


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 1117/2024

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	27.09.2024	<p>The application for restoration of Service appeal No. 362/2024 submitted today by Hira Babar Advocate. It is fixed for hearing before Division Bench at Peshawar on 01.10.2024. Original file be requisitioned. Parcha Peshi given to the counsel for the applicant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE

TRIBUNAL PESHAWAR

R. A. No. 1117/2024
Service Appeal No 362/2024

Muhammad Idrees S/o Zar Wall Shah R/o Tehsil and District Bannu Ex
Constable No 39, District Police Bannu.

..... Appellant/Petitioner

VERSUS

1. Superintendent Of Police Investigation Police Headquarter, Bannu.

2. Regional Police Officer, Bannu Region, Bannu.

..... Respondents

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S.No.	Description of documents	Annexure	Pages
1.	Restoration Application along with Affidavit.		1-2
2.	Copy of order dated 17.10.2023		3, 3a
3.	Wakalat Nama		4

M. Idrees
Petitioner

Through

Hira Babar
HIRA BABAR

Advocate High Court Peshawar

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**BEFORE THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL PESHAWAR**

Service Appeal No 362/2024

R.A. No. 1117/2024

Muhammad Idrees S/o Zar Wali Shah R/o Tehsil and District Bannu Ex
Constable No 39, District Police Bannu.

..... Appellant/Petitioner

VERSUS

1. Superintendent Of Police Investigation Police Headquarter Bannu Paktukhwa
Service Tribunal
2. Regional Police Officer, Bannu Region, Bannu.

Diary No. 16/07

Dated 27/9/24

..... Respondents

**Application for restoration of the above mention
service appeal No. 362/224 which has been
dismissed and default on 18.09.2024.**

Respected Sir.

1. That the above mentioned service appeal was pending before this Hon'able Tribunal which was fixed on 18.09.2024 at Peshawar.
2. That this Hon'able Tribunal dismiss in default the above titled service appeal on 18.09.2024. (Copy of order is attached as Annexure-A).
3. That the council of the appellant was outstation for court proceeding while the appellant was unable to attend the court due to death of his close relative.
4. That the appellant came to know regarding the order dated 18.09.2024 on 27.09.2024.
5. That non-appearance of the appellant is not intentionally but due to the reason mentioned above.

It is therefore, most humbly prayed that on acceptance of the instant application the instant service appeal may kindly be restore.

Dated 27.09.2024

m Idrees
Petitioner

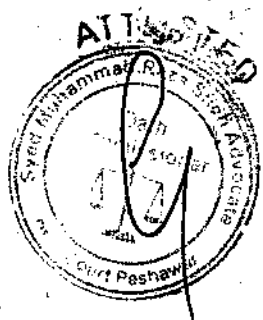
Through

Hira Babar
HIRA BABAR
Advocate High Court
Peshawar

AFFIDAVIT

I, Muhammad Idrees S/o Zar Wall Shah R/o Tehsil and District Bannu Ex Constable No 39, District Police Bannu do hereby affirm and declare on oath that the contents of the Instant Application are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.

m Idrees
Deponent



27 SEP 2024



BEFORE THE KPK SERVICE TRIBUNAL, PESHAWAR

Appeal No. 362/2024

Muhammad Idrees S/o Zar Wali Shah R/o Tehsil and District Bannu Ex Constable
No 39, District Police, Bannu.

APPELLANT

VERSUS

1. Superintendent of Police Investigation Police Headquarter, Bannu.
2. Regional Police Officer, Bannu Region, Bannu.

RESPONDENTS

APPEAL UNDER SECTION 4 OF KPK SERVICE TRIBUNAL ACT, 1974 AGAINST IMPUGNED ORDER DATED 11-09-2023, PASSED BY RESPONDENT NO-01 WHEREBY THE APPELLANT HAS BEEN AWARDED THE MAJOR PENALTY OF DISMISSAL FROM SERVICE AND HIS DEPARTMENTAL APPEAL AGAINST THE IMPUGNED ORDER IBID WAS REJECTED BY RESPONDENT NO-04 VIDE IMPUGNED FINAL ORDER DATED 19-01-2024, DISREGARD OF THE RULES AND PRINCIPLES OF NATURAL JUSTICE

Respectfully Sheweth:

FACTS OF THE CASE

1. That the appellant was appointed as constable in the police department in the year of 2007 and during his 17 years of active service he has got

ATTESTED

EXAMINER
Kyber Pakhtunkhwa
Service Tribunal
Peshawar
27/09/24

3a



S.A No. 362/2024

03rd June, 2024

SCANNED
KFS
Peshawar

1. Learned counsel for the appellant present. Mr. Arshad Azam, Assistant Advocate General present.
2. Respondents despite service through TCS, are not present, therefore, they are placed ex-parte. To come up for arguments on 18.09.2024 before D.B. Parcha Peshi given to the parties.

(Kalim Arshad Khan)
Chairman

Noon Amin

ORDER
18th Sept, 2024

Kalim Arshad Khan, Chairman: Nobody present on behalf of the appellant. Mr. Muhammad Jan, District Attorney for the respondents present.

2. 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 18th day of September, 2024.*

ATTESTED
EXAMINER
Khayber Pakhtunkhwa
Service Tribunal
Peshawar

27/09/24
Adnan Shah, P.A.

(Muhammad Akbar Khan)
Member(E)
(Kalim Arshad Khan)
Chairman

Date of Presentation of Application	27-09-2024
Number of Words	2-8
Stamping Fee	10/-
at	5/-
	15/-
Date of Delivery of	27-09-2024
	27-09-2024

58064	پشاور بار ایسوسی ایشن، خیبر پختونخواہ
ایڈویکٹ: <i>Hira Babar</i>	PESHAWAR BAR ASSOCIATION
بار کونسل ایسوسی ایشن نمبر: BC-16-6658	
رابطہ نمبر: 0307 5985426	
	

بعدالت جناب: *سروس ٹریبونل پشاور*

مخانب: <i>محمد ادریس</i>	دعویٰ:
	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:
باعت تحریر آنگہ	

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ

آن مقام *پشاور* کیلئے *صرا بابر ایڈوکیٹ* کو وکیل مقرر

کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کالہ اختیار ہوگا، نیز وکیل صاحب کو

راضی نامہ کرنے و تقررات و فیصلہ بر حلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق

زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برائگی اور منسوخی، نیز

دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی

کاروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب

مقرر شدہ کو وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا ساتھ پر راجحہ منظور و قبول ہوگا

دوران مقدمہ میں جو خرچہ ہر جانب التوا کے مقدمہ کے سبب سے ہوگا اس کی تاریخ پیشی مقام دورہ یا حد سے

باہر ہو تو وکیل صاحب یا بندہ ہوں گے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سند رہے

المرقوم: *27/09/2024*

المقام *پشاور* *سروس ٹریبونل* کے لیے منظور ہے۔

Accepted
Hira Babar
27/9/2024