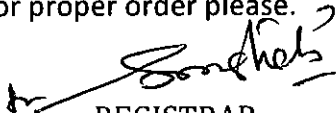



Form- A  
FORM OF ORDER SHEET

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

Appeal's Restoration Application No. 126/2017

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	14.07.2017	<p style="text-align: center;">The application for restoration of appeal No.996/2016 submitted by Mr. Gahafoor-ur-Rehman through Mr. Hussein Ullah Gammayani 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	24-7-2017	<p style="text-align: center;">This restoration application is entrusted to S. Bench to be put up there on <u>27-07-2017</u>.</p> <p style="text-align: right;"> CHAIRMAN</p>

27.07.2017 Counsel for the petitioner and Addl. AG for the respondents present.

This is an application for restoration of appeal dismissed for non-prosecution on 30.06.2017.

The learned counsel for the petitioner argued that the petition is within time and the reason for non-appearance was that the appellant was under the impression that the appeal was fixed for 07.07.2017 and that when the appellant appeared on 07.07.2017 he was informed that his case has already been dismissed for non-prosecution.

Since the petition is within time and sufficient grounds have been shown by the petitioner for non-appearance duly supported by affidavit, the petition is accepted and the appeal is restored on its old number. Notices be issued to the respondents for further proceedings on 20.09.2017.

  
Chairman

20.09.2017

Appellant with counsel and Addl: AG alongwith Mr. Muhammad Kaleem, Statistical Officer for official respondents present. Written reply on behalf of official respondents present. To come up for written reply of private respondents of 8 to 10 on 26.10.2017 before S.B.

  
(Ahmad Hassan)  
Member

26.10.2017

Appellant in person present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Muhammad Karim, Litigation Officer for official respondents No. 1 to 7 present. Written reply on behalf of official respondents No. 1 to 4, 6 & 7 submitted. Learned Additional AG relies on the written reply submitted by respondents No. 1 to 4, 6 & 7 on behalf of respondent No. 5. None present on behalf of private respondents No. 8 to 10 therefore, notice be issued to them for attendance and filing of written reply/comments. Adjourned. To come up for written reply/comments on behalf of private respondents No. 8 to 10 on 21.11.2017 before S.B.

  
(Muhammad Amin Khan Kundi)  
Member




21.11.2017

Counsel for the appellant present. Mr. Riaz Paynda Khel, Assistant AG alongwith Mr. Saddar-ud-Din, Office Assistant for official respondents No. 1 to 7 present. Written reply on behalf of official respondents already submitted. None present on behalf of private respondents No. 8 to 10 despite issuance of notice. Again notice be issued to private respondents No. 8 to 10 for attendance and filing of written reply by way of last chance. Adjourned. To come up for written reply/comments on behalf of private respondents No. 8 to 10 on 18.12.2017 before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER


18.12.2017

Learned counsel for the appellant present. Mr. Muhammad Jan, Learned Deputy District Attorney along with Asad Ullah Assistant, for the respondents present. Private respondent No.8 & 10 present. Written reply not submitted. Representative of the department seeks time to file written reply/comments. Granted. To come up for written reply/comments on 02.01.2018 before S.B

  
(Muhammad Hamid Mughal)  
MEMBER


02.01.2018

Appellant in person present and Assistant AG for respondents present & Mr. Usman Khan Advocate, appeared on behalf of private respondent no. 8, 9 & 10 submitted fresh wakalat nama which is placed on file. Written reply not submitted. Learned Assistant AG requested for further adjournment. Adjourned. Last opportunity was granted. To come up for written reply/comments on 17.01.2018 before S.B.

  
(Gul Zeb Khan)  
Member (E)


17.01.2018

Appellant in person present Mr. Kabirullah Khattak, (Ahmad Hassan) Additional AG alongwith Mr. Sadur-ud-Din, Assistant for official respondents No. 1 to 7 and private respondents No. 8 to 10 in person also present. Written reply on behalf of private respondents No. 8 to 10 submitted. Written reply on behalf of official respondents No. 1 to 7 already submitted. Adjourned. To come up for rejoinder and arguments on 22.03.2018 before D.B.

