

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 1102/2018

Date of Institution ... 10.08.2018

Date of Decision ... 21.01.2022

Rahmat ud Din S/o Nizam ud Din R/o Tehsil Mastuj Village Kosht District Chitral,  
Ex-Police Constable No.889 District Chitral. ... (Appellant)

**VERSUS**

Government of Khyber Pakhtunkhwa through Secretary the Secretary Home and  
Tribal Affairs Khyber Pakhtunkhwa Peshawar and others.

... (Respondents)

Syed Ghufuran Ullah Shah,  
Advocate

... For Appellant

Muhammad Adeel Butt,  
Additional Advocate General

... For respondents

**AHMAD SULTAN TAREEN**  
**ATIQU-UR-REHMAN WAZIR**

...  
...

**CHAIRMAN**  
**MEMBER (EXECUTIVE)**

**JUDGMENT**

**ATIQU-UR-REHMAN WAZIR MEMBER (E):-**

Brief facts of the

case are that the appellant while serving as Constable in Police Department, was proceeded against on the charges of absence from duty and was ultimately dismissed from service vide order dated 14-12-2017. Feeling aggrieved, the appellant filed departmental appeal, which was rejected vide order dated 05-03-2018. The appellant filed revision petition, which was also rejected vide order dated 04-07-2018, hence the instant service appeal with prayers that the impugned orders dated 14-12-2017, 05-03-2018 and 04-07-2018 may be set aside and the appellant may be re-instated in service with all back benefits.

02. Learned counsel for the appellant has contended that the impugned orders are against law, facts and norms of natural justice, therefore, not tenable and liable to be set aside; that the appellant has not been treated in accordance with law, hence his rights secured under the law has badly been violated; that no regular inquiry was conducted hence the appellant was not afforded opportunity to defend his cause; that no chance of personal hearing has been afforded to the appellant, which is mandatory under the law; that absence of the appellant was not willful but was due to compelling reason of illness of his mother; that the respondents acted in arbitrary manner, while issuing the impugned order of dismissal.

03. Learned Additional Advocate General for the respondents has contended that the appellant was a habitual absentee, who had availed leave without permission of the competent authority; that no leave application was submitted to the competent authority for grant of leave on medical grounds nor any proof of illness of his mother was produced during the course of inquiry, hence the plea taken by the appellant is an afterthought; that on account of absence the appellant was suspended from service and his salary was stopped; during the course of disciplinary proceedings, the charges leveled against the appellant stood proved, hence he was awarded with appropriate punishment of dismissal from service.

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

05. Placed on record is charge sheet/statement of allegation dated 07-11-2016 containing allegation of absence of 68 days. Record is silent as to whether such charge sheet was served upon the appellant or otherwise, but the appellant after a year time was dismissed from service vide order dated 14-12-2017. Record would suggest that neither any inquiry was conducted nor show cause notice was served upon the appellant, thus the respondents skipped a mandatory step in

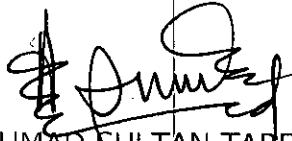
disciplinary proceedings. The appellant in the first place was not afforded opportunity of defense, as the appellant was not associated with disciplinary proceedings, as he was proceeded against in absentia. The Supreme Court of Pakistan in its judgment reported as 2008 SCMR 1369 has held that in case of imposing major penalty, the principles of natural justice required that a regular inquiry was to be conducted in the matter and opportunity of defense and personal hearing was to be provided to the civil servant proceeded against, otherwise civil servant would be condemned unheard and major penalty of dismissal from service would be imposed upon him without adopting the required mandatory procedure, resulting in manifest injustice. The appellant was not treated as per law, as in case of willful absence, the appellant was required to be proceeded against under Rule-9 of E&D Rules, 2011, but the respondents acted in arbitrary manner and dismissed the appellant without adhering to the method prescribed in law.

06. The appellant was not guilty of charges of gross misconduct or corruption, therefore, extreme penalty of dismissal from service for the charge of absence is on higher side, hence, quantum of the punishment needs to be reduced. Reliance is placed on 2006 SCMR 1120. The appellant has admitted his absence but such absence was not willful, rather due to illness of his mother, which does not constitute gross misconduct entailing major penalty of dismissal from service. Competent authority had jurisdiction to award any of the punishments mentioned in law to the government employee but for the purpose of safe administration of justice such punishment should be awarded which commensurate with the magnitude of the guilt, Otherwise the law dealing with the subject would lose its efficacy. Reliance is placed on 2006 SCMR 1120

07. In view of the foregoing discussion, the instant appeal is partially accepted. The impugned orders are set aside and major penalty of dismissal from service is converted into minor penalty of stoppage of increments for two years

and the intervening period is treated as leave without pay. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED  
21.01.2022



(AHMAD SULTAN TAREEN)  
CHAIRMAN



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

ORDER

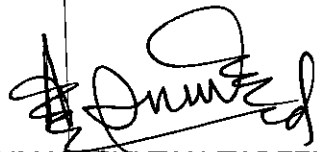
21.01.2022

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

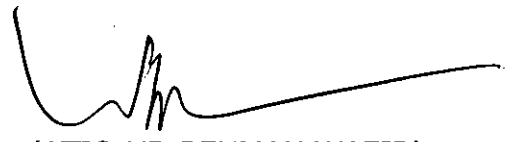
Vide our detailed judgment of today, separately placed on file, the instant appeal is partially accepted. The impugned orders are set aside and major penalty of dismissal from service is converted into minor penalty of stoppage of increments for two years and the intervening period is treated as leave without pay. Parties are left to bear their own costs. File be consigned to record room.

ANNOUNCED

21.01.2022



(AHMAD SULTAN TAREEN)  
CHAIRMAN



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

19.02.2021

Mr. Changez Khan, Advocate on behalf of counsel for the appellant and Syed Asif Masood, DDA alongwith Nasarul Mulk, Inspector (Legal) for the respondents present.

Yet again a request for adjournment is made on account of engagement of learned senior counsel before the Enrolment Committee of Supreme Court of Pakistan yesterday.

The record shows that on previous eight occasions the proceedings were adjourned upon the requests of appellant/counsel. Therefore, only a last chance, the matter is adjourned to 11.05.2021 for hearing before the D.B.



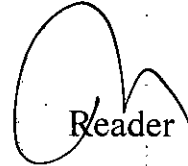
(Mian Muhammad)  
Member(E)



Chairman

11.05.2021

Due to demise of the Worthy Chairman, the Tribunal is non-functional, therefore, case is adjourned to 31.08.2021 for the same as before.



Reader

31.08.2021

Due to summer vacations, the case is adjourned to 06.01.2022 for the same as before.




READER

06.01.2022

Clerk to counsel for the appellant present. Mr. Muhammad Rasheed, DDA for the respondents present.

Clerk to counsel for the appellant requested for adjournment on the ground that his counsel is not available today, due to general strike of the bar. Adjourned. To come up for arguments before the D.B on 20.04.2022.

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

  
Chairman

20.12.2019      Learned counsel for the appellant and Mr. Riaz Paindakheil learned Assistant Advocate General present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 24.02.2020 before D.B.

  
Member

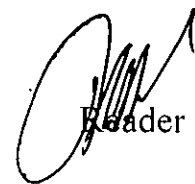
  
Member

24.02.2020      Learned counsel for the appellant present. Mr. Muhammad Jan learned Deputy District Attorney present. Learned counsel for the appellant seeks adjournment. Adjourn. To come up for arguments on 27.03.2020 before D.B.

  
Member

  
Member

27.03.2020      Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 17.06.2020 before D.B.

  
Reader



17.06.2020

Learned counsel for the appellant present. Mr. Riaz Khan Paindakheil learned Assistant Advocate General for the respondents present. Learned counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 10.09.2020 before D.B.



Member



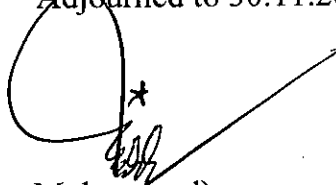
Chairman

10.09.2020

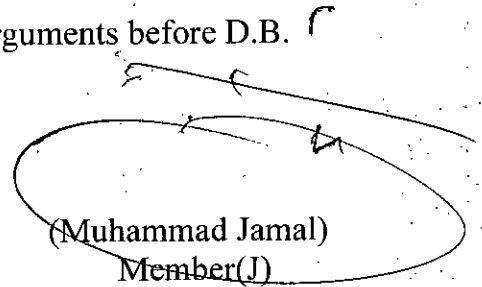
Appellant is present in person. Mr. Kabirullah Khattak, Additional Advocate General for respondents present.

Appellant requested for adjournment on the ground that his counsel is not available today.

Adjourned to 30.11.2020 for arguments before D.B.



(Mian Muhammad)  
Member (E)



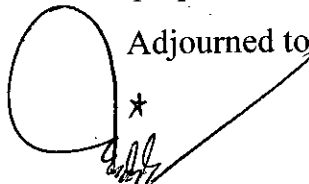
(Muhammad Jamal)  
Member (J)

30.11.2020

Counsel for the appellant present. Additional AG for respondents present.

Learned counsel requests for adjournment in order to further prepare the brief. .

Adjourned to 19.02.2021 for arguments before D.B.



(Mian Muhammad)  
Member (E)



Chairman

02.05.2019

Clerk to counsel for the appellant and Addl: AG for respondents present. Arguments could not be heard due to Learned Member (Executive) is on leave. Adjourned to 01.07.2019 before D.B.

  
(M. Amin Khan Kundi)  
Member

01.07.2019

Junior counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney alongwith Mr. Mubashir Hussain, Head Constable for the respondents present. Junior counsel for the appellant requested for adjournment on the ground that learned senior counsel is not available today. Adjourned to 27.08.2019 for rejoinder and arguments before D.B.

  
(HUSSAIN SHAH)  
MEMBER

  
(M. AMIN KHAN KUNDI)  
MEMBER

27.08.2019

Junior to counsel for the appellant and Mr. Zia Ullah learned DDA present. Junior to counsel for the appellant seeks adjournment on the ground that learned senior counsel for the appellant is not in attendance. Adjourn. To come up for arguments on 09.10.2019 before D.B.

  
Member

  
Member

9-10-2019

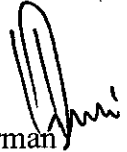
DUE TO TOUR OF HONBLE MEMBERS  
TO CAMP COURT SUENT THE CASE  
IS ADJURNED TO 20-12-2019

  
Reader

16.1.2019


Counsel for the appellant and Addl. AG alongwith Mohsinul Mulk, S.I (Legal) for the respondents present.

The representative of respondents states that the reply has been prepared but it is yet to be signed by respondent No. 2 which shall be done in a couple of days. Adjourned to 31.01.2019 for submission of reply.

  
Chairman

31.01.2019

Clerk to counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG for the respondents present and requested for adjournment for filing of written reply. Adjourned. To come up. for written reply/comments on 05.03.2019 before S.B.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

05.03.2019

Counsel for the appellant present. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Mubashir Hassan, Head Constable for the respondents present Written reply on behalf of respondents submitted. Copy of the same is handed over to learned counsel for the appellant. Adjourned to 02.05.2019 for rejoinder and arguments before D.B-II.

  
(MUHAMMAD AMIN KHAN KUNDI)  
MEMBER

**BEFORE THE KHYBER PAKHTUNKHUWA SERVICE  
TRIBUNAL PESHAWAR**

Service Appeal No. 1102 2018

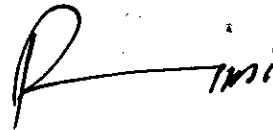
Rahmat ud Din

**V E R S U S**

Government of Khyber Pakhtunkhwa (KPK) through the Secretary  
Home and Tribal affair KPK Peshawar

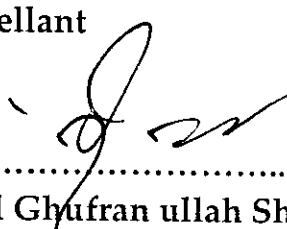
**INDEX**

S.No	Description of Documents	Annexure	Pages
1	Memo of Service Appeal		1-5
2	Affidavit		6
3	Addresses of Parties		7
4	Copy of charge sheet alongwith statement of allegation.	"A"	8-9
5	Copy of impugned Order	"B"	10
6	Copy of impugned Order in appeal along with correspondence	"C"	11-12
7	Wakalatnama		✓



Appellant

Through

  
.....  
Syed Ghufan ullah Shah  
(Advocate Peshawar)  
Office; 22-A Nasir Mansion  
Railway Road, Peshawar  
Cell No.0334-9185580

**BEFORE THE KHYBER PAKHTUNKHUWA**  
**SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 1102 2018.

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 1269

Dated 10-8-2018

Rahmat ud Din

S/o Nizam ud Din R/o Tehsil Mastuj Village Kosht District Chitral,  
Ex-Police Constable No. 889 District Chitral.

.....Appellant

**VERSUS**

1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary Home and Tribal affair KPK Peshawar.
2. Inspector General of Police Khyber Pukhtunkwa Peshawar.
3. AIG/Establishment for Inspector General of Police Khyber Pukhtunkwa Peshawar.
4. Deputy Inspector General of Police Malakand Division Saidu Sharif Sawat.
5. District Police Officer Chitral.
6. Secretary Finance Government of K.P.K at Civil Secretariat Peshawar.

.....Respondents

**Filed to-day**

**Registrar**

10/8/18

**Re-submitted to -day  
and filed.**

**Registrar**

5/9/18

Appeal against the impugned Order bearing No. 12173-79 dated 14-12-2017 issued by District Police Officer Chitral/Respondent No. 6 as well as impugned order bearing No. 2670/2018 dated 04-07-2018 (received on 16-07-2018) issued by AIG/Establishment for Inspector General of Police KPK/Respondent No.3; whereby the appellant has been imposed major Penalty of removal from service and his departmental appeal has been finally rejected respectively.

1. 1. 1.

2. 2. 2.

3. 3. 3.

4. 4. 4.

5. 5. 5.

6. 6. 6.

- C. That without show cause and suspension etc the proceeding has been continued by respondents which is violation of rules and illegal.
- D. That the application of the appellant for leave has been intentional destroyed and never picturized.
- E. That the appellate Committee has wrongly mixed other allegations and has travelled beyond his mandate, which is illegal and void.
- F. That the entire proceeding against the appellant has been made solely under the Police Rules resultantly the applicable provisions of Civil Service Act and applicable rules have been denied in the case of appellant.
- G. That the appellant has admittedly rendered spotless and qualified service of more than 23 years and there are sufficient leaves pending in his credit.
- H. That the allegations leveled against the appellant are not related to act or omission done under colour of uniform of the appellant therefore under the police Rule terms and condition of the appellant cannot be determined solely.
- I. That the order of punishment and order in appeal are conflicting to each other furthermore Respondent No.5 has aided in his order that "*Later on he also remained absent from duty w.e.f 29-06-2017 to 30-08-2017*" while the appellant was proceeded under charge sheet dated 07-11-2016. This situation clearly shows that the beside biased and one sided proceeding the service record of the appellant has also been tempered.
- J. That the punishment is too severe and is not proportionate to the gravity of offence.
- K. That the appellant was given no chance of personal hearing and it is a demand of natural justice that no one should be condemned unheard.

Form- A  
FORM OF ORDER SHEET

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

Case No. 1102/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	05/09/2018  7-9-18	<p>The appeal of Mr. Rehmat-ud-Din resubmitted today by Syed Ghufraan Ullah Shah Advocate may be entered in the Institution Register and put up to the Learned Member for proper order please.</p> <p style="text-align: right;">REGISTRAR 5/9/18</p> <p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>17-10-18</u>.</p> <p style="text-align: right;">MA MEMBER</p>
2-		



17.10.2018

Counsel for the appellant present. Preliminary arguments heard and case file perused. Learned counsel for the appellant argued that he was awarded major punishment of dismissal from service vide impugned order dated 09.04.2018. He filed departmental appeal on 30.04.2018 which was rejected on 06.08.2018, hence, the instant service appeal. All legal requirements before imposition of major punishment were not observed by the respondents as such the appellant was condemned unheard.

Appellant Deposited  
Security & Process Fee

Points urged need consideration. Admit, subject to deposit of security and process fee within 10 days, thereafter, notices be issued to the respondents for written reply/comments for 03.12.2018 before S.B.

  
(AHMAD HASSAN)  
MEMBER

03.12.2018

Counsel for the appellant present. Mr. Kabirullah Khattak, Addl: AG for respondents present.

Representative of the respondents states that notices were received lately in Chitral, therefore, request for further time for submission of written reply. Adjourned. To come up for written reply/comments on 16.01.2019 before S.B.


  
Chairman

The appeal of Mr. Rahmat-ud-Din son of Nizam ud Din r/o Tehsil Mastuj Ex-Police Constable no. 889 received today i.e. on 10.08.2018 is incomplete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

- 1- Copy of departmental appeal and revision petition mentioned in the memo of appeal are not attached with the appeal which may be placed on it.

No. 1613 /S.T,

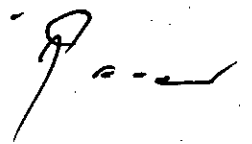
Dt. 10/8 /2018.

  
REGISTRAR 10/8/18  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

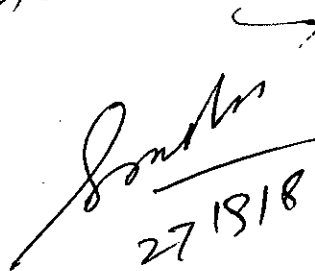
Syed Ghufanullah Shah Adv. Pesh.

Respected Sir,

Requested for Extension of Time.




10 day extension

  
27/8/18

R/Sir:

The Decision of the Departmental appeal is available on file and Memo of appeal / Revision is not available with the appellants therefore to be put before the bench.



**BEFORE THE KHYBER PUKHTUN KHWA SERVICE TRIBUNAL, PESHAWAR.**

Service Appeal No.1102 of 2018.

Rahmat ud Din

S/O Nizam ud Din R/o Tehsil Mastuj Village Kosht District Chitral.

Ex-Police Constable No.889 District Chitral

.....Appellant

Versus

1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary Home and Tribal affair KPK Peshawar.
2. Inspector General of Police Khyber Pakhtunkhwa Peshawar.
3. AIG/Establishment for Inspector General of Police Khyber Pakhtunkhwa Peshawar.
4. Deputy Inspector General of Police Malakand Division Saidu Sharif Swat.
5. District Police Officer (DPO) Chitral.
6. Secretary Finance Government of K.P.K at Civil Secretariat Peshawar.

.....Respondents

Index

S.No.	Description of Documents	Annex	Page No.
1	Para wise comments		1 to 3
2	Authority Letter.		4
3	Affidavit		5
4	Counter Affidavit.		6
5	Suspension and pay stoppage	A,B & C	7,8 & 9
6	Charge sheet and summary of allegation	D & E	10,11
7	Second Absentia repot	F	12
8	Copy of detail of absence and punishment	G to Q	13 to 23

District Police Officer,  
Chitral

Service Appeal No.1102 of 2018.

Rahmat ud Din

S/O Nizam ud Din R/o Tehsil Mastuj Village Kosht District Chitral.

Ex-Police Constable No.889 District Chitral

.....Appellant

Versus

1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary Home and Tribal affair KPK Peshawar.
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5. District Police Officer (DPO) Chitral.
6. Secretary Finance Government of K.P.K at Civil Secretariat Peshawar.

.....Respondents

**Parawise Comments on behalf of Respondents No.1 to 6**

**Preliminary objections:-**

Respectfully Sheweth!

- (1) That the appeal in hand is badly time barred.
- (2) That the appeal is bad in law due to joining of unnecessary parties.
- (3) That the appellant has not come to the Tribunal with clean hands.
- (4) That the appellant has got no cause of action as the appellant has not been removed from service, but has been retired from service compulsorily.

