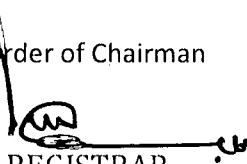


Form- A

## FORM OF ORDER SHEET

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

Case No.- \_\_\_\_\_ 1289/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	05/09/2022	<p>The appeal of Mr. Mehmood Alam resubmitted today by Mr. Sufyan Khan Advocate. It is fixed for preliminary hearing before touring Single Bench at Swat on _____. Notices be issued to appellant and his counsel for the date fixed.</p> <p>By the order of Chairman</p>  <p>REGISTRAR</p>

The appeal of Mr. Mehmood Alam Ex-Junior Clerk Civil Judge Dir Lower at Tangi received today i.e. on 23.08.2022 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Memorandum of appeal may be got signed by the appellant.
- 2- Annexures of the appeal may be attested.
- 3- Copy of impugned order dated 26.4.2022 mentioned in the heading of the appeal is not attached with the appeal.
- 4- The authority to whom the departmental was made/preferred has not been arrayed a necessary party.

No. 2471 /S.T,

Dt. 23/8 /2022

  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Sufyan Khan Adv. Pesh.

All the objections has been corrected and resubmitted according to the direction of Registrar service tribunal KPK Peshawar.



05/09/2022

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

A - NO 1289/2022

Mehmood Alam ..... **APPELLANT**

**VERSUS**

District & Session Judge & another. .... **RESPONDENTS**

**I N D E X**

<b>S.No</b>	<b>Description of Documents</b>	<b>Annexure</b>	<b>Pages</b>
1.	Appeal		1-6
2.	Copy of allegation	<b>A</b>	7-8
3.	Copy of notification/order	<b>B</b>	9
4.	Copy of inquiry report	<b>C</b>	10-58
5.	Copy of Show Cause Notice	<b>D</b>	59-64
6.	Copy of reply to Show Cause Notice	<b>E</b>	65-66
7.	Copy of Application for attested copies	<b>F</b>	67-69
8.	Copy of impugned dismissal order	<b>G</b>	70-79
9.	Copy of Departmental Appeal	<b>H</b>	80-83
10.	Wakalat Nama		84

Appellant

Through



**SUFYAN KHAN**

Advocate High Court,  
Peshawar.

Dated:18.08.2022

(1)

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

*A - No. 1289/2022*  
Mehmood Alam, Ex-Junior Clerk/Muharrar, Civil Judge-IV,  
District Court Dir Lower at Tangi. . . . . **APPELLANT**

**VERSUS**

1. District & Session Judge, Dir Lower at Timergara.
2. Senior Civil Judge (Admin), Dir Lower at Timergara.
3. Registrar, Peshawar High Court, Peshawar.

. . . . . **RESPONDENTS**

**SERVICE APPEAL UNDER SECTION 04 OF  
SERVICE TRIBUNAL ACT 1974, AGAINST  
THE IMPUGNED DISMISSAL ORDER  
DATED: 19.06.2021, while the appellant  
Departmental Appeal dated:26.04.2022 not  
yet decided.**

---

**PRAYER IN APPEAL:**

Allowing the appeal and directing respondent to set aside the impugned order dated:19.06.2021 and reinstate the appellant in the service with all the benefits of continuous service.

---

**RESPECTFULLY SHEWETH:**

1. That the appellant was proud to be the part of lower judiciary since his initial appointment dated:03.02.2012 and from commencement of the service till its illogical ending, it is admitted fact that appellant remained excellent with unblemished character of his service men,

as no complain whatsoever specially of the alleged leveled nature was earlier been filed on either behalf of any individual party or any official, so this unblemished character of the appellant is required to be considered while pronouncing any judgment on appeal in hand.

2. That while serving as Muharrar/Junior Clerk of Civil Judge-IV Dir Lower at Timergara a complaint dated: 12.02.2021 was filed by learned Civil Judge in which certain allegations of making Bogus and Fake signatures of learned civil judge in case titled **Mst.Fareeda Bibi Vs. NADRA** were made. (COPY OF ALLEGATION IS ATTACHED HEREWITH AS **ANNEXURE-A**)
3. That learned District & Session Judge Dir Lower, appointed Mr. Issa Khan Afridi SCJ Dir Lower, an inquiry officer, vide order No. 55/-54/D&SJ/Dir Lower dated: 13.02.2021. (COPY ATTACHED AS **ANNEXURE-B**)
4. That worthy inquiry officer submitted his report dated: 20.04.2021 alongwith all statements. (COPIES ATTACHED HEREWITH AS **ANNEXURE C**)
5. Consequent upon the finding of inquiry report, the appellant was served with impugned Show Cause Notice dated: 25.05.2021, which was replied, but was not taken into consideration by worthy District & Session Judge Dir Lower at Timergara and on 19.06.2021 verbally informed the appellant that his appeal has been decided without showing the nature of decision. (COPIES ATTACHED AS **ANNEXURE D & E**)

6. That appellant filed an application dated: 21.06.2021 for providing attested copies of impugned order and relevant record. (COPY OF APPLICATION ATTACHED AS **ANNEXURE-F**)
7. That the appellant time and again visited the copy branch for providing attested copies but on every occasion he was informed that the file or order dated: 19.06.2021 is still not received from the office and ultimately the same was provided to the appellant on 02.04.2022. (copy of order is Annex G)
8. That on 02.04.2022 after provision of attested copy the appellant got knowledge that he has been dismissed from service.
9. That appellant submitted his departmental appeal dated: 26.04.2022 which is yet to be decided. (COPY ATTACHED AS **ANNEXURE-H**)
10. That feeling aggrieved from order dated: 19.06.2021 and finding no other remedy, the appellant has been constrained to approach the Honorable Khyber Pakhtunkhwa Service Tribunal for the redressal of the grievance, inter alia on the following grounds;

**GROUND S:**

- A. The whole case is circulated as lead, in the statement of the learned Civil Judge-IV, Timergara Dir Payan, who is an alleged complainant of the case actually, recorded his comprehensive statements being IW18 and his statement is duly available in the case file, which astonished the whole background and base of the case, wherein it was surprisingly endorsed that

the appellant has admitted his guilt and came to the house of the learned complainant/Civil Judge and sought pardon thereof, however ~~in~~ this respect no admittance whatsoever is made on the part of the appellant and no such like happened is ever been played so the whole story duly narrated by the Learned Civil Judge-IV, Timergara Dir Payan is self-fabricated, concocted, fictitious, planted having no footing at all and it is very safely to state that this act of the learned Civil Judge is nothing but the result of gross discrimination and exploitation of individual rights of appellant and it is often and usually established through certain precedents that on such like matter the statement of any complainant is not conclusive at all.

- B. On another hand if the other consistent statements of other officials of Honorable Civil Courts, Timergara Lower Dir may also please be taken into thorough consideration, it will ultimately revealed that no nexus whatsoever is established to connect the appellant for the commission of the offence and the co-accused, who is also facing such impeachment, in its own statement disclosed that he has also not committed any irregularity or illegality which liable to be punished, as he taken the charge of his official status few days back so the foundation of the case laid down completely upon the appellant as well as co-accused is also not reckoned by circumstantial evidence.
- C. That appellant was impeached in a compulsive manner and no chance given to appellant to cross

examine the recorded statement of the stake holder, and neither the so called tempered record was sent for forensic analysis. Hence on this score alone the entire Show Cause Notice and dismissal order dated: 19.06.2021 liable to be set aside.

- D. That it is required to consider at this stage that the allegation so leveled against the appellant, itself needed impleadment of more employees but it is to say that the inquiry was only conducted against the appellant as well as co-accused which prima facie established the case of the complainant false and incorrect.
- E. That the <sup>learned</sup> ~~land~~ inquiry officer has not adopted the proper procedure of inquiry.
- F. That no chance of personal hearing has been provided to the appellant.
- G. That the punishment of dismissal from service is very harsh and not according to the allegations.
- H. Any other ground which is not agitated right at the moment, will be raised at the time of the presentation of argument.

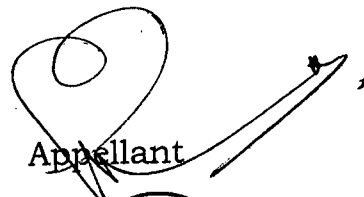
**PRAYER:**

In view of the above, it is requested that by accepting by accepting this appeal, the impugned dismissal order dated:19.06.2021 may kindly be:




set aside and recalled, while exonerating the appellant of all the charges leveled against him and reinstating him in service with all the benefits of service due.

Any other relief deemed appropriate may also be granted.

  
Appellant

Through

  
**SUFYAN KHAN**  
Advocate High Court,  
Peshawar.

Dated: 18.08.2022

**VERIFICATION:**

I, the appellant, do hereby verify that no appeal on the subject matter has been filed before the Honorable Tribunal before the instant appeal.



  
**DEPONENT**

No. 09 /CJ-IV/ TMG

Dated 12/02/2021

To,  
The Hon'ble Judicial Magistrate-I,  
Dir lower at Timergara,

Annex (A)

From,  
Muhammad Junaid Alam  
Civil Judge-IV  
Dir Lower at Timergara

Subject: COMPLAINT AGAINST MEHMOOD ALAM, MUHARRAR (JUNIOR CLERK) OF THE COURT OF CIVIL JUDGE-IV, TIMERGARA DIR LOWER U/S 190(A), AND 195 OF Cr.P.C. FOR INITIATION OF CRIMINAL PROCEEDINGS.

Respected Sir,

With due reverence, by virtue of this complaint as mentioned above, it is to bring into your kind notice that Muharrar of the Court of undersigned, namely Mehmood Alam (Junior Clerk) has been found guilty as per following:

1. That the said Mehmood Alam, made several false, bogus and fake signatures of the undersigned i.e Civil Judge-IV, Timergara, Dir Lower, in the forged civil case titled "Mst. Fareeda Bibi VS NADRA etc", allegedly registered at No.189/1, instituted on 29/12/2020.
2. That the said Mehmood Alam issued forged, false and fabricated Court Decree in the above mentioned forged civil case.
3. That the said Mehmood Alam has dishonestly and fraudulently removed, made and tempered the record of the Court in connection with the said forged civil case.
4. That the said Mehmood Alam issued forged, false and fabricated Court Decree in connection with the State department of NADRA.
5. That the said Mehmood Alam gave illegal and fraud based benefits to the Plaintiff of the said civil case.
6. That the said Mehmood Alam has brought disrespect and hatred of the public to the Courts proceedings, Presiding Officer of the Court of Civil Judge-IV, Timergara, Dir Lower, and Judiciary at large. due to his corrupt and fraudulent practices.

Attested to be  
true copy

Sufyan Khan Advocate  
Peshawar High Court  
0311-9108999

The complaint is hereby submitted in your Court for initiating criminal proceedings against the said Mehmood Alam, and further necessary action please.

**Note:** Attested copies of the record/forged case could not be secured because of forgery, hence, unattested record is attached herewith.

Truly,



Muhammad Junaid Alam  
Civil Judge-IV, Timergara Dir (L)

No. \_\_\_\_\_/CJ-IV/ TMG

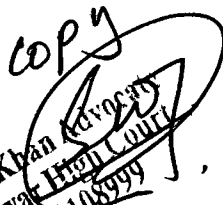
Dated \_\_\_\_/02/2021

Copy forwarded to:

1. Hon'ble District & Sessions Judge/ZQ, Timergara, Dir Lower
2. Hon'ble Senior Civil Judge(Admin), Timergara, Dir Lower
3. Hon'ble Senior Civil Judge(Judicial), Timergara, Dir Lower

Muhammad Junaid Alam  
Civil Judge-IV, Timergara Dir (L)

Attested to be  
true copy



Sufyan Khan Advocate  
Peshawar High Court  
0311-8408999

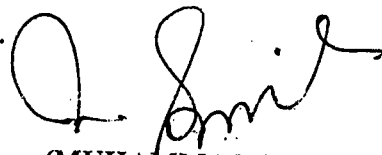
9

OFFICE OF THE DISTRICT & SESSIONS JUDGE/ZILA QAZI, DIR LOWER AT TIMERGARA.

OFFICE ORDER.

Annex (B)

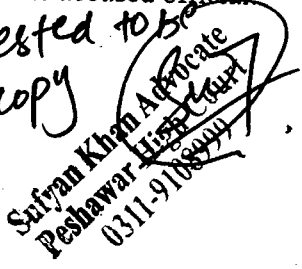
Mr. Issa Khan Afridi, Senior Civil Judge, (Admin) /Aala Illaqa Qazi Dir Lower at Timergara is directed to conduct a comprehensive fact finding inquiry against Mr. Mehmood Alam, Junior Clerk/ Moharrar, Court of Civil Judge/Illaqa Qazi-IV, Timergara, in view of allegation made in complaint report of Mr. Junaid Alam, the learned Civil Judge/Illaqa Qazi-IV, Timergara against him. He is directed to conclude the inquiry within ten (10) days and submit his report before 23/02/2021.

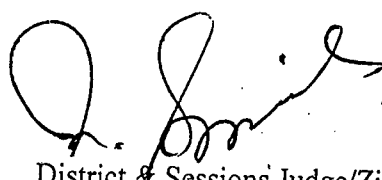
  
(MUHAMMAD SHOAIB)  
District & Sessions Judge/Zila Qazi,  
Dir Lower at Timergara.

No 551-54 /D&SJ/ Dir (L) at Timergara dated the 13 /02/2021.

Copy of the above is forwarded for information to:

1. The Registrar, Peshawar High Court, Peshawar.
2. The Senior Civil Judge, (Admin) Aala Illaqa Qazi, Dir Lower at Timergara (with record)
3. The Civil Judge/Illaqa Qazi-IV, Timergara.
4. The accused official.

26/2/21  
Attested to be true copy  


  
District & Sessions Judge/Zila Qazi,  
Dir Lower at Timergara

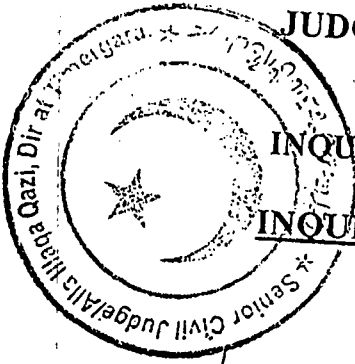
Annexure (B)

(13) (9)

Annex C (10)

IN THE COURT OF ISSA KHAN AFRIDI SENIOR CIVIL JUDGE (ADMIN)/AIQ/INQUIRY OFFICER, DIR LOWER AT TIMERGARA

INQUIRY TITLE: GOVT VS MEHMOOD ALAM JUNIOR CLERK  
INQUIRY REPORT:

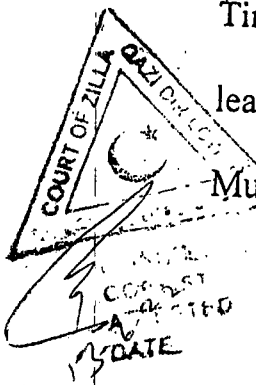


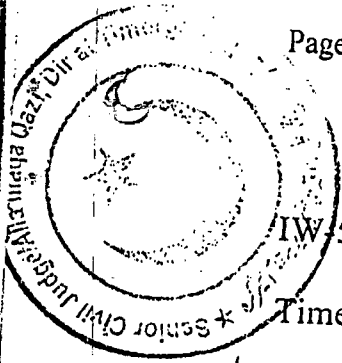
This is a fact finding inquiry entrusted to the undersigned vide Office Order No.551-54/D&SJ/ Dir (L) dated 13/02/2021 of the Hon'ble District & Sessions Judge/Zila Qazi, Dir Lower with the directions to conduct a comprehensive fact finding inquiry against Mr. Mehmood Alam Junior Clerk/Muharrir court of learned Civil Judge/IQ-IV Timergara in view of allegations made in complaint vide No.13/CJ-IV/TMG dated 12/02/2021 of the Learned Civil Judge/IQ-IV, Timergara against him and there are serious allegation of forgery, fraudulent forging signature of the learned Civil Judge, creating fake decree and judgment and fabricating false evidence. The same was registered and notices were issued and statements of the relevant officials/ officers/ persons had recorded time by time.

20-04-2021

*[Handwritten signature]*

Statements were recorded whereas statement of Mr. Sajid Nawaz (Reader of the court of learned Senior Civil Judge Judicial Dir Lower) as IW-1, statement of Mr. Nawab Zada ( Muharrir of the court of learned Senior Civil Judge Judicial Dir Lower) as IW-2, statement of Ali Zaman ( Muharrir of the court of learned Civil Judge-IV/IQ Timergara) as IW-3, statement of Amir Zada ( Reader of the court of learned Civil Judge-IV/IQ Timergara) as IW-4, statement of Muhammad Nisar ( Representative of NADRA Office Timergara) as





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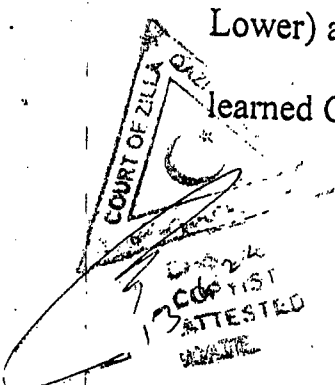
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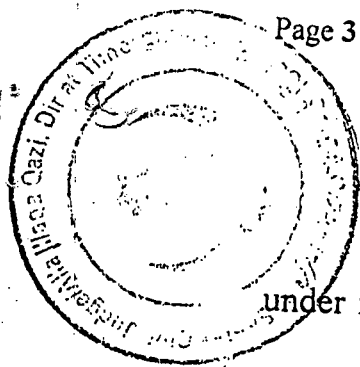
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20-04-2021

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IW-5, statement of Javed ( Assistant Superintendent NADRA Office Timergara) as IW-6, statement of Mehmud Alam ( The then Muharrir of the court of learned Civil Judge-IV/IQ Timergara/ the accused official) as IW-7, statement of Umar Zeb s/o Bacha Zada ( Husband of the plaintiff in the case under inquiry titled " Mst. Fareeda Bibi Vs NADRA etc") as IW-8 and IW-14, statement of Shahzada Khan s/o Qamar ( Father of the plaintiff in the case under inquiry titled " Mst. Fareeda Bibi Vs NADRA etc") as IW-9, statement of Irshad Muhammad ( Senior Executive NADRA Office Timergara) as IW-10, statement of Zahidullah (the then Naib Qasid deputed in the District Record Room, Sessions Court, Dir Lower at Timergara and now under suspension) as IW-11, statement of Muhammad Sohail ( Incharge District Record Room, Sessions Court, Dir Lower at Timergara) as IW-12, statement of Muhammad Riaz ( Incharge, Copy Branch Sessions Court, Dir Lower at Timergara) as IW-13, statement of Umar Daraz s/o Sultan Mehmud ( Close friend of Umar Zeb - Husband of the plaintiff in the case under inquiry titled " Mst. Fareeda Bibi Vs NADRA etc") as IW-15, statement of Muhammad Riaz s/o Roshan Ali ( owner of Riaz Chemicals Dealer Timergara, Dir Lower) as IW-16, statement of Hidayat Khan s/o Roshan Ali (Brother of Muhammad Riaz owner of Riaz Chemicals Dealer Timergara, Dir Lower) as IW-17, and statement of Mr. Muhammad Junaid Alam (the learned Civil Judge IV/IQ/ Complainant) as IW-18.





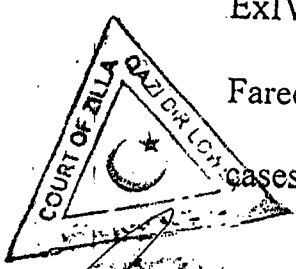
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20-04-2021

Handwritten signature of Amir Zada.

