


Form-A

FORM OF ORDER SHEET

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

**Restoration Application No. 1092/2024**

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	24.09.2024	<p>The application for restoration of Service appeal No. 6217/2020 resubmitted today by Mr. Ibad Ur Rehman Advocate. It is fixed for hearing before Division Bench at Peshawar on 30.09.2024. Original file be requisitioned. Parcha Peshi given to counsel for the applicant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

The C.M in appeal no. 6217/2020 received today i.e. on 29-8-2024 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1. Memorandum of application is not signed by appellant.

2. Approved file cover be used

No. 669 /S.T,

Dt. 9/9 /2024

  
ASSISTANT  
TO REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR

Mr. Ibad ur Rehman,  
Advocate, Peshawar.

R/s/s

The objection has been removed.



BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

R. A. 1092/24  
C.M. \_\_\_\_\_/2024

In

Appeal No. 6217/2020

MST: Saira Sultan (A.T)

Appellant

VERSUS

Government of Khyber Pakhtunkhwa & other

Respondents

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Dated 29/08/2024

Applicant

Through:



Ibad Ur Rahman

Advocate High Court Peshawar

①

**BEFORE THE KP SERVICE TRIBUNAL PESHAWAR**

R.A. NO. 1092/24  
C.M. /2024

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 15309

Dated 29.08.24

In

Appeal No.

Mst. Saira Sultan (A.T) G.G. M.S 6217/2020  
Taxali Central Kurram.

Applicant

**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 Officer Elementary & Secondary Education Lower & Lower & Central Kurram District Kurram.

Respondents

**APPLICATION FOR RESTORATION**

**Respectfully Sheweth;**

1. That the captioned case was pending adjudication before this Hon'ble Tribunal and has been dismissed in default for non-appearances on dated: 30/07/2024.
2. That my counsel was outstation and I stuck Parachinar due to worse law and order situation in District Kurram, therefore the appeal was dismissed for non-prosecution.
3. That the absence of the applicant/appellant was not intentional but due to un-avoidable circumstances.

- 4. That valuable rights of the applicant/appellant are involved in the captioned case hence need restoration.
- 5. That other grounds will be taken at the time of arguments.

*It is, therefore, humbly prayed that on acceptance of the instant petition, the captioned appeal case may graciously be restored and be decided on merits.*

Dated: 29/08/2024



**Applicant/Appellant**

Through



**IBAD UR RAHMAN**

Advocate, High Court

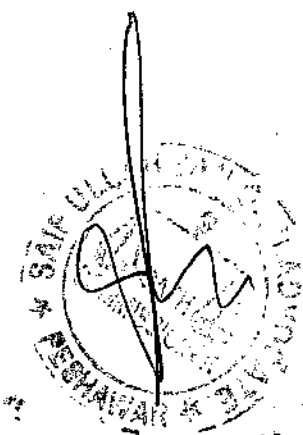
Peshawar.

**Affidavit:**

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



Deponent



**BEFORE THE KP SERVICE TRIBUNAL PESHAWAR**

Misc Application \_\_\_\_\_/2024

In

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

In

Appeal No. 6217/2020

Mst. Saiza Sultan

Vs

Government of KP &amp; others

**APPLICATION FOR CONDONATION OF  
DELAY IN FILING OF APPLICATION.**

Respectfully Sheweth:

- 1) That the application for restoration is being filed with the application in hand, where no date of hearing has been fixed.
- 2) That I was struck in Parachinar due to worse law and order situation and mean while the event of the chehllum of Imam Hussain (R.A) was started due to which the whole city/area was sealed by the government officials therefore I could not persue my case in hand well with in time.
- 3) That it is in the interest of justice to condone the delay in filling the application.

it is, therefore, humbly prayed that on acceptance of this application the delay in filing of appeal may kindly be condone.

Dated 29/08/2024

Applicant

Through



Ibad Ur Rahman

Advocate High Court Peshawar

(4)

BEFORE THE HONOURABLE KP SERVICE TRIBUNAL  
PESHAWAR.

APPEAL NO. 6217 /2020.



Mst: Saira Sultan (AT), Government Girls Middle School  
Tarali 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 06/03/2013 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 24-03-2020 AND NO RESPONSE FROM THE RESPONDENTS.

Respectfully sheweth.

**ATTESTED**

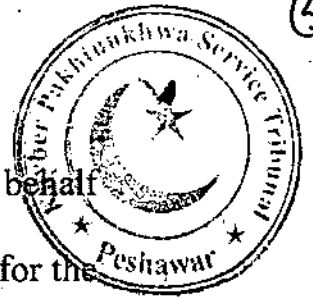
Appellant submits as under :-

EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

*[Handwritten Signature]*  
28/8/20

Appeal No: 6217/2020

Mst Saira Sultan v/s Education



ORDER


30<sup>th</sup> July 2024

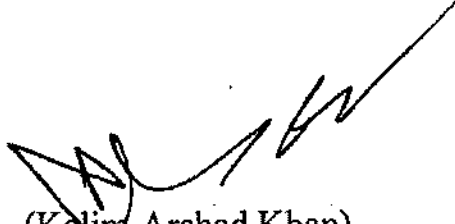
**Kalim Arshad Khan, Chairman:** Nobody present on behalf of the appellant. Mr. Muhammad Jan, District Attorney for the respondents present.

Annex: A


2. On the previous, last chance was given to learned counsel for the appellant. Today 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 30<sup>th</sup> day of July, 2024.

  
(Rashida Bano)  
Member(J)

  
(Kalim Arshad Khan)  
Chairman

\*Adnan Shah, P.A\*

ATTESTED  
  
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar  
29-8-24

Date of Presentation of Application 28/8/24  
Number of ~~Words~~ Pages = 2  
Copying Fee 10/-  
Urgent ✓  
Total 10/-  
Name of Copyist Shahzad  
Date of Completion 29/8/24  
Date of Delivery of Copy 29/8/24