

Sr. No.	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
	11.12.2019	<p align="center"><u>BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL</u></p> <p align="center"><u>Appeal No. 418/2019</u></p> <p>Date of Institution ... 02.04.2019 Date of Decision ... 11.12.2019</p> <p align="center">-----</p> <p>Nawab-Ur-Rehman Head Clerk, Public Health Engineering Division Tank. -----Appellant</p> <p align="center"><u>Versus</u></p> <p>Government of Khyber Pakhtunkhwa, through Secretary Public Health Engineering (PHE) Civil Secretariat and others.-----Respondents</p> <p>Muhammad Amin Khan Kundi.....Member(J) Mr. Hussain ShahMember (E)</p> <p><u>JUDGMENT</u></p> <p><u>Mr. HUSSAIN SHAH</u>:-Learned counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney for the official respondents No. 1 & 2 and counsel for private respondent No.4 present.</p> <p>2. The appellant preferred the instant service appeal U/S 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against the order dated 27.12.2018 passed by respondent No.2 against which the departmental appeal dated 01.01.2019 of the appellant was not responded within the stipulated time period hence the instant service appeal with the prayer to set aside the order of respondents dated 27.12.2018 and the appellant be transferred from PHE Division Tank to PHE Division Karak as Head Clerk. According to the brief facts of the case the appellant was transferred to District Karak vide order dated 17.04.2017. On 11.05.2017 private respondent No.4 was transferred at the place of the appellant and the appellant was transferred out from District Karak and posted out to District Bannu. Feeling aggrieved of the order of 11.05.2017 the appellant preferred a Writ Petition vide No.2182/2017 before the Hon'ble</p>

Peshawar High Court Peshawar and vide order dated 25.05.2017 the Hon'ble High Court treated the Writ as departmental appeal and remand the same to the appellate authority to decide upon it according to the law. The competent authority transferred the appellant to District Karak vide order dated 18.10.2017 on basis of the provision of the Wedlock Policy. The private respondent No.4 challenged the same order before this Service Tribunal which was disposed of on 04.10.2018 with the direction that the order of the competent authority dated 18.10.2017 shall remain effective only for two (02) years from the date of issuance in the light of the Posting Transfer Policy of the Provincial Government Servant. However the respondent No.2 transferred the appellant from District Karak to District Tank vide impugned order of 27.12.2018 against which the departmental appeal of the appellant not responded till filling the instant service appeal.

3. The learned counsel for the appellant argued that the impugned order is not against the mandatory provision of the Provincial Government Policy of the tenure and spouse policy but is also against the spirit of order of this Tribunal dated 04.10.2018 in service appeal No. 138/2018. He further argued that the appellant is going to be retired in near future and being a senior civil Servant request to be posted at his home station as per the provision of the government policy which provides that at the time of the retirement the Civil Servant shall be preferably posted at home station. He pleaded that on acceptance of the appeal the impugned order may be set aside and the competent authority may be directed to post the appellant at his home station District Karak according the Wedlock policy and the order of this Tribunal.

4. Learned counsel for the Private Respondents No. 4 contested the appeal and its grounds and argued that respondents No. 4 has not direct

confrontation or dispute with the appellant nor had any role in the posting transfer of the appellant, being a Civil Servant the appellant is required to serve anywhere in the province under the provision of Section 10 of the Civil Servant Act, 1973. He further argued that due to a complaint filed against the employees of PHE in the Sub-Division of Takhti Nusrati District Karak an inquiry was conducted by the department. The inquiry officer recommended in his report that the majority of the employees Clerical/Technical staff of PHE Division Karak had long stay/tenure at his home district, causing the environment wherein these employees developed during their stay political affiliation with politician in one way or other. Such practice effects badly the affairs of the department in the Sub-Division hence it was recommended that the employees who having long tenure /stay beyond the posting transfer the appellant may be transferred out of the district. The appellant was posted out because he had more than about thirty five (35) years service at his home district.

5. On the other hand learned Deputy District Attorney argued on behalf of the official respondents No. 1 & 2 and contended that the Hon'ble Peshawar High Court, Peshawar did not give any direction to the respondents department to transferred the appellant from Bannu to Karak. Further argued that the posting transfer order impugned by the appellant was not specifically against the appellant in his individual capacity rather than it was in response to the recommendation of the inquiry officer in connection of complaint filed against the employees posted in Sub-Division for longer period during their services. The appellant was one of such employees who remained in district Karak for longer period of service in the same district. He further argued that the order of the posting transfer of the appellant was issued in accordance with the dictates of the good governance and was not due to any malafide

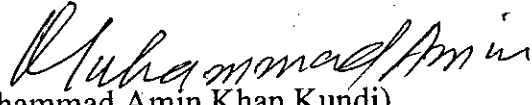
intention or ill will on behalf of the official respondents. Further argued that the order dated 27.12.2018 (impugned order) is a general posting transfer of the department throughout the province and not specifically relating to the appellant. As regarding the provision in law regarding the last tenure of the Civil Servant in his own district, it was stated that he will retired on 2022 hence the said provision is not attracted in the instant case. As regarding the judgment of this Tribunal dated 04.10.2018 in service appeal No. 138/2018 preferred by one Mr. Abdul Saboor Khan Versus Government of Khyber Pakhtunkhwa through Secretary, Public Health Engineering (PHE), Peshawar, the learned Deputy District Attorney argued that the said judgment was pertaining to the appeal filed by another person and not by the appellant. Further contended that the two (02) years tenure as mentioned in the above noted judgment and in the Posting Transfer Policy and its consequential benefits are subjected to the other provision of the Posting Transfer Policy and good governance because the impugned transfer order was issued as a result of the conclusion of the inquiry report and the recommendation of the inquiry officer regarding the impact of long stay at the same station. On the above grounds the learned Deputy District Attorney pleaded that the appeal may be dismissed being devoid of merits.

6. Arguments heard. File perused.

7. After the detailed scrutiny of the documents/record on file, this Tribunal examined the basic points raised in the appeal in the light of the arguments of the learned counsel for the private respondent, and the official respondents and the facts, grounds explained in their respective Para-wise comments and is of the view that the impugned order was issued as a result of the inquiry conducted by the department in connection of the complaints and not with any ill will or any malafide

appears to be committed by the official respondents. The appellant did not contradicted the fact of his long stay with frequent intervals during his service in district. Such longer stay has bad impact upon the performance of the department.

8. This Tribunal is of the view that as the appeal is devoid of any substantive merit points hence the appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.


(Muhammad Amin Khan Kundi)
Member



(Hussain Shah)
Member

ANNOUNCED
11.12.2019

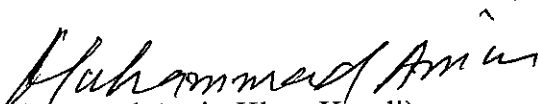
05.12.2019

Appellant with counsel present. Mr. Zia Ullah Learned Deputy District Attorney for the respondents present. Arguments heard. To come up for order on 11.12.2019 before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

11.12.2019 Learned counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney for the official respondents No. 1 & 2 and counsel for private respondent No.4 present. Vide our detail judgment of today of this Tribunal placed on file, the present service appeal is dismissed. Parties are left to bear their own costs. File be consigned to the record room.


(Muhammad Amin Khan Kundi)
Member


(Hussain Shah)
Member

ANNOUNCED
11.12.2019

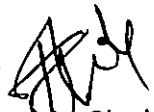
9-10-2019

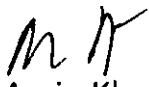
Due to tour of Honble Member
to camp court sent the case is
adjourned to 19-11-2019

Reader

12.11.2019

Learned counsel for the appellant present. Mr. Riaz Khan Paindakhel learned Assistant Advocate General alongwith Mr. Muhammad Yaseen Budget & Account Officer for the official respondents and counsel for the private respondent No.4 present. Representative of the respondent department submitted written reply which is placed on file. Learned counsel for the appellant also submitted rejoinder and seeks adjournment. Adjourned. To come up for arguments on 05.12.2019 before D.B.


(Hussain Shah)
Member


(M. Amin Khan Kundi)
Member

03.09.2019

Appellant alongwith counsel present. Mr. Usman Ghani, District Attorney alongwith Mr. Akhtar Hussain, Assistant on behalf of official respondents No. 1 & 2 and private respondent No. 4 in person present and submitted Wakalatnama in favour of Ahmad Farooq Khattak, Advocate.

Representative of official respondents and learned counsel for private respondent No. 4 request for further time for submission of written reply.

Adjourned to 17.09.2019 but as a last chance.


CHAIRMAN

17.09.2019

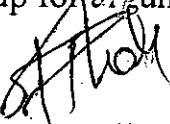
Counsel for the appellant and Addl. AG alongwith Akhtar Hussain, Assistant for official respondents and private respondent No. 4 in person present.

Respondent No. 4 has not furnished written reply despite last opportunity. The appeal is, therefore, posted to D.B for arguments on 01.10.2019. The appellant may submit rejoinder, within a fortnight, if so advised.


Chairman

01.10.2019

Appellant with counsel present. Mr. Usman Ghani learned District Attorney alongwith Muhammad Yaseen Budget & Accounts Officer for official respondents present. Private respondent No.4 present and submitted application for adjournment. Adjourn To come up for arguments on 09.10.2019 before D.B.


Member


Member

24.06.2019 Appellant in person and Addl: AG alongwith Mr. Muhammad Yaseen, B&A for official respondents and counsel for private respondent no.4 in person present. Written reply/comments on behalf of respondents not submitted. Requested for adjournment. Adjourned. Case to come up for written reply/comments on 08.08.2019 before S.B.


(Ahmad Hassan)
Member

08.08.2019 Counsel for the appellant and Mr. Muhammad Jan, DDA alongwith Muhammad Yaseen, Superintendent for the official respondents present.

The appellant has submitted an application for deletion of respondent No. 3 from the panel of respondents in the memorandum of appeal. Learned DDA does not object to the application. The same is allowed and the office is directed to delete the respondent No. 3.


The representative of official respondents requests for further time to submit the requisite reply. May do so positively on next date of hearing. Adjourned to 03.09.2019 before S.B.


Chairman

24.04.2018

Counsel for the appellant present. Preliminary arguments heard and case file perused. Learned counsel for the appellant argued that vide order dated 17.04.2017, he was transferred to District Karak, while one Abdul Saboor managed to get himself transferred in his place vide order dated 11.05.2017. On the other hand the appellant was transferred as Assistant, PHE Circle Bannu. This order was assailed by the appellant by filing writ petition no. 2182/17 and vide order dated 25.05.2017 his petition was converted into departmental appeal and referred to the respondents for decision on merit. Subsequently, Abdul Saboor challenged the transfer order of the appellant in this Tribunal and vide judgment dated 04.10.2018, the Tribunal directed that the transfer order of the appellant dated 18.10.2017 shall remain effective only for two years from the date of issuance in the light of Posting/Transfer Policy of the Provincial government. However, the Chief Engineer, PHE South, while ignoring the directions of this Tribunal transferred the appellant from District Karak to Tank vide order dated 27.12.2018. Feeling aggrieved, he filed departmental appeal on 01.01.2019, which remained unanswered, hence, the present service appeal. Case of the appellant is also covered under the wedlock policy notified by the Provincial Government. He has not been treated according to law and rules.

Points urged need consideration. Admit, subject to limitation. The appellant is directed to deposit of security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 24 .06.2018 before S.B.




Appellant Deposited
Security & Process Fee


(AHMAD HASSAN)
MEMBER

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 418/2019

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/04/2019	<p>The appeal of Mr. Nawab-ur-Rehman presented today by Mr. Nasir Mehmood Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR <u>2/4/19</u></p>
2-	<u>03/04/19</u>	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>24/04/19</u>.</p> <p> CHAIRMAN</p>

BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR

Service Appeal No.....418...../2019

Nawab-Ur-Rehman.....Appellant

VERSUS

Govt. of KPK, through Secretary, Public Health Engineering
(PHE) Civil Secretariat, Peshawar and others

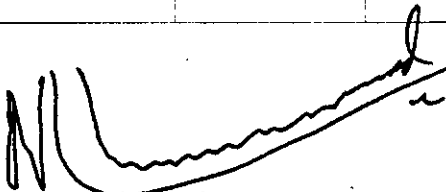
.....Respondents

INDEX

S.N	Description of Documents	Annexur	Pages
1.	Grounds of Appeal with affidavit		1-5
2.	Orders dated 17.04.2017 & 11.05.2017	A&B	6-7
2.	Order in W.P No.2182\2017	C	8-10
3.	Order dated 18.10.2017	D	11
4.	Order of the Service Tribunal	E	12-17
5.	Impugned Order dated 27.12.2018	F	18-19
6.	Departmental Appeal	G	20-22
7.	Wedlock Policy	H	23-28
8.	Service Certificate	I	29
9.	Wakalat Nama		30

Through

Appellant


Nasir Mahmood Advocate,
Supreme Court of Pakistan
13-D Haroon.Mansion Peshawar.
Mob.No.0333-9176275

(1)

BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR

Khyber Pakhtukhwa
Service Tribunal

IN RE; Service Appeal NO.....418...../2019

Diary No. 509
Dated 07-4-2019

Nawab-Ur-Rahman Head Clerk, Public Health Engineering
Division Tank

.....Appellant

VERSUS

1. Govt. of KPK, through Secretary, Public Health Engineering (PHE) Civil Secretariat, Peshawar.
2. Chief Engineer, (South) Public Health Engineering (PHE), KPK Peshawar.
3. Nimatullah Khan, Chief Engineer, (South) Public Health Engineering (PHE), KPK Peshawar.
4. Abdul Saboor Khan Head Clerk, Public Health Engineering Division Karak

Deleted
08/08/19

.....Respondents

Filed to-day

Registrar
2/4/19

**SERVICE APPEAL U\SECTION 4 OF THE
KPK SERVICE TRIBUNAL ACT, 1974
AGAINST THE ORDER DATED 27.12.2018
PASSED BY RESPONDENT NO.2 AGAINST
WHICH DEPARTMENTAL APPEAL DATED
01.01.2019 OF THE APPELLANT WAS NOT
RESPONDED THUS THE INSTANT APPEAL.**

(2)

Prayer in Appeal;

To set-aside order dated 27.12.2018 and the appellant may be retransferred from PHE Division Tank to PHE Division Karak as Head Clerk.

Respectfully Sheweth;

1. That the appellant is a head clerk and was serving in District Karak when through the above noted order was transferred from District Karak to District Tank.
2. That the appellant was transferred to District Karak vide order dated 17.04.2017 and one Abdul Saboor afterwards managed to transfer himself on the place of appellant vide office dated order 11.05.2017 and appellant was transferred to District Bannu. Copies of the orders are attached as annexure-A&B respectively.
3. That the appellant had challenged the transfer order in W.P.NO.2182/2017 before Peshawar High Court, Peshawar and vide order dated 25.05.2017 his writ petition was treated as departmental appeal and was sent to appellate authority to decide the same strictly in accordance with law. Copy of the order is attached as annexure-C
4. That the competent authority in the light of order of High Court transferred the appellant and on the basis of wedlock policy of the provincial government

(3)

transferred the appellant to District Karak vide order dated 18.10.2017. copy of the order is attached as annexure-D

5. That one Abdul Saboor challenged the transfer order of appellant before the hon'ble service Tribunal and the Tribunal vide order dated 04.10.2018 disposed of the appeal of the said Abdul Saboor in the terms that **"the appellant transfer order dated 18.10.2017 shall remain effective only for two years from the date of issuance in the light of the posting, transfer policy of the provincial government (2 years)"**. Copy of the order is attached as annexure-E.

6. That the Hon'ble Chief Engineer PHE South vide order dated 27.12.2018 (annexure-F) while ignoring the order of hon'ble Service Tribunal had transferred the appellant from District Karak to District Tank, hence the appellant aggrieved where from the said order preferred departmental appeal (annexure-G) which was not responded hence the appellant impugns the same before this honorable Tribunal inter alia on the following grounds:

GROUND:

A. That the impugned order of transfer is against the law and facts on the record.

4

- B. That the mandatory policy of the provincial government according to which the civil servant shall remain posted for two years on the same post/ station has been ignored by the competent authority which is illegal, thus the impugned order is illegal.
- C. That the impugned order of transfer of the appellant is also against the order of hon'ble Service Tribunal dated 04.10.2018 through which the hon'ble Service Tribunal passed the order that **"the appellant transfer order dated 18.10.2017 shall remain effective only for two years from the date of its issuance in the light of the posting, transfer policy of the provincial government"**.
- D. That the impugned order of transfer of appellant is also against the mandatory policy of the provincial government through which husband and wife shall remain posted at the same station meaning thereby that the impugned transfer order the wedlock policy of provincial government has been violated. Copy of the policy and service certificate is attached as annexure-H&I respectively.
- E. That the appellant is going to be retired in near future and being senior civil servant requires to be posted at his home station because according to the policy of

(5)

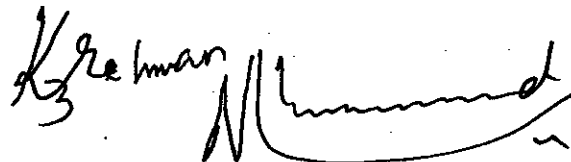
provincial government the civil servant at the time of retirement shall be posted at his home station but respondent no.3 has malfidely transferred the appellant thereby disturbing his family life.

It is therefore, very humbly prayed that the impugned order of transfer may kindly be set aside and the appellant may kindly be posted at his home station at District Karak according to wedlock policy and order of the Provincial Service Tribunal.

Any other order deemed proper in circumstances of the case may be passed as well

Through

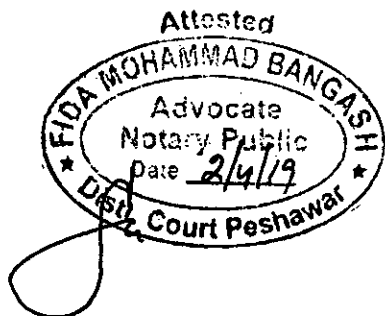
Appellant



Nasir Mahmood Advocate,
Supreme Court of Pakistan
13-D Haroon Mansion Peshawar.
Mob.No.0333-9176275

AFFIDAVIT

I, do hereby declare and affirm on oath that the contents of the appeal are true and correct to the best my knowledge and belief and nothing has been concealed from this hon'ble court.



DEPONENT





6

Annexure "A"



OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG: DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR
Ph#091-9212984 Fax#091-9210228 E-mail: Ce.s.phed.pr5419@gmail.com

No. 11/E-9 /PHE,
Dated Peshawar, the 17 /04/2017.

