

06.08.2019

Nemo for the applicant. Mr. Ziaullah, DDA for respondents present.

It is already past 3:45PM and no one is available to represent the appellant despite repeated calls.

Dismissed for non-prosecution. File be consigned to the record room.

Announced:  
06.08.2019



Member



Chairman

14.03.2019

Clerk of counsel for the petitioner present. Notice of present application be issued to the respondents. Adjourn. To come for reply and arguments on 07.05.2019 before D.B. Original record be also requisitioned for the date fixed.

  
(M. AMIN KHAN KUNDI)  
MEMBER

  
(M. HAMID MUGHAL)  
MEMBER

07.05.2019

Counsel for the petitioner and Addl. AG for the respondents present.

Learned counsel for the petitioner states that similar application in service appeal No. 397/2015 is pending disposal and is fixed on 18.06.2019. He, therefore, requested for adjournment of instant matter to the said date.

Adjourned accordingly.

  
Member

  
Chairman

18.06.2019

Clerk to counsel for the petitioner present. Mr. Muhammad Jan learned Deputy District Attorney present. Clerk to counsel for the petitioner requested for adjournment as learned counsel for the petitioner is not in attendance. Adjourned 06.08.2019 before D.B.

  
Member







  
Member

Form-A

FORM OF ORDER SHEET

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

Appeal's Restoration Application No. 399/2018

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	02.11.2018	<p>The application for restoration of appeal no. 401/2015 submitted by Mr. Muhammad Imtiaz Khalil 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 2/11/18                 </p>
2	12.02.2019	<p>This restoration application is entrusted to D. Bench to be put up there on <u>12-2-2019</u></p> <p style="text-align: right;">                       CHAIRMAN                 </p> <p>Counsel for the petitioner present. Notice be issued to the respondents. To come up for reply and arguments on restoration application on 14.03.2019 before D.B.</p> <p style="text-align: center;">                       (M. Amin Khan Kundi)                      Member                 </p> <p style="text-align: center;">                       (Muhammad Hamid Mughal)                      Member                 </p>
		<p><del>Clerk of counsel for the petitioner present. Notice of present application be issued to the respondents. Adjourn to come for reply and arguments on 07.03.2019 before D.B. Original record be also requisitioned for the date fixed.</del></p> <p style="text-align: center;">                       (AHMAD HASSAN)                      MEMBER                 </p> <p style="text-align: center;">                       (M. AMIN KHAN KUNDI)                      MEMBER                 </p>

سروے ٹریسٹل 14/8

20/8، منجانب

اکرام اللہ بنام حکومت

مورخہ

مقدمہ

دعویٰ

جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ

آن مقام کے لیے محمد امین صاحب کے

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کمال اختیار ہوگا۔ نیز

وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ پر حلف دینے جواب دہی اور اقبال دعویٰ اور

بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہضم کی تصدیق

زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی

اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از صورت ضرورت

مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کھڑے ہر راہ ہلائے جائے

تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ باختیارات حاصل ہوں گے

اور اس کا ساختہ پرداختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے

سبب سے وہ ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں

گے۔ کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھد یا کہ سندر ہے۔

20

ماہ

المرقوم

العراق

کے لئے منظور ہے۔

مقام

سری مرت  
2220193  
Mob: 0345-

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

*Restoration Applicant no-398/18*

CM No. \_\_\_\_\_ of 2018

In Service Appeal No.400/2015

*Ikram Ullah Son of Noor Nawaz (Instructor Computer  
Sciences). ... .. Appellant*

**VERSUS**

*Province of Khyber Pakhtunkhwa, through Chief  
Secretary, Peshawar and others*

*... .. Respondents*

**APPLICATION FOR RESTORATION OF  
MAIN SERVICE APPEAL WHERE THE  
ABOVE SERVICE APPEAL WAS  
DISMISSED IN DEFAULT BY THIS  
HON'BLE SERVICE TRIBUNAL VIDE  
ORDER DATED 02/10/2018.**

*Respectfully Sheweth:*

- 1) That the above titled service appeal was fixed in this august Tribunal, which was fixed for 02/10/2018.*
- 2) That the uncle of counsel of the applicant/ appellant has been died on 30/09/2018 and on the date fixed before this Hon'ble Tribunal dated 02/10/2018 in the instant appeal but on the above reason the counsel of the appellant/ applicant is unable to attend this Hon'ble Tribunal.*

3) That non available of the counsel of appellant on the date fixed is not willfully but due to reasons mentioned above.

It is, therefore, humbly prayed that on acceptance of this application, the main service appeal may be restored and the appeal of the applicant / appellant may be decided on merit.

Dated 02/11/2018

Applicant / appellant  
Through

Muhammad Imtiaz Khalil  
Advocate  
High Court, Peshawar

**AFFIDAVIT**

It is solemnly affirm and declare on oath that the contents of the above application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court/Tribunal.

**DEPONENT**

Attorney  
A. J. J.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

*Restoration Appli. no 398/18*  
CM No. \_\_\_\_\_ of 2018  
In Service Appeal No.400/2015

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Applicant / appellant  
Through

Muhammad Imtiaz Khalil  
Advocate  
High Court, Peshawar

**AFFIDAVIT**

*It is solemnly affirm and declare on oath that the contents of the above application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court/Tribunal.*

**DEPONENT**

*Attested  
A. J. R.*