


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 999/2024

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	12.09.2024	<p>The application for restoration of service appeal No.1604/2021 submitted today by Syed Noman Ali Bukhari Advocate. It is fixed for hearing before Division Bench at Peshawar on 23.09.2024. Original file be requisitioned. Parcha Peshi given to the counsel for the applicant.</p> <p>By of order the Chairman</p> <p> REGISTRAR</p>

BEFORE THE SERVICE TRIBUNAL PESHAWAR

RoA No: 999 ⁱⁿ 2021

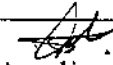
S.A No. 1604/2021
Sahibzada

Versus


Levies Department

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Applicant

Through


Syed Noman Ali Bukhari
Advocate High Court Peshawar

Dated 12/09/2024

BEFORE THE SERVICE TRIBUNAL PESHAWAR

R.No: 999 /2024.

Appeal No. 1604/2021

Mr Sahibzada S/o Mazullah Khan Levy Sepoy (Federal) Now Provincial

Appellant

**Khyber Pakhtunkhwa
Service Tribunal**

VERSUS

Diary No. 15737

1. The Secretary Home, Govt of Khyber Pakhtunkhwa Civil Secretariat Peshawar. Dated 12-09-24
2. The Commandant Levies , Deputy Commissioner Dir Upper.

Respondents

SUBJECT: APPLICATION FOR RESTORATION IN ABOVE MENTIONED APPEAL WHICH WAS DISMISSED IN DEFAULT VIDE ORDER DATED 03.09.2024.

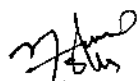
Respectfully Sheweth.

1. That the above mentioned Service Appeal was pending before this Hon' able tribunal which has been dismissed in default on 03/09/2024 at Camp Court Swat,
2. That on the same day the counsel for the appellant was ill therefore the counsel for the appellant was unable to attend the Camp Court swat due to which in conveyance cause, but the appellant in person present and properly mark his attendance appear before the court but despite that this service appeal was dismiss in default. (copy of the order sheet is attached).
3. That the valuable right of the appellant is involved in the instant appeal.

It is therefore, most humbly submitted that on acceptance of this restoration application the above mention Service Appeal of the appellant may kindly be restore in interest of justice.


applicant

Through


Syed Noman Ali Bukhari
Advocate High Court Peshawar

Dated 12/09/2024

BEFORE THE SERVICE TRIBUNAL PESHAWAR

R.A No. _____ /2021

Appeal No. 1604/2021

Mr Sahibzada S/o Mazullah Khan Levy Sepoy (Federal) Now Provincial

Appellant

VERSUS

1. The Secretary Home, Govt of Khyber Pakhtunkhwa Civil Secretariat Peshawar.
2. The Commandant Levies , Deputy Commissioner Dir Upper.

Respondents

AFFIDAVIT

I, Mr Sahibzada S/o Mazullah Khan Levy Sepoy (Federal) Now Provincial 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.


Deponent

(1)

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 1604 /2020



Mr. Sahib Zada S/o Mazullah Khan,
Army Sepoy (Federal) now provincial.

.....(Appellant)

VERSUS

1. The Secretary Home, KP. Civil secretariat, KP Peshawar.
2. The commandant Levis, Deputy Commissioner Dir Upper .


.....(Respondents)

APPEAL UNDER SECTION 4 OF THE KP SERVICE TRIBUNALS ACT, 1974 AGAINST THE IMPUGNED ORDER DATED 24.03.2015 WHEREBY, THE APPELLANT HAS BEEN REMOVED FROM SERVICE AND AGAINST THE REJECTION ORDER DATED 25.04.2018 AND 09.06.2020 RECEIVED ON 16.12.2020 THROUGH APPLICATION WHEREBY THE DEPTT APPEAL OF THE APPELLANT HAS BEEN REJECTED FOR NO GOOD GROUNDS.

PRAYER:

THAT ON ACCEPTANCE OF THIS APPEAL, THE ORDERS DATED 24.03.2015, 25.04.2018 and 09.06.2020 MAY BE SET ASIDE AND THE APPELLANT MAY BE REINSTATED INTO SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND

ATTESTED


EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Service Appeal No. 1604/2021 titled "Sahib Zada Vs. Government of Khyber
Pakhtunkhwa through Secretary Home and others"



ORDER

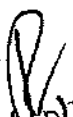
03.09.2024

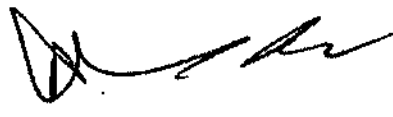
Kalim Arshad Khan, Chairman: Nemo for the appellant. Mr.

Muhammad Jan, District Attorney for the respondents present.

2. Called several times till last hours of the court but nobody turned up on behalf of the appellant. In view of the above, the instant appeal is dismissed in default. Consign.

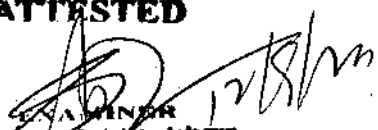
3. *Pronounced in open court at camp court, Swat and given under our hands and seal of the Tribunal on this 3rd day of September, 2024.*


(Rashida Bano)
Member (J)
Camp Court, Swat


(Kalim Arshad Khan)
Chairman
Camp Court, Swat

Kaleemullah

ATTESTED


Attesting Officer
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 12/8/24
Number of Words pages 2
Copying Fee 10/-
Urgent 5/-
Total 15/-
Name of Copyist Shahzad
Date of Completion of Copy 12/9/24
Date of Delivery of Copy 12/9/24