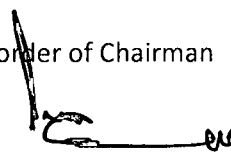


Form- A

## FORM OF ORDER SHEET

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

Case No.- \_\_\_\_\_ 1342/2022 \_\_\_\_\_

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	14/09/2022	<p>The appeal of Mr. Masroor Ali resubmitted today by Mr. Javed Ali Muhammadzai Advocate. It is fixed for preliminary hearing before Single Bench at Peshawar on _____ . Notices be issued to appellant and his counsel for the date fixed.</p> <p>By the order of Chairman</p>  <p>REGISTRAR</p>

The appeal of Mr. Masroor Ali Ex-Constable no. 1064 Police line Mardan received today i.e. on 06.09.2022 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

- 1- Copies of show cause notice and order dated 18.4.2022 mentioned in para-3 & 4 of the memo of appeal respectively (Annexure-A&B) are not attached with the appeal which may be placed on it.

No. 2834 /S.T,

Dt. 07/9 /2022




REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Javed Ali Muhammad Adv. Pesh.

14-9-22: Resubmitted after compliance.

It put before honourable Tribunal  
for adjudication.

Javed Ali Muhammad  
 ZAV

Advocate Pesh.

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

In Re:

Service Appeal No. 1342/2022

Masroor Ali, Ex Constable No.1064.....Appellant

**V E R S U S**


DIG and others.....Respondents

**I N D E X**

S#	Description of Documents	Annex	Pages
1.	Service Appeal with affidavit		1-7
2.	Addresses of parties		8
3.	Copies of Show Cause Notice and Statement of allegations	A	9-10
4.	Copies of 18.04.2022 and 09.06.2022	B	11
5.	Copies of Departmental Appeal and Order dated 09.06.2022	C	12-14
6.	Copy of Order dated 04.02.0222 of Peshawar High Court	D	15-18
7.	Wakalatnama		19

  
Appellant

Through

  
**Javed Ali Muhammad**  
Advocate High Court  
Peshawar  
Cell No.0333-9064763

Dated 30.08.2022

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

In Re:  
Service Appeal No. 1342/2022

Masroor Ali, Ex Constable No.1064, Son of Alamzeb,  
Police Lines Mardan

.....Appellant

**V E R S U S**

- 1) Deputy Inspector General of Police, Region-I,  
Mardan
- 2) District Police Officer, Mardan
- 3) SDPO/Rural, Mardan
- 4) Regional Police Officer, Mardan
- 5) Sub Inspector, Police City, Mardan

.....Respondents

**APPEAL U/S 4 OF THE KHYBER  
PAKHTUNKHWA SERVICE TRIBUNAL ACT,  
1974 WHEREBY APPELLANT RESPONDENT  
NO.2 REJECTED THE DEPARTMENTAL  
APPEAL OF THE APPELLANT AGAINST  
ORIGINAL DISMISSAL FROM SERVICE  
ORDER DATED 09.06.2022.**

---

3. That on 16.03.2022, the respondent No.2 served the appellant with show cause notice alongwith statement of allegations for remaining absent from duty without any leave. **(Copies ~~of charge sheet~~ and statement of allegations is attached as annexure "A")**.
4. That on 18.04.2022, the inquiry officer, without conducting proper and legal inquiry, holding the appellant responsible of misconduct, it is worth mentioning here that the appellant was served with Show Cause Notice for absent from duties without any permission/leave. But surprisingly the Inquiry Officer conducted the alleged inquiry on basis of another irrelevant ground i.e. involvement of appellant in criminal case. **(Copies of 18.04.2022 and 09.06.2022 are attached as annexure "B")**.
5. That on 09.06.2022, the appellant was dismissed from service illegally and without justification.
6. That the appellant preferred departmental appeal against the 09.06.2022 before appellate authority/ respondent No.1 which was rejected on 08.08.2022. **(Copies of Departmental Appeal and Order dated 09.06.2022 are attached as annexure "C")**.

