

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

R.A No: ____/2023
In
APPEAL NO.748/2017

Khyber Pakhtunkhwa
Service Tribunal
Disty No. 2907
Dated 11/01/2023

Shagufta Bibi

V/S

Health Deptt:


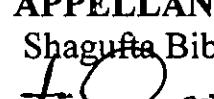
**APPLICATION FOR RESTORATION OF APPEAL NO.
748/2017 WHICH WAS DISMISSED ON DEFAULT VIDE
ORDER DATED 12/10/2022.**

RESPECTFULLY SHEWETH:

1. That the instant appeal No. 748/2017 was filed before this Honorable Tribunal against the removal order.
2. That the instant appeal was in Argument stage at principle Bench Peshawar, on date 12.10.2022. Counsel for the appellant was busy at Peshawar High Court Peshawar and appellant herself was seriously ill. The appeal was dismissed in default on 12/10/2022.
3. That when the counsel got knowledge about the Appeal then immediately filed application for provision of copy. Copy of the order is attached as annexure-A
4. That it is in the interest of justice that the appeal should be dealt on merit rather to dismiss on default.

It is therefore, most humbly prayed, that the instant appeal No. 748/2017 may be restore on the acceptance of this application.

Through:


APPELLANT
Shagufta Bibi

M. ASIF YOUSAFZAI
ADVOCATE SUPREME COURT

AFFIDAVIT

It is affirmed and declared that the contents of application are true and correct to the best of my knowledge and belief.


DEPONENT

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 748 /2017

Khyber Pakhtunkhwa
Service Tribunal

Miss. Shagufta D/O Sikandar Shah

Diary No. 810

Resident of Mohallah Syeddán Khewesgi Payan District Nowshera

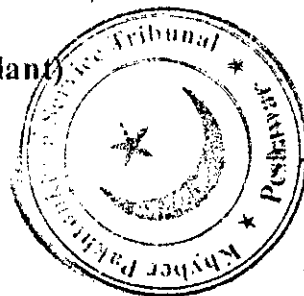
Dated 14-7-2017

(Appellant)

VERSUS

1. The Secretary Health Deptt: KPK Peshawar.
2. The Director General Health Services KPK, Peshawar.
3. The District Health Officer, Nowshera.

(Respondents)



APPEAL UNDER SECTION 4 OF THE KPK SERVICE TRIBUNALS ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 21.02.2017 WHEREBY THE APPOINTMENT ORDER OF THE APPELLANT HAS BEEN WITHDRAWN WITH IMMEDIATE EFFECT AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN STATUTORY PERIOD OF 90 DAYS.

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 21.02.2017 MAY BE SET ASIDE AND THE APPELLANT MAY BE REINSTATED INTO SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

Filed to-day
14/7/17
Registrar

RESPECTFULLY SHEWETH:

FACTS:

1. That the appellant was firstly appointed on contract basis as Dai in BHU Gandari District Nowshera vide order dated 8.01.2015 and work with full zeal and zest. The appellant was also awarded with appreciation certificate. Copy of the order and appreciation certificate are attached as Annexure-A, B.

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

H. No. 748/2017
Shagufta vs Govt





12th Oct. 2022

1. None present for the appellant. Mr. Muhammad Adeel Butt, Additional Advocate General respondents present.

2. Called several times till last hours of the court but neither appellant nor his counsel is present. In view of the above, the instant appeal is dismissed in default.

3. Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 12th day of October, 2022.


(Raja Raza Paul)
Member(E)


(Kalim Arshad Khan)
Chairman

Certified true copy

MEMBER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 21-12-2022
Number of Words page 2 - page
Copying Fee 10/-
Urgent 4/-
Total 14/-
Name of Copy -
Date of Completion of Copy 21-12-2022
Date of Delivery of Copy 21-12-2022