	Copy of order dated 22/12/2015	D	16
9.	Copy of representation / departmental appeal	E	17
10.	Wakalat Nama		18

Dated: 21/04/2016

  
Petitioners

Through

  
**IJAZ AHMAD MALIK**  
Advocate, Peshawar.

Cell No.

**0300-5951730**

①

**BEFORE THE CHAIRMAN SERVICE TRIBUNAL KPK PESHAWAR**

*Appeal no 432/2016*

Tahir Shah PET Teacher  
Government Middle School  
Mano Dhari Tehsul Urman Khel  
Bajawar Agency

**N.W.F. Province  
Service Tribunal  
Diary No. 404  
Dated 21-4-2016**

.....Appellant

**VERSUS**

1. The Director Education FATA,  
Warsak Road Peshawar.
2. The Agency Education Officer,  
Bajawar Agency at Khar
3. Badshah Laiq, PET GHS Kotkai Charmang *Bajawar Agency*

.....Respondents

**Appeal under section 4 of the service Tribunal Act, 1974 against the impugned order dated 22/12/2015 of the Agency Education Officer Bajawar whereby the salary of the appellant has been stopped and the appellant is directed to resume the duties in the previous school.**

**PRAYER IN APPEAL:-**

**On acceptance of this appeal the impugned office order dated No. 2484 dated 22/12/2015 of the Agency Education Officer Bajawar may very graciously be set aside and the appellant be allowed to remain in GMS Mano Dheri, Tehsil Utman Khel, Bajawar Agency.**

Respectfully Sheweth,

1. That the appellant has been appointed as PET (Physical Education Teacher) vide order No. 11795-815 dated 02/05/1992 in the GMS Halki Charmang, Tehsil Nawagai, Bajawar Agency. (Copy of the order is enclosed as Annexure A).

*Filed to file  
21/4/16*

②

2. That the appellant served the department for the last about 20 years with full Zeal devotion and dedication in Halki Charmang, Tehsil Nawagai, which is in a Distance of about 60 KM as well as the Hilly, unattracted and hardship area.
3. That the appellant submitted various applications for his transfer from Halki Charmang Tehsil Nawagai to newly created post at GMS Mano Dheri Tehsil Utman Khel as per the Govt. policy but of no avail, therefore, the appellant filed a writ petition before the Peshawar High Court Peshawar No. 397/012 which was disposed off in terms of the judgment rendered in WP No. 1865/07 and 3673/09 of the Peshawar High Court, Peshawar. (Copies of the writ petition and orders are enclosed as Annexure B).
4. That the respondents while acting upon the directions of the Peshawar, <sup>High Court</sup> the service of the appellant was transferred from GHS Halki Charmang to Mano Dheri vide order No. 1280-84 dated 23/04/2012. (Copy of order is enclosed as Annexure C).
5. That the respondent No. 2 have illegally issued the impugned office order No. 2484 dated 22/12/2015. (Copy enclosed as Annexure D).
6. That the appellant filed a departmental appeal / representation before the respondent No. 1, but the same remained un action till the statutory period. (Copy of representation is attached herewith as Annexure E).
7. That the appellant being aggrieved and having no other adequate remedy therefore, filed this appeal on the following grounds amongst others grounds.

**GROUNDS:-**


- A. That the impugned order is illegal, against the law, facts and norms of natural justice, therefore, the same is not sustainable in the eyes of law and is liable to be declared null and void.
- B. That the appellant has not been treated in accordance with law and has illegally stopped the salary of the appellant.

- C. That the appellant has been served the department in a far-flung area for about 20 years and has been transferred to near station upon the directions of the Hon'ble Peshawar High Court, by implementing the transfer policy for un-attracting and Hilly area.
- D. That the appellant had filed various application for his transfer since 2008 but was not considered and resultantly filed writ petition which was disposed off, and the appellant is placed in Mano Dheri.
- E. That the transfer order has been violated by the <sup>respondent No. 3</sup> opportunity while the salary of the appellant has illegally been stopped and the appellant has illegally been directed to report to the previous place of posting.
- F. That no action has been taken by the respondents for implementing the transfer orders made upon the directions of the Honourable High Court and has illegally been directed the appellant to resumes the previous school.

It is therefore, prayed that on acceptance of this appeal the impugned office order No. 2484 dated 22/12/2015 if of the agency education officer Bajawar may very graciously be set aside and the appellant be allowed to remain in GMS Mano Dheri, Tehsil Utman Khel, Bajaway Agency.

  
Appellant

Through

  
**IJAZ AHMAD MALIK**  
Advocate, Peshawar.



④

**BEFORE THE CHAIRMAN SERVICE TRIBUNAL KPK PESHAWAR**

**Tahir Shah**

**VERSUS**

**The Director Education FATA and others**

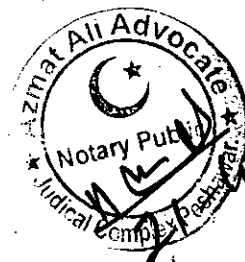
**AFFIDAVIT**

I, Tahir Shah PET Teacher Government Middle School Mano Dhari Tehsul Urman Khel Bajawar Agency, do hereby solemnly affirm and declare on oath that all the contents of instant service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed or misstated from this Honourable Court.



**DEPONENT**

**ATTESTED**



5

**BEFORE THE CHAIRMAN SERVICE TRIBUNAL KPK PESHAWAR**

**Tahir Shah**

**VERSUS**

**The Director Education FATA and others**

**ADDRESSES OF PARTIES**

**APPELLANT:-**

Tahir Shah PET Teacher, Government Middle School, Mano Dhari  
Tehsul Urman Khel, Bajawar Agency

**RESPONDENTS:-**

1. The Director Education FATA,  
Warsak Road Peshawar.
2. The Agency Education Officer,  
Bajawar Agency at Khar
3. Badshah Laiq, PET GHS Kotkai Charmang

  
Appellant

Through

  
**IJAZ AHMAD MALIK**

Advocate, Peshawar.

6

**BEFORE THE CHAIRMAN SERVICE TRIBUNAL KPK PESHAWAR**

**Tahir Shah**

**VERSUS**

**The Director Education FATA and others**

**URGENT APPLICATION FOR  
INTERIM RELIEF SUSPENDING THE  
OPERATION OF THE IMPUGNED  
ORDER NO. 2884 DATED 22/12/2015  
TILL THE FINAL DISPOSAL OF THE  
CASE.**


Respectfully Sheweth,

1. That this application is filed alongwith an appeal, wherein, no date of hearing is fixed.
2. That the applicant has performed his duties and is still performing but salary has illegally been stopped, therefore, the applicant has prima facie, good case and is hopfull about its success.
3. That if the salary has not been released then the applicant will be put to great loss besides other agonies.
4. That balance of convenience also lies in favour of the applicant.

It is therefore, prayed that on acceptance of this application, the operation of the impugned order No. 2884 dated 22/12/2015 may very graciously be suspended till the final disposal of the appeal.

  
Appellant

Through

  
**IJAZ AHMAD MALIK**  
Advocate, Peshawar.

7

**BEFORE THE CHAIRMAN SERVICE TRIBUNAL KPK PESHAWAR**

**Tahir Shah**

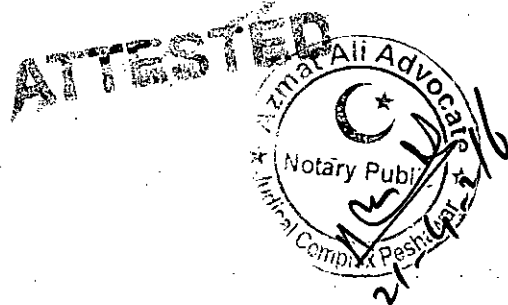
**VERSUS**

**The Director Education FATA and others**

**AFFIDAVIT**

I, Tahir Shah PET Teacher Government Middle School Mano Dhari Tehsul Urman Khel Bajawar Agency, do hereby solemnly affirm and declare on oath that all the contents of instant interim relief application are true and correct to the best of my knowledge and belief and nothing has been concealed or misstated from this Honourable Court.