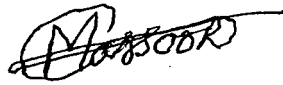
Hence this appeal on following grounds amongst others:

**GROUND S:**

- A. That both the order dated 18.04.2022 (original order) as well as dated 09.06.2022 (Appellate Order) are against the law and rules on subject, hence liable to be set aside.
- B. That without conducting proper inquiry, the appellant was dismissed from his service.
- C. That the alleged inquiry, issuance of Show Cause Notice, statement allegations and the impugned orders was passed by respondents/ Department in inconsistent and in violation of rules and law on subject.
- D. That the impugned order was passed by unauthorized person and as such the same is coram non iudice.

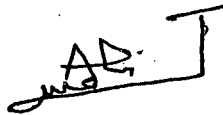
- E. That the appellant was not provided to defend and produce his defence witnesses, i.e. he was condemned unheard.
- F. That so far, involved of appellant criminal case is concerned the respondent/department have not served Show Cause Notice etc in this respect and nor they are legally empowered to dismissed the appellant on basis of alleged, concocted criminal case.
- G. That the August the Peshawar High Court Peshawar has granted bail to the appellant on 04.02.2022 in Cr. Msic. B.A No.210-P/2022. Moreover the trial of the case is still pending. **(Copy of Order dated 04.02.0222 of Peshawar High Court is annexed as annexure "D")**.
- H. That any other ground will raised at time of arguments with the prior permission of this Hon'ble Court

It is, therefore, most humbly prayed that on acceptance of this service appeal, the impugned original order dated 18.04.2022 and the appellate order dated 08.08.2022 may kindly be set aside and the appellant may kindly be restrained in his service with all back benefits.



Appellant

Through



**Javed Ali Muhammad**  
Advocate High Court  
Peshawar  
Cell No.0333-9064763

Dated 30.08.2022

**VERIFICATION**

It is certified that on appeal has been submitted on subject earlier to the instant appeal



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

**In Re:**  
**Service Appeal No. \_\_\_\_\_/2022**


Masroor Ali, Ex Constable No.1064.....**Appellant**

**V E R S U S**

DIG and others.....**Respondents**

**A F F I D A V I T**

I, Masroor Ali, Ex Constable No.1064, Son of Alamzeb, Police Lines Mardan, do hereby solemnly affirm and declare on oath that the contents of the accompanying **Service Appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed from this Hon'ble Court.



**D E P O N E N T**

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

In Re:  
Service Appeal No. \_\_\_\_\_/2022

Masroor Ali, Ex Constable No.1064.....Appellant

**V E R S U S**

DIG and others.....Respondents

**ADDRESSES OF PARTIES**

**A P P E L L A N T:**

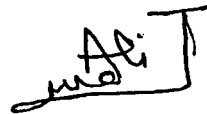
Masroor Ali, Ex Constable No.1064, Son of Alamzeb,  
Police Lines Mardan

**R E S P O N D E N T S:**

- 1) Deputy Inspector General of Police, Region-I,  
Mardan
- 2) District Police Officer, Mardan
- 3) SDPO/Rural, Mardan
- 4) Regional Police Officer, Mardan
- 5) Sub Inspector, Police City, Mardan

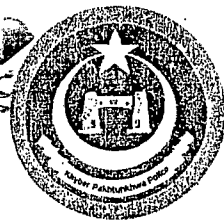
Appellant

Through



Dated 30.08.2022

**Javed Ali Muhammad**  
Advocate High Court  
Peshawar  
Cell No.0333-9064763



OFFICE OF THE  
DISTRICT POLICE OFFICER,  
MARDAN

Tel No. 0937-9230109 & Fax No. 0937-9230111  
Email: dpomdn@gmail.com

2022

A  
9

No. 13 /PA

Dated 16/13/2022

DISCIPLINARY ACTION

I, DR. ZAHID ULLAH (PSI), District Police Officer Mardan, as competent authority am of the opinion that Constable Masroor Ali No.1064, himself liable to be proceeded against, as he committed the following acts/omissions within the meaning of Police Rules 1975.

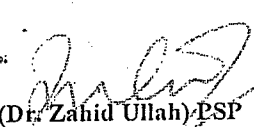
STATEMENT OF ALLEGATIONS

Whereas, Constable Masroor Ali No.1064, while posted at SWC Sessions Court Mardan, remained absent from duty without any leave/permission of the competent authority vide DD report No.03 dated 18-01-2022 till-date.

For the purpose of scrutinizing the conduct of the said accused official with reference to the above allegations, Mr. Ijaz Ali SDPO/Rural is nominated as Enquiry Officer.

The Enquiry Officer ~~shall in accordance with the~~ provision ~~of Police Rules 1975~~, provides reasonable opportunity of hearing to the accused Police Official, ~~record/submit his~~ findings and make within (30) days of the receipt of this order, recommendations as to punishment or other appropriate action against the accused Official.

Constable Masroor Ali is directed to appear before the Enquiry Officer on the date + time and place fixed by the Enquiry Officer.

  
(Dr. Zahid Ullah) PSP  
District Police Officer  
Mardan

Arrested

Ali



OFFICE OF THE  
DISTRICT POLICE OFFICER,  
MARDAN

(10)

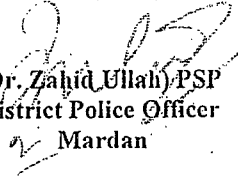
2022

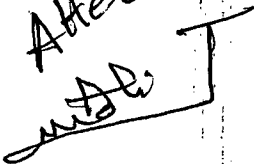
Tel No. 0937-9230109 & Fax No. 0937-9230111  
Email: dpomdn@gmail.com

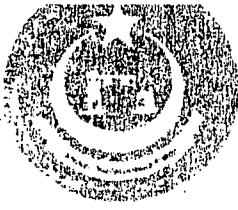
CHARGE SHEET

I, DR. ZAHID ULLAH (PSP), District Police Officer Mardan, as competent authority, hereby charge Constable Masroor Ali No.1064, while posted at SWC Sessions Court Mardan, as per attached Statement of Allegations.

1. By reasons of above, you appear to be guilty of misconduct under Police Rules, 1975 and have rendered yourself liable to all or any of the penalties specified in Police Rules, 1975.
2. You are, therefore, required to submit your written defense within 07 days of the receipt of this Charge Sheet to the Enquiry Officer, as the case may be.
3. 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 in that case, ex-parte action shall follow against you.
4. Intimate whether you desired to be heard as a person.

  
(Dr. Zahid Ullah) PSP  
District Police Officer  
Mardan

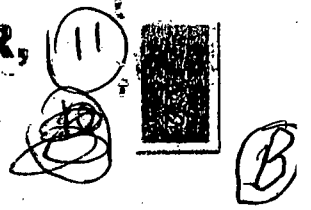
Attested  




DISTRICT POLICE OFFICER,

MARDAN

Tel No. 0937-9230100 & Fax No. 0937-9230111  
Email: dpo.mrdn@gmail.com



Dated 13/6/2022

ORDER ON ENQUIRY OF CONSTABLE MASROOR NO.1064

This order will ~~dispose-off~~ a Departmental Enquiry under Police Rules 1975, initiated ~~against~~ Constable Masroor No.1064, under the allegations that while posted as DFC Lower Court Police Station Jabbar (now under suspension Police Lines Mardan) was placed under suspension vide this office OB No.145 dated 18-01-2022, issued vide order/endorsement No.438-41/OSI dated 19-01-2022 on account of charging in a case vide FIR No.89 dated 17-01-2022 U/S 371-A/371-B/109 PPC Police Station City Mardan.

To ascertain facts, Constable Masroor was proceeded against departmentally through Mr. Ijaz Ali SDPO/Rural Mardan vide this office Statement of Disciplinary Action/Charge Sheet No.23/PA dated 27-01-2022, who (E.O) after fulfillment necessary process, submitted his Finding Report to this office vide his office letter No.678/ST dated 18-04-2022 holding responsible the alleged official of gross misconduct with recommending for major punishment

Final Order

Constable Masroor was heard in CR on 08-06-2022, during which, he failed to present any plausible reasons in his defence, therefore, awarded him major punishment of dismissal from Mardan Police with immediate effect, in exercise of the power vested in me under Police Rules-1975.

OB No. 1776

Dated 09/06/2022

(Irfan Ullah Khan) PSP  
District Police Officer  
Mardan

Copy forwarded for information & n/action to:-

- 1) The SP/Investigation Mardan with reference to his office letter No.170/GB/Inv: dated 19-01-2022
- 2) The DSP/HQrs Mardan.
- 3) The P.O & E.O (Police Office) Mardan.
- 4) The OSI (Police Office) Mardan with ( ) Sheets.

