



6. That after perusal of the order dated 05/01/2023 the Honourable Tribunal passed ex-parte order and struck off the right of respondents <sup>de-fence.</sup> No 5 & 6.
7. That the delay of the filing of obtaining the attested copy of the order dated 05/01/2023 was not intentional, but due to the reason mentioned above.
8. That the Apex Court always favors the cases to be decided on merit, instead of technicalities.
9. That any other grounds will be raised at the time of arguments with the prior permission of this Honourable Court.

*It is, therefore, most humbly prayed that on acceptance of this application the delay, if any may kindly be condoned in the interest of justice.*

Dated:- 11/04/2023

Petitioner/Appellant

Through:-



Muhammad Anwar Mohmand  
Advocate, Peshawar.

## AFFIDAVIT

I, Magsood Khan ( Respondent No 5) do hereby solemnly affirm and declare on oath that the contents of this accompanying application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Court.

DEPONENT

