

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,
CAMP COURT, D.I.KHAN.

Service appeal No. 343/2018

Date of institution ... 09.03.2018
Date of decision 26.03.2019

Amanullah Khan son of Ghareeb Nawaz R/O village Kot Daimg Post Office Kot Adil, Tehsil and District D.I.Khan presently posted as Acting S.P, FPR D.I.Khan. ... (Appellant)

Versus

Provincial Police Officer, Khyber Pakhtunkhwa Central Police Office, Peshawar and two others. ... (Respondents)

Present

Mr. Muhammad Ismail Alizai,
Advocate ... For appellant.

Mr. Farhaj Sikandar,
District Attorney ... For respondents.

MR. HAMID FAROOQ DURRANI, ... CHAIRMAN
MR. AHMAD HASSAN, ... MEMBER.

JUDGMENT

HAMID FAROOQ DURRANI, CHAIRMAN:-

1. The case of appellant, as reflected from the memorandum of appeal in hand, are that he was inducted in Police Department as ASI on 24.04.1991. During his service the appellant earned promotion and is presently performing the duty as Acting Superintendent of Police FRP,

D.I.Khan. While posted as such the appellant was conveyed adverse remarks recorded by respondent No. 3 through D.O dated 02.11.2017 which were endorsed in his Performance Evaluation Report for the period from 05.05.2016 to 31.12.2016. The appellant preferred a departmental representation on 13.11.2017 with the prayer for expunction of the remarks, however, the representation remained un-decided, hence the appeal in hand.

2. We have heard learned counsel for the appellant and learned District Attorney on behalf of the respondents.

It was contended by learned counsel for the appellant that during the period under P.E.R, the appellant remained on training for three months and seven days while in the rest of the period he was never indulged in any activity/omission prejudicial to the good order or norms of service in any manner. He further contended that the adverse entries against the appellant were in violation of law, rules and the instructions regarding the recording of Performance Evaluation Report. It was also the argument of learned counsel that immediately after the period under P.E.R the appellant was selected for second Junior Command Course which he attended at Peshawar on 08.08.2016. In fact the service of appellant was meritorious as S.P, CTD, it was added.

On the other hand, learned District Attorney argued that the impugned remarks, as recorded by the Reporting Officer, were duly concurred to by the Countersigning Officer, therefore, the same were unexceptionable.

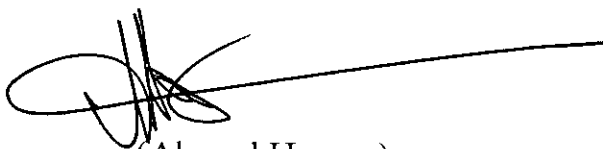
3. We have carefully attended to the material available on record and have found that the adverse remarks pertaining to the period from 05.05.2016 to 31.12.2016 were communicated to the appellant through D.O No. S/7198/2017 dated 02.11.2017 i.e. after more than 11 months of recording of entries. The communication of adverse remarks to the appellant appears to be unreasonably delayed while on the other hand there is no explanation by the respondents for such delay. In fact, the authorities are required to communicate the adverse entries to a civil servant alongwith a copy of P.E.R within the period prescribed for the purpose so that the entries are taken as un-biased and effective. Such view was expressed by the Apex Court through a judgment reported as 1998-PLC(C.S)1392, wherein, a delay of 4½ months in communication of adverse entries was considered to be unreasonable. Reliance is also placed on 1996-SCMR-256.

4. There is another aspect of the case in hand. We could not find throughout the record that before endorsing the adverse entries the appellant was extended counselling at proper time. The appellant appears


to have been given surprise without such prior counselling. The relevant instructions for the purpose of recording of P.E.Rs make it obligatory that it might be brought into the notice of officer concerned at proper time that his performance lacks something which might be removed before the year closes up. No such document is available on the record which could suggest that such notice was given to appellant, in any manner, before endorsing the impugned entries.

5. In view of the above, we are inclined to accept the appeal in hand as prayed for in its memorandum. Order accordingly.

Parties are left to bear their respective costs. File be consigned to the record room.

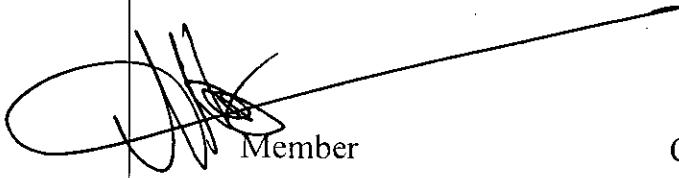



(Ahmad Hassan)
Member



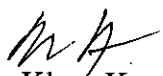
(Hamid Farooq Durrani)
Chairman
Camp Court, D.I.Khan.


ANNOUNCED
26.03.2019

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
	26.3.2019	<p><u>Present.</u></p> <p>Mr. Muhammad Ismail Alizai, .. For appellant Advocate</p> <p>Mr. Farhaj Sikandar, ... For respondents District Attorney</p> <p>Vide our detailed judgment of today, we are inclined to accept the appeal in hand as prayed for in its memorandum.</p> <p>Order accordingly.</p> <p>Parties are left to bear their respective costs. File be consigned to the record room.</p> <p> Member</p> <p> Chairman Camp Court, D.I.Khan</p> <p><u>ANNOUNCED</u> 26.3.2019</p>

26.02.2019

Learned counsel for the appellant present. Mr. Farhaj Sikandar, District Attorney alongwith Mr. Khalid Nawaz, Inspector (Legal) for the respondents present. Perusal of the reply of the respondents would reveal that the departmental appeal of the appellant has already been decided however, copy of order of appellate authority is not available on file. Representative of the department is directed to furnish the copy of the same on the next date. Adjourn. To come up for copy of order of appellate authority and arguments on 26.03.2019 before D.B at Camp Court D.I.Khan.



(M. Amin Khan Kundi)
Member
Camp Court D.I.Khan


(M. Hamid Mughal)
Member
Camp Court D.I.Khan

Service Appeal No. 343/2018

26.11.2018

None present on behalf of the appellant. Mr. Usman Ghani, District Attorney alongwith Mr. Khalid Nawaz, S.I (Legal) for the respondents present. Written reply on behalf of respondents submitted, which is placed on file. Adjourned. To come up for rejoinder and arguments on 21.01.2019 before D.B at Camp Court D.I.Khan. Notice be also issued to appellant and his counsel for attendance for the date fixed.



(Muhammad Amin Khan Kundi)
Member
Camp Court D.I.Khan

21.01.2019

Appellant in person and Mr. Farhaj Sikandar, District Attorney alongwith Mr. Khalid Nawaz, Inspector (Legal) for respondents present.

Due to general strike on the call of Khyber Pakhtunkhwa Bar Council instant matter is adjourned to 25.02.2019 for arguments before ~~D.B~~ at camp court, D.I.Khan.


Member


Chairman
Camp Court, D.I.Khan

10.08.2018

Counsel for the appellant moved an application for requisition of case file which was allowed and case file requisitioned for today.

Mr. Muhammad Abdullah Baloch, Advocate present and heard in limine.

Contends that the adverse remarks pertain to the very short period in which proper assessment could not be made. Further contended that neither any chance of hearing and nor counseling was made prior to the passing of adverse remarks.


Points raised need consideration. The appeal is admitted to full hearing, subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents. To come up for written reply/comments on 10.09.2018 before S.B at camp court D.I.Khan.

Appellant Deposited
Security & Process Fee


Chairman

10.09.2018

Counsel for the appellant and Mr. Ziaullah, Deputy District Attorney alongwith Mr. Muhammad Ishaq, Head Constable for the respondents present. Written reply not submitted. Representative of the department requested for further time for filing of written reply. Granted. To come up for written reply/comments on 26.11.2018 before S.B at Camp Court D.I.Khan.


(Muhammad Amin Khan Kundi)
Member
Camp Court D.I.Khan

26.04.2018

Tour is hereby cancelled, Therefore the case is adjourned for the same on 30.07.2018 before S.B.

FORM OF ORDERSHEET



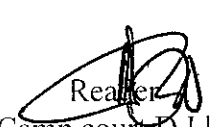
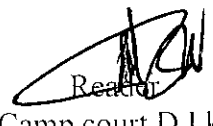
Court of _____

Reader

Camp court D.I khan

Case No. _____

343/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	09/03/2018	<p>3 Counsel for the Appellant present. Tour is hereby cancelled. Therefore the case is adjourned for the same on 12.09.2018 before S.B. The appeal of Mr. Amanullah Khan presented today by Mr. Muhammad Abdullah Baloch 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> <p>2- This case is entrusted to Touring S. Bench at D.I.Khan for preliminary hearing to be put up there on <u>26.4-18</u></p> <p style="text-align: right;">  MEMBER </p>
	26.04.2018	<p>Tour is hereby cancelled, Therefore the case is adjourned for the same on 30.07.2018 before S.B.</p> <p style="text-align: right;">  Reader Camp court D.I khan </p>
	30.07.2018	<p>Counsel for the Appellant present. Tour is hereby cancelled. Therefore the case is adjourned for the same on 12.09.2018 before S.B.</p> <p style="text-align: right;">  Reader Camp court D.I khan </p>

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

In service Appeal No. 343 /2018

**Amanullah Khan
(Appellant)**

VERSUS

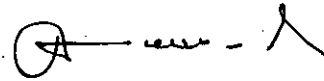
**PPO KPK etc
(Respondents)**

INDEX

S.No.	Description of documents	Annexure	Pages
1.	Memorandum of Appeal and affidavit	--	1-10
2.	Copy of impugned letter No. DO. S/7198/2017 dated 02/11/2018	A	11
3.	Copy of departmental appeal	B	12-14
4.	Copy of transfer/posting of the CTD team	C	15-16
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08/03/2018

Your humble appellant



Amanullah Khan

Through counsel



Muhammad Abdullah Baloch
Advocate High Court
Dera Ismail Khan

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**PESHAWAR**Service Appeal No. 343 /2018

Amanullah Khan son of Ghareeb Nawaz r/o village kot
Daimg P.O Kot Adil, Tehsil & District Bannu, presently
Posted as Acting SP, FRP, Dera Ismail Khan.

Khyber Pakhtunkhwa
Service Tribunal **(Appellant)**

Diary No. 341Dated 09-3-2018**VERSUS**

1. Provincial Police officer, (IGP), Khyber Pakhtun Khwa Central Police Office,
Peshawar.
2. Deputy Inspector General of Police, C T D, Khyber Pakhtun Khwa, Peshawar
3. Deputy Inspector General of Police, Head quarters, Central Police Office,
Peshawar.

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

APPEAL UNDER SECTION 4 OF THE KPK SERVICES
TRIBUNAL ACT, 1974 , AGAINST THE ORDER NO.
S / 7198 / 2017 DATED 02 / 11 / 2017 WHEREBY
ADVERSE REMARKS ARE RECORDED IN THE ACR
OF THE APPELLANT AND AGAINST THE
INDECISION OF THE DEPARTMENTAL APPEAL OF
THE APPELLANT BY THE RESPONDENTS.

Filed to-day

Registrar

9/3/18

Note: Addresses given above shall suffice the object of
service. All necessary and proper have been arrayed
in the panel of respondents.

Respectfully Sheweth;

1. That the appellant was inducted in Police Department as ASI on 24/04/1991 and has well above 28 years of unblemished service in his credit, having always performed his duties to the best of his abilities and satisfaction of his superiors in due course of service the appellant earned promotion and presently performing his duties as acting SP, FRP, Dera Ismail Khan. During the life span of service, the appellant performed different task and duties with his full abilities.
2. That while posted as SP, FRP, Dera Ismail Khan District, the respondent no. 2 is the reporting officer while respondent no. 1 is the counter signing officer for the purpose of ACR of the appellant.
3. That the appellant has been conveyed through office of respondent#3, a copy of DO No. S/7198/2017 dated 02/11/2017 issued from the office of respondent#1 containing adverse remarks recorded by respondent#2 on working of appellant for the period from 05/05/2016 to 31/12/2016. Copy thereof is annexed as **Annexure-A**.
4. That appellant, in accordance with the requirements and based on cogent reason and grounds preferred a departmental representation on 13/11/2017 to respondent no. 1 to get the impugned remarks expunged. However, to dismay of the appellant, the representation of the appellant remained undecided. Copy of departmental appeal is annexed as **Annexure-B**.
5. That having no alternate remedy available, the appellant approaches this honourable Tribunal to redress his grievance as prayed for hereinafter on inter alia on the following grounds,

Me
Ahsan

GROUNDS

- a. That the order impugned hereby is inconsistent with the law, rules and regulations, Police Act/Rules and is liable to be declared as illegal, void and ineffective upon the service rights of the appellant.
- b. That the impugned order having caused grave miscarriage of justice to the appellant have every potential of and are likely to effect the appellant adversely without any lawful excuse.
- c. That the impugned order/indecision is devoid of any legal force and is issued to the detriment of the legitimate rights of the appellant thus are not maintainable in law and are liable to be set aside/expunged.
- d. That appellant never indulged in any activity/omission prejudicial to the good orders and norms of service in any manner and has always discharge official obligations with due diligence, devotion and dedication, never hesitating to respond to the call of duty even at odd hours and served in situations of hardships and numerous occasions.
- e. That the impugned adverse remarks and indecision of respondent no. 1 qua the representation of the appellant are not only contrary to law, Rules on the subject but prejudicial to the terms and conditions of service and rights of the appellant, both instant and accruing in future, therefore, call for the interference by this worthy Tribunal.
- f. That while posted as SP CTD and soon after taking over the charge on 05/05/2016 the appellant invested his full dedication to speed-up the efficiency of his team. The appellant held meetings with the Honourable DIG CTD and requested them for the replacement of his officials of the team. In furtherance thereof vide letter no. 7218-

*Ms
Richard*

23/OASI,CTD,Peshawar dated 18/07/2016 new team was posted, the attendance thereof was completed till August, 2016, and henceforth the appellant performed and conducted important tasks in a very short span of time, the detail mentioned in departmental appeal of the appellant but these factual unavoidable reasons have been overlooked by the respondents. Copy of the transfer/posting of the CTD team is annexed as **Annexure-C**.

