

28<sup>th</sup> September, 2022

Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Additional Advocate General alongwith Mr. Muhammad Khalil, S.I (Legal) for respondents present.

Para-wise reply on behalf of respondents No. 2 & 3 submitted, copy of which handed over to learned counsel for the appellant, who seeks adjournment on the ground that he has not gone through the comments submitted by respondents No. 2 & 3 today. Adjourned. To come up for arguments on 27.10.2022 before the D.B at Camp Court D.I.Khan.



(Salah Ud Din)  
Member (Judicial)  
Camp Court D.I.Khan



(Kalim Arshad Khan)  
Chairman  
Camp Court D.I.Khan

27<sup>th</sup> Oct 2022

Appellant in person present. Mr. Kabirullah Khattak, Addl: AG for respondents present.

Appellant seeks adjournment on the ground that his counsel is not available today. Last chance is given to last argue the case on the next date, failing which the case will be decided on the available record without arguments on 27.11.2022 before D.B at camp court D.I.Khan. P.P given to the parties.



(Rozina Rehman)  
Member(J)



(Kalim Arshad Khan)  
Chairman  
Camp Court D.I.Khan

27.01.2022

Tour is Cancelled, therefore, case is adjourned  
to 26.05.2022 for the same as before.

  
Reader.

26.05.2022

Learned counsel for the appellant present. Mr. Muhammad Khalil, S.I. (Legal) alongwith Mr. Farhaj Sikandar, District Attorney for the respondents present and produced copy of order dated 26.11.2021 passed by Inspector General of Police Khyber Pakhtunkhwa Peshawar, which is placed on file.

Comments on behalf of the respondents are still awaited. Respondents are directed to submit written reply/comments within 15 days in office, failing which they shall be liable to payment cost of Rs. 5000/- for submission of reply/comments on the next date. If they failed to submit reply/comments on the next date, no further adjournment shall be granted and right of submission of reply/comments of the respondents shall be deemed to have been ceased. Adjourned. To come up for submission of written reply/comments as well as arguments on 27.07.2022 before the D.B at Camp Court D.I.Khan.



(Rozina Rehman)  
Member (J)  
Camp Court D.I.Khan



(Salah-ud-Din)  
Member (J)  
Camp Court D.I.Khan

27-07-2022

Due to Summer vacations, the case is  
adjourned to 28-08-2022 for  
the same as before.

Reader.

25.10.2021

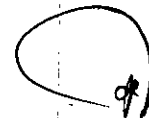
Mr. Waqar Alam, Advocate present and submitted Wakalat Nama as well as list of legal heirs which is placed on file.

Mr. Muhammad Rasheed, Deputy District Attorney for respondents present.

Reply on behalf of respondents was not submitted. Learned Deputy District Attorney made a request for time to submit reply/comments; granted with direction to furnish the same within 10 days in office positively. If the written reply/comments are not submitted within stipulated time, the right of respondents for submission of reply shall be deemed as struck off. To come up for arguments on: 13.12.2021 before D.B at Camp Court D.I. Khan.



(ATIQU-UR-REHMAN WAZIR)  
MEMBER (E)  
CAMP COURT, D.I KHAN



(ROZINA REHMAN)  
MEMBER (J)  
CAMP COURT, D.I KHAN

13.12.2021

Counsel for appellant and Mr. Muhammad Adeel Butt, learned Additional Advocate General alongwith Muhammad Khalil, S.I (Legal) for the respondents present.

The respondents having failed to submit the reply on previous date were directed to do the needful with adjournment of the proceedings for today but they have again not filed the comments/written reply and seek adjournment. The respondents are directed to submit written reply within 10 days in office, failing which they shall be liable to payment of cost of Rs. 5000/- for submission of reply on the date fixed. If they fail to submit the reply on the next date, no further adjournment shall be granted for such purpose and appeal shall be heard on available record. Case to come up on 27.01.2022 before D.B at Camp Court, D.I.Khan.



(Rozina Rehman)  
Member (J)  
Camp Court, D.I.Khan



Chairman  
Camp Court, D.I.Khan

19/2020/3062, dated 30.06.2021 for the period from 01.07.2021 to 30.09.2021. The case of the appellant falls within the period of emergency. In view of Section 30 of the Khyber Pakhtunkhwa Epidemic Control and Emergency Relief Act, 2020, the limitation period provided under any law shall remain frozen. This appeal having been filed after promulgation of the said Act, is not affected by bar of limitation. Excluding the case of appellant from rigors of limitation, his appeal is fit for full hearing. This appeal, subject to all just and legal objections other than objection of limitation is admitted for regular hearing. Security and process fee be deposited within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, or extension of time is not sought through written application with sufficient cause, the office shall submit the file with a report of non-compliance. File to come up for list of Legal heirs and arguments on 25.10.2021 before the D.B at camp court D.I.Khan.

Appellant Deposited  
Security & Process Fee

  
Chairman

proceedings even after the death of the civil servant, equipping the legal heirs to pursue the claim. It further commands that other than pecuniary and pensionary benefits that accrue to the benefit of the legal heirs, the right to restore one's reputation is also a survivable right and flows down to the legal heirs to pursue and take to its logical conclusion. Both the above named attendees have been apprised to inform the legal heirs of the deceased appellant for submission of list of legal heirs of the deceased appellant and fresh Wakalatnama on their behalf either in favor of the same counsel or any other counsel as per their choice.


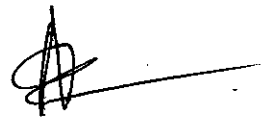
On having gone through the memorandum of appeal, it transpires that the impugned order was passed on 30.09.2020 and was challenged through departmental appeal within time on 27.10.2020. However, service appeal was filed on 12.04.2021 which from the date of filing of the departmental appeal or even from the date of appellate order is normally time barred but in view of particular legal position to be discussed herein-after, the bar of limitation for the time-being is immaterial. In wake of COVID, 19, the Government of Khyber Pakhtunkhwa, for the first time declared Public Health Emergency in March, 2020 for three months which was extended from time to time for further term and presently it has been extended by the Government vide Notification No. SOG/HD/1-102/Covid-

Form- A

## FORM OF ORDER SHEET

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

Case No.- 4810/2021

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	12/04/2021	<p>The appeal of Mr. Muhammad Shakeel received today by post through Mr. Muhammad Asghar Baloch Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-	04/06/2021	<p>This case is entrusted to S. Bench Peshawar. Notices be issued to appellant/counsel for preliminary hearing on 28/07/2021.</p> <p> CHAIRMAN</p>
	28.07.2021	<p>M/S Haseeb Safdar and Muhammad Usman stating themselves to be the relatives of the appellant are present. They have produced copy of death certificate showing death of the appellant on 22.05.202. Obviously, the appellant has died after filing the instant service appeal. Now it has been well-settled by the judicial pronouncement of August Supreme Court of Pakistan reported as 2021-SCMR-702 that the reputation of the civil servant is not sullied or discredited through wrongful dismissal, termination or reversion etc. and fundamental right to fair trial and due process, inter-alia, safeguards and protects the survivable interest and ensures continuity of the legal</p>

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

Service appeal No. \_\_\_\_\_ of 2021

Muhammad Shakeel

**VERSUS**

Government of Khyber Pakhtunkhwa & Others

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**Your Humble Appellant**



**Muhammad Shakeel**

Through Counsel



**Muhammad Asghar Baloch**  
Advocate High Court

**Dated: 07 /04/2021.**

①

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

Service Appeal No. 2810/2021

Khyber Pakhtunkhwa Service Tribunal

Diary No. 4830

Dated 12/4/2021

**Muhammad Shakeel** s/o Ghulam Sadique caste Baloch  
r/o Muryali Presently Garhi Saddozai City Dera Ismail  
Khan. (Ex-Constable No. 541 Police Department.)  
Mobile No. 0318-9388942

**(APPELLANT)**

**VERSUS**

1. Government of KPK, through Home Secretary, KPK Peshawar.
2. Deputy Inspector General/ RPO Police Khyber (Pakhtunkhwa Peshawar) *Dera Ismail Khan*
3. District Police Officer, Dera Ismail Khan.

**(RESPONDENTS)**

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**APPEAL UNDER SECTION 4 OF THE KPK SERVICES TRIBUNAL ACT, 1974, AGAINST THE IMPUGNED ORDER OB NO. 2034 DATED 30/09/2020 ISSUED BY RESPONDENT NO. 03, WHEREBY SERVICE OF THE APPELLANT WAS DISMISSED AND AGAINST THE DECISION ON DEPARTMENTAL APPEAL OB NO. 86 DATED: 13/01/2021 VIDE WHICH THE DEPARTMENTAL APPEAL OF THE APPELLANT WAS ALSO DISMISSED BY THE COMPETENT AUTHORITY WITHOUT ANY LEGAL JUSTIFICATION AND AGAINST THE LAW AND IN VIOLATION OF SERVICES LAWS AND RULES AND THE APPELLANT WAS CONDEMNED UNHEARD WITH MALAFIDES.**

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**PRAYER:**

On acceptance of this appeal, impugned orders No. OB 2034 Dated: 30/09/2020 and OB No: 86 dated: 13/01/2021 issued by respondents may please be reversed and set-aside and the respondents be directed to reinstate the appellant in service with all back benefits.

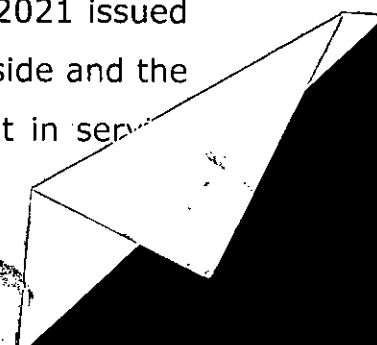
*[Handwritten signature]*

Filed to-day  
Registrar  
12/4/2021

Re-submitted to -day  
and filed.

*[Handwritten signature]*

Registrar





**Note:** Addresses given above shall suffice the object of service. All necessary and proper parties have been arrayed in the panel of respondents.

**Respectfully Sheweth:**

1. That the appellant is law abiding citizen of Pakistan and is enjoying well reputation in the society and is educated person having domicile of District Dera Ismail Khan.
2. That the appellant was inducted in Police Department as Constable (BPS-05) on 04/04/1995 after adopting all the legal and coddle formalities. Copies of service record in shape of certificate, CNIC, Service Card are jointly enclosed herewith as **Annexure A & A-1** respectively.
3. That the appellant has done his services to the entire satisfaction of Police department and a total length of service of the appellant 26 years and in this total period of service no complaint was made by anybody against the appellant.
4. That the FIR No. 1133 Police Station cant was lodged by the SHO Abdul Ghaffar Khan against the appellant vide which the appellant was issued a show-cause notice dated: 29/09/2020 by the respondent NO. 03. Copies of show-cause notice and grounds of action are enclosed as **Annexure: B & B-1**.
5. That after registration of FIR the police department submitted to challans in the court of learned Additional Session-I Dera Ismail Khan and the same was disposed of vide order dated: 18/03/2021 by discharging the appellant from the charges levelled against him under section 4 C (2) of KP Prosecution Act, 2005. Copies of challans and orders dated: 18/03/2021 are jointly enclosed herewith as **Annexure: C & C-1**.
6. That the impugned order dated 30/09/2020 was legally communicated to the appellant on 20/10/2020 on the written application of the appellant by the respondent No. 03. Copy of dismissal order is enclosed herewith as **Annexure D**.

7. That Feeling aggrieved from the dismissal order, the appellant preferred departmental appeal to respondent No.02 being appellate authority on 27/10/2020. Copy of departmental appeal is annexed herewith as **Annexure E**.
8. That on 29/03/2021 the appellant made an application to the respondent No. 02 office regarding provision of decision over the departmental appeal which was graciously be allowed vide order dated: 30/03/2021. Copy of application is enclosed herewith as **Annexure: F**.
9. That the departmental authority dismissed the appeal of the appellant vide OB No. 86 dated: 13/01/2021 and thereby maintained the dismissal order of respondent No. 03. Copy of impugned order dated: 13/01/2021 is enclosed as **Annexure: G**.
10. That jurisdiction of this worthy service tribunal is being invoked in attending circumstances against the impugned dismissal order No. OB 2034 dated 30/09/2020 and OB No. 86 dated: 13/01/2021, inter alia on the following grounds amongst others;

### GROUNDS


- I. That the impugned dismissal order dated 30/09/2020 and orders dated 13/01/2021 is illegal, against services Law and rules, without jurisdiction, in violation of the precedents of Honourable apex courts of the country and is not justifiable for any reason whatsoever.
- II. That appellant was appointed against vacant post of Constable and served the department almost 25 years service and no complaint whatsoever was made against the appellant by any one and in this respect service record of the appellant is very much clear.
- III. That reasons mentioned in impugned dismissal order is baseless and dismissal order was issued without adopting any codal formalities and without any giving personal hearing to the appellant. Hence, the appellant was condemned unheard.

- IV.** That in this regard at a number of occasions, it has been held by Supreme Court that if the employee was going to be treated under major punishment then the mandatory show cause notice, final show cause notice, chance of personal hearing should always be awarded to the employee by the employer but in the present case the appellant was dismissed from service by violating all the canons of justice and service laws. Hence, the dismissal order is liable to be set aside.
- V.** That appellant being citizen of Pakistan deserves to be dealt in accordance with law and the treatment meted out to him is in violation of Article 4 of our Constitution.
- VI.** That the order dated 30/09/2020, is totally illegal and without lawful authority and the dismissal order of the appellant was passed on the so called FIR which was belatedly dismissed in the court of competent jurisdiction vide speaking judicial order of the learned competent court of law.
- VII.** That the dismissal order was finalized in two days only, no chance of personal hearing and show cause notice has been given to the appellant which is mandatory under the law, hence the appellant was condemned unheard.
- VIII.** That counsel for the appellant may kindly be allowed to raise additional grounds at the time of arguments.

**It is thus** most respectfully prayed that on acceptance of this appeal, this worthy Tribunal may graciously be pleased to set-aside impugned dismissal order No. OB 2034 dated 30/09/2020 and declare such order as illegal, void and devoid of merits. Consequently, appellant may please be reinstated in service with all back benefits. This appeal may please be allowed with costs. Any other relief deemed appropriate in circumstances of the case may also be allowed in favour of appellants as against respondents with costs.

**Dated: 07/04/2021**

**Your humble appellant**

  
**Muhammad Shakeel**  
Through counsel

  
**Muhammad Asghar Baloch**  
Advocate High Court

5

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

Service Appeal No. \_\_\_\_\_ of 2021

Muhammad Shakeel

**VERSUS**

Government of Khyber Pakhtunkhwa & Others

**SERVICE APPEAL  
CERTIFICATE & AFFIDAVIT**

**CERTIFICATE**

Certified that appellant have not filed an appeal regarding the subject controversy, earlier in this august Tribunal.

**Dated: 07/04/2021**

Appellant

**NOTE**

Appeal with enclosure along-with required sets thereof are being presented in separate file covers.

**Dated: 07/04/2021**

Appellant's counsel

**AFFIDAVIT:**

I, **Muhammad Shakeel**, appellant herein, do hereby solemnly affirm on oath:-

1. That the accompanying appeal has been drafted by counsel following our instructions;
2. That all para-wise contents of the appeal are true and correct to the best of my knowledge, belief and information;
3. That nothing has been deliberately concealed from this Honourable Court, nor anything contained therein, based on exaggeration or distortion of facts.

