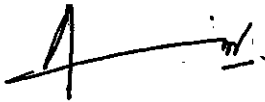


FORM OF ORDER SHEET

Court of _____

Restoration Application No. 501/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	18.07.2023	<p>The application for restoration of appeal no. 147/2018 submitted today by Syed Noman Ali Bukhari Advocate. It is fixed for hearing before Division Bench at Peshawar on <u>24-07-2023</u>. Original file be requisitioned.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

1

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

CM(R) No. _____ /2023.
Restoration Application No. 501/2023
APPEAL NO.147/2018

Ishtiaq Ahmad S/o Mushtaq Ahmad, SCT GHSS
Akbar Pura, District Nowshera.

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 6556

Dated 18/7/2023

Versus

1. The Govt: of KP, through Secretary (E&SE), Deptt: Peshawar.
2. The Director E&SE, Deptt, KP, Peshawar.
3. The District Education officer, Nowshera.
4. District Account officer, Nowshera.

**APPLICATION FOR RESTORATION OF APPEAL NO.
147/2017 WHICH WAS DISMISSED ON DEFAULT VIDE ORDER
DATED 03.07.2023 RECIVED TO THE APPELLANT ON 17/07/2023.**

RESPECTFULLY SHEWETH:

1. That the instant appeal No. 147/2017 was filed before this Honorable Tribunal for seniority.
2. That the instant appeal was in Argument stage at principle Bench Peshawar, on date 03.07.2023, counsel was proceeded to Mianwali city due to some emergency. The appeal was dismissed on default on 03/07/2023. **Copy of order is attached as annexure-A**
3. That it is in the interest of justice that the appeal should be dealt on merit rather to dismiss on default.

It is therefore, most humbly prayed, that the instant appeal No. 147/2017 may be restore on the acceptance of this application.

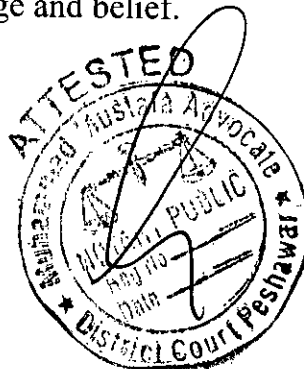
Ishtiaq Ahmad
APPELLANT
Ishtiaq Ahmad

Through:

Syed Noman Ali Bukhari
SYED NOMAN ALI BUKHARI
ADVOCATE, HIGH COURT
PESHAWAR.

AFFIDAVIT

It is affirmed and declared that the contents of application are true and correct to the best of my knowledge and belief.



Ishtiaq Ahmad
DEPONENT

Before the Honorable Service Tribunal Khyber Pakhtun Khwa , Peshawar



Service Appeal No. 147, 2018

Ishtiaq Ahmed S/O Mushtaq Ahmad ,SCT Government Higher Secondary School
,Akbar Pura ,District Nowshera

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 78
Date 22-1-2018

Versus

1. The Government of Khyber Pakhtun Khwa through Secretary E&SL), Peshawar
2. The Director E&S ,Directorate E&S ,Peshawar
3. The District Education Officer ,Nowshera
4. District Accounts Officer, Nowshera.

Appeal under section 4 of the Service Tribunal Act, 1974 whereby the Respondents have given no attention to the Representation made to them by the Appellant , for the grant of graded pay and consequential benefits.

On Acceptance of this Appeal, this Honorable Court may please hold the Appellant entitled for the award of graded pay and all the benefits attached to it.

Monday
Registrar
22/1/18

Respectfully Sheweth,

1. That the Appellant was appointed on 06/10/1995, against the Post of C.T in BPS -9 by the Respondents department on fixed pay, and since then he is serving the department with zeal and devotion. (Copy of the appointment Order is annexed as Annexure "A").

It is important to mention that during the days of Appellant's appointment, there were available no trained teachers and the Respondent Department had no other option, hence, the appointment of untrained teachers took place. Due to their appointment thousands of students were able to get education. (copy of the appointment order is attached Annexure "A").

Registrar
30/1/18

TESTED
27/1/18
Registrar
Peshawar

Appeal No. 147/2018

Ishfaq Ahmad vs Govt

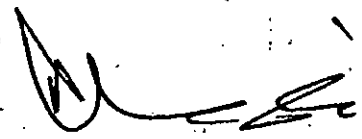
(8)

3rd July, 2023

1. Nobody present on behalf of the appellant. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.
2. The case was called time and again but neither the appellant nor his counsel put appearance, therefore, the appeal in hand is dismissed in default. Consign.
3. Pronounced in open Court in Peshawar given under our hands and seal of the Tribunal on this 3rd day of July, 2023.

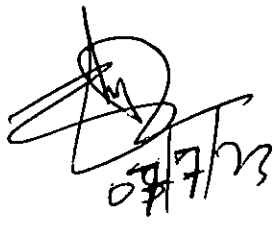


(Rashida Bano)
Member(J)



(Kalim Arshad Khan)
Chairman

Adnan Shah



07/7/23

Date of Presentation of Application 05/7/23
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