

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

Service Appeal No.1778/2023

MISC Appli No 374/2024

1. District Police Officer North Waziristan.
2. Regional Police Officer, Bannu, Region Bannu.
3. Inspector General of Police KPK, Peshawar.

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 12821

Dated 16/5/24

VERSUS

Mr. Muhammad Imran Ex-Constable North Waziristan.

**APPLICATION FOR SETTING ASIDE EX-PARTE DATED 07/05/2024 AND
RESTORING RIGHT OF FILING PARA- WISE COMMENTS.**

Respectfully Sheweth:

1. That, the above -captioned Service Appeal No. 1778/2023 filed by the appellant namely Muhammad Imran, Ex constable for reinstatement in to the service which was fixed today on 07/05/2024.
2. That in the above instant case, the comments were submitted on today on 07/05/2024 in Khyber Pakhtunkhwa Service Tribunal Peshawar, with issuing institution no 12572 dated 07/05/2024 but the comments were not timely placed in to the file before Honorable Service Tribunal Peshawar.
3. That, the Honorable Tribunal issued an Ex-party Order dated 07/05/2024 without taking in to consideration the stance of police Department.
4. That, the above Ex-Party order depraving the answering respondents of their right of defense.
5. That, Respondents department always complies with the direction of Honorable Courts letter and spirits.
6. That feeling aggrieved the respondents seek right for restoration of the filed para wise comments on the following grounds.

GROUND:

- A. That the valuable rights of the department/respondents are involved with the instant service appeal.
- B. That application with in time and there is no disobedience on the part of respondents.
- C. That there is no legal bar of the acceptance of the application in hand.

PRAYERS:

It is therefore most respectfully prayed that on acceptance of this application the Ex-Party proceedings against the respondents may be set aside and this office his already submitted all the required documents para wise comments etc, well in time and right to file para wise comments may kindly be restore please.



District Police Officer,
North Waziristan
Respondent No.1
RoKhan Zeb
Incumbent

BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No.1778/2023

Mr. Muhammad Imran Ex-Constable North Waziristan, (Appellant)

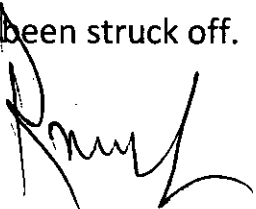
Versus

1. District Police Officer North Waziristan.
2. Regional Police Officer, Bannu, Region Bannu.
3. Inspector General of Police KPK, Peshawar. (Respondents)

AFFIDAVIT

I, **Rokhan Zeb**, District Police Officer, ~~OSP~~ North Waziristan, do hereby solemnly affirm on oath that the contents of accompanying application for restoration of right of submission of para wise comments, in behalf of respondents department are correct to the best of my knowledge and belief nothing has been concealed from this Honorable Tribunal.

It is further, stated on the oath that in this appeal, the answering respondents have been placed Ex-Party their defense has been struck off.



DISTRICT POLICE OFFICER,
North Waziristan
CNIC No.16201-4321719-7
Contact No. 0928313700



11-6 MAY 2024

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICES TRIBUNAL PESHAWAR



In S.A No. 1778 /2023

Imran Khan S/o Haji Mohammad R/o Village Muhammiad
Khel Tehsil Data Khel District North Waziristan. Ex-Police OB
No.95, Belt No. 303 NWTD.

----- (Appellant)

VERSUS

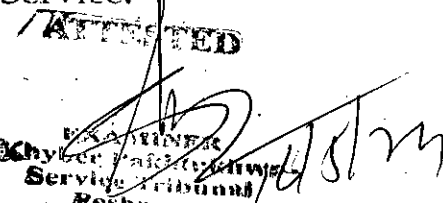
1. District Police Officer North Waziristan.
2. Regional Police Officer Bannu Region Bannu.
- 3.- The Inspector General of Police KPK at Peshawar.

----- (Respondents).

APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA
SERVICES TRIBUNAL ACT -1974 FOR REINSTATEMENT
OF THE APPELLANT IN SERVICE ALONGWITH ALL
BACK BENEFITS AND SETTING ASIDE THE
IMPUGNED ORDER OF DISMISSAL OF THE
APPELLANT FROM SERVICE OB NO 95 DATED
03.02.2023.

Respectfully Sheweth;

1. That the appellant was appointed in Levi Khasadar force in North Waziristan and the absorbed in regular police for 16 years of unblemished Record of Service.

ATTESTED

Khyber Pakhtunkhwa
Service Tribunal
Peshawar



S.A No. 1778/2023

18th April, 2024

SCANNED
K.P.S.T
Peshawar

1. Learned counsel for the appellant present. Mr. Umair Azam, Additional Advocate General for the respondents present.
2. Learned Additional Advocate General sought further time for submission of reply/comments. Last chance is given. To come up for reply/comments on 07.05.2024 before the S.B. Pareha Peshi given to the parties.

Q

(Kalim Arshad Khan)
Chairman

7th May, 2024

1. Learned counsel for the appellant and Mr. Arshad Azam, Assistant Advocate General present.
2. Despite repeated directions, and despite appearance of respondents on the previous dates, reply is still awaited on behalf of respondents nor any body is present on behalf of respondents. Therefore, they are placed ex-parte. To come up for arguments on 16.07.2024 before D.B. P.P given to the appellant's counsel.

(Kalim Arshad Khan)
Chairman

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

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