  
(Muhammad Amin Khan Kundi)  
Member

22.03.2018

Clerk to counsel for the appellant and Learned Deputy District Attorney for the respondents present. Clerk to counsel for the appellant seeks adjournment as learned counsel for the appellant is not available. Adjourn. To come up for arguments on 28.05.2018 before D.B

  
(Muhammad Amin Kundi)  
Member

  
(Muhammad Hamid Mughal)  
Member

28.05.2018

Mr. Ghafoorur Rehman, appellat alongwith Husainullah Advocate present. Mr. Usman Ghai, District Attorney for respondents No. 1 to 7 present. Respondents No. 8 and 10 are absent, however respondent No. 9 Rawaiz Khan, alongwith Daud Khan, Advocate present. Learned counsel for the appellat requested for adjournment. Granted. To come up for arguments on 02.08.2018 before the D.B.

  
Member

  
Chairman

02.08.2018

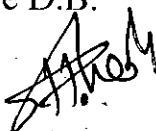
Appellant with counsel present. Mr. Ziaullah, Deputy District Attorney on behalf of official respondents No. 1 to 7 and counsel for private respondents also present. Appellant seeks adjournment to engage another counsel. Adjourned. To come up for arguments on 01.10.2018 before D.B.

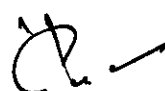
  
(Ahmad Hassan)  
Member

  
(Muhammad Hamid Mughal)  
Member

01.10.2018

Appellant in person present Mr. Zia Ullah learned Deputy District Attorney for the respondent present. Private respondent No. 9 and 10 also present. Appellant requested for adjournment on the ground that his counsel is not available today. Adjourned. To come up for arguments on 13.11.2018 before D.B.

  
(Hussain Shah)  
Member

  
(Muhammad Hamid Mughal)  
Member

13.11.2018

Due to retirement of Hon'able Chairman, the Tribunal is defunct. Therefore, the case is adjourned for the same on 02.01.2019 before D.B.



Reader

02.1.2019

Appellant in person, Mr. Ziaullah, DDA for official respondents and Mr. Muhammad Usman Torlandi, Advocate for private respondents No. 8 to 10 present.

Learned counsel for the appellant is not available to argue the appeal. The matter is, therefore, adjourned to 12.03.2018 for arguments alongwith Appeal No. 1365/2015 before the D.B.



Member



Chairman

12.03.2019

Syed Bilal Ahmad, Advocate for Mr. Haseenullah, Advocate for appellant, Mr. Ziaullah, DDA for the official respondents and Mr. Muhammad Usman Turlandi, Advocate for private respondents No. 8 to 10 present.

Once again a request for adjournment is made due to non-availability of learned senior counsel for the appellant who has proceeded to Karachi in connection with personal engagements.

Instant matter is also adjourned to 10.04.2019 for arguments before the D.B with the observation that no further adjournment will be granted.

  
Member

  
Chairman

10.04.2019

Appellant in person present. Mr. Riaz Paindakhel learned Assistant Advocate General for the official respondents present. Learned counsel for the appellant and learned counsel for the private respondents not present. Adjourn. To come up for arguments on 27.06.2019 before D.B.

  
Member

  
Member

27.06.2019

Counsel for the appellant and Addl. AG for the respondents present. Due to incomplete bench case is



27.06.2019

Counsel for the appellant and Addl. AG for the respondents present. Due to incomplete bench case is adjourned to 11.09.2019 for arguments before the D.B.

  
Reader

11.09.2019

Learned counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourned by way of last chance. To come up for arguments on 25.11.2019 before D.B.

  
Member

  
Member

25.11.2019

Due to general strike of the bar, the case is adjourned. To come up on 27.01.2020 before D.B.

  
Member

  
Member

27.01.2020

Junior to counsel for the appellant and Addl. AG for the respondents present.

