

Sr. No	Date of order/proceedings	Order or other proceedings with signature of Judge or Magistrate
1	2	3
<p>29.05.2018</p> <p><i>Handwritten signature/initials</i></p>		<p align="center"><u>BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL</u></p> <p align="center">Appeal No. 235/2018</p> <p align="center">Date of Institution 19.02.2018 Date of Decision ...29.05.2018</p> <p align="center">Mushtaq Hussain S.I CTD Mardan Region Mardan.</p> <p align="center">Versus</p> <ol style="list-style-type: none"> 1. Inspector General of Police Khyber Pakhtunkhwa Peshawar. 2. D.I.G of Police CTD Khyber Pakhtunkhwa Peshawar. <p align="center"><u>JUDGMENT</u></p> <p><u>MUHAMMAD HAMID MUGHAL, MEMBER:</u> - Learned counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney on behalf of the respondents present.</p> <ol style="list-style-type: none"> 2. The appellant (Ex-Inspector CTD D.I.Khan) has filed the present appeal u/s 4 of the Khyber Pakhtunkhwa Service Tribunal Act 1974 against the order dated 09.11.2017 vide which he was awarded major punishment of reversion to the post of Sub Inspector and against the order dated 13.02.20158 whereby his departmental appeal was rejected. 3. Learned counsel for the appellant argued that the appellant joined the Police Force as Constable and has unblemished record of long service of 27 years at his credit. Further argued that the appellant while serving as Investigation Officer as Inspector CTD

D.I.Khan Region was charge sheeted on the allegations that he conducted substandard investigations in case F.I.R No.08 dated 26.02.2017 u/s 302-34.PPC/7ATA Police Station CTD D.I.Khan Region by submitting untraced challan against the charged accused and that he also recorded the statement of Muhammad Ramzan father of deceased/victim Muhammad Jameel u/s 164 Cr.P.C. Further argued that the appellant submitted reply to the charge sheet and after the departmental inquiry the appellant was also served with final show cause notice which he also replied. Further argued that the respondent department did not consider the defense of the appellant and awarded major punishment vide impugned order and that the departmental appeal against the same also failed. Further argued that the impugned orders are illegal and unjustified. Further argued that allegations leveled against the appellant are baseless and that the appellant was condemned without any evidence. Further argued that the appellant conducted investigation of the above mentioned criminal case with honesty without any laxity. Further argued that the complainant/father of the victim Ali Raza charge/nominated the accused on suspicious grounds while the heirs of other two deceased/victims were not interested to charge any one, as such challan was submitted as untraced. Further argued that it was the decision of the Members of JIT to send the challan as untraced hence all the members of JIT were collectively responsible. Further argued that the appellant was made victim of professional jealousy and differences with Police Officers. Further

Power

argued that the impugned punishment is otherwise harsh. Learned counsel for the appellant vehemently stressed for setting aside the impugned orders and reinstatement of the appellant in his previous rank of Inspector.

4. As against that learned Deputy District Attorney while opposing the present service appeal argued that disciplinary action was initiated against the appellant due to substandard investigations in a triple murder case of sensitive nature. Further argued that during the disciplinary proceedings all the codal formalities were fulfilled. Further argued that the appellant willingly submitted untraced challan in a traced case and the appellant unnecessarily brought father of the deceased/victim Muhammad Jameel before the court for recording the statement u/s 164 Cr.P.C to charge unknown accused for the murder of his son. Further argued that the appellant made no contact with the members of JIT during the course of investigation which fact is evident from the report of the inquiry officer. Further argued that the appellant was held guilty during the departmental inquiry and was provided full chance to defend himself.

5. Arguments head file perused:

6. There is no dispute that the appellant^w as served with charge sheet which he also replied. Regular inquiry was conducted on the charges mentioned in the charge sheet and statement of allegation. The appellant also appeared before the inquiry officer. The inquiry officer recorded the statements of the officials and observed that


Dr
amin

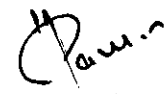
the appellant committed mistakes/irregularities/irresponsibilities as many as 7 in numbers, explained in the inquiry report. The inquiry officer has held that the charges leveled against the appellant stood proved and he willfully carried substandard investigation and thereby provided benefit to the charged accused. The appellant was served with show cause notice which he also replied.

7. In the light of above this Tribunal is of the considered view that all the codal formalities were completed before the issuance of impugned order and the inquiry report also speaks against the appellant for his irresponsible attitude while carrying out investigation in a triple murder case as such the appellant has not been able to make out the present case in his favor. Perusal of the inquiry report however would suggest that DSP Muhammad Saeed Khan CTD also remained engaged in the above mentioned criminal case and he in his Case Dairies showed his satisfaction over the process of investigation but astonishingly the respondent department has not called for any explanation from him. The appellant has a reasonable length of service at his credit and as per principle enshrined in FR-29, the authority ordering reduction to a lower grade or post or to a lower stage in time scale shall specify the period for which it shall be effective. In the attending circumstances this Tribunal is constrained to decide the present appeal in terms that the punishment of reversion to the rank of sub inspector, awarded to the appellant, shall be for a period of three (03) years. Parties are left to bear their own costs. File be

10/11/17

consigned to the record room.


(Ahmad Hassan)
Member


(Muhammad Hamid Mughal)
Member

ANNOUNCED
29.05.2018

09.04.2018

Appellant in person present. Mr. Kabir Ullah Khattak, Addl: AG alongwith Mr. Gulzar Khan, S.I for the respondents present. Written reply not submitted. Requested for adjournment. Adjourned. To come up for written reply/comments on 24.04.2018 before S.B.



Member

24.04.2018

Clerk of the counsel for appellant and Addl: AG alongwith Mr. Gul Zad, S.I for the respondents present. Written reply submitted. To come up for rejoinder and arguments on 29.05.2018 before D.B.



Chairman

29.05.2018

Learned counsel for the appellant present. Learned Deputy District Attorney for the respondents present.

Vide separate judgment of today on file, this Tribunal is constrained to decide the present appeal in terms that the punishment of reversion to the rank of sub inspector, awarded to the appellant, shall be for a period of three (03) years. Parties are left to bear their own costs. File be consigned to the record room.



(Ahmad Hassan)
Member



(Muhammad Hamid Mughal)
Member

08.03.2018

Learned counsel for the appellant present. Preliminary arguments heard and case file perused.

Learned counsel for the appellant argued that the appellant while serving as Investigation Officer as Inspector C.T.D D.I.Khan Region in Police Department was charge sheeted for irregularities in case of FIR No. 08 dated 26.02.2017 u/s 302-34.PPC with 7ATA PS C.T.D D.I.Khan Region KPK and was awarded a major punishment of reversion from the rank of confirmed inspector to the rank of SI vide impugned order dated 09.11.2017. That the punishment awarded is not tenable in the eyes of law, because neither any opportunity of cross examination of the witness has been provided to the appellant, nor any statement on oath has been recorded. That the investigations in the FIR were conducted by a Joint Investigation Team, but no other member has been charged except the appellant. That the appellant preferred a departmental appeal which was rejected on 13.02.2018.

Points raised-need consideration. Admitted for regular hearing subject to all legal objections including limitation. The appellant is also directed to deposit security and process fee within (10) days, whereafter notice be issued to the respondents department for written reply/comments on 26.03.2018 before S.B.

Appellant Deposited
Security & Process Fee


(Gul Zeb Khan)
Member

26.03.2018



Appellant in person present. Mr. Kabir Ullah Khattak, Addl: AG alongwith Mr. Wajid Ali, H.C for the respondent present. Written reply not submitted. Requested for adjournment. Adjourned. To come up for written reply/comments on 09.04.2018 before S.B.


Member

Form-A
FORM OF ORDERSHEET

Court of _____

Case No. 235/2018

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1	19/02/2018	<p>The appeal of Mr. Mushtaq Hussain presented today by Mr. Javed Iqbal Advocate may be entered in the Institution Register and put up to Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	24/02/18.	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>08/03/18.</u></p> <p style="text-align: right;"> CHAIRMAN</p>

**BEFORE THE HONOURABLE CHAIRMAN SERVICE
TRIBUNAL KHYBER PAKHTOON KHWAH PESHAWAR**

SERVICE APPEAL NO 235 2018

**MUSHTAQ HUSSAIN SI C.T.D MARDAN REGION MARDAN (APPELLANT)
VS
INSPECTOR GENERAL OF POLICE KPK PESHAWAR etc. (RESPONDENTS)**

SERVICE APPEAL

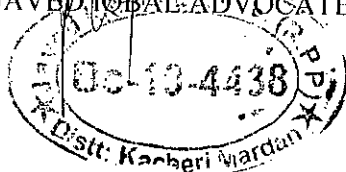
INDEX

S.NO	Name of document	Annexure NOs	Number of Pages From - To
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3	Reply to charge sheet	B	6-7
4	Enquiry proceedings	C	8-11
5	Final show cause Notice	D	12-
6	Reply to final show cause Notice	E	13-14
7	Impugned order of D.I.G C.T.D K.P.K	F	15-
8	Copy of appeal to I.G.P K.P.K Peshawar	G	16-20
9	Final order of I.G.P K.P.K Peshawar	H	21-
10	Copy of J.I.T members & FIR	I	22-23
11	Copy of final report duly signed by DSP/INV	J	24-25
12	Previous record of appellant showing his excellent performance	K	26-33
15	Wakalat nama	--	--
16	Total		33

MUSHTAQ HUSSAIN SI CTD MARDAN REGION

THROUGH

JAVED IQBAL ADVOCATE DISTRICT MARDAN



①

**BEFORE THE HONOURABLE CHAIRMAN SERVICE
TRIBUNAL KHYBER PAKHTOON KHWAH PESHAWAR**

SERVICE APPEAL NO 235 2018

**MUSHTAQ HUSSAIN SI C.T.D MARDAN REGION MARDAN
(APPELLANT)**

VS

**1. INSPECTOR GENERAL OF POLICE K.P.K PESHAWAR
2. D.I.G OF POLICE C.T.D K.P.K PESHAWAR
(RESPONDENTS)**

Khyber Pakhtukhwa
Service Tribunal

Diary No. 240
Dated 19-2-2018

**APPEAL U/S 4 SERVICE TRIBUNAL ACT 1974 AGAINST THE
ORDER OF RESPONDENT 2 DATED 09-011-2017 VIDE WHICH THE
APPELLANT WAS AWARDED THE MAJOR PUNISHMENT OF
"REVERSION FROM THE RANK OF CONFIRMED INSPECTOR TO
THE RANK OF SUB-INSPECTOR**

PRAYER: On acceptance of the instant petition the appellant may kindly be graciously ordered to be reinstated on his previous rank as inspector before the impugned order with back benefits.

FACTS:

1. That the appellant while serving as investigation officer as inspector C.T.D D.I.khan Region in Police department was charge sheeted with statement of allegations in case **FIR No 08 dated 26-02-2017 u/s 302-34.PPC with 7ATA PS C.T.D D.I.khan Region K.P.K i-e** made irregularities, irresponsibility i-e submission of untraced challan against the nominated accused, **secondly** recorded the statement of Mohd Ramzan father of the deceased family u/s 164 c.r.p.c in the court. **Thirdly** the attitude against the Police disciplinary rules 1975 read with amendment, 2014 which speaks highly adverse on the part of the applicant **(Copy Annexure B attached).**

2. That the departmental enquiry was carried out by Mr Quaid kamal khan DSP HQrs C.T.D K.P.K for which the appellant submitted his reply in defence but it was turned down. **(Copies Annexure C&D attached).**

3. That consequent upon the departmental enquiry the appellant was served with final show cause notice, for which the appellant relied on his previous reply submitted during the course of enquiry. However the same was not considered and the applicant was awarded a major punishment of reversion from the rank of confirmed inspector to the rank of SI by D.I.G C.T.D KPK vide his order/letter No 1409 dated 09-04-2017. **(Copies Annexure E, F&G attached).**

4. That the appellant preferred an appeal to the inspector General of Police KPK Peshawar but it was also rejected vide his office order/letter No 685 dated 13-02-2018 **(Copy Annexure H&I attached).**

Filed to-day
Registrar
19/2/18

5. That the impugned orders are unjustified, illegal and ultra virus and against the norms of justice hence the same are liable to be set aside on the following grounds:

GROUNDS:

1. That the allegations levelled against the appellant are baseless, incorrect and without reasonable evidence.
2. That the appellant has conducted the investigation of the mentioned case honestly, fairly and without any laxity and made best efforts for success of the case.
3. That the investigation was carried out under the supervision of J.I.T which was consisted of the I-O(applicant) and other high level officer so there was no margin for error or irregularities in investigation of the case (**Copy Annexure J attached**).
4. That the complainant charged the nominated accused on suspicious grounds for the murder of his son Ali Raza while the heirs of other two deceased were not interested to charge any one inspite of the all out efforts of the applicant.
5. That the challan in the subject case was submitted as untraced for the reason that there was no other evidence except the hearsay version of the complainant which was narrated initially in the FIR.
6. That due to that lack of evidence there was no hope of success of the subject case and the fate of the case would be decided forever in the court so that the challan was submitted as untraced in good faith of the deceased to keep the investigation alive and to review the case on availability of solid evidence in future against the accused.
7. That it was a joint decision of the members of J.I.T to send the challan as untraced. All the members also signed the proscribed Performa and then the challan was forwarded as untraced to the learned court duly signed by a gazetted officer which was authority for final report vide as **Annexure K**.
8. That the submission of challan was the collective responsibility of all the members of the J.I.T constituted for investigating the subject case and the sole responsibility cannot be laid down on the shoulders of the applicant.
9. That recording of statement u/s 164 c.r.p.c was not in contrary to the report and it was in the version given by the witness during the course of investigation. The statement was recorded just to avoid any mis-statement of the complainant party in future.
10. That the behaviour /attitude of the applicant has been always remained good, disciplinary with the general public and also with the superior officer throughout the entire career of the appellant and in this regard there is no oral or written complaint against the appellant.
11. That the departmental enquiry has been conducted without following the prevailing laws /rules and regulations, as neither the statement was recorded on oath nor the applicant was afforded the opportunity of cross examination of the witness as such there is no any evidentiary value of the departmental proceedings. Similarly no show cause Notice was given to the appellant. The charge sheet was given by the SP CTD HQRs Peshawar while the punishment was given by DIG CTD KPK Peshawar which is contrary to the law.
12. That the allegation has been just advanced on the grounds of professional jealousy and due to some differences with Police officers who desired to humiliate the dignity and respect of the applicant as he possesses good reputation in the Police Force through his hard work and honesty.


