

①

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

Fazal Rehman

**Khyber Pakhtunkhwa
Service Tribunal**

Diary No. 12255

Dated 18-04-2024

VERSUS

Muhammad Tahir & others.

**REPLY TO THE EXECUTION PETITION NO 87/2024 FILED BY
THE PETITIONER IN SERVICE APPEAL NO 1473/2023.**

Preliminary Objections.

1. That instant execution petition is not maintainable and is liable to be rejected.
2. That instant execution petition is filed on malafide basis just to torture the respondent.
3. That instant execution petition has got no legal backing and filed just to torture the respondent.
4. That instant execution petition is without legal substance, having no law backing.
5. That this honorable tribunal has got no jurisdictions to entertain the execution petition for the recovery of cost.
6. That cost is always recover as a arrear of land revenue hence execution petition is not maintainable
7. That so called receipts annexed with execution petition are fake and bogus and falsely prepared.
8. That the law is miss- interrupted through filing the execution petition

18-04-24

for recovery of cost.

(2)

Para wise Reply.

- a. Para 1 is correct to the extent that appeal of the Muhammad Tahir appellant was dismissed ,but recovery of alleged cost is not in the jurisdiction of this honorable tribunal.
- b. Para 2 is totally incorrect, Rs. 90 thousand is totally fabricated.
- c. Para 3 is also incorrect.

It is therefore prayed that on acceptance of this reply, the execution petition may be dismissed with cost having no jurisdiction. The answering respondents have neither been placed ex-parte nor their defence has been struck off.

Respondent

Muhammad Tahir S/o Usman Ghani

Through

**Muhammad Amin Khattak Lachi
Advocate Supreme Court**

3

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

Fazal Rehman

VERSUS

Muhammad Tahir & others.

AFFIDAVIT

I, **Muhammad Tahir** S/o Usman Ghani senior clerk
,in the district education officer (Male)KDA Complex
Kohat, do hereby solemnly affirm and declare, that
the contents of this **Execution Reply5** are true and
correct to the best of my knowledge and belief and
nothing has been concealed from this honorable

Court.
have
not

The answering was placed
witnessed by me
Gul Daraz Khan
Oath
Commissioner
Advocate High Court Peshawar

respondent
ex-parte
deponed
has been
struck off
DEPONENT