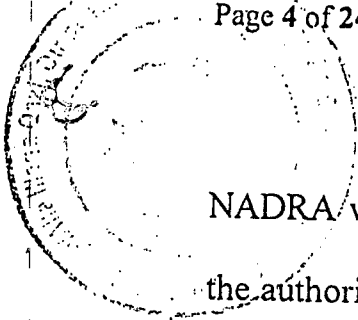
It is in the statement of Sajid Nawaz Reader that the case under inquiry (Farida Bibi Vs NADRA etc) was instituted on 23-01-2021 wherein the first order sheet was written in his hand writing which was signed by the learned Senior Civil Judge Judicial and the case was marked to Learned Civil Judge/IQ-IV Timergara for further proceedings. On the even date the said case file was handed over by the Reader to Muharrir of the court for onward transmission. So, the Muharrir of the Court of Learned Senior Civil Judge (Judicial) Mr. Nawab Zada entered the case in dispatch register at Serial No.55 copy of the said register is ExIW-2/1 and the case was received by Ali Zaman Muharrir of the Court of Learned Civil Judge/IQ- IV, Timergara and thereafter receiving the case under inquiry his colleague (Mehmood Alam Junior Clerk/Muharrir under inquiry and suspension) has registered the case in the register No.1 at S.No189/1-2021, copy of the relevant page register is Ex:IW-3/1. The statement of the reader namely Amir Zada of the court of Learned Civil Judge/IQ-IV, Timergara disclosed that he has not entered the case in the daily diary nor in the cause list but the same was entered in the cause list by Muharrir of the Learned Civil Judge/IQ-IV Timergara namely Mehmood Alam and exhibited the relevant pages of the daily diary and cause lists as ExIW-4/1 to ExIW-4/6 and ExIW-4/7 to ExIW-4/12 and further stated that the case under inquiry titled Mst Fareeda Bibi Vs NADRA was not entered in Register of decided cases/Faisala Bahi. Statements of Muhammad Nisar representative of



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MB (12)

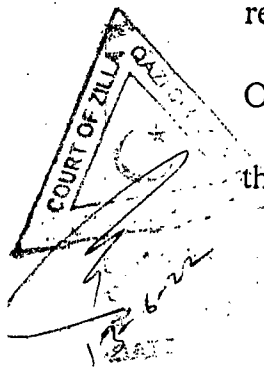
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20-04-2021

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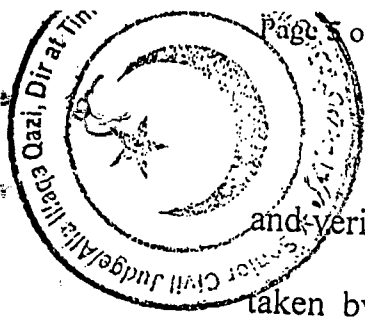
NADRA wherein it is stated that there is change and over writing in the authority letter which was filed in the case under inquiry. That the authority letter was not issued for the case under inquiry and the same has been withdrawn from any other case and similarly the written statement available on the file was also not for the case under inquiry. That there is change in the date of written statement. He also disclosed that usually at the time of filing written statement they used to annex relevant NADRA record with the written statement while in the case under inquiry no such record is annexed. It is stated that written statement is regarding the correction of Form B while the case is regarding aged woman. In the last stated that none from the NADRA Office submitted authority letter and written statement in the case under inquiry. Assistant Superintendent NADRA Office Timergara Javed stated that he used to attend courts on behalf of NADRA as representative. That in routine in passing of any decree they get two sets of attested copies of order and judgment, plaint, decree sheet whereupon the NADRA Authority send one of the set for the purpose of verification through representative of the NADRA whereupon the concerned Muharir of the court and copy branch after completion of attestation, report the same and thereafter the NADRA Office starts the process for execution and implementation of court order upon receiving the attested copies. That in the case under inquiry NADRA Office got two sets of attested copies, one of the copy is available in the legal branch NADRA while the other presented before the court





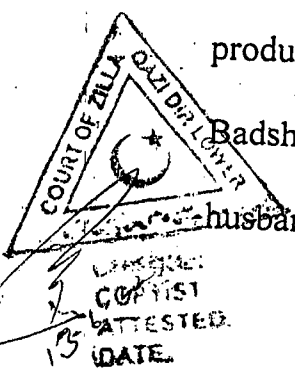
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20-04-2021

and verified that no action for the purpose of implementation has been taken by the NADRA Office. He also produced blank verification form/letter, copy of the same is ExIW-6/1. He also produced attested copy of order and judgment and decree sheet and exhibited as ExIW-6/2 to ExIW-6/5 (consisting upon 9 pages). Statement of Mehmood Alam Junior Clerk/Accused Official (under inquiry and suspension) has recorded as IW-7 wherein it is stated that case No.189/1 of 2020 was received to the court of Learned Civil Judge/IQ-IV Timergara on 29-12-2020 from the court of Learned Senior Civil Judge Judicial Dir Lower at Timergara which was registered accordingly. That there is over writing in the first order sheet. That he registered case No.188/1 of 2020 titled "Israr Badshah etc Vs DC Dir Lower etc" on 29-12-2020. Similarly, case No.189/1 of 2020 was inadvertently written in his register as 29-12-2021 which is actually 29-12-2020. He admitted that initial order sheet of the case No.188/1 of 2020 is of the court of learned Civil Judge - IV while the initial order sheet of case No.189/1 of 2020 titled "Mst. Farida Bibi Vs NADRA etc" is of the court of Learned Senior Civil Judge Judicial. That both the cases were handed over to him at once and its registration was completed at the same time. That both the suits are entered in register No.1 at serial No.188/1 and 189/1 and produced the copies as ExIW-7/1 and ExIW-7/2 while produced copy of initial order sheet of case No.188/1 titled "Israr Badshah etc Vs DC etc" as ExIW-7/3. Statement of Umar Zeb husband of Mst. Frida Bibi plaintiff in the case titled "Mst. Farida





418 (14)

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20-04-2021

*[Handwritten signature]*

Bibi Vs NADRA etc" recoded as IW-8 & IW.14 who stated that there was mistake in date of birth in the CNIC of his wife therefore, the couple visited NADRA Office Odigram for the purpose of correction in the date of birth in the CNIC of his wife where the NADRA Authorities directed them to approach the court for correction in the date of birth and on the next day he visited the courts for filling suit against NADRA for the correction of date of birth of his wife Mst. Farida Bibi. He met with Zahidullah (R/o Khungi Naib Qasid working in the Sessions Record Room presently under suspension therefrom), who presented himself as an advocate and stated that he will file the suit at the fee of Rs.20,000/-. On the next day he handed over Rs.6000/- along with copies of documents i.e. CNICs of the plaintiff and her PWs to the said Zahidullah and put his thumb impressions on documents but he was not accompanied by his wife, brother or father in laws nor any of them signed/thumb impressed the documents and all of them have neither attended court nor recorded any statement in the court. That Zahidullah gave him his mobile number for contact. That after a day on his instruction shopkeeper Riaz Chemicals paid Rs.4000/- to Zahidullah out of the fixed advance fee. That he used to contact Zahidullah weekly in connection with the case and after a month Zahidullah contacted him in the evening time that your documents has been prepared and come tomorrow along with Rs.10,000/- and take your documents. So, on the next day he came to Balambat outside courts to a hotel in Shaheed Chowk. He met

COURT OF ZILLA QAZI DIR AT T.M.  
*[Handwritten signature]*  
 13-04-2021  
 DATE

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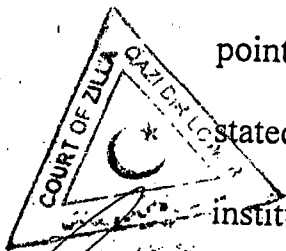
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20-04-2021

Zahidullah, taken tea and paid the remaining amount of Rs.10,000/- to him whereupon Zahidullah delivered him two sets of attested documents of the case and on over leaf of the last page has written his own number with instruction to take the documents and deliver the same to Irshad Ahmad NADRA Office Timergara, he will accomplish the task. After 1/2 days, one set of the said attested documents were submitted in NADRA Office while the other was kept with him. He also prepared another copy from the attested copy and submitted both sets of the document in NADRA Office but not meet with Irshad Ahmad. The office bearer told him to ask after a week thereafter he went to NADRA Office whereupon they directed to produce Mst. Farida Bibi for fulfillment of the requirements for CNIC. Therefore, he visited on 19-02-2021 along with his wife Mst. Farida Bibi where the NADRA Authorities told him that your Judicial Documents are fake and we are unable to proceed thereon. So, we returned back to home. That he produced the documents which were given to him by Zahidullah consisting upon 10 pages which is ExIW-8/1 to ExIW-8/10. That on the last page of the document is the name of NADRA Official and mobile number of Zahidullah Khungi which is ExIW-8/11. The said Umar Zeb was once again noticed for recording his statement again for clarification of some important points resultantly his statement once again recorded as IW-14. He stated that when he visited Timergara Courts for the purpose of institution of a case, he meet with Zahidullah directly on seeing his

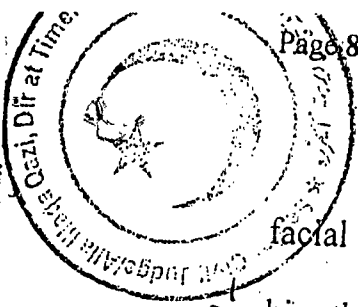


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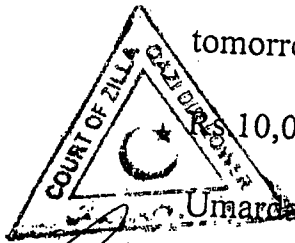
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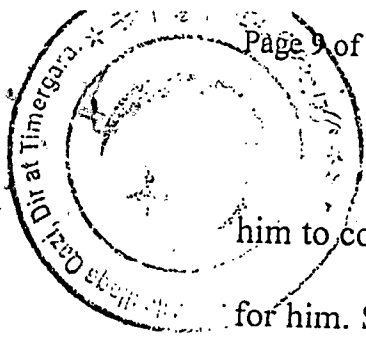
facial features and asked for case against NADRA whereupon he told him that he is an advocate and will contest the case. The total fee was fixed Rs.20,000/- out of which Rs.10,000/- has to be given to Zahidullah along with other documents while the remaining Rs.10,000/- to be paid after getting decree in the case. On the completion of the transaction he went to home and on next day visited courts and contacted Zahidullah who in the court's premises seated him in a room and handed over the copies of documents and Rs.6000/- cash, however Zahidullah insisted for payment of total Rs.10,000/-. He was unable to come again from home for payment of Rs.4000/-, therefore, contacted shopkeeper Riaz Chemicals for the purpose of payment and told Zahidullah to visit shop of Riaz Chemicals and he will pay Rs.4000/- from his Khata. So, as Zahidullah went to the shop of Riaz Chemical contacted him from the said shop whereupon he contacted Haji Riaz who said that he is out of shop while his younger brother is in shop who will deliver Rs.4000/- to Zahidullah. Similarly, he contacted Zahidullah and asked, he replied that brother of Haji Riaz delivered him Rs.4000/- to him and further stated to remain in contact whenever the documents get ready he will told him. After a month, in the magrib time, Zahidullah contacted him and told him that the documents are ready and come tomorrow to get the documents and bring the outstanding fee of 10,000/-. In this way on the second day he along with his friend Umar Daraz came to Timergara Bazar, contacted Zahidullah who told



CC-14  
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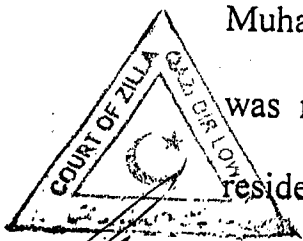
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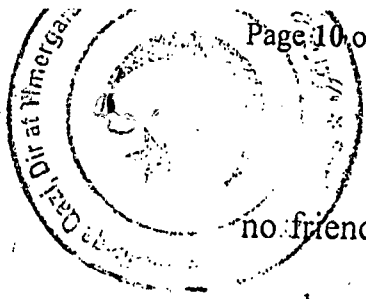
him to come to a hotel situated near Shaheed Chowk and he is waiting for him. So, he in the company of his friend Umardaraz went to hotel, meet Zahidullah who also offered tea to them. During that time two sets of attested documents were handed over there in presence of Umardaraz and the remaining fee of Rs.10,000/- was paid to Zahidullah. During recording of the statement for the second time the said Zahidullah Naib Qasid Sessions Record Room was called to the court of undersigned in the company of Zubair Shah Superintendent District and Sessions Court Dir Lower, Sufaid Muhammad Khan Computer Operator and Shah Hisar English Clerk Sessions Court for the purpose of identification. On the appearance of all the four officers/officials Umar Zeb there and then identified Zahidullah and told that this is the person who has conducted transaction with him. Shehzada Khan father of Mst. Fareeda Bibi appeared as IW-9 and stated that Mst. Fareeda Bibi is his daughter and wife of Umar Zeb. That for correction of CNIC of her daughter Mst. Farida Bibi her husband Umar Zeb visited his house for getting his (father) CNIC. That his CNIC was delivered to Umar Zeb and thereafter returned the same. Moreover, he neither visited NADRA Office nor has come to the court and further stated that he has not signed, thumb impressed any document and has not recorded any statement. Irshad Muhammad Senior Executive NADRA Office Timergara statement was recorded as IW-10. He stated that Zahidullah Naib Qasid is resident of village Khungi which is away from his house. That he has



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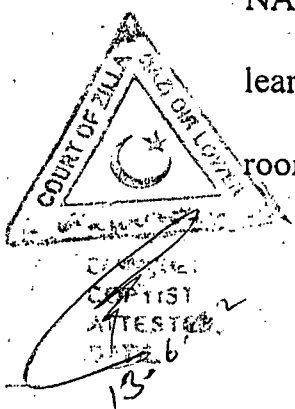
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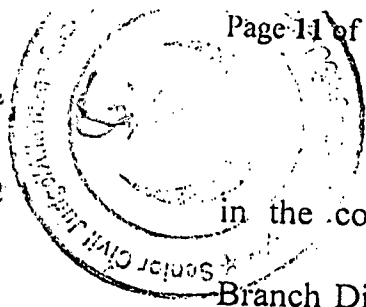
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no friendship with Zahidullah, however, he knows him. That contact number of Zahidullah is not saved with him and Zahidullah Naib Qasid has never contacted him regarding official work/duty. Zahidullah Naib Qasid was noticed who appeared and recorded statement as IW-11. He stated that he is matriculate and serving as Naib Qasid in Judiciary from the year 2012. That he initially remained on duty for six years in the court of learned Civil Judge/IQ-I Timergara, then, transferred to the Court of Learned Civil Judge Lal Qila and about 4/5 months ago transferred to Sessions Record Room Dir Lower and since then performing duty of scanning record. That he is unaware of the case under inquiry and on getting notice he came to know about the inquiry. That he does not know the plaintiff, her husband or witnesses of the case under inquiry. That he has no nexus with the record of Civil Judge/IQ-IV. That his mobile phone number is 03449787715, and from the last 20 days he is receiving calls from phone No.03032929450 and another number not remembered to him but having first digits are 0307. That on first call, the caller inquired about him and after two days asked about consignment of a case. Muhammad Sohail In-charge District Record Room Timergara was noticed whose statement was recorded as IW-12 wherein he stated that he searched the case under inquiry titled "Mst. Farida Bibi Vs NADRA etc" having registration No.189/1 of 2020, decided by the learned Civil Judge/IQ-IV Timergara on 02/02/2021 in the record room however, neither the same is received to record room nor found



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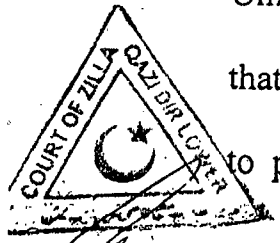
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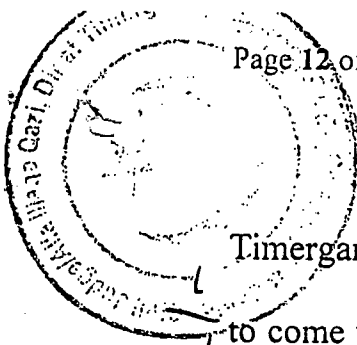
in the computer. Statement of Muhammad Riaz In-charge Copy Branch District Courts Dir Lower, has recorded as IW-13. He stated that usually Superintendent allows the applications for supply of copies and thereafter he or his colleague on presentation of the application to record room for requisition of the case file for the purpose of photo copies. That the applicant affixes required stamps on the application, the same is given proper number in the register and then filed the application. That on 06-02-2021 Zahidullah Naib Qasid Sessions Record Room presented him the case under inquiry along with allowed application whereupon he provided two sets of attested documents and told the said official Zahidullah to affix revenue stamp on the application who affixed revenue stamps of Rs.54/- and thereafter he gave number to the application in register and filed. It is also stated that the application has been filled in the hand writing of Zahidullah. He further stated that Zahidullah told him that Umar Zeb is his close relative therefore he issued the copies in the name of Umar Zeb. The application is exhibited as ExIW-13/1 while copy of register is ExIW-13/2. That Zahidullah is Naib Qasid posted in Sessions Record Room being employee of judiciary therefore, he trusted upon him and he had not expected such illegal act from him. Umar Daraz S/o Sultan Mehmood statement has recorded as IW-15. He stated that Umar Zeb is his close friend and about 21/22 days ago he told him that lets go to the court to get copies of my case from the advocate and to pay his remaining fee. That he along with Umar Zeb came to



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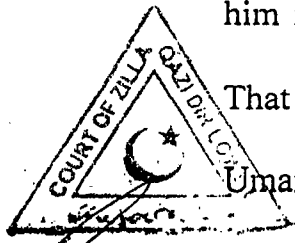


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Timergara Bazar and contacted with the advocate who told Umar Zeb to come to a hotel in Shaheed Chowk and he will be waiting for him. That about 04:00 PM they went to hotel in Shaheed Chowk where they met with a bearded person named Zahidullah who offered tea to them. That Umar Zeb paid Rs.10,000/- to Zahidullah in his presence who delivered him two sets of attested copies of the case. That he can recognize Zahidullah on facing. During recording of the statement the said Zahidullah Naib Qasid Sessions Record Room was called to the court of undersigned in the company of Zubair Shah Superintendent, Sufaid Muhammad Khan Computer Operator and Shah Hisar English Clerk Sessions Court for the purpose of identification. On the appearance of all the four officers/officials there and then he identified Zahidullah and said that this is the person Zahidullah to whom Umar Zeb has paid Rs.10,000/- in the hotel in his presence. His CNIC is exhibited as ExIW-15/1. Muhammad Riaz S/o Roshan Ali (Owner of Riaz Chemicals Dealer) has recorded his statement as IW-16. He stated that Umar Zeb S/o Bacha Zada used to come to his shop for shopping contacted him by mobile that he is sending a person namely Zahidullah to your shop and you give him Rs.4000/- in my Khata. That he told Umar Zeb that at this time he is not present at the shop however, I am going to contact my brother Hidayat Khan informing him regarding Zahidullah, to serve him with tea and pay Rs.4000/-.

That on his advice his brother Hidayat Khan had given Rs.4000/- and Umar Zeb has returned the same. That he has not seen Zahidullah

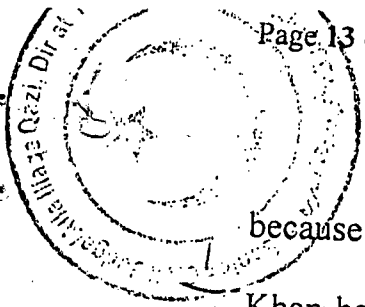


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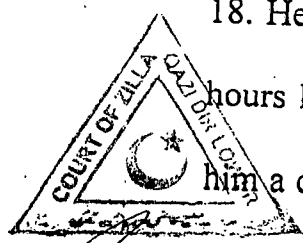
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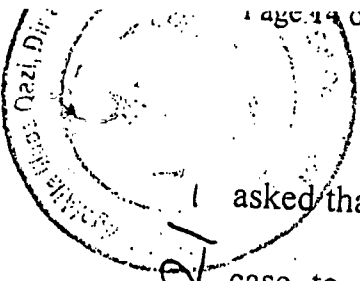
because he was not present at the shop however his brother Hidayat Khan had given him money and he will recognize him. His CNIC is exhibited as ExIW-16/1 while card of his shop is ExIW-16/2. Statement of Hidayat Khan S/o Roshan Ali who is brother of Muhammad Riaz (Owner of Riaz Chemicals) recorded as IW-17. He stated that Umar Zeb S/o Bacha Zada used to come to their shop for shopping. That one day a person has visited their shop and contacted Umar Zeb through mobile and asked me to talk with Umar Zeb on mobile. That Umar Zeb told him on mobile to give the said person Rs.4000/- in my Khata, I told him that my elder brother Muhammad Riaz Haji is not present in the shop therefore, contact him to allow me. Thereafter my elder brother contacted me that a guest of Umar Zeb has come to the shop, give him Rs.4000/- in the Khata of Umar Zeb and also serve him with tea. That on the instruction of his elder brother he had given Rs.4000/- to the person sent by Umar Zeb and later on Umar Zeb has returned the same. That hundreds of people are used to visit their shop on daily basis and he knows only his clients and if Zahidullah appears before him perhaps he could not recognize him because he has not seen him before and after delivery of the money. His CNIC is exhibited as ExIW-17/1. Mr. Junaid Alam Learned Civil Judge/IQ-IV Timergara recorded his statement as IW-18. He stated that on 10<sup>th</sup> February 2021 in the last time of the court hours he was busy in signatures of case files that Muharir presented him a case titled "Mst. Farida Bibi Vs NADRA etc" for signature and



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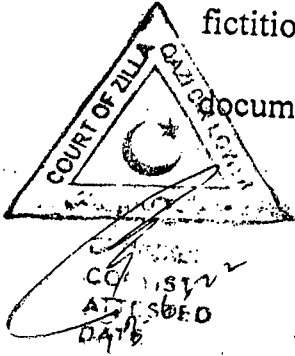
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asked that a signature on decree sheet is required so as to consign the case to the record room. That as he glanced over the page his signature over the page was found suspicious. He took into possession the said case file and contacted the Learned Senior Civil Judge Admin through intercom and told him about the matter/situation. That the Learned Senior Civil Judge Admin directed him to go through the case file thoroughly and he will bring it into notice of the Hon'ble District & Sessions Judge. That on the next day on 11-02-2021 he thoroughly scrutinized the record and found in the file that index ExIW-18/1, Order Sheets ExIW-18/2 & ExIW-18/3, Order, Judgment, Degree and Degree Sheet ExIW-18/4, Plaint ExIW-18/5, written statement ExIW-18/6, issues ExIW-18/7, list of witnesses ExIW-18/8, copy of plaintiff's father CNIC ExIW-18/9, father of the plaintiff's affidavit ExIW-18/10, copy of CNIC of husband of the plaintiff ExIW-18/11, affidavit of husband of the plaintiff ExIW-18/12, statement of PW-1 ExIW-18/13, statement of PW-2 ExIW-18/14, statement of PW-3 ExIW-18/15, power of attorney on behalf of the plaintiff in favour of her husband ExIW-18/16, authority letter from defendants in favour of representative Muhammad Nisar as ExIW-18/17, copy of CNIC of father of the plaintiff ExIW-18/18, copy of CNIC of the plaintiff ExIW-18/19 and notice against the defendants ExIW-18/20, his signatures over some of the documents are fake, fictitious and self-made while dates of hearing of the court over some documents are also distorted/over written. He further stated that dates



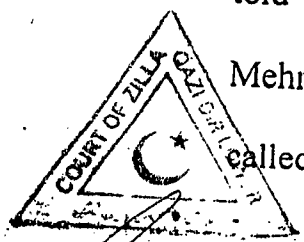
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of hearing of order sheets No.1 to 3 and 7 (without number), plaint, written statement, list of witnesses of the plaintiff, CNIC copy of the father of the plaintiff Shahzada Khan, affidavit of father of the plaintiff, copy of CNIC of husband of the plaintiff Umar Zeb, affidavit of husband of the plaintiff, power of attorney on behalf of the plaintiff in favour of her husband, authority letter on behalf of the defendants in favour of representative Muhammad Nisar, copies of CNIC of the father of the plaintiff and plaintiff have been distorted/over written while his signatures on the Index, order sheets No.4 to 6, 7 (without number) and 8 are totally fake, forged and fictitious. That the judgment, decree, decree sheet and his signatures on these documents are also fake forged and fictitious. That there is distortion/over writing in titles of the written statement and authority letter on behalf of the defendants in favour of representative Muhammad Nisar. That there is clear distortion, cutting and over writing in the written statement. Besides, the dates of Order Sheet No.8 dated 02-02-2021 and issues dated 12-01-2021 are also incorrect and self-made. That after thorough perusal of the case he called his court staff to retiring room and asked them about the matter. That all the staff members namely Amir Zada reader, Muhammad Ghafoor stenographer, Liaqat Ali Computer Operator and Ali Zaman Muharrir told him that the fake, fictitious proceeding has been admitted by Mehmood Alam Muharrir. However, Muharrir Mehmood Alam was called but he was not available in his office at the relevant time and

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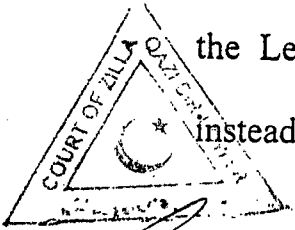


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remained absent till closing hours of the court. That after concluding of court proceedings and perusal of the case he informed the Learned Senior Civil Judge Admin who instructed me to send written complaint to the Hon'ble District & Sessions Judge. That after closure of the court he went to his house situated in Judicial Colony. In the Asar time Mehmood Alam accompanied by Zia ur Rahman, Naib Qasid of the court of the Learned Civil Judge/IQ-I Timergara came to his house where Mehmood Alam confessed his guilt before him, also blamed himself and apologized, however he being in his house could not recorded statement of Mehmood Alam. That on next date i.e. 12<sup>th</sup> February 2021 after thorough perusal of the case, inquiry and confession of the guilt by Muharir Mehmood Alam he sent complaint to the Hon'ble District & Sessions Judge Dir Lower vide No.13/CJ-IV/TMG dated 12-02-2021 and also sent complaint to the Learned Civil Judge/Judicial Magistrate-I Timergara against Muharir Mehmood Alam u/s 190-A/195 CrPC. That on 15-02-2021 he handed over the original file of inquiry to the Learned Senior Civil Judge Admin for inquiry.

