

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 12099/2020

Date of Institution ... 09.10.2020

Date of Decision ... 28.01.2022

Asad Iqbal, Head Constable, Bomb Disposal Unit, Special Branch Khyber
Pakhtunkhwa, Peshawar. ... (Appellant)

VERSUS

Assistant Inspector General of Police, BDU, Special Branch Khyber Pakhtunkhwa
Peshawar and others. ... (Respondents)

Fazal Shah Mohmand,
Advocate

... For Appellant

Muhammad Adeel Butt,
Additional Advocate General

... For respondents

AHMAD SULTAN TAREEN ...

CHAIRMAN

ATIQU-UR-REHMAN WAZIR ...

MEMBER (EXECUTIVE)

JUDGMENT

ATIQU-UR-REHMAN WAZIR MEMBER (E):- Brief facts of the case are

that the appellant while serving as ASI in Police Department was proceeded against on the charges of misconduct and was ultimately awarded with major punishment of reduction in rank from ASI to Head Constable for three years vide order dated 09-06-2020. Feeling aggrieved, the appellant filed departmental appeal dated 23-06-2020, which was not responded within the statutory period, hence the instant service appeal with prayers that the impugned order dated 09-06-2020 may be set aside and the appellant may be restored to the rank of ASI with all back benefits.

02. Learned counsel for the appellant has contended that mandatory provisions of law and rules have badly been violated by the respondents and the

appellant has not been treated in accordance with law; that the impugned order is void being issued by incompetent authority; that no proper inquiry was conducted nor the appellant was associated with proceedings of the inquiry; that statement of witnesses were not recorded in presence of the appellant nor the appellant was afforded opportunity to cross-examine such witnesses; that the appellant was subjected to three inquiries in violation of law and rule.

03. Learned Additional Advocate General for the respondents has contended that upon receipt of complaint against the appellant, proper disciplinary proceedings were initiated against the appellant and proper charge sheet/statement of allegation was served upon the appellant; that proper inquiry was conducted and the appellant was afforded proper opportunity of defense but the appellant failed to prove his innocence; that after observing all the codal formalities, the appellant was awarded with suitable punishment of reduction in rank from ASI to the post of head constable for three years.

04. We have heard learned counsel for the parties and have perused the record.

05. Record reveals that the appellant was employee of Mardan Police but was attached with bomb disposal unit (BDU) for the purpose of pay vide order dated 29-08-2017. While serving as Incharge BDU Mardan, he lodged a complaint against one of his subordinate constable Salman No 2099 for his willful absence vide diary dated 12-02-2020 and 25-02-2020. In retaliation, Mr. Salman also lodged a complaint dated 27-02-2020 against the appellant and based on such complaint, the appellant was suspended from service vide order dated 10-03-2020 and charge sheet/statement of allegation was served upon the appellant by Incharge BDU in IGP Office. Fact finding inquiry to this effect was conducted and based on findings of inquiry, final show cause notice was served upon the appellant vide order dated 28-04-2020 and was ultimately awarded with major

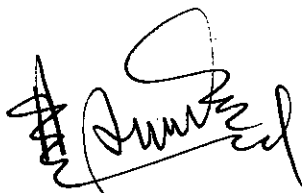
punishment of reduction in rank from ASI to Head Constable for a period of three years vide order dated 09-06-2020 by Incharge BDU.

06. In the first place, the appellant was proceeded against by incompetent authority i.e. by AIG Bomb Disposal Unit, where the appellant was attached temporarily but the appellant was employee of Mardan Police and AIG BDU, who also was a contract employee, was required to send his case to DPO Mardan for further proceedings, but he illegally proceeded the appellant and on this score alone, the impugned order is liable to be set aside. It is a well-settled law that Courm-non-judice is a fatal flaw germane to the very constitution of the forum rendering all proceedings as non est in the eye of law. Any order passed as Corum-non-judice is void order and no limitation runs against a void order. Reliance is placed on 2017 S C M R 1249. The inquiry so conducted is also replete with deficiencies as the inquiry officer failed to record statement of witnesses in presence of the appellant, hence the appellant was deprived of the opportunity to cross-examine such witnesses, so the respondents skipped a mandatory step as prescribed in law. The inquiry officer failed to produce solid evidence and to prove the allegations leveled against him. The allegations so leveled were of general nature, which could only be proved by conducting regular inquiry, which however was not done in case of the appellant.

07. In view of the foregoing discussion, the instant appeal is accepted as prayed for. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED

28.01.2022



(AHMAD SULTAN TAREEN)
CHAIRMAN



(ATIQ-UR-REHMAN WAZIR)
MEMBER (E)

ORDER

28.01.2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General for respondents present. Arguments heard and record perused.

Vide our detailed judgment of today, separately placed on file, the instant appeal is accepted as prayed for. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED

28.01.2022



(AHMAD SULTAN TAREEN)
CHAIRMAN



(ATIQ-UR-REHMAN WAZIR)
MEMBER (E)

25.10.2021

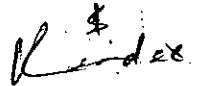
Appellant in person present. Mr. Kabirullah Khattak,
Additional Advocate General for respondents present.

Arguments could not be heard due to learned judicial member
(Salah-ud-Din) is on leave. Adjourned. To come up for arguments
before the D.B on 15.12.2021.


(MIAN MUHAMMAD)
MEMBER (E)

15-12-21

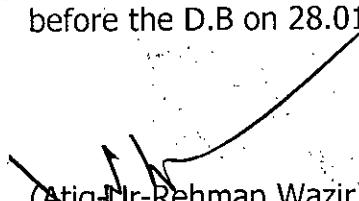
DIB is on Tour case to come up
For the same on Dated. 25.1.22



25.01.2022

Appellant in person present. Mr. Naseer-ud-Din,
Assistant Advocate General alongwith Mr. Suleman Reader
for the respondents present.

Appellant requested for adjournment on the ground
that his counsel is not available today, due to general
strike of the Bar. Adjourned. To come up for arguments
before the D.B on 28.01.2022


(Atiq-Ur-Rehman Wazir)
Member (E)


Chairman

P.S

11.06.2021

Learned Addl. A.G be reminded about the omission and for submission of Reply within extended time of 10 days.



Chairman

14.09.2021

Appellant present through counsel.

Muhammad Adeel Butt learned Additional A.G alongwith Arif Khan D.S.P for respondents present.

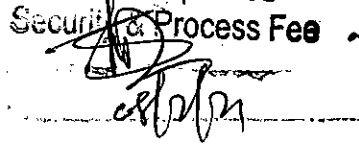
Reply on behalf of respondents submitted. Request for adjournment was made on behalf of appellant. Request is acceded. To come up for arguments on 25.10.2021 before D.B.


(Rozina Rehman)
Member (J)
Chairman

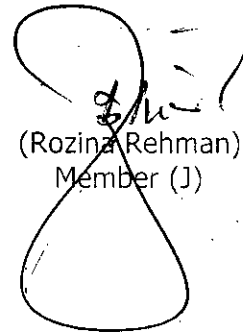
08.02.2021

Appellant present through counsel. Preliminary arguments heard. File perused.

Appellant Deposited
Security & Process Fee



Points raised need consideration. Admitted to regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to respondents for written reply/comments. To come up for written reply/comments on 04.05.2021 before S.B.



(Rozina Rehman)
Member (J)

04.05.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 02.06.2021 for the same as before.



Reader

02.06.2021

Appellant present in person and Mr. Kabirullah Khattak, Addl. AG alongwith Arif Khan, DSP for the respondents present.

Stipulated time has passed and reply has not been submitted.

Representative of the respondents seeks time to furnish reply/comments. The respondents are required to furnish reply/comments in office within 10 days. If the written reply/comments are not furnished within the stipulated time, the office is directed to submit the file with a report of non-compliance. File to come up for arguments on 14.09.2021 before the D.B.





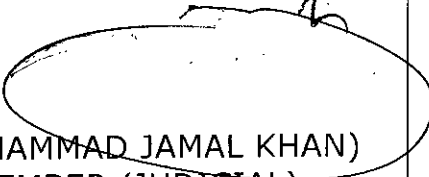
Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 12099 /2020


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	15/10/2020	<p>The appeal of Mr. Asad Iqbal resubmitted today by Mr. Fazal Shah Mohmand Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>27/11/2020</u></p> <p style="text-align: right;"> CHAIRMAN</p>
27.11.2020		<p>Miss. Rabia Muzaffar, Advocate, for appellant is present. According to the junior counsel her senior is not available today and requested for adjournment. Adjourned to 08.02.2021 on which date file to come up for preliminary hearing before S.B.</p> <p style="text-align: right;"> (MUHAMMAD JAMAL KHAN) MEMBER (JUDICIAL)</p>

The appeal of Mr. Asad Iqbal Head Constable Bomb Disposal Unit Special Branch received today i.e. on 09.10.2020 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Pages no. 7, 9, 14, 27, 28 and 29 of the appeal are illegible which may be replaced by legible/better one.

No. 2895 /S.T,

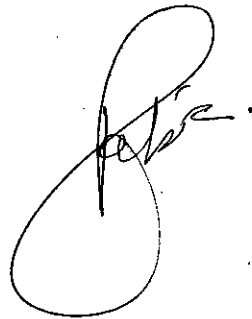
Dt. 09/10 /2020.


REGISTRAR
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Fazal Shah Mohmand Adv. Pesh.

Respected Sir,

Resubmitted the necessary
objections.



BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No _____/2020

Asad IqbalAppellant

V E R S U S

AIG and Others.....Respondents

I N D E X

S.No	Description of Documents	Annexure	Pages
1.	Service Appeal		1-3
2.	Copy of Letter dated 26-05-2016, Order dated 16-12-2016, Order dated 10-05-2017 & Order dated 20-09-2019	A	4-14
3.	Copies of daily diaries	B	15-16
4.	Copy of Complaint, & Orders dated 10-03-2020 & 27-02-2020	C & D	17-21
5.	Copy of Charge Sheet & reply	E	22-26
6.	Copy of inquiry report	F	27-30
7.	Copy of Final Show Cause Notice & reply	G	31-34
8.	Copy of Order dated 09-06-2020	H	35
9.	Copy of departmental appeal	I	36
10.	Copies of Notifications dated 20-05-2019 & 13-07-2020	J	40-41
11.	Copies of Commendation Certificates	K	42-49
12.	Vakalat Nama		50

Dated:-05-10-2020


**Appellant
(Asad Iqbal)**

Through


FAZAL SHAH MOHMAND
Advocate,
Supreme Court of Pakistan.

OFFICE:- Cantonment Plaza Flat 3/B Khyber Bazar Peshawar Cell# 0301 8804841
Email:- fazalshahmohmand@gmail.com

BEFORE THE SERVICE TRIBUNAL KPK PESHAWAR

Service Appeal No 12099 020

Asad Iqbal, Head Constable, Bomb Disposal Unit, Special Branch, Khyber Pakhtunkhwa, Peshawar.....**Appellant**

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 11346

Dated 09/10/2020

V E R S U S

1. Assistant Inspector General of Police, BDU, Special Branch, Khyber Pakhtunkhwa, Peshawar.
2. Deputy Inspector General of Police, Special Branch, Khyber Pakhtunkhwa, Peshawar.
3. District Police Officer, Mardan.
4. Reginald Police Officer Mardan Region Mardan.
5. Provincial Police Officer KPK Peshawar.....**Respondents**

APPEAL U/S 4 OF THE KPK SERVICE TRIBUNAL ACT 1974 AGAINST THE ORDER DATED 09-06-2020 PASSED BY RESPONDENT NO 1 WHERE BY THE APPELLANT HAS BEEN REDUCED IN RANK FROM ASI TO HEAD CONSTABLE FOR PERIOD OF THREE YEARS AND AGAINST WHICH DEPARTMENTAL APPEAL OF THE APPELLANT HAS NOT BEEN RESPONDED DESPITE THE LAPSE OF STATUTORY PERIOD OF NINETY DAYS.

PRAYER:-

On acceptance of this appeal the impugned Order dated 09-06-2020 of respondent No 1 may kindly be set aside and the appellant may kindly be ordered to be restored to the rank of ASI with all back benefits.

Respectfully Submitted:-

1. That the appellant joined the respondent Department as Constable On 07-02-2002 in District Police Mardan and since enlistment he performed his duties with honesty and full devotion.

Filed to-day
Registrar
09/10/2020

2. That the appellant has qualified various courses and with the passage of time was promoted as Head Constable and as ASI on adhoc basis in consequent to Letter dated 26-05-2016 vide Order dated 16-12-2016 and was transferred to Bomb Disposal Unit (hereinafter referred to as BDU) for the purpose of pay vide Order dated 10-05-2017 and was promoted as ASI vide Order dated 20-09-2019 and was lastly posted as Incharge Bomb Disposal Squad District Mardan. **(Copy of Letter dated 26-05-2016, Order dated 16-12-2016, Order dated 10-05-2017 & Order dated 20-09-2019 is enclosed as Annexure A).**

Re-submitted to-day
and filed.

Registrar
15/10/2020

3. That the appellant while lastly posted as Incharge Bomb Disposal Squad District Mardan, recorded some reports regarding the unbecoming attitude of his one subordinate Constable namely Salman No 2099/BDS, as he used to remain absent from duty and

was least interested in performance of his duty in the department, upon which he got annoyed and threatened the appellant of dire consequences. **(Copies of daily diaries are enclosed as Annexure B).**

4. That the said Constable Salman submitted a complaint dated Nil to respondent No 5 to the effect that the appellant is involved in corrupt practices, upon which the appellant was suspended vide Order dated 10-03-2020 and Inspector Kiramat Shah of BDU Peshawar was nominated as Inquiry Officer on 27-02-2020. **(Copy of Complaint, & Orders dated 10-03-2020 & 27-02-2020 is enclosed as Annexure C & D).**
5. That Charge Sheet with Stamen of Allegations was issued to the appellant by respondent No 1 on 12-03-202 which the appellant replied in detail refuting the allegations. **(Copy of Charge Sheet & reply is enclosed as Annexure E).**
6. That it is pertinent to mention that the appellant instead of one inquiry was subjected to three inquiries in violations of law and rules on the subject. **(Copy of inquiry report is enclosed as Annexure F).**
7. That on 28-04-2020 Final Show Cause Notice was issued to the appellant which was also replied by the appellant refuting the allegations. **(Copy of Final Show Cause Notice & reply is enclosed as Annexure G).**
8. That finally the appellant was awarded the penalty of reduction in rank from ASI to Head Constable for three years vide Order dated 09-06-2020. **(Copy of Order dated 09-06-2020 is enclosed as Annexure H).**
9. That the appellant filed departmental appeal before respondent No 2 on 23-06-2020 which has not been responded so far despite the lapse of more than the statutory period of ninety days. **(Copy of departmental appeal is enclosed as Annexure I).**
10. That the impugned order dated 09--06-2020 of respondent No 1 is against the law, facts and principles of justice on grounds inter alia as follows:-

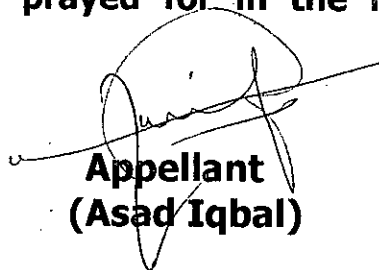
G R O U N D S :-

- A. That the impugned order is illegal and void ab-initio.
- B. That mandatory provisions of law and rules have badly been violated by the respondents and the appellant has not been treated according to law and rules and the appellant did nothing that amounts to misconduct.
- C. That the impugned order is void being issued by incompetent authority besides respondent No 1 was employed on contract basis. **(Copies of Notifications dated 20-05-2019 & 13-07-2020 are enclosed as Annexure J).**

- D.** That no proper inquiry was conducted in presence of appellant to find out the true facts and circumstances, no one was examined in presence of the appellant, the appellant was not afforded opportunity of cross examination besides he was subjected to three inquiries in violation of the law and rules on the subject.
- E.** That allegedly the complaint has been submitted by two Constables. However not only the same is signed by only Constable Salman rather the other Constable namely Imran has stated before the inquiry officer that he has not submitted the complaint and that the allegations against the appellant are false and baseless.
- F.** That the appellant was not provided opportunity of meaningful personal hearing.
- G.** That the complaint is based on malafide as inside force a group was established by the said Salman and the complaint was filed to harass the appellant as he is having excellent service track being commended by the high ups time and again. **(Copies of Commendation Certificates are enclosed as Annexure K).**
- H.** That the appellant has more than 18 years of service with unblemished service record with no previous complaint of the sort.
- I.** That the appellant seeks the permission of this honorable tribunal for further/additional grounds at the time of arguments.

It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for in the heading of the appeal.

Dated:-05-10-2020


**Appellant
(Asad Iqbal)**

Through


FAZAL SHAH MOHMAND
Advocate,
Supreme Court of Pakistan.

- 5 -

ORDER.

