


Form-A

FORM OF ORDER SHEET

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

**Restoration Application No. 628/2024**

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	24.06.2024	<p>The application for restoration of Appeal No. 6218/2020 submitted today by Mr. Ibadur Rahman Advocate. It is fixed for hearing before Division Bench at Peshawar on 26.06.2024. 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 HONOURABLE KP SERVICE TRIBUNAL PESHAWAR**

R. A. No. 628/2024

C.M No. \_\_\_\_\_ /2024

IN

Service Appeal No. 6218 /2020

**Mir Rahman**

.....

Applicant

**Versus**

Secretary, Elementary & Others.....

Respondents

**I N D E X**

S.No	Description of document	Annex:	P.No.
1.	Application with Affidavit		1-2
2.	Order dated: 24/05/2024	A	3-4



**IBADUR RAHMAN**  
Advocate High Court  
127-Sarhad Mansion  
Hashtnagri, GT Road  
Peshawar.  
Cell# 0300-5932939

Dated. 24/06/2024

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

R. A. No. 628/2024

C.M. \_\_\_\_\_/2024

In

Appeal No: 6218/2020

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 13751

Dated 24-06-2024

Mir Rahman (TT), Government Primary School  
Pastawana Central Kurram, Distt: Kurram.

..... Appellant

Versus

1. Government of Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Peshawar.
2. Director Elementary & Secondary Education, Peshawar.
3. District Education Officer, Elementary & Secondary Education District Kurram.
4. Additional District Education Officer, Elementary & Secondary Education , Lower & Central Kurram District Kurram.

..... Respondents

**APPLICATION FOR RESTORATION OF APPEAL**

Respectfully Sheweth:

The Applicant submits as under:-

1. That the above titled Appeal was fixed before this Honourable Tribunal on 24/05/2024 which was dismissed in default. (copy attached as Annex A)
2. That the counsel for the Appellant appeared at morning and duly marked attendance with the Reader of this honorable Tribunal.

- 3. That the Counsel of the Appellant was busy in other court cases and in the meanwhile he received a call from the school of his kids that his son was not feeling well. Therefore counsel for the Appellant rushed to the school and could not appear before this honourable Tribunal.
- 4. That the absence of the counsel was not intentional but due to <sup>avoidable</sup> un-available circumstances.
- 5. That the appellant has precious interest in the appeal.
- 6. That this application in well within time.
- 7. That there is no bar to restore the appeal of the appellant.

it is, therefore, humbly prayed that the title appeal may graciously be restored.

Dated : 24/06/2024

Appellant  
 Through: *IB*  
 IBAD UR RAMAN  
 Advocate High Court  
 Peshawar.

**AFFIDAVIT:**

Stated on oath that the above contents are true and correct to the best of my knowledge and belief.



*IB*  
 DEPONENT

24/6/24

Annex A

BEFORE THE HONOURABLE KP SERVICE TRIBUNAL  
PESHAWAR.

APPEAL NO. 6218 /2020.

Mir Rahman (TT), Government Primary School  
Pastawana Central Kurram, Distt: Kurram.

.....Appellant

Versus

- 1- Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Peshawar.
- 2- Director, Elementary & Secondary Education, Peshawar.
- 3- District Education Officer, Elementary & Secondary Education, District Kurram.
- 4- Additional District Education Officer, Elementary & Secondary Education, Lower & Central Kurram, Distt: Kurram.

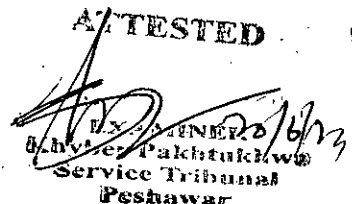
.....Respondents

APPEAL U/S 4 OF SERVICE TRIBUNAL ACT, 1974 FOR DIRECTING THE RESPONDENTS TO GIVE ALL GIVE BACK BENEFITS & SENIORITY TO THE APPELLANT WEF <sup>At</sup> 05/03/2013 WHEN THE OTHER TEACHERS WERE APPOINTED BUT THE APPELLANT HAS WRONGLY BEEN DEPRIVED FROM APPOINTMENT. AGAINST WHICH THE APPELLANT FILED A PROPER DEPARTMENTAL APPEAL ON 13-03-2020 AND NO RESPONSE FROM THE RESPONDENTS.

Respectfully sheweth.

Appellant submits as under :-

ATTESTED

  
EX. JINER 20/03/20  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Appeal No: 6218/2020


24<sup>th</sup> May, 2024

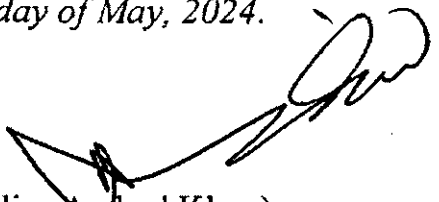
1. Nobody present on behalf of the appellant. Mr. Muhammad Jan, District Attorney alongwith Mr. Toti Marjan, ADEO for the respondents present.

(4)

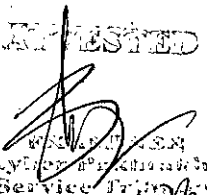
2. The case was called time and again but neither appellant nor his counsel put appearance, therefore, the appeal in hand is dismissed in default.

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.\*

REQUESTED  
  
OFFICE OF THE  
Service Tribunal  
Peshawar  
20-6-2024

Date of Presentation of Application 29-5-2024  
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Date of 20-6-2024  
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