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

Service Appeal No. 7560/2021  
Muzaffar Iqbal  
Ex-Const: No. 683, District Kohat

..... Appellant

**VERSUS**

Inspector General of Police,  
Khyber Pakhtunkhwa & others

..... Respondents

**PARAWISE COMMENTS BY RESPONDENTS NO. 1 TO 3.**

RESPECTFULLY SHEWETH:-

**PRELIMINARY OBJECTIONS:-**

- i. That the appeal is not based on facts.
- ii. That the appeal is not maintainable in the present form.
- iii. That the appeal is bad for mis-joinder and non-joinder of necessary and proper parties.
- iv. That the appeal is barred by law & limitation.
- v. That the appellant is estopped to file the instant Service Appeal by his own conduct.
- vi. That the appellant has not come to this Honorable Tribunal with clean hands.
- vii. That the appellant has got no cause of action and locus standi to file the instant Service Appeal.

**FACTS:-**

1. Pertains to record hence no comments.
2. Pertains to record hence no comments.
3. Incorrect, the appellant was invalidated vide OB No. 587/SRC dated 20.08.2020 (annexure "A") on the request of appellant and opinion of Medical Board (annexure "B").

4. Incorrect and misleading. As already explained above that appellant was invalidated vide dated 20.08.2020. It is worth to add here that appellant filed application before the Regional Police Officer, Kohat wherein he has requested for re-enrolment in service and the same was marked to District Police Officer, Kohat for disposal as per rules/ policy. It is pertinent to mention here that in view of prevailing situation and meager strength, Police department always in need of active men for active duties while there is already a number of injured personnel and other suffering from different kind of diseases and deployed on light duties. Furthermore, by validation of the appellant will open a Pandora box, hence his application was filed/ rejected. The appellant has already availed pensionary benefits/ financial incentives thus his re-enrollment is unjustified under the challenging circumstances and will be burdened on public exchequer.
5. Incorrect, the application was rejected vide letter dated 10.08.2021, on the grounds of reasons as already mentioned in Para No. 4.
6. Incorrect, the order is in accordance with facts and legally justified.
7. Incorrect, as already explained in Para No. 4 & 5 hence no comments.
8. Incorrect and misleading. As already explained above that appellant was validated on his own request and on opinion of the Standing Medical Board.
9. Incorrect, as already explained in preceding Paras hence no comments.
10. Incorrect, the instant Service Appeal is not maintainable on following Grounds.


**GROUND:-**

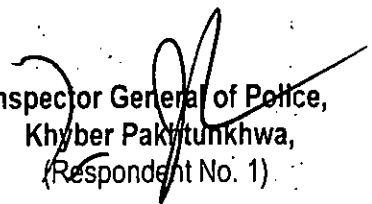
- A. Incorrect, as already explained in Para No. 4 & 5 hence no comments.
- B. Incorrect, as already explained in Para No. 4 hence no comments.
- C. Incorrect, as already explained above that appellant has already availed pensionary benefits/ financial incentives and his re-enrolment will open a Pandora box.
- D. Pertains to service record of the appellant hence no comments.
- E. Incorrect, no violation of human rights exists on part of answering respondents.
- F. Incorrect, the order passed by respondent No. 3 is in accordance with law/ rules.

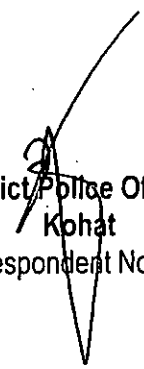
- G. Incorrect, the order is based on solid grounds/ reasons/ facts and is sustainable.
- H. Incorrect and misleading. As already explained in Para No. 4 that the appellant was validated on his own request and on opinion of Standing Medical Board
- I. Incorrect.

**PRAYER:-**

Keeping in view the above stated facts and rules it is therefore humbly prayed that the appeal is not maintainable being devoid of merits hence, may kindly be dismissed with costs, please.

  
Regional Police Officer,  
Kohat  
(Respondent No. 2)

  
Inspector General of Police,  
Khyber Pakhtunkhwa,  
(Respondent No. 1)

  
District Police Officer,  
Kohat  
(Respondent No. 3)