

BEFORE THE SERVICE TRIBUNAL PESHAWAR.

CM 640 / 2022

IN Service Appeal No. 203/2017.

Muhammad Farid Khattak V/S The Government etc;

INDEX

S.NO	DESCRIPTION OF DOCUMENTS	ANNEXURE NO.	PAGE NO.S
1.	Application with affidavit.	---	1 -- 2
2.	Judgment.	"A"	3 -- 4

Total:-

Dated:-25-10-2022.

Appellant



(Muhammad Farid Khattak)

Through:-



Muhammad Adam Khan
Advocate Mardan

Before The Service Tribunal, Peshawar.

Service Appeal No. 203/2022.

Muhammad Farid Khattak S/o Atlasim Khan (Ex-Medical Technologist), KTH Peshawar.

Appellant.

**Khyber Pakhtunkhwa
Service Tribunal**

Case No. 1689

Dated 25/10/2022

VERSES

1. The Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat Peshawar.
2. The Secretary, Health, Government Khyber Pakhtunkhwa, Civil Secretariat Peshawar.
3. The Secretary, Finance, Khyber Pakhtunkhwa, Civil Secretariat Peshawar.
4. The Secretary Establishment, Khyber Pakhtunkhwa, Civil Secretariat Peshawar

Respondents.

**Application for restoration of Appeal No.203/2017
dismissed in default of appearance on 17.10.2022.**

Filed on day 17-10-2022
Registrar 1. That the captioned Appeal was fixed for hearing on 17-10-2022, which was dismissed in default of hearing. **(Copy Attached)**.

2. That the Appellant, is hard of hearing. Thus, he could not hear the call at the relevant time.
3. That the counsel of Appellant was busy in other cases, when the case was called.
4. That valuable rights of Appellant are involved in the Appeal, which needs decision on facts, as well as the law.

P/2



5. That the Appellant has the right to be heard in support of his Appeal.

It is prayed that on acceptance of this Application, the Appeal may be kindly be restored for hearing.

Dated: -25-10-2022.

Appellant

Muhammad Farid Khattak
(Muhammad Fasrid Khattak)

Through: - *Adnan*
Muhammad Adam Khan
Advocate High Court
At Mardan.

AFFIDAVIT:-

I Muhammad Farid Khattak /Appellant do hereby state on solemn affirmation that the contents of this Application are true and correct to the best of my knowledge and belief.



25-10-22

Deponent

Muhammad Farid Khattak
(Muhammad Farid Khattak)

1 P/3

Ameguse A

**BEFORE THE HONRABLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL
PESHAWAR**

In Re S.A 203 /2017



Duly forwarded by Peshawar High Court Peshawar on 28-03-2012

1. Muhammad Farid Khattak S/O Atlasim Khan, X-Medical Technologist (BPS-17), KTH Peshawar.

Khyber Pakhtunkhwa
Appellant Service Tribunal

Entry No. 209

Date 28-2-2017

Versus

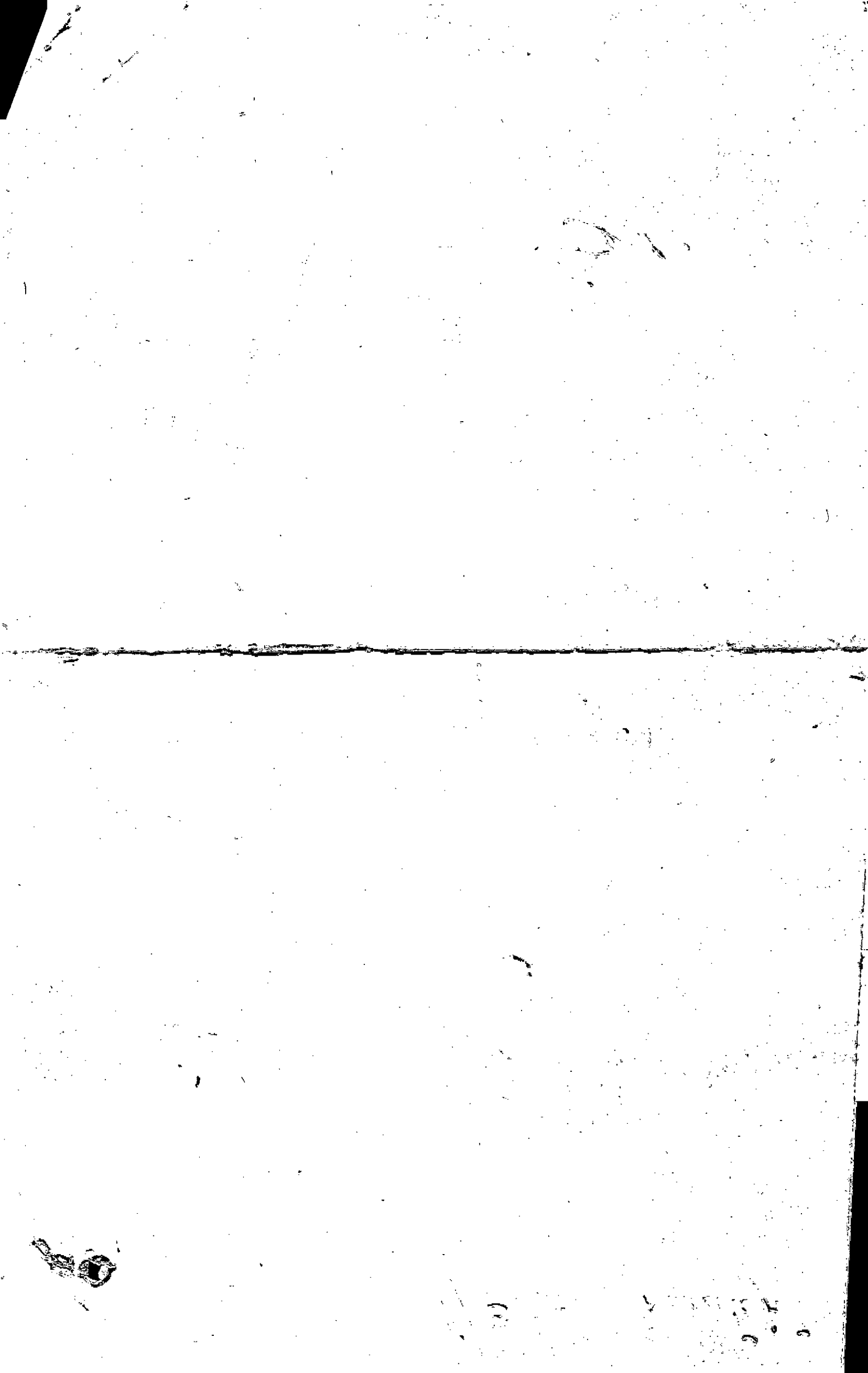
1. The Government of Khyber Pakhtunkhwa through Chief Secretary, Civil Secretariat Peshawar.
2. The Secretary Health Government of Khyber Pakhtunkhwa, Civil Secretariat Peshawar.
3. The Sectary Finance, Government of Khyber Pakhtunkhwa, Civil Secretariat Peshawar.
4. The Sectary Establishment, Government of Khyber Pakhtunkhwa, Civil Secretariat Peshawar.

