


# FORM OF ORDER SHEET

Court of \_\_\_\_\_

Appeal No. 1832 /2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	08/10/2024	<p>The appeal of Mr. Saeedullah presented today by Mr. Asghar Shah Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 14.10.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

**BEFORE THE LEARNED SERVICE TRIBUNAL, KPK,**  
**PESHAWAR**

Service Appeal No. 1832/2024

Saeed Ullah PSHT.....**APPELLANT**

**V E R S U S**

District Education Officer, (Male) Mardan & others.  
.....**RESPONDENTS**

**I N D E X**

<b>S.No</b>	<b>Description of Documents</b>	<b>Annex</b>	<b>Pages</b>
1.	Service Appeal		1-4
2.	Affidavit		5
3.	Copy of the order and charge report	<b>A</b>	<b>6-9</b>
4.	Copy of the office order	<b>B</b>	<b>10</b>
5.	Copy of application, <i>with Reply</i>	<b>C</b>	<b>11-13</b>
6.	Wakalat Nama		<b>14</b>

Appellant  
Through

  
**ASGHAR SHAH**  
Advocate High Court

Date: 08-October-2024

①

**BEFORE THE LEARNED SERVICE TRIBUNAL, KPK,**  
**PESHAWAR**

Service Appeal No. 1832/2024

Saeed Ullah PSHT, Government Primary School  
Bahadur Khan Koti, District Mardan.

..... **APPELLANT**

**V E R S U S**

1. District Education Officer, (Male) Mardan.
2. Directorate of Elementary & Secondary Education  
KP through Director, Peshawar.
3. Miskeen Khan PSHT, Government Primary School  
Nari Baja, Mardan.

..... **RESPONDENTS**

**SERVICE APPEAL U/S 4 OF THE SERVICE**  
**TRIBUNAL ACT, 1974 AGAINST THE**  
**TRANSFER/OFFICE ORDER NO. 3248,**  
**DATED 05.06.2024 WHEREBY THE**  
**TRANSFER ORDER NO. 32211/G, DATED**  
**04.06.2024 OF THE APPELLANT WAS**  
**CANCELLED BY RESPONDENT NO.1.**

**Respectfully Sheweth:-**

1. That the appellant was performing his duty as  
Primary School Head Teacher (PSHT) at

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Government Primary School (GPS) Bahadur Khan Kalay Mardan.

2. That the appellant was transferred to GPS Nari Baja Mardan vide office order No. 32211/G, dated 04.06.2024 and assumed charge vide charge report dated 04.06.2024. **(COPY OF THE ORDER AND CHARGE REPORT IS ATTACHED AS ANNEXURE A).**
3. That on the very next date respondent No.1 abruptly cancelled the transfer order of the appellant and respondent No.3 was posted in his place at GPS Nari Baja Mardan vide office order No. 3248 dated 05.06.2024. **(COPY OF THE OFFICE ORDER IS ATTACHED AS ANNEXURE B).**
4. That the appellant approached respondents No.1 & 2 with respect to his cancellation of transfer order by filing application dated 10.06.2024 but of no use. Hence, this appeal, which is within time. **(COPY OF APPLICATION IS ATTACHED AS ANNEXURE C).**
5. That the cancellation of transfer order of the appellant is illegal and having no other adequate remedy the appellant is filing this service appeal in the Hon'ble Tribunal on the following grounds;

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**GROUNDS:**

- A. That the appellant has remained PSHT at GPS Bahadur Khan Koti for a considerably period of one and half year, while respondent No.3 has spend very less time at his earlier posting at GPS Halki Banda but being inflectional, respondents cancelled the transfer order of the appellant without any legal jurisdiction.
- B. That the cancellation order dated 05.06.2024 of respondent No.1 is unlawful and in disregard of the transfer rule/policy.
- C. That the appellant had already assumed charge as per the charge report dated 04.06.2024 but even then his transfer order was cancelled without affording opportunity of hearing to the appellant.
- D. That the appellant belongs to the same UC where his transfer was made vide office order No. 32211/G dated 04.06.2024 and as such has legal right to be posted at GPS Nari Baja, Mardan.
- E. That the impugned office order No. 3248 dated 05.06.2024 of respondent No.1 is against the law

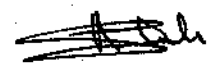
and liable to be set aside. The appellant is liable to be restored to his position at GPS Nari Baja, Mardan.

F. That any other ground will be taken at the time of arguments, with the kind permission of this Honourable Court.

**Prayer:**

It is therefore prayed that on acceptance of this appeal, the impugned transfer/office order No. 3248, dated 05.06.2024 of respondent No.1 may be cancelled and the transfer order No. 32211/G, dated 04.06.2024 may be restored.

Appellant  
Through



**ASGHAR SHAH**  
Advocate High Court

Date: 08-October-2024

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**BEFORE THE LEARNED SERVICE TRIBUNAL, KPK,**  
**PESHAWAR**

Service Appeal No. \_\_\_\_\_/2024

Saeed Ullah PSHT.....**APPELLANT**

**V E R S U S**

District Education Officer, (Male) Mardan & others.  
.....**RESPONDENTS**

**AFFIDAVIT**

I, Saeed Ullah S/o Aman Ullah R/o Chak Baghdada, Mohallah Shareef Abad, Mardan, PSHT, Government Primary School Bahadur Khan Koti, District Mardan, do hereby solemnly affirm and declare on oath that the contents of the **Writ Petition** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

**Identified by**



**ASGHAR SHAH**  
Advocate High court

  
**DEPONENT**

CNIC: 16101-5622624-5

Cell: 0313-9025514



08/10/2024



OFFICE OF THE  
DISTRICT EDUCATION OFFICER  
(MALE) MARDAN

☎ & 📠 0937-933151 📧 deomalemardan@gmail.com



6  
annex  
"A"

**OFFICE ORDER:**

Transfer/adjustment of the following primary school teachers is hereby ordered on their own pay and BPS to the school mentioned against each in the interest of public service with immediate effect.

S. N	NAME	FROM	TO	REMARKS
1	Saeed Ullah, PSHT	GPS Bahader Khan Koti	GPS Nari Baja Mardan	AVP, He will leave station after provision of substitute.
2	Noorani Maseh, PSHT	GPS Kashmiryan	GPS Gado Mayar	AVP, He will leave station after provision of substitute.

Note: No TA/DA is allowed.

(Zahid Muhammad)  
DISTRICT EDUCATION OFFICER  
(MALE) MARDAN

Endst No. 32211/G /Dated: 04/06/2024

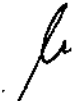
Copy forwarded to the:

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. SDEO(M) concerned.
3. EIMS Branch local office.
4. District Monitoring Officer Mardan.
5. Official concerned.

  
DISTRICT EDUCATION OFFICER  
(MALE) MARDAN

Our faith, Corruption free Pakistan

ATTEST





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OFFICE OF THE  
DISTRICT EDUCATION OFFICER  
(MALE) MARDAN

☎ & ☎ 0937-933151, ✉ deomalemardan@gmail.com



**OFFICE ORDER:**

Transfer/adjustment of the following primary school teachers is hereby ordered on their own pay and BPS to the school mentioned-against each in the interest of public service with immediate effect.

S. N	NAME	FROM	TO	REMARKS
1	M. Amir Afzal Khan, PSHT 16101-3646559-3	GPS Abdur Rahman Kotli	GPS No. 1 Baghdada	AVP
2	Miskeen Khan, PSHT 16101-1116811-7	GPS Halki Banda	GPS Abdur Rahman Kotli	V.S.No.1

Note: No TA/DA is allowed.

(Zahid Muhammad)  
DISTRICT EDUCATION OFFICER  
(MALE) MARDAN

Endst No. 3225/G /Dated: 04/06/2024

Copy forwarded to the:

1. Director Elementary & Secondary Education Khyber Pakhtunkhwa Peshawar.
2. SDEO(M) concerned.
3. EIMS Branch local office.
4. District Monitoring Officer Mardan.
5. Official concerned.

  
DISTRICT EDUCATION OFFICER  
(MALE) MARDAN

ATTESTED

*li*

ATTESTED

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سرپرست ایف جی ایف جی  
Head Teacher  
G.S. Gharol, Muzaffargarh  
Chakralar, Muzaffargarh

تاریخ: 04/06/2024  
موضوع: درخواست برائے

تعمیرات کے لیے بجٹ کی منظوری کے لیے  
ممبرانہ کمیٹی کے ذریعے  
04/06/2024  
ڈپٹی ڈائریکٹر ایف جی ایف جی  
ڈپٹی ڈائریکٹر ایف جی ایف جی

DEO صاحب مزمل صاحب

8

مستند

# CHARGE REPORT

(9)

## Taking Over Charge

I am writing this report to formally document and inform you about the charge.

