05<sup>th</sup> Oct. 2023

- 01. Appellant present in person. Mr. Asad Ali Khan, Assistant AG for the respondents present.
- 02. The appellant submitted an application for withdrawal of the appeal with permission to file fresh appeal. Application is placed on file. The appeal is dismissed as withdrawn with permission to file fresh appeal, if so advised, subject to all just and legal objections. Consign.
- 03. Pronounced in open Court at Peshawar and given under my hand and the seal of the Tribunal on this 05<sup>th</sup> day of October, 2023.

\*Fazle Subhan, PS\*