

1

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 586 /2013

Munawar Khan , Ex-Inspector Police, Crimes Investigation Branch, Peshawar

653  
01-4-2013

.....Appellant

Versus

1. Provincial Police Officer, KPK, Peshawar.

2. DIG Investigation/Headquarters, Peshawar

.....Respondents

APPEAL AGAINST THE ORDER NO.5548-51/EC/INV.  
DATED.05.11.2012 OF RESPONDENT NO.2 WHEREBY  
APPELLANT HAS BEEN DISMISSED FROM SERVICE.

Prayer:-

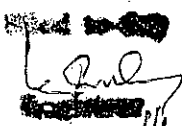
THAT ON ACCEPTANCE OF THE APPEAL THE  
IMPUGNED ORDER BE SET ASIDE AND APPELLANT BE  
REINSTATED IN SERVICE WITH FULL BENEFITS OF  
SERVICE WITH SUCH OTHER RELIEF AS MAY BE  
DEEMED PROPER IN THE CIRCUMSTANCES OF THE  
CASE.

DA not  
Respond

Respectfully Sheweth:-

Short facts giving rise to the present appeal are as under:-

1. That that appellant proceeded on 10 days leave with prior verbal permission of his senior namely Tanvirul Haq Sipra, former Addl IG Investigation and subsequently due to illness could not resume duty but the illness was communicated and the medical

  
1/4/2013

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

Service Appeal No. 586/2013

Date of Institution ... 01.04.2013  
Date of Decision ... 24.06.2021

Munawar Khan, Ex-Inspector Police, Crimes Investigation Branch  
Peshawar.

... (Appellant)

VERSUS

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and  
one another.

... (Respondents)

Syed Ghufran Ullah Shah,  
Advocate

... For appellant.

Muhammad Adeel Butt,  
Additional Advocate General

... For respondents.

AHMAD SULTAN TAREEN  
ROZINA REHMAN

... CHAIRMAN  
... MEMBER (J)

JUDGMENT

ROZINA REHMAN, MEMBER : Appellant was an Inspector in Police Department. He was dismissed from service vide order dated 05.11.2012. It is the legality and validity of this order which has been challenged by him in the present service appeal filed U/S 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974.

*Handwritten signature and date:*  
24/6/21

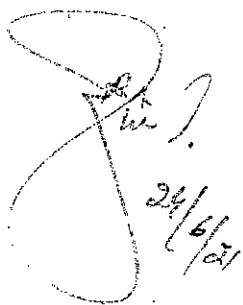
2. Brief facts of the case are that appellant proceeded on leave with prior verbal permission of Additional I.G Investigation but subsequently could not resume duty due to illness which fact was communicated to the Department. He was proceeded against for breach of discipline under Police Rules and lastly appellant was dismissed from service. He submitted departmental appeal which was not responded to, hence, the present service appeal.

3. Learned counsel for appellant argued that the impugned order is against law and facts as inquiry was not conducted according to law and that the entire proceedings were carried out in the absence of appellant. He contended that the appellant was not afforded any opportunity of personal hearing and he was condemned unheard and lastly, he submitted that appellant has put in considerable pensionable service of almost 15 years and that he would have no objection if major penalty in shape of dismissal from service is converted into major penalty in shape of compulsory retirement.

4. Conversely, learned A.A.G argued that appellant while posted as Inspector in the National Accountability Bureau Peshawar was attached with Investigation Branch C.P.O Peshawar for purpose of pay. NAB authorities issued warrant of arrest against the appellant allegedly being involved in Corruption, therefore, he was arrested and convicted by NAB Court, however, he was reinstated in service from the date of suspension. He contended that appellant avoided joining duty, therefore, he was proceeded against departmentally and the

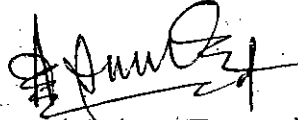
departmental proceedings initiated against appellant culminated in passing the order of dismissal from service of the appellant. He further submitted that copy of charge sheet was received by appellant but he did not submit his reply in response to the charge sheet and he was properly examined by the inquiry officer but he failed to advance plausible explanation for his deliberate absence.

5. From the record it is evident that appellant was Inspector in National Accountability Bureau Peshawar and was attached with Investigation Branch for the purpose of pay. Admittedly, appellant was arrested and convicted by the NAB Court, therefore, he was suspended vide order dated 10.03.2005, however, he was acquitted by the august Peshawar High Court Peshawar vide order dated 09.06.2011 of all the charges leveled against him. The Provincial Police Officer reinstated the appellant in service from the date of suspension vide order dated 26.10.2011. It is also not denied that appellant submitted arrival in Investigation Wing C.P.O Peshawar. Nothing was brought on record in order to show that appellant was a habitual absentee, however, keeping in view the last request of the learned counsel for appellant and without touching the merits of the case, we are of the view that since the appellant has put in considerable regular service, it would be appropriate, keeping in view the circumstances of the case to convert the major penalty awarded in the shape of dismissal from service into that of compulsory retirement from service. As such, we convert the said penalty into

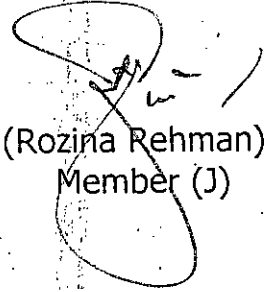
  
24/6/21

that of compulsory retirement w.e.f the date of his dismissal from service i.e. 05.11.2012. Parties are left to bear their own costs. File be consigned to the record room.

ANNOUNCED.  
24.06.2021



(Ahmad Sultan Tareen)  
Chairman



(Rozina Rehman)  
Member (J)

**BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR**

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**VERSUS**

Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and  
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Advocate

... For appellant.

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... For respondents.

AHMAD SULTAN TAREEN  
ROZINA REHMAN

... CHAIRMAN  
... MEMBER (J)

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*Signature*  
24/6/21

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8  
iii?  
24/6/21

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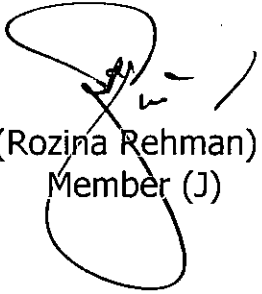
  
24/6/21


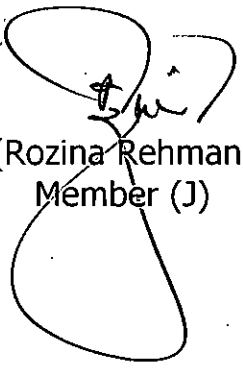


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ANNOUNCED.  
24.06.2021

  
(Ahmad Sultan Tareen)  
Chairman

  
(Rozina Rehman)  
Member (J)

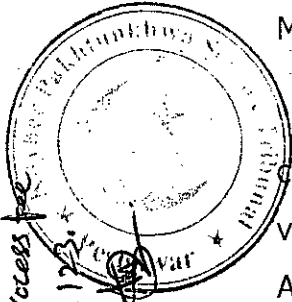
S.No	Date of order/ proceedings	Order or other proceedings with signature of Judge or Magistrate and that of parties where necessary.
1	2	3
	24.06.2021	<p><u>Present:</u></p> <p>Syed Ghufran Ullah Shah, Advocate ... For Appellant</p> <p>Muhammad Adeel Butt, Additional Advocate General ... For respondents</p> <p>Vide our detailed judgment of today of this Tribunal placed on file, we convert the penalty of dismissal from service of the appellant into that of compulsory retirement w.e.f the date of his dismissal from service i.e. 05.11.2012. Parties are left to bear their own costs. File be consigned to the record room.</p> <p><u>ANNOUNCED.</u> 24.06.2021</p> <div style="display: flex; justify-content: space-around; align-items: center;"> <div style="text-align: center;">               (Ahmad Sultan Tareen)              Chairman         </div> <div style="text-align: center;">               (Rozina Rehman)              Member (J)         </div> </div>

586/2013

17.02.2021

Appellant with counsel and Addl. AG alongwith Muhammad Asif, S.I for the respondents present.

Cost of Rs. 1000/- paid by the appellant. Learned counsel requests for adjournment due to his engagement in various cases before the Honourable High Court today. Adjourned to 25.03.2021 as last chance for hearing before the D.B.



Rs. 1000/- deposited as cost by appellant on 18-2-2021, entry made in the Process fee Register at Sr. No. 122.

(Mian Muhammad)

Member(E)

Chairman

25.03.2021

Counsel for the appellant present. Mr. Kabirullah Khattak learned Addl. AG for respondents present.

The Worthy Chairman is on leave, therefore, the case is adjourned to 24.06.2021 for arguments before D.B.

(Atiq-Ur-Rehman Wazir)

Member (E)

05.11.2020

Junior to counsel for the appellant and Addl. AG for the respondents present.

The Bar is observing general strike, therefore, the matter is adjourned to 22.12.2020 for hearing before the D.B.

  
(Mian Muhammad)  
Member

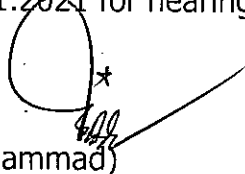
  
Chairman

22.12.2020

Counsel for the appellant and Addl. AG along with Muhammad Asif, S.I for the respondents present.

Learned counsel requests for adjournment on account of illness of appellant from whom he has to seek fresh instructions.

Instant matter pertains to the year 2013 and has been adjourned in past many occasions on the request of appellant. It is, therefore, adjourned as a last chance to 15.01.2021 for hearing before the D.B.

  
(Mian Muhammad)  
Member(E)

  
Chairman

15.01.2021

Counsel for the appellant and Addl. AG for the respondents present.

Former requests for adjournment in order to seek fresh instructions from the appellant who is not in attendance today. On the last date of hearing last chance was extended to the appellant for hearing of the appeal today. Request of learned counsel for appellant is acceded to but against payment of cost of R. 1000/- by the appellant. Adjourned to 17.02.2021 before the D.B.

  
(Atiq-ur-Rehman Wazir)  
Member(E)

  
Chairman

08.06.2020

Bench is incomplete as learned Member (J) is on leave,  
Therefore, the case is adjourned. To come up for the same  
on <sup>27-07-20</sup> before D.B.



