

Form-A

FORM OF ORDER SHEET

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

Restoration Application No. 719/2022

| S.No. | Date of order Proceedings | Order or other proceedings with signature of judge  |
|-------|---------------------------|---|
| 1     | 2                         | 3   |
| 1     | 08.12.2022                | <p>The application for restoration of Appeal No. 727/2016 submitted today by Mr. Jehangir Khan Mohmand Advocate. It is fixed for hearing before Division Bench at Peshawar on <u>30-1-2023</u>. Original file be requisitioned. Notices be issued to applicant and his counsel for the date fixed.</p> <p>By the order of Chairman</p> <p><br/>REGISTRAR</p> |

*Counsel was informed telephonically on 23/12/2022*

**SCANNED**  
Peshawar

30<sup>th</sup> Jan, 2023

Learned counsel for the petitioner present. Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present. Arguments on restoration application heard and record perused.

The Service Appeal bearing No. 727/2016 titled "Noor Rehman Versus Government of Khyber Pakhtunkhwa through Inspector General of Police, Peshawar and 05 others", was dismissed in default vide order dated 24.11.2022. The petitioner has submitted application for restoration of appeal on 08.12.2022, which is well within time. The application for restoration of service appeal is supported by duly sworn affidavit. Moreover, law also favours adjudication on merit by avoiding technicalities.

The application in hand is, therefore, accepted and stands restored on its original number. To come up for arguments on 13.04.2023 before the D.B.

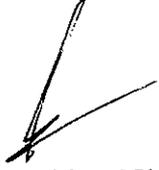
  
(Muhammad Akbar Khan)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman

13<sup>th</sup> April, 2023

1. Nemo for the appellant. Mr. Fazal Shah, Mohmand,  
Addl: AG for the respondents present.

2. Lawyers are on strike. The case is adjourned to  
12.06.2023 before the D.B. P.P given to the respondents.



(M. Akbar Khan)  
Member (Executive)



(Kalim Arshad Khan)  
Chairman

*\*\*Adnan Shah, PA*