

27.06.2022

Learned counsel for the appellant present. Mr. Ahmad Jan, S.I (Legal) alongwith Mr. Riaz Ahmed Paindakhel; Assistant Advocate General for the respondents present.

Learned counsel for the appellant requested for adjournment on the ground that she has not made preparation for arguments. Adjourned. To come up for arguments on 04.10.2022 before the D.B.



(Rozina Rehman)  
Member (J)



(Salah-ud-Din)  
Member (J)

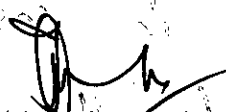
I have been withdrawn my  
Appeal in the light of order  
4-10-2022 Dated 13-12-2021  
Produce by Mr. Depeh

4 Oct, 2022

Counsel for the appellant present. Mr. Asif Masood Ali Shah, DDA alongwith Mr. Muhammad Raziq, Reader for respondents present.

2. Learned counsel for the appellant submitted copy of order bearing endorsement No. 5427-32/PA/SP dated 13.12.2021 wherein the appellant has been reinstated in service and requests for withdrawal of the appeal. As a token of admission of his submission he signed the margin of the order sheet. Dismissed as withdrawn. Consign.

3. *Pronounced in open court in Peshawar and given under our hands and seal of the Tribunal on this 4<sup>th</sup> day of October, 2022.*



(Parvina Paul)  
Member (Executive)



(Kalim Arshad Khan)  
Chairman

12.07.2021

Learned Addl, A.G be reminded about the omission and for submission of reply/comments within extended time of 10 days.

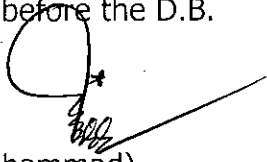
  
Chairman

Stipulated period passed reply not submitted.

05.10.2021

Counsel for the appellant and Mr. Muhammad Adeel Butt, Addl. AG alongwith Muhammad Raziq, H.C for the respondents present.

Reply/comments have not been submitted despite extension of time. Last chance is given to the respondents for submission of reply within 10 days in office, failing which the right of the respondents for reply shall be deemed as struck off. To come up for arguments on 30.11.2021 before the D.B.

  
(Mian Muhammad)  
Member(Executive)

  
Chairman


30.11.2021 Due to non-availability of DB, the case is adjourned to 10-03-2022.

  
Anis  
Reado

10-3-2022

Due to retirement of the Honorable Chairman the case is adjourned to come up for the same as before.

ON 27-6-2022

  
Reado

**ORDER**

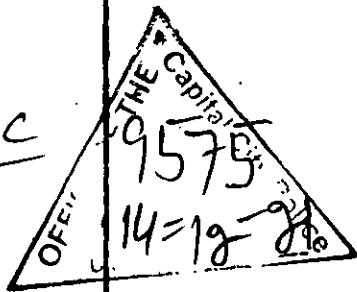
This office order relates to the disposal of denovo enquiry against **Constable Ishrat Hussain No.2968** on the allegations/charges that he was involved in criminal case vide FIR No.19 dated 05.01.2020 u/s 324/34-PPC PS Khazana.

He was dismissed from service by the then SP H.Qrs: vide OB No.3537 dated 29.12.2020 and rejected his appeal by the CCPO vide Endst: No.596-600/PA dated 0203.2021. He was filed an appeal before the Appellant Board CPO Peshawar and re-instated him in service for the purpose of denevo enquiry vide order Endst: No.3334-40/21, dated 08.08.2021.

In this regard, denovo enquiry was carried out by DSP H.Srs: Peshawar. He conducted the enquiry & submitted his report/finding that the alleged official has already been acquitted by the court of Add: Session Judge-IX Peshawar. The E.O further recommended that the alleged official is not found guilty and he may be re-instated in service vide Enquiry Report No.1248/R dated 23.11.2021.

Keeping view of above findings, recommendations of the E.O and court Judgment, he is re-instated in service from date of above mentioned order No.3334-40/21 dated 08.08.2021. Furthermore, the period he remained out of service is treated as without pay.

