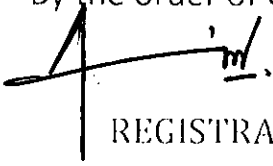


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 954/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	08.12.2023	<p>The application for restoration of service appeal no. 5688/2020 submitted today by Mr. Jahangir Khan Mohmand 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 style="text-align: right;">By the order of Chairman  REGISTRAR</p>

BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR

Restoration Application no. 954/2023

Khyber Pakhtunkhwa
Service Tribunal

SA No: 5688/ 2020

Diary No. 9779

Dated 08-12-2023

Inayat Khan s/o Panakzai

R/o Sarpakh PO Sadda, Kurram District.....Applicant
Ex-Sepoy levy Force District Kurram.
Versus

Government of Khyber Pakhtunkhwa through,
Chief Secretary, KPK Peshawar & 6 others.....Respondents

APPLICATION FOR RESTORATION OF THE TITLED APPEAL
WHICH WAS DISMISSED FOR NON PROSECUTION VIDE
ORDER DATED 01.12.2023.

Respectfully submitted;

1. That the above titled appeal was pending before this honourable tribunal and on 01.12.2023 the same was dismissed for non-prosecution vide order dated of even date.
2. That, the non-appearance of the applicant/ appellant on the said date was not intentional but was for the reasons beyond the control of the applicant.
3. That the applicant was unable to appear before this honourable Tribunal due to closure of all roads of Kurram District due to deteriorated law and order situation which threat still persists in the affected area, hence the applicant was unable to appear before the honourable tribunal on the said date of hearing.
4. That counsel of the applicant was also busy before the superior courts, however the assistant of the counsel did mark his attendance with the reader of the honourable tribunal but the same was not considered.
5. That valuable rights of the applicant are involved and matters need to be resolved through proper proceedings instead of

technicalities, hence with the undertaking of the applicant not to absent himself in future. the appeal warrants restoration.

It is, therefore, most humbly prayed that on acceptance of this application, the appeal may be restored in the best interest of justice. Any other relief deemed appropriate please.

Applicant/Appellant

Through



Jehangir Khan Mohmand
ASC, Peshawar.

BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR

SA No: _____/2020

Inayat Khan s/o Panakzai

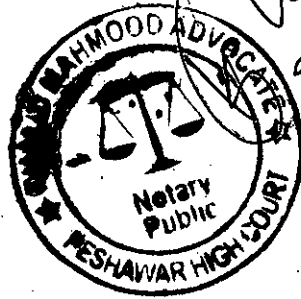
R/o Sarpakh PO Sadda, Kurram District.....Petitioner

Versus

Government of Khyber Pakhtunkhwa through,
Chief Secretary, KPK Peshawar & 6 others.....Respondents

AFFIDAVIT

I, the undersigned, as per instructions and information of the appellant/
my client, declare and affirm on oath that contents of the accompanying
miscellaneous application for restoration are true and correct to the best
of my knowledge and belief and nothing has been kept or concealed
therein.



Deponent

Jehangir Khan Mohmand
ASC, Peshawar

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BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No. 5688/2020



Inayat Khan s/o Panakzai

R/o Sarpakh PO Sadda, District Kurram.....Appellant

Versus

1. Government of Khyber Pakhtunkhwa through, Secretary Home, KPK Peshawar.
2. Khyber Pakhtunkhwa Police through, Inspector General of Police, KPK Peshawar.
3. Deputy Inspector General of Police, Kohat Range, Khoat.
4. District Police Officer, Kurram District.
5. Deputy Commissioner, Kurram District

.....Respondents

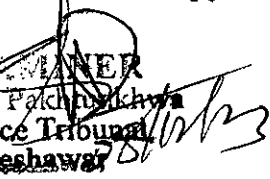
**SERVICE APPEAL U/S 4 OF KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL
ACT, 1974**

RESPECTFULLY SUBMITTED:

1. That the appellant being bonafide resident and fully qualified was duly appointed as Khasadar from his tribal quota vide appointment order no. 1558-59/K.levy, dated 05.11.1996, by the respondent no. 8, as he then was. (Copy of the CNIC is annexure A-1, copy of domicile is annexure A-2 while that of the appointment order is annexure A-3)

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar



Inayat Khan

28th August, 2023

1. Learned counsel for the appellants present. Mr. Muhammad Jan, District Attorney for the respondents present.

2. Learned counsel for the appellant requested for adjournment on the ground that he has not made preparation for arguments. Adjourned. To come up for arguments 01.12.2023 before the D.B. Parcha Peshi given to the parties.

[Handwritten mark]

[Handwritten signature]

(Salah-ud-Din)
Member (Judicial)

(Kalim Arshad Khan)
Chairman



01.12.2023 1. Nobody present on behalf of appellant. Mr. Habib Anwar Peshawar learned Additional Advocate General for the respondents present.

2. Called several times till last hours of the court but nobody turned up on behalf of the appellant. In view of the above, the instant appeal is dismissed in default. Consign.

3. Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 1st day of December, 2023.

[Handwritten signature]

(Muhammad Akbar Khan)
Member (E)

[Handwritten signature]

(Rashida Bano)
Member (J)

*KaleemUllah

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 08-12-2023
Number of Words Page = 2
Copying Fee 10/-
Urgent 5/-
Total 15/-
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Date of Completion of Copy 08-12-23
Date of Delivery of Copy 08-12-23