

09.03.2022

Due to retirement of the Hon'able Chairman, the case is adjourned to 13.04.2022 for the same as before.

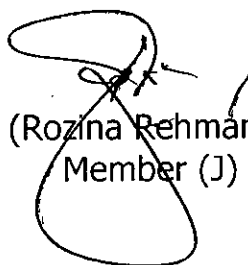

Reader

13.04.2021

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

Points raised need consideration. Instant appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notice be issued to respondents for submission of written reply/comments. To come up for reply/comments on 20.06.2022 before S.B.

Rs-500/-
Aff with
13/4/22


(Rozina Rehman)
Member (J)

20.06.2022

Appellant with counsel present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Ayaz Khan, SI for respondents present.

Representative of the respondent department seeks time for submission of written reply/comments. Request accepted by way of last chance. To come up for reply/comments on or before 28.07.2022 before S.B.

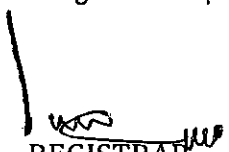

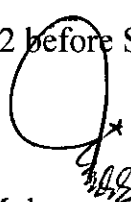

(Fareeha Paul)
Member (E)

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ 7820/2021

| S.No. | Date of order proceedings | Order or other proceedings with signature of judge |
|-------|---------------------------|---|
| 1 | 2 | 3 |
| 1- | 02/12/2021 | <p>The appeal of Mr. Fazle Amin presented today by Syed Noman Ali Bukhari Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p> |
| 2- | | <p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put there on <u>17/01/22</u>.</p> <p> CHAIRMAN</p> |
| | 17.01.2022 | <p>Appellant in person present and requested for adjournment on the ground that his counsel is not available today. Adjourned. To come up for preliminary hearing on 09.03.2022 before S.B.</p> <p> (Mian Muhammad) Member (E)</p> |

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

APPEAL NO. 7820 /2021

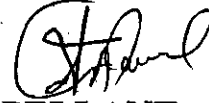
Fazal-e-Amin

V/S

Govt Of KP

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| S.NO. | Documents | Annexure | Page No. |
|-------|-------------------------------|----------|----------|
| 1. | Memo of appeal | ----- | 01-07 |
| 2. | Copy of appointment order | ---A--- | 08 |
| 3. | Copy of promotion order | ---B--- | 09-10 |
| 4. | Copy of copy of confirmation | ---C--- | 11 |
| 5. | Copy of compulsory retirement | ---D--- | 12 |
| 6. | Copy of Tribunal Judgment | ---E--- | 13-18 |
| 7. | Copy of reinstatement order | ---F--- | 19 |
| 8. | Copy of execution order | ---G--- | 20 |
| 9. | Copy of seniority list | ---H--- | 21-30 |
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APPELLANT
Fazal-e-Amin

THROUGH


(SYED NOMAN ALI BUKHARI)
ADVOCATE HIGH COURT,

&
(SHAHKAR KHAN YOUSAFZAD)
ADVOCATE PESHAWAR.

DATE: 01/12/2021

(1)

BEFORE, THE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL, PESHAWAR

Service Appeal No. _____ of 2021

Fazl-e-Amin Assistant Grade Clerk,
Special Branch Khyber Pakhtunkhwa, Peshawar.

APPELLANT

VERSUS

- 1- The Provincial Police Officer, Government of Khyber Pakhtunkhwa, Peshawar.
- 2- The Deputy Inspector General Special Branch Khyber Pakhtunkhwa, Peshawar.
- 3- The Senior Superintendent of Police (Admn) Special Branch Khyber Pakhtunkhwa, Peshawar.

RESPONDENTS

APPEAL UNDER SECTION 4 OF THE KHYBER
PAKHTUNKHWA SERVICE TRIBUNAL ACT
1974 AGAINST NOT CONSIDERING
APPELLANT FOR PROMOTION TO THE POST
OF OFFICE SUPERINTENDENT BS-17 FOR
THE DATE JUNIORS WERE PROMOTED AND
AGAINST NOT TAKING ACTION ON THE
DEPARTMENTAL APPEAL OF THE
APPELLANT WITHIN STATUTORY PERIOD
OF 90 DAYS.

Prayer in Appeal:

THAT ON ACCEPTANCE OF THIS APPEAL, THE
RESPONDENTS MAY BE DIRECTED TO CONSIDER
THE APPELLANT FOR PROMOTION AGAINST THE
POST OF OFFICE SUPERINTENDENT BS-17 FROM
HIS DUE DATE I.E JUNIOR WERE PROMOTED WITH
ALL BACK AND CONSEQUENTIAL BENEFITS. ANY
OTHER REMEDY, WHICH THIS TRIBUNAL DEEMS
FIT AND APPROPRIATE THAT, MAY ALSO BE
AWARDED IN FAVOUR OF APPELLANT

Respectfully Sheweth:

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Short facts giving rise to the present appeal are as under

- 1- That the appellant joined the Police Department in capacity as Junior Clerk (B-5) on 28-04-1987. He was promoted as officiating Assistant Grade Clerk (B-14) on 18-02-2012. He completed his probation period successfully and then confirmed accordingly. He was also granted BPS-16) on account of General upgradation on 19-05-2016. He had 32 years unblemished service record to his credit. **(Copy of appointment order, promotion order and confirmation order are appended as Annexure-A,B and C).**
- 2- That the appellant was performing his duty with great zeal, zest and devotion but strangely, he was served with a charge sheet alongwith statement of allegations. thereafter, the appellant was awarded major penalty of compulsory retirement from service vide order dated 15-01-2019 passed by the Deputy Inspector General of Police (Respondent No.2) illegally. **(Copy of impugned order is appended as Annex-D).**
4. That the appellant felt aggrieved by the said order, filed a service appeal in Hon'able Service Tribunal which was heard by the Hon'able Service Tribunal on 21.01.2021 and Tribunal is kind enough to accept the appeal of the appellant as prayed for. **Copy of judgment is attached as annexure-E.**
5. That the appellant filed Execution petition no. 72/2021 and during the pendency of execution petition the depty brought the order dated 30.06.2021 wherein the appellant is reinstated into service with immediate effect subject to outcome of decision of CPLA. On the basis of which the execution petition was consigned to record room wit

condition that the petition at liberty to restore the this petition if any part of the judgment remained unfulfilled. **Copy Of re-instatement order and execution order is attached as annexure-F & G.**

- 6. That now the appellants got knowledge about promotion orders on the basis of which junior to the appellant was promoted in the period when the appellant engaged in litigation before this Hon'able Tribunal from 15.01.2019 till 30.06.2021. **Copy of seniority list and promotion order is attached as annexure-H & I.**
- 7. That, thereafter the appellant being aggrieved constrained to file departmental appeal for consideration of promotion from due date i.e junior was promoted which was not decided in statutory period of 90 days. Hence the present service appeal on the following grounds amongst other. **Copy of departmental appeal is attached as annexure-J.**

GROUND OF APPEAL

- A) That respondents have not treated appellant in accordance with law, rules and policy on the subject and acted in violation of **Article 4 of the Constitution of Islamic Republic of Pakistan 1973..**
- B) That the (respondent No.2) was under statutory obligation to have considered the case of appellant in its true perspective and also in accordance with law.
- C) That the appellant was deprived from his rights of promotion in an arbitrary manner which is the violation of Article-2,4 and 25 of the Constitution of Pakistan
- D) That the appellant was entitled for promotion w.e.f from 05.09.2019 but he was deprived from his legal and constitutional right for the fault of others.
- E) That the Hon'able Supreme Court of Pakistan has held in many cases that in absence of any stoppage of

(M)

promotion order by the Govt/ competent authority, the civil servant is to be entitled from the date of availability of post. Thus the appellant is entitled to be considered for promotion.

- F) That the appellant was not treated according to the law and rules and deprive from the legal right of the promotion.
- G) That inaction and omission of respondent department, not to consider the appellant for promotion is against the spirit of section-9 of Civil Servants Act,1973 and service rights duly protected under the Civil Servants laws .
- H) That the apex Court has already clearly held in case of Anita Turab (PLD-2013 Supreme Court Page No. 195) that matter of tenure, appointment, posting, transfer and promotion, of service could not be dealt with in an arbitrary manner but could only be sustained if it was in-accordance with law. Whenever there was statutory provision or rules or regulation of government the matter of appointment of Civil Servants that must be followed honestly and scrupulously and discretionary must be exercised and structured, transparent and reasonable manner, thus the verdict of the Honorable Supreme Court fully favors the appellant's case.
- I) That the Honorable Apex Court is also given the verdict that every civil servants is the legal right to be dealt with in-accordance with the law and rules under the which is legal service rights are protected. Thus the appellant has legal and genuine claim. That in case of promotion no limitation run according to superior court judgment and Hon'able Tribunal also held in different judgments that no limitation runs in case of promotion because promotion is recurring cause of action.
- J) That the Supreme Court held in many cases that though the Civil Servant could not claim promotion as matter of right but it was incumbent upon the department/Authority. That when they grant promotion, then in that case the promotion should be granted from the due date of Civil Servant / Availability of post and from the dated date junior/batchmate was promoted.
- K) That the appellants got knowledge about promotion orders on the basis of which junior to the appellant was

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promoted in the period when the appellant engaged in litigation before this Hon'able Tribunal from 15.01.2019 till 30.06.2021. but now the appellant was reinstated in to service with all back and consequential benefits, so the appellant is legally entitled for promotion from due date.

