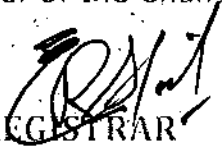


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 1173/2024

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.6217/2020 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</p> <p> REGISTRAR</p>

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 6217/2020

In

Restoration No 1173 /2024

Mst Saira Sultan (AT) Govt Girls Middle School Tarali Central Kurram
District Kurram

..... Appellant/Petitioner

VERSUS

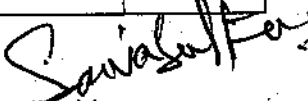
1. Govt of Khyber Pakhtunkhwa through Elementary and secondary Education Peshawar.
2. Director Elementary and secondary education Peshawar.
3. District Education officer Elementary and secondary education Peshawar.
4. Additional District Education Officer, Elementary and secondary Education, Lower and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

..... Respondents

INDEX

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



Roeda Khan
Advocate High Court Peshawar

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 6217/2020

In

Restoration No 1173 /2024

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 16663

Dated 14-10-24

Mst Saira Sultan (AT) Govt Girls Middle School Tarali Central 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. 6217/2020 WHICH WAS
DISMISSED IN DEFAULT ON 30.09.2024.**

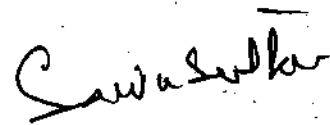
Respected Sir.

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. 6217/2020

In

Restoration No _____/2024

Mst Saira Sultan (AT) Govt Girls Middle School Tarali Central 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, Mst Saira Sultan (AT) Govt Girls Middle School Tarali Central 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



Saira Sultan
Deponent

11-10-24

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 05/03/2013 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.

Appellant submits as under :-

ATTESTED

11-10-20

Restoration Application No.1092/2024 titled "Mst. Saira Sultan Vs. Government of Khyber Pakhtunkhwa"




ORDER
30th Sep. 2024

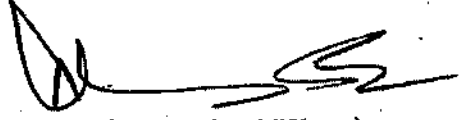
BCA
Khyber Pakhtunkhwa
Peshawar

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 30th day of September, 2024.*


(Rashida Bano)
Member (J)


(Kalim Arshad Khan)
Chairman

Mutazem Shah

Certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal.
Peshawar
11-10-24

Khyber Pakhtunkhwa Service Tribunal, Peshawar
Application No. 64 Date 11-10-24
Name of Applicant Waseem
Number of Words/Pages 2 P
Copying Fee 10/-
Filing Fee 5/-
Total 15/-
Signature of Copyist Zeeeshm
Date of Completion of Copy 11-10-24
Date of Delivery of Copy 11-10-24

وکالت نامہ

بعدالت جناب سردار سید

گلبرگ

سائبرہ سلطان بنام

مقدمہ بعنوان

منجانب اسلام آباد
دعویٰ

علت

مورخہ

جرم

تھانہ

باعث تحریر آنکہ

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

آن مقام ریجنل جج ایڈووکیٹ

کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ بر حلف دینے جواب 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 کاروائی کے واسطے اور وکیل یا مختیار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جواب دیہ جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ پرداختہ 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 سند رہے

مقام ریجنل جج کے لئے منظور ہے

دستخط ایڈووکیٹس

Accepted

By