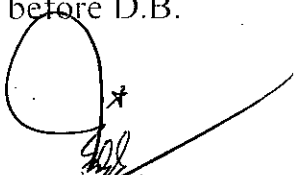
Reader

27.07.2020

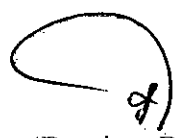
Changaiz Khan Advocate junior counsel for appellant  
present.

Mr. Muhammad Jan learned Deputy District Attorney  
for respondents present.

Junior ~~counsel~~ requested for adjournment as senior  
counsel (Ghufran Ali Shah Advocate) is busy before  
Hon'ble Peshawar High Court Peshawar; request acceded  
to with direction to argue the case on 31.08.2020  
positively, before D.B.



(Mian Muhammad)  
Member (E)



(Rozina Rehman)  
Member (J)

31.08.2020

Due to summer vacation, the case is adjourned to  
05.11.2020 for the same as before.



Reader

10.02.2020


Appellant in person and Mr. Muhammad Jan, Deputy District Attorney for the respondents present. Appellant requested for adjournment on the ground that his counsel is busy in the Hon'ble Peshawar High Court, Peshawar and cannot attend the Tribunal today. Adjourned to 25.03.2020 for arguments before D.B.

  
(Hussain Shah)  
Member

  
(M. Amin Khan Kundi)  
Member

25.03.2020

Due to public holidays on account of Covid-19, the case is adjourned. To come up for the same on 08.06.2020 before D.B.

  
Reader

13.11.2019

Appellant in person present. Due to rush of work, further proceedings in the present case could not be conducted. Adjourn. To come up for further proceedings/order on 28.11.2019 before D.B.

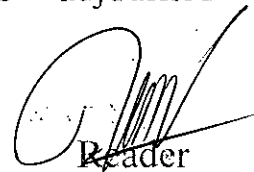
  
Member

  
Member

28.11.2019

Bench in complete as learned Member (Executive) is not available. Therefore, the case is adjourned to 13.12.2019 before D.B.

  
Member

  
Reader

  
Member

10.01.2020

Appellant in person present.

The respondents have utterly denied the averment of the appellant of filing departmental appeal against the impugned order. This aspect of the case need further assistance. Learned counsel for the appellant is not available. Appellant seeks adjournment. Adjourn. To come up for arguments on 10.02.2020 before D.B.

  
Member

  
Member

11.10.2019

Learned counsel for the appellant present. Learned Additional Advocate General is busy before another bench. Being an old case, adjourned to 14.10.2019 for arguments before D.B.



Member

14.10.2019

Appellant with counsel present. Mr. Riaz Khan Paindakheil learned Assistant Advocate General alongwith Umar Sher present. Arguments heard. To come up for order on 29.10.2019 before D.B.



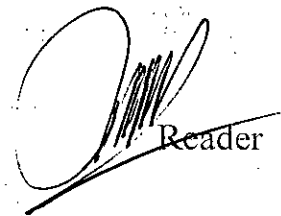
Member



Member

29.10.2019

Bench incomplete as learned Member (Executive) is on leave. Therefore, the matter is adjourned to 13.11.2019 for the same.



Reader



09.07.2019

Learned counsel for the appellant and Mr. Riaz Khan Paindakheil learned Assistant Advocate General present. Learned counsel for the appellant again seeks adjournment. In the interest of justice, against last opportunity is granted. Adjourn. To come up for arguments on 11.07.2019 before D.B

  
Member

  
Member

11.07.2019

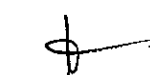
Learned counsel for the appellant present. Mr. Zia Ullah learned Deputy District Attorney present and furnished additional documents including the inquiry report. Copy handed over to learned counsel for the appellant. Adjournment requested. Adjourn. To come up for arguments on 01.08.2019 before D.B.

  
Member

  
Member

01.08.2019

Junior to counsel for the appellant and Mr. Ziaullah, DDA for respondents present. Junior to counsel for the appellant seeks adjournment. Adjourned. Case to come up for arguments on 11.10.2019 before D.B.

  
Member

  
Member

25.03.2019

Counsel for the appellant and Mr. Riaz Ahmad Paindakheil, Assistant AG alongwith Mr. Akhtar Munir S.I for the respondents present. Learned counsel for the appellant seeks adjournment. Adjourned to 14.05.2019 for arguments before D.B.

  
(HUSSAIN SHAH)  
MEMBER

  
(M. AMIN KHAN KUNDI)  
MEMBER

14.05.2019

Clerk to counsel for the appellant and Mr. Zia Ullah learned Deputy District Attorney for the respondents present. Due to leave of the worthy Chairman the case is adjourned to 08.07.2019 for arguments before D.B.

  
(Hussain Shah)  
Member

08.07.2019

Counsel for the appellant and Mr. Muhammad Jan, DDA for respondents present. Learned counsel for the appellant seeks adjournment as he has not prepared the case. The case pertains to the year 2013, therefore, last opportunity granted for arguments. Case to come up for arguments on 09.07.2019 before D.B.

  
Member

  
Member

18.02.2019 Counsel for the appellant and Mr. Kabirullah Khattak Addl; AG for the respondents present.

The application in hand is with the prayer for setting aside the order dated 29.05.2018 whereby appeal No. 586/2013 was dismissed in default of appearance by the appellant or his counsel.

Along with the appeal an affidavit by Syed Ghufraan ullah shah Advocate, learned counsel for the appellant/applicants is provided wherein it is noted that the date of hearing was mis-read/mis-under stood and was wrongly noted as 29.06.2018. An application for restoration of the appeal was consequently submitted on 12.07.2018 upon acquiring the knowledge about dismissal of appeal for non prosecution.

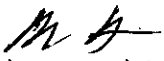
In the matter in hand, the dismissal of appeal appears to be the outcome of human error, that too, attributable to the learned counsel for the appellant, therefore the application deserves acceptance. The same is allowed on payment of costs of Rs. 2000/- to be paid by the appellant within a fortnight against proper receipt.

The appeal shall be restored to its original Number and be fixed for hearing before D.B on 25.03.2019

  
Chairman

07.09.2018


Counsel for the appellant present and requested for adjournment. To come up for further proceedings on 25.10.2018 before S.B.

  
(Muhammad Amin Khan Kundi)  
Member

25.10.2018

Due to retirement of Hon'ble Chairman, the Tribunal is defunct. Therefore, the case is adjourned. To come up on 12.12.2018.

12.12.2018

Nether appellant nor his counsel present. Notice be issued to appellant and his counsel for attendance   
~~primary hearing~~ for 22.01.2019 before S.B.

  
Muhammad Amin Khan Kundi  
Member

22.01.2019




Petitioner absent. Learned counsel for the petitioner present. Notice be issued to the respondents for 18.02.2019. To come up for reply and arguments on the date fixed before S.B.

  
Member

**Form-A**  
**FORM OF ORDER SHEET**

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

Appeal's Restoration Application No. 224/2018

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge
1	2	3
1	<p>12.07.2018</p> <p><i>18-7-2018</i></p>	<p>The application for restoration of appeal no. 586/2013 submitted by Mr. Munawar Khan through Ghufuran Ullah Shah Advocate may be entered in the relevant register and put up to the Court for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2	<p><i>H</i></p>	<p>This restoration application is entrusted to S. Bench to be put up there on <u>10-8-2018</u></p> <p style="text-align: right;"> CHAIRMAN</p>
10.08.2018		<p style="text-align: center;">SUBJECT TO</p> <p>Syed Ghufuran ullah Shah, Advocate counsel for the appellant petitioner present and made a request for adjournment. Granted. Case to come up for further proceedings on 07.09.2018 before S.B.</p> <p style="text-align: right;"> Chairman</p>

**BEFORE THE KHYBERPUKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

Restoration App. No. 224/18  
C.M No...../2018

In  
Service Appeal No. 586/2013


**Munawar Khan**

**Versus**

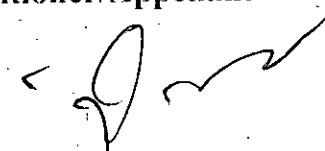
**Provincial Police Officer, KPK Peshawar & another**

**INDEX**

S.No.	Description of Documents	Annexure	Pages
1.	Restoration application		1-2
2.	Affidavit		3
3	Condonation application		4-5
4	Affidavit		6
3	Copy of order dated 29-05-2018	"A"	7-8

  
**Petitioner/Appellant**

**Through**

  
.....  
**Syed Ghufraan ullah Shah**  
**(Advocate Peshawar)**  
**Office; 22-A Nasir Mansion**  
**Railway Road, Peshawar**  
**Cell No.0334-9185580**

②

**THE KHYBERPUKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR**

tion App. No 224/18  
...../2018

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 776

Dated 12/7/2018

Appeal No. 586/2013

Munawar Khan

Versus

Provincial Police Officer, KPK Peshawar & another

**AN APPLICATION WITH EFFECT TO SET ASIDE THE  
IMPUGNED ORDER DATED 29-05-2018 WHEREBY THE SUBJECT  
APPEAL HAS BEEN DISMISSED FOR NON PROSECUTION AND  
TO RESTORE THE SAME IN ITS ORIGINAL NUMBER.**

**Respectfully Shewet;**

Brief facts giving rise to the instant application are as under;

1. That the subject Appeal was pending for adjudication before this honourable Tribunal and has been dismissed for non prosecution on 29-05-2018. (Copy of the order is annexed as Annexure "A")
2. That due to the following amongst other grounds the impugned order of this honourable Tribunal dated 29-05-2018 is required to be set aside and S.A No.586/2013 be restored in its original number.

**Grounds;**

- A. That the date of hearing was wrongly noted as 29-06-2018 in the diary of the counsel of the appellant due to human error while the case was fixed on 29-05-2018 as per court register.
- B. That on 29-06-2017 it was Friday and the case was not enlisted before the bench.

2

- C. That following the same, it came to the knowledge of the counsel of the appellant on next first working day i.e. 02-07-2018, hence the instant application.
- D. That the impugned order is result of miss understanding of the concerned staff of this honourable Tribunal and Counsel of the appellant for which the appellant should not be punished.
- E. That the substantial rights of the Petitioner/appellant are attached with merit of the case; therefore decision of the case on merit is the priority of Law as well as administration of justice based on statutory rights of appellant.
- F. That non compliance with the court proceeding is not intentional but due to miss understanding; beyond the control of appellant, therefore, it is against the well established norms of administration of justice to decide a case without hearing the petitioner/appellant.
- G. That the instant application is well within time keeping in view the day of knowledge.
- H. That any other grounds if required be furnished at the time of arguments.

