


FORM OF ORDER SHEET

Court of _____

Restoration Application No. 474/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	11.07.2023	<p>The application for restoration of appeal No. 938/2018 submitted today by Mr. Muhammad Arsalan Afrii Advocate. It is fixed for hearing before Division Bench at Peshawar on _____ .Original file be requisitioned.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

Restoration Appli. no. 474/2023

C.M. No. _____/2023

In

Service Appeal No. 923/2023 *2018*

Muhammad Rasheed.....(Appellant)

VERSUS

Inspector General Of Police (IGP) and others.....(Respondents)

I N D E X

S.No	Description of Documents	Annex	Pages
1.	Application		1-2
2.	Affidavit		3
3.	Copy of order dated <i>05</i> /07/2023	A	4-5-6

M. Rasheed
Appellant

Through

Dated: *05*/07/2023

M. Arsalan Afridi
Muhammad Arsalan Afridi
Advocates High Court,
Peshawar.
Cell No. 0300-5949951

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE

TRIBUNAL, PESHAWAR.

Restoration application 474/23

Khyber Pakhtunkhwa
Service Tribunal

C.M. No. _____/2023

Diary No. 6385

In

Dated 11-7-2023

Service Appeal No. 923/2018

Muhammad Rasheed Khan s/o Mahabat Khan r/o Takia Afridi
Abad, Shabqadar Road, Tehsil & District Peshawar...Appellant

Versus

1. Inspector General of Police (IGP), Khyber Pakhtunkhwa, Central Police Office, Peshawar
2. Additional Inspector General (AIG)/Establishment, Khyber Pakhtunkhwa, Central Police Office, Peshawar
3. Superintendent Establishment, Central Police Office, Peshawar
4. Director Educational Testing and Evaluation Agency (ETEA), Khyber Pakhtunkhwa, Sector E-8, Phase 7, Hayatabad, Peshawar
5. Naveed Akhtar s/o Munir Khan, J/C Central Police Office, Peshawar 5.
6. Ejaz Hussain s/o Muhammad Naseer, c Central Police Office, Peshawar
7. Noor Islam Khan s/o Shams ur Rehman, J/C

**APPLICATION FOR RESTORATION OF SERVICE APPEAL
OF THE APPLICANT WHICH WAS DISMISSED DUE TO
NON PROSECUTION DATED 05/07/2023.**

Respectfully Sheweth:

1. That the above noted Service Appeal was pending before this Hon'ble Tribunal and was dismissed for non prosecution on 05/07/2023.
(Copy of order dated 05/07/2023 is attached as annexure "A").
2. That the council of appellant inadvertently noted the date of hearing as 04-07-2023, unfortunately on dated 04-07-2023 KP bar council on strike, and on 05-07-2023 council of Applicant/Appellant was performing his duties in Khyber Court.
(Copies of Dairy dated 04/07/2023 and 05-07-2023 are attached as annexure "B").

2

05-07-2023 council of Applicant/Appellant was performing his duties in Khyber Court.

(Copies of Dairy dated 04/07/2023 and 05-07-2023 are attached as annexure "B").

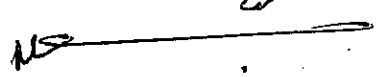
3. That the absence of the applicant was not will full nor deliberate, but was due to above mentioned reason.
4. That superior Courts is of the view that the case should be deiced on merit and technicalities should be avoided.
5. That there is no legal bar to restore the instant Service Appeal as valuable rights of the appellant is involved in the matter.

It is, therefore, humbly prayed that in the interest of justice and on acceptance of this application the above titled Service Appeal may please be restored.


Applicant/Appellant

Through

Dated: ___/07/2023


Muhammad Arsalan Afridi
Advocates High Court, Peshawar.

3

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

C.M. No. _____/2023

In

Service Appeal No. 923/2023

Muhammad Rasheed.....(Appellant)

VERSUS

Inspector General Of Police (IGP) and others.....(Respondents)

AFFIDAVIT

I, **Muhammad Arsalan Afridi** Advocate Peshawar, as per instructions of my client, do hereby solemnly affirm and declare on oath, that the contents of the accompanied **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



M
ADVOCATE

4 A 1

BEFORE THE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA, PESHAWAR

Service Appeal No. 923 /2018

1188

23/7/2018

Muhammad Rasheed Khan s/o Mahabat Khan.
r/o Takia Afridi Abad, Shabqadar Road,
Tehsil & District Peshawar..... Appellant

Versus

1. ✓ Inspector General of Police (IGP), Khyber Pakhtunkhwa, Central Police Office, Peshawar
2. Additional Inspector General (AIG)/Establishment, Khyber Pakhtunkhwa, Central Police Office, Peshawar
3. ✓ Superintendent Establishment, Central Police Office, Peshawar
4. Director Educational Testing and Evaluation Agency (ETEA), Khyber Pakhtunkhwa, Sector E-8, Phase 7, Hayatabad, Peshawar
5. Naveed Akhtar s/o Munir Khan, J/C
Central Police Office, Peshawar
6. Ejaz Hussain s/o Muhammad Naseer, J/C
Central Police Office, Peshawar
7. Noor Islam Khan s/o Shams ur Rehman, J/C
Central Police Office, Peshawar..... Respondents

Appeal u/s 4 of the Service Tribunal
Act, 1974 against the Office
Order/Notification No. 6881-90/E-
V, dated 10.11.2017 of respondent
No. 1 whereby the appellant was
not promoted to the post of Junior
Clerk (BPS-11) in disregard of the

[Handwritten Signature]
23/7/18

Appeal No. 923/2018
Muhammad Rasheed vs Govt (5)

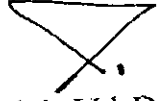
1st June, 2023


1. Junior to counsel for appellant present. Mr. Muhammad, an
District Attorney for respondents present.



2. Junior to counsel for appellant requested for adjournment as
senior counsel for appellant is busy before the Hon'ble Peshawar
High Court, Peshawar. Adjourned. To come up for arguments on
05.07.2023 before D.B. P.P given to the parties.

SCANNED
BY
Peshawar


(Salah-Ud-Din)
Member (J)


(Kalim Arshad Khan)
Chairman

Mutazem Shah




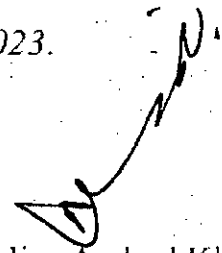
S.A No.923/2018

ORDER

5th July, 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 Peshawar under our hands and
seal of the Tribunal on this 5th day of July, 2023.*


(Rashida Bano)
Member (J)


(Kalim Arshad Khan)
Chairman

Mutazem Shah

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar
5/7/23

6

B

فریقوں میں سے کسی کوئی فریق مخالف یا ایک میں زخم کے لیے درخواست کے ساتھ جوئی نہ ہوگی
 [PLD 1974 L 359] Scandalous

شکل 4
 جولائی 15، 2023

PL
 H.

STAKE ✓

923-2018

CR-28 جب 10-7-20 ✓

CR-43 مہنگی ہوا