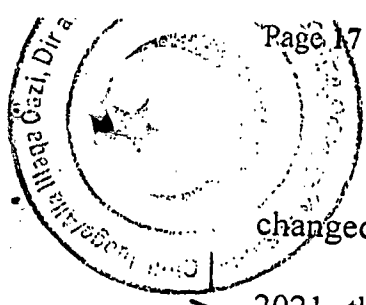
The crux of the above statements is that the case under inquiry was filed on 23-01-2021 in the court of Learned Senior Civil Judge Judicial which was marked for proceedings on the even date to the Learned Civil Judge/IQ-IV Timergara. In the column of date instead of 23-01-2021 fluid has been used and the date has been



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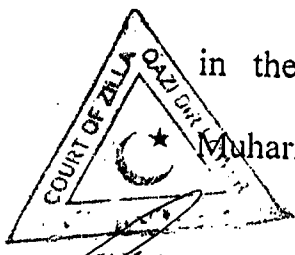
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changed, tampering and distortion made in the date instead of 23-01-2021 the Muharrir has been written 29-12-2021. Perusal of the dispatch register shows that at serial No.55 dated 23-01-2021 the case under inquiry was marked from the Court of Learned Senior Civil Judge Judicial to the court of Learned Civil Judge/IQ-IV Timergara whereupon Nawab Zada Muharrir of the court of the Learned SCJ (J) handed over the case under inquiry to Muharrir Ali Zaman attached with the court of Learned Civil Judge/IQ-IV, copy of the dispatch register is ExIW-2/1. Ali Zaman Muharrir, IW-3 in his statement stated that the case No.189/1 of 2021 under inquiry was entered in the register of civil cases by Muhammad Mehmood Alam (Official under suspension and inquiry). On the other hand while recording statement of Mehmood Alam as IW-7 stated that both the case No.188/1 and 189/1 were entered by him in the register of civil cases. It is also disclosed in his statement that there is over writing in the first/initial order sheet of the case under inquiry. That there is tampering in the date of filing before the Learned SCJ (J). The statement of Muharrir Ali Zaman shows that the case was received on 23-01-2021 which was handed over to the reader of the court and the same was entered by Muharrir Mehmood Alam at Serial No.189/1 of the year 2021. The record of the court of Learned Civil Judge/IQ-IV transpires that the case was received by Ali Zaman Muharrir while the same was entered in the register of civil cases (ExIW-3/1) by Mehmood Alam Muharrir/Junior Clerk with No.189/1 of 2021 dated 29-12-2021.

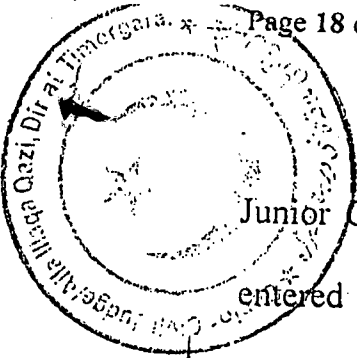


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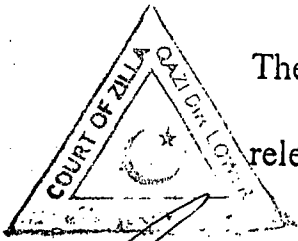
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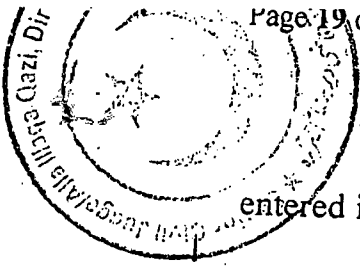


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Junior Clerk Mehmood Alam in his statement admitted that he has entered the case under inquiry bearing registration No.189/1 of 2021 titled "Mst. Farida Bibi Vs NADRA etc" in the register of civil cases which was received to the court on 29-12-2020. The register of civil cases shows that another case bearing registration No.188/1 of the year 2020 (ExIW-7/1) was also registered on 29-12-2020 by Muharrir Mehmood Alam. It is strange that one on the same day two cases are entered by Muharrir Mehmood Alam in the register of civil cases but the first order sheet in the case No.188/1 of 2020 shows that the same was entertained by the Learned Civil Judge/IQ-IV Timergara in the month of December being performing MOD duty while the suit No.189/1 of 2020 was entered on the same date in the register of civil cases of the court of Learned Civil Judge/IQ-IV wherein the case was marked from the court of Learned SCJ(J). As per statement of Muharrir Mehmood Alam that both the suit No.188/1 and 189/1 of the year 2020 were received to him on the same date i.e. 29-12-2020. It is not appealing to the mind that on 29-12-2020 two cases one has been entertained by Civil Judge/IQ-IV as MOD while the same court received another suit No.189/1 marked from the Learned SCJ (J) who was not even on duty being on winter vacations. It confirms that the date of marking of the case under inquiry on 23-01-2021 was tampered and the date was entered 29-12-2021 instead of 23-01-2021. The case under inquiry was not entered in the cause lists on the relevant dates mentioned in the order sheets however, the same was



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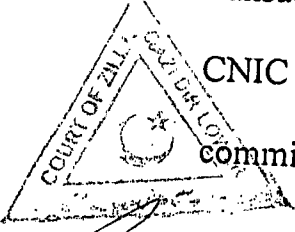
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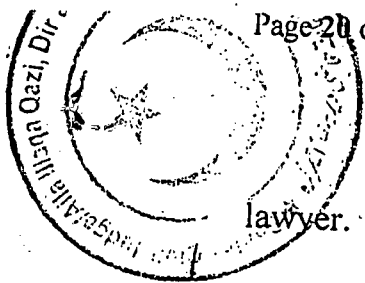
entered in the daily diary of the court. Reader of the court recorded his statement as IW-4 wherein he stated that the case under inquiry was entered in the daily diary by Muharrir Mehmood Alam without bringing into his notice and lawful justification. Similarly, the date of decision in the case under inquiry is 02-02-2021 but the same has not been entered in the "Faisla Bahe". Relevant cause lists and "Faisla Bahe" are ExIW-4/7 to ExIW-4/12 and ExIW-4/13 respectively. The authority letter issued in the name of representative Muhammad Nisar on behalf of the defendants was not issued for the case under inquiry as there are a number of distortion in the authority letter as well as the written statement was also not submitted by the defendants in the case under inquiry rather the same was issued for any other case filed for correction in the Form B. There is over writing and distortion in the heading, name of court, title, paras of the written statement available in the case under inquiry. After recording statement of Umar Zeb husband of the plaintiff in the case under inquiry titled "Mst. Farida Vs NADRA etc" it appeared that not only Mehmood Alam Muharrir is involved in preparation of fake, fictitious and frivolous, order, judgment and decree rather Zahidullah Naib Qasid is also involved in the commission of the offense. Umar Zeb husband of the plaintiff in the case under inquiry claimed that Zahidullah entered into a transaction for getting decree for correction in the date of birth in CNIC of his wife and for the purpose Zahidullah Naib Qasid has committed the offense of impersonation by presenting himself as



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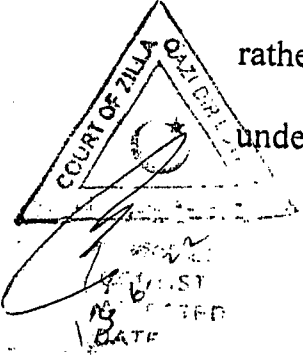
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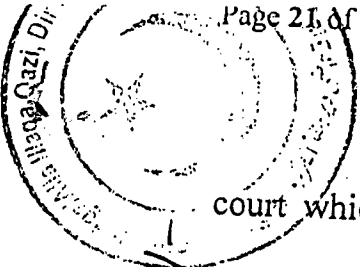
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lawyer. He fixed fee of Rs.20,000/- for contesting the case against NADRA out of which Rs.6000/- was paid by Umar Zeb while Rs.4000/- was paid by one Muhammad Riaz owner of Riaz Chemicals on the instruction of Umar Zeb. That remaining Rs.10,000/- was paid to Zahidullah after preparation of forged and fictitious decree of the court. In the instant case it is clear that Naib Qasid Zahidullah represented himself as lawyer, entered into an illegal contract/transaction with Umar Zeb, husband of the plaintiff at the fee of Rs.20,000/-. In this connection Naib Qasid Zahidullah has prepared fake documents as none of the relative of the plaintiff in the case under inquiry attended the court for recording their statements. So, Muharrir Mehmood Alam himself has drawn and detached some of the document from other cases dishonestly and committed dishonesty. Similarly, it is evident from the statement of the Umar Zeb that neither he nor other persons attended court proceedings, so no document in shape of plaint, power of attorney, wakalatnama, list of witnesses, affidavits, PWs statements, issues were genuinely prepared but the same were signed/thumb impressed by the persons best known to Mehmood Alam and Zahidullah on their behalf which are totally false, fake, self-made and fabricated illegally. It is also pertinent to mention here that representatives of NADRA who recorded their statements as IW-5 pointed out that they have not attended the court rather the authority letter and written statement available on the case under inquiry were of any other case which might be of any learned







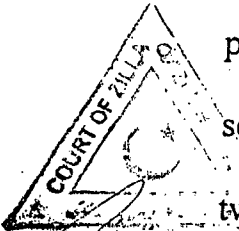
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20-04-2021

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court which have been detached from any other file and the same written statement has been used in the case of elderly person but not for correction of date of birth in Form B. As a matter of routine the representative of NADRA are recording their statements as DWs however, in the case under inquiry there is no such statement of DWs which supports the stance of IW-5. Moreover, IW-12 Muhammad Sohail In-charge Sessions Record Room has stated that the case under inquiry has not yet consigned to record room. In this connection Muhammad Riaz In-charge Copy branch in his statement as IW-13 has stated as a matter of routine any employee of the judiciary working in the record room produced the allowed application along with consign record, thereafter they issue attested copies of the documents. Regarding the case under inquiry Muhammad Riaz In-charge Copy Branch stated that the case under inquiry, photocopies of the said file and allowed application for issuance of attested copies of the file were presented before him by Naib Qasid Zahidullah (IW-11) for attestation and issuance of same copies, stating the applicant Umar Zeb (husband of the plaintiff in the case under inquiry) is his relative and he is going to deliver the copies to his relative. Muhammad Riaz further stated that Zahidullah being employee of the Judiciary trusted upon him and issued the attested copies after following proper procedure. It is also proved that Zahidullah Naib Qasid received the second installment of the fee i.e. Rs.10,000/- whereupon he delivered two attested copies of the documents to Mr. Umar Zeb (husband of

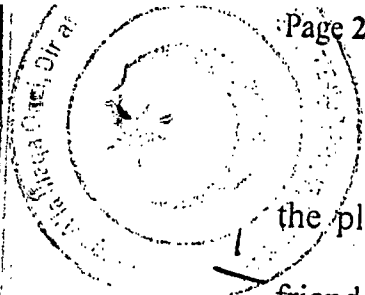


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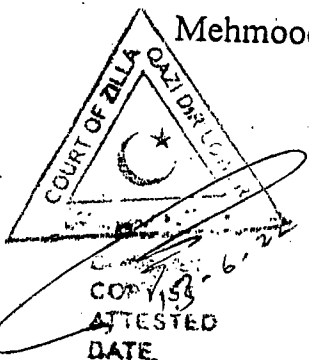
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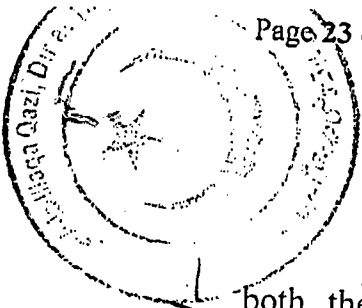
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the plaintiff in the case under inquiry) in the presence of his close friend namely Umar Daraz (IW-15). Besides the above, Muhammad Riaz (owner of Riaz Chemicals) and his brother Hidayat recorded their statements as IW-16 & IW-17 who fully support the statement of Umar Zeb (husband of the plaintiff in the case under inquiry) regarding payment of Rs.4000/- to Zahidullah Naib Qasid out of the first installment of payment of fee. It is the most important aspect which clarify further the involvement and commission of offense that during recording the statement of IW-8 and 14 (Umar Zeb) and IW-15 Umar Daraz, both the IWs properly identified accused/official Zahidullah in the presence of Superintendent Zuber Shah Sessions Court Dir Lower, Mr. Sufaid Muhammad Khan Computer Operator and Shah Hisar Khan English Clerk Sessions Court. In the last but not least it is in the statement of the Learned Civil Judge/IQ-IV (Complainant against the accused/official Mehmood Alam) wherein it is stated that after scrutiny of the record he called on all court officials for their preliminary statements regarding the matter in issue and all of them jointly stated that this illegal act has been committed by Muharir Mehmood Alam. The accused/official Mehmood Alam has confessed his guilt before him, also blamed himself and apologized, however he being in his house could not recorded statement of Mehmood Alam.



(65) (31)

(32)



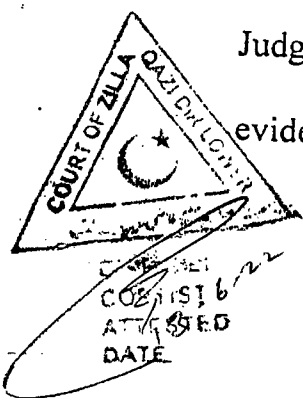
20-04-2021

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With the purpose to further clarify the proof of guilt of both the accused-officials namely Mehmood Alam Muharrir and Zahidullah Naib Qasid (both under inquiry and suspension) the CDRs data was acquired from the concerned quarters which hundred percent clarified the involvement of both the accused-officials in the criminal act of preparation of fake decree and judicial record, fabricating false documents, committing dishonesty with the official record, miss use of official capacity and impersonation. The CDR data was thoroughly scrutinized and sifted the data wherefrom the data of the relevant calls in between the most relevant persons at the relevant times were prepared showing on a separate list which is available for ready reference on this inquiry file as Annexure-A. The relevant communication has been taken place in the following persons as under:

- Umar Zeb-Zahidullah
- Zahidullah-Mehmood Alam
- Umar Zeb-Muhammad Riaz Chemical
- Umar Daraz-Zahidullah

The statements of the inquiry witnesses coupled with the CDR data, further authenticate the proof of guilt and clarified that Mehmood Alam Junior Clerk/Muharrir and Zahidullah Naib Qasid are involved in forgery, fraudulent forging signature of the learned Civil Judge, creating fake decree and judgment and fabricating false evidence, cheating, impersonation, involvement in corrupt practices.



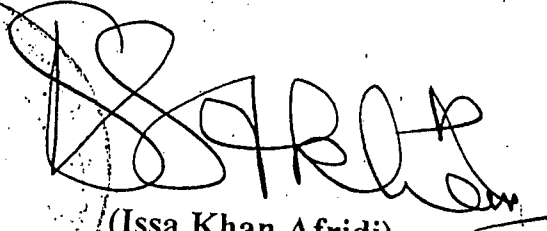
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So, the responsibility is fixed upon Mehmood Alam Junior Clerk/Muharrir and Zahidullah Naib Qasid. Therefore, disciplinary proceedings may be initiated against them under the Khyber Pakhtunkhwa Government Servant (Efficiency and Discipline) Rules, 2011.

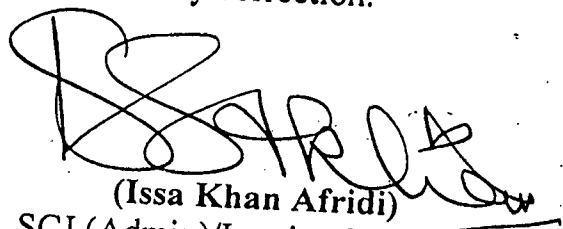
Report of fact findings inquiry is hereby submitted before the Hon'ble District and Sessions Judge for further necessary action, please.



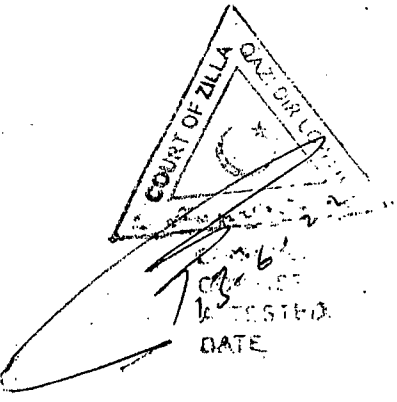
(Issa Khan Afridi)  
SCJ (Admin)/Inquiry Officer  
Dir Lower at Timergara  
20-04-2021-

CERTIFICATE:

It is certified that this inquiry report consisting upon 24 pages each page duly signed by me after necessary correction.



(Issa Khan Afridi)  
SCJ (Admin)/Inquiry Officer  
Dir Lower at Timergara  
20-06-2021-



ANNE X ILL

Inquiry Title: Govt Vs Mehmood Alam

V 71.1

671

(C)

34

CDRs REPORT

Contacts: Umar Zeb (0307-8530181) ↔ Zahidullah(0344-9787715)

S.#	Date	Time	Call Duration in seconds	Status	Remarks
1	21-01-2021	08:50 PM	76	Incoming	Date of first meeting and dealing about the case.
2	22-01-2021	11:22 AM	18	Outgoing	
3	23-01-2021	03:19 PM	58	Incoming	Umar Zeb contacted
4	23-01-2021	03:21 PM	456	Incoming	M.Riaz at 03:20 PM
5	26-01-2021	07:10 PM	40	Incoming	
6	01-02-2021	04:11 PM	60	Outgoing	Date of judgment is 02-02-2021 and date of delivery of copies is 06-02-2021
7	19-02-2021	05:49 PM	14	Outgoing	Frequently contacts between Zahidullah, Umar Zeb and Mehmood before recording statement of Umar Zeb & Umar Daraz (IW-8 & IW-14 and 15
8	19-02-2021	05:27 PM	84	Outgoing	
9	19-02-2021	05:52 PM	00	Outgoing	
10	19-02-2021	05:56 PM	49	Incoming	
11	19-02-2021	06:00 PM	49	Incoming	
12	19-02-2021	06:26 PM	95	Outgoing	
13	19-02-2021	07:15 PM	49	Outgoing	
14	19-02-2021	07:27 PM	121	Incoming	
15	19-02-2021	07:55 PM	14	Outgoing	
16	19-02-2021	08:23 PM	373	Outgoing	
17	20-02-2021	08:25 AM	334	Outgoing	At morning hours before recording statement of IW-8, Zahidullah, Umar Zeb and Mehmood Alam contacted each other
18	20-02-2021	09:35 AM	28	Incoming	
20	20-02-2021	10:14 AM	50	Incoming	
21	20-02-2021	10:16 AM	28	Incoming	

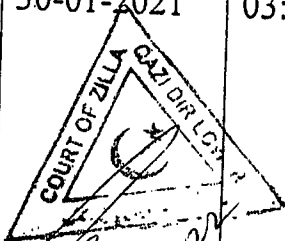
GOVT OF PUNJAB  
 DISTRICT JUDGE  
 DISTRICT JUDICIAL OFFICE  
 LAHORE  
 13/2/2021

20-4-2021

Muhammad Riaz (Chini)

Contacts: Zahidullah (0344-9787715) & Mehmood Alam (0342-9644161)  
w.e.f. 01-12-2020 to 15-03-2021

S#	Date	Time	Call Duration in seconds	Status	Remarks	
1	02-12-2020	11:06 AM	34	Outgoing		
2	02-12-2020	12:02 PM	14	Outgoing		
3	02-12-2020	12:29 PM	28	Incoming		
4	04-12-2020	07:24 PM	144	Outgoing		
5	05-12-2020	02:13 PM	78	Outgoing		
6	05-12-2020	02:18 PM	26	Incoming		
7	12-12-2020	09:58 AM	31	Incoming	29-12-2021 over write date in the palint,	
8	13-12-2020	03:32 PM	51	Incoming		
9	13-12-2020	03:47 PM	47	Incoming		
10	14-12-2020	10:58 AM	6	Incoming		
11	14-12-2020	12:48 PM	34	Incoming		
12	17-12-2020	12:14 PM	28	Incoming		
13	22-12-2020	07:41 PM	50	Incoming		
14	28-12-2020	09:50 AM	64	Outgoing		
15	22-01-2021	11:38 AM	37	Outgoing		Zahid also contacted umer zeb for the first time on 21.01.21 and then 22.01 and 23.01.21 which supports statement of umer zeb, i.e IW.8 and Re.IW14
16	22-01-2021	11:39 AM	4	Incoming		
17	23-01-2021	03:07 PM	50	Outgoing		Zahid contacted umer zeb on 23-01-21 at 03:19PM and 03:21 PM while Umer Zeb contacted Muhammad Riaz (Chimical wala) at 03:20 PM ON 23-01-21 (RS.4000) PROVED, supported by
18	24-01-2021	04:29 PM	40	Outgoing		
19	24-01-2021	04:41 PM	7	Outgoing		
20	30-01-2021	03:31 PM	184	Outgoing		



