22.02.2023

Learned counsel for the appellant present. Mr. Muhammad Jan, District Attorney for the respondents present.

Learned counsel for the appellant requested for adjournment in order to further prepare the brief. Adjourned. To come up for preliminary hearing on 10.04.2023 before S.B.

(Muhammad Akbar Khan) Member (E) 01.12.2022

BCANN BOSHINA

Learned counsel for the petitioner present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present and sought time for submission of reply. Adjourned. To come up for reply as well as arguments on restoration application on 05.01.2023 before

the S.B.

(Salah-Ud-Din) Member (J)

05.01.2023 Mr. Muhammad Maaz Madni, Advocate for the petitioner present. Mr. Muhammad Adeel Butt, Additional Advocate General for the respondents present. Arguments on restoration application heard.

> Learned counsel for the petitioner contended that the service appeal was dismissed in default on 04th October, 2022 however, he was ill and suffering from acute fever that is why he could not attend the court on the said date. It is observed that the appellant submitted application for attested copy on 07.10.2022, thereafter the instant restoration application was filed on 13.10.2022 which is well within time as per provision of Rule 19 (3) of the Khyber Pakhtunkhwa Service Tribunal Rules, 1974. Application for restoration of appeal is allowed and service appeal No. 1307/2018 is restored to its original number. File to come up for further proceedings on 22.02.2023 before S.B.

Peshawai

(Mian Muhammad) Member (E)