

02.08.2024

Learned counsel for the appellant present and argued that vide impugned order dated 09.04.2024 the appellant was prematurely transferred to DHQ Hospital Landikotal, as appellant was previously posted at Naseer Uddin Khan Babar Memorial Hospital vide order dated 05.10.2023. He further argued that the impugned order was issued in violation of Clause-iv of the Posting/Transfer Policy. He submitted that he was performing his duty upto the entire satisfaction of his superiors, that is why Medical Superintendent of Naseer Uddin Khan Babar Memorial Hospital vide letter dated 25.07.2024 requested the Director General, Health Services Khyber Pakhtunkhwa for cancellation of his order which was regretted vide order dated 04.06.2024. Points raised need consideration. Appeal in hand is admitted for regular hearing subject to all just and legal objections. Appellant is directed to deposit 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 three days. To come up for written reply/comments on 20.08.2024 before S.B. P.P given to learned counsel for the appellant.

2. Alongwith the appeal there is an application for suspension of operation of impugned order dated 09.04.2024. Notice of the application be issued to the respondents. In the meanwhile, operation of the order dated 09.04.2024 is suspended, if not acted upon earlier.


SCANNED
PC
Peshawar


(Rashida Bano)
Member (J)

20.08.2024

01. Learned counsel for the appellant present. Mr. Arshad Azam, Assistant Advocate General alongwith Mr. Yousaf Jamal, Assistant for the respondents present.

02. Reply/comments on behalf of respondents not submitted. Representative of the respondents requested for time to submit reply/comments. Granted. To come up for reply/comments on 12.09.2024 before S.B. P.P given to the parties. The operation of the order dated 09.04.2024 shall remain suspended, if not acted upon earlier.


(Muhammad Akbar Khan)
Member (E)