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HABIB BANK

Habib Bank Limited, Pakistan NEW ROAD, MINGORA MINGORA TEHSIL BABOZAI DISTT. SWAT

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CHARGE SHEET.

Li Emitiaz Áli, Supdt: of Police FRP, Malakand Range, Swat as competent authórity is hereby charge you Constable Muhammad Rahman 🏚 4376 of this Range, while presently serving in Platoon No. 75 District Bunin, vigu have taken an amount of @ Rs. 300000/- from Mr. Shah Fahad residential of village Odigram District Swat in connection with appointment as PASI in Police Bepartment. You paid an amount of @ Rs. 240000/- to Mr. Shah Fahad by hand 🚉t the remaining: amount @ Rs. 60000/- is still awaited. It has been observed號that before th能 matter, you have taken amount and fooled lot of people and given bogus cheque in connection with to remove the matter. You are cheater, embezzier and belongs to Gangland family. You have chosen a shape of ulcer and harmed the sanctity of Police and done a bad name to the Police Department in publicitional does not to desist your rele. Your this activity is a gross negligence on your part. Thus issued charge Sheet and Statement of allegation.

- 1.) By reasons of the above, you appear to be guilty of misconduct and. rendered yourself liable to all or any of the penalties specified in Rule-4. of the Disciplinary Rule 1975.
- 3.) You are, therefore required to submit your written reply within 07 days of the receipt of this charge sheet to the Enquiry officer, as the case may be.
- 4.) Your Written reply, if any, should reach the Enquiry Officer within the specifield period, failing which it shall be presumed that you have no defence to got in and in that case ex-parte action shall follow against you.
- 5.) Intimate whether you desire to be heard in person or not.
- A statement of allegation is enclosed. 6.)

Dated: 13/12/18

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DISCIPLINARY ACTION.

I, Lintia: Ali, Superintendent of Police, PRP, Malakand Range, Swat as competent authority, is of the opinion that he Constable Muhammad Rahffan No. 4376 of this Pange, while recently posted in Platoon No. 75 Bunit, has condered himself liable to be proceeded against departmentally as he has committed the following acts/omissions as defined in Rule 2(iii) of Police Rules 1975, as per Provincial Assembly of Khyber Pukhtoon Khwa Notification No. PA/Khyber Pukhtoon Khwa/Bills/2011/44905 dated 16/09/2011 and C.P.O, K.P.K, Peshawar Memo; No. 3037-62/Legal; dated 19/11/2011.

66)

STATEMENT OF ALLEGATIONS.

It has been reported that he, while posted to Platoon No. 75 committed the following acc, which is gross misconduct on his part as defined in Rules 2 (iii) of Police Rules 1975.

That he Constable Muhammad Rahmau No. 4376 of this Range, while presently serving in Platoon No. 75 Bastrict Bunit, you have taken an amount of @ Rs. 360000/- from Mr. Shah Fahad residential of village Odigram District Swat in connection with appointment as PASI in Police Department. You paid an amount of @ Rs. 240000/- to Mr. Shah Fahad by hand but the remaining amount @ Rs. 60000/- is still awaited. It has been observed that before this matter, you have taken amount and fooled lot of people and 5 ven bogus cheque in connection with to remove the matter. You are cheater, erabezzler and belongs to Gangland family. You have chosen a shape of vicer and harmed the sanctity of Police and done a bad name to the Police Department in public, and loss not to desist your role.

- For the purpose of scrutinizing the conduct of the said officer with reference to the above allegations, Inspector Bakht Zada FRP, Swat is appointed as Enquiry officer.
- The enquiry officer shall conduct proceedings in accordance with provisions of Police Rules 1975 and shall provide reasonable opportunity of defense and hearing to the accused officer, record its findings and makes within two ity five (25) days of the receipt of this order, recommendation as to punishment or other appropriate action against the accused officer.
- The accused officer shall join the proceeding on the date, time and place fixed by the enquiry officer.

Malakond Swat.

No. 1777-96 /MB, dated Saidu Sharif the 19/12 - /2018

Copy of above is forwarded to the:-

- Inspector Bakht Zada, FRP, Swat, for initiating proceeding against the accused officer/official namely Constable Muhammad Rahman Me. 4375 mager Police Rules 1975.
- Constable Muhammad Rahman No. 4376 Platoon No. 711.

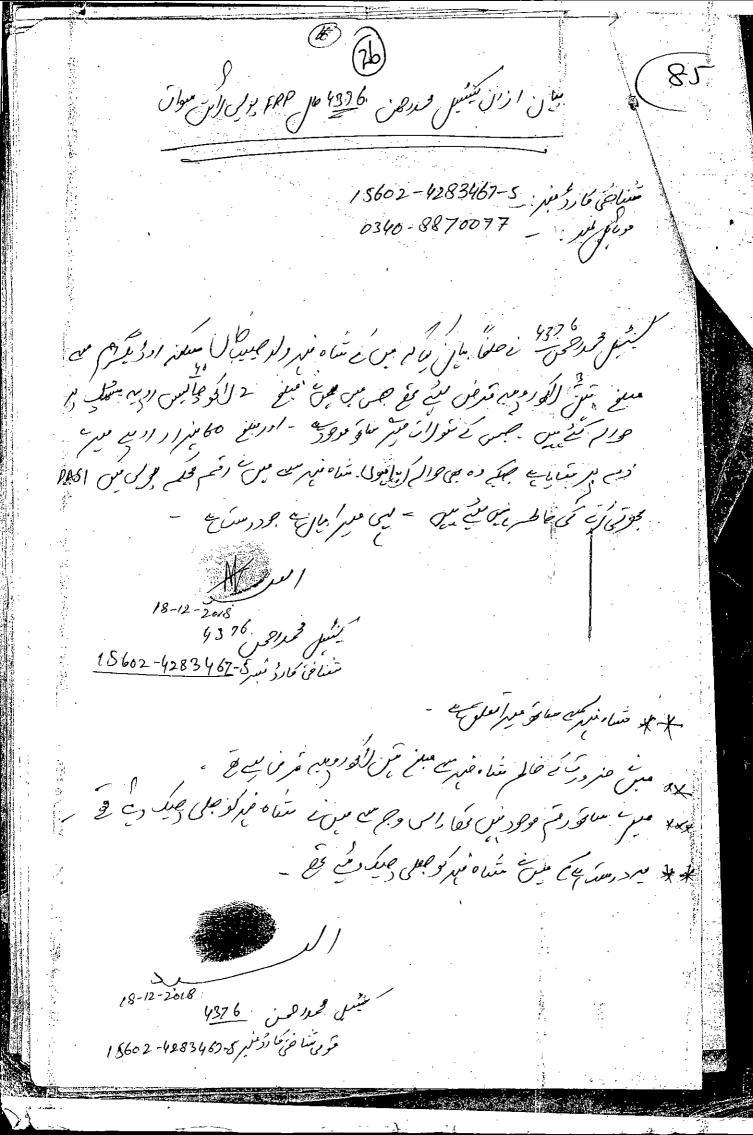
 With the direction to appear before the enquiry officer on the date, time and place fixed by the enquiry officer for the purpose of enquiry proceeding.

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la de live

4376 WERNE 03408870077 15602-4283467-5

84 اغراز ما صم س ساهم ولا جميد خان سكند اود كرام كعول فالوزى حوش حوس میں و امرا کرے کہ دیتا ہوں کہ فیز ارقان و لا مقام سکند 10 / 10 on 6000/- per 2 c/g plus ne 19 / 19/ 19/ فرامن وله منا سے عصول عد -سان سر دار حسب خان ا 15602-0516007-1 16500 30 0342-9083264 وراه درا. محسب عائم ولا سرهمند 15602-3607580-5 والمر عدد انه باخش ولا عبل الرقان 15602-4424 383-5

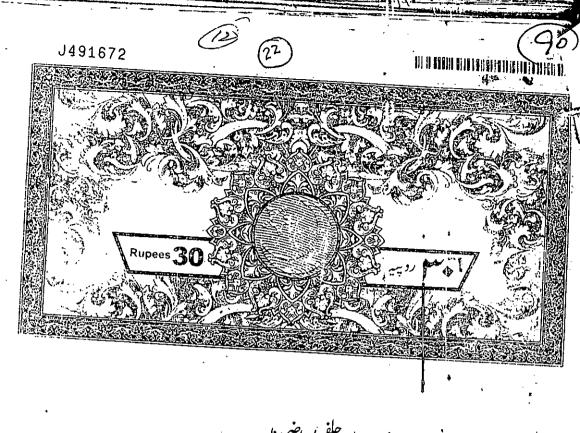


منان ازبن نيسيل ورون ١٥٥٥ ما جمع براس الرم مسوات 15602-4283467-5 pos, 6 6 li 0340-8870077 ور المن من المراز مر سال مود - ادر سن مع مرا ر ادب مرا رف در ما ما ما على وه بي والراز إليول ساه مير سي مير وقع ولا الول من الحال 2001. 18 colo 10 ch - di de de de cilos. 43 76 3113 pm 15602-4283467-5 mis 3/6 Expelie of the consider of & es de la gradina de como de ** مَوْرِيْسًا حَيْمًا رُدُسْمِ كَ-6048824- 2 1560

بالنازان انعاب من وله فلم الحان علنه اوديكر وم 15602-4424383-8 ping 0345-9519316 امنا على ولد فليل الآل سلمة اور برخي الفاطال من روم منسل قررافي عرب معدر الما فيرس مل قول اربع فك بول س المهم بول أي كافران من أفعا بالمن وله فلم رفان سَنَاحِيًّا رُسُ 5-4444383 44-2015 18-12-2018 20

) بان دران قبید می ولدیم منرسین او کیرم مَتُمْنَا حَيْ كَارِبُوْلُولِ كَ - 3607580 - 25602 0342-8649736 فری می وار میر سرسان اور بگرام عاصاً میا این که میشیل فررو فی ا ف من روبررسا من عدم قاله روی فکی کوری س ۱۸۹۱ مولای ک و غرض م مركز ميسير في رهن في المولا ع من المو في يولي من المو في يولي من المحام فوي (ولعا. ما حال فحررهی نے سا ہ نیم کو فکے برائی میں بوئ میں کا بع میں بھی فیے میں س س فروهن مناه نبر کو کوه ۱۹۶ دی دین میں این سی میرا یا اس -

مال ازال شاه من ولد جمیدال سلته او در مارام 03129083264 mily 15602-0516007-1 just Celin منداه عبد ولد عب المارا وزيرام في علما بنارين وسيسر قررا في الم في الله المورية الموسي المورية الموسي الله الم ولا فوروس فكم يول من الاجم فوى أى في فالم لي الله من وره قرا الاي الله الكوروس فكم من وره قرا الله الله الله ا فرفتم دداری میں قال مول کا رام مور تھے نسیار میں سرور ترین مرائے کے دو مرد جلی عرك مى ديتے تھے- اور انگرارك بعی دیتے تھے میں مروقت فیے والے بن مروقت فی والے بن ویک می دیتے تھے- اور انگرارك بعی دیتے تھے میں مروقت فی والے بن 36) jule is 1/2 do de le constitue 60000/- pur 1/2 24000000 ون مین مذکره نے مامل می ور ش کی سرا مان بے جو درست ا نناه فروله عين اورطرا) 15602-05 16007-1 justicolis به معدالین رسانی مرا تعلق می می اور شی مرا رست دال به بدر المعالم في المورس والمورس والمورس والمورس المعام في كان كامل سي لي يق من من رقم عرض درا عا-18/12/018 Jib cup No violin 15602-051600-7-1 1836 (3 Ling)



ا بیان طفی اراضی نامه

منک می شاہ فہدولد صبیب خان سکند محلہ ہارون آباداوڈیگرام تصیل بابوز کی ضلع سوات بروئے تحریر ہذا بموجودگی گواہان ذیل اقرار اور سکت می شاہ فہدولد صبیب خان سکند محلہ جابہ ڈاگ سیدوشریف تحصیل بابوز کی ضلع سوات ایک ارخواست، بغرض قانونی کاروائی ایس پی FRP سوات کو دی تھی ۔ جس نسبت من مقر نے مسمی محمد رحمان کیساتھ خاتی راضی نامہ کیا درخواست، بغرض قانونی کاروائی ایس پی FRP سوات کو دی تھی ۔ جس نسبت من مقر بغران نہوں ۔ نیز مسمی محمد رحمان نہ کورہ مزید مقدمہ بازی کے خواہاں نہوں ۔ نیز مسمی محمد رحمان نہ کورہ بالا کے خلاف ہے ۔ من مقر بغریدراضی نامہ برخلاف میں محمد رحمان مزکورہ بالا کے خلاف مزید قانونی چارہ جوئی کا خواہاں نہیں ہوں راضی نامہ برخور بیان کے خواہاں نہیں ہوں راضی نامہ برخور بیان کے خواہاں نہیں موں راضی نامہ کورہ بالا کے خلاف مزید قانونی چارہ جوئی کا خواہاں نہیں ہوں راضی نامہ کورہ بالا کے خلاف مزید قانونی چارہ جوئی کا خواہاں نہیں ہوں راضی نامہ کورہ بالا کے مقد میں سے کے بہترین مفاد میں ہے لہذا درخواست ہذا کو بلامزید کاروائی داخل وفتر کیا جائے ۔ لہذا راضی نامہ کھودیا گیا تا کہ مندر ہے ۔

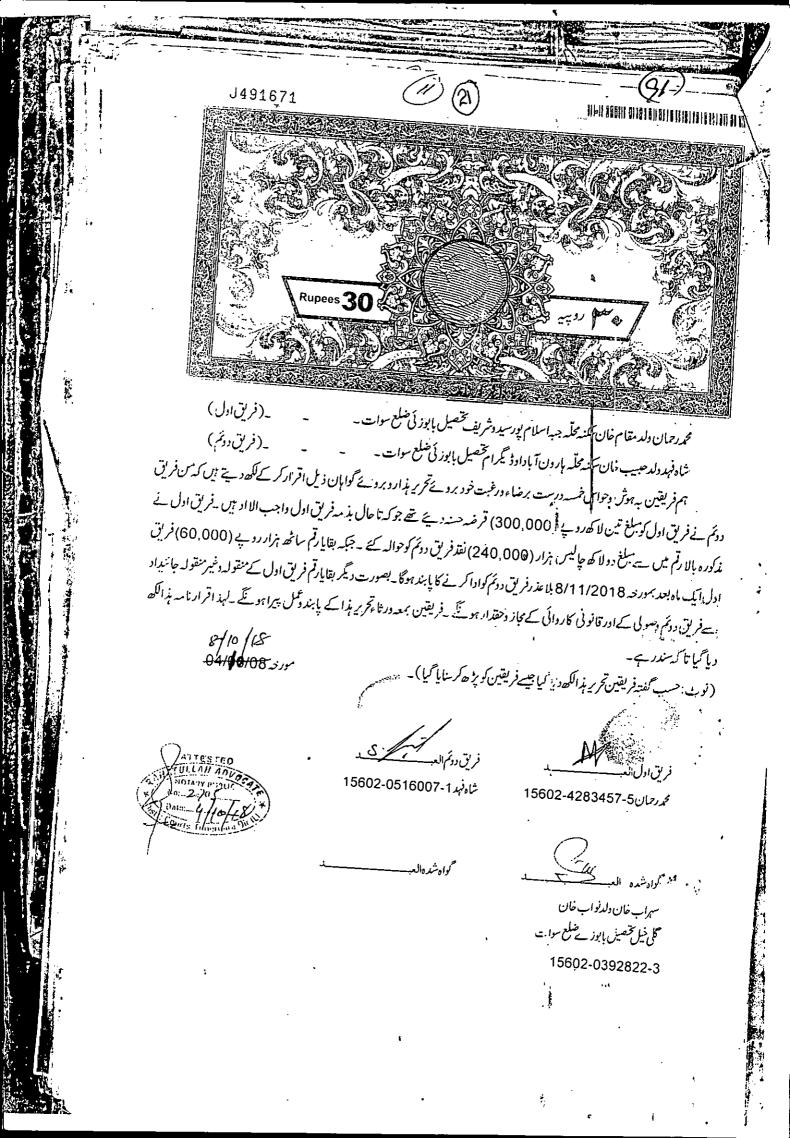
مودند 8/10/2018



شاه فبد 1-15602-0516007

سمواه شدالعي

گواه شده العب سهراب خان ولد نواب خان گی خیل مخصیل با بوز نے شکع سوات 15602-0392822-3

