

Form-A

FORM OF ORDER SHEET

Court of _____

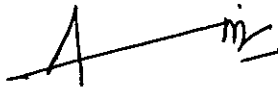
Restoration Application No. 33/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	17.01.2023	<p>The application for restoration of Appeal No.2671/2020 submitted today by Mr. Waqar Ahmad Maidani Advocate. It is fixed for hearing before Division Bench at Peshawar on <u>14-02-2023</u> Original file be requisitioned. Parcha Peshi is given to appellant/counsel.</p>

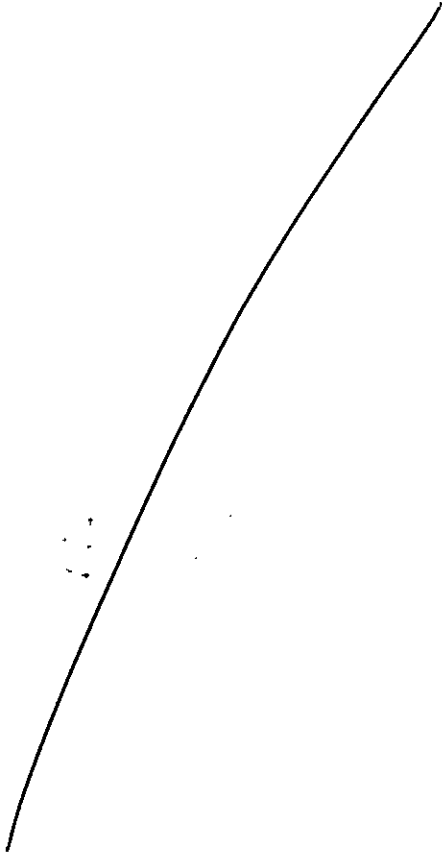
Noted

**SCANNED
KPST
Peshawar**

By the order of Chairman



REGISTRAR



14.02.2023


Petitioner alongwith his counsel Mr. Wiqar Ahmad Maidani, Advocate present. Mr. Muhammad Riaz Khan Paindakhel, Assistant Advocate General for the respondents present. Original record requisitioned. Arguments on application for restoration of appeal heard and record perused.

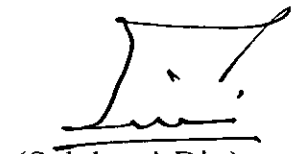
Petitioner has alleged in his application that he had to appear before august Supreme Court of Pakistan in connection with his Civil Petition No. 6367/2021 titled "Muhammad Farooq Khan Versus The Provincial Police Officer, Khyber Pakhtunkhwa and others", therefore, he was unable to appear before this Tribunal. The appeal of the petitioner was dismissed in default on 05.01.2023, while the application in hand has been submitted on 17.01.2023, which is well within time. Law also favours adjudication on merit by avoiding technicalities. Moreover, learned Assistant Advocate General is also having no objection on acceptance of application for restoration of instant appeal.

The application in hand is, therefore, accepted and Service Appeal bearing No. 6271/2020 stands restored on its original number. To come up for arguments on 03.05.2023 before the D.B.

ANNOUNCED

14.02.2023


(Fareeha Paul)
Member (E)


(Salah-ud-Din)
Member (J)