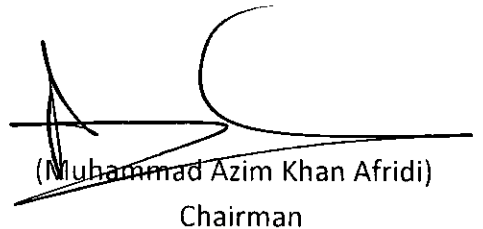


S.No. of proceedings	Date of Order or proceedings.	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	15.02.2016	<p style="text-align: center;"><u>KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR</u> <u>CAMP COURT ABBOTTABAD.</u></p> <p style="text-align: center;"><u>SERVICE APPEAL NO 207/2015</u></p> <p>(Mst. Sajida Bibi-vs- Govt: of Khyber Pakhtunkhwa through Secretary Education Peshawar and others).</p> <p style="text-align: center;"><u>JUDGMENT</u></p> <p style="text-align: center;"><u>MUHAMMAD AZIM KHAN AFRIDI, CHAIRMAN:</u></p> <p>Counsel for the appellant, Mr. Zahid Gul, ADO alongwith Mr. Muhammad Saddique, Senior Government Pleader for official respondents No.1 to 3 and counsel for private respondent No.4 present.</p> <p>During the course of hearing office order dated 29.10.2015 was pressed into service by the learned counsel for the appellant according to which one Shamim Akhter Jafri was transferred from GGMS Baldheri to GGMS Maira Muzaffar Abbottabad while Mst. Ume Laila was transferred to GGMS Baldheri. Due to afore-stated development the impugned order dated 27.11.2014 vide which private respondent No.4 Ume Laila was appointed in preference to appellant has lost significance. This Tribunal is not in a position to ascertain the status of Mst. Shamim Akhtar Jafri as she is not a party before us. We are, therefore, unable to ascertain that the appellant would be entitled to any preferential treatment vis-a-vis Mst. Shamim Akhtar, the newly appointed teacher.</p>

In view of the changed circumstances we dispose of the appeal with the directions that the appellant may, if so advised, re-agitate the issue at departmental level before the authority concerned at first instance and may, thereafter, prefer service appeal afresh . The appeal is disposed of in the above terms. No order as to costs. File be consigned to the record room.



(Abdul Latif)
Member




(Muhammad Azim Khan Afridi)
Chairman

ANNOUNCED
15.02.2016

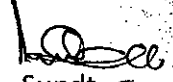
17.12.2015

Counsel for the appellant and Mr. Zahid Gul, ADO alongwith Mr. Muhammad Siddique, Sr.GP for official respondents and present. Rejoinder submitted. Due to non-availability of D.B, appeal to come up for final hearing before D.B on 15.2.2016 at Camp Court A/Abad. Status-quo be maintained.


Chairman
Camp Court A/Abad

21.07.2015

Since the 21st July 2015 has been declared as a public holiday on account of Eid-ul-Fiter. Therefore case is adjourned to 16.09.2015 at Camp Court Abbottabad.


Supdt.


16.9.2015

Counsel for the appellant and Mr.Zahid Gul, ADO alongwith Mr.Muhammad Tahir Aurangzeb, G.P for official respondents present. Due to non-availability of D.B, case is adjourned for rejoinder and final hearing before D.B to 22.10.2015 at Camp Court A/Abad. Status-quo be maintained.


Chairman
Camp Court A/Abad

22.10.2015


Counsel for the appellant and Mr.Zahid Gul, ADO alongwith Mr.Muhammad Tahir Aurangzeb, G.P for official respondents present. Arguments could not be heard due to non-availability of D.B. To come up for rejoinder and final hearing before D.B on 17.12.2015 at Camp Court A/Abad. Status-quo be maintained.


Chairman
Camp Court A/Abad.


5 21.4.2015 .Counsel for the appellant, Mr.Zahid Gul Khan, ADO (lit) alongwith Mr.Muhammad Tahir Aurangzeb, G.P for official respondents No. 1 to 3 and agent of counsel for private respondent No.4 present. Wakalat Nama submitted. Requested for adjournment for submission of written reply. To come up for written reply/ comments on 18.5.2015 at Camp Court A/Abad. Till then status-quo be maintained.


Chairman
Camp Court A/Abad

6 18.5.2015 Mr.Maqsood Anwar, husband of the appellant, on behalf of the appellant, Mr.Zahid Gul, ADO (lit) alongwith Mr. Muhammad Tahir Aurangzeb, G.P for official respondents No.1 to 3 and counsel for private respondent No.4 present. Para-wise comments by respondent No.4 submitted while reply to stay application submitted by respondents No.1 to 3. Official respondents No.1 to 3 requested for adjournment for submission of comments. Adjourned to 15.6.2015 at camp court A/Abad. Till then status-quo be maintained.


Chairman
Camp Court A/Abad

15.6.2015 Mr.Maqsood Anwar, husband of the appellant, Sajida Mr.Zahid Gul, ADO alongwith Mr.Muhammad Bilal, G.P for Bibi official respondents No.1 to 3 and agent of counsel for private respondent No.4 present. Para-wise comments by respondents No.1 to3 submitted while private respondent No.4 has already submitted the same.The appeal is assigned to D.B for rejoinder and final hearing for 21.7.2015 at camp court A/Abad. Status-quo be maintained.


Chairman
Camp Court A/Abad

3

13.03.2015

Counsel for the appellant present. Learned counsel for the appellant argued that the appellant has put in almost 30 years service in Education Department while respondent No. 4, Mst. Um-e-Laila, has put in almost 2 and a half years service. That the position of GGPS Maira Muzaffar was upgraded to Middle level and the appellant was entitled to be adjusted against the newly created post of SST on the strength of spouse policy as well as preferential position of having more than 30 years vis-a-vis respondent No. 4 but despite entitlement of the appellant respondent No. 4 was appointed against the said post with effect from 15.3.2015. That the appellant preferred departmental appeal against the impugned order dated 27.11.2014 on 1.12.2014 which was not responded and the hence the instant service appeal on 12.3.2015.

That the appellant is entitled to be posted against the afore-stated post in preference to respondent No. 4 on the ground of seniority as well as spouse policy.

Points urged need consideration. Admit. Subject to deposit of security and process fee within 10 days, notices be issued to the respondents for written reply for 18.3.2015 before S.B. Notice of stay application be also issued for the date fixed. Till then status-quo be maintained. The appeal pertains to territorial limits of Hazara Division and as such to be heard at Camp Court Abbottabad.


