


Form-A

FORM OF ORDER SHEET

Court of _____

Restoration Application No. 797/2024

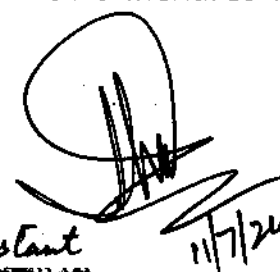
S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	29.07.2024	<p>The application for restoration service appeal No. 800/2024 submitted today by Mr. Daris Khan Advocate. It is fixed for hearing before Single Bench at Peshawar on 31.07.2024. Original file be requisitioned. Parcha Peshi given to the counsel for the applicant.</p> <p>By the order of Chairman</p> <p> REGISTRAR</p>

The application for restoration/survival of Service Appeal no. 800/2024 received today i.e. on 11.07.2024 is incomplete on the following scores which is returned to the counsel for the applicant for completion and resubmission within 15 days.

- 1- Application is not on proper format.
- 2- Copy of last court order sheet is not attached with the application.
- 3- Copy of title page of main appeal is not attached with the application.
- 4- Affidavit is not attested by the Oath Commissioner.
- 5- Four copies/sets of the memo of application along with annexures i.e. complete in all respect may also be submitted.

No. 337 /S.T,

Dt. 11/7 /2024



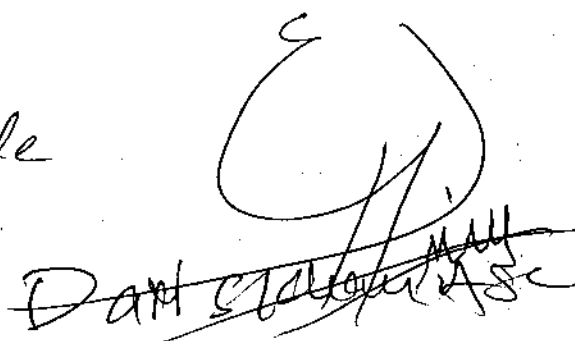
Assistant
REGISTRAR

SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Daris Khan Adv.
High Court Peshawar.

Note

The complete the file



Daris Khan Adv.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR


RA No-797 /2024

S.A.No.800/2024

Muhammad AshfaqV/S Assistant Director Local Govt. and others

INDEX

S.No.	Description of documents.	Annexure	Pages.
1.	Application for restoration with affidavit.		1-2
2.	Copy of order sheet dated 13.06.2024		3-4
3.	Wakalatnama.		5


Appellant/ Petitioner

Through


Daris Khan
Advocate Supreme Court.

1

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

PESHAWAR

S.A.No.800/2024

**Khyber Pakhtunkhwa
Service Tribunal**

Diary No. 14146

Dated 11-07-2024

Muhammad AshfaqV/S Assistant Director Local Govt. and others

APPLICATION FOR RESTORATION OF THE
ABOVE NOTED APPEAL DISMISSED IN
DEFAULT.

Respectfully Sheweth;

Applicant submits as under:

- 1) That the above noted appeal was pending adjudication before this Hon'ble Tribunal which has been dismissed in default on 13.06.2024.
- 2) That the clerk of the then advocate/ counsel had mistakenly and inadvertently noted the date as 13.07.2024 instead of 13.06.2024 due to which this Hon'ble Tribunal has dismissed the said case on 13.06.2024 in default.
- 3) That the undersigned has recently been engaged in the titled appeal.
- 4) That absence of the concerned counsel as well as appellant was neither intentional nor deliberate but due to the reasons mentioned above.
- 5) That justice demands adjudication on the basis of merit rather than on technicalities and the valuable rights of the appellant are involved in the matter in hand.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL.

PESHAWAR

RA No 797 / 2024

Misc: Application (for restoration)

S.A.No.800/2024

Muhammad Ashfaq son of Nadir Khan

Secretary Village Council-2 Mohib Banda,

Tehsi and District Mardan..... Appellant

Versus

- 1) Assistant Director Local Govt. Rural Development Mardan.
- 2) Director General Local Government and Rural Development
Mardan..... Respondents

APPLICATION FOR RESTORATION OF THE
ABOVE NOTED APPEAL DISMISSED IN
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- 3) That the undersigned has recently been engaged in the titled appeal.

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6) That the application is within time.

It is, therefore, requested that on acceptance of this application the above titled appeal may kindly be restored and be disposed of on merits

[Signature]
Appellant/ Petitioner

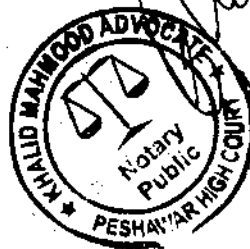
Through

Daris Khan
Advocate Supreme Court.

AFFIDAVIT

I, do hereby affirm and declare that the contents of the accompanying **Application** are true and correct to the best of my knowledge and belief to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Tribunal.

[Signature]
Deponent/ Appellant



[Handwritten signature]
24-7-24

3



Before The Hon'able Service Tribunal of KPK at
Peshawar

Appeal No. 800 /2024

1

Muhamamd Ashfaq son of Nadir Khan Secretary Village Council-2
Muhib Banda, Tehsil and District Mardan

.....Appellant

VERSUS

1. Assistant Director Local Government and Rural Development
Mardan
2. Director General local Government and Rural Development Mardan
..... Respondents

Appeal U/S-4 of KPK Service Tribunal Act 1974 against
the order of respondent No.1 dated 20/02/2024 whereby,
appellant is terminated from his service which is illegal,
against law and facts.

Respectfully Sheweth;

Appellant humbly submits as under

1. That appellant was appointed as Village Secretary and
was performed his duty in Village Council-2 Mubib
Banda Mardan.
2. That appellant was promoted as a Senior Secretary BPS-
11 on 08/10/2021. (Copy of order of promotion is hereby
attached).
3. That, the appellant submitted application for grant of long
leave such two years which was granted to the appellant
on 13/10/2021 w-e-f 18/10/2021 to 17/09/2023. (Copy of
order dated 13/10/2021 is hereby attached).

ATTESTED

EXAMINER
Khayber Pakhtunkhwa
Service Tribunal
Peshawar
20/11/23

FORM OF ORDER SHEET

(4)

Court of _____

Appeal No. 800/2024



S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3

1- 10/06/2024

The appeal of Mr. Muhammad Ashfaq presented today by Mr. Muhammad Iqbal Lodhi Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on 13.06. 2024. Parcha Peshi given to counsel for the appellant.

By the order of Chairman

[Signature]
REGISTRAR

**RECORDED
&
POST
FOR DELIVERY**

ORDER
13th June, 2024

1. Nobody is present on behalf of the appellant.
2. This case was called several times but nobody put appearance on behalf of the appellant till rising of the court. Therefore, the appeal in hand is dismissed in default. Consign.
3. Pronounced in open Court at Peshawar and given under my hand and the seal of the Tribunal on this 13th day of June, 2024.

Date of Presentation of Application 26-7-24
 Number of Words Pages=2
 Copying Fee 10/-
 Urgent 5/-
 Total 15/-
 Name of Copyist [Signature]
 Date of Completion of Copy 26-7-24
 Date of Delivery of Copy 26-7-24

[Signature]
(Kalim Arshad Khan)
Chairman

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

[Signature]
26/7/24

وکالت نامہ

5

حسبہ سرس ترانہ پیکر

موردہ
مقدمہ
دعویٰ
جرم

امید اللہ اسٹریٹ
لاہور
AD لوکل گیسٹ
سٹریٹ

محمد شفیق
Appellate No 800/24

باعث تحرے آنک

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطہ پیروی و جواب دہی کل کارروائی، متعلقہ
آن مقام کیلئے دارس ضامن اور وکیل سرکار کو

مقرر کر کے اقرار کیا جاتا ہے۔ کہ وکیل موصوف کو مقدمہ کی کل کارروائی کا مکمل اختیار حاصل ہوگا۔
نیز وکیل صاحب کو عرضی دعویٰ داخل کرنے، جواب دعویٰ، اپیل، نظر ثانی کا بھی اختیار حاصل ہو
گا نیز وکیل صاحب بصورت ڈگری برخلاف من اختیار دہندہ اپیل، نگرانی، نظر ثانی از عدالت ابتداء
تا عدالت انتہا یعنی سپریم کورٹ آف پاکستان دائر کر سکتا ہے وکیل موصوف بصورت عدم پیروی
کارروائی یکطرفہ یا ڈگری یکطرفہ کیخلاف درخواست دائر کر سکتا ہے اور وکیل موصوف میری جانب
سے مقدمہ میں اپنی صورت (کہہ، چیک، یا نقد واپس لینے کی شکل میں) لے سکتا ہے اور مزید یہ کہ وکیل
موصوف مقدمہ مندرجہ کی کل یا جزوی کارروائی لینے اپنی بجائے دیگر وکیل بھی اپنے ساتھ مقرر کر سکتا ہے
ہے جس کو بھی وہ جملہ اختیار حاصل ہو گئے جو کہ وکیل موصوف کو حاصل ہیں۔ مجھے اس صورت میں
تمام ساختہ پر داختم منظور و قبول ہوگا لہذا میں نے وکالت نامہ ہذا تحریر کر کے اس پر دستخط / نشان
انگشت ثبت کر دیا ہے تاکہ سند رہے۔

Acceptance 20/2/24 10 مارچ 2024

Handwritten signature

M - Ashfaq

مقام کے لئے منظور ہے۔