


Form-A
FORM OF ORDER SHEET

Court of _____

Restoration Application No. 802/2024

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. 8829/2020 submitted today by Uzma Syed Advocate. It is fixed for hearing before Division 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 of appeal no. 8829/2020 submitted to-day by Uzma Syed Advocate is incomplete on the following score which is returned to her for completion and resubmission within 15 days.

1- In the memo of application some texts are missing.

No. 471 /Inst./2024/KPST,

Dt. 26/07 /2024.

Uzma Syed Advocate,
High Court Peshawar.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Uzma

objection removed & resubmit

Uzma

29-7-2024

BEFORE THE HON'BLE FEDERAL SERVICE
TRIBUNAL ISLAMABAD

R.A No. 802 /2024

In

S.A No. _____ 8829/2020

Saqib Waqas

VERSUS

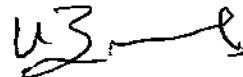
Police Department

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S#	Description of Documents	Annexure	Pages
1.	Memo of Application with affidavit		1-2
2.	Copy of order	A	3-4
3.	Wakalat Nama		5

Through

APPELLANT



(UZMA SYED)

Advocate, High Court
Peshawar.

1

BEFORE THE KP, SERVICE TRIBUNAL, PESHAWAR.

Service Appeal No. 8829/2020
RAMOS 802/2024

Khyber Pakhtunkhwa
Service Tribunal

Diary No. *14527*

Saqib Waqas S/o Adin Ullah Ex-Police Constable Police
R/o Kahagzai Kohat.

Dated *25-07-2024*

PETITIONER

VERSUS

1. The inspector General of Police Khyber Pakhtunkhwa Peshawar.
2. The Deputy inspector General of police Kohat Region, Kohat.
3. The District Police Officer, Kohat.

RESPONDENTS

**APPLICATION FOR RESTORATION OF SERVICE
APPEAL NO. 8829/2020 WHICH WAS DISMISSED
ON DEFAULT VIDE ORDER DATED 12.07.2024.**

RESPECTFULLY SHEWETH:

1. That the instant appeal was pending before this august Tribunal which was fixed for arguments on 12.07.2024.
2. That on 12.07.2024, the counsel for the appellant was proceeded to her native village and could not attend the case, due to which the appeal was dismissed in default.
3. That the appellant has good prime facie case, if decide on merit.

It is therefore, most humbly prayed that on acceptance of this application, the appeal may kindly be restored ~~which was dismissed in default and decide the same on merit.~~ Any other remedy which this august Tribunal deems fit and appropriate that may also be awarded in favour of the appellant.

ساقب وقاس
APPELLANT

THROUGH:-

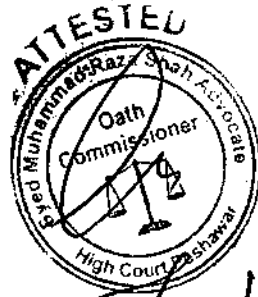
Uzma Syed
(UZMA SYED)
ADVOCATE HIGH COURT,

AFFIDAVIT

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

تأقید نامہ

DEPONENT



25/7/24

3 A

BEFORE THE KHYBER PAKHTOON KHWA SERVICE TRIBUNAL PESHAWAR

Appeal No. 8829/2020

Saqib Waqas S/o Adin ullah Ex-Police Constable Police R/o Kahgazai Kohat



(Appellant)

VERSUS

Khyber Pakhtunkhwa Service Tribunal
Diary No. 5041
Dated 12/6/2020

- 1 INSPECTOR GENERAL POLICE KPK PESHAWAR.
- 2 DEPUTY INSPECTOR GENERAL OF POLICE KOHAT REGION KOHAT
- 3 DISTRICT POLICE OFFICER KOHAT

(Respondent)

APPEAL AGAINST THE IMPUGNED ORDER DATED 26-11-2019 VIDE O.B NO 1499
IN WHICH UPON THE EX-PARTE FINDINGS OF ENQUIRY OFFICER DIRECTLY IMPOSED THE
MAJOR PUNISHMENT OF DISMISSAL FROM SERVICE WITHOUT ANY LAWFUL JUSTIFICATION
AND THE APPELLANT PREFERRED DEPARTMENTAL REPRESENTATION WHICH WAS NOT
CONSIDER AND THROUGH RELIABLE SOURCE THE APPELLANT ON 9-06-2020 THAT
RESPONDENT NO 2 NOT ENTERTAIN AND REJECTED.

Pray:

In view of above submission it is requested, by accepting of instant service appeal
 impugned order of Respondent No-3 may please be set aside and the present
 appellant service may please be re-instate with all back benefits.

Registrar

Respectfully Sheweth,

With great veneration the instant appeal is preferred by the appellant on the following grounds:-

Facts:

ATTESTED
 Registrar
 Khyber Pakhtunkhwa Service Tribunal
 Peshawar

Briefly facts as per impugned order are that as reported by SHO PS-city by DD-No-26 dated 17-08-2019 that the appellant was transferred from PS -Billitang to PS City but the appellant did not made arrival as yet and still absent .(Copy of impugned order is annexed as annexure A)

That the as per impugned order the appellant was served with charge sheet and FCN but same were not served to the appellant nor there is any proof regarding departmental enquiry proceedings .

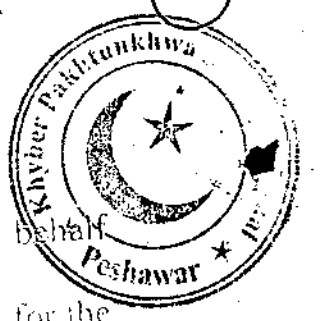
That the appellant had tender application regarding his severe illness and also produce medical reports in original shape but this fact were ignored by respondent No-3 while awarding impugned punishment order (Copy of application along with medical reports is annexed as annexure B).

That the appellant is very dedicated keen and apprehensive towards his assign duty having long service upto ten years but this factor has not been appreciated while was blessing with impugned order.

Registrar
12/6/2020

Resubmitted to-day and filed.

4



A. No. 8829/2020
SURTIB WAWAS IS GALT


ORDER
12th July 2024

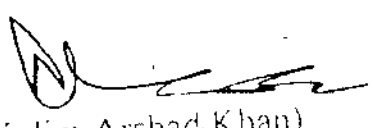
Kalim Arshad Khan, Chairman: Nobody present on behalf

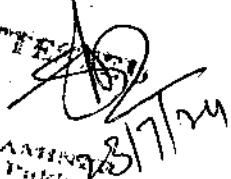
of the appellant. Mr. Muhammad Jan, District Attorney for the respondents present.

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 Peshawar and given under our hands and seal of the Tribunal this 12th day of July, 2024.


(Rashida Bano)
Member(I)


(Kalim Arshad Khan)
Chairman

Adnan Shah, P.A.
ATTESTED

EXAMINED
Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 23-7-24
Number of Pages Page 2
Copying Fee 15/-
Urgent 9/-
Total 15/-
Name of Copyist Shahzad
Date of Completion of Copy 23-7-24
Date of Delivery of Copy 23-7-24