

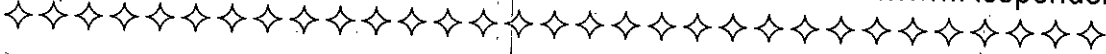
**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHAWA,
PESHAWAR.**

Service Appeal No:- 124/2024

Said Muhammad
..... Appellant

Versus.

SMBR & Others
..... Respondents




INDEX

| S# | Description of the Documents | Annex | Pages |
|----|--|-------|-------|
| 1. | <i>Parawise Reply</i> | * | 1-6 |
| 2. | <i>Affidavit</i> | * | 7 |
| 3. | <i>Service Appeal No. 1678/2022 Para No. 8 to 12</i> | "A" | 8-40 |

Dated:- ____-03-2024

Through

Respondent No 3


Jabir Khan
Advocate, Peshawar

5. *That the appeal is not maintainable in its present form.*

6. *That Under Section 10 of Civil Servant Act a Civil Servant can be transferred and posted anywhere, any time in the public interest and exigencies of services and no perpetual right can be claimed by a Civil Servant.*
(Service Appeal No. 1678/2022 Para No. 8 to 12 is attached as annexure A)

7. *That transfer is a part of service and it is for the competent authorities to determine that the service of a Civil Servant is required or not.*
(2021 SCMR 1064 Para No. 7)

8. *That transfer and posting can be issued before the expiration of completion of tenure and a Civil Servant shall hold a post till the pleasure of the competent authorities.*
(2017 SCMR 798 Para No. 15 &16)

9. *That transfer and posting of a Civil Servant from one post to another false within exclusive domain of the authorities and may not be interfere unless the terms and condition had adversely effected.*
(CP 1532 /2022 Para No. 5)

10. *That the present transfer has been issued after performance of all legal and codel formalities by the department.*
11. *That the appellant has been transferred because of delay of settlement operation in the same area, and the operation needs an effective and experience revenue officer to speed of the settlement work and complete the task in due course.*
12. *That the appellant remain holding different posts in the same area on one or another posting name from the last so many decades just turning the chair from one office to another at the same area.*
13. *That the transfer and posting of the appellant has done by the SMBR which is as per the notification dated 23-01-2015 is the valid and legal body to transfer any of the Tehsildar / Naib Tehsildar to anywhere in the state.*
14. *That the notification annexed dated 27-07-2023 was / is for the divisional commissioner to take the NOCs from the board of revenue / SMBR but it is not for the board of revenue to take NOC because of the fact that the last and final*

authority of the revenue hierarchy is SMBR by the own self.

REPLY ON PARAS:-

- 1) That para No. 1 Needs no comments it is pertains to record.
- 2) That para No. 2 is incorrect because the official was temporarily assign the additional charge of Tehsildar as his own pay scale for the early completion of the settlement but due to his interest and inability the settlement work has been delayed for extended time then the required.
- 3) Para No. 3 is incorrect, because of the fact that initially the settlement was approved by the department for one year but the same has cross more then one decade but not completed yet.
- 4) Para No. 4 is not related with the facts and circumstances of the case.
- 5) Para No. 5 is wrongly described because the departmental appeal is validly and logically decided by mentioning reason of their transfer.
- 6) Para No. 6 is related to the present appeal, hence need no reply.

REPLY TO GROUNDS:-

- A. That ground A, B & C are incorrect, completely denied because the appellant has been treated in accordance with law and the judgment mentioned, notification mentioned is not related with the present fact and circumstances, and completion of tenure on particular post is not the requirement of law and under section 10 of civil servant act a Civil servant cant be transfer anywhere.
- B. That ground D is incorrect, and detail reply has been given in the above paras.
- C. That ground E is incorrect, misconceived and totally denied because the present respondent has been transferred in the public interest because of the fact that the settlement work in the same area has been delayed due to the non serious attitude of the present appellant.
- D. That ground F is not related to the fact and circumstances of the present case the said judgment no reason has been assign as well as the appellant their was transferred multiple times in a short period of one month.

E. That ground G is incorrect, completely denied because the whole process of transfer was done in accordance with law and constitution.

F. That ground H is not related to the present case because in the same case / appeal compelling circumstances is here, because the settlement work has been delayed effectively delayed and beyond the prescribed time.

It is, therefore, very humbly prayed that on acceptance of these instant reply, the service appeal of the appellant may graciously be dismissed with heavy cost throughout please.

Dated:- ____-03-2024

Through

Respondent No 3



Jabir Khan

Advocate, Peshawar

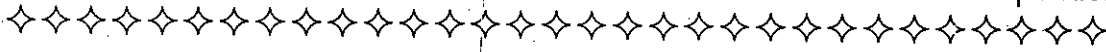
**BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHAWA,
PESHAWAR.**

Service Appeal No:- 124/2024

Said Muhammad
..... Appellant

Versus

SMBR & Others
..... Respondents



AFFIDAVIT

I, Mr. Jabir Khan Advocate, do hereby solemnly affirm and declare that the contents of this Instant reply are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Tribunal. *The answering respondents have neither*

*place extra
no ches
Dfense
struck/off-*



[Handwritten Signature]
DEPONENT

15305-6860250-8

Service Appeal No 1678/2022 filed "Parveen Begum-v-Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa, Peshawar and others" decided on 05.01.2023 by Division Bench comprising Kalim Arshad Khan, Chairman, and Mian Muhammad, Member, Executive, Khyber Pakhtunkhwa Service Tribunal, Peshawar.



**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.**

Annex-A

**BEFORE: KALIM ARSHAD KHAN ...CHAIRMAN
MIAN MUHAMMAD ...MEMBER (Executive)**

Service Appeal No.1678/2022

Date of Presentation of Appeal.....21.11.2022
Date of Hearing.....05.01.2023
Date of Decision.....05.01.2023

**Mst Parveen Begum, District Education Officer (F) (BPS-19),
Elementary & Secondary Education Department, Karak**
.....(Appellant)

Versus

1. **The Government of Khyber Pakhtunkhwa through Chief Secretary,
Civil Secretariat, Peshawar.**
2. **Secretary to the Government of Khyber Pakhtunkhwa Elementary and
Secondary Education Department, Civil Secretariat, Peshawar.**
3. **Director Khyber Pakhtunkhwa Elementary and Secondary Education
Department, Near Malik Saad Shaheed BRT Station, Firdos.**
4. **Mst Fanoos Jamal, Deputy DEO (F) (BPS-18) Elementary & Secondary
Education Department, District Khyber**
.....(Respondents)

Present:

Mr. Noor Muhammad Khattak,
Advocate.....For appellant.

Mr. Muhammad Adeel Butt,
Additional Advocate General.....For official respondents.

Mr. Muhammad Asif Yousafzai,
Advocate.....For Private respondent.

**SERVICE APPEAL UNDER SECTION-4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974, READ
WITH CLAUSE NO. XIV OF THE KHYBER PAKHTUNKHWA
GOVERNMENT TRANSFER POLICY AGAINST THE**

Attested
38



IMPUGNED POSTING/TRANASFER ORDER ENDS. NO. SO(MC)E&SED/4-16/2022PT/TC DATED 20.10.2022 OF RESPONDNET NO.2 WHEREIN APPELLANT WAS TRANSFERRED AND POSTED AS A DISTRICT EDUCATION OFFICER (F) KOHISTAN UPPER AND AGAINST WHICH APPELLANT FILED DEPARTMENTAL APPEAL WHICH IS STILL PENDING WIHTOUT DISPOSAL.


JUDGMENT

KALIM ARSHAD KHAN CHAIRMAN: Through this service appeal, the appellant has impugned posting/transfer order bearing Endst No.SO(MC)E&SED/4-16/2022PT/TC dated 20.10.2022, whereby the appellant was transferred from the post of District Education Officer (F) Karak and posted as District Education Officer (F) Kohistan Upper.

2. The prayers in the appeal are to:

- i. *Declare the impugned order of respondent No.2 bearing Endst No.SO(MC)E&SED/4-16/2022PT/TC dated 20.10.2022 as illegal, unlawful, without lawful authority, against the Posting Transfer Policy of Khyber Pakhtunkhwa and set aside the same.*
- ii. *Direct the respondents to allow the appellant to serve as a District Education Officer (F) Karak till the completion of her normal tenure as per Posting, Transfer Policy of Government of Khyber Pakhtunkhwa.*
- iii. *Any other reliefs deemed appropriate in the circumstances of the case and not specifically asked for may also be graciously granted to the appellant.*

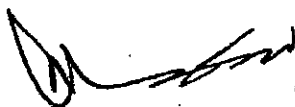
3. According to the appeal, the appellant was serving as District Education Officer (F) Karak, having been posted there on 05.07.2022 vide Notification


Attested
22



No. SO(MC)E&SED/4-16/2022/Posting/Transfers/MC, was transferred from the said post just after three months vide the impugned transfer Notification No. SO(MC)E&SED/4-16/2022PT/TC dated 20.10.2022 to Kohistan Upper purely on political motivation; that the appellant initiated departmental action against Wasiullah Driver, who was cousin of the sitting MNA Shahid Ahmad Khattak; that the appellant paid surprise visits and took actions against Mst. Mehwish Saeed PET along with two others, as they were found absent without leave application or prior approval; that Mst. Mehwish Saeed was wife of the said MNA; that the impugned order was also the result of non-compliance of the directions of the sitting MNA; that the private respondent was Deputy DEO (F) in BPS-18, who was transferred in place of the appellant, in her own pay and scale, which act was malafide; that the impugned order was against the Policy of the Government; that the appellant filed departmental appeal, which was not decided and she filed writ petition before the honourable Peshawar High Court; that the honourable Peshawar High Court, vide judgment dated 03.11.2022, directed respondent No.1 to decide the departmental appeal within 10 days and in case the departmental appeal is not decided within 10 days, the appellant might approach the competent forum directly, hence, this appeal.

4. On receipt of the appeal and its admission to full hearing, the respondents were summoned, who, on putting appearance, contested the appeals by filing written replies raising therein numerous legal and factual objections. The defence setup was a total denial of the claim of the appellant.


Attested
32

Service Appeal No.1679/2022 titled "Parveen Begum-vs-Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa, Peshawar and others" decided on 05.11.2023 by Division Bench comprising Kalim Arshad Khan, Chairman, and Mian Muhammad, Member, Executive, Khyber Pakhtunkhwa Service Tribunal, Peshawar.



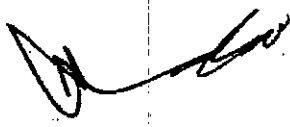
It was specifically urged in the reply of the official respondents that after 37th day of the transfer the appellant went to the office of the District Education Officer (F) Karak and committed assault by breaking locks of the doors and illegally occupying the said office despite the fact that the private respondent had assumed the charge on 24.10.2022 and had drawn salary against the post of DEO(F) Karak; that the appellant had been treated as per law, rules, Transfer and posting policy and in terms of Section 10 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 as the appellant, being a grade 19 officer, was liable to serve anywhere in the province, wherever her services are required by the competent authority in view of Section 2(b) of the said Act; that the appellant had been found guilty of willful absence from duty against the post of DEO(F) Kohistan Upper with effect from the date of transfer till 29.11.2022 without any formal leave sanction order and approval of the competent authority; that without waiting for the period prescribed by law, the appellant approached this Tribunal. The private respondent also submitted reply and contended that the impugned notification had already been acted upon by the private respondent as she had assumed the charge of the post of the DEO(F) Karak and had drawn salary against the same.

5. We have heard learned counsel for the appellants, learned Additional Advocate General for the official respondents and learned counsel for the private respondent.

Attested
32

6. The learned counsel for the appellant argued that the appellant was prematurely transferred; that the transfer order was result of political pressure; that the order was passed by incompetent authority and that the impugned transfer notification was in disregard of the policy of the Government. He also reiterated the facts and grounds detailed in the memo and grounds of the appeal while the learned Additional Advocate General and learned counsel for the private respondent refuted the arguments of the learned counsel for the appellant and supported the issuance of the impugned notification.

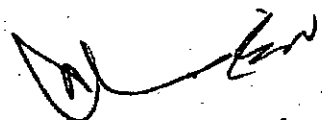
7. There is no denial of the fact that the appellant was transferred from the post of the DEO(F) Karak just after three months of her posting but while granting relief in favour of a party the conduct of that party is always seen and considered in perspective. In this case the official respondents, in their comments, have stated in categorical terms that the appellant had not only not complied with the order of the competent authority by not assuming the charge on the new assignment for quite long time but also presented herself as an undisciplined officer. The official respondents, in their reply/comments, leveled serious allegations on the appellant of her going to the office of the DEO(F) Karak, after 37th day of the transfer, breaking the locks and illegally occupying the office despite the fact that the incumbent private respondent No.4 (Mst. Fanoos Jamal) had already assumed the charge of the post of DEO(F) Karak on 24.10.2022. The factum of assumption of charge by Mst. Fanoos Jamal is supported by the charge assumption report annexed with the reply. Similarly, the allegations made in the reply regarding breaking the locks