Due to general strike on the call of K.P Bar Council, instant appeal is adjourned to 26.03.2020 for arguments before the D.B.

  
Member

  
Member

26.03.2020


Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 15.06.2020 before D.B.

  
Reader

15.06.2020


No one present on behalf of appellant. Mr. Riaz Khan Paindakheil learned Assistant Advocate General for official respondents present. Private respondents are also not present. Notice be issued to the appellant and private respondents as well as their counsels. Respondents are also directed to direct the representative to attend the court. Adjourned. To come up for attendance and arguments on 27.08.2020 before D.B.

  
(Rozina Rehman)  
Member

  
(M.Amin Khan Kundi)  
Member

27.08.2020

Due to summer vacation, the case is adjourned to 03.11.2020 for the same as before.

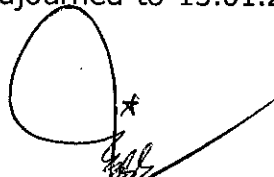


Reader

03.11.2020

Junior to counsel for the appellant and Addl. AG for the respondents present.

The Bar is observing general strike, therefore, the matter is adjourned to 13.01.2021 for hearing before the D.B.



(Mian Muhammad)  
Member



Chairman

13.01.2021

Junior to counsel for the appellant and Mr. Kabirullah Khattak learned Addl. AG for respondents present.

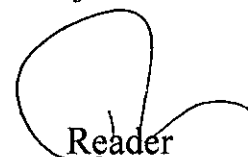
Due to COVID-19, the case is adjourned for the same on 20.04.2021 before D.B.



READER

20.04.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 12.08.2021 for the same as before.



Reader

12.08.2021

Nemo for appellant.

Asif Masood Ali Shah learned D.D.A for respondents present.

Preceding date was adjourned on a Reader's note, therefore, appellant/counsel be put on notice for 23.11.2021 for arguments, before D.B.



(Rozina Rehman)  
Member (J)



Chairman

23.11.2021

Learned counsel for the appellant present.

Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. Usman Ghani, Senior Scale Stenographer for the respondents present.

Learned counsel for the appellant requested for adjournment as he has not prepared the brief. Adjourned. To come up for arguments on 15.03.2022 before D.B.



(Atiq Ur Rehman Wazir)  
Member (E)



(Rozina Rehman)  
Member (J)

15.03.2022

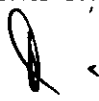
Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 12.5.2022 for the same as before.

  
Reader.

12.05.2022

Junior to counsel for the appellant present. Mr. Naseer Uddin Shah, Asstt. Advocate General for the respondents present.

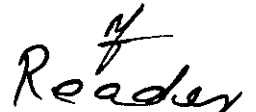
Due to general strike of the lawyers the case is adjourned. To come up for arguments on 11.07.2022 before D.B.

  
(Fareeha Paul)  
Member(E)

  
Chairman

11-7-2022

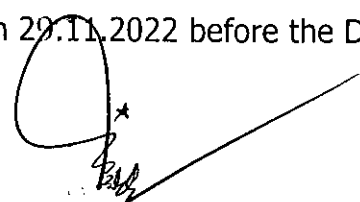
Due to Holidays of Eid Ul Azha  
the case is adjourned to 14-9-2022


  
Reader

14.09.2022

Nemo for the appellant. Mr. Muhammad Jan, District Attorney for the respondents present.

Previous date was changed on the strength of Reader's Note, therefore, notice for prosecution of the appeal be issued to the appellant as well as his counsel through registered post. Adjourned. To come up for arguments on 29.11.2022 before the D.B.


  
(Mian Muhammad)  
Member (E)

  
(Salah-Ud-Din)  
Member (J)

29<sup>th</sup> Nov. 2022

Appellant present in person. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

Appellant seeks adjournment due to engagement of his learned counsel in Honourable Peshawar High Court today. Last opportunity is granted. To come up for arguments on 20.01.2023 before the D.B.

  
(Fareeha Paul)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman