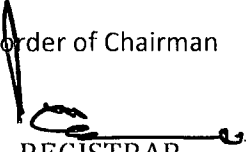


Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- _____ 1344/2022

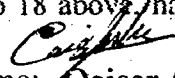
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	14/09/2022	<p>The appeal of Mr. Farman Ali presented today by Mr. Qaiser Ali Advocate. It is fixed for preliminary hearing before touring Single Bench at Swat on _____. Notices be issued to appellant and his counsel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

IN THE Court OF SERVICE TRIBUNAL KHYBER PAKHTUNKHWA
PESHAWAR

CHECK LIST

1.	Case Title	FARMAN ALI Vs INSPECTOR POLICE OFFICER ETC	
2.	Case is duly signed		✓
3.	The law under which the case is preferred has been mentioned		✓
4.	Approved file cover is used		✓
5.	Affidavit is duly attested and appended		✓
6.	Case and annexures are properly paged and numbered according to index		✓
7.	Copies of annexures are legible and attested. If not, then better copies duly attested have been annexed.		✓
8.	Certified copies of all the requisite documents have been filed		✓
9.	Certificate specifying that no case on similar grounds was earlier submitted in this court, filed		✓
10.	Case is within time		✓
11.	The value for the purpose of court fee and jurisdiction has been mentioned in the relevant column.		
12.	Court fee in shape of stamp paper is affixed. (For writ Rs. 500. for other as required)		
13.	Power of attorney is in proper form		
14.	Memo addresses filed.		✓
15.	List of books mentioned in the petition.		
16.	The requisite number of spare copies attached. (Writ Petition-3 Nos, Civil Appeal (SB-1, DB-2), Civil Revision (SB-1, DB-2)		✓
17.	Case (Revision / Appeal / Petition etc) is filed on a prescribed form		
18.	Power of attorney is attested by jail authority (For jail prisoners only)		

It is certified that for militias/documentation as required in column 2 to 18 above have been fulfilled.


Name: Qaisar Ali
Advocate, High Court

FOR OFFICE USE ONLY

Case No. _____

Case received on _____

Complete in all respect: Yes/No (if no. the grounds) _____

Date in Court _____

Signature _____
(Reader)

Dated _____

Countersigned: _____
(Additional Registrar)

BEFORE THE SERVICE TRIBUNAL KHYBER
PAKHTUNKHWA AT PESHAWAR.

Service Appeal No.1344.....of 2022

Farman Ali VERSUS Regional Police Officer etc

INDEX

S.#	Description of Documents	Annexures	Pages
1.	Appeal	-	1-5
2.	Affidavit	-	6
3.	Memo of Addresses	-	7
4.	Copy of service card	A	8
5.	Copy of CNIC	B	9
6.	Copy of service book & medical certificate	C,D	10-11
7.	Copy of application	E	12-14
8.	Wakalat Nama		15-16

Through

f. ali
Appellant

Qaisar Ali & Bahroz Khan
QAISAR ALI & BAHROZ KHAN

Advocates

District Courts Gul Kada

District Swat

Cell # 03469424914

①

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

Service Appeal No.1344.....of 2022

Farman Ali (Constable Special Force Belt No .3590 son of
Fazal Mabood resident of Faiz Abad, Saidu Sharif, Tehsil
Babozai, District Swat.

.....Appellant

VERSUS

- (1) Inspector General of Police, Khyber Pakhtunkhwa at Central
Police Office Peshawar.
- (2) Regional Police Officer (RPO) Malakand at Saidu Sharif
District Swat.
- (3) District Police Officer (DPO) Swat at Gul Kadan Saidu
Sharif District Swat.....respondents

*Appeal Under Section IV of the KPK Service Tribunal Act
1974, against the impugned inaction of respondents vide which
they wrongly entered wrong, incorrect date of birth of the
appellant in Service book and other relevant documents.*

PRAYER IN APPEAL:

On acceptance of the instant appeal, the respondents may kindly be directed to make proper correction in Service book and all relevant record to the extent of correct date of birth dated 05/10/1982 of the appellant.

Respectfully Sheweth:

1. That, initially the appellant was appointed in police department as constable (Special Force) on dated 12/08/2009. (copy of service card is annexure A)
2. That appellant is law abiding citizen and entitled for all the privilege of the country. Moreover, the appellant is performing his duties honestly and punctually and neither any complaint has ever been registered against him.
3. That correct date of birth of the appellant is 05/10/1982 and NADRA correctly issued Computerized National Identity Card (CNIC) to appellant, medical certificate also support the correct date of birth of the appellant, but respondents inadvertently /wrongly and incorrectly at the time of appointment incorporated it as 28/02/1971. (copy of CNIC is annexure B while service book is annexure C while medical certificate is annexure D)
4. That the said illegal and wrong act on the part of respondents would obviously prejudice appellant in his

educational and service career. The appellant would suffer difficulties, inconvenience and irreparable loss.

5. That appellant submitted an application before respondent No.3, who returned it to appellant with no comments.(copy of application is annexure E)
6. That the appellant being aggrieved having no alternate efficacious remedy approached this Honorable Court on the following amongst other grounds.

Grounds


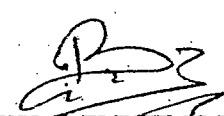
- 1) That impugned acts, omissions and commissions of respondents are quite illegal, unlawful, without lawful authority, without jurisdiction. Hence liable to be corrected.
- 2) That wrong entry of date of birth of the appellant is baseless & against his legal and fundamental rights enshrined in the service laws, rules, judgments of the superior courts and Constitution of Islamic Republic of Pakistan, 1973.
- 3) That no negligence or malafide on behalf of the appellant regarding entries of his date of birth has been existed.

- 4) That the respondents have not adopted the prescribed procedure as laid down by the law & procedure given in the said rules.
- 5) That appellant was not treated accordance with law and rights of the appellants have been infringed.
- 6) That impugned inaction of respondents by not correcting date of birth is not only against law but also contrary to the well established principles of justice, equity and conscious.
- 7) That with the permission of this Honorable Court other grounds which are not mentioned in this appeal shall be argued at the time of arguments.

It is therefore, most humbly prayed that on acceptance of the instant appeal, the respondents may kindly be directed to make proper correction in Service book and all relevant record to the extent of correct date of birth dated 05/10/1982 of the appellant.


Appellant

Through

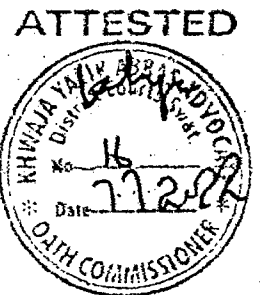


QAISAR ALI & BAHROZ KHAN
Advocates
District Courts Gul Kada
District Swat
Cell # 03469424914

5

Statement of Farman Ali (Constable Special Force Belt No .3590 son of Fazal Mabood resident of Faiz Abad, Saidu Sharif, Tehsil Babozai, District Swat.

That initially the appellant was appointed in police department as constable (Special Force) on dated 12/08/2009. That appellant is law abiding citizen and entitled for all the privilege of the country. Moreover, the appellant is performing his duties honestly and punctually and neither any complaint has ever been registered against him. Correct date of birth of the appellant is 05/10/1982 and NADRA correctly issued Computerized National Identity Card (CNIC) to appellant, medical certificate also support the correct date of birth of the appellant, but respondents inadvertently /wrongly and incorrectly at the time of appointment incorporated it as 28/02/1971. The said illegal and wrong act on the part of respondents would obviously prejudice appellant in his educational and service career. The appellant would suffer difficulties, inconvenience and irreparable loss. The appellant submitted an application before respondent No.3, who returned it to appellant with no comments. I request to this Honorable Court, that respondents may kindly be directed to correct the date of birth in service book and all relevant documents of appellant for the ends of justice.

Farman Ali
Deponent
Farman Ali



6

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

Service Appeal No.of 2022

Farman Ali VERSUS Regional Police Officer etc

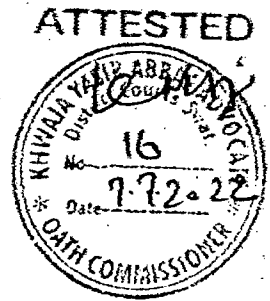
AFFIDAVIT

I, Farman Ali (Constable Special Force Belt No .3590) son of
Fazal Mabood resident of Faiz Abad, Saidu Sharif, Tehsil
Babozai, District Swat, do hereby state on oath that contents of
the instant appeal are true and correct to the best of my
knowledge and belief and nothing has been kept from this
august court/tribunal.

