

Cost of Rs. 1000/- received in Service Appeal No. 248-2498/23

Titled Feroz Khan VS. Law Dept

in the office of Superintendent Vide Order 4/3/24

Dated: 18/4/2024.



**SUPERINTENDENT**  
**SUPERINTENDENT**  
Khyber Pakhtunkhwa  
Service Tribunal, Peshawar

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

Service Appeal No. 2498/2023.  
Mr. Feroz Khan

.....Petitioner

Versus

Government of Khyber Pakhtunkhwa through  
Secretary Law, Parliamentary Affairs & Human Rights Department.

.....Respondents

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*Daff*  
**Jamshid Khan**  
Superintendent (Lit)  
Law Department

NIC No. 17301-2210851-3  
Cell# 0332-9052241

18-04-24

Peshawar

(1)

**IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

**Service Appeal No.2498/2023**

Mr. Feroz Khan

.....Appellant

VERSUS

Government of Khyber Pakhtunkhwa through the Secretary Law, Parliamentary Affairs &  
Human Rights Department.

.....Respondents.

**PARAWISE COMMENTS ON BEHALF OF RESPONDENT NO.01**

**Khyber Pakhtunkhwa  
Service Tribunal**

Diary No. 18-04-2024

Dated 18-04-2024

**Respectfully Sheweth.**

**PRELIMINARY OBJECTIONS:**

1. That no cause of action or locus standi lies with appellant for filing of the Service appeal, therefore appeal may be dismissed.
2. That the instant appeal is not maintainable in its present form.
3. That the present appeal is not maintainable due to non-joinder and mis-joinder of necessary parties.
4. That the appellant has concealed the material facts from this Hon'ble Tribunal.
5. That this Hon'ble Tribunal has got no jurisdiction to entertain the instant appeal.
6. That the appellant is estopped by his own conduct.
7. That the Answering respondent No.01 is neither appointing authority nor competent authority with regard to Class-IV employees of the District Attorney offices, therefore, has no concern with the instant case and as such no role has been attributed to the answering respondent No.01 nor any relief has been sought from the answering respondent No.01.

**On facts:**

1. Para-01 is correct to the extent that the appellant is employee of District Attorney office at Service Tribunal Khyber Pakhtunkhwa under the Directorate of Law & Human Rights.
2. Para-02 pertains to record.
3. Para-03 is subject to proof.
4. Para-04 not related to the answering respondent No.01.
5. Para-05 is incorrect, hence, denied.
6. Para-06 not related to the answering respondent No.01.
7. Para-07 not related to the answering respondent No.01.
8. Para-08 not related to the answering respondent No.01.
9. Para-09 not related to the answering respondent No.01.
10. Para-10 is incorrect, hence, denied.
11. Para-11 is incorrect, hence, denied.

**Grounds:**

- A) Incorrect, hence denied.
- B) Incorrect. No comments, not related to answering respondent.
- C) Incorrect, hence denied.
- D) Para-D is not related to the answering respondent No.01.
- E) Para-E is not related to the answering respondent No.01.
- F) Incorrect, hence denied.

**Prayer:**

It is therefore, most humbly prayed that on acceptance of this Parawise comments, the instant appeal being devoid of legal footings and merits may graciously be dismissed with cost.



**(Akhtar Saeed Turk)**  
**Secretary to Govt. of Khyber Pakhtunkhwa**  
**Law, Parliamentary Affairs & Human Rights Department.**  
**Respondents No.01**

IN THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

Service Appeal No. 2498/2023.  
Mr. Feroz Khan

.....Petitioner

Versus

Government of Khyber Pakhtunkhwa through  
Secretary Law, Parliamentary Affairs & Human Rights Department.

.....Respondents

AFFIDAVIT

I, Akhtar Saeed Turk, Secretary, Law Department do hereby solemnly affirm and declare on oath that contents of deletion application on behalf of respondent No. 02, are true to the best of my knowledge and belief that nothing has been concealed from this Hon'ble Court.

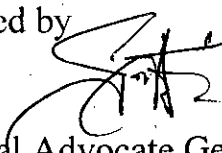
It is further stated on oath that the answering respondent has neither been placed ex-parte nor their defence has been struck off/*Cost.*

Deponent

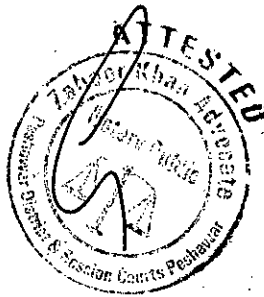


Secretary Law Department

Identified by



Additional Advocate General,  
Khyber Pakhtunkhwa,  
Peshawar.





GOVERNMENT OF KHYBER PAKHTUNKHWA  
LAW, PARLIAMENTARY AFFAIRS AND  
HUMAN RIGHTS DEPARTMENT

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**AUTHORITY LETTER**

Mr. Jamshid Khan, Superintendent (Lit) (BPS-17), of this Department is hereby authorized to submit Parawise comments in Service Appeal No.2498/2023 titled Mr. Feroz Khan Versus Government of Khyber Pakhtunkhwa through Secretary Law, Parliamentary Affairs & Human Rights Department, on behalf of Respondent No.01, before the Khyber Pakhtunkhwa Service Tribunal Peshawar.

SECRETARY TO  
GOVERNMENT OF KHYBER PAKHTUNKHWA  
LAW, PARLIAMENTARY AFFAIRS AND  
HUMAN RIGHTS DEPARTMENT

Secretary  
Law Parliamentary Affairs  
and Human Rights Department  
Govt. of Khyber Pakhtunkhwa