Attested
3/2



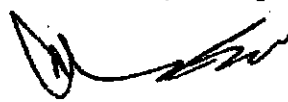
and illegally occupying the office of DEO(F) Karak as well as assumption of charge by Mst. Fanoos Jamal have not been denied during the course of arguments. The appellant even failed to deny the allegations and assumption of charge by Mst. Fanoos Jamal by submitting any rejoinder in response to the reply/comments filed by the official respondents. The learned counsel for the private respondent produced some official documents all signed on different dates from 02.11.2022, 04.11.2022, 14.11.2022 and 22.11.2022 by the private respondent in her capacity as DEO(F) Karak, which were also not denied nor controverted by the appellant. These letters further strengthened the contention of the respondents that the private respondent had assumed the charge on 24.10.2022, had actualized and drawn her salary against the post of DEO(F) Karak and had also been performing duties. Therefore, the contents of the comments filed by the authorities as well as the official documents issued under the signature of private respondent had gone un rebutted/unchallenged. During the tug of war between the appellant and the private respondent, when once the appellant had approached this tribunal and when once the private respondent had assumed the charge it did not suit to the majesty of a grade 19 officer (the appellant) of education department and that too lady to have gone to the office of the District Education Officer (F) Karak and have broken the locks and occupied the office. Instead of indulging into unwanted activities, which appear to be those of an unbecoming officer, the appellant ought to have adopted legal way by moving/informing the tribunal about the wrong, if any, happened to her in performance of her duties, in case she was of the view that she was right to occupy the office of the DEO(F)


A Hestad
32

Service Appeal No.1678/2022 titled "Parveen Begum vs Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa, Peshawar and others" decided on 05.01.2023 by Division Bench comprising Kalam Arshad Khan, Chairman, and Mian Muhammad Member, Executive, Khyber Pakhtunkhwa Service Tribunal, Peshawar.



Karak, after getting the impugned transfer order suspended from the tribunal on 28.11.2022. As against that there is charge assumption report dated 24.10.2022 of private respondent i.e. more than a month before the passage of the conditional suspension order by this Tribunal passed on 28.11.2022 that the operation of the impugned order stood suspended, if not already acted upon. In this case, the impugned order was admittedly acted upon before issuance of the suspension order by this Tribunal, which fact has otherwise rendered this appeal fruitless besides where was the appellant, during the period from her transfer made on 20.10.2022 till 28.11.2022, is also not known. Was she on leave or on duty, is an unanswered question which was required to have been answered by the appellant especially when she was issued show cause notice by the department regarding non-compliance of transfer order and of her absence from duty since her transfer. The copy of show cause notice was produced by the learned law officer during the course of arguments. Even the issuance of the show cause notice was not denied by the appellant's learned counsel during the arguments. Vide letter No.10-14 dated 29.11.2022, the private respondent had lodged a complaint to the Secretary Elementary and Secondary Education Khyber Pakhtunkhwa, against the appellant for her illegal interference in the official business. Copy of this letter has been annexed with the reply of the private respondent and a copy was also produced by the learned counsel for the appellant during the course of arguments. The letter stated that after issuance of the impugned transfer order, the private respondent assumed the charge of the post of DEO(F) Karak and continued office work, field visits and also attended official meetings with


Attested
292

district administration, directorate and secretariat; that she visited 38 schools in 40 days at district Karak and all the reports were uploaded on PMRU website; that she also punched her salary as DEO(F) Karak; that the appellant remained absent/disappeared during that period and she also illegally occupied the official vehicle; that she (the private respondent) made a request vide letter No.4607-9 dated 11.11.2022 to direct the appellant to hand over the official vehicle to the private respondent as official business was being suffered badly; that the Secretary Elementary and Secondary Education Khyber Pakhtunkhwa directed the appellant vide letter No.SOG/E&SE/1-40/ACR/2022 dated 15.11.2022 to hand over the vehicle to the private respondent; that the official vehicle was handed over by the appellant to the private respondent on 16.11.2022 contending that owing to her medical leave, the vehicle was retained by her but as per the office record the appellant had not obtained any medical leave; that the appellant reoccupied the chair of the DEO(F) Karak on 29.11.2022 claiming that this Tribunal has suspended her transfer order; that she misinterpreted the order sheet; that the appellant had been trying to create hurdles in smooth official business; that the appellant illegally took into possession the diary and dispatch registers; that a few clerical staff provided her all the official record and they continued to facilitate her; that the appellant refused to obey the transfer order issued by the competent authorities; that such a trespass in the government office brought bad name and reputation for the department as a whole and would encourage the other officers to follow her footsteps. At the end a request was made for guidance. A letter bearing No.43-49 dated 01.12.2022 was also written by the private respondent to the



Attested

District Police Officer, Karak reporting that the appellant along with Mr. Tariq Senior Clerk and Mr. Asad Dispatcher entered the office of DEO (F) Karak and took away diary and dispatch registers and other official record; that the appellant along with the above named two officials on 01.12.2022, once again, disrupted the professional environment of DEO(F) office Karak; that the appellant encroached the office and broke the locks of the office; that they illegally took into possession office record and important files; that the appellant illegally occupied the office and chair of the DEO(F); that there was uncertain and tense environment in the office and the appellant had not only disrupted the professional environment but the non-professional and bullying attitude had created chaos in the office; that the appellant arrogated the authority of the competent authorities. These letters were also not denied by the appellant. So the conduct of the appellant by not complying with the order of the competent authority, her prima facie absence from duty, breaking the locks of the office of the DEO(F) Karak, occupying the same and suppressing the facts narrated above, have disentitled the appellant to the desired relief at least prayed in this appeal. Reliance is placed on 2000 SCMR 1117 titled "*Akhtar Hussain versus Commissioner Lahore*" regarding disentanglement of a party for the conduct of the party. 1988 PLC (CS) 844 titled "*Ahmed Waqar versus Capital Development Authority, Islamabad*" can also be referred in this regards.

8. Keeping in view the above conduct of the appellant, her contention of premature transfer against the provisions of the Posting and Transfer Policy, is



AHested
22

Service Appeal No.1678/2022 titled "Parveen Begum vs Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa, Peshawar and others" decided on 05.01.2023 by Division Bench comprising Kalim Arshad Khan, Chairman, and Mian Muhammad, Member, Executive, Khyber Pakhtunkhwa Service Tribunal, Peshawar.



untenable as in the circumstances described above, the exigency and public interest would be to keep the impugned order intact and in such a situation the powers of the authorities vested in them under section 10 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 appear to have rightly and fairly been exercised. Section 10 of the Khyber Pakhtunkhwa Civil Servants Act, 1973 pertains to the posting and transfers of the civil servant and is reproduced for ready reference:

"10. Posting and transfers.— 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 his 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."

According to section 10, desired posting is not the perpetual right of a civil servant and the department concerned can transfer any civil servant to serve at the given place as mentioned in the transfer/posting order, while the civil servant cannot refuse compliance. Though, a ground for malafide can be based and agitated against an arbitrary, fanciful posting order based upon ill-will and inherent biases of the superior authorities. (See judgment dated 16.08.2022 of the honorable Peshawar High Court in Writ Petition No.439-B of 2022 titled "Hayatulah Khan versus Secretary Communication and Works Khyber Pakhtunkhwa and another"). The facts and circumstances enumerated

AHusted

32

Service Appeal No.1678/2022 titled "Parveen Begum-vs-Government of Khyber Pakhtunkhwa through Chief Secretary Khyber Pakhtunkhwa, Peshawar and others" decided on 03.01.2023 by Division Bench comprising Kalim Arshad Khan, Chairman, and Mian Muhammad, Member, Executive, Khyber Pakhtunkhwa Service Tribunal, Peshawar.

18

above do not show any malice, arbitrariness, fancifulness and biasness of the official respondents/authorities.

9. The Central Administrative Tribunal - Delhi, in the case of Sh. Jawahar Thakur- vs- Union Of India held on 19 June, 2015 that it is more than stare decisis that transfer is an incidence of service and it is for the executive/administration to decide how to and where to use its employees subject to the conditions of their appointment in the best interest of the organization and public service. It is not always possible and feasible to record strong reasons for allowing an officer to continue at a particular station for a few years or more or less.

10. In the case of Laxmi Narain Mehar v. UOI & Ors., JT 1997 (1) 24 Page 460, Hon'ble Supreme Court of India viewed that in view of the express indication for need of experienced staff at the respective places, the transfer order cannot be said to be arbitrary. Therefore, services of the appellant, admittedly, because of her being a senior and experienced officer, might be needed by the authority at the new place of posting.

11. The Hon'ble Supreme Court in Mrs. Shilpi Bose and Others v. State of Bihar and Others 1991 Supp.(2) SCC 659 went into in the issue of guidelines and has upheld the authority of the employers to transfer the employee in the following words:-



Attested
32

"4. In our opinion, the Courts should not interfere with a transfer order which are made in public interest and for administrative reasons (unless the transfer orders are made in violation of any mandatory statutory rule or on the ground of mala fide. A Government servant holding a transferable post has no vested right to remain posted at one place or the other, he is liable to be transferred from one place to the other. Transfer orders issued by the Competent Authority do not violate any of his legal rights. Even if a transfer order is passed in violation of executive instructions or orders, the Courts ordinarily should not interfere with the order instead affected party should approach the higher authorities in the Department. If the Courts continue to interfere with day-to-day transfer orders issued by the Government and its subordinate authorities, there will be complete chaos in the Administration which would not be conducive to public interest. The High Court over looked these aspects in interfering with the transfer orders."

12. In State of U.P. and Others v. Goverdhan Lal, : 2004 (3) SLJ 244 (SC)

it has been held thus:-

"8. It is too late in the day for any Government servant to contend that once appointed or posted in a particular place or position, he should continue in such place or position as long as he desires. Transfer of an employee is not only an incident inherent in the terms of appointment but also implicit as an essential condition of service in the absence of any specific indication to the contra, in the law governing or conditions of service. Unless the order of transfer is shown to be an outcome of a mala fide exercise of power or violative of any statutory provision of (an Act or Rule) or passed by an authority not competent to do so, an order of transfer cannot lightly be interfered with as a matter of course or routine for any or every type of grievance sought to be made. Even administrative guidelines for regulating transfers or containing transfer policies at best may afford an opportunity to the officer or servant concerned to approach their higher authorities for redress but cannot have the consequence of depriving or denying the Competent Authority to transfer a particular officer/servant to any place in public interest and as is found necessitated by exigencies of service as long as the official status is not affected adversely and there is no infraction of any career prospects such as seniority, scale of pay and secured emoluments. This Court has often reiterated that the order of transfer made even in transgression of administrative guidelines cannot also be interfered with, as they do not confer any legally enforceable rights, unless, as noticed supra, shown to be vitiated by mala fides or is made in violation of any statutory provision.

9. A challenge to an order of transfer should normally be eschewed and should not be countenanced by the Courts or Tribunals as though they



A Hestel

32

are Appellate Authorities over such orders, which could assess the niceties of the administrative needs and requirements of the situation concerned. This is for the reason that Courts or Tribunals cannot substitute their own decisions in the matter of transfer for that of Competent Authorities of the State and even allegations of mala fides when made must be such as to inspire confidence in the Court or are based on concrete materials and ought not to be entertained on the mere making of it or on consideration borne out of conjectures or surmise and except for strong and convincing reasons, no interference could ordinarily be made within an order of transfer.

From the aforementioned, it is evident that the posting to any particular place is not a legal right. Article 14 guarantees equality before law only. Right to equality is a positive concept. One can allege violation of Article 14 only where there is enforceable legal right. In the absence of such right, question of discrimination or violation of Article 14 does not arise."

13. The august Apex Court of India further goes ahead to the extent of holding that an employee is to obey the transfer order before he earns a right to challenge the same in Gujarat State Electricity Board versus Atma Ram Sunagomal Poshni (1989) 2 SCR 357 and further that even if there be non-compliance with the with the provisions of the posting norms, order of transfer will not be vitiated;

"2. Transfer of a Government servant appointed to a particular cadre of transferable posts from one place to the other is an incident of service. No Government servant or employee of Public Undertaking has legal right for being posted at any particular place. Transfer from one place to other is generally a condition of service and the employee has no choice in the matter. Transfer from one place to other is necessary in public interest and efficiency in the public administration. Whenever, a public servant is transferred he must comply with the order but if there be any genuine difficulty in proceeding on transfer it is open to him to make representation to the competent authority for stay, modification or cancellation of the transfer order. If the order of transfer is not stayed, modified or cancelled the concerned public servant must carry out the order of transfer. In the absence of any stay of the transfer order a public servant has no justification to avoid or evade the transfer order merely on the ground of having made a representation, or on the ground of his difficulty in moving from one place to the other. If he fails to proceed on transfer in compliance to the transfer order, he would



Attested
32

21

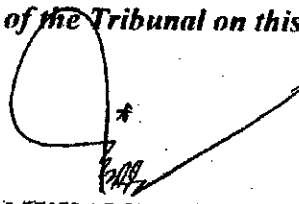
Service Appeal No 1678/2022 titled "Parveen Begum vs Government of Khyber Pakhtunkhwa through Chief Secretary, Khyber Pakhtunkhwa, Peshawar and others" decided on 05.01.2023 by Division Bench comprising Kalim Arshad Khan, Chairman, and Mian Muhammad, Member, Executive, Khyber Pakhtunkhwa Service Tribunal, Peshawar.


expose himself to disciplinary action under the relevant Rules, as has happened in the instant case. The respondent lost his service as he refused to comply with the order of his transfer from one place to the other."

14. Last but not the least, this appeal has been filed without waiting for 90 days' waiting period provided under the law for the appellate departmental authority to decide the departmental appeal but today copy of a Notification No. SO(MC)E&SE/4-16/2022/Posting/Transfer/MC dated 19.12.2022 was produced whereby the departmental appeal of the appellant was regretted. The appellate order regretting appeal passed by the appellate authority has also not been challenged.

