


Form-A
FORM OF ORDER SHEET

Court of _____

Restoration Application No. 1162/2024

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	10.10.2024	<p style="text-align: center;">3</p> <p>The application for restoration of Service appeal No. 14840/2021 submitted today by Mr. Taimur Ali Khan Advocate. It is fixed for hearing before Division Bench at Peshawar on 15.10.2024. Original file be requisitioned. Parcha Peshi given to counsel for the applicant.</p> <p style="text-align: right;">By order of the Chairman  REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

R. A. No. 1162/2024
SERVICE APPEAL NO:4840/21

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 16589

Dated 10-10-2024

Said khan Ex-constable No.1776 (Ex-khasadar), District police, Kohat.
(APPELLANT)

VERSUS

1. The Provincial Police Officer, Khyber Pakhtunkhwa Peshawar.
2. The Regional Police Officer, Kohat Region Kohat.
3. The Commandant, Levies/Khasadar, Dara Sub Division Kohat/District Police Officer, Kohat.

(RESPONDENTS)


APPLICATION FOR RESTORATION OF
INSTANT APPEAL WHICH WAS DISMISSED IN
DEFAULT ON 26.09.2024.

RESPECTFULLY SHEWETH:

4. That the appeal of the appellant was fixed on 26.09.2024 for arguments of this Honorable Tribunal.
5. That the appellant was not present on the date fixed i.e 26.09.2024 and counsel for the appellant was also busy in other court, due to which the appeal of the appellant was dismissed in default on 26.09.2024. (Copy of order sheet dated 26.09.2024 is attached as Annexure-A)
6. That the appeal of appellant has good prime facie case and interest of justice demand the case of the appellant may be decided on merit.

It is therefore, most humbly prayed that on the acceptance of this application the instant appeal of the appellant may kindly be restored and to be decided on merit to meet the ends of justice.

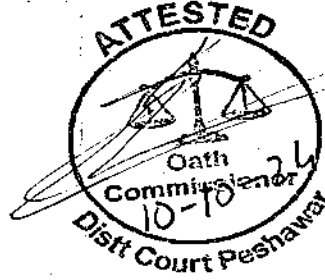

SHAKIR ULLAH TORANI
ADVOCATE

THROUGH: **APPELLANT**

TAIMUR ALI KHAN
ADVOCATE HIGH COURT

AFFIDAVIT

It is affirm that the content of this application is true and correct to best of knowledge and belief and nothing has been concealed from this Honorable Tribunal.

Said Khan
DEPONENT





BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

SERVICE APPEAL NO. 4890/21 /2021

Khyber Pakhtunkhwa
Service Tribunal

Case No. 4178

Dated 29/3/2021

Said Khan, Ex-Constable No.1776 (Ex-Kahsadar),
District Police, Kohat.

(APPELLANT)

VERSUS

1. The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. The Regional Police Officer, Kohat Region Kohat.
3. The Commandant, Levies/Khasadar, Dara Sub Division Kohat/
District Police Officer, Kohat.

(RESPONDENTS)

Filed on-day

Registered

29/3/2021

APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE ORDER DATED 01.11.2019, WHEREBY THE APPELLANT WAS DISMISSED FROM SERVICE, AGAINST THE ORDER DATED 06.07.2020, WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS BEEN REJECTED AND AGAINST THE ORDER DATED 04.03.2021, WHEREBY THE REVISION OF THE APPELLANT WAS ALSO REJECTED FOR NO GOOD GROUNDS.

Filed on-day

Registered

29/3/21

PRAYER:

THAT THE ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 01.11.2019 AND 06.07.2020 AND 04.03.2021 MAY KINDLY BE SET ASIDE AND THE RESPONDENTS MAY BE DIRECTED TO REINSTATE THE APPELLANT INTO SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

TESTED

Khyber Pakhtunkhwa
Service Tribunal
Peshawar

29/3/21

29/3/21



4th July, 2024

1. Junior to counsel for the appellant present. Mr. Masood Ali Shah, Deputy District Attorney for respondents present.

2. Former requested for adjournment on the ground that learned senior counsel is not available today. Adjourned. To come up for arguments on 26.09.2024 before D.B. P.P given to the parties.

SCANNED
KPSI
Peshawar

(Rashida Bano)
Member(J)

(Kalim Arshad Khan)
Chairman

Adnan Shah, P.A.

ORDER
26/09/2024

None present on behalf of the appellant. Mr. Muhammad Usman, DSP (Legal) alongwith Mr. Muhammad Jan, District Attorney for the respondents present.

Despite repeated calls at different intervals until the court's rising, none appeared on behalf of the appellant.

In view of the above, this appeal is dismissed in default for want of prosecution. File be consigned to the record room.

ANNOUNCED
26/09/2024

Certified to be true copy
EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar
04-10-24

(Rashida Bano)
Member (Judicial)

(Aurangzeb Khattak)
Member (Judicial)

Nasim Amin

Date of Presentation of Application 30-09-2024
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