CO-651  
ATTESTED  
DATE

20-4-2021

21	01-02-2021	09:07 AM	10	Outgoing	M.Riaz, IW.16 Date of disposal of the suit under inquiry is 02-02-2021
22	01-02-2021	09:07 AM	10	Outgoing	
23	01-02-2021	03:15 PM	7	Outgoing	
24	01-02-2021	03:16 PM	7	Outgoing	
25	02-02-2021	09:47 AM	20	Incoming	
26	02-02-2021	10:04 AM	11	Incoming	
27	04-02-2021	01:25 PM	14	Incoming	
28	04-02-2021	03:13 PM	35	Outgoing	
29	05-02-2021	02:38 PM	10	Incoming	
30	05-02-2021	02:39 PM	54	Incoming	
31	06-02-2021	09:58 AM	9	Outgoing	Date of Delivery of attested copies is 06-02-2021, Umer daraz IW. 15 made call to Zahid on 06-02-21 at 02:52 PM, UmerDaraz, IW.15 Eye witness of Rs, 10000 at hotel on 06.02,21 Maspakhen
32	06-02-2021	03:14 PM	64	Outgoing	
33	06-02-2021	03:26 PM	14	Outgoing	
34	06-02-2021	03:27 PM	44	Incoming	
35	06-02-2021	03:29 PM	21	Incoming	
36	06-02-2021	10:38 PM	0	Incoming	
37	06-02-2021	10:41 PM	121	Outgoing	
38	07-02-2021	11:28 AM	53	Outgoing	
39	09-02-2021	12:48 PM	46	Incoming	
40	10-02-2021	12:43 PM	62	Incoming	Period of disclosure of the matter, frequent calls between the accused Zahid and Mehmood under inquiry
41	10-02-2021	12:58 PM	66	Outgoing	
42	10-02-2021	02:01 PM	15	Outgoing	
43	10-02-2021	02:01 PM	06	Incoming	
44	10-02-2021	07:46 PM	317	Outgoing	
45	11-02-2021	01:11 PM	92	Incoming	
46	11-02-2021	01:50 PM	120	Incoming	
47	11-02-2021	01:51 PM	22	Incoming	
48	11-02-2021	03:10 PM	58	Incoming	
49	11-02-2021	05:54 PM	118	Incoming	

COPIES OF THE SUIT UNDER INQUIRY  
 GOVT. ST.  
 ATTORNEY  
 B.13

20-04-21

50	11-02-2021	06:40 PM	83	Incoming	37
51	11-02-2021	06:46 PM	54	Outgoing	
52	12-02-2021	08:43 AM	3	Outgoing	Learned CJ-IV submitted complaint to the H,DSJ Sb
53	12-02-2021	12:24 PM	68	Outgoing	
54	13-02-2021	06:52 PM	24	Incoming	Mehmood Alam suspended, Inquiry initiated
55	13-02-2021	07:04 PM	51	Outgoing	
56	14-02-2021	04:52 PM	155	Outgoing	Mehmood Alam and Zahid ullah frequently contacted each other while up till now zahid was neither under inquiry nor suspended, it reveals that both were involved in practice of forge and bogus documents
57	16-02-2021	06:41 PM	17	Incoming	
58	16-02-2021	06:54 PM	414	Outgoing	
59	17-02-2021	09:17 AM	5	Incoming	
60	17-02-2021	09:20 AM	35	Incoming	
61	17-02-2021	11:32 AM	58	Outgoing	
62	17-02-2021	03:25 PM	33	Outgoing	
63	17-02-2021	03:47 PM	116	Outgoing	
64	17-02-2021	03:53 PM	88	Outgoing	
65	17-02-2021	08:07 PM	139	Incoming	
66	17-02-2021	08:16 PM	165	Outgoing	
67	18-02-2021	03:25 PM	66	Outgoing	
68	18-02-2021	05:06 PM	115	Outgoing	
69	18-02-2021	05:17 PM	396	Outgoing	
70	19-02-2021	01:06 PM	167	Outgoing	
71	19-02-2021	02:11 PM	107	Outgoing	
72	19-02-2021	02:31 PM	379	Outgoing	
73	19-02-2021	03:08 PM	8	Outgoing	
74	20-02-2021	05:16 PM	174	Outgoing	
75	20-02-2021	08:17 PM	113	Incoming	After recording of statement of
76	21-02-2021	12:02 PM	423	Outgoing	
77	22-02-2021	12:47 PM	26	Incoming	After recording of statement of
78	24-02-2021	01:08 PM	7	Incoming	

COURT  
 20-4-2021  
 A. N. S. I. D.  
 DAYP

20-4-2021



79	05-03-2021	09:51 AM	225	Outgoing	umer zeb, IW.14 Zahid suspended on 24-02-2021 and after that connection between zahid ullah and umer zeb BREAKS. Moreover Identification of Zahidullah by umer zeb was also conducted on 27-02-2021
80	10-03-2021	11:18 AM	239	Outgoing	

CDRs REPORT

Contacts: Umar Zeb (0307-8530181) ↔ Muhammad Riaz (Chemicals Timergara ) (0300-5704431)

S #	Date	Time	Call Duration in seconds	Status	Remarks
1	23-01-2021	03:20 PM	36	Outgoing	IW,8 and 14 Umer Zeb supported by IW 16 Muhammad Riaz that he has paid Rs, 4000 to the person sent by Umer Zeb
2	31-01-2021	11:48 AM	63	Incoming	
3	31-01-2021	11:59	04	Outgoing	

COURT OF ZILLA QAZI DWAIN  
 6  
 13  
 COMPTROLLER  
 ATTESTED  
 DATE

20-4-2024

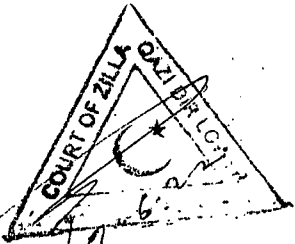
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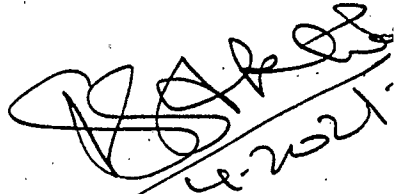
39

CDRs REPORT

Contacts: Umar Daraz (0301-9863072) ↔ Zahidullah(0344-9787715)

S, No.	Date	Time	Call Duration	Status	Remarks
1	06-02-021	02:52	47 Second	Outgoing	IW-15 dated 27.02.21 Umerdaraz stated that about 21 days ago on at 04:00PM he came along with Umer Zeb IW8 & IW 14 for receiving attested copies. Umer Zeb paid Rs. 10000 to Zahidullah and received the documents in his presence at hotel situated at Shaheed Chowk Timergara


  
 COURT OF ZILLA QAZI PIRLOH
   
 CO. ST.
   
 ATTACHED
   
 DATE


  
 20-4-2021

(73)

Inquiry Title: Govt Vs Mehmood Alam

P#7

Contacts: Umer Zeb (0307-8530181) ↔ Umar Daraz (0301-9863072)

40

S, No.	Date	Time	Call Duration	Status	Remarks
1	27-02-21	12:46 PM	22	Incoming	Date of recording
2	27-02-21	12:52 PM	28	Incoming	statement of IW.14 & IW.15 Umer Zeb and Umer Daraz
3	28-02-21	01:41 PM	11	Incoming	
No Need Further details					

*[Signature]*  
20-4-2021

COURT OF ZILLA  
7-6-21  
COMPLIST  
ATTESTED  
DATE

(76) (42) (41)  
No. 13 /CJ-IV/ TMG

Dated 12/02/2021

To,

The Hon'ble District & Sessions Judge/ZQ,  
Dir lower at Timergara,

From,

Muhammad Junaid Alam  
Civil Judge-IV  
Dir Lower at Timergara

Subject: COMPLAINT REPORT AGAINST MEHMOOD ALAM,  
MUHARRAR (JUNIOR CLERK) OF THE COURT OF CIVIL  
JUDGE-IV, TIMERGARA DIR LOWER.

Respected Sir,

With due reverence, by virtue of this complaint report as mentioned above, it is to bring into your kind notice that Muharrar of the Court of undersigned, namely Mehmood Alam (Junior Clerk) has been found guilty as per following:

1. That the said Mehmood Alam, made several false, bogus and fake signatures of the undersigned i.e Civil Judge-IV, Timergara, Dir Lower, in the forged civil case titled "Mst. Fareeda Bibi VS NADRA etc", allegedly registered at No.189/1, instituted on 29/12/2020.
2. That the said Mehmood Alam issued forged, false and fabricated Court Decree in the above mentioned forged civil case.
3. That the said Mehmood Alam has dishonestly and fraudulently removed, made and tempered the record of the Court in connection with the said forged civil case.
4. That the said Mehmood Alam issued forged, false and fabricated Court Decree in connection with the State department of NADRA.
5. That the said Mehmood Alam gave illegal and fraud based benefits to the Plaintiff of the said civil case.
6. That the said Mehmood Alam has brought disrespect and hatred of the public to the Courts proceedings, Presiding Officer of the Court of Civil Judge-IV, Timergara, Dir Lower, and Judiciary at large, due to his corrupt and fraudulent practices.

13-6-22

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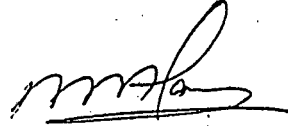
(43)

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The complaint report is hereby submitted to your honor for further necessary action please.

Note: Attested copies of the record/forged case could not be secured because of forgery, hence, unattested record is attached herewith.

Obediently,



Muhammad Junaid Alam  
Civil Judge-IV, Timergara Dir (L)

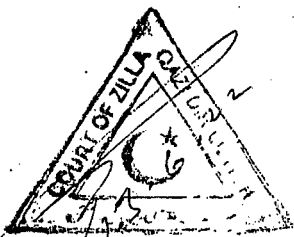
No. \_\_\_\_\_ /CJ-IV/ TMG

Dated 12/02/2021

Copy forwarded to:

1. Hon'ble Senior Civil Judge(Admin), Timergara, Dir Lower
2. Hon'ble Senior Civil Judge(Judicial), Timergara, Dir Lower

Muhammad Junaid Alam  
Civil Judge-IV, Timergara Dir (L)



COPIST  
ATTESTED BY  
DATE

No. \_\_\_\_\_ /CJ-IV/ TMG

95

Dated \_\_\_\_/02/2021

To,

The Hon'ble Judicial Magistrate-I,  
Dir lower at Timergara,

43

From,

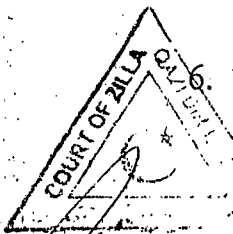
Muhammad Junaid Alam  
Civil Judge-IV  
Dir Lower at Timergara

Subject: COMPLAINT AGAINST MEHMOOD ALAM, MUHARRAR (JUNIOR CLERK) OF THE COURT OF CIVIL JUDGE-IV, TIMERGARA DIR LOWER U/S 190(A), AND 195 OF Cr.P.C. FOR INITIATION OF CRIMINAL PROCEEDINGS.

Respected Sir,

With due reverence, by virtue of this complaint as mentioned above, it is to bring into your kind notice that Muharrar of the Court of undersigned, namely Mehmood Alam (Junior Clerk) has been found guilty as per following:

1. That the said Mehmood Alam, made several false, bogus and fake signatures of the undersigned i.e Civil Judge-IV, Timergara, Dir Lower, in the forged civil case titled "Mst. Fareeda Bibi VS NADRA etc", allegedly registered at No.189/1, instituted on 29/12/2020.
2. That the said Mehmood Alam issued forged, false and fabricated Court Decree in the above mentioned forged civil case.
3. That the said Mehmood Alam has dishonestly and fraudulently removed, made and tempered the record of the Court in connection with the said forged civil case.
4. That the said Mehmood Alam issued forged, false and fabricated Court Decree in connection with the State department of NADRA.
5. That the said Mehmood Alam gave illegal and fraud based benefits to the Plaintiff of the said civil case.
6. That the said Mehmood Alam has brought disrespect and hatred of the public to the Courts proceedings, Presiding Officer of the Court of Civil Judge-IV, Timergara, Dir Lower, and Judiciary at large, due to his corrupt and fraudulent practices.



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Ab

The complaint is hereby submitted in your Court for initiating criminal proceedings against the said Mehmood Alam, and further necessary action please.

Note: Attested copies of the record/forged case could not be secured because of forgery, hence, unattested record is attached herewith.

44

Truly,

Muhammad Junaid Alam  
Civil Judge-IV, Timergara Dir (L)

No. 10 to 12 /CJ-IV/ TMG

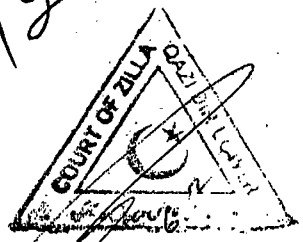
Dated 12 /02/2021

Copy forwarded to:

- ✓ 1. Hon'ble District & Sessions Judge/ZQ, Timergara, Dir Lower
- 2. Hon'ble Senior Civil Judge(Admin), Timergara, Dir Lower
- 3. Hon'ble Senior Civil Judge(Judicial), Timergara, Dir Lower

Muhammad Junaid Alam  
Civil Judge-IV, Timergara Dir (L)

Seen. opening new file & place it on that.  
Ch. Smith  
12/21/2021



COPIES ATTESTED DATE

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IW-3

16-02-2021

بیان علی زمان محرر عدالت سول جج-IV تیرگرہ دیرپائین۔

بیان کیا کہ مورخہ 23-01-2021 پر مقدمہ بعنوان مسماة فریدہ بی بی بنام چیرمین نادرہ وغیرہ ازاں عدالت سینئر سول جج (جوڈیشل) موصول ہو کر میں نے حسب ضابطہ وصول کر کے ریڈر عدالت کو حوالہ کی ہے۔ نیز عدالت کے ریکارڈ کے مطابق مقدمہ زیر انکوائری بہ نمبر 189/1 سال 2021 درج شدہ ہے اور اسکی تاریخ رجوعہ مورخہ 29/12/2021 درج شدہ ہے۔ تاہم رجسٹر نمبر 1 میں اندراج میرے ہاتھ کا تحریر کردہ نہ ہے جو کہ میرے ساتھ موجود دوسرے محرر محمود عالم کے ہاتھ کا تحریر کردہ ہے۔ رجسٹر نمبر 1 کا اصل پیش کرتا ہوں جس کا نقل ExIW-3/1 ہے۔ یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔  
(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) انکوائری آفیسر دیرپائین  
16-02-2021-

IW-4

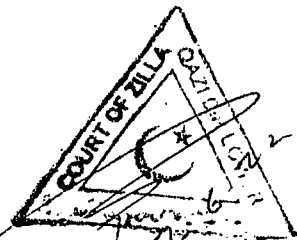
16-02-2021

بیان امیرزادہ ریڈر عدالت سول جج-IV تیرگرہ دیرپائین۔

بیان کیا کہ مقدمہ زیر انکوائری بعنوان مسماة فریدہ بی بی بنام چیرمین نادرہ وغیرہ میں نے دیکھ لیا جس میں میرے ہاتھ کا آرڈر شیفٹ تحریر شدہ موجود نہ ہے۔ تاہم اس عنوان کا مقدمہ میرے ڈائری رجسٹر میں مورخہ 06/01/2021، 11/01/2021، 18/01/2021، 22/01/2021، 25/01/2021، 02/02/2021 میں درج شدہ ہے جو کہ میرے ہاتھ کا تحریر کردہ نہ ہے بلکہ محرر محمود عالم کے ہاتھ کا تحریر کردہ ہے جسکی تحریر سے یہ واضح ہے کہ یہ ایک ہی قلم اور ایک ہی وقت پر جملہ تاریخ پیشیوں کی اندراج کی گئی ہے۔ میں ڈیلی ڈائری کو پیش کرتا ہوں جسکے مقدمہ زیر انکوائری بابت تاریخ پیشی کے متعلقہ صفحات کے نقولات ExIW-4/1 تا ExIW-4/6 ہیں۔ نیز میرے ساتھ کازسٹ میں بھی مقدمہ زیر انکوائری کی اندراج موجود نہ ہے۔ اس نسبت کازسٹ ہائے پیش کرتا ہوں جس کی نقولات ExIW-4/7 تا ExIW-4/12 ہیں۔ اس طرح مقدمہ زیر انکوائری میرے رجسٹر فیصلہ ہی میں بھی موجود نہ ہے۔ رجسٹر فیصلہ ہی پیش کرتا ہوں جسکی نقل ExIW-4/13 ہے۔ یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔  
(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) انکوائری آفیسر دیرپائین  
16-02-2021-



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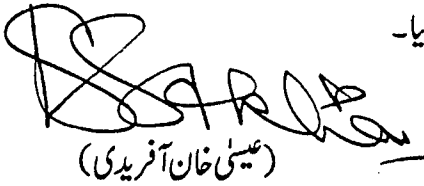


17-02-2021

بیان محمد شامزما نماندہ مدعا علیہم / نادراء۔

بیان کرتا ہوں کہ بمقدمہ عنوان فریدہ بی بی بنام چیئر مین نادراء وغیرہ دعویٰ استقرار حق فاضل سول جج IV علاقہ قاضی چہارم تیمرگرہ زیر انکوائری میں داخل شدہ اتھارٹی لیٹر میرے نام سے دائر شدہ ہے تاہم امروز میں نے اتھارٹی لیٹر دیکھ لیا تو اس میں عنوان مقدمہ و تاریخ میں تبدیلی / Over writing کی گئی ہے۔ اتھارٹی لیٹر پر نام مدعیہ میرے ہاتھ کا تحریر کردہ نہ ہے اور نہ ہی تاریخ میں نے کوئی تبدیلی کی ہے بلکہ ایسا لگتا ہے کہ کسی دوسری مقدمہ سے نکال کر لگایا گیا ہے۔ اس طرح جواب دعویٰ کی ادخال تاریخ میں تبدیلی کی گئی ہے نیز الفاظ جواب دعویٰ میں نے دیکھ لئے تو تحریری جواب دعویٰ سے عیاں ہے کہ فارم "ب" / CRC مقدمہ میں دائر کی گئی جبکہ موجودہ مقدمہ میں CRC کی ضرورت نہ ہے نیز فارم "ب" جواب دعویٰ میں درج شدہ تاریخ پیدائش میں بھی تبدیلی کی گئی ہے اور مزید یہ کہ نادراء کی وساطت سے ہم عمومی طور پر جواب دعویٰ کے ساتھ مکمل نادراء ریکارڈ منسلک کرتے ہیں جبکہ مقدمہ ہذا میں نادراء ریکارڈ جواب دعویٰ کے ساتھ مکمل نادراء ریکارڈ منسلک کرتے ہیں جبکہ مقدمہ ہذا میں نادراء ریکارڈ جواب دعویٰ کے ساتھ لف نہ ہے۔ اسی طرح بطور نمائندہ مدعا علیہم DW بیان / شہادت مدعا علیہم بھی برسل موجود نہ ہے۔ نادراء کے طرف سے ہم شہادت پر اپنا دستخط کرتے ہیں اسی طرح مدعی پر جرح بھی کرتے ہیں جو کہ اسی مقدمہ میں ہم نے نہیں کی ہے۔ مزید یہ کہ جواب دعویٰ بچوں / کم سن کی فارم "ب" سے متعلق ہے جبکہ مقدمہ ہذا عمر رسیدہ خاتون کی ہے لہذا مختصر آئیہ کہ ہم نے اس مقدمہ میں کوئی اتھارٹی لیٹر و جواب دعویٰ داخل ہی نہیں کی ہے۔ ڈگری و فیصلہ مقدمہ زیر انکوائری پر نادراء کے جانب سے عملدرآمد و کارروائی بارے مجھے علم نہ ہے۔ اسی نسبت جاوید اسٹنٹ سپرنٹنڈنٹ نمائندہ نادراء سے معلومات حاصل کیجا سکتی ہے جس کو عام طور پر نادراء کے جانب سے Verification letter جاری ہوتے ہیں۔ یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔



(عیسیٰ خان آفریدی)

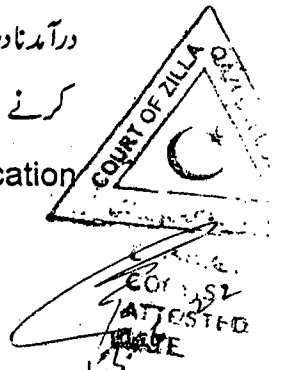
سینئر سول جج (ایڈمن) / انکوائری آفیسر دیرپائین

IW-6

17-02-2021

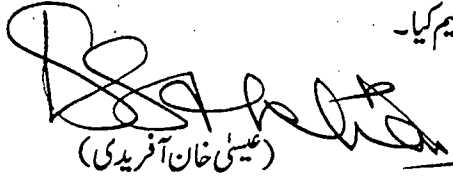
بیان جاوید اسٹنٹ سپرنٹنڈنٹ نادراء آفیسر تیمرگرہ۔

بیان کیا کہ میں بطور نمائندہ نادراء کی جانب سے بغرض پیروی مقدمات عدالتوں میں پیش ہوتا ہوں۔ عام طور پر جب عدالت کسی شخص کو ڈگری جاری کرتا ہے تو ڈگری دار دو عدد مصدقہ نقولات حکم و فیصلہ، دعویٰ و پرچہ ڈگری بغرض عمل در آمد نادراء آفیس میں جمع کرتا ہے اور نادراء حکام پرچہ ڈگری و فیصلہ کی ایک عدد کاپی ہمراہ Verification letter بغرض Verification کرنے ہم نمائندہ کو حوالہ کر کے ہم باقاعدہ طور پر متعلقہ عدالت کے ریکارڈ کلرک / محرر اور کاپی برانچ سے Verification مکمل کر کے نادراء حکام کو رپورٹ کرتے ہیں۔ جسکے بعد عدالتی حکم و فیصلہ و ڈگری پر باقاعدہ کارروائی کیجاتی



ہے۔ مقدمہ زیر انکوائری میں بھی نادراء ضلعی آفس تیرگرہ کو دو عدد مصدقہ نقولات حکم و فیصلہ، پرچہ ڈگری و دعویٰ موصول ہوئی ہے۔ جسکی ایک عدد کاپی لیگل برانچ نادراء میں موجود ہے جبکہ دوسری کاپی اصل حالت میں ساتھ لایا ہوں۔ میں نے نادراء ریکارڈ چیک کر لیا ہے۔ مذکورہ مقدمہ و ڈگری کے بابت تاحال کوئی Verification نہیں ہوئی اور نہ ہی اس پر جدید کارڈ جاری ہوا ہے۔ بمطابق نادراء شناختی کارڈ مدعیہ مسماۃ فریدہ بی بی جسکی نمبر 0-6376915-15302 ہے آخری دفعہ سال 2019 میں جاری ہوا ہے اور اسکے بعد اسی نمبر پر کوئی دوسرا کارڈ تاحال جاری شدہ نہ ہے۔ میں امر دز خالی نمونہ نادراء Verification form/letter پیش کرتا ہوں جو کہ ExIW-6/1 ہے جبکہ مصدقہ نقولات حکم، فیصلہ و پرچہ ڈگری مورخہ 02-02-2021ء ہر نقل دعویٰ مصدقہ IW-6/2 IW-6/5t IW-6/5 مشتمل بر 9 صفحات ہیں۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

