

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No.354/2018

Date of Institution ... 09.03.2018  
Date of Decision ... 24.06.2021

Noor Jalil S/O Jalander Khan, Deputy Superintendent of Police,  
Directorate of Anti-Corruption Establishment Khyber Pakhtunkhwa  
Peshawar.

... (Appellant)

VERSUS

Provincial Police Officer Khyber Pakhtunkhwa Peshawar and one  
another.

... (Respondents)

Present:

Arbab Saiful Kamal,  
Advocate ... For appellant.


Muhammad Adeel Butt,  
Additional Advocate General ... For respondents.

AHMAD SULTAN TAREEN ... CHAIRMAN  
ROZINA REHMAN ... MEMBER (J)

JUDGMENT

ROZINA REHMAN, MEMBER: Appellant, Noor Jalil has filed this appeal for  
correction of his date of birth in the service record as 01.02.1959 instead  
of 01.02.1958 which according to the appellant, has incorrectly been  
recorded.

2. Learned counsel for appellant contended that two different dates  
of birth were recorded in the medical report as well as in the service  
book of the appellant which does not appeal to a prudent mind. He  
submitted that the authentic date of birth of appellant is 01.02.1959

  
24/6/21

which was correctly recorded in the S.S.C and CNIC of the appellant. He argued that similar relief was extended by the respondents to other incumbents refusing the same relief to the appellant tantamount to discrimination.

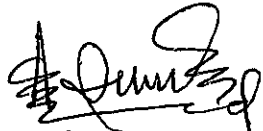
3. Conversely, learned A.A.G resisted the appeal on several grounds including the plea that at the time of recruitment, the date of birth of appellant was recorded as 01.02.1958 and the appellant was raising this issue after 42 years though he was bound to raise the issue within two years of joining of service. He contended that change of date of birth in service record is allowed according to Police Rules 9.7 and G.F.R-116 within two years of entry into service, whereas, the request of appellant is badly time barred.

4. The case of appellant is that in his service book/service record his date of birth has incorrectly been recorded as 01.02.1958 while his actual date of birth was 01.02.1959 as recorded in the Secondary School Certificate and his Computerized CNIC. No doubt, appellant has placed on file Secondary School Certificate, however, his service record clearly shows entry in respect of his date of birth as 01.02.1958. The change of date of birth in service record is allowed within two years of entry into service according to Police Rules 9.7 and G.F.R-116. It has become a common practice with the civil servants to file suit for correction of date of birth when they come to the verge of retirement just to prolong their tenure for enjoying perks & privileges at the cost of others. Admittedly, the appellant joined the service in the year 1976 and passed his S.S.C held in March/April, 1976. It is beyond imagination that he was not in the knowledge of his actual date of birth despite the passage of more than 40 years.

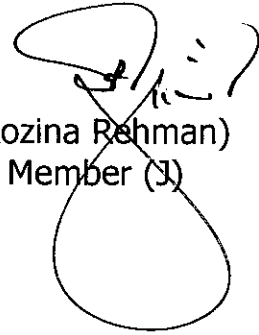
24/6/21

5. Keeping in view the above discussion, we do not find any merit in the present appeal which is hereby dismissed. With no order as to costs. File be consigned to the record room.

ANNOUNCED.  
24.06.2021


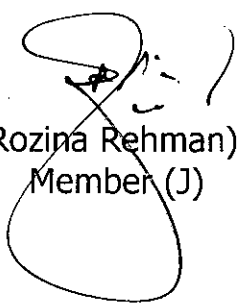


(Ahmad Sultan Tareen)  
Chairman



(Rozina Rehman)  
Member (J)

Service Appeal No. 354/2018

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
	24.06.2021	<p><u>Present:</u></p> <p>Arbab Saiful Kamal, Advocate ... For Appellant</p> <p>Muhammad Adeel Butt, Additional Advocate General ... For respondents</p> <p>Vide our detailed judgment of today of this Tribunal placed on file, we do not find any merit in the present appeal which is hereby dismissed. With no order as to costs. File be consigned to the record room.</p> <p><u>ANNOUNCED.</u> 24.06.2021</p> <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;">               (Ahmad Sultan Tareen)              Chairman         </div> <div style="text-align: center;">               (Rozina Rehman)              Member (J)         </div> </div>


12.03.2021

Appellant with counsel present.

Noor Zaman Khan Khattak learned District Attorney  
alongwith Wisal Khan Reader for respondents present.

Former made a request for adjournment. Adjourned by  
way of last chance. To come up for arguments on  
14/06/2021 before D.B.

  
(Mian Muhammad)  
Member (E)


  
(Rozina Rehman)  
Member (J)

14.06.2021

Appellant present through counsel.

Muhammad Adeel Butt learned Additional Advocate  
General alongwith Tariq Umar Inspector (Legal) for  
respondents present.

Arguments heard. To come up for order on  
24.06.2021 before D.B.

  
(Rozina Rehman)  
Member (J)

  
Chairman

20.08.2020

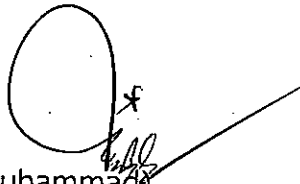
Due to summer vacation, the case is adjourned to 22.10.2020 before D.B.

  
Reader

22.10.2020

Junior to counsel for the appellant and Addl. AG alongwith Wisal HC for the respondents present.

The Bar is observing general strike today, therefore, the matter is adjourned to 17.12.2020 for hearing before the D.B.

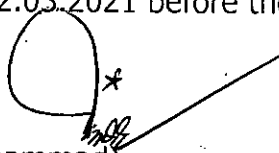
  
(Mian Muhammad)  
Member

  
Chairman

17.12.2020

Junior to counsel for the appellant and Mr. Muhammad Jan, DDA alongwith Wisal H.C for the respondents present.

Former requests for adjournment as learned senior counsel for the appellant is engaged before the Honourable High Court in various cases today. Adjourned to 12.03.2021 before the D.B.

  
(Mian Muhammad)  
Member(E)

  
Chairman

28.01.2020

None for the appellant present. Addl:AG for respondents present. Due to General Strike of the bar on the call of Khyber Pakhtunkhwa Bar Council, the instant case is adjourned. To come up for further proceedings/arguments on 24.03.2020 before D.B. Appellant be put on notice for the date fixed.

  
Member

  
Member

25.03.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 09.06.2020 before D.B.

  
Reader


09.06.2020

Bench is incomplete as one learned Member (J) is on leave. Therefore, the case is adjourned. To come up for the same on 20.08.2020 before D.B.

  
Reader

03.09.2019


Learned counsel for the appellant present. Mr. Usman Ghani learned District Attorney for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 18.10.2019 before D.B.


  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

18.10.2019


Learned counsel for the appellant present. Mr. Kabir Ullah Khattak learned Additional Advocate General present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 25.10.2019 before D.B.


  
Member

  
Member

25.11.2019

Due to general strike of the KP Bar Council, the case is adjourned. To come up on 28.01.2020 before D.B.