CRC



**SUPERINTENDENT OF POLICE  
HEADQUARTERS, PESHAWAR**

OB. NO. 3192 / Dated 13/12/2021

No. 5427-32 PA/SP/dated Peshawar the 13/12/2021

Copy of above is forwarded for information & n/action to:

- ✓ 1. The Capital City Police Officer, Peshawar.
2. DSP/HQrs, Peshawar.
3. Pay Officer.
4. CRC/OASI.
5. FMC along-with complete departmental file.

R4/C.O  
For n/a  
13/12

31.05.2021

Counsel for the appellant present. Preliminary arguments  
heard.

Points raised need consideration. The appeal is admitted to regular hearing. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days of the receipt of notices positively. If the written reply/ comments are not submitted within the stipulated time, the office is directed to submit the file with a report of non-compliance. File to come up for arguments on 05.10.2021.

Appellant Deposited  
Security & Process Fee

31/5/21



  
Chairman

Form- A

FORM OF ORDER SHEET

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

Case No.- 4525 /2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	02/04/2021	<p>The appeal of Mr. Ishrat Hussain presented today by Roeeda Khan Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p style="text-align: right;"> REGISTRAR</p>
2-	26/05/21	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>31/05/21</u></p> <p style="text-align: right;"> CHAIRMAN</p>

**BEFORE THE HON'BLE SERVICE TRIBUNAL**  
**PESHAWAR**

In Re S.A No. \_\_\_\_\_/2021

Ishrat Hussain

***VERSUS***

Inspector General of Police Khyber Pakhtunkhwa  
Peshawar. & others.

**INDEX**

S#	Description of Documents	Annexure	Pages
1.	Grounds of Petition.		1-5
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3.	Addresses of parties		7
4.	Copies of FIR, bail order & acquittal order.	"A, B & B1"	8 to 12
5.	Copy of dismissal order	"C"	13
6.	Copies of departmental appeal and rejection order	"D & E"	14 to 15
7.	Copy of revision Petition.	"F"	16
8.	Copy of the compromise deed		
9.	Wakalatnama		

APPELLANT

Through

  
**Roeda Khan**

Advocate, High Court  
Peshawar.

Dated: 02/04/2021

(1)

**BEFORE THE HON'BLE SERVICE TRIBUNAL**  
**PESHAWAR**

In Re S.A No. 2525 72021

Khyber Pakhtunkhwa  
Service Tribunal

Diary No. 4534

Dated 02/04/2021

Ishrat Hussain ex- Constable No.2968 District  
Police Officer Peshawar.

**Appellant**

***VERSUS***

1. Inspector General of Police Khyber Pakhtunkhwa Peshawar.
2. Capital City police Officer Peshawar
3. Superintendent of Police Headquarter Peshawar.

**Respondents**

APPEAL U/S-4 OF THE KHYBER  
PAKHTUNKHWA SERVICES TRIBUNAL ACT  
1974 AGAINST THE ORDER DATED 29/12/2020  
WHEREBY THE APPELLANT HAS BEEN  
DISMISSAL FROM SERVICE AND AGAINST  
WHICH THE APPELLANT FILED  
DEPARTMENTAL APPEAL ON 27/01/2021  
WHICH HAS BEEN REJECTED ON 02/03/2021  
ON NO GOOD GROUNDS.

Prayer:-

ON ACCEPTANCE OF THIS APPEAL  
BOTH THE IMPUGNED ORDERS DATED  
29/12/2020 & 02/03/2021 MAY KINDLY BE  
SET ASIDE AND THE APPELLANT MAY

Filed to-day  
Registrar  
02/04/2021

(2)

KINDLY BE REINSTATED IN SERVICE  
ALONG WITH ALL BACK BENEFITS.  
ANY OTHER REMEDY WHICH THIS  
AUGUST TRIBUNAL DEEMS FIT THAT  
MAY ALSO BE ONWARD TRIBUNAL  
DEEMS FIT THAT MAY ALSO BE  
GRANTED IN FAVOUR APPELLANT.