  
(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیرپائین  
17-02-2021-

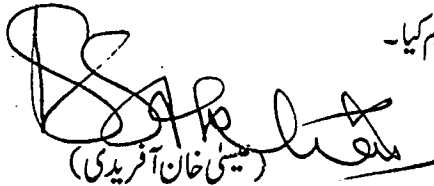
IW-7

17-02-2021

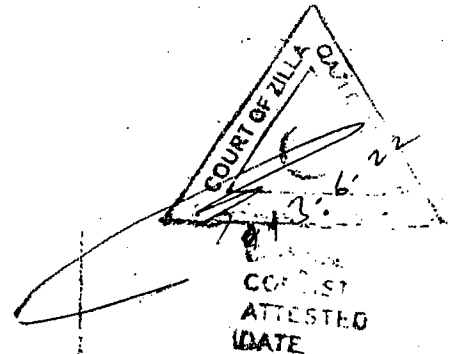
بیان محمود عالم جو نر کلرک / ملزم عدالت سول جج چہارم تیرگرہ۔

بیان کیا کہ مقدمہ نمبر 189/1 سال 2020 بعدالت جناب سول جج چہارم تیرگرہ میں بمورنہ 29/12/2020 از عدالت محترمہ سینئر سول جج (جوڈیشل) تیرگرہ موصول ہو کر میں نے حسب ضابطہ درج کیا ہے۔ جبکہ آرڈر شیٹ نمبر 1 کی تاریخ میں Over writing ہوئی ہے لیکن مجھے اس بارے علم نہ ہے۔ میں عام طور پر مقدمات کی اندراج کرتا ہوں اسی روز میں نے مقدمہ نمبر 188/1 سال 2020 بھی درج کیا ہے۔ جسکی عنوان اسرار بادشاہ وغیرہ بنام DC دیرپائین وغیرہ ہے مورنہ 29/12/2020 کو میرے ہاتھ کا درج شدہ ہے۔ اسی طرح مقدمہ نمبر 189/1 سال 2020 کی رجسٹر میں ہوا 29/12/2021 تحریر شدہ ہے۔ جو کہ اصل میں 29/12/2020 ہے۔ یہ درست ہے کہ مقدمہ نمبر 188/1 سال 2020 میں ابتدائی آرڈر شیٹ فاضل سول جج چہارم کی عدالت کا ہے جبکہ بمقدمہ نمبر 189/1 بعنوان مسماۃ فریدہ بی بی بنام حکومت (مقدمہ زیر انکوائری) کی ابتدائی آرڈر شیٹ عدالت محترمہ سینئر سول جج جوڈیشل کی عدالت کا ہے۔ مجھے دونوں مقدمات ایک ہی ساتھ حوالہ ہو کر میں نے اندراج مکمل کی ہے۔ ہر دونوں مقدمات کی اندراج رجسٹر نمبر 1 میں بہ سیریل نمبر 188/1 و 189/1 کئے ہیں۔ جن کی نقولات ExIW-7/1 و ExIW-7/2 ہیں جبکہ ابتدائی آرڈر شیٹ مقدمہ نمبر 188/1 بعنوان اسرار بادشاہ وغیرہ بنام DC وغیرہ ExIW-7/3 ہے۔ مزید یہ کہ مقدمہ زیر انکوائری کے آرڈر شیٹس، فیصلہ، پرچہ ڈگری و دیگر دستاویزات بارے مجھے سوائے اندراج کے کوئی علم نہ ہے۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

  
(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیرپائین  
17-02-2021-

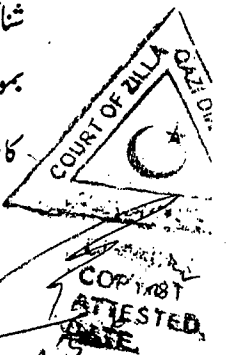


20-02-2021

بیان عمر زیب ولد باچا زادہ ساکن حیا سیرکی تحصیل بلا مٹ دیر پائین۔

بیان کیا کہ مسماۃ فریدہ بی بی دختر شہزادہ خان ساکن کوٹو تحصیل بلا مٹ دیر پائین (مدعیہ بمقدمہ زیر انکوائری) میری بیوی ہے جسکی شناختی کارڈ میں تاریخ پیدائش غلط درج ہے۔ تاریخ پیدائش کی درستگی کے لئے میں بہمراہ فریدہ بی بی دفتر نادراء اوڈیگرام آکر بابت درستگی تاریخ پیدائش نادراء سے استدعا کی تو نادراء حکام نے مجھے بتایا کہ تاریخ پیدائش درست کرنے کے لئے عدالت تیرگرہ سے ثبوت لائے جسکی بعد ہم گھر واپس چلے گئے۔ اگلے روز میں عدالت / کچہری تیرگرہ بغرض دائر کرنے مقدمہ آیا تو کچہری میں مسمی ذاہد اللہ ساکن خوگی کے ساتھ ملاقی ہوا اور نادراء مقدمہ بارے اس سے معلومات حاصل کی تو مسمی ذاہد اللہ نے بتایا کہ میں وکیل ہوں اور میں یہ مقدمہ آپ کے لئے بعوض مبلغ -/20,000 روپے فیس دائر کروں گا۔ ہمارے مابین مبلغ -/20,000 روپے فیس مقرر ہوا۔ اگلے روز میں نے مبلغ -/6000 ذاہد اللہ کو ہمراہ نقولات شناختی کارڈ مسماۃ فریدہ بی بی (مدعیہ مقدمہ زیر انکوائری)، ایک عدد نقل شناختی کارڈ خود، ایک عدد نقل شناختی کارڈ برادر خود مسمی محیب اللہ ایک عدد نقل شناختی کارڈ والد مسماۃ فریدہ بی بی مسمی شہزادہ خان حوالہ کئے۔ اور پھر مجھے سے دستاویزات پر انگشت ہائے ثبت کئے تاہم مجھے یہ یاد نہ ہے کہ دستاویزات کس رنگ اور کس شکل کے تھے اور میرے علاوہ میری بیوی مسماۃ فریدہ بی بی، میرے بھائی محیب اللہ اور میرے سر شہزادہ خان نے کسی بھی دستاویز پر انگشت یا دستخط ثبت نہیں کیا ہے اور نہ ہی میں نے یا مذکورہ دیگر کسان نے عدالت میں کوئی بیان دیا ہے۔ مجھے مذکورہ ذاہد اللہ نے اپنا موبائل نمبر 03449787715 دے کر مجھے رخصت کر کے کہا کہ اس نمبر پر میرے ساتھ رابطہ رکھو۔ جب آپ کی کاغذات تیار ہو جائے تو میں آپ کو مطلع کروں گا۔ اس طرح ایک دن بعد بروز ہفتہ بازار تیرگرہ میں ریاض کیمیکل والے دکاندار نے میرے کہنے پر چار ہزار -/4000 مزید مسمی ذاہد اللہ کو مقرر کردہ فیس میں اداء کئے۔ یوں ہر ہفتہ میں مسمی ذاہد اللہ کے ساتھ مقدمہ بارے رابطہ کرتا تھا۔ تقریباً ایک مہینہ بعد مسمی ذاہد اللہ نے مجھے بوقت مغرب میرے موبائل فون نمبر 03078530181 پر رابطہ کیا اور کہا کہ آپ کے کاغذات تیار ہے کل آکر بقایا فیس مبلغ دس ہزار روپے -/10,000 ساتھ لائے اور اپنے دستاویزات لے جائے یوں اگلے دن بوقت تقریباً چار بجے میں بلا مٹ آکر عدالت کے باہر شہید چوک کے ایک ہوٹل میں مسمی ذاہد اللہ کے ساتھ ملا۔ ہوٹل میں چائے پی کر میں نے بقایا دس ہزار روپے -/10,000 اسکو اداء کئے اور اس نے مجھے مقدمہ کے دودھ و مصدقہ نقولات حوالہ کر کے پشت نقولات پر اپنا نمبر 03449787715 واپنا نام ذاہد اللہ خوگی بالا تحریر کر کے کہا کہ ان دستاویزات کو نادراء دفتر لے جا کر ارشاد احمد نادراء آفس تیرگرہ کے حوالہ کرے وہ آپ کا کام کرے گا۔ اس نے نادراء اہلکار کا نام بھی دستاویز کے پشت پر لکھ دیا۔ یوں اگلے ایک دو دن بعد میں نے مذکورہ دستاویزات کی ایک عدد کاپی اپنی ساتھ رکھی اور دوسری مصدقہ کاپی نادراء دفتر تیرگرہ میں جمع کرتے ہوئے نادراء والوں نے کہا کہ اس کی ایک اور فوٹو کاپی بنا کر دونوں جمع کرائے۔ اس طرح میں نے دوسری فوٹو کاپی بنا کر ہمراہ مصدقہ نقولات نادراء دفتر میں جمع کئے۔ لیکن میں متذکرہ ارشاد احمد کے ساتھ نہیں ملا ہوں۔ نادراء دفتر تیرگرہ والوں نے مجھے کہا کہ ایک ہفتہ بعد کاغذات کے بابت پوچھ لے۔ پھر جب میں نادراء دفتر گیا تو انہوں نے کہا کہ مسماۃ فریدہ بی بی ساتھ لا کر شناختی کارڈ کے لوازمات پوری کرنے کے لئے پیش کرے۔ اس طرح میں ہمراہ اپنی بیوی مسماۃ فریدہ بی بی کل بمورخہ 19-02-2021 نادراء دفتر گئے۔ تو نادراء والوں نے مجھے کہا کہ تمہارے سارے عدالتی کاغذات جعلی ہیں اس پر ہم کارروائی نہیں کر سکتے ہیں۔ یوں ہم واپس گھر چلے گئے۔ میں امر و دستاویزات حوالہ کردہ مسمی ذاہد اللہ مشتمل بردس صفحات پیش

20-02-2021



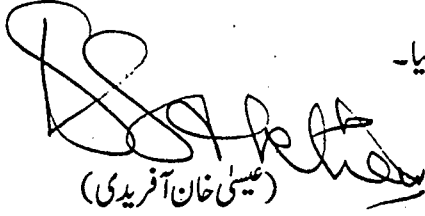
115

112

49

کرتا ہوں جو کہ ExIW-8/10 to ExIW-8/1 ہے۔ اس طرح دستاویزات کے آخری صفحہ کے پشت پر نادراء اہلکار کا نام اور اس طرح ذہد اللہ خوگی بالا کا نام اور موبائل نمبر 03449787715 بطور ExIW-8/11 ہے۔ میں امر دزا اپنا شناختی کارڈ پیش کرتا ہوں جس کا نقل ExIW-8/12 ہے جبکہ میری بیوی کی اصل شناختی کارڈ پیش کرتا ہوں جسکی نقل ExIW-8/13 ہے۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

  
(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیرپائین

20-02-2021

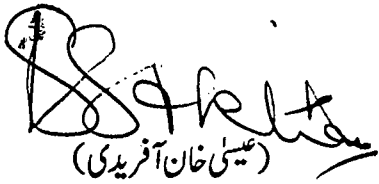
IW-9

20-02-2021

بیان شہزادہ خان ولد قمر ساکن کوٹو تحصیل بلا مٹ دیرپائین۔

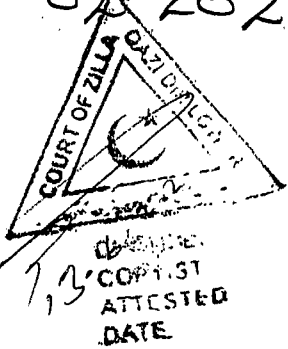
بیان کیا کہ مسماۃ فریدہ بی بی مدعیہ در مقدمہ زیر انکوائری میری بیٹی ہے جو کہ مسمی عمر زیب ولد باچا زادہ ساکن حیا سیرتی تحصیل بلا مٹ ضلع دیرپائین کی بیوی ہے۔ مسماۃ فریدہ بی بی کی شناختی کارڈ کی درستگی کے لئے مسمی عمر زیب ہمارے گھر آ کر ہمارے گھر سے میری اصل شناختی کارڈ لے کر اور واپسی پر مجھے حوالہ کر کے کہا کہ یہ شناختی کارڈ مسماۃ فریدہ بی بی کی شناختی کارڈ میں درستگی کے لئے درکار تھا۔ اسکے علاوہ نہ میں نادراء دفتر گیا ہوں نہ عدالت آیا ہوں اور نہ کسی دستاویز پر انگشت یاد ستخط ثبت کی ہے اور نہ ہی کوئی بیان دی ہے۔ اس طرح میری بیٹی مسماۃ فریدہ بی بی کی مقدمہ کے بارے مجھے مزید کوئی علم نہ ہے۔ میں امر دزا اپنا اصل شناختی کارڈ پیش کرتا ہوں جسکی نقل ExIW-9/1 ہے۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

  
(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیرپائین

20-02-2021



129

(157)

(50)

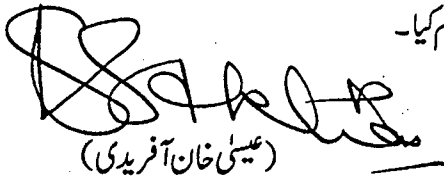
IW-10

23-02-2021

بیان ارشاد محمد سینئر ایکویٹیونادر آفس تیرگرہ۔

بیان کیا کہ میں نادراء آفس تیرگرہ میں عرصہ گیارہ سال سے تعینات ہوں۔ میں دیہہ پیٹو درہ کارہاشی ہوں۔ ذہد اللہ نائب قاصد دیہہ خوگی کارہاشی ہے یعنی ہم سے کافی فاصلہ پر رہائش پزیر ہے اور اسکے ساتھ کوئی دوستی نہیں ہے۔ میں اسکو پہچانتا ہوں تاہم اسکے ساتھ کوئی تعلق یا واسطہ نہ ہے۔ ذہد اللہ نائب قاصد عدالت تیرگرہ کا موبائل نمبر میرے ساتھ سیو نہیں ہے۔ بدوران ڈیوٹی میں کسی کا فون انڈ نہیں کرتا ہوں کیونکہ رش زیادہ ہوتا ہے اور فون ریسیو کرنے سے وقت ضائع ہوتا ہے۔ ذہد اللہ نائب قاصد نے مجھے کبھی دفتری کام بابت کوئی فون یا رابطہ نہیں کیا ہے۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔



(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیرپائین

23-02-2021-

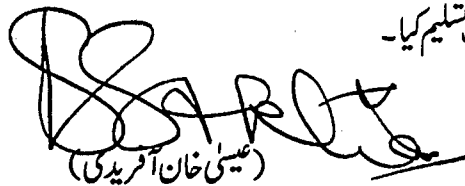
IW-11

23-02-2021

بیان ذہد اللہ نائب قاصد متعین ڈسٹرکٹ محافظ خانہ سیشن کورٹ دیرپائین بمقام تیرگرہ۔

بیان کیا کہ میں میٹرک تک تعلیم یافتہ ہوں۔ میں سال 2012 میں جوڈیشری میں نائب قاصد کے پوسٹ پر بھرتی ہوا ہوں جسمیں سے فاضل عدالت سول جج اول / جوڈیشل مجسٹریٹ تیرگرہ کے عدالت میں چھ سال گزارے ہیں۔ اسکے بعد میری ٹرانسفر لعل قلعہ میدان عدالت فاضل سول جج ہوئی اور آخر میں تقریباً چار / پانچ مہینے پہلے محافظ خانہ ڈسٹرکٹ اینڈ سیشن کورٹ دیرپو تیرگرہ ٹرانسفر ہوئی ہے۔ تب سے میں ڈیوٹی محافظ خانہ میں انجام دے رہا ہوں اور سکینگ کا کام کرتا ہوں۔ مجھے مقدمہ زیر انکوائری کے بابت کوئی علم نہیں ہے۔ مجھے نوٹس آیا تو اسکے بعد مجھے علم ہوا کہ کوئی انکوائری ہے۔ میں مقدمہ زیر انکوائری کے مدعیہ، اسکی شوہر یا گواہان وغیرہ کو نہیں جانتا ہوں۔ میرا سول جج چہارم کے عدالت کے ریکارڈ سے کوئی واسطہ نہ ہے۔ میرا موبائل فون نمبر 03449787715 ہے۔ مجھے تقریباً بیس دن سے فون نمبرات 03032929450 اور ایک اور نمبر جس کی شروع میں 0307 آتا ہے باقی نمبر مجھے یاد نہ ہے، سے کال موصول ہوتے ہیں جس نے مجھ سے پہلے بار کال کر کے میرے بارے شناخت پوچھا۔ اسکے دون بعد کال کر کے ایک مقدمہ کے داخل دفتر بارے معلومات حاصل کی۔ مقدمہ کا مجھے عنوان یاد نہ ہے۔ بس یہی میرا بیان ہے۔

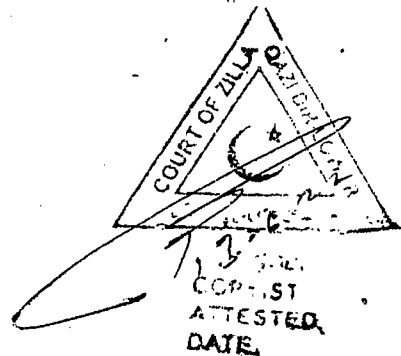
سن کر درست تسلیم کیا۔



(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیرپائین

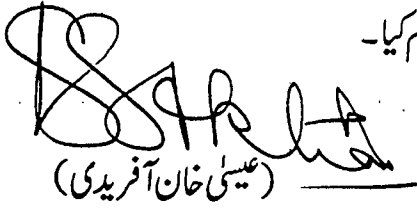
23-02-2021-



25-02-2021

بیان محمد سہیل انچارج ڈسٹرکٹ محافظ خانہ سیشن کورٹ دیر پائین بمقام تیرگرہ۔  
بیان کیا کہ مقدمہ زیر انکوائری مسماۃ فریدہ بی بی بنام نادراء مقدمہ نمبر 189/1 سال  
2020 فیصلہ کردہ عدالت فاضل سول جج چہارم تیرگرہ مورخہ 02/02/2021 کی بابت میں نے جملہ ریکارڈ  
محافظ خانہ و کمپیوٹر ریکارڈ روم کو پوری احتیاط کے ساتھ تلاش کیا۔ ریکارڈ مذکورہ نہ تو محافظ خانہ کو موصول شدہ ہے اور  
نہ ہی کمپیوٹر میں اندراج موجود ہے۔ اس کے علاوہ مجھے کسی قسم کی معلومات نہ ہے۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

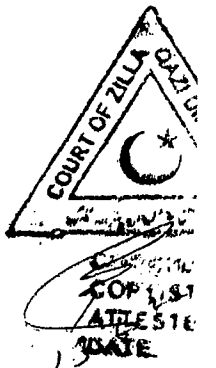
  
(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیر پائین  
25-02-2021-

IW-13

25-02-2021

بیان محمد ریاض انچارج کاپی برانچ سیشن کورٹ دیر پائین بمقام تیرگرہ۔  
بیان کیا کہ میں بطور کاپیسٹ کاپی برانچ میں تعینات ہوں۔ عام طور پر بمطابق قواعد و ضوابط  
نقولات کی حصول کے لئے ہمیں درخواست دیا جاتا ہے۔ درخواست کو سپرنٹنڈنٹ سیشن کورٹ تیرگرہ حسب  
ضابطہ Allowed کر کے اپنا دستخط ثبت کرتا ہے۔ ہم غیر Allowed شدہ درخواست پر کبھی بھی کسی کو نقولات  
نہیں دیتے۔ جب ہم درخواست منظور شدہ لیتے ہیں تو پھر میں یا میرا دوسرا دفتری ساتھی درخواست کو متعلقہ  
انچارج ریکارڈ روم کے پاس لے جا کر محافظ خانہ سے اصل مسل برآمد کر کے مطلوبہ نقولات کاپی کرتے ہیں۔ اور  
بمطابق قواعد و ضوابط درخواست پر سائل سے مطلوبہ سرکاری ٹکٹ لگا کر درخواست اپنی متعلقہ فائل میں رکھ کر اس کو  
باقاعدہ نمبر دیتے ہیں۔ نمبر دینے و اندراج کے لئے ہمارے پاس باقاعدہ رجسٹر ہوتا ہے۔ مقدمہ زیر انکوائری میں  
بمورخہ 06-02-2021 مسمی ذابد اللہ نائب قاصد سیشن محافظ خانہ نے ہمراہ درخواست Allowed شدہ و  
نقولات مقدمہ ہمراہ اصل مسل مجھے دیے دیا تو میں نے اصل مسل کو دیکھتے ہوئے حسب ضابطہ نقولات کی تصدیق  
مکمل کی۔ ڈویٹ مصدقہ نقولات مذکورہ عدالتی اہلکار کے حوالہ کر کے اس کو درخواست پر مطلوبہ ٹکٹ لگانے کو کہا۔  
یوں درخواست پر 54 روپے ٹکٹ لگا کر میں نے درخواست کو باقاعدہ نمبر دے کر اپنے ریکارڈ پر لگایا۔ اصل  
درخواست مذکورہ امروز میں ہمراہ رجسٹر اندراجات لایا ہوں۔ درخواست فارم مسمی ذابد اللہ کے ہاتھ کا پر کردہ  
ہے۔ جس کو انگلش کلرک شاہ حصار نے Allowed کر کے اسکا دستخط بھی موجود ہے۔ مسمی ذابد اللہ نے بتایا کہ



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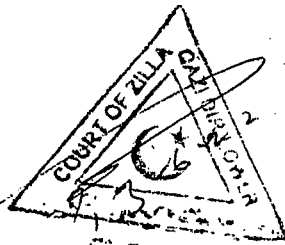
عمر زیب سائل اسکا قریبی رشتہ دار ہے اسلئے ہم نے اپنے ریکارڈ میں عمر زیب کے نام سے نقولات جاری کئے ہیں۔ میں امر و نقل درخواست مذکورہ پیش کرتا ہوں۔ جو کہ EXIW-13/1 ہے جبکہ نقل رجسٹر اندراجات EXIW-13/2 ہے۔ چونکہ زاہد اللہ نائب قاصد متعین محافظ خانہ سیشن کورٹ تیرگرہ عدالتی اہلکار ہے اسلئے اس پر اعتماد کیا ہے اور اس سے اس طرح غیر قانونی حرکت کی ہمیں توقع نہیں تھی۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیرپائین

25-02-2021-



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دوبارہ بیان مسمی عمر زیب ولد باچا زادہ ساکن حیا سیرنی تحصیل بلا مٹ دیر پائین (مختیار شوہر مدعیہ  
مقدمہ زیر انکوائری)

بیان کیا کہ جس دن میں عدالت تیرگرہ بغرض دائر کرنے مقدمہ آیا تھا تو میں مسمی ذابد اللہ کے ساتھ براہ  
راست مل کر اس کے حلیہ کو دیکھ کر اس سے NADRA کے خلاف مقدمہ کرنے بارے پوچھا تو اس نے کہا کہ  
میں وکیل ہوں اور یہ مقدمہ میں کروں گا۔ میرے ساتھ اس نے مبلغ -/20000 روپیہ فیس پر بات کی اور مجھے کہا  
کہ مبلغ -/10000 روپیہ ہمراہ شناختی کارڈ نقولات مدعیہ، شوہر مدعیہ والد مدعیہ اور میرے برادر کے نقل شناختی  
کارڈ حوالہ کرے جب کہ باقی ماندہ فیس مبلغ -/10000 روپیہ مقدمہ ڈگری ہونے پر حوالہ کرے۔ یوں میں نے  
اس کے ساتھ مقدمہ متعلق بات کر کے گھر چلا گیا اور اگلے روز اپنے ساتھ مطلوبہ نقولات شناختی کارڈ ہائے لیکر  
عدالت آیا اور مسمی ذابد اللہ کے ساتھ رابطہ کیا تو اس نے مجھے برادے میں ایک کمرے میں ساتھ بھٹایا۔ میں نے  
نقولات شناختی کارڈ ہائے مذکورہ حوالہ کر کے ساتھ مبلغ -/6000 روپیہ بھی نقد ادا کی تو مسمی ذابد اللہ نے کہا کہ آج  
ہی مجھے -/10000 روپیہ پوری کر کے دے دیں۔ میں نے سوچا کہ بقایا چار ہزار روپیہ کے لیے میں دوبارہ گھر  
سے نہیں آسکتا تو میں نے اپنے ایک تعلق دار دکاندار ریاض کیمیکل واقع بازار تیرگرہ کو بذریعہ موبائل رابطہ کر کے  
مسمی ذابد اللہ سے کہا کہ وکیل صاحب آپ مذکورہ ریاض کیمیکل والے کے دکان پہ جائے میں اس کو فون کر کے وہ  
میرے کھاتے میں تم کو بقایا مبلغ -/4000 روپیہ ادا کرے گا۔ یوں جب مسمی ذابد اللہ ریاض کیمیکل والے کے  
دکان پہ گیا تو اس نے مجھے فون کیا کہ میں مذکورہ دکان آیا ہوں۔ میں نے مذکورہ ریاض حاجی صاحب کو فون کر کے  
کہا تو اس نے مجھے جواباً کہا کہ میں دکان سے باہر ہوں تاہم میرا چھوٹا بھائی دکان میں موجود ہے وہ مذکورہ ذابد اللہ  
کو ابھی اس وقت چار ہزار روپیہ حوالہ کرے گا۔ اسی طرح پھر میں نے ذابد اللہ کو فون کر کے پوچھا تو وہ بیانی ہوا  
کہ ریاض حاجی صاحب کے بھائی نے مجھے چار ہزار روپیہ حوالہ کئے ہیں آپ میرے ساتھ رابطہ رکھے جب  
مقدمہ کی کاغذات تیار ہو جائے تو میں آپ کو بتاؤں گا۔ یوں تقریباً ایک مہینے بعد بوقت مغرب مسمی ذابد اللہ نے  
مجھے فون کر کے کہا کہ تمہارے کاغذات تیار ہیں کل آج اپنے کاغذات ساتھ لے جائے اور بقایا فیس مبلغ  
-/10000 روپیہ بھی ساتھ لائے۔ اسی طرح دوسری دن میں ہمراہ میرے دوست مسمی عمر دراز تیرگرہ بازار  
آ کر مسمی ذابد اللہ سے رابطہ کیا تو اس نے کہا کہ شہید چوک کے قریب ہوٹل آجائے میں وہی پر آپ کا انتظار  
کر رہا ہوں۔ اسی طرح عمر دراز جو کہ پیشے کے لحاظ سے رنگساز ہے کہ ہمراہ ہوٹل جا کر مسمی ذابد اللہ کے ساتھ ملے  
میں نے ہمیں ہوٹل میں چائے پلائی اور چائے کے پیسے اس نے ہوٹل والے کو ادا کئے اسی دوران اس نے مجھے دو  
مصدقہ نقولات مقدمہ حوالہ کئے اور میں نے بموجودگی مسمی عمر دراز ذابد اللہ کو بقایا فیس مبلغ دس ہزار

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روپیہ ادا کئے۔ ذابذ اللہ نے کاغذات کے پشت پر اپنا موبائل نمبر تحریر کرتے ہوئے کہا کہ ان کاغذات کو NADRA دفتر لے جا کر ارشاد نامی اہلکار کے حوالہ کرے وہ تمہارا کام کرے گا۔ اگر کوئی مسئلہ ہو تو میرے ساتھ اس نمبر پر رابطہ کرے۔ ان حقائق کے علاوہ میں اپنی سابقہ بیان ہمراہ مظہر شدہ دستاویزات پر اکتفاء کرتا ہوں۔ اس موقع پر مسمی ذابذ اللہ نائب قاصد سیشن محافظ خانہ کو بہ ہمراہیت زیر شاہ سپرنٹنڈنٹ، سفید محمد خان کمپیوٹو اپریٹر و شاہ حصار انگلش کلرک سیشن کورٹ تیرگرہ بلایا گیا جسکو بیان دہندہ نے پہچان کر تصدیق کرتے ہوئے کہا کہ یہ وہی مذکورہ ذابذ اللہ ہے جس کے ساتھ میرا لین دین ہوا تھا۔ یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔  
(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر

IW-15

27-02-2021

بیان مسمی عمر دراز ولد سلطان محمود ساکن منجائی حال مقیم حیا سیرئی تحصیل بلا مٹ دیر پائین۔

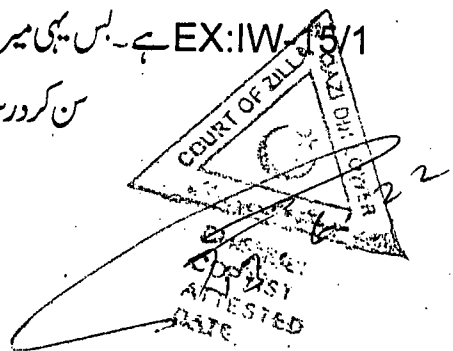
بیان کیا کہ مسمی عمر زیب ولد باچا زادہ ساکن حیا سیرئی میرا قریبی دوست ہے تقریباً عرصہ 21/22 دن پہلے مسمی عمر زیب نے مجھے کہا کہ میرے ساتھ عدالت تیرگرہ چلیں میں وکیل صاحب سے اپنے مقدمہ کی نقولات وصول کرنا چاہتا ہوں اور اسکا بقایا نہیں ادا کرتا ہوں یوں میں ہمراہ مسمی عمر زیب تیرگرہ بازار آ کر عمر زیب نے وکیل صاحب کو فون کیا تو اس نے کہا کہ شہید چوک تیرگرہ کے قریب ہوٹل آجائیں میں ادھر تمہارا انتظار کرونگا۔ یہ تقریباً عصر 4 بجے کا وقت تھا ہم شہید چوک کے قریب ہوٹل میں گئے تو ادھر زاهد اللہ نامی ایک امیر صاحب کے ساتھ ملے، مسمی زاهد اللہ نے ہمیں چائے پلائی اور چائے کے پیسے بھی اس نے ادا کئے۔ اور اسی دوران ہوٹل میں عمر زیب نے میری موجودگی میں مبلغ دس ہزار روپیہ = Rs.10000 مسمی زاهد اللہ امیر صاحب کو ادا کئے اور اس نے عمر زیب کو دو سیٹ نقولات مقدمہ حوالہ کئے۔ اگر مذکورہ زاهد اللہ میرے سامنے آجائے تو میں اس کو پہچان سکتا ہوں۔ اس موقع پر مسمی ذابذ اللہ نائب قاصد سیشن محافظ خانہ کو بہ ہمراہیت زیر شاہ سپرنٹنڈنٹ، سفید محمد خان کمپیوٹو اپریٹر و شاہ حصار انگلش کلرک سیشن کورٹ تیرگرہ بلایا گیا بیان دہندہ نے پہچان کر کے تصدیق کرتے ہوئے کہا کہ یہ وہی مذکورہ ذابذ اللہ ہے جسکو میرے موجودگی میں عمر زیب نے مبلغ 10,000 روپے ہوٹل میں دیکر نقولات مقدمہ حاصل کئے تھے۔ میں امروز اپنا شناختی کارڈ ساتھ لایا ہوں جسکی نقل پیش کرتا ہوں جو کہ

EX: IW-15/1 ہے۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیر پائین  
27-02-2021-



187

166

IW-16

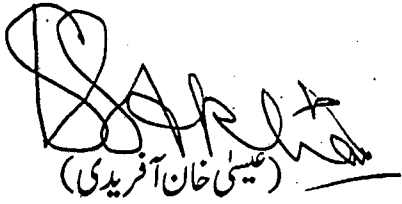
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03-03-2021

بیان مسمی محمد ریاض ولد روشن علی ساکن تیرگرہ دیرپائین (مالک ریاض کیمکلوڈیلر تیرگرہ ضلع  
دیرپائین۔)

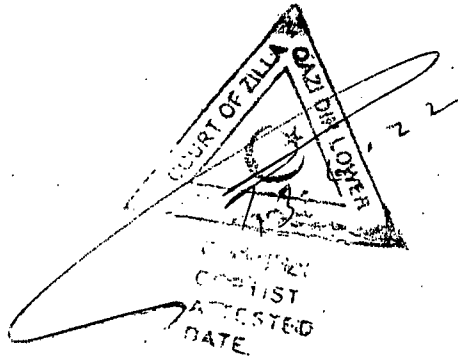
بیان کیا کہ مجھے مسمی عمر زیب ولد باچا زادہ ساکن حیا سیرئی جو کہ میرے دکان سے سودا وغیرہ لینے کے  
لئے آتا جاتا ہے نے بذریعہ موبائل فون کر کے کہا کہ میں نے آپ کے دکان پہ ایک شخص بھیجا ہے جس کا نام ذہد اللہ  
ہے۔ آپ میرے کھاتے میں مذکورہ ذہد اللہ کو مبلغ چار ہزار روپے (-/4000) دے دیں تو میں نے اس کو کہا کہ  
اس وقت میں اپنے دکان سے باہر ہوں البتہ میں اپنے بھائی ہدایت خان کو فون کرتا ہوں وہ پیسے دیگا۔ اس طرح  
میں نے اپنے بھائی ہدایت خان کو فون کیا کہ عمر زیب کا ایک مہمان آیا ہے جس کا نام ذہد اللہ ہے، اسکو چائے بھی  
پلائے اور ساتھ عمر زیب کے کھاتے میں چار ہزار روپے (-/4000) بھی دے دیں تو میرے بھائی ہدایت خان  
نے میرے کہنے پر مذکورہ شخص کو -/4000 روپے دئے تھے۔ رقم مذکورہ چند دن بعد مسمی عمر زیب نے ہمیں واپس  
اداء کی ہے۔ میں نے مذکورہ ذہد اللہ کو بذات خود نہیں دیکھا ہے کیونکہ میں اس وقت دکان میں موجود نہیں تھا البتہ  
میرے بھائی ہدایت خان نے اسکو رقم دیا تھا تو وہ ذہد اللہ کو پہچان سکے گا۔ میں امر و اپنا اصل شناختی کارڈ ساتھ لایا  
ہوں جس کا نقل پیش کرتا ہوں جو کہ ExIW-16/1 ہے۔ اس طرح میں اپنے دکان کا کارڈ پیش کرتا ہوں جس کا  
نقل ExIW-16/2 ہے۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

  
(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) انکواری آفیسر دیرپائین

03-03-2021-



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IW-17

03-03-2021.

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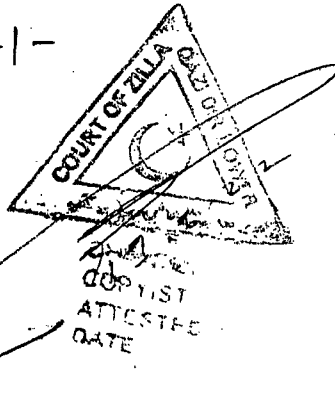
بیان مسمی ہدایت خان ولد روشن علی ساکن شنگری تیرگرہ دیرپائین -  
(برادر محمد ریاض مالک ریاض کیمکلو ڈیلر تیرگرہ ضلع دیرپائین)

بیان کیا کہ عمر زیب ولد باچا زادہ ساکن حیا سیرئی ہمارے دکان واقع بازار تیرگرہ الموسوم ریاض کیمکلو ہم سے سودا لینے کے لئے آتا جاتا ہے۔ ایک روز ایک بندہ دکان میں آکر عمر زیب کو بذریعہ موبائل کال کر کے مجھے عمر زیب سے بات کرنے کے لئے موبائل دے دیا۔ مسمی عمر زیب نے مجھے فون پر کہا کہ اس بندہ کو میرے کھاتے میں مبلغ 4000/- روپیہ دے دیں۔ تو میں نے کہا کہ میرا بڑا بھائی محمد ریاض حاجی صاحب دکان میں موجود نہ ہے اس سے رابطہ کر کے اجازت لے لیں۔ جس کے بعد میرے بڑے بھائی محمد ریاض حاجی صاحب نے مجھے فون کر کے کہا کہ عمر زیب کا ایک مہمان دکان پہ آیا ہے اسکو عمر زیب کے کھاتے میں 4000/- روپے دے دیں اور اسکو چائے بھی پلائے۔ تو میں نے اپنے بڑے بھائی کے اجازت سے عمر زیب کے بھیجے ہوئے شخص کو مبلغ 4000/- روپے دیے تھے جو کہ کچھ عرصہ بعد مذکورہ عمر زیب نے ہمیں واپس کئے ہیں۔ ہم کاروباری لوگ ہیں۔ ہمارے دکان پر روزانہ سینکڑوں لوگ آتے ہیں۔ ہم صرف ان لوگوں کو جانتے ہیں جو معمول کے مطابق ہمارے گاہک ہوتے ہیں اور ہمارے ساتھ لین دین کرتے ہیں۔ اس وجہ سے اگر مذکورہ شخص مسمی ذابد اللہ میرے سامنے آجائے تو شاید میں نہ پہچان سکوں کیونکہ مذکورہ شخص کو نہ کبھی پہلے دیکھا ہے اور نہ پیسے دینے کے بعد دیکھا ہے۔ میں امروز اپنا اصل شناختی کارڈ ساتھ لایا ہوں جس کا نقل پیش کرتا ہوں جو کہ EXIW-17/1 ہے۔  
بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکوائری آفیسر دیرپائین  
03-03-2021-



18-03-2021

بیان محمد جنید عالم سول جج / علاقہ قاضی - IV تیرگرہ دیرپائین -

بیان کیا کہ میں بطور سول جج / علاقہ قاضی - IV تیرگرہ ضلع دیرپائین میں تعینات ہوں۔ مورخہ 10 فروری 2021 کو بوقت آخر مسل ہائے مقدمہ جات کی دستخطی کر رہا تھا کہ اس دوران محرر عدالت نے کمرہ محرر سے مسل مقدمہ بعنوان مسماة فریدہ بی بی بنام نادرا وغیرہ میرے سامنے بابت داخل محافظ خانہ کرنے برائے دستخطی پیش کیا۔ اور بتایا کہ مسل مقدمہ مذکورہ میں ایک دستخط برائے پرچہ ڈگری تصدیق باقی ہے، تاکہ بعد از دستخط محافظ خانہ بھیج دیا جائے۔ جیسے ہی میرے سامنے صفحہ کھولا گیا، مجھے صفحہ مذکورہ پر پہلے سے ثبت شدہ دستخط پر شک گزرا۔ میں نے اسی وقت مسل مقدمہ مذکور اپنی تحویل میں لے کر فوراً جناب سینئر سول جج (ایڈمن) صاحب تیرگرہ کو بذریعہ انٹرکام مذکورہ صورت حال سے آگاہ کیا۔ جناب سینئر سول جج (ایڈمن) صاحب نے مجھے مسل مقدمہ کا بغور جائزہ لینے کے احکامات صادر کئے، اور ساتھ ہی بتایا کہ وہ مذکورہ واقعہ جناب ڈسٹرکٹ اینڈ سیشن جج صاحب کے علم میں لائیں گے۔ اگلی صبح مورخہ 11 فروری 2021 کو میں نے مسل مقدمہ کا بغور جائزہ لیا اور چھان بین کی تو معلوم ہوا کہ مسل مقدمہ پر موجود اینڈکس جو کہ ExIW-18/1، آرڈر شیٹ نمبرات 1 تا 6 و بلا نمبر (7) جو کہ ExIW-18/2 مشتمل برتین صفحات ہیں، آرڈر شیٹ نمبر 8 جو کہ ExIW-18/3، صفحہ جات حکم و فیصلہ و ڈگری و پرچہ ڈگری جو کہ مشتمل برچھ صفحات ہیں ExIW-18/4 ہے۔ عرضید عموماً مشتمل بر دو قطععات ExIW-18/5 ہے، جواب دعویٰ ExIW-18/6 ہے، تہققات ExIW-18/7 ہے، فہرست گواہان مدعیہ ExIW-18/8 ہے، نقل شناختی کارڈ والد مدعیہ ExIW-18/9 ہے، بیان حلفی والد مدعیہ ExIW-18/10 ہے، نقل شناختی کارڈ شوہر مدعیہ ExIW-18/11 ہے، بیان حلفی شوہر مدعیہ ExIW-18/12 ہے، بیان PW-1 جو کہ ExIW-18/13 ہے، بیان PW-2 جو کہ ExIW-18/14 ہے، بیان PW-3 جو کہ ExIW-18/15 ہے، مختیار نامہ منجانب مدعیہ بحق شوہر خود ExIW-18/16 ہے، اتھارٹی لیٹر منجانب مدعا علیہان بحق نمائندہ محمد ثار ExIW-18/17 ہے، نقل شناختی کارڈ والد مدعیہ ExIW-18/18 ہے، نقل شناختی کارڈ مدعیہ ExIW-18/19 ہے جبکہ نوٹس اطلاعاتی بنام مدعا علیہان ExIW-18/20 ہے، میں بعض پر میرے دستخط ہائے جعلی، فرضی و خود ساختہ ہیں جبکہ بعض دستاویزات پر تاریخ پیشی عدالت میں تحریف موجود ہے۔ جنکی تفصیل یوں ہے کہ آرڈر شیٹ نمبر 1، 2، 3 و نمبر 7 (بلا نمبر) کے تواریخ و نیز عرضید عموماً، جواب دعویٰ، فہرست گواہان منجانب مدعیہ، نقل شناختی کارڈ والد مدعیہ مسمی شہزادہ خان، بیان حلفی والد مدعیہ، نقل شناختی کارڈ شوہر مدعیہ مسمی عمر زیب، بیان حلفی شوہر مدعیہ، و مختیار نامہ منجانب مدعیہ بحق شوہر اش، اتھارٹی لیٹر منجانب مدعا علیہان بحق نمائندہ مسمی محمد ثار، و نقل شناختی کارڈ والد مدعیہ، نقل شناختی کارڈ مدعیہ پر موجود تاریخ ہائے تحریف شدہ ہیں۔ جبکہ اینڈکس، آرڈر شیٹ نمبر 4 و 5 و 6 و 7 (بلا

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18-03-2021

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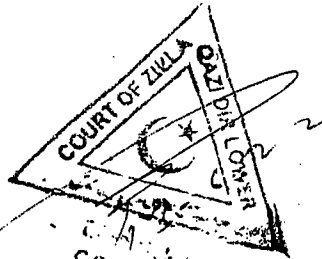
نمبر) 8 پر میرے دستخط ہائے کلیم جعلی و خود ساختہ و فرضی ثابت کئے گئے ہیں۔ اسی طرح فیصلہ و ڈگری و پرچہ ڈگری جاری شدہ بھی فرضی و جعلی و خود ساختہ ہے، جبکہ ان پر میرے دستخط ہائے بھی جعلی، خود ساختہ و فرضی طور پر ثبت کئے گئے ہیں۔ اسی طرح جواب دعویٰ منجانب مدعا علیہان کے عنوان و مضمون و اتھارٹی لیٹر منجانب مدعا علیہان جاری شدہ بحق نمائندہ محمد نثار کے عنوان میں بھی واضح تخریف موجود ہے۔ اسی طرح جواب دعویٰ کے ملاحظہ سے واضح ہوتا ہے کہ اسمیں بہت حد تک دیگر تخریف و قلم زنی کی گئی ہے۔ علاوہ ازیں آرڈر شیٹ نمبر 8 کی تاریخ 02-02-2021 و تفتیحات کی تاریخ 12-01-2021 بھی غلط و خود ساختہ ہیں۔

بعد از تفصیلی ملاحظگی مسل میں نے عدالت خود کے تمام اہلکاران کو برائے ابتدائی تحقیقات ریٹائرنگ روم میں طلب کیا۔ اور اس واقعہ بابت پوچھ گچھ کی۔ تمام اہلکاران عدالت جن میں ریڈر آمیر زادہ، شیونگر افر محمد غفور، کمپیوٹر اپریٹریاقت علی، محرر علی زمان شامل ہیں، نے مشترکہ طور بتایا کہ مذکورہ جعلی و فرضی کارروائی محرر عدالت محمود عالم نے خود تسلیم کی ہے۔ محرر محمود عالم کو طلب کیا تھا، تاہم وہ اس وقت کمرہ خود میں موجود نہ تھا، اور تا وقت اختتام عدالت حاضر نہ آیا۔ مابعد میں نے عدالتی امور نمٹائے اور ملاحظگی مسل و ابتدائی تحقیقات بارے جناب سینئر سول جج صاحب (ایڈمن) کو آگاہ کیا، آپ نے ہدایت کی کہ اس بارے تحریری مراسلہ جناب سیشن جج صاحب کو ارسال کروں۔ بعد از چھٹی میں گھر خود واقع جوڈیشل کالونی چلا گیا۔ بوقت عصر محرر محمود عالم بہر اہی نائب قاصد عدالت سول جج-1 مسی ضیاء الرحمان میرے گھر آئے۔ محرر محمود عالم نے میرے سامنے اپنے جرم کا اعتراف کیا، نیز خود کو ملامت کیا، اور معافی کا خواست گار ہوا۔ بوجہ گھر خود میں ہونے کے محرر محمود عالم کا بیان باضابطہ طور پر قلمبند نہ کر سکا۔ اگلی صبح مورخہ 12 فروری 2021 کو میں نے بعد از تفصیلی ملاحظگی مسل، ابتدائی تحقیقات و اعتراف جرم محرر محمود عالم، باضابطہ طور جناب ڈسٹرکٹ اینڈ سیشن جج صاحب تیمر گرہ کو بذریعہ تحریری شکایتی مراسلہ آگاہ کیا۔ جس کا ریفرنس نمبر 13/CJ-IV/TMG مورخہ 12/02/2021 ہے۔ جبکہ اسی دن میں نے ضابطہ فوجداری کی دفعات A-190 و 195 کے تحت جناب مجسٹریٹ-1 تیمر گرہ کو برخلاف محرر محمود عالم استغاثہ بھی ارسال کیا۔ مابعد مورخہ 15-02-2021 کو اصل مسل مقدمہ جناب سینئر سول جج (ایڈمن) کو برائے انکواری حوالہ کیا۔ بس یہی میرا بیان ہے۔

سن کر درست تسلیم کیا۔

(عیسیٰ خان آفریدی)

سینئر سول جج (ایڈمن) / انکواری آفیسر دیرپائین  
18-03-2021-





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3. Whereas during the course of inquiry it transpired that you resorted to the misconduct with the cooperation, collaboration and common intention of Mr. Zahid Ullah, Naib Qasid, District Record Room, (here in after referred to as co-accused official) therefore, on report of the learned Inquiry Officer, you and the co-accused official were suspended vide this office order No.555-58/D&SJ/Dir (L) dated 12.2. 2021 and office order No.861-63/D&SJ/Dir (L) dated 26.2.2021, respectively.

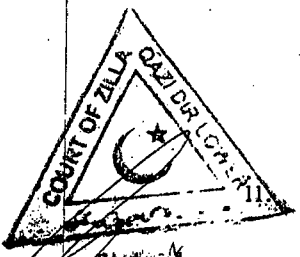
4. Whereas through his detailed report dated 20.4.2021, the learned Inquiry Officer has recommended disciplinary proceedings under the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, (the Rules) against you and the co-accused official.

5. Whereas the Inquiry Report reveals the following;

i. Firstly, that you acted in collaboration with the co-accused official Zahid Ullah, Naib Qasid, who impersonated himself as an advocate to one Umar Zaib, husband of the Farida Bibi in the Case. The said official entered into a transaction of obtaining decree for correction in her date of birth in her CNIC from 1.1.1990 to 01.01.1982. The transaction was made at a consideration of Rs. 20,000/-. The said official received Rs.6,000/- from Umar Zaib, Rs. 4,000/- from one Muhammad Riaz who paid the same on telephonic direction of the Umar Zaib and remaining Rs.10,000/- from the said Umar Zaib in presence of one Umar Daraz, his friend at time of delivery of the forged decree and judgment in the case, in a hotel.

Secondly, that you accused official, received the Case on 23.01.2021 from the Court of learned Senior Civil Judge (Judicial), through Nawab Zada, Junior Clerk of the said Court and made entry in register

دیر انڈسٹریل ایمرٹا  
سرکٹ اینڈ سیشن جج / ضلع قاضی  
(مستطاب منشی)



COPIES ATTESTED DATE

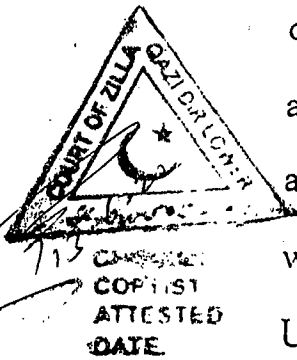
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of Civil cases as case No.189/1. However, you have made tampering in the date of receipt from 23.12.2020 to 29.12.2020, though the learned Senior Civil Judge (Judicial) was not on duty on 29.12.2020;

- iii. Thirdly, that you, the accused official, made entries in the daily diary register of the Court with your own handwriting on 6<sup>th</sup>, 11<sup>th</sup>, 18<sup>th</sup>, 22<sup>nd</sup> and 25<sup>th</sup> January, 2021 and 2<sup>nd</sup> February, 2021, without any authority and justification. Though no proceedings in the Case were conducted in the Court on the dates and the case was neither reflected in cause list nor in register of decided cases (فیصلہ بہی);
- iv. Fourthly, you in collaboration with the co-accused official, placed on the Case file authority letter of one Muhammad Nisar, representative of NADRA, after removing the same from another file and making tampering therein. Though the authority letter was not regarding the correction in date of birth rather in Form B (فارم ب). Moreover, neither representative of NADRA attended the court in the Case nor he submitted any authority letter in the Case;
- v. Fifthly, that both of you accused officials after removing written statement from another file placed the same on the Case file and made overwriting and distortion in the heading, name of the Court, title, paragraphs of the written statement;
- vi. Sixthly, that both of you officials taken off authority letter on behalf of the representative of defendants /NADRA and written statement from other cases and placed the same on the Case file after making forgery and tempering therein. Moreover, both of you prepared fake power of attorney on behalf of the plaintiff though she did not attend the court, written forged order sheets, issues and evidence of witnesses namely Umar Zaib, Shah Zada Khan without any authority. Furthermore, both

دیر لویٹر بمقام تیسر گروہ  
سرکسٹا اینڈ سیشن جج/ضلع قادیان  
(محمد شعیب)





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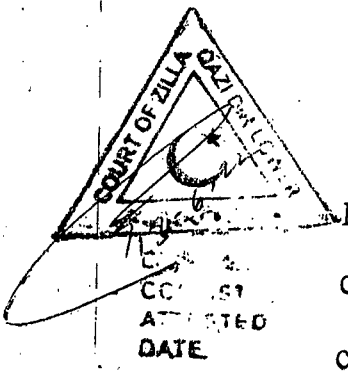
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of you imitated signatures of the learned Judge on the power of attorney, order sheets, issues and evidence;

- vii. Seventhly, that both of you accused officials prepared fake decree in the Case for correction of her date of birth, drafted ex parte judgment and drawn fake decree sheet, signed the same by imitating signatures of the learned Judge;
- viii. Eighthly, after preparation of the said fake and forged judgment and decree, co-accused official, applied for attested copies of the same and obtained attested copies from Muhammad Riaz, Incharge Copying Branch, disclosing himself to be relative of the plaintiff in the Case. After obtaining the same, the co-accused official delivered the same to Umar Zaib, husband of the plaintiff in presence of Umar Daraz his friend and received remaining part of the illegal consideration (i.e. Rs. 10,000/-);
- ix. Ninthly, that the Umar Zaib and Umar Daraz not only deposed regarding impersonation by the co-accused official but also regarding delivery of Rs. 20,000/- to him as illegal consideration. Moreover, both of them identified the said co-accused official in presence of Zubair Shah, Superintendent, Sufaid Muhammad, Computer Operator and Shah Hisar English Clerk, of this Court.
- x. Tenthly, that the learned Inquiry Office has placed on record volumes of your mobile phone Call Data Record (CDRs) relating to the period of the transactions. CDRs of Umar Zaib and Umar Daraz reveal frequent contact of co-accused official with Umar Zaib (husband of the plaintiff), Umar Daraz (his relative) and frequent inter se telephonic contacts of both of you accused officials during the said period, after commencement of the inquiry and during its proceedings. Abstract of

*[Handwritten signature]*

دیپٹی سیکریٹری  
محکمہ عدالت  
حیدرآباد





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Rules, 1987 and is conduct unbecoming of Government Servant and gentleman, thus you are guilty of gross misconduct and corruption.

8. The evidence and material available on inquiry file is sufficient to establish the allegations of gross misconduct, corruption and corrupt practices against you, the accused official, therefore, the undersigned being the competent authority deem it unnecessary to hold an inquiry against you under Rule 5 of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, therefore the same is dispense with.

9. You are directed to show cause as to why major penalty of dismissal from service should not be imposed against you in terms of section 4 (1)(b)(iv) and recovery of salary and benefits during the period as well as during period of inquiry in terms of section 4(1)(a)(iii) of the Rules, should not be imposed against you. Your reply should reach this office within Seven days of the receipt of this notice failing which, it shall be presumed that you have no defense to make and the charges shall be presumed to be proved against you. You are also required to attend in person for personal hearing while submitting your written reply on 31.5.2021.

(Muhammad Shoaib)

District & Sessions Judge/Zila Qazi,  
Dir Lower at Timergara.

محمد شویب  
ڈسٹرکٹ اینڈ سیشن جج  
ڈیر لوئر بنیام تیرگارا

No: 2060-62/D&SJ/Dir Lower

Dated, Timergara the \_\_\_/05/2021

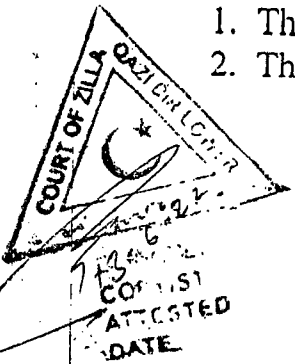
Copy for information to:

1. The Senior Civil Judge (Admin), Dir Lower.
2. The Civil Judge/Ilaqa Qazi-IV, Dir Lower.

District & Sessions Judge/Zila Qazi,  
Dir Lower at Timergara

(Muhammad Shoaib)

ڈسٹرکٹ اینڈ سیشن جج  
ڈیر لوئر بنیام تیرگارا



Reply

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Before the Honorable District & Session Judge/Ilaga Qazi Dir Lower at Timergara

Annex "E"

Parawise reply to the showcause under Rule 07 of Khyber Pakhtunkhwa Government Servant (E&D) Rules 2011. Dated 25-05-2021 No. 2060-62/D & SJ Dir Lower of the accused Official Mr. Mehmood Alam (Junior Clerk)

I, very humbly <sup>submit</sup> the following Parawise reply:

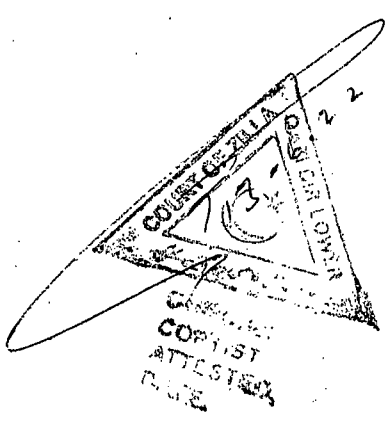
1. In response to the first Para of the Showcause Notice mentioned above, I categorically submit before your goodself that since the time of my appointment i.e. 03-02-2012 till date, I performed my duties with great zeal and enthusiasm and that is very clear according to my previously submitted ACRs as A1. During my service/career no complaint whatsoever has been booked against me and remained in different sections of Judicial Offices with the directions of my superiors. So I with utmost respect deny this allegation leveled against me and all these allegations are one sided and fabricated. I still respect Judiciary and Judicial Officers and cannot even think of doing such thing.
2. In response to the reply of second para of the said showcause notice, I would like to submit before your goodself that the facts finding inquiry was conducted without associating any impartial witnesses and providing me an opportunity of cross examination and defend the allegations levelled. Furthermore, this was the first inquiry carried out and to do the safe administration of justice, a second and third (full fledged) inquiry must be carried out before awarding the major penalty.
3. In response to the reply of this para, submission before your goodself is that I have no intention and no connection with this incident. Similarly, the examination in chief recorded dated 20-02-2021 by IW-8 (Umar Zeb S/O Bacha Zada) stated in his statement that he met with one Zahidullah who impersonated himself as an advocate, who actually was Naib Qasid in the district Record Room, albeit the said IW-8 never ever spoken a word about me in his whole examination in chief. Furthermore, I was not given a moment to cross examine the said IW-8. So my suspension dated 12-02-2021 Office order No. 555-58/D&SJ Dir (L) is against the law and facts available on record.
4. In response to the reply of Para 4, and connected para 5 from (i) & (xi), I deny the whole charges levelled against me and whatever stated in these paras regarding the case titled Farida Bibi Vs Chairman NADRA, has no nexus with me personally and why I would spoil my bright future for the sake of a small amount, which is mentioned in the showcause notice. Similarly, whatever stated in (xi) are against the facts. I ~~have~~ had never made any confession of my guilt but at the same time

COURT OF ZILLA  
COMPLAINT  
REGISTERED  
DATE

- if there is any misunderstanding created or brought before your good always be cured with respect and bow in before my superiors.
5. In response to the para 06, I urged for my safe administration of justice to give me an opportunity of cross examination on the IW's, which had recorded there one sided statements. I have handsome salary and deny the allegations obtaining undue financial gains as professional fee through impersonation. During the course of m service I performed my official duties to the best of my abilities.
  6. In response to para 07, it is stated that I'm not guilty of any misconduct or has been involved in any type of corruption.
  7. In response to para 08, it is stated that your goodself may kindly provide me an opportunity of defending myself in the inquiry proceedings or to conduct second inquiry to dig out the real facts as the allegations of gross misconduct, corruption and corrupt practices has to be established after recording pro and contra evidences and after conducting second and third inquiry.
  8. In response to para 09 of this showcause notice, the major penalty of dismissal can be imposed after recording the pro and contra evidence and conducting a full fledged inquiry, while I have in all respect am not aware of this case and all this episode designed against me to kick me out of my services. According to the judgment of Honorable Supreme Court of Pakistan, recovery can only be made when a candidate submit forged documents for appointment and his case is proved in the trail court and later on dismissed by Supreme Court of Pakistan, only in that situation recovery can be made for the period for which that civil servant has performed the duties.

So I request your Excellency to exonerate me of all the charges levelled against me in this showcause notice and to hear me properly in my personal hearing dated 31-05-2021.

Yours Obediently,  
**Mehmood Alam, Junior Clerk**  
District Courts Dir Lower



(67)

بعدالت جناب ڈسٹرکٹ اینڈ سیشن جج صاحب انچارج محافظ خانہ

ضلع ویرپائین بمقام نیمرگرہ Annex F

حکومت نام محمد خالد  
انکوائری

درخواست بمراء عطا یگی مصدقہ نقولات  
محمد خالد  
بمقدمہ عنوان بالا

- جناب عالی! سائل حسب ذیل عرض رساں ہے۔
- ۱۔ یہ کہ مقدمہ عنوان بالا عدالت حضور ڈسٹرکٹ اینڈ سیشن جج میں زیر سماعت ہو کر مورخہ ۱۹.6.2021 کو فیصلہ ہوا۔
  - ۲۔ یہ کہ سائل مقدمہ عنوان بالا داخل محافظ خانہ ہے۔
  - ۳۔ یہ کہ من سائل مقدمہ ہذا عدالت عالیہ میں حصول انصاف کی خاطر زیر سماعت رکھنا چاہتا ہے۔ جس کیلئے مصدقہ نقولات کی اشد ضرور ہے۔
  - ۴۔ یہ کہ مصدقہ نقولات کی عطا یگی میں کوئی قانونی آمر مانع نہ ہے۔

لہذا آنجناب سے استدعا ہے کہ منظور کی درخواست ہذا بمقدمہ عنوان بالا میں متذکرہ بالا مصدقہ نقولات حسب ضابطہ دئے جانے کے احکامات صادر فرمائیں۔ تاکہ انصاف کے تقاضے پورے ہوں۔

اعراض: محمد خالد

مورخہ: 22.6.2021

0342 9644161

15302.9890442.5

Allowed as per rule  
22-6-21  
Superintendent  
Attested to be  
true copy to  
Sufyan Khan Advocate  
Peshawar High Court  
0311-9108999

محترم عالم ساج حکومت

خبرایک

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مقدم / عدالت مذکورہ میں درج ذیلہ تاحال ~~موجود~~ نہیں ہے۔  
اور نہ ہی عدالت نے اس کو حوالہ دیا ہے۔ لہذا اس پر

~~\_\_\_\_\_~~  
19/07/2021

شہرہ درج ذیلہ عدالت کے  
\_\_\_\_\_

فقدہ مقدمہ تاحال وصول نہیں ہوا ہے۔ لہذا عدالت کے بعد اس پر 23.7.2021 کو عدالت کے

19.7.2021

عدالت نے تاحال وصول نہیں کیا۔ لہذا عدالت کے بعد اس پر 17/8/2021

23/7/2021

فقدہ مقدمہ تاحال وصول نہیں ہوا ہے۔ لہذا عدالت کے بعد اس پر 17/8/2021

17/8/2021

فقدہ مقدمہ تاحال عدالت کے پاس نہیں آیا ہے۔ لہذا عدالت کے بعد اس پر 23.8.2021 کو

23.8.2021

عدالت کے

فقدہ مقدمہ تاحال وصول نہیں ہوا ہے۔ لہذا عدالت کے بعد اس پر 23.8.2021

23.8.2021

فقدہ مقدمہ تاحال وصول نہیں ہوا ہے۔ لہذا عدالت کے بعد اس پر 27.8.2021

27.8.2021

فقدہ مقدمہ تاحال وصول نہیں ہوا ہے۔ لہذا عدالت کے بعد اس پر 30.8.2021

30.8.2021

فقدہ مقدمہ تاحال وصول نہیں ہوا ہے۔ لہذا عدالت کے بعد اس پر 07.9.2021

07.9.2021

فقدہ مقدمہ تاحال وصول نہیں ہوا ہے۔ لہذا عدالت کے بعد اس پر 15.9.2021

15.9.2021

22/9/2021

فقدہ مقدمہ تاحال وصول نہیں ہوا ہے۔ لہذا عدالت کے بعد اس پر 23.8.2021

30-9-2021

Attested to be true  
Shaban Khan Advocate  
Peshawar  
(0311-9110839)

فقدہ مقدمہ تاحال وصول نہیں ہوا ہے۔ لہذا عدالت کے بعد اس پر 27.10.2021

27.10.2021

محمد عالم (بیمہ وصولی)

عقدہ رقم ہذا تا حال وصول نہیں ہوایک۔ لہذا ایک ہیقتہ بعد وصولی کر کے

۱۲

06.11.2021

69

عقدہ رقم ان کا وصول نہ ہو سکا۔ لہذا دو دن بعد وصولی کر کے

17/11/2021

عقدہ رقم ہذا تا حال وصول نہیں ہوایک۔ لہذا ایک ہیقتہ بعد وصولی کر کے

۱۲

22.11.2021

عقدہ رقم ہذا تا حال وصول نہیں ہوایک۔ لہذا ایک ہیقتہ بعد وصولی کر کے

۱۲

عقدہ رقم اتنا حاصل ہو سکا ہے۔ لہذا دو دن بعد وصولی کر کے

24.11.2021

۱۲

15/12/2021

Attested to be true copy

Safyan Khan Advocate Peshawar High Court 0311-9108994

عقدہ رقم ہذا تا حال وصول نہیں ہوایک۔ لہذا ایک ہیقتہ بعد وصولی کر کے

23/12/21 سے موسم سرما کی قیٹیاں ہیں لہذا اس لئے

صرف 22/12 کو وصولی کر کے

22.12.21

عقدہ رقم ہذا تا حال حیرت انگیز طور پر وصول نہیں ہوایک۔ لہذا

ایک ہیقتہ بعد وصولی کر کے

15.1.22

عقدہ رقم ان کا وصول نہ ہو سکا۔ لہذا دو دن بعد وصولی کر کے

27.1.2022

عقدہ رقم ہذا تا حال وصول نہیں ہو سکا۔ لہذا ایک ہیقتہ بعد وصولی کر کے

۱۲

عقدہ رقم ہذا تا حال حیرت انگیز طور پر وصول نہیں ہو سکا۔ لہذا

04-3-22

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11.3.22

عقدہ رقم ہذا تا حال حیرت انگیز طور پر وصول نہیں ہو سکا۔ لہذا ایک ہیقتہ بعد وصولی کر کے

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Annex 9

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Inquiry Report

Accused official Mehmood Alam, Junior Clerk absent. Accused official Zahid Ullah Naib Qasid present. Record has been perused.

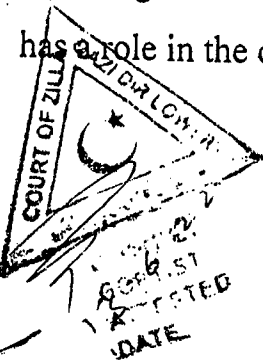
Background

2. Mr. Junaid Alam, learned Civil Judge/Ilaqa Qazi-IV, Timergara submitted written report/complaint on 12.2.2021, against Mehmood Alam, Junior Clerk/Moharrar of his Court. The brief allegations in the complaint were as under;

- a) That the accused official made several false and fake signatures of the learned Judicial Officer in a forged Civil Case registered as 189/1 instituted on 23.12.2020 with title as "Mst: Farida Bibi vs NADRA".
- b) The said official has issued a forged/fabricated court decree in the above forged case.
- c) The official has dishonestly and fraudulently removed, created and tampered with record of the court in connection with the said case.
- d) The accused official has given illegal benefits to the plaintiff of the case.
- e) The act of the official has brought disrespect and hatred of the public to the court proceedings, presiding officer and the judiciary at large due to his corrupt and fraudulent practices.

3. The official was immediately suspended on 13.2.2021 and Mr. Essa Khan Afridi, learned Senior Civil Judge (Admn)/Aala Ilaqa Qazi, Dir Lower, was directed to conduct comprehensive fact finding inquiry in the matter through office order dated 13.02.2021.

4. The learned inquiry officer submitted written intimation on 26.2.2021, reporting that Zahid Ullah, Naib Qasid, posted in the District Record Room, has a role in the corrupt practices. The official was suspended as well.



5. The learned Senior Civil Judge/Inquiry Officer submitted comprehensive Inquiry report on 22.4.2021.

Proceedings

6. The accused official were with issued show cause notices on 25.5.2021 (The show cause notices are placed on the inquiry file, these may be read as part of this order). The officials submitted written replies to the notices on 31.5.2021. They were personally heard on 06.8.2021. Their personal hearing was held in separate sessions and they were heard individually. A resume of their personal hearings was reduced in writing and is part of the record.

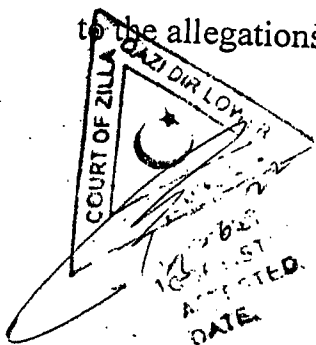
7. The learned Inquiry Officer recommended that proceedings against the accused officials may be initiated in the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011(the Rules). Sufficient material was available on inquiry files, therefore, show cause notices were issued to them under rule 5 of the Rules, dispensing with the inquiry against the officials.