It is, therefore, most humbly prayed that on acceptance of this application the impugned order of this honourable Tribunal dated 29.05.2018 be set aside and **Service Appeal No.586/2013** be restored for regular hearing at notice.

*Memon Saib*

Petitioner/Appellant

Through

.....  
Syed Ghufraan ullah Shah  
(Advocate Pesrawar)



3

**BEFORE THE KHYBERPUKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

C.M No...../2018

In  
Service Appeal No. 586/2013

**Munawar Khan**

**Versus**

**Provincial Police Officer, KPK Peshawar & another**

**AFFIDAVIT:**

I, Munawar Khan Ex-Inspector Police, Crimes Investigation Branch Peshawar/appellant do hereby solemnly verify and declare on oath that all the contents of the instant restoration application are true and correct to the best of my knowledge and belief and nothing has been concealed from this honourable court.

*Munawar*

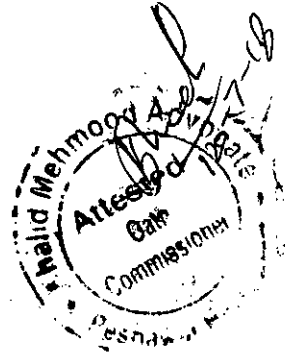
Deponent

C.N.I.C No. 13101-9757612-1

Verified by;

*[Signature]*  
Syed Ghufran Ullah Shah

Advocate Peshawar



4

**BEFORE THE KHYBERPUKHTUNKHWA SERVICE TRIBUNAL**  
**PESHAWAR**

C.M No...../2018

In

Service Appeal No. 586/2013

**Munawar Khan**

**Versus**

**Provincial Police Officer, KPK Peshawar & another**

**AN APPLICATION WITH EFFECT TO CONDONE**  
**THE TIME IF ANY; EXCEED THE LIMITATION FOR**  
**FILING RESTORATION APPLICATION IN THE**  
**SUBJECT APPEAL.**

**Respectfully Sheweth:**

**That brief facts and grounds giving rise to the instant Application are as under;**

1. That an application for restoration is being submitted to day before this honourable Tribunal against the impugned order dated 29-05-2018.
2. That the applicant first time came to know about the impugned order on 02-07-2018, which was previously not in the knowledge of appellant due to wrong entry of the date of hearing i.e. 29-06-2018 instead of 29-05-2018.

BEFORE THE KHYBERPUKHTUNKHWA SERVICE TRIBUNAL  
PESHAWAR

C.M No...../2018

In  
Service Appeal No. 586/2013

Munawar Khan

Versus

Provincial Police Officer, KPK Peshawar & another

AFFIDAVIT:

I, Munawar Khan Ex-Inspector Police, Crimes Investigation Branch Peshawar/appellant do hereby solemnly verify and declare on oath that all the contents of the instant condonation application are true and correct to the best of my knowledge and belief and nothing has been concealed from this honourable court.

*Munawar Khan*

Deponent

C.N.I.C No. 13101-9757612-1

Verified by:

Syed Ghufran Ullah Shah  
Advocate Peshawar



BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR



7

Service Appeal No. 586 /2013

Munawar Khan , Ex-Inspector Police, Crimes Investigation Branch, Peshawar

DA No. 653  
Dated 01-11-2013

.....Appellant

Versus

1. Provincial Police Officer, KPK, Peshawar.
2. DIG Investigation/Headquarters, Peshawar

.....Respondents

APPEAL AGAINST THE ORDER NO.5548-51/EC/INV. DATED.05.11.2012 OF RESPONDENT NO.2 WHEREBY APPELLANT HAS BEEN DISMISSED FROM SERVICE.

Prayer:- THAT ON ACCEPTANCE OF THE APPEAL THE IMPUGNED ORDER BE SET ASIDE AND APPELLANT BE REINSTATED IN SERVICE WITH FULL BENEFITS OF SERVICE WITH SUCH OTHER RELIEF AS MAY BE DEEMED PROPER IN THE CIRCUMSTANCES OF THE CASE.

*[Signature]*  
1/4/2013

DA No  
Respon

Respectfully Sheweth:-

Short facts giving rise to the present appeal are as under:-

1. That that appellant proceeded on 10 days leave with prior verbal permission of his senior namely Tanvirul Haq Sipra, former Addl IG Investigation and subsequently due to illness could not resume duty but the illness was communicated and the medical

ATTESTED

*[Signature]*  
Khyber Pakhtunkhwa  
Service Tribunal,  
Peshawar

Date of Presentation of a Petition: 11-07-18  
 Number of Words: 800  
 Copying Fee: 2.00  
 Total: 8.00  
 Name of Copyholder: [Signature]  
 Date of Completion: 11-07-18  
 Date of Delivery of [unclear]: 11-07-18

Certified to be true copy  
 Khyber Pakhtunkhwa  
 Service Tribunal  
 Peshawar

[Signature] 29.05.2018  
 Member  
 [Signature] Chairman

The appeal pertains to the year, 2013 and this conduct of the appellant clearly shows that he has no interest in pursuing the case. This Tribunal is left with no other option but to dismiss the appeal in default. Parties are left to bear their own costs. File be consigned to the record room.

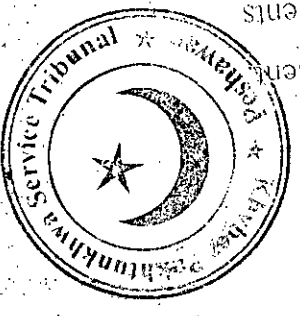
The case was called time and again but none appeared on behalf of the appellant till 1.20 O'clock. The court time is about to over. At this junction, it merits a mention here that was present and the case was adjourned for today with the hope that someone may pursue the case and attend the court but with no positive response.

Mr. Ziaullah, Deputy District Attorney for the respondents present.

Neither the appellant nor his counsel present.

29.05.2018

No. 586/2013, Munawar Khan Awan



8

No. 586/2013, Munawar Khan Awan

29.05.2018

Neither the appellant nor his counsel present.  
Mr. Ziaullah, Deputy District Attorney for the respondents  
present.

The case was called time and again but none appeared on behalf of the appellant till 1.20 O'clock. The court time is about to over. At this junction, it merits a mention here that on previous date too, neither the appellant nor his counsel was present and the case was adjourned for today with the hope that someone may pursue the case and attend the court but with no positive response.

The appeal pertains to the year, 2013 and this conduct of the appellant clearly shows that he has no interest in pursuing the case. This Tribunal is left with no other option but to dismiss the appeal in default. Parties are left to bear their own costs. File be consigned to the record room.

*Muhammad Amin*  
Member

*Q. S. 29.5.2018*  
Chairman

ANNOUNCED  
29.5.2018

11.12.2017

Agent to counsel for the appellant present. Mr. Muhammad Jan, learned Deputy District Attorney along with Aurangzeb Inspector for the respondents present. Agent to counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 05.02.2018 before D.B

  
(Muhammad Hamid Mughal)  
MEMBER

  
(Gul Zeb Khan)  
MEMBER


05.02.2018

Since 5<sup>th</sup> February has been declared as public holiday. Therefore, the case is adjourned. To come up for arguments on 27.03.2018 Before D.B

  
Reader

27.03.2018

Appellant absent. Learned counsel for the appellant is also absent. Mr. Kabirullah Khattak, Additional AG alongwith Mr. Muhammad Raza Khan, Inspector for the respondents present. Adjourned. To come up for arguments on 29.05.2018 before D.B.


  
(Muhammad Amin Khan Kundi)  
Member

  
(Muhammad Hamid Mughal)  
Member

24.05.2017

Counsel for the appellant and Mr. Muhammad Jan, Deputy District Attorney for the respondent present. Counsel for the appellant requested for adjournment. Adjourned. To come up for arguments on 25.08.2017 before D.B.

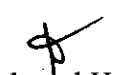
  
(Gul Zeb Khan)  
Member

  
(Muhammad Amin Khan Kundi)  
Member

25.08.2017


Clerk to counsel for the appellant and Mr. Muhammad Jan, DDA alongwith Mr. Sher Alam, ASI for the respondents present. Clerk to counsel for the appellant seeks adjournment. Adjourned. To come up for arguments on 04.10.2017 before D.B.

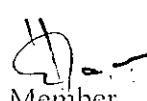
  
(Gul Zeb Khan)  
Member

  
(Ahmad Hassan)  
Member

04.10.2017

Agent to counsel for the appellant present. Mr. Zia Ullah, Deputy District Attorney for the respondents present. Agent to counsel for the appellant seeks adjournment. Adjourn. To come up for arguments 11.12.2017 before D.B.

  
Member  
(Executive)

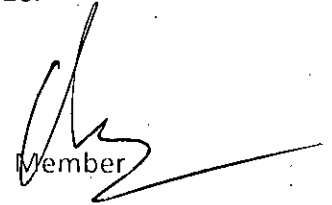
  
Member  
(Judicial)



3.6.2016

Counsel for the appellant and Assistant AG for respondents present. Counsel for the appellant requested for adjournment. To come up for arguments on 7.9.2016.

  
Member

  
Member

07.09.2016

Clerk to counsel for the appellant and Mr. Sattar Khan, SI alongwith Addl. AG for respondents present. Clerk to counsel for the appellant seeks adjournment due to non-availability of his counsel. Appellant is directed to submission rejoinder on next date. To come up for rejoinder and arguments on 12-1-17.

