


16.11.2015

Counsel for the appellant has submitted application for withdrawal of appeal.

Dismissed as withdrawn. File be consigned to the record room.



Chairman
Camp Court A/Abad.

ANNOUNCED
16.11.2015

16.11.15


7 23.7.2015

Mr. Afsar Shah, Advocate junior to counsel for the appellant and Mr. Muhammad Bilal, G.P. for respondents present. Requested for adjournment as learned counsel for the appellant is stated indisposed. Adjourned for preliminary hearing to 14.9.2015 before S.B at camp court A/Abad.


Chairman
Camp Court A/Abad


14.9.2015

Counsel for the appellant and Mr. Muhammad Tahir Aurangzeb, G.P. for respondents present. Learned counsel for the appellant requested for adjournment. To come up for preliminary hearing on 19.10.2015 before S.B at Camp Court A/Abad.


Chairman
Camp Court A/Abad

19.10.2015

Counsel for the appellant and Mr. Muhammad Tahir Aurangzeb, G.P. for respondents present. Learned counsel for the appellant requested for adjournment. Adjourned for preliminary hearing to 16.11.2015 before S.B at Camp Court A/Abad.


Chairman
Camp Court A/Abad

4- 19.02.2015


Counsel for the appellant present. Contends that the appellant has been subjected to premature transfers on different occasions on consideration other than merits. Pre-admission notice be issued to the respondents for 22.4.2015 before S.B at camp court A/Abad.


Chairman
Camp Court A/Abad

19.02.2015

5- 22.4.2015

Counsel for the appellant and Mr.Muhammad Tahir Aurangzeb, G.P for respondents present. Learned G.P informed the Court that the appellant was not transferred to Topi (Swabi) for any malafide reasons and that she was serving in the management cadre and due to Notification of the Provincial Government she was to be transferred from her home district. Requested for adjournment for producing the notification. The same be produced on 18.5.2015 before S.B at camp court A/Abad.


Chairman
Camp Court A/Abad

19.02.2015

6

18.5.2015

Counsel for the appellant has sent application for adjournment. Mr.Muhammad Tahir Aurangzeb, G.P for respondents present. Adjourned for preliminary hearing to 23.7.2015 before S.B at Camp Court A/Abad.



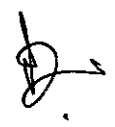

Chairman
Camp Court A/Abad

18.5.2015

Form- A
FORM OF ORDER SHEET

Court of _____

Case No. 1363/2014

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	28/11/2014	<p>The appeal of Mst. Rehana Yasmeen resubmitted today by Mr. Khurram Iqbal Qazi Advocate may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"> REGISTRAR</p>
2	16-1-15	<p>This case is entrusted to Touring Bench A.Abad for preliminary hearing to be put up there on <u>28-1-15</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>
3	21.01.15	<p><i>None present for appellant.</i></p> <p><i>Notice be issued to appellant and her counsel for preliminary hearing for 19.2.2015 at Camp Court A/Abad.</i></p> <p style="text-align: right;"> Chairman Camp Court A/Abad</p>

The appeal of Mst. Rehana Yasmin D.E.O (F) Topi Swabi received today i.e. on 31.10.2014 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.


- 1- Index of the appeal may be prepared according to the Khyber Pakhtunkhwa Service Tribunal rules 1974.
- 2- Law under which appeal is filed is not mentioned.
- 3- Annexure-F of the appeal is illegible which may be replaced by legible/better one.
- 4- Annexures of the appeal may be attested.
- 5- Five more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal in file covers.

No. 15768 /S.T,

Dt. 5-11 /2014.

Khuram

Mr. Muhammad Iqbal Qazi Advocate,
High Court Abbottabad.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Appeal no. 1363/2014

Rehana Yasmeen SDEO (f), Topi Swabi.

...APPELLANT

VERSUS

Govt. of Khyber Pakhtunkhwa through secretary E & S Education Department Peshawar
and others.

...RESPONDENTS

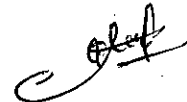
APPEAL UNDER SECTION 4 OF KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974

INDEX

S.No.	Description of Documents	Annexure	Page No.
1.	Appeal alongwith affidavit	--	1-4
2.	Copy of the appointment order	"A"	5-9
3.	Copy of the Transfer Order dated 10.06.2014	"B"	10
4.	Copy of the Departmental Appeal	"C"	11-13
5.	Copy of the Transfer Order dated 30.08.2013	"D"	14-15
6.	Copy of Transfer Order dated 07.10.2013	"E"	16
7.	Copy of Transfer Order 28.05.2014	"F"	17
8.	Vakalat Nama	--	18

...APPELLANT

Through:



Dated: 20-11-2014

(KHURRAM IQBAL QAZI)
Advocate High Court,
Abbottabad.

BEFORE THE KHYBER PAKHTOONKHUWA SERVICE TRIBUNAL,
PESHAWAR.

Appeal no. 1363/2014

Rehana Yasmeen Sub Divisional Education Officer (F) Topi, Swabi.

...APPELLANT

VERSUS

1. Government of Khyber Pakhtoonkhwa through Secretary (E&S) Education Department, Peshawar.
2. Chief Secretary Govt. of Khyber Pakhtoonkhwa, Peshawar.
3. Director (E&S) Education Department, Peshawar.