15. For the above stated reasons this appeal fails and is dismissed with costs. Consign.

16. *Pronounced in open Court at Peshawar and given under our hands and the seal of the Tribunal on this 5th day of January, 2023.*


MIAN MUHAMMAD
Member (Executive)


KALIM ARSHAD KHAN
Chairman

Arma-B (22)

IN THE SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

Present:

Mr. Justice Umar Ata Bandial, HCJ
Mrs. Justice Ayesha A. Malik
Mr. Justice Athar Minallah

CIVIL PETITION NO.1532 OF 2022

(Against the judgment dated 27.04.2022 of the Baluchistan Service Tribunal, Quetta passed in Service Appeal No.62 of 2022)

Dr. Muhammad Saleem ... Petitioner

Versus

Government of Baluchistan, and others ... Respondent(s)

For the petitioner: Mr. Kamran Murtaza, Sr.ASC

For respondent No.1: Mr.M.Ayaz Swati, Addl.AG Baluchistan.

For Respondent No.3: Ms. Gulzar Butt, ASC

Date of hearing: 20.01.2023

ORDER

Athar Minallah, J. Dr. Muhammad Saleem

('petitioner') has sought leave against judgment, dated 27.4.2022, of the Baluchistan Service Tribunal ('Tribunal').

2. The controversy stems from the transfer order of Dr. Shamsullah Bazai ('respondent') from the post of Principal, Loralai Medical College ('College'). The respondent was posted as Principal of the College vide notification, dated 04.12.2020. The competent authority, vide notification dated 17.10.2021, directed the respondent to report to the Specialized Healthcare and Medical Education Department, but the notification was later withdrawn vide notification, dated 26.10.2021. He was transferred from the post of the Principal of the College and to the post of Professor (B-20) and Head of Ophthalmology Department, Bolan Medical College, vide notification dated 11.02.2022, while the petitioner replaced him as

replaced

Principal of the College. The respondent filed a departmental appeal and it was rejected by the competent authority vide order dated 17.2.2022. He then preferred an appeal before the Tribunal which was allowed vide the impugned judgment dated 27.4.2022.

3. We have heard the learned counsels for the parties and the Additional Advocate General of Baluchistan.

4. The respondent had challenged his posting/transfer orders. He had taken the stance in his departmental representation that allowing him to continue to hold the post of the Principal of the College was in the public interest. Likewise, the Tribunal had concluded that the transfer of the respondent from the latter post was not in the public interest. The Tribunal had raised concerns regarding the status of governance, besides placing reliance on the judgments of this Court, so as to justify interference with the executive functions in connection with posting/transfer of employees. The judgments relied upon were distinguishable, while the principles enunciated in the context of the executive domain with respect to transfer and postings of employees/civil servants appears to have been excluded from consideration.

5. This Court has already highlighted the scope of interference with the executive function of postings and transfers of government officials.¹ It has been held that the transfer of a government official from one place or post to another to meet the exigencies of service was within the exclusive domain and competence of the competent authorities of the executive organ of the State and, ordinarily, it is not amenable to interference except in extraordinary circumstances. This principle is subject to the

¹ *Fida Husain Shah and others v. Government of Sindh and others* (2017 SCMR 798)

Attsted

24

condition that the terms and conditions of service are not adversely affected. Moreover, an official has no vested right to claim to be posted/transferred to any particular place of his choice, nor is there a vested right to continue to hold a particular post at a particular place. The transfer and posting of a government servant is limited to the given tenure, if any, or at the pleasure of the competent authority. The question of whether the posting and transfer made by the competent authority was in the public interest is not open to judicial review by a tribunal or court and utmost caution and restraint ought to be exercised in interfering with or encroaching upon the exclusive domain of the executive authorities. The decisions in connection with posting and transfer of government servants must not be subjected to judicial scrutiny unless a law has been clearly violated or mala fide and malice is established without the need for making an inquiry. The interference of the Tribunal or courts in matters relating to postings and transfers is, therefore, an encroachment upon the executive domain and in breach of the seminal principle of separation of powers embedded in the Constitution. The Tribunal was not justified in interfering with the posting/transfer orders of the respondent nor was it in consonance with the settled principles relating thereto. The impugned judgment is, therefore, set-aside and with leave of this Court the petition is converted into an appeal and allowed.

Chief Justice

Judge

Judge

Islamabad the,
20th January, 2023
APPROVED FOR REPORTING.
(Amir Sh.)

Attsted
32

GOVERNMENT OF KHYBER PAKHTUNKHWA
BOARD OF REVENUE (QUAYENI AND ESTATE DEPARTMENT)

(TEHSILDAR, NAIB TEHSILDAR / SUBORDINATE REVENUE SERVICE RULES, 2008)

NOTIFICATION
Peshawar, dated 23-01-2015

No. 194/2015 (EY/SRC) - In pursuance of the provisions contained in sub-rule (2) of rule 3 of the Khyber Pakhtunkhwa, Civil Servants (Appointment, Promotion and Transfer) Rules, 1989 read with the Cabinet Division Notification No. SRO. 457(1)/2001 dated 28th June, 2001 and in supersession of all previous rules issued in this behalf, the Revenue and Estate Department, in consultation with the Establishment and the Finance Department, hereby lay down the method of recruitment, qualification and other conditions specified in column 3 to 7 of the Appendix to this Notification and applicable to posts born on the cadre strength of Revenue and Estate Department specified in column 2 of the said appendix:-

APPENDIX

| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
|------|--------------------------|---------------------------------|---|--|--|--|
| S.No | Nomenclature of the post | Appointing Authority | Minimum Qualification for appointment by initial recruitment or by transfer | Minimum Qualification for appointment by promotion | Age limit | Method of recruitment |
| 1. | Tehsildar (BPS 16) | Administrative Secretary (SMBR) | Second class Graduation from any University recognized by the Higher Education Commission | Deleted | 21 - 30 years For initial recruitment | (a) Twenty percent by initial recruitment; and (b) Sixty percent by promotion, on the basis of joint seniority-cum-fitness from amongst Naib Tehsildars, District Revenue Accountants, District Kanungos and Sub-Registrar with at least five years service. (c) Twenty percent by promotion on the basis of joint seniority-cum-fitness from amongst Assistants of the office of Board of Revenue, offices of Commissioners, Deputy Commissioners and Political Agents having five years service as such. |


Attested
[Signature]

| | 2 | 3 | 4 | 5 | 6 | 7 |
|----|--|---------------------------------|---|--------------------|---------------------------------------|---|
| A | Reader to Senior Member / Members Board of Revenue | Administrative Secretary (SMBR) | | | | By transfer from amongst the Tehsildars |
| B | Inspector of Stamps | Administrative Secretary (SMBR) | | | | By transfer from amongst the Tehsildars |
| 2 | Naib Tehsildar (BPS 14) | Administrative Secretary (SMBR) | Second class Graduation from any University recognized by the Higher Education Commission | Deleted | 21 - 30 years For initial recruitment | (a) Fifty percent by initial recruitment, through Khyber Pakhtunkhwa, Public Service Commission based on the result of a Competitive Examination conducted by it in accordance with syllabus, and (b) twenty five percent by promotion on the basis of Seniority - cum - fitness from amongst Kanungos with at least Five Years Service as such, who have passed the Departmental Examination of Naib Tehsildar. (c) fifteen percent by promotion, on the basis of joint Seniority - cum - fitness from amongst Senior Clerks of the office of Board of Revenue, Commissioners and Deputy Commissioners Offices in the Division concerned; and (d) Ten percent by promotion on the basis of seniority cum fitness from amongst Junior Clerks as Political Muharrirs of the offices of Political Agents with atleast ten years service.”; |
| 3. | District Kanungo (Saddar Kanungo) (BPS 14) | Administrative Secretary (SMBR) | | | | By promotion on the basis of seniority-cum-fitness, from amongst the Kanungo of the concerned District with at-least three years service as such |
| 4. | Head Clerk Revenue (BPS - 14) | | | | | By transfer from amongst Naib Tehsildar (Deleted) (Post has been abolished) |

