

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

CM NO. \_\_\_\_\_/2023  
IN  
APPEAL NO 2616/2023.

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 10871

Dated 30-1-2024

ABDUL QAYYUM

VS

Govt  
~~HEALTH~~ DEPTT:

**APPLICATION FOR CONDONATION OF DELAY IN FILING THE**  
**ABOVE NOTED APPEAL.**

**R.SHEWETH:**

- 1- That the appellant has filed an appeal along with this application and which is fixed for today i.e. 29.01.2024.
- 2- That the appellant prays for the condonation of delay in filing the above noted appeal on the following grounds inter alia:

**GROUND OF APPLICATION:**

- A- That valuable rights of the appellant are involved in this case hence the appeal deserves to be decided on merit.
- B- That it has been the consistent view of the Superior Courts that cases should be decided on merit rather than technicalities including the limitation. The same is reported in 2004 PLC (CS) 1014 and 2003 PLC (CS) 76.

It is therefore prayed that on acceptance of this application the delay in filing the above noted appeal may please be condoned.

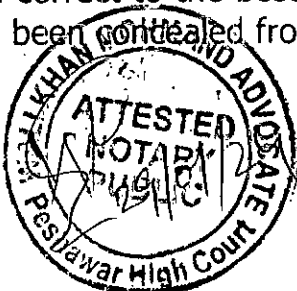
**APPELLANT**

**THROUGH:**

**NOOR MOHAMMAD KHATTAK**  
**ADVOCATE SUPREME COURT**

**AFFIDAVIT**

I, Abdul Qayyum (the appellant/applicant), do hereby solemnly affirm and declare on Oath that the contents of this **Application** are true and correct to the best of my knowledge and belief and that nothing has been concealed from this Hon'ble Court.



**DEPONENT**