Form-A

FORM OF ORDER SHEET

	. Court of	
. •	·	Restoration Application No. 135 /2024
S.No.	Date of order - Proceedings	Order or other proceedings with signature of judge
. , 1.	2	3
	! !	
1.	07.02.2024	The application for restoration of Service Appea
,		No. 954/2022 submitted today by Mr. Arif Siddique
		Advocate. It is fixed for hearing before touring Single
		Bench at A.Abad on Original file be
:. ,		requisitioned.
` ' •		
		By the order of Chairman
		()mm
		REGISTRAR



BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, CAMP COURT, ABBOTTABAD

R.A. No. 135/2024

CM No.

/2024

IN

Appeal No.954/2022

Wajid Constable No.1388, Abbottabad District Police Tehsil & District Abbottabad.

...APPELLANT

VERSUS

Inspector General of Police, Khyber Pakhtunkhwa, Peshawar & Others.

....RESPONDENTS

PPELLANT

APPLICATION FOR RESTORATION

INDEX

S.#	Description	Page No.	Annexure
1.	Restoration application alongwith affidavit	1 to 2	
2.	Copy of appeal & order dated 22/01/2024	İ	"A" & "B"

Through

Dated: <u>03/2</u>/2024

(ARIF SIDDIQUE)

Advocate

BEFORE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, CAMP COURT, ABBOTTABAD

R.A-No.135/24

Diary No. 1025

CM No.

12024 0B-2-2020

IN

Appeal No.954/2022

Wajid Constable No.1388, Abbottabad District Police Tehsil & District Abbottabad.

APPELLANT

VERSUS

Inspector General of Police, Khyber Pakhtunkhwa, Peshawar & Others.

.....RESPONDENTS

SERVICE APPEAL

APPLICATION FOR RESTORATION OF TITLED SERVICE APPEAL, WHICH WAS DISMISSED IN DEFAULT BY THIS HONOURABLE TRIBUNAL VIDE ORDER DATED 22/01/2024.

Respectfully Sheweth:-

- 1. That the titled appeal was pending for adjudication before this Honorable Tribunal and was fixed for 22/01/2024.
- 2. That on the date fixed, this Honourable Tribunal dismissed the appeal in default vide order dated

22/01/2024. Copy of appeal alongwith order dated 22/01/2024 is annexed as Annexure "A" & "B".

- That the absence of the petitioner was not deliberate and willful. No notice was issued to the appellant nor he was aware of fixation of the titled appeal. Similarly, counsel for appellant was also does not inform the appellant about fixation of the case.
- 4. That in case the titled petition is not restored, it would cause irreparable loss to the appellant.
- 5. That the valuable rights of appellant are involved.

It is, therefore, humbly prayed that the titled service appeal may graciously be ordered to be restored in the highest interest of justice.

Dated: <u># 3/2-/</u>2024

Through

(ARIF SIDDIQUE)
Advocate

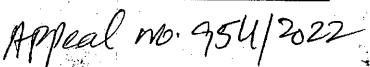
AFFIDAVIT:-

I, Wajid Constable No.1388, Abbottabad District Police Tehsil & District Abbottabad, do hereby declare on oath that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been suppressed therein from this Honourable Tribunal.

DEPONENT

PELLANT







W.P.No. <u>218</u> -A/2022

Wajid Constable No. 1388, Abbottabad District Police, Tehsil & District Abbottabad.

...PETITIONER

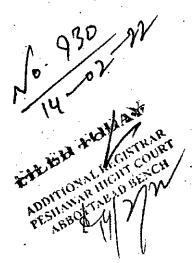
VERSUS

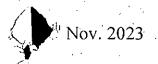
- 1. Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.
- 2. DIG, Hazara Region, office at Abbottabad.
- 3. District Police Officer, Abbottabad. -
- 4. Deputy Superintendent of Police, Cantt. Abbottabad.
- 5. Additional Superintendent of Police, Abbottabad.
- 6. Regional Police Officer Hazara, Region, Abbottabad.
- 7. SDPO, Cantt. District Abbottabad.
- 8. SDPO, Mirpur, District Abbottabad.

...RESPONDENTS

Khyber Pakhtukhwa Service Tribunal Peshawar

WRIT PETITION UNDER ARTICLE 199 OF THE CONSTITUTION OF ISLAMIC REPUBLIC OF PAKISTAN, 1973 FOR ISSUANCE OF DIRECTIONS/DECLARATION TO THE EFFECT THAT, THE ISSUANCE OF THE IMPUGNED ORDER/NOTIFICATION BEARING No. 18258/PA, DATED 03.08.2020 AND ORDER/NOTIFICATION BEARING





Ί.

Junior to counsel for the appellant present. Mr. Asad Ali

Khan, Assistant Advocate General for the respondnets present.

Lawyers are on strike. Therefore, case is adjourned. To 2. come up for preliminary hearing on 22.01.2024 before S.B at

Camp Court, Abbottabad. P.P given to the parties

(Kalim Arshad Khan) Chairman Camp Court, Abbottabad

Mutazem Shah*

Nobody present on behalf of appellant. Mr. Asif 22.01.2024 1.



Masood Ali Shah learned Deputy District Attorney for the respondents present.

- 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.
- Pronounced in open court in Abbottabad and given under my hand and seal of the Tribunal on this 22nd day of January, 2024.

Certified to be ture co hyber Pakhtunkhwa ervice Tribunal

(Rashida Bano) Member (J) Camp Court, A/Abad

Date of Presentation of Application
Number of Words
Copying Fee
Jrgent
Total
Name of Copylest hes the
Date of Complection of Copy 19-01-2011
Date of Delivery of Copy 29-101-1014

S.No. 217306 Mob: 12315-66 257 Name of Advocate. TBA NO. R.s.200/=, ماعث تحريرة نكبه کوهب ذیل شرا کط بروکیل مقرر کیا ہے کہ میں ہر پیشی برخود یا بذریعی مختار خاص روبر وعدالت حاضر ہوتار ہوں گا اور بروتت یکارے حانے مقدمہ وکیل صاحب پر صوف کواطلاع دے کر حاضر عدالت کردی گار۔ اگر پیٹی پر مظہر حاضر نہ ہواا در مقدمہ پری غیر حاضری کی وجہ صاحب موصوف اس کے کی طور دیا و مدوائیند ہوں کے نیز وکیل صاحب موضوف صدر مقام کچبری کے . درخواست پردستخط وتصدیق کرنے گا بھی اختیار ہو گا اور آئی تھم یا ڈگری کرانے اور ہرشم کاروپیاوصول کرانے اور رسید دیے اور داخل کرنے تی ہا گرفتاری قبل از گریفتاری واجرائے ڈگری بھی صاحب کاحق ہوگا۔ اگر وکیل صاحب موصوف کو بوری فیس تاریخ پیشی سے سکے ادانہ کروں گا تو صاحب موصوف کو بوراا فتیار ہوگا کدوہ مقدمہ کی پیروی ندکریں اور ایسی صورت میں میراکوئی مطالبہ کمی قتم کا صاحب موصوف کے برخلاف نہیں ہوگا۔ 202402/03:00 لہذاوکالت نامدلکھ دیاہے کے سندرہے۔ مضمون وکالت نامه س لیا ہے اور اچھی طرح سبھے لیا ہے اور منظور ہے۔ پُوٹ: وكالت نامه كى فوٹو كايى قابل قبول نەموگى