

Execution Petition No.822/2023 titled "Muhib Ur Rehman Vs. Government of Khyber
Pakhtunkhwa"

ORDER

15th Dec. 2023

1. Learned counsel for the petitioner present. Mr. Asad Ali Khan, Assistant Advocate General for respondents present.
2. The judgment was passed in favor of the petitioner by the Tribunal on 27.09.2023, whereby, the appeal was allowed as prayed for. The prayer in the appeal was that the impugned transfer Notification dated 17.08.2023 might be set aside and petitioner might not be transferred from post the of DEO (Male) North Waziristan till completion of his normal tenure. The judgment was a self-executory type of judgment as the impugned order dated 17.08.2023 was set aside by the Tribunal thereby restoring the previous posting of the petitioner. This meant that the order of transfer of the petitioner, impugned in the Appeal No.1732/2023, was no more in the field. Learned counsel for the petitioner informed that the impugned transfer Notification was suspended at the inception of the appellant and the petitioner continued working on the post from where he was transferred vide impugned notification. Be that as it may vide Notification dated 02.10.2023 the transfer Notification dated 17.08.2023 was withdrawn by the department itself. Therefore, there is nothing more to be done in this petition. As a result consequence, this petition is filed. Consign.

3. *Pronounced in open Court at Peshawar and given under my hand and seal of the Tribunal on this 15th day of December, 2023.*


(Kalim Arshad Khan)
Chairman