Respectfully Sheweth,

1. That the Appellant has been appointed as Constable in Police department.
2. That the appellant performed his duty regularly and with full devotion and no complaint whatsoever has been made against the appellant.
3. That while posted at District Police Office Peshawar a false and fabricated cases FIR No.19 dated 05/01/2020 U/S 324 PPC at Police Station Khazana, has been lodged against the appellant in which the appellant has been bail outed on 21.02.2020 and letter on acquitted on 16.02.2021 (Copies of FIR, Bail order & acquittal order are attached as annexure "A" & "B B-1").
4. That the Respondent Department without fulfilling codal formalities and without providing opportunity of defence to the appellant, dismissed the appellant from



(3)

service on 29/12/2020 on the ground of involvement of the said false and fabricated criminal cases. **(Copy of dismissal order is attached at annexure "C")**.

5. That the appellant submitted department appeal on 27/01/2020 against the dismissal order dated 29/12/2020 which has been rejected on 02/03/2021 on no good grounds. **(Copies of departmental appeal and rejection order are attached at annexure "D" & "E")**.

6. That the appellant filed Revision Petition on 16.03.2021 against the impugned order dated 29.12.2020. **(Copy of revision petition is attached as annexure "F")**.

7. That feeling aggrieved the Appellant prefers the instant service appeal before this Hon'ble Tribunal on the following grounds inter alia:-

**GROUND:-**

- A. That the impugned order 29/12/2020 is void and abinitio order because it has been passed without fulfilling codal formalities.
- B. That no charge sheet has been served or communicated to the appellant in this

respect the appellant relied upon a judgment reported on 2009 SCMR page:615

C. That no regular inquiry has been conducted by the Respondent department and no chance of personal hearing has been provided to the appellant in this respect the appellant relied upon the judgment dated 2008 SCMR Page:1369.

D. That no show cause notice has been issued and communicated to the appellant by Respondent department before imposing the major penalty.

E. It is a well settled maxim no one can be condemned unheard because it is against the natural justice of law in this respect the appellant relied upon a judgment reported on 2008 SCMR page:678.

F. That no statement of witnesses has been recorded by the inquiry officer and there is no proof of involvement in the said criminal cases against the appellant by the Respondent department.

G. That no opportunity of cross examination has been provided to the appellant.

H. That the innocence of the appellant has also been clarified from the acquittal order dated 16.02.2021.

I. That the respondent department should be waited for the decision of the criminal cases above.

(5)

J. That any other ground not raised here may graciously be allowed to be raised at the time full of arguments on the instant service appeal.

*It is therefore, most humbly prayed that on acceptance of this appeal both the impugned orders dated 29/12/2020 & 02/03/2021 may kindly be set aside and the appellant may kindly be reinstated in service along with all back benefits. any other remedy which this august tribunal deems fit that may also be onward tribunal deems fit that may also be granted in favour appellant.*

*Any other relief not specifically asked for may also graciously be extended in favour of the Appellant in the circumstances of the case.*



APPELLANT

Through



Roeeda Khan

Advocate, High Court  
Peshawar.

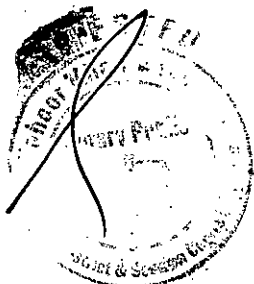
Dated: 02/04/2021

NOTE:-

As per information furnished by my client, no such like appeal for the same petitioner, upon the same subject matter has earlier been filed, prior to the instant one, before this Hon'ble Tribunal.



Advocate.



(6)

**BEFORE THE HON'BLE SERVICE TRIBUNAL**  
**PESHAWAR**

In Re S.A No. \_\_\_\_\_/2021

Ishrat Hussain

***VERSUS***

Inspector General of Police Khyber Pakhtunkhwa  
Peshawar. & others

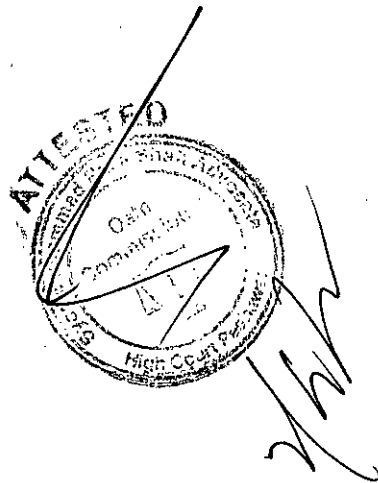
**AFFIDAVIT**

I, **Ishrat Hussain ex- Constable No.2968 District Police Officer Peshawar** do hereby solemnly affirm and declare that all the contents of the **instant appeal** are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Court.