I have taken as the Head Teacher (PSHT) of GPS Nari Baja Mardan

I have assumed the responsibilities of this esteemed position effective from dated 04/06/2024

vide Endt No. 32211/G Dated 04/06/2024

## Taking over charge

saeedullah

Saeedullah  
SPST GPS Bahadur Khan  
4/6/24

[Signature]  
Head Teacher  
GPS Bahadur Khan Killi  
Chahar, Mardan  
4/6/2024

[Signature]  
PSHT GPS Nari Baja  
(Mardan) 04/6/24

Handing over charge

ATTESTED

[Signature]

ATTESTED

(MALE) MARDAN

DISTRICT EDUCATION OFFICER

*[Handwritten signature]*

- 1. Director Elementary & Secondary Education Kyber Pakhtunkhwa Peshawar
- 2. SDEO (M) concerned
- 3. EIMS Branch local office
- 4. District Monitoring Officer Mardan
- 5. Official concerned

Copy forwarded to the

Encl. No. *30118* / Dated *06/06/2024*

(MALE) MARDAN

DISTRICT EDUCATION OFFICER

(Zahid Muhammad)

Note: NO T.V/D/A is allowed

b. The transfer of Mr. Saedulhish PSHT, from GPS Bahadar Khan Koh to GPS Nari Baje is hereby cancelled. He is directed to report to his original station.

a. Please read GPS Mardan instead of GPS Abdul Rahman Koh in to Mr. Miskin Khan PSHT.

In partial modification of this office order, Encl. No. 322 I/G dated 04-06-2024 and No. 325/G dated 04-06-2024, please read the following modification in the interest of public service with immediate effect.

OFFICE ORDER

0987 993 151 | [edma@mardan.gov.pk](mailto:edma@mardan.gov.pk)

(MALE) MARDAN

DISTRICT EDUCATION OFFICER

OFFICE OF THE

DEPARTMENT OF EDUCATION, GOVT. OF KYBER PAKHTUNKHWA



مجلس سنی کے لیے ایک خط لکھا گیا ہے۔ اس خط میں مذکورہ بالا تمام باتوں کا ذکر ہے۔

اس خط میں مذکورہ بالا تمام باتوں کا ذکر ہے۔ اس خط میں مذکورہ بالا تمام باتوں کا ذکر ہے۔

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ATTESTED

04-06-24  
32211/G  
05/05/2024  
32118  
دعوتِ اسلامی کی ترویج کے لیے

مجلس سنی کے لیے ایک خط لکھا گیا ہے۔ اس خط میں مذکورہ بالا تمام باتوں کا ذکر ہے۔

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ATTESTED

Handwritten signature and date: 10/24/06

Handwritten text: 32211/06, 32118/06, 2004

Handwritten text: 10/24/06

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**DIRECTORATE OF ELEMENTARY AND SECONDARY EDUCATION**

**KHYBER PAKHTUNKHWA PESHAWAR.**

No. 5240 /F.No./01/Posting/Transfer/Estab:M-1  
Dated Peshawar the 10/07/2024.

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To

The District Education Officer  
(Male) Mardan.

Subject: **APPEAL FOR CANCELLATION OF TRANSFER ORDER**

Memo:

I am directed to refer to the subject noted above and to enclose herewith a copy of the appeal lodged by Mr. Saeed Ullah PSHT GPS Nari Baja District Mardan and to ask you to submit detail report to proceed further into the matter please.

*M. A. Khan 10/7/2024*  
**Assistant Director (Estab:M-1)**  
Elementary & Secondary Education  
Khyber Pakhtunkhwa, Peshawar.

Endst; No. \_\_\_\_\_

Copy forwarded to the:

1. P.A to Director Elementary and Secondary Education local office.

**Assistant Director (Estab:M-1)**  
Elementary & Secondary Education  
Khyber Pakhtunkhwa, Peshawar.

ATTESTED  
*h.*



~~Accepted~~

Accepted

بمقام وکیل پشاور

2024

الترقیہ

اگشتہ نسبت کر دیا ہے کہ سند ہے۔  
 تمام تختہ پر داخلہ ہوئے ہیں۔  
 ہے جس کو بھی وہ جملہ اختیار حاصل ہو گئے جو کہ وکیل موصوف کو حاصل ہیں۔  
 موصوف مقدمہ کی رائے کو اپنی رائے کے بغیر نہیں دیکھ سکتے۔  
 سے مقدمہ میں بصورت ذکر کی جاتی ہے۔  
 اور تکی قطعی طور پر آگے بڑھنا ہے اور وکیل موصوف کو صرف حق فی حق  
 تصدیقات ہی نہیں دینی چاہئے۔  
 وکیل موصوف بصورت ذکر کی جائے اور اس کے ساتھ ہی تصدیقات  
 تصدیقات ہی نہیں دینی چاہئے۔  
 تصدیقات ہی نہیں دینی چاہئے۔  
 تصدیقات ہی نہیں دینی چاہئے۔  
 تصدیقات ہی نہیں دینی چاہئے۔

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 2024  
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وکیل پشاور

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