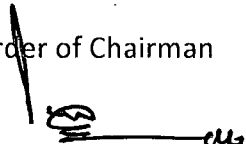


Form-A

FORM OF ORDER SHEET

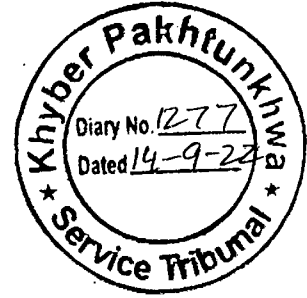
Court of _____

Restoration Application No. 549/2022

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	14.09.2022	<p>The application for restoration of appeal n. 6355/2020 submitted today by Mr. Muhammad Ayaz Majid Advocate. It is fixed for hearing before Single Bench at Peshawar on Original file be requisitioned.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

BEFORE THE KPK SERVICE TRIBUNAL,
PESHAWAR

Restoration Appli. no. 549/2022



Muhammad Younas

VERSUS

Govt of KPK through Secretary E&SE & Others

APPLICATION FOR RESTORATION OF
THE APPEAL NO: 6355/2020 WHICH
WAS DISMISS IN DEFAULT ON DATED
03-08-2022.

RESPECTFULLY SHEWETH:

1. That the case titled above was pending adjudication before the Hon'ble Tribunal on 03-08-2022.
2. That notice for the said date was not issued to the appellant therefore he could not appear before this Hon'ble Tribunal.
3. That non-appearance of appellant was not willful but due to lake of knowledge of date before the Hon'ble Tribunal.

4. That variable rights of the appellant are attached with the appeal, moreover for the best administration of justice and dictum of the Apex forum stress is late for decision on merit.


It is, therefore, humbly prayed that appeal mentioned above may kindly be restored, in the ends of justice.

Any other relief which this Hon'ble Tribunal deems fit may also extended in the favor of the petitioner.

Dated: 14-09-2022

Petitioner

Through


Muhammad Ayaz Majid
Advocate, High Court,
Peshawar.

Note:

No such like petition has earlier filed by the petitioner in any court of law, prior to this one.


Advocate

3

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**
Service Appeal No.6355/2020

Muhammad Younas S/o Shah Dad Khan R/o
Moh: Miangan, Village & P.O Tor Dher,
Tehsil Lahor, District Swabi
.....Appellant

Versus

Govt of KPK through Secretary E &SE
Peshawar & Others
.....Respondents

**APPLICATION FOR CONDONATION
OF DELAY**

Respectfully Sheweth,

1. That the appeal titled above was dismissed in default for which application for restoration is before this Hon'ble Tribunal
2. That due to the reason mentioned in the restoration application, the petitioner could not gather knowledge of date before the Hon'ble Tribunal.
3. That the appellant got knowledge of dismiss in default on 12-09-2022 and on the same date, applied for attested copy of the order.
4. That the restoration application from the date of order as delay for 9 days though from the date of knowledge the appellant as within time but still the appellant through this application

requests the Hon'ble Tribunal for
condonation of delay.

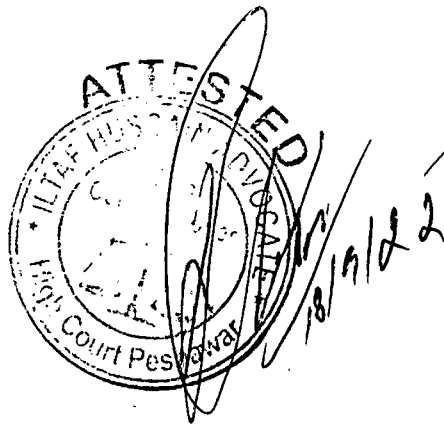
4

It is therefore humbly prayed that
on acceptance of this application, the
delay if any in submission of appeal
may kindly be condoned in the interest
of justice.

Appellant
Through
Muhammad Ayaz Majid
Advocate, High Court,
Peshawar.

Affidavit

I, Muhammad Younas S/o Shah Dad Khan
R/o Moh: Miangan, Village & P.O Tor
Dher, Tehsil Lahor, District Swabi, do here
by solemnly affirms on oath that the
contents of the instant application are correct
and true to the best of my Knowledge and
belief.



Deponent

Before the Services Tribunal Khyber Pakhtonkhwa, Peshawar

Appeal No. 6355/2020



Muhammad Younas S/O Shah Dad Khan, R/O Mohallah Miangan, V & P.O
Tordher, Tehsil Lahor, District Swabi. (Appellant)

Versus

1. Government of Khyber Pakhtonkhwa, through Secretary Elementary & Secondary Education Department, Civil Secretariat, Peshawar.
2. Secretary of Finance Government of Khyber Pakhtonkhwa, Civil Secretariat, Peshawar.
3. The Director Elementary E&SE, Department, Khyber Pakhtonkhwa Peshawar.
4. The District Education of Officer, District Swabi.
5. The SDEO (F), Tehsil Lahor, District Swabi.

(Respondents)

Appeal U/R 4 of Khyber Pakhtonkhwa, Services Tribunal act 1974

3rd August, 2022

1. Nobody is present on behalf of the appellant. Mr. Kabiruallah Khattak, Addl: AG for respondents present.

2. Called several times till last hours of the court but nobody turned up on behalf of the appellant. In view of the above, the instant appeal is dismissed in default.

3. Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal on this 3rd day of August, 2022.

SD/-
(Kalim Arshad Khan)
Chairman

Number of Presentation of Application 12-09-2022
Number of Words 400
Copying Fee 6/-
Urgent 6/-
Total 6/-
Name of Copyist
Date of Completion of Copy 14-09-22
Delivery of Copy 14-09-22

Examined to be true copy
EXAMINER
Khyber Pakhtonkhwa
Service Tribunal
Peshawar