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

Khyber Pakhtunkhwa
Service Tribunal

Service Appeal No: 1293/2022

Diary No. 3408

Dated 03-02-2023

Sar Zamin Khan Ex-SST (BPS-16) District Dir Lower.....Appellant

VERSUS

Chief Secretary Government of, Khyber Pakhtunkhwa through the Secretary
E&SE Department & others.....Respondents


**REPLY TO THE APPLICATION FOR SUSPENSION OF THE OPERATION OF
THE ORDER DATED 18-5-2022 ON BEHALF OF RESPONDENTS NO: 1, 4 TO 7.**

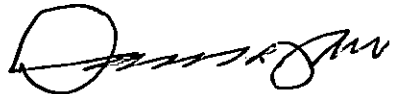
Respectfully Sheweth,

- 1 That Para-1 needs no comments being pertains to the record of this Honorable Tribunal.
- 2 That Para-2 is incorrect as all the three ingredients are in favor of the Respondent Department instead of the applicant in the titled case.
- 3 That Para-3 need no comments, however the facts & grounds taken by the Department in reply to the main service appeal may kindly be treated as part & parcel of the reply to the titled application on behalf of the Department as the Notifications No.3570-72/F.No.44/Vol-1/SST (M)/Comp/Dir Lower dated 29-7-2020 & dated 15-8-2022 of the Respondents No.4 & 5 are legal.
- 4 That Para-4 is also incorrect as if the operation of the Notifications as mentioned above are not maintained, then the Department shall suffer huge financial losses in irreparable nature.
- 5 That Para-5 is incorrect as the plea of the appellant is based on mala fide intentions & even against the Rules, however, the also seek leave to this Learned Bench to submit additional grounds record & case law at the time of date of hearing .

Therefore, in view of the above made submissions, the application in hand may kindly be dismissed in favor of the Department in the interest of justice.


Dated. 30/01/2023.


SECRETARY
 E&SE Department Khyber
 Pakhtunkhwa, Peshawar.
 (Respondent No: 4)


DIRECTOR
 E&SE Department Khyber
 Pakhtunkhwa, Peshawar.
 (Respondents No: 5, 6 & 7)

AFFIDAVIT

I, Dr. Hayat Khan Assistant Director (Litigation-II) E&SE Department Khyber Pakhtunkhwa, do hereby solemnly affirm & declare on oath that the contents of the instant application are true & correct to the best of my knowledge & belief.

ATTESTED 
 Deponent
