


Form-A

FORM OF ORDER SHEET

Court of \_\_\_\_\_

Restoration Application No. 957/2023

S.No:	Date of order Proceedings	Order of other proceedings with signature of judge
1	2	3
1	11.12.2023	<p>The application for restoration of service appeal no. 7661/2021 submitted today by Mr. Munfat Ali Yousafzai Advocate. It is fixed for hearing before Single 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 KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Restoration Appli. no. 957/2023

Mst. Nabeela Naz SST, GGHS Jalsai Tehsil Lahore District Swabi

..... Applicant

**VERSUS**

1. The secretary (E&SE) Department Khyber Pakhtunkwa Peshawar.
2. The Secretary Finance Department Khyber Pakhtunkwa Peshawar.
3. District Education Officer female District Swabi.

..... Respondents

**APPLICATION FOR RESTORATION OF THE**  
**SERVICE APPEAL 7861/2021 FOR WHICH WAS**  
**DISMISSED/AND DEFAULT BY THIS HON'BLE**  
**SERVICE TRIBUNAL VIDE ORDER SHEET DATED**  
**29/11/2023.**

**Respectfully Sheweth:**

- 1) That the above mention service appeal was pending before this Hon' able Tribunal in which 29/11/2023 date was fixed for preliminary hearing.
- 2) That the instant service appeal was dismissed in default due to the non-availability of appellant and his counsel.
- 3) That bundles of the same kind of service appeal are already admitted for regular hearing.
- 4) That on the same date council of the applicant was ill and due illness he could not attendance in the Service Tribunal.
- 5) That valuable rights of the appellant are attached to the service appeal.

It is, therefore, most humbly prayed that on acceptance of this application, the service appeal No. 7861/2021 may kindly be restored.

Dated 11/12/2023

Applicant

Through



Munfat Ali Yousafzai  
Advocate High Court,  
Peshawar

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Mst. Nabeela Naz SST, GGHS Jalsai Tehsil Lahore District Swabi

..... Applicant

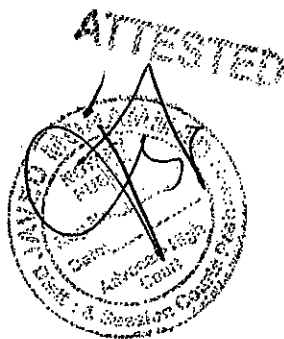
**VERSUS**

1. The secretary (E&SE) Department Khyber Pakhtunkwa Peshawar.
2. The Secretary Finance Department Khyber Pakhtunkwa Peshawar.
3. District Education Officer female District Swabi.

..... Respondents

**AFFIDAVIT**

On instruction of my client I, Mst. Nabeela Naz SST, GGHS Jalsai Tehsil Lahore District Swabi do hereby solemnly affirmed and declare that the contents of this application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Tribunal.



DEPONENT

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**



R. A. 356/2023

Restoration application for the restoration of application No. 51/2023  
in service appeal No. 7861/2021

Mst. Nabeela Naz SST, GGHS Jalsai Tehsil Lahore District Swabi

..... Applicant

**VERSUS**

1. The secretary (E&SE) Department Khyber Pakhtunkwa Peshawar.
2. The Secretary Finance Department Khyber Pakhtunkwa Peshawar.
3. District Education Officer female District Swabi.

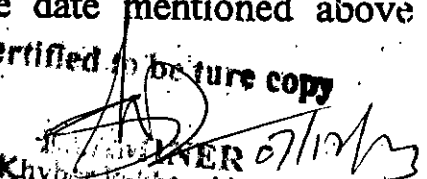
..... Respondents

**APPLICATION FOR RESTORATION OF THE**  
**APPLICATION FOR RESTORATION NO. 51 OF**  
**2023 WHICH WAS DISMISSED AND DEFAULT BY**  
**THIS HON'BLE SERVICE TRIBUNAL VIDE**  
**ORDER SHEET DATED 23/05/2023.**

**Respectfully Sheweth:**

- 1) That the above mention restoration application was pending before this Hon' able Tribunal in which 23/05/2023 date was fixed for arguments.
- 2) That instant restoration application was dismissed in default due to the non-availability of appellant and his counsel.
- 3) That due to non-appearance of the council for the applicant on the date mentioned above the restoration application.

Certified to be true copy

  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar



**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

APPEAL NO. 7861 /2021

8031  
13-12-2021

Nabeela Naz presently serving as SST GGHS Jalsai Tehsil Lahor District Swabi.

..... APPELLANT

**VERSUS**

- 1- The Secretary, (E&SE) Department Khyber Pakhtunkhwa Peshawar.
- 2- The Secretary Finance, Department of Finance, Khyber Pakhtunkhwa, Peshawar.
- 3- District Education Officer (Female), District Swabi.

.....RESPONDENTS

**APPEAL UNDER SECTION-4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE ACTION AND INACTION OF THE RESPONDENTS BY ILLEGALLY AND UNLAWFULLY NOT ALLOWING THE APPELLANT TO DRAW M.PHIL ALLOWANCE (ARREARS) FROM THE DATE OF ACQUIRING M.PHIL DEGREE I.E. 16.05.2016 AND GRANTING M.PHIL ALLOWANCE FROM 27.10.2020 AND AGAINST NO ACTION TAKEN ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF 90 DAYS.**

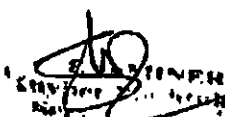
**PRAYERS:**

That on acceptance of this service appeal the respondents may kindly be directed to allow the appellant to draw M.Phil allowance (arrears) of Rs. 2500/- per month from acquiring M.Phil degree i.e. 16.05.2016 and declare notification of the Finance Department of KPK 13.02.2020 illegal, and ineffective upon the rights of the appellant. Any other remedy which this august tribunal deems appropriate that may also be provided in favor of the appellant.

ATTESTED

ATTESTED

  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar  
07-12-21

  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

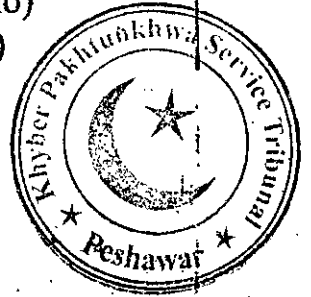
A. No. 7861/2021  
Nabeela Nazir vs Govt

29<sup>th</sup> Oct, 2023

Learned counsel for the appellant present and requested for adjournment in order to prepare the brief. Adjourned. To come up for preliminary hearing on 29.11.2023 before S.B. P.P given to learned counsel for the appellant.

SCANNED  
KPST  
Peshawar

(Rashida Bano)  
Member (J)



\*Kaleem Ullah

29<sup>th</sup> Nov. 2023

01. Nemo for the appellant.

02. The appeal was called several times till rising of the court but nobody appeared on behalf of the appellant despite the fact that on previous date learned counsel for the appellant was present. The appeal is, therefore, dismissed for non-prosecution. Consign.

03. *Pronounced in open Court at Peshawar and given under my hand and the seal of the Tribunal on this 29<sup>th</sup> day of November, 2023.*

(FAREEHA PAUL)  
Member(E)

\*Fazle Subhan, PS\*

Certified to be true copy  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Date of Presentation of Application 04-12-23  
Number of Words page = 2  
Copying Fee 10/-  
Urgent \_\_\_\_\_  
Total 10/-  
Name of Copyist Shahzad  
Date of Completion of Copy 07-12-23  
Date of Delivery of Copy 07-12-23

بعدالت

خبر بخشوں کو اطلاع دینا  
تحریریں

2 پنجاب  
بنام

سیدہ ناز

مورخہ

مقدمہ

بند 2

دعویٰ

حرم بائیں خصوصاً

جرم

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ  
آن مقام سائر کیلئے منصفین کو مطلع کیا گیا ہے۔  
مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز  
وکیل صاحب کو راضی نامہ کرنے و تقررات 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 یا کیٹرفہ یا اپیل کی برآمدگی  
اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا۔ از بصورت ضرورت  
مقدمہ مذکور کے کل یا جزوی کارروائی 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 مذکورہ باختیارات حاصل ہوں گے  
اور اس کا ساختہ پرداختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جہانہ التوائے مقدمہ کے  
سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں  
گے۔ کہ پیروی مذکور کریں۔ لہذا کالت نامہ لکھ دیا کہ سندر ہے۔

تسلیم

Nabeel M. S.

20

ماہ

Handwritten signature and stamp

المقوم

العہدہ

کے لئے منظور ہے۔

مقام