L) That the appellant seeks permission to advance others grounds and proofs at the time of hearing

It is, therefore, most humbly prayed that the appeal of the appellant may be accepted as prayed for.

Dated 01/12/2021


Appellant
Fazal-e-Amin

Through


SYED NAUMAN ALI BUKHARI
Advocate High Court, Peshawar

&
SHAHKAR KHAN YOUSAFZAI
Advocate Peshawar

6

BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

APPEAL NO. _____/2021

Fazal-e-Amin

V/S

Govt Of KP

CERTIFICATE:

It is certified that no other service appeal earlier has been filed between the present parties in this Tribunal, except the present one.


DEPONENT

LIT OF BOOKS:

1. Constitution of the Islamic Republic of Pakistan, 1973.
2. The ESTA CODE.
3. Any other case law as per need.


(SYED NOMAN ALI BUKHARI)
ADVOCATE HIGH COURT

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BEFORE THE KP SERVICE TRIBUNAL PESHAWAR

APPEAL NO. _____/2021


Fazal-e-Amin

V/S

Govt Of KP

AFFIDAVIT

I, Fazal-e-Amin , (Appellant) do hereby affirm that the contents of this service appeal are true and correct, and nothing has been concealed from this honorable Tribunal.


DEPONENT

Fazal-e-Amin

FOR PUBLICATION IN THE WFP POLICE GAZETTE PART-II.
ORDERS BY THE DE:INSPECTOR GENERAL OF POLICE, HQS: WFP PESHAWAR
MULTIFICATION.

dated Peshawar the 28. 4. 67.

✓ B-III APPOINTMENT/POSTING:- Following candidates are appointed as Jr:Clerks(23-5) purely on temporary basis in the WFP Police Deptt; with effect from the dates they actually reports for duty to their places of postings. Their appointments is subject to medical fitness and verification of character and antecedents etc.

On appointment they are posted in the offices as noted against each:-

| S.NO. | NAME, PARENTAGE AND FULL ADDRESS. | PLACE OF POSTING. |
|-------|---|-------------------|
| 1. | Mr. Faali Amin s/o Mohamed Amin village Kagga Wala PO Badaber Teh:3 Distt: Peshawar. | Kohat Range |
| 2. | Mr. Faridoon Khan Naib Qasid Hazara Range Office, Abbottabad. | Hazara Range. |
| 3. | Mr. Ghulam Ishfaq s/o Ghulam Nabi Village and Tehsil Kangu Distt: Kohat | Kohat Range. |
| 4. | Mr. Amir-ul-Rehman s/o Saifur Rahman Michallah Sheikh Junaid Abad IC/3 O/S Lahori Gate PS Gulbahar Peshawar City. | Malakand Range. |
| 5. | Mr. Hissar-ul Haq s/o Amir-ul Haq Village Pathi Khurd PO Takht-Bai Tehsil & Distt: Mardan. | Malakand Range |
| 6. | Mr. Ismail Khan s/o Zar Wali Khan Village & PO Takhti Masrati Tehc Distt: Karak. | Kohat Range. |
| 7. | Mr. Sagheer Ahmad Qureshi s/o Mohammad Akhtar Qureshi Supdt: Range Office, Peshawar. | Mardan District. |

The conditions of their services will be as under:-

1. Their services are liable to be terminated on 14 days notice without assigning any reason.
2. They will pass type test/departmental training etc; within two years of their service as Jr:Clerk failing which their services will be dispensed with.

(ISEAR N HAMEED KHAN)
DE:INSPECTOR GENERAL OF POLICE,
HQS: WFP PESHAWAR. *J*

Annex B
B

**FOR PUBLICATION IN THE KHYBER
PAKHTUNKHWA POLICE GAZETTE PART-II,
ORDERS BY THE PROVINCIAL POLICE OFFICER
KHYBER PAKHTUNKHWA, PESHAWAR.**

NOTIFICATION

Dated: 18/2 /2012

No. 3058 / E-III, PROMOTION AS OFFG: ASSISTANT GRADE CLERK BPS-14.

Having been approved by the DPC held on 17/02/2012, the following Senior Clerks are hereby promoted as offg: Assistant Grade Clerk in BPS-14 (8000-610-500) with immediate effect.

| S. NO. | NAME OF OFFICER | S. NO. | NAME OF OFFICER |
|--------|--------------------------|--------|--------------------|
| 1. | Hastam Khan | 15. | Muhammad Israr |
| 2. | Ghulam Muhammad | 16. | Naimatullah |
| 3. | S. Yawar Ali Shah | 17. | Khial Faqir |
| 4. | Said Nabi | 18. | Ghulam Ashafaq |
| 5. | Farooq Qaisar | 19. | Fazal Khaliq |
| 6. | Muhammad Zahid Ali | 20. | Noor Rehman |
| 7. | Fazal Azeem | 21. | Muhammad Iqbal |
| 8. | Amjad Ali | 22. | Jafar Shah |
| 9. | Tehseenullah | 23. | Hamid Khan |
| 10. | Muzakkir Shah | 24. | Haseebullah |
| 11. | Amir -ur- Rehman | 25. | Sher Nawab |
| 12. | Muzakkir Shah | 26. | Meher Gul |
| 13. | Arshad ul Wahab | 27. | Sardar Hussain |
| 14. | Shoukat Hayat | 28. | Syed Sabz Ali Shah |

Their promotion will take effect from the date they actually taken over the charge of their higher responsibilities.

No. 3031 / E-III, TRANSFER /POSTING: - On promotion as offg: Assistant Grade Clerk BS-14, they are hereby transferred and posted places as noted against each with immediate effect.

| S# | NAME & PRESENT POSTING | TO | S# | NAME & PRESENT POSTING | TO |
|----|-------------------------------------|----------------|----|---------------------------------|---------------|
| 1. | Hastam Khan of Special Branch | Special Branch | 15 | Muhammad Israr of Mardan Region | Mardan Region |
| 2. | Ghulam Muhammad of Bannu Region | DIKhan Region | 16 | Naimatullah of Special Branch | PTC Hangu |
| 3. | S. Yawar Ali Shah of CPO Peshawar | Accountant CPC | 17 | Khial Faqir of Kohat Region | Kohat Region |
| 4. | Said Nabi of Investigation Nowshera | inv: Nowshera | 18 | Ghulam Ashafaq of Kohat Region | Kohat Region |
| 5. | Farooq Qaisar of CCP | CCP | 19 | Fazal Khaliq of Mardan | Mardan Region |

| | | | | | |
|-----|--------------------------------------|--|----|-------------------------------------|---|
| 6. | Muhammad Zahid Ali of Mardan Region | FRP KPK | 20 | Noor Rehman AIG/Establ: C | CPO as E-II 1 st |
| 7. | Fazal Azeem of Special Branch | Special Branch | 21 | Muhammad Karak distri | FRP KPK |
| 8. | Mujad Ali of Charsadda District | FRP KPK | 22 | Jafar Shah Peshawar | FRP KPK |
| 9. | Huseenullah of Legal Branch CPO | CPO Peshawar | 23 | Hamid Kh KPK | Kohat Region |
| 10. | Muzakir Shah of Operation Room CPO | Operation Room CPO Peshawar | 24 | Haseebullah of CPO Peshawar | CPO Estab: E-II 2 nd |
| 11. | Amir-ur-Rehman of DCT/SB KPK | DCT/SB KPK | 25 | Sher Nawab Liberian CPO | Liberian he will draw pay from Elite Force KPK till further order |
| 12. | Fazl Amin of Special Branch | Special Branch | 26 | Meher Gul of CCP Peshawar | CCP Peshawar |
| 13. | Arshad ul Wahab of CPO Budget Branch | Elite Force KPK | 27 | Sardar Hussain of Budget Branch CPO | Budget Branch CPO |
| 14. | Shoukat Hayat of "C" Branch CPO | "C" Branch CPO He will draw pay from Elite Force KPK till further order | 28 | Syed Sabz Ali Shah of Traffic KPK | Elite Force KPK |

(KHALID MASOOD)

Addl: IGP/Headquarters,
For Provincial Police Officer,
Khyber Pakhtunkhwa
Peshawar

No 3040-59/EIII

1. Addl: IGP/Headquarters Khyber Pakhtunkhwa Peshawar.
2. Addl: IGP/Elite Force Khyber Pakhtunkhwa Peshawar
3. Addl: IGP/Special Branch Khyber Pakhtunkhwa Peshawar
4. Capital City Police Officer, Peshawar.
5. Commandant FRP KPK
6. DisG, DIKhan, Bannu, Mardan, Kohat and DCT/SB KPK.
7. Commandant PTC Hangu.
8. AIG/Establishment CPO Peshawar.
9. AIG/Finance CPO Peshawar
10. AIG/Legal CPO Peshawar
11. AIG/Traffic KPK.
12. SP/Investigation Nowshera
13. Registrar CPO Peshawar.
14. Office Supdt: Secret CPO Peshawar.

Annex - C

(14)

Copy of Order Endst: No.3002/E-V dated 13.05.2016 From Inspector General of Police
Khyber Pakhtunkhwa to Addl: Inspector General of Police Special Branch Khyber
Pakhtunkhwa Peshawar.

