


# FORM OF ORDER SHEET

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

**Appeal No.** \_\_\_\_\_

**2030/2024**

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1-	18/10/2024	<p>The appeal of Mr. Sabz Ali Shah presented today by Mr. Kabir Ullah Khattak Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 22.10.2024. Parcha Peshi given to counsel for the appellant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

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

Appeal No. 230 of 2024

Mr. Shabz Ali Shah

**VERSUS**

Chief Secretary Govt of Khyber Pakhtunkhwa Civil Secretariat Peshawar & others

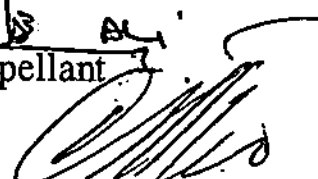
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Dated 18.10.2024

  
Appellant

Through

  
Kabir Ullah Khattak  
Advocate, High Court,  
Peshawar

①

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

Appeal No. 2030 of 2024

Mr. Sabz Ali Shah SS Pak Study (BSP-17), posted at Government  
Higher School No. 2 Matta Mughal Khel Charsadda.

..... Appellant

**VERSUS**

1. Chief Secretary Govt of Khyber Pakhtunkhwa Civil Secretariat Peshawar.
2. Secretary to Govt of Khyber Pakhtunkhwa Elementary and Secondary Education Department Peshawar.
3. Mr Iftikhar Ahmad SS (Pak Study) BPS-17 Government Higher Secondary School Dhakki Charsadda.

..... Respondents

**APPEAL UNDER SECTION 4 OF THE KPK SERVICE TRIBUNAL ACT, 1974, AGAINST THE PRE-MATURE IMPUGNED CORRIGENDUM TRANSFER ORDER DATED 15/07/2024 PASSED BY THE RESPONDENT NO. 2 WHEREBY THE APPELLANT WAS TRANSFERRED FROM GHSS DHAKKI CHARASADDA TO GHSS NO 2 MATTA MUGHAL KHEL CHARASADDA WHILE THE RESPONDENT NO 3 WAS TRANSFERRED AT THE PLACE OF THE APPELLANT AGAINST WHICH THE APPELLANT FILED DEPARTMENTAL APPEAL ON 17/07/2024 WHICH WAS NOT DECIDED WITHIN THE STATUTORY PERIOD OF NINETY DAYS.**

**PRAYER:**

On acceptance of the instant Service Appeal the impugned pre-mature corrigendum transfer order dated 15/07/2024 may kindly be set aside and the transfer / posted order dated 13.07.2024 may kindly

(2)

be retained in favor of the appellant alongwith all back benefits as well as the respondent department may kindly be directed to release the monthly salary of the appellant as such the respondent department illegally and without any legal justification stopped the monthly salary of the appellant w.e.f 15.07.2024 till now.

**Respectfully Sheweth:**

**FACTS**

The appellant respectfully submits as under:

- 1) That the appellant was initially appointed as SST (BPS-16) on 25.11.2008 with respondent department. And after appointment the appellant performed his duty with full devotion and hard work and no complaint whatsoever has been made against the appellant.
- 2) That while performing his official duty with respondent Department the appellant was promoted from SST (BPS-16) to SS (Pak Study) (BPS-17) on 13.07.2024 and was posted at GHSS Dhakki Tangi Charsadda. (Copy of promotion / posted order is attached as Annexure-A).
- 3) That the respondent No. 3 was also promoted from SST (BPS-16) to SS (BPS-17) and was posted at GHSS No 2 Matta Mughal Khel Charsadda through the above promotion General order dated 13.07.2024.

- 4) That astonishingly on 15.07.2024 the impugned premature corrigendum notification transfer order was passed whereby the appellant was transferred from GHSS Dhakki Tangi Charsdda to GHSS No 2 Matta Mughal Khel Charsadda while the respondent No. 3 was transferred at the place of the appellant at GHSS Dhakki Tangi Charsadda. **(Copy of impugned transfer order dated 15.07.2024 is attached as Annexure-B).**
- 5) That it is pertains to mention here, that after issuing the premature impugned corrigendum transfer order dated 15.07.2024, the appellant visited to GHSS No 2 Matta Mughal Khel Charsadda on 16.07.2024 whereby the principal concerned informed the appellant, that the post of BPS-17 GHSS No. 2 Matta Mughal Khel Charsadda has already been filled / occupied by one Mr. Shams Ur Rehman SS (Pak Study) BPS-17.
- 6) That the appellant submitted Departmental appeal on 17/07/2024 to respondent No. 1 against the premature corrigendum transfer order dated 15.07.2024 which is still pending without any disposal. **(Copy of Departmental appeal is attached as Annexure-C).**
- 7) That after that the appellant once again visited to Principal GHSS No 2 Matta Mughal Khel Charsadda on 26.08.2024 whereby the principal concerned issued certificate to the appellant regarding the filling of post of SS (Pak Study) BPS-17 by one namely Mr.

