

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR  
AT CAMP COURT ABBOTTABAD.

Service Appeal No. 1083/2019

Date of institution ..... 23.08.2019

Mst. Naheeda Bibi, PSHT Government Girls Primary School Pind Gujran, Tehsil Khanpur, District Haripur.

VERSUS

Government of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar and two others.

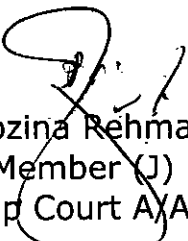
ORDER  
17.01.2022

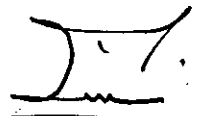
Appellant alongwith her counsel namely Mr. Muhammad Arshad Khan Tanoli, Advocate, present. Mr. Tahir Mehmood, Assistant (Litigation) alongwith Mr. Kabirullah Khattak, Additional Advocate General for the respondents present and produced copy of order dated 15.01.2022 whereby it has been mentioned that a post of PSHT is laying vacant at GGPS Pind Gakhraan since long, so it is proposed that Mst. Anjaman Shaheen PSHT may be adjusted against vacant post at GGPS Pind Gakhraan.

Learned counsel for the appellant stated that respondent No. 4 has been adjusted in GGPS Pind Gakhraan and the appellant has been retained in GGPS Pind Gujran, therefore, requested that the appeal in hand at this stage may be dismissed as withdrawn . In this regard, written endorsement of learned counsel for the appellant was obtained at the margin of order sheet.

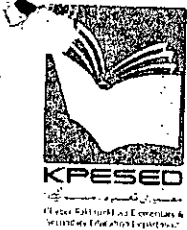
In light of the above, the appeal in hand stands dismissed as withdrawn. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED  
17.01.2022

  
(Rozina Rehman)  
Member (J)  
Camp Court A/Abad

  
(Salah-ud-Din)  
Member (J)  
Camp Court A/Abad

*That respondent No 4 has been adjusted in GGPS Pind Gakhraan and the appellant has been retained in GGPS Pind Gujran. The appeal at this stage is to be withdrawn.*



**OFFICE OF THE SUB DIVISIONAL EDUCATION  
OFFICER (F) KHANPUR.**

Ph. No. 0995-640080



No: 10 /

Dated: 15-01-2022.

To,

✓ The District Education Officer (F)  
Haripur.

Subject: - Proposal for Adjustment of Anjaman Shaheen, PSHT, GGPS Pind Gujran.

Memo,

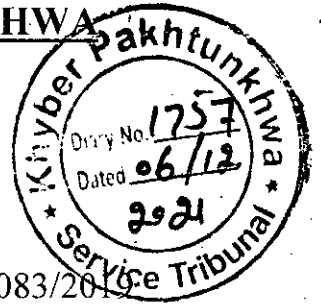
As per court case, a post of PSHT is laying vacant at GGPS Pind Gakhran since long, so it is proposed that Mst. Anjaman Shaheen PSHT may be Adjusted against Vacant Post at GGPS Pind Gakhran.

Hence, report is submitted for necessary action please.

  
Sub Divisional Education Officer (Female)  
Khanpur

A-A

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



Put up to the court with  
relevant appeal

Service Appeal No. 1083/2019

6/12/2021

Render

Naheeda Bibi

VERSUS

Gov.t & others

**APPLICATION** FOR IMPLEADMENT OF MST.  
ANJAMAN SHAHEEN PSHT GGPS SANJIHALA,  
DISTRICT HARIPUR AS RESPONDENT NO.4 IN  
THE CAPTIONED SERVICE APPEAL.

Respectfully Sheweth;-

1. That the captioned appeal is pending adjudication before this Honourable Tribunal and next date of hearing is fixed on 17/01/2022.
2. That Mst. Anjaman Shaheen, PSHT GGPS Sanjihala is necessary party which is to be impleaded as respondent No.4 in the instant service appeal. The said respondent has been transferred in place of the appellant. The Honourable Tribunal vide order dated 15/11/2021 directed to implead the said applicant.

In view of the above it is prayed that Mst. Anjaman Shaheen PSHT, GGPS Sanjihala may graciously be ordered to be impleaded as respondent No.4 in the service appeal No.1083/2019.

Naheeda Bibi  
....APPELLANT

Through

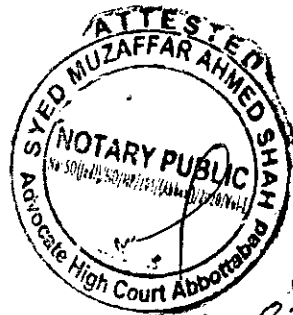
Dated: \_\_\_\_\_/2021

  
Muhammad Arshad Khan Tanoli  
Advocate High Court, Abbottabad

**AFFIDAVIT:**

I, *Naheeda Bibi daughter of Ghulam Haider resident of Pind Gujran Tehsil Khanpur District Haripur, (PSHT GGPS Pind Gujran)*, do hereby solemnly affirm and declare that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

Naheeda Bibi  
DEPONENT




27/11/2021

15.11.2021

Counsel for the appellant and Mr. Muhammad Rasheed, Deputy District Attorney for the respondents present.

At the very outset of the arguments, learned DDA raised an objection that according to the narrative of the impugned order, transfer of the appellant was result of acceptance of the appeal of one Anjuman Shaheen PSHT who was adjusted in GGPS Pind Gujran against the appellant and the appellant was adjusted in GGPS Sanjiala against Anjuman Shaheen. Learned counsel for the appellant when confronted with this objection and or whether the judgment, if passed, in favour of the appellant would be effective when Mst. Anjuman Shaheen PSHT is not heard. He conceded the point and requested for permission to amend the appeal by impleading the afore-named teacher. The appellant is permitted accordingly. Case to come up on 17.01.2022 for the needful before S.B at camp court, Abbottabad.

  
(Rozina Rehman)  
Member(Judicial)  
Camp Court, A/Abad

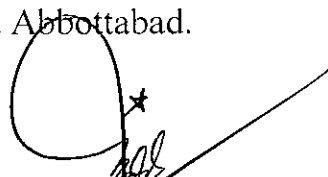
  
Chairman  
Camp Court, A/Abad

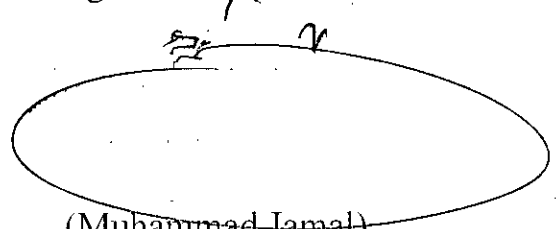
15.09.2020

Counsel for the appellant is person. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for respondents present.

Learned counsel for the appellant requested for adjournment.

Adjourned to 18.11.2020 for arguments before D.B at camp court Abbottabad.

  
(Mian Muhammad)  
Member(E)

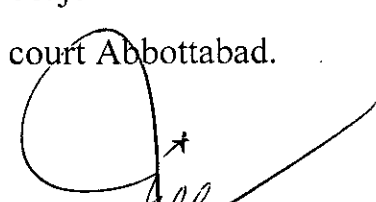
  
(Muhammad Jamal)  
Member  
Camp Court A/Abad

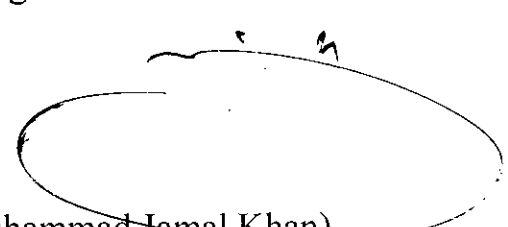
18.11.2020

Counsel for the appellant is present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for respondents are present.

Learned counsel for the appellant requests for adjournment as he has not prepared the brief.


Adjourned to 20.01.2021 for arguments before D.B at camp court Abbottabad.


  
(Mian Muhammad)  
Member(E)

  
(Muhammad Jamal Khan)  
Member(J)  
Camp Court Abbottabad

21.01.2020

Clerk to counsel for the appellant present. Mr. Ziaullah,  
DDA alongwith Mr. Ahmad Sultan, ADO for respondents  
present. Due to general strike of the bar on the call of Khyber  
Pakhtunkhwa Bar Council, the case is adjourned. To come up  
for further proceedings/arguments on 17.02.2020 before D.B at  
camp court Abbottabad. Appellant be put on notice for the date  
fixed.

  
Member

  
Member  
Camp Court A/Abad

Due to covid ,19 case to come up for the same on / /  
at camp court abbottabad.

Reader

Due to summer vacation case to come up for the same on 115  
9 / 20 at camp court abbottabad.


  
Reader

18.09.2019

Appellant Deposited  
Security & Process Fee


23/9/19

Counsel for the appellant and submitted application for extension of time to deposit security and process fee. Application is accepted. The appellant is directed to deposit security and process within seven days thereafter, notices be issued to the respondents for written reply/comments for 22.10.2019 before S.B at Camp Court Abbottabad.

  
(Muhammad Amin Khan Kundi)  
Member  
Camp Court Abbottabad

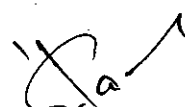
22.10.2019

Counsel for the appellant present. Mr. Usman Ghani, District Attorney present. Mr. Ahmad Sultan, ADO for the respondents present and seeks time to furnish requisite reply/comments. Granted. To come up for written reply/comments on 21.11.2019 before S.B at Camp Court, Abbottabad.

  
Member  
Camp court, A/Abad

21.11.2019

Clerk to counsel for the appellant present. Mr. Usman Ghani learned District Attorney alongwith Ahmad Sultan ADEO present. Representative of the respondent department submitted written reply/comments. To come up for rejoinder if any and arguments on 21.01.2020 before D.B at Camp Court, A/Abad.

  
Member  
Camp Court, A/Abad



29.08.2019

Counsel for the appellant present.

The appellant has submitted an application for impleadment of Mst. Anjāman Shaheen PSHT GGPS Sanjihala Tehsil Haripur as one of the respondents. It is contended that in the impugned corrigendum dated 06.05.2019 adjustment of said person has been made vice the appellant.

The application appears to be justifiable and is, therefore, allowed. Office is directed to include the name of Mst. Anjāman Shaheen as respondent No. 4 in the memorandum of appeal.

Regarding merits of the appeal learned counsel argued that the appellant was promoted as PSHT BPS-16 and posted at GGPS Pind Gujran vide office order dated 07.01.2019. However, while granting relief to Mst. Anjāman Shaheen/private respondent the revised adjustment order was made whereby the appellant was transferred from GGPS Pind Gujran to GGPS Sanjihala, an area far away from her residence. In the said manner, the appellant was re-transferred within a period of four months which was in derogation of the Provincial Government policy regulating transfers/postings of civil servants. The departmental appeal of appellant submitted on 24.05.2019 had also remained un-responded till date.

In view of available record and arguments of learned counsel instant appeal is admitted for regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 18.09.2019 before S.B at camp court Abbottabad.

The appeal is accompanied by an application for suspension of impugned transfer order dated 06.05.2019. Notice of the application be also given to the respondents for the date fixed. In the meanwhile the operation of impugned order shall remain suspended, if not already complied with.

Chairman





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

Service Appeal No. 1083/2019

Mst. Naheeda Bibi PSHT Govt. Girls Primary School Pind Gujran, Tehsil Khanpur, District Haripur.

...APPELLANT

VERSUS

Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar and others.

....RESPONDENTS

**SERVICE APPEAL**


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| 5.          | Copies of the judgments of this Honourable Court     | 15-34         | "C"              |
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*Naheeda Bibi*  
...APPELLANTS

Through

Dated: 22/8 /2019

  
(Muhammad Arshad Khan Tanoli)  
Advocate High Court, Abbottabad

1

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

Service Appeal No. 1083 /2019

Mst. Naheeda Bibi, PSHT Govt. Girls Primary School Pind Gujran,  
Tehsil Khanpur, District Haripur.

...APPELLANT  
Khyber Pakhtunkhwa  
Service Tribunal

VERSUS

Diary No. 1196

Dated 23/8/19

1. Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
2. Director Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Female) District Haripur.

....RESPONDENTS

**SERVICE APPEAL** UNDER SECTION 4 OF  
SERVICE TRIBUNAL ACT, 1974, FOR  
DECLARATION TO THE EFFECT THAT THE  
APPELLANT HAS BEEN TRANSFERRED  
FROM GGPS PIND GUJLAN TO SANJIALA  
VIDE IMPUGNED CORRIGENDUM DATED  
06/05/2019, AND BROTHERS OF THE  
APPELLANT FILED WRIT PETITION NO.  
1207-A/2016 AGAINST ONE OF THE

Filed to-day

Registrar

23/8/19

MINISTER, NAMELY, ANSAR MAJEED NIAZI WHICH HAS BEEN DECIDED BY THIS HONOURABLE COURT ON 29/05/2018 WHEREIN, THE SAID MINISTER AND HIS CRUSHING PLANT AL-ANSAR AND NIAZI BROTHERS HAVE BEEN STOPPED FROM CRUSHING STONES IN THE RESIDENTIAL AREA. HENCE, DUE TO THE POLITICAL PRESSURE OF THE SAID MINISTER, THE APPELLANT HAS BEEN TRANSFERRED FROM GGPS PIND GUJLAN TO SANJIALA WHICH IS HUNDRED OF MILES AWAY FROM THE PLACE OF ABODE OF THE APPELLANT. AND THE GOVT. FUNCTIONARIES ARE PRESSURIZING THE APPELLANT TO LEAVE THE RESIDENTIAL HOUSE SITUATED NEAR THE CRUSHING PLANTS OR TO FACE CONSEQUENCES, HENCE, THE TRANSFER ORDER OF THE APPELLANT IS MALAFIDE AND THE SAME IS LIABLE TO BE SET-ASIDE TO PROTECT THE APPELLANT FROM THE CRUEL CLUTCHES OF THE GOVT. FUNCTIONARIES ESPECIALLY RESPONDENT NO.3.

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**PRAYER:** ON ACCEPTANCE OF INSTANT SERVICE APPEAL, THE IMPUGNED CORRIGENDUM DATED 06/05/2019 OF APPELLANT, MAY GRACIOUSLY BE SET-ASIDE. ANY OTHER RELIEF WHICH THIS HONOURABLE TRIBUNAL DEEMS EXPEDIENT/ APPROPRIATE IN THE CIRCUMSTANCES OF THE CASE MAY ALSO BE ALLOWED TO THE APPELLANT.

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Respectfully Sheweth:-

The facts forming the background of service appeal are arrayed as under;-

1. That the appellant is serving in Education Department for the last 13 years and served the department with complete devotion and dedication smoothly.
2. That the appellant is serving by merit and hard work and produced excellent results. The

respondents –department with malafide intentions transferred/ adjusted the appellant from GGPS Kot Gujran to Sanjiala vide impugned corrigendum order dated 06/05/2019. Copy of impugned corrigendum transfer order dated 05/06/2019 is annexed as Annexure “A”.

3. That the appellant filed departmental appeal on 24/05/2019 against the impugned transfer orders. Copy of departmental appeal is attached as Annexure “B”. But respondents did not bother to redress the grievances of the petitioners. Hence, the instant service appeal is being filed inter-alia, on the following grounds; -

**GROUND:-**

- a) That the brothers of the appellant filed writ petition No. 1207-A/2016 and writ petition No. 281-A/2018 against one sitting Minister of Govt. of Punjab, namely, Ansar Majeed Niazi whose Al-Ansar & Niazi Brothers Crushing Plant were crushing the stones in the residential area which resulted into environmental pollution, safety of residents

of the area. The Honourable Peshawar High Court Abbottabad Bench accepted writ petition of the brothers of appellant on 29/05/2018 and 12/02/2019 wherein, the said crushing plants were directed to stop functioning in the residential area. Copies of the judgments of this Honourable Court are annexed as Annexure "C".

b) That as a result, the said Minister of the Punjab Govt. through Govt. functionaries of Khyber Pakhtunkhwa is exerting pressures / exploiting and intimidating the appellant through unlawful corrigendum transfer order. The respondent No. 3 is forcing the appellant to vacate the residential area near the crushing plant otherwise, the appellant shall face consequences.

c) That the act of respondents towards the appellant is absolutely malafide, against the law because the appellant has not completed her service tenure and has been targeted to accomplish their nefarious designs, therefore, such type of transfer order is



against the fundamental rights enshrined in the Constitution of Islamic Republic of Pakistan, 1973.

- d) That the appellant fundamental rights to be treated in accordance with law have been infringed and Govt. functionaries especially respondent No. 3 can not exploit, intimidate the appellant as the appellant is entitled to be treated fairly.
- e) That the tribunal should not folds up its hands while granting protection to the appellant from the cruel clutches of the respondents.
- f) That this fact may not be left to fade in oblivion that the respondents are creating embarrassing situation for the appellant just to give wrongful gain to the owners of the crushing plants and wrongful loss to the petitioners.
- g) That there is no other prompt, efficacious remedy, available to the appellants except the instant appeal.

It is, therefore, humbly prayed that on acceptance of instant service appeal, the impugned corrigendum dated 06/03/2019 of appellant, may graciously be set-aside. Any other relief which this Honourable Tribunal deems expedient/ appropriate in the circumstances of the case may also be allowed to the appellant.

*Naheda Bibi*  
...APPELLANT

Through

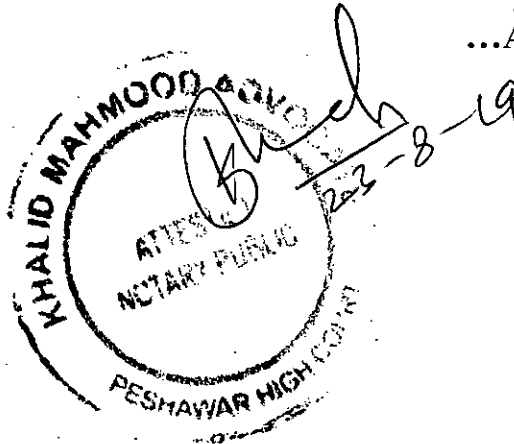
Dated: 22-8 /2019

  
(Muhammad Arshad Khan Tanoli)  
Advocate High Court, Abbottabad

**VERIFICATION:-**

Verified on oath that the contents of foregoing service appeal are true and correct to the best of our knowledge and belief and nothing has been concealed therein from this Honourable tribunal.

*Naheda Bibi*  
...APPELLANT



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

Service Appeal No. \_\_\_\_\_/2019

Mst. Naheeda Bibi PSHT Govt. Girls Primary School Pind Gujran, Tehsil Khanpur, District Haripur.

...APPELLANT

**VERSUS**

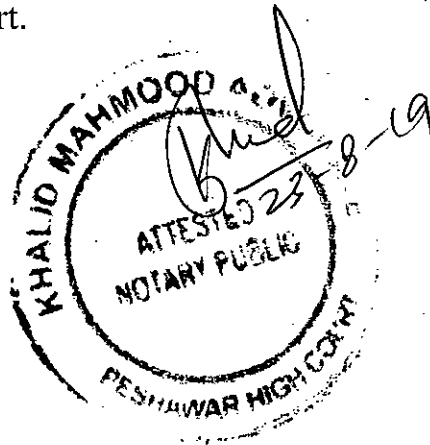
Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar and others.

....RESPONDENTS

**SERVICE APPEAL**

**AFFIDAVIT**

I, Mst. Naheeda Bibi PSHT Govt. Girls Primary School Pind Gujran, Tehsil Khanpur, District Haripur, do hereby solemnly affirm and declare that the contents of foregoing service appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.



*Naheeda Bibi*  
**DEPONENT**

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

Service Appeal No. \_\_\_\_\_/2019

Mst. Naheeda Bibi PSHT Govt. Girls Primary School Pind Gujran, Tehsil Khanpur, District Haripur.

**...APPELLANT**

**VERSUS**

Govt. of Khyber Pakhtunkhwa, through Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar and others.

**....RESPONDENTS**

**SERVICE APPEAL**

**APPLICATION FOR SUSPENSION OF IMPUGNED  
TRANSFER ORDER DATED 06/05/2019 FROM GGPS  
PIND GUJRAN TO GGPS SANJIALA.**

=====

Respectfully Sheweth;-

1. That the appellant has filed service appeal before this Honourable tribunal and the instant application may be read as part and parcel of the main service appeal.
2. That the appellant has brought a good prima face case and there is likelihood of her success in the case.
3. That the balance of convenience also lies in favour of the appellant/ applicant.

4. That valuable rights of the appellant are involved.
5. That transfer order of the appellant is politically motivated and malafide.

In view of the above it is prayed that the impugned corrigendum transfer order dated 05/03/2019 may graciously be suspended and status quo may graciously be ordered to be maintained till final disposal of the main service appeal.

*Naheeda Bibi*  
...APPELLANT

Through;

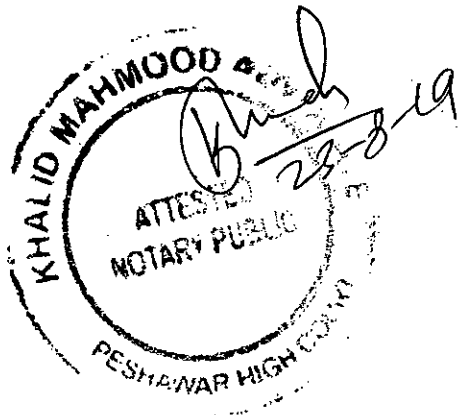
Dated: 22/08 /2019

*(Signature)*  
(Muhammad Arshad Khan Tanoli)  
Advocate High Court, Abbottabad

**AFFIDAVIT;**

I, Mst. Naheeda Bibi PSHT Govt. Girls Primary School Pind Gujran, Tehsil Khanpur, District Haripur, do hereby solemnly affirm and declare that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Tribunal.

*Naheeda Bibi*  
DEPONENT





OFFICE OF THE  
DISTRICT EDUCATION OFFICER (FEMALE)  
HARIPUR

(Office Phone No. 0995-613244, Email: emissharipur@yahoo.com)

P-11

Corrigendum:

Annex-A

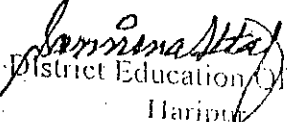
In partial modification of this notification of No.7157-62/Promotion/PSTs to PSHT/2019 dated 06-05-2019, on the acceptance of appeal by Mst. Anjaman Shaheen PSHT, the revise adjustment is hereby made in respect of following Teaching Staff on the stations as mentioned against each, in the best interest of public service.

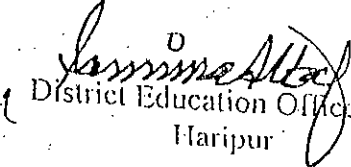
| S.No. | Name & Designation   | From             | To               | Remarks        |
|-------|----------------------|------------------|------------------|----------------|
| 01    | Anjaman Shaheen PSHT | GGPS Sanjihala   | GGPS Pind Gujran | Versus S.No.02 |
| 02    | Naheed PSHT          | GGPS Pind Gujran | GGPS Sanjihala   | Versus S.No.01 |

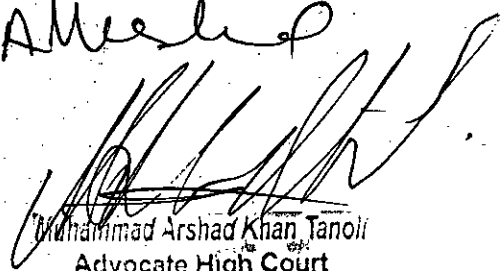
Even No. & Dated,

Copy forwarded for information to:-

1. The Director E&SE KPK Peshawar.
2. The District Accounts Officer Haripur.
3. The DMO (IMU) Education Haripur.
4. The Teachers Concerned
5. Office Record.

