


Form-A
FORM OF ORDER SHEET

Court of _____

Restoration Application No. 1326 /2024

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	01.11.2024	<p>The application for restoration of Service appeal No. 1370/2022 submitted today by Mr. Noor Muhammad Khattak Advocate. It is fixed for hearing before Division Bench at Peshawar on 06.11.2024. Original file be requisitioned. Paracha Peshi given to counsel for the applicant.</p> <p>By order of the Chairman  REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Restoration NO. _____/2024

Anwar Zeb VS GOVT OF KPK & OTHERS:

APPLICATION FOR FIXATION OF THE ABOVE TITLED CASE AT
PRINCIPAL SEAT, PESHAWAR.

Respectfully Sheweth:

1. That the above mentioned case is pending adjudication before this Hon'ble Tribunal in which no date has been fixed so far.
2. That according to Rule 5 of the Khyber Pakhtunkhwa Service Tribunal Rules 1974, a Tribunal may hold its sittings at any place in Khyber Pakhtunkhwa which would be convenient to the parties whose matters are to be heard.
3. That it is worth mentioning that the offices of all the respondents concerned are at Peshawar and Peshawar is also convenient to the appellant/applicant meaning thereby that Principal Seat would be convenient to the parties concerned.
4. That any other ground will be raised at the time of arguments with the permission of this Hon'ble court.

It is therefore prayed that on acceptance of this application the case may please be fixed at principal seat Peshawar for the Convenience of parties and best interest of justice.

Applicant

Dated: - 31 / 10 / 2024

Through


NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

R.A.
CM. NO. 1326 /2024
IN
APPEAL No. 1370/2022

ANWAR ZEB VS THE GOVT & OTHERS

INDEX

S. NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of Application with Affidavit	1-2
2.	Copy of application for video link	"A"	3
3.	Copy of Order Sheet dated 26/09/2024	"B"	4-5
4.	Vakalat Nama	6

Dated: 31/10/2024

PETITIONER/APPLICANT

Through:

NOOR MUHAMMAD KHATTAK
ADVOCATE SUPREME COURT

①

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR.

R.A
CM. NO. 1326 /2024

Khyber Pakhtunkhwa
Service Tribunal

IN

APPEAL No. 1370/2022

Diary No. 17503

Dated 01-11-24

Mr. Anwar Zeb
Ex-DM (BPS-05) GHS Hatal Batkool Batgram
Permanent address, Afridi Abad, Village Kagawala, Badaber, Tehsil
& District Peshawar.

..... **APPLICANT**

VERSUS

- 1- Government of Khyber Pakhtunkhwa through Secretary Elementary & Secondary Education, Peshawar.
- 2- Director Elementary & Secondary Education, Peshawar.
- 3- District Education Officer (Male), Batgram.
- 4- District Accounts Officer, Batgram.

..... **RESPONDENTS**

APPLICATION FOR RESTORATION OF THE ABOVE MENTIONED APPEAL.

R/SHEWETH:

- 1- That the above titled service appeal was pending adjudication before this Honorable Tribunal at Abbottabad Camp Court, which was fixed on 25/09/2024.
- 2- That the counsel for the petitioner was busy before the Honourable Peshawar High Court at Peshawar and has also filed an application for audience of the instant Service. Copy of application is attached as annexure.....**A**
- 3- That the mentioned service appeal was dismissed in default vide order dated 25/09/2024. Copy of the order sheet dated 25/09/2024 is attached as annexure.....**B**
- 4- That as the matter pertaining in the instant appeal has not been decided on merit, therefore the mentioned service appeal may be restored for the sack of justice.

2

5- That there is no legal bar in restoring the mentioned appeal.

It is therefore, most humbly prayed that on acceptance of this application the above mentioned service appeal may very kindly be restored.

Dated: 31/10/2024

Anwar Zeb
PETITIONER/APPLICANT

Through:
NOOR MUHAMMAD KHATTAK
ADVOCATE SUPREME COURT

AFFIDAVIT

I, Mr. Anwar Zeb Ex-DM (BPS-05) GHS Hatal Batkool Batgram Permanent address, Afridi Abad, Village Kagawala, Badaber, Tehsil & District Peshawar, do hereby solemnly affirm that the contents of this **Application** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honorable Court.

