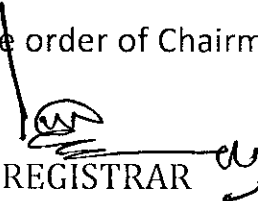


Form-A  
FORM OF ORDER SHEET

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

Restoration Application No. 716/2022

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	08.12.2022	<p>The application for restoration of Appeal No. 301/2017 submitted today by Mr. Munir Ahmad Bhatti Advocate. It is fixed for hearing before touring Division Bench at A.Abad on . Original file be requisitioned. Notices be issued to applicant and his counsel for the date fixed.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD.**

*Restoration appli. no. 76/2022*

**CM.NO. 12022**

**IN**

**Service Appeal No.301/2017**

Syed Mahboob Ahmad Shah

**...APPELLANT**

**VERSUS**

Govt. of Khyber Pakhtunkhwa through Secretary Education (Colleges)  
Peshawar and others.

**...RESPONDENTS**

**SERVICE APPEAL**

**APPLICATION FOR RESTORATION**

**INDEX**

<b>S.No.</b>	<b>Description of Document</b>	<b>Page No.</b>
1.	Application for Restoration & Affidavit.	1-2-3
2.	Copy of order dated 15.11.2022	4-5
3.	Vakalat Nama <i>already placed on file</i>	--

*Nabe*  
**...APPELLANT**

**Through Counsel:**

**Dated:- 17/11 12022**

*Munir Ahmad Bhatti*

**(MUNIR AHMAD BHATTI)**

Advocate Supreme Court of Pakistan,  
Abbottabad.

B.C No : 10-1328

Ph # 0314-5019572

*munirbhatti313@gmail.com*

Hon'ble Tribunal. In consequence of which the titled case appellant or his counsel could not appear before this to lack of knowledge regarding the hearing of the case the appellant or his counsel nor informed telephonically and due

- 2. That, neither any summon / notice was served upon the on 15.11.2022.
- 1. That, the titled Service Appeal was pending adjudication before this Hon'ble Tribunal and was fixed for arguments

*Respectfully Sheweth;*

APPLICATION FOR RESTORATION OF TITLED  
APPEAL WHICH WAS DISMISSED FOR NON-  
PROSECUTION WIDE ORDER DATED  
15.11.2022 BY THIS HON'BLE TRIBUNAL.

SERVICE APPEAL

...RESPONDENTS

Peshawar and others.  
Govt. of Khyber Pakhtunkhwa through Secretary Education (Colleges)

VERSUS

...APPELLANT

Syed Mahboob Ahmad Shah S/O Nisar Ahmad Shah (Ex-Lecturer in Urdu), retired from Post Graduate College No.1, Abbottabad. Presently Advocate, High Court, District Bar Abbottabad.

CM.NO. /2022 IN Service Appeal No.301/2017  
 Dated 08/12/2022  
 2196  
 Khyber Pakhtunkhwa Service Tribunal

R.A. no-716/2022

BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD.

was dismissed by this Hon'ble Tribunal vide order dated 15.11.2022 due to non-prosecution.

3. That, non-appearance of appellant and his counsel before this Hon'ble Tribunal was not deliberate but entirely due to non-service of the summon / notice.
4. That, precious rights of the appellant are involved and if the titled service appeal is not restored then the appellant will face irreparable loss, and as the law also demands that cases should be decided on merits, therefore the titled service appeal may please be restored.
5. That, instant application for restoration is well within time.

It is, therefore, humbly prayed that on acceptance of instant application, the titled service appeal may graciously be ordered to be restored and appellant be allowed to proceed in the matter in accordance with law.

*Nahar*  
...APPELLANT

**Through Counsel:**

**Dated:-17/12/2022**

*Munir Ahmad Bhatti*  
**(MUNIR AHMAD BHATTI)**  
Advocate Supreme Court of Pakistan,  
Abbottabad.