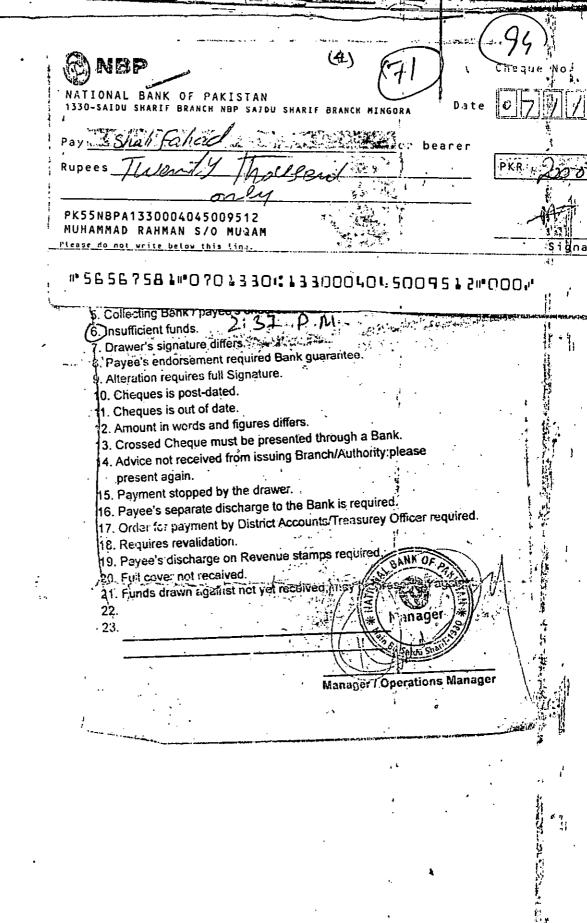


92) افرار اس مِنْ سَدُومِ وَلَا حَلَيْ عَانَ سَانَ اوْدُكُورًا مُعَالِ عَالْقِ وَكُورًا مُعَالًى عُولُونَ مُوسَى سی امرار کے کا دیتامیں کہ ایم زمان و لا مقام سکند 10 (1) Les 6000/- 10) 2 (1) July med 20 (1) 14 (1) - is due on find of Oleges. ili in ele que ola 15602-0516007-1 16601 0342-9083264 10 on de 18 10/9 ولاه الرواء الفايا عين ولا خام الرقان 15602-4424 383-5

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| 8. Payee's endorsement required Bank go | uarantee. | | | | |
| Alteration requires full Signature. | • * | • | | | • |
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| Amount in words and figures differs. | • • | i, | ٠ | | |
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(10) poli 1/9/17) (95) Ux 6, 20 6/1/3/6/0 4376 pt 18/3 /m/cm المان درود سر المان المان المراع المان المراع المان الم وعرب کا مر ر برکا - لعورت دیر میرب طراف و کی الحل المرورة الوالى عادر فواست نرزه عاده المراجي المراجي المراجي المراجية ا 4376, NU 12/ 2 / Lind Cind سيعنه مال - يونس لاش الهم ما المعلى المعالم المعالى 18-09-2018 eige المال على قال ولد في على قال أن نشور سير سوات 06 de 01din Bate

سان ازال کسیل قدر عن 4376 بوالول 15 متعبہ FRP بولس لائن کیا میان ازال کسیل قدر عن 4376 4370 و مائل مر شیاخی کارزمری 4283467 و مائل مر 333334 - 33334 مومائل مر

ك المرحل من 4376 ع حلفة سال كا- كم صمني سناه جميرولر حسب حال سكيم مارون أراد اور عرام سے مع صلى ملے ولا كا دورسم سال 2017 مير عرص برك في مشا مهر في حب جهوسه اله وقم كا مطالع كما لواس رقد عيرت ساء رقم موجوريس سے - مس عال صول كرے ہوئے سا مهاك ومم كا ططر رؤ عدد جلك فرا حلك فرى - 5656758 ورضر 150 70 19 10 10 10 2017 100000 20 15 5656 75 83- 5/ 100000 20 des ایم لاکھ روید نیستیل بنک میس برایخ سیروشریف رہے ۔ اور کہا کہ میں کرہ رفر بینک سے حاصل کریں مرب 1 کاونٹ میس اس وقت میں بھی نیس کے اس کے اس کو جود نیس عقی اس کے اور میں اس کے در فرم موجود نیس عقی اور میں اس کے اور میں مور حسر مار مطالبہ کرتا رہا۔ اس کے اصر مور حسر مار مطالبہ کرتا رہا۔ اس کے اصر مور حسر مار مطالبہ کرتا رہا۔ اس کے اصر مور حسر مار مطالبہ کرتا رہا۔ اس کے اصر مور حسر مار مطالبہ کرتا رہا۔ اس دے کے تعلق ایک افرار نامہ کواہ افتاب خیس کے رو برو افرار نامے ملے دیا ۔ کم مند کر شیس لاکھ ردیم میس شیش اغساط میں اداکرو لیگا۔ ind ind 3: 10 but 1 Us read ond 23/1t build ind 1/4. اورا حرى فسيط مورهم 12 كو ادا كرو نفا- اقرارا مرور ميرا اور شاہ میں کا اور کو اہ افتاب حسین کا رستھ ٹیک ہے۔ چونکم حسرے ساء رغم ور بی مو جور بندں ہے۔ اس وجہ سے میں نے ٹالوسول كرة عري المراقرار مائ ورفر 2° 10 كر الك اور افرار ما قر محر مر كروا كروس اس كا مبلغ نيش لا كوروس م 20 كو ورست فررم والى مرولقا - وى كراب لى مر العالم و كرو میں ہے۔ مرس وجر میں عامال شاہ مبدر کو رقم والس نس کا ی مرا بان ہے۔ جو دوست ہے۔ ال FAT LELL 4376 416 150 Men 150 06/10/2018

MIC = 15602-4283467-5=40B=0340-8870077

عرب المراق ميل من ألوروس الأوروس المراق ا مر مر من ع شاہ فہر کو لوکسن جیک اس کے دیے ہیں کے عبر ياس ره مو جودشن تفا-م جھے یہ علم سے کہ لوکس جبکوں ہم جمہدے خلاف قالونی کاروال عامل بہن کے ہے۔ اور شن ہی میں نے فیڈ کور کو روکش من او pasi کرنے کا جمالیہ ویا ہے۔ كَتُمْ فِي دُولِي 4376 كِلَّ لُوْلُولُ 15 NIC = 15602-4283467-5=MOB=0340 8870077 0333-33333334

ى مَدْدُكَ مِدْرُ يَرِيدُ مِنْ مِنْ الْمُوارِي بِمِنْ الْمُسْتِيلِ الْمُدِرِمِ مِنْ مِنْ مِنْ 4376 مِنْ الْمُون فا مَدْدُكَ مِدْرُ يُرِيدُ مِنْ الْمُوارِي بِمِنْ الْمُسْتِيلِ الْمُدِرِمِ مِنْ الْمُرْكِمِينِ مِنْ الْمُرْكِ ومنون إوسال الثرة الفي مدرات لي من الماس والتهام