OFFICE ORDER

The posting/transfer order of the following Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

#	Name	From	To	Remarks
1	Mr. Nawab-ur-Rehman Assistant	PHE Circle Bannu	PHE Division Karak	Vice S.No.2
2	Mr. Abdul Saboor Head Clerk	PHE Division Karak	PHE Circle Bannu	Vice S.No.1

Chief Engineer (South)

Endstt: No. 11/E-2-B /PHE,

Dated 17/4 /2017

Copy forwarded to

1. The Superintending Engineer PHE Circle Bannu/Kohat.
2. PS to Minister PHED Khyber Pakhtunkhwa Peshawar.
3. PS to Secretary PHE Department Khyber Pakhtunkhwa Peshawar.
4. The Executive Engineer PHE Division Karak.
5. The District Accounts Officer Bannu/Karak.
6. The officials concerned.

Chief Engineer (South)

Attested to be True Copy

Attested to be true copy
[Signature]
[Stamp]
[Signature]

(7)

Annexure "B"



OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG: DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR

Ph#091-9212984 Fax#091-9210228 E-mail:
Ce.s.phed.pr5419@gmail.com

No. 12/E-9 /PHE,

Dated Peshawar, the 11 /5/2017.

OFFICE ORDER

The posting/transfer of the following Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

S.NO	Name	From	To	Remarks
1	Abdul Saboor	Assistant PHE Circle Bannu	Head Clerk PHE Division Karak	Vice S.No.2
2	Nawab-ur-Rehman	Head Clerk PHE Division Karak	Assistant PHE: Circle Bannu	Vice S.No.1

CHIEF ENGINEER (SOUTH)

Endst. No. 12 /E-2-B /PHE.

Dated Peshawar the 11 /5/2017

Copy forwarded to:-

- 1) The Superintending Engineer PHE: Circle Kohat/Bannu.
- 2) P.S to Minister for PHED Khyber Pakhtunkhwa Peshawar.
- 3) PS to Secretary PHED: Khyber Pakhtunkhwa Peshawar.
- 4) Executive Engineer PHE: Division PHE: Division Karak.
- 5) District Accounts Officer Bannu/Karak.
- 6) The officials concerned.

CHIEF ENGINEER (SOUTH)

Attested To Be
True Copy

8

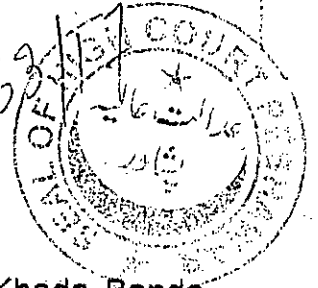
Annexure

"C"

BEFORE THE PESHAWAR HIGH COURT PESHAWAR

Writ Petition No:- 2182-P/2017

12 No
27/6/17



Nawab ur Rehman son of Mian khail resident of Khada Banda
Tehsil Takhtnasrati and District Karak.

----- (Petitioner)

VERSUS

1. Government of Khyber Pakhtunkhwa, through Secretary
Public Health Engineering Department KPK, Peshawar
2. Chief Engineer South Public Health Engineering
Department KPK, Peshawar.

----- (Respondents)

**WRIT PETITION UNDER ARTICLE 199 OF
THE CONSTITUTION OF ISLAMIC
REPUBLIC OF PAKISTAN 1973**

SCANNED

FILED TODAY
Deputy Registrar

16 MAY 2017

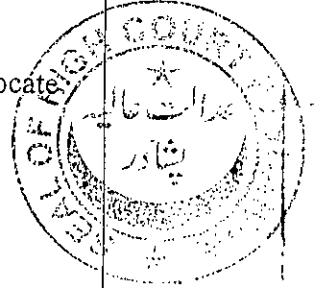
ATTESTED

EXAMINER
Peshawar High Court

21 JUL 2017

Attested To Be
True Copy.

Date of order or proceedings 2.	Order or other proceedings with signature of Judge or Magistrate and that of parties or counsel where necessary. 3.
25.05.2017	<u>WP No.2182-P/2017 with Interim Relief.</u>
	<p><u>Present:</u> Mr. Bilal Ahmad Durrani, Advocate for petitioner.</p>
	<p>*****</p>
	<p><u>IKRAMULLAH KHAN, J.-</u> This Constitutional petition is directed against the impugned order dated 11.5.2017 rendered by respondent No.2, whereby, petition has been transferred from Public Health Engineering Division Karak to Assistant Public Health Engineering Circle Bannu.</p>
	<p>2. We have gone through the record carefully and have also considered the submissions made by learned counsel for petitioner.</p>
	<p>3. Undeniably, petitioner is a civil servant, performing his duties as Accounts Clerk in the Public Health Engineering Department. Admittedly, posting and transfer is a matter pertaining to the terms and conditions of service under Section 10 of Chapter 2 of the Civil Servants Act, 1973, which exclusively falls within the domain of Service Tribunal attracting</p>



ATTESTE

EXAMINER
Peshawar High Court

21 JUL 2017

Attested to be
True Copy



(11) Annexure "D"

OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG: DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR

Ph#091-9212984 Fax#091-9210228 E-mail: Ce.s.phed.pr5419@gmail.com

No. 02/E-9 /PHE,
Dated Peshawar, the 18/10/2017.

OFFICE ORDER

The following posting/transfer of Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

#	Name	From	To	Remarks
1	Abdul Saboor Head Clerk	PHE Division Karak	Assistant PHE Circle Bannu	Vice S.No.2
2	Nawab-ur-Rehman Assistant	PHE Circle Bannu	Head Clerk PHE Division Karak	Vice S.No.1

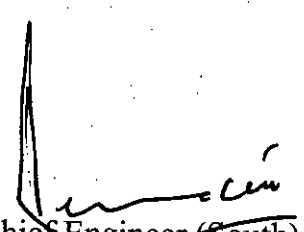
Chief Engineer (South)


Endstt: No. 02/E-2-B/PHE,

Dated 18 / 10 /2017

Copy forwarded to:

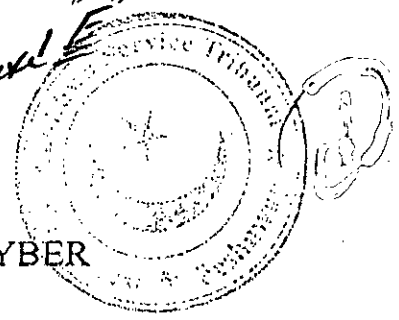
1. The Superintending Engineer PHE Circle Kohat/Bannu.
- 2. PS to Minister PHED Khyber Pakhtunkhwa Peshawar.
3. PS to Secretary PHE Department Peshawar.
4. Executive Engineer PHE Division Karak.
5. District Accounts Officer Bannu/Karak.
6. The officials concerned.


Chief Engineer (South)


Attested to Be
True Copy

(12)

Annexure "E"



BEFORE THE SERVICE TRIBUNAL, KHYBER PAKHTUNKHWA, PESHAWAR.

Khyber Pakhtunkhwa Service Tribunal

Diry No. 1383

Date: 05-12-2017

Service Appeal No. 138 /2018.

Abdul Saboor Khan, Assistant Public Health Engineering Circle, District Bannu.Appellant.

-Vs-

- 1-The Secretary, Public Health Engineering (PHE), Civil Secretariat, Peshawar.
- 2-The Chief Engineer, Public Health Engineering (PHE), KPK, Peshawar.
- 3:-Nawab-ur-Rehman, Head Clerk, PHE Division, Karak.Respondents.

Service Appeal against the Order dated 18.10.2017 of the learned Respondent No.2.

Filed to-day

Registrar

5/12/17

Attested To Be True Copy

Prayer in Appeal.

By acceptance of this appeal, the impugned Order dated 18.10.2017 of the learned Respondent No.2 may be set aside and the appellant may be re-transferred from PHE Circle Bannu and may be posted as Head Clerk, PHE Division, Karak.

ATTESTED

submitted to -day

Registrar

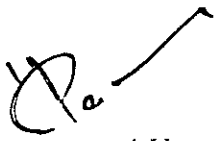
25/1/18

Handwritten signature and stamp at the bottom right.

04.10.2018


Learned counsel for appellant present. Learned counsel for private respondent No.3 and Mr. Kabir Ullah Khattak learned Additional Advocate General present. Vide separate judgment of today of this Tribunal placed on file, In the light of facts and circumstances of the case, while also keeping in view that the normal tenure of posting at one station, as per existing posting/transfer policy of Provincial Government, is two (02) years, this Tribunal is constrained to hold that the impugned posting/transfer order dated 18.10.2017 shall remain effective only for two (02) years from the date of its issuance, if not withdrawn earlier and thereafter the appellant shall be transferred and posted at District Karak for a period not less than normal tenure as mentioned in the transfer/posting policy of Provincial Government. The present service appeal is disposed off in the above terms. Parties are left to bear their own costs. File be consigned to the record room.


 (Hussain Shah)
 Member

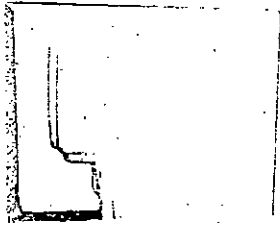

 (Muhammad Hamid Mughal)
 Member

ANNOUNCED
 Certified to 04.10.2018


 MEMBER


 Attested To Be
 True Copy

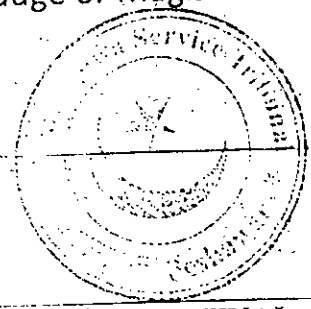
Number of Pages 03-12-18
 Number of Copies 4/07
 Copy to
 Total 45
 Name of Clerk
 Date of Creation 05-12-18
 Date of 05-12-18



(B) (14)

Sr. No. Date of order/proceedings

Order or other proceedings with signature of Judge or Magistrate



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
Service Appeal No. 138/2018

Date of Institution ... 05.12.2017
Date of Decision ... 04.10.2018

Abdul Saboor Khan, Assistant Public Health Engineering Circle,
District Bannu.
Appellant

Versus

1. The Secretary, Public Health Engineering (PIE), Peshawar.
2. The Chief Engineer, Public Health Engineering (PHE), Khyber Pakhtunkhwa Peshawar.
3. Nawab Ur Rehman, Head Clerk, PHE Division Karak.

Respondents

Mr. Muhammad Hamid Mughal-----Member
Mr. Hussain Shah-----Member

04.10.2018

JUDGMENT

MUHAMMAD HAMID MUGHAL, MEMBER: - Learned counsel for the appellant present. Learned counsel for respondent No.3 and Mr. Kabir Ullah Khattak learned Additional Advocate General present.

2. The appellant (Assistant/Head Clerk BS-16) has filed the present service appeal against order dated 18.10.2017 whereby he was transferred from PHE Division Karak and posted at PHE Circle Bannu whereas Nawab Ur Rehman (private respondent No.3) was

Attested To Be True Copy

ATTESTED

CLERK
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

posted at PHE Division Karak from Bannu.

3. Learned counsel for the appellant argued that the appellant has a greater length of service than the private respondent No.3 and that the appellant served for thirty four (34) years out of his home district i.e. District Karak while private respondent No.3 has served thirty three (33) years in PHE Division Karak. Learned counsel for appellant vehemently stressed that the impugned order was issued against the transfer/posting policy and that the impugned order is not tenable even under the spouse policy in as much as the wife of the private respondent No.3 is serving in different department i.e. in the Education Department.

4. As against that private respondent No.3 and learned Additional Advocate General argued that the impugned order was issued keeping in view the spouse policy moreover the appellant also succeeded to frustrate the order dated 17.04.2017 whereby he was transferred to Bannu.

5. Arguments of learned counsel for appellant, learned counsel for private respondent No.3 and learned Additional Advocate General heard. File perused.

6. Documents available on file reflect that vide order dated 09.03.2017 the appellant was posted as Head Clerk PHE Division Karak and private respondent No.3 was posted at Bannu. However after a month vide order dated 17.04.2017 the appellant was transferred to Bannu and in his place private respondent No.3 was posted at District Karak. Then after a few weeks vide order dated

ATTESTED

Attested To Be
True Copy

Attested To Be
True Copy

(16)

11.05.2017 the appellant was again posted at Karak and private respondent No.3 was transferred to Bannu. Then again after a period of Five (05) months vide order dated 18.10.2017, the appellant was again transferred to Bannu and private respondent No.3 was posted at Karak. Issuance of order dated 18.10.2017 led the appellant to file the present service appeal.

7. All the orders of transfer and posting of the appellant and private respondent No.3 as mentioned above were issued within a short span without disclosing the urgency for the same.

8. From the arguments and record it transpired that both the appellant and private respondent No.3 have been struggling hard to occupy the single post of Assistant at PHE Division Karak.

9. Both the appellant and private respondent No.3 belong to District Karak. It is also not disputed that the appellant mostly served, outside his home district while on the other hand the most part of service of the private respondent No.3 is in District Karak.

10. In the light of the stated facts and circumstances of the case, while also keeping in view that the normal tenure of posting at one station, as per existing posting/transfer policy of Provincial Government, is two (02) years, this Tribunal is constrained to hold that the impugned posting/transfer order dated 18.10.2017 shall remain effective only for two (02) years from the date of its issuance, if not withdrawn earlier and thereafter the appellant shall be transferred and posted at District Karak for a period not less than normal tenure as mentioned in the transfer/posting policy of

Attested to Be
True Copy

ATTESTED

CHIEF JUSTICE
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

(15) (17)

Provincial Government. The present service appeal is disposed off in the above terms. Parties are left to bear their own costs. File be consigned to the record room.

Announced
04.10.2018

Sd/- M. Hamid Mughal
Member

Sd/- Hussain Shah
Member

Certified to be true copy

[Signature]
Khyber Pakhtunkhwa
SC

03-12-18

Number of Vials _____ 2000 _____

Copying Fee _____ 12-00 _____

Urgent _____ / _____

Total _____ 12-00 _____

Name of Copyist _____ *[Signature]* _____

Date of Completion _____ 05-12-18 _____

Date of Delivery of Copy _____ 05-12-18 _____

[Signature]
Attested to Be
True Copy



(18)

Annexure "E"

**OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG: DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR**

Ph #091-9217788 Fax #091-9217396 E-mail: Ce.s.phed.pr5419@gmail.com, Plot#40, Sector-B-II, Phase-V, Hayatabad, Peshawar

No. 01 / E-9 /PHE,

Dated Peshawar, the 27/12/2018

OFFICE ORDER

On the recommendation of the Departmental Promotion Committee (DPC) in its meeting held on 29.11.2018, at 11:00 AM under the Chairmanship of Chief Engineer (South) PHED, the competent authority is pleased to promote the following 08-Nos Accounts Clerks (BPS-14) at S.No.1 to 8 to the post of Assistant/Head Clerk (BPS-16) on regular basis, while remaining 02-Nos Accounts Clerks (BPS-14) at S.No. 9 & 10 to the post of Assistant/Head Clerk (BPS-16), on acting charge basis, in the best interest of public.

1.	Maqsood Rehman	5.	Riasat Ali	9.	Sabrin Shah
2.	Akhter Hussain	6.	Sawal Faqir	10.	Fazal Elahi
3.	Noor Qatal	7.	Asghar Shah		
4.	Bakhat Biland	8.	Naeem-ur-Rehman		

Consequent upon their regular promotion to the next rank, they will remain on probation for a period of one year, as per Civil Servants act 1973, read with appointment/promotion and transfer rules 1989, as such the following posting/transfer are hereby ordered, with immediate effect.

#	Name	From	To	Remarks
1.	Mr. Maqsood Rehman	Account Clerk PHE Division Manshra	Head Clerk PHE Division Kohistan	Against the existing vacancy
2.	Mr. Akhter Hussain	Account Clerk PHE Circle Tribal District Peshawar	Assistant o/o Chief Engineer (South) PHED	-do-
3.	Mr. Noor Qatal	Account Clerk PHE Division Karak	Assistant PHE Circle Kohat	-do-
4.	Mr. Bakhat Biland	Account Clerk PHE Division Northern Tribal District Pesh:	Assistant o/o Chief Engineer (South) PHED	-do-
5.	Mr. Riasat Ali	Account Clerk PHE Division Haripur	Head Clerk PHE Division Battagram	Vice S.No.18
6.	Mr. Sawal Faqir	Account Clerk PHE Circle Mardan	Assistant PHE Circle Swat	-do-
7.	Mr. Asghar Shah	Account Clerk PHE Division Swabi	Assistant PHE Circle Swat	-do-
8.	Mr. Naeem-ur-Rehman	Account Clerk PHE Division Malakand at Batkhela	Head Clerk PHE Division Malakand at Batkhela	-do-
9.	Mr. Sabrin Shah	Account Clerk PHE Circle Bannu	Head Clerk PHE Division Bannu	Vice S.No.15
10.	Mr. Fazal Ellahi	Account Clerk PHE Division D.I.Khan	Assistant PHE Circle D.I.Khan	Against the existing vacancy
11.	Mr. Sami-ur-Rehman Accounts Clerk	PHE Division Malaknad at Batkheal against the post of Head Clerk	PHE Division Malakand at Batkhlea	Vice S.No. 8
12.	Mr. Aziz-ur-Rehman Accounts Clerk,	PHE Circle Swat against the vacant post of Assistant	PHE Division Dir Upper	Against the existing vacancy
13.	Mr. Rashid Ali Senior Clerk	PHE Circle Swat against the vacant post of Assistant	PHE Division Swat	-do-
14.	Mr. Zahid Ullah Accounts Clerk	Working against the post of Senior Scale Stenographer in PHE Circle Mardan	PHE Division Swabi	Vice S.No. 7
15.	Mr. Abdul Saboor Head Clerk	PHE Division Bannu	PHE Division Karak	Vice S.No.16
16.	Mr. Nawab -ur- Rehman Head Clerk	PHE Division Karak	PHE Division Tank	Vice S.No.17
17.	Mr. Muhammad Jamil S.S.Stenographer	Working against the post of Head Clerk in PHE Division Tank	PHE Circle D.I.Khan	Against the existing vacancy
18.	Mr. Jalal-ud-Din Head Clerk	PHE Division Battagram	PHE Division Abbottabad	-do-

Attested to be
True Copy

Chief Engineer (South)

19

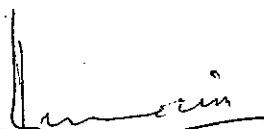
Page-2


Endstt. No. 01/E2B/PHE,

Dated Peshawar, the 27/12/2018

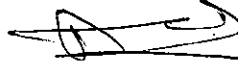
Copy forwarded to:

1. The Accountant General Khyber Pakhtunkhwa Peshawar
2. The Additional Accountant General PR Sub Office Peshawar.
3. The Secretary to Govt of Khyber Pakhtunkhwa PHE Department Peshawar.
4. The Chief Engineer (North) PHE Department Khyber Pakhtunkhwa Peshawar.
5. All Superintending Engineers Khyber Pakhtunkhwa PHE Department Peshawar.
6. The Section Officer (Estt) PHE Department Peshawar.
7. All Executive Engineers Khyber Pakhtunkhwa PHE Department Peshawar.
8. All District Accounts Officer Concerned.
9. The official concerned.