**On facts:-**

1. That Para No.1 is correct to the extent that the appellant was enlisted as constable in district Police Chitral in the year 1995, but till his retirement his service in the force has never been satisfactory.
2. That para No.2 is totally incorrect and false. His Service has never been found well according to the rules, discipline, punctuality and devotion as required.
3. That para No.3 is denied. The deserving and justified application for leave of the appellant have always been accepted, but despite that he has time and again remained absent and become a habitual absentee.
4. That Para No.4 is denied as he has submitted no leave application and neither he produced any proof about the illness of his mother to the competent authorities at the time of enquiry and neither has attached any such proof in the honorable Tribunal in support of his appeal.
5. That para No.5 is incorrect. The appellant had deliberately remained absent from duty, therefore as per Police Rules he has been entered as absent in P.P Daily Diary and his pay had been stopped which is a routine legal process.
6. That Para No.6 is incorrect. As soon as the absentia report received to the competent authority he was suspended and his pay was stopped as legal routine. Absentia report, suspension order and pay stoppage are attached as annexure .....  
"A, B & C".

7. That Para No.7 is incorrect. After his suspension and initiation of departmental action as a legal requirement no duty could be taken from the appellant, copy of charge sheet and summary of allegations are attached as annexure..... "D & E".
8. That Para No.8 is denied. The delay in finalizing and issuance of order has caused due to delaying tactics of the appellant and also to provide him long chance of defence. He had been later on ordered to perform duties, but in the course of which he again remained absent for about 61 days.
9. That Para No.9 is correct subject to the plea taken in para No.8.
10. That para No.10 is true. He has been given chance of personnel hearing to raise any objection on the enquiry proceeding, or to refer any injustice done etc with him during the course of enquiry and also final show cause notice was given to him by the competent authority, but he failed to produce anything in his defence before the high ranking appellate board, hence his revision petition was also rejected.

**On grounds:-**

- A. That point A is denied. Reply has been given in the head of facts. The appellant has been proceeded departmentally on the charge of remaining absent for 68 days and kept in suspension, but when for the purpose of duties his suspension order was withdrawn he again remained absent for a long time. No illegality or malafide has been committed with the appellant. Copy of second absentia report is enclosed as annexure..... "F".
- B. That Point B is incorrect and false. All opportunity of being heard and defence have been given to the appellant during the enquiry but he has failed to produce any defence. On the other hand the charge against the appellant has been proved beyond any doubt from the undeniable record and the service record of the appellant. The Service record of the appellant is full of red entries and which the appellant has badly failed to cross or negate.
- C. That point C is incorrect. All codal and legal formalities have been strictly followed during the enquiry.
- D. That point C is totally false. The appellant has got every chance, ways and means to communicate his leave application to the competent authority, which he failed and also failed to produce any defence during the enquiry till the disposal of his last revision, to convince that his absence was not deliberate or he had not been given any chance to get leave.
- E. That point E is denied. The final order of the appellate board is well according to law and is based on the facts.
- F. That Point F is incorrect and illegal. Being a member of police force which has been constituted under Police Act R/W Police Rules, appellant has been proceeded under police rules 1975 amended 2014 and no question of proceeding under Civil Servent E & D Act/rule arises and the case of the appellant is not the only example.
- G. That point G is totally false and incorrect. The appellant is a previous convict of 55 time for 831 days absence in his record and his service record is full of red entries though he was not deserving any leniency and concession as he had been given ample leniency several time and chance to amend himself, which he failed and misused the leniency of the department and repeated the same act/omission time and again and proved himself not fit for police service, still he was given maximum leniency and instead dismissal, he was retired compulsorily. Detail of his absence and punishment order are attached as annexure..... "G to Q".
- H. That point H is incorrect. Absence from duty is a serious misconduct and negligence in law enforcing agency which the appellant has committed reportedly and become a stigma for police department.

- I. That point I is incorrect. As replied in preceding paras.
- J. That Point J is incorrect. The punishment awarded is well according to law and too lenient as compare to the offence committed by the appellant. No alternate had left with the respondents except to retire the appellant in the best interest of the discipline of the force.
- K. That point K is incorrect. The appellant had been given ample opportunity of defence and hearing during the enquiry by the enquiry officer and by the competent authority and appellate authorities in Orderly room, but he failed to produce any defence or convince the concerned authorities in orderly Room or during the enquiry.
- L. That reply to the point L has been given in Point "J" above.
- M. That point M is incorrect. Reply has been given in point "F" above.
- N. That point N is admitted correct, however police being a Law enforcing agency the terms and condition pertaining to Civil Servents of Civil Departments are not totally applicable on police.
- O. That point O is opposed. However the respondents reserve the right of rebuttal and to submit additional plea and reply at later stages if required.

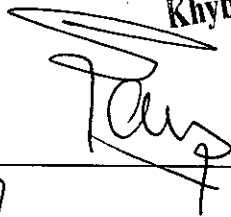
**Prayer:**

In light of the facts submitted above the instant Service Appeal may be dismissed as the appellant has not challenged the compulsory retirement and taken it as removal from service which is a different degree of major punishment.

1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary, Home and Tribal affair KPK Peshawar.

  
Home Secretary  
Khyber Pakhtunkhwa

2. Inspector General of Police Khyber Pakhtunkhwa, Peshawar. (2& 3)



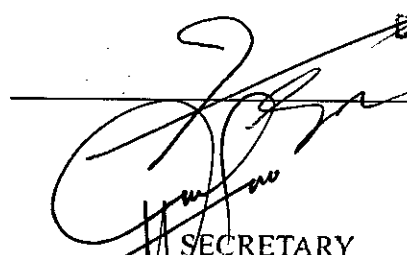
3. Deputy Inspector General of Police, Malakand Division, Saidu Sharif Swat.

  
Deputy Inspector  
Malakand Division, Swat.

4. District Police Officer (DPO) Chitral.

District Police Officer  
Chitral

5. Secretary Finance Government of K.P.K, at Civil Secretariat Peshawar.

  
SECRETARY  
Govt. of Khyber Pakhtunkhwa  
Finance Dept:

.....Respondents

**BEFORE THE KHYBER PUKHTUN KHWA SERVICE TRIBUNAL, PESHAWAR.**Service Appeal No.1102 of 2018.

Rahmat ud Din

S/O Nizam ud Din R/o Tehsil Mastuj Village Kosht District Chitral.

Ex-Police Constable No.889 District Chitral

.....Appellant

**Versus**

1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary Home and Tribal affair KPK Peshawar.
2. Inspector General of Police Khyber Pakhtunkhwa Peshawar.
3. AIG/Establishment for Inspector General of Police Khyber Pakhtunkhwa Peshawar.
4. Deputy Inspector General of Police Malakand Division Saidu Sharif Swat.
5. District Police Officer (DPO) Chitral.
6. Secretary Finance Government of K.P.K at Civil Secretariat Peshawar.

.....Respondents

**Authority Letter.**

Sher Mohsinul Mulk Inspector Legal of District Police Chitral is hereby authorized and deputed to attend Service Tribunal, KPK, Peshawar in Service Appeal No.1102 of 2018 titled Rahmat ud Din S/O Nizam ud Din R/o Tehsil Mastuj Village Kosht District Chitral. Ex-Police Constable No.889 District Chitral as departmental representative

1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary, Home and Tribal affair KPK Peshawar.

2. Inspector General of Police Khyber Pakhtunkhwa, Peshawar. (2& 3)

3. Deputy Inspector General of Police, Malakand Division, Saidu Sharif Swat.

4. District Police Officer (DPO) Chitral.

5. Secretary Finance Government of K.P.K, at Civil Secretariat Peshawar.

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*Signature*

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*Signature*

\_\_\_\_\_

Deputy Inspector General of Police,  
Malakand Division, Saidu Sharif Swat.

\_\_\_\_\_

District Police Officer  
Chitral

\_\_\_\_\_

*Signature*

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SECRETARY  
Govt of Khyber Pakhtunkhwa  
Finance Deptt:

.....Respondents

**BEFORE THE KHYBER PUKHTUN KHWA SERVICE TRIBUNAL, PESHAWAR.**

Service Appeal No.1102 of 2018.

Rahmat ud Din

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Ex-Police Constable No.889 District Chitral

.....Appellant

Versus

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4. Deputy Inspector General of Police Malakand Division Saidu Sharif Swat.
5. District Police Officer (DPO) Chitral.
6. Secretary Finance Government of K.P.K at Civil Secretariat Peshawar.

.....Respondents

**Affidavit**

We the following respondents do hereby solemnly affirm that the contents of Parawise comments are true to the best of our knowledge and belief and nothing has been concealed from the Honorable Tribunal.

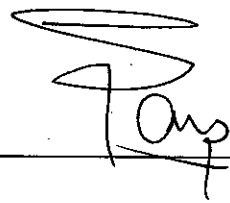
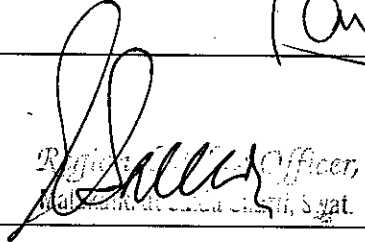
1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary, Home and Tribal affair KPK Peshawar.


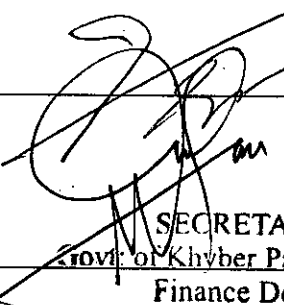
2. Inspector General of Police Khyber Pakhtunkhwa, Peshawar. (2& 3)

3. Deputy Inspector General of Police , Malakand Division, Saidu Sharif Swat.

4. District Police Officer (DPO) Chitral.

5. Secretary Finance Government of K.P.K, at Civil Secretariat Peshawar.

.....  
  
.....  
  
Deputy Inspector General of Police,  
Malakand Division, Saidu Sharif Swat.

.....  
  
District Police Officer  
Chitral  
.....  
  
SECRETARY  
Govt. of Khyber Pakhtunkhwa  
Finance Deptt:

.....Respondents



**BEFORE THE KHYBER PUKHTUN KHWA SERVICE TRIBUNAL, PESHAWAR.**

Service Appeal No.1102 of 2018.

Rahmat ud Din

S/O Nizam ud Din R/o Tehsil Mastuj Village Kosht District Chitral.

Ex-Police Constable No.889 District Chitral

.....Appellant

Versus

1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary Home and Tribal affair KPK Peshawar.
2. Inspector General of Police Khyber Pakhtunkhwa Peshawar.
3. AIG/Establishment for Inspector General of Police Khyber Pakhtunkhwa Peshawar.
4. Deputy Inspector General of Police Malakand Division Saidu Sharif Swat.
5. District Police Officer (DPO) Chitral.
6. Secretary Finance Government of K.P.K at Civil Secretariat Peshawar.

.....Respondents

**Counter Affidavit.**

Verified that the contents of Parawise comments/ reply are true and correct and noting have been concealed from the tribunal.

1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary, Home and Tribal affair KPK Peshawar.

2. Inspector General of Police Khyber Pakhtunkhwa, Peshawar. (2& 3)

3. Deputy Inspector General of Police , Malakand Division, Saidu Sharif Swat.

4. District Police Officer (DPO) Chitral.

5. Secretary Finance Government of K.P.K, at Civil Secretariat Peshawar.

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*Tanz*

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*Said*

Deputy Inspector General of Police,  
Malakand Division, Saidu Sharif Swat.

\_\_\_\_\_

District Police Officer  
Chitral

\_\_\_\_\_

SECRETARY  
Govt: of Khyber Pakhtunkhwa  
Finance Deptt.

.....Respondents

(1)

36

Suspension order.

Suspended from service due to absence from  
19-2-2009 to 21-3-2009 for a period of 29 days  
vide order no. 2093-98/E-II, dt. 17-4-2009  
issued at 11.0.2 at Chitral.

Punishment Order.

Amended Minor Punishment of Censure. The period of  
absence from 19-2-09 to 21-3-09 is treated as leave  
without pay and period of absence from 22-3-09 to 9-4-09  
is treated as earned leave. He is re-instated in  
service from the date of absence i.e. 17-4-2009 vide  
order no. 4096-98/E-II, dt. 1-6-09 & B No. 338 dt. 3-6-09.

*[Signature]*  
District Police Officer  
Chitral

**ATTESTE!**

*[Signature]*  
District Police Officer  
Chitral

*[Signature]*  
Inspector

ملک کی حالت اور حالات اور خبریں

جوئی ریسور

23

8. رپورٹ برطانوی کیم اے این جی 22 دنت 25  
استیجیٹن ریمٹ اینڈ 889 گورنمنٹ سروس کے لئے  
ایریا جوئی سڈ اینڈ ہم قورڈرنا یا ماہرین کے لئے گورنمنٹ  
ایریا رپورٹ برطانوی درجہ 2 -

12 دنت 5 1000 اسٹیجیٹن  
کیم اے این جی 889 گورنمنٹ سروس کے لئے  
تھیں وہیں ماہرین آ کر حالت برطانوی بیان کریں گے۔ والدہ کی بیماری کے  
اقابت کے سبب میں اپنے والدہ کے ساتھ ساتھ گورنمنٹ کے لئے  
لبر والدہ محنت یا۔ جوئی گورنمنٹ آریا ماہرین کے لئے  
لا سے سبھی چاہتوں۔ گورنمنٹ کے لئے بیان 2 - گورنمنٹ کے لئے

صفا کی

تفصیلات اور سڈ اینڈ گورنمنٹ کے لئے

کل پروفیشن

(کل غیر ماہرین)  
12 لبر

12 لبر 9 گنت 40 گنت

7112/16

OSI TO DPO  
for necessary  
action

7112/16  
PP-K...

Sir  
forwarded  
S/O P. B. B  
dt 01-01-06

ATTESTED

Inspector  
Legal Chitral

SDPO/Orwash  
07-01-07

## ORDER BOOK

Contin---

Section Head	Details of Order
588 ORDER	vide This office order NO 8046 49 date 25/08/2016 - In The Light of Director FSL Peshawar office signal NO 1026-51/FSL date 22-08-2016, Constable Samir ur Rehman No 810 Investigation wing Chitral is hereby selected for finger print course commencing w.e.f 10-09-2016 at FSL Peshwar.
589 ORDER	vide: This office order NO 8050 57/E-11 date 25-08-2016. In compliance with order of Deputy Inspector General of Police Traffic KPK Peshawar office signal NO 2545-80/EC dated 18-08-2016 The following constable of this District Police are hereby selected for 145 Advance Traffic course - 1- FC Ziqur Rehman NO 908 P.S Arandu. 2- FC Farhad Ahmad NO 36 Police Line
590 Medical Leave	Constable Syed Ahmad NO 673 Posted Traffic staff Chitral is hereby granted (2) week Medical Leave.
591 Pay STOP	Pay of Constable Rahmat ul Din NO 889 Poste P.P Rumbhor is hereby STOP w.e.f 11-08-2016 due to his absence.
592 Pay stop	Pay of Constable Sohail Ahmad NO 918 Posted P.S Bumbrode is hereby STOPped w.e.f 19-08-2016 due to absent.
593 Pay STOP	Pay, of Constables Riya Ahmad NO 677 & Nawab Sharif NO 1102

**ATTESTED**Inspector  
Legal Chitral

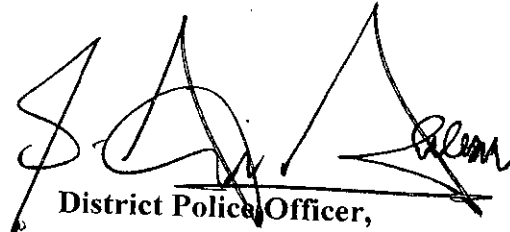
(4)  
(2)

Annexure "D & E,"


CHARGE SHEET

I, Syed Ali Akber Shah (PSP) District Police Officer, Chitral as a competent authority, hereby charge you constable Rehmat-ud-Din No.889 as follows:

1. That you while during posting at PP Rumboor PS Bumburate remained absent from duty w.e.f 11.08.2016 to 18.10.2016 total 68 days without prior permission of your superior and your pay has been stopped vide OB No.591, dated 25.08.2016. Which is gross misconduct on your part as defined in Police Disciplinary Rules, 1975 amended 2014.
2. By the reason of the above, you appear to be guilty of misconduct and have rendered yourself liable to all or any of the penalties specified in Rule -4 of the disciplinary Rule 1975 amended 2014.
3. You are: therefore, require to submit your written reply/ defence with in (07) days of the receipt of this charge sheet to the enquiry Officer.
4. Your written reply, if any, should reach to the enquiry officer, Mr. Muhy-ud-Din Acting DSP/HQrs: within the specified period, failing which it shall be presumed that you have no defence to put and in that case ex-parte action shall follow against you.
5. Intimate as to whether you desire to be heard in person or not
6. A statement of allegation is enclosed.

  
District Police Officer,  
Chitral,

ATTESTED

  
Inspector  
Legal Chitral

(5)

Annexure D & E.

**DISCIPLINARY ACTION**

I, Syed Ali Akber Shah (PSP) District Police Officer, Chitral as a competent authority, am of the opinion that you Constable Rehmat-ud-din No.889 have rendered yourself liable to be proceeded against departmentally as you have committed the following acts/omissions as defined in Rule 2 (III) Police Rules 1975, amended 2014.

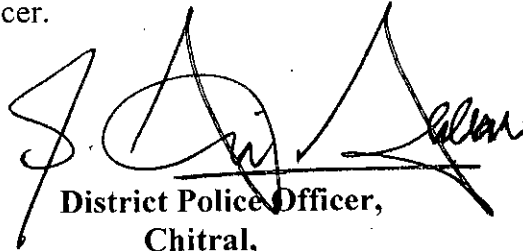
**SUMMARY OF ALLEGATION**

That he while during posting at PP Rumboor PS Bumburate remained absent from duty w.e.f 11.08.2016 to 18.10.2016 total 68 days without prior permission of your superior and his pay has been stopped vide OB No.591, dated 25.08.2016. Which shows his carelessness, not keen interest in his official duty and irresponsible act on your part. Which is gross misconduct on his part as defined in Police Rules, 1975 amended 2014.

2. For the purpose of scrutinizing the conduct of said officer with reference to the above allegation, Mr. Mohy-ud-Din acting DSP/HQrs Chitral is appointed as Enquiry Officer.

3. The Enquiry Officer shall conduct proceedings in accordance with the provision of Police Rules, 1975 amended 2014 and shall provide reasonable opportunity of defence and hearing to the accused officer, record its findings and make within seven (7) days of the receipt of this order, recommendation as to punishment or other appropriate action against the accused officer.

4. The accused officer shall join the proceeding on the date, time and place fixed by the Enquiry officer.

  
District Police Officer,  
Chitral,

No. 11328-29/E-II, Dated Chitral 07/11/2016.

Copy along with Charge Sheet to:-

1. Mr. Mohy-ud-Din acting DSP/HQrs: Chitral, to initiate enquiry under Police Rule 1975 amended 2014.
2. Constable Rehmatud Din No.889 posted PP Rumboor PS Bumburate C.O SHO PS Bumburate.

**ATTESTED**

  
Inspector  
Local Chitral.

حکومت راجستری

نقلہ روزنامہ

پتہ چیترا

میل 12 - راجستری چیترا حاضری - 1000 میر علی محمد خان و سہ 1630 سے فوراً  $\frac{6}{17}$  29 19 میل  
 کیس میں عابد الرحمن فر 1259 کوٹہ میل 11 قمرہ  $\frac{6}{17}$  24 سے چیترا رحمت الدین فر 389  
 کوٹہ میل 15 قمرہ  $\frac{6}{17}$  26 سے  $\frac{3}{4}$  یوم رفت پر گھر خود گئے ہوئے تھی چیترا  
 والیں ملکوں تھی کافی اشتہار کرنے کے باوجود تاحال حاضری نہ ہے۔ یہذا پر  
 دو کیسوں والا کے خلاف راجستری چیترا حاضری دہا روزنامہ کی جانب سے نوٹ  
 پر مفضل بیان لیا جا کر نقلہ چھوڑا۔ ورت کر کے مراد مناسب ہو گئے  
 کارروائی کے شروع والا کی فرسٹ میں ارسال کی جا چکی۔ راجستری دہا ہے۔

حاضری راجستری - چیترا رحمت الدین فر 389 تاحال چیترا حاضری ہے۔

حکومت چیترا

نقلہ بمطابق اصل دست ہے

کل چیترا حاضری 61 دن

Account  
 11711 - 15 - number  
 30 - 08 - 017

68 سالہ عمر چیترا  
 61 موجودہ عمر چیترا  
 129

Sir  
 Forwarded  
 11711 - 15 - number  
 30 - 08 - 017

ATTESTED

  
 Inspector  
 Legal Chitral

15-CENSURES AND PUNISHMENTS.

Charged: Absence from 18-2-96 to 23-2-96.

Punishment: Four days L.W.O Pay OB No 142 dt 3-5-96.

(4)

YSPFRPSwat

(2)

Charged: Absent from 19-8-96 to 21-8-96 and 23-8-96 to 25-8-96 and 31-8-96 to 3-9-96

Punishment: Six days L.W.O pay vide OB No: 312 dt 5-11-96

(6)

YSPFRPSwat

Charged: Absent from 16-1-87 to 17-1-87

Punishment: one day L.W.O - Pay vide OB No: 30-

Date: 15-2-87.

(11)

YSPFRPSwat

ATTESTED  
Inspector  
Legal Chitral

Charged: Absence from 13 <sup>2</sup>/<sub>97</sub> to 21 <sup>2</sup>/<sub>97</sub>

Punishment: Eight days L.W.O pay vide OB No dt 8 <sup>4</sup>/<sub>97</sub>

(8)

YSPFRPSwat

Charged: Absence from 2 <sup>4</sup>/<sub>97</sub> to 4 <sup>4</sup>/<sub>97</sub>

Punishment: one day L.W.O pay vide OB No: 110 dt 5-5-87

(1)

YSPFRPSwat

Charged: Absence from 26 <sup>5</sup>/<sub>97</sub> to 26-5-97.

Punishment: one day L.W.O Pay OB No: 133 dt 7 <sup>6</sup>/<sub>97</sub>

(1)

YSPFRPSwat

Charged: Absence from 10-6-97 to 27-6-97.

Punishment: sixteen days L.W.O pay vide OB No: 182

(10)

DP 29-7-97

37

YSPFRPSwat  
13/8



15-CENSURES AND PUNISHMENTS.—Contd.

<p>Serial No. 8</p>	<p>Charged: Absence from 20.6.97 to 27.6.97. Punishment: Six days L.W.O pay vide OB no: 186 Dt: 29.7.97. (6) <i>SP-FRP Swat</i></p>	<p>Charged.</p>
<p>9</p>	<p>Charged: Absence from 1-1-98 to 3-1-98. Punish: one day L.W.O pay vide OB no 51 dt 16.3.98. (1) <i>SP-FRP Swat</i></p>	
<p>10</p>	<p>Charged: Absence from 2 days. Punish: 2 days L.W.O pay and Rs. fine 20/- (2) vide OB no: 221 dt: 2-9-98. <i>Supdt: of Police FRP Mkd. Range, Swat</i></p>	<p>Punishment</p>
<p>11</p>	<p>Charged: Absence from 9<sup>1</sup>/<sub>8</sub> to 14<sup>1</sup>/<sub>8</sub>. Punish: Three days L.W.O pay and Rs: 30/- only fine vide OB no: 221 dt: 2-9-98. (3) <i>Supdt: of Police FRP Mkd. Range, Swat</i></p>	
<p>12</p>	<p>Charged: while posted at FRP/Chitral absented himself from duty w.e.f 6<sup>12</sup>/<sub>98</sub> to 24<sup>12</sup>/<sub>98</sub>. Punishment: After the d/e. The absence period (18) days L.W.O pay and fine Rs. 100/- vide OB no: 74 dt 6.4.98. (4) <i>Supdt: of Police FRP Mkd. Range, Swat</i></p>	<p>TESTED Director Legal Chitral</p>
<p>13</p>	<p>Charge: Absence from 14-4-99 to 23-4-99. Punish: 09 days L.W.O. Pay and fine Rs. 90/- only OB 107 dt: 6-5-99. (5) <i>Supdt: of Police FRP Mkd. Range, Swat</i></p>	<p>15 - Charg. Punish.</p>
<p>14</p>	<p>Charged: Absence from 17<sup>10</sup>/<sub>99</sub> to 22<sup>10</sup>/<sub>99</sub>. Punishment: Five days L.W.O pay and fine Rs: 250/- only OB no: 237 dt: 3<sup>11</sup>/<sub>99</sub>. (6) <i>Supdt: of Police FRP Mkd. Range, Swat</i></p>	<p>OB 42 6-4 Charg Pun</p>

15-CENSURES AND PUNISHMENTS.-Contd.

Charged:- while posted at P.P./Chitral absented himself from duty w.e. from ①  $5 \frac{7}{99}$  to  $30 \frac{8}{99} = 55$  days.  
 ②  $10 \frac{9}{99}$  to  $13 \frac{9}{99} = 02$  days.  
 ③  $15 \frac{9}{99}$  to  $26 \frac{9}{99} = 10$  days.  
 ④  $29 \frac{9}{99}$  to  $15 \frac{10}{99} = 16$  days.  
 ⑤  $25 \frac{10}{94}$  to  $9 \frac{11}{99} = 14$  days.  
 ⑥  $9 \frac{11}{99}$  to  $14 \frac{12}{99} = 35$  days.

Total = 132 days

Punishment: ① The absence 132 days treated as h.w.o pay.

② Two <sup>02</sup> annual increments are stopped without commulative effect.

③ Transferred to P.P./H.Q.s. on complaint basis.

④ Last warning is admissible to him to mend his ways.

vide Commett: P.P./N.W. P.P./resh: order Exdt

NO. 843/OSI dt: 9-2-2000 This Office

OB NO. 33 dt: 15-2-2000.

1 Subdt. of Police P.P.  
6 Mkd. Range, Swat.

15 Charged:- Absence from duty  $29 \frac{3}{2000}$  to  $14 \frac{4}{2000}$

Punishment:- Awarded a fine of Rs. 150

OB 422

6-4-2000

Charged: Absence from duty on  $26 \frac{4}{2001}$  to  $25 \frac{5}{2001}$

16 Punish: 29 days h.w.o pay.

OB NO. 145

21-7-2001

Subdt. of Police P.P.  
Mkd. Range, Swat.

Charged: Absence from 12-8-2001 to 17-8-2001

Punish: Four days h.w.o pay OB

NO. 175 dt: 1-8-2001

Subdt. of Police P.P.  
Mkd. Range, Swat.

ATTESTED

Inspector  
Legal Chitral

COMMANDANT  
Frontier Reserve Police  
N.W.F.P. Peshawar.

Charge: Absence

Five days

OB 270

26

Charge: Absence

Nine days

OB 27

27

Charge: Absence

Twenty days

RS 500 only

OB No. 273

Charge: Absence

11 1/3 to 2

25 days

The...

as...

Issued...

Will b...

OB No...

Charge...

Punish...

...

30

ATTESTED

Inspector Legal Officer

CHARACTER ROLL OF

15-CENSURES AND PUNISHMENTS--Concla.

Serial No.

Charge: Absence from 4-7-2001 to 10-7-2001. Punishment: Five days L.W. & pay with fine Rs. 100/- only OB No. 175 dt: 12-7-2001.

Charge: Absence from 5-9 to 8-9-2001. Punishment: Two days L.W. & pay OB No. 219 dt: 7-11-2001.

Charge: Absence from 24-4-2002 to 13-5-2002. Punishment: 19 days L.W. & pay with fine Rs. 500/- only OB No. 114 dt: 3-6-2002.

Charge: Absence from 17-8-02 to 22-8-02. Punishment: Four days L.W. & pay OB No. 176 dt: 5-9-2002.

Charge: Absence from 18-7-02 to 20-7-02. Punishment: Eight days L.W. & pay OB No. 169 dt: 27-8-02.

Charge: Abs. from 29-10-02 to 5-11-02. Punishment: Six days L.W. & pay and fine Rs. 60/- only OB No. 262 Date: 13-12-02.

Charge: Absence from 18-10-02 to 19-10-02 and 17-10-02 to 18-10-02 and 13-10-02 to 15-10-02. Punishment: 04 days.

Punishment: Three days L.W. & pay fine Rs. 30/- only OB No. 270 dt: 20-12-02.

Supdt. of Police PPT

Supdt. of Police PPT

Supdt. of Police PPT

Supdt. of Police PPT

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Supdt. of Police PPT

Supdt. of Police PPT

25

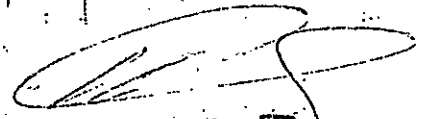
(12) A

Annexure C to D

Case: Absence from 30<sup>8</sup>/<sub>02</sub> to 5<sup>9</sup>/<sub>02</sub>

Sh. Five days L.W.O. pay fine Rs. 50/ only

OB 270 dt. 20<sup>12</sup>/<sub>02</sub>


  
Subdt: of Police FPO  
Mtd. Range, Swat

26

Case: Absence from 19<sup>10</sup>/<sub>02</sub> to 29<sup>10</sup>/<sub>02</sub>

Sh. Nine days L.W.O. pay and Rs. 100/-

OB 270 dt. 20<sup>12</sup>/<sub>02</sub>

  
Subdt: of Police FPO  
Mtd. Range, Swat

27


Case: Absence from 6<sup>9</sup>/<sub>02</sub> to 6<sup>10</sup>/<sub>02</sub>

(20) Twenty days L.W.O. pay and  
Rs. 500 only and issued last warning.

No. 273 Date 23.12.02

  
Subdt: of Police FPO

**ATTESTED**

  
Inspector  
Legal Officer

Absence from 20<sup>3</sup>/<sub>04</sub> to 22<sup>3</sup>/<sub>04</sub>  
 (Two days) L.W.O. pay free  
 R3/20. OBNO-107. dt. 20.4.04.

Annexure C1 to C2

ORDER

Supt: of Police FRP  
 Mkd: Range Swat

32 Constable Rahmat uddin No. 1196 Platoon No 36 Chitral has absent from duty for (106) days on following occasions,

- (1) From 15.7.03 to 18.8.03 (45) days
- (2) From 21.8.03 to 23.8.03 (10) days
- (3) From 26.8.03 to 30.8.03 (3) days
- (4) From 30.8.03 to 8.9.03 (9) days
- (5) From 11.9.03 to 28.10.03 (47) days

He was proceeded against departmentally. An enquiry committee consisting of following officers of FRP Swat was constituted by the SP/FRP M.K.A. Pany Swat.