Shams Ur Rehman and so the appellant was kept in hanging position by the respondent department. Furthermore the monthly salary of the appellant was stopped illegally and without any legal justification by the respondent departments w.e.f. 15.07.2024. (Copy of certificate dated 26.08.2024 is attached as Annexure-D).

8. That feeling aggrieved the appellant prepares the instant Service Appeal before this Hon' able Tribunal inter alia on the following grounds.

**GROUND**

- A). That the impugned premature corundum transfer order dated 15/07/2024, is void and illegal because it was passed against the law and rules.
- B). That the impugned corrigendum premature transfer order dated 15.07.2024 is illegal, unlawful, unconstitutional and was passed against the transfer posting policy.
- C). That the appellant was not treated by the respondents departments in according with law and rules on the subjected noted above and as such the respondents departments violated Article 4 and 25 of the Constitution of Islamic Republic of Pakistan 1973.
- D). That there is no illegality on part of the appellant.

(5)

F). That any other grounds will be raised at the time of arguments with prior permission of this Hon' able Tribunal.

It is therefore most humbly prayed On acceptance of the instant Service Appeal the impugned pre-mature corrigendum transfer order dated 15/07/2024 may kindly be set aside and the transfer / posted order dated 13.07.2024 may kindly be retained in favor of the appellant alongwith all back benefits as well as the respondent department may kindly be directed to release the monthly salary of the appellant as such the respondent department illegally and without any legal justification stopped the salary of the appellant w.e.f 15.07.2024 till now.

Any other remedy which this august tribunal deems fit that may also onward granted in favor of appellant.

Dated 18.10.2024

Through

  
Appellant

Kabir Ullah Khattak

&

  
Roeda Khan

Advocates, High Court,  
Peshawar.

(6)

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

Appeal No. \_\_\_\_\_ of 2024

Mr. Shabz Ali Shah

**VERSUS**

Chief Secretary Govt of Khyber Pakhtunkhwa Civil Secretariat  
Peshawar & others

**APPLICATION FOR SUSPENSION OF THE**  
**IMPUGNED PREMATURE CORRIGENDUM**  
**TRANSFER ORDER DATED 15/07/2024**  
**WHEREBY THE APPELLANT WAS**  
**TRANSFERRED FROM GHSS DHAKKI**  
**CHARSADDA TO GHSS NO 2 MATTA**  
**MUGHAL KHEL CHARSADDA.**

Respectfully Sheweth:

- 1) That the petitioner is failing the accompanying appeal, the contents of which may graciously considered as integral part and parcel of the instant petition.
- 2) That prima facie case exist in favor of the Petitioner.
- 3) That if the impugned notification as mention above as not suspended the Petitioner will suffer irreparable loss.
- 4) That the balance of convenience is also lies in favor of the Petitioner and her quite sanguine of his success.
- 5) That in the given circumstances the suspension of operation of the impugned notifications are indispension.



(7)

It is therefore to most humbly prayed that on acceptance of the instant petition the operation of the impugned notification for as mention above may kindly be suspended till the final disposal of the accompanying appeal.

Any other relief not specifically asked for may also graciously be extended in favor of the Petitioner in the circumstances of the case.


Dated 18.10.2024

  
Petitioner / Appellant

Through

  
Kabir Ullah Khattak

&

  
Rooeda Khan  
Advocate, High Court  
Peshawar

(8)

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

Appeal No. \_\_\_\_\_ of 2024

Mr. Sabz Ali Shah SS Pak Study (BSP-17), posted at Government  
Higher School No. 2 Matta Mughal Khel Charsadda.

..... Appellant

**VERSUS**

Chief Secretary Govt of Khyber Pakhtunkhwa Civil Secretariat  
Peshawar & others

**AFFIDAVIT**

I, Mr. Sabz Ali Shah SS Pak Study (BSP-17), posted at Government  
Higher School No. 2 Matta Mughal Khel Charsadda do hereby  
solemnly affirm and declare on oath that the content of the above  
application are true and correct to the best of my knowledge and belief  
and nothing has been kept secret and concealed from this Hon'ble  
Tribunal.

  
DEPONENT

(9)

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

Appeal No. \_\_\_\_\_ of 2024

Mr. Sabz Ali Shah SS Pak Study (BSP-17), posted at Government  
Higher School No. 2 Matta Mughal Khel Charsadda.

..... Appellant

**VERSUS**

Chief Secretary Govt of Khyber Pakhtunkhwa Civil Secretariat  
Peshawar & others


**ADDRESSES OF THE PARTIES**

**Petitioner**

Mr. Sabz Ali Shah SS Pak Study (BSP-17), posted at Government  
Higher School No. 2 Matta Mughal Khel Charsadda.

