

4th Nov, 2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondents present.

Learned counsel for the appellant requested adjournment on the ground that he has not prepared the case. To come up for cost of Rs. 3000/- as well as arguments on 03.1.2023 before the D.B

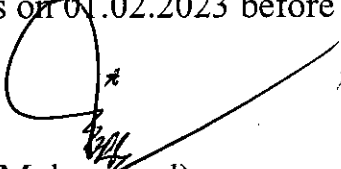
(Fareeha Paul)
Member (E)



(Kalim Arsahd Khan)
Chairman

03.01.2023

Learned counsel for the appellant present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not made preparation for arguments. The appeal in hand pertains to the year 2013, therefore, last opportunity is granted. Adjourned. To come up for cost of Rs. 3000/- as well as arguments on 01.02.2023 before the D.B.


(Mian Muhammad)
Member (E)


(Salah-Ud-Din)
Member (J)


19.09.2022

Learned counsel for the petitioner present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present. Arguments on restoration application heard and record perused.

Service Appeal bearing No. 1368/2013 titled "Rehmat Ali Versus Deputy Commandant, FRP, Peshawar and one other", was dismissed in default vide order dated 27.11.2018. Although the application for restoration of appeal has not been submitted within time, however the stance taken by petitioner in the restoration application is supported by duly sworn affidavit. Moreover, law also favours adjudication on merit by avoiding technicalities. The application in hand is, therefore, accepted and the Service Appeal bearing No. 1368/2013 stand restored on its original number subject to payment of cost of Rs. 3000/-. To come up for arguments on 22.09.2022 before the D.B.

Announced
19/09/2022

(Mian Muhammad)
Member (E)

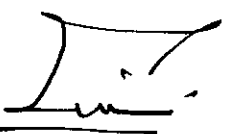

(Salah-ud-Din)
Member (J)

22.09.2022

Junior of learned counsel for the appellant present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present.

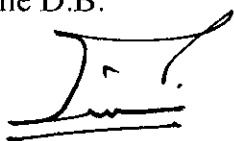
Junior of learned counsel for the appellant and requested for adjournment on the ground learned counsel for the appellant is busy in the august Peshawar High Court, Peshawar. Adjourned. To come up for cost of Rs. 3000/- as well as arguments on 04.11.2022 before the D.B.


(Mian Muhammad)
Member (E)


(Salah-Ud-Din)
Member (J)

25th July 2022 Learned counsel for the petitioner present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for respondents present.

Learned counsel for the petitioner seeks adjournment in order to properly assist the court on the next date. Adjourned. To come up for arguments on 27.07.2022 before the D.B.



(Salah-Ud-Din)
Member (J)



(Kalim Arshad Khan)
Chairman

27th July 2022 Learned counsel for the petitioner present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondents present.

Learned counsel for the petitioner requested for adjournment in order to properly assist the court on the next date. Last opportunity is granted for arguments on restoration application. Adjourned. To come up for arguments on restoration application on 20.09.2022 before the D.B.



(Salah-Ud-Din)
Member (J)

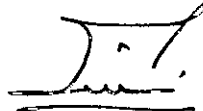


(Kalim Arshad Khan)
Chairman

18.10.2021

Junior to counsel for the appellant and Mr. Kabirullah Khattak, Addl. AG for the respondents present.

Due to general strike of the bar, counsel for the appellant is not in attendance today. To come up for arguments on restoration application on 02.02.2022 before the D.B.



(Salah-ud-Din)
Member(J)



Chairman

02.02.2022

Learned counsel for the appellant present. Noor Zaman Khattak, District Attorney, for respondents present.

Learned counsel for the appellant requested for adjournment on the ground that he has not prepared the brief. Adjourned. To come up for arguments on restoration application on 30.05.2022 before the D.B.



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



Chairman

30.05.2022

Counsel for the petitioner present.

Kabir Ullah Khattak learned Additional Advocate General for respondents present.

Former made a request for adjournment in order to prepare the brief of the case. Adjourned. To come up for arguments on restoration application on 25.07.2022 before D.B.



(Fareeha Paul)
Member(E)




(Rozina Rehman)
Member (J)

08.03.2021

Learned counsel for the petitioner and Mr. Asif Masood Ali Shah, learned Deputy District Attorney for respondents present.

Learned Deputy District Attorney ensures the submission of reply to the restoration application on next date of hearing. Adjourned to 14.06.2021 before D.B. In case the requisite reply is not brought on record by respondents, the matter shall be proceeded with on the strength of available record.


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


Chairman

14.06.2021

Petitioner present through counsel.

Asif Masood Ali Shah learned Deputy District Attorney alongwith Ihsan S.I for respondents present.

Reply submitted. To come up for arguments on application on 18.10.2021 before D.B.


(Rozina Rehman)
Member (J)


Chairman

12.05.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 17.08.2020 before D.B.



Reader

17.08.2020

Due to summer vacations, the case is adjourned to 19.10.2020 for the same.



Reader

19.10.2020

Junior to counsel for the appellant and Zara Tajwar, DDA for the respondents present.

The Bar is observing general strike today, therefore, the matter is adjourned ^{to} 17.12.2020 for hearing before the D.B.



(Mian Muhammad)
Member

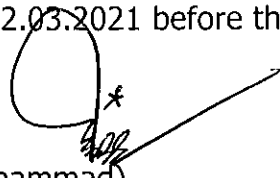


Chairman

17.12.2020

Junior to counsel for the appellant and Mr. Muhammad Jan, DDA for the respondents present.

Former requests for adjournment as learned senior counsel for the appellant is engaged before the Honourable High Court in various cases today. Adjourned to 12.03.2021 before the D.B.



(Mian Muhammad)
Member(E)


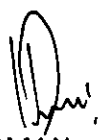
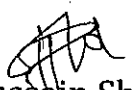

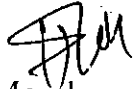



Chairman

Form-A
FORM OF ORDER SHEET

Court of _____

Appeal's Restoration Application No. 422/2019

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	14.11.2019	<p>The application for restoration of appeal No.1368/2013 submitted by Mr. Saadullah Khan Marwat 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 14/11/19</p>
2	02.01.2020	<p>This restoration application is entrusted to D. Bench to be put up there on <u>02-01-2020</u></p> <p style="text-align: right;"> CHAIRMAN</p> <p>Counsel for the petitioner present. Notices be issued to the respondents for reply and arguments on restoration application for 09.03.2020 before D.B.</p> <p style="text-align: center;">  (Hussain Shah) Member  (M. Amin Khan Kundi) Member </p>
	09.03.2020	<p>Learned counsel for the petitioner present. Ihsan Ullah S.I representative of the respondent department absent. Respondents as well as absent representative be put to notice for the date fixed. Adjourn. To come up for reply and arguments on 12.05.2020 before D.B.</p> <p style="text-align: center;">  Member  Member </p>