1329
31-10-2014

...RESPONDENTS

415-4757A-1974
APPEAL AGAINST THE ORDER No. SO(S/F)E&SE/4-16/2014/DDEOs/SDEO(F) DATED 10-06-2014 OF RESPONDENT NO.1 VIDE WHICH THE APPELLANT HAS BEEN TRANSFERRED TO TOPI, SWABI.

PRAYER:-

BY ACCEPYING THIS APPEAL THE IMPUGNED ORDER MAY PLEASE BE CANCELLED AS BEING WRONG,ILLEGAL,ARBITRARY,AGAINST THE LAW, CONSTITUTION AND AGAINST THE INTREST OF THE PUBLIC AND THE APPELLANT.

31/10/14

Respectfully Sheweth,

re-submitted to ~~the~~
and filed.

31/11/14

1. That, the appellant after selection by the Khyber Pakhtoonkhwa ^{Service} Public Commission, as SDEO(F), was appointed at Haripur on 21-02-2012. (Copy is attached as Annexure "A")

2. That, the respondent No. 1 transferred the appellant vide order dated 10-06-2014 from Directorate to Topi, Swabi. *(Copy of the order is attached as Annexure "B")*
3. That, the appellant impugned the above stated order before respondent # 2 vide appeal dated 17-06-2014 but received no reply within in period of ninety days, hence this appeal. *(Copy of the appeal is attached as Annexure "C")*
4. That, appellant during the period has been working diligently and honestly and to the entire satisfaction of her superior.
5. That, nobody has been appointed at Haripur so the post is vacant.
6. That, the impugned order is inter-alia assailed on the following grounds;

a) That the appellant has been transferred thrice within a period of eight months making her rolling stone for no fault of her. *(Copies of the orders are attached as Annexure "D,E,F")*

b) That, the appellant has been transferred for no fault or lapse of her.

c) That, the appellant has after 10 years in Haripur arranged Girls Primary School Tournament at district level for girls students in order to activate extra co-curricular activities.

d) That, the appellant took great pain in finding out ghost school in Haripur district and brought to task those teachers who were either irregular or absent from their jobs as such appellant deserves reward for good performance and not punishment.

e) That the appellant is alone and a mother of a daughter aged 5 years, for whose better education, residing at Abbottabad and admitted her daughter in a school at Abbottabad.

f) That, in order to achieve this aim, the appellant had daily traveled between Abbottabad and Haripur but with this transfer it will become difficult to leave her daughter alone at Abbottabad or to travel daily between Abbottabad and Topi, Swabi.

7. That, the impugned order amounts to awarding punishment to the appellant without observing the procedure laid down in Khyber Pakhtoonkhwa Efficiency and Disciplinary Rules and also amount to harassing the appellant in short time.

8. That, the operation of the impugned order may graciously be suspended till the decision of the appeal.

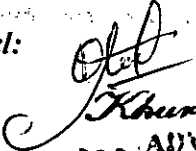
It is, therefore, humbly prayed that by accepting the appeal, the impugned order may please be cancelled and the appellant be allowed to stay at Haripur.

Dated: 31-10-2014


REHANA YASMIN
SDEO(F) TOPI, SWABI
APPELLANT

Through Counsel:

VERIFICATION:-


Khuram Iqbal Daudi
ADVOCATE, HIGH COURT
0333-9273136 ABBOTTABAD.

It is verified that all the contents of the appeal are true and correct to the best of my knowledge and belief and that nothing has been concealed therein.

Dated: 31-10/2014.


DEPONENT.

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

Rehana Yasmeen Sub Divisional Education Officer (F) Topi, Swabi.

...APPELLANT

VERSUS

1. Government of Khyber Pakhtoonkhwa through Secretary (E&S)
Education Department, Peshawar.
2. Chief Secretary Govt. of Khyber Pakhtoonkhwa, Peshawar.
3. Director (E&S) Education Department, Peshawar.

...RESPONDENTS

APPEAL

AFFIDAVIT

I, Mst. Rehana Yasmin daughter of Roshin Din Resident of stadium road, near Masjid Farooq-e-Azam Nawan Shear, Abbottabad *Appellant*, do hereby solemnly affirm and declare on Oath that the contents of instant *Appeal* are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Tribunal.



DEPONENT

[Signature]

...APPELLANT

Dated: - 31-10-2014

IDENTIFIED BY:-

[Signature]

KHURRAM IQBAL QAZI
Advocate High Court, Abbottabad.

Registered



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the, February 21, 2013

ANNEXURE "A"
5 Pages

NOTIFICATION.

NO.SO(S)3-2/2012/DDO(Female). Consequent upon the recommendations of Khyber Pakhtunkhwa Public Service Commission Peshawar, the Competent Authority is pleased to appoint the following as Deputy District Officers Management Cadre in BS-17 (Rs.16000-1200-40000) plus usual allowances as admissible under the rules in the on regular basis under the existing policy of the Provincial Government with immediate effect:-