**DEPONENT**

*Identified by:*

**Roeeda Khan**  
Advocate High Court  
Peshawar.



7

**BEFORE THE HON'BLE SERVICE TRIBUNAL**  
**PESHAWAR**

In Re S.A No. \_\_\_\_\_/2021

Ishrat Hussain

***VERSUS***

Inspector General of Police Khyber Pakhtunkhwa  
Peshawar. & others

**ADDRESSES OF PARTIES**

***PETITIONER.***


Ishrat Hussain ex- Constable No.2968 District  
Police Officer Peshawar.

**ADDRESSES OF RESPONDENTS**

1. Inspector General of Police Khyber Pakhtunkhwa  
Peshawar.
2. Capital City police Officer Peshawar
3. Superintendent of Police Headquarter Peshawar.

  
APPELLANT

Through

  
**Roeda Khan**  
Advocate, High Court  
Peshawar.

Dated: 04/02/2021

0312 999 2747  
17301-41541774

7  
پولیس سروس کا نام لکھیں

UC = 3  
P = 2  
S = 7

ابتدائی اطلاعی رپورٹ

ابتدائی اطلاع نسبت جرم قابل دست ناماڑی پولیس رپورٹ ٹیڈر ڈیوڈ ایس۔ ایچ۔ وینا ایڈوکیٹ جی۔ اے۔

ضلع پشاور ضلع

تاریخ 20/05/2020 05:05 بجے 13:00 بجے

39

تاریخ وقت رپورٹ

14:55 بجے 15:55 بجے  
مجرم کے اعداد خانہ ڈالنے والے مرد سلطان خان رحمہ اخیال پشاور

امدادی اطلاع دہندہ مشیخت

گنہگار کی شناخت جرم (موافقہ) حال اگر کچھ لایا گیا ہو۔  
PPC 324-34

جاننے والے کو اطلاع تھانے سے درست  
مزد فوری گھر سے استاد ٹورڈ احمد ان اباد

تاریخ وقت اطلاع دہندہ مشیخت

کارروائی پر پیش کیے جانے والے مفاد میں اگر اطلاع درج کرنے میں تاخیر ہو تو بیان کرنا  
آئندہ کیس کے خلاف رجسٹریشن کا کام کیا جائے

تھانے سے روانگی کی تاریخ وقت

ابتدائی اطلاع نیچے درج کرو۔ ہوتے ہوئے ہر ایک تشریحی میں بیان کرنا ہے کہ دل میں ASI ان طرف کی طرف  
34 اسناد رکھنے کے وقت کو کرنا ہے کہ آئندہ تھانے کے تمام ضروریات کے ساتھ ساتھ ایک باہر ہلا  
پتھانوں کے ساتھ ساتھ وہ بھی کئی ڈانٹے جانتے ہوئے بھی کچھ ایسی چیزیں بھی لائی گئی ہیں  
یہاں پر اس وقت تک کہ اس دوران میں اس وقت کے دوران میں اس وقت کے دوران میں اس وقت کے دوران میں  
اس وقت کے دوران میں اس وقت کے دوران میں اس وقت کے دوران میں اس وقت کے دوران میں  
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سٹیٹنگ ایجنسی (SIA)  
گورنمنٹ ایجنسی

2020

ASi PS KH 2  
05-01-2020

05-01-2020

'B'

9

3

In the Court of Mr. Ishfaq Ali Haider, ASJ-V, Peshawar

*Ishrat Iqbal vs State*

Order---03  
21/02/2020

Accused/petitioner through counsel present.

Counsel for complainant present.

Accused/petitioner namely **Ishrat Iqbal** s/o Muhammad Iqbal R/o Hassan Abad, Peshawar seeking post-arrest bail in case FIR No. 19 dated 05.01.2020, under Section 324/34 PPC, Police Station Khazana, Peshawar.

Arguments heard and record perused.

*Amir*  
Learned counsel for accused/petitioner stated that accused has been falsely implicated in a cooked-up case. No effective and separate role has been given to the present accused/petitioner. There are no independent witnesses of the alleged occurrence and in fact the situation has been twisted by the Prosecution to register a false case against the accused. The facts & circumstances of the case clearly show that the case is one of further inquiry and as such the accused/petitioner deserve to be released on bail.

The application was strongly resisted by learned counsel for complainant, who prayed for its dismissal and argued that accused have directly been charged for effective firing. Direct charge coupled with the statements of the witnesses, prima facie connects him with the commission of offence and as such there exists no ground for release of accused on bail.

**ATTESTED**

**ATTESTED**

10

Record reveals that though accused/petitioner has been directly nominated in the FIR for allegedly opening fire on the complainant party with intention to commit murder but there is no description of the weapon used by the accused. No separate and independent role has been given to any of the accused. There are also no independent witnesses of the alleged occurrence. The accused remained in police custody but despite that nothing has been recovered from him and of course the benefit of which would go to the accused/petitioner. Also, the accused is behind the bars for quite some time and keeping him behind the bars would serve no useful purpose. The injuries are also not on vital part. The instant case FIR is also cross case with the complainant party.

In view of above, the accused/petitioner is admitted to bail on the grounds of further inquiry provided he submits bail bonds in the sum of Rs. 70,000/- (rupees Seventy thousand) with two sureties each in the like amount to the satisfaction of this Court.

File be consigned to Sessions Record Room after necessary completion and requisitioned record be returned immediately alongwith a copy of this order.

Announced  
21/02/2020

(ISHFAQ ALI HAIDER)  
Additional Sessions Judge-V  
Peshawar

ATTESTED

No:	1654
Dated of Application	26-1-2020
Name of Applicant	Q. No. 11
Word	2400
Fee	
Signature	

CERTIFIED TO BE TRUE COPY

27 JAN 2021

Additional Sessions Judge-V  
Peshawar



10 B2 (A)

**IN THE COURT OF MUHAMMAD TAHIR AURANGZEB,  
ADDITIONAL SESSIONS JUDGE -IX, PESHAWAR**

Sessions Case No. 104 of 2021  
The State .....vs..... Ishrat etc

**ORDER-03**  
16/02/2021

1. Learned SrPP for the State present. Accused Ishrat and Alam Khan on bail with learned counsel present and submitted application for requisitioned the file. File requisitioned. Complainant Imdad Khan in person present. the reason was given by the petitioner for requisitioning of the case file which was that the accused is employee in Police department and he is facing problems of service, so they requested to requisitioned the file. The reader is directed to delete it from his register from already fixed date and reschedule it for today.
2. Brief facts of the case are that accused facing trial namely Ishrat and Alam Khan were booked in instant case FIR # 19 dated 05/01/2020 u/s 324/34 PPC of PS Khazana.
3. After completion of investigation complete challan against the accused was submitted on 22/12/2020 and thereafter accused were summoned through process of the Court who appeared before the Court today.
4. Today complainant Imdad Khan appeared before the Court and stated at the bar that he has effected compromise with the accused

M. I.

**ATTESTED**

17 FEB 2021


(Examiner)  
Session Court Peshawar

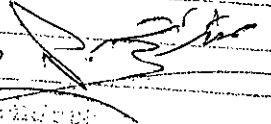
19

facing trial and pardoned them in the name of Almighty Allah. His statement to this effect was recorded wherein he expressed his no objection on acquittal of the accused facing trial. Compromise deed was EX PA while copy of his CNIC as EX PB.

5. Perusal of record shows that complainant have effected genuine compromise with the accused facing trial and pardoned them in the name of Almighty Allah and waived of their right of Arsh and Daman. Hence, keeping in view the factum of compromise between the parties and the offences being compoundable in nature within the meaning of section 345 Cr.P.C, the accused facing trial are hereby acquitted of the charges leveled against them. They are on bail, their bail bonds stands cancelled and sureties are relieved from liabilities of bail bonds.
6. Case property if any be kept intact till the expiry of period provided for appeal/ revision and thereafter be disposed of in accordance with law.
7. File be consigned to record room after its completion.

Announced  
16.02.2021

  
Mohammad Tahir Aurangzeb  
Additional Sessions Judge-IX,  
Peshawar

No:	3098
Dated of Application	17.2.2021
Name of Application	
Word	1200
Fee	
Signature of Copyist & Date	 17.2.2021
Dated of Preparation	17.2.2021
Date of Delivery	17.2.2021

CERTIFIED TO BE TRUE COPY

17 FEB 2021

(Examiner)  
Copying Agency Session Court  
Peshawar

“C” (13)

**ORDER**

This office order relates to the disposal of formal departmental enquiry against Constable Ishrat Hussain No.2968 of Capital City Police Peshawar on the allegations that he while posted at School of Investigation Hayatabad, Peshawar involved in criminal case vide FIR No.19 dated 05.01.2020 u/s 324-PPC PS Khazana.

In this regard, he was placed under suspension & issued charge sheet & summary of allegation. DSP Civil Secretariat was appointed as E.O. He conducted the enquiry & submitted his report/findings that the alleged official found guilty vide Enquiry Report No.119/R dated 29.12.2020.

In the light of recommendations of E.O & other material available on record, the undersigned came to conclusion that the alleged official found guilty being involved in criminal case. He is therefore dismissed from service under Police & Disciplinary Rules-1975 with immediate effect.

**SUPERINTENDENT OF POLICE  
HEADQUARTERS, PESHAWAR**

OB. NO. 3537 / Dated 29/12/2020

No. 6361-67 /PA/SP/dated Peshawar the 29/12/2020

Copy of above is forwarded for information & n/action to:

- ✓ Capital City Police Officer, Peshawar.
- ✓ DSP/HQrs, Peshawar.
- ✓ DSP Complaint/Enquiry
- ✓ Pay Office, OASI,
- ✓ CRC & FMC along-with complete departmental file.

**ATTESTED**

خدمت مناب کسٹیشن پولیس امپرووہ C.P.C. صاحب پشاور

مضمون: محکمہ اسپل بر فلڈ آرڈر - B.O. نمبر 3537  
تاریخ: 29/12/2020 جسکی بناء پر مسائل کو ملازمت سے برخواست کر دیا گیا

مناب عالی! منہاجت ارب کسٹیشن کو عرض گزار ہوں کہ من مسائل کے خلاف جے سی یاد  
مقدمہ عدالت 19 جون 2020 5/1/2020 324-PPC مکان خزانہ درج اسٹیٹس کوٹر عالی  
بناء پر مسائل کے خلاف انضباطی کارروائی شروع ہو کر نتیجہ کے طور پر بحوالہ آرڈر نمبر 3537  
29/12/2020

ملازمت سے برخواست کر دیا گیا  
یہ کہ دوران دن کو اسٹیٹس مسائل کے خلاف کوئی نواد جمع نہیں کی گئی ہے اور یہی مسائل کا حل ہے

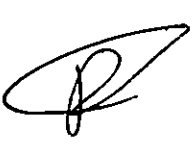
معروضات پر قوم کا نتیجہ ہے  
یہ کہ مسائل من کو وہ بلا مقدمہ میں مفروضہ نہیں رہا ہے اور یہی جاننے گرنٹاری میں کسی قسم

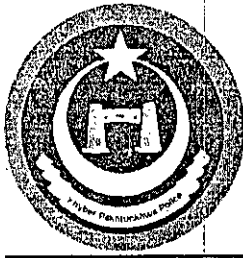
کی تعریف کی ہے  
یہ کہ مسائل کے خلاف من گھبات کی ہے اور فی عدالت سے بر گھبات ہے

