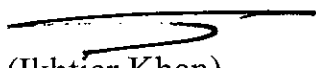


list, therefore, restoration of the earlier execution petition is not warranted in the eyes of law.

3. Needless to mention that Civil Procedure Code (CPC) is applicable to the proceedings before this Tribunal which does not bar the filing of subsequent execution on the permissible grounds. Therefore, applicant may file subsequent execution petition on the lawful recognized and permissible grounds, which shall be treated in accordance with law. File be consigned to the record room after completion and compilation.

4. *Pronounced in open Court and given under my hand and the seal of the Tribunal on this 22nd day of April 2026.*


(Ikhtiar Khan)
Chairman

Adham Shah

KHYBER PAKHTUNKHWA TRIBUNAL PESHAWAR

RA No. 274/2026

Muhammad Iqbal versus Government of Khyber Pakhtunkhwa

S.No. of Order & Date of proceeding	Order or other proceedings with signature of Chairman/Member(s)/Registrar and that of parties or counsel where necessary
Order-3 22 nd April, 2026	<u>Order</u> <u>IKHTIAR KHAN, CHAIRMAN</u> 1. Mr. Said Khan Advocate for the applicant present. Mr. Umair Azam, Additional Advocate General present. No one appeared on behalf of the respondents as directed by this Tribunal on the preceding date. However, Mr. Muhammad Tariq Assistant (representative of the Director E&SE (Respondent No.2) present who produced the copy of the seniority list and promotion order of the applicant and others. 2. By way of instant application, the applicant requested for restoration of Execution Petition No.1018/2024 on the ground that the judgment passed by this Tribunal dated 16.02.2024 has not been implemented in its true letter and spirit as the seniority of the applicant has not been fixed in terms & Clause No.9 of regularization notification. However, the order sheet dated 09.10.2024 of earlier execution petition suggests that learned counsel for the petitioner was present and Mehran Ullah Assistant for the respondent department produced copy of final seniority of PST, District Dir Upper w.e.f 10.08.2024 meaning thereby that the earlier execution petition was consigned to the record room in wake of production of the seniority list by the respondents in pursuance of the judgment passed by this Tribunal as result of which the applicant alongwith his batchmate have also been promoted to the post of SPST-BPS-14 on the basis of corrected seniority

22.04.2026