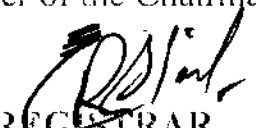


FORM OF ORDER SHEET

Court of _____

Appeal No. _____

1989/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	16/10/2024	<p>The appeal of Mr. Shalil Nawaz presented today by Mr. Afrasiab Khan Wazir Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 23.10.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR

Appeal No. 1989 /2024

SHALIL NAWAZ

.....VERSUS.....

EDUCATION DEPTT

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APPELLANT

Through:

AFRASIAB KHAN WAZIR
&
SALMAN KHAN WAZIR
ADVOCATE(S) HIGH COURT

Office:
ROOM NO. 9-16, GOVT COLLEGE
CHOWK, NIMRA PLAZA,
PESHAWAR.
CELL: 0312-9888752

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

APPEAL NO. 1989 /2024

Mr. Shalil Nawaz, SS Biology (BPS-18), GHSS Ramak D.I Khan, R/O Patol Khel, Aral Tarf Awal, Tehsil and P/O Domel, Bannu.

.....APPELLANT.

VERSUS

- 1- The Government of Khyber Pakhtunkhwa, through Chief Secretary Khyber Pakhtunkhwa, Peshawar.
- 2- The Secretary Elementary and Secondary Education, Government of Khyber Pakhtunkhwa.
- 3- Mr. Faridullah Shah SS Biology (BPS-18, GHSS Ismail Khel Bannu.

.....RESPONDENTS.

APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL ACT, 1974 READ WITH ALL ENABLING PROVISIONS OF LAW GOVERNING THE SUBJECT, AND AGAINST THE IMPUGNED ILLEGAL ORDER DATED 25/06/2024 WHEREBY THE APPELLANT IS PREMATURELY AND ILLEGALLY TRANSFERRED THAT IS IN VIOLATION TO POSTING/TRANSFER AND SPOUSE POLICY AND NO ACTION IS TAKEN ON DEPARTMENTAL APPEAL OF APPELLANT WITHIN STATUTORY PERIOD OF NINETY DAYS.

RESPECTFULLY SHEWETH:

ON FACTS:

- 1- **That** the Appellant is serving in the Education Department as **SS Biology (BPS-18)** and since appointment he is performing his duties with full dedication and passion.
(Copy of CNIC is attached.....A)
- 2- **That** issue in the instant case refers various transfer orders of Appellant and so far he has been transferred **5 times** from 20/12/2022 to 25/06/2024 that so far since 20/12/2022 the Appellant has been transferred 5 times to various institutions of Province.
- 3- **That** the Appellant was Posted/Transferred on 20/12/2022 from GHSS Lalozai Bannu to GHSS Ismail Khel Bannu which was reversed vice versa through another notification dated 27/12/2022 whereby the Appellant was again Transferred/Posted from GHSS Ismail Khel Bannu to GHSS Lalozai Bannu. However, the Respondent No.1 cancelled/ withdrawn the Transfer/Posting notification of 27/12/2022 vide another

notification dated 05/01/2023 and the Appellant continued his duty at GHSS Ismail Khel Bannu.

Copies of the Transfer/ Posting Orders and Cancellation Orders dated 20/12/2022, 27/12/2022 and 05/01/2023 are attached as.....B,C & D)

4- That in surprise string of events the Appellant was Posted/Transferred for third time from GHSS Lalozai Bannu to Ismail Khel Bannu vide notification dated 10/01/2023.

(Copy of the Transfer/Posting Notification dated 10.01.2023 is attached as.....E).

5- That the Appellant was further Posted/Transferred for fourth time by Respondents from GHSS Lalozai to GHSS Ismail khel Bannu vide notification dated 21/02/2023. This notification was challenged by Respondent No. 4 who was placed on Serial No. 3 of the Posting/ Transfer Notification. Through Appeal to Services Tribunal, the Respondent No.4 contended that the Appellant violated his right as Appellant was transferred in his place and that no NOC was obtained from Election Commission of Pakistan for doing so. Notices were served and Appellant (then Respondent) appeared before the honorable tribunal and judgment dated 23/11/2023 was rendered in Appellant favor and the Appeal of Respondent No.4 was dismissed.

(Copies of the Posting/Transfer Notification dated 21/02/2023 and Judgment dated 23/11/2023 are attached as.....F & G)

6- That after that the Respondents issued another Posting/Transfer notification vide 13/03/ 2023 but this time the Appellant was left untouched and not transferred from GHSS Ismail Khel Bannu, the institution to where he was earlier Posted/Transferred through previous notification of 21/02/2023.

(Copy of the Posting/Transfer Notification dated 13/03/2023 is attached.....H).

7- That the Conundrum of Posting/Transfer continued and new string of events followed as the Appellant was transferred for fifth time from GHSS Ismail Khel Bannu to GHSS Ramak vide impugned order dated 25-06-2024. Through this notification the Appellant is placed on serial No.2 whereas Respondent No.4 has been Transferred/Posted in place of Appellant from GHSS Nurar Bannu to GHSS Ismail Khel Bannu.

(Copy of the Posting/Transfer Notification dated 25-06-2024 attached as.....I)

8- That the Appellant feeling aggrieved from the impugned illegal Posting/Transfer Order of the Respondent No.1 has processed Departmental appeal on 27-06-2024, the reply of which is yet pending.

(Copy of the Representation is attached asJ).

9- That the Appellant further feeling aggrieved and left with no other alternate and efficacious remedy but to file this instant appeal on the following grounds inter alia.

