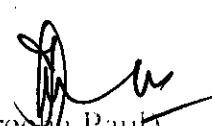


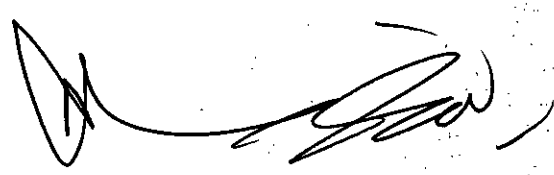
Service Appeal No. 10006/2020

4th October 2022 1. Learned counsel for the appellant present. Mr. Muhammad Adeel Butt, Addl: AG for respondents present.

2. The learned counsel for the appellant referred to the judgments of the august Supreme Court of Pakistan passed in civil appeals No. 537 to 539 of 2013 on 31.07.2013. In paragraph-5 of which it was observed that the persons (Police officers) though confirmed subsequently but their seniority had to be reckoned from the date of their appointment. It was further observed that they could not be treated differently when seniority of many other employees similarly placed had been reckoned from the date of their appointment. When confronted with the situation the learned AAG as well as learned counsel for the appellant agreed that the matter might be remitted to the department for reconsideration of the case of the appellant in the light of the judgment of the august Supreme Court of Pakistan after providing him opportunity of hearing and then pass a speaking order in accordance with law rules and judgments of the august Supreme Court of Pakistan within sixty days from the receipt of this order under intimation to this Tribunal through its Registrar. The appeal is disposed in the above terms. Consign.

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


(Farzana Paul)
Member(Executive)


(Kalim Arshad Khan)
Chairman

01.09.2022

Bench is incomplete, therefore, case is adjourned to
04.10.2022 for the same as before.


Reader

03.01.2022

Junior to counsel for the appellant present. Mr. Kabirullah Khattak, AAG alongwith Mr. Raziq H.C for respondents present.

Reply/comments on behalf of respondents are still awaited. Representative of respondents sought time for submission of reply/comments. Last opportunity is granted to respondents to furnish reply/comments on or before next date, failing which their right to submit reply/comments shall be deemed as struck off by virtue of this order. To come up for arguments before the D.B on 01.03.2022.



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

1-3-22

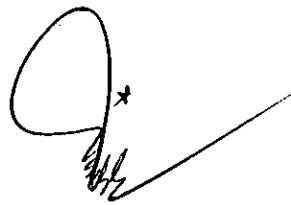
*Due to Retirement of the Hon'ble
chairman the case is adjourned to
come up for the same as before on
18-6-22*

Reader

16.06.2022

Clerk of learned counsel for the appellant present. Mr. Ahmad Jan, S.I alongwith Mr. Naseer-ud-Din Shah, Assistant Advocate General for the respondents present.

As previous date was changed on Reader Note, therefore, reply/comments on behalf of respondents 2 to 4 submitted today, which are placed on file. Copy of the same is handed over to clerk of learned counsel for the appellant, who sought adjournment on the ground that learned counsel for the appellant is busy in the august Peshawar High Court, Peshawar. Adjourned. To come for arguments on 08.08.2022 before the D.B.



(MIAN MUHAMMAD)
MEMBER (EXECUTIVE)



(SALAH-UD-DIN)
MEMBER (JUDICIAL)

8-8-2022

*Due to the Public holiday the case is adjourned
to 1-9-2022*

Reader

10006/2020

07.07.2021

Counsel for the appellant present. Preliminary arguments heard.

Points raised need consideration. The appeal is admitted for regular hearing, subject to all just and legal objections including of limitation. The appellant is directed to deposit security and process fee within 10 days. Thereafter, notices be issued to the respondents for submission of written reply/comments in office within 10 days after receipt of notices, positively. If the written reply/comments are not submitted within the stipulated time, the office shall submit the file with a report of non-compliance. File to come up for arguments on 18.11.2021 before the D.B.


Appellant Deposited
Security Process Fee

07/07/21


Chairman

18.11.2021

Appellant in person present. Mr. Muhammad Raziq, Reader alongwith Mr. Kabirullah Khattak, Additional Advocate General for the respondents present and requested for some time for submission of reply/comments. Adjourned. To come up for submission of reply/comments before the S.B on 03.01.2022.


(Salah-Ud-Din)
Member (J)

24.02.2021

The learned Member Judicial Mr. Muhammad Jamal Khan is under transfer, therefore, the case is adjourned. To come up for the same before S.B on 10.06.2021.


Reader

08.03.2021

Due to demise of the Worthy Chairman, the Tribunal is defunct. Therefore the case is adjourned to 09/08/2021 for the same as before.


Reader

07.05.2021

Due to demise of the Worthy Chairman, the Tribunal is defunct. Therefore, the case is adjourned to 24.08.2021 for the same as before.

Application for early hearing was accepted.
Fixed for 07/07/21



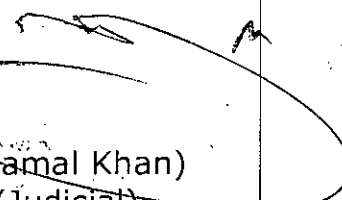


Reader

Form- A

FORM OF ORDER SHEET

Court of _____

Case No.- 10006 /2020

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	01/09/2020	<p>The appeal of Mr. Dad Muhammad presented today by Mr. Javed Iqbal Gulbella Advocate may be entered in the Institution Register and put up to the Worthy Chairman for proper order please.</p> <p> REGISTRAR</p>
2-	21.10.2020	<p>This case is entrusted to S. Bench for preliminary hearing to be put up there on <u>21/10/2020</u></p> <p> CHAIRMAN</p> <p>Since the Members of the High Court as well as of the District Bar Association Peshawar are observing strike today therefore, the case is adjourned to 26.11.2020 on which date to come up for preliminary hearing before S.B.</p> <p> (Muhammad Jamal Khan) Member (Judicial)</p>
	26.11.2020	<p>Learned counsel for appellant is present. He requests for adjournment that he has not prepared the brief of the instant appeal. Adjournment granted. File to come up for preliminary hearing on 24.02.2021 before S.B.</p> <p> (MUHAMMAD JAMAL KHAN) MEMBER (JUDICIAL)</p>

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

In Re S.A _____/2020

Dad Muhammad

VERSUS

Government of Khyber Pakhtunkhwa & Others

I N D E X

S#	Description of Documents	Annexure	Page#
1.	Grounds of Appeal & application for Temporary Injunction		1-15
2.	Affidavit		16
3.	Memo of Addresses		17
4.	Copy of the appointment order P/ASI Dated 05/01/2007 with effect from 28/12/2006	"A"	18-19
5.	Copy of the promotion notification dated 01/01/2010	"B"	20-21
6.	Copy of Seniority List of inspectors & SIs on list	"C"	22-32
7.	Copy of the notification dated 29-11-2018	"D"	33
8.	Copy of the extraction from seniority list while that of Notification Dated : 10-09-2012 and Notification Dated : 01-10-2014	"E" "E/I & E/II"	34-40
9.	Copy of the office order Dated : 21-05-2020	"F"	41-42
10.	Copy of the Departmental Appeal	"G"	43
11.	Copy of W.P No.3303-P/2020 in order dated 30.07.2020	"H" & "I"	44-63
12.	Copies of Judgments	"J to N"	64-107
13.	Wakalat Nama		108

Dated : 28/08/2020

Appellant
Through

JAVED IQBAL GULBELA

Advocate, High Court,
Peshawar.

Off Add: 9-10A Al-Nimrah Centre, Govt College Chowk Peshawar

①

①

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

Khyber Pakhtunkhwa
Service Tribunal

In Re S.A. 10006 /2020

Diary No. 9403
Dated 01/9/2020

Dad Muhammad Khan S/O Fazal Muhammad
R/O Gulbela Kochian Peshawar.

-----(*Appellant*)

VERSUS

1. Government of Khyber Pakhtunkhwa through Chief Secretary at Civil Secretariat Peshawar.
2. Provincial Police Officer Khyber Pakhtunkhwa at Central Police Office at Civil Secretariat Peshawar.
3. Additional Inspector General of Police (Establishment) Khyber Pakhtunkhwa at Central Police Office at Civil Secretariat Peshawar.
4. Chief Capital City Police Officer Peshawar.

-----(*Respondents*).

Filed to-day

Registrar

01/09/2020

Service Appeal u/s 4 of the Khyber Pakhtunkhwa Services Tribunal Act -1974 against the impugned Seniority of the Appellant and for rectification of the Seniority list and ante-dated promotion as D.S.P with effect from 29-11-2018 with all back benefit and due placement in the Seniority list kept and maintained for D.S.P

Respectfully Sheweth:

1. That the Appellant is a naturally born bonafide citizen of the Islamic Republic of

Pakistan & hails from a respectable family of District Peshawar.

2. That after going through the mandatorily required written tests and physical aptitude tests, the Appellant got recruited as Constable in the respondent Police Department back in the year 1996, on 07-04-1996.
3. That after being inducted onto the Rolls of this prestigious Department the Appellant was sent for training to PTC (Police Training Centre) Hangu, who stood first and declared as cadet in the training course, not only the Appellant stood cadet in the training course of Constables, but rather repeated his position in the next upcoming training course for upper rank and thus remained successful two times by being stood as cadet twice and thus proved his mantle and professional pragmatism.
4. That before going to vent out spleen upon the injustices meted out to the Appellant and make out a case in order to rein the unfettered exercise of discretionary powers vested in respondents and to challenge its exercise under the mandate of writ of quo-warranto, it is necessary to have a brief terse upon the relevant structure of Police Department. The recruitment in Police Department is via three different modes for different ranks. At first there is used to be a forth type as well, and that was direct recruitment to the post of DSP through Provincial Public Service, which practice has now been abundant. Now at the moment the induction in to Police Service are via three

(3)

types i.e Constable, ASI(Assistant Sub Inspector), and ASP(Assistant Superintendent of Police). The ASP's are being inducted after being selected via Competitive Examination through FPSC. While ASI's are inducted after being passing through Competitive Examinations held by Provincial Public Service Commission Khyber Pakhtunkhwa and the constables are recruited district wise by the concerned District Police Officers. Now the ASI's are further divided in four categories. A considerable portion of the ASI posts are reserved for direct recruitment from fresh candidates through PSC while 19% is reserved for in-service Constables/Head Constables, but mandatorily to be graduates but this reserve quota is also to be filled through PSC from in-service candidates. While the rest of the ASI seats are reserved for Shuhada's Sons & lastly are reserved for Promotes from lower ranks upon the basis of seniority-cum-fitness. This is the mechanism of recruitment & induction into Police department as provided in it.

5. That now reverted back to the main epitome & crux of the instant lis. The Appellant got inducted into Police Department as Constable on 07/04/1996. Thereafter it was in 2006/07 that the Appellant appeared in the Competitive Examination of the Public Service Commission (PSC) for the quota reserved for in-service graduates Constables / Head Constables. The appellant stood succeeded and even got a good and distinctive position as well & because of being successfully attempting the Competitive Examination,

(4)

the appellant was appointed as ASI vide notification # 95/EC-I appointment / absorption as P/ASI's, Dated 05/01/2007 with effect from 28/12/2006 and because of distinctive position in the Competitive Examination, was assigned and placed at serial No. 4 of the list as being PSC merit structure and its formula. **(Copy of the appointment order P/ASI Dated 05/01/2007 with effect from 28/12/2006 is annexed herewith as Annexure "A").**

6. That thereafter, the Appellant along with its colleagues were reconfirmed in the rank of P/ASI's & at the same time were promoted to list "E" with promotion to the rank of Offg. SI's vide notification No. 57/EC-1 Dated 01/01/2010 with effect from the date; they actually take over charge of their higher responsibilities. The Appellant was assigned his new CCP# as 690/P with a confirmation certificate in the rank of P/ASI with effect from 28/12/2006. One of the colleague namely Touheed Ullah who had assigned CCP # 699 & was lying at serial # 29 while the Appellant had been placed at serial # 20 is now being promoted as DSP since 29/11/2018.

7. That this promotion notification dated 01/01/2010 had also provided, inter alia.

"PASIs at serial no 1,2,4,17,18,19,22,25, 26,27,29,31,33,34,35,35,36& 37 were confirmed in the rank of PASIs, have brought in list E & promoted to the rank of offg: SI's conditionally subject to receipt of their "D" course satisfactory reports.

"PASIs from serial No. 30-37 of Shuhada's sons shall stand junior from the PASIs appointed through Public Service

*Commission vide PPO letter No 26017/E-II
Dated 26-02-2009".*

So meaning thereby, that at that time, even the said Tauheed Ullah's promotion was made conditional while it further provided that the Shuahada Sons shall stand juniors from the PASI's appointed through Public Service Commission i.e the Appellant & his colleagues who got appointed via Public Service Commission as PASI.

(Copy of the promotion notification dated 01/01/2010 is annexed herewith as Annexure "B").

8. That grievances, solace of which the Appellant is seeking from this August Tribunal that if the respondents had not resorted to the caprices & whims by adopting a policy of pick & choose, without any legal backing, legal basis, or legal justification, then the Appellant would have never ever approached this August Tribunal, but the situation is much more volatile & dismayed & despondent as by this nefarious policy of favoritism & pick & choose, the whole Police Department is infested with mal-administration by causing havically a general sense of despondency & cravency across the Province.
9. That because of this malicious & highly nefarious policy of pick & choose, many juniors were promoted & placed at senior ranks by leaving the most senior ones in lurch & wilderness. e.g the aforementioned Touheed Ullah, Arshad khan No #P/187, Muhammad Kamran # P/188 Sajid Mumtaz No P/189- Fida Hussain P/190, Ijaz Ali No. P/191, Taj Muhammad Khan No P/193, likewise Adnan Azam, Zahid Alam, Rehmat

(6)

Ullah, Mr. InamJan, Saddam khan, Fazal Hanif, Muhammad Yousaf and many others. **(Copy of impugned Seniority List of inspectors& SIs on list "F" is Annexure "C").**

10. That as stated above one Touheed Ullah who stood promoted along with the Appellant vide Notification dated 01/01/2010& was lying far beyond the Appellant at serial no. 29 was allegedly got promoted as DSP vide Notification 1078/SE-1 Date 29-11-2018 &this was just because of anomalous situation in the Respondent Police department. The story is not limited to the said Tuaheed Ullah or aforementioned other Police Officers, but rather to the whole Police department which is unfortunately envisaged with pathetically disturbing situation as no Rule, or Regulation or Law supports any such like abrupt promotion or rather panoramically random promotion under the Policy of pick & choose.**(Copy of the notification dated 29-11-2018 is Annexed herewith as Annexure "D").**
11. That because of the aforementioned unwarranted & illegal promotion mechanism which is solely the outcome of few responsible superior officers at higher ranks, not only the Appellant but many hundreds of SI & inspectors are being deprived of their due rights of promotion & right places in the seniority list & because of the same the Appellant was shown to have been confirmed in the rank of SI on 01-10-2014 instead of 01-01-2010 or rather at least with effect from 14-03-2012 as that of Mr. Tuaheed Ullah, but as the respondents had their own axe to grinde so was declared as

confirmed SI so lately with effect from 01-10-2014. As even otherwise the date of confirmation as per Police rules is to be reckoned from the date of taking officiating charge of particular rank which in the instant case, is Dated:01-01-2010 for the Appellant.(Copy of the extraction from seniority list as Annexure "E", while that of Notification Dated : 10-09-2012 and Notification Dated : 01-10-2014 are annexed herewith as Ann- E/I & E/II, respectively).

12. That this anomalous situation prevailed over the Appellant which further slower down the promotion process of the Appellant who got admitted to list "F" on 05-11-2014 i.e just after one month after being allegedly confirmed as SI, & further promoted to the rank of officiating Inspector on the same Date i.e Dated : 05-11-2014 while confirmed as Inspector on 05-11-2016 & if the aforementioned situation had never arisen along with abominable policy of pick & choose had not been resorted to them not only the Appellant would had been extended his timely promotion, but rather would rather would had stood promoted as DSP (BPS-17) back in the years 2018 either w.e.f 29-11-2018 or rather even much prior to the same and would had been placed ahead of the said Tauheed Ullah in the seniority list as meant & maintained for DSPs, but alas its not the case.
13. That even now the respondents have called for furnishing the details & particulars to fill the post of DSPs which would be filled via aforementioned policy of pick & choose & seniority list as maintained that way for the

purpose which would result, in case the same is allowed to be filled that way, the same would destroy the whole Police Department by paving the way for flood gates of despondency & cravancy amongst SIs / Inspectors of the Police Department across the province. **(Copy of the office order Dated :21-05-2020 calling for post of DSPs is Annexure "F")**.

14. That the Appellant moved several applications for his timely promotion and due placement after being promoted as DSPs along with several hundreds of applications as being moved by colleagues of the Appellant, but futile & nothing could budge back the respondents from their adamancy & stubbornness. **(Copy of the departmental Appeal is Annexure "G")**.
15. That the Appellant approached to the Hon'ble Peshawar High Court Peshawar in Writ Petition No.3303-P/2020 which was dispose off with the direction to approach this Hon'ble Tribunal. **(Copy of W.P No.3303-P/2020 in order dated 30.07.2020 are attached as annexure "H & I" respectively)**.
16. That after being exhausted and having no other remedy available elsewhere the appellant approaches this August Tribunal for rectifying of the seniority list and anti-dated promotion as D.S.P with effect from 29-11-2018 with all back benefit in due placement in the seniority list kept and maintained for D.S.P on the following grounds inter-alia:-

Grounds:-

②

- A. That the appellant is a naturally born bona-fide citizen of the Islamic Republic of Pakistan and is fully and equally, on equality basis, entitled to all basic and fundamental rights as enshrined in the fundamental law of the land, interpreted, guaranteed and enforced by the laws of the land and discrimination, particularly unfettered exercise of the discretionary powers vested in Public Functionaries are always deplored, discouraged and deprecated by the laws and law courts of the land.
- B. That where the law requires a things in a particular manners then that is to be done in that manner & not otherwise.
- C. That there is a specific and certain mechanism for promotions of Police Officers/ Officials to next Ranks and the same is being envisaged in Chapter XIII of the Police Rule 1934.
- D. That all the requirements for promotion in terms of qualifications, courses& trainings are fully detailed out in the ibid Rules. And any deviation from the same would be illegal, void and extraneous for all intents & purposes.
- E. That in past & even in present numerous such like extraneous acts and actions were resorted to by some of the adventurers officials at higher ranks and in order to stream line their own policies of pick & chose they have issued certain numbers of Standing Orders which provided for certain

unwarranted, un-called and extraneous conditions for carrying out promotions which Standing Orders were never meant to strengthen the Police Force, made it a Disciplined Force & stream line the promotions, but rather as the same were exclusively based upon the caprices and whims of those adventurers so it always resulted in devastating this Force by rampantly spreading a sense of despondency, deprivation & craveny among the Police Force across the Province.

F. That these standing orders provided for certain unwarranted conditions including, but not limited to, "the official must have served at different stations", "outside his parent platoon", "for a definite tenure should have been remained outside district/parent platoon" and most commonly the unwarranted condition of "being remained as S.H.O" as envisaged in Rule 13.10(2) of Police Rules 1934 and many others. Now almost several dozens or rather several hundred of SI's and Inspectors approached this Hon'ble Court & Service Tribunal against these unwarranted conditions either via Standing Orders or via Rule 18.10(2), 13.18 and 19.25-A of Police Rules 1934 or Standing Orders No.21/2014 & 3/2015 and so many other Standing Orders as well, and every time relief was extended to the aggrieved ones.

G. That this issue of mandatory posting of an incumbent as independent SHO came up for hearing repeatedly before this Hon'ble Tribunal in Service of Appeals e.g Service Appeal No.1021/2015 (Fazal Dad Vs Provincial Police Officer Khyber

Pakhtunkhwa)decided on 25.04.2017, 407/2011 (Nasir Khan Vs P.P.O Khyber Pakhtunkhwa etc) decided on 23.05.2012, No. 1264/2012 decided on 31.01.2013, 37/2011 decided on 03.04.2013, No.736/2016 (Amjad Ali Vs IGP) decided on 21.02.2018 and writ petition No.601-M/2018 titled as "Habib Said etc Vs P.P.O Khyber Pakhtunkhwa etc") decided on 03.12.2018, Service Appeal No.760/2011 (SanaullahVs RPO etc) decided on 15.03.2019 and many others and all of them were allowed one way or the other & Relief was extended to all those who knocked the doors of courts and in all these decisions it was held that as far as the question of posting for one year as independent S.H.O is concerned the same hold no ground because it is for the Authority to give the Appellant assignment of S.H.O being a disciplined Force, as the Appellant cannot post himself as independent alleged requirement. So Rule 13.10(2) was explicitly interpreted by courts of law. It was further repeatedly held that in the language of Rule 13.18 of Police Rules the confirmation of officiating police official shall be considered from the date of officiating promotions. **(Copies of Judgments are Annexed herewith as Annexure "J to N")**.

H. That not only aforementioned decisions were held and law was interpreted, but rather not only the relief were extended, but at the same time directions were respectively issued to rectify and modify the seniority list by avoiding the aforementioned extraneous and unwarranted conditions, but as the higher officials had their own axe to grinde so every time only **Individual Relief** were extended while on the other hand the Respondents are

still following the same extraneous conditions based policy of pick & choose & have kept and maintained the same malicious seniority list just to pave a way for their discriminations.

- I. That even the case of the Appellant is the same and because of the aforementioned extraneous condition of not being posted as independent S.H.O not only the appellant was confirmed in the rank of S.I so lately, but as well as placed in the Seniority List such a way that many juniors were initially confirmed much priorly, but as well as placed ahead of the Appellants which is not only against the Police Rules, but as well as a bold violation and contempt of the aforementioned and several hundreds of similar decisions of this Hon'ble Tribunal as well as even of Hon'ble Peshawar High Court Peshawar.
- J. That where all the extraneous conditions either envisaged in Police Rules in Rules 13.10(2) or 19.25-A or in different standing orders were either set aside, cancelled or redundant or held extraneous or in other words the relief was extended & granted one way or the other by not only extending promotions with anti-dated effects, but as well as with anti-dated rectification of the seniority list, then no prudent mind is able to understand that why and under what authority the Respondents are persistently resorting to the same unwarranted and extraneous conditions ?
- K. That even this time when the posts of D.S.P's are called for to filled in, the same nefarious and malicious seniority list is being made

basis for the same which under the law is not allowed.

L. That because of the aforementioned policy of pick& choose not only the Appellant was confirmed in the Rank of SI on 01.10.2014 instead of 01.01.2010 or at least with effect from 14.03.2012 as that of Mr. Tauheed Ullah who had got selected with the Appellants as ASI with effect from 28.12.2006 and because of the same the appellant while same Tauheed Ullah is D.S.P since 29.11.2018.

M. That from every angle the unfettered discretionary powers of the Respondents or rather their unwarranted and extraneous acts/actions are required to be check down in order to keep the Police Force as well disciplined Force where all decisions, promotions, transfers& postings should entirely be based on merits and strictly as per the law i.e Police Rules 1934 and should not be let to run and manage by caprices and whims of high ups, which would only meant the destructions and mal-management of this highly essential Service.

N. That any other ground not raised here may graciously be allowed to be raised at the time of arguments.

It is therefore, most humbly prayed that on acceptance on this instant appeal the respondent be directed to confirm the Appellant in the ring of SI with effect from 01.01.2010 as per rule 13.18 of police Rules 1934 or with effect from 14.03.2012 under the cherished principle of equality as stipulated in Article 25 of the Constitution of Islamic Republic of Pakistan 1973 and should be

placed a head of all his juniors particularly Mr. Tauheed Ullah in the seniority list of SI and thereafter in the seniority list of inspectors with further prayer of promotion to the post of D.S.P with effect from 29.11.2018 and should be placed ahead of the said Tauhedd Ullah with all back benefits.

It is further prayed that the up coming filling up of vacancies of D.S.P's in pursuance to office order No.CPO/CPB/DSC /118, dated 21.05.2020 be carried out after bringing inline the seniority list as per spirit of Police Rules 1934 by removing and sitting aside all the illegalities carried in keeping & maintaining the Seniority List and promotions carried out that way, in a fair and transparent manner;

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

Dated: 28/08/2020

Appellant

Through

Javed Iqbal Gulbela

Israr Ahmad

Saghir Iqbal Gulbela

Ahsan Sardar

&

Tahir Khan

Advocates, High Court

Peshawar

NOTE:-

Earlier the Appellant had filed Writ Petition No.3303-P/2020 before Hon'ble Peshawar High Court Peshawar, wherein directions were issued to approach Service Tribunal.



Advocate.

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

In Re S.A _____/2020

Dad Muhammad

VERSUS

Government of Khyber Pakhtunkhwa & Others

APPLICATION FOR TEMPORARY INJUNCTION

Respectfully Sheweth,

1. That the Appellant is filing the accompanying Appeal, the contents of which may graciously be considered as integral part and parcel of the instant petition.
2. That prima facie case exists in favour of the Appellant.
3. That balance of convenience is also lies in favor of Appellant and is quite sanguine of his success.
4. That if the instant application is not allowed the appellant shall suffer irreparable loss.

It is, therefore, most humbly prayed that on acceptance of the instant application the respondent may kindly be restrained from carrying out any promotion to the post of D.S.P's in the light of office orders No.CPO/CPB/DSC/118, dated


15
21.05.2020 of the office of Additional
Inspector General of Police (Establishment)
Khyber Pakhtunkhwa, or under any other
office order or Notification, till the final
disposal of the accompanying service
appeal.

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

Dated: 28/08/2020

APPELLANT 

Through

Saghir Iqbal Gulbela
& 
Javed Iqbal Gulbela
Advocates, High Court
Peshawar

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

In Re S.A _____/2020

Dad Muhammad

VERSUS

Inspector General of Police Khyber Pakhtunkhwa &
Others

AFFIDAVIT

I, **Dad Muhammad, Acting D.S.P, Elite, Peshawar,** do hereby solemnly affirm and declare that all the contents of the accompanied **appeal** is true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Tribunal.

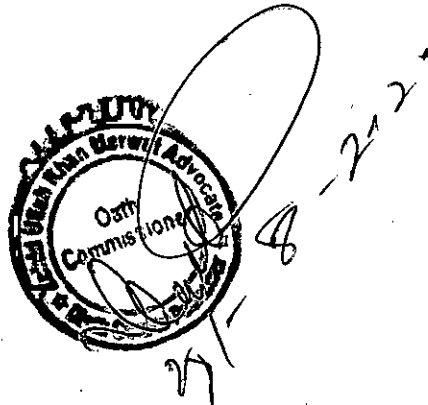
DEPONENT

CNIC: 17301-1359549-3

CELL NO: 0333-9988828

Identified By:

Javed Iqbal Gulbela
Javed Iqbal Gulbela
Advocate High Court
Peshawar.



(15) (17)

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

In Re S.A _____/2020

Dad Muhammad

VERSUS

Government of Khyber Pakhtunkhwa & Others

ADDRESSES OF PARTIES

APPELLANT.

Dad Muhammad Khan S/O Fazal Muhammad
R/O Gulbela Kochian Peshawar.

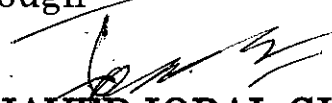
RESPONDENTS:

1. Government of Khyber Pakhtunkhwa through
Chief Secretary at Civil Secretariat Peshawar.
2. Provincial Police Officer Khyber Pakhtunkhwa at
Central Police Office at Civil Secretariat
Peshawar.
3. Additional Inspector General of Police
(Establishment) Khyber Pakhtunkhwa at Central
Police Office at Civil Secretariat Peshawar.
4. Chief Capital City Police Officer Peshawar..

Dated : 11/06/2020


Appellant

Through


JAVED IQBAL GULBELA
Advocate, High Court,
Peshawar.

Better Copy No.17**POLICE DEPARTMENT****CAPITAL CITY POLICE PESHAWAR****FOR PUBLICATION IN THE NWFP POLICE GAZETTE PART-II
ORDERS BY THE CAPITAL CITY POLICE OFFICERS PESHAWAR.****Notification****Dated Peshawar the 05-01-2007****No 95 / EC-I APPOINTMENT / ABSORPTION AS P/ASIs**

Consequent upon recommendation of NWFP Public Service Commission Hayatabad Peshawar vide letter NWFP PSC ASI IN SERVICE 2006/37720 Dated 19-07-2006 and NWFP PSC ASI IN SERVICE 2006/40044 Dated 17-08-2006 the appointment /absorption of the following candidates are hereby approved as Assistant Sub Inspector BPS-09(2770-165-7720) against the 19% quota reserved for in service graduate Head Constables / Constables for appointment / absorption in Police Department, vide Govt of NWFP Home & Department letter No. Police HD 13-22/04 Dated 05-01-2004. As such they are appointed as P/ASIs on 3 years' probation with effect from 28-12-2006.

On appointment / absorption they are allowed new CCP numbers as noted against their names.

S/NO	Name & Address of Candidate	New CCP NUMBER	Present Posting
1	<u>P/ASI Sardar Gul S/O Mian gul R/O H. No.2280. Moh: BostanAbad No. 1 Gulbahar Peshawar</u>	261/p	<u>Spl:Br.</u>
2	P/ASI Shah Jehan Afridi S/O Qabil Jan Afridi R/O takia Afridi Abad Shabqadar Road Ps Nahaqi, Daudzai Peshawar.	262/P	Spl:Br.
3	P/ASI Razi Mohammad S/O Fzal Mohammad R/O District & Tehsil Charsadda PO Shabqadar Village Rashaki.	263/P	CCP
4	P/ASI Dad Mohammad S/O Fazal Mohmmad R/O Village Kochian Gulbela Tehsail	264/P	CCP
5	P/ASI Amjad Ali S/O Khan Mohammad R/O Village Mandrakhel PO Pajjaggi Tehsil & District Peshawar	265/P	CCP
6	P/ASI Mohammad Shabir Khan S/O Nawar Khan R/O Qadir Abad Gulbahar No. 3 Peshawar City	266/P	FRP/Hq:
7	P/ASI Sher Afzal S/o Noor Khan R/O Village Passani PO Mattani Tehsil & District Peshawar.	267/P	CCP
8	P/ASI Syed Muzaffar Shah S/O Syed Noor Ali Shah R/O Village Kankola PO Wahid Grhi Tehsil & District Peshawar.	268/P	FRP/Hq:
9	P/ASI Abid-ur-Rehman S/O Aziz-ur-Rehman R/O Village Daman Afghani PO Nahaqi Tehsil & District Peshawar	269/P	CCP
10	P/ASI Turab Khan S/O Nawab Khan R/O Village Sufaid Dehri PO Peshawar Univesity Tehsil & District Peshawar.	270/P	FRP/Hq:

JAVED IQBAL Gul Beta
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

All the probationer ASIs may be relieved and directed to report in Police Line Peshawar for departure to PTC Hangu on 07/01/2007

JAVED IQBAL Gul Beta
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

19

18

No. 96-13 EC-II, Jaled Peshawar the 25/01/2007.

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

1. The Provincial Police Officer, NWFP, Peshawar for favour of information with reference to his letter No. 22321/27/E-II, dated 28.12.2006.
2. The Additional Inspector General of Police, Investigation, NWFP Peshawar.
3. The DIG, Special Branch Peshawar.
4. The Commandant PTC Hangu.
5. The Commandant FRP, NWFP, Peshawar.
6. The Senior Superintendent of Police, Operations, Peshawar.
7. The Superintendent of Police, Headquarters Peshawar.
8. EC-II, P.O. AS, FMC, OSI, CRC Branches.
9. Copy to all P/ASIs concerned.

Malik Mohammad Saad
(MALIK MOHAMMAD SAAD)
CAPITAL CITY POLICE OFFICER,
PESHAWAR.

Tagor

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

19
Better Copy No.18

No96-118/ec-1. Dated Peshawar tshe 05/01/2007.

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

1. The Provincial Police Officer. NWFP. Peshawar for favour of information with reference to his letter No. 22321/27/E-II. Dated 28/12/2006.
2. The Additional Inspector General of Police, Investigation. NWFP Peshawar.
3. The DIG/ Spécial Branch Peshawar.
4. The Commandant PTC Hangu.
5. The Commandant FRP. NWFP, Peshawar.
6. The Senior Superintendent of Police, Operations. Peshawar.
7. The Superintendent of Polic Headquarters Peshawar.
8. EC-II. PO. AS. FMC. OST/ CRC Branches.
9. Copy to all P/ASIs concerned.

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

(20)

(A)

Am-B

POLICE DEPARTMENT

CAPITAL CITY POLICE PESHAWAR

FOR PUBLICATION IN THE NWFP POLICE GAZETTE PART-II
ORDER BY THE CAPITAL CITY POLICE OFFICER, PESHAWAR.
NOTIFICATION.

Dated Peshawar the 1 / 1 / 2010.

No. 57 /EC-I. CONFIRMATION IN THE RANK OF P/ASIs, PROMOTION To LIST
"E" AND ALSO PROMOTION TO THE RANK OF OFFG: SIs:- In the light of recommendations
submitted by Departmental Promotion Committee held on 15.12.2009, the following P/ASIs of Capital
City Police Peshawar are hereby confirmed in the rank of P/ASIs and their names brought on promotion
list "E" w.e. from the date as noted against each: -

On confirmation, they are allotted New CCP Numbers as noted against their names.

They are also promoted to the rank of Offg: SIs. Their promotion will take effect from
the date; they actually take over charge of their higher responsibilities.

S. No	Rank, Name & No.	New CCP Numbers	Date of Confirmation
1	PASI Asif Sharif 185/P PS Gulbahar. CCP Peshawar.	671/P	25.09.2006
2	PASI Muhammad Farooq 183/P CPC/CPO Operation Room.	672/P	25.09.2006
3	PASI Mukthiar Ali 186/P PS Umar CCP Peshawar	673/P	25.09.2006
4	PASI Tariq Umar 139/P PS Town CCP Peshawar	674/P	25.09.2006
5	PASI Arshad Ahmed Khan 204/MR/NSR Nowshera District	675/P	05.10.2006
6	PASI Muhammad Kamran 205/MR/NSR Nowshera District.	676/P	12.10.2006
7	PASI Sajad Munir CHD PS Umer Talwar District Charsadda	677/P	21.10.2006
8	PASI Fida Hussain No. 203/MR CCP Peshawar Operation Room CPO	678/P	21.10.2006
9	PASI Johar Shah 209/MR/CHD PS Sardari Ina. District Charsadda	679/P	21.10.2006
10	PASI Jaz Ali 202/MR/CHD PS Shahqader District Charsadda	680/P	21.10.2006
11	PASI Zaka Ullah 225/MR/NSR Traffic Police Peshawar	681/P	28.12.2006
12	PASI An Khan 232/MR/CHD Charsadda District.	682/P	28.12.2006
13	PASI Abdur Rasheed 267/MR/CHD Charsadda District.	683/P	28.12.2006
14	PASI Khalid Khan 227/MR/NSR Nowshera District.	684/P	28.12.2006
15	PASI Turab Khan 270/P PS Chankian	685/P	28.12.2006
16	PASI Shah Jehan Afridi 262/P PS Khazana CCP Peshawar.	686/P	28.12.2006
17	PASI Niaz Muhammad 221/MR/CHD Charsadda District.	687/P	28.12.2006
18	PASI Sardar Gul 261/P PS Daudzai Inva. CCP Peshawar.	688/P	28.12.2006
19	PASI Sher Afzal 267/P PS W/Contt. CCP Peshawar	689/P	28.12.2006
20	PASI Dad Muhammad 264/P PS Pindua CCP Peshawar.	690/P	28.12.2006
21	PASI Razi Muhammad 263/P PS Banamari CCP Peshawar	691/P	28.12.2006
22	PASI Syed Muzafar Shah 268/P PS Gulberg CCP Peshawar	692/P	28.12.2006
23	PASI Abid-ur-Rehman 269/P CCSI CCP Peshawar.	693/P	28.12.2006
24	PASI Jal Muhammad 224/MR/NSR Nowshera District.	694/P	28.12.2006

JAVED IQBAL, Gul Beha
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0315-9905991

JAVED IQBAL, Gul Beha
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0315-9905991

POLICE DEPARTMENT

CAPITAL CITY POLICE PESHAWAR

**FOR PUBLICATION IN THE NWFP POLICE GAZETTER PART-II
ORDER BY THE CAPITAL CITY POLICE OFFICER, PESHAWAR.
NOTIFICATION**

Dated Peshawar ___/___/2010.

No.57 /EC-I. CONFIRMATION IN THE RANK OF P/ASIs, PROMOTION TO LIST "E" AND ALSO PROMOTION TO THE RANK OF OFFG:SI:- in the light of recommendations submitted by Departmental Promotion Committee held on 15.12.2009, the following P/ASIs of Capital City Police Peshawar are hereby confirmed in the rank of P/ASIs and their names brought on promotion list :E: w.e. from the date as noted against each:-

On confirmation, they are allotted New CCP Numbers as noted against their names. The date; they actually take over charge of their higher responsibilities.

S.No	Rank, Name & No.	New CCP Numbers	Date of confirmation
1	PASI Asif Sharif 185/P PS Gulbahar. CCP Peshawar.	671/P	25.09.2006
2	PASI Muhammad Farooq 183/P CPC/CPO Operation Room.	672/p	25.09.2006
3	PASI Mukhtiar Ali 186/P PS Urmer CCP Peshawar	673/P	25.09.2006
4	PASI Tariq Umar 139/P PS Town CCP Peshawar	674/P	25.09.2006
5	PASI Arshad Ahmed Khan 204/MR/NSR Nowshera District	675/P	05.10.2006
6	PASI Muhammad Kamran 205/MR/NSR Nowshera District	676/P	12.10.2006
7	PASI Sajjad Mumtaz /CHD PS Umerzi Inv: District Charsadda	677/P	21.10.2006
8	PASI Fida Hussain No. 203/MR CCP Peshawar Operation Room CPO	678/P	21.10.2006
9	PASI Johar Shah 200/MR/CHD PS Sardheri Inv: District Charsadda	679/P	21.10.2006
10	PASI Ijaz Ali 202/MR/CHD PS Shabqader District Charsadda	680/P	21.10.2006
11	PASI Zaka Ullah 225/MR/NSR Traffic Police Peshawar	681/P	28.12.2006
12	PASI Ali Khan 332/MR/CHD Charsadda District	682/P	28.12.2006
13	PASI Abdur Rasheed 207/MR/CHD Charsadda District	683/P	28.12.2006
14	PASI Khalid Khan 227/MR/NSR Nowshera District	684/P	28.12.2006
15	PASI Turab Khan 270/P PS Chamkani	685/P	28.12.2006
16	PASI Shah Jehan Afridi 262/P PS Khazana CCP Peshawar.	686/P	28.12.2006
17	PASI Niaz Muhammad 221/MR/CHD Charsadda District	687/P	28.12.2006
18	PASI Sardar Gul 261/P PS Daudzai / inv: CCP Peshawar.	688/P	28.12.2006
19	PASI Sher Afzal 267/P PS W/Cantt: CCP Peshawar.	689/P	28.12.2006
20	PASI Dad Muhammad 264/P PS Phandu CCP Peshawar.	690/P	28.12.2006
21	PASI Razi Muhammad 263/P PS Banamari CCP Peshawar.	691/P	28.12.2006
22	PASI Syed Muzafar Shah 268/P PS Gulberg CCP Peshawar.	692/P	28.12.2006
23	PASI Abid-ur-Rehman 269/P OASI CCP Peshawar	693/P	28.12.2006
24	PASI Taj Muhammad 224/MR/NSR Nowshera District	694/P	28.12.2006

JAVED IOBAL
Gul Bela
Advocate High Court Peshawar

JAVED IOBAL
Date: 28.12.2006
Advocate High Court Peshawar
No. 1555/1

(21)

[Handwritten initials]

27	PASI Muhammad Sabir 200/P PS Tehkal CCP Peshawar	697/P	28.12.2006
28	PASI Basheer Ahmed Khan 220/MR NSR Nowshera District	698/P	28.12.2006
29	PASI Feroze Ullah 229/MR CHD Charsadda District	699/P	28.12.2006
30	PASI Ijaz Ali 174/MR CHD PS Batagram District Charsadda	700/P	28.02.2006
31	PASI Muhammad Naeem 170/MR CHD PS Khazana CCP Peshawar	701/P	28.02.2006
32	PASI Adnan Azam 175/MR CHD PP Rager District Charsadda	702/P	28.02.2006
33	PASI Zahid Alam 172/MR CHD PS W/Cantt. CCP Peshawar	703/P	28.02.2006
34	PASI Shams-ur-Rehman 49/P PS Gulberg CCP Peshawar	704/P	01.03.2006
35	PASI Rahmar Ullah 27/P PS Khazana CCP Peshawar	705/P	01.03.2006
36	PASI Sajad Hussain 31/P PS Tehkal CCP Peshawar	706/P	01.03.2006
37	PASI Shafiq Hussain 260/P PS Town CCP Peshawar	707/P	01.03.2006

PASI Wariq Shah No P/32 of PS Fishtakhara has been differed due to awarding major punishment of timescale ASI for a period of 2 years by SSP/Operations vide OB No 3163 dated 02.10.2009.

PASIs at Serial No 1,2,4,17,18,19,22,25,26,27,29,31,33,34,35,36, & 37 were confirmed in the rank of PASIs, name brought on list E and promoted to the rank of Offg: SIs conditionally subject to receipt of their "D" course satisfactory reports.

~~PASIs~~ serial No 30 to 37 of Shuhada sons shall stand junior from the PASIs appointed through Public Service Commission vide PPO letter No 26017/ E-II dated 26.02.2009.

58-75

[Signature]
CAPITAL CITY POLICE OFFICER,
PESHAWAR.

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

1. The Provincial Police Officer, NWFP, Peshawar. He is requested to please issue repatriation order of the PASIs at S.No. 2 and 3 from Operation Room CPO Peshawar to Capital City Police Peshawar.
2. The Additional Inspector General of Police, Investigation, NWFP, Peshawar with two spare copies of the notification for publication in Police Gazette part-II.
3. The Senior Superintendent of Police/Operation, Investigation, Traffic Peshawar
4. The Commandant, CPC Peshawar.
5. The District Police Officers Nowshera. Please nominate surplus SIs from your strength for further posting
6. The District Police Officers Charsadda. Please nominate surplus SIs from your strength for further posting.
7. EC-II Branch, Pay Officer, Asstt. Secy, CC and PMC.

JAVED ION
Advocate
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

CAPITAL CITY POLICE OFFICER

Better Copy No. 21

27	PASI Muhammad Shabir 266/P PS Tehkal CCP Peshawar.	697/P	28.12.2006
28	PASI Basheer Ahmed Khan 226/MR/NSR Nowshera District	698/P	28.12.2006
29	PASI Tauheed Ullah 220/MR/CHD Charsadda District	699/P	28.12.2006
30	PASI Ijaz Ali 174/MR/CHD PS Batagram District Charsadda	700/P	28.02.2006
31	PASI Muhammad Naeem 176/MR/CHD PS Khazana CCP Peshawar.	701/P	28.02.2006
32	PASI Adnan Azam 175/MR/CHD PP Rager District Charsadda	702/P	28.02.2006
33	PASI Zahid Alam 172/MR/CHD PS W/Cantt: CCP Peshawar.	703/P	28.02.2006
34	PASI Shams-ur-Rehman 49/P PS Gulberg CCP Peshawar.	704/P	01.03.2006
35	PASI Rahmat Ullah 27/P PS Khazana CCP Peshawar.	705/P	01.03.2006
36	PASI Sajad Hussain 31/P PS Tehkal CCP Peshawar	706/P	01.03.2006
37	PASI Shafqat Hussain 260/P PS Town CCP Peshawar.	707/P	01.03.2006

PASI Wariq Shah No P/32 OF PS Pishtakhara has been differed due to awarding major punishment of timescale ASI for a period of 2 years by SSP/Operations vide OB No 3163 Dated 02.10.2009.

PASIs at Serial No 1,2,4,17,18,19,22,25,26,27,29,31,33,34,35,36, & 37 were confirmed in the rank of PASIs, name brought on list "E" and promoted to the rank of offg: SIs conditionally subject to receipt of their "D" course satisfactory reports.

PASIs from serial No. 30 to 37 of Shuhada sons shall stand junior from the PASIs appointed through Public Service Commission vide PPO letter No 26017/E-II dated 26.02.2009.

CAPITAL CITY POLICE OFFICER,
PESHAWAR.

No. 58-75/EC-I,

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

1. The Provincial Police Officer, NWFP, Peshawar, He is requested to please issue repatriation order of the PASIs at S.No 2 and 8 from operation Room CPO Peshawar TO Capital City Police. Peshawar.
2. The Additional Inspector General of Police, Investigation, NWFP, Peshawar with two spare copies of the notification for publication in Police Gazette Part-II.
3. The Senior Superintendent of Police/ Operation, Investigation, Traffic Peshawar, Gul Bela Daudzai Law Chamber Advocate High Court Peshawar Mob: 0345-9405501
4. The Commandant, CPC Peshawar.
5. The District Police Officers Nowshera, Please nominate surplus SIs from your strength for further posting.
6. The District Police Officers Charsadda. Please nominate surplus SIs from your strength for further posting.
7. EC-II Branch, Pay Officer, Asstt, Secret, CC and FMC

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

CAPITAL CITY POLICE OFFICER
PESHAWAR.

Am-c

22

REVISED SENIORITY LIST OF INSPECTORS & SUB INSPECTORS ON LIST "F" OF KHYBER PAKHTUNKHWA POLICE AS IT STOOD ON 26.02.2019

No. /E-II, The seniority list of Inspectors and Sub Inspectors on List "F" of Khyber Pakhtunkhwa Police as it stood on 26.02.2019 is hereby published for information to all concerned:-

S.No	NAME AND NO.	HOME DISTRICT	EDU:	D.O. BIRTH	D.O JOINING SERVICE	D.O CONF. AS SI	D.O ADMIN. TO LIST "F"	D.O PROMOTION AS OFFG. INSPECTOR	D.O F. CONF. AS INSP.	REMARKS
1.	Said Khan No. K/05P/221	Kohat	BA/LLB	05.01.1960	31.01.1978	16.07.2008	07.11.2007	11.01.2008	23.12.2011	Reverted from the rank of DSP to Inspector vide Secret Branch CPO No. S/2960-7218, dated 17.07.2008.
2.	Muhammad Fayaz No. MR/68	Mardan	FA	07.03.1974	01.03.2000	13.07.2009	30.07.2010	30.07.2010	29.08.2014	Reverted from the rank of DSP to Inspector vide Secret Branch CPO No. S/2973-84/18, Dated 17.7.2018.
3.	SI Mazhar Jehan No. K/19	Kohat	FA	12.12.1970	26.02.2000	30.06.2008	30.07.2010	30.07.2010	-	Reverted to the rank of SI vide DIG Kohat Region Order Endst: No. 2146-47/EC, dt:26.2.014
4.	Muhammad Riaz No. K/107	Karak	10th	13.08.1973	09.09.1991	02.12.2011	30.01.2013	30.01.2013	19.10.2015	-
5.	Rajab Ali No. P/ 172	Kohat	FA	09.02.1975	03.07.1984	14.03.2012	30.01.2013	30.01.2013	-	Restored seniority subject to order passed by Apex Court in CPLA already filed by NAB against the judgment dated 11.04.2017 of Peshawar High Court Peshawar.
6.	Ali Khan No. P/174	MKD Agy	BA	20.02.1968	25.09.1988	14.03.2012	30.01.2013	30.01.2013	30.01.2015	Restored seniority vide order No. 584-88/E-II dated 11.06.2018.
7.	Wahed ulah No. M/160	Dir Lower	BA	01.04.1981	16.01.2002	10.08.2012	30.01.2013	30.01.2013	19.10.2015	-
8.	Atiq-ur-Rehman No. M/261	Chitral	FA	01.11.1981	15.01.2004	10.08.2012	30.01.2013	30.01.2013	19.10.2015	-
9.	Muhammad Saeed No. M/317	Dir Lower	FA	01.04.1960	05.01.1977	10.08.2012	30.01.2013	30.01.2013	19.10.2015	-
10.	Ali Hassan No. K/26	Kurram Agency	BA	06.03.1965	12.12.1988	15.08.2012	30.01.2013	12.12.2018	-	Assigned seniority vide order No. 915/E-II, Dated 12.12.2018.
11.	Muhammad Iqbal No. K/10	Peshawar	BA	02.02.1964	02.05.1985	15.08.2012	30.01.2013	30.01.2013	19.10.2015	-
12.	Mauloob Khan No. H/34	Haripur	10th	13.04.1970	26.06.1988	31.08.2012	30.01.2013	30.01.2013	19.10.2015	-
13.	Shah Nawaz No. H/35	Mansehra	FA	06.06.1967	26.12.1987	31.08.2012	30.01.2013	30.01.2013	19.10.2015	-

Assistant E-II

OS/E-II

Registrar

JAVED IQBAL Gul B
Daudzai Law Chamber
Advocate High Court Peshawar

23

20

S.No	NAME AND NO.	HOME DISTRICT	EDU:	D.O BIRTH	D.O JOINING SERVICE	D.O CONF: AS SI	D.O ADMIN: TO LIST "P"	D.O PROMOTION AS OFFG: INSPECTOR	D.O F CONF: AS INSP:	REMARKS
14	Shad Muhammad No. H/36	Haripur	10th	31.03.1961	12.09.1981	31.08.2012	30.01.2013	30.01.2013	19.10.2015	
15	Raja Mukhtar No. H/49	Manshehra	10th	05.04.1962	12.07.1980	31.08.2012	30.01.2013	30.01.2013	19.10.2015	
16	Fazal Wahab No. H/37	Mardan	10th	15.01.1965	27.10.1983	31.08.2012	30.01.2013	30.01.2013	19.10.2015	
17	Jehanzeb Khan No. H/39	Abbottabad	10th	30.11.1966	04.03.1985	31.08.2012	30.01.2013	30.01.2013	19.10.2015	
18	Muhammad Amin No. H/42	Abbottabad	10th	06.09.1962	15.11.1981	31.08.2012	30.01.2013	30.01.2013	19.10.2015	
19	Ihsan Shah No. H/44	Haripur	FA	17.05.1960	24.06.1979	31.08.2012	30.01.2013	30.01.2013	19.10.2015	
20	Muhammad Yousof No. H/46	Haripur	10th	24.08.1964	08.09.1982	31.08.2012	30.01.2013	30.01.2013	19.10.2015	
21	Muhammad Sajjad No. H/47	Manshehra	10th	24.03.1969	01.07.1983	31.08.2012	30.01.2013	30.01.2013	19.10.2015	
22	Fida Muhammad No. H/48	Abbottabad	FA	11.12.1964	26.09.1988	31.08.2012	30.01.2013	30.01.2013	19.10.2015	
23	Zahoor Ahmed No. M/127	Dir Lower	BA	01.01.1980	16.01.2001	12.09.2012	30.01.2013	30.01.2013	19.10.2015	
24	Habib Ullah Khan No. M/168	Dir Lower	FA	14.04.1973	19.08.1991	12.09.2012	30.01.2013	30.01.2013	19.10.2015	
25	Abdullah Jan No. P/182	Peshawar	FA	24.10.1963	24.03.1984	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
26	Gohar Khan No. P/183	Peshawar	FA	01.04.1964	24.03.1984	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
27	Naseem Hayat No. P/184	Peshawar	10th	12.12.1960	05.11.1979	13.09.2012	30.01.2013	30.01.2013	30.01.2015	Restored Seniority vide order No.563-67/E-II dated 11.06.2018.
28	Nasrullah Khan No. P/185	Peshawar	FA	20.04.1968	24.09.1987	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
29	Janan Habib No. P/186	Charsadda	10th	16.05.1964	11.02.1984	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
30	Ashad Ahmed No. P/187	Nowshera	MA.LLB	06.01.1982	05.10.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
31	Muhammad Kamran No. P/188	Malakand	MA	12.02.1981	12.10.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
32	Sajid Munir No. P/189	Charsadda	BA	27.12.1979	21.10.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
33	Fida Hussain No. P/190	Peshawar	MA.BSc	21.01.1983	21.10.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
34	Ijaz Ali No. P/191	Charsadda	MBA	10.04.1983	22.10.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
35	Zakaullah No. P/192	Nowshera	BA	01.10.1965	13.12.1988	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
36	Taj Muhammad Khan No. P/193	Nowshera	MA	13.02.1979	28.12.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
37	Ijaz Ali No. P/194	Charsadda	MA	14.05.1978	28.02.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	

JAVED IQBAL
Daudzai Law Chamber
Muzaffargarh

Gul Bela

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Muzaffargarh

Assistant E-II

OS/E-II

Registrar

24

2013

S.No	NAME AND NO.	HOME DISTRICT	EDU:	D.O BIRTH	D.O JOINING SERVICE	D.O CONF: AS SI	D.O ADMN: TO LIST "P"	D.O PROMOTION AS OFFG: INSPECTOR	D.OF CONF: AS INSP:	REMARKS
✓ 38	Adnan Azam No. P/195	Charsadda	FA	16.06.1984	28.02.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
✓ 39	Zahid Alam No. P/196	Peshawar	FSC	15.07.1982	28.02.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
✓ 40	Rehmatullah No. P/197	Peshawar	FSc	07.03.1986	28.02.2006	13.09.2012	30.01.2013	30.01.2013	19.10.2015	
✓ 41	Muhammad Inam Jan No. MR/59	Mardan	MA	15.03.1979	12.10.2006	19.09.2012	30.01.2013	30.01.2013	19.10.2015	
✓ 42	Lugman Khan No. MR/80	Mardan	BA	15.01.1980	12.1.2006	19.09.2012	30.01.2013	30.01.2013	19.10.2015	
✓ 43	Ikhitar Khan No. MR/81	Mardan	MA	14.01.1985	12.10.2006	19.09.2012	30.01.2013	30.01.2013	19.10.2015	
✓ 44	Pir Zar Badshah No. MR/82	Mkd Agy	BA	25.05.1972	28.12.2006	19.09.2012	30.01.2013	30.01.2013	19.10.2015	
✓ 45	Muhammad Fazil No. MR/83	Mardan	MA	03.12.1978	28.12.2006	19.09.2012	30.01.2013	30.01.2013	19.10.2015	
✓ 46	Imtiaz Ali No. MR/84	Mardan	MA	03.01.1977	28.12.2006	19.09.2012	30.01.2013	30.01.2013	19.10.2015	
47	Ghazi Marian No. D/17	D.I.Khan	10th	02.01.1962	26.07.1980	13.12.2012	30.01.2013	30.01.2013	19.10.2015	
48	Said-ul-Amin No. 195/M	Mkd. Agy	FA	10.03.1961	10.10.1979	10.08.2012	13.08.2013	31.10.2013	31.10.2015	
49	Bashir Ahmad No. 223/M	Swat	10th	10.01.1967	28.06.1986	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
50	Naseeb Shah No. M/283	Mkd. Agy	10th	17.04.1968	26.06.1986	04.07.2013	13.08.2013	31.10.2013	31.10.2015	Assigned revised seniority vide Endst. No.2668-93/E-II, dated 17.12.2015.
51	Muhammad Zaman No. M/304	Dir Lower	BA	15.08.1961	26.09.1979	04.07.2013	13.08.2013	31.10.2013	31.10.2015	Assigned revised seniority vide Endst. No.2668-93/E-II, dated 17.12.2015.
52	Muhammad Sohail No. H/07	Manshera	BA	30.04.1977	18.01.2001	31.08.2012	31.10.2013	31.10.2013	31.10.2015	
53	Liakat Khan No. H/54	Haripur	BA	10.04.1971	07.08.1991	04.11.2012	13.08.2013	31.10.2013	31.10.2015	
54	Attullah No. D/18	D.I.Khan	BA	04.08.1974	11.10.1993	13.12.2012	13.08.2013	31.10.2013	31.10.2015	
55	Syed Sajjad Hussain No. K/109	Kohat	10th	11.08.1969	13.12.1988	06.02.2013	13.08.2013	31.10.2013	31.10.2015	Seniority restored vide order No.1885-1909/E-II, Dated 29.08.2017.
56	Sadat Khan No. K/25	Kohat	BA/LLB	06.04.1983	02.10.2006	06.02.2013	13.08.2013	31.10.2013	31.10.2015	
57	Fazal Hanif No. K/48	Karak	MA	01.01.1974	28.09.1995	06.02.2013	13.08.2013	31.10.2013	31.10.2015	
58	Muhammad Yousaf No. K/71	Karak	B.Sc	10.04.1975	02.04.1995	06.02.2013	13.08.2013	31.10.2013	31.10.2015	
59	Nazir Khan No. K/72	Kohat	MA	02.04.1977	11.01.1999	06.02.2013	13.08.2013	31.10.2013	31.10.2015	
60	Abid Khan No. K/74	Kohat	B.Sc/LLB	01.03.1979	11.03.2001	06.02.2013	13.08.2013	31.10.2013	31.10.2015	
61	Umar Hayat No. K/20	Karak	FA	01.02.1984	20.02.2002	06.02.2013	13.08.2013	31.10.2013	31.10.2015	

JAVED IQBAL Gul Bela
 Daudza
 Member

JAVED IQBAL Gul Bela
 Daudza
 Member

Assistant E-II

OS/E-II

Registrar

25

~~25~~

S.No	NAME AND NO.	HOME DISTRICT	EDU:	D.O BIRTH	D.O JOINING SERVICE	D.O CONF: ASSI	D.O ADMIN: TO LIST "P"	D.O PROMOTION AS OFFG. INSPECTOR	D.O F CONF: AS INSP:	REMARKS
62.	Muhammad Akbar No. MR/86	Mardan	10th	14.05.1963	18.08.1981	21.02.2013	13.08.2013	31.10.2013	31.10.2015	
63.	Zareef Khan No. MR/87	Swabi	BA	01.01.1969	01.01.1987	21.02.2013	13.08.2013	31.10.2013	31.10.2015	
64.	SI Mushag Hussain No. MR/88	Mardan	MA	06.03.1969	02.07.1991	21.02.2013	13.08.2013	31.10.2013	31.10.2015	Referred for the rank of SI vide D/GC/HD Order Ender No. 13162-69/P.A. dated 09.11.2017.
65.	Nizar Ali No. MR/89	Mardan	10th	01.06.1963	08.07.1981	21.02.2013	13.08.2013	31.10.2013	31.10.2015	
66.	Asif Mehmood No. B/01	Bannu	FA	25.04.1975	15.01.2004	22.02.2013	13.08.2013	31.10.2013	31.10.2015	
67.	Sardad Khan No. B/02	Lakki	FA	22.02.1961	07.10.1980	22.02.2013	13.08.2013	31.10.2013	31.10.2015	
68.	Sabir Gul No. MR/90	Mardan	B.Sc	04.03.1984	28.02.2006	23.02.2013	13.08.2013	31.10.2013	31.10.2015	
69.	Bahar Ali No. MR/85	Mardan	FA	25.09.1981	08.03.2002	01.03.2013	13.08.2013	31.10.2013	31.10.2015	
70.	Farid No. B/33	Lakki	10th	07.11.1959	10.12.1977	31.05.2013	13.08.2013	31.10.2013	31.10.2015	
71.	Gul Nawaz No. B/29	Lakki	10th	15.05.1960	10.09.1978	07.02.2009	13.08.2013	31.10.2013	31.10.2015	
72.	Asad Ali Shah No. B/36	Bannu	BA	06.02.1987	28.02.2006	31.05.2013	13.08.2013	31.10.2013	31.10.2015	
73.	Adil Abdal No. P/201	Peshawar	FA	26.07.1977	01.03.2000	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
74.	Abu Ali Shah No. P/202	Peshawar	10th	14.10.1960	01.03.1979	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
75.	Muhammad Daud No. P/203	Mardan	9th	27.07.1961	17.09.1979	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
76.	Badshah Khan No. P/204	Peshawar	FA	04.10.1969	15.09.1987	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
77.	Gul Arif No. P/205	Peshawar	FA	08.12.1961	01.09.1980	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
78.	Rahat Shah No. P/206	Peshawar	FA	10.01.1963	25.11.1981	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
79.	Fazal Rabbi No. P/207	Charsadda	BA	06.02.1967	28.09.1988	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
80.	Javed Iqbal No. P/208	Peshawar	BA	14.04.1971	13.08.1991	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
81.	Muhammad Asmat Shah No. P/209	Peshawar	BA	11.05.1974	01.09.1992	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
82.	Siyar Muhammad No. P/211	Charsadda	BA	14.08.1963	28.12.1985	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
83.	Turab Khan No. P/212	Peshawar	MA	01.04.1973	17.10.1994	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
84.	Shah Jehan Afridi No. P/213	Peshawar	BA	13.04.1973	04.02.1999	21.06.2013	13.08.2013	31.10.2013	31.10.2015	
85.	Shahid Bakht No. 374/M	Dir Lower	MA	03.04.1975	07.07.1996	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
86.	Fakire Alam No. 330/M	Dir Upper	MA	03.03.1976	15.07.1998	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
87.	Muhammad Yaqoob Khan No. 105/M	Chitral	MA	20.12.1961	17.09.1980	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
88.	Muhammad Wail Shah No. 241/M	Chitral	FA	01.11.1961	12.10.1980	04.07.2013	13.08.2013	31.10.2013	31.10.2015	

Assistant E-II

OS/E-II

Registrar

JAVED IQBAL Gul Bela
 Daudzai Law Chamber
 No. 0345-5-103
 Peshawar

JAVED IQBAL Gul Bela
 Daudzai Law Chamber
 No. 0345-5-103
 Peshawar

25

S.No	NAME AND NO.	HOME DISTRICT	EDU:	D.O BIRTH	D.O JOINING SERVICE	D.O CONF: ASSI	D.O ADMN: TO LIST "F"	D.O PROMOTION AS OFG: INSPECTOR	D.OF CONF: AS INSP:	
89.	Fahad Khan No. 25/M	Swat	BA	03.04.1984	02.03.2006	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
90.	Shah Nadir No. 408/M	Chitral	10th	12.03.1962	07.10.1979	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
91.	Akbar Zeb No. 120/M	Mkd. Aey	BA	12.03.1983	20.03.2006	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
92.	Akbar Muhammad No. 220/M	Mardan	MA	16.01.1975	13.01.2006	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
93.	Syed Zaman Shah No. 286/M	Dir Lower	MA	20.09.1972	31.12.1991	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
94.	Sher Wali Khan No. 300/M	Buner	BA	06.03.1975	31.12.1995	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
95.	Pir Said No. 299/M	Buner	BA	15.03.1976	18.02.1996	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
96.	Akbar Hayat No. 294/M	Swat	BA	01.01.1970	24.03.1963	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
97.	Rehman Yousaf No. 295/M	Dir Lower	10th	02.03.1972	30.03.1996	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
98.	Roshan Zada No. 288/M	Buner	BA	03.12.1975	05.06.1996	04.07.2013	13.08.2013	31.10.2013	31.10.2015	Restored seniority vide order No. 589-92/E-II dated 11.06.2018
99.	Farooq Jan No. 291/M	Dir Upper	BA	01.05.1975	15.07.1998	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
100.	Muhammad Bashir No. M/35	Shangla	MA	03.01.1967	01.07.1991	04.07.2013	13.08.2013	23.02.2017		Assigned revised seniority vide this office order No. 166/E-II, dated 18.02.2019.
101.	Shaikat Ali No. 301/M	Dir Upper	BA	14.03.1978	15.07.1998	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
102.	Sher Hassan No. 298/M	Shangla	MA	15.05.1968	01.07.1991	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
103.	Jehanzeb Khan No. 222/M	Swat	MA	13.03.1967	01.01.1992	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
104.	Pervaiz Khan No. 216/M	Buner	10th	25.03.1967	29.09.1986	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
105.	Abdul Muzafar Shah No. 1/M	Chitral	FA	03.02.1962	20.02.1980	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
106.	Muhammad Shah No. 30/M	Buner	10th	01.01.1966	10.06.1982	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
107.	Saeed-ur-Rehman No. 31/M	Dir Lower	FA	01.04.1963	26.03.1984	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
108.	Muhy-ud-Din No. 50/M	Chitral	10th	01.04.1964	01.06.1983	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
109.	Didar Ghani No. 61/M	Swat	10th	20.03.1963	03.03.1981	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
110.	Muhammad Ghulam No. 62/M	Buner	FA	15.04.1964	01.08.1984	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
111.	Zirab Gul No. 65/M	Swat	10th	01.04.1967	01.01.1987	04.07.2013	13.08.2013	31.10.2013	31.10.2015	
112.	Iqbal Karim No. 70/M	Chitral	10th	10.01.1966	04.02.1985	04.07.2013	13.08.2013	31.10.2013	31.10.2015	

JAVED IQBAL
Daudzai Law Chamber
Advocate High Court Peshawar
Mob. 0345-9495531

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob. 0345-9495531

Assistant E-II

OS/E-II

Registrar

50

Year 2011

Q2-11

11/05/2011

Sl No	NAME VAD NO	DISTRICT HOME	EDF	D O BIRTH	SERVICE DO JOINING	VS 21 DO COAL	10 YEAR VAD NO	72566/108 PROMOTION DO	12566/108 COME TO DOE	APR 22/05/2011 (CJ)
124	BUS31 2124ed 14912 24912 No	Belgaum	EV	20/02/1983	01/15/2001	31/15/2012	11/05/2014	11/05/2014	11/05/2018	APR 22/05/2011 (CJ) Revised to 10/05/2011
123	BUS32 24912 14912 No	Belgaum	D Cont	22/09/1981	02/15/2008	31/15/2012	11/05/2014	11/05/2014	11/05/2018	
125	BUS32 24912 14912 No	Belgaum	D Cont	02/05/1983	28/05/2008	31/15/2012	11/05/2014	11/05/2014	11/05/2018	
121	BUS34 24912 14912 No	Belgaum	EV	13/04/1984	05/02/2008	01/01/2010	11/05/2014	11/05/2014	11/05/2018	
120	BUS35 24912 14912 No	Belgaum	BY	31/08/1981	14/05/2005	31/15/2012	11/05/2014	11/05/2014	11/05/2018	
149	BUS35 24912 14912 No	Belgaum	BY	08/11/1983	28/10/2004	01/01/2010	11/05/2014	11/05/2014	11/05/2018	18/11/2018 No 1238-11.5-V-24912 221/05/2011 order from escape of hampshire of transport Ward No 14912
148	BUS31 24912 14912 No	Belgaum	BY	08/02/1984	22/01/2008	01/01/2010	11/05/2014	11/05/2014	11/05/2018	
145	BUS31 24912 14912 No	Belgaum	BY	28/08/1984	08/01/2008	31/15/2012	11/05/2014	11/05/2014	11/05/2018	
146	BUS31 24912 14912 No	Belgaum	10P	11/03/1982	14/04/2003	31/15/2012	11/05/2014	11/05/2014	11/05/2018	
142	BUS31 24912 14912 No	Belgaum	BY	01/01/1984	22/04/2005	31/15/2012	11/05/2014	11/05/2014	11/05/2018	
141	BUS31 24912 14912 No	Belgaum	EV	13/04/1985	08/04/2005	13/15/2012	11/05/2014	11/05/2014	11/05/2018	
143	BUS31 24912 14912 No	Belgaum	10P	13/01/1980	27/03/2008	31/15/2012	11/05/2014	11/05/2014	11/05/2018	
145	BUS31 24912 14912 No	Belgaum	10P	03/01/1981	07/03/2008	31/15/2012	11/05/2014	11/05/2014	11/05/2018	
141	BUS31 24912 14912 No	Belgaum	BY	02/01/1983	22/04/2004	31/10/2012	11/05/2014	11/05/2014	11/05/2018	
140	BUS31 24912 14912 No	Belgaum	BY	24/04/1983	01/11/2004	31/10/2012	11/05/2014	11/05/2014	11/05/2018	Order 11/05/2018 order No 215-11-4912 Karnataka Transport Act
129	BUS31 24912 14912 No	Belgaum	10P	08/02/1980	08/03/2008	31/10/2012	11/05/2014	11/05/2014	11/05/2018	
128	BUS31 24912 14912 No	Belgaum	BY	12/02/1983	28/15/2008	03/10/2012	11/05/2014	11/05/2014	11/05/2018	
123	BUS31 24912 14912 No	Belgaum	BY	13/03/1981	28/15/2008	08/10/2012	11/05/2014	11/05/2014	11/05/2018	
130	BUS31 24912 14912 No	Belgaum	EV	12/03/1984	17/01/2004	32/03/2012	11/05/2014	11/05/2014	11/05/2018	
122	BUS31 24912 14912 No	Belgaum	BY	05/03/1985	05/03/2008	32/06/2012	11/05/2014	11/05/2014	11/05/2018	
124	BUS31 24912 14912 No	Belgaum	EV	10/10/1983	13/01/2003	27/08/2012	11/05/2014	11/05/2014	11/05/2018	

APR 22/05/2011 (CJ)
Revised to 10/05/2011

Order 11/05/2018
order No 215-11-4912
Karnataka Transport Act

18/11/2018
No 1238-11.5-V-24912
221/05/2011 order
from escape of
hampshire of transport
Ward No 14912

APR 22/05/2011 (CJ)
Revised to 10/05/2011

29

DB

S.No	NAME AND NO.	HOME DISTRICT	EDU:	D.O BIRTH	D.O JOINING SERVICE	D.O CONF: AS SI	D.O ADMIN: TO LIST "P"	D.O PROMOTION AS OFFG: INSPECTOR	D.O F CONF: AS INSP:	
155.	Ihsan Shah No. P/07	Mohmand Agency	MA	10.06.1977	21.08.1998	23.12.2013	11.02.2014	11.02.2014	11.02.2016	
156.	Sabz Ali No. P/238	Charsadda	10th	15.04.1973	21.08.1991	23.12.2013	11.02.2014	11.02.2014	11.02.2016	
157.	Sarobar Shah No. P/239	Mardan	FA	15.06.1973	06.08.1991	23.12.2013	11.02.2014	11.02.2014	11.02.2016	
158.	Israr Muhammad No. P/240	Peshawar	10th	12.09.1964	07.11.1982	23.12.2013	11.02.2014	11.02.2014	11.02.2016	
159.	Zewar Shah No. P/241	Peshawar	FA	01.09.1992	02.12.1983	23.12.2013	11.02.2014	11.02.2014	11.02.2016	
160.	Saz Wali No. P/242	Peshawar	10th	02.10.1963	21.02.1982	27.09.2011	11.02.2014	11.02.2014	11.02.2016	
161.	Mudasir Shah No. P/243	Charsadda	MA	12.02.1969	13.08.1988	23.12.2013	11.02.2014	11.02.2014	11.02.2016	
162.	Fazal Rehman No. P/244	Peshawar	FA	24.04.1966	28.12.1985	23.12.2013	11.02.2014	11.02.2014	11.02.2016	
163.	Bashir Gul No. P/245	Charsadda	10th	11.03.1966	13.08.1988	23.12.2013	11.02.2014	11.02.2014	11.02.2016	
164.	Ghani-ur-Rehman No. P/246	Peshawar	10th	15.08.1965	04.01.1986	23.12.2013	11.02.2014	11.02.2014	11.02.2016	
165.	Muhammad Tariq No. K/75	Kohat	FA	07.01.1966	23.06.1986	10.01.2014	11.02.2014	11.02.2014	11.02.2016	
166.	Shoukat Hayat No. K/13	Kohat	FA	20.12.1982	28.02.2006		11.02.2014	11.02.2014	11.02.2016	
167.	Latifullah No. K/134	Bannu	10th	10.02.1962	18.11.1981	10.01.2014	11.02.2014	11.02.2014	11.02.2016	
168.	Faizd Shah No. 247	Nowshera	10th	03.05.1965	19.03.1985	16.01.2014	11.02.2014	11.02.2014	11.02.2016	Rank of Inspector restored vide order No.1823-53/E-II, dated 29.08.2017.
169.	Mukhtiar Ali No. P/250	Mardan	BA	21.04.1978	30.10.2006	01.01.2010	11.02.2014	11.02.2014	11.02.2016	
170.	Ghaflar Ali No. P/251	Peshawar	FA	05.02.1969	13.08.1987	27.09.2011	11.02.2014	11.02.2014	11.02.2016	
171.	Nabi Shah B/37	Lakki	10th	08.08.1963	15.11.1981	31.05.2013	05.11.2014	05.11.2014	05.11.2016	
172.	SI Asif Sharif No. P/223	Peshawar	MSC	05.09.1977	30.10.2006	02.08.2013	05.11.2014	05.11.2014		Reverted to the rank of SI vide DPO Kohat order No. 3621-25/PA, dated 01.04.2019 and RPO Kohat memo No. 3131/EC, dated 05.04.2019
173.	Muhammad Jalil No. B/44	Bannu	BA	03.03.1970	01.04.1990	13.12.2013	05.11.2014	05.11.2014	05.11.2016	
174.	Gul Rauf No. B/90	Bannu	BA	08.04.1977	01.02.2002	13.12.2013	05.11.2014	05.11.2014	05.11.2016	
175.	Waqar Ahmad B/64	Bannu	MA	20.09.1979	15.01.2004	13.12.2013	05.11.2014	05.11.2014	05.11.2016	
176.	Gul Sher Khan MR/99	Swabi	10th	03.03.1968	01.10.1986	13.12.2013	05.11.2014	05.11.2014	05.11.2016	

Assistant E-II

OS/E-II

Registrar

JAVED IQBAL Gul Bela
 Advocate High Court Peshawar
 Mob. 9991 1000

D. IQBAL
 Zai Law Chamber
 Advocate High Court Peshawar
 P. No. 0545-905501

vide order No. 764/44/PAC/TB dated 12.08.2015.

30

(Handwritten signature)

S.No	NAME AND NO.	HOME DISTRICT	EDU:	D.O.BIRTH	D.O JOINING SERVICE	D.O CONF: AS SI	D.O ADMN: TO LIST 4 th	D.O PROMOTION AS OFFG: INSPECTOR	D.OF CONF: AS INSP:
177.	Muhammad Ajmal H/72	Manshera	MA	01.01.1967	07.06.1987	25.07.2009	05.11.2014	05.11.2014	05.11.2016
178.	Azmat Ali No. K/200	Kohat	FA	01.04.1978	25.02.1998	10.01.2014	05.11.2014	05.11.2014	05.11.2016
179.	Umar Gul No. MR/59	MKD Agency	10th	14.02.1970	03.04.1991	28.01.2014	05.11.2014	05.11.2014	05.11.2016
180.	Imran Farooq No. MR/62	Mardan	BA	11.10.1967	01.12.1991	28.01.2014	05.11.2014	05.11.2014	05.11.2016
181.	Farooq Zaman No. MR/02	Swabi	MA	01.04.1979	27.03.2003	11.03.2014	05.11.2014	05.11.2014	05.11.2016
182.	Fazal Subhan No.MR/15	Charsadda	10th	15.12.1968	20.09.1988	11.03.2014	05.11.2014	05.11.2014	05.11.2016
183.	Muhammad Sarcer No.MR/27	Swabi	FA	20.10.1966	01.01.1987	11.03.2014	05.11.2014	05.11.2014	05.11.2016
184.	Kausar Khan No.MR/21	Charsadda	FA	03.04.1968	15.08.1988	11.03.2014	05.11.2014	05.11.2014	05.11.2016
185.	Fahim Bacha No.MR/44	Mardan	FA	02.01.1985	28.02.2006	11.03.2014	05.11.2014	05.11.2014	05.11.2016
186.	Fazal Sher No. MR/07	Swabi	10th	18.03.1970	25.09.1988	11.03.2014	05.11.2014	05.11.2014	05.11.2016
187.	Jehangir Khan No.H/11	Abbottabad	B.Sc	20.04.1980	16.10.2006	31.03.2014	05.11.2014	05.11.2014	05.11.2016
188.	Muhammad Arshad No.H/41	Manshera	MA	15.03.1974	01.09.1992	31.03.2014	05.11.2014	05.11.2014	05.11.2016
189.	Muhammad Tahir No.H/56	Harpur	BA	19.10.1966	05.09.1991	31.03.2014	05.11.2014	05.11.2014	05.11.2016
190.	Sajid Muhammad No.H/73	Abbottabad	MA/B.ed	09.04.1978	30.12.1996	31.03.2014	05.11.2014	05.11.2014	05.11.2016
191.	Muhammad Riazat No. H/57	Harpur	MA	02.02.1980	24.01.2002	31.03.2014	05.11.2014	05.11.2014	05.11.2016
192.	Muhammad Javed No.H/58	Abbottabad	MA	20.11.1972	27.06.1996	31.03.2014	05.11.2014	05.11.2014	05.11.2016
193.	Raja Khan No.H/60	Kohistan	BA	14.02.1977	23.07.1998	31.03.2014	05.11.2014	05.11.2014	05.11.2016
194.	Masood Khan No. H/61	Harpur	MA	07.01.1979	13.03.2003	31.03.2014	05.11.2014	05.11.2014	05.11.2016
195.	Sheraz Ahmad No. H/62	Manshera	BA	01.01.1978	28.01.2002	31.03.2014	05.11.2014	05.11.2014	05.11.2016
196.	Muhammad Gul zar No. H/63	Abbottabad	BA/ILB	12.03.1974	20.10.1999	31.03.2014	05.11.2014	05.11.2014	05.11.2016

Name placed in the seniority list in the light of date of confirmation as SI according to police rule 12.2(3) vide order No.1860-84/E-II, dated 29.08.2017.

JAVED IQBAL
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

Assistant E-II

OS/E-II

Registrar

(31)
(200)

S.No	NAME AND NO.	HOME DISTRICT	EDU:	D.O BIRTH	D.O JOINING SERVICE	D.O CONF: ASI	D.O ADMN: TO LIST 4 th P th	D.O PROMOTION AS OFFIC: INSPECTOR	D.O F CONF: AS INSP:	REMARKS
197.	Faisal No.H/64	Haripur	FA	18.02.1985	06.03.2006	31.03.2014	05.11.2014	05.11.2014	05.11.2016	
198.	Muhammad Shateen No.H/66	Abbottabad	BA	01.03.1969	26.09.1988	31.03.2014	05.11.2014	05.11.2014	05.11.2016	
199.	Abdul Hafeez No.H/67	Abbottabad	FA	24.01.1968	11.12.1998	31.03.2014	05.11.2014	05.11.2014	05.11.2016	
200.	Muhammad Tanveer No.H/68	Abbottabad	FA	12.03.1968	24.09.1987	31.03.2014	05.11.2014	05.11.2014	05.11.2016	
201.	Qamar Zairan No.H/81	Abbottabad	BA	02.03.1975	01.09.1996	31.03.2014	05.11.2014	25.05.2015	25.05.2017	Assigned revised seniority in confirmation as SI and promotion to list ^{4th} vide endst: 2317-24/E-II, DT 08.11.2016
202.	Muhammad Sabir No.H/70	Manshera	10th	03.03.1971	31.03.1991	31.03.2014	05.11.2014	05.11.2014	05.11.2016	
203.	Jawad Khan No. MR/14	Swabi	BA	11.04.1979	26.01.2009	31.05.2014	05.11.2014	05.11.2014	05.11.2016	
204.	Muhammad Iqbal No.D/20	DIKhan	BSc/LB	19.04.1978	10.10.2006	20.06.2014	05.11.2014	05.11.2014	05.11.2016	Assigned seniority vide order No.905/E-II, Dated 11.12.2018
205.	Muslim Shah No.MR/29	Mardan	FA	09.03.1970	29.09.1990	01.07.2014	05.11.2014	05.11.2014	05.11.2016	
206.	Muhammad Bashir No. MR/31	Mardan	10th	31.05.1964	10.05.1984	01.07.2014	05.11.2014	05.11.2014	05.11.2016	
207.	Muhammad Iqbal No. MR/40	Mardan	BA	02.04.1968	16.10.1991	10.07.2014	05.11.2014	05.11.2014	05.11.2016	
208.	Hassan Ullah No.121/M	Chitral	FA	07.12.1966	21.09.1986	18.08.2014	05.11.2014	05.11.2014	05.11.2016	
209.	Abdul Ghaffar No. MR/54	Mardan	FA	20.05.1961	02.09.1980	01.09.2014	05.11.2014	05.11.2014	05.11.2016	
210.	Rooz-ul-Amin No.MR/10	Swabi	FA	20.05.1961	28.03.2006 as ASI	12.09.2014	05.11.2014	05.11.2014	05.11.2016	
211.	SI Iqbal Hussain No.H/74	Haripur	BA	19.04.1969	02.10.1990	12.09.2014	05.11.2014	05.11.2014	-	Reverted to the rank of SI vide DPO Haripur No.4961-65, dated 13.09.2017.
212.	Muhammad Afab No.H/75	Manshera	10 th	30.04.1970	01.04.1990	12.09.2014	05.11.2014	05.11.2014	05.11.2016	
213.	Muhammad Waheed No.H/77	Manshera	10th	05.06.1972	01.01.1993	12.09.2014	05.11.2014	05.11.2014	05.11.2016	

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9495991

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9495991

Assistant E-II

OS/E-II

Registrar

(Handwritten scribble)

32

S.No	NAME AND NO.	HOME DISTRICT	EDUC.	D.O.BIRTH	D.O JOINING SERVICE	D.O CONF: ASSI	D.O ADMN: TO LIST "P"	D.O PROMOTION AS ORG: INSPECTOR	D.OF CONF: AS INSP:	REMARKS
214	Ihsan Ullah Khan No M/296	Swat	MA	14.01.1975	15.11.2003	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
215	Amir Shah No. M/134	Chitral	FA	01.01.1968	29.03.1986	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
216	Naeem Khan No. M/347	Buner	FA	06.01.1987	22.09.2007	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
217	Muhammad Shaif No. M/454	Chitral	FA	15.01.1966	24.06.1986	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
218	Bahadar Khan No. M/457	Chitral	10th	18.12.1964	13.12.1983	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
219	Haji Akbar No. M/463	Buner	10th	02.02.1972	01.04.1991	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
220	Ghani-ur-Rehman No. M/470	Swabi	10th	09.04.1963	30.04.1981	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
221	Tamiz Ud Din No. M/471	Chitral	10th	01.05.1966	20.10.1985	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
222	Aqeel Shah M/114	Mardan	10 th	07.06.1965	06.03.1984	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
223	Habib Khan No. P/253	Peshawar	10th	15.11.1962	10.01.1981	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
224	Ibad ur Rehman No. P/254	Charsadda	10th	20.02.1965	30.06.1988	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
225	Muhammad Riaz No. P/255	Mardan	10th	14.03.1961	01.03.1980	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
226	Muhammad Naeem No. P/257	Swabi	10th	03.02.1974	05.09.1993	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
227	Amir Hussain No. P/258	Charsadda	10th	02.10.1963	13.12.1981	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
228	Dad Muhammad No. P/259	Peshawar	BA	09.03.1976	07.04.1996	01.10.2014	05.11.2014	05.11.2014		Reversion order set aside vide CCP order No. 453-59/PA, dated 15.03.2019 & No. 528/PA, dated 01.04.2019.
229	Jintaz Alam No. P/260	Peshawar	BA	10.04.1977	25.07.1998	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
230	Saif-ur-Rehman No. P/261	Peshawar	BA	24.04.1970	04.07.1991	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
231	Farhad Ali No. P/262	Nowshera	10 th	25.02.1966	16.08.1988	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
232	Jindad Ullah No. P/263	Charsadda	10th	13.10.1965	11.11.1984	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
233	Muhammad Arif No. P/264	Swabi	BA	06.09.1964	13.02.1985	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
234	Muhammad Naeem No. P/265	Nowshera	10th	08.04.1967	01.09.1985	01.10.2014	05.11.2014	05.11.2014	05.11.2016	

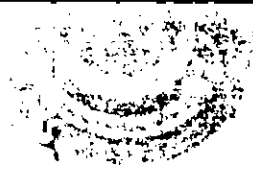
Assistant E-II

OS/E-II

Registrar

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob. 9948-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob. 9948-9405501



(33)

FOR CENTRAL OFFICE
KHAYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE, PESHAWAR
Fax: 091-9210922

Amir D
#

Dated Peshawar, 25, Nov 2018

NOTIFICATION

No. 33/2018 (NS-1) In pursuance of the provisions contained in Section 6(1) of the Promotion Rules 1969, on recommendations of the Departmental Selection Committee constituted vide Memo No. 257, November, 2018, the following Inspectors (NS-1) of Khyber Pakhtunkhwa Police are hereby promoted to the Rank of Deputy Sub-Inspector (NS-17) on regular basis with immediate effect.

The officers on promotion shall remain on probation for a period of one year in terms of Section 6 (2) of Khyber Pakhtunkhwa Civil Servants Act, 1973 and the Rules 1969 of Khyber Pakhtunkhwa Civil Servants (Appointment, Promotion & Transfer) Rules, 1969.

The promotion shall take effect from the date they assumed the duties of their higher responsibility.

Sr.	Name & No.
1	Mr. Zubair Rehman
2	Mr. Sabir Khan
3	Mr. Sher Ali
4	Mr. Asad Zubair
5	Mr. Muhammad Saleem Faraj
6	Mr. Muhammad Javed
7	Mr. Feroz Wahid
8	Mr. Amir Nawaz
9	Mr. Usman Khan
10	Mr. Muhammad Shouab
11	Mr. Ahsan Zaman
12	Mr. Abdul Rashid
13	Mr. Khalid Khan
14	Mr. Naveed Muhammad
15	Mr. Afzal Iqbal
16	Mr. Feroz Iqbal
17	Mr. Farhan Hussain
18	Mr. Zahid Khan
19	Mr. Babshah Hadrat
20	Mr. Naveed Iqbal

The posting Notification will be issued separately

Sd/-
SAC MUHAMMAD IQRAN
Inspector General of Police
Khyber Pakhtunkhwa
Peshawar

Under No. 33/2018 (NS-1)
Copy forwarded to:-

1. Chief Secretary Government - Khyber Pakhtunkhwa Peshawar
2. Director General of Police - Khyber Pakhtunkhwa
3. Provincial Secretary of Law Minister Khyber Pakhtunkhwa
4. Secretary General of Khyber Pakhtunkhwa Police Department
5. Secretary General of Khyber Pakhtunkhwa Home Affairs Department
6. Secretary General of Khyber Pakhtunkhwa Finance Department
7. All District Inspectors General of Police - Khyber Pakhtunkhwa
8. All District Officers - Khyber Pakhtunkhwa Peshawar
9. All District Officers - Khyber Pakhtunkhwa Peshawar
10. All Heads of Police Offices - Khyber Pakhtunkhwa
11. All District Officers - Khyber Pakhtunkhwa Peshawar

JAVED IQBAL
Daudzai Law Chambers
Advocate High Court Peshawar
Mob. 0999-840000

33

35

No.	Name	Registration No.	Category	Level	Start Date	End Date	Start Date	End Date	Start Date	End Date	Start Date	End Date
124.	Muhammad Riaz	No. S/107	Mardan	10th	14.08.1961	01.02.1983	26.05.2011	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
125.	Roshan Zeb	No. P/251	Karak	10th	14.04.1972	15.02.91	26.10.2011	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
126.	Gul Sheed	No. P/152	Mardan	10th	13.08.1973	07.09.1991	12.12.2011	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
127.	Taj Malook	No. P/153	Chitral	10th	16.02.1964	01.04.1982	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
128.	Muhammad Saddique	No. P/154	Chitral	10th	01.06.1980	06.07.1998	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
129.	Abdur Rehman	No. P/155	Chitral	10th	10.02.1961	20.03.1979	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
130.	Samina Jan	No. P/156	Peshawar	10th	16.11.1968	31.12.1987	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
131.	Tayyab Jan	No. P/158	Peshawar	10th	17.11.1960	15.01.1981	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
132.	Fazal Wahid	No. P/159	Charsadda	10th	06.03.1961	10.04.1982	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
133.	Fazal Subhan	No. P/160	Mardan	10th	01.05.1970	01.07.1989	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
134.	Alam Zeb	No. P/161	Nowshera	10th	01.12.1968	31.12.1987	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
135.	Saeed Khan	No. P/162	Mardan	10th	02.05.1968	26.03.1987	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
136.	Noor Ullah	No. P/164	Peshawar	10th	10.11.1963	01.11.1982	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
137.	Muhammad Ishaq	No. P/165	Peshawar	10th	15.04.1964	30.10.1982	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
138.	Pasham Gul	No. P/166	Nowshera	10th	10.05.1964	24.03.1984	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
139.	Mukhtar Ahmad	No. P/167	Mardan	10th	21.12.1968	01.01.1988	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
140.	Amir Nawaz	No. P/168	Charsadda	10th	29.04.1963	07.12.1981	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
141.	Laigat Khan	No. P/169	Charsadda	10th	03.12.1964	13.08.1988	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
142.	Muhammad Shoaib	No. P/170	Charsadda	10th	20.03.1970	27.08.1988	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
143.	Afsar Zaman	No. P/171	Mardan	10th	10.06.1962	24.08.1982	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
144.	Rajab Ali	No. P/172	Kohat	FA	29.03.1962	20.09.1986	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
145.	Johar Shah	No. P/173	Charsadda	BSc	01.09.1969	19.06.1988	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
146.	Ali Khan	No. P/174	MKD Agy	BA	09.02.1975	03.07.1994	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
147.	Abdur Rashid	No. P/175	Charsadda	BA	10.02.1985	21.10.2006	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
148.	Khalid Khan	No. P/176	Nowshera	MA	20.02.1968	25.09.1988	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
149.	Niaz Muhammad	No. P/177	Charsadda	BA	03.05.1968	01.07.1990	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
150.	Allama Iqbal	No. P/178	Charsadda	BA	02.01.1969	31.07.1991	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
151.	Tuheed Ullah	No. P/179	Charsadda	MA	14.09.1973	03.08.1994	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
152.	Muhammad Naeem	No. P/180	Charsadda	MA	05.03.1979	24.06.2000	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
153.					08.04.1982	25.01.2002	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015
154.					15.06.1982	25.01.2002	14.03.2012	30.01.2015	30.01.2015	30.01.2015	30.01.2015	30.01.2015

30-1-2013

JAVED IQBAL, Gul Beha
 Daudzai Law Member
 Advocate High Court Peshawar
 Peshawar

NAME AND NO.	HOME DISTRICT	EDU:	D.O.BIRTH	D.O JOINING SERVICE	D.O CONF: AS SI	D.O ADMIN: TO LIST "R"	D.O PROMOTION AS OFFG: INSPECTOR	D.OF CONF: AS INSP:	REMARKS
No.H/74									vide DPO Haripur No.4961-65, dated 13.09.2017.
Muhammad Afrah No.H/75	Manshera	10 th	30.04.1970	01.04.1990	12.09.2014	05.11.2014	05.11.2014	05.11.2016	
Muhammad Wahed No.H/77	Manshera	10th	05.06.1972	01.01.1993	12.09.2014	05.11.2014	05.11.2014	05.11.2016	
Waqar Ali No. H/184	Manshera	FA	15.04.1971	31.03.1991	12.09.2014	11.01.2019	22.10.2019	-	Granted revised seniority vide CPO Notification No.CPO/E-II/Revised seniority/35, dated 27.01.2020.
Ihsan Ullah Khan No M/296	Swat	MA	14.01.1975	15.11.2003	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
Amir Shah No. M/134	Chitral	FA	01.01.1968	29.03.1986	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
Naeem Khan No. M/347	Buner	FA	06.01.1987	22.09.2007	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
Muhammad Shafi No. M/454	Chitral	MA (Islamyat)	15.01.1966	24.06.1986	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
Bahadar Khan No. M/457	Chitral	10th	18.12.1964	13.12.1983	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
Haji Akbar No. M/463	Buner	10th	02.02.1972	01.04.1991	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
Ghani-ur-Rehman No. M/470	Swabi	10th	09.04.1963	30.04.1981	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
Tamiz Ud Din No. M/471	Chitral	10th	01.05.1966	20.10.1985	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
Ageel Shah M/114	Mardan	10 th	07.06.1965	06.03.1984	16.09.2014	05.11.2014	05.11.2014	05.11.2016	
Habib Khan No. P/253	Peshawar	10th	15.11.1962	10.01.1981	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
Ibad ur Rehman No. P/254	Charsadda	10th	20.02.1965	30.06.1988	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
Muhammad Riaz No. P/255	Mardan	10th	14.03.1961	01.03.1980	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
Muhammad Naeem No. P/257	Swabi	10th	03.02.1974	05.09.1993	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
Amir Hussain No. P/258	Charsadda	10th	02.10.1963	13.12.1981	01.10.2014	05.11.2014	05.11.2014	05.11.2016	
Dad Muhammad No. P/259	Peshawar	BA	09.03.1976	07.04.1996	01.10.2014	05.11.2014	05.11.2014	05.11.2016	Reversion order set aside vide CCP order No. 453-59/PA, dated 15.03.2019 &

221

JAVED IQBAL Gill Behi
Daudzai Law Chamber
Advocate High Court Peshawar
Rtg: 03459405501

JAVED IQBAL Gill Behi
Daudzai Law Chamber
Advocate High Court Peshawar
Rtg: 03459405501

POLICE DEPTT:

36

CCP, PESHAWAR.

FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA, POLICE GAZETTE
PART-II.
ORDERS BY THE CAPITAL CITY POLICE OFFICER KHYBER PAKHTUNKHWA,
PESHAWAR.

NOTIFICATION.

Dated 10/9/2012.

No. 18263 /EC-I, CONFIRMATION IN THE RANK OF SI:- In the light of recommendations submitted by Departmental Promotion committee held on 14-03-2012, the following Offg: SIs of Capital City Police, Peshawar are hereby confirmed in the rank of Sub-Inspectors w.e. from 14-03-2012.

On confirmation they are allotted new Capital City Police, Peshawar numbers as noted against their names:-

S#	Name & No.	Present Posting	New CCP No.
1.	Roshan Zeb No.722/P	Nowshera	P/151
2.	Gul Shed No.731/P	Elite Force	P/152
3.	Taj malook No.321/P	Invest, Peshawar	P/153
4.	Muhammad Saddique No.371/P	CPC, Peshawar	P/154
5.	Abdur Rehman No.577/P	Invest: Peshawar	P/155
6.	Samin Jan No.418/P	Invest: Peshawar	P/156
7.	Amir Badshah No.447/P	Invest: Peshawar	P/157
8.	Tayyab Jan No.567/P	CCP, Peshawar	P/158
9.	Fazal Wahid No.519/P	Nowshera	P/159
10.	Fazal Subhan No.745/P	Nowshera	P/160
11.	Alamzeb No.577/P	Nowshera	P/161
12.	Saeed Khan No.583//P	Charsadda	P/162
13.	Mira Jan No.593/P	CCP, Peshawar	P/163
14.	Noor Ullah No.610/P	Charsadda	P/164
15.	Muhammad Ishaq No.645/P	Nowshera	P/165
16.	Pasham Gul No.651/P	Nowshera	P/166
17.	Mukhtiar No.661/P	Charsadda	P/167
18.	Amir Nawaz No.662/P	Charsadda	P/168
19.	Liaqat Khan No.663/P	Charsadda	P/169
20.	Muhammad Shoaib No.664/P	Mardan Region	P/170
21.	Afsar Zaman No.666/P	Charsadda	P/171
22.	Rajab Ali No.667/P	CCP, Peshawar	P/172
23.	Johar Shah No.679/P	Charsadda	P/173
24.	Ali Khan No.682/P	Charsadda	P/174
25.	Abdur Rashid No.683/P	Charsadda	P/175
26.	Khalid Khan No.684/P	Nowshera	P/176

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

	Niaz Muhammad No.687/P	Charsadda	P/177
28.	Allama Iqbal No.695/P	Charsadda	P/178
29.	Tauheed Ullah No.699/P	Charsadda	P/179
30.	Muhammad Naeem No.701/P	CCP, Peshawar	P/180

Offg: SI Razi Muhammad 691/P of Capital city Police Peshawar has been deferred from confirmation in his present rank due to facing departmental-enquiry and non-availability of ACRs 2007,2008,2009,2010,2011.

**CAPITAL CITY POLICE OFFICER,
PESHAWAR.**

No. 15264-70/EC-I,

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

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Addl: Inspector General of Police, Khyber Pakhtunkhwa, Peshawar, alongwith two spare copies for Publication, KPK, Gazette Notification part-II.
3. Commandant Elite Force, Khyber Pakhtunkhwa, Peshawar.
4. Deputy Inspector General of Mardan Region, Mardan.
5. Senior Superintendent of Police, Operation, Peshawar.
6. Senior Superintendent of Police, Investigation, Peshawar.
7. Senior Superintendent of Police, Traffic, Peshawar.
8. Commandant Peace Corps, University Campus, Peshawar.
9. District Police Officer, Charsadda.
10. District Police Officer, Nowshera.
11. Asstt: Secret Branch, CCP, Peshawar.
12. EC-II Branch, CCP Peshawar.

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob/0348-5998551

**FOR PUBLICATION IN THE KHYBER PAKHTUNKHWA, POLICE GAZETTE PART-II,
ORDERS BY THE CAPITAL CITY POLICE OFFICER KHYBER PAKHTUNKHWA, PESHAWAR.**

NOTIFICATION.

No. 13011 /EC-I, **CONFIRMATION IN THE RANK OF SIs.** As per Recommendation of Departmental Promotion Committee meeting held on 12-09-2014, the following offg: SIs of Capital City Police Peshawar is hereby confirmed in rank of SIs with immediate effect.

Dated 01/10 /2014. Amⁿ-E/II

On confirmation they are allotted new Capital city Police Peshawar number as noted against their names:-

S.No.	Rank, Name & No	Present Posting	New CCP, No.
1.	Abdul Hasnain No. 25/P	Invt: KPK	P/252
2.	Habib Khan No.423/P	Invt: KPK	P/253
3.	Ibad ur Rehman-460/P	Special Branch	P/254
4.	Muhammad Riaz No. 502/P	Special Branch	P/255
5.	Naseer-ud-Din No. 598/P	Special Branch	P/256
6.	Muhammad Naeem No. 614/P	Invt:CCP	P/257
7.	Amir Hussain-605/P	Inv:CCP	P/258
8.	Dad Muhammad-690/P	Inv:CCP	P/259
9.	Imtiaz Alam-271/P	Inv:CCP	P/260
10.	Saifur Rehman No. 278/P	Inv: CCP	P/261
11.	Farhad Ali No. 811/P	Charsadda	P/262
12.	Imdad Ullah-856/P	Invt: CCP	P/263
13.	Muhammad Arif-860/P	Inv:CCP	P/264
14.	Muhammad Naseem NO. 867/P	Nowshera	P/265
15.	Madad Khan No.875/P	Nowshera	P/266
16.	Muhammad Fazil No. 886/P	Charsadda	P/267
17.	Khayal Nawaz No.901/P	Nowshera	P/268
18.	Mushtaq No. 902/P	Charsadda	P/269
19.	Anwar Khan No. 903/P	Charsadda	P/270
20.	Muhammad Qayyum NO.905/P	Nowshera	P/271
21.	Sardar Hussain No. 918/P	Charsadda	P/272
22.	Kirammat Shah-919/P	Nowshera	P/273
23.	Qaiser Khan No.920/P	Charsadda	P/274
24.	Bakht Munir-928/P	Inv:CCP	P/275
25.	Akhtar Gul-931/P	CCP, Pesh	P/276
26.	Fazli Karim No. 932/P	Inv: CCP	P/277
27.	Dost Muhmmad-949/P	CCP Pesh:	P/278
28.	Mian Niaz Muhammad-No.950/P	CPC	P/279

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

29.	Sikandar Shah No. 977/P	Inv: CCP	P/280
30.	Jan Muhammad No. 979/P	Charsadda	P/281
31.	Abdur Rauf No. 917/P	Nowshera	P/282
32.	Khurshid Khan No. 983/P	Charsadda	P/283
33.	Riaz Ahmad No.990/P	Inv:CCP	P/284
34.	Zahoor ur Rehman No. 992/P	CCP, Pesh	P/285
35.	Sardar Hussain-1003/P	CCP Pesh:	P/286

The following offg: SIs have been deferred from confirmation in the rank of SI due to the reason mentioned against each:-

S#	Name & No.	Place of posting	Reason																				
1.	Shafi Ullah-830/P	Inv:CCP	One year period as CIO is mandatory but the period is incomplete by 21 (Twenty one) days. He is deferred and will be considered in next DPC.																				
2.	Muhammad Shahenshah-882/P	Special Brach	03 year period in Special Branch is mandatory but the period is incomplete by 14 (fourteen one) days He is deferred and will be considered in next DPC.																				
3.	Noor Ullah Jan-900/P	CTD KPK	03 year period in CTD/Special Branch is mandatory but the period is incomplete by 14 (fourteen one) days. He is deferred and will be considered in next DPC																				
4.	Muhammad Tahir No. 942/P	Inv: CCP	One year period as CIO is mandatory but the period is incomplete by 12 (Twelve one) days. He is deferred and will be considered in next DPC.																				
5.	Gul Wali No.957/P	Inv: Kohat	Deferred from confirmation in the rank of SI due to facing departmental enquiry																				
6.	Duran Shah No.958/P of CTD KPK.		<p>The committee discussed the case in details. The following issues were raised and decided below:-</p> <ul style="list-style-type: none"> Either the period of Upper College Course be included in his Investigation period? it was decided that the period of Upper College Course should not be included. His period as I.O will be considered as continues period. Though it was interrupted by Upper Course. In spite of taking the I.O period as continues period, the two year mandatory period still remains incomplete. The detail is given below:- <table border="1"> <thead> <tr> <th></th> <th>From</th> <th>To</th> <th>Period</th> </tr> </thead> <tbody> <tr> <td>1. IO PS Badaber</td> <td>06-04-2012</td> <td>20-7-2012</td> <td>03 M 14 D</td> </tr> <tr> <td>2. IO PS Pahari Pura</td> <td>21-07-2012</td> <td>01-04-2013</td> <td>08 M 10 D</td> </tr> <tr> <td>4. IO PS Pahari Pura</td> <td>21-10-2013</td> <td>11-08-2014</td> <td>09 M 20 D</td> </tr> </tbody> </table> <p>Total 01 year , 09 month & 14 days</p> <p>So he is deferred and will be considered in next DPC.</p>		From	To	Period	1. IO PS Badaber	06-04-2012	20-7-2012	03 M 14 D	2. IO PS Pahari Pura	21-07-2012	01-04-2013	08 M 10 D	4. IO PS Pahari Pura	21-10-2013	11-08-2014	09 M 20 D				
	From	To	Period																				
1. IO PS Badaber	06-04-2012	20-7-2012	03 M 14 D																				
2. IO PS Pahari Pura	21-07-2012	01-04-2013	08 M 10 D																				
4. IO PS Pahari Pura	21-10-2013	11-08-2014	09 M 20 D																				
7.	Israr Muhammad No. 964/P of Investigation CCP, Peshawr		<p>The committee discussed case in details. The following issues were raised and decided below:-</p> <ul style="list-style-type: none"> Either the period of Upper College Course be included in his Investigation period? it was decided that the period of Upper College Course should not be included. His period as I.O will be considered as continues period. Though it was interrupted by Upper Course. In spite of taking the I.O period as continues period, the two year mandatory period still remains incomplete. The detail is given below:- <table border="1"> <thead> <tr> <th></th> <th>From</th> <th>To</th> <th>Period</th> </tr> </thead> <tbody> <tr> <td>1. IO PS Hayatabad</td> <td>10-03-2012</td> <td>01-04-2013</td> <td>01 Y 21 D</td> </tr> <tr> <td>3. IO PS Hayatabad</td> <td>14-10-2013</td> <td>12-09-2014</td> <td>10 M 28 D</td> </tr> </tbody> </table> <p>Total 01 year , 11 month & 19 days</p> <p>So he is deferred and will be considered in next DPC.</p>		From	To	Period	1. IO PS Hayatabad	10-03-2012	01-04-2013	01 Y 21 D	3. IO PS Hayatabad	14-10-2013	12-09-2014	10 M 28 D								
	From	To	Period																				
1. IO PS Hayatabad	10-03-2012	01-04-2013	01 Y 21 D																				
3. IO PS Hayatabad	14-10-2013	12-09-2014	10 M 28 D																				
8.	Khial Roz No. 966/P of Investigation CCP, Peshawar		<p>The committee discussed case in details. The following issues were raised and decided below:-</p> <ul style="list-style-type: none"> Either the period of Upper College Course be included in his Investigation period? it was decided that the period of Upper College Course should not be included. His period as I.O will be considered as continues period. Though it was interrupted by Upper Course. In spite of taking the I.O period as continues period, the two year mandatory period still remains incomplete. The detail is given below:- <table border="1"> <thead> <tr> <th></th> <th>FROM</th> <th>To</th> <th>Period</th> </tr> </thead> <tbody> <tr> <td>1. IO PS Mattani</td> <td>10-3-2012</td> <td>29-10-2012</td> <td>07M 19D</td> </tr> <tr> <td>2. OII PS Urmar</td> <td>30-10-2012</td> <td>05-10-2013</td> <td>11M 5D</td> </tr> <tr> <td>4. IO PS Hashtnagri</td> <td>21-4-2014</td> <td>15-6-2014</td> <td>01M 24D</td> </tr> <tr> <td>5. IO PS AMJ</td> <td>16-6-2014</td> <td>to 12-9-2014</td> <td>02M 26 D</td> </tr> </tbody> </table> <p>Total 01 year 11 month & 15 Days</p> <p>So he is deferred and will be considered in next DPC.</p>		FROM	To	Period	1. IO PS Mattani	10-3-2012	29-10-2012	07M 19D	2. OII PS Urmar	30-10-2012	05-10-2013	11M 5D	4. IO PS Hashtnagri	21-4-2014	15-6-2014	01M 24D	5. IO PS AMJ	16-6-2014	to 12-9-2014	02M 26 D
	FROM	To	Period																				
1. IO PS Mattani	10-3-2012	29-10-2012	07M 19D																				
2. OII PS Urmar	30-10-2012	05-10-2013	11M 5D																				
4. IO PS Hashtnagri	21-4-2014	15-6-2014	01M 24D																				
5. IO PS AMJ	16-6-2014	to 12-9-2014	02M 26 D																				

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

9.	Muhammad Raghif No. 968/P of Investigation CCP.	<p>The committee discussed case in details. The following issues were raised and decided below:-</p> <p>Either the period of Upper College Course be included in his Investigation period? it was decided that the period of Upper College Course should not be included. His period as I.O will be considered as continues period. Though it was interrupted by Upper Course. In spite of taking the I.O period as continues period, the two year mandatory period still remains incomplete. The detail is given below:-</p> <table border="1"> <thead> <tr> <th></th> <th>From</th> <th>TO</th> <th>Period</th> </tr> </thead> <tbody> <tr> <td>1.</td> <td>IO PS U/ Town</td> <td>10-03-2012</td> <td>24-09-2012</td> <td>06M 14D</td> </tr> <tr> <td>2.</td> <td>IO PS Gulbahar</td> <td>25-09-2012</td> <td>04-11-2012</td> <td>01M 09D</td> </tr> <tr> <td>3.</td> <td>IO PS U/Town</td> <td>05-11-2012</td> <td>07-11-2012</td> <td>- 02D</td> </tr> <tr> <td>4.</td> <td>IO PS Gulbahar</td> <td>08-11-2012</td> <td>01-04-2013</td> <td>04M 23D</td> </tr> <tr> <td>6.</td> <td>IO PS KRS.</td> <td>14-10-2013</td> <td>12-09-2014</td> <td>10M 28D</td> </tr> <tr> <td colspan="4" style="text-align: center;">Total 01 year, 11 month & 16 days</td> </tr> </tbody> </table> <p>So he is deferred and will be considered in next DPC.</p>		From	TO	Period	1.	IO PS U/ Town	10-03-2012	24-09-2012	06M 14D	2.	IO PS Gulbahar	25-09-2012	04-11-2012	01M 09D	3.	IO PS U/Town	05-11-2012	07-11-2012	- 02D	4.	IO PS Gulbahar	08-11-2012	01-04-2013	04M 23D	6.	IO PS KRS.	14-10-2013	12-09-2014	10M 28D	Total 01 year, 11 month & 16 days			
	From	TO	Period																																
1.	IO PS U/ Town	10-03-2012	24-09-2012	06M 14D																															
2.	IO PS Gulbahar	25-09-2012	04-11-2012	01M 09D																															
3.	IO PS U/Town	05-11-2012	07-11-2012	- 02D																															
4.	IO PS Gulbahar	08-11-2012	01-04-2013	04M 23D																															
6.	IO PS KRS.	14-10-2013	12-09-2014	10M 28D																															
Total 01 year, 11 month & 16 days																																			

13012-27
No. _____/EC-I,

**CAPITAL CITY POLICE OFFICER,
PESHAWAR.**

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

1. Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. Addl: Inspector General of Police, Investigation Khyber Pakhtunkhwa, Peshawar, alongwith two spare copies for Publication, KPK, Gazette Notification part-II.
3. Addl: Inspector General of Police, Special Branch KPK, Peshawar
4. Deputy Inspector General of Police, Mardan Region Mardan.
5. Deputy Inspector General of Police CTD KPK, Peshawar.
6. District Police Officer, Charsadda, Nowshera.
7. SSSP/Operation, Investigation & Traffic, Peshawar.
8. Superintendent of Police, Investigation Kohat.
9. Commandant CPC University Campus, Peshawar.
10. Asstt: Secret Branch, & EC-II, CCP, Peshawar.

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 9945-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 9945-9405501



OFFICE OF THE
INSPECTOR GENERAL OF POLICE,
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE,
PESHAWAR

41

41

Am

No. CPO/CPB/DSC/ 118

Dated Peshawar 21 May, 2020

MOST IMMEDIATE

- To: The Addl. Inspector General of Police, Investigation, Khyber Pakhtunkhwa, Peshawar.
The Commandant, Elite Force Khyber Pakhtunkhwa, Peshawar.
The Commandant, Police Training College Hangu.
The Deputy Inspectors General of Police, Special Branch, Operations, Training, Traffic, CTD, and Finance Khyber Pakhtunkhwa, Peshawar.
The Capital City Police Officer, Peshawar.
The Regional Police Officers, Mardan, Hazara, Malakand, Kohat, Bannu and D.I.Khan Regions.
The Commandant, Frontier Reserve Police, Khyber Pakhtunkhwa, Peshawar.
The Assistant Inspectors General of Police, Legal and BDU, Khyber Pakhtunkhwa, Peshawar.
The Directors, ACE, CPC and FSL Khyber Pakhtunkhwa, Peshawar.

Subject: **PROMOTION OF INSPECTORS BS-16 (EXECUTIVE) TO THE RANK OF DS&P (BS-17).**

Memo:-

Please furnish the following Informations/documents regarding Inspectors BS-16 (Executive) serving in your Regions/Units in connection with their promotion to the rank of Deputy Superintendents of Police BS-17 immediately:-

- Present posting.
- Detail of one (01) year mandatory tenure of posting (i.e. Investigation Branch or CTD, Special Branch or any Police Training Institution) according to amended Police Rules 13.16A, dated 16.03.2017.
- No Departmental Enquiry & Medical Fitness Certificates.
- Two (2) fresh Passport size photographs.

S. NO	NAME & NO.	S. NO	NAME & NO
1	Mazhar Jehan No. K/19	26.	Gohar Khan No.P/183
2	Sher Ali No. M/110	27.	Naseem Hayat No.P/184
3	Muhammad Riaz No. K/107	28.	Nasrullah Khan No.P/185
4	Rajab Ali No. P/172	29.	Janan Habib No. P/186
5	Ali Khan No. P/174	30.	Arshad Ahmed No. P/187
6	Waheed Ullah No. M/160	31.	Muhammad Kamran No. P/188
7	Atiq-ur-Rehman No. M/261	32.	Sajid Muntaz No. P/189
8	Muhammad Saeed No. M/317	33.	Fida Hussain No.P/190
9	Ali Hassan No. K/26	34.	Ijaz Ali No. P/191
10	Muhammad Iqbal No. K/10	35.	Zakaullah No. P/192
11	Muhammad Sohail No. H/07	36.	Taj Muhammad Khan No. P/193
12	Mattoob Khan No. H/34	37.	Ijaz Ali No. P/194
13	Shah Nawaz No. H/35	38.	Adnan Azam No. P/195
14	Shad Muhammad No. H/36	39.	Zahid Alam No.P/196
15	Raja Mukhtiar No. H/49	40.	Rehmatullah No. P/197
16	Fazal Wahab No. H/37	41.	Muhammad Inam Jan No. MR/59
17	Juhanzeb Khan No. H/39	42.	Luqman Khan No. MR/80
18	Muhammad Amin No. H/42	43.	Iktiraz Khan No. MR/81
19	Ihsan Shah No. H/44	44.	Pir Zar Badshah No. MR/82
20	Muhammad Yousaf No. H/46	45.	Muhammad Fuzil No. MR/83
21	Muhammad Sajjad No. H/47	46.	Imtiaz Ali No. MR/84
22	Fida Muhammad No. H/48	47.	Ghazi Marjan No. D/17
23	Zahoor Ahmed No. M/127	48.	Said-ul-Amin No. M/195
24	Habib Ullah Khan No. M/168	49.	Dushir Ahmad No. 223/M
25	Abdullah Jan No. P/182	50.	Naseeb Shah No. M/283

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501



OFFICE OF THE
INSPECTOR GENERAL OF POLICE,
KHYBER PAKHTUNKHWA
CENTRAL POLICE OFFICE,
PESHAWAR

42

000

51	Muhammad Zaman No. M/304	64.	Nizar Ali No. MR/89
52	Linqat Khan No. H/54	65.	Asif Mehmood No. B/01
53	Atfandlah No. D/18	66.	Sardad Khan No. B/02
54	Syed Sajjad Hussain No. K/109	67.	Sabir Gul No. MR/90
55	Sadat Khan No. K/25	68.	Bahar Ali No. MR/85
56	Fazal Hanif No. K/48	69.	Farid No. B/33
57	Muhammad Yousaf No. K/71	70.	Gul Nawaz No B/29
58	Nazir Khan No. K/72	71.	Asad Ali Shah No. B/36
59	Abid Khan No. K/74	72.	Adil Abdal No. P/201
60	Umar Hayat No. K/20	73.	Abu Ali Shah No. P/202
61	Muhammad Akbar No. MR/86	74.	Muhammad Daud No. P/203
62	Zareef Khan No. MR/87	75.	Badshah Khan No. P/204
63	SI Mushtaq Hussain No. MR/88		

Note:

This office may also be informed if any Inspector of your region has been retired or reverted or dismissed from service.

(DR. ZAFID ULLAH) PSI
AIG/Establishment,
For Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.

Encls: No. and dated even

Copy forwarded to the:-

1. Addl: Inspector General of Police, Headquarters, Khyber Pakhtunkhwa, Peshawar.
2. Deputy Inspector General of Police, Headquarters, Khyber Pakhtunkhwa, Peshawar.
3. COS to Worthy Inspector General of Police, Khyber Pakhtunkhwa, Peshawar.
4. DSP Operations CPO with the direction to fax the subject letter to all concerned Police Offices.
5. Registrar, CPO Peshawar.
6. Supdt: Establishment-I & II, CPO, Peshawar.
7. Supdt: Secret to provide synopsis to Career Planning Branch.

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

43

Amir Gul

Amir Gul

جانب عالی

خود بخاطر گزارش عدالت من مسائل زیر رقم بلاک سرورس میں جس میں سال 2006
 کا جوئی شدت یوں۔ سال 2006 میں اپر کا بھگتوں کو اور فیڈ بک
 ہے۔ سٹیڈی اسٹریٹ کے مطابق دیگر نوٹ میں پیرا 17 میں گزار دیوں۔
 وجہ 540 پیرا 17 میں من مسائل اپنے کو دیگر سے سٹیڈی اسٹریٹ میں
 دیکھے یوں۔ ان حوالے سے تمام دستاویزات من مسائل کے پاس رکھے گا اور
 خود میں جویشن کر سکتا ہوں۔

عدالت عالیہ من مسائل کا نام سٹیڈی اسٹریٹ میں کو دیگر 2006
 میں کے ساتھ لایا ہے۔ شکریہ

طرف سے

ان کے داد نمبر P-260 منصفہ RRF انڈیا میں KP

13/12/09

03339988828

JAVED IQBAL Gul Bela
 Daudzai Law Chamber
 Advocate High Court Peshawar
 Mob: 0345-9405501

JAVED IQBAL Gul Bela
 Daudzai Law Chamber
 Advocate High Court Peshawar
 Mob: 0345-9405501

44

(1)

Annexure "H"



IN THE HON'BLE PESHAWAR HIGH COURT
PESHAWAR

In W.P No- 3303 P /2020

Dad Muhammad Khan S/O Fazal Muhammad R/O
Gulbela Kochian Peshawar.

.....Petitioner

VERSUS

1. Government of Khyber Pakhtunkhwa through Chief Secretary at Civil Secretariat Peshawar.
2. Provincial Police Officer Khyber Pakhtunkhwa at Central Police Office at Civil Secretariat Peshawar.
3. Additional Inspector General of Police (Establishment) Khyber Pakhtunkhwa at Central Police Office at Civil Secretariat Peshawar.
4. Chief Capital City Police Officer Peshawar.

.....Respondents

PETITION UNDER ARTICLE 199 OF
CONSTITUTION OF THE ISLAMIC
REPUBLIC OF PAKISTAN 1973.

FILED TODAY
[Signature]
Deputy Registrar
15 JUL 2020

Respectfully Sheweth,

1. That the Petitioner is a naturally born bonafide citizen of the Islamic Republic of Pakistan & hails from a respectable family of District Peshawar.

ATTESTED

2. That after going through the ~~mandatory~~ required written tests and physical aptitude

[Signature]
EXAMINER
Peshawar High Court

45

4

tests, the petitioner got recruited as Constable in the respondent Police Department back in the year 1996, on 07-04-1996.

3. That after being inducted onto the Rolls of this prestigious department the petitioner was sent for training to PTC (Police Training Centre) Hangu, who stood first and declared as cadet in the training course, not only the petitioner stood cadet in the training course of Constables, but rather repeated his position in the next upcoming training course for upper rank and thus remained successful two times by being stood as cadet twice and thus proved his mantle and professional pragmatism.
4. That before going to vent out spleen upon the injustices meted out to the petitioner and make out a case in order to rein the unfettered exercise of discretionary powers vested in respondents and to challenge its exercise under the mandate of writ of quo-warranto, it is necessary to have a brief terse upon the relevant structure of Police Department. The recruitment in Police Department is via three different modes for different ranks. At first there is used to be a forth type as well, and that was direct recruitment to the post of DSP through Provincial Public Service, which practice has now been abundant. Now at the moment the induction in to Police Service are via three types i.e Constable, ASI (Assistant Sub Inspector), and ASP (Assistant Superintendent of Police). The ASP's are being inducted after being selected via competitive examination through FPSC. While ASI's are inducted after being passing through competitive examinations held by Provincial Public Service Commission Khyber Pakhtunkhwa and the constables are recruited district wise by the

FILED TODAY

Deputy Registrar

15 JUL 2020

ATTESTED

EXAMINER
Peshawar High Court

(46) (H)

concerned District Police Officers. Now the ASI's are further divided in four categories. A considerable portion of the ASI posts are reserved for direct recruitment from fresh candidates through PSC while 19% is reserved for in-service Constables/Head Constables, but mandatorily to be graduates but this reserve quota is also to be filled through PSC from in-service candidates. While the rest of the ASI seats are reserved for Shuhada's Sons & lastly are reserved for Promotees from lower ranks upon the basis of seniority-cum-fitness. This is the mechanism of recruitment & induction into Police department as provided in it.

5. That now reverted back to the main epitome & crux of the instant lis. The petitioner got inducted into Police Department as Constable on 07/04/1996. Thereafter it was in 2006/07 that the petitioner appeared in the competitive examination of the Public Service Commission (PSC) for the quota reserved for in-service graduates Constables / Head Constables. The petitioner stood succeeded and even got a good and distinctive position as well & because of being successfully attempting the competitive examination, the petitioner was appointed as ASI vide notification # 95/EC-I appointment / absorption as P/ASI's, Dated 05/01/2007 with effect from 28/12/2006 and because of distinctive position in the competitive examination, was assigned and placed at serial No. 4 of the list as being PSC merit structure and its formula. (Copy of the appointment order P/ASI Dated 05/01/2007 with effect from 28/12/2006 is annexed herewith as Annexure "A").

FILED TODAY
Deputy Registrar
15 JUL 2020

~~ATTESTED~~

EXAMINER
Peshawar High Court

6. That thereafter, the petitioner along with its colleagues were confirmed in the rank of P/ASI's.

47

4

& at the same time were promoted to list "E" with promotion to the rank of Offg. SI's vide notification No. 57/EC-1 Dated 01/01/2010 with effect from the date; they actually take over charge of their higher responsibilities. The petitioner was assigned his new CCP# as 690/P with a confirmation certificate in the rank of P/ASI with effect from 28/12/2006. One of the colleague namely Touheed Ullah who had assigned CCP # 699 & was lying at serial # 29 while the petitioner had been placed at serial # 20 is now being promoted as DSP since 29/11/2018.

7. That this promotion notification dated 01/01/2010 had also provided, inter alia.

"PASIs at serial no 1,2,4,17,18,19,22,25,26,27,29,31,33,34,35,35,36 & 37 were confirmed in the rank of PASIs, have brought in list E & promoted to the rank of offg. SI's conditionally subject to receipt of their "D" course satisfactory reports.

"PASIs from serial No. 30-37 of Shuhada's sons shall stand junior from the PASIs appointed through Public Service Commission vide PPO letter No 26017/E-II Dated 26-02-2009".

so meaning thereby, that at that time, even the said Tauheed Ullah's promotion was made conditional while it further provided that the Shuahada Sons shall stand juniors from the PASI's appointed through Public Service Commission i.e the Petitioner & his colleagues who got appointed via Public Service Commission as PASI.

(Copy of the promotion notification dated 01/01/2010 is annexed herewith as Annexure "B").

FILED TODAY
 Deputy Registrar
 15 JUL 2020

ATTESTED

EXAMINER
 Peshawar High Court

47

47

8. That grievances, solace of which the Petitioner is seeking from this August Court under its extraordinary jurisdiction is that if the respondents had not resorted to the caprices & whims by adopting a policy of pick & choose, without any legal backing, legal basis, or legal justification, then the Petitioner would have never ever approached this August Court, but would have rather approached the Service Tribunal for regulating his seniority, but the situation is much more volatile & dismayed & despondent as by this nefarious policy of favoritism & pick & choose, the whole Police Department is infested with mal-administration by causing havily a general sense of despondency & craveny across the Province.

9. That because of this malicious & highly nefarious policy of pick & choose, many juniors were promoted & placed at senior ranks by leaving the most senior ones in lurch & wilderness. e.g the aforementioned Touheed Ullah, Arshad khan No # P/187, Muhammad Kamran # P/188 Sajid Mumtaz No P/189- Fida Hussain P/190, Ijaz Ali No. P/191, Taj Muhammad Khan No P/193, likewise Adnan Azam, Zahid Alam, Rehmat Ullah, Mr. Inam Jan, Saddam khan, Fazal Hanif, Muhammad Yousaf and many others. Now this being the situation a writ under the mandate of Quo-warranto is mandatory to be issued by this August Court in order to curb the evil designs as nursed & nourished in the minds of the high ups which has devastacally damaged this highly essential Service of the Province. (Copy of Seniority List of inspectors & SIs on list "F" is Annexure "C").

FILED TODAY
Deputy Registrar
15 JUL 2020

ATTESTED

EXAMINER
Peshawar High Court

10. That as stated above one Touheed Ullah who stood promoted along with the Petitioner vide

48

14

Notification dated 01/01/2010 & was lying far beyond the petitioner at serial no. 29 was allegedly got promoted as DSP vide Notification 1078/SE-1 Date 29-11-2018 & this was just because of anomalous situation in the Respondent Police department. The story is not limited to the said Tuaheed Ullah or aforementioned other Police Officers, but rather to the whole Police department which is unfortunately envisaged with pathetically disturbing situation as no Rule, or Regulation or Law supports any such like abrupt promotion or rather panoramically random promotion under the Policy of pick & choose. (Copy of the notification dated 29-11-2018 is Annexed herewith as Annexure "D").

11. That because of the aforementioned unwarranted & illegal promotion mechanism which is solely the outcome of few responsible superior officers at higher ranks, not only the petitioner but many hundreds of SI & inspectors are being deprived of their due rights of promotion & right places in the seniority list & because of the same the petitioner was shown to have been confirmed in the rank of SI on 01-10-2014 instead of 01-01-2010 or rather at least with effect from 14-03-2012 as that of Mr. Tuaheed Ullah, but as the respondents had their own axe to grind so was declared as confirmed SI so lately with effect from 01-10-2014. As even otherwise the date of confirmation as per Police rules is to be reckoned from the date of taking officiating charge of particular rank which in the instant case, is Dated: 01-01-2010 for the petitioner. (Copy of the extraction from seniority list as Annexure "E", while that of Notification Dated : 10-09-2012 and Notification Dated : 01-10-2014 are annexed herewith as Ann- E/I & E/II, respectively).

FILED TODAY
Deputy Registrar
15 JUL 2020

ATTESTED

EXAMINER
Peshawar High Court

49

#

12. That this anomalous situation prevailed over the petitioner which further slower down the promotion process of the petitioner who got admitted to list "F" on 05-11-2014 i.e just after one month after being allegedly confirmed as SI, & further promoted to the rank of officiating Inspector on the same Date i.e Dated : 05-11-2014 while confirmed as Inspector on 05-11-2016 & if the aforementioned situation had never arisen along with abominable policy of pick & choose had not been resorted to them not only the petitioner would had been extended his timely promotion, but rather would rather would had stood promoted as DSP (BPS-17) back in the years 2018 either w.e.f 29-11-2018 or rather even much prior to the same and would had been placed ahead of the said Tauheed Ullah in the seniority list as meant & maintained for DSPs, but alas its not the case.

FILED TODAY

Deputy Registrar

15 JUL 2020

13. That even now the respondents have called for furnishing the details & particulars to fill the post of DSPs which would be felt via aforementioned policy of pick & choose & seniority list as maintained that way for the purpose which would result, in case the same is allowed to be filled that way, the same would destroy the whole Police Department by paving the way for flood gates of despondency & cravancy amongst SIs / Inspectors of the Police Department across the province. (Copy of the office order Dated : 21-05-2020 calling for post of DSPs is Annexure "F").

ATTESTED

EXAMINER

Rawar High Court

14. That the petitioner moved several applications for his timely promotion and due placement after being promoted as DSPs along with several hundreds of applications as being moved by colleagues of the petitioner, but futile & nothing

50

11

could budge back the respondents from their adamancy & stubbornness. (Copy of the application is Annexure "G").

15. That after being exhausted and having no other remedy available elsewhere the petitioner approaches this August Court for issuance of an appropriate writ under the mandate of quowarranto to ask the respondents that under what authority rules, regulations they have adopted the policy of pick & choose & keep a pick & choose based seniority list for the said purpose & under what authority can disturbed the regular seniority list without any justification with further writ of mandamus to do what they by law are suppose to do, & to rectify all the ill deeds in the form of wrong seniority list, wrong promotion orders & delayed promotions with the writ of prohibiting to not to repeat in future & in present any more such like illegalities, irregularities favoritism & unwanted promotions, upon the following grounds inter alia.

Grounds:-

A. That there exists no other expedient-cum-expeditious & adequate remedy available elsewhere, hence the instant constitutional petition.

FILED TODAY
[Signature]
Deputy Registrar

15 JUL 2020

B. That the petitioner is a naturally born bona-fide citizen of the Islamic Republic of Pakistan and is fully and equally, on equality basis, entitled to all basic and fundamental rights as enshrined in the fundamental law of the land, interpreted, guaranteed and enforced by the laws of the land and discrimination, particularly unfettered exercise of the discretionary powers vested in Public Functionaries are always deplored,

ATTESTED

EXAMINER
Peshawar High Court

(51)

(1)

discouraged and deprecated by the laws and law courts of the land.

C. That where the law requires a things in a particular manners then that is to be done in that manner & not otherwise.

D. That there is a specific and certain mechanism for promotions of Police Officers/ Officials to next Ranks and the same is being envisaged in Chapter XIII of the Police Rule 1934.

E. That all the requirements for promotion in terms of qualifications, courses & trainings are fully detailed out in the ibid Rules. And any deviation from the same would be illegal, void and extraneous for all intents & purposes.

F. That in past & even in present numerous such like extraneous acts and actions were resorted to by some of the adventurers officials at higher ranks and in order to stream line their own policies of pick & chose they have issued certain numbers of Standing Orders which provided for certain unwarranted, un-called and extraneous conditions for carrying out promotions which Standing Orders were never meant to strengthen the Police Force, made it a Disciplined Force & stream line the promotions, but rather as the same were exclusively based upon the caprices and whims of those adventurers so it always resulted in devastating this Force by rampantly spreading a sense of despondency, deprivation & craveny among the Police Force across the Province.

FILED TODAY
Deputy Registrar

15 JUL 2020

ATTESTED

EXAMINER
Peshawar High Court

G. That these standing orders provided for certain unwarranted conditions including, but not limited to, "the official must have served at different stations", "outside his parent platoon", "for a

52

~~V/S~~

definite tenure should have been remained outside district/parent platoon" and most commonly the unwarranted condition of "being remained as S.H.O" as envisaged in Rule 13.10(2) of Police Rules 1934 and many others. Now almost several dozens or rather several hundred of SI's and Inspectors approached this Hon'ble Court & Service Tribunal against these unwarranted conditions either via Standing Orders or via Rule 18.10(2), 13.18 and 19.25-A of Police Rules 1934 or Standing Orders No.21/2014 & 3/2015 and so many other Standing Orders as well, and every time relief was extended to the aggrieved ones.

H. That this issue of mandatory posting of an incumbent as independent SHO came up for hearing repeatedly before the Hon'ble Service Tribunal in Service of Appeals e.g Service Appeal No.1021/2015 (Fazal Dad Vs Provincial Police Officer Khyber Pakhtunkhwa) decided on 25.04.2017, 407/2011 (Nasir Khan Vs P.P.O Khyber Pakhtunkhwa etc) decided on 23.05.2012, No. 1264/2012 decided on 31.01.2013, 37/2011 decided on 03.04.2013, No.736/2016 (Amjad Ali Vs IGP) decided on 21.02.2018 and writ petition No.601-M/2018 titled as "Habib Said etc Vs P.P.O Khyber Pakhtunkhwa etc") decided on 03.12.2018, Service Appeal No.760/2011 (Sanaullah Vs RPO etc) decided on 15.03.2019 and many others and all of them were allowed one way or the other & Relief was extended to all those who knocked the doors of courts and in all these decisions it was held that as far as the question of posting for one year as independent S.H.O is concerned the same hold no ground because it is for the Authority to give the Appellant/ Petitioner assignment of S.H.O being a disciplined Force, as the Appellant cannot post himself as independent alleged requirement. So Rule 13.10(2) was explicitly interpreted by

FILED TODAY

Deputy Registrar

15 JUL 2020

ATTESTED

EXAMINER
Peshawar High Court

53

W

courts of law. It was further repeatedly held that in the language of Rule 13.18 of Police Rules the confirmation of officiating police official shall be considered from the date of officiating promotions. (Copies of Judgments are Annexed herewith as Annexure "H" to "L").

I. That not only aforementioned decisions were held and law was interpreted, but rather not only the relief were extended, but at the same time directions were respectively issued to rectify and modify the seniority list by avoiding the aforementioned extraneous and unwarranted conditions, but as the higher officials had their own axe to grinde so every time only **Individual Relief** were extended while on the other hand the Respondents are still following the same extraneous conditions based policy of pick & choose & have kept and maintained the same malicious seniority list just to pave a way for their discriminations.

J. That even the case of the petitioner is the same and because of the aforementioned extraneous condition of not being posted as independent S.H.O not only the petitioner was confirmed in the rank of S.I so lately, but as well as placed in the Seniority List such a way that many juniors were initially confirmed much priorly, but as well as placed ahead of the petitioners which is not only against the Police Rules, but as well as a bold violation and contempt of the aforementioned and several hundreds of similar decisions of the Service Tribunal as well as even of this Hon'ble Court.

ATTESTED

EXAMINER
Peshawar High Court

K. That where all the extraneous conditions either envisaged in Police Rules in Rules 13.10(2) or 19.25-A or in different standing orders were either

FILED TODAY
Deputy Registrar
15 JUL 2020

(54) (18)

set aside, cancelled or redundant or held extraneous or in other words the relief was extended & granted one way or the other by not only extending promotions with anti-dated effects, but as well as with anti-dated rectification of the seniority list, then no prudent mind is able to understand that why and under what authority the Respondents are persistently resorting to the same unwarranted and extraneous conditions ?

L. That even this time when the posts of D.S.P's are called for to filled in, the same nefarious and malicious seniority list is being made basis for the same which under the law is not allowed.

M. That because of the aforementioned policy of pick & choose not only the petitioner was confirmed in the Rank of SI on 01.10.2014 instead of 01.01.2010 or at least with effect from 14.03.2012 as that of Mr. Tauheed Ullah who had got selected with the petitioners as ASI with effect from 28.12.2006 and because of the same the petitioner while same Tauheed Ullah is D.S.P since 29.11.2018.

N. That from every angle the unfettered discretionary powers of the Respondents or rather their unwarranted and extraneous acts/actions are required to be check down in order to keep the Police Force as well disciplined Force where all decisions, promotions, transfers & postings should entirely be based on merits and strictly as per the law i.e Police Rules 1934 and should not be let to run and manage by caprices and whims of high ups, which would only meant the destructions and mal-management of this highly essential Service.

O. That any other ground not raised here may graciously be allowed to be raised at the time of arguments.

FILED TODAY
Deputy Registrar
15 JUL 2020

ATTESTED

EXAMINER
Peshawar High Court

(55)

(11)

It is, therefore, most humbly prayed that on acceptance of the instant petition, this Hon'ble Court may very graciously issue a writ under the mandate of writ of Quo-warranto to ask the Respondents that under what Authority of law the seniority list of SI's and Inspectors have been kept and maintained upon the basis of aforementioned extraneous and unwarranted conditions which have already been dealt with and adjudicated by Hon'ble Service Tribunal as well as by Hon'ble Court and under what Authority of law have carried promotions upon the same basis;

(ii). And to issue the writ of Prohibition by restraining and prohibiting the respondent from doing anything not by law they are authorized to do i.e Police Rules 1934 & not to resort to the same extraneous conditions anymore and what has been carried and done to make it rectify with anti-dated effect;

(iii) To issue a writ of Mandamus by directing the Respondents to do what by law they are suppose to do, & to implement and follow the Police Rules 1934 in it's true spirit for all intents and purposes and brought inline all the promotions carried or in process and as well as to bring the seniority list with retrospective and anti-dated effect in lines with Police Rules 1934;

(iv) To issue direction to Respondants to confirm the petitioners in the rank of SI with effect from 01.01.2010 as per Rule - 13.18 of Police Rules 1934 or with effect from 14.03.2012 under the cherished principle of equality as stipulated in Article 25 of the Constitution of Islamic Public of Pakistan 1973 and should be placed ahead of all his juniors particularly Mr. Tauheed Ullah in the seniority list of SI and thereafter in the seniority list of Inspectors with further prayer of promotion to the post of D.S.P with effect from 29.11.2018 and should be placed ahead of the said Tauheed ullah with all back benefits.

(V) It is further prayed that the up coming filling up of vacancies of D.S.P's in pursuance to office order No.CPO/CPB/DSC /118, dated 21.05.2020 be carried out

FILED TODAY

Deputy Registrar

15 JUL 2023

ATTESTED

EXAMINER

Peshawar High Court

(56)

(15)

after bringing in line the seniority list as per spirit of Police Rules 1934 by removing and sitting aside all the illegalities carried in keeping & maintaining the Seniority List and promotions carried out that way, in a fair and transparent manner;(vi) Any other relief not specifically asked for may also graciously be extended in favour of the petitioner in the circumstances of the case.

Interim Relief:-

By way of interim Relief the Respondent be restrained from carrying out any promotion to the post of D.S.P's in the light of office orders No.CPO/CPB/DSC/118, dated 21.05.2020 of the office of Additional Inspector General of Police (Establishment) Khyber Pakhtunkhwa, or under any other office order or Notification, till the final disposal of the instant writ petition.

Dated : 10.07.2020

Petitioner


Through


Javed Iqbal Gulbela

Israr Ahmad
Saghir Iqbal Gulbela

&

Ahsan Sardar
Advocates, High Court,
Peshawar

FILED TODAY

Deputy Registrar
15 JUL 2020

ATTESTED

EXAMINER
Peshawar High Court

Certificate:-

No such like writ petition for the same petitioner upon the same subject matter has earlier been filed by me & the case pertains to Hon'ble Double Bench of this Hon'ble Court.


ADVOCATE

Law Books:-

1. Constitutional of Islamic Republic of Pakistan 1973
2. Case law according to need.


ADVOCATE

57

18

**IN THE HONORABLE PESHAWAR HIGH COURT
PESHAWAR**

In W.P No- 3303P /2020

Daad Muhammad

Versus

Government of Khyber Pakhtunkhwa & Others

AFFIDAVIT

I, Dad Muhammad S/O Fazal Muhammad R/O P/O Gul bela , kochian ,tehsil and District Peshawar, do hereby solemnly affirm and declare that the contents of the Instant writ petition are true and correct to the best of my knowledge and belief and nothing has been concealed from this honorable Court.

[Signature]
DEPONENT

CNIC#17301-1359549-3

Cell No.0333-9988828

IDENTIFIED BY:

[Signature]
JAVED IQBAL GULBELA
Advocate High Court
Peshawar

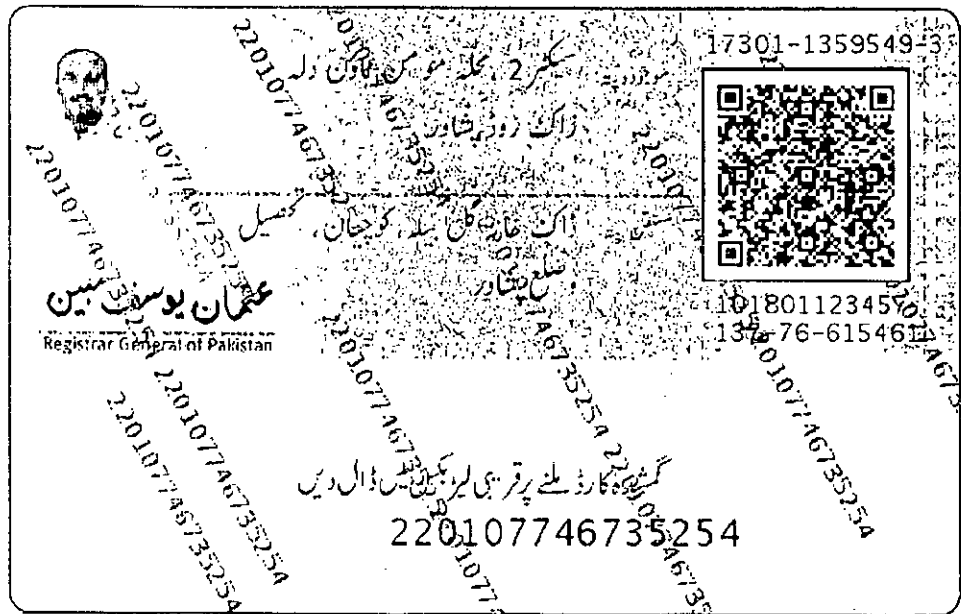
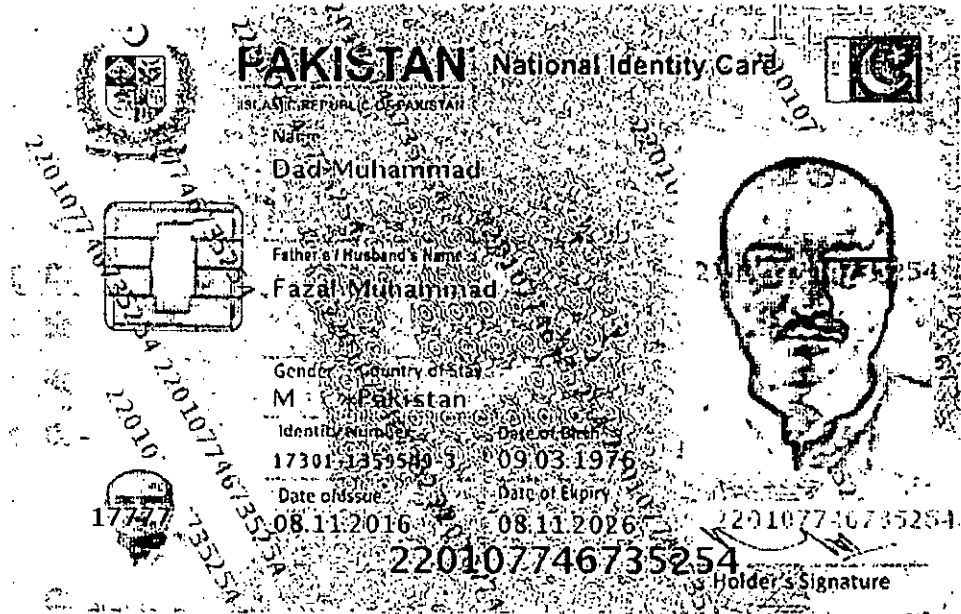
FILED TODAY
[Signature]
Deputy Registrar

16 JUL 2020

No. 3178
Certified that the above was verified on solemnly affirmation before me in office, this
day of July 2020
at s/o. Fazal Muhammad Peshawar
who was identified by Javed Iqbal Gulbela
Who is personally known to me:
<i>[Signature]</i> 10/07/2020
Oath Commissioner Peshawar High Court, Peshawar

[Signature]

ATTESTED
EXAMINER
Peshawar High Court



Census 1998 Database

[x]

The individual exists in the census database as فضل داد محمد father's name محمد current address 49800200020 پشاور 0020 پشاور 0020 پشاور and date of birth "March 9, 1976"

Other Information that does not appear on card

[x]

Place of Birth

پشاور پشاور

Religion

Islam JAVED IORAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mobi: 9994-000000

(10) (59)

IN THE HONORABLE PESHAWAR HIGH COURT
PESHAWAR

In W.P No- _____/2020

Dad Muhammad Khan

Versus

Government of Khyber Pakhtunkhwa & Others

ADDRESSES OF PARTIES

ADDRESS OF PETITIONER

Dad Muhammad Khan S/O Fazal Muhammad R/O
Gulbela Kochian Peshawar.

ADDRESSES OF RESPONDENTS

1. Government of Khyber Pakhtunkhwa through Chief Secretary at Civil Secretariat Peshawar.
2. Provincial Police Officer Khyber Pakhtunkhwa at Central Police Office at Civil Secretariat Peshawar.
3. Additional Inspector General of Police (Establishment) Khyber Pakhtunkhwa at Central Police Office at Civil Secretariat Peshawar.
4. Chief Capital City Police Officer Peshawar.

Dated : 10.06.2020

Petitioners

Through

FILED TODAY

Deputy Registrar

15 JUL 2020

(JAVED GULBELA)
Advocates, High Court,
Peshawar.

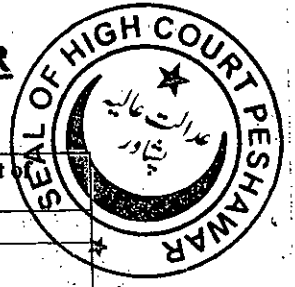
ATTESTED

EXAMINER
Peshawar High Court

60

Annexure 'I'
3

PESHAWAR HIGH COURT PESHAWAR
ORDER SHEET



Date of Order or Proceedings	Order or other Proceedings with Signature of Judge or that of parties or counsel where necessary
1	2
30.07.2020	<p><u>Writ Petition No. 3303-P of 2020.</u></p> <p>Present: Mr. Javed Iqbal Gulbela, advocate for the petitioner.</p> <p>*****</p> <p><u>WAOAR AHMAD SETH, CJ:-</u> By invoking constitutional jurisdiction of this Court under Article-199 of the Constitution of Islamic Republic of Pakistan, 1973, Dad Muhammad Khan, hereinafter called the petitioner, aggrieved from the acts / actions of respondents have prayed that on acceptance of the instant petition a writ under the mandate of writ of Quo-Warranto to ask the respondents that under what authority of law the seniority list of SI's and Inspectors have been kept and maintained upon the basis of aforementioned extraneous and unwarranted condition which have already been dealt with and adjudicated by Hon'ble Service Tribunal as well as Hon'ble Court and under what Authority of law have carried promotions upon the same basis; ii) to issue writ of prohibition by</p>

ATTESTED

EXAMINER
Peshawar High Court

restraining and prohibiting the respondent from doing anything not by law they are authorized to do i.e. Police Rules 1934 & not to resort to the same extraneous conditions anymore and what has been carried and done to make it rectify with anti-dated effect; iii) to issue a writ of Mandamus by directing the respondents to do what by law they are suppose to do, & to implement and follow the Police Rules 1934 in its true spirit for all intent and purposes and brought inline all the promotions carried or in process and as well as to bring the seniority list with retrospective and anti-dated effect in lines with Police Rules 1934; iv) to issue direction to respondents to confirm the petitioners in the rank of SI with effect from 1.1.2010 as per Rule-13.18 of Police Rules 1934 or with effect from 14.3.2012 under the cherished principle of equality as stipulated in Article-25 of the Constitution of Islamic Republic of Pakistan 1973 and should be placed ahead of all his juniors particularly Mr. Tauheed Ullah in the seniority list of SI and thereafter in the seniority list of Inspectors with further prayer of promotion to the post

ATTESTED
EXAMINER
Peshawar High Court

ATTESTED

of DSP with effect from 29.11.2018 and should be placed ahead of the said Tauheed ullah with all back benefits; v) it is further prayed that the upcoming filling up of vacancies of DSP's in pursuance of office order No. CPO/CPB/DSC/118, dated 21.05.2020 be carried out after bringing in line the seniority list as per spirit of Police Rules 1934 by removing and sitting aside all the illegalities carried in keeping & maintaining the seniority list and promotions carried out that way, in a fair and transparent manner.

2. At the very outset, learned counsel for the petitioner was confronted as to whether petitioner being civil servant availed the alternate remedy in the shape of Service Tribunal, Pakhtunkhwa, Peshawar, as the prayer of petitioner falls within the terms and condition of service, exclusively the domain of hierarchy established, to which he could not advance plausible explanation. The opening clause of Article-199 provides that where there is no adequate remedy is provided by law, whereas petitioner being civil servant has the alternate remedy to approach. Moreover,

4/

Article-212 expressly bars the jurisdiction of this Court in such like matters. Petitioner is seeking anti-date promotion with all back benefits coupled with adjustment in the seniority list maintained by the respondents-department, which cannot be entertained before this forum, keeping in view the above quoted Articles; hence this writ petition being devoid of legal substance is hereby dismissed being not maintainable, in limine. Petitioner may approach the competent Court of law, if so advised.


Chief Justice


Judge

Tariq Jan PS.

DB, Mr. Justice Waqar Ahmad Seth, Chief Justice & Mr. Justice Lal Jan Khattak, HJ.


CERTIFIED TO BE TRUE COPY

EXAMINER
Peshawar High Court, Peshawar
Authorised Under Article 8.7 of
The Qanun-e-Bhahadat Order 1984

25 AUG 2020

No. 3908
Date of Presentation of Application 06/8/2020
No of Pages 21 p
Copying fee 84
Total 84
Date of Preparation of Copy 25/8/2020
Date of Delivery of Copy 25/8/2020
Received By Atif

(64)

(65)

Annexure "J"

2

BEFORE THE SERVICE TRIBUNAL, K.P.K, PESHAWAR

Service Tribunal
Entry No. 637
12-4-2011

Service Appeal No. 760 /2011

Sanaullah Khan S/O Saadullah Khan,
Inspector Circle Officer,
Investigation Lakki Marwat. Appellant

Versus

1. Regional Police Officer, Bannu Region, Bannu.
2. Inspector General of Police, K.P.K, Peshawar.
3. Bashar Khan, B/25, Inspector, D.I.Khan.
4. Gul Naseeb, B/14, Inspector, Bannu.
5. Muhammad Shafiq, B/17, Inspector, spl. Branch, Peshawar.
6. Muhammad Arif, B/22, Inspector, Bannu.
7. Abdul Hameed, M/46, Inspector, Charsadda.
8. Habib-ur-Rehman, M/56, Inspector, CCPO, Peshawar.
9. Waqar Ahmad, P/173, Inspector, Traffic, Peshawar.
10. Hameedullah Khan, P/48, Inspector, Swat.
11. Muhammad Arif, P/36, Inspector, CID, Kohat.
12. Rafiullah, K/5, ~~Kohat~~ Inspector, P.T.C, Hangu.
13. Khaista Rehman, M/150, Inspector, elite Force, D.I. Khan.
14. Tariq Masud Niazi, K/18, Inspector, special Branch, Peshawar.
15. Tahir-ur-Rehman, H/57, Inspector, D.I. Khan.
16. Abdul Ghafoor, D/26, Inspector, D.I. Khan.
17. Darwesh Ali, P/12, Inspector, CCPO, Peshawar.
18. Hazrat Ali Khan, B/1, — do —
19. Tauheed Khan, D/17, Inspector, Bannu.
20. Salah-ud-Din, D/6, Inspector, Hangu.

19.07
24/4/11
Submitted to-day
filed.
Registrar
24/4/11

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob. 0345-9405501
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

65

(188)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 760/2011

Date of Institution ... 12.04.2011

Date of Decision ... 15.03.2019

Sanaullah Khan S/O Saadullah Khan, Inspector Circle Office, Investigation, Lakki Marwat. ... (Appellant)

VERSUS

Regional Police Officer, Bannu Region, Bannu and 26 others. ... (Respondents)

MR. SAADULLAH KHAN MARWAT,
Advocate

--- For appellant.

MR. ZIAULLAH
Deputy District Attorney

--- For respondents.

MR. AHMAD HASSAN,
MR. HAMID FAROOQ DURRANI

--- MEMBER(Executive)
--- CHAIRMAN

JUDGMENT

AHMAD HASSAN, MEMBER.- Arguments of the learned counsel for the parties heard and record perused.

ARGUMENTS

2. Learned counsel for the appellant argued that on the recommendations of Khyber Pakhtunkhwa Public Service Commission, he was appointed as ASI in the Police Department on 29.01.1991. He was confirmed as ASI w.e.f 29.04.1991 in 1994 and got promoted as Sub-Inspector on 01.10.1997 on officiating basis. In order to complete the process of confirmation against the available slots a meeting of Departmental Promotion Committee was held on 29.08.2002. A panel of eight officers including the appellant was placed before the committee for consideration/decision. Name of the officers appearing at sr. no. 1 to 6 of the list

DAUDZAI
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

(bb)

(10)

were ignored due to various deficiencies recorded in the minutes. Mr. Bashir's case was cleared by the committee. Case of the appellant alongwith others was deferred for want of PERs for the year 2000 and 2001. However, in parawise comments submitted by the respondents, it was clarified that case of the appellant was deferred being posted at UN Peace Mission. However, in 2002 Mr. Gul Naseeb and Mr. Muhammad Shafiq (respondents no. 4 and 5) were confirmed without getting approval of the Departmental Promotion Committee. In 2003 another meeting of the Departmental Promotion Committee was convened in which name of the appellant was reflected at sr. no.5 but again ignored. Feeling aggrieved, he preferred a departmental representation on 22.01.2011 which was rejected on 15.03.2011, hence, the instant service appeal. No valid justification was given while ignoring the appellant for confirmation against the said post. Even officers juniors to him were confirmed which is a worst case of discrimination. Reliance was placed on case law reported as 1996 PLC 528 and judgment of this Tribunal dated 21.02.2018 passed in service appeal no. 736/2016.

3. On the other hand learned Deputy District Attorney argued that as the appellant had proceeded abroad to perform duty at U.N Peace Mission and due to non-availability his case for confirmation of S.I was not considered during the meeting by the DPC held meeting on 29.08.2002. Subsequently, another meeting of DPC was held on 10.12.2013 to fill the vacant vacancies but as the appellant was junior so his case was again not taken up. All codal formalities were observed and the appellant was treated fairly and without any discrimination.

JAVED IQBAL, Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 031-3403561

(67)

(67)

CONCLUSION

4. Perusal of record revealed that the appellant was confirmed as ASI w.e.f 29.04.1991 in 1994 and promoted as S.I on officiating basis on 01.10.1997. It is not disputed that being eligible for confirmation as S.I his name was included in the panel of officers considered by the Departmental Promotion Committee in its meeting held on 29.08.2002. However, it was not considered for want of PERs for the year 2002 and 2001, but in the statement/para-wise comments it was stated that time he was posted at U.N Peace Mission. Similar remarks were also recorded against Gul Naseeb. It is strange enough that in 2002 Gul Naseeb and Muhammad Shafique were confirmed without getting approval of the DPC. In addition to above they did not fulfill the criteria laid down for the confirmation. Respondents had not quoted rules which imposed bar on confirmation during the course of posting abroad. It is pertinent to point out that he was sent to the UN Peace Mission by the Govt: of Pakistan. This issue has already been addressed in the below mentioned judgment of this Tribunal. We are unable to comprehend that those who joined service in 1995 and were juniors to the appellant were confirmed but he was ignored.

5. Moreover, on the strength of judgment of this Tribunal dated 21.02.2018 passed in service appeal no. 736/2016, it was held that confirmation of officiating police officials shall be considered from the date of officiating promotion. It is further fortified by Rule-13.18 of Police Rules, wherein it is laid down that all police officers promoted in rank shall be on probation for two years, provided that the appointing authority may, by a special order in each case, permit periods of officiating service to count towards a period of probation. On the conclusion of the

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

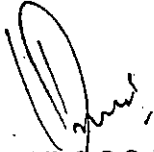
JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

(10)

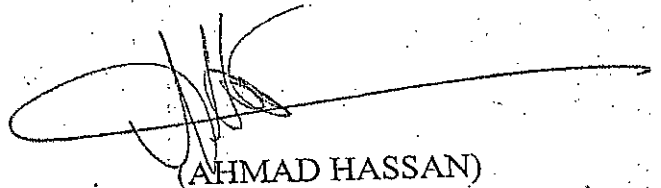
(68)

probationary period a report shall be rendered to the authority empowered to confirm the promotion who shall either confirm the officer or revert him.

6. As a sequel to above, the appeal is accepted, impugned order dated 15.03.2011 is set aside and the respondents are directed to consider the case of the appellant for confirmation as S.I from the due date. Parties are left to bear their own costs. File be consigned to the record room.



(HAMID FAROOQ DURRANI)
CHAIRMAN



(AHMAD HASSAN)
MEMBER

ANNOUNCED
15.03.2019

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.

Appeal No. 407/2011

Date of Institution. ... 03.3.2011
Date of Decision ... 23.5.2012.



Mr. Nasir Khan, Inspector, Special Branch,
Khyber Pakhtunkhwa, Peshawar.

(Appellant)

VERSUS

1. The Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar.
2. The CCPO, Khyber Pakhtunkhwa, Peshawar.
3. The Additional I.G (Headquarters) Peshawar.
4. The DPC through its Chairman (Additional IG HQs) Peshawar. (Respondents)

APPEAL U/S 4 OF THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL ACT, 1974 AGAINST THE ORDER DATED 30.7.2010, WHEREBY THE APPELLANT HAS BEEN INCLUDED IN LIST-F WITH IMMEDIATE EFFECT INSTEAD OF WITH EFFECT FROM 20.2.2003 AND AGAINST THE ORDER DATED 17.1.2011, COMMUNICATED TO THE APPELLANT ON 7.2.2011, WHEREBY THE DEPARTMENTAL APPEAL OF THE APPELLANT HAS BEEN FILED.

MR. MUHAMMAD ASIF YOUSAFZAI,
Advocate

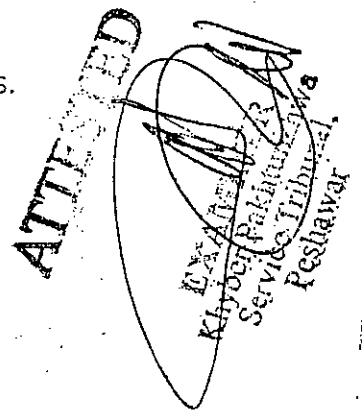
... For appellant

MR. ARSHAD ALAM,
AGP

... For respondents.

SYED MANZOOR ALI SHAH,
MR. NOOR ALI KHAN,

... MEMBER
... MEMBER



JUDGMENT

SYED MANZOOR ALI SHAH, MEMBER.- This appeal has been filed by Nasir Khan, the appellant under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974, against the order dated 30.7.2010, whereby his name has been included in List "F" with immediate effect instead of 20.2.2003 and against the order dated 17.1.2011, communicated to the appellant on 7.2.2011, whereby his departmental appeal has been filed. It has been prayed that on acceptance of the appeal, the impugned order dated 30.7.2010 may be modified to the extent that name of the appellant be enlisted in list "F" with effect from 20.2.2003 with all consequential and service benefits.

JAVED IQBAL
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0346-9405501

JAVED IQBAL
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0346-9405501

70

1

2. Brief facts of the case are that the appellant initially joined Frontier Reserve Police as Constable on 2.5.1991. After passing lower course at PTC Hangu, he was promoted to the rank of officiating Head Constable on 14.4.1998. In the year 1998, the appellant passed intermediate course at Hangu and his name was brought on list "D" w.e.f. 20.10.1998. On 17.2.2000, he was promoted as Selection Grade Head Constable in BPS-9 and on 4.4.2000; he was promoted as Officiating ASI in the FRP Headquarter, Peshawar. After qualifying Upper School Course at Hangu in the year, 2000, and being eligible for promotion, he was promoted to the rank of Officiating S.I under Police Rules 13.18, vide order dated 20.2.2001, on probation period for two years. His name was brought on List "E" w.e.f. 20.2.2002 and the same was also reflected in the Police Gazette. On 12.4.2002, the appellant filed an application for his transfer to his parent District Police Peshawar. The appellant already passed Lower Intermediate and Upper School Course and also on list "E". The post was available and the appellant was issued proper NOC and transferred to Capital City Police, Peshawar. He also applied for transfer of his lien to Capital City Police, and vide order dated 8.10.2002, his lien has been transferred from FRP to Capital City Police Peshawar with immediate effect and his name was placed at the bottom of seniority list "E" of Officiating S.Is in Capital City Police and allotted him Provincial Police number 167/P. In pursuance of CPO/DPC decision vide No. 18322/E-II, dated 8.9.2003 and No. 13161/E-II, dated 12.6.2007, the appellant had been reverted to the rank of IHC with effect from 8.9.2003 vide order dated 22.10.2007. After exhausting departmental remedy, he filed service appeal No. 1101/2007 in this Tribunal. The case was accepted as prayed for and the impugned orders were set aside by restoring the appellant's seniority on list "E" w.e.f. the notification dated 20.2.2002 to his original position with all back/service benefits. Vide order dated 30.7.2010, the appellant was promoted to the rank of Officiating Inspector and his name was also brought on list "F" but with immediate effect instead of 20.2.2003. Feeling aggrieved, the appellant filed departmental appeal on 21.8.2010, which was rejected on 17.1.2011, copy received by the appellant on 7.2.2011, hence the present appeal on 3.3.2011, which is well within time.

3. The appeal was admitted to regular hearing on 22.3.2011 and notice were issued to the respondents. They filed their joint written reply and contest the appeal. The appellant also filed rejoinder in rebuttal.

4. Arguments heard and record perused.

Khyber Pakhtunkhwa
Service Tribunal
Peshawar
ATTEST
14

JAVED IQBAL Gill Bela
Daudzai Law Chamber
Advocate High Court Peshawar
M.C. 3343, 405, 6.

(7)

(10)

5. The learned counsel for the appellant argued that the appellant was promoted as Offtg. S.I on 20.2.2001. Under Rule 13.18 of Police Rules, 1934. He has to be confirmed on successful completion of two years probation period or reverted back to his substantive rank. Since the appellant has not been reverted therefore, he stood confirmed as Sub Inspector automatically w.e.f. 20.2.2003. He further argued that in the instant case basic right of the appellant has been violated, and there is no need of impleadment of junior colleagues of the appellant as respondents. In support of his arguments, the learned counsel relied on 2006-SCMR 1938. He stated that Inspector Zain Khan, has also filed service appeal for the same relief, which was accepted in limine, and while implementing the judgment dated 29.5.2007, he has been assigned revised seniority into promotion list "F" w.e.f. 15.12.1998. The appellant is also entitled to the same treatment as per judgment of the august Supreme Court of Pakistan as reported in 1996-SCMR-1185. The learned counsel for the appellant further stated that previously, the appellant filed service appeal No. 1101/2007, which was accepted on 23.9.2008 and his seniority restored on list "E" with effect from the notification dated 20.2.2002 to his original position with all back service benefits, but the department did not give all the back service benefits to the appellant despite of several presentation by the appellant. He requested that the appeal may be accepted as prayed.

6. The learned AGP argued that it is true that the appellant qualified Upper College Course in the year 2000, but the FRP was a temporary force till 2007 and all promotions in FRP were given as Officiating/temporary as per government policy. He further argued that name of the appellant was brought on list "F" and was promoted to the rank of Inspector on Officiating basis w.e.f. 30.07.2010. The appellant did not remain as SHO of a Police Station for a period of one year at relevant time and was confirmed in the rank of Sub Inspector and his name was also included in List "F" after serving for a period of three years w.e.f. 2.12.2005 to 1.12.2008, in Special Branch which was mandatory for confirmation as per Police Rules/Standing Order. So far as his reversion to the rank of IHC is concerned, the appellant was later on restored as per the judgment dated 23.2.2008 of this Tribunal and his grievances have been redressed. He requested that the appeal may be dismissed.

7. The Tribunal observes that the appellant was promoted as Officiating Sub Inspector vide order dated 20.2.2001. He would be on probation for a period of two years as per Rule 13.18 of Police Rules 1934. After completing two years period, the appellant stood automatically confirmed in absence of any order regarding extension of his probation period by the competent authority. It is also against the spirit of Police Rules 1934 to keep an official on probation for a long period, which

RECEIVED
 ADVOCATE GENERAL
 Khyber Pakhtunkhwa
 Peshawar

JAN 10 2011
 Advocate General
 Khyber Pakhtunkhwa
 Peshawar

ADVOCATE GENERAL
 Khyber Pakhtunkhwa
 Peshawar

72

70

also resulted in confirmation and promotion of junior officials prior to the appellant.

→ So far as the period of one year as independent SHO is concerned that also hold no ground because it was for the authority to give the appellant assignment of SHO being the discipline force, the appellant could not post himself as independent SHO to meet the requirement. The Tribunal also noted that the appellant remained independent Incharge of various Sections of Establishments i.e. OSI/FRP, Mess Manager of HQRs, Police FRP, Clothing Godown, Fuji Missal Section, Sector Commander Traffic Police as well as Additional SHO in various Police Stations, which also satisfy the condition of one year independent Service. The appellant has been confirmed w.e.f. 24.11.2008 instead of 20.2.2003, vide notification dated 18.11.2009 and his name was brought on list "F" vide notification dated 30.7.2010 with immediate effect and promoted as Inspector on officiating basis. So junior to the appellant have become senior to him and has been discriminated. The Tribunal agrees with the arguments advanced by the learned counsel for the appellant.

8. In view of the above, the appeal is accepted, the impugned notification dated 30.7.2010 is modified to the extent of appellant by enlisting his name in list "F" w.e.f. 20.2.2003 with all consequential/back benefits. Parties are left to bear their own costs. File be consigned to the record.

ANNOUNCED
23-5-2012

Sd/- Syed Manzoor Ali Shah
Member
Sd/- Noor Ali
Member

Certified to be true copy.

Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Date of Presentation of Application 31-1-2013
Number of Words 1600
Copying Fee 10
Pages 2
Total 12
Name of Copyist [Signature]
Date of Receipt of Copy 31-1-2013
Date of Delivery of Copy 31-1-2013

JAVED IQBAL, Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

Date of
order/
proceedings

2

Order or other proceedings with signature of Magistrate

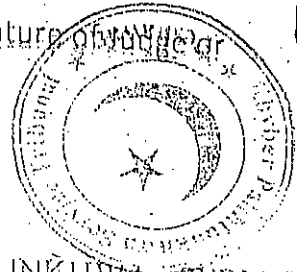
78

Amu'k

(54)

Annexure 4 L^u

Handwritten signature and number 2



BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Appeal No. 1021/2015

Fazal Dad Versus Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and another.

JUDGMENT

MUHAMMAD AZIM KHAN AFRIDI, CHAIRMAN:-

25.04.2017

Counsel for the appellant (Mr. Muhammad Asif Yousafzai, Advocate) and Mr. Muhammad Jan, Government Pleader alongwith Aziz Shah, Head Constable for respondents present. Fresh Wakalatnama submitted by learned counsel for the appellant;

2. Mr. Fazal Dad hereinafter referred to as the appellant has preferred the Instant service appeal under Section 4 of the Khyber Pakhtunkhwa Service Tribunal Act, 1974 against final order dated 10.08.2015 vide which his departmental appeal for ante-date confirmation as Sub Inspector w.e.f. 30.07.2010 was regretted and hence the instant service appeal on 28.08.2015.

3. Brief facts of the case of the appellant are that the appellant was initially appointed as Constable in the year 1986 and then promoted as Head Constable in the year, 1996 and as ASI in the year 2005 and then as S.I in the year 2008 and there-

ATTESTED

Handwritten signature and stamp of the Tribunal

JAVED IQBAL Gul Bela
Daudzal Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzal Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

ices of police ... of

74

after promoted as Inspector in the year 2013. That he was promoted as Offg. Sub-Inspector vide notification dated 21.04.2008 however he was confirmed as S.I on 13.09.2012 while his colleagues including junior to him were confirmed on 30.07.2010 and were assigned seniority in the List "I" accordingly. That the appellant was not confirmed as Sub-Inspector as he has not served as SHO. That the appellant submitted written application/departmental appeal but in vain and hence the instant service appeal.

4. Learned counsel for the appellant has argued that the appellant was not assigned the duty to serve as Incharge of Police Station. That the said omission is not attributable to the appellant as he was not afforded opportunity to serve as SHO by the high ups. In support of his claim reliance was placed on judgment of this Tribunal passed in service appeal No. 407/2011, titled "Mr. Nasir Khan Versus Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others" wherein it was observed that it is the authority to give assignment of SHO to the appellant and when the authority fails to give such an opportunity then the rule of serving as independent SHO for one year would hold no ground. Similar view is taken by this Tribunal in service appeal No. 1264/2012 decided on 31.01.2013 as well as appeal No. 37/2011 decided on 03.4.2013.

5. Learned Government Pleader has argued that the appeal

Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-3405501

JAVED IQBAL Gul Bafa
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-3405501

(75)

(S)

(S)

was not maintainable as the same was not within time. In support of his arguments he has placed reliance on judgment of august Supreme Court of Pakistan passed in Civil Petition No. 566/2012 titled "Fariq Habib Khan and others versus the Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and others"

6. We have heard arguments of learned counsel for the parties and perused the record.

7. The impugned final order was passed on 10.08.2015 while the appeal in hand was preferred on 28.08.2015 as such we hold that the appeal is within time. So far as the issue relating to confirmation of the appellant as Sub Inspector w.e.f. 30.07.2010 is concerned the same hold ground as it was not within the authority of the appellant to post himself as SIO of an independent Police Station. Had the relevant authority posted the appellant as SIO and had the appellant failed to perform as SIO despite such posting then the appellant would have not been found entitled to the relief claimed. Since the omission is on the part of the respondents as such the appellant cannot be deprived of his right to ante-date confirmation as Sub Inspector w.e.f. 30.07.2010 i.e. the date on which his colleagues were confirmed.

8. For the above mentioned reasons we are constrained to accept the present appeal and set aside the impugned order.

ADVOCATE IQBAL Gul Bela
Daudzai
Advocate High Court Peshawar
Mob. 0315-9405501

ATTESTED

EXAMINER
Khyber Pakhtunkhwa
Police Tribunal,
Peshawar

(76)

(174)

(130)

dated 10.08.2015 and direct that the appellant be granted ante-date confirmation as Sub Inspector w.e.f. 30.07.2010 i.e the date on which his junior colleagues were confirmed. Parties are left to bear their own costs. File be consigned to the record room.

Announced
25.04.2017

Sh. M. Azim Khan Afridi,
Chairman

Certified true copy
Khyber Pakhtunkhwa
Service Tribunal,
Peshawar

Sh. M. Azim Khan Afridi,
Member

Date of Presentation 12-07-17
Number of Pages 1600
Copying Fee 10.00
Urgent
Total 10.00
Name of C
Date of Copying 13-7-17
Date of Delivery of Copy 13-7-17

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar.
Mob. 995-9405501

(77) (60) Ammed Uye "M" 11/11/16

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

Service Appeal No. 36 /2016

Amjad Ali son of Mir Alam Khan, Inspector Law Instructor Police, Training College, Hangu.

....APPELLANT

VERSUS

Khyber Pakhtunkhwa
Service Tribunal

Diary No. 577

Dated 07-6-2016

1. Govt. of Khyber Pakhtunkhwa, through Secretary Home & Tribal Affairs, KPK, Peshawar.
2. IGP, Khyber Pakhtunkhwa, Peshawar.
3. Regional Police Officer, Hazara Range, Abbottabad.
4. Commandant Police Training College, Hangu.
5. DPO Torghar.
6. Habib ur Rehman, presently Inspector ^{Police} at Battagram.
7. Aurangzeb, presently Inspector ^{Police} at Mansehra.
8. Mohammad Iqrar, S.I No. 188/H, Law Instructor PTC, Hangu.
9. Farhad Ali, S.I No. 4/H, Special Branch, Peshawar.
10. Azam Ali Shah, S.I No. 12/H, Operational Wing, Abbottabad.
11. Arshad Hussain, S.I No. 66/H, PTC Hangu.
12. Matloob Khan, S.I No. 101/H, Investigation Wing, Abbottabad.
13. Shah Nawaz, S.I No. 104/H, Operational Wing, Mansehra.
14. Shah Mohammad, S.I No. 58/H, Torghar District Police.

Filed to-day

Re-submitted to-day
and filed

JAVED IQBAL Gul Bera
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bera
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

7/6/2016

- 78
15. Fazal Wahab, S. No. 150/H, Special Branch, Peshwar.
16. Jehanzeb Khan, S.I NO. 169/H, Investigation Wing, Mansehra.
17. Mohammad Amin, S.I No. 170/H, Traffic Branch, KPK, Peshawar.
18. Ehsan Shah S.I No. 223/H, Investigation Wing, Abbottabad.
19. Mohammad Yousaf S.I No. 175/H, Operational Wing, Haripur.
20. Mohammad Sajjad, S.I No. 229/H, Investigational Wing, Mansehra.
21. Fida Mohammad, S.I No.230/H, Operational Wing, Abbottabad, through Central Police Office, Peshawar.

...RESPONDENTS

SERVICE APPEAL UNDER SECTION 4 OF
KPK SERVICE TRIBUNAL ACT, 1974, FOR
DECLARATION TO THE EFFECT THAT THE
APPELLANT WAS DEFERRED FROM
CONFIRMATION OF SUB-INSPECTOR ON
10/10/2012 DELETED DUE TO THE REASON
THAT THE APPELLANT DID NOT REMAIN
SHO IN POLICE STATION FOR ONE YEAR
AS PER RULE 13.10 (2) OF POLICE RULES,
1934. HOWEVER, THE APPELLANT
COMPLETED ONE YEAR PERIOD OF SHO
SHIP W.E.F AUGUST 2014 TO NOVEMBER,

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

79

2015. THEREAFTER, THE APPELLANT WAS CONFIRMED AS SUB-INSPECTOR ON 27/08/2015 WHEREAS CONFIRMATION OF THE APPELLANT AS S.I SHOULD HAVE BEEN W.E.F 14/09/2012 INSTEAD OF 22/08/2015 AND THE APPELLANT IS TO BE PLACED SENIOR FROM THOSE JUNIORS TO THE APPELLANT WERE CONFIRMED ON 10/10/2012 BUT THE RESPONDENTS DEPARTMENT IS NOT ALLOWING SENIORITY TO THE APPELLANT W.E.F THE DATE OF HIS JUNIORS WERE CONFIRMED AS S.I WHICH IS DISCRIMINATORY, PERVERSE, AGAINST THE LAW AND NATURAL JUSTICE.

=====

PRAYER: ON ACCEPTANCE OF THE INSTANT SERVICE APPEAL, RESPONDENTS MAY BE DIRECTED TO CONFIRM THE APPELLANT AS S.I W.E.F 10/10/2012 I.E THE DATE OF DEFERMENT INSTEAD OF 27/08/2015 AND SENIORITY OF THE APPELLANT MAY BE FIXED W.E.F THE DATE OF CONFIRMATION OF HIS JUNIORS.

JAVED IQBAL Gul Beta
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Beta
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

80 80
Respectfully Sheweth: -

1. That the appellant was promoted as Sub-Inspector on 16/02/2002 vide order dated 15/12/2009. Copy of promotion order is attached as Annexure "A".
2. That the appellant remained on deputation in Traffic Police, Islamabad NHA&MP till April 2014 vide repatriation order dated 16/04/2014. Copy of repatriation order dated 16/04/2014 is attached as Annexure "B".
3. That the appellant was not confirmed as S.I by the respondents' department alongwith his junior counter parts on 10/10/2012. On the ground that the appellant did not remained SHO for 1 years which is Sine Qua Non for confirmation as per Rule 13.10 (2) of Police Rule 1934. Copy of Rule 13.10 (2) of Police Rule, 1934 is attached as Annexure "C".

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

81

130

4. That, thereafter, the appellant was deferred and not confirmed due to the deficiency of 1 year period of SHO ship and respondent No. 6 to 21 who were juniors were confirmed vide order dated 14/09/2012. Copy of order dated 14/09/2012 is attached as Annexure "D".

5. That the appellant was posted as SHO in Police Station Dharbani District Torghar in August 2014. Hence, the appellant completed satisfactory SHO period w.e.f August 2014 to November, 2015. Copy of posting/ transfer order of the appellant as SHO in Police Station Dharbani District, Torghar is attached as Annexure "E".

6. That after completion of one year mandatory period of SHO ship his services were confirmed as Sub-Inspector w.e.f 27/08/2015 which should have been w.e.f 14/09/2012 i.e the date of initial deferment.

7. That the appellant filed service appeal No. 568/2013 almost on the same subject before

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405581

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405581

82

(82)

this Honourable Tribunal. The Honourable Tribunal converted the said service appeal into departmental representation on 13/10/2015 and "*directed to the appellate authority to examining the case of the appellant to decide his appeal within a period of 03 months of the receipt of this judgment*". Copy of judgment of this Honourable Tribunal dated 13/10/2015 is attached as Annexure "F".

8. That on receipt of representation/ judgment of the Honourable Tribunal in service appeal No. 568/13 dated 13/10/2015, and AIG establishment rejected the same with the remarks that the appellant was ignored from confirmation as Sub-Inspector due to not fulfilling the laid down criteria according to Rule 13.10 (2) of Police Rules, 1934 and further stated that the appellant himself admitted at the time his colleagues were confirmed. He had not fulfilled the criteria for confirmation i.e Rules 13.10(2) of Police Rules, 1934 vide rejection letter No. 1246 dated 10/05/2016 which was received by the

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

83
appellant on 27/05/2016. Copy of rejection letter is attached as Annexure "C".

9. That feeling aggrieved, the instant appeal is filed by the appellant, inter-alia, on the following grounds:-

GROUNDS:-

- (a) That the respondents department send the appellant on deputation from Hazara Range to Traffic Police, Islamabad on deputation. Therefore, respondents department was supposed to detail the appellant as SHO, for one year to protect his service carries of the appellant.
- (b) That, the deficiency of one year SHO ship prior to 14/09/2012 was not due to the fault of appellant but the department should have repatriated him from Traffic Police, Islamabad for completion of 1 year SHO ship in any Police Station of Hazara Division

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

for the purposes of evaluating his worth and ability.

- (c) That the appellant, in the DFC, held on 14/09/2012 was deferred due to the deficiency mentioned above and respondent No. 6 to 21 were confirmed as Sub-Inspector who were juniors to the appellant.
- (d) That as per law when an-employee is deferred and he is subsequently confirmed or promoted, seniority is to allowed w.e.f the date of confirmation/ promotion of his juniors but the appellant was confirmed w.e.f 27/08/2015 instead of 14/09/2012 w.e.f the date of confirmation of his junior counter parts.
- (e) That there is no other prompt remedy available to the appellant except the invocation of jurisdiction of this Honourable Tribunal.

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

85

(1) That other legal and factual points involved in this case shall be agitated before the Honourable Tribunal at the time of arguments.

It is, therefore, humbly prayed that on acceptance of the instant service appeal, respondents may be directed to confirm the appellant as S.I w.e.f 14/09/2012 instead of 27/08/2015 and the seniority of the appellant may be fixed w.e.f his confirmation of his juniors.

...APPELLANT

Dated: _____/2016

Through

(Muhammad Arshad Khan Tanoli)
Advocate High Court, Abbottabad

VERIFICATION: -

Verified on oath that the contents of forgoing appeal are true and correct to the best of my knowledge and belief and nothing has been concealed therein from this Honourable Court.

2600
21
16-10-16

...APPELLANT

JAVED IQBAL Gul Bela
Law Chamber
Advocate High Court Peshawar
Mob: 345-9405501

(86)

(86)

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL
CAMP COURT ABBOTIABAD

Service Appeal No. 736/2016

Date of institution... 07.06.2016

Date of decision... 21.02.2018

Amjad Ali son of Mir Alam Khan, Inspector Law Instructor Police Training College, Hangu. (Appellant)

Versus

1. Government of Khyber Pakhtunkhwa through Secretary Home & Tribal Affairs Department, Peshawar and others. (Respondents)

Mr. Muhammad Arshad Tanoli,
Advocate

For appellant.

Mr. Ziaullah,
Deputy District Attorney

For respondents.

MR. NIAZ MUHAMMAD KHAN,
MR. MUHAMMAD HAMID MUGHAL.

CHAIRMAN
MEMBER

JUDGMENT

NIAZ MUHAMMAD KHAN, CHAIRMAN: Arguments of the learned counsel for the parties heard and record perused.

FACTS

2. The appellant was promoted on officiating basis as Sub Inspector on 16.2.2002. Thereafter he was sent on deputation to Motorway Police, in the year 2002. During his deputation his juniors were promoted and the appellant could not

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405502

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

87

100

he promoted for the reason that under Rule 13.10(2) of the Police Rules, 1934 the appellant did not perform duties as SHO for one year out of his District. The appellant in the first round of litigation approached this Tribunal and this Tribunal vide order dated 13.10.2015 remitted the appeal of the appellant to the departmental appellate authority for decision. The departmental authority then decided the departmental appeal on 10.05.2016 by rejecting the prayer of the appellant.

ARGUMENTS

3. The learned counsel for the appellant argued that since the appellant was on deputation he could not be appointed as SHO for one year outside his district. That non-posting of the appellant as such was not fault of the appellant. The learned counsel for the appellant relied upon a judgment of this Tribunal in service appeal No. 811/2008 entitled "*Munir Hussain Vs. Inspector General of Police, Khyber Pakhtunkhwa, Peshawar and others*" decided on 21.12.2011. He further argued that non-posting as SHO could not damage the appellant and that according to judgment of this Tribunal in Service appeal No. 537/2016 entitled "*Badshahi Hazrat Vs. Government of Khyber Pakhtunkhwa and two others*" decided on 07.02.2017 and appeal No. 182/2017 entitled "*Zahidur Rahman Vs. Provincial Police Officer, Khyber Pakhtunkhwa Peshawar and another*" decided on 19.02.2018, the confirmation would be from the date of officiating promotion. That the appellant was confirmed on 27.08.2015 and under the rules and

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

88

150

judgments referred to above, the appellant was entitled to be confirmed from the date of his officiating promotion.

4. On the other hand learned DDA argued that the appellant did not implead those officers/officials who would be declared junior to him through anticipated judgments. That the departmental authority rightly ordered the confirmation of the appellant from 27.08.2015 because he was to undergo certain pre conditions like testing for one year and passing certain courses. He next contended that the present appeal was time barred. He further argued that the appellant was repatriated in the year, 2010 from Motorway Police and thereafter he was posted as SHO and he would be confirmed thereafter.

CONCLUSION.

5. The appeal is not time barred as in the first round this Tribunal remitted the appeal to departmental appellate authority. There was no need to implead other officials as this is a case of confirmation and not seniority simplicitor. This Tribunal in the above mentioned judgments have already decided this issue by holding that the confirmation of officiating police officials shall be from the date of officiating promotion. This Tribunal also in the judgment of *Munir Hussain's* case discussed a similar case wherein the appellant was sent on deputation to Motorway Police and granted relief to him for not posting him as SHO for one year under Rule 13.10(2) of Police Rules, 1934. This Tribunal therefore, is to treat the case of the appellant at par with the similarly placed officials whose appeals

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

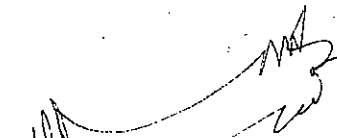
89

100

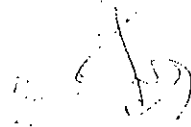
have been decided by this Tribunal and accepts the appeal of the appellant. The department is directed to take into consideration, the cases of all those similarly placed persons who have not been confirmed from the date of their officiating promotion in the light of the judgments reported as 1996-SCMR-1 and 1996-SCMR-1185 so as to safeguard the interest of senior Sub Inspectors to the appellant. Parties are left to bear their own costs. File be consigned to the record room.


AWA

(Muhammad Hamid Mughal)
Member


(Niaz Muhammad Khan)
Chairman
Camp Court, A/Abad

ANNOUNCED
21.02.2018


JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 999-9405501

(90)

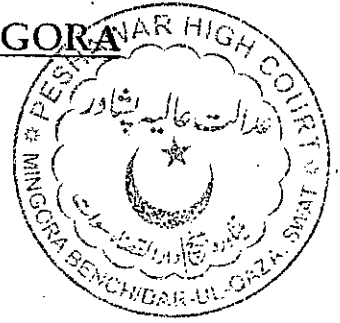
(100)

Amended "N"

Adm - 2

BEFORE THE PESHAWAR HIGH COURT, MINGORA
BENCH/DARUL QAZA, SWAT

(Original Jurisdiction)



W.P No. 601- /M of 2018

- 1) Habib Said, Sub Inspector No. 163/M r/o Parona Kokarai, District Swat.
- 2) Habib-ur-Rehman, Sub Inspector No.396/M r/o Sur Dherai, District Mardan presently posted as CIO Chakdara, District Dir Lower.
- 3) Zewar Khan, Sub Inspector No. 66/M r/o Payo Dara Timergara, District Dir Lower.
- 4) Bakht Zahir, Sub Inspector No. 207/M r/o Puran, District Shangla.
- 5) Noor Baz Khan, Sub Inspector No. 540/M r/o District Swat.
- 6) Rahim Khan, Sub Inspector No.622/M r/o District Swat.
- 7) Younas Rehman, Sub Inspector No. 674/M r/o Makhai Munda, District Dir Lower.
- 8) Muhammad Tawheed, Sub Inspector No. 111/M r/o District Dir Lower.
- 9) Imran Khan, Sub Inspector No. 113/M r/o Tangay Munda, District Dir Lower.
- 10) Bakht Zada, Sub Inspector No. 94/M r/o Matta Aghwan, District Shangla.
- 11) Hayat Ali Shah, Sub Inspector No. 153/M r/o Lelonai, District Shangla.
- 12) Mian Said Jamal, Sub Inspector No. 53/M r/o Dakorak, District Swat.
- 13) Ijaz Ahmad, Sub Inspector No. 73/M r/o Kota, District Swat.

FILED TODAY

23 MAY 2018

Additional Registrar

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

ATTESTED

Examiner

Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob: 0345-9405501

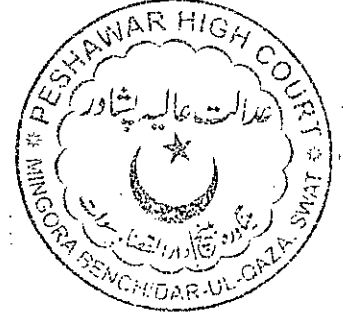
91 100

14) Sher Akbar, Sub Inspector No. 417/M r/o District Swat.

.....Petitioners

VERSUS

- 1) Government of Khyber Pakthunkhwa through Provincial Police Officer/Inspector General of Police, Peshawar.
- 2) Regional Police Officer/DIG Malakand Range at Saidu Sharif, Swat.
- 3) District Police Officer, Swat.
- 4) District Police Officer, Shangla.
- 5) District Police Officer, Dir Lower.
- 6) District Police Officer, Dir Upper.
- 7) District Police Officer, Buner.
- 8) District Police Officer, Chitral.
- 9) Shah Jehan, Sub Inspector No.P/350
- 10) Liaqat Ali, Sub Inspector No.351
- 11) Khushdil Khan, Sub Inspector No. P/364
- 12) Azeem Khan, Sub Inspector No. P/370
- 13) Amin Muhammad, Sub Inspector No. P/403
- 14) Javed Khan, Sub Inspector No. P/380
- 15) Zafar Ali, Sub Inspector No. P/383
- 16) Zahir Shah, Sub Inspector No. P/384
- 17) Hafiz-ur-Rehman, Sub Inspector No. P/391
- 18) Akhtar Naseer, Sub Inspector No. P/392
- 19) Sajid Nawaz, Sub Inspector No. H/151
- 20) Rebad Ali, Sub Inspector No. MR/123
- 21) Imad Ali, Sub Inspector No. MR/129
- 22) Bakhtaj Khan, Sub Inspector No. MR/128
- 23) Abdul Saeed, Sub Inspector No. K/70
- 24) Razi Gul, Sub Inspector No. K/07
- 25) Habib-ur-Rehman, Sub Inspector No. K/166



~~JAVED IQBAL Gul Bela
Daudzai Law Chamber
Advocate High Court Peshawar
Mob/0345-9405501~~

FILED TODAY

23 MAY 2018

ATTESTED

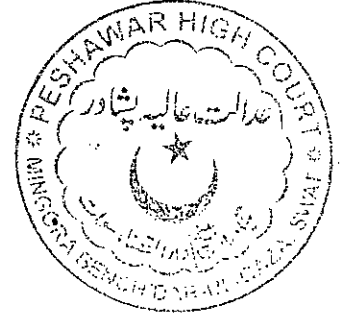
Examiner
Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.


Additional Registrar

92

70

- 26) Minhaj Sikandar Yar, Sub Inspector No. D/9
- 27) Khad Wazir, Sub Inspector No. D/11
- 28) Muhammad Adnan, Sub Inspector No. D/37
- 29) Naqeeb Ullah, Sub Inspector No. D/42
- 30) Sharifullah, Sub Inspector No. D/12
- 31) Akbar Ali, Sub Inspector No. 204/MR
- 32) Wajid Shah, Sub Inspector No. 357/M
- 33) Ghani-ur-Rehman, Sub Inspector No. 157/M
- 34) Abdul Sajid, Sub Inspector No. 06/MR
- 35) Abdul Gahaffar Khan, Sub Inspector No. P/25
- 36) Muhammad Hussain, Sub Inspector No. P/28
- 37) Sultan Muhammad, Sub Inspector No. P/30
- 38) Atlas Khan, Sub Inspector No. P/35
- 39) Zafar Ali, Sub Inspector No. P/38
- 40) Ahmad Saeed, Sub Inspector No. P/41
- 41) Imtiaz Khan, Sub Inspector No. P/45
- 42) Zuhair Khan, Sub Inspector No. P/47
- 43) Malik Ahmad, Sub Inspector No. P/49
- 44) Gul Sher, Sub Inspector No. P/50
- 45) Inayat Ullah, Sub Inspector No. P/52
- 46) Ali Akbar, Sub Inspector No. P/60
- 47) Inam Ullah, Sub Inspector No. P/62
- 48) Muhammad Asim, Sub Inspector No. P/63
- 49) Munir Khan, Sub Inspector No. P/64
- 50) Ikhtiar Ali, Sub Inspector No. P/66
- 51) Khusnal Khan, Sub Inspector No. P/68
- 52) Noor Haidar, Sub Inspector No. P/70
- 53) Abdul Jalil, Sub Inspector No. P/73
- 54) Safdar Khan, Sub Inspector No. P/74
- 55) Muhammad Israr, Sub Inspector No. P/78



FILED TODAY

23 MAY 2018

[Signature]
Additional Registrar

ATTESTED

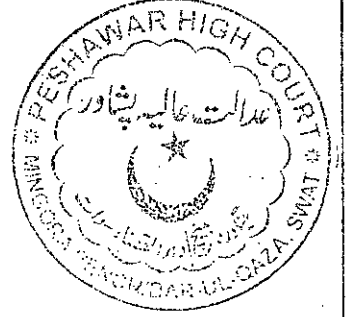
Examiner
Peshawar High Court Bench
Mingora Dar-ur-Qaza, Swat.

98 210

56) Fazal Mabood, Sub Inspector No. P/79
Through Central Police Office, Peshawar.

.....Respondents

WRIT PETITION UNDER ARTICLE 199 OF
THE CONSTITUTION OF ISLAMIC
REPUBLIC OF PAKISTAN, 1973



Respectfully Sheweth:

- 1) That petitioners are confirmed Sub-Inspectors on list "F", presently serving in regular police force at different stations of Malakand Division.
- 2) That the majority of the petitioners have been serving in the current rank since 2013.
- 3) That in the year 2015 & 2016 two Standing Orders were issued by respondent No.1. According to the Standing Orders, an upper subordinate shall not be confirmed and promoted to the next higher rank unless he serves in another wing and completes training courses in certain training centers mentioned in the Standing Orders (Copies of standing order No. 21/2014 & standing order No.03/2015 are attached as Annexure "A").
- 4) The subsequently, the Police Rules framed under the KP Police Act 2017, were amended by the authority and a new rule numbered as 19.25-A was inserted to the Rules. According to the amendment, an upper subordinate shall not be promoted to the next higher rank unless he completes training courses in one of the listed schools (Copy of relevant Police Rules is attached as Annexure "B").

FILED TODAY

23 MAY 2018

Additional Registrar

ATTESTED

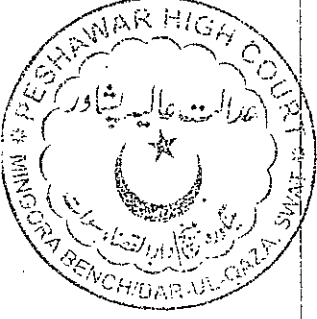
Examiner

Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

am

10

- 5) That petitioner No.1, in order to gain the requisite experience in Investigation Wing as per the above mentioned Standing Orders and to receive the prescribed training under the amended rules, sent various applications and requests to the concerned quarters for his transfer to the Investigation Wing and deputation for trainings. Regrettably, these requests were never honoured by the concerned quarters (Copies of applications & letters are attached as Annexure "C").
- 6) That other petitioners also left no stone unturned for their transfer to Investigation Wing aimed at gaining the requisite experience and nomination for training under the prescribed criteria.
- 7) That needless to say that petitioners have completed and qualified all mandatory courses for promotion under the previous Rule 19.25 of the Police Rules.
- 8) That the Department arbitrarily deputed some colleagues of petitioners for the requisite trainings while the petitioners were left despite their willingness and eagerness to get the requisite trainings for further promotion.
- 9) That apprehensions of the petitioners came true when the promotion order Endst: No.888/E-III dated 10-05-2018. (hereinafter referred to as the "impugned order") was issued by respondent No.1. As per the impugned order, confirmed Sub-Inspectors on list "F" have been promoted as Officiating Inspectors in BPS-16 (Copy of order dated 10-05-2018 is attached as Annexure "D").




FILED TODAY

23 MAY 2018


Additional Registrar

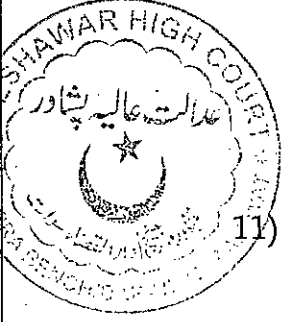
ATTESTED


Examiner
Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

95

10

10) That as per the impugned order, respondents No. 9 to 34, who appear on the revised seniority list have been promoted while respondents No. 35 to 56 being substantially juniors to petitioner, who even do not appear in the revised seniority list of 2017 have been granted promotions (Copy of seniority list dated 23-05-2017 is attached as Annexure "E").



11) That needless to say that petitioners who were senior to the private respondents were deferred from promotion to BPS-16 for the above mentioned reason (Copy of list of deferred Sub-Inspector of Malakand Region are attached as Annexure "F").

12) That petitioner No.1 being vigilant throughout to pursue his case of promotion, forthwith preferred departmental appeal before respondent No.1 and so did other petitioners (Copy of departmental appeal of petitioner No.1 is attached as Annexure "G").

13) That petitioners being mortally aggrieved of the above mentioned acts and omissions of respondent No.1, and having no alternate adequate remedy in law, file this petition, *inter alia*, on the following grounds:

GROUND:

A) That the impugned order is illegal, unconstitutional and violative of fundamental rights, being so the same is liable to be set aside to the extent of petitioners.

B) That the two standing orders issued by respondent No.1 are ineffective on the rights of petitioners as per law of the land. Petitioners were promoted to the current rank prior to the

FILED TODAY

23 MAY 2018

ATTESTED

Examiner

Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

Additional Registrar

96

109

issuance of the Standing Orders. As per the principle of protection from retrospectivity, the additional requirements mandated by the Standing Orders may apply to the future promotees but not petitioners.

That similarly, the requirements prescribed by Rule 19.25-A of Police Rules would also, in light of the principle of protection from retrospectivity, would apply to future Sub-Inspectors on list "F" and not to present petitioners.

- D) That the amended Police Rule 19.25-A has been framed under the KP Police Act, 2017. The Act has not been extended to the PATA/Malakand Areas under Article 247 of the Constitution. Hence, it can be safely said that the amended Rules framed under the Act is not in field for the areas falling under PATA. Being so, the rule does not apply to petitioners.
- E) That even the official respondents have been somewhat cognizant of the injustice made to petitioners. After the impugned order, various letters and directives have been issued by respondent No.1 as damage controlling tools after the impugned orders. The same undoubtedly reflects the guilty consciousness of respondents, which is manifest of the fact that things have not been done under the law (Copies of letters dated 07-05-2018, 09-05-2018 & 10-05-2018 are attached as Annexure "H").
- F) That keeping the legal intricacies aside, petitioners remained vigilant throughout to be included in the relevant trainings. By virtue of the impugned order, petitioners have been deprived of their lawful rights arbitrarily. Assuming for the sake of arguments that there has been lapses on the side of



FILED TODAY

23 MAY 2018

[Signature]
Additional Registrar

ATTESTED

[Signature]
Examiner

Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

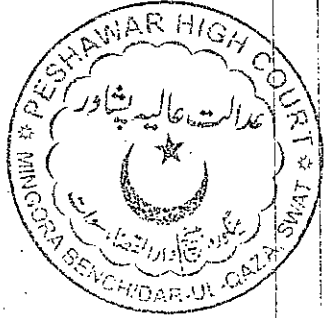
97

petitioners, even then the same may not result in deprivation of petitioners and promotion of their juniors.

- G) That the matter pertains to fitness of a civil servant and the same is outside the jurisdiction of the Service Tribunal. Hence, the bar contained in Article 212 does not attract in the instant case. This Hon'ble Court is the only forum to adjudicate upon the instant matter.
- H) That further grounds with leave of this Hon'ble Court will be raised at the time of oral submissions.

It is, therefore, humbly prayed that on acceptance of this writ petition, necessary writs be issued in the following terms:

- (i) Standing Orders No.21/2014 & 3/2015 issued by respondent No.1 may be declared ineffective upon the rights of petitioners.
- (ii) Rules 19.25-A of the KP Police Rules may be declared as ineffective upon the rights of petitioners.
- (iii) The impugned order be declared as discriminatory and illegal. The same may be set aside to the extent of petitioners.
- (iv) Respondent No.1 may be directed to order promotion of petitioners as Officiating Inspectors in BPS-16 as per their seniority and entitlement.
- (v) Any other remedy though may not specifically prayed for, but which the circumstances of the case would demand



FILED TODAY

23 MAY 2018

[Signature]
Additional Registrar

ATTESTED

[Signature]
Examiner
Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

98

98

in the interests of justice, may also be granted.

Petitioners
Through Counsel



Dr. Adnan Khan, Barrister-at-Law

INTERIM RELIEF:

By way of interim relief, operation of impugned order be kept in suspension and Respondent No.1 may be restrained from making further promotions from list "F" to the next higher posts till the final decision in this petition.

Petitioners
Through Counsel



Dr. Adnan Khan, Barrister-at-Law

LIST OF BOOKS IN THE CONCERNED WRIT

1. The Constitution of the Islamic Republic of Pakistan, 1973.
2. Case Law as per need.

ADVOCATE .

Barrister

Dr. Adnan Khan
Advocate High Court

CERTIFICATE:


As per direction of my client, no such like Writ Petition earlier has been filed by the petitioner on the subject matter before this Honourable Court.

FILED TODAY


23 MAY 2018


Additional Registrar

ATTESTED


Examiner
Peshawar High Court Bench
Mirgora Dar-ul-Qaza, Swat.

ADVOCATE

Barrister

Dr. Adnan Khan
Advocate High Court

(99) (78) (14)

BEFORE THE PESHAWAR HIGH COURT, MINGORA
BENCH/DARUL QAZA, SWAT

W.P No. 601- M/2018

Habib Said, Sub Inspector No. 163/M and others

.....Petitioners

VERSUS

Government of Khyber Pakthunkhwa and others

.....Respondents

ADDRESSES OF THE PARTIES

PETITIONERS:


- 1) Habib Said, Sub Inspector No. 163/M r/o Parona Kokarai, District Swat.
- 2) Habib-ur-Rehman, Sub Inspector No.396/M r/o Sur Dherai, District Mardan presently posted as CIO Chakdara, District Dir Lower.
- 3) Zewar Khan, Sub Inspector No. 66/M r/o Payo Dara Timergara, District Dir Lower.
- 4) Bakht Zahir, Sub Inspector No. 207/M r/o Puran, District Shangla.
- 5) Noor Baz Khan, Sub Inspector No. 540/M r/o District Swat.
- 6) Rahim Khan, Sub Inspector No.622/M r/o District Swat.
- 7) Younas Rehman, Sub Inspector No. 674/M r/o Makhai Munda, District Dir Lower.
- 8) Muhammad Tawheed, Sub Inspector No. 111/M r/o District Dir Lower.
- 9) Imran Khan, Sub Inspector No. 113/M r/o Tangay Munda, District Dir Lower.
- 10) Bakht Zada, Sub Inspector No. 94/M r/o Matta Aghwan, District Shangla.

FILED TODAY

23 MAY 2018


Additional Registrar

ATTESTED


Examiner
Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

70

70

100

100

- 11) Hayat Ali Shah, Sub Inspector No. 153/M r/o Lelonai, District Shangla.
- 12) Mian Said Jamal, Sub Inspector No. 53/M r/o Dakorak, District Swat.
- 13) Ijaz Ahmad, Sub Inspector No. 73/M r/o Kota, District Swat.
- 14) Sher Akbar, Sub Inspector No. 417/M r/o District Swat.

(through attorneys);

(a) Habib Said, Sub-Inspector

NIC# 15602-2844511-5

Cell # 0333-9476913

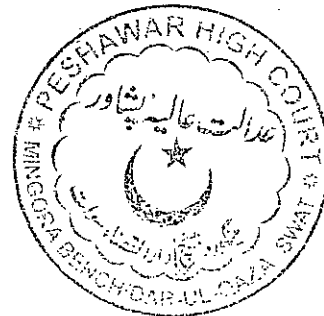
(b) Habib-ur-Rehman

Nic # 16101-945283-8

cell# 0346-8984100

RESPONDENTS:

1. Government of Khyber Pakthunkhwa through Provincial Police Officer/Inspector General of Police, Peshawar.
2. Regional Police Officer/DIG Malakand Range at Saidu Sharif, Swat.
3. District Police Officer, Swat.
4. District Police Officer, Shangla.
5. District Police Officer, Dir Lower.
6. District Police Officer, Dir Upper.
7. District Police Officer, Buner.
8. District Police Officer, Chitral.
9. Shah Jehan, Sub Inspector No.P/350
10. Liaqat Ali, Sub Inspector No.351
11. Khushdil Khan, Sub Inspector No. P/364
12. Azeem Khan, Sub Inspector No. P/370
13. Amin Muhammad, Sub Inspector No. P/403
14. Javed Khan, Sub Inspector No. P/380
15. Zafar Ali, Sub Inspector No. P/333
16. Zahir Shah, Sub Inspector No. P/384



FILED TODAY

23 MAY 2018

Additional Registrar

ATTESTED

Examiner

Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

17. Hafiz-ur-Rehman, Sub Inspector No. P/391
18. Akhtar Naseer, Sub Inspector No. P/392
19. Sajid Nawaz, Sub Inspector No. H/151
20. Rebad Ali, Sub Inspector No. MR/123
21. Imad Ali, Sub Inspector No. MR/129
22. Bakhtaj Khan, Sub Inspector No. MR/128
23. Abdul Saeed, Sub Inspector No. K/70
24. Razi Gul, Sub Inspector No. K/07
25. Habib-ur-Rehman, Sub Inspector No. K/166
26. Minhaj Sikandar Yar, Sub Inspector No. D/9
27. Khad Wazir, Sub Inspector No. D/11
28. Muhammad Adnan, Sub Inspector No. D/37
29. Naqeeb Ullah, Sub Inspector No. D/42
30. Sharifullah, Sub Inspector No. D/12
31. Akbar Ali, Sub Inspector No. 204/MR
32. Wajid Shah, Sub Inspector No. 357/M
33. Ghani-ur-Rehman, Sub Inspector No. 157/M
34. Abdul Sajid, Sub Inspector No. 06/MR
35. Abdul Gahaffar Khan, Sub Inspector No. P/25
36. Muhammad Hussain, Sub Inspector No. P/28
37. Sultan Muhammad, Sub Inspector No. P/30
38. Atlas Khan, Sub Inspector No. P/35
39. Zafar Ali, Sub Inspector No. P/38
40. Ahmad Saeed, Sub Inspector No. P/41
41. Imtiaz Khan, Sub Inspector No. P/45
42. Zuhair Khan, Sub Inspector No. P/47
43. Malik Ahmad, Sub Inspector No. P/49
44. Gul Sher, Sub Inspector No. P/50
45. Inayat Ullah, Sub Inspector No. P/52
46. Ali Akbar, Sub Inspector No. P/60
47. Inam Ullah, Sub Inspector No. P/62



FILED TODAY

23 MAY 2018

Additional Registrar

ATTESTED

Examiner

Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

(8)

102

(18)

48. Muhammad Asim, Sub Inspector No. P/63
49. Munir Khan, Sub Inspector No. P/64
50. Ikhtiar Ali, Sub Inspector No. P/66
51. Khushal Khan, Sub Inspector No. P/68
52. Noor Haidar, Sub Inspector No. P/70
53. Abdul Jalil, Sub Inspector No. P/73
54. Safdar Khan, Sub Inspector No. P/74
55. Muhammad Israr, Sub Inspector No. P/78
56. Fazal Mabood, Sub Inspector No. P/79



Through Central Police Office, Peshawar.

Petitioners through counsel

Dr. Adnan Khan, Barrister-at-law

FILED TODAY

23 MAY 2018

Additional Registrar

ATTACHED

Registrar
Peshawar High Court Bench
Mingora Dar-ul-Qaza, Swat.

PESHAWAR HIGH COURT, MINGORA BENCH (DAR-UL-QAZA), SWAT

FORM OF ORDER SHEET



Court of
Case No. of

Date of Order or Proceedings	Order or other Proceedings with Signature of Judge and that of parties or counsel where necessary.
------------------------------	--

03-12-2018

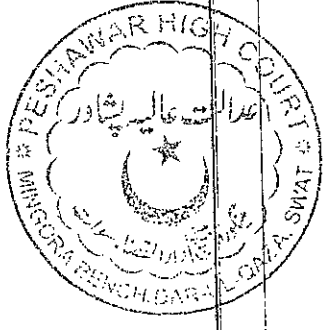
W.P No. 601-M/2018
With Interim Relief & C.M 1210/2018 (N)
Present: M/S Barrister Dr. Adnan Khan and Sabir Shah, Advocates for the petitioners.

Mr. Rahim Shah, Asst:A.G for the respondents.

SYED ARSHAD ALI, J.- Through the instant writ petition, the petitioners who are fourteen (14) in numbers and working as Sub-Inspector in Police Department at different stations of Malakand Division have invoked the Constitutional jurisdiction of this Court with the following prayers:-

"It is, therefore, humbly prayed that on acceptance of this writ petition, necessary writs be issued in the following terms:

- i. Standing Orders No. 21/2014 & 3/2015 issued by respondent No. 1 may be declared ineffective upon the rights of petitioners.
- ii. Rules 19.25-A of the KP Police Rules may be declared as ineffective upon the rights of petitioners.
- iii. The impugned order be declared as discriminatory and illegal. The same may be set aside to the extent of petitioners.



ATTESTED

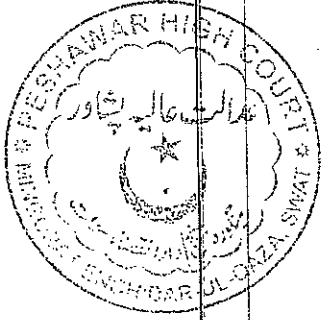
Eye Witness
Peshawar High Court Bench
Mingora Dar-ul-Qaza Swat.

iv. Respondent No. 1 may be directed to order promotion of petitioners as Officiating Inspectors in BPS-16 as per their seniority and entitlement.

v. Any other remedy though may not specifically prayed for, but which the circumstances of the case would demand in the interests of justice, may also be granted."

2. In the memo of petition, it is the case of the petitioners that they were not provided any opportunity to undergo the requisite courses/training/posting which are the mandatory requirement for promotion to the post of Inspector and resultantly their promotions were deferred, whereas other employees who were even junior to them were provided the said opportunity to undergo the said training/courses/posting and as such they were promoted to the post of Inspector which conduct of the respondents is discriminatory.

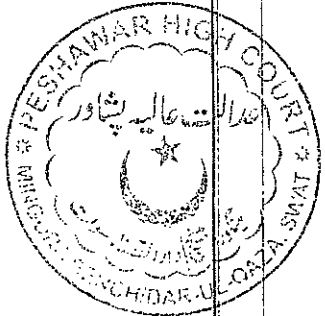
3. Respondents were put to notice, out of whom respondent No. 1 filed his para-wise comments wherein he has stated that the petitioners did not qualify the prescribed criteria for promotion, i.e. mandatory training/courses, therefore they are not entitled to be promoted to the post of Inspector.



17/10/20
Peshawar High Court Bench
No. 1, Chakri, Peshawar, Swat.

4. Arguments heard and record perused.

5. It is evident from record that neither the criteria for promotion to the post of Inspector is disputed by the petitioners nor the said criteria is against any rules or law on the subject. However, the main grievances of the present petitioners are that they have been requesting for providing them an opportunity to undergo the requisite training/courses and be appointed against certain posts. It also appears from record that through letters dated 07.05.2018, 09.05.2018 & 10.05.2018, even the Additional Inspector General of Police has been writing to the relevant authorities to provide them an opportunity to meet the criteria. However, the respondent No. 1 has turned down the said request which indeed amounts to discrimination and the said conduct of the respondent No. 1 by not providing equal opportunity to the present petitioners to undergo the said training/courses is contrary to the mandate of Article 4 & 25 of the Constitution. The august Supreme Court of Pakistan has also dis-approved the said conduct of the respondents while adjudicating upon Civil Petitions No. 493, 494, 505 to 508, 529 to 532,



ATTESTED

Examiner
Peshawar High Court Bench
Magara Dar-ul-Qaza, Swat.

533, 601, 906 and 911 to 917 of 2015 in the following words:-

"We have further observed that a cherry picking is made in the case of selection of Police personnel for police training or practical training despite the fact they have completed their required period to be eligible for such training, which amounts to denying them of timely promotion for the next scale; hence, we direct that in future, competent authority shall ensure that the Police personnel who have completed their required period to be eligible for trainings shall be forthwith sent for the training; and in case such police officials are bypassed for such trainings on account of default by the department, or to extend a favor to the junior, of negligence by the authority concerned, their inter-se seniority and the accompanying financial entitlements shall not be effected on account of their late joining or completion of training."

6. It is pertinent to note that deferment and supersession are two different concepts and in cases when after fulfilling the criteria, the petitioners are



ATTESTED
Examiner
Peshawar High Court Bench
Mingora Darul-Uloom, Swat.

promoted to the post of Inspector, they will be entitled to ante-dated seniority in terms of section 8 of the Khyber Pakhtunkhwa Civil Servants Act, 1973.

7. In view of the above, this writ petition is disposed of with direction to the respondent No. 1 to provide an opportunity to the present petitioners to undergo the requisite/mandatory courses as envisaged in Police Rules, 1934 within shortest period of time.

Announced
Di: 03.12.2018


JUDGE

JUDGE






S. No 16
Name of Applicant..... T. S. A. H. M. M. S. S.
Date of Presentation of Applicant..... 14-12-18
Date of Completion of Copies..... 14-12-18
No of Copies..... 18-P
Urgent Fee.....
Fee Charged..... 36/-
Date of Delivery of Copies..... 14-12-18

Certified to be true copy


EXAMINER

Peshawar High Court, Mingora/Dar-ul-Qaza, Swat
Recognized Under Article 87 of Qanoon-e-Shahadat Oder 1984

OTR ca
12/12/2018

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL**

In C.M _____/2021

IN S.A # 10006/2020

Dad Muhammad **Versus** I.G.P and others

INDEX

<i>S#</i>	<i>Description of Documents</i>	<i>Annex</i>	<i>Pages</i>
1	Grounds of Petition.		1-2
2	Affidavit		3

Dated: 17/08/2021

Dad Muhammad
Applicant/Appellant

Through

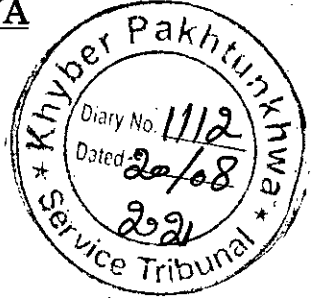
Javed Iqbal Gulbela
**Advocate Supreme
Court of Pakistan**

(1)

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL

In C.M _____/2021

IN S.A # 10006/2020



Put up to the court with relevant appeal.

Dad Muhammad Versus I.G.P and others

Application for Impleadment of Inspectors Tauheed

20/8/2021

Ullah, Arshad Khan No. P/187, Muhammad Kamran#

P/188, Sajid Mumtaz No.P/189, Fida Hussain

No.P/190, Ijaz Ali No.P/191, Taj Muhammad Khan

No. P/193, Adnan Azam P/195, Zahid Alam P/196,

Rehmat Ullah P/197, Muhammad Inam Jan MR/59,

Saddam Khan, Fazal Hanif K/48, Muhammad Yousaf

on the penal of respondents being necessary and

important parties.

*Place on file.
07/9/2021*

Respectfully Sheweth,

1. That the captioned Service Appeal is pending adjudication before this August Tribunal and is fixed for 18/11/2021.
2. That Inspectors Tauheed Ullah, Arshad Khan No. P/187 Muhammad Kamran# P/188 Sajid Mumtaz No.P/189, Fida Hussain No.P/190, Ijaz Ali No.P/191, Taj Muhammad Khan No. P/193, Adnan Azam P/195, Zahid Alam P/196, Rehmat Ullah P/197, Muhammad Inam Jan MR/59, Saddam Khan, Fazal Hanif K/48, Muhammad Yousaf are juniors from the appellants whereas in the impugned seniority list they are illegally, enlisted as senior from the appellant, therefore they are liable to be impleaded in the above noted service appeal

(2)

on the panel of Respondents. (Copies of impugned seniority list are already attached with the main service appeal).


3. That the above mentioned names are necessary and important parties, therefore their impleadment is indispensable.
4. That there is no legal bar on the impleadment of the above mentioned named on the panel of Respondents.

It is, therefore, most humbly prayed that on acceptance of the instant application Inspectors Tauheed Ullah, Arshad Khan No. P/187 Muhammad Kamran# P/188 Sajid Mumtaz No.P/189, Fida Hussain No.P/190, Ijaz Ali No.P/191, Taj Muhammad Khan No. P/193, Adnan Azam P/195, Zahid Alam P/196, Rehmat Ullah P/197, Inam Jan P/198, Saddam Khan, Fazal Hanif K/48, Muhammad Yousaf may graciously be impleaded on the panel of the Respondents in the main service appeal No.10006/2020.

Dated: 17-08-2021


Applicant/Appellant

Through


Javed Iqbal Gulbela
Advocate Supreme Court,
of Pakistan
Saghir Iqbal Gulbela
&
Ahsan Sardar
Advocates High Court
Peshawar.

3

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL**

In C.M _____/2021

IN S.A # 10006/2020

Dad Muhammad Versus I.G.P and others

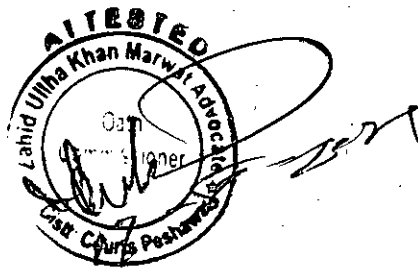
AFFIDAVIT

I, Dad Muhammad S/o Fazal Muhamamd Khan R/o Gulbela Kochiyan Peshawar, do hereby solemnly affirm and declare on oath that all the contents of the Impleadment petition are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Court.

Dad Muhammad
DEPONENT

IDENTIFIED BY:

Javed Iqbal Gulbela
Javed Iqbal Gulbela
Advocate
Supreme Court of Pakistan



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

Service Appeal No. 10006/ 2020.

Dad Muhammad..... (Appellant)

VERSUS

Govt: of Khyber Pakhtunkhwa etc..... (Respondents)

PARA-WISE COMMENTS BY RESPONDENT NO. 2 TO 4.

RESPECTFULLY SHEWETH:

PRELIMINARY OBJECTIONS:-

- a) That the appeal is badly time barred by law & limitation.
- b) That the appellant has got no cause of action and locus standi to file present appeal.
- c) That the appeal is bad for non-joinder and miss-joinder of necessary and proper parties.
- d) That the appellant is estopped by his own conduct to file the present appeal.
- e) That the appeal is not maintainable in the present form.
- f) That the appellant has not come to this Honorable Tribunal with clean hands.

FACTS:

1. Pertains to personal information of the appellant needs no comments.
2. Correct to the extent that appellant was appointed as Constable in Police Department back in the year 07.04.1996.
3. Pertains to service record of the appellant needs no comments.
4. Pertains to the modes of inductions in Police Department needs no comments.
5. Correct to the extent of Notification No. 95/ EC-I, dated 05.01.2007, appellant was absorbed/ appointed as ASI from in service candidates.
6. Correct to the extent that the appellant was confirmed as ASI vide Notification No. 57/EC-I, dated 01.01.2010, while the remaining para is incorrect as the appellant colleague namely Tauheed Ullah No. 699 was promoted prior to the appellant on the basis of seniority cum fitness and completion of mandatory courses.

7. Para relates to Notification No. 57/EC-I, dated 01.01.2010, whereby appellant is find mentioned at S. No. 20 while Tauheed Ullah is at S. No. 29 but remaining Para is misconceived and misleading because Tauheed Ullah is not appointed under Shuhada quota while he was absorbed/ appointed as PASI in service quota just like appellant
8. Incorrect. The respondents did not adopt any pick and chose and favoritism policy. The respondents always acted in accordance with law/ rules. Promotion in Police department is always subject to seniority cum-fitness and completion of mandatory courses hence the instant para is misleading.
9. Incorrect. Para is misconceived and misleading one as already explained in Para No. 7 of Facts. Furthermore, Promotion in Police department is always subject to seniority cum-fitness and completion of mandatory courses.
10. Incorrect. As already explained in preceding Paras.
11. Incorrect. Every officer/ official of Police department is placed on right position on the basis of seniority cum fitness and completion of mandatory courses in accordance with rules/ regulations of the department. Furthermore, it is worth mention here that appellant had not completed his mandatory courses for confirmation in the rank of SI whereas most of his colleagues were successful to complete their courses within time. Therefore, they were confirmed prior to the appellant.
12. Incorrect. As the appellant was confirmed late in the rank of SI being short of mandatory courses as specified in law/ rules. His placement on list 'F' and confirmation as Inspector was also affected. That's why the appellant confirmation as SI was done on 01.10.2014, placement on list 'F' on 05.11.2014 and confirmation as Inspector was done on 05.11.2016. Promotion to the rank of DSP is subject to seniority cum fitness and completion of mandatory courses along with good Performance Evaluation Reports.
13. Incorrect. The para is misleading and misconceived. As already explained in preceding Paras.
14. Incorrect. The representation of the appellant was meritless and in contrast with rules/ regulations therefore could not be entertained.
15. Pertains to record of Honorable Peshawar High Court, Peshawar needs no comments.

16. The instant service appeal of the appellant is not maintainable on the following Grounds.

GROUND:

- A. Pertains to Law/ Constitution of the country needs no comments.
- B. The respondents acted in accordance with law/ rules.
- C. Correct to the extent that specific and certain mechanism for promotion of Police officers/ officials to next higher rank is being envisaged in Chapter XIII of Police Rules, 1934.
- D. Pertains to rules/ regulations of Police Rules, 1934 needs no comments.
- E. Incorrect. This para is misconceived and misleading. As the Standing Orders issued by the Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar from time to time for reforms, streamline the structure and services, to enforce discipline and strengthen the Police force. Moreover, these Standing Orders are issued according to law/ rules/ regulations for the purpose of trainings, educations, polishing and grooming of the Police officers/ officials.
- F. As already explained in Para No. E of Grounds.
- G. Pertains to record of Honorable Tribunal and provisions of Police Rules, 1934 needs no comments.
- H. Pertains to relief granted by the Honorable Tribunal in certain cases. The respondent department complied with the directions and orders of the Tribunal in letter and spirit.
- I. Incorrect. As the appellant had not completed his mandatory courses according to Rule 13.10 of Police Rules, 1934 he failed to be confirmed with his colleagues and further delay in completing his trainings/ courses would provide opportunities of promotion to other juniors.
- J. Incorrect. All the rules/ regulations, provisions and standing orders issued provide a strong mechanism for promotions in Police department which is strictly followed by the concerned authorities. No pick and choose policy exist within the respondent department.
- K. Incorrect. This para is misleading and misconceived as usual. The seniority list kept by the department is accordance to the law/ rules/ regulations and no malafide exists on the part of respondent department.
- L. Incorrect. There is no pick and choose policy in respondent department. Appellant was confirmed in the rank of SI on 01.10.2014 and Tauheed


Ullah was promoted to the rank of DSP on 29.11.2018, in accordance with rules/ regulations.


- M. Incorrect. The discretionary powers vested in various authorities of the respondent department are always used in accordance with law/ rules/ regulations and there is no concept of pick and choose policy or unwarranted actions by the said authorities.
- N. The respondents seek permission to raise additional grounds at the time of hearing/ arguments of the instant service appeal.

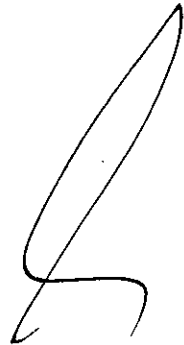
PRAYERS:

In view of the above narrated facts, it is, humbly prayed that the instant service appeal is not maintainable being devoid of merits may kindly be dismissed with costs, please.

Assistant Inspector General of Police,
Establishment, Khyber Pakhtunkhwa,
Peshawar.
(Respondent No. 3)


Capital City Police Officer,
Peshawar.
(Respondent No. 4)


Inspector General of Police,
Khyber Pakhtunkhwa,
Peshawar.
(Respondent No. 2)



BEFORE THE SERVICE TRIBUNAL KHYBER PAKHTUNKHWA PESHAWAR.

Service Appeal No.10006/2020.

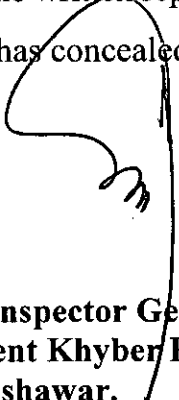
Dad MuhammadAppellant.


VERSUS


Provincial Police Officer, Khyber Pakhtunkhwa, Peshawar and others.....Respondents.

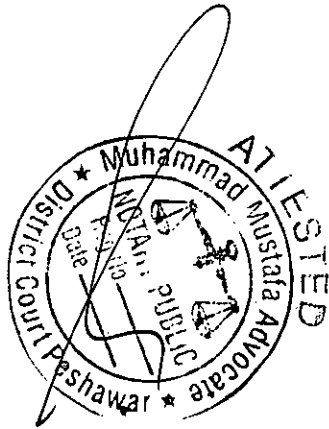
AFFIDAVIT

We respondents No. 1 ,2 & 3 do hereby solemnly affirm and declare that the contents of the written reply are true and correct to the best of our knowledge and belief and nothing has concealed/kept secret from this Honorable Tribunal.


Assistant Inspector General Police,
Establishment Khyber Pakhtunkhwa,
Peshawar.
(Respondent No.03)


Capital City Police Officer,
Peshawar.
(Respondent No.04)


Provincial Police Officer,
Khyber Pakhtunkhwa,
Peshawar.
(Respondent No.02)



16 JUN 2022

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL**

CM No. _____/2021.

In

In S.A # 10006/2020

Dad Muhammad

Versus

I.G.P and others

INDEX

<i>S#</i>	<i>Description of Documents</i>	<i>Annex</i>	<i>Pages</i>
1	Grounds of Petition.		1-2
2	Affidavit		3
3	Copy of documents		4

Dated: 17/08/2021

Jadu
Applicant/Appellant

Through

Javed Iqbal Gulbela
Advocate Supreme Court
of Pakistan

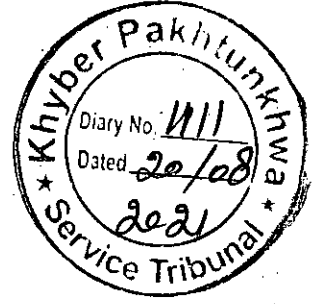
①

**BEFORE THE HON'BLE SERVICE TRIBUNAL, KHYBER
PAKHTUNKHWA PESHAWAR**

CM No. _____/2021.

In

In S.A # 10006/2020



Put up to the ~~Notability~~ Chain - as with
relevant appeal. Dad Muhammad

Versus

[Signature]
I.G.P and others
20/8/2021

**APPLICATION FOR EARLY HEARING OF THE
ABOVE TITLE CASE**

Respectfully Sheweth,

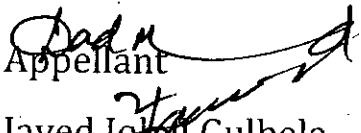
NRA
[Signature]
07/9/2021

1. That the above title Service Appeal is pending adjudication before this Hon'ble Service Tribunal & is fixed for 18-11-2021.
2. That juniors from the Appellant have been selected for advance course of regular DSP and they were already send for training. It is pertinent to mentioned here that the promotion of the Appellant is due since 2018. (Copy of Notification annexed).
3. That if the captioned service appeal has not been fixed for an early date, the Appellant will suffer irreparable loss.

4. That in the given circumstances early fixation of the instant service appeal is indispensable.

It is, therefore, most humbly prayed that on acceptance of this Application, the above title service appeal may kindly, be fixed for an early date as convenient to this Hon'ble Tribunal.

Dated: 17-08-2021


Appellant
Javed Iqbal Gulbela
Advocate Supreme Court
of Pakistan
&
Saghir Iqbal Gulbela
Advocate High Court
Peshawar.

**BEFORE THE HON'BLE KHYBER PAKHTUNKHWA SERVICE
TRIBUNAL**

CM No. _____/2021.

In

In S.A # 10006/2020

Dad Muhammad

Versus

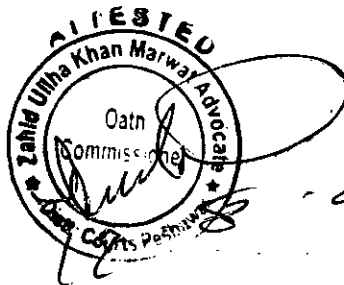
I.G.P and others

AFFIDAVIT

I, Dad Muhammad S/o Fazal Muhamamd Khan R/o Gulbela Kochiyan Peshawar, do hereby solemnly affirm and declare on oath that all the contents of the instant application are true and correct to the best of my knowledge and belief and nothing has been concealed or withheld from this Hon'ble Court.

Dad M
DEPONENT

IDENTIFIED BY:
Javed Iqbal Gulbela
Advocate
Supreme Court of Pakistan



(4)



**CENTRAL POLICE OFFICE
KHYBER PAKHTUNKHWA, PESHAWAR**
Email: dsptrebasic@gmail.com

3452 / Tre: dated 15 / 03 / 2021, Phone No. 091-9210941, Fax No. 9211268

To: The Director,
Police Training School, Swat.

Subject: **13TH ADVANCE COURSE FOR INSPECTORS,**

Re:

As per amended Police Rule 2017, (19-49) & Standing Order No.03/2016 13th Advance Course of 14 weeks duration for Inspectors of Khyber Pakhtunkhwa Police, which is mandatory for promotion in the rank of DSP has been scheduled from 16th March, 2021 at Police Training School Swat.

The following senior most/eligible Inspectors of various regions/units are hereby nominated for subject course with the directions to report to PTS Swat by tomorrow before 1600 hrs, positively.

S. No.	Name of Officer	Place of Posting	Remarks
1.	Mr. Sardar Gul No.P/230	Operation Branch, CPO	KP Police
2.	Mr. Azmat Ali No. K/200	Acting DSP HQrs Lakki Marwat	KP Police
3.	Mr. Mushtaq Hussain No. MR/88	CTD	KP Police
4.	Mr. Qazi Aslam No.P/34	CPO	KP Police
5.	Mr. Nazar Hussain No. K/70	Kohat Region	KP Police
6.	Mr. Haider Ali No.MR 91	CTD	KP Police
7.	Mr. Riaz Khan No.P/228	CTD	KP Police
8.	Mr. Sajjad Hussain No.P/235	PTS Shakas district Khyber	KP Police
9.	Mr. Shafiq Hussain No.P/236	Police School of Investigation Peshawar	KP Police
10.	Mr. Syed Tahir Shah No.P/237	CTD	KP Police
11.	Mr. Ihsan Shah No.P/07	CPO	KP Police
12.	Mr. Sabz Ali No.P/238	Traffic Warden Peshawar	KP Police
13.	Mr. Sanobar Shah No.P/239	Kohat Region	KP Police
14.	Mr. Saz Wali No.P/242	CCP Peshawar	KP Police
15.	Mr. Fazal Rehman No.P/244	CCP Peshawar	KP Police
16.	Mr. Bashir Gul No.P/245	CCP Peshawar	KP Police
17.	Muhammad Tariq No.K/75	Kohat Region	KP Police
18.	Mr. Shoukat Hayat No.K/13	PSTM, Kohat	KP Police
19.	Mr. Syed Farid Shah No.247/P	CTD	KP Police
20.	Mr. Mukhtar Ali No. P/250	CCP Peshawar	KP Police
21.	Mr. Ghaffar Ali No. P/251	CCP Peshawar	KP Police
22.	Mr. Nabi Shah B/37	Bannu Region	KP Police
23.	Muhammad Jalil No.B/44	CTD	KP Police
24.	Mr. Gul Rauf No.B/90	CTD	KP Police
25.	Mr. Waqar Ahmad No.B/64	Bannu Region	KP Police
26.	Mr. Zulfiqar Ahmad (Insp./Tech)	Special Branch HQrs Peshawar	Special Branch KP

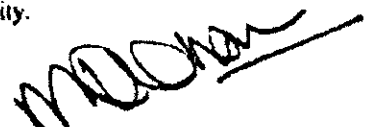
Please issue detail instructions covering all aspects of preparation and arrival of the participants, besides ensuring all Admin, Logistic, Boarding, Lodging and academic arrangements.

As directed by the Competent Authority that all the process of training will be initiated as per SOP laid down by the Provincial Government in wake of pandemic COVID-19.

Furthermore, nominees may be directed to bring their medical fitness certificates from their respective districts and they will not be allowed outlining during the course, till completion. In this connection, it is directed that before starting of the subject course may approached to DHQ Hospital Swat for provision of a qualified doctor to conduct medical checkup of all trainees.

It is also directed that daily statement of trainees for the subject course should be provided for information to this office, positively on daily basis.

This is issued with the approval of the Competent Authority.


(MUHAMMAD QURAISH KHAN) PSP
 Assistant Inspector General of Police
 Training, Khyber Pakhtunkhwa

2

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL

CM No. _____/2021

In

Service Appeal # 10006/2020

Dad Muhammad

Versus

I.G.P and others


INDEX

S#	Description of documents	Annexure	Page No
1.	Application and Affidavit		1-2

Dated: 17-03-2021


Appellant

Through

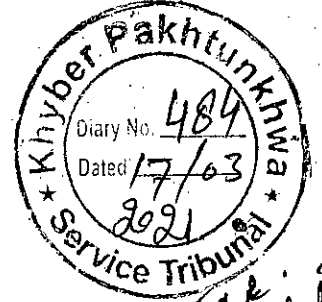

Javed Iqbal Gulbela
Supreme Court of Paksitan

BEFORE THE HON'BLE KHYBER PAKHTUNKHWA
SERVICE TRIBUNAL

CM No. _____/2021

In

Service Appeal # 10006/2020



Put up to the court with relevant appeal.

Dad Muhammad

Versus

I.G.P and others

17/3/2021.

*At preliminary stage.
Be accelerated to a date
in 2nd week of April, 2021.*

18/3/21

08/04

APPLICATION FOR EARLY HEARING OF THE ABOVE
TITLE CASE

Respectfully Sheweth,

1. That the above title Service Appeal is pending adjudication before this Hon'ble Services Tribunal, and is fixed for 10-06-2021.
2. That juniors from the Appellant have been selected for advance course of regular DSP and they were already send for training. It is pertinent to mention here that the promotion of the Appellant is due since 2018. (*copy of Notification Dated 15-03-2021 is Annexed*)
3. That if the captioned service appeal has not been fixed for an early date, the Appellant will suffer irreparable loss.


Reader

4. That in the given circumstances early fixation of the instant service appeal is indispensable.

It is, therefore, most humbly prayed that on acceptance of this application the above title service appeal may kindly be fixed for an early date as convenient to this Hon'ble Tribunal.

Dated: 17-03-2021

Appellant 

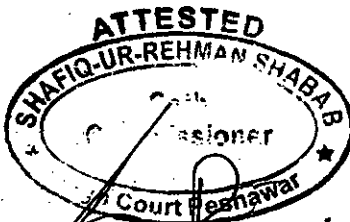
Through 

Javed Iqbal Gulbela
Supreme Court of Paksitan
&
Saghir Iqbal Gulbela
Advocate, High Court
Peshawar

AFFIDAVIT:

I, Dad Muhammad (Appellant), do hereby solemnly affirm and declare on Oath, that the contents of the instant application are true and correct and nothing has been concealed from this Service Tribunal.

Deponent



17-03-2021.





CENTRAL POLICE OFFICE
KHYBER PAKHTUNKHWA, PESHAWAR
Email: dsprtrubasic@gmail.com

3452 /Tres: dated 15 / 03 /2021, Phone No. 091-9210941, Fax No. 9211268

To: The Director,
Police Training School, Swat.

Subject: **13TH ADVANCE COURSE FOR INSPECTORS,**
Memo:

As per amended Police Rule 2017, (19-49) & Standing Order No.03/2016 13th Advance Course of 14 weeks duration for Inspectors of Khyber Pakhtunkhwa Police, which is mandatory for promotion in the rank of DSP has been scheduled from 16th March, 2021 at Police Training School Swat.

The following senior most/eligible Inspectors of various regions/units are hereby nominated for subject course with the directions to report to PTS Swat by tomorrow before 1600 hrs, positively.

S. No.	Name of Officer	Place of Posting	Remarks
1.	Mr. Sardar Gul No.P/230	Operation Branch, CPO	KP Police
2.	Mr. Azmat Ali No. K/200	Acting DSP HQrs Lakki Marwat	KP Police
3.	Mr. Mushtaq Hussain No. MR/88	CTD	KP Police
4.	Mr. Qazi Aslam No.P/34	CPO	KP Police
5.	Mr. Nazar Hussain No. K/70	Kohat Region	KP Police
6.	Mr. Haider Ali No.MR 91	CTD	KP Police
7.	Mr. Riaz Khan No.P/228	CTD	KP Police
8.	Mr. Sajjad Hussain No.P/235	PTS Shakas district Khyber	KP Police
9.	Mr. Shafqat Hussain No.P/236	Police School of Investigation Peshawar	KP Police
10.	Mr. Syed Tahir Shah No.P/237	CTD	KP Police
11.	Mr. Ihsan Shah No.P/07	CPO	KP Police
12.	Mr. Sabz Ali No.P/238	Traffic Warden Peshawar	KP Police
13.	Mr. Sanobar Shah No.P/239	Kohat Region	KP Police
14.	Mr. Saz Wali No.P/242	CCP Peshawar	KP Police
15.	Mr. Fazal Rehman No.P/244	CCP Peshawar	KP Police
16.	Mr. Bashir Gul No.P/245	CCP Peshawar	KP Police
17.	Muhammad Tariq No.K/75	Kohat Region	KP Police
18.	Mr. Shoukat Hayat No.K/13	PSTML, Kohat	KP Police
19.	Mr. Syed Farid Shah No.247/P	CTD	KP Police
20.	Mr. Mukhtiar Ali No. P/250	CCP Peshawar	KP Police
21.	Mr. Ghaffar Ali No. P/251	CCP Peshawar	KP Police
22.	Mr. Nabi Shah B/37	Bannu Region	KP Police
23.	Muhammad Jalil No.B/44	CTD	KP Police
24.	Mr. Gul Rauf No.B/90	CTD	KP Police
25.	Mr. Waqar Ahmad No.B/64	Bannu Region	KP Police
26.	Mr. Zulfiqar Ahmad (Insp./Tech)	Special Branch HQrs Peshawar	Special Branch KP

Please issue detail instructions covering all aspects of preparation and arrival of the participants, besides ensuring all Admin, Logistic, Boarding, Lodging and academic arrangements.

As directed by the Competent Authority that all the process of training will be initiated as per SOP laid down by the Provincial Government in wake of pandemic COVID-19.

Furthermore, nominees may be directed to bring their medical fitness certificates from their respective districts and they will not be allowed outlining during the course, till completion. In this connection, it is directed that before starting of the subject course may approached to DHQ Hospital Swat for provision of a qualified doctor to conduct medical checkup of all trainees.

It is also directed that daily statement of trainees for the subject course should be provided for information to this office, positively on daily basis.

This is issued with the approval of the Competent Authority.


(MUIHAMMAD QURAISH KHAN) PSP
Assistant Inspector General of Police
Training, Khyber Pakhtunkhwa

FAVEED IQBAL Gul Bela
Daudzal Law Chamber
Adv. and High Court Peshawar
Mob: 0315-9405501