

01.09.2022

Syed Mudassir Pirzada, Advocate learned counsel for the petitioner present. Arguments on restoration application heard.

Learned counsel for the petitioner contended that the service appeal was dismissed in default on 11th May, 2022 arguing that he was busy before the Federal Service Tribunal and intended to reach the Tribunal but the issue of protest against the Government by the Ex-Prime Minister he stuck in traffic jam and he could not come to appear in the Tribunal. It is observed that the appellant submitted restoration application on 29.06.2022 which is not within specified time frame under Rule 19(3) of the Khyber Pakhtunkhwa Service Tribunal Rules, 1974. Learned counsel for the petitioner requested that the restoration application may kindly be allowed. Request for restoration application is allowed subject to payment of cost of Rs. 5000/-. The appeal is restored to its original number. Adjourned. To come up for further proceedings on 10.10.2022 before S.B.



(Mian Muhammad)
Member (E)

10th Oct, 2022

Learned counsel for the appellant present.

On previous date 01.09.2022, this case was restored but on payment of cost of Rs. 5000/- which was to be paid by the appellant but today learned counsel for the appellant seeks time to deposit the same on the next date. Learned counsel is directed to deposit the cost of Rs. 5000/- within three days failing which the matter shall be deemed to have been dismissed. To come up for cost of Rs. 5000/- as well as preliminary hearing on 28.11.2022 before S.B.



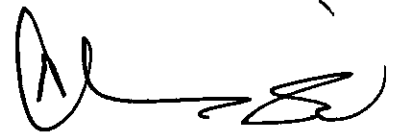
(Kalim Arshad Khan)
Chairman

28th Nov, 2022

1. Learned counsel for the appellant present.

02. This case was dismissed in default on 11.05.2022 and as per order sheet dated 01.09.2022 the same was restored but on payment of cost of Rs. 5000/-. On 10.10.2022, learned counsel for the appellant was present and sought time to deposit the cost of Rs. 5000/- and direction was issued to him to deposit the same within three days failing which the matter should be deemed to have been dismissed but today again he did not deposit the cost of Rs. 5000/-, therefore, the instant appeal is dismissed for non-compliance of the court order. Consign.

3. *Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal on this 28th day of November, 2022.*



(Kalim Arshad Khan)
Chairman