Chief Engineer (South)


Attested to Be
True Copy

(20)


01.1.19

Amenute "G"


The Secretary
Public Health Engineering (PHE)
Civil Secretariat, Peshawar.

SECY PHED
Dairy No 1801
Dated 01-01-19

Subject: **Departmental Appeal/ Representation against the order dated 27.12.2018 vide which the appellant was transferred from District Karak to District Tank.**

Respected Sir,


- 1) That the appellant is a head clerk and was serving in District Karak when through the above noted order was transferred from District Karak to District Tank.
- 2) That the appellant was transferred to District Karak vide order dated 17.04.2017 and one Abdul Saboor afterwards managed to transfer himself on the place of appellant vide office order dated 11.05.2017 and appellant was transferred to District Bannu.
- 3) That the appellant had challenged that transfer order in W.P.No.2182/2017 before Peshawar High Court, Peshawar and vide order dated 25.05.2017 his writ petition was treated as departmental appeal and was sent to appellate authority to decide the same strictly in accordance with law.
- 4) That the competent authority in the light of order of High Court transferred the appellant and on the basis of wedlock policy of the provincial government transferred the appellant to District Karak vide order dated 18.10.2017.
- 5) That one Abdul Saboor challenged the transfer order of the appellant before the Hon'ble Service Tribunal and the Tribunal vide order dated 04.10.2018 disposed of the appeal of the said Abdul Saboor in the terms that "the appellant transfer order dated 18.10.2017 shall remain effective only for two years from the date of its issuance in the light of the posting, transfer policy of the provincial government (2 years)".


Attested To Be
True Copy

- 6) That the Hon'ble Chief Engineer PHE South vide order dated 27.12.2018 while ignoring the order of hon'ble Service Tribunal had transferred the appellant from District Karak to District Tank, hence the appellant aggrieved wherefrom the said order impugns the same before your honour inter alia on the following grounds:

GROUND:

- a. That the impugned order of transfer is against the law and facts on the record.
- b. That the mandatory policy of the provincial government according to which the civil servant shall remain posted for two years on the same post/ station has been ignored by the competent authority which is illegal, thus the impugned order is illegal.
- c. That the impugned order of transfer of the appellant is also against the order of Hon'ble Service Tribunal dated 04.10.2018 through which the hon'ble Service Tribunal passed the order that **“the appellant transfer order dated 18.10.2017 shall remain effective only for two years from the date of its issuance in the light of the posting, transfer policy of the provincial government (2 years)”**.
- d. That the impugned order of transfer of appellant is also against the mandatory policy of the provincial government through which husband and wife shall remain posted at the same station meaning thereby that the impugned transfer order the wedlock policy of provincial government has been violated.
- e. That the appellant is going to be retired in near future and being senior civil servant requires to be posted at his home station because according to the policy of the provincial government the civil servant at the time of retirement shall be posted at his home station.


Attested by Bg.
True Copy

22

It is therefore, very humbly prayed that the impugned order of transfer may kindly be set aside and the appellant may kindly be posted at his home station at District Karak according to **wedlock policy** and order of the **Provincial Service Tribunal**.

Any other order deemed proper in circumstances of the case may be passed as well.

Appellant



Nawab-ur-Rahman

Head Clerk

Public Health Engineering Division

Karak

Cell: 0346-5655215

Dated: 01.01.2019



Attested To Be
True Copy

(23) Annexure

ESTABLISHMENT & ADMINISTRATION DEPARTMENT
(REGULATION WING)

No. SOR- (E&AD) 1-1/85 (VOL-ID)

Dated Peshawar the 15th February 2003.

3 years / Two
years term
Transfer case

1. All Administrative Secretaries to Govt of NWFP.
2. The Secretary to Governor, N.W.F.P.
3. The Secretary to Chief Minister, N.W.F.P.
4. All Heads of Attached Departments, in N.W.F.P.
5. All Heads of Autonomous Semi-Autonomous Boards in N.W.F.P.
6. All District Coordination Officers, Political Agents in N.W.F.P.
7. The Registrar Peshawar High Court Peshawar.
8. All District and Session Judges in N.W.F.P.
9. The Secretary, N.W.F.P. Public Service Commission, Peshawar.
10. The Director Anti-Corruption Establishment, Peshawar.
11. The Secretary, Board of Revenue, N.W.F.P. Peshawar.
12. The Registrar, N.W.F.P. Service Tribunal, Peshawar.

Subject :- POSTING/TRANSFER POLICY OF THE PROVINCIAL GOVERNMENT

Dear Sir,

I am directed to refer to the subject noted above and to say that to supercession of posting Transfer Policy.

- (i). All the postings transfers shall be strictly in public interest and shall not be abused misused to victories 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 post cannot be posted against any other post.

Attested To Be
True Copy

24

(iv).

The normal tenure of posting shall be three year 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).


Months of March and July are fixed for posting/transfer of the officers/officials excluding the officers in B-19 and above in the Province. Posting/transfer in Education and Health Departments shall be made March while the remaining departments shall make posting/transfers in July There shall be a ban on posting/transfers throughout the year excluding the aforesaid two months. However there shall be no restriction in cases where posting/transfers of government employees become unenviable in other months due to promotion retirement aeration of new posts/return, form long leave involvement in disciplinary proceedings and adjustment of surplus staff for which specific relaxation shall be obtained from the Chief Minster.

While making postings transfers from sealed areas to FATA and vice-versa. Specific approval of the Governor. NWFP needs to be obtained.

Officers may be posted on executive administrative posts in the Districts of their domicile except Distract Coordination Officers (D.C.Os) and Superintendent of police (SP). Similarly Deputy Superintendent of police (DSP) shall not be posted at a place where the police Station (Thana) of his area residence is situated.

(viii).

No postings/transfers of the officers/officials derailment basis shall be made.


Attested True Copy

13

~~25~~


25

- (ix) Regarding the posting of husband/wife both provincial services efforts where possible would be made to post such persons at one station and this will be subject to the public interest.
- (x) All the posting/transferring authorities may facilitate the posting/transfers of the unmarried female Government Servants at the station of the residence of their parents.
- (xi) Officers/officials except DCOs and SPs who are due to retire within one year may allowed to serve then till the retirement.
- (xii) In terms of Rule-17(1) and (2) read with Schedule-III of the Government of NWFP Rules of Business 1985 transfer of officers shown in column 1 of the following table shall be made by the authorities shown against each officers in column 2 thereof :-

1	2
---	---

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 the 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.	Head of Attached Departments and other Officers in B-19 & above in all the Debus In the Secretarial:-	-do-
4.	Secretaries.	Chief Secretary with the approval of the Chief Minister..
5.	Other Officers of and above the rank of section Officers:-	


 Attested To Be True Copy

25

(a)	Within the Same Department.	Secretary of the Department concerned.
(b)	Within the Secretariat from one Department to another.	Chief Secretary/Secretary Establishment.
6.	Officials upto the rank of Superintendent:	
a	Within the same Department.	Secretary of the Department concerned.
b	To and from an Attached Department.	Secretary of the Department in consultation with Head of Attached Department concerned.
c	Within the Secretariat from one Department to another.	Secretary (Establishment)

(xiii)

While considering postings/transfers proposals all the concerned authorities shall keep in mind the following

- a) To ensure the posting of proper persons on proper posts, the 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/transfers authorities may seek remedy from next higher authority/the appointing authority as the case may be through an appeal to be sublimed 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 expressed only in the following cases:

Attested to Be
True Copy

(27)

a) Pre-mature posting/transfer or posting transfer in violation of the provisions of this policy.

b) Serious and grave personal (humanitarian) grounds.

2. To streamline the posting/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 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	-do-
3.	Other Officer in BPS-17 and above posted in the District	-do-
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 proposed to:

a) Transfer the holder of a tenure post before the completion of his tenure or extend the period of his tenure; and

b) Require an officer to hold charge of more than one post for period exceeding two months.

4. I am directed further directed to request that the above noted policy may be strictly observed implemented.

Yours faithfully

Attested To Be
True Copy

(GHULAM JILLANI ASIF)
ADDL ; SECRETARY (REG)

Endst. No.SOR J(E&AD)1-85 Dated: Peshawar the 15.2.003

Copy forwarded to:

1. All Additional Secretaries in E& A Department

2. All Deputy Secretaries in E&A Department.
3. All Section Officers in E&A Department.
4. Private Secretary to Chief Secretary NWFP.
5. Private Secretary to Secretary Establishment.
6. Librarian E&A Department.

(28)

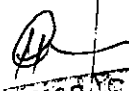
(HUSSAIN SHAH)
DEPUTY SECRETARY (REG-1)

Endst. No. SOR J(E&AD)1-85 Dated: Peshawar the 15.2.003

Copy forwarded to:-

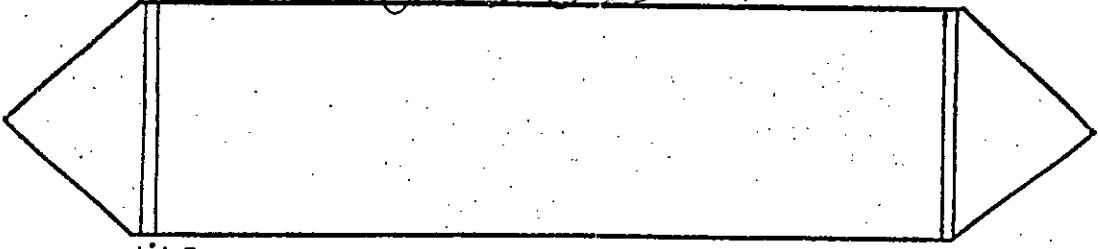
1. The Accountant General NWFP, Peshawar.
2. All District Agency Accounts Officer in NWFP.

(GHAZANFAR ALI)
SECTION OFFICER (REG-1).


Attested to Be
True Copy

28

بعدالت سروس ٹرانسزیکشن کے لئے منظور کیا گیا ہے



2. منجانب
خواجہ ابرار رحمان بنام خواجہ اظہار حسین مختونو اور دیگر

سروس اپیل

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ آف پاکستان اینڈ
آن مقام لپٹا ر کیلئے ناگہر محمد اللہ و کہنے کے لئے درخواست آف پاکستان اینڈ

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالثہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور
بصورت ڈگری کرنے اجراء اور صولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق

ذرائع پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی
نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور

کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو یہی وہی جملہ مذکورہ یا اختیارات حاصل ہوں گے اور اس کا ساختہ

پر داخست منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ دہر جائے التوائے مقدمہ سبب سے ہوگا۔

کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی
مذکور کریں۔ لہذا وکالت نامہ لکھدیا کہ سندر ہے۔

20

المرقوم 20/04/19

گواہ

مقام لپٹا ر کے لئے منظور ہے۔ H. ul-Haq

وکالت نامہ دیوانی

کوٹ فیس		قیمتی
---------	--	-------

بعدالت جناب سید سید بلال حسین لہذا اور سید بلال حسین
 لہذا کے نام سید بلال حسین نام سید بلال حسین و سید بلال حسین
 منجانب سید بلال حسین دعوے یا جرم سید بلال حسین اپیل

باعث تحریر آنکے

مقدمہ بالا عنوان میں اپنی طرف سے واسطے پیروی و جوابدہی برائے پیشی یا بمقام لہذا اور
اظہار رضامندی تصفیہ مقدمہ

ایڈووکیٹ ہائی کورٹ - سپریم کورٹ - ممبر ڈسٹرکٹ بار ایسوسی ایشن

کیلئے حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص روپر عدالت حاضر ہوتا رہوں گا اور بروقت پکارے جانے مقدمہ وکیل صاحب موصوف کی اطلاع دے کر حاضر عدالت کروں گا۔ اگر پیشی پر مظہر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح پر ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ سماعت یا بروز تعطیل یا پکھری کے اوقات کے آگے پیچھے پیش ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کیس معاوضہ کے ادا کرنے یا مختار نہ کے واپس کر نیکی بھی صاحب موصوف ذمہ دار ہونگے۔ مجھ کو کل ساختہ پرواختہ صاحب موصوف مثل کردہ ذات منظور و مقبول ہوگا اور صاحب موصوف کو عرضی دعوے یا جواب درخواست اجراءے ڈگری و نظر ثانی اپیل نگرانی و ہر قسم درخواست پر دستخط و تصدیق کر نیکی بھی اختیار ہوگا اور کسی حکم یا ڈگری کرانے اور ہر قسم کاروبار وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس پر ثالثی و راضی نامہ و فیصلہ برحلف کرنے اقبال و عری دینے کا بھی اختیار ہوگا اور بصورت جانے بیرون جات از پکھری صدر اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم اثناعی یا ترقی یا گرفتاری و اجراءے ڈگری بھی صاحب موصوف کو ادا نیکی علیحدہ مختار پیروی کا اختیار ہوگا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکور یا اس کے کسی جزو کی کارروائی کے یا بصورت اپیل سکی دوسرے وکیل یا پیرسٹر کو پانے بجائے یا پانے ہمراہ مقرر کریں اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور ویسے ہی اختیارات حاصل ہونگے جیسے صاحب موصوف کا حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانہ التوا پڑیگا وہ صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف ہوگا۔

2019

لہذا وکالت نامہ لکھ دیا ہے کہ سندر ہے
 مورخہ 03 مارچ 2019ء

مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

Accepted
 Ayan V
 Chatterjee
 ASE

العبار سید بلال حسین

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.

Nawab ur Rehman VERSUS Govt of KPK and others

APPLICATION FOR DELETION/
WITHDRAWAL OF THE NAME OF
RESPONDENT NO.3 NAMELY NIAMAT
ULLAH CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGINEERING (PHE)
KHYBER PAKHTUNKHWA FROM THE
PENAL OF RESPONDENTS.

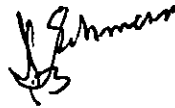
Respectfully Sheweth:

- 1) That the above mentioned service appeal pending adjudication before this Hon'ble Tribunal and is fixed for today i.e. 08/08/2019.*
- 2) That the applicant / appellant made respondent No.3 Mr. Nimat Ullah Khan Chief Engineer(South), Public Health Engineering (PHE) KPK Peshawar by name party actually Chief Engineer(South), Public Health Engineering (PHE) KPK Peshawar already made a party as respondent No.2 by Designation.*
- 3) That now the applicant / appellant want to delete the name of Respondent No.3 from the penal of respondents.*

- 4) That due to the reason mentioned above the applicant / appellant requested this Hon'ble Tribunal to delete the name of respondent No.3 from the penal of respondents.

It is, therefore, requested that on acceptance of this application the name of the respondent No.3 may kindly be deleted from the penal respondents.

Dated 08/08/2019



Applicant



Hayat Ullah
Advocate, High Court,
Peshawar.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

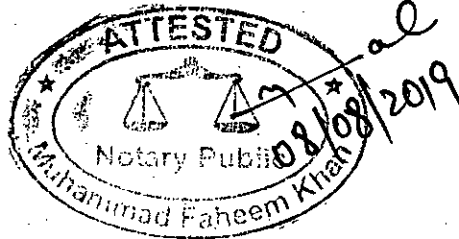
Nawab ur Rehman VERSUS Govt of KPK and others

AFFIDAVIT

I, Nawab ur Rehman Head Clerk Public Health Engineering Division Tank do hereby solemnly affirm and declare on oath that the contents of accompanied application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

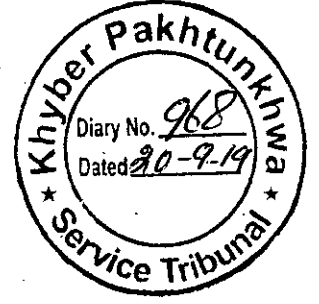
N. Rehman

DEPONENT



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

Service Appeal No.418/2019



Nawab Ur Rahman

VS

Secretary PHE & Others

.....

REPLY ON BEHALF OF RESPONDENTS NO.4

RESPECTFULLY SHEWETH:

PRELIMINARY OBJECTION:

1. That the appellant has no cause of action & locus standi.
2. That the appellant has been estopped by his own conduct to file the appeal.
3. That the impugned order was passed in public interest and under section 10 of the civil servant act 1973, the appellant is liable to serve anywhere.
4. A complaint was filed against employ of PHE Sub Division Takhati Nusrati Karak and an inquiry was conducted on that complaint in which the inquiry officer. recommended that majority most of employees Clerical/Technical staff of PHE Division Karak having very long stay/tenure in home district and thus have developed political affiliation with politician in one way or other. Who used them for their vested interest, resultantly giving bad effects and affecting routine affairs of the Govt. Hence, it is suggested to transfer all Clerical/Technical Staff having long tenure / stay beyond the posting/ transfer policy of the Govt. out of Circle jurisdiction recommendation, the appellant was also transferred as the appellant has about 35 years service at District Karak. (Annexure-A).

FACTS:

1. Pertain to the record.
2. Incorrect. The appellant and respondent No.4 were promoted from the post of Accounts Clerk (BPS-10) to Assistant/ Head Clerk(BPS-16) vide order

dated 09-03-2017 and the appellant was posted in PHE Circle Bannu and as such respondent No.4 was posted in PHE Division Karak, but just after one month the appellant managed his transfer from District Bannu to District office Karak vide order dated 17-04-2017. **(Orders Annexure-B)**.

3. Pertain to the record.
4. Incorrect. The High Court in its order dated 25-05-2017 did not give direction to the respondent department to transfer the appellant from public Health Engineering Bannu to Public Health Engineering Division Karak, rather the Honorable High Court treated the writ petition of the appellant as representation and sent it to Secretary Public Health Engineering to decide strictly on merit the same positively within fortnight. Moreover the order dated 18-10-2017 was due to on political pressure as evidence from copy endorsed to Minister for Public Health Engineering Department Khyber Pakhtunkhwa (Copy of High Court order **(Annexure-C)**).
5. Pertain to the record.
6. Incorrect. A complaint was filed against employs of PHE Sub Division Takhti Nusrati District Karak and an inquiry was conducted on that complaint in which the inquiry officer recommended that the most of employees Clerical/ Technical of PHE Division Karak due very long stay/tenure in home district and thus developed political affiliation with politician on one way or other, who used them for their vested interest, resultantly giving bad effects and disposing of day to day official business Govt. interest. Hence, it is suggested to transfer all Clerical/ Technical Staff having long tenure and as against the posting/ transfer policy of the Govt. and on the basis of that recommendation, the appellant was transferred as the appellant has almost 35 years service at District Karak.

GROUND:-

- A. Incorrect. The impugned transfer order is according to law and rules and passed by the Competent Authority on the basis of recommendation of inquiry officer hence needs to be maintained.
- B. Incorrect. As per Section-10 of Civil servant 1973, every civil servant is required to serve anywhere in the country as per law. Moreover policy has no overriding effect over the Act. Respondent No.4 is serving the department

[Handwritten signature]

away from a long (35-Years) home District since very long and thus has created legitimate right to be posted as per law.

C. Incorrect. As replied in Para-6 of the facts.

D. Incorrect. As replied in Para-B of the grounds.

E. Incorrect. The appellant will be retired in the year 2022, which is evident from the seniority list and the provision of posting/transfer law of serving at home District in the last leg of services is not attracted in the case of appellant, hence transfer order of the appellant under this law and needs no interference.

It is, therefore, most humbly prayed that the appeal of the appellant may be dismissed being devoid of merit.


RESPONDENT No.4

THROUGH



AHMAD FAROOQ KHATTAK
ADVOCATE
SUPREME COURT OF PAKISTAN

&


TAIMUR ALI KHAN
ADVOCATE OF HIGH COURT

&

ASAD MAHMOOD
ADVOCATE OF HIGH COURT



AFFIDAVIT

It is affirmed and declared that the contents of reply of respondent No.4 are true and correct to the best of my knowledge and belief.

DEPONENT

Amesure - A

**OFFICE OF THE SUPERINTENDING ENGINEER
PUBLIC HEALTH ENGINEERING CIRCLE BANNU**

Email Address so. phcirclebannu@yahoo.comph#0928-633051 Fax#0928-633051(D.5/18)

No. 02-/E-10/S.E/PHE(Bu)

Dated Bannu the, 3 / 08 / 2018

To,

The Section Officer (Estt)
Public Health Engineering Department,
Khyber Pakhtunkhwa Peshawar.

Subject: **COMPLAINT AGAINST MR. AZIZ-UR-REHMAN SDO BPS-17 PHE SUB
DIVISION TAKHT NASRATI.**

Reference: Your office letter No. SO(Estt)/PHED/8-6/2016-17/Karak dated 16.07.2018.

Enclosed please find herewith, an inquiry report on the subject quoted above,
for perusal and further necessary action, please.


Superintending Engineer

FACT FINDING INQUIRY AGAINST AZIZ-UR-REHMAN
SUB DIVISIONAL OFFICER PHE SUB DIVISION TAKHTI NASRATI.

INTRODUCTION:

The undersigned is appointed as an inquiry Officer vide Section Officer (Estt) letter No. SO(Estt)/PHED/8-6/2016-17/Karak dated 16-7-2018 (Annex-1) to conduct fact finding inquiry on the complaint of Malik Qasim Khan Ex- MPA(PJI) Candidate PK-86 (Annex-II) against Mr. Aziz-ur-Rehman SDO PHE Sub Division Takhti Nasrati.

PROCEEDING:

To finalize the inquiry proceeding the undersigned has issued letter to Aziz-ur-Rehman SDO PHE Sub Division Takhti Nasrati vide this office letter No. 01-02/E-10 dated 17-7-2018(Annex-III) to explain/submit reply to the complaint and also directed XEN PHE Division Karak to provide all the relevant record and call the concerned operational staff to appear before the inquiry officer but they did not call/appear. The officer appeared before the inquiry officer and submitted his written reply (Annex-IV).

FACT FINDING:

I. Mr. Aziz-ur-Rehman SDO PHE Sub Division Takhti Nasrati was focal person of Malik Qasim Khan Ex-Advisor to Chief Minister/MPA PK- 86 (Complainant). The officer affiliation developed with Ex-MPA and the family of the officer also remained loyal to the complainant. Now the officer and his family changed their loyalty and politically supporting Malik Zafar Azim Candidate of MMA PK-86 which prove from the cutting of the newspaper (Annex-V). Hence the complainant made complaint against the officer mention above.

II. Due to unsatisfactory performance, warning of stoppage of pay and suspension issued to some of operational staff of various Water Supply Schemes(Annex-VI), to improve their performance. Pay of non of official has been stopped.


III. The tender of work " Extension of gravity WSS Lawagher & Changhos Dams to various Union Councils of Karak ADP No. 268/150567 for the year 2017-18 (Lawaghar Portion)" was allotted to M/S Alfatah (Pvt Ltd) and XEN/SDO/DAO has made illegal advance payment to the tune of Rs. 9.987 Million to Mr. Siraj Khan (Alfatah Construction Limited) in Water Supply Scheme Lowghar Dam without hiring of consultant. Since now no supply has been made by the contractor (Annex-VII)



The XEN Karak has given performance certificate (Annex-VIII) where in it has been stated that performance of the officer is satisfactory and not involved in the political activities. The Officer has given written reply in his defense and denied from all charges.

RECOMMENDATION:

- I. XEN/SDO/DAO are equally responsible for irregular advance payment to Siraj Khan (Alfatah Construction Limited) in WSS Lowghar Dam without hiring the consultant and therefore recommended to be transferred.
- II. The advance payment of RS 10.00 (M) should be recovered from Alfatah Construction and further action be taken against him under the law, as he failed to supply the pipes till today. No further work should be carried on the scheme without supervision of consultant.
- III. Most of Employees Clerical/Technical of PHE Division Karak having very long stay/tenure in home district and thus develop political affiliation with politician one on or other way, who used them for their vested interest, resultantly giving bad effects and disposing of day to day official business/Govt. interest. Hence, it is suggested to transfer all Clerical/ Technical staff having long tenure beyond the posting/transfer policy of the Govt. out of Circle jurisdiction in the best interest of the Govt. Action against a single person will not give fruitful result.


ENGR. GUL SHAHID KHAN
SUPERINTENDING ENGINEER
PHE CIRCLE BANNU

PUBLIC HEALTH ENGG. DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR.No. 02 / E-9/PHEDated Peshawar, the 02 / 10 / 2017.OFFICE ORDER

On the recommendation of the Departmental Promotion Committee (DPC) in its meeting held on 05.12.2016 under the Chairmanship of Secretary PHED, the competent authority is pleased to promote the following Accounts Clerks (BPS-10) to the rank of Assistant/Head Clerks BPS-16, in the best interest of public.

1. Aftab Kamal, 2. Iqbal-ud-Din, 3. Perviz Khan, 4. Nowshad Khan, 5. Afsar Khan
6. Sadre Alam, 7. Sofi Sardar, 8. Muhammad Sher, 9. Abdul Saboor,
10. Mukhtiar Hussain, 11. Noor Ali, 12. Alam Khan, 13. Sardar Nawaz,
14. Nawab-ur-Rehman, 15. Farid Ayaz, 16. Bakht Ali, 17. Mohib Shah,
18. Muhammad Aslam, 19. Mst. Raheela Waheed, 20. Muhammad Iqbal.

Consequent upon their promotion to the next rank, they will remain on probation for a period of one year or till the date of retirement whichever is earlier, as per Civil Servants act 1973 read with appointment/promotion and transfer rules 1989, as such the following posting is hereby ordered to actualize their promotion on regular basis, with immediate effect.

S.No.	Name	From	To	Remarks
1.	Mr. Aftab Kamal	Assistant (BPS-16) Acting Charge working as Admin. Officer o/o C.E South PHED.	Assistant (BPS-16) on regular basis & hold the charge of the post of Admin. Officer o/o C.E South PHED.	Against the existing vacancy.
2.	Mr. Iqbal-ud-Din	Head Clerk (BPS-16) PHE Division Nowshera (acting Charge)	Head Clerk (BPS-16) PHE Division Nowshera (on regular basis)	Against the existing vacancy.
3.	Mr. Perviz Khan	Head Clerk (BPS-16) PHE Division Mardan (acting Charge)	Head Clerk (BPS-16) PHE Division Mardan (on regular basis)	Against the existing vacancy.
4.	Mr. Nowshad Khan	Assistant (BPS-16) PHE Circle Peshawar (acting Charge)	Assistant (BPS-16) PHE FATA Circle Peshawar (on regular basis)	Against the existing vacancy.
5.	Mr. Afsar Khan	Assistant (BPS-16) PHE Circle Kohat (acting Charge)	Assistant (BPS-16) PHE Circle Kohat (on regular basis)	Against the existing vacancy.
6.	Mr. Sadre Alam	Head Clerk (BPS-16) PHE Division Charsadda (acting Charge)	Head Clerk (BPS-16) PHE Division Charsadda (on regular basis)	Against the existing vacancy.
7.	Mr. Sofi Sardar	Head Clerk (BPS-16) PHE Division Tank (acting Charge)	Assistant (BPS-16) o/o Chief Engineer North (on regular basis)	Against the existing vacancy.
8.	Mr. Muhammad Sher	Accounts Clerk (BPS-10) o/o C.E South PHED	Assistant BPS-16 o/o C.E South PHED.	Against the existing vacancy.
9.	Mr. Abdul Saboor	Accounts Clerk (BPS-10) PHE Division Karak	Head Clerk (BPS-16) PHE Division Karak	Against the existing vacancy.
10.	Mr. Mukhtiar Hussain	Accounts Clerk (BPS-10) PHE Division Peshawar	Head Clerk (BPS-16) PHE Division Peshawar	Vice Item No. 22
11.	Mr. Noor Ali	Accounts Clerk (BPS-10) PHE FATA Division Kohat	Head Clerk (BPS-16) PHE Division Lakki Marwat	Against the existing vacancy.
12.	Mr. Alam Khan	Accounts Clerk (BPS-10) PHE Division Swat	Head Clerk (BPS-16) PHE Division Swat	Against the existing vacancy.

16

Page-2

15.	Mr. Sardar Iqbal	Accounts Clerk (BPS-10) PHE Division Nowshera	Head Clerk (BPS-16) PHE Division Dir Upper	Against the existing vacancy.
14.	Mr. Nawab-ur-Rehman	Accounts Clerk (BPS-10) PHE Division Karal	Assistant (BPS-16) PHE Circle Hannu	Against the existing vacancy.
13.	Mr. Faid Ayaz	Accounts Clerk (BPS-10) PHE FATA Division Kohat	Head Clerk (BPS-16) PHE FATA Division Kohat	Against the existing vacancy.
16.	Mr. Bakht Ali	Accounts Clerk (BPS-10) PHE Division Kohat	Assistant (BPS-16) PHE Circle Kohat	Against the existing vacancy.
17.	Mr. Mohib Shah	Accounts Clerk (BPS-10) PHE Division Kohistan	Head Clerk (BPS-16) PHE Division Kohistan	Against the existing vacancy.
18.	Mr. Muhammad Aslam	Accounts Clerk (BPS-10) PHE Division D.I.Khan	Head Clerk (BPS-16) PHE Division D.I.Khan	Vice item No.21
19.	Mst. Raheela Waheed	Accounts Clerk (BPS-10) o/o C.E North PHED	Assistant (BPS-16) o/o C.E South PHED	Against the existing vacancy.
20.	Mr. Muhammad Iqbal	Accounts Clerk (BPS-10) PHE Division D.I.Khan	Head Clerk (BPS-16) PHE Division Tank	Vice item No.7
21.	Mr. Muhammad Ishaq	Head Clerk PHE Division D.I.Khan	Assistant PHE Circle D.I.Khan	Against the existing vacancy.
22.	Mr. Saad Ullah	Head Clerk PHE Division Peshawar	Assistant PHE Circle Peshawar	Vice item No.4

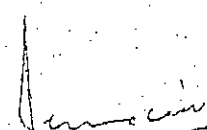
Chief Engineer (South)


Encl: No. 02 /E-2-B/PHE,

Dated Peshawar, the 07/03/2017

Copy forwarded to:

1. The Secretary to Govt of Khyber Pakhtunkhwa PHED Peshawar
2. The Accountant General Khyber Pakhtunkhwa Peshawar.
3. The Additional Accountant General PR Sub office Peshawar
4. The Chief Engineer (North) Public Health Engg. Department Peshawar.
5. The Chief Engineer (FATA) Works & Service Department Peshawar.
6. All Superintending Engineers (North/South/FATA) PHED.
7. PS to Minister for PHED Khyber Pakhtunkhwa Peshawar.
8. The Section Officer (Estt) PHE Department Peshawar.
9. All Executive Engineers (North/South/FATA) PHED.
10. All District/Agency Accounts Officer concerned.
11. The official concerned.


 Chief Engineer (South)



OFFICE OF THE CHIEF ENGINEER
(SOUTH)
PUBLIC HEALTH ENGG: DEPTT:
KHYBER PAKHTUNKHWA, PESHAWAR

B. M. C. / J. / J.

No. 021E-9 /PHE.

Dated Peshawar, the 09/03/2017.

17

OFFICE ORDER

On the recommendation of the Departmental Promotion Committee (DPC) in its meeting held on 05.12.2016 under the Chairmanship of Secretary PHED, the competent authority is pleased to promote the following Accounts Clerks (BPS-10) to the rank of Assistant/Head Clerks BPS-16, in the best interest of public.

1. Aftab Kamal, 2. Iqbal-ud-Din, 3. Perviz Khan, 4. Nowshad Khan, 5. Afsar Khan
6. Sadre Alam, 7. Sofi Sardar, 8. Muhammad Sher, 9. Abdul Saboor,
10. Mukhtiar Hussain, 11. Noor Ali, 12. Alam Khan, 13. Sardar Nawaz, 14. Nawab-ur-Rehman, 15. Farid Ayaz, 16. Bakht Ali, 17. Mohib Shah, 18. Muhammad Aslam,
19. Mst. Raheela Waheed, 20. Muhammad Iqbal.

Consequent upon their promotion to the next rank; they will remain on probation for a period of one year or till the date of retirement whichever is earlier, as per Civil Servants act 1973. Read with appointment/promotion and transfer rule 1989, as such as the following posting is hereby ordered to actualize their promotion on regular basis, with immediate effect.

S.No.	Name	From	To	Remarks
1.	Mr. Aftab Kamal	Assistant (BPS-16) Acting charge working as Admn. Officer o/o C.E South PHED.	Assistant (BPS-16) on regular basis & hold the charge of the post of Admn. Officer o/o C.E South PHED.	Against the existing Vacancy.
2.	Mr. Iqbal-ud-Din	Head Clerk (BPS-16) PHE Division Nowshera (acting Charge)	Head Clerk (BPS-16) PHE Division Nowshera (on regular basis)	Against the existing Vacancy.
3.	Mr. Perviz Khan	Head Clerk (BPS-16) PHE Division Mardan (acting Charge)	Head Clerk (BPS-16) PHE Division Mardan (on regular basis)	Against the existing Vacancy.
4.	Mr. Nowshad Khan	Assistant (BPS-16), PHE Circle Peshawar (acting Charge)	Assistant (BPS-16) PHE FATA Circle Peshawar (on regular basis)	Against the existing Vacancy.
5.	Mr. Afsar Khan	Assistant (BPS-16) PHE Kohat (acting Charge)	Assistant (BPS-16) PHE Circle Kohat (on regular basis)	Against the existing Vacancy.
6.	Mr. Sadre Alam	Head Clerk (BPS-16) PHE Division Charsadda (acting Charge)	Head Clerk (BPS-16) PHE Division Charsadda (on regular basis)	Against the existing Vacancy.
7.	Mr. Sofi Sardar	Head Clerk (BPS-16) PHE Division Tank (acting Charge)	Head Clerk (BPS-16) o/o Chief Engineer North (on regular basis)	Against the existing Vacancy.
8.	Mr. Muhammad Sher	Accounts Clerk (BPS- 10) o/o C.E South PHED	Assistant BPS-16 o/o C.E South PHED	Against the existing Vacancy.
9.	Mr. Abdul Saboor	Accounts Clerk (BPs- 10) PHE Davison Karak	Head Clerk (BPS-16) PHE Division Karak	Against the existing Vacancy.
10.	Mr. Mukhtiar Hussain	Accounts Clerk (BPs- 10) PHE Davison Peshawar.	Head Clerk (BPS-16) PHE Division Peshawar	Vice Item No.22
11.	Mr. Noor Ali	Accounts Clerk (BPs- 10) PHE FATA Division Kohat	Head Clerk (BPS-16) PHE Division Lakki Marwat	Against the existing Vacancy.
12.	Mr. Alam Khan	Accounts Clerk (BPs- 10) PHE Davison Swat	Head Clerk (BPS-16) PHE Division Swat	Against the existing Vacancy.

H₂

13.	Mr. Sarder Nawaz	Accounts Clerk (BPS-10) PHE Davison Nowshera	Head Clerk (BPS-16) PHE Division Dir Upper	Against the existing Vacancy.
14.	Mr. Nawab-ur-Rehman	Accounts Clerk (BPS-10) PHE Davison Karak	Assistant (BPS-16) PHE Circle Bannu	Against the existing Vacancy.
15.	Mr. Farid Ayaz	Accounts Clerk (BPS-10) PHE FATA Davison Kohat	Head Clerk (BPS-16) PHE FATA Division Kohat	Against the existing Vacancy.
16.	Mr. Bakht Ali	Accounts Clerk (BPS-10) PHE Davison Nowshera	Assistant (BPS-16) PHE Circle Kohat	Against the existing Vacancy.
17.	Mr. Mohib Shah	Accounts Clerk (BPS-10) PHE Davison Kohistan	Head Clerk (BPS-16) PHE Division Kohistan	Against the existing Vacancy.
18.	Mr. Muhammad Aslam	Accounts Clerk (BPS-10) PHE Davison D.I.Khan	Head Clerk (BPS-16) PHE Division D.I.Khan	Vice. Item No. 21
19.	Mst. Raheela Waheed	Accounts Clerk (BPS-10) o/o C.E North PHED	Assistant (BPS-16) o/o C.E South PHED	Against the existing Vacancy.
20.	Mr. Muhammad Iqbal	Accounts Clerk (BPS-10) PHE Davison D.I.Khan	Head Clerk (BPS-16) PHE Division Tank	Vice. Item No. 7
21.	Mr. Muhammad Ishaq	Head Clerk PHE Division D.I.Khan	Assistant PEH Circle D.I.Khan	Against the existing Vacancy.
22.	Mr. Sareer Ullah	Head Clerk PHE Division Peshawar	Assistant PHE Circle Peshawar	Vice. Item No. 4

18

CHIEF ENGINEER (SOUTH)

Endst. No. 02 /E-2-B/PHE.

Dated Peshawar the 09 /13/2017

Copy forwarded to:-

- 1) The Secretary to Govt of Khyber Pakhtunkhwa PHED Peshawar.
- 2) The Accountant General Khyber Pakhtunkhwa, Peshawar.
- 3) The Additional Accountant General PR Sub Office Peshawar.
- 4) The Chief Engineer (North) Public Health Engg. Department Peshawar.
- 5) The Chief Engineer (FATA) Works & Service Department Peshawar.
- 6) All Superintending Engineers (North/South/FATA) PHED.
- 7) S to Minister for PHED Khyber Pakhtunkhwa Peshawar.
- 8) The Section Officer (Estt) PHE Department Peshawar.
- 9) All Executive Engineers (North/South/FATA) PHED.
- 10) All District/Agency Accounts Officer concerned.
- 11) The official concerned.

Sd/-
CHIEF ENGINEER (SOUTH)

A



OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG: DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR
Ph#091-9212984 Fax#091-9210228 E-mail: Ce.s.phed.pr5419@gmail.com

12

No. 11/E-9 /PHE,

Dated Peshawar, the 17 /04/2017.

OFFICE ORDER

The posting/transfer order of the following Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

#	Name	From	To	Remarks
1	Mr. Nawab-ur-Rehman Assistant	PHE Circle Bannu	PHE Division Karak	Vice S.No.2
2	Mr. Abdul Saboor Head Clerck	PHE Division Karak	PHE Circle Bannu	Vice S.No.1

Chief Engineer (South)

Endstt: No. 11/E-2-B /PHE,

Dated 17/4 /2017

Copy forwarded to

1. The Superintending Engineer PHE Circle Bannu/Kohat.
2. PS to Minister PHED Khyber Pakhtunkhwa Peshawar.
3. PS to Secretary PHE Department Khyber Pakhtunkhwa Peshawar.
4. The Executive Engineer PHE Division Karak.
5. The District Accounts Officer Bannu/Karak.
6. The officials concerned.

sd/-
Chief Engineer (South)

Approved for the above copy

Maj. Muhammad Fakhir Shah
Accounts Department Officer



OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGINEERING DEPT. KHYBER PAKHTUNKHWA, PESHAWAR
PHE/001-9212284 Fax/001-9210228 E-mail: Ce.s.pheed.pr5419@gmail.com

(1)

No. 11/E-9 /PHE,
Dated Peshawar, the 17/04/2017.

OFFICE ORDER

The posting/transfer order of the following Assistant/Head Clerk are hereby ordered in the public interest with immediate effect.

#	Name	From	To	Remarks
1.	Mr. Nawab-ur-Rehman Assistant	PHE Circle Bannu.	PHE Division Karak	Vice S.No. 2
2.	Mr. Abdul Saboor Head Clerk	PHE Division Karak	PHE Circle Bannu.	Vice S.No. 1

Chief Engineer (South)

Encls: No. 11/E-23 /PHE.

Dated 17/04/2017

Copy forwarded to:

1. The Superintending Engineer PHE Circle Bannu/Kohat.
2. PS to Minister for PHED Khyber Pakhtunkhwa Peshawar.
3. PS to Secretary PHE Department Khyber Pakhtunkhwa Peshawar.
4. The Executive Engineer PHE Division Karak.
5. The District Accounts Officer Bannu/Karak
6. The official concerned.

Chief Engineer (South)

Seen

[Handwritten signature]

[Handwritten signature]

[Faint stamp and signature]



OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG: DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR

Ph#091-9212984 Fax#091-9210228 E-mail:
Ce.s.phed.pr5419@gmail.com

No. 12.E-9 /PHE,

Dated Peshawar, the 11/5/2017.

OFFICE ORDER

The posting/transfer of the following Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

S.NO	Name	From	To	Remarks
1	Abdul Saboor	Assistant PHE Circle Bannu	Head Clerk PHE Division Karak	Vice S.No.2
2	Nawab-ur-Rehman	Head Clerk PHE Division Karak	Assistant PHE: Circle Bannu	Vice S.No.1

CHIEF ENGINEER (SOUTH)

Endst. No. 12 /E-2-B /PHE.

Dated Peshawar the 11/5/2017

Copy forwarded to:-

- 1) The Superintending Engineer PHE: Circle Kohat/Bannu.
- 2) P.S to Minister for PHED Khyber Pakhtunkhwa Peshawar.
- 3) PS to Secretary PHED: Khyber Pakhtunkhwa Peshawar.
- 4) Executive Engineer PHE: Division PHE: Division Karak.
- 5) District Accounts Officer Bannu/Karak.
- 6) The officials concerned.

sd/-
CHIEF ENGINEER (SOUTH)

Received by
[Signature]
[Signature]
[Signature]



OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG. DEPT. KHYBER PAKHTUNKHWA, PESHAWAR
 Ph: 091-9212984 Fax: 091-9210228 E-mail: Ce.s.phed.pr5419@gmail.com

7

No. 02/15-3 /PHE,

Dated Peshawar, the 18/10/2017.

OFFICE ORDER

The following posting/transfer of Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

#	Name	From	To	Remarks
1	Abdul Saboor Head Clerk	PHE Division Karak	Assistant PHE Circle Bannu	Vice S.No.2
2	Nawab-ur-Rehman Assistant	PHE Circle Bannu	Head Clerk PHE Division Karak	Vice S.No.1

Chief Engineer (South)

Encls: No. 02/15-3-B /PHE,

Dated 18/10/2017

Copy forwarded to:

1. The Superintending Engineer PHE Circle Kohat/Bannu.
2. PS to Minister PHED Khyber Pakhtunkhwa Peshawar.
3. PS to Secretary PHE Department Peshawar.
4. Executive Engineer PHE Division-Karak.
5. District Accounts Officer Bannu/Karak.
6. The officials concerned.

Chief Engineer (South)

Attested to be true copy

 Haji Muhammad Zia-ud-Din Shah
 Advocate Supreme Court
 A.O.R./Peshawar

Annexure - 6

**BEFORE THE PESHAWAR HIGH
COURT PESHAWAR**

Writ Petition No:- 2182 P /2017

Nawab ur Rehman son of Mian khail resident of Khada Banda
Tehsil Takhtnasrati and District Karak.

----- (Petitioner)

VERSUS

1. Government of Khyber Pakhtunkhwa, through Secretary
Public Heath Engineering Department KPK, Peshawar
2. Chief Engineer South Public Heath Engineering
Department KPK, Peshawar.

----- (Respondents)

**WRIT PETITION UNDER ARTICLE 199 OF
THE CONSTITUTION OF ISLAMIC
REPUBLIC OF PAKISTAN 1973**

[Handwritten signature]

FORM "A"
FORM OF ORDER SHEET

61

Date of order or proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties or counsel where necessary.
2.	3.
25.05.2017	<p><u>WP.No.2182-P/2017 with Interim Relief.</u></p> <p><u>Present:</u> Mr. Bilal Ahmad Durrani, Advocate for petitioner.</p> <p style="text-align: center;">*****</p> <p><u>IKRAMULLAH KHAN, J.-</u> This Constitutional petition is directed against the impugned order dated 11.5.2017 rendered by respondent No.2, whereby, petition has been transferred from Public Health Engineering Division Karak to Assistant Public Health Engineering Circle Bannu.</p> <p>2. We have gone through the record carefully and have also considered the submissions made by learned counsel for petitioner.</p> <p>3. Undeniably, petitioner is a civil servant, performing his duties as Accounts Clerk in the Public Health Engineering Department. Admittedly, posting and transfer is a matter pertaining to the terms and conditions of service under Section 10 of Chapter 2 of the Civil Servants Act, 1973, which exclusively falls within the domain of Service Tribunal attracting</p>

[Handwritten signature]

[Handwritten signature]

Constitutional bar under Article 212 of the Constitution of Islamic Republic of Pakistan, 1973 against entertainment of petition in such like matters. However, no representation has been filed by petitioner as per his learned counsel before the Competent Authority against the impugned order, so in the interest of justice, we treat the instant petition as representation of petitioner and send it to the Secretary, Government of Khyber Pakhtunkhwa, Public Health Engineering Department, Peshawar (respondent No.1); who shall decide the same positively within a fortnight but strictly in accordance with law and rules on the subject. Office shall send this petition immediately to the quarter concern by retaining copy thereof for record.

4. Accordingly, this petition stands disposed of in the above terms.

Announced.
Dated: 25.05.2017

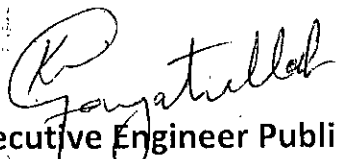

JUDGE


JUDGE

Stay list

**Office of the Executive Engineer Public Health Engg:Division Karak
(Stay list of Mr,NAWAB UR REHMAN Head clerk of PHE:Division karak)**

<u>S.NO</u>	<u>Name of Division</u>	<u>Period</u>		<u>Remark</u>
		<u>From</u>	<u>To</u>	
1	PHE:Div Karak	1-7-1990	16-10-1993	<u>As a J/Clerk</u>
2	PHE:Div Karak	17-10-1993	31-8-2000	<u>As a S/Clerk</u>
3	Tank	1-9-2000	31-10-2001	<u>As a S/Clerk</u>
4	PHE:Div Karak	1-11-2001	30-6-2001	<u>As a S/Clerk</u>
5	Sawabi	1-7-2001	31-3-2002	<u>As a S/Clerk</u>
6	PHE:Div Karak	1-4-2002	31-10-2011	<u>As a S/Clerk</u>
7	PHE:Div Karak	1-11-2011	9-3-2017	<u>As a A/Clerk</u>
8	Bannu	10-3-2017	17-4-2017	<u>As a H/Clerk</u>
9	PHE:Div Karak	18-4-2017	11-5-2017	<u>Re-Transferred</u>
10	Bannu	12-5-2017	18-10-2017	<u>do</u>
11	PHE:Div Karak	19-10-2017	31-12-2018	<u>do</u>
12	Tank	1-1-2019	—————	<u>Transfer</u>


Executive Engineer Public
Health Engineering Division
Karak



Stay List

DETAILS OF STAY PERIOD IN VARIOUS STATIONS SINCE FIRST APPOINTMENT TILL DATE

IN RESPECT OF MR. ABDUL SABGOR KHAN (HEAD CLERK)

19/19

S. No.	Name of Division	Period of Stay	
		From	To
1.	PHE: FATA Div Kohat	21.04.19982	To 31.10.1993
2.	PHE: Div D.I.Khan	01.11.1993	To 22.01.1995
3.	PHE: FATA S/Div M/Shah NWA	23.01.1995	To 13.09.2000
4.	PHE: Div Hangu	14.09.2000	To 30.06.2001
5.	PHE: FATA S/Div M/Shah	01.07.2011	To 31.10.2011
6.	PHE: Div Charssada	01.11.2011	To 30.09.2014
7.	PHE: Div Peshawar	01.10.2013	To 03.01.2014
8.	PHE: Div Bannu	04.01.2014	To 14.12.2015
9.	PHE: Div Karak	15.12.2016	To 09.03.2017 (As Accounts Clerk)
10.	PHE: Div Karak	10.03.2017	To 18.10.2017 (Promoted as Head Clerk)

[Handwritten signature]

[Handwritten signature]
20/11/2017

Spore Policy

2/ *4/2/03* *23*

ESTABLISHMENT & ADMINISTRATION DEPARTMENT
(REGULATION WING)

No. SOR- (E&AD) 1-1/85 (VOL-ID)

Dated Peshawar the 15th February 2003.

*3 years / two
years tenure
Transfer cas.*

1. All Administrative Secretaries to Govt. of NWFP.
2. The Secretary to Governor, N.W.F.P.
3. The Secretary to Chief Minister, N.W.F.P.
4. All Heads of Attached Departments in N.W.F.P.
5. All Heads of Autonomous Semi-Autonomous Boards in N.W.F.P.
6. All District Coordination Officers political Agents in N.W.F.P.
7. The Registrar Peshawar High Court Peshawar.
8. All District and Session Judges in N.W.F.P.
9. The Secretary, N.W.F.P. Public Service Commission, Peshawar.
10. The Director Anti-Corruption Establishment, Peshawar.
11. The Secretary, Board of Revenue, N.W.F.P. Peshawar.
12. The Registrar, N.W.F.P. Service Tribunal, Peshawar.

Subject :- POSTING/TRANSFER POLICY OF THE PROVINCIAL GOVERNMENT

Dear Sir,

I am directed to refer to the subject noted above and to say that to supercession of posting Transfer Policy.

- (i). All the postings transfers shall be strictly in public interest and shall not be abused misused to victories 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 post cannot be posted against any other post.

[Signature]

organization, the Government servant with greater service may be preferred.

iv) Request for posting by a spouse facing serious health problems may be accorded highest priority.

v) Spouses already posted at one station, including those posted on deputation may normally not be disturbed without compelling reasons of public interest. Requests for extension of deputation period beyond the permissible limit may be considered with compassion if interests of public service so permit.

2. Kindly acknowledge receipt.

Yours faithfully,

NAJ MUS SAHAR
7/8/10

(NAJ-MUS-SAHAR)
SECTION OFFICER (REG)

Endst No. & date even.

Copy forwarded to:

1. The Secretary to Governor, Khyber Pakhtunkhwa
2. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa
3. The Registrar, Peshawar High Court, Peshawar
4. The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar
5. The Director General, Provincial Disaster Management Authority
6. All Additional Secretaries, Deputy Secretaries and Section Officers in Establishment & Administration Department
7. Private Secretaries to all Provincial Ministers, Khyber Pakhtunkhwa
8. PSO to Chief Secretary Khyber Pakhtunkhwa, Peshawar
9. Private Secretary to Secretary Establishment Department
10. Private Secretary to Secretary Administration Department
11. The Incharge Resource Centre, Estt. & Admn. Department

NAJ MUS SAHAR
7/8/10
SECTION OFFICER (REG)



20

/s/

**GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT**

(REGULATION WING)

No. SOR-VI/E&AD/1-4/2010/Vol-VIII
Dated Peshawar, the, 07th August, 2012

1. The Additional Chief Secretary, Planning & Development Department, Government of Khyber Pakhtunkhwa, Peshawar.
2. The Additional Chief Secretary (FATA), FATA Secretariat, Peshawar.
3. The Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
4. All the Administrative Secretaries to Government of Khyber Pakhtunkhwa.
5. All the Divisional Commissioners in Khyber Pakhtunkhwa.
6. All Heads of the Attached Departments in Khyber Pakhtunkhwa.
7. All the District Coordination Officers in Khyber Pakhtunkhwa and Political Agents in FATA.

POSTING OF SERVING HUSBAND/WIFE AT THE SAME STATION OF THE PROVINCIAL GOVERNMENT.

I am directed to refer to the subject noted above and to state that in view of the Socio economic Problems and hardships faced by the serving wives in Government Service due to posting at different stations, the competent authority has been pleased to prescribe the following conditions to facilitate posting of husband and wife at the same station:

Where a request is made for posting at a different station of the same department/service/cadre in which an employee is already serving, the request may be accepted subject to availability of a post in the same BPS.

If request involves temporary deputation to another department, it may be processed in consultation with the concerned department and may be accepted on the prescribed terms of deputation subject to availability of a post in the same BPS.

If there is a tie between two or more Government servants, posting at the same station in the same department/unit of an

Before the RPR Service Tribunal.

Appeal NO. 618/2019.

Nawab ul-Rehman V/S PHE Deptt.

Applications for adjournment.

Respectfully Sheweth-

1. That the above mentioned is pending before this august Tribunal and is filed for today.

2. That the senior counsel of the respondent No. 4 is busy in Honourable High Court Peshawar at Baran Bench and was unable to attend the case for today.

It is therefore most humbly prayed that the instant appeal may kindly be adjourned for today on acceptance of this application

— A Sabir —

Respondent No. 4

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA
PESHAWAR

In Re: Service Appeal No.
Nawab-Ur-Rehman

418/2019

Head Clerk PHE Divn Tank----- Appellant


VERSUS

1. Secretary Public Health Engineering Department,
Khyber Pakhtunkhwa, Peshawar.
2. Chief Engineer PHED KPK Peshawar. ----- Respondents.

INDEX

S. No.	Description of Documents	Annexure	Page.
1	Para wise Written Comments.		1-3
2	Affidavit		4
3	Annexure	(A.B.C)	A-5-9 B-10-12 C-13-16
4			

Dated 19/11 /2019.


Respondent Administrative Officer
(1 to 2) Chief Engineer (South)
Public Health Engineering Department
Khyber Pakhtunkhwa Peshawar.

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. 418/2019

Nawab Ur Rahman..... (Appellant)

Versus

1. Secretary to Govt: of Khyber Pakhtunkhwa, PHED..... (Respondent-1)
2. Chief Engineer (South), PHED Peshawar..... (Respondent-2)

JOINT PARAWISE COMMENTS ON BEHALF OF RESPONDENT NO. 1&2.

PRELIMINARY OBJECTION:

1. That the appeal has no cause of action & locus standi.
2. That the appellant has been estopped by his own conduct to file the appeal.
3. That the order was passed in public interest under section 10 of the Civil Servant Act 1973, the appellant is liable to serve anywhere.
4. A complaint was filed against Mr. Aziz Ur Rahman SDO of PHE Sub Division Takhti Nasrati, Karak and an inquiry officer conducted on that complaint in which the inquiry officer recommended that the most of employee Clerical/Technical staff of the PHE Division Karak having long stay/tenure in home district and thus develop political affiliation with politician one on or other way, who used them for their vested interest, official business Govt: interest. Hence it is suggested to transfer all Clerical/Technical Staff having long tenure beyond the posting/transfer policy of the Govt. out of circle jurisdiction and best interest of Government and on the basis of that recommendation, the appellant was also transferred as the appellant has about 27 years service at District Karak.