- 13. That the appellant has unblemished record of a long service of 27 years in credit, during which the appellant has earned 1st Position in every course and has also obtained many common commendation certificates with "A" reports in ACRs from the high ups through his career. **(Copies Annexure L attached).**
- 14. That in this record no one has raised the objection or filing a written complaint regarding any irregularity in investigating of the subject case including the complainant and the prosecution Branch or any other objection noted by the learned court rather the enquiry has been conducted by the officers of C.T.D on their own discretion without any legal justification.
- 15. That on the transfer of the appellant the investigation of the subject case has been entrusted to another i-o which remained under investigation with him for along span of 09 months without obtaining fruitful progress except that which was obtained by the appellant.

It is therefore very humbly prayed that the impugned order of D.I.G CTD KPK dated 09-11-2017 may kindly be set aside and the applicant may be reinstated in his previous rank of confirmed inspector w.e. from the date of impugned order with full benefits in greater interest of justice.

Any other remedy deems fit to this honourable Tribunal may also be awarded to the appellant please.



Mushtaq Hussain S.I C.T.D Mardan Region Mardan
Mobile NO 0347-5512550
CNIC No 16101-5495211-5

Through

Javed Iqbal Advocate Mardan

AFFIDAVIT

Certified that the contents of service appeal is true and correct to the best of my knowledge. Nothing has been ~~concealed~~ or suppressed from the honourable court and no such appeal prior to this has been earlier filed in this honourable


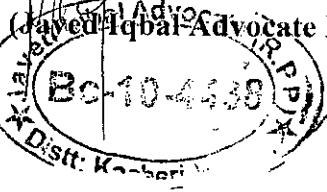
Appellant

Fazal Ghani
 District Court Mardan
 District Court Mardan
 District Court Mardan

19/2/18



Mushtaq Hussain S.I C.T.D Mardan Region Mardan
Mobile NO 0347-5512550
CNIC No 16101-5495211-5

Through

Javed Iqbal Advocate Mardan


Annexure A

(4)


6/22/2017

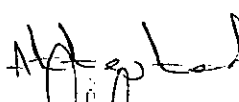
CHARGE SHEET 001.jpg

CHARGE SHEET

I, I. WAQAR AHMAD, SUPERINTENDENT OF POLICE, HQrs: CTD KHYBER PAKHTUNKHWA, PESHAWAR as a competent authority, hereby charge you Inspector Mushtaq Hussain of this Unit as follows:-

- I. While you were posted as Investigation Officer in Case FIR No 08 dated 26.02.2017 u/s 302-34 PPC 7ATA PS CTD DI Khan Region make two mistakes/irregularities/irresponsibilities in the said case i.e submission of untraced challan against the charged accused.
 - II. And also recorded the statement of Mr. Muhammad Ramzan father of Muhammad Jameel u/s 164 Cr.P.C.
 - III. Your such attitude speaks highly adverse on your part & is against the Police Disciplinary Rules 1975 read with amendments 2014 which speaks highly adverse on your part.
2. By reason of the above, you appear to be guilty of misconduct under Police Rules, 1975 read with Amendments 2014 and have rendered yourself liable to all or any of the penalties specified in the Rules:-
- 3). You are, therefore required to submit your written defence within 7 days of the receipt of this Charge Sheet to the Enquiry Officer as the case may be.
- 4). Your written defence, if any, should reach to the Enquiry Officer within the specified period failing which it shall be presumed that you have no defence to put in and in that case, exparte action will be taken against you.
- 5). You are at liberty, if you wish to be heard in person.
- 6). Statement of allegation is enclosed.


(WAQAR AHMAD)
Superintendent Of Police, HQrs:
CTD, Khyber Pakhtunkhwa,
Peshawar.


*Javed Iqbal Advocate (P.S.)
EC-10-43
Distt. Kachhi

5

Annex-B

6/22/2017

CHARGE SHEET 002.jpg

SUMMARY OF ALLEGATIONS

1). WAQAR AHMAD, SUPERINTENDANT OF POLICE, HQrs: CTD, KHYBER PAKHTUNKHWA, PESHAWAR, am of the opinion that Inspector Mushtaq Hussain of this Unit has rendered himself liable to be proceeded against as he committed the following acts/omissions within the meaning of Police Disciplinary Rules. 1975.

STATEMENT OF ALLEGATIONS.

While he was posted as Investigation Officer in Case FIR No 08 dated 26.02.2017 u/s 302-34 PPC 7ATA PS CTD DI Khan Region make two mistakes/irregularities/irresponsibilities in the said case i.e submission of untraced challan against the charged accused. And also recorded the statement of Mr. Muhammad Ramzan father of Muhammad Jameel u/s 164 Cr.P.C. His such attitude speaks highly adverse on his part & is against the Police Disciplinary Rules 1975 read with amendments 2014 which speaks highly adverse on his part.

2). For the purpose of scrutinizing the conduct of the said accused with reference to the above allegations, Mr. Qaid Kamal Khan DSP, HQrs: CTD Peshawar of this Unit are hereby appointed as Enquiry Officer, to conduct enquiry under the Rules.

3). The Enquiry Officers, will, in accordance with the provision of the Police Disciplinary Rules. 1975 read with amendments 2014 provide reasonable opportunity of hearing to the accused, record its findings and make within 15 days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused.

No 7607-^{08 INV HS}IX/CTD

Dated Peshawar the 22/06/2017.

Copy of above is forwarded to the:-

- 1). Enquiry Officer of this Unit, are hereby directed to initiate departmental proceedings against the accused under the Police Rules.
- 2). Inspector Mushtaq Hussain to appear before the Enquiry Officer on the date time and place fixed by the Enquiry Officer for the purpose of enquiry proceedings.

[Signature]
 (WAQAR AHMAD)
 Superintendent Of Police, HQrs:
 CTD, Khyber Pakhtunkhwa,
 Peshawar.

DYNc 866 CIDMD
22-6-2017

[Signature]
 Advocate (R.P.O.)
 BC-10-4438
 Distt: Kachheri Mardan

INSP / Mushtaq
for n/a, information and
Compliance

[Signature]
SP - CTD - Mardan
22-06-2017

جدا جالی ... جہاں جارج سٹ ... جہاں SP ... سپر کوارٹر ...

خانہ 302-34 - 7ATA ... 26 2/17 ... 8 ...

لیٹاور مفروضہ ہیں کہ مقدمہ میں 8 ...

CTD ڈیرہ کی قید من الیکشن کی ہے اور مقدمہ کی جملہ حالت اور واقعہ

صفحہ مثل پر لائی گئی ہے۔ ضمانت مقدمہ میں ہر ایک پہلو مقدمہ پر بحث

کیا گیا ہے۔ مثل مقدمہ قابل ملاحظہ ہے۔

من الیکشن خلاف عائد کردہ جملہ الزامات غلطاً خلاف واقعاً اور

خلاف قانون ہے۔ مقدمہ کی قید انتہائی امانداری اور سپیم ورانہ مہارت

کیا گئی ہے اور کسی قسم کی بددیانتی کا مرتب نہیں ہوا ہے۔ کوئی بھی بات

اغتران سے پوشیدہ نہیں رکھا ہے۔

مقدمہ میں آ.آ. جہاں حد میں مختلف اغتران شامل ہے جن کی کیا عہدہ

مقدمہ وقتاً فوقتاً تسلیم کیا ہے اور SP یا CTD ڈیرہ نے بھی کیلی

قید سے انفاق کیا ہے جسکی تائیدی ضمی اور فائل رپورٹ پر

تبدیل قابل ملاحظہ ہے۔

آ.آ. جہاں کی نئی جہد قید کیا گئی ہے اس کے ساتھ مقدمہ کو مطالبہ قاتل

متعلقہ پراسیڈنٹ اغتران کیا گیا وقتاً فوقتاً تسلیم کی ہے اور انہی کی

ہدایات کی روشنی میں مارواٹی جس۔ مہا بل محل میں لائی گئی ہے۔

جہاں تک حتی محمد معنان کی لیسر کی قتل کی دعویداری نہ کرنے

سے متعلق بیان زید دم 164 ... 164 ...

اغتران کی ہدایات کی روشنی میں قلمبند کیا گیا ہے بیان زید دم 164

کی قلمبندی پر از روئے قانون کوئی بائندی نہیں ہے۔

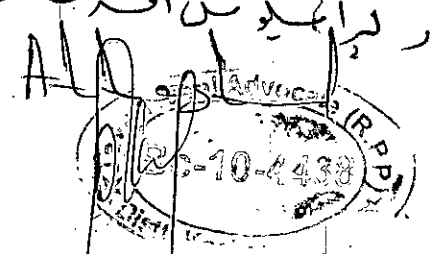
مقدمہ میں قید کے سلسلہ میں کسی قسم کی صوابدیدی اختیارات عمل

میں نہیں لائی گئی ہے بلکہ آ.آ. کے تحت قید کی ہے جس میں ذمہ دار

اغتران اور ذمہ دار اداروں سے اغتران شامل ہے اور جملہ مارواٹی آ.آ.

اغتران کی مشاورت اور پراسیڈنٹ اغتران کی ہدایات کے مطابق

کی گئی ہے۔



7

فقدہ سب جارج سے ملزمان کو ابتدائی حلیت عمل کیا تھا۔

یہ سب حلیت سے کوئی آلہ قتل برآمد نہیں ہوا ہے۔ وجہ غدار ثابت ہے۔

نہیں ہوا ہے اور نہ ہی ملزمان نے کوئی انکشاف کیا ہے۔ ملزمان کے خلاف نئے حلال کاروائی پولیس اور جس دعویٰ مدعی مقدمہ کیلئے کیا گیا ہے۔ قتل ازبیا ان کے خلاف 512 نمبر حلال دیا گیا ہے۔

دو مقتولین کی وراثہ جارج سے ملزمان پر دعویٰ جاری نہیں کرتے ہیں۔

حلیت کے بیانات 161 نمبر قابل ملاحظہ ہے۔ مقدمہ سب کوئی گواہ حلیت دید

سیر نہیں ہے۔ اگر عدم بینہ ملزمان کے خلاف کسی بھی وقت قسور

حلیت دیا۔ ہونے تو ان کو مقدمہ سب ہر وقت گرفتار اور حلال

عدالت کے حلیت سے۔ حلال حلیت سے بھی قابل ملاحظہ ہے۔

حلیت سب ملزم تفصیل مقدمہ درج کیا ہے۔

من النہر آید سیر اور ذمہ دار پولیس افسروں اور اپنی قابلیت اور

دیانتداری کی سب عمدہ کنٹریل سے الٹی کی عیبہ تب ترقی کی ہے اور کسی

متم کی غلط یا بددیانتی کے مرتب ہونے کے تصور نہیں کر سکتا ہے۔ مقدمہ سب

غیر ذمہ داری دکھانے کا سوال ہی پیدا نہیں ہوتا ہے۔ من النہر کے داغ صافی

تمام حالت میں حلیت سے حلیت اور قسور کی

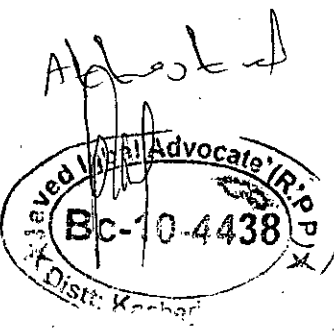
مقامات ہوں۔ مختلف مقامات حلیت سے حلیت اور دیگر علوم حاصل کی ہے

ڈیوٹی سے اخراج دی ہے۔ اور تمام سب کو نہایت خوش اسلوبی اور

حلیت سے اخراج دی ہے۔

حلیت سے اخراج دی ہے۔

حلیت سے اخراج دی ہے۔



Handwritten signature and text: Insp. CTD Mardan 28/6/2017

Handwritten text: Mob 0347 5512 595 Nic 16101-5495211-5

Annexure C

8

FINDINGS OF INQUIRY AGAINST INSPECTOR MUSHTAQ HUSSAIN, OF
CTD HQrs: PESHAWAR.

Respected Sir,

The undersigned was entrusted with an inquiry against Inspector Mushtaq Hussain of CTD, with the following allegations that:

- I. While he was posted as Investigation Officer in case vide FIR No.08 dated 26-02-2017 u/s 302-34 PPC-7ATA PS CTD DI Khan Region made two mistakes/irregularities/irresponsibilities in the said case i.e submission of untraced Challan against the charged accused.
- II. He also recorded the statement of Mr. Mohammad Ramzan father of Mohammad Jameel u/s 164 Cr.P.C.
- III. His such attitude speaks highly adverse on his part & is against the Police Disciplinary Rules 1975 read with amendments 2014 which speaks highly adverse on his part.

PROCEEDING OF ENQUIRY:

During the course of enquiry the statements of following officials were got recorded.

