

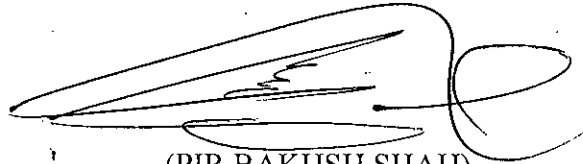
S.No.	Date of order proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
	25.04.2016	<p style="text-align: center;"><u>KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,</u> <u>CAMP COURT D.I KHAN.</u></p> <p style="text-align: center;">APPEAL NO.213/2014</p> <p style="text-align: center;">(Manzoor Ahmad-vs- Provincial Police Officer (IGP), Khyber Pakhtunkhwa, Central Police Office, Peshawar and others.)</p> <p style="text-align: center;"><u>JUDGMENT</u></p> <p style="text-align: center;"><u>ABDUL LATIF, MEMBER:</u></p> <p>Counsel for the appellant (Mr. Muhammad Ismail Alizai, Advocate) and Mr. Imtiaz Khan, DSP (Legal) alongwith Mr. Farhaj Sikandar, GP for respondents present.</p> <p>2. The instant appeal has been filed by the appellant under Section-4 of the Khyber Pakhtunkhwa Service Tribunal Act-1974 against the order dated 17.06.2013 whereby the appellant was awarded punishment by respondent No.3 and final order dated 01.10.2013 of respondent No.2 whereby departmental appeal of the appellant was rejected. He has prayed that on acceptance of this appeal the impugned order inflicting punishment dated 17.06.2013 passed by DPO, D,I Khan and the appellate order of respondent No.2 dated 01.10.2013 (copy delivered on 24.01.2014) may, on being declared as illegal, arbitrary, discriminatory, void ab-initio, ineffective and inoperable against the appellant, be very graciously set aside and the appellant may in consequence thereof be very kindly allowed</p>

A L

all back benefit.

3. During the course of arguments it was observed that the departmental authority while deciding the case did not specify the period of punishment as prescribed in F.R-29. The said orders therefore suffer from legal infirmities. In view of the above, the Tribunal deems it appropriate to indulge in the case and to modify the impugned order of reduction of the appellant to lower pay scale for a period of two year. Appeal is disposed of accordingly. Parties are left to bear their own costs.

File be consigned to the record.



(PIR BAKHSH SHAH)  
MEMBER



(ABDUL LATIF)  
MEMBER

ANNOUNCED  
25.04.2016

## انکوائری رپورٹ

بحوالہ آرڈر نمبر 3845-46 مورخہ 06.12.2013 از اراں RPO صاحب ڈیرہ اسماعیل خان ریجن برخلاف ASI منظور احمد، 512 جس میں زبردستی کو انکوائری کرنے کا حکم دیا گیا۔ بر مطابق چارج شیٹ ASI منظور احمد، 512 کو ڈسٹرکٹ پولیس آفیسر ٹانک کی طرف سے کرپشن، بری شہرت اور خراب کارکردگی کی بنیاد پر مورخہ 01.11.2013 کو چارج شیٹ موصول ہوئی۔

سب سے پہلے DSP/Inv انکوائری آفیسر مقرر ہوئے جس پر ASI منظور احمد نے عدم اعتماد کر کے انکوائری DSP/HQ کو تبدیل کروادی۔ DSP/HQ نے اپنی فائل رپورٹ میں مذکورہ ASI کو عدم ثبوت کی بنیاد پر بے گناہ ثابت کرتے ہوئے انکوائری فائل کرنے کی سفارش کی۔ بحکم جناب RPO صاحب زبردستی کو ASI منظور احمد کو دفتر میں بلا کر تفصیلی بیانات طلب کیے۔ انکوائری کے ساتھ لف شدہ تمام دستاویزات کو Verify کیا۔ فوجی مشل منگوا کر Bad اور Good انٹریز کی پڑتال کی۔ تاہم خفیہ پتہ براری سے پتہ چلا کہ مذکورہ ASI نے اپنی زیادہ تر نوکری ڈیرہ اسماعیل خان اور ٹانک میں ٹریفک میں گزاری ہے۔ سفارشیں کروانے کا بہت شوقین ہے۔ زبردستی کو بھی انکوائری فائل کروانے کی سفارش کی ہے۔ جس سے ظاہر ہوتا ہے کہ ASI مذکورہ نا اہل ہے۔ خراب کارکردگی کے باوجود اچھی پوسٹنگ لینے کے لیے سیاسی و محکمانہ سفارش کا سہارا لیتا ہے۔ اگر کبھی انکوائری کا سامنا کرنا پڑے تو سفارش کروا کر خود کو بے گناہ کروا لیتا ہے۔ اسی وجہ سے ASI کے اعمال نامہ میں Bad انٹریز موجود نہیں ہیں۔ سفارشیں کروا کر اپنی پسند کی پوسٹنگ حاصل کرنا بحکم جناب IGP صاحب ایک غیر ڈسپلن فعل ہے علاوہ ازیں سفارشیں کروا کر انکوائری پر اثر انداز ہونا اس سے بھی زیادہ غیر ڈسپلن ہونے کی علامت ہے۔ لہذا زبردستی کو تفصیلی کی طرف سے سفارش کی جاتی ہے کہ ASI منظور احمد، 512 کو پولیس رولز کے مطابق میجر سزاؤں میں سے کوئی ایک سزا دی جائے۔

صادق حسین بلوچ (پی ایس پی)  
اے ایس پی صدر سرگنل ڈیرہ اسماعیل خان

No. 05/ASP-S  
3/11/13

کاپی ہر اے اے

رہنمائی پولیس افسر صاحب ڈیرہ اسماعیل خان

نوٹیفکیشن آرڈر نمبر 16-4700 مورخہ 2013: 01.11.13 AS1 منگلور احمد کو چارج شیٹ جاری ہوا۔ اور اجازت کے تحت

کریپشن، خراب شہرت، اور Inefficient کے الزامات لگانے کے بعد انکوٹری DSP/INV ضلع ٹانک کو مارک ہونی

AS1 منظور آنے سے بعد اعتمادی ظاہر کر کے جس پر نائب DIO صاحب ٹانک نے انکوٹری میں DSP/BOF کو مارک ہرمانی

AS1 کو مارک کے بیان کے مطابق کے دو پولیس میں مورخہ 1986-07-30 کو بھرتی ہوا ہے۔ اس کے اوپر جو الزامات لگائے

گئے ہیں۔ وہ بالکل غلط اور بے بنیاد ہیں۔ اور اپنے آپ کو ریاست دار اور اچھی شہرت اور ایک پروڈیوسر کے طور پر

تعمیراتی ریکارڈ AS1 مذکورہ کی گیارہ گز انٹریں ہیں۔ اور ایک باغیچہ وغیرہ غرضی پر پچاس روپے برآمد ہوا ہے۔ تمام جات اور

DSP کے غیر دفعیہ پتے برابری اور انکوٹری کی گنجی ہے۔ لیکن کسی نے بھی اس کے خلاف کوئی ثبوت وغیرہ نہیں کیا ہے۔ ریکارڈ

AS1 کے خلاف کوئی تحریری شکایات نہیں ہے۔ اور نہ ہی کوئی کسی نے کوئی شکایت کی ہے۔ انٹریں بالکل ہیں تمام ٹرانسپورٹ

الزامات ہی AS1 کر چکا ہے۔

ایک نہایت زیادہ اور پروڈیوسر پولیس آفیسر۔ اچھی شہرت رکھتا ہے۔ اور اس کے خلاف کوئی ثبوت نہیں

AS1 کو مارک کے انکوٹری قابل ہونے کی غلطی کی جاتی ہے۔ البتہ آئیڈیٹنگ اور سہولت دہانی کے تحت

*[Handwritten Signature]*

ایڈیشنل سیکشن آفیسر

26-11-2013

27.07.2015

Counsel for the appellant and Farhaj Sikandar, GP for the respondents present. Rejoinder received, copy whereof handed over to the learned GP. To come up for arguments on 24-08-2015 at camp court, D.I.Khan:

  
MEMBER  
Camp court, D.I.Khan

26.10.2015


Counsel for the appellant and Mr. Farhaj Sikandar, GP with Muhammad Hussain, Inspector (Legal) for the respondents present. The Bench is incomplete, therefore, case to come up for arguments at camp court D.I.Khan on 28-12-15.

  
MEMBER  
Camp court, D.I.Khan

22.2.2016

Counsel for the appellant (Mr. Muhammad Ismail Alizai, Advocate) and Mr. Farhaj Sikandar, GP with Muhammad Asif, H.C for the respondents present. Enquiry report was not found on record. Representative of the respondents is directed to produce the same on the next date. To come up for such record and arguments on 25-4-16 at Camp Court D.I.Khan.

  
MEMBER

  
MEMBER  
Camp Court, D.I.Khan

28-10-14, Counsel for the appellant and G.P for respondents present. Case adjourned to 24-2-15 for arguments at camp court, D.I.K.

Registrar  
Camp Court, D.I.K.

24-2-15

Present as before on 28-10-14. Arguments could not be heard due to incomplete bench. Case adjourned to 31-3-2015 for arguments at Camp Court, D.I.Khan.

Member  
Camp Court, D.I.K.

31.3.2015

Appellant in person and Mr Farhaj Sikander, GP with Muhammad Khan HC for the respondents present. Arguments could not be heard due to incomplete Bench, the case is adjourned to 26.05.15 for arguments at Camp Court D.I.Khan.

MEMBER  
Camp Court, D.I.Khan

26.05.2015

Clerk of counsel for the appellant and Mr. Farhaj Sikandar, GP with Muhammad Khan, H.C for the respondents present. Due to general strike of the legal fraternity, counsel for the appellant is not available. To come up for rejoinder and arguments at camp court, D.I.Khan on 27.07.2015.

MEMBER  
Camp court, D.I.Khan

خدمت صبا - چیمبر میں سروس ٹریبونل صبا اور کئی اور خیریتوں خواہ

منظور احمد بنام محمد یونس وغیرہ

اپیل -

درخواست گزار منظور احمد  
ڈائریکٹر قمار کے کارڈ ڈائریکٹر  
ازمنہ رات ڈیپارٹمنٹ محلہ خانہ  
سے کئی اور بنچ

قدیمی ایوانہ عدالت میں عرض رساں

جانب عالی

کہ اپیل عنوان بالذکر کوئی عدالت سروس ٹریبونل بنچ ڈیپارٹمنٹ محلہ خانہ  
جسکی آئندہ تاریخ پستی 15/26/15 صدر م

کہ اپیل عنوان بالذکر کافی دیرینہ ہے اور نا حال فعل نہیں ہوا ہے  
پس وجہ اپیل عنوان بالذکر عدالت سروس ٹریبونل بنچ ڈیپارٹمنٹ محلہ خانہ  
سے کئی اور بنچ ڈائریکٹر قمار کا نام مطلوب ہے


وض 15/26/15

اپیلنگ

منظور احمد

25.2.2014


Appellant with counsel present and heard. The learned counsel argued that appellant has not been treated in accordance with law. Points raised in the memo of appeal would require consideration. Admit. Process fee and security within 10 days. Thereafter, notices to the respondents for submission of written reply on 29.4.2014 Camp Court D.I.Khan.

  
Member  
Camp Court D.I.Khan

Appellant deposited security and process fee amount of Rs. 100/- in the State Bank Peshawar. *Awaz*


29-4-14.

Appellant counsel present. Mubd Khan H.C. for respondents with G.P. present. written reply received copy whereof is handed over to appellant for rejoinder, if any. To come up for rejoinder on 27-5-2014 at Camp Court, D.I.Khan.

  
Member  
Camp Court, D.I.K.

27-5-2014.

Appellant with counsel and Mubd Khan H.C. for respondents with G.P. present. Rejoinder received copy whereof is handed over to G.P. for arguments. To come up for arguments on 28-10-2014 at Camp Court, D.I.Khan.


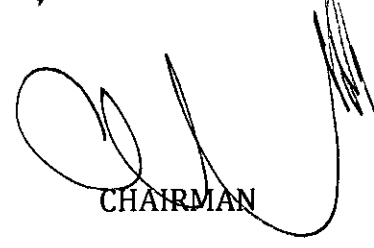
  
Member  
Camp Court, D.I.K.



Form- A  
FORM OF ORDER SHEET

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

Case No. 213/2014

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
1	2	3
1	19/02/2014	<p>The appeal of Mr. Manzoor Ahmad presented today by Mr. Muhammad Ismail Alizai Advocate may be entered in the Institution register and put up to the Worthy Chairman for preliminary hearing.</p> <p style="text-align: right;"> REGISTRAR</p> <p>This case is entrusted to Touring Bench D.I.Khan for preliminary hearing to be put up there on <del>25-2-2014</del></p> <p style="text-align: right;"> CHAIRMAN</p>
2	21-2-2014	

①

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

Service Appeal No. 213 /2014.

Manzoor Ahamd, Ex-ASI No. 512.

Appellant.

Versus

Provincial Police Officer, KPK, and others.

Respondents.

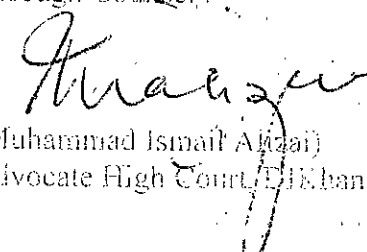
Service Appeal

I N D E X

<u>S.No.</u>	<u>Description of Documents</u>	<u>Annexure</u>	<u>Page(s).</u>
1.	Petition with Grounds of Appeal & affidavit.	--	02-05
2.	Copies of Sus: Order, Charge-sheet & reply.	A, B & C	07-12
3.	Copy of Order Dtd. 7.01.2014	D	13
4.	Copies of Deptt: Appeal & Order 7.2.2014.	E & F	14-16
5.	Vakalat-Nama		17

Dated: 18/2/2014.

  
(Manzoor Ahmad) Appellant  
Through Counsel.

  
(Muhammad Ismail Akhbar)  
Advocate High Court, Peshawar.

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR**  
Service Appeal No. 213 /2014.

Manzoor Ahmad,  
Ex-Assistant Sub Inspector, No.512,  
Presently, Head Constable, Tank Police,  
Tank.

**219**  
**19-2-14**

(Appellant)

Versus

1. The Provincial Police Officer (IGP), Khyber Pakhtunkhwa, Central Police Office, Peshawar.
2. Deputy Inspector General of Police, Dera Ismail Khan Range, D.I.Khan.
3. District Police Officer, Tank. (Respondents)

*Note: The address given above are sufficient for the purpose of service.*

**APPEAL u/s 4 OF KPK SERVICE TRIBUNAL ACT-1974 AGAIST, FIRSTLY, ORDER OF DPO/D.I.KHAN DTD 7.1.2014 WHEREBY THE APPELLANT WAS AWARDED PUNISHMENT OF COMPULSORY RETIREMENT, AND LASTLY, AGAINST FINAL ORDER ISSUED VIDE ENDS: No: 501-02/ ES DATED 7.02.2014, WHEREBY DEPARTMENTAL APPEAL OF THE APPELLANT WAS PARTIALLY ACCEPTED & PUNISHMENT WAS CONVERTED TO DEMOTION.**

Respectfully Sheweth: -

*[Signature]*  
19/2/2014

The appellant very humbly submits as under: -

**BRIEF FACTS:**

1. That the appellant joined Police Department as Constable and later earned promotion to the rank of ASI in due course. The appellant was last serving as Incharge, Traffic Staff at Tank.
2. That the petitioner has always performed his duties with due diligence, dedication, devotion and commitment to the cause and to the utter satisfaction of superiors. The petitioner has not only earned commendation in recognition of exemplary performance of duties during the entire stretch

*[Signature]*

of protracted service tenure but nothing adverse is placed on his service records nor has his working been reckoned adversely at any time by his superiors who would always be kind to him for being the most obedient junior besides a devoted, hard working, earnest subordinate. The service record of the petitioner is second to none since the petitioner has also been reckoned eligible for grant accelerated promotion by his superiors. The appellant in due course of service earned promotion to the rank of Assistant Sub-Inspector while service record of the appellant is otherwise unblemished, clean and devoid of any adverse marking since nothing of the sort has ever been conveyed to the appellant in this respect.

3. That during the entire stretch of employment of the appellant there had been no complaint either from the public throughout the length & breadth of the whole district nor had petitioner come to any adverse notice of his superiors. The conduct and good performance exhibited by the petitioner during the entire service was duly acknowledged by the superiors.
4. That during Oct: 2013 the petitioner was suspended by DPO, Tank i.e. (Respd;No.3) for reasons though neither disclosed to, nor comprehensible by the appellant but apparently to gain pleasure of his superiors and bosses to achieve political mileage. Later, a charge-sheet was issued based on ill-founded allegations having neither any substance nor legal sanction. The proceedings culminated in issuance of impugned order passed by District Police Officer, Tank, awarding punishment of compulsory retirement from service. Copies of Order on suspension, Charge-sheet, its reply by the appellant, including performance reports, commendation certificates etc and the impugned initial order of Respondent No.3 are placed herewith as Annexes A, B &C, respectively.
5. That appellant thus moved a departmental appeal with the office of DIG, D.I.Khan, challenging the order of DPO on factual as well legal grounds. Although appeal was well founded, the appellate authority failed to grant due relief yet converted the punishment to that of demotion to next lower rank of Head Constable. Copies of departmental appeal and impugned final order dated 7.2.2014 are placed herewith as Annexes D & E, respectively.
6. That left with no other remedy available to him the appellant approaches this Tribunal for the relief as prayed for on, inter-alia, the following grounds,

**Grounds:**

1. That the orders passed by departmental authorities, impugned hereby, are discriminatory, arbitrary, legally and factually incorrect, ultra-vires, void ab-initio and militate against the principles of natural justice thus are liable to be set-aside and nullified.
2. That the impugned order was passed on unsubstantiated allegations. Neither any evidence was produced or brought on record in support of the charges

nor the petitioner was provided any opportunity of making or preferring his defense prior to pronouncement of impugned order.

3. That a departmental inquiry ordered into the matter, though at the back of the appellant ended in rebuttal and denial of allegations yet, D.P.O, Tank i.e. (Respdtd No.3) chose to decide the fate of the appellant, ordering imposition of most harsh amongst punishments i.e Compulsory Retirement overlooking the law, rules and norms of justice.
4. That the appellant is innocent and has been subjected to the penalty for no fault of his but for apparently politically motivated reasons. DPO / Tank, i.e. (Respondent No.3), while ignoring the true facts as had surfaced in the inquiry proceedings besides law & rules on the subject, erred and failed to regulate inquiry proceedings properly.
5. That as a matter of record, the appellant has been vexed without any lawful justification, besides any sustainable proof of correctness of allegations contained in the charge-sheet and that too, without affording the appellant any lawful opportunity to defend his cause.
6. That the departmental appellate authority, too failed to take stock of the true facts and instead setting aside the order of DPO modified the punishment to that of demotion to next lower rank of Head Constable, yet again in a harsh manner, erring in application of correct legal provisions and evaluation of facts in true perspective.
7. That the appellant has sufficient length of service rendered for the department. While adjudicating in the matter the departmental authorities utterly ignored not only the provisions of law on the point but the rights, too, of the appellant. The appellant was neither afforded with any opportunity of personal audience nor of a fair trial, thus was discriminated being, inter-alia, condemned unheard.
8. That the orders passed by respondents Nos. 2 & 3, as impugned hereby, have infringed the rights and caused grave miscarriage of justice to the appellant without any lawful excuse.
9. That while ignoring the rights of the appellant the departmental authorities / respondents utterly failed to adopt a proper procedure hence erred in disposal of the matter in accordance with the law and rules. The impugned orders passed by DPO/Tank (Respdtd: No.3) and DIG / D.I.Khan i.e. (Respondent No.2) thus lack in legal sanction and therefore, are liable to be set aside in the interest of justice.
10. That the petition of appeal / appellant is duly supported by law and rules formulated thereunder, besides the affirmation / affidavit annexed hereto.
11. That this Hon'ble Tribunal is competent and has ample powers to adjudge the matter under reference/appeal.

12. That the counsel for the appellant may very graciously be allowed to add to the grounds during the course of arguments, if need be.

**Prayer:**

In view of the fore mentioned submissions, it is very humbly requested that the impugned order dated 7.1.2014 passed by DPO/Tank and appellate / final order of D.I.G / D.I.Khan issued over No. 501-02/ES dated 7.2.2014, may, on being declared as illegal, arbitrary, discriminatory, void ab-initio, ineffective and inoperable against the appellant, be very graciously set aside and the petitioner may very kindly be allowed to be re-instated in the rank of Assistant Sub Inspector with all back benefits. Grant of any other relief deemed appropriate is solicited, too.

18.2.2014

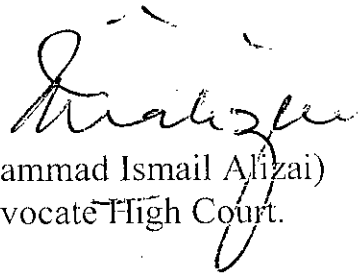
Humble Appellant,



(Manzoor Ahmad) Ex-ASI No512  
Head Constable, Tank Police,  
Tank.

Presently,

Through Counsel.



(Muhammad Ismail Alizai)  
Advocate High Court.

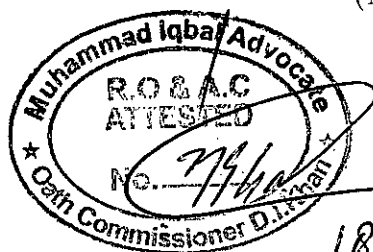
**AFFIDAVIT:**

I, Manzoor Ahmad, the appellant, hereby solemnly affirm and declare on oath that contents of the petition are true and correct to the best of my knowledge, belief and per the official records. Also, that nothing is willfully kept or concealed from this Hon'ble Tribunal.

Dated... 18.2.2014.



(Manzoor Ahmad) Deponent.



18/2/14



7  
(A)

OFFICE ORDER

In compliance with the order of Deputy Inspector General of Police, Dera Ismail Khan Range vide his office Memo No. 3639-4013, dated 22.10.2013, the following Police Officers/Officials is hereby placed under suspension on the allegations of ill reputation, corruption and inefficiency and closed to Police Lines, Tank for further departmental proceedings with immediate effect:-

1. Inspector Muhammad Hussain Khan, Inspector Legal, Tank.
2. Sub Inspector Amir Abdullah Khan, SHO PS SMA, Tank.
3. Sub Inspector Faizullah Khan, SHO PS/Mullazai.
4. Sub Inspector Inayatullah, SHO PS/Mullazai.
5. Sub Inspector Mir Aalam Khan, Invest Staff PS Mullazai.
6. ASI Gul Wali, Incharge PP City Tank.
7. ASI Sher Bad Shah, Invest Staff PS SMA, Tank.
8. ASI Ishaq Ahmad, PS SMA, Tank.
9. PASI Inamullah Khan of Police Lines, Tank.
10. ASI Manzoor Ahmad, Incharge Traffic Staff, Tank.
11. HC Kulu Khan No. 30 of PP Latif Shaheed, Tank.
12. HC Imranullah No. 275 Traffic Staff, Tank.
13. HC Shaista Khan of QRF Squad, Tank.
14. HC Shafique No. 131 of Traffic Staff, Tank.
15. HC Amin Shah No. 298 of Police Line, Tank.
16. HC Sabz Ali No. 58 MT Staff, Tank.
17. HC Rehmanul Khan No. 103 HC PP Darraiki.
18. HC Muntaz Ali of PS Mullazai.
19. HC Inamullah, (now transferred to District D.I.P. Tank).
20. Constable Alam Sher No. 322 of Police Lines, Tank.
21. Constable Muhammad Aslam No. 110 of Traffic Staff, Tank.
22. Constable Hizbullah No. 402 of Police Lines, Tank.
23. Constable Khatunullah No. 14 of Police Lines, Tank.
24. Constable Alamgir No. 74 of Police Lines, Tank.
25. Constable Ashfaq No. 86 Assit. Cashier Police Lines, Tank.
26. Constable Fazal Rehman No. 87 of Police Lines, Tank.



OFFICE OF THE  
DISTRICT POLICE OFFICER  
DISTRICT TANK

Ph: No. 0993-510257.  
Fax no. 0963-510565.

- 27. Constable Sufiyan Ahmad No. 152 of Police Lines, Tank.
- 28. Constable Shaltab-ud-Din No. 153 of Police Lines, Tank.
- 29. Constable Shah Zaman No. 662 of Police Lines, Tank.
- 30. Constable Tahir Habib No. 616 of Police Lines, Tank.
- 31. Constable Muhammad Haroon No. 626 of Police Lines, Tank.
- 32. Constable Abdullah No. 490 of Police Lines, Tank.
- 33. Constable Khurshed No. 312 of Police Lines, Tank (Now on loan to DIKhan Police).
- 34. Constable Anjad Yasir No. 318 of Police Lines, Tank.
- 35. Constable Abdul Rauf No. 468 of Police Lines, Tank.

Charge sheet along with summary of allegations will be issued separately and will be served upon them for further proceedings properly.

*[Signature]*  
ANWAR SAIED KUNDI PSP  
District Police Officer,  
Tank.

No. 13251R, dated Tank. On 23-10-2011.  
Copy of above is submitted to the Deputy Inspector General of Police, DIKhan Range, DIKhan w/r to above for kind information please.

*[Signature]*  
ANWAR SAIED KUNDI PSP  
District Police Officer,  
Tank.

*[Signature]*  
District Bar D.I.Khan





OFFICE OF THE  
DISTRICT POLICE OFFICER  
DISTRICT TANK

Ph: No. 0963-510257.  
Fax no. 0963-510565.

OFFICE ORDER.