یہ کہ مسائل کے خلاف نا طہینر تصویر پر شہر منڈا سو کر مدعی نے یہ ساقورانی نام ہی لیا ہے  
یہ کہ مسائل کے کسی قسم کا غیر ڈسپینر حثت نہیں کی ہے

ایس کے درخواست حضور الخور کے درم بالہ معروضات و گزارشات  
کی روشنی میں مسائل کو ج ملازمت پر دوبارہ بحال قرار دیا گیا اور مسائل

ظہور یا کو روٹھا گیا  
تاریخ: 27/01/2021

ایک ماہ بعد عشرت حسین نمبر 2968 Ex-Cost. حال Dismiss  




OFFICE OF THE  
CAPITAL CITY POLICE OFFICER  
PESHAWAR

Phone No. 091-9210989

Fax No. 091-9212597

ORDER

This order will dispose of departmental appeal preferred by Ex-Constable Ishtrat Hussain No. 2968 who was awarded the major punishment of "Dismissal from Service" under PR-1975 by SP/HQrs Peshawar vide OB No.3537, dated 29-12-2020.

2- He while posted at Police School of Investigation Peshawar was proceeded against departmentally for his involvement in a criminal case FIR No.19, dated 05-01-2019 u/s 324/PPC PPC Police Station Khazana Peshawar.

3- He was issued proper Charge Sheet and Summary of Allegations by SP/HQrs Peshawar and DSP/Civil Secretariat Peshawar was appointed as enquiry officer to scrutinize the conduct of the accused official. The enquiry officer during the course of enquiry summoned the accused official as well as contacted him on his cell No.03338339380 time and again but he failed to attend the enquiry proceedings, hence was found guilty of the charges leveled against him. The competent authority in light of the findings of the enquiry officer awarded him the above major punishment.

4- He was heard in person in O.R. and the relevant record along with his explanation perused. IO of the case was also summoned to this office alongwith case file. The IO has stated that the accused official has been directly charged in the FIR by the accused. Moreover, there are no evidence or eye witnesses to show his innocence in the case. Therefore his appeal for setting aside the punishment awarded to him by SP/HQrs Peshawar vide OB No.3537, dated 29-12-2020 is hereby rejected/filed.

(ABBAS AHSAN) PSP  
CAPITAL CITY POLICE OFFICER,  
PESHAWAR

No. 596-600/PA dated Peshawar the 02-03-2021

Copies for information and n/a to the:-

1. SP/HQrs Peshawar
2. DSP/Civil Secretariat Peshawar
3. OSI/ Pay Officer/ CRC
4. FMC along with Fouji Missal.
5. Official concerned.

ATTACHED

"F" (16)

خدمت جا۔ انسپکشن آف پولیس خیبر پختون خواہ

درخواست برادر محکمانہ اسپل برخلاف آرڈر نمبر 596-600/PA

مورخ 22/03/2021 نمبر جا۔ CCPO بشاور : -

محکمہ عالی

انتہائی ادب کساتھ گزارش ہے کہ سائل محکمہ پولیس میں سلور کیمپبل ملازمت سے  
انجام دے رہا تھا کہ اس دوران میں سائل کے خلاف سپی امداد خان ولد سلطان خان سکھ  
رہا دے تھانہ خزانہ میں بے بنیاد عہد علت 19 مورخ 2020 05 جم 324/34 PPC تھانہ خزانہ درز  
رجسٹر کروایا جس کی بنا پر میں سائل کے خلاف محکمانہ کارروائی شروع کر کے یوالم آرڈر نمبر 537  
12-2020 ملازمت سے برخاست کیا گیا۔

اصل حقائق کچھ یوں ہیں کہ روز وقوع مورخ 05/03/2020 کو سرتاج نامی شخص نے جو  
علت 19 کے متعین امداد خان کا بھانجا ہے برادر ام عالم خان پر برادرہ قتل ٹارگٹ کر  
زخمی کیا۔ برادر ام عالم خان ہسپتال میں زیر علاج تھا کہ ہمیں معلوم ہوا کہ متعین باک نے ہمارے  
خلاف عہد پیدار کر دیا تھا کہ شکوک کیا۔ جو اسی کے بالمقابل برادر ام کی جانب سے عہد  
18 مورخ 05/03/2020 324 PPC تھانہ خزانہ برخلاف سرتاج درج خط ہے۔

دوران محکمانہ انکواری اور تفتیش کے میں سائل کی فریاد کھی نے نہ سنی اور نہ ہی تفتیش  
میں حقائق کو واضح کیا گیا جس کی بنا پر میرے خلاف ایک طرف کارروائی کر کے مجھے ملازمت سے برخاست  
کیا۔

اسی سلسلہ میں میں نے جناب CCPO صاحب کو بحالی کی خاطر درخواست دی۔ دورا  
پیشی جناب CCPO صاحب نے سابقہ سزا کو بحال رکھتے ہوئے میری درخواست کو reject کیا۔  
دوران سماعت مقدم میں میں سائل کو عدالت نے بے گناہ ثابت ہوتے پر باغز  
بری کیا اور دستور اور رسم و رواج کے مطابق ہم قریبین کے نابین راضی نام بھی پوچھا ہے  
اسد عا ہے کہ عام معاملہ میں بے گناہ ہوں۔ سائل کے زیر کفالت پورا خا  
ہے۔ الفات فراہم کیا جائے اور دوبارہ اپنی نوکری پر بحال کرنے کا حکم صادر فرمایا جائے۔  
سائل اور سائل کے بال بچے تازہ سیت دعا گو رہیں گے۔

المورخ 16/03/2021


العارض

ATTESTED

عشرت حسینی ولد محمد اقبال سکھ - حسن آباد - کیمپ کیمپبل نمبر 2968  
CCP  
CNIC . 17301-6075544-7  
Mob # 0333-8839380

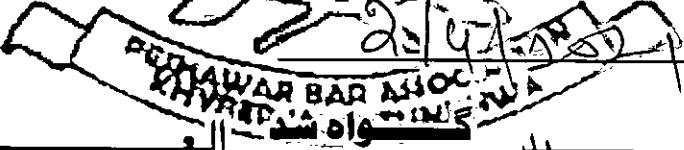
قیمت 50 روپے	81382			
ایڈوکیٹ: <u>P</u>		پشاور بار ایسوسی ایشن، خیبر پختونخواہ		
بار کونسل/ایسوسی ایشن نمبر:				
رابطہ نمبر: 0333-265955				

بعدالت جناب: محمد اسد علی خان

منجانب: <u>العلف</u>	دعویٰ:
	علت نمبر:
	مورخہ:
	جرم:
	تھانہ:

**باعث تحریر آنکہ**

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کاروائی متعلقہ  
 آن مقام ڈی ایچ اے روڈ کو وکیل مقرر  
 کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کاروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو  
 راضی نامہ کرہے و تقریر ثالث و فیصلہ برخلاف دینے جو اب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق  
 زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری کی طرف یا اپیل کی برآمدگی اور منسوخی، نیز  
 دائر کرنے اپیل نگرانی و نظر ثانی و پیروی کرنے کا مختار ہوگا اور بصورت ضرورت مقدمہ مذکورہ کے کل یا جزوی  
 کاروائی کے واسطے اور وکیل یا مختار قاضی کو اپنے ہمراہ مانے بجائے تقرر کا اختیار ہوگا اور صاحب  
 مقرر شدہ کو وہی جملہ مذکورہ باختیارات حاصل ہوں گے اور اس کا ساختہ برداشتہ منظور و قبول ہوگا  
 دوران مقدمہ میں جو خرچہ ہر جانہ اتوائے مقدمہ کے سبب سے ہوگا۔ کوئی تاریخ پیشی مقام دورہ یا حد سے  
 باہر ہو تو وکیل صاحب پابند نہ ہوں گے کہ پیروی مذکورہ کریں لہذا وکالت نامہ لکھ دیا تاکہ سندر ہے

المقوم: محمد اسد علی خان  
  
 الع الع  
 مقام ڈی ایچ اے کے لیے منظور ہے۔

محمد اسد علی خان

محمد اسد علی خان