S.#	Name/Father's Name & Address
1.	Ms. Hasrat Zahra D/O Syed Israr Hussain, House No. 192, Street No.3, Sector-4 KDA Kohat.
2.	Ms. Mehr-un-Nisa D/O Usmanullah, Mohallah Ghafoor Khan, Village Hakim Abad, Nowshera.
3.	Ms. Ghazala Anjum D/O Taj Muhammad C/O Miraj-ud-Din Mountain Inn, Chitral.
4.	Ms. Nadia D/O Wasiullah, Mohallah Yaseen Khali, Chamkanl.
5.	Ms. Shahida Parveen D/O Mir Badshah Khan, C/O Shoab Sultan, near Millat Girls School Kirri Alizai, D.I.Khan.
6.	Ms. Aniq Huma Touqeer D/O
7.	Ms. Hussan Ara D/O Shams-ur-Rehman, C/O Dr. Fazl Jamal, Mohallah Poli Baba, Tehsil Barawal Bandi Dir Upper.
8.	Ms. Jamila Rana D/O Hafizullah Khan, C/O Tahirullah Arain, Street Allah Dad Faqr, Mohallah Shekhan Wala Sabir Bazar, District Tank.
9.	Ms. Zahida Bibi D/O Khalilullah, C/O Din Nawaz Khan Senior Officer Zari Taraqiati Bank Bannu.
10.	Ms. Fanoos Jamal D/O Mehmood Khan, House No.357020 Mohallah, Kokab Colony opposite Siraj Complex, D.I.Khan.
11.	Ms. Ghulam Fatima D/O Muhammad Hassan Khan, C/O Deputy District Officer E&SE Parova D.I.Khan.
12.	Ms. Rukhsana Rahim D/O HajiRahim Khan, Mohallah Seeni Village & P.O Lund Khawar Mardan.
13.	Ms. Jamila Munawar D/O Gul Munawar, Govt. Girls High School, PAF Shaheen Camp Peshawar.
14.	Ms. Shaheen Begum D/O Wali Muhammad, C/O Kashif Medicose Balambat Bazaar, Timergara Dir Lower.
15.	Ms. Rehana Yasmeen D/O Roshan Din, Mohallah Ahmad Khan, Village & P.O Box Sarai Saleh, Haripur.
16.	Ms. Nighat Bibi D/O Muhammad Khan, Indus Medicose, Al-Mumtaz Plaza, near Qureshi Petrol Pump supply Mansehra Road, Abbottabad.
17.	Ms. Shazia Nawaz D/O Rab Nawaz, C/O Shoab Karyana Store, near Islami Madrassa Mosque Mohallah Kotab Colony, Tank City.
18.	Ms. Safia Amin D/O Amin-ul-Haq, Mohallah Hajian Torangzal Tehsil & District Charsadda
19.	Ms. Dure Shawar D/O Jasmhaid Khan, House No.24, Street No.7 Rahat Abad Palosi Road, Peshawar.
20.	Ms. Aisha Saeed D/O Saeed Ahmed Awan, Al-Saeed Saba Colony Nawan Sher Abbottabad.
21.	Ms. Sadla Aziz D/O Aziz-ur-Rehman, House No.KL-106 Mohallah Kassim Kohla Kohal Abbottabad.

Khuram Shah Darsi
ADVOCATE, HIGH COURT
ABBOTTABAD.

22	Ms. Hafsa Gul D/O Nushad Ali Khan, House No.1 Street 9, RahatAbad, Palosi Road, Peshawar.
23	Ms. Sumera Sheraz D/O Sardar Khan, House No.84/228 Street No.17-B Gulbahar No.2 Peshawar.
24	Ms. Abida Parveen D/O Lal Bahadar Mohallah Kubar Village & P.O Toru District Mardan.
25	Ms. Laila Ali D/O Syed Ali Jan, Village & P.O Tangi Nusrat Zai, Tehsil Tangi, District Charsadda.
26	Ms. Naila Arif D/O Dr. Abdul Latif C/O Sadullah Khan, Ex- Govt. Contractor, House No. C/3125, Mohallah Laghari, near Masjid papal Wai, D.I.Khan.
27	Ms.Nargis Jabeen D/O Saifullah, House No.290/D Aria Samaj Tanchi Bazar Bannu

2- On their appointment, they are posted in E&SE offices in different Districts of Khyber Pakhtunkhwa as noted against each subject to the conditions given below:-

