
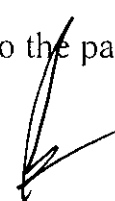



FORM OF ORDERSHEET

Court of _____

Misc. application No. 622/2023

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	08/09/2023	<p>The Misc. application in Service Appeal No. 268/2023 submitted today by Mr. Tajdar Iaisal Khan Marwat Advocate. It is fixed for hearing before Division Bench at Peshawar on <u>12-09-23</u>. Original file be requisitioned.</p> <p style="text-align: right;">By the order of Chairman  REGISTRAR</p>
12 th	Sept. 2023	<p>1. Learned counsel for the petitioner and Mr. Fazal Shah Mohmand, Additional Advocate General for the respondents present.</p> <p>2. Original file is not before the Tribunal. Let the original file be requisitioned for the next date. To come up for arguments on application on 10.10.2023 before D.B . P.P given to the parties.</p> <p style="text-align: center;">  (Muhammad Akbar Khan) Member (E) </p> <p style="text-align: center;">  (Kalim Arshad Khan) Chairman </p>


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Attaazem Shah

10.10.2023 1. Applicant in person present. Mr. Muhammad Jan learned District Attorney for the respondents present.

2. Arguments on application heard. Through the instant application, the applicant is seeking correction in the judgment, which was decided on 05.07.2023. Record transpired that the concerned Service Appeal bearing No. 268/2023 titled "Sher Ali Vs. Registrar, Peshawar High Court and others" was decided on 05.07.2023 however, due to inadvertence, in para No. 6 appellant date of appointment is written as 14.03.2023 instead of 14.03.2013 and in para No. 7 respondent No. 4 dated of appointment is written as 02.10.2013 instead of 10.02.2013. This Tribunal, within the meaning of Sub-Section 2 of Section 7 of Khyber Pakhtunkhwa Service Tribunal Act, 1974, is deemed as civil court under the Code of Civil Procedure, 1908. Section-152 C.P.C provides for amendment of the judgment, decree or errors, arising therein from any accidental slip or omission, that may, at any time, be corrected by the court either of its own motion or on the application of any of the parties. In the present case, the remaining judgment is correct but the date of appointment of appellant and respondent No. 4 have wrongly been written in para No. 6 as 14.03.2023 instead of 14.03.2013 and in para No. 7 as 02.10.2013 instead of 10.02.2013 as a typographical mistake, which is an accidental slip. Therefore, office is directed to make necessary correction in the judgment with red ink accordingly. This order, alongwith application of the applicant seeking said correction, be placed on file of Service Appeal No. 268/2023 and judgment after correction be again scanned. After necessary correction in the judgment, certified copies of the same be sent to both the parties. Consign.


(Muhammad Akbar Khan)
Member (E)


(Rashida Bano)
Member (J)