RESPECTFULLY SHEWETH:

FACTS:

1. Pertain to the records.
2. Incorrect. The appellant and respondent No. 4 (Abdul Saboor) were promoted from Accounts Clerk (BPS-10) to Assistant/Head Clerk (BPS-16) vide order dated 09.03.2017 and the appellant was posted in PHE Circle Bannu and the respondent No.4 was posted in PHE Division Karak, but just after one month the appellant managed to transfer from district Bannu to Karak vide order dated 17.04.2017. Moreover the respondent No. 4 namely Abdul Saboor did not managed to transfer himself on the place of appellant vide office order dated 11.05.2017 but it was passed by the Competent Authority in the public interest.
(Copies of orders are attached as Annexure-A)
3. Pertain to the records.
4. Incorrect. The High Court did not give direction to the respondent department to transfer the appellant from Public Health Engineering Bannu to Public Health Engineering Division Karak, but the Honorable High Court treat the writ petition of the appellant as representation and sent it to Secretary Public Health Engineering to decide the same positively within fortnight. Moreover, order dated 18-10-2017 on political base which can be endorsed to Copy of P.S to Minister for Public Health Engineering Department Khyber Pakhtunkhwa.
5. Pertain to the records. However, the appellant has been transferred in accordance with Section 10 of Khyber Pakhtunkhwa Civil Servant Act 1973.
6. Incorrect. A complaint was filed against Mr. Aziz Ur Rahman SDO of PHE Sub Division Takhti Nasrati Karak and an inquiry was conducted on that complaint in which the inquiry officer recommended that the most of employee Clerical/Technical staff of the PHE Division Karak having long stay/tenure in home district and thus develop political affiliation with politician one on or other way, who used them for their vested interest, resultantly giving bad effects and disposing of day to day official business government interest. Hence, it is suggested to transfer all Clerical/Technical Staff having long tenure beyond the posting/transfer policy of the Govt. out of circle jurisdiction and best interest of government and on the basis of that recommendation, the appellant was also transferred as the appellant has about 27 years service at district Karak. **(Copy of inquiry report is attached as Annexure-B)**

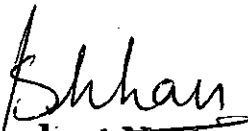
GROUND:-

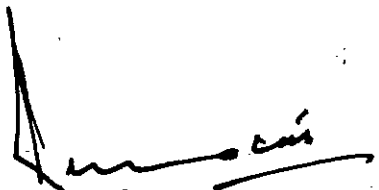
- A. Incorrect. The transfer order is according to law and rules and passed by the competent Authority on the basis of recommendation passed on inquiry which is liable to be maintained.

- B. Incorrect. As per Aection-10 of civil Servant 1973, every civil servant shall be liable to serve anywhere within or outside the province. Moreover policy has overriding effect the act.
- C. Incorrect. As replied in Para-6 of the facts.
- D. Incorrect. As replied in Para-B of the grounds.
- E. Incorrect. The appellatant will be retired in the year 2022, which is evident from the seniority list and the provision of posting of incumbent to the appellatant.

(Copy of seniority list is attached as Annexure-C)

It is, therefore most humbly prayed that the appeal of the appellatant may be dismissed being devoid of merit.


Respondent No.1
Secretary (PHE)


Respondent No.2
Chief Engineer (South) PHE



BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA
PESHAWAR

In Re: Service Appeal No.
Nawab-Ur-Rehman

418/2019

Head Clerk PHE Divn Tank----- Appellant

VERSUS

1. Secretary Public Health Engineering Department,
Khyber Pakhtunkhwa, Peshawar.
2. Chief Engineer PHED KPK Peshawar.
3. Nimatullah Khan, Chief Engineer (South), PHED Peshawar (Deleted----- Respondents.

Subject: **REPLY ON BEHALF OF RESPONDENT NO. 1 and 2.**

AFFIDAVIT

I **Malik Ayaz Administrative Officer (South) PHED Peshawar** do hereby solemnly affirm and declare that the contents of the accompanying para-wise comments submitted by respondent No.1 & 2 are true and correct to the best of my knowledge and belief and that nothing has been concealed from his honorable tribunal.



DEPONENT

NIC NO. 14203-8789116-7
Administrative Officer
O/O Chief Engineer (South)
Public Health Engineering Department
Khyber Pakhtunkhwa Peshawar.



(5)

Annexure A

**OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG: DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR**

No. 09 / E-9 / PHE

Dated Peshawar, the 09/03 /2017

OFFICE ORDER

On the recommendation of the Departmental Promotion Committee (DPC) in its meeting held on 05.12.2016 under the Chairmanship of Secretary PHED, the competent authority is pleased to promote the following Accounts Clerks (BPS-10) to the rank of Assistant/Head Clerks BPS-16, in the best interest of public.

1. Aftab Kamal, 2. Iqbal-ud-Din, 3. Pervez Khan, 4. Nowshad Khan, 5. Afsar Khan
6. Sadre Alam, 7. Sofi Sardar, 8. Muhammad Sher, 9. Abdul Saboor,
10. Mukhtiar Hussain, 11. Noor Ali, 12. Alam Khan, 13. Sardar Nawaz,
14. Nawab-ur-Rehman, 15. Farid Ayaz, 16. Bakht Ali, 17. Mohib Shah,
18. Muhammad Aslam, 19. Mst. Raheela Waheed, 20. Muhammad Iqbal.

Consequent upon their promotion to the next rank, they will remain on probation for a period of one year or till the date of retirement whichever is earlier, as per Civil Servants act 1973 read with appointment/promotion and transfer rules 1989, as such the following posting is hereby ordered to actualize their promotion on regular basis, with immediate effect.

S.No.	Name	From	To	Remarks
1.	Mr. Aftab Kamal	Assistant (BPS-16) Acting Charge working as Admn: Officer o/o C.E South PHED.	Assistant (BPS-16) on regular basis & hold the charge of the post of Admn: Officer o/o C.E South PHED.	Against the existing vacancy.
2.	Mr. Iqbal-ud-Din	Head Clerk (BPS-16) PHE Division Nowshera (acting Charge)	Head Clerk (BPS-16) PHE Division Nowshera (on regular basis)	Against the existing vacancy.
3.	Mr. Perviz Khan	Head Clerk (BPS-16) PHE Division Mardan (acting Charge)	Head Clerk (BPS-16) PHE Division Mardan (on regular basis)	Against the existing vacancy.
4.	Mr. Nowshad Khan	Assistant (BPS-16) PHE Circle Peshawar (acting Charge)	Assistant (BPS-16) PHE FATA Circle Peshawar (on regular basis)	Against the existing vacancy.
5.	Mr. Afsar Khan	Assistant (BPS-16) PHE Circle Kohat (acting Charge)	Assistant (BPS-16) PHE Circle Kohat (on regular basis)	Against the existing vacancy.
6.	Mr. Sadre Alam	Head Clerk (BPS-16) PHE Division Charsadda (acting Charge)	Head Clerk (BPS-16) PHE Division Charsadda (on regular basis)	Against the existing vacancy.
7.	Mr. Sofi Sardar	Head Clerk (BPS-16) PHE Division Tank (acting Charge)	Assistant (BPS-16) o/o Chief Engineer North (on regular basis)	Against the existing vacancy.
8.	Mr. Muhammad Sher	Accounts Clerk (BPS-10) o/o C.E South PHED	Assistant BPS-16 o/o C.E South PHED.	Against the existing vacancy.
9.	Mr. Abdul Saboor	Accounts Clerk (BPS-10) PHE Division Karak	Head Clerk (BPS-16) PHE Division Karak	Against the existing vacancy.
10.	Mr. Mukhtiar Hussain	Accounts Clerk (BPS-10) PHE Division Peshawar	Head Clerk (BPS-16) PHE Division Peshawar	Vice Item No.22
11.	Mr. Noor Ali	Accounts Clerk (BPS-10) PHE FATA Division Kohat	Head Clerk (BPS-16) PHE Division Lakki Marwat	Against the existing vacancy.
12.	Mr. Alam Khan	Accounts Clerk (BPS-10) PHE Division Swat	Head Clerk (BPS-16) PHE Division Swat	Against the existing vacancy.

13.	Mr. Sardar Nawaz	Accounts Clerk (BPS-10) PHE Division Nowshera	Head Clerk (BPS-16) PHE Division Dir Upper	Against the existing vacancy.
14.	Mr. Nawab-ur-Rehman	Accounts Clerk (BPS-10) PHE Division Karak	Assistant (BPS-16) PHE Circle Bannu	Against the existing vacancy.
15.	Mr. Farid Ayaz	Accounts Clerk (BPS-10) PHE FATA Division Kohat	Head Clerk (BPS-16) PHE FATA Division Kohat	Against the existing vacancy.
16.	Mr. Bakht Ali	Accounts Clerk (BPS-10) PHE Division Kohat	Assistant (BPS-16) PHE Circle Kohat	Against the existing vacancy.
17.	Mr. Mohib Shah	Accounts Clerk (BPS-10) PHE Division Kohistan	Head Clerk (BPS-16) PHE Division Kohistan	Against the existing vacancy.
18.	Mr. Muhammad Aslam	Accounts Clerk (BPS-10) PHE Division D.I.Khan	Head Clerk (BPS-16) PHE Division D.I.Khan	Vice item No.21
19.	Mst. Raheela Waheed	Accounts Clerk (BPS-10) o/o C.E North PHED	Assistant (BPS-16) o/o C.E South PHED	Against the existing vacancy.
20.	Mr. Muhammad Iqbal	Accounts Clerk (BPS-10) PHE Division D.I.Khan	Head Clerk (BPS-16) PHE Division Tank	Vice item No.7
21.	Mr. Muhammad Ishaq	Head Clerk PHE Division D.I.Khan	Assistant PHE Circle D.I.Khan	Against the existing vacancy.
22.	Mr. Sareer-Ullah	Head Clerk PHE Division Peshawar	Assistant PHE Circle Peshawar	Vice item No.4

cle
Chief Engineer (South)
sb

Endstt: No. 02/E-2-B/PHE,

Dated Peshawar, the, 09/03/2017

Copy forwarded to:

1. The Secretary to Govt of Khyber Pakhtunkhwa PHED Peshawar
2. The Accountant General Khyber Pakhtunkhwa Peshawar.
3. The Additional Accountant General PR Sub office Peshawar
4. The Chief Engineer (North) Public Health Engg: Department Peshawar.
5. The Chief Engineer (FATA) Works & Service Department Peshawar.
6. All Superintending Engineers (North/South/FATA) PHED.
7. PS to Minister for PHED Khyber Pakhtunkhwa Peshawar.
8. The Section Officer (Estt) PHE Department Peshawar.
9. All Executive Engineers (North/South/FATA) PHED.
10. All District/Agency Accounts Officer concerned.
11. The official concerned.

Chief Engineer (South)



(7) Annexure A

OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG: DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR
Ph#091-9212984 Fax#091-9210228 E-mail: Ce.s.phed.pr5419@gmail.com

No. 11 / E-9 /PHE,
Dated Peshawar, the 17/04/2017.

OFFICE ORDER

The posting/transfer order of the following Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

#	Name	From	To	Remarks
1.	Mr. Nawab-ur-Rehman Assistant	PHE Circle Bannu	PHE Division Karak	Vice S.No.2
2.	Mr. Abdul Saboor Head Clerk	PHE Division Karak	PHE Circle Bannu.	Vice S.No.1

o/c Chief Engineer (South)

Endstt: No. 11 / E-2-B /PHE,

Dated 17 / 4 /2017

Copy forwarded to:

1. The Superintending Engineer PHE Circle Bannu/Kohat.
2. PS to Minister for PHED Khyber Pakhtunkhwa Peshawar.
3. PS to Secretary PHE Department Khyber Pakhtunkhwa Peshawar.
4. The Executive Engineer PHE Division Karak.
5. The District Accounts Officer Bannu/Karak
6. The official concerned.

E-9

Chief Engineer (South)

8

Annexure A

OFFICE OF CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGINEERING DEPARTMENT KHYBER
PAKHTUNKHWA

Ph#091-9212984, FAX#091-9210228 E-mail:
Ce.s.phed.pr5419@gmail.com

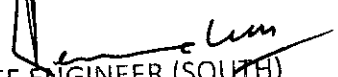
No. 12 / /E-9/PHE

Dated Peshawar the 11 /5/2017

OFFICE ORDER.

The posting/transfer of the following Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

S.NO	NAME	FROM	TO	REMARKS
1.	Abdul Saboor	Assistant PHE. Circle Bannu	Head Clerk PHE: Division Karak	Vice S.No 2
2.	Nawab ur Rehman	Head Clerk PHE: Division Karak	Assistant PHE Circle Bannu	Vice S.No 1


CHIEF ENGINEER (SOUTH)


Endst. No 12 /E-2-B/PHE.

Dated Peshawar the 11 /5/2017

Copy forwarded to the:-

- 1.) Superintending Engineer PHE: Circle Kohat/Bannu
- 2.) P.S to Minister for PHED Khyber Pakhtunkwa Peshawar.
- 3.) P.S to Secretary PHED: Khyber Pakhtunkwa Peshawar.
- 4.) Executive Engineer PHE: Division PHE: Division Karak
- 5.) District Account Officer Bannu/Karak.
- 6.) The officer concerned.

E-9


CHIEF ENGINEER (SOUTH)



(9) Annexure A

OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG: DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR
Ph#091-9212984 Fax#091-9210228 E-mail: Ce.s.phed.pr5419@gmail.com

No. 02/E-9 /PHE,

Dated Peshawar, the 18 /10/2017.

OFFICE ORDER

The following posting/transfer of Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

#	Name	From	To	Remarks
1	Abdul Saboor Head Clerk	PHE Division Karak	Assistant PHE Circle Bannu	Vice S.No.2
2	Nawab-ur-Rehman Assistant	PHE Circle Bannu	Head Clerk PHE Division Karak	Vice S.No.1

Chief Engineer (South)

Endstt: No. 02/E-2-B /PHE,

Dated 18 /10/2017

Copy forwarded to:

1. The Superintending Engineer PHE Circle Kohat/Bannu.
2. PS to Minister PHED Khyber Pakhtunkhwa Peshawar.
3. PS to Secretary PHE Department Peshawar.
4. Executive Engineer PHE Division Karak.
5. District Accounts Officer Bannu/Karak.
6. The officials concerned.

E-9

Chief Engineer (South)

(11)

(10)

Annexure - B

(6)

**OFFICE OF THE SUPERINTENDING ENGINEER
PUBLIC HEALTH ENGINEERING CIRCLE BANNU**

Email Address sc. phcirclebannu@yahoo.comph#0928-633051 Fax#0928-633051(D.5/18)

No. 22-/E-10/S.E/PHE(Bu)

Dated Bannu the, 3 / 08 / 2018

To,

The Section Officer (Estt)
Public Health Engineering Department,
Khyber Pakhtunkhwa Peshawar.

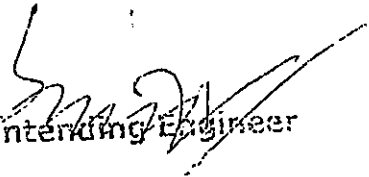
Subject:

**COMPLAINT AGAINST MR. AZIZ-UR-REHMAN SDO BPS-17 PHE SUB
DIVISION TAKHT NASRATI.**

Reference:

Your office letter No. SO(Estt)/PHED/8-6/2016-17//Karak dated 16.07.2018.

Enclosed please find herewith, an inquiry report on the subject quoted above,
for perusal and further necessary action, please.


Superintending Engineer

(12) (11) Annexure B (1)

FACT FINDING INQUIRY AGAINST AZIZ-UR-REHMAN
SUB DIVISIONAL OFFICER PHE SUB DIVISION TAKHTI NASRATI.

INTRODUCTION:

The undersigned is appointed as an inquiry Officer vide Section Officer (Estt) letter No. SO(Estt)/PHED/8-6/2016-17/Karak dated 16-7-2018 (Annex-1) to conduct fact finding inquiry on the complaint of Malik Qasim Khan Ex- MPA(PTI) Candidate PK-86 (Annex-II) against Mr. Aziz-ur-Rehman SDO PHE Sub Division Takhti Nasrati.

PROCEEDING:

To finalize the inquiry proceeding the undersigned has issued letter to Aziz-ur-Rehman SDO PHE Sub Division Takhti Nasrati vide this office letter No. 01-02/E-10 dated 17-7-2018(Annex-III) to explain/submit reply to the complaint and also directed XEN PHE Division Karak to provide all the relevant record and call the concerned operational staff to appear before the inquiry officer but they did not call/appear. The officer appeared before the inquiry officer and submitted his written reply (Annex-IV).


FACT FINDING:

- I. Mr. Aziz-ur-Rehman SDO PHE Sub Division Takhti Nasrati was focal person of Malik Qasim Khan Ex-Advisor to Chief Minister/MPA PK- 86 (Complainant). The officer affiliation developed with Ex-MPA and the family of the officer also remained loyal to the complainant. Now the officer and his family changed their loyalty and politically supporting Malik Zafar Azim Candidate of MMA PK-86 which prove from the cutting of the newspaper (Annex-V). Hence the complainant made complaint against the officer mention above.
- II. Due to unsatisfactory performance, warning of stoppage of pay and suspension issued to some of operational staff of various Water Supply Schemes(Annex-VI), to improve their performance. Pay of non of official has been stopped.
- III. The tender of work " Extension of gravity WSS Lawagher & Changhos Dams to various Union Councils of Karak ADP No. 268/150567 for the year 2017-18 (Lawagher Portion) was allotted to M/S Alfatah (Pvt. Ltd) and XEN/SDO/DAO has made illegal advance payment to the tune of Rs. 19.987 Million to Mr. Siraj Khan (Alfatah Construction Limited) in Water Supply Scheme Lowghar Dam without hiring of consultant. Since now no supply has been made by the contractor. (Annex-VII)

The XEN Karak has given performance certificate (Annex-VIII) where in it has been stated that performance of the officer is satisfactory and not involved in the political activities. The Officer has given written reply in his defense and denied from all charges.

RECOMMENDATION:

- I. XEN/SDO/DAO are equally responsible for irregular advance payment to Siraj Khan (Alfatah Construction Limited) in WSS Lowghar Dam without hiring the consultant and therefore recommended to be transferred.
- II. The advance payment of RS 10.00 (M) should be recovered from Alfatah Construction and further action be taken against him under the law, as he failed to supply the pipes till today. No further work should be carried on the scheme without supervision of consultant.
- III. Most of Employees Clerical/Technical of PHE Division Karak having very long stay/tenure in home district and thus develop political affiliation with politician one on or other way, who used them for their vested interest, resultantly giving bad effects and disposing of day to day official business/Govt. interest. Hence, it is suggested to transfer all Clerical/ Technical staff having long tenure beyond the posting/transfer policy of the Govt. out of Circle jurisdiction in the best interest of the Govt. Action against a single person will not give fruitful result.


ENGR. GUL SHAHID KHAN
SUPERINTENDING ENGINEER
PHE CIRCLE BANNU

12

Annexure - C

OFFICE OF CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGINEERING DEPARTMENT
KHYBER PAKHTUNKHWA PESHAWAR

NOTIFICATION

In pursuance of Section-8 (5) of the NWFP Civil Servants act 1973, the Tentative Seniority List of Assistant/Head Clerk/S.S.Stenographer (BPS-16) of Public Health Engg: Department.

