

Form-A

FORM OF ORDER SHEET

Restoration Application No. 236/2024

S No. Date of order
Proceedings

13.03.2024

Order or other proceedings with signature of judge

3

The application for restoration of Service Appeal No. 503/2019 submitted today by Mr. Yasir Salim Advocate. It is fixed for hearing before Division Bench at Peshawar on _____. Original file be requisitioned. Parcha Peshi is given to counsel for the applicant.

By the order of Chairman


REGISTRAR

Application for restoration of appeal no. 503//2019 submitted to-day i.e. 7/3/2024 by Mr. Yasir Saleem Advocate is incomplete on the following score and is returned to the counsel for the applicant for completion and resubmission within 15 days.

1. Memo of application is not on proper format.

530 /S.T.

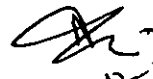
7/3 /2024.



REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Yasir Saleem Adv
Peshawar.

Resubmitted for completion


12-3-24

2024 and is dismissed in default due to non appearance.
(Copy of order dated: 21-02-2024 is attached).


3. That non appearance on part of the counsel for appellant was neither deliberate nor intentional but due to the reason mentioned above.
4. That the application is within the time and there is no legal bar upon the Hon'ble Tribunal to accept this application and restore the above mentioned appeal for the best interest of justice.
5. That any other grounds will be raised with the prior permission of Hon'ble Tribunal.

It is, therefore, most humbly prayed that on acceptance of this application the captioned appeal may be restored for its proper adjudication.

Dated:- 06-03-2024

Applicant/Appellant

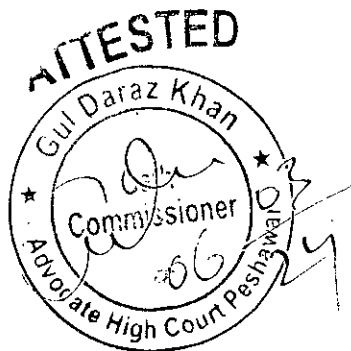
Through:-


YASIR SALEEM
Advocate Supreme Court
of Pakistan

AFFIDAVIT:

It is do hereby solemnly affirm and declare on oath that the contents of the application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.


DEPONENT



۷۵ / ۱۶ / ۲۰۲۳

22

جمعرات

فروری
2024

12 شعبان

اور اگر کسی واقعہ کو تسلیم کیا گیا ہو تو اسے بذریعہ شہادت ثابت کرنے کی ضرورت نہ ہے۔

[PLD 2000 SC 792]

۱۶/۱۱/۲۰۲۳ SNGPL منام SR سپر ڈیمٹ 28/3 اعجاز اعز

۱۷/۱۱/۲۰۲۳ رضا نزار منام ورد منسٹ ڈیٹ S.T

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۲۱/۳ SNGPL منام اعظم

3 (A)

۱۹/۱۱/۲۰۲۳ F.C منام فریڈینکس قلات حسین

(4)

**BEFORE THE KHYBER PAKHTUNKWA
SERVICE TRIBUNAL PESHAWAR**



Appeal No. 503 /2019

Rukhsana Naz, Ex- Primary School Teacher Government
Primary School, Pishtakhara Payan, Peshawar.

(Appellant)

VERSUS

1. Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
2. Director, Elementary & Secondary Education, Khyber Pakhtunkhwa, Peshawar.
3. District Education Officer (Female) Peshawar.

(Respondents)

Service Appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the Office Order dated 29.06.2016 whereby the major penalty of *Removal from Service* has been imposed upon the appellant regarding which the applicant came to know from the comments filed by the respondents in her previous service appeal for the release of salary in ^{this} Honorable Service Tribunal, against which the departmental appeal dated 13.12.2016 despite the lapse of 90 days statutory period.

Prayer in appeal

On acceptance of this appeal the impugned order dated 29.06.2016 may please be set-aside and the appellant may be reinstated into service with all back benefits.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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Appeal No. 503/2019
Rukhsana Nazki vs Govt

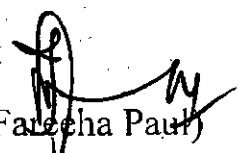
21st Feb, 2024


1. Nobody present on behalf of the appellant. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.



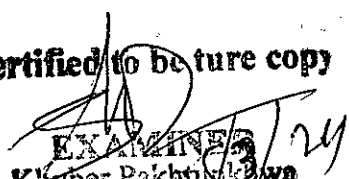
2. The case was called time and again but neither appellant nor his counsel put appearance, therefore, the appeal in hand is dismissed in default.

3. Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal this 21st day of February, 2024.


(Fareeha Paul)
Member(E)


(Kalim Arshad Khan)
Chairman

Adnan Shah, P.A.

Certified to be true copy

EXAMINED
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

05-03-2024

Date of Presentation of Application _____

Number of ~~Words~~ *Page = 2* _____

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