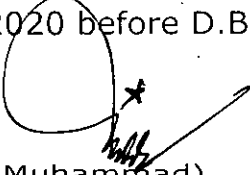# Form-A

FORM OF ORDER SHEET

Court of_____

Appeal's Restoration Application No. 53 /2020

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	13.02.2020	The application for restoration of appeal No.793/2016 submitted by Mr. Yasir Saleem Advocate may be entered in the relevant register and put up to the Court for proper order please. REGISTRAR –
2		This restoration application is entrusted to D. Bench to be put up there on 1-4-2020 CHAIRMAN
	01.04.2020	Due to public holiday on account of COVID-19, the case is adjourned to 11.06.2020 for same as before. Reader
S.No.		

11.06.2020   Counsel for the applicant present. Notices be issued to the respondents for reply on restoration application for 20.08.2020 before D.B.

(Mian Muhammad)
Member

(M. Amin Khan Kundi)
Member

20.08.2020   Due to summer vacation, the case is adjourned to 30.10.2020 before D.B.

Reader

30.10.2020   Due to public holiday, the matter is adjourned to 31.12.2020 for arguments before the D.B.

Reader

31-12.2020   Due to summer vacation, case is adjourned to 18-3.2021 for the same as before.
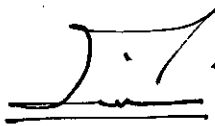
Reader

18.03.2021   Counsel for the applicant and Mr. Noor Zaman Khattak, District Attorney for the respondents present.

Instant application is with the prayer for restoration of Service Appeal No. 793/2016, dismissed for non-prosecution on 07.02.2020.

It is agitated in the application that learned counsel for appellant/applicant was busy in other courts on the relevant date while the appellant was incapacitated due to fractures in his shoulder and leg. The non-representation of appellant/applicant was not willful but was due to Act of God.

The application has been preferred within time period allowed for the purpose and is supported by duly sworn affidavit. At present, there is nothing on record to disbelieve the contents of application. It is, therefore, allowed and Appeal No. 973/2016 is restored to its original number. To come up for replication and arguments before the D.B on 19.05.2021.

(Salah-ud-Din)
Member (J)

Chairman

19.5.2021,   Due to court's, the case is adjourned to 10-9-21 for the same

Reader

10.09.2021   Appellant in person present.

Javid Ullah learned Assitant A.G for repsondents present.

Lawyers are on general strike, therefore, case is adjourned. To come up for arguments on 10.01.2022 before D.B.

(Rozina Rehman)   Chairman
Member (J)

10.01.2022   Learned counsel for the appellant present. Mr. Riaz Khan Paindakheil, Assistant Advocate General and Mr. Shahab Khattak, legal Advisor for respondent present.

Mr. Shahab Khattak, legal Advisor for respondents requested for adjournment on the ground that he has not gone through the record. Adjourned. To come up for arguments before the D.B on 25.04.2022.

(Atiq-ur-Rehman Wazir)   Chairman
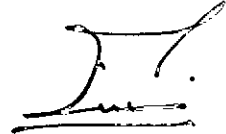Member(E)

25.04.2022   Appellant in person present. Mr. Muhammad Rasheed learned Deputy District Attorney for respondent No. 1 present. Learned counsel for respondents No. 2 & 3 present.

Appellant requested for adjournment on the ground that his counsel is busy in Hon'ble Peshawar High Court, Peshawar. Adjourned. Last opportunity given. To come up for arguments on 24.05.2022 before the D.B.

(Rozina Rehman) Member (J)	**(Salah-Ud-Din)** Member (J)

24th May, 2022   Appellant present in person. Mr. Nasirud Din Shah, Asstt. AG alongwith Mr. Shahab Khattak, Legal Advisor for the respondents present.

Former seeks adjournment due to non-availability of his learned counsel. Last chance is given to the appellant for arguments, failing which the case will be decided on the basis of available record without the arguments. To come up for arguments on 08.08.2022 before the D.B.

(Fareeha Paul) **Member (E)**	**(Kalim Arshad Khan)** **Chairman**

8·8·22   Due to the Public holiday the case is adjourned to 22-11-22

Member

22.11.2022   Appellant in person present. Mr. Muhammad Adeel Butt

Additional Advocate General for the respondents present.

Appellant requested for adjournment on the ground that his counsel is not available today. Adjourned. To come up for arguments on 19.01.2023 before D.B.

(Fareeha Paul)
Member (E)

(Kalim Arshad Khan)
Chairman