

BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR

S.A No. 660/2022

Inam Ullah

versus

DPO & Others

REJOINDER

Respectfully Sheweth,

PRELIMINARY OBJECTION

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 11021

Dated 06-02-2024

All the 05 Preliminary Objections are illegal and incorrect. No reason in support of the same is ever given as to why the appellant has no cause of action and locus standi, appeal is not maintainable, bad for mis and none joinder of necessary parties, unclean hands and has no right of promotion.

ON FACTS

- 1-2. Not commented upon by the respondents regarding dismissal from service and judgment of the hon'ble Tribunal and promotion to the rank of Head-Constable.
3. Not correct. Appellant was illegally demoted to the rank of Constable from the rank of Head-Constable and the judgments quoted in the para has no relevancy with the case in hand as he never got Out of Turn Promotion. Monthly salaries deducted from the salaries was not only illegal but was also not justified in any manner and the department is liable to repay the same.
4. Not correct. It was the legal duty of the respondents to entertain representation of appellant.
5. Not correct. Apex court has never directed respondents to implement the judgment in the case in hand.

06-02-24


GROUNDS:

All the grounds of the appeal are legal and correct while that of the reply are illegal and incorrect. The same are re-affirmed once again.

It is, therefore, most humbly prayed that the appeal be accepted as prayed for.

انعام اللہ
Appellant

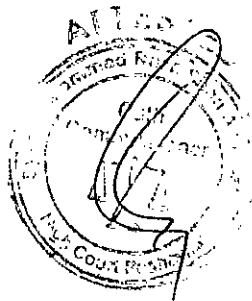
Through


Saadullah Khan Marwat
Advocate,

Dated: 02-02-2024

AFFIDAVIT

I, Inam Ullah, (appellant) do hereby solemnly affirm and declare that contents of the **Appeal & rejoinder** are true and correct to the best of my knowledge and belief while that of reply of respondents are illegal and incorrect.



انعام اللہ
DEPONENT