**Respondents**


1. Chief Secretary Govt of Khyber Pakhtunkhwa Civil Secretariat  
Peshawar.
2. Secretary to Govt of Khyber Pakhtunkhwa Elementary and  
Secondary Education Department Peshawar.
3. Mr Iftikhar Ahmad SS (Pak Study) BPS-17 Government Higher  
Secondary School Dhakki Charsadda.

  
Appellant



Through

  
Kabir Ullah Khattak

&

  
Rooeda Khan  
Advocate, High Court,  
Peshawar.

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	<b>GOVERNMENT OF KHYBER PAKHTUNKHWA</b> <b>ELEMENTARY &amp; SECONDARY EDUCATION</b> <b>DEPARTMENT</b> Block-"A" Opposite MPA's Hostel, Civil Secretariat Peshawar Phone No. 071-923511 Email: sschoolmate@gmail.com	
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Peshawar Dated 13<sup>th</sup> July, 2024

**NOTIFICATION**

No.SO(SM)/E&SED/5-17/Promotion from BPS-16 to HM/SS BPS-17/2024: Consequent upon their promotion from BS-16 to BS-17 on regular basis as notified vide this Department Notification No.SO(PE)/E&SED/2-6/DPC meeting/promotion of SSTs BPS-16 to HM/SS BPS-17/ 2024 Dated: 30.05.2024, the following adjustment/posting of Head Masters/Subject Specialists BS-17 is hereby ordered in public interest in order to actualize their promotion in BS-17:-

S.No.	Name	Designation	Place of Posting
1.	Asghar Khan	Head Master BS-17	GHS Dheri Kashmir Dir Lower
2.	Misal Khan	Head Master BS-17	GHS Durma Kor Landi Kotal Khyber
3.	Haji Rahim Ullah	Head Master BS-17	GHS Aba Khel NWTD
4.	Kifayat Ullah	Head Master BS-17	GHS Sheshan Shangla
5.	Aurang Zeb Khan	Head Master BS-17	GHS Wachadana SWTD Lower
6.	Akhtar Gul	Head Master BS-17	GHS Warzikai SWTD
7.	Muhammad Rehman	Head Master BS-17	GHS Kahi Hangu
8.	Muhammad Nazeef	Head Master BS-17	GHS Mela Shahab Khel Lakki Marwat
9.	Abdul Jalal	Head Master BS-17	GHS Agra Malakand
10.	Siraj Ul Haq	Head Master BS-17	GHS Sarwani Charsadda
11.	Zainoor Khan	Head Master BS-17	GHS Chuhar Khel Lakki Marwat
12.	Jan Muhammad	Head Master BS-17	GHS Darwazagai Nowshera
13.	Khalid Khan	Head Master BS-17	GHS Mehmood Abad Mardan
14.	Gulab Hussain	Head Master BS-17	GHS Manatoo Kurram
15.	Siraj Ali	Head Master BS-17	GHS Chapper Mishti Orakzai
16.	Nasir Khan	Head Master BS-17	GHS Azeem Kor Mohmand
17.	Abdul Hakim	Head Master BS-17	GHS Painsa Khel Bajour
18.	Fazal Akbar	Head Master BS-17	GHS Istaru Upper Chitral
19.	Arshad Salim	Head Master BS-17	GHS Sheikhhan Kohat
20.	Muhammad Ibrahim	Head Master BS-17	GHS Madak Upper Chitral
21.	Abdul Khaliq	Head Master BS-17	GHS Abdul Ghafoor Khan Kalay Khyber
22.	Shahid Ullah	Head Master BS-17	GHS Mir Salam Kot Spinwam NWTD.
23.	Noor Muhammad	Head Master BS-17	GHS Jarata SWTD
24.	Haj Muhammad	Head Master BS-17	GHS Sra Khuna Orakzai
25.	Ihsanullah Khan	Head Master BS-17	GHS Tatoot Tank

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S.No	Name	Designation	Place of Posting
715.	Abdul Baseer	SS (History Cum Civics) BS-17	GHSS Kokarai Swat
716.	Tasneef Ullah	SS (History Cum Civics) BS-17	GHSS Kacha Mali Khel D.I.Khan
717.	Mian Akbar Hayat	SS (History Cum Civics) BS-17	GHSS Aboha Swat
718.	Gouhar Ali	SS (History Cum Civics) BS-17	GHSS Lajbuk Dir Lower
719.	Ashiq Ali	SS (History Cum Civics) BS-17	GHSS Shakardara Kohat
720.	Ikhtiar Muhammad	SS (History Cum Civics) BS-17	GHSS Qasami Mardan
721.	Muhammad Adil Khan	SS (History Cum Civics) BS-17	GHSS Ziarat Talash Dir Lower
722.	Waris Mehmood	SS (History Cum Civics) BS-17	GHSS Jal Gali Manshra
723.	Sher Muhammad Khan	SS (History Cum Civics) BS-17	GHSS Landi Kachai Kohat
724.	Raja Naeem Shehzad	SS (History Cum Civics) BS-17	GHSS Jab Haripur
725.	Zahir Khan	SS (History Cum Civics) BS-17	GHSS Amnawar Buner
726.	Ahmed Farooq	SS (History Cum Civics) BS-17	GHSS Bherkund Manshra
727.	Khanzada	SS (History Cum Civics) BS-17	GHSS Dehrai Shangla
728.	Inayat Ullah Khan	SS (History Cum Civics) BS-17	GHSS Shadi Khel Kohat
729.	Aziz Ullah Khan	SS (History Cum Civics) BS-17	GHSS Rehmani Khel D.I Khan
730.	Sheraz Khan	SS (History Cum Civics) BS-17	GHSS Nizam Pur Nowshera
731.	Karim Ullah	SS (History Cum Civics) BS-17	GHSS Khadizai Kohat
732.	Shahid Saleem Lodhi	SS (History Cum Civics) BS-17	GHSS Gali Badral Manshra
733.	Naseer Gul	SS (History Cum Civics) BS-17	GHSS Matta Mughal Khel NO.2 Charsadda
734.	Ifthikhar Ahmad	SS (Pak Study) BS-17	GHSS No.2 Matta Mughal Khel Charsadda
735.	Akbar Ali	SS (Pak Study) BS-17	GHSS Akhagram Dir Upper
736.	Muhammad Misbah Ul Islam	SS (Pak Study) BS-17	GHSS Tajwal Abbottabad
737.	Malak Zada	SS (Pak Study) BS-17	GHSS Shawar Swat
738.	Gul Zaman	SS (Pak Study) BS-17	GHSS Gumbat Kohat

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S.No.	Name	Designation	Place of Posting
739.	Ijaz Ahmad	SS (Pak Study) BS-17	GHSS Dhand Sagri Kohat
740.	Saeed Ur Rahman	SS (Pak Study) BS-17	GHSS Malakand Dir Lower
741.	Gul Rahman.	SS (Pak Study) BS-17	GHSS Sarai Bala Dir Lower
742.	Mushtaq Ali Shah	SS (Pak Study) BS-17	GHSS Naseer Katay Mardan
743.	Irshad Ahmad	SS (Pak Study) BS-17	GHSS Pakha Ghulam Peshawar
744.	Inam Ullah	SS (Pak Study) BS-17	GHSS Surgul Kohat
745.	Mian Syed Wahab	SS (Pak Study) BS-17	GHSS Khawazakhela Swat
746.	Aurang Zeb	SS (Pak Study) BS-17	GHSS Gaddar Mardan
747.	Habib Us Salam	SS (Pak Study) BS-17	GHSS Shaipin Swat
748.	Sabz Ali Shah	SS (Pak Study) BS-17	GHSS Dhakki Tangi Charsadda
749.	Muhammad Naeem	SS (Pak Study) BS-17	GHSS Makri Bed Eben Abbottabad
750.	Fayyaz Hussain	SS (Pak Study) BS-17	GHSS Mubzai Tank
751.	Muhammad Nasir	SS (Pak Study) BS-17	GHSS Boobak Charsadda
752.	Barkat Ali Mian	SS (Pak Study) BS-17	GHSS Mankyal Swat
753.	Shahid Zaman	SS (Pak Study) BS-17	GHSS Gumbat Mardan
754.	Noor Ul Huda	SS (Pak Study) BS-17	GHSS Bamakhela Swat
755.	Muhammad Gul	SS (Pak Study) BS-17	GHSS Khair Abad Mardan
756.	Saif Uddin	SS (Pak Study) BS-17	GHSS Over Upper Chitral
757.	Muhammad Younas Khan	SS (Pak Study) BS-17	GHSS Sakhakot Malakand
758.	Ishaq Ahmad	SS (Pak Study) BS-17	GHSS Mastuj Upper Chitral
759.	Zia Ul Islam	SS (Pak Study) BS-17	GHSS Bamboret Lower Chitral
760.	Habib-Ur-Rahman	SS (Pak Study) BS-17	GHSS Dherai Swat
761.	Akbar Ali	SS (Pak Study) BS-17	GHSS Sandovi Shangla
762.	Hamid Ali	SS (Pak Study) BS-17	GHSS Qasim Toru Mardan
763.	Muhammad Jehangir Khan	SS (Pak Study) BS-17	GHSS Battal Mansehra
764.	Muhammad Ashraf Kaleem Haider Batti	SS (Pak Study) BS-17	GHSS Kacha Mali Khel D.I.Kham
765.	Zahir Ali	SS (Pak Study) BS-17	GHSS Dobian Swabi
766.	Zafar Ali Khan	SS (Pak Study) BS-17	GHSS Shahidan Banda Takht e Nasrat Karak
767.	Imtiaz Hussain Shah	SS (Pak Study) BS-17	GHSS Stora Abbottabad
768.	Muhammad Kaleem	SS (Pak Study) BS-17	GHSS Asbanr Dir Lower
769.	Tasnim Ur Rehman	SS (Pak Study) BS-17	GHSS Jhamra Haripur
770.	Bakht Nawaz	SS (Pak Study) BS-17	GCMHSS Battagram
771.	Muhammad Fayaz	SS (Pak Study) BS-17	GHSS Akhagram Dir Upper
772.	Muhammad Yousaf	SS (Pak Study) BS-17	GHSS Jalgali Mansehra

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S.No	Name	Designation	Place of Posting
773.	Muhammad Saeed	SS (Pak Study) BS-17	GHSS Phulra Mansehra
774.	Arshad Akhtar	SS (Pak Study) BS-17	GHSS Tangi Timergara Dir Lower
775.	Umer Wahid Khan	SS (Pak Study) BS-17	GHSS Mayar Jandool Dir Lower
776.	Muhammad Arif Khan	SS (Pak Study) BS-17	GHSS Jabbori Mansehra
777.	Muhammad Abdullah	SS (Pak Study) BS-17	GHSS Sarobi Garhi Orakzai
778.	Fazal Rahman	SS (Pak Study) BS-17	GHSS Bagh Duskhel Dir Lower
779.	Shamsur Rehman	SS (Pak Study) BS-17	GHSS Matta Mughul Khel Charsadda
780.	Waqar Ahmad	SS (Pak Study) BS-17	GHSS Beer Haripur
781.	Rizwan Ullah	SS (Pak Study) BS-17	GHSS Shakardara Swat
782.	Farid Ahmad	SS (Pak Study) BS-17	GHSS Morilasht Lower Chitral
783.	Muhammad Ishtiaq	SS (Pak Study) BS-17	GHSS Gali Badral Manshra
784.	Shamsul Haq	SS (Pak Study) BS-17	GHSS Bankad Kohistan
785.	Abdul Hafeez Khan	SS (Pak Study) BS-17	GHSS Morilasht Lower Chitral
786.	Mukhtiar Ahmad	SS (Islamiyat) BS-17	GHSS Dag Peshawar
787.	Javed Khan	SS (Islamiyat) BS-17	GHSS Pirabad Mardan
788.	Muhammad Rehman	SS (Islamiyat) BS-17	GHSS Abohm Swat
789.	Muhammad Abu Baker Rizwan	SS (Islamiyat) BS-17	GHSS No.3 D.I.Khan
790.	Muammar Bacha	SS (Islamiyat) BS-17	GHSS Rahat Kot Swat
791.	Ali Haider	SS (Islamiyat) BS-17	GHSS Khair Abad Dir Lower
792.	Bashir Ahmad	SS (Islamiyat) BS-17	GHSS Mazdoor Abad Takht Bhai Mardan
793.	Muhammad Hanif	SS (Islamiyat) BS-17	GHSS Daraka Aziz Khan Lakki Marwar
794.	Tariq Mehmood Khan	SS (Islamiyat) BS-17	GHSS Muslim Abad Abbottabad
795.	Zafar Hayat	SS (Islamiyat) BS-17	GHSS Kech D.I.Khan
796.	Musafar	SS (Islamiyat) BS-17	GHSS Miandam Swat
797.	Samar Gul	SS (Islamiyat) BS-17	GHSS Wanda Amir Lakki Marwat
798.	Fazal Rahman	SS (Islamiyat) BS-17	GHSS Shalkandai Dir Lower
799.	Muhammad Khalid Khan	SS (Islamiyat) BS-17	GHSS Topi Swabi
800.	Muhammad Zahir	SS (Islamiyat) BS-17	GHSS Malakand Dir Lower
801.	Jamshid Khan	SS (Islamiyat) BS-17	GHSS Khar Bakhela Malakand
802.	Inam Ul Haq	SS (Islamiyat) BS-17	GHSS Hatian Mardan
803.	Zartaj Khan	SS (Islamiyat) BS-17	GHSS Annawar Buner
804.	Zahid Ullah Khan	SS (Islamiyat) BS-17	GHSS Kotka Muhammad Khan Bannu
805.	Akher Zaman	SS (Islamiyat) BS-17	GHSS Kotka Muhammad Khan Bannu
806.	Abdur Rasheed	SS (Islamiyat) BS-17	GHSS And Khel Orakzai
807.	Haroon Ur Rashid	SS (Islamiyat) BS-17	GHSS Tangi Timergara Dir Lower