13/12/2018 مورى 70/EC مورى 1376 كى خلاف جارج شيئ نمبر 70/EC مورى 13/12/2018 كى خلاف جارج شيئ نمبر 70/EC مورى 13/12/2018 اور تليطيون اف أليكيشن نبر 98/EB ورند 8 1/12/20 جارى بوكراتكوائرى من النيم تركوحواله بموكريًا غذات موسول بويد 4 اور تليطيون اف أليكيشن نبر 98/EB

ي تسب مذاليات وازى شروع كائى ما يدان الكوائرى ولى كسان كى موانات المحديد كى گى

الله المهدولية المستريد الماسية الموادية الماسية الموادية

مجيب عالم ولد بهرامند سكنداود بكرام واست

ا فَمَا سِبِ مِنْ وَلَهُ عَلَيْلِ الْرِيمَانَ كَنْهِ الْوَدُّ كَيْمِ الْمِ مُوامِنَا(14

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it is filled at 12-4376 in the sold in the PAS! محرتی کرنے کے واسطین انکیرو یہ انتے تھے کلٹیمل پرکورہ نے مجھے تک پہلیس طاری تین کیا ہے اور جسب الله المراقع المراقع المراكم المراكم المراكم المراكم المراجع والمرجع المنطق المراقع ال مين وي الله الماري والله الماري والمري كا تومورن 08/10/2018 كونسليل مي رحيان نمبر 4376 من الماري المراد الله ا 2-1915(1)1000(1)1500001-)1500(1500001-)1500(1500001-)1500(1500001-)1500(1500001-)1500(1500001-)1500(1500001-) جار مال حوالہ تاہم کی ہے۔ کر اس سوالا سے میں تھے رہاں کے ساتھ رنہ الکا کر آیا تائی نور ندر شد ہے والے اس نے سرف تاریال حوالہ تاہم کی ہے۔ کر اس سوالا سے میں تھے رہاں کے ساتھ رنہ الکا کر آیا تائی نور ندر شد ہے والے اس نے سرف PASI مجرق كر له يحرش بيرويج تنفيذ كرقرض شاه فهد كابيان لفسها الورقائل طلاخل بيج

صحابان عجيب عالم وأنه مبرامند أور افحاب صين وأرخلل الرحمان ساكنان اود مجرام مواسته في المستقال عن المستقال وضاحت كي جيك في رسان مر 376 في اران كروروشاه فيد ولد صيب حال سكنداوؤ كارا الوات منظمة المان الكار روپے تھے۔ پولیس جی اور ق کر نے کے اس کے بیانات لف باز اور قابل طاحلہ ہے۔ اس کے بیانات لف باز اور قابل طاحلہ ہے۔ كنظيل محد رجان فير 373 ك استج عيان على وضاحت كى بحرك في الله فيد سي بلغ على لا كالدوسية (١٠٥٥٥٥٥) قرض كير يشري شاريان في المارين في الماريون الما BETTASICA ME PER LE LANGE LE MARTINE CESTE LA COMPANIONE CONTE A De Charles Secretario Com solo Ca 1370 de Charles Secretario Com Mayor Land Control Color

رو پیقرش لینداور آم می جووند و سند پر جولی بیک وال کر سند کاز کرکیا-المالية من المالية بر 4376 في المالية بر 10/EC ورف 13/12/2018 ورف 13/12/2018 والمعلق المالية المالية المالية ا ما تايم . لغ دولا كه مها أزار روسه على في تاريخا من «يميرى أو نو كا بيال محرره 10/10/2018 اور ساده سفيد كا فازير م

المن المعالم والمال عالم المال
一一三四個人工作中在51二次人工是一个工作工作工作工作工作工作工作工作工作工作 روان أمر 4376 £ 13/07/2015 من 381 مرد 381/2015 جم 489/420/PPC و 13/07/2015 قال وربيروشريات كا . سوات درج رجشر فرود چکا ہے۔ جس میں مذکورہ شکول نے راعنی نامیر کے جس کی فائٹلہ تک راپور ملے اور اواف ہے۔ (1) - الرياطي المنظمين المنظم المنظم المنظم المنظم والمنظم وا ではいるもったというではいいいでいいのはないでは、中でいるのでのできまっていましてとして (۲) . ای طرح کشیل نور در ان نمبر 376 این ما موکل ولد نیاز توسکن شکی خطع صوال سے پہلیس میں بھرتی کرنے کے "). ان مُرى سواب عان والدنواب عال كالدراي الله المعالي أن المحال أن مر 4376 في المراق المراق المراق المراق الم رليورث العراة لتحب سبب كريراع الفرايقين في الكراض فاركيام القل درخواست وفيعال DRC الراه الناسم التي المركيام الماليم القلام الماليم ا ا المراق المسلم المراق المراق من المراق الم 107 デールニュールム 4376 アンセンタンサイグではいる 単いるかがメタントア 4375 Auto Jet Co Colon Jay Comedo Wing word 489/1000 20102/2013, don يه أن المن ما مسام المنظمة الماري منه المراولات المنات مادات ووافعار مادار موادات سندر شعادم موقات کر جملوالزارات مندنجه وارج هیدنده و مناهم فالوره ئے ال معاملات میں اوشان کا میں کی اور بروہ راقتی نا اسکیا ہے تھے۔ بولیس تکی اور تے اور ایک کی اسلول سے مشارف الولال كوديوكي بن ذال دوري كالماكن بي الماكن في الماكن كالمالين كالمالين الماكن الماك على المراكب في إلى المراكب 4376 على على المراكب كيان بالكروسية كالعقاد على عامل الراكب المراكب المراكب المراكب مىدىنى ئىلىنىڭ كىدۇرىڭلىلى ئىكىدىنىڭ كۆلۈكۈن شەلۇپىقىڭ ئىكىكىتىنى ئىلىلىك مىدىدىنىي بىلىنىڭ ئىلىلىلىنى ئىلىلىنى لية اووران الكراري الراحة في معكر في مرا وكي خاص إلى عند إلا أسران إلواقي و السياسي المران الساء م - 4- Mary a fitte the إيبارا الكافرى الجسر E.C Issue final Show couse الأورور في الكريق موارت و notice 27/12/2108_5.5