**Dated: 07/04/2021**



**Deponent**

6

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

Service Appeal No. \_\_\_\_\_ of 2021

Muhammad Shakeel

**VERSUS**

Government of Khyber Pakhtunkhwa & Others

**SERVICE APPEAL**

**APPLICATION FOR THE CONDONATION OF DELAY**

Respectfully Sheweth:-

1. That the Service appeal of the appellant is being filed in this Honourable Tribunal and instant application may please be considered as part of main service appeal.
2. That the appellant was unfortunately charged in a false case No. 1133 dated 29/09/2020 and the appellant was dismissed from service on 30/09/2020 and the same order was communicated to the appellant on 20/10/2020 which was assailed before the appellate authority i.e. RPO Dera Ismail Khan and the same was dismissed vide order dated: 13/01/2020 which was communicated on the application of appellant vide order dated: 30/03/2021, hence the instant appeal may please be considered as within time in the given circumstances.
3. That the Honourable Tribunal has got vast and ample power to entertain this service appeal.

**In view of the above it is humbly prayed that delay in filing of instant Service Appeal may kindly be condoned by delivering Judgment on merit in the large interest of justice.**

Dated: 07/04/2021

Your humble appellant

  
**Muhammad Shakeel**



**AFFIDAVIT**

I, **Muhammad Shakeel** the appellant, do hereby solemnly affirm on oath that all para-wise contents of the above application are true and correct to the best of my knowledge, belief and information, as communicated to me; that nothing has been deliberately concealed or kept secret from this august Tribunal.

  
**Deponent**

Annexure - A


**N.W.F.P POLICE IDENTITY CARD**

Name: Mohammed Shakeel.  
 Designation: Constable/541.  
 Issd: D.I:Khan.  
 Sign Issuing Authority: [Signature]

STAMP SEAL ISSUING AUTHORITY



Be Just That is Nearer to your Duty. Observe you duty to God. Lo. He (God) is well informed of what you do.



حکومت پاکستان  
 قومی شناختی کارڈ  
 12101-0924978-3  
 محمد شکیل خان  
 01/04/1972  
 علی ارشد خان  
 دستکار پشاور جنرل  
 دستکاران کارڈ

F. Name: Abulm Sadique Batoch.  
 N.I.C. No.: 12101-0924978-3.  
 Date of Appointment: 06.4.1995.  
 Identification Mark: Nil.  
 Height: 5'-11" Eyes: Black Bld. Grp: O+  
 Date of Issue: 12-3-2015 S.No. 7412

SARHAD ARMY STORE  
 D.I. KHATAI

VON8CW نامہ نمبر: 12101-0924978-3  
 محمد شکیل خان  
 محمد شکیل خان، کسٹبل و مسلح ڈیوٹی افسر  
 14892230160  
 تاریخ: 02/05/2022  
 02/05/2012  
 گورنمنٹ ہاؤسنگ بورڈ، پشاور

POLICE DEPARTMENT

DIKHAN RANGE

OFFICE OF THE DY. INSPECTOR GENERAL OF POLICE DIKHAN RANGE DIKHAN



Commendation Certificate Class-II


Awarded to

Constable Shakeel Ahmad No.541/DSB

With cash reward of Rs. 500/- for his Excellent Performance during checking of Tenants Houses.

OB NO...8741

Dated...9/12/2015

  
( Abdul Ghafoor Afridi )  
PSP/PPM  
Deputy Inspector General of Police  
DIKhan Range DIKhan

Annexure A-1

①

OFFICE OF THE REGIONAL POLICE OFFICER DERA ISMAIL KHAN REGION



Commendation Certificate

Class-II

Rs. 3000/-

Awarded to

Constable Shabeel, DSB

IN RECOGNITION OF

Excellent Performance in the discharge of  
official duties

(Yasir Faraz) PSP  
Regional Police Officer  
Dera-Ismail Khan Region

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

Dated \_\_\_\_\_

6

2



POLICE DEPARTMENT DISTRICT D.I.KHAN

OFFICE OF THE DISTRICT POLICE OFFICER



DERA ISMAIL KHAN

COMMENDATION CERTIFICATE CLASS - III

With cash reward of Rs. 500/-

Granted to Mr.

FC Shakil S41


District Dera Ismail Khan in recognition of Good Performance of Duties

FIR No. 141 Date 20/6/09 302-427 148-149 Pk Thana Sadat.

TATA

OB No. 1018

Dated 25-5-2015

  
DISTRICT POLICE OFFICER  
Dera Ismail Khan

101

POLICE DEPARTMENT DISTRICT D.I.KHAN

OFFICE OF THE DISTRICT POLICE OFFICER



DERA ISMAIL KHAN

COMMENDATION CERTIFICATE CLASS - III

With cash reward of Rs. 200/-

Granted to Mr.

FC Shakil Ahmad S41

District Dera Ismail Khan in recognition of Good Performance of Duties

Case FIR No 191 dt: 17-6-15 u/s 302/1824/1109/34 P.S. City

Arrest of Po

OB No. 496

Dated 16-03-2016

*Zah*  
DISTRICT POLICE OFFICER

Dera Ismail Khan

POLICE DEPARTMENT DISTRICT D.I.KHAN

OFFICE OF THE DISTRICT POLICE OFFICER



DERA ISMAIL KHAN

COMMENDATION CERTIFICATE CLASS - III

With cash reward of Rs. 500/-

Granted to Mr.

FC Mohammad Shakil S40

District Dera Ismail Khan in recognition of Good Performance of Duties

vide Case FIR No 392 dt. 17-04-2016 u/s 6 Gambling P.S Cantt:

OB No. 732

Dated 19-04-2016

*[Signature]*  
Distt. Police Officer  
DISTRICT POLICE OFFICER  
Dera Ismail Khan.

(12)

(5)

POLICE DEPARTMENT DISTRICT D.I.KHAN

OFFICE OF THE DISTRICT POLICE OFFICER



DERA ISMAIL KHAN

COMMENDATION CERTIFICATE CLASS - III

With cash reward of Rs. 500/-

Granted to Mr.

FC Shakil Ahmad S41

District Dera Ismail Khan in recognition of Good Performance of Duties

FIR No. 306 dated 27-8-2015 u/s 411/PC/Secy/DIK

OB No. 1666

Dated 04-9 2015

  
DISTRICT POLICE OFFICER  
Dera Ismail Khan

(6)

POLICE DEPARTMENT DISTRICT D.I.KHAN

OFFICE OF THE DISTRICT POLICE OFFICER



DERA ISMAIL KHAN

COMMENDATION CERTIFICATE CLASS - III

With cash reward of Rs. 1000/-

Granted to Mr. /

541 شکیل FC

District Dera Ismail Khan in recognition of Good Performance of Duties

2016 محمد الیوم

OB No. 1741

Dated 14-10-2016

2016  
DISTRICT POLICE OFFICER  
Dera Ismail Khan.

POLICE DEPARTMENT DISTRICT D.I.KHAN

OFFICE OF THE DISTRICT POLICE OFFICER



DERA ISMAIL KHAN

COMMENDATION CERTIFICATE CLASS - III

With cash reward of Rs. 500/-

Granted to Mr.

FC Mohammad Shakil 541

District Dera Ismail Khan in recognition of Good Performance of Duties

OB No. \_\_\_\_\_

Dated \_\_\_\_\_ 20\_\_\_\_

DISTRICT POLICE OFFICER  
Dera Ismail Khan.

15

8

POLICE DEPARTMENT DISTRICT D.I.KHAN

OFFICE OF THE DISTRICT POLICE OFFICER



DERA ISMAIL KHAN

COMMENDATION CERTIFICATE CLASS - III

With cash reward of Rs. 500/-

Granted to Mr.

FC Haji Shakeel S41

District Dera Ismail Khan in recognition of Good Performance of Duties

OB No. 359

Dated 24-2-2016

  
DISTRICT POLICE OFFICER  
Dera Ismail Khan

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POLICE DEPARTMENT DISTRICT D.I.KHAN

OFFICE OF THE DISTRICT POLICE OFFICER



DERA ISMAIL KHAN

COMMENDATION CERTIFICATE CLASS - III

With cash reward of Rs. = 500/-

Granted to Mr.

Mr. Shakil Ahmad Sidi

District Dera Ismail Khan in recognition of Good Performance of Duties

OB No. 947

Dated 19-5-2017

DISTRICT POLICE OFFICER  
Dera Ismail Khan.

10



POLICE DEPARTMENT DISTRICT D.I.KHAN

OFFICE OF THE DISTRICT POLICE OFFICER



DERA ISMAIL KHAN

COMMENDATION CERTIFICATE CLASS - III

With cash reward of Rs. 200/-

Granted to Mr.

Shahid 541

District Dera Ismail Khan in recognition of Good Performance of Duties

OB No. 1641

Dated 12-10-2017

DISTRICT POLICE OFFICER  
Dera Ismail Khan.

18

11

# DISTRICT DI KHAN POLICE



*Commendation Certificate III  
is awarded to*

*FC Mohammed Shakil No 541*

*In recognition of*

*Good Performance of duties*

O.B. No. 2295

Dated 31-12-2019

*District Police Officer  
DI Khan*

# DISTRICT DI KHAN POLICE



*Commendation Certificate III  
is awarded to*

*FC Shakil No. 541*

*In recognition of*

*Good Performance of duties*

*O.B. No. 131*

*Dated 15-1-2020*

*District Police Officer  
DI Khan*

# DISTRICT DI KHAN POLICE



*Commendation Certificate III  
is awarded to*

*FC Shakil Ahmad 541*

*In recognition of*

*Good Performance of duties*

*O.B. No. 363*

*Dated 4-2-2020*

*District Police Officer  
DI Khan*

517



# POLICE SCHOOL OF INTELLIGENCE ABBOTTABAD

*This is to Certify that*

Mr. FC Muhammad Shakeel No. 541 District DSB D.I Khan

has participated and successfully completed  
**BASIC INTELLIGENCE COURSE - 19**  
held at Police School of Intelligence Abbottabad  
from 18.07.2016 to 12.08.2016



Director  
Police School of Intelligence  
Abbottabad

(23)

No. 897

(Form No. 12-20)

District Dilhon

**CHARACTER AND SERVICE ROLL  
OF**

*Const. Muhammed Graceel No. 541*  
~~897~~

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(D)

**ENTER AND SERVICE ROLL OF**

(29)

BULLARY NO. ( ) in  
 District ( ) in  
 Division ( ) in

DISTRICT  
 DISTRICT  
 DISTRICT

Name	Father's Name	Tribe or caste	Village or Town	Post and Telegraph Office	Police Station	District	Province	Date of Birth	Height	Class of Appointment	Date of Enrolment	Age on Enrolment	Discipline Marks
Muhammad Shatael	Ghulam Sadiq	Blach	Muzgali	Muzgali	Cantt.	District	ALW.F.	1-4-1972	5' 10"	33-34	4-4-1965	11-4-65	23 7 4

29 - 2011  
 1-4-1972  
 5-10  
 33-34  
 4-4-1965  
 11-4-65  
 23 7 4  
 A.Sem on the front

Verification Roll No. \_\_\_\_\_ dated \_\_\_\_\_ received back and attached to the Fauji Misal.

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

Service or department	Rank or Grade	Pay of last Appointment	From	To	PERIOD		
					Years	Months	Days

Cause of and character on discharge from above service. *Attested*

Reference to orders approving above service for pension service in the Police Department.

*Signature*

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

Roller impression of fingers and thumb of left hand.

Left little	Left ring	Left middle	Left index	Left thumb



(2)

CHARACTER ROLL OF

6. APPOINTMENTS, PROMOTIONS, REDUCTIONS, DISCHARGES, ETC.

TER ROLL

1	2	3	4	5
Appointed, promoted, suspended, reduced, discharged, dismissed, resigned or died	To what grade and pay Appointed, promoted or reduced	Date	No. of District Order	Full Signature of Superior of Police
<p>Appointed as Const. on 12/20/03                      Year Prob. Period in P.P.S No. 5                      (1400-66-2390) with effect from                      4-4-1985 at Rs. 1400/- per                      OB No. 451                      6/4/85</p>	<p>As Const. at R 1466/-                      As Const. at R 1532/-                      As Const. at R 1598/-                      As Const. at R 1664/-                      As Const. @ Rs. 1730/-</p>	<p>12/20/03                      12/20/03                      12/20/03                      12/20/03                      12/20/03</p>	<p>OB No. 451                      6/4/85                      6/4/85                      6/4/85                      6/4/85</p>	<p><i>[Signature]</i>                      Name                      NAME, RESIDENCE                      Wife                      Sister                      Brother</p>

7. TRANSFERS BEYOND THE DISTRICT-

1	2	3	4
Date	From	To	Authority for transfer
	<p>Office of the                      2100-100-5100                      2800                      Accounts Office                      Pay Fixation Party N. W. P. Peshawar</p>	<p><i>[Signature]</i></p>	<p>Sister                      Under</p>



REC.

5. ROLL OF 6. NAMES OF RELATIVES IN GOVERNMENT SERVICE. (Continued.)

Full Signature of Superintendent of Police

1	2	3	4
Name	Relationship	Nature of employ	District
Liaq Hussain	H. Const.	Const.	Dikhan

NAME, RESIDENCE AND OTHER PARTICULARS OF HEIRS.

Handwritten notes on the left margin: "Liaq Hussain", "2", "Liaq Hussain".

Handwritten details for the first heir: "Pi as Const. at Rs 1296/pm", "Pi as Const. at Rs 1062/pm", "and pay fixed at Rs 2800/pm". Includes a date "1-12-2002" and a signature.

Father.

Service from 4/04 to 3/11/04. Includes handwritten "SVC" and "7993".

Service from 01/01 to 31/08. Includes handwritten "SP/Dikhan" and "2004".

Mother.

Brother.

Handwritten list of brothers: "Peer (3) (Muhammad Shafi, Muhammad Rafi, Muhammad Jamil)".

Sister.

Handwritten list of sisters: "four (Nadreen 2, Kabir MURSHID SP/Dikhan)".

Authority for transfer

Handwritten details for a second heir: "Pi as Const. at Rs 2900/pm", "1-12-2002".

Handwritten details for a third heir: "Pi as Const. at Rs 3000/pm", "1-12-03".

Note.—Under line in red ink their nominated (with not more than two alternatives) and fill in name and particulars necessary to

Handwritten details for a fourth heir: "Pi as Const. at Rs 3100/pm", "1-12-04".

10. EDUCATIONAL QUALIFICATIONS.

Educational qualification.

Knowledge of languages.

Un-educated or  
partly educated.

English.

Persian.

Matriculation.

Urdu.

First Arts.

Punjabi.

Degree.

Pushto.

2005

OFFICE OF THE ACCOUNTANT GENERAL  
N.W.F.P. PESHAWAR.  
PAY FIXED IN THE REVISED BASIC  
-PAY SCALES

OF RS. 115-115-5850  
AT RS. 3565 M.W.F. 1-07-2005  
With Next Increment on 1-12-2005

Note: Under line the qualifications possessed and particulars where necessary and give date of entry.

11. PROFESSIONAL ATTAINMENTS AND SPECIAL QUALIFICATIONS.

Professional attainments.

Special qualifications.

Passed ~~TRAFFIC~~ Upper Class.  
PAY FIXATION Party N.W.F.P. Peshawar

Clerical duties.

Intermediate Class.

Accountant's duties.

Lower Course.

Orderly Head Constable's duties.

pay fixed by departmentally

Finger Print Course.

Moharrir's duties.

on 1-7-2005 at Rs 3565/m

Drill Instructor's Course.

Detective duties.

1-7-2005 DPO/ps

Senior Const at Rs 3680/m

Traffic duties.

1-12-2005

DPO/ps

PO 08 Const in 0308-5 at Rs 3795/m

1-12-2006

DPO/ps

Prosecuting Inspectors  
Examinations.

Under line course passed and qualifications possessed.

Handwritten notes: "Write 1646/BISE/... 22-4-95", "office... 3776 of 26-4-95", "Matric Passed", "S.C.C. attached", "V.S.P./M.W.F."

Handwritten: "00115"

BOARD

Name  
Father's Name

SUE

1. Engl
2. Urdu
3. Ind
4. Pusht
5. Punjabi
6. Pers
7. Urdu
8. Ind

Handwritten signature/initials on the right margin.

26

897

001153



# BOARD OF INTERMEDIATE & SECONDARY EDUCATION BANNU.

## DETAILED MARKS CERTIFICATE Secondary School Certificate Examination (GENERAL GROUP)

Session 19 91 (Annual/Supplementary)

Name Muhammad Shakeel  
Father's Name Ghulam Sadiz Khan Roll No. 72923

SUBJECT	Total Number of Marks Allotted	MARKS OBTAINED	
		In figures	In words
1. English	160	50 ✓	checked & found correct Three Hundred ✓ Ninty-Six
2. Urdu	160	68 ✓	
3. Islamiyat Comp.	75	50 ✓	
4. Pakistan Studies	75	37 ✓	
5. Gen. Mathematics	100	46 ✓	
6. General Science	100	49 ✓	
7. Art	100	50 ✓	
8. I/stud	100	46 ✓	
Total	850	396/D	

This certificate is issued errors and omissions excepted.

Prepared by [Signature]  
 Checked by [Signature]  
 M. Date 07-07-91 19  
[Signature]  
 B.D.O. (B)  
 Government University,  
 Dera Ismail Khan

Controller of Examinations  
Board of Intermediate & Secondary Education  
BANNU.

Roll no 164/BSE/Bannu  
# 22.4.95 of this office  
Daily no 3776 dt 20.4.95

14

*Handwritten notes:*  
J.P. Singh  
M. Singh  
05/9/77

*Handwritten text:*  
CIP Fund advance  
CIP Fund advance Rs. 25000/-  
vide this office no. 213 dt 23-02-17.

*Handwritten signature:*  
D. D. D. D.

Co. 49.

DEPARTMENT

hereby certify

of the

and can

not consider

age is accord

about

5/9

Comm  
Int  
Dist

Int  
Dist

(27)

Office of Police  
By: [Signature]  
Date: 10-3-95

ORDER.

The deficiency in Chest by 1"r1" in respect of Mr. Mohammad Shakeel son of Mr. Ghulam Sadeeq resident of Muryali, District Dera Ismail Khan for enlistment as Constable in the Police Department is hereby condoned.

SIKANDAR MOHAMMADZAI  
DIG HQRS:  
FOR INSPECTOR GENERAL OF POLICE,  
N.W.F.P., PESHAWAR.

No. 6097-99 /E-II, dated Peshawar, the 15-3-1995.

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

1. Dy:Inspector General of Police, D.I.Khan Range, D.I.Khan.
2. Superintendent of Police, D.I.Khan.
3. Mr. Mohammad Shakeel s/o Mr. Ghulam Sadeeq resident of Muryali, District Dera Ismail Khan.

( MUHAMMAD BAKHSH BALUCH )  
REGISTRAR,  
FOR INSPECTOR GENERAL OF POLICE,  
N.W.F.P., PESHAWAR.

[Signature]

OHE  
[Signature]

Not a/c  
ed B  
NO Hec  
v Haem  
v van  
v Hjad  
van a  
Kren  
add Ali Choh  
Police Hospital  
Khan  
-m o/c

Superintendent of Police  
Dera Ismail Khan

[Signature]

PROGRESS SHEET OF WEAPON TRAINING COURSE AT POLICE TRAINING SCHOOL, HANGU.

Consty. No. 897 Rank F.C Name محمد عبدالرحمن District D-1-K III CLASS PASS  
 From 31-12-95 To 20-3-96

1. <del>Bren Gun</del> Instruction .. 50	29	9. Revolver Instruction .. 24	14
2. <del>Bren Gun</del> Firing Long Range .. 195	120	10. <del>Revolver</del> Short Rang Firing .. 30	-
3. Rifle Arms Instruction .. 25	15	11. Grenade Instruction .. 25	15
4. Rifle Aiming .. 25	14	12. Grenade Fire .. 30	19
5. Rifle Firing .. 25	15	13. Bayonet .. 30	19
6. <del>Sten Gun</del> .. 30	19	14. Fire Control Order .. 30	19
7. Rifle Long Range .. 100	-		
8. <del>Sten Gun</del> Firing Short Range .. 100	-		
			298

60.94 %

1. Capable to train a G. P. independently .. قابل جدا جدا ہے
2. Capable to train a G. P. under supervision: بہت زیادہ قابل ہے
3. Capable to train a Sqd. independently: بہت زیادہ قابل ہے
4. Capable to train a Sqd. under supervision: بہت زیادہ قابل ہے
5. Unlikely to become an Instructor .. نہیں

1. Knowledge .. بہت زیادہ
2. Instr. ability .. بہت زیادہ
3. Handling .. بہت زیادہ
4. Control .. بہت زیادہ
5. Turn out .. بہت زیادہ

General Remarks :-

بہت زیادہ قابل ہے  
بہت زیادہ قابل ہے  
بہت زیادہ قابل ہے

Commandant  
 Police Training School  
 Principal  
 Police Training School

ریکروٹمنٹ  
سکول ہسٹری ٹیٹ  
آخری درجہ بندی و معیار

897	کنٹیڈی ٹر	محمد سعید	2 LR	صن
سالہ ملازمت	DIK	تاریخ بھرتی	26th	تعلیم
26-12-95	سکول ہی ضلع		25-4-95	تاریخ آمد
	تاریخ روانگی		1-4-72	عمر
	1-4-72		5-9-1/2	قد
	32 1/2		32 1/2 x 34 1/2	چھاتی
	34 1/2		123-235	وزن
	125/435			

قانون کا امتحان

نمبر شمار	مضمون	کل نمبرات	پہلی سرکاری	دوسری سرکاری	مجموعی
1	تعمیرات پاکستان	100	50		
2	ضابطہ فوجداری	100	50		
3	لوکل اینڈ پبلسٹک لاء و قانون شہادت	100	60		
4	پولیس رولز	100	67		
5	عملی کارروائی (تصدیق)	100	43		
6	عملی کارروائی (پریکٹیکل)	45	55		
7	اسلامیات	100	58		
8	دائریس	50	36		
9	جنرل ناچ (تعمیری)	100			
	میزان	825	495		60%

ڈریل

1	سوارڈ ڈریل	40	45		
2	مسکوری	80	51		
3	سیکشن فارمیشن	35	20		
4	مجموعی خلاصہ قانون	20	18		
5	پیشہ	10	8		
6	فرلفک	20	13		
7	پہلی نما	20	13		
8	یوسمی	20	14		
9	لاٹھی بین	15	10		
	میزان	300	192		60%

جنرل مضامین (زبانی)

1	علم	10	495		
2	اسلوب بیان	10	3		
3	کاپیاں	20	ڈریل		
4	مشاہدہ	10	192		
5	جنرل ناچ	50	ڈریل		
			687		
	1. جغرافیہ	10			
	2. تاریخ	10			
	3. مذہب	10			
	4. ناک	10			
	5. دنیا	10			
	میزان	100			
	کل میزان	1225			

Declared pass  
recruit course

*(Signature)*

چیف لاء انسٹرکٹر  
پی۔ بی۔ ایس۔ ہنگو

# ہسپتال ٹیٹ دوبارہ بیماری

OF

تاریخ داخلہ تاریخ رجسٹریشن کل ایام کیفیت

8-19-85 کو 8 گھنٹہ راجسٹریشن  
 8-24-85 کو 4 گھنٹہ راجسٹریشن  
 8-29-85 کو 8 گھنٹہ راجسٹریشن

als and Descriptions—  
 2—Enter designation of award  
 Pakistan Police Medal. C

## انعامات

تفصیل انعام درجہ انعام آرڈر نمبر مع تاریخ

\* Mcd

## سزائیں

تفصیل سزا درجہ سزا آرڈر نمبر مع تاریخ

Mcd

## سپورٹس

Mcd

## رخصت

از تا کل ایام درجہ کیفیت

Mcd

کمپنی کمانڈر کی رپورٹ دوبارہ کردار بدوران ٹریننگ

بدوران ٹریننگ کے سلسلے میں کامیاب رہے۔ اس لیے کردار کا سارک ہے۔

اس لیے جو سب سے اچھے نام جو سب سے اچھے ہے۔

پرنسپل کی رپورٹ

Countersigned

پرنسپل  
 پولیس ٹریننگ کولہنگو

Commandant  
 Police Training College  
 Hangu



Identity Card issue  
B No 855 dt 11/11/96

MISCELLANEOUS PARTICULARS

12. Miscellaneous Particulars.

War Medals and Decorations.—

(NOTE—Enter designation of award and date only—Gazette Notification in case of Quaid-i-Azam Police Medal and the Pakistan Police Medal. Other special decoration to be entered full under commendatory entries.)

Recruit Course

He has passed the recruit course held at Fero Hanjra during the term ending on 30/12/95 vide letter memo no 3033-40/Hanjra dt 12.6.96 of this office Daisy no 5144 dt 8.7.96

OP No 982  
27/7/96

Name brought on Promotion List A-E  
w.e.f 08/2/2001 vide Comdt PFC no 2275 dt 2/4/2001.

OP No 436  
08/4/2001

13. Miscellaneous particulars including awards other than those accompanied by commendation certificates, admission to  
removal from promotion lists.

He had not appeared in the final examination of the Tank wando Course this office OPs are made against their names are treated as Cancelled vide letter memo no 36748/Hanjra dt 25.7.96 of this office Daisy no 6114 dt 5.2.96

OP No 1142  
27/8/96

Weapon Course

He has passed the weapon Course held at Fero Hanjra during the term ending on 20.3.96 vide letter no 4073-93/S.R.E dt 8/7/96 of this office Daisy no 6250 dt 29.8.96

OP No 1388  
27/8/96

CHARACTER ROLL OF

Contd.

Serial No.

14. COMMENDATORY ENTRIES

Granted award classed by Abdul Hamid Khan officer  
for his excellent service during the visit of  
Inspector in D.K. in Distt

1752  
2/10/96 (Case - only) 13/10/96

6  
Service record of [Name] has been  
verified from the Pay Bill & ACP  
Roll kept in this office record.

Transfer order from Distt. Police  
D.K. to Distt. Branch N.W.P. which  
has been cancelled, vide C/O  
order 21078-81/E-11, dt. 12.9.07.

11400/07  
5120/08

*[Signature]*  
Officer in Charge, District Police  
Sheikhan, D.K.

E.P. Madani

Granted 9/10th ann. award to Rs 4000  
C.P. only and will be placed in  
equal scale @ Rs. 1500 p.m.

*[Signature]*  
Officer  
Distt. Police  
Sheikhan

14. COMMENDATORY ENTRIES—contd.

Handwritten notes on the left margin, including "The roll of pay fixed by departmentally" and "500".

pay fixed by departmentally

on 1-7-2007 at Rs. 4400/mon

1-7-07

Handwritten signature and initials.

as per Govt. order No. 4335/mon

1-12-2007

Handwritten signature and initials.

pay fixed by departmentally

on 1-7-2007 at Rs. 5420/mon

1-7-07

Handwritten signature and initials.

5580/-

as per Govt. order No. 5680/mon

1-12-2008

Handwritten signature and initials.

Vertical handwritten notes on the left margin, including "which", "the", "is", "7", "1", "2", "3", "4", "5", "6", "7", "8", "9", "10", "11", "12", "13", "14", "15", "16", "17", "18", "19", "20", "21", "22", "23", "24", "25", "26", "27", "28", "29", "30", "31", "32", "33", "34", "35", "36", "37", "38", "39", "40", "41", "42", "43", "44", "45", "46", "47", "48", "49", "50", "51", "52", "53", "54", "55", "56", "57", "58", "59", "60", "61", "62", "63", "64", "65", "66", "67", "68", "69", "70", "71", "72", "73", "74", "75", "76", "77", "78", "79", "80", "81", "82", "83", "84", "85", "86", "87", "88", "89", "90", "91", "92", "93", "94", "95", "96", "97", "98", "99", "100".

Official stamp of the Accountant General, Khyber Pakhtun Khwa Pushawal, dated 01-07-2007. The stamp includes fields for 'Pay Fixed in the Revised Basic Pay Scales' with handwritten amounts: 4400, 5420, and 9560. It also contains a signature and a date stamp.

Handwritten note: "Less PR = 5000"

Handwritten notes and stamps: "A/c", "Add and", "25/2", "13/1/14", "13/1/14".

Large handwritten signature at the bottom center.

14. COMMENDATORY ENTRIES.—concl.

Serial

C.C. III granted by Mr Sadiq Hussain  
DPO/DIK for good performance of duty  
Muharram-ul-Harram 1414

OB No = 2275 (with cash Reward of Rs. 200/-)  
27-11-14

DPO/DIK  
DPO/DIK

Granted a c.c class II by Mr Sadiq  
Hussain DPO/DIK for good performance  
of duty. (with cash Reward of Rs. 300/-)

OB No = 565  
25-3-15

DPO/DIK  
DPO/DIK

Granted a c.c class III by Mr  
Sadiq Hussain DPO/DIK for good  
performance of duty in case PIR No. 134  
dated 19-3-1998 w/s 302-146 PPC PS General  
University. (with cash Reward of Rs. 500/-)  
149-107-120

OB No = 729  
20-4-15

DPO/DIK  
DPO/DIK

15-CENSURES AND PUNISHMENTS.

28ain

ty

oot

icer  
Kinn  
51K

Charge: three young trainees at this college have remained absent from training program. vide letter to Message no 25-35 dt 19/3/96

Punishment: fine of Rs 100/-  
OP No 399  
24/3/96  
Quar  
S. P. Khan

diag

ee

oot

icer  
Kinn

Charge: for absented himself from duty from 9/96 without any leave or permission

Punishment: one day confinement to  
OP No 879  
24/6/96  
quarter Guard. Quar  
S. P. Khan

28

no-134

Formal

of

51K

Charge: for absented himself from duty from 28/96 without any leave or permission

Punishment: one hour 15 minutes confinement to quarter Guard.  
OP No 1428  
4/9/96  
S. P. Khan

15-CENSURES AND PUNISHMENTS. -contd.

Serial No.

Granted a-c-c class III by Mr Sadiq Hussain Dpobik for good performance of duty in case FIR No-1027 dated 26-12-014 u/s 395 PPC PS Cannat Dik (With cash Reward Rs=500/-)

OBNo-1078  
25-5-015

Dpobik

C91  
Yasi  
g d  
OBNo

Granted a-c-c class II by Mr Sadiq Hussain Dpobik for good performance of duty in case 306 dated 27-8-015 u/s 411 PS citydik (With cash Reward Rs=500/-)

OBNo = 1666  
04/9/015

Dpobik  
District Officer  
Dera Ismail Khan

Af  
d  
OB1

Granted a-c-c class II by Mr Abdul Majid Afridi Dpobik for good performance of duty (With cash Reward Rs=500/-)

OBNo-2233  
10/12/015

Dpobik  
District Officer  
Dera Ismail Khan

4  
1  
OB1

15-CENSURES AND PUNISHMENTS-contd.

By Mr  
good  
FIR  
395 PRC

Granted a. c. c. class III by Mr  
Yasir Afzidi DPO/POK for good performance  
of duty. (With Cash Reward Rs=500/-)

OB No = 359  
24-2-016

Distt: Police Officer  
Dera Ismail Khan  
*[Signature]*

3=500/-  
DPO/POK

By Mr  
good  
of dated

Granted a. c. c. class III by Mr Yasir  
Afzidi DPO/POK for good performance of  
duty. With Cash Reward Rs=500/-

OB No = 496  
16/3/016

Distt: Police Officer  
Dera Ismail Khan  
*[Signature]*

*[Signature]*  
Officer  
Dera Ismail Khan

Wazir

Granted a. c. c. III by Mr Yasir Afzidi  
DPO/POK for good performance of duty  
Muharram-ul-Hajram 2016.  
(Cash Reward Rs=1000/-)

OB No = 1741  
14-10-016

Distt: Police Officer  
Dera Ismail Khan  
*[Signature]*

Wazir  
DPO/POK  
Dera Ismail Khan

CHARACTER ROLL OF

15-CENSURES AND PUNISHMENTS.-concl.

Serial No.

1/12 \_\_\_\_\_ 57410/-  
2009

1/12 \_\_\_\_\_ 5900/-  
2010

1/7 \_\_\_\_\_ 9560/-  
2011

1/12 \_\_\_\_\_ 9820/-  
2011

1/12 \_\_\_\_\_ 10080/-  
2012

1/12 \_\_\_\_\_ 10340/-  
2013

1/12 \_\_\_\_\_ 10600/-  
014

1/7 \_\_\_\_\_ 13785/-  
015

1/12 \_\_\_\_\_ 14125/-  
015

1/7 \_\_\_\_\_ 17410/-  
016

1/12 \_\_\_\_\_ 17830/-  
016

15

13785/5

17410/5-16

S.V

*[Handwritten signature]*

Office of the Accountant General  
Bihar, Patna, Bihar  
Pay Fixed in the Revised Basic Pay Scales  
Rs. 6985-340 = 12185/5  
R.O.P.S. Rs. 13785/- 01-07-2015  
Rs. 8590-420 = 20110/5  
Pay Fixed @ Rs. 17410/- 01-07-2016  
Date of Next increment : 01-12-2015

Accountant General  
Bihar, Patna

All

DATE

From

25/2007  
Jan 4



34

16.—LEAVE, ABSENCE AND BREAKS IN SERVICE.

All periods not counting as "approved service" to be entered in red ink.

1		2			3	4
DATE		EXTENT			No. of District Order	Description of leave i. e. privilege, hospital, sick leave, or furlough, or of absence, or forfeiture of approved service.  All entries to be initialed, by Superintendent of Police.
From	To	Years	Months	Days		
<i>25/2001</i>	<i>25/02</i>			<i>120</i>	<i>1334</i> <i>25/2/01</i>	<i>EX Pakistan leave on full pay</i>
<i>Jan 4</i>	<i>8/10</i>			<i>120</i>	<i>956</i> <i>4-8-10</i>	<i>leave on full pay</i> <i>RSP/</i> <i>DP</i>

112

Annexure - B

35

SCN No.256

S.O. 5057/EC  
Dated 29/09/2020

**OFFICE OF THE DISTRICT POLICE OFFICER DIKHAN**

**SHOW CAUSE NOTICE**

**(Under Rule 5(3) KPK Police Rules, 1975)**

1. That You **Constable Muhammad Shakeel No.541** have rendered yourself liable to be proceeded under Rule 5 (2) of the Khyber Pakhtunkhwa, Police Rules 1975 (Amendment 2014) for following misconduct;

*While you posted at DSB DIKhan, facts finding enquiry and CDR revealed that you leaked sensitive mocked information to the accused involved in Anti State activity and both the raids were fruitless because of your giving information to Qari Ejaz from your mobile No.0342-9061323 and intends you lead the raided team to wrong direction. This act shows your gross misconduct and lack of interest in official duty on your part, which is punishable under Khyber Pakhtunkhwa Police Rules- 1975 amended-2014.*

2. That by reason of above, as sufficient material is placed before the undersigned, therefore it is decided to proceed against you in general Police proceeding without aid of enquiry officer:
3. That the misconduct on your part is prejudicial to good order of discipline in the Police force.
4. That your retention in the Police force will amount to encourage in efficient and unbecoming of good Police officers.
5. That by taking cognizance of the matter under enquiry, the undersigned as competent authority under the said rules, proposes stern action against you by awarding one or more of the kind punishments as provided in the rules.
6. You are, therefore, called upon to show cause as to why you should not be dealt strictly in accordance with the Khyber Pakhtunkhwa Police Rules, 1975 (Amendment 2014) for the misconduct referred to above.
7. You should submit reply to this show cause notice within 07 days of the receipt of the notice failing which an ex-parte action shall be taken against you.
8. You are further directed to inform the undersigned that you wish to be heard in person or Not.
9. Grounds of action are also enclosed with this notice.

**District Police Officer,  
Dera Ismail Khan**

**OFFICE OF THE DISTRICT POLICE OFFICER DIKHAN**

**GROUNDS OF ACTION**

That You **Constable Muhammad Shakeel No.541** committed following misconducts:-

*While you posted at DSB DIKhan, facts finding enquiry and CDR revealed that you leaked sensitive mocked information to the accused involved in Anti State activity and both the raids were fruitless because of your giving information to Qari Ejaz from your mobile No.0342-9061323 and intends you lead the raided team to wrong direction. This act shows your gross misconduct and lack of interest in official duty on your part, which is punishable under Khyber Pakhtunkhwa Police Rules- 1975 amended-2014.*

By reasons of above you have rendered yourself liable to be proceeded under Rule 5 (2) of the Khyber Pakhtunkhwa Police Rules 1975 (Amendment 2014), hence these ground of action.

  
**DISTRICT POLICE OFFICER,  
DIKHAN**

25/17



درجہ اولیٰ

صفحہ نمبر 42 - 1

اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں  
 اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں  
 اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں  
 اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں  
 اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں  
 اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں  
 اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں  
 اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں اور اپنے فرائض میں رہیں اور کوئی کام نہ کریں

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درجہ اولیٰ

فصل ۱۱

29  
 MM-Contd  
 29-09-2020



نظام الامداد کر کے گرفتار کیا ہے۔ کاسٹل خذ کو نے بدستی سے کارسنگار میں درانداز  
 کر کے دنگر مانی کو گرفتاری سے بچایا ہے۔ در زمان سے مل کر حکم پورس کی بدنامی کی ہے۔ اور اسے  
 برصی میں بدستی اور کوتاہی کی ہے۔ ایسے کاسٹل کا حکم پورس میں رہا آئندہ کہنے کے خطرے سے  
 خالی نہیں ہے۔ کاسٹل خذ کو کا یہ فعل سرسریہ میں اور حکم پورس کی سبب کو  
 دراز کر کے کیا ہے۔ اس کے بعد اس کو کھانے کے متراہ ہے۔ درخوردہ نے اپنی  
 کھانے میں امانت میں کیا ہے جس کا یہ فعل جو کس کر لے وہ ہے۔ اور اس کا  
 رعو نامی کر کے لہو میں دہائی حکم اس میں اس کو کھانے کا ہے۔ اس کے بعد اس کا  
 عمل میں لیا ہے۔ اس کا عمل اس کا ہے۔

13110-Cont  
 29-09-020

دستخط  
 عہدہ  
 اطلاع کے لیے اطلاع دہندہ کا دستخط ہوگا۔ اس کی مہر نشان لگایا جائیگا۔ اور اس پر تحریر کنندہ ابتدائی اطلاع کے لیے  
 سرخ روشنائی سے بالقابل نام پر ایک لزم یا شہر علی الترتیب واسطے باشندگان علاقہ میں  
 نوٹ





تاریخ

2  
تم روز عدم اذیت  
Pos

الحکم فرمان باد مکتوب یہ کہ قید شدہ ایک ایئر فورس ٹیکنیشن علی محمد علی کی۔ صلح کو اختیار کیا۔ صلح کا  
تعمیر و بحال فرمایا۔ صلح کو قید کو رہا کر کے CDR مقرر کر کے مقرر کیا گیا۔ صلح کو قید کو رہا کر کے  
مقرر کیا گیا۔ صلح کو قید کو رہا کر کے مقرر کیا گیا۔ صلح کو قید کو رہا کر کے مقرر کیا گیا۔  
صلح کو قید کو رہا کر کے مقرر کیا گیا۔ صلح کو قید کو رہا کر کے مقرر کیا گیا۔ صلح کو قید کو رہا کر کے مقرر کیا گیا۔

Set of Court

101-01-01

ATTESTED  
Examiner  
22-3-21

Put in Court for use

District Public Prosecutor  
Dera Ismail Khan

**IN THE COURT OF ZAFARULAH**  
ADDITIONAL SESSIONS JUDGE-I, DERA ISMAIL KHAN



Sessions No.30/II of 2021

The State vs. Muhammad Shakeel

Or.....05  
18.03.2021

Senior Public Prosecutor Muhammad Shakeel Ahmad for the state present. Accused on bail present.

Accused namely Muhammad Shakeel son of Ghulam Sadique caste Baloch resident of Muryali presently Garhi Sadozai, DIKhan, charged in case FIR No.1133, dated 29.09.2020 under Section 118 Police Act registered at Police Station Cantt, Dera Ismail Khan, whereby the complainant charged him for misconduct while performing his official duties and in collusion with the accused to make good his escape before the raid.

After, completion of investigation, complete challan against the accused was submitted and case was sent to this Court for trial. Today the case file perused from which it is clear that the prosecution has submitted application U/Section 4-C(ii) of KPK Prosecution Act, 2005 for discharge of the accused on following grounds:

- i) That as per Khyber Pakhtunkhwa Police Act 2017, criminal proceedings u/s. 118 KP Police Act, shall be initiated after approval is accorded in writing

Handwritten notes in Urdu: "جسٹس زفر اہل خانہ سیشن جج ڈی اے اے ایف آر نمبر 1133-2020 کے تحت 29-09-2020 کو رجسٹرڈ کی گئی ہے۔" (The case was registered on 29-09-2020 under FIR No. 1133-2020.)

Handwritten notes and stamps: "18/03/2021" and a circular stamp with text including "Dera Ismail Khan".

ATTESTED  
Examiner  
22-3-21

by the head of District Police, head of Unit, Regional Police Officer or Provincial Police Officer as the case by"; however, in the instant case which cannot be fulfilled at this stage.

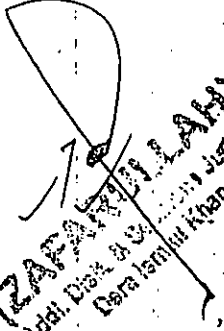
ii) That the case for which it is presumed that information is given to accused has been registered u/s 188 PPC which shows the malafide on the part of police.

iii) That the accused police constable's statement is worth perusal who says that no doubt I had contacted with the accused on his cell phone only to convey the message of his high ups and he contacted with him only on the direction of his high ups for which he was in position to ignore that direction / order and further for section 188 PPC to give information to any person is seems to be a joke.

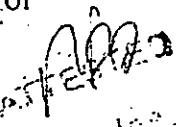
iv) That no offence is made out and malafide is very much clear on the part of police.

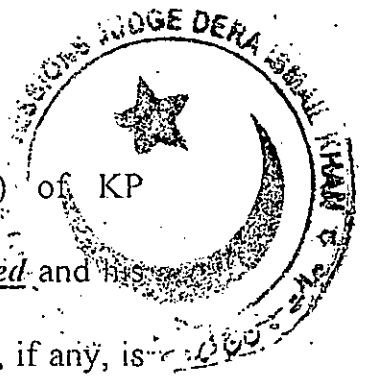
v) That there is no chance of conviction in the instant case.

In the light of available record and application of Prosecution u/s 4-C(ii) of KP Prosecution Act, this Court is concurred with the opinion of the District Public Prosecutor for

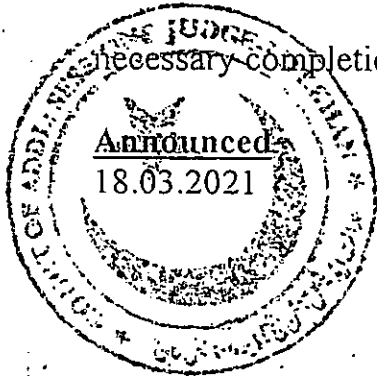
  
(ZAFAR ILLAH)  
Addl. Dist. & Sessions Judge  
Dera Ismail Khan

18/07/2021

  
Examined  
22-3-21



discharge of the accused under section 4-C(ii) of KP Prosecution Act. Therefore, accused stands discharged and his sureties are relived from their liability. Case property, if any, is confiscated in favor of State after expiry of period for appeal/revision. File be consigned to Record Room after its necessary completion and compilation.



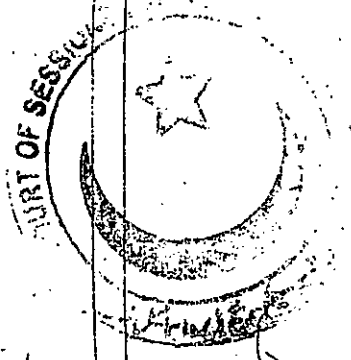
*[Handwritten Signature]*

(ZAFARULLAH)  
Additional Sessions Judge-I  
Dera Ismail Khan

18/3/2021

*[Handwritten Signature]*  
ATTESTED  
Examinee  
22-3-21

General No. 4282  
Application received on 22-3-21  
Date of Copying ---  
Date of Delivery 22-3-21  
No of Words 1200  
Copying Charges 6  
Urgent Charges 2  
Total Charges 8  
Name of Copiest JL/AF  
Copy Delivery Date 22-3-21  
Signature of Examiner [Signature]  
22-3-21



Dir. of P  
13/11

تفہیم لکھی

مقام سوات

مقام

201-212-221

222-225A

29/2

20/11/33

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ATTESTED  
Examiner  
22/3/22

چھ ماہ سے پہلے کے درجہ اولیٰ کے امتحان کے نتیجے میں  
 درجہ اولیٰ کے امتحان میں درجہ اولیٰ کے امتحان میں  
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State Court  
 01-10-20

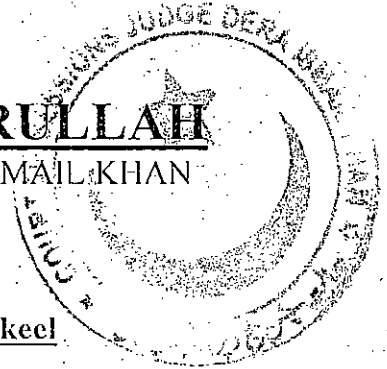
ATTORNEY  
 Examiner  
 22-11-20

Forwarded for discharge  
 U/s 4-c(2) of Public Prosecution  
 Act 2005  
 Distt. Public Pros  
 D. Khan

**IN THE COURT OF ZAFARULLAH**  
ADDITIONAL SESSIONS JUDGE-I, DERA ISMAIL KHAN

Sessions No.13/II of 2021

The State vs. Muhammad Shakeel



Or.....05  
18.03.2021

Senior Public Prosecutor Muhammad Shakeel Ahmad for the state present. Accused on bail present.

Accused namely Muhammad Shakeel son of Ghulam Sadique caste Baloch resident of Muryali presently Garhi Sadozai, DIKhan, charged in case FIR No:1133, dated 29.09.2020, under Sections 186/201/217/221/222/225A PPC read with 118 Police Act registered at Police Station Cantt, Dera Ismail Khan, whereby the complainant charged him for misconduct while performing his official duties and informed the accused to escape from the house before the raid of PS Cantt officials.

After completion of investigation, complete challan against the accused was submitted and case was sent to this Court for trial. Today the case file perused from which it is clear that the prosecution has submitted application U/Section 4-C(ii) of KPK. Prosecutor Act, 2005 for discharge of the accused on following grounds:

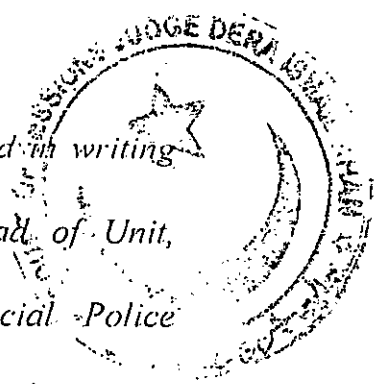
- i) That as per Khyber Pakhtunkhwa Police Act 2017, criminal proceedings u/s 118 KP Police Act, shall

Handwritten notes on the right margin: "18/03/2021", "ASJ-I", "Callous for discharge", "25-1-21", "13/5", "JDA".

Handwritten signature and date: "18/03/2021".

ATTESTED  
Examiner  
22/3/21





be initiated after approval is accorded in writing by the head of District Police, head of Unit, Regional Police Officer or Provincial Police Officer as the case by"; however, in the instant case which cannot be fulfilled at this stage.

- ii) That the case for which it is presumed that information is given to accused has been registered u/s 188 PPC which shows the malafide on the part of police.
- iii) That the accused police constable's statement is worth perusal who says that no doubt I had contacted with the accused on his cell phone only to convey the message of his high ups and he contacted with him only on the direction of his high ups for which he was in position to ignore that direction / order and further for section 188 PPC to give information to any person is seems to be a joke.
- iv) That no offence is made out and malafide is very much clear on the part of police.
- v) That there is no chance of conviction in the instant case.

Handwritten signature and date: 18/03/2021

In the light of available record and application of Prosecution u/s 4-C(ii) of K.P Prosecution Act, this Court is


ATTESTED  
Examiner  
22-3-21

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Page 3 of 3

concurrent with the opinion of the District Public Prosecutor for discharge of the accused under section 4-C(ii) of KP Prosecution Act. Therefore, accused stands discharged and his sureties are relieved from their liability. Case property, if any, is confiscated in favor of State after expiry of period for appeal/revision. File be consigned to Record Room after its necessary completion and compilation.

Announced  
18.03.2021

  
(ZAFARULLAH)  
Additional Sessions Judge-I  
Dera Ismail Khan

18/3/2021

  
ATTESTED

Examiner

22/3-21

45



OFFICE OF THE  
DISTRICT POLICE OFFICER,  
DERA ISMAIL KHAN

Tel: (0966) 9280062  
Fax (0966) 9280293

No. 6067/EC,

Dated. 30/09/2020

**ORDER**

This order is aimed to dispose-off the Show Cause Notice against **Constable Muhammad Shakeel No.541** under the Khyber Pakhtunkhwa, Police Rules, 1975 (amendment 2014).

While he posted at DSB DIKhan, facts finding enquiry and CDR revealed that he leaked sensitive information to the accused involved in anti-state activity and both the raids were fruitless because of giving information to Qari Ejaz (accused) from his mobile No.0342-9061323 and intentionally led the raid team to wrong direction. This act shows his gross misconduct and lack of interest in official duty on his part, which is punishable under Khyber Pakhtunkhwa Police Rules 1975 (amendment 2014).

He was served with Show Cause Notice. Reply of the Show Cause Notice was received which was found unsatisfactory.

He was summoned in Orderly Room on 29.09.2020 to provide lawful opportunity of hearing. The official was heard in person in Orderly Room and given him opportunity of defence.

From the perusal of relevant record, the undersigned came to the conclusion that the charges levelled against the accused official have been established beyond any shadow of doubt.

Therefore, in exercise of powers conferred upon me under the ibid rules I, **Capt. @ Wahid Mehmood**, District Police Officer, DI Khan, awarded him a Major Punishment of "**Dismissal from service**", with immediate effect.

OB No. 2034  
Dated. 30-19/2020.

**Capt. @ WAHID MEHMOOD, PSP**  
District Police Officer,  
Dera Ismail Khan

101

Application submitted on 9.10.2020

Copying fee deposited on \_\_\_\_\_

Judgment fee for copying on \_\_\_\_\_

No of words copied \_\_\_\_\_

FC Muhammad Shakeel

Search No. 541

Time of copying \_\_\_\_\_

Copy delivered on 9.10.2020

Copy delivered at 12.10.2020

Cause of \_\_\_\_\_

بخدمت جناب والا شان ریجنل پولیس آفیسر صاحب ڈیرہ اسماعیل خان۔ ریج ڈیرہ اسماعیل خان

عنوان:- اپیل برخلاف حکم و فیصلہ مورخہ 30.09.2020 صدرہ جناب، ڈی پی او صاحب، ڈیرہ اسماعیل خان

جناب عالی! اپیلیٹ (Appelent) حسب ذیل عرض رساں ہے۔

1- یہ کہ من اپیلیٹ محکمہ پولیس میں 1995ء میں بطور کانسٹیبل بھرتی ہوا جو کہ اسطور من اپیلیٹ کی کل سروس تقریباً 25/26 سال بنتی ہے۔ جبکہ اب من اپیلیٹ عرصہ تقریباً 7/8 سال سے DSB برانچ میں ڈیوٹی دیتا چلا آیا۔

2- یہ کہ من اپیلیٹ پر الزام لگایا گیا ہے کہ "من اپیلیٹ نے قاری محمد اعجاز فاروقی جو کہ UI پارٹی کا ایک سیاسی اور مذہبی لیڈر ہے جس پر تھانہ ٹی، ڈیرہ اسماعیل خان میں مقدمہ نمبر 494 مورخہ 27.09.2020 زیر دفعہ 188 PPC درج ورجسٹر ہوا" کو

من اپیلیٹ Sencetive Information دائرل کی اور Raid Party کو جان بوجھ کر Misdirect کیا جس کی وجہ سے Raid Party ناکام ہوئی۔ جو کہ من اپیلیٹ پر متذکرہ بالا الزام سراسر غلط، بے بنیاد اور بے دلیل ہے۔ بدین وجہ حکم مورخہ 30.09.2020 صدرہ جناب ڈسٹرکٹ پولیس آفیسر صاحب، ڈیرہ اسماعیل خان بوجہات ذیل لائق بحالی نہ ہے بلکہ لائق منسوخی ہے۔

(i) یہ کہ حکم مورخہ 30.09.2020 بابت Dismissal من اپیلیٹ سراسر غلط، بلا جواز، بے بنیاد، خلاف واقعات و خلاف حالات اور خلاف قواعد پولیس رولز سال 1975/2014 ہے۔ جو کہ ہرگز قابل بحالی نہ ہے۔ من اپیلیٹ کو بے دلیل امور اور نا کافی شہادت کی بناء پر سزاوار کر دان لیا گیا ہے اور جان بوجھ کر من اپیلیٹ کو Scape. Goat بنایا گیا ہے۔

(ii) یہ کہ من اپیلیٹ کو مورخہ 29.09.2020 کو جبکہ من اپیلیٹ کو ایٹار گارڈ میں تھا شوکاژ نوٹس جاری کیا گیا اور من اپیلیٹ جبر و اکراہ کی کیفیت سے دوچار رہا اور من اپیلیٹ سے (7) یوم کے اندر جواب طلب کیا گیا تھا۔ مگر افسر با اختیار نے (7) یوم کا انتظار کیئے بغیر من اپیلیٹ سے کو ایٹار گارڈ میں ہی ناجائز دباؤ ڈال کر زبردستی دستخط حاصل کئے جبکہ موقع پر حکمانہ Defence نمائندہ بھی موجود نہ تھا اور پھر اگلے ہی روز یعنی مورخہ 30.09.2020 کو زیر عذر، بالکل غلط، خلاف واقعات و قانون من مانیت سے ایک طرفہ طور پر عجلت میں من اپیلیٹ کو ملازمت سے برخاست (Dismiss) کر دیا جو کہ جناب ڈسٹرکٹ پولیس آفیسر صاحب کا حکم مورخہ 30.09.2020 نہ صرف غیر قانونی ہے بلکہ قدرتی انصاف کے منافی ہونے کے ساتھ ساتھ انصاف رسانی کے مسلمہ قواعد کی بھی خلاف ورزی ہے۔

(iii) یہ کہ حکم مورخہ 30.09.2020 زیر بحث کے پی کے پولیس رولز کے بھی سراسر منافی ہے۔ جناب ڈسٹرکٹ پولیس آفیسر صاحب نے حکم مورخہ 30.09.2020 صادر فرمانے سے قبل قانونی تقاضوں کو پورا نہیں کیا من اپیلیٹ سے کسی قسم کی کوئی

Explanation طلب نہیں کی اور نہ ہی معاملہ کے اصل حقائق تک پہنچنے کیلئے کوئی انکوائری کنڈکٹ (Inquiry Conduct) کی بلکہ بغیر کسی ثبوت کے من اپیلیٹ کو شنوائی کا موقع دیے بغیر عجلت میں سخت سزا دیتے ہوئے ملازمت سے برخواست کیا۔ جبکہ من اپیلیٹ کو Condemned Unheard کیا گیا۔ جبکہ قانوناً اور سپریم کورٹ آف پاکستان کے فیصلہ جات کے مطابق بغیر انکوائری ہرگز Major Panelty نہیں دی جاسکتی۔

(iv) یہ کہ قاری اعجاز فاروقی متذکرہ بالا شروع سے ہی من اپیلیٹ کے علاوہ DSB انچارج اشفاق شاہ اور دیگر پولیس ایشاف سے بھی رابطے میں رہتا تھا۔ مگر اس حقیقت کے باوجود جناب ڈسٹرکٹ پولیس آفیسر صاحب نے من اپیلیٹ کے علاوہ نہ تو DSB انچارج اشفاق شاہ کے خلاف کوئی کارروائی/انکوائری وغیرہ کی اور نہ ہی کسی دیگر پولیس ایشاف کے خلاف کوئی کارروائی عمل میں لائی گئی جو کہ جناب ڈسٹرکٹ پولیس آفیسر صاحب کا یہ طرز عمل آئین پاکستان کے آرٹیکل 25 کے سراسر منافی ہے کیونکہ من اپیلیٹ سے بالکل امتیازی سلوک کیا گیا ہے۔

(v) یہ کہ من اپیلیٹ پر بالکل غلط، بے بنیاد اور بلا جواز الزام تراشی کی گئی ہے من اپیلیٹ نے متذکرہ قاری اعجاز فاروقی کو نہ تو کوئی Sensitive Information دی ہے اور نہ ہی Raid Party کو کوئی غلط ڈائریکشن بتلائی تھی۔ کیونکہ لوکیشن کو ٹریس کرنا ہرگز من اپیلیٹ کی ذمہ داری نہ ہے جبکہ موقع پر انچارج اشفاق شاہ لوکیشن خود لے رہا تھا لہذا ان حالات میں من اپیلیٹ کا غلط ڈائریکشن دینے کا سوال ہی پیدا نہیں ہوتا۔ علاوہ ازیں Raid Party موقع پر خود بہت لیٹ پہنچی اور کسی بھی ملزم کی گرفتاری کی ذمہ داری متعلقہ تھانہ کے اہلکاران کی تھی۔

(vi) یہ کہ ملزم قاری اعجاز فاروقی من اپیلیٹ و انچارج اشفاق شاہ و دیگر پولیس ایشاف کا سروس بھی تھا۔ جس سے من اپیلیٹ بھی اکثر رابطے میں رہتے ہوئے ان کی سیاسی پارٹی "JUI" کی بابت اپنے ادارے کے مفاد میں معلومات حاصل کرتا رہتا تھا۔ علاوہ ازیں مورخہ 27.09.2020 کو من اپیلیٹ نے اپنے انچارج اشفاق شاہ کی ہدایت پر عمل کرتے ہوئے رابطہ کرنے کی کوشش کی تاکہ اس کا موبائل آن رہے اور لوکیشن ٹریس ہو سکے۔ مگر رابطہ نہ ہو سکا۔ یہاں پر اس امر کا ذکر کرنا بھی ضروری ہے کہ اس وقت من اپیلیٹ کو قاری اعجاز فاروقی پر درج شدہ مقدمہ نمبر 494 مورخہ 27.09.2020 کی بابت کوئی علم نہ تھا۔

(vii) یہ کہ من اپیلیٹ کی تقریباً 25/26 سال کی بالکل بے داغ سروس ہے اور من اپیلیٹ نے اس تمام عرصہ میں اپنے افسران کو کبھی کوئی شکایت کا موقع فراہم نہ کیا بلکہ ہمیشہ پولیس ڈیپارٹمنٹ کے وقار اور عزت کو بلند رکھنے کی سر توڑ کوشش کی ہے۔ اور من اپیلیٹ کی انفارمیشن پر کافی گرفتاریاں بھی عمل میں آتی رہیں۔ جو کہ من اپیلیٹ کی اعلیٰ کارکردگی کی بنیاد پر کئی موقع پر من اپیلیٹ کو انعامات سے بھی نوازا گیا۔ جن کا منہ بولتا ثبوت منسلک سرٹیفکیٹ، ACR ہیں۔ مگر جناب ڈسٹرکٹ پولیس آفیسر صاحب نے حکم مورخہ 30.09.2020 صادر فرماتے وقت من اپیلیٹ کی ادارہ کیلئے 25/26 سالہ خدمات کو بھی نظر انداز کیا۔ نیز من اپیلیٹ کو Personal Hearing کا موقع بھی فراہم کیا جاوے۔

لہذا متذکرہ بالا حالات و واقعات کی روشنی میں نہایت ادب سے استدعا کی جاتی ہے کہ بمنظوری اپیل ہذا حکم مورخہ 30.09.2020 صدرہ جناب ڈسٹرکٹ پولیس آفیسر صاحب ڈیرہ اسماعیل خان کو منسوخ فرما کر من اپیلینٹ کو اپنی ملازمت پر بمعہ جملہ Back Benifits بحال فرمایا جاوے من اپیلینٹ ایک غریب شخص ہے اور اپنے بیوی بچوں کا واحد سہارا ہے۔ من اپیلینٹ تمام عمر آپ کے اور آپ کے اہل خانہ کیلئے دعا گو رہے گا۔

نوٹ: من اپیلینٹ کے مندرجہ ذیل کاغذات درخواست کے ساتھ لف ہیں۔

- 1- شوکاژ نوٹس، نمبر 5057/EC، مورخہ 29.09.2020
- 2- Dismiss Order، نمبر 6067/EC، مورخہ 30.09.2020
- 3- ابتدائی اطلاعی رپورٹ (FIR) مقدمہ نمبر: 1133، مورخہ 29.09.2020
- 4- سروس رول، (ACR)
- 5- تعریفی اسناد (Reward Certificates)
- 6- CDR، مورخہ 27.09.2020

عارضہ

محمد شکیل (Ex-Constable) نمبر 541 ولد غلام محمد قیوم بلوچ

سکنہ مریالی، ڈیرہ اسماعیل خان

شناختی کارڈ نمبر: 3-12101-0924978

موبائل نمبر: 0342-9061323

جورنہ 27<sup>10</sup>/<sub>2020</sub> کو  
جناب RPO صاحب سبکداری میں  
اپیل کی رائے۔

مکمل

گزارش کے ساتھ ساتھ لاپرواہی کے لئے  
RPO سے درخواست کیا گیا اور اس کے لئے  
لاپرواہی کے لئے جو رپورٹ - RPO کے  
سے اس کے لئے Reject ہے

نیو نیو نیو نیو نیو نیو نیو نیو

Reject کے لئے RPO کے لئے order  
کے لئے

Sir  
Copy of order may be  
provided if approved  
please?

D.S.P / Legal  
D.I. Khan  
30-03-2021

بہتر

541 کے لئے درخواست

Shahid

NICI 12101-0924978-3  
mob 0343-3889242

DSP/legal  
for comments.

Allowed

DPO/DIKH an  
30/03/2021

DPO/DIKH an  
29/03/2021



50

OFFICE OF THE  
REGIONAL POLICE OFFICER  
DERA ISMAIL KHAN  
REGION

Dy. 10.9 IEC.  
DL. 13-01 12021

No. 206 /ES, Dated DI Khan the 12/01/2021

**ORDER**

This order is aimed to dispose of the departmental appeal of Ex-Constable Muhammad Shakeel No.541 of District Police DIKhan against the Major Punishment order i.e. Dismissal from Service by DPO DIKhan vide OB No. 2034 dated 30.09.2020, on the score of following allegations:

Facts of the case are that he while posted at DSB DI Khan, facts finding enquiry and CDR revealed that he leaked sensitive information to the accused involved in anti-state activity and both the raids were fruitless because of giving information to Qari Ejaz (accused) from his mobile No.0342-9061323 and intentionally led the raid team to wrong direction.

He was issued Show Cause Notice and reply to the same was received by DPO D.I.Khan and found unsatisfactory and also opportunity of hearing on 29.09.2020. Hence, DPO D.I.Khan has passed the order dated 30.09.2020.

He preferred an appeal to the undersigned on 27.10.2020 against the order of DPO D.I.Khan. His appeal was sent to DPO DIKhan for comments and to provide his service record vide this office letter No. 9468/ES dated 28.10.2020. DPO DIKhan vide his office memo: No. 6744/EC dated 06.11.2020 has provide the service records and furnished the comments on the subject appeal.

The undersigned perused the file of the appellant thoroughly as well as heard him in person in Orderly Room dated 06.01.2021. The appellant did not satisfy the undersigned regarding allegations leveled against him.

Therefore, I, YASEEN FAROOQ, Regional Police Officer, Dera Ismail Khan, in exercise of the powers conferred upon me under Rule-11(4)(a) of Police Rules 1975 amended 2014, uphold the Major punishment of Dismissal from Service awarded by DPO D.I.Khan and his appeal is hereby rejected.

REGIONAL POLICE OFFICER  
DERA ISMAIL KHAN

No. 207 /ES  
Copy of above is sent to the DPO DIKhan alongwith service records i.e. Service Roll & Fauji Missal w.r.t his office memo: No. 6744/EC dated 06.11.2020.

REGIONAL POLICE OFFICER  
DERA ISMAIL KHAN

Copy of Service Roll & Fauji Missal

OB 86  
DL 13-01-2021

EC/OHC/OB  
for mta  
DPO DIKhan  
13/01

Register No. 135

(a) Application received on 27/10/2020

(b) Copying fee assessed on \_\_\_\_\_

(c) Judgement sent for copying on \_\_\_\_\_

(d) No. of words \_\_\_\_\_

(e) Name of applicant Ex-Constable Muhammad Shakeel

(f) Search No. 541

(g) Urgent fee \_\_\_\_\_

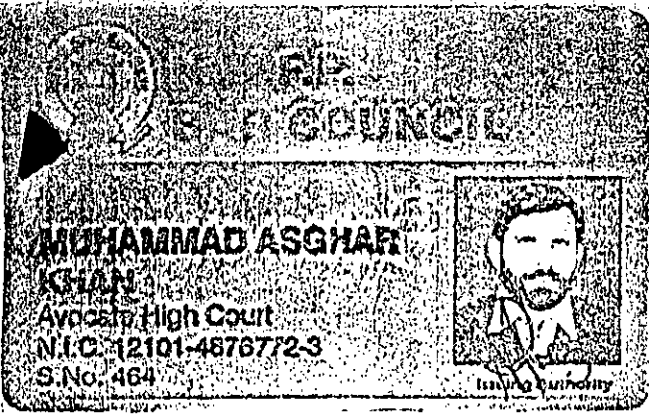
(h) Name of copyist \_\_\_\_\_

(i) Copy completed on 3-2-3-2021

(j) Copy delivered on 14-1-2021

(k) Copy of matter attached





وکا (51)



Before The Khyber Pakhtunkhwa Service Tribunal, Peshawar.  
Muhammad Shakeel vs Govt of KPK

Service appeal

باعث تحریر آنکہ

Dik Muhammad Asghar Khan Baloch Advocate.

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے بیرونی وجوہات پر پیش یا تصفیہ مقدمہ بنام کو حسب ذیل شرائط پر وکیل مقرر کیا ہے کہ میں پیشی پر خود یا ہذا بذریعہ رو برو عدالت حاضر ہوتا رہوں گا اور ہر وقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دے کر حاضر عدالت کروں گا اگر پیشی پر مظہر حاضر نہ ہو اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور میرے خلاف ہو گیا تو صاحب موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے نیز وکیل صاحب موصوف صدر پیکھری کے علاوہ یا پیکھری کے اوقات سے پہلے یا پیچھے یا بروز تعطیل بیرونی کرنے کے ذمہ دار نہ ہوں گے اور مقدمہ صدر پیکھری کے علاوہ اور جگہ ساعت ہونے یا بروز تعطیل یا پیکھری کے اوقات کے آگے یا پیچھے پیش ہونے پر مظہر کوئی نقصان پہنچے تو اس کے ذمہ دار یا اسکے واسطے کسی معاوضہ کے ادا کرنے یا محنت نہ واپس کرنے کے بھی صاحب موصوف ذمہ دار نہ ہوں گے مجھ کو کل ساختہ پر دراختہ صاحب موصوف مثل کردہ ذات خود منظور قبول ہو گا اور صاحب موصوف کو عرض دعوی یا جواب دعوی یا درخواست اجراء اسانے ڈگری نظر ثانی و پیل گمرانی دہر قسم درخواست ہر قسم کے بیان ویسے اور پر ثالثی یا راضی نامہ و فیصلہ برحلف کرنے اقبال دعوی کا بھی اختیار ہو گا اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکور بیرون از پیکھری صدر بیرونی مقدمہ مذکور نظر ثانی اپیل و گمرانی و برآمدگی مقدمہ یا سنوٹی ڈگری یک طرفہ یا درخواست حکم انتہائی یا ترقی یا گرفتاری قبل از فیصلہ اجراء ڈگری بھی صاحب موصوف کو بشرط ادا کی علیحدہ مختصم بیرونی کا اختیار ہو گا اور تمام ساختہ پر دراختہ صاحب موصوف مثل کردہ از خود منظور و قبول ہو گا اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہو کہ مقدمہ مذکورہ یا اس کے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل گمرانی یا دیگر معاملہ و قدمہ مذکورہ کسی دوسرے وکیل یا بیرسٹر کو اپنے بجائے یا اپنے ہمراہ مقرر کریں اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور ویسے اختیارات حاصل ہوں گے جیسے صاحب موصوف کو حاصل ہیں اور دوران مقدمہ میں جو کچھ ہر جانب التواء پڑے گا وہ صاحب موصوف کا حق ہو گا مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا تو صاحب موصوف کو پورا اختیار ہو گا کہ مقدمہ کی پروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا

لہذا وکالت نامہ لکھ دیا ہے تاکہ سند رہے

مورخہ \_\_\_\_\_ ماہ \_\_\_\_\_

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

Accepted

Accepted  
 [Signature]

Muhammad Shakeel - - Appellant

[Signature]

**DEPARTMENT OF CARDIOLOGY**  
**DHQ TEACHING HOSPITAL (MTI) DERA ISMAIL KHAN**

**DEATH CERTIFICATE**

*28/7/2021*

This is to certify that Muhammad Shakeel Baloch s/o Ghulam Sadique Baloch bearing CNIC No.12101-0924978-3 age about 49 years r/o Qadir Dad Khan, Muryali Tehsil & District DIKhan was admitted in Trauma Centre DHQ Teaching Hospital DIKhan under admission No.34257/6627 dated 22.05.2021. He was received dead.

Cause of Death: M.I

~~DR. TAHIR KHAN  
Medical Officer  
Trauma Centre  
DHQ Teaching Hospital  
(MTI) DIKhan~~

“B”

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

No.

TB

Appeal No.....4810..... of 20 21

.....Muhammad Shakeel..... Appellant/Petitioner

Versus

.....Through Secy: Home Dept. Pesh...... Respondent

Respondent No.....2.....

Notice to:

Deputy Inspector General / RPO, Police  
Dera Ismail Khan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on...25/10/2021.....at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. Copy of appeal has already been sent to you vide this office Notice No.....dated.....

Given under my hand and the seal of this Court, at Peshawar this.....27/10.....

Day of.....August.....20 21

At Camp Court D.I. Khan

Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

**"B"**

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

No.

TB

Appeal No..... 48-10 ..... of 20 21

..... Mohammod Shabir ..... Appellant/Petitioner

Versus

..... Through Secy: Home (A.P.) Pesh: ..... Respondent

Respondent No..... 3 .....

Notice to: — Distt: Police office Dera Ismail Khan

WHEREAS an appeal/petition under the provision of the Khyber Pakhtunkhwa Province Service Tribunal Act, 1974, has been presented/registered for consideration, in the above case by the petitioner in this Court and notice has been ordered to issue. You are hereby informed that the said appeal/petition is fixed for hearing before the Tribunal \*on 25/10/2021 ..... at 8.00 A.M. If you wish to urge anything against the appellant/petitioner you are at liberty to do so on the date fixed, or any other day to which the case may be postponed either in person or by authorised representative or by any Advocate, duly supported by your power of Attorney. You are, therefore, required to file in this Court at least seven days before the date of hearing 4 copies of written statement alongwith any other documents upon which you rely. Please also take notice that in default of your appearance on the date fixed and in the manner aforementioned, the appeal/petition will be heard and decided in your absence.

Notice of any alteration in the date fixed for hearing of this appeal/petition will be given to you by registered post. You should inform the Registrar of any change in your address. If you fail to furnish such address your address contained in this notice which the address given in the appeal/petition will be deemed to be your correct address, and further notice posted to this address by registered post will be deemed sufficient for the purpose of this appeal/petition.

Copy of appeal is attached. ~~Copy of appeal has already been sent to you vide this office Notice No..... dated.....~~

Given under my hand and the seal of this Court, at Peshawar this 27th .....  
Day of August ..... 2021.

at Camp Court D.I. Khan

[Signature]  
Registrar,  
Khyber Pakhtunkhwa Service Tribunal,  
Peshawar.

Note: 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.  
2. Always quote Case No. While making any correspondence.

BEFORE THE WORTHY SERVICE TRIBUNAL CAMP  
COURT D.I.KHAN

In Service Appeal No. 4810/2021

MUHAMMAD SHAKEEL

VS

GOVT OF KPK

SERVICE APPEAL

Respected sir,

**That** The applicants through counsel humbly submits as under:

**That** the above title service appeal is pending in the honorable tribunal and is fixed for final arguments.

**That** the original appellant was died due to cardiac attack during the pendency of service appeal hence the legal heirs may please be added in the penal of appellants following are the legal heirs of late Muhammad Shakeel.

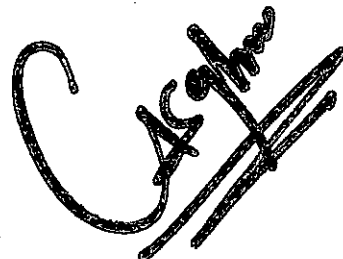
- a. Nuzhat Parveen (Widow)
- b. Muhammad (Son)
- c. Musfara (Daughter)
- d. Laiba (Daughter)

(Copy of Fatwa is enclosed)

**That** this honorable tribunal has vast and ample powers to accept the instant application in the given circumstances.

It is therefore the application in hand may please be accepted as prayed for.

  
NUZHAT PARVEEN  
Through council



# جامعہ عثمانیہ

جامعہ مدنی مسجد مریالی

حضرت مولانا قاری محمد نواز فاروقی

کتاب خانہ میں علامہ ابن عربین آرام درس سندہ کے ایک شخص منشی محمد شکیل نون ہر لیا جس نے اپنے پیسے سے سترہ روپے ڈال کر کتاب خانہ میں دو بیسیاں منشی مسفرہ - لاہور اب آئے ہیں از روئے شرع در امت کب تقسیم ہر لیا۔

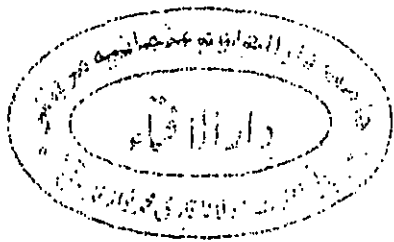
منشی انصاری حضرت پروین سکندر زبالی

الجواب علامہ اور علامہ برکتہ پر صحت ہر سترہ روپے سے پہلے از جمعہ و تقسیم ادا ہے عرض و طلبت وصیت دار کی ہوں کہ جو رقم کی کل جائیداد اس طرح تقسیم کی جائے کہ پورے کویشن دیا جائے جبکہ ہر ایک کو دو روپے دیا جائے اور ہر ایک کو ایک روپے دیا جائے۔ جس کا نقشہ ہے ظاہر ہے۔

نقشہ منظر ہو

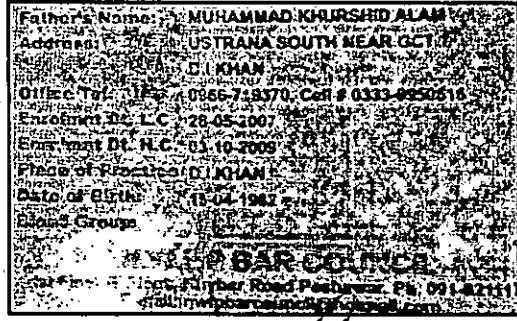
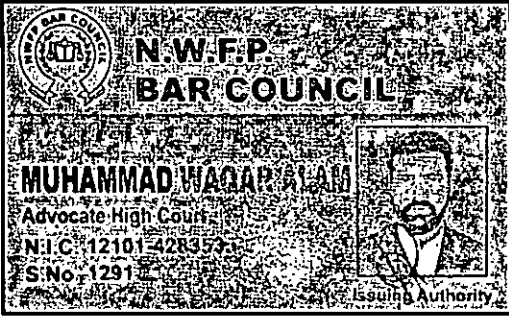
سندہ 39/8

بیشی	بیشی	بیشی	بیشی
لاہور	مسفرہ	لاہور	بیشی
7	7	14	1
7	7	14	4



والد اعلیٰ بالصواب  
مولانا منشی محمد شفیع  
منشی جامعہ عثمانیہ مریالی  
درجہ اسکالر خان

# وکالت نامہ



The Service Tribunal KPK Peshawar بعدالت جناب

Appellant منجانب  
M. Shaveel بنام Govt of KPK

SERVICE TRIBUNAL دعویٰ یا جرم

تفصیل دعویٰ یا جرم

## باعث تحریر آنکہ

مقدمہ مندرجہ بالا عنوان میں اپنی طرف واسطے پیروی و جوابدہی برائے پیشی یا تصفیہ مقدمہ بمقام P-I. Khan کیلئے

محمد وقار عالم ایڈووکیٹ ہائی کورٹ

کو حسب ذیل شرائط پر وکیل مقرر کی ہے کہ ہر پیشی پر خود بذریعہ مختیار خاص رو برو عدالت حاضر ہوتا رہوں گا۔ اور ہر وقت پکارے جانے مقدمہ وکیل صاحب موصوف کو اطلاع دیکر حاضر عدالت کروں گا، اگر پیشی پر منظر حاضر نہ ہوں اور مقدمہ میری غیر حاضری کی وجہ سے کسی طور پر میرے برخلاف ہو گیا، تو صاحب موصوف اسکے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل صاحب موصوف صدر مقام پشہری کے علاوہ کے اوقات سے پہلے یا پیچھے یا بروز تعطیل پیروی کرنے کے ذمہ دار نہ ہوں گے۔ اور مقدمہ صدر پشہری کے علاوہ اور جگہ سماعت ہونے یا بروز تعطیل یا پشہری کے اوقات کے آگے پیچھے پیش ہونے پر منظر کو کوئی نقصان پہنچے تو اس کے ذمہ دار یا اس کے واسطے کسی معاوضہ کے ادا کرنے یا پیمانہ واپس کرنے کے بھی موصوف ذمہ دار نہ ہوں گے۔ مجھ کو کل ساختہ پر داخلہ صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور صاحب موصوف کو عرضی دعویٰ یا جواب دعویٰ یا درخواست اجراءے ڈگری و نظر ثانی اپیل و نگرانی و ہر قسم درخواست پر دستخط و تصدیق کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کرانے اور ہر قسم کا روپیہ وصول کرنے اور رسید دینے اور داخل کرنے اور ہر قسم کے بیان دینے اور اس پر ثالثی یا راضی نامہ و فیصلہ پر حلف کرنے، اقبال دعویٰ کا بھی اختیار ہوگا، اور بصورت مقرر ہونے تاریخ پیشی مقدمہ مذکورہ بیرون از پشہری صدر پیروی مقدمہ مذکورہ نظر ثانی و اپیل و نگرانی و برآمدگی مقدمہ یا منسوخی ڈگری یکطرف یا درخواست حکم امتناعی یا ترقی یا گرفتاری قبل از فیصلہ اجراءے ڈگری بھی صاحب موصوف کو بشرط ادائیگی علیحدہ جتانہ پیروی کا اختیار ہوگا اور تمام ساختہ پر داخلہ صاحب موصوف مثل کردہ ذات خود منظور و قبول ہوگا۔ اور بصورت ضرورت صاحب موصوف کو یہ بھی اختیار ہوگا کہ مقدمہ مذکورہ یا اسکے کسی جزو کی کارروائی یا بصورت درخواست نظر ثانی اپیل یا نگرانی یا دیگر معاملہ مقدمہ مذکورہ کسی دوسرے وکیل یا پیرسٹر کو اپنے بجائے یا اپنے ہمراہ مقرر کریں، اور ایسے مشیر قانون کو بھی ہر امر میں وہی اور وہی اختیار حاصل ہوں گے، جیسے صاحب موصوف کو حاصل ہیں، اور وہ ان مقدمہ میں جو کچھ ہر جانہ التواء پڑیگا، وہ صاحب موصوف کا حق ہوگا۔ مگر صاحب موصوف کو پوری فیس تاریخ پیشی سے پہلے ادا نہ کروں گا۔ تو صاحب موصوف کو پورا اختیار ہوگا کہ کسی مقدمہ کی پیروی نہ کریں اور ایسی صورت میں میرا کوئی مطالبہ کسی قسم کا صاحب موصوف کے برخلاف نہیں ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے۔ تاکہ سندر ہے

Accepted  
2021  
ماہ اکتوبر 25  
مورثہ

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

العبد العبد العبد

محمد وقار عالم ایڈووکیٹ ہائی کورٹ

Mob: 0333-9950616  
Email: waqaralam1982@gmail.com

نہزت بیوی  
Nuzhat Bevi

OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
PESHAWAR.

S105

3-12-2021

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by Ex-FC Muhammad Shakeel No. 541 (late). The petitioner was dismissed from service by District Police Officer, DIKhan vide OB No. 2034, dated 30.09.2020 on the allegations that he while posted at DSB DIKhan, facts finding enquiry and CDR revealed that he leaked sensitive information to the accused involved in anti-state activity and both the raids were fruitless because of giving information to Qavi Ejaz (accused) from his mobile No. 0342-9061323 and intentionally led the raid team to wrong direction. A case vide FIR No. 1133, dated 29.09.2020 U/S 186/201/217/221/222/225A PPC/118 Police Act, Police Station Cantt: DIKhan was registered against him. His appeal was rejected by Regional Police Officer, DIKhan vide order Endst: No. 206-07/ES, dated 12.01.2021.

Meeting of Appellate Board was held on 26.10.2021. Petitioner in his revision petition contended that he was discharged from the case by the court of Additional Session Judge-I, DIKhan vide Judgment dated 18.03.2021.

Keeping in view his long service of 25 years, 05 months & 26 days, the Board decided that his punishment of dismissal from service is hereby converted into compulsory retirement from service.

Sd/-  
(MOAZZAM JAH ANSARI) PSP  
(QPM, UNPM, NSWG)  
Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

No. S/ Ykhar-07 /21, dated Peshawar, the 26. 11. /2021.

Copy of the above is forwarded to the:

1. Regional Police Officer, DIKhan. One Service Roll and one Fauji Missal of the above named Ex-FC received vide your office Memo: No. 2442/ES, dated 17.06.2021 is returned herewith for your office record.
2. District Police Officer, DIKhan.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
5. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: E-IV CPO Peshawar.

D. No. D. Khan

For information of  
all action upto his office

Memo: No. 2435/ES dt. 17/5/2021

One Service Roll &  
one Fauji Missal are also returned  
herewith for your office record.

(ZEESHAN ASGHAR) PSP  
AIG/Establishment,  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.



وکالت نامہ

S. No. 689

بعدالت مجتذب پشاور ہائی کورٹ، پیٹنج ڈیرہ اسماعیل خان

عنوان: ظہیر حسین

منجانب: کپک کلیمت

باعث تحریر آنک

دریں مقدمہ عنوان بالا میں اپنی طرف سے برائے پیروی و جواب دہی بمقام ڈیرہ اسماعیل خان کے لئے

ظہیر احمد خان ایڈووکیٹ ہائی کورٹ

کو بدیں شرائط وکیل مقرر کیا ہے کہ میں ہر پیشی پر خود یا بذریعہ مختار خاص روبرو عدالت حاضر ہوتا رہوں گا اور بوقت پکارے جانے وکیل موصوف کو اطلاع دیکر حاضر کروں گا۔ اگر کسی پیشی پر مظہر حاضر نہ ہو اور غیر حاضری کی وجہ سے کسی طور پر مقدمہ میرے خلاف ہو گیا تو وکیل موصوف اس کے کسی طرح ذمہ دار نہ ہوں گے۔ نیز وکیل موصوف صدر مقام کچہری کے علاوہ کسی اور جگہ کچہری کے مقررہ اوقات سے پہلے یا بروز تعطیل پیروی کرنے کے مجاز نہ ہوں گے۔ اگر مقدمہ کچہری کے علاوہ کسی اور جگہ سماعت ہو یا کچہری کے اوقات کے آگے پیچھے سماعت ہونے پر مظہر کو کوئی نقصان پہنچے تو وکیل موصوف ذمہ دار نہ ہوں گے اور وکیل موصوف کو عرضی دعویٰ اور درخواست اجراء ڈگری و نظر ثانی اپیل نگرانی، ریٹ دائر کرنے نیز ہر قسم کی درخواست بیان حلفی و تصدیق کرنے اور اس پر دستخط کرنے کا بھی اختیار ہوگا۔ اور کسی حکم یا ڈگری کے اجراء کرانے اور قسم کاروبیہ وصول کرنے اور رسید دینے اور داخل کرنے کا ہر قسم کا بیان دینے اور سپرد دہاشی و راضی نامہ و دستبرداری و اقبال دعویٰ کا اختیار بھی ہوگا بصورت اپیل و برآمدگی مقدمہ یا منسوخی ڈگری یکطرفہ درخواست حکم اتناعی یا فیصلہ قبل از ڈگری اجراء ڈگری بھی وکیل موصوف کر بشرط ادائیگی علیحدہ محتاتانہ ادا کرنے کا مجاز ہوگا اور بصورت ضرورت بدوراں مقدمہ یا اپیل و نگرانی کسی دوسرے وکیل یا بیرسٹر کو بجائے خود یا اپنے ہمراہ مقرر کریں اور مشیر قانونی کو بھی اس امر میں وہی اختیارات حاصل ہوں گے جیسے وکیل موصوف کو اور اگر پوری فیس تاریخ پیشی سے پہلے ادا نہ کر دیا جائے گا تو وکیل موصوف کو پورا اختیار ہوگا کہ مقدمہ کی پیروی نہ کریں اور ایسی حالت میں میرا مطالبہ وکیل موصوف کے برخلاف نہیں ہوگا مجھے کل ساختہ پر داختہ وکیل موصوف مثل ذات خود منظور و قبول ہوگا۔ وکیل موصوف کو دیگر ایڈووکیٹ کی تقرری کا اختیار حاصل ہوگا۔

لہذا وکالت نامہ لکھ دیا ہے اور دستخط/انگوٹھا ثبت کر دیا ہے تاکہ سند رہے۔ مضمون وکالت نامہ سن لیا ہے اور اچھی طرح سمجھ لیا ہے۔

12101-2438932-8

Muzhat Parveen

مورخہ 20  
لائیو حتمی سند  
Attested & Accepted

نہیں ہر سند درجہ 2 حتمی سند  
قربانی - ڈیرہ اسماعیل خان

ظہیر احمد خان ایڈووکیٹ ہائی کورٹ  
12101-2247957-1



## اندراج وفات سرٹیفکیٹ

Tracking Id: 91100001989137

CRMS No. D478515493

OLD/M REG #:

## Death Registration Certificate

Hayat Korai\_1000530 : دفتر اندراج

Old CRMS No. :

Deceased Person's Details		متوفی کے کوائف	
Name :	Muhammad Shakeel Baloch	نام :	محمد شکیل بلوچ
Nationality :	Pakistan	قومیت :	پاکستان
CNIC No. :	12101-0924978-3	شناختی کارڈ :	12101-0924978-3
Date of Birth :	01-Apr-1972	تاریخ پیدائش :	01-Apr-1972
Gender :	Male	جنس :	مرد
Sickness Period :	0 Days 0 Months 0 Years	مدت علالت :	0 دن 0 ماہ 0 سال
Date of Death :	23-May-2021	تاریخ وفات :	23-May-2021
Date of Burial/Last rite :	23-May-2021	تاریخ تدفین/آخری رسومات :	23-May-2021
Place of Death :	CIVIL HOSPITAL D I KHAN	جائے وفات :	سول ہسپتال ڈی آئی خان
Reason of Death :	Natural	وجہ وفات :	قدرتی
Buried/Last rite at :	Nawab Wala	جگہ تدفین/آخری رسومات :	نواب والا
Religion :	Islam	مذہب :	اسلام
Nature of Death :	Normal	کیفیت وفات :	عام

Parental Information		والدین کے کوائف	
Father's Name :	Ghulam Saddiq	والد کا نام :	غلام صدیق
CNIC No. :		شناختی کارڈ :	
Mother's Name :	Karam Bibi	والدہ کا نام :	کرم بی بی
CNIC No. :		شناختی کارڈ :	

Address		پتہ	
Address :	MOHALLAH QADIR DAD KHAN Village Murial	پتہ :	محله قادر داد خان گاؤں مریالی
Tehsil :	D.I.Khan	تحصیل :	ڈیرہ اسماعیل خان
District :	D. I. Khan	ضلع :	ڈیرہ اسماعیل خان

Applicant's Details		درخواست دہندہ کے کوائف	
Name :	Nazhat Parveen	نام :	نہت پروین
CNIC No. :	12101-2438932-8	شناختی کارڈ :	12101-2438932-8
Relation with Deceased :	Husband	متوفی سے رشتہ :	خاوند

Informant of Burial/Last rite by		تدفین/آخری رسومات کنندہ کے کوائف	
Name :	Muhammad Jamil Khan	نام :	محمد جمیل خان
CNIC No. :	12101-0925065-9	شناختی کارڈ :	12101-0925065-9
Relation with Deceased :	Brother	متوفی سے رشتہ :	بھائی

Entry Date :	03-Jan-2022	تاریخ اندراج :	03-Jan-2022
Issue Date :	03-Jan-2022	تاریخ اجراء :	03-Jan-2022
Entry Status :	Normal	اندراج اسٹیٹس :	نارمل
Additional Information :		اضافی معلومات :	



For Services Tribunal  
D.I. Khan

*[Signature]*

Secretary

Village Council Murial  
Dera Ismail Khan



\*EA71692503\*

## FAMILY REGISTRATION CERTIFICATE

Applicant Name: Nuzhat Parveen  
Citizen Number: 1210124389328  
Document Number: EA71692503

Family Members: 5

It is to certify that the family comprising of the following members is registered in NADRA with the particulars mentioned below as per the information provided.



Name: Muhammad Shakil Baloch  
Identity No: 12101-0924978-3  
Date of Birth: 01/04/1972  
Father Name: Ghulam Siddique Baloch  
Mother Name: Karan Bibi  
Relation With Applicant: Husband

پورا نام: محمد شکیل بلوچ  
والد کا نام: غلام صدیق بلوچ (سر حرم)  
والدہ کا نام: کریم بی بی



Name: Nuzhat Parveen  
Identity No: 12101-2438932-8  
Date of Birth: 14/04/1976  
Father Name: Muhammad Shafi  
Mother Name: Shanim Bibi  
Relation With Applicant: Self

پورا نام: نزهت پروین  
والد کا نام: محمد شفیع  
والدہ کا نام: شمیم بی بی



Name: Laiba Shakil  
Identity No: 12101-3963688-8  
Date of Birth: 27/12/2004  
Father Name: Muhammad Shakil Baloch  
Mother Name: Nuzhat Parveen  
Relation With Applicant: Daughter

پورا نام: لایبہ شکیل  
والد کا نام: محمد شکیل بلوچ  
والدہ کا نام: نزهت پروین



Name: Musfira Shakil  
Identity No: 12101-2032680-2  
Date of Birth: 21/11/2008  
Father Name: Muhammad Shakil Baloch  
Mother Name: Nuzhat Parveen  
Relation With Applicant: Daughter

پورا نام: مسفرا شکیل  
والد کا نام: محمد شکیل بلوچ  
والدہ کا نام: نزهت پروین



Name: Muhammad  
Identity No: 12101-4943834-5  
Date of Birth: 12/08/2010  
Father Name: Muhammad Shakil Baloch  
Mother Name: Nuzhat Parveen  
Relation With Applicant: Son

پورا نام: محمد  
والد کا نام: محمد شکیل بلوچ  
والدہ کا نام: نزهت پروین

For  
Services Tribunal  
- D. I. Khan -

**Note:**

1. The above mentioned family members are linked in NADRA database
2. There could be other family members that may be registered but not linked to this family in NADRA database
3. This certificate is not valid in any court of law for inheritance/property issues.



This certificate can be verified at <https://d.nadra.gov.pk/e-ld/>

*Dr. Tanzeem*

REGISTRAR GENERAL OF PAKISTAN

Date of Issue: 01/12/2021



\*1210124389328\*

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

**Service Appeal No. 4810/2021**

Muhammad Shakeel s/o Ghulam Sadique Caste Baloch r/o Muryali Presently Garhi Saddozai City  
Dera Ismail Khan (Ex Constable) ... (Appellant)

**Versus**

1. Government of KPK, through Home Secretary, KPK Peshawar.
2. Regional Police Officer, Dera Ismail Khan.
3. District Police Officer, Dera Ismail Khan.

...(Respondents)

**PARAWISE REPLY BY RESPONDENTS NO. 1, 2, & 3**

**PRELIMINARY OBJECTIONS**

1. That the appellant has got no cause of action.
2. That the appeal is bad for misjoinder/non-joinder of necessary parties.
3. That the appeal is badly barred by law & limitation.
4. That the appellant has not come to the Honourable Tribunal with clean hands.
5. That the appellant is estopped due to his own conduct.
6. That the appellant has concealed the material facts from the Honourable Tribunal.

**BRIEF FACTS**

1. Pertains to personal information of appellant, need no comments.
2. Correct to the extent that the appellant was enlisted as Constable in Police Department on 04.04.1995.
3. Incorrect. The service record of appellant reveals following bad entries.

S#.	Punishment Awarded	Allegations	OB#.	Dated
1	Fine of Rs. 100/-	Absent from training	399	24.3.1996
2	01 day Quarter Guard	Absent from duty	879	24.06.1996
3	1:15 hour Quarter Guard	Absent from duty	1428	04.09.1996
4	Dismissal from Service	Posted at District Special Branch, leaked sensitive information to the accused involved in Anti-State activities.	2034	30.09.2020

4. Correct to the extent that after registration of case vide FIR No. 1133, dated 29.09.2020 u/s 186/201/217/221/222/225A/PPC/118 Police Act PS/Cantt, Show Cause Notice alongwith grounds of action vide No. 5057/ES, dated 29.09.2020 was served upon the appellant.
5. Correct to the extent that the appellant was discharged u/s 4-C(ii) KP Prosecutor Act 2005 by the Court of ASJ-I, DIKhan on 18.03.2021.
6. Denied as drafted. Infact the impugned order dated 30.09.2020 has already been communicated to him, however, upon his application for grant of attested copy of impugned order dated 30.09.2020, the attested copy of order dated 30.09.2020 was accordingly issued. (Copy of application already annexed).

7. Correct to the extent that the appellant preferred an appeal to Appellant Authority (Respondent No.2), and same was rejected vide order No. 206/ES, dated 12.01.2021 being meritless.
8. Correct to the extent that the Respondent No. 3 allowed the application of appellant in the light of PR. 11-63(2) regarding provision of order of Respondent No. 2, in which the departmental appeal of appellant was rejected. (Copy Annex "A").
9. Correct to the extent that the departmental authority dismissed the appeal of appellant after observing all codal formalities including personal hearing vide order No. 206-207/ES, dated 12.01.2021. (Copy Annex "B").
10. Incorrect. The orders of Respondents are based on fact & in accordance with law/rules, therefore the instant appeal is not maintainable on following grounds.

#### GROUNDS

- I. Incorrect. The impugned orders of Respondent No. 2 & 3 were passed on a legal footing and in accordance with law/rules.  
It is pertinent to mention here that the Revision Petition of appellant was accepted by Appellate Board (Respondent No. 1) and the punishment was converted from dismissal from service into Compulsory Retirement vide order No. 441-07/21, dated 26.11.2021 and all the pension benefits are provided to the widow of deceased appellant. (Copy Annex "C").
- II. Correct to the extent that appellant having 25 years of service, while rest of the para is incorrect. The service record of appellant reveals four (04) bad entries (**Supra Para 3 of Facts**).
- III. Incorrect. Infact the appellant while posted at District Special Branch staff DIKhan leaked sensitive information to the accused Qari Ejaz on his Mobile No. 0342-9061323, who was involved in Anti-State activities and the appellant was sent raiding team to a wrong direction. The above misconduct was proved against him during inquiry & CDR data of his cell number. A case to this effect vide FIR No. 1133, dated 29.09.2020 u/s 186/201/217/221/222/225A/PPC/118Police Act was also registered at PS Cantt, hence the punishment was awarded after observing all codal formalities including personal hearing. (Copy Annex "D").
- IV. Incorrect. In the light of Apex Court Order, ample opportunities of defence i.e. Show Cause Notice, Final Show Cause Notice & Personal hearing were provided to the appellant but he failed to submit any plausible explanation in his defence.
- V. Incorrect. The appellant was treated in accordance with law/rules and no violation has been caused by Respondents.
- VI. Incorrect. The allegation of leakage of secret & sensitive information was proved against him, hence the punishment was awarded to the appellant in accordance with law/rules.
- VII. Incorrect. Ample opportunities of defence i.e. Show Cause Notice & Personal Hearing were given to the appellant in accordance with law/rules, but the appellant failed to prove his innocence.

VIII. The Respondents also seek permission to advance further arguments at the time of hearing.

**PRAYER**

It is, therefore, humbly prayed that in light of parawise comments, the Appeal of the Appellant which is devoid of legal footings and merits may graciously be dismissed.

A handwritten signature in black ink, appearing to be 'Shahid', with the date '24/07/22' written below it.

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

A handwritten signature in black ink, appearing to be 'Ali', with a vertical line drawn through it.

**District Police Officer,  
Dera Ismail Khan  
(Respondent No.3)**

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

**Service Appeal No. 4810/2021**

Muhammad Shakeel s/o Ghulam Sadique Caste Baloch r/o Muryali Presently Garhi Saddozai City  
Dera Ismail Khan (Ex Constable) ... (Appellant)

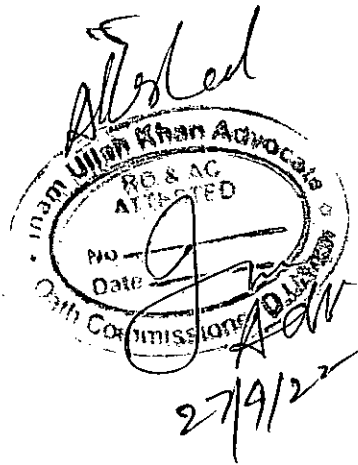
**Versus**

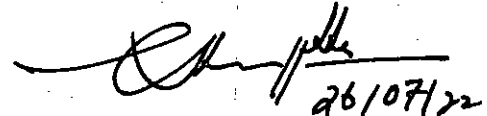
1. Government of KPK, through Home Secretary, KPK Peshawar.
2. Regional Police Officer, Dera Ismail Khan.
3. District Police Officer, Dera Ismail Khan.

... (Respondents)

**COUNTER AFFIDAVIT ON BEHALF OF RESPONDENTS**

We, the respondents do hereby solemnly affirm and declare on oath that the contents of comments-written reply to Appeal are true & correct to the best of our knowledge and nothing has been concealed from this Honourable Tribunal.



  
26/07/22

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



**District Police Officer,**  
Dera Ismail Khan  
(Respondent No.3)

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

**Service Appeal No. 4810/2021**

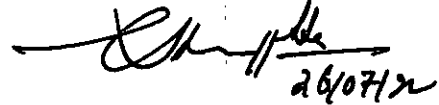
Muhammad Shakeel s/o Ghulam Sadique Caste Baloch r/o Muryali Presently Garhi Saddozai City Dera  
Ismail Khan (Ex Constable) ... (Appellant)

**Versus**

1. Government of KPK, through Home Secretary, KPK Peshawar.
2. Regional Police Officer, Dera Ismail Khan.
3. District Police Officer, Dera Ismail Khan. ... (Respondents)

**A U T H O R I T Y**

We, the respondents do hereby authorised Inspector/Legal, DIKhan to appear before the Service Tribunal Khyber Pakhtunkhwa, Peshawar, on our behalf, He is also authorised to produce/ withdraw any application or documents in the interest of Respondents and the Police Department.

  
26/07/21

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



**District Police Officer,**  
Dera Ismail Khan  
(Respondent No.3)



عینہ علیا

گزارش کے لئے رپو - رپو کے لئے رپو  
رپو - رپو کے لئے رپو  
رپو - رپو کے لئے رپو  
Reject

رپو کے لئے رپو

Reject order  
رپو کے لئے رپو

Copy of order may be provided if approved please?

D.S.P / Legal  
D.I.Khan  
30-03-2021

541 - رپو کے لئے رپو

Allowed

NICI

12101-09249783

mob -

0343-3889242

DSP/legal  
for comments.

DPO/DIKhan  
29/03/2021

Allowed

DPO/DIKhan  
30/03/2021



50 ✓

OFFICE OF THE  
REGIONAL POLICE OFFICER  
DERA ISMAIL KHAN  
REGION

Dy. 10.9 /EC.  
DL 13-01 /2021

No. 206 /ES, Dated DI Khan the 12/01/2021

**ORDER**

This order is aimed to dispose of the departmental appeal of Ex-Constable Muhammad Shakeel No.541 of District Police DIKhan against the Major Punishment order i.e. Dismissal from Service by DPO DIKhan vide OB No. 2034 dated 30.09.2020, on the score of following allegations:

Facts of the case are that he while posted at DSB DI Khan, facts finding enquiry and CER revealed that he leaked sensitive information to the accused involved in anti-state activity and both the raids were fruitless because of giving information to Qari Ejaz (accused) from his mobile No.0342-9061323 and intentionally led the raid team to wrong direction.

He was issued Show Cause Notice and reply to the same was received by DPO D.I.Khan and found unsatisfactory and also opportunity of hearing on 29.09.2020. Hence, DPO D.I.Khan has passed the order dated 30.09.2020.

He preferred an appeal to the undersigned on 27.10.2020 against the order of DFO D.I.Khan. His appeal was sent to DPO DIKhan for comments and to provide his service record vide this office letter No. 9468/ES dated 28.10.2020. DPO DIKhan vide his office memo: No. 6744/EC dated 06.11.2020 has provide the service records and furnished the comments on the subject appeal.

The undersigned perused the file of the appellant thoroughly as well as heard him in person in Orderly Room dated 06.01.2021. The appellant did not satisfy the undersigned regarding allegations leveled against him.

Therefore, I, YASEEN FAROOQ, Regional Police Officer, Dera Ismail Khan, in exercise of the powers conferred upon me under Rule-11(4)(a) of Police Rules 1975 amended 2014, uphold the Major punishment of Dismissal from Service awarded by DPO D.I.Khan and his appeal is hereby rejected.

EC/OHC/01  
13/01/2021

*[Signature]*  
REGIONAL POLICE OFFICER  
DERA ISMAIL KHAN

No. 207 /ES  
Copy of above is sent to the DPO DIKhan alongwith service records i.e. Service Roll & Fauji Missal w.r.t his office memo: No. 6744/EC dated 06.11.2020.

*Pls attached*

*Copy of S-Roll & F-Missal*

OB 86  
DL 13-01-2021

*[Signature]*  
REGIONAL POLICE OFFICER  
DERA ISMAIL KHAN

Department No. 132

(a) Application received on 31.7.2020

(b) Copying fee accepted on \_\_\_\_\_

(c) Judgement recd for copying on \_\_\_\_\_

(d) Name of applicant Ex-Constable Muhammad Shakeel

(e) Service No. 541

(f) Urgan fee \_\_\_\_\_

(g) Name of copyist \_\_\_\_\_

(h) Copy prepared on 3.2.2021

(i) Copy delivered on 14.2.2021



OFFICE OF THE  
INSPECTOR GENERAL OF POLICE  
KHYBER PAKHTUNKHWA  
PESHAWAR.

ORDER

This order is hereby passed to dispose of Revision Petition under Rule 11-A of Khyber Pakhtunkhwa Police Rule-1975 (amended 2014) submitted by Ex-FC Muhammad Shakeel No. 541 (late). The petitioner was dismissed from service by District Police Officer, DIKhan vide OB No. 2034, dated 30.09.2020 on the allegations that he while posted at DSB DIKhan, facts finding enquiry and CDR revealed that he leaked sensitive information to the accused involved in anti-state activity and both the raids were fruitless because of giving information to Qari Ejaz (accused) from his mobile No. 0342-9061323 and intentionally led the raid team to wrong direction. A case vide FIR No. 1133, dated 29.09.2020 U/S 186/201/217/221/222/225A PPC/118 Police Act, Police Station Cantt: DIKhan was registered against him. His appeal was rejected by Regional Police Officer, DIKhan vide order Endst: No. 206-07/ES, dated 12.01.2021.

Meeting of Appellate Board was held on 26.10.2021. Petitioner in his revision petition contended that he was discharged from the case by the court of Additional Session Judge-I, DIKhan vide Judgment dated 18.03.2021.


Keeping in view his long service of 25 years, 05 months & 26 days, the Board decided that his punishment of dismissal from service is hereby converted into compulsory retirement from service.

Sd/-  
(MOAZZAM JAH ANSARI) PSP  
(QPM, UNPM, NSWC)  
Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.

No. SI 4401-07 /21, dated Peshawar, the 26.11. /2021.

Copy of the above is forwarded to the:

1. Regional Police Officer, DIKhan. One Service Roll and one Fauji Missal of the above named Ex-FC received vide your office Memo: No. 2442/ES, dated 17.06.2021 is returned herewith for your office record.
2. District Police Officer, DIKhan.
3. PSO to IGP/Khyber Pakhtunkhwa, CPO Peshawar.
4. AIG/Legal, Khyber Pakhtunkhwa, Peshawar.
5. PA to Addl: IGP/HQrs: Khyber Pakhtunkhwa, Peshawar.
6. PA to DIG/HQrs: Khyber Pakhtunkhwa, Peshawar.
7. Office Supdt: E-IV CPO Peshawar.

  
(ZEESHAN ASGHAR) PSP  
AIG/Establishment,  
For Inspector General of Police,  
Khyber Pakhtunkhwa, Peshawar.



OFFICE OF THE  
DISTRICT POLICE OFFICER,  
DERA ISMAIL KHAN

Tel: (0966) 9280062

Fax (0966) 9280293

No. 6067/EC,

Dated. 30/09/2020

## ORDER

This order is aimed to dispose-off the Show Cause Notice against Constable Muhammad Shakeel No.541 under the Khyber Pakhtunkhwa Police Rules, 1975 (amendment 2014).

While he posted at DSB DIKhan, facts finding enquiry and CDR revealed that he leaked sensitive information to the accused involved in anti-state activity and both the raids were fruitless because of giving information to Qari Ejaz (accused) from his mobile No.0342-9061323 and intentionally led the raid team to wrong direction. This act shows his gross misconduct and lack of interest in official duty on his part, which is punishable under Khyber Pakhtunkhwa Police Rules 1975 (amendment 2014).

He was served with Show Cause Notice. Reply of the Show Cause Notice was received which was found unsatisfactory.

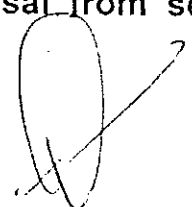
He was summoned in Orderly Room on 29.09.2020 to provide lawful opportunity of hearing. The official was heard in person in Orderly Room and given him opportunity of defence.

From the perusal of relevant record, the undersigned came to the conclusion that the charges levelled against the accused official have been established beyond any shadow of doubt.

Therefore, in exercise of powers conferred upon me under the ibid rules I, Capt. ® Wahid Mehmood, District Police Officer, DI Khan, awarded him a Major Punishment of "Dismissal from service", with immediate effect.

OB No. 2034

Dated. 30/09/2020.

  
Capt: ® WAHID MEHMOOD, PSP  
District Police Officer,  
Dera Ismail Khan



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110-10112  
 29-09-020

دستا

عہدہ

... کے لئے ...  
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