Chairman

4

18.3.2015

Husband of the appellant and Mr. Zaheer Ahmad Qureshi, Asstt. for respondent No.3 along with Mr. Muhammad Tahir Aurangzeb, G.P for official respondents present. None present for respondent No.4. Fresh notice be issued to her. To come up for written reply/comments on 21.4.2015 at camp court A/Abad. Till then status-quo be maintained.


Chairman
Camp Court A/Abad

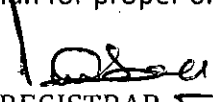

Appellant deposited process fee & security.



Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 207/2015

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	12.03.2015	<p>The appeal of Mst. Sajida Bibi presented today by Mr. Amir Hafeez Abbasi Advocate may be entered in the Institution register and put up to the Worthy Chairman for proper order.</p> <p> REGISTRAR</p>
2	12.03.15	<p>This case is entrusted to Bench <u>I</u> for preliminary hearing to be put up thereon <u>12.03.15</u>.</p> <p> CHAIRMAN</p>

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

Appeal No. 207 /2015

Mst. Sajida Bibi W/o Maqsood Anwar, resident of PMA Link Road, Jinnahabad,
Mandian, Abbottabad presently SST in GGHS, Sultanpur, Havelian.

...APPELLANT


VERSUS

Government of Khyber Pakhtunkhwa, through Secretary Education Peshawar &
others.

....RESPONDENTS

SERVICE APPEAL

INDEX

<i>S.#</i>	<i>Description</i>	<i>Page No.</i>	<i>Annexure</i>
1.	Appeal along with affidavit	1 to 8	
2.	Certificate	9	
3.	Addresses of the parties	10	
4.	Suspension application	11 to 12	
5.	Copies of educational certificates of appellant	13 - 15	"A"
6.	Copies of different earlier transfer orders of the petitioner	16 - 19	"B"
7.	Copy of last transfer order of the appellant	20	"C"
8.	Copy of petitioner's request application dated 08/04/2014	21	"D"
9.	Copy of the impugned adjustment order of respondent No. 3 dated 27/11/2014	22	"E"
10.	Copy of the review application of the appellant	23	"F"
11.	Copy of the rules regarding posting transfer of husband and wife	24 - 25	"G"
12.	Court Fee Stamp worth 	NIL	
13.	Wakalatnama.	26	

...APPELLANT

Dated: 02/03/2015

Through;



(AMIR HAFEEZ ABBASI)
Advocate High Court, Abbottabad

1

BEFORE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR

Appeal No. 207 /2015

Mst. Sajida Bibi W/o Maqsood Anwar, resident of PMA Link Road, Jinnahabad,
Mandian, Abbottabad presently SST in GGHS, Sultanpur, Havelian.

...APPELLANT

VERSUS

A.W.P Provincial
Service Tribunal

Diary No. 290

dated 12-3-2015

1. Government of Khyber Pakhtunkhwa, through Secretary Education Peshawar. *Secondary & Elementary Education Peshawar.*
2. Director Education, Peshawar. *Secondary & Elementary Education.*
3. District Education Officer (Female) Abbottabad.
4. Mst. Um-e-Laila Afsar Khan, presently SST (General) GGHS Khanaspur, Ayubia Abbottabad.

....RESPONDENTS

SERVICE APPEAL UNDER SECTION 4 OF THE
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
ACT, 1974, AS AMENDED UPTO DATE, WITH THE
PRAYER THAT THE ORDER NO. 8338-44 DATED
27/11/2014 OF ADJUSTMENT/ TRANSFER OF
RESPONDENT NO. 4 IN GGMS MAIRA MUZAFFAR
ABBOTTABAD IS FOUNDED ON MALAIFDE AND
POLITICAL INFLUENCE AND IS ALSO AGAINST

Filed to-day

Registered

12/3/2015

2

THE PUBLIC AND GOVERNMENT POLICY AND AGAINST THE RULES AND PROCEDURE AND RESULT OF DISCRIMINATION AND HENCE BEING ILLEGAL IS LIABLE TO BE CANCELLED WHEREAS THE APPELLANT BEING DESERVING CANDIDATE, THE RESPONDENT MAY KINDLY BE DIRECTED TO ADJUST THE APPELLANT AT GGMS MAIRA MUZAFFAR ON MERIT AND THE POLICY OF "HUSBAND AND WIFE" AT THE SAME STATION AND ON OTHER FOUNDATIONS AND ANY OTHER PROPER REMEDY WHICH THE WORTHY COURT MAY DEEM FIT TO BE GIVEN IN CIRCUMSTANCES OF THE CASE.

Respectfully Sheweth: -

1. That the appellant was appointed as SET in the Provincial Education Department on 09/10/1984, and is having relevant and Higher Education qualification. Copies of some of educational certificates are attached as Annexure "A".
2. That the appellant has a clean service record and served at different stations/ schools in the service of

education. Some of the transfer orders and the transfer order dated 12/10/2013 of the recent place of posting at GGMS Sultanpur are attached as Annexure "B" & "C" respectively.

3. That a post of SST General was newly recreated at GGMS Maira Muzaffar and the appellant being needy for the said post had submitted an application to the respondent No. 3 on grounds of nearness, service of her husband in Accounts Office Abbottabad and other grounds, requesting for being posted at the newly created SET post. Copy of the application dated 02/04/2014 is attached as Annexure "D".
4. That in utter disregard of the above mentioned application and the genuine grounds mentioned therein, respondent No.3/ DEO (Female) Abbottabad issued an office order of adjustment/ transfer of respondent No. 4 from GGHS Khanaspur Ayubia to GGMS Maira Muzaffar with effect from date of taking of the charge, that is 15/03/2015. Copy of the impugned office order No. 8338-44 dated 27/11/2014 is attached as Annexure "E".
5. That the appellant formally submitted the departmental representation against the said impugned order, before

the respondent No. 3 on 01/12/2014, but uptill now the said representation/ review has neither been decided nor the grievances of appellant being redressed. Copy of the review is attached as Annexure "F".

- 6: That the appellant is being cornered by the department through respondent No. 3 and her rights are being crushed at the cruel hands of education departmental, in collusion with the respondent No. 4, under the political influence, with extreme malafide, hence the appellant is compelled to approach this Worthy Court in the instant appeal with the grounds stated below;-

GROUND:

- a. That the impugned adjustment order is against all rhyme and reason, based on malafide and collusion, influenced by politician and in violation of the rules of natural justice and the norms of exercise of discretionary powers in making of administrative orders, hence beyond jurisdiction and with colourful exercise of jurisdiction, not tenable at law hence liable to be declared unlawful, void, and in alternate the appellant is all the way eligible to be posted at GGMS Maria Muzaffar, Abbottabad.