  
**DEPONENT**



*Annexure "A"*

APPOINTMENT

Consequent upon their approval by the Selection Committee, the following approved candidates are temporarily appointed as PETs on Rs. 1185/- P.M Fixed each plus usual allowances as admissible under the rules with effect from the dates of their taking over charge in the schools noted against their names:-

S.No	Name with Father's Name	School where posted.	Remarks
(1)	Mr. Tahir Shah S/O Khan, Zada, FA (Bajour Agency).	GMS, Kotka Charmang(Bajour)	Against a vacant PET post.
(2)	Jamilz Khan S/O Shamshad Khan, FA (Mohmand Agency).	GMS, Habibzai (Mohmand Agency).	do
(3)	Umar Khan S/O Sher Wali, FA (Khyber Agency).	GHS, Lora Maina (Khyber Agency).	do
(4)	Mason Hussain S/O Ghulam, FA (Kurram Agency).	GHS, Chapari (Kurram Agency)	do
(5)	Ali Jabar S/O Ali Marjan, FA (Kurram Agency).	GMS, Shah Ibrahim (Kurram Agency).	do
(6)	Khalil-Ur-Rahman S/O Abdul Manan FA (S.W.Agency).	GMS, Sarwaki (S.W.Agency).	do
(7)	Nawab Shah S/O Nadir Shah, FA (S.W.Agency).	GMS, Kazakach (S.W.Agency).	do

*Attested to be a true copy*

- Notes:-
1. Charge reports should be submitted in duplicate to all concerned.
  2. Their appointment are being made purely on temporary basis and are liable to termination at any time without notice and without assigning reason. In case they wish to resign their posts they shall have to give one month prior notice or forfeit one month's pay in lieu thereof.
  3. The original qualification, date of birth and Domicile certificate should be checked before they are handed over charge of the post and attested copies thereof be kept on the record of school.
  4. TA/DA etc: is not allowed on first appointment.
  5. They should be sent to the Agency/Civil Surgeon concerned for Medical Examination the day on which they report their arrival for duty and no pay should be drawn for them unless and until they produce their Health and Age certificate from the said surgeon.
  6. Their verification roll of character and antecedents should be completed and verified from the Authorities concerned.
  7. The Pay scale and service rules would be subject to revision in accordance with the orders to be passed by the Government of NWFP, from time to time.
  8. They should not handed over charge of the post if they are below (18) or above (30) years age. In case they are failed to resume charge within two weeks their vacancies should be reported to this office ATONCE.

ANWAR/

( DR. SHER ALAM KHAN )  
DIRECTOR OF EDUCATION  
FATA, NWFP, PESHAWAR.

*Attested to be a True Copy*

9

Enclst: No. 11795-815

Dated Peshawar the 2/5/1992

Copy forwarded for information and necessary action to the:-

- 1. Agency Education Officer Bajaur Agency at Mardan.
- 2. Agency Education Officer Mohmand Agency at Ghallanai.
- 3. Agency Education Officer Khyber Agency at Peshawar.
- 4. Agency Education Officer Kurram Agency at Parachinar.
- 5. Agency Education Officer S. W. Agency at Tank.
- 6. Head Master, G.H.S, Lora Maina (Khyber Agency).
- 7-13. Candidate concerned.
- 14-20. Personal Files.

DY. DIRECTOR  
DATA, N.W.F.

*[Signature]*  
Attested to be a true copy

*[Signature]*  
Attested to be  
True Copy

M. ARIF.

JUDGMENT SHEET  
IN THE PESHAWAR HIGH COURT PESHAWAR  
JUDICIAL DEPARTMENT

Writ Petition NO 1865 OF 2007

JUDGMENT

Date of hearing 24-10-2008

Appellant (Mohammed Rasheed) By Miss Neelam A. Khan  
Respondents (Govt & others) By M/s Ziaur Rehman Khan  
A & S Ejaz Anwar, Advocate

DOST MUHAMMAD KHAN, J - In this petition the main grievance elaborated in different paras thereof is that the petitioners have served in hardship and unattractive areas away from their home stations. Thus, according to the policy laid down by the Provincial Government, they have prayed for transfer to their respective home stations or to those close thereto and that there should be a consistent rotation so that every employce of the department is given equal treatment in the matter of posting in attractive, unattractive and hardship areas so that no one shall be treated with a special privilege on political or other considerations.