- (1) Ins. Pector Hazrat ali RI/FRP Swat.
- (2) SI Habib ul Dihan of FRP Swat.

The enquiry committee after completing all the formalities held enq. Res. possible recommended enq. for major punishment there fore pending SP FRP Swat has forwarded the departmental enq. of the abo named constable for awarding a minor punishment. He was issued final show case notice by the under signed through SP/FRP Swat Reply found not satisfactory for being absent with leave, he had ample chance of asking for leave there fore award enq. falling punishment.

- (1) Absence to be considered as leave without pay in case pay has been given, then recovery should be made for enq.
- (2) Stoppage of annual increment for two years w/out commul ative effect. vide pepy Commandant Peshawar order No. 521-22/EC dt. 27.1.04. This office OBNO. 190. dt. 13.7.04. (Order copy attached)

Supt: of Police FRP  
 Mkd: Range Swat

32 Period of Total 109 days in fact he is paid service of

33 4 days as dated 24-6

(34) 4 days as com

(35) 2 days vide of

(36) Suspen  
 Suspen  
 19-2-2004  
 vide of  
 Com of C  
 Punishment

Annual absence for a without pay is treated as service from

Director

Charge: Absence from 31.6.04 to 1.7.04  
Punish: Two days L.W.O. Pay. OB. 183 dt. 6.7.04

Supdt: of Police FRP,  
Mkd: Range Swat.

Charge: Absence from 28.6.04 to 2.7.04  
Punish: Four days L.W.O. Pay.

OB. 211 dt. 27.7.04.

Supdt: of Police FRP,  
Mkd: Range Swat.

Charge: Absence from 8.8.04 to 9.8.04  
Punish: Four days L.W.O. Pay. OB. No. 253 dt. 14.9.04.

Supdt: of Police FRP,  
Mkd: Range Swat.

Charge: Absence from 29.8.04 to 30.8.04  
Punish: one day L.W.O. Pay. OB. 274 dt. 6.10.04.

Supdt: of Police FRP,  
Mkd: Range Swat.

Charge: Absence from 14.7.04 to 17.7.04  
Punish: Three days L.W.O. Pay. OB. No. 279 dt. 6.10.04.

Supdt: of Police FRP,  
Mkd: Range Swat.

Pay stopped w.e.f 2/1/2005 due to absence from duty and pay tabased vide order book No 17 dt 1/1/05.

Period of absence four days are treated as L.W.O. and pay released. OB NO 67 dt 18/2005.

5 day LWP and pay released OB NO 162 dt 20/3/05.

District Police Officer  
CHITRAL

District Police Officer  
CHITRAL

District Police Officer  
CHITRAL

ATTESTED

Inspector

32 Period of absence Total w.e. of 31-8-2005 to 19-12-05  
Total 109 days i.e. three months and 19 days with out  
any information after inquired by SDO Chitral  
he is punished of C.w.f. with one year approved  
Service forfeited. w.e. of 29-12-2005

*[Signature]*

District Police Officer  
CHITRAL

33 4 days absence counted as LWP vide O/S No 317  
dated 24-6-08.

*[Signature]*  
District Police Officer  
Chitral

34 9 days absence w.e. of 2-8-08 to 11-8-08

counted as LWP vide O/S No 431 dt 30-8-08

35 2 days absence counted as LWP  
vide O/S No 584 dated 5-11-08.

*[Signature]*  
District Police Officer  
Chitral

*[Signature]*  
District Police Officer  
CHITRAL

36 Suspension order.

Suspended from service due to absence from  
19-2-2009 to 21-3-2009 for a period of 29 days  
vide order No. 2993-98/E-II, dt. 17-4-2009  
Am. dt. B No. 221 dt. 18-4-2009.

Punishment order.

*[Signature]*  
District Police Officer  
Chitral

Approved Minor Punishment of Causus 2. The period of  
absence from 19-2-09 to 21-3-09 is treated as leave  
without pay and period of absence from 22-3-09 to 9-4-09  
is treated as earned leave. He is re-instated in  
service from the date of absence i.e. 17-4-2009 vide  
order No. 4096-98/E-II, dt. 1-6-09 & O/S No. 338 dt. 3-6-09.

ATTESTE!

*[Signature]*  
District Police Officer  
Chitral

Spectator

(12) D LIS,

Annexure "G to O"

Pay stopped w.e.f 18-07-2010 vide OB No 450 dt 30-7-2010

District Police Officer  
Chitral

No. 36 FRP Chit  
on the follow:

(5) Five days treated as L.W.P and also fined Rs 500/-  
and pay released vide OB No 471 dt 17-8-2010.

District Police Officer  
Chitral

An enquiry co  
was constitu

Three increments stopped.

Awarded punishment for failed Three (3) increments  
with commulative effect, Period of absence total  
Five Months and Twenty one days is treated as L.W.P  
and Fined Rs. 1000/- vide OB No. 520 dt: 5-7-2011.  
and On-Guard for 14 days Last warning issued to be careful  
in future.

~~District Police Officer  
Chitral~~

the codal fo  
Major punish  
departmental  
him Major p

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satisfactor  
of asking f

E.C/O.H.C  
necessary in  
the man thro  
in the attach  
H.F. Messal  
The Enquiry P

period of (4) days absence is treated as Leave  
without pay vide OB No. 62 Dated 24-1-012.

District Police Officer  
Chitral

S.P. FRP  
13-7  
No. 502

period of absence of Fight (8) days is commuted  
as LWP WEF 7-3-012 to 15-3-012, vide OB No. 232  
28-3-012

District Police Officer  
Chitral

1. Co  
Malakand  
13.3.2004  
2.

pay stopped WEF 29-6-012 vide OB No. 474 Dated 3-7-012.

District Police Officer  
Chitral

Encl: 2

period of absence of (04) day WEF  
is treated as LWP vide OB No. 529 Dated 2-8-012

District Police Officer  
Chitral

**ATTESTED**

Inspector  
Legal Chitral



<sup>16</sup> absence seven days treated as l.w.p  
and pay released vide OB No 449 dated 29<sup>7</sup>/<sub>2013</sub>

District Police Officer  
*[Signature]*

Period of <sup>8 days</sup> absence counted as E/leave and pay  
released vide OB No 453 dated 3<sup>8</sup>/<sub>2013</sub>

District Police Officer  
*[Signature]*

Annexure 4 to OB

seven days  
OB No. 80  
four days  
l.w.p.

Period of absence of (7) seven day w-e-f. 5-7-2013 to  
13-7-2013 counted in to leave with out pay and  
pay released vide OB No. 744 dt 2<sup>8</sup>/<sub>2013</sub>

*[Signature]*  
District Police Officer  
Chitral

ORDER  
Comm.  
Immediate  
Treated  
order No  
and OB  
(copy enc)

Period of absence of eight (8) days is counted as  
l.w.p. vide OB No 297 dt 28-3-2013.

*[Signature]*  
District Police Officer  
Chitral

Absence period of eight (8) days is counted as  
l.w.p vide OB No 325 dt 4-4-2014.

*[Signature]*  
District Police Officer  
Chitral

Absence period of five (5) days is counted as  
l.w.p vide OB No 82 dt 9.1-2015.

*[Signature]*  
District Police Officer  
Chitral

**ATTESTED!**

*[Signature]*  
Inspector  
Legal Chitral

seven days absence period is <sup>(17)</sup> counted as LWP vide  
OB No: 807 dt 22-7-2014.

Annexure -  
District Police Officer 4  
Chitral

four days absence period is counted as  
LWP vide OB No. 290 dt 10-4-2015

✓ District Police Officer  
Chitral

ORDER/Punishment

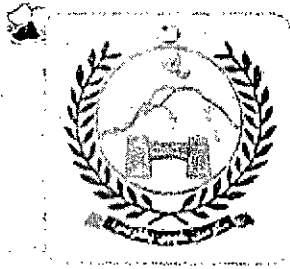
Comptroller Retired from Service with  
immediate effect and his absence period is  
treated as leave without pay vide this office  
order no. 12173-79/E-II dt: 14-12-2017  
and OB No. 721 dt: 14-12-2017.

(Copy enclosed)

District Police Officer  
Chitral

**ATTESTED**

Inspector  
Legal Chitral



KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

No. 878 /ST

Dated: 7-4- /2022

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

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

To

The District Police Officer,  
Government of Khyber Pakhtunkhwa,  
Chitral.

Subject: JUDGMENT IN APPEAL NO. 1102/2018, MR. REHMAT UD DIN

I am directed to forward herewith a certified copy of Judgement dated 21.01.2022 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR

KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR

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

C.M No. \_\_\_\_\_/2022  
IN  
Service Appeal No 1102/2018

**Rehmat Ud Din**

**VERSUS**

**Government of Khyber Pakhtunkhuwa and others**

**INDEX**

<b><u>S.No.</u></b>	<b><u>Description of Documents</u></b>	<b><u>Annexure</u></b>	<b><u>Pages</u></b>
1.	Grounds of Application		
2.	Affidavit		1-2
			3

**Applicant/Appellant**

**Through**

.....  
**Syed Ghufrani ullah Shah**  
**(Advocate Supreme Court of Pakistan)**

**Office; 22-A Nasir Mansion  
Railway Road, Peshawar  
Cell No.0334-9185580**

21/1/22

1

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

C.M No. \_\_\_\_\_/2022  
IN  
Service Appeal No 1102/2018



Put up to the worthy  
chairman with appeal.

Rehmat Ud Din

VERSUS

17/1/22, Government of Khyber Pakhtunkhwa and others

Fix in 3rd week  
of January, 2022

Read

**APPLICATION FOR EARLY FIXATION OF THE SUBJECT  
SERVICE APPEAL**

21/1/22

**RESPECTFULLY SHEWETH:**

Brief facts and grounds giving rise to the instant Civil Miscellaneous Petition are as under;

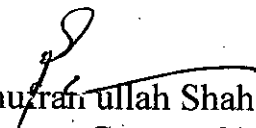
1. That the above titled service appeal against the impugned order for compulsory retirement is sub-judice before this honorable court and is fixed as 20-04-2022.
2. That due to strike of lawyers community/Bar, the same remained unheard i.e. 06-01-2022.
3. That the appellant is jobless and facing hardship to survive along with his family members.
4. That it is in the interest of justice and procedural require to hear and decide the same on priority basis, hence, the instant application.
5. That any other ground will be furnished at the time of arguments with the prior permission of the Hon'ble Court.