Respondents.

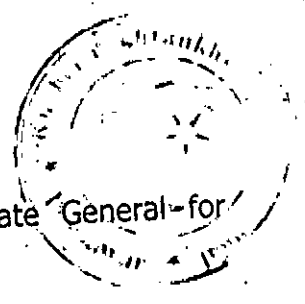
SERVICES APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL ACT-1974 AGAINST THE FAILURE OF THE RESPONDENTS IN NON PROMOTION OF THE APPELLANT IN THE LIGHT OF RESPONDANT NO. 2, NOTIFICATION NO. SOH-III/ 8-60/05 (PARAMEDICS) DATED 10TH MAY 2006 AND NOFICATION NO. SOH-III/8-60/05 (PARAMEDICS) DATED 25TH AUG 2006 AND THE DEPARTMENTAL APPEAL OF APPELLANT DATA 10/09/2011 IS AS YET UNACTIONED MEANING THERE BY THAT THE SAME HAS BEEN REJECTED AS A RESULT OF WHICH THE APPELLANT ALONG WITH FIVE OTHERS COLEGUES FILED WRIT PETITION NO. 182/P/2012 ON 20/01/2012 WITH PESHAWAR HIGH COURT PESHAWAR WHICH WRIT PETITION WAS SENT ON 28/03/2012 BY THE D.B HEADED BY CHIEF JUSTICE IN ORIGINAL TO THIS HONORABLE TRIBUNAL FOR DISPOSAL.

Certified to be true copy

[Signature]
 EXAMINER
 Khyber Pakhtunkhwa
 Service Tribunal
 Peshawar



P/4



14.09.2022

Junior to counsel for appellant present.

Kabir Ullah Khattak, learned Additional Advocate General for respondents for respondents present.

Former made a request for adjournment as senior counsel for appellant is busy before the Hon'ble Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 13.10.2022 before D.B.

(Fareeha Paul)
Member(E)

(Rozina Rehman)
Member(J)

13th Oct., 2022. 01. None present on behalf of the appellant. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

02. Called several times, till last hours of the court but nobody turned up on behalf of the appellant. The appeal is, therefore, dismissed in default. Consign.

03. Pronounced in open Court at Peshawar and given under our hands and the seal of the Tribunal on this 13th day of October, 2022.

(Fareeha Paul)
Member (E)

(Kalim Arshad Khan)
Chairman

CHAIRMAN
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Handwritten notes and dates: 18-10-22, 19-10-22, 20-10-22, 21-10-22, 22-10-22, 23-10-22, 24-10-22, 25-10-22, 26-10-22, 27-10-22, 28-10-22, 29-10-22, 30-10-22, 31-10-22, 01-11-22, 02-11-22, 03-11-22, 04-11-22, 05-11-22, 06-11-22, 07-11-22, 08-11-22, 09-11-22, 10-11-22, 11-11-22, 12-11-22, 13-11-22, 14-11-22, 15-11-22, 16-11-22, 17-11-22, 18-11-22, 19-11-22, 20-11-22, 21-11-22, 22-11-22, 23-11-22, 24-11-22, 25-11-22, 26-11-22, 27-11-22, 28-11-22, 29-11-22, 30-11-22, 01-12-22, 02-12-22, 03-12-22, 04-12-22, 05-12-22, 06-12-22, 07-12-22, 08-12-22, 09-12-22, 10-12-22, 11-12-22, 12-12-22, 13-12-22, 14-12-22, 15-12-22, 16-12-22, 17-12-22, 18-12-22, 19-12-22, 20-12-22, 21-12-22, 22-12-22, 23-12-22, 24-12-22, 25-12-22, 26-12-22, 27-12-22, 28-12-22, 29-12-22, 30-12-22, 31-12-22.

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