[Handwritten Signature]

Deponent

Farman Ali



(7) (8)

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

Service Appeal No.of 2022

Farman Ali **VERSUS** *Regional Police Officer etc*

MEMO OF ADDRESSES

Addresses of the Appellant:

Farman Ali (Constable Special Force Belt No .3590 son of Fazal Mabood resident of Faiz Abad, Saidu Sharif, Tehsil Babozai, District Swat.

Addresses of the Respondents:

1. *Inspector General of Police, Khyber Pakhtunkhwa at Central Police Office Peshawar.*
2. *Regional Police Officer (RPO) Malakand at Saidu Sharif District Swat.*
3. *District Police Officer (DPO) Swat at Gul Kada Saidu Sharif District Swat*

f. ali
Appellant

Through

Qaisar Ali & Bahroz Khan
QAISAR ALI & BAHROZ KHAN

Advocates

District Courts Gul Kada

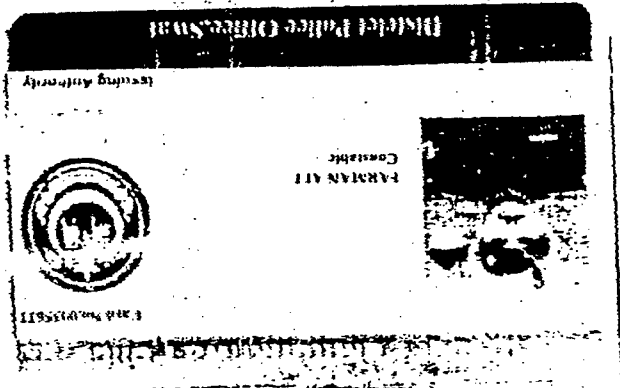
District Swat

Cell # 03469424914



CIC


314332023 03/05/2016




8

Amr / A

Name: Fazal Mabood
 ICN: 15602-638407-7
 Date of Appointment: 12.08.2009 Date of Birth: 1982
 Date of Issue: 10.10.2009 Date of Expiry: 11.08.2011
 Height: 5.7 Eyes: Brown Blood Grp: O+
 Village: Fazabad SNo: 55

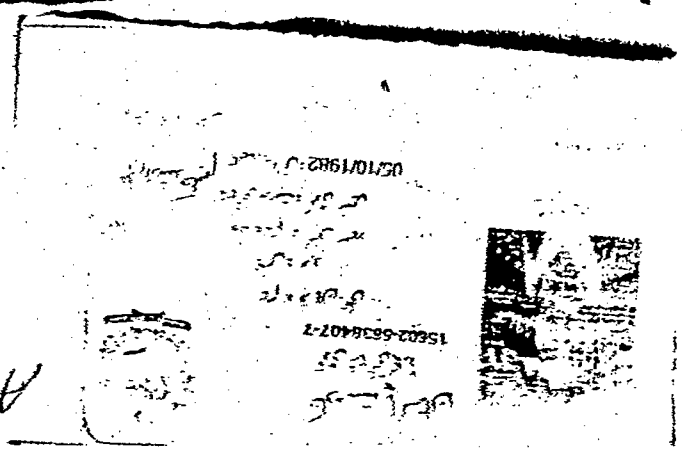
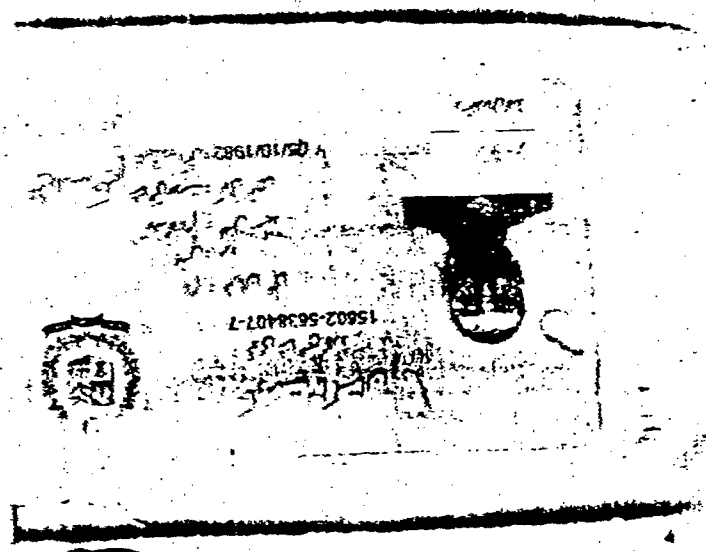
1560256384077 
 Date of Issue: 45-10-1982
 Date of Issue: 19-05-2021
 Date of Issue: 58-05-2024
 Emergency Contact: 03025746243
 Address: Fazl Ahad Salda Sherif, District: Swat
 * If you are a voter, you should report in the nearest police station.
 * If you are not, please drop into the nearest letter box.
 * Contact us: 881-8710457

