


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 1306 /2024

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	29.10.2024	<p>The application for restoration of Service appeal No. 2352/2023 submitted today by him. It is fixed for hearing before Division Bench at Peshawar on 05.11.2024. Original file be requisitioned. Paracha Peshi given to the applicant.</p> <p>By order of the Chairman  REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

R.A No: 1306/24 **APPEAL NO.2352/2023**
Adil Khan Ex-Constable VS CCPO & Others

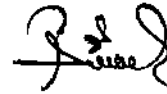
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S.No.	Documents	Annexure	P. No.
1.	Memo of Application	----	1-2
2.	Copy of order	-A-	3-4



APPELLANT

THROUGH:



In Person

**BEFORE THE KHYBER PAKHTUNKHWA, SERVICE
TRIBUNAL, PESHAWAR.**

R. A. MB. 1306/2024
APPEAL NO.2352/2023

Adil Khan Ex-Constable Police Line Miran Shah District NWTD
S/o Syed Wali Khan Resident of P.O Edak Khadi, Tehsil Mir Ali
North Waziristan Tribal District.

APPELLANT

VERSUS

1. Inspector General of Police Khyber Pakhtunkhwa
Peshawar.
2. Regional officer (RPO) Bannu Region Bannu.
3. District Police Officer (DPO) District North Waziristan.

RESPONDENTS

**APPLICATION FOR RESTORATION OF APPEAL
NO. 2352/2023 WHICH WAS DISMISSED IN
DEFAULT VIDE ORDER DATED 07/10/2024.**

RESPECTFULLY SHEWETH:

1. That the instant appeal No. 2352/2023 was filed before this
Honorable Tribunal against the reduction order.
2. That the instant appeal was in arguments stage fixed on
07/10/2024 at Hon'able Service Tribunal. The counsel for
the appellant not attends the court due to security reason on
North Waziristan area and no network in High Court.

Therefore, the above mentioned appeal was dismissed in default vide order dated 07/10/2024. **Copy of the order is attached as annexure-A.**

3. That counsel for the appellant file application for attested order sheet, which was handed over to the counsel for appellant on 07/10/2024, so the instant restoration application is well in time.
4. That valuable right is involved in the instant appeal of the appellant, So, it is in the interest of justice that the appeal should be dealt on merit rather to dismiss in default.

It is therefore, most humbly prayed, on acceptance of this application, the above mentioned appeal No. 2352/2021 may be restore in interest of justice.

APPELLANT/APPLICANT

Through:

IN PERSON

AFFIDAVIT

It is affirmed and declared that the contents of application are true and correct to the best of my knowledge and belief.

DEPONENT





(1)

**BEFORE THE PROVINCIAL SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA, PESHAWAR.**

Service Appeal No. 2352/2023

Police Line miran shah Distt. NW
Adil Khan (Ex-Constable) Son of Syed Wali Khan Resident of Post
Office Eldak Khadi, Tehsil Mir Ali North Waziristan Tribal District.
..... (Appellant)

Versus

- (1) Inspector General of Police Khyber Pakhtunkhwa, Peshawar.
- (2) Regional Police Officer (RPO) Bannu Region Bannu.
- (3) District Police Officer (DPO) District North Waziristan.

..... (Respondents)

SERVICE APPEAL UNDER SECTION 4 OF SERVICE TRIBUNAL ACT, 1974 READ WITH ALL THE RELEVANT PROVISIONS OF LAW AGAINST THE DISMISSAL FROM SERVICE ORDER OF THE APPELLANT PASSED BY RESPONDENT NO.3 VIDE DATED 20/09/2021 AND ALSO AGAINST THE ORDER OF RESPONDENT NO.2 AS DEPARTMENTAL APPELLATE AUTHORITY VIDE DATED 30/05/2022 AS WELL AGAINST THE ORDER DATED 26/07/2023 PASSED BY RESPONDENT NO.1 WHEREBY THE REVISION PETITION FILED BY THE APPELLANT HAS ALSO BEEN DISMISSED.

PRAYER: ON ACCEPTANCE OF THIS SERVICE APPEAL, THE IMPUGNED ORDERS MENTIONED ABOVE MAY VERY KINDLY BE SET ASIDE BY RE-INSTATING THE APPELLANT IN SERVICE WITH FULL BACK BENEFITS AND WITH RETROSPECTIVE EFFECT..

ATTACHED

EX-CONSTABLE
Khyber Pakhtunkhwa
Peshawar

29-10-24


[Handwritten signature]


ORDER
7th Oct, 2024

Kalim Arshad Khan, Chairman: Nobody present on behalf of the appellant. Muhammad Jan, District Attorney for the respondents present.

2. There is note of Registrar that case could not have been fixed for 19.09.2024 because of cancellation of tour, fixing the case for today. The counsel has been informed telephonically, but today neither appellant nor his counsel turned up before the Tribunal, till its rising. Therefore, the appeal in hand is dismissed in default. Consign.

3. *Pronounced in open court at Peshawar and given under our hands and seal of the Tribunal this 7th day of October, 2024.*


(Farhaha Paul)
Member(E)


(Kalim Arshad Khan)
Chairman

Adnan Shah, P.A.

Certified to be true copy
29-10-24

Key to the
Service Bureau
Peshawar

Khyber Pakhtunkhwa Service Tribunal, Peshawar	
Application No	370
Date	27-10-24
Name of Applicant	Kamran Khan
Number of Documents	2-1
Copying Fee	10/-
Urgent/Ordinary	5/-
Total	15/-
Name & Sign of Counsel	2008/2009
Date of Completion of Case	29-10-24
Date of Issuance of Order	29-10-24