  
District Education Officer (F)  
Haripur

  
District Education Officer (F)  
Haripur

  
Muhammad Arshad Khan Tanoli  
Advocate High Court  
Office No. 33 Adjacent to  
Distt Bar Abbottabad

عنوان :- جہاد آڈر نمبر 62-7157 فورم 06-05-2019  
تذکرہ اشاعتیہ سائلہ نورمنٹ ٹرنز پر اعلیٰ سکول  
Annex-B  
پنڈت خیراں میں PSHT پوسٹ پر 01-01-2019 سے تدریسی فرانس منبر انجام

رہے رہی ہے۔ جبکہ حالیہ پروفیشن آڈر نمبر 62-7157 فورم 6-5-2019 کو سوا۔  
اس آڈر میں عمارت سکول کی پٹری انجمن سائین SPT کو G.G.P.S. Sanjihalہ  
تعیینات کیا گیا۔ جبکہ جمعہ نورمنٹ ٹرنز پر اعلیٰ سکول پنڈت خیراں سے تبدیل کر کے  
انجمن سائین سکول میں تبادلہ کر دیا اور انجمن سائین کا تبادلہ نورمنٹ ٹرنز پر اعلیٰ  
سکول پنڈت خیراں کر دیا گیا۔ جو کہ میرے کمرے سے دور 130 کلومیٹر دور دشوار سہاڑی  
علاقہ ہے۔ Corrigendum آڈر 05-05-2019 کو کیا گیا۔ جبکہ

Corrigendum آڈر 24-5-2019 کو اصول سوا۔ اتنے دن آڈر کو چھپا کر رکھا گیا۔  
آڈر میں غلط طور پر میرے ساتھ ظلم زیادتی کی گئی ہے۔ جبکہ جمعہ پروفیشن 5 ماہ  
قبل ہوئی۔ میں گاؤں پنڈت خیراں کی رہائشی ہوں اور میں اپنی یونین کونسل میں تعینات  
ہوں۔ جبکہ جو پٹری میری جگہ تعینات کی گئی وہ دوسری یونین کونسل کی ہے۔

صواب عالی!

اس سے پہلے میرے دو بھائی پٹری سے ان کو اپنی یونین  
کونسل سے تبدیل کر کے دور دشوار سہاڑی علاقے میں کمرے سے 150 کلومیٹر دور تبدیل کیا  
گیا ہے۔ سیاسی انتقام کے طور پر مارچ میں ایک بھائی کا اور اسی میں دوسرے بھائی کا  
اور ساتھ ہی ہی میں میرا آڈر بھی دور دشوار سہاڑی علاقہ میں کیا۔ عورت ذات  
ہونے کے ناطے وہاں جانا ناممکن ہے۔ میرا دو چھوٹے چھوٹے بچے بھی ہیں۔

Attest  
Muh. Mao Arshad Khan Tanoli  
Advocate High Court  
Office No. 33 Adjacent to  
Distt. Jhelum, Ferozshahkot

13

سیاسی انتقام کے طور پر مہری ٹرانسفر آڈر کو سنبھل لیا جائے  
تبدیل جمعے اس سکول میں چارنگ لینے ہوئے اگلے دن کا وقت ہوا ہے۔ 5 ماہ  
کے بعد اسی طرح سے تبدیل کرنا ظلم ہے۔  
آمد ہے آپ مہری التماس منظور فرمائے مہرا آڈر سنبھل کر لیں۔  
بعورت دہلی میں اپنے حق کے لیے عدالت کا دروازہ کھٹکانے کا حق ان کے پاس

الغرض

سائلہ ناہیدہ بی بی P.SHT  
G.G.P.S. Pind Gujran

Naheeda  
Bibi  
24/5/2018

Muhammad Arshad Khan  
Advocate High Court  
Office No 33 Adjacent to  
Distt Bar Abbottabad



P-14

No. **RGL15639732** See reverse  
Rs. **68**  
Uninsured letters of not more than the initial weight prescribed in the Post Office regulations. Acknowledgment is due.

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Initials of Receiving Officer: \*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before when necessary.  
Insured for Rs. (in figures) \_\_\_\_\_ (in words) \_\_\_\_\_

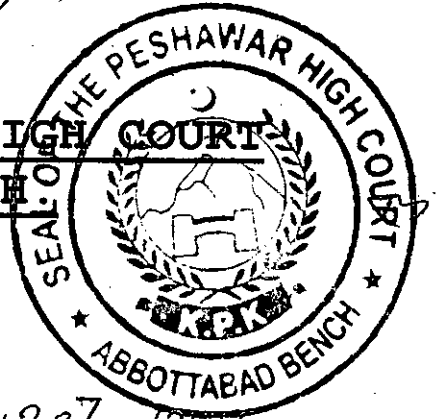
Insurance fee Rs. \_\_\_\_\_ Ps. \_\_\_\_\_ Weight \_\_\_\_\_ Kilo \_\_\_\_\_ Grams \_\_\_\_\_  
Name and Address of sender **Nahar Lal B B I**  
**Khush**

*Attested*  
*[Signature]*  
Office No. 33 Adjacent to  
Dist. for Abbottabad

Annex - C

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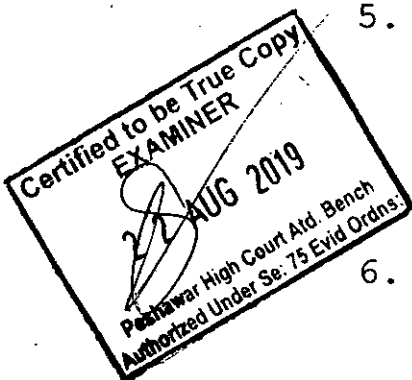
**BEFORE THE PESHAWAR HIGH COURT**  
**ABBOTABAD BENCH**



C.P No. 1207 /2016.

P 15

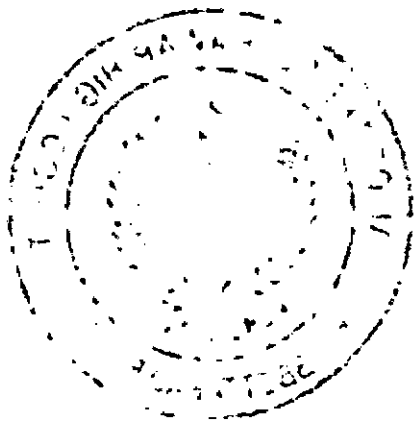
1. Engineer Kamran Wahab son of Muhammad Sadiq, resident of Suraj Galli, Tehsil Khanpur District Haripur.
2. Abdur Rehman son of Fazal Rehman resident of Suraj Galli, Tehsil Khanpur District Haripur.
3. Naeem Haider son of Ghulam Haider resident of Suraj Galli, Tehsil Khanpur District Haripur.
4. Said ur Rehman son of Fazal Rehman resident of Suraj Galli, Tehsil Khanpur District Haripur.
5. Muhammad Sadiq son of Sardar Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.
6. Sajid Mehmood son of Sarwar Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.



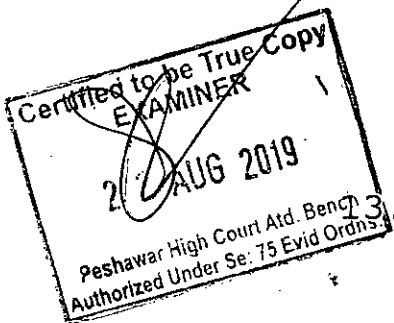
**FILED TODAY**

**ADDITIONAL REGISTRAR**  
**PESHAWAR HIGH COURT**  
**ABBOTABAD BENCH**

15/12/16



7. Sher Afzal son of Malik Sarwar Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.
8. Yasir Mehmood son of Malik Mehboob Azhar resident of Suraj Galli, Tehsil Khanpur District Haripur.
9. Khalid Mehmood son on Malik Aurangzeb resident of Suraj Galli, Tehsil Khanpur District Haripur.
10. Muhammad Rizwan son of Muhammad Din resident of Suraj Galli, Tehsil Khanpur District Haripur.
11. Liaqat Zaman son of Mian Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.
12. Riasat Zaman son of Mian Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.
13. Azeem Khan son of Jehangir Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.
14. Muhammad Saghir son of Maqsood Riaz resident of Suraj Galli, Tehsil Khanpur District Haripur.

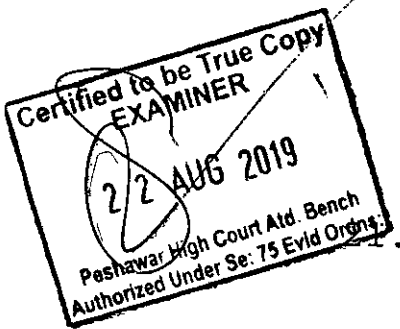


**FILED TODAY**

**ADDITIONAL REGISTRAR  
PESHAWAR HIGH COURT  
ABBOTABAD BENCH**

15/12/16

15. Muhammad Iftikhar son of Muhammad Taj resident of Suraj Galli, Tehsil Khanpur District Haripur.
16. Muhammad Ilyas son of Sher Afzal resident of Suraj Galli, Tehsil Khanpur District Haripur.
17. Muhammad Fayyaz son of Khan Bahadur resident of Suraj Galli, Tehsil Khanpur District Haripur.
18. Muhammad Javed son of Guldad Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.
19. Naseem Haider son of Ghulam Haider resident of Suraj Galli, Tehsil Khanpur District Haripur.
20. Haji Muhammad Ashraf son of Ghulab Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.
21. Naveed Ahmed Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.
22. Muhammad Rafique resident of Suraj Galli, Tehsil Khanpur District Haripur.
23. Mubashir Ali Khan resident of Suraj Galli, Tehsil Khanpur District Haripur.

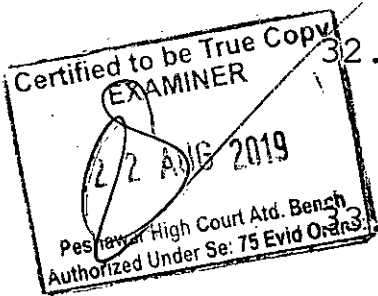


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ADDITIONAL REGISTRAR  
PESHAWAR HIGH COURT  
ABBOTTABAD BENCH

*AS/12/16*

24. Muhammad Saleem resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
25. Muhammad Asif resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
26. Nazakat Khan resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
27. Noor Elahi resident of Suraj Galli, Tehsil  
Khanpur District Haripur.
28. Rashid Mehmood resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
29. Fakher uz Zaman resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
30. Muhammad Farman resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
31. Muhammad Mashood resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
32. Muhammad Aksar resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
- Abdur Rehman resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
34. Muhammad Usman resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
35. Nazer Husain resident of Suraj Galli,  
Tehsil Khanpur District Haripur.



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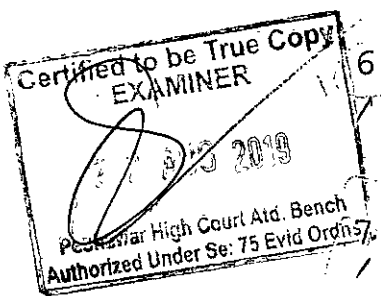
ADDITIONAL REGISTRAR  
PESHAWAR HIGH COURT  
ABBOTTABAD BENCH

36. Muhammad Ifraheem resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
37. Yasir Mehmood resident of Suraj Galli,  
Tehsil Khanpur District Haripur.
38. Abdus Sittar resident of Suraj Galli,  
Tehsil Khanpur District Haripur.