ON GROUNDS

A-That the action of the Respondents is violative of the Article 4 and 25 of the Constitution, 1973 as the Appellant has not received equal and fair treatment before law which is obvious from the fact that time and again the Respondents have Transferred him without any justifiable reason.

B- That the impugned Notification/Order of the Respondents is illegal and against the norms of natural justice as the Posting/Transfer of Appellant is premature. Respondents have blithely disregarded the Posting/Transfer policy as the Appellant is transferred without serving 2 years time at the place of his previous posting.

C-That since 20/12/2022 the Respondents has actively been engaged in creating hurdles for Appellant which is clear from the facts that so far the Appellant has been transferred 5 times.

D- That the action of the Respondents is against the Spouse policy as the Spouse of the Appellant (**Shakila Akhtar**) is serving SS Biology at Education Department in District Bannu. It is pertinent to be mentioned that as per Spouse policy of 07-08-2012, Spouses already posted at one station may not normally be disturbed without compelling reasons of public interest.

(Copies of *Posting* Orders, Service Certificates and Spouse policy.....K, L & M)

E- That the Respondent No.4 has been actively involved in creating hurdles for Appellant and now with connivance of high ups, Appellant is transferred to GHSS Ramak D.I Khan from GHSS Ismail Khel Bannu while Respondent No.4 has been Posted/Transferred to GHSS Ismail khel Bannu, the station where Appellant was earlier posted. It is pertinent to be mentioned that in past Respondent No.04 took Appellant to court regarding Transfer issue where the claim of the Respondent

No.4 was dismissed and decision was rendered in Appellant favour.

F- That so far nothing has been intimated to Appellant regarding the Representation filed which justifies the malafide on part of the Respondents.

G-That the impugned Notification issued by Respondent holds no sanctity before law as it has been signed and approved by subordinate of Section Officer and under law it is duty of the Section Officer to issue and authorize Posting/Transfer Orders.

H-That the Appellant is suffering immensely from the impugned order as his family is dwelling at Bannu and there is no one there to look after his children and spouse.

I- That the Appellant further seeks permission to advance any other grounds at the time of regular hearing.

PRAYER

That on acceptance of this appeal the impugned Posting/Transfer Order/Notification of the Respondents may very kindly be set aside, declared illegal and unlawful as the Appellant's current posting is premature and violation to Spouse Policy. Furthermore it is plead that directions be issued and Appellant may very kindly be posted to his earlier station of posting i.e GHSS Ismail Khel Bannu, where Respondent NO.4 is transferred in place of Appellant. Any other remedy which this honorable tribunal deems fit & appropriate that may also be awarded in favor of Appellant.

APPELLANT

SHALIL NAWAZ

Through:

AFRASIAB KHAN WAZIR

&

SALMAN KHAN WAZIR

ADVOCATE(s) HIGH COURT

Certificate:

It is certified that no other appeal is filed between the parties on the same issue.

DEPONENT

AFFIDAVIT:

I, Mr. Shalil Nawaz, SS Biology (BPS-18), GHSS Ramak D.I Khan, R/O Patol Khel, Aral Tarf Awal, Tehsil and P/O Domei, Bannu, do hereby solemnly affirm and declare that the contents of this appeal is true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable tribunal so far.

DEPONENT

(S-A)



PAKISTAN National Identity Card
ISLAMIC REPUBLIC OF PAKISTAN



Name
Shah Nawaz

شاه نواز

Father Name
Ghulam Nawaz

غلام نواز



Gender
M

Country of Stay
Pakistan

Identity Number
11101-7614569-5

Date of Birth
30.03.1983

Date of Issue
07.12.2023

Date of Expiry
07.12.2033

Handwritten signature

Holder's Signature

موجودہ پتہ: ڈاک خانہ ڈوبل سائڈنگ
پول خیل، اول طرف اول، تحصیل ڈوبل، ضلع

11101-7614569-5



مستعمل پتہ: ڈاک خانہ ڈوبل سائڈنگ
پول خیل، اول طرف اول، تحصیل ڈوبل، ضلع

770005922616
155-83-710764

Registrar General of Pakistan

آگشده کارڈ ملنے پر قریبی لیٹر بکس میں ڈال دیں



B-6

GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 091-9121522 Email: sec@epimale@gmail.com

S.No-02

Dated: Peshawar 20th December, 2022

NOTIFICATION

NO.SO/SMIE&SEC/5-17/2022/PT/SS: The posting/transfer of the following Officers are hereby ordered with immediate effect, in the best public interest.-

S #	Name & designation	From	To
1.	Mr. Tariq Aziz Khan SS (Biology) BS-17	GHSS Ismail Khel Bannu Working as SS (Biology) BS-18 in OPS	GHSS Lalozai Bannu Vice S.No. 02
2.	Mr. Shalif Nawaz SS (Biology) BS-17	GHSS Lalozai Bannu	GHSS Ismail Khel Bannu Vice S.No 01
3.	Mr. Ijaz Ali Shah SS (English) BS-17	GHSS Domail Bannu Working as SS Biology BS-18 in OPS	GHSS Shahbaz Azmat Khel Bannu Vice S.No. 4
4.	Mr. Ghulam Dastagir SS (English) BS-17	GHSS Shahbaz Azmat Khel Bannu	GHSS Domail Bannu Vice S.No. 3
5.	Mr. Naveed Ali Khan SS (Statistics) BS-17	GHSS Togh Bala Kohat	GHSS No. 4 Kakshal Peshawar Vice S.No.6
6.	Mr. Atiq Ullah SS (Statistics) BS-17	GHSS No. 4 Kakshal Peshawar	GHSS Togh Bala Kohat Vice S.No.5

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
E&SE DEPARTMENT

Encl. of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar
3. District Education Officer (Male) concerned
4. District Accounts Officer concerned
5. Principal Concerned.
6. Director, EMIS E&SE Department.
7. PS to Minister for E&SE Department.
8. PS to Secretary E&SE Department.
9. Officers concerned.
10. Office order file.