Attested
3

| | 2 | 3 | 4 | 5 | 6 | 7 |
|----|---|---------------------------------|---|---|----------|--|
| 5. | District Revenue Accountant (BPS 14) | Administrative Secretary (SMBR) | - | - | - | By promotion, on the basis of seniority-cum-fitness, from amongst the Tehsil Accountant of the district with at least three years service as such. |
| 6. | Kanungo (BPS - 11) | District Collector | - | - | - | By promotion, on the basis of seniority-cum-fitness, from amongst the Patwaris and Naib Office Kanungos of the district concerned with <u>three</u> years service as such and who have passed the Departmental examination of Kanungo. |
| 7. | Tehsil Accountant | District Collector | - | - | - | By promotion on the basis seniority-cum-fitness from amongst the Naib Tehsil Accountants having three (03) years service as such. |
| 8. | Patwari (BPS - 09) | District Collector | Intermediate or equivalent qualification, who have passed the Patwar Examination. | - | 18 to 35 | "By initial appointment from amongst the Patwar passed candidate entered in the Tehsil patwar candidate register maintained by District Collector of the district concerned. |
| 9. | Naib Tehsil Accountant / Naib Tehsil Office Kanungo | District Collector | - | - | - | By transfer from amongst the Patwaris. |

Sd/-
 SECRETARY TO GOVERNMENT
 REVENUE AND ESTATE DEPARTMENT

Attest


1943-81/Estt:1/135/SSRC

Copy forwarded for information and necessary action to the:-

1. Secretary to Government of Khyber Pakhtunkhwa Establishment Department.
2. Secretary to Government of Khyber Pakhtunkhwa Finance Department.
3. Secretary to Government of Khyber Pakhtunkhwa Law Department.
4. Secretary Khyber Pakhtunkhwa Public Service Commission.
5. Registrar Peshawar High Court.
6. Accountant General Khyber Pakhtunkhwa.
7. All Commissioners / Political Agents in Khyber Pakhtunkhwa.
8. All Deputy Commissioners, Khyber Pakhtunkhwa.
9. Private Secretary to Minister for Revenue Khyber Pakhtunkhwa.
10. Controller, Government Printing Press Peshawar with the request to publish the above notification in the official Gazette and supply 50 printed copies thereof to the undersigned for record.


DEPUTY SECRETARY TO GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Attes Heel
3

29

CHARGE RELINQUISH REPORT


In compliance with the Director Land Records/ Chief Settlement Officer Khyber Pakhtunkhwa Order No. LR-V/Settlement/T&P/ 568-77 dated 04-02-2022, I Mr. Said Muhammad hereby relinquish the charge of the post of Naib Tehsildar Oghi (OPS-11) today on 08-02-2022 (FN).


(Said Muhammad)
Naib Tehsildar Oghi

No. 301-309 / AC(Oghi) Dated 08 /02/2022.

Copy forwarded for information to:-

1. The Commissioner, Hazara Division Abbottabad.
2. The Deputy Commissioner, Mansehra.
3. The Settlement Officer, Mansehra.
4. The Assistant Commissioner, Oghi.
5. The District Accounts Officer, Mansehra.
6. The PS to Special Assistant to Chief Minister on Revenue & Estate, Khyber Pakhtunkhwa.
7. The PS to Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
8. The Tehsildar Oghi
9. The Official concerned.


Assistant Commissioner,
Oghi.

Attested
3

(30)
2

CHARGE ASSUMPTION REPORT

In compliance with the Notification vide No.LR-V/Settlement/T &P/568-77 Dated 04-02-2022, issued by the Director Land Records/ Chief Settlement Officer, Board of Revenue, Khyber Pakhtunkhwa, Peshawar. I, Said Muhammad, hereby assume the charge of Naib Tehsildar Settlement Mansehra today on 08-02-2022 (AN).


(Said Muhammad)

NAIB TEHSILDAR SETTLEMENT,
MANSEHRA.

No. 037-41 SO(M) Dated 08-02-2022
Copy to:

01. The Director Land Records/Chief Settlement Officer, Khyber Pakhtunkhawa with reference to his letter No.LR-V/SO/Mansehra/155-57 dated 28-05-2021.
02. The Deputy Commissioner Mansehra.
03. The District Accounts Officer Mansehra.
04. PS to Senior Member Board of Revenue, Khyber Pakhtunkhawa, Peshawar.
05. PS to Commissioner Hazara Division, Abbottabad.



SETTLEMENT OFFICER,
MANSEHRA.

Attested
3

31

CHARGE ASSUMPTION REPORT

In compliance with Office Order No. LR-IV/Estb/DLR/7452-59 dated 13-12-2022 issued by the Director Land Records / Chief Settlement Officer, Board of Revenue, Khyber Pakhtunkhawa, Peshawar. I, Said Muhammad, hereby assume the Charge of Tehsildar (OPS), Settlement-II Mansehra today on 15-12-2022(FN).


(SAID MUHAMMAD)
TEHSILDAR SETTLEMENT-II,
MANSEHRA.

Dated: 15-12-2022

No 1749-52 SO(M)

Copy to:

1. The Commissioner Hazara Division Abbottabad.
2. The Deputy Commissioner Mansehra.
3. The District Accounts Officer Mansehra.
4. PS to Senior Member Board of Revenue, Khyber Pakhtunkhawa, Peshawar.


SETTLEMENT OFFICER,
MANSEHRA

Alleged
3

CHARGE RELINQUISH REPORT

In compliance with Office Order No. LR-IV/Estb/DLR/7452-59
13-12-2022 issued by the Director Land Records / Chief Settlement Officer, Board
of Revenue, Khyber Pakhtunkhawa, Peshawar. I, Said Muhammad, hereby relinquish
the Charge of Naib Tehsildar Settlement-II Mansehra today on 14-12-2022(AN).



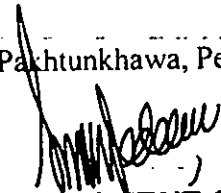
(SAID MUHAMMAD)
NAIB TEHSILDAR SETTLEMENT-II,
MANSEHRA.

