21.04.2022 Clerk of learned counsel for the appellant present.

Former requests for adjournment on the ground that learned senior counsel is busy before the Peshawar High Court, Peshawar. Adjourned. To come up for preliminary hearing on 03.06.2022 before S.B.

(MIAN MUHAMMAD)
MEMBER(E)

02nd June, 2022 Counsel for the appellant present. Appeal is barred by time but there is an application for condonation of delay attached with the appeal. Let it be admitted for full hearing subject to all just and legal objections by the other side. The appellant is directed to deposit security and process fee and security within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 27.07.2022 before S.B.

Rs-600/-
Appellant Deposited
Security & Process Fee
10/06/22

(Kalim Arshad Khan)
Chairman

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 7862/2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	13/12/2021	The appeal of Mr. Hamid Khan resubmitted today by Mr. Javed Iqbal Gulbela Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please. REGISTRAR
2-		This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put there on 08/02/22. CHAIRMAN
	8-2-2022	Due to retirement of the Honoble Chairman the case is adjourned to come up for the same as befor 21-04-2022 Reader

The appeal of Mr. Hamid Khan, A.S.I, Police Department KP, Peshawar received today i.e. on 08.12.2021 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1. Address of the appellant is incomplete.
2. Copy of dismissal order in respect of appellant is not attached with the appeal which may be placed on it.
3. Copy of charge sheet, statement of allegation and replies annexed as Annexure C and D are not attached with the appeal.
4. Copy of departmental appeal in respect of appellant is not attached with the appeal which may be placed on it.
5. Copy of enquiry report is not attached with the appeal.
6. Annexure B attached with the appeal is illegible which may be replaced by legible/better one.

No. 2435 /S.T,

Dt. 08/12/2021

REGISTRAR,
SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA
PESHAWAR.

Mr. Javid Iqbal Gulbela Adv. Pesh.

Respected Sir,

Resubmitted after necessary completion & Copies of SCN, statement of allegations charge sheet are neither annexed, nor mentioned as annexed & neither the Appellant has Copies thereof, so not annexed, please. Moreso the Appellant has also not been provided any inquiry report, so is not available & kindly place the instant case before the Hon'ble Tribunal.

BEFORE THE HONBLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR

In Re ~~W.P~~ 7862 /2021

Hamid Khan

Versus

IGP & others

INDEX

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3.	Application for condonation of delay		7-8
4.	Addresses of Parties.		9
5.	Copy of dismissal order	"A"	10
6.	Copy of order dated 27.08.2020	"B"	11
7.	Copy of impugned order	"C"	12
8.	Other documents 9 Defaulter Imail al Abbas		13-24-24A
9.	Wakalatnama		25

Dated: 07/12/2021

Appellant

Through

JAVED IQBAL GULBELA
&
HAMZA DURRANI
Advocates Supreme Court
of Pakistan.

Off Add: ***B-1 Al-Nimrah Centre, Govt College Chowk Peshawar***

(1)

BEFORE THE HONBLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR

In Re S.A_____/2021

Hamid Khan A.S.I at Police Department Khyber Pakhtunkhwa Peshawar.

----------*(Appellant)*

VERSUS

1. Inspector General of Police Khyber Pakhtunkhwa Peshawar.
2. District Police Officer, District Khyber
3. Capital City Police Officer Peshawar, at Police line Peshawar Civil Secretariat Peshawar.
4. Superintendent of Police/HQRS Traffic at Peshawar.

----------*(Respondents).*

Appeal Under Section 4 of Khyber Pakhtunkhwa Service Tribunal Act 1974 against the impugned orders 15.10.2021 of the office of Chief Capital Police Khyber Pakhtunkhwa whereby the appeal of the appellant has partially been allowed and the major penalty was converted into forfeiture of two year of confirm service instead as a whole & thus the appellant has been penalized in a classical cursory and whimsical manner.

Respectfully Sheweth

1. That the Appellant is a naturally born bona-fide citizen of Islamic Republic of Pakistan and hails from a respectable family.

2. That the appellant had been appointed in the respondent department years back and

always remains devoted, dutiful, punctual, sincere towards his duties and in this ways he was appreciated and honor from his high-ups throughout his career.

3. That the appellant served with zeal, devotion and excellent track record and was promoted and posted to police post Takhta Baig at Police Station Jamrud.

4. That upon his posting at Takhta Baig police post the appellant assumed the charge of his duties and started his duties as incharge of police post Takhta Baig at District Khyber.

5. That it was in this backdrop that suddenly out of the blue Respondent No.2 issued a dismissal notification vide order No. 1436, dated 30.05.2020 to the appellant. **(Copy of dismissal order is annexed As annexure "A").**

6. That feeling aggrieved from the supra mentioned episode i.e the order of District Police officer Khyber Pakhtunkhwa, the appellant preferred a department appeal to the appellate authority i.e the worthy C.C.P.O which was partially allowed with the direction that the enquiry procedure provided in police disciplinary rules 1975 has not been adhered to in enquiry proceedings. So the departmental appeal was partially allowed and the appellant was reinstated into service and ordered for de-novo inquiry vide Endst No. 1039-41/PA, dated 27.08.2020. **(Copy of order dated 27.08.2020 is annexed as annexure "B").**

7. That the inquiry officer after conducting proper inquiry submitted his findings that the appellant had not been found guilty of the charge leveled against the appellant.

8. That although the inquiry officer recommended the appellant to be innocent, but even then the worthy Appellate Authority imposed penalty of forfeiture of two year of approved service vide office order dated 15.10.2021 which order not only illegal and void, but is rather is not appealable to any prudent mind. **(Copy of impugned order is annexed as annexure "C").**

9. That feeling aggrieved the appellant approaches this Hon'ble Tribunal upon the following grounds inter alia.

GROUNDS:

A. That the impugned office order No. 1436, dated 30.05.2020 issued from the office of D.P.O and 4035-36/PA dated 15.10.2021 issued from the C.C.P.O wrong, illegal, unlawful and liable to struck down.

B. That it is a cherished principle of law, that where a law requires a thing to be done in a particular manner, then the same is to be done in that manner and not otherwise.

C. That the impugned dismissal order is thoroughly in derogation to the principle of natural justice and equity.

D. That under the mandate of Article 4 of the constitution "No one should be treated otherwise that accordance with law". Where in article 25 postulated that "alike are to be treated alike" but here the case of the appellant is volta-facie and a totally deferent yard stick has been taken to treat the appellant.

E. That the long continued service of the appellant justified desires and requires that having rendered his prime youth in the service of the respondent department, he should not be exploited or hung in dark.

F. That from all prospective, that both the impugned order dated 30.05.2020 and 15.10.2021 are the result of colorful exercise of discretionary powers vested in the respondent, because of which the appellant has been made a escape got and has been victimized.

G. That any other ground no raised here may graciously be allowed to be raised at the time of arguments.

It is, therefore, most humbly prayed that on acceptance of the instant Service Appeal, the impugned office Order No. 4035-36/PA dated 15.10.2021 of the worthy C.C.P.O e modified & by doing so the forfeiture of two years approved service may also graciously be set aside & then the appellant be re-instated into service with all back benefits..

Any other relief not specifically asked for may also graciously be extended in favour of the Appellant in the circumstances of the case.

Dated: 07/12/2021

Appellant

Through

JAVED IQBAL GULBELA
Advocate Supreme Court of Pakistan.
Sajid Amin
&
Hamza Durrani
Advocates High Court
Peshawar.

NOTE:-

No such like appeal for the same appellant, upon the same subject matter has earlier been filed by me, prior to the instant one, before this Hon'ble Tribunal.

Advocate.

(6)

BEFORE THE HONBLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR

In Re W.P _____/2021

Hamid Khan

Versus

IGP & others

AFFIDAVIT

I, **Hamid Khan A.S.I at Police Department Khyber Pakhtunkhwa Peshawar.** do hereby solemnly affirm and declare that all the contents of the accompanied appeal is true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Tribunal.

DEPONENT
CINC:_____
Cell: _____

Identified By:

Javed Iqbal Gulbela
Advocate Supreme Court
of Pakistan

(7)

BEFORE THE HONBLE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL PESHAWAR

Hamid Khan

Versus

IGP & others

APPLICATION FOR CONDONATION OF DELAY

RESPECTFULLY SHEWETH,

1. That the petitioner is filling the accompanying petition, the contents of which may graciously be considered as integral part of the instant petition.

2. That the petitioner has got a good prima facie case, besides having balance of convenience in his favour and in case of the dismissed of the instant application shall envisage irreparable loss.

3. That delay in filing of the instant case was not deliberate but due to reason beyond contest of the petitioner.

4. That due to critical medical condition of the appellant, the appellant could not approach to this Hon'ble Court & for the same reason

Corrected by
Adv. Hamza Durrani

he did multiple surgeries. (Copies of medical documents are attached).

5. That law favours adjudication on merits.

It is, therefore most humbly prayed that on acceptance of the instant application the delay of 21 days may kindly be condoned and the case may kindly be decided on merits.

Dated: 07/12/2021

Petitioner

Through

JAVED IQBAL GULBELA
Advocate, Supreme Court
of Pakistan

(10)

Ann-A

OFFICE OF THE DISTRICT POLICE OFFICER KHYBER

ORDER

As per reports of Intelligence Agencies, ASI Hamid Khan remained involved in malpractices while posted as Incharge Takhta Baig Station Jamrud consequent upon which the undersigned being a competent authority under Govt: Servants Service & Efficiency Rules 1975 issued a Show Cause Notice with the opportunity to be heard in person which the defaulter official did not availed.

In reply of the Show Cause notice the defaulter constable failed to submit any cogent reason regarding the allegations leveled against him consequently a Charge Sheet with Summary of Allegations was issued & Acting SDPO Hqrs Khyber was appointed as Enquiry Officer vide this office No. 1263-A/Khyber, dated 29/04/2020.

The Enquiry Officer in his finding report stated that the defaulter in his written statement in his defense failed to submit any cogent reason and failed to defend himself against the allegations before the enquiry officer. Furthermore, enquiry made locally revealed that the ASI is ill reputed and involve in heinous crimes such as drugs peddling. After which the defaulter was issued a Final Show Cause Notice by the undersigned with an opportunity to be heard in person. In reply of the Final Show Cause Notice the defaulter again failed to submit any solid reason.

Keeping in view the recommendations of the Enquiry Officer & available record and taking an ex-parte action, the ASI Hamid Khan is hereby awarded a major punishment of **DISMISSAL FROM SERVICE** with immediate effect.

DISTRICT POLICE OFFICER,
KHYBER

No. 1436 /PSO Khyber, dated Khyber 30/05/2020.

Copies to all concerned for further necessary action.

BETTER COPY NO: 10

OFFICE OF THE

DISTRICT POLICE OFFICER

KHYBER

ORDER

As per reports of Intelligence Agencies, ASI Hamid Khan remained involved in malpractices while posted as Incharge Takhta Baig Station Jamrud consequent upon which the undersigned being a competent authority under Govt: Servants Service & Efficiency Rules 1975 issued a Show Cause Notice with the opportunity to be heard in person which the defaulter official did not availed.

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Keeping in view the recommendations of the Enquiry Officer & available record and taking an ex-parte action, the ASI Hamid Khan is hereby awarded a major punishment of **DISMISSAL FROM SERVICE** with immediate effect.

DISTRICT POLICE OFFICER

KHYBER

No. 1436/PSO Khyber, dated Khyber 30/05/2020

Copies to all concerned for further necessary action

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

(11) Annex "B"

OFFICE OF THE
CAPITAL CITY POLICE OFFICER
PESHAWAR
Phone No. 091-9210989
Fax No. 091-9212597

ORDER.

This order will dispose of the departmental appeal preferred by Ex-ASI Hamid Khan who was awarded the major punishment of "Dismissal from service" by DPO Khyber vide order No 1436, dated 30-03-2020.

2- The allegations against the ASI were that as per report of Intelligence Agencies, ASI Hamid Khan remained involved in malpractices having links with undesirable elements while posted at PP Takhta Baig, Police Station Jamrud.

3- He was served Charge Sheet and Summary of Allegations by DPO Khyber and SDPO HQRs Khyber was appointed as enquiry officer to scrutinize the conduct of delinquent official. The enquiry officer after conducting proper enquiry submitted his findings and recommended that ASI Hamid Khan may be awarded punishment according to the rules & regulations/ law in order to set an example for all criminals disguised as Police officials/officers who are the helping hands of criminals inside the department or involved in anti-social and criminal activities. The competent authority after perusal of the findings of the enquiry officer issued him Final Show Cause Notice to which his reply was also found unsatisfactory and hence he was awarded the above major punishment.

4- He was heard in person in O.R. The relevant record along with his explanation perused. During personal hearing the appellant categorically denied the allegations and stated to be innocent in the instant case. Enquiry procedure provided in Police Disciplinary Rules 1975 has not been adhered to in enquiry proceedings. This case merits a denovo enquiry through a gazetted officer in CCP Peshawar, so as to ensure complete fairness and impartiality. Therefore, I being appellant authority hereby reinstate the appellant in service for the purpose of de-novo enquiry. Chief Traffic Officer Peshawar is directed to entrust the enquiry to SP/HQr Traffic Peshawar to conduct denovo enquiry afresh and submit findings to the competent authority for decision. The final outcome of the appeals shall be decided in the light of the de-novo proceedings.

2038
27.8.2020

(MUHAMMAD ALI KHAN)PSP
CAPITAL CITY POLICE OFFICER
PESHAWAR.

No. 1039-41 /PA dated Peshawar the 27-08-2020

Copies for information and n/a to the:-

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

1. District Police officer Khyber
2. Chief Traffic Officer Peshawar for compliance of para-4 of the order.
3. Official concerned.

Better Copy No: 11

OFFICE OF THE
CAPITAL CITY POLICE OFFICER
PESHAWAR
Phone No. 091-9210989
Fax No. 091-9212597

ORDER

This order will dispose of the departmental appeal preferred by EX-ASI Hamid Khan who was awarded major punishment of "Dismissal from service" by DPO Khyber vide order No: 1436, dated 30-05-2020

2. The allegations against the ASI were that as per report of Intelligence Agencies, ASI Hamid Khan remained involved in malpractices having links with undesirable elements while posted at PP Takhta Baig, Police Statio Jamrud.