Anwar Zeb
DEPONENT



"A"

(3)

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

APPEAL NO. 1370/2022

ANWAR ZEB

VS

GOVT OF KPK

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 16210

Date 24-09-24

**APPLICATION FOR AUDIENCE VIDE VIDEO LINK IN ABOVE
TITLED CASE PENDING BEFORE THIS HONORABLE
TRIBUNAL AT ABBOTTABAD CAMP COURT.**

R/SHEWETH:

1. That the above titled appeal is pending before this Honorable tribunal at Abbottabad Camp Court in which 25.09.2024 has been fixed for hearing.
2. That on the date fixed i.e. ~~25.09.2024~~ 25.09.2024 certain urgent nature of cases are also pending adjudication before the Peshawar High Court, Peshawar.
3. That the counsel of the appellant is Peshawar based, intends to make submission vide Video Link facility.

It is, therefore, respectfully prayed that on acceptance of this application, the counsel of the Petitioner may be allowed for audience/argue the case via Video Link from Principal Seat of Peshawar to Camp Court Abbottabad hence necessary arrangement may kindly be provided.

Dated:-23.09.2024

Applicant/appellant

Noor Mohammad Khattak

Advocate Supreme Court

0345-9383141

0311-9314232

ATT/STED

"B"

(4)

(X)

BEFORE THE KP SERVICE TRIBUNAL, PESHAWAR

S. A No. 1370/2022

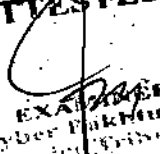


Anwar Zeb S/o Sher Rehman
DM (BPS—15) G.H.S Hatal Batkool Batgram
R/o Afridi Abad, Village Kagawala, P/O Badhber, Tehsil and
District Peshawar
..... Appellant

Versus

1. Govt. of Khyber Pakhtunkhwa through Secretary
Elementary & Secondary Education (E&SE), Khyber
Pakhtunkhwa, Peshawar.
2. Director (E&SE) Khyber Pakhtunkhwa, Peshawar.
3. DEO (Male), Batgram.
4. District Accounts Officer, Batgram.

..... Respondents

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar
30-10-24

Appeal U/S 4 of KP Service Tribunal Act, 1974
against the Order dated 04.06.2022 of

5



ORDER

25th Sept, 2024

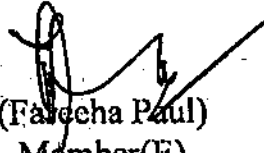
Kalim Arshad Khan, Chairman: Nobody present on behalf

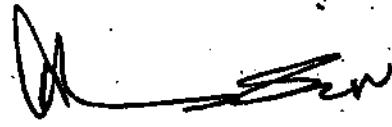
of the appellant. Mr. Asif Masood Ali Shah, Deputy District Attorney for the respondents present.

2. The case was called several times but 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 camp court Abbottabad and given under our hands and seal of the Tribunal this 25th day of September, 2024.*

SCANNED
KPST
Peshawar


(Fareeha Paul)
Member(E)


(Kalim Arshad Khan)
Chairman
Camp Court Abbottabad

Adnan Shah, P.A.

Certified to be true copy

EA
Khyber Pakhtunkhwa
Service Tribunal
Peshawar
30-10-24

Khyber Pakhtunkhwa Service Tribunal, Peshawar

Application No. 917 Date 30-09-24

Name of Applicant bidayt

Number of Vords/Pages 2-1

Copying Fee 10/-

Urgent/Ordinary -

Total 10/-

Name & Sign of Copyist zeeshan

Date of Completion of Copy 30-10-24

Date of Delivery of Copy 31-10-24

6

VAKALATNAMA
BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
PESHAWAR.

Restoration NO: _____ OF 2024

Anwar Zeb

(APPELLANT)
(PLAINTIFF)
(PETITIONER)

VERSUS

Gout & others

(RESPONDENT)
(DEFENDANT)

I/We Anwar Zeb

Do hereby appoint and constitute **Noor Mohammad Khattak Advocate Supreme Court** to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter; without any liability for his default and with the authority to engage/appoint any other Advocate Counsel on my/our cost. I/we authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter.

Dated. ____/____/202

Anwar Zeb
CLIENT

ACCEPTED

NOOR MOHAMMAD KHATTAK
ADVOCATE SUPREME COURT
(BC-10-0853)
(15401-0705985-5)

UMAR FAROOQ MOHMAND

WALEED ADNAN

KHANZAD GUL

&

MUJEEB UR REHMAN
ADVOCATES

OFFICE:

Flat No. (TF) 291-292 3rd Floor,
Deans Trade Centre, Peshawar Cantt.
(0311-9314232)