

04th Dec, 2023

1. Learned counsel for the appellant present and heard.
2. Respondent No.1 (Secretary to government of Khyber Pakhtunkhwa Elementary and Secondary Education Peshawar) is not at present considered as necessary or proper party, hence, his name is deleted from the panel of respondents. The office is directed to make entries in the relevant register as well as in the memo and grounds of appeal. The appellant is aggrieved of the order dated 09.08.2023 passed by the SDEO (M) Mansehra and the other passed by the District Education Officer (M) Mansehra on 25.08.2023. The learned counsel contends that none of the two officers, mentioned above, could order transfer of the appellant as the competency to transfer the ASDEO was that of the Director Education. However, the appellant filed departmental appeal, which was rejected by the Director Education on 08.11.2023, hence, this appeal. The appeal is admitted to full hearing subject to all just and legal objections by the other side. The appellant is directed to deposit security fees within 10 days. The respondents be summoned through TCS, the expenses of which be deposited by the appellant within three days. To come up for reply/comments on 13.12.2023 before S.B. P.P given to the appellant. .
3. As to the application for suspension of the operation of the impugned order dated 09.08.2023, 25.08.2023 and 29.08.2023, it is directed that the operation of the impugned orders shall stand suspended to the extent of appellant if not already complied by the appellant.

*Adnan Shah *



(Kalim Arshad Khan)
Chairman