BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Appeal No. 7313/2021

Abdul Wahab

Versus

SMBR & Others

APPEAL U/S 04 OF THE SERVICE TRIBUNAL ACT, 1973

Relief A

APPLICATION FOR INTERIM ~~EXEMPTION~~

RESPECTFULLY SHEWETH:

1) That the applicant is appellant in the above title appeal pending adjudication before this HonourableTribunal and is fixed for today i.e. **30.03.2023**.

2) That instant application may kindly be read at an integral part of above title appeal.

3) That the applicant has good prima-facie case and has every likelihood of success in the same. It has come to the knowledge of the applicant that the respondents are going to regularize the services of the respondent No. 03 on the post on which he is serving on Acting Charge Basis which is against the rules and law.

4) That the balance of convenience and inconvenience lies in the favour of applicant.

5) That if the injunction has prayed for; is not granted to the applicant, then the applicant shall suffer and irreparable loss.

6) That an affidavit of the applicant is annexed herewith in support of this application.

In view of above it is, therefore, respectfully prayed that interiminjunction restraining the respondent for making any sort of appointment or promoting the respondent No. 3 on a regular basis against the said post till the final decision of this appeal or doing any act or omission which may be prejudicial to the right and interest of the applicant in any manners whatsoever till disposal of instant appeal be passed.
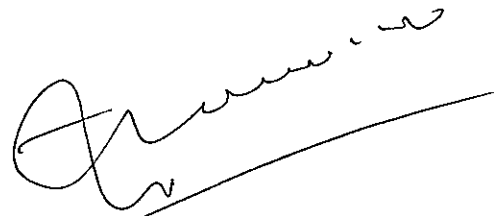
Any other relief which this court deems fit and appropriate may also be granted.

Sardar Muhammad Irshad
Advocate High Court

AFFIDAVIT:

I, **Abdul Wahab**, s/o **NaeemGul, Junior Scale Stenographer** in the office of Commissioner Hazara Division do hereby solemnly affirm and declare on oath that the contents of accompanying application are true and correct to the best of knowledge. It is further affirm that contents of this affidavit are true and correct to the best of my knowledge and belief. Nothing has been kept concealed or misstated therein.

Deponent: