

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

In Service Appeal No. 613/2024

Mst. Nadia RasheedAppellant.

VERSUS

Director (E&SE) & OthersRespondents.

Subject:- **APPLICATION FOR DELETION THE NAME OF RESPONDENT
(SECRETARY ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT) FROM THE PANEL OF RESPONDENT.**

**Khyber Pakhtunkhwa
Service Tribunal**

Diary No. **12776**

Dated **15-05-24**

Respectfully sheweth,

The respondent No. 03 most humbly submits as under:-

1. That as per the Khyber Pakhtunkhwa Service Tribunal letter dated 02-02-2024, "un-necessary parties are also arrayed as respondents, whereas, Rule-6(4) of the Rules requires that the competent authority, whose order is challenged, shall be shown as respondent No. 01".
2. That in the subject Service Appeal the applicant is Certified Teacher (BPS-15) which comes under the competency of District Education Officer/Director Elementary & Secondary Education.
3. That the respondent No. 03 is neither a competent authority nor appellate authority in the instant service appeal.
4. That Civil Servant (BPS-16) and below comes under the competency of Director Elementary & Secondary Education and District Education Officer concerned.
5. That the Secretary Elementary & Secondary Education is unnecessary party in the instant Service Appeal.

Prayer:- In view of the above, it is humbly requested that the Secretary Elementary & Secondary Education may kindly be deleted from the panel of respondent please.



(Mr. Abdul Akram)

Additional Secretary (G), E&SED

On behalf of

Secretary, E&SED.

(Respondent No. 03)

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No _____/2024

Nadia Rasheed, Certified Teacher (BPS-15), Govt. Girls Middle School,
Gharyal, District Mansehra.Appellant

V E R S U S

1. Director, Elementary & Secondary Education, Govt. of Khyber Pakhtunkhwa, Peshawar.
2. District Education Officer (Female), Mansehra.
3. Government of Khyber Pakhtunkhwa through Secretary, Elementary & Secondary Education, Govt. of Khyber Pakhtunkhwa, Peshawar.
4. Asma Fazal, Certified Teacher (BPS-15), Govt. Girls High School, Khait Sahrish, District Mansehra.

.....Respondents

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE OFFICE ORDER DATED 27-03-2024 WHEREBY ON ACCEPTANCE OF DEPARTMENTAL APPEAL OF RESPONDENT NO 4, OFFICE ORDER ISSUED VIDE ENDST. NO 1321-25 DATED 22-09-2023 HAS BEEN WITHDRAWN.

PRAYER:-

On acceptance of this appeal the impugned Office Order dated 27-03-2024, may kindly be set aside and the appellant may kindly be allowed to perform her duties at Govt. Girls Middle School, Gharyal, District Mansehra

Respectfully Submitted:-

1. That the appellant was initially appointed as Certified Teacher (BPS-15) in July 2021 and was posted to Govt. Girls High School Shamdhara and since appointment the appellant performed her duties with honesty and full devotion and to the entire satisfaction of her high ups.
2. That the appellant was transferred to Govt. Girls Middle School, Gharyal, Mansehra vide Office Order dated 22-09-2023 which was withheld vide Office Order of even date and was restored vide Office Order dated 28-09-2023. **(Copies of Office Orders dated 22-09-2023, Office Order dated 28-09-2023 & Charge Report is enclosed as Annexure A, B & C).**
3. That respondent No 4 was transferred from Govt. Girls High School Kaith Sarash to Govt. Girls Middle School, Gharyal, District Mansehra, illegally by respondent No 3 vide Office