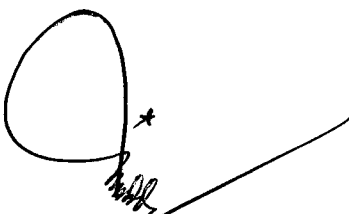


15.08.2022

Clerk of learned counsel for the petitioner present and requested for adjournment on the ground that counsel for the petitioner is not available today. Adjourned. To come up for arguments on restoration application before the S.B on 03.10.2022.






(Mian Muhammad)  
Member (E)

Form-A  
FORM OF ORDER SHEET

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

Restoration Application No. 348/2022

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	15.06.2022	<p>The application for restoration of Appeal No. 6740/2021 submitted today by Syed Mudassir Pirzada 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	22.6.22 <i>Noted AQ 23/6/22</i>	<p>This restoration application is entrusted to Single Bench at Peshawar to be put up there on <u>27-6-22</u>. Original file be requisitioned. Notices to the appellant and his counsel be also issued for the date fixed.</p> <p style="text-align: right;"> CHAIRMAN</p>
	27.06.2022	<p>Learned Member (Executive), is on leave. Therefore, the case is adjourned to 15.08.2022 for the same as before.</p> <p style="text-align: right;"> READER</p>

27.06.2022

Learned Member (Executive), is on leave.  
Therefore, the case is adjourned to 15.08.2022 for  
the same as before.

READER

(1)

**BEFORE THE HON'BLE SERVICE TRIBUNAL KPK, PESHAWAR**

Restoration application no. 348/22

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 276

Service Appeal No.6740/2021

Dated 15/6/22

**Waqar Alam IHC /39 District Hangu.....Appellant**

**VERSUS**

**Inspector General of KPK & another .....Respondents**

**APPLICATION FOR RESTORATION OF THE ABOVE TITLED CASE  
WHICH WAS DISMISSED IN DEFAULT BY THIS HON'BLE Tribunal ON  
DATED 31.05.22022**

**Respectfully Submitted as under;**

1. That above titled case was dismissed in default on dated 31-05-2022.

[Copy of Order is Annexed]

2. That the appellant is serving and deployed on sensitive duty and without any notice from the Hon,able Tribunal the respondents does not allow to appear before the Hon,able Tribunal.

3. That the counsel for the appellant was engaged before the Federal Service Tribunal and was intended to reached to the Hon,able Tribunal KPK but the issue of protest agasint the Government by the Ex-Prime Minister huge traffic crowed does not set free to come this Hon,able Tribunal.

4. That all the circumstances were beyond the control of the counsel for the appellant, resulted into dismissed in default.

5. That the application of the appellant for restoration with in time.

6. That nonappearance of Plaintiff and his counsel was not intentional but due to above mentioned reason.

7. That a valuable right of the Plaintiff is involved therefore the restoration of the case is in the interest of parties as well as justice.

It is therefore humbly prayed that above cited case may kindly be restore to its original position in the best interest of justice.

Applicant/ appellent

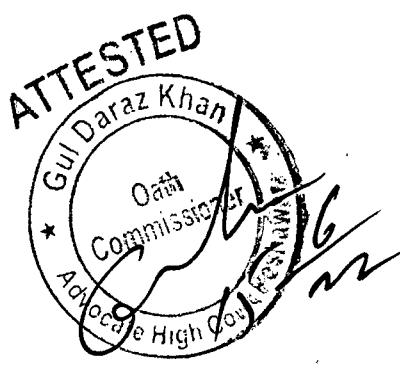
Through

**Syed Mudassir Pirzada**  
Advocate High Court Kohat.  
03339179870

**AFFIDAVIT**

Verified that the contents of application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

Deponent



✓ 3

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal 6740 2021

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 6621

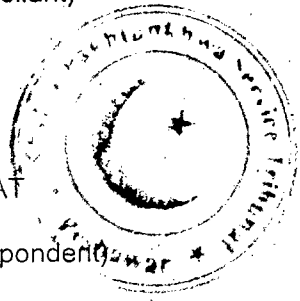
Dated 21/6/2021  
(Appellant)

WAQAR ALAM IHC / 39 DISTRICT HANGU

VERSUS

1. INSPECTOR GENERAL OF KPK POLICE PESHAWAR.
2. DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT

(Respondent)



APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL ACT 1974 AGAINST THE IMPUGNED ORDER DATED 18-02-2021 VIDE NO-138/CC IN WHICH THE RESPONDENT NO:-2 WITHOUT ANY LAWFUL JUSTIFICATION OR COGENT REASON AND WITHOUT ISSUING ANY COUNSELING TO THE APPELLANT BLESSED WITH ADVERSE REMARKS IN ACR/PER AND THE APPELLANT PREFERRED DEPARTMENTAL REPRESENTATION FOR EXPUNTION ON DATED 25-02-2021 AND THE RESPONDENT GIVEN FALSE CONSOLATION THAT REPRESENTATION WILL BE ACCEPTED BUT THE SAME WAS NOT CONSIDER / ENTERTAIN NOR REJECTED TILL TO DATE.

Pray:

In view of above submission it is requested, by accepting of instant service appeal the impugned order of Respondents No 2 may please be set a side and the expunge the adverse remarks in ACR/PER for the period mentioned above.

Respectfully Sheweth;

With great veneration the instant appeal is preferred by the appellant on the following facts and grounds:-

**Filed to-day**  
Facts Registrar  
21/6/21

Re-submitted to-day  
and filed.

Registrar  
21/6/21

Briefly facts are that the appellant while serving in the department with the entire satisfaction of the respondent above and for the period of 01-04-2019 to 28-11-2019 the respondent No-3 without any complaint or without any lawful justification as well in the absence of counseling / warning blessed with the impugned adverse remarks in ACR/PER as downgraded to 'C' and the same were communicated to the appellant on dated 25-02-2021. (Copy of impugned order along with complied reports is annexed as annexure A)

That prior to blessing of impugned order by respondent No-2 awarding adverse remarks in ACR/PER the respondent No-2 does not peruse the previous good

08.04.2022

No one is present for the appellant. Notice be issued to the appellant and his counsel for 31.05.2022 before S.B

9  
CHAIRMAN,

31<sup>st</sup> May, 2022

Despite being served no-body put appearance on behalf of the appellant till closing hours of the court. Dismissed for want of prosecution. Consign.

3. *Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal this 31st day of May, 2022.*



*(Signature)*  
(Kalm Arshad Khan)  
Chairman

01-06-22

10/-

10/-

10-6-22

10-6-22

**"A"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

No. *Resd*

APPEAL No. *E.P.No. 398* of 2022.

*Wazir Alam*

Appellant/Petitioner

Versus

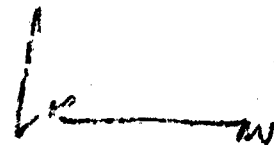
*IGP KPK Peshawar*

RESPONDENT(S)

Notice to Appellant/Petitioner *Wazir Alam IHC/39*  
*District Hangu*

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on *27/06/2022* at *9:00 AM*

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.



Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.