On promotion the following ASIs (on adhoc basis) are hereby posted to the Districts as noted against each:-

S. No.	Name & Region No.	From	To
1.	ASI Awal Khan No. 878/1048	(On promotion) Nowshera District	Nowshera District
2.	ASI Khan Zeb No. 18/205	(On promotion) Nowshera District	Nowshera District
3.	ASI Murad Khan No. 1018	(On promotion) Nowshera District	Nowshera District
4.	ASI Jehangir No. 836	(On promotion) Nowshera District	Nowshera District
5.	ASI Haji Muhammad Tahir No. 34 (on loan from Mardan)	(On promotion) Nowshera District	Nowshera District
6.	ASI Gulshan Khan No. 841	(On promotion) Nowshera District	Nowshera District
7.	ASI Ashfaq Ali No. 481	(On promotion) Nowshera District	Nowshera District
8.	ASI Noorul Islam No. 1034	(On promotion) Nowshera District	Nowshera District
9.	ASI Masood Khan No. 977	(On promotion) Nowshera District	Nowshera District
10.	ASI Imtiaz Ali No. 1473	(On promotion) Mardan District	Mardan District
11.	ASI Muhammad Riaz No. 264/68	(On promotion) Mardan District	Mardan District
12.	ASI Alan, Zeb No. 2792	(On promotion) Mardan District	Mardan District
13.	ASI Sheraz No. 1510	(On promotion) Mardan District	Mardan District
14.	ASI Shad Muhammad No. 1477	(On promotion) Mardan District	Mardan District
15.	ASI Hazrat Ali No. 1331	(On promotion) Mardan District	Mardan District
16.	ASI Muhammad Iqbal No. 306	(On promotion) Mardan District	Mardan District
17.	ASI Abdul Qadir No. 1480	(On promotion) Mardan District	Mardan District
18.	ASI Javid Akbar No. 1486	(On promotion) Mardan District	Mardan District
19.	ASI Ijaz Ali No. 424	(On promotion) Mardan District	Mardan District
20.	ASI Wakeel Khan No. 1593/309/413	(On promotion) Mardan District	Mardan District
21.	ASI Asad Iqbal No. 1454	(On promotion) Mardan District	Mardan District
22.	ASI Nadeem Hassan No. 102	(On promotion) Mardan District	Mardan District
23.	ASI Muhammad Idrees No. 149	(On promotion) Mardan District	Mardan District
24.	ASI Zawar Hussain No. 605	(On promotion) Mardan District	Mardan District
25.	ASI Tariq Aziz No. 1481	(On promotion) Mardan District	Mardan District
26.	ASI Hazrat Nabi No. 1492	(On promotion) Mardan District	Mardan District

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27.	ASI Sabz Ali No. 1182	(On promotion) Mardan District	Mardan District
28.	ASI Kifayat Ullah No. 767	(On promotion) Mardan District	Mardan District
29.	ASI Yousaf Khan No. 497	(On promotion) Mardan District	Mardan District
30.	ASI Ifikhar Ali No. 1108	(On promotion) Mardan District	Mardan District
31.	ASI Khairstan No. 88	(On promotion) Mardan District	Mardan District
32.	ASI Jan Alam No. 363	(On promotion) Swabi District	Swabi District
33.	ASI Muhammad Jehangir No. 142 (on loan from Mardan)	(On promotion) Swabi District	Swabi District
34.	ASI Fakhar Uz Zaman No. 744	(On promotion) Swabi District	Swabi District
35.	ASI Hukam Khan No. 26	(On promotion) Swabi District	Swabi District
36.	ASI Ifikhar Khan No. 139	(On promotion) Swabi District	Swabi District
37.	ASI Nazar Muhammad No. 30	(On promotion) Swabi District	Swabi District
38.	ASI Muhammad Faheem No. 391/898	(On promotion) Swabi District	Swabi District
39.	ASI Syed Shujat Ali Shah No. 666	(On promotion) Swabi District	Swabi District
40.	ASI Murad Ali No. 801 (On loan from Mardan)	(On promotion) Swabi District	Swabi District
41.	ASI Javid Hussain No. 426 (On loan from Mardan)	(On promotion) Swabi District	Swabi District
42.	ASI Niaz Muhammad No. 1213	(On promotion) Charsadda District	Charsadda District
43.	ASI Mukhtiar Muhammad No. 570	(On promotion) Charsadda District	Charsadda District
44.	ASI Mian Hazrat Shah No. 1214	(On promotion) Charsadda District	Charsadda District
45.	ASI Amjid Ali No. 965	(On promotion) Charsadda District	Charsadda District
46.	ASI Abdur Rashid No. 70/1167	(On promotion) Charsadda District	Charsadda District
47.	ASI Fazal Wahid No. 510 (on loan from Mardan)	(On promotion) Charsadda District	Charsadda District

(IJAZ AHMAD) PSP
Regional Police Officer,
Mardan

No. 11074-97/ES,

Dated Mardan the 16-12-2016.

Copy forwarded for information and necessary action to the:-
All DPOs in Mardan Region-I, Mardan.

(*****)

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OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
Central Police Office, Peshawar

-7-

ORDER.

The following Upper Subordinates as noted their names are hereby transferred for the purpose of pay to BDU Peshawar as their posts have already been shifted to the new Cost Centre "AIG/Bomb Disposal Unit at Special Branch vide CPO Peshawar letter No. 11349-80/A-3 dated 02.11.2016 with immediate effect.

They will remain posted in their respective Districts for performance of duties in BDU:-

S.No	Name & Rank	District
1.	SI Muhammad Ali	Buacha
2.	SI Muhammad Ashraf	Chitral
3.	SI Kafa Khan	Abbottabad
4.	ASI Muhammad Tahir	Buner
5.	ASI Inayat Ullah No. 204	DIKhan
6.	ASI Sher Nawaz No. 27	Lakki Marwat
7.	ASI/Asst Iqbal	Mardan
8.	ASI Hozra Rehman	Shangha
9.	ASI Umar Hayat No. 563/MR	Swabi

Muhammad Ali Khan

(Muhammad Ali Khan) PSP
DIG/110
For Inspector General of Police
Khyber Pakhtunkhwa
Peshawar

No. 2258-74 WE-III, Dated Peshawar, the 25/5/2017.

Copy of above is forwarded for information and necessary action to the:-

1. Regional Police Officers Mardan, Malakand, Hazara Banna and Dikhan Region.
2. AIG/BDU Special Branch Khyber Pakhtunkhwa Peshawar
3. District Police Officers Chitral, Abbottabad, Buner DIKhan, Lakki Marwat, Mardan, Shangha, Banne and Swabi.
4. In-charge Central Registry Branch CPO, Peshawar.
5. A-3 CPO, Peshawar

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BETTER COPY OF THE PAGE NO. 7

OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
Central Police Office, Peshawar

ORDER.

The following Upper Subordinates as noted their names are hereby transferred for the purpose of pay to BDU Peshawar as their posts have already been shifted to the new Cost Centre "AIG/Bomb Disposal Unit at Special Bench vide CPO Peshawar letter No.11349-80/A-3 dated 02.11.2016 with immediate effect.

They will remain posted in their respective Districts for performance of duties in BDU:

S.No	Name and Rank	District
1	SI Muhammad Ali	Bannu
2	SI Mulaud Ashraf	Chitral
3	SI Kala Khan	Abbottabad
4	ASI, Muhammad Tahir	Buner
5	ASI Inayat Ullah No. 204	DIKhan
6	ASI Sher Nawaz No. 27	Lakki Marwat
7	ASI Asad Iqbal	Mardan
8	ASI Hazrat Rehman	Shangla
9	ASI Umer Hayat No. 563/618	Swabi

Muhammad Ali Khan PSP
DIG/HQ
For Inspector General of Police
Khyber Pakhtunkhwa,
Peshawar

No. 2258-774 /E-111, dated Peshawar the ___/05/2012

Copy of above is forwarded for information and necessary action to the:-

1. Regional Police Officers Mardan, Malakand, Hazara, Bannu and DIKhan Region.
2. AIG/BDU Special Branch Khyber Pakhtunkhwa Peshawar
3. District Police Officers Chitral, Abbottabad, Buner, DIKhan, Lakki Marwat, Mardan, shangla, Bannu and Swabi.
4. Incharge Central Registry Branch CPO, Peshawar.
5. A-3 CPO Peshawar



Tel: 0937-9230111
 Fax:
 Email: dpo_mardan@yahoo.com
 Facebook: District Police Mardan
 Twitter: @dpomardan

No: 7438 /SC

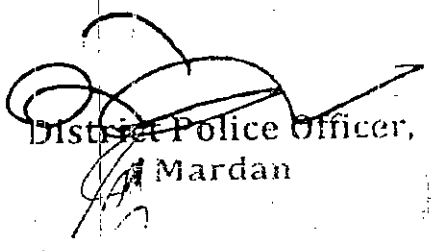
Dated 29/ 8 /2017

To: The Addl: Inspector General of Police,
 Bomb Disposal Unit, Special Branch,
 Khyber Pakhtunkhwa, Peshawar.

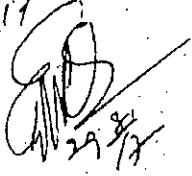
-8-

Subject: SERVICE RECORD

Memo: Kindly refer to worthy Inspector General of Police, Khyber Pakhtunkhwa, Peshawar order Endst: No.2258-74/E-III, dated 10.5.2017. & Memo:No.1259-90/PA/DIG/HQrs, dated 17.07.2017.
 Service record of ASI Asad Iqbal of this district and attached/transferred for the purpose of pay with your unit is hereby sent for record and requirement in his pay.
 Receipt may be acknowledge please.


 District Police Officer,
 Mardan

*Received by
 P. M. Khan
 29/08/17*

*CPC & order copy
 Received on 29/8/17*


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Government of Khyber Pakhtunkhwa
Office of the Regional Police Officer,
Mardan

Phone No. 0937-9230113, Fax No. 0937-9230115.
Email Address, pomardan@gmail.com

To,

All District Police Officers, in Mardan Region,

No.11377-80/ES.

20 September, 20.19

Subject: **PROMOTION AS OFFICIATING ASSISTANT SUB INSPECTORS.**

Memo .

Consequent upon recommendation of the Departmental Promotion Committee held in this office on 17.09.2019, the following adhoc promoted ASIS/Head Constables already on list "D" of this Region being suitable for promotion are hereby promoted as Officiating Assistant Sub Inspectors (BPS-11) for a period or two years probation as per Police Rules 13-18 with effect from 17.09.2019 subject to the condition lay down against each:-

S. No.	Name & Rank	Place of posting	Decision
1	Awal Khan No. 810	Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course
2	Khan Zeb No. 18	Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course
3	Murad Khan No. 1018	Nowshera District	Promoted conditionally subject to completion of the Tretical Course as well as ACR for the year 2017 by 10.10.209. In case of non provision of ACR within stipulated period his name will be de-modified
4	Fakhar Alam No. 192	On deputation to Elite Force KP from Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course
5	Jan Alam No. 363	ON deputation to PTS Swabi from Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
6	Intiaz Ali No. 173	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
7	Muhammad Riaz No. 68	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be re-notified
8	Javed Hussain No. 849	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2017 by 20.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified-notified.
9	Alam Zeb No. 2792	Mardan District	Promoted conditionally subject to completion of Elite Tactical course as well as ACRs for the year 2016 to 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
10	Jehangir Khan NO. 836	Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course
11	Sheraz Khan No. 1510	Investigation Wing/ Mardan	Promoted conditionally subject to completion of Elite Tact a Course as well as ACRs for the Year 2016 to 2018 by 10.10.2019 In case of his provision of ACR within stipulated period his name will be de-notified

12	Zahoor Ahmad No. 945	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACRs for the year 2015 to 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
13	Haji Muhammad Tahir No. 34	Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course
14	Shad Muhammad No. 1477	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACRs for the year 2016 and for the period from 26.05.2017 to 31.12.2017 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
15	Muhammad Jehangir No. 142	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
16	Hazrat Ali No. 1331	On deputation to Elite Force KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
17	Murad Ali No. 801	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
18	Muhammad Iqbal No. 306	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the period from 08.06.2018 to 31.12.2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
19	Niaz Muhammad No. 1013	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2017 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
20	Gulshan No. 841	On deputation to EPTC Nowshera from Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course
21	Syed Sardar Ali No. 741	On deputation to PQR from Swabi District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2016 to 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
22	Ishfaq Ali No. 481	Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course
23	Fakhr ul Zaman No. 744	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
24	Ismail Khan No. 100/119	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2016 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
25	Noou ul Islam No. 1034	Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the period from 01.01.2018 to 02.07.2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
26	Hukam Khan No. 26	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
27	Amjad Ali No. 292	On deputation to CTD KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
28	Abdul Qadir No. 1483	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
29	Javed Akbar No. 1486	On deputation to PDRM, School, Mardan from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
30	Muhammad Hassan No. 1408	On deputation to CTD, KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2017 & 2018 by 10.10.2019. In case of non provision of ACR within stipulated

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1. Ijaz Ali No. 424	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
2. Asad Iqbal No. 1454	On deputation to BDU KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
3. Ijaz Wajid No. 510	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
4. Ijaz Wajid No. 505	On deputation to CTO KP from Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
5. Ijaz Wajid No. 143	On deputation to CTO KP from Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
6. Ijaz Wajid No. 102	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
7. Ijaz Wajid No. 1153	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
8. Ijaz Wajid No. 139	On deputation to CTO KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified-notified.
9. Ijaz Wajid No. 786	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
10. Ijaz Wajid No. 135	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
11. Ijaz Wajid No. 177	On deputation to Elite Tactical Course KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
12. Ijaz Wajid No. 141	On deputation to PFC, Nowshera from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
13. Ijaz Wajid No. 144	Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course
14. Ijaz Wajid No. 145	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
15. Ijaz Wajid No. 146	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
16. Ijaz Wajid No. 149	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
17. Ijaz Wajid No. 1414	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
18. Ijaz Wajid No. 1415	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
19. Ijaz Wajid No. 1416	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
20. Ijaz Wajid No. 1417	On deputation to CTO KP from Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
21. Ijaz Wajid No. 86	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
22. Ijaz Wajid No. 962	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
23. Ijaz Wajid No. 70	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
24. Ijaz Wajid No. 66	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
25. Ijaz Wajid No. 436	On deputation to CTO KP	Promoted conditionally subject to completion of Elite Tactical Course

73.	Muhammad Ali No. 1583	On deputation to Elite Force KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACRs for the year 2016 & 2017 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
74.	Shah Nawaz No. 478	On deputation to Elite Force KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACRs for the year 2015, 2016 & 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
75.	Imtiaz Ali No. 770	On deputation to CTD KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
76.	Ishfaq Hussain No. 418	On deputation to Traffic KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
77.	Muhammad Rafiq No. 784	On deputation to CTD KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
78.	Sadiq Zaman No. 915	On deputation to CTD KP from Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
79.	Shahid Ali Khan No. 33	On deputation to Elite Force KP from Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
80.	Mustagfir Shah No. 1216	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
81.	Manzoor Khan No. 1503	On deputation to Elite Force KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
82.	Syed Kazim Bacha No. 738	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
83.	Shahab Ahmed No. 203	On deputation to CTD KP from Swabi District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2016 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
84.	Sajid Ali No. 1338	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
85.	Haide-notifiedr Ali No. 1051	On deputation to CTD KP from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
86.	Naveed Mushtaq No. 36	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
87.	Husban Ullah No. 134	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
88.	IHC Meraj Habib No. 676/2348	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACRs for the period from 16.08.2014 to 31.12.2014 & for the year 2015 to 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
89.	IHC Shah Jehan No. 1226	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
90.	IHC Noor Azeem No. 1132	Investigation Wing, Nowshera	Promoted conditionally subject to completion of Elite Tactical Course
91.	IHC Muhammad Saddique No. 2649	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2018 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
92.	IHC Asim Ullah No. 493	Charsadda District	Promoted conditionally subject to completion of Elite Tactical Course
93.	IHC Muhammad Izhar No. 445	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course
94.	IHC Asad Zaman No. 05	Swabi District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2017 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified

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95.	IHC Muhammad Israil No. 1498	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2019 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified. Promoted conditionally subject to completion of Elite Tactical Course
96.	IHC Iftikhar Ahmad No. 872	On deputation to PIS Swabi from Mardan District	
97.	IHC Hamid Khan No. 1589	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
98.	IHC Fazal Akbar No. 315	Nowshera District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2019 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
99.	IHC Muhammad Arshed No. 542	On deputation to PIS Swabi from Swabi District	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2019 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified
100.	IHC Muhammad Aslam No. 122	Investigation Wing, Nowshera	Promoted conditionally subject to completion of Elite Tactical Course as well as ACR for the year 2019 by 10.10.2019. In case of non provision of ACR within stipulated period his name will be de-notified

Necessary Gazette Notification may be issued accordingly.

Muhammad Ali Khan
(Signature)

(MUHAMMAD ALI KHAN)PSP
Regional Police Officer,
Mardan.

No. 1 /ES,

Copies forwarded for favour of information and necessary action to the:-

1. Additional Inspector General of Police Special Branch, Khyber Pakhtunkhwa, Peshawar.
2. Commandant Police Training College, Hangu.
3. Deputy Inspector General of Police CTD, Khyber Pakhtunkhwa, Peshawar.
4. Deputy Inspector General of Police Traffic, Khyber Pakhtunkhwa, Peshawar.
5. Commandant Elite Force Khyber Pakhtunkhwa, Peshawar.
6. Deputy Commandant Elite Force Khyber Pakhtunkhwa, Peshawar.
7. AIG/BDU Khyber Pakhtunkhwa, Peshawar.
8. All Head of Investigation in Mardan Region.
9. Principal EPTC, Nowshera.
10. Principal Police Training School, Swabi
11. Director Police School of Public Disorder & Riot Management, Mardan.
12. Deputy Superintendent of Police Welfare & PQR, Khyber Pakhtunkhwa, Peshawar.
13. PA Region Office, Mardan.

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(MUHAMMAD ALI KHAN)PSP

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S. No.	Name & Rank	Place of posting	Decision
95	IHC Muhammad Israil No. 1498	Mardan District	Promoted conditionally subject to completion of the Tretical Course as well as ACR for the year 2017 by 10.10.209. In case of non provision of ACR within stipulated period his name will be de-modified
96	IHC Mikhar Ahmad No. 872	On deputation to PTS Swabi from Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
97	IHC Hamid Khan No. 1589	Mardan District	Promoted conditionally subject to completion of Elite Tactical Course
98	IHC Fazal Akbar No. 315	Nowshera District	Promoted conditionally subject to completion of the Tretical Course as well as ACR for the year 2017 by 10.10.209. In case of non provision of ACR within stipulated period his name will be de-modified
99	IHC Muhammad Arshad No. 542	On deputation to PTS Swabi from Mardan District	Promoted conditionally subject to completion of the Tretical Course as well as ACR for the year 2017 by 10.10.209. In case of non provision of ACR within stipulated period his name will be de-modified
100	IHC Muhammad Alsam No. 122	Investigation Wing Nowshera	Promoted conditionally subject to completion of the Tretical Course as well as ACR for the year 2017 by 10.10.209. In case of non provision of ACR within stipulated period his name will be de-modified

Necessary Gazette Notification may be issued accordingly

(MUHAMMAD ALI KHAN)PSP
Regional Police Officer,
Mardan.

No. _____/ES.

Copies forwarded for favour of information and necessary action to the:-

1. Additional Inspector General of Police Special Branch, Khyber Pakhtunkhwa, Peshawar
2. Commandant Police Training College, Hangu,
3. Deputy Inspector General of Police CTD, Khyber Pakhtunkhwa, Peshawar
4. Deputy Inspector General of Police Traffic, Khyber Pakhtunkhwa, Peshawar.
5. Commandant Elite Force Khyber Pakhtunkhwa, Peshawar.
6. Deputy Commandant Elite Force Khyber Pakhtunkhwa, Peshawar.
7. AIG/BDU Khyber Pakhtunkhwa, Peshawar,
8. All Head of Investigation in Mardan Region.
9. Principal EPFC, Nowshera.
10. Principal Police Training School, Swabi
11. Director Police School of Public Disorder & Riot Management, Mardan.
12. Deputy Superintendent of Police Welfare & PQR, Khyber Pakhtunkhwa, Peshawar,
13. PA Region Office, Mardan.

(MUHAMMAD ALI KHAN)PSP
Regional Police Officer,
Mardan.

ہندو دہلی

نقلہ 39 روزنامہ 25-02-2020

پولیس لائن

40 رتھ ایڈیٹر
39 روزنامہ

39 اطلاع / رپورٹ اسد اقبال خان Asi وقت 09:10 بجے مورخ

25-02-2020 اس وقت گویدراج خان انسپکٹر ایچ آر سیکیورٹی کمانڈنگ
کچھری نے بذریعہ موبائل نمبر 9612670-0345 (نیشنل سطلان 2099)

تھانہ کمانڈنگ BPs ڈیوٹی پر تعینات ہے۔ نیشنل مذکورہ اہل
ڈیوٹی کیلئے لیٹ آتا ہے۔ مذکورہ بالہ کو بار بار بددیانتی کی گئی
لیکن نیشنل مذکورہ اپنے حکمتوں سے باز نہیں آتا۔ آج بھی ڈیوٹی

کے لئے لیٹ آیا۔ مذکورہ نیشنل کو بتلایا کہ کچھری کمانڈنگ اندرون
101 پھیل کر کے بن کے پاس میٹل ڈی ڈکٹر موجود نہ تھا۔ سن
INSIP نے پوچھا کہ آپ کا میٹل ڈی ڈکٹر کیا ہے تو جواب دیا کہ خراب
ہے۔ لیکن مذکورہ نے بابت میٹل ڈی ڈکٹر کے خراب ہونے کی

اطلاع قبل ازیں نہیں ہے۔ جن کے خلاف رپورٹ درج روزنامہ
کے آئندہ اطلاع پر رپورٹ درج روزنامہ میٹر نقلہ علیحدہ کرتے
کرنا بوجہ مناسب کارروائی ارسال امن ان بالہ ہوگی۔

جناب عالی!

نقل یہ مطالبہ اہل

ASI Police Line
M. PL MRD
25-02-2020

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Sir,

Forwarded

Asal

i/c, BDU, mandan.

25-02-2020

جناب عالی
مردان در خواست ہمدانہ کارروائی برخلاف ASI اسدا اقبال خان انچارج BDU مردان

مردانہ گزراؤں ہے کہ کہ من ساٹلان ہم ڈیویژنل اینٹ مردان من ڈیویژنل پرماسور ہیں۔

-17- یہ کہ من ساٹلان کا انچارج ASI اسدا اقبال خان انتہائی سینہ زور اور سرکش ہے۔ BDU کے اہلکاران اور موبائل کو سرکار ڈیویژن کے علاوہ اپنے پرسنل کاموں میں استعمال کرتے ہیں۔ اور یہ کہ من ساٹلان سے 50/50 ہزار روپے (ریسک الاؤنس) دھوکے سے لیے ہیں۔ کہتے کہ فلاح صاحب نے بنگلے میں کام کیا ہے۔ اور یہ اس کے لیے بھیجے ہیں۔ اور یہ 50/50 ہزار روپے پے رول کے مطابق من ساٹلان کے ریسک الاؤنس ہے۔ جو کہ پے رولز ہمراہ لف ہیں۔ اور یہ کہ من ساٹلان سے کئی لاکھوں روپے انچارج BDU مردان نے ہڑپ کر لیا ہے۔ من ساٹلان کے پاس ان کے کئی ثبوت اور گواہان موجود ہیں۔ ان بے بنیاد باتوں سے انچارج BDU مردان پولیس افسران صاحبان کا مورال گرانا چاہتا ہے۔

یہ کہ BDU اہلکار صدیق اکبر (سیشن کورٹ مردان) جو کہ unqualified ہے اور مستقل طور پر اسی پوائنٹ پر ڈیویژن دیتے ہیں۔ اور انچارج BDU مردان ان سے ماہانہ رقم لیتے ہیں۔

یہ کہ اہلکاران BDU مردان انچارج کے خلاف شکایت کرنے اور ان کے خلاف گواہی دینے سے اس لیے ڈرتے ہیں کہ انچارج BDU ان کو تبدیل کرنے کی دھمکیاں دیتے ہیں اور کہتے ہیں کہ میرا فلاح بھائی جناب IGP صاحب اور فلاح بھائی جناب DIG صاحب مردان کے ساتھ ڈیویژن انجام دے رہے ہیں۔

یہ کہ من ساٹلان کا انچارج ایک غیر ذمہ دار، کرپٹ، پولیس محکمے کے ساتھ حیانت کرنے

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درا اور وہ جو کہ بارگاہِ محکم ہے۔ جو کہ BDU مردان کے ہم پر سلا ہوا ہے۔

ان کے لئے آپ صاحبان نے ایشیائی کے اخبار BDU مردان ایسٹرن آف ایشیا کے

کے خلاف آگوازی کر کے سخت سے سخت سزا دینے کا حکم صادر فرما کر مہنگوں و مشکور فرمائیں۔

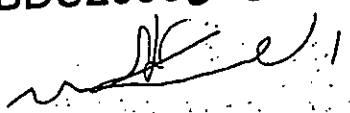
-18-

عین نوازش ہوگی

العارض

اپکا تابع فرمان من ساکلان:

(1) کنشیل سلمان خان BDU 2099 مردان فون نمبر: 0315-8006868



(2) کنشیل عمران خان BDU مردان فون نمبر: 0306-5731616



کاپی برائے اطلاعاتی:

(1) جناب انسپکٹر جنرل آف پولیس۔

(2) جناب AIG صاحب بم ڈسپوزل یونٹ۔

(3) جناب DIG صاحب مردان۔

(4) جناب DPO صاحب مردان۔

Held in my and Pa by Insp Kiran Shikha
10 May 20



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10/2/20

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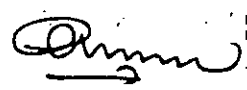
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ORDER

Being involved in corrupt practices ASI Asad Iqbal I/C BDS Mardan is hereby placed under suspension and closed to BDU Hqrs: Peshawar with immediate effect.

Departmental proceedings are also initiated against him.



(SHAFQAT MALIK)

Assistant Inspector General of Police
BDU, ATO, SB, KPK, Peshawar

No. 229-34 /BDU, Dated Peshawar the 10 / 03 /2020
Copy of above is forwarded for kind information to the:-

1. The Provincial Police Officer, Khyber Pakhtunkhwa Peshawar.
2. The Dy: Inspector General of Police, Special Branch, Khyber Pakhtunkhwa Peshawar.
3. The Regional Police Officer, Mardan.
4. The District Police Officer, Mardan.
5. The DSP/DDO BDU Peshawar.
6. The Accountant BDU Peshawar.

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ORDER

Inspector Kiramat Shah of BDU Peshawar is hereby nominated as an inquiry officer to conduct proper departmental inquiry on complaint submitted by constable Sulman Khan and Imran Khan of BDU Mardan (Copy of complaint is enclosed).

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It is therefore, directed that findings of inquiry report may be submitted to this office by 10th March 2020 positively.



(SHAFQAT MALIK)

Assistant Inspector General of Police
BDU, ATO, SB, KPK, Peshawar

No. 157 - 58 /BDU, Dated Peshawar the 27 / 02 /2020.
Copy of above is forwarded to the:-

1. The Worthy Deputy Inspector General of Police, Special Branch, KP Peshawar for favour of kind information please.
2. The Inspector Kiramat Shah of BDU Peshawar

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CHARGE SHEET

I Shafqat Malik, AIG/BDU, Special Branch, Khyber Pakhtunkhwa Peshawar as a competent authority under Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) hereby charge you ASI Asad Iqbal I/C BDS Mardan as follow:-

You while posted as Incharge BDS Mardan got involved in corrupt practices as per written complaint drafted by complainants named Constable Salman No. 2099/BDS and Constable Imran No. 3216 of BDS Mardan which was received by the Office of Worthy Inspector General of Police Khyber Pakhtunkhwa, Peshawar.

By reason of the above, you appear to be guilty of misconduct under Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) and have rendered yourself liable to all or any of the penalties specified in the ibid Rules.

You are, therefore, directed to submit written defense within 07 days of the receipt of this charge sheet to the Enquiry Officer.

1. Your written defense, if any, should reach to this office within the specified period, failing which it shall be presumed that you have no defense to put in and in that case, ex-parte action will be taken against you.
2. You are also at liberty, if you wish to be heard in person.
3. Statement of allegation is enclosed.

Shafqat Malik

(SHAFQAT MALIK)

Assistant Inspector General of Police
BDU, ATO, SB, KPK, Peshawar

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SUMMARY OF ALLEGATION

I Shafqat Malik, AIG/BDU, Special Branch, Khyber Pakhtunkhwa Peshawar as a competent authority, am of the opinion that you ASI Asad Iqbal presently posted as Incharge BDS Mardan rendered himself liable to be proceeded against, as he has committed the acts of omission/commission within the meaning of Khyber Pakhtunkhwa Police Rules 1975 (amended 2014).

STATEMENT OF ALLEGATION

1. You while posted as Incharge BDS Mardan got involved in corrupt practices as per written complaint drafted by complainants named Constable Salman No. 2099/BDS and Constable Imran No. 3216 of BDS Mardan which was received by the Office of Worthy Inspector General of Police Khyber Pakhtunkhwa, Peshawar.
2. For the purpose of scrutinizing the conduct of the said accused with reference to the above allegation, Javid Iqbal DSP/BDU is appointed as Enquiry Officer to conduct the enquiry.
3. The enquiry officer shall in accordance with the provisions of the ibid Rules provide reasonable opportunity of hearing to the accused, record its findings and make within 15 days of the receipt of this order, recommendation as to punishment or other appropriate action against the accused.

Shafqat Malik

(SHAFQAT MALIK)

Assistant Inspector General of Police
BDU, ATO, SB, KPK, Peshawar

No. 241-46 /BDU, Dated Peshawar the 12 / 03 /2020

Copy of above is forwarded for kind information to the:-

1. The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. The Dy: Inspector General of Police, Special Branch, Khyber Pakhtunkhwa, Peshawar.
3. The Regional Police Officer, Mardan.
4. The District Police Officer, Mardan.
5. The Enquiry Officer.

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جناب عالی!

بحوالہ چارج شیٹ نمبر BDU/46-241 محررہ 12/03/2020 مجاریہ جناب شفقت ملک AIG/BDU صوبہ خیبر پختونخواہ بمقام پشاور سمری اف الیکیشن مشمولہ ہذا معروض ہوں۔ کہ سائیل F A تعلیم یافتہ تک اور مورخہ 07/02/2002 کو محکمہ پولیس میں بحیثیت فٹ کانسٹیبل بھرتی ہو چکا ہے۔ تاریخ بھرتی سے لیکر تاحال اپنی ڈیوٹی نہایت خندہ پیشانی اور خوش اسلوبی سے سرانجام دیکر افسران دست بالا کو کسی قسم کی شکایت کا موقع نہیں دی ہے۔ بلکہ پسندیدہ ملازمت کے پیش نظر افسران بالا نے متعدد بار توصیفی اسناد اور نقد انعامات سے نوازا گیا ہے۔ ریکارڈ گواہ ہے۔ پس منظر حالات کچھ یوں ہے۔ کہ سال 2007 کو جس وقت ملک دہشتگردی کے لپیٹ میں تھا۔ کو مجھے افسران بالا نے بم ڈسپوزل کورس کیلئے منتخب کیا۔ اور بم ڈسپوزل کورس مکمل کر کے نمایاں پوزیشن حاصل کی۔ کورس سے فراغت پر مجھے بم ڈسپوزل سکوڈ میں افسران بالا نے تعینات کر کے اچھے کارکردگی کا مظاہرہ کرتا رہا۔ اور اچھی ڈیوٹی دینے پر کئی بار نقد انعامات اور توصیفی اسناد حاصل کئے تھے۔ جس کی نقولات بغرض ملاحظہ لاف ہذا ہے۔

سال 2015 کو میرا تبادلہ نوشہرہ ایکسپوینڈنگ سکول ہوا۔ اور یوں اپنی حاضری یقینی بنا کر حاضری کی۔ جہاں سے 3/4 ماہ بعد انٹرمیڈیٹ کورس کیلئے منتخب ہو کر PTC ہنگو چلا گیا۔ جہاں پر کورس مکمل کرنے کے بعد واپس آ کر پولیس لائن میں حاضر ہو گیا۔ جو بعد افسران بالا نے میرا تبادلہ دوبارہ BDU سکوڈ میں کرائی۔ دوبارہ تعیناتی کے دوران پسندیدہ ملازمت پر جناب DIG صاحب ریجن مردان نے بحوالہ چھٹی انگریزی نمبری 2520/ES مورخہ 29/03/2016 کو بحیثیت انچارج BDU سکوڈ تعیناتی کا حکم صادر فرمایا۔ مگر اسی 13 سال تعیناتی کے دوران اپنے ماتحتان کے ساتھ شائستہ رویہ اختیار کر کے انکی ہر دکھ کا ازالہ کرتا رہا۔ اور یوں وہ میرے اس دوستانہ رویہ سے حد درجہ خوش، خرم، مطمئن تھے۔ بد قسمتی سے سلمان نامی کانسٹیبل کی تعیناتی سکوڈ ہذا میں ہوئی۔ یہ کانسٹیبل اکثر حیلے بہانے سے کام لیتا ہوا غائب رہا ہے۔ کیونکہ مذکورہ کسی دوسرے محکمہ میں اپنے آپ کو گھپانے کی کوشش میں ہے۔ اجازت لئے بغیر اکثر دوسرے محکمے میں انٹرویو کیلئے آیا، جایا کرتا ہے۔ مذکورہ کو میں نے حالات کی نزاکت کو مدنظر رکھتا ہوا۔ اُس کو تحصیل کا ٹانگ BDU ڈیوٹی کیلئے منتخب کر کے روانہ کیا۔ جس کو یہ فعل ناگوارہ گزری۔ اس سلسلہ میں کانسٹیبل سلمان نمبر 2099 کے خلاف میں نے بحوالہ مدت نمبر 28,24 روز نامچہ 12/02/2020 پولیس لائن ضلع مردان میں تفصیلی رپورٹ ہائے درج روز نامچہ کی ہے۔ جس کی رد عمل میں کانسٹیبل سلمان نمبر 2099 مذکورہ نے میرے خلاف من گھڑت الزامات لگائے۔ جس کا حقیقت سے دور کا کوئی واسطہ نہیں ہے۔ الزام لگایا ہے۔ کہ صدیق اکبر کو ایف ایف نہیں اور سکوڈ میں تبادلہ کردی ہے۔ اسی طرح ملازمان BDU کا مبلغ 50 ہزار روپے ہڑپ کر گیا ہے۔ کیونکہ انکا 2 برادران افسران بالا کے ساتھ تعینات ہے۔ اسلئے سینہ زوری کر رہا ہے۔ کانسٹیبل سلمان نمبر 2099 کے دائر شدہ درخواست میں کوئی حقیقت نہیں ہے۔ علاوہ ازیں مذکورہ کانسٹیبل سلمان نمبر 2099 کا یہ فعل بموجب پولیس رولز باب 14 فقرہ نمبر 1 کی خلاف ورزی ہے۔ جو بالاً عرض

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ہے۔ کہ صدیق اکبر کانسٹیبل افسران بالا کے حکم پر سکواڈ ہذا میں تعیناتی ہو چکی ہے۔ جس میں من سائیل کا کوئی عمل دخل کارفرما نہیں۔ جہاں تک ملازمین کا BDU الاؤنس کا تعلق ہے۔ تو یہی الاؤنس سکواڈ کے ہر ملازم کی ATM کارڈ میں پشاور سے براہ راست منتقل ہو رہی ہے۔ درخواست میں وزن ڈالنے اور مجھے بلیک میلنگ کرنے کا ہر بہ استعمال کیا گیا ہے۔ میں نے 13 سال طویل پسندیدہ ملازمت کر کے تاحال کسی بھی اہلکار نے کسی قسم کی تکلیف دہ شکایت نہیں کی ہے۔ یہ کانسٹیبل میرے خلاف برسر پیکار اسلئے ہے۔ کہ مذکورہ غیر حاضر باش قسم کا بندہ ہے۔ مذکورہ کے ساتھ کافی گزارہ کر چکا ہوں۔ برداشت ختم ہو کر اس کے خلاف روپورٹ درج کر کے افسران بالا کو بھجوائی۔ جو مذکورہ نے رد عمل کے طور پر میرے خلاف من گھڑت اور بے بنیاد الزام تراشی کر کے دُکھ میں مبتلا کر کے اذیت پہنچایا ہے۔ کانسٹیبل سلمان نمبر 2099 کے جانب سے متذکرہ دائر شدہ درخواست کے سلسلہ میں جتنی بھی انکوائری عمل میں لائی گئی ہے۔ تو یکطرفہ طور کارروائی عمل میں لائی جا چکی ہے۔ متذکرہ جملہ بیانات میرے عدم موجودگی میں لی گئی ہے۔ جس میں الزامات لگانے والے پر میرے طرف سے کسی قسم کی جرح / کراس کرنے کا موقع مجھے نہیں دیا گیا ہے۔ اس سلسلہ میں مجھے مذکورہ کانسٹیبل سلمان نمبر 2099 کے علاوہ دیگر بیان دینے والوں پر کراس کا موقع دیا جائے۔ تاکہ الزام لگانے والا اپنا الزام میرے خلاف ثابت کر دے۔ کیونکہ کسی جرم کے نسبت بارے ثبوت زیر آرٹیکل نمبر 117/QS الزام لگانے والے پر ہوتا ہے۔ اس کے ساتھ، ساتھ کانسٹیبل سلمان نمبر 2099 نے جس رقم کے بابت الزام عائد کیا ہے۔ کہ نسبت پے برانچ اور متعلقہ بینک ہائے سے تسلی کی جائے۔ میرا دامن پاک اور ضمیر صاف، بے داغ ہے۔ مذکورہ کانسٹیبل نے عمران نامی کانسٹیبل کا سہارہ لے کر درخواست میں نام درج کی ہے۔ جس سے بھی اگر حقیقت پوچھا جائے۔ تو اصلیت اشکارہ ہو سکے گی۔

انصاف دلائی جائے۔ تازیت دعا گور ہونگا۔

اسد اقبال ASI انچارج BDU سکواڈ مردان
 العارض
 حال معطل BDU ہیڈ کوارٹر پشاور

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سوال: سلمان نے جو اڈا پور ریٹائرمنٹ سے پہلے بیان کیا تھا
 یہ سارا سچ ہے۔ یہ سچا ہے۔
 اس نے سلمان کے محمد سے کہا تھا۔
 سوال: یہ سچا ہے۔

سوال و جواب اسد اقبال ضیاء نیوی

1 سوال :- اسد اقبال نیوی اس سے پہلے آپ کے سکواڈ والوں نے آپ کے خلاف کوئی شکایت کی ہے ؟

جواب :- نہیں

2 سوال :- اس کے علاوہ آپ کا کوئی انکوآثری دغیرہ نیوا سے نہیں !

جواب :- نہیں

3 سوال :- کئیل سلمان کے حملہ اور عمران کے ساتھ کوئی ذاتی رنجش کا عندیہ تو ہے ؟

جواب :- نہیں ہے

~~4 سوال :- اس وقت میں راجم کے ساتھ کئیل سلمان کے ساتھ کوئی رنجش کا عندیہ تو ہے ؟~~

~~جواب :- جواز میں ہے اس کے علاوہ اس کے ساتھ کوئی رنجش نہیں ہے~~

~~5 سوال :- اس وقت میں راجم کے ساتھ کئیل سلمان کے ساتھ کوئی رنجش کا عندیہ تو ہے ؟~~

6 سوال :- کیا آپ کے بھائی اور DiG سرمن کے ساتھ ڈیوٹی سر ایف آئی کے ساتھ؟

جواب :- میرے بھائی نوید اقبال Hc CTD سرمن میں تعینات ہے اور دوسرا ظہیر اقبال Hc

پولیس لائن سرمن میں صدر ڈیوٹی سر ایف آئی کے ساتھ ہے

سوال :- کیا کئیل سلمان کے حملے کے بعد BDF کو الٹا فائدہ نہیں ہے ؟

جواب :- کئیل سلمان کے حملے کے بعد 2002 میں اسلام آباد سے فم ریفرنسنگ ٹورس کیا ہے

صحت سے تعلق کے کاپی میرا بیان کے اخذات کے ساتھ ملے ہیں

03-03-2020
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اسد اقبال نیوی
03-03-2020

جناب عالی!

گزارش ہے۔ کہ سائیل BA تک تعلیم یافتہ، جوان العمر اور اچھے اوصاف کا مالک ہے۔ سائیل 2009 کو نکلہ پولیس میں بحیثیت فٹ کانسٹیبل بھرتی ہو چکا ہے۔ پس منظر حلات، واقعات کچھ یوں ہے۔ کہ سائیل، بم ڈسپوزل کورس کو الیغائیڈ ہے۔ سال 2019 کو میرا تبادلہ BDU کو میرا تبادلہ ہو کر خاضری کرائی ہے۔ میرے ساتھ مسلمان خان کانسٹیبل بھی کا تبادلہ ایک ساتھ ہو چکا ہے۔ آجکل میں ڈسٹرکٹ جیل مردان میں پوائنٹ ڈیوٹی سرانجام دے رہا ہوں۔ مسلمان کانسٹیبل دوسرے محکمہ میں اپنے آپ کو گھپانے کی کوشش میں ہے۔ اور آئے روز انٹرویو کیلئے جایا کرتے ہیں۔ ایک دن مسلمان مذکور نے مجھ سے بذریعہ میرے ذاتی موبائیل فون نمبر 0313-9238062 پر رابطہ کر کے بتلایا کہ میں اُس کے ساتھ ملاقات کرے کچھ ضروری کام ہے۔ میں نے ملاقات کرنے کا حامی بھر دی۔ اور یوں بعد میں اُس کے ساتھ رابطہ کیا۔ مردان ملاکنڈ چوک کے منگم پر واقع ایک دکان میں بات چیت ہوئی۔ مذکورہ نے مجھے یہ وضاحت دی۔ کہ وہ انچارج سکواڈ کے خلاف کچھ الزام تراشی کا افسران بالا کو تحریری درخواست دے رہا ہے۔ آپ ساتھ دے۔ میں نے اُس کو اُس وقت یہ الزام کی کہ براہ کرم فضول اور بے جاہ دوسرے مسلمان کو اذیت میں مبتلا کرنا آپ کو کیا زیب دیتا ہے۔ سکواڈ انچارج ایک جسم دل قسم کا بندہ ہے۔ ہر دکھ کا مادہ کیا کرتے ہیں۔ جس پر مذکورہ نے جواباً کہا کہ یار چلو اُس نے ابھی درخواست لکھ دی ہے۔ آپ صرف دستخط کر دے۔ میں نے انکار کیا۔ اب مجھے معلوم ہوا ہے۔ کہ وہی درخواست مذکورہ نے میرے مرضی کے بغیر افسران بالا کو دے رکھی ہے۔ درج شدہ الزامات مندرجہ درخواست دائر شدہ برخلاف اسد اقبال ASI میں حقیقت کا دور کا کوئی واسطہ نہیں من گھڑت اور بے بنیاد الزام تراشی کی ہے۔ بدینتی پر مبنی ہے۔ اور ذاتی عناد کا شاحسانہ ہے۔ اسد اقبال ASI ایک دیانتدار، فرض شناس بندہ ہے۔ جو کہ حقیقت ہے۔ ملازمان کے ساتھ مذکورہ کا رویہ دوستانہ اور شاکستہ ہے۔ جو کچھ لکھ رہا ہوں۔ حقیقت اور انصاف پر مبنی ہے۔ درخواست سے لاعلم ہوں۔

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کانسٹیبل عمران نمبر 3216 BDU سکواڈ حال جیل پوائنٹ مردان

العارض

M. Imran



ASAD

سوال نمبر 1

جنخواہ احکام امانت افسر لکھا ہے کیا درست ہے؟

Imran

جواب

جی ہاں۔

ASAD

سوال

اب سے سامنے کسی نے مجھے کچھ رقم دی ہے۔ یا ایک ہاتھ پر۔

Imran

جواب 2

نہیں۔

ان الزامات کے بارے میں اب سے کسی نے رابطہ کیا تھا۔
BDU والوں کے ساتھ اب سے مشورہ کیا تھا۔

جواب 3
نہیں۔

سوال :- کیا درخواست جو A51 کے خلاف ہے اور اس میں لکھا

نام ایسی ہے یا درست ہے

جواب :- میں اس سے لاعلم ہوں مجھے اس کا کوئی دستاویز نہیں
ہے۔ البتہ کئی مسلمان جو درخواست دیا تھا اس
نے مجھے اس کی کاپی بنا کر دی ہے اس کے خلاف درخواست
دیا گیا ہوں اب اس پر دستخط کرنے میں اس کے اہلکار کیا

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پیش روئے ۱۶/۱۱/۲۰۲۰ء ۲۰۲۰ء/۲۰۲۱ء بجائے از دفتر

PP0:KPK و قسطنطنیہ آئین نمبر 58-57-2020-02-07 بحالیہ از دفتر "F"

BDU صاحب انکواری من الیکٹری کو حوالہ ہوئی جس میں کنسیل

27- سلطان خان نمبر 2099 BDU سکوارڈ سردن نے انجارج اسد اقبال

کے خلاف رقم پٹب کرنے کا الزم لگایا ہے اور دیگر شکایات بھی کئی

کاروائی - انکواری کے سلسلے میں تیر دستخطی مبلغ سردن جا کر BDU سکوارڈ

سردن کے جملہ ملازمتوں مطابقت فہرست لف شدہ کے بیانات قلمبندی، کنسیل

عمران 3216، کنسیل احمد علی اکبر 887، کنسیل گوہر علی 179، کنسیل تاج محمد 1402

کنسیل احسان اللہ 2258 نے درخواست ملازمت لگانے کے الزامات سے لاعلمی کا اظہار

کیا، جبکہ اسد اقبال ASI نے بھی لگائے گئے الزامات جوٹ اور من کوٹ بیان کی

جبکہ بیڈ کنسیل احمد علی 2263، کنسیل حسین اکبر 1921، کنسیل ذاکر الرحمان 2323

کنسیل داؤد 2027 نے درخواست عذا میں لگائے گئے الزامات کو حقیقت پر مبنی

بیان کیا اور درخواست کی تائید کی، جبکہ کنسیل داؤد 2027 نے یہ بھی بیان کیا کہ میرے

انجارج نے مجھ سے ریسیک الاؤٹنس کی ایئر سٹری کی ایک قسط مبلغ = /50000 روپے

لقدی، لیکن جب مجھے یہ حوالہ دیا گیا کہ یہ رقم مذکورہ ASI خود پٹب کر لیا ہے

تو میں نے اس کو انجارج والا کاشفایات کرنے کا کہا تو ASI مذکورہ نے مجھ

کو رقم واپس کر دی۔ کنسیل عبداللہ شاہ 1652 نے بیان کیا کہ تیری تنخواہ میں ایئر سٹری

ریسیک الاؤٹنس کی ایئر سٹری قسط مبلغ = /50000 روپے تیری تنخواہ میں لگائی تھی تو وہ رقم

اسد اقبال ASI نے مجھ سے اس پر لگائی کہ ایئر سٹری سے آپ کے لاگاتوں

میں سے اس رقم کو چھوڑ دیا ہے اس لیے اس کی قسط مبلغ = /39000 روپے چھوڑ دی ہے

ATTC To Baku

انکوائری رپورٹ

جناب عالی!

الزامات :- بحوالہ چٹھی انگریزی 457، مورخہ 24/02/2020 مجاریہ از دفتر PPO KPK و چٹھی انگریزی نمبر 58-157 مورخہ 27/02/2020 مجاریہ از دفتر AIG BDU صاحب انکوائری من انسپکٹر کو حوالہ ہوئی جس میں کانٹھیل سلمان خان نمبر 2099 BDU سکواڈ مردان نے انچارج اسدا اقبال ASI کے خلاف رقم ہڑپ کرنے کا الزام لگایا ہے اور دیگر شکایات بھی کی ہے۔

کارروائی :- انکوائری کے سلسلے میں زیر دستخطی ضلع مردان جا کر BDS سکواڈ مردان کے جملہ ملازمان بمطابق فہرست لف شدہ کے بیانات قلمبند کی، کانٹھیل عمران 3216، کانٹھیل سدا اقبال اکبر 887، کانٹھیل گوہر علی 179، کانٹھیل تاج محمد 1402، کانٹھیل احسان اللہ 2258 نے درخواست ہذا میں لگائے گئے الزامات سے لاعلمی کا اظہار کیا جبکہ اسدا اقبال ASI نے بھی لگائے گئے الزامات جھوٹ اور من گھڑت بیان کی جبکہ ہیڈ کانٹھیل اختر علی 2263، کانٹھیل حسین اکبر 1921، کانٹھیل ذاکر الرحمن 2323، کانٹھیل داؤد 2027 نے درخواست ہذا میں لگائے گئے الزامات کو حقیقت پر مبنی بیان کیا اور درخواست کی تائید کی جبکہ کانٹھیل داؤد 2027 نے یہ بھی بیان کیا کہ میرے انچارج نے مجھ سے ریسک الائنس کی ایریئر کی ایک قسط مبلغ -/50000 روپے نقد لی لیکن جب مجھے پتہ چلا کہ یہ رقم مذکورہ ASI خود ہڑپ کر رہا ہے تو میں نے اس کو افسران بالا کا شکایات کرنے کا کہا تو ASI مذکورہ نے مجھے رقم واپس کر دی، کانٹھیل عبداللہ شاہ 1652 نے بیان کیا کہ میری تنخواہ میں ایریئر ریسک الائنس کی پہلی قسط مبلغ -/50000 روپے تنخواہ میں ملی تھی تو وہ رقم اسدا اقبال ASI نے مجھ سے اس بہانے پر لی کہ یہ غلطی سے آپ کے اکاؤنٹ میں پہلے جبکہ ماہ جنوری 2020ء کی قسط مبلغ -/39000 روپے جو میری تنخواہ

کونسل عالیٰ الشاہ نے اپنے حکم سے اس کے لئے ایک مبلغ 50000 روپے نقد وصول کیا ہے۔

اس کے علاوہ اس کے لئے ایک مبلغ 39000 روپے جب

میں ملی تو اب مجھ سے عبداللہ شاہ، سلمان لاد عمران سے $\frac{20000}{20000}$ نر

روپے ریکوری ہو رہی ہے۔ کنسٹیبل اشیاق احمد نے بھی اپنے بیان میں ماہ جولائی

2019 کے ایئر ٹر رقم مبلغ = 50000 روپے جو تنخواہ کے سابقہ ملی، اس کے بعد اس کے

نے مجھ سے نقد وصول کیا۔ کنسٹیبل نوید شہزاد نے بھی بیان میں گری کی ہے

کہ BDU ریسٹوراؤنس ایئر ٹر مبلغ = 50000 روپے جو میرے تنخواہ میں آئی تھی،

اس کے بعد اس نے مجھ سے واپس نقد وصول کیا ہے، جبکہ درخواست دہندہ

کنسٹیبل سلمان 2019 کے سوال و جواب کے دوران بتایا کہ اس کے بعد اس کے

مجھ سے ماہ مئی، جولائی 2019 کے دو اقساط $\frac{50000}{50000}$ روپے جو میرے تنخواہ کے

سابقہ آئے تھے۔ مجھ سے واپس نقد لے لئے، درخواست ہذا میں جو دوسری الزام

ہے کہ کنسٹیبل صدیق اکبر جو مستقل طور پر ایک پوائنٹ پر ڈیوٹی دیتے ہیں۔ کنسٹیبل

صدیق اکبر نے خود اپنے بیان میں کہا ہے کہ میں عمر 40 سے 45 سال سے سینئر

مردان میں ڈیوٹی دے رہا ہوں جن کنسٹیبلان سے میرے لی گئے ہیں بعد جس نے

درخواست کی تصدیق کی ہے۔ اس کنسٹیبلان نے درخواست میں لکھا ہے کہ الزام

دہی کیا دینا ہے یہی تصدیق کی ہے، بیانات میں کنسٹیبلان عبداللہ شاہ عمران

کا منگنا شاہ، اور سلمان سے ریسٹوراؤنس مبلغ $\frac{20000}{20000}$ روپے عطالیق ہے اور

ریکوری ہوئے ہیں۔ جبکہ کنسٹیبل نوید شہزاد کے تنخواہ میں عطالیق ہے اور جملہ الزامات