S.#	Name/Father's Name & Address	Proposed place of posting	Remarks
1	Ms. Hasrat Zahra D/O Syed Israr Hussain, House No. 192, Street No.3, Sector-4 KDA Kohat.	Deputy District Officer (Female) (BS-17) E&SE Kohat	Vice S.No.28
2	Ms. Mehr-un-Nisa D/O Usmanullah, Mohallah Ghafoor Khan, Village Hakim Abad, Nowshera.	Deputy District Officer (Female) (BS-17) E&SE Chitral	Vice S.No.29
3	Ms. Ghazala Anjum D/O Taj Muhammad C/O Miraj-ud-Din Mountain Inn, Chitral.	Deputy District Officer (Female) (BS-17) E&SE Mastooj at Booni Chitral	Vice S.No.30
4	Ms. Nadia D/O Wasiullah, Mohallah Yaseen Khail, Chamkani.	Deputy District Officer (Female) (BS-17) E&SE Swabi. <i>Lahore</i>	A.V.P
5	Ms. Shahida Parveen D/O Mir Badshah Khan, C/O Shoaib Sultan, near Millat Girls School Kirri Alizai, D.I.Khan.	Deputy District Officer (Female) (BS-17) E&SE D.I.Khan	Vice S.No.32
6	Ms. Aniq Huma Touqeer D/O Sher Ahmad Akhtar Khattak, C/O Qaisar Tanveer Khattak, Tarq Abad, D.I.Khan	Deputy District Officer (Female) (BS-17) E&SE Kulachi D.I.Khan	Vice S.No.31
7	Ms. Hussan Ara D/O Shams-ur-Rehman, C/O Dr. Fazi Jamal, Mohallah Poli Baba, Tehsil Barawal Bandi Dir Upper.	Deputy District Officer (Female) (BS-17) E&SE Dir Upper	Vice S.No.33
8	Ms. Jamila Rana D/O Hafizullah Khan, C/O Tahirullah Arain, Street Allah Dad Faqir, Mohallah Shekhan Wala Sabir Bazar, District Tank.	Deputy District Officer (Female) (BS-17) E&SE, Lakki Marwat.	A.V.P
9	Ms. Zahida Bibi D/O Khalilullah, C/O Din Nawaz Khan Senior Officer Zari Taraqiati Bank Bannu.	Deputy District Officer (Female) (BS-17) E&SE, Hangu.	-do-
10	Ms. Fanoos Jamal D/O Mehmood Khan, House No.357020 Mohallah, Kokab Colony opposite Siraj Complex, D.I.Khan.	Deputy District Officer (Female) (BS-17) E&SE, Takht-e-Nusrati Karak.	-do-
11	Ms. Ghulam Fatima D/O Muhammad Hassan Khan, C/O Deputy District Officer E&SE Parova D.I.Khan.	Deputy District Officer (Female) (BS-17) E&SE, Parova D.I.Khan.	Vice S.No.34
12	Ms. Rukhsana Rahim D/O HajiRahim Khan, Mohallah Seeni Village & P.O Lund Khawar Mardan.	Deputy District Officer (Female) (BS-17) E&SE, Sama Ranazai Malakand	A.V.P
13	Ms. Jamila Munawar D/O Gul Munawar, Govt. Girls High School, PAF Shaheen Camp Peshawar.	Deputy District Officer(Female) (BS-17) E&SE, Banda Daud Shah Karak <i>Mardan</i>	Vice S.No.35
14	Ms. Shaheen Begum D/O Wali Muhammad, C/O Kashif Medicose Balambat Bazaar, Timergara Dir Lower.	Deputy District Officer (Female) (BS-17) E&SE, Samar, Bagh Dir Lower	A.V.P

Khuram Shah Durrani
 ADVOCATE, HIGH COURT
 ABBOTTABAD.

15	Ms. Rehana Yasmeen D/O Roshan Din, Mohallah Ahmad Khan, Village & P.O Box Sarai Saleh, Haripur.	Deputy District Officer (Female) (BS-17) E&SE, Haripur.	-do-
15	Ms. Nighat Bibi D/O Muhammad Khan, Indus Medicose, Al-Mumtaz Plaza, near Qureshi Petrol Pump supply Mansehra Road, Abbottabad.	Deputy District Officer (Female) (BS-17) E&SE, Mansehra.	A.V.P
17	Ms. Shazia Nawaz D/O Rab Nawaz, C/O Sho'ib Karyana Store, near Islami Madrassa Mosque Mohallah Kotab Colony, Tank City.	Deputy District Officer (Female) (BS-17) E&SE, Tank	-do-
18	Ms. Safia Amin D/O Amin-ul-Haq, Mohallah Haji'an Torangzal Tehsil & District Charsadda	Deputy District Officer (Female) (BS-17) E&SE, Charsadda	Vice S.No.36
19	Ms. Dure Shawar D/O Jasmhaid Khan, House No.24, Street No.7 Rahat Abad Palosi Road, Peshawar.	Deputy District Officer (Female) (BS-17) E&SE, Peshawar.	A.V.P
20	Ms. Aisha Saeed D/O Saeed Ahmed Awan, Al-Saeed Saba Colony Nawan Sher Abbottabad.	Deputy District Officer (Female) (BS-17) E&SE, Battagram.	Vice S.No.37
21	Ms. Sadia Aziz D/O Aziz-ur-Rehman, House No.KL-1106 Mohallah Kassim Kohla Kohal Abbottabad.	Deputy District Officer (Female) (BS-17) E&SE, Abbottabad	A.V.P
22	Ms. Hafsa Gul D/O Nushad Ali Khan, House No.1 Street 9, RahatAbad, Palosi Road, Peshawar.	Deputy District Officer (Female) (BS-17) E&SE, Nowshera.	Vice S.No.38
23	Ms. Sumera Sheraz D/O Sardar Khan, House No.84/228 Street No.17-B Gulbahar No.2 Peshawar.	Deputy District Officer (Female) (BS-17) E&SE, Swabi.	A.V.P
24	Ms. Abida Parveen D/O Lai Bahadar Mohallah Kumbar Village & P.O Toru District Mardan.	Deputy District Officer (Female) (BS-17) E&SE, Takhtbhal	Vice S.No.41
25	Ms. Laila Ali D/O Syed Ali Jan, Village & P.O Tangi Nusrat Zai, Tehsil Tangi, District Charsadda.	Deputy District Officer (Female) (BS-17) E&SE, Tangi Charsadda.	Vice S.No.39
26	Ms. Naila Latif D/O Dr. Abdul Latif C/O Sadullah Khan, Ex- Govt. Contractor, House No. C/3125, Mohallah Laghari, near Masjid papal Wali, D.I.Khan.	Deputy District Officer (Female) (BS-17) E&SE, Paharpur D.I.Khan	Vice S.No.40
27	Ms.Nargis Jabeen D/O Saifullah, House No.290/D Arla Samaj Tanchi Bazar Bannu	Deputy District Officer (Female) (BS-17) E&SE, Bannu.	A.V.P
CONSEQUENTIAL POSTINGS/TRANSFERS			
28.	Ms. Humera Syed, Deputy District Officer Female (BS-17) Kohat.	Subject Specialist Mathematics, GGHS Shakardara Kohat	A.V.P
29.	Ms.Zahra Jalal, Deputy District Officer Female (BS-17) Kohat.	Incharge District Officer (Female) Chitral till further orders and subject to the condition that she will not claim, seniority pay and allowances of the higher post.	she already holds as additional charge
30.	Ms. Bibi Halima, Deputy District Officer Female (BS-17) Mastooj Chitral.	Subject Specialist Ismiyat (BS-17) GGHS Samarbagh Dir Lower.	A.V.P
31.	Ms. Akhtar Batool, Deputy District Officer Female (BS-17) Kulachi D.I.Khan.	Headmistress (BS-17) GGHS Musazai D.I.Khan	A.V.P
32.	Ms. Shahana Yasmeen, Deputy District Officer Female (BS-17) D.I.Khan.	Headmistress (BS-17) GGHS Kirri Shamoza D.I.Khan	-do-

