

28.04.2021

Appellant present through counsel. Preliminary arguments heard. Record perused.

Points raised need consideration. Instant appeal is admitted for regular hearing subject to all legal objections. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notice be issued to respondents for submission of written reply/comments. To come up for reply/comments on 08.07.2022 before S.B.

Rs 500

Appellant Deposited  
Security & Process Fee

08/07/22

(Rozina Rehman)  
Member (J)

08.07.2022

Due to Public Holiday on account of Eid-UI-Adha case to come for the same on 13.09.2022.




Reader

Form- A

FORM OF ORDER SHEET

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

Case No.- 7908/2021


S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	22/12/2021	<p>The appeal of Mr. Amir Malik resubmitted today by Mr. Taimur Ali Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put there on <u>11/02/22</u>.</p> <p style="text-align: right;"> CHAIRMAN</p> <p>Due to retirement of the Worthy Chairman, the Tribunal is defunct, therefore, case is adjourned to 28.04.2022 for the same as before.</p> <p style="text-align: right;"> Reader</p>
2-	11.02.2022	

The appeal of Mr. Amir Malik Ex-Constable no. 1723 Operation Staff Kohat received today i.e. on 17.12.2021 is incomplete on the following score which is returned to the counsel for the appellants for completion and resubmission within 15 days.

- 1- Check list is not attached with the appeal.
- 2- Appeal has not been flagged/marked with annexures marks.
- 3- Annexures of the appeal may be attested.
- 4- Copy of bail order dated 07.09.2019 mentioned in para-4 of the memo of appeal is not attached with the appeal which may be placed on it.
- 5- Departmental appeal having no date be dated.
- 6- Five more copies/sets of the appeal along with annexures i.e. complete in all respect may also be submitted with the appeal.

No. 2515 /S.T.

Dt. 20/12 /2021


  
REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Taimur Ali Khan Adv. Pesh.

Respected Sirs,

- 1- Removed
- 2- Removed
- 3- Removed
- 4- Copy of bail order dated 7/9/2019 is attached as Annexure-D. page-12.
- ⑤ dated ~~appe~~ departmental appeal is attached.
- ⑥ Removed.

Resubmitted after compliance

  
22/12/2021

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR**

SERVICE APPEAL NO. 7908 /2021

Amir Malik

V/S

Police Deptt:

**INDEX**

S. No.	Documents	Annexure	P. No.
01.	Memo of appeal	-----	01-04
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04.	Copy of FIR	A	07-08
05.	Copies of card arrest, suspension order dated 29.08.2019 and bail order dated 07.09.2019	B,C&D	09-11
06.	Copies of charge sheet, statement of allegation and reply to charge sheet	E&F	12-14
07.	Copies of show cause notice and reply to show cause notice	G&H	15-16
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**APPELLANT**

THROUGH:

  
**(TAIMUR ALI KHAN)  
ADVOCATE HIGH COURT**

Room No. FR 8, 4<sup>th</sup> Flour,  
Bilour plaza, Peshawar cantt:  
Cell# 0333-9390916

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

SERVICE APPEAL NO. \_\_\_\_\_/2021

Khyber Pakhtunkhwa  
Service Tribunal

Entry No. 2049

Dated 17-12-2021

Amir Malik, Ex-Constable No. 1723,  
Operation Staff, Kohat.

(APPELLANT)

VERSUS

1. The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. The Regional Police Officer, Kohat Region Kohat.
3. The District Police Officer, Kohat.

(RESPONDENTS)

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APPEAL UNDER SECTION 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNALS ACT, 1974 AGAINST THE ORDER DATED 27.10.2020, WHEREBY THE APPELLANT WAS DISMISSED FROM SERVICE, AGAINST THE ORDER DATED 05.01.2021, WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS BEEN REJECTED FOR NO GOOD GROUNDS AND AGAINST THE ORDER DATED 26.11.2021 WHEREBY THE REVISION OF THE APPELLANT HAS ALSO BEEN REJECTED FOR NO GOOD GROUNDS.

PRAYER:

THAT THE ACCEPTANCE OF THIS APPEAL, THE ORDER DATED 27.10.2020, 05.1.2021 AND 26.11.2021 MAY KINDLY BE SET ASIDE AND THE RESPONDENTS MAY FURTHER BE DIRECTED TO REINSTATE THE APPELLANT INTO HIS SERVICE WITH ALL BACK AND CONSEQUENTIAL BENEFITS. ANY OTHER REMEDY WHICH THIS AUGUST TRIBUNAL DEEMS FIT AND APPROPRIATE THAT MAY ALSO BE AWARDED IN FAVOUR OF APPELLANT.

**RESPECTFULLY SHEWTH:**  
**FACTS:**

1. That the appellant has appointed in Levis Force in the year 2012 and was performing his duty with great devotion and honesty, whatsoever, assigned to him and no complaint has been filed against him regarding his performance.
2. That when the Levy Force was merged/absorbed in the Police Department, the appellant became the member of Police Force and in police department too the appellant has performed his duty with great devotion and honesty.
3. That before the merging Levis Force in Police Department, the appellant was working under the command of DC/Commandant Levis Kohat and during that period FIR No.160 dated 02.06.2014 u/s 382/34 PPC, PS KDA Kohat was filed against some unknown persons and at the time of occurrence the appellant was present at Shendhand Hospital on his duty. **(Copy of FIR is attached as Annexure-A)**
4. That in the year 2019, the name of the appellant was also included in that criminal case and was arrest on 18.08.2019, which is evident from the arrest card and on the basis of that criminal case the appellant was suspended by the DC Kohat vide order dated 29.08.2019 and the Learned AD&SJ-I Kohat granted bail to the appellant on 07.09.2019. **(Copies of card arrest, suspension order dated 29.08.2019 and bail order dated 07.09.2019 is attached as Annexure-B,C&D)**
5. That after merging the Levis Force in the Police Department, charge sheet along with statements of allegations were served to the appellant, which was replied by the appellant in which he denied the allegations and clearly mentioned in his reply that he was present at Shendhand Hospital at the time of occurrence and neither his name was not mentioned in FIR nor any one identify him during identification parade. Even accused did not gave his statement about the involvement of the appellant in the occurrence. **(Copies of charge sheet, statement of allegation and reply to charge sheet are attached as Annexure-E&F)**
6. That inquiry was conducted against the appellant in which no chance of defence was provide to the appellant as neither statements were recorded in the presence of the appellant or gave him opportunity of cross examination, even the inquiry report was not provided to the appellant.