8. In replies to the show cause notices both the official contended their innocence and denied all the allegations against them. They requested that they may be exonerated from the allegations leveled against them.

Findings

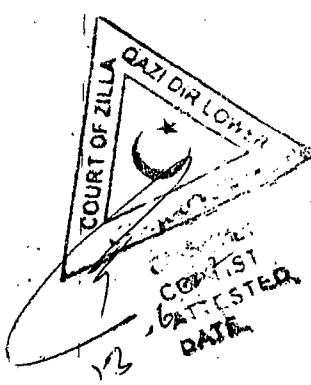
9. After perusal of the complaint, record of the inquiry, inquiry report and the evidence brought on the record during the inquiry, personal hearing of the officials, undersigned is of the view that the allegations contained in the complaint of the learned Civil Judge-IV and formally laid before the accused officials in the form of show cause notices constitute the points for determination for these proceedings against each of the accused officials.

10. Findings regarding role of Mehmood Alam, Junior Clerk with reference to the allegations are as under:



- a) Firstly, statement of Sajid Nawaz, reader (IW-1) indicates that the case titled as "Mst: Farida vs Chairman NADRA" was presented in the court of learned Senior Civil Judge (Judicial) on 23.01.2021. It was entrusted to the Court of learned Civil Judge-IV. The official has stated that, on 29.12.2020, he was on winter vacations. Order sheet No.1 of the suit indicates date of institution in the court of learned Senior Civil Judge as 29.12.2020. Record of this office reveals that learned Senior Civil Judge (Judicial) was on winter vacations on 29.12.2020. The witness stated that apparently the date of institution was tampered with. Perusal of the date of institution in the record of the suit reveals tampering in order sheet No.1.
- b) Secondly, statement of Nawab Zada, junior clerk, court of Senior Civil Judge (IW-2), reveals that the suit was dispatched through dispatch No.55 on 23.12.2021. It was handed over to Ali Zaman, junior clerk of the court of learned Civil Judge-IV, who has signed the dispatch register EX IW-2/1, as token of receipt.
- c) Thirdly, Ali Zaman, junior clerk (IW-3), deposed that the suit was registered in Register No.1 (Register of Civil Suit) at S. No. 189/1 of year 2021. Its date of institution in the Register (EX IW-3/1) has been reflected as 29.12.2021. Entries in this regard were made by Mehmood Alam, junior clerk. This indicates that after tampering with the order sheets No. 1 and 2 of the suit, the accused official made entries in Register No.1 in line with tampering, however, he could not resist the natural inclination to write year as 2021.
- d) Fourthly, Register No.9 (Daily Diary Register) is maintained by Reader of court. Amir Zada, Reader of the court of the learned Civil Judge-IV (IW-4) produced Daily Diary Register as EX IW-4/1 to EX IW-4/6. He deposed that entries in the back dates regarding in the case as well as in succeeding dates have been made in his register. The case has been reflected as fixed for hearing on 06.1.2021, 11.1.2021, 18.1.2021, 22.1.2021, 25.1.2021 and 02.2.2021. He categorically stated that all the entries were made in the hand writing of Mehmood Alam and these were not been made

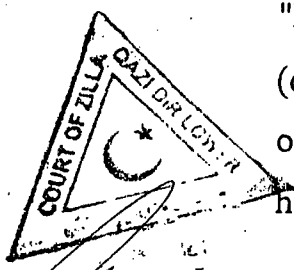
*Q. Sajid*



by him (Amir Zadar, Reader). This indicates that after tampering with the dates in the first order sheet and succeeding order sheets, the accused official tampered not only with the dates in record of the case but also made fake entries in back date (from 23.1.2021) in order to reflect proceedings in natural course of events. One of the object of tampering with date of institution reflects this and wrong entry in Register No.1 by the accused official followed by fake entries in Register 9 in the same day in his own hand writing establishes the allegations against the official to this extent. Statement of the Reader (IW-4) also reveals that the cause list maintained by the Reader and Register of decided cases does not reflect case entries regarding the case.

*Q. Zadar*

- e) Fourthly, statement of Muhammad Nisar representative of NADRA /Defendants reflected in the suit has also made shocking revelation these are;
  - (a) The authority letter placed on the case file attributed to him reveals tampered in titled to the suit as well as in the date. He has stated that it appears that it has been taken from some other file and has been placed on file of the suit.
  - (b) The written statement does not relate to this case. Rather it was relating to Form "Bay"/CRC while the present case was regarding change in the date of birth and CRC was not required in this case. Moreover date of birth in the written statement has been changed/tampered with. The date in the written statement has been tampered with. Title of the case in the written statement has also been tampered with.
  - (c) No record of NADRA has been annexed, though in every case NADRA submits its record. The Written statement relates to the Form "Bay" of two children while the suit is regarding an aged/young lady.
  - (d) That neither his statement recorded in the suit nor any signature on the statement has been obtained. This reveals that multiple tampering have been made not only in authority letter but in the written statement



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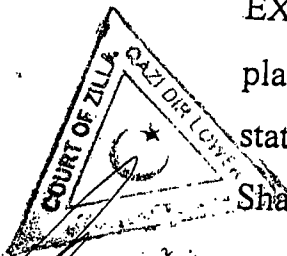
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which have taken up from another file and have been imported to this file.

f) Fifthly, the statement of Mehmood Alam, Junior Clerk (IW-7) was also recorded during inquiry. He has stated that another civil suit titled as "Ibrar Shah vs D.C" was registered by him in Register of Civil Suit at S.No.1 88/1 on 29.12.2020 while civil suit Ni.189/1 (the case file under inquiry) was also registered by him in Register No.1 on 29.12.2021. He has stated that the first order sheet in civil suit 88/1 was written by the learned Civil Judge-IV while the first order sheet in civil suit 189/1 was written by the learned Senior Civil Judge (Judicial). This indicates that he has made back date entries in Register No.1. He has also stated that he normally made entries in Register of civil suit and there is every likelihood that the official has left space blank in the Register No.1 for making the entries in back date.

g) Sixthly, Mr. Muhammad Junaid Alam, the learned Civil Judge/Ilaqa Qazi-IV has recorded his detailed statement as IW-18 before the learned Inquiry Officer. His statement reveals the following.

(i) On 10.2.2021 he was presented the case file titled "Farida VS NADRA" for signatures of index and attestation of decree sheet. He suspected the same taken the file in custody and informed his Senior Civil Judge. On the next day he examined and reached to the conclusion that in order sheet No.1,2,3 and 7 (EX IW-18/2) reveals tampering in the dates and his fake signatures. Order sheet No.8 EX IW-18/3 , judgment and decree EX IW-18/4 , order sheets 4,5,6 and 7 reveals that this have been impressed with his fake signatures. The order sheet , judgment and decree were fake documents. These were not prepared and signed by him. The plaint EC IW-18/5 written statement EX IW-18/6, Issues EX IW-18/7 list of witnesses EX IW-18/8, CNIC of the father of plaintiff EX PW-18/9, his affidavit EX IW-18/10, CNIC of husband of the plaintiff EX IW-18/11, affidavit of husband of plaintiff EX IW-18/2 , statements of Umar Zaib Bacha (PW-1) EX IW-18/3, statement of Shahzad Khan (PW-2) EX IW-18/14 and repeated statement of Umar.



*[Handwritten signature]*

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Zaib as IPW-3, EX IW-18/5, power of authority EX IW-18/16, authority letter on behalf of respondents EX IW-18/17 , CNIC of the plaintiff EX IW-18/19, notice purportedly issued on respondents EX IW-18/20. All of these reveals tampered in the documents and these bore fake signature of the learned judge. Thus from order sheet No.1 end of the proceedings in the suit all are result of the tampering and these were created to benefit plaintiff of the suit and ensure issuance of a fake decree in favour of the plaintiff.

(ii) The learned Judicial officer has stated that on his inquiry of the official of the court informed that Mehmood Alam Moharrar has admitted the same.

(iii) On the same day i.e 11.2.2021 Mehmood Alam Moharrar visited the learned Judicial Officer at his residence, he has confessed his guilt, condemned himself and sought apology. since learned Judicial Officer at residence , he could not record his statement.

*M. Farida*

11. The above discussion and evidence reveals that accused official tampered with the order sheet from the date of receipt of the suit , made fake entries in register No.1, Register of Daily Diary (Register No.9) tampered with the whole record , created fake order sheet , forged decree, imported authority letter and written statement from other cases and tampered with the same and has done all that was required to prepare a fake , forged , fabricated judgment and decree in favour of the plaintiff Mst: Farida. The next part of our discussion would reveal as to why the official did the same and what was the role of the co- accused official.

12. The findings regarding Zahid Ullah Naib Qasid are as under;

(a) Firstly, Umar Zaib Bacha (IW-8/IW-14) is husband of Mst. Farida Bibi, plaintiff in the case. The accused official Zahid Ullah, has in his personal hearing admitted that he has got no ill-will with the said Umar Zaib. He has deposed before the learned inquiry officer, that the accused official has;

- (i). Disclosed himself as an advocate;
- (ii). Promised to institute suit for correction of date of birth of his wife at professional fee of Rs.20,000/-;

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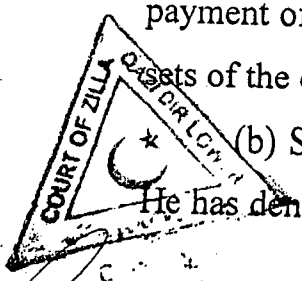
- (iii). On the next day of their meeting, he has delivered him, Rs.6,000/- with copy of his CNIC and CNIC of his wife, brother and his father in law;
- (iv). the accused official has given him his contact number, that is, 0344-97877715 for remaining in contact with him.
- (v). On instructions of the witness, Rs.4,000/- was paid by owner of M/S Zahid Chemicals to the accused official. He remained regularly in contact with the accused official;
- (vi). The accused official after a month informed him on his cell number 0307-8530181, that his documents are ready and asked him to bring his remaining professional fee. He also informed him that he could take his documents;
- (vii). On the next day he met with the accused official in a hotel, taken tea with him and made remaining payment of Rs.10,000/- in presence of one Umar Daraz (IW-15);
- (viii). The accused official delivered him two sets of attested copies, wrote his cell number on overleaf one of the documents and asked him to take the documents to NADRA for the needful. The witness produced the documents as EX IW-8/1 to EX IW-8/10 and endorsement made by the accused official as EX IW-8/11.

*Umar Daraz*

12. Umar Zaib Bacha has also recorded his additional statement on 27.2.2021. During his statement the accused official was summoned who was identified by the witness in presence of Zubair Shah Superintendent, Sufaid Muhammad Khan Computer Operator and Shah Hisar English Clerk. After identification he also endorsed that the accused official remained engaged with him during the transaction.

13. The accused official was also identified by Umar Daraz (IW-15). Umar Daraz (IW-15) has supported Umar Zaib (IW-8/IW-14). He has deposed that his friend Umar Zaib, asked him to accompany him for payment of fee to the lawyer and receipt of documents. He accompanied him and in his presence the payment of Rs.10,000/- was made to the accused official who handed over two sets of the documents to Umar Zaib.

(b) Secondly, statement of the accused official was recorded as IW-11. He has denied any contact with the plaintiff, her husband or witness and stated



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that he did not know them. He stated that almost 20 days ago he received calls from phone number 0303-2929450 and of phone number starting from 0307. The callers asked about consignment of a case but he does not remember titled of the case. Thus the accused official expressed his ignorance about any transaction or any contact with husband of the plaintiff. He denied allegations.

(c) Thirdly, Muhammad Riaz, Incharge Copying Brach (IW-13) deposed that the accused official was serving as Naib Qasid in Sessions Record Room, delivered him an application (in hand writing of the accused official EX IW-13/I), for attested copies, duly allowed, with two copies of documents including judgment and decree for attestation and original case file (fabricated case file in question). He asked accused official to affix tickets. He affixed the same. The accused official informed him that Umar Zaib was his closed relative, therefore, he issued copies in the name of Umar Zaib and delivered the same to the accused official after attestation.

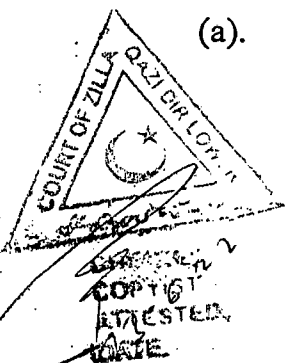
(d) Fourthly, Muhammad Riaz (IW-16), owner of the Raiz Chemical, has deposed that on request of Umar Zaib he asked his brother Hidayat Khan (IW-17) to hand over Rs. 4,000/- to the accused official. Hidayat Khan (IW-17) endorsed payment, however, he expressed his inability to identify the accused official, since they are dealing with huge number of customers on daily.

(e) Fifthly, the accused official during his personal hearing stated that he remained in contact with Umar Zaib who asked him about consignment of the case in the record room, however, he has denied receipt of any amount from him. Thus, he has admitted contacts with husband of the plaintiff in the case, as opposed to his first statement before the learned inquiry officer.

(f) Sixthly, the learned Inquiry Officer has placed on record the bulk of CDR, which indicate frequent contacts of the accused official with Umar Daraz and Umar Zaib, before and during the inquiry.

This evidence leads us to the following conclusion;

- (a). Neither Umar Zaib (IW-8/IW-14) husband of the plaintiff in the forged case nor Umar Daraz, witness (IW-15) have got any ill-will towards the accused official. There exists no reason with them for deposing falsely



*D. Farooq*



against him and leveling allegations of impersonation as lawyer and receipt of professional fees;

- (b). The accused official has impersonated himself as an advocate, entered into transaction with Umar Zaib for procuring him decree for correction of date of birth of his wife;
- (c). The accused official received Rs.20,000/- as professional fee in consideration of his above illegal services;
- (d). The accused official was duly identified not only by the Umar Zaib but also by the Umar Daraz, witnesses.
- (e). The Incharge Copying Branch has also deposed that the accused official not only produced the application for obtaining attested copies in his hand writing, but also the record of the case. He also received attested copies from him. This read with statements of Umar Zaib and Umar Daraz, witnesses, establishes that the accused official delivered the documents to Umar Zaib, husband of the plaintiff in the case in question;
- (f). The attested copies were obtained delivered by the accused official with endorsement in his handwriting to Umar Zaib in presence of Umar Daraz, witness;
- (g). The plethora of CDRs speaks volumes of contacts of the accused official with Umar Zaib before inquiry and during inquiry. In his statement, before inquiry officer, he expressed ignorance of any contact with Umar Zaib rather he stated that he did not know him. However, during his personal hearing he stated that Umar Zaib, was in contact with him and he would asked about consignment of the said case to the record room. This indicates contradictory stances. This is also an admission on the part of accused official because on one hand he does not remembers any contact with the Umar Zaib and on the other he admits contacts with him:
13. The above discussion leads us to the conclusions that both the officials were working together in connivance with each other. The accused official Zahid Ullah, was working as front man for the accused official Mehmood Alam. The accused official Zahid Ullah Naib Qasid, would fish innocent litigants, impersonate as a lawyer and the accused official Mehmood Alam



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would handle rest of documentary arrangements for creation of fake and fabricated decrees and judgments. Thus, both the officials worked in collaboration, accused official Zahidullah, Naib Qasid, impersonated himself as an advocate, entered into transaction of obtaining decree for correction in date of birth of one Mst: Farida with her husband. Obtained Rs.20,000/- as consideration. The accused official Mehmood Alam, facilitated him by fabricating court record, tempering with court record, creation of fake record, fake evidence, fake judgment and decree and impressing signatures of learned Civil Judge-IV on the same. The accused official Zahidullah, obtained attested copies of the same and delivered the same to Umer Zeb, husband of the plaintiff, in the case in question. The CDR also establishes connection of the accused official with the said Umer Zeb. Thus there is sufficient evidence on the file to establish allegations of impersonation, forgery, bribery, corruption, corrupt practices, fabricating false evidence, preparation and issuance of false decree, obtaining illegally the undue financial gain of Rs.20,000/- by the above illegal acts and by compromising their official duties.

*Dr. Shoaib*

14. Reportedly four more such cases have fabricated been by the accused official Mehmood Alam Junior Clerk.

15. This discussion establishes the allegation contained in the Show Cause notice against both the accused officials. The undersigned is satisfied that both the accused officials are guilty of misconduct and corruption within the meaning of rule 3 (a) and (b) of the Khyber Pakhtunkhawa Government Servants (Efficiency and Discipline) Rules, 2011. This has brought stigma and bad name to the judicial institution and their conduct <sup>is</sup> prejudicial to good order and service discipline. Therefore, both the accused officials are dismissed from service with immediate effect, by imposing major penalty under rule 4(b)(iv) of the Rules. Office is directed to issue formal orders. This file be consigned to the record room.

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Announced  
19.06.2021  
ATTESTED  
DATE

e.No: 2365  
 Date of Application 13-6-22  
 Court Fee: 01  
 Stamping Fee: 01  
 Total Fee: 30/-  
 Date of Preparation 13-6-22  
 Date of Delivery 11  
 Signature [Signature]

*Dr. Shoaib*  
 (Muhammad Shoaib)  
 District & Sessions Judge,  
 Dir Lower  
 Comptent Authority  
*Dr. Shoaib*

To

Eminent,  
Registrar,  
Peshawar High Court,  
Peshawar.

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Subject:

**APPEAL AGAINST THE IMPUGNED ORDER PASSED BY HONORABLE DISTRICT & SESSION JUDGE, LOWER DIR, DATED: 19.06.2021, WHEREIN THE SERVICES OF THE APPELLANT BEING JUNIOR CLERK OF THE LEARNED FAMILY COURT/ DISTRICT QAAZI LOWER DIR AT TIMERGARA, COMPRISING OF ALMOST 10 OR MORE YEARS, WAS ORDERED TO DISMISSED.**

**PRAYER IN APPEAL:**

By considering the quite innocence of the appellant in the below detailed illegalities and irregularities, this Honorable Appellate forum may very graciously please be set aside the above order of Honorable District & Session Judge Dir Lower Dated: 19.06.2021, and in consequential relief, the services of the appellant being Junior Clerk of the Learned Court below may also please be restored as reinstated.

**BRIEF BUT SHARP & PRECISE FACTS OF THE MATTER:**

1. Appellant was proud to be the part of lower judiciary since his initial appointment dated: 03.02.2012 and from commencement of the service till its illogical ending, it is admitted fact that appellant was remained excellent with unblemished character of his service men, as no complaint whatsoever specially of the alleged leveled nature, was earlier been filed on either behalf of any individual party or any official so this unblemished character of the appellant is required to consider while pronouncing any judgment on appeal in hand.
2. That all of sudden the Show Cause notice under rule 7 of the Khyber Pakhtunkhwa servants (efficiency & discipline) rules 2011 was served to the appellant by the worthy office

Attested to be true copy  
Sufyan Khan Advocate  
Peshawar High Court  
0311-9108994

of District & Session Judge, Dir Lower at Timergara wherein certain allegations of **BOGUS & FAKE SIGNATURES OF THE LEARNED CIVIL JUDGE IN CASE TITLED "MST. FAREEDA BIBI...VS...NADRA"**, WAS COMMITTED, WHICH SHOW CAUSE WAS DULY REPLIED BY THE APPELLANT. (COPY OF THE SHOW CAUSE AND REPLY THEREWITH IS ANNEXED)

3. That thereafter the inquiry was also conducted and the statements of all the concerns were recorded and the learned District & Session Judge lastly concluded the matter by pronouncing the impugned order dated: 19.06.2021, whereby the services of the appellant was ordered to dismissed. (COPIES OF THE INQUIRY REPORT ALONGWITH THE STATEMENTS OF ALL CONCERNS INCLUDING STATEMENT OF APPELLANT ALONGWITH THE IMPUGNED ORDER PASSED BY LEARNED DISTRICT & SESSION JUDGE, LOWER DIR AT TIMERGARA DATED: 19.06.2021, ARE ANNEXED IN SERIATED FORM RESPECTIVELY).
4. That aggrieved with the impugned findings of learned District & Session Judge, Lower Dir at Timergara dated: 19.06.2021, appellant beg to file instant appeal against the above order while seriously aggrieved, inter alia on the following ground amongst other;

#### GROUND S:

- A. The whole case is circulated as lead, in the statement of the learned Civil Judge-IV, Timergara Dir Payan, who is an alleged complainant of the case actually, recorded his comprehensive statements being IW18 and his statement is duly available in the case file, which astonished the whole background and base of the case, wherein it was surprisingly endorsed that the appellant has admitted his guilt and came to the house of the learned complainant/Civil Judge and sought pardon thereof, however in this respect no admittance whatsoever is made

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Sufyan Khan Advocate  
Peshawar High Court  
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on the part of the appellant and no such like happened is ever been played so the whole story duly narrated by the Learned Civil Judge-IV, Timergara Dir Payan is self-fabricated, concocted, fictitious, planted having no footing at all and it is very safely to state that this act of the learned Civil Judge is nothing but the result of gross discrimination and exploitation of individual rights of appellant and it is often and usually established through certain precedents that on such like matter the statement of any complainant is not conclusive at all.

B. On another hand if the other consistent statements of other officials of Honorable Civil Courts, Timergara Lower Dir may also please be taken into thorough consideration, it will ultimately revealed that no nexus whatsoever is established to connect the appellant for the commission of the offence and the co-accused, who is also facing such impeachment, in its own statement disclosed that he has not also committed any irregularity or illegality which liable to be punished, as he taken the charge of his official status few days back so the foundation of the case laid down completely upon the appellant as well as co-accused is also not reckoned by circumstantial evidence.

C. That appellant was impeached in a compulsive manner, it was thus no extension of any cross examinations extended to the appellant to analyze the recorded statements of the stake holders, hence on this score alone the finding of the inquiry committee and conclusion thereof reached to unjustifiable.

D. That it is required to consider at this stage that the allegation so leveled against the appellant, <sup>it self needed</sup> it self-needed ~~mere~~ <sup>mere</sup> ~~impleadment~~ <sup>impleadment</sup> of more employees but it is to say that

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Peshawar High Court  
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the inquiry was only conducted against the appellant as well as co-accused which prima facie established the case of the complainant false and incorrect.

E. Any other ground which is not agitated right at the movement, will be raised at the time of the presentation of argument before your exclusive authority.

It is therefore, most humbly prayed that in the light of the above, the impugned order passed by learned District & Session Judge, Dir Lower dated: 19.06.2021 may graciously please be set aside and consequentially, the services of the appellant may graciously please be restored as reinstated.

Appellant

  
MEHMOOD ALAM  
(Junior Clerk)  
Civil Court,  
Timergara.

Dated: 26.04.2022

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