ORDER

Having been completed successfully on (01) year probation period, the following
Asstt: Grade Clerks (BPS-16) are hereby confirmed in the light of Government Khyber
Pakhtunkhwa, Establishment and Administration Department Peshawar's Notification No. SOR-
VI/E&AD/1-3/2009/Vol-VIII dated 16.02.2016 from the date as noted against their names:-

| S.NO | NAME OF ASSTT: GRADE CLERK | PARENT DISTRICT | DATE OF PROMOTION AS ASSISTANT GRADE CLERK | DATE OF CONFIRMATION AS ASSISTANT GRADE CLERK |
|------------|-------------------------------|--------------------|---|--|
| 1 | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX |
| 2 | Hastam Khan | Peshawar | 18.02.2012 | 19.02.2013 |
| 3 to 9 | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX |
| 10 | Inam Ullah II | Peshawar | 30.07.2007 | 31.07.2008 |
| 11 to 16 | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX |
| 17 | Muhammadi Gul | Peshawar | 27.11.2007 | 28.11.2008 |
| 18 to 69 | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX |
| 70 | Fazali Amin | Peshawar | 18.02.2012 | 19.02.2013 |
| 71 to 73 | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX |
| 74 | Naimat Ullah | Peshawar | 18.02.2012 | 19.02.2013 |
| 75 to 88 | Muhammad Naeem | Charsadda | 06.09.2012 | 07.09.2013 |
| 89 to 128 | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX |
| 129 | Khan Faraz | Charsadda | 22.07.2013 | 23.07.2014 |
| 130 to 147 | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX |
| 148 | Muhammad Farooq | Peshawar | 22.07.2013 | 23.07.2014 |
| 149 to 153 | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX | XXXXXXXXXXXXX |

Sd/-

Addl: IGP, Hqrs:
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

OFFICE OF THE ADDL: INSPECTOR GENERAL OF POLICE SPECIAL BRANCH KHYBER
PAKHTUNKHWA PESHAWAR.

40
236- /EB. Dated, Peshawar the

19 / 05 / 2016.

Copy of the above is forwarded to all Concerned in Special Branch.

Superintendent of Police Admn:
For Addl: Inspector General of Police
Special Branch Khyber Pakhtunkhwa
Peshawar

R

2015

D (12)

~~Amir I~~ (25)

ORDER

This order will dispose of departmental proceedings against Assistant Grade Clerk Fazle Amin of this establishment. The brief facts of the case are that the defaulter official while posted as Record Keeper ASB Section/SB has put up a National Status verification case which was sent to NADRA as Pakistan National vide letter No.9105/Security, dated 22.05.2018 in t/o Mr. Waris Khan s/o Haji Anar Gul while the said dispatch number was left blank in the dispatch register. In addition, fake verification reply letter was sent to NADRA wherein the mentioned suspect Waris Khan (Afghan National) was declared Pakistani citizen.

In this regard, proper departmental proceedings were initiated under Khyber Pakhtunkhwa (Efficiency and discipline) Rules 2011 by issuing Charge Sheet and Statement of Allegations against the defaulter Assistant Grade Clerk Fazle Amin. Mr. Muhammad Irshad SP/JIT, Special Branch was appointed as Enquiry Officer to probe into the matter.

The Enquiry officer, after conducting detailed enquiry, found the defaulter official guilty of misconduct in his finding/conclusion.

The defaulter official was issued Final Show Cause Notice vide No.7615/EB, dated 24-12-2018, besides heard in person on 07-01-2019 by the undersigned. His reply to Final Show Cause Notice is not satisfactory, therefore, I, Muhammad Karim Khan Dy: Inspector General of Police, Special Branch, KP, Peshawar being the competent authority impose upon him major penalty of compulsory retirement from service under Khyber Pakhtunkhwa (Efficiency and Discipline) Rules 2011 with immediate effect.

(Muhammad Karim Khan)PSP
Deputy Inspector General of Police,
Special Branch, Khyber Pakhtunkhwa,
Peshawar.

No. 676 /EB, Dated Peshawar, the 15 / 01 / 2019.

Copy to all concerned.

Attested

[Signature]
Appellor

E (13)

**BEFORE THE HON'BLE CHAIRMAN, KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL, PESHAWAR**

Amended Service Appeal No. 1146 /2019

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 1255

Dated 16-9-2019

1. Fazal-e-Amin Ex-Assistant Grade Clerk, Special Branch Khyber Pakhtunkhwa, Peshawar.

APPELLANT

VERSUS

1. The Provincial Police Officer, Government of Khyber Pakhtunkhwa, Peshawar.
2. The Deputy Inspector General of Police, Special Branch Khyber Pakhtunkhwa, Peshawar.
3. The Senior Superintendent of Police (Admn) Special Branch Khyber Pakhtunkhwa, Peshawar.

RESPONDENTS

Filed to-day

Registrar

16/9/19

**APPEAL UNDER SECTION 4 OF THE
KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL ACT, 1974 AGAINST THE
ORDER DATED 15-01-2019 PASSED BY
THE DEPUTY INSPECTOR GENERAL OF
POLICE, SPECIAL BRANCH KHYBER
PAKHTUNKHWA, (RESPONDENT NO. 2)
WHEREBY THE APPELLANT WAS
AWARDED MAJOR PENALTY OF
RETIREMENT FROM SERVICE
AGAINST WHICH A DEPARTMENTAL
APPEAL WAS FILED WITH THE
PROVINCIAL POLICE OFFICER,
KHYBER PAKHTUNKHWA,
(RESPONDENT NO. 1) ON 02-07-2019 BUT
THE SAME WAS REJECTED ON
27-08-2019.**

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Prayer in Appeal

By accepting this appeal, the impugned orders dated 15-01-2019 and 27-08-2019 may very graciously be set aside and the appellant may kindly be reinstated in service with full back wages and benefits.

Any other relief deemed appropriate in the circumstances of the case, not specifically asked for, may also be granted to the appellant.

Respectfully Sheweth

Short facts giving rise to the present appeal are as under:-

1. That the appellant joined the Police Department in capacity as junior clerk (B-5) on 28-04-1987. He was promoted as officiating Assistant Grade Clerk (B-14) on 18-02-2012. He completed his probation period successfully and then confirmed accordingly. He was also granted BPS-16 on account of general upgradation on 19-05-2016. He had 32 years unblemished service record to his credit.

(Copy of appointment order, promotion order and confirmation order are appended as Annex-A, B and C respectively)

2. That the appellant was performing his duty with great zeal, zest and devotion but strangely, he was served with a charge sheet along with statement of allegations. It would be advantageous to reproduce herein the said allegations so as to know the legal and factual aspect of the same.

1. That you while posted as Record Keeper ASB Special Branch has put up a National Status verification case which was to NADRA as Pakistani

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BEFORE THE KHYBER PAKHTUNKHWA SERVICES TRIBUNAL, PESHAWAR

Amended Service Appeal No: 1146/2019

Date of Institution ... 16.09.2019

Date of Decision ... 21.01.2021



Fazal-e-Amin, Ex-Assistant Grade Clerk, Special Branch, Khyber Pakhtunkhwa, Peshawar. ... (Appellant)

VERSUS

The Provincial Police Officer, Government of Khyber Pakhtunkhwa, Peshawar and two others. ... (Respondents)

Present:

SYED NOMAN ALI BUKHARI,
Advocate

--- For Appellant.

MR. MUHAMMAD RIAZ KHAN PAINDAKHEL,
Assistant Advocate General

--- For respondents.

MR. HAMID FAROOQ DURRANI,
MR. MIAN MUHAMMAD

--- CHAIRMAN
--- MEMBER (Executive)

JUDGEMENT.

HAMID FAROOQ DURRANI, CHAIRMAN:- Syed Noman Ali Bukhari,

Advocate submitted Wakalatnama in his favour executed by the appellant. Made part of the record.

02. The appellant is aggrieved from order dated 15.01.2019 issued by the respondent No.2/ Deputy Inspector General of Police, Special Branch, Khyber Pakhtunkhwa Peshawar. His departmental appeal, preferred before the respondent No.1 was not responded to.

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Services Tribunal
Peshawar

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03. We have heard the learned counsel for the appellant, learned Assistant Advocate General on behalf of the respondents and have also gone through the available record.

04. At the outset, learned counsel for the appellant referred to the impugned order dated 15.01.2019 and stated that the Deputy Inspector General of Police, Special Branch, Peshawar/ respondent No.2 was not a competent officer, for the purpose of discipline, in the cases of ministerial staff of police. Referring to Section-44 of the Khyber Pakhtunkhwa Police Act, 2017 it was contended that only the Provincial Police Officer was the competent authority to pass such orders. The impugned order was, therefore, void and could not sustain.

Learned Assistant Advocate General opposed the argument of learned counsel for the appellant and contended that by virtue of notification dated 28.12.2015, the Regional Police Officer was delegated the powers of disciplinary action against ministerial staff. In his view, the appellant was rightly proceeded against and awarded major penalty of compulsorily retirement by the Deputy Inspector General of Police, Special Branch.