1. DSP Mohammad Saeed Khan, CTD.
2. Inspector Mushtaq Hussain, CTD.
3. Inspector Iqbal Khan, GO Special Branch, D.I.Khan.
4. SI Faiz Kalim, CTD D.I.Khan, member JIT.
5. HC Nazir Ahmed, Special Branch D.I.Khan, member JIT.

The defaulter Inspector Mushtaq Hussain CTD HQrs: submitted reply to charge sheet. He was also called upon in the office of undersigned and heard in person. Some important questions were asked from him but he failed to satisfy the undersigned. (Copy of questions & answers given by Inspector Mushtaq Hussain is enclosed).

Similarly DSP CTD Saeed Khan was also called upon in the office of undersigned to record his statement regarding his case Diaries available in the case file in which he showed his satisfaction over the process of the investigation of above mentioned case. During his statement, DSP Saeed Khan disagreed with the investigation carried out by Inspector

A. J. Khan

Iqbal Advocate (R.P.)
BC-10-1433
Dist: Kohat

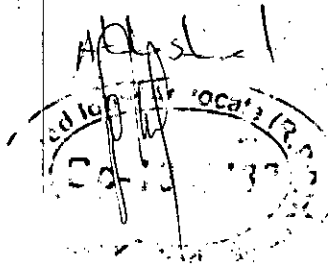
narrated that although he signed the above mentioned case Diaries but the signature was taken in a routine official work and that he is totally disagreed with the way of investigation carried out by Inspector Mushtaq Hussain.

BRIEF FACTS:

A case FIR No. 08 dated 26-02-2017 u/s 302-34 PPC-7ATA PS CTD DI Khan Region was registered by the complainant Bashir Hussain s/o Sahib Dad Caste Balouch. As per his statement to local Police in emergency room of civil hospital Paroa that he was present at his house at about 12:20 hrs, he got information that near Gounslar "mainer" someone had made firing on his son Ali Raza. He reached the spot and found that motorcycle was laying over there while his son Ali Raza, his nephew Saqlain Abbas and Mohammad Jamil were also laying dead. He took the dead bodies into civil hospital Paroa. During his statement he reported to the Police that he is sure that his son and his nephew were murdered by Kashif Ali, Mohammad Aslam and Iqbal because the accused belong to religious terrorist banned organization and they were threatening to kill them. He charged the above said accused for the commission of offence. It is worth mentioning that one Mukhtiar father of Saqlain Abbas one of the above mentioned deceased (cousin of complainant Bashir Hussain) was also killed by unknown terrorists. Accordingly an FIR No.36 dated 24-06-2015 u/s 302-34-7ATA has been registered in PS CTD D.I.Khan.

The case was entrusted for investigation to Inspector Mushtaq Hussain. During the course of investigation Inspector Mushtaq Hussain has committed the following mistakes/irregularities/irresponsibilities:-

1. He failed to bring evidence on case file against the charged accused and astonishingly submitted untraced Chalan in the instant traced case.
2. The complainant Bashir Hussain directly charged the following accused in the above mentioned case.
 - I. Kashif Ahmed, s/o Allah Wasaya r/o Paroa D.I.Khan.
 - II. Mohammad Aslam s/o Ghulam Akbar r/o Paroa



(10)

III. Mohammad Iqbal s/o Ghulam Yasin r/o Paroa D.I.Khan.

It is worth mentioning that Mohammad Ramzan father of one of the deceased Mohammad Jamil did not charge any accused in his statement u/s 161 CrPC before the I/O, but the I/O unnecessarily brought him again before the court for recording his statement u/s 164 CrPC to charge unknown accused for the murder of his son which caused a great damage to the traced case, therefore, the arrested accused were released on bail just within 09 days of their arrest.

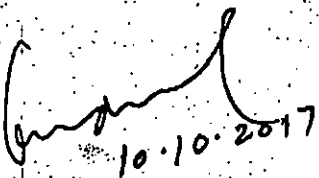
3. He also failed to work on the medium of threats to the complainant i.e (verbal, written, telephonic etc) which would be the main evidence in the case.
4. Inspector Mushtaq Hussain did not make any effort to recover weapon of offence nor he carried out house search of the accused during their custody of the accused for the recovery of weapon of offence.
5. It is pertinent to mention that complainant of FIR No.08/2017 PS CTD D.I.Khan reported to the Police that the charged accused belong to defunct organization and the same stance is rectified by I/O Mushtaq Hussain in Diary No.13 & 15 during his investigation, but he failed to establish links and collect evidence in this regard. The accused themselves admitted their affiliation with the defunct organization in the past.
6. CDR was obtained and placed on case file without carrying out any analysis by himself or through CFU to establish links/communication/location of accused with the commission of offence.
7. During cross examination Inspector Mushtaq Hussain stated that all the members of JIT, established in the instant case, are satisfied with the process of his investigation but JIT members denied his stance in their statements and narrated that they were not even consulted during the course of investigation except their first meeting held after the registration of the instant case.

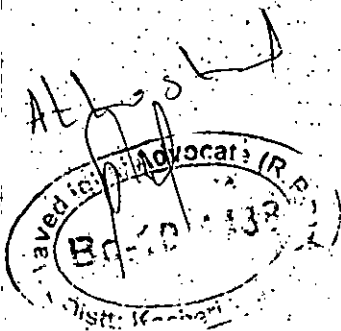
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CONCLUSION:

As per the statements of the above mentioned officials and available record, it revealed that the charges leveled against Inspector Mushtaq Hussain have been proved. He willfully carried out sub standard investigation which not only provided benefit to the charged accused in the above mentioned case but also suffered the aggrieved families of the three deceased. Therefore, I being enquiry officer recommend that Inspector Mushtaq Hussain CTD deserves an appropriate punishment.

Submitted please.


10.10.2017
(QUAID KAMAL)
DSP Headquarter CTD,
Peshawar.





Annexure 'D'

OFFICE OF THE,
DY: INSPECTOR GENERAL OF POLICE,
COUNTER TERRORISM DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR
Ph # 091-9218093-94 Fax # 091-9218031.

12

No. 12086 /PA Dated 18/10 /2017.

FINAL SHOW CAUSE NOTICE.

1. WHEREAS, You Inspector Mushtaq Hussain of this Unit rendered yourself for disciplinary/proceedings by committing gross misconduct and negligence in duty. A charge sheet based on allegations of mistakes/irregularities/irresponsibility in case FIR No. 08 dated 26-02-2017 u/s 302-34 PPC 7ATA PS CTD D.I.Khan and also record the statement of Mr. Muhammad Ramzan father of Muhammad Jamal u/s 164 Cr.P.C issued to you and Mr. Quaid Kamal DSP HQrs./CTD was nominated as enquiry officer to probe into the matter:-

2. WHEREAS, the enquiry officer carried out proper departmental proceedings against you. Opportunity of personal hearing and production of defense was provided to you. Enquiry officer also examined your reply submitted in response to Charge Sheet. The enquiry officer found you guilty for the charges leveled against you, made recommendation for award of appropriate punishment.

3. AND WHEREAS, on going through the finding and recommendation of enquiry officer, material placed on record and other connected papers including your defense placed on file, I satisfied that you have committed gross mis-conduct and are guilty of charges leveled against you as per Charge Sheet/Statement of allegations conveyed to you vide 7607-08/Inv: HQ/CTD dated 22-06-2017, which stands proved and recommended to be awarded appropriate punishment under the said Rules.

4. NOW THEREFORE, I Mubarak Zeb PSP, Deputy Inspector General of Police, CTD, Khyber Pakhtunkhwa as competent authority have tentatively decided to impose upon you, any one or more penalties including the penalty of "appropriate punishment" under Police Rules 1975 (amended in 2014)

You are therefore, issued Final Show Cause Notice to explain within seven (07) days of the receipt of the notice as to why the aforesaid penalty should be imposed upon you. If your reply was not received within stipulated period than it shall be presumed that you have no defense to offer and ex-parte action shall be taken against you and also intimate whether you wish to be heard in person or not.

Copy of enquiry report is enclosed.

Received

Inspector Mushtaq Hussain,
CTD Mardan Region

(MUBARAK ZEB) PSP
Deputy Inspector General of Police,
CTD, Khyber Pakhtunkhwa,
Peshawar.

18/10/17

Abdul Iqbal Advocate (P.P.)
BC-10-4438
Distt: Kacheri Mardan

جناب عالی!

بحوالہ فائل شوکار نوٹس مشمولہ مجاریہ جناب DIG سی ٹی ڈی پشاور معروف ہوں کہ مقدمہ علت 8 مورخہ 26/07/2017

جرم PPC 302/34/7ATA تھانہ سی ٹی ڈی ڈیرہ کی تفتیش نہایت ایماندارگی اور غیر جانبداری کے لیے کی ہے۔ اور جان بوجھ کر کوئی کو تاہی نہیں کیا ہے۔ مدعی فریق کاروائی تفتیش سے خوب متفق ہے اور حالات واقعات جو حقیقت اور سچ پر مبنی ہے صحیح شکل پر لائے گئے ہیں۔ مدعی فریق نامزد ملزمان کے خلاف دعوایداری نہیں کرنا چاہتے ہیں۔ ایک مدعی نے جو دعوایداری کی ہے اس کے ساتھ گواہ چشم دید نہیں ہے وہ بھی مقدمہ کی بیرونی کے لئے حاضر عدالت نہیں ہوا ہے۔ بقایا مقتولین کے ورثاء دعوایداری نہیں کرنا چاہتے ہیں۔ وجہ ثابت نہیں ہوا ہے اور آگے قتل بھی برآمد نہیں ہوا ہے۔

نامزد ملزمان کی پانچ یوم حراست لی جا کر مزید حراست کیلئے بھی استدعا ہوئی تھی جو عدالت کے حکم پر ملزمان کی جو ڈیشل حوالات ڈیرہ میں داخل کئے گئے ہیں۔ جملہ حالات واقعات بروقت SP صاحب CTD ڈیرہ کی نوٹس میں لائے گئے ہیں۔ اشار کو گیشن وغیرہ کی کاروائی افسران کی موجودگی میں ہو چکی ہے۔

ملزمان کے خلاف تہہ چالان بوجہ کاروائی 512 اور دعوایداری ایک مدعی دیا گیا ہے۔ بوجہ عدم موجودہ ثبوت ہائے مقدمہ کو PPI/ATC ڈیرہ سے ڈسکس ہو کر جو مقدمہ میں اختتامی رپورٹ بصیغہ عدم پتہ دیا گیا ہے۔ جو کسی بھی وقت مدعی فریق کسی بھی ملزم کے خلاف دعوایداری کر سکتے ہیں۔ قبل ازیں انہوں نے اپنے بیان CRPC 161/164 کے تحت نامعلوم ملزمان کے خلاف دعوایداری کی گئی ہے۔

من اسپیکر نے کئی مرتبہ دہشت گردوں کے خلاف اپریشن میں حصہ لی جا کر دہشت گردوں کیساتھ مقابلے کی ہے۔ مقدمہ علت 743/14 جرم 324, 353, 427, 148, 149, 7ATA تھانہ IDS گدوں قابل ملاحظہ ہے۔ جس میں مدعی ہوں۔ مختلف تھانہ جات میں SHO، مجرر فیلڈ اور اپریشن کی ڈیوٹی سرانجام دی ہے۔ کبھی کوئی ایسا کام نہیں کیا ہے جو محکمہ کیلئے بدنامی کا سبب بنا ہو۔ (نقل FIR لف ہے)

میں ایک سینئر انسپکٹر ہوں۔ ریکروٹی میں کیڈیٹ اور بقایا کورسز کو بھی نہایت امتیازی حیثیت سے پاس کئے ہیں۔ MA تک تعلیم حاصل کی ہے کبھی کرپشن نہیں کی ہے۔ بے داغ باضی کا حامل ہوں اور ڈیوٹی دیا ننداری سے سرانجام دی ہے۔ ڈیرا اسماعیل خان میں پوسٹنگ کے دوران میرا صحت خراب ہو کر جو مجھ کو دل کا دورہ پڑ کر جو بعد میں دل کا اپریشن کر کے دو عدد سنٹ لگائے ہیں جبکہ 2 وال اب بھی خراب ہیں جسکی اپریشن کرنا بھی مطلوب ہے۔ تاہم بیماری کے باوجود بھی مردان سی ٹی ڈی شعبہ تفتیش میں ایمانداری کیساتھ ڈیوٹی سرانجام دے رہا ہوں صحت اب بھی ٹھیک نہیں ہے تاہم حوصلہ مندی اور دیانتداری سے اب بھی ڈیوٹی سرانجام دیتا ہوں۔ علاج اور دوائی جاری ہے۔ میڈیکل کاغذات ہمراہ رپورٹ بذال ف کی جاتی ہے۔

1

Javed Iqbal Advocate
Bc-10-4438
Distt. Kahari Muradji

میں اپنی سابقہ بیان اور رپورٹ تحریری پر قائم ہوں خلفیہ کہتا ہوں کہ کوئی بددیانتی نہیں کی ہے کوئی کرپشن نہیں کی ہے DIK میں کوئی رشتہ دار نہیں ہے۔ مقدمہ میں غیر جانب دار طور پر کارروائی کی ہے۔ مدعی فریق با ملزم فریق کی طرف سے اگر کوئی شکایت میرے خلاف موصول ہو جائے تو ہر قسم سزا کیلئے تیار ہوں۔ حالات، واقعات کے پیش نظر مکمل طور پر بے گناہ ہوں۔ استدعا ہے کہ شوکاژ نوٹس بغیر کسی کارروائی کے داخل دفتر فرمائی جائے۔

مورخہ:-

العارض

انسپکٹر مشتاق حسین 88/MR انوشی گیشن سٹاف مردان راجپن۔

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Annexure F

OFFICE OF THE,
DY: INSPECTOR GENERAL OF POLICE,
COUNTER TERRORISM DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR
Ph # 091-9218093-94 Fax # 091-9218031.
No. 13/62-19/PA, Dated 09/11/2017.