**Petitioners**

**Versus**

1. Deputy Commissioner, Haripur.
2. District Police Officer, Haripur.
3. Inspector General/Chief Police Officer,  
Khyber Pakhtunkhwa Peshawar.
4. Commissioner Hazara, Abbottabad.
5. Secretary Industries and commerce KPK  
Peshawar.
6. Secretary Mineral development KPK  
Peshawar.
- Secretary, Environment Department KPK  
Peshawar.
8. Director General Environment Department  
KPK Peshawar.
9. Director General Mines and Mineral KPK  
Peshawar.



**FILED TODAY**

ADDITIONAL REGISTRAR  
PESHAWAR HIGH COURT  
ABOTTABAD BENCH  
13/05/2019

Vide order of Honorable Court  
DB, dt: 03-04-2017 in CNL No. 239-A/17.

10. Assistant Director Mineral Development

Abbottabad.

11. Lal Faqir, s/o Khawaja Mohammad s/o Shah Alam Khel  
Dilazak, Post office Shahqadar Fort, Charsadda, Distt Charsadda  
Presently residing at Suraj Galli Haripur. Respondents

CONSTITUTIONAL PETITION UNDER  
ARTICLE 199 OF THE CONSTITUTION  
OF ISLAMIC REPUBLIC OF PAKISTAN  
1973

It is respectfully submitted as under: -

1. That, petitioners above named are the permanent residents of Village Suraj Galli Khanpur District Haripur. Their forefathers were also living in the same Village before the partition of India. Petitioners and their forefather have been living therein very peacefully and enjoying their property without any interruption and disturbance till the end of 2015.

Certified to be True Copy  
EXAMINER  
22 AUG 2019  
Peshawar High Court Atd. Bench  
Authorized Under Se: 75 Evid Ordns.

No 5394  
15.12.16

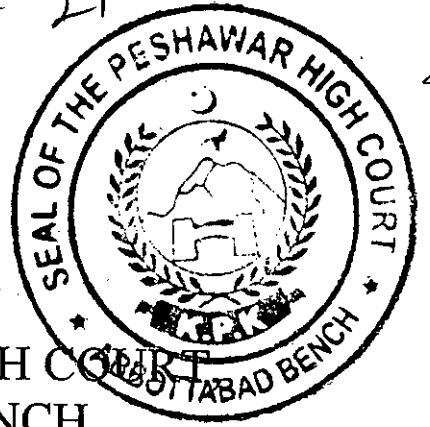
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ADDITIONAL REGISTRAR  
PESHAWAR HIGH COURT  
ABBOTTABAD BENCH  
15/12/16

2. That before the beginning of 2016  
2 crushing machines were



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Judgment Sheet



IN THE PESHAWAR HIGH COURT  
ABBOTTABAD BENCH.  
JUDICIAL DEPARTMENT

W.P.No. 1207-A/2016.

JUDGMENT

Date of hearing 29.05.2018

Petitioners (Engineer Kamran Wahab & others) by M/S Owais Khan Alizai and Malik Shujaat Ali, Advocates

Respondents (Govt. of KPK and others)

Respondents No.1 to 10 by Mr. Yasir Zahoor Abbasi, Assistant Advocate General along with Musharaf Khan, Assistant Director Industries and Adil Ayub, Asstt: Commissioner, Haripur.

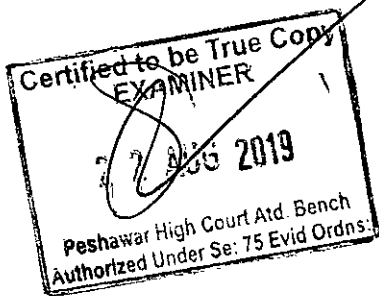
Respondent No.11 by Mr. Naveed Akhtar, Advocate.

**SYED ARSHAD ALI, J:-** The petitioners, who are 38 in number, have invoked the constitutional jurisdiction of this

Court with the following prayer:-

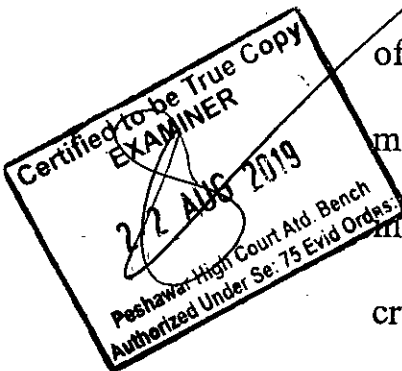
“It is, therefore, very humbly prayed that this Honourable Court may graciously be pleased to issue directions to the respondents that they may halt the illegal operation of power crushers in the Suraj Galli i.e. village of petitioners, so the fundamental rights of the petitioners in terms of Articles 9 and 14 of Constitution of Pakistan may not infringe any longer.

It is also further prayed that this Honourable Court may also be pleased to issue directions to respondents to take every step, which may protect and preserve the beautiful valley of Suraj Galli from being devastated due to illegal operation of power crushers which are installed



*therein, as the same is sine qua non for the healthy environment/atmosphere."*

2. Brief, but essential facts of the case are that the petitioners, who are the residents of Suraj Galli, Tehsil Khanpur, District Haripur, have raised their concern over the devastating effect on the environment of Suraj Galli due to installation of crushing machines which causes pollutant emissions. It is averred in the petition that before the beginning of 2016 only two (2) crushing machines were operating close to the houses of petitioners and since the working of same was not having any significant environmental impact in the area of petitioners, therefore, their operation was not opposed by the local community. However, due to closure of many power crushers in Margalla Hills, Islamabad pursuant to the decision of august Supreme Court of Pakistan, the aforesaid crushing machines were transformed into power crushers and have been installed in Suraj Galli along with many other new power crushers since then without any permission. It is further averred that the emissions and noise caused by the said crushing machines and blasting activities have adversely affected the environment including the serene atmosphere of the entire surrounding areas. The petitioners have also referred to certain

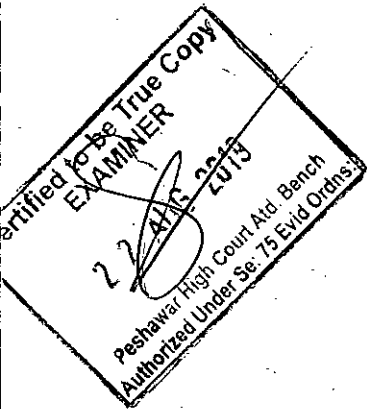


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crushing machines which are located near their houses. They have filed number of applications to the local administration as well as Environment Department Khyber Pakhtunkhwa but the said applications have not been responded to.

3. Respondents were put to notice, who appeared and contested the petition by filing their para-wise comments. Respondent No.1 who is the Deputy Commissioner of District Haripur, in his comments has stated that the petitioners have not mentioned the total number of crushing machines installed/operating along with details of the owners of those crushing machines in their petition, however, only three (03) power crusher machines are operating in Suraj Galli which have already been sealed by the District Administration in collaboration with the Mineral and Industries Department of the Provincial Government. They have further stated that the said operations were carried pursuant to the judgment of august Supreme Court of Pakistan. Whereas, Respondent No.5, Secretary Industries Department, stated in his para-wise comments that there are three (03) stone crusher machines which are registered with it in Suraj Galli, the detail of which are as following;-

i. *Hazara Stone Crusher.*



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ii. *Ansar Majeed Khan Stone Crusher.*

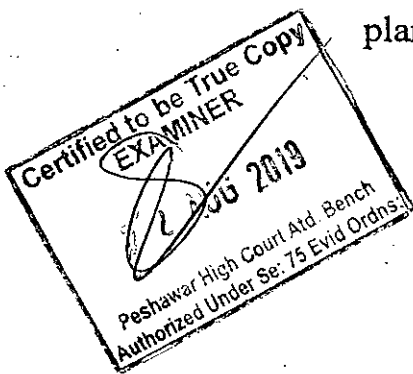
iii. *Gujjar Stone Crusher.*

He has also stated that pursuant to the judgment of august Supreme Court of Pakistan operations of the said crusher machines were stopped. Similarly, the Environment Department of Khyber Pakhtunkhwa, Respondents no. 7 & 8, has stated in its para-wise comments that the crushing plants are sealed/non-operational, therefore, the said agency was not in a position to submit the cases against the owners of crushing plants to the Environmental Protection Tribunal. As soon as the crusher machines/plants get functional the agency will conduct post Environmental Protection Order ("EPO") monitoring and submit the case to relevant forum i.e. Environmental Protection Tribunal. However, along with the comments they have placed on file their detailed visit reports of all the crushing plants/machines which is elaborated/reproduced as following.

VISIT REPORT OF AL-AMIR ANSAR CONSTRUCTION COMPANY, VILLAGE SURAJ GALLI.

*The location of this crushing plant is given as under:-*

1. *On northern side, it has a plane area.*
2. *On eastern side, few houses are located within a distance of 200 meters.*
3. *On western side, it has Mining Mountain covered with small shrubs grown over it.*



5/11/19

4. *On southern side, it has the main Khanpur road within a distance of 400 meters.*

It is recommended in the said report that a residential area is located within 500 meters range of the crushing plant, hence, some alternative site may be selected for the unit, and the proprietor of the plant may be asked to submit detailed Initial Environmental Examination ("IEE") for the project.

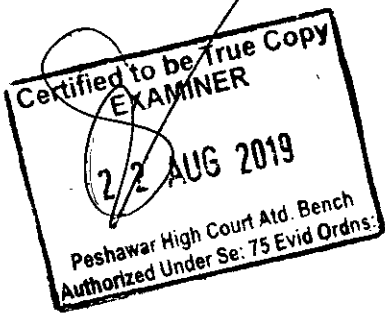
**VISIT REPORT OF AL- ANSAR CONSTRUCTION COMPANY  
(NIAZI BORTHER), CRUSH PLANT, PIR DI GHATTI  
KHANPUR ROAD DISTRICT HARIPUR.**

It is recommended in the report that Deputy Commissioner, Haripur may be asked to keep the said crushing plant sealed until the environmental approval is granted by the Environmental Protection Agency.

**VISIT REPORT OF LAL FAQEER CRUSH PLANT VILLAGE  
SURAJ GALLI, KHANPUR ROAD DISTRICT HARIPUR.**

According to this report the location of this crushing plant is given as under:-

- i. *On its northern side is a residential area located wherein first house is at a distance of 65 meters from the said site and 2<sup>nd</sup> house is at a distance of 80 meters where after 08 houses are located at a very close distance from each other.*
- ii. *On its southern side, Kohi Mera Hills are located.*
- iii. *On its eastern side another crushing plant namely Hazara Stone Crusher is situated at a*



*distance of 20 meters and Khanpur road is at a distance of 90 meters from the said site.*

- iv. *On its western side agriculture land and hills/mountains are located.*

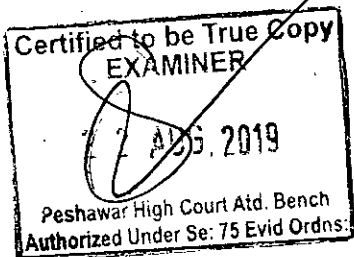
It is also observed in the said report that residential houses will be affected from the dust/air pollution of the said crushing plant. Moreover, dust pollution and blasting which will be carried out for quarrying of hills is the main issue to be raised by the setting of the said project, if not properly managed. Therefore, it was suggested that Agency may ask the owner to install dust collector/air pollution control system and submit its complete specification along with a sketch of dust control system to the Agency.

VISIT REPORT OF HAZARA STONE CRUSH PLANT,  
VILLAGE SURAJ GALLI, KHANPUR ROAD DISTRICT  
HARIPUR.

The location of this crushing plant is given as under:-

- i. *On its eastern side, it has mining lease area.*
- ii. *On its western side complainants' houses are located at distance of about 200 meters and about 20 to 25 houses are located within a distance of about 250 meters.*
- iii. *On its southern side, it has its mining lease area.*
- iv. *On its northern side, Khanpur road is located adjacent to crush plant.*

It is recommended in the said report that Deputy Commissioner, Haripur may be asked to keep the said crushing



5.7

plant sealed until the compliance of EPO is issued by the Agency.

VISIT REPORT OF JAVED AKHTAR STONE CRUSH PLANT,  
VILLAGE MASOOM-ABAD, KHANPUR ROAD DISTRICT  
HARIPUR.

The location of this crushing plant is given as under:-

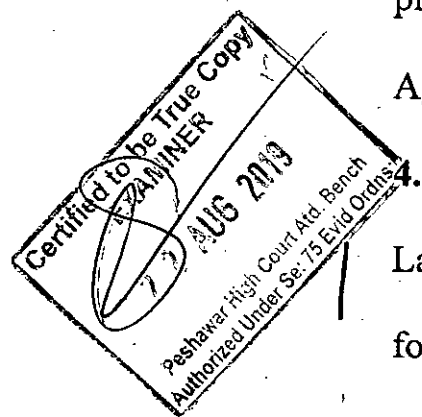
- i. *On northern and eastern side it has its mining area, mountainous area.*
- ii. *On Western side across the Khanpur road graveyard is located at a distance of 130 meters.*
- iii. *On southern side Khanpur road is located at a distance of about 100 meter.*

It is recommended in the said report that Deputy Commissioner, Haripur may be asked to keep the said crushing plant sealed until the compliance of EPO is issued by the Agency.

Out of all the owners of the crushing plants only Lal Faqeer appeared before the Court and filed an application for his impleadment, which was accordingly accepted and he has also filed his written comments.

5. Arguments of learned counsel for the parties were heard and record of the case perused with their valuable assistance.

6. In the Province of Khyber Pakhtunkhwa there is no effective law governing affairs of the crushing plants except

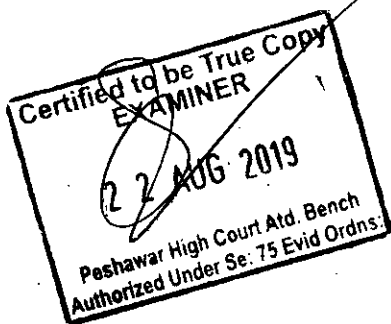


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the North West Frontier Province Finance Act, 1995 (herein after referred to as "Act, 1995"). This Act only deals with the registration and issuance of license to crushing plants etc. Pursuant to the Act, 1995, the Government of Khyber Pakhtunkhwa has framed rules known as Khyber Pakhtunkhwa, Power Crushers (Installation, Operation and Registration) Rules, 1998 (hereinafter referred to as the "Rules"). The only rule which governs the subject is Rule 3, which reads as under:-

**"3. Restriction on grant of license.** No license shall be granted for installation of power crusher within a distance of one Kilometer of a strategic location a school, a hospital or a human dwelling."

7. However, the said rule has now been amended through notification dated 25.01.2018, which reads as under:-

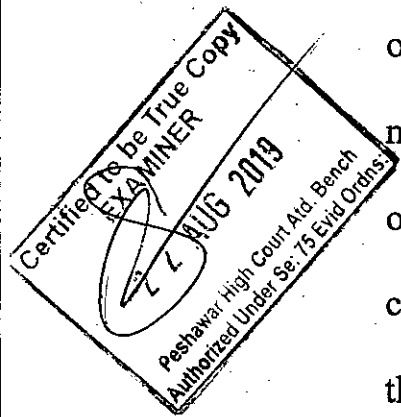


**"3. Restriction on grant of license—(1)** No license shall be granted for installation of power crusher within a safe distance of three hundred (300) meters from the strategic location, a school, a hospital or a human dwelling in the rural areas and river bed, whereas in respect of urban area the safe distance shall be maintained as five hundred (500) meters.

**(2)** No power crusher shall be installed within a distance of two hundred (200) meters from the major road."



8. It is evident from the record which includes the environmental reports submitted by the Environmental Protection Agency ("EPA") that not only the crushing plants, which are subject matter of this petition, are installed and are operating in violation of the *Act, 1995* and the rules made thereunder but the said crushing plants are installed without any permission from the EPA, which was established under the erstwhile Environmental Protection Act, 1997. It is also evident from the record that the said crushing plants have not complied with the National Environmental Quality Standards (NEQS). The petitioners have also placed on file the photographs of the said crushing plants. It is evident from the said photographs that the area on which the crushing plants are installed and operating, is surrounded by green agricultural land and the mountains where the crushing plants are operating is also full of green shrubs. It would not be out of place to say that the said crushing plants are eating up the mountains. Evidently as per the report submitted by the EPA, the mining activities are also carried in the close proximity of certain residential areas. However, not only have the residents of the dwelling houses been affected by the operations of the crushing machines but



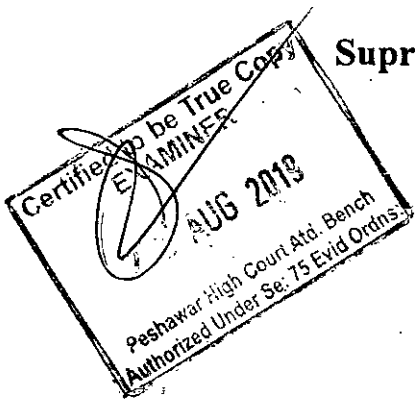
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the said operations have also affected the surrounding mountains.

9. True that owners of the crushing plants have all the rights to undertake economic activities, but not at the cost of the environment. Therefore, if we ignore this lurking danger at this stage it will become such a giant that in the future the state machinery will not be able to cope with the situation. When the state machinery has remained complacent of this alarming situation, the superior courts of the country will be well within their jurisdiction to issue appropriate directions to the responsible government functionary to regulate the menace which will have adverse effect on human life and nature. In this regard we may refer to para 15 of the judgment of the August Supreme Court of Pakistan in Shehla Zia case (PLD 1994

Supreme Court 693) which reads:-

*“Dr. Pervaz Hasan has also referred to several judgments of the Indian Supreme Court in which issues relating to environment and ecological balance were raised and relief was granted as the industrial activity causing pollution had degraded the quality of life. In Rural Litigation & Entitlement Kendra and others v. State of UP and others (AIR 1985 SC 652) mining operation carried out through blasting was stopped and directions were issued to regulate it. The same case came up for further*

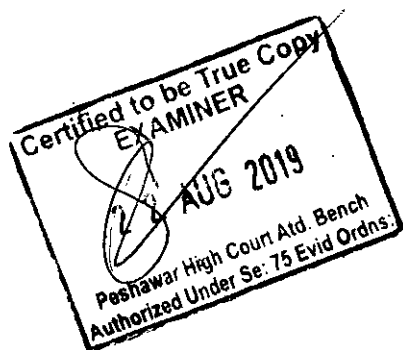


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consideration and concern was shown for the preservation and protection of environment and ecology. However, considering the defence need and for earning foreign exchange some queries were allowed to be operated in a limited manner subject to strict control and regulations. These judgments are reported in AIR 1987 SC 359 and 2426 and AIR 1988 SC 2187 and AIR 1989 SC 594. In *Shri Sachidanand Pandey and another v. The State of West Bengal and others* (AIR 1987 SC 1109) part of land of zoological garden was given to Taj Group of Hotels to build a five-star hotel. This transaction was challenged in the High Court without success. The appeal was dismissed. Taking note of the fact that society's interaction with nature is so extensive that "environmental question has assumed proportion affecting all humanity", it was observed that:--

"Obviously, if the Government is alive to the various considerations requiring thought and deliberation and has arrived at a conscious decision after taking them into account, it may not be for this Court to re-interfere in the absence of mala fides. On the other hand, if relevant considerations are not borne in mind and irrelevant considerations influence the decision, the Court may interfere in order to prevent a likelihood of prejudice to the public."

In *M.C. Mehta v. Union of India* (AIR 1988 SC 1115) and *M.C. Mehta v. Union of India* (AIR 1988 SC 1037) the Court on petition filed by a citizen taking note of the fact that the municipal sewage and industrial effluents from tanneries were being thrown in River Ganges whereby it was completely polluted, the tanneries

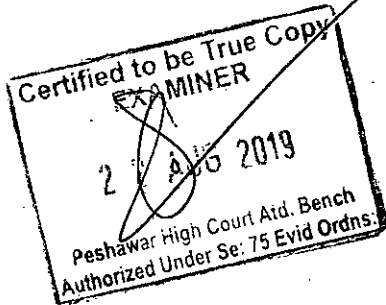


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were closed down. These judgments go a long way to show that in cases where life of citizens is degraded, the quality of life is adversely affected and health hazards are created affecting a large number of people, the Court in exercise of its jurisdiction under Article-184(3) of the Constitution may grant relief to the extent of stopping the functioning of factories which create pollution and environmental degradation."

Similarly the Indian Supreme Court while issuing guidelines for a balance to be maintained between the rights of the people to undertake economic activities and those who could suffer as result of such economic activities has elaborated a basic rule in M.C.Mehta V. Union of India Court (AIR 1997 SC 734) in the following words,

"If an activity is allowed to go ahead, there may be irreparable damage to the environment and if it is stopped, there may be irreparable damage to economic interest. In case of doubt, however, protection of environment would have precedence over the economic interest. Precautionary principle requires anticipatory action to be taken to prevent harm. The harm can be prevented even on a reasonable suspicion. It is not always necessary that there should be direct evidence of harm to the environment."



The said view was reaffirmed in Adeel ur Rehman and others V. Federation of Pakistan and others (2005 PTD 172) and was followed by the Honourable Lahore High

Department and Director General Mines and Mineral  
Department, which shall include the following issues:-

1. Whether the cutting of mountains in question shall have any adverse effect on environment.
2. If the answer of the above issue is in negative then what steps should be taken by the owners of crushing plant to make the crushing plant compliant to environment law and regulations made thereunder, so that the right of the nearby residents are duly protected.
3. Mining through blasting should be regulated and should not be allowed.
4. The needful be done within a period of two months positively till then no crushing plant will operate in the area in question.

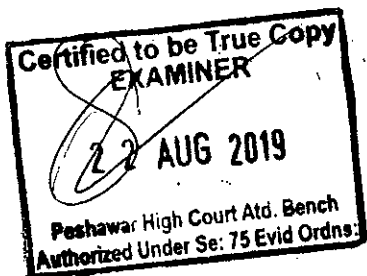
13. With these observations, this writ petition is disposed of accordingly.

Announced.  
Dt. 29.05.2018.

*JA/*  
*Judge*  
*Judge*

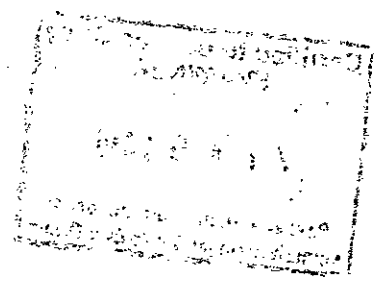
Aftab P.S/\*

Justices Lal Jan Khattak and Syed Arshad Ali.



