


Form-A  
FORM OF ORDER SHEET

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

Restoration Application No. 1172/2024

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	14.10.2024	<p>The application for restoration of Service appeal No.6220/2020 submitted today by Roeeda Khan Advocate. It is fixed for hearing before Single Bench at Peshawar on 17.10.2024. Original file be requisitioned. Parcha Peshi given to counsel for the applicant.</p> <p>By order of the Chairman  REGISTRAR</p>

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR**

Service Appeal No 6220/2020

In

Restoration No 1172 /2024

Wali Dad (TT) Govt Primary School Khar Killi Lower Kurram District Kurram.

..... Appellant/Petitioner

**VERSUS**

1. Govt of Khyber Pakhtunkhwa through Elementary and secondary Education Peshawar.
2. Director Elementary and secondary education Peshawar.
3. District Education officer Elementary and secondary education Peshawar.
4. Additional District Education Officer, Elementary and secondary Education, Lower and Central Kurram District Kurram

..... Respondents

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S.No.	Description of documents	Annexure	Pages
1.	Copy of petition		1-2
2.	Affidavit		3
3.	Copy of order sheet dated 30.09.2024	A	4-5
4.	Wakalat Nama		

Dated 11.10.2024

  
Petitioner

Through



Rozeeda Khan

Advocate High Court Peshawar

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR**

Service Appeal No 6220/2020

In

Restoration No 1172 /2024

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 16662

Date 14-10-24

Wali Dad (TT) Govt Primary School Khar Killi Lower Kurram District  
Kurram.

..... Appellant/Petitioner

**VERSUS**

1. Govt of Khyber Pakhtunkhwa through Elementary and secondary education Peshawar.
2. Director Elementary and secondary education Peshawar.
3. District Education officer Elementary and secondary education Peshawar.
4. Additional District Education Officer, Elementary and secondary Education, Lower and Central Kurram District Kurram

..... Respondents

**APPLICATION FOR RESTORATION OF  
THE ABOVE MENTION SERVICE  
APPEAL NO. 6220/2020 WHICH WAS  
DISMISSED IN DEFAULT ON 30.09.2024.**

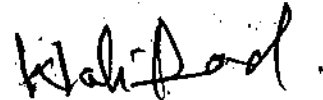
**Respected Sir.**

1. That the above mentioned service appeal was pending before this Hon'able Tribunal which was fixed on 24.05.2024.
2. That counsel of the petitioner / appellant appeared before this Hon' able Tribunal at morning and duly marked his attendance with the Reader of this Hon' able Tribunal on 24.05.2024.
3. That the counsel of the appellant was busy in other court cases and in the meanwhile he received a call from the school of his kids, that his son was not feeling well therefore counsel for the appellant rushed to the school and could not appear before this Hon' able Tribunal on 24.05.2024.

4. That this Hon' able tribunal dismissed in default the above mention titled service appeal on 24.05.2024.
5. That the petitioner / appellant moved an application for restoration on 24.06.2024 before this Hon' able Tribunal which was dismissed in default on 30.09.2024. (Copy of order sheet dated 30.09.2024 is attached as Annexure-A).
6. That the petitioner / appellant appeared before this Hon' able tribunal on 30.09.2024 and properly marked his attendance but the cell number of the counsel of the appellant / petitioner is switched off. He contacted his counsel time and again but the result was the same. It is pertinent to mention here that the petitioner properly brought that very fact in the notice of this Hon' able tribunal but his request was not acceded to, despite the above narrated facts this Hon' able Tribunal dismissed in default the application of the petitioner on 30.09.2024. (Copy of order sheet is attached as Annexure-A).
7. That non-appearance of the counsel of the appellant / petitioner is not intentionally but due to the reason mentioned in above Para.
8. That the appellant /petitioner has precious interest in the appeal.
9. That the instant application is well with in time.
10. That there is no legal bar for acceptance of the instant application.

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

Dated 11.10.2024



Petitioner

Through



**Roeeda Khan**  
**Advocate High Court**  
**Peshawar**

**BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR**

**Service Appeal No 6220/2020**

**In**

**Restoration No \_\_\_\_\_/2024**

Wali Dad (TT) Govt Primary School Khar Killi Lower Kurram District  
Kurram.

..... Appellant/Petitioner

**VERSUS**

1. Govt of Khyber Pakhtunkhwa through Elementary and secondary Education Peshawar.
2. Director Elementary and secondary education Peshawar.
3. District Education officer Elementary and secondary education Peshawar.
4. Additional District Education Officer, Elementary and secondary Education, Lower and Central Kurram District Kurram

..... Respondents

**AFFIDAVIT**

I, Wali Dad (TT) Govt Primary School Khar Killi Lower Kurram District Kurram 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



11-10-24

BEFORE THE HONOURABLE KP SERVICE TRIBUNAL  
PESHAWAR.

APPEAL NO. **6220** /2020.



Wali Dad (TT), Government Primary School  
Khar Killi Lower 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 W.F 01/03/2013 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 13-03-2020 AND NO RESPONSE FROM THE RESPONDENTS.

**ATTENDED**

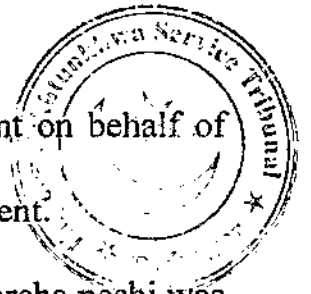
EXAMINER  
Khyber Pakhtunkhwa  
Service Tribunal  
Peshawar

11-10-24

Respectfully sheweth:

Appellant submits as under :-

Restoration Application No.1094/2024 titled "Fazal Ghani Vs. Government of Khyber Pakhtunkhwa"





ORDER  
30<sup>th</sup> Sep. 2024

**Kalim Arshad Khan, Chairman:** Nobody is present on behalf of applicant. Mr. Muhammad Jan, District Attorney present.


2. At the time of institution of this application, parcha peshi was given to the learned counsel for the applicant. Today this case was called several times but nobody put appearance on behalf of the petitioner till rising of the Court. Therefore, the application in hand is dismissed in default. Consign.

3. *Pronounced in open Court at Peshawar given under our hands and seal of the Tribunal on this 30<sup>th</sup> day of September, 2024.*

  
(Rashida Bano)  
Member (J)

  
(Kalim Arshad Khan)  
Chairman

\*Mutazem Shah\*

Certified to be true copy  
  
Khyber Pakhtunkhwa  
Peshawar  
11-10-24

Khyber Pakhtunkhwa Service Tribunal, Peshawar  
Application No. 64 Date 11-10-24  
Name of Applicant Waseem Shah  
Order of Work 2-P  
Applying Fee 10/-  
Agent/Ordinary 5/-  
Total 15/-  
Name & Sign of Copy Waseem Shah  
11-10-24  
11-10-24

وکالت نامہ

بعدالت جناب سروس ٹریسٹوں کے نام

وی حداد بنام حکومت

مقدمہ بعنوان

منجانب اسلام آباد  
دعوی

علت

مورخہ

جرم

تھانہ

باعث تحریر آنکہ

مقدمہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی متعلقہ / جملہ

آن مقام کے لیے روایتاً ایہ دستخط و کیش

کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ بر حلف دینے جو اب 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 برآمدگی اور منسوخی، نیز دائر کرنے اپیل نگرانی نظر ثانی و پیروی کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختیار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جواب دہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پر داختم منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا کوئی تاریخ پیشی مقام دورہ یا حد سے باہر ہو تو

وکیل صاحب پابند نہ ہونگے کہ پیروی مذکورہ کریں، لہذا وکالت نامہ لکھ دیا تاکہ سندر ہے

مقام کے لئے منظور ہے

دستخط ایڈوکیٹس

Acc-400  
Rm  