- b. That the appellant has nearly 30 years service experience in the education department whereas the respondent No. 4 has a 2½ years experience, hence the school being in its making the respondent No. 4 never deserves to be posted there and the careers of the coming generation cannot be put at stake, therefore the impugned order is not at all "in the interest of public service".
- c. That the appellant is better qualified and has served out stations in the long service and the appellant is fit in all respects for newly created post at home station whereby no other person is going to be disturbed, even respondent No. 4 has not taken the charge yet and her tenure of posting has also not been expired, hence the appellant deserves to be posted there.
- d. That one of the main grounds of challenging the impugned order is the well in time application of the appellant submitted to the respondent No. 3 for consideration of the adjustment of the appellant on the newly created post, thereby invoking the policy of the Provincial

Government regarding the posting of husband and wife at the same station. The husband of appellant is employee of District Accounts Officer, Abbottabad and the department was under obligation to facilitate the transfer of petition at Abbottabad main station on the available subject post of same BPS. Specially medical problems are to be considered at highest priority. Copy of the relevant rules are attached as Annexure "G".

- e. That it is a newly upgrade school and the other transferred teachers are also junior to the petitioner, secondly the impugned order is also void on the ground that it has been made in far advance to the taking of charge, nearly 3 and half months before, which administrative act is itself is cognizable and requires interference of this Worthy Court.
- f. That the impugned order is politically motivated and sheer example of arbitrariness of the authority and is not at all in the interest of public and purpose of education.

g. That rest of the ancillary points would be agitated at the time of arguments.

h. That the requisite court fee stamp paper Rs. 500/- is annexed with petition.

It is, therefore, requested that the titled appeal may kindly be accepted as prayed for in the titled petition.

Sajid Bibi
...APPELLANT

Through;

Dated: 02/03/2015


(AMIR HAFEEZ ABBASI)
Advocate High Court, Abbottabad

VERIFICATION: -

Verified on oath that the contents of forgoing writ petition are true and correct as per information furnished by my client and nothing has been concealed therein from this Honourable Court

Dated: 02/03/2015


(AMIR HAFEEZ ABBASI)
Advocate High Court, Abbottabad

BEFORE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR

Appeal No. _____/2015

Mst. Sajida Bibi W/o Maqsood Anwar, resident of PMA Link Road, Jinnahabad,
Mandian, Abbottabad presently SST in GGHS, Sultanpur, Havelian.

...APPELLANT

VERSUS

Government of Khyber Pakhtunkhwa, through Secretary Education Peshawar &
others.

....RESPONDENTS

SERVICE APPEAL

AFFIDAVIT

I, Amir Hafeez Abbasi Advocate, do hereby solemnly affirm and declare that the
contents of forgoing appeal are true and correct as per information furnished by
my client and nothing has been concealed therein from this Worthy Court.


DEPONENT

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

Appeal No. _____/2015

Mst. Sajida Bibi W/o Maqsood Anwar, resident of PMA Link Road, Jinnahabad,
Mandian, Abbottabad presently SST in GGHS, Sultanpur, Havelian.

...APPELLANT

VERSUS

Government of Khyber Pakhtunkhwa, through Secretary Education Peshawar &
others.

....RESPONDENTS

SERVICE APPEAL

CERTIFICATE

*Certified that no such like appeal has earlier been filed before this Worthy
Court by the appellant.*

...APPELLANT

Dated: 02/03/2015

Through;



(AMIR HAFEEZ ABBASI)
Advocate High Court, Abbottabad

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

Appeal No. _____/2015

Mst. Sajida Bibi W/o Maqsood Anwar, resident of PMA Link Road, Jinnahabad,
Mandian, Abbottabad presently SST in GGHS, Sultanpur, Havelian.

...APPELLANT

VERSUS

Government of Khyber Pakhtunkhwa, through Secretary Education Peshawar &
others.

....RESPONDENTS

SERVICE APPEAL

ADDRESSES OF THE PARTIES

Respectfully Sheweth:-

Addresses of the parties are as under:-

Mst. Sajida Bibi W/o Maqsood Anwar, resident of PMA Link Road, Jinnahabad,
Mandian, Abbottabad presently SST in GGHS, Sultanpur, Havelian.

...APPELLANT

VERSUS

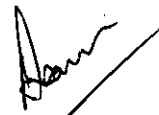
1. Government of Khyber Pakhtunkhwa, through Secretary Education Peshawar.
2. Director Education, Peshawar.
3. District Education Officer (Female) Abbottabad.
4. Mst. Um-e-Laila Afsar Khan, presently SST (General) GGHS Khanaspur, Ayubia Abbottabad.

....RESPONDENTS

...APPELLANT

Dated: 02/03/2015

Through;



(AMIR HAFEEZ ABBASI)
Advocate High Court, Abbottabad

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

Appeal No. _____/2015

Mst. Sajida Bibi W/o Maqsood Anwar, resident of PMA Link Road, Jinnahabad,
Mandian, Abbottabad presently SST in GGHS, Sultanpur, Havelian.

...APPELLANT

VERSUS

Government of Khyber Pakhtunkhwa, through Secretary Education Peshawar &
others.

....RESPONDENTS

SERVICE APPEAL

**APPLICATION FOR SUSPENSION OF OPERATION OF
IMPUGNED ORDER NO. 8338-44 DATED 27/11/2014
PASSED BY RESPONDENT NO. 2 TILL THE FINAL
DECISION OF THE INSTANT APPEAL.**

=====

Respectfully Sheweth;-

1. That the above titled appeal is being filed before this Worthy Court, contents of the same may be treated as integral part of this application.
2. That appellant has brought good prima facie case and balance of convenience also lies in her favour, Moreover, there is every likelihood of her success.


3. That if the operation of impugned order No. 8338-44 dated 27/11/2014 is not suspended, the appellant would suffer irreparable loss and purpose of filing of accompanying appeal will be defeated.

It is, therefore, humbly prayed that on acceptance of instant application the operation of impugned order No. 8338-44 dated 27/11/2014 may kindly be suspended till final disposal of the appeal.

Sajid Bibi
...APPELLANT

Through;

Dated: 02/03/2015


(AMIR HAFEEZ ABBASI)
Advocate High Court, Abbottabad

AFFIDAVIT:

I, Amir Hafeez Abbasi Advocate, do hereby solemnly affirm and declare that the contents of forgoing application are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Worthy Court.