3. He was served Charge Sheet and Summary of Allegations by DPO Khyber and SDPO HQRs Khyber was appointed as enquiry office to scrutinized the conduct o f delinquent official. The enquiry officer after conducting proper enquiry submitted his findings and recommended that ASI Hamid Khan may be awarded punishment according to the rules & regulations/ law in order to set an example for all criminals disguised as Police officials/ officers who are the helping hands of criminals inside the department or involved in anti-social and criminal activities. The competent authority after perusal of the findings of the enquiry officer issued him Final Show Cause Notice to which his reply was also found unsatisfactory and hence he was award the above major punishment.

4. He was heard in person in O.R. The relevant record along with his explanation perused. During personal hearing, the appellant categorically denied the allegations and stated to be innocent in the instant case. Enquiry procedure provided in Police Disciplinary Rules 1975 has not been adhered to in enquiry proceedings. This case merits a denovo enquiry through a gazatted officer in CCP Peshawar, so as to ensure complete fairness and impartiality. Therefore, I being appellant authority hereby reinstate the appellant in service for the purpose of denovo enquiry. Chief Traffic Officer Peshawar is directed to entrust the enquiry to SP/HQr Traffic Peshawar to conduct denovo enquiry afresh and submit findings to the competent authority for decision. The final outcome of the appeals shall be decided in the light of the de-novo proceedings.

(MUHAMMAD ALI KHA)PSP
CAPITAL CITY POLICE OFFICER
PESHAWAR

No. 1039-41/PA dated Peshawar the 27-08-2020
Copies for information and n/a to the:-

1. District Police officer Khyber
2. Chief Traffic Officer Peshawar for compliance of para-4 of the order.
3. Official concerned.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

(12) Annex "C"

OFFICE OF THE
CAPITAL CITY POLICE OFFICER,
PESHAWAR

ORDER.

This order will dispose of the denovo departmental inquiry conducted by SP/HQrs City Traffic Peshawar against ASI Hamid Khan of District Police Khyber who was awarded the major punishment of dismissal from service by DPO Khyber vide his office order No.1436, dated 30-05-2020.

2- A denovo departmental inquiry was initiated against ASI Hamid Khan of District Police Khyber who was re-instated in service for the purpose of denovo inquiry, order issued vide Endst No.1039-41/PA, dated 27-08-2020.

3- He was again issued Charge Sheet and Summary of Allegations by Chief Traffic Officer and SP/HQrs City Traffic Peshawar was appointed as inquiry. The inquiry officer after conducting proper enquiry submitted his findings that he is not found guilty of the charges levelled against him. The competent authority after perusal of the findings of the inquiry officer referred the inquiry to SSP/Coordination to conduct the proceedings afresh and submit report immediately. The SSP/Coordination Peshawar submitted his inquiry report that the statement of previous supervisory officer indicates that corruption and malpractices during the period were rampant which clearly shows/provide evidence and proof of the involvement of the staff and incharge of the post, therefore he is guilty into the matter.

4- The ASI was heard in person in O.R and the relevant record and inquiry report perused. During personal hearing he totally denied the allegations levelled against him. After perusal of record the undersigned reached to the conclusion that the punishment awarded to him seems too harsh. The other 16 officials who were also dismissed have already been reinstated in service on the same allegations. Therefore, the punishment awarded to him by DPO Khyber vide No 1436/PSO Khyber is hereby set aside. He is hereby reinstated in service with immediate effect. He is awarded the punishment of approved service for two years. No benefit is granted for the period he remain out of service.

(ABBAS AHSAN) PSP
CAPITAL CITY POLICE OFFICER,
PESHAWAR

No. 4035-36 /PA dated Peshawar the 15/10/2021

Copies for information and necessary action to the:-

1. DPO Khyber with reference to his office letter No.1436, dated 30-05-2021.
2. Official Concern.

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

(13)

RMI

HUMAN MEDICAL INSTITUTE

MEDICAL SERVICES

FOR PRESCRIPTION ONLY (FPO)

PR. No. [ ] - [ ] [ ] [ ] [ ] [ ] [ ] [ ] Date _____

Patient Name _____ Age _____ Gender: M [ ] F [ ]

Consultant _____ Ward _____ Room / Bed No _____

Address _____

Medical Officer Name _____ Signature _____

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 3317)

(14)

REPORT

Department of Radiology

Ultrasound Abdomen

Patient: Hamid, 40y, Male
Referred by: Dr. jamil ahmad

PRN: 16-09-005779
Test Date: 21-01-2020 12:43 PM

Reference No: RAD-20-01-107952
Report Printed on: 21-01-2020 12:51 PM

Findings:

Liver:

Liver is of normal size with diffuse increased parenchymal echogenicity. --- Suggestive of diffuse fatty liver. No mass lesion seen. No intrahepatic biliary dilatation. Normal calibre of CBD and portal vein.

Gallbladder:

Is of normal size having normal wall thickness with no calculus formation.

Pancreas:

Is of normal size with normal parenchymal echopattern.

Spleen:

Is of normal size with no evidence of any focal lesion.

Kidneys:

Both kidneys are of normal size with normal cortical thickness and well preserved cortico medullary demarcation. No cyst, mass, calculus or hydronephrosis is seen.

Urinary Bladder:

Is empty at the time of scan.

General Abdomen:

No ascites / para-aortic lymphadenopathy seen.

***** PREVIOUSLY SEEN ABDOMINO - PELVIC WALL COLLECTION ON TODAY SCAN MEASURES APPROX. 3.9 x 4.4 x 1.6 cm, VOL = 14.3 ml LYING 2.5 cm SKIN DEEP. FEW STRONGLY ECHOGENIC FOCI NOTED WITHIN COLLECTION.**
ALSO A NOTE IS MADE OF APPROX. 1.9 cm CURVILINEAR STRONGLY ECHOGENIC FOCUS CASTING [redacted] IN THE COLLECTION LYING 2.3 cm SKIN DEEP.

Impression:

FATTY LIVER (G - I).
ABDOMINAL WALL COLLECTION SHOWING REDUCTION IN VOLUME.
CURVILINEAR STRONGLY ECHOGENIC FOCUS WITHIN COLLECTION. --- POSSIBILITY OF FOREIGN BODY SHOULD BE EXCLUDED.