Attested

mta

BEFORE THE DEPUTY INSPECTOR GENERAL OF POLICE, REGION-1 MARDAN

Subject: **APPEAL AGAINST THE ORDER OF THE WORTHY DISTRICT POLICE OFFICER MARDAN ISSUED VIDE O.B NO. 1278 DATED 09-06-2022, WHERE BY THE APPELLANT WAS AWARDED MAJOR PUNISHMENT OF "DISMISSAL FROM MARDAN POLICE".**

Respected Sir,

The appellant humbly submits as under:-

It is submitted that DPO Mardan had issued the Charge sheet cum statement of allegations to the appellant vide his office endorsement No.23/PA dated 27-01-2022 with the following allegations:  
 "Whereas, Constable Masroor No.1064, while posted as DFC Lower Court Police Station Jabbar (Now under suspension Police Lines Mardan), has been charged in a case vide FIR No.89 dated 17-01-2022 U/S 371-A/371-B/109 PPC Police Station City Mardan." (Copy of charge sheet is enclosed)

**BRIEF FACTS :**

The detailed submissions are as follows:

- a. It is submitted that the appellant had been issued the charge sheet vide DPO Mardan Office letter No. 23/PA dated 27-01-2022. That during the course of departmental enquiry, Mr. Ijaz Ali SDPO Rural, Mardan had been nominated as Enquiry Officer.
- b. That On receipt of Public Complaint (Copy attached) of Kotchi Abad residents dated 10-01-2022 against the appellant for allegedly running a brothel House, SI Iftikhar Khan alongwith police officials raided the house of appellant on 17-01-2022 at 1640 hrs. The Complainant as per version of FIR, noticed a man and a women in compromising position inside the room who on enquiry disclosed their names as "Farhan" and "Mst. Nosheen". On search of another room, one "Zakria Shah" and "Mst Zainab" were also found in compromising position. After cursory interrogation, the Local police lodged FIR No.89 dated 17-01-2022 u/s 371-A/371-B and 109 PPC PS City Mardan against the appellant and others. (FIR is enclosed)
- c. That later on, the appellant filed a post-arrest bail petition in the Honourable Court of ASJ-V, Said Badshah, Mardan but the same was turned down on 20-01-2022 vide a consolidated order. (Copy of Bail Order is enclosed)
- d. That the appellant filed another post arrest bail petition before the PHC, Peshawar which was accepted vide Cr.Misc. BA No. 217-P dated 04-02-2022 by Justice Rooh-ul-Amin Khan after furnishing bail bonds of 80,000/-Rs along with two sureties. (Copy of PHC post arrest Bail order is hereby enclosed)
- e. That DPO Mardan had passed his final order vide OB No.1278 dated 09-06-2022 vide DPO office letter No.4916-19/PA dated 13-06-2022, wherein the appellant has been awarded Major punishment of "DISMISSAL FROM MARDAN POLICE" pursuant to the above charge sheet in the light of the enquiry officer findings, holding responsible the appellant of gross misconduct with the recommendations of "Major punishment" vide EO office letter No.678/ST dated 18-04-2022. Hence the present appeal in your Honour, Please. (Order of DPO Mardan is hereby enclosed)

**GROUND OF APPEAL :**

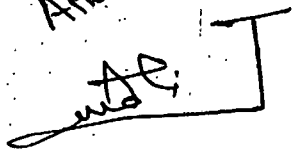
1. That It appears from the record of alleged criminal case, that none of the accused has been medically examined in support of the allegations leveled against them in the FIR due to ulterior motives and personal grudges.
2. That the complainant has not recovered any incriminating materials/articles from the spot/rooms such as any piece of cloth stained with human semen or clothes of appellants or others stained with their respective semen etc.
3. That the alleged ladies were selling cosmetic items in the streets on the day of alleged occurrence and were present for earning their livelihood. The other 02 passers by / strangers were roped for strengthening the prosecution case.
4. That no Recovery has been made on the spot except levelling of immoral allegations which shows the bias, ill-will and illegal intentions of the prosecution as well as of the locals who had remained personal grudges with the appellant.

13

5. That the Urine Test of all arrested ladies came out to be "Negative" after the occurrence which itself is the main proof of their innocence as well as of the appellant.
6. That the appellant has been enroped in the a/m criminal case owing to personal grudges with the complainant. Your Honour is humbly prayed to take appropriate measures against the complainant for bringing bad name to the Police Service at the same time.
7. That the house of appellant was disgraced by the Local Police for not accompanying any Lady Constables at the time of raid and search inside the house which is itself against the Police rules, 1975.
8. That the appellant alongwith other accused have been graced with Post-arrest Bail by the August Peshawar High Court due to their innocence and baseless criminal case.
9. That the appellant had remained in the past some kind of personal differences with the Residents of Kotchi Abad who are the scribes of the complaint with the assistance of complainant. They filed a fake complaint against the appellant before the Local Police for disgracing the appellant and my family honour to satisfy their personal malice alone.
10. That the complainant of FIR has also personal grudges with the appellant which has ensued in the present circumstances that is also fatal for the prestige of Police deptt.
11. The question of applicability of S.371-A and 371-B PPC is yet to be established during the course of criminal trial in competent court of law. The role of S.109 PPC has been attributed to the appellant only which is entirely baseless and this allegation would be soon washed away during the course of trial proceedings.
12. That there is no evidence to prima-facie connect the appellant with the commission of any offence and all other accused are also bailed out due to lack of evidence.
13. That the DPO Mardan had not provided opportunity of "heard in person" to the appellant in orderly room as stated in his final order which is also a violation of the Police Rules, 1975.
14. That the appellant has been enrolled in KP Police department in the year 2004. The appellant has not been dealt with departmental enquiry prior to this which is evident from the shining service record.
15. That the appellant belongs to a poor family and is happily married with having 05 school going kids along with the responsibility of ailing old age father. Moreover, the whole family entirely depends upon the Police Service of the appellant.
16. It is intimated that the appellant wishes to be "heard in person" by your Honour.
17. That the charge sheet cum statement of allegations and the DPO Mardan final order of "DISMISSAL FROM MARDAN POLICE" may very graciously be filed till the final judgment in the a/m criminal case. The appellant could not even perceive to disgrace the esteemed KP police service.

**PRAYER:**

Keeping in view the above facts and circumstances, the charge sheet cum statement of allegations issued against the appellant and the DPO Mardan Final order of "Dismissal from Mardan Police" may very graciously be filed, please.

Attested  


Dated: 15 July, 2022.

Your's Obediently,



(CONSTABLE MASROOR)

NO.1064

POLICE LINES, MARDAN  
 (Now Dismissed from Service)

ORDER.

(14) (18)

This order will dispose-off the departmental appeal preferred by **Ex- Constable Masroor No. 1064** of Mardan District Police against the order of District Police Officer, Mardan, whereby he was awarded major punishment of dismissal from service vide OB: No. 1278 dated 09.06.2022. The appellant was proceeded against departmentally on the allegations that he while posted as DFC Lower Court Police Station Jabbar was placed under suspension on account of involvement in a case vide FIR No.89 dated 17-01-2022 U/S 371-A/371-B/109 PPC Police Station City Mardan.

Proper departmental enquiry proceedings were initiated against him. He was issued Charge Sheet alongwith Statement of Allegations and Sub Divisional Police Officer, Rural, Mardan was nominated as Enquiry Officer. The Enquiry Officer after fulfilling codal formalities submitted his findings, wherein he recommended the delinquent Officer for major punishment.

He was heard in Orderly Room by the District Police Officer, Mardan held on 08.06.2022, wherein he failed to satisfy the District Police Officer, Mardan, therefore, he was awarded major punishment of dismissal from service vide OB: No. 1278 dated 09.06.2022.

Feeling aggrieved from the order of District Police Officer, Mardan, the appellant preferred the instant appeal. He was summoned and heard in person in Orderly Room held in this office on 05.08.2022.

From the perusal of the enquiry file and service record of the appellant, it has been found that allegations of misconduct against the appellant have been proved beyond any shadow of doubt. Being a member of disciplined/uniformed force, the involvement of the delinquent Officer in such like ignominious activities of running a brothel has certainly brought a bad name to the entire Police Force in the eyes of the general public. Moreover, the Investigating Officer of the above mentioned case also appeared who stated in a categorical manner regarding the involvement of appellant in such hideous crime against the society. On perusal of previous service record of the appellant, it was noticed that he is habitual absentee and prior to this, the appellant was also dismissed from service for his disinterest in the official duties. Hence, the retention of appellant in Police Department will stigmatize the prestige of entire Police Force as instead of fighting crime, he has himself indulged in criminal activities.

