

BEFORE THE SERVICE TRIBUNAL, PESHAWAR

Appeal No: 577 of 2022

Hearing 02-09-2022

Khalid Khan V/S The D & S J etc;

Khyber Pakhtunkhwa
Service Tribunal

Diry No. 1114

Dated 30/8/2022

Put up to the court with
relevant appeal.

Rejoinder:

31/8/2022

Pry; Objections:

ANCE: 11/11/2022, 21/11/2022

Daan

- 1) Incorrect. The appeal is maintainable under the law.
- 2) Incorrect. The appeal is within time.
- 3) Incorrect & false. Denied.
- 4) Incorrect. Denied

On Facts:

1 to 5: Having been admitted, needs no comments.

6. Partly incorrect. Denied. The alleged inquiry was not conducted properly, under the law, especially without issuance of charge sheet & statement of allegation. Which formed the whole proceedings as illegal.

7. Needs no further comments.

8. Irrelevant. Denied.

GROUND:

Para – 1 of Appeal is correct. The reply thereto is partly incorrect. The alleged complaint, namely Muhammad Sher has disowned the demand of bribe demanding and acceptance of alleged bribe and also the alleged complaint on his behalf. This honourable tribunal in appeal no. 15960/2022, observed legal lacunas in the departmental proceedings, set-aside the order impugned therein and remanded the case for

decision, after conducting the proceedings afresh. The referred appeal before this honourable tribunal is incorrectly termed as departmental appeal. Moreover, the submission of affidavits by the alleged complainant is not given weight without any justification.

ii. Same as in Para-1, above.

iii ~~4~~ iv. Same as in Para-1 above

v. Incorrect. The alleged complainant Muhammad Sher has denied the lodging of complaint disowned his T.I stating that he had not impressed any complaint and in case of his thumb impression on alleged complaint, the same is fake. But no weight was given to the said facts.

vi to ix. Not denied by respondents. Needs no comments.

It is prayed that on acceptance of this appeal, setting-aside the impugned order, the Appellant may be ordered to be re-instated into service with all back service benefits.

Dated: 30-08-2022

Appellant



KHALID KHAN

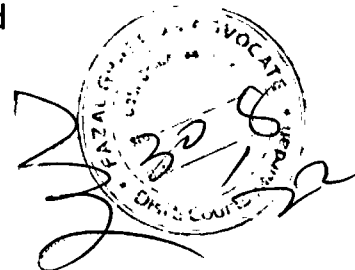
Through


MUHAMMAD ADAM KHAN Advocate
District Courts Mardan

AFFIDAVIT

I, Khalid Khan the appellant, do hereby stated on solemn affirmation that the contents of this above Re-joinder are correct to the best of my knowledge and belief and nothing is concealed from this honourable tribunal.


Deponent
KHALID KHAN



BEFORE THE SERVICE TRIBUNAL, PESHAWAR

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Hearing 02-09-2022

Khalid Khan V/S The D & S J etc;

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