

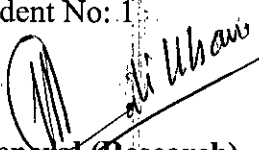
7. **Relates to Respondent No: 3.** Correct to the extent of order dated 1-8-2016.
8. **Relates to Respondent No: 3.** However Appellant being employee of the replying respondent was rightly repatriated by Respondent No- 3.
9. **Relates to Respondent No: 3**
10. **Relates to Respondent No: 3.** However Appellant despite notice did not submit arrival and remained willful absent.
11. **Relates to Respondent No: 3.** However there is no ambiguity in the repatriation and relieving order.
12. Incorrect. The appellant was convicted by the Accountability Court Peshawar and sentenced to undergo a sentence of 07 years (R.I) with a fine of Rs:5,00,000/- failing which, he shall further undergo a sentence of six months and therefore being convicted by the court he finally terminated by the parent department. The Sentence was challenged in the Peshawar High Court Peshawar through an appeal which is partially allowed and the impugned conviction is altered to Section 511 PPC and consequently, the appellant/convict is found guilty u/s 511 PPC, who is sentenced to one already undergone **(See Annexures: Page 29-38 and 39-53).**
13. As per Para-12.
14. Detail reply has been given in para-12. However the appellant was not acquitted from the charges but his conviction was modified. Hence being involved in offence of moral turpitude and corruption, the appellant was dismissed vide impugned order U/R 8 of E&D Rules 2011.
15. Pertains to record.
16. As per Para-14..
17. Pertains to record.
18. Pertains to record. However this second representation under the Law, hence the instant appeal is badly time barred.

GROUNDS

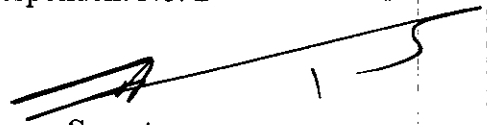
- a. As replied in above Paras 1, 2 and 12.
- b. Incorrect. There is no malafide on the part of Respondents.
- c. Incorrect. As per Para " b ".
- d. Incorrect. As the appellant's was repatriated and relieved from Transport Department to his parent Department of Livestock & Dairy Development Department (Research Wing) but he did not join the parent department till his termination and declined the notice of parent department and stated that he is the employee of the borrowing department rather than of the parent department even after repatriation (**Annexures-Page: 59-61**).
- e. Incorrect. Detail reply has been given above.
- f. The appellant was served with several notices through Registered letters as well as through leading News Papers to report for duty but instead he declined the orders of the DG (Research) of the parent Department by stating that he is the employee of the Transport Department (Borrowing Department) who has already repatriated the appellant (**Annexures-Page: 62-68**).

It is therefore humbly prayed that as the Appellant was convicted by the court of law and remained willfully absent from official duty, therefore the appeal being devoid of merit may be dismissed.

Respondent No: 1

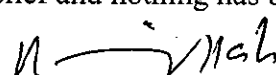

Director General (Research)
Livestock & Dairy Development
Department Khyber Pakhtunkhwa

Respondent No: 2


Secretary
Agriculture, Livestock and
Cooperative Department
Government of Khyber Pakhtunkhwa

Verification:

It is hereby solemnly affirmed declare on oath that the contents of the instant reply are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Tribunal.


Dr. Hamid Ullah Khan
Departmental Representative
Livestock & Dairy Development Department
(Research Wing) Khyber Pakhtunkhwa, Peshawar

DIRECTORATE OF
LIVESTOCK RESEARCH AND DEVELOPMENT
NWFP, PESHAWAR

ORDER

On the recommendation of Departmental Selection and Promotion Committee, **Mr. Samiullah Khan Durrani S/O Mr. Amanullah Khan Durrani** is hereby appointed with effect from 15.02.2006 against the vacant post of Computer-Cum-Office Assistant BPS-11 Viz (Rs.2980-200-8980) under the Project "Research and Development on Fodder and Forages in NWFP" at Livestock Research and Development Station, Surezai under contract policy of the Govt. circular vide letter No.FD(SOS)-(II)12-1/2002, dated 26.10.2002, for a period of one years which is extendable for another two years subject to his good performance on the following terms and conditions:

1. The appointment contract will be for an initial period of one year and he will not claim any right for regular appointment/ service in Directorate of Livestock Research & Development NWFP Peshawar any other wing of Livestock & Dairy Development Department.
2. The contract shall stand automatically terminated on the expiry of the initial period. In case of requirement of the job fresh contract would be executed.
3. He will be placed in minimum of BPS-11 of basic pay scale of the Government employees under the contract policy.
4. He will be entitled for all such allowances and benefits which are admissible under the contract policy of the Government during the period.
5. Either party can terminate the contract on 15 days notice or 15 days salary will be forfeited.
6. He will be governed by all Rules & Regulations applicable to the Government employees of the same category such as leave, training etc.
7. He will not contribute G.P.Fund and will not be entitled for pension and gratuity benefits.
8. He will produce medical fitness certificate from the Medical Superintendent of Government Hospital before joining his duty.
9. He will produce a bond duty attested by the Oath Commissioner for acceptance of this contract with the above terms and conditions.
10. No TADA will be granted to him for joining the duty.

If he accepts the post of Computer-Cum-Office Assistant BPS-11 (Rs.2980-200-8980) on the above terms and conditions he should report for duty to the undersigned within **15 days** from the date of issue of this order otherwise order will automatically be cancelled.

(DR. FIDA MUHAMMAD)
DIRECTOR

NO.DLR&D/Est-35/Vol.II/2006/ **382-89**

Dated Peshawar the 21/02/2006

Copy of the above is forwarded to:

1. P.S.to Minister for Agriculture, Livestock & Cooperative Department, NWFP, Peshawar for his kind information please.
2. P.S to Secretary to Government of NWFP, Agriculture, Livestock & Cooperation Department, Peshawar for information.
3. Director General (Research), NWFP Agricultural University, Peshawar for information please.
4. The Station Director, Livestock Research & Development Station, Surezai.
5. Assistant Budget and Accounts, of this Directorate for information and necessary action.
6. Mr. Samiullah Khan Durrani S/O Mr. Amanullah Khan Durrani, House No.300, Sector K-II, Street# 13, Phase-III Hayatabad, Peshawar for information and compliance.
7. Personal file.
8. Office Order file.

(DR. FIDA MUHAMMAD)
DIRECTOR

[Signature]
21/2/06

(2)

To

The Director,
Livestock Research and Development,
NWFP, Peshawar.

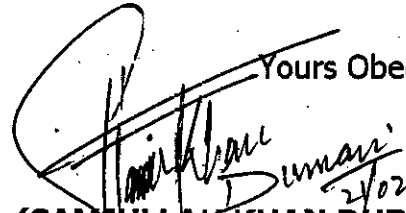
Subject:- **ARRIVAL REPORT**

In compliance of your Order No. DLR&D/Estt-35/Vol.II/2006/382-89 dated 21-02-2006, I Samiullah Khan Durrani has reported for duty as a Computer-Cum-Office Assistant BPS-11 under the Project "Research and Development on Fodder and Forages in NWFP" on the **forenoon of 21st February 2006.**


Submitted for information and further necessary action please.

Dated 21-02-2006

Yours Obediently,


(SAMIULLAH KHAN DURRANI)
COMPUTER-CUM-OFFICE ASSTT

o/supt
o/Asstt.


21/2/06

3

93 - 3

ANNEX

Annex - A

89

Appointment order

**DIRECTORATE
LIVESTOCK RESEARCH AND DEVELOPMENT
NWFP, PESHAWAR**

ORDER

On the recommendation of the Departmental Selection and Promotion Committee Mr. Samiullah Khan Durrani S/O Amanullah Khan Durrani is hereby appointed with effect from 15-02-2006 against the vacant post of Computer-Cum-Office Assistant BPS-11 Viz (Rs.2980-200-8980) at Directorate of Livestock Research and Development, NWFP, Peshawar under contract policy of the Government of NWFP on the following terms and conditions:

1. He will be placed minimum BPS-11 of basic pay scale of the Government employees under the contract policy.
2. He will be entitled for all such allowances and benefits which are admissible under the contract policy of the Government.
3. Either party can terminate the contract on 15 days notice or 15 days salary will be forfeited.
4. He will be governed by all Rules/Regulations applicable to the Government employees of the same category such as leave, training etc.
5. He will not continue G.P. Fund and will not be entitled for pension and gratuity benefits.
6. He will produce medical fitness certificate from the Medical Superintendent of the Government Hospital before joining his duty.
7. He will produce a bond duly attested by the Oath Commissioner for acceptance of this post with the above terms and conditions.
8. No TA/DA will be granted to him for joining the duty.

If he accepts the post of Computer-Cum-Office Assistant BPS-11 on the above terms and conditions he should report for duty to the undersigned within 15 days from the date of issuance of this order.

(DR. FIDA MOHAMMAD)
DIRECTOR

Dated Peshawar the 21 /02/2006

NO DLR&D/Est-35/Vol.II/2006/362-88

Copy of the above is forwarded to:-

1. P.S. to Minister for Agriculture, Livestock & Cooperative Department, NWFP, Peshawar for his kind information please.
2. P.S. to Secretary Agriculture, Livestock and Cooperative Department, NWFP, Peshawar for information.
3. Director General (Research), NWFP Agriculture University, Peshawar for information please.
4. Mr. Samiullah Khan Durrani S/O Mr. Amanullah Khan Durrani House No.300 Sector K-II Street # 13Phase-III, Hayatabad, Peshawar for information and compliance.
5. Assistant Budget and Accounts Livestock Research & Development NWFP, Peshawar for information and necessary action.
6. Personal File.
7. Office Order file.

(DR. FIDA MOHAMMAD)
DIRECTOR

[Handwritten signature]
15/2/06

4

DIRECTORATE GENERAL(RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR

DG(R)L&DD/Est-II/PF(186)/2006/ 8651

Dated Peshawar the 19/05/2011.

Dr. Sayed Shabir Ahmad Shah,
Principal/Inquiry Officer,
Animal Husbandry In-Service Training Institute,
Khyber Pakhtunkhwa, Peshawar.

Subject:-

COMPLAINT AGAINST DRE. FIDA MUHAMMAD, DIRECTOR GENERAL
DIRECTORATE OF LIVESTOCK AND DAIRY DEVELOPMENT
(RESEARCH WING) KHYBER PAKHTUNKHWA, PESHAWAR.

Reference your letter No. 386/4/37/AHITI dated 07-05-2011 on the subject noted

above.

In this connection it is stated that the para-wise comments are as under:-

2. i. The appointment order issued under No. DLR&D/Est-35/Vol.II/2006/382-88 dated 21-06-2006 has not been signed by the undersigned but it has been formatted by the appointee/complaintee himself therefore the undersigned fully deny the same and consider it as a "fake". It is clarified that above fake order was presented by the accused to Peshawar High Court Peshawar and as such due to oversight of the concerned clerk the same was photocopied and supplied to you. The appointment order bearing No.DLR&D/Est-35/Vol.II/2006/382-89 has been signed by the undersigned under the contract policy at that time in vogue.
- ii. Under the contract policy all the newly appointed employees were bound not to contribute their G.P Fund and they were not be entitled for any pension and gratuity etc. On noticing the oversight of the clerk the copy of original letter was provided to you. Attested copy of the original letter is enclosed once again bearing No. DLR&D/Est-35/Vol.II/2006/382-89.
- iii. Further it is clarified that accused was appointed against a project post. The question of contribution of GP Fund has been explained in para-ii above the word "continue" given in the fake order by the accused should be explained by him.
- iv. Actually the nomenclature of the post in the PC-I was "Office Assistant-Cum-Computer Operator" BPS-11 but it was advertised under the nomenclature of Computer Assistant. The nature of duty and as per provision in PC-I, the nomenclature was reflected as Computer Operator-Cum-Office Assistant in appointment order.
- v. Since I was asked time and again through the then Chief Minister Khyber Pakhtunkhwa verbally therefore, there is no evidence on record. However, the same is clear from the directives available on the NOC in question also in the appointment order issued by Dr. Nasir Hussain Shah the then Director, Veterinary Research Institute, Peshawar.

It is hoped that the above comments will be sufficient to set aside the case once for all please.

Encl: One

Received copy
Remind
a copy
19/5/2011

(DR. FIDA MUHAMMAD)
DIRECTOR GENERAL (RESEARCH)



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE
DEPARTMENT

No.SO(L&DD)AD-2(27)/PF/2011
Dated Peshawar the July 27, 2011

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To

The Director General (Research),
Livestock and Dairy Development,
Khyber Pakhtunkhwa Peshawar

Subject: **COMPLAINT AGAINST DR.FIDA MUHAMMAD DG (RES) L&DD
KHYBER PAKHTUNKHWA PESHAWAR**

I am directed to refer to refer to the subject noted above and to convey the following recommendations of the enquiry officer for immediate necessary action under intimation to this department:-

"Mr.Samiullah Khan Durrani Office Assistant has managed his appointment on the regular post which was not his actual right, therefore, proper enquiry may be conducted regarding appointment/termination of the above named official on the regular post and appropriate order may be issued on light of the court decision".

(Signature)
(DR.FAKHRUL ISLAM)
SECTION OFFICER (L&DD)

Endst. No. & Date even.

Copy to:
P.S to Secretary Agriculture, Livestock and Cooperative Department.

(Signature)
SECTION OFFICER (L&DD)

*1/2/11
o/supff(LE)
to please
discuss
just to day
2/stop*

11-1-11

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DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR

NO. DG(R)/L&DD/EST-II/PF (186)/2006/2231-32 Dated Peshawar the 3 /08/2011

To

1. Dr. Ikhwan Khan,
Principal Research Officer (BPC)
2. Dr. Khalid Khan,
Senior Research Officer,

Inquiry Officers, VRI, Peshawar.

Subject:-- COMPLAINT AGAINST DR. FIDA MUHAMMAD DG(RES) L&DD
KHYBER PAKHTUNKHWA, PESHAWAR.

P/85

Enclosed find herewith a copy of letter No.SO(L&DD)AD-2(27)/PF/2011 dated 27-07-2011 on the subject noted above.

The recommendations of the inquiry officer contained in the above letter are self explanatory and have already been included in the charge sheet and statement of allegations in respect of Mr. Samiullah Durrani Assistant.

You are therefore, urged to complete your enquiry and furnish the findings and recommendations within 02 days positively for further necessary action please.

ek
(DR. FIDA MUHAMMAD)
DIRECTOR GENERAL (RESEARCH)

NO. DG(R)/L&DD/EST-II/PF (186)/2006/2233 Dated Peshawar the 3 /08/2011

Copy of the above is forwarded to the Section Officer (L&DD) Government of Khyber Pakhtunkhwa, Agriculture, Livestock and Cooperatives Department, Peshawar with reference to his letter as referred above.

sh
(DR. FIDA MUHAMMAD)
DIRECTOR GENERAL (RESEARCH)

12-1-06

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DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR

Dated Peshawar the ___/08/2011

ORDER

No. DG(R) L&DD/Est-II/PF (186)/2006: WHERE AS Mr. Sami Ullah Durrani, Assistant BS-14 while initially appointed on project post in the project "Research and Development on Fodder and Forages in Khyber Pakhtunkhwa" at Livestock Research and Development Station Surezai as Computer-Cum-Assistant BS-11 for a period of one year vide order No. DLR&D/Est.-35/VOL.II/2006/382-89 dated 21-02-2006, has managed his transfer from the above project post to regular post of office assistant at Veterinary Research Institute, Peshawar through political influence illegally, and in violation of rules, as mentioned in charge sheet & disciplinary action.

AND WHERE AS a charge sheet was served upon him and in the light of Inquiry Officers' recommendations he committed acts/omissions misconduct under the rules as mentioned in charge sheet.

AND WHERE AS a show cause notice was also served upon him vide letter No. DG (R) L&DD/Est.II/PF (186)/2006 (KC)/2359 dated 13.08.2011.

AND WHERE AS he was given sufficient time for the reply of show cause notice and an option/opportunity of personal hearing but he failed to put his defense in the above case in stipulated period of seven days.

NOW THEREFORE in exercise of the power conferred under section-3 of Removal from Service Special Power Ordinance-2000 and consideration of above mentioned documents as well as official record, major penalty of Dismissal from Service is imposed on Mr. Sami Ullah Durrani, Assistant BS-14, Veterinary Research Institute, Peshawar with immediate effect and recovery from him for the illegal service period on a permanent post of Office Assistant BS-14 at Veterinary Research Institute, Peshawar.

(DR. FIDA MUHAMMAD)
Director General (Research)

Dated Peshawar the 23/08/2011

No. DG(R) L&DD/Est-II/PF (186)/2006/ 2511-15

Copy of the above is forwarded to:-

1. The Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. The Secretary, Government of Khyber Pakhtunkhwa, Agriculture Livestock & Cooperative Department.
3. The Inquiry Officers in the instant case at VRI, Peshawar. *Dr. Jkhwan Pro/Dr. Khan Jid*
4. The Office Superintendent (B&A), VRI, Peshawar. *URI*
5. Mr. Sami Ullah Durrani, Assistant, S/O Amanullah Khan, House No. 232, Street No. 10, Sector K-II, Phase-III, Hayatabad, Peshawar.

Recd. copy

(DR. FIDA MUHAMMAD)

Director General (K)

DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE,
NWFP, PESHAWAR.

NO. DVRI/EST-II/PF(185)/2006/³⁴⁰⁹ Dated Peshawar the 23/11/2006
To

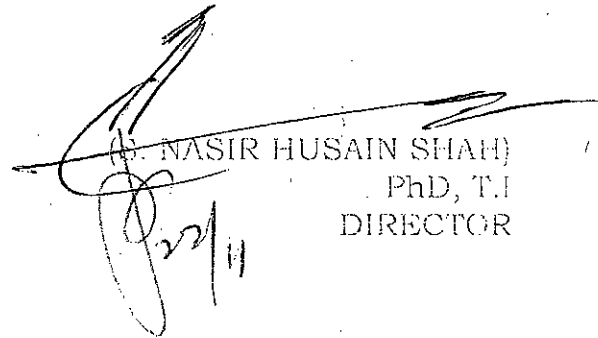
Mr. Samiullah Khan,
Assistant,
Veterinary Research Institute,
Peshawar.

Subject:- EXPLANATION

It is to inform you that you were directed to prepare a draft for which you were properly dictated but you have pushed back the instructions about the said draft and escaped from the office.

On 18-11-2006 you telephonically informed the telephone operator to write an application for one day casual leave for you which was highly regretted. You are therefore called upon to explain the position of your such negligence inefficiency and mis conduct.

Your reply should reach to the undersigned within three days from the receipt of this letter failing which action will be taken against you under the rules.


(S. NASIR HUSAIN SHAH)
PhD, T.I
DIRECTOR

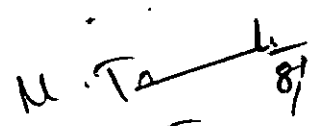
The Director
Veterinary Research Institute,
NWFP, Peshawar.

Subject: ABSENT REPORT

It is please to inform you that Mr. Sami Ullah
office Assistant is absent from Govt. duty on 8-12-2006, No
application nor any information has been received from him.

Report is submitted for in information and
necessary action please.


5/12

M. Ta  8/12/06
Muhammad Tayyib
S/secret.

OSE

پشاور
پاکستان



ایڈیٹر
عبدالواحد یوسفی

پشاور ایبٹ آباد سے بیک وقت شائع ہونے والا صوبہ سرحد کا کثیر الاشاعت اخبار
جلد 17 ہفتہ 9 ستمبر 2006ء 17 ذیقعد 1427ھ قیمت 5 روپے پختہ لایے ای 1 ڈیگم شماره 344

نیب کے نام پر رقوم ہٹانے والا محکمہ لائیو سٹاک کا اہلکار گرفتار

احساب عدالت نے ملزم سید محمد کو چھ ماہ کی رہائی دینے پر نیب کے حوالے کر دیا
پشاور (تذکرہ پور) قومی احتساب بیورو نے نیب کے نام پر رقوم ہٹانے والا محکمہ لائیو سٹاک کا اہلکار گرفتار کر دیا۔ اہلکار کو گرفتار کیا گیا۔ احتساب عدالت نے ملزم کو 15 روزہ سزا دی اور سزا دلوانے کے لیے تمام افراد کو ہراساں کرنے اور جسمانی رہنمائی پر نیب کے حوالے کر دیا جس سے پوچھ گچھ لاکھوں روپے ہٹانے کے الزام میں ملوث محکمہ لائیو سٹاک کے شروع کر دی گئی تھیں۔ (پان سٹار 6 ستمبر نمبر 59)

نیب گرقاری

کے مطابق قومی احتساب بیورو نے پوچھ گچھ میں ملوث افراد کو گرفتار کر کے قومی احتساب بیورو کے نام پر رقوم ہٹانے والا محکمہ لائیو سٹاک کے اہلکار کو گرفتار کر دیا۔ اہلکار کو گرفتار کیا گیا۔ احتساب عدالت نے ملزم کو 15 روزہ سزا دی اور سزا دلوانے کے لیے تمام افراد کو ہراساں کرنے اور جسمانی رہنمائی پر نیب کے حوالے کر دیا جس سے پوچھ گچھ لاکھوں روپے ہٹانے کے الزام میں ملوث محکمہ لائیو سٹاک کے شروع کر دی گئی تھیں۔ (پان سٹار 6 ستمبر نمبر 59)

Daily MASHIQ Peshawar
روزنامہ
عہدہ کے بانی
سیدنا میر شاہ
پشاور
مسلسل اشاعت کے 40 سال
ABC CERTIFIED
پشاور اور لاہور کے بیک وقت شائع ہونے والا کثیر الاشاعت قومی اخبار
جلد 40 ہفتہ 17 ذیقعد 1427ھ 9 ستمبر 2006ء 24 ستمبر قیمت 7 روپے پختہ لایے ای 1 ڈیگم شماره 344

پشاور (تذکرہ پور) قومی احتساب بیورو نے نیب کے نام پر رقوم ہٹانے والا محکمہ لائیو سٹاک کے اہلکار کو گرفتار کر دیا۔ اہلکار کو گرفتار کیا گیا۔ احتساب عدالت نے ملزم کو 15 روزہ سزا دی اور سزا دلوانے کے لیے تمام افراد کو ہراساں کرنے اور جسمانی رہنمائی پر نیب کے حوالے کر دیا جس سے پوچھ گچھ لاکھوں روپے ہٹانے کے الزام میں ملوث محکمہ لائیو سٹاک کے شروع کر دی گئی تھیں۔ (پان سٹار 6 ستمبر نمبر 59)

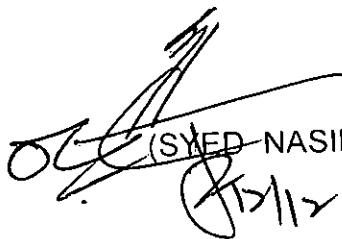
Submitted
on behalf of
Samiullah, affiant
106

11

DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE,
NWFP, PESHAWAR

ORDER

Under Rules 4 read with Sub Section-B of Rules 3A of the NWFP Removal from Service (Special Powers) Ordinance 2000, Mr. Samiullah Khan, Office Assistant Veterinary Research Institute, NWFP, Peshawar is hereby Suspended from service due to (involvement in a criminal case) in the National Accountability Bureau as reported in the press and reported by his father with effect from 08.12.2006.


(SYED NASIR HUSSAIN SHAH)
Ph.D, T.I
DIRECTOR

No.DVRI/E-III/PF(186)/2006/3741-44 dated Peshawar the 12/12/2006

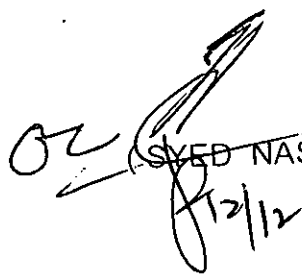
Copy of the above is forwarded for information to:-

1. The Accountant General, NWFP, Peshawar.

2. The Superintendent (Budget & Accounts), Veterinary Research Institute, NWFP, Peshawar.

3. Mr. Samiullah Khan, Office Assistant, Veterinary Research Institute, NWFP, Peshawar

Office Order File.


(SYED NASIR HUSSAIN SHAH)
Ph.D, T.I
DIRECTOR

Spontaneous Order

DIRECTOR

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DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE
NWFP, PESHAWAR.

ORDER

Hence forth Mr. Sammiullah Khan Assistant is directed to work in the Library of VRI, Peshawar as a Library Assistant. On your first arrival on 14-06-2007, you were also verbally directed by the undersigned to sit in the library.


3 (F) 1021
007

You should submit your arrival report as library assistant to Dr. Anwar Ali, Veterinary Officer (Research)/ incharge of library.

It has been observed that since your arrival on 14-06-2007 you are not attending the office regularly which is highly objectionable on your part and liable to account under the rules.

You are therefore directed to be punctual and to attend the office regularly. Your daily attendance will be called by the library incharge on day to day basis.

t
2/52


(S. NASIR HUSAIN SHAH)
Ph. D, T.I
DIRECTOR

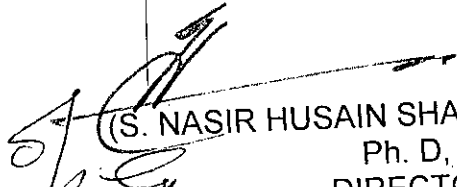
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No. DVRI/Est-II/PF(186)/2006/ 2173-76 dated Peshawar, the 27/06-2007.

8/31

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

1. The Veterinary Officer (Research)/ Incharge of library, VRI, Peshawar.
2. The Office Superintendent (B&A), VRI, Peshawar.
3. Mr. Sammiullah Khan, Assistant, VRI, Peshawar.
4. Office order file.


(S. NASIR HUSAIN SHAH)
Ph. D, T.I
DIRECTOR

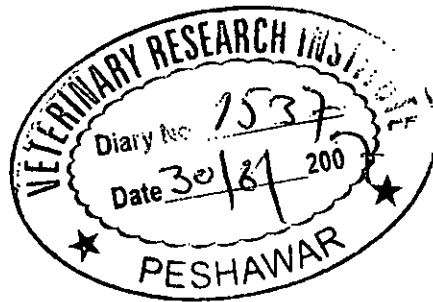
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DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE,
NWFP, PESHAWAR

Date. 28/06/2007

LO/216

The Director,
Veterinary Research Institute,
NWFP, Peshawar



ject:

ABSENCE FROM DUTY

With reference your letter No. DVRI/Est-II/PF (168)/2006/2173-76 dated 06/2007, it is intimated that the official Mr. Samiullah Khan (Assistant) attended the Library the following dates. 14,15,16&17/06/2007. Since then the official is absent without any information.

Report is submitted for information and further necessary action please.

Fuzi
DR. ANWAR ALI TURI
Library Officer

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DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE
NWFP, PESHAWAR

No. DVRI/Est-II/PF(186)/2006 2241 dated Peshawar, the 30/06/2007
To

Mr. Samiullah Khan Durrani,
Library Assistant,
Veterinary Research Institute,
NWFP, Peshawar.

Through:- Library Officer

Subject: ABSENCE FROM DUTY

It has been reported by the Library Incharge that you were absent
from Government duty on 19-23, 25 & 27/6/2007 without any
application/information .

You are therefore directed to explain the reason(s) of your willful
absence from Government duty within three days.

27/6/2007
(SYED NASIR HUSSAIN SHAH)
Ph.D, T.I,
Director

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DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE
NWFP, PESHAWAR

No.DVRI/Est-II/PF(186)/2006/2766 dated Peshawar, the 22/08/2007

To
Mr. Samiullah Khan Durrani,
Library Assistant,
Veterinary Research Institute,
NWFP, Peshawar.


Subject: POOR PERFORMANCE

You were transferred from project post of Livestock Research & Development, NWFP, Peshawar against the permanent post of Assistant at Veterinary Research Institute, NWFP, Peshawar on the recommendation of higher authority/Chief Minister NWFP since 3.8.2006.

Later on you were posted in the Library of this Institute as Librarian/ Assistant w.e.from 27.6.2007 but it has been observed that you are attending the office at 10:00 -11.00 AM and leave your seat before the closing hour without intimation/approval of the Library Officer which reflects that you are not taking interest in your job.

You are therefore warned to be punctual otherwise strict disciplinary action will be taken against you under the rules and why not you should be back transferred to project post at Livestock Research & Development, NWFP, Peshawar?

Your reply should reach the undersigned within three days.


(SYED NASIR HUSSAIN SHAH)
Ph.D, T.I
Director

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**DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE,
NWFP PESHAWAR**

No. DVRI/Est-II/PF(186)/2006/

Date: 31/05/2008

To

1700

The Secretary,
Govt. of NWFP,
Agriculture, Livestock & Coop; Deptt,
Peshawar.

**Subject: POOR PERFORMANCE OF MR. SAMIULLAH KHAN DURANI,
OFFICE ASSISTANT VRI, PESHAWAR**

Reference your letter No. SO(L&DD)AD-E-1(331)/2007/KC dated 22/01/2008 on the subject noted above.

In compliance to above letter, the arrival report of Mr. Samiullah Khan Durani, Office Assistant was accepted from back date i.e 01/10/2007 but his performance is very poor, he is only a show piece and nothing else. He takes no interest in his official obligation and remain away from his seat. Several explanations, warnings with final warning even without pay order have been issued but all these brought no improvement/affect on his performance.

A brief sketch of his appointment and transfer is characterized as under.

1. Mr. Samiullah was initially appointed as computer operator cum Assistant by the Director LR&D under a Developmental Project. He got himself transferred to Veterinary Research Institute, NWFP, Peshawar on the instruction of the office of Ex-Chief Minister NWFP (Annexure-1).
2. On 08/12/2006 he was arrested by National Accountability Bureau (NAB) on account of corruption & corrupt practices, therefore he was suspended from service. His case is under trial in the Accountability Court.
3. Later on he was transferred from VRI, NWFP to L&DD NWFP by the Administrative Department under political influence vide Notification No. SO(L&DD)AD-E-1(331)/2007/ dated 1/10/2007(Annexure-2).
4. His appointment & transfer from Livestock Research & Development to Veterinary Research Institute, NWFP, Peshawar and again his transfer from VRI to Livestock & Dairy Development was on basis of political influence.
5. His appointing authority against his original project post was Director, Livestock Research & Development NWFP and he has to go back to his original post.

Under the rule the appointee on the project post can not be permanently absorbed/adjusted on regular post.

Therefore he may be back transferred to his parent Department i.e Directorate of Livestock Research & Development, NWFP, Peshawar.

Secretary

10/018

No.

(S. NASIR HUSSAIN SHAH)

Ph.D, T.I
DIRECTOR

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17

Directorate of Livestock R&D
N.W.F.P. Peshawar.
DIARY NO: 940
DATED: 09-06-08

GOVERNMENT OF NWFP,
AGRICULTURE, LIVESTOCK & COOPERATION
DEPARTMENT PESHAWAR

No.SO(L&DD)AD-E-1(331)/2008
Dated Peshawar the June 4, 2008

To:

The Director,
Livestock Research & Development,
NWFP Peshawar.

Subject: POOR PERFORMANCE OF MR. SAMIULLAH KHAN DURANI,
OFFICE ASSISTANT VRI, NWFP PESHAWAR

Enclose please find herewith a copy of letter No.DVRI/Est-II/PF(186)/2006/1700 dated 31/05/2008 (with its enclosures) received from the Director Veterinary Research Institute, NWFP Peshawar which are self explanatory on the subject noted above with request to offer your comments in the matter please.

Encl: As Above

(N.AEEMULLAH)
Section Officer (L&DD)

Endst. No. & Date even.

Copy to:

Director Veterinary Research Institute, NWFP Peshawar w/r to his above quoted letter.

Section Officer (L&DD)

ACEI
0/p/p/h
we have already terminated his service contract being a unmitable unwilling misbehaving person (copy enclosed)
Also we have not recommended for transfer to VRI and he has managed to VRI, Peshawar being freed of

D. No. 818
3/6/08

Secretary
Diary No. 10,018
-16/11/08

(S. NASIR HUSSAIN SHAH)
Ph.D, T.I
DIRECTOR

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18 104

DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE, NWFP,
PESHAWAR.

2

NO. BVRI/Est.II/PP(186)/2006/

961

Dated 31/3/08

Mr. Samiullah Khan,
Office Assistant,
VRI, Peshawar.

Subject:- ADVICE.

Reference your application for three days
medical leave w.e. from 17/3/08 to 19/3/08.

Your leave is hereby sanctioned to be met
out from casual leave.

However it has been observed that you are
in the habit of availing leave frequently on one and other
pretext is causing delay disposal of official work which is
not a good sign for your performance, and for any delay you
will be sole responsible.

You are therefore advised to give up this
habit otherwise your case will be dealt with in accordance with
the rule in future.

[Signature]
o/c (SYED NASIR HUSSAIN SHAH)
Ph.D, T.I

DIRECTOR

BVRI/Est.II(186)/2006/

962^{22/3}

Dated 31/3/08

Copy of the above is forwarded to the
Senior Research Officer(Pare)/Technical Officer, VRI, Peshawar
in reference to his remarks dated 17/3/08.

[Signature]
o/c (SYED NASIR HUSSAIN SHAH)
Ph.D, T.I

DIRECTOR

22/3

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VETERINARY DIRECTORATE OF RESEARCH INSTITUTE, NWFP, PESHAWAR

No. DVRI/Est.II/PP(186)/2006/ 1190 Dated 18/4/2008

To

Mr. Samiullah Khan,
Office Assistant,
V.R.I, Peshawar.

SUBJECT:- EXPLANATION / WARNING

Reference your application dated 14/4/2008 for short leave.

It has been observed that you are in the habit of availing leave frequently on one and other pretext & lift the application for short leave mentioning no time (from hour to hours) and remained absent from Government duty for whole day. Your this practice is neither justified nor covered under the rule, causing un-necessary delay in disposal of most urgent cases of your section.

You are finally directed to observe and adopt the office decorum & procedure in full swing otherwise in future you will be treated as per rules.

Handwritten initials

(Syed Nasir Hussain Shah)
Ph.D.T.I
Director
17/4

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**DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE
NWFP, PESHAWAR**

No. DVRI/Est-II/PF(186)/2006 1947 dated Peshawar, the 17 /06/2008.

To

Mr. Samiullah Khan Durrani,
Library Assistant,
Veterinary Research Institute,
NWFP, Peshawar.

Subject: EXPLANATION ON ACCOUNT OF ABSENCE FROM DUTY.

It has been reported that you left the office without any application/information on 9/6/2008 at 11.30 AM and did not come back upto closing hours.

You are therefore directed to explain the reason(s) of your willful absence from Government duty within three days.


(SYED.NASIR HUSSAIN SHAH)
Ph.D, T.I,
Director

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DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE, NWFP,
PESHAWAR

No. DVRI/E-II/PP(186)/2006/2347 Dated 17/7/2008

To

Mr. Sami Ullah Khan,
Assistant,
Veterinary Research Institute,
NWFP, Peshawar.

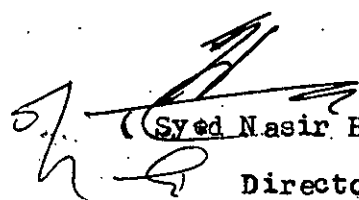
SUBJECT:- E X P L A N A T I O N

On 9/7/2008 you were not present in your section your whereabouts was enquired by Vigilant Officer from the staff of Development Section, who submitted your leave application on 12.00 noon.

It has been noted that you are not taking interest in your duty, and always slipped away from the place of duty which is tantamount to misconduct.

You are, therefore, called upon to explain that why prior permission to leave the Institute was not obtained from your Sectional Incharge ?

Your reply should reach the undersigned by tomorrow .


(Syed Nasir Hussain Shah)
Ph.D, T.I
Director

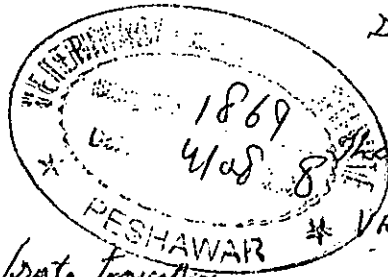
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Para/VRI/TA/378

Dated 01-8-2008



Director,

VRI Peshawar

Subj: Flash drive/Data Traveller

It is please stated that a Flash drive was purchased by the Development section for easy transportation of data/information to various offices. Mr. Samiullah Durrani while working in Dev. Section, was using this flash drive. when he transferred to Budget and Accounts section, he took away the flash drive with him being an inventory item of Dev. Section.

when he was asked by the U/S he told that the flash has been damaged and is not working which is not true.

It is therefore requested that he may be directed to hand over the same to the Dev. Section or in case of failure he may purchase a new one of the same GB level or recovery of the actual price may be made please.

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(Dir. Peshawar VRI)
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DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE,
NWFP, PESHAWAR

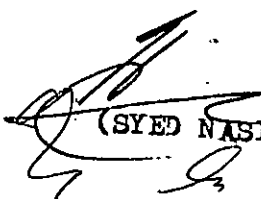
NO. DVRI/Est. II/PF(186)/2006/272/ Dated Peshawar the 23/08/2008.
TO

Mr. Samiullah Khan Durrani,
Assistant,
Veterinary Research Institute,
Peshawar.

SUBJECT:- FLASH DRIVE/DATA TRANSACTION

It has been reported by the Senior Research Officer(Para)/T.O that while posted in Development Section you have taken away the flash drive of Development Section to Budget Section, but the same has not been returned to Development Section.

You are therefore directed to return the same or an other one may be replaced to development section immediately under intimation to the undersigned.