  
Member

  
Member



19.04.2019

Junior counsel for the appellant and Mr. Kabirullah Khattak, Additional AG alongwith Mr. Muhammad Naeem, Inspector (Legal) for the respondents present. Junior counsel for the appellant seeks adjournment on the ground that learned senior counsel for the appellant is busy before the Hon'ble Peshawar High Court. Adjourned to 14.06.2019 for arguments before D.B.

  
(HUSSAIN SHAH)  
MEMBER

  
(M. AMIN KHAN KUNDI)  
MEMBER

14.06.2019

Due to general strike by the Pakistan Bar Council, the case is adjourned. To come up for arguments on 10.07.2019 before D.B.

  
Member

  
Member

10.07.2019

Junior to counsel for the appellant and Mr. Kabir Ullah Khattak learned Additional Advocate General present. Junior to counsel for the appellant seeks adjournment as senior counsel for the appellant is not in attendance. Adjourn. To come up for arguments on 03.09.2019 before D.B.

  
Member

  
Member

27.11.2018 Learned counsel for the appellant present. Mr. Kabir Ullah Khattak learned AAG present. None present on behalf of respondent department. Written reply not received. Learned AAG seeks time to submit written reply/comments. Granted. To come up for written reply/comments on 10.01.2019 before S.B. Notice be issued to the respondents for the date time 2


  
Member

10.1.2019 Appellant in person and Addl. AG alongwith Salman Khan, H.C for the respondents present.

Parawise comments on behalf of respondents have been submitted. To come up for arguments before D.B on 07.03.2019. The appellant may furnish rejoinder within a fortnight, if so advised.

  
Chairman

07.03.2019 Appellant with counsel and Mr. Kabir Ullah Khattak learned Additional Advocate General present. Appellant learned counsel for the appellant seeks adjournment. Adjourn to come up for arguments on 19.04.2019 before D.B. before D.B.

  
Member  
Member

  
Member  
Member

09.07.2018

Counsel for the appellant and Mr. Sardar Shoukat Hayat, Addl: AG for the respondents present. Written reply not submitted. Requested for adjournment. Adjourned. To come up for written reply/comments on 9.08.2018 before S.B.

  
Member

09.08.2018

Miss. Uzma Syed, Advocate counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG for respondents present. Written reply not submitted. Learned AAG sought some time to submit the same. Granted. To come up for written reply/comments on 08.10.2018 before S.B.

  
Chairman

08.10.2018

Counsel for the appellant Miss Uzma Syed for the appellant present. Mr. Usman Ghani, District Attorney for the respondent present. The learned District Attorney made a request for adjournment. Granted. To come up for written reply/comments on 27.11.2018 before S.B.

  
Chairman

26.03.2018

Counsel for the appellant present. Preliminary arguments heard. It was contended by learned counsel for the appellant that the appellant is serving in Police Department. It was further contended that according to school leaving certificate as well as CNIC of the appellant, the age of the appellant is 01.02.1959 but according to the service record of the appellant the age of the appellant has been shown as 01.02.1958 therefore, the service record of the appellant to the extent of date of birth is liable to be corrected/rectified as per school record. It was further contended that the appellant also filed departmental appeal but the same was rejected hence, the present service appeal.

The contention raised by learned counsel for the appellant needs consideration. The appeal is admitted for regular hearing subject to deposit of security and process fee within 10 days thereafter, notice be issued to the respondents for written reply/comments for 17.05.2018 before S.B.

Appellant Deposited  
Security & Process Fee

  
(Muhammad Amin Khan Kundi)  
Member

17.05.2018



Counsel for the appellant Mr. Amjad, Advocate present. Mr. Kabirullah Khattak, Addl. AG for the respondents present. Learned Addl. AG requested for adjournment as no representative of the respondents is available. Request is accepted. To come up for written reply/comments on 09.07.2018 before S.B.

  
Chairman

Form-A  
FORM OF ORDERSHEET

Court of \_\_\_\_\_

Case No. 354/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	09/03/2018	<p>The appeal of Mr. Noor Jalil presented today by Mr. Saadullah Khan Marwat Advocate may be entered in the Institution Register and put up to Learned Member for proper order please.</p> <p style="text-align: right;"> REGISTRAR 9/3/18</p>
2-	12/03/18.  MA	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>26/03/18.</u></p> <p style="text-align: right;"> MEMBER</p>

**BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR**

S.A No. 354 /2018

Noor Jalil

versus

P.P.O & Others

**I N D E X**

S.#	Description of Documents	Annex	Page
1.	Memo of Appeal		1-3
2.	Medical Certificate	"A"	4
3.	SSC/CNIC	"B"	5-6
4.	1 <sup>st</sup> Page of Service Book and enlistment	"C"	7
5.	Order granting relaxation in Upper Limit dated 05-08-1986	"D"	8-11
6.	Representation/covering let: dated 14-11-2017	"E"	12-13
7.	Promotion to rank of DSP dated 30-01-2018	"F"	14-15
8.	Rejection order dated 26-02-2018	"G"	16

Appellant

Through



Saadullah Khan Marwat  
Advocate

21-A Nasir Mension,  
Shoba Bazar, Peshawar

Ph: 0300-5872676

0311-9266609

Dated 08-03-2018

**BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR**S.A No. 354 /2018

Noor Jalil S/o Jalander Khan,  
Deputy Superintendent of Police,  
Directorate of Anti-Corruption  
Establishment, KP, Peshawar . . . . . Appellant

Khyber Pakhtunkhwa  
Service TribunalDiary No. 348Dated 09-3-2018**VERSUS****1. Provincial Police Officer,**

KP, Peshawar.

**2. Director, Directorate of Anti-Corruption**

Establishment, KP, Peshawar. . . . . Respondents

□&lt;=&gt;□&lt;=&gt;□&lt;=&gt;□&lt;=&gt;□

**APPEAL U/S 4 OF THE SERVICE TRIBUNAL  
ACT, 1974 AGAINST OFFICE ORDER NO.  
219/SE-I, DATED 26-02-2018 OF R. NO.  
01 WHEREBY REPRESENTATION OF  
APPELLANT FOR CORRECTION OF THE  
DATE OF BIRTH WAS REJECTED ON 26-02-  
2018:**

□&lt;=&gt;□&lt;=&gt;□&lt;=&gt;□&lt;=&gt;□

Filed to-day

Registrar

9/3/18

**Respectfully Sheweth:**

1. That on 26-06-1976, appellant was medically examined by Civil Surgeon, Saidu Sharif Swat and his Date of Birth was assessed about 19 years. (Copy as Annex "A")
2. That on 15-07-1976, appellant was issued SSC wherein his Date of Birth was recorded as 01-02-1959. In the CNIC, the same was recorded as 01-02-1959 and not 01-02-1958. (Copy as Annex "B")
3. That appellant was enlisted as Constable and his Date of Birth was recorded as 18 Years 05 Months and 18 Days i.e. 01-02-1958 in the Service Book. (Copy as Annex "C")