(15)

ORDER

This order is passed today on 08-11-2017 to dispose of departmental proceedings initiated against Inspector Mushtaq Hussain of this Unit.

Inspector Mushtaq Hussain was charge sheeted under the Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) on the score of following allegations:-

1. While you were posted as Investigation Officer in Case FIR No. 08 dt: 26-02-2017 u/s 302/34-PPC/7-ATA PS CTD D I Khan Region make two mistakes/irregularities / irresponsibility in the said case i.e submission of untraced challan against the charged accused.
2. And also recorded the statement of Mr. Muhammad Ramzan father of Muhammad Jameel u/s 164 Cr.P.C.
3. Your such attitude speaks highly adverse on your part & is against the Police Disciplinary Rules 1975 read with amendments 2014 which speaks highly adverse on your part.

For conducting probe into the allegations leveled against Inspector Mushtaq Hussain of this Unit, Mr. Qaid Kamal Khan DSP/HQrs: CTD Khyber Pakhtunkhwa, was appointed as Enquiry Officer. The Enquiry Officer found him guilty as the charges leveled against Inspector Mushtaq Hussain have been proved. He willfully carried out sub standard investigation which not only provided benefit to the charged accused in the above mentioned case but also suffered the aggrieved families of the three deceased. The Enquiry Officer recommended him for appropriate punishment.


Called again and heard in person. The officer was given full opportunity of defense. His verbal explanation during Orderly Room and given in his reply to the Final Show Cause Notice were perused and found completely unsatisfactory.

The enquiry papers were also perused in detail. The Enquiry Officer has listed all major shortcomings in the investigation of case FIR No. 08 dt: 26-02-2017 u/s 302/34-PPC/7-ATA PS CTD D I Khan. It is evident from the findings of the enquiry that the charges leveled in the charge sheet have been proved. He is guilty of the charge/gross misconduct.

In the light of findings/recommendations of the Enquiry Officer and available record on file against Inspector Mushtaq Hussain, I, Mubarak Zeb, Deputy Inspector General of Police, CTD, Khyber Pakhtunkhwa being competent authority, hereby imposes the major punishment "of Reversion to the rank of Sub Inspector" with immediate effect.


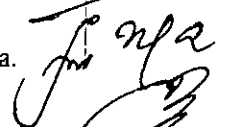

Order announced.

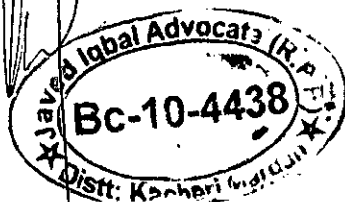
Dy No 1468 CTD MARDAN
9-11-2017


(MUBARAK ZEB) PSP
Deputy Inspector General of Police,
CTD, Khyber Pakhtunkhwa,
Peshawar.

Endst. No. & date even.

- Copy of the above is forwarded to the:-
1. The Inspector General of Police, Khyber Pakhtunkhwa.
 2. All Addl IGP/Khyber Pakhtunkhwa.
 3. Deputy Inspector General of Police, HQrs: Khyber Pakhtunkhwa.
 4. Regional Police Officer, Mardan.
 5. Senior Superintendent of Police/Ops CTD Central Zone.
 6. Superintendent of Police. CTD Mardan.
 7. Superintendent of Police/HQrs: CTD.
 8. Officer concerned.


Reader

J. N. A.

9/11/17



BEFORE THE HONOURABLE INSPECTOR GENERAL
KHYBER PAKHTUN KHWA PESHAWAR.

16

Subject: APPEAL AGAINST THE ORDER OF WORTHY
DEPUTY INSPECTOR GENERAL OF POLICE
C.T.D, KPK, PESHAWAR DATED 09.11.2017
VIDEWCHICH THE APPLICANT WAS AWARDED
THE MAJOR PUNISHMENT OF "REVERSION
FROM THE RANK OF INSPECTOR TO THE
RANK OF SUB INSPECTOR.

ALL
[Signature]
[Circular Stamp: Javed Iqbal Advocate (R.P.K.)
BC-10-4438
Distt. Kohat, Khyber Pakhtunkhwa]

Respected Sir,

It is, humbly submitted as under:-

FACTS:-

It is alleged against the applicant
that while posted as investigation officer as Inspector
C.T.D. D.I. Khan Region made two mistakes/
irregularities/irresponsibility during investigation
in case FIR NO. 08 dated 26.02.2017 u/s 302/34PPC/
7 ATA Police Station C.T.D, D.I.Khan Region K.P.K.
i.e. submission of untraced challan against the charged
accused secondly, recorded the statement of Mr. Muhammad
Ramzan father of deceased Jameel u/s 164 Cr.p.c. in
the Court. Thirdly, the attitude against the Police
disciplinary rules 1975 read with amendment, 2014
which speak highly adverse on the part of applicant.

The applicant was charge-sheeted and departmentally proceeded against on the alleged of mis -conduct. After departmental enquiry conducted by Mr. Quaid Kamal Khan Deputy Supdt./HQrs C.T.D. K.P.K the applicant was awarded the major punishment of reversion from the rank of Inspector to the rank of Sub Inspector vide letter diary NO. 1469 C.T.D/MRD dated 09.11.2017 Deputy Inspector General of Police K.P.K Peshawar. Hence, aggrieved this appeal against the said order.

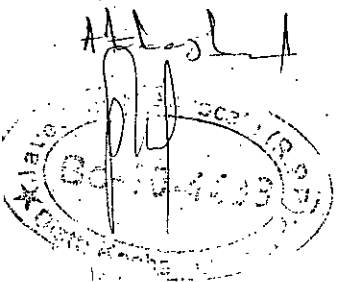
GROUNDS FOR APPEAL.

1. That the order of the learned Deputy Inspector General of Police, Peshawar is against the facts and law on record.
2. That the order is harsh, severe and is contrary in the dispensation of Natural justice.
3. That the allegations are not sustained by any reasonable and sound material.
4. That the complainant has charged the nominated accused on suspicious for the murder of his son Ali Raza while the heirs of other two deceased did not charge any person inspite of the best efforts of the applicant.

...3...

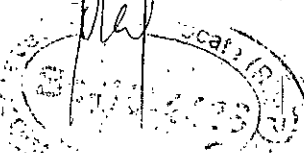
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5. That the challan was submitted as untraced for the reason that there was no other evidence except the hearsay version of the complainant in the FIR.
6. That the ultimate result of the case would end on the acquittal of accused and the case fate would be decided for ever as such the applicant in good faith of deceased party submitted untraced challan to keep the case alive for availability of solid evidence in future against the accused. Besides this the case is still under investigation by another Police Officer and no progress has been made so far in the case.
7. That the investigation has been conducted under the supervision of J.I.T. members which included eight competent Police Officers. All the J.I.T. members on a written performa agreed with the views of the applicant and after proper deliberation and consultation signed the performa for submission of untraced challan, which was subsequently signed by then Superintendent of Police Investigation.
8. That the recording of the statement u/s 164 Cr.p.c. is a common practice and it is usually recorded to



avoid ~~unpleasant~~ the wrong allegations of complainant a witness/party and to secure his version in line of the statement given u/s 161 Cr.p.c during the investigation

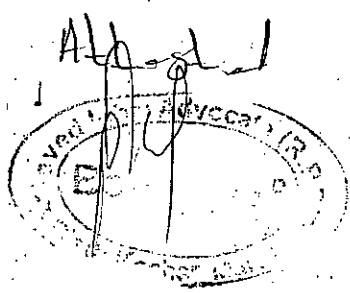
9. That the applicant has conducted the investigation fairly and honestly. There is no complainant of corruption or other malafide intention on the part of deceased party against the applicant.
10. That the whole departmental enquiry has been conducted against the rules and regulations. The statement recorded during the enquiry is neither on Oath nor the applicant has been provided the opportunity to cross-examine the witnesses, so in these circumstance there is no evidentiary value of departmental enquiry in eyes of law.
11. That actually, the departmental enquiry has been originated due to some difference with some Police officers who wanted to humiliate the applicant on his good performance or otherwise there is no written complainant about the allegations levelled against the applicant.

Handwritten signature


12. That last but not least the applicant has got 27 years excellent and unblemished record in his credit. The applicant has performed all the duties throughout career with devotion of the satisfaction of his superior and there is not a single bad entry in service record.

In view of the above it is earnestly requested that the order of reversion dated 09.11.2017 may kindly be set aside and the applicant be exonerated from the charges levelled against the applicant in greater interest of justice. The applicant will pray for your success , long life and prosperity.

Yours Obediently



Handwritten signature and date: 13-11-17

(MUSHTAQ HUSSAIN)
Ex. Inspector MR. 88
CTD Mardan Region I, Mard.
CNIC NO. 16101-5495211-5
Mob: NO. 0347-5512595



INSPECTOR GENERAL OF POLICE
KHYBER PAKHTUNKHWA
Central Police Office, Peshawar

PAGE 01

No. S/ 685

/18, Dated Peshawar the 13/02/2018.

ORDER

This order is hereby passed to dispose of departmental appeal under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 submitted by **SI Mushtaq Hussain (the then Inspector)**. The appellant was awarded penalty of reversion from the rank of Inspector to the rank of Sub-Inspector by Deputy Inspector General of Police, CTD, Khyber Pakhtunkhwa, Peshawar vide order No. 13162-69/PA, dated 09.11.2017 on the following charges:-

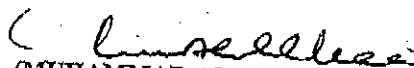
- i) He while posted as Investigation Officer in case FIR No. 08 dated 26.02.2017 u/s 302/34-PPC/7-ATA Police Station CTD D.I.Khan Region make two mistake/irregularities/irresponsibility in the said case i.e. submission of untraced challan against the charged accused.
- (ii) And also recorded the statement of Mr. Muhammad Ramzan father of Muhammad Jameel u/s164 Cr.Pc.

Meeting of the Appellate Board was held on 01.02.2018, wherein the petitioner was present and heard.

Perusal of record reveals that penalty of reversion from the rank of Inspector to Sub-Inspector was imposed on appellant on charges of conducting poor investigation in triple murder sensitive nature case. He submitted untraced challan in the case despite the fact accused were traced but he made no efforts for collection of evidence. The Enquiry Officer has conducted detailed enquiry and the charges leveled against the petitioner have been reported proved.

Appellant failed to rebut the charges and he also did not point out any irregularity in the impugned order passed by DIG/CTD, therefore, the Board decided that the order of lower authority is hereby upheld.

This order is issued with approval by the Competent Authority.


(MUHAMMAD ALI BABAKHEL)

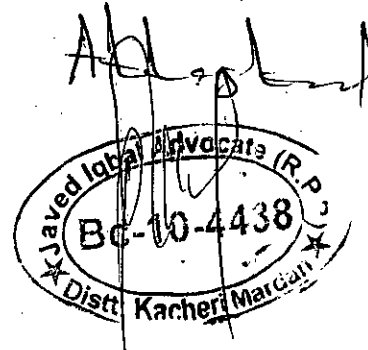
Addl: IGP/HQrs:

For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

No. S/ 686-94 /18,

Copy of the above is forwarded to the:

1. Deputy Inspector General of Police, CTD, KP, Peshawar.
2. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
3. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
4. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
5. PA to DIG/Training, Khyber Pakhtunkhwa, Peshawar.
6. PA to AIG/Establishment, Khyber Pakhtunkhwa, Peshawar.
7. PA to AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
8. Office Supdt: E-II , CPO, Peshawar.
9. Office Supdt: E-III , CPO, Peshawar.



"ممبران JIT"

- ① DSP سید گل ڈیرہ اسماعیل خان -2 انچارج سٹیشن حسین INV/CTD ڈیرہ اسماعیل خان
- ② Ho سٹھانہ پروا منہاج سکندریا ڈیرہ اسماعیل خان 4 SI محمد ایاز INV/CTD ڈیرہ اسماعیل خان
- ③ G/O پیشل برانچ ڈیرہ اسماعیل خان -6 انچارج SI ڈیرہ اسماعیل خان
- ④ انچارج IB ڈیرہ اسماعیل خان -8 انچارج MI ڈیرہ اسماعیل خان
- ⑤ SI فیض کلیم خان C/DFU سٹھانہ پروا -9 انچارج DSB ڈیرہ اسماعیل خان

Handwritten signature and stamp of Javed Iqbal Advocate (R.P.P.) with registration number Bc-10-4438 and district Kacheri Merdan.

