


Form-A  
FORM OF ORDER SHEET

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

**Restoration Application No. 713/2024**

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	10.07.2024	<p>The application for restoration service appeal 1166/2023 submitted today by Mr. Taimur Ali Khan Advocate. It is fixed for hearing before Division Bench at Peshawar on 12.07.2024. Original file be requisitioned. Parcha Peshi given to the counsel for the applicant.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR.

R. A. No. 713/2024

SERVICE APPEAL No.1166 /2023

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 14131

Dated 10.07.2024

Farhat Begum, CT (BPS-15),  
GGHS Chipper Dir Upper.

(APPELLANT)

VERSUS

1. The Secretary, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Civil Secretariat Peshawar.
2. The Director, Elementary & Secondary Education Department, Khyber Pakhtunkhwa, Peshawar.
3. The District Education <sup>officer</sup> (Female), Dir Upper.

.....  
**APPLICATION FOR RESTORATION OF THE INSTANT APPEAL  
WHICH WAS DISMISSED IN DEFAULT ON 02.07.2024**  
.....

**RESPECTFULLY SHEWETH:**

1. That the appeal of the appellant was pending before this Honorable Tribunal at Camp Court Swat.
2. That the appeal was in argument stage and was fixed for arguments on 02.04.2024 at Camp Court Swat, but the counsel for appellant was busy at principal seat at Peshawar of this Honorable Tribunal, therefore he could not attend the case on date fixed due which the instant appeal was dismissed in default. (Copy of order sheet is attached as Annexure-A)
3. That the appellant has good prime facie case and it will in interest of justice to decide the case of the appellant on merit.

It is, therefore, most humbly prayed that on acceptance of this application, the instant appeal may be restored and decides on merit to meet the ends of justice. Any other remedy which this august Tribunal deems fit and appropriate that may also be awarded in favour of the appellants.

*Phat*

APPELLANT

*Phat* Begum

THROUGH:

*Phat*

(TAIMUR ALI KHAN)

& *Shakir Ullah Torani*

(SHAKIR ULLAH TORANI)

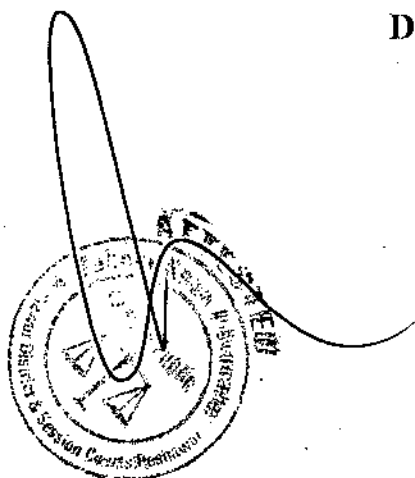
ADVOCATES, PESHAWAR.

**AFFIDAVIT:**

It is affirmed and declared that the contents of the above Application are true and correct to the best of my knowledge and belief and nothing has been concealed from Hon'able Tribunal.

*Phat*

DEPONENT



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

**SERVICE APPEAL No.1166/2023**

Farhat Begum

V/S

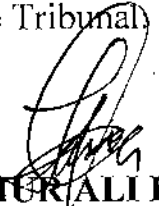
Education Department

**APPLICATION FOR FIXING THE RESTORATION APPLICATION AT  
PRINCIPAL SEAT AT PESHAWAR.**

**RESPECTFULLY SHEWETH:**

1. That the appellant belongs to Dir Upper, therefore, her case was fixed at Camp Court Swat of this Honorable Tribunal which was dismissed in default due to non-prosecution on 02.04.2024 at Camp Court Swat.
2. That the appellant has filed an application for the restoration of her appeal and as the counsel for the appellant is doing legal practice at principal seat at Peshawar, therefore, it will be convenient for the counsel of the appellant if the restoration application of the appellant is fixed at principal seat at Peshawar of this Honorable Tribunal.

It is, therefore, most humbly prayed that on the basis of above submission, the instant application may kindly be accepted and the application for restoration of the service appeal of the appellant may kindly be fixed at principal seat at Peshawar of this Honorable Tribunal

  
(TAIMUR ALI KHAN)  
ADVOCATE HIGH COURT  
(Counsel for the appellant)

(1)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR

SERVICE APPEAL NO. 1166 /2023

Farhat Begum, CT (BPS-15),  
GGHS Chipper Dir Upper.



Khyber Pakhtunkhwa  
Service Tribunal

Case No. 5997

Dated 12/15/2023

(APPELLANT)

VERSUS

1. The Secretary Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
2. The Director Secretary Elementary & Secondary Education Khyber Pakhtunkhwa, Peshawar.
3. The District Education Officer (Female), Dir Upper.

(RESPONDENTS)

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE IMPUGNED ACTION OF THE RESPONDENTS OF NOT FIXING THE SENIORITY OF THE APPELLANT IN THE POST OF PST (BPS-12) ACCORDING TO THE ORDER OF MERIT ASSIGNED BY THE DEPARTMENTAL SELECTION COMMITTEE ON THE BASIS OF RULE 17 (a) OF THE KHYBER PAKHTUNKHWA CIVIL SERVANT APPOINTMENT PROMOTION AND TRANSFER RULES 1989 AND NOT PROMOTING HER TO THE POST OF CT (BPS-15) FROM DUE DATE ACCORDING TO HER INTER-SE-SENIORITY AND AGAINST NOT TAKING ACTION ON THE DEPARTMENTAL APPEAL OF THE APPELLANT WITHIN THE STATUTORY PERIOD OF NINETY DAYS.

ATTESTED  
  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

A. No. 1166/23  
Parbat Begum vs Govt

07.05.2024

Mr. Umar Farooq, Advocate as proxy counsel on behalf of appellant present. Mr. Muhammad Jan, District Attorney alongwith Majeed Ullah, A.D/O for the official respondents present. Despite service nobody present on behalf private respondent No.4, hence she is proceeded and placed *ex-parte*.



Former requested for adjournment on the ground that earned counsel for the appellant is busy before worthy Peshawar High Court, Peshawar. Adjourned. To come up for arguments on 02.07.2024 before D.B at camp court swat. Parcha Peshi given to the parties.

SCANNED  
KPST  
Peshawar

(Faveeha Paul)  
Member (I)

(Rashida Bano)  
Member (I)  
Camp Court, Swat

ORDER  
02<sup>nd</sup> July, 2024

None present on behalf of the appellant. Mr. Umair Azam, Additional Advocate General for the respondents present.

The appeal in hand was called on for hearing after various intervals, however, none appeared on behalf of the appellant till rising of the court, therefore, the appeal in hand stands dismissed in default. File be consigned to the record room.

ANNOUNCED  
02<sup>nd</sup> July, 2024

(Muhammad Akbar Khan)  
Member (Executive)  
Camp Court, Swat

(Aurangzeb Khattak)  
Member (Judicial)  
Camp Court, Swat

TESTED

SCANNED  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

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