05. It is a matter of record that the appellant was issued charge sheet for misconduct detailed therein on 18.10.2018. The exercise was under taken by SSP/Admin Special Branch, Khyber Pakhtunkhwa, Peshawar while on the other hand, the impugned order dated 15.01.2019 was passed by the DIG, Special Branch.

Reading Section-44 of Khyber Pakhtunkhwa Police Act, 2017 in juxtaposition to the

ATTESTED

statement of allegations as well as the impugned order, it becomes clear that neither

the competent authority/ Provincial Police officer, issued the charge sheet nor the

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impugned order was passed by him. It shall be useful to reproduce hereunder the

relevant part of Statute ibid:-

17

Ministerial staff etc.—(1) Subject to rules, Provincial Police Officer, may appoint ministerial staff and other employees to assist the Police.

(2) Any person employed under sub-section (1) shall be under the direction and control of Provincial Police Officer.

(3) The powers of direction and control referred to in sub-section (2) shall include the powers of discipline and dismissal.

(4) Subject to rules, Provincial Police Officer, may delegate his powers and authority under this section to an officer of appropriate rank.

In the circumstances of the case and in view of the above noted provision of law, we have no other option but to hold that the impugned order was *corum-non-judice* for all intents and purposes. Having been issued by an incompetent official/officer it can only be termed as void ab-initio. At the cost of repetition, it is noted that the Provincial Police Officer was the only competent authority for the purpose of case in hand. The respondents could not produce any instrument regarding delegation of powers of PPO, as provided by the law *ibid* in favour of some other officer. The notification dated 28.12.2015, as relied upon by learned Assistant Advocate General, was undeniably issued in the year 2015, much before the coming into force of Khyber Pakhtunkhwa Police Act, 2017.

06. For what has been noted above, the appeal in hand is allowed as prayed for.

The parties shall, however, bear their respective costs. File be consigned to the record room.

ANNOUNCED
21.01.2021

(HAMID FAROOQ DURRANI)
CHAIRMAN

(MIAN MUHAMMAD)
MEMBER(E)

certified to be true copy

EXAMINER
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 22-1-21

Number of Words 18-1600

Copying Fee 18-

Urgent 4-

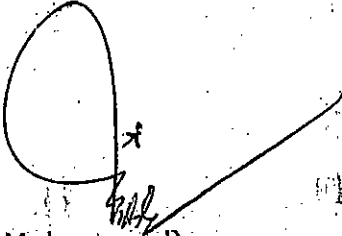

Total 22-0

Name of Copyist [Signature]

Date of Completion of Copy 22-1-21

Date of Delivery of Copy 22-1-21

18

| S.No | Date of order/ proceedings | Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary. |
|------------|----------------------------|--|
| 1 | 2 | 3 |
| 21.01.2021 | <u>Present.</u> | <p>Syed Norman Ali Bukhari, ... For Appellant Advocates</p> <p>Mr. Muhammad Riaz Khan Painsdakhel, Assistant Advocate General ... For respondents</p> <p>Vide our detailed judgment of today consisting of three pages placed on file, the appeal in hand is allowed as prayed for. The parties shall, however, bear their respective costs. File be consigned to the record room.</p> <p><u>ANNOUNCED</u> 21.01.2021</p> <p> (Mian Muhammad) Member(E)</p> <p> Chairman</p> |

ORDER

This order is passed in compliance with the Judgment of the Hon'ble Khyber Pakhtunkhwa Service Tribunal, Peshawar dated 21.01.2021 passed in Service Appeal No. 1146/2019 filed by Fazal-e-Amin Ex-Assistant Grade Clerk (hereinafter referred as accused official) against impugned Order of Compulsory Retirement from Service under the Khyber Pakhtunkhwa (Efficiency & Discipline) Rules 2011 vide Order dated 15.01.2019. Facts in brief leading to the instant departmental action of imposing Major Punishment of Compulsory Retirement from service against the accused official are as follows:-

A fake/bogus letter was sent to NADRA vide letter No. 9105/Security dated 22.05.2018 by this establishment wherein an Afghan Waris Khan s/o Haji Anar Gul was declared illegally as Pakistani National while the verification process was at that time in progress at Field Office AGO City Peshawar. The said dispatch number was deliberately left blank in the dispatch register while the reference of the fake/bogus letter was mentioned in Dak book. The signature of supervisory Officer i.e SP Intelligence was obtained fraudulently on the said fake/bogus letter and the accused official was posted as Record Keeper ASB Section/SB (Now VB-1).

Proper departmental proceedings were initiated under ibid Rules by issuing Charge Sheet and Statement of Allegations against the accused official. Mr. Muhammad Irshad SP/JIT, Special Branch was appointed as Enquiry Officer to probe into the matter. The Enquiry Officer after conduct of detailed enquiry, found the accused official guilty of misconduct within the meaning of ibid Rules. The competent authority after perusal of the enquiry imposed Major Punishment of Compulsory Retirement from Service upon the accused official under ibid Rules vide Order dated 15.01.2019. Where after, the accused official filed Appeal to Worthy Inspector General of Police, Khyber Pakhtunkhwa but was filed by the competent authority on 27.08.2019 being badly time barred. Later on, the accused official filed Service Appeal No. 1146/2019 in Khyber Pakhtunkhwa Service Tribunal which was accordingly allowed/accepted and the impugned Order dated 15.01.2019 was set aside being coram-non-judice and the accused official is reinstated into Service.

Department approached law department for lodging appeal/CPLA wherein the Scrutiny Committee headed by Secretary Law approved the case hence CPLA against the impugned Judgment/ Order has been filed by this establishment in the August Supreme Court of Pakistan.

In the meanwhile, accused official filed Execution Petition No. 72/2021 in Service Appeal No. 1146 of 2019 before the Khyber Pakhtunkhwa Service Tribunal, Peshawar for implementation of the judgement. Case was fixed for hearing on 10.06.2021 wherein the Hon'ble Tribunal was pressing hard and directed for implementation of the Judgment with the following remarks passed:-

"If the CPLA has been filed and the judgment has not been suspended, then the respondents are under obligation to implement the judgment, subject to decision of CPLA by the August Supreme Court of Pakistan. Respondent are, therefore directed to issue an Order towards implementation of the judgment subject to decision of CPLA by the Apex Court. To come up report in compliance on 08.07.2021 before S.B."

Proper guidance was sought from CPO vide letter No. 740/Legal/SB dated 18.06.2021 and the competent authority directed to implement the judgment dated 21.01.2021 conditionally and provisionally subject to outcome of CPLA vide letter No. 5707/Legal dated 23.06.2021.

As the Hon'ble Tribunal is pressing hard and directed for implementation of the Judgment and to come up for report in compliance on 08.07.2021 therefore, the judgment has become final and there is no other option but to implement the judgment hence is provisionally implemented and Fazal-e-Amin Ex-Assistant Grade Clerk is re-instated in service with immediate effect. Further the accused official shall submit proper affidavit on stamp paper that he will return the payment made to him if CPLA was accepted.

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

No. 4847-54/EB, dated, the Peshawar 30/06/2021
Copy of the above is forwarded to all concerned.

EP 72/2021

G 20
Fazal-e-Amin vs Govt



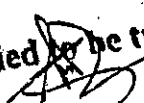
08.07.2021

Counsel for the petitioner and Mr. Muhammad Adeel Butt, Addl. AG alongwith Shah Hussain, Junior Clerk for the respondents present.

Representative of the respondents has submitted copy of order dated 30.06.2021, whereby the petitioner has been conditionally reinstated subject till final outcome of CPLA. Copy of order dated 30.06.,2021 placed on file.

In view of the above, the present execution petition is filed and consigned to record room. However, the petitioner shall be at liberty to seek the restoration of this Petition in case the judgment of this Tribunal is maintained by the August Supreme Court of Pakistan and any benefit accrued to him in the judgment remained unfulfilled.


Chairman

Certified to be true copy

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Khyber Pakhtunkhwa
Service Tribunal
Peshawar

Date of Presentation of Application 19-7-2021
Number of Words 1200
Copying Fee 14.00
Urgent 4.00
Total 18.00
Name of Applicant _____
Date of Completion of Copy 19-7-2021
Date of Delivery of Copy 19-7-2021



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(21)


INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
Central Police Office, Peshawar

I SENIORITY LIST OF ASSISTANT GRADE CLERKS (BPS-16) AS IT STOOD ON 31.12.2018

No. 1423 /E-V: - The Seniority list of Assistant Grade Clerk (BPS-16) of Khyber Pakhtunkhwa Police is published for information of all concerned:-

| S.NO | NAME | DATE OF BIRTH | DATE OF RETIREMENT | DOMICILE | QUALIFICATION | DATE OF ENLISTMENT/ PROMOTION AS SENIOR CLERK | DATE OF PROMOTION AS ASSISTANT | REMARKS |
|------|----------------|---------------|--------------------|----------|---------------|--|--------------------------------|---|
| 1. | Fazal Shah | 03.02.1962 | 02.02.2022 | Peshawar | B.A | 11.06.1980 J/C 14.12.1989 S/C | 03.01.2008 | Consequent upon his written refusal, the competent Authority has deferred him from promotion for the next Four (4) years vide D.S.C Meeting held on 23.08.2016. <i>Promoted</i> |
| 2. | Niamatullah | 02.05.1960 | 01.05.2020 | D.I.Khan | 10th | 13.10.1982 J/C 16.08.1992 S/C | 08.09.2008 | Consequent upon his written refusal, the Competent Authority has Deferred him from promotion for the next four (4) years vide Notification No 5200-50/E-V Dated 12.09.2017 |
| 3. | Naseer Khan | 03.04.1964 | 02.04.2024 | DIKhan | FA | 05.10.1982 J/C 16.08.1992 S/C | 04.08.2009. | Consequent upon his written refusal, the Competent Authority has Deferred him from promotion for the next four (4) years vide Notification No 5200-50/E-V Dated 12.09.2017 |
| 4. | Muhammad Bilal | 05.05.1964 | 04.05.2024 | DIKhan | 10th | 12.09.1983 J/C 09.03.1993 S/C | 27.05.2009 | Consequent upon his written refusal, the Competent Authority has Deferred him from promotion for the next four years (4) vide Notification No 5200-50/E-V Dated 12.09.2017 |

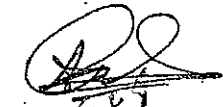

A/E-V, 


Superintendent CPB,


Registrar,



| S.NO | NAME | DATE OF BIRTH | DATE OF RETIREMENT | CATION | ENLISTMENT/ PROMOTION AS SENIOR CLERK | PROMOTION AS ASSISTANT | | |
|------|---------------------|---------------|--------------------|-----------|---------------------------------------|------------------------|------------|---|
| | | | | | | | (22) | |
| 5. | Ghulam Muhammad | 16.09.1961 | 15.09.2021 | Bannu | 10th | 29.07.1982 | 18.02.2012 | |
| 6. | Syed Yawar Ali Shah | 16.06.1960 | 15.06.2020 | Peshawar | 10th | 11.08.1982 | 18.02.2012 | Proceeded on LPR w.e.f 01.01.2019 and shall stand retired on 31.12.2019 |
| 7. | Said Nabi | 17.10.1961 | 16.10.2021 | Nowshera | 10th | 05.11.1983 | 18.02.2012 | |
| 8. | Farooq Qaisar | 27.02.1964 | 26.02.2024 | Peshawar | 10th | 01.12.1983 | 18.02.2012 | |
| 9. | Amjad Ali | 26.11.1967 | 25.11.2027 | Charsadda | 10th | 31.12.1986 | 18.02.2012 | |
| 10. | Tehseenullah | 15.02.1967 | 14.02.2027 | Charsadda | M.A | 01.04.1987 | 18.02.2012 | |
| 11. | Muzakkir Shah | 15.08.1964 | 14.08.2024 | Charsadda | M.A | 29.04.1987 | 18.02.2012 | |
| 12. | Amir -ur- Rehman | 04.12.1968 | 03.12.2028 | Peshawar | B.A | 29.04.1987 | 18.02.2012 | |
| 13. | Israel Khan | 09.03.1963 | 08.03.2023 | Karak | F.A | 02.05.1987 | 06.09.2012 | Assigned revised/inter-se seniority. |
| 14. | Muhammad Alam | 10.09.1968 | 09.09.2028 | Kohat | M.A | 25.04.1987 | 06.09.2012 | Assigned revised/inter-se seniority. |
| 15. | Fazli Amin ✓ | 01.05.1965 | 30.04.2025 | Peshawar | 10 th | 02.05.1987 | 18.02.2012 | |
| 16. | Arshad ul Wahab ✓ | 10.02.1964 | 09.02.2024 | Nowshera | F.A | 13.04.1986 | 18.02.2012 | |
| 17. | Muhammad Israr | 08.09.1965 | 07.09.2025 | Mardan | F.A | 02.05.1986 | 18.02.2012 | |
| 18. | Naimatullah ✓ | 30.11.1965 | 29.11.2025 | Peshawar | 10th | 29.11.1986 | 18.02.2012 | |
| 19. | Khial Faqir | 01.04.1960 | 31.03.2020 | Kohat | 10 th | 15.01.1987 | 18.02.2012 | |
| 20. | Ghulam Ishfaq | 03.01.1966 | 02.01.2026 | Kohat | 10 th | 06.05.1987 | 18.02.2012 | |



A/E-V,


Superintendent CPB,


Registrar,



| S.NO | NAME | DATE OF BIRTH | RETIREMENT | LOCATION | CATION | ENLISTMENT / PROMOTION AS SENIOR CLERK | ASSISTANT | |
|------|--------------------|---------------|------------|--------------|------------------|--|------------|-------------------|
| 21. | Fazal Khaliq | 01.09.1963 | 31.08.2023 | Bajur Agency | 10 th | 07.07.1987 | 18.02.2012 | (23) |
| 22. | Noor Rehman | 18.04.1963 | 17.04.2023 | Charsadda | M.A | 12.07.1987 | 18.02.2012 | |
| 23. | Muhammad Iqbal | 25.01.1969 | 24.01.2029 | Karak | 10 th | 16.08.1987 | 18.02.2012 | |
| 24. | Jafar Shah ✓ | 25.01.1963 | 24.01.2023 | MKD Ag: | F.A | 23.08.1987 | 18.02.2012 | Promoted Promoted |
| 25. | Hamid Khan | 12.02.1967 | 11.02.2027 | Kohat | 10th | 01.10.1987 | 18.02.2012 | |
| 26. | Haseebullah | 12.01.1967 | 11.01.2027 | Peshawar | B.A | 03.10.1987 | 18.02.2012 | |
| 27. | Sher Nawab | 08.06.1961 | 07.06.2021 | Peshawar | B.A | 05.10.1987 | 18.02.2012 | |
| 28. | Meher Gul | 12.02.1964 | 11.02.2024 | Peshawar | F.A | 17.06.1984 | 18.02.2012 | |
| 29. | Sardar Hussain | 01.05.1962 | 30.04.2022 | Peshawar | 10th | 23.02.1984 | 18.02.2012 | |
| 30. | Syed Sabz Ali Shah | 17.04.1965 | 16.04.2025 | Peshawar | B.A | 12.01.1984 | 18.02.2012 | |
| 31. | Muhammad Jamshid | 01.04.1965 | 31.03.2025 | Mardan | 10th | 06.02.1983 | 06.09.2012 | |
| 32. | Naseer Jan | 04.11.1960 | 03.11.2020 | Peshawar | 10th | 03.04.1986 | 06.09.2012 | |
| 33. | Muhammad Naeem | 01.04.1968 | 31.03.2028 | Charsadda | 10 th | 10.12.1986 | 06.09.2012 | |
| 34. | Attaullah Khan | 05.05.1965 | 04.05.2025 | DIKhan | 10th | 22.02.1987 | 06.09.2012 | |
| 35. | Ghani ur Rehman | 14.06.1961 | 13.06.2021 | Kohat | F.A | 19.01.1984 | 06.09.2012 | |
| 36. | Muhammad Shoaib | 24.08.1966 | 23.08.2026 | Kohat | B.A | 13.08.1987 | 06.09.2012 | |
| 37. | Nasir Khan | 10.06.1964 | 09.06.2024 | Peshawar | 10th | 18.10.1987 | 06.09.2012 | |
| 38. | Halim Khan | 15.02.1966 | 14.02.2026 | Peshawar | 10th | 08.11.1987 | 06.09.2012 | |



A/E-VSO


Superintendent CPB,

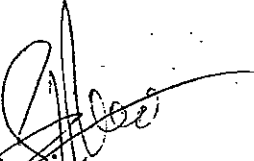

Registrar,



| S.NO | NAME | BIRTH | RETIREMENT | CATION | ENLISTMENT/ PROMOTION AS SENIOR CLERK | PROMOTION AS ASSISTANT | | |
|------|-------------------|------------|------------|-----------|---|---------------------------|------------|--------------------------------------|
| 39 | Mian Said Wahab | 06.04.1960 | 05.04.2020 | Swat | F.A | 14.11.1987-JC | 06.09.2012 | |
| 40. | Mumshad Khan | 14.06.1963 | 13.06.2023 | Charsadda | B.Sc | 09.02.1988 | 06.09.2012 | |
| 41. | Hazrat Hussain | 19.04.1968 | 18.04.2028 | Swat | 10th | 14.02.1988 | 06.09.2012 | |
| 42. | Shafi-ur-Rehman | 21.05.1963 | 20.05.2023 | Peshawar | B.A | 10.02.1988 | 06.09.2012 | |
| 43. | Masud Khan | 16.04.1962 | 15.04.2022 | Charsadda | 10th | 18.09.1982 | 06.09.2012 | |
| 44. | Said Kareem Jan | 20.04.1960 | 19.04.2020 | Charsadda | B.A | 08.09.1983 | 22.07.2013 | |
| 45. | Hidayatullah | 21.10.1966 | 20.10.2026 | Charsadda | F.A | 11.01.1987 | 04.02.2015 | Assigned revised/inter-se-seniority. |
| 46. | Muhammad Shafique | 01.10.1965 | 30.09.2025 | Peshawar | 10th | 02.04.1986 | 22.07.2013 | |
| 47. | Khan Amir | 11.05.1963 | 10.05.2023 | Peshawar | 10 th | 10.11.1981 | 04.02.2015 | Assigned revised/inter-se-seniority. |
| 48. | Farmanullah | 01.06.1964 | 31.05.2024 | Charsadda | 10th | 18.09.1982 | 22.07.2013 | |
| 49. | Zafaruddin | 15.09.1960 | 14.09.2020 | Peshawar | B.A | 02.11.1986 | 22.07.2013 | |
| 50. | Said Raza | 11.11.1966 | 10.11.2026 | D.I.Khan | 10 th | 01.04.1987 | 04.02.2015 | Assigned revised/inter-se-seniority. |
| 51. | Akhtar Aurangzeb | 15.10.1961 | 14.10.2021 | Peshawar | 10th | 23.08.1982 | 22.07.2013 | |
| 52. | Fazal Malik | 08.02.1964 | 07.02.2024 | Mardan | B.A | 28.12.1986 | 22.07.2013 | |
| 53. | Amjid Ali Shah | 10.06.1965 | 09.06.2025 | Peshawar | 10 th | 13.09.1987 | 04.02.2015 | Assigned revised/inter-se-seniority. |
| 54. | Ali Man Shah | 03.04.1965 | 02.04.2025 | Peshawar | 10th | 10.02.1988 | 22.07.2013 | |
| 55. | Muhammad Ishaq | 15.02.1969 | 14.02.2029 | D.I.Khan | 10th | 14.02.1988 | 22.07.2013 | |