(SYED NASIR HUSSAIN SHAH)
Ph.D, T.I
Director

21/8

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DIRECTORATE OF
VETERINARY RESEARCH INSTITUTE
NWFP, PESHAWAR

No. DVRI/Est-II/PF(186)/2006/ 3777 Dated Peshawar, the 17/12/2008.

To
Mr. Samiullah Khan,
Assistant,
Veterinary Research Institute,
NWFP, Peshawar.

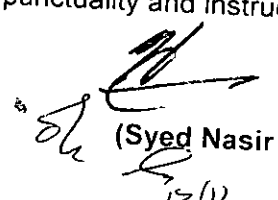
Subject: WARNING.

Today on 16/12/2008 the undersigned called you for some official matters but it was told by your colleagues that you have gone to Civil Secretariat. When you came back you told me that you were called by Minister for Livestock and Cooperative Department.

It is being observed from some times that you are not punctual in your duty and most of the time you are wandering here and there for your personal matters which is not a good sign of efficiency, punctuality and your conduct.

You are well aware that on the political pressure/influence you have been retained reluctantly in Veterinary Research Institute, NWFP, Peshawar as an Assistant, although you were appointed as a computer operator in a Developmental project in the Directorate of Livestock Research & Development.

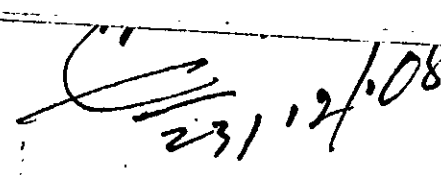
You are therefore, directed to confine with your seat whole heartedly and share responsibility otherwise your service will be terminated if you failed to comply with the official decorum & punctuality and instructions.


(Syed Nasir Hussain Shah)
Ph D, T.I
Director

No. DVRI/Est-II/PF(186)/2006/ 3778 Dated Peshawar, the 17/12/2008.

Copy of the above is forwarded to Superintendent (Budget & Accounts) Veterinary Research Institute, NWFP, Peshawar. He should make strict watch on him and report his where about regularly to the undersigned otherwise for any lapse he will be held responsible. All the budget files/cases should invariably be signed from him while submitting to DVRI in future.


(Syed Nasir Hussain Shah)
Ph D, T.I
Director


23/12/08
DVRI/Est-II/PF(186)2006/ DJA P (Syed Nasir Hussain Shah)
24-3880-24

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DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK AND DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR.


No. DG(R) L&DD) Est.-II (52)/CC/2010/6735 Dated Peshawar the 19/10/2010

Mr. Sami Ullah Khan Durrani,
Assistant, VRI,
Peshawar

Subject: - WARNING TO MR. SAMI ULLAH KHAN DURRANI ASSISTANT.

Consequent upon the notice served on you dated 1-10-2010 and your written reply and verbal discussion in pursuance of the Honourable High Court order dated 14-07-2010 vide writ petition No. 899/2010.

I being the competent authority hereby warned you to remain careful, duty full and upright in future while rendering services to the Government, failing which you will be proceeded against under the Removal from Service Special Powers Ordinance 2000, which may result in your dismissal from the service, with this order you will remain under watch by the Department for three months for ascertaining your conduct.


(Dr. Fida Muhammad)
Director General (Research)



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**MOST IMMEDIATE
THROUGH REGISTRY**

**DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR**

No. DG(Res)L&DD/Est.II/PF(186)/2006/Vol.III/ Dated Peshawar the ⁵⁹⁹⁵ 18 /12/2015.

To

Mr. Samiullah Khan Durrani,
Assistant,
House No. 232, Street No. 10
Sector K-II, Phase-III,
Hayatabad, Peshawar.

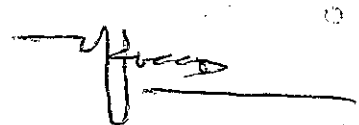
Subject:- - **ABSENCE FROM DUTY**

Referenced to the subject noted above.

It is to inform you that you was issued NOC by the Administrative Department vide No. SO(LFC)AD-2(123)/2015 dated 06-10-2015 in connection with borrowing your service by the Transport and Mass Transit Department, Khyber Pakhtunkhwa, Peshawar. From the same date you are absent from duty and not attended the office even for a single day. The progress of your adjustment in the said department is also unknown.

You are directed to attend this office immediately on the receipt of this letter and explain the reasons of your such prolong absence.

In case if your reply is not received or not attended the office it will be presumed that you have no defence to offer of such absence and proper disciplinary action will be initiated against you without any fail which can also be concluded upon your termination from service.


(DR. AHMAD NAVEED)
Director General (Research)

18/12/15



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**MOST IMMEDIATE
THROUGH REGISTRY
1st Reminder**

**DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR**

No. DG(Res)L&DD/Est.II/PF(186)/2006/Vol.III/ Dated Peshawar
106

To

Mr. Samiullah Khan Durrani,
Assistant,
House No. 232, Street No. 10
Sector K-II, Phase-III,
Hayatabad, Peshawar.

Subject:- **ABSENCE FROM DUTY**

Reference this office registered letter of even No.5995 dated 18-12-2015 on the subject noted above.

You were directed to assume your duty just on the receipt of the above letter but after lapse of 19 days neither you attended the office nor explained the reason of your absence.

You are once again directed to immediately assume your duty within 15 days positively otherwise disciplinary action will be initiated against you under the Khyber Pakhtunkhwa (Efficiency and Discipline) Rules, 2011.


(DR. AHMAD NAVEED)
Director General (Research)

06/11/16

NOTICE (1) - The Post Office is not responsible for loss or damage in the articles, unless they are also insured.
(2) - The special conditions of insurance which will be found in the Post Office Guide apply to the sender of an insured postal article prescribed under the Pakistan Post Office Act, 1953.

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DIRECTORATE GENERAL(RESEARCH)
LIVESTOCK AND DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR
9213294, 9210218, 9210219 Fax 9210220

No. DG(R)L&DD/Est-I/PF(25)/2010/Vol.II/ 2388

Dated Peshawar the 17/08/2010.

To

The Capital City Police Officer,
Peshawar

Subject:- **ABUSING OF MR. SAMIULLAH DURRANI CONVYEING THREATS THEREOF**

It is please stated that Mr.Samiullah Khan Durrani Assistant S/O Amanullah Khan a resident of House No. 232 Street No. 10 Sector K-II Phase-III Hayatabad has called on me on my cell phone as well as official telephone today on 16-08-2011 at 02.45Pm wherein he threatened me to stop the practice of show cause already launched in light of the Peshawar High Court decision. He also further warned that if he is not declared re-instated he will do much harmful to me as he wish in a very filthy language.

Therefore, the report against the official concerned is submitted for your information and further legal action prior to actually he commit any illegal and offensive step against the undersigned please.

His Cell No. is 0331-6605556

His home address is as under:-

**SAMIULLAH KHAN DRRANI,
AMANULLAH KHAN, HOUSE NO. 232, STREET NO.10 SECTOR K-II
PHASE-III, HAYAT ABAD, PESHAWAR.**

0000 0000
(DR.FIDA MUHAMAD)
DIRECTOR GENERAL (RESEARCH)

No. DG(R)L&DD/Est-I/PF(25)/2010/Vol.II/2388-91 Dated Peshawar the 17/08/2010

Copy of the above is forwarded to the:-

1. Secretary to Government of Khyber Pakhtunkhwa, Agriculture, Livestock and Cooperatives Department, Peshawar.
2. The Senior Superintendent of Police, Peshawar
3. Station House Officer, Police Station East Cantt, Peshawar.

(DR.FIDA MUHAMAD)
DIRECTOR GENERAL (RESEARCH)

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1

IN THE ACCOUNTABILITY COURT NO.1,
PESHAWAR.

Reference No.05/2016

State

Vs

1. Saqib Farooq S/O Muhammad Ashraf, Assistant Director (Investigation Officer) NAB (F) Peshawar.
2. Samiullah Durrani S/O Aman Ullah Durrani, R/O House No.293 EC, Tehsil Street, Bannu City.
3. Shahzad Alias Rauf S/O Hilal, R/O Street No.14, Taj Abad, Board Peshawar (*Absconder*).

JUDGMENT

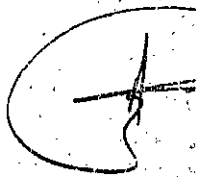
1. This Reference u/s 18 (g) read with Section 24 (b) of the National Accountability Ordinance, 1999 was filed against accused No.1 Saqib Farooq, No.2 Samiullah Durrani and accused No.3 Shahzad Alias Rauf regarding the conspiracy hatched by accused No.1 in connivance with the other two accused to black mail and demand illegal gratification from Dr. Fida Muhammad (Complainant).
2. On submission of the Reference on 25-10-2007, the accused were summoned, who appeared and following the formalities of Section 265-C.Cr.P.C. they were indicted on 3-12-2007. That was followed by prosecution evidence. During the trial statements of 17 PWs, 05 CWs, the accused u/s 342 Cr.P.C. and of accused Sami Ullah u/s 340 (2) Cr.P.C. recorded. Needless to say that during the trial at belated stage accused No.3 absented thus was proceeded vide order No.121 dated 16-5-2013.
3. The arguments pro and contra were heard and file perused.

Place in the
relevant file
No
31/10

E-II

Attested To be True

Attestation Clerk
Accountability Court No:1
Peshawar
31-10-17



4. The gist of prosecution witnesses / CWs is as follow:

- PW-1 Noor Zaman Shah S/O Gul Nawaz Khan, P.A. to Director Livestock, Directorate of Livestock and Development NWFP, Peshawar stated that during the relevant days he was serving as P.A. to Director Livestock. That on 16-10-2006 accused Saqib Farooq telephonically called from Cell No.0304-9051919 to speak to Director Dr. Fida Muhammad. Since the Director was out of office, he wrote down the caller number on a Chit Ex PW-1/1, which was conveyed to the Director for information.
- PW-4 Arbab Naveed Akbar, Wing Commander, NAB (F) Peshawar affirmed that on 12th October, 2006, Dr. Fida the then Director, Livestock and Research Development, Peshawar came to his office and reported about the blackmailing. That he on the direction of his superior command asked Dr. Fida to continue contact with accused Saqib Farooq. That he directed Dr. Muhammad Fida to record the conversation between him and the accused Saqib Farooq. During this period complainant remained in contact with him. That on his direction the complainant fixed time and place with the accused Saqib Farooq for delivery of the money. That in his presence complainant was given a shopping bag containing marked / tainted money. That he was also one of the member of the raiding party which arrested the accused No.3 on the spot. That he is marginal witness to the recovery memos etc which are available at pages 22, 25, 26 and 46 of the Reference Book, which are correct and correctly bear his signatures and are Ex PW-4/1 to Ex PW-4/3. The articles recovered


Attested To be True

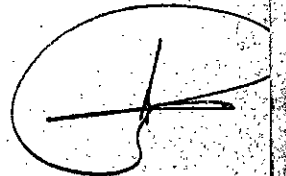
Attestation Clerk
Accountability Court No:1
Peshawar

31-10-17

- from accused Sami Ullah vide recovery memo Ex PW-4/4 are respectively exhibited as P-8 to P-21 at page 47.
- PW-5 Dr. Fida Muhammad complainant narrated the events of having gone to the NAB office on 12th October, 2006, where he met Wing Commander Arbab Naveed Akbar. That the accused for the 2nd time on 16th October, 2006 rang him up through Cell # 0304-9051919 on his official phone No.9213294 at his office. He was then out but when he came back, his P.A. / Stenographer Noor Zaman Shah gave him the written message to return telephone call to accused Saqib Farooq. That he delivered the tainted money to accused No.3 prior to his arrest by the raiding team.
 - PW-6 Jamroze Khan Inspector / SHO stated that during 2006 he was posted as SHO CIA, Peshawar when accused No.2 (Sami Ullah) recommended his friend accused No.3 (Shahzad Alias Rauf) for fair treatment in a case at P.S. Pishtakhara.
 - PW-7 Dr. Siddique Ullah Khan 2nd Secretary Custom Wing FBR affirmed writing a letter Ex PW-7/1 to the NAB authorities with regard to the verification of a Service Card recovered from accused No.2 and termed it to be fake.
 - PW-8-A Ahmad Faisal Manager Regulatory Paktel Limited, Islamabad provided the detail of incoming and outgoing calls of Mobile Nos.0304-9051919, 0304-9009697 and 0304-5849462 through his letter Ex PW-8/1 to Ex PW-8/6 at page 93 to 95, 107 to 109 and 154 to 156 of the R.B. respectively.
 - PW-9 Shabir Muhammad Durrani, Civil Judge had recorded the confessional statement of accused No.3.

Attested To be True



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Accountability Court No:1
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31-10-17



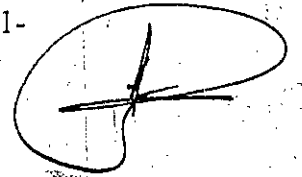
The confessional statement of accused is at page 88 to 91 of the R.B. and Ex PW-9/1 to Ex PW-9/4 respectively.

- PW-9-A Masood Ahmad Khalil, S.P. stated that he had known the late I.O. Lt. Col. (R) Ali Marjan as both of them had served together and he had associated with him during investigation of the instant case. That he is well acquainted with the signature of the I.O. He exhibited documents including the order of investigation by the D.G. NAB dated 13-13-2007 Ex PW-9/2. The final report of the investigation is at page 1 to 10 of the R.B. Ex PW-9/3.
- PW-12 Shafqat Ali, Stenographer, Inter Board Committee of Chairman, Islamabad provided attested copy of an Order issued by Inter Board Committee, Government of Pakistan with regard to the accused No.2 at page 78 of the R.B. Ex PW-12/1. His written report is at page 79 of the R.B. Ex PW-12/2.
- PW-13 Major (R) Mumtaz Ali Shah Director NTC Peshawar provided information with regard to Phone No.9211062 and 9213294 through his letter at page 198 of the R.B. Ex PW-13/1. The copies of monthly bills at pages 191 to 209 of the R.B. Ex PW-13/2.
- PW-14 Ashraf Ali Khan, Assistant Professor Mardan University, Mardan stated that during the year 2007 he was posted as Judicial Magistrate, when he recorded the conversation of accused No.2 on 11-07-2007. His order in that regard is at page 122 of the R.B. Ex PW-14/1.
- PW-15 Mumtaz Muhammad, Technical Officer PTC Hayatabad Peshawar stated that on the request of the I.O. he provided information regarding Phone No.091-

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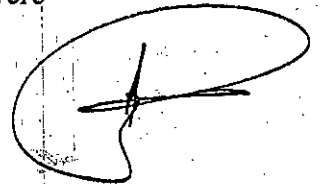
5818865 installed in the house of Dr. Fida Muhammad vide letter Ex PW-15/1 at page 96 of the R.B. with attached relevant data Ex PW-15/2 at page 96 to 106 of the R.B.

- PW-16 Lt. Col. (R) Sardar Ali during the relevant days was posted as Acting Director, Special Wing NAB (F) had offered his Cell Phone for recording the statement of accused No.1 and one Jamshid Pasha of Traffic Branch. The recorded conversation was transferred to IT Facility in the NAB and later the D.G. NAB handed him the CD or two to take to Sounds Analysis Wing, Islamabad for the purpose of comparison. He handed over those CDs to one Dr. Nadeem who was the Sounds Analyst Wing Air University, Islamabad.
- PW-17 Shahid Jameel the owner of Telephone Franchise namely Sky Phone situated at 29-The Mall road near Ist Women Bank, Peshawar Cantt. had issued certificate dated 16-2-2007 on behalf of Paktel Franchise in respect of Cell No.0304-9051919 sold to one Sami Ullah on 9-10-2006. The Certificate alongwith copy of ledger is Ex PW-17/1 at page 195 and 196 of the R.B.
- The CW-5 Dr. Nadeem Lehrasab, Managing Director, Digital Automation Technology stated that during the relevant days he was posted as Director IRC Air University, Islamabad. That he was called in NAB office by Col. Sardar to help him in analysis of sounds samples. He asked for samples for analysis by informing them that analysis varies from approach to approach and sample to sample quality. That for detailed analysis considerable time and resources were

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
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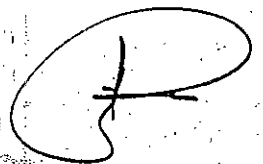


required which at that time were not available in the Air University, therefore, the analysis would be only the academic activity and not fit for use in a Court of Law. His report is Ex CW-5/1 at page 133 to 150 of the R.B. His letter dated 12-07-2007 addressed to D.G. NAB Peshawar Ex CW-5/2 is at page 153 of the R.B.

5. As per the facts in brief accused No.1 Saqib Farooq was working as Assistant Director / Investigation Officer in NAB (F) Peshawar, took up black mailing Dr. Fida Muhammad, Director, Live Stock and Research Development, Peshawar (Complainant) on phone demanding illegal gratification for closing an investigation pending against the complainant for accumulating assets through corrupt means. The complainant reported the matter to the NAB authorities and was directed to keep in contact with the accused. The accused No.1 called the complainant from Cell # 0304-9051919 to his Cell # 0300-5967034, office 9213294 and residence # 9211062 and demanded Rs:5 million, however, on negotiation the amount was reduced to Rs.1.5 million. The complainant was asked to deliver the money near Yousafzai Market, Hayatabad, Peshawar to a person on behalf of accused No.1. The NAB authorities constituted a raid party and for the purpose requisitioned the services of Ahmad Iftikhar, Magistrate, Peshawar through District & Sessions Judge, Peshawar. Three bundles with Rs.5000/- denomination notes placed in front and back of each bundle were arranged for delivery to the accused No.1. The bundles were marked, placed in a pink shopper were handed over to the complainant for delivery. At the time of delivery on 19th October, 2006 the raiding party arrested Shahzad accused No.3 on the spot and recovered the marked /

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tainted currency notes. This was followed by the arrest of accused No.1 and 3.

6. The evidence available on record bring to fore the fact that prior to the arrest of accused Saqib, complainant didn't see him at all. He allegedly spoke to him on telephone / Cell phones. On the instance of NAB authorities complainant recorded his conversation with accused Saqib Farooq on his Cell # 0300-5967034. Since the complainant wasn't an expert on cell phone gadgetry, this recording was made by complainant son. The NAB authorities converted the recording on CD's which were subsequently sent to an Expert (CW-5) at Air University Islamabad for voice analysis. The report whereof is Ex CW-5/1 (Saqib Farooq) and Ex CW-5/2 (Sami Ullah) respectively.
7. It is the prosecution version that Saqib Farooq had previously conducted an investigation against one Nisar Hussain, Director V.R. of the Live Stock Directorate. In connection whereof he had visited the Live Stock Directorate and got to know Sami Ullah accused working as Computer Operator / Office Assistant in the Directorate. The said inquiry / investigation against Nisar Hussain was filed in year 2004. Report is available at page 82 to 86 of the R.B. But no evidence was brought on record to establish this acquaintance.
8. The accused Shahzad was arrested on the spot with the marked / tainted money, no sooner its delivery was made to him by the complainant. A Cell phone # 0304-5849462 was also recovered from his person (Ex PW-4/2 at page 25 of R.B.). His candid disclosure was later inked by the Magistrate Under Section 164 / 364 Cr.P.C. is Ex PW-9/1, 9/2 and 9/3 available at page 88 to 91 of the R.B.
9. Similarly, accused Sami Ullah was arrested on 17-12-2006 and from his possession certain articles were recovered vide

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recovery memo Ex PW-4/4 at page 47 of the R.B. These included two Cell Phones, number 0304-9009697 and 0304-9065556. It is pertinent to highlight that a doubt was created in cross-examination of PW-4 to the effect that only Nokia Set was recovered but same is cleared if the statement of accused Sami Ullah at page 190 is perused where he admitted that Motorola (Nazor) was recovered from his personal search. This establishes that two sets i.e. Nokia and Motorola were recovered from him.

10. Shahid Jameel (PW-17) had stated that Sim # 0304-9051919 was purchased by one Sami Ullah having a Cell # 0304-9065556 from his Franchise. His report along with extract of sale registration of his outfit is Ex PW-17/1 at pages 195-196 of the R.B. respectively.
11. The Cell phone usage data Ex PW-8/4 available at page 108 and Ex PW-8/6 at page 155 provide a vital link between the three Cell phones (0304-9065556, 0304-9009697, 0304-5849462) recovered from accused No.2 and 3 respectively. It is shown in Ex PW-8/2 at page 94 that Cell phones of accused No.2 and accused No.3 were in active contact on 19-10-2006 particularly till the time of delivery of money and arrest of accused Shahzad. It is also on Ex PW-8/6 at page 155 of the R.B. that Sim No. 0304-9051919 was used on Cell Phone bearing IEMI 357683002151020 recovered from accused No.2 bearing Sim No.0304-9065556. This not only establishes telephone contact of accused Shahzad and Sami Ullah but the factum of purchase of Sim # 0304-9051919 by none but accused Sami Ullah.
12. At the time of Sami Ullah accused arrest beside the Cell Phone certain other items, including Identity Cards (04 in number

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page 80) were recovered vide recovery memo Ex PW-4/4 at page 47 of the R.B.

13. These I.D.Cards pertain to FBR, Inter Board Committee of Chairman etc. The FBR I.D. Card was held to be fake (PW-7 statement), while the Inter Committee of Chairman Board, Office Card was held to be illegally retained by the accused despite being asked for its surrender following his termination from services on account of unsatisfactory performance and undisciplined attitude towards service. He when asked to surrender office Card and keys told the Department to have lost the same, so reflected in Ex PW-12/1 and Ex PW-12/2 at page 78 and 79 of the R.B. respectively. The Character sketch so portrayed depict him to be a dubious and cunning character.
14. Accused Sami Ullah was a friend of accused Shahzad, this fact is not only affirmed from their Cellular contact but Shahzad accused contention in his confessional statement followed by affirmation in Section 342 Cr.P.C. statement and also supported by PW-6 Jamroz Khan contention.
15. The telephone conversation between the accused Saqib Farooq and complainant was recorded by his son, who wasn't associated in the investigation. The expert CW-5 couldn't affirm his report regarding the accused Saqib Farooq due to deficient technological expertise at his Institution. His cross-examination is worth perusal in this respect.
16. Similarly, there is no evidence on the record to establish the friendship / acquaintance of the accused Saqib Farooq with the accused Samiullah Durrani. Hence, by all account accused Saqib Farooq involvement is based on assumptions sans any conclusive proof.
17. Whereas on the other hand, we had reliable and conclusive proof in shape of actual recoveries of Cell phones and interse

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communication data connecting accused Sami Ullah and Shahzad in the conspiracy to black mail and extract money out of the complainant.

18. Hence, prosecution is able to establish beyond reasonable doubt the case against the accused Sami Ullah, who connived and conspired with Shahzad (absconding accused) to black mail and hoodwink the complainant. Therefore, accused Sami Ullah is convicted of offence punishable Under Section 10 of the National Accountability Ordinance, 1999 and sentenced to undergo a sentence of 07 years (R.I.) with a fine of Rs.5,00,000/- failing which, he shall further undergo a sentence of Six months. He is taken into custody for committal to prison to undergo his sentence.
19. Perpetual non-bailable warrant of arrest be issued against absconding accused Shahzad Alias Rauf by entering his name in the Register of Proclaimed offenders.
20. The connection and complicity of accused Saqib Farooq in the crime couldn't be established at the altar of proof. Therefore, he is allowed the benefit of doubt and is acquitted.

Announced.
11-2-2017.

(Azhar Khan)
Judge

Accountability Court No.1,
Peshawar

Certificate.

Certified that this Judgment consists of 10 pages
and each page has been read over and signed by me.

11-2-2017.

(Azhar Khan)
Judge

Accountability Court No.1,
Peshawar

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Attestation Clerk
Accountability Court No.1
Peshawar
31-10-17

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Judgment Sheet

IN THE PESHAWAR HIGH COURT
PESHAWAR
(Judicial Department)



Eh: Cr.Appeal No. 01-P/2017.
Samiullah Durrani Vs NAB etc.

JUDGMENT

Date of hearing. 04.10.2017

Petitioner(s) by: *Abdul Latif Afandi & Iqbal Anwar -
Advocates*

State by: *Umar Farooq ADG.*

IKRAMULLAH KHAN, J:- This single

judgment shall dispose of instant Eh: Cr.A
No.01/2017 filed by Sami Ullah Durrani and Eh:Cr.A
No.03/2017 filed by Chairman NAB, as both the
appeals have been preferred against one and same
impugned judgment of learned trial
Court/Accountability Court-I, Peshawar dated
11.2.2017.

2. In essence, the appellant/convict Sami
Ullah as well as acquitted co-accused Saqib Farooq,
were arrested by NAB on the allegation that
acquitted accused had blackmailed one Dr. Fida

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Peshawar High Court
24 OCT 2017

Muhammad (complainant) for extortion of money on the pretext that the acquitted accused will extend cooperation and favour to complainant in a NAB inquiry. The version of prosecution was that one Dr. Fida, the then Director Livestock & Research Development, Peshawar, approached the NAB authorities, particularly (PW.4 Arbab Naveed Akbar) and reported to him that one Saqib Farooq (accused/respondent in connected appeal) the Investigation Officer, is blackmailing him and demands Rs.5 millions as bribe in order to extend his favour in some NAB inquiry. The PW.4 after consultation with the highups, directed the complainant to keep contact with acquitted accused, however, he shall inform the authorities in case of any further development. Thereafter as per version of complainant, the amount of bribe was fixed Rs.15,00,000/- between them to be paid to acquitted accused at Yousafzai Market, Hayat Abad, Peshawar. On the request of Deputy Prosecutor General NAB, learned Sessions Judge, Peshawar authorized a Magistrate for conducting/supervising raid/trap

EXAMINE
24 OCT 2017

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while taking money, who accompanied by other NAB officials conducted the same and required money was handed over to a person allegedly deputed by accused. However, he was arrested red handed alongwith gratification given by complainant. The name of arrested accused came out to be Shahzad alias Rauf, who was produced before Judicial Magistrate, where he confessed his guilt exposing therein the name of Sami Ullah (appellant/convict) that he was deputed by appellant in order to take some documents from the complainant. Thereafter appellant Sami Ullah was arrested. After completion of investigation against all the three accused, a formal Reference was placed before the Accountability Court, where after framing of formal charge against accused, the prosecution in order to prove its case, examined as many as 17 PWs alongwith 5 CWs. On closure of prosecution evidence, statements of accused u/s 342 Cr.PC were recorded by learned trial Court, wherein only appellant Sami Ullah opted to be examined on oath u/s 340(2) Cr.PC. At conclusion of trial, the learned

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Peshawar High Court

24 OCT 2017

trial Court vide impugned judgment dated 11.2.2017, acquitted the accused/respondent Saqib Farooq from the charges leveled against him whereas appellant Sami Ullah was convicted u/s 10 of NAB Ordinance 1999 and sentenced to undergo 7 years R.I alongwith fine of Rs.5,00,000/- failing which, he shall further undergo a sentence of six months. The other co-accused Shehzad alias Rauf being Afghan refugee had absconded, who was declared Proclaimed Offender. Hence, the instant criminal appeal has been preferred by appellant/convict Sami Ullah Durrani whereas connected appeal has been preferred by Chairman NAB etc, against acquittal of accused/respondent Saqib Farooq.

3. Learned counsel for appellant/convict contended that the appellant has been implicated in this case with malafide intention of NAB authorities while prosecution has not proved its case against him beyond any reasonable doubt; that the learned trial Court has not properly appreciated the prosecution evidence in its true perspective and even not discussed the statement of appellant/convict

EXAMINER
Peshawar High Court

24 OCT 2017

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tendered on oath u/s 340(2) Cr.PC; that there is no iota of evidence against the appellant to connect him with the commission of offence.

4. On the other hand, learned counsel for NAB contended that the prosecution has proved its case not only against the appellant/convict but also against acquitted co-accused Saqib Farooq beyond reasonable doubt; that both the accused have committed the offence falling under Section 9 of the NAB Ordinance 1999, punishable u/s 10 of the Ordinance *ibid* but learned trial Court has awarded lesser punishment to the appellant/convict while acquitted accused/respondent Saqib Farooq despite production of sufficient evidence against him which *prima facie* connects him with the commission of offence.

5. We have heard learned counsel for the appellant/convict, acquitted accused/respondent as well as NAB and have gone through the record.

6. The record reveals that appellant/convict has specifically been mentioned by absconding co-accused with specific role of directing

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Peshawar High Court

24 OCT 2017

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the absconding co-accused to receive the amount offered by complainant. In his confessional statement u/s 164/364 Cr.PC, the absconding co-accused has stated that he went to the place known as Yousafzai Market for receiving some documents on the direction of his friend Sami Ullah and after his apprehension by NAB authorities, he came to know that it was not documents but Rs.1500,000/-. It is established principle of law that confessional statement would be accepted as a whole or to be negated. Likewise, confessional statement of co-accused could not be treated as a true statement, which was recorded after 65 days of his arrest who remained during said 65 days in the custody of NAB authorities. The Investigation Officer even in his Court statement admitted that the recovered amount was not Rs.1500,000/- but except a few original notes, other papers were placed between original notes. So the confessional statement of co-accused could not be accepted to be true.

7. As per data placed on record Ex.PW.8/1, two mobile numbers i.e, 0304-5849462 (recovered

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Peshawar High Court
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from absconding accused) & 0304-9009697 (recovered from appellant) were in active contact with each other on 19.10.2006. Likewise, mobile No. 0304-9051919 (owned by appellant Sami Ullah) was in contact with mobile No. 0300-5967034, PTCL office No.091-9213294 and home PTCL No.091-5818865 of complainant on 19.10.2006. The prosecution has succeeded in determining that the above number (0300-5967034) was owned by Mr. Akmal Fida(son of complainant) however, no such data is placed on file that the same number was in contact with the doubtful numbers allegedly owned by appellant. However, as per record the above numbers i.e, 0304-9009697(recovered from appellant) and 0304-5849462 (recovered from absconding co-accused) remained in contact inter se according to Ex.PW.8/6. The number 0304-9051919 was used in phone set recovered from appellant, which had been issued to him by Paktel Franchise. It is also proved on record that the sample of voice of appellant recorded in presence of Judicial Magistrate had matched with the one recorded by complainant's

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Peshawar High Court

24 OCT 2017.

son. The appellant/convict had specifically been asked by learned trial Court while recording his statement u/s 342 Cr.PC in respect of mobile set as well as SIM lying/fixed therein and the expert report in respect of SIM number, from which the complainant was contacted but the appellant had denied ownership of both the SIMs. However, during course of recording statement on oath u/s 340(2) Cr.PC, the appellant/convict had not mentioned those two SIM numbers in mobile taken into possession by NAB authorities at the time of his arrest. The prosecution has not proved by any cogent evidence that who was the owner of SIM No.0304-5849462 & 0321-9004571 recovered from absconding co-accused at the time of his arrest. The NAB authorities in presence of Judicial Magistrate recovered one shopping bag, one pistol .30 bore, four cartridges, one mobile set Nokia, in which two Sims containing Nos. 0304-5849462 & 0321-9004571 were installed apart from some other currency. The data placed on file by prosecution, confirm and proves that the mobile number 0304-5849462 was

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EXAMINER
Peshawar High Court
24 OCT 2017

in contact with mobile No.0304-9009697 on 19.10.2006. In such view of the matter, the link between all the above mentioned three mobile numbers and that of complainant is well established.

8. No doubt the prosecution has proved its case against appellant/convict without any reasonable doubt, however, the legal proposition would be that whether the appellant has committed any offence falling within the purview of Section 9 of the National Accountability Ordinance 1999. The charge framed by learned trial Court against appellant is also not exhaustive, cogent and no any meaning could be ascertained that under what offence, the appellant as well as absconding co-accused were charged, however, at Para 8 of the charge, the appellant is charged for abetment, assistance & conspiracy in commission of offence allegedly committed by principal accused Saqib Farooq.

9. The Accountability Court has the jurisdiction to prosecute any person who has either committed an offence u/s 9 of the NAO 1999 or the

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Peshawar High Court

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offences mentioned in the schedule attached thereto. Keeping in view the acquittal of co-accused namely Saqib Farooq, who was a NAB official, has been acquitted by learned trial Court from the charges leveled against him whereas prosecution has failed to bring on record an iota evidence that any criminal proceedings, inquiry or investigation was in progress against complainant and no any evidence has been brought on record by prosecution that the acquitted accused was in league with the appellant/convict or other absconding co-accused nor any link of acquitted co-accused with the appellant/convict has been proved by prosecution. So this is an independent offence committed by appellant/convict with the help of absconding co-accused therefore, what may be the offence committed by appellant/convict does not come in any clause of Section 9 of the NAO 1999 nor in schedule offence. From the bare reading of evidence brought on record by prosecution, it reveals that the appellant/convict has attempted to extort money from complainant by putting them in fear of involving him in criminal case.

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Peshawar High Court

24 OCT 2017

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Such like extortion is punishable u/s 384 PPC, which reads as:-

"384. Punishment for extortion. Whoever commits extortion shall be punished with imprisonment of either description for a term which may extend to three years, or with fine, or with both."

From the giving facts & circumstances of the case, prosecution has proved a case against the appellant as that of extortion defined u/s 383 PPC, which is punishable u/s 384 PPC. This fact could not be made disputed that being an appellate Court where Cr.PC is being applied while hearing appeal against judgment of Accountability Court, this Court may exercise all the powers & jurisdiction of trial Court as well as the powers conferred on this Court u/s 423 Cr.PC. The instant appeal (Eh:Cr,A No.01-P/2017) is partially allowed, the impugned conviction is altered to Section 511 PPC and consequently, the appellant/convict is found guilty u/s 511 PPC, who is sentenced to one already

undergone.

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Oct 2017

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11. The connected Eh:Cr.Appeal No.03-P/2017 filed by Chairman NAB against acquittal of accused/respondent Saqib Farooq is dismissed.

Announced:

23/10/2017

Saqib Farooq

JUDGE
M. Iqbal Khan

JUDGE
Lal Jan Khattak

CERTIFIED TO BE TRUE COPY

Peshawar High Court, Peshawar
Authority of the Court of Appeal 82 of
The Criminal Procedure Code Order 1983

24 OCT 2017



"A. Qayum PS" (DB) Justice Ikramullah Khan & Justice Lal Jan Khattak

10975

No.

Date of Presentation of Application *24/10/17*

No of Pages *13*

Case Fee

Urgent Fee

Total *50*

Date of Preparation of Copy *24/10/17*

Date of Delivery of Copy *24/10/17*

Received By *M. Iqbal Khan*

Office
29/10

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18/2/2017
میرزا محمد علی

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روزنامہ ایکسپریس پشاور

پشاور

سUNDAY FEBRUARY 12, 2017

پشاور کے اسی دن سے ملک بھر میں شہرے والے علاقے میں
 برآمدہ 334، 14 بجای الاصل 1438، 12، 2017، 20، 20

پشاور کے اسی دن سے ملک بھر میں شہرے والے علاقے میں
 برآمدہ 334، 14 بجای الاصل 1438، 12، 2017، 20، 20

VETERINARY RESEARCH

Diary No. 787

Date 16/2/2017

PESHAWAR

سابقہ دن کے روزنامہ ایکسپریس پشاور میں شہرے والے علاقے میں
 برآمدہ 334، 14 بجای الاصل 1438، 12، 2017، 20، 20

پشاور کے اسی دن سے ملک بھر میں شہرے والے علاقے میں
 برآمدہ 334، 14 بجای الاصل 1438، 12، 2017، 20، 20

Dec 15/2

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 official concerned

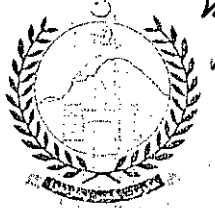
OS(CE) 1572



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27

**DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR**



Ph#. 091-9210218, 091-9210248

Fax#. 091-9210220

DG(R)/L&DD/E-II/PF(186)/2013

2053-57

Dated Peshawar The 26/02/2018

NOTIFICATION

NO. DG(R) EST.II/PF (186)13 VOL-III: Whereas Mr. Samiullah Khan Durrani Office Assistant BPS-16 of Livestock and Dairy Development Department (Research wing) was transferred & posted at Transport and Mass Transit Department,

And whereas he was repatriated to the Parent Department (livestock and Dairy Development (Research Wing) on 01/08/2016

And whereas he did not join the Parent Department claiming that he was employ of Transport and Mass Transit Department and was drawing salary from there,

And whereas later on the Transport and Mass Transit Department confirmed his repatriation and relieving from duty and his absence from duty,

And whereas, in the meanwhile, the Accountability Court No.1 Peshawar convicted Samiullah Khan Durrani of the offence (to black mail and hoodwink the complainant, Dr Fida Muhammad, his director, for extortion of money) u/s 10 of the NAB ordinance 1999 and sentenced him to 7 years (R. I.) with a fine of Rs.500, 000/- vide their judgment dated 11/02/2017.

And whereas Mr Samiullah Khan Durrani preferred an appeal to the Peshawar High Court, Peshawar, against the impugned judgment dated 11/02/2014.

And whereas the prosecution proved the case of extortion (attempt to extort money from the complainant by putting them in fear of involving him in criminal case) defined u/s 383 PPC which is punishable under section 384 PPC, and therefore, the honorable learned Peshawar High Court partially allowed the appeal, the impugned conviction was altered to 511 PPC, consequently, the appellant/ convict Mr. Samiullah Khan Durrani was found guilty u/s 511 PPC **and was sentenced to the one already undergone.**

Now, therefore, in exercise of the powers under sections 9 & 8(a) of the Khyber Pakhtunkhwa Government Servants (Efficiency and Discipline) Rules, 2011, the undersigned in the capacity of competent authority is pleased to order the dismissal from Government service of Mr. Samiullah Khan Durrani assistant BPS-16 of livestock and Dairy Development (Research wing), on account of willful absence from duty and conviction the court of law, with immediate effect.

The unauthorized absence from duty of the official with effect from 01/08/20016 (the date of his repatriation from Transport & Mass Transit Department) till date is hereby treated as unauthorized absence from duty without pay.

Copy of the above forwarded to the:

1. Accountant General Khyber Pakhtunkhwa Peshawar (personnel No: 00310370)
2. Section Officer (LFC) Agriculture, Livestock, fisheries and cooperative Department, Government of Khyber Pakhtunkhwa, Peshawar
3. Account Officer Directorate General (Research) L& DD, Peshawar
4. Mr. Samiullah Khan Durrani s/o Amanullah Khan Durrani, House No: 232, street # K-II, Phase-III Hayat Abad, Peshawar. Through registered post.
5. Master file

o c c
Director General (Research)

o c c
Director General (Research)

26/2/2018



54

43

**DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR**

1967

No. DG(Res)L&DD/Est.II/PF(186)/2006/Vol.III/ Dated Peshawar the 30/04/2015.

To

The Secretary,
Government of Khyber Pakhtunkhwa, Peshawar
Agriculture, Livestock, Cooperatives and Fisheries Department
Peshawar.

Attention Section Officer(LFC)

Subject:- REQUISITION OF SERVICES OF MR. SAMIULLAH KHAN DURRANI,
ASSISTANT, DIRECTORATE GENERAL(RESEARCH) LIVESTOCK
AND DAIRY DEVELOPMENT DEPARTMENT, KHYBER
PAKHTUNKHWA, PESHAWAR.

Please refer to Director Transport Department letter No. Dir/Tpt/3044-45 dated 28-04-2015 on the subject noted above.

It is please stated that the services of Mr. Samiullah Khan Durrani Assistant has been requisitioned by the Transport Department Khyber Pakhtunkhwa, Peshawar. In this connection this office has no objection on his transfer and further placement at the department concerned.


Encl: 01

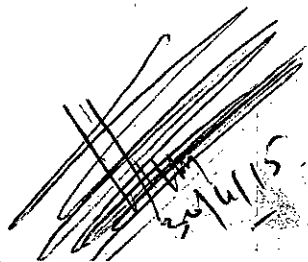

(GHUFRAN ULLAH PhD)
Director General (Research)

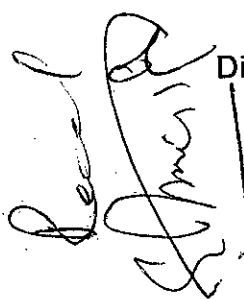
1968

No. DG(Res)L&DD/Est.II/PF(186)/2006/Vol.III/ Dated Peshawar the 30/04/2015.

Copy of the above is forwarded to the Director Transport and Mass Transit, Khyber Pakhtunkhwa, Peshawar for information with reference to his letter as quoted above.


(GHUFRAN ULLAH PhD)
Director General (Research)


30/4/15



29/4

29/4

55

1204

CHARGE RELINQUISH REPORT

Consequent upon my posting as Assistant Director (P&T) vide Government of Khyber Pakhtunkhwa, Transport and Mass Transit Department Order No. SO(G)/TD/3-1/2014 dated 12-04-2016, I Samiullah Khan Durrani has relinquished the charge of the post of Assistant on 12-04-2016 (Afternoon)

Encl: 01


(SAMIULLAH KHAN DURRANI)
ASSISTANT



GOVERNMENT OF
KHYBER PAKHTUNKHWA
AGRICULTURE LIVESTOCK & COOPERATIVE DEPARTMENT.

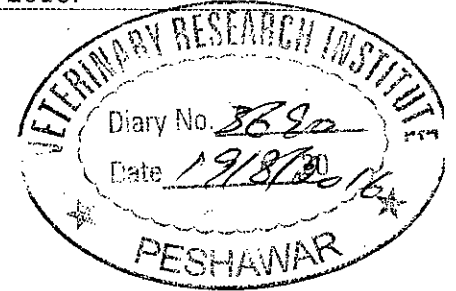
No. SO(LFC)AD-2(3)2014-15
Dated Peshawar the 17/8/ 2016.

56

116

To

~~The Director General (Research),
Livestock & Dairy Development,
Khyber Pakhtunkhwa, Peshawar.~~



Subject: REPATRIATION ORDER OF MR. SAMIULLAH KHAN DURRANI,
OFFICE ASSISTANT LIVESTOCK & DAIRY DEVELOPMENT
(RESEARCH WING).

I am directed to enclose herewith a copy of repatriation order issued by the Government of Khyber Pakhtunkhwa Transport & Mass Transit Department vide No.SOG(TD)/3-1/2014 dated 1-8-2016 in respect of Mr. Samiullah Khan Durrani, Office Assistant with the advice to take appropriate action under E&D Rules, 2011 if he did not report for duties till date.

Encl: As above.

(DR. FAKHRUL ISLAM)
SECTION OFFICER (LFC)

CC:-

PS to Secretary Agriculture, Livestock and Cooperative Department

SECTION OFFICER (LFC)

Immediate

Put up file

SRO(M)

OS(E)

19/8/2016



GOVERNMENT OF KHYBER PAKHTUNKHWA
TRANSPORT & MASS TRANSIT DEPARTMENT

57

Dated Peshawar the, 01-08-2016

ORDER

No.SO(G)/TD/3-1/2014: The Competent Authority has been pleased to withdraw this Department order No.SO(G)/TD/3-1/2014/2159-65 dated 20/07/2016, regarding withdrawal of repatriation of Muhammad Fazal Rahman and Mr. Samiullah Khan Durrani to their parent Departments. Both the officers are directed to report back to their parent Departments, with immediate effect.

Sd/-

SECRETARY
Govt. of Khyber Pakhtunkhwa
Transport & Mass Transit Department

Endst: No. & Date Even/2337-43

Copy for information to the:

1. Accountant General, Khyber Pakhtunkhwa, Peshawar.
2. Director Transport & Mass Transit/Coopted Chairman RTAs, Khyber Pakhtunkhwa.
3. PS to Secretary, Workers Welfare Board Khyber Pakhtunkhwa.
- ✓ 4. Secretary Live Stock & Dairy Development Department, Khyber Pakhtunkhwa.
5. District Accounts Officer, Kohat.
6. PS to Special Assistant to CM for Transport & Mass Transit, Khyber Pakhtunkhwa.
7. PS to Secretary Establishment Department, Govt. of Khyber Pakhtunkhwa.
8. PS to Secretary Transport & Mass Transit Department, Govt. of Khyber Pakhtunkhwa.
9. Officers Concerned.
10. Master File.

Khalid Khan
(KHALID KHAN)
SECTION OFFICER (ADMN)
Transport & Mass Transit Deptt

Secretary Agriculture

Diary

No. 3112

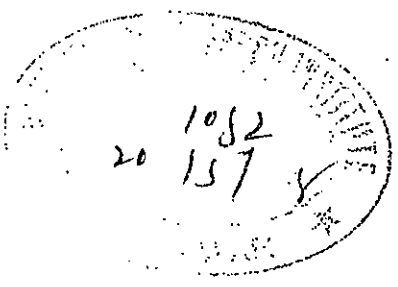
Dated 3-8-16

D no. 658
5/8/2016

111

58

124



The Director,
Veterinary Research Institute,
NWFP, Peshawar.

Subject: NOC/ TRANSFER

Respectfully it is stated that I am working as Office Assistant in the Directorate of Veterinary Research, Institute Peshawar under your kind control. It came to know through reliable sources that a post of my equal grade lying vacant in office of Honorable Minister for Livestock & Cooperative Department, NWFP, Peshawar.

Therefore you are requested that I may kindly be issued NOC & transferred to the said post as mentioned before. I will be very thankful to you in regard.

Thanking you once again.

Sincerely yours,

Date: 19-05-2008

[Signature]
Samiullah Khan Durrani
Office Assistant
VRI, Peshawar.

*He remain'd
absent from duty
on 19/5/08*

*He remain'd
absent from
duty on 19/5/08
for today*

1915

EAT

1 pd. cu Pgs 1/2 K



591
157

DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT
KHYBER PAKHTUNKHWA, PESHAWAR

Ph #: 091-9210218, 091-9210219
Fax#: 091-9210220

No. DG(Res)/L&DD/EST-II/PF (186)/2006 / 17
To

02-1-2017
Dated Peshawar the 12/2016

The Section Officer (ESTT),
Government of Khyber Pakhtunkhwa,
Agriculture, Livestock, Fisheries &
Cooperative Department, Peshawar

Subject: REPLY TO THE NOTICE OF ABSENTEE.

Please refer to your No. SO(LFC)AD-2(123)/PF/2015 dated 13.12.2016 and subsequent reminder even No. dated 20.12.2016 on the subject cited above.

In this connection it is please stated that consequent upon the repatriation of the incumbent to parent Department the official did not attend the office till now. He was issued letter vide Nos. 4289 dated 23.08.2016 No. 4625 dated 09.09.2016 through registered mails vide registries Nos.757 dated 24.08.2016 and subsequently No.287 dated 10.09.2016 (copies enclosed) but he did not report for duty.

Furthermore, his absent report has been published in two prominent Daily Newspapers i.e AAJ & Mashriq (copies attached). In response to which he submitted reply to the notice of absent vide No. Dir/TPT/AD-1/PF/ dated 13.10.2016 with a copy to your good office (copy attached). The official did not arrive to this office for duty to date please.

Encl: As above.

29/12
o/c for (DR. AHMAD NAVEED)
Director General (Research)
29/12 29/12

53 60

DIRECTORATE OF TRANSPORT & MASS TRANSIT

KHYBER PAKHTUNKHWA

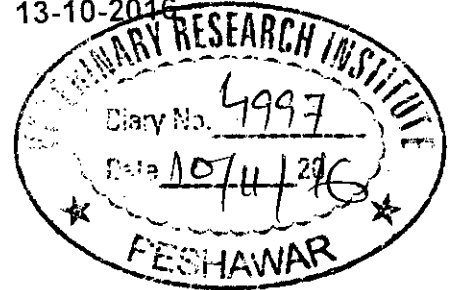
No. Dir/TPT/AD-1/PF/

Dated: 13-10-2016



To

The Director General,
Livestock Research and Dairy Development,
Department Khyber Pakhtunkhwa,
Peshawar.



Subject: REPLY TO THE NOTICE OF ABSENT

Reference to the Daily News Paper Aaj dated 5th October 2016 on the subject noted above.

With great concerned it is stated that that undersigned is working as Assistant Director (P&T) Transport, but the DG(R) issued notice in newspaper being declared absent, which is smiling over own face like a joker. Neither I am the employee of DG (R) L&DD nor on the strength of the same then how L&DD can issue notices in newspaper for joining duties and mentioning me as absent? It is bring in your kind notice that from few months a very big propaganda is started against undersigned from few corrupt mafia of transport department to just pressurize and stop me from work. I am still working as an Assistant Director Transport. This is crystal clear from the Payroll of salary of the last and second last month. (Annexed as- A).

It is bringing in your kind notice that Mr. Salman Assistant Director Legal who was working as a Deputy Director & DDO of Directorate of Transport but due to his low performance and declaring slacker and disobedient officer Government demoted him As Assistant Director legal (Annx As-B). Now actual position is that Mr. Salman is Assistant Director Legal and has no authority to write a letter to Director General or AG office for stoppage of salary of undersigned being gazzetted officer, As my transfer/posting or absorption authority is Head of the Department not Assistant Director legal.

It is therefore humbly requested to consider my reply well to your notices and withdraw the letters of joining for duties as I am already on duty and working as an Assistant Director Transport KPK, Peshawar. It is also requested to called explanation from Assistant Director legal Salman to explain the reason of writing fake letters & based on bios, being having no authority otherwise disciplinary action against him may kindly be requested to order through Administrative Department.

Thanking you in anticipation.

[Handwritten signature of Samiullah Khan Durrani]
SAMIULLAH KHAN DURRANI
Assistant Director (Pol & Traff)
Mass Transit & Trasport Deptt:
Khyber Pakhtunkhwa Peshawar.

End:No & Date Even:

A copy is forwarded to:

1. PS to Secretary Agriculture, Livestock & Diary Development Department KPK Peshawar.
2. Section officer(LFC), Agriculture, Livestock & Diary Development.
3. PA To Director Transport and Mass Transit KPK Peshawar.

Please discuss

SAMIULLAH KHAN DURRANI
Assistant Director(Pol & Traff)
Mass Transit & Trasport Deptt:
Khyber Pakhtunkhwa Peshawar.

copy of 10/11
OSK
put up on the relevant file
2/11
10/11/16
BAR



DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR

No. DG(Res)L&DD/Est-II/PF(186)/2006/6028 Dated Peshawar the 25/11/2016.

To

The Section Officer(Estt)
Government of Khyber Pakhtunkhwa,
Agriculture, Livestock, Cooperatives and
Fisheries. Department Peshawar.

Subject:- REPATRIATION ORDER OF MR. SAMIULLAH KHAN DURRANI, OFFICE ASSISTANT LIVESTOCK AND DAIRY DEVELOPMENT (RESEARCH WING)

Please refer to your letter No. SO(LFC)AD-2(123)/PF/2015 dated 14-11-2016 and subsequent correspondence of transport department as well official concerned (copies enclosed) on the subject noted above.

In this connection it is please stated that the official concerned has not joined the department so far, even after publishing absence notice from duty in two leading newspapers. Furthermore the official concerned has also addressed a letter to this department dated 13-10-2016 where he states that he is no more the employee of the Directorate General(Research) Livestock and Dairy Development Department. Therefore, further guidance in the matter is solicited please.

Encl: 04 02

(DR. AHMAD NAVEED)
Director General (Research)

D.No-2028
25/11/2016

REGISTERED



82 113

DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR

No. 757

No. DG(Res)L&DD/Est.II/ PF(186)/ 2006/ Vol.III/ 4289 Dated Peshawar the 23/08/2016
To

Received a registered letter addressed to 76
Initials of Receiving Officer
Insured for Rs
If insured
Insurance fee / Name and address of sender

Mr. Samiullah Khan Durrani,
S/O Amanullah Khan Durrani
House No. 232 Street No. 10
Sector K-II Phase-III.
Hayat Abad, Peshawar.

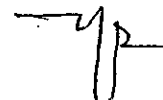
Subject:- REPATRIATION TO PARENT DEPARTMENT

Reference to the Government of Khyber Pakhtunkhwa, Transport & Mass Transit Department Order No. SO(G)TD/3-1/2014 dated 01-08-2016 (copy enclosed) on the subject noted above.

According to the above order you have been repatriated by the borrowing department to the parent department and you were due to report for duty immediately after its issuance but till date you are absent from Government duty. Similarly the Administrative Department vide letter No. SO(LFC)AD-2(3)2014-15 dated 17-08-2016 has also taken a serious view to take appropriate action under E&D Rules, 2011 if he did not report for duty till date i.e (18-08-2016).


Therefore, you are urged to immediately report for duty without fail on the receipt of this letter and ensure your arrival report which should reach to this office within seven days positively otherwise strict action will be taken against you under the E&D rules 2011.

Encl: 02


(DR. AHMAD NAVEED)
Director General (Research) 22/8/16

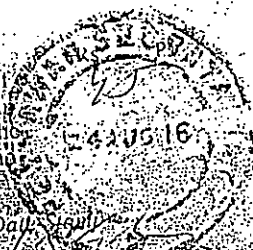
No. DG(Res)L&DD/Est.II/ PF(186)/ 2006/ Vol.III/ 4290 Dated Peshawar the 23/08/2016.

Copy of the above is forwarded to the Section Officer (LFC) Government of Khyber Pakhtunkhwa, Agriculture, Livestock, Cooperatives and Fisheries Department, Peshawar for information with reference to his letter as quoted above.


(DR. AHMAD NAVEED)
Director General (Research) 22/8/16

No. 757

For Insurance Notices see reverse.
Stamps affixed except in case of
uninsured letters of not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due.



Received a registered
addressed to

PAUL STANLEY
1000 ...

Initials of Receiving Officer

Write here "letter", "postcard", "packet" or "parcel"
with the word "insured" before it when necessary.

Insured for Rs. (in figures)

1000 ...

If insured

Insurance fee Rs.

2/50 (in words)

Weight
Kilo
Grams

Name and
address
of sender

1000 ...

64

115

104

Ist Reminder
REGISTERED



DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR

No. DG(Res)L&DD/Est.II/PF(186)/2006/Vol.III/ 4625 Dated Peshawar the 9/09/2016.
To

Mr. Samiullah Khan Durrani,
S/O Amanullah Khan Durrani
House No. 232 Street No. 10
Sector K-II Phase-III.
Hayat Abad, Peshawar.

Subject:- REPATRIATION TO PARENT DEPARTMENT

113

Reference this office letter of even No. 4289 dated 23-08-2016 addressed to you on the above address under registered cover bearing No. 757 dated 24-08-2016 on the subject noted above.

You were directed to immediately report to this office for duty but till date neither you have ensured your arrival nor intimated any reply about the backgrounds of the case.

Therefore, you are once again directed to assume your duty at your parent department on the receipt of this reminder otherwise proper proceedings under the Efficiency and Discipline Rules, 2011 will be initiated against you.

287

For Insurance Notices see reverse
Stamps affixed except in case of
uninsured letters of not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due

Write here "letter", "postcard", "packet" or "parcel"
of Receiving Officer with the word "insured" before it when necessary
insured for Rs. (in figures) (in words)

Weight Kilo Grams
(in words)

Name and address of sender: Hayat Abad

HMAD NAVEED
General (Research)
06/9/16

Pass Transit Deptt.

نوٹس غیر حاضری

تم سبح اللہ خان ڈرانی ولد امان اللہ خان ڈرانی آفس اسٹنٹ ادارہ ہذا کے خدمات محکمہ ٹرانسپورٹ کو حوالہ کی گئی تھیں مگر ان کو آپ کی وجہ سے ادارہ ہذا کو واپس بھیجا گیا۔ حوالہ حکم نامہ نمبر SO(G)/TD/3-1/2014 مورخہ 01.08.2016 حکم نامہ کے تحت تھیں پیش کرنا تھا مگر تا حال پیش نہیں کی اور ڈیوٹی سے عملاً اور عمداً غیر حاضر رہے۔ آپ کے گھر کے پتے پر 016 DG(Res)/L&DD/Est.II/PF(186)/2006/Vol.III/4289 مورخہ 09.09.2016 DG(Res)/L&DD/Est.II/PF(186)/2006/Vol.III/4625 نمبر بھیج دیئے لیکن آہ ہوئے اور نہ کوئی جواب ملا اس لئے مجبوراً اخباری نوٹس کے ذریعے آپ کو آخری موقع دیا جاتا ہے اور تنبیہ کی جاتی ہے کہ اشتہار ہذا کا دن کے اندر اندر اپنی ڈیوٹی پر حاضر ہو جاؤ اور اپنی غیر حاضری کا تحریری و معقول وجوہات پیش کرو۔ بصورت د (E&D Rules 2011) کے مطابق یکطرفہ تادیبی کارروائی عمل میں لائی جائیگی اور آپ کو نوکری سے برخواست کیا جائے گا۔

احمد حسین

(ڈاکٹر احمد نوید)

ڈائریکٹر جنرل (ریسرچ)،

لائسنسنگ اینڈ ڈیری ڈیولپمنٹ ڈیپارٹمنٹ، خیبر پختونخوا



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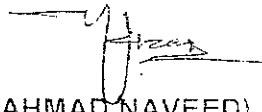
DIRECTORATE GENERAL (RESEARCH)
LIVESTOCK & DAIRY DEVELOPMENT DEPARTMENT,
KHYBER PAKHTUNKHWA, PESHAWAR
Phone: (091)9210248, 9210218-19 Fax 9210220

ABSENCE NOTICE

You Mr. Samiullah Khan Durrani, Office Assistant of this Department transferred to Transport and Mass Transit Department, Government of Khyber Pakhtunkhwa. You have been repatriated to parent department vide Order NO. SO(G)TD/3-14 dated 01-08-2016. You were due to report for duty to your parent department but you did not assume the duty and continuously remained absent.

This office have sent two letters at your home address vide letter No. L&DD/Est.II/ PF(186)/ 2006/ Vol.III/4289 dated 23-08-2016 under registry No. 757 dated 14-08-2016 and No. 4625 dated 09-09-2016 vide registry No. 287 dated 10-09-2016 neither report for duty nor received any response from your side, therefore, this office inform you through this notice in the newspaper.

You are hereby directed to assume duty within 15 days of this notice and submit cogent reason for absentia to the undersigned, otherwise ex-parte disciplinary action will be taken against you under the (Efficiency and Discipline) Rules, 2011 and your services will be terminated.


(DR. AHMAD NAVEED)
Director General (Research) 20/5/16

http://www.dailymashriq.com.pk

اللہ کے لیے ہر شے قربان کرنا

DAILY MASHRIQ PESHAWAR

پشاور

پندرہ کے ماں

سیدنا جبریل علیہ السلام

روزنامہ



سلسلہ اشاعت کے 50 سال

ABC CERTIFIED

جلد 50 نمبر 03 عمر الحرام 1438ھ 105 نومبر 2016ء 20:20 بجے 12 روپے

نیشنل ایجوکیشنل اتھارٹی

مقامی اور علاقہ جاتی اداروں کی خدمات کو بحال کرنے کے لیے...
ان کو آئی ٹی کی خدمات بہتر بنانے کی وجہ سے ادارہ دار کو واپس بھیجا گیا...

ڈائریکٹر جنرل (سرچ) ایجوکیشنل اتھارٹی، پشاور

InfoKPGovt.@infoKPGovt.*Send:KP.to.83333:INF(P)5670

پشاور ایسٹ ایلوٹمنٹ کے ایک وقت شائع ہونے والا کثیر الاشاعت قومی روزنامہ

روزانہ شائع ہونے والا

روزنامہ

پشاور

پاکستان

محمد الیاس صاحب

12

جلد 27 | 5 اکتوبر 2016 | 32016 | 12 | 266

قوانین غیر حاضری

تم سیدتی اللہ خان ولد امان خان رسائی آفس اسسٹنٹ افسر ہذا کے خدمات مکمل رہسورٹ کو حوالہ کی گئی تھیں مگر ان کو آپ کی آپ کی خدمات پسند نہ آنے کی وجہ سے ادارہ ہذا کو واپس بھیجا گیا۔ بحوالہ حکم نمبر SO(G)/TD/3-1/2014 مورخہ 1-8-2016 حکم ہمارے تحت تمہیں مکمل ہذا کو اپنی رہسورٹ پیش کرنا تھا مگر حال پیش نہیں کی اور ذہنی سے مٹا اور ممبر غیر حاضر ہے آپ کے گھر کے پہنچ پر جزو دخلو دا نمبر DG(Res)L&DD/Est.IV/PF(186)/2008/Vol.III/4289 مورخہ 23-8-16 اور نمبر DG(Res)L&DD/Est.IV/PF(186)2008/Vol.III/4625 مورخہ 9-9-16 بھیج دیئے لیکن آپ نہ تو ذہنی پر حاضر ہوئے اور نہ کوئی جواب ملا اس لئے مجبوراً اخباری نوٹس کے ذریعے آپ کی غری موش ریا جاتا ہے اور تمہیں کی جاتی ہے کہ اشتہار ہذا کی اشاعت سے چند دن کے اندر ذہنی ذہنی پر حاضر ہو جاؤ اور اپنی غیر حاضری کا تحریری دستخط و جواہات پیش کرو بصورت دیکر تمہارے خلاف E&D Rules 2011 کے مطابق یک طرفہ ذہنی کارروائی عمل میں لائی جائیگی اور آپ کو ذہنی سے برخواست کیا جائے گا۔

(ڈائریکٹر نوید) ڈائریکٹر جنرل (ایسٹرنٹ) لاہور

ایسٹرنٹ ڈائریکٹر ایسٹرنٹ ڈائریکٹر جنرل (ایسٹرنٹ) لاہور



Say No To Corruption

INF(P)5670

To,

**Ms.Rozina Rehman,
Hon'ble Member,
Service Tribunal, KPK,
Peshawar.**

Subject: Re-instatement in Govt Service.

R/Madam,

Reference on the subject noted above it is stated that the appellate authority has accepted the appeal with all prayers requested by the undersigned and the dismissal order is set aside being against the E&D Service Rules. The service of the undersigned is re-instated on the post which was holding before the impugned order.

It is, therefore, requested your kind honour to accept this application for withdrawal of service appeal against the dismissal order No.DG(R)/Estt.II/PF(186)/13/Vol-III dated 26-2-2018, Agriculture, Livestock, Fisheries and Cooperative Department and oblige.

Sincerely Yours,

(Samullah Khan Durrani)
Assistant,

Directorate General (Research),
Live Stock and Dairy Development Department,
KPK, Peshawar.

Dated:22-11-2021.