BEFORE THE SUPERINTENDENT OF POLICE FRP MALAKAND RANGE SWAT

Muhammad Rahman No.4376. Platoon No.75 District Bunir

Reply to the final Show Cause Notice

Respectfully Sheweth;

That the Petitioner submits as:

- 1) That the as per allegation mentioned in the final show cause notice I am innocent and has not been involved in any such charges level against me.
- 2) That One Shah Fahad is not given me any kind of bribe money nor I made any promise to appoint that person in Police Department, neither I am the appointing authority for the post of PASI nor I have any source of appointment of PASI.
- 3) That the person Shah Fahad is a closed relative of MPA Muhibullah Khan of District Swat. Shah tahad is my friend and due to friendly relation I took Qarz-e-Hasana from him, but he latter on annoyed from me and used his political background to take the Qarz-e-Hasana from me. (Copy of statement of Shah Fahad to exonerate me from the allegation leveled by him is attached).



- 4) That due to political background of Shah Fahad my personal activities of taking loan from him has been converted to departmental proceedings with out any just cause.
- 5) That till date no such complain has been available against me, nor any body has reported against me.
- 6) That petitioner is a poor person and his kept unblemished record at the entire service.
- 7) That the inquiry officer has not given me any opportunity of personal hearings nor given me any show cause notice or opportunity of explanation regarding the allegation leveled against me by Shah Fahad on his strong political background.
- 8) That currently there are Civil litigation and cases pending against Shah Fahad at the court of Senior Civil Judge Swat. Shah Fahad want to take extra advantage of his political background and influence me in the case titled Sohrab Vs Muhammad Rahman. Sohrab is the uncle of Shah Fahad who is also party in the same case and they have blamed me on variety of allegation.
- 9) That I have not given any cheque or taken any money from any other person therefore the allegation is false.
- 10) That the inquiry officer has not followed the law while conducting the inquiry.
- 11) That I am falsely blamed by Shah Fahad with out any just cause, with out any solid reasons, with out any



solid justification and proof, hence the inquiry needs to be filed with out any adverse remarks against me.

12) That if opportunity personal hearing is provided to me I may kindly be able to further clarify and defend the fake allegation of one political background person Shah Fahad.

Therefore it is very humbly prayed that on acceptance of this reply the inquiry may kindly be declare illegal void ab initio, against the facts and justice against the service laws and may kindly be filed with out any adverse remarks and without award of any punishment to the petitioner.

Your Obedient:

Constable Muhammad Rahman
No.4376 FRP Platoon No.75
Disrict Bunir, Currently Posted at
Kabal Police Line District Swat.

Dated: 09-01-2019

Dismissed from Service



OFFICE OF THE
SUPERINTENDENT OF POLICE,
MALAKAND RANGE, SWAT,
Telephone & Fax. 0946-9240258.

No. 163-66 /EC, dated Saidu Sharif the 3/ / 01 /2019.

ORDER.

This order will dispose of departmental enquiry against Constable Muhamnad Rahman No. 4376 of this Range. He while posted in Platoon No. 75 of District Bunir was alleged of gross misconduct as he was involved in defrauding General Public by using Police name. It has allo been learnt that he has several times told people that he was personal driver of I.G.P and can easing get any work done to extract money from them.

it has been reported that the delinquent Constable had taken an amount of Rs. 300000/- from one namely Shah Fahad R/O Odigram District Swat by claiming that he would enlist him as PASI in Police department. Later on, when his fraud was exposed, the applicant demanded that his money be returned but hardly could he managed to recover Rs. 240000/-. In order to pacify the applicant, the Constable under enquiry gave him a bogus cheque which was followed by a regular enquiry against him. He was issued charge sheet and statement of allegation vide this office No. 70, dated 13/12/2018 and Inspector Bakht Zada was appointed as enquiry officer to carry out a regular enquiry against the Constable under discussion. The enquiry officer carried out the needful and reported that the Constable under enquiry was in practice of defrauding people in the name of Police which was stigmatising the whole department and harming sanctity of the Force. The enquiry officer further reported that apart from the instant enquiry, the delinquent Constable has earlier several times been held guilty of defrauding people. The enquiry officer recommended major punishment for the Constable.

It is worth mentioning here that the Constable had also earlier defrauded one namely Majid Ali R/O District Swabi by taking Rs. 350000/- from him to enlist him in Police Department. In this connection an enquiry was carried out against the Constable in which he was found guilty of gross misconduct but keeping in view poor family background of the Constable and his firm assurance of not repeating the mistake, a lenient view was taken. He was awarded punishment of time scale vide this office O.B No. 112, dated 02/11/2017.

Police. He has many times been found guilty of gross misconduct defrauding people and giving them bogus cheque. By doing so he is spoiling image of Police and stigmatising the whole department. He is bringing a bad name for Police and harming sanctity of the Force. His conduct is detrimental to discipline and his further retention in Police is bound affect discipline of other personnel of the Force. He could not further be retained in Police. Hence, in exercise of the powers vested in the undersigned under Rules 2 (iii) of Police Disciplinary Rules-1975, I Haji Imtiaz Ali Superintendent of Police, FRP, Malakand Range, Swat being competent authority, am constrained to award him major punishment of dismissal from service with immediate effect.

"ORDER ANNOUNCED" -

Superintends of Police, FRP, Malakand Range, Swat.

No & Date Even.

Copy of above is forwarded for favour of information to the:-

- 1. Worthy Commandant FRP, Khyber Pukhtoon Khwa Peshawar please
- Inspector Bakht Zada Khan Enquiry officer, FRP, Timergara at Dir Lower.
- 3; Pay Officer, FRP, Swat.

l. OASI, FRP, Swat.

For information and necessary action,

Superintendicul of Police, FRP

Malakand Rang Swat.

39/01/2019

O.B No. _// Dated._ 31 /01/2-019

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

| No. | |
|---|--|
| | Appeal No |
|) I | |
| cyc | P. P. C. F. H. C. Respondent No. |
| | |
| Notice to: — | Distt Police Officer Swart. |
| WHER | EAS an appeal/petition under the provision of the North-West Fronti- vice Tribunal Act, 1974, has been presented/registered for consideration, |
| the above cas | be by the petitioner in this Court and notice has been ordered to issue. You a med that the said appeal/petition is fixed for hearing before the Tribun |
| *on5 | at <u>8.00 A.M.</u> If you wish to urge anything against the titioner 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 a ly supported by your power of Attorney. You are, therefore, required to file |
| this Court at | least seven days before the date of hearing 4 copies of written statements of the control of |
| default of yo | our appearance on the date fixed and in the manner aforementioned, t on will be heard and decided in your absence. |
| given to you address. If you address give | of any alteration in the date fixed for hearing of this appeal/petition will by registered post. You should inform the Registrar of any change in you fail to furnish such address your address contained in this notice which to in the appeal/petition will be deemed to be your correct address, and furthed to this address by registered post will be deemed sufficient for the purposite tition. |
| Copy | of appeal is attached. Copy of appeal has already been sent to you vide |
| - | Nodated |
| Given | under my hand and the seal of this Court, at Peshawar this |
| Day of | Sept from \$ 20 68 |
| · . | |
| Mt cami | Quilt Swart Registrar, |
| | Registrar, Khyber Pakhtunkhwa Service Tril Peshawar. |
| Note: 1. The | hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays. ays quote Case No. While making any correspondence. |

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

| No. | 730 |
|--|---|
| • • | Appeal No 720 of 2018. |
| | Appeal No |
| Zigd | P, P; O, O-7(66 K, P, K Respondent |
| Notic | Supposintendent of Police FRP Mulakand Ronge Swart |
| | Malakand Konge smart |
| the a hero *on. app the Adv this alon defi | WHEREAS an appeal/petition under the provision of the North-West Frontier ince Service Tribunal Act, 1974, has been presented/registered for consideration, in hove case by the petitioner in this Court and notice has been ordered to issue. You are by informed that the said appeal/petition is fixed for hearing before the Tribunal at 8.00 A.M. If you wish to urge anything against the ellant/petitioner you are at liberty to do so on the date fixed, or any other day to which ease may be postponed either in person or by authorised representative or by any ocate, duly supported by your power of Attorney. You are, therefore, required to file in Court at least seven days before the date of hearing 4 copies of written statement gwith any other documents upon which you rely. Please also take notice that in all of your appearance on the date fixed and in the manner aforementioned, the eal/petition will be heard and decided in your absence. |
| add add not | Notice of any alteration in the date fixed for hearing of this appeal/petition will be n to you by registered post. You should inform the Registrar of any change in your ress. If you fail to furnish such address your address contained in this notice which the ress given in the appeal/petition will be deemed to be your correct address, and further ce posted to this address by registered post will be deemed sufficient for the purpose of appeal/petition. |
| | Copy of appeal is attached. Copy of appeal has already been sent to you vide this |
| off | ce Notice Nodateddated |
| <i>,</i> | Given under my hand and the seal of this Court, at Peshawar this |
| . Da | of Septuble V8 |
| | tempount Swart |
| | Registrar, |
| | Khyber Pakhtunkhwa Service Tribunal, |
| 1 ' | > Peshawar. |

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

Note:

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

| No. | | | | | |
|--|--|---|---|---|--------------------------------------|
| | Appeal No | · , 7 | 20 | of 20 18_ | |
| **** | Muham | madversus | 20 ahman | pellant/Petitioner | |
| <i>ad</i> | 19, 19, 0 | Of 1100 | [<, [] [<,] cspondent No | .J.Bespandania | •••• |
| Notice to: — | ρ | / | , , , , , , , , , , , , , , , , , , , | 2 | , |
| Nonce to: — | Kasional | Police | Office | al Soid | <i>u</i> - |
| WHEREA | S an appeal/pet ce Tribunal Act, | ition under th | e provision of | the North-West | Frontier |
| the above case b | by the petitioner is different the said | in this Court an appeal/petition | d notice has bee is fixed for hea | n ordered to issu aring before the | e. You are Tribunal |
| appellant/pet/fi | oneryou are at li e postponed eith supported by you | iberty to do so o ner in person o | n the date fixed, r by authorised | , or any other day representative | y to which or by any |
| this Court at le alongwith any default of your | supported by you east seven days b other document appearance on will be heard an | pefore the date is upon which the date fixed | of hearing <u>4 co</u> you rely. Please and in the ma | <u>pies</u> of written : e also take notic | statement ce that in |
| given to you by address. If you i | f any alteration i registered post fail to furnish suc n the appeal/peti o this address by i ition. | . You should in ch address your tion will be deer | form the Regist address contain ned to be your co | rar of any chan ed in this notice orrect address, a | ge in you which the nd furthe: |
| – | appeal is attache | ed. Copy of app | eal has already | been sent to you | u vide thi |
| office Notice No | O | dat | ed | ********** | |
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| Day of | •••••• | Sipi | fur /) 18 | • | |
| at comp | loudt Su | rart | | Registrar, | |
| | | | Khyber Pakhtu | nkhwa Service Peshawar. | Tribuna |

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

| No. | ~ 3 |
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| | Appeal No |
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| · · · · · · · · · · · · · · · · · · · | Commandant Foontiet Kesseved 12/11 |
| Notice t | commandant Foontier Reserved Palling. O: - K.P.K aut Perhaway. |
| • | WHEREAS an appeal/petition under the provision of the North-West Frontier |
| theah | ove case by the petitioner in this Court and notice has been ordered to issue. You are |
| hereby | y informed that the said appeal/petition is fixed for hearing before the Tribunal |
| annell | ant/retitioner you are at liberty to do so on the date fixed, or any other day to which |
| Advoc | se may be postponed either in person or by authorised representative or by any ate, duly supported by your power of Attorney. You are, therefore, required to file in |
| this C | ourt at least seven days before the date of hearing 4 copies of written statement with any other documents upon which you rely. Please also take notice that in |
| defau | t of your appearance on the date fixed and in the manner aforementioned, the |
| appea | l/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 to you by registered post. You should inform the Registrar of any change in your |
| addre | ss. If you fail to furnish such address your address contained in this notice which the |
| addre | ss given in the appeal/petition will be deemed to be your correct address, and further posted to this address by registered post will be deemed sufficient for the purpose of |
| | ppeal/petition. |
| | Copy of appeal is attached. Copy of appeal has already been sent to you vide this |
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| | Registrar, Khybér Pakhtunkhwa Service Tribunal, |
| - | 2 h - OCI 2 Peshawar. |
| Note: | 1. The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays. |

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

| NO. | 720 18 |
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| | Appeal No |
| | P, P, O Vensus K, P, K, Perhand |
| Notice to: — | Provincial Police Office at K,P,K |
| Province Sei the above cas hereby infor *ona appellant/pe the case may Advocate, du this Court a alongwith a default of ye | EAS an appeal/petition under the provision of the North-West Frontier ryice Tribunal Act, 1974, has been presented/registered for consideration, in se by the petitioner in this Court and notice has been ordered to issue. You are round that the said appeal/petition is fixed for hearing before the Tribunal at 8.00 A.M. If you wish to urge anything against the titioner you are at liberty to do so on the date fixed, or any other day to which y be postponed either in person or by authorised representative or by any lly supported by your power of Attorney. You are, therefore, required to file in t least seven days before the date of hearing 4 copies of written statement my other documents upon which you rely. Please also take notice that in our appearance on the date fixed and in the manner aforementioned, the ion will be heard and decided in your absence. |
| given to you address. If you | of any alteration in the date fixed for hearing of this appeal/petition will be by registered post. You should inform the Registrar of any change in your ou fail to furnish such address your address contained in this notice which the n in the appeal/petition will be deemed to be your correct address, and further d to this address by registered post will be deemed sufficient for the purpose of petition. |
| Сору | of appeal is attached. Copy of appeal has already been sent to you vide this |
| office Notice | Nodateddated |
| Given | under my hand and the seal of this Court, at Peshawar this |
| at camp | couct Swart Registrar, |
| - | Khyber Pakhtunkhwa Service Tribunal, |

Peshawar.

2. Always quote Case No. While making any correspondence.

Note:

^{1.} The hours of attendance in the court are the same that of the High Court except Sunday and Gazetted Holidays.

- unsatisfactory by the competent authority. (copies of Show cause notice and his reply is attached as annexure "D" and "E").
- ix. Incorrect and denied. The allegations are false and baseless as proper enquiry was initiated against the appellant and after fulfillment all codal formalities the impugned order was passed as per rules.
- The respondents may also be permitted to advance additional grounds at the time of arguments.

PRAYERS:-

It is therefore, most humbly prayed that in the light of aforesaid facts/submission the instant service appeal may kindly be dismissed with cost.

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL PESHAWAR

Service Appeal No. 720/2018.

<u>VERSUS</u>

- Provincial Police Officer,
 Khyber Pakhtunkhwa, Peshawar.
- Regional Police Officer, At Saidu Sharif, Swat.
- Commandant, Frontier Reserve Police Khyber Pakhtunkhwa, Peshawar.
- Superintendent of Police, FRP Malakand Range, Swat
- 5. District Police Officer,

District Swat......Respondents

WRITTEN REPLY ON BEHALF OF RESPONDENTS RESPECTED SHEWETH:-

PRELIMINARY OBJECTIONS

- 1. That the appeal is badly time barred.
- 2. That the appeal is not maintainable in the present form.
- 3. That the appellant is stopped by his own conduct to file the instant appeal.
- 4. That the appellant has no cause of action to file the instant appeal.
- 5. That the appellant has not come to this Honorable Court with clean hands.
- 6. That the appellant is trying to concealed material facts from this Honorable Tribunal.
- That the appeal has not been based on facts.

FACTS:-

- Correct rieeds no comments.
- Incorrect and denied. That a SMS complaint submitted by Mr. Majid Ali against the appellant before the respondent No. 1 stated therein that the appellant has took a sum of Rs. 350000/- as a bribe for enlistment as constable in Police Department. In this regard proper departmental enquiry was initiated against the appellant. During the course of enquiry he was found guilty of the charges leveled against him and awarded a suitable punishment of reduction in pay as time scale constable.
- 3. Para No. 3 is admitted to the extent that departmental appeal submitted by the appellant was thoroughly examined and rejected on sound grounds:
- 4. Incorrect and denied. As a copy of rejection order was earlier received by the appellant.
- 5. That the instant appeal may kindly be dismissed on the following grounds.

| APPEALING APPEALING We have a Respondent (S) Notice that your appeal has been fixed for Preliminary hearing, replication affidavitive cord arguments forder this Tribunal on at You may, therefore, appear before the Tribunal on the said date and at the said place either personally or through an advocate for presentation of your case, failing which your appeals had been dismissed in default. Chat Registrar, Khyber Pakhtunkhwa Service Tribunal, | KHYBER PAKHTUNK | | RIBUNAL, PESHAM | VAR. |
|--|--------------------------------|---------------------------------------|---------------------------|----------|
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