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Previous Post	Date of Appointment to Present Post	Remarks
1	Muhammad Fiaz (S.R)	Aziz Muhammad	Mansehra	M.A	28.03.1970	01.02.1990	25-03-1990	27.10.2011	
2	Amjad Ali (SR)	Essa Khan	Charsadda	B.A	12.01.1969	06.05.1996	25-04-1996	27.10.2011	
3	Abdul Ghani	Abdul Qayum	Malakand		16.11.1959	26.03.1979	29.10.2010	14.12.2015	
4	Muhammad Pervez	Arsallah Khan	Abbottabad	F.A	03.01.1960	28.03.1979	29.10.2010	14.12.2015	
5	Daud Khan	Wresham Khan	Bannu	Matric	12.03.1960	07.04.1979	29.10.2010	14.12.2015	
6	Said Nawaz	Wahid Nawaz	Karak	Matric	06.06.1960	26.03.1979	29.10.2010	14.12.2015	
7	Rawail Khan	Ibrahim Khan	Nowshera	Matric	10.02.1960	18.06.1979	29.10.2010	14.12.2015	
8	Sareer Ullah	M.Zarin Khan	Peshawar	Matric	05.03.1959	10.11.1980	29.10.2010	14.12.2015	
9	Doctor Khan	Abdullah Khan	Karak	B.A ✓	07.02.1960	15.11.1980	29.10.2010	14.12.2015	
10	Muhammad Shafique	Mian Dad Khan	Abbottabad	Matric	15.03.1960	08.11.1980	29.10.2010	14.12.2015	
11	Kalsoom Begum	Abdul Waheed	Charsadda	M.A ✓	15.04.1992	27.01.2016	-	25.01.2016	PSC
12	Iqbal-ud-Din	Wahab-ud-Din	Nowshera	Matric	13.12.1960	11.12.1980	27.10.2011	09.03.2017	
13	Perviz Khan	Rustam Khan	Mardan	Matric	15.04.1961	11.08.1980	27.10.2011	09.03.2017	
14	Nowshad Khan	Nasruullah Khan	Peshawar	Matric	05.05.1961	13-12-1980	27.10.2011	09.03.2017	
15	Abdul Saboor	Gul Javan	Karak	B.A ✓	10.03.1964	21-04-1982	27.10.2011	09.03.2017	
16	Afsar Khan	Nadir Khan	F.R Bannu	Matric	21.04.1964	22-05-1982	27.10.2011	09.03.2017	
17	Sadre Alam	Sher Alam	Peshawar	F.A	15.02.1961	22-09-1982	27.10.2011	09.03.2017	
18	Sufi Sardar	Amir Sardar	F.R Bannu	B.A ✓	08.11.1961	21-09-1982	27.10.2011	09.03.2017	
19	Mukhtair Hussian	Ghulam Muhammad	Peshawar	M.A ✓	13-09-1962	22-09-1982	27.10.2011	09.03.2017	

14

Annexure - C

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Previous Post	Date of Appointment to Present Post	Remarks
20	Nawab-ur-Rehman	Mian Khel	Karak	F.A	15-02-1962	21-01-1985	27.10.2011	09.03.2017	
21	Farid Ayaz	Rasool Muhammad	Karak	Matric	03.01.1964	14-01-1985	27.10.2011	09.03.2017	
22	Bakhat Ali	Muhammad Hayat	Karak	Matric	02.02.1964	15-01-1985	27.10.2011	09.03.2017	
23	Muhib Shah	Sadre Alam	Shangla	B.A ✓	01.03.1965	03.02.1985	27.10.2011	09.03.2017	
24	Muhammad Aslam	Muhammad Ramazan	D.I.Khan	B.A ✓	12.01.1960	27-04-1985	27.10.2011	09.03.2017	
25	Muhammad Iqbal	Sadullah Khan	D.I.Khan	B.A ✓	24-08-1966	23-07-1986	27.10.2011	09.03.2017	
26	Samina Rehman	Fazli Rehman	Peshawar	F.A	01.11.1965	16-04-1986	27.10.2011	26.12.2017	
27	Safdar Iqbal	Mir Daraz Khan	Karak	F.A	15-07-1963	16-01-1985	27.10.2011	26.12.2017	
28	Jahanzib Khan	Manawar Khan	F.R Bannu	Matric	14-04-1965	03.04.1985	27.10.2011	26.12.2017	
29	Fahre Imtaiz	Sukhbat Khan	Mardan	Matric	01.03.1961	08.09.1986	27.10.2011	26.12.2017	
30	Khan Sawab	Muhammad Khan	Swat	Matric	20-04-1961	08.04.1986	27.10.2011	26.12.2017	
31	Muhammad Raffiq	Gul Mat Khan	Khyber	B.A ✓	25-11-1966	24-07-1986	27.10.2011	26.12.2017	
32	Muhammad Jamil (S.R)	Aslam Khan	Tank	B.A	07.03.1984	14.09.2007	13.09.2007	15.01.2018	Reinstated in service vide Secretary PHED order No.SO(Estt)/PHED/1-90/2013-14/Vol-II, dated 09.5.2016
33	Inam Ullah Khan (S.R)	Muhammad Karim Khan	Lakkimawt	B.A	29.10.1989	22.03.2012	20.03.2012	15.01.2018	
34	Khalid Usman (S.R)	Sohbat Khan	Peshawar	M.A Islamiyat	15.02.1987	17.12.2009	21.11.2012	15.01.2018	
35	Habib Ullah (S.R)	Amir Nawaz Khan	Lakkimawt	B.A	01.10.1982	28.11.2012	21.11.2012	15.01.2018	
36	Hidayatullah (S.R)	Sherin Jan	Peshawar	M.A Islamiyat	20.03.1990	21.11.2012	21.11.2012	15.01.2018	
37	Fawad Ali Khan	Shoukat Ali	Bannu	M.A	02.04.1993	-	-	07.03.2018	PSC
38	Jalal Ud Din Shah	Syed Javed Shah	Haripur	MSc	31.12.1988	-	-	07.03.2018	PSC
39	Shafqat Ullah Khan	Liaqat Ali Khan	Bannu	BSc(Civil)	11.03.1991	-	-	07.03.2018	PSC

S.No	Name	Father Name	Home District	Qualification	Date of Birth	Date of Commencement of Service	Date of Appointment to Previous Post	Date of Appointment to Present Post	Remarks
40	Saqib Saeed	Mian Khan	Buner	MSc	10.03.1988	-	-	07.03.2018	PSC
41	Kaleem Ullah	Noor Muhammad	Khyber Agy	MSc	02.10.1989	-	-	07.03.2018	PSC
42	Muhammad Rafiq	Loot Khan	SW Agy	M.A	07.10.1990	-	-	07.03.2018	PSC
43	Amjad Ali	Abdul Hashim	Dir Upper	MBA	10.11.1987	-	-	07.03.2018	PSC
44	Muhammad Zahid	Saedar Ali Khan	Karak	BBA	04.04.1990	-	-	07.03.2018	PSC
45	Faiz Ali Khan	Sultanat Khan	Swat	Phram.D	21.05.1990	-	-	07.03.2018	PSC
46	Muhammad Kashif Khan	Muhammad Nawaz Khan	Peshawar	MA	28.02.1987	-	-	07.03.2018	PSC
47	Muhammad Kashif Khan	Muhammad Nawaz Khan	Peshawar	MA	28.02.1987	22-07-1986	27.10.2011	27.12.2018	
46	Muhammad Kashif Khan	Muhammad Nawaz Khan	Peshawar	MA	28.02.1987	22-07-1986	27.10.2011	27.12.2018	
47	Maqsood Rehman	Mehmood	Mansehra	Matric	12.12.1961	08.07.1986	27.10.2011	27.12.2018	
48	Akhter Hussain	Muzafar Hussain	Nowshera	Matric	02.09.1962	21-05-1986	27.10.2011	27.12.2018	
48	Akhter Hussain	Muzafar Hussain	Nowshera	F.A	01.07.1959	21-05-1986	27.10.2011	27.12.2018	
49	Noor Qatal	Setam Jan	Karak	F.A	01.07.1959	23-07-1986	27.10.2011	27.12.2018	
49	Noor Qatal	Setam Jan	Karak	F.A	01.07.1959	23-07-1986	27.10.2011	27.12.2018	
50	Balhat Bilal	Zarif Khan	Khyber	Matric	12.04.1963	26-07-1986	27.10.2011	27.12.2018	
50	Balhat Bilal	Zarif Khan	Khyber	F.A	24-04-1964	26-07-1986	27.10.2011	27.12.2018	
51	Riasat Ali	H. Muhammad Zamin	Huripur	Matric	22-10-1964	22-07-1986	27.10.2011	27.12.2018	
51	Riasat Ali	H. Muhammad Zamin	Mardan	Matric	22-10-1964	22-07-1986	27.10.2011	27.12.2018	
52	Sawal Fagir	Durrani	Mardan	F.A	12.02.1966	08.09.1986	27.10.2011	27.12.2018	
52	Sawal Fagir	Durrani	Mardan	F.A	12.02.1966	08.09.1986	27.10.2011	27.12.2018	
53	Asghar Shah	Mir Ahmad Shah	Mardan	F.A	12.02.1966	08.09.1986	27.10.2011	27.12.2018	
53	Asghar Shah	Mir Ahmad Shah	Mardan	F.A	12.02.1966	08.09.1986	27.10.2011	27.12.2018	
54	Nacem-ur-Rehman	Khalil-Ur-Rehman	Malakand	Matric	01.04.1966	26-07-1986	27.10.2011	27.12.2018	

Chief Engineer (South)

Endstt: No. 09/E-16/PHE

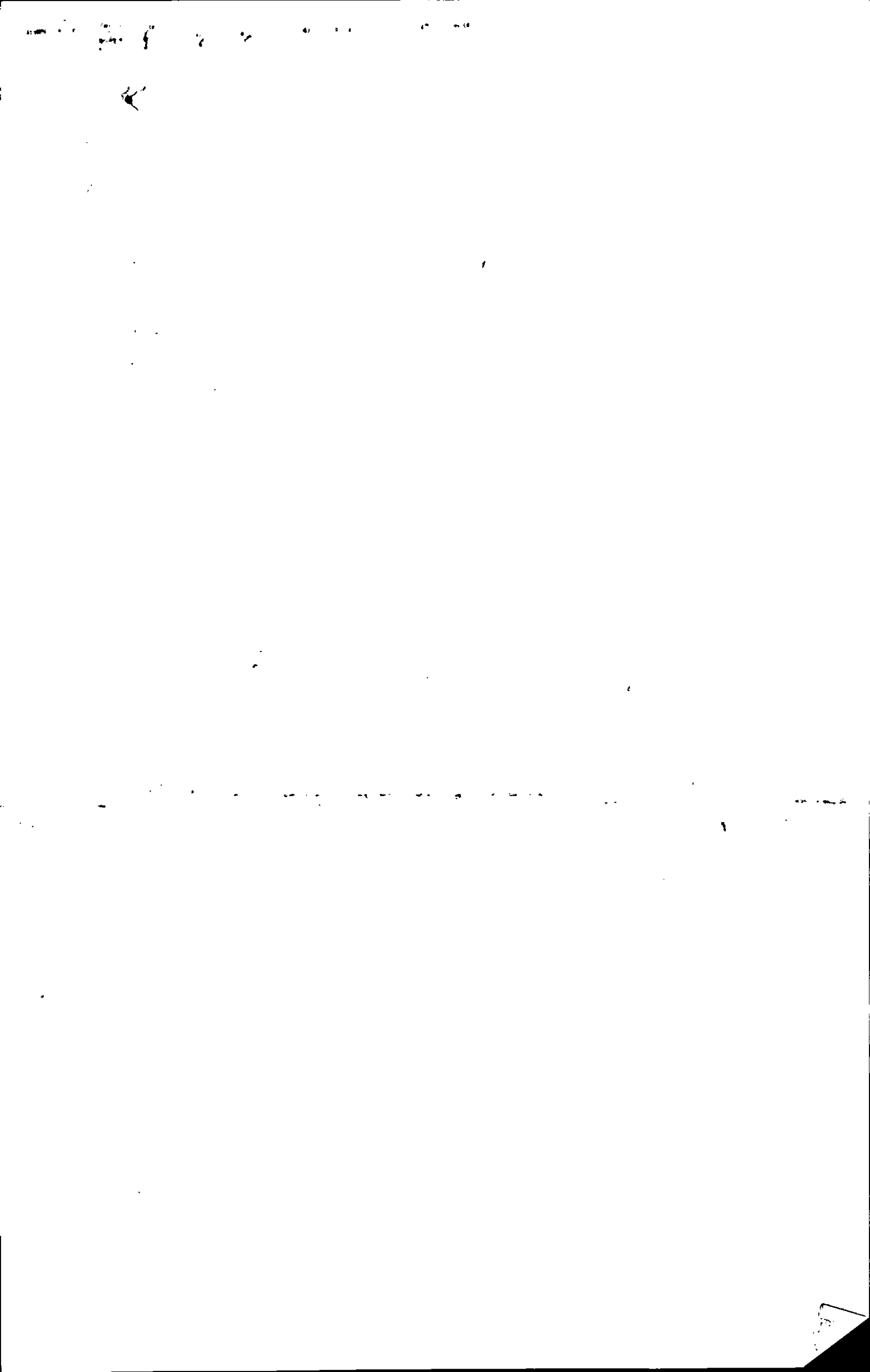
Dated Peshawar the

21/01/2019.

Copy of the Seniority List is forwarded for information and intimation of descrepancy if any to the:-

- 1 - Chief Engineer (North) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar.
- 2 - Chief Engineer (FATA) Works & Service Deapitment Peshawar
- 3 - All Superintending Engineers in Public Health Engg: Department Settled/FATA Khyber Pakhtunkhwa.
- 4 - All Executive Engineers in Public Health Engg: Department Settled/FATA Khyber Pakhtunkhwa.
- 5 - Section Officer (Estt) Public Health Engg: Department Khyber Pakhtunkhwa Peshawar

Administrative Officer (South)

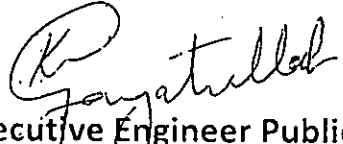


17

16 (16)

Office of the Executive Engineer Public Health Engg:Division Karak
(Stay list of Mr,NAWAB UR REHMAN Head clerk of PHE:Division karak)

S.NO	Name of Division	Period		Remark
		From	To	
1	PHE:Div Karak	1-7-1990	16-10-1993	<u>As a J/Clerk</u>
2	PHE:Div Karak	17-10-1993	31-8-2000	<u>As a S/Clerk</u>
3	Tank	1-9-2000	31-10-2001	<u>As a S/Clerk</u>
4	PHE:Div Karak	1-11-2001	30-6-2001	<u>As a S/Clerk</u>
5	Sawabi	1-7-2001	31-3-2002	<u>As a S/Clerk</u>
6	PHE:Div Karak	1-4-2002	31-10-2011	<u>As a S/Clerk</u>
7	PHE:Div Karak	1-11-2011	9-3-2017	<u>As a A/Clerk</u>
8	Bannu	10-3-2017	17-4-2017	<u>As a H/Clerk</u>
9	PHE:Div Karak	18-4-2017	11-5-2017	<u>Re-Transferred</u>
10	Bannu	12-5-2017	18-10-2017	<u>do</u>
11	PHE:Div Karak	19-10-2017	31-12-2018	<u>do</u>
12	Tank	1-1-2019	—————	<u>Transfer</u>


Executive Engineer Public
Health Engineering Division
Karak

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR

Service Appeal No. 418/2019

Nawab Ur Rahman Vs Govt: of KPK & others.

REPLY ON BEHALF OF RESPONDENTS NO. 1-3

RESPECTFULLY SHEWETH:

PRELIMINARY OBJECTION:

1. That the appeal has no cause of action & locus standi.
2. That the appellant has been estopped by his own conduct to file the appeal
3. That the impugned order was passed in public interest and under section 10 of the civil servant act 1973, the appellant is liable to serve anywhere.
4. A complaint was filed against Mr. Aziz Ur Rahman SDO of PHE Sub Division Takhati Nusrati Karak and an inquiry was conducted on that complaint in which the inquiry officer recommended that the most of employees Clerical/Technical of PHE Division Karak having very long stay/tenure in home district and thus develop political affiliation with politician one on or other way, who used them for their vested interest, resultantly giving bad effects and disposing of day to day official business Govt. interest. Hence, it is suggested to transfer all Clerical/Technical Staff having long tenure beyond the posting/transfer policy of the Govt. out of Circle jurisdiction and best interest of government and on the basis of that recommendation, the appellant was also transferred as the appellant has about 27 years service at District Karak.

↓
more than

FACTS:

1. Pertain to the record.
2. Incorrect. The appellant and respondent No. were promoted from Accounts Clerk (BPS-10) to Assistant/Head Clerk (BPS-16) vide order dated 09.03.2017 and the appellant was posted in PHE Circle Bannu and the respondent No. 4 was posted in PHE

(2)

Division Karak, but just after one month the appellant managed to be transferred from District Bannu to Karak vide order dated 17.04.2017. Moreover the respondent No. 4 namely Abdul Saboor did not manage to transfer himself on the place of appellant vide office order dated 11.05.2017 but it was passed by the Competent authority in the public interest. (Copy of order dated 09.03.2017 is attached as Annexure-A)

3. Pertain to the record.

4. Incorrect. The High Court did not give direction to the respondent department to transfer the appellant from Public Health Engineering Bannu to Public Health Engineering Division Karak, but the Honorable High Court treated the writ petition of the appellant as representation and sent it to Secretary Public Health Engineering to decide the same positively within fortnight. Moreover the order dated 18.10.2017 on political base which can be endorsed to Copy of P.S to Minister for Public Health Engineering Department Khyber Pakhtunkhwa.

5. Pertain to the record. *However the appellant has been transferred in accordance with s.10 of K.P.C.S. Act 1974*

6. Incorrect. A complaint was filed against Mr. Aziz Ur Rahman SDO of PHE Sub Division Takhati Nusrati Karak and an inquiry was conducted on that complaint in which the inquiry officer recommended that the most of employees Clerical/Technical of PHE Division Karak having very long stay/tenure in home district and thus develop political affiliation with politician one on or other way, who used them for their vested interest, resultantly giving bad effects and disposing of day to day official business Govt. interest. Hence, it is suggested to transfer all Clerical/Technical Staff having long tenure beyond the posting/transfer policy of the Govt. out of Circle jurisdiction and best interest of government and on the basis of that recommendation, the appellant was also transferred as the appellant has about 35 years service at District Karak. (Copy of inquiry report is attached as Annexure-B)

in the public interest

GROUNDS:-

A- Incorrect. The impugned transfer order is according to law and rules and passed by the Competent Authority on the basis of recommendation passed on inquiry which is liable to be maintained.

B- Incorrect. As per Action-10 of Civil Servant 1973, every civil servant shall be liable to serve anywhere with in or outside the province. Moreover policy has overriding effect over the act.

C- Incorrect. As replied in Para-6 of the facts.

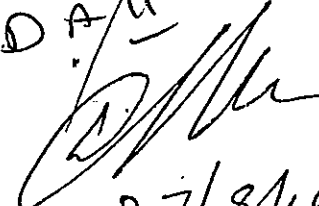
D- Incorrect. As replied in Para-B of the grounds.

