2nd May, 2023

1. Learned counsel for the appellant present and heard.

2. This application is for restoration of appeal which was dismissed in default on 03.11.2022. It appears that on 18.10.2022, the matter was fixed before the Tribunal and was adjourned to 03.11.2022. On 03.11.2022, neither the appellant nor his counsel put appearance before the Tribunal and the appeal was dismissed in default due to non-appearance of the appellant and his counsel. In order to secure the ends of justice, this application is allowed but on payment of Rs.10000/- as cost to be paid by the appellant. The appeal stands restored to its original number. The appellant is given last chance to argue this appeal failing which the appeal will be decided on the available record without the arguments. To come up for arguments on 03.07.2023 before D.B.

3. Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal on this 2nd day of May, 2023.

(Salah Ud Din)
Member (J)

(Kalim Arshad Khan)
Chairman

Adnan Shah, P.A