A/E-V


Superintendent CPB,


Registrar,



| S.NO | NAME | BIRTH | RETIREMENT | CATION | ENLISTMENT/ PROMOTION AS SENIOR CLERK | PROMOTION AS ASSISTANT | | |
|------|---------------------------|------------|------------|------------|---|---------------------------|------------|---|
| 56. | Kifayat Hussain | 15.01.1967 | 14.01.2027 | D.I.Khan | F.SC | 16.02.1988 | 22.07.2013 | (21) |
| 57. | Muhammad Naseer | 21.04.1963 | 20.04.2023 | Peshawar | 10 th | 08.02.1988 | 04.02.2015 | Proceeded on LPR w.e.f 04-01-2019 and shall stand retired on 03.01.2020 |
| 58. | Attiqullah | 03.09.1968 | 02.09.2028 | Charsadda | B.A. | 13.12.1987 | 04.02.2015 | Assigned revised/inter-se-seniority. |
| 59. | Nazar Hayat | 18.04.1962 | 17.04.2022 | Bannu | F.A | 24.02.1988 | 22.07.2013 | |
| 60. | Muhammad Jehangir Khan | 28.09.1966 | 27.09.2026 | Peshawar | 10th | 07.04.1988 | 22.07.2013 | |
| 61. | Saeed Ahmad | 28.02.1966 | 27.02.2026 | Kohat | 10th | 17.02.1988 | 22.07.2013 | |
| 62. | Shakeel Ahmad | 04.01.1968 | 03.01.2028 | Abbottabad | F.A | 17.02.1988 | 22.07.2013 | |
| 63. | Naseeruddin | 15.04.1963 | 14.04.2023 | Kohat | B.A | 16.04.1988 | 22.07.2013 | |
| 64. | Salahuddin | 05.03.1960 | 04.03.2020 | D.I.Khan | 10 th | 20.04.1988 | 04.02.2015 | Assigned revised/inter-se-seniority. |
| 65. | Liaquatullah | 20.04.1969 | 19.04.2029 | D.I.Khan | 10th | 08.06.1988 | 22.07.2013 | |
| 66. | Ghafirullah | 01.09.1959 | 31.08.2019 | Nowshera | B.A | 09.07.1988 JC | 22.07.2013 | |
| 67. | Muhammad Tufail | 20.04.1968 | 19.04.2028 | Peshawar | F.A | 02.07.1988 JC | 22.07.2013 | |
| 68. | Muhammad Umar | 30.01.1969 | 29.01.2029 | DIKhan | 10th | 16.02.1988 | 22.07.2013 | |
| 69. | Sher Muhammad | 08.06.1963 | 07.06.2023 | DIR | F.A | 18.02.1988 | 22.07.2013 | |
| 70. | Muhammad Akbar | 01.01.1963 | 31.12.2022 | Swat | 10th | 01.08.1988 J.C | 22.07.2013 | |
| 71. | Abdullah Khan | 01.04.1970 | 31.03.2030 | Swabi | B.A | 21.07.1988 | 22.07.2013 | |
| 72. | Muhammad Zahir | 16.05.1959 | 15.05.2019 | Charsadda | B.A | 04.02.1988 | 04.02.2015 | Assigned revised/inter-se-seniority. |


A/E-V



Superintendent CPB,


Registrar,



| S.NO | NAME | BIRTH | RETIREMENT | CATION | ENLISTMENT/ PROMOTION AS SENIOR CLERK | PROMOTION AS ASSISTANT | | |
|------|-----------------------|------------|------------|--------------------|---|---------------------------|------------|--------------------------------------|
| 73. | Habib Shah | 15.10.1968 | 14.10.2028 | Kohat | 10th | 13.02.1988 | 22.07.2013 | |
| 74. | Amir Rehman | 22.04.1965 | 21.04.2025 | Dir | 10 th | 24.02.1988 | 04.02.2015 | Assigned revised/inter-se-seniority. |
| 75. | Jalal-ud-Din | 21.02.1966 | 20.02.2026 | Malakand Agency | 10 th | 24.04.1988 | 04.02.2015 | Assigned revised/inter-se-seniority. |
| 76. | Ubaid-ur-Rehman | 14.09.1964 | 13.09.2024 | Charsadda | F.A | 31.03.1988 | 04.02.2015 | Assigned revised/inter-se-seniority. |
| 77. | Ghulam Dali | 01.03.1966 | 28.02.2026 | Kohat | 10th | 01.08.1988 | 22.07.2013 | |
| 78. | Ubaid ur Rehman - III | 10.12.1964 | 09.12.2024 | Swabi | B.A | 07.08.1988 | 22.07.2013 | |
| 79. | Ajmal Hussain | 04.06.1964 | 03.06.2024 | Kohat | F.A | 13.08.1988 | 22.07.2013 | |
| 80. | Muhammad Farooq | 01.01.1966 | 31.12.2025 | Peshawar | F.A | 08.09.1988 | 22.07.2013 | |
| 81. | Khalid Parvaiz | 02.02.1964 | 01.02.2024 | Peshawar | F.A | 08.09.1988 | 22.07.2013 | |
| 82. | Zahid Khan | 11.01.1968 | 10.01.2028 | Peshawar | M.A | 15.09.1988 | 22.07.2013 | |
| 83. | Ayub Khan | 01.01.1966 | 31.12.2025 | Swat | F.A | 01.10.1988 | 22.07.2013 | |
| 84. | Muhammad Sher | 01.06.1965 | 31.05.2025 | Peshawar | B.A | 08.07.1989 | 22.07.2013 | |
| 85. | Muzafar Iqbal | 16.02.1960 | 15.02.2020 | Peshawar | 10 th | 01.05.1979 | 04.02.2015 | |



A/E-V



Superintendent CPB,


Registrar,




| | | | | | | | | |
|------|-------------------|------------|------------|-----------|------------------|------------|------------|--|
| 36. | Muhammad Saleem | 10.09.1964 | 09.09.2024 | Peshawar | 10 th | 08.11.1982 | 04.02.2015 | |
| 87. | Zar Badshah | 02.11.1964 | 01.11.2024 | Peshawar | 10 th | 15.02.1987 | 04.02.2015 | |
| 88. | Shamsher Ali Shah | 06.08.1968 | 05.08.2028 | Mardan | B.A | 15.02.1988 | 04.02.2015 | |
| 89. | Khan Sadiq | 07.10.1968 | 06.10.2028 | Charsadda | F.A | 01.01.1988 | 04.02.2015 | |
| 90. | Muhammad Pervez | 05.02.1966 | 04.02.2026 | Swat | 10 th | 03.09.1988 | 04.02.2015 | |
| 91. | Shah Farooq | 01.03.1967 | 28.02.2027 | Kohat | B.A | 07.03.1988 | 04.02.2015 | |
| 92. | Nida Ajmal | 23.12.1988 | 22.12.2048 | Peshawar | B.A | 10.08.2017 | -- | Direct recruited through Public Service Commission, KPK. |
| 93. | Azra Zeb | 07.06.1993 | 06.06.2053 | Swabi | B.S.(HONS) | 19.08.2017 | -- | Direct recruited through Public Service Commission |
| 94. | Hina Gulrukh | 18.05.1988 | 17.05.2048 | Peshawar | B.S.(HONS) | 19.08.2017 | -- | Direct recruited through Public Service Commission |
| 95. | Sajidah Sabah | 11.09.1993 | 10.09.2053 | Chitral | M.A | 19.08.2017 | -- | Direct recruited through Public Service Commission |
| 96. | Muhammad Yousaf | 25.12.1962 | 24.12.2022 | A. Abad | 10 th | 28.11.1983 | 31.10.2017 | |
| 97. | Sana Ullah | 11.03.1963 | 10.03.2023 | Charsadda | B.A | 18.04.1986 | 31.10.2017 | |
| 98. | Abdul Wadood | 09.03.1960 | 08.03.2020 | Chitral | 10 th | 19.03.1980 | 16.11.1998 | |
| 99. | Zahirullah | 10.05.1961 | 09.05.2021 | Charsadda | 10 th | 20.12.1981 | 31.10.2017 | |
| 100. | Taj Muhammad | 06.09.1969 | 05.09.2029 | Mardan | F.A | 17.02.1988 | 31.10.2017 | |
| 101. | Muhammad jamshid | 20.03.1963 | 19.03.2023 | Mansehra | 10 th | 18.02.1988 | 31.10.217 | |



A/E-V


Superintendent CPB,


Registrar,



| | | | | | | | | |
|------|------------------|------------|------------|------------|------------------|------------|------------|----|
| 103. | Sajjad Hussain | 24.04.1968 | 23.04.2028 | Peshawar | 10 th | 03.02.1988 | 31.10.2017 | 29 |
| 104. | Ihsanullah | 11.05.1967 | 10.05.2027 | Charsadda | 10 th | 19.09.1988 | 31.10.2017 | |
| 105. | Javed Ali | 06.09.1968 | 05.09.2028 | Charsadda | F.A | 19.09.1988 | 31.10.2017 | |
| 106. | Inamullah | 12.04.1969 | 11.04.2029 | Bannu | F.A | 25.09.1988 | 31.10.2017 | |
| 107. | Sajjad Anwar | 12.02.1967 | 11.02.2027 | Kohat | F.A | 02.10.1988 | 31.10.2017 | |
| 108. | Muqrab Alam Khan | 07.10.1970 | 06.10.2030 | Mardan | 10 th | 08.10.1988 | 31.10.2017 | |
| 109. | Abdur Rauf | 14.02.1970 | 13.02.2030 | Lakki | 10 th | 18.12.1988 | 31.10.2017 | |
| 110. | Tahseen Ullah | 10.01.1965 | 09.01.2025 | Charsadda | F.A | 03.07.1989 | 31.10.2017 | |
| 111. | Nadeem Ahmad | 11.04.1971 | 10.04.2031 | Mansehra | 10 th | 05.07.1989 | 31.10.2017 | |
| 112. | Riaz Muhammad | 14.04.1963 | 13.04.2023 | Abbottabad | B.A | 28.09.1989 | 31.10.2017 | |
| 113. | Nizakat Khan | 20.04.1969 | 19.04.2029 | Haripur | 10 th | 16.10.1989 | 31.10.2017 | |


A/E-V,



Superintendent CPB,


Registrar,




| | | | | | | | | |
|------|-----------------|------------|------------|-----------|------------------|------------|------------|--|
| 115. | Ishtiaq Hussain | 20.08.1971 | 19.08.2031 | Charsadda | 10 th | 10.01.1990 | 31.10.2017 | |
|------|-----------------|------------|------------|-----------|------------------|------------|------------|--|


A/E-V,


Superintendent CPB,


Registrar,

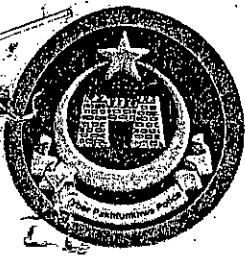

(SADIQ BALOCH) PSP
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

No. 1424-40 /EV, dated Peshawar, the 26 /03/2019

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

1. Addl: Inspector General of Police, Investigation, Special Branch, Operation & Elite Force Khyber Pakhtunkhwa.
2. Commandant, FRP, Khyber Pakhtunkhwa, Peshawar.
3. Commandant, PTC, Hangu.
4. Commandant, CPC, Peshawar.
5. Capital City Police Officer, Peshawar.
6. All Regional Police Officers in Khyber Pakhtunkhwa, Peshawar.
7. Deputy Inspector General of Police, Traffic, CTD, Training, E&I & Telecommunications, Khyber Pakhtunkhwa.
8. Senior Superintendent of Police Traffic, Peshawar.
9. Assistant Inspector General of Police, BDS, Peshawar.
10. Director, FSL, Khyber Pakhtunkhwa, Peshawar.
11. Director, IT, CPO, Peshawar.





FOR PUBLICATION IN THE KHYBE PAKHTUNKHWA
POLICE GAZETTE PART-II, ORDERS BY THE INSPECTOR
GENERAL OF POLICE KHYBER
PAKHTUNKHWA PESHAWAR

I (31)

Dated Peshawar 5/09/2019

NOTIFICATION.

No. 4195-4212 /E-V, **PROMOTION** :- In pursuance of the Departmental Selection Committee Meeting held on 25.07.2019 at CPO Peshawar under the Chairmanship of Addl: Inspector General of Police, HQrs: Khyber Pakhtunkhwa, duly approved by the Inspector General of Police, Khyber Pakhtunkhwa, the following Assistant Grade Clerks (BS-16) and Stenographers (BS-16) are hereby promoted as Office Superintendents (BS-17); with immediate effect:-

| S. NO. | NAME | PRESENT POSTING |
|--------|-----------------|-------------------------------|
| 1. | Said Nabi | DPO Office Nowshera |
| 2. | Farooq Qaisar | CCP Office Peshawar |
| 3. | Amjad Ali | DPO Office Charsadda |
| 4. | Tehseenullah | Operations Branch CPO |
| 5. | Muzakkir Shah | Audit Cell CPO |
| 6. | Amir-ur-Rehman | E-IV Section CPO |
| 7. | Israil Khan | DPO Office Orakzai |
| 8. | Muhammad Alam | Police Training College Hangu |
| 9. | Arshad-ul-Wahab | Operations Branch CPO |
| 10. | Muhammad Daud | Registrar Office CPO |

The terms and conditions of their promotion will be as under:-

1. Their promotion will be on probation for a period of one year and also extendable for another one year in terms of Section-6 (02) of Khyber Pakhtunkhwa, Civil Servant Act-1973 read with Rules-15 (01) of Khyber Pakhtunkhwa Civil Servant (Appointment, Promotion and Transfer) Rules, 1989.
2. Their promotion will take effect from the date they actually assume the charge of their higher responsibilities.

Sd/-

Muhammad Naeem Khan Dr.PSP
Inspector General of Police
Khyber Pakhtunkhwa,
Peshawar.

Endst: No. and dated even.

Copy forwarded to the:-


- Addl: Inspector General of Police: HQrs Khyber Pakhtunkhwa, Peshawar.
- Accountant General Khyber Pakhtunkhwa, Peshawar.
- Addl: Inspector General of Police, Elite Force, Khyber Pakhtunkhwa, Peshawar.
- Deputy Inspector General of Police: HQrs, Khyber Pakhtunkhwa Peshawar.

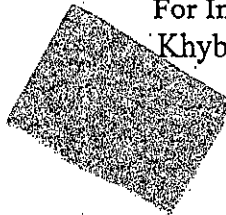


FOR PUBLICATION IN THE KHYBE PAKHTUNKHWA
POLICE GAZETTE PART-II, ORDERS BY THE INSPECTOR
GENERAL OF POLICE KHYBER
PAKHTUNKHWA PESHAWAR

32

- Capital City Police Officer, Peshawar.
- Commandant, Police Training College Hangu.
- Deputy Inspector General of Police: Finance & Procurement Khyber Pakhtunkhwa, Peshawar.
- Deputy Inspector General of Police, Operations, Khyber Pakhtunkhwa, Peshawar.
- Regional Police Officers, Mardan and Kohat.
- COS to the Worthy Inspector General of Police, Khyber Pakhtunkhwa.
- Budget Officer, CPO Peshawar.
- Registrar, CPO, Peshawar.
- All concerned District Accounts Officers in Khyber Pakhtunkhwa.
- Office Supdts: Secret and Career Planning Branch CPO, Peshawar.
- PA to Assistant Inspectors General of Police: Estt: CPO Peshawar.
- Accountant, CPO Peshawar.


(SADIQ BALOCH) PSP
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.





6018
17-08-2020

OFFICE OF THE
INSPECTOR GENERAL OF POLICE,
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE,
PESHAWAR.

33

No. CPO/CPB/DSCI/ 197

Dated Peshawar 17 August, 2020

To: The Addl: Inspector General of Police, Elite Force, Khyber Pakhtunkhwa, Peshawar.
The Capital City Police Officer, Peshawar.
The Deputy Inspectors General of Police, Special Branch, Investigation, Operations, Internal Accountability, CTD, Telecommunications, Traffic, Finance & Procurement and Training, Khyber Pakhtunkhwa, Peshawar.
The Regional Police Officers, Mardan, Hazara, Malakand, Kohat, Bannu and D.I. Khan Regions.
The Commandant, Frontier Reserve Police, Khyber Pakhtunkhwa, Peshawar.
The Commandant, Police Training College, Hangu.
The Assistant Inspectors General of Police Legal & BDU, Khyber Pakhtunkhwa.
The Directors, CPC and FSL Khyber Pakhtunkhwa, Peshawar.
All Branches in CPO, Peshawar

Subject: NO DEPARTMENTAL ENQUIRY AND MEDICAL FITNESS CERTIFICATE

Memo: A meeting of the Departmental Selection Committee regarding promotion of Assistant Grade Clerks & Stenographers to the rank of Office Superintendent (BS-17) will be held shortly.

