

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL, PESHAWAR**

**Execution Petition No. 39 (Service appeal No.662/2017)  
in Service Appeal No. 337/2007**

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 4/40

Date 7/3/23

Islam Qadir (presently serving as Girdawar).....Petitioner

**VERSUS**

Deputy Commissioner, Bannu and others..... Respondents

**Reply on behalf of respondents No. 1 & 2 to the application of petitioner  
for deletion of name of respondents No. 4 to 24 (private respondents).**

**FACTS**

1. Correct to the extent that the subject appeal was filed for seniority and this hon;ble court vide order dated 22.12.2021 converted the Service appeal No. 661/2017 into Execution Petition No.38/2022 and comments/reply was sought from the respondents including official respondent /answering respondents have submitted the same to the Hon'ble Tribunal.
2. In reply to this Para, it is submitted that right of private respondents is involved in the case and respondents No.17 to 24 are regularly contesting the case. Similarly, as per order dated 25.07.2022, counsels for the respondents No. 17 to 24 has requested this Hon'ble Tribunal that the petition may be fixed for arguments on points of maintainability and the Hon'ble Tribunal allowed their request. However, till date arguments on points of maintainability has not been heard by the this Hon;ble Court.

In view of the above facts and circumstances it is very humbly requested that the instant application along with execution petition very graciously be dismissed.

*Abraath Shah*  
**Deputy Commissioner/Collector,  
Bannu  
(Respondent No.1&2)**

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Islam Qadir ..... (Petitioner)

**VERSUS**

Deputy Commissioner/Collector, Bannu and other.....(Respondents)

**AFFIDAVIT**

I, **Riyaz Ahmad**, Additional Assistant Commissioner-Rev, Bannu do hereby solemnly affirm on oath that contents of the reply are true and correct to the best of my knowledge & belief and nothing has been concealed from this Hon'ble Tribunal.



**Riyaz Ahmad**  
Additional Assistant Commissioner-Rev,  
Bannu



**07 MAR 2023**