**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR CAMP COURT ABBOTTABAD.**

**CM.NO. /2022**

**IN**

**Service Appeal No.301/2017**

Syed Mahboob Ahmad Shah

**...APPELLANT**

**VERSUS**

Govt. of Khyber Pakhtunkhwa through Secretary Education (Colleges)  
Peshawar and others.

**...RESPONDENTS**

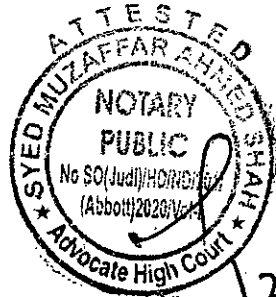
**SERVICE APPEAL**

**APPLICATION FOR RESTORATION**

**AFFIDAVIT**

I, Syed Mahboob Ahmad Shah S/O Nisar Ahmad Shah (Ex-Lecturer in Urdu), retired from Post Graduate College No.1, Abbottabad. Presently Advocate, High Court, District Bar Abbottabad Appellant, do hereby solemnly affirm and declare on Oath that the contents of instant **application** are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Court.

Dated 17/12 2022



*Mahboob*  
**DEPONENT**

THE UNIVERSITY OF CHICAGO  
DEPARTMENT OF CHEMISTRY

PHYSICAL CHEMISTRY

PHYSICAL CHEMISTRY

PHYSICAL CHEMISTRY

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**BEFORE THE HONOURABLE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL PESHAWAR**

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 270

Dated 20-3-2017

Appeal No. 30/2017

Syed Mahboob Ahmad Shah son of Syed Nisar Ahmad Shah Ex-Lecturer in Urdu (Retired) from Post Graduate College No. 1, Abbottabad, presently Advocate, High Court, District Bar Abbottabad.

...APPELLANT



VERSUS

1. Govt. of Khyber Pakhtunkhwa through Secretary Education (Colleges) Peshawar.
2. Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
3. Secretary Finance, Finance Department of Khyber Pakhtunkhwa Peshawar.
4. Accountant General of Khyber Pakhtunkhwa, Accountant General Office Peshawar.
5. District Account Officer, District Account Office, Abbottabad.

...RESPONDENTS

Filed to-day

APPEAL

Registrar

"A"

20/3/17

- i. UNDER SECTION 4, OF KHYBER PAKHTUNKHWA OF SERVICE TRIBUNAL, ACT OF 1974 TO THIS

Re-submitted to-day  
and filed.

Registrar

31/3/17

Certified to be true copy

Registrar  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

(S)

20.09.2022

Appellant present in person.

Kabir Ullah Khattak, Additional Advocate General alongwith Afzal Ali, SO, Zahir Ashraf, Law Officer and Aftab Hussain, Stenographer for respondents present.

Former requested for adjournment as his counsel is busy before Hon'ble Peshawar High Court, Abbottabad Bench. Adjourned. To come up for arguments on 15.11.2022 before D.B at Camp Court, Abbottabad.

SCANNED  
KPST  
Peshawar

(Fareeha Paul)  
Member (E)  
Camp Court, A/Abad

(Rozina Rehman)  
Member (J)  
Camp Court, A/Abad



15<sup>th</sup> Nov, 2022

1. None present for the appellant. Mr. Muhammad Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

2. Called several times till last hours of the court but nobody turned up on behalf of the appellant. In view of the above, the instant appeal is dismissed in default. Consign.

3. *Pronounced in open court in Abbottabad and given under our hands and seal of the Tribunal on this 15<sup>th</sup> day of November, 2022.*

(Salah Ud Din)  
Memebr(J)

(Kalim Arshad Khan)  
Chairman  
Camp Court Abbottabad

**Date of Presentation of Application** 07-12-22

**Number of Page** 2-Page

**Copies of** 10/-

**Urgent** 41/-

**Total** 141/-

**Name of** \_\_\_\_\_

**Date of** 07-12-22

**Date of Delivery of Copy** 07-12-22

**Certified to be true copy**

**Chairman**  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar