


2. Preliminary arguments heard and record perused.
3. Through the instant service appeal, the appellant has impugned transfer order dated 13.10.2023 vide which, upon the retirement of Mst. Hameeda Khatoon (SST-General) GGMS Mansehra, respondent No. 3, Mst. Izba Nawaz (SST General) was posted at that position. Arguments and record presented before this bench show that the departmental appeal was preferred by the appellant on 26.12.2023. When attention of the learned counsel for the appellant was invited to Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 and the Khyber Pakhtunkhwa Civil Servants (Appeal) Rules 1986, under which the appellant had to prefer her departmental appeal to the appellate authority within thirty days but the appeal was submitted after lapse of more than seventy days, he stated that the transfer order was not received by the appellant and that she got the same through her own efforts. Upon another query whether she had any *locus standi* on a transfer order of some other officer, he frankly admitted that there was none.
4. Based on the clear admission by the learned counsel for the appellant that he had no *locus standi* to challenge the transfer order of some other officer, in this case private respondent No. 3, the service appeal in hand is dismissed in *limine*, being groundless.
5. ***Pronounced in open Court at Peshawar and given under my hand and the seal of the Tribunal this 29th day of July, 2024.***


 (Farzeha Paul)
 Member(E)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 653/2024

BEFORE: MISS FAREEHA PAUL ... MEMBER (E)

Mst. Rani Gul SST (General) (BPS- 16) presently serving at GGMS
Sikandra District Manshra. (Appellant)

Versus

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa
Peshawar.
2. District Education Officer (Female) District Manshra.
3. Mst. Izba Nawaz SST (General) GGMS Manshra.
..... (Respondents)

Mr. Mujeebullah,
Advocate

... For appellant

Date of Institution.....	26.04.2024
Date of Hearing.....	29.07.2024
Date of Decision.....	29.07.2024

JUDGEMENT

FAREEHA PAUL, MEMBER (E): Instant appeal has been filed under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974 against the notification/office order dated 13.10.2023 whereby respondent No. 3 was transferred/adjusted at GGMS Manshra while application of the appellant was ignored and against in-action of the respondents by not considering departmental appeal of the appellant within statutory period. It has been prayed that on acceptance of the appeal, the impugned order dated 13.10.2023 might be declared illegal and the respondents be directed to adjust/transferred her to GGMS Manshra in the best public interest alongwith any other remedy which the Tribunal deemed appropriate.