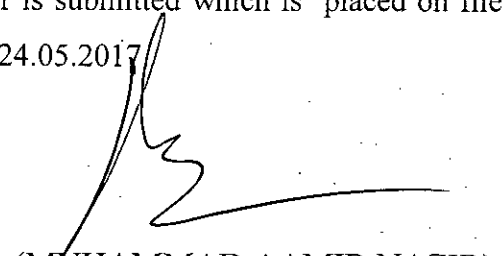
  
Member

  
Member

12.01.2017

Counsel for the appellant ~~(Sattar Khan)~~ and Addl. AG for respondents present. Rejoinder is submitted which is placed on file. To come up for arguments on 24.05.2017

  
(AHMAD HASSAN)  
MEMBER

  
(MUHAMMAD AAMIR NAZIR)

15.04.2015

Appellant in person and Mr. Qazi Sajjid-ud-Din, SP alongwith Addl: A.G for respondents present. Written reply not submitted despite last opportunity. Learned Addl: A.G requested for further adjournment for submission of written reply. Last opportunity is extended to 29.4.2015 before S.B.

  
Chairman

29.04.2015

Appellant in person and Mr. Hamza Khan, SI alongwith Addl: A.G for respondents present. Comments submitted. The appeal is assigned to D.B for rejoinder and final hearing for 28.10.2015.

  
Chairman

28.10.2015

None for the appellant present. Addl: AG for respondent present. Arguments could not be heard due to learned Member (Judicial) is on official tour to D.I Khan. Therefore, the case is adjourned to 25-2-16 for arguments.

  
Member

25.02.2016

Appellant in person and Mr. Ziaullah, GP for respondents Arguments could not be heard due to shortage of time. Therefore, the case is adjourned to 3-6-16 for arguments.

  
Member

  
Member

01.7.2014

Appellant with counsel present. Notices to the respondents could not be issued due to non-deposit of security and process fee. Appellant moved application for permission to deposit security and process fee today. On acceptance of the application, the security and process fee be deposited today, whereafter notices be issued to the respondents for written reply/comments on 29.10.2014.

Appellant Deposited  
Security & Process Fee  
Rs. 160/- Bank  
Receipt is Attached with File.  
2/7/14

  
Chairman

29.10.2014

Appellant present in person. Respondents have been served through the concerned officials but they are not present. However, Mr. Muhammad Adeel Butt, AAG is present and would be contacting the respondents for written reply/comments on 23.02.2015.

  
Chairman

23.02.2015

Appellant in person and Mr. Muhammad Ayaz Khan, S.I for respondents alongwith Addl: A.G present. Requested for further time for submission of written reply/comments. Last opportunity granted. To come up for written reply/comments on 15.04.2015.

  
Chairman

Appeal No. 586/2013

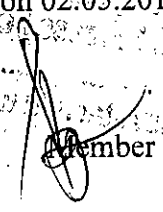
Mr. Munir Khan

11. 19.03.2014

Clerk of counsel for the appellant present and requested for

adjournment as his counsel was busy in the Peshawar High Court,

Peshawar. To come up for preliminary hearing on 02.05.2014.

  
Member

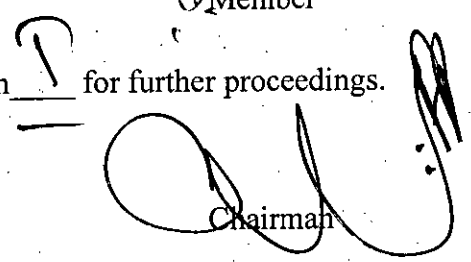
12. 02.05.2014

Counsel for the appellant present. Preliminary arguments heard and case file perused. Counsel for the appellant contended that the appellant has not been treated in accordance with law/rules. Against the impugned order dated 05.11.2012, he filed departmental appeal on 13.12.2012, which has not been responded within the statutory period of 90 days, hence the present appeal on 01.04.2013. Points raised at the Bar need consideration. The appeal is admitted to regular hearing subject to all legal objections. The appellant is directed to deposit the security amount and process fee within 10 days. Thereafter, Notices be issued to the respondents. To come up for written reply/comments on 01.07.2014.

  
Member

13. 05.2014

This case be put before the Final Bench 1 for further proceedings.

  
Chairman

6.

18.09.2013

Counsel for the appellant present and requested for adjournment to file some important documents in the instant appeal. To come up for preliminary hearing on 07.10.2013.

Member

7.

07.10.2013

Counsel for the appellant present and requested for adjournment. To come up for preliminary hearing on 21.11.2013.

Member

8.

21.11.2013

Counsel for the appellant present and requested for adjournment. To come up for preliminary hearing on 12.12.2013.

Member

9.

13.12.2013

Junior to counsel for the appellant present and requested for adjournment. To come up for preliminary hearing on 04.02.2014.

Member

10.

04.02.2014

Clerk of counsel for the appellant present and requested for adjournment as his counsel was busy in the High Court, Peshawar. To come up for preliminary hearing on 19.03.2014.

Member

3.  
16.5.2013

Munshi to Counsel for the appellant present. In pursuance of the Khyber Pakhtunkhwa Service Tribunal (Amendment) Ordinance, 2013 (Khyber Pakhtunkhwa Order No. II of 2013), the case is adjourned on note Reader for proceeding as before on 4.7.2013.

  
Reader.

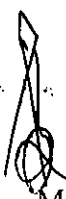
4.  
04.07.2013

Clerk of counsel for the appellant present. In pursuance of the Khyber Pakhtunkhwa Service Tribunals (Amendment) Ordinance 2013, (Khyber Pakhtunkhwa ord. II of 2013), the case is adjourned on note Reader for proceedings as before on 20.08.2013.

  
Reader

5.  
20.08.2013

Counsel for the appellant present and requested for adjournment to file some important documents in the instant appeal. Case is adjourned. To come up for preliminary hearing on 18.09.2013.

  
Member

Form- A  
FORM OF ORDER SHEET

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

Case No. \_\_\_\_\_

586 /2013

S.No.	Date of order Proceedings	Order or other proceedings with signature of judge or Magistrate
-------	---------------------------	--

1

2

3

1

01/04/2013

The appeal of Mr. Munawar Khan presented today by Qazi Muhammad Anwar Advocate may be entered in the Institution Register and put up to the Worthy Chairman for preliminary hearing.

  
REGISTRAR

2

2-4-2013

This case is entrusted to Primary Bench for preliminary hearing to be put up there on 16-5-2013.

  
CHAIRMAN

**BEFORE THE KHYBER PAKHTUNKHUWA SERVICE**  
**TRIBUNAL PESHAWAR**

Service Appeal No. 586 2013.

Munawar Khan *Awan*

**V E R S U S**

PPO and ~~another~~

**INDEX**

S.No	Description of Documents	Annexure	Page No.
1	Memo of appeal		1-3
2	Addresses of parties		4
3	Affidavit		5
4	Copy of show cause	"A"	6
	Copy of Reply to show cause	"B"	7
5	Copy of Dismissal Order	"C"	8
6	Copy of the departmental Appeal	"D"	9
7	Relevant Documents (Medical Certificate)		10-18
8	Wakalat Nama		✓

*Munawar*  
Appellant

Through

*Syed Ghufan Ullah Shah*  
Syed Ghufan Ullah Shah  
Advocate Peshawar.

Office Address: 22-A Nasir  
Mention Railway road  
Peshawar.

Cell # 0334-9185580



**BEFORE THE KHYBER PAKHTUNKHUWA SERVICE**  
**TRIBUNAL PESHAWAR**

Service Appeal No. \_\_\_\_\_ 2013.

Munawar Khan *Awan*

**V E R S U S**

PPO and ~~one~~ another

**ADDRESSES OF PARTIES**

**APPELLANT**

Munawar Khan, Es-Inspector Police, Crimes Investigation Branch, Peshawar.

**RESPONDENTS**

1. Provincial Police Officer, KPK, Peshawar.
2. DIG Investigation/Headquarters, Peshawar .

*Munawar*

Appellant

Through

*Syed Ghufrah Ullah Shah*

Syed Ghufrah Ullah Shah

Advocate Peshawar.

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 586 /2013

W.F. Peshawar  
 No. 653  
 dated 01-4-2013

Munawar Khan , Ex-Inspector Police, Crimes Investigation Branch, Peshawar

.....Appellant

Versus

1. Provincial Police Officer, KPK, Peshawar.
2. DIG Investigation/Headquarters, Peshawar

.....Respondents

APPEAL AGAINST THE ORDER NO.5548-51/EC/INV.  
 DATED.05.11.2012 OF RESPONDENT NO.2 WHEREBY  
 APPELLANT HAS BEEN DISMISSED FROM SERVICE.

*DA not  
 Responded*

Prayer:- THAT ON ACCEPTANCE OF THE APPEAL THE  
 IMPUGNED ORDER BE SET ASIDE AND APPELLANT BE  
 REINSTATED IN SERVICE WITH FULL BENEFITS OF  
 SERVICE WITH SUCH OTHER RELIEF AS MAY BE  
 DEEMED PROPER IN THE CIRCUMSTANCES OF THE  
 CASE.

*Filed to-02  
 1/4/2013*

Respectfully Sheweth:-

Short facts giving rise to the present appeal are as under:-

1. That that appellant proceeded on 10 days leave with prior verbal permission of his senior namely Tanvirul Haq Sipra, former Addl IG Investigation and subsequently due to illness could not resume duty but the illness was communicated and the medical

certificates were in the possession of the appellant as there was none to take to the police department.

2. That on recovery from illness when appellant wanted to resume duty he was not allowed to resume but he was informed that he has been proceeded against for breach of discipline under Police Rules 1934 and Police Order 2002.

3. That it is claimed that charge sheet was issued to the appellant but the same was not delivered to him.

4. That the so called enquiry was conducted against the appellant in which he was not allowed to produce evidence and opportunity of cross-examining the witnesses was also refused as no evidence against him was recorded in his presence nor he was confronted with any document.

5. That the so called enquiry committee found appellant guilty and based on such report final show cause notice was served on the appellant on 09.10.2012 alongwith the enquiry report. *( Copy of Show Cause Notice is Annexure (A) )*

6. That appellant submitted reply to the show cause notice and claimed innocence. The reply to the show cause is Annex-B.

7. That instead of competent authority DIG Investigation/HQtrs who had issued charge sheet and also the final show cause notice vide order dated 05.11.2012 directed dismissal of the appellant from service. The dismissal order is Annex-C.

8. That appellant therefore, submitted departmental appeal on 13.12.2012. Copy is Annex-D.

9. That more than 90 days passed but the appeal has not been decided, hence this appeal.

GROUND:-

A) That appellant had in writing submitted that he was allowed 10 days leave by the competent authority namely Tanvirul Haq Sipra, former Add IG but no evidence to that effect was allowed to be recorded.