4. That on 05-08-1986, the Govt. of NWFP now KP issued order of relaxation in Upper Age Limit wherein required age relaxation from one month to ten years was relaxed to enable the appointees to regularize there service. (Copy as Annex "D")
5. That on 14-11-2017, appellant submitted application to the authority to correct Date of Birth in his Service Book as 01-02-1959 instead on 01-02-1958. The same was forwarded through covering letter to R. No. 01. (Copy as Annex "E")
6. That on 30-01-2018, Notification for promotion to the rank of Deputy Superintendent of Police B-17 on regular basis was issued wherein his name was figured at S. No. 29. (Copy as Annex "F")
7. That on 13-02-2018, services of appellant were placed to the department of Anti-Corruption Establishment for actualization of his promotion.
8. That as stated earlier, appellant had submitted application for correction of date of his birth as 01-02-1959 instead of 01-02-1958 in Service Book in accordance with School Leaving Certificate but the same was not acceded to vide order dated 26-02-2018. (Copy as Annex "G")

Hence this Appeal, inter alia, on the following grounds:-

**GROUND:**

- a. That in the in the Medical Report as well as in the Service Book, two different dates of birth were recorded, so the same does not appeal to prudent mind as Date of Birth could be one and the same and not different from one and other.
- b. That the authentic Date of Birth should be one recorded in the SSC and CNIC wherein Date of Birth of appellant was recorded as 01-02-1959.
- c. That Date of Birth in the Medical as well as in the Service Book was presumptive and without any authentic source.

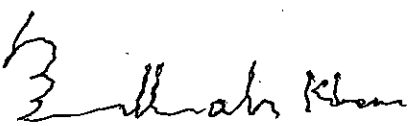


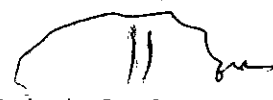
- d. That the apex Supreme Court of Pakistan held time and again in plethora of the judgments that authentic Date of Birth would be of SSC and CNIC and not of other document.
- e. That three different Date of Births are recorded in the service documents which gives rise to suspicion and in such a situation benefit of doubt goes in favor of appellant and not to the department.
- f. That when similar relief was extended to the similarly and equally place incumbents, refusing the same relief to appellant tenta-mounts to discrimination
- g. That it was / is the duty of the Authority to correct the Date of Birth of appellant as and when the same was pointed out. But by not correcting the same, the act of the respondents is based on ulterior motive.
- h. That Act and Rules shall prevail and not the Administrative orders of the Authority as per the judgments of the apex court.

It is, therefore, most humbly prayed that on acceptance of the appeal, order dated 26-02-2018 of R. No. 01 be set aside Date of Birth of appellant be corrected as 01-02-1959, to serve the department till the age of superannuation, i.e. 60 years with such other relief as may be deemed proper and just in circumstances of the case.

  
Appellant

Through

  
Saadullah Khan Marwat

  
Arbab Saif-ul-Kamal  
Advocates,

Dated: 08-03-2018

A

u

25-6-76

No. 597 OHC

Dated Saidu Sharif 25-06-1976

**CERTIFICATE.**

I, do hereby certify that I have examined Noor Jalil son of Jalandar a candidate for employment in the Police Department and cannot discover that he has any disease constitutional affection, or bodily infirmity except Nil.

I do not considered this a disqualification for employment in the office of Police Department. His age is according to his sown statement 19 years and by appearance about Nineteen years.

Dated 26-06-1976.

CIVIL SURGEON.

I declare that I have never been pronounced unfit for Govt. employment by a Medical Board on any other duly constituted Medical Authority.

Sd/-

Signature or thumb impression  
Of the candidate.

Dated 28-06-1976.

*Atto*  


B

5

19-7-76

S. No. 212323

Roll No. 25630

**Board of Intermediate and Secondary Education**  
PESHAWAR, N.W.F.P. (PAKISTAN)



**Secondary School Certificate Examination**  
SESSION 1976 (ANNUAL)

This is to certify that MOOR JALIL  
Son/Daughter of JALANDAR KHAN  
and a student of GOVT. HIGH SCHOOL, NAWAGAL (SWAT)  
has passed the **SECONDARY SCHOOL CERTIFICATE EXAMINATION** of  
the Board of Intermediate and Secondary Education, Peshawar held in March/April, 1976  
as a regular candidate. He/She obtained 423 Marks out of 900/1000\*\*  
and has been placed in Grade D REPRESENTING (FAIR)

The candidate passed in the following Subjects :

- 1. English
- 2. Urdu
- 3. Islamiyat
- 4. PAKISTAN STUDIES
- 5. PHYSICS & CHEMISTRY
- 6. GEOGRAPHY

He/She has been awarded Grade B on the basis of internal assessment by the Institution concerned.

Date of birth according to admission form is FIRST FEBRUARY  
one thousand nine hundred and FORTYNINE (1-2-1959).

15th July, 1976

Asstt. Secretary

SECRETARY


This certificate is issued without alteration or erasure.

Attested

Administrative Officer,  
Anti-Corruption Establishment,  
Khyber Pakhtunkhwa, Peshawar

6

حکومت پاکستان  
قومی شناختی کارڈ  
15101-0391269-9




نام: نور حسین  
جنس: مرد  
والد کا نام: بشیر خان  
شناختی ادارت: کوئٹہ  
تاریخ پیدائش: 01/02/1959

علی ارشد حکیم  
دستور نمبر: 15101-0391269-9

U8M539


شناختی نمبر: 15101-0391269-9  
تاریخ: 31/01/2019



1559081575  
تاریخ: 23/12/2010

مکمل پتہ: ایسٹ

گمشدہ شدہ ہے پر قومی شناختی کارڈ میں ڈال دیں



Handwritten signature or mark



**REGISTER AND SERVICE ROLL OF**

C

①

7

REGISTRATION No. ( ) in  
 District  
 District  
 District

Name <b>Noor Jaleel</b>	Father's name <b>Jalaudar</b>	Tribe or Caste <b>Afghan</b>	Village or Town <b>Amsela</b>
Post and Telegraph Office <b>Nawagai</b>		Police Station <b>so</b>	District <b>Jurat</b>
Province <b>new pt</b>		Date of Birth <b>1-2-1958</b>	Height <b>5' 6 1/2"</b>
		Chest Measurement <b>32 + 35</b>	Date of Enrolment <b>19-7-76</b>
		Age on Enrolment <b>4 - 11 - 0</b>	Distinctive Marks <b>A Mark of sand bar on right hand</b>

Verification Roll No. dated received back and attached to the fanjimal.

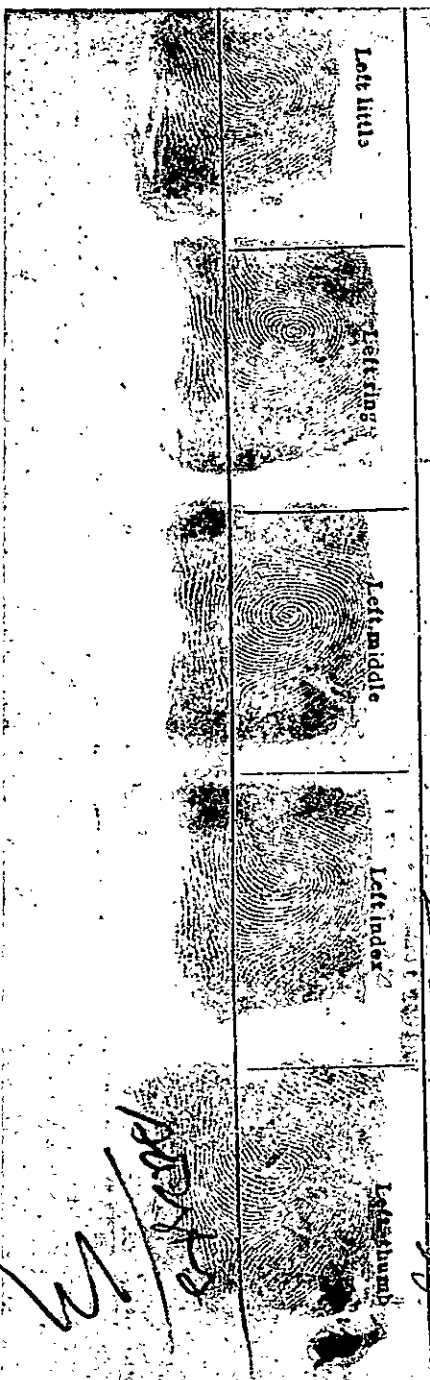
**PERIOD**

Service or department	Rank or Grade	Pay of last Appointment	From	To	Year	Months	Days

Reference to orders approving above service for pension service in the Police Department.

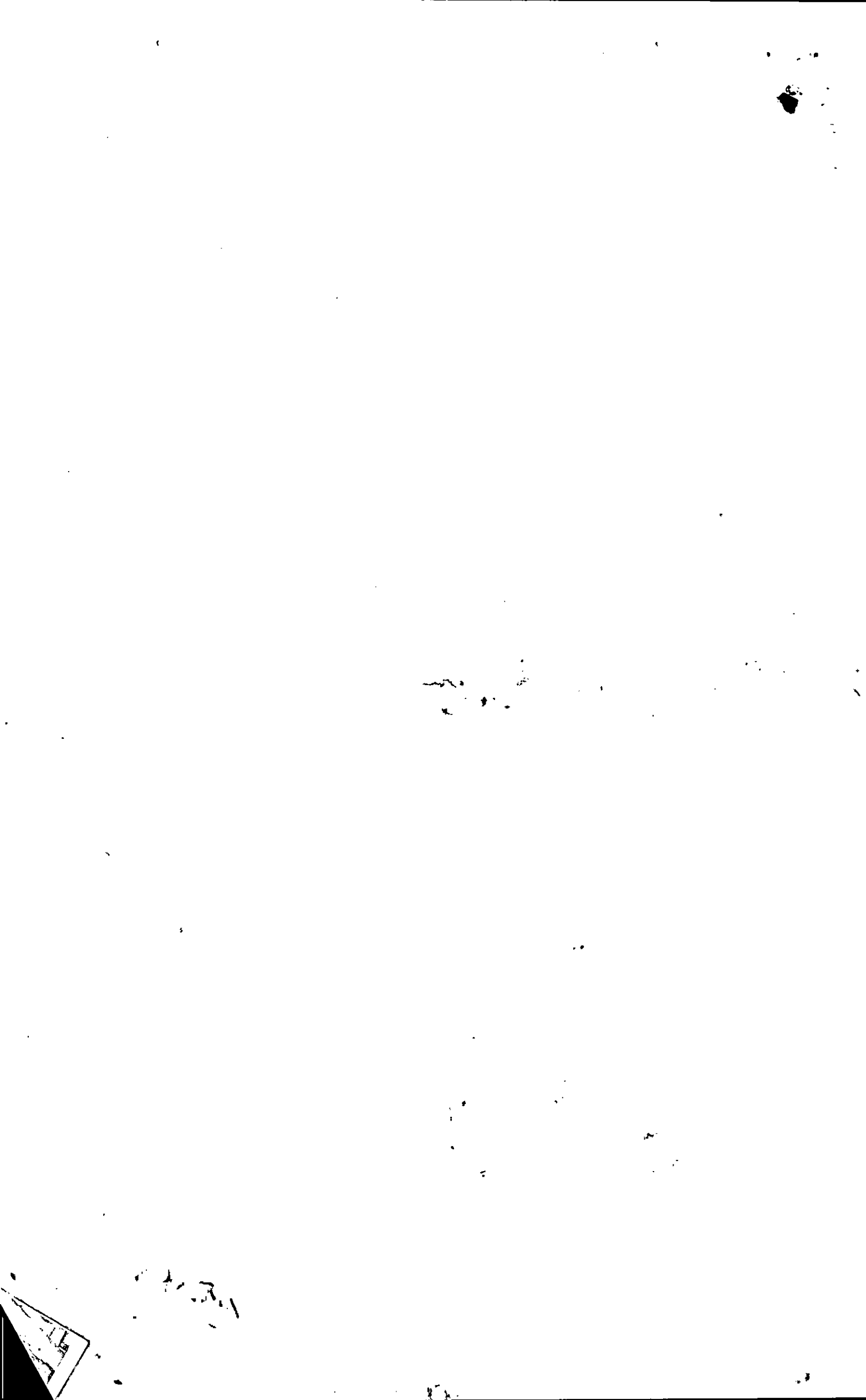
**Agreement.**—I understand that I have been appointed under section 7 of the Police Act (V of 1961), and the purport of that Act and of the provisions of the Act and of the Rules is understood and I agree to serve faithfully under the provisions of the said Police Act and to obey all lawful orders issued to me by my Superior Officers and I undertake not to resign my appointment within three years from the date of my appointment. I have received a certificate of appointment issued under section 8 of the Police Act (V of 1961).

Rolled impression of fingers and thumb of left hand.



*Att. J. J. SP. K. J.*  
 Signature

Price of ...  
 by a ...  
 I, Swat ...  
 on ...



D

8

5-8-86

Govt of NWFP services and general administration

Deptt: (Services Wing).

ORDER

No-SOSXII (SXGAD) 2-14/76 EX-post facto sanction of the govt, NWFP is hereby accorded to the grant of relaxatio in minimum age limit of the following police officials for the period noted against each enabling the police deptt: to regularize their appointment.

<u>Name rank and No.</u>	<u>under age period relaxed</u>		
	<u>Years</u>	<u>Months</u>	<u>Days</u>
1. Sardar Ali Si No. 94/w	-	5	10
2. Abdul karim ASI No. 82	1	1	25
3. Saïd zarin HC No. 75	-	10	25
4. Iltaf Ahmad constable No. 334	-	5	23
5. Bashir khan HC No. 544	1	1	14
6. Perviz Khan HC No. 559	1	3	-
7. Hayat Khan constable No. 626	-	3	2
8. Siraj mohammad constable No. 709	2	2	12
9. Mohammad zaman costable no. 821	-	1	20
10. Amir zada constable No. 1214	-	11	23
11. Mohammad saeed Hc No. 1271	1	2	26
12. Hamid gul constable No. 1299	-	4	19
13. Mohammad siraj constable No. 1309	8		29
14. Bakht rawan constable No. 1338	-	2	28
15. Basit khan Hc No. 117	-	6	20
16. Azizul wahab constable No. 410	-	3	18
17. Ajmal hussain constable No.427	-	5	19
18. Mohammad khan Hc No: 452	1	5	8
19. Khan Zada Hc No. 480	-	6	26

Adet  
3



9

	Y.	M.	D.
20 Nisarullah constable No. 574	10		
21. Alifurrehman constable No. 982	-	7	16
22. Mohammad yaqoob Hc No. 1171	-	-	10
23. Rahat khan constable No. 1464	1	-	11
24. Lal Rehman Hc No. 242	-	-	18
25. Muambar khan Hc No. 1341	-	2	16
26. Sher gul constable No. 1408	-	6	23
27. Chinar gul constable No. 1529	2	3	-
28. Bahramand Hc No. 675	-	5	6
29. Alam zaib Hc No. 1319	-	11	23
30. Zafurrehman constable No. 912	-	2	26
31. Asif zarin constable No. 162	2	2	4
32. khatab khan constable No. 1206	1	10	16
33. Razimond constable No. 1326	-	-	2
34. Abdurrehman Hc No. 936	-	8	17
35. Mohammad farooq constable No. 1312	2	2	5
36. Hakimulhaq constable No. 1378	2	2	10
37. Mohammad hayat constable No. 1016	1	2	26
38 Ali akbar constable No. 691	1	1	5
39. Aman sher Hc No. 953	-	5	28
40. Gul mohammad Hc No. 380	-	9	10
41. Mohammad esa Hc No. 594		-	9 20
42. Nowsherawan Hc No. 968	-	3	12
43. Fateh rehman constable No. 1004	1	2	5
44. Munawar khan constable No. 1533	2	1	15
45. Sher ali constable No. 684	-	5	25

Acto  
3



	Y-	M-	D.
46. Said rehman constable No. 1237	1	9	11
47. Sher qayum constable No. 946	-	-	13
48. Mir azam constable No. 944	3	3	3
49. Sher zaman constable No. 823	-	1	13
50. Mir alam constable No. 1665	3	4	26
51. Mohammad ashraf No. 3728	2	4	27
52. Sial mohammad No. 4816	-	6	10
53. Sikandar khan No. 4867	-	11	4
54. Islam gul No. 4851	-	-	20
55. Jan mohammad No. 4151	2	4	16
56. Shamroz khan No. 3787	-	11	8

11

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

1. Dy: inspector General of police, Peshawar Range Peshawar.
2. Dy: inspector General of police, Malakand Range Swat.
3. Sr: Supdt: of Police, Peshawar.
4. Supdt: of Police Dir. The service documents of above

lower subordinates received with his memo: No 9059 on

18.6.1985 are returned herewith which may please be acknowledged.

Copy of this order be placed on the record of each individual.

SD

(NISAR AHMAD)

REGISTRAR.

FOR INSPECTOR GENERAL OF POLICE

NWFP PESHAWAR.

*Nisar Ahmad*  
*1/3*

14-11-17

جناب عالی!  
 فروع صوبہ ہونے سے پہلے تاریخ پیدائش  
 قبائلی سکول سینٹ اور ٹومی شہنشاہی کار  
 - علم فوری 1959ء - میں بولیں ماعتات میں  
 1959 کے لئے 1958 کے لئے

پیدا کیا گیا ہے۔  
 پیدائش درستی کے لئے جمع صادر و مالی حدت

جمع ہوا ہے

فصل

اداری

لوہے کی انڈیا ایجنسی میں

Attest  
 3



13

14-11-17

DIRECTORATE OF  
ANTI-CORRUPTION ESTABLISHMENT,  
KHYBER PAKHTUNKHWA,  
PESHAWAR.

No. 17216 /ACE.Dated 14/11/2017

To:

✓  
The Provincial Police Officer,  
Khyber Pakhtunkhwa,  
Peshawar.

Subject:-

CORRECTION IN DATE OF BIRTH IN SERVICE BOOK

I am directed to refer to the subject noted above and to enclose herewith an application submitted by Inspector Noor Jalil No.M/175 requesting therein for correction of his date of birth in his service book as 01.02.1959 instead of 01.02.1958 for further necessary please.

Assistant Director (Admn).  
Anti-Corruption Establishment.  
Khyber Pakhtun Khwa.  
Peshawar.

Enclosed are copy  
of NIC & SSC

AA-12  
3



F

OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
CENTRAL POLICE OFFICE, PESHAWAR  
Fax: 091- 9210518

14 30-1-18

Dated Peshawar 30 Jan, 2018

**NOTIFICATION**

No. 115 /SE-I, In pursuance of the provision contained in Section-5 of the Khyber Pakhtunkhwa (Promotion of Superintendent of Police and Deputy Superintendent of Police) Rules-2007, the Competent Authority i.e. the Inspector General of Police on recommendations of the Departmental Selection Committee meeting held on 03<sup>rd</sup> January, 2018 is pleased to promote the following Inspectors (BS-16) of Khyber Pakhtunkhwa Police to the Rank of Deputy Superintendent of Police (BS-17) on regular basis with immediate effect.

The officers on promotion shall remain on probation for a period of one year in terms of Section 6 (2) of Khyber Pakhtunkhwa Civil Servant Act, 1973 read with Rule-15 (1) of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1989.

The promotion shall take effect from the date they actually assume the charge of their higher responsibilities:-

S#	Name & No.	S#	Name & No.
1.	Mr. Jehanzeb	24.	Mr. Iftikhar Ali
2.	Mr. Nasir Khan	25.	Mr. Nasir Khan
3.	Mr. Shahid Adnan	26.	Mr. Noor Zaman
4.	Mr. Zakir Hussain	27.	Mr. Hazrat Ullah
5.	Mr. Bashir Ahmad	28.	Mr. Liaqat Ali
6.	Mr. Matloob Shah	29.	Mr. Noor Jalil ✓
7.	Mr. Muhammad Hamayun	30.	Mr. Mehmood Nawaz
8.	Mr. Ashiq Hussain	31.	Mr. Muhammad Yousaf
9.	Mr. Mukhtar Ahmad	32.	Mr. Umar Daraz Khan
10.	Mr. Adalat Khan	33.	Mr. Bashir Dad
11.	Mr. Ghulam Muhammad	34.	Mr. Roshan Zeb
12.	Mr. Muhammad Nabi	35.	Mr. Gul Sheed
13.	Mr. Ayaz Mehmood	36.	Mr. Taj Malook
14.	Mr. Shah Mumtaz	37.	Mr. Muhammad Saddique ✓
15.	Mr. Habib-ul-Haq	38.	Mr. Abdur Rehman ✓
16.	Mr. Zafar Ahmad	39.	Mr. Samin Jan ✓
17.	Mr. Farmanullah	40.	Mr. Tayyab Jan ✓
18.	Mr. Muslim Khan	41.	Mr. Fazal Subhan ✓
19.	Mr. Said Rahim	42.	Mr. Alam Zeb ✓
20.	Mr. Hukam Khan	43.	Mr. Saeed Khan ✓
21.	Mr. Wilayat Khan	44.	Mr. Noor Ullah
22.	Mr. Mehar Ali	45.	Mr. Pasham Gul
23.	Mr. Yar Nawab	46.	Mr. Mukhtiar Ahmad

The posting Notification will be issued separately.

Sd/-

SALAH-UD-DIN KHAN,  
Inspector General of Police,  
Khyber Pakhtunkhwa,  
Peshawar.

**Endst: No. & date even.**

Copy forwarded to the:-

1. Principal Secretary to Governor Khyber Pakhtunkhwa.
2. Principal Secretary to Chief Minister Khyber Pakhtunkhwa.

P.T.O

*Handwritten signature/initials*

3. Chief Secretary Government of Khyber Pakhtunkhwa Peshawar.
4. Secretary, Govt: of Khyber Pakhtunkhwa Estt: & Admn: Deptt: Peshawar.
5. Secretary, Govt: of Khyber Pakhtunkhwa Home & T.As Deptt: Peshawar.
6. Secretary, Govt: of Khyber Pakhtunkhwa Finance Deptt: Peshawar.
7. All Addl: Inspectors General of Police in Khyber Pakhtunkhwa.
8. Accountant General Khyber Pakhtunkhwa Peshawar.
9. All Divisional Commissioners in Khyber Pakhtunkhwa.
10. All Heads of Police Offices in Khyber Pakhtunkhwa.
11. All Deputy Commissioners in Khyber Pakhtunkhwa.
12. Director IT CPO Peshawar.
13. Director Public Relations Khyber Pakhtunkhwa Peshawar
14. PSO to IGP Khyber Pakhtunkhwa Peshawar.
15. Director Information Khyber Pakhtunkhwa.
16. Manager Govt: Printing Press Peshawar.
17. PRO to IGP Khyber Pakhtunkhwa Peshawar.
18. All concerned District Accounts Officers.
19. Registrar CPO, Peshawar.
20. Supdt: Secret & Supdt:E-II, CPO.
21. Supdt: CPB, and Accountant CPO Peshawar.
22. Central Registry CPO.
23. U.O.P File.



(SHER AKBAR)

PSP, S.St

Deputy Inspector General of Police, HQrs:  
For Inspector General of Police,  
Khyber Pakhtunkhwa,  
Peshawar.

AKBAR  
23

23/11/19



26-2-18

16

**OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
CENTRAL POLICE OFFICE, PESHAWAR  
Fax: 091-9210927**

No. 219 /SE-I

Dated Peshawar the 26 Feb, 2018

To : The Director,  
Anti-Corruption Establishment,  
Khyber Pakhtunkhwa,  
Peshawar.

Subject: CORRECTION IN DATE OF BIRTH IN SERVICE BOOK  
Memo:

Please refer to your office letter No.1972/ACE dated 01.02.2018 on the subject cited above.

Mr. Noor Jalil (BS-17) DSP ACE Khyber Pakhtunkhwa has submitted an application requesting therein for correction his date of birth as 01.02.1959 instead of 01.02.1958 in service book in accordance with School leaving certificate. The change of date of birth in service record is allowed within two years of entry into service according to the Police Rules 9.7 and GFR.116. His request for change of date of birth at belated stage cannot be acceded to.



(SHER AKBAR)  
PSP, S.St

Deputy Inspector General of Police, F.Qrs.,  
For Inspector General of Police,  
Khyber Pakhtunkhwa,  
Peshawar.

Endst: No. & date even.

Copy forwarded to the:-

1. Central Registry CPO Peshawar.

AAAs  
23



بیت جہاں سروس ٹریڈیوٹل سوپہ سرحد پشاور

منجانب ایڈووکیٹ  
نور حلیل بنام محکمہ پولیس و سڑک  
دعویٰ اپیل

باعضرت شریک ایٹک

مستند سند جسے عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی وکیل کاروائی متعلقہ آن مقام پشاور  
کیسٹ استعمال اڈا خان سرور نے ایڈووکیٹ ہائی کورٹ کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب  
موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا نیز وکیل صاحب کو کرنے دہنی نامہ و تقررات و فیصلہ بر عطف  
دینے جواب دہی اور اقبال دعویٰ اور بصورت ڈگری کرنے اجراء اور وصولی چیک و روپیہ اور مرضی دعویٰ اور درخواست  
ہر قسم کی تطہیر اور اس پر دستخط کرنے کا اختیار ہوگا نیز بصورت عدم پیروی یا ڈگری بیکطرفہ یا اپیل کی برآمدگی  
اور بصورت پیروزی یا برکت کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا اور بصورت ضرورت مقدمہ مذکور  
کے کل یا اجزائی کاروائی کے واسطے اور وکیل یا نمائند قانونی کو اپنے ہمراہ یا اپنی بجائے تقررات کا اختیار ہوگا  
اور صاحب مقدمہ شہ کو بھی وہی جملہ مذکورہ بالا اختیارات حاصل ہوں گے اور اس کا سامنے پروا ختم منظور  
قبول ہوگا و دوران مقدمہ میں جو شرحہ و پر جانہ التواء مقدمہ کے سبب سے ہوگا اس کے مستحق وکیل صاحب  
موصوف ہوں گے نیز بقایا و شرحہ کی وصولی کرنے کا بھی اختیار ہوگا اگر کوئی تاریخ پیشی مقام درجہ  
پر ہو یا عدسے باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکور کریں۔  
لہذا وکالت نامہ رکھ دیا کہ مستند ہے۔

المرقوم

القائد القیدی القیدی

11  
ارباب سید انکمال  
ایڈووکیٹ

سید محمد خان شریک  
ایڈووکیٹ

Mansoor

من رخصیتہ تار  
ایڈووکیٹ

**BEFORE THE HONORABLE SERVICE TRIBUNAL, KHYBER  
PAKHTUNKHWA PESHAWAR**

Service Appeal No.354 /2018

Noor Jalil DSP.....(Appellant)

Versus

PPO Khyber Pakhtunkhwa & others.....(Respondents)

**PARAWISE COMMENTS ON BEHALF OF RESPONDENTS**

**PRELIMINARY OBJECTIONS:-**

- a) The appeal has not been based on facts.
- b) The appeal is not maintainable in the present form.
- c) The appeal is bad for mis-joinder and non-joinder of necessary parties.
- d) The appellant is stopped to file the appeal.
- e) The appeal is barred by law and limitation.
- f) The appellant has not come to the Honorable Tribunal with clean hands.

**FACTS:-**


1. Pertains to record.
2. Pertains to record, however that appellant had to apply for change of his date of birth within two years of entry into service. At this stage it is against the law and rules.
3. Correct and pertains to record.
4. Pertain to record and need no comments.
5. Pertain to record and need no comments.
6. Pertain to record and need no comments.
7. Pertain to record and need no comments.
8. Correct that the application for change of date of birth was not considered in accordance with law and rules on the subject. That the change of date of birth in service record is allowed within two years of entry into service according to Police Rules 9.7 and GFR 116. The request of change of date of birth at this belated stage is against the law and rules.

**GROUND:-**

- a. Incorrect. The change in date of birth is allowed within two years of entry into service under the law and rules. The appellant himself has shown his age through medical report instead of showing correct date through school certificate. He is also stopped by his own conduct.
- b. Incorrect. The appellant had to apply for change of date of birth within two years of entry into service otherwise at this stage it is against law and rules and once date of birth is recorded in the service record and not questioned within stipulated period of two years, is now considered as correct and final.
- c. Incorrect. At this stage it is against the law and rules. The appellant concealed the school record and himself opted for medical examination.

- d. The change of date of birth is only allowed within two years of entry into service under the law and rules and also upheld by the Apex Court in its judgments.
- e. Incorrect. The date of birth recorded initially at the time of entry into service and not challenged within two year will be considered correct and final under the law and rules.
- f. Incorrect. The circumstance and merit of each and every case are different and in the case of appellant change of date of birth at this stage is not allowed under the law and rules.
- g. Incorrect. Under the law and rules change of date of birth is allowed within two years of entry in the service.
- h. The change of date of birth after two years of entry into service is not allowed under the rules.

In view of above, it is humbly prayed that on acceptance of Para-wise comments, the instant Service Appeal may kindly be dismissed being meritless and time barred.



Provincial Police Officer,  
Khyber Pakhtunkhwa,  
Peshawar.  
(Respondents No.01)

BEFORE THE HONORABLE SERVICE TRIBUNAL KHYBER  
PAKHTUNAKHWA PESHAWAR

Service Appeal No. 354/2018

Noor Jaleel DSP.....(Appellant)

Versus

PPO Khyber Pakhtunkhwa & others ..... (Respondents)

AFFIDAVIT

I, Abdur Rehman DSP Legal CPO, Peshawar do hereby solemnly affirm on oath that the contents of accompanying comments on behalf of Respondents 01, are correct to the best my knowledge and belief. Nothing has been concealed from this Honorable Service Tribunal.

DEPONENT



Abdur Rehman,  
DSP/Legal  
17102-1175519-9

**BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR**

S. A. No. 354 /2018

**Noor Jalil Khan**

versus

**P.P.O & Others**

**APPLICATION FOR EARLY HEARING OF THE**  
**SUBJECT CASE**


**Respectfully Sheweth,**

1. That subject appeal is pending disposal before this Hon'ble Tribunal and is fixed for hearing on 07-03-2019 for submission of Replication as well as arguments. (copy Attached)
2. That appellant is going to be retired from service with effect from 01-02-2019 and if the date is not changed, the appeal would become in-fractious.

It is, therefore, most humbly requested that the application be accepted as prayed for.

  
Appellant

Through



Saadullah Khan Marwat  
Advocate,

Dated: -01-2019

**BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR**

S. A. No. 354 /2018

Noor Jalil Khan

versus

P.P.O & Others

**REPLICATION**

**Respectfully Sheweth,**

**Preliminary Objections:**

All the preliminary objections are illegal and incorrect. No reason in support of the same is ever given as to why the appeal is not based on fact, the same is not maintainable, the same is bad in law for mis and non-joinder of necessary parties, estoppels, time barred and unclean hands.

**ON FACTS**

- 1-7. Not commented upon by the respondents and as for as change within two (02) years is concerned, the same is not law and as and when application for correction was submitted to the authority, the authority was legally bound to make the enquiry in the dispute between the parties. But no enquiry was made.
8. Admitted correct regarding submission of application for change in Date of Birth. The same is still pending for disposal before the authority. The rules coated in the reply are not applicable to the case in hand.

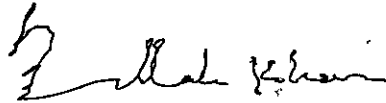
**GROUND:**

All the grounds of the appeal are legal and correct while that of the reply are illegal and incorrect. The same are again adopted. The matter was not dealt with in accordance with Law against appellant, so the impugned orders are ab-initio-void being passed retrospectively.

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

  
Appellant

Through

  
Saadullah Khan Marwat  
Advocate,

Dated: -01-2019

### AFFIDAVIT

I, **Noor Jalil Khan**, appellant do hereby solemnly affirm and declare that contents of the **Appeal & replication** are true and correct to the best of my knowledge and belief while that of reply of respondents are illegal and incorrect.

I reaffirm the same on oath once again to be true and correct as per the available record.

  
DEPONENT

**BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR**

S. A. No. 354 /2018

**Noor Jalil Khan**

versus

**P.P.O & Others**

**APPLICATION FOR EARLY HEARING OF THE**  
**SUBJECT CASE**

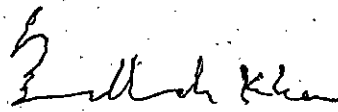
**Respectfully Sheweth,**

1. That subject appeal is pending disposal before this Hon'ble Tribunal and is fixed for hearing on 07-03-2019 for submission of Replication as well as arguments.
2. That appellant is going to be retired from service with effect from 01-02-2019 and if the date is not changed, the appeal would become in-fractious.

It is, therefore, most humbly requested that the application be accepted as prayed for.

  
Appellant

Through

  
Saadullah Khan Marwat  
Advocate,

Dated: -01-2019



**BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR**

S. A. No. 354 /2018

Noor Jalil Khan

versus

P.P.O & Others

**REPLICATION**

**Respectfully Sheweth,**

**Preliminary Objections:**

All the preliminary objections are illegal and incorrect. No reason in support of the same is ever given as to why the appeal is not based on fact, the same is not maintainable, the same is bad in law for mis and non-joinder of necessary parties, estoppels, time barred and unclean hands.

**ON FACTS**

- 1-7. Not commented upon by the respondents and as for as change within two (02) years is concerned, the same is not law and as and when application for correction was submitted to the authority, the authority was legally bound to make the enquiry in the dispute between the parties. But no enquiry was made.
8. Admitted correct regarding submission of application for change in Date of Birth. The same is still pending for disposal before the authority. The rules coated in the reply are not applicable to the case in hand.

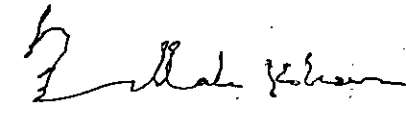
**GROUND:**

All the grounds of the appeal are legal and correct while that of the reply are illegal and incorrect. The same are again adopted. The matter was not dealt with in accordance with Law against appellant, so the impugned orders are ab-initio-void being passed retrospectively.

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

  
Appellant

Through

  
Saadullah Khan Marwat  
Advocate,

Dated: -01-2019

### AFFIDAVIT

I, **Noor Jalil Khan**, appellant do hereby solemnly affirm and declare that contents of the **Appeal & replication** are true and correct to the best of my knowledge and belief while that of reply of respondents are illegal and incorrect.

I reaffirm the same on oath once again to be true and correct as per the available record.

  
DEPONENT

**BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR**

S. A. No. 354 /2018

**Noor Jalil Khan**

versus

**P.P.O & Others**

**APPLICATION FOR EARLY HEARING OF THE  
SUBJECT CASE**


**Respectfully Sheweth,**

1. That subject appeal is pending disposal before this Hon'ble Tribunal and is fixed for hearing on 07-03-2019 for submission of Replication as well as arguments.
2. That appellant is going to be retired from service with effect from 01-02-2019 and if the date is not changed, the appeal would become in-fractious.

It is, therefore, most humbly requested that the application be accepted as prayed for.

  
Appellant

Through

  
Saadullah Khan Marwat  
Advocate,

Dated: -01-2019

**BEFORE THE KPK, SERVICE TRIBUNAL, PESHAWAR**

S. A. No. 354 /2018

Noor Jalil Khan

versus

P.P.O & Others

**REPLICATION**

**Respectfully Sheweth,**

**Preliminary Objections:**

All the preliminary objections are illegal and incorrect. No reason in support of the same is ever given as to why the appeal is not based on fact, the same is not maintainable, the same is bad in law for mis and non-joinder of necessary parties, estoppels, time barred and unclean hands.

**ON FACTS**

- 1-7. Not commented upon by the respondents and as for as change within two (02) years is concerned, the same is not law and as and when application for correction was submitted to the authority, the authority was legally bound to make the enquiry in the dispute between the parties. But no enquiry was made.
8. Admitted correct regarding submission of application for change in Date of Birth. The same is still pending for disposal before the authority. The rules coated in the reply are not applicable to the case in hand.

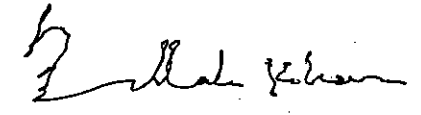
**GROUND:**

All the grounds of the appeal are legal and correct while that of the reply are illegal and incorrect. The same are again adopted. The matter was not dealt with in accordance with Law against appellant, so the impugned orders are ab-initio-void being passed retrospectively.

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

  
Appellant

Through

  
Saadullah Khan Marwat  
Advocate,

Dated: -01-2019

### AFFIDAVIT

I, **Noor Jalil Khan**, appellant do hereby solemnly affirm and declare that contents of the **Appeal & replication** are true and correct to the best of my knowledge and belief while that of reply of respondents are illegal and incorrect.

I reaffirm the same on oath once again to be true and correct as per the available record.

  
DEPONENT

Appeal No. 2781/2010

(Ehsan-ud-Din Khan vs. Chief Secretary, Govt. of Punjab and another)

CO.07.0012

Appellant with counsel and Mr. Khawar Khan, S.I.(1070) for respondents with Mr. Arshad Alam, IGP present, 27 respondents of the respondents furnished service record/service book of the appellant, copies thereof are placed on file. Arguments heard and record perused.

The appellant, Ehsan-ud-Din Khan, a Police Officer, has brought this appeal for correction of his date of birth in the service record/service book as 31.8.1954 instead of 30.11.1953, which, according to the appellant, has incorrectly been recorded though his Secondary School Certificate contained the correct date of birth i.e 31.8.1954. In his appeal, the appellant alleged that at the time of first entry into service, he was possessing the SSC, which was made available to the department, and his details available on his service record/service book. He further alleged that for age relaxation/correction of date of birth, he moved application to the Provincial Police Officer, KPK, Peshawar (Respondent No.2), which was not accepted, against which he preferred appeal to the Chief Secretary, Government of KPK, Peshawar (Respondent No.1) and when received no response from the appellate authority within the statutory period, this appeal was lodged on 12.11.2010.

The respondents resisted the appeal on several grounds including the plea that at the

ATTESTED  
KINSHIP OFFICER  
Service Record Section  
Peshawar

time of recruitment the date of birth of the appellant was recorded as 30.11.1953 and that the appellant was raising the issue after 40 years though he was bound under the law to raise the issue within two years of joining of service. The respondents admitted the fact that relaxation in minimum age was granted in number of cases but the notification did not contain the name of the appellant. The respondents categorically denied this fact that the appellant had produced his SSC at the time of recruitment for recording his date of birth in his service record.

The appellant also filed rejoinder to the written reply/comments of the respondents, wherein he also mentioned the fact that his date of birth in the seniority list 'B' dated 31.01.2010 was also recorded as 31.8.1954; besides refuting the allegations of the respondents and reiterating the stance taken by him in the appeal.

The case of the appellant is that in his service record/service book his date of birth has incorrectly been recorded as 30.11.1953 while his actual date of birth was 31.8.1954, as recorded in the Secondary School Certificate, made available to the department at the time of his entry into service and still available on his

ATTESTED  
The undersigned  
Secretary  
Service Tribunal  
Peshawar

service record/service book. The respondents disputed claim of the appellant on the ground that he did not produce the SSC at the time of recruitment or pointed out date of birth mentioned therein.

In order to arrive at a correct conclusion regarding the actual date of birth of the appellant, his service record/service book was requisitioned, wherein, not only his SSC was available showing his date of birth as 31.8.1954, but the service book also showed some tampering with the date of birth, regarding the same as 30.11.53.

In addition to the above, the appellant has also brought on record seniority list of Inspectors and Sub-Inspectors of list dated 31.01.2010, showing the name of the appellant and his date of birth as 31.8.1954. The learned AGP raised objection to the appeal on the ground that if plea of the appellant is accepted, his age at the time of entry into service would be less than 16 years; but he lost sight of the fact that in this area a large number of police officers were granted condonation in lower age limits.

Additionally, for recording date of birth at the time of entry into service, the date of birth recorded in the SSC is taken into consideration under the rules; whereas in this case despite availability of the SSC,

*[Faint text and stamps on the left margin, including a circular stamp with illegible text]*

*[Faint text and markings on the right margin, possibly a list or index]*



the date of birth in the service record/ service book has been ever written/ corrected with for which there appears no logic whatsoever.

In view of the above, the appeal is accepted and by setting aside the impugned order of the PPO, KPN, Deohwar (Respondent No.2), the actual date of birth of the appellant is directed to be recorded as 30.11.1954 instead of 30.11.1953 in his service record/service book. There shall, however, be no order as to costs.

ANNOUNCED  
03.07.2012

*(Signature)*  
(Baldev Singh) Chairman  
Camp Court, Deohwar

*(Signature)*  
(Subodh Khandelwal) Member

Certified to be true copy  
*(Signature)*  
Kishore Kumar  
Service Tribunal  
Deohwar

Application No. 9-7-2012

Date of Copy  
Date of Delivery of Copy

*(Handwritten notes and dates)*

2668/E  
06-08-013

CORRECTION IN DATE OF BIRTH.

Please refer to the case noted above in the subject.  
Applicant Bahrud Din had filed a service appeal No. 2781 of 2010  
before the Tribunal Peshawar regarding correction in his date of birth from  
03.08.1954  
The said appeal was accepted by Service Tribunal vide Judgment  
dated 02.07.2012

That Judgment was challenged before Apex Supreme Court of  
Pakistan by filing CPLA through office of learned Advocate General.

The Apex Supreme Court vide order dated 08.03.2013 dismissed the  
appeal on the ground that the copy of the same is attached herewith.

As approved by the competent authority, Judgment of the Service Tribunal  
dated 02.07.2012 may be implemented in favour of applicant / DSP Bahrud Din please.

*Handwritten notes:*  
No. 7310 / E of 7/2/2013  
Copy submitted to  
Malakand, Peshawar for implementation  
for information

*Signature*  
AIG/LEGAL  
For Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar.

Regional Police Officer,  
Malakand, at Saidu Sharif Swat  
/Legal, Dated Peshawar the: \_\_\_\_\_ /2013.

Copy of the above is forwarded for information to Addl: IGP  
Investigation Khyber Pakhtunkhwa Peshawar, w/r to his office letter No. 5636/EC  
dated 16.07.2013 please.

*Handwritten:*  
E.C/W.P.C  
for information

AIG/LEGAL  
For Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar.

Regional Police Officer,  
Malakand, at Saidu Sharif Swat