

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL.

Service Appeal No: - 1509/2023

HAROON RASHEED

VS

EDU: DEPTT:

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APPELLANT

THROUGH:

**NOOR MOHAMMAD KHATTAK,
ADVOCATE SUPREME COURT**

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL.

Service Appeal No:- 1509/2023

Khyber Pakhtunkhwa
Service Tribunal

No. 13082

Dated 30/5/24

HAROON RASHEED

VS

EDU: DEPTT:

**REJOINDER ON BEHALF OF APPELLANT IN RESPONSE TO
REPLY SUBMITTED BY THE RESPONDENTS.**

PRELIMINARY OBJECTIONS:

1 TO 9

All the preliminary Objections raised by the respondents are incorrect, baseless and not in accordance with law and rules, rather the respondents are estopped due to their own conduct to raise any objection at this stage of the appeal.

R/SHEWETH:

ON FACTS:

1. Para No 1 is incorrect, hence denied. The appellant has wrongly been removed from service, where-after the appellant through Service Appeal has been re-instated into service.
2. Para No 2 needs no comments.
3. Para No 3 is incorrect, misleading, hence denied. The absence period mentioned in the impugned order i.e. 10 years has been treated as leave without pay, which is totally unjustified and against the Revised Leave Rules, 1981 because as per Rule 12 of the said Rules, Extra Ordinary Leave (Leave without pay) may be granted upto a maximum period of 5 years at a time.
4. Para No 4 is incorrect, hence denied

GROUNDS:

A to E

All the grounds of appeal are correct and in accordance with law and prevailing rules and that of the respondent are incorrect and baseless hence denied. That the appellant has been discriminated from his legal and fundamental right.

It is therefore, most humbly prayed that on acceptance of this rejoinder the service appeal of the appellant may kindly be accepted as prayed.


APPELLANT
Haroon Rasheed

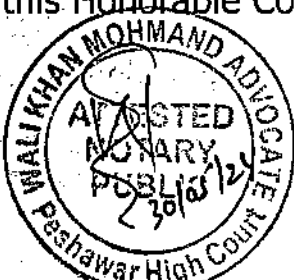
THROUGH:


NOOR MUHAMMAD KHATTAK
ADVOCATE SUPREME COURT


Umar Farooq Mohmand
Advocate High Court

AFFIDAVIT

I, **Haroon Rasheed** (the appellant) do hereby solemnly affirm that the contents of this **Rejoinder** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.




DEPONENT