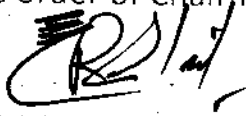


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 758/2024

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	23.07.2024	<p>The application for restoration service appeal No. 662/2023 submitted today by Uzma Syed Advocate. It is fixed for hearing before Division Bench at Peshawar on 25.07.2024. Original file be requisitioned. Parcha Peshi given to the counsel for the applicant.</p> <p>By the order of Chairman  REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

RA^s NO. 258 / 2024

Gulam usyid

VS GOVT. OF KPK & OTHERS

APPLICATION FOR FIXATION OF THE ABOVE TITLED AT
PRINCIPAL SEAT, PESHAWAR

Respectfully Sheweth:

1. That the above mentioned is pending adjudication before this Hon'ble Tribunal in which no date has been fixed so far.
2. That according to Rule 5 of the Khyber Pakhtunkhwa Service Tribunal Rules 1974, a Tribunal may hold its sittings at any place in Khyber Pakhtunkhwa which would be convenient to the parties whose matters are to be heard.
3. That it is worth mentioning that the offices of all the respondents concerned are at Peshawar and Peshawar is also convenient to the appellant/applicant meaning thereby that Principal Seat would be convenient to the parties concerned.
4. That any other ground will be raised at the time of arguments with the permission of this Hon'ble tribunal.

It is therefore prayed that on acceptance of this application the may please be fixed at Principal Seat, Peshawar for the Convenience of parties and best interest of justice.

Appellant/Applicant

Dated: 23-7-2024 Through

Uzma usyid
(Advocate)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

R.A NO: 758 /2024
IN

APPEAL NO.662/2023

Ghulam Wajid

VS


Police Deptt:

INDEX

S.No.	Documents	Annexure	P. No.
1.	Memo of Application	-----	1-2
2.	Copy of order	-A-	3-4


APPELLANT

THROUGH:


(UZMA SYED)
Advocate, High Court Peshawar

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

R.A NO: 758 /2024
IN
APPEAL NO.662/2023

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 14433

Dated 23-07-24

Ghulam Wajid, Constable no.112
r/o Khali Kaley Tehsil Totalai P/o Gharghoshto,
District Bunner.

(APPELLANT)

VERSUS

1. The Regional Police officer, Malakand Region, Swat.
2. The District Police officer Buner.

RESPONDENTS

**APPLICATION FOR RESTORATION OF APPEAL NO.
662/2023 WHICH WAS DISMISSED IN DEFAULT VIDE
ORDER DATED 03/07/2024.**


RESPECTFULLY SHEWETH:

1. That the instant appeal No. 662/2023 was filed before this Honorable Tribunal against punishment.
2. That the instant appeal was in argument stage at fixed on 03/07/2024 at Hon'able Service Tribunal. The counsel for the appellant not attends the court due to Engagements in her native village. Therefore, the above mentioned appeal was dismissed in default vide order dated 03/07/2024. **Copy of the order is attached as annexure-A.**
3. That counsel for the appellant file application for attested order sheet, which was handed over to the counsel for appellant on 12/07/2024, so the instant restoration application is well in time.
4. That valuable right is involved in the instant appeal of the appellant, So, it is in the interest of justice that the appeal should be dealt on merit rather to dismiss in default.

It is therefore, most humbly prayed, on acceptance of this application, the above mentioned appeal No. 662/2023 may be restore in interest of justice.

APPELLANT/APPLICANT

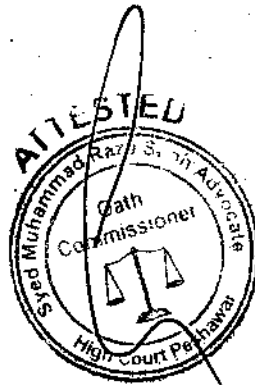
Through:


UZMA SYED
ADVOCATE, HIGH COURT
PESHAWAR.

AFFIDAVIT

It is affirmed and declared that the contents of application are true and correct to the best of my knowledge and belief.


DÉPONENT



BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR.

APPEAL NO 622/2023

Ghulam Wajid, Constable no.112
r/o Khali Kaley Tehsil Totalai P/o Gharghoshto,
District Bunner.



(APPELLANT)

VERSUS

1. The Regional Police officer, Malakand Region, Swat.
2. The District Police officer Buner.

(RESPONDENTS)

APPEAL UNDER SECTION 4 OF THE KPK SERVICE TRIBUNALS ACT, 1974 AGAINST THE ORDER DATED 15/07/2022, WHEREBY THE APPELLANT REINSTATED INTO SERVICE AND MINOR PUNISHMENT OF STOPPAGE OF TWO ANNUAL INCREMENT FOR TWO YEARS WAS IMPOSED UPON THE APPELLANT AND THE INTERVENING PERIOD WE.FROM 5/1/2011 TO 14/07/2022 WAS TREATED AS LEAVE WITHOUT PAY AND AGAINST REJECTION ORDER DATED 22/02/2023.

PRAYER:

THAT ON THE ACCEPTANCE OF THIS APPEAL, IMPUGNED ORDER DATED 15.07.2022 MAY KINDLY BE MODIFIED TO THE EXTENT OF THAT THE PENALTY OF STOPPAGE OF ANNUAL INCREMENT AND "PERIOD TREATED AS LEAVE WITHOUT PAY" AS PERIOD SPENT ON DUTY WITH ALL BACK AND CONSEQUENTIAL BENEFITS AND ORDER DATED 22/02/2023 MAY KINDLY BE SET-ASIDE. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT, MAY ALSO, IS AWARDED IN FAVOR OF APPELLANT.


ATTESTED:

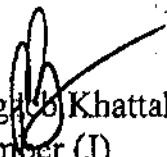
12/7/23

A. No. 622/23




- 03.07.2024
1. None present on behalf of the appellant Mr. Muhammad Jan, District Attorney alongwith Mr. Zahir Shah, Inspector for the respondents present.
 02. The appeal in hand was called on for hearing after various intervals, however, neither the appellant nor anyone else appeared on his behalf till the closing time, therefore, the appeal in hand stands dismissed in default. Consign.
 03. *Pronounced in open court at Camp Court Swat and given under our hands and seal of the Tribunal on this 03rd day of July, 2024.*


(Muhammad Akbar Khan)
Member (E)
Camp Court Swat


(Aurangzeb Khattak)
Member (J)
Camp Court Swat

Kamranullah

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar
12/7/24

Date of Presentation of Application 12/7/24
Number of ~~Words~~ page = 2
Copying Fee _____
Urgent 10%
Total 15%
Name of Copyist Shahzad
Date of Completion of Copy 12/7/24
Date of Delivery of Copy 12/7/24

سروس کی درخواستیں

سروس کی درخواستیں
 مقدمہ
 دعویٰ
 جرم

باعث تحریر آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے بیرونی وجوہ ذہنی وکل کاروائی متعلقہ

آن مقام کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا۔ نیز

وکیل صاحب کو راضی نامہ کرنے کے تقرر ثالث و فیصلہ پر حلف دینے جواب ذہنی اور اقبال دعویٰ اور

بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ ارضی دعویٰ اور درخواست ہر قسم کی تصدیق

زرائس پر دستخط کرانے کا اختیار ہوگا۔ نیز بصورت عدم بیرونی یا ڈگری یکطرفہ یا اپیل کی بڑا مدگی

اور منسوخی نیز دائر کرنے اپیل نگرانی و نظر ثانی و بیرونی کرنے کا محتاج ہوگا۔ از بصورت ضرورت

مقدمہ مذکور کے کل یا جزوی کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے

تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکور با اختیارات حاصل ہوں گے

اور اس کا ساختہ پرداختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ ہوں گے

سب سے وہوگا۔ کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔

Handwritten signature and date: 20/29

23 ماه 07

المرقوم