Keeping in view the above, I, **Yaseen Farooq, PSP Regional Police Officer, Mardan**, being the appellate authority, find no substance in the appeal, therefore, the same is rejected and filed, being devoid of merit.

Order Announced.

  
Regional Police Officer,  
Mardan.

No. 5238 /ES, Dated Mardan the 08 /08 /2022.

Copy forwarded to District Police Officer, Mardan for information and necessary w/r to his office Memo: No. 172/LB dated 04.08.2022. His service record is returned herewith.

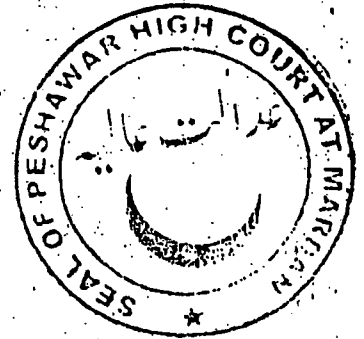
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Attested  
[Signature]



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**IN THE PESHAWAR HIGH COURT,**  
**PESHAWAR,**  
**[Judicial Department].**



**Cr.Misc.BA No.210-P/2022**

Mst. Nosheen alias Gulnaz wife of Iqbal,  
Ro Gaju Khan District Mardan,

Petitioner (s)

**VERSUS**

The State

Respondent (s)

For Petitioner (s) :-

Mr. Aziz ur Rehman, Advocate.

For State :-

Mr. Arshad Ahmad, AAG.

Date of hearing:

04.02.2022

**ORDER**

**ROOH-UL-AMIN KHAN, J:-** Through this common order, I propose to decide the instant bail application, filed by Mst. Nosheen and connected Cr.Misc.BA No.217-P, 218-P 225-P and 253-P of 2022, filed by Masror, Mst. Shaista, Zakria Shah and Farhan alias Farhan Ali, the petitioners, respectively, as all pertain to one and the same FIR No.89 dated 17.01.2022, registered under sections 371A, 371B and 109 PPC, at Police Station City, Mardan. The petitioners are behind the bars in the cited case and through their respective bail applications they are seeking their release on bail.

2. According to FIR, on receipt of public complaints qua running of a brothel house by petitioner Masror in Kochi Abad Mardan, on 17.01.2022 Iftikhar Khan SI along with police officials including lady constable raided the house of petitioner Masror, and noticed a man and a women in compromising

**ERTIFIED TO BE TRUE COPY**  
COPY SENT  
Peshawar High Court,  
At Mardan

07-2-22

Attested  
[Signature]

[Signature]

position inside a room, who on query, disclosed their names as Farhan and Mst. Nosheen. On search of another room, petitioners Zakria Shah and Mst. Zainab were found in compromising position. On cursory interrogation, accused disclosed that the house was provided to them for sexual intercourse by petitioners Masror and his wife Mst. Shaista by receiving rupees two thousands from them, hence, this case.

2. Arguments of learned counsel for the parties heard and record perused.

3. It appears from record that none of the petitioner has been medically examined in support of the allegations in the FIR. Similarly, the complainant SI, has not recovered any incriminating articles from the spot/rooms such as any piece of cloth stained with human semen or clothes of the petitioners stained with their respective semen. Except the allegation in the FIR, an iota of circumstantial and medical evidence has not been collected by the complainant SI or the Investigating Officer to *prima facie* connect the petitioners with the commission of offence. Besides, Sections 371-A and 371-B provide punishment for selling and buying person for the purpose of prostitution. In absence of any evidence against the petitioners that they are involved in selling or buying person for the purpose of prostitution, applicability of section 371-A and 371-B PPC, is yet to be determined during trial. On tentative assessment of the material on record, at the moment, except the allegation in the FIR, there is no other evidence to *prima facie* connect the

CERTIFIED TO BE TRUE COPY  
Copy Agent  
Peshawar High Court,  
At Mardan  
07-2-22

Attested  
[Signature]

[Signature]

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petitioners with the commission of offence, hence, they are entitled to the concession of bail.

4. According, this and the connected Cr.Misc.BA No.217-P, 218-P 225-P and 253-P of 2022 are allowed. Accused/petitioners are allowed bail. They shall be released on bail, provided each one of them furnishes bail bonds in the sum of rupees eighty thousand with two sureties each in the like amount to the satisfaction of learned Illaqa Judicial Magistrate/MOD concerned.

Announced:  
04.02.2022  
M. Siraj Afridi PS

*Rooh ul Amin Khan*  
Senior Puisne Judge

CERTIFIED TO BE TRUE COPY  
Copy filed  
Peshawar High Court,  
At Mardan  
07-2-22

SB of Mr. Justice Rooh ul Amin Khan Hon'ble Senior Puisne Judge

*Attended*  
*M. Ali*

No. of copies	0222-4-241
Presented	on: 7-2-22
Pages	one
Filed	16-22
Prepared	7-2-22
Delivered	7-2-22
By	SALIM ALI

Before the Peshawar High court Peshawar

Bail Petition: No. 210/2022



Mst. Nesheen alias Gulnaz wife of Iqbal R/o Gaju Khan Tehsil &  
District Mardan .....Accused/ Petitioners

VERSUS

The State through Ifikhar Khan S.I of police Station City Marda  
.....Respondents

Case F.I.R. No89 Dated 17/01/2022  
U/S-371-A/371-B/109 P.S City Mardan

Subject: Application for grant of post arrest bail

RESPECTFULLY SHEWETH

1) That the accused/ petitioner has been arrested in the above noted case and is behind the bars since her arrest. (Copy of FIR is Annex: "A" while better copy is A-1).

2) That the petitioner has submitted bail application before the learned ADJ Mardan which was dismissed vide order dated 20/01/2022.

(Attested copy of the order dated 20/01/2022 along with bail application are attached as Annex: "B & C").

**FILED TODAY**  
Deputy Registrar  
24 JAN 2022

3) That the petitioner now submits the present post arrest bail before this August court on the following grounds inter alia.

CERTIFIED TO BE TRUE COPY

Comptroller  
Peshawar High Court,  
At Mardan  
6-1-22

Attested  
[Signature]

# وکالت نامہ

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بعدالت پیرین سردس شریعتی فیروزخون حوالہ لیتا اور

سردس اصل

مورخہ

مقدمہ

دعویٰ

جرم

سہ منجانب  
بنام

BC - 10 - 2627

Sele - 0333 9064763

باعث تحرے آنکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطہ پیروی و جواب وہی وکل کاروائی، متعلقہ  
آن مقام لیتا اور کیلئے جاوید علی محمد زئی ایدو کوٹھے لیتا اور

مقرر کر کے اقرار کیا جاتا ہے۔ کہ وکیل موصوف کو مقدمہ کی کل کاروائی کا مکمل اختیار حاصل ہوگا  
نیز وکیل صاحب کو عرضی دعویٰ داخل کرنے، جواب دعویٰ، اپیل، نظر ثانی کا بھی اختیار حاصل ہو  
گا نیز وکیل صاحب بصورت ڈگری برخالف من اختیار دہندہ اپیل، نگرانی، نظر ثانی از عدالت ابتداء  
تا عدالت انتہا یعنی سپریم کورٹ آف پاکستان دائر کر سکتا ہے وکیل موصوف بصورت عدم پیروی  
کاروائی یکطرفہ یا ڈگری یکطرفہ یکجلاف درخواست دائر کر سکتا ہے اور وکیل موصوف میری جانب  
سے مقدمہ میں بصورت ڈگری چیک یا نقد روپیہ کی شکل میں وصولی کر سکے گا اور مزید یہ کہ وکیل  
موصوف مقدمہ متذکرہ کی کل یا جزوی کاروائی کیلئے اپنی بجائے دیگر وکیل بھی اپنے ساتھ مقرر کر سکتا  
ہے جس کو بھی وہ جملہ اختیار حاصل ہونگے جو کہ وکیل موصوف کو حاصل ہیں مجھے اس صورت میں  
تمام ساختہ پر داختم منظور و قبول ہوگا لہذا میں نے وکالت نامہ ہذا تحریر کر کے اس پر دستخط نشان  
انگشت ثبت کر دیا ہے تاکہ سند رہے۔

المرقوم I ماہ ستمبر 20

وہ ال کے لئے منظور ہے۔

لیتاد

بمقام

Attested &

accepted