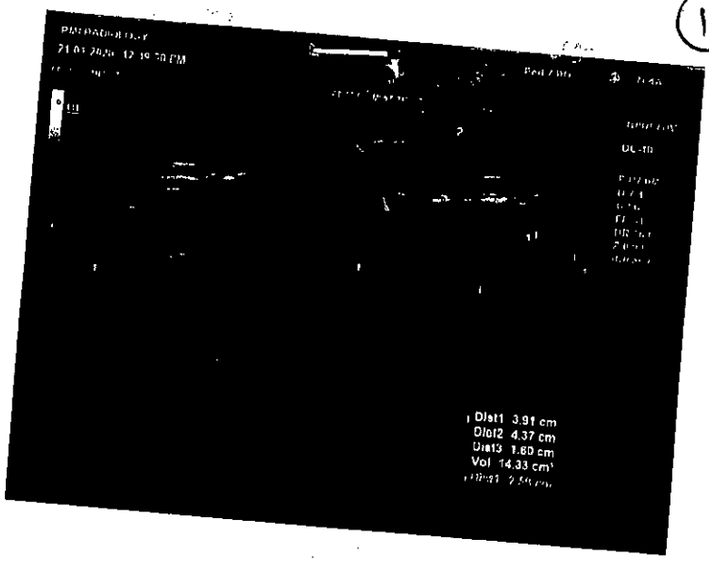
Dr. Shafqa Fayaz
Senior Registrar
MBBS, Dip US (Canada), ARDMS (America), FCPS Part I

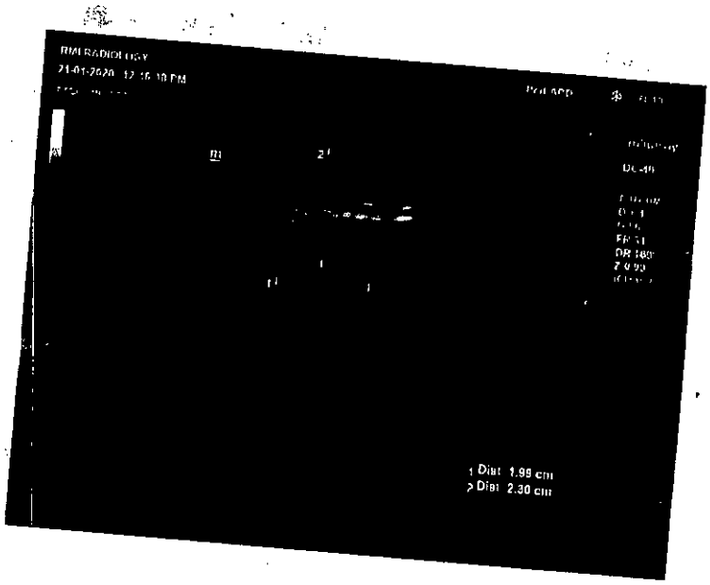
JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

This is system generated report & is duly verified by Medical officer/consultant

Printed by Shafqa Fayaz on 21-01-2020 at12:51 PM

15


RMRADIOLOGY
21-01-2020 12:16:10 PM
DL-10
1 Dist1 3.91 cm
Dist2 4.37 cm
Dist3 1.80 cm
Vol 14.33 cm³


RMRADIOLOGY
21-01-2020 12:16:10 PM
DL-40
1 Dist 1.99 cm
2 Dist 2.30 cm

(16)

Print Report Page 1 of 1 100% One Page Save Report

AHL/ADM/PAD-SOP-001

NORTHWEST GENERAL
Hospital and Research Center

Discharge Clearance Invoice

Printed On: 28-Jun-2020 11:31 AM

Registration #	062004557	Admitted On :	26-Jun-2020 10:32 AM
Patient :	HAMID KHAN	Admission #:	062004557-1
Next of Kin:	KAMRAN	Ward/Room :	Ward 3 / 317 317
Admission Reason:	mesh repair	Discharged On .	28-Jun-2020 11:31 AM
		Discharged By :	NISAR AHMAD

Billing Details

Service(s)	Charges
Pharmacy Sale (OT PHARMACY)	63,545
OT Charges : 240 00 / Other	28,800
Daily Charges For Private Room	22,790
Pharmacy Sale (INDOOR PHARMACY)	13,613
Anesthesia (Dr. M. Kamran)	10,000
MO Charges	1,540
Doctor Visit By Dr Tariq Jabbar Khan	1,500
Laundry Services	1,500
Diet Plan	1,430
Admission fee deducted from patient advances	1,100
Nurse Charges	660
Patient Attendant Card	265
Pharmacy Sale (GYNAE PHARMACY)	180
Patient Attendant Card Deleted	(265)
Pharmacy Return (INDOOR PHARMACY)	(733)

Total Expense: 145,925

Payment Received: 145,925

Payable (Receivable): 0

Discharge Officer: NISAR AHMAD

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

Northwest General
Hospital & Research Centre

(17)

Dr. Mohammad Farid Khan
MBBS , FRCS
Diplomate EITS (France)
General & Laparoscopic Surgeon
Sector A-3, Phase-V, Hayatabad, Peshawar.
Ph: 091-5838800, Fax: 091-5822620
Email: farid@nwgh.pk, Web: www.nwgh.pk
PM&DC Reg. No: 1590-N

Date: 3 - 10 - 10

Clinical Record

Referred to Col Ubaidullah

Incisional Hernia

Left Cardiac Surgery

ڈاکٹر محمد فرید خان
ایم بی بی ایس، ایف آر سی ایس
جنرل اینڈ لیپروسکوپک سرجن

نارتھ ویسٹ جنرل ہسپتال
سیکٹر اے 3، فیز 5 حیات آباد پشاور

ماہ بعد معائنے کیلئے تشریف لائیں۔

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

(18)

Surgeon
Dr. Mushtaq Ahmad
M.B.B.S (Pesh), F.R.C.S (Ire)
F.C.P.S (Surgery)
Professor of Surgery
Khyber Teaching Hospital Peshawar
Mob: 0321-9090950
PMDC NO
6225-N

سرجن
ڈاکٹر مشتاق احمد
ایم۔بی۔بی۔ایس (پشاور) ایف۔آر۔سی۔ایس (آئرلینڈ)
ایف۔سی۔پی۔ایس (جنرل سرجن)
پروفیسر آف سرجن
خیبر ٹیچنگ ہسپتال پشاور

HAMID

25/2/22

Infected wound Left-side
and
Ileo reversal of stoma

Lab: Meltyciba
1+1 ایک ٹیکہ

Cap Polybiotin-Z
ایک روزانہ

Lab Porthiaden 25
1+1 جاری

چھٹی بروز ہفتہ۔اتوار

کلینک: A-15 پہلی منزل مہمند میڈیکل سنٹر، ڈبگری گارڈن پشاور

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

(19)

RM
REHMAN MEDICAL INSTITUTE

MEDICAL SERVICES
FOR PRESCRIPTION ONLY (FPO)

PR No. 19 - 11 - 107288 Date 27-11-19

Patient Name Hamid Khan Age 39 Y Gender: M ✓ F

Consultant Dr Javed Ward EIR Room / Bed No

Address

K/c of ch. Anal Fissure
Had surgery in 2014
since then he is
using Regors dialator
for constipation

. 2 days back
. Dialator remain inside
which was removed manually.
after that he developed
pain Abdomen, which generalized
severe.

O/E: B.P 102/62
Pulse 112
Temp: 98
SpO_2: 95
JACKET

Syst. CNS GCS 15/15
CVS: $S_1 + S_2$ +0
Resp: chest B/L clear
GIT: Tender,
Bs sluggish
urogenital: pain urine
spontaneously
△ intestinal perforation?

Rx:
done in NWGH
X-ray erect Abd.
. shows air under
the diaphragm (Rt).

Lab: Done in ER.
CBC: Hb: 17.6
TLC: 4.9
Plat: 122.
S.E: Na: 134,
K: 3.47

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

Medical Officer Name _____ Signature _____

Northwest General
Hospital & Research Centre

DEPARTMENT OF RADIOLOGY
Sector A-3, Phase-V, Hayatabad, Peshawar.
U.A.N #: (091) 111-583-880 Ph: 091-5838800,
Fax: 091-5822620, Email: radiology@nwgh.pk, Web: www.nwgh.pk
A project of ALLIANCE HEALTHCARE (Pvt) Ltd.

Name :	Hamid Khan	Date : 07th Mar. 2020
Ref. by:	Self	Code : 012006414

ABDOMINAL ULTRASOUND

High resolution B. scan study reveals an area of altered echo structure measuring approximately 27 mm in diameter along the mid part of line of surgical incision in the left lower abdomen. The regional subcutaneous tissue is slightly edematous. No collection can be detected ultrasonically.
Echo pattern of the liver is increased with evidence of diffuse infiltrative process. There is no dilatation of intrahepatic bile ducts.
No focal lesion can be detected in the liver.
Gall bladder, kidneys, pancreas and spleen appear normal morphologically.
Common bile duct has normal caliber (03 mm).
No urinary bladder lesion can be noticed.
There is no evidence of para-aortic lymph node enlargement. No free fluid in peritoneal cavity.

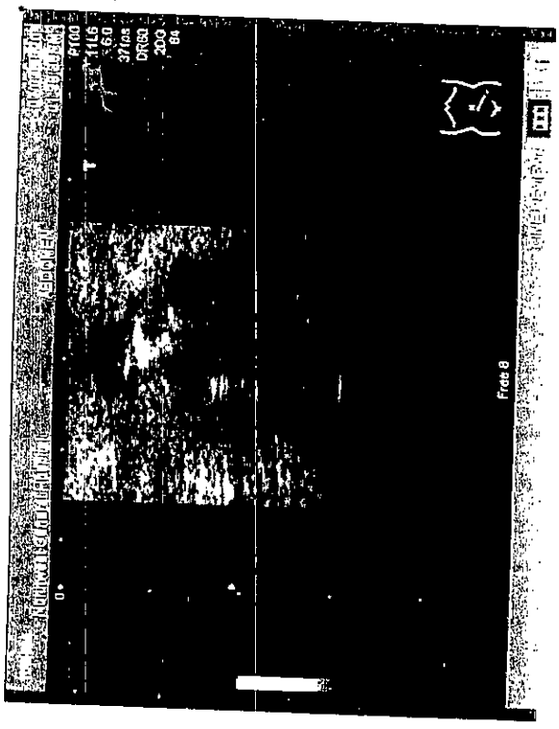
Impression :

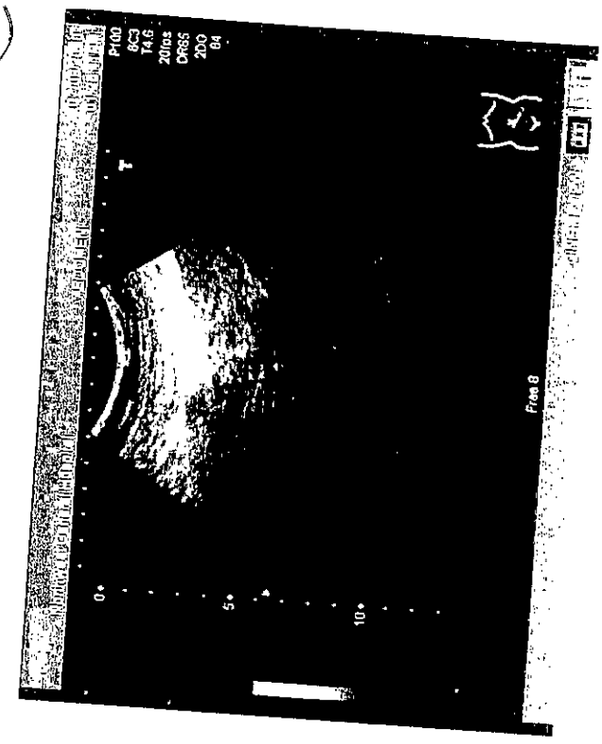
Edematous subcutaneous tissue with an area of altered echo structure along the mid part of surgical scar.
Fatty liver.

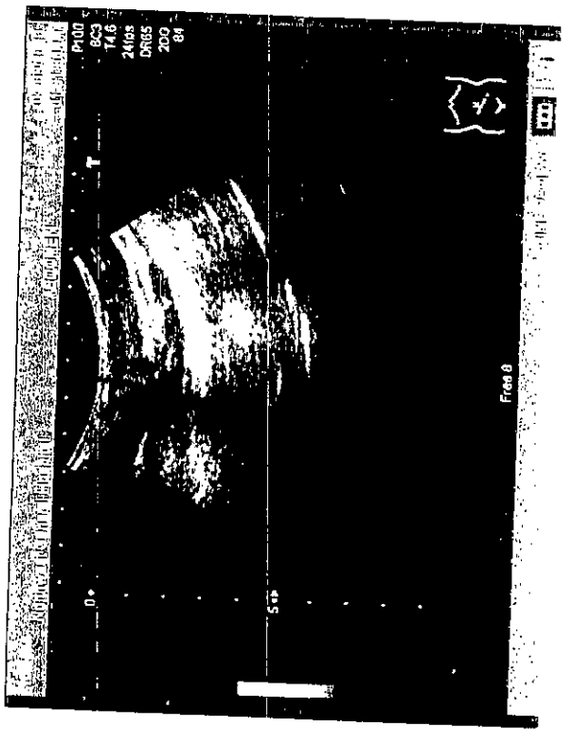
(Dr. Murad Ali)

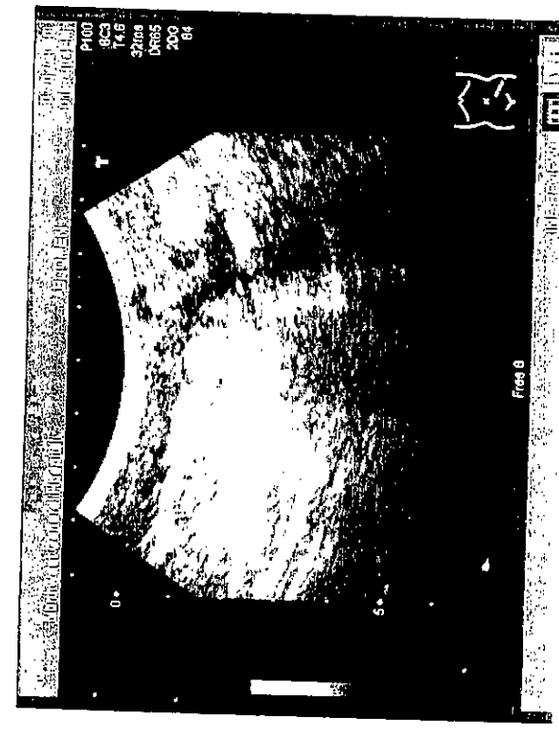
JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

(21)









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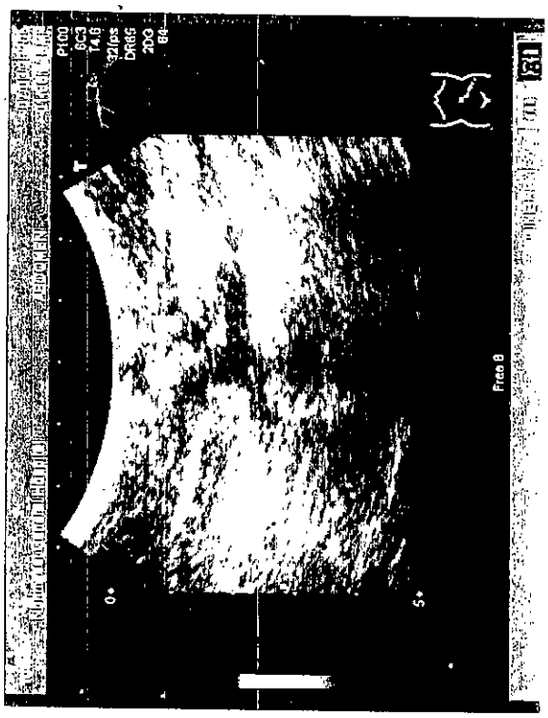
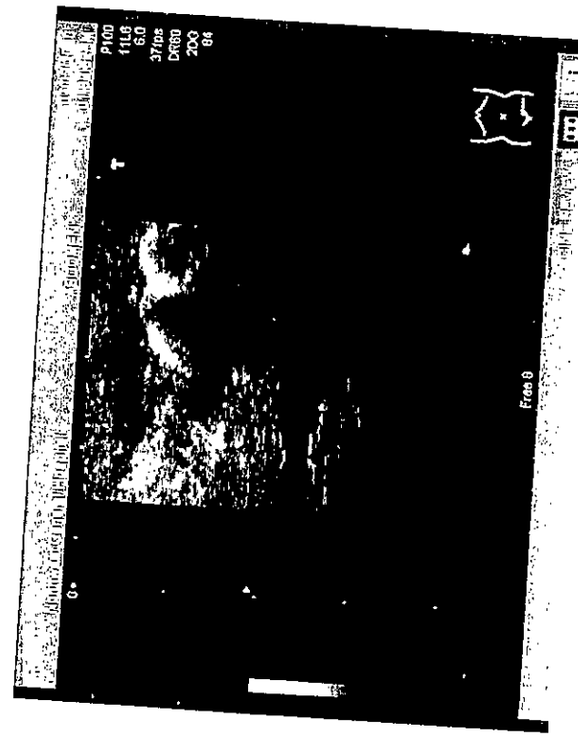
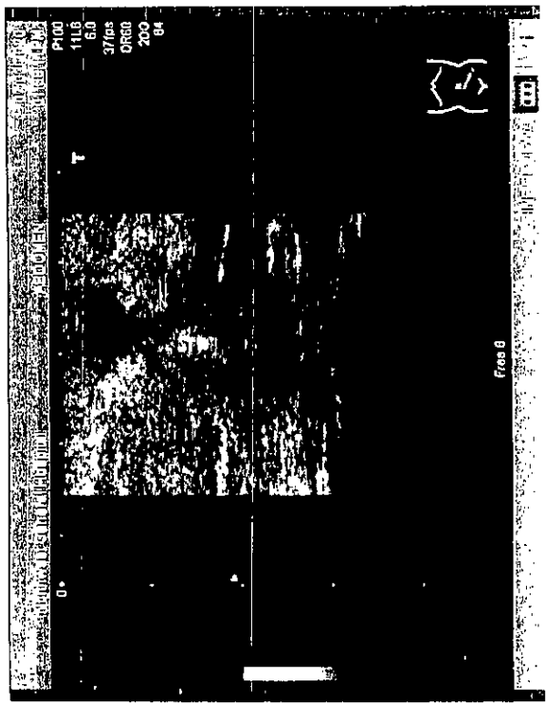
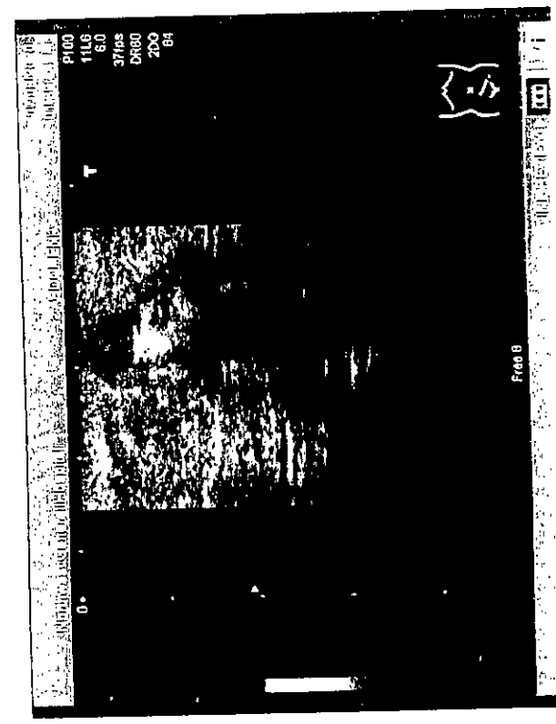
Supreme Court of Pakistan
(ASC # 5317)

(22)



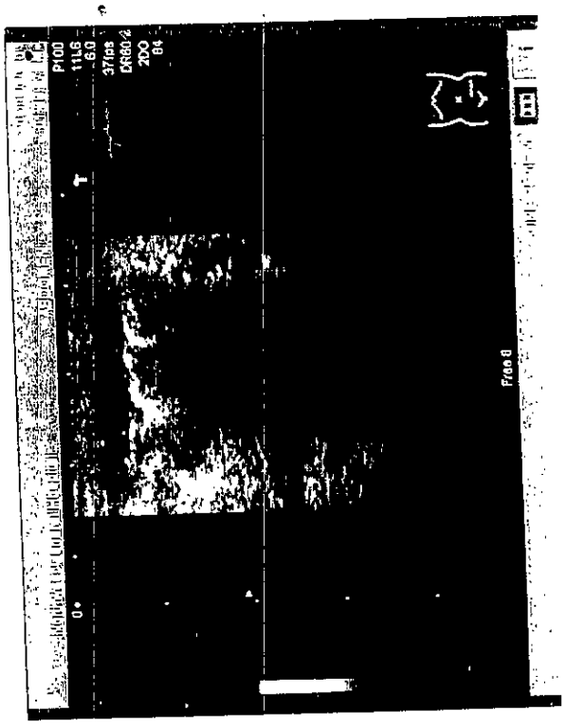


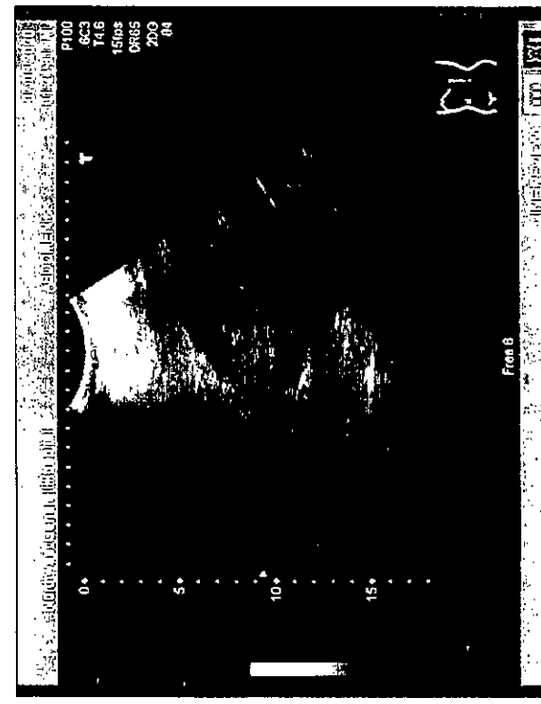


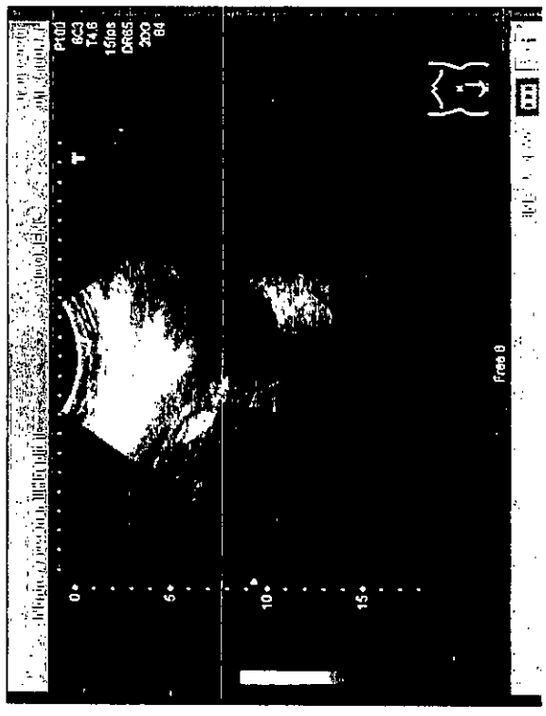


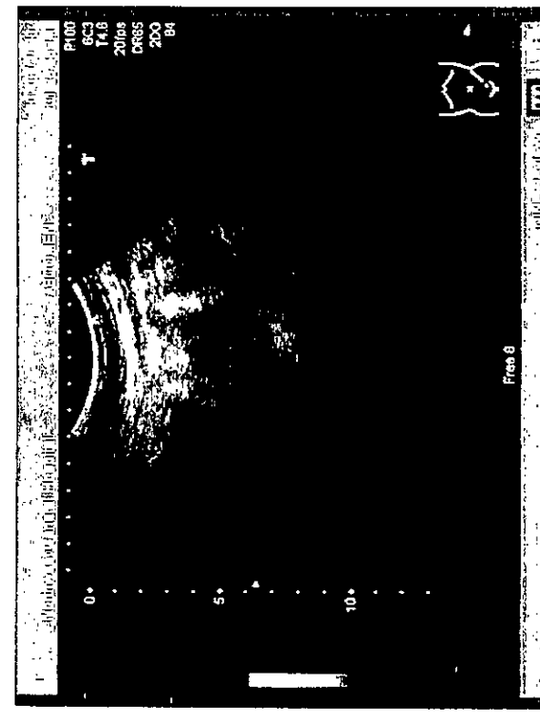
JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC #5317)

83









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Supreme Court of Pakistan
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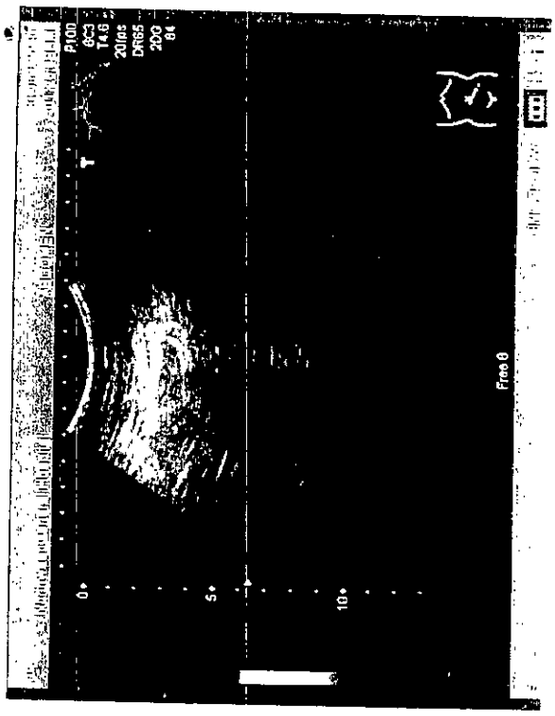

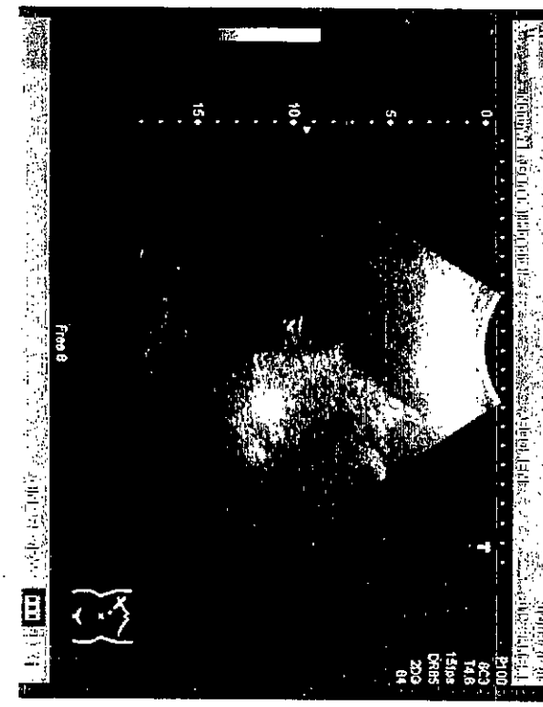

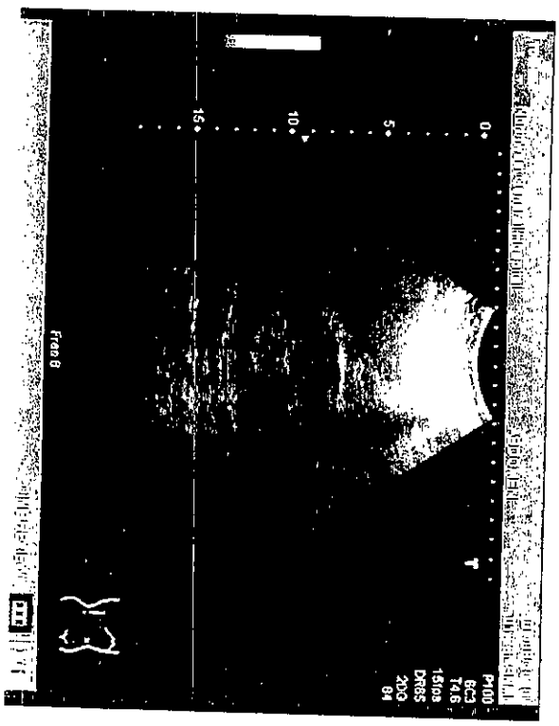

JAVED IQBAL GULBELA
Advocate
Supreme Court of Pakistan
(ASC # 5317)

24-A

Am-

بخدمت جناب کیپٹل سٹی پولیس آفیسر (CCPO) صاحب دام اقبالہ

(رحم اپیل بابت بحالی نوکری)

جناب عالی!

معروضانہ گزارش کی جاتی ہے کہ ہم جملہ سترہ 17 درخواست گزران کا تعلق ضلع خیبر KPK پولیس سے ہے جس کو ڈسٹرکٹ پولیس آفیسر (DPO) صاحب ضلع خیبر نے مورخہ 30/5/2020 کو نوکری سے Dismiss کیا ہے

جناب عالی ہمارا اس نوکری کے علاوہ کوئی ذریعہ معاش نہیں ہے ہم سب نہایت غریب گھرانوں سے تعلق رکھتے ہیں ہم نے کبھی بھی سرکاری خزانے کو نقصان نہیں پہنچایا ہے ہم نے اپنے محدود وسائل سے علاقے میں حکومتی رٹ بحال کرنے کی کوشش کی ہے

دہشت گردی کے خلاف جنگ میں ہمیشہ پر اول دستے میں رہتے ہیں ہم میں سے کوئی بھی ایسا گھر نہیں ہے جن میں دوران ڈیوٹی کوئی اہلکار شہید یا زخمی، یتیم بچے اور بھائیں نہ ہوں جن کا اللہ تعالیٰ اور ہمارے ان نوکریوں کے علاوہ کوئی اسرا نہیں ہے

اجناب کی خدمت میں عاجزانہ اپیل کی جاتی ہے کہ ہمارے اپیل پر ہمدردانہ غور کیا جائے اور ہمیں دوبارہ نوکری پر بحال کیا جائے ہم کبھی بھی اپنے آفسران بالا کے حکم کے خلاف نہیں جائے گے اور نہ ہی پولیس ڈیپارٹمنٹ کی بدنامی کا سبب بنیں گے۔

مہربانی ہوگی

المورخہ: 22/6/2020

العارض

1) ASI حامد خان 2) ASI اتحاد خان 3) HC فتح خان 4) ASI اتحاد (1)
5) HC واحد گل 6) میر اعالم 7) میوہ جان 8) عبدالقیوم 9) HC اکرام الدین
10) محمد عدنان 11) نور محمد 12) شال اکبر 13) صلاح الدین 14) شاہ زیب
15) مرتضیٰ 16) اسحاق خان، 17) رحیم خان

(25)

وکالت نامہ

بعدالت: Hon'ble Services Tribunal KP

حامد خان بنام آئی جی اینڈ اادز

منجانب Appellant دعویٰ Service Appeal

تاریخ 8-12-2021

باعث تحریر آنکہ مقدمہ مندرجہ بالاعنوان اپنی طرف سے واسطے پیروی وجوابدہی

بمقام پشاور کیلئے **جاوید اقبال گل بیلہ** ایڈوکیٹ سپریم کوٹ آف پاکستان

کو بدیں شرط وکیل مقرر کیا ہے۔ کہ میں ہر پیشی کا خود یا بزریعہ مختار خاص روبرو عدالت حاضر ہوتا رہونگا۔ اور بوقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر دالت کرونگا، اگر پیشی پر من مظہر حاضر نہ ہوا اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہوگیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہونگے۔ نیز وکیل صاحب موصوف صدر مقام کچہری کی کسی اور جگہ یا کچہری کے مقررہ اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہونگے۔ اگر مقدمہ علاوہ صدر مقام کچہری کے کسی اور جگہ سماعت ہونے یا بروز تعطیل یا کچہری کے اوقات کے آگے پیچھے پیش ہونے پر من مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا مختارانہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہونگے۔ مجھے کو کل پرداختہ صاحب موصوف مثل کردہ ذات خود منظور وقبول ہوگا۔ اور صاحب کو عرضی دعویٰ وجواب دعویٰ اور درخواست جرائے ڈگری ونظر ثانی اپیل ونگرانی ہر قسم کی درخواست پر دستخط وتصدیق کرنے کا بھی اختیار ہوگا اور کسی حکم یا ڈگری کے اجراء کرانے اور ہر قسم کے روپیہ وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور سپرد ثالثی وراضی نامہ فیصلہ پر خلاف کرنے اقبال دعویٰ دینے کا بھی اختیار ہوگا۔ اور بصورت اپیل وبرآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم امتناعی یا قرقی یا گرفتاری قبل از اجراء ڈگری بھی موصوف کو بشرط ادائیگی علیحدہ مختارانہ پیروی کا اختیار ہوگا۔ اور بصورت ضرورت صاحب موضوف کو بھی اختیار ہوگا یا مقدمہ مذکورہ یا اس کے کسی جزو کی کاروائی کے واسطے یا بصورت اپیل، اپیل کے واسطے دوسرے وکیل یا بیرسٹر کو بجائے اپنے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کے ہر امر دہی اور ویسے ہی اختیارات حاصل ہونگے جیسے کے صاحب موصوف کو حاصل ہیں۔ اور دوران مقدمہ میں جو کچھ ہرجانہ التواء پڑے گا۔ اور صاحب موصوف کا حق ہوگا۔ اگر وکیل صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کرونگا تو صاحب موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔ لہذا مختار نامہ لکھ دیا کہ سند رہے۔

مورخہ 7/12/2021 مضمون مختار نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

Accepted by Javed Iqbal Gul Bela Advocate

GS&PD.KP-1952/3-RST-5,000 Forms-27.10.15/P4(Z)/F/PHC Jos/Form A&B Ser. Tribunal

"A"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

JUDICIAL COMPLEX (OLD), KHYBER ROAD, PESHAWAR.

S.B

No.

APPEAL No. 7862 of 20 21

Hamid Khan

Apellant/Petitioner

Versus

1- I.G.P. KPK Peshawar

RESPONDENT(S)

Notice to ~~Appellant/Petitioner~~ Respondent No-1 Inspector General of Police KPK Peshawar.

Take notice that your appeal has been fixed for Preliminary hearing, replication, affidavit/counter affidavit/record/arguments/order before this Tribunal on 27/7/2022 at 9: am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

Copy of Appeal is Attached

for Reply

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

25/07/2022

GS[redacted]1952/3-RST-5,000 Forms-27.10.15/P4(Z)/F/PHC Jos/Form A&B Ser. Tribunal

"A"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

JUDICIAL COMPLEX (OLD), KHYBER ROAD, PESHAWAR.

S.B

No.

APPEAL No. 7862 of 20 21

Hamid Khan

Apellant/Petitioner

Versus

1- G.P. KPK Peshawar.

RESPONDENT(S)

Notice to ~~Appellant/Petitioner~~ Respondent No. 3 capital city Police Officer Peshawar.

Take notice that your appeal has been fixed for Preliminary hearing, replication/ affidavit/counter affidavit/record/arguments/order before this Tribunal on 27/7/2022 at 9:am

You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeal shall be liable to be dismissed in default.

Copy of Appeal is Attached for Reply

Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

GS&PD:KP-1952/3-RST-5,000 Forms-27.10.15/P4(Z)/F/PHC Jos/Form A&B Ser. Tribunal

"A"

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

JUDICIAL COMPLEX (OLD), KHYBER ROAD, PESHAWAR.

No.

APPEAL No. 7862 of 2021

Hamid Khan

Apellant/Petitioner

Versus

1- G-P- KPK Peshawar.

RESPONDENT(S)

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Peshawar.