

24.02.2023

Petitioner present through counsel.


Muhammad Jan, learned District Attorney for respondents present.

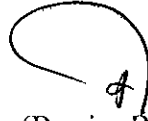
Arguments heard. Record perused.

Application in hand was submitted seeking restoration of main service appeal which was dismissed in default vide order dated 31.01.2023.

Record shows that the case was dismissed for non-prosecution on 31.01.2023 and the application seeking restoration of appeal was filed on 22.02.2023. Law favors adjudication on merits and procedural technicalities should not be allowed to stand in the way of administration of justice. As such, application is accepted and the main service appeal stands restored. It be registered. To come up for arguments on 12.05.2023 before D.B.

SCANNED
K. ST
Peshawar



(Muhammad Akbar Khan)
Member (E)


(Rozina Rehman)
Member (J)

12.05.2023

Appellant in person present. Mr. Asif Masood Ali Shah, Deputy District Attorney alongwith Mr. Ihsanullah, ASI for the respondents present.

Appellant requested for adjournment on the ground that his counsel is not available today. Adjourned. To come up for arguments on 02.08.2023 before the D.B. Parcha Peshi given to the parties.


(Muhammad Akbar Khan)
Member (E)


(Salah-ud-Din)
Member (J)

Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 94/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	22.02.2023	<p>The application for restoration of appeal no. No.3438/2021 submitted today by Mr. Fida Muhammad Yousafzai Advocate. It is fixed for hearing before Single Bench at Peshawar on <u>24-2-2023</u> Original file be requisitioned. Parcha Peshi is given to applicant/Counsel.</p>

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Peshawar

By the order of Chairman


REGISTRAR