





## FORM OF ORDER SHEET

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

Misc. Application No. 443/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	12/12/2018	<p>The application for restoration of appeal no. 121/2014 submitted by Mr. Asghar Khan through Mr. Fazal Shah Mohmand 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> <p>This Misc. application be put up before DB-II. Bench on <u>1-4-2019</u></p> <p style="text-align: right;"> CHAIRMAN</p>
	01.04.2019	<p>Mr. Sabz Ali Khan Attorney for the petitioner present. Notice of application be issued to the official as well as private respondents for 20.05.2019 before D.B.</p> <p style="display: flex; justify-content: space-between;"> <span style="text-align: left;"> Member</span> <span style="text-align: right;"> Chairman</span> </p>

20.05.2019

Learned counsel for the petitioner and Mr. Kabirullah Khattak learned Addl: AG for the respondents present.

Learned counsel for the petitioner requests for adjournment due to his engagement before the Hon'ble High Court today in many cases.

Adjourned to ~~17.06~~ 2019 before D.B.

  
Member

  
Chairman

17.06.2019

Clerk to counsel for the petitioner and Mr. Kabir Ullah Khattak learned Additional Advocate General present. Clerk to counsel for the petitioner seeks adjournment on the ground that learned counsel for the petitioner is not available. Adjourned to 05.08.2019 before D.B.

  
Member

  
Member

05.08.2019

Learned counsel for the petitioner present. Mr. Zia Ullah learned Deputy District Attorney alongwith Qazi Muhammad Ayaz Assistant for official respondents present. Clerk to counsel for private respondents present. Private respondent No.56 also present. Learned Deputy District Attorney seeks time to furnish reply. Adjourn. To come up for reply/arguments on 23.09.2019 before D.B.


  
Member

  
Member

23.09.2019

Appellant in person present. Mr. Kabirullah Khattak learned Additional Advocate General for the respondents present. Due to general strike on the call of Khyber Pakhtunkhwa Bar Council learned counsel for the appellant is not in attendance. . Adjourned. To come up <sup>reply/</sup> for arguments on 27.11.2019 before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

27.11.2019

Learned counsel for the petitioner present. Muhammad Ayub private respondent with counsel present. Mr. Usman Ghani learned District Attorney alongwith Kazi Ayaz Litigation Officer for official respondents present and submitted reply to the instant application. Learned counsel for the petitioner seeks adjournment for arguments. Adjourn. To come up for arguments/further proceedings on 29.11.2019 before D.B.

Member

  
Member

29.11.2019

Mr. Sher Afgan Khattak, Advocate appeared on behalf of the petitioner and submitted fresh Wakalatnama which is placed on file. Asst: AG for official respondents present. Learned counsel for the petitioner seeks adjournment being newly engaged. Adjourn. To come up for arguments on 04.12.2019 before D.B.

Member

Member

04.12.2019

Appellant with counsel present. Mr. Zia Ullah learned Deputy District Attorney for the official respondents and counsel for the private respondents No. 4 to 69 present. Adjournment requested. Adjourned. To come up for reply of the private respondents and arguments on 23.01.2020 before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

23.01.2020

Due to general strike of Khyber Pakhtunkhwa Bar Council, learned counsel for the appellant is not available today. Mr. Kabirullah Khattak, Additional AG for official respondents present. Adjourned to 07.02.2020 for reply of private respondents and arguments before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

07.02.2020

Appellant in person present. Mr. Kabirullah Khattak, Additional AG for official respondents and counsel for private respondents present. Reply on restoration application on behalf of private respondents not submitted. Learned counsel for private respondents requested for further time for filing of reply on restoration application. Adjourned to 28.02.2020 for reply of private respondents and arguments on restoration application before D.B.

  
(Ahmad Hassan)  
Member

  
(M. Amin Khan Kundi)  
Member

28-2-20

The learned members is on  
tour therefore case is adjourned  
to 10-4-2020

  
Recorder

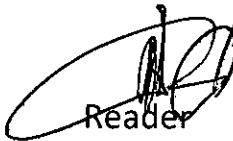
10.4.2020

Due to COVID19, the case is adjourned to 8/7/2020 for the same as before.

  
Reader

08.07.2020

Due to COVID19, the case is adjourned to <sup>31</sup>~~02.09~~.2020 for the same as before.

  
Reader

31.08.2020


Due to summer vacation, the case is adjourned to 06.11.2020 for the same as before.

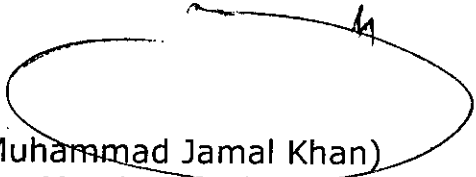
  
Reader

06.11.2020

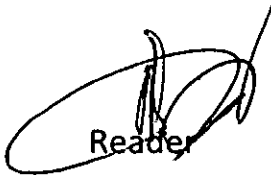
Nemo for the applicant. Mr. Kabirullah Khattak, Additional Advocate General for the respondents is present.

Since the Members of the High Court as well as of the District Bar Associations, Peshawar, are observing strike today, therefore, learned counsel for applicant is not available today. Adjourned to 15.01.2021 on which date to come up for further proceedings before D.B.

  
(Atiq-ur-Rehman Wazir)  
(Member (Executive))

  
(Muhammad Jamal Khan)  
Member (Judicial)

15.01.2021 Junior to counsel for the appellant present. Addl: AG for respondents present. Due to pandemic of Covid-19, the case is adjourned to 02.04.2021 for the same.

  
Reader


02.04.2021 Due to non availability of the concerned D.B, the case is adjourned to 02.07.2021 for the same.

  
Reader

02.07.2021 Mr. Fazal Shah Mohmand, Advocate, for the petitioner present. Mr. Jehanzeb, Superintendent alongwith Mr. Kabirullah Khattak, Additional Advocate General for official respondents No. 1 to 3 present. Clerk of counsel for private respondents present.

Learned counsel for the petitioner requested for adjournment on the ground that he has met preparation for arguments. Adjourned. To come up for arguments on restoration application before the D.B on 14.10.2021.

  
(ATIQ UR REHMAN WAZIR)  
MEMBER (EXECUTIVE)

  
(SALAH-UD-DIN)  
MEMBER (JUDICIAL)

14.10.2021

Junior of learned counsel for the petitioner present.

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

Former made a request for adjournment as senior counsel for the appellant is busy before august Supreme Court of Pakistan; granted. To come up for arguments on restoration application before the D.B on 23.12.2021.



(Atiq-Ur-Rehman Wazir)  
Member (E)



(Rozina Rehman)  
Member (J)

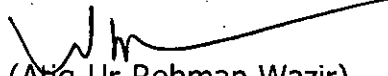


23.12.2021

Miss Rabia Muzafar, Advocate for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. Jehanzeb Superintendent for respondents present.

Arguments on restoration application heard.

The appeal is restored to its original number subject to payment of cost of Rs. 3000/-. It be properly registered. Application stands consigned to the record room, copy whereof be placed on original file. To come up for arguments in the main appeal on 06.04.2022 before D.B

  
(Atiq-Ur-Rehman Wazir)  
Member (E)

  
Chairman

6-4-22


*Proper DB not available the case is adjourned to 30-11-22*

  
Rabia

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

Counsel for the appellant present. Mr. Muhammad Riaz Khan Painsakhel, Assistant Advocate General for the respondents present.

Learned counsel for the appellant seeks adjournment in order to further prepare the brief and deposit the cost. Last opportunity is granted. To come up for arguments and cost on 06.01.2023 before the D.B.

  
(Fareeha Paul)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman