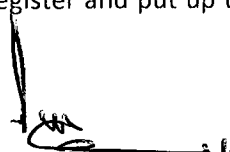

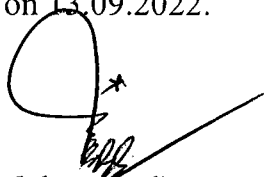
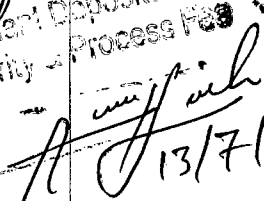


## FORM OF ORDER SHEET

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

Case No.- 1085/2022

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/07/2022	<p>The appeal of Mr. Sultan Shah resubmitted today by Mr. Manzoor Alam 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-	4/7/22	<p>This case is entrusted to Single Bench at Peshawar for preliminary hearing to be put there on <u>13-7-22</u>. Notices be issued to appellant and his counsel for the date fixed.</p> <p style="text-align: right;"> CHAIRMAN</p>
	13.07.2022	<p>Mr. Manzoor Alam, Advocate for the appellant present. Preliminary arguments heard.</p> <p>Points raised need consideration. The appeal is admitted to regular hearing, subject to all just and legal objections. 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. To come up for reply/comments before the S.B on 13.09.2022.</p> <p style="text-align: right;"> (Mian Muhammad) Member (E)</p>

Rs-600/-  
Appellant Deposited  
Security - Process Fee  
  
13/7/22

The appeal of Mr. Sultan Shah Constable Belt no. 2969 Police Line Ghalanai Distt. Mohmand received today i.e. on 17.06.2022 is incomplete on the following score which is returned to the counsel for the appellatant for completion and resubmission within 15 days.

Copy of departmental appeal and revision petition are not attached with the appeal which may be placed on it.

No. 2074 /S.T,

Dt. 20/6 /2022




REGISTRAR  
SERVICE TRIBUNAL  
KHYBER PAKHTUNKHWA  
PESHAWAR.

Mr. Manzoor Alam Adv. Pesh.

Note:

With due reverence, it is submitted that all the discrepancies and objections have been removed and resubmitted the instant Service Appeal before your lordships.

Thanks!

  
Manzoor Alam Advocate  
High Court Peshawar.

1/7/22

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

Service Appeal No. 1085 /2022

**Sultan Shah** (Constable, Belt No.2969) Police Line Ghalanai, Distt. Mohmand

(Appellant)

**V E R S U S**

Government of Khyber Pakhtunkhwa through IGP Peshawar and Others

(Respondents)

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4	Transfer Order dated 31-10-2021	B	11
5	Mad No. 30 dated 29-11-2021 and Course Completion Certificate of Training	C,D	12-14
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9	WakalatNama		20

Through Appellant

**Manzoor Alam Khan**

**&**

**Kanwar Kamal Khan**

Advocates

High Court, Peshawar

Off: Manzoor Alam Khan Law Chamber,  
near Old Bar Room, District Courts  
Peshawar

Contact: 0300-5730524

0311-5744550

Dated: 09.06.2022

①

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

Service Appeal No. \_\_\_\_\_/2022

**Sultan Shah** (Constable, Belt No.2969) Police Line Ghalanai, Distt.  
Mohmand \_\_\_\_\_ (Appellant)

**V E R S U S**

- 1) Government of Khyber Pakhtunkhwa through IGP Peshawar
  - 2) DPO (District Police Officer), Mohmand
  - 3) PSP Regional Police Officer, Mardan (Appellate Authority)
  - 4) OSI, District Police Officer, Mohmand
- \_\_\_\_\_ (Respondents)

**Appeal under section 4 of the Service Tribunal Act, 1974  
against the order dated 21-12-2021 of respondent No. 2  
where by departmental appeal filed by the appellant  
against the impunged order 21-12-2021 of respondent No. 2  
was dismissed.**

**Prayer in Appeal:**

**On acceptance of this appeal both the impunged orders  
dated 21-12-2021 of respondent No. 2 and order dated 29-  
04-2022 of respondent No. 03, may kindly be set aside,  
being void ab-initio, without any jurisdiction, in violation  
of laws and rules and nullity in the eyes of law, and  
appellant be reinstated into service with all back benefits.**

Respectfully Sheweth,

The appellant submits as under;

- 1) That the appellant belongs to a respected and law abiding family of Distt. Mohmand.
- 2) That being a FC Khasadar, appellant was absorbed to Police Service vide Shohada Quota on vide Roznamcha 27-09-2021 Naqal Mad 23.
  - **Copy of Naqal Mad 23 dated 27-09-2021 is annexed-A**
- 3) That vide order 31-10-2021, the appellant was transferred from Police Line to Kotatraf Post Ambar.
  - **Copy of Transfer Order dated 31-10-2021 annexed-B**
- 4) That meanwhile, appellant was sent to Police Training Center from 29-11-2021 to 28-02-2022 in Shah Kas Distt. Khyber vide Naqal Mad 30 Roznamcha dated 29-11-2021.
  - **Copies of Mad No. 30 dated 29-11-2021 and Course Completion Certificate of Training are annexed-C, D**
- 5) That meanwhile, when appellant was busy in completion of his basic course, surprisingly, appellant was charge-sheeted with inquiry upon the allegations, and Mr. Ayaz Khan, SDPO Upper Mohmand being Inquiry Officer, who, for heaven sake and reasons best known to learned Inquiry Officer, how he fulfilled the basic requirements of inquiry and Ex-parte Recommendations, the major punishment of Dismissal from service was awarded and responded No. 3 i.e RPO Mardan, being appellate authority confirmed the major punishment of the appellant.
  - **Copies of Impunged Orders dated 21-12-2021 and 29-04-2022 attached respectively as annexed-E, F**
- 6) That it is pertinent to mention here, that irrespective of the fact that on dated 17-02-2022 vide Letter No. 68/PA, issued from the OFFICE OF THE DIRECTOR PTS SHAKAS, DISTRICT KHYBER to DPO Mohmand, with subject: "INFORMATION AND ARRIVAL REPORT" ..... it is crystal clear that the

appellant is under training in the Police Training School Shakas, Khyber.

➤ Letter dated 17-02-2022 to DPO Mohmand is annexed-G

- 7) That appellant feeling aggrieved from the above said orders, is before this Hon'ble Tribunal on the following among other grounds.

**GROUND:**

- A) Because, the order of imposing major penalty is unjust, harsh, contrary to law and natural justice, patently illegal and nullity in the eyes of law.
- B) Because, the appellant was punished for the act which he did not do. The situation can be described as no one can be prosperous if one sells an ox less than a fish.
- C) Because, as submitted in supra para the respondent themselves sent the appellant for training where he reported, joined training and successfully completed it.
- D) Because, that the Course Completion Certificate, the Marks Sheet and alleged Inquiry proceedings are self-explanatory and can be judged, that how the affairs in the merged districts, where masses were constitutionally guaranteed, fair trial and equality before the eyes of law.
- E) Because, that vested right of the appellant has been snatched by the respondents by use of colourable exercise of powers, resulting in such a situation that appellant and his family are leading towards starvation.
- F) That other grounds will be raised at the time of arguments with prior permission of this Hon'ble Tribunal.

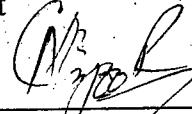
**It is, therefore humbly prayed that on acceptance of this appeal both the impugned orders dated 21-12-2021 of respondent No. 2 and order dated 29-04-2022 of respondent No. 03, may kindly be set aside, being void ab-initio, without any jurisdiction, in violation of laws and rules and nullity in**

(4)

the eyes of law, and appellant be reinstated into service with all back benefits.

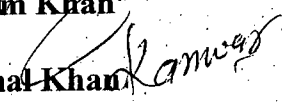
Through

Appellant



---

**Manzoor Alam Khan**  
&  
**Kanwar Kamal Khan**  
Advocates  
High Court, Peshawar



Dated: 09.06.2022

Off: Manzoor Alam Khan Law  
Chamber, near Old Bar Room,  
District Courts Peshawar  
Contact: 0300-5730524  
0311-5744550

(5)

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

Service Appeal No. \_\_\_\_\_/2022

Sultan Shah (Constable, Belt No.2969) Police Line Ghalanai, Distt.  
Mohmand

(Appellant)

**V E R S U S**

Government of Khyber Pakhtunkhwa through IGP Peshawar and  
Others

(Respondents)

**AFFIDAVIT**

I, Sultan Shah (Constable, Belt No.2969) Police Line Ghalanai, Distt.  
Mohmand, do hereby solemnly affirm and declare on oath that the contents  
of the instant service appeal are true and correct to the best of my knowledge  
and belief and nothing has been concealed from this honourable tribunal.



DEPONENT

Sultan Shah (Constable, Belt No.2969)

21407-4173112-9

**ATTESTED**





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

Petition No. \_\_\_\_\_/2022

**Sultan Shah** (Constable, Belt No.2969) Police Line Ghalanai, Distt. Mohmand  
\_\_\_\_\_(Petitioner)

**V E R S U S**

Government of Khyber Pakhtunkhwa through IGP Peshawar and Others  
\_\_\_\_\_(Respondents)

**SUSPENSION PETITION:**

**Petition for suspension of the impugned order dated 29-04-2022 of respondent No. 03, may kindly be suspended, being void ab-initio, without any jurisdiction, in violation of laws and rules and nullity in the eyes of law, and petitioner be reinstated into service and be deems on duty from the date of suspension.**

**Respectfully Sheweth,**

- 1) That the above titled petition is filed today in which no date of hearing has yet been fixed.
- 2) That the petitioner has a prima facie strong case in his favour.
- 3) That balance of convenience lies in favour of the petitioner.
- 4) That if the impugned Order is not suspended, the petitioner will suffer irreparable loss.



**It is, therefore, humbly prayed that on acceptance of this suspension application, the impugned order dated 29-04-2022 of respondent No. 03, may kindly be suspended, being void ab-initio, without any jurisdiction, in violation of laws and rules and nullity in the eyes of law, and petitioner be reinstated**

(7)

into service and be deemed on duty from the date of suspension in the best interest of justice.

Through

Petitioner

  
  
Manzoor Alam Khan  
&  
Kanwar Kamal Khan

Advocates

High Court, Peshawar

Dated: 09.06.2022

**Off:** Manzoor Alam Khan Law  
Chamber, near Old Bar Room,  
District Courts Peshawar

**Contact:** 0300-5730524  
0311-5744550

8

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

Petition No. \_\_\_\_\_/2022

**Sultan Shah** (Constable, Belt No.2969) Police Line Ghalanai, Distt. Mohmand  
\_\_\_\_\_(Petitioner)

**V E R S U S**

Government of Khyber Pakhtunkhwa through IGP Peshawar and Others  
\_\_\_\_\_(Respondents)

**AFFIDAVIT**

I, **Sultan Shah** (Constable, Belt No.2969) Police Line Ghalanai, Distt. Mohmand, do hereby solemnly affirm and declare on oath that the contents of the instant suspension application are true and correct to the best of my knowledge and belief and nothing has been concealed from this honourable tribunal.

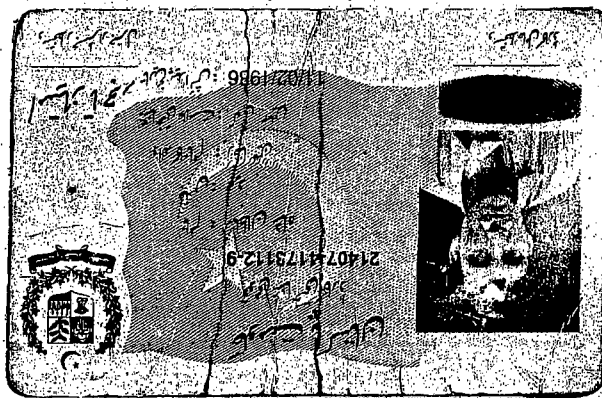


DEPONENT

Sultan Shah (Constable, Belt No.2969)

CNIC: 21407-4173112-9

ATTESTED  
LAL GUL SAFI  
Oath Commissioner  
Peshawar  
09/06/2022



(10)

Amex "A"

تعداد 23 روز نامہ

پرینٹ لائن

ضلع اسمبلی

سینل نمبر 25 / ASI وقت 30:30 بجے عرصہ 27/9

روز 23 آمد  
حاجری

اس وقت کی پبلک سٹیشن سٹان 2969 فیز III میں بطور کنٹریل

دستم پور کھانا کھانا۔ مذکورہ کنٹریل سٹیشن میں سرکاری دہلی۔ ادارہ پولیس لائن

حاضر آئے ہیں۔ 15 افر 25 درجہ روزنامہ کے لئے درجہ میں ملاحظہ کر لیا

آئندہ روزوں میں لا صاحبین کو درمیان ہوگی۔

دراپ نمبر 1  
نقل پلٹوئی لائن  
AH  
P-L-D-21

276  
Furnished  
20/9/2021  
25/P-L-D-21

169  
جواب عالی! مذکورہ بالا کنٹریل سٹیشن سلطان شاہ  
شہر کوٹہ کی بجائے کی جگہ فیز III میں  
پولیس میں فہم ہو گیا ہے اور پولیس لائن  
میں ڈیوٹی کیے اجازت ہو ایسے۔  
لہذا مذکورہ کی تنخواہ ریٹینز کرنے کی سفارش  
کی جاتی ہے۔

~~Order  
Warmed and post him in  
PP Kohatrap pay released.~~

DSP (H Q)  
6/10/21

13/x



(D)

Amex. - "B"

**OFFICE OF THE  
DISTRICT POLICE OFFICER,  
MOHMAND TRIBAL DISTRICT AT HQ GHALLANAI**

Email: [dpomohmand@gmail.com](mailto:dpomohmand@gmail.com)  
Phone No: 0924-290059 Fax: 0924-290056

**ORDER;**


The following transfer/postings amongst lower sub-ordinates are hereby ordered with immediate effect:-

S NO	NAME	BELT NO	FROM	TO
1.	Fc Abdul Wahab	2599	Kitab Post (PS Upper)	Police Line
2.	Fc Nizam Khan	2425	Police Line	Kitab Post (PS Upper)
3.	Fc Masood Khan	1450	Platoon No 11	Gunner To Malak Nazir
4.	Fc Jawad Khan	3385	Police Line	Gunner To Malak Nazir
5.	Fc Jamal Udin	1123	Police Line	Qula Post Pindiali
6.	Fc Seraj Gul	404	Qula Post Pindiali	Police Line
7.	Fc Sultan Shah	2969	Police Line	Kotatraf Post Ambar
8.	Fc Zahir Khan	1515	Kotatraf Post Ambar	Police Line
9.	Fc Hamim Ullah	2971	Police Line	Dab Post Ambar
10.	Fc M Shah	2402	Dab Post Ambar	Police Line
11.	Fc Nasar	3374	Ps Prrang Ghar	Sp inv:staff
12.	Fc Naveed	2060	Ps Lower	-do-
13.	Fc Abdullah	2569	Police Line	Gaiba Post
14.	Fc Umer Khan	846	Gaiba Post	Police Line
15.	Fc Nisar Ahmad	2384	Police Line	DPO Office (Madad Gaar Police)
16.	Fc Amin Khan	3061	PS Pindiali	DC Masjid Khateeb Galanai
17.	Fc Waseef	3583	Police Line	PS Pindiali
18.	Fc Atif Khan	2575	Police Line	Sub Jail Ekkagund
19.	Fc Gulzar Badshah	565	Police Line	Sub Jail Ekkagund
20.	Fc Din M	2973	Police Line	Kotatraf Post Ambar
21.	Fc Mumtaz Ali	3263	PS Ambar	PS Prranag Ghar
22.	Fc Rashid	2385	PS Lakarri	Muhammad Ali Qala
23.	Fc Sikandar Khan	2584	Ps Pindiali	Gunner to Dr Adnan (WHO)
24.	Hc Imran Khan	69	Mohmmand Dam	Police Line
25.	Fc Saeed Khan	3046	Police Line	Mohmmand Dam
26.	Fc Abdul Khaliq	3491	Platoon No 01 (Baizai)	PS Pindiali
27.	Fc Alam Zeeb Khan	3419	Platoon No 02 (Baizai)	PS Pindiali
28.	Fc Altaf Khan	360	Platoon No 10	Platoon No 01 (Baizai)
29.	Fc Iftekhar Khan	1331	Platoon No 10	Platoon No 02 (Baizai)
30.	Fc Arif Khan	3031	Police Line	Nahqi Tunnel CP 1
31.	Fc Misbah	1521	Shekhano Posi (Baizai)	Qula Post (pindiali)
32.	Fc Mamad Ali	422	Qula post Pos: (pindiali)	Shekhano Post (Baizai)

GB No. 242  
Dated: 31/10/2021

Copy to: -

1. All SDPO/SHOs for information
2. HC/PA/Reader
3. All Concerned.

  
**District Police Officer  
Mohmand**

صلح احمد

تعلیم اور سماجی امور 29/11/21

پولیس ایجنسی

30 روزانگی سپیل محمد علی اور وقت 18:00 بجے مورخہ 29/11/21 اس وقت کنڈلان بھمن ٹرننگ ٹاکس سٹریٹ کو فلائنگ کوچ نمبر 5184 میں اسرار علی 1213 صاحب گمل 1431 ڈاکٹر 1453 صاحب اللہ 1480 خد اللہ 1497 -  
 محمد اکرام 1517 واجد اقبال 1532 شاہد 1555 خالق شاہ 1183 ابراہیم 1571 احسان اللہ 1609  
 نوشاد 1623 حسین اختر 1741 عمران 1750 سمیع اللہ 1761 طاہر 1764 نعیم 1765 ظلم خان 1080  
 کو اور فلائنگ کوچ نمبر 1584 میں کنڈلان شاہد 1396 محمد ریاض 1117 سرفراز 1121 گل امین 1133  
 محمد آریز 1187 شہزاد 1188 زرمیں 1190 عقیق الرحمان 1195 میر عالم 1251 محمد 1269 مجاہد 1274  
 نور باجوہ 1272 محمد علی 1274 سارعل 1284 خور زمان 1285 سراج 1291 عبدالوہاب 1299  
 نیاز احمد 1493 نعیم 1248 کو اور فلائنگ کوچ نمبر 6051 میں پرویز رحمان شاہ 1537  
 ابرار 741 عمر سید 1569 گل احمد 2169 روشن 1611 رضوان 669 شہزاد 1744 احمد 1822  
 لطیف 1836 محمد رضوان 1839 اسماعیل 1851 محمد نبی 1855 میان محمد 1874 عبدالحمید 1899 محمد 1930  
 ارشد گل 1948 سیال 1952 سفور 2047 اور کوچ نمبر 2936 میں کنڈلان رحمان 2083  
 محمد تاج 2096 طاہر خان 2188 رحمان 2182 مجسم اللہ 2281 حاجت 2185 شامق 2233  
 فضل رحمان 2231 شاہ سعید 2233 بخت شہر 2793 بخت 2271 اسماعیل 2303 صلاح 2328  
 انعام 2341 شایر علی 2351 محبت الرحمان 2357 فضل رحمان 2374 اور سرکاری فٹا میں -  
 عبد اللہ 122 قاصد 514 عمران 1584 خالد 1584 صاحب رحمان 2461 سراج الدین 1599 محبت زارہ 1215  
 خان رازقی 1239 زید شہر 1310 داؤد 1312 حیات دلی 1367 حبیب سید 196 ستور خان 1370 -  
 عزیز اللہ 1403 عبد الغفار 1912 رحمان اللہ 94 رفیق اللہ 1429 گل فواز 1668 صاحب اللہ 1523  
 محمد زین خان 1754 محمد فیاض 509 گلستان 1576 اقبال حسین 1587 مستقیم 880 افتاب 1595  
 ابو بکر 1608 عمران 1625 قاسم 1642 مستقیم 1649 شاہ رحمان 1652 اور سرکاری پک اپ میں  
 سعید اللہ 1724 اسرار علی 1731 داؤد 1771 سلطان شاہ 2969 انہر شاہ 1772 شہزاد 1773  
 عبد الوہاب 1784 پرویز 1785 بھادر خان 1796 گلزار احمد 1798 مستر خان 1808 بی بی اللہ 1801  
 اور پک اپ سرکاری میں عمران 1830 محمد افروز 1835 عمر سلیمان 1126 باجوہ سید 1135 محبت علی خان 1151 -  
 اصغر زارہ 1661 رضوان اللہ 2423 محمد نیکو 1109 رفیع اللہ 2545 فارس خان 1198 محمد اللہ 1547 -  
 طائف خان 1163 بکیر خان 2404 مقصد 2241 عبدالرحیم 316 گوہر 745 حسین 1127 گل عالم 922  
 آصف 602 سجاد 2260 کوثر علی 2259 یاسین 355 بھرام 324 کو بھمن ٹرننگ 3 ماہ کلدی  
 ٹاکس سٹریٹ روڈ ٹائیٹیا۔

صاحب عالی  
 نقل بطریق اصل ہے۔  
 Sir Fozood  
 29-11-21  
 17/11-21  
 29-11-21

Anex. "D-1"

(13)



# POLICE TRAINING SCHOOL

## SHAKAS KHYBER

Reg. No B-118

### COURSE COMPLETION CERTIFICATE

Police Training (Newly Absorbed Strength Ex-NMDs)

*This is to certified that*

Mr. Sultom Shah S/O Raja Meen District Mohmand

**HAS PARTICIPATED AND SUCCESSFULLY COMPLETED  
THREE MONTHS BASIC POLICE TRAINING**

From 29<sup>th</sup> Nov-2021 to 28<sup>th</sup> Feb-2022

Director Police Training School  
Shakas Khyber

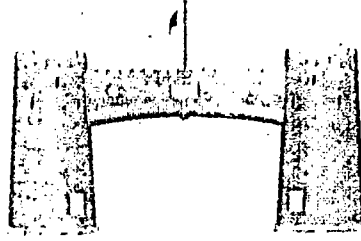


259

(M)

Annex "D-2"

# POLICE TRAINING SCHOOL SHAKAS KHYBER



## PERFORMANCE REPORT

Starting Date : 29-11-2021 Ending Date : 28-02-2022  
 Name : Sultan Shah F/Name : Raza Meen  
 School Course : Recruit Course Belt No : 2669 2969  
 Education : Nil District : Mohmand  
 Computer No : B-118 Merit : 58

Subjects	Marks Allotted	Total Marks	Subjects	Marks Allotted	Total Marks	Remarks
Paper - 1		50	Parade	25	50	Declared Passed
			PT	16	30	
Paper - 2		50	Anti-Riot/UA.	17	30	
			Naka Bandi	17	30	
Total		100	Raid	26	30	
			Sniper Fire	66	100	
			Assault Fire	122	130	
			DPA	55	80	
			<b>Total</b>	<b>344</b>	<b>480</b>	
<b>G. Total</b>		<b>344/480</b>	<b>Overall percentage is: 71.67</b>			


Leave availed: Nil Medical/Rest: Nil Absent: Nil Punishment: Nil Reward: C-III

Remarks: Good

Checked and found correct.

In-charge Secrecy  
 Issue Date: 02-03-2022

Errors and omissions are accepted

  
 Director  
 Police Training School  
 Shakas Khyber



(15)      Anex. "E"


**OFFICE OF THE  
DISTRICT POLICE OFFICER  
MOHMAND TRIBAL DISTRICT GHALLANAI**  
Email: [dpomohmand@gmail.com](mailto:dpomohmand@gmail.com)  
Ph: 0924-290179 Fax: 0924-290056

**ORDER:**

This order will dispose-off the inquiry proceeding against FC **Sultan Shah** No. **2969** with the allegations that he was time and again directed via district control room to report at respective training center for basic training. But he turned deaf ear to the orders and failed to report at the training center. Moreover, the delinquent official reluctant to appear before the inquiry officer in connection with inquiry.

To scrutinize the conduct of the delinquent official, he was issued charge sheet together with statement of allegation & inquiry was entrusted to Mr. **Ayaz Khan** (DSP Upper) vide this office letter No.1085-1088/PA. The inquiry officer after fulfilling all legal and codal formalities, the alleged constable was found at fault, however, recommended for **Major Punishment**.

Based on the above **I Salah-ud-Din Kundi, District Police Officer, Mohmand** being the competent authority and exercise of power vested in me under the Khyber Pakhtunkhwa, Government Servant (Efficiency & Discipline) rules 2011, hereby awarded him **Major Punishment of Dismissal from the service with immediate effect**.

  
District Police Officer,  
Mohmand Tribal District

OB No. 1030

Dated: 21/12/2021

No. 3397-100 /PA, dated Mohmand the: 21/12/2021

**Copy forwarded to the:**

- Regional Police Officer, Mardan for favor of kind information please.
- HC/EC/FMC
- Pay Officer



16

Anex. "F-1"

ORDER.

This order will dispose-off the departmental appeal preferred by Ex-Constable Sultan Shah No. 2969 of Mohmand District against the order of District Police Officer, Mohmand, whereby he was awarded major punishment of dismissal from service vide OB: No. 1030 dated 21.12.2021 by the District Police Officer, Mohmand. The appellant was proceeded against departmentally on the allegations that he was selected for basic recruit course and in this regard he was time and again directed via District Control Room to report at respective training Centre for basic recruit training. But he turned a deaf ear to the orders and failed to report at the training center.

Proper departmental enquiry proceedings were initiated against him. He was issued Charge Sheet alongwith Statement of Allegations and Mr. Ayaz Khan Sub Divisional Police Officer, SDPO Upper Mohmand was nominated as Enquiry Officer. The Enquiry Officer after fulfilling codal formalities submitted his findings wherein he reported that the defaulter Officer was contacted time and again to appear before the enquiry Officer, but he failed and remained absent, which showed that he was no more interested in Police Service. He recommended the delinquent Officer for ex-parte action.

Therefore, after perusal of enquiry papers and recommendations of the enquiry Officers the delinquent Officer was awarded major punishment of dismissal from service by the District Police Officer, Mohmand vide his office OB: No. 1030 21.12.2021.

Feeling aggrieved from the order of District Police Officer, Mohmand, the appellant preferred the instant appeal. He was summoned and heard in person in Orderly Room held in this office on 21.04.2022.

From the perusal of the enquiry file and service record of the appellant, it has been found that allegations leveled against the appellant have been proved beyond any shadow of doubt. As the appellant has bitterly failed to produce any cogent reason to justify his absence because the appellant got absorbed in Police Department on 23.07.2020 and due to non performance of duties his salary was stopped and enquiry was initiated on 24.06.2021 and remained absent till order of his dismissal. Hence, the absence period i.e 01 year, 04 months & 28 days of the appellant clearly depicts the casual and lethargic attitude towards his official duties as the very conduct of appellant is unbecoming of a disciplined Police Officer. Moreover, the appeal in hand is time barred by 28 days. Hence, order passed by the

(17)

Anex. "F-2"

competent authority does not warrant any interference.

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

Order Announced.

  
Regional Police Officer,  
Mardan.

No. 3304 /ES, Dated Mardan the 29/04 /2022.

Copy forwarded to District Police Officer, Mohmand for information and necessary action w/r to his office Memo: No. 571/Legal dated 25.03.2022. His Service Record is returned herewith.

(\*\*\*\*\*)

(18)

Amex. "G"

OFFICE OF THE  
DIRECTOR PTS SHAKAS  
DISTRICT KHYBER



No. 68 /PA

Dated. 17 /02/2022.

To. The District Police Officer,  
Mohmand.

Subject: - **INFORMATION AND ARRIVAL REPORT.**


Memo:

It is stated that recruit Constable Sultan Shah Belt no. 2969 and Zahir Ullah Belt no. 2967 are currently under training in this institute.

It is pertinent to mention here that afore-mention recruits are dismissed from service vide. District Police Officer Mohmand order No. 3346-49/PA Dated. 21-12-2021 and order no.3397/PA dated. 21-12-2021.

They made their arrival in this institute vide DD.No. 08 dated 30-11-2021 (copy enclosed), and made their departure from District Mohmand vide DD No. 21 dated. 30-11-2021 Police Line District Mohmand.

Complied for the favor of information and further necessary action, please.

  
Director  
Police Training School,  
Shakas (Khyber)

(19A)

**NOTICE FOR FILING**  
**APPEAL**

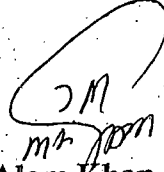
To,

1. Government of Khyber Pakhtunkhwa through IGP Peshawar
2. DPO (District Police Officer), Mohmand
3. PSP Regional Police Officer, Mardan (Appellate Authority)
4. OSI, District Police Officer, Mohmand

Dear Sir,

Please take notice that I am filing Appeal in Honourable Khyber Pakhtunkhwa Service Tribunal Peshawar, on behalf of Appellant namely **Sultan Shah** (Constable, Belt No.2969) Police Line Ghalanai, Distt. Mohmand. Please find copy of the appeal along with all enclosure.

Thanks



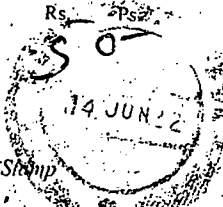
**Manzoor Alam Khan**  
Advocates,  
High Court, Peshawar  
Cell: 0300-5886511

**Note:** Copy of this notice is kept at my office for further use.

19-B

No. 1146 For Insurance RGL81891434

Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgment is due.



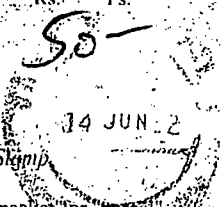
Received a registered\* addressed to AOA Date-Stamp

Initials of Receiving Officer AOA \*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 1000 (in words) for  
Insurance fee Rs.      Ps.      (in words)      Weight      Kilo Grams  
Name and address of sender     

No. 1147 For Insurance RGL81891435

Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgment is due.



Received a registered\* addressed to OPa Date-Stamp

Initials of Receiving Officer OPa \*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 1000 (in words) for  
Insurance fee Rs.      Ps.      (in words)      Weight      Kilo Grams  
Name and address of sender     

No. 1148 For Insurance RGL81891436

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Received a registered\* addressed to PSA Date-Stamp

Initials of Receiving Officer PSA \*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 1000 (in words) for  
Insurance fee Rs.      Ps.      (in words)      Weight      Kilo Grams  
Name and address of sender     

No. 1149 For Insurance RGL81891437

Stamps affixed except in case of uninsured letters of not more than the initial weight prescribed in the Post Office Guide or on which no acknowledgment is due.



Received a registered\* addressed to AOA Date-Stamp

Initials of Receiving Officer AOA \*Write here "letter", "postcard", "packet" or "parcel" with the word "insured" before it when necessary.

Insured for Rs. (in figures) 1000 (in words) for  
Insurance fee Rs.      Ps.      (in words)      Weight      Kilo Grams  
Name and address of sender



2:0

فیت  
50 روپے

129195



ایڈوکیٹ: Manzoor Alam

بار کونسل ایسوسی ایشن نمبر: BC-10-1565

رابطہ نمبر: 0300-5730524

پشاور بار ایسوسی ایشن، خیبر پختونخوا

بعدالت جناب: جسٹس گلزار خان

مخاطب: ایڈووکیٹ	دعویٰ: Service Appeal
سلطان سہ (Constable - Belt No) 2969	علت نمبر:
بنام گورنمنٹ آف خیبر پختونخوا لیٹیم	مورخہ:
	جرم:
	تھانہ:

### باعت تحریر آتکہ

مقدمہ مندرجہ عنوان بالا میں اپنی طرف سے واسطے پیروی و جواب دہی کارروائی متعلقہ آن مقام جسٹس گلزار خان، حیدرآباد، کو وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا، نیز وکیل صاحب کو راضی نامہ کرنے و تقرر ثالث و فیصلہ برحلف دینے جواب دعویٰ اقبال دعویٰ اور درخواست از ہر قسم کی تصدیق زریں پر دستخط کرنے کا اختیار ہوگا، نیز بصورت عدم پیروی یا ڈگری یکطرفہ 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 کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنے ہمراہ یا اپنے بجائے تقرر کا اختیار ہوگا اور صاحب مقرر شدہ کو وہی جملہ مذکورہ با اختیار حاصل ہوں گے اور اس کا ساختہ پرداختہ منظور و قبول ہوگا دوران مقدمہ میں جو خرچہ ہر جانہ التوائے مقدمہ کے سبب سے ہوگا۔ کوئی تارتین 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 سند رہے

فیس Add: \_\_\_\_\_ المرقوم: 14-06-2022

Office No. 3, near 1 Bar Room, Street Court's کے لیے منظور ہے۔  
Desh Awaz

نوٹ: اس وکالت نامہ کی فوٹو کاپی ناقابل قبول ہوگی۔

Accepted  
M.A.

Manzoor

"A"

**KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.**  
JUDICIAL COMPLEX (OLD), KHYBER ROAD,  
PESHAWAR.

No.

APPEAL No. 1005 of 20 22 SB

sultan shah

Appellant/Petitioner

Versus

Govt of KPE through ICP Peshawar

RESPONDENT(S)

Re respondent (1)  
Notice to Appellant/Petitioner Govt of KPE through  
IGP Peshawar.

Take notice that your appeal has been fixed for Preliminary hearing,  
replication, affidavit/counter affidavit/record/arguments/order before this Tribunal  
on 13/09/2022 at 12.00 pm.

You may, therefore, appear before the Tribunal on the said date and at the said  
place either personally or through an advocate for presentation of your case, failing  
which your appeal shall be liable to be dismissed in default.

For Reply

[Signature]

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

12/08 Copy of Appeal  
is Attached