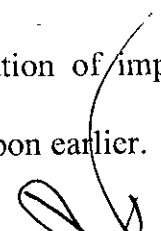


04.06.2024 1. Learned counsel for the appellant present and argued that appellant was serving in BPS-16 was posted vide order dated 19.03.2024 from GHSS Chamtalai to GHSS Drush Khela. On 22.03.2024 transfer order of the appellant was cancelled on the basis of non-availability of SCT post at GHSS Drush Khela. He argued that appellant serving in BPS-16 has rightly been transferred to the post of BPS-16 in GHSS Drush Khela. As transfer order of the appellant was cancelled which is injustice because place where appellant was transferred position post of BPS-16 is available if respondents cancelled order on the basis of report of Principal then and not of the appellant Mr. Shafaat Khan, SCT posting/transfer order to Drush Khela. He further argued that Mr. Shafaat Khan who was serving at Chamtalai was retired on 31.03.2024 and post where appellant was transferred is now lying vacant, but due outside political influence posting order of the appellant was cancelled. Appellant filed departmental appeal, which was rejected vide order dated 16.05.2024. Points raised needs consideration. Appellant is directed to deposited security fee within seven days, thereafter, notices be issued to the respondents for submission of written reply. Respondents be summoned through TCS, the expenses of which be deposited by the appellant within ten days. Adjourned. To come up for written reply/comments on 24.06.2024 before S.B at principal seat, Peshawar. P.P given to appellant's counsel.

2. Alongwith the appeal there is an application for suspension of operation of impugned order dated 22.03.2024 to the extent of appellant till the decision of instant appeal. Notice of the application be issued to the respondents for the date fixed. In the meanwhile, operation of impugned order is suspended to the extent of appellant, if not acted upon earlier.


(Rashida Bano)
Member (J)
Camp Court, Swat