*office*  
*GO*  
*29.5.18*

No. 13880  
Date of Presentation of Application 29.08.18  
No of Pages 20/20  
Copying Fee 21.50/-  
Urgent Fee 21.50/-  
Total 43.00/-  
Name of Copyist [Signature]  
Date of Preparation of Copy 29.08.18  
Date of Intimation 29.08.18  
Date of Delivery of Copy 29.08.18

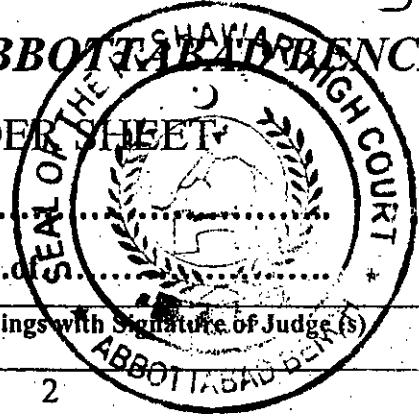


**PESHAWAR HIGH COURT, ABBOTTABAD BENCH.**

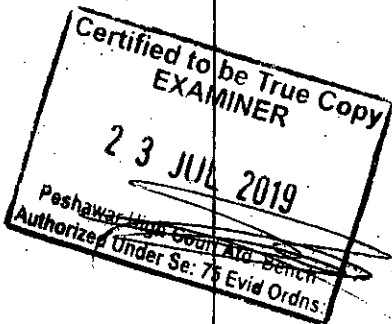
**FORM OF ORDER SHEET**

Court of.....

Case No.....



| Date of Order of Proceedings | Order or other Proceedings with Signature of Judge (s)  |
|------------------------------|---|
| 1                            | 2   |
| 17.04.2019                   | <p><b><u>WP No. 507-A/2019.</u></b></p> <p><b>Present:</b> Mr. Muhammad Arshad Khan Tanoli, Advocate for petitioner.</p> <p>Raja Muhammad Zubair, AAG for official respondents.</p> <p>***</p> <p><b><u>MUHAMMAD NASIR MEHFOOZ, J.</u></b> Through the instant writ petition under Article 199 of the Constitution of Islamic Republic of Pakistan, 1973, the petitioner namely <i>Naeem Haider</i> has prayed for setting aside his transfer order dated: 22.03.2019 passed by respondent No. 3 from GPS Khoi Maira to GPS, Gandaf.</p> <p>2. Petitioner is serving as PHCT after being promoted from PST and posted at Khoi Maira on 01.09.2018. No doubt that transfer and posting of civil servants falls within the terms &amp; conditions of service and service tribunal has got ultimate jurisdiction to interfere, but arguably a representation may lie before the authority senior to the competent authority during the interregnum to delve into any malafide. Petitioner has filed such representation soon after his transfer and so keeping in view the facts and circumstances of this case he is better advised to pursue the same.</p> <p>3. In view of the above, we dispose of this writ</p> |



*Handwritten signature of Muhammad Arshad Khan Tanoli*  
*23 July*

Muhammad Arshad Khan Tanoli  
 Advocate High Court  
 Office No. 33 Adjacent to  
 Distt Bar Abbottabad

**SCANNED**

petition with directions to the respondent No. 2 to decide the departmental appeal of the petitioner, pending before him and pass any appropriate speaking order, positively, within a period of 15 days, from receipt of this order

**Certified to be True Copy**  
**EXAMINER**  
 23 JUL 2019  
 Peshawar High Court Atd. Bench  
 Authorized Under Sec: 75 Evid Ordns.

*J. M. Mehta*  
*J. M. Mehta*

*Alles T...*  
 ...  
 ... High Court  
 ... 33 Adjacent to  
 ... Abbottabad





OFFICE OF THE  
DISTRICT EDUCATION OFFICER (FEMALE)  
HARIPUR  
(Office Phone No. 0995-613244, Email. emisfharipur@yahoo.com)

OFFICE ORDER

In Continuation of order issued this office vide no 11514-52 dated 06-09-2018, the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No.SO (B&A)/1-18/E&SE/2012 dated 11-07-2012 & this office Minutes of Meeting issued vide No.11277-80 dated 29-08-2018, the following Senior Primary School Teacher (Female) Sr-PST BS-14 are hereby Promoted/ Upgraded against vacant posts of Primary School Head Teachers (Female) PSHT, BS-15 (16120-1330-56020) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below as mentioned against her name with immediate effect.

| S.# | S. Let No. | Name Of Teacher | Father Name   | School Name             | Date of Birth | Place of Posting | Remarks             |
|-----|------------|-----------------|---------------|-------------------------|---------------|------------------|---------------------|
| 1   | 1065       | Nahceda Bibi    | Ghulam Haider | GGPS Dara Dada Shalheed | 22-04-1985    | GGPS Pind Gujran | Against Vacant Post |

Note:

1. Charge report should be submitted to all concerned.
2. No TA/DA is allowed to anyone.

*Saima Akter*  
District Education Officer (Female)  
Haripur  
Dated Haripur the, 11/11/2019

Order No. 11-14

Copy forwarded for information to: -

1. The Director, E&SE Department, Govt. of Khyber Pakhtunkhwa, Peshawar.
2. The District Accounts Officer, Haripur.
3. The Sub Divisional Education Officer (Female) Concerned.
4. The Official concerned.
5. M/File.

*Muhammad Arshad Khan Tarroli*  
Advocate High Court  
Office No. 33 Adjacent to  
Distt Bar Abbottabad

*Saima Akter*  
District Education Officer (Female)  
Haripur

*Muhammad Arshad Khan Tarroli*  
Advocate High Court  
Office No. 33 Adjacent to  
Distt Bar Abbottabad

P-37

OFFICE OF THE SUB DIVISIONAL EDUCATION OFFICER (M) KHANPUR, HARIPUR

Ph: 0995-640166  
sdeokhanpur@gmail.com

ORDER:

On the proposal of ASDEO Circle Khanpur Mr. Naseem Haider (SPST) GPS Khanpur No. 1 is hereby adjusted at GPS Trimkan due to single school teacher on need basis and best interest of public service with immediate effect

Note:-

- (i) Charge report should be submitted
- (ii) No TA /DA is allowed

sd

Sub Divisional Education Officer (M)  
Khanpur (Haripur)

No. 771-74 Dated: 20/10/2019

Copy to:

- 1. District Education Officer (M) Haripur.
- 2. District Monitoring Officer Haripur.
- 3. ASDEO Circle concerned.
- 4. Head Teacher concerned.
- 5. Office record.

Sub Divisional Education Officer (M)  
Khanpur Haripur

Muhammad Arshad Khan Tanoli  
Advocate High Court  
Office No: 33 Adjacent to  
Dist. Bar Abbottabad

Muhammad Arshad Khan Tanoli  
Advocate High Court  
Office No: 33 Adjacent to  
Dist. Bar Abbottabad

Ashraf High Court Ad. Bench  
Authorized Under Sec: 75 Evid Ordns.

COUNCIL

KHANPUR

AFTER

THEIR



# OFFICE OF THE DISTRICT EDUCATION OFFICER FEMALE HARIPUR

(Office Phone No. 0925-613244, Email: emlsfharipur@yahoo.com)

P-38

## NOTIFICATION

In pursuance of the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No. SO(D&A)/1-18/E&SE/2012 dated 11-07-2012 & Consequent upon the Recommendation of District Promotion Committee in its meeting held on 06/05/2019, the following Senior Primary School Teacher (Female) Sr-IST-II-14 are hereby Promoted /Upgraded against vacant posts of Primary School Head Teachers (Female) PSHT II-15 (16120-1330-56020) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government. In Teaching Cadre on the terms and condition given below as mentioned against their names with immediate effect.

| S.No | S.List No. | NAME OF TEACHER | P.S Name         | Name of School        | D.O Birth  | Regularisation of PTC /Date of Passing PTC | Posted Against Vacant post of PSHT II-15 |
|------|------------|-----------------|------------------|-----------------------|------------|--|--|
| 1    | 602        | SHAZIA JILLANI  | GHULAM JILANI    | GGPS Sindirpur        | 12/01/1975 | 25/05/1996                                 | GGPS MANKALAI                            |
| 2    | 673        | SHAZIA NORREEN  | BASHIR AHMED     | GGPS THEER            | 20/10/1977 | 11/02/1996                                 | GGPS THEER                               |
| 3    | 709        | AZIZA KHANAM    | MIRZA IQHAN      | GGPS Aknoli           | 08/10/1976 | 21/04/1999                                 | GGPS TALHAD                              |
| 4    | 711        | SAMINA KHATOON  | M. NAWAZ Khan    | GGPS GHIRAN           | 15/04/1979 | 21/04/1999                                 | GGPS GHIRAN                              |
| 5    | 701        | NASREEN BIBI    | KARAM ELAHI      | GGPS MAKILAN COLONY   | 03/03/1975 | 29/04/1999                                 | GGPS KALU PHED                           |
| 6    | 838        | RUKHSANA        | M. HUSKHEEN      | GGPS AINPUR           | 07/04/1971 | 31/03/2001                                 | GGPS NOORPUR                             |
| 7    | 855        | REHANA BIBI     | RAFI-UD-DIN      | GGPS KAJAL BALA       | 01/04/1982 | 07/08/2004                                 | GGPS KAJAL BALA                          |
| 8    | 863        | AISHA BIBI      | TAJ MOHAMMAD     | GGPS JABRI            | 05/12/1975 | 01/09/2004                                 | GGPS NELLAI JABRI                        |
| 9    | 878        | AISHA RAFIQUE   | MOHAMMAD RAFIQUE | GGPS DEESLA           | 01/09/1979 | 01/09/2004                                 | GGPS HALLI                               |
| 10   | 892        | YASMEEN         | DAOUD KHAN       | GGPS HATTAR           | 02/03/1982 | 01/09/2004                                 | GGPS THAR                                |
| 11   | 894        | GULNAZ BIBI     | GHULAM SARWAR    | GGPS PHRAHRI          | 06/04/1982 | 01/09/2004                                 | GGPS SUDA NULLAH (PHARRAI)               |
| 12   | 934        | SHENAZ BIBI     | ABDUL RAUF       | GGPS Sindirpur        | 08/03/1976 | 20/10/2005                                 | GGPS ABDULLAH Per                        |
| 13   | 941        | NAGINA REHMAN   | SAIF-UR-REHMAN   | GGPS MOHAT SECTOR     | 23/04/1972 | 21/10/2005                                 | GGPS MOHAT SECTOR V.S NO. 23             |
| 14   | 988        | RAHIA BIBI      | M ABDULLAH       | GGPS Burqa            | 25/07/1976 | 01/09/2006                                 | GGPS BURQA                               |
| 15   | 1001       | ANJUMAN SHAHEEN | MUHAMMAD RIAZ    | GGPS PIND GURAN       | 10/04/1978 | 01/09/2006                                 | GGPS SANHATA                             |
| 16   | 1009       | FOZLA BANO      | M. DAUD          | GGPS Kotehra Chard    | 05/02/1979 | 01/09/2006                                 | GGPS KOPER                               |
| 17   | 1053       | IMTIAZ YAQOOB   | M. YAQOOB        | GGPS Kalanjer         | 01/12/1983 | 01/09/2006                                 | GGPS SWANI                               |
| 18   | 1054       | SOBIA BIBI      | M. DAUD          | GGPS Jhanzo           | 05/12/1983 | 01/09/2006                                 | GGPS DHALL                               |
| 19   | 878        | SHAHANA PARVEEN | NAZIR MUHAMMAD   | GGPS Pind Haaham Khan | 15/12/1979 | 01/09/2004                                 | GGPS RIYAN AHMED ALI KHAN                |

*(Signature)*

*(Signature)*  
 Muhammad Asad Khan Tanoli  
 District Education Officer  
 Haripur

Scanned by CamScanner  
 File No 33 Adjacent



OFFICE OF THE  
DISTRICT EDUCATION OFFICER (FEMALE)  
HARIPUR


(Office Phone No. 0995-613244, Email: emisfharipur@yahoo.com)

P. 40

Corrigendum:

In partial modification of this notification of No.7157-62/Promotion/PSHTs to PSHT/2019 dated 06-05-2019, on the acceptance of appeal by Mst. Anjaman Shaheen PSHT, the revise adjustment is hereby made in respect of following Teaching Staff on the stations as mentioned against each. in the best interest of public service.

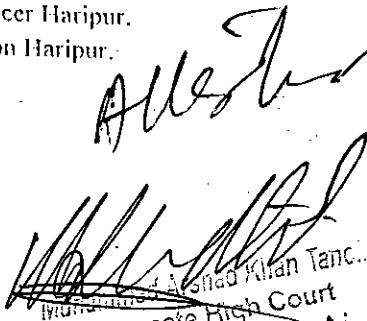
| S.No. | Name & Designation   | From             | To               | Remarks        |
|-------|----------------------|------------------|------------------|----------------|
| 01    | Anjaman Shaheen PSHT | GGPS Sanjihala   | GGPS Pind Gujran | Versus S.No.02 |
| 02    | Naheed PSHT          | GGPS Pind Gujran | GGPS Sanjihala   | Versus S.No.01 |

  
District Education Officer (F)  
Haripur

Even No. & Dated,

Copy forwarded for information to:-

1. The Director E&SE KPK Peshawar.
2. The District Accounts Officer Haripur.
3. The DMO (IMU) Education Haripur.
4. The Teachers Concerned
5. Office Record.

  
Advocate High Court  
Office No: 33 Adjacent to  
Dist. Bar Association

  
District Education Officer (F)  
Haripur



OFFICE OF THE  
DISTRICT EDUCATION OFFICER (FEMALE)  
HARIPUR

(Office Phone No. 0995-613244, Email. emisfharipur@yahoo.com)

OFFICE ORDER


In Continuation of order issued this office vide no 11514-52 dated 06-09-2018, the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No.SO (B&A)/1-18/E&SE/2012 dated 11-07-2012 & this office Minutes of Meeting issued vide No.11277-80 dated 29-08-2018, the following Senior Primary School Teacher (Female) Sr-PST BS-14 are hereby Promoted/ Upgraded against vacant posts of Primary School Head Teachers (Female) PSHT, BS-15 (16120-1330-56020) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below as mentioned against her name with immediate effect.

| S.# | S. List No. | Name Of Teacher | Father Name   | School Name               | Date of Birth | Place of Posting    | Remarks                |
|-----|-------------|-----------------|---------------|---------------------------|---------------|---------------------|------------------------|
| 1   | 1065        | Naheeda Bibi    | Ghulam Haider | GGPS Dara Dada<br>Shaheed | 22-04-1985    | GGPS Pind<br>Gujran | Against<br>Vacant Post |

Note:

1. Charge report should be submitted to all concerned.
2. No TA/DA is allowed to anyone.

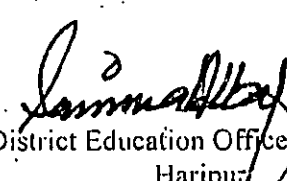
Enclst: No. 11-14

  
District Education Officer (Female)  
Haripur

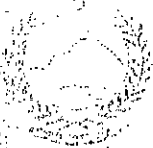
Dated Haripur the, 01/01/2019

Copy forwarded for information to: -

1. The Director, E&SE Department, Govt. of Khyber Pakhtunkhwa, Peshawar.
2. The District Accounts Officer, Haripur.
3. The Sub Divisional Education Officer (Female) Concerned.
4. The Official concerned.
5. M/File.

  
District Education Officer (Female)  
Haripur

2-41



OFFICE OF THE  
DISTRICT EDUCATION OFFICER (FEMALE)  
HARIPUR

(Office Phone No. 0995-613244, Email. emisfharipur@yahoo.com)

OFFICE ORDER

In Continuation of order issued this office vide no 11514-52 dated 06-09-2018, the Government of Khyber Pakhtunkhwa Elementary and Secondary Education Notification No.SO (B&A)/1-18/E&SE/2012 dated 11-07-2012 & this office Minutes of Meeting issued vide No.11277-80 dated 29-08-2018, the following Senior Primary School Teacher (Female) Sr-PST BS-14 are hereby Promoted/ Upgraded against vacant posts of Primary School Head Teachers (Female) PSHT BS-15 (16120-1330-56020) plus usual allowances as admissible under the rules on regular basis under the existing policy of the Provincial Government, in Teaching Cadre on the terms and condition given below as mentioned against her name with immediate effect.

| S.R | S. List No. | Name Of Teacher | Father Name     | School Name            | Date of Birth | Place of Posting | Remarks             |
|-----|-------------|-----------------|-----------------|------------------------|---------------|------------------|---------------------|
| 1   | 1063        | Nahceda Bibi    | Muhammad Haider | GGPS Dara Dada Shaheed | 22-04-1985    | GGPS Pind Gujran | Against Vacant Post |

Note:

1. Charge report should be submitted to all concerned.
2. No TA/DA is allowed to anyone.

District Education Officer (Female)  
Haripur

Dated Haripur the, 6/10/2019

Encl: No. 11-14

Copy forwarded for information to:-

1. The Director, E&SE Department, Govt. of Khyber Pakhtunkhwa, Peshawar.
2. The District Accounts Officer, Haripur.
3. The Sub Divisional Education Officer (Female) Concerned.
4. The Official concerned.
5. M/File.

Mohammed Arshad Khan Tanoli

Advocate High Court  
Office No 33 Adjacent to  
Post Office Substation

District Education Officer (Female)  
Haripur

7/11/2019

**ORDER**

P-42

Consequent upon the recommendations of the District Promotion committee in its meeting held 16/03/2019 and in pursuance of Govt. of Khyber Pakhtunkhwa Elementary and Secondary Education Notification SO(B&A)/1-18/E&SE/2012 dated 11/07/2012 and So(PE)/E&SED/SSRC/4-5/meeting/2012/teaching cadre (17 da 09/01/2019 and Finance Department Endst: No SO(FR)/PD/10-22/E/2010 dated 16/07/2012 and worthy Director Element and Secondary Education Khyber Pakhtunkhwa Peshawar letter Endat: No 3791-3843/R. No /PST/Promotion da 15/01/2019, the following SPST (BPS 14) are hereby promoted to the post of PSHT (BPS 15) (16120-1330-56020) plus an allowance as admissible under the rules on regular basis under the existing policy of the provincial Govt, in teaching cadres the terms and given below w.o.f date of taking-over charge and are adjusted against vacant post of PSHT, in schools against vacant posts noted against each.

| S. No | Gen. Ser. No. | Teacher Name              | Father Name               | School Name           | Date of Apptt. as PST | Date of Promotion AS SPST B-14 | Adjusted against the post PSHT. |
|-------|---------------|---------------------------|---------------------------|-----------------------|-----------------------|--------------------------------|---------------------------------|
| 1     | 14            | Syed Shabbir Hussain Shah | Syed Munawar Hussain Shah | GPS Chach Maira       | 27/08/1987            | 20/03/2013                     | GPS Nikkah Pu                   |
| 2     | 31            | Aital Hussain             | Muhammad Yousuf           | GPS Raus              | 08/01/2001            | 20/03/2013                     | GPS Jahaira                     |
| 3     | 43            | Muhammad Shaukat          | Akhamt Din                | GPS Teeran Bagra No-2 | 13/11/1989            | 20/03/2013                     | GPS Jabber                      |
| 4     | 44            | Amjid Hussain             | Ali Asghur                | GPS Karwan Bala       | 13/04/2000            | 20/03/2013                     | GPS Dahan                       |
| 5     | 58            | Rah Nawaz                 | Hussain Bakhs             | GPS Ban Nizar         | 01/04/1996            | 20/03/2013                     | GPS Daira Barcelu               |
| 6     | 65            | Abdul Waheed              | Abdul Qayum               | GPS No.4 Haripur      | 12/10/1994            | 20/03/2013                     | GPS Chapri                      |
| 7     | 68            | Arif Nawaz                | Fazal Dad                 | GPS Sikanderpur       | 01/11/2005            | 20/03/2013                     | GPS Budhar                      |
| 8     | 82            | Muhammad Naeem Khan       | Muhammad Tareen Khan      | GPS Mohra Ali Khan    | 12/09/1990            | 20/03/2013                     | GPS Nelore B                    |
| 9     | 94            | Zahid Mehmood             | Junis Khan                | GPS Maira Ali Khan    | 14/04/2000            | 20/03/2013                     | GPS Sarraf                      |
| 10    | 95            | Tauveer Iqbal             | Gohar Rehman              | GPS No.4 Haripur      | 01/09/2006            | 20/03/2013                     | GPS Pharari                     |
| 11    | 100           | Amir Nawaz                | Ali Zar Gul               | GPS Tareen Abad       | 01/09/2006            | 20/03/2013                     | GPS Bharwal                     |
| 12    | 103           | Muhammad Ejaz             | Muhammad Ismail           | GPS Ganjian           | 10/12/1994            | 20/03/2013                     | GPS Pah Dar                     |
| 13    | 108           | Muhammad Ratiq            | Abdul Rehman              | GEMPS Khoi Maira      | 17/10/2005            | 20/03/2013                     | GPS Raniwat                     |
| 14    | 120           | Ghulam Mujtaba            | Ferooz Din                | GPS Bajeeda           | 09/01/2006            | 20/03/2013                     | GPS Gorraki Maira               |

*(Signature)*  
 Advocate High Court  
 Office No. 23

|     |             |                       |                        |                         |            |            |                   |
|-----|-------------|-----------------------|------------------------|-------------------------|------------|------------|-------------------|
| 135 | Israr Ahmad | Muhammad Ajab Khan    | GPS Banth              | 09/01/2006              | 20/03/2013 | GPS Jalce  |                   |
| 16  | 154         | Muhammad Saeed        | Muhammad Ayub          | GMPS Mohra Khatri       | 21/10/2005 | 20/03/2013 | GPS Neela Bhoto   |
| 17  | 160         | Babar                 | Ghulam Sagar           | GPS Dheri Sikandar Pur  | 01/09/2006 | 20/03/2013 | GPS Chota (Ghazi) |
| 18  | 162         | Muhammad Ismail       | Abdul Khai             | GPS Chanjaila           | 15/10/2005 | 20/03/2013 | GPS Chan          |
| 19  | 178         | Muhammad Sadaqat      | Muhammad Younis        | GPS Kot Najibullah No.1 | 01/09/2006 | 20/03/2013 | GPS Beht          |
| 20  | 214         | Muhammad Amir         | Sikandar Khan          | GPS Bandi Sayedan       | 20/10/2005 | 20/03/2013 | GPS Bandi Syedan  |
| 21  | 219         | Adeel Ahmed Siddiqui  | Mushtaq Ahmed Siddiqui | GPS Ding Soka           | 06/03/1996 | 20/03/2013 | GPS Phare         |
| 22  | 223         | Abdul Khaliq          | Gulab Khan             | GPS Bees Ban            | 24/10/2005 | 20/03/2013 | GPS Bees          |
| 23  | 246         | Muhammad Pervaiz      | Sabir Ali              | GPS Latifabad           | 29/10/2005 | 20/03/2013 | GPS Latifi        |
| 24  | 248         | Khalid ur Rehman      | Fuzal u Rehman         | GPS Brug                | 18/10/2005 | 20/03/2013 | GPS Brug          |
| 25  | 249         | Ajmal Khan            | Abdul Hakeem           | GPS Dab Dheri           | 17/10/2005 | 20/03/2013 | GPS Lari          |
| 26  | 254         | Said Ali              | Gul Khan               | GPS Marjan Gali         | 20/10/2005 | 20/03/2013 | GPS Shald Zareen  |
| 27  | 257         | Abdul Raheem          | Muhammad Gul Abbasi    | GPS Sad Pur Jum         | 17/10/2005 | 20/03/2013 | GPS Sandp         |
| 28  | 269         | Muhammad Javed        | Allah Baksh            | GPS Kot Najibullah No-1 | 09/01/1987 | 22/11/2014 | GPS Khoi No.2     |
| 29  | 278         | Saeed ur Rehman       | Muhammad Akbar         | GPS Gali No1            | 20/04/1995 | 22/11/2014 | GPS Bari          |
| 30  | 287         | Aurangizeb            | M Nuzeer Khan          | GPS Thalikut            | 20/12/1982 | 02/12/2014 | GPS Thali         |
| 31  | 295         | Najib ullah           | Muhammad Inyat         | GPS Kangra              | 28/04/1988 | 02/12/2014 | GPS Khoi          |
| 32  | 296         | Javed Akhtar          | Abdul Sattar           | GPS No. 2 Khanpur       | 12/04/1989 | 02/12/2014 | GPS Phari         |
| 33  | 304         | Ghulam Hussain Shah   | Muhammad Anwar Shah    | GPS Sarai Gadai         | 06/11/1982 | 04/08/2016 | GPS Sabir Khand   |
| 34  | 320         | Israr Khan            | Ghulam Khan            | GPS Bajungi             | 31/01/1988 | 05/08/2016 | GPS Balu          |
| 35  | 335         | Muhammad Saeed Akhtar | Qazi Muhammad Abid     | GPS Roh                 | 01/06/1988 | 05/08/2016 | GPS Roh           |
| 36  | 346         | Raja Saeed Ahmad      | Raja Kishrif Zaman     | GPS Darra               | 01/09/1992 | 05/08/2016 | GPS Khoi          |
| 37  | 357         | Mudassar Yaqoob       | Yaqoob Ellahi          | GPS Kot Najibullah No.1 | 08/01/1987 | 05/08/2016 | GPS Nall          |
| 38  | 367         | Rafaqat Ali           | Nazir Muhammad         | GPS Maira Kharoo        | 18/04/2000 | 05/08/2016 | GPS Mair          |

*[Handwritten Signature]*  
 Muhammad Arshad Khan Tanoli  
 Advocate High Court  
 No. 33 Ad...



8-44

|     |                   |                 |                    |            |            |                   |
|-----|-------------------|-----------------|--------------------|------------|------------|-------------------|
| 374 | Abner Isahadur    | Muhammad Ismail | GPS Garhi Sathana  | 13/04/2000 | 08/05/2016 | GPS Garhi Sathana |
| 375 | Habib ur Rehman   | Muhammad Ismail | GPS Larri Sathana  | 09/01/2006 | 08/05/2016 | GPS Dhub Dhu      |
| 376 | Abdul Zubair Khmi | Shah Rasool     | GPS KTS No-1 Sec-3 | 07/09/1997 | 16/08/2016 | GPS Garaki        |

IS

Consequential Order

| S. No | Name of Teacher & Designation | School                 | Adjusted at            | Remarks  |
|-------|-------------------------------|------------------------|------------------------|--|
| 01.   | <del>Asad Munir PSIT</del>    | <del>GPS Pambala</del> | <del>GPS Karwali</del> | <del>Against Vacant Post</del>   |
| 02.   | Asad Munir PSIT               | GPS Pambala            | GPS Karwali            | Against Vacant Post  |
| 03.   | Safdar Hussain Shah PSIT      | GPS Raniwah            | GPS Trinkan            | Against Vacant Post  |
| 04.   | Ahmed Zaman PSIT              | GPS Pharrari           | GPS Banda Mughlan      | Against Vacant Post  |
| 05.   | Muhammad Bashir PSIT          | GPS Gorraki Maira      | GPS Karam              | Against Vacant post of SPST due to reduction vide Notification No.252B-34 dated 04-04-2019 |

Note.

This order is issued in continuation of this office order Endsc: No 2228-35/5-7/GB/PST Promotion dated 22-03-2019 to keep the seniority intact of the teachers already promoted vide order cited above and that this order is issued under even No & date.

Terms & Conditions:-

1. They would be on probation for a period of one year extendable for another year.
2. They will be governed by such rules and regulations as may be issued from time to time by the govt.
3. Their service can be terminated at any time, in case his performance is found unsatisfactory during probationary period. In case of misconduct, he shall be proceeded under the rules framed from time to time.
4. Their inter-se-seniority on lower post will remain intact.
5. They will give an undertaking to be recorded in their service book to the effect that if any over payment made to him in the light this order will be recovered and if he is wrongly promoted he will be reversed.
6. Charge report should be submitted to all concerned.
7. No TADA is allowed for joining their duty.

-----Sd/-----  
 District Education Officer (Male)  
 Haripur

Even No & Date (2228-35/5-7/GB/PST Promotion dated 22-03-2019)

Copy of the above is submitted for information.

- 1- The Director E & SE Khyber Pakhtunkhwa Peshawar.
- 2- The Deputy Commissioner Haripur.
- 3- The Senior District Accounts Officer, Haripur.
- 4- The District Monitoring Officer (IMU) Haripur.
- 5- The SDEOs concerned.
- 6- ASDEOs Concerned.
- 7- Teachers concerned.
- 8- Office Record File.

Asst: District Education Officer (Male)  
 Haripur

*(Handwritten signature)*

Muhammad Arshad Khan Tani  
 Advocate High Court  
 Office No: 33 Adjacent to  
 District Court Haripur

تین روپے

24086



ایڈوکیٹ: Ashraf Khan Tanoli  
10-  
بار کونسل/ایسوسی ایشن نمبر: BC-2573  
رابطہ نمبر: 0346-9588583

پشاور بار ایسوسی ایشن، خیبر پختونخوا

SERVICE TRIBUNAL

بعدالت جناب:

|                  |                       |
|------------------|-----------------------|
| مخاطب: ایڈووکیٹ  | دعویٰ: SERVICE APPEAL |
| نامہ صدر ہائی جی | علت نمبر:             |
| بنام             | مورخہ:                |
| Govt of Kpk      | جرم:                  |
|                  | تھانہ:                |

باعت تحریر آگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دی کاروائی متعلقہ

آن مقام کے لیے ایڈووکیٹ اشرف خان تانولی کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پرداختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: 23-08-19

الع بد گواہ شد الع بد

مقام سرور احمد کے لیے منظور ہے۔

Accepted on behalf of Appellant

نوٹ: اس وکالت نامہ کی فوٹو کاپی ناقابل قبول ہوگی۔

Before the chairman U.P.S Peshawar

Naeeda Bibi (Appellant)

VS

Govt of U.P.K & Others (Respondants)

Application for impleadment of  
Mst Anjuman Shaheen PSHI  
GGPS Sanjala as Respondant  
No 4

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Respectfully shewith,

1. That appeal of the appellant is pending for adjudication before this honourable tribunal.
2. That the appellant could not implead Mst Anjuman Shaheen PSHI GGPS Sanjala as respondent No 4 as necessary party. The said respondent is to be impleaded as respondent No 4.

It is prayed that the said lady teacher may be impleaded as Respondant No 4 in the appeal.

Date: 28/8/19 Through counsel.   
Naeeda Bibi  
Appellant  
M L dtl

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR**  
**ABBOTTABAD BENCH.**

**SERVICE APPEAL NO.1083/ 2019**

**MST , NAHEEDA BIBI PSHT GOVT , GIRLS PRIMARY PIND GUJRAN TEHSIL KHANPUR ,  
DISTRICT HARIPUR .**

**APPELLANT**

**VERSUS**

**DISTRICT EDUCATION OFFICER (FEMALE) DISTRICT HARIPUR.**

**RESPONDENT**

**RESPECTFULLY SHEWETH:-**

**Reply facts / grounds**

1. That the appellant has no cause of action nor locus standee to file the instant appeal.
2. That the appellant has not come to this Honorable Court with clean hands.
3. That the appellant is against the prevailing law and rules.
4. That the appellant has concealed the material facts from this honorable Court, hence liable to be dismissed.
5. That the appellant has filed the instant petition on malafide motives.
6. That the appellant has filed the instant petition just to pressurize the respondent no 3.
7. That the instant appeal is not maintainable in the present form and also in the present circumstances of the issue.
8. Under section 10 civil servant Act,1973, The Appellant is liable to be transferred by the Authority.

**Para wise reply/ comments on facts are as under**

1. That the fact no1 is incorrect that the appellant is not working with devotion and dedication smoothly because she live near the school and did not teach with sincerity, she dominated the school and others staff.
2. The appellant is not working with devotion, therefor the local community complaint against her to her ASDEO verbally because of her political influence, they did not submitted written complaint against her. Therefore respondent no 3 issued her transfer order in the interest of public.
3. That the fact no 3 is incorrect need no comments.

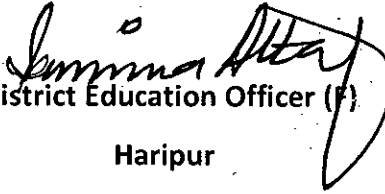
**Reply /comments on grounds are as under**

- a. That the ground (a) is not related to the respondent no .3.
- b. That the respondent no .3 issued the order of her with law.
- c. That the ground (c) is incorrect because the respondent no3 has personal conflict with her. Respondent issued the order in public interest.
- d. That the ground (d) is incorrect, the respondent no.3 did not infringed any right of appellant.
- e. That the ground (e) need no comments.
- f. That the ground (f) is incorrect.
- g. That the ground (g) need no comments.

**Prayer**

In the light of the above facts it is humbly prayed that the appeal of the appellant may very kindly be dismissed with cost please.

Respondent no.3

  
District Education Officer (F)  
Haripur

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR ABBOTTABAD BENCH

SERVICE APPEAL NO.1083/2019

MST , NAHEEDA BIBI PSHT GOVT , GIRLS PRIMARY PIND GUJRAN TEHSIL KHANPUR , DISTRICT HARIPUR

APPELLANT

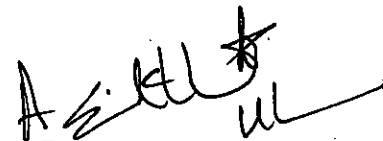
VERSUS

DISTRICT EDUCATION OFFICER (FEMALE ) DISTRICT HARIPUR.

RESPONDENT

AFFIDAVIT

I District Office (F) E&SE Haripur do hereby solemnly affirm and declare on oath that contents of para wise comments/reply are true and correct to the best of my knowledge and belief and nothing has been suppressed/concealed from this honorable Service Tribunal.

  
Deponent

**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR**  
**ABBOTTABAD BENCH**

**SERVICE APPEAL NO.1083/ 2019**

**MST , NAHEEDA BIBI PSHT GOVT , GIRLS PRIMARY PIND GUJRAN TEHSIL KHANPUR ,  
DISTRICT HARIPUR .**

**APPELLANT**

**VERSUS**

**DISTRICT EDUCATION OFFICER (FEMALE) DISTRICT HARIPUR.**

**RESPONDENT**

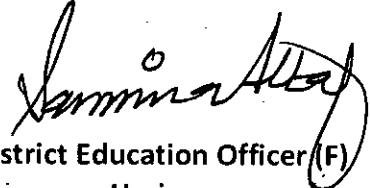
**SEVICE APPEAL**

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**Respondent No 3**

**Through**



**District Education Officer (F)  
Haripur**

**Dated \_\_\_\_\_ 2019**