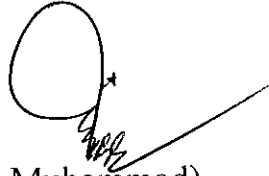


24.11.2022

Learned counsel for the petitioner present. Mr. Muhammad Jan, District Attorney for the respondents present. Arguments on restoration application heard and record perused.

The Service Appeal bearing No. 478/2019 titled "Muhammad Yaseen Versus Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and 03 others", was dismissed in default for non-prosecution vide order dated 26.09.2022. According to learned counsel for the petitioner, she was out of station and the petitioner was ill on the relevant date, therefore, they could not appear before the Tribunal on the said date. The petitioner has submitted application for restoration of appeal on 03.10.2022, which is well within time. The application for restoration of service appeal is supported by duly sworn affidavit. Moreover, law also favours adjudication on merit by avoiding technicalities.

The application in hand is, therefore, accepted and Service Appeal bearing 478/2019 titled "Muhammad Yaseen Versus Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and 03 others", stands restored on its original number. To come up for arguments on 13.02.2023 before the D.B.



(Mian Muhammad)
Member (E)



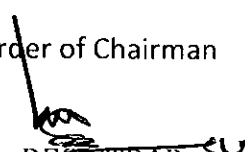

(Salah-Ud-Din)
Member (J)

Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 585/2022

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	03.10.2022	<p>The application for restoration of appeal no. 478/2019 submitted today by Naila Jan Advocate. It is fixed for hearing before Division Bench at Peshawar on. <u>21-10-22</u> Original file be requisitioned.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>
21 st Oct., 2022		<p>Because of strike of the Bar, this matter is adjourned to 24.10.2022 before the D.B. Office is directed to notify the next date on the notice board as well as the website of the Tribunal.</p> <p></p> <p>(Kalim Arshad Khan) Chairman</p>

SCANNED
KPST
Peshawar