


28th Feb, 2024

1. Learned counsel for the appellant and Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

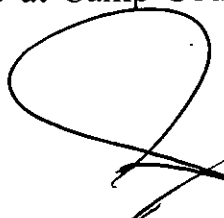
2. There were a number of anomalies pointed out when the case was opened, to which, learned counsel for the appellant sought time to assist the Tribunal, especially on the following points:

- i. Whether the then Director Education NWFP was competent to transfer the employees from FATA to the Province or what was the procedure of transferring the employees from FATA to Settled district, especially those, holding district cadre posts?
- ii. In case the Director Education could transfer employees from FATA to settled areas, in that eventuality, whether the District Education Officer would be competent to declare the orders shown to have been issued by the Agency Education Officer Khyber to be fake and bogus or who would order for conducting inquiry and procedure and by whom inquiry should be conducted?

The learned Deputy District Attorney shall also assist the Tribunal on these points as well as on others raised in the appeal or in their reply. We direct that the District Education Officers Khyber and Battagram shall personally appear and assist the Tribunal. The DEO Khyber, with whom the DEO Battagram shall coordinate in the meantime, shall produce all the relevant record, if any, in his possession. The terms of order sheet are made to understand by the representative of DEO Battagram namely Lutfullah who would convey the same to the concerned DEOs. The DEO Khyber be issued notice to appear in person alongwith record. To come up for arguments on 23.04.2024 before D.B at Camp Court, Abbottabad. P.P given to the parties.


(Salah Ud Din)
Member (J)

Camp Court, A/Abad


(Kalim Arshad Khan)
Chairman
Camp Court, A/Abad