SVT Fazal Mabood
 NH No: 1560256384077
 Tel No: 0302 9467845
 D.O. Birth: 1982
 Date of App: 12.08.2009
 Blood Gr: O+
 Height: 5.7
 Police Station: Swat Sherif
 Eyes: Brown D.O. Issue: 10.10.2009 D.O. Exp: 11.08.2011
 Address: Fazl Ahad Salda Sherif District Swat



59


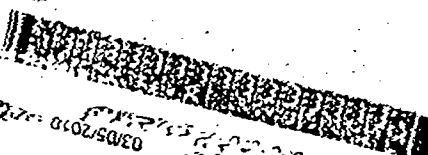
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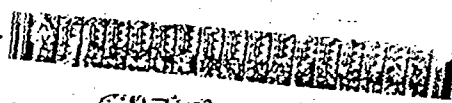
Handwritten text: 'Amy B' with a circled '9' to the left.

Handwritten initials/signature

3483/2073
03/05/2010
11482637640
15602-5638407-7
VSSNT3



31/01/2023
07/02/2003
11482637640
15602-5638407-7
S9T4VZ



Army Co

10

REGISTER AND SERVICE ROLL OF

ABULARY NO. () in

DISTRICT

ABULARY NO. () in

DISTRICT

ABULARY NO. () in

DISTRICT

Name	Father's Name	Tribes or Caste	Village or Town	Post and Telegraph Office	Police Station	District	Province	Date of Birth	Height	Chest Measurement	Date of Enrolment	Age on Enrolment	Distinctive Marks
Faizun Ali	Fajal Mehera		Adghun	Fazal Abad	S. Shahruf	Adghun	Sindh	22.02.1921	5' 9" 4	32 x 36	12.8.23	27 years	

Verification Roll No.

Dated

Received back and attached to the Fauji Misal

Government Service prior to present employment, which is approved for pension service.

Service or Department	Rank or Grade	Pay of last appointment	From	To	Period		
					Years	Month	Days
4. Cause of and character on discharge from above service.			Reference to orders approving above service for pension service in the Police Department.				

I understand that I have been appointed under section 7 of the Police Act (V of 1861), and the purport of that section and the provisions of the Act and of the Rules issued under it and now in force, by which my discipline and conduct are governed have been explained to me. I agree to serve faithfully under the provisions of the said Police Act and to obey all lawful orders issued to me by my Superior Officers and undertake not to resign my appointment within three years from the date of my enrolment. I have received a certificate of appointment issued under section 8 of the Police Act (V of 1861).

Date _____

Signature

5. Rolled impression of fingers and thumb of left hand.

Left Little	Left Ring	Left Middle	Left Index	Left Thumb

Amir D.

584

11

MEDICAL CERTIFICATE

Name of Official Farman Ali

Ethnicity or race Afghan

Father's Name Razal Mabood

Residence Faiz Abad - S-Sharif Swat

Date of Birth ~~28-02-1971~~ 05-10-1982

Height by measurement 5-9 = 32x34

Weight by measurement

Signature of the Official

Signature of the Candidate

Seal of Office

[Signature]

CFR

I hereby certify that I have examined Mr. Farman Ali
candidate for employment in the office of the DPO Swat
and can not determine that he had any disease communicable or other constitutional
defection or bodily infirmity except nil

I do not consider it as disqualification for employment in the office of
DPO Swat has age according to his own
statement (27) years and by appearance about twenty five years.

P.M.I.: A male on neck.

LEFT HAND THUMB AND FINGER
IMPRESSION

MEDICAL SUPERINTENDENT

Civil Hospital
Medical Superintendent
Swat Hospital
Swat

12/8/09

17/11/1982
17/11/1982

840
20/6/82

حضرت صاحب ڈی بی او صاحب ضلع سوات غلم گل کرم

فرمان ملی اولہ مغل محمود ساکن فیض آباد مید و شریف تحصیل
بابوزی ضلع سوات ----- سائل

درخواست سپرد تصحیح اور سچی تاریخ پیدائش 05/10/1982 من سائل
اہل حج اور درصت تاریخ پیدائش ہے۔ اور سروریں ریکارڈ جو کہ
حکومت پولیس کی زیر قبضہ ریکارڈ میں اعلان کاروان پولیس نے من سائل
کی تاریخ پیدائش 05/10/1982 کو بدینتی سے غلطہ خیر قانونی
اور خود ساختہ طور پر 28/02/1971 درج و تحریر کی ہے بدین
وجہ سروریں ریکارڈ میں تصحیح اور سچی کرنے اہل حج اور
درصت تاریخ پیدائش 05/10/1982 درج و تحریر کرنے کا حکم صادر
فرمایا جاتا ہے۔

مکتوبہ

-----x-----

ضاحالی! صاحب ذیل عرضی ہے۔

یہ کہ سائل سٹیل طور پر دیہہ فیض آباد مید و شریف
تحصیل بابوزی ضلع سوات کا رہائشی و پیدائشی باشندہ
ہے۔

یہ کہ من سائل گزشتہ حالات میں بحیثیت کنیل سٹیل
فوس میں صرف کیا گیا ہے۔ (حکم تعیناتی لفظ ہے)

یہ کہ من سائل نے اپنی فرمائش بخوبی انجام دی ہے
اور رہے رہا ہے۔ اور کبھی بھی انصران مالکوں شکایت

-1
E.C./Sd/Regd.
for application
under the
rules.

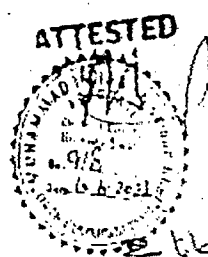
10/6

کا موقع نہیں دیا ہے۔

۴۔ یہ کہ من سائیل کی نادر اور نگارہ میں اپیل، ۱۰ مئی ۱۹۸۲ء کو
 تاریخ پیدائش 05/10/1982ء میں طوری طور پر، ۱۰ مئی ۱۹۸۲ء کو
 ہے لیکن محکمہ پولیس کی "سرو ۳" کی طرف سے اپیل کی جملہ
 زیر قبضہ ریکارڈز میں پولیس احوال کارڈان نے من سائیل
 کی تاریخ پیدائش 05/10/1982ء کو دستی سے غلط
 شہر، تاریخ، غیر تاقی اور خود ساختہ طور پر 28/02/1971ء
 درج و قلم گیری ہے۔ جو کہ قابل، دستگی ہے۔
 انقولات من سائیل کا شناختی کارڈ، پیر نامہ، شہر، پتہ
 لف درخواست لکھا ہے۔

ع.آ.ع
J

۵۔ یہ کہ من سائیل کی تاریخ پیدائش کی دستگی میں کسی کو کوئی
 نقصان نہ ہے بلکہ من سائیل کو شہر، پتہ، تاریخ
 میں مبتلا ہو چکا ہے اور درخواست من سائیل
 ٹیک نیٹی سرسٹی ہے۔