7. That show cause notice was issued to the appellant which was properly replied by the appellant in which he again denied the allegations. **(Copies of show cause notice and reply to show cause notice are attached as Annexure-G&H)**
8. That the appellant was dismissed from service on the basis of above mentioned falsely implicated criminal case vide order dated 27.10.2020, against which he filed departmental appeal, which was rejected on 05.01.2021 for no good grounds, the appellant then revision which was also rejected on 26.11.2021 for no good grounds. **(Copies order dated 27.10.2020, departmental appeal, rejection order dated 05.01.2021, revision and rejection order dated 26.11.2021 are attached as Annexure-I,J,L&M)**
9. That the appellant has no other remedy except to file the instant service appeal in this Honourable Tribunal on the following grounds amongst others.

#### **GROUND:**

- A. That the impugned orders dated 27.10.2020, 05.01.2021 and 26.11.2021 are against the law, facts, norms of justice and material on record, therefore, not tenable and liable to be set aside.
- B. That inquiry conducted against the appellant was not according to the prescribed procedure as neither statements were recorded in the presence of the appellant nor gave him opportunity of cross examination, which is violation of law and rules and the impugned orders are liable to be set aside on this ground alone.
- C. That no opportunity of defence was provided to the appellant during inquiry proceeding, which is violation of Article-10A of the Constitution of Pakistan.
- D. That the appellant clearly mentioned in his reply to the charge sheet and show cause notice that he was present at Shendhand Hospital on duty at the time of occurrence and neither his name was not mentioned in FIR nor any one identify him during identification parade. Even other accused did not gave his statement about the involvement of the appellant in the occurrence, but even then the inquiry officer without conducting regular to dig out the realty about the issue found him guilty of the charges leveled against him, which is

against the law and rules and as such the impugned orders are liable to be set aside.

- E. That the appellant was implicated in criminal case and as per rule the Deputy Commissioner Kohat suspended the appellant before merging the Levis Force and when the Levis Force was merged in Police Department, the appellant shall also be suspended according to Police Rules-1934 and shall wait till the conclusion of the criminal case pending against the appellant, but he was dismissed from service without waiting to conclusion of criminal case pending against him by the department, which is violation of Police Rules-1934.
- F. That the appellant was falsely implicated in criminal case and as per Civil Service Regulations-194, the appellant should be suspended till the criminal case pending against him, but the appellant was dismissed from service without waiting to conclusion of criminal case pending against him, which is violation of CSR-194.
- G. That as per superior court judgment that mere allegation of commission of an offence and registration of FIR against a person would not ispo facto made him guilty rather he would be presumed to be innocent until convicted by a competent court, but the appellant was dismissed from service merely on the basis of FIR, which is against the norms of justice and violation of Superior court judgment.
- H. That inquiry report was not provided to the appellant, which is against the law and rules and violation of superior court judgments.
- I. That the appellant has been condemned unheard and has not been treated according to law and rules.
- J. That the appellant seeks permission of this Honourable Tribunal to advance others grounds and proofs at the time of hearing.

It is, therefore most humbly prayed that the appeal of the appellant may be accepted as prayed for.

  
APPELLANT

Amir Malik

THROUGH:

  
(TAIMUR ALI KHAN)

ADVOCATE HIGH COURT



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

SERVICE APPEAL NO. \_\_\_\_\_/2021

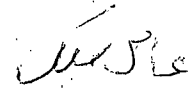
Amir Malik

V/S

Police Deptt:

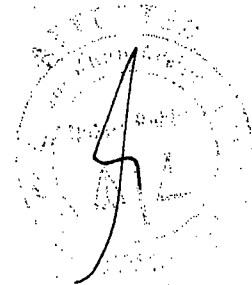
**AFFIDAVIT**

I, Amir Malik, Ex-Constable No. 1723, Operation Staff Kohat (Appellant) do hereby affirm and declare that the contents of this service appeal are true and correct and nothing has been concealed from this august Court.



**DEPONENT**

Amir Malik  
(APPELLANT)



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

SERVICE APPEAL NO. \_\_\_\_\_ /2021

Amir Malik

V/S

Police Department

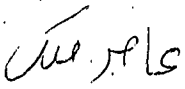
.....  
**APPLICATION FOR CONDONATION**  
**OF DELAY IN THE INSTANT APPEAL.**


**RESPECTFULLY SHEWETH:**

1. That the instant appeal is pending before this Honourable Tribunal in which no date is fixed so far.
2. That the appellant was dismissed from service on 27.10.2020, and his departmental appeal was rejected on 05.01.2021, however, due to Covid-19 situation, he could not file his revision within the stipulated period of time.
3. That the august Supreme Court of Pakistan has held that decision on merit should be encouraged rather than knocking-out the litigants on technicalities including limitation. Therefore, appeal needs to be decided on merit (2003, PLD (SC) 724).
4. That the the instant appeal may kindly be decide on merit as the appellant has good cause to be decided on merit.

It is therefore most humbly prayed that on the basis of above submission, the instant appeal may be decided on merit by condoning the delay to meet the ends of justice.

THROUGH:

  
APPELLANT

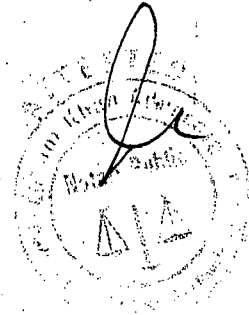
  
(TAIMUR ALI KHAN)  
ADVOCATE PESHAWAR

**AFFIDAVIT**

It is affirmed and declared that the contents of application are true and correct to the best of my knowledge and belief and nothing has been concealed from this august Tribunal.

عافری علی

**DEPONENT**





سرکاری سپاہی سے رقم جمع کیلئے معقولہ مبلغ 81,480 روپے جس پر دو سو سو ساٹھ لاکھ واپس  
 ہو کر نیشنل بینک کے ڈریفٹ جلی میں جانب میں دو سو تیرہ لاکھ چھ ہجرتے۔ یہ بے بوجھ فونڈ کے  
 ہیں بہا لیتے عمر حیات بولیں رائیڈنگ فونڈز میں سے ہجرتے چھ لاکھ لاکھ میں سے  
 لیڈر لیڈر جو بائیل ٹیلی فون و فونڈ کی اطلاع وں ٹائیڈرز کے مقصد سے 90 لاکھ کو  
 میں سے سترہ سو ساٹھ لاکھ سو ساٹھ لاکھ ان رسا اسکولٹ یا صلح کو سامنے آئے ہیں  
 سے جانتا ہوں۔ میں ہزاروں سے مبلغ 26,81,480 روپیہ ہزاروں چھ لاکھ کا بے فونڈ  
 ہو کر ساٹھ لاکھ سو ساٹھ لاکھ ان رسا اسکولٹ یا صلح کو سامنے آئے ہیں  
 ہا کر غیر انویسٹمنٹ کے تحت انگریزی کے تحت انگریزی اسکولٹ یا صلح کو سامنے آئے ہیں  
 کی تائید کی دستخط انگریزی اسکولٹ یا صلح کو سامنے آئے ہیں  
 کاروائی بولیں لیسٹ کے ساتھ ساتھ لیسٹ یا صلح کو سامنے آئے ہیں  
 رقم کر کے زیر رپورٹ فونڈ کے تحت تین کی اسٹیٹس میں لیسٹ یا صلح کو سامنے آئے ہیں  
 بالائی تائید کر کے تائید کی دستخط کے تحت انگریزی اسکولٹ یا صلح کو سامنے آئے ہیں  
 رپورٹ سے صورت میں بالائی اسکولٹ یا صلح کو سامنے آئے ہیں  
 26 بلڈ 1078 لیسٹ یا صلح کے تحت انگریزی اسکولٹ یا صلح کو سامنے آئے ہیں  
 حوالہ 881 لیسٹ یا صلح کے تحت انگریزی اسکولٹ یا صلح کو سامنے آئے ہیں  
 گرنٹاری ملزمان پروانہ کے ساتھ ساتھ لیسٹ یا صلح کو سامنے آئے ہیں  
 26.2.514 کاروائی کے ساتھ ساتھ لیسٹ یا صلح کو سامنے آئے ہیں  
 جات ہو تو لیسٹ یا صلح کے ساتھ ساتھ لیسٹ یا صلح کو سامنے آئے ہیں  
 گرنٹاری لیسٹ یا صلح کے ساتھ ساتھ لیسٹ یا صلح کو سامنے آئے ہیں

(Signature)

MHC KDA  
2.6.514

30/11/51

Handwritten notes on the left margin, including dates and names.

Handwritten notes on the right margin, including names and dates.

MHC  
11/10/51  
11-11-51  
11/10/51  
11-11-51

MHC  
11/10/51  
11-11-51  
11/10/51  
11-11-51

اطلاع کے لیے اطلاع دیا کہ کارخط ہوگا ان کی طرف سے ان کے پاس ان کے پاس ان کے پاس  
 ایک لاکھ ہجرتے کے تحت انگریزی اسکولٹ یا صلح کو سامنے آئے ہیں



OFFICE OF  
THE DEPUTY COMMISSIONER,  
KOHAT

Tel: 0922-9260268 Fax: 0922-9260031

No. 286 /DC/KT/LEVY/SEC:

Dated: 29 / 08 / 2019

**SUSPENSION ORDER**

Consequent upon the involvement of Mr. Amir Malik s/o Khanzada, Lance Naik, TSD Darra Levies, Personal No. 50149946, working in the Accounts Section, DC Office Kohat, who has been charged for a criminal offence vide F.I.R No. 160, Dated: 02.06.2014 u/s 382/34 PPC PS KDA Kohat, is hereby suspended from services w.e.f. 18.08.2019 in the state interest.

Deputy Commissioner,  
Kohat

**Copy forwarded to the:-**

1. District Police Officer, Kohat.
2. Assistant Commissioner, TSD Darra, Kohat.
3. PA to the Deputy Commissioner, Kohat.
4. Levy Assistant for necessary action.
5. Officials Concerned.

Deputy Commissioner,  
Kohat

D  
E

12

IN THE COURT OF  
**ABID ZAMAN**  
*Adl: Sessions Judge-I, Kohat*

BA No. 736/2019  
Malik Amir Vs. State

ORDER:03  
7.9.2019

Pattern of this order is as per MUHAMMAD SHAKEEL versus THE STATE and others case (PLD 2014 Supreme Court 458).

Malik Amir Azam Advocate for petitioner. Complainant, Muhammad Shouab (CNIC No 14301-1977643-5) in person. Mr. Mr. Nisar Ahmad for the State present.

Arguments heard and record perused.

Accused/petitioner Amir Malik s/o Khan Zaidi s/o Tahir Ismail Khel Kohat seeks his release on bail in case F.A.R No. 160 dated 2.6.2014 U/s 382/34 PPC of Police Station KDA Kohat.

Although the offence falls within the prohibitory clause of section 497 Cr.PC. However the tentative assessment of the record shows that:

1. The accused/petitioner is not directly charged.
2. Co-accused having the similar role are admitted to bail. Thus, the rule of consistency also attracts towards the case of accused/petitioner.
3. Accused/petitioner was charged in belated supplementary statement recorded u/s 164 Cr.PC. Such statement is always subject to further inquiry.
4. Investigation in instant case is complete and accused/petitioner is no more required to the local police.

Thus, in these circumstances, case against the accused/petitioner is one of further inquiry. Hence, the accused/petitioner is admitted to bail subject to furnishing bail bonds in the sum of Rs.80,000/- (eighty thousand) with two sureties each, in the like amount, to the satisfaction of this court. Record be returned to quarter concerned while this file be consigned to the record room after its proper compilation and completion.

Announced  
7.9.2019

*Abid*  
(ABID ZAMAN)  
AD & SJ-I, Kohat

THIS IS A TRUE COPY  
23/9/19  
RECORDED  
KOHAT

BETTER COPY

12

IN THE COURT OF

ABID ZAMAN

Addl: Sessions Judge-I, Kohat

BA 736/2019

Malak Amir Vs State

ORDER: 03

7.9.2019

Pattern of this order is as per MUHAMMAD SHAKEEL versus THE STATE and other case (PLD 2014 Supreme Court 458)

Malak Amad Azam Advocate for Petitioner Complainant Muhammad Shoaib CNIC No. 14301-1977643-5 in APPELLANT Mr. Nisar Muhammad for the State present.

Arguments heard and record perused.

Accused/Petitioner Amir Malik S/o Khanzada R/o Torkot Ismaeel Khel Kohat seeks his release on bail in case FIR No. 160 dated 2.06.2014 U/S 382/34 PPC of Police Station KDA Kohat.

Although the offence falls within the prohibitory clause of section 497 CRPC however the tentative assessment of the record shows that:

1. The Accused/Petitioner is not directly charged.
2. Co-accused having the similar role are admitted to bail. Thus the role of consistency also attracts towards the case of accused/Petitioner,
3. Accused/Petitioner was charged in belated supplementary statement recorded u/s 164 Cr. PC. Such statement is always subject to further inquiry.
4. Investigation in instant case is complete and accused/Petitioner is no more required to the local police.

Thus in these circumstances, case against the accused/Petitioner is one of further inquiry. Hence the accused/Petitioner is admitted to bail subject to furnishing bail bonds in the sum Rs. 80,000/- (eighty thousands) with two sureties each, in the like amount, to the satisfaction of this court record be returned to the quarter returned while this file be consigned to the record room after its proper compilation and completion.

Announced

07.09.2019

(ABID ZAMAN)  
AD & SJ-I, Kohat





No 57073-74/PA

OFFICE OF THE COMMANDANT,  
LEVIES/KHASADAR DARA SUB DIVISION

Dated 23-12/2019

E (13)

CHARGE SHEET.

I, CAPT ® MANSOOR AMAN, COMMANDANT LEVIES/KHASADAR DARA SUB DIVISION, KOHAT, as competent authority under Khyber Pakhtunkhwa, am of the opinion that you Levy Lice Naik Amir Malik rendered yourself liable to be proceeded under Disciplinary Rules, as you have committed the following act/omissions.

*You while posted at the office of Deputy Commissioner office Kohat was involved in case FIR No. 160 dated 02.06.2014 u/s 382 / 34 PPC PS KDA, Kohat, which is gross misconduct on your part.*

2. By reasons of the above, you appear to be guilty of misconduct under Rule 3 of the Rules ibid and have rendered yourself liable to all or any of the penalties specified in the Rule 4 of the Rules ibid.

3. You are, therefore, required to submit your written statement within 07 days of the receipt of this Charge Sheet to the enquiry officer.

Your written defense if any should reach the Enquiry Officer within the specified period, failing which it shall be presumed that you have no defense to put in and ex-parte action shall be taken against you.

4. A statement of allegation is enclosed.

Commandant, Levies/Khasadar  
Dara Sub Division Kohat

23/12

*Amir Malik*



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OFFICE OF THE COMMANDANT,  
LEVIES/KHASADAR DARA SUB DIVISION

No. 57073-74/PA

Dated 23-12/2019

DISCIPLINARY ACTION

I, CAPT @ MANSOOR AMAN, COMMANDANT LEVIES/KHASADAR DARA SUB DIVISION, KOHAT as competent authority, am of the opinion that you Levy Lize Naik Amir Malik have rendered yourself liable to be proceeded against departmentally under Khyber Pakhtunkhwa disciplinary & efficiency rules as you have committed the following acts/omissions.

STATEMENT OF ALLEGATIONS

*You while posted at the office of Deputy Commissioner office Kohat was involved in case FIR No. 160 dated 02.06.2014 u/s 382 / 34 PPC PS KDA, Kohat, which is gross misconduct on your part.*

2. For the purpose of scrutinizing the conduct of said accused with reference to the above allegations 5000/1408 Kohat is appointed as enquiry officer. The enquiry officer shall in accordance with provision of the Police Rule-1975, provide reasonable opportunity of hearing to the accused official, record his findings and make, within twenty five days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused official.

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

Commandant, Levies/Khasadar  
Dara Sub Division Kohat

No. 57073-74/PA, dated 23-12/2019.

Copy of above to:-

1. 5000/1408 Kohat :- The Enquiry Officer for initiating proceedings against the accused under the disciplinary & efficiency rules.
2. The Accused Official:- with the directions to appear before the Enquiry Officer, on the date, time and place fixed by him, for the purpose of enquiry proceedings.

بکھنور جناب SDPO صاحب ہیڈ کوارٹر کوہاٹ

عنوان: جواب چارج شیٹ

جناب عالی!

بحوالہ چارج شیٹ نمبری PA/74-57073 مورخہ 23-12-2019 عرض ہے۔ کہ میرے خلاف لگایا گیا الزام درست نہ ہے۔ کیوں کہ بروز وقت وقوعہ میں شین ڈھنڈہ ہسپتال میں ڈیوٹی پر موجود تھا۔ میں نہ تو ابتدائی رپورٹ میں بطور ملزم نامزد ہوں۔ اور نہ ہی بدوران تفتیش کسی نے میری شناختی پریڈ کی ہے۔ نہ ہی کسی ملزم نے عدالتی اقبال جرم کر کے مجھے ساتھی ملزم کی حیثیت سے نامزد کیا ہے۔ اور نہ ہی میں نے کوئی عدالتی اقبال جرم کیا ہے۔

علاوہ ازیں مجھے پولیس نے چار دن تک جیس بے جا میں رکھا۔ پھر میری گرفتاری ظاہر کر کے میری عدالت سے دو یوم حراست پولیس حاصل کی۔ تقریباً چھ دن تک پولیس کے زیر حراست رکھا جا کر میری بھرپور طریقے سے انٹاروگیشن کیا گیا۔ لیکن نہ تو میں نے اقبال جرم کیا ہے۔ اور نہ ہی مجھ سے مال مسروقہ کی برآمدگی ہوئی۔ میں نے اپنا موبائل بھی حوالہ پولیس کیا تھا۔ لیکن کال ڈیٹا ثابت نہ ہوا۔ مزید یہ کہ ابتدائی اطلاعی رپورٹ میں درج موٹر سائیکل LHC-183 نہ تو میرے نام رجسٹرڈ ہے۔ اور نہ ہی اس کے ساتھ میرا کوئی تعلق ہے۔ مختصر یہ کہ میں سارے معاملے میں بالکل بے گناہ ہوں۔

لہذا مندرجہ بالا حالات کی روشنی میں مجھے لگائے گئے الزام سے بری الذمہ قرار دیا جائے۔

مورخہ 27-12-2019

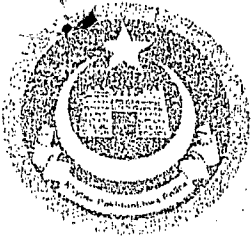
العارضہ

لیوی لائیس نائیک جامر مالک

پلیٹ نمبر 1723 پولیس لائن کوہاٹ

حال خیر کالونی CIA چوکی روڈ کوہاٹ

موبائل نمبر 0334-3353381



9 16

**OFFICE OF THE  
DISTRICT POLICE OFFICER,  
KOHAT**

Tel: 0922-9260116 Fax 9260125

No 5181 /PA dated Kohat the 22 /10 /2020

**FINAL SHOW CAUSE NOTICE**

1. I, **Javed Iqbal, District Police Officer, Kohat** as competent authority, under the Khyber Pakhtunkhwa Police Rules 1975, (amended 2014) is hereby serve you, **Constable Amir Malik No. 1723** as fallow:-

- i. That consequent upon the completion of inquiry conducted against you by the inquiry officer for which you were given opportunity of hearing vide office No. 57073-74/PA dated 23.12.2020.
- ii. On going, through the finding and recommendations of the inquiry officer, the material on record and other connected papers including your defense before the inquiry officer.

I am satisfied that you have committed the following acts/omissions, specified in section 3 of the said ordinance.

- a. ***You while posted at the office of Deputy Commissioner office Kohat was involved in case FIR No. 160 dated 02.06.2014 u/s 382 / 34 PPC PS KDA, Kohat, which is gross misconduct on your part.***

2. As a result thereof, I, as competent authority, have tentatively decided to impose upon you major penalty provided under the Rules **ibid.**

3. You are, therefore, required to show cause as to why the aforesaid penalty should not be imposed upon you also intimate whether you desire to be heard in person.

4. If no reply to this notice is received within 07 days of its delivery in the normal course of circumstances, it shall be presumed that you have no defence to put in and in that case as ex-parte action shall be taken against you.

5. The copy of the finding of inquiry officer is enclosed.

A  
DISTRICT POLICE OFFICER,  
KOHAT 22/10

عنوان: جواب شوکا ز نوٹس

جناب عالی!

بجوالہ شوکا ز نوٹس نمبری 5181/PA، مورخہ 22-10-2020 بجاریہ ڈسٹرکٹ پولیس آفیسر صاحب کو ہاٹ معروض ہوں کہ:

یہ کہ میرے خلاف لگایا گیا الزام درست نہ ہے، مئی برحقاً نہ ہے۔ من گھڑت ہے۔

یہ کہ FIR میں جس وقوعہ کا حوالہ دیا گیا ہے نہ تو میں اس میں نامزد ہوں اور نہ ہی کسی قسم کی دعوی داری میرے خلاف ہوئی ہے۔

یہ کہ من سائل سرکاری ملازم ہوں اور بروز وقوعہ بوقت وقوعہ ڈھنڈہ ہسپتال میں ڈیوٹی پر موجود تھا۔

یہ کہ مقدمہ ہذا میں کسی بھی ملزم نے نہ تو اقبال جرم کیا ہے اور نہ ہی مجھے کسی ضمنی میں یا 164 بیان میں بحیثیت ساتھی ملزم نامزد کیا ہے۔

یہ کہ من سائل مقدمہ ہذا میں باقاعدہ 6 یوم تک زیر حراست پولیس رہا ہے، جبکہ پولیس مقامی نے مقدمہ ہذا میں من سائل کو بھرپور

طریقے سے انٹرویو کیا ہے۔

یہ کہ نہ تو من سائل سے کسی قسم کی کوئی برآمدگی ہوئی ہے اور نہ ہی کسی قسم کا اقبال جرم ریکارڈ ہوا ہے۔ جبکہ من سائل نے اپنا موبائل بھی

پولیس مقامی کو حوالہ کیا تھا۔ لیکن کال ڈیٹا سے کچھ بھی ثابت نہ ہوا۔ مذید برآں کہ مقدمہ ہذا میں درج موٹر سائیکل LHC-183 نہ تو

من سائل کے نام پر رجسٹرڈ ہے اور نہ ہی مذکورہ موٹر سائیکل کے ساتھ من سائل کسی قسم کا غرض واسطہ ہے۔

یہ کہ من سائل کے خلاف مقدمہ بالا میں کسی قسم کی چشم دید اور نہ ہی واقعاتی شہادت دستیاب ہے۔ جس سے وقوعہ کے ساتھ من سائل کا

تعلق ثابت ہو سکے۔ المختصر نہ تو من سائل مقدمہ بالا میں ملزم نامزد ہے اور نہ ہی من سائل سے کسی قسم کی کوئی برآمدگی ہوئی ہے، نہ ہی

شناخت پر پڈ میں من سائل ملزم نامزد ہوا ہے۔ اور نہ ہی من سائل مقدمہ بالا میں سزا یافتہ ہے۔ سائل بے گناہ ہے اور بد نتیجی کی بناء پر

من سائل کو بے جا تنگ و پریشان کیا جا رہا ہے۔

یہ کہ قبل ازیں من سائل نے چارج شیٹ کا جواب بھی دیا ہے، جو کہ ریکارڈ پر موجود ہے۔

یہ کہ مستغیث مقدمہ کی جانب سے من سائل کو مقدمہ ہذا میں نامزد نہ کیا گیا ہے، بلکہ مقامی پولیس کی جانب سے من سائل کو بد نتیجی کی

بناء پر مقدمہ ہذا میں تنگ و پریشان کرنے کی خاطر بے گناہ طور پر گھسیٹا جا رہا ہے۔ من سائل قطعی بے گناہ ہے۔

استدعا ہے کہ شوکا ز نوٹس بغیر کسی مذید کارروائی کے دخل دفتر فرمایا جاوے۔

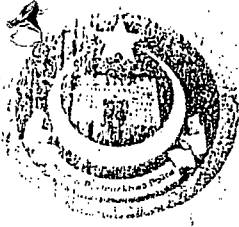
عرضے

عاصم حلق

لیوی لانس ٹانگ عامر ملک

نمبر 1723

حال متعینہ پولیس لائن کو ہاٹ



18

OFFICE OF THE  
DISTRICT POLICE OFFICER,  
KOHAT  
Tel: 0922-9260116 Fax 9260125

## ORDER

This order is passed on the departmental enquiry against constable Amir Malik No. 1723 under the Khyber Pakhtunkhwa, Police Rules, 1975 (amendment 2014).

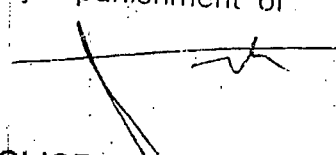
Brief facts of the case are that he while posted at the office of Deputy Commissioner office Kohat was involved in case FIR No. 160 dated 02.06.2014 u/s 382 / 34 PPC PS KDA, Kohat, which is gross misconduct on his part.

He was served with charge sheet & statement of allegations. SDPO HQrs, Kohat was appointed as enquiry officer to proceed against him departmentally. The enquiry officer submitted finding report and found him guilty of the charges leveled against him.

He was served with Final Show Cause Notice, reply of the Final Show Cause Notice is received and found unsatisfactory.

Keeping in view the above enquiry findings it's apparent that act of accused constable is against the good order of discipline force as well as amounts to gross misconduct on his part.

In view of above I, Javed Iqbal, District Police Officer, Kohat in exercise of the powers conferred upon me, awarded a major punishment of dismissal from service. Kit etc be collected.

  
DISTRICT POLICE OFFICER,  
KOHAT 26/11

OB No. 737  
Date 27-10 /2020

No. 5326-28 /PA dated Kohat the 28-10 -2020.

Copy of above to the:-

1. Reader/SRC/OHC/Pay officer for necessary action.

11-20

1. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

2. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

3. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

4. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

5. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

6. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

7. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

8. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

9. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

10. That appellant has not been granted permission in the identification parade which was conducted on 17.11.2014 at Police Station Kothari.

*Handwritten notes and signatures in the right margin.*

DEPARTMENT OF APPEAL

Police Station KIDA Kothari

Involved in case FIR No. 101 dated 2-6-2014 and 382/34 PPC

Office of Deputy Commissioner Kothari was suspended to be

FACTSHEET of the case are such that appellant who posted in the

Dismissed from service (Copy enclosed)

vide OIA No. 737 dated 27-10-2020 in which appellant has been

Subject: Appeal against the order of Distt. Police Officer Kothari



KOTHARI RANGE KOTHARI

OFFICE OF THE DEPUTY INSPECTOR GENERAL OF POLICE

*Handwritten marks and numbers at the bottom left corner.*

13  
1

Batter copy J (19)

**BEFORE THE DEPUTY INSPECTOR GENERAL OF POLICE**  
**KOHAT RANGE KOHAT**

Subject: Appeal against the order of Distt: Police Officer Kohat issued vide OB No. 737 dated 27-10-2020 in which appellant has been dismissed from service (Copy enclosed)

**FACTS:** Brief facts of the case are such that appellant while posted in the office of Deputy Commissioner Kohat was suspected to be involved in case FIR No.160 dated 2-6-2014 u/s 382/34 PPC Police Station KDA Kohat.

**GROUND OF APPEAL.**

1. That, appellant has neither been charged nor nominated in the FIR for any involvement in the above mentioned case. (FIR copy enclosed).
2. That, appellant has not been charged in any statement of witnesses recorded u/s 164 CrPc during the course of investigation.
3. That, appellant had remained in police custody for two days in which appellant was thoroughly interrogated but neither recovery of stolen property had been made at the instance of the appellant nor confessional statement of the appellant had been recorded during the investigation of the above cited case.
4. That, motorcycle No. LHC 983 alleged to be used in facilitation of the offence is neither registered in the name of the appellant nor has any link or connection with the said motorcycle.
5. That, appellant has not been pointed/nominated in the identification parade which was conducted by Magistrate Ist Class in Distt: Jail Kohat.
6. That, on the day as well as at the time of occurrence, appellant was present on duty in Sheen Dhand Hospital Kohat.
7. That, neither there is any ocular nor circumstantial evidence against the appellant in the above cited case, inspite of the fact appellant has been dismissed from service on the basis of suspicion which is totally against the law and justice.



- 8. That judicial proceedings and the departmental proceedings are distinct and separate from one another as much both can start parallel at one and the same time.
- 9. That appellant file every return as required in the case of law suit and make the same and been considered by the court of competent jurisdiction. In the instant case, appellant has been awarded major punishment but should explain looking for the decision of the trial court.
- 10. That charges formulated against the appellant as inquiry findings report dated 27-10-2020 are that appellant is convicted in the P.M. and hence the accused should further official case based on character & antecedents.
- 11. That the above case law has been reported on 27-10-2020 while appellant has been arrested in the case in August 2017 on the basis of information, the source of which has not been shown by the local police.
- 12. That order of High Police Officer Kohat issued vide P.O. No. 737 dated 27-10-2020 is absolutely illegal, unlawful, arbitrary and void which is prejudicial to the judicial proceedings already initiated against the appellant and proper administration of law. The competent court of law.

PRAYER

In view of the above stated reasons, it is therefore, humbly prayed that order of High Police Officer Kohat issued vide P.O. No. 737 dated 27-10-2020 being illegal, unlawful and void may kindly be set aside and appellant may wholly be or treated as acquitted from the case and discharged on 27-10-2020 with all benefits please.

*[Handwritten signature]*  
 Advocate

*[Handwritten signature]*  
 Ex. C.O. No. 1000/2020  
 15/11/2020

*[Handwritten signature]*

8. That, judicial proceedings and the departmental proceeding are distinct and separate from one another as such both can not run prallel at one and the same time.
9. That, appellant like every citizen is innocent in the eye of law until and unless he has not been convicted by the court of competent jurisdiction. In the instant case, appellant has been awarded major punishment beforehand without looking for the decision of the trial court.
10. That, charges contained against the appellant in enquiry findings report dated 6-2-2020 are that appellant is nominated in the FIR and from the secret probe defaulter official was found bad character / irresponsible.
11. That, the above cited case has been registered on 2-6-2014 while appellant has been arrested in the case in August 2019 on the basis of Information, the source of which has not been shown by the local police.
12. That, order of Distt: Police Officer Kohat issued vide OB-03 No.737 dated 27-10-2020 is absolutely illegal, unlawful, meritless and void which is prejudicial to the judicial proceedings already initiated against the appellant and pending adjudication before the competent court of law.

PRAYER:

In view of the above cogent grounds, it is therefore, humbly prayed that order of Distt: Police Officer Kohat issued vide OB No. 737 dated 27-10-2020 being illegal, unlawful and void may kindly be set aside and appellant may kindly be re-instated in service from the date of dismissal i-e 27-10-2020 with all benefits please.

Appellant

*Amir Malik*

*R/c*

Ex- Constable Aamir Malik No. 1723

K 21

POLICE DEPTT:

KOHAT REGION

ORDER.

This order will dispose of a departmental appeal, moved by Ex-Constable Amir, Malik No: 1723 of Operation Staff Kohat against the punishment order, passed by DPO Kohat vide OB No. 737, dated 27.11.2020 whereby he was awarded major punishment of **dismissal from service** on the following allegations:-

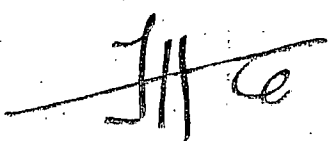
The appellant while posted at the office of DC Kohat, was involved in a case vide FIR No. 160, dated 02.06.2014 u/s 382 / 34 PPC PS KDA, Kohat.

He preferred an appeal to the undersigned upon which comments were obtained from DPO Kohat and his service record was perused. He was also heard in person in Orderly Room, held on 30.12.2020. During hearing, he did not advance any plausible explanation in his defense.

I have gone through the available record and came to the conclusion that the punishment order passed by DPO Kohat is justified. The appellant is charged in a criminal case and the allegations leveled against him have also been established by the Enquiry Officer in his findings. Therefore, His appeal being devoid of merits is **hereby rejected**.

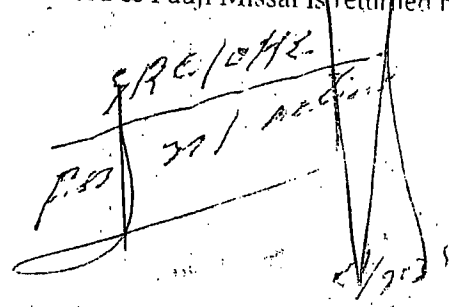
Order Announced  
30.12.2020

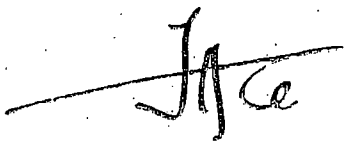
77  
5/1/2021

  
(TAYYAB HAFEEZ) PSP  
Region Police Officer,  
Kohat Region.

No. 156 /EC. dated Kohat the 05-01-2021.

Copy to District Police Officer, Kohat for information and necessary action w/r to his office Memo: No. 16878 IB, dated 07.12.2020. His Service Record & Fauji Missal is returned herewith.

  
SRE/01/21  
201  
12/12

  
(TAYYAB HAFEEZ) PSP  
Region Police Officer,  
Kohat Region  
12/12

L 22

**BEFORE THE PROVINCIAL POLICE OFFICER KPK, PESHAWAR**

Subject: **APPEAL AGAINST THE ORDER OF RPO KOHAT REGION VIDE OB NO. 737 dated 27-10-2020 IN WHICH APPELLANT HAS BEEN DISMISSED FROM SERVICE (COPY ENCLOSED)**

FACTS: Brief facts of the case are such that appellant while posted in the Office Of Deputy commissioner Kohat was suspected to be involved in case FIR No.160 dated 02-06-2014 u/s 382/34 PPC Police Station KDA Kohat.

**GROUND OF APPEAL**

1. That, appellant has neither been charged nor nominated in the FIR for any involvement in the above mentioned case (FIR copy enclosed).
2. That appellant has been not charged in any statement of witnesses recorded u/s 164 CrPC during the course of investigation.
3. That, appellant had remained in police custody for two days in which appellant was thoroughly interrogated but neither recovery of stolen property has been made at the instance of the appellant nor confessional statement of the appellant had been recorded during the investigation of the above cited case.
4. That, motorcycle No.LHC 983 alleged to be used in facilitation of the offence is neither registered in the name of the appellant nor has any link or connection with the said motorcycle.
5. That, appellant has not been pointed/nominated in the identification parade which was conducted by magistrate 1st Class in Distt Jail Kohat.
6. That on the day as well as at the time of occurrence, appellant was present on duty in Sheen Dhand Hospital Kohat.
7. That, neither there is any ocular nor circumstantial evidence against the appellant in the above cited case, inspite of the fact appellant has been dismissed from service on the basis of suspicion which is totally against the law and justice.



LL16

24

OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
PESHAWAR.

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by Ex-FC Amir Malik No.1723. The petitioner was dismissed from service by District Police Officer, Kohat vide OB No. 737, dated 27.10.2020 on the allegations that he while posted at the office of Deputy Commissioner, Kohat was involved in a case vide FIR No. 160, dated 02.06.2014 u/s 382/34 PPC Police Station KDA, Kohat. His appeal was rejected by Regional Police Officer, Kohat vide order Endst No. 156/EC, dated 05.01.2021. Meeting of Appellate Board was held on 26.10.2021 wherein petitioner was heard in person. Petitioner denied the allegations leveled against him.

Petitioner failed to advance any plausible explanation in rebuttal of the charges. His petition is also time barred. The petitioner was charged in a criminal case and the allegations leveled against him were also established during the enquiry. The Board see no ground and reasons for acceptance of his petition, therefore, the Board decided that his petition is hereby rejected.

Sd/-  
(MOAZZAM JAH ANSARI) PSP  
(QPM, UNPM, NSWG)  
Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

No. SI/ 4422 28 /21, dated Peshawar, the 26.11. /2021.

Copy of the above is forwarded to the:

1. Regional Police Officer, Kohat. One Service Book and one Fauji Missal of the above named Ex-FC received vide your office Memo: No. 5356/EC, dated 23.04.2021 is returned herewith for your office record.
2. District Police Officer, Kohat.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
5. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: E-IV CPO Peshawar.



*Z. Asghar*  
(ZEESHAN ASGHAR) PSP  
AIG/Establishment,  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

*OHC/SRE*  
*for 21/12/21*  
*[Signature]*  
*3/12/21*

**VAKALAT NAMA**

NO. \_\_\_\_\_/2021

IN THE COURT OF KP Service Tribunal, Peshawar

Amir Malik (Appellant)  
(Petitioner)  
(Plaintiff)

VERSUS

Police Deptt (Respondent)  
(Defendant)

I/We, Amir Malik

Do hereby appoint and constitute **Taimur Ali Khan, Advocate High Court Peshawar**, to appear, plead, act, compromise, withdraw or refer to arbitration for me/us as my/our Counsel/Advocate in the above noted matter, without any liability for his default and with the authority to engage/appoint any other Advocate/Counsel on my/our costs.

I/We authorize the said Advocate to deposit, withdraw and receive on my/our behalf all sums and amounts payable or deposited on my/our account in the above noted matter. The Advocate/Counsel is also at liberty to leave my/our case at any stage of the proceedings, if his any fee left unpaid or is outstanding against me/us.

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

Amir Malik  
(CLIENT)

**ACCEPTED**

Taimur Ali Khan  
**TAIMUR ALI KHAN**  
Advocate High Court  
BC-10-4240

CNIC: 17101-7395544-5  
Cell No. 0333-9390916

**OFFICE:**

Room # FR-8, 4<sup>th</sup> Floor,  
Bilour Plaza, Peshawar,  
Cantt: Peshawar

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

SB

No.

*Regd*

7908

Appeal No. .... of 20 <sup>21</sup>

*Amir Malik*

Appellant/Petitioner

*The Provincial Police Officer KPK Peshawar*

Respondent

*(2)*

Respondent No. ....

*The Regional Police Officer Kohat Region*

Notice to: —

**WHEREAS** an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal <sup>08/07/2022</sup> on ..... at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this

office Notice No. .... dated .....

*24th*

Given under my hand and the seal of this Court, at Peshawar this .....

Day of *May* ..... 20 <sup>22</sup>

*For Reply*

*[Signature]*

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

“B”

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

No.

*Regd*

*SB*

Appeal No..... *7908* ..... of 20 *21*

..... *Amir Malik* ..... Appellant/Petitioner

Versus

..... *The Provincial Police Officer KPK Peshawar* ..... Respondent

Respondent No..... *(3)* .....

Notice to: —

*The District Police Officer Kohat*

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on..... *08/07/2022* .....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal ~~is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....~~

Given under my hand and the seal of this Court, at Peshawar this..... *29/12* .....

Day of..... *May* .....20 *22*

*For Reply*

*[Signature]*

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.



THE DISTRICT OFFICE  
MADRAS

22

21

1908

Police Dept.

(1)

The District Police Officer for  
Madras

(3)

The District Police Officer for  
Madras

1908

7

21 25

25

25

25

(1)

**"B"**

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

No.

7908

SB

Appeal No. .... of 20 <sup>21</sup>

Amir Malik

Appellant/Petitioner

The Provincial Police Officer <sup>Versus</sup> KPK Peshawar

Respondent  
(1)

Respondent No. ....

Notice to: —

The Provincial Police Officer, KPK Peshawar

**WHEREAS** an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal <sup>on 02/07/2022</sup> at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition. ✓

Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this office Notice No. .... dated .....~~

Given under my hand and the seal of this Court, at Peshawar this <sup>24th</sup> .....

Day of <sup>May</sup> ..... 2022

For Reply

31-5-2022

[Signature]  
Registrar, [Signature]

Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

Note: Always check case file while working and correspondence. The points of attendance in the court are the same as that of the High Court except on public and gazetted holidays.

BEZHAWAR  
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL  
REGISTRAR

10/01/2015

Day of ..... 2015

Given under my hand and the seal of this Court at Bezhawar this ..... 2015

of the Notice No. .... dated .....

Copy of appeal is attached. Copy of appeal has already been sent to you vide this appeal petition.

Notice posted to this address by registered post will be deemed sufficient for the purpose of address given in the appeal petition will be deemed to be your correct address and further address. If you fail to furnish such address your address contained in this notice which is given to you by registered post, you should inform the Registrar of any change in your notice of any alteration in the date fixed for hearing of this appeal petition will be

appeal petition will be heard and decided in your absence. In default of your appearance on the date fixed and in the manner aforementioned, the alongwith any other documents upon which you rely. Please also take notice that in this Court at least seven days before the date of hearing 4 copies of written statement Advocate, duly supported by your power of Attorney, you are therefore, required to file in the case may be postponed either in person or by authorized representative or by any appeal petition, you are at liberty to do so on the date fixed, or any other day to which you are hereby informed that the said appeal petition is fixed for hearing before the Tribunal the above case by the petitioner in this Court and notice has been ordered to issue. You are Province Service Tribunal Act, 1974, has been presented/registered for consideration in

WHEREAS an appeal petition under the provision of the Khyber Pakhtunkhwa

Notice to: ..... Respondent No. ....

Mr. Jawaid Iqbal Khan for Respondent  
Mr. Jawaid Iqbal Khan for Appellant/Petitioner

No. 808 of 2015

BEZHAWAR  
JUDICIAL COMPLEX (OGD), KHYBER ROAD,  
KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, BEZHAWAR

“B”