Khuram Sybil Dazi
ADVOCATE HIGH COURT
ABBOTTABAD.

33.	Ms. Habib-un-Nisa, (SET BS-16) Deputy District Officer Female (BS-17) Dir Upper	SET (BS-16) GGHS Gandigar Dir Upper.	A.V.P
34.	Ms. Kulsoom Begum, Deputy District Officer Female (BS-17) Parova D.I.Khan.	Headmistress (BS-17) GGHS Dalukhel Lakki Marwat.	-do-
35.	Ms. Javed Iqbal, Deputy District Officer Female (BS-17) Banda Daud Shah Karak.	Headmistress (BS-17) GGHS Khurram Karak.	-do-
36.	Ms. Aqila Begum, Deputy District Officer Female (BS-17) Charsadda.	Headmistress (BS-17) GGHS Daulat Pura Charsadda.	-do-
37.	Ms. Rahida Begum, Deputy District Officer Female (BS-17) Mansehra.	Headmistress (BS-17) GGHS Talhata Mansehra.	-do-
38.	Ms. Bibi Raheela, Deputy District Officer Female (BS-17) Nowshera.	Headmistress (BS-17) GGHS Nizampur Nowshera.	-do-
39.	Ms. Sameena Roohi, Deputy District Officer Female (BS-17) Tangi Charsadda	Headmistress (BS-17) GGHS Alijan Killay Charsadda.	-do-
40.	Ms. Kausar Parveen, Deputy District Officer Female (BS-17) Paharpur D.I.Khan.	SET (BS-16) services placed at the disposal of Directorate E&SE Peshawar.	-do-
41.	Ms. Mubarik Zaiba, Deputy District Officer Female (BS-17) Takhtbhal.	Headmistress (BS-17) GGHS Alo Mardan.	-do-

TERMS & CONDITIONS:

1. Their services will be considered regular but without Pension & Gratuity in terms of Section-19 of the NWFP Civil Servant Act, 1973 as amended vide NWFP Civil Servants (Amendment) Act, 2005. They will however be entitled to Contributory Provident Fund in such a manner and at such rates as prescribed by the Government.
2. The Deputy District Officer who are already in Government service and working against pensionable posts on regular basis before 1st day of July 2001, without any service break, on application to Khyber Pakhtunkhwa Public Service Commission through proper channel and selection by the Commission are appointed and allowed choice of option either to retain benefit of pension & gratuity as allowed to them under their previous terms of appointment or to avail the benefit of Contributory Provident Fund allowed to them under new appointment.
3. Their services are liable to termination on one month's notice from either side. In case of resignation without notice their one month pay/allowances, shall be forfeited to the Government.
4. The appointees should join their posts within 30 days of the issuance of this notification. The Director, E&SE Peshawar would furnish a certificate to the effect that the candidates have joined the posts otherwise, after one month of the issuance of this Notification, failing which their candidature will expire automatically and no subsequent appeal etc shall be entertained.
5. They would be on probation for a period of one year extendable for another one year.
6. They will be governed by such rules and regulations as may be issued from time to time by the Govt.

Khurram Iqbal Durrani
 ADVOCATE, HIGH COURT
 ABBOTTABAD.


- 9/1
7. Their services can be terminated at any time, in case their performance is found unsatisfactory during probationary period.
 8. Charge report should be submitted to all concerned.
 9. No TAVDA will be allowed to the appointees for joining their duty.

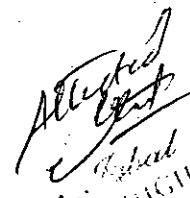
**SECRETARY TO GOVT. OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT**

ENDST. NO. & DATE EEVEN.

Copy forwarded for information & necessary action to:-

- 1- Accountant General, Khyber Pakhtunkhwa.
- 2- Director, E&SE, Peshawar.
- 3- All EDOs, E&SE in Khyber Pakhtunkhwa.
- 4- District Accounts Officers Concerned.
- 5- Director Recruitment, Khyber Pakhtunkhwa Public Service Commission, Peshawar.
- 6- PS to Chief Secretary, Khyber Pakhtunkhwa.
- 7- PS to Secretary, E&SE Department
- 8- Candidate Concerned.
- 9- Office order file.


(AMIR HASSAN KHAN)
SECTION OFFICER (S/F)


Khuram
ADVOCATE, HIGH COURT
ABBOTTABAD.



10

**GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT**

ANNEXTURE "B"
1 Page

Dated Peshawar the June 10, 2014.