DEPONENT

PROVISIONAL CERTIFICATE

13

Dated 1.9.84

No. 9

Govt: College of Education for Elementary Teachers
(Women) D. I. Khan. *Amman - A*

Name Sajida Bibi

Father's Name Mohammad Abdullah

Date of Birth 10-5-1961

Date of Declaration of Result 1-9-84

Class—O.T. (General) Semester Ist. & IInd

S No.	SUBJECTS	Marks obtained %	Grade
1.	Prospective of Education in Pakistan.	84	A
2.	Child Development & Guidance.	75	B
3.	Method of Teaching & preparation of Instructional Materials.	73	B
4.	Health and Physical Education.	72	B
5.	Principles of Islam and Ideology of Pakistan.	88	A
6.	School Management and Community Development.	73	B
7.	Testing and Evaluation.	87	A
8.	School Subjects :		
	(i) Islamiyat & method of Teaching.	72	B
	(ii) English & method of Teaching.	66	B
	(iii) Methematice & method of Teaching.	94	A
	Teaching Practice:		
	Comprehensive Test.	81	A
	Completed Girls Guide Course.	Yes	

Attested by Sajida Bibi
Amman

[Signature]
PRINCIPAL

Form Mistress S. J. S. S. S.

Govt: College of Edu: for Elemty: Teaching
(Women) D. I. Khan.

(16)

Ameen B

DIRECTORATE OF SCHOOLS AND LITERACY NWFP PESHAWAR

ORDER
Consequent upon the recommendation of the Departmental Selection Committee, the Director Schools and Literacy NWFP Peshawar is pleased to appoint the following Candidates as S.E.T (General) on REGULAR BASIS in BPS-16 (Rs. 3805-295-12655) plus usual allowances as admissible under the effect from 1/9/2004 and post them in the Schools noted against their names.
Session: _____

(14)

جامعة پشاور
University of Peshawar
(Pakistan)

SAIDA BIBI / DAUGHTER of HULLANA MUHAMMAD ABDULLAH and a student of HARIPUR DISTRICT having passed the prescribed Examination held in JULY 1991, is this day admitted by the University of Peshawar to the Degree of

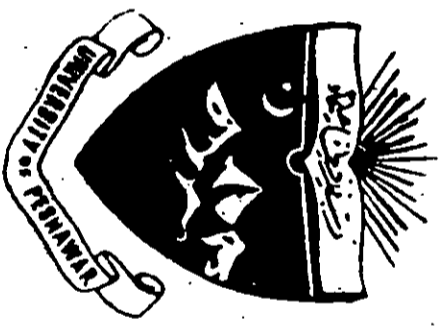
Bachelor of Arts

in the SECOND Division

The Examination was taken as ~~awhole~~ / in parts

Serial No: 015717

Muhammad Shauq
Registrar



Registered No. 90-PA-46427

Roll No. 62123

Countersigned
Ameen B

Result Declared on 26TH March 1992

Vice-Chancellor

Adv. Faris
Adv. Faris
Adv. Faris
Adv. Faris

Allama Iqbal Open University Islamabad



Serial No. 5909

Certified that Mr. / Ms. SAJIDA BIBI

Son / Daughter of MUHAMMAD ABDULLAH

Registration No: 01-NAD-0523 Roll No: K-6556310

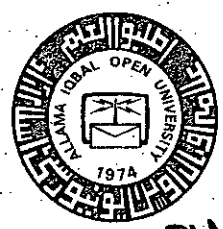
having completed the prescribed requirements in semester
SPRING 2002 is awarded the degree of:

*Attested
Amin
Advocate*

Master of Education (M.Ed.)

He/She has secured 52 % marks and has been placed in C grade.

Fajid
CONTROLLER OF EXAMINATIONS
Result declared on March 20, 2003



[Signature]
VICE-CHANCELLOR

ISLAMABAD: DATED September 12, 2004

[Signature]

DIRECTORATE OF SCHOOLS AND LITERACY NWFP PESHAWAR

ORDER

Amir

Consequent upon the recommendation of the Departmental Selection Committee, the Director Schools and Literacy NWFP Peshawar is pleased to appoint the following Candidates as S.E.T (General) on REGULAR BASIS in BPS-16 (Rs. 3805-295-12655) plus usual allowances as admissible under the rules with effect from 1/9/2004 and post them in the Schools noted against their names.

Zone V

Session:	1989	Category:	General		
1	AZRA YAQUB M. YAQUB Regular	CT. GGMS BAN NARA ATD (ON CON 10/05/1963 AT	GGMS Ban Nara Abbottabad	Abbottabad	Vacant Post 45.75
2	AZRA MUMTAZ AHMED NAWAB Regular	AT GGMS Aloli Haripur 9/26/1967 Haripur	GGMS Chajjian haripur	Haripur	Vacant Post 56.34
3	SHAHIDA AWAN ABDUR REHMAN Regular	CT. GGHS MALIK PURA ATD 2/2/1965 ATD	GGMS Takla Hall Abbottabad	Abbottabad	Vacant Post 55.68
4	AZRA BANO MUSTAQ HUSSAIN SHAH Regular	CT GGHS S/Namat Khan H/pur 2/14/1964 Haripur	GGMS Gandian Haripur	Haripur	Vacant Post 54.68
5	FAKRA ISLAM ISLAM UD DIN Regular	CT. GGHS N/SHER ATD 15/04/1966 AT	GGHS Pind Krgo Abbottabad	Abbottabad	Vacant Post 50.69
6	Ghazala Yasmeen Muhammad Yousaf Regular	AT GGHS Oghi mansehra 08.05.62	GGHS Oghi Mansehra	Mansehra	Vacant Post 49.58
7	Farzana Yasmin Muhd Daud Regular	PTC GGPS Tatar mansehra 19/3/55	GGHS Afzal And Mansehra	Mansehra	Vacant Post 49.10
8	SAJIDA BIBI M. ABDULLAH Regular	CT. GGHS HAVALIAN ATD 10/05/1961 AT	GGMS Garhi Phulgran Abbottabad	Abbottabad	Vacant Post 48.69
9	GUL NAZ BEGUM VALI MUHAMMAD Regular	CT. GGHS MALIK PURA ATD 05/08/1053 AT	GGMS Lirran Abbottabad	Abbottabad	Vacant Post 48.49
10	MEHZANA SULTAN SULTAN MUHD: Regular	CT. GGHS JHANGI ATD 18/05/1970 AT	GGHS Riain Abbottabad	Abbottabad	Vacant Post 48.44
11	Sajida Kalsoom n Muhammad Regular	CT GGHS Khawari Mansehra 10.10.63	GGHS Haseza Mansehra	Mansehra	Vacant Post 48.11
12	RA PARVEEN QAYUM	CT. GGHS COMP:ATD 21/11/1955 AT	GGHS Rich Bhon Abbottabad	Abbottabad	Vacant Post 47.76
13	AINAB ED KHAN Inr	CT GGMS MALIK PURA ATD 15/02/1962 AT	GGMS Dawaza Abbottabad	Abbottabad	Vacant Post 47.35