Naseer
20-12-22

(NASEER ABBAS KHALIL)
SECTION OFFICER (SCHOOLS MALE)

Page No. 1

AIRPORTS SECURITY FORCE
DEPARTMENT (1000 / 1000)





GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Block-A* Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 911-2111111 Email: eeschoolmale@ymail.com

Dated Peshawar 27th December 2022

NOTIFICATION

O.S.O/SM/E&SE/D/5-17/2022/PT/SS: The posting/transfer of the following Officers are hereby ordered with immediate effect, in the best public interest:-

S. No.	Name & designation	From	To
1.	Mr. Tariq Aziz Khan SS (Biology) BS-17	GHSS Lalozai Bannu	GHSS Landova Lakki Marwat
2.	Mr. Shaili Nawaz SS (Biology) BS-17	GHSS Ismail Khel Bannu	GHSS Lalozai Bannu
3.	Mr. Farid Ullah Shah SSS (Biology) BS-18	GHSS Horer Bannu	GHSS Ismail Khel Bannu
4.	Mr. Israr Khan SS (Biology) BS-17	GHSS Ramak D.I. Khan	GHSS Horer Bannu Vice S No 3
5.	Mr. Khushdil Khan SS (Biology) BS-17	GHSS Landova Lakki Marwat	GHSS Naseeb Nawaz as V/Principal BS-18 in OPS

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
E&SE DEPARTMENT

List of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa Peshawar.
3. District Education Officer (Male) concerned
4. District Accounts Officer concerned
5. Principal Concerned
6. Director, EMIS E&SE Department
7. PS to Minister for E&SE Department.
8. PS to Secretary E&SE Department.
9. Officers concerned.
10. Office order file.

[Signature]
SECTION OFFICER (SCHOOLS MAL)



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 921-9211111 Email: aschoolmale@gmail.com

Peshawar, Date: 5th January 2023

NO.SO(S/M/E&S/ED/5-17/2022/PT/SS): This Department's Notification of even number dated 27-12-2022 in respect of Mr. Tariq Aziz Khan SS Biology (BS-17), Mr. Shali Nawaz SS Biology (BS-17), Mr. Farid Ullah Shoh, SS Biology (BS-18) and Mr. Israr Khan SS Biology (BS-17) appearing at S.No.1, 2, 3 and 4 except Serial No. 5 is hereby withdrawn/cancelled.

SECRETARY TO GOVT. OF KHYBER PAKHTUNKHWA
E&SE DEPARTMENT

Endst: of even No. & Date
Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male) concerned.
4. District Accounts Officer concerned.
5. Director, EMIS E&SE Department.
6. PS to Secretary E&SE Department.
7. Officer concerned.
8. Office order file.

Nasser
05-01-23
(NASSER ABBAS KHALIL)
SECTION OFFICER /SCHOOLS MALE)

(NASEER ABBAS KHALLI)
SECTION OFFICER (SCHOOLS MALE)

Handwritten: 10.01.23

Accountant General, Khyber Pakhtunkhwa Peshawar,
Director, B&BE Khyber Pakhtunkhwa, Peshawar,
Director Education Officer (Male) Concerned,
Director Accounts Officer Concerned,
Director, EMIS, B&BE Department,
Director for B&BE Department,
Secretary B&BE Department,
Secretary (Admin) B&BE Department,
Concerned

Copy forwarded to the
Director of Revenue No. & Date

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
B&BE DEPARTMENT

#	Name & Designation	From	To
1	Mr. Tariq Aziz Khan SB (Biology) BS-17	GHSB Loloza Bannu	GHSB Landiwa Lakki Marwal
2	Mr. Shail Nawaz 88 (Biology) BS-17	GHSB Jinnah Kheil Bannu	GHSB Loloza Bannu
3	Mr. Farid Ullah Shah 88 (Biology) BS-17	GHSB Norar Bannu	GHSB Jinnah Kheil Bannu S.No.02
4	Mr. Harir Khan GHSB Ramak D.I Khan	GHSB Norar Bannu	GHSB Norar Bannu S.No.03

NOTIFICATION
NO. SOR/MD/BS/SD-17/2022/1255
The Departmental Notification of given number
dated 27-12-2022 in respect of the following Subject Specimens are hereby restored in
the best public interest.

Restored Dated 10th January 2023

9

F - (10)



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 091 9222522, Email: e&seofmale@gmail.com

Peshawar, Dated: 21st February 2023

NOTIFICATION

NO.SQ(SM)E&SE/D/5-17/2023/PT/SS:

Consequent upon the approval of the Competent Authority and subsequent NOC form the Election Commission of Pakistan, the following posting/transfer are hereby ordered with immediate effect, in the best public interest:-

S #	Name & designation	From	To
1.	Mr. Shalil Nawaz SS (Biology) BS-17	GHSS Lalozi Bannu.	GHSS Ismail Khel Bannu
2.	Mr. Tariq Aziz Khan SS (Biology) BS-17	GHSS Landiwa Lakki Marwat	GHSS Lalozi Bannu.
3.	Mr. Farid Ullah Shah SS (Biology) BS-17	GHSS Ismail Khel Bannu	GHSS Norer Bannu
4.	Mr. Israr Khan SS (Biology) BS-17	GHSS Norer Bannu	GHSS Ramak D.I.Khan

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA
E&SE DEPARTMENT

Endst: of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Male) concerned.
4. District Accounts Officer concerned.
5. Principal Concerned.
6. Director, EMIS E&SE Department.
7. PS to Minister for E&SE Department.
8. PS to Secretary E&SE Department.
9. Officers concerned
10. Office order file.