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S.No.	Name	Designation	Place of Posting
948.	Muhamunad Alam	SS (Pashto) BS-17	GHSS Gumbat Banda Dir Lower
949.	Umer Hayat Khan	SS (Pashto) BS-17	GHSS Pingal Dir Lower
950.	Bahram Khan	SS (Pashto) BS-17	GHSS Shalkandai Dir Lower
951.	Ali Zaman	SS (Pashto) BS-17	GHSS Bagh Dushkhel Dir Lower
952.	Farman Khan	SS (Pashto) BS-17	GHSS Ziarat Talash Dir Lower
953.	Zafar Ullah	SS (Pashto) BS-17	GHSS Kohi Barmot Mardan
954.	Shabir Ahmad	SS (Pashto) BS-17	GHSS Deolai Swat

2. In terms of Section 6 (2) of Khyber Pakhtunkhwa Civil Servant Act, 1973, read with Rules-15 (1) of the Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion & Transfer) Rules, 1989, the above officers, on their promotion, shall remain on probation for a period of one year extendable for another one year.

3. Moreover, in compliance to the Honourable Peshawar High Court Writ Petition No.4622-P/2023, Dated: 26-06-2024, the posting orders of Subject Specialists Bilogy are held in abeyance till further orders. Furthermore, inter se seniorty of all the promoted officers shall be determined as per relevant rules.

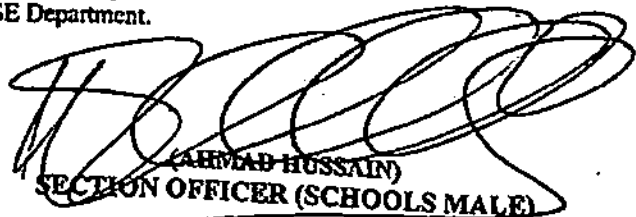
4. In order to enable the above newly promoted officers to actualize their promotion on their actual posts, the incumbent officers occupying wrong posts are directed to report to Directorate of Elementary & Secondary Education, Peshawar and submit a copy of arrival report to Section Officer (S/M), for further adjustment.

**SECRETARY TO GOVT: OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT**

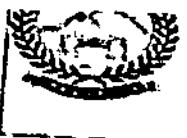
Endst. No. & date as above.

Copy forwarded to:

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Secretary to Govt. of Khyber Pakhtunkhwa, Finance Department.
3. Secretary to Govt. of Khyber Pakhtunkhwa, Establishment Department.
4. PS to Chief Secretary to Govt. of Khyber Pakhtunkhwa.
5. Director (E&SE) Khyber Pakhtunkhwa Peshawar.
6. Director Curriculum & Teachers Education Abbottabad.
7. Director, Directorate of Professional Development (DPD), Peshawar.
8. Director EMIS, E&SE Department, with the request to upload this Notification of E&SE Department website ([www.kpese.gov.pk](http://www.kpese.gov.pk)).
9. Section Officers (Male), E&SE Department.
10. District Education Officers (M) concerned.
11. District Accounts Officers concerned.
12. PS to Secretary, E&SE Department.
13. PS to Special Secretary (Estab), E&SE Department.
14. PA to Additional Secretary (Estab), E&SE Department.
15. PA to Deputy Secretary (AB), E&SE Department.
16. Officers concerned.
17. Master File.

  
(ARMEAD HUSSAIN)  
SECTION OFFICER (SCHOOLS MALE)





B<sup>2</sup>  
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Peshawar, Dated Peshawar the 15<sup>th</sup> July, 2024

**CORRIGENDUM**

SO/SMD/2&S/15-17/Promotion from HPS-16 to HPS/17/2024: In partial modification of this department notification of even No. dated 13.07.2024, place of postings in r/o of the following teaching cadre officers may be read as mentioned against each:

SNO	Name & Designation	From	To	Remarks
1	Gulab Gul HM (BS-17)	GHS Tood Kamar Khyber	GHS Mawaz Kali Aka Khel Barra Khyber	Vice S No 2
2	Tarooq Shah HM (BS-17)	GHS Mawaz Kali Aka Khel Barra Khyber	GHS Tood Kamar Khyber	Vice S No 1
3	Auf Nawaz HM (BS-17)	GHS Batangi Balakot	GHS Bakki Marichra	A.V.P
4	Syed Ul Aamir HM (BS-17)	GHS Pak Kiya Swabi	GHS Nek Naam Swabi	Vice S No 12
5	Wajid Ali HM DS-17	GHS Palo Dheri Mardan	GHS Hazar Khwani Peshawar	A.V.P
6	Siraj Ul Haq HM (BS-17)	GHS Sarwani Charsadda	GHS Cheena Umarzal Charsadda	Against already occupied post in the said school
7	Zeban Shah SS Urdu (BS-17)	GHS Zarat Talash De Lower	GSSAHSS Nisatta Charsadda	A.V.P
8	Muhammad Bilal SS Islamiyat BS-17	GHS Ghalana Mohmand	GSSAHSS Nisatta Charsadda	A.V.P
9	Iftikhar Ahmad SS (Pak-Study) BS-17	GHS No.2 Matta Mughal Khel Charsadda	GHS Dhaki Charsadda	Vice S.No 12
10	Sabz Ali Shah SS (Pak-Study) BS-17	GHS Dhaki Charsadda	GHS No.2 Matta Mughal Khel Charsadda	Vice S. No 13
11	Hafiz Sajid Ali SS Statistics (BS-17)	GHS Baghicha Dheri Mardan	GSSAHSS Nisatta Charsadda	A.V.P
12	Arshad Ali HM (BS-17)	GHS Nek Naam Swabi	GHS Shahdad Killi Swabi	Vice S.No 14
13	Omar Quresh HM (BS-17)	GHS Shahdad Killi Swabi	GHS Pak Kiya Swabi	Vice S.No 5
14	Abdul Majeed Khan SS Economics (BS-17)	GHS Keri Khosore D.I.K	GHS Comprehensive Kohat	A.V.P
15	Musaed Khan SS Pashto (BS-17)	GHS Dagai Swabi	GHS Naro Banda Gadoon Swabi	A.V.P
16	Ayub Khan SS Pashto (BS-17)	GHS Kishawara Swat	GHS Charbagh Swat	A.V.P
17	Muhammad Salim SS Physics (BS-17)	GHS Pirabad Takhabhai Mardan	GSSAHSS Nisatta Charsadda	Vice S.No 18
18	Nawab Zada SS Physics (BS-17)	GHS Nisatta Charsadda	GHS Garhi Ghulam Shah Peshawar	A.V.P of Chemistry
19	Muhammad Syed SS Statistics (BS-17)	GHS Jabba Khushk Nowshera	GHS Umar Payan Peshawar	A.V.P
20	Shams ul Arifeen HM (BS-17)	GHS Wazir Garhi Nowshera	GHS Rashid Garhi Peshawar	Incumbent of the Post at GHS Rashid Garh shall report to Directorate of E&S
21	Amjad Ali HM (BS-17)	GHS Dagai Khadukhel Buner	GHS Maneri Payan Swabi	A.V.P
3	Uzair Ullah SS Islamiyat (BS-17)	GHS Paimal Sharif Battagram	GHS Biari Alai Balakot	A.V.P
4	Alam Zeb HM (BS-17)	GHS Bazdara Bala Malakand	GHS Kotki Mardan	Vice S.No 25
5	Dilawar Khan	GHS Kotki Mardan	GHS Bazdara Bala Malakand	Vice S.No 24
6	Nawaz Khan SS Physics (BS-17)	GHS Nodeh Payan Peshawar	GHS NO. 1 City Peshawar	A.V.P
7	Shakil Khan SS (Chemistry) BS-17	GHS Marhati Banda Nowshera	GHS Zakhii Qabrustan Nowshera	A.V.P



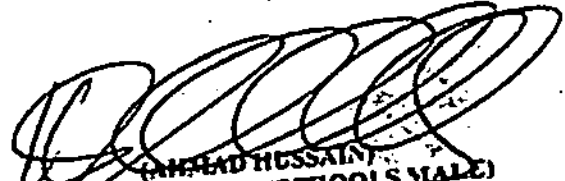
16

SECRETARY TO GOVT OF KHYBER PAKHTUNKHWA  
E&SE DEPARTMENT

Enter 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 Concerned.
5. District Accounts Officer Concerned.
6. Principal Concerned.
7. PS to Secretary E&SE Department.
8. Office order file.

  
AMJAD HUSSAIN  
SECTION OFFICER (SCHOOLS, MALE)

To

The Chief Secretary  
Government of KPK Peshawar

(1 e) (17)

**Subject:** **DEPARTMENTAL APPEAL AGAINST THE  
PREMATURE IMPUGNED CORRIGENDUM  
TRANSFER ORDER DATED 15.07.2024 WHEREBY THE  
APPELLANT WAS TRANSFERRED FROM GHSS  
DHAKI TANGI CHARSADEA TO GHSS NO. 2 MATTA  
MUGHAL KHEL CHARSADEA**

**PRAYER**

On acceptance of the instant Departmental Appeal, the impugned premature corrigendum transfer order dated 15.07.2024 may kindly be set aside and the transfer / posted order dated 13.07.2024 may kindly be retained in favor of the appellant along with all back benefits.

**Respected Sir**

1. That the appellant is initially appointed as SST BPS-16 on 25.11.2008 in education department and after appointment the appellant perform his official duty with full devotion and hard work and no complaint whatsoever has been made against the appellant.
2. That while performing his official duty with Respondent department, the appellant was promoted from SST BPS-16 to SS Pak Study BPS-17 on 13.07.2024 and was posted at GHSS Dhakki Tangi Charsadda. (Copy of promotion/posted order is attached).
3. That one of other colleague of the appellant namely Iftikhar Ahmad was also promoted from SST BPS-16 to SS BPS-17 Pak Study and was posted at GHSS No 2 Matta Mughal khel

(3)

Charsadda through in the above General order dated 13.07.2024.

4. That astonishingly on 15.07.2024 the impugned pre-mature corrigendum modification transfer order was passed whereby the appellant was transferred from GHSS Dhakki Tangi Charsadda to GHSS No. 2 Matta Mughal Khel Charsadda while the above mention iftikhar Ahmad was transferred / posted at the place of the appellant at GHSS Dhakki Tangi Charsadda. (copy of impugned transfer order dated 15.07.2024 is attached).
5. That after issuing the impugned corrigendum transfer order dated 15.07.2024, the appellant visited to GHSS No 2 Matta Mughal Khel Charsadda on 16.07.2024 whereby the principal of GHSS Matta Mughal Khel Charsadda informed the appellant, that the post of BPS-17 at GHSS Matta Mughal Khel Charsadda has already been filled / occupied by one Mr. Shams Ur Rehman SS Pak Study BPS-17
6. That after that the appellant once again visited to Principal GHSS No. 2 Matta Mughel Khel charsadda on 26.08.2024 whereby the principal concerned issued certificate regarding the filling of post of SS Pak Study BPS-17 by Mr Shams Ur Rehman. (Copy of certificate is attached).

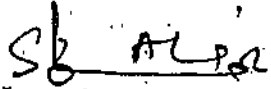
### GROUND

- A. That the impugned corrigendum pre-mature transfer order dated 15.07.2024 is illegal, unlawful, unconstitutional and was passed on political victimization, hence may liable for setting aside.

- (18)
- B. That the appellant was pre-mature transferred before completion of his normal tenure while impugned corrigendum transfer order dated 15.07.2024 which is violation of Clause-I, IV and XIII of the transfer posting policy of Government Khyber Pakhtunkhwa as such the appellant was transferred prematurely from his current post.
- C. That the appellant was not treated by the Respondents in accordance with law and rules on the subjected noted above and as such the respondents departments violated Article 4 and 25 of the Constituted of Islamic Republic of Pakistan 1973.
- D. That there is no eligibly on part of the appellant.

It is therefore, most humbly prayed that acceptance of the instant Departmental Appeal the impugned premature corrigendum transfer order dated 15.07.2024 may kindly be set aside and the transfer / posted order dated 13.07.2024 may kindly be retain in favor of the appellant along with all back benefits.

Dated 17/07/2024

  
Your Sincerely  
Sabz Ali Shah  
SS Pak Study BPS-17

PRINCIPAL  
GHS S. S. Park Study  
Chitradurga: 56194

*[Handwritten signature]*

Dated: 26/8/24

Thanks

respectfully.

SS Park Study BPS-17 -

filled by Mr. Shamsu Rahman

motor mugger label is

S.S. Park Study of GHS

stated that the post of

with due respect, it is

To whom it may concern

*[Handwritten initials]*

قیمت 50 روپے	52508	پشاور بار ایسوسی ایشن، خیبر پختونخواہ
ایڈوکیٹ:		
بار کونسل ایسوسی ایشن نمبر:		
رابطہ نمبر:	03330265950	

بعدالت جناب:

منجانب: <b>انصاف</b>	دعویٰ:
<b>سید علی شاہ بنام المحکمات</b>	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:

### بامث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ،  
 آن مقام **سید علی شاہ بنام المحکمات** کے لیے **کیڈرانہ ڈکٹ**، **لعدہ** کو عدیل مقرر  
 کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کالج اختیار ہوگا، نیز وکیل صاحب کو  
 راضی نامہ کرنے و تقریر نمائندگی و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق  
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا تاخیر یا کسی طرفہ یا اپیل کی برآمدگی اور منسوخی، نیز  
 دائر کرنے اپیل نگرانی و نظارتی و پیروی کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی  
 کاروائی کے واسطے اڈور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے ہی نام سے مقرر کیا جاسکتا ہے اور صاحب  
 مقرر شدہ کو وہی جملہ مندرجہ بالا اختیارات حاصل ہوں گے اور اس کا ساختہ پر دستخط منظور و قبول ہوگا  
 دوران مقدمہ میں جو خرچہ ہر جانب التوا کے مقدمہ کے سب سے ہوگا اس کی تاریخ پیشی مقام دورہ یا حد سے  
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں۔ لہذا وکالت نامہ لکھ دیا تاکہ سند رہے



المرقوم: 10/10/2024

العواہ شد العبد مقام **سید علی شاہ** کے لیے منظور ہے۔

Accepted  
 By

نوٹ: اس وکالت نامہ کی ذمہ داری کا حامل قبول ہوگی۔