No 1745-48 SO(M)

Dated: 15-12-2022

Copy to:

1. The Commissioner Hazara Division Abbottabad.
2. The Deputy Commissioner Mansehra.
3. The District Accounts Officer Mansehra.
4. PS to Senior Member Board of Revenue, Khyber Pakhtunkhawa, Peshawar.



SETTLEMENT OFFICER,
MANSEHRA.

Attested


CHARGE RELINQUISHED REPORT

In compliance with Notification No. LR-V/Settle:Oper:/Man:/946-60 dated 13-12-2023 issued by the Director Land Records, Board of Revenue, Khyber Pakhtunkhawa, Peshawar. I, Said Muhammad, Naib Tehsildar (BPS-14) hereby relinquish the Charge of the post of Naib Tehsildar Settlement-I, Mansehra today on 22-12-2023(FN).

Said Muhammad
(Said Muhammad)
NAIB TEHSILDAR SETTLEMENT-I
MANSEHRA.

No 1878-83 SO(M)

Dated 22-12-2023

Copy to:

1. The Commissioner Hazara Division Abbottabad.
2. The Director Land Records/Chief Settlement Officer, Khyber Pakhtunkhwa, Peshawar.
3. The Deputy Commissioner Mansehra.
4. The District Accounts Officer Mansehra.
5. The Assistant Secretary (Estb), Board of Revenue, Khyber Pakhtunkhawa, Peshawar.
6. PS to Senior Member Board of Revenue, Khyber Pakhtunkhawa, Peshawar.

S. M. Khan
SETTLEMENT OFFICER
MANSEHRA.

Attested
Z

ARRIVAL REPORT

In compliance with Notification No. LR-V/Settle:Oper:/Man:/946-60 dated 13-12-2023 issued by the Director Land Records, Board of Revenue, Khyber Pakhtunkhawa, Peshawar. I, Said Muhammad, Naib Tehsildar (BPS-14) do hereby submit my arrival report in the office of Commissioner Hazara Division, Abbottabad today on 22-12-2023 (AN).

Said Muhammad
(Said Muhammad)

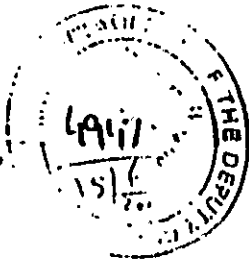
NAIB TEHSILDAR
(BPS-14)

A.E
[Signature]
Sent on
22/12/23.

P.U

Attested
[Signature]

REGISTERED MAIL



PERSONAL NO: ~~35116~~
OFFICE OF THE
COMMISSIONER HAZARA DIVISION
ABBOTTABAD
PH. N 0992-9310461, Fax No. 9310265

89 (35)
AE/DK
Dec 11/6/20

Dated Abbottabad, the June 8, 2020

ORDER

No. 116/4/9/CHD/ 6764-20, the competent authority is pleased to order the following postings/transfers amongst DK/HVC/Kanungos in Hazara Division, as noted against each, in their Own Pay & Scale, purely on temporary basis, with immediate effect, in the public interest:

| Sr | Name | From | To |
|----|------------------------|-----------------------------------|---|
| 1 | Aqeel Ahmed. | HVC, Haripur. | District Revenue Accountant, Abbottabad against the vacant post. |
| 2 | Javed Khan | Kanungo District Abbottabad. | District Kanungo, Abbottabad against the vacant post. |
| 3 | Sher Zada | Kanungo District, Batagram. | District Kanungo, Batagram against the vacant post. |
| 4 | Said Muhammad | Kanungo District, Batagram. | District Kanungo, Manshra against the vacant post. |
| 5 | M. Imtiaz Khan | Kanungo District, Haripur. | Naib Tehsildar, Juddah, Torghar against the vacant post. |
| 6 | Najib-ur-Rehman | Kanungo District, Kohistan Upper. | Naib Tehsildar Kandia Kohistan Upper against the vacant post. |
| 7 | Niaz Hussain Shah | Kanungo District, Manshra. | District Kanungo, Torghar against the vacant post. |
| 8 | Azhar Masood | Kanungo District, Abbottabad. | Naib Tehsildar Pattan, Kohistan Lower against the vacant post by relieving Mr. Gul Rehman from additional Charge of NT, Pattan. |
| 9 | Syed Waqar Haider Shah | Kanungo District, Haripur. | Naib Tehsildar Dassu Kohistan Upper against the vacant post. |

ATTESTED

Sd/-
Commissioner
Hazara Division

Copy forwarded for information to the

- 1- The Senior Member Board of Revenue, Khyber Pakhtunkhwa, Peshawar.
- 2- All Deputy Commissioners, in Hazara Division except Kolai Pallas.
- 3- District Accounts Officers, in Hazara Division except Kolai Pallas.
- 4- PS to Commissioner Hazara Division, Abbottabad.
- 5- Revenue Officers concerned for immediate compliance.

(Assad Mahmood Lodhi)
Assistant to Commissioner (Rev/GA)
Hazara Division, Abbottabad

Attested
3



AE
[Signature]
5/8/21

OFFICE OF THE
COMMISSIONER HAZARA DIVISION
ABBOTTABAD

PH.# 0992-9310461, Fax No. 9310265

Dated Abbottabad, the 24/03/2021

ORDER

No. Estb/4/9/CHD/3538-47: The competent authority is pleased to order the mutual postings/transfers of following Naib Tehsildar/DK/ Kanungo of the Division, with immediate effect, till further orders, in the public interest:

| S# | Name | From | To | Remarks |
|----|---------------------------|---------------------------------|-------------------------|---------------------------------|
| 1 | Said Muhammad Kanungo. | District Kanungo Manshra (OPS). | Naib Tehsildar, Oghi. | In OPS Vice S.No.2. |
| 2 | Anwar Zeb. Naib Tehsildar | Naib Tehsildar Oghi. | Naib Tehsildar Darband. | Vice S. No.3 |
| 3 | Maqbool ur Rehman, DE. | Naib Tehsildar Darband. | Tehsildar Darband | In OPS against the vacant post. |

Sd/-
Commissioner.
Hazara Division

Copy forwarded for information to the:

- 1- Senior Member Board of Revenue, Khyber Pakhtunkhwa, Peshawar.
- 2- Deputy Commissioners, Manshra.
- 3- District Account Officers, Manshra.
- 4- Secretary to Commissioner Hazara Division, Abbottabad.
- 5- PS to Commissioner Hazara Division, Abbottabad.
6. Revenue Officers concerned for immediate compliance.

Attested

[Signature]
DRAWING & DISBURSING OFFICER
Deputy Commissioner Office
Manshra

(Assad Mehmood Lodhi)
Assistant to Commissioner (Rev/GA)
Hazara Division, Abbottabad

Attested
[Signature]



GOVERNMENT OF KHYBER PAKHTUNKHWA
DIRECTORATE OF LAND RECORDS
REVENUE AND ESTATE DEPARTMENT

E-Mail: landrecrd.kpk@gmail.com

Phone: 091-9210057

@LandrecrdKP
fb.com/landrecrd.kpk

Peshawar dated the 13/12/2022.

OFFICE ORDER:

No.LR-IV/Estb/DLR/ 7452-59 The following posting/transfer of Settlement
Tehsildar/Naib Tehsildars are hereby ordered with immediate effect in the public interest.

| S.No | Officer | From | To |
|------|-------------------|--|--|
| 1. | Said Muhammad | Naib Tehsildar, Settlement-II, Manshra | Tehsildar(OPS), Settlement-II, Manshra |
| 2. | Malik Sajjad Khan | Tehsildar (OPS), Settlement-II, Manshra | DRA, Haripur |
| 3. | Hassan Ahmad | Naib Tehsildar/DRA, Haripur | Naib Tehsildar, Settlement-I, Manshra |
| 4. | Muhammad Akhtar | Naib Tehsildar, Settlement-I, Manshra | At the Disposal of Commissioner Hazara Division |
| 5. | Irshad Khan | Girdawar Settlement, Manshra | Naib Tehsildar, Settlement-II, Manshra |

Approved by
Competent Authority

Endst: No. & date even.

Copy forwarded for information to the;

1. Commissioner Hazara Division, Abbottabad, for information and necessary action please.
2. Deputy Commissioner Haripur & Manshra.
3. Settlement Officer, Manshra.
4. District Accounts Officers, Haripur & Manshra.
5. Senior PS to Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
6. PA to Director Land Records, Khyber Pakhtunkhwa.
7. Officials concerned.
8. Officer Order file.


Director Land Records
Khyber Pakhtunkhwa

Attested
3




GOVERNMENT OF KHYBER PAKHTUNKHWA
DIRECTORATE OF LAND RECORD
REVENUE AND ESTATE DEPARTMENT

E-Mail: landrecord.kpk@gmail.com Phone: 091-9210057
@LandrecordKP
b.com/landrecord.kpk
Peshawar dated the 09/03/2023.

Office Order:

No. L.R V/Settlement/Manshra/ 3226-34. The following posting/transfer amongst Settlement Tehsildars is hereby ordered with immediate effect in the public interest.


| S.No | Name & Designation | From | To | Remarks |
|------|-------------------------------------|---|--|------------|
| 01 | Syed Inran Ali Shah Tehsildar | Waiting for posting in BOR | Settlement Tehsildar Manshera-II | Vice No. 2 |
| 02 | Mr. Said Muhammad Naib Tehsildar | Settlement Tehsildar (OPS) Manshera-II | Report to Commissioner Hazara Division | |


Director Land Records/
Chief Settlement Officer
Khyber Pakhtunkhwa

Endst. No & Date even

Copy forwarded to the: -

1. Commissioner Hazara Division Abbottabad.
2. Deputy Commissioner, Manshra.
3. Settlement Officer, Manshera.
4. District Account Officer concerned.
5. Senior PS to Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
6. Assistant Secretary (Estb:), Board of Revenue, Khyber Pakhtunkhwa.
7. Official concerned.
8. Office Order File.


Director Land Records/
Chief Settlement Officer
Khyber Pakhtunkhwa

Attested
3



GOVERNMENT OF KHYBER PAKHTUNKHWA
DIRECTORATE OF LAND RECORDS
REVENUE AND ESTATE DEPARTMENT

E-Mail: landrecords.kpk@gmail.com Phone: 091-9210057
@landrecordskpk
b.com/landrecords.kpk
Peshawar dated the 10/03/2023

Office Order:

No. I.R-V/Settlement/Manshra/ 3386-96 The following posting/transfer amongst Settlement Naib-Tehsildars is hereby ordered with immediate effect in the public interest.

| S.No | Name & Designation | From | To | Remarks |
|------|---------------------------------------|--|---|---------------|
| 1. | Mr. Nisar Muhammad, Naib Tehsildar | Settlement Naib Tehsildar Mansehra-I, Baffa Circle | Report to Commissioner Hazara Division, Abbottabad | |
| | Mr. Saïd Muhammad Naib Tehsildar | Waiting for posting in Commissioner Hazara office | Settlement Naib, Tehsildar Mansehra-I, Baffa Circle | Vice S. No. 1 |

Director Land Records/
Chief Settlement Officer,
Khyber Pakhtunkhwa

Endst. No & Date even

Copy forwarded to the: -

1. Commissioner Hazara Division Abbottabad.
2. Deputy Commissioner, Mansehra.
3. Settlement Officer, Mansehra.
4. District Account Officer concerned.
5. Senior PS to Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
6. Assistant Secretary (Estb;), Board of Revenue, Khyber Pakhtunkhwa.
7. Official concerned.
8. Office Order File.

Director Land Records/
Chief Settlement Officer,
Khyber Pakhtunkhwa

Attested
3



GOVERNMENT OF KHYBER PAKHTUNKHWA
REVENUE & ESTATE DEPARTMENT

Phone No. 091-9210057, FAX No. 0919213989
Facebook ID: www.facebook.com/kp.landrecords P Twitter ID: LandrecordsKp

40

Peshawar dated the 13 /12/2023.

NOTIFICATION

No. LR-V/Settle: Oper/Mun: 946-60. The Competent Authority is pleased to order posting/transfer of the following Revenue/Settlement Officers, with immediate effect in the public interest:-

| S.No. | Name of Revenue Officer | From | To |
|-------|--|---|---|
| 01 | Mr. Muhammad Suleem, Kunungo (BPS-11) | Kunungo Hattagram | Settlement Naib Tehsildar, Manshra in O.P.S. |
| 02 | Mr. Said Muhammad, Revenue Naib Tehsildar (BPS-11) | Settlement Naib Tehsildar, Manshra | Report to Commissioner, Hazara Division |
| 03 | Mr. Yar Muhammad, Revenue Tehsildar (BPS-16) | Tehsildar Halakot District Manshra | Settlement Tehsildar, Manshra |
| 04 | Mr. Ghuncha Gul, Revenue Naib Tehsildar | Settlement Tehsildar Manshra | Report to Board of Revenue |
| 05 | Mr. Muhammad Ijaz, Revenue Tehsildar | Tehsildar Havelian, District Abbottabad | Assigned additional charge as Settlement Tehsildar Lora |

By order of
Competent Authority

End: No. & date above.

Copy for information & necessary action is forwarded to the:-

1. Commissioner, Hazara Division, Abbottabad.
2. Accountant General, Khyber Pakhtunkhwa.
3. Secretary-I, Board of Revenue, Khyber Pakhtunkhwa.
4. Deputy Commissioners, Abbottabad & Manshra.
5. Settlement Officers, Manshra & Abbottabad.
6. District Accounts Officers, Abbottabad and Manshra.
7. Senior PS to Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
8. PS to Minister for Revenue & Estate, Khyber Pakhtunkhwa.
9. PS to Member-III, Board of Revenue, Khyber Pakhtunkhwa.
10. Officers concerned for compliance.
11. Office order file.

Director Land Records
Chief Settlement Officer
Board of Revenue

Attested
3