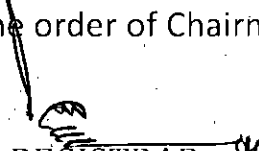


Form-A
FORM OF ORDER SHEET

Court of _____

Restoration Application No. 732 /2022

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	15.12.2022	<p>The application for restoration of Appeal No. 416/2012 submitted today by Mr. Yasir Saleem Advocate. It is fixed for hearing before Division Bench at Peshawar 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>

①

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

Restoration Appli. no. 732/2022

CM No. _____/2022

In Re:

Appeal No. 416/2012

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 2342

Dated 15/12/2022

Iftikhar Ahmad

..... Petitioner

VERSUS

Government

..... Respondents

**APPLICATION FOR RESTORATION OF ABOVE
TITLED SERVICE APPEAL DISMISSED ON THE
BASIS OF NON PROSECUTION VIDE ORDER
DATED 02.12.2022.**

Respectfully Sheweth:

1. That the above titled Service Appeal was dismissed on the basis of non prosecution vide Order dated 02.12.2022. (Copy of Order is attached as Annexure "A").
2. That the non attendance of the counsel was not intentionally, as the counsel for appellant was busy before this Hon'ble Peshawar High Court, Peshawar in some

②

other cases due which the case in hand was dismissed due to non prosecution.


3. That the valuable rights of the petitioner is involved in the instant Writ petition in hand.
4. That any other grounds may be raised with the permission of the Court during the course of the arguments.

It is, therefore, humbly prayed that on acceptance of the present Application, the titled case may kindly be restored and be decided on merit, in the best interest of justice.

Any other remedy which is not specifically mentioned, may also graciously be granted.

Applicant/Appellant

Through


Yasir Saleem
Advocate, High Court.

Peshawar

0331-8892589

Dated: 15.12.2022

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**BEFORE THE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL PESHAWAR**



Appeal No. 4/16 /2012

Iftikhar Ahmad, Ex- Sub Engineer T / Well Irrigation Sub-
Division Peshawar.

(Appellant)

VERSUS

1. Govt of Khyber Pakhtunkhwa through Chief Secretary
Khyber Pakhtunkhwa Peshawar.
2. Secretary to Govt of Khyber Pakhtunkhwa Irrigation
Department Peshawar.
3. Chief Engineer (South) Irrigation Department Khyber
Pakhtunkhwa Peshawar.

(Respondents)

Appeal under section 4 of the Service Tribunal Act, 1974 read with section 10 of the Khyber Pakhtunkhwa (then NWFP) Removal from Service (Special Powers) Ordinance, 2000 against the Office order No. 1478-82 dated 4.7.2011 communicated to the appellant in the month of December, 2011 whereby the penalty of Removal from Service has been awarded w.e.f 16.8.2010 against which the departmental appeal dated 26.12.2011 was not responded so far.

Prayer in Appeal:

On acceptance of this appeal the impugned order dated 04.07.2011 may please be set aside and the appellant may be reinstated in service with full back wages and benefit of service.

Respectfully Submitted:

1. That on the recommendation of the Khyber Pakhtunkhwa Public Service Commission the appellant was initially appointed as Sub-Engineer (BPS-11) in the Irrigation Department vide order dated 17-11-2006. (Copy of order dated 17-11-2006 is attached as Annexure A).

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

(4)

Restoration Application No. 42/2020



02.12.2022

Nemo for the petitioner. Mr. Asif Masood Ali Shah,

District Attorney for the respondents present.

The restoration application in hand was called on for hearing after various intervals, however none appeared on behalf of the petitioner till the closing time, therefore, the restoration application in hand stands dismissed in default. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED
02.12.2022

(Mian Muhammad)
Member (Executive)

(Salah-Ud-Din)
Member (Judicial)

Date of Presentation of Application 14-12-2022

Number of Pages 2 Page

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EXCUTER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

PESHAWAR HIGH COURT, PESHAWAR

DAILY LIST FOR FRIDAY, 02 DECEMBER, 2022

BEFORE:-

MR. JUSTICE QAISER RASHID KHAN, CHIEF JUSTICE

Court No: 1

MOTION CASES

- | | | | |
|-----|---|--|---|
| 7. | CM(TA) 64-
P/2022(Criminal
Miscellaneous-
T.A(Civil))
(199794) | Faraz Khan
V/s
Parvez Khan | Kashif Nasim, Abdul Jalil Faqir
<hr/> Cr Appeal Branch AG Office |
| 8. | CM(TA) 66-
P/2022(Criminal
Miscellaneous-
T.A(Civil))
(200346) | Haji Nasim Khan
V/s (Date By Court)
Govt | Asif Paracha (Kohat)
<hr/> Cr Appeal Branch AG Office |
| 9. | Early Hearing 272
P/2022(In C.R
799/2022)(-)
(200624) | Daud Zai CNG Stateion &
others
V/s
SNGPL & others | Yasir Saleem
<hr/> |
| 10. | Early Hearing 276
P/2022(in CR No.
24/2021)(-)
(201047) | Muhammad Umar & others
V/s
Muhammad Amin & others | Tariq Kamal
<hr/> |
| 11. | Early Hearing 278
P/2022(In RFA
245/2015)(-)
(201064) | Nawabzada Muhammad Taimur
Khan etc
V/s
Premier Sugar Mills Mardan etc | Haji Shehzad Gul Khan
<hr/> |
| 12. | Early Hearing 282
P/2022(In WP
4826/2020)(-)
(201327) | Muhammad Kamran
V/s
M/S Bajur Ancient & others | Mian Asif Aman
<hr/> |

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PESHAWAR HIGH COURT, PESHAWAR

DAILY LIST FOR FRIDAY, 02 DECEMBER, 2022

BEFORE:-

MR. JUSTICE SHAKEEL AHMAD

Court No:
10

NOTICE CASES

25. **CM 1589/2021**
With C.R 1062-
P/2021(Decree-
Injunction)
(186361)
- Arbab Ajmal Khan**
V/s
Arbab Muhammad Ali & others
- Aamir Hussain (Peshawar)**

Sadiq Ali Momand
26. **CM 947/2022 With**
C.R 599-
P/2022(Orders-
Others)
(194672)
- Habib Ullah & others**
V/s
SNGPL & others
- Muhammad Arif**

Yasir Saleem
27. **CM 1030/2022 In**
C.R 641-
P/2022(Decree-
Injunction)
(195458)
- Saleheen & Others**
V/s
Mst. Zakia & Others
- Muhammad Ali Rustam (Mardan)**

28. **CM 1303/2022**
With C.R 822-
P/2022(Decree-
Declaration)
(198706)
- Maulana Ghanam Khan &**
others
V/s
Ramzan & others
- Shah Hussain (Peshawar)**

29. **W.P 2368-P/2019**
With CMs 1093-
p/2019 & 1094-
p/2019(FATA
converted Writ
Petition)(Civil-
Interim Regulatio
2018)
(141402)
- Ghulam Hussain**
V/s
Muhammad Alam Khan
- Khazada Ajmal Zeb Khan**

Farhana Marwat, Writ Petition
Branch AG Office

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PESHAWAR HIGH COURT, PESHAWAR

DAILY LIST FOR FRIDAY, 02 DECEMBER, 2022

BEFORE:-

MR. JUSTICE SHAKEEL AHMAD

Court No:
10

NOTICE CASES

45. RFA 355-
P/2021(Regular
First
Appeal(RFA)-
Arbitration)
(183568)
- The University of Peshawar Th
VC
V/s
Ms Nishan Engineering &
Others
- Waseem ud Din Khattak
Amir Gilani, Mubasher Hussain,
Ashfaq Ahmad Jhagra
46. RFA 168-
P/2022(Declaratio
n)(Civil Appeal-
Regular First
Appeal(RFA))
(191597)
- Aslam Farooq & others
V/s
Hamid Ali Khattak & others
- Khalil Ullah Khalil
Ghulam Muhammad Faleh
(Nowshehra), AG
47. CM 673/2022 In
RFA 403-
P/2022(Regular
First
Appeal(RFA)-
Consumer)
(196899)
- M/S Sui Northern Gas Pipelines
Limited
V/s
Shehzad Gul
- Yasir Saleem
Civil Appeal Branch AG Office
48. CM 735/2022 In
RFA 448-
P/2022(Regular
First
Appeal(RFA)-Land
Acquisition)
(198616)
- District Land Acquisition
Collector Swabi
V/s
Latif Khan and others
- AG KPK
Civil Appeal Branch AG Office,
Saad ul Faisal (Mardan)