

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR**

SERVICE APPEAL NO. 1763/2024

Dr. Shoukat AliAppellant

Versus

Government of Khyber Pakhtunkhwa & othersRespondents

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Deponent



**(Dr. Muhammad Saleem)
Director General Health Services
Khyber Pakhtunkhwa, Peshawar**

BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR.

SERVICE APPEAL NO. 1763-P/2024

Khyber Pakhtunkhwa
Service Tribunal
Diary No. 17028
Date: 23/10/24

Dr. Shaukat Ali Appellant

Versus

Govt. of Khyber Pakhtunkhwa..... Respondents

PARAWISE COMMENTS ON BEHALF OF RESPONDENT NO. 04

RESPECTFULLY SHEWETH:

PRELIMINARY OBJECTIONS:-

- I. That the Appellant has got no cause of action or locus standi to file the instant Appeal.
- II. That the Appellant has deliberately concealed the material facts from the Honorable Court, hence, the appeal is liable to be dismissed.
- III. That the Appellant has filed the instant Appeal just to pressurize the replying respondents with mala fides intentions.
- IV. That the Appellant has filed the instant Appeal on mala-fide motives.
- V. That the instant Appeal is against the prevailing Laws and Rules.
- VI. That the Appeal is not maintainable in its present form.
- VII. That the Appellant has not come to this Honorable Service Tribunal with clean hands.
- VIII. That the Appeal is bad due to non-joinder of necessary and mis-joinder of unnecessary Parties.
- IX. The similar matter has been pending before the Peshawar High Court in Writ Petition No. 3835-P 2024 (Copy annexure-A)

FACTS:-

1. Pertains to record and the para is subject to proof.
2. Subject to proof as no documentary proof has been annexed by the appellant in support of his claim.
3. Correct to the extent that with the approval of Competent Authority the appellant was posted as Directed General Health Services Government of Khyber Pakhtunkhwa vide Notification dated 17/01/2023 in accordance with the provision of section 10 of the Khyber Pakhtunkhwa Civil Servant Act, 1973. Rest of the para is incorrect.
4. Incorrect. The appellant has not annexed any supportive documents which may substantiate his allegation in the para, furthermore the appellant being DGHS was competent to post an official in BPS-16, so far as the posting against the post of DHO BPS-20 is the competency of the worthy Chief Minister of the Province and not of the appellant, therefore the allegation in the para is baseless.
5. Correct to the extent of allegations of receiving illegal gratification of Rs.14,000/- to approve the transfer order of Ms. Irum Noreen a Clinical Technician Radiology BPS-12 with respect to transferring her from MTI Bannu to MTI D.I.Khan. In order to avoid mis-using of his office, the Competent Authority (Worthy Secretary Health) suspended the appellant under rule 6(1) of the Khyber Pakhtunkhwa Govt. Servants (Efficiency and Disciplinary) Rules, 2011. A fact finding inquiry was initiated against the appellant wherein the allegation was proved (**Annexure-B**), therefore a formal inquiry was notified and the appellant was issued a Charge Sheet alongwith statement of allegation (**Annexure-C**).
6. Correct to the extent WP No. 2268-P/2024 titled Dr. Shaukat Ali VS Govt. of Khyber Pakhtunkhwa & Others which was dismissed by the Hon'ble Court vide judgment dated 15/05/2024. It is worth mentioning that the appellant challenged the judgment of the Peshawar High Court dated 15/05/2024 before the apex Court in CPLA No. 2231 of 2024 which was dismissed vide judgment dated 25-09-2024 (**Annexure-D**)
7. Correct to the extent of Notification dated 16/05/2024 on the approval of Competent Authority (Chief Minister Khyber Pakhtunkhwa), the appellant was transferred from the post of DGHS with direction to report to the Directorate General Health Services Khyber Pakhtunkhwa whereas replying respondent No.04 was posted as Director General Health Services Khyber

Pakhtunkhwa in the best public interest both the appellant and replying respondent No.04 complied the transfer Notification dated 16/05/2024, submit his arrival report & assume the Charge (Annex-E) & performing his duty as Director General Health Services Khyber Pakhtunkhwa Khyber Pakhtunkhwa. Furthermore, he is submitting parawise comments / replies etc in the Honorable Service Tribunal by name & designation. In addition to this, the appellant was suspended vide Notification dated 26/04/224 (Annex-F) It is noteworthy that the Supreme Court in 2020 PLCCS 1207, has held as under

“PLACE of servicePrerogatives of employer...Government servant was required to serve anywhere his employer wanted him to serve; it was not a choice or prerogative of the employee to claim a right to serve at a place that he chose to serve.”

8. Pertains to record, however the impugned Notification has been issued under section 10 of the Khyber Pakhtunkhwa Civil Servant Act 1973, in the public interest. Reply on the grounds is as under:

GROUND:

- A. Incorrect. The impugned Notification dated 16-05-2024 has been issued in accordance with law, Rules and principles of natural justice. Furthermore, the same is not in contravention to the judgment of the Hon'ble Peshawar High Court Peshawar. No vested right of the appellant has been violated by the replying respondent, therefore he is not entitled for any relief from the Hon'ble Service Tribunal.
- B. Incorrect. The matter of suspension has already been adjudicated by the apex court as discussed in Para No. 06 of the Facts above. The impugned Notification dated 16/05/2024 has been issued by the replying respondent with bona-fide intention in the public interest. Furthermore, the apex court has held that mala-fide cannot be attributed to the Executive / Govt. Functionary, performing functions in furtherance of legal mandate in absence of any cogent and convincing material in support of plea of mala-fide, it shall be presumed that the action taken the Executive / Govt.

Functionary in pursuance of a lawful mandate is not tainted with mala-fide Reliance is placed on 2012 SCMR 455, 2014 PLD Supreme Court 01, 2023 PLD Lahore 245.

C. Incorrect. The appellant concealed the material fact in order to mis-guide this Hon'ble Service Tribunal that normal tenure of a Civil Servant is 02 years, however the Competent Authority U/S 10 of the Khyber Pakhtunkhwa Civil Servant Act, 1973 transfer a Civil Servant even before completion of his / her normal tenure. The apex court has laid down following principles in a reported judgment 2017 SCMR 798:

It is within the competence of the authorities to transfer a civil servant from one place or post to another to meet the exigencies of service or administration; provided his terms and conditions of service are not adversely affected.

- i. A Civil servant has no vested rights to claim posting or transfer to any particular place of his choice nor has any right to continue to hold a particular post at a particular place.
- ii. His transfer and posting is limited to the given tenure, or at the pleasure of the competent authorities.
- iii. Normally, he is not required to acquire any specialized skill or professional training in order to serve the new post or place.
- iv. His seniority and progression of career in terms of promotion and other benefits of the services are not affected by the transfer and he remains pegged to his batch or group to which he was initially appointed after completing the required common and specialized trainings and after passing the required departmental examinations conducted by the FPSC.
- v. He is posted and transferred routinely in the same grade or scale that he possesses in his service or group; unless the rule requires so or allows so. The appellant has been treated in accordance with the above dictum of the apex court.

Similarly in another judgment reported as 2004 PLC (CS) 705 Supreme Court

“(b) Validity... Civil servant could not claim posting at a particular station or at the place of his choice. Competent authority, under S 9 of the Punjab civil servant Act 1974, was empowered to transfer any civil servant from one place to other at any time in exigencies of service or on administrative ground.”

The Honorable Service Tribunal also dismissed Service Appeal No. 7035/2021 titled “Dr. Ejaz Ahmad VS Govt. of KPK” dated 24-05-2022 on the basis of the above referred judgment.

D. Already replied in Para-B and C above.

E. Incorrect. The Apex Court has held in 2024 PLC Cs Supreme Court 77

“Civil service--- Transfer and posting....interference in transfer and posting by Tribunals or Courts....Encroachment upon domain of executive...Transfer of a government official from one place or post to another to meet the exigencies of services was within the exclusive domain and competence of the competent authority of the executive Organ of the State and, ordinarily, it is not amenable to interference except an extra ordinary circumstances.....Said principles is subject to the condition that the terms and conditions of service are not adversely affected. Moreover, an official has no vested right to claim to be posted /transferred to any particular place of his choice, nor is there a vested right to continue to hold a particular post at a particular place...transfer and posted of a Government servant is limited to the given tenure, if any or at the pleasure of the competent authorityQuestion of whether the posting and transfer made by the competent authority was in the public interest is not opened to judicial review by a tribunal or court and utmost caution and restraint ought to be exercised in interfering with or encroaching upon the exclusive domain of the executive authorities...”

In 2023 PLC Cs Supreme Court 292 as under;


“(b)Civil Service--- ‘Transfer’ and ‘posting’----Scope—
Transfer of an employee/public servant fell within the ambit of “terms
and conditions” of service ,which included transfer and
posting...transfer and posting was part of service and it was for the
authority to determine where services of any staff member were
required.”

F. Incorrect. The impugned notification has been issued in accordance with
transfer posting policy as well as section 10 of the Khyber Pakhtunkhwa
Civil Servant Act, 1973 in accordance with principle of good governance.

G. Incorrect. Already replied in Para-B of the Grounds.

PRAYER:

It is therefore most humbly prayed that the instant appeal of the appellant
may very graciously be dismissed with costs.


Director General Health Services
Khyber Pakhtunkhwa
Respondent No. 04

- 2 -

Before the Peshawar High Court, Peshawar
(Constitutional Jurisdiction)

Attested
[Signature]

WP No. **3835-P** / 2024

Dr Shaukat Ali son of Gul Nawaz Khan
Resident of Mussarat Shaukat Medical Complex, Balambat Road
Timergara, Lower Dir

... Petitioner

Versus

1. **Government of Khyber Pakhtunkhwa**
Through Chief Secretary
Civil Secretariat, Peshawar
2. **Director General, Anti-Corruption Establishment KPK**
Hayatabad, KPK, Peshawar
3. **Secretary Health Department**
Civil Secretariat, Peshawar
4. **Dr. Abbas Khan**
Director General, Drug Control and Pharmacy Services, KPK
(serving as Member of Committee constituted vide Notification dated 04.06.2024 by Chief
Minister, Khyber Pakhtunkhwa)
Warsak Road, Peshawar
5. **Brigadier (R) Muhammad Mussadiq Abbasi**
Special Assistant to Chief Minister on Anti-Corruption, Khyber Pakhtunkhwa
(serving as Convener of Committee constituted vide Notification dated 04.06.2024 by
Chief Minister, Khyber Pakhtunkhwa)
Civil Secretariat, Peshawar
6. **Dr Muhammad Saleem**
Director General Health Services
DGHS Office, Warsak Road, Peshawar

... Respondents



**GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT**

Dated: Peshawar the 03rd May, 2024

NOTIFICATION

NO.SOH (E-V)/4-4/2024

The Competent Authority (Chief Secretary Khyber Pakhtunkhwa) is pleased to nominate Dr. Ambar Ali Khan, Secretary Housing/ Secretary Live Stock, Khyber Pakhtunkhwa as an Inquiry Officer to probe into the alleged receipt of gratification by Dr. Shaukat Ali (BS-20), Director General Health Services, Khyber Pakhtunkhwa for the transfer of Miss. Irum Noreen D/O Rustam Khan, Clinical Technician (Cardiology) BS-12 from MTI-DHQ Teaching Hospital Bannu to MTI-MMM Teaching Hospital D.I Khan vide order No. 766-71/AE-VI/DGHS dated 02.04.2024.

2. The inquiry officer is requested to submit report at the earliest for onward submission to the Competent Authority.

**SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT**

No. 4586-96 / Notification of even No. & dated:
Copies forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa Peshawar.
2. Dr. Ambar Ali Khan, Secretary Housing/ Secretary Live Stock, Khyber Pakhtunkhwa.
3. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
4. CSO to Chief Secretary, Khyber Pakhtunkhwa.
5. Director General Health Services, Khyber Pakhtunkhwa.
6. PS to Minister for Health, Khyber Pakhtunkhwa.
7. PS to Secretary Health Department Khyber Pakhtunkhwa.
8. Deputy Director (IT), Health Department, Peshawar.
9. Doctor concerned.
10. Personal file of doctor concerned.


(FAZAL AMIN)
SECTION OFFICER (E-V)

Attested




GOVERNMENT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

Dated: Peshawar the 02nd September, 2024

NOTIFICATION

NO.SOH (E-V)/4-4/2024 The Competent Authority (Chief Secretary Khyber Pakhtunkhwa) has been pleased to order formal inquiry as per provision contained in Rule-5 of the Khyber Pakhtunkhwa Government Servants (Efficiency & Disciplinary) Rules, 2011 for the acts of omission & commission defined as "misconduct" in terms of Rule-3 of the Rules Ibid against Dr. Shaukat Ali, Management Cadre (BS-20) the then Director General Health Services, Khyber Pakhtunkhwa (Now waiting for posting at Directorate General Health Services, Khyber Pakhtunkhwa).

2. For the purpose of inquiry against the aforementioned accused with reference to enclosed allegations, in terms of Rules Ibid; the Competent Authority has been pleased to constitute formal inquiry committee comprising of the following officers:-

- Mr. Mian Muhammad (PCS SG-21), Chairman, Governor's Inspection Team, Khyber Pakhtunkhwa; and
- Dr. Ubaid Hussain, Management Cadre (BS-20), Medical Superintendent, Sarhad Hospital for Psychiatric Diseases, Peshawar

SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

No. 7135-42 / Notification of even No. & dated:

Copies forwarded to the:-

- Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
- Accountant General, Khyber Pakhtunkhwa.
- CSO to Chief Secretary, Khyber Pakhtunkhwa.
- Mr. Mian Muhammad (PCS SG-21), Chairman, Governor's Inspection Team, Khyber Pakhtunkhwa (**Inquiry Officer**). Statement of Allegations alongwith requisite documents are enclosed for necessary action.
- Dr. Ubaid Hussain, Management Cadre (BS-20), Medical Superintendent, Sarhad Hospital for Psychiatric Diseases, Peshawar (**Inquiry Officer**). Statement of Allegations alongwith requisite documents are enclosed for necessary action.
- Director General Health Services, Khyber Pakhtunkhwa. Charge Sheets are enclosed with the request to serve upon the accused through proper acknowledgement receipt and sent the same to this department for record. It is further requested to nominate a departmental representative to assist the inquiry committee during course of inquiry proceedings.
- PS to Secretary Health Department, Khyber Pakhtunkhwa.

(FAZAL AMIN)
SECTION OFFICER (E-V)

Attended
[Signature]

DISCIPLINARY ACTION

I. Nadeem Aslam Chaudhary, Chief Secretary, Khyber Pakhtunkhwa as Competent Authority, am of the opinion that, Dr. Shaukat Ali, Management Cadre (BS-20), the then Director General Health Services, Khyber Pakhtunkhwa (Now waiting for posting), has rendered himself liable to be proceeded against, as he committed the following acts/omissions, within the meaning of rules-3 of the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011.

STATEMENT OF ALLEGATIONS


- i. That he, transferred Miss. Irum Noreen D/o Rustan Khan, Clinical Technician (Cardiology) BS-12 from MTI-DHQ Teaching Hospital Bannu to MTI-MMM D.I.Khan by making tailoring process of application and getting of NOCs from the concerned BoG MTI D.I.Khan and Medical Director MTI Bannu have issued NOCs on 28.03.2024 & 01.04.2024 respectively.
 - ii. That he violated Section-16(3B) of the Khyber Pakhtunkhwa Medical Teaching Institution Act, 2015 by Issuing transfer order of Miss. Irum Noreen D/o Rustan Khan, Clinical Technician (Cardiology) BS-12 under his signature wherein the due process of application and obtaining the NOCs has been clumsily adopted later on and in haste as fodder for the probe and to fill the procedural void.
2. For the purpose of inquiry against the said accused with reference to the above allegations, an inquiry officer/inquiry committee, consisting of the following, is constituted under rules 10(1)(a) of the ibid rules:

- i. Mian Muhammada (AO SG-21) Chairman B/IT
- ii. Dr Ubaid Hussain, MC (BS-20) M.B.

3. The inquiry officer/inquiry committee shall, in accordance with the provisions of the ibid rules, provide reasonable opportunity of hearing to the accused, record its findings and make, within sixty (60) days of receipt of this order, recommendations as to punishment or other appropriate action against the accused.

4. The accused and a well conversant representative of the department shall join the proceedings on the date, time and place fixed by the inquiry officer/inquiry committee.


(NADEEM ASLAM CHAUDHARY)
CHIEF SECRETARY
KHYBER PAKHTUNKHWA

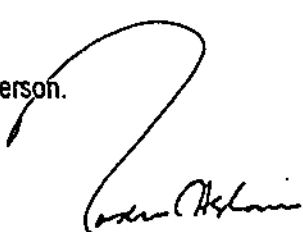
Attested


CHARGE SHEET


I, Nadeem Aslam Chaudhary, Chief Secretary, Khyber Pakhtunkhwa, as Competent Authority, do hereby Charge you Dr. Shaukat Ali, Management Cadre (BS-20), the then Director General Health Services, Khyber Pakhtunkhwa (Now waiting for posting) as follows: -

That you, while posted as Director General, Provincial Health Services Academy, Peshawar, committed the following irregularities:-

- i. That you, transferred Miss. Irum Noreen D/o Rustan Khan, Clinical Technician (Cardiology) BS-12 from MTI-DHQ Teaching Hospital Bannu to MTI-MMM D.I.Khan by making tailoring process of application and getting of NOCs from the concerned BoG MTI D.I.Khan and Medical Director MTI Bannu have issued NOCs on 28.03.2024 & 01.04.2024 respectively.
 - ii. That you violated Section-16(3B) of the Khyber Pakhtunkhwa Medical Teaching Institution Act, 2015 by issuing transfer order of Miss. Irum Noreen D/o Rustan Khan, Clinical Technician (Cardiology) BS-12 under your signature wherein the due process of application and obtaining the NOCs has been clumsily adopted later-on and in haste as fodder for the probe and to fill the procedural void.
2. By reasons of the above, you appear to be guilty of "Misconduct" under Rule-3 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, and have rendered yourself liable to all or any of the penalties specified in rule-4 of the rules ibid.
 3. You are, therefore, required to submitted your written defense within ten (10) days and not more than fourteen (14) days of the receipt of this Charge Sheet to the Inquiry Officer/ Inquiry Committee as the case may be.
 4. Your written defense, if any, should reach the Inquiry Officer/ Committee within the specified period, failing which, it shall be presumed that you have no defense to put in and in that case ex-parte action shall be taken against you.
 5. Intimate whether you desire to be heard in person.
 6. A Statement of Allegation is enclosed.


(NADEEM ASLAM CHAUDHARY)
CHIEF SECRETARY
KHYBER PAKHTUNKHWA

Dr. Shaukat Ali, Management Cadre (BS-20),
The then Director General Health Services, Khyber Pakhtunkhwa (Now waiting for posting)

Attested


SUPREME COURT OF PAKISTAN
(Appellate Jurisdiction)

Bench-IV

Mr. Justice Yahya Afridi
Mr. Justice Syed Hasan Azhar Rizvi
Mr. Justice Shahid Waheed

C.P.L.A. 2231/2024

[Against the judgment dated 15.05.2024 passed by the Peshawar High Court, Peshawar in WP No.2268-P/2024]

Dr. Shaukat Ali

...Petitioner(s)

Versus

Government of Khyber Pakhtunkhwa, ...Respondent(s)
through Chief Secretary, Peshawar and
others

For the Petitioner(s) : Mr. Shah Khawar, ASC

For the Respondent(s) : Syed Kosar Ali Shah, Addl. AG KP
Zia Ullah, DS Health

Date of Hearing : 25.09.2024

ORDER

Yahya Afridi, J: Through the instant petition, the petitioner has called in question the impugned judgment dated 15.05.2024 of the Peshawar High Court, Peshawar whereby the Writ Petition No.2268-P of 2024 filed by the petitioner was dismissed.

2. The learned counsel for the petitioner contends that the suspension order issued against the petitioner, without the initiation of a formal inquiry, as required by the Khyber Pakhtunkhwa Government Servants (Efficiency & Discipline) Rules, 2011, is *void ab initio*. Consequently, the petitioner should be reinstated to the position and the post he held at the time the impugned suspension order was issued.



Attested

Ms. Noorun Khalid
S.C. Associate
Supreme Court of Pakistan

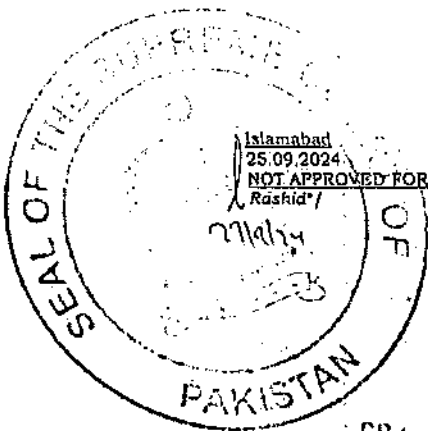
Attested


3. The learned Additional Advocate General, Khyber Pakhtunkhwa, produced a letter dated 24.09.2024 of the Government of Khyber Pakhtunkhwa, Health Department, wherein it was stated that the suspension of the petitioner in the present case was not extended.

4. In light of the above, we find that the grievance of the petitioner has been substantially addressed, rendering the matter infructuous. Accordingly, this petition is hereby disposed of in the aforementioned terms. However, the petitioner may, if so advised, pursue any other appropriate remedy available to him under the law.

Sd/-J
Sd/-J
Sd/-J

Certified to be true copy
[Signature]
Ms. Noor Khalid
Sr. Court Associate
Supreme Court of Pakistan



[Handwritten signature]

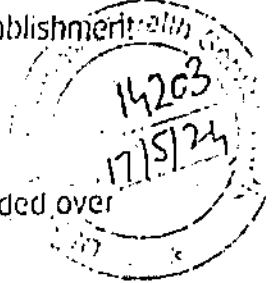
12880/14

GR No.	12880/14
Date of filing	27.9.24
No. of parties	
Case No.	6
Case Name	6
Court Fee	500
Court Order	3/2
Date of Judgment	8/2
Date of Disposal	30.9.24
Compared by	1-10-24
Received by	<i>[Signature]</i> Ahmad

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CERTIFICATE OF TRANSFER OF CHARGE

1. Certified that I / We have on the forenoon / afternoon of this day respectively made over and relieved / assumed charged of this office of the DIRECTOR GENERAL HEALTH SERVICES (BS-20) / DIRECTORATE GENERAL HEALTH SERVICES, KHYBER PAKTUNKHWA, PESHAWAR vide Government of Khyber Pakhtunkhwa Establishment Department Notification No. SO(E-1)/E&AD/9-133/2024 dated 16.05.2024.



2. Particular of cash and important secret and confidential documents handed over are noted on the reverse.

Signature of relieved
Government Servant

Designation.....

Signature of receiving
Government Servant
Designation :

Dr. Muhammad Saleem
Director General Health Services
Khyber Pakhtunkhwa, Peshawar

Station: Peshawar
Dated: 17.05.2024

OFFICE OF THE DG HEALTH SERVICES KHYBER PAKHTUNKHWA PESHAWAR
No. 5947-69/E-1 Dated 20/5/2024

Copy of the above is forwarded to the:

- 1. A.G Khyber Pakhtunkhwa Peshawar.
- 2. Deputy Director (Account) DGHS, Office Peshawar.
- 3. Officer Concerned.

For information and necessary action.

DIRECTOR (HRM)
DGHS, KP PESHAWAR

17/05/24

GOVT OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT



Dated: Peshawar the 26th April 2024


NOTIFICATION

NO.SOH(E-V)/A-1/2024 The Competent Authority is pleased to suspend the services of DR. SHAUKAT ALI (1530250486057) S/O GUL NAWAZ KHAN Director General Health Services (BPS-20), with immediate effect till finalization of the inquiry in the subject matter dated: 02-04-2024 order No: 766-71/AE-VI/DGHS by Director General Health Services, Khyber Pakhtunkhwa in the best public interest.

**SECRETARY HEALTH
KHYBER PAKHTUNKHWA**

No. 11194-112 /Notification of even No. & dated:
Copy of the above is forwarded to the:-

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
3. PSO to Chief Secretary, Khyber Pakhtunkhwa.
4. Director General, PHSA Khyber Pakhtunkhwa, Peshawar.
5. Commissioner, Peshawar.
6. All DHOs, Khyber Pakhtunkhwa.
7. All MSs, Khyber Pakhtunkhwa.
8. All Projects / Program Managers Khyber Pakhtunkhwa.
9. PS to Minister Health, Khyber Pakhtunkhwa.
10. Additional Director Director (HRM), DGHS Office, Peshawar.
11. Deputy Director (IT), Health Department, Khyber Pakhtunkhwa.
12. PS to Secretary Health Department, Khyber Pakhtunkhwa.
13. PS to Special Secretary (E&A) Health Department, Khyber Pakhtunkhwa.
14. Doctor(s) concerned.
15. Master file.


(FAZAL AMIN)
SECTION OFFICER (E-V)

Attended




**DIRECTORATE GENERAL HEALTH SERVICES
KHYBER PAKHTUNKHWA PESHAWAR**

*All communications should be addressed to the Director General Health Services
Peshawar and not to any official by name
Office # 091-9210269 Fax # 091-9210230*

AUTHORITY LETTER

Muhammad Yousaf Jamal Focal Person Litigation Section Directorate General Health Services Khyber Pakhtunkhwa is hereby authorized to attend/defend the court cases and file Parawise Comments / Reply on behalf of the undersigned before the Honorable Khyber Pakhtunkhwa Service Tribunal and its Camp Courts.


(Dr. Muhammad Saleem)

**Director General Health Services
Khyber Pakhtunkhwa, Peshawar**

**BEFORE THE HONORABLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR**

SERVICE APPEAL NO. 1763/2024

Dr. Shoukat AliAppellant

Versus

Government of Khyber Pakhtunkhwa & othersRespondents


Affidavit

I, Dr. Muhammad Saleem, Director General Health Services, Khyber Pakhtunkhwa, Peshawar, under the directions of the Competent Authority, do hereby solemnly affirm that the contents of the parawise Comments on behalf of answering respondent are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court. It is further stated on oath that in this appeal, the answering respondent has neither been placed ex-parte nor their defense has been struck off / costs.

Deponent

ATTESTED




(Dr. Muhammad Saleem)
Director General Health Services
Khyber Pakhtunkhwa, Peshawar