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2. There are new incumbents waiting for posting and the learned counsel representing them including the added respondents are of the view that they, being fresh appointees, be granted some concession in the matter of posting at the places nearest to their home stations.

EXAMINER  
Peshawar High Court

11

3. This Court is not supposed to implement the policy of the government, as the same is constitutional and legal duty of the Gov to implement the policy so laid down without pick and choose and without discrimination. The violation of such policy would certainly be detrimental to the public service and the public interest at large, inviting male-administration. Once a policy has been laid down regulating such matters, then it is to be followed in its letters and spirit by all concerned at the helm of affairs.

12

4. Accordingly, this contempt petition is disposed of alongwith CMs No.1020, 1021, 1023 and 1024 of 2008 with the directions to respondents, particularly respondent No.2 that cases of the petitioners alongwith others alike as well as the new appointees shall be thoroughly scrutinized/considered on the strength of the policy, so laid down, and each one of them shall be granted relief to which he is found entitled under the policy and none of them shall be discriminated in any manner nor the official respondents shall violate the policy in any manner unless it becomes absolutely unavoidable in a very exceptional case.

*[Signature]*  
Attested to be a true copy

*[Signature]*  
Attested to be  
True Copy

For  
ATTESTED  
*[Signature]*



12

~~9~~

~~18~~

15

implementing this order, the respondent No.2 shall immediately constitute a committee of the concerned EDOs, School and Literacy of Education of the Districts to be headed by him and, after thorough examination and deliberation, the cases of all concerned shall be decided purely on merits and strictly in accordance with the policy formulated by the government. The needful be done within one month and compliance of this order shall be communicated to the Additional Registrar (Judl.) of this Court. The official respondents, while dealing with the cases, shall clearly understand that if they make pick and choose favouring one to the prejudice of other/others in the matter of posting and violate the policy for no good reason, then they would be answerable to this Court and they would be proceeded against under the contempt of law.

3

*[Signature]*  
 Attested to be a true copy

JUDGE

*[Signature]*  
 JUDGE

Attested to be  
 True Copy

ANNOUNCED  
 24.10.2008

*[Signature]*  
 2/10/08

CERTIFIED TO BE TRUE COPY

*[Signature]*  
 Peshawar High Court Peshawar  
 Authority for Issuance of this Order

(13)

# PESHAWAR HIGH COURT, PESHAWAR

## FORM OF ORDER SHEET

Court of.....

Case No.....of.....

*22*

Serial No. of Order of Proceedings	Date of Order of Proceedings	Order or other Proceedings with Signature of Judge.
1	2	3
	<p><b>ORDER</b> 11.02.2010</p>	<p><u>Writ Petition No.2673/2009.</u> ✓</p> <p>Present: Mr. Ijaz Anwar, Advocate, for Sirajul Haq etc., petitioners.</p> <p style="text-align: center;">*****</p> <p><u>EJAZ AFZAL KHAN, CJ.</u>-Petitioners through the instant petition have asked for the issuance of an appropriate writ directing the respondents to dispose of their applications in accordance with the posting and transfer policy, formulated by the Provincial Government, and the judgment of this Court rendered in Writ Petition No.1865/2007 on 24.10.2008.</p> <p>2. We have gone through the available record carefully and considered the submissions made by the learned counsel for the petitioners.</p> <p>3. A perusal of the record would reveal that a good number of applications have been filed by the petitioners before the departmental authority, vis-a-vis, their posting and transfer in accordance with the</p>

**ATTESTED**  
EXAMINER  
Peshawar High Court

*EM*

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policy but none of them has been decided so far despite the lapse of sufficient time. We, thus, direct the respondents to dispose of the applications of the petitioners in accordance with the policy and judgment of this Court within a fortnight. This writ petition is disposed of accordingly.

Announced.  
11.02.2010

sdt- Ejaz Afzal Khan - CJ  
sdt- Maghar Alam Khan - J

~~PREPARED TO BE TRUE COPY~~  
Rashwan High Court Post  
Established Under Section 76 Act. 1951

1-3-10

Real Registration  
18.2.2010  
S. U. Khan  
15/2/10

9693  
Date of Presentation of Application 26-2-10  
No of Pages 14P  
Dropping Fee 21.00  
Urgent Fee 21.00  
Total 21.00  
Date of Preparation Copy 1-3-10  
Date of Delivery of Copy 1-3-10  
Attested by [Signature]

Attested to be True Copy

Attested to be a true copy

(15)

Annexure = "C"



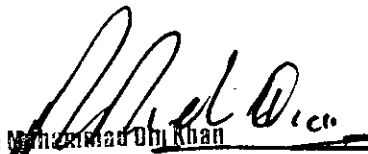
**OFFICE OF THE AGENCY EDUCATION OFFICER  
BAJAUR AGENCY AT KHAR**

**TRANSFER ORDER**

Mr. Tahir Shah PET GMS Halki Charmang Bajaur is hereby transferred to GMS Mano Dehrai Bajaur Agency against vacant PET post on his own pay and scale from the date of his taking over charge in the interest of public service.

Note:

1. No TA/DA is allowed.
2. Charge report should be submitted to this office.

  
Haji Muhammad Durr Khan  
Agency Education officer  
Bajaur Agency  
Hh.

Endst No: 1280-84 Dated 23/4/2012  
Copy of the above is forwarded to the:

1. Director of Education FATA Peshawar.
2. Agency Accounts officer Bajaur.
3. AAEO concerned.
4. H/M Concerned.
5. Officials concerned.

  
Agency Education officer  
Bajaur Agency  
Hh.

Attested to be a true copy

(16)

Annexure "D"



OFFICE OF THE AGENCY EDUCATION  
OFFICER BAJAUR AGENCY AT KHAR

No. 2484 Dated 22/12/15

Phone: 220395 Fax: 220395 Email: Rahmatwali30@yahoo.com

To

Mr. Badshah Laiq PET GHS Kotkai Charmang  
Mr. Muhammad Tahir PET GMS Halki Charmang

Subject: RESUMPTION OF DUTY AT PREVIOUS SCHOOLS

Memo:

As per report of the Head Master GHS Kotkai Charmang Bajaur vide his office Endst No: 403-06, dated 1/10/2015, you have been performing your duties at GMS Mano Dehrai Bajaur at a time which is against the rules due to which the students of the previous schools are badly suffered.

So, both of you are hereby sternly directed to resume your duties at your previous schools till the decision of the court otherwise action as per rules will be initiated against you which can lead to serious ramification in future.

*Maulvi*  
Agency Education Officer  
Bajaur Agency

*[Signature]*  
Attested to be a true copy

Endst No: \_\_\_\_\_ Dated \_\_\_\_\_

Copy of the above is forwarded to the;

1. Director of Education FATA Peshawar.
2. AAEO Male concerned
3. Accountant of the local office to stop the pay of the teachers as mentioned above till compliance.

Agency Education Officer  
Bajaur Agency

بخدمت جناب ڈائریکٹر صاحب محکمہ تعلیم فائناورسک روڈ پشاور

عنوان :- حکمانہ اپیل مابت منسوخ تادله

جناب عالی

سائل حسب ذیل عرض کرتا ہے

۱- یہ کہ سائل نے گورنمنٹ مڈل سکول ہلکی چارمنگ تحصیل ناواگنی باجوڑ ایجنسی میں تقریباً 20 سال ملازمت کرو کے سائل کا تبادلہ بروئے حکم پشاور ہائیکورٹ پشاور مورخہ 10/04/2012 ہلکی چارمنگ سے بذریعہ حکم آفس آرڈر نمبر 84-1280 مورخہ 24/04/2012 گورنمنٹ مڈل سکول مانو ڈھیری تحصیل اتمان خیل باجوڑ ایجنسی ہوئی کیونکہ ہلکی چارمنگ سائل سے 80 کلومیٹر کے فاصلے پر واقع ہے جبکہ مانو ڈھیری سائل کے رہائش علاقہ سے 10 کلومیٹر کے فاصلے پر ہے۔

۲- یہ کہ سائل نے تبادلہ کیلئے سال 2008 سے مسلسل درخواستیں دے رکھی ہیں جبکہ اس کے برعکس بادشاہ لائق نامی ٹیچر کو دس سال قبل ہائی سکول کوٹلی چارمنگ میں بھرتی کیا ہے جس سے سائل کے بعد تبادلہ کیلئے درخواستیں دی ہیں جس کو مورخہ 28/01/2012 مانو ڈھیری تبدیل کیا گیا تھا اور جناب پشاور ہائیکورٹ پشاور کے مذکورہ بالا پالیسی کی روشنی میں بادشاہ لائق PET کا تبادلہ مورخہ 20/04/2012 کو منسوخ ہوا ہے۔

۳- یہ کہ بادشاہ لائق مذکورہ نے عدالت سروس ٹریبونل میں اپیل دائر کی ہے جو کہ زیر تجویز ہے جس میں کوئی حکم امتناعی جاری نہیں کی گئی ہے اور مذکورہ بادشاہ لائق نے حکم مورخہ 20/04/2012 پر عمل در عمل نہیں کی ہے اور حکم کی عدولی کی ہے۔ اور تاحال گورنمنٹ مڈل سکول مانو ڈھیری میں غلط طور پر برادری ڈیوٹی انجام دے رہا ہے۔

۴- یہ کہ جناب ایجنسی ایجوکیشن انفر صاحب نے بادشاہ لائق کیخلاف کوئی قانونی کارروائی نہیں کی ہے بلکہ اس کے برعکس سائل کی تنخواہ بند کر کے بذریعہ حکم مورخہ 22/12/2015 سائل کو دوبارہ ہلکی چارمنگ تحصیل ناواگنی باجوڑ ایجنسی رپورٹ کرنے کا حکم دیا ہے جو کہ سراسر خلاف قانون و پالیسی و حکم عدالت پشاور ہائیکورٹ پشاور ہے اسلئے قابل منسوخ ہے۔

لہذا استدعا ہے کہ بروئے حکمانہ اپیل ہذا سائل حکم مورخہ 22/12/2015 منسوخ کیا جا کر سائل کا تبادلہ GMS مانو ڈھیری تحصیل اتمان خیل میں برقرار رکھا جاوے نیز دیگر ادارتی جو قرین انصاف و جسی مرمت فرمائی جائے۔

01/01/2016

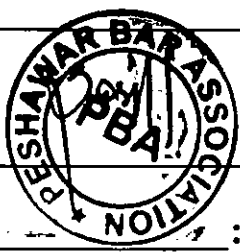
ارض

طاہر شاہ

PET گورنمنٹ مڈل سکول مانو ڈھیری تحصیل اتمان خیل باجوڑ ایجنسی

PET

نوٹ:- تمام مذکورہ بالا دستاویزات لف ہیں۔



# پشاور بار ایسوسی ایشن، خیبر پختونخوا

ایڈوکیٹ: \_\_\_\_\_  
 بار کونسل نمبر: 1242  
 رابطہ نمبر: 03005951730

بعدالت جناب: محترم سروس ریٹریمنٹ جیبر بھٹون خواجہ

منجانب: <u>مسائل ایسوسی ایشن</u>	دعویٰ: _____
	علت نمبر: _____
	موردہ: _____
	جرم: _____
	تھانہ: _____

## بابت تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ آن مقام سروس ریٹریمنٹ جیبر بھٹون خواجہ کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے و تقرر حالت و فیصلہ برطنت دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں ہر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یا کٹرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہو گا اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بااختیارات حاصل ہوں گے اور اس کا ساختہ ہر داخہ منظور و قبول ہو گا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تماریح پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی امداد کر لیں، لہذا وکالت نامہ لکھ دیا تاکہ مندر ہے۔

21-4-2016

Accepted

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