


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 936/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	01.12.2023	<p>The application for restoration of service appeal no. 563/2023 submitted today Mr. Zakir A Shah 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>By the order of Chairman</p>  <p>REGISTRAR</p>

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR.**

Restoration Appli- no. 936/2023

APPEAL No. 563/2023

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 9656

Dated 1-12-2023

Professor Sharif Gul, Retired Principal (BS-20) Government Superior Science
College Peshawar.

..... Appellant

Versus

1. **The Government of Khyber Pakhtunkhwa,**
Through Chief Secretary Government of Khyber Pakhtunkhwa,
Civil Secretariat Peshawar.
2. **The Higher Education Department,**
Through Secretary Higher Education to the Government of Khyber Pakhtunkhwa,
Civil Secretariat, Peshawar.
3. **The Finance Department,**
Through Secretary Finance to the Government of Khyber Pakhtunkhwa,
Civil Secretariat, Peshawar.

..... Respondents

**APPLICATION FOR RESTORATION OF THE ABOVE TITLED APPEAL ON
BEHALF OF THE APPELLANT**

The applicant/appellant most humbly submits as under:

Respectfully Sheweth:-

1. That the instant appeal was pending before this Honourable Tribunal in which
dismissed in default on 21-11-2023.
2. That the Appeal was fixed for reply of Respondents on 26-07-2023 who
submitted their reply on the date fixed and the next date of hearing was
intimated by the court i.e. 30-11-2023.

3. That on 30-11-2023 upon inquiring the Appeal was dismissed in default vide order dated 21-11-2023.
4. That the application for restoration is well within time.
5. That the non-appearance of the Appellant/Applicant was neither intentional nor deliberate and for the best interest of justice the appeal needs to be restored.

Copy of Order sheet dated 21-11-2023 is attached.

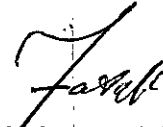
6. That it is in the best interest of justice, equity and fair play and propriety demands that the Appeal may please be restored.

It is, therefore, most humbly requested that on acceptance of this application this Honourable Tribunal may please restore the above titled Appeal and proceed accordingly.

Any other relief this Hon'ble Tribunal deems and appropriate may also be granted.

Applicant/Petitioner

Through



Zarak A. Shah Advocate High
Court 0333-8335886
zark41@hotmail.com
SHAH | DURRANI | KHATTAK
(A REGISTERED LAW FIRM)
HOUSE NO. 231-A, STREET NO. 13,
NEW SHAMI ROAD, PESHAWAR.

AFFIDAVIT

Affirmed on 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 Honorable Court.

Deponent



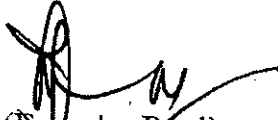



ORDER
21.11.2023

Nemo for the appellant. Mr. Sohrab Khan, Lecturer
alongwith Mr. Muhammad Jan, District Attorney
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
21.11.2023


(Fareeha Paul)
Member (Executive)


(Salah-ud-Din)
Member (Judicial)

Naeem Amin

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 30-11-23
Number of Words Page 2
Copying Fee 10/-
Urgent 5/-
Total 15/-
Name of Copyist Shahzad
Date of Completion of Copy 30-11-23
Date of Delivery of Copy 30-11-23