Mr. Abdul Hayee Khan, SP/Investigation, Tank is hereby nominated to conduct departmental inquiry against the following Police Officials purely on merit and submit inquiry report within stipulated period:-

1. Sub Inspector Amir Abdullah Khan, SHO PS SMA, Tank.
2. Sub Inspector Faizullah Khan, SHO PS/Gomal.
3. Sub Inspector Inayatullah, SHO PS/Mullazai.
4. Sub Inspector Mir Aslam Khan, Invest: Staff PS Mullazai.
5. ASI Gul Wali, Incharge PP City Tank.
6. ASI Sher Bad Shah, Invest: Staff PS SMA, Tank.
7. ASI Ishaq Ahmad, PS SMA, Tank.
8. PASI Inamullah Khan of Police Lines, Tank.
9. ASI Manzoor Ahmad, Incharge Traffic Staff, Tank.
10. HC Kalu Khan No. 30 of PP Latif Shaheed, Tank.
11. HC Imranullah No. 275 Traffic Staff, Tank.
12. Driver HC Sabz Ali No. 58 MT Staff, Police Lines, Tank.
12. Constable Muhammad Aslam No. 110 of Traffic Staff, Tank.
13. LHC Inamullah. (now transferred to District DIKhan).

(ANWAR SAEED KUNDI) PSP  
District Police Officer,  
Tank.

No. 700-1/13 dated Tank the 1-11/2013.

Copy of above is submitted to the:-

1. Deputy Inspector General of Police, DIKhan Range, DIKhan.
2. Mr. Abdul Hayee Khan, SP/Invest: Tank with the direction to conduct proper enquiry and submit finding report within stipulated period positively.
3. All concerned officials mentioned above for information and with the direction to appear before the enquiry officer on the date and venue fixed.

(ANWAR SAEED KUNDI) PSP  
District Police Officer,  
Tank.

All concerned officials mentioned above for information and with the direction to appear before the enquiry officer on the date and venue fixed.  
District Bar. D.I. Khan

CHARGE SHEET.

10  
B

WHEREAS, I, am satisfied that a formal enquiry contemplated under Khyber PakhtunKhwa Police Rules 1975 is necessary and expedient.

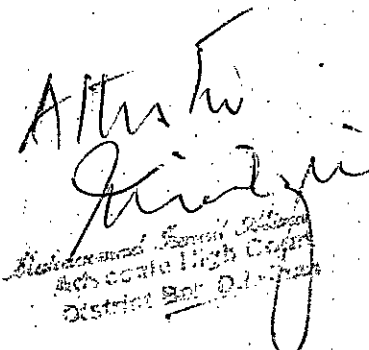
AND WHEREAS, I am of the view that the allegation(s) if established would call for a Major Penalty including dismissal from service as defined in Rules(4(i)(B) of the aforesaid Rules.

AND THEREFORE, as required by Police Rules 6 (1) of the aforesaid Rules, I, ANWAR SAEED KUNDI (PSP) District Police Officer Tank being a competent authority hereby charge you Asst. Mangar Ahmad with the misconduct on the basis of statement of allegation attached to this Charge Sheet.

AND hereby direct you further under rule 6(1) of the said rules to put in written defence within Seven (7) days of receipt of this Charge Sheet as to why the proposed action should not be taken against you and also state that the same time whether you wish to heard in person or otherwise.

In case your reply is not received within the prescribed period, without sufficient cause, it would be presumed that you have not defence to offer and exparte action proceedings will be initiated against you.

  
(ANWAR SAEED KUNDI) PSP  
District Police Officer,  
Tank

  
Mangar Ahmad  
Asst. Mangar Ahmad  
District Bar D. I. Khan

2/10

STATEMENT OF ALLEGATION.

11

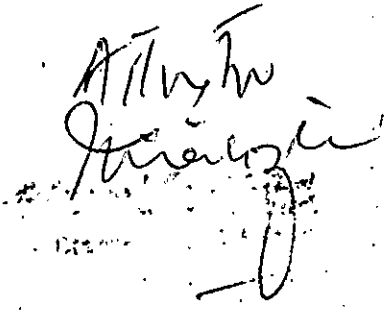
That you while serving in Police Department have been found involved in the following misconduct:-

1. Corruption.
2. ill-reputation.
3. Inefficiency.

This amounts to gross misconduct on your part and punishable under the Khyber Pakhtunkhwa Police Rule 1975.

Hence the statement of allegation.

  
(ANWAR SAEED KUNDI) PSP  
District Police Officer,  
Tank



1  
c

بحوالہ چارج شیٹ و شیٹ میٹ آف الیکشن مشمولہ معروض ہوں۔ کہ سائل انجناب کے حکم کے تابع اپنی ڈیوٹی نہایت

جانفیشانی اور دیانداری سے سرانجام دیتا چلا آ رہا ہے۔ سائل کے خلاف نہ تو حکمانہ طور پر نہ ہی پبلک کے جانب سے شکایت بابت کرپشن،

بری شہرت، اور ناقص کارکردگی کے حوالہ سے کی گئی ہے۔ اور نہ ہی زیر غور ہے۔ سائل کا ریکارڈ اعمال نامہ اس بابت روز روشن کی طرح

عیاں ہے۔ سائل محکمہ پولیس میں 30.07.1988 میں بھرتی ہوا اپنی سروس میں افسران بالا کے حکم کے مطابق ڈیوٹی سرانجام دی ہے

۔ جو الزامات پھرے اوپر لگائے گئے ہیں۔ وہ بالکل غلط اور بے بنیاد ہیں۔ من سائل ہر وقت اپنی جان اور بال بچوں تک کرپشن کی بابت تسلی

کرنے کیلئے افسران بالا کو چھان بین کی تہدیل سے اجازت دیتا ہے۔ اور اس کے علاوہ بری شہرت کے متعلق بھی ضلع ٹانک کی عوام سے

معلومات کی جائے۔ کارکردگی کی وجہ سے افسران بالانے اچھی رپورٹیں دین ہیں۔ سائل اجزانہ طور پر استدعا کرتا ہے۔ کہ حکم متلعی پر نظر ثانی

فرماتے ہوئے۔ جو الزامات جو سائل پر لگائے گئے ہیں۔ جو سراسر بے بنیاد اور غلط ہیں۔ اور چارج شیٹ مجاریہ داخل دفتر کرنے اور

ملازمت پر اسے تاریخ سے باحال کرنے کا حکم صادر فرمایا جائے۔

ارض



منظور احمد ASI متعینہ 15 تھانہ SMA ٹانک

Atish  
Ghazal  
Advocate High Court  
District Bar, D.I. Khan



13

OFFICE OF THE  
DISTRICT POLICE OFFICER  
DISTRICT TANK

D

Pf: No. 0963-510257.

Fax no. 0963-510565.

OFFICE ORDER.

My this order will dispose off departmental enquiry initiated against ASI Manzoor Ahmad No. 512 of this district police on the allegations of corruption, inefficiency and having bad reputation in the department. He was charge sheeted. Charge sheet along with statement of allegations was served upon him. The SP/Investigation, Tank was nominated an Enquiry Officer upon whom the defaulter official has showed his non confidence and subsequently he returned the papers incomplete. The papers were further marked to the DSP/HQrs, Tank for enquiry. After finalization of enquiry, the Enquiry Officer has submitted his finding report. The enquiry report was received and perused. The undersigned was not agreed with the findings of Enquiry Officer. The DIG of Police, DIKhan was requested for Denovo proceedings into the allegations. The DIG of Police, DIKhan has entrusted the papers to ASP/Saddar, DIKhan for Denovo proceedings. After completion of proceedings, the Enquiry Officer has submitted his report. The enquiry report was received and perused. According to enquiry report, the defaulter official has tried to put extra departmental pressure upon the enquiry officer for influencing the proceedings and recommended for awarding major punishment. His previous record was also checked. Keeping in view the recommendation of Enquiry Officer and other available record placed before me, I ANWAR SAEED KUNDI, (PSP) District Police Officer, Tank in exercise of Powers vested upon me under Khyber PakhtunKhwā Police Rule 1975, awards Major Punishment of Compulsory Retirement from Service to the defaulter official ASI Manzoor Ahmad No. 512 with immediate effect.

Announced.

07-1-2014

*(Signature)*  
(ANWAR SAEED KUNDI) PSP  
District Police Officer,  
Tank.

OB NO: 06

dt: 7.1.2014

*Alleged*  
*Anwar Kundi*  
DSP: *(Signature)*  
12-2-2014

E

To:

Worthy Regional Police Officer/DIG,  
Dera Ismail Khan Range, D.I.Khan.

Subject:

Appeal against Order passed over OB No.6 dated 7.1.2014  
by District Police Officer, Tank.

Respected Sir,

With profound respect following submissions are made for your kind and gracious consideration.

1. That the petitioner prior to implementation of the subject noted order was serving in the rank of Assistant Sub Inspector having joined the department as constable and earning his promotion to the rank of ASI in due course of service yet in lieu of rendering service to the department, untiringly, dedicatedly and with due diligence and vigil. The petitioner, unfortunately now stands compulsorily retired from service in consequence of issuing of the impugned order, hence the instant petition.
2. That the petitioner has always performed his duties with due diligence, dedication, devotion and commitment to the cause and call of duty & to the utter satisfaction of his superiors. Nothing adverse is placed on his service records nor has his working been reckoned adversely at any time by his superiors who would always be kind to him for being the most obedient junior besides a devoted, hard working, earnest subordinate. The service record of the petitioner is second to none.
3. That lately the petitioner remained posted to Traffic Branch, Tank. There had been no complaint either from the public throughout the stretch of district nor had petitioner came to any adverse notice of his superiors. The conduct and good performance exhibited by the petitioner during the entire service was duly acknowledged by the superiors.
4. That the petitioner has been made a scapegoat on the ill-founded allegations contained in a charge-sheet having neither any substance nor legal sanction, later culminating in issuance of impugned order passed by District Police Officer, Tank and impugned hereby.
5. The truth of the matter is that the petitioner had performed his duties in accordance with the provisions of law and rules, never deviating from the call of duty even at the perils of his life thus the absurdity of allegation of inefficiency, corruption or ill-repute is vivid and floats at the surface of record.
6. The petitioner has never indulged in any activity contrary to becoming a good police officer. The charges leveled in the charge-sheet are not only general in nature but without any substance or proof. Also that the petitioner never ever

well known in public nor to his superiors as a corrupt, inefficient or an ill-reputed police officer. The inquiry conducted in the matter would speak volumes about the impropriety and falsity of the said allegations, though public from entire district was invited to come forward with any allegation against the petitioner but none could be found to depose adversely against the petitioner. In the above mentioned back ground there could hardly be any inference drawn about the petitioner being at fault in his conduct as a police officer. However, in defiance of all rules and principles of good governance, public service and law of the land, the petitioner has been subjected to the most harsh punishment of compulsory retirement from service vide order dated 7.1.2014 issued from the office of DPO/Tank, though beyond true facts and without observing coddle provisions or even affording the petitioner any opportunity of proper defense, hence the instant appeal for favour of kind and gracious consideration by your goodself. Copy of Order is attached herewith.

- 7. That the impugned order was passed on unsubstantiated allegations. Neither any evidence was produced or brought on record in support of the charges nor the petitioner was provided any opportunity of making or preferring his defense prior to pronouncement of impugned order. Also that an inquiry conducted in the matter culminating in recommendation on absolving the appellant of any allegations contained in the charge-sheet was brushed aside and another clandestine inquiry report was made basis for the issuing of impugned order, apparently to harm the appellant in repute as well in service.
- 8. That having denied the appellant his due right to a fair trial the authority has erred in administration of justice. The award of punishment of such a nature too, is open to legal objections particularly so when codal formalities were neither followed nor appellant was allowed a fair trial instead has been condemned unheard.
- 9. That your good office has ample powers to grant the relief sought hereby as prayed.

Prayer:-

It is therefore, very humbly prayed that on gracious acceptance of the instant petition / appeal the fore mentioned order of DPO/Tank inflicting the punishment of Compulsory Retirement from service on petitioner may very kindly be set-aside and the petitioner reinstated to the rank of Assistant Sub-Inspector in the ends of justice. The petitioner solicits an opportunity of personal audience as well.

Beg to remain, Sir,

Your most obedient servant,

Date: 15.01.2014

*ay*  
 (Maizoor Ahmad)  
 Ex: ASI No.512,  
 District Tank.

*Ashu*  
*Khalpe*  
 Advocate High Court  
 District Bar, D.I.Khan

ORDER:

'E' (16)

712  
11-2-14

This order is meant to dispose off the appeal preferred by Ex-ASI Manzoor Ahmad No.512 of Tank District against the order of major punishment i.e. compulsory retirement from service, awarded to him by DPO Tank vide OB No.06 dated 07.01.2014. He was proceeded against on the allegations of ill-reputation, corruption and inefficiency. A proper departmental enquiry was initiated and Mr. Sadiq Hussain Baloch ASP Saddar was appointed as Enquiry Officer to conduct proper departmental enquiry against him. On the recommendation of Enquiry Officer, DPO Tank awarded him major punishment of compulsory retirement from service.

The appellant/ Ex-ASI preferred the instant appeal against the order of DPO Tank. I have gone through the enquiry file as well as service record of the appellant and also heard him in person on 29.01.2014.

Therefore in exercise of power conferred upon me I **Abdul Ghafoor Afridi** Dy: Inspector General of Police DIKhan, being a competent authority takes lenient view and convert his major punishment of compulsory retirement into reduction in rank by demotion of appellant from ASI to Head Constable from the date of impugned order. The period he remained out of service is treated as leave without pay.

On reinstatement in service he is posted in DIKhan District, with immediate effect.

*[Signature]*  
(ABDUL GHAFOOR AFRIDI)  
PSP, PPM

Deputy Inspector General of Police,  
Dera Ismail Khan Region

S. Pahl & S. Boodes  
enquiry file

No. 501-02 /ES Dt: 07-02-2014

11-2

Copy of above is forwarded to the:-

1. District Police Officer, Tank with reference to his office memo: No.378 dated 23.01.2014. His Service Record is returned herewith.
2. District Police Officer, DIKhan for information.

OB/SRC/PO  
For n/ action

Encl: S. Pahl  
S. Boodes  
Enquiry file

*[Signature]*  
(ABDUL GHAFOOR AFRIDI)  
PSP, PPM

Deputy Inspector General of Police,  
Dera Ismail Khan Region

*[Signature]*  
11/2/14

Attested  
*[Signature]*  
DPO Tank  
12-2-2014



# وکالت نامہ

ایک قیمت روپیہ		کورٹ فیس
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۱۱/۱۱/۲۰۱۴

بعدالت جناب \_\_\_\_\_  
 منجانب \_\_\_\_\_  
 فدک لائبریری بنام M/K/R و فیرو  
 دعویٰ یا جرم \_\_\_\_\_  
 تفصیل دعویٰ یا جرم \_\_\_\_\_

## باعث تحریر آئندہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی و جوابدہی برائے پیش پانچویں مقدمہ مقام \_\_\_\_\_ کے لیے  
 کو حسب ذیل شرائط پر وکیل مقرر کیا ہے، کہ میں ہر پیشی پر خود یا اپنے زیر اختیار خاص رو بہ عدالت حاضر ہونا ہوں گا۔ اور ہر وقت پکارے جانے کے مقدمہ وکیل صاحب  
 موصوف کو اطلاع دیکر حاضر عدالت کروں گا، اگر پیشی پر مظہر حاضر نہ ہوں اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا۔ تو صاحب موصوف  
 اسکے کسی طرح ذمہ دار نہ ہوں گے، نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا چھپے یا بروز تعطیل پیروی کرنے کے  
 ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پکھری کے علاوہ کسی جگہ یا پکھری کے اوقات سے پہلے یا چھپے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ  
 ہوں گے۔ اور مقدمہ صدر پکھری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پکھری کے اوقات کے آگے چھپے پیش ہونے پر مظہر کو کوئی نقصان پہنچے تو اس کے ذمہ  
 دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا محتاطہ واپس کرنے کے بھی موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داخہ صاحب موصوف مثل کردہ  
 ذات خود منظور قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ، یا جواب دعویٰ یا درخواست اجراءے ڈگری و نظر ثانی اپیل و جرم درخواست پر دستخط و تصدیق کرنے کا  
 بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کرانے اور جرم کا روپیہ وصول کرنے اور رسید دینے اور داخل کرنے اور جرم کے بیان دینے اور اس پر تاشی یا رضی نامہ و فیصلہ بر  
 حلف کرنے، اقبال دعویٰ کا بھی اختیار ہوگا۔ اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکورہ میں دن از پکھری صدر پیروی مقدمہ مذکورہ نظر ثانی و اپیل و جمرانی و درآمدگی  
 مقدمہ یا منسوخی ڈگری یا طرف یا درخواست حکم انتہائی یا قرتی یا گرفتاری قبل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ عتقانہ پیروی کا اختیار ہوگا  
 اور تمام ساختہ پر داخہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزو  
 کی کارروائی یا بصورت درخواست نظر ثانی اپیل یا جمرانی یا دیگر معاملہ مقدمہ مذکورہ کسی دوسرے وکیل یا ایئر شراک اپنے بجائے یا اپنے ہمراہ مقرر کریں۔ اور ایسے مشیر قانون کو  
 بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے، جیسے صاحب موصوف کو حاصل ہیں، اور دوران مقدمہ میں جو کچھ ہر جانہ التواء پڑیگا، وہ صاحب  
 موصوف کا حق ہوگا۔ مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ وہ مقدمہ کی پیروی نہ کریں اور ایسی  
 صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے۔ تاکہ سند رہے  
 مورخہ ۱۵ \_\_\_\_\_ ماہ \_\_\_\_\_ ۲۰۱۴

مضمون وکالت نامہ سن لیا ہے۔ اور اچھی طرح سمجھ لیا ہے اور منظور ہے۔

العبد \_\_\_\_\_ العبد \_\_\_\_\_ العبد \_\_\_\_\_

A  
 بلوچ فونڈیشن سرویس احاطہ پکھری ڈسٹرکٹ بار ڈیو  
 Advocate High Court  
 District Bar, D.I. Khan

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

**Service Appeal No. 213/2014**

Manzoor Ahmad  
Ex-Assistant Sub Inspector, No. 512,  
Presently, Head Constable Tank Police Tank .....(Appellant)

**Versus**

1. The Provincial Police Officer (IGP), Khyber Pakhtunkhwa Peshawar.
2. The Regional Police Officer (DIG), Dera Ismail Khan
3. The District Police Officer, Tank.....(Respondents)

**WRITTEN REPLY ON BEHALF OF RESPONDENTS.**

**PRELIMINARY OBJECTIONS**

1. That the appellant has got no cause of action & locus standi.
2. That the appeal is bad for misjoinder/non-joinder of necessary parties.
3. That the appeal is time barred.
4. That the appellant has not come with clean hands.
5. That the appellant is estopped due to his own conduct.
6. That the appellant has concealed the material facts from Honourable Tribunal.
7. That appeal is not maintainable & incompetent
8. That the Honourable Service Tribunal has no jurisdiction to entertain the instant appeal.

**BRIEF FACTS**

1. Pertains to record.
2. Correct to the extent that appellant was promoted to the rank of ASI in due course of service. The remaining portion of the para is incorrect, hence denied.
3. Incorrect. On the serious allegation of Corruption, Ill-reputation & Inefficiency, a proper departmental inquiry was initiated and he was held guilty.
4. Incorrect. Infact the appellant was suspended on the serious allegations of Corruption, Ill-reputation & Inefficiency and a proper departmental enquiry was initiated against him under the law & rules and he was held guilty.

Govt. Reader  
Dera Ismail Khan

5. Correct to the extent that the appellant filed departmental appeal before Respondent No.2 where his punishment was converted into 'demotion' to the rank of ASI. The remaining portion of the para is incorrect, hence denied.
6. May be treated as per law & rules.

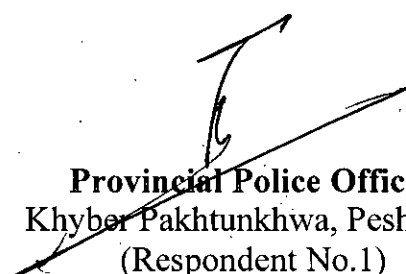
### GROUNDS


1. Incorrect, hence denied.
2. Incorrect. Infact on the serious allegations of Corruption, Ill-reputation & Inefficiency a proper departmental enquiry was initiated and he was held guilty.
3. Incorrect, hence denied. Infact a proper departmental proceedings were initiated on the above mentioned allegations and he was found guilty.
4. Incorrect. The departmental proceeding was initiated purely on merit by giving proper opportunities of defence to the appellant including personal hearing, but he could not prove himself innocent.
5. Incorrect. The allegation levelled against the appellant have been proved in an impartial departmental proceeding conducted purely on merits.
6. Correct to the extent that departmental appellate authority converted the punishment of the appellant into 'demotion' to the rank of ASI. The remaining portion of the para is incorrect, hence denied.
7. Incorrect. Infact an impartial departmental enquiry was initiated. The appellant was given proper opportunities of defence during the course of enquiry including personal hearing before passing the order.
8. Incorrect. The order was passed after proper departmental proceedings under the law and rules.
9. Incorrect. The departmental proceedings were initiated under the law & rules.
10. The appeal of appellant may be treated as per law & rules.
11. Need no comments.
12. May be treated as per law & rules.

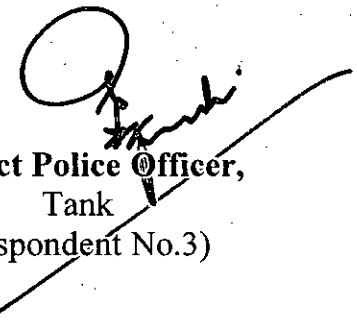
Govt. Pleader  
Tara Ismail Khan

**PRAYER**

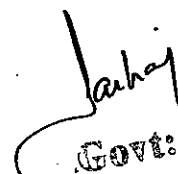
It is, therefore, most humbly prayed that on acceptance of these parawise comments, the Appeal of the Appellant which is devoid of legal footings and merit may graciously be dismissed.

  
**Provincial Police Officer**  
Khyber Pakhtunkhwa, Peshawar  
(Respondent No.1)

  
**Regional Police Officer,**  
Dera Ismail Khan  
(Respondent No.2)

  
**District Police Officer,**  
Tank  
(Respondent No.3)

*Netted*

  
**Govt: Pleader**  
Dera Ismail Khan

**Before The Service Tribunal, Khyber Pakhtun-khwa, Peshawar.**  
Service Appeal No:...1218 /2013

Manzoor Ahmad, Ex-ASI

(Appellant)

Versus

PPO, KPK etc.

(Respondents)

**Rejoinder to written statement.**

Respectfully, the appellant very humbly submits as under: -

**On Preliminary Objections:-**

Assertions made by the answering respondents from paras 1 to 8 are denied being incorrect, misconceived, against the law, without any substance or proof and an effort to colour the facts according to their own whims yet factually non-sustainable.

**On Factual Objections:-**

1. Need no response by the appellant since the respondents have not denied the averments of the appellant made in corresponding para of his petition.
2. Denied except the opening part of para. Respondents have failed to sustain their claim contained in said para. The Appellant however relies on his averments as asserted in main petition.
3. Denied being Incorrect and without any sustenance. Respondents under the influence of their political bosses ventured to punish police officers like the appellant who would not bow to unlawful demands of politicians or their bosses but prefer performance of duties in accordance with the law, rules and under the norms of civil service even at the perils of their life. The averment of respondents in corresponding para is without any substance, evidence or proof thus can not be taken into account.
4. Denied being factually and legally incorrect. The appellant also relies on his averments made in corresponding para of his appeal besides law on the subject as well reply contained in para-2 above. Holding of any proper inquiry proceedings have neither been proved nor any record to the said effect is presented or annexed with the reply / written statement by
5. Needs no comments since respondents have not controverted the averment of appellant as contained in corresponding para of main petition rather have admitted the fact contained in the said para.
6. Needs no comments.

**On Objections to Grounds:-**

1. Denied being factually and legally incorrect. The appellant also relies on his averments made in main petition as well the reply made in para-2 above.
2. Denied being factually and legally incorrect. The appellant also relies on his averments made in corresponding para of his appeal besides law on the subject as well reply contained in para-2 above. Holding of any proper inquiry proceedings have neither been proved nor any record to the said effect is presented or annexed with the reply / written statement by respondents.
3. Denied as above.
4. Denied as above.
5. Denied as above.
6. Needs no comments.
7. Denied as above in paras a & b.
8. Denied as above in paras a & b.
9. Denied as above in paras a & b.
10. Denied being incorrect as above said.
11. No comments.
12. No comments.

**PRAYER:**

In view of the facts and grounds, as mentioned above as well as in the main appeal, it is requested that by setting-aside the impugned orders of Respondents as prayed, declaring the same as illegal, void ab-initio, nullity in law and ultras-virus thus of no consequence on the rights of the appellant, to kindly reinstate the appellant in the rank of Assistant Sub Inspector with grant of all back benefits. Any other remedy deemed appropriate by the Hon`ble Tribunal in the circumstances of the matter is solicited, too.

Dated... 27.5... /2014.

Humbly,

Appellant,  
Through Counsel.

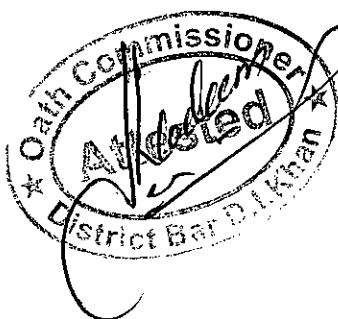


(Muhammad Ismail Alizai)  
Advocate High Court.

**Affidavit.**

I, Manzoor Ahmad, the appellant, affirm and declare on oath that contents of this rejoinder are true & correct to the best of my knowledge and belief and that nothing is willfully concealed or kept from the Tribunal.

Dated: 27.5.14



Deponent.