NOTIFICATION

NO.SO(S/F)E&SE/4-16/2014/DDEOs/SDEO (F): The following posting / transfer of female officers from Management Cadre are hereby ordered in the interest of public service with immediate effect:-

S.No	Name of Officers with designations & place of posting	Proposed place of posting	Remarks
1.	Ms. Zuhra Begum DDEO (F) (BS-18) (awaiting posting) (Management Cadre)	DDEO (F) (BS-18) Haripur alongwith the additional charge of DEO (F) Haripur	Vice S.No.4
2.	Ms. Naheed Anjum DDEO (F) (BS-18) Nowsheera (Management Cadre)	DDEO (F) (BS-18) Charsadda alongwith the additional charge of DEO (F) Charsadda	Against vacant post
3.	Ms. Rabia Anees DDEO (F) (BS-18) (awaiting posting) (Management Cadre)	DDEO (F) (BS-18) Buner alongwith the additional charge of DEO (F) Buner	Against vacant post
4.	Ms. Dilshad Begum DDEO (F) (BS-18) Haripur (Management Cadre)	DDEO (F) (BS-18) Mardan alongwith the additional charge of DEO (F) Mardan	Against vacant post
5.	Ms. Rehana Yasmeen SDEO (F) (BS-17) (awaiting posting) (Management Cadre)	SDEO (F) (BS-17) Topi, Swabi.	Against vacant post

2. No TA / DA allowed.

SECRETARY

Endst.of even No & date

Copy forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE, Peshawar.
3. District Education Officer (F) concerned.
4. District Education Officer (M) concerned.
5. District Accounts Officer concerned.
6. Incharge EMIS, E&SE Department.
7. PSO to Chief Minister Khyber Pakhtunkhwa.
8. PS to Chief Secretary Khyber Pakhtunkhwa.
9. PS to Minister E&SE Khyber Pakhtunkhwa.
10. PS to Secretary E&SE Department.
11. PA to Deputy Secretary (Admn) E&SE Department.
12. Officer concerned.
13. Office order file.

Attested
Khusham Sultani Daxi
ADVOCATE, HIGH COURT
ABBOTTABAD.

Fozia Naz

(FOZIA NAZ)
SECTION OFFICER (S/F)

(U)

BEFORE THE CHIEF SECRETARY GOVERNMENT OF KHYBER
PAKHTOONKHUWA, PESHAWAR.

Rehana Yasmin SDEO (F) Hari Pur.

ANNEXTURE
3 pages
..... Appellant

Vs

Secretary Elementary and Secondary Education Department Govt. of
Khyber Pakhtoonkhwa, Peshawar.Respondent

APPEAL AGAINST THE ORDER NO. SO(S/F)E&SE/4-16/2014/DDEOs/SDEOs (F) DATED 10-06-2014 VIDE WHICH THE APPELLANT HAS BEEN TRANSFERRED FROM SDEO(F) HARIPUR TO DIRECTORATE OF ELEMENTERY AND SECONDERY EDUCATION PESHAWAR.

PRAYER:

BY ACCEPTING THIS APPEAL THE IMPUGNED ORDER MAY PLEASE BE CANCELLED AS BEING WRONG, ILLEGAL, ARBITIRARY, AGAINST THE LAW, CONSTITUTION AND AGAINST THE INTREST OF THE PUBLIC AND THE APPELANT.

*Muhammad
Khan
Khan
Khan*
ADVOCATE HIGH COURT
ABBOTTABAD.

Sir,

It is humbly submitted as under:

1. That the appellant after selection by the Khyber Pakhtoonkhwa Public Service Commission, as SDEO (F), was appointed at Haripur on 21.02.2012. *(Copy of the order is attached as Annexure "A")*
2. That the respondent transferred the appellant vide order No. SO(S/F)E&SE/4-16/2013/DDEOs(F) & SDEOs (F) dated 30-08-2013. *(Copy of the order is attached as Annexure "B")*
3. That the appellant impugned the said order vide her appeal dated 10-09-2013 before your good self. *(Copy of the appeal is attached as Annexure "C")*

4. That pending the appeal, the respondent cancelled his own order vide No. SO(S/F)E&SE/4-16/2013/ SDEOs (F) dated 07-10-2013. *(Copy of the order is attached as Annexure "D")*

5. That now again the respondent transferred the appellant along with others from the post of SDEO(F) Hari Pur to Topi Swabi vide order No. SO(S/F)E&SE/4-16/2013/DDEOs(F) & SDEOs (F) dated 10-06-2014. . *(Copy of the order is attached as Annexure "E")*

6. That the appellant during the period has been working diligently and honestly and to the entire satisfaction of her superiors.

7. That nobody has been appointed at Haripur so the post is vacant.

8. That the impugned order is inter-alia assailed on the following grounds:-

a) That the appellant has very short period at Haripur and has no complaint against her whatsoever.

b) That the appellant is alone and a mother of a daughter aged 5 years, for whose better education, residing at Abbottabad and admitted her daughter in Beacon House School System, Abbottabad.

c) That in order to achieve this aim, the appellant daily travels between Abbottabad and Haripur but with this transfer it will become difficult to leave her daughter alone at Abbottabad or to travel daily between Abbottabad and Peshawar.

Khuram Khan
ADVOCATE
PESHAWAR
HON. JUDGE
COURT
PESHAWAR

d) That the appellant has been transferred for no fault or lapse of her.


e) That the appellant has after 10 years in Haripur arranged Girls Primary Schools Sports Tournaments at district level for girls students in order to activate extra co-curricular activities.

f) That the appellant took great pain in finding out ghost schools in Haripur District and brought to tasks those teachers who were either irregular or absent from their jobs as such appellant deserves reward for good performance and not punishment.

