


FORM OF ORDER SHEET

Court of _____

Restoration Application No. 771/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	18.10.2023	<p>The application for restoration of Appeal no. 1165/2023 submitted today by Mr. Affan Ahmad Advocate. It is fixed for hearing before touring Single Bench at A.Abad on <u>26/10/23</u>. Original file be requisitioned.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Restoration Appli. no 771/2023

**MUHAMMAD TANWEER S/O MUHAMMAD AYUB R/O KHAIL
NALLAH U/C SAWAN MERA DISTRICT MANSEHRA**

.....(PETITIONER)

VERSUS

GOVERNMENT OF KPK THROUGH SECRETARY EDUCATION

.....(RESPONDENTS)

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APPLICANT

THROUGH

AFFAN AHMAD

ADVOCATE PESHAWAR

BC- 1832

Affan ahmad fazo@gmail.com.

**Address: District Bar Association, Near New Judicial Complex , Opp
Khyber Road Peshawar**

CELL NO: - 0345-1115129

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Restoration Application no. 771/2023

**MUHAMMAD TANWEER S/O MUHAMMAD AYUB RO
KHAIL NALLAH U/C SAWAN MERA DISTRICT MANSEHRA**

.....(PETITIONER)

VERSUS

1. GOVERNMENT EDUCATION OF KPK THROUGH SECRETARY
2. District Education Office (DEO) Mansihra.
3. Deputy District Education Officer (DDEO).
4. Adnan S/o Malik Aman Class-IV, Chowkidar presently Govt, Girls Primary School Devel R/o Village Khail Nullaha Union Council Sawan Mera District Mansihra.

..... (RESPONDENTS)

**APPLICATION FOR THE RESTORATION OF THE
TITLED SERVICE APPEAL NO: 1165 OF 2023 DISMISSED
BY THIS HONORABLE TRIBUNAL VIDE ORDER
DATED:5-10-2023 FOR NON-PROSECUTION**

Khyber Pakhtunkhwa
Service Tribunal

Dir. No. 8378/1

Dated 18-10-23

Respectfully Sheweth:

- 1) That the subject titled Appeal was pending disposal before this honorable Tribunal which was fixed for hearing on dated:5-10-2023.
- 2) That on the said dated:5-10-2023 the same was dismissed for want of prosecution due to non-appearance (Copy of order Attached)
- 3) That the Counsel for the petitioner was busy before this Another bench of the honorable Tribunal and when came to the relevant bench, the appeal was dismissed in default.
- 4) That any how the council will follow the case on each and every date of hearing.

5) That there is no legal bar in restoration of the titled Appeal.

It is therefore most humbly prayed on acceptance of instant Petition the titled Appeal above may kindly be restored and other relief may also be granted which deemed fit and appropriate.

Through

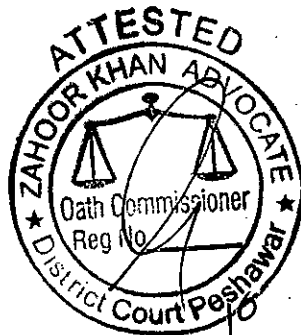
Petitioner



*Affan Ahmad Advocate
High court Peshawar.*

AFFIDAVIT:

I, Affan Ahmad Advocate, Counsel for Appellant do hereby solemnly affirm on oath and declare that contents of this application is true and correct to the best of my knowledge and belief.



Deponent

12/12

BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA,
DISTRICT ABBOTTABAD.

Appeal No. 1165 of 2022

Muhammad Tanveer S/o Muhammad Ayub R/o Khail Nallah U/C Sawan
Mera District Mansehra.

...APPELLANT

V E R S U S

- 1) Government of KPK through Secretary Education.
- 2) District Education Officer (DEO) Mansehra.
- 3) Deputy District Education Officer (DDEO).
- 4) Adnan S/o Malik Amar: Class-IV, Chowkidar presently Govt. Girls Primary School Devel R/o Village Khail Nullaha Union Council Sawan Mera District Mansehra.



...RESPONDENTS

**APPEAL KPK SERVICE TRIBUNAL ACT, 1974,
READWITH KPK CIVIL SERVANT RULE 1986
THE TRANSFER ORDER BEARING NO.8723-30
DATED 02.11.2022, THROUGH WHICH THE
APPELLANT / PETITIONER TRANSFER FROM
GGPS KHAIL NALLAH TO GGPS DEVEL.**

PRAYER:

**IT IS THEREFORE, REQUESTED THAT
THIS AUGUST TRIBUNAL MAY KINDLY BE SET-
ASIDE THE TRANSFER ORDER DATED**

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

15/10/23

SA 1165/2023

M. Tanveer vs Grant




05th Oct. 2023

01. Neither appellant nor his counsel present. Mr. Asad Ali Khan, Asstt. AG alongwith Usman Khan, Assistant for the official respondents.


02. The case was called several times till rising of the court but nobody appeared on behalf of the appellant. Security has also not been deposited by the appellant despite directions vide order dated 19.06.2023 and 25.09.2023. It indicates that he is not interested to pursue the case. The service appeal in hand is hereby dismissed in default. Consign.

03. Pronounced in open Court at Camp Court at Peshawar and given under my hand and the seal of the Tribunal on this 25th day of Oct. 2023.


(Fareeha Paul)
Member (E)

Fazle Subhan P.S

Certified to be true copy


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 10-10-2023
Number of Words Page 2
Copying Fee 10/-
Urgent 5/-
Total 15/-
Name of Copyiest Shahzad
Date of Completion of Copy 10-10-23
Date of Delivery of Copy 10-10-23

بعدالت جوار کے لیے کے سروس

سریسٹریٹ لیسٹاؤر

مورخہ 18-10-23

2023ء منجانب

محمد تنویر

بنام

گورنمنٹ
آئی
KPIK

مقدمہ

دعویٰ

جرم

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کاروائی متعلقہ
آن مقام لیسٹاؤر کیلئے عثمان احمد اربو وکیل

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 پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جامہ التوائے مقدمہ ہوں گے
سب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے ملے ہو تو وکیل صاحب پابند ہوں گے۔
کہ پیروی مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سندر ہے۔

2023ء

کتویر

ماہ

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المرقوم

العبد د گ واه العبد