میں لکھے ہیں جس کے بابت اکاؤنٹ پراج والوں سے وضاحت طلب کی تو

اکاؤنٹ پراج والوں نے بتایا کہ یہ AG آفس والوں کا کام ہے

میں مجھے ملی، ASI اسد اقبال نے پھر لینے کا مطالبہ کیا تو میں نے دینے سے انکار کیا اب میری تنخواہ سے مبلغ 20000/- روپے ریکوری ہوئی ہے جبکہ دیگر کانٹریبلان سلمان، عمران، نوید شہزاد عالمگیر شاہ سے بھی 20000/20000 روپے ریکوری ہوئی ہے، کانٹریبل عالمگیر شاہ نے اپنے بیان میں کہا کہ ASI اسد اقبال نے مجھ سے بھی مبلغ 50000/- روپے نقد وصول کی ہے اور دوسری قسط مبلغ 39000 روپے جب ہمیں ملی تو اب مجھ سے عبداللہ شاہ، سلمان اور عمران سے 20000/20000 ہزار روپے ریکوری ہو رہی ہے، کانٹریبل اشتیاق احمد نے بھی اپنے بیان میں ماہ جولائی 2019ء کے ایریئر رقم مبلغ 50000 روپے جو تنخواہ کے ساتھ ملی اسد اقبال خان ASI نے مجھ سے نقد وصول کی، کانٹریبل نوید شہزاد 2208 نے بھی بیان میں تحریر کی ہے کہ BDU ریسک الاؤنس ایریئر مبلغ 50000/- روپے جو میرے تنخواہ میں آئی تھی اسد اقبال ASI نے مجھ سے واپس نقد وصول کی ہے جبکہ درخواست دہندہ کانٹریبل سلمان 2099 نے سوال و جواب کے دوران بتلایا کہ ASI اسد اقبال نے مجھ سے ماہ مئی، جولائی 2019ء کے دو اقساط 50000/50000 روپے جو میرے تنخواہ کے ساتھ آئے تھے مجھ سے واپس نقد لے لئے، درخواست ہذا میں جو دوسری الزام ہے کہ کانٹریبل صدیق اکبر جو مستقل طور پر ایک پوائنٹ پڑیوٹی دیتے ہے، کانٹریبل صدیق اکبر نے خود اپنے بیان میں کہا ہے کہ میں عرصہ 02 سال سے سیشن کورٹ مردان میں ڈیوٹی دے رہا ہوں جن کانٹریبلان سے پیسے لی گئے ہیں اور جس نے درخواست کی تصدیق کی ہے اس کانٹریبلان نے درخواست میں لگائے گئے الزامات دہمکیاں دینا کے بھی تصدیق کی ہے، بیانات میں کانٹریبلان عبداللہ شاہ، عمران، عالمگیر شاہ اور سلمان سے ریسک الاؤنس مبلغ 20000/20000 روپے برطابق پے رول ریکوری ہوئے ہے جبکہ کانٹریبل نوید شہزاد کے تنخواہ میں برطابق پے رول جملہ الاؤنس نہیں لے ہیں، جس کے بابت اکاؤنٹ برانچ والوں سے وضاحت طلب کی تو اکاؤنٹ برانچ والوں نے بتایا کہ یہ AG آفس والوں کا کام ہے ہمیں

میں نے اس کی کاپی لکھی ہے اور اسے اپنے پاس رکھا ہے۔
میں نے اس کی کاپی لکھی ہے اور اسے اپنے پاس رکھا ہے۔
میں نے اس کی کاپی لکھی ہے اور اسے اپنے پاس رکھا ہے۔

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حالات و طوائف و بیانات سے باہر کیا کہ اللہ علیہ آسما اور اس کی

کے خلاف جو درخواست کی گئی ہے۔ کنسٹریٹن نوید شہزاد 2208، اشیاہ احمد
1645، عبداللہ بٹاہ 1652 اور خواجہ کتدہ سلطان 2099 سے قدرہ بالا
رقم بڑھ کر گئی ہے۔ کنسٹریٹن داود خان 2027، ذاکر الرحمان 2323
حسین اکبر 1921، احمد علی 2236 نے اپنے بیانات میں درخواست کی

تائید اور تصدیق پر مبنی بیان کی ہے۔ جبکہ کنسٹریٹن حسین اکبر اور احمد علی نے
اپنے بیانات میں یہ نہیں کہا ہے کہ عمران علیہ اللہ سے بھی آسما اور اس کی
نے پیسے لیے تھے لیکن یہ دونوں کنسٹریٹن خاصوں میں کنسٹریٹن اکبر 887

واقعہ سیشن کورٹ سرحدوں میں خود اس کے بیان کے مطابق مسلسل 20 سال سے
ڈیوٹی سر انجام دے رہا ہے۔ لہذا بیانات سے یہ بھی واضح ہو گیا ہے کہ آسما اور اس کی
اپنے نامی ماں کو BDS سہوارڈ سے تبدیل کرنے دیکھ کر انہیں دیتے ہیں۔ جملہ

بیانات اور انکوٹری سے آسما اور اس کی کے خلاف درخواستیں

لگا کر انہیں کورٹ پر لے کر آسما اور اس کی کے خلاف درخواستیں

درخواستیں آسما اور اس کی کے خلاف لگا کر آسما اور اس کی کے خلاف

اس کے خلاف محکمہ کارروائی کرے۔

الیکٹرانک ریکارڈنگ سٹیشن

Ri, BDU, Peshawar, KPK

09-03-2020

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علم نہیں ہے، کانٹیبیل سلمان 2099 نے ASI اسدا اقبال کے ساتھ موبائل فون پر جو رقم وغیرہ کی بابت بات کی تھی اس کی ریکارڈنگ من زبردست خطی کوسنائی اور اس کے ساتھ ریکارڈ بھی موجود ہے۔

نتیجہ :- حالات و واقعات و بیانات سے پایا گیا کہ الزام علیہ ASI اسدا اقبال کے خلاف جو درخواست کی گئی ہے، کانٹیبیلان نوید شہزاد 2208، اشتیاق حمد 1645، عبداللہ شاہ 1652 اور درخواست کنندہ سلمان 2099 سے متذکرہ بالا رقم ہڑپ کی گئی ہے کانٹیبیلان داؤد خان 2027، ذاکر الرحمن 2323، حسین اکبر 1921، اختر علی 2236 نے اپنے بیانات میں درخواست کی تائید اور حقیقت پر مبنی بیان کی ہے جبکہ کانٹیبیل حسین اکبر اور اختر علی HC نے اپنے بیانات میں یہ بھی کہا ہے کہ عمران FC اور احسان اللہ سے بھی ASI اسدا اقبال نے پیسے لئے ہیں لیکن یہ دونوں کانٹیبیلان خاموش ہیں، کانٹیبیل صدیق اکبر 887 واقعی سیشن کورٹ مردان میں خود اس کے بیان کے مطابق مسلسل 02 سال سے ڈیوٹی سرانجام دے رہا ہے اور بیانات سے یہ بھی واضح ہوا ہے کہ ASI اسدا اقبال اپنے ماتحتان کو BDS سکوڈ سے تبدیل کرنے کے دھمکیاں بھی دیتے ہیں جملہ بیانات اور انکوائری سے ASI اسدا اقبال پر جو الزامات درخواست میں لگائے گئے ہیں ثابت ہوتے ہیں انکوائری میں کانٹیبیلان ک کے بیانات کی روشنی میں ASI اسدا اقبال گناہ گار ہے، افسران بالا جیسا مناسب سمجھے اس کے خلاف محکمانہ کارروائی کرے۔

انسپیکٹر کرامت شاہ خان

RI, BDU, Peshawar KPK

09/03/2020

جناب عالی

سرانجام دیکر افسران دست بالا کو کسی قسم کی شکایت کا موقع نہیں دی ہے۔ بلکہ پسندیدہ ملازمت کے پیش نظر افسران ہالانے متعدد بار قسملی اسناد سے نوازا گیا ہے۔ ریکارڈ گواہ ہے۔
کی۔ کورس سے فراغت پر مجھے ہم اسپوزل سکول میں افسران ہالانے تعینات کر کے اچھے کارکردگی کا مظاہرہ کرتا رہا۔ اور اچھی ڈیوٹی دینے پر کئی بار نقد انعامات اور قسملی اسناد حاصل کئے تھے۔ جس کی تفصیلات بغرض ملاحظہ لطف ہذا ہے۔

سال 2015 کو میرا تبادلہ نوشہرہ ایکسپریسنگ سکول ہوا۔ اور یوں اپنی حاضری یقینی بنا کر حاضری کی۔ جہاں سے 3/4 ماہ بعد انٹرمیڈیٹ کورس کیلئے منتخب ہو کر PTC منگوا گیا۔ جہاں پر کورس مکمل کرنے کے بعد واپس آ کر پولیس لائن میں حاضری کی۔ جو بعد افسران ہالانے میرا تبادلہ دوبارہ BDU سکول میں کرانی۔ دوبارہ تعیناتی کے دوران پسندیدہ ملازمت پر جناب DIG صاحب رجمن مردان نے بحوالہ چھٹی انگریزی نمبر 2520/ES مورخہ 29/03/2016 کو تعینت اچھارج BDU سکول تعیناتی کا حکم صادر فرمایا۔ مگر اسی 13 سال تعیناتی کے دوران اپنے امتحان کے ساتھ ساتھ روڈیہ اختیار کر کے آنگی رہا ہے۔ کیونکہ مذکورہ کسی دوسرے عہدے میں اپنے آپ کو گھپانے کی کوشش میں ہے۔ اجازت لے بغیر اکثر دوسرے عہدے میں انٹرویو کیلئے آیا، جایا کرتا ہے۔ مذکورہ کو میں نے حالات کی نزاکت کو مد نظر رکھتا ہوں۔ اس کو تحصیل کا ٹنگ BDU ڈیوٹی کیلئے منتخب کر کے روانہ کیا۔ جس کو یہ فعل ناگوارہ گزرا۔ (A) میں نے اسے یہ اطلاع دے دی کہ اسے اس عہدے پر مقرر کیا گیا ہے۔ جس کا حقیقت سے دور کا کوئی واسطہ نہیں ہے۔ الزام لگایا ہے۔ کہ صدیق اکبر کو ایضاً یہ نہیں اور سکول میں تبادلہ کر دی ہے۔ اسی طرح ملازمان BDU کا سٹل 50 ہزار روپے ہڑپ کر گیا ہے۔

کیونکہ انکا 2 برادران افسران ہالانے کے ساتھ تعینات ہے۔ اسلئے سینہ زوری کر رہا ہے (B)
جولہا عرض ہے۔ کہ صدیق اکبر کا نشیل افسران ہالانے کے حکم پر سکول میں تعیناتی ہو چکی ہے۔ جس میں میں سائیل کا کوئی عمل دخل کارفرما نہیں۔ جہاں تک ملازمین کا BDU اسٹل کا تعلق ہے۔ تو یہی الائنس سکول کے ملازم کی ATM کارڈ میں پشاور سے براہ راست نکل ہو رہی ہے۔ درخواست میں وزن ڈالنے اور مجھے بیک میٹنگ کرنے کا ہر بہا استعمال کیا گیا ہے۔ میں نے 13 سال طویل پسندیدہ ملازمت کر کے تاحال کسی بھی الٹکار نے کسی قسم کی تکلیف دہ شکایت نہیں کی ہے۔ یہ کا نشیل میرے خلاف برسر پیکار اسلئے ہے۔ کہ مذکورہ غیر حاضر ہاش تم کا بندہ ہے۔ مذکورہ کے ساتھ کافی گزارہ کر چکا ہوں۔ برداشت ختم ہو کر اس کے خلاف روپورٹ درج کر کے افسران ہالانے کو بھجوائی۔ جو مذکورہ نے رد عمل کے طور پر میرے خلاف من گھڑت اور بے بنیاد الزام تراشی کر کے دکھ میں مبتلا کر کے ازیت پہنچایا ہے (C)
میرا دامن پاک اور ضمیر صاف، بے داغ ہے۔ مذکورہ کا نشیل نے عمران نامی کا نشیل کا سہارہ لے کر درخواست میں نام درج کی ہے۔ جس سے بھی اگر حقیقت پوچھا جائے۔ تو اسلیت اشکارہ ہو سکے گی۔

ایٹنڈ عا ہے۔ کہ سائیل کا طویل پسندیدہ ملازمت کو مد نظر رکھ کر انصاف دلا یا جائے۔ انصاف کا طلبگار ہوں۔

تازیت دعا گو ہوں گا۔

اسناد اقبال ASI اچھارج BDU سکول مردان

العارض

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FINAL SHOW CAUSE NOTICE

I, Shafqat Malik AIG BDU, Special Branch KP, Peshawar being competent authority under Khyber Pakhtunkhwa, Police Rules, 1975 (Amended 2014), issue this final show cause notice to you ASI Asad Iqbal on the following grounds:-

That you while posted as Incharge BDS Mardan got involved in corrupt practices as per written complaint drafted by complainants named Constable Salman No. 2099/BDS and Constable Imran No. 3216 of BDS Mardan which was received by the Office of Worthy Inspector General of Police Khyber Pakhtunkhwa, Peshawar.

That you were served with charge sheet and statement of allegations vide this office No. 241-46/BDU dated 12.03.2020. Mr. Javed Iqbal DSP/BDU, Special Branch was appointed as Enquiry Officer who during the course of enquiry, found you guilty of committing misconduct.

After going through the findings of the Enquiry Officer, the material available on record and other connected papers, I am satisfied that you have committed misconduct within the meanings of ibid Rules. As a result thereof, I Shafqat Malik AIG BDU, Special Branch Khyber Pakhtunkhwa Peshawar as competent authority has tentatively decided to impose upon you Major punishment mentioned in the ibid Rules.

You are therefore, directed through Final Show Cause within 15 days as to why the aforesaid penalty should not be imposed upon you.

In case your reply is not received within stipulated period, it shall be presumed that you have no defense to put and in that case an ex-parte action shall be taken against you.

Also state whether you desire to be heard in person.

Copy of the finding of the enquiry officer is enclosed.

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(SHAFQAT MALIK)

Assistant Inspector General of Police
BDU, ATO, SB, KPK, Peshawar

بحوالہ فائل شوکا زٹوٹس نمبری جاری شدہ، 298/BDU محررہ 28/04/2020 بحاریہ جناب شفقت ملک AIG/BDU صوبہ خیبر پختونخواہ بمقام پشاور سہری اف الیکیشن مشمولہ ہذا معروض خدمت ہوں۔ کہ سائیل FA تک تعلیم یافتہ ہے۔ اور مورخہ 07/02/2002 کو محکمہ پولیس میں بحیثیت فٹ کانسٹیبل بھرتی ہو چکا ہے۔ تاریخ بھرتی سے لیکر تاحال اپنی ڈیوٹی نہایت خندہ پیشانی اور خوش اسلوبی سے سرانجام دیکر افسران دست بالا کو کسی قسم کی شکایت کا موقع نہیں دی ہے۔ بلکہ پسندیدہ ملازمت کے پیش نظر افسران بالانے متعدد بار تو صیغی اسناد اور نقد انعامات سے نوازا گیا ہے۔ ریکارڈ گواہ ہے۔ پس منظر حالات کچھ یوں ہے۔ کہ سال 2007 کو جس وقت ملک دہشتگردی کے لپیٹ میں تھا۔ کو مجھے افسران بالانے بم ڈسپوزل کورس کیلئے منتخب کیا۔ اور بم ڈسپوزل کورس مکمل کر کے نمایاں پوزیشن حاصل کی۔ کورس سے فراغت پر مجھے بم ڈسپوزل سکواڈ میں افسران بالانے تعینات کر کے اچھے کارکردگی کا مظاہرہ کرتا رہا۔ اور اچھی ڈیوٹی دینے پر کئی بار نقد انعامات اور تو صیغی اسناد حاصل کئے تھے۔ جس کی نقولات بغرض ملاحظہ لفظ ہذا ہے۔

سال 2015 کو میرا تبادلہ پولیس سکول ایکسپوزو ہینڈنگ نوشہرہ ہوا۔ اور یوں اپنی حاضری یقینی بنا کر حاضری کی۔ جہاں سے 3/4 ماہ بعد انٹرمیڈیٹ کورس کیلئے منتخب ہو کر PTC ہنگو چلا گیا۔ جہاں پر کورس مکمل کرنے کے بعد واپس آ کر پولیس لائن میں حاضری کی۔ جو بعدہ افسران بالانے میرا تبادلہ دوبارہ BDU سکواڈ میں کرائی۔

دوبارہ تعیناتی کے دوران پسندیدہ ملازمت پر جناب DIG صاحب ریجن مردان نے بحوالہ چھٹی انگریزی نمبری 2520/ES مورخہ 29/03/2016 کو بحیثیت انچارج BDU سکواڈ تعیناتی کا حکم صادر فرمایا۔ مگر اسی 13 سال تعیناتی کے دوران اپنے ماتحتان کے ساتھ شاکستہ رویہ اختیار کر کے انکی ہر دکھ کا ازالہ کرتا رہا۔ اور یوں وہ میرے اس دوستانہ رویہ سے حد درجہ خوش خرم، مطمئن تھے۔

