

BEFORE THE KP SERVICE TRIBUNAL , PESHAWAR

APPEAL NO. 1439/2024

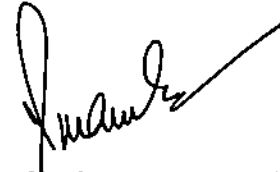
Syed Ijaz Ali Shah

VS

Govt: of KP and others.

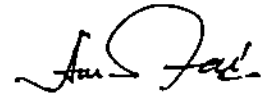
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RESPONDENT NO. 03

THROUGH:



(M. ASIF YOUSAFZAI)

ASC

STANDING COUNSEL FOR PGMI

Room No.FR-08, 4th Floor,
Bilour Plaza Peshawar Cantt:
Cell # 03339103240

BEFORE THE KHYBERPAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 1439/2024

Syed Ijaz Ali Shah

VS

Govt: of KP and others.

PARA-WISE COMMENTS ON BEHALF OF RESPONDENT NO. 03.

RESPECTFULLY SHEWETH:-

Preliminary Objections:

1. That the petitioner has no locus standi.
2. That the replying respondent has and has been supporting the case of appellant.

FACTS:-

1. No comments, pertains to record.
2. No comments, pertains to record.
3. Correct to the extent of conduction of D.P.C and in that DPC the PGMI decided in favour of petitioner and also agitated wrong recording of minutes in that regard.
4. No comments, there was no direction for the PGMI.
5. No comments, pertains to record.
6. Not related to respondent No. 03.
7. Not related to Respondent No. 03.
8. No comments. Matter of record.
9. No comments, however, the Health Deptt: is responsible for partial implementation of PIT recommendation.

Khyber Pakhtunkhwa
Service Tribunal

Case No. 116809

Dated 16-10-24

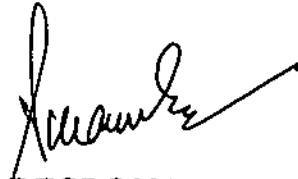
10.No comments, however, it is added that representation of the appellant was timely forwarded to the concerned authorities by the replying respondent.

GROUNDS:-

A-K.

The petitioner was duly cleared by the DPC and the replying respondent had also taken up the matter with the Health Deptt: in time which is evident from memo dated. 31.01.2001, 03.12.2001, 14.01.2002, 07.08.2011 and 27.02.2022. The opinion of the Establishment Deptt: 11.10.2018 further clarifies the whole position. Even, till date the replying respondent has and has been supporting the case and stance of the appellant. The replying respondent cannot be held responsible for the delayed and incomplete/partial implementation of the authorities. Since the appellant's case was not delayed by the replying respondent rather fully supported the stance of the appellant in the earlier litigations, therefore, the replying respondent legally cannot resist the claim of appellant.

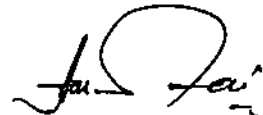
It is, therefore, most humbly prayed that the appeal in hand may be decided on merit.



RESPONDENT NO. 03

(Prof. Dr. Sahibzada Mehmood Noor CEO PGMI)

THROUGH:



(M. ASIF YOUSAFZAI)

ASC

STANDING COUNSEL FOR PGMI

BEFORE THE KP SERVICE TRIBUNAL , PESHAWAR

APPEAL NO. 1439/2024

Syed Ijaz Ali Shah

VS

Govt: of KP and others.

AFFIDAVIT


I, Professor Dr. Sahibzada Mehmood Noor CEO PGMI Peshawar do hereby affirm that the contents of the para wise comments are true and correct and nothing has been concealed from this august Tribunal.



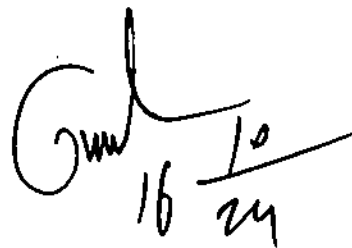
DEPONENT

(Prof Dr Sahibzada Mehmood Noor CEO PGMI Peshawar)

IDENTIFIED BY:



(M. ASIF YOUSAFZAI)
ASC



VAKALAT NAMA

APPEAL NO 1439/2024

BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR

Syed Ijaz Ali Shah

(Appellant)

VERSUS

GOVERNMENT OF KP AND OTHERS

(Respondents)

I do hereby appoint and constitute *M. Asif Yousafzai, Advocate Supreme Court of Pakistan*, to appear plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel on my/our costs.

I authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

The Advocate/Counsel is also at liberty to leave my/our case at any stage of the proceedings, if his any fee left unpaid or is outstanding against me/us.

Dated ____ / ____ /2024

Respondent

3

(CEO PGMI Peshawar)

OFFICE:

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ACCEPTED

M. ASIF YOUSAFZAI
Advocate Supreme Court of Pakistan

Standing Counsel for
PGMI




PGMI | POST GRADUATE MEDICAL INSTITUTE
PESHAWAR, KPK PAKISTAN

Ref No. 20344 /PA. Dy. CEO/PGMI

Dated: 16/10/2024

Authority Letter

Mr. Arshad Iqbal s/o Sahibzada Qasim Jan Junior Clerk Litigation section PGMI, Peshawar is hereby authorized to represent in Appeal Number - 1439/2024, titled Syed Ijaz Ali Shah VS Chief Secretary and others and to file para-wise comments and other connected record to the KP services tribunal.


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