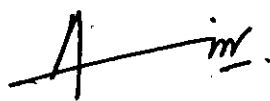


## FORM OF ORDER SHEET

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

Restoration Application No. 419/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	26.06.2023	<p>The application for restoration of appeal No. 7312/2021 submitted today by Mr. Muhammad Jahangir Khan Advocate. It is fixed for hearing before touring Division Bench at A.Abad on _____ Original file be requisitioned.</p> <p style="text-align: right;">By the order of Chairman</p> <p style="text-align: center;"> REGISTRAR</p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

Restoration Appli. no. 479/2023

CM No. \_\_\_\_\_/2023

IN

Service Appeal 7312/2021

Muhammad Waseem

V/S

Govt. of KPK etc

**SERVICE APPEAL**

=====

**APPLICATION FOR RESTORATION OF TITLED SERVICE  
APPEAL WHICH WAS DISMISSED IN DEFAULT ON  
19.06.2023**

=====

**INDEX**

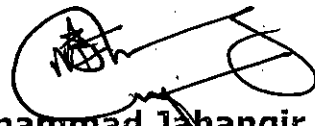
S.No	Description of Documents	Annexure	Pages
1.	Application for restoration with affidavit		1-6
2.	Attested copy of order dated 19.06.2023	"A"	5-7

Dated: 26-06-2023



Petitioner/Applicant  
Muhammad Waseem

Through Counsel



Mohammad Jahangir Khan  
Advocate High Court  
At Haripur

0302-5471190

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

Restoration Application no. 419/2023

CM No. \_\_\_\_\_/2023  
IN

Service Appeal 7312/2021

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 6202

Dated 26-06-23

Muhammad Waseem S/O Ghulam Nabl R/O Village Jama P/O  
Khalabat Township, Tehsil and District Haripur.  
.....(Appellant)

**VERSUS**

1. Secretary, Local Government Election and Rural Development  
Department Khyber Pakhtoonkhawa, Peshawar.
2. Director General, Local Government and Rural Development  
Department Khyber Pakhtoonkhawa, Peshawar.
3. Assistant Director, Local Government, Election and Rural  
Development Department District Haripur.
4. Deputy Commissioner, Haripur.
5. Ehsanullah Shehab s/o Hafiz-ur-Rehman, (Secretary VC  
Chohar Sharif) r/o Chohar Sharif Tehsil & District Haripur  
(0334-9649664)
6. Muhammad Binyamin s/o Hakim Din (Secretary VC Kalas)  
Village Kalas P.O KTS Tehsil & District Haripur. (0312-  
9149807)
7. Muhammad Asim Ali s/o Sultan Afsar (Secretary VC Kangra  
Rural) r/o Village Kamalpura P.O Kotnajibullah Tehsil & District  
Haripur. (0313-5878378)
8. Asghar Ali s/o Abdul Ghafoor (Secretary NC City-05) Mohallah  
Mottian near Mehmood Plaza Tehsil & District Haripur (0314-  
5141646)
9. Mumtaz Khan s/o Muzaffar Khan (Secretary VC Badarose)  
Mohallah Kund Village Gowari Tehsil Ghazi District Haripur.  
(cell No. 0343-8866849)
10. Muhammad Ilyas s/o Ghulam Mustafa (Secretary VC Kahal)  
Village Maira Ali Khan P.O Sarai Saleh Tehsil & District Haripur  
(0334-1152787).
11. Syed Mehr Shah s/o Asghar Shah (Secretary VC Shadi) Village  
Nazarabad, Shadi Hattar Tehsil & District Haripur. (0332-  
9934845)
12. Imran Khan s/o Ial Khan (Secretary VC Lalogall) Village  
Ladarmang P.O Badhora Tehsil Ghazi District Haripur. (0346-  
3234134)

- 2
13. Zeeshan Haider s/o Muhammad Gulzar (Secretary VC Bajeeda) r/o Mohallah Mughlan Village Mankaral Tehsil & District Haripur (0332-0511592)
  14. Muhammad Saqib Iqbal s/o Zahid Iqbal (Secretary VC Magri) r/o Moh. Kholian Village Chappri Tehsil & District Haripur (0311-3939075)
  15. Muhammad Nadir s/o Muhammad Saddique (Secretary VC Makhan) r/o Village Bajeeda p.o Dobandi Tehsil & District Haripur. (0342-9358802).
  16. Akhtar Ali s/o Khawaj Muhammad (Secretary VC Kupri) r/o Village Ghari Shah Muhammad Tehsil Ghazi District Haripur. (0340-1938150)
  17. Shahbaz s/o Abdul Rauf (Secretary VC Pharhala) r/o Moh. Pirawnwala Village Mankaral Tehsil & District Haripur. (0334-9674145).
  18. Etizaz Ahmad Khan s/o Muhammad Rafique Khan (Secretary NC Khalabat-1) r/o House No. 706, Sector No.1, KTS Tehsil & District Haripur. (0310-9366944)

3

.....Respondents

#### SERVICE APPEAL

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**APPLICATION FOR RESTORATION OF TITLED SERVICE  
APPEAL WHICH WAS DISMISSED IN DEFAULT ON  
19.06.2023**

=====

#### *Most Respectfully Sheweth:-*

1. That the above cited titled service appeal was fixed for hearing on 19.06.2023.
2. That due to non-appearance, the Honourable court dismissed service appeal of appellant on 19.06.2023, Copy of order is annexed.
3. That on the previous date of hearing, the date of hearing was noted as 22.06.2023, when appeared before court on said date, it has come into the knowledge that the case of appellant/petitioner dismissed as in default.
4. That the non-appearance in the Honorable Court was not deliberate but due to confusion regarding date of hearing,

the appellant/petitioner and counsel of petitioner could not appear before this Honourable Court on the date fixed.

- 5. That the valuable rights of petitioner/appellant is involved and just to meet the ends of justice, the service appeal graciously be restored.
- 6. That the application is within time.

It is, therefore most humbly prayed that order dated 19.06.2023 may graciously be set aside and service appeal of appellant/petitioner graciously be restored just to meet the ends of justice.

Dated: 21/6/2023

Petitioner/Appellant  
Muhammad Waseem

Through

Mohammad Jahangir Khan  
Advocate High Court  
At Haripur

**VERIFICATION**

It is verified on oath that the contents of application are true and correct to the best of my knowledge and nothing has been concealed from this Honourable Court

Dated: 21/6/2023

Petitioner

4

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR**

CM No. \_\_\_\_\_/2023  
IN  
Service Appeal 7312 /2021

**Muhammad Waseem                      V/S                      Govt. of KPK etc**

**SERVICE APPEAL**

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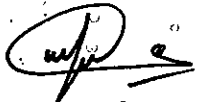
**APPLICATION FOR RESTORATION OF TITLED SERVICE  
APPEAL WHICH WAS DISMISSED IN DEFAULT ON  
19.06.2023**

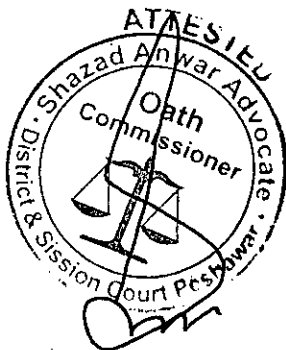
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**AFFIDAVIT**

I, Muhammad Waseem S/O Ghulam Nabi R/O Village Jama P/O Khalabat Township, Tehsil and District Haripur do hereby solemnly affirm and declare on oath that the contents of application are true and correct to the best of my knowledge and belief. Nothing has been concealed from this Honourable Court.

Dated: 21/06/2023

  
Deponent  
**Muhammad Waseem**  
CNIC # \_\_\_\_\_



26-06-2023



**BEFORE THE KHYBER PAKHTOONKHAWA  
SERVICE TRIBUNAL, AT PESHAWAR.**

Diary No. 7475

Dated 24/08/2021

Service Appeal 7312 /2021

Muhammad Waseem S/O Ghulam Nabi R/O Village Jama P/O  
Khalabat Township, Tehsil and District Haripur.

.....(Appellant)

**VERSUS**

1. Secretary, Local Government Election and Rural Development Department Khyber Pakhtoonkhawa, Peshawar,
2. Director General, Local Government and Rural Development Department Khyber Pakhtoonkhawa, Peshawar.
3. Assistant Director, Local Government, Election and Rural Development Department District Haripur.
4. Deputy Commissioner, Haripur.
5. Ehsanullah Shehab s/o Hafiz-ur-Rehman, (Secretary VC Chohar Sharif) r/o Chohar Sharif Tehsil & District Haripur (0334-9649664)
6. Muhammad Binyamin s/o Hakim Din (Secretary VC Kalas) Village Kalas P.O KTS Tehsil & District Haripur. (0312-9149807)
7. Muhammad Asim Ali s/o Sultan Afsar (Secretary VC Kangra Rural) r/o Village Kamalpura P.O Kotnajibullah Tehsil & District Haripur. (0313-5878378)
8. Asghar Ali s/o Abdul Ghafoor (Secretary NC City-05) Mohallah Mottian near Mehmood Plaza Tehsil & District Haripur (0314-5141646)

Filed to-day  
Registrar

**ATTESTED**  
  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

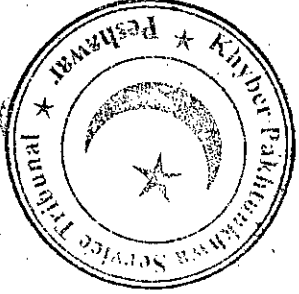
S.A No. 7312/2021

M. Waseem vs Govt 6

ORDER

19<sup>th</sup> June, 2023

1. Nobody is present on behalf of appellant. Mr. Asad Ali Khan, Assistant Advocate General for the respondents present.
2. This case was called time and again but no one put appearance on behalf of appellant, therefore, the appeal in hand is dismissed in default.
3. Pronounced in open Court at Abbottabad given under our hands and seal of the Tribunal on this 19<sup>th</sup> day of June, 2023.



(Rashida Bano)  
Member (J)

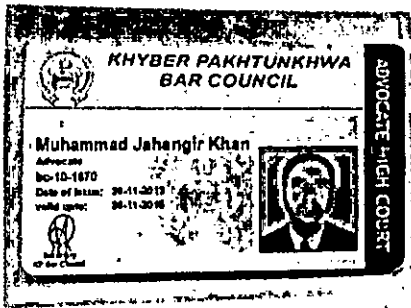
(Kalim Arshad Khan)  
Chairman  
Camp Court, Abbottabad

\*Mutazem Shah\*

Date of Presentation of Application 26/6/2023  
Number of Words page 2  
Copying Fee 10/-  
Urgent 5/-  
Total 15/-  
Name of Copyist Shehzad  
Date of Completion of Copy 26/6/2023  
Date of Delivery of Copy 26/6/2023

Certified to be true copy  
EXAMINER 26/6/23  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar





**POWER OF ATTORNEY**

**(WAKALATNAMA)**

7

IN THE ICPK Service Tribunal At Peshawar

Muhammad Waseem

- [Plaintiff
- [Appellant
- [Petitioner
- [Complainant
- [Decree Holder

**Versus**

Secretary Govt etc

- [Defendant
- [Respondent
- [Accused
- [Judgment Debtor

Appeal/Revision/Suit/Application/Petition/Case No. \_\_\_\_\_ of \_\_\_\_\_ fixed for \_\_\_\_\_

I/We the undersigned do hereby nominate & appoint **MR. MUHAMMAD JAHANGIR KHAN** **ADVOCATE HIGH COURT / FEDERAL SHARIAT COURT** to be counsel in the above matter for me/us on my/our behalf to appear, plead, act and answer in the above court transferred in the above matter, and to sign and filed petitions, statements, accounts exhibits compromises or other documents whatsoever. In connection with the above matter or any matter arising there from, and also to apply for and receive all documents or copies or copies of documents, deposition etc., and to apply for and issue summons and other writs or subpoena and to apply for and get issued and arrest, attachment of other execution warrant or order and to conduct any proceeding that may arise there out and to apply for and receive payment of any of all sums or submit the above matter to arbitration, and to employ any other legal practitioner authorizing him to exercise the power and authorities hereby conferred on the advocate whenever he may think fit to do so.

And to do all acts legally necessary to manage and conduct the said case in all respect, whether herein specified or not, as may be proper and expedient.

And I/We hereby agree to ratify and confirm all lawful acts done on my/our behalf under or by virtue of these parents or of the usual practice in such matter.

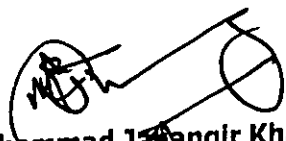
**PROVIDED** always, that, if the case may be dismissed in default, if it be proceeded ex-parte the said counsel shall not be held responsible for the same, and by I hereby agree that in the event of the whole or any part of the fee agreed by me to be paid to the advocate remaining unpaid he shall be entitled withdraw from the prosecution of the said cause until the same is paid.

**IN WITNESS** whereof I / We have hereto signed at HARIPUR day of \_\_\_\_\_ in the year 2023 Executants/Executant signed and delivered.

Accepted subject to the terms regarding fee.

**EXECUTANT/EXECUTANT**

Muhammad Waseem

  
**Muhammad Jahangir Khan**  
 Advocate High Court/  
 Federal Shariat Court  
 Practicing at Haripur  
 Cell # 0302 5471190