بد قسمتی سے سلمان نامی کانسٹیبل کی تعیناتی سکواڈ ہذا میں ہوئی۔ یہ کانسٹیبل اکثر حیلے بہانے سے کام لیتا ہوا غائب رہا ہے۔ کیونکہ مذکورہ کسی دوسرے محکمہ میں اپنے آپ کو گھپانے کی کوشش میں تھا۔ اجازت لئے بغیر اکثر دوسرے محکمے میں انٹرویو کیلئے آیا، جایا کرتا تھا۔ مذکورہ کو میں نے حالات کی نزاکت کو مد نظر رکھتا ہوا۔ اس کو تحصیل کاٹنگ BDU ڈیوٹی کیلئے منتخب کر کے روانہ کیا۔ جس کو یہ فعل ناگوارہ گزری۔ اس سلسلہ میں کانسٹیبل سلمان نمبر 2099 کے خلاف میں نے بحوالہ ہدات نمبر 28، 24 روز نامچہ 12/02/2020 پولیس لائن ضلع مردان میں تفصیلی رپورٹ ہائے درج روز نامچہ کی ہے۔ جس کی رد عمل میں کانسٹیبل سلمان نمبر 2099 مذکورہ نے میرے خلاف من گھڑت الزامات لگائے۔ جس کا حقیقت سے دور کا کوئی واسطہ نہیں ہے۔

الزام لگایا ہے۔ کہ صدیق اکبر کو ایف ایف نہیں اور سکواڈ میں تبادلہ کر دی ہے۔ اسی طرح ملازمان BDU کا مبلغ 50 ہزار روپے ہڑپ کر گیا ہے۔ کیونکہ انکا 2 برادران افسران بالا کے ساتھ تعینات ہے۔ اسلئے سینزوری کر رہا ہے۔

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(صفحہ 2)

کانٹیبیل سلمان نمبر 2099 کے دائر شدہ درخواست میں کوئی حقیقت نہیں ہے۔ علاوہ ازیں مذکورہ کانٹیبیل سلمان نمبر 2099 کا یہ فعل بموجب پولیس رولز باب 14 فقرہ نمبر 1 کی خلاف ورزی ہے۔

جواباً عرض ہے۔ کہ صدیق اکبر کانٹیبیل افسران بالا کے حکم پر سکواڈ ہذا میں تعینات ہو چکا ہے۔ جس میں من سائیل کا کوئی عمل دخل کارفرما نہیں۔ جہاں تک ملازمین کا BDU الائنس کا تعلق ہے۔ تو یہی الائنس سکواڈ کے ہر ملازم کی ATM کارڈ میں پشاور سے براہ راست منتقل ہو رہی ہے۔ درخواست میں وزن ڈالنے اور مجھے بلیک میلنگ کرنے کا ہر بہ استعمال کیا گیا ہے۔

میں نے 13 سال طویل پسندیدہ ملازمت کر کے تاحال کسی بھی اہلکار نے کسی قسم کی تکلیف دہ شکایت نہیں کی ہے۔ یہ کانٹیبیل میرے خلاف برسرِ پیکار اسلئے ہے۔ کہ مذکورہ غیر حاضر باش قسم کا بندہ ہے۔ مذکورہ کے ساتھ کافی گزارہ کر چکا ہوں۔ برداشت ختم ہو کر اس کے خلاف رپورٹ درج کر کے افسران بالا کو بھجوائی۔ جو مذکورہ نے رد عمل کے طور پر میرے خلاف من گھڑت اور بے بنیاد الزام تراشی کر کے دکھ میں مبتلا کر کے اذیت پہنچایا ہے۔

کانٹیبیل سلمان نمبر 2099 کے جانب سے متذکرہ دائر شدہ درخواست کے سلسلہ میں جتنی بھی انکوآری عمل میں لائی گئی ہے۔ تو یکطرفہ طور کاروائی عمل میں لائی جا چکی ہے۔ متذکرہ جملہ بیانات میرے عدم موجودگی میں لی گئی تھی۔ جس میں الزامات لگانے والے پر میرے طرف سے کسی قسم کی جرح / کر اس کرنے کا موقع مجھے نہیں دیا گیا ہے۔ اس سلسلہ میں مجھے مذکورہ کانٹیبیل سلمان نمبر 2099 کے علاوہ دیگر بیان دینے والوں پر کر اس کا موقع بھی نہیں دیا گیا ہے۔ تاکہ الزام لگانے والا اپنا الزام میرے خلاف ثابت کر دے۔ کیونکہ کسی جرم کے نسبت بارے ثبوت زیر آرٹیکل نمبر 117/QS الزام لگانے والے پر ہوتا ہے۔

اس کے ساتھ، ساتھ کانٹیبیل سلمان نمبر 2099 نے جس رقم کے بابت الزام عائد کیا ہے۔ کہ نسبت پے برانچ اور متعلقہ بنک ہائے سے تسلی کی جائے۔ میرا دامن پاک اور ضمیر صاف، بے داغ ہے۔

مذکورہ کانٹیبیل نے عمران نامی کانٹیبیل کا سہارہ لے کر درخواست میں نام درج کی ہے۔ جس سے بھی اگر حقیقت پوچھا جائے۔ تو اصلیت اشکارہ ہو سکے گی۔ میرے خلاف جو انکوآری ہو چکی ہے۔

اس میں انکوآری افسران نے مجھے قصور وار ٹھہرا کر ملازمان سے رقم لینے کا الزام عائد کیا گیا ہے۔ میں حقیقت سے دور کا واسطہ نہیں بلکہ بدینتی پر مبنی پایا جاتا ہے۔

کیونکہ کہ ملازمان کے بیانات قلمبندی کے دوران کافی تضاد موجود ہیں۔ اگر انکوآری میں موجود ملازمان کے ضبط تحریر میں لائے گئے بیانات کا مطالعہ کیا جائے تو تضاد سامنے آسکیں گے۔

جو میری بے گناہی کا زندہ ثبوت ہے۔

(جاری ہے)

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یہ امر قابل ذکر ہے۔ کہ جس کنسٹیبلان نے مجھ پر رقم لینے کا الزام عائد کیا ہے۔ سال 2019 کی داستان سُناتا ہے۔ اگر واقعی اُن سے رقم لیا گیا تھا۔ تو اُس وقت ان ملازمان نے

کیوں آواز نہیں اُٹھایا جو اب یہ الزامات عائد کر رہے ہیں۔

دوسرا یہ کہ یہ امر بھی توجہ طلب ہے۔ کہ کنسٹیبل سلمان نمبر 2099 نے الزامات لگا کر شکایتی درخواست افسران بالا کو دیکر اُس درخواست میں عمران کنسٹیبل نمبر 3216 کو تائید کے طور پر گواہ ظاہر کی۔ جو دوران انکو اڑی کنسٹیبل عمران نے انکو اڑی افسر کو علمی ظاہر کر کے الزامات مندرجہ درخواست

من گھڑت اور بے بنیاد بتلائی ہیں۔ جو میری بے گناہی کا زندہ ثبوت ہے۔ اور کیا ہو سکتا ہے؟

علاوہ ازیں جن کنسٹیبلان نے دوران انکو اڑی میرے خلاف انکو اڑی افسر کو جو بے بنیاد بیانات دیئے تھے۔ ان میں اکثریت غیر حاضر باش اور ڈیوٹی چور کے ہیں۔ جن کے

خلاف وقتاً فوقتاً رپورٹ ہائے درج کر کے افسران بالا کو بغرض کارروائی بھیجوائی گئی ہے۔ جو ان ملازمان کو ناگوارہ گزر کر میرے خلاف بے بنیاد الزام تراشی پر اتر آئے ہیں۔

سائیل ایک معزز گھرانے سے تعلق رکھتا ہے۔ قلیل تنخواہ دار ہوں۔ اور بچے بھی زیر تعلیم ہیں۔ ساتھ ہی اپنے کنبے کا واحد کفیل ہوں۔

استدعا ہے۔ کہ طویل پسندیدہ ملازمت کو مد نظر رکھ کر سائل کے حال پر رحم فرما کر فائنل شو کا زونٹس ہذا بلا کارروائی داخل دفتر فرمائی

جائے۔

تازیت دعا گور ہوگا۔

اسد اقبال خان (ASI) معطل حال BDU ہیڈ کوارٹر پشاور

08-05-2020

العارض

ATTESTED
To Be True Copy

-35-

"H"

ORDER

This order is passed to dispose of departmental proceedings initiated under Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) against ASI Asad Iqbal. Facts forming the background of the departmental proceedings are as under:-

ASI Asad Iqbal (hereinafter referred to as an accused officer) while posted as Incharge BDS Mardan is involved in corrupt practices as per written complaint by complainants Constable Salman No. 2099/BDS and Constable Imran No. 3216 of BDS Mardan and addressed to the office of Inspector General of Police Khyber Pakhtunkhwa, Peshawar wherein Worthy IGP ordered/directed for necessary action/enquiry in the allegations.

Charge sheet and statement of allegations based on said charges were issued to the accused officer vide this office Endst: No. 241-46 dated 12.03.2020. Mr. Javed Iqbal DSP/BDU Special Branch Peshawar was appointed as Enquiry Officer to scrutinize the conduct of accused officer with reference to the charges leveled against him. The Enquiry Officer after conduct of Enquiry, in his findings reached to the conclusion that the accused officer is guilty of committing misconduct.

After going through the findings of the Enquiry Officer, the material available on record and connected papers, I am satisfied that the accused Officer committed misconduct within the meaning of ibid Rules.

Before imposing major punishment, he was issued Final Show Cause Notice and heard in person by the undersigned that why the aforesaid penalty should not be imposed upon him however the accused officer flatly denied all the charges/allegations against him as baseless, mala fide and without footing. His reply to the Final Show Cause Notice is not satisfactory as it is proved beyond shadow of doubt during enquiry proceedings that accused officer is involved in corrupt practices by minting illegal money from the complainants.

As a result thereof, I Shafqat Malik, Assistant Inspector General of Police, BDU, Special Branch, Khyber Pakhtunkhwa, Peshawar being a competent authority under ibid Rules hereby award to accused officer Major Punishment by Reduction in rank from ASI to HC for a period of three (03) years with an immediate effect. The accused officer is also reinstated in service.

(Signature)

(SHAFQAT MALIK)

Assistant Inspector General of Police,
BDU, ATO, SB, KPK, Peshawar.

No. 350 / , dated Peshawar the, 9 / 6 / 2020.

Copy to all concerned for information and necessary action.

ATTESTED
To Be True Copy

To: The Deputy Inspector General of Police,
Special Branch, Khyber Pakhtunkhwa,
Peshawar.

- 36 - "9"

Subject: Representation.

Through:- Proper Channel.

Respected Sir,

With great veneration and profound regards appellant submits departmental appeal against the order No. 350 dated 09.06.2020 passed by learned Assistant Inspector General of Police, Bomb Disposal Khyber Pakhtunkhwa, Peshawar vide which penalty of Reduction in rank from ASI to HC for 03 years was imposed on appellant. Facts leading to the departmental appeal are as follows:-.

FACTS:-

1. That appellant was inducted as constable in District Police Mardan of Khyber Pakhtunkhwa Police and gradually earned promotion to the rank of Assistant Sub Inspector (ASI).
2. That appellant while posted as Incharge Bomb Disposal Squad District Mardan recorded written report against the unbecoming conduct of Constable Salman No. 2099/BDS posted in Bomb Disposal Squad of District Mardan in the Daily Diary of Police Lines Mardan Serial No 24 and 28 dated 12.02.2012.
3. That the said Constable Salman was least interested in performing official duties and was in search of another Job. He was time and again verbally reprimanded on charges of slackness in duty but he always turned deaf ear to the genuine and lawful directions of appellant therefore appellant seeing no other option lodged written report against the ill-conduct displayed by the said Constable.
4. That the written complaint lodged against the misconduct of Constable Salman prompted him for manipulating and fabricating charges against the appellant. He also persuaded colleague constables annoyed of the strict command of appellant for lodging a false and concocted complaint against appellant.
5. That the said Constable Salman with connivance of other Constables lodged a false complaint against appellant before worthy Inspector General of Police Khyber Pakhtunkhwa, Peshawar. He leveled charges of receipt of amount from the Constables credited to their Bank Account as arrears of allowance sanctioned vide order of Peshawar High Court Peshawar.

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6. That charge sheet based on above allegations was issued to appellant by the Assistant Inspector General of Police, Bomb Disposal and a so-called enquiry was conducted and eventually the impugned order was passed, hence this departmental appeal on the following grounds.

GROUND:-

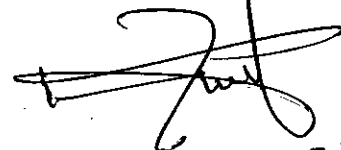
- A) That the enquiry proceedings were conducted in flagrant violation of Rules. Enquiry having not been conducted in accordance with law, therefore the entire subsequent action based on that enquiry report had no legal sanctity. The Enquiry Officer has accepted the false deposition of interested witnesses without its proper evaluation and has not taken into account the evidence of disinterested witnesses named Constable Imran No. 3216, Constable Ihsan ullah No. 2258, Constable Taj Muhammad No. 1402, Constable Sadiq Akbar No. 887 and Constable Gohar Ali No. 179. The Enquiry Officer has wrongly believed the evidence of interested witnesses and did not consider the evidence of disinterested witnesses. He has advanced no reasons and grounds in support of his decision or findings.
- B) That the Enquiry Officer was pleased to examine in Accountant Bomb Disposal Unit, Raheel Rehman wherein he categorically stated and confirmed that the Office of Accountant General, Khyber Pakhtunkhwa had credited the amount of arrears of allowance to the Bank Account of concerned officers. Therefore question of misappropriation of the amount credited to account by the appellant does not arise. The alleged contention of Constable Salman and others that they voluntarily drawn the amount from their bank account and then paid it to appellant does not appeal to prudent mind. Appellant was only senior to them therefore by no stretch of imagination appellant was able to prevail upon the subordinate for payment of huge amount.
- C) That Constable Salman and others remained silent for long period and all of sudden lodged complaint before worthy Inspector General of Police. They avoided making complaint to the District/Regional Administration of police or authorities of Bomb Disposal Unit which further establishes malafide on their part.
- D) That the Enquiry Officer did not take into account the report lodged by appellant against Constable Salman and based his opinion on hallowed assessments and conjectures. Therefore the impugned Order has been based on wrong and baseless opinion of Enquiry Officer.

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- E) That the entire service record of appellant is unblemished therefore the lower authority has wrongly based a single baseless instance of alleged misconduct for award of major penalty to appellant.
- F) That the lower authority and the Enquiry Officer have wrongly brushed aside the available defense evidence. No reasons and grounds were advanced for disbelieving the evidence favouring the case of appellant.
- G) That the appellant is on the strength of District Mardan and the borrowing authority has no power to punish/award major punishment hence wrong jurisdiction.

It is therefore requested that the impugned order may be set aside with all back benefits.

Yours obediently,



Asad Iqbal HC, 23-06-2020
BDU

Enclosure:

Copy of impugned order.

ATTESTED
To Be True Copy



From: The Assistant Inspector General of Police
Bomb Disposal Unit, Special Branch,
Khyber Pakhtunkhwa, Peshawar

To: The Deputy Inspector General of Police
Special Branch, Khyber Pakhtunkhwa,
Peshawar

No. 369 /BDU, Dated Peshawar the 28 / 06 /2020.

Subject: **REPRESENTATION**

Memo:

Enclosed kindly find herewith representation submitted
by HC Asad Iqbal of BDU for further necessary action please.

(Encls: Representation)

For **Assistant Inspector General of Police**
BDU, SB, KPK, Peshawar

ATTESTED
To Be True Copy



GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT

4652/01 "J"
-40-

DATED PESHAWAR, THE MAY 20, 2019

NOTIFICATION

NO. SO(E-I)/E&AD/2-4/2019 The competent authority is pleased to extend the period of contract appointment of Major (Rtd) Shafqat Ullah Malik as AIG/Bomb Disposal Unit Khyber Pakhtunkhwa Police for a period of one year w.e.f. 22.01.2019 to 21.01.2020, subject to creation of position(s) and necessary amendments in the rules for career progression on standard terms & conditions.

**CHIEF SECRETARY
GOVERNMENT OF KHYBER PAKHTUNKHWA**

Endst. No. & date even.

Copy forwarded to the:-

1. Principal Secretary to Governor, Khyber Pakhtunkhwa.
2. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
3. Secretary to Government of Khyber Pakhtunkhwa, Home Department.
4. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
5. Accountant General, Khyber Pakhtunkhwa
6. PS to Chief Secretary, Khyber Pakhtunkhwa.
7. PS to Secretary Establishment/PS to Secretary Administration Khyber Pakhtunkhwa.
8. PS to Special Secretary (E)/PA to AS(E), D.S.(Admn), D.S. (Estt.)/
SO(Secret)/SO(HRD-I)/SO(E-II)/SO(Admn) and ACSO Cypher E&AD.
9. Officer concerned.
10. Manager, Govt. Printing Press Peshawar.

(ISHTIAQ AHMAD)
SECTION OFFICER (E-I)

S.P. 1

S.

23/5

DD: 664/821

23-5-19

ATTESTED
To Be True Copy



-41-

**GOVERNMENT OF
KHYBER PAKHTUNKHWA
ESTABLISHMENT DEPARTMENT**

Dated Peshawar July 13, 2020

NOTIFICATION

NO. SO(E-I)/E&AD/2-4/2020: The Competent Authority is pleased to extend the period of contract appointment of Major @ Shafqat Ullah Malik as AIG/Bomb Disposal Unit Khyber Pakhtunkhwa, Police for a period of one year w.e.f. 22.01.2020 to 22.01.2021, subject to the condition that this will be the last extension.

2 The Competent Authority has further pleased to direct that Police Department will frame proper Service Rules for appointment of persons with requisite qualification /expertise on permanent basis, against the post.

**CHIEF SECRETARY
GOVERNMENT OF KHYBER PAKHTUNKHWA**

ENDST. NO. & DATE EVEN.

Copy forwarded to the:-

1. Principal Secretary to Governor, Khyber Pakhtunkhwa
2. Principal Secretary to Chief Minister, Khyber Pakhtunkhwa.
3. Secretary Home & Tribal Affairs Department Government of Khyber Pakhtunkhwa.
4. Provincial Police Officer Khyber.
5. Accountant General, Khyber Pakhtunkhwa.
6. CSO to Chief Secretary, Khyber Pakhtunkhwa.
7. PSO to Chief Secretary, Khyber Pakhtunkhwa.
8. PS to Secretary Establishment Department
9. PS to Special Secretary (E)/ AS (Litigation)/D.S (Admn), D.S (Estt.)/ SO(Secret)/SO(HRD-I)/SO(E-II)/DD(IT) and ACSO Cypher E&AD.
10. Officer concerned.
11. Manager, Govt. Printing Press Peshawar.

(ZIA UL HAQ) 13/7/20
SECTION OFFICER (ESTT. I)
PH: # 091-9210529

ATTESTED
To Be True Copy



ATTESTED
BY

-42- "K"

NORTH WEST FRONTIER PROVINCE POLICE



Commendation Certificate

Class II

Granted by

Syed Akhtar Ali Shah.

**DEPUTY INSPECTOR GENERAL OF POLICE
MARDAN REGION MARDAN.**

ASAD IQBAL NO 1454

TO

Son of IQBAL HUSSAIN

District

M a r d a n.

In Recognition of

His good performance in case FIR No. 930 dated: 17.9.2008

U/S 3/4/5 Exp: Sub Act 7ATA Police Station Hoti.

Cash Reward Rs: 1000/-
O.B. NO.

2233

DATED

8-10-2008

ATTESTED
To Be True Copy



Deputy Inspector General of Police
Mardan Region Mardan.

- 43 -

NORTH WEST FRONTIER PROVINCE POLICE



Commendation Certificate

Class II

Granted by

Syed Akhtar Shah.

DEPUTY INSPECTOR GENERAL OF POLICE
MARDAN REGION MARDAN.

HC Asad Iqbal No. 1454.

TO _____

Son of _____

District (B.D.S.) Mardan.

In Recognition of
His excellent performance during recovery of remot control
bomb as well as dis connection already installed in the
area of Police Station Choora.

Cash Reward Rs: 500/-
O.B. NO. 1315

DATED 12-6-08



ATTESTED

To Be True Copy
Deputy Inspector General of Police
Mardan Region Mardan.

By Inspector General of Police
Mardan Region Mardan.

-44-

NORTH WEST FRONTIER PROVINCE POLICE



Commendation Certificate

OB/E.C.

Class II

Granted by

Mr. SYED AKHTAR ALI SHAH *D.P.O Mardan*

**DEPUTY INSPECTOR GENERAL OF POLICE
MARDAN REGION MARDAN.**

TO HC ASAD IQBAL No.1454

Son of _____

District MARDAN

In Recognition of

HIS GOOD PERFORMANCE IN CASE FIR NO.902, DATED 16.06.2010

U/S 5-EXP/7-ATA POLICE STATION CITY MARDAN.

CASE REWARD RS.500/-

O.B. NO. 2755

DATED 21-7-10

ATTESTED
To Be True Copy

[Signature]
**Deputy Inspector General of Police
Mardan Region Mardan.**



-45-

KHYBER PAKHTUNKHWA



Commendation Certificate

Class II
Granted by

Mr. Muhammad Saeed (PSP)

DEPUTY INSPECTOR GENERAL OF POLICE
MARDAN REGION MARDAN.

TO HC Asad Iqbal No. 1454

Son of _____

District Mardan

In Recognition of

For his good performance.

Cash Reward Rs. 1000/-

O.B. NO. 1252

DATED 28-5-2014

ATTESTED
To Be True Copy

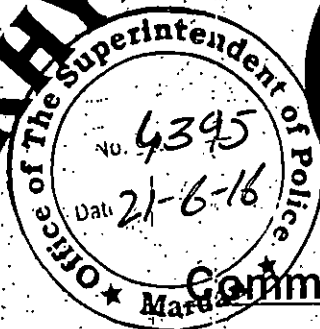
[Signature]
Deputy Inspector General of Police
Mardan Region Mardan

Deputy Inspector General of Police
Mardan Region Mardan.



- 46 -

KHYBER PAKHTUNKHWA



Commendation Certificate

Class II
Granted by

Mr. Muhammad Tahir PSP

DEPUTY INSPECTOR GENERAL OF POLICE
MARDAN REGION MARDAN.

OB/EC
W/A
DPO/Ma
20-6-16

TO ASI Asad Ullah Purchase B.D.S 1454

Son of _____

District Mardan

In Recognition of

Successfully defused time
device P.S.D

Cash Reward Rs. 5000/-

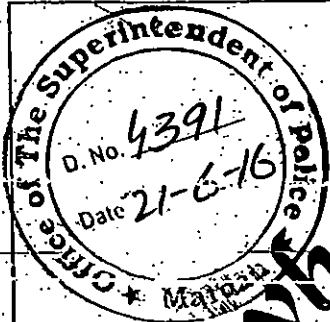
O.B. NO. 1554

DATED 20-6-16



[Signature]
Dy. Inspector General of Police
Mardan Region Mardan
ATTESTED
To Be True Copy

Mardan Region Mardan.



NO. 14/PSO TO W/IGP OFFICE

Khyber Pakhtunkhwa Police



Commendation Certificate

OB/356
20-6-16

OB/EC

FR. M. S.

CLASS I
Granted by

Inspector General of Police, Khyber Pakhtunkhwa

To: ASI ASAD IQBAL *ASU*
Son of: IQBAL HUSSAIN
District: MARDAN

DPO/Member
20-6-16

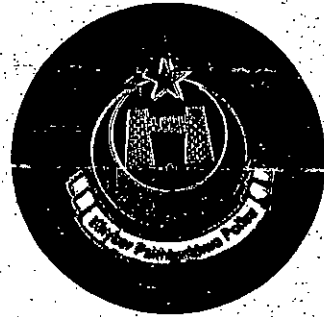
in Recognition of
OUT STANDING PERFORMANCE TO ENCOUNTERED THE TERRORIST IN TIME AND DEPOSED THE
TED SUCCESSFULLY (CASH REWARD RS. 10000/-)

Dated 12. / 06 / 2016

Inspector General of Police
KHYBER PAKHTUNKHWA PESHAWAR.

ED
COPY

Khyber Pakhtunkhwa



-48-
NO. 37/PSO TO W/IGP OFFICE

DB/EL
for maction
\$
DPO Mardan
08/3/17

Commendation Certificate

CLASS I
Granted by

Inspector General of Police, Khyber Pakhtunkhwa

To ASI ASAD IQBAL
Son of IQBAL HUSSAIN
District MARDAN

ATTESTED
To Be True Copy

in Recognition of
FOR HIS GOOD PERFORMANCE OF OFFICIAL DUTY.

(CASH REWARD RS. 2000/-)

Dated 27 / 02 / 20 17

DB-644
8-3-17

Inspector General of Police
KHYBER PAKHTUNKHWA PESHAWAR.

49-

Khyber Pakhtunkhwa



Police

NO. 32/PSO TO W/IGP OFFICE

OB/EC
for intaction

DDO Mardan
08/3/17

Commendation Certificate

CLASS I

Granted by

Inspector General of Police, Khyber Pakhtunkhwa

To ASI ASAD IQBAL

Son of _____

District BDU MARDAN

ATTESTED
To Be True Copy

in Recognition of
FOR GOOD PERFORMANCE OF OFFICIAL DUTY.

(CASH REWARD RS. 10000/-)

Dated 20 / 02 / 2017

OB-644
8-3-17

Inspector General of Police
KHYBER PAKHTUNKHWA PESHAWAR

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 12099 /2020.

Asad Iqbal, Head Constable. Bomb Disposal Unit, Special Branch, Khyber Pakhtunkhwa,
Peshawar (Appellant)

VERSUS

Assistant Inspector General of Police, BDU, Special Branch, Khyber Pakhtunkhwa and
others.....(Respondents)

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3.	Affidavit		4

(P)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 12099 /2020.

Asad Iqbal, Head Constable. Bomb Disposal Unit, Special Branch, Khyber Pakhtunkhwa,
Peshawar (Appellant)

VERSUS

Assistant Inspector General of Police, BDU, Special Branch, Khyber Pakhtunkhwa and
others.....(Respondents)

REPLY BY RESPONDENTS.

RESPECTFULLY SHEWETH:-

RELIMINARY OBJECTIONS:-



- a) That the appellant has got no cause of action.
- b) That the appellant has been estopped by his own conduct to file the appeal.
- c) That the appeal is not maintainable in its present form.
- d) That the appellant has not come to the Hon'ble Tribunal with clean hands.
- e) That the appeal of appellant is not based on facts.
- f) That the appeal of appellant is barred by law and limitation.
- g) That the appeal is bad for misjoinder and non-joinder of necessary parties.

FACTS:-

1. Correct to the extent of recruitment of appellant in police department but his contention that he performed duties honestly and devotedly is incorrect.
2. Needs no comment because this Para pertains to service record of the appellant.
3. Incorrect, the reduction order was passed after making thorough probe into the complaint received against the appellant as Facts Finding Enquiry and departmental enquiry was conducted against him wherein he was found responsible of commission of misconduct.
4. Incorrect, the allegations levelled against appellant in complaint were found true and based on facts during course of inquiry.
5. Incorrect, reply submitted by appellant in response to charge sheet was found unsatisfactory therefore regular enquiry was conducted for verifying the allegations.
6. Incorrect, enquiries were conducted with sole aim and objectives of finding the truth or otherwise of the charge.
7. Incorrect, appellant failed to rebut the charges and the reply furnished in response to Final Show Cause Notice was found unsatisfactory.
8. Correct to the extent that after observing all codal formalities of defense and hearing, Order for reduction in rank was issued in accordance with rules.
9. Incorrect, transfer of the appellate authority delayed the disposal of departmental appeal of appellant. Furthermore, appellant filed service appeal therefore departmental authority became "Functus Officio".
10. Incorrect, the appeal of appellant is not sustainable on the given grounds.

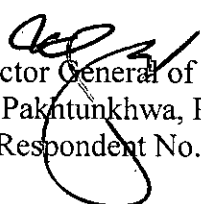
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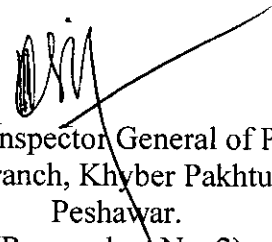
GROUND:-

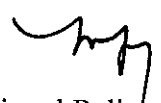
- A. Incorrect, the order of respondent is based on justice, legal and has been passed in accordance with law/rules.
- B. Incorrect, the entire departmental proceeding file against appellant was prepared in accordance with law and rules. He was treated in accordance with law/rules. Charge sheet with statement of allegations were issued to appellant. Regular enquiry was conducted. Final Show Cause Notice was issued to appellant. All the legal, procedural and codal formalities were adopted before passing the final order for reduction in rank by the competent authority.
- C. Incorrect, the impugned order was passed by competent authority. The same authority issued the charge sheet and appellant did not raise this ground. Therefore at this stage appellant is estopped to challenge the competency of the authority.
- D. Incorrect, proper and regular enquiry was conducted before passing the Orders. Appellant was associated in the enquiry proceedings. Full opportunity of defense was provided to appellant but he failed to rebut the charges.
- E. Incorrect, the allegations contained in the complaint against appellant were verified true during course of inquiry.
- F. Incorrect, appellant was personally heard and he failed to defend the charges.
- G. Incorrect, the allegations levelled against appellant were found based on facts during course of enquiry.
- H. Incorrect, unblemished long service is no ground of defense against serious charges of misconduct.
- I. Respondents may also be allowed to raise additional grounds at the time of hearing of the appeal.

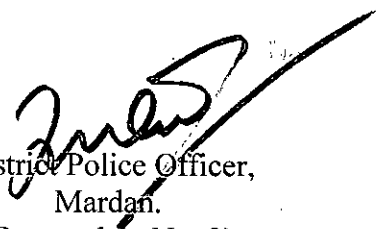
PRAYER:-

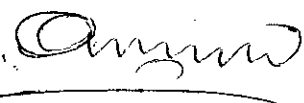
It is therefore prayed that on acceptance of reply to the appeal, the same may kindly be dismissed with costs please.


Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.
(Respondent No. 5)


Deputy Inspector General of Police,
Special Branch, Khyber Pakhtunkhwa,
Peshawar.
(Respondent No. 2)


Regional Police Officer,
Mardan.
(Respondent No. 4)


District Police Officer,
Mardan.
(Respondent No. 3)


Assistant Inspector General of Police, BDU
Khyber Pakhtunkhwa, Peshawar.
(Respondent No. 1)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 12099 /2020.


Asad Iqbal, Head Constable. Bomb Disposal Unit, Special Branch, Khyber Pakhtunkhwa,
Peshawar (Appellant)


VERSUS


Assistant Inspector General of Police, BDU, Special Branch, Khyber Pakhtunkhwa and
others.....(Respondents)

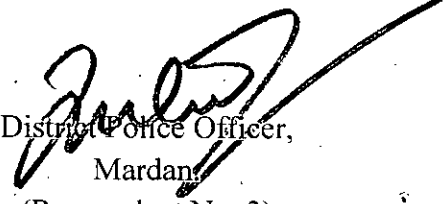
AUTHORITY LETTER

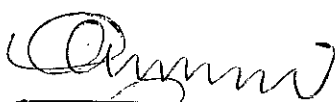
Muhammad Asif DSP Legal, Special Branch, Khyber Pakhtunkhwa Peshawar is hereby authorized to appear on behalf of the Respondents before the Hon'ble Service Tribunal Peshawar. He is authorized to submit all required documents and replies etc pertaining to the appeal through the Government Pleader.


Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.
(Respondent No. 5)


Deputy Inspector General of Police,
Special Branch, Khyber Pakhtunkhwa,
Peshawar.
(Respondent No. 2)


Regional Police Officer,
Mardan.
(Respondent No. 4)


District Police Officer,
Mardan.
(Respondent No. 3)


Assistant Inspector General of Police, BDU
Khyber Pakhtunkhwa, Peshawar.
(Respondent No. 1)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

Service Appeal No. 12099 /2020.

Asad Iqbal, Head Constable. Bomb Disposal Unit, Special Branch, Khyber Pakhtunkhwa,
Peshawar (Appellant)

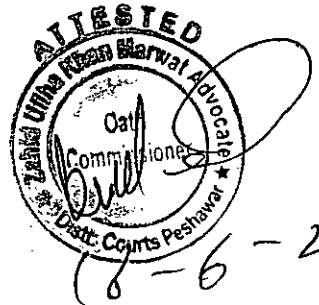
VERSUS

Assistant Inspector General of Police, BDU, Special Branch, Khyber Pakhtunkhwa and
others.....(Respondents)

AFFIDAVIT

I, Muhammad Asif DSP Legal Special Branch, Khyber Pakhtunkhwa Peshawar do
hereby solemnly affirm on oath that the contents of the written reply are true and correct
to the best my knowledge and nothing has been concealed from this Hon'ble Tribunal.

Deponent



Muhammad Asif
Muhammad Asif
DSP/Legal
17301-3746129-3

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Service Appeal No 12099/2020

Asad Iqbal.....Appellant.

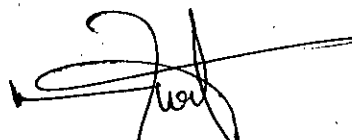
V E R S U S

AIG & Others.....Respondents

I N D E X

S.No	Description of Documents	Annexure	Pages
1.	Replication with Affidavit		1-2
2.	Copy of order dated 05-03-2021 & order dated 02-08-2021	A & B	3-4
3.	Copy of Certificate & Daily Diary No 44	C & D	5-6
4.	Copies of Notifications dated 18-12-2020 & Notification dated 01-03-2021	E & F	7-9
5.	Copies of FIR,s	G, H & I	10-12

Dated:-14-09-2021



Appellant

Through



FAZAL SHAH MOHMAND
ADVOCATE,
SUPREME COURT OF PAKISTAN.

OFFICE:-

Cantonment Plaza Flat# 3/B
Khyber Bazar Peshawar.
Cell# 0301 8804841
Email:- fazalshahmohmand@gmail.com

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Service Appeal No 12099/2020

Asad Iqbal.....**Appellant.**

V E R S U S

AIG & Others.....**Respondents**

REPLICATION ON BEHALF OF THE APPELLANT.

REPLY TO PRELIMINARY OBJECTIONS.

All the objections raised by the respondents are incorrect and as such denied. The appellant has got a valid cause of action and locus standi to bring the present appeal, which is not barred by law and limitation and instant appeal is based on solid facts. The appellant is not estopped by his conduct to file present appeal which is maintainable in its present form, the appellant has come to this honorable tribunal with clean hands and all necessary parties have been impleaded by the appellant.

REPLY TO FACTS/GROUNDS:

Comments of the respondents are full of contradictions, rather amounts to admissions and are based on malafide. Respondents have failed to show that the version of the appellant is incorrect. Even respondents have failed to show and substantiate their version referring to any law, rules and even any material. In the circumstances the appellant has been deprived of his rights without any omission or commission on his part and he has been deprived of his rights guaranteed by the Constitution and law of the land. Respondents have badly failed to prove the allegations during the illegal inquiry.

The fact in issue is proved from the posting of the appellant again as Naib Incharge to BDS Swabi on 02-08-2021 and was posted as Line Officer BDU Special Branch KP Peshawar, had the appellant been corrupt and inefficient or guilty of misconduct then why the appellant was assigned such responsibilities. **(Copies of orders dated 05-03-2021 & order dated 02-08-2021 are enclosed as Annexure A & B).** It is worthwhile to further mention that Constable Siddique Akbar No 887/BDU is duly qualified having passed the requisite courts/training in 2002 and even the said Siddique Akbar was again posted to Mardan Jail as

evident from Daily Diary No 4 dated 19-03-2020. **(Copy of Certificate & Daily Diary No 44 is enclosed as Annexure C & D)**. Similarly DSP Naveed Iqbal is having checkered record as evident from Notifications dated 18-12-2020 & Notification dated 01-03-2021. **(Copies of Notifications dated 18-12-2020 & Notification dated 01-03-2021 is enclosed as Annexure E & F)**. It is also worth mention that Aman Ullah S/O Bahadur is also involved in many cases of theft etc which speaks of his worth. **(Copies of FIR,s are enclosed as Annexure G, H & I)**. The appellant has not been treated according to the law on the subject besides the version of respondents regarding allegations, is also full of contradiction. No evidence was collected nor brought on record in support of allegations and as such the charges were never proved. Even no proper inquiry was conducted in the matter nor was the appellant provided reasonable opportunity to defend himself which is mandatory in case of major penalty.

Respondents have tried to twist the facts, and the appellant could not be made to suffer for the fault of others as no one could be punished for the fault of others. In the circumstances the appellant has not been treated according to law and rules being his fundamental right.

It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for.

Dated:-14-09-2021

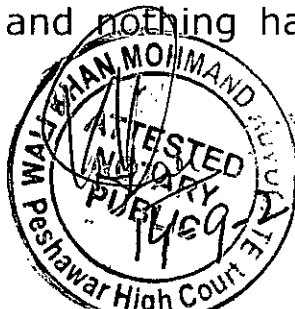

Appellant

Through


FAZAL SHAH MOHMAND
ADVOCATE,
SUPREME COURT OF PAKISTAN.

AFFIDAVIT

I, Asad Iqbal, Head Constable, Bomb Disposal Unit, Special Branch, Khyber Pakhtunkhwa, (the appellant), do hereby solemnly affirm and declare on oath that the contents of this **Replication** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.




DEPONENT

ORDER

-3-

"A"

IHC Asad Iqbal of BDU is hereby ordered as Line Officer of BD Unit
Special Branch, KP Peshawar with immediate effect and till further orders

ml

SHAFQAT MALIK

Assistant Inspector General of Police

BDU, ATO, Special Branch

Khyber Pakhtunkhwa, Peshawar

No.

217

/BDU, Dated Peshawar the 05 / 03 /2021.
Copy to all concerned for information.

ATTENDED

-4- '18'

Wahid Ahmad

ORDER

IHC Asad Iqbal No. 27 of BDU Peshawar is hereby transferred and posted as Naib Incharge to BDS Swabi with immediate effect and till further order.

Signature

SHAFQAT MALIK (S.St) &
Assistant Inspector General of Police
BDU, ATO, Special Branch
Khyber Pakhtunkhwa, Peshawar

No. 746 /BDU, Dated Peshawar the 2 / 10 / 8 /2021.
Copy to all concerned.

ATTESTED

"C" - 5 -

[Handwritten signature]

6

GOVERNMENT OF PAKISTAN

Regn. No. 2K2-NIF-17877

Certificate No. BRC-62-1937

DIRECTORATE GENERAL CIVIL DEFENCE



NATIONAL INSTITUTE OF FIRE TECHNOLOGY
ISLAMABAD

Certificate

ATTESTED

This is to certify that Mr. Siddique Akbar s/o Muhammad Akbar
of Police Station, Sheikh Maltoon, Mardan
attended Bomb Reconnaissance Course No. 62
held from 26-Aug-2002 to 14-Sep-2002 and qualified.

[Handwritten signature]
DSP / Admin
Bomb Recon Unit

[Handwritten signature]
DIRECTOR TRAINING

[Handwritten signature]
DIRECTOR

5 Dated :

تونس لائن "D"

-6-

تعداد 44 روزنامہ 19-03-2020

مہل سال

مردانہ 44 اظہار
دورہ 2263
HC

19-03-2020 وقت 50:14 برائے وقت

مہل R1 مہل تونس لائن مردانہ اظہار دی برائے

مہل 887 جیل مردانہ میں مہل مہل مہل مہل مہل

تعداد 6 کو مہل مہل مردانہ روانہ کرتے جیل

تعداد 179 کو مہل مہل مردانہ مہل مہل

مہل مہل مہل مہل مہل مہل مہل مہل مہل مہل

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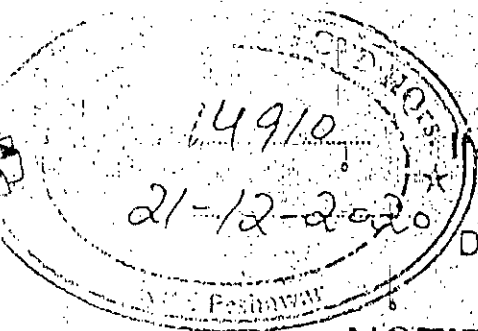
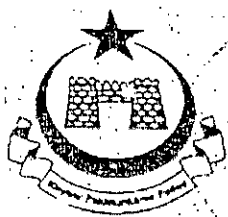
مہل مہل مہل مہل مہل مہل مہل مہل مہل

Police Line
Gardan

19-03-2020

"E"

-7-



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA

Dated Peshawar the 18/12/2020

NOTIFICATION

No.CPO/E-I/Transfer/Posting/ 2389, In exercise of the powers delegated upon the Additional Inspector General of Police, Headquarters Khyber Pakhtunkhwa under sub-section (2) of Section 17 of the Khyber Pakhtunkhwa Police Act, 2017, Mr. Naveed Iqbal DSP (BS-17) currently posted as DSP CTD Khyber Pakhtunkhwa is hereby closed to CPO Peshawar on complaint basis with immediate effect.

Sd/-

(DR. ISHTIAQ AHMAD) PSP/PPM

Additional Inspector General of Police,
Headquarters, Khyber Pakhtunkhwa,

No & date even:

Copy forwarded to the:-

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. Additional Inspector General of Police HQrs, Khyber Pakhtunkhwa.
3. Deputy Inspector General of Police HQrs, Khyber Pakhtunkhwa.
4. Deputy Inspector General of Police CTD Khyber Pakhtunkhwa.
5. Registrar CPO Peshawar.
6. Supdt. Secret CPO Peshawar.
7. U.O.P File.

ZAHOOR BABAR AFRIDI, PSP
Assistant Inspector General of Police,
Establishment, Khyber Pakhtunkhwa

-8-

(Signature)

ARRIVAL REPORT.

In compliance with the orders issued by the Worthy Deputy Inspector General of Police Counter Terrorism Department Khyber Pakhtunkhwa, Peshawar vide Order No. 14804-09/EC/CTD, dated 30.11.2020, I hereby submit my arrival report in this office after availing 15 days granted casual leaves today on 17/12.2020 (A.N)

(Signature)

(Nayeed Iqbal)
Deputy Superintendent of Police,
CTD HQrs: (BS-17)

SP, HQrs: CTD

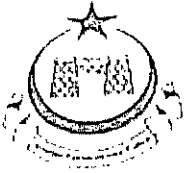
He is directed to remain in HQ
till further orders.

(Signature)

(Signature)

17/12/2020

ARRESTED



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
Dated Peshawar the 01/03/2021

-9-

"F"

NOTIFICATION


No.CPO/E-II/Suspension/ 338 In exercise of the powers delegated upon the Additional Inspector General of Police, Headquarters Khyber Pakhtunkhwa under sub-section (2) of Section 17 of the Khyber Pakhtunkhwa Police Act, 2017, Mr. Naveed Iqbal DSP (BS-17) under transfer on complaint basis to Central Police Office, Peshawar is hereby placed under suspension for non compliance the order of his senior with immediate effect.


Sd/-
(KASHIF ALAM) PSP
Additional Inspector General of Police,
Headquarters, Khyber Pakhtunkhwa,

No & date even:

Copy forwarded to the:-

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6. Supdt: Secret CPO Peshawar.
7. U.O.P File.


IRFAN ULLAH KHAN, PSP
Assistant Inspector General of Police,
Establishment, Khyber Pakhtunkhwa


IRFAN ULLAH KHAN

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Service Appeal No 12099/2020

Asad Iqbal.....Appellant.

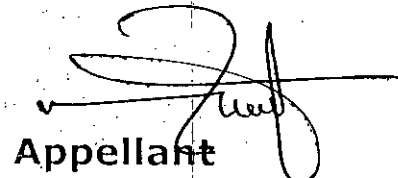
V E R S U S

AIG & Others.....Respondents

I N D E X

S.No	Description of Documents	Annexure	Pages
1.	Replication with Affidavit		1-2
2.	Copy of order dated 05-03-2021 & order dated 02-08-2021	A & B	3-4
3.	Copy of Certificate & Daily Diary No 44	C & D	5-6
4.	Copies of Notifications dated 18-12-2020 & Notification dated 01-03-2021	E & F	7-9
5.	Copies of FIR,s	G, H & I	10-12

Dated:-14-09-2021



Appellant

Through



FAZAL SHAH MOHMAND
ADVOCATE,
SUPREME COURT OF PAKISTAN.

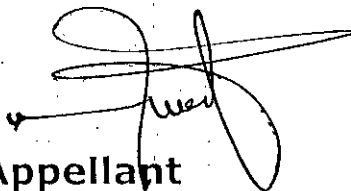
OFFICE:-
Cantonment Plaza Flat# 3/B
Khyber Bazar Peshawar.
Cell# 0301 8804841
Email:- fazalshahmohmand@gmail.com

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It is therefore prayed that appeal of the appellant may kindly be accepted as prayed for.

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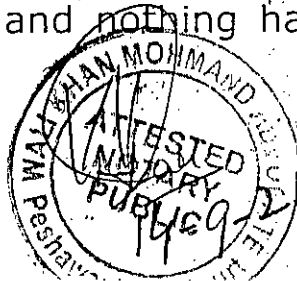

Appellant

Through


FAZAL SHAH MOHMAND
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SUPREME COURT OF PAKISTAN.

AFFIDAVIT

I, Asad Iqbal, Head Constable, Bomb Disposal Unit, Special Branch, Khyber Pakhtunkhwa, (the appellant), do hereby solemnly affirm and declare on oath that the contents of this **Replication** are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.

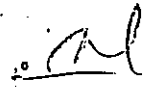



DEPONENT

-3- "A"

ORDER

IHC Asad Iqbal of BDU is hereby ordered as Line Officer of BD Unit Special Branch, KP Peshawar with immediate effect and till further orders



SHAFQAT MALIK

Assistant Inspector General of Police
BDU, ATØ, Special Branch
Khyber Pakhtunkhwa, Peshawar

No. 217

/BDU, Dated Peshawar the 05 / 03 /2021.
Copy to all concerned for information.

ORDER

IHC A&ad Iqbal No. 27 of BDU Peshawar is hereby transferred and posted as Naib Incharge to BDS Swabi with immediate effect and till further order.

Shafqat Malik
SHAFQAT MALIK (S.St)
Assistant Inspector General of Police
BDU, ATO, Special Branch
Khyber Pakhtunkhwa, Peshawar

No. *746* /BDU, Dated Peshawar the *2* / *10* / *8* /2021.
Copy to all concerned.

"C" - 5 -

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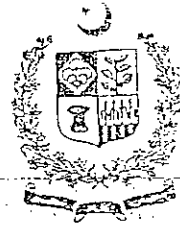
6

GOVERNMENT OF PAKISTAN

Regn. No. 2K2-NIF-17877

Certificate No. BRC-62-1933

DIRECTORATE GENERAL CIVIL DEFENCE



NATIONAL INSTITUTE OF FIRE TECHNOLOGY
ISLAMABAD

Certificate

This is to certify that Mr. Siddique Akbar s/o Muhammad Akbar
of Police Station, Sheikh Maltoon, Mardan
attended Bomb Reconnaissance
held from 26-Aug-2002 to 14-Sep-2002 and qualified.

[Handwritten signature]
DSP Admin
Bomb Recon Unit
Course No. 62

[Handwritten signature]
DIRECTOR TRAINING

[Handwritten signature]
DIRECTOR

5 Dated :

لوئیس لارین "D"

-6-

تفلیس 44 ریفیواری 19-03-2020

میل سالی

مردان 44 اظہار
رپورٹ

2263 امپری علی 19-03-2020
50 14 اظہار التوت

منا - R1 صفت لوئیس لارین مردان 2 اظہار دی لارین

مردان 887 میل مردان میں میں ایک مردان دی

کشیات کو شیشی لارٹ مردان روانہ کرتے ہیں

کشیل کو پیر علی 179 کو میل مردان لارین صفت

مردان لارین لارین اظہار پیر لارین مال لارین اظہار دی

اس بابت رپورٹ درج روفاقی لارین

تفلیس رپورٹ لارین

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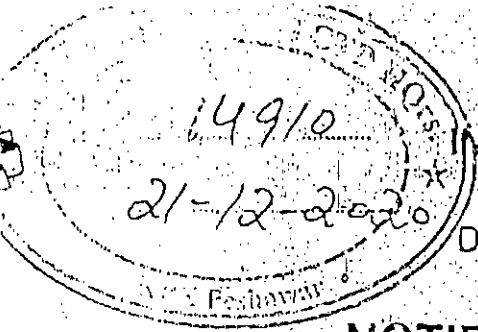
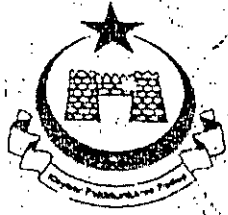
Police Line Jordan

18-03-2020

[Faint handwritten text]

"E"

-7-



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA

Dated Peshawar the 18/12/2020

NOTIFICATION

No.CPO/E-I/Transfer/Posting/ 2389, In exercise of the powers delegated upon the Additional Inspector General of Police, Headquarters Khyber Pakhtunkhwa under sub-section (2) of Section 17 of the Khyber Pakhtunkhwa Police Act, 2017, Mr. Naveed Iqbal DSP (BS-17) currently posted as DSP CTD Khyber Pakhtunkhwa is hereby closed to CPO Peshawar on complaint basis with immediate effect.

Sd/-

(DR. ISHTIAQ AHMAD) PSP/PPM

Additional Inspector General of Police,
Headquarters, Khyber Pakhtunkhwa,

No & date even:

Copy forwarded to the:-

1. Accountant General Khyber Pakhtunkhwa Peshawar.
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4. Deputy Inspector General of Police CTD Khyber Pakhtunkhwa.
5. Registrar CPO Peshawar.
6. Supdt: Secret CPO Peshawar.
7. U.O.P File.

ZAHOOR BABAR AFRIDI, PSP
Assistant Inspector General of Police,
Establishment, Khyber Pakhtunkhwa

8-

(Handwritten signature in a circle)

ARRIVAL REPORT.

In compliance with the orders issued by the Worthy Deputy Inspector General of Police Counter Terrorism Department Khyber Pakhtunkhwa, Peshawar vide Order No. 14804-09/EC/CTD, dated 30.11.2020, I hereby submit my arrival report in this office after availing 15 days granted casual leaves today on 17.12.2020 (A.N)

(Handwritten signature)

(Nayeed Iqbal)
Deputy Superintendent of Police,
CTD HQrs: (BS-17)

SP, HQrs: CTD

He is directed to remain in HQ
till further orders.

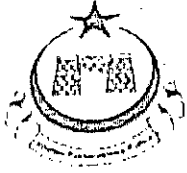
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(Handwritten initials)

17/12/2020

"F"

-9-



OFFICE OF THE
INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
Dated Peshawar the 01/03/2021

NOTIFICATION


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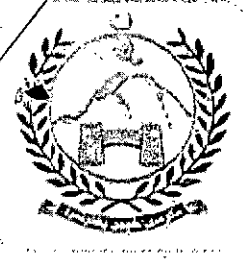
Sd/-
(KASHIF ALAM) ^{PSP}
Additional Inspector General of Police,
Headquarters, Khyber Pakhtunkhwa,

No & date even:

Copy forwarded to the:-

1. Accountant General Khyber Pakhtunkhwa Peshawar.
2. Additional Inspector General of Police HQrs, Khyber Pakhtunkhwa.
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4. Deputy Inspector General of Police CTD Khyber Pakhtunkhwa.
5. Registrar CPO Peshawar.
6. Supdt: Secret CPO Peshawar.
7. U.O.P File.


IRFAN ULLAH KHAN, PSP
Assistant Inspector General of Police,
Establishment, Khyber Pakhtunkhwa



KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR

No. 1009 /AST

Dated: 12-5- /2022

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281
Fax:- 091-9213262

To

The Additional Inspector General of Police BDU, Speical Branch,
Government of Khyber Pakhtunkhwa,
Peshawar.

Subject: JUDGMENT IN APPEAL NO. 12099/2020, MR. ASAD IQBAL

I am directed to forward herewith a certified copy of Judgement dated 28.01.2022 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR

KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR