


Form-A  
FORM OF ORDER SHEET

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

**Restoration Application No. 554/2024**

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	13.06.2024	<p>The application for restoration of Appeal No. 236/2018 submitted today by Mr. Jehan Afsar Paindakhel Advocate. It is fixed for hearing before Division Bench at Peshawar on 24.06.2024. Original file be requisitioned. Parcha Peshi given to the counsel for the applicant.</p> <p style="text-align: right;">By the order of Chairman  <b>REGISTRAR</b></p>

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**

**PESHAWAR.**

R. A. No. 554/2024  
CM. NO. \_\_\_\_\_/2024

**IN**

**APPEAL No. 236/2018**

**AKHTAR ALI VS GOVT: OF KP & OTHERS**

**INDEX**

<b>S. NO.</b>	<b>DOCUMENTS</b>	<b>ANNEXURE</b>	<b>PAGE</b>
1.	Memo of Application with Affidavit	.....	<b>1-2</b>
2.	Copy of Order Sheet dated 06/11/2023	<b>"A"</b>	<b>3-4</b>
3.	Vakalat Nama	.....	<b>5</b>

**APPLICANT**

**THROUGH:**

  
**Jehan Afsar Paindakhel**  
**Advocate High Court**

①

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

R. A. No. 559/24  
CM. NO. \_\_\_\_\_/2024

Khyber Pakhtunkhwa  
Service Tribunal

IN  
APPEAL No. 236/2018

Dist. No. 13512  
Dated 13-06-2024

Akhtar Ali S/o Wali Muhammad R/o Lahore Thana Cham, District Swabi, (Ex-FC No 965, FRP/ Head Quarter, Peshawar)

..... **APPLICANT**

**VERSUS**

- 1- The Government of Khyber Pakhtunkhwa, through Secretary Home & Tribal Affairs, Civil Secretariat, Peshawar.
- 2- The Inspector General of Police, Khyber Pakhtunkhwa, Central Police Office, Peshawar.
- 3- Commandant Frontier Reserve Police, Khyber Pakhtunkhwa, Peshawar.
- 4- Deputy Commandant Frontier Reserve Police, Headquarter, Peshawar.

..... **RESPONDENTS**

**APPLICATION FOR RESTORATION OF THE ABOVE MENTIONED APPEAL.**

**R/SHEWETH:**

- 1- That the above titled service appeal was pending adjudication before this Honorable tribunal which was fixed on 24/05/2024.
- 2- That the counsel for the petitioner was busy in The Peshawar High Court at Peshawar in urgent nature of cases.
- 3- That the above mentioned service appeal was dismissed in default vide order dated 24/05/2024. Copy of the order sheet dated 24/05/2024 is attached as annexure.....**A**

2

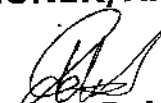
- 4- That as the matter pertaining in the instant appeal has not been decided on merits, therefore the mentioned service appeal may kindly be restored for the best interest of justice.
- 5- That there is no legal bar on restoration of the mentioned appeal.

It is therefore, most humbly prayed that on acceptance of this application the above mentioned service appeal may very kindly be restored.

Dated: 12/06/2024

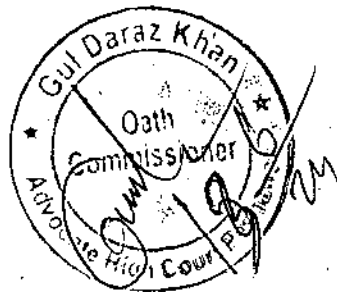
**PETITIONER/APPLICANT**

Through:

  
**Jehan Afsar Paindakhel**  
**Advocate High Court**

**AFFIDAVIT**

I, Akhtar Ali S/o Wali Muhammad R/o Lahore Thana Cham, District Swabi, (Ex-FC No 965, FRP/ Head Quarter, Peshawar), do hereby solemnly affirm 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 Honorable Court.



**DEPONENT**



3

1

BEFORE KHYBER PAKHTUN KHWA, SERVICE TRIBUNAL  
PESHAWAR

Service Appeal No. 236 /2018



Akhtar Ali, S/O Wali Muhammad, R/O Lahore Thana Cham, District Swabi  
(Ex-FC No. 965, FRP/Head Quarter, Peshawar).

Appellant

VERSUS

1. **GOVT. OF KHYBER PAKHTUNKHWA,**  
Through Secretary to Govt. of Khyber Pakhtun Khwa,  
Home and Tribal Affairs,  
Civil Secretariat, Peshawar
2. **Inspector General of Police,**  
Khyber Pakhtun khwa Peshawar,  
Central Police Office, Peshawar.
3. **Commandant Frontier Reserve Police,**  
Khyber Pakhtun Khwa, Peshawar.
4. **Deputy Commandant Frontier Reserve Police,**  
Headquarter, Peshawar.

Respondents

SERVICE APPEAL UNDER SECTION-4 OF THE SERVICE TRIBUNAL  
ACT, 1974 AGAINST THE ACT OF THE RESPONDENT NO. 2 WHO  
ISSUED IMPUGNED ORDER Dated: 15-01-2018 (RECEIVED TO THE  
APPELLANT ON 26-01-2018), VIDE WHICH THE DEPARTMENTAL  
REPRESENTATION OF THE APPELLANT WAS DISMISSED AND THE  
IMPUGNED ORDER DATED: 26-10-2017 PASSED BY RESPONDENT No.  
3 AND DATED: 05-04-2017 PASSED BY RESPONDENT No. 4 WAS  
UPHELD.

Prayer:-

ON ACCEPTANCE OF THE INSTANT APPEAL THE  
IMPUGNED ORDERS OF THE RESPONDENTS NO. 2 TO 4  
DATED: 15-01-2018, 26-10-2017 AND 05-04-2017 MAY BE SET  
ASIDE AND RESULTANTLY THE APPELLANT MAY

ATTESTED

EXCISE & TAX  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar


11/6/2018

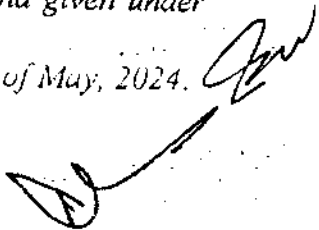
(4)

A. No. 236/2018  
Akhtar Ali vs Govt




- 24<sup>th</sup> May, 2024
1. Nobody present on behalf of the appellant. Mr. Muhammad Jan, 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 24<sup>th</sup> day of May, 2024.

  
(Muhammad Akbar)  
Member(E)

  
(Kalim Arshad Khan)  
Chairman

\*Adnan Shah, P.A.\*

**ATTESTED**  
  
EX AMIN  
Kyber Pakhtunkhwa Service Tribunal  
Peshawar  
6-24

Date of Presentation of Application 27-5-24  
 Number of Words Page 2  
 Copying Fee 10/-  
 Urgent \_\_\_\_\_  
 Total 10/-  
 Name of Copystart Shahzad  
 Date of Completion of Copy 11-6-24  
 Date of Delivery of Copy 11-6-24