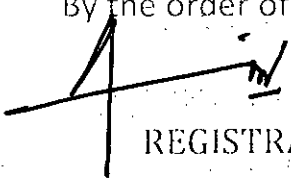


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 986/2023

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	20.12.2023	<p>The application for restoration of service appeal no. 9617/2020 submitted today by Mr. Asad Mahmood 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>

The restoration application of Mr. Hamayun Khan received today i.e. on 19.12.2023 is incomplete on the following scores which is returned to the counsel for the applicant for completion and resubmission within 15 days.

- 1- Application is not on proper format.
- 2- Affidavit is not attested by the Oath Commissioner.
- 3- Four copies/sets of the memo of application along with annexures i.e. complete in all respect may also be submitted.

No. 3911 /S.T,

Dt. 20/12 /2023



REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Asad Mahmood Adv.
High Court Peshawar.

Resubmitted.

→ Objections have been removed.

→ Copies are not required in restoration application.

*AS
20/12*

BEFORE KHYBER PAKHTUNWA SERVICE TRIBUNAL, PESHAWAR

Restoration Appli no. 986/2023

Appeal No. 9617 /2020

Humayun Khan, Sub-Inspector MR/30, R/O Village Kalu Khan, Tehsil Razar, District Swabi.

.....APPELLANT

VERSUS

- 1. The Inspector General of Police, Police lines, Opposite CM House, Khyber Pakhtunkhwa, Peshawar.*
- 2. Capital City Police Officer, Police Lines, Secretariat Road, Peshawar, Khyber Pakhtunkhwa.*
- 3. Senior Superintendent of Police, Operations, Police Lines, Secretariat Road, Peshawar, Khyber Pakhtunkhwa.*

.....RESPONDENTS

APPLICATION FOR RETORATION OF APPEAL

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 9992

Dated 19-12-2023

Hon'ble Sir,

The applicant submits as under:

- 1. The instant application for restoration of the titled service appeal was pending for adjudication wherein 6th December, 2023 was fixed for adjudication.*
- 2. The appellant is working in the police department and he was busy in some investigation in the reported crime at the relevant time and could not put his appearance on the date fixed.*
- 3. However, the counsel of appellant was also not available due to demise of some close relatives which made him incapable to attend the court and resultantly the application for restoration was also dismissed in default.*
- 4. The act of the appellant was not intentional but for unavoidable circumstances. Further, this appeal involves valuable right of appellant.*

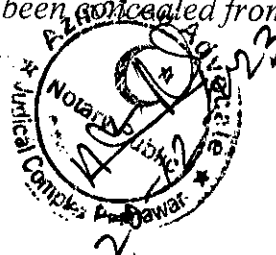
It is, therefore, humbly prayed that the ~~application~~ dismissed in default may kindly be restore to save the valuable right of appellant.

Applicant
Through
Asad Mahmood
Advocate High Court

AFFIDAVIT

It is solemnly affirm that contents of this application are true and correct to the best of my knowledge and belief and nothing has been concealed from this hon'ble Tribunal.

ATTESTED



DEPONENT



BEFORE KHYBER PAKHTUNWA SERVICE TRIBUNAL,
PESHAWAR

Appeal No. 9617 /2020

Humayun Khan, Sub-Inspector MR/30, R/O Village Kalu Khan, Tehsil Razar, District Swabi.

..... APPELLANT
Khyber Pakhtunkhwa
Service Tribunal

V
ERSUS

Diary No. 8235

Dated 30/7/2020

1. The Inspector General of Police, Police lines, Opposite CM House, Khyber Pakhtunkhwa, Peshawar.
2. Capital City Police Officer, Police Lines, Secretariat Road, Peshawar, Khyber Pakhtunkhwa.
3. Senior Superintendent of Police, Operations, Police Lines, Secretariat Road, Peshawar, Khyber Pakhtunkhwa.

..... RESPONDENTS

APPEAL UNDER SECTION 4 OF KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST ORIGINAL ORDER DATED 8TH APRIL, 2020 WHEREBY APPELLANT IS AWARDED A PENALTY OF "FORFEITURE OF ONE YEAR APPROVED SERVICE" AND AGAINST APPELLATE ORDER DATED 1ST JULY, 2020 WHEREBY PENALTY IS UPHELD BY APPELLATE AUTHORITY DESPITE BEING EXONERATED FROM ALLEGED CHARGES.

Filed to-day

awr.
Registrar
30/7/2020

PRAYER:

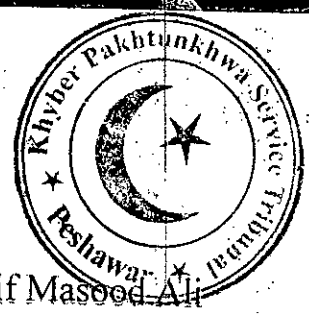
ON ACCEPTANCE OF THIS APPEAL, THE IMPUGNED ORDERS DATED 8TH APRIL, 2020 AND 1ST JULY, 2020 MAY KINDLY BE SET ASIDE AND PENALTY OF "FORFEITURE OF ONE YEAR SERVICE" MAY ALSO BE RESTORED IN FAVOUR OF APPELLANT TO MEET THE ENDS OF JUSTICE.

Re-submitted to -day
and filed.

awr
Registrar
25/8/2020

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar




Appeal No. 9617/2020
Humayun Khan vs Govt


ORDER
6th Dec, 2023

1. Nobody is present on behalf of appellant. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.
2. This case was called several times but neither the appellant nor his counsel turned up before the Tribunal, till its rising. Therefore, the appeal in hand is dismissed in default. Consign.
3. Pronounced in open Court at Peshawar under our hands and seal of the Tribunal on this 6th day of December, 2023.

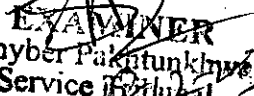
SCANNED
BY
Peshawar

Adnan Shah


(Salah Ud Din)
Member(J)


(Kalim Arshad Khan)
Chairman

Certified to be true copy


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 19-12-23
Number of Words Page = 2
Copying Fee 10/-
Urgent 5/-
Total 15/-
Name of Copyiest Shahzad
Date of Completion of Copy 19-12-23
Date of Delivery of Copy 19-12-23