E- Incorrect. The appellant will be retired in the year 2022, which is evident from the seniority list and the provision of posting of incumbent in home District in the last leg of service is not applicable to the appellant. (copy of seniority list is attached as Annexure-C)

It is, therefore, most humbly prayed that the appeal of the appellant may be dismissed being devoid of merit.

Respondent No.1
Secretary (PHE)

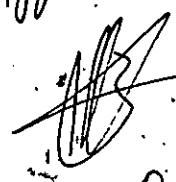
Respondent NO.2
Chief Engineer (South) PHE

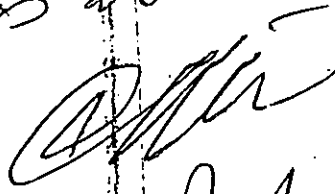
Please refer
DA to


27/9/18

Called subject to conditions Annexus
Affidavite and AAG Approval

AAG


30/9/19
Agreed as above



Additional Advocate General
Khyber Pakhtunkhwa
Service Tribunal Peshawar

BEFORE THE SERVICE TRIBUNAL KPK, PESHAWAR

IN RE; Service Appeal NO. 418\2019

Nawab-Ur-Rehman.....Appellant

Versus

Govt. of KPK, through Secretary, Public Health Engineering (PHE)
Civil Secretariat, Peshawar and others.....Respondents

Rejoinder on behalf of appellant to the reply of respondent no.4

Preliminary objections;

All the preliminary objections have been taken in routine. The appeal is in accordance with law, based on facts and the appellant is having a cause of action besides no instance has been quoted by the respondents which could esstope the appellant from approaching to the tribunal. The impugned order has been passed malafidely and was not in public interest. The appellant has been targeted in the garb of inquiry conducted against other employee. The respondents himself violated the finding of inquiry by retransferring one Sadiq-Ur-Rehman to district Karak. Copy of the transfers orders are attached as annexure-A. Respondent no. 4 earlier challenged transfer order of the appellant dated 18.10.2017 to Karak through Appeal no.138\2018 in it was clearly admitted by the official respondents that the appellant has not completed his normal tenure of posting in Karak and further appellant was transferred to Karak through dated 18.10.2017 on the basis of wedlock policy but now they turn around and has taken altogether different stance by approbating and reprobating the same. Copy of comments in earlier appeal along with all documents is attached as annexure-B.

On Facts;

1. Para 1 the reply needs no rejoinder.
2. Para 2 to 6 of the reply are wrong and incorrect and that of the appeal is correct. However detail reply has been given in reply to preliminary objections.

Grounds;

Ground A to E of the reply are wrong and incorrect and that of the appeal is correct. However detail reply has been given in reply to preliminary objections.

It is therefore respectfully prayed that while considering the above rejoinder the appeal may kindly be accepted.

[Handwritten Signature]

Appellant

Through

[Handwritten Signature]

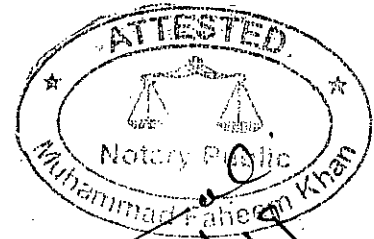
Nasir Mahmood Advocate,
Supreme Court of Pakistan
13-D Haroon Mansion Peshawar.

Affidavit

I, do hereby declare and affirm on oath that the contents of the rejoinder are true and correct to the best my knowledge and belief and nothing has been concealed from this hon'ble tribunal.

[Handwritten Signature]

Deponent



[Handwritten Signature]
19/11/17

(3)

Annexure "A"

OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGINEERING DEPARTMENT PESHAWAR
P.O. Box 1789, Peshawar, P.O. Box 1789, Peshawar

OSL-EP-1000-1000
Dated Peshawar, the 27/11/2019

OFFICE ORDER

Partial modification in this office order No. 07/E-9/PH.E. dated 04/11/2019, the following posting/transfer of Divisional Head Draftsman are hereby ordered with immediate effect, in the public interest:

#	Name	From	To	Remarks
1	Mr. Lal Nawaz	Under transfer to PHE Division Karak	PHE Division Kohat	Against the existing vacancy
✓	Mr. Sadiq-ur-Rehman	Under transfer to PHE Division Bannu	PHE Division Karak ✓	Vice S.No.1

Chief Engineer (South)

Date: 27/11/2019

Copy for circulation

- 1. The Superintending Engineer PHE Circle Kohat/Bannu
- 2. The Executive Engineer PHE Division Kohat/Karak/Bannu
- 3. The District Accounts Officer Kohat/Karak/Bannu
- 4. The officer concerned

Chief Engineer (South)

OFFICE OF THE CHIEF ENGINEER (S&P)
PUBLIC HEALTH ENGINEERING DEPARTMENT
GOVERNMENT OF PUNJAB

No. 021 PHE
Dated: Jeshwar, the 22/04/2019

OFFICE ORDER

The following posting letter drawing establishment order, ordered with immediate effect, in the public interest.

#	Name	From	To	Remarks
1	Mr. Muhammad Said Circle II, Derahsman	PHE Circle Kohat	PHE Circle Jeshwar	As per the existing vacancy
2	Mr. Lal Nawaz Divisional H. Derahsman	PHE Division Kohat	PHE Division Karak	Vice S.No. 3
3	Mr. Saqib ur Rehman Divisional H. Derahsman	PHE Division Karak	PHE Division Bannu	Vice S.No. 3
4	Mr. Khalid Mirza Circle II, Derahsman	PHE Circle Derahsman	PHE Circle Kohat	As per the additional vacancy created for the post of Divisional H. Derahsman
5	Mr. Iqbal Ahmad Circle I, Derahsman	PHE Circle Derahsman	Circle I, Derahsman (Ops)	Vice S.No. 4

Chief Engineer (S&P)

Date: 22/04/2019

Copy forwarded to:

Encl. No. 07/E-25/PHE

1. The Accountant General, Peshawar
2. The Superintendent, Peshawar
3. The Revenue Officer, Peshawar
4. The District Accountant, Peshawar
5. The Officer-in-Charge, Peshawar

(4)



(5)

(8)

OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGG. DEPTT: KHYBER PAKHTUNKHWA, PESHAWAR
Ph#091-9212984 Fax#091-9210228 E-mail: Ce.s.phed.pr5419@gmail.com

No. 02/E-9 /PHE,
Dated Peshawar, the 18 /10/2017.

OFFICE ORDER

The following posting/transfer of Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

#	Name	From	To	Remarks
1	Abdul Saboor Head Clerk	PHE Division Karak	Assistant PHE Circle Bannu	Vice S.No.2
2	Nawab-ur-Rehman Assistant	PHE Circle Bannu	Head Clerk PHE Division Karak	Vice S.No.1

Chief Engineer (South)

Endstt: No. 02/E-2-B /PHE,

Dated 18/10/2017

Copy forwarded to

1. The Superintending Engineer PHE Circle Kohat/Bannu.
2. PS to Minister PHED Khyber Pakhtunkhwa Peshawar.
3. PS to Secretary PHE Department Peshawar.
4. Executive Engineer PHE Division Karak.
5. District Accounts Officer Bannu/Karak.
6. The officials concerned.

Sd/
Chief Engineer (South)

Hajj Muhammad Iqbal Khan
Advocate Supreme Court
A.O.F.J Peshawar

(6) Annexure 'B'

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

In Re: Service Appeal No.138/2018

Abdul Saboor Khan ----- Appellant

Versus

Secretary Public Health Engineering Department Khyber Pakhtunkhwa,
Peshawar and others ----- (Respondents)

Subject: **REPLY ON BEHALF OF RESPONDENT NO.1&2**

Respectfully Sheweth:

Preliminary objections

- 1 That the appellant has got no cause of action and locus standi to file the instant appeal.
- 2 The appeal is not maintainable in the present forum.
- 3 That according to posting/transfer policy of the Govt: if request is made by spouse facing serious problems may be accorded highest priority.
- 4 That the appellant has concealed material facts from this honorable Tribunal so his appeal is worth rejection.
- 5 That the appeal of the appellant is false, frivolous, malafide, vexatious, based on mis-statement of facts and has been filled to blackmail and harass the answering respondents.
- 6 That the appellant cannot claim to be posted to his choice place of posting because U/S 10 of Civil Servant Act, 1973 he is bound to serve anywhere as directed by the competent authority.
- 7 That the appeal of appellant is pre-mature at this stage.
- 8 That the appellant has not come to this honorable tribunal with clean hands and has suppressed material facts from this honorable tribunal.

ON FACTS

- 1 Cadre of appellant therefore need no comments. Para pertains to domicile and service.
- 2 Incorrect, this para of the appeal is irrelevant. Appellant has served in different station on his own sweet will. He has neither made complaint nor has shown any mala-fide on the part of respondents
- 3 Incorrect, Respondent No.3 has not completed his normal tenure of posting on post of Head Clerk PHE Division Karak. Respondent No.3 who was

7
 serving as Assistant PHE Circle Bannu was transferred vide order dated 17/4/2017 as Head Clerk PHE Division Karak on the place of appellant. Then appellant vide order dated 11/05/2017 managed his transfer as Head Clerk PHE Division Karak and transferred respondent No.3 as Assistant PHE Circle Bannu. Respondent No.3 challenged the same order in writ petition No.2182/2017 before honorable High Court, Peshawar and vide order dated 25/5/2017 his writ petition was treated as departmental appeal and was sent to appellate authority to decide the same positively within fortnight but strictly in accordance with law and rules on the subject. So the competent authority passed the impugned order in the light of grounds mentioned therein i.e on the basis wedlock policy of the provincial Govt:

4 Incorrect, the appeal of appellant is not maintainable on that given grounds.

GROUND

- 1 Incorrect, the impugned order has been passed in accordance with law, rules and spouse policy.
- 2 Incorrect, the impugned transfer order of respondent No.3 was passed by the departmental appellant authority on the ground of spouse policy in compliance with Honorable Peshawar High Court order dated 25/5/2017, passed in writ petition No.2182/2017.
- 3 That the impugned transfer order of Respondent No.3 was issued in compliance with direction of Honorable Peshawar High Court Peshawar dated 25/05/2017 passed in writ 2182/2017 wherein implementation of spouse policy in transfer and posting was directed. Copy of the order High Court is enclosed as **Annexure-A**.
- 4 Incorrect, service in any station is no ground of appeal.
- 5 Para-5 is wrong, and incorrect. The policy is very much applicable in the case of respondent No.3 and appellant is wrongly interpreting the same.

It is therefore respectfully prayed that on acceptance of this written reply this honorable Tribunal may pleased be to dismiss the appeal of the appellant with costs.

Secretary
 PHED, KPK, Peshawar
 Respondent No.1

Chief Engineer (South)
 PHED, KPK, Peshawar
 Respondent No.2



GOVERNMENT OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGINEERING DEPARTMENT

NOTE FOR THE MINISTER PHE, K.P

Subject: POSTING/TRANSFER IN PURSUANCE OF JUDGMENT OF THE PESHAWAR HIGH COURT PESHAWAR DATED 25-05-2017.

A Note on the subject cited above is submitted for approval of the Hon'ble Minister for PHE Khyber Pakhtunkhwa please:

(NIZAM-UD-DIN) 20.09.17
SECRETARY PHED

Minister for PHE,
Khyber Pakhtunkhwa

Note returned
As discussed with PS to Minister
PHE please go ahead with the
proposal.

CE (S)
CE (M)

17/10

ACB For w.g. pl.

CE (S)
17/10

Deputy Registrar

16 MAY 2017

EXAMINER
Peshawar High Ct
21 JUL 2017

548
20.09.17

9

**GOVERNMENT OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGINEERING DEPARTMENT**

NOTE FOR THE MINISTER PHE, K.P

Subject: **POSTING/TRANSFER IN PURSUANCE OF JUDGMENT OF THE PESHAWAR HIGH COURT PESHAWAR DATED 25-05-2017.**

The following postings/transfers of Assistants/Head Clerks were made by the Chief Engineer (South) PHED vide Order No.121/E9/PHE dated 11-05-2017 (Annex-I):-

S.No.	Name	From	To	Remarks
1.	Abdul Saboor	Assistant PHE Circle Bannu	Head Clerk PHE Division Karak	Vice S.No.2
2.	Nawab-ur-Rehman	Head Clerk PHE Division Karak	Assistant PHE Circle Bannu	Vice S.No.1

2. While aggrieving from the above-mentioned order, Mr.Nawab-ur-Rehman, Assistant/Head Clerk PHED, filed a Writ Petition No.2182-P/2017. The Hon'ble Court, vide Order dated 25-05-2017 (Annex-II), has disposed off the said writ petition with the following directions:-

"However, no representation has been filed by petitioner as per his learned counsel before the competent authority against the impugned order, so in the interest of justice, we treat the instant petition as representation of petitioner and send it to the Secretary PHE Department Peshawar (respondent No.1), who shall decide the same positively within a fortnight but strictly in accordance with law and rules on the subject."

3. In view of the above, the PHE Department proposes the following postings/transfers of Assistants/Head Clerks:-

S.No.	Name	From	To	Remarks
1.	Abdul Saboor	Head Clerk PHE Division Karak	Assistant PHE Circle Bannu	Vice S.No.2
2.	Nawab-ur-Rehman	Assistant PHE Circle Bannu	Head Clerk PHE Division Karak	Vice S.No.1

[Signature]

15 MAY 2017


(10)

**GOVERNMENT OF KHYBER PAKHTUNKHWA
PUBLIC HEALTH ENGINEERING DEPARTMENT**

NOTE FOR THE MINISTER PHE, K.P

Subject: POSTING/TRANSFER IN PURSUANCE OF JUDGMENT OF THE
PESHAWAR HIGH COURT PESHAWAR DATED 25-05-2017.

4. Order of the Hon'ble Minister for PHE Khyber Pakhtunkhwa is, therefore, solicited to the proposal contained at Para-3 above please.


(NIZAM-UD-DIN) 20. 09.17
SECRETARY PHED

Minister for PHE,
Khyber Pakhtunkhwa

15 MAY 2017



117

OFFICE OF THE CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGINEERING DEPARTMENT, PAKHTUNKHWA, PESHAWAR
Phone: 092-12921294 Fax: 092-1022543 Email: phec@phecdir5419@gmail.com

Order No. 117 E-9 /PHE.
Dated Peshawar, the 17/04/2017

OFFICE ORDER

Reference is made to the order of the Deputy Assistant Engineer, PHE, Peshawar, dated 17/04/2017, regarding the above subject. It is hereby ordered that the public health engineer, Peshawar, be directed to...

No.	Name	Designation	Office	Remarks
1	Mr. N. H. Khan	Asst. Engineer	PHE Circle Bannu	Vice S.No.2
2	Mr. Abdul Saboor	Asst. Engineer	PHE Division Karak	Vice S.No.1

Chief Engineer (South)

Endstt: No. 117 E-9 /PHE.

Dated 17/4/2017

Copy forwarded to:

- The Superintending Engineer, PHE Circle Bannu/Kohat.
- The Assistant Engineer for PHE Division Karak.
- The Secretary, PHE Department, Peshawar.
- The Executive Engineer, PHE Division Karak.
- The District Accounts Officer, Bannu/Kohat.
- Office of the Chief Engineer.

Chief Engineer (South)

19

**OFFICE OF CHIEF ENGINEER (SOUTH)
PUBLIC HEALTH ENGINEERING DEPARTMENT KHYBER
PAKHTUNKHWA**

Ph#091-9212984, FAX#091-9210228 E-mail:
Ce.s.phed.pr5419@gmail.com

No. 12 / /E-9/PHE

Dated Peshawar the 11 /5/2017

OFFICE ORDER.

The posting/transfer of the following Assistant/Head Clerks are hereby ordered in the public interest with immediate effect.

S.NO	NAME	FROM	TO	REMARKS
1.	Abdul Saboor	Assistant PHE. Circle Bannu	Head Clerk PHE: Division Karak	Vice S.No 2
2.	Nawab ur Rehman	Head Clerk PHE: Division Karak	Assistant PHE: Circle Bannu	Vice S.No 1


CHIEF ENGINEER (SOUTH)

Endst. No 12 /E-2-B/PHE.

Dated Peshawar the 11 /5/2017

Copy forwarded to the:-

- 1.) Superintending Engineer PHE: Circle Kohat/Bannu
- 2.) P.S to Minister for PHED Khyber Pakhtunkwa Peshawar.
- 3.) P.S to Secretary PHED: Khyber Pakhtunkhwa Peshawar.
- 4.) Executive Engineer PHE: Division PHE: Division Karak
- 5.) District Account Officer Bannu/Karak.
- 6.) The officer concerned.


CHIEF ENGINEER (SOUTH)

(13)

The Chairman,
Complaint Cell Chief Minister Secretariat
Khyber Pakhtunkhwa Peshawar

Subject: **COMPLAINT REGARDING TRANSFER/POSTING OF HEAD CLERKS IN PHE DEPARTMENT**


With Due respect it is humbly stated that:

- i. I Mst. Dil Afroz Jan serving as Headmistress Govt; Girls High School Mianki Banda District Karak. I have one son and six daughters. Recently my husband has been transferred to District Bannu. As my son is studying in China and he is not present at home, therefore the transfer of my husband has created a lot of problems for me and my daughters.
- ii. Prior to 09-03-2017 my husband Mr. Nawab-ur-Rehman accounts clerk BPS- 10 was working against the post of head clerk under stopgap arrangements. The same order was issued by the Executive Engineer PHE Division Karak and was confirmed by the Chief Engineer (south) PHED Peshawar vide their No. 13/E-02-B/PHE dated 30-11-2016.
- iii. On the promotion of various officials vide office order No. 02/E-9/PHE dated 09-03-2017 issued by the Chief Engineer (south) Peshawar my Husband Mr. Nawab ur Rehman was transferred to PHE Circle Bannu. Being aggrieved of the said order my husband approached the Chief Engineer (South) PHED and other competent forums and requested to withdraw his transfer order under spouse policy of the government. But no due consideration was given to the request.

In view of the above circumstances your good self is requested to kindly approach the concerned authorities to observe spouse policy and adjust my husband Mr. Nawab ur Rehman against the post of head clerk in PHE Division Karak, so that we could be able to manage our official duties and responsibilities of our household.

Hoping to receive sympathetic and humanitarian response.

Yours faithfully


(MST. DIL AFORZ JAN)
W/O Nawab-ur Rehman

Copy to: -

- 1. Chief Minister Khyber Pakhtunkhwa Peshawar for information and necessary action please.
- 2. Chief Engineer (South) PHED Peshawar

Pr
ll
for
ide
lla
fid
of
dt
Co
ci
At
ts
fu
oi
ce
al

y r
the
tai

ref
rep.