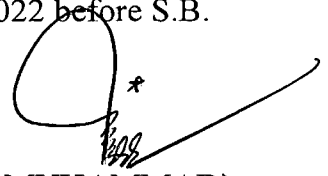


14.07.2022

Appellant in person present and requested for adjournment on the ground that her counsel is not available today. Adjourned. To come up for preliminary hearing on 12.09.2022 before S.B.



(MIAN MUHAMMAD)
MEMBER (E)

10.05.2022

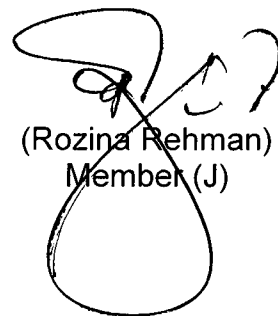
Petitioner present through counsel.

Muhammad Adeel Butt, learned Additional Advocate General for respondents present.

Arguments on the application heard. Record perused.

Application in hand was submitted seeking restoration of appeal which was dismissed in default for non-prosecution vide order dated 18.02.2020 and the instant application seeking restoration of appeal was submitted on 19.03.2020.

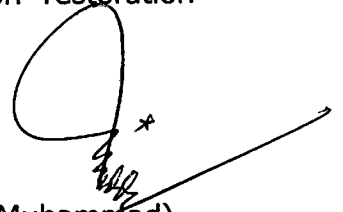
In this view of the matter, this application for restoration of appeal is accepted. Appeal stands restored on cost of payment of Rs.500/-. It be registered on its old number. This application stands filed after completion and compilation, whereas, a copy of the same be placed on main file. Case is adjourned to 14.07.2022 for preliminary hearing on main appeal before S.B.


(Rozina Rehman)
Member (J)

24.01.2022

Clerk of learned counsel for the petitioner present. Mr. Noor Zaman Khattak, District Attorney for respondents present.

Clerk of counsel for the petitioner seeks adjournment on the ground that learned counsel for the petitioner is not available today. Adjourned. To come up for arguments on restoration application on 22.03.2022 before S.B.

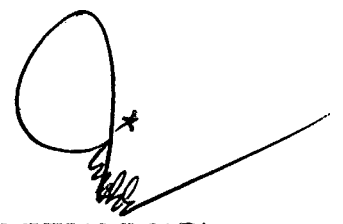


(Mian Muhammad)
Member(E)

22.03.2022

None for the appellant present.

Notices be issued to the appellant and his counsel. Adjourned. To come up for arguments on restoration application on 10.05.2022 before S.B.



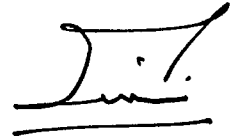
(MIAN MUHAMMAD)
MEMBER(E)

S.A No. 97/2020

07.10.2021

Nemo for the applicant. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present.

Previous date was changed on Reader Note, therefore, notice for prosecution of the appeal be issued to the applicant as well as her counsel and to come up for reply as well as arguments on restoration application before the S.B on 07.12.2021.

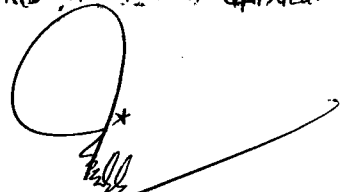


(SALAH-UD-DIN)
MEMBER (JUDICIAL)

07.12.2021

None for the applicant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

Notices of prosecution be issued to the appellant and her counsel. Adjourned. To come up for arguments on restoration application on 24.01.2022 before S.B.

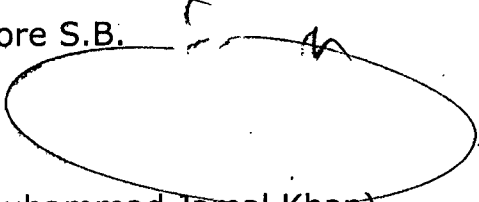


(MIAN MUHAMMAD)
MEMBER (E)

04.11.2020

Junior to learned counsel for applicant is present.


Since the Members of the High Court as well as of the District Bar Association, Peshawar, are observing strike today, therefore, learned senior counsel for applicant is not available today. Adjourned to 20.01.2021 on which date to come up for further proceedings before S.B.


(Muhammad Jamal Khan)
Member (Judicial)

20.01.2021

Junior counsel for applicant present and made a request for adjournment as senior counsel is not available.

Notice of this petition be served upon respondents and file to come up for reply and arguments on 22.04.2021 before S.B.


(Rozina Rehman)
Member (J)

22.04.2021

Due to demise of the Worthy Chairman the Tribunal is defunct, therefore, case is adjourned to 10.08.2021 for the same as before.