B) That appellant wanted to prove his sickness but he was refused the opportunity to produce evidence to that effect.

C) That no enquiry in accordance with the principles of natural justice was allowed and appellant was not confronted with any evidence oral or documentary.


D) That in fact no evidence was recorded in his presence.

- E) That the charge sheet /show cause notice and the dismissal order have been passed by one and the same person namely Mohammad Idrees Khan, DIG Investigation.
- F) That the report of the enquiry committee is perverse and not based on evidence.
- G) That the dismissal order has not been passed by the competent authority and having been passed an unauthorized person, the same is of no legal effect.

It is, therefore, prayed that the appeal be accepted as prayed in the heading.

  
Appellant

Through

  
( QAZI MUHAMMAD ANWAR )  
(Sitara-i-Imtiaz)  
Advocate  
10-A Nasir Mansion, Peshawar

  
( SYED GHUFRAN SHAH )  
Advocate

-5-

BEFORE THE KPK SERVICE TRIBUNAL PESHAWAR

Service Appeal No. \_\_\_\_\_/2013

Munawar Khan *Awan*

Vs. Provincial Police Officer & ~~one~~ another

AFFIDAVIT.

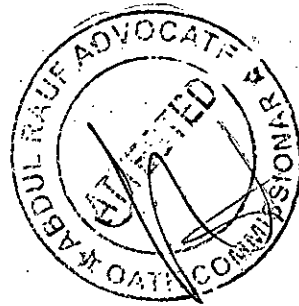
I, Munawar Khan , Ex-Inspector Police, Crimes Investigation Branch, Peshawar, appellant, do hereby solemnly declare and affirm on oath that the contents of the appeal are true and correct to the best of my knowledge and belief and nothing has been kept secret from this Hon' able Tribunal.

*Munawar Khan*  
Deponent

13101-9757612-1

Identified by:

*Syed Ghufuran Shah*  
(SYED GHUFRAN SHAH)  
Advocate.



*1-11-13*

Annexure

"A"

6-

FINAL SHOW CAUSE NOTICE

1. WHEREAS, you Inspector Munawar Khan of Investigation unit CPO committed gross misconduct as defined in Rules 2 of NWFP (now Khyber PakhtunKhwa) Police Rules 1975, resultantly you were Charge Sheeted and served with the statement of allegations and an Enquiry Committee comprising SSP (Inv) CPO, Mr. Asif Zafar Cheema, and DSP Mian Naseeb Jan (Investigation Unit) CPO, Peshawar was constituted to conduct enquiry. On transfer of DSP Mian Naseeb Jan, Inspector Falak Nawaz was deputed to associate himself with the enquiry.

2. WHEREAS, the Enquiry committee finalized the Enquiry proceedings, giving you full opportunities of defence including personal hearing as well as cross-examination and audience to relevant record. Consequent upon the completion of Enquiry proceeding, the Enquiry Committee held you guilty of the charges leveled against you as per Charge Sheet.

3. AND WHEREAS, on going through the finding and recommendation of Enquiry Committee, the material placed on record and other connected papers including your defence before the said committee; I am satisfied that you have committed the misconduct and are guilty of the charges leveled against you as per statement of allegations conveyed to you, which stand proved and render you liable to be awarded punishment under the said rules.

4. NOW THEREFORE, I, Muhammad Idrees, DIG (Inv/HQrs) Khyber PakhtunKhwa, Peshawar, as competent authority have tentatively decided to impose upon you, any one or more penalties including the penalty of "dismissal from Service" under the said Rules.

You are therefore, required to Show Cause within seven days of the receipt of this Notice, as to why the aforesaid penalty should not be imposed upon you, failing which it shall be presumed that you have no defence to offer and exparte action shall be taken against you. Meanwhile also intimate whether you desire to be heard in person or otherwise.

*mu*

**(MUHAMMAD IDREES)**

Dy: Inspector General of Police, (Inv/HQrs)  
Khyber PakhtunKhwa, Peshawar.

No. 4762 /PA/Inv-III

Dated 7/10 /2012.

*By Council 4/10*

Annexure "B"

→

Subject:

REPLY OF FINAL SHOW CAUSE NOTICE OF INSPECTOR MUNAWAR KHAN.

Respected Sir,

Kindly refer to the Final Show Cause Notice issued vide Endst: No. 4762/PA/Inv-III dated 09.10.2012 (received on 19.10.2012).

It is submitted that after my reinstatement I fell down and my backache problem was started and I was feeling severe pain and could not move. I got treatment locally and after 10 days of my illness I was proceeded to Karachi for my further treatment. I remained under treatment by the Doctors of Civil Hospital, Karachi. The Doctors advised me complete bed rest and to continue treatment accordingly. I remained ill from the said disease w.e. from 05.11.2011 (bed rests with fitness are enclosed), which could be verified from the concerned authority. Due to illness and stress I could not give my factual position and situation during the course of enquiry.

After initiating of bogus corruption case against me, I suffered a lot and one year confinement with huge loss to my personality and family. After a long judicial fight in the NAB Court and the Honourable High Court Peshawar. I was acquitted from the charges by the Honourable High Court Peshawar (a copy of the judgment is enclosed). In the meantime due to mentally stress, I fell down and started my treatment for severe backache, because I could not move.

In view of my above explanation and long service, it is humbly requested that I may very kindly be exonerated from the charges levelled against me and my absence may also very kindly be treated as medical leave accordingly.

I will pray for your long life and prosperity.

I may also very kindly be heard in person.

Yours Obediently,

*For by counsel*

*Munawar Khan*

(Munawar Khan)

Inspector, Investigation Unit  
CPO.

Worthy DIG of Police, (Inv/HQRs),  
KPK, Peshawar.

*Recd in to by  
of the  
Munawar Khan  
85/11*



Amex use  
"C"

-8-

The available record, as established by the Enquiry Committee, suggests that the delinquent officer initially remained absent w.e.from 10.03.2005. However, Police high ups afforded him a chance as stated above but even then he did not turn up for duty. It means he was adamant not to abide by rules and leads one to opine that he did not learn from his mistakes.

He resorted to breach of discipline by exhibiting willful omission/commission of code of conduct, Police Rules 1934 and Police Order 2002, as such proved himself to be incorrigible, despite the fact that he has been properly directed by Addl: IGP (Inv), Khyber PakhtunKhwa on 01.01.2011 to adhere to rules as evidenced from the available record.

The venue for counseling, meaning thereby, was kept open even during his long absence from duty and naturally, kindness expressed at that juncture cannot be ruled out as another aspect of leniency.

His consistent non-adherence to service rules is an ample argument against him that he has developed the habit of willfully avoiding compliance with valid orders, hence impliedly paved way for agreeing to the findings of the Enquiry Committee that has held him guilty of the charges leveled against him.

The defaulter Inspector has failed to give any plausible reason to prove his innocence. Neither the delinquent police officer obtained leave nor got prior permission from the competent authority.

On having gone through the findings of Enquiry Committee and material placed on record, I, Muhammad Idrees, Deputy Inspector General of Police, (Inv/Hqrs), Khyber PakhtunKhwa (Competent Authority) in term of Police Rules 1975 viz Rule 5(5), hereby award him major punishment of dismissal from service from the date of absence.

(MUHAMMAD IDREES) PSP,  
DIG (Inv/HQrs)  
Khyber PakhtunKhwa, Peshawar.

No. SS48-51 /EC/Inv. 05/11/12

1. Copy of above is submitted to the Provincial Police Officer, Khyber PakhtunKhwa, Peshawar for f/o information please,
2. Addl: Inspector General of Police, (Investigation), Khyber PakhtunKhwa, Peshawar for f/o information please.
3. SSP (Inv), CPO, Peshawar for information,
4. Accountant (Inv) and SRC (Investigation), CPO for necessary action.

by Counsel

*[Signature]*

(MUHAMMAD IDREES) PSP,  
DIG (Inv/HQrs)



**OFFICE OF THE ADDL: IGP/ INVESTIGATION KPK, PESHAWAR.**

No: 8416 /EC. dated Peshawar, the 14 / 11/2012.

Copy of above is forwarded to the Inspector Munawar Khan of Investigation Unit CPO, for information.



**(SSP INVESTIGATION)**

For: Addl: Inspector General of Police,  
Investigation, Khyber Pakhtunkhwa  
Peshawar

14/11

To,

The Provincial Police Officer,  
Khyber Pakhtunkhwa, Peshawar.

Amexare "D"

MAG 13/12/12

-9-

Subject: **APPEAL AGAINST THE ORDER OF DISMISSAL FROM SERVICE**

Most Respected Sir,

I beg to submit following few lines for your kind consideration that: -

1. I was serving as Inspector in KPK Police for the last 15 years.
2. I have served in different branches of KPK Police with no complaint.
3. I was implicated in false and fabricated case by the NAB and remained in Jail for one year. Later on, I was acquitted from the charges leveled against me. (Copy of judgment is attached for kind perusal.)
4. After my reinstatement my aged mother was seriously ill at Karachi, but there was no one at home to look after her health and care. Therefore, I proceeded to Karachi for her look after. Unfortunately, at Hospital I fell down from the stairs and my backache problem was started and I was feeling severe pain and could not move & started treatment from a Govt. Hospital, Karachi.
5. I remained under treatment by the Doctors of Civil Hospital, Karachi. The Doctors advised me complete bed rest and to continue treatment accordingly.
6. I remained ill from the said disease (bed rests with fitness are enclosed), which could be verified from the concerned authority.
7. Due to illness and stress I could not give my factual position and situation during the course of enquiry.
8. The DIG of Police Investigation/HQRs, KPK, Peshawar has issued my dismissal order, vide Endst: No. 5548-51/EC/Inv dated 05.11.2012, but neither called me for personal hearing nor given any opportunity to explain my position before him which is injustice and out of rules.

Keeping in view of my above explanation, long service and having a large family, it is humbly requested that the said dismissal order may kindly be reviewed and I may very kindly be reinstated in service and obliged.

I will pray for your long life and prosperity.

*[Handwritten signature]*

Yours Obediently,

*[Handwritten signature]*

(Munawar Khan)

Ex-Inspector, Investigation Unit,  
CPO.

13.12.2012

Relevant Documents

- 10 -



CIVIL HOSPITAL, KARACHI.

Department of Neuro Surgery. Sr No : 484007509  
Neuro Surgery

Patient Name : MR. MUNAWAR KHAN  
 Father/Husband: ANWAR KHAN  
 Patient Code : 012012-1023-10825  
 Visit Date/Time: 23-10-2012 09:00 AM  
 Gender: Male Age: 50



Follow up Pt.  
w/o Fall, Good all  
unable to maintain  
level.

Now Pt is well,  
Fully stable, Fit for  
Discharge

Signature  
 Name of Doctor  
 With Stamp

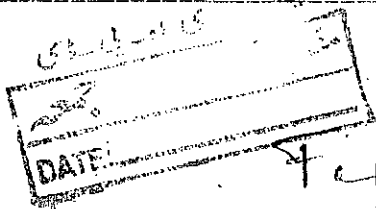
دو بارہ معائنہ کے وقت یہ پرچی ساتھ لائے گی۔  
 ڈاکٹر کے دستخط اور لائے گی۔



CIVIL HOSPITAL KARACHI.

Department of Neuro Surgery Sr No : 432879910  
Neuro Surgery

Patient Name : MR. WJNAWAR KHAN  
Father/Husband: ANWAR KHAN  
Patient Code : 012012-0918-50382  
Visit Date/Time: 18-09-2012 08:15  
Gender: Male Age: 50



Follow up Pt.  
R/O Fall, Severe  
back, no vol in  
limb with  
Sub red for m. D.

Signature  
Name of Doctor  
with Stamp

ڈاکٹر کے دستخط اور سرکاری سٹمپ  
دو باروں کے وقت پر پری مرٹینجیو لائونگی ہے

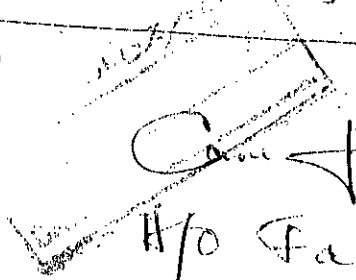


CIVIL HOSPITAL KARACHI.

-12-

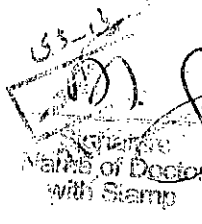
Department of Neuro Surgery, Sr No : 483800965  
Neuro Surgery

Patient Name : MR. MUNAWAR KHAN  
Father/Husband: ANWAR KHAN  
Patient Code : 012012-0824-07655  
Visit Date/Time : 24-08-2012 08:15:12  
Gender: Male Age: 50



Can't follow up  
H/o Fall severe lower  
limb to neuropath  
Limb

Hospital Northford



for trace need form  
M.A.S.D.  
م. اے. س. ڈی. کے

13-



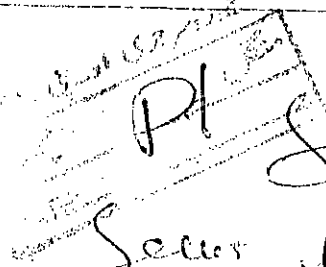
CIVIL HOSPITAL KARACHI.

Department of Neuro Surgery Sr No : 48372861B  
Neuro Surgery

Patient Name : MR. MUNAWAR KHAN  
Father/Husband: ANWAR KHAN

Patient Code : 012012-0724-25087  
Visit Date/Time: 24-07-2012 09:10:21

Gender: Male Age: 50



Pl See W/O Fall

Sever laceration

Unable to move lower limb

Re: laceration



Please Post me

Signature

Name of Doctor

Name of Doctor with Stamp

دوبارہ معائنہ کے وقت یہ پریمی راجہ لانا لازمی ہے

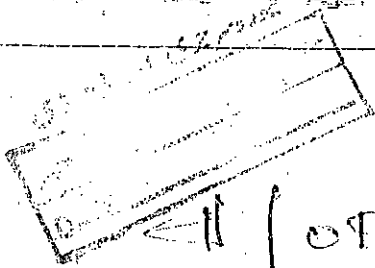


CIVIL HOSPITAL KARACHI.

-14-

Department of Neuro Surgery Sr No ( 483627902  
Neuro Surgery

Patient Name : MR. MUJAWAR KHAN  
Father/Husband: ANWAR KHAN  
Patient Code : 01.2012- 21171  
Visit Date/Time: 22-06-2012 11:37 AM  
Gender: Male Age: 50y



سیر چاکر اچ  
ان ابلے کے مریض ہیں  
کمر  
No Galia Pant  
Tale rest of me made  
Come in next of of of  
Signature  
Name of Doctor  
with Stamp



CIVIL HOSPITAL KARACHI.

Department of Neuro Surgery      S-110 : 483627970  
Neuro Surgery

Patient Name : MR.      Father/Husband: MANWAR KHAN  
MUNAWAR  
KHAN

Patient Code : 012011      Visit Date/Time: 22-06-2012 11:30:30  
0205  
0512

Gender: Male      Age: 40

No fall. Pain lumber  
Spine  
Pain.

X-ray  
Lumbar Sacral Spine.

Bed rest atleast  
15 days.

Li. by 10 mg  
S.O.S.

NEUROLOGY OPD  
22/06/2012  
Dr. Mansoor Ghaffar

Signature  
Name of Doctor  
with Stamp

Dr. Mansoor Ghaffar

ڈاکٹر کے دستخط اور مہر لازمی ہے

دوبارہ معائنہ کے وقت یہ پرچی ساتھ لانا لازمی ہے

-15-





**CIVIL HOSPITAL KARACHI.**

Department of Neuro Surgery: SN No: 48354/92/  
Neuro Surgery

Patient Name: MR. HUNAWAR KHAN  
Father/Husband: M ANWAR KHAN

Patient Code: 012013-0525-35973  
Visit Date/Time: 15-05-2013 08:21:51

Gender: Male Age: 40

H/o fall

X-rays show better  
condition of patient

Tas. Profen 40mg  
1+1

Dr. Indar

NEUROLOGY OPD  
Date:

Signature  
Name of Doctor  
with Stamp

ڈاکٹر کے دستخط اور مہر لازمی ہے  
دوبارہ معائنہ کے وقت یہ پرچی ساتھ لانا لازمی ہے

-16-

# WAKALAT NAMA

BEFORE THE H.P.K Service Tribunal Peshawar,

Service Appeal No. \_\_\_\_\_ of 2013

Munawar Khom Anwar

(Petitioner)  
(Plaintiff)  
(Appellant)  
(Complainant)  
(Decree-Holder)

VERSUS

PPO, and others

Respondent)  
(Defendant)  
(Opponent)  
(Accused)  
(Judgement-Debtor)

I/we

The above named accused / Petitioner/Appellants/Respondents do hereby appoint and constitute

**QAZI MUHAMMAD ANWAR**, senior Advocate Supreme Court of Pakistan as counsel (for Peshawar) in the above mentioned case, to do all or any of the following acts, deeds and things:-

1. To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal or any other court/tribunal in which the same may be tried or heard and any other proceedings arising out of or connected therewith.
2. To sign, verify and file or withdraw all proceedings, petitions, appeals, revision, review, affidavits and applications for compromise or withdrawal, or for submission to arbitration of the said case, or any other document, as may be deemed necessary or advisable by him for the conduct, prosecution or defence of the said case at any stages.
3. To receive payment of and issue receipts for all money that may be or become due and payable to us during the course or on the conclusion of the proceedings. To do all other acts and things which may be deemed necessary or advisable during the course of the proceedings.

AND HEREBY AGREE :-

- a) to ratify whatever the said Advocate may do in the proceedings.
- b) Not to hold the Advocate responsible if the said case be proceeded ex-parte or dismissed in default in consequence of their absence from the Court/Tribunal when it is called for hearing.
- c) That the Advocate shall be entitled to withdraw from the prosecution of the said case if the whole OR any part of the agreed fee remains unpaid.

In witness whereof I/We have signed this power of Attorney/Wakalat Nama hereunder the contents of which have been read/explained to me/us and fully understood by me / us this

1st day of April, 2013 at Peshawar



Signature of Executant/s

Accepted subject to term regarding payment of fee.

  
QAZI MUHAMMAD ANWAR

Senior Advocate,

Supreme Court of Pakistan

10-A Nasir Mansion, Peshawar

Ph.No. 2214301/221041 (Office) 5812113/5810272 (Res)

# WAKALAT NAMA

BEFORE THE KHYBER PAKHTUN KHAWA SERVICE TRIBUNAL PESHAWAR.

Service Appeal No. \_\_\_\_\_ of 2013

Munawar Khan *Awan*

(Petitioner)  
(Plaintiff)  
**(Appellant)**  
(Accused)  
(Decree-Holder)

**V E R S U S**

**Provincial Police Officer, K.P.K Peshawar and ~~one~~ another**

(Respondents)  
(Defendant)  
(Opponent)  
(Complainant)  
(Judgment-Debtor)

I/we **Munawar Khan** Appellant.

The above named accused/Petitioner/Appellant do hereby appoint and constitute **SYED GHUFRAN ULLAH SHAH**, Advocate as counsel **(for Appellant)** in the above mentioned case, to do all or any of the following acts, deeds and things:-

- 1- To appear, act and plead for me/us in the above mentioned case in this Court/Tribunal or any other court/tribunal in which the same may be tried or heard and any other proceedings arising out of or connected therewith.
- 2- To sign, verify and file or withdraw all proceedings, petitions, appeals, revision, review affidavits and applications for compromise or withdrawal, or for submission to arbitration of the said case, or any other document, as may be deemed necessary or advisable by him for the conduct, prosecution or defense of the said case at any stages.
- 3- To receive payment of and issue receipts for all money that may be or become due and payable to us during the course or on the conclusion of the proceedings. To do all other acts and things this may be deemed necessary or advisable during the course of the proceedings.

**AND HEREBY AGREE:-**

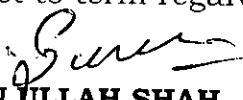
- a) To ratify whatever the said Advocate may do in the proceedings.
- b) Not to hold the Advocate responsible if the said case be proceeded ex-parte or dismissed in default in consequence of their absence from the Court/Tribunal when it is called for hearing.
- c) That the Advocate shall be entitled to withdraw from the prosecution of the said case if the whole OR any part of the agreed fee remains unpaid.

In witness whereof I/We have signed this power of Attorney/Wakalat Nama hereunder the contents of which have been read/explained to me/us and fully understood by me / us this

1<sup>st</sup> Day of April, 2013 at Peshawar.

  
Signature of Executant's

Accepted subject to term regarding payment of fee.

  
**SYED GHUFRAN ULLAH SHAH**  
Advocate High Court Peshawar  
22-A Nasir Mansion, Railway Road Peshawar  
Off:-0342-9047344/H.C.B No.091-9210186/Mob: 0334-9185580

**Firm Regist.No.RF/ICT #8565/09**  
**N.T.N 3796081-4**

BEFORE THE KHYBER PAKHTUNKHWA SERVICE  
TRIBUNAL PESHAWAR

Service Appeal No. 586/2013.

Munawar Khan.....(Appellant)

VERSUS

1. Provincial Police Officer Khyber Pakhtunkhwa  
Peshawar
2. DIG Investigation HQrs: KPK, Peshawar.

Subject:- COMMENTS/REPLY ON BEHALF OF  
RESPONDENTS.

Respectfully Sheweth!

Preliminary Objections:-

- a) The appeal has not been based on facts.
- b) The appeal is not maintainable in the present form.
- c) The appeal is bad for non joinder and miss -joinder of parties.
- d) The appellant is stopped by his own conduct to file the appeal.
- e) The appeal is barred by law and limitation.
- f) The appellant has not come to the Honorable Tribunal with clean hands.

FACTS:-

- 1) Incorrect, appellant while posted as Inspector in National Accountability Bureau Peshawar was attached for purpose of pay with investigation branch CPO Peshawar vide order of Provincial Police Officer Bearing No. 2266-69/E-II dated 03.02.2005. (Copy enclosed as Annexure-A). NAB authorities issued warrant of arrest against appellant as he was allegedly involved in corruption. Therefore, Provincial Police Officer suspended appellant vide order No. 4334-38/E-II dated 10.03.2005. (Copy enclosed as Annexure-B). Appellant was arrested and convicted by NAB Court, however, he was acquitted of the charges vide order of Peshawar High Court Peshawar dated 09.06.2011. Therefore, Provincial Police Officer re-instated the appellant in service from the date of

01  
29/04/15

suspension vides order No. 23241-44/E-II dated 26.10.2011. (Copy enclosed as Annexure-C). Appellant submitted arrival in Investigation wing CPO Peshawar on 01.01.2011. (Copy of his arrival report is enclosed as Annexure-D). Appellant avoided joining duties therefore he was proceeded against departmentally and the departmental proceeding initiated against appellant culminated in passing the impugned order of dismissal from service of the appellant. Appellant has advanced lame excuse of illness and he was avoiding associating enquiry proceedings therefore, proclamation was published in Urdu daily "Mashriq" dated 21.10.2012, directing him to associate the enquiry proceedings. (Copy of the proclamation is enclosed as Annexure-E).

- 2) Incorrect, appellant was not joining duty and he submitted reply in response to the final show cause notice which was found unsatisfactory. He also avoided attending the authority for personal hearing despite the fact he was summoned through Police Station concerned.
- 3) Incorrect, appellant had received copy of charge sheet on 06.08.2012 but he did not submit reply in response to the charge sheet and he has admitted this fact during course of enquiry. Copy of charge sheet which bears token of its receipt is enclosed as (Annexure-F).
- 4) Incorrect, enquiry officer examined the accused officer and he failed to advance plausible explanation in respect of his deliberate absence from duty for long period. Furthermore, he was avoiding associating enquiry committee.
- 5) Incorrect, proper enquiry was conducted for scrutinizing the conduct of the appellant with reference to the charges leveled against him but appellant avoided his defense and associating the enquiry committee.
- 6) Incorrect, the reply submitted by appellant in response to final show cause notice was found unsatisfactory and he did not turn up for personal hearing further he did not deny his willful absence without prior permission of the competent authority. Therefore, the impugned order of dismissal from service of appellant was passed after fulfilling the codal formalities.
- 7) Incorrect, Deputy Inspector General of Police is appointing authority of Inspector of Police as

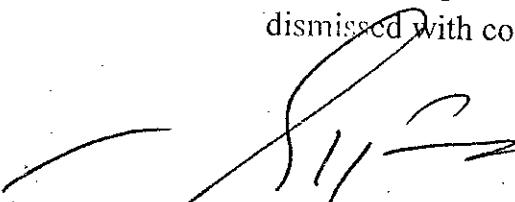
provided in Police Rules 12-1. Furthermore, Deputy Inspector General of Police is competent authority for disciplinary action against Inspector Police as provided in Police Rules 1975. Therefore, the impugned order was passed by competent authority.


- 8) } Incorrect, there is nothing on record about the departmental appeal of appellant hence denied.
- 9) } Incorrect, the appeal on the grounds advanced by appellant is not sustainable.

GROUND:-

- A) Incorrect, appellant has advanced lame excuse for establishing his wrong and false contention. He deliberately remained absent from duty for long period without prior permission.
- B) Incorrect, appellant did not adopt proper procedure for grant of medical leave and contended illness at very belated stage when he was dismissed from service.
- C) Incorrect, an impartial enquiry conducted according to law.
- D) Incorrect. The appellant remained absent from duty for long period and failed to explain reasons behind absence from duty. In fact he has admitted the charge.
- E) Incorrect, competent authority has passed the impugned orders according to law.
- F) Incorrect, enquiry committee has brought actual facts on record.
- G) Incorrect, Deputy Inspector General of Police is appointing authority of Inspector of Police as provided in Police Rules 12-1. Furthermore, Deputy Inspector General of Police is competent authority for disciplinary action against Inspector Police as provided in Police Rules 1975. Therefore, the impugned order was passed by the competent authority.

It is therefore, requested that appeal being without any substance may be dismissed with costs.

  
PROVINCIAL POLICE OFFICER,  
Khyber Pakhtunkhwa,  
Peshawar.  
(Respondent No. 1)

  
Deputy Inspector General of Police,  
Inv: HQrs: Khyber Pakhtunkhwa,  
Peshawar.  
(Respondent No. 2)

9/4/15

19-10/2005  
558  
3-02-05

ORDER.

Inspector Munawar Khan of National Accountant Bureau Peshawar is hereby attached for the purpose of Pay with Investigation Branch.

KHURSHID ALAM KHAN  
ADDL: IGP/HQ: NWFP:  
FOR PROVINCIAL POLICE OFFICER  
NWFP, PESHAWAR.

NO. 2266-69 /B-II, dated Peshawar the 03/2/2005.

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

1. Deputy Inspector General of Police Investigation NW
2. Director (IM) Govt of Pakistan NAB Peshawar.
3. Asstt: Secret CPO Peshawar.
4. U.O P file.


*Mub*  
AIG/OPERATIONS  
FOR PROVINCIAL POLICE OFFICER  
NWFP, PESHAWAR.

*SAC*  
for a/a.

*[Signature]*  
ADDL: I.G. PESHAWAR  
NWFP 3/2

ORDER.

In view of arrest by NAB, Warrant No.6(8)/1552/COS-NAB, dated 7.3.05, on the charges of corruption Inspector Munawar Khan of NWFP Police is placed under suspension with immediate and until further order.

  
(M. RAFFAT PASHA)

Inspector General of Police,  
N.W.F.P., Peshawar.

NO. 4334-38 /E-II, Dated Peshawar the 14/3 /2005.

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

1. Addl: Inspector General of Police Investigation, NWFP Peshawar.
2. Director (IM) Govt of Pakistan NAB Peshawar.
3. Asstt: Inspector General of Police, CID/NWFP, Peshawar.
4. Asstt: Secret CEO, Peshawar.
5. U.C.P file.



159

Office of the Addl. P.O. Peshawar  
29/11/11  
Sd/-  
Inspector General of Police

**ORDER**

Inspector Munawar Khan of Khyber Pakhtunkhwa Police placed under suspension in NAB case is hereby re-instated in service from the date of his suspension and suspension order is set a side in the light of Peshawar High Court Peshawar judgment dated 09.06.2011.

His period of suspension is treated as such.

**(KHALID MASOOD)**  
Addl: IGP/Headquarters,  
For Provincial Police Officer,  
Khyber Pakhtunkhwa  
Peshawar

No. 23941-44 / E-II dated Peshawar the 26/10/2011.

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

1. Addl: IGP/Investigation Khyber Pakhtunkhwa Peshawar.
2. Deputy Inspector General of Police, DCT/SB Khyber Pakhtunkhwa Peshawar.
3. Office Supdt: Secret CPO Peshawar.
4. U.O.P file.

SRC  
for n/a.  
Am/

Addl: Inspector General of Police,  
Khyber Pakhtunkhwa Police,  
Peshawar

M 271X

0333-8588101

0333-8281814

U/Sub

Office of the Additional Inspector
115
5/11/11
Khyber Pakhtunkhwa Peshawar

150

From: The District Police Officer,  
Abbottabad.

To: The Additional Inspector General of Police,  
Investigating Wing, Khyber Pakhtunkhwa,  
Peshawar.

No. 3 /dated Abbottabad the 1 - 1 - 2010

Subject: ARRIVAL REPORT

Memo: Please refer to your office Memo: No. 10627/RK/Inv, dated  
22-12-2010.

It is submitted that Inspector Munawar Khan has been  
informed through local Police to report his arrival in your office.

District Police Officer,  
Abbottabad.

slc

for CM 9

for CM 9



**CHARGE SHEET**

173

I, ~~Muhammad Idrees~~ DIG (HQrs/Inv) Khyber PakhtunKhwa, as competent authority hereby charge you Inspector Munawar Khan of (Investigation) Peshawar as follows:

- i. I am charged that you while posted at NAB and attached with this office for the purpose of pay was suspended by the then PPO on the charge of corruption vide order No. 4334-38/E-II dated 10.03.2005.
  - ii. Since your suspension, you deliberately absented yourself from lawful duty without obtaining any permission and reported for duty on 01.01.2011 after a lapse of five (05) years.
  - iii. You were produced before the former Additional IGP (Inv) who ordered you to be adhered to rules/regulations and re-instated you in service on 26.10.2011.
  - iv. After re-instatement in service, you are not available for duty since then as reported, hence statement of allegations.
2. By reason of the above, you appear to be guilty of misconduct as defined in Rules 2 of NWFP (now Khyber PakhtunKhwa) Police Rules 1975.
3. You are, therefore, required to submit your written reply within seven (07) days of the receipt of this charge sheet to the Committee/Enquiry Officer as the case may be.
4. Your written report, if any, should reach the Enquiry Officer/Committee within the specified period, failing which it shall be presumed that you have no defence to put in and in that case ex parte action shall follow against you.
5. Intimate whether you desire to be heard in person.
6. A statement of allegation is enclosed.

*Mu*

(MUHAMMAD IDREES) PSP,  
Dy: Inspector General of Police, (HQrs/Inv)  
Khyber PakhtunKhwa, Peshawar.

28/6

*Received  
Munawar  
6-8-2012*

**BEFORE THE KHYBER PAKHTUNKHUWA SERVICE TRIBUNAL**  
**PESHAWAR**

Re In;

Service Appeal No. 586/ 2013.

**Munawar Khan**

**V E R S U S**

**Provincial Police Officer and another**

**REPLICATION TO REPLY OF RESPONDENTS**

**Respectfully Sheweth:**

Replication on behalf of appellant is submitted as under;

**Answer to Preliminary Objections:**

All the 6 preliminary objections induced by respondents are in correct because no reason in support of the same has ever given why the appeal is not been based on facts, why he has not come to this honourable tribunal with clean hands, what are the malarial facts which the appellant has tried to concealed from this honourable Tribunal, how the appeal of the appellant is time barred, why his appeal is not maintainable and how this honourable court has no jurisdiction to entertain this service appeal. Through the formatted preliminary objection it has been tried to avoid their responsibilities with effect to assure the appellant his basic right of appeal against their un just and malafide impugned orders.

**ON FACTS:**

1. Para No.1 of the Comments filed by respondent is based on self contradiction because on one hand respondents admitt that after being acquitted from criminal charges was re instated in service from the date of suspension vide order No.23241-44/E-II dated 26-10-2011 and submitted arrival in Investigation wing CPO Peshawar on 01-01-2011 while on the other hand they have

referred to proclamation where the appellant has been shown absent for about 05 years.

2. Para No.2 of the comment is not correct while Para No.2 of the appeal is admitted as correct.
3. Para No.3 of the comment is in correct because firstly the Show cause related to five years old stories having no specific charge of specific negligence, secondly it also in contradiction to the facts of the case.
4. Para No.4 of the comment is also in correct because neither any proper and fair enquiry has been conducted nor any procedure for conduct of enquiry has been adopted, therefore Para No.4 of the appeal is admitted as correct.
5. Para No.5 of the comment is in correct while Para No.5 of the appeal is admitted as correct.
6. Para No.6 of the comment is also not admitted because all the reasons have been mentioned in the subject reply.
7. Para No.7 of the comment is in correct because it is the requirement of Justice, KPK Civil Service Act, 1973 as well as Police Rules that no one should be a judge in his own cause.
8. Para No.8 of the comments is in correct while Para of the appeal is correct.
9. Para No.9 of the comment needs no reply because un necessary comment has been made by the respondent.

**REPLICATION ON GROUNDS:**

- A) Not correct, Para of ground of appeal is correct. All the reasons have been given in the preceding Para on facts of appeal.
- B) Not correct, Para of ground of appeal is correct .Furthermore the appellant want to get comment from his senior officer namely Tanveer ul Haq Supra to verify his plea taken in Para No.1 of his appeal.

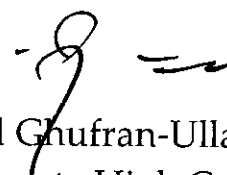
C) Not correct, Para of ground of appeal is correct. All the reasons have been given in the preceding Para on facts of appeal.

D, E, F & G Not correct, Paras No. D, E, F & G of grounds of appeal is correct. All the reasons have been given in the preceding Para on facts of appeal.

Therefore, it is, most humbly prayed that the instant replication be accepted in the subject Service Appeal.

**Appellant**

Through

  
Syed Ghufuran-Ullah Shah  
Advocate High Court  
Peshawar.

**BEFORE THE KHYBER PAKHTUNKHUWA SERVICE TRIBUNAL**  
**PESHAWAR**

Re In;

Service Appeal No. 586/ 2013

**Munawar Khan**

**V E R S U S**

**Provincial Police Officer and another**

**AFFIDAVIT:**

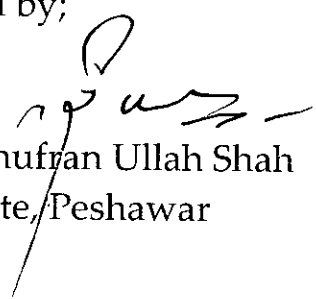
I, Munawar Khan Ex-Inspector Police, Crimes Investigation Branch, Peshawar, Appellant, do hereby solemnly affirm and declare on Oath that the contents of the replication in subject appeal are true and correct to the best of my knowledge and belief and nothing has been concealed from this honourable Tribunal.

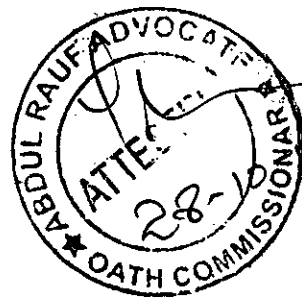
  
Deponent

C.N.IC No.13103-9757612-1

Dated: 28<sup>th</sup> October, 2015

Verified by;

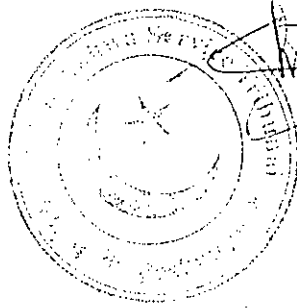
  
Syed Ghufuran Ullah Shah  
Advocate, Peshawar





# Receipt

Rs. 2000/- (Two thousand only) deposited as  
cost by appellant in Appeal No. 586/2013, Titled  
as Munawar Khan vs P.P.O on 28-2-19, vide  
order sheet dated 18-2-19.





**KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR**

No. 1766 /ST

Dated: 03/09 /2021

All communications should be addressed to the Registrar KPK Service Tribunal and not any official by name.

Ph:- 091-9212281  
Fax:- 091-9213262


To

The Deputy Inspector General Investigation/Headquarter,  
Government of Khyber Pakhtunkhwa,  
Peshawar.

Subject: JUDGMENT IN APPEAL NO. 586/2013, MR. MUNAWAR KHAN.

I am directed to forward herewith a certified copy of Judgement dated 24.06.2021 passed by this Tribunal on the above subject for strict compliance.

Encl: As above

  
REGISTRAR

KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL  
PESHAWAR

**BEFORE THE HONBLE KHYBER PAKHTUNKHWA  
SERVICES TRIBUNAL PESHAWAR**

S.A No. \_\_\_\_/2019

Atta Muhammad

**V**ersus

Capital City Police Officer and Others

**REJOINDER ON BEHALF OF APPELLANT**

**Respectfully Sheweth**  
**Preliminary Objection:-**

All the preliminary objections raised by the Respondents are incorrect.

**FACTS:-**

1. Para No. 1 of the appeal is correct and that of the reply is incorrect.
2. Para No.2 of the appeal is correct and that of the reply is incorrect the appellant has already been acquitted Honorably from the charges mention in the FIR No. 431 dated 25-09-2014.
3. Para No. 3 of the appeal is correct however the respondents did not properly replied

which amount to admission on the part of respondents.

4. Para No.4 of the appeal has not been properly replied hence admitted by the respondents

5. Para No.5 of the appeal is correct and that of the reply is incorrect.

6. Para No.6 of the appeal is correct and that of the reply is incorrect the denovo inquiry has not been conducted as per direction of this Hon'ble Tribunal.

7. Para No. 7 of the appeal is correct and that of the reply is incorrect.

8. Para No. 8 of the appeal is correct and that of the reply is incorrect the denovo inquiry has not been conducted as per direction of this Hon'ble Tribunal.

9. Para No. 9 of the appeal is correct and that of the reply is incorrect.

10. Para No. 10 of the appeal is correct and that of the reply is incorrect.

11. Para No. 11 of the appeal is correct and that of the reply is incorrect.

GROUNDS:-

- A. Ground A of the reply is incorrect and that of the appeal is correct.
- B. Ground B of the appeal is correct and that of the reply is incorrect.
- C. Ground C of the appeal is correct and that of the reply is incorrect.
- D. Ground D of the appeal is correct and that of the reply is incorrect.
- E. Ground E of the appeal is correct and that of the reply is incorrect.
- F. Ground F of the appeal is correct and that of the reply is incorrect.
- G. Ground G of the appeal is correct and that of the reply is incorrect.
- H. Ground H of the appeal is correct and that of the reply is incorrect.
- I. Ground I of the appeal is correct and that of the reply is incorrect.
- J. Ground J of the appeal is correct and that of the reply is incorrect.
- K. Ground K of the appeal is correct and that of the reply is incorrect.

*It is, therefore, requested that the appeal of the appellant may kindly be accepted as prayed for in the heading of the appeal.*

Petitioner

Through

*Naila Jan*

Advocate, High Court  
Peshawar.

Dated 14/10/2019

Before Chairman Service Tribunal KPK

Munawar Khan vs Police

Subject: Application for grant of time to  
submit Security/Fee.

Respectfully Sheweth,

1. That The above titled case is pending before  
This Hon'ble Forum.

2. That The Hon'ble Court has ordered to submit  
Security, but The applicant was not knowing the  
fact, and could not submit.

3. That, now after knowing the fact The applicant  
is ready to submit the Security/Fee.

It is therefore requested that The applicant  
may kindly be provided a chance to submit  
The Security.

I will be oblige

Munawar Khan

Applicant

Munawar Khan

Date - 1-7-2014