- g. That soon after this, the appellant was selected for 2nd Junior Command Course and in compliance the appellant marked his attendance at Hayatabad Peshawar on 08/08/2016. The respondent#3 handed over the charge of CTD Range, Dera Ismail Khan to the one DSP Abdul Rauf Khan. In the above eventualities, the post of (SP, CTD) the appellant remained under the dual charge of DSP Abdul Rauf Khan for more than 03 months. Copies of 2nd junior command course are annexed as **Annexure-D**.
- h. That the respondents issued adverse remarks in conflicting with the true and real facts enumerated above for the period the appellant actually remained in command as SP, CTD and showed meritorious results towards the department.
- i. That vide impugned DO no. S/7198/2017 dated 02/11/2017, adverse remarks for the period from the period 05/05/2016 to 31/12/2016 were impressed against the appellant but that were communicated to the appellant at belated stage vide impugned order. Pertinent to mention here that according to the law/rules there must be some stages i.e. in advisory nature before issuing adverse remarks but act of the respondents is entirely against the law and procedure.

NA
Advocate
08/13

- j. That the administration of justice requires that when a specific act is required to be done in a manner, then that act should be done in that manner but the respondents went beyond and in sheer violation of this basic principle of administration of justice.
- k. That the remarks against the appellant are baseless rather the appellant executed his plan and task with full investment of his energies and experience in the field.
- l. That the appellant always showed keen interest towards his duties which is as evident from the entire service life of the appellant.
- m. That the impugned remarks being contrary to law, rules and regulations *ab initio*, do not warrant to be recorded in his Character Roll Dossier in light of the principles as laid down by the Honourable Superior Courts and Tribunals.
- n. That appeal of the appellant is duly supported by law and rules formulated there under, besides the affirmation/affidavit annexed hereto.
- o. That this honourable Tribunal has ample powers to adjudge the matter under reference per prayer made hereby.
- p. That counsel for the appellant may graciously be allowed to add to the grounds, on facts and on law as well, during the course of arguments, if needed be.

In wake of the forgiven facts and grounds, it is requested that by setting aside impugned DO no. S/7198/2017 dated 02/11/2017 and by expunging the impugned remarks/orders of respondent no. 1 & 3, declaring same as ultra virus, nullity in law and of no consequence on the rights of the

Mr. P. M. S. S.

appellant, to kindly direct the respondents to desist from placing same on the service records of the appellant or in alternative to remove the same from the said record if already so placed.

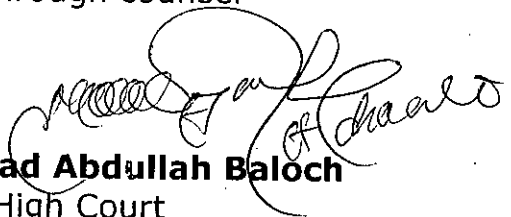
Any other relief deemed appropriate in circumstances of the case may also be allowed in favour of appellant in the large interest of justice.

08/03/2018

Your humble appellant


Amanullah Khan

Through counsel


Muhammad Abdullah Baloch
Advocate High Court
Dera Ismail Khan

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

In service Appeal No. _____/2018

Amanullah Khan
(Appellant)

VERSUS

PPO KPK etc
(Respondents)

CERTIFICATE

Certified that appellant have not filed an appeal regarding the subject controversy, earlier in this august Tribunal.

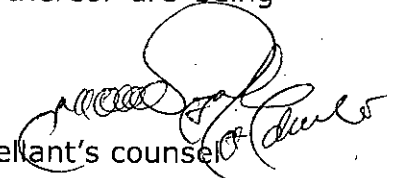
Dated 08/03/2018

Appellant

NOTE

Appeal with annexure along-with required sets thereof are being presented in separate file covers.

08/03/2018

Appellant's counsel 

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
PESHAWAR

In service Appeal No. _____/2018.

Amanullah Khan
(Appellant)

VERSUS

PPO KPK etc
(Respondents)

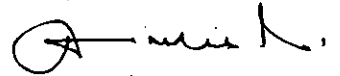
AFFIDAVIT

I, **Amanullah Khan**, appellant herein, do hereby solemnly affirm on oath:-

1. That the accompanying appeal has been drafted by counsel following our instructions;
2. That all para-wise contents of the appeal are true and correct to the best of my knowledge, belief and information;
3. That nothing has been deliberately concealed from this Honourable Court, nor anything contained therein, based on exaggeration or distortion of facts.

08/03/2018

Oath Commission
 RO & J. Khan
 District Bar D. Khan 18



DEPONENT

Identified By:-


Muhammad Abdullah Baloch
 Advocate High Court,

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL**PESHAWAR**

In Service Appeal No. _____/2018

**Amanullah khan
(Appellant)****VERSUS****PPO KPK etc
(Respondents)****ADDRESSES OF THE PARTIES****Amanullah Khan** son of Ghareeb Nawaz r/o village kot

Daimg P.O Kot Adil, Tehsil & District Bannu, presently

Posted as Acting SP, FRP, Dera Ismail Khan.

RESPONDENTS:-

1. Provincial Police officer, (IGP), Khyber Pakhtun Khwa Central Police Office, Peshawar.
2. Deputy Inspector General of Police, C T D, Khyber Pakhtun Khwa, Peshawar
3. Deputy Inspector General of Police, Head quarters, Central Police Office, Peshawar.

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

_____/03/2018


Appellant's Counsel



Annex - A 11

**INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA, PESHAWAR**

D.O. NO. 5/7198 12017,

dt. 02/11/2017

Subject:- ADVERSE REMARKS

Your PER for the period from 05.05.2016 to 31.12.2016 contains the following Adverse Remarks which are being communicated to you:-

Reporting Officer Remarks

Remarks:-

“He has a slow approach towards his tasks with interest he could deliver more. Usually is not able to plan and execute as required under the circumstances.

“A quite man. Does not create situations but has a lack of interest in his approach toward duty”.

7. Fitness of promotion

(iii) Not yet fit for promotion..... “Yes”

2nd Countersigning Officer Remarks (IGP/Khyber Pakhtunkhwa).

“His working may be just average in CTD.

I don't about. Remarks of Reporting officer need to be taken as “Adverse”.

I am directed to convey you the above remarks to remedy the defects. Representation if made should be sent not later than one month from the date of receipt of this communication.

Please ack: receipt of this letter by affixing your signature on the duplicate copy which should be returned for placing in your Character Roll Dossier.

[Signature]
DIG/HQrs:

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

MR. Amanullah Khan,
Deputy Supdt: of Police
Now Acting SP FRP, DIKhan

Attested
[Signature]
Superintendent of Police
FRP D.I.Khan Range
31/11/17

بکھورشان والا انسپکٹر جنرل آف پولیس خیبر پختونخواہ پشاور۔

بجوالہ مشمولہ Adverse remarks جاری کردہ منجانب I.G.P صاحب

DO No. S/7198/2017 مورخہ 02/11/2017 تفصیل ذیل؛

Reporting Officer Remarks:-

He has slow approach towards, its tasks with interest he could deliver more, usually is not able to plan and execute as required under the Circumstances.

"A quite man does not create situations but has a lack of interest in his approach towards duty"

Fitness of Promotion:

iii) not yet fit for promotion....."Yes"

Countersigning officer remarks (IGP/KPK)

"His working may be just average in CTD.

I don't about, remarks of Reporting office need to be taken ad "adverse".

کے بارے مؤدبانہ التماس ہے کہ میں نے بطور SP, CTD جب چارج سنبھالا تو بتاریخ 05/05/2016 میری ٹیم جملہ طور پر اتنی آہستہ اورست پوزیشن میں تھی کہ میں نے اُسے سنبھالنے کی ہر ممکن کوشش کی۔ لیکن میری یہ کوشش جب بار آور ثابت نہ ہو پائی تو تب Monthly Meeting ہمراہ جناب DIG صاحب CTD جو کہ اُس وقت میرے یہی محترم صلاح الدین خان محسود جو کہ اب انسپکٹر جنرل آف پولیس ہیں تھے۔ اور جناب DIG صاحب کو اُن ماتحت عملہ کی ایک تحریری فہرست دی تھی کہ اُن کو کسی نہ کسی طریقہ سے Replace کیا جاوے اور ایک ہونہار اور مخلصی آفیسر زدئیے جائیں۔ جس پر تاخیر ہو کر بجوالہ نمبر 7218-23/OASI, CTD, Peshawar مورخہ 18/07/2016

Attested to be true
Copy

Attested
Superintendent of Police
FRP District Range

کو ایک نیوٹیم کی پوسٹنگ ہوئی۔ اور نئی ٹیم نے اپنی حاضری ابتداء اگست 2016 تک مکمل کی۔ اور میں نے ان سے بہترین کارگزاری و کارکردگی کی توقعات کو بروئے کار لاتے ہوئے قلیل وقت میں ایک بہترین کارروائی پیش کی (جس کی کاپی ہمراہ لف ہے) جس میں Operation Staff بتفصیل:

Cases registered in the area of jurisdiction	Terrorism:	24
	Extortion:	03
	Kidnapping for Ransom:	03
Number of search and strike operations		54
Action against Terrorists	Arrested:	09
	Killed in Action:	10
Action against Extortionists	Arrested:	04
	Killed in Action:	NIL
Action against Kidnappers	Arrested:	01
	Killed in Action;	NIL
	Kidnappers Recovered:	02
Action against Proclaimed Offenders	Arrested:	02
	Killed in Action:	NIL

اور Investigation Staff بتفصیل:

Cases Investigation	Terrorism:	24
	Extortion:	03
	Kidnapping for Ransom:	03
	Murder:	10
	Robbery / Dacoity	NIL
Cases Traced	Terrorism:	07
	Extortion:	02
	Kidnapping for Ransom:	01
	Murder:	NIL
	Robbery / Dacoity	NIL

Attended

 Superintendent of Police
 ERP D.I. Khan Range

Accused persons convicted	Terrorism:	NIL
	Extortion:	NIL
	Kidnapping for Ransom:	NIL
	Murder:	NIL
	Robbery / Dacoity	NIL

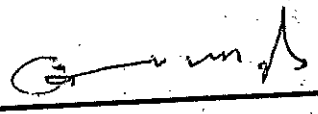
نزد دفتر DIG, CTD بروقت بھوائے جا چکے ہیں۔ اور ابھی اس قابل ستائش کاروائی کیلئے اتنی بہترین کارکردگی کے باوجود کمر بستہ ہو رہے تھے کہ مجھے 2nd Junior Command Course کیلئے Select کر لیا گیا اور مجھے حیات آباد پشاور مورخہ 08/08/2016 حاضری کرنی پڑی اور Dual Charge جناب DSP عبدالرؤف خان کو جناب DIG صاحب CTD نے سونپ دیا۔ اور باقی ماندہ پیریڈ میں کم از کم تین ماہ اور کچھ دن میری یہ آسامی Dual charge کے نیچے رہی۔ جس کی وجہ سے قابل ستائش کاروائی رواں دواں میں اچھی خاصی لرزش پیدا ہو کر مطلوبہ نتائج جو میری دانست کے مطابق تھے نہ آ سکے۔

والا شان: یقینی امر ہے کہ Adverse remarks کے دیئے گئے پیریڈ میں تین ماہ اور تین دن سکیڈ جو نیئر کمانڈ پرنصرف ہو گئے تو اس لحاظ سے باقی ماندہ پیریڈ کم و بیش چار ماہ کا پیریڈ کی کاروائی میرے کھاتہ میں آئی جو کہ جناب DIG, CTD صاحب کے Adverse remarks کا نتیجہ بنی۔ اور اس کا موازنہ میرے 07 ماہ اور 25 دن کی صورت میں پیش ہوا۔ حالانکہ صورت حال ایسی نہ تھی جس میں تین ماہ اور تین دن کا پیریڈ برائے جو نیئر کمانڈ کورس کو منہا نہیں کیا گیا۔ بصورت دیگر چار ماہ کی کاروائی اور ٹیم کی تبدیلی کے صورت حال کے تحت الحمد للہ قابل ستائش تھی جس کو اس انداز سے اگر آج بھی پرکھا جائے تو کسی بھی پولیس آفیسر کے اس پیریڈ کی درج بالا کاروائی کے مقابلہ میں قابل ستائش اور درست ہے۔

لہذا میری انتہائی مؤدبانہ گزارش ہے کہ میرے پیریڈ Adverse remarks میں حاضری پیریڈ، کارکردگی پیریڈ، جو نیئر کمانڈ کورس پیریڈ کو علیحدہ علیحدہ کر لیا جائے تو انشاء اللہ یہی Adverse remarks میرے محسن آفیسرز صاحب ختم فرما سکتے ہیں۔

براہ کرم! میرے پیریڈ درج بالا بمع کاروائی کو شفیق انداز سے پرکھا جائے اور Adverse remarks کو ختم فرمایا جاوے۔ آنجناب کی عین ماتحت پروری ہوگی۔

مورخہ 13/11/2017




 Superintendent of Police
 FRP D.I. Khan Range

مسٹر امان اللہ خان - Acting SP, FRP, DI Khan

Annex-C

FAX NO. :

19 Jul. 2016 08:36 AM P1

15

ORDER

The following transfer/posting of upper subordinate of this Unit are hereby ordered with immediate effect and till further order.

S/No.	Name & Rank	From	To
1 ✓	SI Abdul Ghani	CTD DI Khan Region	CTD Bannu Region
2 ✓	SI Abdullah Khan	-do-	-do-
3 ✓	SI Allah Dad Khan	-do-	-do-
4 ✓	SI Allah Nawza Khan	-do-	-do-
5 ✓	SI Allah Wasaya	-do-	-do-
6 ✓	SI Fazlu Rahman	-do-	-do-
7 ✓	SI Ghulam Farid	-do-	-do-
8 ✓	SI Ghulam Qazim	-do-	-do-
9 ✓	SI Jan Muhammad	-do-	-do-
10 ✗	SI Ameer Abdullah	-do-	-do-
11 ✓	SI Muhammad Ramzan	-do-	CTD Kohat Region
12 ✓	SI Muhammad Tariq	-do-	-do-
13 ✓	SI Mushtaq Ahmad	-do-	-do-
14 ✓	SI Shah Nadar	-do-	-do-
15 ✓	SI Shama Jan	-do-	-do-
16 ✓	SI Yaqoob Khan	-do-	-do-
17 ✓	SI Zafar Ali Shah	-do-	-do-
18	SI Zulfat Ali Shah	CTD Kohat Region	CTD DI Khan Region
19	SI Gul Faraz	-do-	-do-
20	SI Mqfah ud din	-do-	-do-
21	SI Zard Ali	-do-	-do-
22	SI Izhar Ali	-do-	-do-
23	SI Hasham Khan	-do-	-do-
24	SI Mehboob ullah	-do-	-do-

Attested to
True copy
[Signature]
Jilga

KRO

[Signature]
[Signature]

16

FAX NO. :

19 Jul. 2016 08:37AM P2

25	SI Raheem Khan	CTD Bannu Region	-do-
26	SI Gul Shehzad	-do-	-do-
27	SI Hati Khan	-do-	-do-
28	SI Gul Salam	-do-	-do-
29	SI Sanullah	-do-	-do-
30	SI Muhammad Ayaz	-do-	-do-
31	SI Azad Khan	-do-	-do-
32	SI Meer Ali	-do-	-do-
33	SI Gul Ameer	-do-	-do-
34	SI Fazl Raheem	-do-	-do-

Attended to
true copy
[Signature]

[Signature]

(DR. MIAN SAEED AHMAD)PSP
For Addl: Inspector General of Police
CTD, Khyber Pakhtunkhwa
Peshawar.

No. 7218-23/OASI/CTD Peshawar.

18-07-2016

Copy of above is forwarded for information to the:

1. Addl: Inspector General of Police CTD Khyber Pakhtunkhwa Peshawar.
2. Superintendent of Police CTD Hqs Peshawar.
3. Superintendent of Police CTD DI Khan Region.
4. Superintendent of Police CTD Kohat Region.
5. Superintendent of Police CTD Bannu Region.
6. All officer Concern.

[Signature]

For n/a action

[Signature]

Superintendent of Police
C.T.D. D.I. Khan

19.7.2016



Annex - D
FAX NO.

(17)

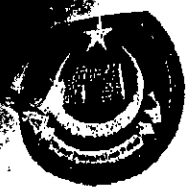
27 Jul. 2016 03:55PM P1

INSPECTOR GENERAL OF POLICE
Khyber Pakhtunkhwa
Central Police Office, Peshawar

No. 5530-47 /Trg:

Dated 26/7/2016

091-9211268



Addendum / Corrigendum

To All Addl: Inspector General of Police,
In Khyber Pakhtunkhwa.

The Commandant,
FRP, Khyber Pakhtunkhwa.

All Dy: Inspector General of Police,
In Khyber Pakhtunkhwa.

The Capital City Police Officer, Peshawar.

The Deputy Inspector General of Police,
Traffic, Enquiry & Inspection, Tele, Khyber Pakhtunkhwa.

The Chief Security Officer, to CM, CM Secretariat Peshawar.

The Director,
A.C.E, Khyber Pakhtunkhwa.

The DSP, PQR, Peshawar.

Subject: **2ND JUNIOR COMMAND COURSE.**

The following amendment is hereby made in this office letter No. 5001-22 / Trg dated 13.07.2016 as decision of the competent authority 2nd Junior Command Course per senior most DSPs of Khyber Pakhtunkhwa Police manda for promotion to the rank of SP which was scheduled at Pakistan Provincial Service Academy, University Town Peshawar 1st August, 2016 is hereby rescheduled and will be commenced from Monday 08.08.2016.

Moreover, the names of the following DSPs are hereby dropped due to the reason as noted against each as order of the competent authority.

S#	Name of officer	Present posting	Reason for with drawl of name
1	Muhammad Nawaz	DSP PQR	Place under suspension
2	Mr. Sajid Ali	DSP, FRP Peshawar	Being overage and poor health
3	Mr. Javed Khan	DSP awaiting Posting CPO	Proceeding for Hajj 2016

The following DSPs are hereby selected in place of the above DSPs for the subject course commencing 08.08.2016.

S#	Name of Officer	Present Posting
1	Mr. Shahzada Kokab Farooq	Acting SP Inv: Nowshera
2	Mr. Arif Javed	Acting SP KPE
3	Mr. Aman Ullah	Acting SP CTD, Khyber Pakhtunkhwa

3 All nominees will report to Pakistan Provincial Services Academy, University Town Peshawar on 07th Au 2016 positively.

Shahzad Aslam Siddiqui
(SHAHZAD ASLAM SIDDIQUI)PSP
Dy: Inspector General of Police,
Training
Khyber Pakhtunkhwa, Peshawar

753/CTB
27-7-16

SP/CTD DIK
SP/Trg
No
3/10/16

- Copy of above is forwarded for information and necessary action to the:-
1. Additional Inspector General of Police, HQrs, Khyber Pakhtunkhwa.
 2. Deputy Inspector General of Police, HQrs, Khyber Pakhtunkhwa w/r to his office letter 731/SE-1 dated 21.07.2016 & 746/SE-1 dated 26.07.2016. (With the request to send det. participants, i.e. CNIC, Contact No. & Mailing Address for onward submission to quarter concerned)
 3. PSO to IGP Khyber Pakhtunkhwa.
 4. Assistant Director, Pakistan Provincial Services, Academy, University town Peshawar w/r office letter No. PPSA/TRG/2-JCC/142 dated 20.07.2016.(The remaining required information will be sent shortly).

(SHAHZAD ASLAM SIDDIQUI)PSP
Dy: Inspector General of Police,
Training
Khyber Pakhtunkhwa, Peshawar

Addl:IGP/CTD
27/7/16

For
Comp

(18)

Form The Superintendent of Police,
CTD, Range DIKhan.

To The Addl: Inspector General of Police
CTD, Khyber Pakhtunkhwa Peshawar.

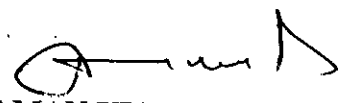
No 1462 /CTD dated 4/8/2016

Subject 2ND JUNIOR COMMAND COURSE

Memo.

Kindly refer to Provincial Police officer No. 5530-47/Trg dated 26.07.2016 & your office Dy: No 4794 dated 27.07.2016

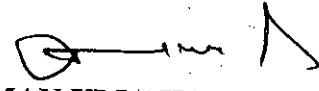
The undersign has been selected/nominated for the subject cited course. In absence of the undersigned Muhammad Rauf Khan DSP CTD DIKhan will look after the work of CTD Range, DIKhan w.e. from 04.08.2016 afternoon please.


(AMAN ULLAH KHAN)
Superintendent of Police,
CTD, Range DIKhan

No. 1463-65/CTD:

Copy of above is submitted to the:-

1. Deputy Inspector General of Police, DIKhan Region, for information please.
2. District Police Officer, Dera Ismail Khan for information Please
3. DSP CTD DIKhan.


(AMAN ULLAH KHAN)
Superintendent of Police,
CTD, Range DIKhan

*Attended to be
C.M. C.P.
Superintendent of Police
FRP D.I. Khan Range*

From:- The Superintendent of Police,
C.T.D, DIKhan Range
DIKhan.

To: - The Addl: Inspector General of Police,
C.T.D Khyber Pakhtunkhwa
Peshawar.

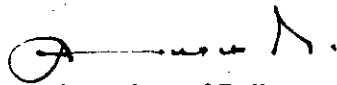
No. 2118 /CTD dated DIKhan the 11 / 11 /2016

Subject: - 2ND JUNIOR COMMAND COURSE

Memo:- Kindly refer to this office memo No. 1462/CTD/DIKhan dated
04.08.2016.

It is submitted that after completion of subject cited course I
returned back and joined my duties as SP/CTD/DIKhan from today
11.11.2016 forenoon.

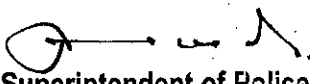
Submitted please.

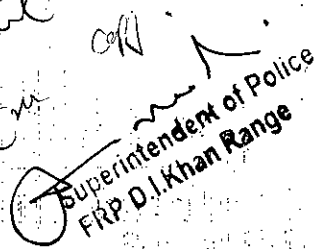

Superintendent of Police
CTD Dera Ismail Khan Range

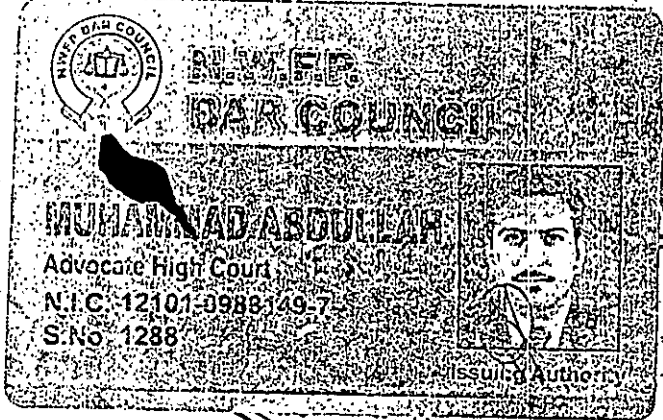
No. 2119-21 /CTD

Copies of above submitted for favour information to the:-

1. Regional Police officer DIKhan.
2. District Police Officer DIKhan & Tank
3. DSP CTD DIKhan


Superintendent of Police
CTD Dera Ismail Khan Range

Attest
to
be
in

Superintendent of Police
FRP D.I. Khan Range



وکالت نامہ

20

کورٹ
فیس

Before The Honourable ^{KPK} Service Tribunal Peshawar

اجدات

Appellant ~~PPD KPK~~ ^{منجانب}
Amanullah Khan ^{بنام} PPD KPK Peshawar

دعویٰ یا جرم

Service Appeal

تفصیل دعویٰ یا جرم

باعث تحریر آنکہ

D. I. Khan ^{کیے} مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے بیرونی وجوہات کے پیش یا تصفیہ مقدمہ بنام

Muhammad Abdullah Baloch Adv H.C Dera Ismail Khan

کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا ہذا بذریعہ دو مرد عدالت حاضر ہوتا ہوں گا اور ہر وقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر منظر حاضر نہ ہو اور مقدمہ بیرونی وجوہات کی وجہ سے کسی طور خیرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر مقام پشہری کے علاوہ یا پشہری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل بیرونی وجوہات کے ذمہ دار نہ ہوں گے اور مقدمہ صدر مقام پشہری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پشہری کے اوقات کے آگے یا پیچھے پیش ہونے پر منظر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاوضہ کے ادا کرنے یا نجات نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داختمہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو عرض دعویٰ یا جواب دعویٰ یا درخواست اجراء اسمائے ذگری نظر ثانی اپیل نگرانی و ہر قسم درخواست ہر قسم کے بیان دینے اور پر ناٹی یا راضی نامہ و فیصلہ برطرف کرنے اقبال دعویٰ کا بھی اختیار ہو گا اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مرکز بیرون از پشہری صدر بیرونی مقدمہ مرکز نظر ثانی اپیل و نگرانی و برآمدگی مقدمہ یا سنوٹی ذگری یک طرفہ یا درخواست نغم انتہائی یا قرنی یا گرفتاری مثل از فیصلہ اجراء ذگری بھی صاحب موصوف کو بشرط ادا کی غلطی و مختصر بیرونی کا اختیار ہو گا اور تمام ساختہ پر داختمہ صاحب موصوف مثل کردہ از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو گا کہ مقدمہ مذکورہ یا اس کے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل نگرانی یا دیگر معاملہ و قدمہ مذکورہ کسی دورے وکیل یا بیرنٹر کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور دینے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانب التواہ پڑے گا وہ صاحب موصوف کا حق ہو گا۔ اگر صاحب موصوف کو پوری نہیں تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی پروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہو گا۔

لہذا وکالت نامہ لکھ دیا ہے تاکہ سند ہے

March 2018 ^{ماہ} 08 ^{مورخہ}

مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے اور منظور ہے

Accepted
[Handwritten Signature]

Appellant
Amanullah Khan

[Handwritten Signature]

BEFORE THE HONORABLE SERVICE TRIBUNAL, KHYBER

PAKHTUNKHWA PESHAWAR

Service Appeal No.343/2018

Aman Ullah Khan.....(Appellant)

Versus

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

PARAWISE COMMENTS ON BEHALF OF RESPONDENTS NO. 01 to 03

Respectfully sheweth:

PRELIMINARY OBJECTIONS:-

1. That the appeal is not maintainable in the eyes of law.
2. That the appellant is stopped due to his own conduct to file this appeal.
3. That the appellant has got no cause of action and locus standi to file instant appeal.
4. That the appellant has not come to the Tribunal with clean hands and has suppressed all relevant facts.
5. That the appeal is bad for misjoinder/non-joinder of necessary parties.
6. That the appeal is badly time barred and the appellant has concealed the material facts from Honorable Tribunal.
7. That the Honorable Service Tribunal has no jurisdiction to entertain the instant appeal on its present form.
8. That proceeding with the instant appeal would be a futile exercise and just wastage of the precious time of this Honorable Tribunal.
9. That as stated in the objections supra, the appeal is bereft of cause of action and is liable for dismissal.

REPLY ON FACTS

1. This Para is correct to the extent of induction of the appellant into Police Service on merit on the recommendation of Public Service Commission while the rest of the Para is pertained to his service record.
2. This Para is Correct to the extent that the Respondent No. 02 is the Reporting officer of the Appellant and Respondent No. 01 as counter signing officer for the purpose of impugned ACR in the light of existing rules.
3. This Para is correct to the extent that the Respondent No. 02 has recorded adverse remarks in respect of working of the Appellant and the same was conveyed as per rules and policy.
4. This Para is correct to the extent that the appellant filed departmental appeal. The same was examined, considered and filed by the competent authority. Copy Annexure "A".

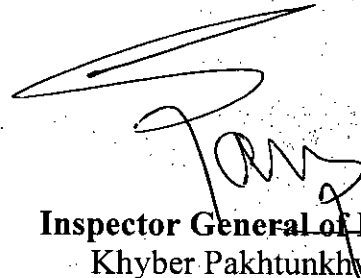
5. That the Appellant has no locus standi to file the instant service appeal in absence of final order; therefore, he cannot invoke the jurisdiction of this Tribunal u/s 4 of KP Service Tribunal Act.

REPLY ON GROUNDS

- a. This Para is incorrect and not admitted. The remarks were recorded in light of the performance of the Appellant that his working may be just average in CTD and not fit for promotion.
- b. This Para is incorrect and not admitted. The Appellant has slow approach towards its tasks with disinterests and could not deliver more, usually not able to plan and execute as required under circumstances.
- c. This Para is also incorrect and not admitted. The Appellant failed to deliver the desired result up to mark performance/ standards as he has no experience in handling issues of CTD. The act of the respondents is quite legal, justified, bonafide, based on real legal facts and in the interest of department.
- d. This Para is not correct. The performance of the appellant was not satisfactory; hence, he was properly conveyed with the adverse remarks. Therefore, the stance of the Appellant is having no truth and is totally false and fictitious.
- e. This Para is also incorrect. Competent Authority after fulfilling all legal and codal formalities filed the representation of the Appellant, therefore, he has got no cause of action of locus standi to file instant appeal for his grievances.
- f. Incorrect. The appellant failed to deliver the desired result upto mark performance.
- g. Pertains to record.
- h. Incorrect. The performance of appellant was not satisfactory and failed to deliver desired result.
- i. Incorrect. The adverse remarks pertain to his poor performance during posting as SP CTD and respondent No. 02 being supervisory officer was in best position to judge his performance.
- j. Incorrect. The act of respondent was in accordance with law and rules.
- k. Incorrect. As stated, in Para B,C & D above.
- l. Incorrect. As stated above.
- m. Incorrect. The adverse remarks were in accordance with law and rules.
- n. This Para is incorrect. This instant appeal is not warranted under the law on any ground whatsoever and is liable to rejections on this single score.
- o. Incorrect. The appellant has been dealt with in accordance with law and Rules and this instant appeal is not maintainable being meritless.
- p. The respondent also seeks leave of the Honorable Court to advance additional grounds at the time of arguments.

PRAYER

It is, therefore, most humbly prayed that on acceptance of instant Para-wise comments, the Appeal of the Appellant being devoid of Legal footings and merits may graciously be dismissed.



Inspector General of Police
Khyber Pakhtunkhwa
Peshawar.
(Respondent No. 01)



Deputy Inspector General of Police
CTD Khyber Pakhtunkhwa
Peshawar.
(Respondent No. 02)



Deputy Inspector General of Police
HQrs:Khyber Pakhtunkhwa
Peshawar.
(Respondent No. 03)

**BEFORE THE HONOURABLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR.**

Service Appeal No. 348/2018

Aman Ullah Khan..... (Appellant)

Versus

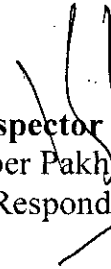
Provincial Police Officer and others(Respondents)

COUNTER AFFIDAVIT ON BEHALF OF RESPONDENTS

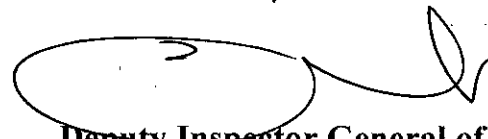
We, the respondents do hereby solemnly affirm and declare on oath that the contents, of Comments/Written reply to Appeal are true & correct to the best of our knowledge and nothing has been concealed from this Honourable Tribunal.



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



**Deputy Inspector General of Police,
CTD, Khyber Pakhtunkhwa, Peshawar
(Respondent No.2)**



**Deputy Inspector General of Police,
HQrs, Khyber Pakhtunkhwa, Peshawar
(Respondent No.3)**

**BEFORE THE HONOURABLE SERVICE TRIBUNAL,
KHYBER PAKHTUNKHWA, PESHAWAR.**

Service Appeal No. 348/2018

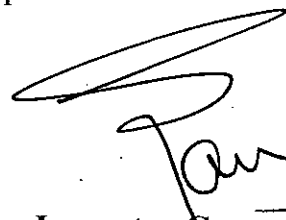
Aman Ullah Khan..... (Appellant)

Versus

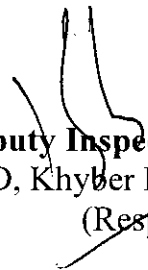
Provincial Police Officer and others(Respondents)

A U T H O R I T Y

We, the respondents do hereby authorised Inspector/Legal, DIKhan to appear before the Service Tribunal Khyber Pakhtunkhwa, Peshawar, on our behalf, He is also authorised to produce/ withdraw any application or documents in the interest of Respondents and the Police Department.



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



**Deputy Inspector General of Police,
CTD, Khyber Pakhtunkhwa, Peshawar
(Respondent No.2)**



**Deputy Inspector General of Police,
HQrs, Khyber Pakhtunkhwa, Peshawar
(Respondent No.3)**



Annex - A

(2)

**INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA, PESHAWAR**

D.O. NO. 5/7198 12017,

dt. 02/11/2017

Subject:- ADVERSE REMARKS

Your PER for the period from 05.05.2016 to 31.12.2016 contains the following Adverse Remarks which are being communicated to you:-

Reporting Officer Remarks

Remarks:-

"He has a slow approach towards his tasks with interest he could deliver more. Usually is not able to plan and execute as required under the circumstances.

"A quite man. Does not create situations but has a lack of interest in his approach toward duty".

7. Fitness of promotion

(ii) Not yet fit for promotion..... "Yes"

2nd Countersigning Officer Remarks (IGP/Khyber Pakhtunkhwa):

"His working may be just average in CTD.

I don't about. Remarks of Reporting officer need to be taken as "Adverse".

I am directed to convey you the above remarks to remedy the defects. Representation if made should be sent not later than one month from the date of receipt of this communication.

Please ack: receipt of this letter by affixing your signature on the duplicate copy which should be returned for placing in your Character Roll Dossier.

Aman

DIG/HQrs:

For Inspector General of Police,
Khyber Pakhtunkhwa, Peshawar.

Attested

Superintendent of Police
FRP D.I. Khan Range

31/11/17

MR. Amanullah Khan,
Deputy Supdt. of Police
Now Acting SP FRP, DI Khan

(Signature)

بکھورستان والا انسپیکٹر جنرل آف پولیس خیبر پختونخواہ پشاور

بحوالہ مشمولہ Adverse remarks جاری کردہ منجانب I.G.P صاحب

DO No. S/7198/2017 مورخہ 02/11/2017 تفصیل ذیل؛

Reporting Officer Remarks:-

He has slow approach towards, its tasks with interest he could deliver more, usually is not able to plan and execute as required under the Circumstances.

"A quite man does not create situations but has a lack of interest in his approach towards duty"

Fitness of Promotion:

iii) not yet fit for promotion....."Yes"

Countersigning officer remarks (IGP/KPK)

"His working may be just average in CTD.

I don't about, remarks of Reporting office need to be taken ad

"adverse".

کے بارے میں مؤدبانہ التماس ہے کہ میں نے بطور SP, CTD جب چارج سنبھالا تو بتاریخ 05/05/2016 میری ٹیم جملہ طور پر اپنی آہستہ اورست پوزیشن میں تھی کہ میں نے اُسے سنبھالنے کی ہر ممکن کوشش کی۔ لیکن میری یہ کوشش جب بار آور ثابت نہ ہو پائی تو تب Monthly Meeting ہمراہ جناب DIG صاحب CTD جو کہ اُس وقت میرے یہی محترم صلاح الدین خان محمود جو کہ اب انسپیکٹر جنرل آف پولیس ہیں تھے۔ اور جناب DIG صاحب کو اُن ماتحت عملہ کی ایک تحریری فہرست درج تھی کہ اُن کو کسی نہ کسی طریقہ سے Replace کیا جاوے اور ایک ہونہار اور مختی آفسیر زدئے جائیں۔ جس پر تاخیر ہو کر بحوالہ نمبر 7218-23/OASI, CTD, Peshawar مورخہ 18/07/2016

Attested to be true
COPY

Attested
Sub-Inspector of Police
142 D.I. (P) Range

کو ایک نیوٹیم کی پوسٹنگ ہوئی۔ اور نئی ٹیم نے اپنی حاضری ابتداء اگست 2016 تک مکمل کی۔ اور میں نے ان سے بہترین کارگزاری و کارکردگی کی توقعات کو بروئے کار لاتے ہوئے قلیل وقت میں ایک بہترین کاروائی پیش کی (جس کی کاپی ہمراہ لف ہے) جس میں Operation Staff تفصیل:

Cases registered in the area of jurisdiction	Terrorism:	24
	Extortion:	03
	Kidnapping for Ransom:	03
Number of search and strike operations		54
Action against Terrorists	Arrested:	09
	Killed in Action:	10
Action against Extortionists	Arrested:	04
	Killed in Action:	NIL
Action against Kidnappers	Arrested:	01
	Killed in Action:	NIL
	Kidnappers Recovered:	02
Action against Proclaimed Offenders	Arrested:	02
	Killed in Action:	NIL

تفصیل Investigation Staff اور

Cases Investigation	Terrorism:	24
	Extortion:	03
	Kidnapping for Ransom:	03
	Murder:	10
	Robbery / Dacoity	NIL
Cases Traced	Terrorism:	07
	Extortion:	02
	Kidnapping for Ransom:	01
	Murder:	NIL
	Robbery / Dacoity	NIL

Altos
Superintendent of Police,
FRP D.I. Khan Range

Accused persons convicted	Terrorism:	NIL
	Extortion:	NIL
	Kidnapping for Ransom:	NIL
	Murder:	NIL
	Robbery / Dacoity	NIL

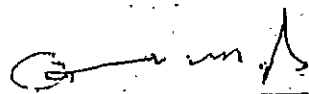
نزد دفتر DIG, CTD بروقت بھوائے جاچکے ہیں۔ اور ابھی اس قابل ستائش کارروائی کیلئے اتنی بہترین کارکردگی کے باوجود کمر بستہ ہو رہے تھے کہ مجھے 2nd Junior Command Course کیلئے Select کر لیا گیا اور مجھے حیات آباد پشاور مورخہ 08/08/2016 حاضری کرنی پڑی اور Dual Charge جناب DSP عبدالرؤف خان کو جناب DIG صاحب CTD نے سونپ دیا۔ اور باقی ماندہ پیریڈ میں کم از کم تین ماہ اور کچھ دن میری یہ آسامی Dual charge کے نیچے رہی۔ جس کی وجہ سے قابل ستائش کارروائی رواں دواں میں ابھی خاصی لرزش پیدا ہو کر مطلوبہ نتائج جو میری دانست کے مطابق تھے نہ آسکے۔

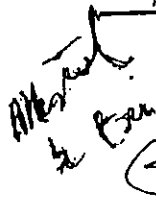
والہ شان: یعنی امر ہے کہ Adverse remarks کے دیئے گئے پیریڈ میں تین ماہ اور تین دن سکیڈ جو نیئر کمانڈ پر صرف ہو گئے تو اس لحاظ سے باقی ماندہ پیریڈ کم و بیش چار ماہ کا پیریڈ کی کارروائی میرے کھاتے میں آئی جو کہ جناب DIG, CTD صاحب کے Adverse remarks کا نتیجہ بنی۔ اور اس کا موازنہ میرے 07 ماہ اور 25 دن کی صورت میں پیش ہوا۔ حالانکہ صورت حال ایسی نہ تھی جس میں تین ماہ اور تین دن کا پیریڈ برائے جو نیئر کمانڈ کورس کو منہا نہیں کیا گیا۔ بصورت دیگر چار ماہ کی کارروائی اور ٹیم کی تبدیلی کے صورت حال کے تحت الحمد للہ قابل ستائش تھی جس کو اس انداز سے اگر آج بھی پرکھا جائے تو کسی بھی پولیس آفیسر کے اس پیریڈ کی درج بالا کارروائی کے مقابلہ میں قابل ستائش اور درست ہے۔

لہذا میری انتہائی مؤدبانہ گزارش ہے کہ میرے پیریڈ Adverse remarks میں حاضری پیریڈ، کارکردگی پیریڈ، جو نیئر کمانڈ کورس پیریڈ کو علیحدہ علیحدہ کر لیا جائے تو انشاء اللہ یہی Adverse remarks میرے محسن آفیسر صاحب ختم فرما سکتے ہیں۔

براہ کرم! میرے پیریڈ درج بالا بمع کارروائی کو شفیق انداز سے پرکھا جائے اور Adverse remarks کو ختم فرمایا جاوے۔ آنجناب کی عین ماتحت پروری ہوگی۔

مورخہ 13/11/2017





 Superintendent of Police

 FRP U.I.Khan Range

Mr. Aman Khan - Acting SP, FRP, DI Khan

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

No. 752 /ST

Dated 12-4- /2019


To,

Deputy Inspector General of Police,
Head Quarters, CPO, Peshawar.

SUBJECT: - ORDER IN APPEAL NO. 343/2018, AMANULLAH KHAN VS GOVT.

I am directed to forward herewith a certified copy of Order/Judgment dated 26.03.2019 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


REGISTRAR,
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR