

06.03.2023

Learned counsel for the appellant present and submitted an application for extension of time to deposit security and process fee. Application is allowed. He may do so within three days.

Reply/comments on behalf of respondents have already been submitted which are placed on file.

Cost of Rs. 500/- paid by the appellant which is received by Registrar of the Tribunal and receipt of which is placed on file. To come up for rejoinder, if any, and arguments on 29.05.2023 before D.B. P.P given to learned counsel for the appellant.

Rs. 500/-  
deposited  
Security & Process Fee  
[Signature]  
01/3/23


(Muhammad Akbar Khan)  
Member (E)

Sultan Badshah

20<sup>th</sup> Jan. 2023

Counsel for the appellant present. Preliminary arguments heard and record perused.

Points raised need consideration. The appeal is admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. The appellant shall also deposit the cost of Rs. 500/- as ordered on 08.12.2022. Thereafter, notices be issued to respondents for submission of written reply/comments. To come up for written reply/comments on 06.03.2023 before the S.B.

  
(Fareeha Paul)  
Member(E)

SCANNED  
KPST  
Peshawar

کہاں یہ خوشنویس اور دستہ شہزادوں کی ہے

اسلام

حکم پولیس

بیت

عنوان: سلطان بادشاہ

درخواست برائے اجازت طلبی سکورٹی فیس جمع کرنے

خدا تعالیٰ! مکرم صاحب ذیل درخواست ہے۔

کہ سائل کا خود عنوان مال لکوائف حضور مالا زمین جو زمین ہے جس میں ورثہ  
5/29/2023 تاریخ پیشی حضور ہے۔

مکرم شہزادہ نامی پیشی حضور عنوان مال دیو لکھنؤ کی مکمل منظر نامہ  
نہایت نامور ہے لہذا سائل ہر وقت سکورٹی فیس جمع نہ کر سکا۔

ہاں کہ سکورٹی فیس جمع کرنے کے لئے مزید پیادہ درکار ہے۔

لہذا استدعا ہے کہ خود عنوان مال کا سکورٹی فیس جمع کرنے کے لئے  
کئی ضروری وقت دیا جائے تاکہ اس کا پیادہ درکار ہو سکے۔

اللہ اعلم

محمد عارف جان اہل بیت

6/3/2023

08.12.2022

Petitioner present through counsel.

Riaz Khan Paindakhel Assistant Advocate General for respondents present.

Arguments heard. Record perused.

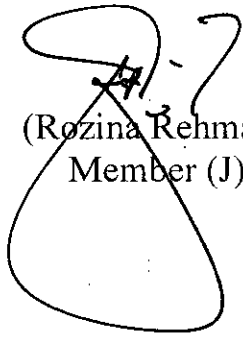
Application in hand was submitted on 08.11.2022 for restoration of main service appeal which was dismissed in default vide order dated 19.10.2022.

It was submitted by the learned counsel for petitioner that on the date of hearing i.e 14.09.2022 the next date of hearing was communicated to the undersigned was 01.11.2022 which was entered in the daily diary, but he was stunned on the date fixed when found missing the titled appeal from the cause list thus immediately obtained the attested copies without further delay, due to the reason mentioned above, he requested for restoration of the instant service appeal.

Learned AAG shows no objection on acceptance of the instant application seeking restoration of main appeal.

In view of the above, instant application is accepted on cost of Rs. 500/- and the main service appeal stands restored. It be registered. This petition be consigned while main appeal be fixed for preliminary hearing on 20.01.2023 before S.B.


SCANNED  
KPST  
Peshawar

  
(Rozina Rehman)  
Member (J)

Form-A  
FORM OF ORDER SHEET

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

Restoration Application No. 667/2022

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	08.11.2022	<p>The application for restoration of Office Objection file namely Sultan Badshah submitted today by Mr. Muhammad Arif Jan Advocate. It is fixed for hearing before Single Bench at Peshawar on <u>8-12-22</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> REGISTRAR</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL, PESHAWAR**

Restoration Appli. No. 667/2022

CM No. \_\_\_\_\_/2022

IN

Service Appeal No. \_\_\_\_\_/2020

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 1878

Dated 8/11/2022

Sultan Badshah S/o Muhammad Akram  
Ex-Inspector P-220,  
Police Department, District Nowshera.  
R/o Gara Nizampur, District Nowshera.

.....Appellant

**VERSUS**

1. Inspector General of Police, Khyber Pakhtunkhwa, Central Police Office, Peshawar
2. Deputy Inspector General of Police, Establishment, Khyber Pakhtunkhwa, Central Police Office, Peshawar
3. Deputy Inspector General of Police Mardan Region, Mardan

.....Respondents

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**APPLICATION FOR RESTORATION  
OF THE TITLED APPEAL WHICH WAS  
DISMISSED IN DEFAULT VIDE  
ORDER DATED 19-10-2022.**

Respectfully Sheweth:-

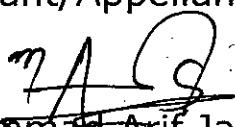
- 1) That the titled appeal was pending adjudication before this Hon,ble Tribunal and was fixed for 19-10-2022.

(1)

- 2) That on previous date of hearing i.e 14-09-2022, the next date of hearing was communicated to the undersigned i.e 01-11-2022 which was entered in the daily dairy, but the undersigned was stunned on the date fixed when found missing the titled appeal from the cause list thus immediately approached to the clerk concerned and then obtained the attested copies without any further delay, hence the instant application which is within time.
- 3) That the valuable rights of the applicant are involved moreover the applicant has a good arguable case.

***It is, therefore, humbly prayed, on acceptance of the instant application, the titled appeal may very graciously be restore from its original position and proceedings.***

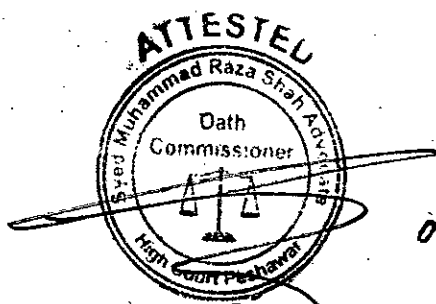
Dated: 08.11.2022

Applicant/Appellant  
Through   
Muhammad Arif Jan  
Advocate High Court

AFFIDAVIT

I, do hereby affirm and declare on oath that the contents of the application are true and correct to the best of my knowledge and belief and nothing material has been concealed from this hon'ble Tribunal.

  
Deponent



08 NOV 2022

(2)



**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR**

Khyber Pakhtunkhwa Service Tribunal  
Diary No. 8969  
Dated 24.8.2020

Service Appeal No. \_\_\_\_\_/2020

Sultan Badshah S/o Muhammad Akram  
Ex-Inspector P-220,  
Police Department, District Nowshera.  
R/o Gara Nizampur, District Nowshera.

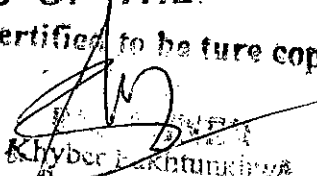
.....Appellant

**VERSUS**

1. Inspector General of Police, Khyber Pakhtunkhwa, Central Police Office, Peshawar
2. Deputy Inspector General of Police, Establishment, Khyber Pakhtunkhwa, Central Police Office, Peshawar
3. Deputy Inspector General of Police Mardan Region, Mardan

.....Respondents

**SERVICE APPEAL U/S 4 OF SERVICE TRIBUNAL ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 24.07.2020 (WHICH HAS NOT BEEN PROVIDED TILL DATE TO THE APPELLANT, DESPITE THE REPEATED REQUESTS OF THE APPELLANT) PASSED BY RESPONDENT NO.1 IN RESPECT OF DISMISSAL OF DEPARTMENTAL APPEAL DATED 03.07.2020 OF THE APPELLANT**

Certified to be true copy  
  
 Khyber Pakhtunkhwa Service Tribunal  
 Peshawar

24/8/2020  
 24/8/2020



Sultan Badshah is Court

(3)

14<sup>th</sup> Sept, 2022

Learned counsel for the appellant present.  
Muhammad Adeel Butt, Addl: AG for respondents  
present.



Learned counsel for the appellant requested  
adjournment on the ground that he has not prepared the  
case. Last opportunity is granted. To come up preliminary  
hearing on 19.10.2022 before S.B.

9

(Kalim Arshad Khan)  
Chairman

19<sup>th</sup> Oct, 2022

1. None present for the appellant.
2. Called several times till last hours of the court  
but neither appellant nor his counsel is present. In view  
of the above, the instant appeal is dismissed in default.
3. *Pronounced in open court in Peshawar and  
given under my hand and seal of the Tribunal on this  
19<sup>th</sup> day of October, 2022.*

Certified to be true copy

Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar



*(Signature)*

(Kalim Arshad Khan)  
Chairman

Date of Presentation of Application 04-11-2022

Number of <sup>Page</sup> 2 Pages

Copying Fee 10/-

Urgent \_\_\_\_\_

Tax 10/-

Name of Applicant \_\_\_\_\_

Date of Completion of Copy 07-11-2022

Date of Delivery of Copy 07-11-2022