


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 1138/2024

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	04.10.2024	<p>The application for restoration of Service appeal No. 954/2022 submitted today by him. It is fixed for hearing before touring single Bench at A.Abad on 29.10.2024. Original file be requisitioned. Parcha Peshi given to applicant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

**BEFORE THE KHYBER PAKHTUNKHWA, SERVICE
TRIBUNAL, CAMP COURT ABBOTTABAD.**

CA NO: 1138 /2024
IN
APPEAL NO.954/2022

Wajid Constable No.1388, Abbottabad District Police Tehsil &
District Abbottabad.

VERSUS

.....Appellant
Khyber Pakhtunkhwa
Service Tribunal

1. Inspector General of Police Khyber Pakhtunkhwa, Peshawar.
2. DIG, Hazara Region, office at Abbottabad.
3. District Police Officer, Abbottabad.
4. Deputy Superintendent of Police, Abbottabad.
5. Regional Police Officer Hazara, Region, Abbottabad.
6. SDPO, Cantt. District Abbottabad.
7. SDPO, Mirpur, District Abbottabad.

Diary No. 16335
Dated 4/10/2024

.....Respondents

SERVICE APPEAL

**APPLICATION FOR RESTORATION OF TITLED
SERVICE APPEAL WHICH WAS DISMISSED IN BY
DEFAULT BY THIS HONORABLE TRIBUNAL VIDE
ORDER DATED 23.09.2024.**

Respectfully Sheweth:

1. That the titled appeal was pending for adjudication before this Hon'ble Tribunal and was fixed for 23.09.2024
2. That on the date fixed, this Hon'ble Tribunal dismissed the appeal in default vide order dated 23/09/2024. Copy of appeal alongwith order dated 23/09/2024 is annexed "A" & "B".
3. That the absence of the petitioner was not deliberately and willfully. No notice was issued to the appellant nor he was aware of fixation of the titled appeal. Similarly, counsel for appellant was also does not inform the appellant about fixation of case.

4. That in case the titled petition is not restored, it would cause irreparable loss to the appellant.
5. That the valuable rights of appellant are involved.
6. That the date given by the court is 26/09/2024 copy of court diary is attached and when on date we came to the court reader told us that ex-party proceeding is against you.

It is therefore humbly prayed that the titled service appeal may graciously be ordered to be restore in the highest interest of justice.



....APPELLANT

Through

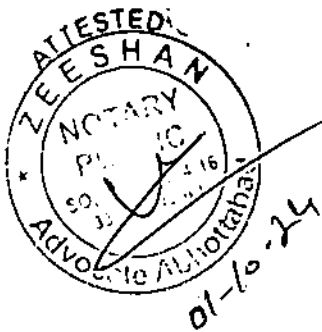
Dated: 1-10-2024



(ARIF SADDIQUE)
Advocate

AFFIDAVIT:-

I, Wajid Constable No. 1388, Abbottabad District Police & District Abbottabad, do hereby declare on oath that the contents of foregoing application are true and correct to the best of my knowledge and belief and nothing has been suppressed therein from this Honorable Tribunal.



DEPONENT

**BEFORE THE PESHAWAR HIGH COURT,
ABBOTTABAD BENCH**



Appeal no. 954/2022

W.P No. 218 -A/2022

Wajid Constable No. 1388, Abbottabad District Police, Tehsil & District
Abbottabad.

...PETITIONER

VERSUS

1. Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.
2. DIG, Hazara Region, office at Abbottabad.
3. District Police Officer, Abbottabad.
4. Deputy Superintendent of Police, Cantt. Abbottabad.
5. Additional Superintendent of Police, Abbottabad.
6. Regional Police Officer Hazara, Region, Abbottabad.
7. SDPO, Cantt. District Abbottabad.
8. SDPO, Mirpur, District Abbottabad.

...RESPONDENTS

TESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

04-10-24

ATTESTED

Service Tribunal
Peshawar

WRIT PETITION UNDER ARTICLE 199 OF THE
CONSTITUTION OF ISLAMIC REPUBLIC OF
PAKISTAN, 1973 FOR ISSUANCE OF DIRECTIONS/
DECLARATION TO THE EFFECT THAT, THE
ISSUANCE OF THE IMPUGNED ORDER/
NOTIFICATION BEARING No. 18258/PA, DATED
03.08.2020 AND ORDER/ NOTIFICATION BEARING

No. 930
14-02-22

ADDITIONAL REGISTRAR
PESHAWAR HIGH COURT
ABBOTTABAD BENCH



22.07.2024

Clerk of learned counsel for the appellant present and requested for adjournment on the ground that learned counsel for the appellant is busy before the Worthy Peshawar High Court, Abbottabad Bench. Granted on payment of cost of Rs. 5000/-. Adjourned. To come up for payment of cost and preliminary hearing on 23.09.2024 before S.B at Camp Court, Abbottabad. P.P given to the parties.

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

Kaleemullah

ORDER
23rd Sept, 2024

Kalim Arshad Khan, Chairman: Nobody present on behalf of the appellant. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

2. On the previous date, clerk to counsel for the appellant was present who requested adjournment. The case was adjourned for today on payment of cost of Rs. 5000/-. Today, the appeal was called after various intervals, however, neither appellant nor his counsel put appearance before the Tribunal, till its rising. Therefore, the appeal in hand is dismissed in default. Consign.

3. Pronounced in open court at camp court Abbottabad and given under my hand and seal of the Tribunal this 23rd day of September, 2024.

(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad

Adnan Shah, P.A.

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

04-10-2024

Date of Presentation of Application 04-10-2024
Number of Words 2-P
Copying Fee 10/-
Urgent 8/-
Total 18/-
Name of Copyist -
Date of Completion of Copy 04-10-2024
Date of Delivery of Copy 04-10-2024