

Form-A  
FORM OF ORDER SHEET

Court of \_\_\_\_\_

Restoration Application No. 455/2022

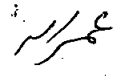
| S.No. | Date of order<br>Proceedings | Order or other proceedings with signature of judge   |
|-------|------------------------------|--|
| 1     | 2                            | 3  |
| 1     | 03.08.2022                   | <p>The application for restoration of execution petition No. 08/2020 submitted today by Mr. Yasir Saleem Advocate. It is fixed for hearing before Division Bench at Peshawar on _____ . Original file be requisitioned. Notices to the applicant and his counsel be also issued for the date fixed.</p> <p>By the order of Chairman</p> <p>REGISTRAR</p> |

SCANNED  
KPST  
Peshawar




4. *That the absence was neither intentional nor deliberate.*
5. *That there is no legal harm on acceptance of the instant application.*
6. *That the instant application is well within time.*

*It is, therefore that this application may please be accepted and the Execution Petition may kindly be restored and decided on merits.*

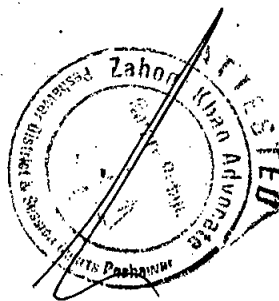
  
Applicant / Appellant

Through:

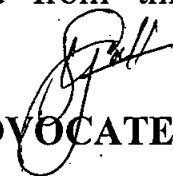
  
**YASIR SALEEM**  
Advocate,  
High Court Peshawar

### AFFIDAVIT

I, **Yasir Saleem Advocate**, (as per instructions of my client), do hereby solemnly affirm that the contents of this accompanying Restoration Application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Tribunal.



03 AUG 2022

  
**ADVOCATE**

**BEFORE THE KHYBER PAKHTUNKWA  
SERVICE TRIBUNAL PESHAWAR**

In the matter of  
Appeal No. 277/2006  
Decided on 29.06.2007.

*Execution Petition No. 8/2020*

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 32

Dated 7-1-2020

**Imrana Bibi** PTC, GGPS, Muhammad Kot Tappi, District North  
Waziristan ..... (*Applicant*)

**VERSUS**

1. **The Government of Khyber Pakhtunkhwa** through Chief Secretary  
Khyber Pakhtunkhwa Peshawar.
2. **The Secretary Elementary and Secondary Department** Khyber  
Pakhtunkhwa Peshawar.
3. **The Director Elementary and Secondary Department** Khyber  
Pakhtunkhwa Peshawar.
4. **The District Education Officer, District North Waziristan.**  
(*Respondents*)

*Application for the implementation of the  
Judgment and Order dated 29.06.2007 in  
captioned connected service appeals of this  
Honourable Tribunal.*

Respectfully Submitted:

1. That the above noted service appeal was pending adjudication in this Honourable Tribunal and was decided vide judgment and order dated 29.06.2007.
2. That vide judgment and order dated 29.06.2007, this Honorable Tribunal allowed the appeal and reinstated the appellant. The operating Para of the Judgment and order, is reproduced below:

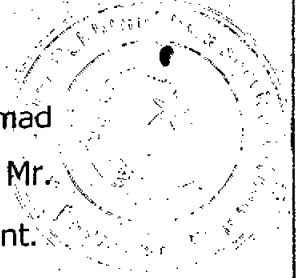
*“accordingly the appeal is accepted the impugned orders  
are set aside and the appellant is reinstated into service.  
However the intervening period be treated as leave  
without pay.”*

*(Copy of the Judgment and order dated  
29.06.2007, is attached as Annexure A)*

3. That the judgment and order of this Honourable Tribunal, was duly communicated to the respondent by the applicant vide various applications for implementation.
4. That initially the applicant was told that she would be adjusted as soon the vacancy becomes available and thereby the applicant was kept on waiting and waiting for so many years despite the fact that the

27.10.2021

None for the petitioner present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. Muhammad Nisar, Focal Person for respondents present.



The proceedings recorded in the previous order sheets reflect the lack of interest of the petitioner in pursuit of the present execution petition. The point of maintainability of this execution petition is yet to be determined which in view of the absence of the petitioner on various dates is pending. On last date clerk of counsel of the petitioner was present and last chance was given to the petitioner for arguments on point of maintainability. Neither the petitioner nor her counsel have marked their attendance today; therefore, this execution petition is dismissed due to non-prosecution. File be consigned to the record room.

Announced:  
27.10.2021

*[Signature]*  
Chairman

*[Handwritten notes and dates]*  
EOD  
11/10/21  
3/10/21  
3/10/21

