


Form-A
FORM OF ORDER SHEET

Court of _____

Restoration Application No. 1139/2024

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. 1226/2023 submitted today by Mr. Abdul Saboor Khan Advocate. It is fixed for hearing before touring single Bench at A.Abad on 29.10.2024. Original file be requisitioned. Parcha Peshi given to the clerk of counsel for the applicant.</p> <p>By order of the Chairman</p> <p> REGISTRAR</p>

BEFORE THE KPK SERVICE TRIBUNAL
PESHAWAR CAMP COURT,
ABBOTTABAD

R.A
G.M No: 1139-A/2024
In
Service Appeal No. 1226/2023

Saad Khan, Computer Operator, Deputy
Commissioner Office, (F&P) Wing
Haripur.....**Appellant**

Versus

The Government of KPK etc
...**Respondents**

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Dated: 30.09.2024

Saad Khan
(Appellant)

Through: -


Abdul Saboor Khan
A.S.C

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

R.A
G.M NO: 1139.A/2024
IN
APPEAL NO.1226/2023

Saad Khan, Computer Operator, Deputy Commissioner Office,
(F&P) Wing HaripurAppellant

VERSUS

1. Govt of KPK through Secretary Elementary and Secondary Education KP, Civil Secretariat Peshawar.
2. The, Commissioner Hazara Division.
3. The Deputy Commissioner, Haripur
4. Mr. Ajmal Khan, Sr Scale Stenographer (BPS), Deputy CommissionerRespondents

Khyber Pakhtunkhwa
Service Tribunal
16334
04/10/2024

SERVICE APPEAL NO.1226/2023

**APPLICATION FOR RESTORATION OF THE ABOVE
MENTIONED SERVICE APPEAL UNDER RULE-19(3)
OF THE KPK SERVICE TRIBUNAL RULE, 1974.**

RESPECTFULLY SHEWETH:

1. That the instant application under Rule 19(3) of the KP Service Tribunal Rules, 1974 is within time.
2. That the subject service appeal was fixed for hearing before S.B at Camp Court, Abbottabad on 23.09.2024.
3. That, on the date fixed, clerk of the counsel for appellant was present but the subject appeal was dismissed for non-prosecution vide order dated 23.09.2024.
(Certified copy of order dated 23.09.2024 annexed as annexure "A").
4. That, the counsel of the appellant could not appear on the date fixed.

due to professional pre-occupation at Islamabad.

- 5) That, the valuable rights of the appellant are involved in the subject appeal and that should be decided on merits.
- 6) That, the non-appearance of the counsel for appellant on the date fixed was neither deliberate nor wilfull and as such, the subject appeal merits restoration.

Prayer: -

It is, therefore, very humbly prayed that on acceptance of the instant application, the subject service appeal may kindly be restored and decide on merits.

Dated: 30.09.2024

Saad Khan
(Appellant)

Through: -

Abdul Saboor Khan
A.S.C

Affidavit:

I ABDUL SABOOR KHAN ADVOCATE (COUNSEL FOR APPELLANT) DO HEREBY SOLEMNLY AFFIRMS AND DECALRE THAT THE CONTENTS OF FOREGOING RESTORATION APPLICATION ARE TRUE AND CORRECT TO BEST OF MY KNOWLEDGE AND NOTHING HAS BEEN CONCEALED OR SUPPRESSED FROM THIS HONORABLE TRIBUNAL.

ABDUL SABOOR KHAN ADVOCATE
(COUNSEL FOR APPELLANT)

ATTESTED
Muzammil
JATH Com
Advocate
Ansehra

Annex 'A' (3)



BEFORE THE SERVICE TRIBUNAL
K.P.K PESHAWAR

Service appeal No 1226 of 2023

Saad Khan, Computer Operator, DC
Office (F&P) wing Hairpur.....**Appellant**

VERSUS

1. The, Secretary to Government of Khyber Pakhtunkhwa Board of Revenue, Revenue & Estate Department KPK Peshawar.
2. The, Commissioner Hazara Division, Abbottabad.
3. The, Deputy Commissioner, Hairpur.
4. Mr. Ajmal Khan, Sr, Scale Stenographer (BPS-16), Deputy Commissioner Office, Hairpur..... **Respondents**

SERVICE APPEAL UNDER SECTION 4 OF
THE KPK SERVICE TRIBUNAL ACT, 1974
AGAINST THE IMPUGNED PROMOTION ORDER
NO. 852-55 DATED 02.02.2023 OF RESPONDENT
No. 04 ISSUED BY RESPONDENT NO. 03
WHEREBY LEGAL RIGHT OF THE APPELLANT TO
PROMOTION HAS BEEN VIOLATED.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

09-10-2024



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23.09.2024

01.

Clerk of counsel for the appellants present. Mr.

Asif Masood Ali Shah, Deputy District Attorney along with Muhammad Afzal, Assistant for the respondents present.

02. Clerk of counsel for the appellants stated that learned counsel for the appellants is not available today. Last opportunity was granted vide order sheet dated 24.07.2024. It shows that the appellants are not interested in pursuing the case. Dismissed for non-prosecution. Consign.

03. Pronounced in open Court at Camp Court, Abbottabad and given under my hand and the seal of the Tribunal on this 23rd day of September, 2024.

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

04-10-2024


(Fajeeha Paul)
Member(E)

Camp Court, Abbottabad

Fazle Subhan PS

Date of Presentation of Application	04-10-2024
Number of Words	2-p
Copying Fee	10/-
Urgent	5/-
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