


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 705/2024

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	09.07.2024	<p>The application for restoration Execution Petition No.485/2024 submitted today by Mr. Noor Muhammad Khattak Advocate. It is fixed for hearing before Single Bench at Peshawar on 11.07.2024. 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

RA-
EM NO. 305 /2024

In
Execution Petition No. 485 /2024
In
Appeal No. 7641/2021


MISS NAZAKAT

VS

GOVT: OF KP & OTHERS

I N D E X

S. NO	DESCRIPTION OF DOCUMENTS	ANNEXURE	PAGE
1	Memo of application & affidavit	-----	1-3
2	Copy of order	-----	
3	Copy of order dated 12/06/2024 of this Honourable Tribunal	A	4
4	Wakalat Nama	5

Through: **PETITIONER**

NOOR MOHAMMAD KHATTAK,
ADVOCATE
SUPREME COURT OF PAKISTAN

-1-

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

RA⁵ GM NO. 705 /2024

In
Execution Petition No. 485 /2024

In
Appeal No. 7641/2021

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 14091

Dated 09/07/24

Miss Nazakat, Ex- SST (G) (BPS-16)
GGHS Shah Alam Salai, District Mohmand

.....PETITIONER

VERSUS

1. Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Civil Secretariat, Peshawar.
2. Director Elementary & Secondary Education, Peshawar.
3. Chairman Khyber Pakhtunkhwa Public Service Commission, Fort Road, Peshawar Cantt.

..... RESPONDENTS

APPLICATION FOR RESTORATION OF THE ABOVE TITLED EXECUTION PETITION WHICH WAS CONSIGNED BY THIS HONOURABLE TRIBUNAL VIDE ORDER DATED 12/06/2024.

R/SHEWETH:

- 1- That the petitioner filed the above tilted Service Appeal before this Honourable Tribunal against the impugned notification dated 11/06/2021, whereby the withdrawal notification dated 17/04/2019 regarding appointment of appellant as SST(G) (BPS-16) has been restored in utter violation of law and rules.
- 2- That this Honorable Service Tribunal vide judgment/order dated 12/10/2023 decided the service appeal in favor of the petitioner.
- 3- The applicant/petitioner after obtaining the attested copy of the order dated 12/10/2023, submitted the said order before the respondent, which was not complied in its true spirit.

- 4- That thereafter the petitioner filed execution petition mentioned above against the lethargic approach of the respondents by not implementing the judgment dated 12/10/2023 of this Honourable Tribunal.
- 5- That during the pendency of the instant execution petition, the representative of respondent department produced copy of notification dated 10/01/2024 before this Honourable Tribunal, whereby denovo inquiry was ordered and the petitioner was reinstated for the purpose of denovo inquiry with the submissions that denovo inquiry has been concluded.
- 6- That on receipt of aforesaid documents, the learned counsel for the petitioner while stressing upon the action have sought a specific date for handing over copy of inquiry report as well as order passed as a consequence of inquiry report to the petitioner upto 25th June, 2024. Copy of order dated 12/06/2024 of this Honourable Tribunal is attached as annexure.....**A**
- 7- That as the deadline i.e. 25th June, 2024 ordered by this Honourable Tribunal has since been passed, but no plausible action on the part of respondents has been taken so far, hence the instant application for restoration of the above titled Execution Petition.
- 8- That the petitioner time and again approached the respondents and produced order of Honorable Tribunal, and requested for compliance, but they refused and in this way brought disregard to order of August Tribunal.
- 9- That as the matter pertaining in the instant execution petition has not been redressed by the respondent in true letter and spirit as promised before this Honourable Tribunal, therefore the mentioned execution petition may be restored for the sack of justice.
- 10- That there is no legal bar in restoring the mentioned ~~Agenda~~ Petition.
- 11- That other grounds will be raised at the time of arguments with prior permission of this Hon'ble Court.

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It is therefore, most humbly prayed that on acceptance of this application, the above mentioned ~~order~~ petition may very kindly be restored OR any other order deemed proper in the matter may be passed.

Nazakat

Applicant/ Petitioner

Through:

[Signature]
NOOR MUHAMMAD KHATTAK
ADVOCATE SUPREME COURT

AFFIDAVIT

I, Miss Nazakat (The appellant) do hereby solemnly affirm that the contents of this application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.

Nazakat

DEPONENT



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VAKALATNAMA
BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

C.M No 120 29

Nazakat

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Govt of KPIC

(RESPONDENT)
(DEFENDANT)

I/We Nazakat

Do hereby appoint and constitute **Noor Mohammad Khattak Advocate Supreme Court** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. / / 202

Nazakat
CLIENT

ACCEPTED

Nazakat
NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

Waleed Adnan
WALEED ADNAN

Umar Farooq Mohmand
UMAR FAROOQ MOHMAND

Mahmood Jan
MAHMOOD JAN

&

Abid Ali Shah
ABID ALI SHAH
ADVOCATES

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