حنا عالی

تسلیں مکمل ہونے سے بعد سندھ
اندر ان کے پروکارہ کی تسلیں کی
D-1-14/11/2022

شماره پرونده

س کیو ایف نمبر 3515/20.08.2011 (تاریخ شرجی) (تاریخ جاری) (تاریخ شرجی) (تاریخ جاری)

قائم نمبر (1) 5-3

میل

ابتدائی اطلاعی رپورٹ

ابتدائی اطلاعی نسبت جرم قابل دست اندازی پولیس رپورٹ شدہ زخمی و غیر زخمی مریضوں کے متعلق اور ان کے متعلقہ افراد کے متعلق

صفحہ نمبر 26/20-20 (58)

تاریخ 30/08/2011

ارنج وقت رپورٹ	سید حسین پرویز صاحب داد خان قوم نمبر 26/20-20-2011
ام و سکونت اطلاع دہندہ مستفید	302-34-7ATA
نقصر کیفیت جرم (معدودہ) حال اگر کچھ لیا گیا ہو تو درجہ کو کس قسم کے جرات جنون کے معاملہ میں 35/35 ہوسٹری از تمام	ماریفادہ و مریضوں کو کس قسم کے جرات جنون کے معاملہ میں 35/35 ہوسٹری از تمام
م و سکونت ملزم	پرویز حسین پرویز صاحب داد خان قوم نمبر 26/20-20-2011
کارروائی جو تفتیش کے متعلق کی گئی اگر اطلاع درج کرنے میں توقف ہوا ہو تو بیان کرو	ماریفادہ و مریضوں کو کس قسم کے جرات جنون کے معاملہ میں 35/35 ہوسٹری از تمام
فائدہ سے روانگی کی تاریخ و وقت	وقت صبح 26/20-20-2011

خانہ 3515/20-08-2011 نمبر پر رپورٹ شدہ مریضوں کی عدالت نے حکم کیا کہ ان کے متعلقہ افراد کو ملزم کے ساتھ ساتھ لے کر عدالت لایا جائے۔

ملزم نے عدالت میں خود کو ملزم قرار دیا اور کہا کہ وہ اپنے گھر پر کئی لوگوں کو مارا گیا ہے۔ اس وقت وہ اپنے گھر پر آ گیا ہے۔

عدالت نے ملزم کو ایک سال کی سزا سنائی ہے۔

ملزم نے عدالت میں کہا کہ وہ اپنے گھر پر کئی لوگوں کو مارا گیا ہے۔ اس وقت وہ اپنے گھر پر آ گیا ہے۔

عدالت نے ملزم کو ایک سال کی سزا سنائی ہے۔

ملزم نے عدالت میں کہا کہ وہ اپنے گھر پر کئی لوگوں کو مارا گیا ہے۔ اس وقت وہ اپنے گھر پر آ گیا ہے۔

عدالت نے ملزم کو ایک سال کی سزا سنائی ہے۔

ملزم نے عدالت میں کہا کہ وہ اپنے گھر پر کئی لوگوں کو مارا گیا ہے۔ اس وقت وہ اپنے گھر پر آ گیا ہے۔

عدالت نے ملزم کو ایک سال کی سزا سنائی ہے۔

MA S I C T O I D I K
26-2-17 0362-958-5400

﴿فائل رپورٹ﴾

مقدمہ نمبر 08 مورخہ 2017-02-26 جرم 34-ATA-427-302 تھانہ سی ٹی ڈی، ڈیرہ اسماعیل خان

بذریعہ: بشیر حسین ولد صاحب داد سکھ پروا

- بنام:
- 1- کاشف ولد اللہ وسایا قوم پنوار کٹانہ سکھ پروا
 - 2- محمد اسلم ولد غلام اکبر قوم سیال سکھ پروا
 - 3- اقبال ولد یسین قوم درکھان سکھ پروا

جناب عالی!

مقدمہ کے حالت کچھ یوں ہیں کہ مورخہ: 26-02-2017 کو بوقت 21:00 بجے مدعی بالانے ہمراہ نعش ہائے پسر اش علی رضا، بھانجا اش ثقلین عباس، مقتول محمد جمیل ولد محمد رمضان قوم بلوچ سکھ دیہہ ام ایمر جنسی روم سول ہسپتال پروا میں یوں رپورٹ کی کہ وہ گھر خود میں موجود تھا بوقت 12:20 بجے اسے اطلاع ملی کہ گھونسر میز پر اسکے بیٹے علی رضا پرفارنگ ہوئی ہے جو وہ فوری طور پر موقع پر پہنچا گھونسر راستہ روندہ گھونسر مائز کے کنارے موٹر سائیکل پڑا پایا اس کا بیٹا علی رضا، ثقلین عباس میز کے کنارے جبکہ محمد جمیل میز کے اندر اسلحہ آتشیں سے قتل شدہ پڑے پائے۔ ہر تینوں مقتولین کی نعش ہائے بالمدار شدہ داران سول ہسپتال پروا لایا اسے تسلی ہے کہ اسکے بیٹے علی وغیرہ کو ملزمان بالانے اسلحہ آتشیں سے فائرنگ کر کے قتل کیا ہے وجہ عداوت یہ ہے کہ ہر سہہ ملزمان مذہبی کالعدم تنظیم نے تعلق رکھتے ہیں اور کئی بار جان سے مار دینے اور اغواء کرنے کی دھمکیاں دے چکے ہیں۔ پسر اش علی رضا، بھانجا اش ثقلین عباس، محمد جمیل کو اسلحہ آتشیں سے قتل کرنے کی دعویداری ملزمان بالا پر کی۔

اس مقدمہ میں مدعی کا بیٹا علی رضا، بھانجا اش ثقلین عباس ولد مختیار حسین اور محمد جمیل ولد محمد رمضان ساکنان پروا قتل ہو چکے ہیں جن کی قتل کی دعویداری ملزمان بالا پر کی گئی ہے جو FIR میں ڈائریکٹ چارج ہیں وجہ عداوت دھمکی وغیرہ اور نقصان پہنچانے کی بات درج کی ہے۔

SHO تھانہ پروا منہاج سکندر یار نے مراسلہ تھانہ CTD ارسال کیا جس پر مقدمہ ہذا قائم ہو چکا ہے جس نے مقتولین کے کاغذات مرگ و دیگر ضروری کارروائی کی ہے۔

تفتیش حوالہ ہونے پر موقع واردات جا کر مقتولین کے خون اور خون 9mm بور تعدادی 11 عدد قبضہ پولیس کئے ہیں اور اس کے علاوہ پارچات مقتولین بھی بروئے فرد قبضہ پولیس کئے گئے ہیں نقشہ موقع بخود مدعی مرتب کر کے گواہان متعلقہ کے بیانات لئے گئے ہیں موقع کی فوٹو گرافی اور دیگر امور تفتیش موقع پر کئے گئے ہیں ملزمان کے موبائل نمبرات اور مدعی کے موبائل نمبرات کی CDR حاصل کرنے کیلئے درخواست بھجوائی گئی ہے ملزمان کی خانہ تلاشی اور پتہ براری حسب ضابطہ عمل میں لائی گئی۔

مقتولین کے پوسٹ مارٹم کاغذات حاصل کئے گئے ہیں اور موقع سے مقتولین کے نقصان رسیدہ موٹر سائیکل کو بھی بطور وجہ ثبوت قبضہ پولیس کیا گیا ہے۔

ملزمان کے خلاف عدالت سے وارنٹ 204 ض ف لئے گئے ہیں تعمیل کی جارہی ہے مقدمہ میں JIT تشکیل دی جا چکی ہے تاکہ صحیح اور انصاف پر مبنی غیر جانبدار تفتیش عمل میں لائی جاسکے۔ ملزمان بالا کو محمد جمیل خان ISHO تھانہ CTD ڈیرہ نے حسب ضابطہ گرفتار کر کے ملزمان کے خلاف جرم 15AA کا علیحدہ مراسلہ تحریر کر کے تھانہ پروا بھجوا یا جبکہ ملزمان بالا کو مقدمہ ہذا میں بھی حسب ضابطہ گرفتار کیا مزید تفتیش

Abul Kalam Advocal (R.P.P.)
3C-10-4438
Distt: Kohat

(6)

25

نئے من انسپکٹر کو حوالہ ہو کر ملزمان بالا کو فراڈ آپیش عدالت کر کے حراست پولیس حاصل کی گئی دوران جسمانی حراست ملزمان کو نہایت حکم عملی سے انٹارویسٹ کیا جاتا رہا بعد اختتام جسمانی حراست پولیس ملزمان کو پیش عدالت کر کے داخل سنٹرل جیل ڈیرہ کیا گیا۔ حسب دعوی داری مدعی ملزمان سہہ بالا کے خلاف تہیہ چالان علیحدہ دیا گیا۔ مقتولین ثقلین عباس، محمد جمیل کے ورثاء سریدست ملزمان بالا پر دعوی داری نہیں کرتے بلکہ مقتولین کے ورثاء ملزمان نامعلوم پر دعوی داری ہیں۔ JIT کے ساتھ بھی ڈسکس کی گئی کافی مشتبہگان کو بھی مقدمہ ہذا میں انٹارویسٹ کیا جاتا رہا مگر کوئی مفید انکشاف نہ ہوا۔ خفیہ لیٹر جو بوساطت DPO صاحب ڈیرہ موصول ہوا نے مشتبہگان محمد ہاشم ولد نذر حسین، محمد فرید ولد مشتاق احمد، صفدر ماچھی ولد گلشیر، محمد اختر ولد صاحب داد کو نہایت حکمت عملی سے کئی بار طلب کر کے انٹارویسٹ کیا جاتا رہا مگر کوئی مفید انکشاف نہ ہوا جبکہ محمد اقبال ولد اللہ و سہیل کئی مقدمات میں PO ہے اور نارگٹ کلر بھی ہے ٹریس نہ ہو سکا جس کی گرفتاری کے لیے DFU شاف تھانہ پروا، مخبران پولیس کو مناسب ہدایات بھی دی گئیں۔ چونکہ مقتولین ثقلین عباس، محمد جمیل کے ورثاء ملزمان بالا پر دعوی داری نہیں کرتے بلکہ نامعلوم ملزمان پر بدستور دعوی داری ہیں اگر ملزمان نامعلوم ٹریس ہوئے یا مقتولین ثقلین عباس، محمد جمیل کے ورثاء نے دعوی داری کی تو مقدمہ کو دوبارہ سرسبز کیا جائے گا چونکہ مقدمہ کافی دیرینہ ہے مقدمہ کو مزید زیر تفتیش رکھنا بے سود ہے سریدست مقدمہ ہذا میں اختتامی رپورٹ بصیغہ عدم پتہ بھجوا یا جاتا ہے فائل رپورٹ مرتب ہو کر گزارش ہے۔

انسپکٹر مشتاق حسین
INV تھانہ سی، ٹی، ڈی، ڈیرہ اسماعیل خان

سنگی نشیہ صنف سول
D SP / C + D. P. 1. 12/11/11

11-11-11
District Magistrate (R.O.)
District Magistrate (R.O.)
District Magistrate (R.O.)

128

97

Entry made
in Service Roll
of West Frontier Province Police
M.A.H.
S.P.C.
11/8/52



Commendation Certificate

CLASS II

Granted by

MR. ABDUR RAUF YOUSAFZAI, DIG/COMMANDANT FRONTIER RESERVE POLICE

DEPUTY INSPECTOR GENERAL OF POLICE N.W.F.P. NWFP:

To Recruit Const: Mushtaq Hussain No. 1512.

Son of _____

District OF FRP HQRS: PESHAWAR.

in Recognition of

All round best recruit.

Cash Reward Rs. 500/-

Dated 1.7.192.

(Signature)
(ABDUR RAUF YOUSAFZAI)
Deputy Inspector General of Police,
Frontier Reserve Police, N.W.F.P.
PESHAWAR.
9/8

(Signature)
* Javed Iqbal Advocat (R.P.P.) *
Bc-10-4438
* Distt: Kacheri Warden *

27

48

CERTIFICATE



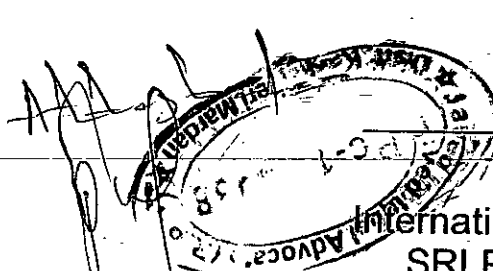
This is to certify that

INSP: MUSHTAQ HUSSAIN KHAN

Participated and Successfully Completed
Rule of Law Training Program with Special Emphasis
On Communication And Supervision Skill

held at police school of public Disorder & Riot Management Mardan
From 08-08-2016 to 21-08-2016

Deputy Inspector General
of Police Training
Khyber Pakhtunkhwa Peshawar



Paul Norman
International Policing Specialist
SRLP - UNDP Peshawar

24

49

CERTIFICATE



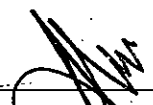
This is to certify that;

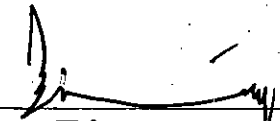
Mr. Mushtaq Hussain Inspector District Swabi

has successfully completed 11-Days training on
PUBLIC DISORDER & RIOT MANAGEMENT

held at School of Public Disorder & Riot Management, Mardan.

From 12.1.2015 to 23.1.2015


Deputy Inspector General of Police,
Training, K.P.K Police


Director
Police School of Public Disorder
& Riot Management Mardan




29

50

POLICE DEPARTMENT MARDAN RANGE.

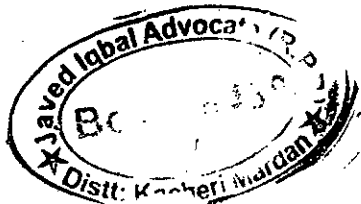
N.W.F.P. POLICE REFRESHER COURSE IN DETECTION OF CRIMES



PARTICIPATION CERTIFICATE
YEAR-199

It is certified that Mushtaq Hussain NO.682/HC Of District Swabi. has attended the refresher course In Detection Of Crimes held from 1.8.1999 to ...31.8.1999..... at Police Lines Mardan-and-declared Successful.

Date 1st:Sept:1999.



[Handwritten signature]

[Handwritten signature]
D.T.G. Mardan Range,
Mardan.

36

51



UNIVERSITY OF PESHAWAR
(Pakistan)

Detailed Marks Certificate
Master of Arts (FINAL) in
Islamiyat, Annual Examination 2002

Private Candidate from **Mardan**

Required: Pass Percentage - 40, Aggregate Pass Percentage - 40

Name: *Mushtaq Hussain*

Gender: *Male*

Roll No. **23533**

Father's Name: *Said Hassan*

Registration No: **88-M-8174**

Papers

Marks Obtained

Al Qura'an Transiation "2nd Half" and
Commentary Alongwith Grammar (VI)

Maximum Marks	In Figures	Words
100	47	Forty Seven
100	46	Forty Six
100	61	Sixty One
100	50	Fifty Only
100	40	Forty Only
100	40	Forty Only
500	265	Two Hundred and Sixty Five
Total:	1100	549

Principles of Islamic Jurisprudence (VII)

Islam and Other World Religions (VIII)

Kalam and Philosophy of Islam / Islam and
Contemporary Muslim World (IX)

Islamic Economics OR Islamic Politics
OR Islam and Science (X)

Viva Voce

M.A Previous Marks

Errors and omissions are subject
to subsequent rectification

Total:

The examination was passed *in Parts* in *Second* division.

Examination Held in Theory: (01.08-13.08), 2002; Viva Voce: (22.08-14.10), 2002
Result Declared on February 28, 2003

Controller of Examinations
University of Peshawar

NEC Issued on 02/03/03 at 09:11:42
U.A. & V. Department, Faculty of Theology, University of Peshawar

(34)

Police No. 99

No. 13-17

POLICE DEPARTMENT

SWABI DISTRICT

Annual confidential report on the working of Sub Inspectors and inspectors for the year ending 31st December, 2015.

Name Provincial or Range No. Rank and Grade.	Inspector Mushtaq Khan 88/MR S/o Said Hassan
Where and on what duties employed during the past 12 months	01.07.2015 to 30.09.2015 SHO Garhi Kapoora and Police Line
Class of District Police Officer's report, i.e "A" or "B"	A
Is he honest?	No complaint
Remarks by:- 1. District Police Officers, and 2. Deputy Inspector General of Police	<p><i>His performance remained satisfactory</i></p> <p><i>(Signature)</i> (GUL AFZAL KHAN) District Police Officer, Mardan</p> <p>31.10.2015 to 31.12.2015 SHO Lund Khwar and Police Line</p> <p><i>(Signature)</i> (Faisal Shehzad) PSP District Police Officer, Mardan</p> <p><i>(Signature)</i> (MURTAZA SAIED) PSP Deputy Inspector General Of Police, Mardan Region-1 Mardan.</p>

(Signature)
 Advocate (K.P.S.)
 No. 438
 Distt. Kohat

32

Police No. 107.
Form No. 15:3 (c)



N.-W.F.P. POLICE.
COMMENDATION CERTIFICATE

Granted to: CONST: MUSHTAQ HUSSAIN NO.682

Son of: _____, Resident of _____ Village,

_____ Police Station, SWABI District,

in recognition of GOOD PERFORMANCE VIDE CASE FIR NO.347/97 U/S

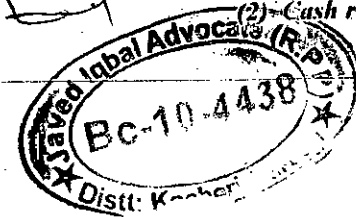
5 GO/13 A.O P.S YAR HUSSAIN.

Dated: 4.8.97
The: OB. NO. 1317

Superintendent of Police
SWABI.

Note: (1) If a Police Officer, rank and number in final
(2) Cash reward if any, to be specified.

[Handwritten signature]



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Service Appeal No. 235/2018.

Mushtaq Hussain SI CTD Mardan Region Mardan.....(Appellant)

Versus

1. Inspector General of Police KPK Peshawar.
2. Deputy General of Police, CTD, Khyber Pakhtunkhwa,
Peshawar.

.....(Respondents)

PARAWISE COMMENTS BY RESPONDENTS :-

Preliminary Objections

1. That the appeal is not maintainable in its present form.
2. That the appellant has got no cause of action.
3. That the appellant is estopped by his own conduct to file the present appeal.
4. That the appellant has not come to this Honorable Tribunal with clean hands and has concealed material facts.
5. That the appeal is bad for misjoinder and non-joinder of necessary parties.
6. That the appeal is barred by law.
7. That the appeal is badly time barred.

Facts

Respectfully Sheweth

1. Correct hence no comments.
2. Correct to the extent that proper departmental enquiry was carried out and the appellant was provided full chance to defend himself but the appellant has no solid grounds or evidence to prove himself innocent and the enquiry officer proved all allegations leveled against him.(Copy of charge sheet, final show cause notice, replies, findings of enquiry and statements of JIT members are enclosed as Annex "A", "B", "C", "D", "E" and "F").
3. Incorrect appellant has no satisfactory grounds to put forward to his high-ups regarding the allegations leveled against him. As the bereaved families suffered in D.I Khan Region by target killing of their innocent family members

while appellant willingly submitted untraced challan in a traced case which is in itself an irregularity and irresponsibility on his part. Moreover, Muhammad Ramzan father of one of the deceased Muhammad Jamil did not charge any accused in his statement u/s 161 Cr.P.C before the I.O but the appellant unnecessarily brought him again before the court for recording of his statement u/s 164 Cr.P.C to charge unknown accused for the murder of his son which caused a great damage to a traced case and therefore the arrested accused were released on bail just within 9 days of their arrest. The appellant also failed to work on the medium of threats to the complainant of FIR No. 08 dated 26.02.2017 u/s 302-34PPC-7ATA PS CTD D.I Khan. As the complainant reported to the police that he is sure that his son and nephew were murdered by Kashif Ali, Muhammad Aslam and Iqbal because the accused belong to religious terrorist banned organization and they were threatening to kill them. Moreover, the appellant also failed to establish links and collect evidence regarding the position and role/status of accused in defunct organization.

4. Pertains to record hence no comments.

5. Incorrect the order passed against the appellant are legal, convincing and as per the law and norms of justice and needs to stand as it is.

GROUND

1. Incorrect all the allegations leveled against the appellant are proved during enquiry.

2. Incorrect no efforts have been made by the appellant for the success of the case rather he tried to provide benefits to the charged accused by submitting untraced challan in a traced case.

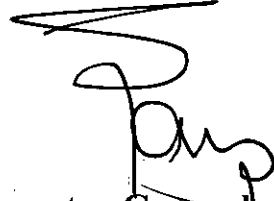
3. Incorrect during the course of inquiry JIT members statement were recorded. As per their statement they denied the appellant stance and narrated that they were not even consulted during investigation except their first meeting held after registration of FIR.

4. Incorrect as per the complainant of FIR No.8/2017 PS CTD D.I Khan he reported to police in hospital that he is sure that his son and his nephew were murdered by the Kashif Ali, Muhammad Aslam and Iqbal because they belong to religious terrorist banned organization and they were threatening to kill them.

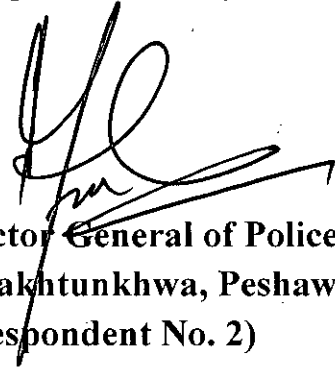
5. Incorrect submitting of untraced challan in a traced case is in itself an irregularity and irresponsibility on the part of the appellant which directly suffer the traced case and therefore all the three accused were released on bail.
6. Incorrect as per the prevailing law the I.O cannot submit an untraced challan in a traced case.
7. Incorrect as discussed in previous paras JIT members were not contacted during course of investigation and the I.O now the appellant willfully submitted an untraced challan in a traced case just to provide benefits to the arrested accused.
8. Incorrect submitting of challan is the sole responsibility of I.O and in the case FIR No. 08/2017 PS CTD D.I Khan I.O now the appellant never contacted any JIT member which is evident from the finding of enquiry and statement of JIT members.
9. Incorrect there was no need to record statement u/s 164 Cr.P.C when complainant of FIR already charged three accused for the murder.
10. Incorrect attitude of the then I.O now the appellant in case FIR No. 8/2017 PS CTD D.I Khan was totally irresponsible and thus irregularity committed was proved against him during enquiry.
11. Incorrect proper departmental enquiry was carried. The appellant was provided full chance to defend himself. All the formalities required for departmental enquiry were fulfilled but the appellant have no solid grounds to defend himself.
12. Incorrect the appellant is only trying to forward lame excuses as all the allegations were proved against him during course of enquiry.
13. Pertains to record hence no comments.
14. Incorrect the appellant is only trying to forward lame excuses. His irregularities & irresponsibility as I.O provided benefits to a charged accused by releasing on bail.
15. Incorrect the appellant not only provided benefit to a charged accused by his weak investigation and submitting untraced challan in a traced case but also suffer the bereaved three families of those deceased who were killed by the terrorists and charged by the complainant directly in FIR No.8/2017 PS CTD D.I Khan.

PRAYER:

In view of the above, it is submitted that the appeal is devoid of merit, law/rules and prayed that the appeal may kindly be dismissed.



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



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

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL

PESHAWAR

Service Appeal No. 235/2018.

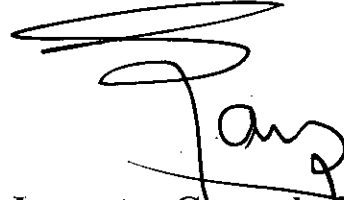
Mushtaq Hussain SI CTD Mardan Region Mardan.....(Appellant)

Versus

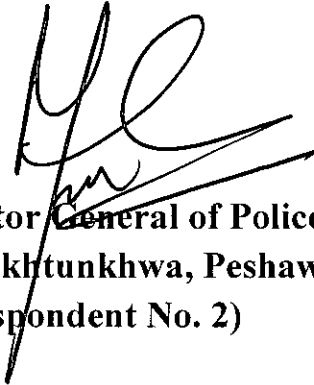
1. Inspector General of Police KPK Peshawar.
2. Deputy General of Police, CTD, Khyber Pakhtunkhwa,
Peshawar.(Respondents)

AFFIDAVIT

We the deponents in the above titled service appeal, do here by solemnly affirm and declare on oath that the contents of Para wise comments/reply are correct and true to the best of our knowledge and belief and nothing have been kept concealed from this honorable tribunal.



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



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

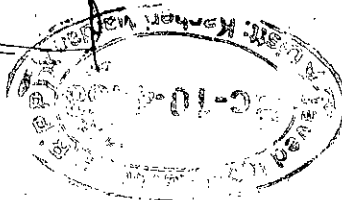
CHARGE SHEET

D. I. WAQAR AHMAD, SUPERINTENDENT OF POLICE, HQrs: CTD KHYBER PAKHTUNKHWA, PESHAWAR as a competent authority, hereby charge you Inspector Mushtaq Hussain of this Unit as follows:-

- I. While you were posted as Investigation Officer in Case FIR No 08 dated 26.02.2017 u/s 302-34 PPC 7ATA PS CTD DI Khan Region make two mistakes/irregularities/irresponsibilities in the said case i.e submission of untraced challan against the charged accused.
 - II. And also recorded the statement of Mr. Muhammad Ramzan father of Muhammad Jameel u/s 164 Cr.P.C.
 - III. Your such attitude speaks highly adverse on your part & is against the Police Disciplinary Rules 1975 read with amendments 2014 which speaks highly adverse on your part.
2. By reason of the above, you appear to be guilty of misconduct under Police Rules, 1975 read with Amendments 2014 and have rendered yourself liable to all or any of the penalties specified in the Rules:-
- 3). You are, therefore required to submit your written defence within 7 days of the receipt of this Charge Sheet to the Enquiry Officer as the case may be.
 - 4). Your written defence, if any, should reach to the Enquiry Officer within the specified period failing which it shall be presumed that you have no defence to put in and in that case, ex parte action will be taken against you.
 - 5). You are also at liberty, if you wish to be heard in person.
 - 6). Statement of allegation is enclosed.

(WAQAR AHMAD)

Superintendent Of Police, HQrs:
CTD, Khyber Pakhtunkhwa,
Peshawar.



5

SUMMARY OF ALLEGATIONS

D.J. WAQAR AHMAD, SUPERINTENDANT OF POLICE, HQrs: CTD, KHYBER PAKHTUNKHWA, PESHAWAR, am of the opinion that Inspector Mushtaq Hussain of this Unit has rendered himself liable to be proceeded against as he committed the following acts/omissions within the meaning of Police Disciplinary Rules. 1975.

STATEMENT OF ALLEGATIONS.

While he was posted as Investigation Officer in Case FIR No 08 dated 26.02.2017 u/s 302-34 PPC 7ATA PS CTD DI Khan Region make two mistakes/irregularities/irresponsibilities in the said case i.e submission of untraced challan against the charged accused. And also recorded the statement of Mr. Muhammad Ramzan father of Muhammad Jameel u/s 164 Cr.P.C. His such attitude speaks highly adverse on his part & is against the Police Disciplinary Rules 1975 read with amendments 2014 which speaks highly adverse on his part.

2). For the purpose of scrutinizing the conduct of the said accused with reference to the above allegations, Mr. Qaid Kamal Khan DSP, HQrs: CTD Peshawar of this Unit are hereby appointed as Enquiry Officer, to conduct enquiry under the Rules.

3). The Enquiry Officers, will, in accordance with the provision of the Police Disciplinary Rules. 1975 read with amendments 2014 provide reasonable opportunity of hearing to the accused, record its findings and make within 15 days of the receipt of this order, the recommendation as to punishment or other appropriate action against the accused.

No 7607-^{08 INV HS} IC/CTD

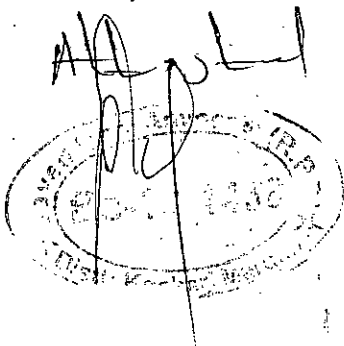
Dated Peshawar the 22/06 2017.

Copy of above is forwarded to the:-

- 1). Enquiry Officer of this Unit, are hereby directed to initiate departmental proceedings against the accused under the Police Rules.
- 2). Inspector Mushtaq Hussain to appear before the Enquiry Officer on the date time and place fixed by the Enquiry Officer for the purpose of enquiry proceedings.

(Signature)
(WAQAR AHMAD)
Superintendent Of Police, HQrs:
CTD, Khyber Pakhtunkhwa,
Peshawar.

4 No 866 CTD/MAD
22-6-2017



INSP/Mushtaq
for n/a, information and
Compliance

SP-CTD-Mardan
22-06-2017

جناح عالی
کوارٹر چارج شیٹ جنکو چارجہ جناح - SP - پید کوارٹر

8 مورخہ 26/17/26 حدم 34-302-302

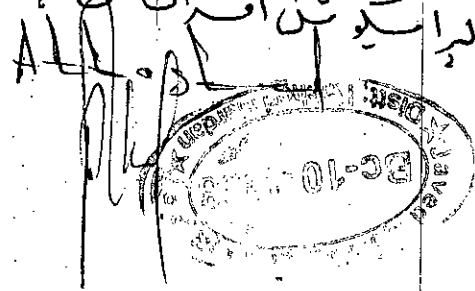
لینڈ اور مفروضہ ہوں کہ مقدمہ 8 مورخہ 26/17/26 حدم 34-302-302 میں
CTD ڈیڑھ سی لٹریٹ من الٹریٹ نے کی ہے اور مقدمہ کی جملہ حالت اور واقعہ
صفحہ مثل پر لائی گئی ہے۔ ضمنیات مقدمہ میں ہر ایک پہلو مقدمہ پر بحث
کیا گیا ہے۔ مثل منقلہ قابل ملاحظہ ہے۔

من الٹریٹ خلاف عائد کردہ جملہ الزامات غلطاً خلاف واقعہ اور
خلاف قانون ہے۔ مقدمہ کی لٹریٹ انتہائی اہم ندری اور پیمہ وراثہ عہدت
کیا گئی ہے اور کسی قسم کی بددیانتی کا مرتبہ نہیں ہوا ہے۔ کوئی ہی بات
اعتراف سے پوشیدہ نہیں رکھا ہے۔

مقدمہ میں آ.آ. ج میں حد میں مختلف اعتراف شامل ہے جن میں کیا عہد
مقدمہ وقتاً فوقتاً تسلیم کیا ہے اور SP - CTD ڈیڑھ نے بھی لٹریٹ
لٹریٹ سے انصاف کیا ہے جبلی تاہم یہی اور فائنل رپورٹ پر
تسلیم قابل ملاحظہ ہے۔

آ.آ. ج میں آئی نئی جملہ لٹریٹ کیا عہد ساتھ مقدمہ کو مطالبہ قات
منقلہ پراسیڈنٹ اور ان کیا عہد وقتاً فوقتاً تسلیم کی ہے اور انہی کی
ہدایات کی روشنی میں مارواٹی حسب منالبع عمل میں لائی گئی ہے۔
جہاں تک حقیقی محمد معنان کی لپس کی قتل کی دعویداری نہ کرنے
سے متعلق بیان زید دفعہ 164 منقلہ ساتھ ہے تو اس بیان کو پراسیڈنٹ
اعتراف کیے ہدایات کی روشنی میں قلمبند کیا گیا ہے بیان زید دفعہ 164
کی قلمبندی پر ازروئے قانون کوئی تاہم نہیں ہے۔

مقدمہ میں لٹریٹ کے تسلیم میں کسی قسم کی صوابدیدی اختیارات عمل
میں نہیں لائی گئی ہے بلکہ آ.آ. ج کے تحت لٹریٹ کی ہے جس میں ذمہ دار
اعتراف اور ذمہ دار اداروں کے اعتراف شامل ہے اور جملہ مارواٹی آ.آ. ج
اعتراف کی مشاورت اور پراسیڈنٹ اعتراف کی ہدایات کے مطابق
کئی ہے۔

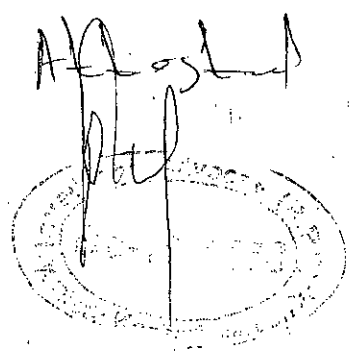


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فقدہ سبب جاری شدہ ملزمان کو اشتہاری حکمت عملی کیا ہے۔
 اپنے گنہگاروں کے لئے آلہ قتل برآمد نہیں ہوا ہے۔ وجہ غدار
 نہیں ہوا ہے اور نہ ہی ملزمان کے لئے آئسٹام کیا ہے۔ ملزمان
 خلاف تشہہ جلالان ماروائی رولورٹی اور حسب دعویٰ مدعی متہم
 کے لئے کیا گیا ہے۔ قتل ازبیا ان کے خلاف 512 ہند جلالان دیا گیا ہے
 دو مقتولین کی ورثاء جاری شدہ ملزمان پر دعویٰ نہیں کرتے ہیں
 جن کے بیانات 161 مت قابل ملاحظہ ہے۔ فقدہ سبب کوئی گواہیم دید
 ستر نہیں ہے۔ اگر عدم بینہ ملزمان کے خلاف کسی بھی وقت ٹھوس
 شہادت دیا ہو تو ان کو فقدہ سبب ہر وقت گرفتار اور جلالان
 عدالت کے لئے جاسکتے ہیں۔ مجاہد جلالان فارم ہائے قابل ملاحظہ ہے
 جن سبب مکمل تفصیل فقدہ درج کیا ہے۔

من الٹیر ایڈیٹر اور ذمہ دار پولیس افسروں اور ایف جی اور ایف
 دیاننداری کی سبب عمدہ کنٹریل سے الٹیر کی عہدہ تہ ترقی کی ہے اور کسی
 منہم کی غلط یا بددیانتی کی مرتب ہونے کے تصور نہیں کرتا ہے۔ فقدہ سبب
 عنیدہ داری دکھانے سے سوال ہی پیدا نہیں ہوتا ہے۔ من الٹیر کے داغ ماضی
 مختلف مقامات پر مختلف حالات میں جاری۔ S.H.O اور فیس کی
 نامہ مالک ہوں۔ مختلف مقامات پر اور دیگر علوم حاصل کی ہے
 ڈیوٹی سر انجام دی ہے۔ M.A امتلا میات اور دیگر علوم حاصل کی ہے
 لکھی کر لین نہیں کی ہے اور تمارس تمار کو نہایت خوش اسلوبی اور
 دلچسپی کیا ہے۔ اختتام دیا ہے۔

دلچسپی کیا ہے۔ اختتام دیا ہے۔
 استدعا ہے کہ جاری شدہ ہذا لٹیر لکھی وزیر ماروائی کے داخل
 دفتر فرمائی جائے۔



ingp CTD Marwah
 28/6/2017

Mob

0347 5512 595
 Nic 16101-5495211-5

NST INSPECTOR MUSHTAQ HUSSAIN, OF
HQrs: PESHAWAR.

Respected Sir,

The undersigned was entrusted with an inquiry against Inspector Mushtaq Hussain of CTD, with the following allegations that:

- I. While he was posted as Investigation Officer in case vide FIR No.08 dated 26-02-2017 u/s 302-34 PPC-7ATA PS CTD DI Khan Region made two mistakes/irregularities/irresponsibilities in the said case i.e submission of untraced Challan against the charged accused.
- II. He also recorded the statement of Mr. Mohammad Ramzan father of Mohammad Jameel u/s 164 Cr.P.C.
- III. His such attitude speaks highly adverse on his part & is against the Police Disciplinary Rules 1975 read with amendments 2014 which speaks highly adverse on his part.


PROCEEDING OF ENQUIRY:

During the course of enquiry the statements of following officials were got recorded.

1. DSP Mohammad Saeed Khan, CTD.
2. Inspector Mushtaq Hussain, CTD.
3. Inspector Iqbal Khan, GO Special Branch, D.I.Khan.
4. SI Faiz Kalim, CTD D.I.Khan, member JIT.
5. HC Nazir Ahmed, Special Branch D.I.Khan, member, JIT.

The defaulter Inspector Mushtaq Hussain CTD HQrs: submitted reply to charge sheet. He was also called upon in the office of undersigned and heard in person. Some important questions were asked from him but he failed to satisfy the undersigned. (Copy of questions & answers given by Inspector Mushtaq Hussain is enclosed).

Similarly DSP CTD Saeed Khan was also called upon in the office of undersigned to record his statement regarding his case Diaries available in the case file in which he showed his satisfaction over the process of the investigation of above mentioned case. During his statement, DSP Saeed Khan disagreed with the investigation carried out by Inspector

AA
MS


stated that although he signed the above mentioned case Diaries but the signature was taken in a routine official work and that he is totally disagreed with the way of investigation carried out by Inspector Mushtaq Hussain.

BRIEF FACTS:

A case FIR No. 08 dated 26-02-2017 u/s 302-34 PPC-7ATA PS CTD DI Khan Region was registered by the complainant Bashir Hussain s/o Sahib Dad Caste Balouch. As per his statement to local Police in emergency room of civil hospital Paroa that he was present at his house at about 12:20 hrs, he got information that near Gounslar "mainer" someone had made firing on his son Ali Raza. He reached the spot and found that motorcycle was laying over there while his son Ali Raza, his nephew Saqlain Abbas and Mohammad Jamil were also laying dead. He took the dead bodies into civil hospital Paroa. During his statement he reported to the Police that he is sure that his son and his nephew were murdered by Kashif Ali, Mohammad Aslam and Iqbal because the accused belong to religious terrorist banned organization and they were threatening to kill them. He charged the above said accused for the commission of offence. It is worth mentioning that one Mukhtiar father of Saqlain Abbas one of the above mentioned deceased (cousin of complainant Bashir Hussain) was also killed by unknown terrorists. Accordingly an FIR No:36 dated 24-06-2015 u/s 302-34-7ATA has been registered in PS CTD D.I.Khan.

The case was entrusted for investigation to Inspector Mushtaq Hussain. During the course of investigation Inspector Mushtaq Hussain has committed the following mistakes/irregularities/irresponsibilities:-

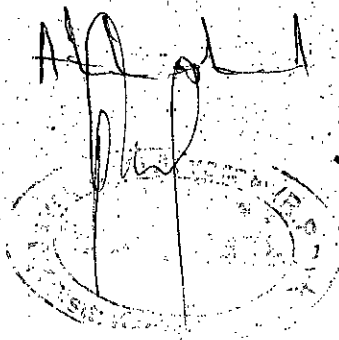
1. He failed to bring evidence on case file against the charged accused and astonishingly submitted untraced Chalan in the instant traced case.
2. The complainant Bashir Hussain directly charged the following accused in the above mentioned case.
 - I. Kashif Ahmed s/o Allah Wasaya r/o Paroa D.I.Khan.
 - II. Mohammad Aslam s/o Ghulam Akbar r/o Paroa

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III. Mohammad Iqbal s/o Ghulam Yasin r/o Paroa D.I.Khan.

It is worth mentioning that Mohammad Ramzan father of one of the deceased Mohammad Jamil did not charge any accused in his statement u/s 161 CrPC before the I/O, but the I/O unnecessarily brought him again before the court for recording his statement u/s 164 CrPC to charge unknown accused for the murder of his son which caused a great damage to the traced case, therefore, the arrested accused were released on bail just within 09 days of their arrest.

3. He also failed to work on the medium of threats to the complainant i.e (verbal, written, telephonic etc) which would be the main evidence in the case.
4. Inspector Mushtaq Hussain did not make any effort to recover weapon of offence nor he carried out house search of the accused during their custody of the accused for the recovery of weapon of offence.
5. It is pertinent to mention that complainant of FIR No.08/2017 PS CTD D.I.Khan reported to the Police that the charged accused belong to defunct organization and the same stance is rectified by I/O Mushtaq Hussain in Diary No.13 & 15 during his investigation, but he failed to establish links and collect evidence in this regard. The accused themselves admitted their affiliation with the defunct organization in the past.
6. CDR was obtained and placed on case file without carrying out any analysis by himself or through CFU to establish links/communication/location of accused with the commission of offence.
7. During cross examination Inspector Mushtaq Hussain stated that all the members of JIT, established in the instant case, are satisfied with the process of his investigation but JIT members denied his stance in their statements and narrated that they were not even consulted during the course of investigation except their first meeting held after the registration of the instant case.

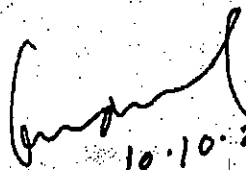


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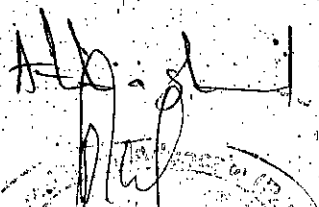
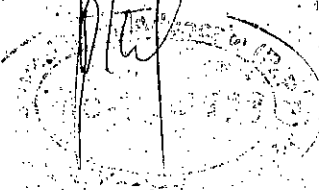
CONCLUSION:

As per the statements of the above mentioned officials and available record, it revealed that the charges leveled against Inspector Mushtaq Hussain have been proved. He willfully carried out sub standard investigation which not only provided benefit to the charged accused in the above mentioned case but also suffered the aggrieved families of the three deceased. Therefore, I being enquiry officer recommend that Inspector Mushtaq Hussain CTD deserves an appropriate punishment.

Submitted please.


10.10.2017

(QUAID KAMAL)
DSP Headquarter CTD,
Peshawar.



Amr

OFFICE OF THE
DY. INSPECTOR GENERAL OF POLICE,
COUNTER TERRORISM DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR
Ph # 091-9218093-94 Fax # 091-9218031.

(12)

No. 12086 /PA Dated 18/10 /2017.

FINAL SHOW CAUSE NOTICE.

1. WHEREAS, You Inspector Mushtaq Hussain of this Unit rendered yourself for disciplinary proceedings by committing gross misconduct and negligence in duty. A charge sheet based on allegations of mistakes/irregularities/irresponsibility in case FIR No. 08 dated 26-02-2017 u/s 302-34 PPO 7ATA PS CTD D.I.Khan and also record the statement of Mr. Muhammad Ramzan father of Muhammad Jamal u/s 164 Cr.P.C issued to you and Mr. Quaid Kamal DSP HQrs./CTD was nominated as enquiry officer to probe into the matter:-

2. WHEREAS, the enquiry officer carried out proper departmental proceedings against you. Opportunity of personal hearing and production of defense was provided to you. Enquiry officer also examined your reply submitted in response to Charge Sheet. The enquiry officer found you guilty for the charges leveled against you, made recommendation for award of appropriate punishment.

3. AND WHEREAS, on going through the finding and recommendation of enquiry officer, material placed on record and other connected papers including your defense placed on file, I satisfied that you have committed gross mis-conduct and are guilty of charges leveled against you as per Charge Sheet/Statement of allegations conveyed to you vide 7607-08/Inv: HQ/CTD dated 22-06-2017, which stands proved and recommended to be awarded appropriate punishment under the said Rules.

4. NOW THEREFORE, I Mubarak Zeb PSP, Deputy Inspector General of Police, CTD, Khyber Pakhtunkhwa as competent authority have tentatively decided to impose upon you, any one or more penalties including the penalty of "appropriate punishment" under Police Rules 1975 (amended in 2014)

You are therefore, issued Final Show Cause Notice to explain within seven (07) days of the receipt of the notice as to why the aforesaid penalty should be imposed upon you. If your reply was not received within stipulated period than it shall be presumed that you have no defense to offer and ex-parte action shall be taken against you and also intimate whether you wish to be heard in person or not.

Copy of enquiry report is enclosed.

Received

Inspector Mushtaq Hussain,
CTD Mardan Region

[Signature]
18/10/17

[Signature]
(MUBARAK ZEB) PSP
Deputy Inspector General of Police,
CTD, Khyber Pakhtunkhwa,
Peshawar.

[Signature]
3C-10-4438
Dist: Khyber Pakhtunkhwa

بجوالہ فائل شوہا ز نوٹس مشمولہ مجاریہ صاحبہ کی سی ٹی ڈی پشاور معروف ہیں کہ مقدمہ علت 8 مورخہ 2017

جرم PPC 302/34/7ATA تھانہ سی ٹی ڈی ڈیرہ کی تفتیش نہایت ایماندارگی اور غیر جانبداری کی ہے۔ اور جان بوجہ تاہی نہیں کیا ہے۔ مدعی فریق کاروائی تفتیش سے خوب متفق ہے اور حالات واقعات جو حقیقت اور سچ پر مبنی ہے صحیح شکل پر لائے گئے مدعی فریق نامزد ملزمان کے خلاف دعوایداری نہیں کرنا چاہتے ہیں۔ ایک مدعی نے جو دعوایداری کی ہے اس کے ساتھ گواہ دیکھیں ہے وہ بھی مقدمہ کی بیرونی کے لئے حاضر عدالت نہیں ہوا ہے۔ بقایا متتوہین کے درثناء دعوایداری نہیں کرنا چاہتے ہیں۔ وجہ نہیں ہوا ہے اور آگے قتل بھی برآمد نہیں ہوا ہے۔

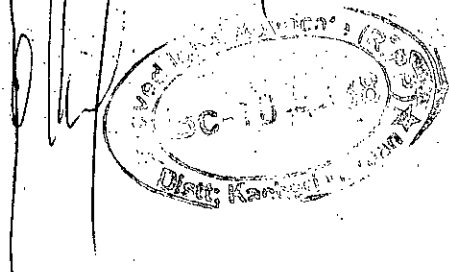
نامزد ملزمان کی پانچ یوم حراست لی جا کر مزید حراست کیلئے بھی استدعا ہوئی تھی جو عدالت کے حکم پر ملزمان کی جو ڈیشنل حوا ڈیرہ میں داخل کئے گئے ہیں۔ جملہ حالات واقعات بروقت SP صاحب CTD ڈیرہ کی نوٹس میں لائے گئے ہیں۔ انٹارکوشن کی کاروائی افسران کی موجودگی میں ہو چکی ہے۔

ملزمان کے خلاف تہہ چالان بوجہ کاروائی 512 اور دعوایداری ایک مدعی دیا گیا ہے۔ بوجہ عدم موجودگی ثبوت ہائے مقدمہ کو PPI/ATC ڈیرہ سے ڈسکس ہو کر جو مقدمہ میں اختتامی رپورٹ بصیغہ عدم پیدہ دیا گیا ہے۔ جو کسی بھی وقت مدعی فریق کسی بھی ملز خلاف دعوایداری کر سکتے ہیں۔ قبل ازیں انہوں نے اپنے بیان CRPC 161/164 کے تحت نامعلوم ملزمان کے خلاف دعو کی گئی ہے۔

من اسپیکٹر نے کئی مرتبہ دہشت گردوں کے خلاف اپریشن میں حصہ لی جا کر دہشت گردوں کیساتھ مقابلے کی ہے۔ مقدمہ تھانہ جات میں SHO محرر فیئلڈ اور اپریشن کی ڈیوٹی سرانجام دی ہے۔ کبھی کوئی ایسا کام نہیں کیا ہے جو عکس کیلئے بدنامی کا سبب (نقل FIR لف ہے)

میں ایک سینئر انسپکٹر ہوں۔ ریکروٹی میں کیڈیٹ اور بقایا کورسز کو بھی نہایت امتیازی حیثیت سے پاس کئے ہیں۔ MA حاصل کی ہے کبھی کرپشن نہیں کی ہے۔ بے داغ ماضی کا حامل ہوں اور ڈیوٹی دیا نہاداری سے سرانجام دی ہے۔ ڈیرا اسماعیل خان میں پوسٹنگ کے دوران میرا صحت خراب ہو کر جو مجھ کو دل کا دورہ پڑ کر جو بعد میں دل کا اپریشن کر کے سنٹ لگائے ہیں جبکہ 2 وال اب بھی خراب ہیں جسکی اپریشن کرانا بھی مطلوب ہے۔ تاہم بیماری کے باوجود بھی مردان سی ٹی ڈی تفتیش میں ایماندارگی کیساتھ ڈیوٹی سرانجام دے رہا ہوں صحت اب بھی ٹھیک نہیں ہے تاہم حوصلہ مندی اور دیا نہاداری سے اس سرانجام دیتا ہوں۔ علاج اور دوائی جاری ہے۔ میڈیکل کاغذات ہمراہ رپورٹ ہڈالف کی جاتی ہے۔

Altaf



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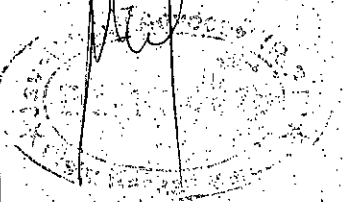
میں اپنی سابقہ بیان اور رپورٹ تحریری پر قائم ہوں خلیفہ کہتا ہوں کہ کوئی بددیانتی نہیں کی ہے کوئی کرپشن نہیں کی
کوئی رشتہ دار نہیں ہے۔ مقدمہ میں غیر جانب دار طور پر کارروائی کی ہے۔ مدعی فریق یا ملزم فریق کی طرف سے اگر کوئی شکایت
خلاف موصول ہو جائے تو ہر قسم سزا کیلئے تیار ہوں۔
حالات، واقعات کے پیش نظر مکمل طور پر بے گناہ ہوں۔ استدعا ہے کہ شوکا ز نوٹس بغیر کسی کارروائی کے داخل دفتر فرمائی جا

مورخہ:-

العارض

انسپکٹر مشتاق حسین 188/MR انوسٹی گیشن سٹاف مردان ریجن۔

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D1
CO
KH

Ph # 3-94 Fax # 091-9218031
No. 13/62-19/PA Dated 09/11/2017

OFFICE OF THE,
DEPUTY INSPECTOR GENERAL OF POLICE,
DISCIPLINARY DEPARTMENT,
PESHAWAR.

15

ORDER

This order is passed today on 08-11-2017 to dispose of departmental proceedings initiated against Inspector Mushtaq Hussain of this Unit.

Inspector Mushtaq Hussain was charge sheeted under the Khyber Pakhtunkhwa Police Rules 1975 (amended 2014) on the score of following allegations:-

1. While you were posted as Investigation Officer in Case FIR No. 08 dt: 26-02-2017 u/s 302/34-PPC/7-ATA PS CTD D I Khan Region make two mistakes/irregularities / irresponsibility in the said case i.e submission of untraced challan against the charged accused.
2. And also recorded the statement of Mr. Muhammad Ramzan father of Muhammad Jameel u/s 164 Cr.P.C.
3. Your such attitude speaks highly adverse on your part & is against the Police Disciplinary Rules 1975 read with amendments 2014 which speaks highly adverse on your part.

For conducting probe into the allegations leveled against Inspector Mushtaq Hussain of this Unit, Mr. Quaid Kamal Khan DSP/HQrs: CTD Khyber Pakhtunkhwa, was appointed as Enquiry Officer. The Enquiry Officer found him guilty as the charges leveled against Inspector Mushtaq Hussain have been proved. He willfully carried out sub standard investigation which not only provided benefit to the charged accused in the above mentioned case but also suffered the aggrieved families of the three deceased. The Enquiry Officer recommended him for appropriate punishment.


Called again and heard in person. The officer was given full opportunity of defense. His verbal explanation during Orderly Room and given in his reply to the Final Show Cause Notice were perused and found completely unsatisfactory.

The enquiry papers were also perused in detail. The Enquiry Officer has listed all major shortcomings in the investigation of case FIR No. 08 dt: 26-02-2017 u/s 302/34-PPC/7-ATA PS CTD D I Khan. It is evident from the findings of the enquiry that the charges leveled in the charge sheet have been proved. He is guilty of the charge/gross misconduct.

In the light of findings/recommendations of the Enquiry Officer and available record on file against Inspector Mushtaq Hussain, I, Mubarak Zeb, Deputy Inspector General of Police, CTD, Khyber Pakhtunkhwa being competent authority, hereby imposes the major punishment "of Reversion to the rank of Sub Inspector" with immediate effect.

Order announced.

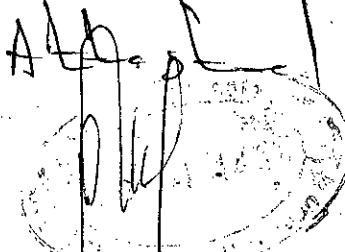
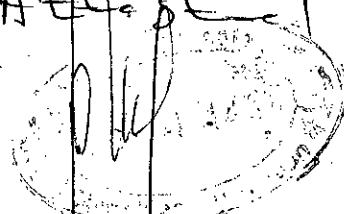
Dy No 1468 CTD MCD
9-11-2017

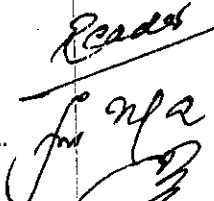

(MUBARAK ZEB) PSP
Deputy Inspector General of Police,
CTD, Khyber Pakhtunkhwa,
Peshawar.

Endst: No. & date even.

Copy of the above is forwarded to the:-

1. The Inspector General of Police, Khyber Pakhtunkhwa.
2. All Addl IGP/Khyber Pakhtunkhwa.
3. Deputy Inspector General of Police, HQrs: Khyber Pakhtunkhwa.
4. Regional Police Officer, Mardan.
5. Senior Superintendent of Police/Ops CTD Central Zone.
6. Superintendent of Police. CTD Mardan.
7. Superintendent of Police/HQrs: CTD.
8. Officer concerned.


9/11/17

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

No 1146 /ST

Dated 04 /06/2018

To

The Deputy Inspector General of Police C.T.D ,
Government of Khyber Pakhtunkhwa,
Peshawar.

Subject: **ORDER/JUDGEMENT IN APPEAL NO. 235/2018, MR. MUSHTAQ HUSSAIN.**

I am directed to forward herewith a certified copy of Judgment/Order dated 29/05/2018 passed by this Tribunal on the above subject for strict compliance.

Encl: As above


**REGISTRAR,
KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL
PESHAWAR.**

33

Police No. 99

No. 13-17

POLICE DEPARTMENT.

SWABI DISTRICT

Annual confidential report on the working of Sub Inspectors and Inspectors for the year ending 31st December, 2015.

Name Provincial or Range No. Rank and Grade.	Inspector Mushtaq Hussain No.88/MR
Father's Name	
Where and on what duties employed during the past 12 months.	01.01.2015 to 12.03.2015 Police Lines 13.03.2015 to 08.06.2015 SHO PS Kalu Khan 09.06.2015 to 29.06.2015 Police Lines Swabi 30.06.2015 Transferred to Mardan District
Class of District Police Officer's report, i.e. 'A' or 'B'.	A
Is he honest?	No Complaint
Remarks by: - 1. District Police Officer and 2. Deputy Inspector General of Police.	<u>01.01.2015 to 29.06.2015</u> He is professional, calm & sober (SAJJAD KHAN)PSP District Police Officer, Swabi. Muhammad Saad (PSP) Deputy Inspector General of Police. Mardan Region-1 Mardan. Javed Iqbal Advocate (R.P.P.) Bc-10-4439 Distt: Kohat