Attested
Amir
Secretary
Director

BRVEEN Khan	CT GGMs Bihlan Manshra 06/06/61	GGMS Bihlan Manshra	Manshra 50.02	Vacant Post
REEN ELAHI	CT GGMs Khatkhat Haripur 01/3/1964	GGMS Aul Abbotab.	Haripur 49.68	Vacant Post
BEGUM JE	CT GGMs MALIK PURA ATD 20/12/1963 AT	GGMS Kairi Raki Abbotabad	Abbotabad 48.44	Vacant Post
BEGUM IN	T.T. GGHS N/SHER ATD 10/02/1960 AT	GGHS Lora Abbotabad	Abbotabad 48.37	Vacant Post
URVEEN XR ELAHI	AT GGMS Rahana Haripur 9/3/1968 Haripur	GGMS Kohala Bala Haripur	Haripur 48.34	Vacant Post

THE CONDITIONS OF THEIR APPOINTMENTS

1. Governed by such rules and regulations as may be prescribed from time to time by the Govt. for the category of the Govt. whom they belong.

2. Salary with allowances, shall be forfeited to Government if the holder of the post fails to take over charge within TWO WEEKS and compliance reported to the Directorate.

3. Seniority will be determined in accordance with the merit fixed by the Departmental Promotion Committee.

4. Probation for a period of two years.

5. The Headmaster/Headmistress of the institution/DDO must check the service books of the appointee before taking over of the post.

6. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

7. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

8. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

9. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

10. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

11. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

12. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

13. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

14. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

15. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

16. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

17. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

18. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

19. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

20. The appointee should ensure that the newly appointed staff should be working on regular basis on their previous posts and not on leave.

(SHAMAS KHAN,
DIRECTOR

A-14/SET (MF) Appointments-2004/DSL/AD Estab-I.

4995-5100

Dated Peshawar the 31 / 8 /2004.

Copy forwarded to the:-

- 1. All District Officers Concerned.
- 2. All Accounts Officers concerned.
- 3. All District Officers (Male and Female) concerned.
- 4. All Headmasters/Headmistresses of school concerned.
- 5. All Officers (Schools) Govt of NWFP Schools and Literacy Department Peshawar.
- 6. The Minister for Education NWFP Peshawar.
- 7. The Secretary to Govt of NWFP Schools and Literacy Department Peshawar.
- 8. All candidates concerned.
- 9. The Director Schools and Literacy NWFP Peshawar.

(Signature)

(Syed Manzoor Jan Sajid)
Deputy Director (Establishment)

Attended
(Signature)
Advocate

OFFICE OF THE EXECUTIVE DISTRICT OFFICER SCHOOLS & LITERACY A'ABAD.
MUTUAL EXCHANGE.

Consequent upon the approval of summary by the Minister for Education NWFP, Peshawar contained in letter No. 3493 dated 27.1.2006 and subsequent approval of the Director Schools & Literacy NWFP, Peshawar vide letter No. 3967 dated 31.01.2006, the mutual exchange between the following SETs of District Abbottabad are hereby ordered on ^{their} own pay & grade in the Schools noted against their names with immediate effect in the public interest:-

<u>S.No.</u>	<u>Name</u>	<u>From</u>	<u>To</u>	<u>Remarks.</u>
1.	Mst Batool Bano.	SET GGMS Chando Maira(A'Abad).	SET GGMS Ghari Phulgran.	Vice No.2
2.	Mst Sajida Bibi.	SET GGMS Ghari Phulgran(A'Abad).	SET GGMS Chando Maira(A'Abad).	Vice No.2

Note.

- 1- Charge reports should be submitted to all concerned.
- 2- No TA/DA is allowed to any one.

BY ORDER
DIRECTOR SCHOOLS & LIT:
N.W.F.P PESHAWAR.

Endst: No even as noted above.

Copy of the above is forwarded for information and necessary action to the

- 1- District Coordination Officer, Abbottabad.
- 2- Director Schools & Literacy NWFP, Peshawar.
- 3- PS to Minister for Education NWFP, Peshawar.
- 4- District Accounts Officer Abbottabad.
- 5- Headmistress GGMS Chando Maira & Chari Phulgran.
- 6- SETs concerned for strict compliance.

~~EXECUTIVE DISTRICT OFFICER~~
SCHOOLS & LITERACY ABBOTTABAD.

Attested
Amin
Asst. Secy
Abbottabad

OFFICE OF THE EXECUTIVE DISTRICT OFFICER(S/L) ABBOTTABAD.

ADJUSTMENT/TRANSFER:

As approved by the competent authority. The following SET are here by transferred on their/her own pay & BFS in the interest of public service with immediate effect:-

SN.	Name/School	To	Remarks
1.	Mst: Sajid bibi SET GGMS Chand maira.	GGMS Jhangra.	Vice B.No.2.
2.	Mst: Waseem Bibi SET GGMS Jhangra.	GGMS Banda Sahib Khan Ag: V/Post.	

Note:-

- 1.No TA/DA is allowed.
- 2.Charge report should sent to all concerned.

(SYED BASHIR HUSAIN SHAH).
EDC(S/L) ATD.

No. 24381-87 /EB.II(SET). DT:ATD the 13 /12/2006.

Copy to the :-

- 1. Headmistress GGMS Chand Maira.
- 2. Headmistress GGMS Jhangra & GGMS B/S/Khan.
- 4-DAO. Abbottabad.
- 5. District Coordination Officer Abbottabad w/r to No. Nil date 13.12.2006.
- 6-7. Mistress concerned.

S. M.
DISTRICT OFFICER(S/L)
ABBOTTABAD.

Atand
M. S.
Munir affeez Abbasi
Advocate

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) ABBOTTABAD.

MUTUAL TRANSFER.

Amre

Mutual transfer between the following SSTs BPS-16 is hereby ordered in their own pay and scale in the school noted against each in the interest of public service in relaxation of ban by the competent authority.

S. No:	Name of Teacher / School.	To	Remarks.
1. ✓	Mst.Sajida Bibi SST GGMS Jhangar Abbottabad	GGMS, Sultanpur ✓	Vice S.NO. 02
2.	Mst: Shabnum Naz SST GGMS Sultanpur.	GGMS, Jhangra	Vice S. NO. 01

NOTE:-

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

Sd/-
**DISTRICT EDUCATION OFFICER
(FEMALE) ABBOTTABAD.**

Endstt: No. 4380-83 /Adj::/SST (F/S)

Dated 12/10 /2013.

Copy to the:

1. Dist: Accounts Officer Abbottabad.
2. Headmistress GGMS, Jhangra, Sultanpur Abbottabad.
3. Mistress Concerned.
4. O order file.

[Handwritten Signature]

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

*Attended
Amir
at Hq
Abbottabad*

Annexure - D

The District Education Officer (Female),
Abbottabad.

Subject: Request for Transfer to GMS Mirpur Abbottabad on
compassionate Grounds.

Madam,

Respectfully it is stated that I am serving in GMS Sultanpur
Havelian while my husband in District Accounts Office Abbottabad.

Due to our posting at two different stations, we can not properly
look after our school going children and other domestic affairs while different
diseases and age factor has also compelled me to avoid frequent traveling.

In the light of above, I am to request that I may kindly be
transferred against newly created post of SET in GMS Mirpur Abbottabad
going to be upgraded shortly so that I can manage my children/domestic
affairs properly & obliged.

Yours Obediently

Sajida Bibi
Sajida Bibi SET
GMS Sultanpur
Havelian

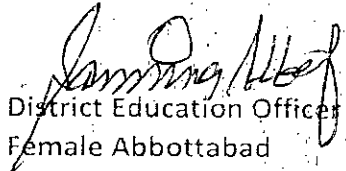
Attended
Amir Hafeez Abbasi
Advocate

OFFICE OF THE DISTRICT EDUCATION OFFICER (FEMALE) ABBOTTABAD.ADJUSTMENT

Consequent upon up gradation of GGPS Mara Muzaffer to Middle level by Government of Khyber Pakhtunkhawa Finance Department Peshawar Mst Ume Laila Afsar Khan SST (General) GGHS Khanaspur Ayubia Abbottabad is hereby adjusted against newly created post of SST (General) at GGMS Maira Muzaffer in her own pay and scale in the interest of public service w.e.f the date of taking over charge i.e 15/03/2015.

Note:

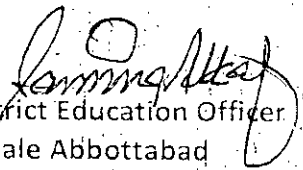
1. No TA/DA is allowed.
2. Charge report should be submitted to all concerned.
3. The teacher is directed to work at GGHS Khanaspur Ayubia Abbottabad and take over the charge on 15/3/2015 as currently there is no enrollment in the above mentioned upgraded school.



District Education Officer
Female Abbottabad

Endst No: 8338-44 (F) Date: 27.11. /2014

Copy of the above is forwarded for information and necessary action to the:-

1. Director E&SE Peshawar.
2. District Accounts Officer Abbottabad.
3. HMS, GGHS Khanaspur Ayubia Abbottabad and GGMS Maira Muzaffer.
4. Teacher concerned for compliance.
5. BEAC Local Office.


District Education Officer
Female Abbottabad


Amir
Advocate

To,

The District Education Officer (Female)
Abbottabad.*Answer - F*Subject: Request for Review of Transfer.

Madam

Respectfully I draw your kind attention toward transfer order No. 8338-44 dated 27-11-14 whereby one Miss Umme Laila having just two years & four months service has been transferred ignoring me with 30 years service/07 years stay at present station without any solid reasons/justification despite that I had applied for the transfer in question expressing my inabilities on 08.04.2014 well in advance with certain notable recommendations.

I respectfully submit that this transfer order is extremely contradictory with the principles of merit evolving/maintaining of which is the prime objective/policy of the sitting Govt.

I therefore request that the impugned order may kindly be reviewed and cancelled and I may kindly be transferred in her place to redress my deprivation being a deserving candidate otherwise I shall be constrained to knock the doors of justice through the honourable court the only option left to meet the ends of justice.

Yours Obediently

*Sajida Bibi*Mst Sajida Bibi
SET GGHS Sultanpur
Havelian

Dated 29.11.2014

*Attended by
Amir Hafeez Abbasi
Advocate**13045
01-12-2014
Q*

Annexure - G

Posting and Transfer

Statutory Provision.

Section 10 of the KPK Civil Servants Act, 1973.

Posting and Transfer. Every civil servant shall be liable to serve anywhere within or outside the Province, in any post under the Federal Government, or any Provincial Government or Local authority, or a Corporation or body set up or established by any such Government:-

Provided that nothing contained in this section shall apply to a civil servant recruited specifically to serve in a particular area or region;

Provided further that, where a civil servant is required to serve in a post outside a service or cadre, his terms and conditions of service as to his pay shall not be less favourable than those to which he would have been entitled if he had not been so required to serve.

Posting/transfer policy of the Provincial Government.

- i) All the posting/transfers shall be strictly in public interest and shall not be abused/misused to victimize the Government servants
- ii) All Government servants are prohibited to exert political, Administrative or any other pressures upon the posting/transfer authorities for seeking posing/transfers of their choice and against the public interest.
- iii) All contract Government employees appointed against specific posts, can not be posted against any other post.
- iv) Tenure of posting/transfer shall be two (2) years for settled areas, and 1½ years for unattractive areas.
- vi) While making posting/transfers of officers/officials up to BS-17 from settled areas to FATA and vice versa approval of the Chief Secretary, KPK needs to be obtained. Save Tehsildars/Naib Tehsildars within a division in respect of whom the concerned Commissioner will exercise the same power. Whereas, in case of posting/transfer of officers in BS-18 and above, from settled areas to FATA and vice versa, specific approval of the Governor, KPK shall be obtained.

*Agreed
Amir of Agaz Abbasi
Advocate*

Provided that the power to transfer Political Tehsildars and Political Naib Tehsildars within FATA between different divisions shall rest in Additional Chief Secretary FATA.

- vi (a) All Officers/officials selected against Zone-I/FATA quota in the Provincial Services should compulsorily serve in FATA for at least eighteen months in each grade. This should start from senior most

scales/grades downwards in each scale/grade of each cadre.

- i) Officers may be posted on executive/administrative posts in the Districts of their domicile except Deputy Commissioner and Superintendent of Police. Similarly Deputy Superintendent of Police shall not be posted at a place where the Police Station (Thaana) of his area/residence is situated.
- ii) No posting/transfers of officers/officials on detailment basis shall be made.
- iii) Regarding the posting of husband/wife, both in Provincial services, efforts where possible would be made to post such persons at one station subject to the public interest.

***Guide lines to facilitate posting of husband and wife at the same station:-**

- a) Where a request is made for posting at a different station in 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.
- b) 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.
- c) If there is a tie between two or more Government servants for posting at the same station in the same department of an organization. Government servant with greater length of service may be preferred.
- d) Request for posting by a spouse facing serious medical problem may be recorded highest priority.
- e) Spouses already posted at one station, including those posted on deputation may normally not be disturbed without compelling reasons of public interests. Requests for extension of deputation period beyond the permissible limit may be considered with compassion if interests of public service would permit.

*No. SOR-VI/E&AD/1-4/2010/Vol-VIII dt; 7-8-2012

- iv) All the posting/transferring authorities may facilitate the posting/ transfer of the unmarried female government Servants at the station of the residence of their parents.
- v) Officers/officials except DC and SP who are due to retire within one year may be posted on their option on posts in the Districts of their domicile and be allowed to serve there till the retirement
DC and SP who are due to retire in the near future may also be posted in the District of their domicile subject to the condition that such posting would be against non-administrative posts of equivalent scales;
- vi) In terms of Rule 17(1) and (2) read with Schedule-III of the KPK Government Rules of Business 1985, transfer of officers shown in column 1 of the following table shall be made by the authorities shown against each officer in column2 thereof:

*Alleged
Amin at High, Aban
Advocate*

کورٹ فیس

وکالت نامہ

بعدالت جناب شاہد احمد علی صاحب

عنوان: مسماۃ ساجدہ بی بی بنام گو رغنشر ایجوکیشن

منجانب: پیشتر

Writ Petition

نوعیت مقدمہ:

باعث تحریر آنکے

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب دہی کل کاروائی متعلقہ آن مقام

عامر حفیظ مکی ایڈووکیٹ عالی کورٹ

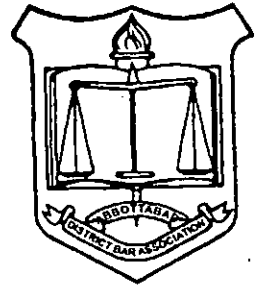
کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا نیز وکیل صاحب موصوف کو کرنے راضی نامہ و تقرر ثالث و فیصلہ برحلف و دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور کی کل یا کسی جزوی کاروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور ویسے ہی اختیارات ہوں گے اور اس کا ساختہ پر داختم مجھ کو منظور قبول ہوگا۔ دوران مقدمہ جو خرچہ و ہر جانہ التوائے مقدمہ کے سبب ہوگا اس کے مستحق وکیل صاحب ہوں گے۔ نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا۔ اگر کوئی پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب موصوف پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جزو بقایا ہو تو وکیل صاحب موصوف مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست برآمد استجارت نالش بصیغہ مفلسی کے دائر کرنے اور اس کی پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

الرقوم: ۲۵/۱۴

بمقام: ایبٹ آباد

S.No 2111



DBA NO. 167

BC No. 10 - 1342

Name of Advocate سجاد سرور

President
District Bar Association
Abbottabad

وکالت نامہ

بعدالت سروس ٹریبیونل پشاور
عنوان: Sagida Bibi نام
مخاطب: Respondent No. 4

نو عیت مقدمہ:

باعث تحریر آنکہ

مقدمہ مندرجہ میں اپنی طرف سے واسطے پیروی و جواب دہی کل کارروائی متعلقہ آل مقام
سجاد سرور اور اس کے وکیل کی طرف سے اپیل

کو وکیل مقرر کر کے اقرار کرتا ہوں کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا نیز وکیل صاحب
موصوف کو کرنے راضی نامہ و تقریر نامہ و فیصلہ بر حلقہ دینے اقبال دعویٰ اور بصورت دیگر ڈگری کرانے اجراء
وصولی چیک روپیہ و عرضی دعویٰ کی تصدیق اور اس پر دستخط کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور
کی کل یا کسی جزوی کارروائی کے لئے کسی اور وکیل یا مختار صاحب قانونی کو اپنے ہمراہ اپنی بجائے تقرر کا اختیار
بھی ہوگا اور صاحب مقرر شدہ کو بھی وہی اور وہی سے اپنی اختیارات ہوں گے اور اس کا ساختہ پرداختہ مجھ کو منظور
قبول ہوگا۔ دوران مقدمہ جو خرچہ ہر جہان التوا ہوگا اس کے استحقاق وکیل صاحب ہوں گے۔
نیز بقایا رقم وصول کرنے کا بھی اختیار ہوگا اور کوئی پیشی مقام دور دورہ یا حد سے باہر ہو تو وکیل صاحب موصوف
پابند ہوں گے کہ پیروی مقدمہ مذکورہ کریں اور اگر مختار مقرر کردہ میں کوئی جزو بقایا ہو تو وکیل صاحب موصوف
مقدمہ کی پیروی کے پابند نہ ہوں گے۔ نیز درخواست بمراد استیارت ناش بصیغہ مفلسی کے دائرہ کرنے اور اس کی
پیروی کا بھی صاحب موصوف کو اختیار ہوگا۔

لہذا وکالت نامہ تحریر کر دیا تاکہ سند رہے۔

المرقوم: 21/4/2015

بمقام: اپیل آہا۔

Allestated

21/4/15

ایبلی آفسان
Amelara

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

Appeal No. 207 /2015

MST SAJIDA BIBI (Appellant)

VS

GOVERNMENT OF K. P. K THROUGH SECRETARY (E & SE)

DEPTT: PESHAWAR & OTHERS (Respondents)

PARA WISE COMMENTS ON BEHALF OF RESPONDENTS 1 to 3

Respectfully Sheweth:

Para wise comments on behalf of the respondents no 1 to 3 are as under;

COMMENTS

PRELIMINARY OBJECTIONS:

- 01-15
15.06.15
1. That the appellant has no locus standi to file the instant appeal.
 2. That the appellant is estopped to agitate the instant matter before this Honorable Tribunal.
 3. That the transfer was made on merit.
 4. That the appellant has not come to this Honourable Tribunal with unclean hands.
 5. That the appellant has filed instant appeal with malafide intention for wrongful gain and suppressing the original facts, hence, the appeal is liable to be dismissed.
 6. That the appellant concealed the facts.

FACTURAL OBJECTIONS:

1. Para No.1 is correct. No comments.
2. Para No.2 is correct. Appellant was transferred in different schools but the last School Government Girls High School Sultanpur Havelian Abbottabad. She transfer dated 12-03-2013 her tenure was not completed in that school. She treated according with rules and laws.

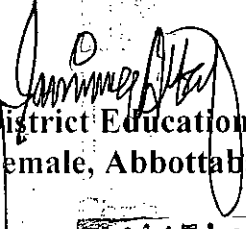
3. Reply of this Para is that the General SST Post was recreated at GGMS Maira Muzafar Mirpur Abbottabad. Appellant application was not entertain because her tenure was not completed at GGHS Sultanpur Havelian Abbottabad and secondly that School is nearest to City where the Husband of the appellant is serving.
4. Para No.4 is incorrect. Respondent No 4 is treated according with law and rules.
5. Para No 5 is incorrect that appellant submitted an application and also review both are not entertained because appellant was not completed her tenure in GGHS Sultanpur Havelian Abbottabad.
6. Incorrect. That the petitioner was treated according with law.


GROUNDS

- a. Incorrect. The appellant has been treated in accordance with law and rules respondent No 4 was adjusted on tenure basis.
- b. Reply is that appellant serving in education department since 1984 in different Schools appellant was adjusted at GGHS Sultanpur Havelian Abbottabad 12-03-2013 her tenure is less than respondents No 4 she is treated according to service policy.
- c. Incorrect. Petitioner treated according with law and rules.
- d. Incorrect. The appellant was transfer on basis of Tenure she was adjusted Government policy.
- e. Incorrect. Respondent No 4 is the local one belongs to Union Council Mirpur where School is situated. Respondent No 4 is talented and energetic and young who handle the school administrative well then the other.
- f. Incorrect. Order of the respondent No 4 in with independent mind and in the interest of public and purpose of education.
- g. Incorrect.

h. Correct.

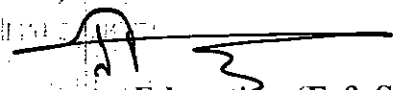
It is therefore humbly prayed that in the light of foregoing comments, the appeal may graciously be dismissed with cost throughout.


District Education Office
Female, Abbottabad
District Education Officer
Female Abbottabad

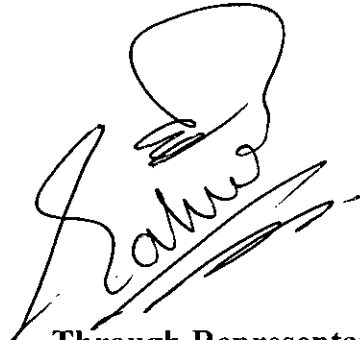

Director (E & SE)
Khyber Pakhtunkhawa
Peshawar.

(Respondent No. 3)

(Respondent No. 2)


Secretary Education (E & SE)
Khyber Pakhtunkhawa
Peshawar.

District Education Officer
Female Abbottabad
(Respondent No. 1)


Through Representative

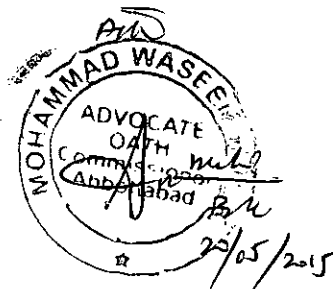
AFFIDAVIT:

Stated on oath that the contents of instant Para wise comments are true and correct to the best of my Knowledge and belief and nothing has been concealed from this Honourable Tribunal.


Respondent No 3

*found correct
& Voted Subject to
Affidavit & annexures*

*M. [Signature]
04/05/2015*



BEFORE SERVICE TRIBUNAL KHYBER
PAKHTOONKHAWA PESHAWAR

Rejoinder: **AGAINST THE UNLAWFUL TRANSFER NO. 8338-44(F)**
DATE 27/11/2014 ISSUED BY THE DISTRICT EDUCATION
OFFICER (FEMALE) ABBOTTABAD.

Mst. Sajidah Bibi SST GGHS Sultanpur Hayelian.

...APPELLANT

VERSUS

1. The Secretary Elementary & Secondary Education Govt. of KPK.
2. The Director E&SE Peshawar.
3. The District Education Officer (Female) Abbottabad.

...RESPONDENT

Respectfully it is Sheweth:-

1. That one Miss Umme Laila having just two years & four months service has been transferred to GGMS Maira Muzaffar vide impugned order No. 8338-44 (F) dated 27/11/2014.
2. That the appellant with 30 years service & 07 years stay at present station (GGHS Sultanpur Havelian) was ignored from transfer to GGMS Maira Muzaffar without any solid reasons/ justification despite that I had applied for the transfer in question expressing my inabilities on 08/04/2014 well in advance with certain notable recommendations.
3. That the impugn transfer order is extremely contradictory with principles of merit evolving & maintaining of which is the objective/ policy of the sitting Govt.

4. That I am aggrieved of the impugned order as I am in old age, ill and unable to travels extensively.
5. That the said order has also badly affected the studies of my school going children to whom I can not look after in their educational as well as other domestic matters thus their future is at stake as well.

In the light of above, I pray that the impugn unlawful order my kindly be cancelled/ set aside and the Respondent No. 3 (DEO Female) Abbottabad may kindly be ordered to transfer the appellant in place of Miss Umme Laila in GGMS Maria Muzaffar to redress my deprival being a deserving candidate to meet the ends of justice please.

Appellant
Through Council



KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

No. 295 ST Dated 22 / 2 / 2016

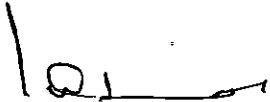
To

The District Education Officer (Female),
Abbott ABad.

Subject: - Judgement.

I am directed to forward herewith certified copy of Judgement dated 15.2.2016 passed by this Tribunal on subject for strict compliance.

Encl: As above


REGISTRAR
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.

71
79

OFFICE OF THE DISTRICT EDUCATION OFFICER FEMALE ABBOTTABAD.

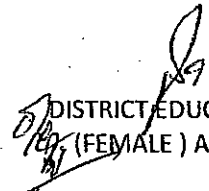
TREASFER/ADJUSTMENT.

The following SST (G) are hereby Transfer/adjusted in the school noted against each on their own pay and grade w.e.f. the date of their taking over charge in the interest of public service.

S.NO	Name of Teacher /Designation	From	To	Remarks
1	Ume Laila , SST .	GGMS Maira Muzaffar Abbottabad.	GGMS Baldheri.	On panel Measure vice S.No.2
2.	Shamim Akhter Jafri	GGMS Baldheri.	GGMS Maira Muzaffar Abbottabad.	Vice Sr.No.1

NOTE:-

1. Charge reports should be submitted to all concerned.
2. NO TA/DA is allowed.

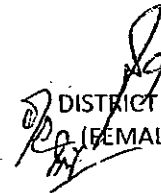

DISTRICT EDUCATION OFFICER
(FEMALE) ABBOTTABAD

Endst: NO. 11614-19 / Transfer/Adjustment

Dated A.Abad: the 29/10 /2015

Copy to the:-

1. District Accounts Officer Abbottabad.
2. Budget and Accounts Officer Local Office.
- 3-4 H/M GGMS Baldheri and H/M GGMS Maira Muzaffar Abbottabad.
3. Teachers concerned.
4. K.P.O local office.


DISTRICT EDUCATION OFFICER
(FEMALE) ABBOTTABAD