Reader

10.08.2021

Since 10.08.2021 has been declared public holiday on account of Ist Muharram, therefore, case to come up for the same on 07.10.2021 before S.B.





Reader

Form-A

FORM OF ORDER SHEET

Court of _____

Appeal's Restoration Application No. 97 /2020

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	01.07.2020	<p>The application for restoration of appeal no. 1109/19 submitted by Sohrab Khan Advocate, may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2		<p>This restoration application is entrusted to S. Bench to be put up there on <u>10/08/2020</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	10.08.2020	<p>Nemo for the petitioner.</p> <p>Notice be issued to petitioner/learned counsel for the next date of hearing. Adjourned to 04.11.2020 before S.B.</p> <p style="text-align: right;">Chairman </p>

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA

PESHAWAR

R. 97/20

Service Appeal No.1109/ 19

SAEEDA BEGUM(APPLICANT)

V E R S U S

Secretary Education K.P.K PESHAWAR AND OTHERS

.....(Respondents)

INDEX

S.No	Description of Documents	Annex	Pages
1.	Petition For Restoration Affidavit		1-4
2.	Application for condonation		5-6
3.	Copy of appeal and order	A & B	7-8
4.	Wakalat Nama		9

Applicant

Through

Dated: 19/03/2020

SOHRAB KHAN

Advocate, High Court
At Judicial Complex Swabi.



Cell: 0312 9950363
0322 9950363

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA**PESHAWAR**

R 27/20

Service Appeal No.1109/ 19



SAEEDA BEGUM(APPLICANT)

V E R S U S

Secretary Education K.P.K PESHAWAR AND OTHERS

.....(Respondents)

PETITION FOR RESTORATION OF APPEAL NO 1109 /2019
 ABOVE TITLED APPEAL DISMISSED IN DEFAULT VIDE
 ORDER DATED 18.02.2020 BY THE HON'BLE MEMBER
 MUHAMMAD HAMID MUGHAL.

Respectfully Sheweth:**Appellant submitted as under:**

1. That the petitioner have filed above titled case which was fixed on 18.02.2020 which was dismissed in default vide order dated 18.02.2020. (Copies of the appeal along with order dated 18/02/2020, "A" & "B" respectively).

GROUND:

- A. That appellant filed appeal and on each and every date present on date fixed .
- B. That a previous date the counsel of appellant was not appeared before this Honourable Court.
- C. That the appellant and his counsel was mistakenly mentioned/noted wrong date in the instant case.
- D. That case is to be restored for disposal it on merits.
- E. That valuable rights of the appellant is involved in the instant case and if the said case is not restore then the appellant shall suffer irreparable loss and there is no legal bar on restoration of the Appeal .
- F. That law favour adjudication on merits and technicalities should not come in way of substantial justice.
- G. That instant petition for restoration of appellant appeal is within time.

It is, therefore, requested that on acceptance of this petition, the above referred appeal may kindly be restored for disposal it on merits as prayed for.

Applicant

Through

سوراب خان

Dated: 19/03/2020



SOHRAB KHAN

Advocate, High Court

At Judicial Complex Swabi.

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA

PESHAWAR

Service Appeal No.1109/ 19

SAEEDA BEGUM(APPLICANT)

V E R S U S

Secretary Education K.P.K PESHAWAR AND OTHERS

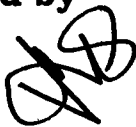
.....(Respondents)

AFFIDAVIT

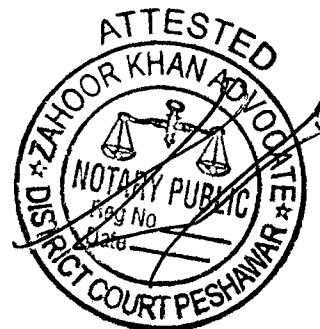
I, SAEEDA BEGUM daughter of FAIZUL HAQ do hereby solemnly affirm and declare that the contents of the **application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal

Deponent _____

Identified by



**SOHRAB KHAN Advocate
High Court
At Judicial Complex Swabi**



10 1 JUL 2020

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA**PESHAWAR**

Service Appeal No.1109/ 19

SAEEDA BEGUM(APPLICANT)

V E R S U S

Secretary Education K.P.K PESHAWAR AND OTHERS

.....(Respondents)

APPLICATION FOR CONDONATION OF DELAY IN APPLICATION FOR RESTORATION OF SERVICE APPEAL NO 1109 OF 2019 DISMISSED IN NON PROSECUTION VIDE OREDR DATED 18-02-2020 BY THIS HONOURABLE TRIBUNAL .

=====

RESPECTFULLY SHEWETH:

1. That the above cited CM for restoration has filed today in this Tribunal .
2. That the appellant was not in the knowledge of dismissal of the appeal on the day and date of dismissal. *& further due to corona the petition became late.*
3. That valid grounds have been given in the application for restoration and grant of condonation of delay is extremely necessary for the sake of justice.

4. That any other grounds not specifically taken will be argued at the time of arguments with the permission of this Honorable Tribunal .

It is therefore, respectfully prayed that delay in filing of restoration petition may please be condone in the interest of justice and equity.

Dated 19.03.2020

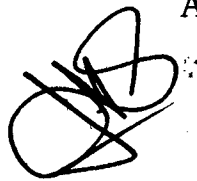


Applicant

Through

Dated: 19/03/2020

SOHRAB KHAN
Advocate, High Court
At Judicial Complex Swabi.



①

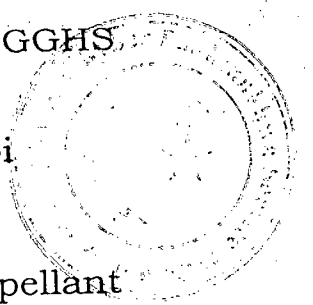
037

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Service Appeal No 1109 /2019

Saeeda Begum daughter of Faiz Ul Haq R/O GGHS

Maneri Bala Moh: Baro Khel Tehsil & District Swabi



-----Appellant

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1118

Dated 01-08-2019

Versus

1. Secretary Education K.P.K Peshawar
2. Director General Education K.P.K Peshawar
3. E.D.O Education Female Swabi District Swabi.
4. Safia Ahmad daughter of Ahmad Ali R/O GGHS
Panj Pir Tehsil and District Swabi.

-----Respondents

Filed to-day
[Signature]
Registrar
01/08/19

Re-submitted to-day
and filed.
[Signature]
Registrar
29/08/19

=====

APPEAL UNDER SECTION 4 OF THE SERVICE
TRIBUNAL ACT 1974 WHEREBY
DEPARTMENTAL APPEAL OF APPELLANT WAS
REMAINED UN-RESPONSE BY RESPONDENT

[Signature]
Certified to be true copy
Registrar
Khyber Pakhtunkhwa
Service Tribunal

ANNEXURE

Appeal No. 1109/2019
Saeeda Begum



18.02.2020

Appellant absent. Learned counsel for the appellant absent. Case called for several times but no one appeared on behalf of appellant. Consequently the present service appeal is hereby dismissed in default. No order as to costs. File be consigned to the record room.

(Muhammad Hamid Mughal)
Member

ANNOUNCED.
18.02.2020

Certified to be true copy

Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application	09-03-2020
Number of Words	800
Copying Fee	10.00
Urgent	
Total	10.00
Name of Certifier	
Date of Completion of Copy	09-03-2020
Date of Delivery of Copy	09-03-2020

بیتدالت جناب سرورس ٹریبونل پشاور



سورس 23 26/6 2020ء منجانب ایبلانٹ
مقدمہ مسد بہ بیٹی نام سکرٹری ایجوکیشن
دعوی
جرم

باعث تحریر آنگہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل
کارروائی متعلقہ آن مقام صوبائی کے لئے سیراب خان دیر وکیل
مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کمال اختیار ہوگا۔ نیز وکیل
صاحب کو کرنے راضی نامہ و تقرر ثالث و فیصلہ پر حلف دینے، جواب دہی اور اقبال دعوی
اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ، عرض دعوی اور درخواست ہر قسم کی تصدیق
زیر اس پر دستخط کرنے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور
منسوخی نیز وائر کرنے اپیل نگرانی و نظر ثانی اور پیروی کرنے کا اختیار ہوگا۔ اور بصورت ضرورت مقدمہ
ذکورہ کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختیار قانونی کو اپنے ہمراہ یا اپنی بجائے نذر کا
اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے۔ اور اس کا
ساختہ پرواختہ منظور و قبول ہوگا۔ دوران مقدمہ جو خرچہ و ہر جائز التوائے مقدمہ کے سبب سے ہوگا
اس کے مستحق وکیل صاحب موصوف ہوں گے۔ نیز بقایا خرچہ کی وصولی کرنے کا بھی اختیار ہوگا۔
اگر کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے کہ پیروی مذکور
کریں۔ لہذا وکیل صاحب کو لکھ دیا کہ سند ہے۔

الرقوم 23 6 2020ء

السید مسواہ شمس الدین

بیتدالت جناب سرورس ٹریبونل پشاور کے لئے منظور ہے۔

Attested
To acceptal