


09.04.2024 1. Learned counsel for the appellant present and argued that appellant is performing his duty as Senior Clerk in respondent department who was subjected to frequent transfers in short span of four months. He further argued that lastly appellant was directed to report to Chief Engineer Centre for further posting vide impugned order dated 08.12.2023 against which departmental appeal was filed by the appellant on 11.12.2023 which was rejected vide order dated 02.02.2024 and conveyed to the appellant vide letter dated 29.02.2024 after which appellant filed instant appeal under section 4 of Khyber Pakhtunkhwa Service Tribunal Act, 1974 on 04.03.2024 which is well within time. He further argued that appellant is still working against the said post. Vide impugned order dual charge of the post was given to one Hameed Ullah despite which the fact that vide notification dated 25.09.2023 issued by the Chief Engineer Centre withdrawn all the order of the officials who were working on additional charge OPS or dual charge immediately. Points raised need consideration. The appeal is admitted for regular hearing subject to all just and legal objections. Appellant is directed to deposit security and process fee within three days, thereafter notices be issued to the respondents for submission of written reply. To come up for written reply/comments on 19.04.2024 before S.B. P.P given to the appellant.

2. Alongwith the appeal there is an application for suspension of operation of impugned orders dated 08.12.2023 and 02.02.2024. Notice of application be also issued to the respondents for the date fixed. In the meanwhile, operation of impugned order shall remain suspended if not acted upon earlier.

  
(Rashida Bano)  
Member (J)