

Cost of Rs. 2000 received in Service Appeal No. 849/23,

Titled Mam ulh VS. _____

in the office of Superintendent Vice Order S/3/24

Dated: 18/13/2024.

private Respondant No 36
submitted his coat



SUPERINTENDENT

Khyber Pakhtunkhwa,
Khyber Pakhtunkhwa
Peshawar
Service Tribunal, Peshawar

BEFORE THE HONOURABLE KHYBER PUKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

Service Appeal No. 899/2023

Mr. Inamullah Khan s/o Fazal Wadood

O/O Deputy Commissioner, Swat..... APPELLANT.

VERSUS

1. The Deputy Commissioner, Swat & others..... RESPONDENTS.

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Deponent


(Respondent No. 36)

07-05-2024
Swat

BEFORE THE HONOURABLE KHYBER PUKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

Service Appeal No. 899/2023

Mr. Inamullah Khan s/o Fazal Wadood

O/O Deputy Commissioner, Swat..... APPELLANT

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 11777

Dated 18-03-2024

VERSUS

1. The Deputy Commissioner, Swat & others..... RESPONDENTS.

PARA-WISE COMMENTS OF RESPONDENTS NO. 36.

Respectfully Sheweth,

PRELIMINARY OBJECTIONS

1. That the appellant has got no cause of action to bring the present Service Appeal.
2. The appellant has not come to this honorable tribunal with clean hands.
3. The appellant has no legal grounds in support of his appeal.
4. The appellant is estopped by his own conduct.
5. That the instant appeal is badly time barred.

FACTS.

1. Proof to record.
2. Proof to record.
3. Pertaining to record.
4. Irrelevant, hence no comments.
5. Irrelevant, hence no comments.
6. Pertaining to record.
7. Proof to record.
8. Irrelevant, hence no comments.
9. Proof to record.
10. No comments.

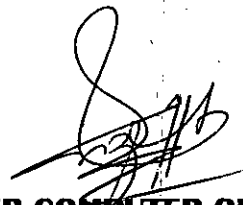
Grounds:

- i. Subject to proof by the appellant.
- ii. Proof to record.
- iii. Correct.
- iv. Correct to some extent, but the appellant is not senior from respondents No 36 as mentioned at serial no. 39 in the seniority list.
- v. Needs no comments, subject to proof by the appellant.
- vi. subject to proof by the appellant.
- vii. Proof to record.

*N.D. 07-05-2024
S.B. Swat*

- viii. No comments.
- ix. Correct, that the seniority shall be counted from the initial order of appointment in accordance with the order of merit and not from the date of arrival or charge assumption.
- x. Subject to proof by the appellant.
- xi. Irrelevant, hence no comments.
- xii. Subject to proof by the appellant.
- xiii. Incorrect, the appellant was appointed on 27/04/2010 however the appellant assumed the charge on 07/05/2010.
- xiv. Incorrect, the respondent no. 36 is very much eligible for meritorious then the appellant.
- xv. Irrelevant, hence no comments.
- xvi. Needs no comments, subject to proof by the appellant.
- xvii. No comments.

It is humbly prayed that the instant appeal being time barred is not maintainable and may kindly be dismissed, please.



IMRAN ZEB COMPUTER OPERATOR
(RESPONDENT NO 36)

BEFORE THE HONOURABLE KHYBER PUKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

Service Appeal No. 899/2023

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O/O Deputy Commissioner, Swat..... APPELLANT.

VERSUS

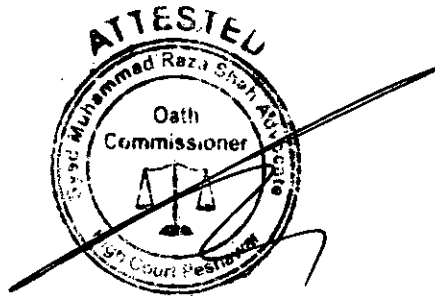
1. The Deputy Commissioner, Swat & others..... RESPONDENTS.

AFFIDAVIT

I Respondent No. 36 do hereby solemnly affirm and state on oath that the whole contents of these Comments are true and correct to the best of my knowledge and belief and nothing has been concealed from this august court. *It is further stated that the answering respondent have neither been placed ex-parte nor their defence has been struck off.*

Deponent

[Signature] on oath
(Respondent No. 36)
Imran Zeb



18 MAR 2024