باز طلق

حلف نامہ لیا جاتا ہے کہ جلد سب درخواست
 لکھا تاکہ علم و لیٹن کے
 میں دست اور جو
 ہے اور ترقی اس وقت تا
 پورے وہیں رکھا گیا ہے۔
 لکھا من سائیل غلط اور خود ساختہ
 تاریخ پیدائش 28/02/1971ء کی دستگی
 نسخہ کرنے کے اصل ۱۰ مئی اور دست نامہ پیدائش
 05/10/1982ء درج و قلم گیری کے
 احکامات بہا در قلم لیا جاتا ہے۔

لکھا
 سائیل، سرمان ملی، کنستبل سٹیشن، پتہ 3590
 وہ ضلع معبود ساکن فیض آباد میہد ترقی کا
 سرمان ملی، کنستبل سٹیشن، پتہ 3590
 وہ ضلع معبود ساکن فیض آباد میہد ترقی کا

حضرت صاحب سیرت حضرت صاحب اکابر اہلسنیہ مولانا سوانی مقام گل کدہ

عمران علی نام ریختی پولیس آفیسر

درخواست سیراد عطا منگی مصروفہ حکم از خطہ حیرہ 06/06/2022

For collection under
The rules.

طاعتی اصلاحی ہے

06/07
DPO/Swat

۱۔ یہ مقدمہ عنوان بالا عناب DPO صاحب کے آغوش
ذیر تجویز تھا جس میں مبلغ 06/06/2022 کو حکم جاری ہے

۲۔ یہ سبکی کو مزید حیرہ بالا نقل درکار ہے

مذکورہ سبکی کے مطابق
درخواست سیراد عطا منگی کو مزید حیرہ بالا عنوان
دینے کا حکم جاری ہے

07/06
عزلت
سابقہ قریب ملی بلیک نمبر 35635 ولہ اعجاز ہود
سابقہ عین آباد میدان سوان

یئرل نمبر: 16



بار کونسل نمبر: 20-2032

بار ایسوسی ایشن نمبر:

رابطہ نمبر: 03469413863

ڈسٹرکٹ بار ایسوسی ایشن سوات

بعدالت جناب: سر سید سید محمد علی شاہ

منجانب:	دعویٰ اور خواست:
اپیلرینٹ	سر سید سید
فرسان علی بنام ایجنٹ پولیس اور سیل	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:

بابت تحریر آگے

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے برائے پیروی مقدمہ

آن مقام ایسٹریٹ/سکریٹ کیلئے سر سید محمد علی شاہ کو مقرر کر کے اقرار کیا جاتا ہے، کہ صاحب موصوف کو مقدمہ کی کل کاروائی کو کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث کرنے، دعویٰ جواب دعویٰ، اقبال دعویٰ، اور درخواست برائے سرسبزگی مقدمہ، منسوخی ڈگری یکطرفہ، اجراء و پیروی کرنے کا مختار ہوگا۔ نیز دائر کرنے اپیل نگرانی، نظر ثانی و پیروی کرنے کا مختار ہوگا۔ اور مقدمہ مذکورہ کیلئے کل وقتی یا جزوی کاروائی کیلئے کسی دیگر وکیل یا مختار قانون کو اپنے ہمراہ یا اپنے بجائے تقریر کا اختیار ہوگا اور صاحب مقرر شدہ کو بھی جملہ مذکورہ اختیارات حاصل ہوں گے، اور اس کا ساختہ و پرداختہ منظور قبول ہوگا، بدوران مقدمہ جو خرچہ و ہرجانہ کسی بھی سبب سے حاصل ہوگا، وہ وکیل موصوف وصول کرنے کا حقدار ہوگا، کوئی تاریخ پیشی مقام مذکورہ بالا سے باہر ہو، تو وکیل صاحب پیروی مقدمہ کرنے کے پابند نہ ہوں گے، مقدمہ کسی عدالت میں بعدم پیروی خارج ہونے یا ڈگری یکطرفہ ہونے کے صورت میں وکیل صاحب ذمہ دار نہیں ہوں گے، لہذا وکالت نامہ لکھ دیا کہ سندر ہے

مقام: ایسٹریٹ/سکریٹ کے لئے منظور ہے۔

ایڈوکیٹ محمد مختار

Bahroz Khan Advocate.

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فرسان علی