BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR

S.A No. 814/2023

Sardar Riaz-ud-Din versus PPO & Others

REJOINDER

Respectfully Sheweth,

PRELIMINARY OBJECTION

All the 07 Preliminary Objections are illegal and incorrect. No reason in support of the same is ever given as to why the appeal is not based on facts, is barred by law and limitation, not maintainable, bad for mis and none joinder of necessary parties, estoppel, unclean hands, no cause and locus standi.

ON FACTS

1-3. Not commented upon by the respondents as these paras was termed to record.

4. Not correct. Receipt of representation is attached here with. (Copy Attached)

5. In response to para No. 05 of the comments, it is submitted that it was not the fault of appellant to deprive him from promotion and other service benefits because the lapses was not on his part but of the department and for that he shall not be punished. It was incumbent upon the respondents that appellant should have been given promotion etc. to the next higher post / grade conditionally that if he was cleared then the said benefit should follow by the department otherwise he should have been reverted to the original position because other colleagues namely Asadullah and Alam Zeb were given the said position / benefit etc.

Changing antidation confirmation was / is void per the mandate of law and judgments of the superior courts.

01-03-2024

6. Not correct and as stated in para No. 04 above, postal receipt of the Post Office is attached herewith.

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.

Appellant

Through

Saadullah Khan Marwat
Advocate,

Dated: 21-02-2024

AFFIDAVIT

I, Sardar Riaz-ud-Din, 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.

DEPONENT

ATTESTED
Gul Daraz Khan
Oath Commissioner
Advocates High Court Peshawar

No. 1332 For Insu RGL51744239 Rs Ps

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80

Received a registered [illegible] addressed to

Date-Stamp

Write here "letter", "postcard", "packet" or "parcel" and the word "insured" before it when necessary.

If insured.

Insured for Rs. (in figures) (in words)

Weight Kilo. Grams

Insurance fee Rs. (in words)

Name and address of sender

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