

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

PROFORMA FOR EARLY HEARING

Khyber Pakhtunkhwa
Service Tribunal

FORM 'A'

Diary No. 8942

To be filled by the Counsel/Applicant

Dated 10-11-23

Case Number	SA - No 2215/2023		
Case Title	C/o has Khan		
Date of Institution	26.10.2023		
Bench	SB		DB
Case Status	Fresh		Pending
Stage	Notice		Reply <input checked="" type="checkbox"/> Argument
Urgency to clearly stated.	Date of hearing is too long and stay order has been issued without giving notice to private Respondent No 3		
Nature of the relief sought.	want to vacate the stay order if satisfied the court/Tribunal.		
Next date of hearing	20/11/2023		
Alleged Target Date	13.11.23		
Counsel for	Petitioner	Respondent <input checked="" type="checkbox"/>	In person



Signature of counsel/party

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

PROFORMA FOR EARLY HEARING

FORM 'B'

Inst#

Early Hearing _____ -p/20 23

In case No. 2215/c -p/20 23

Qjohas Vs Khan

Presented by _____ on behalf of _____ . Entered
in the relevant register.

Put up alongwith main case _____

REGISTRAR

Last date fixed	
Reason(S) for last adjournment, if any by the Branch Incharge.	
Date(s) fixed in the similar matter by the Branch Incharge	
Available dates Readers/Assistant Registrar branch	

Assistant Registrar

REGISTRAR

BEFORE THE PROVINCIAL SERVICE TRIBUNAL, KPK PESHAWAR

Khyber Pakhtunkhwa
Service Tribunal

S.A.No.2215/2023

Case No. 8942

Dated 10-11-23

Orhan Khan Appellant

Versus

Govt. of KP. and others..... Respondents

APPLICATION FOR ACCELERATION OF
DATE OF HEARING FROM 30.11.2023 TO
13.11.2023 OR ANY OTHER DATE IN THE
NEXT WEEK.

Respectfully Sheweth;

- 1) That the above noted appeal is pending adjudication before this Hon'ble Tribunal and was fixed for 09.11.2023 but due to Public Holiday the case was not argued and in advance on 08.11.2023 the case is fixed for ~~20~~ 30.11.2023.
- 2) That the said fixation of case without hearing of private respondent No.3 is not appropriate because stay order was issued by this hon'ble Tribunal whereby transfer order issued in favour of respondent No.3 has been suspended by this Hon'ble Tribunal without giving notice under Order 39 Rule 3 of CPC and providing opportunity of hearing.
- 3) That even the stay order is procured by the appellant through concealment of facts and misrepresentation because the appellant has already assumed charge of the new post to

which he was transferred, but appellant presented himself before this Hon'ble Tribunal as Deputy Director Establishment Higher Education Department, Peshawar.

- 4) That valuable rights of the applicant/ respondent No.3 are involved in the instant case, hence proprietary demands that the date may kindly be accelerated from 30.11.2023 to 13.11.2023 or any other date in the next week.
- 5) That the next date of hearing is too lengthy while the appellant/ respondent No.3 has a prima facie case and is hopeful of its success.
- 6) That fixing the case for a too lengthy date amounts to dispensation of justice with unreasonable delay.

It is, therefore, requested that date of hearing may kindly be accelerated from 30.11.2023 to 13.11.2023 or any other date in the next week.

Applicant/ Respondent No.3

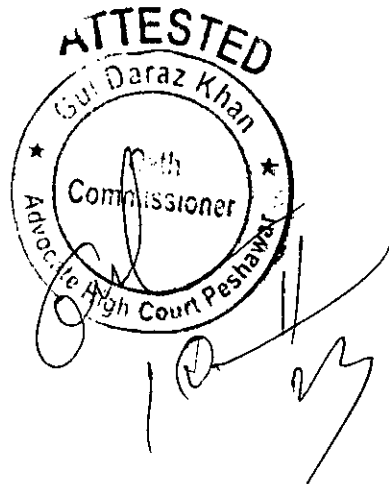
Through



Zia-ur-Rehman Tajik
Advocate Supreme Court.

AFFIDAVIT

I, do hereby affirm and declare on oath that the contents of the accompanying Application are true and correct and nothing has been concealed from this Hon'ble Tribunal.




DEPONENT