


FORM OF ORDER SHEET

Court of _____

Restoration Application No. 764/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	16.10.2023	<p>The application for restoration of Appeal no. 339/2018 submitted today by Mr. Saif Ullah Mangol Advocate. It is fixed for hearing before Division Bench at Peshawar on _____ Original file be requisitioned. Parcha Peshi is given to the counsel for the applicant.</p> <p style="text-align: right;">By the order of Chairman  REGISTRAR</p>

BEFORE THE SERVICE TRIBUNAL KHYBER

PAKHTUNKHWA, PESHAWAR

Restoration Application no. 764/2023
Restoration application in service appeal No.339/18

RASHIDA MEHNAZ

VS

GOVT OF KP AND OTHERS

APPLICATION FOR FIXATION OF ABOVE TITLE CASE IN
PRINCIPAL BENCH PESHAWAR

Respectfully sheweth;

1. That the above titled service appeal/application date was not fix.
2. That the applicant/appellant working as Senior clerk in district judiciary of chitral upper so his case jurisdiction in camp court swat bench.
3. That the instant service appeal/application is earlier fixed before this Hon'ble tribunal at principal court Peshawar because the next visitation of camp court swat on next month and the above title case nature as urgent.

It is, therefore, most humbly prayed that on acceptance of the instant application the service appeal may kindly be fixed before this Hon'ble tribunal at principal court Peshawar.

Appellant

Through

Saif Ullah
Saif Ullah Mongol
AHC

①

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 8319

Restoration application in service appeal No.339/18

Dated 16-10-2023

Rashida mehnaz d/o maz khan r/o booni tehsil mastruj district chatral
.....APPELLANT

VS

1. Govt of kpk secretary establishment, civil secretariat peshawar and others
2. District and session judge chatral
3. Registrar peshawar high court PeshawarRESPONDENTS

APPLICATION FOR RESTORATION OF THE IBID TITLED SERVICE APPEAL, WHICH WAS DISMISSED IN DEFAULT ON 02/10/2023.

Respectfully sheweth;

1. That the above titled service appeal was dismissed by default on 02/10/2023. **(Attested copy of order attached as Annexure A)**
2. That the applicant/appellant working as Senior clerk in district judiciary of chitral upper.
3. That the instant service appeal was earlier fixed on 04/09/2023 before this Hon'ble tribunal at camp court Swat and on the same day whole KPK lawyers were observing strikes declared by the KP bar council. **(Notifications attached)**
4. The applicant and her counsel due to strike didn't come from chitral and asked the next date of hearing through the clerk of another Advocate in swat and he noted 02-11-2023 as the next date of hearing in the instant appeal.
5. That absence from court on 02/10/2023 was not intentional rather the next date was mistakenly noted as 02/11/2023, furthermore it is also pertinent to mention here that the appellant nor her Counsel has received any kind of notice/summon through any means regarding fixation of next date as 02/10/2023.
6. That administration of justice required disposal of cases on merit rather than upon technicalities.
7. That other grounds will be raised with the permission of this Hon'ble tribunal at the time of argument.

It is, therefore, most humbly prayed that on acceptance of the instant application the service appeal may kindly be restored and decide on merit after fulfilling all requirements of trial according to law.

Appellant

Through

Saif Ullah Mongol AHC

0344-1040226

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

Restoration application in service appeal No.338/18

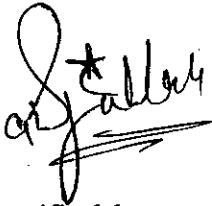
RASHIDA MEHNAZ

VS

GOVT OF KP AND OTHERS

AFFIDAVIT

I, Rashida Mehnaz D/O Maz Khan R/O Booni, Tehsil Mastrij District Chitral do hereby solemnly affirm and declare upon oath that the contents of accompanied Application are true and correct to the best of my knowledge and belief and nothing has been intentionally concealed from this Hon'ble court.

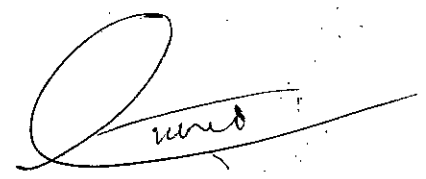


Identified by:

Saif ullah mongol

Advocate High Court

Deponent



Rashida Mehnaz

CNIC No:152021574526-0



(3)

(1)

Annex A 2



BEFORE THE SERVICE TRIBUNAL, KHYBER

PAKHTUNKHWA, PESHAWAR

A No. 339/18

Rashida Mehnaz D/o Maz Khan

R/o Booni Tehsil Mastrij District Chitral

Khyber Pakhtunkhwa
Service Tribunal

Dist. No. 270

Date 26-2-2018

..... Appellant

VERSUS

1. Government of Khyber Pakhtunkhwa through Secretary Establishment, Civil Secretariat Peshawar.
2. District and Session Judge, Chitral.
3. Registrar Peshawar High Court Peshawar.

..... Respondents.

APPEAL UNDER SECTION 4 OF THE
KHYBER PAKHTUNKHWA SERVICES
TRIBUNAL ACT, 1974, FOR CORRECTION
OF THE DATE OF BIRTH OF THE
APPELLANT AS 02.03.1988, WHEREBY
ENTERED AS 10.08.1985 IN THE SERVICE
RECORD OF THE APPELLANT.

Filed to-day
Registrar
27/2/18

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Prayer:

On acceptance of this, the Respondents may please be directed to correct the date of birth of the




ORDER
02.10.2023

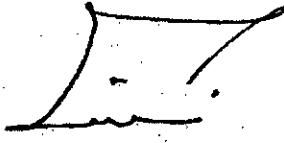
Nemo for the appellant. Mr. Muhammad Jan

Attorney for the respondents present.

The appeal in hand was called on for hearing after various intervals, however nobody put appearance on behalf of the appellant till rising of the court, therefore, the appeal in hand stand dismissed in default. Parties are left to bear their own costs. File be consigned to the record room.

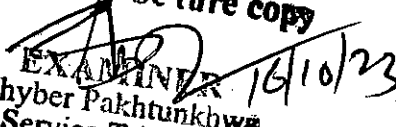
ANNOUNCED
02.10.2023


(Rashida Bano)
Member (Judicial)
Camp Court Swat


(Salah-ud-Din)
Member (Judicial)
Camp Court Swat

Certified to be true copy

Nasim Amin

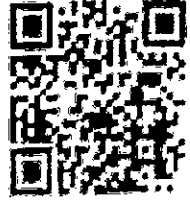

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 16-10-23
Number of ~~Words~~ Page = 2
Copying Fee 10/-
Urgent 5/-
Total 15/-
Name of Copyiest Shahzad
Date of Completion of Copy 16-10-23
Date of Delivery of Copy 16-10-23

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Peshawar High Court Bar Association
Contact: (+92-91-9210122) (+92-91-7081032)
Email: phcbapesh@gmail.com
Office: Peshawar High Court Building Peshawar



Ref No. SEC/PHCBA/281/2023

Date: 02/09/2023

PRESS RELEASE

The Peshawar High Court Bar Association with the approval/concurrence of the Khyber Pakhtunkhwa Bar Council has announced complete boycott/strike from the courts on Monday dated 04-09-2023 across the province. The decision has been taken against the exorbitant rates of electricity bills, petroleum products, and taxes. No advocate/ lawyer shall appear in any court of law in the province.

Lajbar Khan Khali
Secretary General, PHCBA

ATTESTED

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PESHAWAR HIGH COURT
(MINGORA BENCH)
BAR ASSOCIATION



Ref No: HBA-MB-7112023

Date: 03-09-2023

STRIKE NOTICE

All Hon'ble members of Peshawar High Court Mingora Bench Bar Association are hereby informed that as per the joint decision of Peshawar High Court Mingora Bench Bar Association and all the District Bar Associations of Malakand Division, there will be complete strike on Monday, 04th September, 2023 throughout Malakand Division, on account of unbearable price hike in all the essential commodities including the surge in petroleum and electricity prices, and no member of the respective bars shall appear before any Court.

The strike call is duly endorsed by the all the members of Khyber Pakhtunkhwa Bar Council from Malakand.

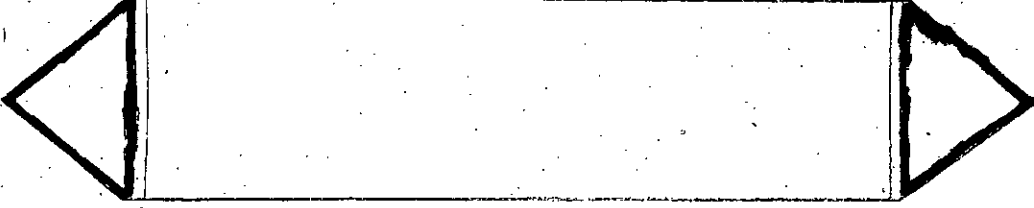
ATTESTED

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Mohammad Riaz Mohammad-Zai
General Secretary
Peshawar High Court
Mingora Bench Bar Association

بعد االت سرویس ٹریننگل شیوار



2۔ منجاب
راشده مندا بنام حکومت

موزہ 14-10-2023

مقدمہ سرویس 338/18

دعویٰ

بیم

BC 15-6081

Gmail: Saifmangul@gmail.com

Mob: 0344-1040226

باعث تحریر آئنگ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیردی دوجواب دی وکل کاروائی متعلقہ
آن مقام سروا اور شیوار کیلئے سید اللہ منگل کو وکیل

مقررہ کر کے قرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز
وکیل صاحب کو راضی نامہ کرنے و تقرر ثالثتہ فیصلہ برحلف دیئے جواب دی اور اقبال دعویٰ اور
باموردت ڈگری کرنے اجراء اور صولی چیک دروپیا عرضی دعویٰ اور درخواست ہر قسم کی تصدیق
زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیردی یا ڈگری کی طرفہ یا اپیل کی برادگی اور منسوخ
نیز دائر کرنے اپیل نمائی و نظر ثانی و پیردی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور
کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ نیا اپنے بجائے تقرر کا اختیار
ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیار حاصل ہوں گے اور اس کا ساختہ
پرداختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانب التوائے مقدمہ کے سبب سے ہوگا۔
کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیردی
مذکور کریں۔ لہذا اذکالت نامہ لکھد یا کہ سند ہے۔

المترنوم 14 ماہ oct 2023

Rashida Mehroz D/o Maz Khan

15202-1574526-0

14-10-2023

9: Saifullah
14-10-2023
ایڈووکیٹ باجی کورٹ

شیوار / سروا

بمقام

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