


FORM OF ORDER SHEET

Court of

Restoration Application No: 769/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	17.10.2023	<p>The application for restoration of Appeal no. 607/2023 submitted today by Syed Nonan Ali Bukhari Advocate. It is fixed for hearing before Single Bench at Peshawar on: . Original file be requisitioned. Parcha Peshi is given to the counsel for the applicant.</p> <p>By the order of Chairman</p>  <p>REGISTRAR</p>

BEFORE THE SERVICE TRIBUNAL PESHAWAR

Appeal No. 607/2023

R.A. No 769/2023

Mr. Aman Ullah

Versus

Govt

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Dated 17/10/2023

Petitioner

Through

Syed Nauman Ali Bukhari
&

Uzma Syed
Advocates High Court
Peshawar

BEFORE THE SERVICE TRIBUNAL PESHAWAR

Appeal No. 607/2023

Mr. Aman Ullah District Comptroller of Accounts BPS-19 Khyber
Pakhtunkhwa Peshawar.

..... Appellant

VERSUS

1. The Govt of KP through Chief Secretary KP, Peshawar.
2. The Chief Secretary, Khyber Pakhtunkhwa, Peshawar.
3. The Secretary Finance Deptt: Peshawar.
4. The Director Finance, Treasures & Accounts Khyber Pakhtunkhwa
Peshawar.

..... Respondents

**Application for restoration in above mentioned service
appeal which was dismissed and default on 25.09.2023.**

Respectfully Sheweth.

1. That the above mentioned Service Appeal was pending before this Hon'able tribunal which has been dismissed in default on 25/09/2023.
2. That on the same day the council of the appellant was busy in Peshawar High Court Peshawar and the appellant was seriously ill and not able to attend the Hon'able Service Tribunal Court, due to which in conveyance cause the service appeal was dismiss in default.
3. That the valuable right is involved in the instant appeal.

It is therefore, most humbly submitted that on acceptance of this restoration application the above mention Service Appeal of the appellant may kindly be restore in interest of justice and fixed for preliminary hearing.

Dated 17/10/2023

Petitioner

Through

Syed Nauman Ali Bukhari
&

Uzma Syed
Advocates High Court Peshawar

BEFORE THE SERVICE TRIBUNAL PESHAWAR

2

Appeal No. 607/2023

Mr. Aman Ullah Versus Government etc

AFFIDAVIT

I, Aman Ullah do hereby affirm and declare on oath that the contents of the Instant Restoration Application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



Deponent

(3)

(1)

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 607 /2023

Mr. Amanullah, District Comptroller of Accounts BPS-19
Khyber Pakhtunkhwa Peshawar.



(Appellant)

VERSUS

1. The Govt of KP through Chief Secretary, KP, Peshawar.
2. The Chief Secretary, Khyber Pakhtunkhwa Peshawar.
3. The Secretary Finance Deptt: KP, Peshawar.
4. The Director, Treasuries & Accounts Khyber Pakhtunkhwa Peshawar.

(Respondents)

APPEAL UNDER SECTION 4 OF THE KP SERVICES TRIBUNAL ACT, 1974 AGAINST THE ORIGINAL ORDER DATED 24/08/2022 AND SUBSTITUTED ORDER DATED 17/10/2022 WHEREBY THE APPELLANT WAS PROMOTED TO THE POST OF BS-19 ON REGULAR BASIS W.E.FROM 07/05/2019, WHILE ON SENIORITY WAS ALLOWED TO APPELLANT BUT WITHOUT ARREARS AND NOT DECIDING DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN STATUTORY PERIOD OF 90 DAYS.

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL THE IMPUGNED NOTIFICATION DATED 24/08/2022, WHEREBY THE APPELLANT WAS PROMOTED FROM BPS-18 TO BPS-19 WITH EFFECT FROM 07/05/2019 MAY BE DECLARED AS ILLEGAL, UNLAWFUL AND THE RESPONDENT MAY BE DIRECTED TO MODIFY THE IMPUGNED NOTIFICATION

Certified to be true copy
16/11/23
Khyber Pakhtunkhwa
Service Tribunal
Peshawar


SA 607/2023

Amanullah vs Govt



25th Sept 2023

- 01. Nemo for the appellant.
- 02. Called several times till rising of the court, but none appeared on behalf of the appellant despite the fact that last opportunity was granted. The appeal in hand is, therefore, dismissed in default. Consign.
- 03. Pronounced in open Court in Peshawar and given under my hand and the seal of the Tribunal this 25th day of Sept. 2023.


 (Fazeela Paul)
 Member (E)

Fazle Subhan, P.S

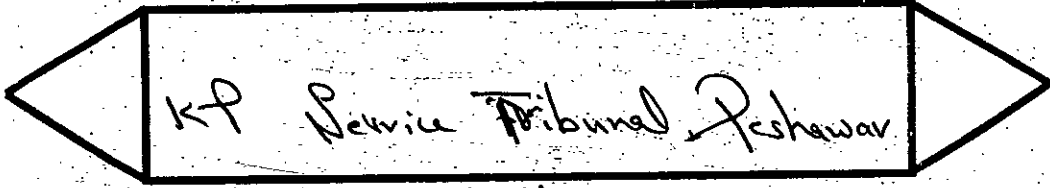
Certified true copy

EXAMINED
 Khyber Pakhtunkhwa
 Service Tribunal,
 Peshawar

16/10/23

Date of Presentation of Application 16-10-23
 Number of Words page 2
 Copying Fee 10/-
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بعدالت



2023ء منجانب

امان اللہ بنام

مقدمہ

مورخہ

مقدمہ

دعویٰ

جرم

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ

آن مقام Peshawar کیلئے عظمیٰ سید ایڈوکیٹ سید نعمان

مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ کرنے ق تقرر ثالث و فیصلہ پر حلف دیئے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق زرائیں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا محتاج ہوگا۔ از بصورت ضرورت

مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے

تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکور با اختیارات حاصل ہوں گے

اور اس کا ساختہ پرداختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ ہوں گے

سبب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔

کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

2023ء

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المرقوم

العبد گواہ العبد