- 9. That the impugned order amounts to awarding punishment to the appellant without observing the procedure laid down in Khyber Pakhtoonkhwa Efficiency and Disciplinary Rules and also amount to harassing the appellant in short time.
- 10. That the operation of the impugned order may graciously be suspended till the decision of the appeal.

It is, therefore, humbly prayed that by accepting the appeal, the impugned order may please be cancelled and the appellant be allowed to stay at Haripur.

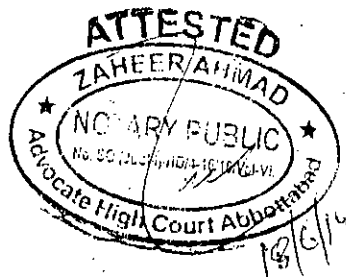
Dated: 17-06-2014



REHANA YASMIN
SDEO (F), Haripur.
...APPELLANT

AFFIDAVIT:

I, **Rehana Yasmin SDEO (F) Haripur**, do hereby solemnly affirm and declare on Oath that the contents of appeal alongwith grounds are true and correct to the best of my knowledge and belief and nothing has been concealed or suppressed from this Hon'ble Appellate authority.

Dated: 17-06-2014.




DEPONENT:
 Rehana Yasmin
 SDEO (F) Haripur
 ADVOCATE HIGH COURT ABBOTTABAD



(14)

ANNEXTURE "D"
Pages

**GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SE DEPARTMENT**

Dated Peshawar the August 30, 2013.

NOTIFICATION

NO.SO(S/F)E&SE/4-16/2013/DDEO's (F) & SDEO's (F): The following posting / transfers of the officers from Management Cadre are here by ordered in the Interest of public service with immediate effect:-

S.No	Name of Officers with designations & place of posting	Proposed place of posting	Remarks
1.	Mst. Shamim Akhtar (BPS-18) DDEO (F) Mansehra (Management Cadre)	DDEO (F) (BPS-18) Haripur	Vice S.No.3
2.	Mst. Naghmana Sardar (BPS-18) DDEO (F) Dir Upper (Management Cadre)	DDEO (F) (BPS-18) Abbottabad	A.V.P
3.	Mst. Rehana Yasmin (BPS-18) DDEO (F) Haripur (Management Cadre)	DDEO (F) (BPS-18) Battagram	A.V.P
4.	Mst. Samina Ghani (BPS-18) DDEO (F) Swabi (Management Cadre)	DDEO (F) (BPS-18) Peshawar	Vice S.No.5
5.	Mst. Sofia Tabassum (BPS-18) DDEO (F) Peshawar (Management Cadre)	Dy:Director Establishment (F) (BPS-18) Directorate E&SE	Vice S.No.8
6.	Mst. Ulfat Begum (BPS-18) DDEO (F) Charsadda	(BPS-18) DDEO (F) Nowshera	Vice S.No. 7
7.	Mst. Naheed Anjum (BPS-18) DDEO (F) Nowshera (Management Cadre)	DDEO (F) (BPS-18) Swabi	Vice S.No.4
8.	Mst. Zuhra Begum (BPS-18) Dy: Director Establishment (F) Directorate E&SE	DDEO (F) (BPS-18) Mardan	Vice S.No.13
9.	Mst. Syeda Anjum (BS-18) DDEO (F) D.I.Khan (Management Cadre)	DDEO (F) (BS18) Tank	Vice S.No.10
10.	Mst. Azra Bibi (BS-18) DDEO (F) Tank (Management Cadre)	DDEO (F) (BS-18) D.I.Khan	Vice S.No.9
11.	Mst. Farzana Begum (BS-18) DDEO (F) Kohat (Management Cadre)	DDEO (F) (BPS-18) Hangu	Vice S.No.12
12.	Mst Bibi Rizwana (BS-18) DDEO (F) Hangu (Management Cadre)	DDEO (F) (BPS-18) Kohat	Vice S.No.11
13.	Mst. Attiya Sultana (BS-18) DDEO (F) Mardan (Management Cadre)	Her services are placed at the disposal of Directorate E&SE.	

2. They may also be assigned Additional Charge of the post of DEO (F) of the concerned districts.

3. transferred:

The following Sub Divisional Education Officers (F) are also hereby

S.No	Name of Officers with designations & place of posting	Proposed place of posting	Remarks
1.	Mst. Sadia Aziz (BPS-17) SDEO (F) Abbottabad (Management Cadre)	SDEO (F) (BPS-17) Battagram	Vice S.No.2
2.	Mst. Yasmin Aziz (BPS-17) SDEO (F) Battagram (Management Cadre)	SDEO (F) (BPS-17) Abbottabad	Vice S.No.1
3.	Mst. Jamila Rana (BPS-17) SDEO (F) Tank (Management Cadre)	SDEO (F) (BPS-17) Lakki Marwat	A.V.P
4.	Mst. Rehana Yasmin (BPS-18) SDEO (F) Haripur (Management Cadre)	SDEO (F) (BPS-17) Swabi	A.V.P

4. No TA / DA are allowed.

SECRETARY

Endst.of even No & date

Copy forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE, Peshawar.
3. District Education Officer Concerned.
4. District Accounts Officer Concerned.
5. Incharge EMIS, E&SE Department.
6. P.S to Minister E&SE Khyber Pakhtunkhwa.
7. P.S to Secretary E&SE Department.
8. Officer concerned.
9. Office order file.

Attested
Khuzaima Sybil Darsi
ADVOCATE, HIGH COURT
ABBOTTABAD.


(BEENISH IMRAN)
SECTION OFFICER (SIF)



**GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SE DEPARTMENT**

ANNEXTURE E
1 Page

Dated Peshawar the Oct 7th, 2013.

NOTIFICATION

NO.SO(S/F)E&SE/4-16/2013/ SDEO's (F): The following posting / transfers of Sub Divisional Education Officers (F) (BS-17) are hereby ordered in the interest of public service with immediate effect:-

S.No	Name of Officers with designations & place of posting	Proposed place of posting	Remarks
1.	Ms. Sadia Aziz (BPS-17) SDEO (F) Abbottabad (Management Cadre)	SDEO (F) (BPS-17) Battagram	Vice S.No.2
2.	Ms. Yasmin Aziz (BPS-17) SDEO (F) Battagram (Teaching Cadre)	SDEO (F) (BPS-17) Abbottabad	Vice S.No.1
3.	Ms. Rehana Yasmeen (BPS-17) SDEO (F) Swabi (Management Cadre)	SDEO (F) (BPS-17) Haripur.	A.V.P.

SECRETARY

Endst. of even No & date

Copy forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE, Peshawar.
3. District Education Officer (F) Concerned.
4. District Accounts Officer Concerned.
5. Incharge EMIS, E&SE Department.
6. P.S to Minister E&SE Khyber Pakhtunkhwa.
7. P.S to Secretary E&SE Department.
8. Officer concerned.
9. Office order file.

Ali...
Khuram Syed Daxi
ADVOCATE HIGH COURT
ABBOTTABAD.

(BEENISH IMRAN)
SECTION OFFICER (S/F)



(17) GOVERNMENT OF ANNEXTURE "F"
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT
1 page

Dated Peshawar (The May 28, 2014

NOTIFICATION

NO.SO(S/E&SE.4-16/2014-DDEO/SDEOs (F): The following posting transfer of female officers from Management Cadre are hereby ordered in the interest of public service with immediate effect:-

S.No	Name of Officers with designations & place of posting	Proposed place of posting
1.	Ms. Zuhra Jalal DDEO (F) (BS-18) Chitral (Management Cadre)	At The disposal of Directorate E&SE Peshawar.
2.	Ms. Zuhra Begum DDEO (F) (BS-18) Mardan (Management Cadre)	-do-
3.	Ms. Rabia Anees DDEO (F) (BS-18) Charsadda (Management Cadre)	-do-

2. Consequenc upon the above concernad DEO (M) of the above cited districts are hereby assigned the additional charge of DEGs (F), till further orders

3 The following Sub Divisional Education Officers (F) are also hereby transferred:

S.No	Name of Officers with designations & place of posting	Proposed place of posting
1.	Mst. Rukhsana Rahim (BPS-17) SDEO (F) Dargai, Malakand (Management Cadre)	At the disposal of Directorate E&SE Peshawar
2.	Mst. Rehana Yasmin (BPS-17) SDEO (F) Haripur (Management Cadre)	-do-

4. No TA/DA allowed.

Enlist. of even No & date

Copy forwarded to the:-

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE, Peshawar.
3. District Education Officer (F) concerned.
4. District Education Officer (M) concerned.
5. District Accounts Officer concerned.
6. Incharge EMIS, E&SE Department.
7. PSO to Chief Minister Khyber Pakhtunkhwa.
8. PS to Chief Secretary Khyber Pakhtunkhwa.
9. PS to Minister E&SE Khyber Pakhtunkhwa.
10. PS to Secretary E&SE Department.
11. PA to Deputy Secretary (Admin) E&SE Department.
12. Officer concerned.
13. Office order file.

Mst. Secretary
Khuram Syed Parvi
ADVOCATE, HIGH COURT
ABBOTTABAD.

(FOZIA NAZ)
SECTION OFFICER

وکالت نامہ

کورٹ فیس

بعدالت حسین بختونخواہ سروسز لٹریچر ہاؤس

عنوان: (ریازہ رائیس) بنام گورنمنٹ آف خیبر پختونخواہ

منجانب: ریازہ رائیس ایسٹریٹ

نوعیت مقدمہ: سروسز ایبل باعث تحریر آنکہ

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

0333-9273136

قافیہ حرم ایبل ایڈووکیٹس 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 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 پرداختہ 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 بمراد استجارت نالش بیسنہ 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: 30-10-2014

Acceptance

بمقام: ایبل آف ایڈووکیٹس
Khanam Syed Qasbi
ADVOCATE, HIGH COURT
ABBOTTABAD.

ریازہ رائیس (SDEOL) کی طرف سے
تحریر کیا گیا ہے

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
CAMP AT ABBOTTABAD.

Mst. Rehana Yasmeen

V E R S U S

Secretary (E&SE) & others

APPLICATION FOR ADJOURNMENT

Sir, It is submitted as under:-

1. That, the above titled appeal is fixed today dated 18.05.2015.
2. That, undersigned is the counsel for appellant.
3. That, undersigned is busy in High Court in connection with a Writ Petition titled, "Dr. Raheem Ejaz V/S Secretary Health" and Regular First Appeal titled, "Ayub Medical Institution V/s Dr. Rasheed Ahmad".

It is, therefore, requested that the above titled appeal may graciously be adjourned to some other date as convenient to this Honorable tribunal.

18.05.15
Dated:-18/05/2015

(FAQEER UR REHMAN JADOON)

Advocate High Court,
Abbottabad.

Counsel for Appellant: