

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service appeal NO. 159/2024

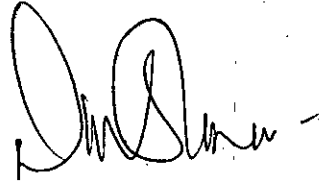
Mst: Shaheen, PSHT Govt. Girls Primary School kariri (BPS-15), Nowshera

VS

District Education Officer (Female), Nowshera & others

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RESPONDENTS

Through

AUTHORIZED REPRESENTATIVE

03-05-24
8B
Peshawar

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Mst: Shaheen, PSHT Govt. Girls Primary School kareri (BPS-15), Nowshera

VS

District Education Officer (Female), Nowshera & others

PARAWISE COMMENTS ON BEHALF OF RESPONDENT NO 1 & 2

RESPECTFULLY SHEWETH,

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 12494

Dated 20-04-2024

Respondent humbly submits as under:

Preliminary Objections:

- 1) That the appellant has not come to this Tribunal with clean hands.
- 2) That the present service appeal is not maintainable in its present form being time barred and against the law, rules and policy.
- 3) That the appellant has no cause of action/locus standi to file the instant Service Appeal.
- 4) That the appellant is concealing material facts from this Honorable Tribunal.
- 5) That the present appeal is bad for mis-joinder and non-joinder of necessary parties.
- 6) That the appellant is estopped by his own conduct to file the instant appeal.

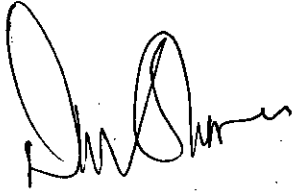
ON FACTS:

- 1) Para -01 is correct.
- 2) Para -02 is incorrect. Respondent no.3 was promoted from SPST-14 to PSHT-15 vide general promotion order (impugned order) dated 16-09-2023 wherein the appellant was consequentially promoted from GGPS, Kareri to GGPS Nazar Muhammad Korona and respondent no.3 was adjusted there in her own school i.e. GGPS kareri.
- 3) Para -03 is incorrect, as per above explanation respondent no.3 has been properly adjusted therein GGPS kareri, wherein she is performing her duty regularly, However due to various complaints the consequential transfer of the appellant was held in abeyance vide office order dated 28-09-2023.
- 4) Para-04 is incorrect. As explained in para no.3.
- 5) Para no.5 is incorrect, As explained in para no.3

- 6) Para no.6 pertains to the record.
- 7) Para 7 pertains to record.
- 8) Para 8 is partially correct however respondent no. 3 has now been promoted to PSHT and adjusted in GGPS Kareri vide the impugned promotion order.
- 9) Para no.9 is incorrect as explained in para no.2 and 3.
- 10) Para No.10 is incorrect as explained in para no.2 and 3.
- 11) Para no. 11 is incorrect as explained above.
- 12) Para no.12 pertains to record.

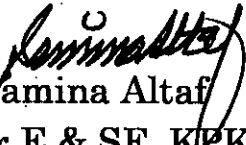
It is therefore, requested that the instant appeal being merit less and vexatious may kindly dismissed.

RESPONDENTS;



Dure Shawar

- 1) DEO (F), Nowshera
Respondents No. 1



Mst. Samina Altaf

- 2) Director E & SE, KPK
Respondents No. 2

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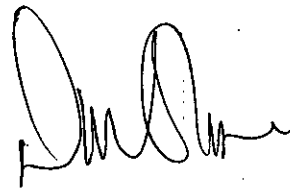
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AFFIDAVITE

I, **Dure Shawar**, District Education Officer (Female), Nowshera do solemnly affirm and declare on oath that the contents of Para-wise comments are true and correct to the best of my knowledge and nothing has been concealed from this Honourable Tribunal and the right of the respondent to submit reply has not been struck-off/cost.

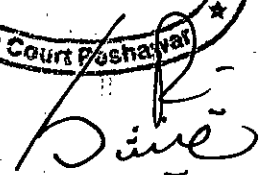


Deponent

Dure Shawar
District Education Officer (Female)
Nowshera

It is further stated on oath that in this appeal the answering respondents have neither been placed ex parte or defence has been struck off.

Oath Commission



30/04/24.

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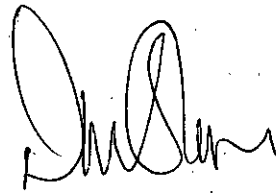
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Authority Letter

I, Dure Shamar, District Education Officer (Female) Nowshera do hereby authorise **Mst. Sajida Bano (HM, BPS-17)** in the above mentioned Service appeal to represent the undersigned before the Khyber Pukhtunkhwa Service Tribunal, Peshawar.



District Education Officer (F)

Nowshera

Respondent No-1