



21st Dec, 2022

Learned counsel for the appellant and Mr. Muhammad Jan,
District Attorney for the respondents present.

Learned counsel for the appellant seeks adjournment being not
prepared for arguments today. To come up for arguments on 13.01.2023
before the D.B.


(Salah Ud Din)
Member (Judicial)


(Kalim Arshad Khan)
Chairman


ORDER
01.11.2022


Learned counsel for the petitioner present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present. Arguments on restoration application heard and record perused.

The Service Appeal bearing No. 512/2014 titled "Muhammad Asif Versus Provincial Police Officer Khyber Pakhtunkhwa Peshawar and 05 others", was dismissed in default vide order dated 14th July, 2022. According to learned counsel for the petitioner, he was busy in the august Supreme Court of Pakistan, therefore, he could not attend the Tribunal on the said date. The petitioner has submitted an application for restoration of appeal on 29.07.2022, 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 No. 512/2014 stands restored on its original number. To come up for arguments on 21.12.2022 before the D.B.

ANNOUNCED
01.11.2022



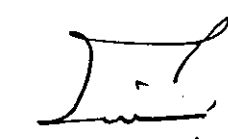

(Mian Muhammad)
Member (E)


(Salah-ud-Din)
Member (J)

Form-A
FORM OF ORDER SHEET

Court of _____

Restoration Application No. 437/2021

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	29.07.2022	<p>The application for restoration of execution petition no. 512/2014 presented today by Syed Noman Ali Bukhari Advocate, may be entered in the relevant register and put up to the Court for proper order please. This restoration application is entrusted to S. Bench to be put up there on <u>22-8-22</u></p> <p> REGISTRAR</p>
	22.08.2022	<p>Nemo for the petitioner.</p> <p>Notice be issued to parties and to come up for reply as well as arguments on restoration application before the D.B on 01.11.2022. Original record also be requisitioned for the date fixed.</p> <p> (Rozina Rehman) Member(J)</p> <p> (Salah-Ud-Din) Member(J)</p>

SCANNED
KPST
Rehman

Noted
22/8/22