It is requested to furnish, No Departmental Enquiry and Medical Fitness Certificates in respect of the following Assistant Grade Clerks & Stenographers serving in your Regions/Units to this office within a week time i.e 21.08.2020 through special messenger positively:-

| | |
|-------------|--|
| DIG/SB | |
| SSP Adm/P | |
| SP/S | |
| SP/Int: | |
| SP/Survey | |
| SP/INF-Disk | |
| SP/JIT | |
| SP/IR&A | |
| SP/HQrs: | |
| AIG/BDU | |
| Dir/Tech | |
| D: Canine | |
| Acct/A | |

| ASSISTANT GRADE CLERK | | |
|-----------------------|--------------------|---------------|
| S.NO | NAME | HOME DISTRICT |
| 1. | Fazal Shah | Peshawar |
| 2. | Muhammad Saleem | Peshawar |
| 3. | Masood Khan | Charsadda |
| 4. | Sardar Hussain | Peshawar |
| 5. | Ghulam Muhammad | Bannu |
| 6. | Syed Sabz Ali Shah | Peshawar |
| 7. | Muhammad Israr | Mardan |
| 8. | Nasirullah | Peshawar |
| 9. | Ghulam Ishfaq | Kohat |
| 10. | Fazal Khaliq | Bujaur Agency |
| 11. | Noor Rehman | Charsadda |
| 12. | Muhammad Iqbal | Karak |
| 13. | Jafar Shah | MKD Agency |
| 14. | Hamid Khan | Kohat |
| 15. | Haseebullah | Peshawar |
| 16. | Sher Nawab | Peshawar |
| 17. | Mehar Gul | Peshawar |
| 18. | Muhammad Jamshid | Mardan |
| 19. | Naseer Jan | Peshawar |

17/8/2020

Disapproved seen by DSH
on 17/8/2020
17/8/2020



OFFICE OF THE
INSPECTOR GENERAL OF POLICE,
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE,
PESHAWAR.

39

| NO | NAME | HOME DISTRICT |
|---------------------|-------------------|---------------|
| 20. | Muhammad Naeem | Charsudda |
| 21. | Attaullah Khan | D.I.Khun |
| 22. | Ghani-Ur-Rehman | Kohat |
| 23. | Muhammad Shoaib | Kohat |
| 24. | Nasir Khan | Peshawar |
| 25. | Halim Khan | Peshawar |
| 26. | Mumshad Khan | Charsudda |
| 27. | Hazrat Hussain | Swat |
| 28. | Shafi-Ur-Rehman | Peshawar |
| 29. | Hidayatullah | Charsudda |
| 30. | Muhammad Shafique | Peshawar |
| STENOGRAPHER | | |
| 1. | Bashir-Ul-Haq | * Nowshera |
| 2. | Muhammad Anwar | Charsudda |
| 3. | Karimullah | Peshawar |
| 4. | Shahid Ali Shah | Peshawar |

PPSAA

604

Note:

This office may also be informed if any Assistant Grade Clerk and Stenographer of your region has been retired or reverted or dismissed from service.

(KASHIF ZULFIQAR)PSP
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

Endst: No. and dated even

Copy forwarded to the:-

1. Addl: Inspector General of Police; Headquarters, Khyber Pakhtunkhwa, Peshawar.
2. Deputy Inspector General of Police, HQrs:, Khyber Pakhtunkhwa, Peshawar.
3. Registrar, CPO, Peshawar.
4. Supdt: Secret, CPO Peshawar to provide synopsis of the above named Asstt: Grade Clerks and Stenographers to Career Planning Branch CPO within a week time positively.
5. Supdt: Establishment-V, CPO, Peshawar.

SUBJECT:-

**APPEAL FOR DUE SENIORITY, PROMOTION AND
COUNTING OF SERVICE.**

Respected Sir,

With due reverance, it is submitted that I was appointed as Junior Clerk in the year 1987 in Police Department. After enlistment I was promoted as Assistant Grade Clerk within my colleagues according to my due seniority.

Later on, I was compulsory retired from Service on 15.01.2019 due to an enquiry initiated against me while posted in Special Branch. However, I filed a Writ Petition against my Compulsory Retirement in the honourable Service Tribunal, Khyber Pakhtunkhwa, Peshawar. After proper proceeding in the Writ Petition, I was re-instated in Service on 21.01.2021 by the said honourable Court with all **BACK BENEFITS** accordingly.

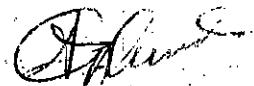
Similarly, in compliance with the honourable Court decision, but I was re-instated in Service on 30.06.2021 by my Parent Department with out Back Benefit and due seniority.

It is worth mentioning here that my all colleagues were promoted as Office Superintendent in (BS-17) **during the years 2019 and 2020** according to their due Seniority but I could not be promoted as Office Superintendent due to the reason as mentioned above. Moreover, I was also not given service and financial benefit at the time of re-instatement by the Department despite of the clear directions of honourable Service Tribunal, Khyber Pakhtunkhwa, Peshawar. Therefore, I am facing severe financial hardship as well as loss of promotion as Office Superintendent having 04 kids with old Parents in the current price hiking era in the State.

In view of above, it is humbly requested that:

In compliance with the decision of the honourable Service Tribunal, Khyber Pakhtunkhwa, I may kindly be promoted as Office Superintendent according to my due seniority counting of my Service with all Financial Back benefits since the day of my Compulsory Retirement from Service i.e. 15.01.2019 so that I could be relieved from my financial service losses & to get rid of mental torture and obliged.

Yours Obediently,



**Fazali Amin,
Asstt: Grade Clerk Posted in Special Branch,
Khyber Pakhtunkhwa,
Peshawar.**

Dated 09.08.2021

SUBJECT:-

**APPEAL FOR DUE SENIORITY, PROMOTION AND
COUNTING OF SERVICE.**

Respected Sir,

With due reverance, it is submitted that I was appointed as Junior Clerk in the year 1987 in Police Department. After enlistment I was promoted as Assistant Grade Clerk within my colleagues according to my due seniority.

Later on, I was compulsory retired from Service on 15.01.2019 due to an enquiry initiated against me while posted in Special Branch. However, I filed a Writ Petition against my Compulsory Retirement in the honourable Service Tribunal, Khyber Pakhtunkhwa, Peshawar. After proper proceeding in the Writ Petition, I was re-instated in Service on 21.01.2021 by the said honourable Court with all **BACK BENEFITS** accordingly.

Similarlry, in compliance with the honourable Court decision, but I was re-instated in Service on 30.06.2021 by my Parent Department with out Back Benefit and due seniority.

It is worthmentioning here that my all colleagues were promoted as Office Superintendent in (BS-17) **during the years 2019 and 2020** according to their due Seniority but I could not promoted as Office Superintendent due to the reason as mentioend above. Moreover, I was also not given service and financial benefit at the time of re-instatment by the Department despite of the clear directions of honourable Service Tribunal, Khyber Pakhtunkhwa, Peshawar. Therefore, I am facing sever financial hardsip as well as lossing of promotion as Office Superintendent having 04 kids with old Parents in the current price hiking era in the State.

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In compliance with the decision of the honourable Service Tribunal, Khyber Pakhtunkhwa, I may kindly be promoted as Office Superintendent according to my due seniorty counting of my Service with all Financial Back benefits since the day of my Compulsory Retimnt from Service **i.e. 15.01.2019** so that I could be allayed from my financial service losses & to get rid of mental torture and obliged.

Yours Obediently,



**Fazali Amin,
Asstt: Grade Clerk Posted in Special Branch,
Khyber Pakhtunkhwa,
Peshawar.**

Dated 09.08.2021

"B"

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.**

No.

SB

Appeal No. *7820* of 20 *22*

Fazal Amin Appellant/Petitioner

Versus

Provincial Police Officer, KPK, Peshawar Respondent

Respondent No. *(1)*

Notice to: — *The Provincial Police Officer, Govt of KPK, Peshawar*

~~WHEREAS~~ an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in ~~the above case~~ by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal ~~on~~ *20/06/2022* at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that, in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No. dated.....

Given under my hand and the seal of this Court, at Peshawar this *15th*

Day of *April* 20 *22*

For R.O.D
17/6

[Signature]
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.

"B"

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.**

No.

SB

Recd

Appeal No. 7820 of 20 21

Fuzi-e-Amin Appellant/Petitioner

Versus

Provincial Police Officer KPK Peshawar Respondent

Respondent No. (2)

Notice to: — DIG Special Branch KPK Peshawar

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on 20/06/2022 at 8.00 A.M. If you wish to urge anything against the appellent/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No. dated

Given under my hand and the seal of this Court, at Peshawar this 15th

Day of April 20 22

For Recd

[Signature]
Registrar,
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

- Note:
1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
 2. Always quote Case No. While making any correspondence.

“B”

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
JUDICIAL COMPLEX (OLD), KHYBER ROAD,
PESHAWAR.

No.

7520

21

Regd

Appeal No. of 20 ..

For - e - Armin

Appellant/Petitioner

Provincial Police Officers KPK Peshawar

Respondent

Respondent No.

The Senior Superintendent of Police (Admin) Special
Branch KPK Peshawar

Notice to: —

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal *on.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated..... 15/4

Given under my hand and the seal of this Court, at Peshawar this.....
Day of.....20 ..

For Reply

[Signature]

Registrar
Khyber Pakhtunkhwa Service Tribunal,
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.
2. Always quote Case No. While making any correspondence.