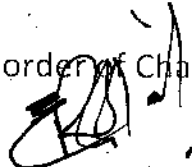


Form-A

FORM OF ORDER SHEET

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

**Restoration Application No. 410/2024**

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	27.05.2024	<p>The application for restoration of Appeal No.6581/2021 submitted today by Ambareen Gulzar Advocate. It is fixed for hearing before Division Bench at Peshawar on 30.05.2024.Original file be requisitioned. Parcha Peshi given to counsel for the applicant.</p> <p style="text-align: right;">By the order of Chairman  <b>REGISTRAR</b></p>

**BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR**

RA No = 410 / 2024

Service Appeal No. 6581/2021

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 13031

Dated 27-05-24

Imdad Ullah S/o Lawangeen,  
Ex.Warder District Jail Timergara,  
R/o Haji Zai, Tehsil Shabqadar, District Charsadda.

..... (Appellant)

VERSUS

1. Superintendent Circle Headquarter Prison Mardan.
2. Inspector General of Prison, Khyber Pakhtunkhwa,  
Peshawar.

..... (Respondents)

**APPLICATION FOR RESTORATION OF THE  
ABOVE TITLED CASE WHICH WAS DISMISSED  
IN DEFAULT ON 14.05.2024.**

Respectfully Sheweth:

1. That the above noted case was dismissed on 14.05.2024 for non prosecution.
2. That on 14.05.2024, the Counsel for the applicant was suffering from illness and the clerk of the counsel marked the attendance but still the case was dismissed in default for non prosecution.
3. That the absence was neither intentional nor deliberate rather due to the reasons mentioned above.

4. That the Hon'ble Courts held in several judgments that the cases should be decided on merits.
5. That the application in hand is well within time and there is no bar for acceptance of the same.

It is therefore, most humbly prayed that on acceptance of this application, the above titled case may please be restored and be decided on its merits, to meet the ends of justice.

Through

Applicant



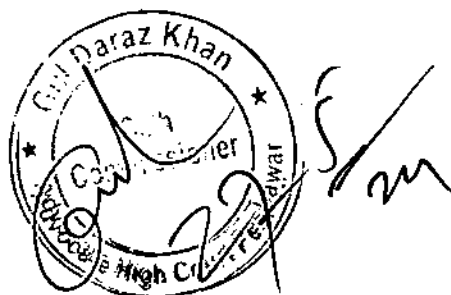
**Ambreen Gulzar**

Dated: 27.05.2024

Advocate Supreme Court.

**AFFIDAVIT**

As per instruction of my client, I, do hereby solemnly affirm and declare that the contents of the accompanying Application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.



DEPONENT



①

BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. 6581 /2021



Imdad Ullah S/o Lawangeen,  
Ex. Warder District Jail Timergara.  
R/o Haji Zai, Tehsil Shabqadar, District Charsadda.

.....Appellant

**VERSUS**

- 1) Superintendent Circle Headquarter PRISON  
Mardan.
- 2) Inspector General of Prison, Khyber  
Pakhtunkhwa, Peshawar.

.....Respondents

**SERVICE APPEAL U/S 4 OF THE  
KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL ACT, 1974 AGAINST THE  
IMPUGNED OFFICE ORDER NO.  
810/PB DATED 14.05.2020 OF  
RESPONDENT NO. 1 WHEREBY THE  
MAJOR PENALTY OF REMOVAL FROM  
SERVICE WAS IMPOSED UPON HIM  
OR OFFICE ORDER NO. LC/36434  
DATED 31.08.2020 OF RESPONDENT  
NO. 2 WHEREBY DEPARTMENTAL**

**ATTESTED**

**ATTESTED**

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

*[Handwritten Signature]*  
27-5-21




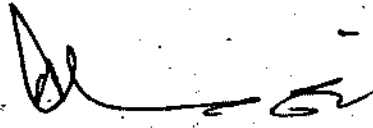
Service Appeal No.6581/2021 titled "Imdad Ullah Vs. Prisons Department"

14<sup>th</sup> May, 2024 **Kalim Arshad Khan, Chairman:** Nobody is present on behalf of the appellant. Mr. Muhammad Jan, District Attorney for the respondents present.

2. This case was called several times but nobody put appearance on behalf of the appellant till rising of the Court. Therefore, the appeal in hand is dismissed in default. Consign.

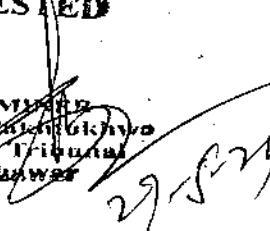
3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 14<sup>th</sup> day of May, 2024.*

  
(Muhammad Akbar Khan)  
Member (E)

  
(Kalim Arshad Khan)  
Chairman

\*Mutazem Shah\*

**ATTESTED**

  
EXAMINED  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

Date of Presentation of Application 27-5-24  
Number of Words Page = 2  
Copying Fee 10/-  
Urgent ✓  
Total 15/-  
Name of Copyist 8/Arshad  
Date of Completion of Copy 27-5-24  
Date of Delivery of Copy 27-5-24

# VAKALAT NAMA

IN THE COURT OF

KPK Service Tribunal Peshawar

Imdadullah

Accused/Petitioner/Appellant

— VERSUS —

S.C and others

Respondent/Complainant

FIR #

— Dated: —

U/S: —

P.S —

## AMBREEN GULZAR ASC

Advocates, High Court for BA  BBA  Trial  Appeal  Revision  
Family Suits  Civil Suits  Damages Suit

We, do hereby appoint and constitute the above mentioned **Advocates** to appear and act for me as my advocates in the above matter.

1. **To** act, appear and plead in the above-mentioned matter and to withdraw or compromise the said matter or submit to arbitration any differences or dispute that shall arise touching or in any manner relating to the said matter and to receive money and grant receipts therefore and to do all other acts and things which may be necessary to be done for the progress and the course of the prosecution of the said matter.
2. **To** draft and sign files at necessary pleadings, applications, objections, affidavits or other documents as shall be deemed necessary and advisable for the prosecution of the said matter at all its stages.
3. **To** employ any other Legal Practitioner, authorizing them to exercise the power as conferred on the undersigned Advocate, wherever he may think fit to do so.

**AND** we hereby agree to ratify whatever the Advocate or his substitute shall do in the above matter. we also hereby agree not to hold the Advocate or their substitute responsible for the result of the said matter in consequence of their absence from the Court when the said matter is called up for hearing. we further hereby agree that in the event for the whole or any part of the fee to be paid to the Advocate remaining unpaid, they shall be entitled to withdraw from the above matter. Received by us on 27 / 05 / 2024.

ACCEPTED BY:

Amme Zor

Petitioner/Respondents/Complainant

**AMBREEN GULZAR**

**Advocate**

**Supreme Court Of Pakistan**

Imdadullah  
Imdadullah