(NASEER ABBAS KHALIL)
SECTION OFFICER (SCHOOLS MALE)

Previous judgment
1

67 - (11)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR**

Service Appeal No. 1367/2023

BEFORE: MR. SALAH-UD-DIN ... MEMBER (J)
MISS FAREEHA PAUL ... MEMBER (E)

Farid Ullah Shah son of Habib Rasool, Resident of Haji Fazal Shah
Mira Khel, Post Office Sarmast Mira Khel, Tehsil and District Bannu.
..... (Appellant)

Versus

1. Government of Khyber Pakhtunkhwa, through Chief Secretary
Khyber Pakhtunkhwa Peshawar.
2. Government of Khyber Pakhtunkhwa, through Secretary
Elementary & Secondary Education, Peshawar.
3. Shaleel Nawaz, presently working at Government High School,
Ismail Khel, Bannu and home address Sani Photostat Opp. Tehsil
Office Sarai Naurang District Lakki Marwat.
..... (Respondents)

Mr. Afrasiab Khan Wazir
Advocate ... For appellant

Mr. Muhammad Jan
District Attorney ... For respondents

Date of Institution..... 19.06.2022
Date of Hearing..... 23.11.2023
Date of Decision..... 23.11.2023

JUDGEMENT


FAREEHA PAUL, MEMBER (E): The service appeal in hand has
been instituted under Section 4 of the Khyber Pakhtunkhwa Service
Tribunal Act, 1974 with the prayer that on acceptance of the appeal,
notification dated 21.02.2023 be declared as illegal, against the facts,
ineffective upon the rights of the appellant and to transfer the appellant to
GHSS Ismail Khel, Bannu, alongwith any other remedy which the Tribunal
deemed appropriate.



2. Brief facts of the case, as given in the memorandum of appeal, are that the appellant was serving as Subject Specialist (BIO) BPS-18, in the Elementary & Secondary Education Department, Khyber Pakhtunkhwa and posted at Government Higher Secondary School Nura, Bannu. Vide notification dated 27.12.2022, he was transferred to GHSS Ismail Khel, Bannu. Just after serving there for 50 days, he was again transferred to GHSS Nurar Bannu vide impugned notification dated 21.02.2023 on political grounds. Feeling aggrieved, he submitted departmental appeal on 24.02.2023 before respondent No. 1 which was pending till filing of the instant service appeal.

3. Respondents were put on notice. Respondents No. 1 & 2 submitted their joint reply/comments on the appeal. Respondent No. 3 was placed ex-parte vide order dated 10.11.2023. We heard the learned counsel for the appellant as well as the learned District Attorney for the respondents and perused the case file with connected documents in detail.

4. Learned counsel for the appellant, after presenting the case in detail, argued that the impugned transfer order was premature and against the posting/transfer policy of the Provincial Government. He further argued that complete ban was imposed by the Election Commission of Pakistan and that NOC was not obtained. He further argued that the post of SS (Bio) in GHSS Ismail Khel was of BPS-18 while the person who was transferred on that post was in BPS-17. He further argued that the impugned notification was issued in a hasty and slipshod manner without assigning any cogent reason. He requested that the appeal might be accepted as prayed for.



5. Learned District Attorney, while rebutting the arguments of learned counsel for the appellant, argued that the Notification dated 21.02.2023 was in accordance with law and in the public interest and that there was no political involvement, illegality and malafide on the part of the respondents. He further argued that the appellant was a civil servant and the respondents had acted under section 10 of the Khyber Pakhtunkhwa Civil Servants Act, 1973. He further argued that the appellant was transferred back to his previous place of posting after settlement and adjustment by filling all the vacant positions and it was done after getting the NOC of the ECP. He requested that the appeal might be dismissed.

6. Arguments and record presented before us transpire that the appellant had been transferred from Government Higher Secondary School, Ismail Khel Bannu to Government High Secondary School Nurar Bannu vide a notification dated 21.02.2023, impugned before us. The plea of the appellant is that he was transferred from GHSS Ismail Khel after serving for just fifty days and that too without getting the NOC of the Election Commission of Pakistan. Coming first to the point of NOC of Election Commission of Pakistan, it has been noted that necessary NOC was duly obtained by the provincial government before issuing the transfer order. As far as transfer of the appellant from Ismail Khel to Nurar is concerned, first, it is a transfer within the same District and the appellant was not even bothered to move out of the district to some other far flung area of the province, despite the fact that it is a provincial level position on which he is employed. Secondly, the learned District Attorney clarified that certain adjustments were made after promotions were notified and transfer of appellant from Ismail Khel to




Nurur was part of those adjustments. Moreover the appellant, being a civil servant, is bound to serve anywhere in the province where his competent authority wants him to serve in the best public interest.

7. In view of the above discussion, the service appeal in hand is dismissed, being groundless. Cost shall follow the event. Consign.

8. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal this 23rd day of November, 2023.*


(FAREEHA PAUL)
Member (E)


(SALAH-UD-DIN)
Member (J)

Fazle Subhan. P.S

S.A 1367/2023

23rd Nov. 2023. 01. Mr. Afrasiab Khan Wazir, Advocate for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present. Arguments heard and record perused.

02. Vide our detailed judgment consisting of 04 pages, the service appeal in hand is dismissed being groundless. Cost shall follow the event. Consign.

03. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal this 23rd day of November, 2023.*


(FARESHA PAUL)
Member (E)


(SALAH-UD-DIN)
Member (J)

Fazle Subhan, P.S



H - (16)

**GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT**

Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 091-8223533 Email: sschoolmale@gmail.com

S. No 179

Peshawar, Dated: 13th March, 2023

NOTIFICATION

NO.SO(SM)E&SED/5-18/2023/Promotion/BS-17toBS-18: In pursuance of this Department's Notification of even number dated 13.12.2022, and subsequent approval from the Election Commission of Pakistan vide their letter No. F.3(1)/2023-Eis dated 10.02.2023, and in supersession of this Department's Notification of even No. dated 06-03-2023 the following postings/adjustments of the Teaching Cader officers (M) are hereby ordered in the public interest with immediate effect.

S.No	Name	Subject	Domicile	From	To	Remarks
1.	Irshad Hussain	SS Statistics (BS-17)	Kurram Agency	GHSS Shalozan Kurram	SS Statistics BS-18 GHSS Shalozan Kurram	Already occupied
2.	Dr. Muhammad Amin	SS Physics (BS-17)	D.I.Khan	GHSS NO 2 Islamia D.I.Khan	SS Economics BS-18 GHSS NO 2 Islamia D.I.Khan	Already occupied
3.	Dr. Muhammad Shakeel	SS Chemistry (BS-17)	D.I.Khan	GHSS Muryall D.I.Khan	SS Chemistry BS-18 GHSS Muryall D.I.Khan	Already occupied
4.	Adalat Khan	SS Economics (BS-17)	Mardan	GHSS Chamtar Mardan	Principal BS-18 GHS Halli Haripur	AVP
5.	Akhtar Zaman	SS English (BS-17)	FR Bannu	GHSS Karak	SS English BS-18 GHSS Jhandri Karak	A.V.P
6.	Hashmat Ali	SS Chemistry (BS-17)	Shangla	GHSS Battyan Shangla	Vice Principal BS-18 GHSS Butyal Shangla	Already occupied
7.	Akbar Jan	SS English (BS-17)	Dir Lower	GHSS Ziarat Talash Dir (Low)	SS English BS-18 GHSS Khali Dir Lower	A.V.P
8.	Qaiser Shah	SS H/Civics (BS-17)	Haripur	GHSS Sarf Kot Haripur	SS H/Civics BS-18 GHSS Kot Najibullah Haripur	A.V.P
9.	Muhammad Tayyab	SS English (BS-17)	Peshawar	GHSS Tehkal Bala Peshawar	SS English BS-18 GHSS Jalozai Nowshera	A.V.P
10.	Inam Ullah	SS Pak-Study (BS-17)	Dir Upper	GHSS Barawal Bandi Dir(U)	SS PS BS-18 GHSS Barawal Bandi Dir Upper	Already occupied
11.	Imran Hameed	SS English (BS-17)	D.I.Khan	GHSS Kachi Palind Khan D.I.Khan	Principal BS-18 GHSS Kech D.I Khan	A.V.P
12.	Shah Nawaz Khan	SS English (BS-17)	Charsadda	GHSS Dargai Charsadda	SS English BS-18 GHSS Dosehra Charsadda	A.V.P
13.	Muhammad Kashif Khan	SS Pak-Study (BS-17)	Mohmand Agency	GHSS Palind Lalma Khyber	Senior Instructor BS-18 DPD Peshawar	A.V.P
14.	Muhammad Ishag	SS English (BS-17)	FR Bannu	GHSS Palinda Khet Bannu	SS English BS-18 GHSS Jandri Karak	AVP
15.	Hashmat Ullah Khan	SS Economics (BS-17)	FR Bannu	GHSS Kolka Muhammad Khan Bannu	SS Economics BS-18 GHSS Warana Karak	AVP



GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

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Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 091-9223533 Email: eschoolmate@gmail.com

Peshawar, Dated: 13th March, 2023

163.	Muhammad Rafi	SS Economics (BS-17)	Haripur	GHSS Panian Haripur	SS Economics BS-18 GHSS No.1 Haripur	AVP
164.	Muhammad Gul	SS Islamiyat (BS-17)	Charsadda	GHSS Hassanzaib Charsadda	Instructor BS-18 RPDC(M) Peshawar	AVP
165.	Samiul Wahab	SS H/Civics (BS-17)	Karak	GHSS Tappi Kanda Karak	SS H/Civics BS-18 GHSS Bogara Banda Karak	AVP
166.	Atif Malik	SS Urdu (BS-17)	Abbottabad	GHSS Bandi Dhunda, Atd	SS Urdu BS-18 GHSS Bagra Haripur	AVP
167.	Muhammad Nadeem Danish	SS Islamiyat (BS-17)	Lakki	GHSS Kurali D.I Khan	Instructor BS-18 RPDC (M) D.I.Khan	AVP
168.	Sher Ali Khan	SS Maths (BS-17)	Swabi	GHSS Manki Swabi	SS Maths BS-18 GHSS Manki Swabi	Already Occupied
169.	Ahmad Ali Shah	SS Islamiyat (BS-17)	D.I.Khan	GHSS Abdul Khel, D.I.Khan	SS Islamiyat BS-18 GHSS Ramak D.I Khan	AVP
170.	Sultan Yousof	SS Islamiyat (BS-17)	Bajour	GHSS Mayar, Dir Lower	Principal BS-18 GHS Badano Bajaur	AVP
171.	Zia ur Rehman	SS English (BS-17)	Charsadda	GHSS Nissala Charsadda	Principal BS-18 GHS Shamsah Abad Mardan	AVP
172.	Masood Nabi	SS Islamiyat (BS-17)	Chitral	GHSS Ayun Chitral Lower	Instructor BS-18 RPDC Drosh Chitral	AVP
173.	Rizwan Ullah	SS Maths (BS-17)	Bannu	GHSS Lalozai Bannu	SS Maths BS-18 GHSS Nurar Bannu	AVP
174.	Hafiz Kaleem Ullah Jan	SS Islamiyat (BS-17)	Bannu	GHSS Shahbaz Azmat Khel	Principal BS-18 GHS Spalga NWTD	AVP
175.	Salteem Ullah Khan	SS Islamiyat (BS-17)	Dir Lower	GHSS Khazana Dir Lower	SS Islamiyat BS-18 GHSS Khail Dir Lower	AVP
176.	Munsif Khan	SS Statistics (BS-17)	Mardan	GHSS Ato Mardan	SS Statistics BS-18 GHSS NO.4 Mardan	AVP
177.	Qadeerullah	SS Biology (BS-17)	Karak	GHSS Mandoori Kohat	SS Biology BS-18 GHSS Usterzal Payan Kohat	AVP
178.	Muhammad Aziz ud Din Khan	SS Maths (BS-17)	Malakand	GHSS Aboha Swat	SS Maths BS-18 GHSS Warai Upper Dir	AVP
179.	Shahid Nawaz	SS Biology (BS-17)	FR Bannu	GHSS Ismail Khel bannu	SS Biology BS-18 GHSS Ismail Khel bannu	Already occupied
180.	Muhammad Teriq	SS Maths (BS-17)	Mardan	GHSS Fatima, Mardan	SS Maths BS-18 GHSS Nawagal Bunner	AVP
181.	Afsar Khan	SS Physics (BS-17)	Swabi	GHSS Kunda Swabi	SS Physics (BS-18) GHSS Ayub Khan Killi Swabi	AVP
182.	Hafiz Muhammad Ali	SS Islamiyat (BS-17)	Mardan	GHSS Gumbat Mardan	Principal BS-18 GHS Naway Katay Bunner	AVP

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**GOVERNMENT OF KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT**

Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar
Phone No. 091-9223533 Email: eschoolmale@gmail.com

Peshawar, Dated: 13th March, 2023

261.	Alta ur Rehman Amjad	SS Islamiyat (BS-17)	Mansehra	GHSS Karori Mansehra	Principal BS-18 Mahandri Mansehra	AVP
262.	Arif Shah	SS Biology (BS-17)	Mardan	GHSS Chamtar Mardan	SS Piology BS-18 GHSS Khair Abad Nowshera	AVP
263.	Sarbiland Khan	SS Physics (BS-17)	Mardan	GHSS Manga Mardan	SS Physics BS-18 GHSS Khaishgl Payan Nowshera	AVP
264.	Muhammad Javed	SS Islamiyat (BS-17)	Dir Lower	GHSS Serai Bala, Dir Lower	SS Islamiyat GHSS Zimdara Dir Lower	AVP

**SECRETARY TO GOVT: OF KHYBERPAKHTUNKHWA
E&SE DEPARTMENT**

Endst: of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. Director, EMIS E&SE Department.
4. District Education Officer (M) Concerned.
5. District Accounts Officer Concerned.
6. Principal Concerned.
7. Director DPD, Peshawar.
8. PS to Adviser to Chief Minister for E&SE Department.
9. PS to Secretary E&SE Department.
10. PA to Deputy Secretary (Estab) E&SE Department.
11. Officer Concerned.
12. Office order file.

13/03/2023
(TAJ MUHAMMAD)

SECTION OFFICER (SCHOOLS MALE)

[Handwritten signature]

S.N	Name and Designation	From	To	Remarks
1	Fazil Ullah Shah SS BS-18	GHS Nuzar	GHS (Imad) Khel	Video Serial No 2
2	Shah Nواز SS Bio BS-18	GHS (Imad) Khel	GHS Ramak	Video Serial No 3
3	Iqbal Khan SS Bio BS-17	GHS Ramak	GHS Nuzar	Video Serial No 1
4	Tariq Aziz SS Bio BS-17	GHS Laloral	GHS Jahangiri	Video Serial No 5
5	Nasir Rahmon SS Bio BS-17	GHS Jahangiri	GHS Laloral	Video Serial no 4
6	Wali Rahman SS Math BS-17	GHS Shahbaz	GHS Kotlee	Video Serial No 7
7	Muhammad Iftikhar Khan SS English BS-17	GHS Kotlee	GHS Shahbaz	Video Serial No 6
8	Farooq Syar Khan HM BS-17	GHS Wanda	GHS Kingar Jan	Video Serial No 09
9	Shir Bahadar IPE BS-17	GHS Kingar Jan	GHS Wanda	Video Serial No 08
12	Tajbar Ali Khan SS Economics	GHS Bahadar	GHS Ghazi Kalla	AVP
13	Aziz Ullah SS English BS-17	GHS Khujari	Report to Directorate	
14	Samir Ullah Khan SST BS17	GHS Siema	GHS Khujari	Video Serial No 13
15	Ajab Noor Khan SS Chemistry	GHS Shahbaz	GHS Ahmed	Video Sr. No.19
16	Mirza Ali SS Urdu BS-17	GHS Darasmand	GHS Tahni Khel	Video Serial No 17
17	Amrat Ali IPE BS-17	GHS Tahni Khel	GHS Darasmand	Video Serial No 16

NOTIFICATION
 NOT SOLVED FORS/DS-17/2024/ET/HS-17-INT. The following findings/transfer is hereby ordered with immediate effect, in public interest:-

19 - I

Dated: 25.06.2024

GOVERNMENT OF KHYBER PAKHTUNKHWA
 DEPARTMENT OF SECONDARY EDUCATION
 Mr. A. V. (Specialist) A. V. (Specialist), Civil Secretariat, Peshawar
 Phone No. 011-2222222 Email: a.v@peshawar.gov.pk



18.	Said Kamal BS-17 SS Biology.	GHSS Warana Karak	GHSS Ghazi Baka Khel Bannu	A.V.P.
19.	Mr. Ashiq Hussain SS Chemistry BS-17	GHSS Alhameed Wali Noor Jani Khel Bannu	GHSS Ghazi Kalla Baka Khel Bannu	A.V.P.

SECRETARY TO
GOVT OF KHYBER PAKHTUNKHWA
E&SE

Endst: of even No. & Date

Copy forwarded to the:

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. Director, EMIS E&SE Department.
4. District Education Officer (M) Concerned.
5. District Accounts Officer Concerned.
6. PS to Secretary E&SE Department.
7. Officer Concerned.
8. Office order file.

SECTION OFFICER (SCHOOLS MALE)

ANNEXURE 'J'

(21)

D. No 3759
11/7/2024

To,

Chief Secretary,

Khyber Pakhtunkhwa, Peshawar.

Subject: Premature transfer and Spouse Policy violation

R/Sir,

It is humbly stated that the Applicant is currently serving SS Bio(BPS-18) in Education department having commendable career and doing his duty with dedication and devotion. So far since 20/02/2022, the Applicant has been transferred five times to various stations without any cogent reason. Recently on 25-06-2024 another notification of Posting/Transfer was issued under which the Applicant is prematurely transferred to GHSS Ramak DI khan from GHSS Ismail khel Bannu. It is pertinent to be mentioned that the order is in violation of the Service rules due to the following underline reasons.

- 1- The Applicant was earlier Posted at GHSS Ismail khel Bannu on 13-3-2023 and is now prematurely transferred to GHSS Ramak DI khan which is against transfer policy as no Civil Servant can be transferred to another station without serving a length of 2 years at any particular station.
- 2- The notification issued is against the spouse policy as the spouse of the Applicant is also serving SS Bio at Bannu and as per rules no spouse can be transferred to another district without any justifiable reason.
- 3- Mr. Faridullah Shah, lying on serial No.1 of the notification has been transferred in place of Applicant. In past Mr. Faridullah Shah contested case of transfer against the Applicant where the claims made by him were set aside and the Applicant was given relief but now once again he succeeded in interfering in Applicant's duty.

Due to the following aforementioned reasons it is requested that the notification issued on 25-06-2024 may kindly be cancelled and the Applicant may kindly be transferred again to GHSS Ismail khel Bannu.

Copies of the Notification, CNIC and Spouse posting details attached to Application.

Thanks.

Shalil Nawaz

SS BIO GHSS Ramak

Dera Ismail Khan

Dated: 27-6-2024



GOVERNMENT OF
KHYBER PAKHTUNKHWA
ELEMENTARY & SECONDARY EDUCATION
DEPARTMENT

Dated Peshawar the October 26th, 2016

CORRIGENDUM

NO. SO(S/F/E&SE/1-3/2016/PSB/Promotion/BS-17 to BS-18; In partial modification of this Department Notification of even No. dated 07-10-2016, the proposed place of posting in /to the following female officers may be read as mentioned against each:

S#	Name & Designation	As Proposed	Remarks
1	Mst. Neelofar Saeed, Principal (BS-18) GGHS Sahader Mughal Khel Bannu at S. No. 71	SS (English) BS-18 GGHS Kakkdi Bannu	A.V.P
2	Mst. Shakila Akhter, SS (Bio) BS-17 GGHS Dheri Salden Bannu at S. No. 72	SS (Bio) BS-17 GGHS Nar Shakrullah Bannu	A.V.P
	Mrs. Naveeda, Inst: (BS-13) RTE (F) transferred under transfer as Principal (BS-16) at GGHS Matta Palangzai Charsadda at S. No. 360	Inst: (BS-18) RTE (F) Peshawar	Vice S. No. 4
	Mst. Hamida Bano, Inst: (BS-18) RTE (F) Peshawar at S. No. 38	Principal (BS-18) GGHS Pabbi Nowshera	A.V.P

No TA/DA allowed.

SECRETARY

Printed at even No. & date:

Copy forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Director, E&SE Khyber Pakhtunkhwa, Peshawar.
3. District Accounts Officers Bannu, Peshawar, Charsadda & Nowshera.
5. Incharge EMIS, E&SE Department.
6. P.S to Secretary E&SE Department.
7. Officer concerned.
8. Office order file.

(LAL SAED KHATTAK)
SECTION OFFICER (SCHOOLS/FEMALE)

SERVICE CERTIFICATE

It is certified that Ms. Shakeela Akhtar w/o Shalil Nawaz has been serving in Education Department, Khyber Pakhtunkhwa, since September 24, 2009. She is currently employed as a Subject Specialist of Biology (BPS-17) at GGHS Nar Shakrullah Bannu. She is an active, hardworking, and dedicated teacher.

umet alsoom

Principal
GGHS Nar Shakrullah
Bannu

Principal
GGHS Nar Shakrullah
Bannu

Spouse policy

24



GOVERNMENT OF KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT

(REGULATION V/ING)
No. SOR-V/VE&AD/1-4/ 2010/Vol-VIII
Dated Peshawar, the, 07th August, 2012

To

ACD AF 2
AF 2
AF 3
AF 4
AF 5
AF 6
AF 7

3. The Additional Chief Secretary, Planning & Development Department, Government of Khyber Pakhtunkhwa, Peshawar.
- The Additional Chief Secretary (FATA), FATA Secretariat, Peshawar.
- The Senior Member, Board of Revenue, Khyber Pakhtunkhwa.
- All the Administrative Secretaries to Government of Khyber Pakhtunkhwa.
- All the Divisional Commissioners in Khyber Pakhtunkhwa.
- All Heads of the Attached Departments in Khyber Pakhtunkhwa.
- All the District Coordination Officers in Khyber Pakhtunkhwa and Political Agents in FATA.

Subject

POSTING OF SERVING HUSBAND/WIFE AT THE SAME STATION OF THE PROVINCIAL GOVERNMENT.

Dear Sir,

I am directed to refer to the subject noted above and to state that keeping in view the Socio economic Problems and hardships faced by husbands and wives in Government Service due to posting at different station of duty, the competent authority has been pleased to prescribe the following guideline to facilitate posting of husband and wife at the same station:-

- i) Where a request is made for posting at a different station in the same department/service/cadre in which an employee is already serving, the request may be accepted subject to availability of a post in the same BPS.
- ii) If request involves temporary deputation to another department, it may be processed in consultation with the concerned department, and may be accepted on the prescribed terms of deputation, subject to availability of a post in the same BPS.
- iii) If there is a tie between two or more Government servants for posting at the same station in the same department/unit of an

RECEIVED
31-8-12
31-8-12
Section Officer Bannu

25

organization, the Government servant with greater length of service may be preferred.

iv) Request for posting by a spouse facing serious medical problems may be accorded highest priority.

v) Spouses already posted at one station including those posted on deputation may normally not be disturbed without compelling reasons of public interest. Requests for extension of deputation period beyond the permissible limit may be considered with compassion if interests of public service would permit.

2. Kindly acknowledge receipt.

Yours faithfully,

Majumdar
7/8/12

(NAJ-MUS-SAHAR)
SECTION OFFICER (REG-VI)

Endst W. & date even.

Copy forwarded to:

1. The Secretary to Governor, Khyber Pakhtunkhwa.
2. The Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
3. The Registrar, Peshawar High Court, Peshawar.
4. The Registrar, Khyber Pakhtunkhwa Service Tribunal, Peshawar.
5. The Director General, Provincial Disaster Management Authority.
6. All Additional Secretaries, Deputy Secretaries and Section Officers in Establishment & Administration Department.
7. Private Secretaries to all Provincial Ministers in Khyber Pakhtunkhwa.
8. PSO to Chief Secretary Khyber Pakhtunkhwa, Peshawar.
9. Private Secretary to Secretary Establishment Department.
10. Private Secretary to Secretary Administration Department.
11. The Incharge Resource Centre, Estt.&Admn. Department.

Majumdar
7/8/12

SECTION OFFICER (REG: VI)

POWER OF ATTORNEY/VAKALATNAMA

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL,
PESHAWAR

SHALIL NAWAZ

VERSUS

EDUCATION DEPARTMENT

Appeal No. _____-P/2024

On behalf of Petitioner/Appellant No.

I/ we the petitioners/appellant Shalil nawaz hereby appoint Mr. Afrasiab Khan Wazir Advocate in the above-mentioned case, to do all or any of the following acts, deeds things.

1. To appear, act, sign, record Statement and plead for me/us in the above-mentioned case in this court /Tribunal or any other Court /Tribunal in which the same may be tried or heard, and other proceedings arising out of or connected therewith.
2. To sign, verify compromise and file or withdraw all proceedings, petitions, appeals, affidavits, and any other documents, as may be deemed necessary or advisable by them for the conduct, prosecution or defense of the said case at its stages.
3. To receive payments of, and issue receipts for, all money that may be or become due and payable to us during the course or on the conclusion of the proceedings.
4. To do all other acts and things which may be deemed necessary or advisable during the proceedings.

AND HEREBY AGREE:

- a. To ratify whatever the said advocate may do in the proceedings.
- b. Not to hold the Advocate responsible if the said case be proceeded ex-parte or dismissed in default in consequence of absence from the Court/Tribunal when it is called for hearing.
- c. An advocate shall not be responsible for any concealment, fraud, misrepresentation made by the client before any tribunal, court or forum.
- d. That the Advocate shall be entitled to withdraw from the prosecution of the said case if the whole or any part of the agreed fees remains unpaid.

In witness whereof, I/We have signed this power of Attorney/ Vakalatnama hereunder, the contents of which have been read/ explained to me/us and fully understood by me/ us.

Terms Accepted
[Signature]

[Signature]
[Signature]
Afrasiab Khan Wazir & Salman Khan Wazir
 Advocates Peshawar High Court, Peshawar.

Signatures

Office:
Room No. B-16, Govt College Chowk,
Nimra Plaza, Peshawar.
Cell: 0312-9888752.