

**BEFORE THE HON'BLE**  
**KHYBER PAKHTUNKHWA SERVICE**  
**TRIBUNAL PESHAWAR**

Service Appeal No. 1889/2023

Sajjad Ahmad Khan

.....(Appellant)

**V E R S U S**

The Inspector General of Police, Police Department, Khyber  
Pakhtunkhwa, Peshawar and others

.....(Respondents)

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Appellant

Through

*Wajid Ali Shahzad*  
**Wajid Ali Shahzad**  
Advocate High Court  
Peshawar

Dated: 28.08.2024

**BEFORE THE HON'BLE**  
**KHYBER PAKHTUNKHWA SERVICE**  
**TRIBUNAL PESHAWAR**

Service Appeal No. 1889/2023

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 15244

Dated 28/8/24

**Sajjad Ahmad Khan S/o Amin Ullah Jan**

R/o Opazi Bala, Mathra, Tehsil & District Peshawar

Inspector, Police Department, Peshawar

.....(Appellant)

**V E R S U S**

- 1) The Inspector General of Police, Police Department,  
Khyber Pakhtunkhwa, Peshawar
- 2) Deputy Inspector General of Police, Police Department,  
Khyber Pakhtunkhwa, Peshawar
- 3) Chief Secretary, Government of Khyber Pakhtunkhwa,  
Peshawar

.....(Respondents)

**Application for restoration of the above**  
**titled Service Appeal which was**  
**dismissed in default on 30.07.2024 due**  
**to non prosecution.**

**Respectfully Sheweth,**

The appellant most respectfully submitted as under:

- 1) That the above titled Service Appeal was pending adjudication before this hon'ble tribunal which was dismissed in default on 03.07.2024. (Copy of order dated 03.07.2024 is attached)
- 2) That appellant request for the restoration of the above titled service appeal, inter alia, on the following grounds.

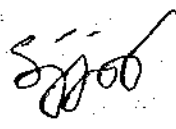
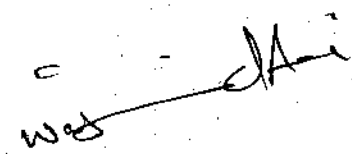
**GROUND:**

- a) That on the date fixed, clerk of the counsel appeared and marked attendance before this hon'ble tribunal on behalf of the appellant's counsel and thereby the counsel of the appellant on an emergency basis travelled to Mardan.
- b) That non-appearance of the counsel and appellant was not intentional but due to the reason mentioned above.
- c) That the application for the restoration is well within time.
- d) That valuable rights of the appellant is involved in the instant case and require to heard and decided upon merits.
- e) That other ground will be taken at the time of arguments upon the permission of this hon'ble court.

It is, therefore, most humbly prayed that on acceptance of this application the service appeal titled above may graciously be restored and be decided on merits.

Appellant

Through

  
  
**Wajid Ali Shahzad**  
Advocate High Court  
Peshawar

Dated: 28.08.2024

**Note:** Wakalat Nama has already been placed on main case appeal.

**BEFORE THE HON'BLE**  
**KHYBER PAKHTUNKHWA SERVICE**  
**TRIBUNAL PESHAWAR**

Service Appeal No. 1889/2023

Sajjad Ahmad Khan

.....(Appellant)

**V E R S U S**

The Inspector General of Police, Police Department, Khyber  
Pakhtunkhwa, Peshawar and others

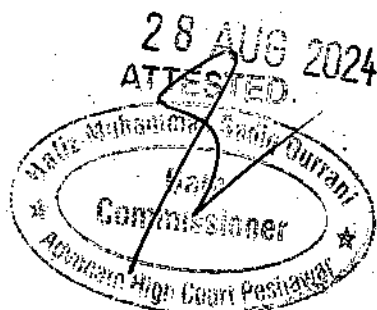
.....(Respondents)

**AFFIDAVIT**

As per instruction of my client, I Wajid Ali Shahzad Advocate High Court, Peshawar, do hereby solemnly affirm and declare that the contents of instant Restoration Application are true and correct to the best of my knowledge and belief as imparted to me in this behalf.

*Wajid Ali Shahzad*

Advocate



①

**BEFORE THE HON'BLE**  
**PESHAWAR HIGH COURT**  
**PESHAWAR**

Writ Petition No. 2458 /2023  
*Appeal No. 1889/2023*



**Sajjad Ahmad Khan S/o Amin Ullah Jan**  
R/o Opazi Bala, Mathra, Tehsil & District Peshawar

.....(Petitioner)

**V E R S U S**

- 1) The Inspector General of Police, Police Department,  
Khyber Pakhtunkhwa, Peshawar
- 2) Deputy Inspector General of Police, Police Department,  
Khyber Pakhtunkhwa, Peshawar
- 3) Chief Secretary, Government of Khyber Pakhtunkhwa,  
Peshawar

.....(Respondents)

**Writ Petition Under Article 199 of the**  
**Constitution of Islamic Republic of**  
**Pakistan, 1973 as amended upto date.**

**Prayer in Writ Petition:**

**FILED TODAY**

**Deputy Registrar**

**08 JUN 2023**

**ATTESTED**

**EXAMINER**  
**Khyber Pakhtunkhwa**  
**Service Tribunal**  
**Peshawar**

**On acceptance of the instant writ petition**  
**the impugned Transfer / Posting Order**



14.06.2024 01. Nemo for the appellant present. Mr. Umair Azam Additional Advocate General for the respondents present.

02. Reply/comments on behalf of respondents submitted through office which are placed on file. To come up for arguments on 03.07.2024 before D.B. Notice be issued to the appellant and his counsel for the date fixed.

(Muhammad Akbar Khan)  
Member (E)

\*kamranullah\*

ORDER

3<sup>rd</sup> July 2024

Kalim Arshad Khan, Chairman: Nobody present on behalf of the appellant. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

2. The case was called several times but neither appellant nor his counsel turned up before the Tribunal, till its rising. Therefore, the appeal in hand is dismissed in default. Consign.

3. *Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal this 3<sup>rd</sup> day of July, 2024.*

(Rashida Bano)  
Member(J)

(Kalim Arshad Khan)  
Chairman

ATTESTED

Alium Shadi, P.O.

EXAMINER  
Kyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Date of Presentation of Application 15-07-2024  
Number of Words pages = 2  
Copying Fee 10/-  
Urgent \_\_\_\_\_  
Total 10/-  
Name of Copyiest Shahzad  
Date of Completion of Copy 20-7-24  
Date of Delivery of Copy 23-8-24