2

*It, is therefore most humbly prayed to accelerate the hearing date in the subject service appeal and for early fixation of the same keeping in view the urgency of the matter.*

Applicant/Appellant

Through,

  
Syed Ghuzran ullah Shah  
(Advocate Supreme Court of Pakistan)

3

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

C.M No. \_\_\_\_\_/2022

IN

Service Appeal No 1102/2018

**Rehmat Ud Din**

**VERSUS**

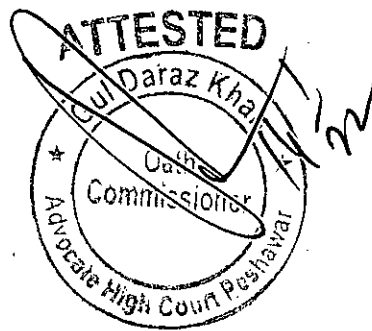
**Government of Khyber Pakhtunkhuwa and others**

**AFFIDAVIT**

I, Rehmat Ud Din S/o Nizam Ud Din R/o Tehsil Mastuj, Village Kosht, District Chitral, do hereby solemnly verify and declare on oath that the contents of the subject C.M for early hearing is true and correct to the best knowledge and belief of deponent and nothing has been concealed from this honourable court.

رحمت الدین

Deponent



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

C.M No. \_\_\_\_\_/2022  
IN  
Service Appeal No 1102/2018

**Rehmat Ud Din**

**VERSUS**

**Government of Khyber Pakhtunkhuwa and others**

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**Applicant/Appellant**

**Through**

.....  
**Syed Ghufraan ullah Shah**  
**(Advocate Supreme Court of Pakistan)**

**Office; 22-A Nasir Mansion  
Railway Road, Peshawar  
Cell No.0334-9185580**



①

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

C.M No. \_\_\_\_\_/2022  
IN  
Service Appeal No 1102/2018

**Rehmat Ud Din**

VERSUS

**Government of Khyber Pakhtunkhuwa and others**

**APPLICATION FOR EARLY FIXATION OF THE SUBJECT  
SERVICE APPEAL**

**RESPECTFULLY SHEWETH;**

Brief facts and grounds giving rise to the instant Civil Miscellaneous Petition are as under;

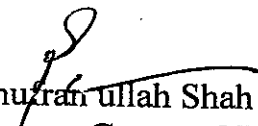
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3. That the appellant is jobless and facing hardship to survive along with his family members.
4. That it is in the interest of justice and procedural require to hear and decide the same on priority basis, hence, the instant application.
5. That any other ground will be furnished at the time of arguments with the prior permission of the Hon'ble Court.

(2)

*It, is therefore most humbly prayed to accelerate the hearing date in the subject service appeal and for early fixation of the same keeping in view the urgency of the matter.*

Applicant/Appellant

Through,

  
Syed Ghuzran ullah Shah  
(Advocate Supreme Court of Pakistan)

(3)

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

C.M No. \_\_\_\_\_/2022  
IN  
Service Appeal No 1102/2018

**Rehmat Ud Din**

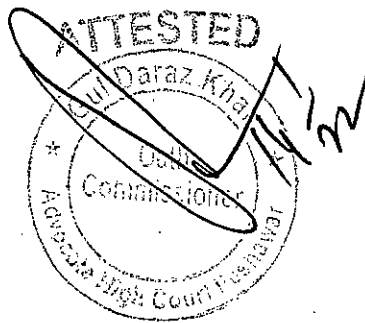
**VERSUS**

**Government of Khyber Pakhtunkhuwa and others**

**AFFIDAVIT**

I, Rehmat Ud Din S/o Nizam Ud Din R/o Tehsil Mastuj, Village Kosht, District Chitral, do hereby solemnly verify and declare on oath that the contents of the subject C.M for early hearing is true and correct to the best knowledge and belief of deponent and nothing has been concealed from this honourable court.

Deponent



Prayer;

On acceptance of the instant Service Appeal both the impugned orders bearing No. 12173-79 dated 14.12.2017 issued by District Police Officer Chitral/Respondent No.5 and order bearing No. 2670/2018 dated 04-07-2018 issued by AIG/Establishment for Inspector General of Police KPK/Respondent No.3; be set aside and the appellant be reinstated in service with all sub sequential benefits.

Any other relief including recovery of salaries etc which deems just and proper in the circumstances of the case may also be granted to the appellant.

Respectfully Sheweth:

Brief facts and grounds giving rise to the instant Service Appeal are as under:

1. That the appellant joined Service in Police department as constable on 24-01-1995 and was allotted Police No. 889 in Chitral District where he rendered spotless service and no adverse remarks whatsoever assigned to him from any quarter.
2. That the appellant served Police Department for more than 23 years with full commitment and professionalism.
3. That throughout his entire service he has not availed any long live and sufficient leave are pending in his credit.
4. That in August, 2016 due to serious illness of his mother the appellant moved an application through concerned Police Post to the concerned Police Station and attended her mother for some days.
5. That after about two week time, when the appellant reached the Police Station to join his duty he was informed that he is under Enquiry and his salary has also been stopped.

**BEFORE THE KHYBER PAKHTUNKHUWA SERVICE  
TRIBUNAL PESHAWAR**

Service Appeal No. \_\_\_\_\_ 2018

Rahmat-ud-Din

**V E R S U S**

Government of Khyber Pakhtunkhwa (KPK) through the Secretary  
Home and Tribal affair KPK Peshawar

**AFFIDAVIT**

I, **Rahmat-ud-Din** S/o Nizam ud Din R/o Tehsil Mastuj Village Kosht District Chitral, Ex-Police Constable No. 889 District Chitral/Appellant; do hereby solemnly verify and declare on oath that all the contents of the subject appeal; are true and correct to the best of my knowledge and belief and nothing has been concealed from this Honourable Tribunal.

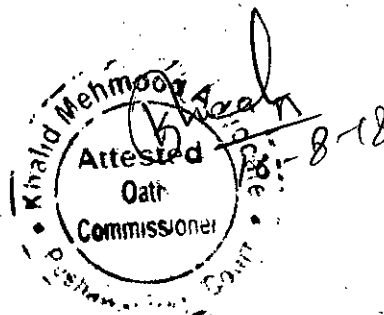
*Rahmat-ud-Din*

Déponent

C.N.I.C No 15202-3744599-1

Verified by:

*Syed Ghufan ullah Shah*  
\_\_\_\_\_  
Syed Ghufan ullah Shah  
Advocate Peshawar



**BEFORE THE KHYBER PAKHTUNKHUWA SERVICE  
TRIBUNAL PESHAWAR**

Service Appeal No. \_\_\_\_\_ 2018

Rahmat-ud-Din

**V E R S U S**

Government of Khyber Pakhtunkhwa (KPK) through the Secretary  
Home and Tribal affair KPK Peshawar

**ADDRESSES OF PARTIES**

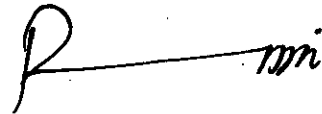
**APPELLANT;**

**Rahmat uddin**

S/o Nizam ud Din R/o Tehsil Mastuj Village Kosht District Chitral,  
Ex-Police Constable No. 889 District Chitral.


**RESPONDENTS;**

1. Government of Khyber Pakhtunkhwa (KPK) through the Secretary Home and Tribal affair KPK Peshawar.
2. Inspector General of Police Khyber Pukhtunkwa Peshawar.
3. AIG/Establishment for Inspector General of Police Khyber Pukhtunkwa Peshawar.
4. Deputy Inspector General of Police Malakand Division Saidu Sharif Sawat.
5. District Police Officer Chitral.
6. Secretary Finance Government of K.P.K at Civil Secretariat Peshawar.



*Appellant*

*Through*

  
**Syed Ghufuran ullah Shah**  
**Advocate Peshawar**

Am  
A

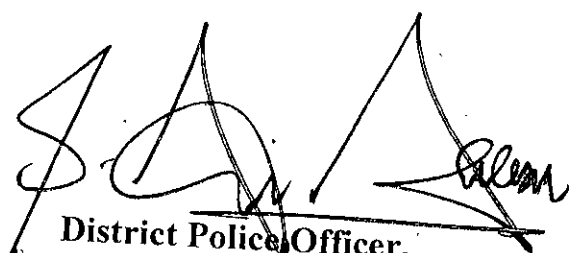


8

CHARGE SHEET

I, Syed Ali Akber Shah (PSP) District Police Officer, Chitral as a competent authority, hereby charge you constable Rehmat-ud-Din No.889 as follows:

1. That you while during posting at PP Rumboor PS Bumburate remained absent from duty w.e.f 11.08.2016 to 18.10.2016 total 68 days without prior permission of your superior and your pay has been stopped vide OB No.591, dated 25.08.2016. Which is gross misconduct on your part as defined in Police Disciplinary Rules, 1975 amended 2014.
2. By the reason of the above, you appear to be guilty of misconduct and have rendered yourself liable to all or any of the penalties specified in Rule -4 of the disciplinary Rule 1975 amended 2014.
3. You are: therefore, require to submit your written reply/ defence with in (07) days of the receipt of this charge sheet to the enquiry Officer.
4. Your written reply, if any, should reach to the enquiry officer, Mr. Muhy-ud-Din Acting DSP/HQrs: within the specified period, failing which it shall be presumed that you have no defence to put and in that case ex-parte action shall follow against you.
5. Intimate as to whether you desire to be heard in person or not
6. A statement of allegation is enclosed.

  
District Police Officer,  
Chitral,



DISCIPLINARY ACTION

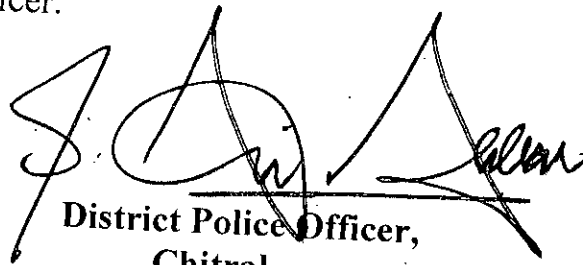
9

I, Syed Ali Akber Shah (PSP) District Police Officer, Chitral as a competent authority, am of the opinion that you Constable Rehmat-ud-din No.889 have rendered yourself liable to be proceeded against departmentally as you have committed the following acts/omissions as defined in Rule 2 (III) Police Rules 1975, amended 2014.

SUMMARY OF ALLEGATION

That he while during posting at PP Rumboor PS Bumburate remained absent from duty w.e.f 11.08.2016 to 18.10.2016 total 68 days without prior permission of your superior and his pay has been stopped vide OB No.591, dated 25.08.2016. Which shows his carelessness, not keen interest in his official duty and irresponsible act on your part. Which is gross misconduct on his part as defined in Police Rules, 1975 amended 2014.

2. For the purpose of scrutinizing the conduct of said officer with reference to the above allegation, Mr. Mohy-ud-Din acting DSP/HQrs Chitral is appointed as Enquiry Officer.
3. The Enquiry Officer shall conduct proceedings in accordance with the provision of Police Rules, 1975 amended 2014 and shall provide reasonable opportunity of defence and hearing to the accused officer, record its findings and make within seven (7) days of the receipt of this order, recommendation as to punishment or other appropriate action against the accused officer.
4. The accused officer shall join the proceeding on the date, time and place fixed by the Enquiry officer.

  
District Police Officer,  
Chitral,

No. 11328-29/E-II, Dated Chitral

07/11/2016.

Copy along with Charge Sheet to:-

1. Mr. Mohy-ud-Din acting DSP/HQrs: Chitral, to initiate enquiry under Police Rule 1975 amended 2014.
2. Constable Rehmatud Din No.889 posted PP Rumboor PS Bumburate C.O SHO PS Bumburate.

AIC  
g



**ORDER**

ATM B

10



My this office order will dispose off a departmental enquiry/ proceedings against accused Constable Rehmat-ud-Din No.889 posted in Police station Rumboor Chitral.

Brief facts pertaining to the initiation of this enquiry are that the accused constable, during his posting in Police station Rumboor, remained absent from duty w.e.f 11.08.2016 to 18.10.2016 total 68 days.

He was issued Charge Sheet notice along with Summary of Allegation and Mr. Muhy-ud-Din, DSP/HQ Chitral was appointed as Enquiry Officer under Police Rules 1975, amended 2014.

The Enquiry Officer after complying all codal formalities found the charge proved and recommended for Major punishment.

He was served with Final Show Cause Notice, but his reply was found unsatisfactory.

Later on he also remained absent from duty w.e.f 29.06.2017 to 30.08.2017 total 61 days.

The undersigned perused the enquiry file and other connected papers, heard the delinquent constable in person but he was unable to convince the undersigned in support of his innocence. Perusal of service record reveals that the accused has remained absent from duty again w.e.f 11.08.2016 to 18.10.2016 total 61 days and he is a previous convict and there is total 831 days absence on his account for which he has been awarded minor punishment. This shows that the accused is a habitual absentee and has no interest in his duties.

The enquiry file was perused carefully and the undersigned found no material illegality or irregularity in enquiry proceeding. The accused has been given full opportunity of being heard, cross examination and defence but he has badly failed to produce any defence evidence in his favour and disprove/ shake the charge/ Witnesses or any objection on enquiry proceeding or Enquiry Officer.

Accordingly the recommendation of the Enquiry Officer is upheld and as a major punishment and considering his poor financial position taking lenient view he is Compulsarily Retired from Service with immediate effect and his absence period is treated as leave without pay.

**Order Announced**

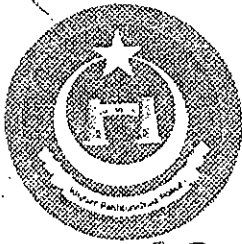
ATC  
Lg  
9

**District Police Officer,  
Chitral.**

No. 12173-79 /E-II, Dated Chitral the  
Copies to the:-

1. DSP/HQ Chitral.
2. SDPO Bumburate
3. SHO PS Rumboor
4. Pay Officer, 5. OHC for OB, 6. EC 7. Aslam C.O Security Clarence Form,

14-12-2017.



*Ann C*      (11)

**OFFICE OF THE  
REGIONAL POLICE OFFICER, MALAKAND  
ATSAIDU SHARIF SWAT.**  
*Ph: 0946-9240381 & Fax No. 0946-9240390*  
*Email: digmalakand@yahoo.com*

No. 2330 /E, dated Saidu Sharif the 05 / 03 /2018

To: **The District Police Officer, Chitral.**


Subject: **APPLICATION OF EX-CONSTABLE REHMAT UD DIN  
NO. 889 DISTRICT CHITRAL.**

Memorandum:

Please refer to your office memo: No. 1305/E-II, dated  
.09/02/2018.

Application of Ex-Constable Rehmat Ud Din No. 889 of Chitral  
District for reinstatement in service has been examined by Worthy Regional Police  
Chief, Malakand and filed.

*(Encl: Enquiry File)*

  
(OFFICE SUPDT)  
For Regional Police Officer,  
Malakand, at Saidu Sharif Swat

*May 5/3*

*AIC*  
*EQ*

112

OFFICE OF THE  
INSPECTOR GENERAL OF POLICE 1727/E  
KHYBER PAKHTUNKHWA  
PESHAWAR.

No. SI 2670 /18, dated Peshawar the 04/07/2018. 16-7-18

ORDER

This order is hereby passed to dispose of departmental appeal under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 submitted by Ex-FC Rehmat-ud-Din No. 889. The petitioner was compulsory retired from service by DPO, Chitral vide order Endst: No. 12173-79/E-II, dated 14.12.2017 on the charge of absence from duty for 129 days. As per punishment order he is habitual absentee and there is total 831 days absence on his record for which he has been awarded minor punishment.

His appeal was filed by Regional Police Officer, Malakand at Swat vide Memo: No. 2330/E, dated 05.03.2018.

Meeting of Appellate Board was held on 21.06.2018 wherein petitioner was heard in person. During hearing petitioner contended that his mother was ill.

Perusal of record revealed that Rehmat-ud-Din Ex-Constable No-889 district Chitral was compulsory retired from service on charges of willful and deliberate absence from duty vide order dated 14.12.2017 of DPO Chitral and his departmental appeal was filed vide order dated 05.03.2018 of RPO Malakand.

He was heard in detail. Perusal of the record revealed that he has remained absent for long period of 129 days. He has earned 57 bad entries on charges of absence from duty which establishes that he is habitual absentee and there are no prospects of mending his ways. He was twice issued last warning to mend his ways but in vain. Therefore, the Board decided that his petition is hereby rejected.

This order is issued with the approval by the Competent Authority.

(IRFAN ULLAH KHAN)  
AIG Establishment,  
For Inspector General of Police,  
Khyber Pakhtunkhwa,  
Peshawar.

No 6229/E  
dt 16-7-18

No. SI 2671-77/18

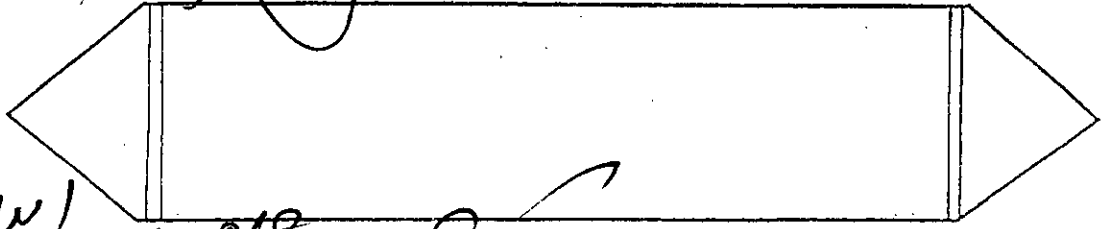
Copy of the above is forwarded to the:

1. Regional Police Officer, Malakand at Swat. Service Roll and Fauji Missal containing departmental enquiry file of the above named Ex-Constable received vide your office Memo: No. 4387/E, dated 04.05.2018 is returned herewith for your office record.
2. District Police Officer, Chitral.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. PA to AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: E-IV CPO Peshawar.

EC/DPO Chitral  
For information and  
action - The applicant  
may be informed accordingly  
✓ Encls: S.Roll, F. Missal and  
Enquiry file

Office Supdt:  
Regional Police Officer,  
Malakand, at Swat

# بعدالت سندھ سروسز ٹریڈنگ کمپنی



10 اگست 2018ء پنجاب  
 عدالت کیس بنام  
 ایڈووکیٹ  
 ایڈووکیٹ

موزخہ  
 مقدمہ  
 دعویٰ  
 جرم

## باعث تحریر آنکھ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی و کل کارروائی متعلقہ  
 آن مقام کیلئے مسید عرفان احمد کیلئے مقرر کر کے اقرار کیا جاتا ہے۔ کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز  
 وکیل صاحب کو راضی نامہ کرنے و تقرر ثالثتہ فیصلہ برحلف دیئے جواب دہی اور اقبال دعویٰ اور  
 بصورت ڈگری کرنے اجراء اور وصولی چیک دروپیا عرضی دعویٰ اور درخواست ہر قسم کی تصدیق  
 زرایں پر دستخط کرانے کا اختیار ہوگا۔ نیز صورت عدم پیروی یا ڈگری یکطرفہ یا اپیل کی برآمدگی اور منسوخ  
 نیز دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا اختیار ہوگا۔ از بصورت ضرورت مقدمہ مذکور  
 کے کل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار  
 ہوگا۔ اور صاحب مقرر شدہ کو بھی وہی جملہ مذکورہ با اختیارات حاصل ہوں گے اور اس کا ساختہ  
 پرداختہ منظور قبول ہوگا۔ دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔  
 کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند ہوں گے۔ کہ پیروی  
 مذکور کریں۔ لہذا وکالت نامہ لکھ دیا کہ سند ہے۔

المرقوم 10 ماہ اگست 2018ء

واہ العی

کے لئے منظور ہے۔

مقام  
 Master of Accepted  
 [Signature]

اصف الہین وہ نظام الدین